

**Notice of Determination**



**To:**  
Office of Planning and Research  
*For U.S. Mail:*  
P.O. Box 3044  
Sacramento, CA 95812-3044

*Street Address:*  
1400 Tenth Street  
Sacramento, CA 95814

**From:**  
Department of Fish and Wildlife  
Bay Delta Region  
2825 Cordelia Road, Suite 100  
Fairfield, CA 94534  
Contact: Mayra Molina  
Phone: (707) 428-2067

Lead Agency  
Santa Clara Valley Water District (Valley Water)  
5750 Almaden Expwy, San Jose, CA 95118  
Contact: Christopher Hakes  
Phone: (408) 630-3796

**SUBJECT: Filing of Notice of Determination pursuant to Public Resources Code section 21108**

**State Clearinghouse Number:** 2007022052

**Project Title:** Major Amendment No.5 Dam Maintenance Program (Lake or Streambed Alteration Agreement No. 1600-2012-0369-R3)

**Project Location:** Stevens Creek Reservoir in the City of Cupertino, County of Santa Clara, State of California.

**Project Description:** The California Department of Fish and Wildlife (CDFW) has executed the Major Amendment No. 5 for the Lake and Streambed Alteration Agreement number 1600-2012-0369-R3, pursuant to section 1602 of the Fish and Game Code to the project Applicant, Christopher Hakes, Santa Clara Valley Water District (Valley Water).

This NOD is limited to the installation of a temporary pump-over system at the Stevens Creek Dam in order for Valley Water to conduct inspections and maintenance on the outlet works.

This is to advise that CDFW, acting as a Responsible Agency, approved the above described project on September 27, 2019 and has made the following determinations regarding the project pursuant to California Code of Regulations section 15096, subdivision (i):

1. The project  will /  will not have a significant effect on the environment. This determination is limited to effects within CDFW's permitting jurisdiction as a Responsible Agency.
2. CDFW considered the environmental impact report prepared by the Lead Agency for this project pursuant to California Code of Regulations section 15096, subdivision (f).
3. Mitigation measures  were /  were not made a condition of CDFW's approval of the project.
4. A mitigation reporting or monitoring plan  was /  was not adopted by CDFW for this project.
5. A statement of overriding considerations  was /  was not adopted by CDFW for this project.
6. Findings  were /  were not made by CDFW pursuant to California Code of Regulations section 15091.

The final environmental impact report prepared for the project is available to the general public at the office location listed above for the Lead Agency. CDFW's record of project approval as Responsible Agency is available at CDFW's regional office.

*Signature*

*Date: September 27, 2019*

Craig J. Weightman, Environmental Program Manager

Governor's Office of Planning & Research

Date Received for filing at OPR: **SEP 30 2019**

**STATE CLEARINGHOUSE**