

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)

City of Livermore
 1052 S. Livermore Avenue, Livermore, CA 94550
 Contact: Turhan Sonmez
 Phone: (925) 960-4450

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

State Clearinghouse Number:2011112045

Project Title: Garaventa Hills Project [California Endangered Species Act (CESA) Incidental Take Permit No. 2081-2013-042-03 (ITP)]

Project Location: Garaventa Hills (Project) is located north of Interstate-580 and east of Vasco Road in the City of Livermore, Alameda County, California.

Project Description: The Project includes the development of 31.7 acres of undeveloped land for residential housing and creation of wetland habitat at the proposed Preserve.

The Project will result in the permanent loss of 20.02 acres of upland habitat, temporary loss of 4.8 acres of upland habitat and habitat conversion of 0.02 acre of suitable habitat for the California tiger salamander (*Ambystoma californiense*) and San Joaquin kit fox (*Vulpes macrotis mutica*). The Project is expected to result in incidental take of California tiger salamander and San Joaquin kit fox, which are designated as 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 6/24/2021 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:

Gregg Erickson

Signature

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Date: 6/24/2021

Gregg Erickson, Regional Manager

Date Received for filing at OPR: _____