



To: Office of Planning and Research  
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From: Department of Fish and Wildlife  
Northern Region  
619 Second Street  
Eureka, California 95501  
Contact: Joshua Gruver  
Phone: (707) 672-2239

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:** Water Diversions and Stream Crossings Project (Lake or Streambed Alteration Agreement No. EPIMS-HUM-50755-R1C)

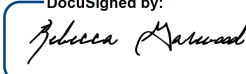
**Project Location (include county):** The Project to be completed is located within the Fish Creek – South Fork Eel River watershed, approximately 1.8 miles southeast of the town of Benbow, County of Humboldt, State of California. The Project is located in Section 5, T05S, R04E, Humboldt Base and Meridian; in the Garberville U.S. Geological Survey 7.5-minute quadrangle; Assessor’s Parcel Number 033-120-009-000; latitude 40.0524 N and longitude 123.7608 W at the point of diversion (POD-1/Pond-1).

**Project Description:** The Project is limited to ten encroachments. Two encroachments are for water diversion: one from an on-stream pond for cannabis irrigation and one for domestic use from an unnamed tributary to Fish Creek. Work for the water diversion will include use and maintenance of the water diversion infrastructure. The eight other proposed encroachments are to upgrade existing culverts. Work for these encroachments will include excavation, removal of the existing culverts, replacement with new properly sized culverts, backfilling and compaction of fill, and rock armoring as necessary to minimize erosion.

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:  
  
Signature \_\_\_\_\_ Date: 9/4/2024  
Rebecca Garwood, Environmental Program Manager

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