

NOTICE OF EXEMPTION

To: Office of Planning and Research
Post Office Box 3044
Sacramento, CA 95814

From: Department of Water Resources
State Water Project Analysis Office
1416 9th Street
Sacramento, CA 95814

Project Title: Exchange of up to 100,000 Acre-Feet of Santa Clara Valley Water District’s Central Valley Project Water Supplies with State Water Project Water Supplies. (SWPAO #21019)

Location -- Specific: From the Delta to Santa Clara Valley Water District’s turnouts in Reach 9 of the South Bay Aqueduct and O’Neill Forebay

Location -- County: Santa Clara

Description of Activity: Santa Clara Valley Water District (Santa Clara) proposes to exchange up to 100,000 acre-feet of Santa Clara’s CVP water supplies with State Water Project (SWP) water supplies. The U.S. Department of the Interior’s Bureau of Reclamation will make a portion of Santa Clara’s CVP water available to the California Department of Water Resources (DWR) at O’Neill Forebay. DWR will deliver the CVP water to SWP service areas south of O’Neill Forebay under the 2021 Consolidated Place of Use. In exchange, DWR will deliver an equal amount of SWP water supplies to Santa Clara from Banks Pumping Plant to Santa Clara’s turnout(s) in Reach 9 of the South Bay Aqueduct. This involves no increase in total SWP or CVP allocations. This exchange is covered under the 2021 Consolidated Place of Use Order (Order), approved by the State Water Resources Control Board (SWRCB) on July 14, 2021. The SWRCB’s approval is effective July 16, 2021 through July 16, 2022.

Name of Public Agency Approving or Carrying Out Activity: Santa Clara Valley Water District (Lead Agency), DWR (Responsible Agency) and United States Bureau of Reclamation (Federal Agency).

Exempt Status:

- Ministerial
- Declared Emergency
- Emergency Project
- Categorical Exemption: Class 1; CEQA Guidelines Section 15301, existing facility
- Statutory Exemption: California Water Code Section 1729

Reasons why activity is exempt:

- a. California Water Code, § 1729, exempts temporary changes in place of use from the requirements of the California Environmental Quality Act. (see also Cal. Code Regs., tit. 14, § 15282, subd. (u).)
- b. The proposed project is a water management operation using only existing facilities.
- c. The project will not support new development or a change in land use.
- d. The project does not establish a new permanent source of water supply.

Responsible Agency Contact Person: Patrick Luzuriaga

Telephone: 916-820-7778

Signature: John Leahigh
John Leahigh
Water Operation Executive Manager
Division of Operation and Maintenance
Department of Water Resources

Date: 9/13/2021

Date received for filing OPR: _____

Certificate Of Completion

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Signer Events

Signer Events	Signature	Timestamp
John Leahigh John.Leahigh@water.ca.gov Water Operations Manager Department of Water Resources Security Level: Email, Account Authentication (None)	 Signature Adoption: Pre-selected Style Using IP Address: 136.200.53.19	Sent: 9/13/2021 10:00:44 AM Viewed: 9/13/2021 6:03:14 PM Signed: 9/13/2021 6:03:32 PM

Electronic Record and Signature Disclosure:
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In Person Signer Events

In Person Signer Events	Signature	Timestamp

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Editor Delivery Events	Status	Timestamp

Agent Delivery Events

Agent Delivery Events	Status	Timestamp

Intermediary Delivery Events

Intermediary Delivery Events	Status	Timestamp

Certified Delivery Events

Certified Delivery Events	Status	Timestamp

Carbon Copy Events

Carbon Copy Events	Status	Timestamp
WOEM WOEM Support Staff woemadmin@water.ca.gov Department of Water Resources Security Level: Email, Account Authentication (None)	<div style="border: 2px solid blue; padding: 5px; display: inline-block;">COPIED</div>	Sent: 9/13/2021 6:03:33 PM

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Witness Events

Witness Events	Signature	Timestamp

Notary Events

Notary Events	Signature	Timestamp

Envelope Summary Events

Envelope Summary Events	Status	Timestamps
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Signing Complete	Security Checked	9/13/2021 6:03:32 PM
Completed	Security Checked	9/13/2021 6:03:33 PM

Payment Events

Status

Timestamps