

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

Street Address:
1400 Tenth Street
Sacramento, CA 95814

From:
California Department of Fish and Wildlife (CDFW)
Bay Delta Region
2825 Cordelia Road, Suite 100, Fairfield, CA 94534
Contact: James Starr
Phone: (209) 234-3440

Lead Agency (if different than CDFW)
Contra Costa Water District
1331 Concord, CA 94520
Contact: Leah Orloff
Phone: (925) 688-8000

SUBJECT: Filing of Notice of Determination pursuant to Public Resources Code § 21108
State Clearinghouse Number: 2006012037

Project Title: Maintenance and Operation of the Los Vaqueros Project and Alternative Intake Project [Amendment 3 to California Endangered Species Act (CESA) Incidental Take Permit No. 2018-2009-013-03 (ITP)]

Project Location (include county): The Project is located in Contra Costa and San Joaquin counties with portions of the activity covered by this amendment occurring in both counties listed above.

Project Description: This proposed project involves extending the time from December 31, 2018 to December 31, 2023, eliminates the requirement for fish monitoring at CCWD's intakes, and modifies the no-fill period to require CCWD to refrain from filling Los Vaqueros Reservoir for 75 to 90 days between January 1 and June 30 of each year and eliminates the 30-day no-diversion period.

The Project as being amended will not increase the take of listed species covered by this amendment. The ITP Amendment referenced above as issued by CDFW authorizes incidental take of species listed under CESA that may occur as a result of Project implementation.

This is to advise that CDFW, acting as [ ] the lead agency / [ ] a responsible agency] approved the above-described project on 10-30-19 and made the following determinations regarding the above described project:

- 1. The project [ ] will / [ ] 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. [ ] An environmental impact report / [ ] A negative declaration] was prepared by the lead agency for the original project.
3. Additional mitigation measures [ ] were / [ ] were not] made a condition of CDFW's approval of the project.
4. A mitigation reporting or monitoring plan [ ] was / [ ] was not] adopted by CDFW for this project.
5. A Statement of Overriding Considerations [ ] was / [ ] was not] adopted by CDFW for this project.
6. Findings [ ] were / [ ] were not] made by CDFW pursuant to Public Resources Code § 21081(a).
7. Compliance with the environmental filing fee requirement at Fish and Game Code § 711.4 (check one):
[ ] Payment is submitted with this notice.
[ ] A copy of a receipt showing prior payment was submitted to CDFW.
[ ] Responsible Agency statement: The EIR prepared by the lead agency for the Project is available to the general public at the office location listed above for the lead agency. CDFW's administrative record of proceedings related to the incidental take permit is available to the public for review at CDFW's regional office.

Signature Gregg Erickson

Date: 10-30-19

Gregg Erickson, Regional Manager

Governor's Office of Planning & Research

Date Received for filing at OPR: NOV 04 2019

STATE CLEARINGHOUSE