

**Notice of Determination****- 1 -****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: Renée Robison, 559-243-4005

Lead Agency  
 County of Fresno  
 2220 Tulare Street, Sixth Floor  
 Fresno, CA 93721  
 Contact: Ejaz Ahmad (559) 600-4204

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

State Clearinghouse Number: 1984051409

Project Title: Clarksfield Development Project within Millerton New Town California Endangered Species Act  
 Incidental Take Permit No. 2081-2014-077-04 (ITP) Amendment 1 (Amendment)

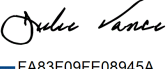
Project Location: The Clarksfield Development Project within Millerton New Town will be developed in the foothills of Fresno County, due south of Millerton Lake, east of the community of Friant, in unincorporated Fresno County.

Project Description: The Clarksfield Development Project within Millerton New Town (Development Project) will involve the development of a residential community over approximately 369.5 acres of grasslands and oak woodlands, portions of which adjoin the seasonal White Fox Creek. The Development Project will result in impacts to 249.9 acres of California tiger salamander (*Ambystoma californiense*) habitat, including permanent impacts to 246.5 acres of upland habitat and 2.4 acres of potential breeding habitat (a stockpond) for the species. The Development Project is expected to result in incidental take of California tiger salamander, which is designated as a threatened species under the California Endangered Species Act. The ITP referenced above as issued by CDFW authorizes incidental take of species listed under CESA that may occur as a result of Project implementation.

The Amendment adds 104 Investments LLC as co-Permittee and joint and several liability between the Permittees. No changes were made to the Development Project description, its impacts, or the ITP's Conditions of Approval.

This is to advise that CDFW, acting as [ the lead agency /  a responsible agency] approved the above-described project on 9/16/2022 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:  


**Signature**

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**Date:** 9/16/2022Julie A. Vance, *Regional Manager*

Date Received for filing at OPR: \_\_\_\_\_