



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: Vogel Stream Restoration Project (Lake or Streambed Alteration Agreement No. 1600-2019-0437-R1)

Project Location: The project to be completed is located within the Eel River watershed, approximately two miles SE of the town of Benbow, County of Humboldt, State of California. The project is located in Section 05, T05S, R04E, Humboldt Base and Meridian; in the Garberville U.S. Geological Survey 7.5-minute quadrangle; Assessor's Parcel Number 033-130-003; latitude 40.05481 N and longitude 123.75653 W at the on-stream reservoir.

Project Description: The project is limited to one encroachment. The encroachment is for stream restoration at a failing on-stream reservoir. During the site inspection, CDFW observed an on-stream reservoir previously used for cannabis irrigation that showed signs of a large recent earth movement, including an approximately 100-foot wide earth slump that dropped approximately three feet in elevation at and below the reservoir berm. The Permittee shall submit a stream restoration plan by July 31, 2020 for CDFW review and approval. The stream restoration plan shall include an evaluation prepared by a CA licensed geologist that analyzes slope stability and makes recommendations to stabilize the area and minimize the risk of further instability, erosion, and threats to water quality and aquatic life. CDFW anticipates, at a minimum, that the work will include modification to the reservoir berm to eliminate water impoundment and additional site-specific slope stability and erosion control measures. Work for this encroachment will include excavation, erosion control, rock armoring as necessary to minimize erosion and revegetation with native plants.

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

Date:
Governor's Office of Planning & Research

Date Received for filing at OPR: _____

Jun 12 2020

STATE CLEARINGHOUSE