

Notice of Determination

To:

Office of Planning and Research
[CEQA Submit](#)
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
Central Region
1234 East Shaw Ave, Fresno, CA 93710
Contact: Adam Thompson
Phone: (559) 801-1915



Lead Agency:

California Department of Transportation
2015 Shields Ave, Suite A-100, Fresno, CA 93721
Contact: Alyssa Kemp
Email: alyssa.kemp@dot.ca.gov
Phone: (558) 401-9648

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

State Clearinghouse Number: 2018051001

Project Title: Tumey Gulch Bridge Replacement Project (California Endangered Species Act Incidental Take Permit No. 2081-2020-045-04 (ITP), Amendment No. 1.

Project Location: The Project involves improvements to a segment of Interstate 5 in Fresno County. The Project Area is located within Sections 28 and 29 of Township 15 South, Range 13 East, Mount Diablo Baseline and Meridian (MDB&M).

Project Description: The Project is being implemented between post mile 44.4 and post mile 45.4; and involves the replacement and reprofiling of two existing bridges on Interstate 5, including the approach lanes 800 feet to the south and 1,600 feet to the north of the bridges.

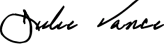
The Project could result in take of giant kangaroo rat (*Dipodomys ingens*) in the form of mortality (“kill”) due to vehicle strikes, destruction of burrows, or loss of suitable habitat resulting in the loss of individuals over the term of the ITP. Giant kangaroo rat is listed as endangered under the California Endangered Species Act. Permittee will mitigate through permanent protection of and management in perpetuity for 32.3 acres of compensatory habitat for Covered Species OR purchase of 32.3 Covered Species credits at a CDFW-approved mitigation or conservation bank. Amendment No. 1 extends the mitigation date by 72 months to September 30, 2028, and the permit expiration date to December 31, 2028, to allow enough time for the Permittee to satisfy the compensatory mitigation requirement.

This is to advise that CDFW, acting as [the lead agency / a responsible agency] approved the above-described project on 12/19/2024 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 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:

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Signature _____

Date: 12/19/2024

Julie A. Vance, *Regional Manager*

Date Received for filing at OPR: _____