



To:
Office of Planning and Research
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Street Address:
1400 Tenth Street
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From:
Department of Fish and Wildlife
Northern Region
619 Second Street
Eureka, California 95501
Contact: John Herrera

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Lead Agency (if different from above)
County of Mendocino
860 N. Bush Street
Ukiah, CA 95482
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: Sheppard Water Diversion Removal, Stream Restoration, and Stream Crossings Project, Lake or Streambed Alteration Agreement No. EPIMS-MEN-30831-R1C

Project Location: The project to be completed is located within the Russian River watershed, approximately 4.6 miles northwest of the town of Hopland, County of Mendocino, State of California. The project is located in Section 4, T 13N, R 12W, Mt. Diablo Base and Meridian; in the Elledge Peak U.S. Geological Survey 7.5-minute quadrangle; Assessor's Parcel Number 047-220-53; latitude 39.0133 N and longitude 123.1848 W at the first stream crossing (SC-1).

Project Description: The California Department of Fish and Wildlife has executed Lake or Streambed Alteration Agreement number EPIMS-MEN-30831-R1C, pursuant to Section 1602 of the Fish and Game Code to Noah Sheppard.

The project is limited to five (5) encroachments. One encroachment (WS-1) is related to the complete removal of water diversion infrastructure from an unnamed tributary to Feliz Creek. No water diversion is permitted by this Agreement. Work for WS-1 will include removal and disconnection of all water pipes, deconstruction and removal of the concrete water collecting basin, and rock armoring to minimize erosion. Work will be conducted when water is not present at the project site, and heavy equipment will not be used in the stream.

Three (3) proposed encroachments are to upgrade existing culverts (SC-1, SC-3, and SC-4). 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 to minimize erosion. For SC-1, both the newer and old secondary culvert will be removed from the roadbed.

One proposed encroachment (SC-2) is to decommission a stream crossing and restore the stream channel. Work for this encroachment will include excavation, removal of fill and the culvert, recontouring the channel to its original cross-section and profile, stabilizing fill in upland areas (or removal from the property), installing stream grade control, stabilizing exposed soils, installing adequate erosion control, and revegetation.

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 _____ Date: 3/25/2024

Rebecca Garwood, Environmental Program Manager

Date Received for filing at OPR: _____