



To: Office of Planning and Research
For U.S. Mail:
P.O. Box 3044
Sacramento, CA 95812-3044

Street Address:
1400 Tenth Street
Sacramento, CA 95814

From: Department of Fish and Wildlife
Northern Region
619 Second Street
Eureka, California 95501
Contact: Angela Liebenberg
Phone: 707-964-4830
Lead Agency (if different from above)
County of Mendocino
860 N. Bush Street
Ukiah, CA 95482
Contact: Julia Acker
Phone: 707-234-6650

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

State Clearinghouse Number: 2016112028

Project Title: Bierer Water Diversion Project (Lake or Streambed Alteration Agreement No. 1600-2018-0334-R1)

Project Location (include county): The project to be completed is located within the Eel River watershed, approximately 13 miles southeast of the City of Willits, County of Mendocino, State of California. The project is located in Section 32, T18N, R11W, Mt. Diablo Base and Meridian; in the Van Arsdale Reservoir U.S. Geological Survey 7.5-minute quadrangle.

Project Description: The California Department of Fish and Wildlife has executed Lake and Streambed Alteration Agreement number 1600-2018-0334-R1, pursuant to Section 1602 of the Fish and Game Code to Mr. Leif Bierer.

The project is limited to one (1) encroachment. Encroachment 1 is for water diversion from a hydrologically connected well within the Eel River floodplain. Water will be diverted for irrigation and domestic use. Work for the water diversion will include use and maintenance of the water diversion infrastructure.

The project includes proposed construction of an off-stream reservoir to store rainwater and diverted water. Design plans for the pond will be submitted for CDFW review prior to construction.

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 Scott Bauer Date: 4/27/2020
Scott Bauer, Senior Environmental Scientist Supervisor

Governor's Office of Planning & Research

Date Received for filing at OPR: APR 28 2020

STATE CLEARINGHOUSE