

MITIGATION MONITORING AND REPORTING PROGRAM MENIFEE CALIBER COLLISION PROJECT

This Mitigation Monitoring and Reporting Program has been prepared for use in implementing mitigation for the:

Menifee Caliber Collision Project

The program has been prepared in compliance with State law and the Mitigated Negative Declaration (MND) prepared for the Project by the City of Menifee (City).

The California Environmental Quality Act (CEQA) requires adoption of a reporting or monitoring program for those measures placed on a project to mitigate or avoid significant effects on the environment (Public Resource Code Section 21081.6). The law states the reporting or monitoring program shall be designed to ensure compliance during project implementation.

The monitoring program contains the following elements:

- 1) The mitigation measures are recorded with the action and procedure necessary to ensure compliance. In some instances, one action may be used to verify implementation of several mitigation measures.
- 2) A procedure for compliance and verification has been outlined for each action necessary. This procedure designates who will take action, what action will be taken and when, and to whom and when compliance will be reported.
- 3) The program has been designed to be flexible. As monitoring progresses, changes to compliance procedures may be necessary based upon recommendations by those responsible for the program. As changes are made, new monitoring compliance procedures and records will be developed and incorporated into the program.

This Mitigation Monitoring and Reporting Program includes mitigation identified in the MND.

MITIGATION MONITORING AND RESPONSIBILITIES

As the Lead Agency, the City is responsible for ensuring full compliance with the mitigation measures adopted for the proposed Project. The City will monitor and report on all mitigation activities. Mitigation measures will be implemented at different stages of development throughout the Project site. In this regard, the responsibilities for implementation have been assigned to the Applicant, Contractor, or a combination thereof. If, during the course of Project implementation, any of the mitigation measures identified herein cannot be successfully implemented, the City shall be immediately informed, and the City will then inform any affected responsible agencies. The City, in conjunction with any affected responsible agencies, will then determine if modification to the Project is required and/or whether alternative mitigation is appropriate.

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**MITIGATION MONITORING AND REPORTING PROGRAM CHECKLIST
MITIGATION MEASURES**

Project Name: Menifee Caliber Collision

Applicant: On-Point Commercial, LLC

Date: February 9, 2025

Mitigation Measure/Standard Condition/Implementing Action	Responsible for Monitoring	Timing of Verification	Method of Verification	Verified Date/ Initials	Sanctions for Non-Compliance
BIOLOGICAL RESOURCES					
<p>MM BIO-1: Burrowing Owl. Within 30 days prior the commencement of ground disturbance activities, a pre-construction burrowing owl survey shall be conducted by a qualified biologist. The results of the single one-day survey shall be submitted to the City for review prior to commencement of any ground disturbance activities on the Project site. If burrowing owl are not detected during the pre-construction survey, no further mitigation is required.</p> <p>If burrowing owl are detected during the pre-construction survey or during construction activities at the Project site, a burrowing owl protection and relocation plan shall be prepared by a qualified biologist and submitted to the California Department of Fish and Wildlife (CDFW) and United States Fish and Wildlife Service (USFWS) for review and approval. The Applicant shall submit evidence to the City that required and applicable provisions of</p>	<p>City of Menifee Community Development Director or Designee.</p>	<p>Prior to the issuance of grading permit and prior to the start of any on-site ground disturbance activity.</p>	<p>Evidence to the City:</p> <ul style="list-style-type: none"> • Submittal of evidence that required and applicable provisions of the burrowing owl protection and relocation program have been satisfied prior to the start of any on-site ground disturbance activity. 		<p>Withhold grading permit.</p>

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the burrowing owl protection and relocation program have been satisfied prior to the start of any on-site ground disturbance activity.					
CULTRAL RESOURCES					
<p>MM CUL-1: Archaeologist Retained. Prior to issuance of a grading permit the project applicant shall retain a Riverside County qualified archaeologist to monitor all ground disturbing activities in an effort to identify any unknown archaeological resources.</p> <p>The Project Archaeologist and the Tribal monitor(s) shall manage and oversee monitoring for all initial ground disturbing activities and excavation of each portion of the project site including clearing, grubbing, tree removals, mass or rough grading, trenching, stockpiling of materials, rock crushing, structure demolition and etc. The Project Archaeologist and the Tribal monitor(s), shall have the authority to temporarily divert, redirect or halt the ground disturbance activities to allow identification, evaluation, and potential recovery of cultural resources in coordination with any required</p>	City of Menifee Community Development Director or Designee.	Prior to the issuance of grading permit and prior to the start of any on-site ground disturbance activity.	Evidence to the City: <ul style="list-style-type: none"> • Project Applicant/developer retains a Riverside County qualified archaeologist; • Appropriate buffers are established as necessary; • Recommendation for the treatment and disposition of resources by the qualified archaeologist in consultation with the Tribe[s], Native American 		Withhold grading permit.

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<p>special interest or tribal monitors.</p> <p>The developer/permit holder shall submit a fully executed copy of the contract to the Community Development Department to ensure compliance with this condition of approval. Upon verification, the Community Development Department shall clear this condition.</p> <p>In addition, the Project Archaeologist, in consultation with the Consulting Tribe(s), the contractor, and the City, shall develop a Cultural Resources Management Plan (CRMP) in consultation pursuant to the definition in AB52 to address the details, timing and responsibility of all archaeological and cultural activities that will occur on the project site. A consulting tribe is defined as a tribe that initiated the AB 52 tribal consultation process for the Project, has not opted out of the AB52 consultation process, and has completed AB 52 consultation with the City as provided for in Cal Pub Res Code Section 21080.3.2(b)(1) of AB52. Details in the Plan shall include:</p>			<p>monitor[s], and the archaeological monitor.</p>		

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<p>Project grading and development scheduling;</p> <p>The Project archeologist and the Consulting Tribes(s) shall attend the pre-grading meeting with the City, the construction manager and any contractors and will conduct a mandatory Cultural Resources Worker Sensitivity Training to those in attendance. The Training will include a brief review of the cultural sensitivity of the Project and the surrounding area; what resources could potentially be identified during earthmoving activities; the requirements of the monitoring program; the protocols that apply in the event inadvertent discoveries of cultural resources are identified, including who to contact and appropriate avoidance measures until the find(s) can be properly evaluated; and any other appropriate protocols. All new construction personnel that will conduct earthwork or grading activities that begin work on the Project following the initial Training must take the Cultural Sensitivity Training prior to beginning work and the Project archaeologist and Consulting Tribe(s) shall make themselves available to provide the training on an as-needed basis;</p>					

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<p>The protocols and stipulations that the contractor, City, Consulting Tribe(s) and Project archaeologist will follow in the event of inadvertent cultural resources discoveries, including any newly discovered cultural resource deposits that shall be subject to a cultural resources' evaluation.</p>					
<p>MM CUL-2: Human Remains. If human remains are encountered, State Health and Safety Code Section 7050.5 states that no further disturbance shall occur until the Riverside County Coroner has made the necessary findings as to origin. Further, pursuant to Public Resource Code Section 5097.98(b) remains shall be left in place and free from disturbance until a final decision as to the treatment and disposition has been made. If the Riverside County Coroner determines the remains to be Native American, the Native American Heritage Commission shall be contacted within the period specified by law (24 hours). Subsequently, the Native American Heritage Commission shall identify the "most likely descendant." The most likely descendant shall then make recommendations and engage in consultation concerning the treatment of the remains as provided in Public Resources Code Section 5097.98.</p>	<p>City of Menifee Community Development Director or Designee.</p>	<p>During Construction.</p>	<p>Evidence to the City:</p> <ul style="list-style-type: none"> • Appropriate buffer areas have been established as applicable; and <p>Coordinate with Native American Tribe[s], City of Menifee Community Development Director (or designee), and County Coroner as necessary;</p>		<p>Issuance of a stop work order.</p>

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<p>MM CUL-3: Non-Disclosure of Location Reburials. It is understood by all parties that unless otherwise required by law, the site of any reburial of Native American human remains or associated grave goods shall not be disclosed and shall not be governed by public disclosure requirements of the California Public Records Act. The Coroner, pursuant to the specific exemption set forth in California Government Code 6254 (r), parties, and Lead Agencies, will be asked to withhold public disclosure information related to such reburial, pursuant to the specific exemption set forth in California Government Code 6254 (r).</p>	<p>City of Menifee Community Development Director or Designee.</p>	<p>During Construction.</p>	<p>Evidence to the City: The Coroner will withhold public disclosure information related to such reburial, pursuant to the specific exemption set forth in California Government Code 6254 (r).</p>		<p>Issuance of a stop work order.</p>
<p>MM CUL-4: Inadvertent Archaeological Find. If during ground disturbance activities, unique cultural resources are discovered that were not assessed by the archaeological report(s) and/or environmental assessment conducted prior to project approval, the following procedures shall be followed. Unique cultural resources are defined, for this condition only, as being multiple artifacts in close association with each other, but may include fewer artifacts if the area of the find is determined to be of significance due to its sacred or cultural importance as determined in</p>	<p>City of Menifee Community Development Director or Designee.</p>	<p>During Construction.</p>	<p>Evidence to the City:</p> <ul style="list-style-type: none"> The City Community Development Director shall make the determination based on the provisions of the California Environmental Quality Act with respect to 		<p>Issuance of a stop work order.</p>

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<p>consultation with the Native American Tribe(s).</p> <p>All ground disturbance activities within 100 feet of the discovered cultural resources shall be halted until a meeting is convened between the developer, the archaeologist, the tribal representative(s) and the Community Development Director to discuss the significance of the find.</p> <p>At the meeting, the significance of the discoveries shall be discussed and after consultation with the tribal representative(s) and the archaeologist, a decision shall be made, with the concurrence of the Community Development Director, as to the appropriate mitigation (documentation, recovery, avoidance, etc.) for the cultural resources.</p> <p>Grading of further ground disturbance shall not resume within the area of the discovery until an agreement has been reached by all parties as to the appropriate mitigation. Work shall be allowed to continue outside of the buffer area and will be monitored by additional Tribal monitors if needed.</p> <p>Treatment and avoidance of the newly discovered resources shall be consistent with the Cultural</p>			<p>archaeological resources, recommendations of the Project Archaeologist and shall consider the cultural and religious principles and practices of the Tribe.</p> <p>Notwithstanding any other rights available under the law, the decision of the City Community Development Director shall be appealable to the City Planning Commission and/or City Council.</p> <p>Evidence of compliance with this mitigation measure, if a</p>		

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<p>Resources Management Plan and Monitoring Agreements entered into with the appropriate tribes. This may include avoidance of the cultural resources through project design, in-place preservation of cultural resources located in native soils and/or re-burial on the Project property so they are not subject to further disturbance in perpetuity as identified in Non-Disclosure of Reburial Condition.</p> <p>Pursuant to Calif. Pub. Res. Code § 21083.2(b) avoidance is the preferred method of preservation for archaeological resources and cultural resources. If the landowner and the Tribe(s) cannot agree on the significance or the mitigation for the archaeological or cultural resources, these issues will be presented to the City Community Development Director for decision. The City Community Development Director shall make the determination based on the provisions of the California Environmental Quality Act with respect to archaeological resources, recommendations of the project archeologist and shall take into account the cultural and religious principles and practices of the Tribe. Notwithstanding any other rights available under the law, the decision of the City Community</p>			<p>significant archaeological resource is found, shall be provided to City of Menifee upon the completion of a treatment plan and final report detailing the significance and treatment finding.</p>		

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Development Director shall be appealable to the City Planning Commission and/or City Council.”					
<p>MM CUL-5: Cultural Resources Disposition. In the event that Native American cultural resources are discovered during the course of grading (inadvertent discoveries), the following procedures shall be carried out for final disposition of the discoveries:</p> <p>One or more of the following treatments, in order of preference, shall be employed with the tribes. Evidence of such shall be provided to the City of Menifee Community Development Department:</p> <p>Preservation-In-Place of the cultural resources, if feasible. Preservation in place means avoiding the resources, leaving them in the place where they were found with no development affecting the integrity of the resources.</p> <p>Reburial of the resources on the Project property. The measures for reburial shall include, at least, the following: Measures and provisions to protect the future reburial area from any future impacts in perpetuity. Reburial shall not occur until all legally required cataloging and basic recordation have been completed, with an exception that sacred items,</p>	City of Menifee Community Development Director or Designee.	Prior to the issuance of the first building permit.	Evidence to the City: Applicant/permit holder shall prompt the Project Archaeologist to submit two (2) copies of the Phase III Data Recovery report (if conducted for the Project) and the Phase IV Cultural Resources Monitoring Report that complies with the Community Development Department's requirements for such reports.		Withhold building permit.

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<p>burial goods and Native American human remains are excluded. Any reburial process shall be culturally appropriate. Listing of contents and location of the reburial shall be included in the confidential Phase IV report. The Phase IV Report shall be filed with the City under a confidential cover and not subject to Public Records Request.</p> <p>If preservation in place or reburial is not feasible then the resources shall be curated in a culturally appropriate manner at a Riverside County curation facility that meets State Resources Department Office of Historic Preservation Guidelines for the Curation of Archaeological Resources ensuring access and use pursuant to the Guidelines. The collection and associated records shall be transferred, including title, and are to be accompanied by payment of the fees necessary for permanent curation. Evidence of curation in the form of a letter from the curation facility stating that subject archaeological materials have been received and that all fees have been paid, shall be provided by the landowner to the City. There shall be no destructive or invasive testing on sacred items, burial goods and Native American human</p>					

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remains. Results concerning finds of any inadvertent discoveries shall be included in the Phase IV monitoring report.					
ENERGY					
Standard Condition E-1: Prior to issuance of grading and building permits, the City of Menifee shall verify that the Project Applicant and his/her contractor(s) submit plans to the City indicating incorporation of Best Available Control Measures during construction of the Project. Best Available Control Measures include, but are not limited to, requirements that the Project Applicant utilize only low-sulfur fuel having a sulfur content of 15 parts per million by weight or less; ensure off-road vehicles (i.e., self-propelled diesel-fueled vehicles 25 horsepower and up that were not designed to be driven on road) limit vehicle idling to five minutes or less; register and label vehicles in accordance with the California Air Resources Board (CARB) Diesel Off-Road Online Reporting System; restrict the inclusion of older vehicles into fleets; and retire, replace, or repower older engines or install Verified Diesel Emission Control Strategies (i.e., exhaust retrofits). Additionally, the construction contractor must	City of Menifee Community Development Director or Designee.	Prior to the issuance of grading permit and prior to the start of any on-site ground disturbance activity.	Evidence to the City: Project Applicant and his/her contractor(s) submit plans to the City indicating incorporation of Best Available Control Measures during construction of the Project.		Withhold grading permit.

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<p>recycle/reuse at least 65 percent of the construction material (including, but not limited to, proposed aggregate base, soil, mulch, vegetation, concrete, lumber, metal, and cardboard) and use “Green Building Materials,” such as those materials that are rapidly renewable or resource efficient, and recycled and manufactured in an environmentally friendly way, for at least 10 percent of the Project, in accordance with CALGreen regulations. This condition shall be implemented to the satisfaction of the City of Menifee Community Development Director or designee, and/or Building Official, or designee.</p>					
GEOLOGY AND SOILS					
<p>Standard Condition G-1: Prior to issuance of grading and/or building permits, the Project Applicant would provide evidence to the City for review and approval that proposed structures, features, and facilities have been designed and will be constructed in conformance with applicable provisions of the most current edition of the California Building Code in effect at the time of development application submittal.</p>	<p>City of Menifee Community Development Director or Designee.</p>	<p>Prior to the issuance of grading permit and prior to the start of any on-site ground disturbance activity.</p>	<p>Evidence to the City: Project Applicant to provide evidence to the City for review and approval that proposed structures, features, and facilities have been designed and will be constructed in conformance with applicable provisions of the most current edition of</p>		<p>Withhold grading permit.</p>

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<p>The City may require additional studies and/or engineering protocols to meet its requirements prior to issuance of grading and/or building permits. This condition shall be implemented to the satisfaction of the City Community Development Director or designee.</p> <p>Additionally, the Project Applicant shall provide evidence to the City that the recommendations cited in the Project-specific Geotechnical Report (Appendix E) and any additional studies/protocols are incorporated into Project plans and/or implemented as deemed appropriate by the City. Geotechnical recommendations may include, but are not limited to, removal of existing vegetation, structural foundations, floor slabs, utilities, and any other surface and subsurface improvements that would not remain in place for use with the new development. Remedial earthwork, over-excavation, and ground improvement shall take place to depths specified in the geotechnical report to provide a sufficient layer of engineered fill or densified soil beneath the structural footings/foundations, as well as proper surface drainage devices and erosion control. Retaining wall parameters shall be in accordance with the geotechnical investigations to</p>			<p>the California Building Code in effect at the time of development application submittal.</p>		

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protect against lateral spreading and landslides. Construction of concrete structures in contact with subgrade soils determined to be corrosive shall include measures to protect concrete, steel, and other metals. Verification testing must be performed upon completion of ground improvements to confirm that the compressible soils have been sufficiently densified. The structural engineer must determine the ultimate thickness and reinforcement of the building floor slabs based on the imposed slab loading. This condition shall be implemented to the satisfaction of the Director of Building and Safety or designee.					
MM GEO-1: As a portion of the Project site is located on land with a high sensitivity to paleontological resources, the Project Applicant shall retain a qualified paleontologist to monitor ground-disturbing activity during Project construction. Should any potentially significant fossil resources be discovered, no further grading shall occur around the discovery until the Community Development Director is satisfied that adequate provisions are in place to protect such discovered resources. Unanticipated discoveries shall be	City of Menifee Community Development Director or Designee.	Prior to the issuance of grading and during any on-site ground disturbance activity.	Evidence to the City: If paleontological resources are discovered and such resources meet significance criteria, then the Project applicant shall submit evidence of data recovery, professional identification, radiocarbon dating, and other applicable special studies; submit materials to		Issuance of a stop work order.

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<p>evaluated for significance by the retained qualified paleontologist. If significance criteria are met, then the Project applicant shall be required to perform data recovery, professional identification, radiocarbon dating, and other applicable special studies; submit materials to a museum for permanent curation; and provide a comprehensive final report including catalog with museum numbers to the City of Menifee Community Development Director.</p>			<p>a museum for permanent curation; and provide a comprehensive final report including catalog with museum numbers to the City of Menifee Community Development Director.</p>		
HYDROLOGY					
<p>Standard Condition H-1: Prior to construction, the Project Applicant shall prepare and implement a Final Storm Water Pollution Prevention Plan (SWPPP), meeting Construction General Permit requirements (Santa Ana Regional Water Quality Control Board Order Number R8-2010-0033, National Pollutant Discharge Elimination System Permit No. CAS618033, as amended) and designed to reduce potential adverse impacts to surface water quality through the Project construction period. The Final SWPPP shall be submitted to the City of Menifee Engineering/Public Works Department for review and approval prior to the</p>	<p>City of Menifee Public Works Director or Designee.</p>	<p>Prior to the issuance of grading permit and prior to the start of any on-site ground disturbance activity.</p>	<p>Evidence to the City: The Final SWPPP shall be submitted to the Planning Manager of the City of Menifee Planning Department for review and approval prior to the issuance of any permits for ground-disturbing activity.</p>		<p>Withhold grading permit.</p>

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<p>issuance of any permits for ground-disturbing activity.</p> <p>The Final SWPPP shall be prepared by a qualified SWPPP Developer in accordance with the requirements of the Construction General Permit. Requirements include Best Management Practices (BMPs) for erosion and sediment control, site management/housekeeping/waste management, management of non-storm water discharges, run-on and runoff controls, and BMP inspection/maintenance/repair activities. BMP implementation shall be consistent with the BMP requirements in the most recent version of the California Stormwater Quality Association <i>Stormwater Best Management Handbook-Construction</i>.</p> <p>The Final SWPPP shall include a construction site monitoring program that identifies requirements for dry weather visual observations of pollutants at all discharge locations and, as appropriate (depending on the Risk Level), sampling of the site effluent and receiving waters. A Qualified SWPPP Practitioner shall be responsible for implementing the BMPs at the site and performing all required monitoring and inspection/maintenance/repair activities.</p>					

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<p>Standard Condition H-2: The Project Applicant shall comply with the Santa Ana Regional Water Quality Control Board Storm Water permit requirements, including the Chapter 15.01 (Storm Water/Urban Runoff) of the Menifee Municipal Code. The Project Applicant shall prepare and implement a Final Water Quality Management Plan (FWQMP) for the Project. The FWQMP shall be submitted to the City of Menifee Engineering/Public Works Department for review and approval prior to issuance of any permits for ground disturbing activities. The FWQMP would act as the overall program document designed to provide measures to mitigate potential water quality impacts associated with the operation of the proposed Project. At a minimum, the FWQMP for the Project shall include:</p> <ul style="list-style-type: none"> • An inventory and accounting of existing and proposed impervious areas. • Low Impact Development (LID) design details incorporated into the Project. Specific LID design may include, but is not limited to using pervious pavements and green roofs, dispersing runoff to landscaped areas, and/or routing runoff to the storm 	<p>City of Menifee Public Works Director or Designee.</p>	<p>Prior to the issuance of the building permit.</p>	<p>Evidence to the City:</p> <p>Final Water Quality Management Plan (FWQMP) for the Project shall include:</p> <ul style="list-style-type: none"> • A Final Storm Water Facility Operation and Maintenance Plan for the Project site, which shall include periodic inspection and maintenance of the storm water drainage system. Persons responsible for performing and funding the requirements of this plan shall be identified. 		<p>Withhold building permit.</p>

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<p>water detention/retention chamber system that would be developed on site as part of the Project design.</p> <ul style="list-style-type: none"> Measures to address potential storm water contaminants. These may include measures to cover or control potential sources of storm water pollutants at the Project site. <p>A Final Storm Water Facility Operation and Maintenance Plan for the Project site, which shall include periodic inspection and maintenance of the storm water drainage system. Persons responsible for performing and funding the requirements of this plan shall be identified. This plan must be finalized prior to issuance of building permits for the Project.</p>					
TRIBAL CULTURAL RESOURCES					
<p>MM TCR-1: Native American Monitoring (Pechanga). Tribal monitor(s) shall be required on-site during all ground-disturbing activities, including grading, stockpiling of materials, engineered fill, rock crushing, etc. The land divider/permit holder shall retain a qualified tribal monitor(s) from the Pechanga Band of Luiseno Indians. Prior to issuance of a grading permit, the developer shall submit a</p>	<p>City of Menifee Community Development Director or Designee.</p>	<p>Prior to the issuance of grading permit and during any on-site ground disturbance activity.</p>	<p>Evidence to the City: Applicant shall submit a copy of a signed contract between the Tribe and the land divider/permit holder for the monitoring of the Project to the Community</p>		<p>Withhold grading permit.</p>

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copy of a signed contract between the above-mentioned Tribe and the land divider/permit holder for the monitoring of the project to the Community Development Department and to the Engineering Department. The Tribal Monitor(s) shall have the authority to temporarily divert, redirect or halt the ground-disturbance activities to allow recovery of cultural resources, in coordination with the Project Archaeologist.			Development Department and to the Engineering Department.		
MM TCR-2: Native American Monitoring (Soboba). Tribal monitor(s) shall be required on-site during all ground-disturbing activities, including grading, stockpiling of materials, engineered fill, rock crushing, etc. The land divider/permit holder shall retain a qualified tribal monitor(s) from the Soboba Band of Luiseno Indians. Prior to issuance of a grading permit, the developer shall submit a copy of a signed contract between the above-mentioned Tribe and the land divider/permit holder for the monitoring of the project to the Community Development Department and to the Engineering Department. The Native American Monitor(s) shall have the authority to temporarily divert, redirect or halt the ground-disturbance activities to allow	City of Menifee Community Development Director or Designee.	Prior to the issuance of grading permit and during any on-site ground disturbance activity.	Evidence to the City: Applicant shall submit a copy of a signed contract between the above-named Tribe and the land divider/permit holder for the monitoring of the Project to the Community Development Department and to the Engineering Department.		Withhold grading permit.

**MITIGATION MONITORING AND REPORTING PROGRAM
MENIFEE CALIBER COLLISION PROJECT**

Project Name: Menifee Caliber Collision

Applicant: On-Point Commercial, LLC

Date: February 9, 2025

Mitigation Measure/Standard Condition/Implementing Action	Responsible for Monitoring	Timing of Verification	Method of Verification	Verified Date/Initials	Sanctions for Non-Compliance
recovery of cultural resources, in coordination with the Project Archaeologist.					
<p>MM TCR-3: Cultural Resources Disposition. In the event that Native American cultural resources are discovered during the course of grading (inadvertent discoveries), the following procedures shall be carried out for final disposition of the discoveries:</p> <p>One or more of the following treatments, in order of preference, shall be employed with the tribes. Evidence of such shall be provided to the City of Menifee Community Development Department:</p> <p>Preservation-In-Place of the cultural resources, if feasible. Preservation in place means avoiding the resources, leaving them in the place where they were found with no development affecting the integrity of the resources.</p> <p>Reburial of the resources on the Project property. The measures for reburial shall include, at least, the following: Measures and provisions to protect the future reburial area from any future impacts in perpetuity. Reburial shall not occur until all legally required cataloging and basic recordation have been</p>	City of Menifee Community Development Director or Designee.	During Construction.	<p>Evidence to the City:</p> <p>Evidence of curation in the form of a letter from the curation facility stating that subject archaeological materials have been received and that all fees have been paid, shall be provided by the landowner to the City. There shall be no destructive or invasive testing on sacred items, items of Native American Cultural Patrimony, burial goods, and Native American human remains. Results concerning finds of any inadvertent discoveries shall be included in the Phase IV monitoring report.</p>		Issuance of a stop work order.

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<p>completed, with an exception that sacred items, burial goods and Native American human remains are excluded. Any reburial process shall be culturally appropriate. Listing of contents and location of the reburial shall be included in the confidential Phase IV report. The Phase IV Report shall be filed with the City under a confidential cover and not subject to Public Records Request.</p> <p>If preservation in place or reburial is not feasible then the resources shall be curated in a culturally appropriate manner at a Riverside County curation facility that meets State Resources Department Office of Historic Preservation Guidelines for the Curation of Archaeological Resources ensuring access and use pursuant to the Guidelines. The collection and associated records shall be transferred, including title, and are to be accompanied by payment of the fees necessary for permanent curation. Evidence of curation in the form of a letter from the curation facility stating that subject archaeological materials have been received and that all fees have been paid, shall be provided by the landowner to the City. There shall be no destructive or invasive testing on sacred</p>					

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items, burial goods and Native American human remains. Results concerning finds of any inadvertent discoveries shall be included in the Phase IV monitoring report.					
<p>MM TCR-4: Human Remains. If human remains are encountered, State Health and Safety Code Section 7050.5 states that no further disturbance shall occur until the Riverside County Coroner has made the necessary findings as to origin. Further, pursuant to Public Resource Code Section 5097.98(b) remains shall be left in place and free from disturbance until a final decision as to the treatment and disposition has been made. If the Riverside County Coroner determines the remains to be Native American, the Native American Heritage Commission shall be contacted within the period specified by law (24 hours). Subsequently, the Native American Heritage Commission shall identify the "most likely descendant." The most likely descendant shall then make recommendations and engage in consultation concerning the treatment of the remains as provided in Public Resources Code Section 5097.98.</p>	City of Menifee Community Development Director or Designee.	During Construction.	Evidence to the City: <ul style="list-style-type: none"> • Appropriate buffer areas have been established as applicable; and • Coordinate with Native American Tribe[s], City of Menifee Community Development Director (or designee), and County Coroner as necessary; 		Issuance of a stop work order.

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<p>MM TCR-5: Non-Disclosure of Location Reburials. It is understood by all parties that unless otherwise required by law, the site of any reburial of Native American human remains or associated grave goods shall not be disclosed and shall not be governed by public disclosure requirements of the California Public Records Act. The Coroner, pursuant to the specific exemption set forth in California Government Code 6254 (r), parties, and Lead Agencies, will be asked to withhold public disclosure information related to such reburial, pursuant to the specific exemption set forth in California Government Code 6254 (r).</p>	<p>City of Menifee Community Development Director or Designee.</p>	<p>During Construction.</p>	<p>Evidence to the City: Pursuant to the specific exemption set forth in California Government Code 6254 (r), all parties, and Lead Agencies, will be asked to withhold public disclosure information related to such reburial, pursuant to the specific exemption set forth in California Government Code 6254 (r).</p>		<p>Issuance of a stop work order.</p>