



# BAKERSFIELD

THE SOUND OF *Something Better*

## AN ADDENDUM TO THE PREVIOUSLY ADOPTED MITIGATED NEGATIVE DECLARATION FOR ZONE CHANGE NO. 11-0271

**February 14, 2025**

CEQA Guidelines Section 15164 applies to Vesting Tentative Tract Map (VTTM) 7492. CEQA Guidelines Section 15164 allows an addendum to a previously certified environmental document to be prepared if some changes or additions are necessary but none of the conditions described in CEQA Guidelines Section 15162 calling for the preparation of a subsequent document have occurred. The City of Bakersfield adopted a Mitigated Negative Declaration (MND) for Zone Change No. 11-0271 by Resolution No. 17-11. The MND for ZC 11-0271 is hereby amended by this Addendum for the VTTM 7492 as described below.

**LOCATION:** Generally northwest of Reina Road and Old Farm Road in northwest Bakersfield (APN: 528-010-36)

### **BACKGROUND:**

The MND for Zone Change No. 11-0271 was adopted by the City of Bakersfield on October 20, 2011 by Resolution No. 17-11. The MND included mitigation for the following categories: biological resources and cultural resources.

### **CHANGES IN PROJECTS AND IMPACTS:**

The previous environmental analysis designated the current project area as future single family development, and no proposed subdivision, lot layout, or design was provided to staff for review at the time. The current proposal requests to subdivide and create 28 single-family residential estate size lots on the 6.69-acre parcel. The residential lots range in size from 7,919 square feet to 10,474 square feet, and the typical lot size is 61 feet wide by 129 feet deep (7,925 square feet). The proposed project will complement and harmonize with the character of the surrounding neighborhood and community. The project site is depicted as SR (Suburban Residential) on the Land Use Element of the Metropolitan Bakersfield General Plan. The proposed VTTM 7492 is zoned E (Estate) which is consistent with the land use designation within the Metropolitan Bakersfield General Plan and the existing land uses.

The previous MND for Zone Change No. 11-0271, may be used to fill the environmental review requirements for the proposed VTTM 7492. The mitigation measures for VTTM 7492 have been updated to reflect current standards. Please see the attached Mitigation Measures for reference. These changes are considered minor technical changes per CEQA Section 15164. There are no substantial changes with respect to the circumstances under which the tract map is undertaken that require major revisions to the previous MND due to the involvement of new environmental effects. Likewise, there is no new information of substantial importance that results in new significant effects.

### **FINDING:**

The previous MND for Zone Change No. 11-0271, as amended by this Addendum, may be used to fill the environmental review requirements for the proposed VTTM 7492. The mitigation measures have been updated to reflect current standards and it has been determined that the request would not result in significant impacts on any environmental subject areas requiring analysis under CEQA. Because the

changes to the project meet the conditions for the application of CEQA Guidelines Section 15164, preparation of a subsequent or supplemental EIR is not required.

*Noeli Topete*

\_\_\_\_\_  
*Signature*

2/24/25

\_\_\_\_\_  
*Date*

Noeli Topete

\_\_\_\_\_  
*Printed name*

**Attachments:**  
Mitigation Measures

MITIGATION MEASURES

1. The subdivider is required to comply directly with requests of the U.S. Fish and Wildlife Service (USFWS) and the California Department of Fish and Wildlife (CDFW).

Orderly development.

2. Prior to ground disturbance, the subdivider shall have a qualified consultant survey the location for burrowing owl, and comply with the provisions of the Migratory Bird Treaty Act (MBTA) of 1918 (16 U.S.C. 703-711). A copy of the survey shall be provided to the Development Services Department Planning Division prior to ground disturbance. Survey protocol shall be that recommend by the State Department of Fish and Game.

The burrowing owl is a migratory bird species protected by international treaty under the Migratory Bird Treaty Act (MBTA) of 1918 (16 U.S.C. 703-711). The MBTA makes it unlawful to take, possess, buy, sell, purchase, or barter any migratory bird listed in 50 C.F.R. Part 10, including feathers or other parts, nests, eggs, or products, except as allowed by implementing regulations (50 C.F.R. 21). Sections 3503, 3503.5, and 3800 of the California Department of Fish and Game Code prohibit the take, possession, or destruction of birds, their nests or eggs. To avoid violation of the take provisions of these laws generally requires that project-related disturbance at active nesting territories be reduced or eliminated during critical phases of the nesting cycle (March 1 – August 15, annually). Disturbance that causes nest abandonment and/or loss of reproductive effort (e.g., killing or abandonment of eggs or young) may be considered “taking” and is potentially punishable by fines and/or imprisonment.

3. Prior to ground disturbance, the subdivider shall have a qualified consultant survey the location for kit fox, and comply with the provisions of CDFW. Survey protocol shall be that recommended by the CDFW. Subdivider shall be subject to the mitigation measures recommended by the consultant. A copy of the survey shall be provided to the Development Services Department Planning Division prior to ground disturbance.
4. Prior to any ground disturbance, all employees, contractors or other persons involved in the construction of the project shall attend a “tailgate” session informing them of the biological resource protection measures which will be implemented for the project. The orientation shall be conducted by a qualified biologist and shall include information regarding biological resources of the local area, reasons why biological resources are to be preserved and reviewed by a qualified biologist to determine significance, examples of possible biological resources, summary of applicable environmental law, procedures to follow if a possible listed species is found, and measures intended to reduce impacts.
5. Within 15 days of holding said “tailgate” session, the biologist shall submit a summary report to the Planning Director verifying the following: 1) when and where the session took place; 2) topics discussed in the session; 3) session attendance roster. The submittal of said report will signify completion of the program to mitigate impacts on biological resources.

*Mitigation measures (Condition Numbers 2-6) as recommended by Pruett & Associates, Preliminary Biological Assessment, Jan. 2011)*

6. If during construction activities or ground disturbance, cultural resources are uncovered, the subdivider shall stop work and retain a qualified archeologist for further study. Subdivider shall notify the proper authorities and be subject to any mitigation measures required of the archeologist.

7. If human remains are discovered during ground disturbance, all work shall stop and provisions of the state Health and Safety Code section 7050.5 shall be observed by qualified professionals.

*Mitigation measures (Condition Numbers 7-8) as recommended by Hudlow, Cultural Resources Survey, Jan 2011).*