

**Notice of Determination**

**To:**  
Office of Planning and Research  
For U.S. Mail:  
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Sacramento, CA 95812-3044

Street Address:  
1400 Tenth Street  
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**From:**  
Department of Fish and Wildlife  
Bay Delta Region  
2825 Cordelia Road, Suite 100  
Fairfield, CA 95434  
Contact: Mayra Molina  
Phone: (707) 428-2067



Lead Agency  
Santa Clara Valley Water District  
5750 Almaden Expwy, San Jose, CA 95118  
Contact: Alex Hunt  
Phone: (408) 630-3007

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

**State Clearinghouse Number:** 202009370

**Project Title:** Calabazas Creek Bank Rehabilitation Project (Project) (Lake or Streambed Alteration Agreement No. EPIMS-SCL-14915-R3)

**Project Location (include county):** The Project is located along 3,700 linear feet of Calabazas Creek from Miller Avenue to Bollinger Road in the City of Cupertino, County of Santa Clara, State of California. Latitude: 37.310061; Longitude: -122.019773 (upstream limit); Latitude: 37.319658; Longitude: -122.014247 (downstream limit).

**Project Description:** The California Department of Fish and Wildlife (CDFW) has executed Lake and Streambed Alteration Agreement number EPIMS-SCL-14915-R3, pursuant to section 1602 of the Fish and Game Code to the project Applicant, Rechelle Blank, Santa Clara Valley Water District.

The purpose of the Project is to address 10 sites within Calabazas Creek where bank erosion has occurred. The Project aims to repair the banks to as-built conditions and prevent further erosion.

This is to advise that CDFW, acting as a Responsible Agency, approved the above described project on 5/13/2022 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  mitigated negative declaration /  negative declaration prepared by the Lead Agency for this project pursuant to California Code of Regulations section 15096, subdivision (f).
3. 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 not adopted by CDFW for this project.
6. Findings were not made by CDFW pursuant to California Code of Regulations section 15091.

The  mitigated negative declaration /  negative declaration 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 Responsible Agency is available at CDFW's regional office.

Signature Craig Weightman  
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Craig J. Weightman, Environmental Program Manager

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