

Notice of Determination

To:
Office of Planning and Research
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From:
Department of Fish and Wildlife
Bay Delta Region
2825 Cordelia Road, Suite 100
Fairfield, CA 95434
Contact: Alex Anstett
Email: R3LSA@wildlife.ca.gov
Phone: (707) 428-2002



Lead Agency
Santa Clara Valley Water District
5750 Almaden Expressway
San Jose, CA 95118
Contact: Kurt Lueneburger
Email: klueneburger@valleywater.org
Phone: (408) 903-3210

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), Major Amendment (2)

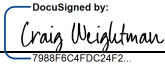
Project Location (Santa Clara): The Project is located along 3,700 linear feet of Calabazas Creek from Miller Avenue to Bollinger Road in the City of Cupertino, County of Santa Clara, State of California. Latitude 37.310061, Longitude: -122.019773 (upstream limit); Latitude: 37.319658; Longitude: -122.014247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

Project Description: The California Department of Fish and Wildlife (CDFW) has amended Lake and Streambed Alteration Agreement EPIMS-SCL-14915-R3, pursuant to Fish and Game Code section 1602, the project Applicant, Bhavani Yerrapotu/Santa Clara Valley Water District. The purpose of the Major Amendment (2) of the Project is to repair sites 1, 2, 9, and 10 from scour that occurred during the storms of 2023/2024 by adding riprap at all sites, and a concrete weir at sites 9 and 10. Additional repairs will occur at sites 9 and 10 from sinkholes behind sheet pile walls by filling cement slurry and native soil. An existing access ramp will be regraded to provide better access.

This is to advise that CDFW, acting as a Responsible Agency, approved the project described above on August 28, 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 Mitigated Negative Declaration 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 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 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: 9/3/2024
Craig J. Weightman, Environmental Program Manager

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Date Received for filing at OPR: _____