

NOTICE OF DETERMINATION

TO:	Office of Planning and Research 1400 Tenth Street, Rm. 113 Sacramento, CA 95814	FROM:	Responsible Agency Name: Delta Conveyance Design and Construction Joint Powers Authority 980 9th Street, Suite 2400 Sacramento, CA 95814 Contact: Graham Bradner, Executive Director Phone: (888) 853-8486
			Lead Agency: Department of Water Resources 1516 9 th St. Sacramento, CA 95814
		Contact:	Marcus Yee
		Phone:	(916) 699-8405

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


State Clearinghouse Number: 2020010227
Project Title: Delta Conveyance Project
Project Applicant: California Department of Water Resources (“DWR”) 1516 9th St. Sacramento, CA 95814 (916) 699-8405
Specific Project Location: See Attachment 1 and Figure 1
General Project Location: Counties of Alameda, Contra Costa, Sacramento, San Joaquin, Solano, Yolo
Project Description: The Delta Conveyance Project (“DCP”) seeks to develop new diversion and conveyance facilities in the Sacramento-San Joaquin Delta (“Delta”) to restore and protect the reliability of State Water Project (“SWP”) water deliveries and, potentially, Central Valley Project (“CVP”) water deliveries south of the Delta. The proposed water conveyance facilities would divert up to 6,000 cfs of water from two new north Delta intakes along the Sacramento River between Freeport and the confluence with Sutter Slough. Water would be conveyed via a single tunnel on an eastern alignment directly to a new pumping plant and aqueduct complex between Byron Highway and Mountain House Road near Mountain House in the south Delta and discharged to the Bethany Reservoir for delivery to existing SWP export facilities (Figure 1). This complex would be called the Bethany Complex and the DCP is designated in the EIR as Alternative 5—Bethany Reservoir Alignment, 6,000 cfs, Intakes B and C. On December 21, 2023, DWR, as the Lead Agency, certified the Final Environmental Impact Report (“FEIR”) for the DCP. There remains additional necessary design, planning, and permitting work prior to DCP implementation and construction. In January 2024, the Delta Conveyance Design & Construction Authority (“DCA”) Board of Directors approved the Eighth Amendment to the Joint Exercise of Powers Agreement to extend the Planning Phase under that

agreement through the conclusion of design, planning, and permitting work for the DCP. To assist DWR's continued work as part of the Planning Phase, DWR has requested that DCA undertake exploratory field investigations to inform planning and design work and other related DCP activities. On April 19, 2024, DCA considered the FEIR certified by DWR for the DCP, made responsible agency findings under State CEQA Guidelines sections 15091 and 15096, adopted a mitigation monitoring and reporting program, adopted a statement of overriding considerations, and issued an approval authorizing its Executive Director to issue task orders, contracts, expenditures, and other approvals necessary to undertake exploratory field investigations to inform planning and design work and other actions related to the DCP as directed by DWR.

Identify the person or entity undertaking the project, including any private applicant, any other person undertaking an activity that receives financial assistance from the Public Agency as part of the project, and any person receiving a lease, permit, license, certificate, or other entitlement of use from the Public Agency as part of the project. Not applicable.

This is to advise that DCA, as the Responsible Agency, issued an approval for the above described project on April 19, 2024 and has made the following determinations regarding the above described project:

1.	The project [<input checked="" type="checkbox"/> will <input type="checkbox"/> will not] have a significant effect on the environment.	
2.	<input checked="" type="checkbox"/>	An Environmental Impact Report was prepared and certified for this project pursuant to the provisions of CEQA and reflects the independent judgment of the Lead Agency and the Responsible Agency.
	<input type="checkbox"/>	A Negative Declaration was prepared for this project pursuant to the provisions of CEQA and reflects the independent judgment of the Lead Agency.
	<input type="checkbox"/>	A Mitigated Negative Declaration was prepared for this project pursuant to the provisions of CEQA and reflects the independent judgment of the Lead Agency.
3.	<input checked="" type="checkbox"/>	Mitigation measures [<input checked="" type="checkbox"/> were <input type="checkbox"/> were not] made a condition of the approval of the project.
4.	<input checked="" type="checkbox"/>	A Mitigation Monitoring or Reporting Plan [<input checked="" type="checkbox"/> was <input type="checkbox"/> was not] adopted for this project.
5.	<input checked="" type="checkbox"/>	A Statement of Overriding Considerations [<input checked="" type="checkbox"/> was <input type="checkbox"/> was not] adopted for this project.
6.	<input checked="" type="checkbox"/>	Findings [<input checked="" type="checkbox"/> were <input type="checkbox"/> 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 is available to the General Public at: 1516 9 th St., Sacramento, CA 95814 or http://www.deltaconveyanceproject.com and at the following location:		
Custodian: Delta Conveyance Design and Construction Joint Powers Authority		Location: 980 9th Street, Suite 2400 Sacramento, CA 95814

Date: June 6, 2024	
	Signature
	Name: Graham Bradner
	Title: Executive Director

Clerk's File Stamp:

Authority cited: Sections 21083, Public Resources Code.
Reference Section 21000-21174, Public Resources Code.

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