

NOTICE OF EXEMPTION

<p>TO:</p> <p><input type="checkbox"/> Office of Planning and Research P. O. Box 3044, Room 113 Sacramento, CA 95812-3044</p>	<p>FROM: Name: Desert Water Agency</p> <p> Address: 1200 South Gene Autry Trail Palm Springs, CA 92264</p> <p> Telephone: 760-323-4971</p>
<p><input type="checkbox"/> County Clerk – Riverside County</p> <p> Address: P.O. Box 751 Riverside, CA 92502-0751</p>	

1. Project Title:	Delta Conveyance Project Agreement
2. Project Applicant:	Desert Water Agency
3. Project Location – Identify street address and cross streets or attach a map showing project site (preferably a USGS 15’ or 7 1/2’ topographical map identified by quadrangle name):	No physical location. Desert Water Agency is a State Water Project Contractor and its service area includes portions of Riverside County.
4. (a) Project Location – City: No physical location	(b) Project Location – County: Riverside County
5. Description of nature, purpose, and beneficiaries of Project:	On March 15, 2022, the Agency approved Resolution No. 1270. The Resolution authorized the Agency’s General Manager to execute a letter to DWR committing the Agency to provide funds for environmental planning costs associated with the Delta Conveyance Project for years 2023 and 2024. The resolution does not commit the Agency to any current or future project, and it does not entail any construction or other activity that could result in a potential physical change to the environment.
6. Name of Public Agency approving project:	Desert Water Agency
7. Name of Person or Agency undertaking the project, including any person undertaking an activity that receives financial assistance from the Public Agency as part of the activity or the person receiving a lease, permit, license, certificate, or other entitlement of use from the Public Agency as part of the activity:	Steve Johnson, Assistant General Manager
8. Exempt status: (check one)	
(a) <input checked="" type="checkbox"/> Ministerial project.	(Pub. Resources Code § 21080(b)(1); State CEQA Guidelines § 15268)
(b) <input checked="" type="checkbox"/> Not a project.	State CEQA Guidelines §15378
(c) <input type="checkbox"/> Emergency Project.	(Pub. Resources Code § 21080(b)(4); State CEQA Guidelines § 15269(b),(c))
(d) <input type="checkbox"/> Categorical Exemption. State type and section number:	
(e) <input type="checkbox"/> Declared Emergency.	(Pub. Resources Code § 21080(b)(3); State CEQA Guidelines § 15269(a))
(f) <input type="checkbox"/> Statutory Exemption. State Code section number:	
(g) <input checked="" type="checkbox"/> Other. Explanation:	“Common Sense” Exemption: State CEQA Guideline §15061(b)(3)

<p>9. Reason why project was exempt:</p>	<p>The Agency's approval of the Resolution does not qualify as a "project" subject to CEQA because it constitutes (1) continuing administrative or maintenance activities, such as general policy and procedure making; (2) government fiscal activities that do not involve any commitment to any specific project that may result in a potentially significant physical impact on the environment; and (3) organizational or administrative activities of a public agency that will not result in direct or indirect physical changes in the environment. (State CEQA Guidelines, §§ 15060(c)(3).) Moreover, the approval of the Resolution does not qualify as a "project" because it does not have a potential to result in either a direct, or reasonably foreseeable indirect, physical change in the environment. (State CEQA Guidelines, § 15378(a).)</p> <p>Alternatively, the Agency's approval of the Resolution is statutorily exempt from CEQA under State CEQA Guidelines section 15262, as the Resolution concerned "feasibility or planning studies for possible future actions [that] the agency ... has not approved, adopted, or funded." (State CEQA Guidelines, § 15262.) Notably, although the Resolution provides for some funding for the environmental planning costs associated with the Delta Conveyance Project, it provides for no funding for the construction of the Delta Conveyance Project, nor does it otherwise commit the Agency to the Delta Conveyance Project.</p> <p>Furthermore, the Agency's approval of the Resolution is exempt from CEQA under the common sense exemption set forth in State CEQA Guidelines section 15061(b)(3), as it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment. None of the exceptions to this exemption identified in CEQA Guidelines § 15300.2 exist here.</p>
<p>10. Lead Agency Contact Person: Telephone:</p>	<p>Mark S. Krause, General Manager-Chief Engineer 760-323-4971</p>
<p>11. If filed by applicant: Attach Preliminary Exemption Assessment (Form "A") before filing.</p>	
<p>12. Has a Notice of Exemption been filed by the public agency approving the project? Yes <input type="checkbox"/> No <input type="checkbox"/></p>	
<p>13. Was a public hearing held by the Lead Agency to consider the exemption? Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> If yes, the date of the public hearing was: March 15, 2022</p>	

Mark S. Krause
Signature

Date: March 15, 2022

Mark S. Krause
Name

Title: General Manager-Chief Engineer

Signed by Lead Agency

Signed by Applicant

Date Received for Filing: [Click to enter date](#)

(Clerk Stamp Here)