



To:
Office of Planning and Research
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From:
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Contact: Christine Hahn Vertical
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Lead Agency
Humboldt County Dept. of Planning and Building
3015 H Street
Eureka, CA 95501
Contact: Steven Lazar
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SUBJECT: Filing of Notice of Determination pursuant to Public Resources Code section 21108

State Clearinghouse Number: 2015102005

Project Title: Kissick Water Diversion and Crossing Project (Lake or Streambed Alteration Agreement No. 1600-2019-0085-R1)

Project Location (include county): The project to be completed is located within the Van Duzen watershed, approximately 10 miles west of the town of Bridgeville, County of Humboldt, State of California. The project is located in Section 11, T01N, R05E, Humboldt Base and Meridian; in the Dinsmore U.S. Geological Survey 7.5-minute quadrangle; Assessor's Parcel Number 208-341-011 latitude 40.4855 N and longitude -123.5757 W at the first stream crossing.

Project Description: The project is limited to 1 encroachment. The proposed encroachment is to decommission a failing and undersized stream crossing. Work for this encroachment will include excavation, removal of the failing crossing, laying slopes back 2:1, backfilling and compaction of fill, and rock armoring as necessary to minimize erosion. The first Notification from Margro Advisors states that crossings 1,2, & 3 in Hydrological Analysis, also depicted as crossing 14, 15, and 16 on Parcel Map, are in good condition and are meeting current performance standards. There was a discrepancy between these conditions and the Stamped engineer report on file with County of Humboldt, **Roadway Evaluation for Cobb Road from Rattlesnake Bridge to APN 208-341-016 which indicates undersized culverts, erosional features, and sediment delivery from PGE roadway and poor road design (Exhibit A).** Then a revised Notification from TRC included these crossings 2,3, and 4 as to be covered under a separate notification to be submitted by the Cobb Road Association. The Cobb Road Association submitted a notification 1600-2020-0278-R1 on June 16, 2020 to cover crossings. The Notification also discloses the use of a well located at Lat/Long 40.4842 - 123.5754. This well is presented as the sole source of water for all needs on the property. CDFW did not evaluate hydraulic connection of the well to surface water, nor was a hydrogeologic evaluation prepared by a licensed geologist provided for CDFW review. Based on the available resources, the well may be hydraulically connected to streams and/or springs and shall be evaluated for potential impacts from commercial cannabis irrigation use through the County's conditional use permit/cannabis cultivation permit (PLN-12020). Additionally, if jurisdictional projects are identified to rectify Cobb Road's issues through conditions of the Humboldt County Permit to Cultivate, then those jurisdictional projects may be amended into this Agreement or notified under a separate notification by Cobb Road association/applicant as identified within the notification materials.

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 Adam McKinnay Date: 9/24/2020
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Cheri Sanville, Senior Environmental Scientist Supervisor

Date Received for filing at OPR: _____