



Winston H. Hickox
Secretary for
Environmental
Protection

State Water Resources Control Board

Executive Office

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Gray Davis
Governor

SUPPLEMENT TO NOTICE OF RESUMPTION OF PUBLIC HEARING

Regarding Receipt in Evidence of Final Environmental Impact Report

Delta Wetlands Project

Commencing on February 6, 2001, at 10:00 a.m.

at

**First-Floor Hearing Room
Paul R. Bonderson Building
901 P Street, Sacramento**

SUBJECT OF HEARING

The State Water Resources Control Board (SWRCB) may reconvene the water right hearing on the Delta Wetlands (DW) Project to receive evidence on whether to accept in evidence the Final Environmental Impact Report (FEIR) for the DW Project.

BACKGROUND

In accordance with a Notice of Resumption of Public Hearing dated June 16, 2000, the SWRCB held a hearing to receive evidence regarding the water right applications for the DW Project. A copy of the hearing notice may be obtained from Jim Sutton, whose phone number is listed below. The SWRCB completed an FEIR for the DW Project after October 12, 2000, the date of the completion of the water right hearing. The SWRCB issued a Draft EIR/Environmental Impact Statement (EIS) on September 11, 1995 and a Revised Draft EIR/EIS on May 31, 2000. The SWRCB received both documents into evidence.

By letter dated January 12, 2001, the SWRCB informed the parties to the DW Project Water Right Hearing that it intends to accept the FEIR in evidence as SWRCB Exhibit 2b, unless it receives objections requiring a hearing by January 24, 2001. The SWRCB will convene this hearing only if a party or parties file objections that require an evidentiary hearing.

HEARING ISSUE

Should the SWRCB accept in evidence the FEIR for the Delta Wetlands Project?

Parties will be allowed to address whether the FEIR should be accepted into evidence at the hearing. Only the admissibility, and not the adequacy of the FEIR under the California Environmental Quality Act, is an issue at this hearing. The SWRCB will consider whether to certify the FEIR at a SWRCB meeting to be held on February 15, 2001.

The SWRCB will make available for testimony Ms. Aimee Dour-Smith, DW Project Manager for Jones and Stokes Associates, Inc., the SWRCB's consultant for the preparation of the FEIR. Ms. Dour-Smith will testify regarding the FEIR, and will then be available for cross-examination by the parties. Cross-examination will be limited to information in the FEIR. No new significant impacts are identified in the FEIR.

Parties may present evidence, cross-examine witnesses, and present rebuttal consistent with the Notice of Resumption of Hearing dated June 16, 2000, identifying specific issues and reasons supporting objections to the admission of the FEIR into the administrative record.

HEARING PARTICIPATION

This hearing is being conducted in accordance with the Notice of Resumption of Public Hearing dated June 16, 2000. The procedural requirements specified in that notice apply, except as modified herein. Any party objecting to the admission of the FEIR in evidence shall provide written objection to the SWRCB. Such written objection shall include specific information detailing the reasons for the objection. Any party filing an objection shall file a Notice of Intent to Appear (NOI), a Supplemental List of Exhibits (List) and its exhibits by the deadline. The NOI, List, and ten copies of any exhibits must be received by the SWRCB no later than 4:00 PM on Wednesday, January 24, 2001. Please mail these items to the following address:

**Jim Sutton
Senior Environmental Specialist
Division of Water Rights
State Water Resources Control Board
P.O. Box 2000
Sacramento, CA 95812-2000**

Written comments may also be FAXed to Mr. Sutton at (916) 341-5400 or delivered by hand at the following address:

**Division of Water Rights
State Water Resources Control Board
Cal/EPA Headquarters
1001 "I" Street, 14th Floor
Sacramento, CA 95814-2828**

Couriers must check in with the security guard in the lobby and should hand deliver comments to the Division of Water Rights mailroom, Second Floor, West End. Any FAXed items must be followed by a mailed or delivered hard copy with original signature.

Parties shall provide one copy of the NOI, List, and each exhibit to each party on the enclosed service list.

Questions concerning this notice may be addressed to Barbara J. Leidigh, Senior Staff Counsel, at (916) 341-5190 or Jim Sutton, Senior Environmental Specialist, Environmental Unit, at (916) 341-5388

PARKING AND ACCESSIBILITY

The enclosed map shows the location of the Paul R. Bonderson building in Sacramento. Public parking is available in the State Garage on 10th Street between O and P Streets, in metered spaces on area streets, and in the public parking garages on L Street between 10th and 11th Streets and on P Street between 11th and 12th Streets.

The Paul R. Bonderson building first-floor hearing room is accessible to persons with disabilities.

NOTE: The SWRCB has moved into its new quarters at the Cal/EPA Headquarters Building, located at 1001 "I" Street, Sacramento. However, this hearing will be held at its old location, at the Bonderson Building, 901 P Street.

Original Signed BY:

Maureen Marché
Administrative Assistant

Enclosures

Date: January 16, 2000

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