

Notice of Determination

To:
Office of Planning and Research
[CEQA Submit](#)

From:
Department of Fish and Wildlife
Inland Deserts Region
3602 Inland Empire Blvd., Suite C-220
Ontario, CA 91764
Contact: Michael Tovar
Email: Michael.Tovar@Wildlife.ca.gov
Phone: (760) 920-8022



Lead Agency
Los Angeles Department of Water and Power
111 North Hope Street, Room 1044
Los Angeles, CA. 90012
Contact: Adam Perez
Email: Adam.Perez@ladwp.com
Phone: (760) 873-0396

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

State Clearinghouse Number: Environmental Impact Report (EIR) SCH # 2014101065

Project Title: North Haiwee Dam Number 2 (Lake or Streambed Alteration Agreement No. EPIMS-INY-24255-R6)

Project Location (Inyo County): The Project is located in the Owens Valley, in an unincorporated area of the County of Inyo, State of California, approximately 0.5 miles south-east of the community of Olancho; Latitude 36.22986, Longitude -117.967003; Assessor's Parcel Number 033-210-200-00.

Project Description: The California Department of Fish and Wildlife (CDFW) has executed Lake or Streambed Alteration Agreement (EPIMS-INY-24255-R6), pursuant to Fish and Game Code section 1602, for the Project Applicant, the Los Angeles Department of Water and Power (LADWP).

The proposed Project is limited to the removal and replacement of the existing structure connecting Loco Creek to the Los Angeles Aqueduct (LAA); construction of a 30-foot-long and 47-foot-wide concrete inlet structure in Loco Creek which includes two wing walls; earthwork which includes excavation, grading, and compaction, which will be performed in the bed, bank, and channel of Loco Creek; cutting of approximately 365 cubic feet (cf) from the north embankment of Loco creek; cutting of approximately 25 cf from the south embankment of Loco Creek; the removal of two Fremont cottonwood (*Populus fremontii*) trees from the channel of Loco Creek, one with a Diameter at Breast Height (DBH) of 27.5 inches, the second with a DBH of 34.1 inches; and clearing and grubbing of areas as a result of Project activities. If water diversion is required, a plastic-lined temporary cofferdam will be constructed, and sandbags will be placed upgradient of the work area in Loco Creek to impound any water in the channel during work; a temporary 24-inch High Density Polyethylene (HDPE) gravity-fed diversion pipe will be placed in the cofferdam that will convey water around the work site to the LAA; a 6-inch diesel powered pump and hose will be on standby if needed in the water diversion process; after all construction for the LAA realignment, inlet, and wing walls are complete, all diversion materials will be removed.

This is to advise that CDFW, acting as a Responsible Agency, approved the Project described above on November 20, 2023, and has made the following determinations regarding the Project pursuant to California Code of Regulations section 15096, subdivision (i):

1. The Project **will not** have a significant effect on the environment. This determination is limited to effects within CDFW's permitting jurisdiction as a Responsible Agency.
2. CDFW considered the EIR prepared by the Lead Agency for this Project pursuant to California Code of Regulations section 15096, subdivision (f).
3. Mitigation measures **were** made a condition of CDFW's approval of the Project.
4. A Mitigation Reporting or Monitoring Plan **was** adopted by CDFW for this Project.
5. A Statement of Overriding Considerations **was not** adopted by CDFW for this Project.
6. Findings **were** made by CDFW pursuant to California Code of Regulations section 15091.

Notice of Determination

The Final EIR prepared for the Project is available to the general public at the office location listed above for the Lead Agency. CDFW's record of Project approval as a Responsible Agency is available at CDFW's regional office.

DocuSigned by:

Magdalena Rodriguez

11/22/2023

Signature: _____ Date: _____

938A012E7285407...

Magdalena Rodriguez, Senior Environmental Scientist (Supervisor)

Date Received for filing at OPR: _____