

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)
 Bay Delta Region
 2825 Cordelia Road, Suite 100, Fairfield, CA 94534
 Contact: Marcia Grefsrud
 Phone: (707) 644-2812

Lead Agency

Alameda County Planning Department
 244 West Winton Avenue, Room 111, Hayward, CA 94544
 Contact: Bruce Jensen
 Phone: (510) 670-5400

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

State Clearinghouse Number: 2011102051

Project Title: Sunol Valley Aggregate Quarry Project (California Endangered Species Act (CESA) Incidental Take Permit No. 2081-2013-027-03 (ITP)) Minor Amendment 3

Project Location: The project is located at 6527 Calaveras Road in unincorporated Alameda County, California, within the Sunol Valley, two miles south of the Town of Sunol.

Project Description: This project involves the extension of the original ITP term to December 31, 2033 for ongoing operations of the Sunol Valley Aggregate Quarry Project and minor amendment to include coverage for enhancement of the North Pond which was required by the federal Biological Opinion. Under the ITP, the Permittee expanded the overall production potential of the quarry by increasing the area by approximately 58 acres.

The Project resulted in permanent impacts to 34.94 acres of California tiger salamander (*Ambystoma californiense*) habitat. The ITP Amendment will result in temporary impacts to the 0.6-acre North Pond and the 10.2-acre surrounding grassland. The project is expected to result in incidental take of California tiger salamander, which is designated as a threatened species under CESA. The ITP referenced above and ITP Amendment 3 as issued by CDFW authorizes incidental take of species listed under CESA 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 3/8/2024 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). CDFW did, however, adopt findings to document its compliance with CEQA.
 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:

Erin Chappell

Signature

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Date: 3/8/2024

Erin Chappell, Regional Manager

Date Received for filing at OPR: _____