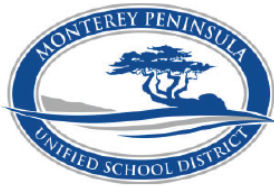


Appendix F

Assembly Bill 52 Consultation



Monterey Peninsula Unified School District

P.O. Box 1031
700 Pacific Street
Monterey, CA 93942-1031

(831) 645-1269
(831) 392-3446 FAX

February 24, 2023

Amah Mutsun Tribal Band
Attn: Valentin Lopez, Chairperson
P.O. Box 5272
Galt, CA, 95632
Phone: (916) 743-5833

Subject: Notification of Proposed Project Under AB 52 Amendment to CEQA for the Marina High School Multi-Use Field Project (proposed project)

Dear Chairperson Lopez,

The Monterey Peninsula Unified School District (MPUSD) is the lead agency for the Marina High School Multi-Use Field Project (proposed project). The proposed project consists of various improvements to the existing athletic fields at the campus of Marina High School. The Area of Potential Effect (APE) is an approximately 5.7-acre area in Marina, California. A map showing the proposed project area is attached. The proposed project includes:

- New field lighting made up of four (4) 80-foot high lighting poles, two (2) 100-foot high lighting poles, and one (1) 70-foot high lighting pole, located at the north, southeast, and southwest of the existing athletic fields;
- New 686-seat bleachers at the north edge of existing athletic fields and 213-seat bleachers at the southeastern corner of the existing athletic fields. The two sets of bleachers would each have a dedicated sound booth for athletic events;
- New scoreboards, one (1) above the soundbooth on the northern bleachers for football and soccer, and one (1) at the southeast side of the site for baseball;
- New concessions stand, restrooms, and sun sails located at the northeastern corner of the existing athletic fields;
- Installation of moveable field goals for football and goal posts for soccer, as well as rubber track surfacing along the north and west boundaries of the athletic fields (including four (4) lanes for the 100 yard dash);
- Improvements to the existing baseball field, including new olive core in-field, installation of artificial turf, moveable outfield fencing, batting cage, and reconfigured dugouts, bullpens, and storage areas;
- Dedicated storage units for track and field, lacrosse/field hockey, football, and soccer at the north side of the site, as well as a dedicated storage unit for baseball on the southwestern side of the site;
- New bio-retention and stormwater treatment facilities;


- New marquee sign at the entrance to the fields;
- Removal of 10 trees and planting of 63 trees; and
- New plaza to the east of the existing athletic fields, complete with flag pole, wrap around bench, and decorative inlaid lettering.

The Native American Heritage Commission (NAHC) has provided the Amah Mutsun Tribal Band in a consultation list of tribes that are traditionally and culturally affiliated within the geographic area of the above listed proposed project. The result of the NAHC Sacred Lands File check was negative. MPUSD is interested in obtaining additional information regarding the presence of cultural resources within or adjacent to proposed project locations and in learning of any concerns you or other tribal members may have regarding this proposed project. Please provide your comments and if you feel that other groups or individuals should be contacted, please let me know at:

Monterey Peninsula Unified School District
Attention: Ryan Altemeyer, Associate Superintendent of Business Services
700 Pacific Street, Monterey, CA 93942
(831) 645-1269
raltemeyer@mpusd.k12.ca.us

Please consider this letter and preliminary project information as the notification of a proposed project as required under the California Environmental Quality Act, specifically Public Resources Code (PRC) 21080.3.1 and Chapter 532 Statutes of 2014 (i.e., AB 52). Please respond within 30 days, pursuant to PRC 21080.3.1 (d) if you would like to consult on this proposed project. Additionally, with your response, please provide a designated contact person.

Very Respectfully,

DocuSigned by:

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Ryan Altemeyer, Associate Superintendent of Business Services, MPUSD

NATIVE AMERICAN HERITAGE COMMISSION

February 19, 2023

Ryan Altemeyer
Monterey Peninsula Unified School District

Via Email to: raltemeyer@mpusd.k12.ca.us

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, Marina High School Multi-Use Field Project, Monterey County

To Whom It May Concern:

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:



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

- 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: Cody.Campagne@nahc.ca.gov.

Sincerely,

Cody Campagne

Cody Campagne
Cultural Resources Analyst

Attachment

**Native American Heritage Commission
Tribal Consultation List
Monterey County
2/19/2023**

Amah Mutsun Tribal Band

Valentin Lopez, Chairperson
P.O. Box 5272
Galt, CA, 95632
Phone: (916) 743 - 5833
vlopez@amahmutsun.org

Costanoan
Northern Valley
Yokut

**Ohlone/Costanoan-Esselen
Nation**

Louise Miranda-Ramirez,
Chairperson
P.O. Box 1301
Monterey, CA, 93942
Phone: (408) 629 - 5189
ramirez.louise@yahoo.com

Costanoan
Esselen

**Amah Mutsun Tribal Band of
Mission San Juan Bautista**

Irene Zwierlein, Chairperson
3030 Soda Bay Road
Lakeport, CA, 95453
Phone: (650) 851 - 7489
Fax: (650) 332-1526
amahmutsuntribal@gmail.com

Costanoan

**Wuksache Indian Tribe/Eshom
Valley Band**

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

Foothill Yokut
Mono

**Costanoan Rumsen Carmel
Tribe**

Tony Cerda, Chairperson
244 E. 1st Street
Pomona, CA, 91766
Phone: (909) 629 - 6081
Fax: (909) 524-8041
rumsen@aol.com

Costanoan

Rumsen Am:a Tur:ataj Ohlone

Dee Dee Ybarra, Chairperson
14671 Farmington Street
Hesperia, CA, 92345
Phone: (760) 403 - 1756
rumsenama@gmail.com

Costanoan

**Esselen Tribe of Monterey
County**

Tom Little Bear Nason, Chairman
P. O. Box 95
Carmel Valley, CA, 93924
Phone: (831) 659 - 2153
Fax: (831) 659-0111
TribalChairman@EsselenTribe.org

Costanoan
Esselen

**Indian Canyon Mutsun Band of
Costanoan**

Ann Marie Sayers, Chairperson
P.O. Box 28
Hollister, CA, 95024
Phone: (831) 637 - 4238
ams@indiancanyon.org

Costanoan

**Indian Canyon Mutsun Band of
Costanoan**

Kanyon Sayers-Roods, MLD
Contact
1615 Pearson Court
San Jose, CA, 95122
Phone: (408) 673 - 0626
kanyon@kanyonconsulting.com

Costanoan

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 Marina High School Multi-Use Field Project, Monterey County.