

**Notice of Determination****- 1 -****To:**

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

**From:**

Department of Fish and Wildlife  
 Inland Deserts Region  
 3602 Inland Empire Blvd, Ste C220  
 Ontario, CA 91764  
 Contact: Carly Beck  
 Email: [Carly.beck@wildlife.ca.gov](mailto:Carly.beck@wildlife.ca.gov)  
 Phone: 951-218-2940

**Lead Agency:**

City of Lake Elsinore  
 130 S. Main Street  
 Lake Elsinore, CA 92530  
 Contact: Richard J. MacHott  
 Phone: 951-674-3124

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

**State Clearinghouse Number:** 2003071050

**Project Title:** Summerly Residential Project (Master Streambed Alteration Agreement No. 1600-2012-0175-R6, Amendment)

**Project Location (include county):** The Project is located within the City of Lake Elsinore, County of Riverside. More specifically the 706-acre site is located in the City of Lake Elsinore's Back Basin are, west of Mission Trail and south of Malaga Road. The streambed alteration/construction is within the historic flood plain of the San Jacinto River and Lake Elsinore lakebed.

**Project Description:** The California Department of Fish and Wildlife (CDFW) has executed the Amendment to the Master Lake and Streambed Alteration Agreement number 1600-2012-0175-R6 (Master Agreement), pursuant to section 1602 of the Fish and Game Code to the project Applicant, McMillin Summerly, LLC, as represented by Brian Milich.

The Agreement is a continuation of the previously issued Lake and Streambed Alteration Agreement (1600-2004-0130-R6). All development of the Project including Phases I, Phase II, and Phase III have been graded, and the 170-acre golf course and golf club have been constructed as described in the 1600-2004-0130-R6 Agreement. All homes in Phase I and II have been constructed as have most of the homes in Phase III, along with associated infrastructure. Construction of the remaining homes in Phase III, and associated infrastructure, occur outside of Fish and Game Code section 1600 et. seq resources. Construction of the 1.3-acre EVMWD Pump Station, and its associated infrastructure, is the last component of the original Project, that is currently under construction and is covered within the Agreement. It will provide water to the 356-acre wetlands by supplying reclaimed water as described in Compensatory Mitigation Measure 5.3 in the Agreement. The Agreement also covers routine maintenance activities that will need to occur within the 66-acre wetland mitigation area. The current Amendment is to remove the need for a conservation easement over the 66-acre wetland mitigation area described within Measure 5.2, 5.7, 5.8 and 5.9.4. All other terms and conditions still apply to the 66-acre wetland mitigation area such as the requirements for long-term management by a conservation entity under the Adaptive Management Plan.

This is to advise that CDFW, acting as a Responsible Agency, approved the above-described project on September 30, 2022 and has made the following determinations regarding the project pursuant to California Code of Regulations section 15096, subdivision (i):

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. 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 /  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 California Code of Regulations section 15091.

**Notice of Determination**

The final environmental impact report 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 Responsible Agency is available at CDFW's regional office.

DocuSigned by:

*Heidi Calvert*

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Signature

Date:

9/30/2022

Heidi Calvert, Regional Manager

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