CALIFORNIA WATER COMMISSION

Delta Habitat Conservation and Conveyance Program
Geologic Exploration Activities

February 15, 2012

INTRODUCTION OF STAFF
PURPOSE OF THIS PRESENTATION

- Declaration of Richard Sanchez: Covers the findings required to adopt a Resolution of Necessity; status of legal descriptions; and hazardous materials testing.

Facts Supporting Finding No. 1: The Public Interest and Necessity Require the Project for Engineering Geotechnical Studies.

- The proposed engineering geotechnical studies are in support of the Delta Habitat Conservation and Conveyance Program (DHCCP) and Bay Delta Conservation Plan (BDCP).

- These studies are necessary to investigate and determine the best alternatives for Delta water conveyances and other conservation measures.

- The data gathered is required before some federal permits may be issued for the BDCP.

- Inability to access the properties for the geotechnical investigations will cause critical delays in completing studies, which will result in delays in conducting the analysis necessary to complete the environmental documentation process and secure permits.

Facts Supporting Finding No. 2: The Project and Acquisitions Are Planned and Located In a Manner that Is Most Compatible with the Greatest Public Good and Least Private Injury.

- The Geotechnical Exploration and Supplemental Staff Report exhibits in your packets identify the properties with geotechnical investigation sites, the project reason for choosing each site, and considerations for reducing impacts to people and private property. More detailed information will be provided when we discuss individual properties.

Facts Supporting Finding No. 3:
The Easements To Be Acquired are Necessary for the Project.

- The Declaration outlines the general process for selecting sites.
- The Geotechnical Exploration exhibit includes a chart identifying each proposed hole and specifying why the locations were chosen.

Facts Supporting Finding No. 4:
The Written Offer to the Owner of Record Has Been Made.

- Copies of the offers submitted to the landowners of the properties presently before the Commission are included in the attachments to the Declaration.
- Legal Descriptions are included with each offer as well as in the letter to owners notifying them of the Commission meetings, and in the proposed Resolution of Necessity.

Program Environmental Documentation (Initial Study, Mitigated Negative Declaration, Notice of Determination

- DWR issued a Notice of Intent (Supplemental) on July 1, 2010 and approved a final Mitigated Negative Declaration (MND) on September 23, 2010.
- As a CEQA responsible agency, the Commission would be relying on DWR's Mitigated Negative Declaration when making its decision on whether to adopt a Resolution of Necessity.
- If the Resolution of Necessity is adopted, the Commission would issue its own Notice of Determination (NOD).

DWR's Authority to Acquire Property

- Attachment to Richard Sanchez declaration.

MAPS

- **First Written Offers (FWO):** Map exhibits attached to the Deed of the FWO represent DWR's initial offer to purchase permanent and temporary easements for geotechnical activities.
- **Resolution of Necessity (RON):** Map exhibits attached to the Deed of the RON were produced as a result of discussions and/or negotiations with landowners regarding drill hole locations, and/or access road relocations.

Hazardous Material Testing

Update On Adopted Resolutions