

## Notice of Determination

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

**From:**  
Department of Fish and Wildlife  
Bay Delta Region  
2825 Cordelia Road, Suite 100  
Fairfield, CA 94534  
Contact: Alex Anstett  
Email: [R3LSA@wildlife.ca.gov](mailto:R3LSA@wildlife.ca.gov)  
Phone: (707) 815-6427



Lead Agency  
Santa Clara Valley Water District  
5750 Almaden Expressway  
San Jose, CA 95118  
Contact: Shannon Bane  
Phone: (408) 630-3259

**SUBJECT:** Filing of Notice of Determination pursuant to Public Resources Code section 21108

**State Clearinghouse Number:** 2005101047

**Project Title:** West Pipeline Inspection & Rehabilitation Project – Phase 1 (Lake or Streambed Alteration Agreement No. EPIMS-SCL-44639-R3)

**Project Location (Santa Clara County):** The Project runs along 2.8 miles of the West Pipeline and 6 miles of its distributaries starting at the Cox Turnout, intersecting San Tomas Aquino, Wildcat, Saratoga, and Permanente Creeks, and ending at the Rinconada Water Treatment Plant.

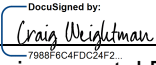
**Project Description:** The California Department of Fish and Wildlife (CDFW) has executed Lake and Streambed Alteration Agreement (EPIMS-SCL-44639-R3) pursuant to Fish and Game Code section 1602, to the project Applicant, Emmanuel Aryee, Santa Clara Valley Water District.

The Project will involve discharging approximately 28,173,400 gallons of treated water from pipelines, turnouts, and distributaries into four different creeks (San Tomas Aquino Creek, Wildcat Creek, Saratoga Creek, and Permanente Creek) to inspect and repair the West Pipeline.

This is to advise that CDFW, acting as a Responsible Agency, approved the project described above on October 25, 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 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 not** adopted by CDFW for this project.
5. A Statement of Overriding Considerations **was not** adopted by CDFW for this project.
6. Findings **were** 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's record of project approval as a Responsible Agency is available at CDFW's regional office.

Signature:  Date: 10/25/2024  
Craig Weightman, Environmental Program Manager

Date Received for filing at OPR: \_\_\_\_\_