

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

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

**From:**

Department of Fish and Wildlife (CDFW)  
 Inland Deserts Region  
 3602 Inland Empire Blvd, Suite C-220  
 Contact: Eric Weiss  
 Phone: (909) 844-2769  
 Email: Eric.Weiss@Wildlife.ca.gov

Lead Agency  
 City of Adelanto  
 11600 Air Expressway,  
 Adelanto, CA 92301  
 Contact: Nyeka Allen  
 Phone: (760) 246-2300 Ext 11189

**SUBJECT: Filing of Notice of Determination pursuant to Public Resources Code § 21108**  
 State Clearinghouse Number: 2022060448

**Project Title:** Sark Properties, LLC, CUP 21-24, LDP 21-24, and TPM 20461 Project (Western Joshua Tree Conservation Act (WJTCA) Incidental Take Permit No. 1927-ITP-2024-025-06 (ITP))

**Project Location (include county):** The Sark Properties LLC project (Project) is located at the southeast corner of Yucca Road and Aster Road within the City of Adelanto, San Bernardino County. The Project is located at approximately 34.564096 latitude, - 117.435021 longitude (APN 0459-101-21-0000).

**Project Description:** The Project is comprised of the construction of a legal cannabis cultivation on an approximately 3.79-acre undeveloped property. The Project would include grading, trenching, road construction, and the construction of 5 buildings totaling approximately 131,680 square feet and 66,491 square feet of impervious paved surfaces. The Project will result in incidental take of 51 western Joshua trees (*Yucca brevifolia*), (21 live and 30 dead), a species which is 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   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 not have a significant effect on the environment (This determination is limited to effects within CDFW's permitting jurisdiction as a responsible agency).
2.   A mitigated negative declaration was prepared by the lead agency for the original project.

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- 3. Additional mitigation measures  were  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 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 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:  
*Heidi Calvert*  
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 Heidi Calvert, Regional Manager

Date: 1/14/2025