

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)
Central Region
1234 East Shaw Avenue
Fresno, CA 93710
Contact: Jim Vang
Phone: 559-243-4014, ext. 254

Lead Agency
Madera County Planning Department
200 W. 4th Street, Suite 3100
Madera, California 93637
Contact: Matthew Treber
Phone: 559-675-7821

SUBJECT: Filing of Notice of Determination pursuant to Public Resources Code § 21108
State Clearinghouse Number: 2003102128

Project Title: Madera Quarry (California Endangered Species Act Incidental Take Permit No. 2081-2012-005-04 (ITP) Major Amendment No. 1)

Project Location: The project is located in an unincorporated area of Madera County, east of Road 209 approximately 4 miles north of its intersection with State Route 41.

Project Description: This proposed project includes development of a new 78-acre hardrock quarry that will mine 900,000 tons of aggregate annually for 40 years. The project will also include the alignment and widening of Road 209 and improvements to the Road 209/State Highway 41 intersection, as well as the permanent preservation and management of Habitat Management lands to offset the Project related impacts.

The Project will result in impacts to 135.7 acres of California tiger salamander (CTS; Ambystoma californiense) habitat including temporary impacts to 14.6 acres associated with the right-of-way improvements, and the permanent loss of 121 acres of CTS habitat. Additional impacts within the 135.7-acre Project Area include 0.90 acres of habitat disturbance occurring in the absence of implementing take minimization measures. Specifically, 0.17 acres of upland habitat subject to ground disturbance in the absence of pre-construction surveys and burrow excavation and 0.73 acres of impacts to upland habitat and drainages to remedy uncontrolled erosion. The project is expected to result in incidental take of CTS, which is designated as a threatened species under the California Endangered Species Act. 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.

Work on the Project under the ITP has begun and the Major Amendment No. 1 (Amendment) includes changes to the ITP as originally issued. These changes include: (1) updates to the ITP's Contact Person to include an additional point of contact; (2) documentation of impacts to upland habitat and drainages occurring in the absence of implementing take minimization measures required in the ITP, as originally issued; (3) addition of measures to more effectively prevent future erosion of soil stockpiles into Waters of the State; (4) description of additional Habitat Management (HM) lands acreage, funding, and security required to offset impacts to upland habitat and Waters of the State; (5) addition of 52 months to satisfy the compensatory mitigation requirement; and (6) updates to the ITP's Notices section to include current CDFW regional contact information.

This is to advise that CDFW, acting as [ ] the lead agency / [ ] a responsible agency] approved the above-described project on 4/18/19 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).

**Notice of Determination**

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.

Signature 

Date: 4/13/19

*Julie A. Vance, Regional Manager*

Governor's Office of Planning & Research

Date Received for filing at OPR: \_\_\_\_\_

APR 19 2019

STATE CLEARINGHOUSE

## Charissa Martinez

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**From:** Yoshioka, Janice@Wildlife <Janice.Yoshioka@wildlife.ca.gov>  
**Sent:** Friday, April 19, 2019 11:29 AM  
**To:** OPR State Clearinghouse  
**Cc:** Robison, Renee@Wildlife; Bailey, Craig@Wildlife; Ferranti, Annee@Wildlife  
**Subject:** NOD - Madera Quarry, SCH No. 2003102128  
**Attachments:** NOD\_2081-2012-005-04\_Amendment1.pdf

Good morning—

Attached is the signed Notice of Determination for the Madera Quarry Project ITP Amendment 1.

Would you please email a stamped copy (confirmation)?

Thank you so much.

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Janice Yoshioka  
Staff Services Analyst  
California Department of Fish and Wildlife  
Region 4  
1234 East Shaw Avenue  
Fresno, California 93710  
(559) 243-4014, extension 247

*emailed  
cc*  
Governor's Office of Planning & Research  
APR 19 2019  
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