



**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: Kevin Joe  
  
Phone: 707-653-3710  
  
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:** Mulvaney Stream Crossing Project. Lake or Streambed Alteration Agreement No. EPIMS-MEN-16139-R1C

**Project Location (include county):** The project is located within the Russian River watershed, approximately 0.7 miles south of the town of Potter Valley, County of Mendocino, State of California; Section 20, T 17N, R 11W, Mt. Diablo Base and Meridian, in the Potter Valley U.S. Geological Survey 7.5-minute quadrangle; Assessor's Parcel Numbers 175-110-04, 175-140-08, and 175-140-09; latitude 39.3121 N and longitude 123.1115 W at the stream crossing.

**Project Description:** The California Department of Fish and Wildlife has executed Lake and Streambed Alteration Agreement number EPIMS-MEN-16139-R1C, pursuant to Section 1602 of the Fish and Game Code to John Mulvaney.

The project is limited to one encroachment. The proposed encroachment is to upgrade a failing and undersized stream crossing. Work for this encroachment will include excavation, removal of the failing crossing, replacement with a new properly sized crossing, backfilling and compaction of fill, and rock armoring as necessary to minimize erosion.

Project activities at the stream crossing shall require a pre-construction survey by a Designated Biologist only if surface water is present one week before construction or becomes present during construction.

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:  
Signature Angela Liebenberg Date: 11/5/2021  
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Angela Liebenberg, Senior Environmental Scientist Supervisor

Date Received for filing at OPR: \_\_\_\_\_