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NOTICE OF DETERMINATION

To:
Office of Land Use and Climate Innovation
CEQA Submit

From:
Department of Fish and Wildlife
Inland Deserts Region
3602 Inland Empire Blvd, Suite C-220
Ontario, CA, 91764
Contact: Lily Mu, Senior Environmental Scientist (Specialist)
Email: Lily.Mu@Wildlife.ca.gov
Phone: (909) 544-2521

Lead Agency (if different than CDFW)
County of San Bernardino
385 N. Arrowhead Avenue, 1st floor
San Bernardino, CA, 92415
Contact: Vincent Acuna, Planning Manager
Email: Vincent.acuna@lus.sbcounty.gov
Phone: (909) 387-4122

Subject: Filing of Notice of Determination pursuant to Section 21108 of the Public Resources Code

State Clearinghouse Number: 2017101033

Project Title: 3676 Sunset Road Project (Western Joshua Tree Conservation Act (WJTCA) Incidental Take Permit No. 1927-ITP-2026-077-06 (ITP))

Project Location ([San Bernardino County]): The Project is located at 3676 Sunset Road within the unincorporated community of Phelan, San Bernardino County. The Project is located on assessor's parcel number 306-906-112.

Project Description: The California Department of Fish and Wildlife (CDFW) has issued an ITP (No. 1927-ITP-2026-077-06), pursuant to Section 1927.3 of the Fish and Game Code to Guillermo Villalpando.

The Project is comprised of the development of 0.53 acres on a 5-acre site into a single-family residence. Project Activities include grubbing and grading, vegetation removal, house pad construction, and structure construction.

The Project will result in incidental take of 8 western Joshua tree (*Yucca brevifolia*) which is protected under the WJTCA and the California Endangered Species Act. The WJTCA ITP referenced above as issued by CDFW authorizes incidental take of western Joshua tree that may occur as a result of Project implementation.

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This is to advise that CDFW, acting as a Responsible Agency, approved the project described above on the date below and has made the following determinations regarding the above-described project:

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. An environmental impact report **was** prepared by the lead agency for the original project.
3. Additional mitigation measures **were** 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 Public Resources Code § 21081(a).
7. Compliance with the environmental filing fee requirement at Fish and Game Code § 711.4: **Payment is submitted with this notice.**

The environmental impact report 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: DocuSigned by: Heidi Calvert CAEE4779B83E4A3... *Date:* 11/4/2026

Heidi Calvert, Regional Manager