

To:

Office of Planning and Research  
For U.S. Mail:  
P.O. Box 3044  
Sacramento, CA 95812-3044

Street Address:

1400 Tenth Street  
Sacramento, CA 95814

From:

California Department of Fish and Wildlife (CDFW)  
Central Region  
1234 East Shaw Avenue  
Fresno, CA 93710  
Contact: Jim Vang  
Phone: 559-243-4014, ext. 254

Lead Agency

Madera County Planning Department  
200 W. 4<sup>th</sup> Street, Suite 3100  
Madera, California 93637  
Contact: Matthew Treber  
Phone: 559-675-7821

**SUBJECT: Filing of Notice of Determination pursuant to Public Resources Code § 21108**

State Clearinghouse Number: 2003102128

Project Title: Madera Quarry (California Endangered Species Act Incidental Take Permit No. 2081-2012-005-04 (ITP) Amendment No. 2)

Project Location: The project is located in an unincorporated area of Madera County, east of Road 209 approximately 4 miles north of its intersection with State Route 41.

Project Description: Amendment No. 2 (a Major Amendment) includes changes to the ITP as originally issued and subsequently amended in Amendment 1 (collectively, ITP as amended). These changes include: (1) an additional 0.3 acres of permanent impact to potential Covered Species breeding habitat; (2) extending the deadline to complete permanent protection of the HM lands to 82 months from the effective date of the ITP; and (3) correcting the current CDFW contact's position listed in the ITP, as amended.

The Madera Quarry includes development of a new 78-acre hardrock quarry that will mine 900,000 tons of aggregate annually for 40 years. The project will also include the alignment and widening of Road 209 and improvements to the Road 209/State Highway 41 intersection, as well as the permanent preservation and management of Habitat Management lands to offset the Project-related impacts.

The Madera Quarry will result in impacts to 135.4 acres of California tiger salamander (CTS; *Ambystoma californiense*) upland habitat and 0.3 acres of potential breeding habitat. The project is expected to result in incidental take of CTS, which is designated as a threatened species under the California Endangered Species Act. The ITP, as amended, referenced above, as issued by CDFW, authorizes incidental take of species listed under the California Endangered Species Act 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 12/12/19 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 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.
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 /  were not] made by CDFW pursuant to Public Resources Code § 21081(a).

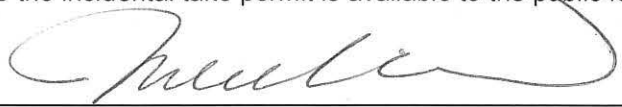
**Notice of Determination**

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.

Signature 

Date: 12/12/19

Julie A. Vance, Regional Manager

Governor's Office of Planning & Research

Date Received for filing at OPR: **DEC 13 2019**

**STATE CLEARINGHOUSE**