

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
Region 1 – Northern
619 Second Street
Eureka, CA 95501



Street Address:

1400 Tenth Street
Sacramento, CA 95814

State Clearinghouse Number: N/A

Project Title: Brown (Avicenna Land Holdings LLC) Stream Crossings and Water Diversions (Lake or Streambed Alteration Agreement No. EPIMS-HUM-13666-R1)

Project Location: The project is located within the Mattole River watershed, approximately 2 miles southeast of the community of Petrolia, County of Humboldt, State of California; Sections 11 and 12, T02 South, R02 West, Humboldt Base and Meridian, in the Petrolia and Buckeye Mountain U.S. Geological Survey 7.5-minute quadrangles; Assessor's Parcel Numbers 105-111-007 and 105-121-003; latitude 40.3123 and longitude 124.2537 at the first point of diversion (POD).

Project Description: The project is limited to 9 encroachments (Table 1). Two encroachments are for water diversion from unnamed tributaries to Mattole River. Water is diverted for domestic use to service three houses and a bunkhouse for 14 full time residents. Work for the water diversion will include use and maintenance of the water diversion infrastructure. The 7 other proposed encroachments are to upgrade failing and undersized stream crossings. Work for these encroachments will include excavation, removal of the failing crossings, replacement with new properly sized crossings, backfilling and compaction of fill, and rock armoring as necessary to minimize erosion.

Public Agency Approving Project: CALIFORNIA DEPARTMENT OF FISH AND WILDLIFE

Person or Public Agency Carrying Out Project: Benjamin Brown, Avicenna Land Holdings LLC

Exempt Status:

Categorical Exemption. Type – Class 2; California Code of Regulations, Title 14, Section 15302, replacement of existing structures.

Categorical Exemption. Type – Class 4; California Code of Regulations, Title 14, Section 15304, Minor alteration in the condition of land and water.

Reasons why project is exempt: The project replaces existing stream crossings with new structures located on the same site as the stream crossings replaced and will have substantially the same purpose and capacity as the structures replaced. The project proposes to continue operation of existing domestic water diversions to four residences. There would be no significant adverse impact on endangered, threatened, or rare species or their habitat pursuant to §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: Monty Larson (Senior Environmental Scientist, Specialist), 707-496-2292

Signature: _____

Date: _____

Cheri Sanville, Senior Environmental Scientist Supervisor

Date received for filing at OPR: _____