

**To:**  
Office of Planning and Research

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

*Street Address:*  
1400 Tenth Street  
Sacramento, CA 95814

**From:**  
Department of Fish and Wildlife  
Northern Region  
619 Second Street  
Eureka, California 95501  
Contact: Cheri Sanville  
Phone: 707-441-5901



Lead Agency (if different from above)  
Humboldt County Dept. of Planning and Building  
3015 H Street  
Eureka, CA 95501  
Contact: Steven Lazar  
Phone: 707-445-7245

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

**State Clearinghouse Number:** 2015102005

**Project Title:** Miller Stream Crossing Project (Lake or Streambed Alteration Agreement No. 1600-2019-0340-R1)

**Project Location:** The project to be completed is located within the Trinity River watershed, approximately 6.3 miles west of the town of Willow Creek, County of Humboldt, State of California. The project is located in Section 32, T07N, R04E, Humboldt Base and Meridian; in the Lord Ellis Summit and Willow Creek U.S. Geological Survey 7.5-minute quadrangles; Assessor's Parcel Number 522-035-007; latitude/longitude 40.9422, -123.7508 at the stream crossing.

**Project Description:** The project is limited to 1 encroachment (Table 1) to upgrade a failing rocked ford crossing with a crossing that is appropriately designed and sized for a permanent access road, such as a culvert. Work for this encroachment will include excavation, removal of the failing crossing, replacement with a new properly designed and sized crossing, backfilling and compaction of fill, and rock armoring as necessary to minimize erosion. The Permittee will hydrologically disconnect the road from the stream.

The Notification also discloses the use of a well located at Lat/Long 40.9418, -123.7536. This well is presented as the sole source of water for all needs on the property. CDFW did not evaluate hydraulic connection of the well to surface water, nor was a hydrogeologic evaluation prepared by a licensed geologist provided for CDFW review.

This Agreement does not retroactively permit any stream crossings, water diversions or other encroachments not described in Table 1 below.

Table 1. Project Encroachments with Description

ID	Latitude/Longitude	Description
Crossing-1	40.9422, -123.7508	Replace failing rocked ford crossing with a crossing that is appropriately designed and sized for a permanent access road, such as a culvert. Hydrologically disconnect the road from the stream. Crossing design shall be provided for CDFW review and approval at least 90 days prior to initiating work.

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 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. A  mitigated negative declaration /  negative declaration was prepared for this project pursuant to the provisions of CEQA.  
CDFW considered the  mitigated negative declaration /  negative declaration prepared by the Lead Agency for this project pursuant to California Code of Regulations section 15096, subdivision (f).
3. Mitigation measures  were /  were not made a condition of CDFW's approval of the project.
4. A mitigation reporting or monitoring plan  was /  was not 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 Public Resources Code section 21081, subdivision (a).

The  mitigated negative declaration /  negative declaration prepared for the project is available to the general public at the office location listed above for the Lead Agency. CDFW's record related to the Lake or Streambed Alteration Agreement is available to the public for review at CDFW's regional office.

*Signature*

  
Cheri Sanville, Senior Environmental Scientist Supervisor  
Governor's Office of Planning & Research

*Date:*

8/20/19

Date Received for filing at OPR: AUG 20 2019

**STATE CLEARINGHOUSE**