

California Environmental Protection Agency
State Water Resources Control Board
**DIVISION OF WATER
RIGHTS**

2011 FEB 18 AM 11:35

P.O. Box 2000, Sacramento, CA 95812-2000

Info: (916) 341-5300, FAX: (916) 341-5400, Web: <http://www.waterboards.ca.gov/waterrights>

**ENVIRONMENTAL
INFORMATION FOR PETITIONS***

* Required for all petitions, including change petitions, time extension petitions, wastewater change petitions and instream flow dedication petitions.

Before the State Water Resources Control Board (State Water Board) can approve a petition, the State Water Board must consider the information contained in an environmental document prepared in compliance with the California Environmental Quality Act (CEQA). This form is not a CEQA document. If a CEQA document has not yet been prepared, a determination must be made of who is responsible for its preparation. As the petitioner, you are responsible for all costs associated with the environmental evaluation and preparation of the required CEQA documents. Please answer the following questions to the best of your ability and submit any studies that have been conducted regarding the environmental evaluation of your project. If you need more space to completely answer the questions, please number and attach additional sheets.

1. DESCRIPTION OF PROPOSED CHANGES OR WORK REMAINING TO BE COMPLETED

For a petition to change, provide a description of the proposed changes to your project including, but not limited to, type of construction activity, structures existing or to be built, area to be graded or excavated, increase in water diversion and use (up to the amount authorized by the permit), changes in land use, and project operational changes, including changes in how the water will be used. For a petition for extension of time, provide a description of what work has been completed and what remains to be done. Include in your description any of the above elements that will occur during the requested extension period.

See Attachment No. 1

2. COUNTY PERMITS NOT APPLICABLE. SEE ATTACHMENT No. 2

a. Contact your county planning or public works department and provide the following information:

Person contacted: _____ Date of contact: _____

Department: _____ Telephone () _____

County Zoning Designation: _____

Are any county permits required for your project? YES NO If YES, check appropriate box below:

Grading permit Use permit Watercourse Obstruction permit Change of zoning

General plan change Other (explain):

b. Have you obtained any of the required permits described above? YES NO

If YES, provide a complete copy of each permit obtained.

See Attachment No. 2

3. STATE/FEDERAL PERMITS AND REQUIREMENTS NOT APPLICABLE. SEE ATTACHMENT No. 2

a. Check any additional state or federal permits required for your project:

Federal Energy Regulatory Commission U.S. Forest Service Bureau of Land Management

Soil Conservation Service Dept. of Water Resources (Div. of Safety of Dams) Reclamation Board

Coastal Commission State Lands Commission Other (specify) _____

b. For each agency from which a permit is required, provide the following information:

AGENCY	PERMIT TYPE	PERSON(S) CONTACTED	CONTACT DATE	TELEPHONE NO.

See Attachment No. 2

c. Does your proposed project involve any construction or grading-related activity that has significantly altered or would significantly alter the bed or bank of any stream or lake? YES NO

If YES, explain:

See Attachment No. 2

- d. Have you contacted the California Department of Fish and Game concerning your project? YES NO
If YES, name and telephone number of contact: Lauren Dailey (916) 358-2909

4. ENVIRONMENTAL DOCUMENTS

- a. Has any California public agency prepared an environmental document for your project? YES NO
If YES, submit a copy of the latest environmental document(s) prepared, including a copy of the notice of determination adopted by the California public agency. Public agency:

City of Davis

- b. If NO, check the appropriate box and explain below, if necessary:

- The petitioner is a California public agency and will be preparing the environmental document.*
 I expect that the State Water Board will be preparing the environmental document.**
 I expect that a California public agency other than the State Water Board will be preparing the environmental document.* Public agency: _____

See Attachment No. 3

* Note: When completed, submit a copy of the final environmental document (including notice of determination) or notice of exemption to the State Water Board, Division of Water Rights. Processing of your petition cannot proceed until these documents are submitted.

** Note: CEQA requires that the State Water Board, as Lead Agency, prepare the environmental document. The information contained in the environmental document must be developed by the petitioner and at the petitioner's expense under the direction of the State Water Board, Division of Water Rights.

5. WASTE/WASTEWATER NOT APPLICABLE.

- a. Will your project, during construction or operation, (1) generate waste or wastewater containing such things as sewage, industrial chemicals, metals, or agricultural chemicals, or (2) cause erosion, turbidity or sedimentation?

YES NO

If YES, or you are unsure of your answer, explain below and contact your local Regional Water Quality Control Board for the following information (See instruction booklet for address and telephone no.):

See Attachment No. _____

- b. Will a waste discharge permit be required for your project? YES NO

Person contacted: _____ Date of contact: _____

- c. What method of treatment and disposal will be used?

See Attachment No. _____

6. ARCHEOLOGY

- a. Have any archeological reports been prepared on this project? YES NO
b. Will you be preparing an archeological report to satisfy another public agency? YES NO
c. Do you know of any archeological or historic sites located within the general project area? YES NO

If YES, explain: _____

See Attachment No. _____

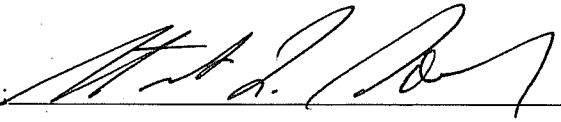
7. **ENVIRONMENTAL SETTING** SEE ATTACHMENT No. 4

Attach **two complete sets of color photographs**, clearly dated and labeled, showing the vegetation that exists at the below-listed three locations. For time extension petitions, the photographs should document only those areas of the project that will be impacted during the requested extension period.

- Along the stream channel immediately downstream from the proposed point(s) of diversion.
- Along the stream channel immediately upstream from the proposed point(s) of diversion.
- At the place(s) where the water is to be used.

8. **CERTIFICATION**

I hereby certify that the statements I have furnished above and in the attachments are complete to the best of my ability and that the facts, statements, and information presented are true and correct to the best of my knowledge.

Date: March 17, 2011 Signature: 

Attachment No. 1

to the Environmental Information for Petitions

1. DESCRIPTION OF PROPOSED CHANGES OR WORK REMAINING TO BE COMPLETED

Conaway Preservation Group (CPG) is submitting Petitions for Change (Petitions) to split its Licenses 904 and 5487 (Applications 1199 and 12073, respectively) in accordance with the Agreement between CPG and the and the Woodland-Davis Clean Water Agency (Agency) dated December 15, 2010 (Agreement). Pursuant to the Agreement, the Agency will hold proposed Licenses 904A and 5487A (Applications 1199A and 12073A, respectively) and CPG will hold proposed Licenses 904B and 5487B (Applications 1199B and 12073B, respectively). The Petitions to Licenses 904 and 5487 are being filed in advance of completing construction of the new pumping facility and fish screen for diversions from the Sacramento River under the Agency's Application 30358. Diversions at the existing pumping facility associated with Licenses 904 and 5487 will continue following the split of the water rights for use within the existing place of use until the new facility is complete and operating. Thereafter, the existing facility will be abandoned and diversions will occur at the new facility under the Agency's licenses, with the flexibility to deliver and use surface water upon the existing place of use covered by these licenses and the proposed additional place of use for the Agency. In addition, diversions will occur at the new facility under CPG's licenses for the use of surface water upon the existing place of use covered by these licenses.

Specifically, as provided for under the Agreement, the Agency's License 904A will specify: (1) a maximum authorized monthly average direct diversion rate of 80 cfs, with a maximum instantaneous diversion rate of 100 cfs, from about April 1 through about September 30; (2) the total maximum authorized annual diversions under Licenses 904A and 5487A will be 10,000 AF/yr; (3) the total maximum authorized diversions under License 904A during about July 1 through about September 30 of each year will be 7,500 AF; (4) additional point of diversion (with subsequent deletion of existing point of diversion); (5) municipal, industrial, irrigation, fish and wildlife enhancement, and fisheries and aquaculture research as authorized purposes of use; and (6) authorized places of use for both the proposed Davis-Woodland Water Supply Project service area (which is specified as the authorized place of use in the Agency's Application 30358) and CPG's present place of use covered by License 904.

CPG's License 904B will, as provided for under the Agreement, include: (1) all rights under License 904 that are not in License 904A; (2) additional point of diversion (with subsequent deletion of existing point of diversion); and (3) the addition of fish and wildlife enhancement as a purpose of use in addition to the existing use of irrigation.

Conaway Preservation Group
Attachment to Environmental Information Form

As provided for under the Agreement, the Agency's License 5487A will specify: (1) a maximum authorized monthly average direct diversion rate of 80 cfs, with a maximum instantaneous diversion rate of 100 cfs, from about October 1 through about October 31; (2) the total maximum authorized annual diversions under Licenses 904A and 5487A will be 10,000 AF/yr; (3) additional point of diversion (with subsequent deletion of existing point of diversion); (4) municipal, industrial, irrigation, fish and wildlife enhancement, and fisheries and aquaculture research as authorized purposes of use; and (5) authorized places of use for both the proposed Davis-Woodland Water Supply Project service area (which is specified as the authorized place of use in the Agency's Application 30358) and CPG's present place of use covered by License 5487.

CPG's License 5487B will, as provided for under the Agreement, include: (1) all rights under License 5487 that are not in License 5487A; (2) additional point of diversion (with subsequent deletion of existing point of diversion); and (3) the addition of fish and wildlife enhancement as a purpose of use in addition to the existing use of irrigation.

In addition to the above, as provided for under the Agreement, the Agency's Licenses 904A and 5487A, and CPG's Licenses 904B and 5487B will each specify: (1) priorities of CPG's Licenses 904B and 5487B and CPG's License 905 (Application 1588) are junior to the priorities of Licenses 904A and 5487A as long as water used under Licenses 904A and 5487A are for municipal and industrial uses within the Agency's place of use; (2) a provision that for any uses by the Agency besides municipal and industrial uses within the Agency's place of use, Licenses 904A and 904B will have equal priorities and Licenses 5487A and 5487B will have equal priorities; (3) the maximum seasonal quantity of water to be directly diverted pursuant to Licenses 904A, 904B, 905, 5487A, and 5487B and Central Valley Project water entitlements under licensees' Sacramento River Settlement Contracts with the U.S. Bureau of Reclamation shall not exceed 50,862 acre-feet during the period from about April 1 through about October 31 during the term of those contracts or any renewals thereof, and for an amount not to exceed 94,400 acre-feet during the period from about April 1 through about October 31, if those contracts are not in place; and, (4) no other substantive changes from Licenses 904 and 5487 to Licenses 904A, 904B, 5487A, and 5487B. No changes are proposed for CPG's License 905.

Attachment No. 2
to the Environmental Information for Petitions

2 & 3. COUNTY PERMITS AND STATE/FEDERAL PERMITS AND REQUIREMENTS

No physical changes or other activities “on the ground” will occur as a result of the proposed changes described above for Licenses 904 and 5487. All of the proposed physical changes necessary to divert, convey, and use water under Licenses 904A and 5487A are described and analyzed in the environmental documentation for the Agency’s Application 30358. Attachment No. 3 to this Environmental Information for Petition form identifies the environmental documentation prepared for the Agency’s Application 30358. Therefore, no County, State, or Federal Permits are required as a result of the proposed changes identified in these Petitions.

Attachment No. 3 to the Environmental Information for Petitions

4. ENVIRONMENTAL DOCUMENTS

In October of 2007, the City of Davis certified a Final Environmental Impact Report (FEIR) associated with Application 30358 pursuant to the requirements under California Environmental Quality Act (CEQA). The FEIR includes an analysis of environmental impacts associated with obtaining a source of surface water supply from CPG for use when Term 91 prohibits diversions under the permit issued upon the Agency's Application 30358 pursuant to the State Water Resources Control Board's Decision adopted on March 1, 2011. The FEIR and associated Notice of Determination are available in the Division of Water Rights' (Division) files for Application 30358. CPG, in coordination with the U.S. Bureau of Reclamation and the Agency, is preparing the necessary environmental documentation pursuant to the requirements under the National Environmental Policy Act (NEPA).

Attachment No. 4
to the Environmental Information for Petitions

7. ENVIRONMENTAL SETTING

The proposed additional point of diversion and places of use are well known and documented with the Division under Application 30358. Therefore, for this reason, photographs of the proposed additional point of diversion and additional places of use are not included.