

Notice of Exemption

Appendix E

To: Office of Planning and Research
P.O. Box 3044, Room 113
Sacramento, CA 95812-3044

From: (Public Agency): California Department of Fish and Wildlife
P.O. Box 944209
Sacramento, CA 94244-2090

County Clerk

County of: _____

(Address)

Project Title: On-Going Operations of the State Water Project Delta Facilities

Project Applicant: California Department of Water Resources

Project Location - Specific:

See attached map.

Project Location - City: _____ Project Location - County: Various

Description of Nature, Purpose and Beneficiaries of Project:

The Project addressed through CDFW's authorization is the ongoing operations of the State Water Project (SWP) in the Sacramento-San Joaquin River Delta and the Suisun Marsh, only through March 31, 2020, or until issuance of an incidental take permit in response to the Department of Water Resources' (DWR) pending request for long-term authorization. For this six-week period, operations will continue consistent with and as described in the U.S. Fish and Wildlife Service (FWS) 2008 Biological Opinion (BO) for Delta smelt and the National Marine Fisheries Service (NMFS) 2009 Biological Opinion and Conference Opinion on the Long-term Operations of the Central Valley Project and the State Water Project, incorporated herein by reference.

Name of Public Agency Approving Project: California Department of Fish and Wildlife

Name of Person or Agency Carrying Out Project: California Department of Water Resources

Exempt Status: (check one):

- 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. State type and section number: Existing facilities, section 15301
Statutory Exemptions. State code number: _____

Reasons why project is exempt:

DWR's request for California Endangered Species Act authorization, and CDFW's authorization, explicitly require DWR to implement all operations, management, maintenance, and monitoring activities in the Delta as described in and in accordance with the USFWS 2008 BO for Delta smelt and the NMFS 2009 BO, during the maximum six-week term of the authorization.

Lead Agency

Contact Person: Joshua Grover Area Code/Telephone/Extension: 916-376-5460

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 No

Signature: [Signature] Date: 2/19/2020 Title: Director

Signed by Lead Agency Signed by Applicant

Governor's Office of Planning & Research

Authority cited: Sections 21083 and 21110, Public Resources Code.
Reference: Sections 21108, 21152, and 21152.1, Public Resources Code.

Date Received for filing at OPR: FEB 20 2020

STATE CLEARINGHOUSE