

DEPARTMENT OF WATER RESOURCES

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SACRAMENTO, CA 94236-0001
(916) 653-5791



Governor's Office of Planning & Research

January 24, 2020

JAN 27 2020**STATE CLEARINGHOUSE**

Anthea Hansen, General Manager
Del Puerto Water District
17840 Ward Avenue/P.O. Box 1596
Patterson, CA 95363
ahansen@delpuertowd.org

RE: Review of Draft Environmental Impact Report (DEIR) for
Del Puerto Canyon Reservoir, Stanislaus County, California
Prepared by Del Puerto Water District
(State Clearinghouse # 2019060254)

Dear Ms. Hansen,

The California Department of Water Resources (DWR) has reviewed the Del Puerto Water District's (District) DEIR for the proposed Del Puerto Canyon Reservoir (Project) in the Stanislaus County, California, dated December 2019. The following comments do not include comments from DWR's Division of Safety of Dams (DSOD). If DSOD provides comments, they will do so in a separate comment letter.

Encroachment Permits

DWR commented that an encroachment permit would be required for work within, under or over California Aqueduct (Aqueduct) right-of-way. Per the DEIR, the District added to Table 1-1 Responsible and Trustee Agencies and Coordination the potential need to obtain an encroachment permit from DWR in addition to an approval for construction and operation of the proposed dam from DWR's Division of Safety of Dams. Thank you for making that change.

Section 3.11 Hydrology and Water Quality***Potential Effects on Hydrology and Water Quality*****Impact HYD-4: Conflict with Coordinated Operation Agreement and Existing CVP Operations**

DWR requests that the Impact HYD-4 be modified to include State Water Project (SWP) operations as a potential conflict. As stated in the DEIR, Del Puerto Creek (Creek) is tributary to the San Joaquin, thence the Sacramento-San Joaquin Delta Estuary (Delta). The diversions from the Creek contemplated in the DEIR could conflict with the SWP's operations; especially when DWR is releasing supplemental SWP project water to meet water quality flow objectives and water quality standards in the Delta, or diversions are limited due to Endangered Species Act requirements. As such, DWR requests a more detailed analysis of the Project's potential effects on hydrology and water quality standards in the Delta under normal operations and emergency release.

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Please send additional Project environmental documents, and future notices, correspondence and questions related to this project to:

Anna Fock,
Supervising Engineer
State Water Project Analysis Office
Department of Water Resources
1416 Ninth Street, Room 1620
Sacramento, California 94236-0001
(916) 653-0190

Sincerely,

A handwritten signature in blue ink, appearing to read "Nancy Finch".

Nancy Finch, Senior Attorney
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