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Office of Planning and Research

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From:
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Lead Agency (if different from above)
County of Mendocino
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Contact: Julia Acker
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SUBJECT: Filing of Notice of Determination pursuant to Public Resources Code section 21108

State Clearinghouse Number: 2016112028

Project Title: Schneider Water Diversion and Water Impoundment Project (Lake or Streambed Alteration Agreement No. 1600-2018-0419-R1)

Project Location: The project to be completed is located within the Big River watershed, approximately 4.5 miles southwest of the town of Willits, County of Mendocino, State of California. The project is located in Section 10, T17N, R14W, Mt. Diablo Base and Meridian; in the Greenough Ridge U.S. Geological Survey 7.5-minute quadrangle; Assessor's Parcel Number 147-061-023; latitude/longitude: 39.3471, -123.3966 at the point of diversion (POD).

Project Description: This Agreement relies on the Notification materials and a desk review without a CDFW site inspection. The project is limited to three (3) encroachments (Table 1). One encroachment is for water diversion from unnamed tributaries to Martin 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 to abandon a water diversion from an unnamed tributary to Martin Creek. The other proposed encroachment is upgrade the dam wall, outlet culvert and rock armor the channel outlet from a reservoir. The reservoir will be subject to a CDFW inspection to determine if it is spring-fed, and whether additional work or modifications may be necessary to protect fish and wildlife resources.

Table 1. Project Encroachments with Description

ID	Latitude/Longitude	Description
POD-1	39.3471, -123.3966	Surface water diversion from a spring. During the diversion season, Permittee shall bypass 90% of stream flow. Rate of diversion shall be no more than 3 gallons per minute. Permittee shall implement seasonal diversion minimization and limit total daily diversion to 375 gallons per day from April 1 – December 14.
POD-2	39.3470, -123.3963	Permittee will discontinue the use of this surface water diversion. All water diversion infrastructure, waterlines, trash and other materials that are the responsibility of the Permittee shall be removed.
Reservoir	39.3477, -123.4006	Reservoir with outlet culvert that discharges into a stream channel connected to Martin Creek. Permittee shall install an emergency rocked spillway. Permittee shall implement recommendations from the certified engineering geologist report (see notification): 1) The berm slope face should be inspected annually for erosion and seepage.

		<ul style="list-style-type: none"> 2) The area of erosion identified as the “man-made cut or small erosional feature” located at the base of the berm should be backfilled with compacted soil. 3) Should seepage from the berm ever be observed, retain a qualified professional to investigate the source. 4) Extend the pond spillway culvert pipe to the base of the berm with the same diameter pipe to reduce the potential for erosion to the pond berm from spillway flows. 5) Armor the first 10 feet of the spillway outlet channel with rock to protect against erosion and dissipate energy from the spillway discharge.
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No other projects that may be subject to FGC section 1602 were disclosed. This Agreement does not retroactively permit any constructed reservoirs (including “ponds”), stream crossings, water diversions, modifications to riparian buffers, or other encroachments not described in Table 1.

Determination: 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

Date Received for filing at OPR: _____