

## Notice of Determination

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**To:**  
Office of Planning and Research  
[CEQA Submit](#)

**From:**  
Department of Fish and Wildlife  
Inland Deserts Region  
3602 Inland Empire Blvd., Suite C-220  
Ontario, CA 91764  
Contact: Breanna Machuca  
Email: [Breanna.Machuca@wildlife.ca.gov](mailto:Breanna.Machuca@wildlife.ca.gov)  
Phone: 760-636-3487



Lead Agency  
City of Banning  
99 East Ramsey Street  
Banning, CA 92220  
Contact: Brian Guillot  
Phone: 951-922-3131

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

**State Clearinghouse Number:** 2015041064

**Project Title:** Rancho San Gorgonio Planned Community (Lake or Streambed Alteration Agreement No. 1600-2019-0136-R6)

**Project Location (Riverside):** The Rancho San Gorgonio Planned Community project (Project) is located near Westward Avenue on the north, Sunset Avenue and Turtle Dove Lane on the west, San Gorgonio Avenue on the east, and Coyote Trail and Old Idyllwild Road to the south, with Pershing Creek, Smith Creek, and Montgomery Creek on Project site, in the County of Riverside, State of California; Latitude 33.91036, Longitude -116.892980 (Exhibit 1).

**Project Description:** The California Department of Fish and Wildlife (CDFW) has executed Streambed Alteration Agreement (1600-2019-0136-R6), pursuant to Fish and Game Code section 1602, to the project Applicant, City of Banning.

The Project is limited to the following impacts, for the development of an approximately 833-acre master-planned community, including a mixture of residential, commercial, open space, and recreational areas. The Project site includes approximately 73 acres of CDFW jurisdictional resources, primarily Pershing Creek and Smith Creek, in addition to a portion of Montgomery Creek.

Approximately 2,400 linear feet (0.44-acres) of Montgomery Creek will be permanently impacted with fill including native soil and concrete infrastructure for storm drainage; temporary impacts to 1,400 linear feet (0.24-acres) to Montgomery Creek through realignment and restoration; Drainage Feature A will have a portion directly impacted and filled, and a portion temporarily impacted through enhancement activities; Drainage Feature B will have a portion permanently impacted through development of streambed protection improvements; Drainage Feature C will have a portion directly impacted through development of streambed protection improvements; Drainage Feature D will be directly impacted through development of community development and infrastructure; Drainage Feature E will have a portion directly impacted through development of proposed community development and infrastructure, storm drain outlets, and streambed protection, a portion will be temporarily impacted through enhancement activities; Drainage Feature F will be directly impacted through development of streambank protections; Drainage Feature G will be directly impacted through development of streambank protections; Drainage Feature H will be directly impacted through the construction of infrastructure, detention basins, storm drain infrastructure, and streambank protection, a portion will additionally be temporarily impacted through development and infrastructure; Drainage Feature J will be directly impacted during construction of infrastructure and streambank protection, a portion will be temporarily impacted by community development and infrastructure.

This is to advise that CDFW, acting as a Responsible Agency, approved the project described above on November 21, 2024, and has made the following determinations regarding the project pursuant to California Code of Regulations section 15096, subdivision (i):

1. The project **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. CDFW considered the environmental impact report prepared by the Lead Agency for this project pursuant to California Code of Regulations section 15096, subdivision (f).
3. Mitigation measures **were** made a condition of CDFW's approval of the project.

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- 4. A Mitigation Reporting or Monitoring Plan **was** adopted by CDFW for this project.
- 5. Findings **were** made by CDFW pursuant to California Code of Regulations section 15091.

The Final EIR prepared for the project is available to the general public at the office location listed above for the Lead Agency. CDFW's record of project approval as a Responsible Agency is available at CDFW's regional office.

DocuSigned by:  
*Kim Freeburn*

Signature: \_\_\_\_\_ Date: 11/22/2024

Kim Freeburn, Environmental Program Manager

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