

Notice of Exemption

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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: Browns Creek Seep Well (Lake or Streambed Alteration Agreement No. EPIMS-TRI-22259-R11)

Project Location (include county): The proposed project is located at Browns Creek, tributary to the Trinity River, within the community of Douglas City in Trinity County; Latitude 40.591397°N, Longitude 122.927612°W; APN 015-190-072-000.

Project Description: The California Department of Fish and Wildlife has executed Lake and Streambed Alteration Agreement number EPIMS-TRI-22259-R1, pursuant to Section 1602 of the Fish and Game Code to Richard Ference-Smith.

The project is limited to using an excavator or backhoe in order to uncover the lid of a previously permitted seep well that is currently buried below cobbles in Browns Creek in order to replace a pump. The seep well diverts water from the underflow of Browns Creek to provide domestic water supply to a home on the legal parcel APN 015-190-52-00, pursuant to a riparian basis of claim. Storage rights obtained through a Small Domestic Use Registration will allow for diversion to storage of 35,000 gallons with a formal agreement that no water will be diverted during specific low-flow summer months.

Public Agency Approving Project: CALIFORNIA DEPARTMENT OF FISH AND WILDLIFE

Person or Public Agency Carrying Out Project: Richard Ference-Smith

Exempt Status:

Statutory Exemption.

Categorical Exemption. Type – **Class 1; California Code of Regulations, title 14, section 15301**

Class 1 consists of the operation, repair, maintenance, permitting, leasing, licensing, or minor alteration of existing public or private structures, facilities, mechanical equipment, or topographical features, involving negligible or no expansion of use beyond that existing at the time of the lead agency's determination.

Reasons why project is exempt: The proposed project consists of maintenance and repair of an existing private water diversion system with no expansion of use compared to historical use. The project will have no significant effects on the environment.

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

Signature: 

Date: 9/8/2021

Adam McKannay
Interior Cannabis and LSA Permitting Supervisor

Date received for filing at OPR: _____