

Notice of Determination

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)
 Region 4 – Central Region
 1234 East Shaw Avenue
 Fresno, California 93710
 Contact: Jim Vang
 Phone: (559) 580-3203

Lead Agency (if different than CDFW)
 Kern County Planning and Natural Resources
 Department
 2700 M Street, Suite 100
 Contact: Mark Tolentino, Planner III
 Phone: (661) 862-5041

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

State Clearinghouse Numbers: 2023050214 and 2019060259

Project Title: Enterprise Solar Storage Project and Sanborn Solar Project (90-Acre Portion) (California Endangered Species Act Incidental Take Permit No. 2081-2024-016-04 (ITP))

Project Location: The Enterprise Solar Storage Project and Sanborn Solar Project (90-Acre Portion) are located in an unincorporated area in southeastern Kern County, California, at the western edge of the Antelope Valley and south of the community of Mojave. Portions of the Project are adjacent to State Route (SR)-58 and SR-14.

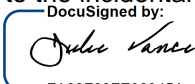
Project Description: The Project proposes to construct, operate, and maintain utility-scale photo-voltaic solar energy generation facilities and associated infrastructure within an approximately 2,643-acre Project area. Facilities include Photovoltaic (PV) solar arrays, energy storage systems, substations, transmission lines, ancillary facilities, associated electrical infrastructure, on-site water well, and temporary construction laydown areas.

The Project is expected to result in the incidental take of the State threatened desert tortoise (*Gopherus agassizii*), the State threatened Mohave ground squirrel (*Xerospermophilus mohavensis*), and the State-candidate western burrowing owl (*Athene cunicularia hypugaea*) (collectively the Covered Species) which are protected under the California Endangered Species Act (CESA). The Project is expected to cause impacts to 2,643 acres of scrub vegetation types which provides low to moderate suitable habitat for the Covered Species. 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 1/22/2025 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:

 Signature _____
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Date: 1/22/2025

Julie A. Vance, Regional Manager

Date Received for filing at OPR: _____