

Notice of Determination**- 1 -****To:**

Office of Planning and Research
[CEQA Submit](#)

From:

Department of Fish and Wildlife (CDFW)
 Region 4
 1234 East Shaw Avenue
 Fresno, California 93710
 Contact: Jeremy Pohlman
 Phone: (805) 503-2375
 Email: Jeremy.Pohlman@wildlife.ca.gov

Lead Agency

Kern County
 c/o Natural Resources Department
 2700 M Street, Suite 100
 Bakersfield, California 93301
 Contact: Lorelei H. Oviatt
 Phone: 661-862-8600
 Email: planning@kerncounty.com

SUBJECT: *Filing of Notice of Determination pursuant to Public Resources Code § 21108*
 State Clearinghouse Number: 2021060079

Project Title: Rosamond South Solar Project (Western Joshua Tree Conservation Act (WJTCA) Incidental Take Permit No. 1927-ITP-2023-018-04 (ITP))

Project Location: The Rosamond South Solar Project (Project), which is comprised of four conditional use permit (CUP) areas, is located approximately six miles southwest of the town of Rosamond in the Southeastern portion of unincorporated Kern County.

Project Description: The Project includes the construction and operation of photovoltaic (PV) solar facilities and associated infrastructure necessary to generate up to 165 megawatt (MW) alternating current (MW-AC) of renewable energy, including up to 245 MW (or 980 megawatt hours (MWh)) of energy storage, on approximately 1,302 acres of privately-owned land.

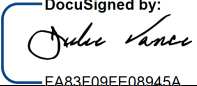
The Project will result in incidental take of 1,346 western Joshua trees (*Yucca brevifolia*), which are protected under the WJTCA and the California Endangered Species Act. The WJTCA ITP referenced above as issued by CDFW authorizes incidental take of western Joshua tree that may occur as a result of Project implementation.

This is to advise that CDFW, acting as [the lead agency / a responsible agency] approved the above-described project on the date signed below 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 mitigated 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.

Notice of Determination

- 5. A Statement of Overriding Considerations [was / was not] adopted by CDFW for this project.
- 6. Findings were 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.
- 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.

Signature  *Date:* 2/23/2024

Julie A. Vance, *Regional Manager*