

## 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  
North Central Region  
1701 Nimbus Road, Suite A  
Rancho Cordova, CA 95670  
Contact: Dylan Wood  
Phone: 916-358-2384

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JUN 25 2019

DFG  
Office of the General Counsel

**Lead Agency**

City of Sacramento  
1112 I Street, Suite 100  
Sacramento, CA 95814  
Contact: Tom Buford

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

**State Clearinghouse Number:** 2005062144

**Project Title:** Greenbriar Development Project (California Endangered Species Act Incidental Take Permit No. 2081-2013-059-02-A1 (ITP))

**Project Location:** The Greenbriar Development Project and the Off-site Improvement Lands (Project) are located within the City of Sacramento, approximately two miles east of the Sacramento River, State of California; Latitude 38° 40' 41.7" N, Longitude 121° 32' 53.9"W; Township 9 and 10N, Range 4E, Section 4, 33, 8 and 17, of the Taylor Monument U.S. Geological Survey Quadrangle.

**Project Description:** The Project includes 1) the development of 590 acres of undeveloped land into a mixed-density residential and retail/commercial development on the Greenbriar Project Site, and associated infrastructure on adjacent lands in the City of Sacramento, 2) the restoration of 28.3 acres along Lone Tree Cannel, and 3) the conversion of 53.1 acres of rice into seasonal wetland complex and 142 acres rice into of managed marsh complex on the Spangler Reserve. Project activities include grubbing and grading of the Project site, trench digging, road widening and extension, replacement of culverts, installation of utilities and other activities. Detailed descriptions of the Project activities are described below. The proposed development at the Greenbriar Project Site is expected to begin in 2019 and be phased for completion over a 5 to 10-year period.

The Project will result in impacts to 230.76 acres of giant garter snake (*Thamnophis gigas*) habitat including temporary impacts to 223.03 acres; the Project will permanently remove 7.64 acres of giant garter snake habitat. The Project is expected to result in incidental take of giant garter snake, which is designated as a threatened species under the California Endangered Species Act (CESA). The ITP referenced above as issued by CDFW authorized incidental take of this species listed under CESA that may occur as a result of Project implementation.

CDFW has amended the ITP pursuant to Section 2081 of the Fish and Game Code,

This is to advise that CDFW, acting as a Responsible Agency, approved the above described Project on the date signed below 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 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 /  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 final environmental impact report 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.

Signature:  Date: 4/22/19

Kevin Thomas, Regional Manager  
 Governor's Office of Planning & Research

Date Received for filing at OPR: JUL 08 2019

STATE CLEARINGHOUSE