

Notice of Determination

To:

Office of Planning and Research

For U.S. Mail:

P.O. Box 3044

Sacramento, CA 95812-3044

Street Address:

1400 Tenth Street

Sacramento, CA 95814

From:

Department of Fish and Wildlife

Northern Region

619 Second Street

Eureka, California 95501

Contact: Jessica Ryan

Email: jessica.ryan@wildlife.ca.gov

Phone: 707-445-6493



Lead Agency

Mendocino County Resource

Conservation District

410 Jones Street, Suite C-3

Ukiah, Ca 95482

Contact: Joseph Scriven

Email: joe.scriven@mcrd.org

Phone: 707-462-3664

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

State Clearinghouse Number: 2012052019

Project Title: Caltrans Eel River TMDL Mitigation, Jack of Hearts Creek Road Stream Crossings Project (Lake or Streambed Alteration Agreement No. EPIMS-MEN-37304-R1C)

Project Location: Unnamed Tributaries to Jack of Hearts Creek, Tributary to the South Fork Eel River, Tributary to the Eel River and the Pacific Ocean, approximately four miles northwest of the town of Branscomb, County of Mendocino, State of California. The project is located in Section 4, Township 21N, Range 16W, Mt. Diablo Base and Meridian; in the Lincoln Ridge U.S. Geological Survey 7.5-minute quadrangle; Assessor's Parcel Number 013-660-51; latitude 39.703637 N and longitude 123.654570 W.

Project Description: The California Department of Fish and Wildlife (CDFW) has executed Lake and Streambed Alteration Agreement (EPIMS-MEN-37304-R1C), pursuant to Fish and Game Code section 1602, the project Applicant, Joseph Scriven representing the Mendocino County Resource Conservation District.

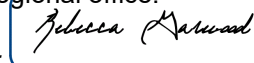
The project is limited to eleven (11) encroachments for stream crossing upgrades. Ten (10) encroachments are to install corrugated metal pipe (CMP) culverts. Work for these encroachments will include excavation, removal of the existing culverts, replacement with new properly sized culverts, backfilling and compaction of fill, and rock armoring as necessary to minimize erosion. One (1) encroachment is to install a rocked ford crossing. Work for these encroachments will include excavation, keying in and placing properly sized rock, and rock armoring as necessary to minimize erosion.

This is to advise that CDFW, acting as a Responsible Agency, approved the project described above on September 13, 2023, 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. CDFW considered the **Mitigated Negative Declaration** prepared by the Lead Agency for this project pursuant to California Code of Regulations section 15096, subdivision (f).
3. Mitigation measures **were** made a condition of CDFW's approval of the project.
4. A Mitigation Reporting or Monitoring Plan **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 California Code of Regulations section 15091.

Notice of Determination

The Mitigated 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 of project approval as a Responsible Agency is available at CDFW's regional office:

Signature:  _____ Date: 9/20/2023
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Rebecca Garwood, Environmental Program Manager

Date Received for filing at OPR: _____