



To: Office of Planning and Research
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From: Department of Fish and Wildlife
Northern Region
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Eureka, California 95501
Contact: Kalyn Bocast
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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: Barakov Diversion, Bridge, Pond Project (Lake or Streambed Alteration Agreement No. 1600-2018-0189-R1)

Project Location: The project to be completed is located within the Van Duzen River watershed, approximately 5.5 miles south and east of the town of Mad River, County of Humboldt, State of California. The project is located in Section 34, T1N, R5E, Humboldt Base and Meridian; in the Dinsmore U.S. Geological Survey 7.5-minute quadrangle; Assessor's Parcel Numbers 210-131-01; 210-131-20; 210-131-19 latitude 40.4273 N and longitude -123.6006 W at the point of diversion (POD).

Project Description: The project is limited to 3 encroachments. One encroachment is for water diversion from unnamed tributaries to Thompson Creek. Water is diverted to storage for domestic household and cannabis cultivation use. A second encroachment is to place a 45 foot flat car bridge across Thompson Creek to decommission a wet ford impacting fish and wildlife resources. A third encroachment is to replace a shot-gunned 18 inch culvert with a new minimum 18 inch culvert on a pond that will be appropriately aligned with a stream channel. The Permittee has disclosed an on stream pond not being used that requires no project, a well to be used for cannabis cultivation use, and a properly functioning 18 inch ditch relief culvert. Work for the projects will include use and maintenance of the infrastructure.

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: 11/2/2020
Scott Bauer, Senior Environmental Scientist Supervisor

Date Received for filing at OPR: _____