

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

California Department of Fish and Wildlife (CDFW)
 Bay Delta Region
 2825 Cordelia Road, Suite 100, Fairfield, CA 94534
 Contact: Nick Wagner
 Phone: (707) 428-2075

Lead Agency
 Sonoma County Permit and Resource Management Department
 2300 Ventura Avenue Santa Rosa, CA 95403
 Contact: John Mack
 Phone: (707) 565-1233

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

State Clearinghouse Number: 2014092012

Project Title: Zero Todd Road CTS Mitigation Site [California Endangered Species Act (CESA) Incidental Take Permit No. 2081-2013-031-03 Amendment 5 (ITP)]

Project Location: Approximately one mile southwest of the southern boundary of the City of Santa Rosa, Sonoma County on Todd Road.

Project Description: This project involves creation of California tiger salamander (CTS; *Ambystoma californiense*) breeding pools and road crossings, creation of low mounded areas in the uplands, removal of existing culvert, fencing, gates, and asphalt driveway, and other activities.

The Project will result in impacts to 0.95 acres of CTS habitat including temporary impacts to 0.92 acres and permanent removal of 0.03 acres. The Project is expected to result in incidental take of CTS, which is designated as a threatened species under 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.

Amendment 1 extended the ITP expiration date from December 31, 2016 to December 31, 2018.

Amendment 2 extended the ITP expiration date from December 31, 2018 to December 31, 2020.

Amendment 3 modified the Grading and Clearing work period, modifies the performance security amounts to reflect the 1.9 acres of Habitat Management land required by the ITP, and corrects the restoration of on-site temporary effects acreage.

Amendment 4 extended the ITP expiration date from December 31, 2020 to December 31, 2022.

The current amendment, Amendment 5, transfers the ITP from Ms. Joy Kane to Mr. Charles Traboulsi and extends the ITP expiration date from December 31, 2022 to December 31, 2024.

This is to advise that CDFW, acting as [the lead agency / a responsible agency] approved the above-described project on December 19, 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). 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:
Erin Chappell
Signature _____ *Date: December 19, 2022*
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Erin Chappell, *Regional Manager*

Date Received for filing at OPR: _____