

Tulare Lake Basin Water Storage District Notice of Exemption

To: Kern County Clerk
1115 Truxton Ave., First Floor
Bakersfield, CA 93301

State Clearing House
State of California
1400 10th Street
Sacramento, CA 95814

From: Tulare Lake Basin Water Storage District, 1001 Chase Avenue, Corcoran CA 93212

Project Title: SWP Water Banking and Exchange between Tulare Lake Basin Water Storage District (District) and Kern County Water Agency.

Project Location – Specific: The District is a SWP contractor located in Kings County. Kern County Water Agency Service Area

Project Location – City: Bakersfield **Project Location – County:** Kern and Kings County

Description of Nature, Purpose and Beneficiaries of Project: Tulare Lake Basin Water Storage District (TLBWSD) is requesting approval to transfer up to 10,000 acre-feet of its 2023 and 2024 State Water Project Water to the Kern County Water Agency (KCWA) for banking at a ratio of 2:1 in Rosedale-Rio Bravo Water Storage District on behalf of County Sanitation District No. 2 of Los Angeles. Deliveries will be completed by September 30, 2024. This proposed exchange is designed to enable County Sanitation District No. 2 of LA to better manage its respective water supplies. No lands will be fallowed as a result of the exchange and no additional groundwater will be pumped.

Name of Public Agency Approving Project: Tulare Lake Basin Water Storage District, Kern County Water Agency, and the California Department of Water Resources.

Name of Person or Agency Carrying Out Project: Tulare Lake Basin Water Storage District
Exempt Status:

- 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 (Sec. 15301);
- Statutory Exemption (CA Water Code 15061(b)3)

Reasons why project is exempt: CEQA Guideline Section 15301(b) provides that a lead agency may determine an activity to be exempt from CEQA in that it utilizes only existing facilities. This transfer exclusively utilizes existing facilities. Additionally, CEQA Guideline Section 15061(b)3 provides that a Lead Agency may determine an activity to be exempt based on a general rule that CEQA applies only to projects that have a potential for causing a significant effect on the environment. Where it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment, the activity is not subject to CEQA. TLBWSD finds that approval of the proposed water transfer has no possibility of significant effect on the environment for the following reasons:

1. The proposed action consists of a one-time water transfer that will use existing facilities and would not require any construction or grading.
2. The proposed action does not constitute a new permanent source of water supply and will not result in any growth inducing or cumulative environmental impacts.
3. There will be no change in land use.

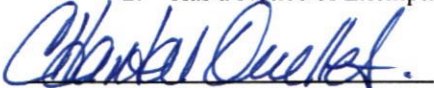
**Tulare Lake Basin Water Storage District
Notice of Exemption**

Lead Agency Contact Person: Chantal Ouellet

Telephone: (559) 992-4127

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



September 25, 2023

Assistant General Manager

Signature

Date

Title

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Entity or Person Undertaking Project: Tulare Lake Basin Water Storage District
Chantal Ouellet
1001 Chase Avenue
Corcoran, CA 93212
559-992-4127

Recommendation: Staff, having undertaken and completed a review of this project for CEQA compliance, has determined that this project does not require further environmental assessment because:

- 1. The proposed action does not constitute a project (Guidelines, section 15378).
- 2. This project is a ministerial project (Guidelines, sections 15369, 15268).
- 3. The project is an emergency project (Guidelines, sections 15269, 15359).
- 4. The project is categorically exempt (Guidelines, Article 19, sections 15300-15329)
A. Applicable Exemption Class: 1
- 5. No foreseeable impacts on the environment (Guidelines, section 15061(b)(3)).
- 6. Statutory Exemption (CA Water Code 1729).

Brief statement of reasons why project is exempt: CEQA Guideline Section 15301(b) provides that a lead agency may determine an activity to be exempt from CEQA in that it utilizes only existing facilities. This transfer exclusively utilizes existing facilities. Additionally, CEQA Guideline Section 15061(b)3 provides that a Lead Agency may determine an activity to be exempt based on a general rule that CEQA applies only to projects that have a potential for causing a significant effect on the environment. Where it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment, the activity is not subject to CEQA. TLBWSD finds that approval of the proposed water transfer has no possibility of significant effect on the environment for the following reasons:

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Name of Lead Agency: Tulare Lake Basin Water Storage District

Date: September 25, 2023


Chantal Ouellet, Assistant General Manager