



To:
Office of Planning and Research
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From:
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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
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SUBJECT: Filing of Notice of Determination pursuant to Public Resources Code section 21108

State Clearinghouse Number: 2015102005

Project Title: Daniel VanBebber Diversion (Lake or Streambed Alteration Agreement No. 1600-2019-0417-R1)

Project Location (include county): The project to be completed is located within the Mattole River watershed, approximately 3.3 miles south west of the town of Ettersburg, County of Humboldt, State of California. The project is located in Section 28, T3S, R2E, Humboldt Base and Meridian; in the Ettersburg U.S. Geological Survey 7.5-minute quadrangle; Assessor’s Parcel Number 221-151-24; latitude 40.1682 N and longitude -123.9612 W at the point of diversion (POD).

Project Description: The project is limited to 1 encroachment. This encroachment is for water diversion from unnamed spring, tributary to unnamed Creek, tributary to Mattole Canyon River, Tributary to Mattole River. Water is diverted for domestic use and irrigation. Work for the water diversion will include use and maintenance of the water diversion infrastructure. Maximum instantaneous diversion rate from the water intake shall not exceed 3 gallons per minute (gpm) at any time. Bypass flow shall be maintained at 90% at all times.

Season of use: Irrigation: 2022 no more than 500 gallons a day from April 1 – October 31. 2023 forward diversion to storage for cannabis irrigation November 1 – March 31. Domestic: No more than 150 gallons in any one day shall be diverted (intend for household domestic use only) during the low flow season from **May 15 to October 31** of each year. **Permittee shall add sufficient water storage and/or water conservation measures to meet these allowances.**

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 _____ Date: _____

Cheri Sanville, Senior Environmental Scientist Supervisor

Date Received for filing at OPR: _____