

**NATIVE AMERICAN HERITAGE COMMISSION**

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



November 8, 2016

Justina G. Arce  
City of Holtville

Sent via e-mail: jarce@theholtgroup.net

RE: The Proposed Melon Properties LLC Annexation, General Plan Amendment, and Pre-Zone Project, City of Holtville; Holtville West USGS Quadrangle, Imperial County, California

Dear Ms. Arce:

Attached is a Consultation List of tribes with traditional lands or cultural places located within the boundaries of the above referenced project.

Government Code §65352.3 (SB-18) **requires local governments** to consult with California Native American tribes identified by the Native American Heritage Commission (NAHC) for the purpose of avoiding, protecting, and/or mitigating impacts to cultural places in creating or amending general plans, including specific plans. As of July 1, 2015, Public Resources Code Sections 21080.3.1 and 21080.3.2 (AB-52) require **public agencies to consult** with California Native American tribes identified by the NAHC for the purpose mitigating impacts to tribal cultural resources:

Within 14 days of determining that an application for a project is complete or a decision by a public agency to undertake a project, **the lead agency** shall provide formal notification to the designated contact of, or a tribal representative of, traditionally and culturally affiliated California Native American tribes that have requested notice, which shall be accomplished by means of at least one written notification that includes a brief description of the proposed project and its location, the lead agency contact information, and a notification that the California Native American tribe has 30 days to request consultation pursuant to this section. (Public Resources Code Section 21080.1(d))

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

In accordance with Public Resources Code Section 21080.1(d), formal notification must include a brief description of the proposed project and its location, the lead agency contact information, and a notification that the California Native American tribe has 30 days to request consultation. The NAHC requests that lead agencies include in their notifications information regarding any cultural resources assessment that has been completed on a potential "area of project affect" (APE), such as:

1. The results of any record search that may have been conducted at an Information Center of the California Historical Resources Information System (CHRIS), including, but not limited to:
  - A listing of any and all known cultural resources have already been recorded on or adjacent to the APE;
  - Copies of any and all cultural resource records and study reports that may have been provided by the Information Center as part of the records search response;
  - If the probability is low, moderate, or high that cultural resources are located in the APE.

- Whether the records search indicates a low, moderate or high probability that unrecorded cultural resources are located in the potential APE; and
  - If a survey is recommended by the Information Center to determine whether previously unrecorded cultural resources are present.
2. The results of any archaeological inventory survey that was conducted, including:
- Any report that may contain site forms, site significance, and suggested mitigation measures.
- All information regarding site locations, Native American human remains, and associated funerary objects should be in a separate confidential addendum, and not be made available for public disclosure in accordance with Government Code Section 6254.10.
3. The results of any Sacred Lands File (SFL) check conducted through Native American Heritage Commission. A search of the SFL was completed with negative results however this area is sensitive for potential tribal cultural resources.
4. Any ethnographic studies conducted for any area including all or part of the potential APE; and
5. Any geotechnical reports regarding all or part of the potential APE.

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

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

Lead agencies or agencies potentially undertaking a project are encouraged to send more than one written notice to tribes that are traditionally and culturally affiliated to a potential APE during the 30-day notification period to ensure that the information has been received.

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

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

Sincerely,



Gayle Totton, M.A., PhD.  
Associate Government Planning Analyst

**Native American Tribal Consultation List  
Imperial County  
November 10, 2016**

Ewiiapaayp Band of Kumeyaay Indians Robert Pinto Sr., Chairperson 4054 Willows Road Alpine, CA 91901 (619) 445-6315	Diegueno/Kumeyaay	Campo Band of Diegueño Mission Indians Ralph Goff, Chairperson 36190 Church Road, Suite 1 Campo, CA 91906 rgoff@campo-nsn.gov (619) 478-9046	Diegueno/Kumeyaay
La Posta Band of Diegueño Mission Indians Gwendolyn Parada, Chairperson 8 Crestwood Road Boulevard, CA 91905 LP13boots@aol.com (619) 478-2113	Diegueno/Kumeyaay	Jamul Indian Village of California Erica Pinto, Chairperson P.O. Box 612 Jamul, CA 91935 (619) 669-4785	Diegueno/Kumeyaay
Manzanita Band of Kumeyaay Nation Leroy J. Elliott, Chairperson P.O. Box 1302 Boulevard, CA 91905 (619) 766-4930	Diegueno/Kumeyaay	Kwaaymii Laguna Band of Mission Indians Carmen Lucas P.O. Box 775 Pine Valley, CA 91962 (619) 709-4207	Diegueno-Kwaaymii Kumeyaay
Sycuan Band of the Kumeyaay Nation Cody J. Martinez, Chairperson 1 Kwaaypaay Court El Cajon, CA 92019 ssilva@sycuan-nsn.gov (619) 445-2613	Diegueno/Kumeyaay	Cocopah Indian Reservation H. Jill McCormick, Tribal Archaeologist County 15th & Avenue G Sommerton, AZ 85350 culturalres@cocopah.com (928) 530-2291	Cocopah
Viejas Band of Mission Indians of the Viejas Reservation Robert J. Welch, Jr., Chairperson 1 Viejas Grade Road Alpine, CA 91901 jhagen@viejas-nsn.gov (619) 445-3810	Diegueno/Kumeyaay	lipay Nation of Santa Ysabel Virgil Perez, Chairperson P.O. Box 130 Santa Ysabel, CA 92070 (760) 765-0845	Diegueno/Kumeyaay

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November 10, 2016**

Ewiiapaayp Band of Kumeyaay Indians  
Michael Garcia, Vice Chairperson  
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(619) 445-6315