

PLEASE COMPLETE THIS INFORMATION

RECORDING REQUESTED BY:

Name: East Bay Municipal Utility District

Address: 375 - 11th Street
Oakland, CA 94607

WHEN RECORDED MAIL TO:

Name: East Bay Municipal Utility District

Address: 375 - 11th Street
Oakland, CA 94607

2022-00204

FILED

May 18, 2022

DEBORAH COOPER

CLERK-RECORDER

By *K. M.*
Deputy clerk

(THIS SPACE FOR RECORDER'S USE ONLY)

NOTICE OF EXEMPTION

TITLE OF DOCUMENT



NOTICE OF EXEMPTION

TO: Contra Costa County Clerk Recorder
555 Escobar Street
Martinez, CA 94553

FROM: (LEAD AGENCY)
EAST BAY MUNICIPAL UTILITY DISTRICT
Office of the Secretary - (510) 287-0404
375 Eleventh Street, MS 806
Oakland, CA 94607-4240

- ☒ Lead Agency is the Project Applicant
☒ Lead Agency is Public Agency Approving Project
☒ Lead Agency is Carrying Out Project

PROJECT INFORMATION

- TITLE:** Implementation of the Previously Approved Drought Surcharge for Board Declared Stage 2 Drought for Water System
- LOCATION:** (City, County, and specific location)
EBMUD Service Area, Alameda and Contra Costa Counties, See Exhibit 1
- DESCRIPTION:** On May 10, 2022, the Board of Directors of East Bay Municipal Utility District (Board) authorized the implementation of the previously approved Stage 2 Drought Surcharge at a surcharge rate of 8% on the total water charge for potable water use. The Board of Directors declared a Stage 2 Drought on April 26, 2022. The Board first adopted a Drought Surcharge in 2015 and readopted it in its current form on July 11, 2017 in compliance with Proposition 218 and other applicable laws. The Drought Surcharge allows the District to recover additional costs expected to be incurred to provide water service during a drought. The Board expressly preserved the Drought Surcharge without modification when it approved each subsequent water rate increase, most recently on June 8, 2021. The staff report on the Stage 2 Drought surcharge is available at <http://www.ebmud.com/rates/>. The Drought Surcharge is applicable to the EBMUD service area as shown in Exhibit 1.

EXEMPTION FINDING (Check one)

This project is exempt from CEQA because:

- ☐ Activity is not a project
- ☐ Activity is Ministerial (Sec.21080(b)(1); Guideline 15268)
- ☐ Activity is a Declared Emergency (Sec.21080(b)(3); Guideline 15269(a))
- ☐ Activity is an Emergency Project (Sec.21080(b)(4); Guideline 15269(b)(c))
- ☒ Activity is Categorically Exempt Under Guideline CEQA Guidelines Section 15061(b)(3)
- ☒ Activity is Statutorily Exempt Under Guideline CEQA Guidelines Section 15273, Public Resources Code Section 21080(b)(8)
- ☒ The reasons project is exempt: This action is taken to implement a previously approved Drought Surcharge to address operating expenses resulting from the drought measures. The action is exempt pursuant to Water Code section 10652 because it is included within the District's adopted 2020 Water Shortage Contingency Plan (WSCP) in accordance with Water Code section 10632(a)(8) as a drought response measure that may be implemented after a drought stage has been declared. The action also has no potential to result in a significant effect on the environment and thus it is covered by the common sense exemption in CEQA Guidelines section 15061(b)(3). The prior action by the Board approving the Drought Surcharge was exempt pursuant to CEQA Guidelines section 15273 because the purpose of the surcharge is to meet operating expenses.

INITIATING UNIT: FINANCE 218

APPROVAL

May 11, 2022

Richard Lou

Robert Hannay

1. DATE PREPARED

2. PREPARED BY (initial)

3. REVIEWED BY (Unit Supv. initial)

Robert Hannay

mt

4. RECOMMENDED BY (Division/Section Manager)

Richard Lou

809

Principal Management Analyst

(510) 287-0399

5. CONTACT PERSON

MAIL SLOT #

TITLE

PHONE

NOTICE OF EXEMPTION APPROVED FOR FILING WITH THE COUNTY CLERK

May 13, 2022

Sophia Skoda

DATE

DEPARTMENT DIRECTOR

5/16/2022
DATE FORWARDED TO COUNTY CLERK

for RSC
SECRETARY OF THE DISTRICT

EBMUD SERVICE AREA





State of California - Department of Fish and Wildlife
2022 ENVIRONMENTAL DOCUMENT FILING FEE
CASH RECEIPT
DFW 753.5a (REV. 01/01/22) Previously DFG 753.5a

Print

StartOver

Finalize&Email

RECEIPT NUMBER:

07-05/18/2022-207

STATE CLEARINGHOUSE NUMBER (If applicable)

SEE INSTRUCTIONS ON REVERSE. TYPE OR PRINT CLEARLY.

LEAD AGENCY	LEAD AGENCY EMAIL	DATE
EAST BAY MUNICIPAL UTILITY DISTRICT		05/18/2022
COUNTY/STATE AGENCY OF FILING	DOCUMENT NUMBER	
CONTRA COSTA COUNTY	2022-00204	
PROJECT TITLE		

IMPLEMENTATION OF THE PREVIOUSLY APPROVED DROUGHT SURCHARGE FOR BOARD DECLARED STAGE 2 DROUGHT FOR WATER SYSTEM

PROJECT APPLICANT NAME	PROJECT APPLICANT EMAIL	PHONE NUMBER
EAST BAY MUNICIPAL UTILITY DISTRICT		(510) 287-0404
PROJECT APPLICANT ADDRESS	CITY	STATE
375 ELEVENTH STREET, MS 806	OAKLAND	CA
		ZIP CODE
		94607

PROJECT APPLICANT (Check appropriate box)

☐ Local Public Agency ☐ School District ☒ Other Special District ☐ State Agency ☐ Private Entity

CHECK APPLICABLE FEES:

☐ Environmental Impact Report (EIR) \$ 3,539.25 \$ _____
☐ Mitigated/Negative Declaration (MND)(ND) \$ 2,548.00 \$ _____
☐ Certified Regulatory Program (CRP) document - payment due directly to CDFW \$ 1,203.25 \$ _____

☒ Exempt from fee
☒ Notice of Exemption (attach)
☐ CDFW No Effect Determination (attach)
☐ Fee previously paid (attach previously issued cash receipt copy)

☐ Water Right Application or Petition Fee (State Water Resources Control Board only) \$ 850.00 \$ _____
☒ County documentary handling fee \$ 50.00 \$ 50.00
☐ Other \$ _____

PAYMENT METHOD:

☐ Cash ☐ Credit ☒ Check ☐ Other **TOTAL RECEIVED** \$ 50.00

SIGNATURE	AGENCY OF FILING PRINTED NAME AND TITLE
X	Maldonado Vanessa Deputy Clerk

REC# 07826

Deborah Cooper
Contra Costa County
Clerk-Recorder
555 Escobar Street
Martinez, CA 94553
(925) 335-7900

Public

Receipt No.: 202200067826

Cashier: 245

Register: MAILPC2

Date/Time: 05/18/2022 09:54 AM

Description	Fee
NOTICE OF EXEMPTION	
Filing Time:	09:54 AM
Filing Total:	\$50.00
Filing Fee:	\$50.00
<hr/>	
Total Amount Due:	\$50.00
<hr/>	
Total Paid	
Check Tendered:	\$50.00
#14415	
Amount Due:	\$0.00

THANK YOU
PLEASE KEEP FOR REFERENCE

