

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 (if different than CDFW)
 Alameda County Community Development Agency
 224 West Winton Ave., Rm 11, Hayward, CA 94544
 Contact: Albert Lopez
 Phone: (510) 670-5400

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

State Clearinghouse Number: 2010082063

Project Title: Golden Hills Energy Facility Repowering Project [California Endangered Species Act (CESA) Incidental Take Permit (ITP) No. 2081-2014-034-03 Amendment 2 (Amendment)]

Project Location: The project is located approximately 8 miles east of the City of Livermore in Alameda County within the Altamont Pass Wind Resource Area. The project is bounded by Interstate 580 to the north, Patterson Pass Road to the south, Midway Road to the east and North Flynn Road to the west.

Project Description: CDFW received a request for Amendment 2 to ITP 2081-2014-034-03 to authorize additional temporary and permanent impacts associated with the Golden Hills Transmission Line Wildfire Mitigation Project (Wildfire Mitigation Project). The Amendment request also describes the changes to the GHEP-Sweet Ranch aquatic breeding habitat compensation and boundary adjustments with proposed compensation for shortfall at GHEP-Walker Ranch. The Wildfire Mitigation Project is anticipated to result in 11.2 acres of temporary impacts and 0.012 acre of permanent impacts to annual grassland that supports suitable upland estivation and dispersal habitat for California tiger salamander and denning and foraging habitat for San Joaquin kit fox.

The Project is expected to result in the following impact acreages to California threatened species San Joaquin kit fox (*Vulpes macrotis mutica*) and California threatened species California tiger salamander (*Ambystoma californiense*) habitat: an additional 0.012 acres of permanent habitat loss and an additional 11.25 acres of temporary upland habitat loss. The Amendment 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 6/8/2022 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:

Erin Chappell

Signature

877E9A0211EF480...

Date: 6/8/2022

Erin Chappell, Regional Manager

Date Received for filing at OPR: _____