

Appendix B:

Notice of Preparation Comment Letters



FONTANA WATER COMPANY

A DIVISION OF SAN GABRIEL VALLEY WATER COMPANY

15966 ARROW ROUTE • P.O. BOX 987, FONTANA, CALIFORNIA 92334 • (909) 822-2201

December 13, 2022



Alejandro Rico
Associate Planner
City of Fontana – Planning Department
8353 Sierra Avenue
Fontana, California 92335

Subject: Notice of Preparation Draft EIR and Scoping Memo
Downtown Core Project

Dear Alejandro:



This letter is to certify that Fontana Water Company (“Company”) is a public utility regulated by the California Public Utilities Commission (“Commission”) and supplies water to customers within its certificated service area in accordance with the Company’s tariff schedules and rules filed with the Commission.



The Downtown Core Project (“Project”) is entirely within Fontana Water Company’s certificated service area and the Company is ready, willing, and able to provide all water utility service to meet the water supply needs of the Project. The Company currently provides public water service to the property and distribution system piping and storage capacity for domestic water purposes exists for the current demands. If additional services for the development of the Project are necessary, the Company will determine the additional infrastructure required for the Project and discuss financial arrangements with the developer.

Very truly yours,

Josh Swift
Vice President and General Manager



JMS:bf



INLAND EMPIRE BIKING ALLIANCE

3 January 2023

City of Fontana – Planning Department
Alejandro Rico – Associate Planner
8353 Sierra Avenue
Fontana, CA 92335

Submitted via email to arico@fontana.org.

Re: Downtown Core Project Notice of Preparation (SCH #2022110624)

Dear Mr. Rico,

This letter is being submitted in response to the Notice of Preparation which has been made available for the Downtown Core Project. After reviewing the materials, the following comments are being offered to ensure that the potential impacts of the Project to bicyclists are fully studied.

It is encouraging to see that the City is undertaking this effort. Based on the Project description, the limits of the Project are at most approximately three-quarters of a mile away from the existing Fontana Metrolink station. Additionally, the northern “half” of the Project is further directly served by the existing Pacific Electric Trail (“PET”). Research has shown that the presence of both Class I bike trails like the PET as well as access to trains¹ enhance usage of bicycles and reduce their usage of cars.²

Thus, due to the two high-quality connections, the Project is perfectly positioned to encourage and facilitate travel by bicycle, both within the Project area as well as to destinations further away from the Project itself as future residents and visitors. We would like to see this information incorporated into the trip generation and other aspects of the traffic study to better mitigate potential impacts in that realm as well as to avoid the situation where projected traffic would degrade the existing or proposed bikeways, particularly the PET. Similarly, the EIR must avoid recommending any mitigation from potential traffic impacts that would result in reducing the level of traffic stress of a bikeway facility, including by suggesting mixing zones or ending a bikeway prior to an intersection or even farther along a corridor to provide additional through or dedicated turn lanes.

Additionally, the EIR must study the potential mitigation impact that would be achieved not just from implementing the City’s existing Active Transportation Plan, but by using bikeways which meet the

¹ Zuo, T., Wei, H., Chen, N., & Zhang, C. (2020). First-and-last mile solution via bicycling to improving transit accessibility and advancing transportation equity. *Cities*, 99, 102614.

² Fitch, D. (2019). Electric Assisted Bikes (E-bikes) Show Promise in Getting People out of Cars. *UC Office of the President: University of California Institute of Transportation Studies*. Retrieved from <https://escholarship.org/uc/item/3mm040km>



INLAND EMPIRE BIKING ALLIANCE

standards for low-stress bikeways based on metrics which measure traffic stress such as those from Caltrans³ or the FHWA.⁴ This is critical to meeting Goals of the City and State regarding air quality, GHGs, and VMT which are all reduced when people leave their cars at home to use a bike instead, but which requires a robust network of bikeways to fully unlock.⁵ While the PET is a good starting point, it needs some additional support in the form of high-quality bikeways connecting to it from the north and south in the Project area.

Finally, in the event that a traffic study which uses the level-of-service (“LOS”) metric is still completed for the Project, it is imperative that it consider not just LOS for auto traffic, but also for bicyclists, pedestrians, and transit users. There are existing metrics which consider those users such as multimodal LOS so using them are critical to ensure that the Project is able to achieve the various Goals that the City has established around a multimodal road network for residents.

Thank you for your time and attention to this matter. If there are any questions or points of clarification needed regarding these comments, please do not hesitate to reach out to have them answered.

Sincerely,

A handwritten signature in dark ink, appearing to read "Marven E. Norman".

Marven E. Norman, Executive Director

About IEBA The Inland Empire Biking Alliance is advocating for making the Inland Empire a better place for people from all rolls of life. From the children just learning how to ride to the mountain bikers to those headed back and forth to work, school, or their preferred shopping center and beyond, we speak up to make sure they all have safe and convenient place to ride.

³ Flournoy, M. (2020). Contextual guidance for bike facilities. Caltrans. Retrieved from <https://dot.ca.gov/-/media/dot-media/programs/transportation-planning/documents/office-of-smart-mobility-and-climate-change/planning-contextual-guidance-memo-03-11-20-a11y.pdf>.

⁴ Schultheiss, B., Goodman, D., Blackburn, L., Wood, A., Reed, D., & Elbech, M. (2019). Bikeway selection guide (FHWA-SA-18-077). US Department of Transportation, Federal Highway Administration. Retrieved from https://safety.fhwa.dot.gov/ped_bike/tools_solve/docs/fhwas18077.pdf.

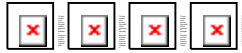
⁵ Fitch, D., Carlen, J., & Handy, S. (2020). *Making Bicycling Comfortable: Identifying Minimum Infrastructure Needs by Population Segments Using a Video Survey*.

From: Alejandro Rico <ARico@fontana.org>
Sent: Monday, December 19, 2022 11:19 AM
To: sbarker@denovoplanning.com
Cc: Rina Leung; Patty Nevins; Amanda Tropiano
Subject: FW: Downtown Core Project
Attachments: 20221216131024.pdf

We got a comment from SoCal Gas.

Alejandro Rico

Associate Planner • Planning
City of Fontana • 8353 Sierra Ave • Fontana, CA 92335
ARico@fontana.org • Office: [\(909\) 350-6558](tel:9093506558)



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From: Liao, William <WLiao@socalgas.com>
Sent: Friday, December 16, 2022 1:37 PM
To: Alejandro Rico <ARico@fontana.org>
Cc: SCG SE Region Redlands Utility Request <SCGSERegionRedlandsUtilityRequest@semprautilities.com>
Subject: Downtown Core Project

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Hi Alejandro.

My apologies for just getting to this one. The scope of this project is so large, I would like to ask that as portions of the project become viable and plans become available, to please reach out to us so we can work together on conflicts as they arise. Planned gas main projects, depending on scale and complexity, could take anywhere between three to nine months from start to finish and even longer if high pressure is involved. The sooner we begin to work together, the better chance we will have to accomplish our objectives.

Much appreciated.

Will Liao

Region Planning Supervisor
Redlands HQ / Southeast Region
Desk: 213-244-4543
Mobile: 562-889-1981

NATIVE AMERICAN HERITAGE COMMISSION

December 16, 2022

Alejandro Rico
City of Fontana

Via Email to: arico@fontana.org

Re: Native American Consultation, Pursuant to Senate Bill 18 (SB18), Government Codes §65352.3 and §65352.4, as well as Assembly Bill 52 (AB52), Public Resources Codes §21080.1, §21080.3.1 and §21080.3.2, Downtown Core Project, San Bernardino County

Dear Mr. Rico:

Attached is a consultation list of tribes with traditional lands or cultural places located within the boundaries of the above referenced counties or projects.

Government Codes §65352.3 and §65352.4 require local governments to consult with California Native American tribes identified by the Native American Heritage Commission (NAHC) for the purpose of avoiding, protecting, and/or mitigating impacts to cultural places when creating or amending General Plans, Specific Plans and Community Plans.

Public Resources Codes §21080.3.1 and §21080.3.2 requires public agencies to consult with California Native American tribes identified by the Native American Heritage Commission (NAHC) for the purpose of avoiding, protecting, and/or mitigating impacts to tribal cultural resources as defined, for California Environmental Quality Act (CEQA) projects.

The law does not preclude local governments and agencies from initiating consultation with the tribes that are culturally and traditionally affiliated within your jurisdiction. The NAHC believes that this is the best practice to ensure that tribes are consulted commensurate with the intent of the law.

Best practice for the AB52 process and in accordance with Public Resources Code §21080.3.1(d), is to do the following:

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

The NAHC also recommends, but does not require that lead agencies include in their notification letters, information regarding any cultural resources assessment that has been completed on the area of potential affect (APE), such as:



CHAIRPERSON
Laura Miranda
Luiseño

VICE CHAIRPERSON
Reginald Pagaling
Chumash

SECRETARY
Sara Dutschke
Miwok

COMMISSIONER
Isaac Bojorquez
Ohlone-Costanoan

COMMISSIONER
Buffy McQuillen
Yokayo Pomo, Yuki,
Nomlaki

COMMISSIONER
Wayne Nelson
Luiseño

COMMISSIONER
Stanley Rodriguez
Kumeyaay

COMMISSIONER
[Vacant]

COMMISSIONER
[Vacant]

EXECUTIVE SECRETARY
Raymond C. Hitchcock
Miwok/Nisenan

NAHC HEADQUARTERS
1550 Harbor Boulevard
Suite 100
West Sacramento,
California 95691
(916) 373-3710
nahc@nahc.ca.gov
NAHC.ca.gov

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, such as known archaeological sites;
 - 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;
 - Whether the records search indicates a low, moderate or high probability that unrecorded cultural resources are located in the 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 result of the Sacred Lands File (SFL) check conducted through the Native American Heritage Commission was positive. Please contact the Gabrieleno Band of Mission Indians / Kizh Nation on the attached list for more information.
4. Any ethnographic studies conducted for any area including all or part of the potential APE; and
5. Any geotechnical reports regarding all or part of the potential APE.

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

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

If you receive notification of change of addresses and phone numbers from tribes, please notify the NAHC. With your assistance we can assure that our consultation list remains current.

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

Sincerely,

Cameron Vela

Cameron Vela
Cultural Resources Analyst

Attachment

**Native American Heritage Commission
Tribal Consultation List
San Bernardino County
12/16/2022**

Agua Caliente Band of Cahuilla Indians

Reid Milanovich, Chairperson
5401 Dinah Shore Drive Cahuilla
Palm Springs, CA, 92264
Phone: (760) 699 - 6800
Fax: (760) 699-6919
laviles@aguacaliente.net

Gabrieleno/Tongva San Gabriel Band of Mission Indians

Anthony Morales, Chairperson
P.O. Box 693 Gabrieleno
San Gabriel, CA, 91778
Phone: (626) 483 - 3564
Fax: (626) 286-1262
GTTribalcouncil@aol.com

Agua Caliente Band of Cahuilla Indians

Patricia Garcia-Plotkin, Director
5401 Dinah Shore Drive Cahuilla
Palm Springs, CA, 92264
Phone: (760) 699 - 6907
Fax: (760) 699-6924
ACBCI-THPO@aguacaliente.net

Gabrielino /Tongva Nation

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

Augustine Band of Cahuilla Mission Indians

Amanda Vance, Chairperson
84-001 Avenue 54 Cahuilla
Coachella, CA, 92236
Phone: (760) 398 - 4722
Fax: (760) 369-7161
hhaines@augustinetribe.com

Gabrielino Tongva Indians of California Tribal Council

Robert Dorame, Chairperson
P.O. Box 490 Gabrielino
Bellflower, CA, 90707
Phone: (562) 761 - 6417
Fax: (562) 761-6417
gtongva@gmail.com

Cabazon Band of Mission Indians

Doug Welmas, Chairperson
84-245 Indio Springs Parkway Cahuilla
Indio, CA, 92203
Phone: (760) 342 - 2593
Fax: (760) 347-7880
jstapp@cabazonindians-nsn.gov

Gabrielino Tongva Indians of California Tribal Council

Christina Conley, Tribal
Consultant and Administrator
P.O. Box 941078 Gabrielino
Simi Valley, CA, 93094
Phone: (626) 407 - 8761
christina.marsden@alumni.usc.edu

Cahuilla Band of Indians

Daniel Salgado, Chairperson
52701 U.S. Highway 371 Cahuilla
Anza, CA, 92539
Phone: (951) 763 - 5549
Fax: (951) 763-2808
Chairman@cahuilla.net

Gabrielino-Tongva Tribe

Charles Alvarez,
23454 Vanowen Street Gabrielino
West Hills, CA, 91307
Phone: (310) 403 - 6048
roadkingcharles@aol.com

Gabrieleno Band of Mission Indians - Kizh Nation

Andrew Salas, Chairperson
P.O. Box 393 Gabrieleno
Covina, CA, 91723
Phone: (626) 926 - 4131
admin@gabrielenoindians.org

Los Coyotes Band of Cahuilla and Cupeño Indians

Ray Chapparosa, Chairperson
P.O. Box 189 Cahuilla
Warner Springs, CA, 92086-0189
Phone: (760) 782 - 0711
Fax: (760) 782-0712

This list is current only as of the date of this document and is based on the information available to the Commission on the date it was produced. Distribution of this list does not relieve any person of statutory responsibility as defined in Section 7050.5 of the Health and Safety Code, Section 5097.94 of the Public Resources Code and Section 5097.98 of the Public Resources Code.

This list is applicable only for consultation with Native American tribes under Government Code Sections 65352.3, 65352.4 et seq. and Public Resources Code Sections 21080.3.1 for the proposed Downtown Core Project, San Bernardino County.

**Native American Heritage Commission
Tribal Consultation List
San Bernardino County
12/16/2022**

Morongo Band of Mission Indians

Ann Brierty, THPO
12700 Pumarra Road
Banning, CA, 92220
Phone: (951) 755 - 5259
Fax: (951) 572-6004
abrierty@morongo-nsn.gov

Cahuilla
Serrano

Morongo Band of Mission Indians

Robert Martin, Chairperson
12700 Pumarra Road
Banning, CA, 92220
Phone: (951) 755 - 5110
Fax: (951) 755-5177
abrierty@morongo-nsn.gov

Cahuilla
Serrano

Pala Band of Mission Indians

Shasta Gaughen, Tribal Historic
Preservation Officer
PMB 50, 35008 Pala Temecula
Rd.
Pala, CA, 92059
Phone: (760) 891 - 3515
Fax: (760) 742-3189
sgaughen@palatribe.com

Cupeno
Luiseno

Pechanga Band of Indians

Mark Macarro, Chairperson
P.O. Box 1477
Temecula, CA, 92593
Phone: (951) 770 - 6000
Fax: (951) 695-1778
epreston@pechanga-nsn.gov

Luiseno

Quechan Tribe of the Fort Yuma Reservation

Jill McCormick, Historic
Preservation Officer
P.O. Box 1899
Yuma, AZ, 85366
Phone: (760) 572 - 2423
historicpreservation@quechantribe.com

Quechan

Ramona Band of Cahuilla

Joseph Hamilton, Chairperson
P.O. Box 391670
Anza, CA, 92539
Phone: (951) 763 - 4105
Fax: (951) 763-4325
admin@ramona-nsn.gov

Cahuilla

Rincon Band of Luiseno Indians

Cheryl Madrigal, Tribal Historic
Preservation Officer
One Government Center Lane
Valley Center, CA, 92082
Phone: (760) 297 - 2635
crd@rincon-nsn.gov

Luiseno

Rincon Band of Luiseno Indians

Bo Mazzetti, Chairperson
One Government Center Lane
Valley Center, CA, 92082
Phone: (760) 749 - 1051
Fax: (760) 749-5144
bomazzetti@aol.com

Luiseno

San Manuel Band of Mission Indians

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

Serrano

Santa Rosa Band of Cahuilla Indians

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

Cahuilla

Serrano Nation of Mission Indians

Mark Cochrane, Co-Chairperson
P. O. Box 343
Patton, CA, 92369
Phone: (909) 528 - 9032
serranonation1@gmail.com

Serrano

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Native American Heritage Commission
Tribal Consultation List
San Bernardino County
12/16/2022

**Serrano Nation of Mission
Indians**

Wayne Walker, Co-Chairperson
P. O. Box 343 Serrano
Patton, CA, 92369
Phone: (253) 370 - 0167
serranonation1@gmail.com

**Soboba Band of Luiseno
Indians**

Isaiah Vivanco, Chairperson
P. O. Box 487 Cahuilla
San Jacinto, CA, 92581 Luiseno
Phone: (951) 654 - 5544
Fax: (951) 654-4198
ivivanco@soboba-nsn.gov

**Soboba Band of Luiseno
Indians**

Joseph Ontiveros, Cultural
Resource Department
P.O. BOX 487 Cahuilla
San Jacinto, CA, 92581 Luiseno
Phone: (951) 663 - 5279
Fax: (951) 654-4198
jontiveros@soboba-nsn.gov

**Torres-Martinez Desert Cahuilla
Indians**

Thomas Tortez, Chairperson
P.O. Box 1160 Cahuilla
Thermal, CA, 92274
Phone: (760) 397 - 0300
Fax: (760) 397-8146
thomas.tortez@torresmartinez-
nsn.gov

This list is current only as of the date of this document and is based on the information available to the Commission on the date it was produced. Distribution of this list does not relieve any person of statutory responsibility as defined in Section 7050.5 of the Health and Safety Code, Section 5097.94 of the Public Resources Code and Section 5097.98 of the Public Resources Code.

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