

## 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)  
Inland Deserts Region  
3602 Inland Empire Blvd., Suite C-220  
Ontario, CA 91764  
Contact: Wendy Campbell  
Phone: (760) 920-8571

California Department of Transportation District 8  
464 West 4<sup>th</sup> Street, 6th Floor, MS 833  
San Bernardino, CA 92401  
Contact: Adam Compton  
Phone: (909) 383-7555

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

State Clearinghouse Number: 2019059099

Project Title: Interstate 10 Repaving Project (Post Mile 104.90 – 134.00) (California Endangered Species Act Incidental Take Permit No. 2081-2019-032-06(ITP))

Project Location (include county): The Interstate 10 (I-10) Repaving Project Post Mile (PM)104.90 – 134.00 (08-1C082) (Project) is located 9 miles west of the city of Blythe, in an unincorporated portion of Riverside County. The project is within the U.S. Geological Survey (USGS) 7.5-minute series Desert Center, Corn Spring, Sidewinder Well, Ford Dry Lake, East of Aztec Mines, and Hopkins Well, California, topographic quadrangles in Township 5S and 6S.

Project Description: This proposed project involves repaving the roadbeds, and upgrade guardrails, bridge rails, and drainage facilities. This project will construct two temporary detour lanes and crossover lanes in the existing median for traffic handling during construction. All existing bridges and/or drainage crossings, on the eastbound and westbound direction, will be widened towards the median. After the completion of construction, the median will be hydroseeded for erosion control and vegetation restoration. The Project will result in permanent impacts to 169.53 acres of Agassiz's desert tortoise (*Gopherus agassizii*) habitat. The Project is expected to result in incidental take of Agassiz's desert tortoise, 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.

This is to advise that CDFW, acting as [ the lead agency /  a responsible agency] approved the above-described project on 1/23/2020 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.
- 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.

*Signature* Leslie MacNair  
Leslie MacNair, *Regional Manager*

*Date:* 1/23/2020

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