



To:
Office of Planning and Research
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From:
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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: Bell Pond Spillway, Water Diversion, and Stream Crossings Project, Lake or Streambed Alteration Agreement No. EPIMS-MEN-43567-R1C

Project Location: Eel River watershed, approximately 3.8 miles north of the town of Laytonville, County of Mendocino, State of California. The Project is located in Section 24, T 22N, R 15W, Mt. Diablo Base and Meridian; in the Laytonville U.S. Geological Survey 7.5-minute quadrangle; Assessor's Parcel Number 013-570-15; latitude 39.7428 N and longitude 123.4844 W at the point of diversion (POD).

Project Description: The California Department of Fish and Wildlife has executed Lake or Streambed Alteration Agreement number EPIMS-MEN-43567-R1C, pursuant to Section 1602 of the Fish and Game Code to David Bell. The Project is limited to three encroachments. The first encroachment is to upgrade an existing unimproved low water crossing to an armored fill crossing. Work for this encroachment will include excavation, construction of a U-shaped dip through the crossing, excavating a trenched keyway prism, digging a keyway slot to hold anchor rocks, packing the keyway slot with rock armor, placing a filter rock layer, backfilling and compaction of fill, and rocking road approaches.

The second proposed encroachment is to upgrade an existing culvert. Work for this encroachment 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 third encroachment is a project with two components, water diversion from an on-stream pond and replacement of the pond spillway. The first component is water diversion from an on-stream pond on an unnamed tributary to White Rock Creek. Water is diverted for irrigation. Work for the water diversion will include use and maintenance of the water diversion infrastructure and installation of a staff gage to estimate water level. The second component is to upgrade the existing pond spillway, by replacing two existing culverts with a new 36" diameter culvert set at grade and allowing two feet of free-board, rock armoring the spillway outlet and outfall. Work for this encroachment will include excavation, removal of the existing culverts, replacement with new properly sized culvert, 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.

Signature  *Date:* 9/5/2024
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Rebecca Garwood, Environmental Program Manager

Date Received for filing at OPR: _____