

NOTICE OF DETERMINATION

To: Office of Planning and Research
1400 Tenth Street, Room 121
Sacramento, CA 95814

Tulare County Clerk
Room 105, Courthouse
221 South Mooney Blvd.
Visalia, CA 93291

Lead Agency: Tulare Irrigation District
6826 Avenue 240
Tulare, CA 93274 (559) 686-3425
Attn: Aaron Fukuda, General Manager, akf@tulare4id.org

Applicant(s): Tulare Irrigation District
6826 Avenue 240
Tulare, CA 93274 (559) 686-3425

Subject: Filing of Notice of Determination in Compliance with Section 21108 or 21152 of the Public Resources Code

Project Title: Surface Mining Permit and Reclamation Plan (SMARA) No. PMR 24-001, McKay Point Reservoir

State Clearinghouse Number: 2014011078

Contact Person: Gary Mills, Chief Environmental Planner

Telephone Number: 559-624-7199

Project Location: Located in Tulare County, California, the Project site lies between and south of both Lake Kaweah/Terminus Hydropower Plant (2.5 miles northeast of the site) and Bravo Lake (1.5 miles northwest of the site); 1.0 miles northwest of the community of Lemon Cove; and 2.5 miles southwest of the community of Woodlake. The Project site is located approximately 1.0 mile west-southwest of the intersection of State Highways 216 and 198, in Sections 3 and 4, Township 18 South, Range 27 East, Mount Diablo Base and Meridian. The project site is located on Tulare County Assessor Parcel Numbers (APNs) 113-070-016, 113-080-005, 113-080-008, 113-090-001, and 113-100-002.

Project Description: Tulare Irrigation District (TID) as Lead Agency certified and adopted an Environmental Impact Report (EIR) for the McKay Point Reservoir Project (SCH# 2014011078) on August 13, 2024. The project consists of the construction and operation of a surface water storage reservoir (reservoir). The reservoir would allow for better management of surface water by providing 4,600 acre-feet of water storage capacity to support water demands during dry seasons, additional flood control, and storm water management during the wet season. The project includes the following phases: excavation of the site for the reservoir; construction of the reservoir; and operation of the reservoir. In accordance with CEQA and CEQA Guidelines TID filed the Notice of Determination (NOD) with the Tulare County Clerk/Recorder and the Office of Planning and Research (OPR).

The proposed project is for the establishment of a Reservoir and SMARA Permit, located in the AE-40 (Exclusive Agricultural – 40-acre minimum) Zone. Tulare County has considered the EIR prepared by TID and finds the EIR to be appropriate and adequate for the purposes of issuance of the required SMARA permit. Tulare County acknowledges that the Draft and Final EIR approved by TID on August 13, 2024, is consistent with PMR 24-001 under PRC section 15096(g)(i) and conditionally approves PMR 24-001.

This is to advise that the **TULARE COUNTY PLANNING COMMISSION**, as Lead Agency Responsible Agency, has approved the above-described project on **October 9, 2024**, and has made the following determinations regarding the above-described project:

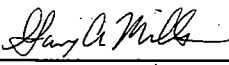
1. The project [will will not] have a significant adverse impact on the environment.
2. An Environmental Impact Report was prepared for this project pursuant to the provisions of CEQA.
 A Mitigated Negative Declaration was prepared for this project pursuant to the provisions of CEQA.
 A Negative Declaration was prepared for this project pursuant to the provisions of CEQA.
3. Mitigation Measures [were were not] made a condition of approval of this project.
4. A Mitigation Monitoring and Reporting Plan [was was not] adopted for this project.


FILED TULARE COUNTY
OCT 9 2024
ASSESSOR / CLERK-RECORDER BY:
DATE RECEIVED FOR FILING AT TULARE COUNTY CLERK'S OFFICE

5. A Statement of Overriding Considerations [was was not] adopted for this project.

6. Findings [were were not] made pursuant to the provision of CEQA.

This is to certify that the environmental document and record of project approval is available to the General Public and may be examined at: Tulare County Resource Management Agency, 5961 S Mooney Blvd., Visalia CA 93277.

Signature:  Date: 10/9/2024 Title: Chief Environmental Planner
Gary A. Mills

Signature:  Date: 10/9/24 Title: Environmental Assessment Officer
Reed Schenke, P.E. RMA Director

Signed by Lead Agency

Date submitted to the OPR/SCH: _____

Dept. of Fish & Wildlife Fees Required

EIR

MND

ND

Dept. of Fish & Wildlife Fees Not Required – Fees Paid
Receipt Number: 54-08162024-0254

Cc: California, Dept. of Fish & Game, 1416 Ninth St., 12th Floor, Sacramento, CA 95814

Note: Authority cited: Section 21083, Public Resource Code; Reference: Sections 21108, 21152 and 21167, Public Resource Code.

29.11.2

AUG 16 2024

Notice of Determination

ASSESSOR / CLERK-RECORDER

BY: *[Signature]*

To:

Office of Planning and Research
U.S. Mail: P.O. Box 3044
Sacramento, CA 95812-3044
Street Address: 1400 Tenth St., Rm 113
Sacramento, CA 95814

County Clerk
County of: Tulare
Address: Rm 105, Civic Center
221 S. Mooney Blvd., Visalia, CA 93291

From:

Public Agency: Tulare Irrigation District
Address: 6826 Ave 240
Tulare, CA 93274
Contact: Aaron Fukuda, General Manager
Phone: 559-686-3425

Lead Agency (if different from above):
Tulare Irrigation District
Address: 6826 Ave 240
Tulare, CA 93274
Contact: Aaron Fukuda, General Manager
Phone: 559-686-3425

SUBJECT: *Filing of Notice of Determination in compliance with Section 21108 or 21152 of the Public Resources Code.*

State Clearinghouse Number (if submitted to State Clearinghouse): 2014011078

Project Title: Mckay Point Reservoir Project

Project Applicant: Tulare Irrigation District, 6826 Ave 240, Tulare, CA 93274 559-686-3425

Project Location (include county): South of Lake Kaweah/Terminus Hydropower Plant (2.5 miles northeast of the site) and Bravo Lake (1.5 miles northwest of the site), approximately 1.0 miles northwest of the community of Lemon Cove and 2.5 miles southeast of the community of Woodlake.

Project Description:

The Project is the construction and operation of a surface water storage reservoir (reservoir). The reservoir would allow for better management of surface water by providing 4,600 acre-feet of water storage capacity to support water demands during dry seasons, additional flood control, and storm water management during the wet season. The Project would consist of the following phases: excavation of the site for the reservoir; construction of the reservoir; and operation of the reservoir.

This is to advise that the Tulare Irrigation District has approved the above
(Lead Agency or Responsible Agency)

described project on 08/13/2024 and has made the following determinations regarding the above
(date)
described project.

1. The project [will will not] have a significant effect on the environment.
2. An Environmental Impact Report was prepared for this project pursuant to the provisions of CEQA.
 A Negative Declaration was prepared for this project pursuant to the provisions of CEQA.
3. Mitigation measures [were were not] made a condition of the approval of the project.
4. A mitigation reporting or monitoring plan [was was not] adopted for this project.
5. A statement of Overriding Considerations [was was not] adopted for this project.
6. Findings [were were not] made pursuant to the provisions of CEQA.

This is to certify that the final EIR with comments and responses and record of project approval, or the negative Declaration, is available to the General Public at:
https://tulareid.org/ and at Tulare Irrigation District, 6826 Ave 240, Tulare, CA 93274

Signature (Public Agency): *[Signature]* Title: General Manager

Date: August 14, 2024 Date Received for filing at OPR: _____