

Notice of Determination**- 1 -****To:**Office of Planning and Research
[CEQA Submit](#)Department of Fish and Wildlife (CDFW)
Inland Deserts Region
3602 Inland Empire Blvd, Suite C-220
Ontario, CA 91764
Contact: Julian Potier
Phone: (909) 938-6112
Email: Julian.Potier@wildlife.ca.govLead Agency (if different than CDFW)
City of Hesperia
9700 Seventh Ave,
Hesperia, CA 92345
Contact: Stan Liudahl
Phone: (760) 947-1231**From:****SUBJECT: Filing of Notice of Determination pursuant to Public Resources Code § 21108**
State Clearinghouse Number: 2012081016**Project Title:** Caliente 395, LLC (Western Joshua Tree Conservation Act (WJTCA)
Incidental Take Permit No. 1927-ITP-2023-028-06 (ITP))**Project Location (include county):** The Hesperia Commerce Center I, Lot 5 (Project) is located the southwestern section of the City of Hesperia, San Bernardino (latitude 34.403056, longitude -117.402500). The Project is bounded to the north by vacant land, to the south by San Bernardino County Fire Station 305, to the east by U.S. Highway 395, and to the west by Caliente Road.**Project Description:** The Project is comprised of an industrial warehouse building and associated improvements such as loading docks, tractor-trailer stalls, passenger vehicle parking spaces, stormwater detention basins, and landscape areas on 11.01 acres of land.The Project will result in incidental take of 35 western Joshua tree (*Yucca brevifolia*), which is protected under the WJTCA and the California Endangered Species Act. The WJTCA ITP referenced above as issued by CDFW authorizes incidental take of western Joshua tree that may occur as a result of Project implementation.This is to advise that CDFW, acting as the lead agency / a responsible agency approved the above-described project on the date signed below and made the following determinations regarding the above-described project:

1. The project will / will not have a significant effect on the environment (This determination is limited to effects within CDFW's permitting jurisdiction as a responsible agency).
2. An environmental impact report / A mitigated negative declaration was prepared by the lead agency for the original project.
3. Additional mitigation measures were / were not made a condition of CDFW's approval of the project.

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- 4. A mitigation reporting or monitoring plan was / was not adopted by CDFW for this project.
- 5. A Statement of Overriding Considerations was / was not adopted by CDFW for this project.
- 6. Findings were made by CDFW pursuant to Public Resources Code § 21081(a).
- 7. Compliance with the environmental filing fee requirement at Fish and Game Code § 711.4 (check one):
 - Payment is submitted with this notice.
 - A copy of a receipt showing prior payment was submitted to CDFW.
- Responsible Agency statement: The EIR prepared by the lead agency for the Project is available to the general public at the office location listed above for the lead agency. CDFW's administrative record of proceedings related to the incidental take permit is available to the public for review at CDFW's regional office.

DocuSigned by:
Signature Heidi Calvert Date: 12/19/2024
Heidi Calvert, Regional Manager