



To:
 Office of Planning and Research
 For U.S. Mail:
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Street Address:
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From:
 Department of Fish and Wildlife
 Northern Region
 619 Second Street
 Eureka, California 95501
 Contact: Cheri Sanville
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Lead Agency (if different from above)
 County of Humboldt
 3015 H Street
 Eureka, Ca 95501
 Contact: Steve Lazar
 Phone: 707-445-7541

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

State Clearinghouse Number: 2017042022

Project Title: MJ Aviles-Gonzalez Davis Red Rock Farms Water Diversion and Pond (Lake or Streambed Alteration Agreement No. 1600-2019-0192-R1)

Project Location (include county): The projects to be completed are located in the Eel River watershed, 3250 Blue Rock Road, City of Garberville, County of Humboldt, State of California. Assessor Parcel Number 033-170-023. A point of diversion (POD-1) is located at 40.05177323 N, -123.7512691 W. An onstream pond with a culvert outflow is located 40.05180329 N, -123.7506742 W.

Project Description: The project is limited to 2 encroachments. POD-1 An existing water diversion from two sequential pools on unnamed class II stream. Water is gravity fed to 2 water storage tanks and water is used for domestic and irrigation purposes. The onstream pond has an existing 12-inch diameter 20-foot long plastic culvert functioning as the overflow spillway. The culvert is undersized. The notification proposes the removal of the culvert and lowering of the spillway to render the pond incapable of storing water and thus restoring unimpeded streamflow. The removal and lowering of the spillway will require the removal and displacement of about 8-cubic yards of fill and 160-square feet of overall disturbance.

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: _____
 Cheri Sanville, Senior Environmental Scientist Supervisor

Governor's Office of Planning & Research

Date Received for filing at OPR: _____ **Jun 30 2020**

STATE CLEARINGHOUSE