

Notice of Determination

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

From:
Department of Fish and Wildlife
Region 1 Inland
601 Locust Street Redding, CA 96001
Contact: Dyana Judnick
Email: R1LSARedding@wildlife.ca.gov
Phone: (530) 225-2300



Lead Agency
Trinity County
PO Box 2819 Weaverville, CA 96093
Contact: Drew Plebani
Email: N/A
Phone: (530) 623-1353

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

State Clearinghouse Number: 2018122049

Project Title: Ivan Mihalev (Lake or Streambed Alteration Agreement No. EPIMS-TRI-12196-R1)

Project Location (Trinity): The project is located on an unnamed tributary to North Dobbyn Creek in Trinity County, CA; T02S, R06E, section 31, Humboldt Base and Meridian, Alderpoint U.S. Geological Survey (USGS) quadrangle, Trinity County Assessor’s Parcel Number (APN) 020-170-18-00, 5001 Stewart Ranch Road, Zenia.

Project Description: The California Department of Fish and Wildlife (CDFW) has executed Lake and Streambed Alteration Agreement (EPIMS-TRI-12196-R1), pursuant to Fish and Game Code section 1602, to the project Applicant, **Ivan Mihalev**.

The Project is limited to the removal of an existing impoundment of an unnamed intermittent tributary to North Dobbyn Creek. The impoundment measures approximately 70-feet long by 20-feet wide, with an average depth of three to five feet when full. The impoundment berm measures approximately 12-feet wide and 100-feet long. Construction will consist of a partial removal of the impoundment berm and full removal of any capacity to store significant volumes of water, all performed during the dry season. Partial removal of the berm is intended to maintain the current level of moisture within the riparian area and support current ecological conditions while eliminating the ability to store water.

This is to advise that CDFW, acting as a Responsible Agency, approved the project described above on December 20, 2022 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 not** 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: *Curt Babcock* Date: 2/6/2023
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Curt Babcock, Environmental Program Manager, R1 Habitat Conservation

Date Received for filing at OPR: _____