

**NOTICE OF DETERMINATION**

<b>TO:</b>	<input checked="" type="checkbox"/> Clerk of the Board of Supervisors  Address:  385 N. Arrowhead Avenue, 2nd Floor San Bernardino, CA 92415	<b>FROM:</b>	Public Agency/Lead Agency: Town of Apple Valley  Address: 14955 Dale Evans Parkway Apple Valley, CA 92307  Contact: Ms. Paula Pereira, P.L.S. Town Surveyor/Project Manager  Phone: (760) 240-7000 ext. 7103
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<b>TO:</b>	<input checked="" type="checkbox"/> Office of Planning and Research P. O. Box 3044 Sacramento, CA 95812-3044	Lead Agency (if different from above)  Address:  Contact:  Phone:
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**SUBJECT:** Filing of Notice of Determination in compliance with Section 21108 or 21152 of the Public Resources Code.

State Clearinghouse Number (If submitted to SCH):	2016111018	
Project Title: Bear Valley Road Bridge over the Mojave River Adoption of a Resolution of Necessity		
Project Applicant: Town of Apple Valley		
Specific Project Location – Identify street address and cross street or attach a map showing project site (preferably a USGS 15' or 7 ½' topographical map identified by quadrangle name): Portions of property identified as assessor parcel numbers 0399-261-01 and 0399-261-08, located south of Bear Valley Road, and west of Jess Ranch Parkway, within the Town of Apple Valley.		
General Project Location (City and/or County): Town of Apple Valley, County of San Bernardino.		
Project Description: A Resolution of Necessity to acquire property interests in APNs 0399-261-01 and 0399-261-08. According to the Caltrans Bridge Inspection Report (BIR) dated February 2014, the Bear Valley Road Bridge is functionally obsolete and structurally deficient. Also, the bridge does not currently meet geometric or structural standards set by the American Association of State Highway and Transportation Officials or design standards within the Town's General Plan; including the Town's plan for bike and pedestrian facilities. The project is needed to eliminate documented deficiencies and to meet		

current standards. To reconstruct the bridge, temporary access to the river is necessary from the south and the north side of the existing bridge. Space adjacent to the bridge is necessary to temporarily set up and operate heavy equipment, such as cranes, while maintaining adequate clearance to the public. A permanent sidewalk is necessary along the south side of the bridge to close the gap between existing sidewalks approaching the bridge.

In accordance with the California Environmental Quality Act (Pub. Res. Code, § 21000 et seq. [CEQA]) and the State CEQA Guidelines (Cal. Code Regs., tit. 14, § 15000 et seq.), the rehabilitation and widening of the Bear Valley Road Bridge and roadway, bike lane and sidewalk improvements were previously analyzed in the 2017 MND and 2020 Addendum (together the “MND”). The currently proposed acquisition of one permanent and two temporary easements are necessary to implement this project.

Under State CEQA Guidelines section 15162, when an EIR has been certified or a negative declaration adopted for a project, no subsequent environmental review is permitted unless one of the conditions described in section 15162 are present. Here, the Town determined that none of these conditions are present because no substantial changes are proposed that would result in new significant environmental effects or a substantial increase in the severity of previously identified significant effects; no substantial changes have occurred with respect to the circumstances under which the project is undertaken; and no new information of substantial importance shows that the project would have one or more significant effects not discussed in the prior environmental review. Thus, the Town has determined that no subsequent environmental review is required.

Identify the person or entity undertaking the project, including any private applicant, any other person undertaking an activity that receives financial assistance from the Public Agency as part of the project, and any person receiving a lease, permit, license, certificate, or other entitlement of use from the Public Agency as part of the project: None.

This is to advise that the ( Lead Agency or  Responsible Agency) has approved the above described project on February 28, 2023 and has made the following determinations regarding the above described project:

<input type="checkbox"/>	The project will have a significant effect on the environment.
<input checked="" type="checkbox"/>	The project will NOT have a significant effect on the environment
<input type="checkbox"/>	An Environmental Impact Report was prepared and certified for this project pursuant to the provisions of CEQA and reflects the independent judgment of the Lead Agency.
<input type="checkbox"/>	A Negative Declaration was prepared for this project pursuant to the provisions of CEQA and reflects the independent judgment of the Lead Agency.
<input checked="" type="checkbox"/>	A Mitigated Negative Declaration and Addendum were previously prepared for the approval of the rehabilitation and widening of the Bear Valley Road Bridge pursuant to the provisions of CEQA and those documents reflect the independent judgment of the Lead Agency.
<input checked="" type="checkbox"/>	Mitigation measures were previously made conditions of the approval of the rehabilitation and widening of the Bear Valley Road Bridge.
<input type="checkbox"/>	Mitigation measures were NOT made a condition of the approval of the project.

<input checked="" type="checkbox"/>	Mitigation Monitoring and Reporting Plans were previously adopted for rehabilitation and widening of the Bear Valley Road Bridge MND.
<input type="checkbox"/>	A Mitigation Monitoring or Reporting Plan was NOT adopted for this project.
<input type="checkbox"/>	A Statement of Overriding Considerations was adopted for this project.
<input checked="" type="checkbox"/>	A Statement of Overriding Considerations was NOT adopted for this project.
<input checked="" type="checkbox"/>	Findings were made pursuant to the provisions of CEQA.
<input type="checkbox"/>	Findings were NOT made pursuant to the provisions of CEQA.
This is to certify that the Final EIR with comments and responses and record of project approval, or the Negative Declaration, is available to General Public at:	
Custodian: Town Surveyor of the Town of Apple Valley	Location: 14955 Dale Evans Parkway, Apple Valley, CA 92307
<b>Date:</b> <u>March 7, 2023</u>	 <hr/> Paula Pereira Project Manager
<b>Date Received for Filing:</b> _____	