

To:

Office of Planning and Research
For U.S. Mail: P.O. Box 3044
Sacramento, CA 95812-3044

Street Address:
1400 Tenth St., Room 113
Sacramento, CA 95814

From:

State Water Resources Control Board
P.O. Box 2000
Sacramento, CA 95812-2000
Contact: Michelle Lobo
Phone: (916) 327-3117

County Clerk
County of Tehama
P.O. Box 250
Red Bluff, CA 96080

SUBJECT: Filing of Notice of Determination in compliance with Section 21108 or 21152 of the Public Resources Code.

State Clearinghouse Number: 2012122009

Project Title: Fire Mountain Lodge Hydroelectric Project Relicensing and Dam Safety Repairs (Project)

Project Applicant: Ken Willis

Project Location: The Project is located on an unnamed creek (locally referred to as "Fern Springs Creek"), which is a tributary to Deer Creek, in the Deer Creek Watershed of Tehama County.

Project Description: The Project is comprised of two elements: (1) relicensing the existing Fire Mountain Lodge Hydroelectric Project (also referred to as Federal Energy Regulatory Commission [FERC] Project No. 1992); and (2) dam safety repairs required by FERC's Division of Dam Safety and Inspections. The Fire Mountain Lodge Hydroelectric Project's license expired on April 30, 2010, and currently operates under annual licenses as the Fire Mountain Lodge Hydroelectric Project undergoes relicensing by FERC. The Fire Mountain Lodge Hydroelectric Project consists of a small existing earth and concrete filled dam, reservoir, penstock, intake tower, powerhouse, and transmission line. Safety repairs include the concrete resurfacing of the dam face and outfall and installation of a concrete-lined open channel spillway. The Project requires a Clean Water Act, Section 401 water quality certification from the State Water Resources Control Board (State Water Board). Conditions of the water quality certification for the Project include stabilization of the adjacent unpaved road to reduce erosion, installation of flow measurement devices, and minimum streamflow requirements.

This is to advise that the State Water Board (Lead Agency) has approved the above described project on SEP 26 2013 and has made the following determinations regarding the above described project:

1. The project will will not] have a significant effect on the environment.
2. An Initial Study and Mitigated Negative Declaration (IS/MND) was prepared for this project pursuant to the provisions of CEQA.
3. The State Water Board considered the IS/MND prepared for the Project.
4. Mitigation measures were were not] made a condition of the approval of the project.
5. A mitigation monitoring and reporting plan was was not] adopted for this project.
6. A statement of Overriding Considerations was was not] adopted for this project.
7. Findings were were not] made pursuant to the provisions of CEQA.

This is to certify that the final IS/MND with comments and responses and record of project approval, is available to the General Public at: 1001 I Street, 2nd Floor, Room 114, Sacramento, CA 95814

Signature (Public Agency): Thomas Howard Title: EXECUTIVE DIRECTOR

Date: 9/26/13 Date Received for filing: RECEIVED

Authority cited: Section 21083, Public Resources Code.
Reference Section: 21000-21174, Public Resources Code.

SEP 27 2013 Revised 2011