

**Notice of Determination****- 1 -**

<b>To:</b>	<b>From:</b>
<input checked="" type="checkbox"/> Office of Planning and Research	California Department of Fish and Wildlife (CDFW)
<i>For U.S. Mail:</i>	Bay Delta Region
P.O. Box 3044	2825 Cordelia Road, Suite 100, Fairfield, CA 94534
Sacramento, CA 95812-3044	Contact: Marcia Grefsrud
	Phone: (707) 644-2812
<i>Street Address:</i>	
1400 Tenth Street	Lead Agency
Sacramento, CA 95814	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: Summit Wind Repower Project (California Endangered Species Act (CESA) Incidental Take Permit No. 2081-2016-053-03 Amendment 1 (Amendment))

Project Location: The Summit Wind Repower Project (Project) is located north of I-580 on the western side of California's Central Valley east of Livermore within Alameda County. The Project boundary consists of approximately 3,302 acres encompassing all or portions of 16 land ownership parcels.

Project Description: This amended project involves installation of up to 14 Identi-Flight units, decommissioning out-of-use facilities and revising the temporary, semi-permanent and permanent impacts from the original project

The Project as amended will result in impacts to 200.5 acres of California tiger salamander (*Ambystoma californiense*) and San Joaquin kit fox (*Vulpes macrotis mutica*) habitat, including temporary impacts to 136.87 acres and semi-permanent impacts to 24.47 acres of California tiger salamander and San Joaquin kit fox habitat. The Project will permanently remove 31.92 acres of California tiger salamander and San Joaquin kit fox habitat. The project is expected to result in incidental take of California tiger salamander and San Joaquin kit fox, which are both designated as a threatened species under CESA. 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 7/20/2022 and made the following determinations regarding the above-described project:

- 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).
  - An environmental impact report /  A negative declaration] was prepared by the lead agency for the original project.
  - Additional mitigation measures [ were /  were not] made a condition of CDFW's approval of the project.
  - A mitigation reporting or monitoring plan [ was /  was not] adopted by CDFW for this project.
  - A Statement of Overriding Considerations [ was /  was not] adopted by CDFW for this project.
  - Findings [ were /  were not] made by CDFW pursuant to Public Resources Code § 21081(a).
  - 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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Erin Chappell, Regional Manager

Date: 7/20/2022

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