

Notice of Determination

To:

Office of Planning and Research
[CEQA Submit](#)
 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
 Central Region
 1234 East Shaw Avenue, Fresno, CA 93710
 Contact: Mindy Trask
 Phone: (559) 939-0282


Lead Agency:

California Department of Transportation
 2015 East Shields Avenue, Suite 100, Fresno, CA 93726
 Contact: Jennifer Taylor
 Email: jennifer.taylor@dot.ca.gov
 Phone: (558) 287-9844

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

State Clearinghouse Number: 2022040547

Project Title: Stratford-Lemoore CAPM Project (California Endangered Species Act Incidental Take Permit No. 2081-2023-010-04 (ITP))

Project Location: Stratford-Lemoore CAPM Project (Project) includes preserving the pavement and repairing and replacing culverts on State Route (SR) 41 between postmiles 28.4 and R40.1, within Kings County.

Project Description: The Project includes repaving an 11.7-mile section of SR 41, and in this section, replacing and upgrading culverts, upgrading signs and lights, upgrading existing metal beam guardrail, adding rumble strips, upgrading intelligent transportation systems (e.g., traffic count stations, vehicle classification systems), and restoring 7.7 acres of Tipton kangaroo rat (*Dipodomys nitritoides nitritoides*) habitat. Project work is anticipated to start in May 2024 and be completed by December 31, 2025. Caltrans anticipates a total of 119 working days, which includes 110 nights.

The Project will result in 7.711 acres of temporary and 0.0003 acres of permanent impacts to Tipton kangaroo rat habitat. The Project is expected to result in incidental take of Tipton kangaroo rat, which is designated as an endangered species under the California Endangered Species Act. The ITP referenced above as issued 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 10/24/2023 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 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.
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.

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- Responsible Agency statement: The Mitigated 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: 10/24/2023

Julie A. Vance, *Regional Manager*

Date Received for filing at OPR: _____