

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

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

From:

California Department of Fish and Wildlife (CDFW)
 Inland Deserts Region
 3602 Inland Empire Blvd., Suite C-220
 Ontario, CA 91764
 Contact: Julian Potier
 Phone: (909) 938-6112

Lead Agency (if different than CDFW)
 City of Hesperia
 9700 Seventh Ave.
 Hesperia, CA 92345
 Contact: Mark Milakovich
 Phone: (949) 413-3568

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

State Clearinghouse Number: 2022080248

Project Title: Poplar 18 Project (California Endangered Species Act Incidental Take Permit No. 2081-2081-2022-080-06 (ITP))

Project Location (include county): The Project is located in the City of Hesperia, San Bernardino County. The Project is located south of Main Street, west of Mesa Linda Street, north of I-15 and Poplar Street, and east of U.S. Highway 395 and Lassen Road at 34.416544, -117.392503.

Project Description: This proposed project involves the construction of an industrial/warehouse building and associated improvements on 17.87 acres of undeveloped land. Project activities include grubbing and grading of the entire Project site, trench digging, building construction, road construction, paving, and tree removal.

The Project will result in impacts to 10.9 acres of western Joshua tree (*Yucca brevifolia*) habitat. The project is expected to result in incidental take of western Joshua tree, which is designated as a candidate threatened 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 May 25, 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 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).
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.

DocuSigned by:

Heidi Calvert

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Signature

Date: 5/25/2023

Heidi Calvert, Regional Manager

Date Received for filing at OPR: _____