

Notice of Determination

To:

Office of Planning and Research
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From:

Department of Fish and Wildlife
Northern Region
601 Locust Street
Redding, CA 96001
Contact: Kate Blanchard
Email: katherine.blanchard@wildlife.ca.gov
Phone: (530)225-2300



Lead Agency

Trinity County
P.O. Box 2819, Weaverville, CA 96093
Contact: Drew Plebani
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Phone: (530) 623-1351

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

State Clearinghouse Number: 2018122049

Project Title: Kingsbury Gulch Spillway and Crossing Improvements and Maintenance (Lake or Streambed Alteration Agreement No. EPIMS-TRI-46396-R1)

Project Location (Trinity): Project activities are located at Kingsbury Gulch and two unnamed tributaries to Kingsbury Gulch in Trinity County; 1290 Kingsbury Gulch Road near the community of Hayfork; Section 24, Township 31N, Range 12W, U.S. Geological Survey 7.5-minute quadrangle Hayfork, Mt. Diablo Base and Meridian, Assessor's Parcel Number 014-180-019-000.

Project Description: The California Department of Fish and Wildlife (CDFW) has executed Lake and Streambed Alteration Agreement (EPIMS-TRI-46396-R1), pursuant to Fish and Game Code section 1602, to the project Applicant, Molli Xiong.

The Project consists of replacing an eroded spillway on an existing seasonal impoundment with an adequately sized rock-armored spillway, installing an armored rock ford at an existing unimproved low water crossing, and maintaining three existing culverted crossings on Kingsbury Gulch and a Class II tributary that are used to access the premises. Replacement of any of the three existing culverted crossings is not part of this project.

This is to advise that CDFW, acting as a Responsible Agency, approved the project described above on October 21, 2024 and has made the following determinations regarding the project pursuant to California Code of Regulations section 15096, subdivision (i):

Notice of Determination

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 environmental impact report 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.

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.

Signature: DocuSigned by:
Adam McKannay
BE369DC684B14AE... Date: 10/21/2024

Adam McKannay, Environmental Program Manager
Habitat Conservation Program (Interior)

Date Received for filing at OPR: _____