

**Notice of Determination**

44-091920240237  
017-24 NOD  
Receipt # 460566

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

**From:**  
Public Agency: Yuba County Water Agency  
Address: 1220 F Street  
Marysville, CA 95901-4740  
Contact: Jacob Vander Meulen  
Phone: (530) 443-7412

County Clerk  
County of: Various (see attached)

Lead Agency (if different from above):  
Same as above

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

**State Clearinghouse Number (if submitted to State Clearinghouse):** 2005062111

**Project Title:** Extension of the Yuba Accord Long-Term Water Transfer Program

**Project Applicant:** Yuba County Water Agency

**Project Location (include county):** Yuba and other counties (see Figures 1 and 2)

**Project Description:** The Lower Yuba River Accord (Yuba Accord), implemented by Yuba County Water Agency (Yuba Water) since 2008, is a comprehensive settlement resolving issues regarding instream flow requirements for the lower Yuba River, water transfers, conjunctive use of surface water and groundwater, and fisheries management. The environmental effects of the Yuba Accord were evaluated in an EIR, which was certified in 2007 (State Clearinghouse No. 2005062111). Yuba Water proposes to extend the Accord's Water Transfer Program beyond its current expiration date of December 31, 2025 through December 31, 2050 (Proposed Extension). The Fisheries Agreement component of the Yuba Accord is not set to expire at the end of 2025 and therefore the Proposed Extension does not include any changes to the Fisheries Agreement. The existing Water Transfer Program is operated through: (1) Yuba Water's Water Purchase Agreement with the Department of Water Resources (DWR); (2) Yuba Water's Conjunctive Use Agreements with its member units; and (3) the Yuba Water/CCWD/EBMUD Water Transfer Option Agreement. Without the Proposed Extension, the program would expire on December 31, 2025, consistent with the State Water Resources Control Board's Corrected Order WR 2008-0014. The Proposed Extension will: (A) extend the expiration date 25 years, with a maximum transfer of 200,000 acre-feet per year from all sources, including reservoir storage releases and groundwater substitution; and (B) authorize extensions of the DWR Water Purchase Agreement (as amended), the Conjunctive Use Agreements (as amended), and the Water Transfer Option Agreement Between Contra Costa Water District, East Bay Municipal Utility District, and Yuba Water. Although no substantial changes to the Water Transfer Program are proposed other than its extension, Yuba Water, as lead agency, has chosen to prepare a supplemental EIR (supplement to the 2007 EIR) to evaluate the potential environmental effects of the Proposed Extension.

This is to advise that the Yuba County Water Agency Board of Directors has approved the above described  
( Lead Agency or  Responsible Agency)

project on September 17, 2024 and has made the following determinations regarding the above described project.

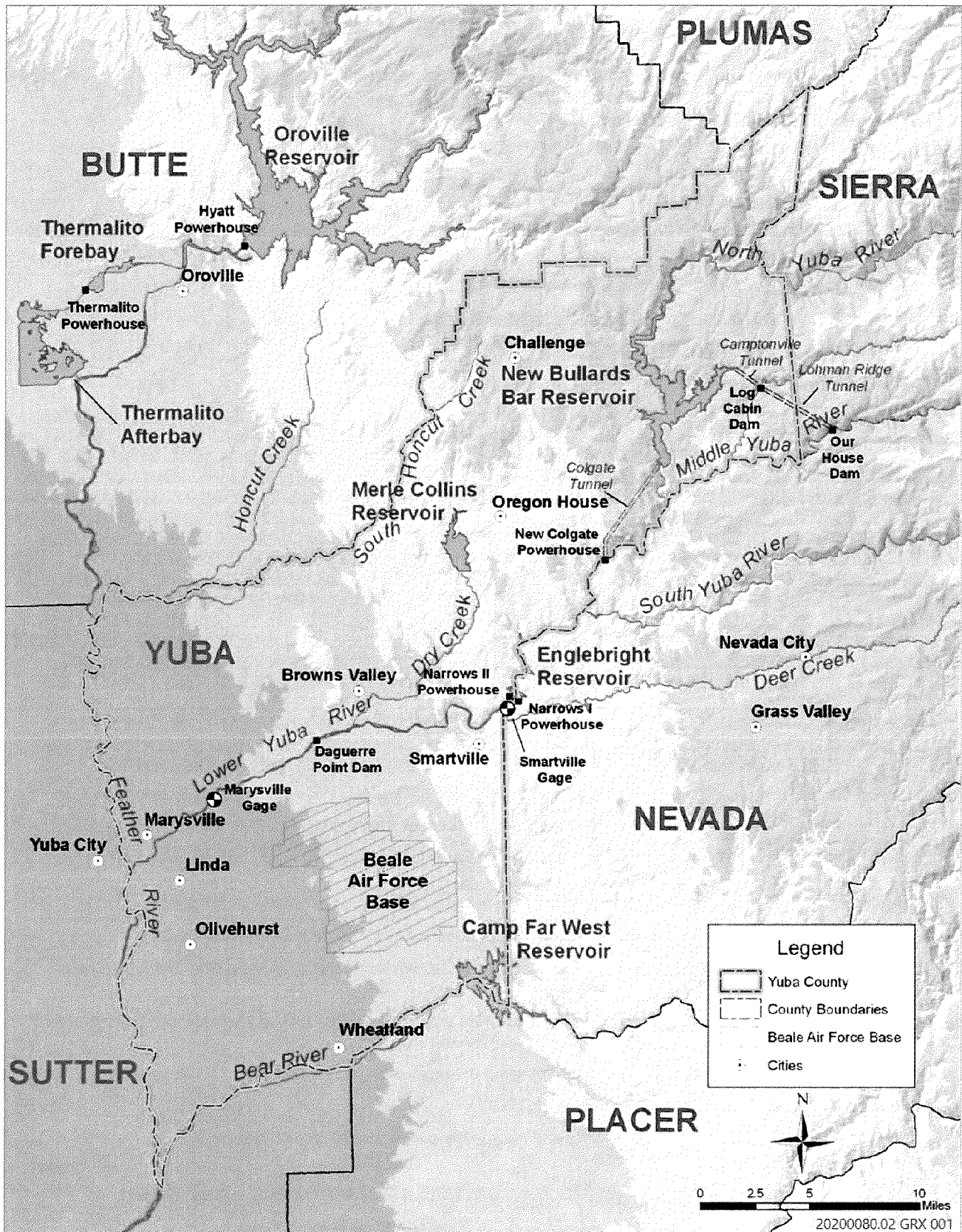
1. The Proposed Extension (project), as analyzed in the Supplemental EIR, will not result in any new or substantially more severe significant environmental impacts beyond those described in the certified 2007 EIR.
2. A Supplemental EIR was prepared for the project and certified pursuant to the provisions of CEQA.
3. Mitigation measures from the certified 2007 EIR were made a condition of the approval of the project; no new project-specific mitigation measures are required.
4. The implementation of applicable mitigation measures from the certified 2007 EIR will be monitored and reported pursuant to the existing Yuba Accord Mitigation Monitoring and Reporting Program.
5. A Statement of Overriding Considerations was not required or adopted for this project.
6. Findings were 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://www.yubawater.org/157/Lower-Yuba-River-Accord or 1220 F Street, Marysville, CA 95901-4740

Signature (Public Agency): Title: Jacob Vander Meulen : Environmental Manager

Date: 09-17-2024 Date Received for filing at OPR: \_\_\_\_\_



Source: Provided by Yuba Water in 2022; adapted by Ascent Environmental in 2022.

**Figure 1** Lower Yuba River Basin