

**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)  
 Region 4  
 1234 East Shaw Avenue  
 Fresno, California 93710  
 Contact: Jim Vang, Environmental Scientist  
 Phone: (559) 243-4014, ext. 254

**Lead Agency:**

Madera County Public Works Department  
 200 West Fourth Street, Third Floor  
 Madera, California 93637  
 Contact: Joshua Kirk, Assistant Engineer  
 Phone: (559) 675-7811, ext. 3511

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

State Clearinghouse Number: 2019089124

Project Title: CA FLAP MAD 26(1) Avenue 26 and Road 29 Rehabilitation Project (California Endangered Species Act Incidental Take Permit No. 2081-2019-051-04 (ITP))

Project Location: The Project is located east of the City of Chowchilla in unincorporated Madera County, California.

Project Description: This proposed Project involves rehabilitating approximately 11 miles of Avenue 26 and 5.4 miles of Road 29.

The CA FLAP MAD 26(1) Avenue 26 and Road 29 Rehabilitation Project will result in impacts to 0.477 acres of California tiger salamander (*Ambystoma californiense*) habitat including temporary impacts to 0.391 acres; the Project will permanently remove 0.086 acres of California tiger salamander habitat. The ITP referenced above authorizes incidental take of California tiger salamander, which is designated as a threatened species under the California Endangered Species Act, which may occur as a result of project-related activities.

This is to advise that CDFW, acting as [ the lead agency /  a responsible agency] approved the above-described project on 2/24/2021 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). CDFW did, however, adopt findings to document its compliance with CEQA.
  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.
- Responsible Agency statement: The Negative Declaration 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**

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**Date:** 2/24/2021Julie A. Vance, *Regional Manager*

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