

Notice of Determination

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

From:
Department of Fish and Wildlife
Inland Deserts Region
3602 Inland Empire Blvd., Suite C-220
Contact: Rose Banks
Email: Rose.Banks@wildlife.ca.gov
Phone: (760) 218-0022



Lead Agency
San Bernardino County
385 N. Arrowhead Avenue, First Floor
San Bernardino, CA 92415
Contact: Jon Braginton
Email: Jon.Braginton@lus.sbcounty.gov
Phone: (909) 387-3223

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

State Clearinghouse Number: 2022090646

Project Title: Desert Breeze Solar Streambed Alteration Agreement No. EPIMS-SBR-41233-R6

Project Location: The Project is located in an unincorporated portion of the western part of San Bernardino County in the community of Hinkley, approximately seven miles northwest of the intersection of Harper Lake Road and Mojave-Barstow Highway 58. The Project is located within County Assessor’s Parcel numbers 0490-10-57 and 0490-233-40, and is bordered by existing and approved solar facilities to the south, Harper Lake Road to the east, Maltice Drive to the north, and Hoffman Road to the west.

Project Description: The California Department of Fish and Wildlife (CDFW) has executed Streambed Alteration Agreement EPIMS-SBR-41233-R6, pursuant to Fish and Game Code section 1602, to the project Applicant, Desert Breeze Solar, LLC.

The Project involves a utility-scale solar photovoltaic (PV) electricity generation and energy storage facility that would produce up to 130 megawatts (MW) of solar power and include up to two gigawatt hours (GWh) of energy storage capacity in a battery energy storage system (BESS). Standard construction equipment will be used to complete the Project including but not limited to scrapers, excavators, trucks, backhoe, compaction equipment, and pile drivers.

This is to advise that CDFW, acting as a Responsible Agency, approved the project described above on 05/28/2024 and has made the following determinations regarding the project pursuant to California Code of Regulations section 15096, subdivision (i):

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. CDFW considered the environmental impact report prepared by the Lead Agency for this project pursuant to California Code of Regulations section 15096, subdivision (f).
3. Mitigation measures **were** made a condition of CDFW’s approval of the project.
4. A Mitigation Reporting or Monitoring Plan **was** adopted by CDFW for this project.
5. A Statement of Overriding Considerations **was not** adopted by CDFW for this project.
6. Findings **were** made by CDFW pursuant to California Code of Regulations section 15091.

The Final EIR prepared for the project is available to the general public at the office location listed above for the Lead Agency. CDFW’s record of project approval as a Responsible Agency is available at CDFW’s regional office.

Signature: Alisa Ellsworth Date: 5/28/2024
Alisa Ellsworth, Environmental Program Manager

Date Received for filing at OPR: _____