

Notice of Determination

To:

Office of Land Use and Climate Innovation

[CEQA Submit](#)

From:

Department of Fish and Wildlife
Northern Region
619 2nd Street
Eureka, California 95501
Contact: Jennifer Garrison
Email: jennifer.garrison@wildlife.ca.gov
Phone: 707-445-6493



Lead Agency
City of Fort Bragg
416 North Franklin Street
Fort Bragg, California 95437
Contact: John Smith
Email: jsmith@fortbraggca.gov
Phone: 707-961-2823, extension 136

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

State Clearinghouse Number: 2022030742

Project Title: Hare Creek Diversion Project (Lake or Streambed Alteration Agreement No. EPIMS-MEN-49514-R1C)

Project Location (Mendocino): The Project to be completed is located within the Noyo River watershed, within the town of Fort Bragg, County of Mendocino, State of California. The Project is located in Section 20, T18N, R17W, Mt. Diablo Base and Meridian; in the Fort Bragg U.S. Geological Survey 7.5-minute quadrangle; Assessor's Parcel Number 019-150-01-00; latitude 39.40803 N and longitude -123.77249 W at the first encroachment (Hare Creek pipeline replacement).

Project Description: The California Department of Fish and Wildlife (CDFW) has executed Lake and Streambed Alteration Agreement (EPIMS-MEN-49514-R1C), pursuant to Fish and Game Code section 1602, the project Applicant, John Smith, representing the City of Fort Bragg.

Work for the Hare Creek pipeline replacement will include dewatering and open trench excavation using hand tools and a small excavator to replace approximately 100 feet of the existing pipeline segment under Hare Creek. The Covington Gulch Debris Removal will consist of the removal of approximately 881.5 cubic feet of debris from Covington Gulch, including tires, appliances, and car parts using hand tools. Work will also include slope stabilization and erosion control along the hillside using logs and branches sourced from the trees proposed for removal as part of the associated water line project. In addition, "seed" material (two small wood structures containing logs with root balls and logs with branches) will be placed within Covington Gulch to fill the voids in the bed and bank of the stream from the debris removal. Work will be completed as described in the Covington Gulch Debris Removal Mitigation Proposal submitted to CDFW on August 26, 2024.

This is to advise that CDFW, acting as a Responsible Agency, approved the project described above on 5/23/2022 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.

Notice of Determination

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.

DocuSigned by:
Signature: Angela Liebenberg Date: 12/5/2028
826CFD321C3845E
Angela Liebenberg, Senior Environmental Scientist Supervisor

Date Received for filing at LCI: