



To:
 Office of Planning and Research
 For U.S. Mail:
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From:
 Department of Fish and Wildlife
 Northern Region
 619 Second Street
 Eureka, California 95501
 Contact: Christine Hahn Vertical
 Phone: 707-502-8768

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: Tolan Diversion and Crossing Project (Lake or Streambed Alteration Agreement No. 1600-2018-0813-R1)

Project Location (include county): The project to be completed is located within the Lower Eel River watershed, approximately 3.89 miles SE of the town of Bridgeville, County of Humboldt, State of California. The project is located on Assessor's Parcel Numbers 208-321-006, and 208-321-004; latitude 40.4371 N and longitude -123.7381 W at the first point of diversion (POD) which is located on adjacent parcel APN 208-321-003. This adjacent parcel is not fully evaluated as under this permit.

Project Description: This Agreement relies on the Notification materials and a CDFW site inspection by Environmental Scientist Christine Hahn Vertical on December 3, 2020. CDFW will conduct a compliance monitoring visit during the term of this Agreement. The project is limited to ten encroachments. Three encroachments are for water diversion from unnamed tributaries to Little Burr Creek. Water is diverted for domestic use only. Work for the water diversion will include improvements, use, rocking upstream head cutting, and maintenance of the water diversion infrastructure. Five other proposed 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. Another encroachment is to install a stream crossing and restore the stream area. The last encroachment is to conduct work on a spring fed pond rendering it incapable of storing water.

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: _____