

STATE OF CALIFORNIA
STATE WATER RESOURCES CONTROL BOARD

In the Matter of Application 25601 of)
CITY OF GRASS VALLEY)
Applicant)

Order : WR 79-25
Source: Unnamed Underground
Stream
County: Nevada

ORDER REQUIRING PREPARATION OF
FINAL ENVIRONMENTAL DOCUMENTS

BY THE BOARD:

The City of Grass Valley (City) has filed Application 25601 to divert water directly from an underground stream known as Alta Channel for municipal purposes. The City is the lead agency for preparation of environmental documents for the project and was so notified by the Board. Notice of Application 25601 has been issued. The City has been unresponsive to staff requests to submit appropriate environmental documents for Application 25601. The Board cannot act on the application until a final environmental document is prepared. The Board, having considered all the foregoing, finds as follows:

Substance of the Application

1. The City of Grass Valley filed Application 25601 on December 16, 1977, to directly divert water at a rate of 5.53 cubic feet per second (cfs) from an underground stream known as Alta Channel for municipal purposes.
2. The Board advised the City of Grass Valley by letter dated April 21, 1978 that the City was lead agency and was responsible for preparation of environmental documents pursuant to the California Environmental Quality Act..
3. Notice of Application 25601 was issued May 26, 1978. No protests were received.

4. Board staff contacted the City requesting the environmental documents on several occasions. A certified letter was sent to the applicant on May 4, 1979, asking the City to submit the environmental documents or request an extension of time to submit the documents. No response was received. Staff again contacted the applicant's engineer on June 12, 1979. The applicant's engineer indicated that money had been budgeted to continue the project and that further information would be submitted. No additional information has been received.

5. The City of Grass Valley has not prepared appropriate environmental documents since it was first advised of its responsibility by the State Board 15 months ago.

6. The State Board cannot act on Application 25601 until the necessary environmental document is prepared.

7. It is the policy of the State Board to require diligence of applicants in moving toward final Board action either approving or denying applications.

ORDER

THEREFORE IT IS ORDERED:

The City of Grass Valley shall complete and file with the Division of Water Rights final environmental documents according to the following time schedule:

1. Submit a Notice of Exemption within three months of the date of this order, if the project is exempt from the provisions of the California Environmental Quality Act (Public Resources Code Section 21000 et seq.);

2. Submit an Initial Study within three months of the date of this order, if the project will not cause a significant effect on the environment;

3. Submit a Notice of Preparation of an Environmental Impact Report within three months of the date of this order, if the project will cause a significant effect on the environment;

4. Submit a Negative Declaration and Notice of Determination within six months of the date of this order, if the project will not cause a significant effect on the environment; and

5. Submit a final Environmental Impact Report within 15 months of the date of this order, if the project will cause a significant effect on the environment.

If the appropriate condition above is not met, Application 25601 will be canceled without further action by the Board.

Dated:

/S/ W. DON MAUGHAN
W. Don Maughan, Chairman

/S/ L. L. MITCHELL
L. L. Mitchell, Member

/S/ WILLIAM J. MILLER
William J. Miller, Vice Chairman

/S/ CARLA M. BARD
Carla M. Bard, Member

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