

Notice of Determination

TO: Office of Planning and Research **FROM:** Department of Fish and Wildlife
Northern Region
619 Second Street
Eureka, California 95501
Contact: Joshua Gruver
Phone: (707) 441-5790

For U.S. Mail:
P.O. Box 3044
Sacramento, CA 95812-3044

Street Address:
1400 Tenth Street
Sacramento, CA 95814

LEAD AGENCY (if different from above):
Humboldt County
3015 H Street
Eureka, CA 95501
Contact: Steve Lazar
Phone: (707) 445-7541

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

State Clearinghouse Number: 2017042022

Project Title: Radomski Diversion and Streambank Remediation Project (Lake or Streambed Alteration Agreement No. EPIMS-HUM-19637-R1C)

Project Location: The project is located within the Minor Creek watershed, approximately 10 miles east of the town of Blue Lake, County of Humboldt, State of California; Section 11, T06N, R03E, Humboldt Base and Meridian, in the Lord Ellis Summit U.S. Geological Survey 7.5-minute quadrangle; Assessor's Parcel Number 316-292-021-000; latitude 40.9199 N and longitude 123.7983 W at the point of diversion (POD).

Project Description: The project is limited to two (2) encroachments. The first encroachment is for water diversion from an unnamed tributary to Captain Creek. Water is diverted for domestic use only. Work for the water diversion will include installation of an appropriate collection vessel (e.g., spring box that meets the requirements in this Agreement), use, and maintenance of the water diversion infrastructure. The second encroachment is for the (partial) remediation and armoring of the bank of Captain Creek due to unpermitted cut-bank steps being previously installed.

This is to advise that the California Department of Fish and Wildlife (CDFW), acting as the lead agency / a responsible agency approved the above-described project and has made the following determinations:

1. The project will / will not have a significant effect on the environment. (This determination is limited to effects within CDFW's jurisdiction when CDFW acts as a responsible agency.)
2. An environmental impact report / A negative declaration / A timber harvesting plan was prepared for this project pursuant to CEQA.
3. Mitigation measures were / were not made a condition of CDFW's approval of the project.
4. A Statement of Overriding Considerations was / was not adopted by CDFW for this project.
5. Findings were / were not made by CDFW pursuant to Public Resources Code § 21081(a).
6. Compliance with the environmental filing fee requirement at Fish and Game Code § 711.4 (check one):
 - Payment is submitted with this notice.
 - A copy of a receipt showing prior payment is on file with CDFW.
 - A copy of the CEQA Filing Fee No Effect Determination Form signed by the Department is attached to this notice.

Lead Agency certification: CDFW, as Lead Agency, has made the final EIR with comments and responses and record of project approval, or the Negative Declaration, available to the General Public at the CDFW office identified above.

Responsible Agency statement: The final EIR that was prepared by the Lead Agency for this project is available to the General Public at the office location listed above for the Lead Agency.

DocuSigned by:
Angela Liebenberg

Signed: _____
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Date: 9/23/2021

for Cheri Sanville
Senior Environmental Scientist Supervisor
Northern Region

Date Received for filing at OPR: