

Notice of Determination

To:
Office of Planning and Research
[CEQA Submit](#)

From:
Department of Fish and Wildlife
Inland Deserts Region
3602 Inland Empire Blvd C-220
Ontario, CA 91764
Contact: Julian Potier
Phone: (909) 938-6112



Lead Agency
City of Hesperia
9700 Seventh Ave.
Hesperia, CA 92345
Contact: Chris Borchert, Principal Planner
Phone: 760-947-1231

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

State Clearinghouse Number: 2013111021

Project Title: Tapestry Phase 1 (Streambed Alteration Agreement No. EPIMS- SBR-18339-R6)

Project Location (San Bernardino): The project is in the southern portion of the City of Hesperia in San Bernardino County, State of CA. Project activities will impact unnamed streams, tributaries to the Mojave River.

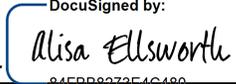
Project Description: The California Department of Fish and Wildlife (CDFW) has issued Amendment #1 to Lake and Streambed Alteration Agreement (EPIMS- SBR-18339-R6), pursuant to section 1602 of the Fish and Game Code to the project Applicant, John Ohanian of Silverwood Development Phase 1, LLC.

Design changes were made during final design that resulted in decreases in the distance to daylight lines and subsequent reductions in the limits of grading, reductions in impacts to avoid easements, and minor essential design modifications. Modifications to subphase 1A included changes to the first and second bottomless arch culverts, the addition of a single reinforced concrete pipe, the addition of a water booster station along with minor changes to storm drain facilities. The stormwater basin was removed from the southern portion of subphase 1A. Design changes within subphase 1B, 1C, and 1D included minor changes to the project limits. The changes described resulted in a 21.8-acre net reduction in overall project impacts from 1,033.1 to 1,011.3 acres, and a slight increase in impacts to Fish and Game Code section 1602 resources (increased from 9.91 acres to 10.19 acres)

This is to advise that CDFW, acting as a Responsible Agency, approved the project described above on February 17, 2023, and has made the following determinations regarding the project pursuant to California Code of Regulations section 15096, subdivision (i):

1. The project **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. CDFW considered the environmental impact report prepared by the Lead Agency for this project pursuant to California Code of Regulations section 15096, subdivision (f).
3. Mitigation measures **were not** made a condition of CDFW's approval of the project.
4. A Mitigation Reporting or Monitoring Plan **was** adopted by CDFW for this project.
5. A Statement of Overriding Considerations **was not** adopted by CDFW for this project.
6. Findings **were** made by CDFW pursuant to California Code of Regulations section 15091.

The Final EIR prepared for the project is available to the general public at the office location listed above for the Lead Agency. CDFW's record of project approval as a Responsible Agency is available at CDFW's regional office.

DocuSigned by:

 Signature: _____ Date: 2/17/2023
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Alisa Ellsworth, Environmental Program Manager

Date Received for filing at OPR: _____