

## 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 19, 2024, Sonoma County Water Agency (Sonoma Water) 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 constraints previously placed on Sonoma Water 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, Sonoma Water, and the Mendocino County Russian River Flood Control and Water Conservation Improvement District in the Russian River watershed (Biological Opinion)<sup>1</sup>. The requested changes to the instream flows are as follows:

- From May 1 through October 15, 2024, 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, 2024, 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.

Sonoma Water 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 Sonoma Water 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.

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<sup>1</sup> The term of the Biological Opinion was 15 years, expiring in 2023. Sonoma Water and the U.S. Army Corps of Engineers are in consultation with NMFS and coordinating with the California Department of Fish and Wildlife for drafting a successor Biological Opinion that is anticipated to be released before the end of the 2024 calendar year.

More information regarding the temporary urgency change petitions is available at:  
[https://www.waterboards.ca.gov/waterrights/water\\_issues/programs/petitions/temporary\\_urgency.html](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 23, 2024**. 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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Sonoma County Water Agency  
Attn: Grant Davis, General Manager  
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For more information regarding this matter please contact Ken Emanuel at  
[Kenneth.Emanuel@waterboards.ca.gov](mailto:Kenneth.Emanuel@waterboards.ca.gov).

DATE OF NOTICE: **April 23, 2024**