

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:

Department of Fish and Wildlife

Inland Deserts Region

3602 Inland Empire Blvd., Suite C-220

Ontario, CA 91764

Contact: Brandy Wood

Phone: (909) 483-6319



Lead Agency

City of San Bernardino

Development Services Department

300 North "D" Street

San Bernardino, CA 92418

Contact: Oliver Mujica

Phone: (909)384-3332

SUBJECT: Filing of Notice of Determination pursuant to Public Resources Code section 21108**State Clearinghouse Number:** 81081409**Project Title:** Highland Hills Development Project (Streambed Alteration Agreement No. 1600-2018-0217-R6 (Revision 1))**Project Location:** The Highland Hills Development Project (project) is located within Cook Canyon Creek, a tributary to City Creek and the Santa Ana River, east of Highway 330 and north of East Highland Avenue, Sections 26, 27, 34, Township 1N, Range 3W in the County of San Bernardino, State of California; Latitude 34.082769, Longitude -117.104413.**Project Description:** The California Department of Fish and Wildlife (CDFW) has executed Streambed Alteration Agreement number 1600-2018-0217-R6 (Revision 1), pursuant to section 1602 of the Fish and Game Code to the project Applicant, First American Title Insurance Company represented by Joseph Tavarez. The project is limited to the construction of a residential development, parks, hiking trails and swales and multi-use basins. Also included are fuel modification zones, and Homeowner's Association maintenance areas. Development is proposed within approximately 221.92 acres, with the remaining property permanently avoided, including 214.58 acres of sage scrub/chaparral, 84.30 acres of scrub/grassland and 8.95 acres of riparian habitat. The proposed project will modify the lower 2,115 feet of Cook Canyon Creek, into a trapezoidal, gabion-walled channel, with an Armorflex bottom. Additionally, the project will conserve, in perpetuity, 18.5 acres of riparian/streambed habitat.

This is to advise that CDFW, acting as a Responsible Agency, approved the above described project on May 5, 2020 and has made the following determinations regarding the project pursuant to California Code of Regulations section 15096, subdivision (i):

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. CDFW considered the environmental impact report prepared by the Lead Agency for this project pursuant to California Code of Regulations sections 15096, subdivision (f).
3. 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 California Code of Regulations section 15091.

The environmental impact report prepared for the project is available to the general public on the Lead Agency's website. CDFW's record of project approval as Responsible Agency is available at CDFW's regional office.

Signature

Scott Wilson

5/5/2020

Date:

Scott Wilson, Environmental Program Manager, Inland Deserts Region

Date Received for filing at OPR: _____