



NOTICE OF HEARING AND SCHEDULE OF WRITTEN SUBMISSIONS

Appeal Number	Covered Action	Effective Date
C20257-A1, C20257-A2, C20257-A3, C20257-A4, C20257-A5, C20257-A6, C20257-A7, C20257-A8, C20257-A9, C20257-A10	Delta Conveyance Project (C20257)	November 17, 2025

Appellant(s): **Delta Protection Commission (C20257-A1)**

Courtland Pear Fair (C20257 – A2)

**County of Sacramento and Sacramento County Water
Agency (C20257 – A3)**

Steamboat Resort (C20257 – A4)

**San Francisco Baykeeper, Winnemem Wintu, Shingle
Springs Band of Miwok Indians, Restore the Delta,
California Sportfishing Protection Alliance, Center for
Biological Diversity, Friends of the River, California
Indian Environmental Alliance, Sierra Club California,
and Little Manila Rising (C20257 – A5)**

Sacramento Area Sewer District (C20257 – A6)

City of Stockton (C20257 – A7)

South Delta Water Agency (C20257 – A8)

**San Joaquin County, Solano County, Yolo County,
Central Delta Water Agency, and Local Agencies of the
North Delta (C20257 – A9)**

DCC Engineering Co., Inc. – (C20257 – A10)

Respondent(s): Department of Water Resources

PLEASE TAKE NOTICE THAT the Delta Stewardship Council shall conduct a hearing on the appealed covered action as follows:

Dates: February 26-27, 2026

Time: 9:00 am

Location: California Natural Resources Headquarters Building, 715 P Street, 2nd Floor, Sacramento, CA 95814

Presiding Officer: Julie Lee, Council Chair

The hearing will be conducted pursuant to Water Code sections 85225, 85225.10, 85225.15, 85225.20, and 85225.25 and California Code of Regulations, title 23, section 5020 et seq. The hearing will continue on consecutive days until completed. The appellants and certifying agency (respondent) will each be provided with an opportunity to make an oral presentation at the hearing. The presentations will be limited to the issues and facts raised in the appeals. (Cal. Code Regs., tit. 23, §§ 5027 subds. (e)(1), (2), 5028.) Time limits and order of presentations will be established at least 10 days in advance of the hearing. The Council will make written findings no later than 60 days after the conclusion of the hearing. (Wat. Code, § 85225.25.)

Parties are expected to appear at the hearing in person. If a party requires accommodation, please contact: 2025DeltaConveyance@deltacouncil.ca.gov

Schedule of Written Submissions

Appellants and respondent may provide a written submission to the Council in advance of the hearing, as set forth below.¹ (Cal. Code Regs., tit. 23, §§ 5027 and 5029.) **Late submissions will not be considered.**

¹ The Appellants have been provided 25 court days to prepare their written submission from the date that the record is certified as complete. Respondent has been provided a commensurate 25 court days from the date of the Appellants' submission to prepare a response. The parties and the Council will have a little over two weeks to prepare for the hearing.

Written Submission	Due Date
Appellants	January 2, 2026
Respondents	February 9, 2026

Transmit written submissions to:

2025DeltaConveyance@deltacouncil.ca.gov by **no later than 5:00 pm on the date specified in this notice** and **copy all parties on the Service List**. (Cal. Code Reg. tit.23, § 5021.)

For each appeal, a single written submission on behalf of all appellants named in the respective appeal may be submitted totaling no more than 20 pages. Respondent may submit a single written submission responding to all appeals totaling no more than 200 pages (10 appeals x 20). Pages of any written submission in excess of the page limits shall not be considered. All written submissions shall be in 12-point black font. (Cal. Code Regs., tit. 23, § 5021, subd. (a)(1).) The written submissions of the parties shall be subject to and comply with California Code of Regulations, title 23, sections 5027 and 5029. Written submissions by appellants must reference the specific Delta Plan regulatory policy or policies at issue, include citations to the certified record (see Cal. Code Regs., tit. 23, section 5022, subd. (e)(1)), and address how the Certification of Consistency is or is not supported by substantial evidence based on the certified record. (Cal. Code Regs., tit. 23, § 5029, subd. (c)(1).) The respondent's written submission will respond to the allegations raised in the appeals. (Cal. Code Regs., tit. 23, § 5029, subd. (d).)

Each written submission may include a request to supplement the certified record with additional documentation or information pursuant to California Code of Regulations, title 23, sections 5026 and 5032. To be considered for admission to the record, **any document** that is not part of the certified record must be identified and submitted with the written submission pursuant to this notice and comply with the Council's regulations. (Cal. Code Regs., tit. 23, §§ 5026 and 5032.)

The Council shall determine whether the certification of consistency is supported by substantial evidence in the certified record. (Wat. Code, § 85225.25.) It is the

appellants' burden to establish that the certification of consistency is not supported by substantial evidence in the certified record. (Cal. Code Regs., tit. 23, § 5029, subd. (d).) **The Council will not consider new claims or arguments that were not raised in the appeals.**