

Notice of Determination

Appendix D

To:
[] Office of Planning and Research
U.S. Mail: P.O. Box 3044 Sacramento, CA 95812-3044
Street Address: 1400 Tenth St., Rm 113 Sacramento, CA 95814
[] County Clerk
County of: Tuolumne
Address: 2 South Green Street Sonora, CA 95370

From:
Public Agency: Tuolumne Utilities District
Address: 18885 Nugget Blvd. Sonora, CA 95370
Contact: Erik Johnson
Phone: (209) 532-5536 ext. 520

Lead Agency (if different from above):
Address:
Contact:
Phone:

Filed

MAR 07 2023

Tuolumne County Clerk:
By: [Signature] Deputy

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

State Clearinghouse Number (if submitted to State Clearinghouse): 2017062076-AMENDMENT to Original N
Project Title: Cuesta Heights Water Storage and Distribution Improvements Project
Project Applicant: Tuolumne Utilities District
Project Location (include county): Tuolumne County

Project Description:
This amendment to the original NOD was prepared for minor technical changes and none of the conditions described in Section 15162 of the CEQA Statute and Guidelines have occurred. The minor change in project scope involves replacing the Pedro-Y Tank with a new welded steel tank instead of rehabilitating the existing tank through sandblasting and recoating. The new tank will be the same size and in the same location as the existing tank.

This is to advise that the Tuolumne Utilities District has approved the above described project on August 8, 2017 and has made the following determinations regarding the above described project.

- 1. The project [] will [x] will not have a significant effect on the environment.
2. [] An Environmental Impact Report was prepared for this project pursuant to the provisions of CEQA. [x] A Negative Declaration was prepared for this project pursuant to the provisions of CEQA.
3. Mitigation measures [x] were [] were not made a condition of the approval of the project.
4. A mitigation reporting or monitoring plan [x] was [] was not adopted for this project.
5. A statement of Overriding Considerations [] was [x] was not adopted for this project.
6. Findings [x] were [] were not made pursuant to the provisions of CEQA.

This is to certify that the final EIR with comments and responses and record of project approval, or the negative Declaration, is available to the General Public at:
18885 Nugget Blvd., Sonora, CA 95370

Signature (Public Agency): [Signature] Title: General Manager
Date: 3/5/2023 Date Received for filing at OPR:



State of California - Department of Fish and Wildlife
2023 ENVIRONMENTAL DOCUMENT FILING FEE
CASH RECEIPT
 DFW 753.5a (REV. 01/01/23) Previously DFG 753.5a

RECEIPT NUMBER:
 55 — 03/07/2023 — 019
 STATE CLEARINGHOUSE NUMBER (If applicable)

SEE INSTRUCTIONS ON REVERSE. TYPE OR PRINT CLEARLY.

LEAD AGENCY Tuolumne Utilities District	LEAD AGENCY EMAIL	DATE 03/07/2023
COUNTY/STATE AGENCY OF FILING Tuolumne	DOCUMENT NUMBER	

PROJECT TITLE

Cuesta Heights Water Storage and Distribution Improvements Project (Amendment)

PROJECT APPLICANT NAME Tuolumne Utilities District	PROJECT APPLICANT EMAIL	PHONE NUMBER ()
PROJECT APPLICANT ADDRESS 18885 Nugget Blvd.	CITY Sonora	STATE CA
		ZIP CODE 95370

PROJECT APPLICANT (Check appropriate box)

- Local Public Agency
 School District
 Other Special District
 State Agency
 Private Entity

CHECK APPLICABLE FEES:

- | | | | |
|---|------------|----|----------|
| <input type="checkbox"/> Environmental Impact Report (EIR) | \$3,839.25 | \$ | 0.00 |
| <input checked="" type="checkbox"/> Mitigated/Negative Declaration (MND)(ND) | \$2,764.00 | \$ | 2,764.00 |
| <input type="checkbox"/> Certified Regulatory Program (CRP) document - payment due directly to CDFW | \$1,305.25 | \$ | 0.00 |

- Exempt from fee
 Notice of Exemption (attach)
 CDFW No Effect Determination (attach)
 Fee previously paid (attach previously issued cash receipt copy)

- | | | | |
|---|----------|----|------|
| <input type="checkbox"/> Water Right Application or Petition Fee (State Water Resources Control Board only) | \$850.00 | \$ | 0.00 |
| <input type="checkbox"/> County documentary handling fee | | \$ | |
| <input type="checkbox"/> Other | | \$ | |

PAYMENT METHOD:

- Cash
 Credit
 Check
 Other

TOTAL RECEIVED \$ 2,764.00

SIGNATURE 	AGENCY OF FILING PRINTED NAME AND TITLE Taryn Vanderpan, CDD Administrative Technician
---------------	---



State of California - Department of Fish and Wildlife
2023 ENVIRONMENTAL DOCUMENT FILING FEE
CASH RECEIPT
 DFW 753.5a (REV. 01/01/23) Previously DFG 753.5a

NOTICE

Each project applicant shall remit to the county clerk the environmental filing fee before or at the time of filing a Notice of Determination (Pub. Resources Code, § 21152; Fish & G. Code, § 711.4, subdivision (d); Cal. Code Regs., tit. 14, § 753.5). Without the appropriate fee, statutory or categorical exemption, or a valid No Effect Determination issued by the California Department of Fish and Wildlife (CDFW), the Notice of Determination is not operative, vested, or final, and shall not be accepted by the county clerk.

COUNTY DOCUMENTARY HANDLING FEE

The county clerk may charge a documentary handling fee of fifty dollars (\$50) per filing in addition to the environmental filing fee (Fish & G. Code, § 711.4, subd. (e); Cal. Code Regs., tit. 14, § 753.5, subd. (g)(1)). A county board of supervisors shall have the authority to increase or decrease the fee or charge, that is otherwise authorized to be levied by another provision of law, in the amount reasonably necessary to recover the cost of providing any product or service or the cost of enforcing any regulation for which the fee or charge is levied (Gov. Code, § 54985, subd. (a)).

COLLECTION PROCEDURES FOR COUNTY GOVERNMENTS

Filing Notice of Determination (NOD):

- Collect environmental filing fee or copy of previously issued cash receipt. *(Do not collect fee if project applicant presents a No Effect Determination signed by CDFW. An additional fee is required for each separate environmental document. An addendum is not considered a separate environmental document. Checks should be made payable to the county.)*
- Issue cash receipt to project applicant.
- Attach copy of cash receipt and, if applicable, previously issued cash receipt, to NOD.
- Mail filing fees for **CRP** document to CDFW prior to filing the NOD or equivalent final approval (Cal. Code Regs. Tit. 14, § 753.5 (b)(5)). The CRP should request receipt from CDFW to show proof of payment for filing the NOD or equivalent approval. Please mail payment to address below made attention to the Cash Receipts Unit of the Accounting Services Branch.

If the project applicant presents a **No Effect Determination** signed by CDFW, also:

- Attach No Effect Determination to NOD *(no environmental filing fee is due)*.

Filing Notice of Exemption (NOE) *(Statutorily or categorically exempt project (Cal. Code Regs., tit. 14, §§ 15260-15285, 15300-15333))*

- Issue cash receipt to project applicant.
- Attach copy of cash receipt to NOE *(no environmental filing fee is due)*.

Within 30 days after the end of each month in which the environmental filing fees are collected, each county shall summarize and record the amount collected on the monthly State of California Form No. CA25 (TC31) and remit the amount collected to the State Treasurer. Identify the remittance on Form No. CA25 as "Environmental Document Filing Fees" per Fish and Game Code section 711.4.

The county clerk shall mail the following documents to CDFW on a monthly basis:

- ✓ A photocopy of the monthly State of California Form No. CA25 (TC31)
- ✓ CDFW/ASB copies of all cash receipts (including all voided receipts)
- ✓ A copy of all CDFW No Effect Determinations filed in lieu of fee payment
- ✓ A copy of all NODs filed with the county during the preceding month
- ✓ A list of the name, address and telephone number of all project applicants for which an NOD has been filed. If this information is contained on the cash receipt filed with CDFW under California Code of Regulations, title 14, section 753.5, subdivision (e)(6), no additional information is required.

DOCUMENT RETENTION

The county shall retain two copies of the cash receipt (for lead agency and county clerk) and a copy of all documents described above for at least 12 months.

RECEIPT NUMBER

- # The first two digits automatically populate by making the appropriate selection in the County/State Agency of Filing drop down menu.
- # The next eight digits automatically populate when a date is entered.
- # The last three digits correspond with the sequential order of issuance for each calendar year. For example, the first receipt number issued on January 1 should end in 001. If a county issued 252 receipts for the year ending on December 31, the last receipt number should end in 252. CDFW recommends that counties and state agencies 1) save a local copy of this form, and 2) track receipt numbers on a spreadsheet tabbed by month to ensure accuracy.


DO NOT COMBINE THE ENVIRONMENTAL FEES WITH THE STATE SHARE OF FISH AND WILDLIFE FEES.

Mail to:

California Department of Fish and Wildlife
 Accounting Services Branch
 P.O. Box 944209
 Sacramento, California 94244-2090



Memorandum

Project: Cuesta Heights Water Storage and Distribution Improvements Project (P#5510013-010C)
Subject: Amendment to CEQA Initial Study/Mitigated Negative Declaration and TUD Adopted Notice of Determination
Date: March 2, 2023
To: Don Perkins, General Manager
From: Erik Johnson, District Engineer 

On August 8, 2017, the Tuolumne Utilities District (TUD) Board of Directors passed Resolution 17-17 adopting a Notice of Determination for the Cuesta Heights Water Storage and Distribution Improvements Project. The project described and analyzed under CEQA included the following:

- a) Abandon and dismantle three (3) storage tanks (Gopher Tank, 420K Tank, and Saratoga Tank)
- b) Install a new 600,000 gallon water storage tank (Cuesta Heights Tank) 24 feet tall, 65 feet in diameter at 2,270 feet in elevation in the Columbia/Gibbs Water System
- c) Install two (2) new pump stations (420K Tank and Cuesta Heights)
- d) Install five (5) new pressure reducing stations or Pressure Reducing Valves (PRV). Two PRVs would replace the existing check valves on Gibbs Drive and Redbud Drive, one PRV would replace the Shaws Flat Pump Station, and two PRVs would replace the Saratoga Tank
- e) Construct 1,800 linear feet of new ten (10) inch water main from Sawmill Flat Road to the existing Pedro Y Storage Tank
- f) Drain, sandblast, repaint and add a new connection and vent to the top of Pedro Y Tank
- g) Construct 3,400 linear feet of new ten (10) inch supply water main along Shaws Flat Road and across APNs 35-070-35 and 35-070-51 to the proposed Cuesta Heights Tank
- h) Construct 3,050 linear feet of new ten (10) inch distribution water main along Shaws Flat Road and across APNs 35-070-35 and 35-070-51 from the proposed Cuesta Heights Tank
- i) Construct 550 linear feet of new ten (10) inch water main from the existing 126K Storage Tank at the end of Villa Drive around the existing 420K Storage Tank
- j) Abandon and dismantle three (3) pump stations (Shaws Flat Pump Station, Saratoga Pump Station, and Racetrack Pump Station)

The purpose of this memorandum is to explain and justify a proposed amendment to the CEQA that complies with applicable law and also satisfies the requirements of the California State Water Board Division of Financial Assistance Environmental Review Unit. This project is being considered for funding by the State Water Board. Staff at the Environmental Review Unit (ERU) require TUD to process an amendment to CEQA before final environmental clearance can be issued.

The proposed change in project description and scope:

Replace -

- f) Drain, sandblast, repaint and add a new connection and vent to the top of Pedro Y Tank

With -

- f) Replace the existing Pedro-Y Tank by draining and dismantling the current tank and constructing a new welded steel tank of the same or lesser dimensions, capacity, and elevation as the existing tank (420,000 gal, 55-foot diameter, 24-foot tall, elevation 2,244.50 ft) and on the same site as the existing tank

The Pedro-Y Tank is of bolted-steel construction from 1987. The tank is now 36 years old. The most recent inspection from 2017 noted corrosion along the bolt seams and in the headspace of the tank. While TUD staff originally envisioned rehabilitating the tank, due to reasons discussed below, it is advisable to replace the current tank with a new welded steel tank.

The shell, roof, and floor panels on bolted steel tanks are constructed of much thinner metal than for welded steel tanks. In order to apply new epoxy coatings to the tank, the surface needs to be sandblasted to create a profile for the coatings to properly adhere. Unfortunately, it has been TUD's experience that sandblasting older bolted steel tanks risks blowing holes through the steel that are irreparable. Coatings exist to protect the steel from corroding, but do not provide any structural benefit.

The current Pedro-Y Tank has significant corrosion along the bolt seams and is already structurally compromised. Sandblasting and recoating the bolt seams will not address the structural weaknesses. A common failure point for bolted steel tanks is along the bolt seams. When TUD experienced catastrophic failure of its Zone 3 Tank, the tank unzipped along the bolt seams. Newer bolted steel tanks have polycarbonate encapsulated bolt heads to prevent corrosion; unfortunately, this tank was constructed before that became an industry standard. The cost to construct a new tank is not significantly more than rehabilitating the existing tank and the expected life is dramatically increased.

A new tank meeting current standards would include features not currently present with the existing tank such as, concrete ringwall foundation, exterior stairway access, forced air ventilation, properly sized overflow, NSF-600 compliant coatings and an inlet/outlet separated by 180 degrees to promote/enhance circulation.

Justification for CEQA Amendment

District staff have reviewed the CEQA initial study and mitigated negative declaration. No new mitigations are proposed due to the change in project scope. The basis for this finding is:

1. The Area of Potential Effect (APE) is unchanged.
2. The area of land disturbance is unchanged.
3. Staging areas will be the same.
4. The new tank will be in the same location and size as the existing tank.
5. Changes in noise levels are less than significant. The sandblasting activity produces the most noise and that would occur as part of rehabilitating the existing tank or building a new welded tank.
6. The construction duration will increase slightly for a welded steel tank, but the impact is less than significant.

Approval of CEQA Amendment

The proposed amendment was sent to the Division of Financial Assistance, Environmental Review Unit and their response was the following, "I have reviewed the provided addendum and agree that it adequately supports the project scope changes. The addendum was prepared for minor technical changes and none of the conditions described in Section 15162 of the CEQA Statue & Guidelines have occurred."

On behalf of the Tuolumne Utilities District, lead agency under CEQA, for the Cuesta Heights Water Storage and Distribution and Improvements Project (P#5510013-010C), I hereby approve the project CEQA amendment.

3/2/2023

Date



Don Perkins
TUD General Manager

Notice of Determination

Appendix D

To:

[X] Office of Planning and Research
U.S. Mail: P.O. Box 3044 Sacramento, CA 95812-3044
Street Address: 1400 Tenth St., Rm 113 Sacramento, CA 95814

[X] County Clerk
County of: Tuolumne
Address: 2 South Green Street Sonora, CA 95370

From:

Public Agency: Tuolumne Utilities District
Address: 18885 Nugget Blvd. Sonora, CA 95370
Contact: Jennifer Batt
Phone: (209) 532-5536 ext. 526

Lead Agency (if different from above):
Address:
Contact:
Phone:

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

State Clearinghouse Number (if submitted to State Clearinghouse): 2017062076

Project Title: Cuesta Heights Water Storage and Distribution Improvements Project

Project Applicant: Tuolumne Utilities District

Project Location (include county): Tuolumne County

Project Description:

The project scope includes the construction of 8,800 linear feet of 10-inch water main, five (5) new pressure reducing stations, one (1) new 600,000 gallon tank, and two (2) new pump stations. Also included is the abandonment of the District's Gopher Tank, Saratoga Tank, and 420K Tank and the Saratoga and Shaws Flat Pump Stations.

This is to advise that the Tuolumne Utilities District has approved the above (X) Lead Agency or () Responsible Agency

described project on August 8, 2017 and has made the following determinations regarding the above (date) described project.

- 1. The project () will (X) will not have a significant effect on the environment.
2. () An Environmental Impact Report was prepared for this project pursuant to the provisions of CEQA. (X) A Negative Declaration was prepared for this project pursuant to the provisions of CEQA.
3. Mitigation measures (X) were () were not made a condition of the approval of the project.
4. A mitigation reporting or monitoring plan (X) was () was not adopted for this project.
5. A statement of Overriding Considerations () was (X) was not adopted for this project.
6. Findings (X) were () were not made pursuant to the provisions of CEQA.

This is to certify that the final EIR with comments and responses and record of project approval, or the negative Declaration, is available to the General Public at:

18885 Nugget Blvd., Sonora, CA 95370

Signature (Public Agency): [Signature] Title: General Manager

Date: August 8, 2017 Date Received for filing at OPR:



State of California - Department of Fish and Wildlife
2017 ENVIRONMENTAL FILING FEE CASH RECEIPT
 DFW 753.5a (Rev. 01/01/17) Previously DFG 753.5a

RECEIPT NUMBER:
 55 — 08102017 — 73
 STATE CLEARINGHOUSE NUMBER (if applicable)
 2017062076

SEE INSTRUCTIONS ON REVERSE. TYPE OR PRINT CLEARLY.

LEAD AGENCY Tuolumne Utilities District	LEAD AGENCY EMAIL	DATE 08102017
COUNTY/STATE AGENCY OF FILING Tuolumne	DOCUMENT NUMBER	

PROJECT TITLE
 Cuesta Heights Water Storage and Distribution Improvement Project

PROJECT APPLICANT NAME Tuolumne Utilities District	PROJECT APPLICANT EMAIL	PHONE NUMBER (209) 532-5536
PROJECT APPLICANT ADDRESS Cuesta Heights Subdivision	CITY Sonora	STATE CA
		ZIP CODE 95370

PROJECT APPLICANT (Check appropriate box)

Local Public Agency School District Other Special District State Agency Private Entity

CHECK APPLICABLE FEES:

<input type="checkbox"/> Environmental Impact Report (EIR)	\$3,078.25	\$	0.00
<input checked="" type="checkbox"/> Mitigated/Negative Declaration (MND)(ND)	\$2,216.25	\$	2,216.25
<input type="checkbox"/> Certified Regulatory Program document (CRP)	\$1,046.50	\$	0.00
<input type="checkbox"/> Exempt from fee			
<input type="checkbox"/> Notice of Exemption (attach)			
<input type="checkbox"/> CDFW No Effect Determination (attach)			
<input type="checkbox"/> Fee previously paid (attach previously issued cash receipt copy)			
<hr/>			
<input type="checkbox"/> Water Right Application or Petition Fee (State Water Resources Control Board only)	\$850.00	\$	0.00
<input checked="" type="checkbox"/> County documentary handling fee		\$	50.00
<input type="checkbox"/> Other		\$	

PAYMENT METHOD:

Cash Credit Check Other

TOTAL RECEIVED \$ 2,266.25

SIGNATURE <i>X Renee Hendry</i>	AGENCY OF FILING PRINTED NAME AND TITLE Tuolumne County CRA, Renee Hendry Planner II
------------------------------------	---

Tuolumne County
Community Resources Agency
Receipt

From: TUOLUMNE UTILITIES DISTRICT
Agent: TUOLUMNE UTILITIES DISTRICT

Receipt #: 2017002706
Receipt Date: 08/10/2017

Address:

Comment: CHECK 56715

Description	Base Fee	Qty	Amt Per Qty	Pay Mth	Line Total
Fish and Game Nec Dec	2,216.25			CHK	\$2,216.25
Fish & Game Admin Fee	50.00			CHK	\$50.00
Total for: 2017002706					\$2,266.25