

**To:**  
Office of Planning and Research  
For U.S. Mail:  
P.O. Box 3044  
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*Street Address:*  
1400 Tenth Street  
Sacramento, CA 95814

**From:**  
Department of Fish and Wildlife  
Northern Region  
619 Second Street  
Eureka, California 95501  
Contact: David Manthorne  
Phone: 707-441-5900



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:** O'Connor Water Diversion and Stream Crossing Project (Lake or Streambed Alteration Agreement No. EPIMS-16214-R1)

**Project Location (include county):** The project to be completed is located within the Willow Creek watershed, approximately 3.8 miles southwest of the town of Willow Creek, County of Humboldt, State of California. The project is located in Section 11, T6N, R4E, Humboldt Base and Meridian; in the Willow Creek U.S. Geological Survey 7.5-minute quadrangle; Assessor's Parcel Number 316-065-008 (Place of Use) and 316-065-004 (Point of Diversion (POD)). POD-1 is located at 40.9151 N and 123.6935 W.

**Project Description:** The project is limited to two encroachments. One encroachment is for water diversion from an unnamed tributary to Willow Creek. Water is diverted for domestic use. The applicant disclosed use of a groundwater well and rain catchment tanks for irrigation use. Work for the water diversion will include use and maintenance of the water diversion infrastructure. The second proposed encroachments will upgrade failing culvert at a road/stream crossing.

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:*

*5/14/2021*

Scott Bauer, Senior Environmental Scientist Supervisor

Date Received for filing at OPR: \_\_\_\_\_