

### NOTICE OF DETERMINATION

TO:	County Clerk County of Riverside 2724 Gateway Drive Riverside, CA 92507	FROM:	Desert Water Agency PO BOX 1710 Palm Springs, CA 92263 Contact: Mark S. Krause General Manager Phone: (760) 323-4971
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TO:	Office of Planning and Research P. O. Box 3044 Sacramento, CA 95812-3044	FROM:	Lead Agency (same as above)
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SUBJECT: Filing of Notice of Determination in compliance with Section 21108 or 21152 of the Public Resources Code.

State Clearinghouse Number (If submitted to SCH): 2019039067		
Project Title: Snow Creek Village Surface Water Filtration Plant		
Project Applicant: Desert Water Agency		
Specific Project Location – Identify street address and cross street or attach a map showing project site (preferably a USGS 15' or 7 ½' topographical map identified by quadrangle name): The proposed filtration plant will be located on the site of the existing snow Creek Hydroelectric Plant (Snow Creek Power Plant), located along Snow Creek Road on APN 522-100-018.		
General Project Location (City and/or County): Riverside County, near the City of Palm Springs		
Project Description: The Snow Creek Village Surface Water Filtration Plant Project (the Project) consists of the construction and operation of a surface water filtration plant that will filter water sourced from Snow Creek.		
Identify the person or entity undertaking the project, including any private applicant, any other person undertaking an activity that receives financial assistance from the Public Agency as part of the project, and any person receiving a lease, permit, license, certificate, or other entitlement of use from the Public Agency as part of the project.		

This is to advise that the (☒ Lead Agency or ☐ Responsible Agency) has approved the above described project on April 16, 2019 and has made the following determinations regarding the above described project:

1. <input type="checkbox"/>	The project will have a significant effect on the environment.
<input checked="" type="checkbox"/>	<b>The project will NOT have a significant effect on the environment</b>
2. <input type="checkbox"/>	An Environmental Impact Report was prepared and certified for this project pursuant to the provisions of CEQA and reflects the independent judgment of the Lead Agency.
<input type="checkbox"/>	A Negative Declaration was prepared for this project pursuant to the provisions of CEQA and reflects the independent judgment of the Lead Agency.

<input checked="" type="checkbox"/>	<b>A Mitigated Negative Declaration was prepared for this project pursuant to the provisions of CEQA and reflects the independent judgment of the Lead Agency.</b>
3. <input checked="" type="checkbox"/>	<b>Mitigation measures were made a condition of the approval of the project.</b>
<input type="checkbox"/>	Mitigation measures were NOT made a condition of the approval of the project.
4. <input checked="" type="checkbox"/>	<b>A Mitigation Monitoring or Reporting Plan was adopted for this project.</b>
<input type="checkbox"/>	A Mitigation Monitoring or Reporting Plan was NOT adopted for this project.
5. <input type="checkbox"/>	A Statement of Overriding Considerations was adopted for this project.
<input checked="" type="checkbox"/>	<b>A Statement of Overriding Considerations was NOT adopted for this project</b>
6. <input type="checkbox"/>	Findings were made pursuant to the provisions of CEQA.
<input checked="" type="checkbox"/>	<b>Findings were NOT made pursuant to the provisions of CEQA.</b>
This is to certify that the Final EIR with comments and responses and record of project approval, or the Negative Declaration, is available to General Public at:	
Custodian: Desert Water Agency	Location: 1200 South Gene Autry Trail Palm Springs, CA 92264

Date:

04/16/19

Signature:

  
Joseph K. Stuart  
President, Board of Directors  
DESERT WATER AGENCY

Governor's Office of Planning & Research

APR 18 2019

STATE CLEARINGHOUSE

Authority cited: Section 21083, Public Resources Code.  
Reference: Sections 21000-21174, Public Resources Code.

### MITIGATED NEGATIVE DECLARATION

1. Name or description of project:	The Snow Creek Village Surface Water Filtration Plant Project (the Project) consists of the construction and operation of a surface water filtration plant that will filter water sourced from Snow Creek.
2. Project Location – Identify street address and cross streets or attach a map showing project site (preferably a USGS 15' or 7 1/2' topographical map identified by quadrangle name):	The Project is located on the existing Snow Creek Hydroelectric Power Plant site, which is on Snow Creek Road on Assessor's Parcel Number 522-100-018, in Snow Creek Canyon on the northerly slopes of the San Jacinto Mountains, in Riverside County, California.
3. Entity or Person undertaking project:	Desert Water Agency
<p>The Lead Agency, having reviewed the Initial Study of this proposed project, having reviewed the written comments received prior to the public meeting of the Lead Agency, and having reviewed the recommendation of the Lead Agency's Staff, does hereby find and declare that the proposed project will not have a significant effect on the environment. A brief statement of the reasons supporting the Lead Agency's findings are as follows:</p> <p>Construction and operation of the Project will not result in significant adverse impacts upon any threatened or endangered species of plants or animals, nor will it result in damage to or destruction of any significant examples of California history or prehistory. Potential impacts to archaeological resources and tribal cultural resources will be prevented by adhering to the terms of a Mitigation Monitoring and Reporting Program (see Exhibit A, attached, which is incorporated herein by reference) during construction of the Project.</p>	
<p>The Lead Agency hereby finds that the Mitigated Negative Declaration reflects its independent judgment. A copy of the Initial Study is attached, may be viewed at the offices of Desert Water Agency at the address listed below, and is available for viewing online at <a href="http://www.dwa.org">www.dwa.org</a>.</p>	
<p>The location and custodian of the documents and any other material which constitute the record of proceedings upon which the Lead Agency based its decision to adopt this Mitigated Negative Declaration are as follows:</p> <p>Desert Water Agency 1200 South Gene Autry Trail Palm Springs, CA 92264 (760) 323-4971</p>	

Governor's Office of Planning & Research

Date Received **APR 18 2019**  
for Filing: **STATE CLEARINGHOUSE**

  
Staff

**MITIGATION MONITORING AND REPORTING PROGRAM**

**EXHIBIT A TO THE MITIGATED NEGATIVE DECLARATION**

Governor's Office of Planning & Research

APR 18 2019

STATE CLEARINGHOUSE

**Section I – Introduction**

Section 21081.6 of the California Environmental Quality Act (CEQA) requires that a mitigation monitoring program be prepared prior to the approval of any project which incorporates mitigation measures as a condition of approval. Mitigation measures are generally adopted to reduce the potentially significant adverse environmental impacts of a project to a level that is less than significant. The mitigation monitoring program must ensure compliance with mitigation measures during project construction (and, if applicable, during project operation). Since the project considered by the Initial Study for Desert Water Agency's Snow Creek Village Surface Water Filtration Plant (the Project) incorporates mitigation measures as a condition of approval, this mitigation monitoring and reporting program has been prepared and incorporated into the Mitigated Negative Declaration for the Project.

**Section II – Archaeological Resources Mitigation Measures and Mitigation Monitoring and Reporting Program**

As discussed in Issue IV of the Project Initial Study, there is a potential for buried archaeological resources to be present at the Project site. Without mitigation, the Project could potentially result in significant adverse impacts upon such resources, if present at the Project site. This Mitigation Monitoring and Reporting Program is intended to reduce potential impacts by the Project upon archaeological resources by specifying methods and procedures for avoiding or reducing such impacts.

The following mitigation measure (**CUL-1**) will be implemented in order to ensure that construction and operation of Project facilities do not result in a significant adverse impact upon archaeological resources. Each measure is attended by a notation of the party responsible for its implementation and of the period for which it will be in effect.

**CUL-1: Archaeological Resources**

In the event that any archaeological resources are uncovered during Project construction, all work in the area will be halted or diverted until a qualified archaeologist can evaluate the nature and significance of the find. If an archaeological resource uncovered during Project construction is

determined to be significant, then the resource will be treated in an appropriate manner as determined by a qualified archaeologist and DWA.

**Responsible Party: Project Manager**

**Implementation Period: Throughout Project Construction**

### **Section III – Tribal Cultural Resources Mitigation Measures and Mitigation Monitoring and Reporting Program**

As discussed in Issue XVII of the Project Initial Study, DWA is consulting with the Agua Caliente Band of Cahuilla Indians and with the Morongo Band of Mission Indians (Morongo), collectively referred to herein as the Tribes. This Mitigation Monitoring and Reporting Program is intended to reduce the potential for impacts by the Project upon tribal cultural resources by specifying methods and procedures for avoiding or reducing such impacts.

The following mitigation measures (**TCR-1** through **TCR-3**) will be implemented in order to ensure that construction of Project facilities does not result in significant adverse impacts upon tribal cultural resources. Each measure is attended by a notation of the party responsible for its implementation and of the period for which it will be in effect.

#### **TCR-1: Human Remains or Funerary Objects**

If human remains or funerary objects are encountered during any activities associated with the Project, all work in the immediate vicinity of the find (within a 100-foot buffer of the find) will cease and DWA will contact the Riverside County Coroner, pursuant to California Health and Safety Code Section 7050.5. The Project will fully comply with California Health and Safety Code Section 7050.5.

**Responsible Party: Project Manager**

**Implementation Period: During and After Ground Disturbing Activities**

#### **TCR-2: Cultural Resources**

In the event that Native American cultural resources are discovered during Project activities, all work in the immediate vicinity of the find (within a 60-foot radius of the find) will cease, and a

qualified archaeologist, meeting Secretary of the Interior (SOI) standards, will be hired to assess the find. Work on the other portions of the Project, outside the specified buffer area, may continue while the assessment is taking place. Additionally, DWA will contact the Tribes if any such find occurs, will provide the Tribes with information, and will permit the Tribes to perform a site visit to provide Tribal input while the archaeologist is making his or her assessment.

**Responsible Party: Project Manager**

**Implementation Period: During and After Ground Disturbing Activities**

**TCR-3: Treatment and Disposition of Remains**

If significant Native American historical resources, as defined by CEQA, are discovered and avoidance cannot be assured, an SOI-qualified archaeologist will be retained to develop a cultural resources treatment plan, as well as a discovery and monitoring plan, the drafts of which will be provided to the Tribes for review and comment.

All in-field investigations, assessments, and/or data recovery enacted pursuant to the finalized treatment plan will be monitored by a qualified archaeologist, and DWA will permit the Tribes to have representatives present during such investigations, assessments, and data recovery taking place on the Project site.

DWA will consult in good faith with the Tribes on the disposition and treatment of any artifacts or other cultural materials encountered during the Project.

**Responsible Party: Project Manager**

**Implementation Period: During and After Ground Disturbing Activities**



# NOTICE OF COMPLETION & ENVIRONMENTAL DOCUMENT TRANSMITTAL

**SCH No.: 2019039067**

For U.S. Mail: State Clearinghouse, PO Box 3044, Sacramento, CA 95812-3044

(916) 445-0613

For Hand Delivery/Street Address: 1400 Tenth Street, Sacramento, CA 95814

<b>PROJECT TITLE</b> Snow Creek Village Surface Water Filtration Plant				
<b>LEAD AGENCY</b> Desert Water Agency			<b>CONTACT PERSON</b> Mark S. Krause, General Manager	
<b>STREET ADDRESS</b> 1200 South Gene Autry Trail			<b>TELEPHONE</b> (760) 323-4971	
<b>CITY</b> Palm Springs, CA	<b>ZIP CODE</b> 92264		<b>COUNTY</b> Riverside County	
<b>PROJECT LOCATION</b> Snow Creek Road <span style="float: right; color: blue;">Governor's Office of Planning &amp; Research</span>				
<b>COUNTY</b> Riverside		<b>CITY/NEAREST COMMUNITY</b> Palm Springs		
APR 18 2019				
<b>LAT. / LONG.:</b> 33° 53' 54.88" N / 116° 40' 46.48" W				
<b>CROSS STREETS</b> Snow Creek Road, between Highway 111 and Falls Creek Road		<b>ZIP CODE</b> 92282		<b>TOTAL ACRES</b> <span style="color: blue; font-weight: bold;">STATE CLEARINGHOUSE</span>
<b>ASSESSOR'S PARCEL NO.</b> 522-100-018	<b>SECTION</b> 21	<b>TOWNSHIP</b> 3 South	<b>RANGE</b> 3 East	<b>BASE</b> SBM
<b>WITHIN 2 MILES: STATE HIGHWAY NO.</b> 111		<b>WITHIN 2 MILES: WATERWAYS</b>		
<b>WITHIN 2 MILES: AIRPORTS</b> None		<b>WITHIN 2 MILES: RAILWAYS</b> None		<b>WITHIN 2 MILES: SCHOOLS</b> None

## DOCUMENT TYPE

CEQA		NEPA		OTHER	
<input type="checkbox"/> NOP	<input type="checkbox"/> Supplemental EIR	<input type="checkbox"/> NOI	<input type="checkbox"/> Joint Document		
<input type="checkbox"/> Early Cons	<input type="checkbox"/> Subsequent EIR	<input type="checkbox"/> EA	<input type="checkbox"/> Final Document		
<input type="checkbox"/> Neg Dec	<input type="checkbox"/> (Prior SCH No.):	<input type="checkbox"/> Draft EIS	<input type="checkbox"/> Other:		
<input checked="" type="checkbox"/> Mit Neg Dec	<input checked="" type="checkbox"/> Other: Notice of Determination	<input type="checkbox"/> FONSI			
<input type="checkbox"/> Draft EIR					

## LOCAL ACTION TYPE

<input type="checkbox"/> General Plan Update	<input type="checkbox"/> Specific Plan	<input type="checkbox"/> Rezone	<input type="checkbox"/> Annexation
<input type="checkbox"/> General Plan Amendment	<input type="checkbox"/> Master Plan	<input type="checkbox"/> Prezone	<input type="checkbox"/> Redevelopment
<input type="checkbox"/> General Plan Element	<input type="checkbox"/> Planned Unit Development	<input type="checkbox"/> Use Permit	<input type="checkbox"/> Coastal Permit
<input type="checkbox"/> Community Plan	<input type="checkbox"/> Site Plan	<input type="checkbox"/> Land Division (Subdivision, etc.)	<input type="checkbox"/> Other:

## DEVELOPMENT TYPE

<input type="checkbox"/> Residential: Units: Acres:	<input checked="" type="checkbox"/> Water Facilities: Type: Surface Water Filtration Plant MGD:
<input type="checkbox"/> Office: Sq. ft. Acres: Employees:	<input type="checkbox"/> Transportation: Type:
<input type="checkbox"/> Commercial: Sq. ft. Acres: Employees:	<input type="checkbox"/> Mining: Mineral:
<input type="checkbox"/> Industrial: Sq. ft. Acres: Employees:	<input type="checkbox"/> Power: Type: MW:
<input type="checkbox"/> Educational:	<input type="checkbox"/> Waste Treatment: Type:
<input type="checkbox"/> Recreational:	<input type="checkbox"/> Hazardous Waste: Type:
	<input type="checkbox"/> Other:

**PROJECT ISSUES THAT MAY HAVE A SIGNIFICANT OR POTENTIALLY SIGNIFICANT IMPACT:**

<input type="checkbox"/>	Aesthetic/Visual	<input type="checkbox"/>	Geologic/Seismic	<input type="checkbox"/>	Toxic/Hazardous
<input type="checkbox"/>	Agricultural Land	<input type="checkbox"/>	Minerals	<input type="checkbox"/>	Traffic/Circulation
<input type="checkbox"/>	Air Quality	<input type="checkbox"/>	Noise	<input type="checkbox"/>	Vegetation
<input type="checkbox"/>	Archaeological/Historical	<input type="checkbox"/>	Population/Housing Balance	<input type="checkbox"/>	Water Quality
<input type="checkbox"/>	Biological Resources	<input type="checkbox"/>	Public Services/Facilities	<input type="checkbox"/>	Water Supply/Groundwater
<input type="checkbox"/>	Coastal Zone	<input type="checkbox"/>	Recreation/Parks	<input type="checkbox"/>	Wetland/Riparian
<input type="checkbox"/>	Drainage/Absorption	<input type="checkbox"/>	Schools/Universities	<input type="checkbox"/>	Wildlife
<input type="checkbox"/>	Economic/Jobs	<input type="checkbox"/>	Septic Systems	<input type="checkbox"/>	Growth Inducement
<input type="checkbox"/>	Fiscal	<input type="checkbox"/>	Sewer Capacity	<input type="checkbox"/>	Land Use
<input type="checkbox"/>	Flood Plain/Flooding	<input type="checkbox"/>	Soil Erosion/Compaction/Grading	<input type="checkbox"/>	Cumulative Effects
<input type="checkbox"/>	Forest Land/Fire Hazard	<input type="checkbox"/>	Solid Waste	<input type="checkbox"/>	Greenhouse Gases
<input type="checkbox"/>	Other: _____				

**PRESENT LAND USE/ZONING/GENERAL PLAN USE DESIGNATION:**

County of Riverside General Plan Land Use Designation: Open Space-Conservation Habitat  
 County of Riverside Zoning Designation: Rural-Residential

The fenced site currently includes the Snow Creek Hydroelectric Power Plant, and project facilities will be added to the site.

**PROJECT DESCRIPTION (please use a separate page if necessary)**

The Project consists of construction and operation of a surface water filtration plant to filter water sourced from Snow Creek.

Reviewing Agencies Checklist		Appendix C
KEY: S = Document sent by lead agency X = Document sent by SCH		
<i>Lead Agencies may recommend State Clearinghouse distribution by marking agencies below:</i>		
Air Resources Board		Native American Heritage Commission
Boating & Waterways, Department of		Office of Historic Preservation
California Emergency Management Agency		Office of Public School Construction
California Highway Patrol		Parks & Recreation, Department of
Caltrans District # _____		Pesticide Regulation, Department of
Caltrans Division of Aeronautics		Public Utilities Commission
Caltrans Planning		Regional WQCB # _____
Central Valley Flood Protection Board		Resources Agency
Coachella Valley Mountains Conservancy		Resources Recycling and Recovery, Department of
Coastal Commission		S.F. Bay Conservation & Development Commission
Colorado River Board		San Gabriel & Lower Los Angeles Rivers & Mountains Conservancy
Conservation, Department of		San Joaquin River Conservancy
Corrections, Department of		Santa Monica Mountains Conservancy
Delta Protection Commission		State Lands Commission
Education, Department of		SWRCB: Clean Water Grants
Energy Commission		SWRCB: Water Quality
Fish & Game Region # _____		SWRCB: Water Rights
Food & Agriculture, Department of		Tahoe Regional Planning Agency
Forestry & Fire Protection, Department of		Toxic Substances Control, Department of
General Services, Department of		Water Resources, Department of
Health Services, Department of		Other:
Housing & Community Development		Other:



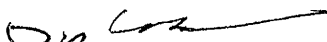
**Local Public Review Period (to be filled in by lead agency):**Starting Date: March 12, 2019Ending Date: April 11, 2019

Address where copies of the Draft EIR are available and a description of how the Draft EIR can be provided in an electronic format: \_\_\_\_\_

The Initial Study and Draft Mitigated Negative Declaration are available from the Desert Water Agency, (760) 323-4971, 1200 S. Gene Autry Trail, Palm Springs CA 92264.

**Lead Agency (Complete if applicable):**Consulting Firm: Krieger & StewartAddress: 3602 University DriveCity/State/Zip: Riverside, CA 92501Contact: David F. ScrivenPhone: (951) 684-6900

Applicant:	<u>Desert Water Agency</u>
Address:	<u>1200 S. Gene Autry Trail</u>
City/State/Zip:	<u>Palm Springs CA 92264</u>
Phone:	<u>(760) 323-4971</u>

Signature of Lead Agency Representative:		Date:	<u>April 17, 2019</u>
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Authority cited: Section 21083, Public Resources Code. Reference: Section 21161, Public Resources Code.

**For SCH Use Only:**

Date Received at SCH \_\_\_\_\_

Date Review Starts \_\_\_\_\_

Date to Agencies \_\_\_\_\_

Date to SCH \_\_\_\_\_

Clearance Date \_\_\_\_\_

Notes: \_\_\_\_\_