



To:
Office of Planning and Research
For U.S. Mail:
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From:
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Contact: John Herrera
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Lead Agency (if different from above)
County of Mendocino
860 N. Bush Street
Ukiah, CA 95482
Contact: Mary Lynn Hunt
Phone: 707-234-6650

SUBJECT: Filing of Notice of Determination pursuant to Public Resources Code section 21108

State Clearinghouse Number: 2016112028

Project Title: Count Water Diversion, Stream Crossings, and Pond Removal Project (Lake or Streambed Alteration Agreement No. 1600-2018-0847-R1)

Project Location (include county): The project is located approximately 6.7 miles south of the town of Laytonville; affecting multiple unnamed tributaries to Long Valley Creek in the County of Mendocino, State of California; Sections 7, 8, & 18, Township 20N, Range 14W; Mt. Diablo Base and Meridian, in the Longvale, Calif. 7.5-minute quadrangle, U.S. Geological Survey (USGS) map.

Project Description: The project consists of 8 encroachment(s): One encroachment is for water diversion from an unnamed tributary to Long Valley Creek. Water is diverted for domestic use and irrigation. Work for the water diversion will include use and maintenance of the water diversion infrastructure.

One encroachment is for the removal of an unpermitted on-stream pond and restoration of the stream channel through the former impoundment. Work for this encroachment will involve dewatering the pond under the guidance of CDFW, removal of the pond berm, removal of the outlet culvert, recontouring of the impoundment area, and revegetation of the slopes with native vegetation. All excavated material will be used to return the slopes to original grades with no materials hauled off site. Removal and recontouring of the impoundment area will require the use of an excavator, small bulldozer, and compactor. All work will be conducted when no flowing water is present. The restored channel will be lined with 25 cubic yards of 0.5-1 ft diameter river-washed rock. Following recontouring activities, the surrounding slopes and streambank will be covered with jute netting, mulched, seeded with native grasses, and planted with regionally appropriate native trees.

Five other proposed encroachments are to upgrade failing and undersized culverts. Work for these encroachments will include excavation, removal of the failing culverts, replacement with new properly sized culverts, backfilling and compaction of fill, and rock armoring as necessary to minimize erosion.

One encroachment is to remove an undersized culvert on a Class II stream and restore the channel. Work for this encroachment will involve removal of the culvert and recontouring of the side-slopes to match the adjacent slopes. The slopes will be seeded with native seed mix, mulched with seedless rice straw, and planted with regionally appropriate native trees as needed.

The Notification discloses 13 additional existing stream crossings on the Permittee's property that are mostly failed and in need of repair or replacement. All of these crossings are maintained by either the Cherry Creek Road Association or the Permittee's adjacent neighbor. Also disclosed in the Notification is a rainwater catchment pond that stores water from POD-1. This pond has an outfall structure consisting of a 36" culvert and a downspout that drains when the pond is full into an upland vegetated area and disperses. The pond contains bluegill and bass fish species. Additionally, the Notification discloses a well that was not evaluated for hydrologic connectivity which supplies domestic water to a tenant on the Permittee's property. None of the features described in this paragraph are covered by this Agreement.

This is to advise that CDFW, acting as the Lead Agency / a Responsible Agency approved the above described project and has made the following determinations regarding the project pursuant to California Code of Regulations section 15096, subdivision (i):

1. The project will not have a significant effect on the environment. This determination is limited to effects within CDFW's permitting jurisdiction as a Responsible Agency.
2. A mitigated negative declaration / negative declaration was prepared for this project pursuant to the provisions of CEQA.
CDFW considered the mitigated negative declaration / negative declaration prepared by the Lead Agency for this project pursuant to California Code of Regulations section 15096, subdivision (f).
3. Mitigation measures were / were not made a condition of CDFW's approval of the project.
4. A mitigation reporting or monitoring plan was / was not adopted by CDFW for this project.
5. A Statement of Overriding Considerations was not adopted by CDFW for this project.
6. Findings were not made by CDFW pursuant to Public Resources Code section 21081, subdivision (a).

The mitigated negative declaration / negative declaration prepared for the project is available to the general public at the office location listed above for the Lead Agency. CDFW's record related to the Lake or Streambed Alteration Agreement is available to the public for review at CDFW's regional office.

Signature 
Cheri Sanville, Senior Environmental Scientist Supervisor

Date: 4/3/19 *CJS 3/16/2020*

Date Received for filing at OPR: Governor's Office of Planning & Research

MAR 10 2020

STATE CLEARINGHOUSE