

To:
Office of Planning and Research

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From:
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Eureka, California 95501
Contact: Andrew Orahoske
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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: Cooper Water Diversion, Stream Crossings and Reservoir Project (Streambed Alteration Agreement No. EPIMS-HUM-06891-R1C)

Project Location: The project is located within the Salmon Creek watershed, approximately 3.8 miles southwest of the town of Myers Flat, County of Humboldt, State of California; Section 11, T3S, R2E, Humboldt Base and Meridian, in the Ettersburg U.S. Geological Survey 7.5-minute quadrangle; Assessor's Parcel Number 221-071-020; latitude 40.2187 N and longitude 123.9205 W at the micro hydroelectric water diversion.

Project Description: The project is limited to five encroachments. One encroachment is for water diversion from an Unnamed Tributary to Salmon Creek. Water is diverted for hydroelectricity generation (micro-hydro) with all flow returning to the stream. Work for the water diversion will include use and maintenance of the water diversion infrastructure. One encroachment is for rock armoring an outlet from an off-stream reservoir that enters a seasonal stream. Three encroachments are to upgrade failing and undersized stream crossings. Work for these encroachments may include excavation, removal or modification of the existing stream crossings, replacement with new properly sized crossings or modifications to stabilize existing stream crossings, backfilling and compaction of fill, and rock armoring as necessary to minimize erosion.

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.

DocuSigned by:
Rebecca Garwood
Signature _____ **Date:** 7/21/2022
B5D12ECE94324AF
Rebecca Garwood, Environmental Program Manager

Date Received for filing at OPR: _____