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## State Water Resources Control Board

### NOTICE OF PROPOSED MITIGATED NEGATIVE DECLARATION Pursuant to Section 21092– Public Resources Code

The staff of the State Water Resources Control Board (State Water Board) has prepared a Mitigated Negative Declaration setting forth the findings that the following proposed action will have a less than significant effect on the environment.

**PROJECT TITLE:** Water Right Application 30745 – Peter Michael

**APPLICANT:** Peter Michael  
c/o Wagner & Bonsignore, CCE  
2151 River Plaza Drive, Suite 100  
Sacramento, CA 95833

#### **PROJECT LOCATION:**

The project associated with Application 30745 of Peter Michael is approximately 6 miles northwest of the town of Calistoga and approximately 15 miles east of the town of Healdsburg in Sonoma County. The project area is in projected Sections 5 and 8, Township 9N and Range 7W, MDB&M of the “Mount Saint Helena” 7.5-minute U.S. Geological Survey (USGS) topographic quadrangle.

#### **PROJECT DESCRIPTION:**

Water Right Application 30745 requests diversion of a total of 85 acre-feet per annum of water to storage from December 15 of each year to March 31 of the succeeding year. Water would be diverted from an Unnamed Stream tributary to Kellogg Creek, thence Redwood Creek, thence Maacama Creek, thence the Russian River, and stored behind an existing onstream dam and in an existing offstream reservoir. Stored water would be used for irrigation of 151 acres of vineyard and recreation at the lower reservoir. The project involves review of potential impacts resulting from construction of the offstream reservoir, conversion of 39 acres of cleared land to vineyard, and diversion of 85 acre-feet per annum of water. At this time, all components of the project exist.

#### **DETERMINATION:**

The State Water Board has determined that the above-described project will have a less than

significant effect on the environment for the reasons specified in the Initial Study prepared for this project.

The Proposed Mitigated Negative Declaration and the Initial Study in support of the proposed Mitigated Negative Declaration are available on the Division of Water Rights website at [http://www.waterboards.ca.gov/waterrights/water\\_issues/programs/ceqa/index.shtml](http://www.waterboards.ca.gov/waterrights/water_issues/programs/ceqa/index.shtml). A hard copy of these documents or additional information concerning the proposed action may be obtained by writing to: State Water Resources Control Board, Division of Water Rights, Attn: Beth Payne, P.O. Box 2000, Sacramento, CA 95812-2000, by email at [EPayne@waterboards.ca.gov](mailto:EPayne@waterboards.ca.gov), or by phone at (916) 341-5426.

Persons who disagree with the conclusions set forth in the Mitigated Negative Declaration or who disagree with the information contained therein are invited to furnish written comments to Beth Payne at the above address. The comments should summarize the specific substantive and factual basis for disagreement. The final date for submitting comments is 30 days from the date of this notice.

Sincerely,

Barbara Evoy, Deputy Director  
Division of Water Rights

Dated: June 22, 2012