Department of Fish and Game

Guidance for Amending Timber Lake or Streambed Alteration Agreements

JoAnn Dunn
DFG, Northern Region, Coastal Conservation Planning

December 10, 2008
NOTIFICATION

http://www.dfg.ca.gov.habcon/1600

1602 OR 1611

THP = CEQA - EQUIVALENT DOCUMENT
Notification Information List Pursuant to Fish and Game Code Section 1611

1. Basic data, including all the following:

   a. The name, address, and telephone number of the

      Applicant:
      Entity/Responsible Party:
      Contractor:
      Contact Person:
      Property Owner:

   b. The name of each lake and the name and watercourse classification of each stream the lake or streambed alteration activities will affect, including the nearest downstream watercourse or water body.

   c. The township, range and section numbers of each lake and stream encroachment.

   d. A single map or diagram clearly showing all of the following:
NOTIFICATION NO. R1-08-0167
Timber Harvesting Plan 1-08-060HUM “GDRCo 51-0704”
(7 encroachments)

AGREEMENT REGARDING PROPOSED LAKE OR STREAMBED ALTERATION

THIS AGREEMENT, entered into between the State of California, Department of Fish and Game, hereinafter called DFG, and Mr. Gene Norbury, representing Green Diamond Resource Company, hereinafter jointly and severally called the Entity (Responsible Party), is as follows:

WHEREAS, pursuant to Division 2, Chapter 6 of the California Fish and Game Code (Code), the Responsible Party, on April 24, 2008, notified DFG of the intention to divert or obstruct the natural flow of, or change the bed, channel, or bank of, or use material from the streambed of, the following waters: Unnamed Tributaries to Mettah Creek, tributary to Klamath River, in the County of Humboldt. These waters are located in Sections 2 and 11, T10N, R2E; Humboldt Base and Meridian, in the Holter Ridge USGS 7.5-minute quadrangle; and

WHEREAS, DFG has determined that without implementation of the conditions contained within this Agreement, such operations may substantially adversely affect existing fish and wildlife resources including, but not limited to: Chinook salmon (Oncorhynchus tshawytscha), coho salmon (O. kisutch), steelhead (O. mykiss), coastal cutthroat trout (O. clarki clarki), and other aquatic and riparian species.

THEREFORE, DFG hereby proposes measures to protect fish and wildlife resources during the Responsible Party’s work. The Responsible Party hereby agrees to accept and conduct all activities in accordance with the following:
NOTIFICATION NO. R1-08-0167
Timber Harvesting Plan 1-08-060HUM “GDRCo 51-0704”
(7 encroachments)

AGREEMENT REGARDING PROPOSED LAKE OR STREAMBED ALTERATION

THIS AGREEMENT, entered into between the State of California, Department of Fish and Game, hereinafter called DFG, and Mr. Gene Norton, representing Greenleaf and Resource Company, hereinafter jointly and severally called the Entity (Responsible Party), is as follows:

WHEREAS, pursuant to Division 2, Chapter 6 of the California Fish and Game Code (Code), the Responsible Party, on April 24, 2008, notified DFG of the intention to divert or obstruct the natural flow of, or change the bed, channel, or bank of, or use material from the streambed of the following waters: Unnamed Tributaries to Mettah Creek, tributary to Klamath River, in the County of Siskiyou. These waters are located in Sections 2 and 11, T1N, R2W, Humboldt Base and Meridian, in the Holter Ridge USGS 7.5-minute quadrangle; and

WHEREAS, DFG has determined that without implementation of the conditions contained within this agreement, such operations may substantially adversely affect existing fish and wildlife resources including, but not limited to: Chinook salmon (Oncorhynchus tshawytscha), coho salmon (O. kisutch), steelhead (O. mykiss), coastal cutthroat trout (O. clarki clarki), and other aquatic and riparian species.

THEREFORE, DFG hereby proposes measures to protect fish and wildlife resources during the Responsible Party’s work. The Responsible Party hereby agrees to accept and conduct all activities in accordance with the following:
THP

- Proposed Project
- Revisions

DFG

1602 Project Description

- Revised 1611 Pages
- Revised Maps
- Water Drafting Plan / revisions
- Culvert Calculations
- Sketches & drawings
- Road-related geology information
Complete Amendment Request

- LSA Form
  http://www.dfg.ca.gov.habcon/1600

- Attachments with revised project details

- Fee Payment
Major LSAA Amendment

$ 500

- New type of encroachment
- Needs field visit or extensive research
- Water drafting/diversion is proposed
- Adding large number of sites relative to original agreement
Minor LSAA Amendment

$ 150

- Simple language changes only
- No different types of encroachments are proposed
- Adding small number of sites relative to original agreement
1. Submit 1602 Amend Request

DFG Region HQ

APPLICANT / Resp. Party / RPF

DFG EUREKA
1. Submit 1602 Amend Request
2. DFG prepares Amend & sends draft copies for review/signature
1. Submit 1602 Amend Request
2. DFG prepares Amend & sends draft copies for review/signature
3. Review, sign & send back
1. Submit 1602 Amend Request

2. DFG prepares Amend & sends draft copies for review/signature

3. Review, sign & send back

4. Prep for Signature

5. Sign & Process

DFG Region HQ
1. Submit 1602 Amend Request
2. DFG prepares Amend & sends draft copies for review/signature
3. Review, sign & send back

APPLICANT / Resp. Party / RPF

DFG Region HQ

DFG EUREKA

FINAL AMENDMENT

5. Sign & Process

DFG Region HQ
QUESTIONS ?