

APPENDIX K.1: AB 52 Tribal Cultural Resources Consultation Letter

**DEPARTMENT OF
CITY PLANNING**

COMMISSION OFFICE
(213) 978-1300

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LISA M. WEBBER, AICP
DEPUTY DIRECTOR

December 30, 2022

CASE No.: CPC-2022-7905-GPAJ-ZCJ-SPR-HCA
Project Address: 7035 N. Laurel Canyon Boulevard
Community Plan: Van Nuys-North Sherman Oak

Dear Tribal Representative:

This letter is to inform you that the Los Angeles Department of City Planning is reviewing the following proposed project:

The demolition of existing one-story commercial building and construction, use and maintenance of a 71-foot tall, 257,751 square-foot mixed use building. The project is requesting a General Plan Amendment and Zone Change and Height District Change to change the zoning from M1-1VL, CM-1, P-1VL, [Q]P-1VL and [Q]CM-1VL to C2-1VL with a total of over excavation of 93,500 cubic yards of soil for subterranean parking.

The project is located on multiple parcels in the Van Nuys – North Sherman Oaks Community of the City of Los Angeles. The Project Site is currently developed with industrial uses, as well as surface parking lots. Existing on-site uses include an United States Postal Services center. The Project would remove all existing on-site uses for the developed of a new 257,751 square-foot mixed-use development. According to their set of plans, there are below ground basement for the construction, use and maintenance of a 71-foot tall, 257,751 square-foot mixed-use building.

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

Los Angeles Department of City Planning
Attn: Correy Kitchens
6262 Van Nuys Blvd, Room 430, Van Nuys, CA 91401
Email: Correy.Kitchens@lacity.org

Sincerely,

Vincent P. Bertoni, AICP
Director of Planning

Correy Kitchens

Correy Kitchens,
Planning Staff, Valley Project Planning

**APPENDIX K.2: AB 52 Native American Heritage
Commission Tribal Consultation
List**

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CITY PLANNING**

COMMISSION OFFICE
(213) 978-1300

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DEPUTY DIRECTOR

LISA M. WEBBER, AICP
DEPUTY DIRECTOR

AB 52 Native American Heritage Commission Tribal Consultation List

June 1, 2021

Note: The following list of Native American tribes have requested that the City of Los Angeles, as lead agency, provide, in writing, notification to the tribe of projects in the tribe's area of traditional and cultural affiliation. (Pub. Resources Code § 21080.3.1 (b)). This list is updated with current tribal contact information from the California State Native American Heritage Commission, as of 10/28/2019.

Fernandeño Tataviam Band of Mission Indians
Rudy Ortega, Tribal President
1019 Second Street, Ste. 1
San Fernando, CA 91340
Phone: (818) 837-0794
Email: rortega@tataviam-nsn.us

Fernandeño Tataviam Band of Mission Indians
Jairo Avila, Tribal Historic and Cultural Preservation
Officer
1019 Second Street, Ste. 1
San Fernando, CA 91340
Phone: (818) 837-0794
Email: jairo.avila@tataviam-nsn.us

Gabrieleño Band of Mission Indians – Kizh Nation
Andrew Salas, Chairperson
P.O. Box 393
Covina, CA 91723
Phone: (626) 926-4131
Email: admin@gabrielenoindians.org

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

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

Gabrielino Tongva Indians of California Tribal Council
Robert F. Dorame, Chairperson
P.O. Box 490
Bellflower, CA 90707
Phone: (562) 761-6417
Email: gtongva@gmail.com

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

San Fernando Band of Mission Indians
Donna Yocum, Chairperson
P.O. Box 221838
Newhall, CA 91322
Phone: (503) 539-0933
Email: ddyocum@comcast.net

Soboba Band of Luiseño Indians
Isaiah Vivanco, Chairperson
P.O. Box 487
San Jacinto, CA 92581
Phone: (951) 654-5544
Email: ivivanco@soboba-nsn.gov

Torres Martinez Desert Cahuilla Indians
Thomas Torte, Chairperson
PO Box 1160
Thermal, CA 92274
Phone: (760) 397-0300
Email: tmchair@torresmartinez.org

APPENDIX K.2: AB 52 Tribal Response



GABRIELENO BAND OF MISSION INDIANS - KIZH NATION
Historically known as The Gabrielino Tribal Council - San Gabriel Band of Mission Indians
recognized by the State of California as the aboriginal tribe of the Los Angeles basin

January 17, 2023

Project Name: 7035 N. Laurel Canyon Boulevard, Van Nuys- North Sherman Oak

Dear Correy Kitchens

Thank you for your letter dated January 6, 2023 regarding AB52 consultation. The above proposed project location is within our Ancestral Tribal Territory; therefore, our Tribal Government requests to schedule a consultation with you as the lead agency, to discuss the project and the surrounding location in further detail.

Please contact us at your earliest convenience. ***Please Note: AB 52, "consultation" shall have the same meaning as provided in SB 18 (Govt. Code Section 65352.4).***

Thank you for your time,

Andrew Salas, Chairman
Gabrieleno Band of Mission Indians – Kizh Nation
1(844)390-0787

Andrew Salas, Chairman

Albert Perez, treasurer I

Nadine Salas, Vice-Chairman

Martha Gonzalez Lemos, treasurer II

Dr. Christina Swindall Martinez, secretary

Richard Gradias, Chairman of the council of Elders

PO Box 393 Covina, CA 91723

admin@gabrielenoindians.org

**APPENDIX K.4: Native American Heritage
Commission Sacred Lands File
Record**

NATIVE AMERICAN HERITAGE COMMISSION

December 9, 2022

Jennifer Johnson
EcoTierra Consulting

Via Email to: jennifer@ecotierraconsulting.com

Re: Native American Tribal Consultation, Pursuant to the Assembly Bill 52 (AB 52), Amendments to the California Environmental Quality Act (CEQA) (Chapter 532, Statutes of 2014), Public Resources Code Sections 5097.94 (m), 21073, 21074, 21080.3.1, 21080.3.2, 21082.3, 21083.09, 21084.2 and 21084.3, 7023-7037 N. Laurel Canyon Boulevard Project, Los Angeles County

Dear Ms. Johnson:

Pursuant to Public Resources Code section 21080.3.1 (c), attached is a consultation list of tribes that are traditionally and culturally affiliated with the geographic area of the above-listed project. Please note that the intent of the AB 52 amendments to CEQA is to avoid and/or mitigate impacts to tribal cultural resources, (Pub. Resources Code §21084.3 (a)) ("Public agencies shall, when feasible, avoid damaging effects to any tribal cultural resource.")

Public Resources Code sections 21080.3.1 and 21084.3(c) require CEQA lead agencies to consult with California Native American tribes that have requested notice from such agencies of proposed projects in the geographic area that are traditionally and culturally affiliated with the tribes on projects for which a Notice of Preparation or Notice of Negative Declaration or Mitigated Negative Declaration has been filed on or after July 1, 2015. Specifically, Public Resources Code section 21080.3.1 (d) provides:

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 AB 52 amendments to CEQA law does not preclude initiating consultation with the tribes that are culturally and traditionally affiliated within your jurisdiction prior to receiving requests for notification of projects in the tribe's areas of traditional and cultural affiliation. The Native American Heritage Commission (NAHC) recommends, but does not require, early consultation as a best practice to ensure that lead agencies receive sufficient information about cultural resources in a project area to avoid damaging effects to tribal cultural resources.

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

1. The results of any record search that may have been conducted at an Information Center of the California Historical Resources Information System (CHRIS), including, but not limited to:



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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

- A listing of any and all known cultural resources that 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 any Sacred Lands File (SLF) check conducted through the Native American Heritage Commission was negative.

4. Any ethnographic studies conducted for any area including all or part of the APE; and

5. Any geotechnical reports regarding all or part of the APE.

Lead agencies should be aware that records maintained by the NAHC and CHRIS are 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 will 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: Andrew.Green@nahc.ca.gov.

Sincerely,



Andrew Green
Cultural Resources Analyst

Attachment

**Native American Heritage Commission
Tribal Consultation List
Los Angeles County
12/9/2022**

Fernandeno Tataviam Band of Mission Indians

Rudy Ortega, Tribal President
1019 Second Street, Suite 1 Tataviam
San Fernando, CA, 91340
Phone: (818) 837 - 0794
Fax: (818) 837-0796
thcp@tataviam-nsn.us

Gabrielino Tongva Indians of California Tribal Council

Robert Dorame, Chairperson
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Fax: (562) 761-6417
gtongva@gmail.com

Gabrieleno Band of Mission Indians - Kizh Nation

Andrew Salas, Chairperson
P.O. Box 393 Gabrieleno
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Phone: (626) 926 - 4131
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Gabrielino-Tongva Tribe

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

Gabrieleno/Tongva San Gabriel Band of Mission Indians

Anthony Morales, Chairperson
P.O. Box 693 Gabrieleno
San Gabriel, CA, 91778
Phone: (626) 483 - 3564
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GTTribalcouncil@aol.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
Isaul@santarosa-nsn.gov

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

Soboba Band of Luiseno Indians

Isaiah Vivanco, Chairperson
P. O. Box 487 Cahuilla
San Jacinto, CA, 92581 Luiseno
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Gabrielino Tongva Indians of California Tribal Council

Christina Conley, Tribal
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christina.marsden@alumni.usc.edu

Soboba Band of Luiseno Indians

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Fax: (951) 654-4198
jontiveros@soboba-nsn.gov

This list is current only as of the date of this document. 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 only applicable for consultation with Native American tribes under Public Resources Code Sections 21080.3.1 for the proposed 7023-7037 N. Laurel Canyon Boulevard Project, Los Angeles County.