

APPENDIX C
CULTURAL RESOURCES

NATIVE AMERICAN HERITAGE COMMISSION

May 19, 2022

Charles Cisneros Psomas

Via Email to: Charles.Cisneros@psomas.com

Re: Native American Tribal Consultation, Pursuant to the Assembly Bill 52 (AB 52), Amendments to the California Environmental Quality Act (CEQA) (Chapter 532, Statutes of 2014), Public Resources Code Sections 5097.94 (m), 21073, 21074, 21080.3.1, 21080.3.2, 21082.3, 21083.09,

21084.2 and 21084.3, 2YOR030203 Project, Orange County

Dear Mr. Cisneros:

Pursuant to Public Resources Code section 21080.3.1 (c), attached is a consultation list of tribes that are traditionally and culturally affiliated with the geographic area of the above-listed project. Please note that the intent of the AB 52 amendments to CEQA is to avoid and/or

mitigate impacts to tribal cultural resources, (Pub. Resources Code §21084.3 (a)) ("Public agencies shall, when feasible, avoid damaging effects to any tribal cultural resource.")

Public Resources Code sections 21080.3.1 and 21084.3(c) require CEQA lead agencies to consult with California Native American tribes that have requested notice from such agencies of proposed projects in the geographic area that are traditionally and culturally affiliated with the tribes on projects for which a Notice of Preparation or Notice of Negative Declaration or Mitigated Negative Declaration has been filed on or after July 1, 2015. Specifically, Public Resources Code section 21080.3.1 (d) provides:

Within 14 days of determining that an application for a project is complete or a decision by a public agency to undertake a project, the lead agency shall provide formal notification to the designated contact of, or a tribal representative of, traditionally and culturally affiliated California Native American tribes that have requested notice, which shall be accomplished by means of at least one written notification that includes a brief description of the proposed project and its location, the lead agency contact information, and a notification that the California Native American tribe has 30 days to request consultation pursuant to this section.

The AB 52 amendments to CEQA law does not preclude initiating consultation with the tribes that are culturally and traditionally affiliated within your jurisdiction prior to receiving requests for notification of projects in the tribe's areas of traditional and cultural affiliation. The Native American Heritage Commission (NAHC) recommends, but does not require, early consultation as a best practice to ensure that lead agencies receive sufficient information about cultural resources in a project area to avoid damaging effects to tribal cultural resources.

The NAHC also recommends, but does not require that agencies should also include with their notification letters, information regarding any cultural resources assessment that has been completed on the area of potential effect (APE), such as:

1. The results of any record search that may have been conducted at an Information Center of the California Historical Resources Information System (CHRIS), including, but not limited to:

- A listing of any and all known cultural resources that have already been recorded on or adjacent to the APE, such as known archaeological sites;
- Copies of any and all cultural resource records and study reports that may have been provided by the Information Center as part of the records search response;

- Whether the records search indicates a low, moderate, or high probability that unrecorded cultural resources are located in the APE; and
 - If a survey is recommended by the Information Center to determine whether previously unrecorded cultural resources are present.
2. The results of any archaeological inventory survey that was conducted, including:
- Any report that may contain site forms, site significance, and suggested mitigation measures.
- All information regarding site locations, Native American human remains, and associated funerary objects should be in a separate confidential addendum, and not be made available for public disclosure in accordance with Government Code section 6254.10.
3. The result of any Sacred Lands File (SLF) check conducted through the Native American Heritage Commission was positive. Please contact the Juaneno Band of Mission Indians Acjachemen Nation - Belardes on the attached list for more information.
4. Any ethnographic studies conducted for any area including all or part of the APE; and
5. Any geotechnical reports regarding all or part of the APE.

Lead agencies should be aware that records maintained by the NAHC and CHRIS are not exhaustive and a negative response to these searches does not preclude the existence of a tribal cultural resource. A tribe may be the only source of information regarding the existence of a tribal cultural resource.

This information will aid tribes in determining whether to request formal consultation. In the event that they do, having the information beforehand will help to facilitate the consultation process.

If you receive notification of change of addresses and phone numbers from tribes, please notify the NAHC. With your assistance, we can assure that our consultation list remains current.

If you have any questions, please contact me at my email address: Andrew.Green@nahc.ca.gov.

Sincerely,

Andrew Green

Cultural Resources Analyst

Attachment

**Native American Heritage Commission
Tribal Consultation List
Orange County
5/19/2022**

Campo Band of Diegueno Mission Indians

Ralph Goff, Chairperson
36190 Church Road, Suite 1
Campo, CA, 91906
Phone: (619) 478 - 9046
Fax: (619) 478-5818
Diegueno
rgoff@campo-nsn.gov

Ewiiaapaayp Band of Kumeyaay Indians

Michael Garcia, Vice Chairperson
4054 Willows Road
Alpine, CA, 91901
Phone: (619) 933 - 2200
Fax: (619) 445-9126
Diegueno
michaelg@leaningrock.net

Ewiiaapaayp Band of Kumeyaay Indians

Robert Pinto, Chairperson
4054 Willows Road
Alpine, CA, 91901
Phone: (619) 368 - 4382
Fax: (619) 445-9126
Diegueno
ceo@ebki-nsn.gov

Gabrieleno Band of Mission Indians - Kizh Nation

Andrew Salas, Chairperson
P.O. Box 393
Covina, CA, 91723
Phone: (626) 926 – 4131
Gabrieleno
admin@gabrielenoindians.org

Gabrieleno/Tongva San Gabriel Band of Mission Indians

Anthony Morales, Chairperson
P.O. Box 693
San Gabriel, CA, 91778 Phone: (626) 483 - 3564
Fax: (626) 286-1262
Gabrieleno
GTTribalcouncil@aol.com

Gabrielino /Tongva Nation

Sandonne Goad, Chairperson
106 1/2 Judge John Aiso St., #231
Los Angeles, CA, 90012
Phone: (951) 807 – 0479
Gabrieleno
sgoad@gabrielino-tongva.com

This list is current only as of the date of this document. Distribution of this list does not relieve any person of statutory responsibility as defined in Section 7050.5 of the Health and Safety Code, Section 5097.94 of the Public Resources Code and section 5097.98 of the Public Resources Code.

This list is only applicable for consultation with Native American tribes under Public Resources Code Sections 21080.3.1 for the proposed 2YOR030203 Project, Orange County.

**Native American Heritage Commission
Tribal Consultation List
Orange County
5/19/2022**

Gabrielino Tongva Indians of California Tribal Council

Christina Conley, Tribal Consultant and Administrator
P.O. Box 941078
Simi Valley, CA, 93094
Phone: (626) 407 - 8761
Gabrieleno
christina.marsden@alumni.usc.edu

Gabrielino Tongva Indians of California Tribal Council

Robert Dorame, Chairperson
P.O. Box 490
Bellflower, CA, 90707
Phone: (562) 761 - 6417
Fax: (562) 761-6417
Gabrieleno
gtongva@gmail.com

Gabrielino-Tongva Tribe

Charles Alvarez
23454 Vanowen Street
West Hills, CA, 91307
Phone: (310) 403 – 6048
Gabrieleno
roadkingcharles@aol.com

Juaneno Band of Mission Indians Acjachemen Nation - Belardes

Matias Belardes, Chairperson
32161 Avenida Los Amigos
San Juan Capistrano, CA, 92675
Phone: (949) 293 – 8522
Juaneno
kaamalam@gmail.com

La Posta Band of Diegueno Mission Indians

Javaughn Miller, Tribal Administrator
8 Crestwood Road
Boulevard, CA, 91905
Phone: (619) 478 - 2113
Fax: (619) 478-2125
Diegueno
jmiller@LPtribe.net

La Posta Band of Diegueno Mission Indians

Gwendolyn Parada, Chairperson
8 Crestwood Road
Boulevard, CA, 91905
Phone: (619) 478 - 2113
Fax: (619) 478-2125
Diegueno
LP13boots@aol.com

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**Native American Heritage Commission
Tribal Consultation List
Orange County
5/19/2022**

Manzanita Band of Kumeyaay Nation

Angela Elliott Santos, Chairperson
P.O. Box 1302
Boulevard, CA, 91905
Phone: (619) 766 - 4930
Fax: (619) 766-4957
Diegueno

Mesa Grande Band of Diegueno Mission Indians

Michael Linton, Chairperson
P.O Box 270
Santa Ysabel, CA, 92070 Phone: (760) 782 - 3818
Fax: (760) 782-9092
Diegueno
mesagrandeband@msn.com

Soboba Band of Luiseno Indians

Joseph Ontiveros, Cultural Resource Department
P.O. BOX 487
San Jacinto, CA, 92581 Phone: (951) 663 - 5279
Fax: (951) 654-4198
Cahuilla
Luiseno
jontiveros@soboba-nsn.gov

Pala Band of Mission Indians

Shasta Gaughen, Tribal Historic Preservation Officer
PMB 50, 35008 Pala Temecula Rd.
Pala, CA, 92059
Phone: (760) 891 - 3515
Fax: (760) 742-3189
Cupeno
Luiseno
sgaughen@palatribe.com

Santa Rosa Band of Cahuilla Indians

Lovina Redner, Tribal Chair
P.O. Box 391820
Anza, CA, 92539
Phone: (951) 659 - 2700
Fax: (951) 659-2228
Cahuilla
lsaul@santarosa-nsn.gov

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South Central Coastal Information Center

California State University, Fullerton
Department of Anthropology MH-426
800 North State College Boulevard
Fullerton, CA 92834-6846
657.278.5395 / FAX 657.278.5542

sccic@fullerton.edu

California Historical Resources Information System
Orange, Los Angeles, and Ventura Counties

5/24/2022

Records Search File No.: 23704.9818

Charles Cisneros
Psomas
225 South Lake Avenue, Suite 1000
Pasadena CA 91101

Re: Records Search Results for the Psomas Project 2YOR030203

The South Central Coastal Information Center received your records search request for the project area referenced above, located on the Orange, CA USGS 7.5' quadrangle. Due to the COVID-19 emergency, we have temporarily implemented new records search protocols. With the exception of some reports that have not yet been scanned, we are operationally digital for Los Angeles, Orange, and Ventura Counties. See attached document for your reference on what data is available in this format. The following reflects the results of the records search for the project area and a ½-mile radius:

As indicated on the data request form, the locations of all archaeological resources and only non-archaeological resources and reports within the project area are provided in the following format:

☐ custom GIS maps ☒ shape files ☐ hand drawn maps ☐ no maps wanted

Resources within project area: 1	30-176738
Resources within ½-mile radius: 1	SEE ATTACHED LIST
Reports within project area: 2	OR-02558, OR-04104
Reports within ½-mile radius: 13	SEE ATTACHED LIST

Resource Database Printout (list):

☐ enclosed ☒ not requested ☐ nothing listed

Resource Database Printout (details):

☐ enclosed ☒ not requested ☐ nothing listed

Resource Digital Database (spreadsheet):

☒ enclosed ☐ not requested ☐ nothing listed

Report Database Printout (list):

☐ enclosed ☒ not requested ☐ nothing listed

Report Database Printout (details):

☐ enclosed ☒ not requested ☐ nothing listed

Report Digital Database (spreadsheet):

☒ enclosed ☐ not requested ☐ nothing listed

Resource Record Copies:

☐ enclosed ☐ not requested ☒ nothing listed

Report Copies:

☒ enclosed ☐ not requested ☐ nothing listed

OHP Built Environment Resources Directory (BERD) 2019:

☒ available online; please go to

https://ohp.parks.ca.gov/?page_id=30338

Archaeo Determinations of Eligibility 2012:

☐ enclosed ☐ not requested ☒ nothing listed

<u>Historical Maps:</u>	☐ enclosed ☒ not requested ☐ nothing listed
<u>Ethnographic Information:</u>	☒ not available at SCCIC
<u>Historical Literature:</u>	☒ not available at SCCIC
<u>GLO and/or Rancho Plat Maps:</u>	☒ not available at SCCIC
<u>Caltrans Bridge Survey:</u>	☒ not available at SCCIC; please go to http://www.dot.ca.gov/hq/structur/strmaint/historic.htm
<u>Shipwreck Inventory:</u>	☒ not available at SCCIC; please go to http://shipwrecks.slc.ca.gov/ShipwrecksDatabase/Shipwrecks_Database.asp
<u>Soil Survey Maps: (see below)</u>	☒ not available at SCCIC; please go to http://websoilsurvey.nrcs.usda.gov/app/WebSoilSurvey.aspx

Please forward a copy of any resulting reports from this project to the office as soon as possible. Due to the sensitive nature of archaeological site location data, we ask that you do not include resource location maps and resource location descriptions in your report if the report is for public distribution. If you have any questions regarding the results presented herein, please contact the office at the phone number listed above.

The provision of CHRIS Data via this records search response does not in any way constitute public disclosure of records otherwise exempt from disclosure under the California Public Records Act or any other law, including, but not limited to, records related to archeological site information maintained by or on behalf of, or in the possession of, the State of California, Department of Parks and Recreation, State Historic Preservation Officer, Office of Historic Preservation, or the State Historical Resources Commission.

Due to processing delays and other factors, not all of the historical resource reports and resource records that have been submitted to the Office of Historic Preservation are available via this records search. Additional information may be available through the federal, state, and local agencies that produced or paid for historical resource management work in the search area. Additionally, Native American tribes have historical resource information not in the CHRIS Inventory, and you should contact the California Native American Heritage Commission for information on local/regional tribal contacts.

Should you require any additional information for the above referenced project, reference the record search number listed above when making inquiries. Requests made after initial invoicing will result in the preparation of a separate invoice.

Thank you for using the **C**alifornia **H**istorical **R**esources **I**nformation **S**ystem,

Michelle Galaz Cornforth
Assistant Coordinator

Enclosures:

(X) Emergency Protocols for LA, Orange, and Ventura County BULK Processing Standards – 2 pages

(X) GIS Shapefiles – 4 shapes

(X) Resource Digital Database (spreadsheet) – 2 lines

(X) Report Digital Database (spreadsheet) – 15 lines

(X) Report Copies – (within project area) – 33 pages

(X) Invoice # 23704.9818

Emergency Protocols for LA, Orange, and Ventura County BULK or SINGLE PROJECT Records Searches IF YOU HAVE A GIS PERSON ON STAFF ONLY!!

These instructions are for qualified consultants with a valid Access and Use Agreement.

WE ARE ONLY PROVIDING DATA THAT IS ALREADY DIGITAL AT THIS TIME. SAN BERNARDINO COUNTY IS NOT DIGITAL AND THESE INSTRUCTIONS DO NOT APPLY.

Some of you have a fully digital operation and have GIS staff on board who can process a fully digital deliverable from the Information Center. If you can accept shape file data and do not require a custom map made for you by the SCCIC, and you are willing to sort the data we provide to you then these instructions are for you. Read further to be sure. You may have only one project at this time or some of you have a lot of different search locations that can be processed all at once. This may save you a lot of time getting results back and if we process your jobs in bulk, and you may enjoy significant cost savings as well. If you need individual invoice or summaries for each search location, then bulk processing is not for you and you need to submit a data request form for each search location.

Bulk processing will work for you if you have a GIS person on staff who can sort bulk data for you and make you any necessary project maps. This type of job can have as many job locations as you want but the point is that we will do them in bulk – at the same time - not one at a time. We send all the bulk data back to you and you sort it. This will work if you need searches in LA, Orange, or Ventura AND if they all have the same search radius and if all the other search criteria is the same– no exceptions. This will not work for San Bernardino County because we are not fully digital for San Bernardino County. You must submit all your shape files for each location at the same time and this will count as one search. If you have some that need a different radius, or different search criteria, then you should submit that job separately with its own set of instructions.

INSTRUCTIONS FOR BULK PROCESSING:

Please send in your requests via email using the data request form along with the associated shape files and pdf maps of the project area(s) at 1-24k scale. PDFs must be able to be printed out on 8.5X 11 paper. We check your shape file data against the pdf maps. This is where we find discrepancies between your shape files and your maps. This is required.

Please use this data request form and make sure you fill it out properly.

<http://web.sonoma.edu/nwic/docs/CHRISDataRequestForm.pdf>

DELIVERABLES:

1. A copy of the Built Environment Resources Directory or BERD for Los Angeles, Orange, Ventura, or San Bernardino County can now be found at the OHP Website for you to do your own research. This replaces the old Historic Properties Directory or HPD. We will not be searching this for you at this time but you can search it while you are waiting for our results to save time.

You will only get shapefiles back, which means that you will have to make your own maps for each project location. WARNING! If you don't request the shape files, you won't be able to tell which reports are in the project area or the search radius. Please note that you are charged for

each map feature even if you opt out of receiving shape files. You cannot get secondary products such as bibliographies or pdfs of records in the project area or search radius if you don't pay for the primary products (shape files) as this is the scaffolding upon which the secondary products are derived. If you do not understand the digital fee structure, ask before we process your request and send you data. You can find the digital fee structure on the OHP website under the CHRIS tab. In order to keep costs down, you must be willing to make adjustments to the search radius or what you are expecting to receive as part of the search. Remember that some areas are loaded with data and others are sparse – our fees will reflect that.

2. You will get a bulk processed bibliographies for resources and reports as selected; you will not get individual bibliographies for each project location.
3. You will get pdfs of resources and reports if you request them, provided that they are in digital formats. We will not be scanning records or reports at this time.
4. You will get one invoice for the bulk data processing. We can't bill this as individual jobs on separate invoices for you. If there are multiple project names, we are willing to reference all the job names on the invoice if needed. If there a lot of job id's we may ask you to send them in an email so that we can copy and paste it into the invoice details. If you need to bill your clients for the data, you can refer to our fee schedule on the OHP website under the CHRIS tab and apply the fees accordingly.
5. We will be billing you at the staff rate of \$150 per hour and you will be charged for all resources and report locations according to the CHRIS Fee Structure. (\$12 per GIS shape file; 0.15 per pdf page, or 0.25 per excel line; quad fees will apply if your research includes more than 2 quads). Discounts offered early on in our Covid-19 response will no longer be offered on any records searched submitted after October 5th, 2020.
6. Your packet will be sent to you electronically via Dropbox. We use 7-zip to password protect the files so you will need both on your computers. We email you the password. If you can't use Dropbox for some reason, then you will need to provide us with your Fed ex account number and we will ship you a disc with the results. As a last resort, we will ship on a disc via the USPS. You may be billed for our shipping and handling costs.

I may not have been able to cover every possible contingency in this set of instructions and will update it if necessary. You can email me with questions at sccic@fullerton.edu

Thank you,

Stacy St. James
South Central Coastal Information Center

Los Angeles, Orange, Ventura, and San Bernardino Counties

Locality Number	Location	Formation	Taxa	Depth
LACM VP 1652	Rio Vista Avenue south of Lincoln Avenue	Alluvium (Pleistocene)	Sheep (<i>Ovis</i>)	Unknown (excavations for housing project)
LACM VP 4185-4201	Coyote Creek, adjacent to Ralph B Clark Regional Park in West Coyote Hills	La Habra Formation (Pleistocene; sandy silt shot through with caliche)	Bison (<i>Bison</i>), camel (<i>Camelops</i>), horse (<i>Equus</i>), mammoth (<i>Mammuthus</i>), mastodon (<i>Mamut</i>), elephant clade (Proboscidea), dire wolf (<i>Canis dirus</i>), Coyote (<i>C. latrans</i>), deer (<i>Odocoileus</i>), dwarf pronghorn (<i>Capromeryx</i>), unidentified artiodactyl; sea duck (<i>Chendytes</i>)	Surface, in creek bed
LACM VP 7508	Near intersection of Vellano Club Dr. and Palmero Dr., Oakcrest Development; N of Serrano Canyon, Chino Hills	Unknown formation (Pleistocene)	Ground sloth (<i>Nothrotheriops</i>); elephant family (Proboscidea); horse (<i>Equus</i>)	Unknown
LACM VP 3347	11204 Bluefield; Whittier	La Habra Formation (lacustrine silt with caliche and plant	Horse (<i>Equus</i>)	2 feet bgs

		detritus)		
	Sundance Condominiums, S of Los Serranos Golf Course	Unknown (Pleistocene)	Horse (<i>Equus</i>)	Unknown
LACM VP 7268				

VP, Vertebrate Paleontology; IP, Invertebrate Paleontology; bgs, below ground surface

This records search covers only the records of the NHMLA. It is not intended as a paleontological assessment of the project area for the purposes of CEQA or NEPA. Potentially fossil-bearing units are present in the project area, either at the surface or in the subsurface. As such, NHMLA recommends that a full paleontological assessment of the project area be conducted by a paleontologist meeting Bureau of Land Management or Society of Vertebrate Paleontology standards.

Sincerely,



Alyssa Bell, Ph.D.
Natural History Museum of Los Angeles County

enclosure: invoice