

**Notice of Determination**

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

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**From:**  
Department of Fish and Wildlife  
Bay Delta Region  
2825 Cordelia Road, Suite 100  
Fairfield, CA 95434  
Contact: Mayra Molina  
Email: [R3LSA@wildlife.ca.gov](mailto:R3LSA@wildlife.ca.gov)  
Phone: (707) 428-2067



Lead Agency  
Santa Clara Valley Water District  
5750 Almaden Expwy, San Jose, CA 95118  
Contact: Michael Coleman  
Phone: (408) 630-3069

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

**State Clearinghouse Number:** 2021010063

**Project Title:** Pacheco/Santa Clara Conduit Right-of-Way Acquisition Project (Project) (Lake or Streambed Alteration Agreement No. EPIMS-SCL-29951-R3)

**Project Location (include county):** The Project occurs along the Santa Clara Conduit and Pacheco Conduit within unincorporated Santa Clara and San Benito Counties. The Project includes four main sites within the Cities of Gilroy and Hollister, State of California. ES-8 site – Latitude: 36.97456; Longitude: -121.41507; ES-11a site – Latitude: 36.96869; Longitude: -121.43165; ES-11b site – Latitude: 36.96876; Longitude: -121.43240; ES-24 site – Latitude: 37.00053; Longitude: -121.51235.

**Project Description:** The California Department of Fish and Wildlife (CDFW) has executed Lake and Streambed Alteration Agreement number EPIMS-SCL-29951-R3, pursuant to section 1602 of the Fish and Game Code to the project Applicant, Emmanuel Aryee, Santa Clara Valley Water District.

The purpose of the Project is for Valley Water to gain access to the Santa Clara and Pacheco Conduit’s vaults in order to inspect and rehabilitate the pipelines when needed.

This is to advise that CDFW, acting as a Responsible Agency, approved the above described project on 7/26/2023 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: \_\_\_\_\_