

To:
Office of Planning and Research

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From:
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Contact: Cheri Sanville
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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: Reed Water Diversion Project (Lake or Streambed Alteration Agreement No.1600-2019-0224-R1)

Project Location: The project is located within the South Fork Eel River watershed, approximately 2.8 miles southwest of the town of Garberville, County of Humboldt, State of California; Section 34, T04S, R03E, Humboldt Base and Meridian, in the Garberville U.S. Geological Survey 7.5-minute quadrangle; Assessor's Parcel Numbers 222-141-015, 222-141-025, 222-141-026; latitude 40.0656 N and longitude 123.8289 W at the point of diversion (POD).

Project Description: This Agreement relies on the Notification materials and a desk review without a CDFW site inspection. The project is limited to one encroachment (Table 1) for water diversion from a spring tributary to the South Fork Eel River. Water is diverted for cannabis irrigation from storage under the State Water Resources Control Board Cannabis Policy. Work for the water diversion will include use and maintenance of the water diversion infrastructure and water diversion reporting.

Table 1. Project Encroachments Covered by this Agreement with Description

ID	Latitude/Longitude	Description
POD	40.0656, -123.8289	Water diversion from a spring tributary to the South Fork Eel River. Cannabis Irrigation SWRCB application ID: H100491 Permittee shall follow SWRCB Cannabis Policy; diversion to storage for cannabis irrigation from November 1 – March 31 only when sufficient flows exist, 3 gallons per minute, 80% bypass at all times.

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

Cheri Sanville, Senior Environmental Scientist Supervisor

Date:

Date Received for filing at OPR: _____