

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: Cheri Sanville
Phone: 707-441-5901



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: Jeong Water Diversion, Water Impoundment, Stream Crossings and Stream Restoration Project (Lake or Streambed Alteration Agreement No. 1600-2019-0120-R1)

Project Location: The project is located within the Mad River watershed, approximately 6.8 miles southwest of Kneeland, County of Humboldt, State of California; Sections 8 & 9, T03N, R03E, Humboldt Base and Meridian, in the Mad River Buttes U.S. Geological Survey 7.5-minute quadrangle; Assessor's Parcel Numbers 314-223-009, 314-222-005; latitude 40.6539 N and longitude 123.8534 W at the first point of diversion (POD-1).

Project Description: The project is limited to 11 encroachment(s) (Table 1). One encroachment is for water diversion from an unnamed tributary to the Mad River. Water is diverted for domestic use and irrigation storage. Work for the water diversion will include use and maintenance of the water diversion infrastructure. One encroachment is to decommission a water diversion on an unnamed stream and cease all diversion. One encroachment is to install rock armor at the outlet of an onstream reservoir. Three encroachments are to upgrade failing and undersized stream crossings. Work for these encroachments will include excavation, removal of the failing crossings, replacement with new properly sized crossings, backfilling and compaction of fill, and rock armoring as necessary to minimize erosion. Five encroachments are to decommission stream crossings and restore the stream channels.

Table 1. Project Encroachments Covered by this Agreement with Description

ID	Latitude/Longitude	Description
POD-1	40.6539, -123.8534	Water diversion from unnamed stream tributary to the Mad River. Permittee has agreed to remove the water diversion infrastructure and cease all water diversion for any purpose.
POD-2	40.6489, -123.8517	Water diversion from an unnamed spring for domestic use and irrigation from storage. Cannabis Irrigation SWRCB application ID: H100246 Permittee shall follow SWRCB Cannabis Policy; diversion to storage for cannabis irrigation from November 1 – March 31 when sufficient flows exist, 3 gallons per minute, 80% bypass at all times. Domestic Use SWRCB application ID: S027562 Water diversion for domestic use year-round. Permittee shall implement Seasonal Diversion Minimization: 300 gallons per day from May 15 – October 31, 80% bypass at all times.
Onstream Reservoir	40.6554, -123.8545	Enhance existing spillway by lowering the freeboard of the reservoir by approximately 1.5 feet and install rock armor at the outlet. Rock armor shall be installed below spillway to

ID	Latitude/Longitude	Description
		prevent erosion. No water diversion is authorized. Permittee shall implement invasive aquatic species monitoring and management.
Crossing-1 (SC-A)	40.6536, -123.8529	Replace existing culvert with a minimum 60-inch diameter culvert, set at grade.
Crossing-2 (SC-B)	40.6537, -123.8535	Replace existing culvert with a minimum 72-inch diameter culvert, set at grade.
Crossing-3 (SC-C)	40.6563, -123.8572	Decommission existing stream crossing and restore the stream channel.
Crossing-4 (SC-D)	40.6575, -123.8572	Decommission existing stream crossing and restore the stream channel.
Crossing-5 (SC-E)	40.6579, -123.8539	Decommission existing stream crossing and restore the stream channel.
Crossing-6 (SC-F)	40.6576, -123.8527	Decommission existing stream crossing and restore the stream channel.
Crossing-7 (SC-G)	40.6541, -123.8518	Install a 42-inch diameter culvert in line with the natural channel where stream diverts down the inboard ditch
Stream Restoration (SC-H)	40.6557, -123.8550	Decommission existing stream crossing and restore the stream channel. Permittee shall submit a Stream Restoration Plan by June 30, 2021 for CDFW review and approval.

No other projects that may be subject to FGC section 1602 were disclosed. This Agreement does not retroactively permit any constructed reservoirs (including "ponds"), stream crossings, water diversions, modifications to riparian buffers, or other encroachments not described in Table 1.

Determination: 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: _____