

Notice of Determination

To:
Office of Planning and Research
[CEQA Submit](#)

From:
Department of Fish and Wildlife
Northern Region
619 Second Street
Eureka, CA 95501
Contact: Erika Winner
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Lead Agency
Humboldt County
Planning and Building Department
3015 H St, Eureka, CA 95501
Contact: Joshua Dorris
Phone: 707-445-7541

SUBJECT: Filing of Notice of Determination pursuant to Public Resources Code section 21108

State Clearinghouse Number: 2015102005

Project Title: Rose Water Diversion Project (Lake or Streambed Alteration Agreement No. EPIMS-HUM-22388-R1)

Project Location: The project is located within the Seeley Creek watershed, approximately 4.1 miles west northwest of the town of Redway, County of Humboldt, State of California. The project is located in Section 6, T4S, R3E, Humboldt Base and Meridian; in the Ettersburg U.S. Geological Survey 7.5-minute quadrangle; Assessor's Parcel Number 220-311-004 (point of diversion) & 220-272-022 (place of use); latitude 40.1389 N and longitude 123.8994 W at the point of diversion (POD).

Project Description: The project is limited to one encroachment for water diversion from an unnamed tributary to Seeley Creek. Water is diverted for domestic use and irrigation. Work for the water diversion will include use and maintenance of the water diversion infrastructure in accordance with this Agreement.

This is to advise that CDFW, acting as a Responsible Agency, approved the project described above 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. CDFW considered the Mitigated Negative Declaration prepared by the Lead Agency for this project pursuant to California Code of Regulations section 15096, subdivision (f).
3. Mitigation measures were made a condition of CDFW's approval of the project.
4. A Mitigation Reporting or Monitoring Plan was 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 California Code of Regulations section 15091.

The Mitigated 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 of project approval as a Responsible Agency is available at CDFW's regional office:

Digitally signed by: *Dave Manthorne* Date: 4/20/2023
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Dave Manthorne, Senior Environmental Scientist Supervisor

Date Received for filing at OPR: _____