

**Notice of Determination**

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

**From:**  
Department of Fish and Wildlife  
Central Region  
1234 East Shaw Avenue  
Fresno, California 93710  
Contact: Jeremy Pohlman  
Phone: (805) 503-2375



Lead Agency:  
Kern County  
Planning and Natural Resources Department  
2700 M Street, Suite 100  
Bakersfield, California 93301  
Contact: Paul Sorenson  
Phone: (661) 862-8636

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

**State Clearinghouse Numbers:** 2011071049 and 2013091022

**Project Title:** Rising Tree I and II Stream Crossings Project (Streambed Alteration Agreement No. EPIMS-KER-26646-R4)

**Project Location:** The Project includes activities in multiple unnamed ephemeral streams within 22 discrete Work Areas within the existing Rising Tree I and II Wind Facility Project development area, located in southeastern Kern County.

**Project Description:** The California Department of Fish and Wildlife (CDFW) has executed Streambed Alteration Agreement No. EPIMS-KER-26646-R4, pursuant to section 1602 of the Fish and Game Code to the project Applicant, Rising Tree Wind Farm, LLC.

The Project includes activities related to the repair and redesign of culverted crossings and low-water crossings that were originally constructed within the unnamed ephemeral streams present during construction of the existing Rising Tree I and II Wind Facility Project. Activities include the repair and redesign of 14 culverted crossings and eight low-water crossings, and restoration of the disturbed Work Areas.

This is to advise that CDFW, acting as a Responsible Agency, approved the above-described project on 7/29/2024 and has made the following determinations regarding the project pursuant to California Code of Regulations section 15096, subdivision (i):

1. The project 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 made a condition of CDFW's approval of the project.
4. A mitigation reporting or monitoring plan was adopted by CDFW for this project.
5. A statement of overriding considerations was not adopted by CDFW for this project.
6. Findings were made by CDFW pursuant to California Code of Regulations section 15091.

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.

DocuSigned by:  
*Bob Stafford*  
5343A684FF02469

Signature:

Date: 7/29/2024

For Julie A. Vance, Regional Manager

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