

To:
Office of Planning and Research

For U.S. Mail:
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Sacramento, CA 95812-3044

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: 707-441-5842



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: Kuchera Stream Crossings and Onstream Pond Remediation Project (Lake or Streambed Alteration Agreement No. EPIMS-MEN-07780-R1)

Project Location: The project is located within the Blue Rock Creek watershed, approximately 16 miles southwest of the town of Piercy, County of Mendocino, State of California; Assessor's Parcel Number 056-070-01.

Project Description: The California Department of Fish and Wildlife has executed Lake and Streambed Alteration Agreement number EPIMS-MEN-07780-R1, pursuant to Section 1602 of the Fish and Game Code to Zachary Kuchera. The project is limited to five (5) encroachments. One encroachment is for non-consumptive water-diversion from an unnamed tributary to Blue Rock Creek for micro-hydroelectric use. Work for the water diversion will include use and upgrades to the water diversion infrastructure. One encroachment is for the decommissioning and remediation of an onstream pond. Work for the pond-decommissioning will include excavation, removal of failing outlet infrastructure and embankment, recontouring of the hillslope and pond-basin, backfilling and compaction of fill, reconstruction of the stream channel, and rock armoring as necessary to minimize erosion. The three other proposed encroachments are to upgrade failing and undersized stream crossings. Work for these encroachments will include excavation, removal of the failing crossing infrastructure, replacement with new properly designed crossings, backfilling and compaction of fill, and rock armoring as necessary to minimize erosion.

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.

DocuSigned by:
Rebecca Garwood
Signature _____ Date: 1/5/2022
Rebecca Garwood, Environmental Program Manager

Date Received for filing at OPR: _____