



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: Blake Water Diversion, Pond and Stream Crossing Project (Lake or Streambed Alteration Agreement No. 1600-2020-0037-R1)

Project Location (include county): The project to be completed is located within the Eel River watershed, approximately 9 miles northwest of the town of Laytonville, County of Mendocino, State of California. The project is located in Section 33, T23N, R15W, Mt. Diablo Base and Meridian; in the Tan Oak Park 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 1600-2020-0037-R1, pursuant to Section 1602 of the Fish and Game Code to Mr. Tim Blake.

The project is limited to six (6) encroachments. Encroachment 1 is for water diversion from Meadow Spring, tributary to Rattlesnake Creek. Water is diverted for domestic use and fire protection for three residences and one cabin. Work for the water diversion will include use and maintenance of the water diversion infrastructure, and work required to bring the diversion into compliance with the Agreement.

Encroachment 2 is for maintenance of an existing on-stream pond (identified as Pond 2) fed by a Class III stream, percolating groundwater, and sheet flow. The pond is used for recreational, wildlife and emergency fire purposes. Water is not diverted for consumptive use.

The four (4) other proposed encroachments (C1, C2, C4 and C5) are to maintain, repair or decommission existing stream crossings. Work for these encroachments will include (as appropriate): excavation, removal of existing culvert and/or fill, rock armoring and/or application of appropriate erosion control measures as necessary to minimize erosion, and work on the adjacent road.

The notification also disclosed an additional pond (identified as Pond 1) which was described as rainfall catchment. The notification states Pond 1 is not fed or drained by any watercourses, and that an oversized armored spillway will be installed. One additional stream crossing (C3) was described as rocky ford on a short section of abandoned road. No work is proposed at this site.

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: 12/18/2020
Scott Bauer, Senior Environmental Scientist Supervisor

Date Received for filing at OPR: _____