

Notice of Determination

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)
 Inland Deserts Region
 3602 Inland Empire Blvd., Suite C-220
 Ontario, CA 91764
 Contact: Steven Recinos
 Phone: (909) 731-5954

Lead Agency (if different than CDFW)
 City of Hesperia
 9700 Seventh Ave.
 Hesperia, CA 92345
 Contact: Ryan Leonard, Principal Planner
 Phone: (760) 947-1651
planning@cityofhesperia.us

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

State Clearinghouse Number: 2013111021

Project Title: Silverwood (Tapestry Phase I) Project (California Endangered Species Act Incidental Take Permit No. 2081-2021-026-06 Amendment No. 3 (ITP))

Project Location (include county): The project is located east of Interstate 15 and north of State Route 173 within the City of Hesperia, San Bernardino County, approximately 8 miles east of I-15, north of SR-173, south of Ranchero Road, and west of Arrowhead Lake Road miles at approximately Latitude 34.367085°, Longitude -117.281207°. The Project site is bounded by City of Hesperia development to the north, the Mojave River to the east, the West Fork Mojave River to the south, and the California Aqueduct to the west.

Project Description: This proposed project is an amendment to the ITP 2081-2021-026-06-A2 (ITP). This amendment will reduce the area of impact to western Joshua tree (*Yucca brevifolia*) habitat from 578.7 acres to 330.1 acres. 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 new Attachment 1 (Mitigation Monitoring and Reporting Plan) replaces Attachment 1 of the second amended ITP. 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 February 25, 2025 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 EIR 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.

Alisa Ellsworth For

2/25/2025

Signature

Date:

Heidi Calvert, Regional Manager

Notice of Determination

Date Received for filing at OPR: _____