

**Notice of Determination**

TO:  Office of Planning and Research

FROM: Department of Fish and Wildlife  
Northern Region  
601 Locust Street  
Redding, California 96001  
Contact: Janelle Deshais  
Phone: (707) 441-2086

*For U.S. Mail:*  
P.O. Box 3044  
Sacramento, CA 95812-3044

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1400 Tenth Street  
Sacramento, CA 95814

LEAD AGENCY (if different from above):  
Department of Forestry and Fire Protection  
135 Ridgway Avenue  
Santa Rosa, California 95401  
Contact: Dominik Schwab  
Phone: (707) 576-2941

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

State Clearinghouse Number (if submitted to State Clearinghouse):

Project Title: Streambed Alteration Agreement No. EPIMS-MEN-33740 (1600-2022-0058-R1) for Timber Harvesting Plan (THP) 1-22-00082-MEN

Project Location: The project is located approximately approximately five miles southeast of Rockport in Mendocino County in M.F. Hardy Creek, and unnamed tributaries to N.F. Hardy Creek and M.F. Hardy Creek. The project is located in Section(s) 20, 21, and 28, Mt. Diablo Base and Meridian, in the Westport and Lincoln Ridge, California, U.S. Geological Survey 7.5-minute quadrangle(s).

Project Description: The Department of Fish and Wildlife (CDFW) is issuing an agreement to modify Class III watercourses at existing road crossings and divert water from Class II watercourses.

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 / nonindustrial timber management 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. Payment is not required due to provisions of Public Resources Code §4629.6 (c).
- 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.

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

Date: 10/11/2022

Date Received for filing at OPR: