



State of California – Natural Resources Agency  
DEPARTMENT OF FISH AND WILDLIFE  
Bay Delta Region  
2825 Cordelia Road, Suite 100  
Fairfield, CA 94534  
(707) 428-2002  
[www.wildlife.ca.gov](http://www.wildlife.ca.gov)

**GAVIN NEWSOM, Governor**  
**VALERIE TERMINI, Acting Director**



**To:**  
Office of Land Use and Climate  
Innovation  
[CEQA Submit](#)

**From:**  
CA Department of Fish and Wildlife  
Bay Delta Region  
2825 Cordelia Road, Suite 100  
Fairfield, CA 94534  
Contact: Marcia Grefsrud, Environmental Scientist  
Email: [Marcia.Grefsrud@wildlife.ca.gov](mailto:Marcia.Grefsrud@wildlife.ca.gov) or  
[R3CESA@wildlife.ca.gov](mailto:R3CESA@wildlife.ca.gov)  
Phone: (707) 428-2002

**Lead Agency**  
Alameda County Community Development Agency  
224 West Winton Avenue, Room 11  
Hayward, CA 94544  
Contact: Albert Lopez, Planning Director  
Email: [Albert.Lopez@acgov.org](mailto:Albert.Lopez@acgov.org)  
Phone: (510) 670-5400

## NOTICE OF DETERMINATION

---

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

**State Clearinghouse Number:** 2010082063

**Project Title:** Sand Hill Wind Repowering Project (Project) (California Endangered Species Act (CESA) Incidental Take Permit No. 2081-2019-040-03 (ITP Amendment 1))

**Project Location (Alameda County):** The Project is located in the Altamont Pass Wind Resource Area between the cities of Livermore (located 9.6 miles southwest) and Tracy (located 9.9 miles east) in unincorporated eastern Alameda County, California. The Project is located north of Interstate 580 and south of Christensen Road with site access available from Altamont Pass Road (primary entrance) or Mountain House Road. The approximate center of the Project is located at latitude 37.754861° and longitude - 121.608912°.

**Project Description:** The California Department of Fish and Wildlife (CDFW) has issued an amended ITP (No. 2081-2019-040-03), pursuant to Section 2081(b) of the Fish and Game Code to Antonio Arturo Sieira Mucientes/Viracocha Winds, LLC.

The amended ITP includes adding western burrowing owl (*Athene cunicularia hypugaea*) as a Covered Species and the following Covered Activities: eviction (passive

## NOTICE OF DETERMINATION

2081-2019-040-03

January 22, 2026

relocation) of non-nesting burrowing owls, nest disturbance during Project construction, temporary obstruction of unoccupied burrow entrances, burrow excavation, and injury or mortality of owls by vehicles or equipment during construction or operations. The amendment also includes incidental take of individual burrowing owls from the operation of up to 13 turbines in the form of mortality (“kill”) from operations of the wind turbines. In addition, the amendment includes an increase of the operational take limit for tricolored blackbird and revising the Project description to include larger wind turbine generators.

The Project will result in impacts to 113.2 acres of western burrowing owl habitat including temporary impacts to 79.96 acres; the Project will permanently remove 33.6 acres of habitat. The project is expected to result in incidental take of western burrowing owl, which is designated as a candidate species under the California Endangered Species Act (CESA). 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 a Responsible Agency, approved the project described above on 1/22/2026 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** 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 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.

DocuSigned by:  
*Erin Chappell*  
Signature: \_\_\_\_\_ Date: 1/22/2026  
Erin Chappell, Regional Manager