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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: Corina Gutierrez, Environmental Scientist
Email: Corina.Gutierrez@Wildlife.ca.gov
Phone: (909) 538-5981

Lead Agency (if different than CDFW)
County of San Bernardino
385 N Arrowhead Ave, San Bernardino, CA 92415
Contact: Jerry L. Blum, Countywide Plan Coordinator
Email: jerry.blum@lus.sbcounty.gov
Phone: 909-387-8311

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

State Clearinghouse Number: 2017101033

Project Title: Ox Yoke Pass Project (Western Joshua Tree Conservation Act (WJTCA) Incidental Take Permit No. 1927-ITP-2026-089-06 (ITP)

Project Location ([County of San Bernardino]): The Ox Yoke Pass Project (Project) is located at 2558 Ox Yoke Pass, Pioneertown, within San Bernardino County, California. The 1.21-acre Project site is located at latitude 34.202377, longitude -116.548781 within Assessor Parcel Number 0593-251-07-0000 (Project Site) and is bound by Geronimo Trail to the north, Ox Yoke Pass to the west, and residential properties to the east and south. (Project Site).

Project Description: The California Department of Fish and Wildlife (CDFW) has issued an ITP (No. 1927-ITP-2026-089-06), pursuant to Section 1927.3 of the Fish and Game Code to Christina Wilson.

The Project is comprised of the construction of a single-family residence on an approximately 1.21 acre plot. Project Activities include grubbing and grading a portion of the Project site, trenching, digging and stockpiling materials.

The Project will result in incidental take of 3 western Joshua tree (*Yucca brevifolia*) which is protected under the WJTCA and the California Endangered Species Act. The WJTCA ITP

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referenced above as issued by CDFW authorizes incidental take of western Joshua tree that may occur as a result of Project implementation.

This is to advise that CDFW, acting as a Responsible Agency, approved the project described above on 11/5/2026 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 not** 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: **A copy of a receipt showing prior payment was submitted to CDFW.]**

The environmental impact report prepared by the County of San Bernardino for the Project is available to the general public at the office location listed above for CDFW. 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 CAEE4779B63E4A3... *Date:* 11/5/2026

Heidi Calvert, Regional Manager