



**RESOLUTION NO. 2022-02**

**A RESOLUTION OF THE BOARD OF THE SACRAMENTO-SAN JOAQUIN DELTA CONSERVANCY ADOPTING RESPONSIBLE AGENCY FINDINGS PURSUANT TO THE CALIFORNIA ENVIRONMENTAL QUALITY ACT FOR IMPROVING HYDROLOGICAL RESILIENCY OF MANAGED WETLANDS IN SUISUN MARSH.**

**Whereas**, Improving Hydrological Resiliency of Managed Wetlands in Suisun Marsh(Project)is a proposal put forth by Suisun Resource Conservation Districtto install new infrastructure to improve the habitats and water quality of four managed wetland areas totaling 3,090 acres, and a primary objective of the Suisun Marsh Habitat Management, Preservation, and Restoration Plan Environmental Impact Study/Environmental Impact Report (EIS/EIR) is to benefit the Marsh ecosystems by enhancing the ecological functioning of brackish managed wetlands; and

**Whereas**, the California Department of Fish and Wildlife (formerly the Department of Fish and Game) prepared an Environmental Impact Report(EIR) pursuant to CEQA andin collaboration with the United States Department of the Interior Bureau of Reclamation and the United State Fish and Wildlife Service, to analyze all potential adverse environmental impacts of the activities under the Suisun Marsh Habitat Management, Preservation, and Restoration Plan; and

**Whereas**, the California Department of Fish and Wildlifeis the lead agency pursuant to the California Environmental Quality Act (CEQA) (Public Res. Code, § 21000 et seq.) and the State CEQA Guidelines (14 CCR § 15000 et seq.); and

**Whereas**, the California Department of Fish and Wildlife filed a Notice of Determination and made Findings of Fact and adopted a Statement of Overriding Considerations for the Project as the CEQA lead agency. CDFW found approval of the Suisun Marsh Plan could have environmental impacts that couldbe mitigated through their Mitigation, Monitoring, and Reporting Program, but CDFW also found that approval of the Suisun Marsh Plan would result in the occurrence of significant effects to loss of cultural resources and cumulative cultural resources impacts. CDFW approved the Suisun Marsh Plan final EIR and cited in their Statement of Overriding Considerations the Suisun Marsh Plan would provide social, biological, and flood control benefits that outweighed these unavoidable adverse environmental effects; and

**Whereas**, the Suisun Resource Conservation Districthas requested funding from the Sacramento-San Joaquin Delta Conservancy (Delta Conservancy) for the Project; and

**Whereas**, the Delta Conservancy must, as a responsible agency, make certain findings prior to approving funding for the Project.

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF THE SACRAMENTO-SAN JOAQUIN DELTA CONSERVANCY AS FOLLOWS:**

- a. The Delta Conservancy has, in its independent judgment, reviewed and considered the Suisun Marsh Habitat Management, Preservation, and Restoration Plan and the final EIR prepared by the California Department of Fish and Wildlife, the United States Department of the Interior Bureau of Reclamation, and the United State Fish and Wildlife Service, which may be accessed via the website links included below, and finds, the Project implements the Suisun Marsh Habitat Management, Preservation, and Restoration Plan and that those potential impacts within the Delta Conservancy's powers and authorities as a responsible agency are completely, objectively, and accurately reported in the final EIR and that mitigation measures have been incorporated into the Project that avoid and/or substantially lessen most of the potentially significant effects of the Project.
- b. The Board further finds, Pursuant to PRC Section 21081(b), in concurrence with CDFW's Statement of Overriding Considerations (incorporated by reference and attached) that specific overriding economic, legal, social, technological, or other benefits outweigh the unavoidable adverse effects described in the Suisun Marsh Habitat Management, Preservation, and Restoration Plan Environmental Impact Study/Environmental Impact Report (EIS/EIR).
- c. The Board further finds that no additional feasible mitigation measures within the Board's authority are necessary to reduce the environmental impacts of the project to less than significant levels.
- d. The documents and materials that constitute the record of proceedings for this Resolution are available through the Delta Conservancy's website (<http://deltaconservancy.ca.gov/>).

**PASSED, APPROVED, AND ADOPTED BY THE SACRAMENTO-SAN JOAQUIN DELTA CONSERVANCY BOARD THIS JULY 27, 2022.**

**VOTE**

Ayes:

Noes:

Abstentions:

Absent:

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Mitchell Mashburn, Board Chair

**Supporting Documentation**

- Final EIS/EIR for Suisun Marsh Habitat Management, Preservation, and Restoration Plan:  
[https://www.usbr.gov/mp/nepa/nepa\\_project\\_details.php?Project\\_ID=781](https://www.usbr.gov/mp/nepa/nepa_project_details.php?Project_ID=781)
- Suisun Marsh Habitat Management, Preservation, and Restoration Plan:  
[https://www.usbr.gov/mp/nepa/includes/documentShow.php?Doc\\_ID=17283](https://www.usbr.gov/mp/nepa/includes/documentShow.php?Doc_ID=17283)
- CDFW Lead Agency Findings of Fact and Statement of Overriding Considerations:  
[https://suisunrcd.org/wp-content/uploads/Permits/CDFW-Findings-of-Fact/P1-2209\\_CEQA-SMP\\_Findings-CDFW.pdf](https://suisunrcd.org/wp-content/uploads/Permits/CDFW-Findings-of-Fact/P1-2209_CEQA-SMP_Findings-CDFW.pdf)
- CDFW Lead Agency Notice of Determination:  
[https://suisunrcd.org/wp-content/uploads/Permits/CDFW-Findings-of-Fact/P1-2209\\_CEQA-SMP-NOD\\_CDFW.pdf](https://suisunrcd.org/wp-content/uploads/Permits/CDFW-Findings-of-Fact/P1-2209_CEQA-SMP-NOD_CDFW.pdf)