
State Water Resources Control Board

NOTICE OF TEMPORARY URGENCY CHANGE PETITION FOR PERMITS 12947A, 12949, 12950, AND 16596 (APPLICATIONS 12919A, 15736, 15737, AND 19351) OF SONOMA COUNTY WATER AGENCY

On April 27, 2023, Sonoma County Water Agency (Petitioner or SCWA) filed temporary urgency change petitions with the State Water Resources Control Board (State Water Board), Division of Water Rights (Division) requesting approval of temporary changes to water right Permits 12947A, 12949, 12950, and 16596 (Applications 12919A, 15736, 15737, and 19351) pursuant to California Water Code section 1435. The petitions seek authorization to temporarily reduce the minimum instream flow requirements specified under the subject permits due to operational constraints placed on the Petitioner pursuant to the September 24, 2008, National Marine Fisheries Service (NMFS) Biological Opinion for Water Supply, Flood Control Operations, and Channel Maintenance conducted by the U.S. Army Corps of Engineers, SCWA, and the Mendocino County Russian River Flood Control and Water Conservation Improvement District in the Russian River watershed (Biological Opinion). The requested changes to the instream flows are as follows:

- From May 1 through October 15, 2023, reduce the minimum instream flow requirements for the upper Russian River (from its confluence with the East Fork of the Russian River to its confluence with Dry Creek) from 185 cubic feet per second (cfs) to 125 cfs; and,
- From May 1 through October 15, 2023, reduce the minimum instream flow requirements for the lower Russian River (from its confluence with Dry Creek to the Pacific Ocean) from 125 cfs to 70 cfs.

SCWA proposes to implement the minimum instream flow requirement for the upper Russian River as a 5-day running average of average daily stream flow measurements, with the stipulation that instantaneous stream flows on the upper Russian River would be no less than 110 cfs and on the lower Russian River no less than 60 cfs. This would allow the Petitioner to manage stream flows with a smaller operational buffer, thereby facilitating the attainment of the flow conditions that the Biological Opinion has concluded are conducive to the enhancement of salmonid habitat.

More information regarding the temporary urgency change petitions is available at:
https://www.waterboards.ca.gov/waterrights/water_issues/programs/petitions/temporary_urgency.html

Pursuant to Water Code section 1438, subdivision (d), any interested person may file an objection to the temporary change. Objections filed in response to this notice should be submitted to the persons listed below by **4:30 p.m. on May 15, 2023**. Please be advised the State Water Board may issue an order approving or denying the TUCPs before the end of the noticing period. All objections received will be considered promptly, and an amended order may be issued if necessary to address objections.

State Water Resources Control Board
Division of Water Rights
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For more information regarding this matter please contact Ken Emanuel at Kenneth.Emanuel@waterboards.ca.gov.

DATE OF NOTICE: APR 28, 2023