



To:
Office of Planning and Research
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From:
Department of Fish and Wildlife
Northern Region
619 Second Street
Eureka, California 95501
Contact: Christine Hahn Vertical
Phone: 707-441-2091

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 Dervin Water Diversion and Stream Crossing Project:
2 Encroachments (Lake or Streambed Alteration Agreement No. 1600-2019-0790-R1)

Project Location (include county): The project to be completed is located within the Mattole River watershed, approximately 2.1 miles South east of the town of Whitethorn, County of Humboldt, State of California. The project is located in Section 10, 05S, R02E, Humboldt Base and Meridian; in the Briceland U.S. Geological Survey 7.5-minute quadrangle; Assessor's Parcel Number 215-181-002; latitude 40.0402 N and longitude -123.9368 W at the first point of diversion (POD).

Project Description: The project is limited to 2 encroachments. First encroachment is for water diversion from unnamed tributaries to Harris Creek a tributary to the Mattole River. Water is diverted for domestic use. Work for the water diversion will include use and maintenance of the water diversion infrastructure. The other proposed encroachment is to upgrade undersized stream crossings. Work for these encroachments will include excavation, removal of the failing crossings, replacement with new properly sized crossings, backfilling and compaction of fill, and rock armoring as necessary to minimize erosion. A rain catchment pond was disclosed as sole water source for irrigating the cannabis cultivation on the parcel. Additionally, 2 other stream crossings were disclosed in the Site Management Plan but were not included as projects.

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

Date: 1/9/2020

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

Date Received for filing at OPR: _____

JAN 09 2020

STATE CLEARINGHOUSE