

Notice of Exemption**- 1 -****To:**

Office of Planning and Research
 For U.S. Mail:
 P.O. Box 3044
 Sacramento, CA 95812-3044

From:

Department of Fish and Wildlife
 Northern Region
 601 Locust Street
 Redding, CA 96001

**Street Address:**

1400 Tenth Street
 Sacramento, CA 95814

Project Title: Stream Crossing Upgrades, Remediation, and Water Diversion for Cannabis Cultivation (Lake or Streambed Alteration Agreement No. 1600-2019-0234-R1)

Project Location (include county): Mad River, above Ruth Lake in Trinity County; APN 021-190-11

Project Description: The California Department of Fish and Wildlife has executed Lake and Streambed Alteration Agreement number 1600-2019-0234-R1, pursuant to Section 1602 of the Fish and Game Code to Charles Perry.

The project is limited to upgrading five existing unpermitted stream crossings, construction of two new crossings that are needed to realign the channel to the original flow path in order to remediate erosion and sedimentation from water travelling down an in-board ditch of the driveway, and maintenance of two properly sized crossings with work to address sedimentation and water pollution around the crossing locations. The installation of culverts on the private driveway is needed to prevent excessive sedimentation and erosion from unimproved, undersized, or misaligned crossings. The driveway is used to access the commercial cannabis premises. Water will be diverted from an existing point of diversion (POD) and stored for commercial cannabis irrigation in compliance with requirements of Water Right H505962, in addition to limited diversion for domestic purposes. Historic diversion points will be removed from the stream channel in order to remediate unauthorized diversion points.

Public Agency Approving Project: CALIFORNIA DEPARTMENT OF FISH AND WILDLIFE

Person or Public Agency Carrying Out Project: Charles Perry

Exempt Status:

Statutory Exemption.

Categorical Exemption. Type – **Class 4**; California Code of Regulations, title 14, **section 15304**; Minor public or private alterations in the condition of land, water, and/or vegetation which do not involve removal of healthy, mature, scenic trees except for forestry and agricultural purposes.

Type – **Class 1**; California Code of Regulations, title 14, **section 15301**; Operation, repair, maintenance, or minor alteration of existing public or private structures, facilities, or topographical features involving negligible or no expansion of use.

Type – **Class 3**; California Code of Regulations, title 14, **section 15303**; Construction of limited numbers of new, small facilities or structures

Type – **Class 8**; California Code of Regulations, title 14, **section 15308**; Actions taken by regulatory agencies to assure the maintenance, restoration, enhancement, or protection of the environment.

Reasons why project is exempt: The project will permit an existing water diversion and remove two obsolete diversion structures from the Mad River, as well as replace and maintain existing stream crossings, and install two new stream crossings. There would be no significant adverse impact on endangered, rare, or threatened species or their habitat pursuant to section 15065. There are no hazardous materials at or around the project site that may be disturbed or removed. The project will not result in impacts that are significant when viewed in connection with the effects of past projects, the effects of other current projects, and the effects of probable future projects.

CDFW Contact Person: Kate Blanchard, Senior Environmental Scientist, Specialist (530) 225-2239

DocuSigned by:

8/11/2020

Signature:
Date:

Adam McKannay E359DC694B14AE...

Interior Cannabis and Conservation Planning Supervisor

Governor's Office of Planning & Research

Date received for filing at OPR: _____

Aug 11 2020**STATE CLEARINGHOUSE**

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