

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: Nick Wagner
 Phone: (707) 428-2075

Lead Agency
 City of Santa Rosa
 100 Santa Rosa Avenue, Santa Rosa, CA 95404
 Contact: Conor McKay
 Phone: (707) 543-4351

SUBJECT: Filing of Notice of Determination pursuant to Public Resources Code § 21108**State Clearinghouse Numbers:** 1992083076 and 2004062031

CDFW reviewed the Environmental Impact Report (EIR), Subsequent EIR, and Addendum (SCH Nos.: 1992083076 and 2004062031) certified and approved by the City of Santa Rosa in 1994, November 2006, and on June 9, 2022, respectively, as lead agency for the Project pursuant to the California Environmental Quality Act.

Project Title: Cherry Ranch Project (California Endangered Species Act (CESA) Incidental Take Permit No. 2081-2022-059-03 (ITP))

Project Location: The Cherry Ranch (Project) is located at 930 Fresno Avenue within the City of Santa Rosa, Sonoma County. The Project is located approximately 600 feet south of the intersection of Sebastopol Road and Fresno Avenue at approximately 38.423341°N, 122.758382°W. The Project site is bounded by Fresno Avenue to the west, residential development to the north, and undeveloped land and paved runways on the former Santa Rosa Naval Auxiliary Airfield to the south and east. The Project footprint is 6.87 acres and located on Assessor's Parcel Number 035-101-004 within Township 7N, Range 8W, Section 28 of the Sebastopol U.S. Geological Survey 7.5-minute quadrangle map.

Project Description: The Project includes the development of 6.87 acres of land, of which 6.40 acres are undeveloped, into a residential development. The Project will be accessed from Fresno Avenue, immediately to the west. Project activities include using heavy equipment to grub and grade the entire Project site, trench digging, building and access road construction, landscaping, and other activities.

The Project will result in permanent impacts to 6.40 acres of California tiger salamander (*Ambystoma californiense*) habitat. The Project is expected to result in incidental take of California tiger salamander, which is/are 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 8/24/2023 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). CDFW did, however, adopt findings to document its compliance with CEQA.

Notice of Determination

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

Date: 8/24/2023

Erin Chappell, *Regional Manager*

Date Received for filing at OPR: _____