



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: Moen Water Diversion Project (Lake or Streambed Alteration Agreement No. 1600-2018-0672-R1)

Project Location (include county): The project to be completed is located within the Eel River watershed, approximately 2 miles southwest of the town of Laytonville, County of Mendocino, State of California. The project is located in Section 24, T21N, R15W, Mt. Diablo Base and Meridian; in the Laytonville 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 1600-2018-0672-R1, pursuant to Section 1602 of the Fish and Game Code to Kenneth Moen. The project is limited to one (1) encroachment. The encroachment is for water diversion from a well hydrologically connected to Tenmile Creek. Water is diverted for domestic use and irrigation.

The notification also disclosed an existing lined rainwater catchment pond, and proposed monitoring and management of bullfrogs.

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:* 4/7/2021
 Scott Bauer, Senior Environmental Scientist Supervisor

Date Received for filing at OPR: _____