



**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: Christine Hahn Vertical  
 Phone: 707-441-2091

Lead Agency (if different from above)  
 County of Mendocino  
 860 N. Bush Street  
 Ukiah, CA 95482  
 Contact: Mary Lynn Hunt  
 Phone: 707-234-6650

**SUBJECT: Filing of Notice of Determination pursuant to Public Resources Code section 21108**

**State Clearinghouse Number:** 2015102005

**Project Title:** Miller Onstream Pond Removal and Crossing Project (Lake or Streambed Alteration Agreement No. 1600-2019-0858-R1)

**Project Location:** The project to be completed is located within the Lower Eel River watershed, approximately 11.1 miles north east of the town of Leggett, County of Mendocino, State of California. The project is located in Section 35, T24N, R15W, Mount Diablo Base and Meridian; in the Bell Springs U.S. Geological Survey 7.5-minute quadrangle; Assessor's Parcel Number 056-060-022; latitude 39.8844N and longitude -123.5022W at the first crossing.

**Project Description:** The project is limited to 5 encroachments (Table 1). Four encroachments are to upgrade failing and undersized culverts. Work for these encroachments will include excavation, removal of the failing culverts, replacement with new properly sized culverts, backfilling and compaction of fill, and rock armoring as necessary to minimize erosion. The fifth encroachment will be restoring an off stream reservoir to baseline conditions. The Notification also discloses the use of a well located at Lat/Long 39.8840, -123.5020. 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.

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 McManay Date: 9/21/2020

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

Date Received for filing at OPR: Sep 24 2020