From: Consuelo Sauls/Soar Env

To: nahc@nahc.ca.gov

Date: Friday, January 13, 2017 10:02AM

Subject: List of Native American Tribes Request

Hello Gail,

I am currently trying to initiate AB 52 consultation on a project in the City of Fresno. Attached is the Tribal Consultation List Request form and our project description. We do not anticipate any impacts to tribal cultural resources because the project is an infill project in downtown Fresno. If there is anything I can do to help expedite this process please let me know.

Thank you very much.

Kind regards,

Consuelo Y. Sauls, M.A., RPA
Archaeologist
Soar Environmental Consulting, Inc.
949.298.0249(mobile)/559.547.8884(office)
csauls@soarhere.com
www.soarhere.com

#### Attachments:

Local-Government-Tribal-Consultation-List-Request-Form-Update.pdf

# **Local Government Tribal Consultation List Request**

# **Native American Heritage Commission**

1550 Harbor Blvd, Suite 100 West Sacramento, CA 95691 916-373-3710 916-373-5471 – Fax nahc@nahc.ca.gov

Type of List Requested
<b>□</b> CEQA Tribal Consultation List (AB 52) – Per Public Resources Code § 21080.3.1, subs. (b), (d), (e) and 21080.3.2
General Plan (SB 18) - Per Government Code § 65352.3.  Local Action Type: General Plan General Plan Element General Plan Amendment Specific Plan Specific Plan Amendment Pre-planning Outreach Activity
Required Information
Project Title: Producers Dairy Cheese Plant Project
Local Government/Lead Agency: City of Fresno / Mike Sanchez, Assistant Director of DARM
Contact Person: Consuelo Sauls, M.A.,RPA, Archaeologist
Street Address: Fulton Street, Suite 918
City: Fresno Zip: 93721
Phone: 949-298-0249 Fax:
Email: csauls@soarhere.com
Specific Area Subject to Proposed Action
County: Fresno County City/Community: City of Fresno/450 E. Belmont Ave
Project Description:
Please see attatchment.
Additional Request
Sacred Lands File Search - Required Information:
USGS Quadrangle Name(s): Fresno North

20E

Section(s): 4

Range:\_\_\_\_

14S

Township:\_\_\_\_\_



# Producers Dairy Cheese Plant Project Located at: 450 E. Belmont Ave., Fresno, CA

<u>Project Description</u>: As outlined in Development Permit No. D-16-088, Producers Dairy Foods, Inc. proposes to remove two boarded-up buildings at 450 E. Belmont Avenue totaling approximately 12,500 square feet, and to replace the existing Concrete Masonry Unit (CMU, aka cinderblock) wall and chain link fence with a security fence on the north half of the property facing E. Belmont Avenue and businesses on the North, Northeast, and Northwest portions of the property, and a 12-foot-high CMU sound wall facing residential properties on the South, Southeast, and Southwest portions of the property. The sound wall will mitigate the noise/visual impacts to the surrounding residential areas. The purpose of this proposed project is to secure additional parking for Producers Dairy delivery trailers due to the loss of delivery trailer parking at 1762 G Street. Accommodating these delivery trailers at 450 E. Belmont Avenue would be consistent within the property's existing use.

Without the proposed project, the current Producers Dairy delivery trailers located at 1762 G Street will need to be moved to an undetermined location, which could potentially impact other areas from additional noise/traffic conditions from the relocated delivery trailers. Additionally, the two boarded up buildings on the project site would continue to be a potential safety hazard.

Project construction will start with the controlled demolition of the existing boarded-up buildings, removal of their foundations, and removal of the existing fence/wall. The second stage will consist of repaving the project site, and constructing a 12-foot-high sound wall and security fence surrounding the property.

# **NATIVE AMERICAN HERITAGE COMMISSION**

1550 Harbor Blvd., Suite 100 West Sacramento, CA 95691 (916) 373-3710 (916) 373-5471 FAX



January 19, 2017

Mike Sanchez, Assistant Director of DARM City of Fresno

Sent by E-mail: mike.sanchez@fresno.gov Cc: csauls@soarhere.com

RE: Proposed Producers Dairy Cheese Plant Project, City of Fresno; Fresno County, California

Dear Mr. Sanchez:

Attached is a consultation list of tribes with traditional lands or cultural places located within the boundaries of the above referenced counties. Please note that the intent of the reference codes below is to avoid or mitigate impacts to tribal cultural resources, as defined, for California Environmental Quality Act (CEQA) projects under AB-52.

As of July 1, 2015, Public Resources Code Sections 21080.3.1 and 21080.3.2 **require public agencies** to consult with California Native American tribes identified by the Native American Heritage Commission (NAHC) for the purpose mitigating impacts to tribal cultural resources:

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. (Public Resources Code Section 21080.3.1(d))

The law does not preclude agencies from initiating consultation with the tribes that are culturally and traditionally affiliated with their jurisdictions. The NAHC believes that in fact that this is the best practice to ensure that tribes are consulted commensurate with the intent of the law.

In accordance with Public Resources Code Section 21080.3.1(d), formal notification must include 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. The NAHC believes that agencies should also include with their notification letters information regarding any cultural resources assessment that has been completed on the 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 have already been recorded on or adjacent to the APE;
  - 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;
  - If the probability is low, moderate, or high that cultural resources are located in the APE.
  - Whether the records search indicates a low, moderate or high probability that unrecorded cultural resources are located in the potential 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 measurers.

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 pubic disclosure in accordance with Government Code Section 6254.10.

- 3. The results of any Sacred Lands File (SFL) check conducted through Native American Heritage Commission. A search of the SFL was completed for the project with negative results.
- 4. Any ethnographic studies conducted for any area including all or part of the potential APE; and
- 5. Any geotechnical reports regarding all or part of the potential APE.

Lead agencies should be aware that records maintained by the NAHC and CHRIS is not exhaustive, and a negative response to these searches does not preclude the existence of a cultural place. 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 case that they do, having the information beforehand well help to facilitate the consultation process.

If you receive notification of change of addresses and phone numbers from tribes, please notify me. With your assistance we are able to assure that our consultation list contains current information.

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

Sincerely,

Gayle Totton, M.A., PhD.

Associate Governmental Program Analyst

#### **Native American Heritage Commission Tribal Consultation List** Fresno County 1/19/2017

#### Kitanemuk & Yowlumne Tejon Indians

Delia Dominguez, Chairperson

115 Radio Street Bakersfield, CA, 93305

Phone: (626)339-6785 deedominguez@juno.com

Kitanemuk Southern Valley

Yokut

### North Valley Yokuts Tribe

Katherine Erolinda Perez,

Chairperson P.O. Box 717

Linden, CA, 95236 Phone: (209)887-3415 canutes@verizon.net

Costanoan Northern Valley Yokut

## Santa Rosa Rancheria Tachi Yokut Tribe

Rueben Barrios, Chairperson

P.O. Box 8

Lemoore, CA, 93245 Phone: (559)924-1278 Fax: (559)924-3583

Southern Valley

Yokut

# Southern Sierra Miwuk Nation

Lois Martin, Chairperson

P.O. Box 186

Mariposa, CA, 95338

Miwok

Northern Valley

Phone: (209)742-6867

Yokut Paiute

#### Table Mountain Rancheria

Leanne Walker-Grant,

Chairperson P.O. Box 410 Friant, CA, 93626

Yokut

Phone: (559)822-2587 Fax: (559)822-2693

## Tule River Indian Tribe

Neil Peyron, Chairperson

P.O. Box 589

Yokut

Porterville, CA, 93258 Phone: (559) 781 - 4271 Fax: (559) 781-4610

neil.peyron@tulerivertribe-nsn.gov

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 6097.98 of the Public Resources Code and section 5097.98 of the Public

This list is only applicable for consultation with Native American tribes under Public Resources Code Sections 21080.3.1 for the proposed Producers Dairy Cheese Plant Project, Fresno County.

# California Department of Forestry and Fire Protection (CAL FIRE) Native American Contact List

Date Revised: January 1, 2017

**Note**: This list is intended for use by Registered Professional Foresters (RPFs), CAL FIRE Project Managers and archeologists, CAL FIRE's Certified Archaeological Surveyors, and consulting archaeologists when determining what California Native American Tribes to consult with during the development and review of Timber Harvesting Plans (THPS) and other CAL FIRE Projects. The CAL FIRE archaeologist assigned to maintain this list is Steven Grantham. Please direct any information concerning list revisions to Steven's attention.

This Native American Contact List is maintained by the California Department of Forestry and Fire Protection (CAL FIRE) in consultation with the Native American Heritage Commission (NAHC). The list is authorized in California's Forest Practice Regulations (14 CCR Section 895.1) and identifies the appropriate Native American groups and individuals to be contacted when reviewing and or developing CAL FIRE projects. The list contains all federally recognized tribes and other appropriate contacts. Federally recognized tribes are designated with an asterisk. This list is organized by counties in alphabetical order. Project managers are responsible to notify all the listed contacts for the county containing the project if that county is designated "ALL". Fifteen of the counties have been split into divisions with defined geographic boundaries. In those instances, project managers are responsible to notify the listed contacts in the portion of the county containing the project. The boundaries of those divisions are also provided in a set of county maps. The maps can be viewed on-line, but we recommend the desired map be printed as the printed maps provide better resolution. The NACL is currently revised on a biannual basis. Please contact CAL FIRE Associate State Archeologist Steven Grantham via email at steve.grantham@fire.ca.gov or by telephone at (707) 599-6895 or (707) 726-1256 if changes are needed or errors/omissions are observed.

Click on the county name you are looking for or scroll down the list

ALAMEDA COUNTY, AMADOR COUNTY, ALPINE COUNTY,

BUTTE COUNTY,

CALAVERAS COUNTY, COLUSA COUNTY, CONTRA COSTA COUNTY,

DEL NORTE COUNTY,

EL DORADO COUNTY,

FRESNO COUNTY,

GLENN COUNTY,

HUMBOLDT COUNTY,

IMPERIAL COUNTY, INYO COUNTY,

KERN COUNTY, KINGS COUNTY,

LAKE COUNTY, LASSEN COUNTY, LOS ANGELES,

MADERA COUNTY, MARIN COUNTY, MARIPOSA COUNTY, MENDOCINO COUNTY, MERCED COUNTY,

MODOC COUNTY, MONO COUNTY, MONTEREY COUNTY,

NAPA COUNTY, NEVADA COUNTY,

ORANGE COUNTY,

PLACER COUNTY, PLUMAS COUNTY,

RIVERSIDE COUNTY.

SACRAMENTO COUNTY, SAN BENITO COUNTY, SAN BERNARDINO COUNTY,

SAN DIEGO COUNTY, SAN FRANCISCO COUNTY, SAN JOAQUIN COUNTY,

SAN LUIS OBISPO COUNTY (ALL), SAN MATEO COUNTY (ALL), SANTA BARBARA COUNTY, SANTA

CLARA COUNTY, SANTA CRUZ COUNTY, SHASTA COUNTY,

SIERRA COUNTY, SISKIYOU COUNTY, SOLANO COUNTY, SONOMA COUNTY, STANISLAUS COUNTY,

SUTTER COUNTY,

TEHAMA COUNTY, TRINITY COUNTY, TULARE COUNTY, TUOLUMNE COUNTY,

VENTURA COUNTY,

YOLO COUNTY, YUBA COUNTY

Washoe Tribe of Nevada and California\* Neil Mortimer, Chairman Darrel Cruz, Tribal Historic Preservation Officer 919 Highway 395 South Gardnerville, NV 89410 Tribal Affiliation: Washoe (775) 265-8600 / (775) 265-2254 Fax

Wilton Rancheria
Steven Hutchason, Executive Director
Environmental Resources Department
9728 Kent Street
Elk Grove, CA 95624
Tribal Affiliation: Miwok
(916) 683-6000 ext. 2006 / FAX (916) 683-6015
shutchason@wiltonrancheria-nsn.gov
www.wiltonrancheria-nsn-gov

#### FRESNO COUNTY (ALL)

NATIVE AMERICAN HERITAGE COMMISSION 1550 Harbor Blvd., Room 100 West Sacramento, CA 95691 (916) 373-3710 FAX (916) 373-5471 Attn.: Ms. Gayle Totton gayle.totton@nahc.ca.gov

Big Sandy Rancheria\*
Elizabeth Kipp, Chairperson
Miles Baty, Vice-Chairman
Hazel Earley, Environmental Programs Manager
P. O. Box 337
Auberry, CA 93602
Tribal Affiliation: Western Mono
(559) 374-0066

(559) 374-0066 lkipp@bsrnation.com mbaty@bsrnation.com hearley@bsrnation.com

Cold Springs Rancheria of Mono Indians\*
Carol Bill, Chairperson
Jared Alderen, EPA
P.O. Box 209
Tollhouse, CA 93667
Tribal Affiliation: Mono
Carol: (559) 855-5043 / (559) 855-4445 Fax

csrchair@netptc.net

Jared: (599) 855-4443/ (550)85-4253 Fax

csrepa@netptc.net

(Please notify with email and letter)

Note: Point of Contact for Consultation: Blossom Hunter

Dumna/Wo-Wah Tribal Government Keith Turner P.O. Box 306 Auberry, CA 93602 Tribal Affiliation: Dumna/Foothill Yokuts, Mono (559) 696-0191 (cell) Dumna/Wo-Wah Tribal Government Robert Ledger, Tribal Chair 2216 East Hammond St. Fresno, CA 93703 Tribal Affiliation: Dumna/Foothill Yokuts, Mono (559) 519-1742 ledgerrobert@ymail.com

Dunlap Band of Mono Indians Florence Dick, Tribal Secretary P.O. Box 44 Dunlap, CA 93624 Tribal Affiliation: Mono (559) 338-2482 flo\_dick@icloud.com

North Fork Mono Tribe Ron Goode, Tribal Chairman 13396 Tollhouse Road Clovis, CA 93619 (559) 355-1774 (cell) call first (559) 299-3729 (home)

Santa Rosa Rancheria Tachi Yokut Tribe Rueben Barrios Sr., Chairperson Hector Franco, Cultural Director P.O. Box 8 Lemoore, CA 93245 Tribal Affiliation: Tache – Tachi Yokut (559) 924-1278 / (559) 924-3583 Fax

Table Mountain Rancheria\* Lee Ann Walker Grant, Chairperson Silvia Jimenez, Tribal Administrator P.O. Box 410 Friant, CA 93626-0410 Tribal Affiliation: Yokuts (559) 822-2587 / (559) 822-2693 Fax

Table Mountain Rancheria\*
Bob Pennell, Cultural Resource Director
Samuel Elizondo, Environmental Director
P.O. Box 410
Friant, CA 93626-0410
Tribal Affiliation: Yokuts
(559) 822-2587 / (559) 822-2693 Fax

Wuksachi Indian Tribe Kenneth Woodrow, Tribal Chair 1179 Rock Haven Ct. Salinas, CA 93906 Tribal Affiliation: Wuksachi (831) 443-9702

kwood8934@aol.com

Per California AB 52 requirements, requests for consultation were sent to the following Native American Tribes:

Lorrie Planas Choinumni Tribe 2736 Palo Alto Clovis, CA 93611

Elizabeth D. Kipp Big Sandy Rancheria of Mono Indians P.O Box 337 Auberry, CA 93602

Carol Bill, Chairperson Cold Springs Rancheria of Mono Indians P.O Box 209 Tollhouse, CA 93667

Keith Turner Dumna/Wo-Wah Tribal Government-Dumna/Foothill Yokuts, Mono P.O Box 306 Auberry, CA 93602

Robert Ledger, Chairman Dumna/Wo-Wah Tribal Government-Dumna/Foothill Yokuts, Mono 2216 East Hammond St. Fresno, CA 93703

Florence Dick, Tribal Secretary Dunlap Band of Mono Indians P.O Box 44 Dunlap, CA 93624

Ron Goode North Fork Mono Tribe 13396 Tollhouse Road Clovis, CA 93619

Rueben Barrios Sr. Santa Rosa Rancheria-Tachi Yokut Tribe P.O Box 8 Lemoore, CA 93245

Bob Pennell
Table Mountain Rancheria-Yokuts

P.O Box 410 Friant, CA 93626-0410

Angie Osborne Traditional Choinumni Tribe 4321 South Golden State Blvd. Fresno, CA 93725

Kenneth Woodrow, Tribal Chair Wuksachi Indian Tribe 1179 Rock Haven Ct. Salinas, CA 93906

Lawrence Bill, Interim Chair Sierra Nevada Native American Coalition 34329 Shaver Springs Road Auberry, CA 93602

Kitanemuk & Yowlumne Tejon Indians Delia Dominguez, Chairperson 115 Radio Street Bakersfield, CA 93305

North Valley Yokuts Tribe Katherine Erolinda Perez, Chairperson P.O. Box 717 Linden, CA 95236

Southern Sierra Miwuk Nation Louis Martin, Chairperson P.O. Box 186 Lemoore, CA 93245

Tule River Indian Tribe Neil Peyron, Chairperson P.O. Box 589 Friant, CA 93258





# SAMPLE LETTER

Mike Sanchez, Assistant Director
Development and Resources Management Department
2600 Fresno Street
Fresno, CA 93721
(559) 621-8003
Mike.sanchez@fresno.gov

Lorrie Planas Choinumni Tribe 2736 Palo Alto Clovis, CA 93611

January 20, 2017

RE: Producers Dairy Cheese Plant Project (APN 459-032-23, 459-032-15 and 459-032-05)

Dear Lorrie Planas,

The City of Fresno (City) hereby notifies you that it is proposing to conduct a project located in the geographic area traditionally and culturally affiliated with the Big Sandy Rancheria of Mono Indian (see description below and attached map). Under California state law, the project is subject to the California Environmental Quality Act (CEQA), and the City is currently preparing a supplement to an Environmental Impact Report. State law under Assembly Bill 52 (Public Resources Code Section 21080.3.1) now allows California Native American tribes 30 days to request consultation regarding possible significant effects that implementation of the proposed project may have on tribal cultural resources. The request must be in writing to the City and must identify a lead contact person. The City will begin the consultation process within 30 days of receiving the tribe's request for consultation. The consultation may include a discussion concerning the type of environmental review necessary for the project's impacts on tribal cultural resources, and, if necessary, project alternatives or appropriate measures for preservation or mitigation that the tribe may recommend.

The consultation does not limit the ability of the tribe to submit information to the City regarding the significance of the tribal cultural resources, the significance of the project's impact on tribal cultural resources, or any appropriate measures to mitigate the potential impacts. If you wish to informally submit information, written comments may be sent to the City at **2600 Fresno Street Fresno**, **CA 93721**, **(559) 621-8003**. General comments may also be submitted to the City via e-mail at **mike.sanchez@fresno.gov** though transmittal of confidential information, such as the specific location of a cultural resource, is not recommended. In such instances, you should notify

the City via formal letter, in person, or over the phone as the confidentiality of information transmitted via email cannot be ensured.

## **Project Information:**

County: Fresno

Legal Location: 450 East Belmont Avenue, Fresno, CA 93701 (APN 459-032-23, 459-032-15 and

459-032-05)

<u>Distance and Direction to Nearest Community or Landmark</u>: 1.5 mile east of Roeding Park

<u>Project Description</u>: As outlined in Development Permit No. D-16-088, Producers proposes to remove two boarded-up buildings at 450 E. Belmont Avenue totaling approximately 12,500 square feet. The purpose of this proposed project is to secure additional parking for Producers Dairy delivery trailers due to the loss of delivery trailer parking at 1762 G Street to the High-Speed Rail project. The City of Fresno 1991 Tower District FEIR considers impacts at the 450 E. Belmont Avenue site. Producers proposes to replace the existing Concrete Masonry Unit (CMU) wall and chain link fence situated on the north half of the parcel facing E. Belmont Avenue businesses on the North, Northeast, and Northwest portion of the parcel with a security fence. The security fence will be a decorative iron fence with brick pilasters of appropriate spacing. If feasible, brick from the existing buildings will be incorporated into the pilasters. Additionally, Producers proposes to construct a 12-foot-high sound wall situated on the south side of the parcel facing residential properties on the South, Southeast, and Southwest portion of the parcel. The sound wall assists in mitigating noise to the surrounding area. Accommodating these delivery trailers at 450 E. Belmont Avenue would be consistent with the property's existing use.

The current Producers delivery trailers located at 1762 G Street need to be moved to this new location, which is more economically viable, will allow for a shorter driving distance, and coincide with Producers long-range development plan. Additionally, the two boarded-up buildings are currently a nuisance and continue to be a potential safety hazard, which would be mitigated with this project.

Project construction is proposed to commence with the controlled demolition of the existing buildings, removal of their foundations, and removal of the existing perimeter fence and wall. The second stage is proposed to consist of constructing a 12-foot-high sound wall and security fence surrounding the parcel as well as paving the property, installing new utility poles, paving new sidewalks, and new gates.

Please feel free to contact me if you have any questions concerning this proposed project or what is being requested in this letter.

Sincerely,

Mike Sanchez Assistant Director

Enclosure: Project Location Map



























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