Notice of Exemption

To: ☒ Office of Planning and Research
P.O. Box 3044, Room 212
Sacramento, CA. 95812-3044

From: S.F. Bay Regional Water Quality Control Board
1515 Clay Street, Suite 1400
Oakland, CA 94612

☐ County Clerk

Project Title: Ostwald Habitat Restoration Project

Project Location-Specific: Latitude 37.14956; longitude -121.9589; 22177 Aldercroft Heights Road

Project Location-City: Los Gatos Project Location-County: Santa Clara County

a) Description of Nature, Purpose and Beneficiaries of Project: The Project consists of creating a backwater alcove along the left bank of Los Gatos Creek. This alcove will provide compensatory mitigation for two prior San Jose Water Company projects on Los Gatos Creek.

b) Name of Public Agency Approving Project: San Francisco Bay Regional Water Quality Control Board

Name of Person or Agency Carrying Out Project: San Jose Water Company

Exempt Status: **(check one)**

☐ Ministerial (Sec. 21080(b)(1); 15268);
☐ Declared Emergency (Sec.2108(b)(3); 15269(a);
☐ Emergency Project (Sec.21080(b)(4); 15269(b)(c);
☒ Categorical Exemption. State type and section number: Class IV, California Code of Regulations (CCR) Title 14, Chapter 3 (CEQA Guidelines), § 15304 for minor alterations to land, consisting of minor public or private alterations in the condition of land, water, and/or vegetation.
☐ Statutory Exemptions. State code number: State of California Public Resources Code (PRC) §21080(b)(10) and CEQA Guidelines §15275

Reasons why project is exempt:
The project will excavate a backwater alcove along the left bank of Los Gatos Creek. The alcove will be about 20 feet wide and 155 feet long. The banks of the alcove will be planted with native sedges, shrubs, and trees.

Lead Agency
Contact Person: Brian Wines Area Code/Telephone/Extension: (510) 622-5680

If filed by applicant:

1. Attach certified document of exemption finding.
2. Has a Notice of Exemption been filed by the public agency approving the project: ☐ Yes ☐ No

Signature: Brian K. Wines Date: 10/6/2025 Title: Water Resource Control Engineer

☒ Signed by Lead Agency

Date received for filing at OPR: _____

☐ Signed by Applicant