
Appendix E

Tribal Consultation

May 26, 2021

Annette Jones, D.V.M., Director and State Veterinarian
California Department of Food and Agriculture

Todd Felix, Assistant State Director (Acting)
United States Department of Agriculture

Subject: *Update Concerning Tribal Coordination for the Statewide Wildlife Damage Management EIR/EIS*

Dear Dr. Jones and Mr. Felix:

This letter serves to provide an update on progress and anticipated next steps pertaining to Native American tribal coordination in support of the Wildlife Damage Management Environmental Impact Report/Environmental Impact Statement (EIR/EIS). The California Department of Food and Agriculture (CDFA) is the state lead agency responsible for compliance with Assembly Bill (AB) 52 and the California Environmental Quality Act (CEQA). Wildlife Services-California (WS-California), a state office within the U.S. Department of Agriculture's (USDA) Animal and Plant Health Inspection Service (APHIS), is the federal lead agency responsible for compliance with Section 106 of the National Historic Preservation Act and the National Environmental Protection Act (NEPA). When considering the activities of the CDFA, Counties, and WS-California together, the term "Proposed Project/Proposed Action" shall be used.

Consultation Framework

Federal Native American Consultation

Federally Recognized Indian Tribes are independent sovereign nations with their own cultures and government processes. The USDA has a well-defined strategy for tribal consultation, coordination, and collaboration. Key information pertaining to this process is provided on the USDA website (<https://www.usda.gov/tribalrelations/tribal-consultations>).

In general, the National Historic Preservation Act and the NEPA process require that lead agencies for federal regulatory compliance make a reasonable and good faith effort to identify Native American tribes and Native Hawaiian organizations that might attach religious and cultural significance to a resource that may be affected by an undertaking and invite them to be consulting parties to assist in the identification of resources in the study area.

WS-California has a responsibility to engage interested Federally Recognized Indian Tribes in government-to-government consultation (see 36 CFR Section 800.2[c][2][ii][C]). Government-to-government consultation with Federally Recognized Indian Tribes is distinct from and has different requirements than general Section 106 consultation set forth under 36 Code of Federal Regulations (CFR) Section 800.2(a)(4). In addition to the processes and best practices developed by the USDA, the Advisory Council of Historic Preservation has prepared a guidance document about tribal consultation, Consultation with Indian Tribes in the Section 106 Process: A Handbook (see the Advisory Council of Historic Preservation's website at <http://www.achp.gov/>).

State Native American Consultation

California State Assembly Bill 52

The primary regulatory legislation that requires the CDFA to conduct government-to-government consultation with California Native American Tribes is Assembly Bill (AB) 52. AB 52 of 2014 amended Public Resources Code (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 established that Tribal Cultural Resources must be considered under CEQA, and also provided for additional Native American consultation requirements for the lead agency. PRC Section 21074 describes a Tribal Cultural Resource as a site, feature, place, cultural landscape, sacred place, or object that is considered of cultural value to a California Native American tribe and that is either of the following:

- On or determined to be eligible for the California Register of Historical Resources or a local historic register; or
- 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.

AB 52 formalizes the lead agency/tribal consultation process, requiring the lead agency to initiate consultation with California Native American groups that are traditionally and culturally affiliated with the project site, including tribes that may not be federally recognized. Lead agencies are required to begin consultation prior to the release of a Negative Declaration, Mitigated Negative Declaration, or EIR.

Section 1(a)(9) of AB 52 establishes that “a substantial adverse change to a tribal cultural resource has a significant effect on the environment.” Effects on Tribal Cultural Resources should be considered under CEQA. Section 6 of AB 52 adds Section 21080.3.2 to the PRC, which states that parties may propose mitigation measures “capable of avoiding or substantially lessening potential significant impacts to a tribal cultural resource or alternatives that would avoid significant impacts to a tribal cultural resource.” Further, if a California Native American tribe requests consultation regarding project alternatives, mitigation measures, or significant effects to Tribal Cultural Resources, the consultation must include those topics (PRC Section 21080.3.2[a]). The environmental document and the mitigation monitoring and reporting program (where applicable) must include any mitigation measures that are adopted (PRC Section 21082.3[a]).

Tribal Coordination

Intent and Methods

The intent of all Native American coordination initiated by Dudek to date has been to facilitate the AB 52 process and/or other agency review of tribal comments. All letters were addressed from the CDFA with a designated agency contact and with Dudek personnel as secondary contacts. Letters provided Proposed Project/Proposed Action details, regulatory requirements, and requested timelines for review and response. For tribal contacts who did respond, they were contacted by Dudek personnel acknowledging their request to consult, their declining of additional outreach, or their request for additional clarification about the Proposed Project/Proposed Action.

Overview of Tribal Coordination to Date

Below is a general overview of Native American tribal outreach to date. Please refer to the table within Attachment A for the initial contact list provided by the Native American Heritage Commission (NAHC). Attachment B includes a full table with contacts, dates contacted, and additional related notes. Attachment C includes the related record of response summarized in Table 1, below. Attachment D includes representative samples of the letters sent to Native American contacts. Attachment E is the phone script that was developed for follow up contact with tribes.

- A list containing 198 Native American contacts was provided by the California NAHC on September 14, 2020. This list included physical addresses, telephone numbers, and email addresses used to contact the tribal representatives.
- All individuals were mailed formal AB 52 project notification letters (Letter 1) via U.S. Postal Service Certified Mail on September 22, 2020 (see Attachment D). Individuals were requested to respond with any comments, concerns, or requests for consultation within 30 days of receipt of Letter 1. A Certified Mail Receipt was requested for each letter to indicate receipt of Letter 1.
- For those tribal representatives who did not respond to Letter 1, or the letter was undeliverable or a Certified Mail Receipt was not returned, Dudek emailed follow-up AB 52 letters (Letter 2, see Attachment D) on February 22, 2021, to those tribes with provided emails. Recipients were provided an additional 30 days to respond.
- Near the end of the 30-day response period for Letter 2, Dudek called all NAHC-listed contacts with provided telephone numbers that had yet to respond (March 19 through March 23, 2021). A phone script was developed and approved by the CDFA to ensure consistency with outreach and the overall Program description.
- On March 30, 2021, Dudek re-sent Letter 2 via email to those who indicated during calls that they had a new contact or an updated email address.
- Following additional research for those contacts that were undeliverable (incorrect or missing physical address or email), on April 7, 2021, Dudek re-sent AB 52 notification letters (Letter 2a, see Attachment D) via U.S. Postal Service Certified Mail, providing another 30 days to respond. Letter 2a was a version of Letter 2, with updated dates.
- Additional follow up by phone was completed with Rincon Band of Mission Indians (May 11, 2021) and Washoe Tribe of California and Nevada (May 18, 2021) to confirm if consultation was desired.

In total, 21 tribes responded to outreach letters, emails, and phone calls. Of these, six tribes requested consultation pursuant to AB 52. Six additional tribes may require further contact and/or consultation based on the determinations made by the CDFA and WS-California with regard to preferred approach. One tribe would like to review the EIR/EIS when the draft document is circulated. One tribe would like to be contacted in the event of an inadvertent discovery. Six tribal responses indicated that no additional contact will be required. One tribe is still reviewing provided information; their decision on if they would like to consult is pending.

Table 1. Summary of Responses to Assembly Bill 52 Notification Letters

#	Tribe	Summary of Comments by Tribe	Next Required Action
1	Augustine Band of Cahuilla Mission Indians	Unaware of specific cultural resources that may be affected. Requests notification and review in the event that cultural resources are discovered as a result of program activity implementation.	Notification in the event of unanticipated discovery.
2	Big Sandy Rancheria of Western Mono Indians	Requested project information via email.	Dudek provided information; no additional action required.
3	Cabazon Band of Mission Indians	Noted that there is no presence of Native American resources that may be impacted regarding the proposed Wildlife Damage Management Program.	No additional action required.
4	Dumna Wo-Wah Tribal Government	Responded indicating no response at this time.	No additional action required.
5	Federated Indians of Graton Rancheria	Consultation requested.	Schedule consultation.
6	Fernandeño Tataviam Band of Mission Indians	Requests to have a follow up informational call. No lead agencies requested.	Confirm preferred agency approach.
7	Gabrieleno/Tongva San Gabriel Band of Mission Indians*	Requests to have a follow up informational call. No lead agencies requested.	Confirm preferred agency approach.
8	Greenville Rancheria of Maidu Indians*	Responded indicating no response at this time.	No additional action required.
9	Kakoon Ta Ruk Band of Ohlone-Costanoan Indians of the Big Sur Rancheria	Consultation requested.	Schedule consultation.
10	Nor-Rel-Muk Nation	The tribe does not support the abatement of any wildlife.	Confirm preferred agency approach.
11	Northern Chumash Tribe	Consultation requested.	Schedule consultation.
12	Ohlone/Costanoan	Consultation requested.	Schedule consultation.
13	Pakan'yani Maidu of Strawberry Valley Rancheria	Requests to have a follow up informational call; no lead agencies requested.	Confirm preferred agency approach.
14	Quechan Tribe of the Fort Yuma Reservation	Responded indicating no response at this time.	No additional action required.
15	Rincon Band of Mission Indians	Consultation requested.	Schedule consultation.
16	Salinan Tribe of Monterey	Tribe would like to be informed whenever management procedures are to be implemented. Tribe would like to use some of the furs and other materials.	Confirm strategy and preferred approach by agency. Tribe to be contacted during project implementation.
17	San Luis Rey Band of Mission Indians	Consultation requested.	Schedule consultation.

Table 1. Summary of Responses to Assembly Bill 52 Notification Letters

#	Tribe	Summary of Comments by Tribe	Next Required Action
18	San Manuel Band of Mission Indians	Requests a copy of the EIS/EIR for review upon completion; comments will likely be submitted at that time.	Contact during initial EIR/EIS circulation.
19	United Auburn Indian Community of the Auburn Rancheria	Initially requested consultation but later rescinded and stated they have no comments at this time.	No additional action required.
20	Viejas Band of Kumeyaay Indians	Indicates that the project area may contain many sacred sites to the Kumeyaay people. Request that those sacred sites be avoided with adequate buffer zones. Further requests that regulatory requirements be followed and that the tribe be contacted in the event of Proposed Project/Proposed Action changes or inadvertent discoveries. No specific request for consultation.	Confirm preferred agency approach. To avoid resources, if known, these must be identified by the tribe.
21	Washoe Tribe of California and Nevada	Discussed Proposed Project/Proposed Action by phone. Darrel Cruz, Tribal Historic Preservation Officer for the tribe, is reviewing the provided information, and will follow up with a decision with regard to if the tribe would like to formally consult.	Decision of the tribe with regard to consultation pending. Awaiting response.

* **Note:** Responses from the Gabrieleno/Tongva San Gabriel Band of Mission Indians and Greenville Rancheria of Maidu Indians were received via phone communication, so these responses are not included in the record of responses in Attachment C.

Next Steps

The next step for tribal coordination will be to initiate tribal consultation and/or other required coordination, as detailed in the previous section. Based on meetings held with CDFA and WS-California staff, it is anticipated that both agencies would like to and should be present for consultation with Federally Recognized Tribes. The intent of these meetings will be to address CEQA and Section 106/NEPA considerations. Designated CDFA representatives will be present for meetings with the remaining NAHC-listed contacts.

Dudek will assist in coordinating scheduling consultation meetings between agency representatives and tribal representatives. Dudek will also schedule information follow-up calls, ensuring to also include agency representatives based on their preferred level of involvement. Dudek will draft agendas and provide them to CDFA and WS-California staff for review and comment prior to each meeting. It is anticipated that these will occur as early as June and July 2021.

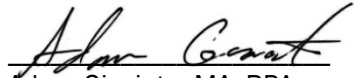
Dudek is aware that the CDFA and WS-California have established, agency-specific processes for consulting with Native American tribes. We are further cognizant that consultation is a government-to-government process. As such, Dudek staff members understand that their role is to help facilitate the consultation process, provide support through documentation, and provide Proposed Project/Proposed Action details, as needed.

Dr. Jones and Mr. Felix

Subject: Update Concerning Tribal Coordination for the Statewide Wildlife Damage Management EIR/EIS

Dudek staff will plan to prepare a post-consultation summary document to the CDFA and WS-California once consultation has been formally concluded. This document will provide a clear record of a good faith and reasonable effort to consult, and may be used as an attachment to the EIR/EIS.

Respectfully Submitted,



Adam Giacinto, MA, RPA
Archaeologist

cc: *Michele Dias, CDFA
Dennis Orthmeyer, Shannon Chandler, WS-California
Angelica Chiu, Steve Peterson, and Christine Fukasawa, Dudek*

Att: *A, NAHC Contact List Response Letter
B, Tribal Coordination Summary Table
C, Record of Tribal Responses
D, Example of Key Tribal Coordination Letters
E, Phone Script*



Attachment A

NAHC Contact List Response Letter

**Native American Heritage Commission
Tribal Consultation List
Statewide County
9/10/2020**

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Indians**

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Mission Indians**

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Indians**

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Amah MutsunTribal Band

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**Native American Heritage Commission
Tribal Consultation List
Statewide County
9/10/2020**

**Berry Creek Rancheria of Maidu
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m

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**Native American Heritage Commission
Tribal Consultation List
Statewide County
9/10/2020**

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**Native American Heritage Commission
Tribal Consultation List
Statewide County
9/10/2020**

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**Native American Heritage Commission
Tribal Consultation List
Statewide County
9/10/2020**

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**Native American Heritage Commission
Tribal Consultation List
Statewide County
9/10/2020**

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**Native American Heritage Commission
Tribal Consultation List
Statewide County
9/10/2020**

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**Native American Heritage Commission
Tribal Consultation List
Statewide County
9/10/2020**

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Statewide County
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Tribal Consultation List
Statewide County
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Statewide County
9/10/2020**

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kkahn@santaynezchumash.org

San Manuel Band of Mission Indians

Jessica Mauck, Director of
Cultural Resources
26569 Community Center Drive Serrano
Highland, CA, 92346
Phone: (909) 864 - 8933
jmauck@sanmanuel-nsn.gov

Scotts Valley Band of Pomo

Shawn Davis, Chairperson
1005 Parallel Drive Pomo
Lakeport, CA, 95453 Wailaki
Phone: (707) 263 - 4220
Fax: (707) 263-4345
shawn.davis@sv-nsn.gov

San Pasqual Band of Diegueno Mission Indians

Allen Lawson, Chairperson
P.O. Box 365 Diegueno
Valley Center, CA, 92082
Phone: (760) 749 - 3200
Fax: (760) 749-3876
allenl@sanpasqualtribe.org

Serrano Nation of Mission Indians

Mark Cochrane, Co-Chairperson
P. O. Box 343 Serrano
Patton, CA, 92369
Phone: (909) 528 - 9032
serranation1@gmail.com

Santa Rosa Band of Cahuilla Indians

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

Serrano Nation of Mission Indians

Wayne Walker, Co-Chairperson
P. O. Box 343 Serrano
Patton, CA, 92369
Phone: (253) 370 - 0167
serranation1@gmail.com

Santa Rosa Rancheria Tachi Yokut Tribe

Leo Sisco, Chairperson
P.O. Box 8 Southern Valley
Lemoore, CA, 93245 Yokut
Phone: (559) 924 - 1278
Fax: (559) 924-3583

Shasta Indian Nation

Janice Crowe, Chairperson
19349 Kinene Court Shasta
Redding, CA, 96003
Phone: (530) 244 - 2742
twocrowes63@att.net

Shasta Nation

Roy Hall, Chairperson
10808 Quartz Valley Road Shasta
Fort Jones, CA, 96032
Phone: (530) 468 - 2314

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**Native American Heritage Commission
Tribal Consultation List
Statewide County
9/10/2020**

Sherwood Valley Rancheria of Pomo

Michael Knight, Chairperson
190 Sherwood Hill Drive Pomo
Willits, CA, 95490
Phone: (707) 459 - 9690
Fax: (707) 459-6936
svradministrator@sbcglobal.net

Susanville Indian Rancheria

Deana Bovee, Chairperson
745 Joaquin Street Maidu
Susanville, CA, 96130 Paiute
Phone: (530) 257 - 6264 Pit River
Fax: (530) 257-7986 Washoe
dovee@sir-nsn.gov

Shingle Springs Band of Miwok Indians

Regina Cuellar, Chairperson
P.O. Box 1340 Maidu
Shingle Springs, CA, 95682 Miwok
Phone: (530) 387 - 4970
Fax: (530) 387-8067
rcuellar@ssband.org

Sycuan Band of the Kumeyaay Nation

Cody Martinez, Chairperson
1 Kwaaypaay Court Kumeyaay
El Cajon, CA, 92019
Phone: (619) 445 - 2613
Fax: (619) 445-1927
ssilva@sycuan-nsn.gov

Tolowa Dee-ni' Nation

Denise Padgette, Chairperson
140 Rowdy Creek Road Tolowa
Smith River, CA, 95567
Phone: (707) 487 - 9255
Fax: (707) 487-0930
dpadgette@tolowa.com

Table Mountain Rancheria

Leanne Walker-Grant,
Chairperson
P.O. Box 410 Yokut
Friant, CA, 93626
Phone: (559) 822 - 2587
Fax: (559) 822-2693
rpennell@tmr.org

Soboba Band of Luiseno Indians

Scott Cozart, Chairperson
P. O. Box 487 Cahuilla
San Jacinto, CA, 92583 Luiseno
Phone: (951) 654 - 2765
Fax: (951) 654-4198
jontiveros@soboba-nsn.gov

Tejon Indian Tribe

Colin Rambo,
P.O. Box 640 Kitanemuk
Arvin, CA, 93203
Phone: (661) 834 - 8566
colin.rambo@tejonindiantribe-nsn.gov

Southern Sierra Miwok Nation

William Leonard, Chairperson
P.O. Box 186 Miwok
Mariposa, CA, 95338 Northern Valley
Phone: (209) 628 - 8603 Yokut
Paiute

Tejon Indian Tribe

Octavio Escobedo, Chairperson
P.O. Box 640 Kitanemuk
Arvin, CA, 93203
Phone: (661) 834 - 8566
oescobedo@tejonindiantribe-nsn.gov

Pakan'yani Maidu of Strawberry Valley Rancheria

Tina Goodwin, Chairperson
P.O. Box 984 Maidu
Marysville, CA, 95901 Miwok
Phone: (617) 417 - 2166
tinagoodwin@washoetanf.org

The Ohlone Indian Tribe

Andrew Galvan,
P.O. Box 3388 Bay Miwok
Fremont, CA, 94539 Ohlone
Phone: (510) 882 - 0527 Patwin
Fax: (510) 687-9393 Plains Miwok
chochenyo@AOL.com

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**Native American Heritage Commission
Tribal Consultation List
Statewide County
9/10/2020**

**Torres-Martinez Desert Cahuilla
Indians**

Thomas Torte, Chairperson
P.O. Box 1160
Thermal, CA, 92274
Phone: (760) 397 - 0300
Fax: (760) 397-8146
tmchair@torresmartinez.org

Cahuilla

Tule River Indian Tribe

Neil Peyron, Chairperson
P.O. Box 589
Porterville, CA, 93258
Phone: (559) 781 - 4271
Fax: (559) 781-4610
neil.peyron@tulerivertribe-nsn.gov

Yokut

Traditional Choinumni Tribe

David Alvarez, Chairperson
2415 E. Houston Avenue
Fresno, CA, 93720
Phone: (559) 217 - 0396
Fax: (559) 292-5057
davealvarez@sbcglobal.net

Foothill Yokut

**Tuolumne Band of Me-Wuk
Indians**

Kevin Day, Chairperson
P.O. Box 699
Tuolumne, CA, 95379
Phone: (209) 928 - 5300
Fax: (209) 928-1677
receptionist@mewuk.com

Me-Wuk

Tsi Akim Maidu

Grayson Coney, Cultural Director
P.O. Box 510
Browns Valley, CA, 95918
Phone: (530) 383 - 7234
tsi-akim-maidu@att.net

Maidu

**Twenty-Nine Palms Band of
Mission Indians**

Darrell Mike, Chairperson
46-200 Harrison Place
Coachella, CA, 92236
Phone: (760) 863 - 2444
Fax: (760) 863-2449
29chairman@29palmsbomi-
nsn.gov

Chemehuevi

Tsi Akim Maidu

Don Ryberg, Chairperson
P.O. Box 510
Browns Valley, CA, 95918
Phone: (530) 383 - 7234
tsi-akim-maidu@att.net

Maidu

**United Auburn Indian
Community of the Auburn
Rancheria**

Gene Whitehouse, Chairperson
10720 Indian Hill Road
Auburn, CA, 95603
Phone: (530) 883 - 2390
Fax: (530) 883-2380
bguth@auburnrancheria.com

Maidu
Miwok

Tsnungwe Council

Paul Ammon, Chairperson
P.O. Box 373
Salyer, CA, 95563
Phone: (530) 739 - 3828
Fax: (530) 629-3356
tsnungweofcalifornia@gmail.com

Hupa

**Viejas Band of Kumeyaay
Indians**

John Christman, Chairperson
1 Viejas Grade Road
Alpine, CA, 91901
Phone: (619) 445 - 3810
Fax: (619) 445-5337

Diegueno

Tubatulabals of Kern Valley

Robert L. Gomez, Chairperson
P.O. Box 226
Lake Isabella, CA, 93240
Phone: (760) 379 - 4590
Fax: (760) 379-4592

Tubatulabal

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**Native American Heritage Commission
Tribal Consultation List
Statewide County
9/10/2020**

Walker River Reservation

Melanie McFalls, Chairperson
P.O. Box 220 Northern Paiute
Schurz, NV, 89427
Phone: (775) 773 - 2306
Fax: (775) 773-2585

Wilton Rancheria

Jesus Tarango, Chairperson
9728 Kent Street Miwok
Elk Grove, CA, 95624
Phone: (916) 683 - 6000
Fax: (916) 683-6015
jtarango@wiltonrancheria-nsn.gov

Washoe Tribe of Nevada and California

Serrell Smokey, Chairperson
919 Highway 395 North Washoe
Gardnerville, NV, 89410
Phone: (775) 265 - 8600
serrell.smokey@washoetribe.us

Winnemem Wintu Tribe

Caleen Sisk, Chief
14840 Bear Mountain Road Wintu
Redding, CA, 96003
Phone: (530) 229 - 4096
caleenwintu@gmail.com

Washoe Tribe of Nevada and California

Darrel Cruz, Cultural Resources
Department
919 Highway 395 North Washoe
Gardnerville, NV, 89410
Phone: (775) 265 - 8600
darrel.cruz@washoetribe.us

Wintu Tribe of Northern California

Wade McMaster, Chairperson
P.O. Box 995 Wintu
Shasta Lake, CA, 96019
Phone: (530) 605 - 1726
Fax: (530) 605-1727
wintu.tribe1@gmail.com

Wilton Rancheria

Antonio Ruiz, Cultural Resources
Officer
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Phone: (916) 683 - 6000
aruiz@wiltonrancheria-nsn.gov

Wiyot Tribe

Ted Hernandez, Chairperson
1000 Wiyot Drive Wiyot
Lolita, CA, 95551
Phone: (707) 733 - 5055
Fax: (707) 733-5601
ted@wiyot.us

Wilton Rancheria

Ralph Hatch, Cultural
Preservation Department
9415 Rancheria Drive Miwok
Wilton, CA, 95693
rhatch@wiltonrancheria-nsn.gov

Wuksache Indian Tribe/Eshom Valley Band

Kenneth Woodrow, Chairperson
1179 Rock Haven Ct. Foothill Yokut
Salinas, CA, 93906 Mono
Phone: (831) 443 - 9702
kwood8934@aol.com

Wilton Rancheria

Dahlton Brown, Director of
Administration
9728 Kent Street Miwok
Elk Grove, CA, 95624
Phone: (916) 683 - 6000
dbrown@wiltonrancheria-nsn.gov

Xolon-Salinan Tribe

Karen White, Chairperson
P. O. Box 7045 Salinan
Spreckels, CA, 93962
Phone: (831) 238 - 1488
xolon.salinan.heritage@gmail.com

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**Native American Heritage Commission
Tribal Consultation List
Statewide County
9/10/2020**

***yak tityu tityu yak tithini –
Northern Chumash Tribe***

Mona Tucker, Chairperson
660 Camino Del Rey
Arroyo Grande, CA, 93420
Phone: (805) 748 - 2121
olivas.mona@gmail.com

Chumash

***Colfax-Todds Valley
Consolidated Tribe***

Clyde Prout, Chairperson
P.O. Box 4884 none
Auburn, CA, 95604
Phone: (530) 577 - 3558
miwokmaidu@yahoo.com

Maidu
Miwok

Yocha Dehe Wintun Nation

Anthony Roberts, Chairperson
P.O. Box 18
Brooks, CA, 95606
Phone: (530) 796 - 3400
Fax: (530) 796-2143
aroberts@yochadehe-nsn.gov

Patwin

Yurok Tribe

Joe James, Chairperson
PO Box 1027
Klamath, CA, 95548
Phone: (707) 482 - 1350
Fax: (707) 482-1377
jjames@yuroktribe.nsn.gov

Yurok

***The Confederated Villages of
Lisjan***

Corrina Gould, Chairperson
10926 Edes Avenue
Oakland, CA, 94603
Phone: (510) 575 - 8408
cvltribe@gmail.com

Bay Miwok
Ohlone
Delta Yokut

***Kakoon Ta Ruk Band of
Ohlone-Costanoan Indians of
the Big Sur Rancheria***

Isaac Bojorquez, Chairman
PO Box 541
Esparto, CA, 95627
Phone: (530) 723 - 2380
Ohlone_1@yahoo.com

Ohlone

***Colfax-Todds Valley
Consolidated Tribe***

Pamela Cubbler, Treasurer
P.O. Box 4884
Auburn, CA, 95604
Phone: (530) 320 - 3943
pcubbler@colfaxrancheria.com

Maidu
Miwok

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Attachment B

Tribal Coordination Summary Table

Pinoleville Pomo Nation	500 B Pinoleville Drive	Ukiah	CA	95462		(707) 463-1454	9/22/2020	10/2/2020	No Response	N/A	3/18/2021	Left a Message		N/A	N/A	N/A	N/A	N/A
Chemehuevi Indian Tribe	P.O. Box 1976, 1990 Palo Verde Drive	Navasu Lake	CA	92363	chairman@ct-nsn.gov	(760) 858-4219	9/22/2020	10/2/2020	No Response	2/22/2021	3/18/2021	New Email	cultural@ct-nsn.gov	3/30/2021	No Response	N/A	N/A	N/A
Wuksache Indian Tribe/ Eshom Valley Band	1179 Rock Haven Ct.	Salinas	CA	93906	hwood8934@aol.com	(831) 443-9702	9/22/2020	10/2/2020	No Response	2/22/2021	3/18/2021	Resend to Same Email		3/30/2021	No Response	N/A	N/A	N/A
Cortina Rancheria - Kletsel' behe Band of Wintun Indians	P.O. Box 1630	Williams	CA	95987		(530) 473-3274	9/22/2020	10/2/2020	No Response	N/A	3/18/2021	New Email	oww281@gmail.com	3/30/2021	No Response	N/A	N/A	N/A
Dry Creek Rancheria Band of Pomo Indians	P.O. Box 607	Geyserville	CA	95441	lynn@drycreekrancheria.com	(707) 814-4150	9/22/2020	10/2/2020	No Response	2/22/2021	3/18/2021	Will Contact Us		N/A	No Response	N/A	N/A	N/A
Lone Pine Paiute-Shoshone Tribe	P.O. Box 747	Lone Pine	CA	93545	chair@lpsst.org	(760) 876-1034	9/22/2020	10/2/2020	No Response	2/22/2021	3/18/2021	Unavailable		N/A	No Response	N/A	N/A	N/A
San Fernando Band of Mission Indians	P.O. Box 221838	Newhall	CA	91322	bdycum@comcast.net	(503) 539-0933	9/22/2020	10/2/2020	No Response	2/22/2021	3/18/2021	Left a Message		N/A	No Response	N/A	N/A	N/A
Amah Mutsun Tribal Band of Mission San Juan																		
Bautista	789 Canada Road	Woodside	CA	94062	amahmutsuntribal@gmail.com	(650) 851-7489	9/22/2020	10/2/2020	No Response	2/22/2021	3/18/2021	Voicemail Unavailable		N/A	No Response	N/A	N/A	N/A
Calaveras Band of Mi-Wuk Indians	546 Bald Mountain Road	West Point	CA	95255		(209) 293-2189	9/22/2020	Undeliverable	N/A	N/A	3/18/2021	Resend USPS Letter		N/A	N/A	4/5/2021	4/9/2021	No Response
Noyo River Indian Community	P.O. Box 91	Fort Bragg	CA	95437			9/22/2020	10/9/2020	No Response	N/A	N/A	N/A		N/A	N/A	N/A	N/A	N/A
San Luis Rey Band of Mission Indians	1889 Sunset Dr.	Vista	CA	92081	cjmoado@dmmissionindians.org	(760) 724-8505	9/22/2020	Not Returned	10/16/2020	2/22/2021	N/A	N/A		N/A	No Response	N/A	N/A	N/A



Attachment C

Record of Tribal Responses



AUGUSTINE BAND OF CAHUILLA INDIANS

PO Box 846 84-481 Avenue 54 Coachella CA 92236

Telephone: (760) 398-4722

Fax (760) 369-7161

Tribal Chairperson: Amanda Vance

Tribal Vice-Chairperson: William Vance

Tribal Secretary: Victoria Martin

Date: October 20, 2020

1220 N. Street, Suite 315
Sacramento, CA 95814

RE: Formal Notification of Proposed Wildlife Damage Management Program- California Environmental Quality Act (CEQA), Public Resources Code Section 21080.3.1 and California Assembly Bill (AB) 52.

Dear: Annete Jones, D.V.M

Thank you for the opportunity to offer input concerning the development of the above-identified project. We appreciate your sensitivity to the cultural resources that may be impacted by your project, and the importance of these cultural resources to the Native American peoples that have occupied the land surrounding the area of your project for thousands of years. Unfortunately, increased development and lack of sensitivity to cultural resources has resulted in many significant cultural resources being destroyed or substantially altered and impacted. Your invitation to consult on this project is greatly appreciated.

At this time, we are unaware of specific cultural resources that may be affected by the proposed project, however in the event you should discover any cultural resources during the development of this project please contact our office immediately for further evaluation.

Very truly yours,

A handwritten signature in blue ink that reads "Victoria Martin" with a stylized asterisk at the end.

Victoria Martin, Tribal Secretary
Augustine Band of Cahuilla Indians



AUGUSTINE BAND OF CAHUILLA INDIANS

P.O. Box 846 • Coachella, CA 92236

SN BERNARDINO CA 923

NOV 2020 PM 4 L



**CDFA
Annete Jones, DVM
1220 N. Street, Suite 315
Sacramento, CA 95814**

95814-560989



Info CaliforniaWDM

From: Info CaliforniaWDM
Sent: Monday, May 24, 2021 2:14 PM
To: hhaines@augustinetribe.com
Cc: Angelica Chiu; Adam Giacinto; Ross Owen
Subject: Re: CEQA Consultation Regarding the Proposed Wildlife Damage Management Program California Public Resources Code §21080.3, subd.(b) California AB 52
Attachments: Ltr3_AB52_Close of Consultation_Augustine_02122021.pdf

Dear Ms. Martin,

The California Department of Food and Agriculture (CDFA) appreciates the opportunity to consult with the Augustine Band of Cahuilla Indians regarding the proposed Wildlife Damage Management Program (Program or proposed project). The CDFA, as lead agency for compliance with the California Environmental Quality Act (CEQA, following a good faith and reasonable effort to consult (as defined in Public Resources Code § 21080.3.1), is formally closing the period of consultation.

Based on review of information provided through the process of consultation, no impacts to known Tribal Cultural Resources (as defined in Public Resources Code § 21074), would occur as a result of the proposed project implementation as no ground disturbance would occur. We have noted your concern with regards to impacts to cultural resources and will notify you in the event that potential impacts arise. The period of consultation will be considered closed within 30 days of receipt.

The period of consultation will be considered closed within 30 days of receipt. Any additional information may be sent to the CDFA at the address below or via email to (info@californiawdm.org). Please include Ross Owen (rowen@dudek.com), Angelica Chiu (achiu@dudek.com), and Adam Giacinto (agiacinto@dudek.com) in this request, who will also be providing assistance.

Postal Mail

California Wildlife Damage Management Program
2121 Broadway
P.O. Box 188797
Sacramento, CA 95811

Program Website and Phone Number

Website: www.CaliforniaWDM.org
Phone: (866) 943-5852

Info CaliforniaWDM

From: Info CaliforniaWDM
Sent: Thursday, March 18, 2021 3:52 PM
To: Liz Kipp
Cc: Ross Owen; Adam Giacinto; Angelica Chiu
Subject: RE: CEQA Public Resources Code §21080.3, subd.(b) California AB 52, Consultation Regarding the Proposed Wildlife Damage Management Program

Hello Liz,

At present, we are contacting California Native American Tribes as part of the AB 52 notification process. The intent is to give tribes the opportunity to provide input regarding their preferred level of involvement and communication preferences as activities of interest to you may occur as part of the Wildlife Damage Management Program.

The EIR/EIS will evaluate impacts associated with wildlife damage management activities performed by CDFA and California Counties under CDFA's proposed Wildlife Damage Management Program as required by the California Environmental Quality Act (CEQA), and by Wildlife Services (a state office within the USDA Animal Plant and Health Inspection Service) as required by the National Environmental Policy Act (NEPA). The EIR/EIS will inform decision makers and the general public about the potential impacts of wildlife damage management activities that would be considered under the WDMP framework.

The program would be implemented throughout all of California. No earth disturbance is anticipated. Additional details can be found at the website www.CaliforniaWDM.org, and we would be happy to discuss further or facilitate direct consultation with CDFA, if requested.

Thank you.

From: Liz Kipp <LKipp@bsrnation.com>
Sent: Thursday, March 18, 2021 3:43 PM
To: Info CaliforniaWDM <info@californiawdm.org>
Cc: Ross Owen <rowen@dudek.com>; Adam Giacinto <agiacinto@dudek.com>; Angelica Chiu <achiu@dudek.com>
Subject: RE: CEQA Public Resources Code §21080.3, subd.(b) California AB 52, Consultation Regarding the Proposed Wildlife Damage Management Program

Good evening, on behalf of Big Sandy Rancheria, could you please send me more detailed information regarding the Wildlife Damage Management Program? Once I am in receipt of the information, I will notify you if consultation is warranted by the Tribe. Thank you.

Respectfully,

Elizabeth D. Hutchins-Kipp
Tribal Chairperson
Big Sandy Rancheria

PO Box 337
37387 Auberry Mission Rd.
Auberry, California 93602

559-374-0066 ext. 212



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From: Info CaliforniaWDM <info@californiawdm.org>

Sent: Monday, February 22, 2021 4:59 PM

To: Info CaliforniaWDM <info@californiawdm.org>

Cc: Ross Owen <rowen@dudek.com>; Adam Giacinto <agiacinto@dudek.com>; Angelica Chiu <achiu@dudek.com>

Subject: Re: CEQA Public Resources Code §21080.3, subd.(b) California AB 52, Consultation Regarding the Proposed Wildlife Damage Management Program

February 22, 2021

Re: CEQA Public Resources Code §21080.3, subd.(b) California AB 52, Consultation Regarding the Proposed Wildlife Damage Management Program

Dear Tribal Representative,

Pursuant to California Assembly Bill (AB) 52, the California Department of Food and Agriculture (CDFA) sent a formal notification (September 21, 2020) letter inviting consultation regarding the proposed Wildlife Damage Management Program (Program or proposed project). We would like to continue our good faith effort to request consultation.

You are being contacted again because the CDFA has not received a response to the Formal Notification Letter by you or your associated tribe. Should you have information or concerns relating to Tribal Cultural Resources (as defined in Public Resources Code § 21074) that may be affected by the proposed project, please respond to one of the contacts provided below, so that all such resources may be considered in the planning process. Again, no ground disturbance would occur as a result of proposed project implementation.

As stated in the formal notification letter, the CDFA is inviting you to reach out with any concerns, questions, comments, or input regarding impacts to tribal cultural resources or other resources of importance to Native American tribal representatives that may occur as a result of the proposed project.

Per your request, CDFA would like to schedule a meeting to facilitate consultation. Please provide dates and times in the next 30 days, when you would be available to discuss the proposed project by teleconference, or otherwise preferred. If no response is received from you or other representatives of your tribe by the end of this period, CDFA will assume that no consultation is requested by your tribe at this time.

All information may be sent to the CDFA at 1220 N Street, Suite 315, Sacramento, California 95814, or via email to info@californiawdm.org. Please include Ross Owen (rowen@dudek.com), Angelica Chiu (achiu@dudek.com), and Adam Giacinto (agiacinto@dudek.com) in this request, who will also be providing assistance.

Info CaliforniaWDM

From: Markwardt, Nancy <nmarkwardt@cabazonindians-nsn.gov>
Sent: Tuesday, September 29, 2020 10:58 AM
To: Info CaliforniaWDM; 'achui@dudek.com'; 'agiacinto@dudek.com'
Subject: Response from the Cabazon and of Mission Indians regarding the proposed Wildlife Damage Management Program

Greetings!

Thank you for reaching out directly to the Cabazon Band of Mission Indians. There is no presence of Native American resources that may be impacted by your future project regarding the proposed Wildlife Damage Management Program.

Good luck with your future project.

Nancy Markwardt
Recording Administrator/Office Manager
Cabazon Band of Mission Indians
84-245 Indio Springs Parkway
Indio, Ca 92203
Office: (760) 342-2593
Fax: (760) 347-7880



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Info CaliforniaWDM

From: Info CaliforniaWDM
Sent: Friday, February 12, 2021 11:45 AM
To: Markwardt, Nancy
Cc: achiu@dudek.com; rowen@dudek.com; 'agiacinto@dudek.com'
Subject: Re: CEQA Consultation Regarding the Proposed Wildlife Damage Management Program California Public Resources Code §21080.3, subd.(b) California AB 52
Attachments: Ltr3_AB 52 Close of Consultation_Cabazon Band of Mission Indians_02122021.pdf

Dear Ms. Markwardt,

The California Department of Food and Agriculture (CDFA) has appreciated the opportunity to consult with the Cabazon Band of Mission Indians regarding the proposed Wildlife Damage Management Program (Program or proposed project). The CDFA, as lead agency for compliance with CEQA, following a good faith and reasonable effort to consult (as defined in Public Resources Code § 21080.3.1), is formally closing the period of consultation.

Based on review of information provided through the process of consultation, no impacts to known Tribal Cultural Resources (as defined in Public Resources Code § 21074), would occur as a result of the proposed project implementation as no ground disturbance would occur.

The period of consultation will be considered closed within 30 days of receipt. Any additional information may be sent to the CDFA at the address below or via email to (info@californiawdm.org). Please include Ross Owen (rowen@dudek.com), Angelica Chiu (achiu@dudek.com), and Adam Giacinto (agiacinto@dudek.com) in this request, who will also be providing assistance.

Postal Mail

California Wildlife Damage Management Program
2121 Broadway
P.O. Box 188797
Sacramento, CA 95811

Program Website and Phone Number

Website: www.CaliforniaWDM.org
Phone: (866) 943-5852

Info CaliforniaWDM

From: Info CaliforniaWDM
Sent: Monday, May 24, 2021 2:23 PM
To: Robert Ledger
Cc: Ross Owen; Adam Giacinto; Angelica Chiu
Subject: RE: CEQA Public Resources Code §21080.3, subd.(b) California AB 52, Consultation Regarding the Proposed Wildlife Damage Management Program
Attachments: AB52_Close of Consultation_Dumna Wo-Wah Tribal Government_05242021.pdf

Dear Mr. Ledger,

The California Department of Food and Agriculture (CDFA) appreciates the opportunity to consult with the Dumna Wo-Wah Tribal Government regarding the proposed Wildlife Damage Management Program (Program or proposed project). The CDFA, as lead agency for compliance with the California Environmental Quality Act (CEQA, following a good faith and reasonable effort to consult (as defined in Public Resources Code § 21080.3.1), is formally closing the period of consultation.

Based on review of information provided through the process of consultation, no impacts to known Tribal Cultural Resources (as defined in Public Resources Code § 21074), would occur as a result of the proposed project implementation as no ground disturbance would occur.

The period of consultation will be considered closed within 30 days of receipt. Any additional information may be sent to the CDFA at the address below or via email to (info@californiawdm.org). Please include Ross Owen (rowen@dudek.com), Angelica Chiu (achiu@dudek.com), and Adam Giacinto (agiacinto@dudek.com) in this request, who will also be providing assistance.

Postal Mail

California Wildlife Damage Management Program
2121 Broadway
P.O. Box 188797
Sacramento, CA 95811

Program Website and Phone Number

Website: www.CaliforniaWDM.org
Phone: (866) 943-5852

From: Robert Ledger <ledgerrobert@ymail.com>
Sent: Wednesday, February 24, 2021 9:24 AM
To: Info CaliforniaWDM <info@californiawdm.org>; Info CaliforniaWDM <info@californiawdm.org>
Cc: Ross Owen <rowen@dudek.com>; Adam Giacinto <agiacinto@dudek.com>; Angelica Chiu <achiu@dudek.com>
Subject: Re: CEQA Public Resources Code §21080.3, subd.(b) California AB 52, Consultation Regarding the Proposed Wildlife Damage Management Program

Dumna has no comments at this time

[Sent from Yahoo Mail on Android](#)

On Mon, Feb 22, 2021 at 4:59 PM, Info CaliforniaWDM
<info@californiawdm.org> wrote:

February 22, 2021

Re: CEQA Public Resources Code §21080.3, subd.(b) California AB 52, Consultation Regarding the Proposed Wildlife Damage Management Program

Dear Tribal Representative,

Pursuant to California Assembly Bill (AB) 52, the California Department of Food and Agriculture (CDFA) sent a formal notification (September 21, 2020) letter inviting consultation regarding the proposed Wildlife Damage Management Program (Program or proposed project). We would like to continue our good faith effort to request consultation.

You are being contacted again because the CDFA has not received a response to the Formal Notification Letter by you or your associated tribe. Should you have information or concerns relating to Tribal Cultural Resources (as defined in Public Resources Code § 21074) that may be affected by the proposed project, please respond to one of the contacts provided below, so that all such resources may be considered in the planning process. Again, no ground disturbance would occur as a result of proposed project implementation.

As stated in the formal notification letter, the CDFA is inviting you to reach out with any concerns, questions, comments, or input regarding impacts to tribal cultural resources or other resources of importance to Native American tribal representatives that may occur as a result of the proposed project.

Per your request, CDFA would like to schedule a meeting to facilitate consultation. Please provide dates and times in the next 30 days, when you would be available to discuss the proposed project by teleconference, or otherwise preferred. If no response is received from you or other representatives of your tribe by the end of this period, CDFA will assume that no consultation is requested by your tribe at this time.

All information may be sent to the CDFA at 1220 N Street, Suite 315, Sacramento, California 95814, or via email to info@californiawdm.org. Please include Ross Owen (rowen@dudek.com), Angelica Chiu (achiu@dudek.com), and Adam Giacinto (agiacinto@dudek.com) in this request, who will also be providing assistance.

Info CaliforniaWDM

From: Info CaliforniaWDM
Sent: Monday, May 17, 2021 11:45 AM
To: THPO@gratonrancheria.com
Cc: 'rowen@dudek.com'; 'achiu@dudek.com'; 'Adam Giacinto'
Subject: RE: Proposed Wildlife Damage Management Program
Attachments: Ltr2_Federated Indians of Graton Rancheria_request for consultation_05172021.pdf

Dear Ms. McQuillen,

Pursuant to California Assembly Bill (AB) 52, the California Department of Food and Agriculture (CDFA) is responding to your March 30, 2021 letter and April 5, 2021 email correspondence in a good faith effort for continued government to government consultation.

You are being contacted again because the CDFA has received a request for consultation from you and the Federated Indians of Graton Rancheria. Should you have information or concerns relating to tribal cultural resources (as defined in Public Resources Code § 21074) that may be affected by the proposed Project, please identify their specific location relative to the proposed Project area of potential effect (APE) so that all such resources may be considered in the planning process. Again, no ground disturbance would occur as part of this Program.

The CDFA is inviting you to reach out with any concerns, questions, comments, or input regarding impacts to tribal cultural resources or other resources of importance to Native American tribal representatives that may occur as a result of the proposed project.

Per your request, CDFA would like to schedule a meeting to facilitate consultation, and will follow up with a request to schedule a discussion concerning the proposed Program by teleconference, or otherwise preferred.

All information may be sent to the CDFA via email to info@californiawdm.org. Please include Ross Owen (rowen@dudek), Angelica Chiu (achiu@dudek.com), and Adam Giacinto (agiacinto@dudek.com) in this request, who will also be providing assistance. Additionally, a physical mailing address and phone number for project-related correspondence are provided below.

Postal Mail

California Wildlife Damage Management Program
2121 Broadway
P.O. Box 188797
Sacramento, CA 95811

Program Website and Phone Number

Website: www.CaliforniaWDM.org
Phone: (866) 943-5852

From: THPO@gratonrancheria.com <THPO@gratonrancheria.com>
Sent: Monday, April 5, 2021 9:17 AM
To: Info CaliforniaWDM <info@californiawdm.org>
Cc: 'rowen@dudek.com' <rowen@dudek.com>; 'achiu@dudek.com' <achiu@dudek.com>; 'Adam Giacinto' <agiacinto@dudek.com>
Subject: RE: Proposed Wildlife Damage Management Program

Good morning,

Please see the attached response letter for the Wildlife Damage Management Program. If you have any questions please feel free to email my office at thpo@gratonrancheria.com or call the office at (707) 566-2288.

Sincerely,

Buffy McQuillen
Tribal Heritage Preservation Officer (THPO)
Native American Graves Protection and Repatriation Act (NAGPRA)
Office: 707.566.2288; ext. 137
Cell: 707.318.0485
FAX: 707.566.2291

Hector Garcia Cabrales
THPO Administrative Assistant II
Federated Indians of Graton Rancheria
6400 Redwood Drive, Suite 300
Rohnert Park, CA 94928
Office: 707.566.2288, ext. 138
Fax: 707.588-9809
Email: hgarcia@gratonrancheria.com
www.gratonrancheria.com

P please consider our environment before printing this email.

Federated Indians of Graton Rancheria: Proprietary and Confidential

Confidentiality Notice: This transmittal is a confidential communication or may otherwise be privileged. If you are not the intended recipient, you are hereby notified that you have received this transmittal in error and that any review, dissemination, distribution or copying of this transmittal is strictly prohibited. If you have received this communication in error, please notify this office and immediately delete this message and all its attachments, if any.

From: THPO@gratonrancheria.com
Sent: Tuesday, March 30, 2021 11:46 AM
To: 'info@californiawdm.org' <info@californiawdm.org>
Cc: 'rowen@dudek.com' <rowen@dudek.com>; 'achiu@dudek.com' <achiu@dudek.com>; Adam Giacinto <agiacinto@dudek.com>
Subject: Proposed Wildlife Damage Management Program

Hello,

The Tribe will be sending an AB 52 response letter for the proposed Wildlife Damage Management Program within the next week. If you have any questions please feel free to email my office at thpo@gratonrancheria.com or call the office at (707) 566-2288.

Thank you,

Buffy McQuillen
Tribal Heritage Preservation Officer (THPO)
Native American Graves Protection and Repatriation Act (NAGPRA)
Office: 707.566.2288; ext. 137
Cell: 707.318.0485
FAX: 707.566.2291

Hector Garcia Cabrales
THPO Administrative Assistant II
Federated Indians of Graton Rancheria
6400 Redwood Drive, Suite 300
Rohnert Park, CA 94928
Office: 707.566.2288, ext. 138
Fax: 707.588-9809
Email: hgarcia@gratonrancheria.com
www.gratonrancheria.com

P please consider our environment before printing this email.

Federated Indians of Graton Rancheria: Proprietary and Confidential

Confidentiality Notice: This transmittal is a confidential communication or may otherwise be privileged. If you are not the intended recipient, you are hereby notified that you have received this transmittal in error and that any review, dissemination, distribution or copying of this transmittal is strictly prohibited. If you have received this communication in error, please notify this office and immediately delete this message and all its attachments, if any.



FEDERATED INDIANS OF
GRATON
RANCHERIA

Submitted via electronic e-mail: info@californiawdm.org cc: rowen@dudek.com, achiu@dudek.com, agiacinto@dudek.com

March 30, 2021

RE: Formal Request for Tribal Consultation Pursuant to the California Environmental Quality Act (CEQA), Public Resources Code section 21080.3.1, subs. (b), (d) and (e) for the *Wildlife Damage Management Program*.

Dear Agency Representative:

This letter constitutes a formal request for tribal consultation under the provisions of the California Environmental Quality Act (CEQA) (Public Resources Code section 21080.3.1 subdivisions (b), (d) and (e) for the mitigation of potential project impacts to tribal cultural resources for a project within the Federated Indians of Graton Rancheria's ancestral lands.

Receiving this letter sets forth the Tribe's formal request for consultation on the following topics checked below, which shall be included in consultation if requested (Public Resources Code section 21080.3.2, subd. (a)):

- Alternatives to the project
- Recommended mitigation measures
- Significant effects of the project

The Tribe also requests consultation on the following discretionary topics checked below (Public Resources Code section 21080.3.2, subd. (a)):

- Type of environmental review necessary
- Significance of tribal cultural resources, including any regulations, policies or standards used by your agency to determine significance of tribal cultural resources
- Significance of the project's impacts on tribal cultural resources
- Project alternatives and/or appropriate measures for preservation or mitigation that we may recommend, including, but not limited to:

- (1) Avoidance and preservation of the resources in place, pursuant to Public Resources Code section 21084.3, 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 resources with culturally appropriate dignity taking into account the tribal cultural values and meaning of the resources, including but not limited to the following:
 - a. Protecting the cultural character and integrity of the resource;



FEDERATED INDIANS OF
GRATON
RANCHERIA

- b. Protection the traditional use of the resource; and
 - 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.

Additionally, the Tribe would like to receive any cultural resources assessments or other assessments that have been completed on all or part of the project's potential "area of project effect" (APE), including, but not limited to:

- (1) The results of any record search(es) conducted at an archaeological information center of the California Historical Resources Information System (CHRIS), including, but not limited to:
- (a) Any known cultural resources that have already been recorded on or adjacent to the potential APE;
 - (b) Whether the probability is low, moderate or high that cultural resources are located in the potential APE; and
 - (c) If a survey is required to determine whether previously unrecorded cultural resources are present in the potential APE.
- (2) The results of any archaeological inventory survey that was conducted of all or part of the potential APE, including, but not limited to:
- (a) Any report that may contain site forms, site significance, and suggested mitigation measures.
- (3) The results of any Sacred Lands File searches conducted through the Native American Heritage Commission for all or part of the potential APE;
- (4) Any ethnographic studies conducted for any area including all or part of the potential APE;
- (5) Any geotechnical reports regarding all or part of the potential APE; and
- (6) The administrative drafts of all environmental documents.

We would like to remind your agency that CEQA Guidelines section 15126.4, subdivision (b)(3) states that preservation in place is the preferred manner of mitigating impacts to archaeological sites. Section 15126.4, subd. (b)(3) of the CEQA Guidelines has been interpreted by the California Court of Appeal to mean that "feasible preservation in place must be adopted to mitigate impacts to historical resources of an archaeological nature unless the lead agency determines that another form of mitigation is available and provides superior mitigation of impacts." *Madera Oversight Coalition v. County of Madera* (2011) 199 Cal.App.4th 48,



FEDERATED INDIANS OF
GRATON
RANCHERIA

disapproved on other grounds, *Neighbors for Smart Rail v. Exposition Metro Line Construction Authority* (2013) 57 Cal.4th 439.

The Tribe would like to begin consultation within 30 days of your receipt of this letter. Please contact my office at (707) 566-2288 or by email at bmcquillen@gratonrancheria.com as the person who will serve as the lead contact on behalf of the Tribe.

Sincerely,

Buffy McQuillen, THPO/NAGPRA
Federated Indians of Graton Rancheria

Info CaliforniaWDM

From: Jairo Avila <jairo.avila@tataviam-nsn.us>
Sent: Wednesday, October 21, 2020 4:02 PM
To: Info CaliforniaWDM
Cc: agiacinto@dudek.com; achiu@dudek.com
Subject: FTBMI AB52 Consultation Proposed Wildlife Program

Tribal Historic & Cultural Preservation Department

Project: AB52 Consultation Proposed Wildlife Program

Dear California Department of Food and Agriculture,

On behalf of the Tribal Historic and Cultural Preservation (THCP) Department of the Fernandefio Tataviam Band of Mission Indians (FTBMI), thank you for the formal notification and opportunity to participate in the consultation for the Proposed Damage Management Program. This message constitutes a formal request for tribal consultation under the provisions of the California Environmental Quality Act (CEQA) (as amended, 2015) and CA Public Resources Code section 21080.3.1. The THCP Department would like to schedule a call to discuss the Project, incorporation of Tribal perspectives into CEQA/environmental documents, and management protocols that are inclusive of Tribes. Can you provide me with your availability for November to schedule a meeting? I appreciate your time and look forward to discussing this project with you.

Respectfully,

Jairo F. Avila, M.A., RPA.

Tribal Historic and Cultural Preservation Officer

Cultural Resources Management Division

Tribal Historic and Cultural Preservation Department

Fernandefio Tataviam Band of Mission Indians

1019 Second Street, Suite 1

San Fernando, California 91340

Office: (818) 837-0794

Website: <http://www.tataviam-nsn.us>

Angelica Chiu

From: Adam Giacinto
Sent: Thursday, March 4, 2021 3:55 PM
To: Jairo Avila; Info CaliforniaWDM
Cc: Ross Owen; Angelica Chiu
Subject: RE: CEQA Public Resources Code §21080.3, subd.(b) California AB 52, Consultation Regarding the Proposed Wildlife Damage Management Program

Follow Up Flag: Follow up
Flag Status: Completed

Good afternoon, Jairo,

We appreciate you reaching out to me via telephone. As discussed, we are continuing to contact tribes as part of the program notification process. We will be sure to add your request to have an informal call into the record and will be contacting you in the future to set up a date and time to further discuss the program.

Respectfully,

Adam Giacinto, M.A., RPA
Archaeologist

DUDEK

Office: 949.373.8334

Cell: 707.217.7093

www.Dudek.com

From: Jairo Avila <jairo.avila@tataviam-nsn.us>
Sent: Monday, February 22, 2021 5:05 PM
To: Info CaliforniaWDM <info@californiawdm.org>
Cc: Ross Owen <rowen@dudek.com>; Adam Giacinto <agiacinto@dudek.com>; Angelica Chiu <achiu@dudek.com>
Subject: Re: CEQA Public Resources Code §21080.3, subd.(b) California AB 52, Consultation Regarding the Proposed Wildlife Damage Management Program

Good evening,

Thank you for the follow-up email regarding our request to consult on the Proposed Wildlife Damage Management Program. I am available on Tuesdays and Thursdays starting February 18 after 9:30 am. Please note that this will be an informal call to discuss the scope of the program. I will consult with our Tribal office and follow up with the appropriate parties if further consultation is requested.

I look forward to your response and discussing the program in the coming days.

Respectfully,

Jairo F. Avila, M.A., RPA.
Tribal Historic and Cultural Preservation Officer
Cultural Resources Management Division
Tribal Historic and Cultural Preservation Department

Fernandeño Tataviam Band of Mission Indians
1019 Second Street, Suite 1
San Fernando, California 91340
Office: (818) 837-0794
Website: <http://www.tataviam-nsn.us>

From: Info CaliforniaWDM <info@californiawdm.org>
Sent: Monday, February 22, 2021 4:59 PM
To: Info CaliforniaWDM <info@californiawdm.org>
Cc: Ross Owen <rowen@dudek.com>; Adam Giacinto <agiacinto@dudek.com>; Angelica Chiu <achiu@dudek.com>
Subject: Re: CEQA Public Resources Code §21080.3, subd.(b) California AB 52, Consultation Regarding the Proposed Wildlife Damage Management Program

[CAUTION] EXTERNAL Email. Exercise caution.

February 22, 2021

Re: CEQA Public Resources Code §21080.3, subd.(b) California AB 52, Consultation Regarding the Proposed Wildlife Damage Management Program

Dear Tribal Representative,

Pursuant to California Assembly Bill (AB) 52, the California Department of Food and Agriculture (CDFA) sent a formal notification (September 21, 2020) letter inviting consultation regarding the proposed Wildlife Damage Management Program (Program or proposed project). We would like to continue our good faith effort to request consultation.

You are being contacted again because the CDFA has not received a response to the Formal Notification Letter by you or your associated tribe. Should you have information or concerns relating to Tribal Cultural Resources (as defined in Public Resources Code § 21074) that may be affected by the proposed project, please respond to one of the contacts provided below, so that all such resources may be considered in the planning process. Again, no ground disturbance would occur as a result of proposed project implementation.

As stated in the formal notification letter, the CDFA is inviting you to reach out with any concerns, questions, comments, or input regarding impacts to tribal cultural resources or other resources of importance to Native American tribal representatives that may occur as a result of the proposed project.

Per your request, CDFA would like to schedule a meeting to facilitate consultation. Please provide dates and times in the next 30 days, when you would be available to discuss the proposed project by teleconference, or

otherwise preferred. If no response is received from you or other representatives of your tribe by the end of this period, CDFA will assume that no consultation is requested by your tribe at this time.

All information may be sent to the CDFA at 1220 N Street, Suite 315, Sacramento, California 95814, or via email to info@californiawdm.org. Please include Ross Owen (rowen@dudek.com), Angelica Chiu (achiu@dudek.com), and Adam Giacinto (agiacinto@dudek.com) in this request, who will also be providing assistance.

Info CaliforniaWDM

From: Isaac Bojorquez <ohlone_1@yahoo.com>
Sent: Thursday, October 22, 2020 4:46 PM
To: Info CaliforniaWDM
Subject: AB 52 Consultation
Attachments: Consultation Letter 10-15-20.pdf

Hello Ms. Jones,

Realizing most are working remotely I thought I would reach out via email in regards to the Tribe's response to your project notification. Please let me know if you have any questions.

Thank you,

Isaac Bojorquez

KaKoon Ta Ruk Band of Ohlone-Costanoan Indians

Tribal Chairman

PO Box 541

Esparto, CA 95627

ohlone_1@yahoo.com

From: [Isaac Bojorquez](#)
To: [Info_CaliforniaWDM](#)
Subject: AB 52 Consultation
Date: Thursday, October 22, 2020 4:46:00 PM
Attachments: [Consultation Letter to 15-20.pdf](#)

Hello Ms. Jones,
Realizing most are working remotely I thought I would reach out via email in regards to the Tribe's response to your project notification. Please let me know if you have any questions.
Thank you,

Isaac Bojorquez
KaKoon Ta Ruk Band of Ohlone-Costanoan Indians
Tribal Chairman
PO Box 541
Esparto, CA 95627
ohlone_1@yahoo.com



**KaKoon Ta Ruk Band of Ohlone-Costanoan
Indians of the Big Sur Rancheria**



October 9, 2020

Annette Jones, D.V.M
Director and State Veterinarian
California Wildlife Damage Management Program
PO Box 188797
Sacramento, CA 95811

RE: Formal Notification of Proposed Wildlife Damage Management Program – California
Environmental Quality Act (CEQA), Public Resources Code Section 21080.3.1(b), and California
Assembly Bill (AB) 52

Dear Ms. Jones:

Thank you for your letter dated September 22, 2020 regarding formal notification of the California Wildlife
Damage Management joint environmental impact report and environmental impact statement (EIR/EIS). We
appreciate your effort to contact us and wish to respond.

The KaKoon Ta Ruk Band of Ohlone-Indians of the Big Sur Rancheria has reviewed the document provided
and concluded that the project has the potential of being within the aboriginal territories of KaKoon Ta Ruk
Band of Ohlone-Costanoan Indians. Therefore, we would like to initiate formal consultation with the lead
Agency. At the time of consultation, if you could please provide any additional details regarding the projects.

Please contact the following individual to coordinate a date and time for the consultation meeting:

Isaac Bojorquez,
Tribal Chairperson
Email: ohlone_1@yahoo.com

Please refer to identification number KKTR-09222020 in any correspondence concerning these projects.

Thank you for providing us the opportunity to comment.

Shurruru,

Isaac Bojorquez
Tribal Chairman

Info CaliforniaWDM

From: Info CaliforniaWDM
Sent: Friday, February 12, 2021 11:15 AM
To: Isaac Bojorquez
Cc: achiu@dudek.com; rowen@dudek.com; 'agiacinto@dudek.com'
Subject: Re: CEQA Consultation Regarding the Proposed Wildlife Damage Management Program California Public Resources Code §21080.3, subd.(b) California AB 52
Attachments: Ltr2_KaKoon Ta Ruk Band of Ohlone Indians_request for consultation_02122021.pdf

Dear Mr. Bojorquez,

Pursuant to California Assembly Bill (AB) 52, the California Department of Food and Agriculture (CDFA) is responding to your October 21, 2020 letter with ID number KKTR-09222020 in a good faith effort for continued government to government consultation.

You are being contacted again because the CDFA has received a request for consultation from you and the Kakoon Ta Ruk Band of Ohlone-Costanoan Indians. Should you have information or concerns relating to tribal cultural resources (as defined in Public Resources Code § 21074) that may be affected by the proposed Project, please identify their specific location relative to the proposed Project area of potential effect (APE) so that all such resources may be considered in the planning process. Again, no ground disturbance would occur as part of this Program.

As stated in the project notification letter dated September 22, 2020, the CDFA is inviting you to reach out with any concerns, questions, comments, or input regarding impacts to tribal cultural resources or other resources of importance to Native American tribal representatives that may occur as a result of the proposed project.

Per your request, CDFA would like to schedule a meeting to facilitate consultation. Please provide dates and times in the next 30 days, when you would be available to discuss the proposed project by teleconference, or otherwise if preferred.

All information may be sent to the CDFA via email to info@californiawdm.org. Please include Ross Owen (rowen@dudek.com), Angelica Chiu (achiu@dudek.com), and Adam Giacinto (agiacinto@dudek.com) in this request, who will also be providing assistance. Additionally, a physical mailing address and phone number for project-related correspondence are provided below.

Postal Mail

California Wildlife Damage Management Program
2121 Broadway
P.O. Box 188797
Sacramento, CA 95811

Program Website and Phone Number

Website: www.CaliforniaWDM.org
Phone: (866) 943-5852

Info CaliforniaWDM

From: NRM WINTU <nrmwintu@gmail.com>
Sent: Wednesday, November 4, 2020 9:09 AM
To: Info CaliforniaWDM; agiacinto@dudek.com; achiu@dudek.com; Tracy Foster Olstad
Subject: AB52 Consultation

Hello,

The Nor Rel Muk Wintu Nation has received your notification. The tribe does not support the abatement of any wildlife. You may contact our Cultural Resources representative, Tracy Foster-Olstad for further assistance at 530-638-1932 or tfoster-olstad@ncidc.org Sincerely, Cyndie Childress NRM Wintu Secretary

Info CaliforniaWDM

From: Info CaliforniaWDM
Sent: Friday, February 12, 2021 11:19 AM
To: Tracy Foster Olstad
Cc: achiu@dudek.com; rowen@dudek.com; 'agiacinto@dudek.com'
Subject: Re: CEQA Consultation Regarding the Proposed Wildlife Damage Management Program California Public Resources Code §21080.3, subd.(b) California AB 52
Attachments: Ltr2_Nor Rel Muk Wintu_request for consultation_02122021.pdf

Dear Ms. Foster-Olstad,

Pursuant to California Assembly Bill (AB) 52, the California Department of Food and Agriculture (CDFA) is responding to your October 15, 2020 letter with ID number KKTR-09222020 in a good faith effort for continued government to government consultation.

You are being contacted again because the CDFA has received a request for consultation from you and the Nor Rel Muk Wintu Nation. We have noted your response indicating that the tribe does not support the abatement of wildlife. Should you have information or concerns relating to tribal cultural resources (as defined in Public Resources Code § 21074) that may be affected by the proposed Project, please identify their specific location relative to the proposed Project area of potential effect (APE) so that all such resources may be considered in the planning process. Again, no ground disturbance would occur as part of this Program.

As stated in the project notification letter dated November 4, 2020, the CDFA is inviting you to reach out with any concerns, questions, comments, or input regarding impacts to tribal cultural resources or other resources of importance to Native American tribal representatives that may occur as a result of the proposed project.

Per your request, CDFA would like to schedule a meeting to facilitate consultation. Please provide dates and times in the next 30 days, when you would be available to discuss the proposed project by teleconference, or otherwise if preferred.

All information may be sent to the CDFA via email to info@californiawdm.org. Please include Ross Owen (rowen@dudek.com), Angelica Chiu (achiu@dudek.com), and Adam Giacinto (agiacinto@dudek.com) in this request, who will also be providing assistance. Additionally, a physical mailing address and phone number for project-related correspondence are provided below.

Postal Mail

California Wildlife Damage Management Program
2121 Broadway
P.O. Box 188797
Sacramento, CA 95811

Program Website and Phone Number

Website: www.CaliforniaWDM.org
Phone: (866) 943-5852

Info CaliforniaWDM

From: Mona Tucker <olivas.mona@gmail.com>
Sent: Sunday, November 8, 2020 11:21 AM
To: Info CaliforniaWDM
Cc: agiacinto@dudek.com
Subject: AB52 Consultation Calif Proposed Wildlife Damage Mgmt Program

Hello Calif Wildlife Damage Management Program:

Re: Formal Notification of Proposed Calif Wildlife Damage Management Program:

We are requesting consultation and to be kept informed on this matter.

Thank you,

Mona Olivas Tucker, Chair
yak tiʔu tiʔu yak tiʔhini – Northern Chumash Tribe
San Luis Obispo County and Region

Info CaliforniaWDM

From: Info CaliforniaWDM
Sent: Friday, February 12, 2021 11:21 AM
To: Mona Tucker
Cc: achiu@dudek.com; rowen@dudek.com; 'agiacinto@dudek.com'
Subject: Re: CEQA Consultation Regarding the Proposed Wildlife Damage Management Program California Public Resources Code §21080.3, subd.(b) California AB 52
Attachments: Ltr2_Northern Chumash_request for consultation_02122021.pdf

Dear Ms. Olivas Tucker,

Pursuant to California Assembly Bill (AB) 52, the California Department of Food and Agriculture (CDFA) is responding to your November 8, 2020 email in a good faith effort for continued government to government consultation.

You are being contacted again because the CDFA has received a request for consultation from you and the yak tityu tityu yak tithini – Northern Chumash Tribe. Should you have information or concerns relating to tribal cultural resources (as defined in Public Resources Code § 21074) that may be affected by the proposed Project, please identify their specific location relative to the proposed Project area of potential effect (APE) so that all such resources may be considered in the planning process. Again, no ground disturbance would occur as part of this Program.

As stated in the project notification letter dated September 22, 2020, the CDFA is inviting you to reach out with any concerns, questions, comments, or input regarding impacts to tribal cultural resources or other resources of importance to Native American tribal representatives that may occur as a result of the proposed project.

Per your request, CDFA would like to schedule a meeting to facilitate consultation. Please provide dates and times in the next 30 days, when you would be available to discuss the proposed project by teleconference, or otherwise if preferred.

All information may be sent to the CDFA via email to info@californiawdm.org. Please include Ross Owen (rowen@dudek.com), Angelica Chiu (achiu@dudek.com), and Adam Giacinto (agiacinto@dudek.com) in this request, who will also be providing assistance. Additionally, a physical mailing address and phone number for project-related correspondence are provided below.

Postal Mail

California Wildlife Damage Management Program
2121 Broadway
P.O. Box 188797
Sacramento, CA 95811

Program Website and Phone Number

Website: www.CaliforniaWDM.org
Phone: (866) 943-5852

Info CaliforniaWDM

From: Info CaliforniaWDM
Sent: Thursday, March 4, 2021 10:33 AM
To: Mona Tucker
Cc: Ross Owen; Adam Giacinto; Angelica Chiu
Subject: RE: CEQA Public Resources Code §21080.3, subd.(b) California AB 52, Consultation Regarding the Proposed Wildlife Damage Management Program

Hi Mona,

At present, we are contacting California Native American Tribes as part of the AB 52 notification process. The intent is to give tribes the opportunity to provide input regarding their preferred level of involvement and communication preferences as activities of interest to you may occur as part of the Wildlife Damage Management Program. The program would be implemented throughout all of California. No earth disturbance is anticipated. Additional details can be found at the website www.CaliforniaWDM.org, and we would be happy to discuss further or facilitate direct consultation with CDFA, if requested.

Thank you.

From: Mona Tucker <olivas.mona@gmail.com>
Sent: Wednesday, March 3, 2021 10:45 PM
To: Info CaliforniaWDM <info@californiawdm.org>
Cc: Ross Owen <rowen@dudek.com>; Adam Giacinto <agiacinto@dudek.com>; Angelica Chiu <achiu@dudek.com>
Subject: Re: CEQA Public Resources Code §21080.3, subd.(b) California AB 52, Consultation Regarding the Proposed Wildlife Damage Management Program

Hello:

We appreciate that you're reaching out to Tribal Communities on this topic. Will you please send a description of the proposed Wildlife Damage Management Program (Program or proposed project).

Thank you,

Mona Olivas Tucker, Chair
yak tityu tityu yak tihini
Northern Chumash Tribe San Luis Obispo County and Region

Sent from my iPhone

On Feb 22, 2021, at 4:59 PM, Info CaliforniaWDM <info@californiawdm.org> wrote:
proposed Wildlife Damage Management Program (Program or proposed project).

From: [Louise Ramirez](#)
Sent: Monday, November 30, 2020 2:42 PM
To: [Adam Giacinto](#); [Angelica Chiu](#)
Subject: cdfa
Attachments: OCEN Map Taylor1856.pdf

Re: Wildlife Damage Management - no Ground Disturbance

Saleki Atsa,

Ohlone/Costanoan-Esselen Nation is an historically documented previously recognized tribe. OCEN is the legal tribal government representative for over 600 enrolled members of Esselen, Carmeleno, Monterey Band, Rumsen, Chalon, Soledad Mission, San Carlos Mission and/or Costanoan Mission Indian descent of Monterey County. Though other indigenous people may have lived in the area, the area is the indigenous homeland of our people. Included with this letter please find a territorial map by Taylor 1856; Levy 1973; and Milliken 1990, identifying Tribal areas.

OCEN TRIBAL GOVERNMENT REQUEST AB52/SB18 CONSULTATION WITH THE LEAD AGENCIES.

Sincerely and Respectfully Yours,

Louise J. Miranda Ramirez
Tribal Chairwoman
Ohlone/Costanoan-Esselen Nation

www.ohlonecostanoaneselelnation.org

Distribution of Ohlone/Costanoan-Esselen Nation Tribal Rancherias, Districts, Landgrants and Historic Landmarks

OCEN DIRECT LINEAL DESCENT

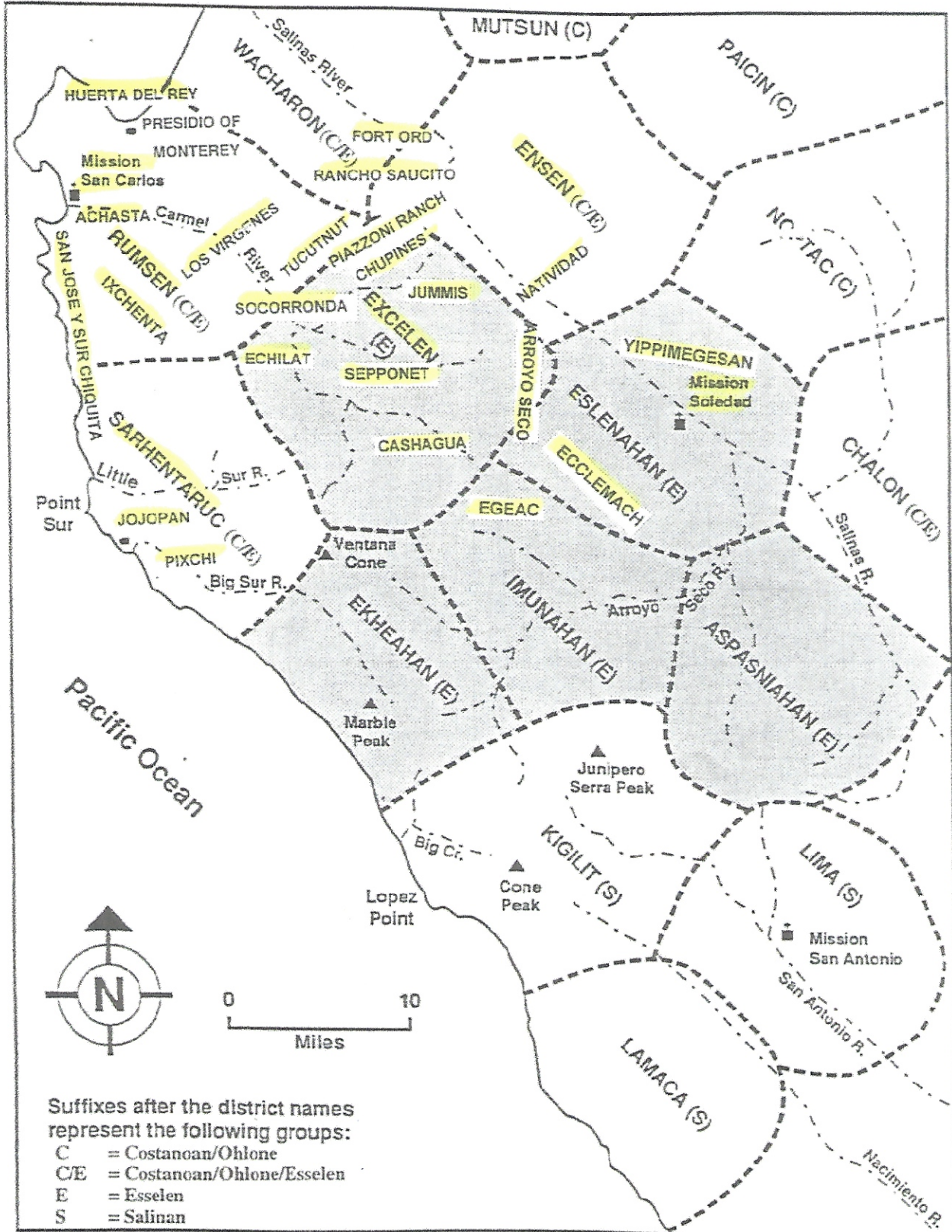


Figure 2:

Map after Taylor 1856; Levy 1973; Hester 1978; Milliken 1990

Info CaliforniaWDM

From: Info CaliforniaWDM
Sent: Friday, February 12, 2021 11:23 AM
To: Louise Ramirez
Cc: achiu@dudek.com; rowen@dudek.com; 'agiacinto@dudek.com'
Subject: Re: CEQA Consultation Regarding the Proposed Wildlife Damage Management Program California Public Resources Code §21080.3, subd.(b) California AB 52
Attachments: Ltr2_Ohlonc_Costanoan-Esselen Nation_request for consultation_02122021.pdf

Dear Ms. Miranda Ramirez,

Pursuant to California Assembly Bill (AB) 52, the California Department of Food and Agriculture (CDFA) is responding to your November 30, 2020 email in a good faith effort for continued government to government consultation.

You are being contacted again because the CDFA has received a request for consultation from you and the Ohlone/Costanoan-Esselen Nation. Should you have information or concerns relating to tribal cultural resources (as defined in Public Resources Code § 21074) that may be affected by the proposed Project, please identify their specific location relative to the proposed Project area of potential effect (APE) so that all such resources may be considered in the planning process. Again, no ground disturbance would occur as part of this Program.

As stated in the project notification letter dated September 22, 2020, the CDFA is inviting you to reach out with any concerns, questions, comments, or input regarding impacts to tribal cultural resources or other resources of importance to Native American tribal representatives that may occur as a result of the proposed project.

Per your request, CDFA would like to schedule a meeting to facilitate consultation. Please provide dates and times in the next 30 days, when you would be available to discuss the proposed project by teleconference, or otherwise if preferred.

All information may be sent to the CDFA via email to info@californiawdm.org. Please include Ross Owen (rowen@dudek.com), Angelica Chiu (achiu@dudek.com), and Adam Giacinto (agiacinto@dudek.com) in this request, who will also be providing assistance. Additionally, a physical mailing address and phone number for project-related correspondence are provided below.

Postal Mail

California Wildlife Damage Management Program
2121 Broadway
P.O. Box 188797
Sacramento, CA 95811

Program Website and Phone Number

Website: www.CaliforniaWDM.org
Phone: (866) 943-5852

Info CaliforniaWDM

From: Info CaliforniaWDM
Sent: Monday, March 22, 2021 10:38 AM
To: Scott Dinsmore
Cc: Ross Owen; Adam Giacinto; Angelica Chiu
Subject: RE: CEQA Public Resources Code §21080.3, subd.(b) California AB 52, Consultation Regarding the Proposed Wildlife Damage Management Program

Hello Scott,

We appreciate you reaching out. We are continuing to contact tribes as part of the program notification process. We will be sure to add your request to have an informal call into the record and will be contacting you in the future to set up a date and time to further discuss the program.

Thank you.

From: Scott Dinsmore <sdinsmore@strawberryvalleymaidu.org>
Sent: Friday, March 19, 2021 11:28 AM
To: Info CaliforniaWDM <info@californiawdm.org>
Cc: Ross Owen <rowen@dudek.com>; Adam Giacinto <agiacinto@dudek.com>; Angelica Chiu <achiu@dudek.com>
Subject: Re: CEQA Public Resources Code §21080.3, subd.(b) California AB 52, Consultation Regarding the Proposed Wildlife Damage Management Program

Greetings All!

We discussed this at our council meeting last night. We would like to set up a call to discuss the matter.

Can you please provide a couple of times that would work? The most convenient time would be 5:15p PST due to work schedules but we could make another time work.

Please let me know and thank you,

Scott

On Thursday, March 18, 2021, 04:12:20 PM EDT, Info CaliforniaWDM <info@californiawdm.org> wrote:

From: Info CaliforniaWDM
Sent: Monday, February 22, 2021 4:59 PM
To: Info CaliforniaWDM
Cc: Ross Owen <rowen@dudek.com>; Adam Giacinto <agiacinto@dudek.com>; Angelica Chiu <achiu@dudek.com>
Subject: Re: CEQA Public Resources Code §21080.3, subd.(b) California AB 52, Consultation Regarding the Proposed Wildlife Damage Management Program

February 22, 2021

Re: CEQA Public Resources Code §21080.3, subd.(b) California AB 52, Consultation Regarding the Proposed Wildlife Damage Management Program

Dear Tribal Representative,

Pursuant to California Assembly Bill (AB) 52, the California Department of Food and Agriculture (CDFA) sent a formal notification (September 21, 2020) letter inviting consultation regarding the proposed Wildlife Damage Management Program (Program or proposed project). We would like to continue our good faith effort to request consultation.

You are being contacted again because the CDFA has not received a response to the Formal Notification Letter by you or your associated tribe. Should you have information or concerns relating to Tribal Cultural Resources (as defined in Public Resources Code § 21074) that may be affected by the proposed project, please respond to one of the contacts provided below, so that all such resources may be considered in the planning process. Again, no ground disturbance would occur as a result of proposed project implementation.

As stated in the formal notification letter, the CDFA is inviting you to reach out with any concerns, questions, comments, or input regarding impacts to tribal cultural resources or other resources of importance to Native American tribal representatives that may occur as a result of the proposed project.

Per your request, CDFA would like to schedule a meeting to facilitate consultation. Please provide dates and times in the next 30 days, when you would be available to discuss the proposed project by teleconference, or otherwise preferred. If no response is received from you or other representatives of your tribe by the end of this period, CDFA will assume that no consultation is requested by your tribe at this time.

All information may be sent to the CDFA at 1220 N Street, Suite 315, Sacramento, California 95814, or via email to info@californiawdm.org. Please include Ross Owen (rowen@dudek.com), Angelica Chiu (achiu@dudek.com), and Adam Giacinto (agiacinto@dudek.com) in this request, who will also be providing assistance.

Angelica Chiu

From: Quechan Historic Preservation Officer <historicpreservation@quechantribe.com>
Sent: Monday, November 2, 2020 7:07 AM
To: Adam Giacinto
Subject: CDFA Wildlife Damage Management Program - CEQA

Follow Up Flag: Follow up
Flag Status: Flagged

This email is to inform you that we have no comments on this project. We defer to the more local Tribes and support their decisions on the project.

*Thank you,
H. Jill McCormick, M.A.*

Quechan Indian Tribe
Historic Preservation Officer
P.O. Box 1899
Yuma, AZ 85366-1899
Office: 760-572-2423
Cell: 928-261-0254
E-mail: historicpreservation@quechantribe.com



Virus-free. www.avast.com

Info CaliforniaWDM

From: Info CaliforniaWDM
Sent: Friday, February 12, 2021 11:51 AM
To: Quechan Historic Preservation Officer
Cc: achiu@dudek.com; rowen@dudek.com; 'agiacinto@dudek.com'
Subject: Re: CEQA Consultation Regarding the Proposed Wildlife Damage Management Program California Public Resources Code §21080.3, subd.(b) California AB 52
Attachments: Ltr3_AB 52 Close of Consultation_Quechan Indian Tribe_02122021.pdf

Dear Ms. McCormick,

The California Department of Food and Agriculture (CDFA) has appreciated the opportunity to consult with the Quechan Indian Tribe regarding the proposed Wildlife Damage Management Program (Program or proposed project). The CDFA, as lead agency for compliance with CEQA, following a good faith and reasonable effort to consult (as defined in Public Resources Code § 21080.3.1), is formally closing the period of consultation.

Based on review of information provided through the process of consultation, no impacts to known Tribal Cultural Resources (as defined in Public Resources Code § 21074), would occur as a result of the proposed project implementation as no ground disturbance would occur.

The period of consultation will be considered closed within 30 days of receipt. Any additional information may be sent to the CDFA at the address below or via email to (info@californiawdm.org). Please include Ross Owen (rowen@dudek.com), Angelica Chiu (achiu@dudek.com), and Adam Giacinto (agiacinto@dudek.com) in this request, who will also be providing assistance.

Postal Mail

California Wildlife Damage Management Program
2121 Broadway
P.O. Box 188797
Sacramento, CA 95811

Program Website and Phone Number

Website: www.CaliforniaWDM.org
Phone: (866) 943-5852

Info CaliforniaWDM

From: Cheryl Madrigal <CMadrigal@rincon-nsn.gov>
Sent: Tuesday, October 13, 2020 6:31 PM
To: Info CaliforniaWDM
Cc: Deneen Pelton; agiacinto@dudek.com
Subject: AB 52 Consultation
Attachments: Wildlife Damage Management Program.pdf

Dear California WDM,

Please see attached response letter to above mentioned project. If you have any questions or comments, please contact us.

Thank you for the opportunity to protect our cultural assets.

Cheryl

Cheryl Madrigal

Cultural Resources Manager

Tribal Historic Preservation Officer

Cultural Resources Department

Rincon Band of Luiseño Indians

1 West Tribal Road | Valley Center, CA 92082

Office: 760-297-2635 ext. 323 | Cell: 760-648-3000

Fax: 760-749-8901

Email: cmadrigal@rincon-nsn.gov



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Rincon Band of Luiseño Indians

CULTURAL RESOURCES DEPARTMENT

One Government Center Lane | Valley Center | CA 92082
(760) 749-1051 | Fax: (760) 749-8901 | rincon-nsn.gov



October 13, 2020

Sent via email: info@CaliforniaWDM.org

California Wildlife Damage Management Program
2121 Broadway
P.O. Box 188797
Sacramento, CA 95811

Re: Proposed Wildlife Damage Management Program

Dear CaliforniaWDM,

This letter is written on behalf of the Rincon Band of Luiseño Indians (“Rincon Band” or “Band”), a federally recognized Indian Tribe and sovereign government. The Rincon Band has received the notification of the California Wildlife Damage Management joint environmental impact report and environmental impact statement (EIR/EIS). We kindly ask to be notified and involved in the entire CEQA environmental review process for the entirety of the project’s duration. Please also include the Band on all distribution lists for environmental document reviews, consultations, circulation of public documents, and notices for public hearings and scheduled approvals.

The Rincon Band requests consultation on the above mentioned project to learn more about any potential impacts to cultural resources. If you have additional questions or would like to schedule a meeting, please do not hesitate to contact our office at your convenience at (760) 297-2635 or via electronic mail at cmadrigal@rincon-nsn.gov. We look forward to working together to protect and preserve our cultural assets.

Sincerely,

Cheryl Madrigal
Tribal Historic Preservation Officer
Cultural Resources Manager

Info CaliforniaWDM

From: Info CaliforniaWDM
Sent: Tuesday, May 4, 2021 2:47 PM
To: Cheryl Madrigal
Cc: achiu@dudek.com; rowen@dudek.com; 'agiacinto@dudek.com'
Subject: RE: CEQA Consultation Regarding the Proposed Wildlife Damage Management Program California Public Resources Code §21080.3, subd.(b) California AB 52

Hello Cheryl,

We are currently in the process of initiating contact with California Tribes and are working on formalizing our process for consultation meetings. We will be contacting you in the future to schedule a conference call or virtual meeting at a later date.

If you have any questions or concerns you may contact us at info@californiawdm.org. Please include Ross Owen (rowen@dudek.com), Angelica Chiu (achiu@dudek.com), and Adam Giacinto (agiacinto@dudek.com) who will also be providing assistance.

Thank you.

From: Cheryl Madrigal <CMadrigal@rincon-nsn.gov>
Sent: Monday, February 22, 2021 12:45 PM
To: Info CaliforniaWDM <info@californiawdm.org>
Cc: achiu@dudek.com; rowen@dudek.com; 'agiacinto@dudek.com' <agiacinto@dudek.com>
Subject: RE: CEQA Consultation Regarding the Proposed Wildlife Damage Management Program California Public Resources Code §21080.3, subd.(b) California AB 52

Thank you of reaching out to the Tribe.

I would like to learn more about the program. I am available for a conference call or virtual meeting on Wednesday (3/10) between 8-10 am or Thursday (3/11) between 1-3 pm. Please let me know if one of the dates would work for you and your team.

Thanks,

Cheryl

Cheryl Madrigal

Cultural Resources Manager

Tribal Historic Preservation Officer

Cultural Resources Department

Rincon Band of Luiseño Indians

1 West Tribal Road | Valley Center, CA 92082

Office: 760-297-2635 ext. 323 | Cell: 760-648-3000

Fax: 760-749-8901

Email: cmadrigal@rincon-nsn.gov



*Rincon Band of
Luiseño Indians*
www.rincon-nsn.gov

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From: Info CaliforniaWDM <info@californiawdm.org>

Sent: Friday, February 12, 2021 11:26 AM

To: Cheryl Madrigal <CMadrigal@rincon-nsn.gov>

Cc: achiu@dudek.com; rowen@dudek.com; 'agiacinto@dudek.com' <agiacinto@dudek.com>

Subject: Re: CEQA Consultation Regarding the Proposed Wildlife Damage Management Program California Public Resources Code §21080.3, subd.(b) California AB 52

Dear Ms. Madrigal,

Pursuant to California Assembly Bill (AB) 52, the California Department of Food and Agriculture (CDFA) is responding to your October 13, 2020 email in a good faith effort for continued government to government consultation.

You are being contacted again because the CDFA has received a request for consultation from you and the Cultural Resources Department of the Rincon Band of Luiseño Indians. Should you have information or concerns relating to tribal cultural resources (as defined in Public Resources Code § 21074) that may be affected by the proposed Project, please identify their specific location relative to the proposed Project area of potential effect (APE) so that all such resources may be considered in the planning process. Again, no ground disturbance would occur as part of this Program.

As stated in the project notification letter dated September 22, 2020, the CDFA is inviting you to reach out with any concerns, questions, comments, or input regarding impacts to tribal cultural resources or other resources of importance to Native American tribal representatives that may occur as a result of the proposed project.

Per your request, CDFA would like to schedule a meeting to facilitate consultation. Please provide dates and times in the next 30 days, when you would be available to discuss the proposed project by teleconference, or otherwise if preferred.

All information may be sent to the CDFA via email to info@californiawdm.org. Please include Ross Owen (rowen@dudek.com), Angelica Chiu (achiu@dudek.com), and Adam Giacinto (agiacinto@dudek.com) in this request, who will also be providing assistance. Additionally, a physical mailing address and phone number for project-related correspondence are provided below.

Postal Mail

California Wildlife Damage Management Program
2121 Broadway
P.O. Box 188797
Sacramento, CA 95811

Program Website and Phone Number

Website: www.CaliforniaWDM.org

Phone: (866) 943-5852

Info CaliforniaWDM

From: info@salinatribe.com
Sent: Saturday, October 31, 2020 4:45 PM
To: Info CaliforniaWDM
Subject: Fwd: Wildlife Damage Management Program-CEQA,Public Resources Code Section 21080.3.1 (b), and AB (52).

Attention Annette Jones, We have the following comments below.

----- Original Message -----

Subject: Wildlife Damage Management Program-CEQA,Public Resources Code Section 21080.3.1 (b), and AB (52).

Date: 2020-10-31 16:39

From: <info@salinatribe.com>

To: <agiacinto@dudek.com>, <achiu@dudel.com>

Greetings Adam and Angelica, We have reviewed the proposed wildlife management program for California. As you may know the Salinan people are very tied to the wildlife that lives within their traditional lands.

Many are considered sacred and their protection is very important to us.

We would like to be informed whenever Management procedures are to be implicated. We would like to use some of the furs and other materials when wildlife is ever eliminated. Looking forward to working with your agency.

Xayatspanikan,

Patti Dunton, Tribal Administrator

Info CaliforniaWDM

From: Info CaliforniaWDM
Sent: Friday, February 12, 2021 11:28 AM
To: info@salinatribe.com
Cc: achiu@dudek.com; rowen@dudek.com; 'agiacinto@dudek.com'
Subject: Re: CEQA Consultation Regarding the Proposed Wildlife Damage Management Program California Public Resources Code §21080.3, subd.(b) California AB 52
Attachments: Ltr2_Salinan Tribe_request for consultation_02122021.pdf

Dear Ms. Dunton,

Pursuant to California Assembly Bill (AB) 52, the California Department of Food and Agriculture (CDFA) is responding to your October 31, 2020 email in a good faith effort for continued government to government consultation.

You are being contacted again because the CDFA has received a request for consultation from you and the Salinan Tribe. We have noted your request to be notified whenever Management procedures are implemented, and that the Tribe would like to utilize furs and other materials if possible. Should you have additional information or concerns relating to tribal cultural resources (as defined in Public Resources Code § 21074) that may be affected by the proposed Project, please identify their specific location relative to the proposed Project area of potential effect (APE) so that all such resources may be considered in the planning process. Again, no ground disturbance would occur as part of this Program.

As stated in the project notification letter dated September 22, 2020, the CDFA is inviting you to reach out with any concerns, questions, comments, or input regarding impacts to tribal cultural resources or other resources of importance to Native American tribal representatives that may occur as a result of the proposed project.

Per your request, CDFA would like to schedule a meeting to facilitate consultation. Please provide dates and times in the next 30 days, when you would be available to discuss the proposed project by teleconference, or otherwise if preferred.

All information may be sent to the CDFA via email to info@californiawdm.org. Please include Ross Owen (rowen@dudek.com), Angelica Chiu (achiu@dudek.com), and Adam Giacinto (agiacinto@dudek.com) in this request, who will also be providing assistance. Additionally, a physical mailing address and phone number for project-related correspondence are provided below.

Postal Mail

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2121 Broadway
P.O. Box 188797
Sacramento, CA 95811

Program Website and Phone Number

Website: www.CaliforniaWDM.org
Phone: (866) 943-5852

Angelica Chiu

From: Carmen Mojado <cjmojado@icloud.com>
Sent: Friday, October 16, 2020 12:41 PM
To: Adam Giacinto; Angelica Chiu
Subject: SLR Request to Consult Pursuant to AB 52: Wildlife Damage Management Program, CDFA
Attachments: Wildlife Damage Management Program, State of CA AB52.pdf

Dear Recipients,

Attached please find a letter from the San Luis Rey Band of Mission Indians requesting to consult with the California Department of Food and Agriculture pursuant to AB 52 regarding the Wildlife Damage Management Program.

Please contact me at 760.917.1736 to arrange a mutually-convenient meeting time.

Best,
Cami Mojado

SAN LUIS REY BAND OF MISSION INDIANS

1889 Sunset Drive • Vista, California 92081

760-724-8505 • FAX 760-724-2172

www.slrmissionindians.org

October 16, 2020

Annette Jones, D.V.M
Director and State Veterinarian
State of California
California Department of Food and Agriculture
1220 N Street, Suite 315
Sacramento, CA 95814

VIA ELECTRONIC MAIL
agiacinto@dudek.com and
achiu@dudek.com

RE: Formal Request for Tribal Consultation Pursuant to the California Environmental Quality Act (CEQA), Public Resources Code section 21080.3.1, subs. (b), (d) and (e) for Wildlife Damage Management Program, CA

Dear Ms. Jones:

This letter constitutes a formal request for tribal consultation under the provisions of the California Environmental Quality Act (CEQA) (Public Resources Code section 21080.3.1 subdivisions (b), (d) and (e)) for the mitigation of potential project impacts to tribal cultural resource for the above referenced project. The San Luis Rey Band of Mission Indians requested formal notice and information for all projects within your agency's geographical jurisdiction and received notification on September 22, 2020, regarding the above referenced project.

The San Luis Rey Band of Mission Indians requests consultation on the following topics checked below, which shall be included in consultation if requested (Public Resources Code section 21080.3.2, subd. (a)):

- Alternatives to the project
- Recommended mitigation measures
- Significant effects of the project

The San Luis Rey Band of Mission Indians also requests consultation on the following discretionary topics checked below (Public Resources Code section 21080.3.2 (subd. (a)):

- Type of environmental review necessary
- Significance of tribal cultural resources, including any regulations, policies or standards used by your agency to determine significance of tribal cultural resources

X Significance of the project's impacts on tribal cultural resources

X Project alternatives and/or appropriate measures for preservation or mitigation that we may recommend, including, but not limited to:

- (1) Avoidance and preservation of the resources in place, pursuant to Public Resources Code section 21084.3, 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 resources with culturally appropriate dignity taking into account the tribal cultural values and meaning of the resources, including but not limited to the following:
 - a. Protecting the cultural character and integrity of the resource;
 - b. Protection the traditional use of the resource; and
 - 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.

Additionally, the San Luis Rey Band of Mission Indians requests to receive any cultural resources assessments or other assessments that have been completed on all or part of the project's potential "area of project effect" (APE), including, but not limited to:

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. The request form can be found at http://www.nahc.ca.gov/slf_request.html. USGS 7.5-minute quadrangle name, township, range, and section required for the search.
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.

We would like to remind your agency that CEQA Guidelines section 15126.4, subdivision (b)(3) states that preservation in place is the preferred manner of mitigating impacts to archaeological sites. Section 15126.4, subd. (b)(3) of the CEQA Guidelines has been interpreted by the California Court of Appeal to mean that “feasible preservation in place must be adopted to mitigate impacts to historical resources of an archaeological nature unless the lead agency determines that another form of mitigation is available and provides superior mitigation of impacts.” *Madera Oversight Coalition v. County of Madera* (2011) 199 Cal.App.4th 48, disapproved on other grounds, *Neighbors for Smart Rail v. Exposition Metro Line Construction Authority* (2013) 57 Cal.4th 439.

The San Luis Rey Band of Mission Indians expects to begin consultation within 30 days of your receipt of this letter. Please contact the San Luis Rey Band of Mission Indians lead contact person identified in our previous request for notification.

Name: Cami Mojado
Title: Cultural Resources Manager
Address: 1889 Sunset Drive, Vista, CA 92081
Office Phone Number: 760-724-8505
Direct Cell Phone Number: 760-917-1736
Office Fax Number 760-724-2172
Email Address: cjmojado@slrmissionindians.org

Sincerely,

Cami Mojado
Cultural Resources Manager
San Luis Rey Band of Mission Indians

Info CaliforniaWDM

From: Info CaliforniaWDM
Sent: Friday, February 12, 2021 11:30 AM
To: Carmen Mojado
Cc: achiu@dudek.com; rowen@dudek.com; 'agiacinto@dudek.com'
Subject: Re: CEQA Consultation Regarding the Proposed Wildlife Damage Management Program California Public Resources Code §21080.3, subd.(b) California AB 52
Attachments: Ltr2_San Luis Rey Band of Mission Indians_request for consultation_02122021.pdf

Dear Ms. Mojado,

Pursuant to California Assembly Bill (AB) 52, the California Department of Food and Agriculture (CDFA) is responding to your October 16, 2020 email in a good faith effort for continued government to government consultation.

You are being contacted again because the CDFA has received a request for consultation from you and the San Luis Rey Band of Mission Indians. Should you have information or concerns relating to tribal cultural resources (as defined in Public Resources Code § 21074) that may be affected by the proposed Project, please identify their specific location relative to the proposed Project area of potential effect (APE) so that all such resources may be considered in the planning process. Again, no ground disturbance would occur as part of this Program.

As stated in the project notification letter dated September 22, 2020, the CDFA is inviting you to reach out with any concerns, questions, comments, or input regarding impacts to tribal cultural resources or other resources of importance to Native American tribal representatives that may occur as a result of the proposed project.

Per your request, CDFA would like to schedule a meeting to facilitate consultation. Please provide dates and times in the next 30 days, when you would be available to discuss the proposed project by teleconference, or otherwise if preferred.

All information may be sent to the CDFA via email to info@californiawdm.org. Please include Ross Owen (rowen@dudek.com), Angelica Chiu (achiu@dudek.com), and Adam Giacinto (agiacinto@dudek.com) in this request, who will also be providing assistance. Additionally, a physical mailing address and phone number for project-related correspondence are provided below.

Postal Mail

California Wildlife Damage Management Program
2121 Broadway
P.O. Box 188797
Sacramento, CA 95811

Program Website and Phone Number

Website: www.CaliforniaWDM.org
Phone: (866) 943-5852

From: [Jessica Mauck](#)
Sent: Friday, October 30, 2020 9:20 PM
To: info@california.wdm.org
Cc: [Angelica Chiu](#); [Adam Giacinto](#)
Subject: AB52: CA Wildlife Damage Management joint EIR/EIS
Attachments: SKM_C550i20093014281.pdf

Hello,

Thank you for contacting the San Manuel Band of Mission Indians (SMBMI) regarding the above-referenced project, the document on for which was received by the Cultural Resources Management Department on 30 September 2020, pursuant to CEQA (as amended, 2015). For your knowledge, SMBMI does stay engaged in various wildlife management initiatives, both due to the significance/use various animals have in Serrano culture, but also because wildlife management can often mes impact plants, water resources, etc. that are of cultural value to the Tribe. After reviewing the provided notice, as well as various documents on the project website, it is clear that this effort is very high level and, as a result, I am s ll uncertain as to whether or not SMBMI has any comments/input to provide for this effort. As such, the Tribe simply requests a copy of the draft EIS/EIR for review upon completion, and any comments they may have will likely be submitted at that time.

Best,
Jessica Mauck

Jessica Mauck

DIRECTOR OF CULTURAL RESOURCES MANAGEMENT

O: (909) 864-8933 x3249

M: (909) 725-9054

26569 Community Center Dr Highland California 92346



From: 2ndfloorC300@sanmanuel-nsn.gov <2ndfloorC300@sanmanuel-nsn.gov>

Sent: Wednesday, September 30, 2020 2:29 PM

To: Jessica Mauck <JMauck@sanmanuel-nsn.gov>

Subject: Message from KM_C550i

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Info CaliforniaWDM

From: Info CaliforniaWDM
Sent: Wednesday, March 17, 2021 11:36 AM
To: Jessica Mauck
Cc: Ross Owen; Adam Giacinto; Angelica Chiu; Ryan Nordness
Subject: RE: CEQA Public Resources Code §21080.3, subd.(b) California AB 52, Consultation Regarding the Proposed Wildlife Damage Management Program

Hello Jessica,

Your email has been received. We are anticipating release of the draft EIS/EIR in the spring of 2022 for a public review period of 60 days, during which SMBMI will be able to submit comments. In the meantime, additional details can be found at the website www.CaliforniaWDM.org, and we would be happy to discuss further or facilitate direct consultation with CDFA, if requested.

Thank you.

From: Jessica Mauck <Jessica.Mauck@SanManuel-NSN.Gov>
Sent: Tuesday, March 16, 2021 10:34 PM
To: Info CaliforniaWDM <info@californiawdm.org>
Cc: Ross Owen <rowen@dudek.com>; Adam Giacinto <agiacinto@dudek.com>; Angelica Chiu <achiu@dudek.com>; Ryan Nordness <Ryan.Nordness@sanmanuel-nsn.gov>
Subject: RE: CEQA Public Resources Code §21080.3, subd.(b) California AB 52, Consultation Regarding the Proposed Wildlife Damage Management Program

Hello all,

Thank you for following-up with the San Manuel Band of Mission Indians (SMBMI) regarding the above-referenced project. Attached is the initial letter received by SMBMI on 30 September 2020, and my response on 30 October 2020. Given the difficulty I had in retrieving my e-mail from Outlook, I am concerned it was corrupt and never made its way to the appropriate contacts, especially considering the below follow-up. I have copied the bulk of the attached response for reference:

“For your knowledge, SMBMI does stay engaged in various wildlife management initiatives, both due to the significance/use various animals have in Serrano culture, but also because wildlife management can oftentimes impact plants, water resources, etc. that are of cultural value to the Tribe. After reviewing the provided notice, as well as various documents on the project website, it is clear that this effort is very high level and, as a result, I am still uncertain as to whether or not SMBMI has any comments/input to provide for this effort. As such, the Tribe simply requests a copy of the draft EIS/EIR for review upon completion, and any comments they may have will likely be submitted at that time.”

SMBMI’s final request remains the same. I have cc’ed Ryan Nordness, SMBMI’s point of contact for this project, so that he may review the requested documents upon availability.

Best,
Jessica

Jessica Mauck

DIRECTOR OF CULTURAL RESOURCES MANAGEMENT

Email: Jessica.Mauck@SanManuel-NSN.Gov

O: (909) 864-8933 x3249

M: (909) 725-9054

26569 Community Center Dr Highland California 92346



From: Info CaliforniaWDM <info@californiawdm.org>

Sent: Monday, February 22, 2021 4:59 PM

To: Info CaliforniaWDM <info@californiawdm.org>

Cc: Ross Owen <rowen@dudek.com>; Adam Giacinto <agiacinto@dudek.com>; Angelica Chiu <achiu@dudek.com>

Subject: Re: CEQA Public Resources Code §21080.3, subd.(b) California AB 52, Consultation Regarding the Proposed Wildlife Damage Management Program

February 22, 2021

Re: *CEQA Public Resources Code §21080.3, subd.(b) California AB 52, Consultation Regarding the Proposed Wildlife Damage Management Program*

Dear Tribal Representative,

Pursuant to California Assembly Bill (AB) 52, the California Department of Food and Agriculture (CDFA) sent a formal notification (September 21, 2020) letter inviting consultation regarding the proposed Wildlife Damage Management Program (Program or proposed project). We would like to continue our good faith effort to request consultation.

You are being contacted again because the CDFA has not received a response to the Formal Notification Letter by you or your associated tribe. Should you have information or concerns relating to Tribal Cultural Resources (as defined in Public Resources Code § 21074) that may be affected by the proposed project, please respond to one of the contacts provided below, so that all such resources may be considered in the planning process. Again, no ground disturbance would occur as a result of proposed project implementation.

As stated in the formal notification letter, the CDFA is inviting you to reach out with any concerns, questions, comments, or input regarding impacts to tribal cultural resources or other resources of importance to Native American tribal representatives that may occur as a result of the proposed project.

Per your request, CDFA would like to schedule a meeting to facilitate consultation. Please provide dates and times in the next 30 days, when you would be available to discuss the proposed project by teleconference, or otherwise preferred. If no response is received from you or other representatives of your tribe by the end of this period, CDFA will assume that no consultation is requested by your tribe at this time.

All information may be sent to the CDFA at 1220 N Street, Suite 315, Sacramento, California 95814, or via email to info@californiawdm.org. Please include Ross Owen (rowen@dudek.com), Angelica Chiu

(achiu@dudek.com), and Adam Giacinto (agiacinto@dudek.com) in this request, who will also be providing assistance.

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THIS MESSAGE IS INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED AND MAY CONTAIN INFORMATION THAT IS PRIVILEGED, CONFIDENTIAL AND EXEMPT FROM DISCLOSURE UNDER APPLICABLE LAW. If the reader of this message is not the intended recipient or agent responsible for delivering the message to the intended recipient, you are hereby notified that any dissemination or copying of this communication is strictly prohibited. If you have received this electronic transmission in error, please delete it from your system without copying it and notify the sender by reply e-mail so that the email address record can be corrected. Thank You

Info CaliforniaWDM

From: Info CaliforniaWDM
Sent: Tuesday, May 25, 2021 5:12 PM
To: Anna Starkey
Cc: Adam Giacinto; Angelica Chiu; Ross Owen
Subject: RE: Consultation Regarding the Proposed Wildlife Damage Management
Attachments: AB 52 Close of Consultation_United Auburn Indian Community_05252021.pdf

Dear Ms. Starkey,

The California Department of Food and Agriculture (CDFA) appreciates the opportunity to consult with the United Auburn Indian Community regarding the proposed Wildlife Damage Management Program (Program or proposed project). The CDFA, as lead agency for compliance with the California Environmental Quality Act (CEQA, following a good faith and reasonable effort to consult (as defined in Public Resources Code § 21080.3.1), is formally closing the period of consultation.

Based on review of information provided through the process of consultation, no impacts to known Tribal Cultural Resources (as defined in Public Resources Code § 21074), would occur as a result of the proposed project implementation as no ground disturbance would occur.

The period of consultation will be considered closed within 30 days of receipt. Any additional information may be sent to the CDFA at the address below or via email to (info@californiawdm.org). Please include Ross Owen (rowen@dudek.com), Angelica Chiu (achiu@dudek.com), and Adam Giacinto (agiacinto@dudek.com) in this request, who will also be providing assistance.

Postal Mail

California Wildlife Damage Management Program
2121 Broadway
P.O. Box 188797
Sacramento, CA 95811

Program Website and Phone Number

Website: www.CaliforniaWDM.org

Phone: (866) 943-5852

From: Anna Starkey <astarkey@auburnrancheria.com>
Sent: Tuesday, May 25, 2021 4:56 PM
To: Info CaliforniaWDM <info@californiawdm.org>
Cc: Adam Giacinto <agiacinto@dudek.com>; Angelica Chiu <achiu@dudek.com>; Ross Owen <rowen@dudek.com>
Subject: RE: Consultation Regarding the Proposed Wildlife Damage Management

Good afternoon,

On behalf of the United Auburn Indian Community, thank you for following up on the AB 52 consultation for this project. Based off the information that was provided, UAIC has no further comments and requests to close consultation at this time, if you are in agreement.

Thank you for your time and consideration.
Sincerely,
Anna

The United Auburn Indian Community is now accepting electronic consultation request, project notifications, and requests for information! Please fill out and submit through our website. Do not mail hard copy letters or documents. <https://auburnrancheria.com/programs-services/tribal-preservation>



Anna M. Starkey, M.A., RPA
Cultural Regulatory Specialist
Tribal Historic Preservation Department | UAIC
10720 Indian Hill Road
Auburn, CA 95603
Direct line: (916) 251-1565 | Cell: (530) 863-6503
astarkey@auburnrancheria.com | www.auburnrancheria.com

From: Info CaliforniaWDM <info@californiawdm.org>
Sent: Monday, May 24, 2021 3:38 PM
To: Anna Starkey <astarkey@auburnrancheria.com>
Cc: Adam Giacinto <agiacinto@dudek.com>; Angelica Chiu <achiu@dudek.com>; Ross Owen <rowen@dudek.com>
Subject: [SPAM] RE: Consultation Regarding the Proposed Wildlife Damage Management

Dear Ms. Starkey,

Pursuant to California Assembly Bill (AB) 52, the California Department of Food and Agriculture (CDFA) is responding to your March 23, 2021 email correspondence in a good faith effort for continued government to government consultation. Please see the attached letter in response to the UAIC's request for consultation.

We are anticipating release of the draft EIS/EIR in the spring of 2022 for a public review period of 60 days. In the meantime, additional details can be found at the website www.CaliforniaWDM.org.

Thank you.

From: Anna Starkey <astarkey@auburnrancheria.com>
Sent: Tuesday, March 23, 2021 2:21 PM
To: 'Ross Owen' <rowen@dudek.com>
Cc: Adam Giacinto <agiacinto@dudek.com>; Angelica Chiu <achiu@dudek.com>; Info CaliforniaWDM <info@californiawdm.org>
Subject: RE: Consultation Regarding the Proposed Wildlife Damage Management

Good afternoon Mr. Owen,

Thank you for providing additional information for the proposed Wildlife Damage Management EIR. I went to the website and reviewed the Fact Sheet. UAIC would have an interest in consulting on this project, specifically regarding the management of invasive species, including the protection of native species and their environments, as well as tribal and cultural resources.

What is the timeline for this EIR?

Thank you for your time and consideration.

Sincerely,
Anna

The United Auburn Indian Community is now accepting electronic consultation request, project notifications, and requests for information! Please fill out and submit through our website. Do not mail hard copy letters or documents. <https://auburnrancheria.com/programs-services/tribal-preservation>



Anna M. Starkey, M.A., RPA
Cultural Regulatory Specialist
Tribal Historic Preservation Department | UAIC
10720 Indian Hill Road
Auburn, CA 95603
Direct line: (916) 251-1565 | Cell: (530) 863-6503
astarkey@auburnrancheria.com | www.auburnrancheria.com

From: Ross Owen <rowen@dudek.com>

Sent: Friday, March 5, 2021 2:10 PM

To: Anna Starkey <astarkey@auburnrancheria.com>

Cc: Adam Giacinto <agiacinto@dudek.com>; Angelica Chiu <achiu@dudek.com>; 'info@californiawdm.org' <info@californiawdm.org>

Subject: RE: Consultation Regarding the Proposed Wildlife Damage Management

Good afternoon, Anna,

Here is some additional information regarding CDFA's proposed Wildlife Damage Management Program. This information, along with additional details about the proposed project can be found on the project website here: www.CaliforniaWDM.org. Currently this is a state-wide program, and there are no defined project areas with spatial data.

"The California Department of Food and Agriculture (CDFA) and Wildlife Services (WS-California) a state office within the United States Department of Agriculture's (USDA) Animal Plant and Health Inspection Service (APHIS), intend to prepare a joint Environmental Impact Report and Environmental Impact Statement (EIR/EIS) to provide a "robust and comprehensive" environmental analysis of current and proposed future wildlife damage management activities undertaken across California.

The EIR/EIS will evaluate impacts associated with wildlife damage management activities performed by CDFA and California Counties under CDFA's proposed Wildlife Damage Management Program (WDMP, Program, or proposed project) as required by the California Environmental Quality Act (CEQA), and by WS-California as required by the National Environmental Policy Act (NEPA).

Objectives:

- Provide comprehensive statewide CEQA review of the current and proposed future wildlife damage management activities conducted throughout California.
 - Will serve as basis to determine if additional analysis is needed at county level

- Provide comprehensive NEPA review of the current and proposed future wildlife damage management activities conducted by WS-California throughout California
- Promote broader understanding and awareness about wildlife identification, biology, life history, damage impacts, and management activities through the statewide environmental review process.
- Develop measure to avoid, minimize, and mitigate impacts to California's important natural resources, including watercourses, protected species, and natural habitats from wildlife control materials, technologies, and methods.

The proposed Program would describe and formalize a framework to address wildlife damage proving injurious to California's agricultural industry. The EIR/EIS will inform decision makers and the general public about the potential impacts of wildlife damage management activities that would be considered under the WDMP framework. Activities within the framework would be carried out by CDFA, California Counties, and WS-California, with collaboration and consultation from other local, state, and federal agencies."

At present, we are contacting California Native American Tribes as part of the AB 52 notification process. The intent is to give tribes the opportunity to provide input regarding their preferred level of involvement and communication preferences as activities of interest to you may occur as part of the Wildlife Damage Management Program. The program would be implemented throughout all of California. No earth disturbance is anticipated. Additional details can be found at the website www.CaliforniaWDM.org, and we would be happy to discuss further or facilitate direct consultation with CDFA, if requested.

Thank you,

Ross Owen, MA, RPA

Archaeologist



853 Lincoln Way #208, Auburn, CA 95603

C: 916.531.8654

www.dudek.com

From: Anna Starkey <astarkey@auburnrancheria.com>

Sent: Tuesday, March 2, 2021 11:20 AM

To: 'info@californiawdm.org' <info@californiawdm.org>

Cc: Ross Owen <rowen@dudek.com>; Adam Giacinto <agiacinto@dudek.com>; Angelica Chiu <achiu@dudek.com>

Subject: Consultation Regarding the Proposed Wildlife Damage Management

Good morning,

On behalf of the United Auburn Indian Community, I'm responding to a letter dated February 22, 2021 regarding consultation of the Proposed Wildlife Damage Management Program. The letter did not have enough information as to what UAIC would need to consult about. Can you please provide more information on this project? Are there any GIS shape files associated with the project that you could share?

Thank you,
Anna Starkey

The United Auburn Indian Community is now accepting electronic consultation request, project notifications, and requests for information! Please fill out and submit through our website. Do not mail hard copy letters or documents. <https://auburnrancheria.com/programs-services/tribal-preservation>



Anna M. Starkey, M.A., RPA
Cultural Regulatory Specialist
Tribal Historic Preservation Department | UAIC
10720 Indian Hill Road
Auburn, CA 95603
Direct line: (916) 251-1565 | Cell: (530) 863-6503
astarkey@auburnrancheria.com | www.auburnrancheria.com

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Info CaliforniaWDM

From: Ray Teran <rteran@viejas-nsn.gov>
Sent: Tuesday, September 29, 2020 2:42 PM
To: Info CaliforniaWDM
Cc: agiacinto@dudek.com; achiu@dudek.com; Ernest Pingleton
Subject: AB 52 Consultation, Propose Wildlife Damage Management Program

In reviewing the above referenced project the Viejas Band of Kumeyaay Indians (“Viejas”) would like to comment at this time.

The project area may contain many sacred sites to the Kumeyaay people. We request that these sacred sites be avoided with adequate buffer zones.

Additionally, Viejas is requesting, as appropriate, the following:

- All NEPA/CEQA/NAGPRA laws be followed
- Immediately contact Viejas on any changes or inadvertent discoveries.

Please call Ernest Pingleton at 619-659-2314 or email, epingleton@viejas-nsn.gov, for additional information. Thank you.

Ray Teran

Viejas Tribal Government
Resource Management Director
619-659-2312
rteran@viejas-nsn.gov



Info CaliforniaWDM

From: Ross Owen <rowen@dudek.com>
Sent: Tuesday, March 2, 2021 2:34 PM
To: Ray Teran
Cc: Angelica Chiu; Adam Giacinto; Ernest Pingleton; Info CaliforniaWDM
Subject: RE: CEQA Consultation Regarding the Proposed Wildlife Damage Management Program California Public Resources Code §21080.3, subd.(b) California AB 52

Dear Mr. Teran,

The comments of the Viejas Band of Kumeyaay Indians have been received and documented as part of the program record. At present, there are no planned activities that involve ground disturbance. The present notification is part of general outreach pursuant to CEQA with the intent of providing California Native American tribes an opportunity to request consultation, or otherwise identify their preferred involvement, as future work would occur under this program.

Thank you,
Ross Owen

From: Ray Teran <rteran@viejas-nsn.gov>
Sent: Friday, February 12, 2021 12:50 PM
To: Info CaliforniaWDM <info@californiawdm.org>
Cc: Angelica Chiu <achiu@dudek.com>; Ross Owen <rowen@dudek.com>; Adam Giacinto <agiacinto@dudek.com>; Ernest Pingleton <epingleton@viejas-nsn.gov>
Subject: RE: CEQA Consultation Regarding the Proposed Wildlife Damage Management Program California Public Resources Code §21080.3, subd.(b) California AB 52

In reviewing the above referenced project the Viejas Band of Kumeyaay Indians (“Viejas”) would like to comment at this time.

The project area may contain many sacred sites to the Kumeyaay people. We request that these sacred sites be avoided with adequate buffer zones.

Additionally, Viejas is requesting, as appropriate, the following:

- All NEPA/CEQA/NAGPRA laws be followed
- Immediately contact Viejas on any changes or inadvertent discoveries.

Please call Ernest Pingleton at 619-659-2314 or email, epingleton@viejas-nsn.gov, for additional information. Thank you.

From: Info CaliforniaWDM [<mailto:info@californiawdm.org>]
Sent: Friday, February 12, 2021 11:31 AM
To: Ray Teran <rteran@viejas-nsn.gov>
Cc: achiu@dudek.com; rowen@dudek.com; 'agiacinto@dudek.com' <agiacinto@dudek.com>
Subject: Re: CEQA Consultation Regarding the Proposed Wildlife Damage Management Program California Public Resources Code §21080.3, subd.(b) California AB 52

Dear Mr. Teran,

Pursuant to California Assembly Bill (AB) 52, the California Department of Food and Agriculture (CDFA) is responding to your September 29, 2020 email in a good faith effort for continued government to government consultation.

You are being contacted again because the CDFA has received a request for consultation from you and the Viejas Tribal Government. Should you have information or concerns relating to tribal cultural resources (as defined in Public Resources Code § 21074) that may be affected by the proposed Project, please identify their specific location relative to the proposed Project area of potential effect (APE) so that all such resources may be considered in the planning process. Again, no ground disturbance would occur as part of this Program.

As stated in the project notification letter dated September 22, 2020, the CDFA is inviting you to reach out with any concerns, questions, comments, or input regarding impacts to tribal cultural resources or other resources of importance to Native American tribal representatives that may occur as a result of the proposed project.

Per your request, CDFA would like to schedule a meeting to facilitate consultation. Please provide dates and times in the next 30 days, when you would be available to discuss the proposed project by teleconference, or otherwise if preferred.

All information may be sent to the CDFA via email to info@californiawdm.org. Please include Ross Owen (rowen@dudek.com), Angelica Chiu (achiu@dudek.com), and Adam Giacinto (agiacinto@dudek.com) in this request, who will also be providing assistance. Additionally, a physical mailing address and phone number for project-related correspondence are provided below.

Postal Mail

California Wildlife Damage Management Program
2121 Broadway
P.O. Box 188797
Sacramento, CA 95811

Program Website and Phone Number

Website: www.CaliforniaWDM.org
Phone: (866) 943-5852

Info CaliforniaWDM

From: Info CaliforniaWDM
Sent: Thursday, May 20, 2021 4:15 PM
To: darrel.cruz@washoetribe.us
Cc: Adam Giacinto; Angelica Chiu; Ross Owen
Subject: RE: CEQA Public Resources Code §21080.3, subd.(b) California AB 52, Consultation Regarding the Proposed Wildlife Damage Management Program

Dear Mr. Cruz,

At present, we are contacting California Native American Tribes as part of the AB 52 notification process. The intent is to give tribes the opportunity to provide input regarding their preferred level of involvement and communication preferences as activities of interest to you may occur as part of the Wildlife Damage Management Program.

The EIR/EIS will evaluate impacts associated with wildlife damage management activities performed by CDFA and California Counties under CDFA's proposed Wildlife Damage Management Program as required by the California Environmental Quality Act (CEQA), and by Wildlife Services (a state office within the USDA Animal Plant and Health Inspection Service) as required by the National Environmental Policy Act (NEPA). The EIR/EIS will inform decision makers and the general public about the potential impacts of wildlife damage management activities that would be considered under the WDMP framework.

The program would be implemented throughout all of California. No earth disturbance is anticipated. Additional details can be found at the website www.CaliforniaWDM.org, and we would be happy to discuss further or facilitate direct consultation with CDFA and/or USDA, if requested.

Thank you.

From: Info CaliforniaWDM
Sent: Wednesday, May 19, 2021 11:45 AM
To: darrel.cruz@washoetribe.us
Cc: 'Adam Giacinto' <agiacinto@dudek.com>; 'achiu@dudek.com' <achiu@dudek.com>; 'rowen@dudek.com' <rowen@dudek.com>
Subject: CEQA Public Resources Code §21080.3, subd.(b) California AB 52, Consultation Regarding the Proposed Wildlife Damage Management Program

Dear Mr. Cruz,

We are following up on a previous phone discussion relating to the proposed California Department of Food and Agriculture (CDFA) and U.S. Department of Agriculture (USDA) Wildlife Damage Management Program joint Environmental Impact Statement and Environmental Impact Report (EIS/EIR). At this time, we would like to confirm if the Washoe Tribe of California and Nevada would like to formally consult on this Program. We have attached the formal AB 52 notification letter which was mailed on September 22, 2020.

If the Washoe Tribe of California and Nevada would like to formally consult on this Program, we will follow up with a request to schedule a discussion concerning the proposed Program by teleconference, or otherwise preferred. All information may be sent to the CDFA via email to info@californiawdm.org. Please include Ross Owen (rowen@dudek), Angelica Chiu (achiu@dudek.com), and Adam Giacinto (agiacinto@dudek.com) in this request, who will also be providing assistance.

Thank you.



Attachment D

Example of Key Tribal Coordination Letters



CALIFORNIA DEPARTMENT OF
FOOD & AGRICULTURE

Karen Ross, Secretary

September 21, 2020

«HONORIFIC_TITLE» «FIRST_NAME» «LAST_NAME», «TITLE»
«COMPANYORGANIZATION»
«ADDRESS»
«CITY», «STATE» «ZIP»

Re: *Formal Notification of Proposed Wildlife Damage Management Program – California Environmental Quality Act (CEQA), Public Resources Code Section 21080.3.1(b), and California Assembly Bill (AB) 52.*

Dear «HONORIFIC_TITLE» «LAST_NAME»,

Pursuant to California Assembly Bill (AB) 52, the California Department of Food and Agriculture (CDFA) is providing you with formal notification of the California Wildlife Damage Management joint environmental impact report and environmental impact statement (EIR/EIS), which is intended to provide comprehensive environmental analysis of current and proposed future wildlife damage management activities undertaken across California. The EIR/EIS will evaluate impacts associated with wildlife damage management activities performed by CDFA and California Counties under CDFA's proposed Wildlife Damage Management Program (Program) as required by the California Environmental Quality Act (CEQA), and by Wildlife Services (WS-California), a state office within the U.S. Department of Agriculture's Animal Plant and Health Inspection Service (APHIS), as required by the National Environmental Policy Act (NEPA). It is anticipated that activities evaluated in the EIR/EIS would be carried out by CDFA, California Counties (Counties), and WS-California.

The CDFA, as the California Environmental Quality Act (CEQA) lead agency for the Program, is reaching out to all groups listed on the California Native American Heritage Commission (NAHC) Sacred Lands File Contact List in a good faith effort to provide notification of the proposed project to groups that are traditionally or culturally affiliated with the geographic area of the Program.



The present notice includes:

- A description of the proposed Program;
- A clear and definitive statement that the tribe has 30 days to request consultation; and,
- The lead agency contact information.

Program Description

The CDFA's proposed Program will describe and formalize a framework for management, abatement, and, where necessary, targeted removal of individual wildlife that pose a threat to California's agricultural industry or human health and safety. The EIR/EIS will provide a program-level statewide environmental analysis of this framework to inform decision makers and the general public about the potential impacts of existing and future wildlife damage management activities that would be considered under the Program. It is anticipated that activities within this framework will be carried out in a cooperative effort with California Counties and WS-California, with collaboration and consultation from other local, state, and federal agencies as appropriate.

It is anticipated that the Program will encompass five core or functional elements. These elements are briefly described below.

Statewide Wildlife Management Protocols. The CDFA shall develop guidelines and recommendations to inform and guide the implementation of wildlife management damage activities conducted by CDFA and local agencies such as County Agricultural Commissioners. The Program will establish an integrated and adaptive wildlife damage management approach that outlines acceptable practices, methodologies, and activities that may be implemented by CDFA and/or local agencies to manage wildlife damage across the state.

County-Level Activities. The locus of wildlife damage management will continue to be the Counties, reflecting California's "unique system" of County Agricultural Commissioners. Participating Counties will continue to carry out wildlife damage management activities, with the support of WS-California as mutually agreed and will be able to work with and receive support from CDFA if they so desire. Specific county-level activities will be informed by the comprehensive statewide CEQA analysis that CDFA will prepare for the Program.

Rapid Response. The CDFA will step up as appropriate to address high-risk wildlife damage situations calling for rapid response activities. It will do so in coordination and collaboration with the Counties, other state agencies, and WS-



California. These activities will be informed by the comprehensive statewide CEQA analysis that CDFA will prepare for the Program.

Information Processing and Adaptive Management. The CDFA will coordinate with WS-California to collect data on wildlife damage management activities conducted throughout the state in order to evaluate the efficacy of those activities and consider changes to the Program as appropriate to increase the efficacy of those activities. The CDFA and WS-California will coordinate with the Counties and state agencies in this process, which would occur at regular intervals. The CDFA, WS-California, and other entities may also use this process to consider changes in damage management materials and methods to improve management of injurious wildlife in the state, both in terms of its efficacy and unintended impacts on natural resources and the environment.

Program Education and CEQA Support. The CEQA process for the Program will promote broader understanding and awareness about wildlife identification, biology, life history, impacts and management activities. CDFA will undertake additional CEQA review as needed to support future discrete wildlife damage management actions or activities undertaken by CDFA or the Counties, including wildlife control and damage management materials and methods identified through the information sharing and adaptive management processes.

In implementing the Program, the CDFA will not displace or encroach on WS-California, other state and local agencies, tribes, or the Counties from their historic and current roles in wildlife damage management. The fundamental, and most general, purpose of the Program is to describe and formalize the current framework under which wildlife damage management activities are conducted in California and to provide comprehensive statewide CEQA review for these current activities and other activities to be conducted under the Program (e.g., CDFA rapid response). This environmental analysis will in turn serve as the basis for additional environmental analysis, if any is needed, for wildlife damage management activities carried out by Counties.

Working in conjunction with WS-California, CDFA will prepare a program-level statewide environmental analysis of the potential impacts of the wildlife damage management activities conducted in California, including but not limited to activities considered under the Program. Activities conducted under the Program are expected to occur across the state and within the various natural, urban, and agricultural environments that provide habitat for the wildlife species and animal communities to be managed under the Program. For more information about the EIR/EIS, visit www.CaliforniaWDM.org.

Project Involves Ground Disturbance: No



Consultation Request

At this time, there are no identified impacts to tribal cultural resources. However, CDFA would like to extend an invitation to consult with your tribe regarding any concerns or questions you may have about the Program. The CDFA encourages tribes to participate in the CEQA and NEPA process to ensure the Program and EIR/EIS successfully analyzes and incorporates California tribes' concerns regarding culturally significant wildlife resources.

If you have any comments or concerns regarding potential impacts to tribal cultural resources (as defined in Public Resources Code § 21074) in relation to the Program or EIR/EIS, or would like to request any additional information, please send your comment or request via email to info@CaliforniaWDM.org with "AB 52 Consultation" in the subject line, or via postal mail to the address below within 30 days of receipt of this notice with a formal request for consultation.

For comments or requests sent by email, please carbon copy Adam Giacinto (agiacinto@dudek.com) and Angelica Chiu (achiu@dudek.com), who will also be providing assistance. Please include in your comment or request the name and contact information for a designated lead contact person for CDFA to contact.

Postal Mail

California Wildlife Damage Management Program
2121 Broadway
P.O. Box 188797
Sacramento, CA 95811

Program Website and Phone Number

Website: www.CaliforniaWDM.org
Phone: (866) 943-5852

Sincerely,



Annette Jones, D.V.M.
Director and State Veterinarian
California Department of Food and Agriculture





February 22, 2021

**Re: CEQA Public Resources Code §21080.3, subd.(b) California AB 52,
Consultation Regarding the Proposed Wildlife Damage Management
Program**

Dear Tribal Representative,

Pursuant to California Assembly Bill (AB) 52, the California Department of Food and Agriculture (CDFA) sent a formal notification (September 21, 2020) letter inviting consultation regarding the proposed Wildlife Damage Management Program (Program or proposed project). We would like to continue our good faith effort to request consultation.

You are being contacted again because the CDFA has not received a response to the Formal Notification Letter by you or your associated tribe. Should you have information or concerns relating to Tribal Cultural Resources (as defined in Public Resources Code § 21074) that may be affected by the proposed project, please respond to one of the contacts provided below, so that all such resources may be considered in the planning process. Again, no ground disturbance would occur as a result of proposed project implementation.

As stated in the formal notification letter, the CDFA is inviting you to reach out with any concerns, questions, comments, or input regarding impacts to tribal cultural resources or other resources of importance to Native American tribal representatives that may occur as a result of the proposed project.

Per your request, CDFA would like to schedule a meeting to facilitate consultation. Please provide dates and times in the next 30 days, when you would be available to discuss the proposed project by teleconference, or otherwise preferred. If no response is received from you or other representatives of your tribe by the end of this period, CDFA will assume that no consultation is requested by your tribe at this time.



All information may be sent to the CDFA at the address below or via email to info@californiawdm.org. Please include Ross Owen (rowen@dudek.com), Angelica Chiu (achiu@dudek.com), and Adam Giacinto (agiacinto@dudek.com) in this request, who will also be providing assistance.

Sincerely,

A handwritten signature in black ink, appearing to read 'A Jones', with a long horizontal flourish extending to the right.

Annette Jones, D.V.M.
Director and State Veterinarian
California Department of Food and Agriculture





April 7, 2021

**Re: CEQA Public Resources Code §21080.3, subd.(b) California AB 52,
Consultation Regarding the Proposed Wildlife Damage Management
Program**

Dear Tribal Representative,

Pursuant to California Assembly Bill (AB) 52, the California Department of Food and Agriculture (CDFA) sent a formal notification (September 21, 2020) letter inviting consultation regarding the proposed Wildlife Damage Management Program (Program or proposed project). We would like to continue our good faith effort to request consultation.

You are being contacted again because the CDFA has not received a response to the Formal Notification Letter by you or your associated tribe. Should you have information or concerns relating to Tribal Cultural Resources (as defined in Public Resources Code § 21074) that may be affected by the proposed project, please respond to one of the contacts provided below, so that all such resources may be considered in the planning process. Again, no ground disturbance would occur as a result of proposed project implementation.

As stated in the formal notification letter, the CDFA is inviting you to reach out with any concerns, questions, comments, or input regarding impacts to tribal cultural resources or other resources of importance to Native American tribal representatives that may occur as a result of the proposed project.

Per your request, CDFA would like to schedule a meeting to facilitate consultation. Please provide dates and times in the next 30 days, when you would be available to discuss the proposed project by teleconference, or otherwise preferred. If no response is received from you or other representatives of your tribe by the end of this period, CDFA will assume that no consultation is requested by your tribe at this time.



All information may be sent to the CDFA at the address below or via email to info@californiawdm.org. Please include Ross Owen (rowen@dudek.com), Angelica Chiu (achiu@dudek.com), and Adam Giacinto (agiacinto@dudek.com) in this request, who will also be providing assistance.

Sincerely,

A handwritten signature in black ink, appearing to read 'A Jones', with a long horizontal flourish extending to the right.

Annette Jones, D.V.M.
Director and State Veterinarian
California Department of Food and Agriculture





CALIFORNIA DEPARTMENT OF
FOOD & AGRICULTURE

Karen Ross, Secretary

[Date]

To: [Name, Title], Tribal Preservation Committee

[Tribe]

[Address]

[City, State, Zip]

Re: CEQA Consultation Regarding the Proposed Wildlife Damage Management Program
California Public Resources Code §21080.3, subd.(b) California AB 52

Dear Mr./Mrs./Ms. (X),

Pursuant to California Assembly Bill (AB) 52, the California Department of Food and Agriculture (CDFA) is responding to your (DATE) email in a good faith effort for continued government to government consultation.

You are being contacted again because the CDFA has received a request for consultation from you or your associated tribe regarding the proposed Wildlife Damage Management Program (Program or proposed project). Should you have information or concerns relating to tribal cultural resources (as defined in Public Resources Code §21074) that may be affected by the proposed project, please identify their specific location relative to the proposed project area of potential effect (APE) so that all such resources may be considered in the planning process. Again, no ground disturbance would occur as part of this Program.

As stated in Notification of Consultation letter dated (DATE), the CDFA is inviting you to reach out with any concerns, questions, comments, or input regarding impacts to tribal cultural resources or other resources of importance to Native American tribal representatives that may occur as a result of the proposed project.

Per your request, CDFA would like to schedule a meeting to facilitate consultation, and will follow up with a request to schedule a discussion concerning the proposed Program by teleconference, or otherwise preferred.

All information may be sent to the CDFA via email to info@californiawdm.org. Please include Ross Owen (rowen@dudek), Angelica Chiu (achiu@dudek.com), and Adam Giacinto (agiacinto@dudek.com) in this request, who will also be providing assistance. Additionally, a



physical mailing address and phone number for project-related correspondence are provided below.

Postal Mail

California Wildlife Damage Management Program
2121 Broadway
P.O. Box 188797
Sacramento, CA 95811

Program Website and Phone Number

Website: www.CaliforniaWDM.org
Phone: (866) 943-5852

Sincerely,



Annette Jones, D.V.M.
Director and State Veterinarian
California Department of Food and Agriculture





[Date]

To: [Name, Title], Tribal Preservation Committee

[Tribe]

[Address]

[City, State, Zip]

Re: CEQA Consultation Regarding the Proposed Wildlife Damage Management Program
California Public Resources Code §21080.3, subd.(b) California AB 52

Dear Mr./Mrs./Ms. (X),

The California Department of Food and Agriculture (CDFA) has appreciated the opportunity to consult with the (TRIBE) regarding the proposed Wildlife Damage Management Program (Program or proposed project). The CDFA, as lead agency for compliance with CEQA, following a good faith and reasonable effort to consult (as defined in Public Resources Code § 21080.3.1), is formally closing the period of consultation.

Based on review of information provided through the process of consultation, no impacts to known Tribal Cultural Resources (as defined in Public Resources Code § 21074), would occur as a result of the proposed project implementation as no ground disturbance would occur.

The period of consultation will be considered closed within 30 days of receipt. Any additional information may be sent to the CDFA at the address below or via email to (info@californiawdm.org). Please include Ross Owen (rowen@dudek.com), Angelica Chiu (achiu@dudek.com), and Adam Giacinto (agiacinto@dudek.com) in this request, who will also be providing assistance.

Postal Mail

California Wildlife Damage Management Program
2121 Broadway
P.O. Box 188797
Sacramento, CA 95811

Program Website and Phone Number

Website: www.CaliforniaWDM.org

Phone: (866) 943-5852



Sincerely,



Annette Jones, D.V.M.
Director and State Veterinarian
California Department of Food and Agriculture





Attachment E

Phone Script

California WDMP EIR/EIS – Project Notification Follow-up – Phone Script:

- 1) Dudek staff will call Native American Tribes on behalf of the lead agency to confirm they received the mailed notification. If they did not, see text below for detailed description of Program that can be referenced.

California WDMP

The California Department of Food and Agriculture (CDFA) and Wildlife Services (WS-California) a state office within the United States Department of Agriculture's (USDA) Animal Plant and Health Inspection Service (APHIS), intend to prepare a joint Environmental Impact Report and Environmental Impact Statement (EIR/EIS) to provide a "robust and comprehensive" environmental analysis of current and proposed future wildlife damage management activities undertaken across California.

The EIR/EIS will evaluate impacts associated with wildlife damage management activities performed by CDFA and California Counties under CDFA's proposed Wildlife Damage Management Program (WDMP, Program, or proposed project) as required by the California Environmental Quality Act (CEQA), and by WS-California as required by the National Environmental Policy Act (NEPA).

Objectives:

- Provide comprehensive statewide CEQA review of the current and proposed future wildlife damage management activities conducted throughout California.
 - Will serve as basis to determine if additional analysis is needed at county level
- Provide comprehensive NEPA review of the current and proposed future wildlife damage management activities conducted by WS-California throughout California
- Promote broader understanding and awareness about wildlife identification, biology, life history, damage impacts, and management activities through the statewide environmental review process.
- Develop measure to avoid, minimize, and mitigate impacts to California's important natural resources, including watercourses, protected species, and natural habitats from wildlife control materials, technologies, and methods.

CDFA and WS-California are seeking comment and any relevant materials to take into consideration in preparing the EIR/EIS.

The proposed Program would describe and formalize a framework to address wildlife damage proving injurious to California's agricultural industry. The EIR/EIS will inform decision makers and the general public about the potential impacts of wildlife damage management activities that would be considered under the WDMP framework. Activities within the framework would be carried out by CDFA, California Counties, and WS-California, with collaboration and consultation from other local, state, and federal agencies.

- 2) Once NA Tribe contacted has understanding of the WDMP, Dudek will ask them to confirm if they:
 - a. Have no concerns/defer further consultation.
 - b. Have no concerns at this time/would like to be informed when the EIR/EIS is released.

- c. Would like to consult further. If so, indicate that a specific time/date can be scheduled in the future.
- 3) Moving forward, ask NA Tribe what email/phone/person should be contacted and if they have preferred format/time/date?

Frequently Asked Questions

Will the wildlife damage management activities evaluated in the EIR/EIS benefit natural resources?

Yes. The EIR/EIS process would support and facilitate the development and implementation of mitigation measure to avoid and minimize the effects of wildlife damage management activities on natural resources and native wildlife, and would promote protected, threatened and endangered species and their habitats.

How can I be kept informed about this project?

We can add you to the email contact list. Also, there is a Program website at www.CaliforniaWDM.org that you can access anytime.

Please provide some details on the Program scoping process and schedule.

Scoping (two webinars) for the EIR/EIS occurred in November 2020. A scoping report of all of the comments received is anticipated to be available later this year (2021). The anticipated release of the EIR/EIS will be in Spring 2022. All of this information is available on the website.

*** Note CDFA will be present for all AB 52 consultation, Dudek is keeping track of outreach and facilitating next steps at this point***