

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
601 Locust Street
Redding, California 96001
Contact: Adam Hutchins
Phone: (707) 964-1980

LEAD AGENCY (if different from above):
Department of Forestry and Fire Protection
135 Ridgway Avenue
Santa Rosa, California 95401
Contact: Dominik Schwab
Phone: (707) 576-2953

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

State Clearinghouse Number (if submitted to State Clearinghouse):

Project Title: Lake or Streambed Alteration Agreement No. 1600-2020-0417-R1 for THP 1-20-00157
MEN "Lower Hardy".

Project Location: The project is located approximately 1.25 miles south of Rockport in Mendocino County, Hardy Creek and its named and unnamed tributaries. The project is located in Section 36 Township (T) 22N, Range (R) 18W; Sections 31 & 32, T22N, R17W, Mt. Diablo Base and Meridian, in the Westport U.S. Geological Survey 7.5-minute quadrangle(s).

Project Description: The Department of Fish and Wildlife (CDFW) is issuing an agreement for the modification of Class II and Class III watercourses at road crossings, and water diversion.

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:

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 the California Environmental Quality Act (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). CDFW adopted findings to document its compliance with CEQA.
 6. Compliance with the environmental filing fee requirement of Fish and Game Code § 711.4 (check one):
 - Payment is submitted with this notice.
 - Payment is not required due to provisions of Public Resources Code §4629.6 (c).
 - 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 CDFW is attached to this notice.
- Lead Agency certification: CDFW, as Lead Agency, has made the final Environmental Impact Report (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, Negative Declaration or THP/NTMP 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. CDFW's CEQA Findings are available at the Eureka CDFW office located at 619 Second Street, Eureka, California, 95501.

Signature:

DocuSigned by:

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Date: 4/12/2021

Jon Hendrix, Senior Environmental Scientist (Supervisory)
Northern Region, Department of Fish and Wildlife

Date Received for filing at OPR: