

# Appendix M AB 52 Tribal Consultation Correspondence

## Appendix

*This page intentionally left blank.*

October 9, 2023

Joyce Stanfield Perry, Tribal Manager  
Juaneño Band of Mission Indians - Acjachemen Nation  
4955 Paseo Segovia  
Irvine, CA 92603  
[kaamalam@gmail.com](mailto:kaamalam@gmail.com)

Subject: Assembly Bill 52 (AB 52) Formal Notice of the Proposed Landfill Gas to Energy Plant in the City of Newport Beach, Orange County

Dear Ms. Joyce Stanfield Perry:

The City of Newport Beach (City) is reviewing an application for the construction of a renewable natural gas (RNG) plant located at the Coyote Canyon Landfill (CCL) at 20662 Newport Coast Drive. The RNG facility will treat landfill gas (LFG) from the closed landfill to create usable fuel which would then be injected into existing SoCalGas infrastructure. Currently, the LFG is treated and flared off. The project site would disturb approximately 0.88 acres on a portion of Assessor's Parcel Number (APN) 478-03-071 located 925 feet east of Newport Coast Drive (see Figure 1, *Project Location* and Figure 2, *Aerial Photograph*).

The project site is categorized and zoned Open Space (OS), which allows for Major Utilities with approval of a Conditional Use Permit (CUP). As such, the proposed RNG facility would require the approval of a CUP. Currently, the project site is completely paved with an existing County flare and blower station along with a cell tower and associated generator. The CCL is operated by Orange County Waste & Recycling (OCWR).

Construction activities would consist of installing and operating an RNG processing facility and pipeline interconnection facility. The proposed RNG facility would include secondary and advanced treatment of the LFG. Specifically, the RNG processing facility would convert LFG into a pipeline-quality natural gas equivalent. Primary treatment of LFG would occur at the existing landfill flaring facility operated by OCWR. The existing flares at the CCL would be used as backup if the RNG processing facility goes offline or to combust any excess LFG that is not used.

The pipeline interconnection facilities to SoCalGas' infrastructure would consist of two primary components, a point of receipt (POR) and a pipeline extension. The POR would monitor the quality of the RNG to ensure that it meets specifications and includes equipment to prevent non-compliant gas from entering the pipeline. The POR would also meter and odorize the RNG prior to injection. RNG would be delivered to the POR from the production facility through piping built specifically for this purpose. The point of receipt facility will be located within the OCWR existing walled compound that surrounds the RNG plant. The pipeline extension is a dedicated pipeline to transfer the RNG from the POR to the fossil natural gas pipeline located on Newport Coast Drive. The pipeline extension already connects to the project site from a previous service with an existing pipeline tie-in point in the southern portion of the site. The pipeline extension would be re-used by SoCalGas to convey the RNG into their system, therefore no pipeline excavation or construction would be necessary outside of the OCWR walled compound.

The City has started the process of preparing an Initial Study/Mitigated Negative Declaration (IS/MND) to analyze impacts associated with implementation of the proposed RNG facility. The City is notifying local Native American tribes, pursuant to California Public Resource Code Section 21080.3.1 (AB 52). The City recognizes that "Native American tribes traditionally and culturally affiliated with a geographic area may have expertise concerning their tribal cultural resources that may inform the lead agency in its identification and

determination of the significance of tribal cultural resources.” As such, the City is soliciting input, and, if necessary, consultation with your tribe to identify any potential environmental impacts from the proposed RNG facility.

The City would appreciate receiving any comments, issues and/or concerns related to cultural resources, sacred lands, and tribal cultural resources that you may have for the project area. All information provided will be kept confidential. If the tribe wishes to consult with the City about the potential impacts to that may occur to tribal or cultural resources, **please respond within 30 days**, pursuant to Public Resources Code section 21080.3.1(d).

If you need any additional information or have any questions, please contact me at (949) 644-3312 or via e-mail at [JPerez@newportbeachca.gov](mailto:JPerez@newportbeachca.gov). Thank you for your assistance.

Sincerely,

Joselyn Perez  
Associate Planner  
Community Development Department  
City of Newport Beach  
[JPerez@newportbeachca.gov](mailto:JPerez@newportbeachca.gov)

Attachment:

Figure 1, *Project Location*

Figure 2, *Aerial Photograph*

Figure 1 - Project Location



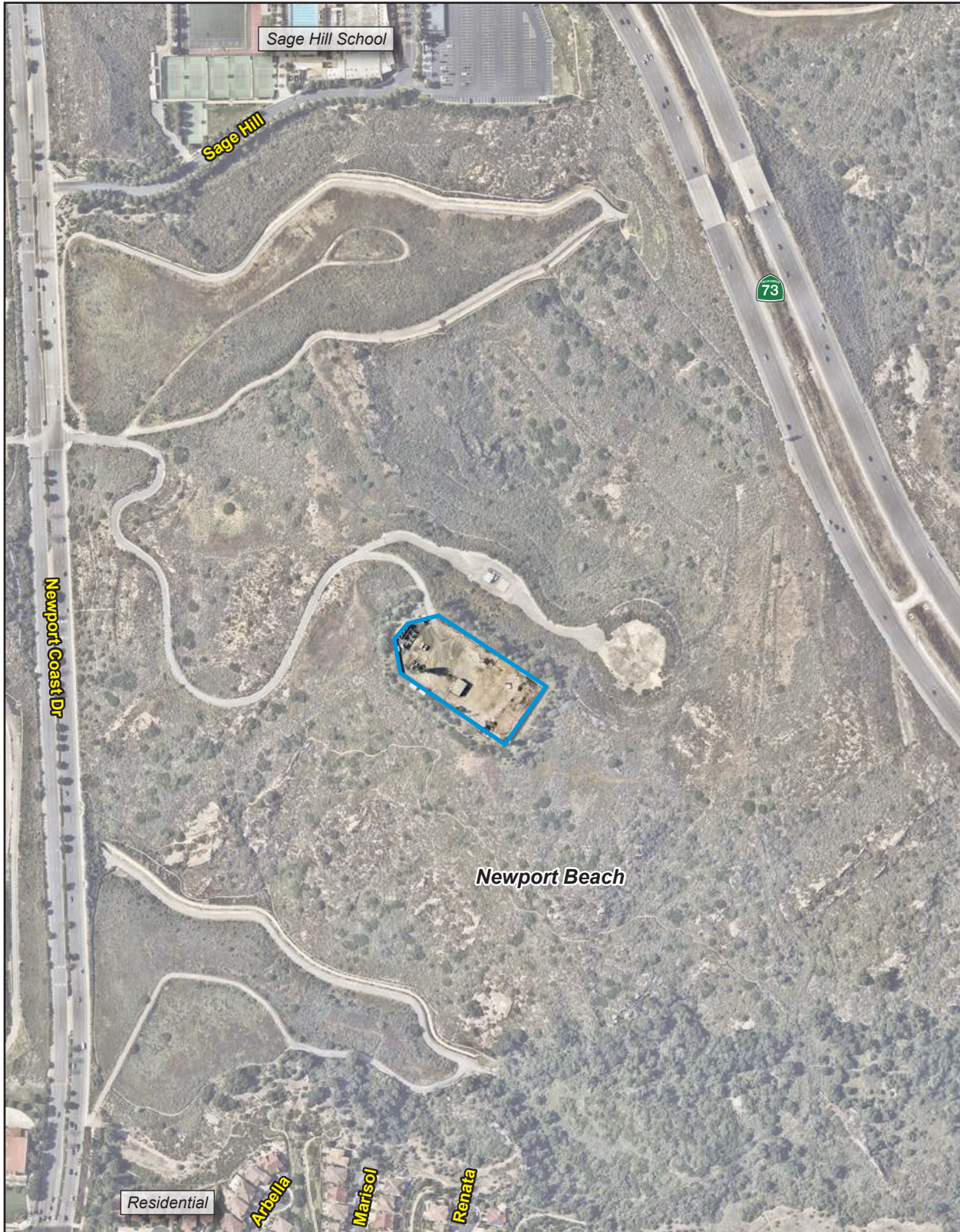
Project Boundary



Source: Generated using ArcMap 2023; LSA 2023.



Figure 2 - Aerial Photograph



— Project Boundary

0 430  
Scale (Feet)



Source: Nearmap 2023.

PlaceWorks

October 9, 2023

Christina Conley, Cultural Resources Administrator  
Gabrielino Tongva Tribe  
PO Box 941078  
Simi Valley, CA 93094  
[christina.marsden@alumni.usc.edu](mailto:christina.marsden@alumni.usc.edu)

Subject: Assembly Bill 52 (AB 52) Formal Notice of the Proposed Landfill Gas to Energy Plant in the City of Newport Beach, Orange County

Dear Ms. Christina Conley:

The City of Newport Beach (City) is reviewing an application for the construction of a renewable natural gas (RNG) plant located at the Coyote Canyon Landfill (CCL) at 20662 Newport Coast Drive. The RNG facility will treat landfill gas (LFG) from the closed landfill to create usable fuel which would then be injected into existing SoCalGas infrastructure. Currently, the LFG is treated and flared off. The project site would disturb approximately 0.88 acres on a portion of Assessor's Parcel Number (APN) 478-03-071 located 925 feet east of Newport Coast Drive (see Figure 1, *Project Location* and Figure 2, *Aerial Photograph*).

The project site is categorized and zoned Open Space (OS), which allows for Major Utilities with approval of a Conditional Use Permit (CUP). As such, the proposed RNG facility would require the approval of a CUP. Currently, the project site is completely paved with an existing County flare and blower station along with a cell tower and associated generator. The CCL is operated by Orange County Waste & Recycling (OCWR).

Construction activities would consist of installing and operating an RNG processing facility and pipeline interconnection facility. The proposed RNG facility would include secondary and advanced treatment of the LFG. Specifically, the RNG processing facility would convert LFG into a pipeline-quality natural gas equivalent. Primary treatment of LFG would occur at the existing landfill flaring facility operated by OCWR. The existing flares at the CCL would be used as backup if the RNG processing facility goes offline or to combust any excess LFG that is not used.

The pipeline interconnection facilities to SoCalGas' infrastructure would consist of two primary components, a point of receipt (POR) and a pipeline extension. The POR would monitor the quality of the RNG to ensure that it meets specifications and includes equipment to prevent non-compliant gas from entering the pipeline. The POR would also meter and odorize the RNG prior to injection. RNG would be delivered to the POR from the production facility through piping built specifically for this purpose. The point of receipt facility will be located within the OCWR existing walled compound that surrounds the RNG plant. The pipeline extension is a dedicated pipeline to transfer the RNG from the POR to the fossil natural gas pipeline located on Newport Coast Drive. The pipeline extension already connects to the project site from a previous service with an existing pipeline tie-in point in the southern portion of the site. The pipeline extension would be re-used by SoCalGas to convey the RNG into their system, therefore no pipeline excavation or construction would be necessary outside of the OCWR walled compound.

The City has started the process of preparing an Initial Study/Mitigated Negative Declaration (IS/MND) to analyze impacts associated with implementation of the proposed RNG facility. The City is notifying local Native American tribes, pursuant to California Public Resource Code Section 21080.3.1 (AB 52). The City recognizes that "Native American tribes traditionally and culturally affiliated with a geographic area may have expertise concerning their tribal cultural resources that may inform the lead agency in its identification and



determination of the significance of tribal cultural resources.” As such, the City is soliciting input, and, if necessary, consultation with your tribe to identify any potential environmental impacts from the proposed RNG facility.

The City would appreciate receiving any comments, issues and/or concerns related to cultural resources, sacred lands, and tribal cultural resources that you may have for the project area. All information provided will be kept confidential. If the tribe wishes to consult with the City about the potential impacts to that may occur to tribal or cultural resources, **please respond within 30 days**, pursuant to Public Resources Code section 21080.3.1(d).

If you need any additional information or have any questions, please contact me at (949) 644-3312 or via e-mail at [JPerez@newportbeachca.gov](mailto:JPerez@newportbeachca.gov). Thank you for your assistance.

Sincerely,

Joselyn Perez  
Associate Planner  
Community Development Department  
City of Newport Beach  
[JPerez@newportbeachca.gov](mailto:JPerez@newportbeachca.gov)

Attachment:

Figure 1, *Project Location*

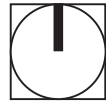
Figure 2, *Aerial Photograph*



Figure 1 - Project Location



Project Boundary



Source: Generated using ArcMap 2023; LSA 2023.



Figure 2 - Aerial Photograph



— Project Boundary

0 430  
Scale (Feet)



Source: Nearmap 2023.

October 9, 2023

Andrew Salas, Chairman  
Gabrieleño Band of Mission Indians - Kizh Nation  
PO Box 393  
Covina, CA 91723  
[admin@gabrielenoindians.org](mailto:admin@gabrielenoindians.org)

Subject: Assembly Bill 52 (AB 52) Formal Notice of the Proposed Landfill Gas to Energy Plant in the City of Newport Beach, Orange County

Dear Mr. Andrew Salas:

The City of Newport Beach (City) is reviewing an application for the construction of a renewable natural gas (RNG) plant located at the Coyote Canyon Landfill (CCL) at 20662 Newport Coast Drive. The RNG facility will treat landfill gas (LFG) from the closed landfill to create usable fuel which would then be injected into existing SoCalGas infrastructure. Currently, the LFG is treated and flared off. The project site would disturb approximately 0.88 acres on a portion of Assessor's Parcel Number (APN) 478-03-071 located 925 feet east of Newport Coast Drive (see Figure 1, *Project Location* and Figure 2, *Aerial Photograph*).

The project site is categorized and zoned Open Space (OS), which allows for Major Utilities with approval of a Conditional Use Permit (CUP). As such, the proposed RNG facility would require the approval of a CUP. Currently, the project site is completely paved with an existing County flare and blower station along with a cell tower and associated generator. The CCL is operated by Orange County Waste & Recycling (OCWR).

Construction activities would consist of installing and operating an RNG processing facility and pipeline interconnection facility. The proposed RNG facility would include secondary and advanced treatment of the LFG. Specifically, the RNG processing facility would convert LFG into a pipeline-quality natural gas equivalent. Primary treatment of LFG would occur at the existing landfill flaring facility operated by OCWR. The existing flares at the CCL would be used as backup if the RNG processing facility goes offline or to combust any excess LFG that is not used.

The pipeline interconnection facilities to SoCalGas' infrastructure would consist of two primary components, a point of receipt (POR) and a pipeline extension. The POR would monitor the quality of the RNG to ensure that it meets specifications and includes equipment to prevent non-compliant gas from entering the pipeline. The POR would also meter and odorize the RNG prior to injection. RNG would be delivered to the POR from the production facility through piping built specifically for this purpose. The point of receipt facility will be located within the OCWR existing walled compound that surrounds the RNG plant. The pipeline extension is a dedicated pipeline to transfer the RNG from the POR to the fossil natural gas pipeline located on Newport Coast Drive. The pipeline extension already connects to the project site from a previous service with an existing pipeline tie-in point in the southern portion of the site. The pipeline extension would be re-used by SoCalGas to convey the RNG into their system, therefore no pipeline excavation or construction would be necessary outside of the OCWR walled compound.

The City has started the process of preparing an Initial Study/Mitigated Negative Declaration (IS/MND) to analyze impacts associated with implementation of the proposed RNG facility. The City is notifying local Native American tribes, pursuant to California Public Resource Code Section 21080.3.1 (AB 52). The City recognizes that "Native American tribes traditionally and culturally affiliated with a geographic area may have expertise concerning their tribal cultural resources that may inform the lead agency in its identification and determination of the significance of tribal cultural resources." As such, the City is soliciting input, and, if



necessary, consultation with your tribe to identify any potential environmental impacts from the proposed RNG facility.

The City would appreciate receiving any comments, issues and/or concerns related to cultural resources, sacred lands, and tribal cultural resources that you may have for the project area. All information provided will be kept confidential. If the tribe wishes to consult with the City about the potential impacts to that may occur to tribal or cultural resources, **please respond within 30 days**, pursuant to Public Resources Code section 21080.3.1(d).

If you need any additional information or have any questions, please contact me at (949) 644-3312 or via e-mail at [JPerez@newportbeachca.gov](mailto:JPerez@newportbeachca.gov). Thank you for your assistance.

Sincerely,

Joselyn Perez  
Associate Planner  
Community Development Department  
City of Newport Beach  
[JPerez@newportbeachca.gov](mailto:JPerez@newportbeachca.gov)

Attachment:

Figure 1, *Project Location*

Figure 2, *Aerial Photograph*



Figure 1 - Project Location



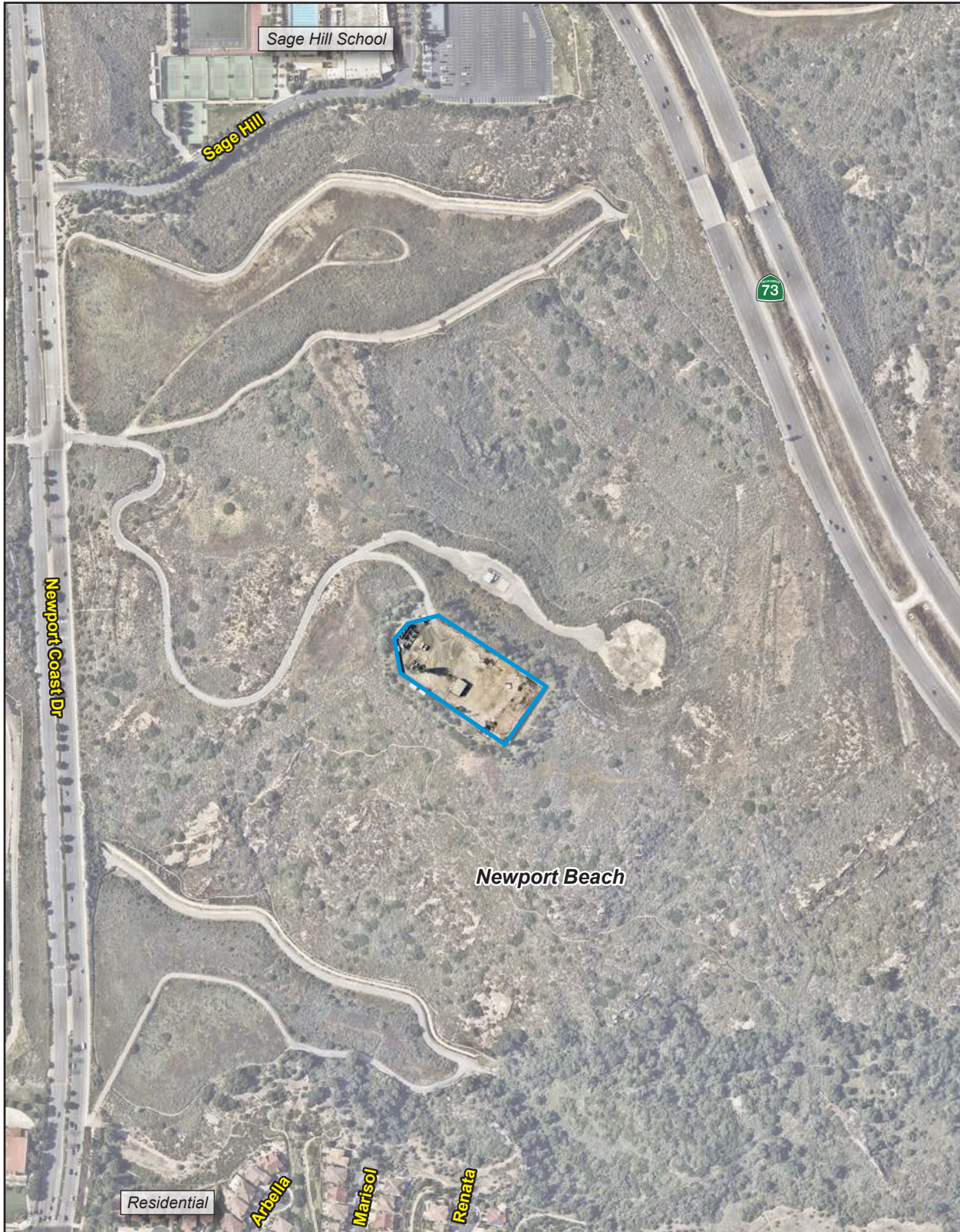
Project Boundary



Source: Generated using ArcMap 2023; LSA 2023.



Figure 2 - Aerial Photograph



— Project Boundary

0 430  
Scale (Feet)



Source: Nearmap 2023.

PlaceWorks