

NOTICE OF EXEMPTION

To: Office of Planning and Research
Post Office Box 3044
Sacramento, California 95812

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

Project Title: Agreement among the Department of Water Resources of the State of California, Tulare Lake Basin Water Storage District, Westlands Water District, San Luis Water District, and Pleasant Valley Water District for a Change in Point of Delivery of Tulare Lake Basin Water Storage District's State Water Project Table A Water (SWPAO #19016)

Location – Specific: From the Delta to Reaches 3 through 7 of the California Aqueduct using State Water Project (SWP) facilities.

Location -- County: Kings, Fresno, Merced and Tulare Counties

Description of Activity: Growers within Westlands Water District (WWD), San Luis Water District (SLWD), and Pleasant Valley Water District (PVWD) intend to purchase, and divide among themselves, up to 65,000 acre-feet of pre-1914 Kings River water from J. G. Boswell Company (Boswell), a landowner within TLBWSD. In order to facilitate the delivery of WWD's, SLWD's, and PVWD's acquired water from Boswell to their service areas, TLBWSD proposes to transfer up to 65,000 acre-feet of TLBWSD's 2019 and/or 2020 approved SWP Table A water (TLBWSD's Table A Water) to WWD, SLWD, and PVWD. In exchange, up to 65,000 acre-feet of Boswell's pre-1914 Kings River water will be delivered to TLBWSD for use in its service area. The delivery of TLBWSD's Table A Water to WWD, SLWD, and PVWD is covered under the 2019 Consolidated Place of Use Order (Order) approved by the State Water Resources Control Board and must be completed before the Order expires on July 13, 2020.

Name of Public Agency Approving or Carrying Out Activity: TLBWSD (Lead Agency), WWD, SLWD, PVWD, and DWR (Responsible 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

Reason 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. (Pub. Resources Code, § 21000; 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: David Rizzardo

Telephone: 916-653-9593

Signature: _____



Pedro Villalobos, Chief
State Water Project Analysis Office
Department of Water Resources

Date: _____

NOV 4, 2019

Governor's Office of Planning & Research

Date received for filing OPR: _____

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STATE CLEARINGHOUSE