

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:

Department of Fish and Wildlife (CDFW)
 Inland Deserts Region
 3602 Inland Empire Blvd, Suite C-220
 Ontario, CA 91764
 Contact: Marlee Poff
 Phone: (909) 544-2531

Lead Agency (if different than CDFW)
 City of Hesperia
 9700 Seventh Ave.
 Hesperia, CA 92345
 Contact: Ryan Leonard
 Phone: (760) 947-1651

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

State Clearinghouse Number: 2022090381

Project Title: Mesa Linda Logistics Center Project (California Endangered Species Act Incidental Take Permit No. 2081-2024-010-06 (ITP))

Project Location: The Mesa Linda Logistics Center (Project) is located at Section 22, Township 4 North, Range 5 West, San Bernardino Base and Meridian of the Baldy Mesa U.S. Geological Survey (USGS) map 7.5-minute quadrangle within the City of Victorville, San Bernardino County (See Figure [X]). The Project is located approximately 0.30 miles West of I-15 at approximately 34.418427, -117.391883. The Project site is bounded by Mesa Linda Street to the East and vacant, undeveloped lots to the North, South, and West.

Project Description: This proposed project involves The Project includes the development of 18.28 acres of undeveloped land into a warehouse facility. Project activities include grubbing and grading of the entire Project site; removal of WJT; excavation of soils to a depth of at least 7 feet below the existing grade and to a depth of at least 3 feet below the proposed pad grade and soils to be balanced on site; additional improvements including sidewalks, utility connections, implementation of stormwater facilities, pavement of parking areas and driveways; and landscaping trench digging, pile driving, road construction, tree removal, and other activities.

The Project will result in impacts to and removal of 12.6 acres of Western Joshua Tree (*Yucca brevifolia*) habitat. The project is expected to result in incidental take of Western Joshua Tree, which is/are designated as a candidate 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 _____ 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.

Notice of Determination

DocuSigned by:
Signature Alisa Ellsworth For _____ *Date:* 6/28/2024
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Heidi Calvert, *Regional Manager*

Date Received for filing at OPR: _____