

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)
 Inland Deserts Region
 3602 Inland Empire Boulevard, Suite C-220
 Ontario, CA 91764
 Contact: Chelsea Price
 Phone: (760) 507-5059

Lead Agency

San Bernardino Valley Water Conservation District
 1630 West Redlands Blvd. Suite A
 Redlands, CA 92373
 Contact: Betsy Miller
 Phone: (909) 793-2503

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

State Clearinghouse Number: 2004051023

Project Title: Santa Ana River Enhanced Recharge 1B Project (California Endangered Species Act Incidental Take Permit No. 2081-2021-092-06 (ITP) Amendment 1)

Project Location: The Santa Ana River Enhanced Recharge 1B Project (Project) is located south of Greenspot Road, north of the Santa Ana River, and east of Plunge Creek, and adjacent to current and old mining operations, in an unincorporated area of San Bernadino County, California.

Project Description: The Project involves the construction of 18 new groundwater recharge basins, improvements and extension of the existing man-made earthen channel, and improvements to the existing, man-made recharge basins located north and east of Cone Camp Road, as described below. Project activities consist of the removal, repair, and construction of inter-recharge basin connections, construction of culverts, low water crossings, drop structures, diversion structures, energy dissipator structures, and dirt access roads.

The Project will result in impacts to 3.5 acres of San Bernadino Kangaroo Rat (*Dipodomys merriami parvus*) habitat including temporary impacts to 1.4 acres; the Project will permanently remove 2.1 acres of San Bernadino Kangaroo Rat habitat. The Project is expected to result in incidental take of San Bernadino Kangaroo Rat, which is/are designated as an endangered species under the California Endangered Species Act.

This amendment to the ITP includes minor additions to the Project description and Project footprint that allows for the construction of a new channel which will convey flow between two existing groundwater recharge basins. This Project is located southeast of the existing Project site.

The ITP referenced above as issued and amended 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 March 1, 2023 and the minor amendment to the Project on July 14, 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).
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.

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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:

Signature Heidi Calvert *Date: July 14, 2023*
Heidi Calvert, *Regional Manager*

Date Received for filing at OPR: _____