



To: Office of Planning and Research
For U.S. Mail:
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1400 Tenth Street
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From: Department of Fish and Wildlife
Northern Region
619 Second Street
Eureka, California 95501
Contact: John Herrera
Phone: 707-962-9044

Lead Agency (if different from above)
County of Mendocino
860 N. Bush Street
Ukiah, CA 95482
Contact: Mary Lynn Hunt
Phone: 707-234-6650

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

State Clearinghouse Number: 2016112028

Project Title: Browning Water Diversion Project (Lake or Streambed Alteration Agreement No. EPIMS-02532-R1)

Project Location: The project to be completed is located within the Russian River watershed, approximately 4.8 miles south of the city of Willits, County of Mendocino, State of California. The project is located in Section 7, T17N, R13W, Mt. Diablo Base and Meridian; in the Laughlin Ridge U.S. Geological Survey 7.5-minute quadrangle; Assessor's Parcel Number 147-290-08; latitude 39.3417 N and longitude 123.3369 W at the point of diversion.

Project Description: The project is limited to one encroachment. The encroachment is for water diversion from an unnamed tributary to Forsythe Creek. Water is diverted for domestic use and irrigation. Work for the water diversion will include use and maintenance of the water diversion infrastructure and possible modifications for consistency with protective measures in this Agreement.

The Notification discloses additional features of interest. Two wells exist on the property that are used for cannabis irrigation and domestic needs. CDFW did not evaluate hydraulic connection of the well to surface water, nor was a hydrogeologic evaluation prepared by a licensed geologist provided for CDFW review.

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: 7/2/19
Cheri Sanville, Senior Environmental Scientist Supervisor
Governor's Office of Planning & Research

Date Received for filing at OPR: **JULY 02 2019**