

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)
 Inland Deserts Region
 3602 Inland Empire Blvd., Suite C-220
 Ontario, CA 91764
 Contact: Ashley Rosales
 Phone: (760) 219-9452

Lead Agency (if different than CDFW)
 City of Hesperia
 9700 Seventh Ave.
 Hesperia, CA 92345
 Contact: Ryan Leonard
 Phone: 760-947-1651

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

State Clearinghouse Number: 2008011102

Project Title: Tentative Tract Map 17243 (California Endangered Species Act Incidental Take Permit No. 2081-2021-059-06 (ITP))

Project Location (include county): The project is located on Assessor's Parcel Number 405-042-23 within the City of Hesperia, San Bernardino County. The Project is located approximately 0.35 miles east of Interstate-15 at approximately 34.449668°, -117.353411°. The Project site is bounded by Boxwood Ave. to the west, Mesa St. to the south, and Tamarisk Ave. to the east.

Project Description: This proposed project involves the development of 20-acres of undeveloped land into a tentative tract map consisting of 125 single family residential units and a detention basin.

The Project will result in impacts to 8.34 acres of western Joshua tree (*Yucca brevifolia*) habitat; the Project will permanently remove 8.34 acres of western Joshua tree habitat. The project is expected to result in incidental take of western Joshua tree, which is designated as a candidate 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.

This is to advise that CDFW, acting as [the lead agency / a responsible agency] approved the above-described project on March 21, 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 Negative Declaration 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:

Richard Burg

Signature

Date: 3/21/2022

Richard Burg, Acting Regional Manager

Date Received for filing at OPR: _____