



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: Ryan Bourque
Phone: 707-441-2064

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: Porter Alderpoint Associates LLC Water Diversion and Stream Crossings Project (Lake or Streambed Alteration Agreement No. 1600-2018-0330-R1)

Project Location: The project to be completed is located within the Powers Creek watershed, approximately 5.37 miles southwest of the town of Alderpoint, County of Humboldt, State of California. The project is located in Section 6, T4S, R5E, Humboldt Base and Meridian; in the Fort Seward U.S. Geological Survey 7.5-minute quadrangle; Assessor's Parcel Numbers 216-393-031 and 216-393-032; latitude 40.1372 N and longitude 123.6690 W at the center of the parcels.

Project Description: The project is limited to six encroachments on unnamed tributaries to Powers Creek (Table 1). One encroachment is for water diversion for domestic use and irrigation. Work for the water diversion will include replacement, use, and maintenance of the water diversion infrastructure. The three encroachments are to upgrade or decommission stream crossings. Work will include some or all of the following: excavation, culvert removal, culvert replacement, backfilling and compaction of fill, and rock armoring as necessary to minimize erosion. The other encroachment is to remediate sediment discharge to a spring from unpermitted grading and storm water runoff. Work will include removal and properly spoil unstable fill material and revegetation of the riparian zone.

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 Scott Bauer Date: 9/3/19
Scott Bauer, Senior Environmental Scientist Supervisor
Governor's Office of Planning & Research

Date Received for filing at OPR: SEP 04 2019