

Notice of Determination

To:
Office of Planning and Research
[CEQA Submit](#)

From:
Department of Fish and Wildlife
Bay Delta Region
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Lead Agency
City and County of San Francisco
San Francisco Planning Department
1650 Mission Street, Suite 400
San Francisco, CA 94103-2479
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SUBJECT: Filing of Notice of Determination pursuant to Public Resources Code Section 21108

State Clearinghouse Number: 2007052109

Project Title: San Joaquin Pipeline Valve and Safe Entry Improvements Phase 3 Tesla Surge Tower Project (Streambed Alteration Agreement No. EPIMS-SJN-44298-R3)

Project Location: The project is located on an unnamed drainage at the SFPUC Tesla Portal site, which is located approximately 7.5 miles south of the City of Tracy, in unincorporated southwestern San Joaquin County, State of California; Latitude [37.63490], Longitude [-121.417516].

Project Description: The California Department of Fish and Wildlife (CDFW) has executed Lake and Streambed Alteration Agreement (EPIMS-SJN-44298-R3), pursuant to Fish and Game Code section 1602, to the project Applicant (San Francisco Public Utilities Commission).

The project will construct the following facilities at the Tesla Portal site: new surge shaft pipeline that extends from the Tesla Treatment Facility inlet pipe to the new surge shaft; new water recirculation system to address stagnant water inside the new surge pipeline; new surge shaft with a concrete base and apron for support of the structure and for directing overflows to the new spillway; new concrete spillway channel that connects to the existing spillway at the Tesla Treatment Facility; new gravel access road parallel to the new pipeline; and replacement of two culverts.

This is to advise that CDFW, acting as a Responsible Agency, approved the project described above on May 24, 2024 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 Environmental Impact Report (EIR) that was 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.

The Final EIR prepared for the project is available to the general public at the office location listed above for the Lead Agency, CDFW. CDFW's record of project approval as a Responsible Agency is available at CDFW's regional office.

Signature: Melissa Farinha Date: 5/28/2024

Melissa Farinha, Environmental Program Manager

Date Received for filing at OPR: _____