

## **Notice of Determination**

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**To:**

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

**From:**

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



Lead Agency

Trinity County

P.O. Box 2819, Weaverville, CA 96093

Contact: Drew Plebani

Email: [info.cannabis@trinitycounty.org](mailto:info.cannabis@trinitycounty.org)

Phone: (530) 623-1351

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

**State Clearinghouse Number:** 2018122049

**Project Title:** Brady Road Pond Embankment and Channel Restoration Project (Lake or Streambed Alteration Agreement No. EPIMS-TRI-25103-R1)

**Project Location (Trinity):** The project is located at Carter Gulch, tributary to Hayfork Creek, in the County of Trinity, State of California; 40.574266°, -123.175108°; or Section 01, Township 31N, Range 12W, U.S. Geological Survey (USGS) map Hayfork quadrangle, Mt. Diablo Base and Meridian; 1481 Brady Road, Hayfork, CA 96041; Assessor's Parcel Number 014-290-035-000.

**Project Description:** The California Department of Fish and Wildlife (CDFW) has executed Lake and Streambed Alteration Agreement (EPIMS-TRI-25103-R1), pursuant to Fish and Game Code section 1602, to the project Applicant, Kachia Moua.

The project is limited to re-construction and improvement to an earthen spillway associated with an existing on-stream impoundment. The existing spillway will be re-contoured with a trapezoidal rock lined spillway, excavated according to submitted grading and erosion control plans. The spillway will be built with 1:1 side slopes and aligned both horizontally and vertically with the natural stream channel at the bottom. The final armored spillway will be 80-feet long, 16-feet wide (at the top), 4-feet wide at the channel bottom, and 2-feet deep. It will be armored using boulders approximately 12-18 inches in diameter (Class IV), extending 24-inches thick, and ensuring a smooth transition from the proposed spillway to natural contours of the stream channel beyond the spillway. Exposed soil and fill material will be revegetated with native grass seed. The pond has a small domestic use registration, allowing 2.5 acre-feet to be used as water storage for domestic and non-commercial cannabis irrigation uses.

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This is to advise that CDFW, acting as a Responsible Agency, approved the project described above on October 23, 2024 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 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.

DocuSigned by:  
  
 Signature: \_\_\_\_\_ Date: 10/23/2024  
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Adam McKannay, Environmental Program Manager  
Habitat Conservation Program (Interior)

Date Received for filing at OPR: \_\_\_\_\_