

Notice of Exemption

Appendix E

To: Office of Planning and Research
P.O. Box 3044, Room 113
Sacramento, CA 95812-3044

County Clerk

County of: _____

From: (Public Agency): State Water Resources Control Board - Division of Water Rights
P.O. Box 2000, Sacramento, CA 95812

(Address)

Project Title: Temporary Permit to divert Cache Creek water to underground storage

Project Applicant: Yolo County Flood Control and Water Conservation District (YCFC&WCD)

Project Location - Specific:

Capay Diversion Dam, on Cache Creek ~2 miles west of Capay, and within the Yolo County FC&WCD's service area in Yolo County

Project Location - City: Capay

Project Location - County: Yolo

Description of Nature, Purpose and Beneficiaries of Project:

YCFCWCD requests a temp. permit to divert water from Cache Creek from 01/01/21 to 04/30/21 to underground storage and later withdrawal for irrigation use within the YCFCWCD service area. Water diversion is up to 72,000 acre-feet at a max. rate of 600 cubic feet per second. The permit expires 180 days after issuance.

Name of Public Agency Approving Project: State Water Resources Control Board, Division of Water Rights

Name of Person or Agency Carrying Out Project: Yolo County Flood Control & Water Conservation District

Exempt Status: **(check one):**

Ministerial (Sec. 21080(b)(1); 15268);

Declared Emergency (Sec. 21080(b)(3); 15269(a));

Emergency Project (Sec. 21080(b)(4); 15269(b)(c));

Categorical Exemption. State type and section number: _____

Statutory Exemptions. State code number: _____

Reasons why project is exempt:

The proposed project is consistent with the suspension of CEQA in the Governor's Executive Order B-39-17. Please see attachment for more information.

Lead Agency

Contact Person: Justin Reyes

Area Code/Telephone/Extension: 916-322-9632

If filed by applicant:

1. Attach certified document of exemption finding.

2. Has a Notice of Exemption been filed by the public agency approving the project? Yes No

Signature: Amanda Montgomery Date: 4/8/2021 Title: Program Manager

Signed by Lead Agency Signed by Applicant

Authority cited: Sections 21083 and 21110, Public Resources Code.
Reference: Sections 21108, 21152, and 21152.1, Public Resources Code.

Date Received for filing at OPR: _____

Attachment to NOE for Temporary Permit issued to Yolo County Flood Control and Water Conservation District

Governor Edmund G. Brown's April 6, 2017 Executive Order B-39-17 suspends CEQA, and the regulations adopted pursuant to it, to the extent that CEQA would otherwise apply to actions taken by state agencies in furtherance of the executive order, including the actions described in item 14 of the executive order. Item 14 requires the State Water Board to prioritize temporary water right permits to accelerate approvals for projects that enhance the ability of a local or state agency to capture high runoff events for local storage or recharge, consistent with water rights priorities and protections for fish and wildlife. This temporary permit will enhance the ability of the Yolo County Flood Control and Water Conservation District to capture high runoff events this winter and spring for underground storage and groundwater recharge, consistent with water rights priorities and protections for fish and wildlife. Water stored underground under the permit will be used for irrigation use within the service area of the district. Accordingly, CEQA is suspended to the extent that it would otherwise apply to this temporary permit.