

**To:**  
Office of Planning and Research  
For U.S. Mail:  
P.O. Box 3044  
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1400 Tenth Street  
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**From:**  
Department of Fish and Wildlife  
Northern Region  
619 Second Street  
Eureka, California 95501  
Contact: David Manthorne  
Phone: 707-441-5900



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:** Vitale Water Diversion Project (Lake or Streambed Alteration Agreement No. 1600-2018-0626-R1)

**Project Location (include county):** The project to be completed is located within the Bear Creek watershed, approximately 6.5 miles southwest of the town of Honeydew, County of Humboldt, State of California. The project is located in Section 32, T3S, R1E, Humboldt Base and Meridian; in the Honeydew U.S. Geological Survey 7.5-minute quadrangle; Assessor's Parcel Number 108-033-009; latitude 40.1566 N and longitude -124.0817 W.

**Project Description:** The project is limited to one encroachment. The encroachment is for water diversion from an unnamed tributary to the North Fork of Bear Creek. Water is diverted for domestic use. Irrigation water on the parcel has been disclosed to be derived from rainwater catchment. Work for the water diversion will include use and maintenance of the water diversion infrastructure.

Permittee has disclosed existing culverts on stream crossings that are not part of this Agreement. The stream crossing shall be evaluated by CDFW during a site inspection, and if determined that instream work is necessary, the Permittee shall notify for the stream crossing. In the event any work to maintain, repair or reconstruct the crossing is deemed necessary prior to a CDFW inspection, Permittee shall Notify CDFW (amendment or new Notification) prior to.

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: 1/13/2020  
Scott Bauer, Senior Environmental Scientist Supervisor

Governor's Office of Planning & Research

Date Received for filing at OPR: JAN 13 2020

**STATE CLEARINGHOUSE**