

Notice of Determination

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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:

Department of Fish and Wildlife

Inland Deserts Region

3602 Inland Empire Blvd, Ste C220

Ontario, CA 91764

Contact: Jacob Skaggs

Phone: 951-218-0320



Lead Agency:

City of Banning

99 E. Ramsey Street

Banning, CA 92220-0998

Contact: Oscar Orci

Phone: 951-922-3125

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

State Clearinghouse Number: 2006041102

Project Title: Arrowhead Estates Project (Streambed Alteration Agreement, Notification No. 1600-2020-0099-R6)

Project Location (include county): The Arrowhead Estates Project (Project) lies at the southern boundary of the San Bernardino National Forest within the City of Banning. The property falls within the San Geronio Pass and is located north of the Interstate 10 freeway. Locally, the project is located on the north side of Gilman Street, one block west of Wyte Way. The existing site is associated with Assessor Parcel Numbers (APNs) 535-070-014, 535-110-002, G-06, 011, -012, 535-311-006 through -023, -029; 535-312-001 through -024.

Project Description: The California Department of Fish and Wildlife (CDFW) has executed Streambed Alteration Agreement number 1600-2020-0099-R6, pursuant to section 1602 of the Fish and Game Code to the Project Applicant, City of Banning, as represented by Oscar Orci.

The Project is related impacts to stream habitat associated with the development of Tentative Tract Map 33540 with single-family residences and associated infrastructure. The Project proposes the subdivision of a 65-acre parcel into 143 residential lots, 3 open space lots, 2 basin lots for flood control and 3 HOA lots. The flood control parcels are to be conveyed to the Riverside County Flood Control District. The open space lots are proposed for dedication to the City. The project area is located in the Smith Creek watershed and includes a historical manmade drainage, E. Gilman Home Channel, which bisects the western portion of the Project area. The Project proposes a large debris basin at the northwestern corner of the project site in the location of an existing drainage feature that will capture all flows from E. Gilman Home Channel. Overflow from this debris basin would be conveyed southeast via a new concrete channel following the route of the existing E. Gilman Home Channel. Several small drainages emerging from the hillside north of the Project area are proposed to be intercepted using a drainage system that conveys flows into both the re-constructed E. Gilman Home Channel and into an open-space area on the eastern side of the Project site. The Project will result in permanent impacts to 0.67 acres of Fish and Wildlife Resources subject to Fish and Game Code 1600 et. seq., and the Project will compensate for these impacts through the purchase of 0.48 acres of stream habitat reestablishment credits and 1.16 acres of stream habitat rehabilitation credits through a CDFW-approved mitigation bank within the Santa Ana River or San Jacinto River Watersheds.

This is to advise that CDFW, acting as a Responsible Agency, approved the above-described project on December 6, 2021, 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 Mitigated Negative Declaration 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.

The Mitigated Negative Declaration (comprising an Initial Study and Mitigation Monitoring Program) 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:
Signature Scott Wilson 8091B1A9242E49C... *Date:* 12/6/2021
Scott Wilson, Environmental Program Manager

Date Received for filing at OPR: _____