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**From:**  
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**SUBJECT: *Filing of Notice of Determination pursuant to Public Resources Code section 21108***

**State Clearinghouse Number:** 2016112028

**Project Title:** Dang Adjacent Farms Stream Crossings, Pond Spillways, and Stream Restoration Project. Lake or Streambed Alteration Agreement No. EPIMS-MEN-07427-R1C

**Project Location (include county):** The project to be completed is located within the Eel River watershed, approximately 3.5 miles northeast of the town of Covelo, County of Mendocino, State of California. The project is located in Section 28, T 23N, R 12W, Mt. Diablo Base and Meridian; in the Covelo East U.S. Geological Survey 7.5-minute quadrangle; Assessor's Parcel Number 032-070-08; latitude 39.8243 N and longitude 123.1977 W at the first stream crossing (STX-1).

**Project Description:** The California Department of Fish and Wildlife has executed Lake and Streambed Alteration Agreement number EPIMS-MEN-07427-R1C, pursuant to Section 1602 of the Fish and Game Code to Steven Dang.

The project is limited to eight encroachments. Two (2) proposed encroachments (STX-1 and STX-3) are to upgrade existing stream crossing culverts. Work for these encroachments will include excavation, removal of the existing culverts, replacement with new properly sized culverts, backfilling and compaction of fill, and rock armoring as necessary to minimize erosion. The rock armoring to be installed shall follow the final plans provided on the December 15, 2022 revision to the Notification.

One (1) proposed encroachment (STX-2) is to maintain and improve an existing stream crossing culvert. Work for this encroachment will include manual clearing of the culvert inlet and outlet, and the addition of rock armoring to the outlet as necessary to minimize erosion. The rock armoring to be installed shall follow the final plans provided on the December 15, 2022 revision to the Notification.

One (1) proposed encroachment (STX-4 and DAM-1) is a single project with multiple components within the same affected footprint. The proposed encroachment is to 1) remove a failed earthen dam and its associated smooth bore outlet pipe from the stream channel, 2) conduct stream restoration and revegetation through the site of the earthen dam, and 3) upgrade an existing stream crossing culvert directly downstream of the earthen dam. Work for the dam removal will include excavation, removal of the existing outlet pipe, recontouring of the stream to its natural contours, and applying erosion control measures as needed. Silt fencing and straw wattles will be located outside of the channel. Work for the stream crossing component will include excavation, removal of the existing culvert, replacement with new properly sized culvert, backfilling and compaction of fill, and rock armoring as necessary to minimize erosion. The rock armoring to be installed shall follow the final plans provided on the December 15, 2022 revision to the Notification.

One (1) proposed encroachment (STX-5) is to conduct stream crossing decommissioning and stream restoration at an existing stream crossing culvert. Work for this encroachment will include blocking the eastern approach with boulders, excavation of fill, removal of the existing culvert, recontouring of the stream to its natural contours, and applying erosion control measures on as needed.

Two (2) proposed encroachments (RES-1 and RES-2) are to implement spillway upgrades on two separate existing on-stream ponds. At RES-1, the existing spillway culvert will be removed and an open-channel trapezoidal concrete spillway with a concrete apron will be installed. Existing rock armoring below the RES-1 spillway will be re-used. At RES-2, the existing spillway culvert will be removed and an open-channel trapezoidal concrete spillway with a concrete apron will be installed. Additionally, at RES-2, both the removed culvert and existing erosional damage below the spillway will be backfilled with rock armoring. Both spillways and rock armoring will be installed in accordance with the final plans provided in the December 15, 2022 revision to the Notification. Work for both of

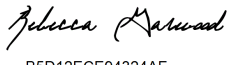
these encroachments will include excavation, removal of the existing culvert, installation of the concrete spillways, backfilling and compaction of fill, and rock armoring as necessary to minimize erosion.

One (1) proposed encroachment (PP-4) is to 1) remove road fill in the channel associated with an unimproved low water crossing and 2) remove sediment that has delivered into the channel from a hydrologically connected roadside ditch, and 3) conduct stream restoration and revegetation. Work for this encroachment will include excavation of the road fill, removal of delivered roadside ditch sediment, recontouring of the stream to its natural contours, and applying erosion control measures on as needed.

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.


4/20/2023  
 Signature \_\_\_\_\_ Date: \_\_\_\_\_  
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 Rebecca Garwood, Environmental Program Manager

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