

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: Kalyn Bocast  
Phone: 707-441-2077



Lead Agency  
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:** Benson Water Diversion, Stream Crossing, and Pond Spillway Project (Lake or Streambed Alteration Agreement No. 1600-2019-0927-R1)

**Project Location:** The project is located within the Salmon Creek watershed, approximately six miles west of the town of Miranda, County of Humboldt, State of California; Section 14, T3S, R2E, Humboldt Base and Meridian; in the Miranda U.S. Geological Survey 7.5-minute quadrangle; Assessor's Parcel Number 221-061-032.

**Project Description:** The California Department of Fish and Wildlife has executed Lake and Streambed Alteration Agreement number 1600-2019-0927-R1, pursuant to Section 1602 of the Fish and Game Code to Michael Benson. The project consists of 3 encroachment(s): One encroachment is for water diversion from an Unnamed Tributary to Salmon Creek. Water is diverted for irrigation. Work for the water diversion will include facility retrofit, use, and maintenance of the diversion infrastructure. One encroachment is to upgrade a culvert road stream crossing. Work for this encroachment will include excavation, removal of the culvert, replacement with new culvert, backfilling and compaction of fill, and rock armoring as necessary to minimize erosion. One encroachment is to modify a onstream pond spillway. Work for this will include, excavation, removal of plastic pipe, recontouring, and rock armoring to minimize erosion.

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: 6/11/2020  
Scott Bauer, Senior Environmental Scientist Supervisor  
Governor's Office of Planning & Research

Date Received for filing at OPR: Jun 17 2020

**STATE CLEARINGHOUSE**