

To:
Office of Planning and Research
For U.S. Mail:
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Street Address:
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From:
Department of Fish and Wildlife
Northern Region
619 Second Street
Eureka, California 95501
Contact: Kalyn Bocast
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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: Cabral Water Diversion, Stream Crossings, and Micro-hydroelectric Power Project (Lake or Streambed Alteration Agreement No. 1600-2019-0953-R1)

Project Location: The project to be completed is located within the Mattole River watershed, approximately two miles west of the town of Whitethorn, County of Humboldt, State of California. The project is located in Section 36, T4S, R1E, Humboldt Base and Meridian; in the Shelter Cove U.S. Geological Survey 7.5-minute quadrangle; Assessor's Parcel Number 108-071-003; latitude 40.0743 N and longitude 124.0113 W at the Parcel Centroid.

Project Description: The California Department of Fish and Wildlife has executed Lake and Streambed Alteration Agreement number 1600-2019-0953-R1, pursuant to Section 1602 of the Fish and Game Code to Jesse Cabral. The project is limited to 12 encroachments (projects). One project is for water diversion from an Unnamed Tributary to Big Finley Creek for domestic use; work includes use and maintenance of structure. One project is for water diversion from an Unnamed Tributary to Big Finley Creek for micro-hydroelectric power generation, work includes use and maintenance of diversion structure. One project is to install a rocked ford stream crossing; work includes rock armoring to prevent sediment delivery/erosion. Three projects are to upgrade undersized culverts and restore the streambank; work includes excavation, removal of culverts, replacement with properly sized culverts, backfilling/compaction, rock armoring, and reshaping/revegetation of the streambank. The remaining six projects include adding rock armor to existing culvert stream crossing outlets and existing fords.

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: 9/1/21
Scott Bauer, Senior Environmental Scientist Supervisor

Date Received for filing at OPR: _____