

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

Office of Planning and Research  
 For U.S. Mail:  
 P.O. Box 3044  
 Sacramento, California 95812-3044

**Street Address:**

1400 Tenth Street  
 Sacramento, California 95814

**From:**

Department of Fish and Wildlife (CDFW)  
 Central Region  
 1234 East Shaw Avenue  
 Fresno, California 93710  
 Contact: Stephanie Manzo  
 Phone: (559) 578-0409

**Lead Agency**

California Department of Corrections and Rehabilitation  
 9838 Old Placerville Road, Suite B  
 Sacramento, California 95827  
 Contact: Peter J. Connelly, Jr.  
 Phone: (279) 223-2835

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

**State Clearinghouse Number:** 1999021091

**Project Title:** Sierra Conservation Center Lethal Electrified Fence Project (California Endangered Species Act Incidental Take Permit No. 2081-2023-049-04 (ITP))

**Project Location:** The California Department of Correction and Rehabilitation Sierra Conservation Center (SCC) Lethal Electrified Fence Project (Project) is located within an approximately 2.0-acre perimeter security system area that surrounds a Level III (medium security) facility at the SCC facility located at 5100 O'Byrne's Ferry Road, approximately 8 miles southwest of the town of Jamestown and 1.5 miles east of Lake Tulloch, at approximately Latitude 37.890257, Longitude -120.536356, in Tuolumne County; within Assessor's Parcel Number (APN) 063-070-020-000.

**Project Description:** The Project involves the continued operation of an approximately 2.0-acre security Lethal Electrified Fence (LEF) that encompasses the Level III facility.

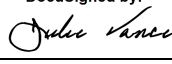
The Project will result in the take of up to three individual adult Covered Species and associated failed nests and their eggs or abandoned dependent young each year over the next 28 years during to the continued operation of the LEF. The Project is expected to result in incidental take of tricolored blackbird (*Agelaius tricolor*), which is designated as a threatened species under the California Endangered Species Act (CESA). 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 8/27/2024 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). CDFW did, however, adopt findings to document its compliance with CEQA.
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.

**Notice of Determination**

Responsible Agency statement: The Environmental Impact Report 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 \_\_\_\_\_ Date: 8/27/2024  
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*Julie A. Vance, Regional Manager*

Date Received for filing at OPR: \_\_\_\_\_