

Notice of Determination**To:**

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

Street Address:

1400 Tenth Street
 Sacramento, California 95814

From:

California Department of Fish and Wildlife (CDFW)
 Central Region
 1234 East Shaw Avenue
 Fresno, California 93710
 Contact: Crystal Sinclair
 Phone: (559) 243-4005

Lead Agency

Madera County Planning Department
 2037 West Cleveland Avenue, Mail Stop G
 Madera, California 93637
 Contact: Matthew Treber
 Phone: (559) 675-7821

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

State Clearinghouse Number: 2003102128

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

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: The project 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 project will result in impacts to 135.7 acres of California tiger salamander (CTS; *Ambystoma californiense*) habitat including temporary impacts to 14.6 acres associated with the right-of-way improvements, and the permanent loss of 121 acres of CTS 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 referenced above as reissued by CDFW to a new Permittee authorizes project-related incidental take of CTS subject to various conditions of approval that will, among other things, minimize and fully mitigate all the impacts of the authorized taking.

This is to advise that CDFW, acting as [the lead agency / a responsible agency] approved the above-described project on 6/17/2022 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).
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:

Valerie Cook

Signature

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Date: 6/17/2022

Valerie Cook, Acting Regional Manager

Date Received for filing at OPR: _____