

Joint Reservoir Committee and Authority Board Meeting

Agenda Item 3.2: Update on the Biological
Assessment and State Incidental Take Permit
Applications

September 16, 2022

Biological Assessment – Moving to a Mixed Programmatic Approach

- Project-level analysis – Expect incidental take statement for these
 - Construction
 - Operations actions independent of CVP/SWP operations
 - Diversions, storage, releases, use by members and similar
- Programmatic analysis – No incidental take statement, additional consultation necessary in the future
 - Operations actions dependent on CVP/SWP operations
 - Exchanges and Reclamation investment
 - Adaptive management and mitigation actions
- All actions subject to standard reconsultation triggers in law
- Expect to submit Biological Assessment in November timeframe

Operations ITP Application – Proceeding as Originally Planned

- No mixed programmatic approach under State law
 - Cover all actions at a project level of analysis
 - All actions subject to standard reconsultation triggers in law
- Expect to submit Operations ITP Application in November timeframe

Construction ITP Application – Addressing Additional Information Requests

- Submitted to CDFW in January and application fee in March
- Letter from CDFW in April requesting additional information
 1. Project plans (design drawings) and more details on construction phasing
 2. Figure that was inadvertently omitted
 3. Impact map analysis and information on minimization measures for temporary impacts to tri-colored black bird and Swainson's hawk
 4. Adaptive Management Plan or a plan to monitor compliance with the minimization and mitigation measures
 5. Detailed information on how the mitigation cost was calculated
- Staff transmitted information for three of the five requests in August; expects to transmit information on the remaining two requests by the end of the month
- Expect Construction ITP issued shortly after Authority completes CEQA process

Questions?

