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**From:**  
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Northern Region  
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Contact: Adam Hutchins  
  
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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:** Lopez 1700 Mohawk Diversion and Spillway upgrade Project or Streambed Alteration Agreement No. EPIMS-MEN-37977-R1C

**Project Location:** Russian River watershed, in Redwood Valley, County of Mendocino, State of California. The project is located in Section 30, Township 17N, Range 12W, Mount Diablo Base and Meridian; in the Redwood Valley U.S. Geological Survey 7.5-minute quadrangle; Assessor's Parcel Number 160-150-01-00; latitude 39.2937 N and longitude -123.2261 W at the point of diversion (POD).

**Project Description:** The California Department of Fish and Wildlife has executed Lake and Streambed Alteration Agreement number EPIMS-MEN-37977-R1C, pursuant to Section 1602 of the Fish and Game Code to Anarbol Lopez.

The project is limited to three (3) encroachments (Table 1). The first encroachment (POD) is for water diversion from an unnamed tributary to the East Fork Russian River. Water is diverted for vineyard irrigation and frost protection under an appropriative water right (A023408). Work for the water diversion will include use and maintenance of the water diversion infrastructure.

The second encroachment (Spillway Upgrade) is to replace a failing concrete spillway with a rock armored spillway. Work for the spillway upgrade will include removing the flashboards and associated infrastructure, cutting and removing the concrete bed from the concrete banks, excavation of the channel to construct the keyway and seat rock, and installing sufficiently sized rock in the sloped portion of the spillway channel at a 5 to 1 horizontal to vertical slope.

The third encroachment (SC-2) will include removal of the embedded debris in the channel above the inlet, excavation, removal of the existing culvert, installation of a new culvert at least 36 inches in diameter, backfilling and compaction of fill, and rock armoring as necessary to minimize erosion.

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.

*Rebecca Garwood*  
Signature B5D12ECE94324AF Date: 1/16/2024

Rebecca Garwood, Environmental Program Manager

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