Appendix C-1

2021 Tribal Letters and Responses

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AGUA CALIENTE BAND OF CAHUILLA INDIANS TRIBAL HISTORIC PRESERVATION DIRECTOR 5401 DINAH SHORE DR PALM SPRINGS CA 92264-5970



April 21, 2020

Agua Caliente Band of Cahuilla Indians 5401 Dinah Shore Drive Palm Springs, CA 92264

Attn: Patricia Garcia, Tribal Historic Preservation Director

RE: MoVal 2040 – City of Moreno Valley Comprehensive General Plan Update / Tribal Cultural Resources Pursuant to AB 52

Dear Director Garcia:

The City of Moreno Valley is in the process of updating its General Plan, which is subject to the California Environmental Quality Act (CEQA) and Assembly Bill 52. A notice of preparation of an Environmental Impact Report (EIR) was publicly released on March 9, 2020 and an EIR will be prepared for the project. The City recognizes the importance of preserving tribal cultural resources and respectfully invites you to consult on and participate in the review process for this project, pursuant to Public Resources Code §21080.3.1(d).

Below please find a description of the proposed project, and a map showing the project location.

Project Description:

The Project will involve a comprehensive update to the City's General Plan and Housing Element, as well as preparation of Climate Action Plan that includes a community-wide inventory of GHG emissions and a strategy for reducing them to achieve State-mandated targets. Moreno Valley is projected to experience significant growth over the next 20 years, including 12,900 new jobs and 25,000 new households according to forecasts in the Regional Transportation Plan/Sustainable Communities Strategy. The project will involve updates to City policies and regulations to accommodate projected growth as well as the City's share of the regional housing need, in conformance with State housing law.

Project Location:

Letter to Agua Caliente Band of Cahuilla Indians April 21, 2020 Page 2

Pursuant to PRC § 21080.3.1 (b), the Agua Caliente Band of Cahuilla Indians has 30 days from the receipt of this letter to request consultation, in writing, with the City of Moreno Valley. If you provide the City of Moreno Valley with confidential information subject to Public Resources Code §21082.3(c), Government Code §6254.10, or Government Code Section §6254(r), we request that it be explicitly labeled and packaged to prevent inadvertent public disclosure.

If you have any questions, please contact me at (951) 413-3229 or chriso@moval.org.

Respectfully,

Chris Ormsby, AICP Senior Planner







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TORRES MARTINEZ DESERT CAHUILLA INDIANS MICHAEL MIRELEZ PO Box 1160 THERMAL CA 92274-1160



April 21, 2020

Torres Martinez Desert Cahuilla Indians P.O. Box 1160 Thermal, CA 92274

Attn: Michael Mirelez, Cultural Resources Coordinator

RE: MoVal 2040 – City of Moreno Valley Comprehensive General Plan Update / Tribal Cultural Resources Pursuant to AB 52

Dear Mr. Mirelez:

The City of Moreno Valley is in the process of updating its General Plan, which is subject to the California Environmental Quality Act (CEQA) and Assembly Bill 52. A notice of preparation of an Environmental Impact Report (EIR) was publicly released on March 9, 2020 and an EIR will be prepared for the project. The City recognizes the importance of preserving tribal cultural resources and respectfully invites you to consult on and participate in the review process for this project, pursuant to Public Resources Code §21080.3.1(d).

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Project Location:

Letter to Torres Martinez Desert Cahuilla Indians April 21, 2020 Page 2

Pursuant to PRC § 21080.3.1 (b), the Torres Martinez Desert Cahuilla Indians has 30 days from the receipt of this letter to request consultation, in writing, with the City of Moreno Valley. If you provide the City of Moreno Valley with confidential information subject to Public Resources Code §21082.3(c), Government Code §6254.10, or Government Code Section §6254(r), we request that it be explicitly labeled and packaged to prevent inadvertent public disclosure.

If you have any questions, please contact me at (951) 413-3229 or chriso@moval.org.

Respectfully,

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Chris Ormsby, AICP Senior Planner







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MORONGO BAND OF CAHUILLA MISSION INDIANS CALIFORNIA RAYMOND HUAUTE 12700 PUMARRA RD BANNING CA 92220-6977



April 21, 2020

Morongo Band of Mission Indians 12700 Pumarra Road Banning, CA 92220

Attn: Raymond Huaute, Cultural Resource Specialist

RE: MoVal 2040 – City of Moreno Valley Comprehensive General Plan Update / Tribal Cultural Resources Pursuant to AB 52

Dear Mr. Huaute:

The City of Moreno Valley is in the process of updating its General Plan, which is subject to the California Environmental Quality Act (CEQA) and Assembly Bill 52. A notice of preparation of an Environmental Impact Report (EIR) was publicly released on March 9, 2020 and an EIR will be prepared for the project. The City recognizes the importance of preserving tribal cultural resources and respectfully invites you to consult on and participate in the review process for this project, pursuant to Public Resources Code §21080.3.1(d).

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Project Location:

Letter to Morongo Band of Mission Indians April 21, 2020 Page 2

Pursuant to PRC § 21080.3.1 (b), the Morongo Band of Mission Indians has 30 days from the receipt of this letter to request consultation, in writing, with the City of Moreno Valley. If you provide the City of Moreno Valley with confidential information subject to Public Resources Code §21082.3(c), Government Code §6254.10, or Government Code Section §6254(r), we request that it be explicitly labeled and packaged to prevent inadvertent public disclosure.

If you have any questions, please contact me at (951) 413-3229 or chriso@moval.org.

Respectfully,

Chin Sunaly

Chris Ormsby, AICP Senior Planner







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MORONGO BAND OF CAHUILLA MISSION INDIANS CALIFORNIA CHAIRPERSON ROBERT MARTIN 12700 PUMARRA ROAD BANNING CA 92220



April 21, 2020

Morongo Band of Mission Indians 12700 Pumarra Road Banning, CA 92220

Attn: Robert Martin, Tribal Chairman

RE: MoVal 2040 – City of Moreno Valley Comprehensive General Plan Update / Tribal Cultural Resources Pursuant to AB 52

Dear Chairman Martin:

The City of Moreno Valley is in the process of updating its General Plan, which is subject to the California Environmental Quality Act (CEQA) and Assembly Bill 52. A notice of preparation of an Environmental Impact Report (EIR) was publicly released on March 9, 2020 and an EIR will be prepared for the project. The City recognizes the importance of preserving tribal cultural resources and respectfully invites you to consult on and participate in the review process for this project, pursuant to Public Resources Code §21080.3.1(d).

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Project Location:

Letter to Morongo Band of Mission Indians April 21, 2020 Page 2

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If you have any questions, please contact me at (951) 413-3229 or chriso@moval.org.

Respectfully,

Chris Ormsby, AICP Senior Planner







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PECHANGA CULTURAL RESOURCES DEPARTMENT EBRU T OZDIL PLANNING SPECIALIST PO Box 2183 TEMECULA CA 92593-2183



April 21, 2020

Pechanga Cultural Resources Department P.O. Box 2183 Temecula, CA 92593

Attn: Ebru T. Ozdil, Planning Specialist

RE: MoVal 2040 – City of Moreno Valley Comprehensive General Plan Update / Tribal Cultural Resources Pursuant to AB 52

Dear Ms. Ozdil:

The City of Moreno Valley is in the process of updating its General Plan, which is subject to the California Environmental Quality Act (CEQA) and Assembly Bill 52. A notice of preparation of an Environmental Impact Report (EIR) was publicly released on March 9, 2020 and an EIR will be prepared for the project. The City recognizes the importance of preserving tribal cultural resources and respectfully invites you to consult on and participate in the review process for this project, pursuant to Public Resources Code §21080.3.1(d).

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Project Location:

Letter to Pechanga Cultural Resources Department April 21, 2020 Page 2

Pursuant to PRC § 21080.3.1 (b), the Pechanga Cultural Resources Department has 30 days from the receipt of this letter to request consultation, in writing, with the City of Moreno Valley. If you provide the City of Moreno Valley with confidential information subject to Public Resources Code §21082.3(c), Government Code §6254.10, or Government Code Section §6254(r), we request that it be explicitly labeled and packaged to prevent inadvertent public disclosure.

If you have any questions, please contact me at (951) 413-3229 or chriso@moval.org.

Respectfully,

Chris Ormsby, AICP Senior Planner







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RINCON BAND OF LUISENO INDIANS CULTURAL RESOURCES DEPARTMENT MANAGER ONE GOVERNMENT CENTER LANE VALLEY CENTER CA 92082-6015



April 21, 2020

Rincon Band of Luiseno Indians Cultural Resources Manager One Government Center Lane Valley Center, CA 92082

RE: MoVal 2040 – City of Moreno Valley Comprehensive General Plan Update / Tribal Cultural Resources Pursuant to AB 52

Dear Cultural Resources Manager:

The City of Moreno Valley is in the process of updating its General Plan, which is subject to the California Environmental Quality Act (CEQA) and Assembly Bill 52. A notice of preparation of an Environmental Impact Report (EIR) was publicly released on March 9, 2020 and an EIR will be prepared for the project. The City recognizes the importance of preserving tribal cultural resources and respectfully invites you to consult on and participate in the review process for this project, pursuant to Public Resources Code §21080.3.1(d).

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Project Location:

Letter to Rincon Band of Luiseño Indians April 21, 2020 Page 2

Pursuant to PRC § 21080.3.1 (b), the Rincon Band of Luiseño Indians has 30 days from the receipt of this letter to request consultation, in writing, with the City of Moreno Valley. If you provide the City of Moreno Valley with confidential information subject to Public Resources Code §21082.3(c), Government Code §6254.10, or Government Code Section §6254(r), we request that it be explicitly labeled and packaged to prevent inadvertent public disclosure.

If you have any questions, please contact me at (951) 413-3229 or chriso@moval.org.

Respectfully,

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Chris Ormsby, AICP Senior Planner







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SAN MANUEL BAND OF MISSION INDIANS CRM DEPARTMENT DIRECTOR 26569 COMMUNITY CENTER DR HIGHLAND CA 92346-6712



April 21, 2020

San Manuel Band of Mission Indians 26569 Community Center Drive Highland, CA 92346

Attn: Lee Clauss, CRM Department Director

RE: MoVal 2040 – City of Moreno Valley Comprehensive General Plan Update / Tribal Cultural Resources Pursuant to AB 52

Dear Director Clauss:

The City of Moreno Valley is in the process of updating its General Plan, which is subject to the California Environmental Quality Act (CEQA) and Assembly Bill 52. A notice of preparation of an Environmental Impact Report (EIR) was publicly released on March 9, 2020 and an EIR will be prepared for the project. The City recognizes the importance of preserving tribal cultural resources and respectfully invites you to consult on and participate in the review process for this project, pursuant to Public Resources Code §21080.3.1(d).

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Project Location:

Letter to San Manuel Band of Mission Indians April 21, 2020 Page 2

Pursuant to PRC § 21080.3.1 (b), the San Manuel Band of Mission Indians has 30 days from the receipt of this letter to request consultation, in writing, with the City of Moreno Valley. If you provide the City of Moreno Valley with confidential information subject to Public Resources Code §21082.3(c), Government Code §6254.10, or Government Code Section §6254(r), we request that it be explicitly labeled and packaged to prevent inadvertent public disclosure.

If you have any questions, please contact me at (951) 413-3229 or chriso@moval.org.

Respectfully,

Chris Ormsby, AICP Senior Planner







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SOBOBA BAND OF LUISENO INDIANS CULTURAL RESOURCE DIRECTOR PO Box 487 SAN JACINTO CA 92581-0487



April 21, 2020

Soboba Band of Luiseño Indians P.O. Box 487 San Jacinto, CA 92581

Attn: Joseph Ontiveros, Cultural Resource Director

RE: MoVal 2040 – City of Moreno Valley Comprehensive General Plan Update / Tribal Cultural Resources Pursuant to AB 52

Dear Director Ontiveros:

The City of Moreno Valley is in the process of updating its General Plan, which is subject to the California Environmental Quality Act (CEQA) and Assembly Bill 52. A notice of preparation of an Environmental Impact Report (EIR) was publicly released on March 9, 2020 and an EIR will be prepared for the project. The City recognizes the importance of preserving tribal cultural resources and respectfully invites you to consult on and participate in the review process for this project, pursuant to Public Resources Code §21080.3.1(d).

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Project Location:

Letter to Soboba Band of Luiseño Indians April 21, 2020 Page 2

Pursuant to PRC § 21080.3.1 (b), the Soboba Band of Luiseño Indians has 30 days from the receipt of this letter to request consultation, in writing, with the City of Moreno Valley. If you provide the City of Moreno Valley with confidential information subject to Public Resources Code §21082.3(c), Government Code §6254.10, or Government Code Section §6254(r), we request that it be explicitly labeled and packaged to prevent inadvertent public disclosure.

If you have any questions, please contact me at (951) 413-3229 or chriso@moval.org.

Respectfully,

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Chris Ormsby, AICP Senior Planner



May 19, 2020



Attn: Chris Ormsby, AICP, Senior Planner City of Moreno Valley Community Development Department, Planning Division P.O. Box 88005 Moreno Valley, CA 92552-0805

RE: AB 52 Consultation; MoVal 2040 – City of Moreno Valley Comprehensive General Plan Update

CITY OF MORENU VALLE

Planning Division

The Soboba Band of Luiseño Indians has received your notification pursuant under Assembly Bill 52.

Soboba Band of Luiseño Indians is requesting to initiate formal consultation with the City of Moreno Valley. A meeting can be scheduled by contacting me via email or phone. All contact information has been included in this letter.

I look forward to hearing from and meeting with you soon.

Sincerely,

Joseph Ontiveros, Tribal Historic Preservation Officer Soboba Band of Luiseño Indians P.O. Box 487 San Jacinto, CA 92581 Phone (951) 654-5544 ext. 4137 Cell (951) 663-5279 jontiveros@soboba-nsn.gov

Confidentiality: The entirety of the contents of this letter shall remain confidential between Soboba and the City of Moreno Valley. No part of the contents of this letter may be shared, copied, or utilized in any way with any other individual, entity, municipality, or tribe, whatsoever, without the expressed written permission of the Soboba Band of Luiseño Indians. May 19, 2020

Attn: Chris Ormsby, AICP, Senior Planner City of Moreno Valley Community Development Department, Planning Division P.O. Box 88005 Moreno Valley, CA 92552-0805



RE: SB 18 Consultation; MoVal 2040 – City of Moreno Valley Comprehensive General Plan Update

The Soboba Band of Luiseño Indians appreciates your observance of Tribal Cultural Resources and their preservation in your project. The information provided to us on said project has been assessed through our Cultural Resource Department, where it was concluded that although it is outside the existing reservation, the project area does fall within the bounds of our Tribal Traditional Use Areas. This project location is in proximity to known sites, is a shared use area that was used in ongoing trade between the tribes, and is considered to be culturally sensitive by the people of Soboba.

Soboba Band of Luiseño Indians is requesting the following:

- 1. Government to Government consultation in accordance to SB18. Including the transfer of information to the Soboba Band of Luiseño Indians regarding the progress of this project should be done as soon as new developments occur.
- 2. Soboba Band of Luiseño Indians continue to be a consulting tribal entity for this project.
- 3. Working in and around traditional use areas intensifies the possibility of encountering cultural resources during the construction/excavation phase. For this reason the Soboba Band of Luiseño Indians requests that Native American Monitor(s) from the Soboba Band of Luiseño Indians Cultural Resource Department to be present during any ground disturbing proceedings. Including surveys and archaeological testing.
- 4. Request that proper procedures be taken and requests of the tribe be honored (Please see the attachment)

Sincerely,

Joseph Ontiveros, Tribal Historic Preservation Officer Soboba Cultural Resource Department P.O. Box 487 San Jacinto, CA 92581 Phone (951) 654-5544 ext. 4137 Cell (951) 663-5279 jontiveros@soboba-nsn.gov <u>Cultural Items (Artifacts)</u>. Ceremonial items and items of cultural patrimony reflect traditional religious beliefs and practices of the Soboba Band. The Developer should agree to return all Native American ceremonial items and items of cultural patrimony that may be found on the project site to the Soboba Band for appropriate treatment. In addition, the Soboba Band requests the return of all other cultural items (artifacts) that are recovered during the course of archaeological investigations. Where appropriate and agreed upon in advance, Developer's archeologist may conduct analyses of certain artifact classes if required by CEQA, Section 106 of NHPA, the mitigation measures or conditions of approval for the Project. This may include but is not limited or restricted to include shell, bone, ceramic, stone or other artifacts.

The Developer should waive any and all claims to ownership of Native American ceremonial and cultural artifacts that may be found on the Project site. Upon completion of authorized and mandatory archeological analysis, the Developer should return said artifacts to the Soboba Band within a reasonable time period agreed to by the Parties and not to exceed (30) days from the initial recovery of the items.

Treatment and Disposition of Remains

A. The Soboba Band shall be allowed, under California Public Resources Code § 5097.98 (a), to (1) inspect the site of the discovery and (2) make determinations as to how the human remains and grave goods shall be treated and disposed of with appropriate dignity.

B. The Soboba Band, as MLD, shall complete its inspection within twentyfour (24) hours of receiving notification from either the Developer or the NAHC, as required by California Public Resources Code § 5097.98 (a). The Parties agree to discuss in good faith what constitutes "appropriate dignity" as that term is used in the applicable statutes.

C. Reburial of human remains shall be accomplished in compliance with the California Public Resources Code § 5097.98 (a) and (b). The Soboba Band, as the MLD in consultation with the Developer, shall make the final discretionary determination regarding the appropriate disposition and treatment of human remains.

D. All parties are aware that the Soboba Band may wish to rebury the human remains and associated ceremonial and cultural items (artifacts) on or near, the site of their discovery, in an area that shall not be subject to future subsurface disturbances. The Developer should accommodate on-site reburial in a location mutually agreed upon by the Parties.

E. The term "human remains" encompasses more than human bones because the Soboba Band's traditions periodically necessitated the ceremonial burning of human remains. Grave goods are those artifacts associated with any human remains. These items, and other funerary remnants and their ashes are to be treated in the same manner as human bone fragments or bones that remain intact <u>Coordination with County Coroner's Office</u>. The Lead Agencies and the Developer should immediately contact both the Coroner and the Soboba Band in the event that any human remains are discovered during implementation of the Project. If the Coroner recognizes the human remains to be those of a Native American, or has reason to believe that they are those of a Native American, the Coroner shall ensure that notification is provided to the NAHC within twenty-four (24) hours of the determination, as required by California Health and Safety Code § 7050.5 (c).

A.S 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 cultural artifacts shall not be disclosed and shall not be governed by public disclosure requirements of the California Public Records Act. The Coroner, 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). Ceremonial items and items of cultural patrimony reflect traditional religious beliefs and practices of the Soboba Band. The Developer agrees to return all Native American ceremonial items and items of cultural patrimony that may be found on the project site to the Soboba Band for appropriate treatment. In addition, the Soboba Band requests the return of all other cultural items (artifacts) that are recovered during the course of archaeological investigations. Where appropriate and agreed upon in advance, Developer's archeologist may conduct analyses of certain artifact classes if required by CEQA, Section 106 of NHPA, the mitigation measures or ---conditions of approval for the Project. This may include but is not limited or restricted to include shell; bone, ceramic, stone or other artifacts.

Confidentiality: The entirety of the contents of this letter shall remain confidential between Soboba and the City of Moreno Valley. No part of the contents of this letter may be shared, copied, or utilized in any way with any other individual, entity, municipality, or tribe, whatsoever, without the expressed written permission of the Soboba Band of Luiseño Indians.

From:	Quechan Historic Preservation
To:	Chris Ormsby
Subject:	MoVal 2040 City of Moreno Valley Comprehensive General Plan Updat/ Tribal Cultural Resources Pusuant to SB 18
Date:	Monday, May 4, 2020 9:12:32 AM

Warning: External Email – Watch for Email Red Flags!

This email serves to notify you that we have no comments on the above referenced project. We defer to the more local Tribes and support their decisions on this project.

H. Jill McCormick, M.A. Historic Preservation Officer Ft. Yuma Quechan Tribe P.O. Box 1899 Yuma, AZ 85366 Office: 760-572-2423 Cell: 928-261-0254



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From:	Jessica Mauck
То:	Chris Ormsby
Subject:	Moreno Valley General Plan Update 2020
Date:	Thursday, May 28, 2020 8:02:28 PM
Attachments:	image563cc6.PNG
	SMBMI Serrano Territory GPUpdate Moreno Valley.pdf
	SKM_C45820042913461.pdf
	SKM C45820042913471 pdf

Warning: External Email – Watch for Email Red Flags!

Hello [LEAD AGENCY POC],

Hi Chris,

Thank you for contacting the San Manuel Band of Mission Indians (SMBMI) regarding the above referenced project. SMBMI appreciates the opportunity to review the project documentation, which was received by our Cultural Resources Management Department on 29 April 2020, pursuant to SB18, CEQA (as amended, 2015), and CA PRC 21080.3.1 (attached). A portion of the proposed project area exists within a sensitive portion of Serrano ancestral territory and, therefore, SMBMI elects to consult on this project under both SB18 and CEQA.

I have attached a map showing the overlap of the GPU area with Serrano ancestral territory, and the cultural areas of significance to the north of the territory boundary are where SMBMI's concerns will be focused. I realize the nature of the project may mean that the associated technical reports are more broad in scope, but please provide the following, as available and required, for the Tribe's review:

- Cultural report
- Soil/geological study
- Proposed project/zoning maps

The provision of this information will assist the San Manuel Band of Mission Indians moving forward in project review and implementation. If you should have any questions with regard to this matter, please do not hesitate to contact me at your convenience, as I will be your Point of Contact (POC) for SMBMI with respect to this project.

Once again, the San Manuel Band of Mission Indians appreciates the opportunity to comment on the proposed project.

Respectfully,

Jessica Mauck DIRECTOR OF CULTURAL RESOURCES MANAGEMENT O: (909) 864-8933 x3249 M: (909) 725-9054 26569 Community Center Dr Highland California 92346 SAN MANUEL BAND OF MISSION INDIANS THIS MESSAGE IS INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED AND MAY CONTAIN INFORMATION THAT IS PRIVILEGED, CONFIDENTIAL AND EXEMPT FROM DISCLOSURE UNDER APPLICABLE LAW. If the reader of this message is not the intended recipient or agent responsible for delivering the message to the intended recipient, you are hereby notified that any dissemination or copying of this communication is strictly prohibited. If you have received this electronic transmission in error, please delete it from your system without copying it and notify the sender by reply e-mail so that the email address record can be corrected. Thank You

