



To:
Office of Planning and Research
For U.S. Mail:
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Street Address:
1400 Tenth Street
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From:
Department of Fish and Wildlife
Northern Region
619 Second Street
Eureka, California 95501
Contact: Jonathan Hollis
Phone: 707-964-4830

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: Aviles-Gonzales Water Diversion and Stream Crossings Project (Lake or Streambed Alteration Agreement No. 1600-2019-0190-R1)

Project Location (include county): The project to be completed is located within the South Fork Eel River watershed, at 1000 Red Rock Road, in the town of Benbow, County of Humboldt, State of California. The project is located in Section 6, T5S, R4E, Humboldt Base and Meridian; in the Garberville U.S. Geological Survey 7.5-minute quadrangle; Assessor's Parcel Number 033-120-012; latitude 40.0549 N and longitude 123.7676 W at the point of diversion (POD).

Project Description: The project is limited to seven encroachments. One encroachment is for water diversion from a spring feeding an unnamed tributary to Fish Creek. Water is diverted for domestic use and commercial irrigation. Work for the water diversion will include component upgrades and use and maintenance of the water diversion infrastructure. The six other proposed encroachments are to upgrade or decommission failing stream crossings. Work for these encroachments will include excavation, removal of the failing culverts, replacement with new properly sized culverts where applicable, backfilling and compaction of fill, and rock armoring as necessary to minimize erosion.

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 _____ Date: _____

Cheri Sanville, Senior Environmental Scientist Supervisor
Governor's Office of Planning & Research

Date Received for filing at OPR: Jul 17 2020