

**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)  
 Central Region (4)  
 1234 East Shaw Avenue  
 Fresno, CA 93710  
 Contact: Shaelyn Latronica, Environmental Scientist  
 Phone: (559) 243-4005

**Lead Agency**

County of Kern Planning Department  
 2700 "M" Street, Suite 100  
 Bakersfield, CA 93301  
 Contact: Lorelei Oviatt  
 Phone: (661) 862-8866

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

State Clearinghouse Number: 1996121013

**Project Title:** Former Naval Petroleum Reserve No. 1 Closure Project Minor Amendment No. 2 (California Endangered Species Act Incidental Take Permit No. 2081-2081-2013-029-04 (ITP)).

**Project Location:** The Project is located within the Elk Hills in southwestern Kern County, approximately 26 miles southwest of the City of Bakersfield and 10 miles north of the City of Taft.

**Project Description:** This Project involves the remediation of 131 Areas of Concern (AOCs) identified in the Corrective Action Consent Agreement Docket, between the United States Department of Energy (DOE) and the California Department of Toxic Substances Control (DTSC). The goal of the Project is to achieve a No Further Action status on each AOC, meaning DTSC has agreed that there is no further risk to human health at each site due to historical DOE activities.

The Project will result in temporary impacts of up to 66 acres of Covered Species habitat. The Project is expected to result in incidental take of giant kangaroo rat (*Dipodomys ingens*), San Joaquin antelope squirrel (*Ammospermophilus nelsoni*), and San Joaquin kit fox (*Vulpes macrotis mutica*) which are designated as threatened and endangered species under the California Endangered Species Act. Minor Amendment No. 2, as referenced above and as issued by CDFW authorizes a 10-year extension to the ITP expiration date from May 31, 2023, to May 31, 2033.

This is to advise that CDFW, acting as [ the lead agency /  a responsible agency] approved the above-described project on 5/24/2023 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.

**Notice of Determination**

- Responsible Agency statement: The Environmental Impact Report (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:  
*Krista Tomlinson*

Signature  
for Julie A. Vance, *Regional Manager*

Date: 5/24/2023

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