

Revised Draft Mitigation Monitoring Reporting Plan (MMRP)  
Coyote Canyon Natural Resources Management Plan Interim Access Plan

Mitigation Measures (MM)	Staff Responsibility	Implementation Timing/Trigger	Monitoring Action	Monitoring Frequency	Completion
<p><b>MM BIO - 1</b></p> <p>To avoid impacts to special-status plants, focused botanical surveys shall be completed for smooth lessingia and Loma Prieta hoita where new trails would be constructed. Surveys shall be completed prior to construction by a qualified biologist or qualified staff from the Department's Natural Resource Program.</p> <p>The surveys will be consistent with applicable requirements of the SCVHP and will include surveys during the appropriate blooming periods for each target species. Optimal survey times vary from year to year depending on temperature, rainfall, etc., and will be confirmed by the monitoring of known reference populations for the target species.</p>	<p>County Parks Natural Resource Management Program Staff</p> <p>and/or</p> <p>Department Consultant</p>	<p>Prior to construction</p>	<ol style="list-style-type: none"> <li>1. Review findings</li> <li>2. Retain survey results for administrative record</li> <li>3. Follow up monitoring for special-status plants</li> </ol>	<p><del>One prior to or during implementation of the Coyote Canyon Interim Access Plan</del></p>	<div style="text-align: center; border: 1px solid black; width: 30px; height: 30px; margin: 0 auto;"></div>

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<p><b>MM BIO - 2</b></p> <p>Buffers around active nests of any protected birds will be clearly delineated or fenced by the qualified biologist or qualified staff from the Department's Natural Resource Program until the juvenile bird(s) have fledged (left the nest), unless a determination is made that proposed activities would not impact nesting success or fledgling/juvenile rearing. Limited monitoring of active nests located within the buffer distances above is recommended in order to monitor nesting activities and to prevent nest failure or abandonment.</p> <p>Limited monitoring of active nests located within the buffer distances above is recommended in order to monitor nesting activities and to prevent nest failure or abandonment.</p> <p>If an active nest is detected during the survey, then an appropriate protective buffer zone will be established around each active nest by a qualified biologist or qualified Department Natural Resource Program staff. No construction activities shall occur within a viewshed buffer zone within 0.5 mile of any eagle nest during the nesting season (January 15 through August 1), or as determined by a qualified biologist or qualified Department Natural Resource Program staff. The viewshed buffer, defined as all work areas that are within 0.5 mile of the nest and that can be seen by an eagle on the nest, shall be mapped prior to construction. No construction activities shall occur within 0.25 mile of the nest during the breeding season, regardless of whether those activities can be seen from the nest.</p>	<p>County Parks Natural Resource Management Program Staff</p> <p>and/or</p> <p>Department Consultant</p>	<p>Prior to construction</p>	<ol style="list-style-type: none"> <li>1. Review findings</li> <li>2. Retain survey results for administrative record</li> <li>3. Follow up monitoring for active nests</li> </ol>	<p>Periodically throughout nesting season during implementation of Coyote Canyon Interim Access Plan</p>	<div style="text-align: center; border: 1px solid black; width: 30px; height: 30px; margin: 0 auto;"></div>

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<p><b>MM CUL-1</b></p> <p>In the event that prehistoric or historic-period cultural materials are unearthed during ground-disturbing activities, all work within 100-foot radius of the find shall halt and the Park Ranger immediately notified. The Ranger will secure the site and notify Parks project manager. The Department will consult with a qualified archaeologist to evaluate the find and to determine its significance and the Department will notify the Native American representative of the find.</p> <p>Prehistoric material might include obsidian and chert flaked-stone tools (e.g., Projectile points, knives, scrapers) or tool-making debris; cultural darkened soil (“midden”) containing heat-affected rocks and artifacts; stone-milling equipment (e.g., mortars, pestles, handstones, milling slabs); and battered-stone tools such as hammerstones and pitted stones. If, in consultation with a qualified archaeologist and Native American representative, the find is determined to be potentially significant, the Department will comply with all Federal, State, and local laws, and Department policies, to develop a treatment plan and take any additional necessary measures.</p>	<p>Department Consultant</p>	<p>During construction</p>	<ol style="list-style-type: none"> <li>1. Halt all work within 100-foot radius</li> <li>2. Notify Park Ranger and secure site</li> <li>3. Consult with qualified archaeologist</li> <li>4. Comply with laws and develop treatment plan</li> </ol>	<p>If event occurs</p>	<div style="border: 1px solid black; width: 30px; height: 30px; margin: 0 auto;"></div>

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<p><b>MM CUL-2</b></p> <p>If human remains are encountered at the Project site during construction, there shall be no further excavation or disturbance of the site within a 200-foot radius of the location of such discovery, and any nearby area reasonably suspected to overlie adjacent remains.</p> <p>The Park Ranger and Office of the Santa Clara County Medical Examiner (Coroner) shall be notified immediately and the site shall be secured. The Coroner shall determine whether the remains are Native American or that no investigation of the cause of death is required and procedures outlined in the County Ordinance Relating to Indian Burial Grounds (County of Santa Clara, 1987) and State Public Resources Code (Section 5097.98) can be implemented.</p> <p>If the Coroner determines the remains to be Native American, the Coroner will notify the Native American Heritage Commission (NAHC) within 24 hours (pursuant to subdivision (c) of Section 7050.5 of the Health and Safety Code). The Native American Heritage Commission shall immediately notify those persons it believes to be the most likely descendant (MLD). The MLD may, with permission of the land owner or his or her authorized representative, inspect the site and make recommendations to the landowner (County Parks) regarding means for treatment or disposition. The MLD shall complete inspection and make recommendations within 48 hours of being granted access to the site.</p> <p>The Department will comply with provisions of Public Resources Code 5097.98 and all other applicable laws.</p>	<p>Department Consultant</p>	<p>During construction</p>	<ol style="list-style-type: none"> <li>1. Halt all work within 200-foot radius</li> <li>2. Notify Park Ranger and secure site</li> <li>3. Coroner Review</li> <li>4. Comply with Section 7050.5 of the Health Safety Code</li> </ol>	<p>If event occurs</p>	<div style="border: 1px solid black; width: 30px; height: 30px; margin: auto;"></div>

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<p><del><b>MM-CUL-3</b></del></p> <p><del>Prior to construction of new trails, a search and review of the archival records of the State historical resources records (Northwest Information Center) will be conducted to determine if there are any recorded or potential archaeological, cultural, or historical resources located within or adjacent to the Project site including along the proposed trail alignment. Should potential archaeological, cultural or historical resources be identified within the Project site or along the trail alignment, the Department will consult with a qualified archaeologist and may conduct a reconnaissance level/pedestrian survey.</del></p>	<p>Department Consultant</p>	<p>During construction</p>	<p>1. Halt all work within 200-foot radius</p> <p>2. Notify Park Ranger and secure site</p> <p>3. Coroner Review</p> <p>4. Comply with Section 7050.5 of the Health Safety Code</p>	<p>If event occurs</p>	<p style="text-align: center;"><input type="checkbox"/></p>
Mitigation Measures (MM)	Staff Responsibility	Implementation Timing/Trigger	Monitoring Action	Monitoring Frequency	Completion
<p><b>MM HYD - 1</b></p> <p>The Proposed Project will comply with all conditions of applicable permits, as well as any additional avoidance and minimization requirements of the Santa Clara Valley Habitat Plan (SCVHP). Stream crossings will be consistent with SCVHP Condition 4, Stream Avoidance and Minimization for In-Stream Projects, which applies to work in the streambed, banks, and riparian corridor. Condition 4 requires in-stream projects be designed to minimize temporary and permanent impacts on stream morphology, habitats, and flow conditions. The Proposed Project will implement the avoidance and minimization measures to address construction staging, dewatering, sediment management, vegetation management, bank protection, drainage, trail construction, and ground disturbance identified in Table 6-2 of the Santa Clara Valley Habitat Plan. In addition, the Proposed Project will be consistent with portions of Condition 9, Prepare and Implement a Recreation Plan, that are applicable to stream crossings for recreational trails. Avoidance measures will include designing trails with the smallest footprint necessary to cross in-stream areas, crossing streams perpendicular to the channel, and minimizing pruning, brushing, or tree removal in riparian habitat.</p>	<p>Department Consultant</p>	<p>Prior to and during construction</p>	<p>1. Apply for permits</p> <p>2. Review conditions and delegate responsibilities</p> <p>3. Report back to permitting agency after construction completion</p>	<p>Throughout construction period</p>	<p style="text-align: center;"><input type="checkbox"/></p>