

APPENDIX M
AB 52 CONSULTATION RECORDS

Final

1100 5TH STREET PROJECT, CITY OF LOS ANGELES, CALIFORNIA

Tribal Summary Report

December 2023



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Prepared by:

ESA
80 S. Lake Avenue, Suite 570
Pasadena, CA. 91101

**Project Director and Principal
Investigator:**

Monica Strauss, M.A., RPA

Project Manager:

Sara Dietler, B.A.

Report Authors:

Sara Dietler, B.A.

Project Location:

Los Angeles (CA) USGS 7.5-minute Topographic
Quad; Township 1 South, Range 13 West,
unsectioned

Acreage: Approx. 1.03 acres

626 Wilshire Boulevard
Suite 1100
Los Angeles, CA 90017
213.599.4300
www.esassoc.com



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1100 5TH STREET PROJECT

Tribal Summary Report

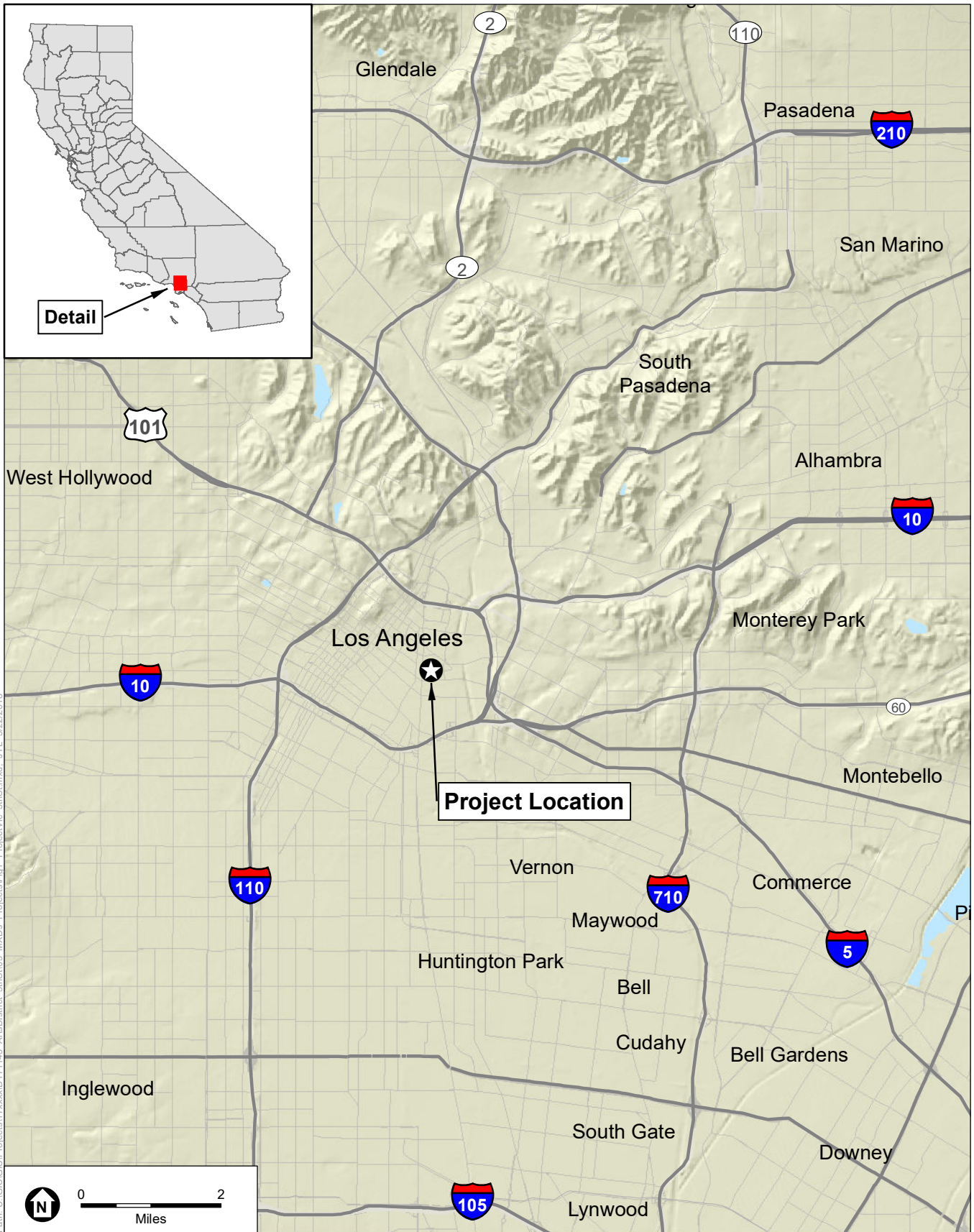
Introduction

Environmental Science Associates (ESA) has been retained by Amazon Properties, LLC (Applicant), to prepare this Tribal Summary Report for the 1100 5th Street Project (Project), in support of an Environmental Impact Report (EIR), as requested by the City of Los Angeles (City). The Applicant proposes to construct one new mixed-use building in the Central City North Community Plan Area (Project site) in the City of Los Angeles. The Project site is currently occupied by three structures and surface parking lots. The Project would include demolition of the existing buildings and parking lots and would construct one mixed-use building in its place. The City is the lead agency pursuant to the California Environmental Quality Act (CEQA).

ESA personnel involved in the preparation of this report are as follows: Monica Strauss, M.A., RPA, Project Director and Principal Investigator; Sara Dietler, B.A., Project Manager; and report author. Resumes of key personnel are included in **Appendix A**.

Project Location

The 1.2-acre Project Site is located within the Los Angeles Arts District at 1100 East 5th Street and 506-530 S. Seaton Street (**Figure 1**). The Project Site is bounded by E. 5th Street to the north, Seaton Street to the west, paved surface lot to the south, and one- and four- story warehouse buildings and surface parking lot to the east. Specifically, the Project Site is located in an unsectioned portion of Township 1 South, Range 13 West on the Los Angeles, CA USGS 7.5-minute topographic quadrangle (**Figure 2**).

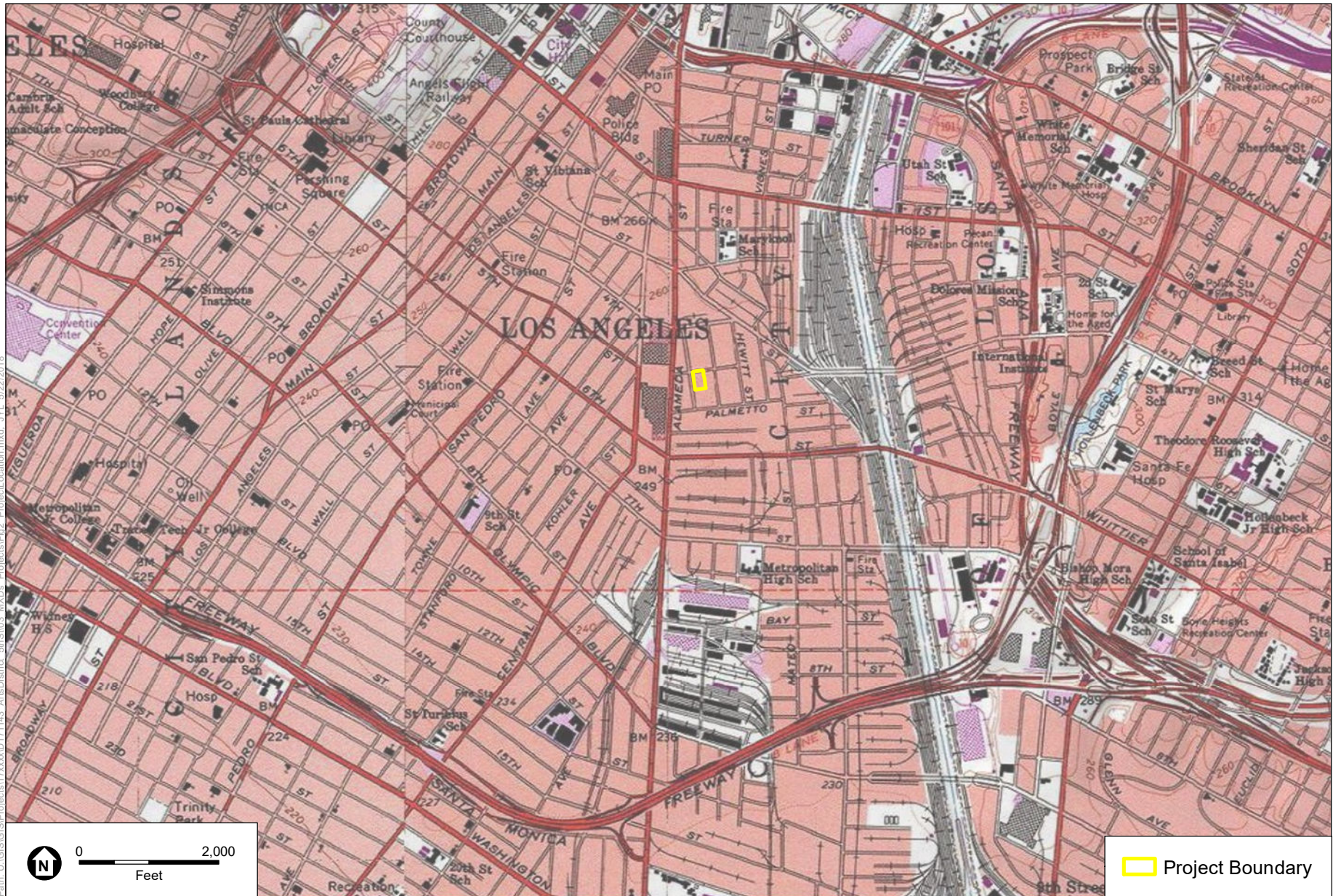


SOURCE: ESRI; County of Los Angeles

1100 E. 5th Street

Figure 1
Project Vicinity Map





SOURCE: USGS 7.5' Topo Quad Los Angeles 1978; 1982

1100 E. 5th Street

Figure 2
Project Location Map



Project Description

The Project Site includes a surface parking lot and three buildings to be demolished: 1100 E. 5th Street, 516 S. Seaton Street, and 528 S. Seaton Street. The buildings were constructed between the 1920s and 1980s and range from single to two stories in height. The Project would involve the demolition of the existing three vacant, single-story, industrial warehouses that occupy approximately 35,445 square feet of floor area and surface parking lot, and the construction of an up to 249,758-square-foot mixed-use building including up to 220 live/work units, approximately 22,725 square feet of open space for residents, up to 46,548 square feet of commercial uses, and associated parking facilities. Eleven percent of the units (approximately 25 live/work units) would be deed-restricted for Very Low-Income households. The proposed building would be up to 110'-0" feet to the top of the roof (8 above-ground levels), plus three levels of subterranean parking and a fourth quarter level of storage area, that would involve a depth of excavation of approximately 47 feet below ground surface. The project includes a flex option for additional commercial and retail space that would not result in a change to the square footage or any building parameters.

Regulatory Framework

State

Assembly Bill 52 and Related Public Resources Code Sections

Assembly Bill (AB) 52 was approved by California State Governor Brown, Jr. on September 25, 2014. The act amended California PRC Section 5097.94, and added PRC Sections 21073, 21074, 21080.3.1, 21080.3.2, 21082.3, 21083.09, 21084.2, and 21084.3. AB 52 applies specifically to projects for which a Notice of Preparation (NOP) or a Notice of Intent to Adopt a Negative Declaration or Mitigated Negative Declaration (MND) was filed on or after July 1, 2015. The primary intent of AB 52 was to include California Native American Tribes early in the environmental review process and to establish a new category of resources related to Native Americans that require consideration under CEQA, known as tribal cultural resources.

On July 30, 2016, the California Natural Resources Agency adopted the final text for the tribal cultural resources update to Appendix G of the CEQA Guidelines, which was approved by the Office of Administrative Law on September 27, 2016. PRC Section 21073 states that a "California Native American Tribe" is a Native American tribe located in California that is on the contact list maintained by the Native American Heritage Commission for the purposes of Chapter 905 of the Statutes of 2004.

PRC Section 21074(a) states the following:

(a) "Tribal cultural resources" are either of the following:

1. Sites, features, places, cultural landscapes, sacred places, and objects with cultural value to a California Native American Tribe that are either of the following:

- (a) Included or determined to be eligible for inclusion in the California Register or included in a local register of historical resources, or
 - (b) Included in a local register of historical resources as defined in subdivision (k) of PRC Section 5020.1.
2. A resource determined by the lead agency, in its discretion and supported by substantial evidence, to be significant pursuant to criteria set forth in subdivision (c) of Section 5024.1. In applying the criteria set forth in subdivision (c) of Section 5024.1 for the purposes of this paragraph, the lead agency shall consider the significance of the resource to a California Native American tribe.
- (b) A cultural landscape that meets the criteria of subdivision (a) is a tribal cultural resource to the extent that the landscape is geographically define in terms of the size and scope of the landscape.
 - (c) A historical resource described in Section 21084.1, a unique archaeological resource as defined in subdivision (g) of Section 21083.2, or a “nonunique archaeological resource” as defined in subdivision (h) of Section 21083.2 may also be a tribal cultural resource if it confirms with the criteria of subdivision (a).

PRC Section 21080.3.1 requires that within 14 days of a lead agency determining that an application for a project is complete, or a decision by a public agency to undertake a project, the lead agency provide formal notification to the designated contact, or a tribal representative, of California Native American Tribes that are traditionally and culturally affiliated with the geographic area of the project and may have expertise concerning their tribal cultural resources (as defined in PRC Section 21073 and 21080.3.1 (a)) and who have requested in writing to be informed by the lead agency (PRC Section 21080.3.1(b)). Tribes interested in consultation must respond in writing within 30 days from receipt of the lead agency’s formal notification and the lead agency must begin consultation within 30 days of receiving the tribe’s request for consultation (PRC Sections 21080.3.1(d) and 21080.3.1(e)).

PRC Section 21080.3.2(a) identifies the following as potential consultation discussion topics: the type of environmental review necessary; the significance of tribal cultural resources; the significance of the project’s impacts on the tribal cultural resources; project alternatives or appropriate measures for preservation; and mitigation measures. Consultation is considered concluded when either:

- (1) The parties agree to measures to mitigate or avoid a significant effect, if a significant effect exists, on a tribal cultural resource; or
- (2) A party, acting in good faith and after reasonable effort, concludes that mutual agreement cannot be reached (PRC Section 21080.3.2(b)).

If a California Native American tribe has requested consultation pursuant to Section 21080.3.1 and has failed to provide comments to the lead agency, or otherwise failed to engage in the

consultation process, or if the lead agency has complied with Section 21080.3.1(d) and the California Native American tribe has failed to request consultation within 30 days, the lead agency may certify an EIR or adopt an MND (PRC Section 21082.3(d)(2) and (3)).

PRC Section 21082.3(c)(1) states that any information, including, but not limited to, the location, description, and use of the tribal cultural resources, that is submitted by a California Native American tribe during the environmental review process shall not be included in the environmental document or otherwise disclosed by the lead agency or any other public agency to the public without the prior consent of the tribe which provided the information. If the lead agency publishes any information submitted by a California Native American tribe during the consultation or environmental review process, that information shall be published in a confidential appendix to the environmental document unless the tribe that provided the information consents, in writing, to the disclosure of some or all of the information to the public.

PRC Section 21084.2, which addresses substantial adverse changes to the significance of tribal cultural resources, states that “[a] project with an effect that may cause a substantial adverse change in the significance of a tribal cultural resource is a project that may have a significant effect on the environment.”

PRC Section 21084.3 states that:

- (a) Public agencies shall, when feasible, avoid damaging effects to any tribal cultural resource.
- (b) If the lead agency determines that a project may cause a substantial adverse change to a tribal cultural resource, and measures are not otherwise identified in the consultation process provided in Section 21080.3.2, the following are examples of mitigation measures that, if feasible, may be considered to avoid or minimize the significant adverse impacts:
 - (1) Avoidance and preservation of the resources in place, including, but not limited to, planning and construction to avoid the resources and protect the cultural and natural context, or planning greenspace, parks, or other open space, to incorporate the resources with culturally appropriate protection and management criteria.
 - (2) Treating the resource with culturally appropriate dignity taking into account the tribal cultural values and meaning of the resource, including, but not limited to, the following:
 - (A) Protecting the cultural character and integrity of the resource.
 - (B) Protecting the traditional use of the resource.
 - (C) Protecting the confidentiality of the resource.

(3) Permanent conservation easements or other interests in real property, with culturally appropriate management criteria for the purposes of preserving or utilizing the resources or places.

(4) Protecting the resource.

Setting

Existing Project Site Conditions

The Project Site is located in a relatively flat area of the western Los Angeles Basin. The basin is formed by the Santa Monica Mountains to the northwest, the San Gabriel Mountains to the north, and the San Bernardino and San Jacinto Mountains to the east. The basin was formed by alluvial and fluvial deposits derived from these surrounding mountains. Prior to urban development and the channeling of the Los Angeles River, the Project Site, which is located 0.90 miles west of the Los Angeles River Channel, was likely covered with marshes, thickets, dense woodland, and grassland. The floodplain forest of the Los Angeles Basin formed one of the most biologically rich habitats in southern California. Willow, cottonwood and sycamore, and dense underbrush of alder, hackberry, and shrubs once lined the Los Angeles River as it passed near present-day downtown Los Angeles. Although historically most of the Los Angeles River was dry for at least part of the year, shallow bedrock in the Elysian Park area north of downtown forced much of the river's underground water to the surface. This allowed for a steady year-round flow of water through the area that later became known as downtown Los Angeles. Currently, the Project Site is completely developed and encompasses three existing buildings and a surface parking lot. A geotechnical study prepared for the Project indicates that the Project Site is likely underlain by small amounts of artificial fill to 3-foot bgs (Geotechnologies, Inc., 2017).

Ethnographic Setting

The Project Site is located in a region traditionally occupied by the Takic-speaking Gabrielino Indians. The term "Gabrielino" is a general term that refers to those Native Americans who were controlled by the Spanish at the Mission San Gabriel Arcángel. Prior to European colonization, the Gabrielino occupied a diverse area that included: the watersheds of the Los Angeles, San Gabriel, and Santa Ana rivers; the Los Angeles basin; and the islands of San Clemente, San Nicolas, and Santa Catalina (Kroeber, 1925). Their neighbors included the Chumash to the north, the Juañeno to the south, and the Serrano and Cahuilla to the east. The Gabrielino are reported to have been second only to the Chumash in terms of population size and regional influence (Bean and Smith, 1978). The Gabrielino language, like the Tataviam language, was part of the Takic branch of the Uto-Aztecan language family.

The Gabrielino Indians were hunter-gatherers and lived in permanent communities located near the presence of a stable food supply. Subsistence consisted of hunting, fishing, and gathering. Small terrestrial game was hunted with deadfalls, rabbit drives, and by burning undergrowth, while larger game such as deer were hunted using bows and arrows. Fish were taken by hook and line, nets, traps, spears, and poison (Bean and Smith, 1978). The primary plant resources were the acorn, gathered in the fall and processed in mortars and pestles, and various seeds that were

harvested in late spring and summer and ground with manos and metates. The seeds included chia and other sages, various grasses, and islay or holly-leaved cherry.

Community populations generally ranged from 50 to 100 inhabitants, although larger settlements may have existed. The Gabrielino are estimated to have had a population numbering around 5,000 in the pre-contact period (Kroeber, 1925). Villages are reported to have been the most abundant in the San Fernando Valley, the Glendale Narrows area north of downtown, and around the Los Angeles River's coastal outlets (Gumprecht, 2001). Gabrielino villages are reported by early explorers to have been most abundant near the Los Angeles River, in the area north of downtown, known as the Glendale Narrows, and those areas along the river's various outlets into the sea. Among those villages north of downtown are *Maawnga* in the Glendale Narrows; *Totongna* and *Kawengna*, in the San Fernando Valley; *Hahamongna*, northeast of Glendale; and the village of *Yangna*, in the vicinity of present-day downtown Los Angeles.

The exact location of *Yangna*, within downtown Los Angeles continues to be debated, although some believe it to have been located at the present-day location of the Civic Center (McCawley 1996). Other proposed locations are near the present day Union Station (Chartkoff and Chartkoff 1972:64), to the south of the old Spanish Plaza, and near the original site of the Bella Union Hotel located on the 300 Block of North Main Street (Robinson 1963:83, as cited in Dillon 1994:30). Dillon (1994:30) hypothesizes that the Union Station location is an unlikely spot for a large village or habitation, as it lies within the annual Los Angeles River flood zone. Local sources such as the Echo Park Historical Society, report that when Gaspar de Portola and Father Juan Crespi camped on the river bank opposite the North Broadway Bridge entrance to Elysian Park, they were served refreshments by *Yangna* Indian villagers from the current location of the Los Angeles Police Academy (Echo Park Historical Society 2008). The Los Angeles Police Academy is located in the northern portion of Elysian Park, which appears an unlikely location for the Native American Village of *Yangna* because this location is more consistent with the location of the village of *Maawnga*, which was reported to have been originally located within the *Rancho de los Felis*. This rancho originally encompassed Griffith Park and extended south to the northern portion of Elysian Park. The village of *Maawnga*, also recorded as *Maungna*, is believed to have been located "high on a bluff overlooking Glendale Narrows in the hills now occupied by Elysian Park" (Gumprecht, 2001:31).

A third community or village, named *Geveronga*, may have been located in the vicinity of the current downtown Los Angeles' city center, reported in the San Gabriel baptismal records as located "in the racheria adjoining the Pueblo of Los Angeles" (McCawley, 1996:57). Based on baptismal records, *Yaanga* appears to have been occupied until at least 1813. But by the early 1820s, *Yaanga*'s Gabrielino residents were displaced to an area south of the village site in what is presently the block north of Los Angeles Street and W. 1st Street (Morris et al., 2016). By 1836, the community in which the displaced Gabrielino lived was known as *Rancho de los Pablinos*, and Los Angeles residents began complaining about the Gabrielino bathing in the irrigation ditches known as *Zanjas* (Morris et al., 2016). As a result of the complaints, the Gabrielino were once again displaced further to the east near what is presently the intersection of Alameda Street and Commercial Street, approximately 1.25 miles north of the Project Site. By 1847, the

Gabrielino from *Yaanga* were displaced once again and left without a space in which to form a new community. As a result, the Gabrielino dispersed throughout Los Angeles.

Another community or village, the smallest, which was named *Rancheria de los Pipimares* was a separate location where the Island Gabrielino who had relocated to Los Angeles lived. The name originally referenced to people from Santa Catalina Island but over time it became associated with Island Indians generally. The village was likely in place by the late 1820's when survivors from Santa Catalina were relocated to Los Angeles, but in 1846 it was removed and relocated due to neighbor complaints. Historical research, including descriptions documented from residents at the time indicate that the Island Indians living in *Rancheria de los Pipimares*, in spite of being baptized in the Catholic Church, were still practicing traditional religion at the *Rancheria* location as late as 1842, clustered in a few huts and maintaining a distinct identity (as Island Indians). The *Rancheria de los Pipimares* is estimated to have been on the west side of San Pedro Street at Seventh Street which was just under 0.64-mile west of the Project Site.

Archival Research

A records search for the Project was conducted on December 7, 2017 at the California Historical Resources Information System (CHRIS) South Central Coastal Information Center (SCCIC) housed at California State University, Fullerton. The records search included a review of all recorded cultural resources and previous studies within the Project Site as well as a 0.5-mile radius. The 0.5-mile radius is appropriate in developed urban areas in order to provide a context with which to conduct sensitivity analysis of the Project Site.

Previous Cultural Resources Investigations

The records search results indicate that 47 cultural resources studies have been conducted within a 0.5-mile radius of the Project Site. Approximately 45 percent of the 0.5-mile records search radius has been included in previous cultural resources studies. Of the 47 previous studies, one (LA-13239) overlaps with the Project Site, a study entitled *Extent of Zanja Madre*, which includes maps that depict a segment of the *Zanja* system (*Zanja* No. 2) as mapped bisecting the Project Site. Although segments or sections of the larger system have been previously evaluated, the entire *Zanja* system has not been previously evaluated for listing in the National Register, California Register, or for its potential to qualify as Historic-Cultural Monuments (HCM) under the City of Los Angeles Cultural Heritage Ordinance. For the purposes of this Project, the City, as lead CEQA agency has made the discretionary determination to treat the *Zanja* as a “historical resource” under CEQA (Personal communication, City of Los Angeles Planning Staff, July 24, 2018).

Previously Recorded Cultural Resources

The records search results indicate that five resources have been previously recorded within the 0.5-mile search radius. These resources include five historic archaeological resources: (P-19-002610, P-19-003338H, P-19-004192, P-19-004193, and P-19-004460). These resources are not currently listed as eligible for the National Register or the California Register. No prehistoric

archaeological resources, with the exception of the *Zanja* system described above, or historical period Native American resources have been previously recorded within the Project Site.

Sacred Lands File Search

To determine whether previously recorded tribal cultural resources are present within the Project Site and in the vicinity of the Project Site the NAHC was contacted. The NAHC maintains a confidential Sacred Lands File (SLF) which contains sites of traditional, cultural, or religious value to the Native American community. The NAHC was contacted on December 6, 2017 to request a search of the SLF. The NAHC responded to the request in a letter dated December 20, 2017. The NAHC's letter states that "A record search of the NAHC SLF was completed for the information you have submitted for the above reference project. The results for the Project Site and immediate vicinity were positive". The letter went on to further state the Gabrieleno Band of Mission Indians-Kizh Nation should be contacted for more information. (**Appendix B**). As discussed further below, on July 3, 2018, City staff notified the Gabrieleno Band of Mission Indians-Kizh Nation on of the positive find.

Historic Map and Aerial Photograph Review

Topographic maps, Sanborn maps, and aerial photographs (**Appendix D**) were examined to provide historical information about the Project Site and to contribute to an assessment of the Project Site's archaeological sensitivity (PSI, 2014; GPA, 2017). Available maps include the following: 1894, 1896 and 1900 Los Angeles, 15 minute quadrangles; 1928, 1953, 1966, 1972, 1981, and 1994 Los Angeles 7.5 minute topographic quadrangles. 1900, 1906, 1950, 1953, 1954, 1959, 1960, 1967, and 1970 Sanborn Fire Insurance Maps. Historic aerial photographs of the Project Site from the years 1923, 1928, 1938, 1948, 1952, 1948, 1952, 1964, 1972, 1977, 1983, 1989, 1994, 2002, 2005, 2009, 2018, 2012 were also examined.

The 1894, 1896, and 1900 topographic maps identify the Project Site with urban development which became denser by 1953. The 1966, 1972, 1981, and 1994 topographic maps depict the Project Site and immediately surrounding area of Los Angeles to the east of the Civic Center and west of the Los Angeles River. No individual structures are identified on the Project Site within the topographic maps (PSI, 2014).

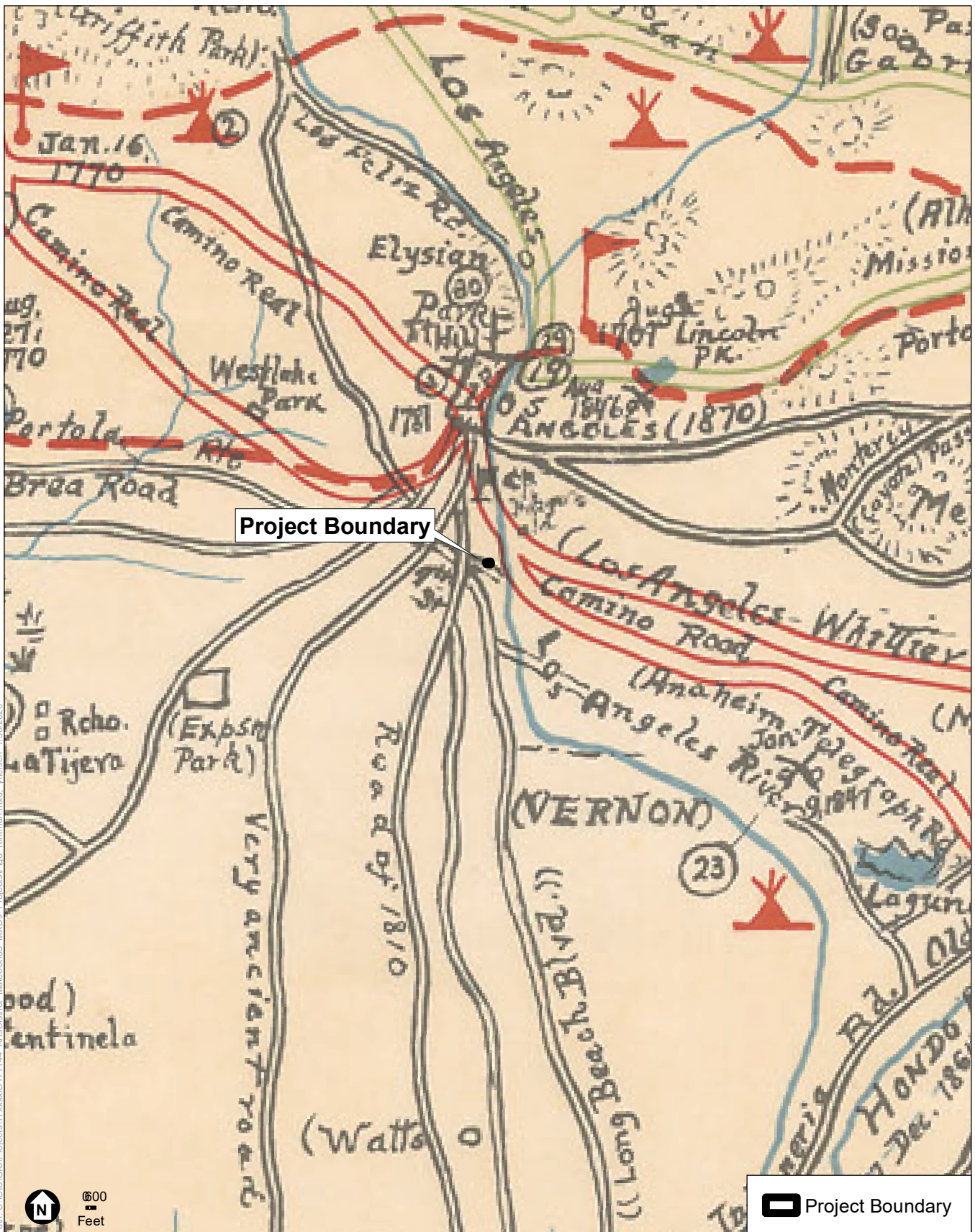
The 1906 Sanborn Map depicts the Project Site as platted for residential development and show three residential structures and a stable. The map identifies the tenants of the Project Site as Merchants Ice and Cold Storage Company (PSI, 2014). According to the 1923 and 1928 aerial photographs, the Project Site appears to be developed with several warehouse and commercial buildings. By 1928, the Project Site is partially vacant. The 1938, 1942, and 1952 aerial photographs and 1950, 1953, and 1954 Sanborn Maps depict the Project Site to be developed with the current warehouse building located at the northwestern portion of the property and current warehouse located near the central portion of the Project Site. The Project Site is also developed with several other smaller warehouse/commercial buildings. Additionally, the Sanborn Maps identify Merchants Ice and Cold Storage Company and Weber Trailer & Manufacturing company as tenants of the Project Site. The 1959 Sanborn Map depicts the Project Site to be developed with the current warehouse located in the northwestern portion of the Project Site and

the current warehouse located in the center of the Project Site, and the remaining is undeveloped parking areas. The map also identifies the tenants of the Project Site as Yellow Cab Company (Airport Transit Company). The 1960, 1967, and 1970 Sanborn Maps and the 1964 aerial photographs show little change to the Project Site with the exception of current loading docks and awning structures, which remain unchanged through 2012 (PSI, 2014).

Kirkman-Harriman Pictorial and Historical Map

The *Kirkman-Harriman Pictorial and Historical Map of Los Angeles County* (1938), was reviewed as part of the background research for this Report (**Figure 3**). The map depicts that the Project Site appears to be located at the terminus of the La Brea Road which ends before it intersects with “Camino Real” or “Camino Road”. La Brea Road is depicted as heading to the west from downtown Los Angeles, and passing the La Brea Tar Pits before heading west and eventually turning the north in Santa Monica up toward Topanga and Malibu.

ESA georeferenced the map (Kirkman, 1938) to the 2018 LA County boundary based off of three control points located at southwest corner near Malibu, California, northwest corner near Gorman, California, and northeast corner near Kramer Junction, California. It was taken into account that the Los Angeles County boundary has changed somewhat from the 1938 boundary. At this referenced scale, the map shows the Project Site at the termination of the “La Brea Road.” However, according to the scale, the road would have had a width of approximately 600 feet. The scale of the road does not appear to represent the road’s width accurately as it was likely much narrower. Due to the issues with the scale of the roads as depicted, it is difficult to determine whether the Project Site would actually fall within La Brea Road. La Brea Road appears to be in the location of present-day Wilshire Boulevard which leads from downtown Los Angeles and passes adjacent the La Brea Tar Pits. Wilshire Boulevard is on average approximately 100-foot wide in both downtown Los Angeles and at the La Brea Tar Pits. The estimated accuracy of the map placement is ± 500 -2,500-feet.



SOURCE: Kirkman, 1938.

1100 5th Street

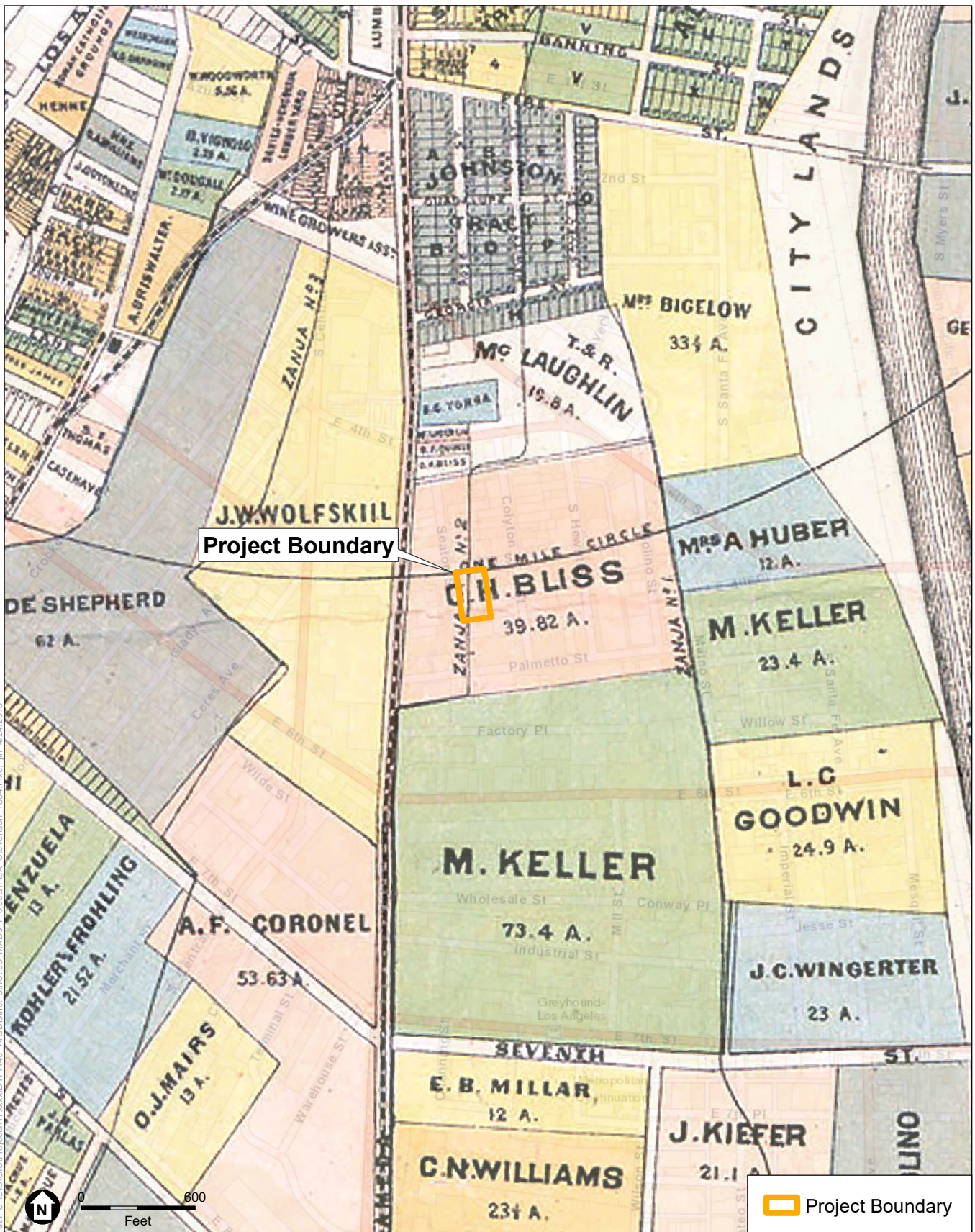


Figure 3
Kirkman 1938

Zanja Specific Map Research

The *Zanja* Conduit System is a historic era water conveyance system discussed above that is mapped as intersecting with the Project Site. As the system overlaps with the Project Site and if the *Zanja* is encountered during Project excavation, it would be considered a significant impact. Therefore, additional research was conducted, and as described below, Phase XPI testing was conducted in order to ascertain if the system was still present subsurface. As there are no surface indications for the majority of the *Zanja* system, data is reliant on over 100-year old historic maps and records, as well as projects which have encountered it during ground disturbance. The entire *Zanja* system has been mapped and put on file with the SCCIC. However, the map (likely Stevenson 1884) used to create the file may not be the most accurate or best map available for certain areas, so additional research is generally needed to confirm or supplement this information. Site records from the SCCIC indicate that the *Zanja* system has been encountered up to a dozen times throughout the downtown area including several areas within Chinatown and Little Tokyo. The various lines of the *Zanja* system have been represented in the historical record as above ground decorative open trenches, cement pipes, brick conduits, and wrought iron pipes, in various locations. It has been recorded just below the surface of sidewalks and pavement and up to 15-feet in depth below grade.

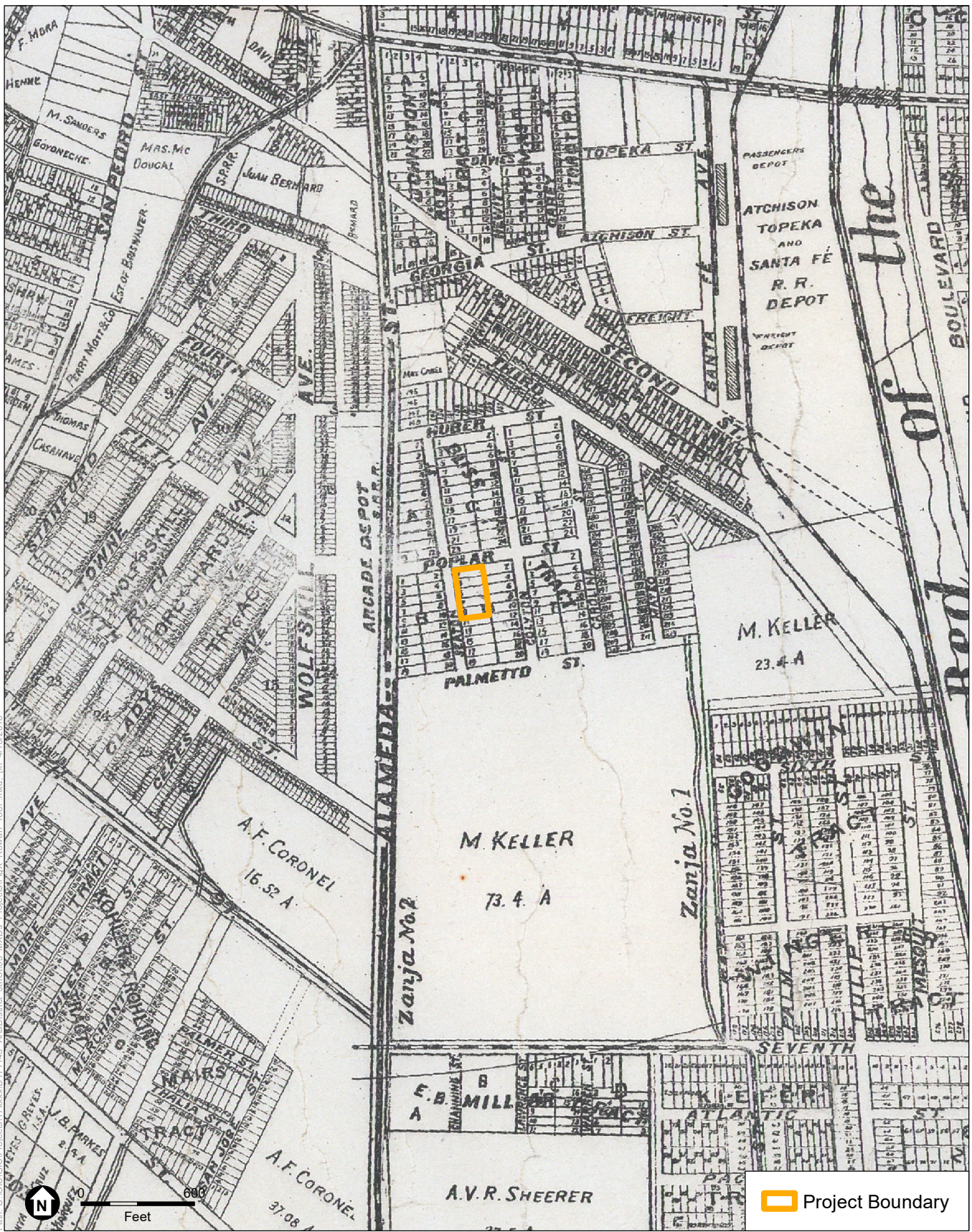
Two maps, Rowan (1887) and Stevenson (1884) depict *Zanja* No. 2 either in close proximity to the Project Site or crossing the Project Site; however, the level of accuracy of these maps is currently unknown. The Stevenson (1884) Map (**Figure 4**) specifically shows *Zanja* No. 2 as located southwest of the Project Site running along Alameda Street and then it heads east for approximately two blocks and then turns north and roughly follows what is now Seaton Street and crosses the western part of the Project Site. While Rowan (1887) **Figure 5** depicts *Zanja* No. 2 only as far as Alameda Street and does not show its more northern portion in relation to the Project Site. This is likely due to the fact that the Rowan Map shows the area north of Palmetto Street as subdivided and the Rowan Map appears to only show portions of the *Zanja* that were open ditches or still being used as irrigation for agriculture as the areas that are subdivided do not depict the alignments in general on that map. *Zanja* No. 2 is believed to have commenced at “Short Fourth Street and then flowed west to mid-block between Colyton and Seaton Streets, then south to Palmetto, west to Alameda and south to the city limits in a flume box 3 feet wide and a foot deep. For a short time, a branch was extended from *Zanja* No. 2 at a point below Thirty-eight Street west to Compton Avenue, but this was soon abandoned and that district was served by *Zanja* No. 3” (Layne, 1952). Exhaustive additional research was conducted to find parcel specific historic information depicting the *Zanja* within the Project Site was not successful.



SOURCE: Stevenson, 1884; Hall, 1888.

1100 E. 5th Street
Figure 3
 Stevenson 1884 Map





SOURCE: Rowen, 1887; Hall, 1888.

1100 E. 5th Street

Figure 4

Rowan 1887 Map



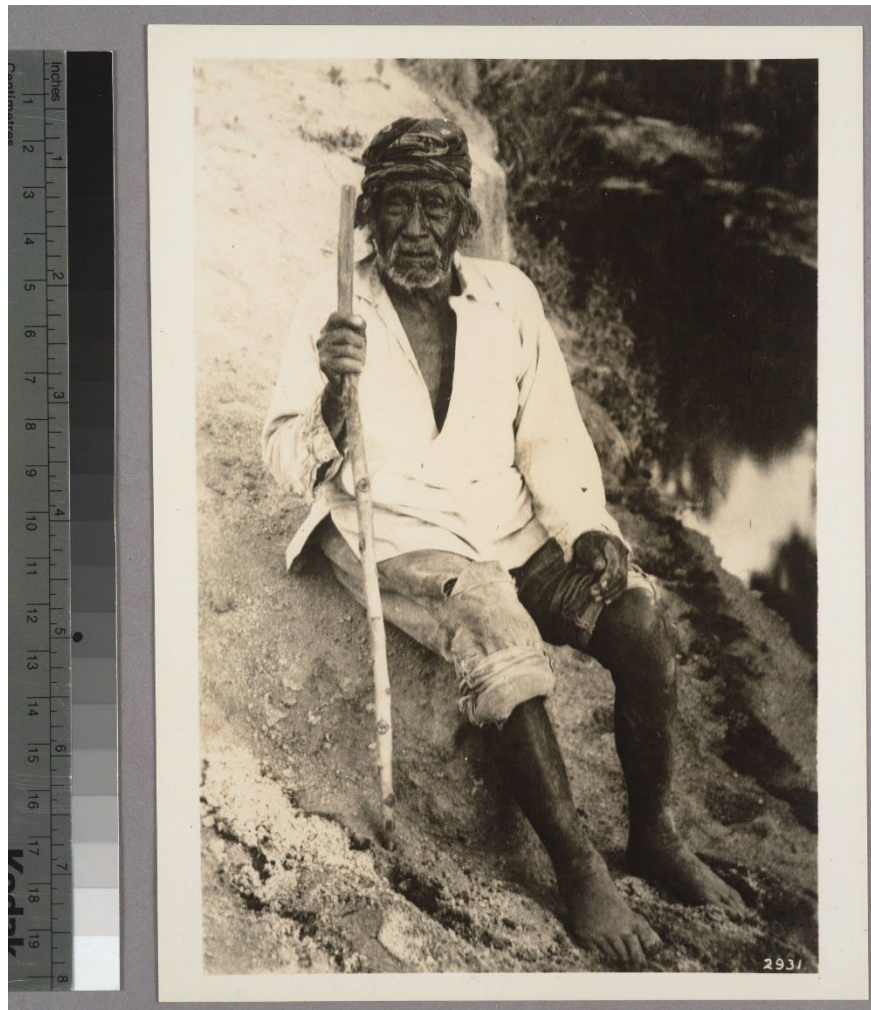
As described above, as agriculture spread and developed south of the City center new *Zanjas* (**Figure 6**) were built for irrigation. The first offshoot of the *Zanja Madre* was *Zanja No. 1* in 1857. It was gradually extended south and eventually was nearly three miles in length. Ditches were typically three feet wide and a foot deep and were open earthen ditches dug into the porous sandy ground. Landowners requiring a ditch for irrigation could apply for a permit to dig the ditches. Landowners with rights to the ditches had to supply Indian laborers (**Figure 7**) to sometimes dig and to maintain ditches in exchange for their rights to it. “Drunken Indians were often forced to labor in the fields of the colonists or to help maintain the city’s irrigation ditches” (Engelhardt, 1927). As quoted by Horace Bell (1881), “After sundown the marshal would drive the group of Indians to a corral in the rear of Downey Block, where they would sleep away their intoxication, and in the morning they would be available for sale. They would be sold for a week and bought by the vineyard men and others at process ranging from one to three dollars. One third of which was to paid to the Indian at the end of the week”. However, generally they were paid in brandy and the cycle would begin again. Bell notes that, “Los Angeles had its slave mart as well as New Orleans and Constantinople, however the slave at the Los Angeles mart was sold 52 times a year as long as he lived. Thousands of honest, useful people were absolutely destroyed in this way”. (1881).



SOURCE: LA DWP n.d.

1100 N 5th Street Project

Figure 6
“View of the Zanja”



SOURCE: Huntington Library 1885

1100 N 5th Street Project

Figure 7
“Indian *Zanjero* at River Entrance to *Zanja* Approximately 1885”

Extended Phase I Testing

Research indicated that the *Zanja* No. 2, bisected what is presently the western portion of the Project Site. The City has determined to treat the *Zanjas* as “historical resources” as defined in *CEQA Guidelines* Section 15064.5(a)(3) for purposes of this Project, however there could be tribal cultural resources found near the *Zanja* No. 2 as many Native Americans were forced to construct it. An Extended Phase I (XPI) testing program was developed to test for the presence of and identify the mapped location of the *Zanja* No. 2. This included mechanical trenching with the use of a backhoe fitted with a 3.5-foot-wide smooth-edged bucket. Mechanical excavation facilitates more expedited understanding of the depth, horizontal extent, and contents of a deposit. Two trench excavation locations were identified based on the mapped location of the *Zanja* No. 2, each measuring 25 linear feet. Trench excavations were directed by an archaeologist and proceeded at a pace appropriate for maximum visibility, as determined by the field director. Soils from the trench were placed on tarps and periodically inspected for historic and prehistoric

artifacts. A sample of every tenth bucket load were screened by the archaeologist when the archaeologist determined the potential for archaeological sensitivity. Two trenches (Trench 1 and Trench 2), totaling in 50 linear feet, were excavated within the parking areas of the Project Site. Both trenches were excavated to depths ranging 1 to 5 feet bgs. The results of the XPI testing program were inconclusive for the location and depth of *Zanja* No. 2; There were no prehistoric artifacts or features found during testing, nor historic artifacts or features of an era where they could be associated with the *Zanja* and possibly considered by tribes to be a tribal cultural resource.

Assembly Bill 52 Tribal Consultation

Pursuant to AB 52, on October 16, 2017, the City of Los Angeles Department of City Planning staff provided AB 52 project notification letters to the Native American Tribes that are traditionally and culturally affiliated with the geographic area that the Project Site is located in. Letters were sent by certified mail to the Tribes listed in **Table 3** and all requests for consultation were required to be received no later than November 16, 2017. Tribal Chairman Andrew Salas, on behalf of the Gabrieleno Band of Mission Indians-Kizh Nation Tribe (Tribe), was the only tribal representative who responded to the Project notification letter. No communication or request for consultation was received from any other tribe.

**TABLE 3
SUMMARY OF AB 52 CONSULTATION**

Contact	Tribe/Organization	Date AB 52 Notice Sent	Response Received	Date AB 52 Initiation Sent	Consultation Results
Kimia Fatehi, Director, Public Relations	Fernandeño Tataviam Band of Mission Indians	10/16/2017	No response	-	-
Andrew Salas, Chairperson	Gabrieleño Band of Mission Indians – Kizh Nation	10/16/2017	Request consultation	10/18/2017	Consultation on-going
Robert F. Dorame, Tribal Chair/Cultural Resources	Gabrielino Tongva Indians of California Tribal Council	10/16/2017	No response	-	-
Sam Dunlap, Cultural Resources Director	Gabrielino/Tongva Nation	10/16/2017	No response	-	-
Sandonne Goad, Chairperson	Gabrielino/Tongva Nation	10/16/2017	No response	-	-
Anthony Morales, Chairperson	Gabrielino/Tongva San Gabriel Band of Mission Indians	10/16/2017	No response	-	-
Charles Alvarez, Co-Chairperson	Gabrielino-Tongva Tribe	10/16/2017	No response	-	-
John Valenzuela, Chairperson	San Fernando Band of Mission Indians	10/16/2017	No response	-	-
Michael Mirelez, Cultural Resource Coordinator	Torres Martinez Desert Cahuilla Indians	10/16/2017	No response	-	-

SOURCE: City of Los Angeles, Department of City Planning, 2018.

In a letter dated October 18, 2017, the Gabrieleño Band of Mission Indians - Kizh Nation, requested to engage in in AB 52 consultation with the City. After receiving the Tribe's request, the City emailed the Tribe (initially on November 8, 2017) to set up a call to initiate consultation. The City scheduled a meeting with the Tribe for January 18, 2018. Immediately following the call

City staff sent an email to Tribal Chairman Salas, summarizing the consultation. The staff summary noted the following:

- The Arts District is within the Area of Potential Effect (APE) defined by the NAHC.
- The Project Site is located close to the Los Angeles River, which is a highly sensitive location with a potential to find tribal resources.
- There was a 400-year old Sycamore tree near the river near the location of the present day Vignes/Commercial Streets, which was used for ceremonial activities and was located near a burial ground.
- The Santa Fe trading route is close to the Project Site which underlies present-day Santa Fe Avenue and is near burial grounds.
- Metro/LADOT found human remains during a construction project in fall/winter of 2017 near this area.

The tribe shared additional information with the City, but noted that the information was confidential and therefore is not included in this report.

In closing the Tribe stated, “due to the project site being located within and around sacred villages, adjacent to sacred water courses, major traditional trade routes, and historic *zanja*, there is a high potential to impact tribal cultural resources still present within the soil from the thousands of years of prehistoric activities that occurred within and around these Tribal Cultural landscapes. Therefore, to avoid impacting or destroying Tribal Cultural Resources that may be inadvertently unearthed during the project’s ground disturbing activities, attached is the mitigation language approved by our Tribal Government for use with this project.” All consultation materials are attached in Confidential **Appendix C**.

Summary of Consultation

As discussed above, AB 52, signed into law on September 25, 2014, requires lead agencies to evaluate a Project’s potential to impact tribal cultural resources and establishes a formal consultation process for California Native American Tribes as part of CEQA. Tribal cultural resources include sites, features, places, cultural landscapes, sacred places, and objects with cultural value to a California Native American Tribe that are eligible for inclusion in the California Register or included in a local register of historical resources (PRC 21074 (a)(1)). AB 52 also gives lead agencies the discretion to determine, supported by substantial evidence, whether a resource qualifies as a tribal cultural resource. Pursuant to PRC 21074 (a)(1), notification of a project is required upon request by a California Native American Tribe that has previously requested that the City provide it with notice of such projects, and that is traditionally and culturally affiliated with the geographic area of a proposed project.

The City mailed AB 52 Project notification letters on October 16, 2017, via certified mail to all of the surrounding tribes that had requested to be included on the AB 52 notification list. The AB 52

consultation correspondence for the Project are provided as **Appendix C** of this document. In addition, in order to identify tribal cultural resources within or adjacent to the Project Site a SLF search was requested from the NAHC. The SLF search returned a positive find and NAHC advised City staff to contact the Gabrieleño Band of Mission Indians - Kizh Nation for information regarding the nature of the resources. Consultation was closed on November 22, 2023.

During AB 52 consultation, Chairperson Salas stated that the Project Site is sensitive for the potential presence of tribal cultural resources due to its proximity to the Los Angeles River (the current channel of the river is approximately 2,500 feet east of the Project Site); and other resources that have been found near the Project vicinity.

Although documentation has not been provided to date by the tribes regarding the resources, what is known about these areas of sensitivity has been considered as part of this study.

The Tribe stated that trade routes and cultural landscapes are protected under AB 52 as a tribal cultural resource, however there is no evidence of this landscape remaining in the current urban environment. The current Project Site is completely developed and has been since the turn of the century. No trails or waterways overlap with the Project Site itself. No cultural landscapes or cultural objects that the Tribe might consider a tribal cultural resource, are known to be on the Project Site. The Tribe indicated that the *Zanja* is considered by them to be a tribal cultural resource. Native Americans were long associated with the system, as they were frequently used as laborers to dig and maintain the system. They also accessed the *Zanja*, as did all of the dwellers of the City for water for household use, drinking, cooking, bathing, and washing of clothes.

The *Zanja* has not been previously evaluated for listing in the National Register, California Register, or for its potential to qualify as HCM under the City of Los Angeles Cultural Heritage Ordinance. Nonetheless, for the purposes of this Project, the City as lead CEQA agency, has made the discretionary determination to treat the *Zanja* as a “historical resource” under CEQA. The City has further made the discretionary determination that the *Zanja* does not qualify as a tribal cultural resource, however, it will be offered the protections of a historical resource under CEQA Guidelines Section 15064.5(a)(3).

The *Zanja* alignment is mapped as overlapping with the Project Site as mapped on the Stevenson (1884) map, however, XPI testing of the project site did not find any evidence of *Zanja* No. however, the entire property was not explored and it was not possible to trench the entirety of the site and there remains a possibility that the *Zanja* will be encountered. For the purposes of this Project, the City of Los Angeles is treating the *Zanja* No. 2 as a “historical resource” under CEQA Guidelines Section 15064.5(a)(3). Mitigation for treatment and avoidance of this resource is provided in Section IV.L, Tribal Cultural Resources of the Draft EIR.

Site-specific geotechnical investigations reveal the Project Site surface is paved and contains a layer of fill approximately 3 feet (0.9 meters) thick (Geotechnologies, Inc., 2017). Two borings completed at the Site (B-1 and B-2) reveal that loose to medium dense, likely Holocene-aged, silts and sands underlie the fill to a depth of approximately 18 to 20 feet (5.5 to 6.1 meters) bgs; below this is a relatively thin layer or bed of very dense sand with gravel. The shift in sediment

grain size reflects changes in fluvial competence or energy, and suggests a transition from a channel bed (sand and gravel) environment to a floodplain (silt and sand) environment.

Conclusions

During AB52 consultation, the Gabrieleño Band of Mission Indians - Kizh Nation (Tribe) stressed the tribal cultural resources sensitivity of the Project Site and indicated that the Project Site vicinity maintains a high sensitivity for having the potential to encounter resources of prehistoric and historic origins that may be identified as tribal cultural resources. The locations and resources described by the Tribe included places, known archaeological and historic resources, as well as a high sensitivity for buried prehistoric or historic archaeological resources. These resources are described as being located in the vicinity of or within the Project Site and may be considered sacred lands or tribal cultural resources by the Tribe. The SLF was positive for the project. These assertions do, however, support the conclusion reached in the archaeological study, that the Project Site has potentially high sensitivity for buried archaeological resources that, once encountered, could potentially be considered a tribal cultural resource as defined in PRC Section 21074(c). The limited Extended Phase I testing did not change this conclusion, the testing was limited and was positive for historic archaeological resources preserved under the current development. The testing did conclude however to be negative for the presence of the *zanja* within the Project Site.

The current bed of the Los Angeles River is located approximately 2,500-feet east from the Project Site, and prior to channelization, the River channel moved due to flood episodes. The River itself is known to have supported prehistoric villages elsewhere along its banks.

The *Zanja* alignment is mapped as overlapping with the Project Site on the Stevenson 1884 map. Potential impacts to the *Zanja* No. 2 are evaluated in the archaeological resources assessment report (ESA, 2020). The *Zanja* No. 2 has been determined by the City, as lead agency, to be an “historical resource” under *State CEQA Guidelines* Section 15064.5(a)(3), and it will be offered the protections of an historical resource under *State CEQA Guidelines* Section 15064.5(a)(3).

No additional resources that the City, as lead agency, determined to be significant pursuant to PRC Section 5024.2 were identified. However, given the higher sensitivity for buried resources, the positive result from the Sacred Lands File Search, the lack of basements in the current on-site structures, and the proposed excavation depth of the Project (50 feet below the surface), construction of the Project could encounter tribal cultural resources. As such impacts to tribal cultural resources would be potentially significant without mitigation and the following standard City mitigation measure for tribal cultural resources shall be implemented as part of the Project. With the implementation of the mitigation measure, impacts to tribal cultural resources will be less than significant.

MM TCR-1 Prior to commencing any ground disturbance activities at the Project site, the Applicant, or its successor, shall retain archeological monitors and tribal monitors that are qualified to identify subsurface tribal cultural resources. Ground disturbance activities shall include excavating, digging, trenching, plowing, drilling, tunneling, quarrying, grading, leveling,

removing peat, clearing, driving posts, augering, backfilling, blasting, stripping topsoil or a similar activity at the project site. Any qualified tribal monitor(s) shall be approved by the Gabrieleño Band of Mission Indians-Kizh Nation. Any qualified archaeological monitor(s) shall be approved by the Department of City Planning, Office of Historic Resources (“OHR”).

The qualified archeological and tribal monitors shall observe all ground disturbance activities on the project site at all times the ground disturbance activities are taking place. If ground disturbance activities are simultaneously occurring at multiple locations on the project site, an archeological and tribal monitor shall be assigned to each location where the ground disturbance activities are occurring. The on-site monitoring shall end when the ground disturbing activities are completed, or when the archeological and tribal monitor both indicate that the site has a low potential for impacting tribal cultural resources.

Prior to commencing any ground disturbance activities, the archaeological monitor in consultation with the tribal monitor, shall provide Worker Environmental Awareness Program (WEAP) training to construction crews involved in ground disturbance activities that provides information on regulatory requirements for the protection of tribal cultural resources. As part of the WEAP training, construction crews shall be briefed on proper procedures to follow should a crew member discover tribal cultural resources during ground disturbance activities. In addition, workers will be shown examples of the types of resources that would require notification of the archaeological monitor and tribal monitor. The Applicant shall maintain on the Project site, for City inspection, documentation establishing the training was completed for all members of the construction crew involved in ground disturbance activities.

The monitors will complete daily monitoring logs that will provide descriptions of the relevant ground-disturbing activities, the type of construction activities performed, locations of ground disturbing activities, soil types, cultural-related materials, and any other facts, conditions, materials, or discoveries of significance to the Tribe. Monitor logs will identify and describe any discovered TCRs, including but not limited to, Native American cultural and historical artifacts, remains, places of significance, etc., (collectively, tribal cultural resources, or “TCR”), as well as any discovered Native American (ancestral) human remains and burial goods. Copies of monitor logs will be provided to the project applicant/lead agency upon written request.

In the event that any subsurface objects or artifacts that may be tribal cultural resources are encountered during the course of any ground disturbance activities, all such activities shall temporarily cease within the area of discovery, the radius of which shall be determined by a qualified archeologist, in consultation with a qualified tribal monitor, until the potential tribal cultural resources are properly assessed and addressed pursuant to the process set forth below:

1. Upon a discovery of a potential tribal cultural resource, the Applicant, or its successor, shall immediately stop all ground disturbance activities and contact the following: (1) all California Native American tribes that have informed the City they are traditionally and culturally affiliated with the geographic area of the proposed project; (2) and OHR.
2. If OHR determines, pursuant to Public Resources Code Section 21074 (a)(2), that the object or artifact appears to be a tribal cultural resource in its discretion and supported by substantial

evidence, the City shall provide any affected tribe a reasonable period of time, not less than 14 days, to conduct a site visit and make recommendations to the Applicant, or its successor, and the City regarding the monitoring of future ground disturbance activities, as well as the treatment and disposition of any discovered tribal cultural resources.

3. The Applicant, or its successor, shall implement the tribe's recommendations if a qualified archaeologist retained by the City and paid for by the Applicant, or its successor, in consultation with the tribal monitor, reasonably conclude that the tribe's recommendations are reasonable and feasible.

4. In addition to any recommendations from the applicable tribe(s), a qualified archeologist shall develop a list of actions that shall be taken to avoid or minimize impacts to the identified tribal cultural resources substantially consistent with best practices identified by the Native American Heritage Commission and in compliance with any applicable federal, state or local law, rule or regulation.

5. If the Applicant, or its successor, does not accept a particular recommendation determined to be reasonable and feasible by the qualified archaeologist or qualified tribal monitor, the Applicant, or its successor, may request mediation by a mediator agreed to by the Applicant, or its successor, and the City. The mediator must have the requisite professional qualifications and experience to mediate such a dispute. The City shall make the determination as to whether the mediator is at least minimally qualified to mediate the dispute. After making a reasonable effort to mediate this particular dispute, the City may (1) require the recommendation be implemented as originally proposed by the archaeologist or tribal monitor; (2) require the recommendation, as modified by the City, be implemented as it is at least as equally effective to mitigate a potentially significant impact; (3) require a substitute recommendation be implemented that is at least as equally effective to mitigate a potentially significant impact to a tribal cultural resource; or (4) not require the recommendation be implemented because it is not necessary to mitigate an significant impacts to tribal cultural resources. The Applicant, or its successor, shall pay all costs and fees associated with the mediation.

6. The Applicant, or its successor, may recommence ground disturbance activities outside of a specified radius of the discovery site, so long as this radius has been reviewed by both the qualified archaeologist and qualified tribal monitor and determined to be reasonable and appropriate.

7. The Applicant, or its successor, may recommence ground disturbance activities inside of the specified radius of the discovery site only after it has complied with all of the recommendations developed and approved pursuant to the process set forth in paragraphs 2 through 5 above.

8. Copies of any subsequent prehistoric archaeological study, tribal cultural resources study or report, detailing the nature of any significant tribal cultural resources, remedial actions taken, and disposition of any significant tribal cultural resources shall be submitted to the South Central Coastal Information Center (SCCIC) at California State University, Fullerton and to the Native American Heritage Commission for inclusion in its Sacred Lands File.

9. Notwithstanding paragraph 8 above, any information that the Department of City Planning, in consultation with the City Attorney's Office, determines to be confidential in nature shall be excluded from submission to the SCCIC or provided to the public under the applicable provisions of the California Public Records Act, California Public Resources Code, section 6254(r), and handled in compliance with the City's AB 52 Confidentiality Protocols.

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Appendix A

Personnel



Monica Strauss, RPA

Director, Southern California
Cultural Resources Group

EDUCATION

M.A., Archaeology,
California State
University, Northridge

B.A., Anthropology,
California State
University, Northridge

AA, Humanities, Los
Angeles Pierce College

20 YEARS EXPERIENCE

SPECIALIZED EXPERIENCE

Treatment of Historic
and Prehistoric Human
Remains

Archaeological
Monitoring

Complex Shell Midden
Sites

Groundstone Analysis

PROFESSIONAL AFFILIATIONS

Register of Professional
Archaeologists (RPA),
#12805

Society for California
Archaeology (SCA)

Society for American
Archaeology (SAA)

QUALIFICATIONS

Exceeds Secretary of
Interior Standards

CA State BLM
Permitted

Monica has successfully completed dozens of cultural resources projects throughout California and the greater southwest, where she assists clients in navigating cultural resources compliance issues in the context of CEQA, NEPA, and Section 106. Monica has extensive experience with archaeological resources, historic buildings and infrastructure, landscapes, and Tribal resources, including Traditional Cultural Properties. Monica manages a staff of cultural resources specialists throughout the region who conduct Phase 1 archaeological/paleontological and historic architectural surveys, construction monitoring, Native American consultation, archaeological testing and treatment, historic resource significance evaluations, and large-scale data recovery programs. She maintains excellent relationships with agency staff and Tribal representatives. Additionally, Monica manages a general compliance monitoring team who support clients and agencies in ensuring the daily in-field compliance of overall project mitigation measures.

Relevant Experience

Orange County, Saddle Crest Homes Project EIR, Orange County, CA. Cultural Resources Project Director. The Saddle Crest project includes the development of 65 residential homes on an approximately 113.7-acre site. Monica managed the preparation of a Cultural Resources EIR section as well as a Phase 1 archaeological resources assessment. As part of the Phase 1 archaeological resources assessment, a literature review, a pedestrian survey, and Native American outreach were undertaken to meet CEQA compliance requirements.

Irvine Ranch Water District, Baker Treatment Plant, Orange County, CA. Cultural Resources Principal Investigator. ESA was retained by the Irvine Ranch Water District to provide environmental compliance services. In support of an EIR for the upgrade of the IRWD's Baker Treatment Plant near Lake Forest, ESA cultural resources staff conducted a Phase I Cultural Resources Assessment. Monica directed the archival research, a series of pedestrian surveys, and oversaw the preparation of Phase I Cultural Resources Technical reports and the cultural resources section of the EIR.

Topock Compressor Station Remediation CEQA Services. Mohave County, AZ and San Bernardino County, CA. Cultural Resources Project Director. Monica is overseeing the preparation of cultural resources EIR sections and is providing project support to the California Department of Toxic Substances Control (DTSC), including facilitating Native American involvement. DTSC provides oversight of the site investigation and cleanup activities for the Pacific Gas and Electric Company (PG&E) Topock Gas Compressor Station, located in San Bernardino County, 15 miles southeast of Needles, California. Groundwater samples taken under and near the Station were found to be contaminated with hexavalent chromium and other chemicals as result of past disposal activities. Soils contamination is also present at the site, requiring investigation and cleanup. These activities are highly scrutinized by the regional Native American Tribes because the area has important cultural and religious significance. ESA is currently preparing an EIR for soil investigations and will be conducting CEQA

evaluations that tier off of the Program EIR for the Groundwater Remedy. Additional project-specific EIRs may be required for the final remedy, which is currently undergoing engineering design. ESA will provide these services as well as lead the Native American and public participation efforts.

Los Angeles Department of Water and Power, Path 46 Clearance Surveys, San Bernardino, CA. *Project Director.* ESA has been tasked by Los Angeles Department of Water and Power (LADWP) to conduct required surveys for the Path 46 Transmission Line Clearances Project. The project's objective is to restore required code clearances to the transmission conductors, which will be accomplished by grading the ground surface underneath the transmission lines to achieve required height consistency. The work is being conducted in compliance with BLM guidelines and federal laws and statutes. Biological, archaeological, and paleontological resource surveys are currently being conducted for the 77 proposed grading areas, staging areas, and roads. Reports will be written documenting the results of the surveys and providing recommendations on the areas for access, staging areas, and soil distribution that would have the least amount of impacts on natural resources. Monica is providing support to LADWP in their coordination with the BLM, including providing oversight of map preparation, field surveys, and preparation of pre-field research designs and post-field technical reports.

Ballona Wetlands Restoration EIR, Los Angeles County, CA. *Cultural Resources Project Director.* As part of the development of the restoration plan for the Ballona Wetlands, the ESA project team characterized existing conditions that included water and sediment sampling and analysis. The water and sediment quality sampling was performed to develop and evaluate potential restoration alternatives, and to develop a conceptual plan. The ESA project team compiled existing data on and conducted additional sampling for water and sediment to assess potential effects on the proposed wetland restoration habitat from the use of urban runoff and tidal in-flow from Ballona Creek. These data were used to complete a baseline report and restoration alternatives assessment. Monica is assisting the CSCC in fulfilling Army Corps of Engineers requirements under Section 106 of the National Historic Preservation Act. In addition, she is coordinating with Tribal members and is overseeing a team of resource specialists who are compiling cultural resources technical in preparation of the EIR's Cultural Resources section.

Los Angeles Department of Water and Power La Kretz Innovation Campus, Los Angeles County, CA. *Project Director.* The project involved the rehabilitation of the 61,000-square-foot building located at 518-524 Colyton Street, demolition of the building located at 537-551 Hewitt Street, and construction of an open space public plaza and surface parking lot, and involved compliance with Section 106 of the National Historic Preservation Act and consultation with the California State Historic Preservation Officer. ESA is providing archaeological monitoring and data recovery services and is assisting LADWP with meeting their requirements for Section 106 of the National Historic Preservation Act. Monica is providing oversight to archaeological monitors and crew conducting resource data recovery and laboratory analysis, and is providing guidance to LADWP on meeting Section 106 requirements.

Los Angeles Department of Water and Power Lone Pine Landfill Paleontological Resources Recovery, Inyo County, CA. *Cultural Resources Project Director.* At the request of LADWP, ESA responded to a discovery of large mammal bone at the Lone Pine Landfill in an area where borrow materials were being excavated.



ESA conducted geologic map research and recovered what was identified as a mammoth tusk. The tusk was stabilized, prepared for curation, and transported to a storage facility. Monica provided senior oversight of the paleontological resources recovery team and conducted paleontological resources sensitivity training and guidance to landfill staff in the event additional material are encountered.

City of Los Angeles Recreation and Parks, Hansen Dam Skate Park Project, Los Angeles County, CA. *Cultural Resources Principal Investigator.* ESA prepared a joint EA and IS/MND for the Los Angeles Department of Recreation and Parks in coordination with the U.S. Army Corps of Engineers (Corps) for a proposed skate park facility within the Hansen Dam Recreation Area. Monica managed a Phase I Cultural resources Study, coordinated with the Army Corps of Engineers and provided senior review for the EA/IS/MND cultural resources section.

Los Angeles Unified School District, Central Los Angeles High School #9. Los Angeles, CA. *Project Director.* ESA contributed to Data Recovery Report sections for Los Angeles Unified School District's Central High School #9, constructed in downtown Los Angeles. Between 2004 and 2009, Monica led a team of archaeological staff of ten who conducted archaeological monitoring and data recovery of archaeological materials in connection with the 19th century Los Angeles City Cemetery. She coordinated with the Los Angeles County Coroner and office of Vital Statistics to obtain disinterment permits and developed a mitigation plan incorporating components related to the future disposition of remains, artifact curation, and commemoration. She directed an extensive historical research effort to identify the human remains, and at the request of the client, participated in public outreach and coordination with media.

Bureau of Land Management, On-Call Cultural Resources Services, Riverside County, CA. *Project Manager.* ESA has been retained by the Bureau of Land Management under an on-call contract to provide cultural resource services including compliance monitoring for projects under Bureau of Land Management (BLM) jurisdiction. Monica managed a number of projects for the BLM (Palm Springs South Coast Field Office) providing a wide range of cultural resources services for solar projects and other projects taking place on BLM lands in compliance with Section 106 and specified BLM protocols. Services that she and her staff provide under this contract include compliance monitoring and peer review, Phase I archaeological resources surveys, resource evaluations, the preparation of reports, and Native American consultation. Projects completed under this contract include Dos Palmas Phase I Survey and Archaeological Monitoring, National Monument Phase I Survey, Windy Pointe Archaeological Monitoring, and Fast and the Furious Phase I Survey.



Sara Dietler

Archaeologist

EDUCATION

B.A., Anthropology,
San Diego State
University

19 YEARS EXPERIENCE

CERTIFICATIONS/ REGISTRATION

California BLM Permit,
Principal Investigator,
Statewide

Nevada BLM Permit,
Paleontology, Field
Agent, Statewide

PROFESSIONAL AFFILIATIONS

Society for American
Archaeology (SAA)

Society for California
Archaeology (SCA)

Sara is a senior archaeology and paleontology lead with 20 years of experience in cultural resources management in Southern California. As a senior project manager, she manages technical studies including archaeological and paleontological assessments and surveys, as well as monitoring and fossil salvage for many clients, including public agencies and private developers. She is a cross-trained paleontological monitor and supervisor, familiar with regulations and guidelines implementing the National Historic Preservation Act (NHPA), National Environmental Policy Act (NEPA), California Environmental Quality Act (CEQA), and the Society of Vertebrate Paleontology guidelines. She has extensive experience providing oversight for long-term monitoring projects throughout the Los Angeles Basin for archaeological, Native American, and paleontological monitoring compliance projects and provides streamlined management for these disciplines.

Relevant Experience

Los Angeles Unified School District (LAUSD) Central Los Angeles High School #9; Los Angeles, CA. *Senior Project Archaeologist & Project Manager.* Sara conducted on-site monitoring and investigation of archaeological sites exposed as a result of construction activities. During the data recovery phase in connection with a 19th century cemetery located on-site, she participated in locating of features, feature excavation, mapping, and client coordination. She organized background research on the cemetery, including genealogical, local libraries, city and county archives, other local cemetery records, internet, and local fraternal organizations. Sara advised on the lab methodology and setup and served as project manager. Sara was a contributing author and editor for the published monograph, which was published as part of a technical series, "Not Dead but Gone Before: The Archaeology of Los Angeles City Cemetery."

Downtown Cesar Chavez Median Project, City of Los Angeles, CA. *Project Manager.* Sara assisted the City of Los Angeles Department of Public Works Bureau of Engineering with a Local Assistance Project requiring consultations with Caltrans cultural resources. Responsible for Caltrans coordination, serving as contributing author and report manager for required ASR, HPSR, and HRER prepared for the project.

Elysian/USC Water Recycling Project Initial Study/Environmental Assessment, Los Angeles, CA. *Project Manager.* Sara worked on the Initial Study/Mitigated Negative Declaration and an Environmental Assessment/Finding of No Significant Impact to construct recycled water pipelines for irrigation and other industrial uses serving Los Angeles Department of Water and Power customers in downtown Los Angeles, including Elysian Park. The U.S. Environmental Protection Agency is the federal lead agency.

Appendix B
Sacred Lands File Search



626 Wilshire Boulevard
Suite 1100
Los Angeles, CA 90017
213.599.4300 phone
213.599.4301 fax

www.esassoc.com

December 6, 2017

Gayle Totton
Native American Heritage Commission
1550 Harbor Boulevard, Suite 100
West Sacramento, CA 95691
FAX- 916-373-5471

Subject: SLF Search Request for 1100 5th Street Project (D171143.00)

Dear Ms. Totton:

Environmental Science Associates (ESA) is preparing a Phase I Cultural Assessment for the 1100 5th Street Project (Project). The Project is located in downtown Los Angeles at the southwest corner of 5th Street and Seaton Street (Project area).

The Project includes mixed use commercial and residential development. The Project will remove three existing structures and a surface parking lot to construct an eight-story mixed use building in the Central City North Community Plan Area in the City of Los Angeles.

The attached map depicts the Project area located in a portion of the Los Angeles 7.5-minute USGS quadrangle, Township 1S, Range 13W.

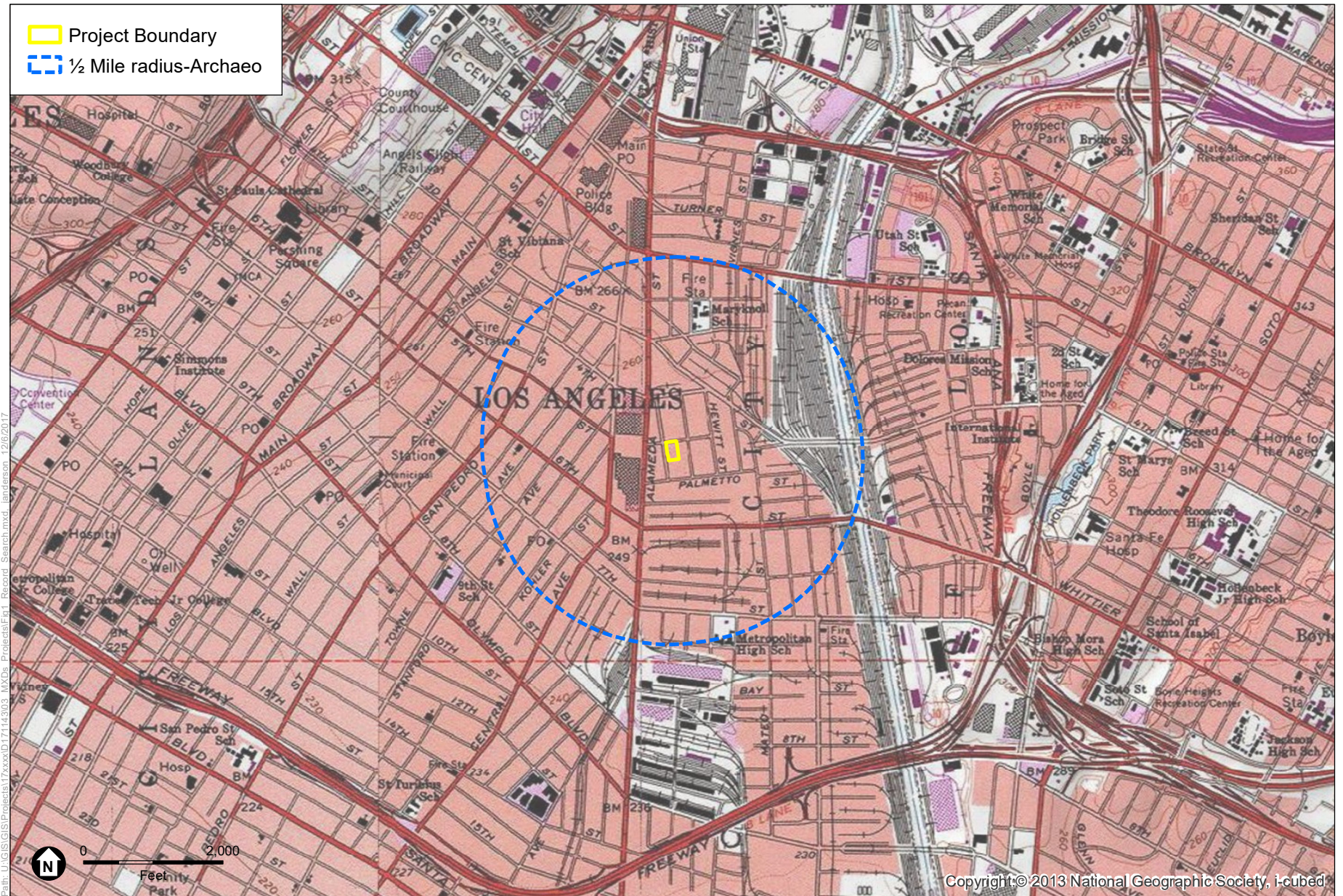
In an effort to provide an adequate appraisal of all potential impacts to cultural resources that may result from the proposed Project, ESA is requesting that a records search be conducted for sacred lands or traditional cultural properties that may exist within the Project area.

Thank you for your time and cooperation regarding this matter. To expedite the delivery of search results, please fax them to 213.599.4301. Please contact me at 213.309.9240 or sdietler@esassoc.com if you have any questions.

Sincerely,

A handwritten signature in black ink, appearing to read "Sara Dietler", with a long horizontal line extending to the right.

Sara Dietler, B.A.
Cultural



TOPOQUAD: Los Angeles

1100 5th Street
Figure 1
 Record Search

NATIVE AMERICAN HERITAGE COMMISSION
Cultural and Environmental Department
1550 Harbor Blvd., Room 100
West Sacramento, CA 95691
Phone: (916) 373-3710
Fax (916) 373-5471
Email: nahc@nahc.ca.gov
Website: <http://www.nahc.ca.gov>



December 20, 2017

Sara Dietler
ESA

Sent by Email to: sdietler@esassoc.com

RE: 1100 5th Street Project (D171143.00), Los Angeles County.

Dear Ms. Dietler:

A record search of the Native American Heritage Commission (NAHC) Sacred Lands File (SLF) was completed for the information you have submitted for the above referenced project. The results were positive. Please contact the Gabrieleno Band of Mission Indians-Kizh Nation on the attached list for more information. Other sources for cultural resources should also be contacted for information regarding known and recorded sites.

Attached is a list of Native American tribes who may also have knowledge of cultural resources in the project area. This list should provide a starting place in locating areas of potential adverse impact within the proposed project area. I suggest you contact all of those indicated; if they cannot supply information, they might recommend others with specific knowledge. By contacting all those listed, your organization will be better able to respond to claims of failure to consult with the appropriate tribe. If a response has not been received within two weeks of notification, the Commission requests that you follow-up with a telephone call or email to ensure that the project information has been received.

If you receive notification of change of addresses and phone numbers from any of these tribes, please notify me. With your assistance we are able to assure that our lists contain current information. If you have any questions or need additional information, please contact me at (916) 373-3712.

Sincerely,

A handwritten signature in blue ink that reads "Katy Sanchez".

Katy Sanchez
Associate Environmental Planner

Attachment

**Native American Heritage Commission
Native American Contacts
12/19/2017**

Barbareno/Ventureno Band of Mission Indians
Julie Lvnn Tumamait-Stenslie, Chair
365 North Poli Ave Chumash
Oiai , CA 93023
itumamait@hotmail.com
(805) 646-6214

Gabrieleno Band of Mission Indians - Kizh Nation
Andrew Salas, Chairperson
P.O. Box 393 Gabrielino
Covina , CA 91723
gabrielenoindians@yahoo.com
(626) 926-4131

Barbareno/Ventureno Band of Mission Indians
Patrick Tumamait
992 El Camino Corto Chumash
Oiai , CA 93023
(805) 216-1253 Cell

Gabrieleno/Tongva San Gabriel Band of Mission Indians
Anthony Morales, Chairperson
P.O. Box 693 Gabrielino Tongva
San Gabriel , CA 91778
GTTribalcouncil@aol.com
(626) 483-3564 Cell

(626) 286-1262 Fax

Barbareno/Ventureno Band of Mission Indians
Eleanor Arrellanes
P.O. Box 5687 Chumash
Ventura , CA 93005
(805) 701-3246

Gabrielino /Tonva Nation
Sandonne Goad, Chairperson
106 1/2 Judge John Aiso St., #231 Gabrielino Tonava
Los Angeles , CA 90012
sgoad@gabrielino-tongva.com
(951) 807-0479

Barbareno/Ventureno Band of Mission Indians
Raudel Joe Banuelos, Jr.
331 Mira Flores Court Chumash
Camarillo , CA 93012
(805) 427-0015

Gabrielino-Tonava Tribe
Linda Candelaria
23454 Vanowen St. Gabrielino
West Hills , CA 91307
palmsprings9@yahoo.com
(626) 676-1184 Cell

Fernandeno Tataviam Band of Mission Indians
Rudv Ortega Jr., Tribal President
1019 Second Street, Suite 1 Fernandeno
San Fernando , CA 91340 Tataviam
rortega@tataviam-nsn.us
(818) 837-0794 Office

(818) 837-0796 Fax

Gabrielino-Tonava Tribe
Charles Alvarez, Chairperson
23454 Vanowen St.
West Hills , CA 91307
roadkincharles@aol.com
(310) 403-6048

This list is current only as of the date of this document and is based on the information available to the Commission on the date it was produced.

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 Resource Section 5097.98 of the Public Resources Code.

This list is only applicable for contacting local Native Americans with regard to cultural resources assessments for the proposed 1100 5th Street Project (D171143.00), Los Angeles County.

Native American Heritage Commission

Native American Contacts

12/19/2017

Kern Valley Indian Community
Robert Robinson, Chairperson
P.O. Box 1010
Lake Isabella, CA 93283
brobinson@iwvisp.com
(760) 378-2915 Cell

Tubatulabal
Kawaiisu

Santa Ynez Band of Chumash Indians
Kenneth Kahn, Chairperson
P.O. Box 517
Santa Ynez, CA 93460
kkahn@santaynezchumash.org
(805) 688-7997

Chumash

(805) 686-9578 Fax

Kitanemuk & Yowlumne Teion Indians
Delia Dominguez, Chairperson
115 Radio Street
Bakersfield, CA 93305
deedominguez@juno.com
(626) 339-6785

Yowlumne
Kitanemuk

Soboba Band of Luiseno Indians
Joseph Ontiveros, Cultural Resource Department
P.O. BOX 487
San Jacinto, CA 92581
iontiveros@soboba-nsn.gov
(951) 663-5279
(951) 654-5544 ext 4137
(951) 654-4198 Fax

Luiseno
Cahuilla

San Fernando Band of Mission Indians
John Valenzuela, Chairperson
P.O. Box 221838
Newhall, CA 91322
(760) 885-0955 Cell

Fernandeno
Tataviam
Serrano
Vanyume
Kitanemuk

San Manuel Band of Mission Indians
Lee Clauss, Director-CRM Dept.
26569 Community Center Drive
Highland, CA 92346
lclauss@sanmanuel-nsn.gov
(909) 864-8933

Serrano

(909) 864-3370 Fax

San Manuel Band of Mission Indians
Lynn Valbuena
26569 Community Center Dr.
Highland, CA 92346
(909) 864-8933

Serrano

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This list is only applicable for contacting local Native Americans with regard to cultural resources assessments for the proposed 1100 5th Street Project (D171143.00), Los Angeles County.

Appendix C
**Assembly Bill 52 Consultation
Correspondence**

DEPARTMENT OF
CITY PLANNING

CITY PLANNING COMMISSION

DAVID H. J. AMBROZ
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(213) 978-1300

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ERIC GARCETTI
MAYOR

EXECUTIVE OFFICES
200 N. SPRING STREET, ROOM 525
LOS ANGELES, CA 90012-4801

VINCENT P. BERTONI, AICP
DIRECTOR
(213) 978-1271

KEVIN J. KELLER, AICP
EXECUTIVE OFFICER
(213) 978-1272

LISA M. WEBBER, AICP
DEPUTY DIRECTOR
(213) 978-1274

<http://planning.lacity.org>

October 16, 2017

Fernandeño Tataviam Band of Mission Indians
Kimia Fatehi, Director, Public Relations
1019 2nd Street, Ste. 1
San Fernando, CA 91340

RE: 1100 E. 5th Street Project
Case No. ENV-2016-3727-EIR

Dear Tribal Representative:

This letter is to inform you that the Los Angeles Department of City Planning is reviewing the proposed 1100 E. 5th Street Project (Project), as described in the following paragraph:

The Project proposes to demolish existing uses and develop a mixed-use building consisting of 220 live/work units, approximately 44,530 square feet of commercial uses and art production space on a 1.2-acre site located at 1100 E. 5th Street and 506-530 S. Seaton Street in the Central City North Community Plan area (the Project Site). The relatively flat site is located at the southeast corner of E. 5th Street and Seaton Street and currently consists of three single-story industrial warehouses with a combined floor area of approximately 35,000 square feet and associated surface parking. Eleven percent of the units (approximately 25 live/work units) would be deed-restricted for Very Low Income households. The proposed building would be approximately 110 feet (8 levels) tall and would include a three-level subterranean parking structure. The maximum depth of excavation to construct the subterranean parking structure is estimated to be 37 feet below ground surface.

Per AB 52, you have the right to consult on a proposed public or private project prior to the release of a negative declaration, mitigated negative declaration or environmental impact report. You have 30 calendar days from receipt of this letter to notify us in writing that you wish to consult on this project. Please provide your contact information and mail your request to:

Los Angeles Department of City Planning
Attn: William Lamborn
200 N. Spring Street, Room 750
Los Angeles, CA 90012
Email: william.lamborn@lacity.org
Phone No.: 213.978.1470

Sincerely,

A handwritten signature in black ink, appearing to read "William Lamborn". The signature is fluid and cursive, with the first name being more prominent.

William Lamborn
City Planner
Major Projects

DEPARTMENT OF
CITY PLANNING

CITY PLANNING COMMISSION

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ERIC GARCETTI
MAYOR

EXECUTIVE OFFICES
200 N. SPRING STREET, ROOM 525
LOS ANGELES, CA 90012-4801

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October 16, 2017

Gabrieleño Band of Mission Indians – Kizh Nation
Andrew Salas, Chairperson
P.O. Box 393
Covina, CA 91723

RE: 1100 E. 5th Street Project
Case No. ENV-2016-3727-EIR

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Major Projects

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LOS ANGELES, CA 90012-4801

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October 16, 2017

Gabrielino Tongva Indians of California Tribal Council
Robert F. Dorame, Tribal Chair/Cultural Resources
P.O. Box 490
Bellflower, CA 90707

RE: 1100 E. 5th Street Project
Case No. ENV-2016-3727-EIR

Dear Tribal Representative:

This letter is to inform you that the Los Angeles Department of City Planning is reviewing the proposed 1100 E. 5th Street Project (Project), as described in the following paragraph:

The Project proposes to demolish existing uses and develop a mixed-use building consisting of 220 live/work units, approximately 44,530 square feet of commercial uses and art production space on a 1.2-acre site located at 1100 E. 5th Street and 506-530 S. Seaton Street in the Central City North Community Plan area (the Project Site). The relatively flat site is located at the southeast corner of E. 5th Street and Seaton Street and currently consists of three single-story industrial warehouses with a combined floor area of approximately 35,000 square feet and associated surface parking. Eleven percent of the units (approximately 25 live/work units) would be deed-restricted for Very Low Income households. The proposed building would be approximately 110 feet (8 levels) tall and would include a three-level subterranean parking structure. The maximum depth of excavation to construct the subterranean parking structure is estimated to be 37 feet below ground surface.

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City Planner
Major Projects

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LISA M. WEBBER, AICP
DEPUTY DIRECTOR
(213) 978-1274

<http://planning.lacity.org>

October 16, 2017

Gabrielino/Tongva Nation
Sam Dunlap, Cultural Resources Director
P.O. Box 86908
Los Angeles, CA 90086

RE: 1100 E. 5th Street Project
Case No. ENV-2016-3727-EIR

Dear Tribal Representative:

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Phone No.: 213.978.1470

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William Lamborn
City Planner
Major Projects

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ERIC GARCETTI
MAYOR

EXECUTIVE OFFICES
200 N. SPRING STREET, ROOM 525
LOS ANGELES, CA 90012-4801

VINCENT P. BERTONI, AICP
DIRECTOR
(213) 978-1271

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DEPUTY DIRECTOR
(213) 978-1274

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October 16, 2017

Gabrielino/Tongva Nation
Sandonne Goad, Chairperson
106 1/2 Judge John Aiso St., #231
Los Angeles, CA 90012

RE: 1100 E. 5th Street Project
Case No. ENV-2016-3727-EIR

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William Lamborn
City Planner
Major Projects

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(213) 978-1274

<http://planning.lacity.org>

October 16, 2017

Gabrielino/Tongva San Gabriel Band of Mission Indians
Anthony Morales, Chairperson
P.O. Box 693
San Gabriel, CA 91778

RE: 1100 E. 5th Street Project
Case No. ENV-2016-3727-EIR

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City Planner
Major Projects

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DEPUTY DIRECTOR
(213) 978-1274

<http://planning.lacity.org>

October 16, 2017

Gabrielino-Tongva Tribe
Charles Alvarez, Co-Chairperson
23454 Vanowen Street
West Hills, CA 91307

RE: 1100 E. 5th Street Project
Case No. ENV-2016-3727-EIR

Dear Tribal Representative:

This letter is to inform you that the Los Angeles Department of City Planning is reviewing the proposed 1100 E. 5th Street Project (Project), as described in the following paragraph:

The Project proposes to demolish existing uses and develop a mixed-use building consisting of 220 live/work units, approximately 44,530 square feet of commercial uses and art production space on a 1.2-acre site located at 1100 E. 5th Street and 506-530 S. Seaton Street in the Central City North Community Plan area (the Project Site). The relatively flat site is located at the southeast corner of E. 5th Street and Seaton Street and currently consists of three single-story industrial warehouses with a combined floor area of approximately 35,000 square feet and associated surface parking. Eleven percent of the units (approximately 25 live/work units) would be deed-restricted for Very Low Income households. The proposed building would be approximately 110 feet (8 levels) tall and would include a three-level subterranean parking structure. The maximum depth of excavation to construct the subterranean parking structure is estimated to be 37 feet below ground surface.

Per AB 52, you have the right to consult on a proposed public or private project prior to the release of a negative declaration, mitigated negative declaration or environmental impact report. You have 30 calendar days from receipt of this letter to notify us in writing that you wish to consult on this project. Please provide your contact information and mail your request to:

Los Angeles Department of City Planning
Attn: William Lamborn
200 N. Spring Street, Room 750
Los Angeles, CA 90012
Email: william.lamborn@lacity.org
Phone No.: 213.978.1470

Sincerely,

A handwritten signature in black ink, appearing to read "William Lamborn". The signature is written in a cursive style with a large initial "W" and a long, sweeping underline.

William Lamborn
City Planner
Major Projects

DEPARTMENT OF
CITY PLANNING

CITY PLANNING COMMISSION

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PRESIDENT

RENEE DAKE WILSON
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ROCKY WILES
COMMISSION OFFICE MANAGER
(213) 978-1300

CITY OF LOS ANGELES
CALIFORNIA



ERIC GARCETTI
MAYOR

EXECUTIVE OFFICES
200 N. SPRING STREET, ROOM 525
LOS ANGELES, CA 90012-4801

VINCENT P. BERTONI, AICP
DIRECTOR
(213) 978-1271

KEVIN J. KELLER, AICP
EXECUTIVE OFFICER
(213) 978-1272

LISA M. WEBBER, AICP
DEPUTY DIRECTOR
(213) 978-1274

<http://planning.lacity.org>

October 16, 2017

San Fernando Band of Mission Indians
John Valenzuela, Chairperson
P.O. Box 221838
Newhall, CA 91322

RE: 1100 E. 5th Street Project
Case No. ENV-2016-3727-EIR

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William Lamborn
City Planner
Major Projects

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<http://planning.lacity.org>

October 16, 2017

Torres Martinez Desert Cahuilla Indians
Michael Mirelez, Cultural Resource Coordinator
PO Box 1160
Thermal, CA 92274

RE: 1100 E. 5th Street Project
Case No. ENV-2016-3727-EIR

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Los Angeles, CA 90012
Email: william.lamborn@lacity.org
Phone No.: 213.978.1470

Sincerely,

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William Lamborn
City Planner
Major Projects



Kathleen King <kathleen.king@lacity.org>

1100 5th Street Project AB 52 Closure of Consultation Letter

1 message

Kathleen King <kathleen.king@lacity.org>

Wed, Nov 22, 2023 at 2:11 PM

To: Administration Gabrieleno Indians <admin@gabrielenoindians.org>

Chairman Salas,

Attached please find the City of Los Angeles Department of City Planning's AB 52 Closure of Consultation Letter for the 1100 5th Street Project.

Thank you,



LOS ANGELES
CITY PLANNING

Kathleen King

City Planner

Los Angeles City Planning

221 N. Figueroa St., Suite 1350

Los Angeles, CA 90012

T: (213) 847-3624 | Planning4LA.org



 **1100 5th St AB 52 Consultation Closure_Final_Signed.pdf**
239K

**DEPARTMENT OF
CITY PLANNING**

COMMISSION OFFICE
(213) 978-1300

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PRESIDENT

MONIQUE LAWSHE
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CITY OF LOS ANGELES
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KAREN BASS
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VINCENT P. BERTONI, AICP
DIRECTOR

SHANA M.M. BONSTIN
DEPUTY DIRECTOR

ARTHI L. VARMA, AICP
DEPUTY DIRECTOR

LISA M. WEBBER, AICP
DEPUTY DIRECTOR

November 22, 2023

Andrew Salas
Tribal Chairman
Gabrieleño Band of Mission Indians – Kizh Nation
PO Box 393
Covina, CA 91723

RE: AB 52 Notification of Closure of Consultation
1100 E. 5th Street Project at 506-530 South Seaton Street, Los Angeles, CA, 90013
(Case No. ENV-2016-3727-EIR)

Dear Chairman Salas:

Thank you for engaging with the City of Los Angeles in the AB 52 consultation process for the 1100 E. 5th Street Project (Project). The City recognizes that the AB 52 consultation process requires ongoing collaboration between the City and sovereign Tribal governments, including the Gabrieleño Band of Mission Indians – Kizh Nation (Tribe), and appreciates the Tribe's dialogue and collaboration with the City regarding this Project. The purpose of this correspondence is to inform the Tribe of the City's closure of AB 52 consultation for the Project as of today's date, November 22, 2023.

The Tribal Cultural Resources Appendix of the Draft EIR includes an analysis of non-confidential and confidential information and resources the Tribe has provided to the City, as well as, but not limited to, a full ethnographic context statement, a Sacred Lands File Search, and a review of previously performed Cultural Resource Studies. Furthermore, the Tribal Cultural Resources Section of the Draft EIR states that the City has found that the Project has the potential to cause a substantial adverse impact to the significance of any tribal cultural resources, as described in Public Resources Code (PRC) Section 21084.2. As such, the City determined that a mitigation measure is required in order to feasibly mitigate any potential adverse impacts to tribal cultural resources to less than significant.

In the City's Pre-Closure of Consultation Letter, dated October 27, 2023, staff summarized the combined efforts to engage in a meaningful consultation regarding the Project's potential impacts to tribal cultural resources and to document the tribal consultation process, pursuant to PRC Section 21080.3.2, and shared the proposed mitigation measure. The Tribe responded the same day to the Pre-Closure of Consultation Letter stating they are not in agreement with the language proposed in the City's mitigation measure and attached the Tribe's preferred mitigation measure. The City has incorporated components of the Tribe's preferred mitigation measure into the City's

proposed mitigation measure, which both require on-site monitoring by a tribal monitor, and provide procedures and guidance on steps that would occur in the event that any subsurface objects or artifacts that may be tribal cultural resources are encountered. The Tribe's suggested guidance regarding the potential discovery of human remains and associated funerary objects will be considered should those types of resources be discovered (see points 2, 3, and 4 below of the City's proposed mitigation measure).

The City, after acting in good faith and after reasonable effort, concludes consultation for purposes of AB 52. The closure of consultation does not foreclose the ability of the City or Tribe to continue discussions about the Project and the attached mitigation measure. With the upcoming release of the Draft EIR, a minimum 60-day comment period will commence, during which the Tribe may submit written comments on the adequacy of the Draft EIR, to be made public and incorporated in the Final EIR.

Thank you again for engaging with the City on the 1100 E. 5th Street Project.

Respectfully,

A handwritten signature in cursive script that reads "Kathleen King".

Kathleen King
City Planner
Department of City Planning – Major Projects

Tribal Cultural Mitigation Measure

Prior to commencing any ground disturbance activities at the Project site, the Applicant, or its successor, shall retain archeological monitors and tribal monitors that are qualified to identify subsurface tribal cultural resources. Ground disturbance activities shall include excavating, digging, trenching, plowing, drilling, tunneling, quarrying, grading, leveling, removing peat, clearing, driving posts, augering, backfilling, blasting, stripping topsoil or a similar activity at the project site. Any qualified tribal monitor(s) shall be approved by the Gabrieleño Band of Mission Indians-Kizh Nation. Any qualified archeological monitor(s) shall be approved by the Department of City Planning, Office of Historic Resources (“OHR”).

The qualified archeological and tribal monitors shall observe all ground disturbance activities on the project site at all times the ground disturbance activities are taking place. If ground disturbance activities are simultaneously occurring at multiple locations on the project site, an archeological and tribal monitor shall be assigned to each location where the ground disturbance activities are occurring. The on-site monitoring shall end when the ground disturbing activities are completed, or when the archeological and tribal monitor both indicate that the site has a low potential for impacting tribal cultural resources.

Prior to commencing any ground disturbance activities, the archeological monitor in consultation with the tribal monitor, shall provide Worker Environmental Awareness Program (WEAP) training to construction crews involved in ground disturbance activities that provides information on regulatory requirements for the protection of tribal cultural resources. As part of the WEAP training, construction crews shall be briefed on proper procedures to follow should a crew member discover tribal cultural resources during ground disturbance activities. In addition, workers will be shown examples of the types of resources that would require notification of the archeological monitor and tribal monitor. The Applicant shall maintain on the Project site, for City inspection, documentation establishing the training was completed for all members of the construction crew involved in ground disturbance activities.

The monitors will complete daily monitoring logs that will provide descriptions of the relevant ground-disturbing activities, the type of construction activities performed, locations of ground disturbing activities, soil types, cultural-related materials, and any other facts, conditions, materials, or discoveries of significance to the Tribe. Monitor logs will identify and describe any discovered TCRs, including but not limited to, Native American cultural and historical artifacts, remains, places of significance, etc., (collectively, tribal cultural resources, or “TCR”), as well as any discovered Native American (ancestral) human remains and burial goods. Copies of monitor logs will be provided to the project applicant/lead agency upon written request.

In the event that any subsurface objects or artifacts that may be tribal cultural resources are encountered during the course of any ground disturbance activities, all such activities shall temporarily cease within the area of discovery, the radius of which shall be determined by a qualified archeologist, in consultation with a qualified tribal monitor, until the potential tribal cultural resources are properly assessed and addressed pursuant to the process set forth below:

1. Upon a discovery of a potential tribal cultural resource, the Applicant, or its successor, shall immediately stop all ground disturbance activities and contact the following: (1)

all California Native American tribes that have informed the City they are traditionally and culturally affiliated with the geographic area of the proposed project; (2) and OHR.

2. If OHR determines, pursuant to Public Resources Code Section 21074 (a)(2), that the object or artifact appears to be a tribal cultural resource in its discretion and supported by substantial evidence, the City shall provide any affected tribe a reasonable period of time, not less than 14 days, to conduct a site visit and make recommendations to the Applicant, or its successor, and the City regarding the monitoring of future ground disturbance activities, as well as the treatment and disposition of any discovered tribal cultural resources.
3. The Applicant, or its successor, shall implement the tribe's recommendations if a qualified archaeologist retained by the City and paid for by the Applicant, or its successor, in consultation with the tribal monitor, reasonably conclude that the tribe's recommendations are reasonable and feasible.
4. In addition to any recommendations from the applicable tribe(s), a qualified archeologist shall develop a list of actions that shall be taken to avoid or minimize impacts to the identified tribal cultural resources substantially consistent with best practices identified by the Native American Heritage Commission and in compliance with any applicable federal, state, or local law, rule, or regulation.
5. If the Applicant, or its successor, does not accept a particular recommendation determined to be reasonable and feasible by the qualified archaeologist or qualified tribal monitor, the Applicant, or its successor, may request mediation by a mediator agreed to by the Applicant, or its successor, and the City. The mediator must have the requisite professional qualifications and experience to mediate such a dispute. The City shall make the determination as to whether the mediator is at least minimally qualified to mediate the dispute. After making a reasonable effort to mediate this particular dispute, the City may (1) require the recommendation be implemented as originally proposed by the archaeologist or tribal monitor; (2) require the recommendation, as modified by the City, be implemented as it is at least as equally effective to mitigate a potentially significant impact; (3) require a substitute recommendation be implemented that is at least as equally effective to mitigate a potentially significant impact to a tribal cultural resource; or (4) not require the recommendation be implemented because it is not necessary to mitigate an significant impacts to tribal cultural resources. The Applicant, or its successor, shall pay all costs and fees associated with the mediation.
6. The Applicant, or its successor, may recommence ground disturbance activities outside of a specified radius of the discovery site, so long as this radius has been reviewed by both the qualified archaeologist and qualified tribal monitor and determined to be reasonable and appropriate.
7. The Applicant, or its successor, may recommence ground disturbance activities inside of the specified radius of the discovery site only after it has complied with all of the recommendations developed and approved pursuant to the process set forth in paragraphs 2 through 5 above.
8. Copies of any subsequent prehistoric archaeological study, tribal cultural resources study or report, detailing the nature of any significant tribal cultural resources, remedial actions taken, and disposition of any significant tribal cultural resources shall be submitted to the

South Central Coastal Information Center (SCCIC) at California State University, Fullerton and to the Native American Heritage Commission for inclusion in its Sacred Lands File.


9. Notwithstanding paragraph 8 above, any information that the Department of City Planning, in consultation with the City Attorney's Office, determines to be confidential in nature shall be excluded from submission to the SCCIC or provided to the public under the applicable provisions of the California Public Records Act, California Public Resources Code, section 6254(r), and handled in compliance with the City's AB 52 Confidentiality Protocols.

Appendix D

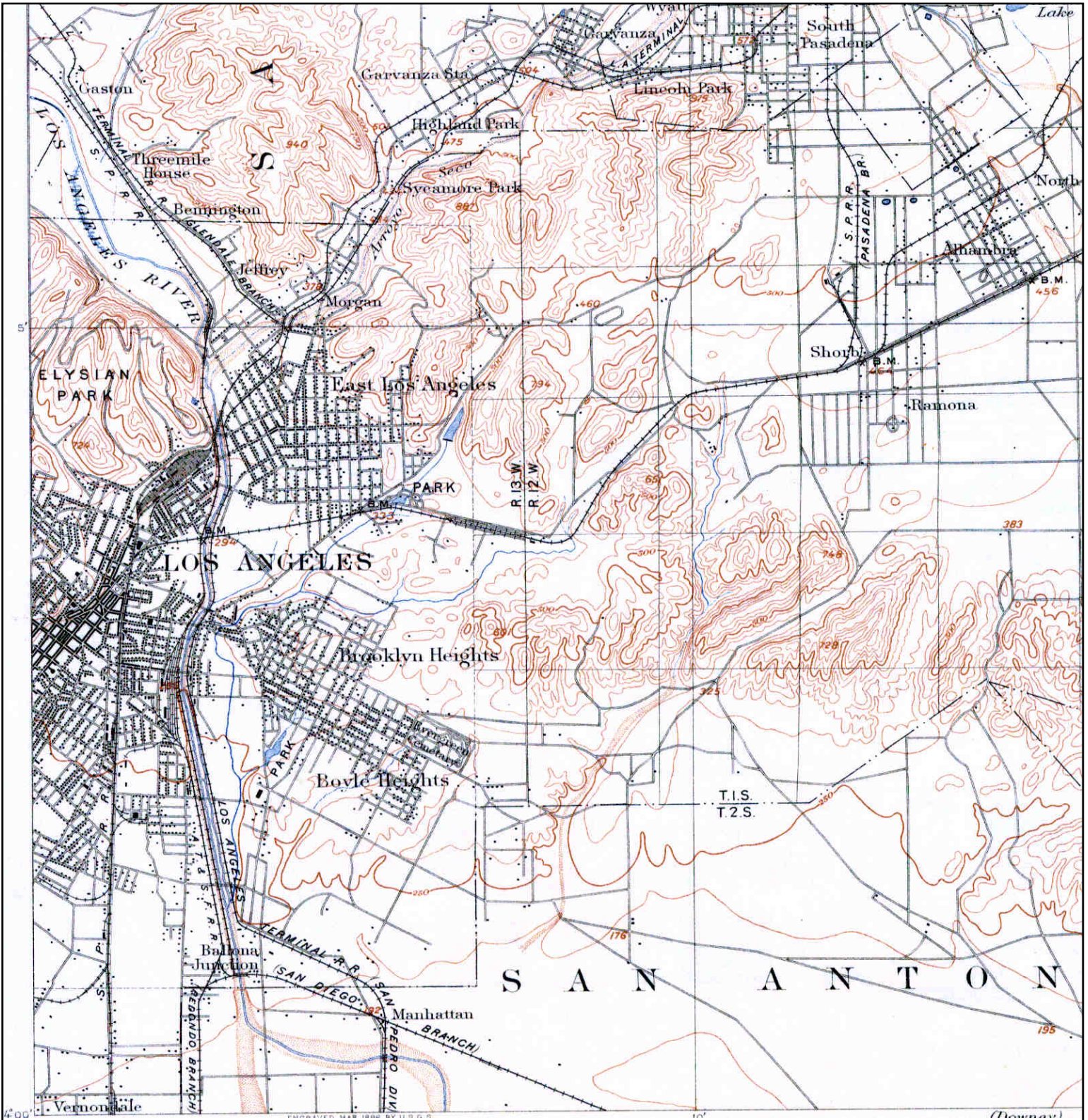
Historic Maps and Aerial Photos


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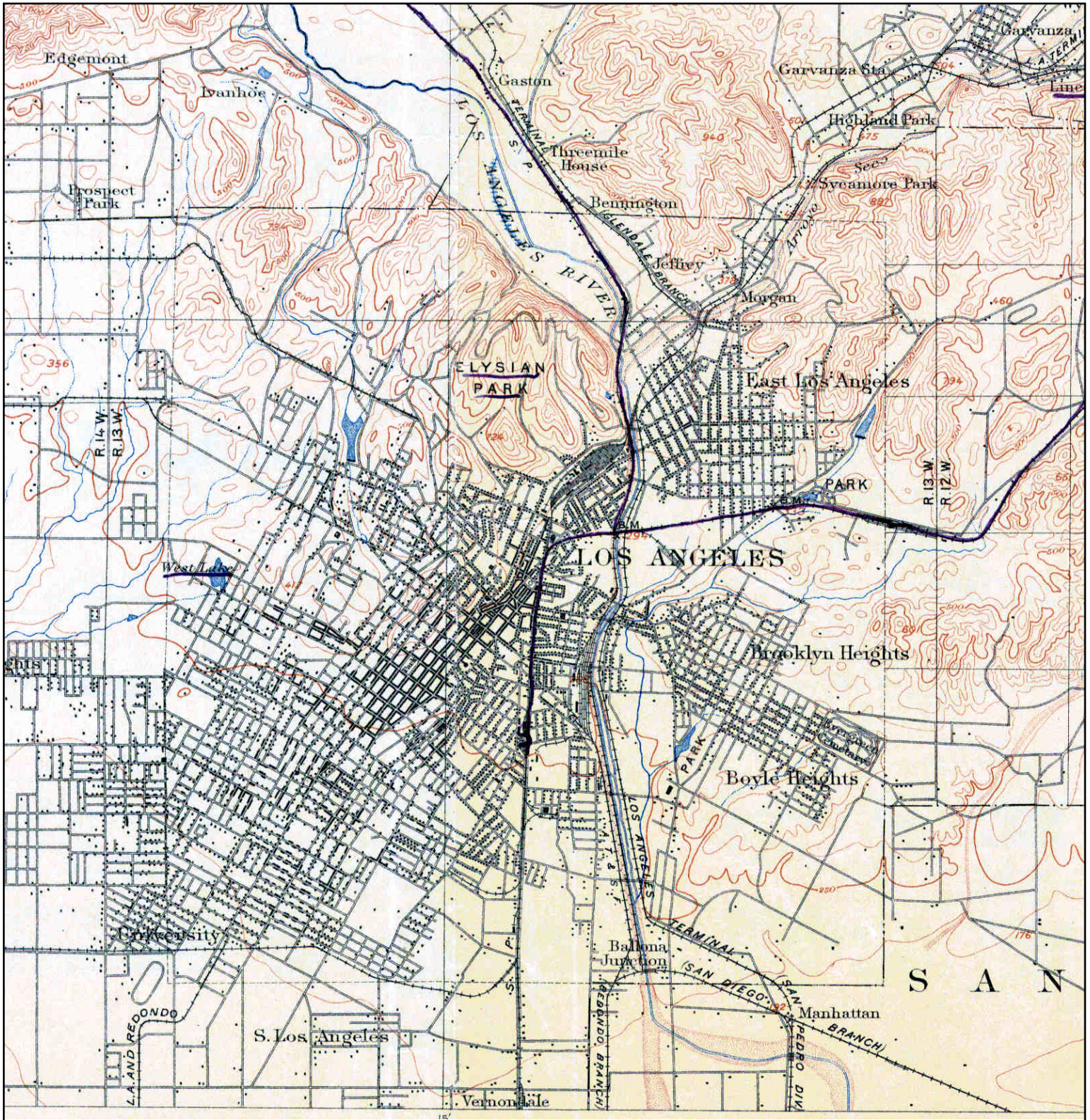
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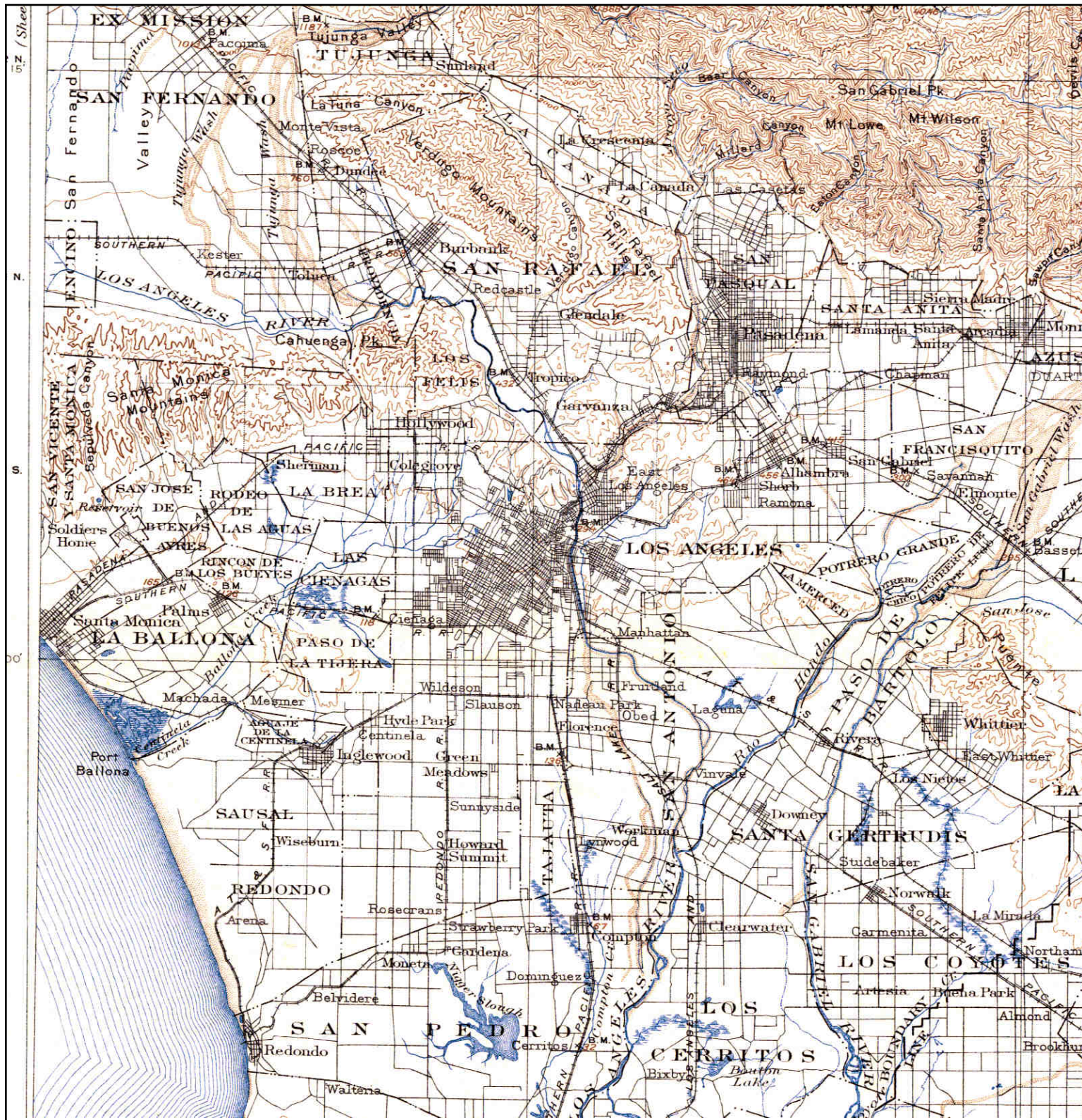
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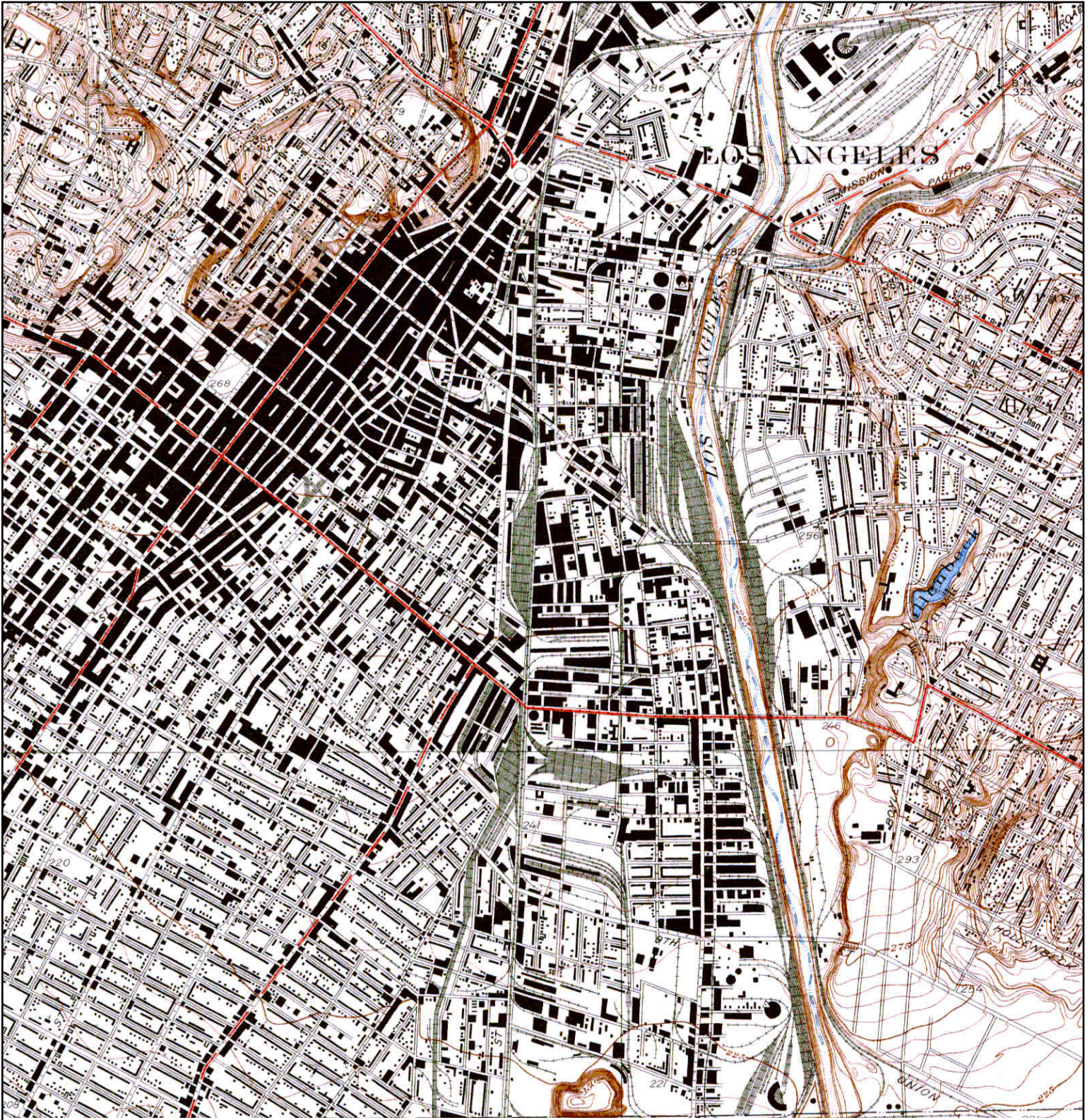
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Historical Topographic Map



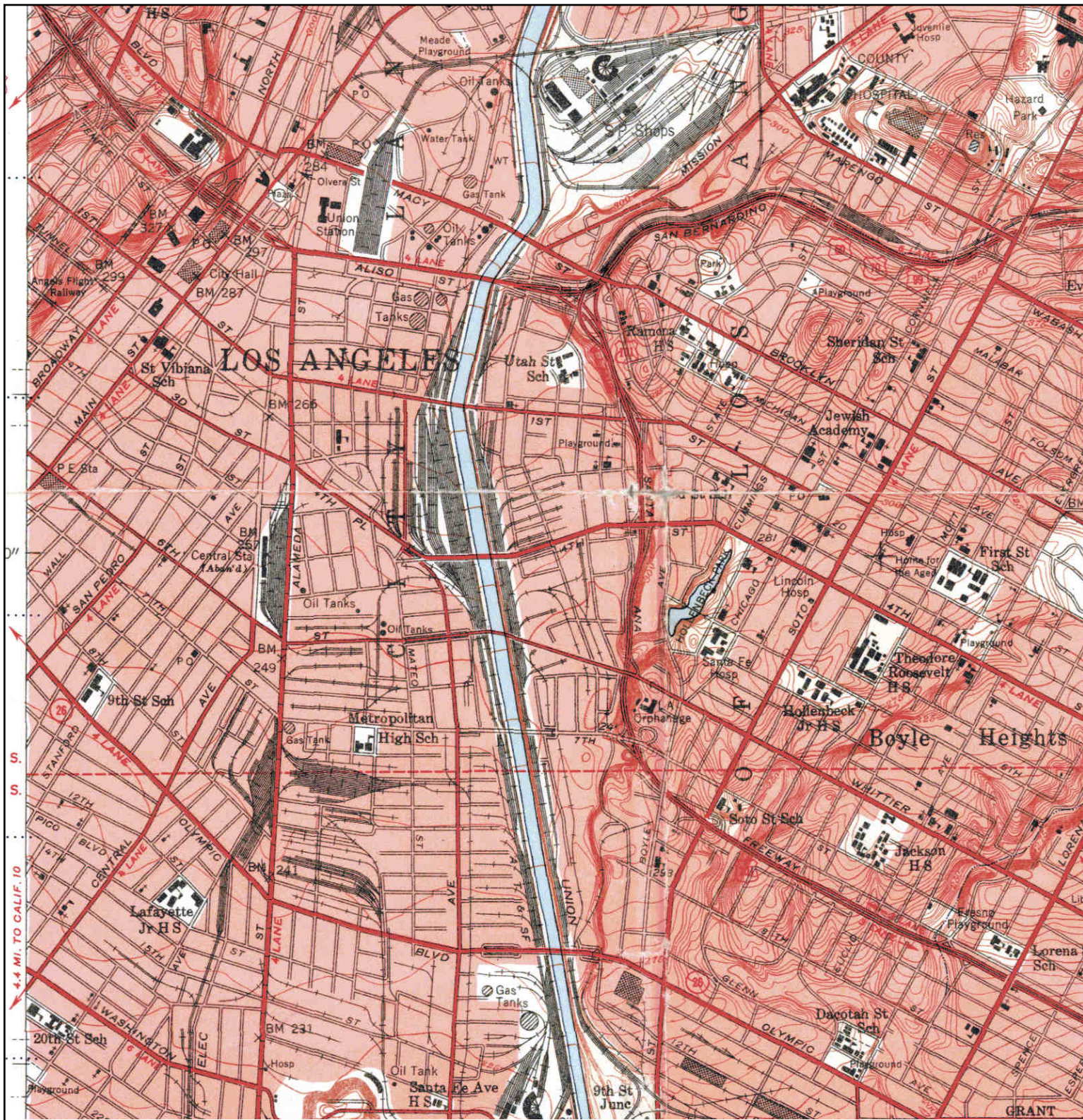
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Historical Topographic Map



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	NAME: LOS ANGELES	ADDRESS: 1100 E 5th Street	CONTACT: Elias Aparicio
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Historical Topographic Map



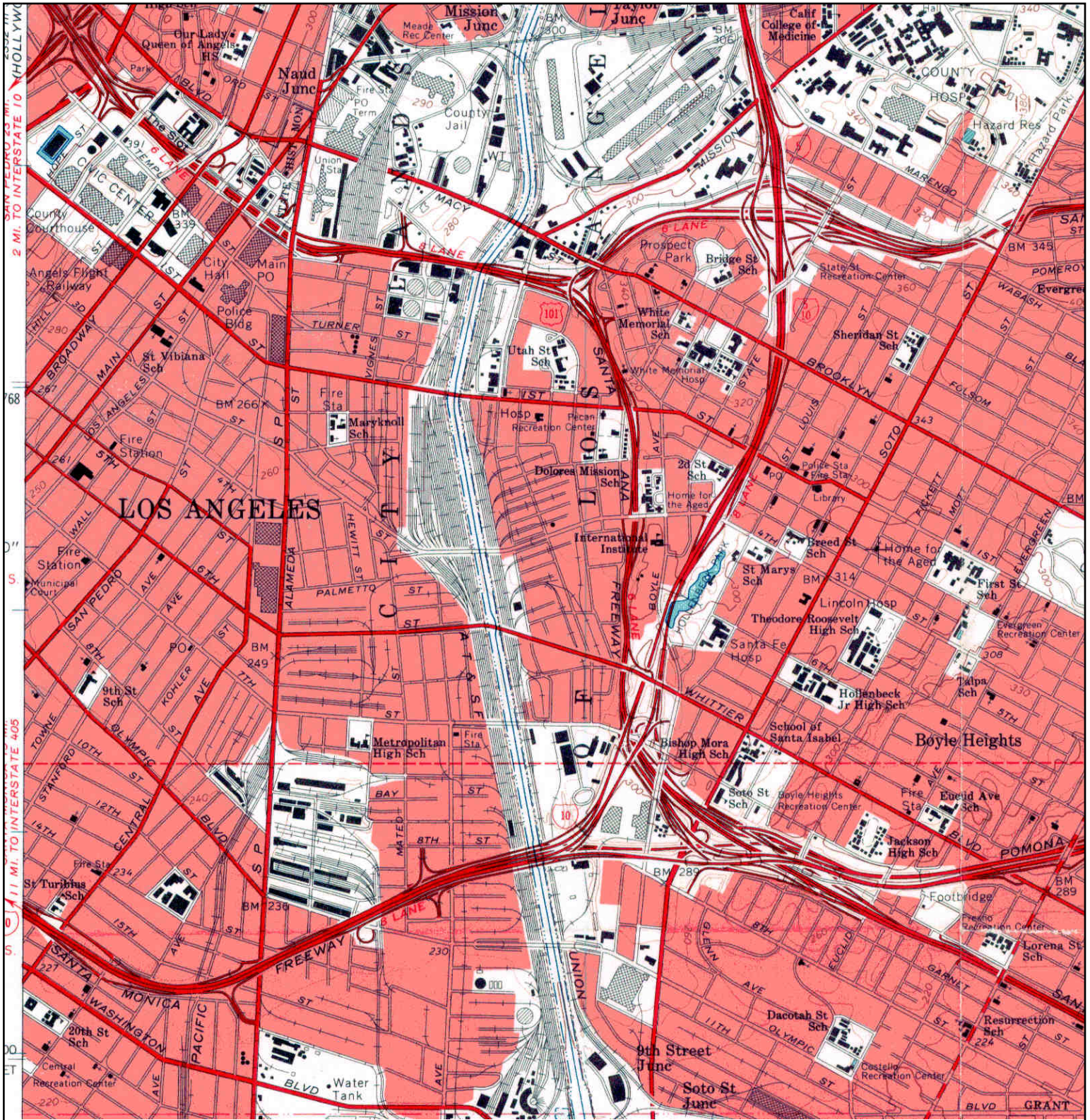
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	NAME: LOS ANGELES AND VICINITY EAST 2 OF 4	ADDRESS: 1100 E 5th Street Los Angeles, CA 90013	CONTACT: Elias Aparicio
	MAP YEAR: 1953	LAT/LONG: 34.0411 / -118.237	INQUIRY#: 4127943.4
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Historical Topographic Map



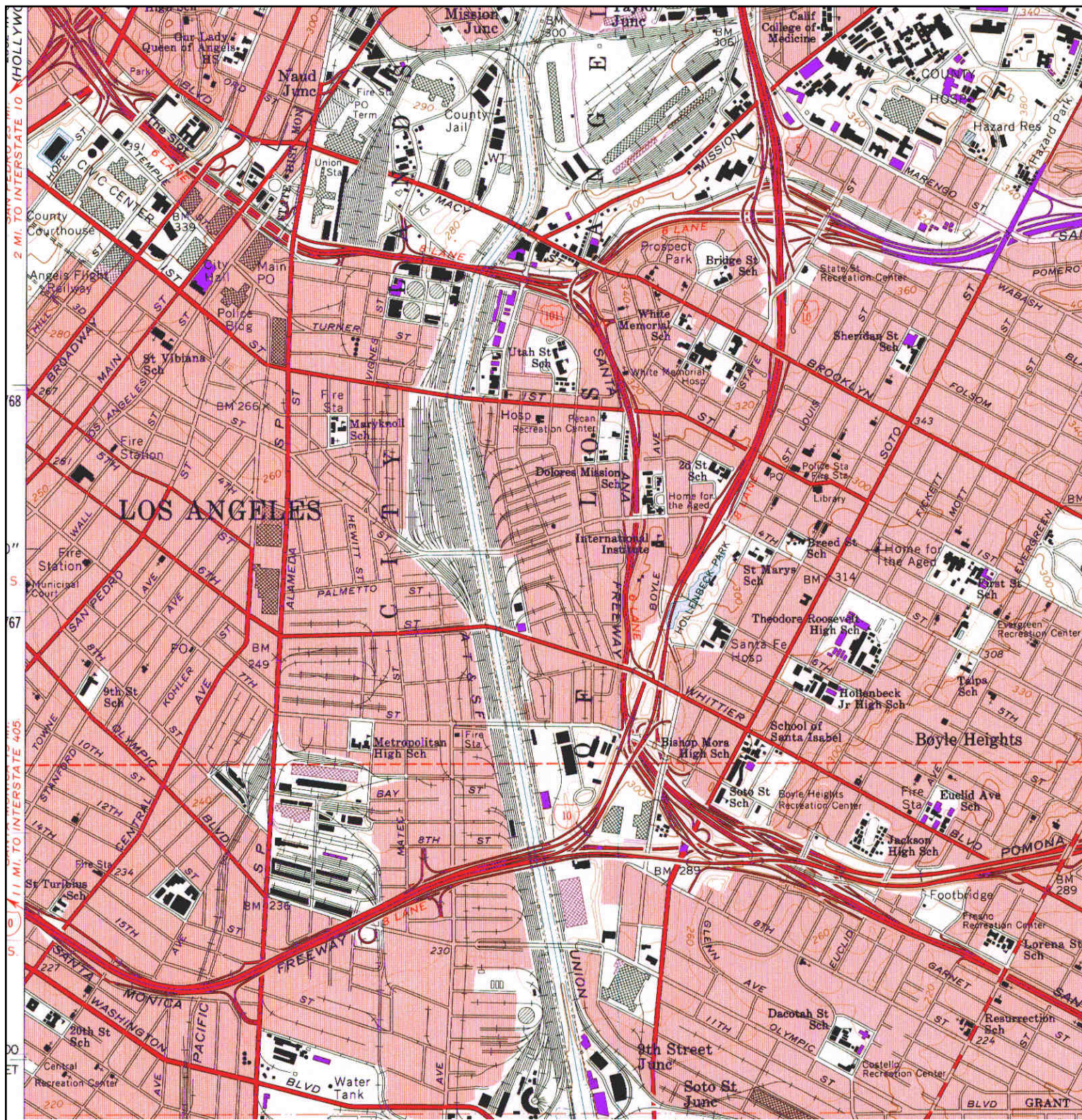
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	NAME: LOS ANGELES	ADDRESS: 1100 E 5th Street	CONTACT: Elias Aparicio	
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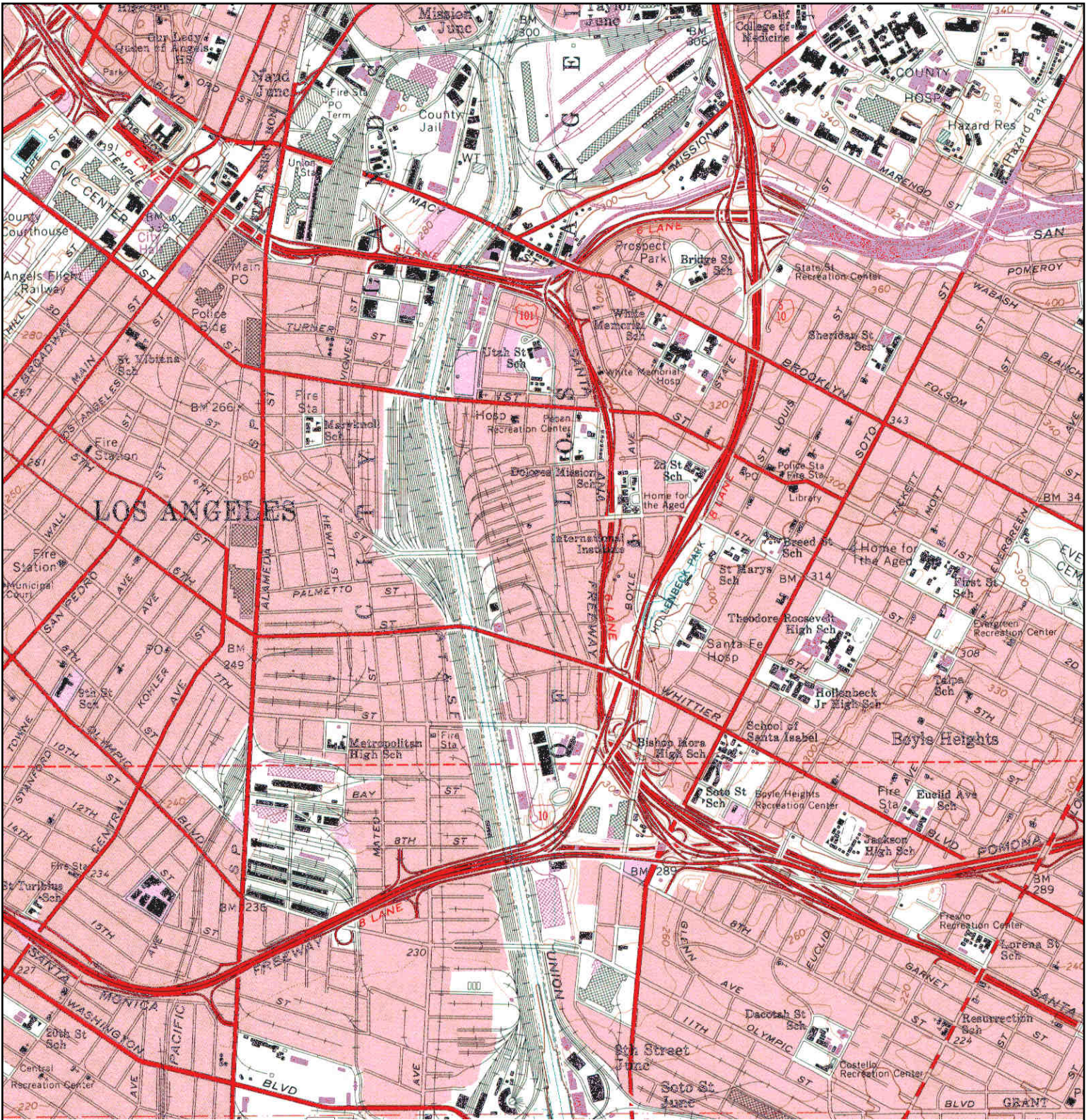
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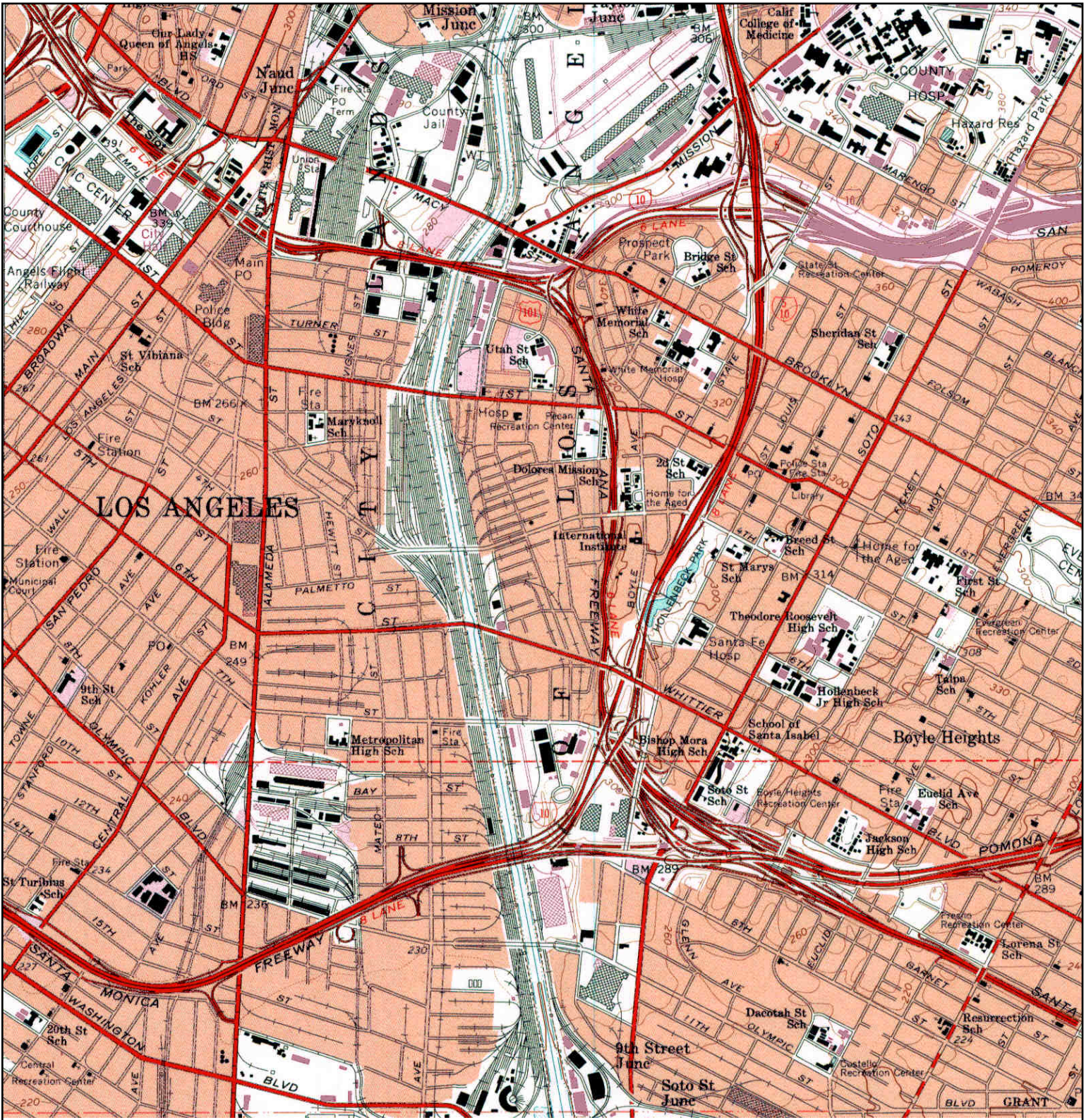
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Historical Topographic Map



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	NAME: LOS ANGELES	ADDRESS: 1100 E 5th Street	CONTACT: Elias Aparicio
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Historical Topographic Map



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1970 Certified Sanborn Map



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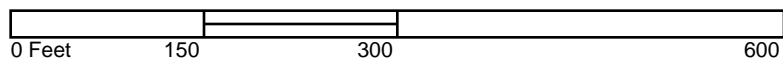
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Site Name: Warehouse Downtown LA
 Address: 1100 E 5th Street
 City, ST, ZIP: Los Angeles CA 90013
 Client: PSI, Inc.
 EDR Inquiry: 41279433
 Order Date: 11/7/2014 11:37:03 AM
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Volume 2, Sheet 201
 Volume 2, Sheet 202
 Volume 2, Sheet 204



1967 Certified Sanborn Map



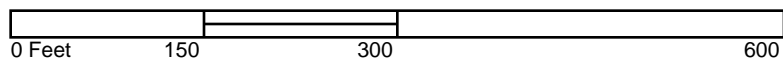
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 City, ST, ZIP: Los Angeles CA 90013
 Client: PSI, Inc.
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 Order Date: 11/7/2014 11:37:03 AM
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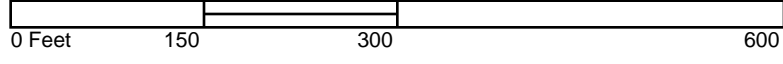
Volume 2, Sheet 201
 Volume 2, Sheet 202
 Volume 2, Sheet 204



1960 Certified Sanborn Map



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- Volume 2, Sheet 202
- Volume 2, Sheet 204



1959 Certified Sanborn Map

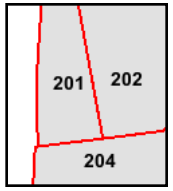
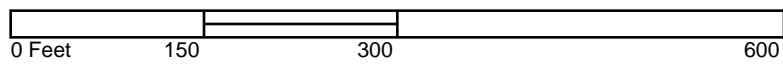


Site Name: Warehouse Downtown LA
 Address: 1100 E 5th Street
 City, ST, ZIP: Los Angeles CA 90013
 Client: PSI, Inc.
 EDR Inquiry: 4127943.3
 Order Date: 11/7/2014 11:37:03 AM
 Certification #: E500-4E4C-B74C



LOS ANGELES TIMES
 TRUCK SERVICE
 DEPT. & TRUCK STAGE YARD

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 Outlined areas indicate map sheets within the collection.



Volume 2, Sheet 201
 Volume 2, Sheet 202
 Volume 2, Sheet 204



1954 Certified Sanborn Map

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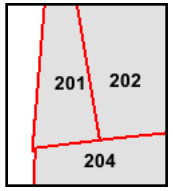
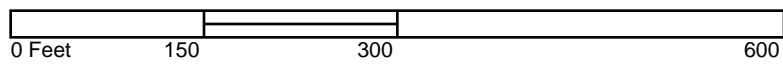
Site Name: Warehouse Downtown LA
 Address: 1100 E 5th Street
 City, ST, ZIP: Los Angeles CA 90013
 Client: PSI, Inc.
 EDR Inquiry: 4127943.3
 Order Date: 11/7/2014 11:37:03 AM
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Copyright: 1954



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Volume 2, Sheet 201
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1953 Certified Sanborn Map

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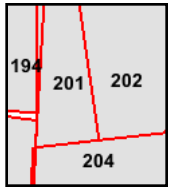
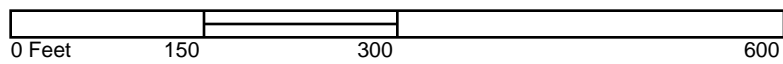
Certification # E500-4E4C-B74C

Site Name: Warehouse Downtown LA
 Address: 1100 E 5th Street
 City, ST, ZIP: Los Angeles CA 90013
 Client: PSI, Inc.
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Copyright: 1953

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- Volume 2, Sheet 194
- Volume 2, Sheet 201
- Volume 2, Sheet 202
- Volume 2, Sheet 204
- Volume 2, Sheet 201



1950 Certified Sanborn Map

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Site Name: Warehouse Downtown LA
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 City, ST, ZIP: Los Angeles CA 90013
 Client: PSI, Inc.
 EDR Inquiry: 4127943.3
 Order Date: 11/7/2014 11:37:03 AM
 Certification #: E500-4E4C-B74C



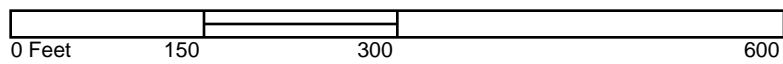
Copyright: 1950

This Certified Sanborn Map combines the following sheets. Outlined areas indicate map sheets within the collection.



- Volume 2, Sheet 201
- Volume 2, Sheet 202
- Volume 2, Sheet 204
- Volume 2, Sheet 201
- Volume 2, Sheet 202

Volume 2, Sheet 204



REPRODUCED INCLUDING CORRECTION NOV 1925

1920 Certified Sanborn Map



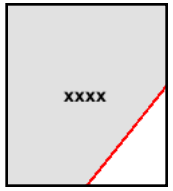
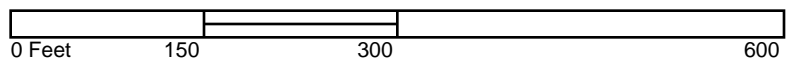
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 Address: 1100 E 5th Street
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 Client: PSI, Inc.
 EDR Inquiry: 4127943.3
 Order Date: 11/7/2014 11:37:03 AM
 Certification # E500-4E4C-B74C
 Copyright: 1920



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Volume Congested Business District, Sheet



1906 Certified Sanborn Map

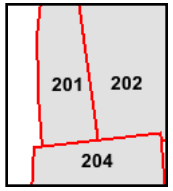
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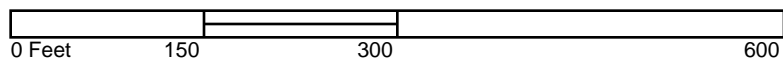
Site Name: Warehouse Downtown LA
 Address: 1100 E 5th Street
 City, ST, ZIP: Los Angeles CA 90013
 Client: PSI, Inc.
 EDR Inquiry: 4127943.3
 Order Date: 11/7/2014 11:37:03 AM
 Certification #: E500-4E4C-B74C
 Copyright: 1906



This Certified Sanborn Map combines the following sheets. Outlined areas indicate map sheets within the collection.



Volume 2, Sheet 201
 Volume 2, Sheet 202
 Volume 2, Sheet 204



1894 Certified Sanborn Map

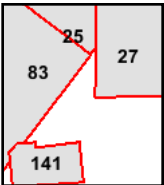
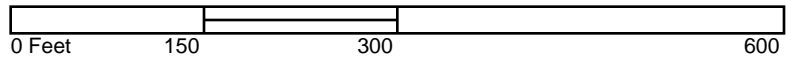


Site Name: Warehouse Downtown LA
 Address: 1100 E 5th Street
 City, ST, ZIP: Los Angeles CA 90013
 Client: PSI, Inc.
 EDR Inquiry: 4127943.3
 Order Date: 11/7/2014 11:37:03 AM
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Copyright: 1894

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- Volume 1, Sheet 25
- Volume 1, Sheet 27
- Volume 2, Sheet 83
- Volume 3, Sheet 141





INQUIRY #: 4127943.9

YEAR: 1923

| = 500'





INQUIRY #: 4127943.9

YEAR: 1928

 = 500'





INQUIRY #: 4127943.9

YEAR: 1938

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INQUIRY #: 4127943.9

YEAR: 1948

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INQUIRY #: 4127943.9

YEAR: 1952

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YEAR: 1964

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INQUIRY #: 4127943.9

YEAR: 1972

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INQUIRY #: 4127943.9

YEAR: 1977

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INQUIRY #: 4127943.9

YEAR: 1989

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EDR



INQUIRY #: 4127943.9

YEAR: 1994

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INQUIRY #: 4127943.9

YEAR: 2002

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INQUIRY #: 4127943.9

YEAR: 2005

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YEAR: 2009

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INQUIRY #: 4127943.9

YEAR: 2010

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INQUIRY #: 4127943.9

YEAR: 2012

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