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From:
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Lead Agency (if different from above)
County of Mendocino
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Contact: Mary Lynn Hunt
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SUBJECT: Filing of Notice of Determination pursuant to Public Resources Code section 21108

State Clearinghouse Number: 2016112028

Project Title: MJ Allen Major Farms Stream Crossings Pond Removal (Lake or Streambed Alteration Agreement No. 1600-2019-0118-R1)

Project Location (include county): The project to be completed is located within the Russian River watershed, approximately 1 mile northeast of the city of Potter Valley, County of Mendocino, State of California. The project is located in Section 17, T17N, R11W, Mt. Diablo Base and Meridian; in the Potter Valley U.S. Geological Survey 7.5-minute quadrangle; Assessor's Parcel Number 175-010-10; latitude 39.3312 N and longitude -123.0971 W.

Project Description: The project is limited to 3 encroachments (Table 1). STX-1 will upgrade an existing, compacted soil crossing with a rock armored ford. The NOAA potential steelhead screening tool indicates this reach is potentially a class I. Fish presence should be assumed or absence should be determined by a professional fisheries biologist. Work for this encroachment includes excavation, soil removal and placement of keyed in and appropriately sized rock. STX-2 is to replace a perched and undersized 18" diameter culvert with a minimum 24" diameter culvert. Work for this encroachment will include excavation, removal of the failing culvert, replacement with a new properly sized culvert, backfilling and compaction of fill, and rock armoring as necessary to minimize erosion. The third encroachment is to remove three small dams that were made to create pools for livestock use. Work for this encroachment will include excavation, pipe and geotextile removal and mulch and seed of the stream banks to increase stabilization.

Table 1. Projects with Description

ID	Latitude/Longitude	Description
STX-1	39.3297, -123.0975	An existing dirt ford will be upgraded to a rock armored ford for livestock and seasonal ATV use. Reach is potentially a class I and fish presence should be assumed or evaluated by professional fisheries biologist.
STX-2	39.3295, -123.0962	A minimum 24-inch diameter corrugated metal culvert will be installed to replace the existing undersized culvert.
Stream Restoration	39.3321, -123.0987	All non-native material will be removed from the channel and banks. Channel banks will be recontoured to a 1.5:1 slope and mulch and seed will be applied to allow for revegetation

The Notification discloses that Potter Valley Irrigation District water is utilized for commercial irrigation, and a well located at 39.32920, -123.09928 is used for domestic purposes. License 5246 for the purpose of irrigation has a claimed season of diversion April 1 to November 15. This season appears to be outside of the State Water Board Cannabis Policy and this POD (39.32939, -123.09845) is not a covered activity under this LSA. It is unclear whether or not an appropriate water intake screen or other measures to avoid impacts to fish and wildlife are present. No information was provided about the well. No other water source for domestic or commercial purposes was described. The Notification discloses a

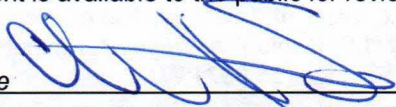
crossing (crossing 1) located at 39.32963, -123.09844 that is described as functional, however this crossing was not included as a notification point. This Agreement does not retroactively permit any stream crossings, water diversions or other encroachments not described in Table 1 above.

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



Date:

8/22/19

Cheri Sanville, Senior Environmental Scientist Supervisor

Date Received for filing at OPR: _____

Governor's Office of Planning & Research

AUG 22 2019

STATE CLEARINGHOUSE