

Notice of Determination**- 1 -****To:**Office of Planning and Research
[CEQA Submit](#)**From:**California Department of Fish and Wildlife (CDFW)
Inland Deserts Region
3602 Inland Empire Blvd., Suite C-220
Ontario, CA 91764
Contact: Julia Karo
Phone: (909) 278-2950Lead 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: 2003091110 and 2016091032


Project Title: Harris Homes Project (California Endangered Species Act Incidental Take Permit No. 2081-2022-013-06 (ITP))

Project Location (include county): The Harris Homes Project (Project) is located on Assessor's Parcel Numbers 3046-101-11, 12, 13, & 59 within the City of Hesperia, San Bernardino County. The Project is located west of Maple Avenue between Muscatel Street (north) and Arthur Street (south), east of the California Aqueduct and Southern California Edison (SCE) transmission right-of-way at approximately 34.408101°, -117.352410°. The impact area also includes 1.0 acre of land directly west of the Project site, on SCE's right-of-way; APN: 304610129.

Project Description: The Project includes the development of two Tentative Tract Maps: Tract 16591 and Tract 2004629 for 97 single family residential lots and a stormwater detention facility.

The Project will result in impacts to 28.21 acres of western Joshua tree (*Yucca brevifolia*) habitat. The project is expected to result in incidental take of western Joshua tree, which is designated as a candidate threatened 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 October 31, 2022 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 Negative Declaration 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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 Heidi Calvert, *Regional Manager*
 Date Received for filing at OPR: _____

Date: 10/31/2022