

### NOTICE OF DETERMINATION

Santa Clara Valley Water District (Valley Water)  
5750 Almaden Expressway  
San José, CA 95118  
(408) 265-2600

- Office of Planning and Research       County of Santa Clara County Clerk-Recorder
- State Clearinghouse                              110 West Tasman Drive, 1<sup>st</sup> Floor
- Filed electronically to CEQA Submit          San José, CA 95134

Subject: *Filing of Notice of Determination in compliance with Section 21152 of the Public Resource Code.*

<b>Contact Person:</b> Andrew Martin	<b>Telephone No:</b> (408) 630-2160	<b>State Clearinghouse No:</b> 2023110513
<b>Project Title:</b> Coyote Creek Flood Protection Project		
<b>Project Location:</b> The Coyote Creek Flood Protection Project (Project) is located along Coyote Creek between Montague Expressway and Tully Road in the City of San José, Santa Clara County, California.		
<b>Project Description:</b> The Project would provide flood protection for residents, businesses, and infrastructure along a 9-mile length of Coyote Creek during a 20-year flood event. The Project consists of a series of flood risk reduction improvements, including floodwalls, passive barriers, and berms along Coyote Creek, as well as modifications to Charcot Avenue Bridge and backflow prevention improvements to the City's municipal storm sewer system.		
After certifying the Final Environmental Impact Report (EIR), Valley Water determined that changes in design were necessary to meet project flood protection objectives, provide maintenance access to berms and floodwalls, more effectively drain stormwater away from floodwalls, and prevent floodwaters from backflowing into the City's stormwater drainage system. Changes include a new temporary sandbag berm in Reach 4, new berms and a shortened floodwall alignment at two locations in Reach 6 where previously only floodwalls were proposed, a new staging area in Reach 7, and new and additional stormwater drainage and backflow prevention features at numerous locations along Coyote Creek. Valley Water has prepared the First Addendum to the Project's Final EIR, which describes the changes to the previously approved Project and analyzes their environmental effects.		

This is to advise that Valley Water, acting as a lead agency, has considered the Final EIR and First Addendum and has approved the above-described project on April 14, 2026. Valley Water has made the following determination regarding the above-described project:

1. The project [  will,  will not ] have a significant effect on the environment.
2.  An Environmental Impact Report was prepared for this project pursuant to the provisions of CEQA.  
 A Mitigated Negative Declaration was prepared for this project pursuant to the provisions of CEQA.
3. Mitigation measures [  were,  were not ] made a condition of the approval of the project.
4. A mitigation reporting or monitoring program [  was  was not ] adopted for this project.
5. A Statement of Overriding Considerations [  was,  was not ] adopted for this project.
6. Findings [  were,  were not ] made pursuant to the provision of CEQA.

This is to certify that the Final Environmental Impact Report with comments and responses, First Addendum, and record of project approval are available to the general public at:

Valley Water  
5750 Almaden Expressway  
San José, CA 95118

<p>Signature (Public Agency):</p> <div style="border: 1px solid black; padding: 5px; margin: 10px 0;"> <p>Signed by:</p>  <p style="font-size: small;">F08F305217A24A4...</p> </div> <p>Melanie Richardson, P.E. Interim Chief Executive Officer</p>	<p>Date:</p> <p style="text-align: center; margin-top: 40px;">4/15/2026</p>
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