

## NATIVE AMERICAN HERITAGE COMMISSION

915 CAPITOL MALL, ROOM 364  
 SACRAMENTO, CA 95814  
 (916) 653-4082  
 (916) 657-5390 - Fax



September 22, 2009

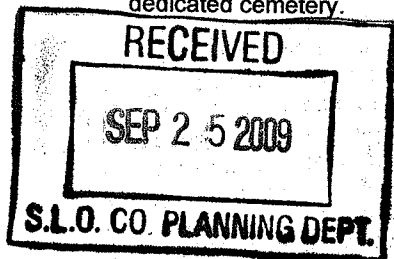
John McKenzie  
 San Luis Obispo County  
 976 Osos Street, Room 300  
 San Luis Obispo, Ca 93408

RE: SCH#2009091046 Excelaron LLC Conditional Use Permit (DRC2009-00002); San Luis Obispo County.

Dear Mr. Mc.Kenzie:

The Native American Heritage Commission (NAHC) has reviewed the Notice of Preparation (NOP) referenced above. The California Environmental Quality Act (CEQA) states that any project that causes a substantial adverse change in the significance of an historical resource, which includes archeological resources, is a significant effect requiring the preparation of an EIR (CEQA Guidelines 15064(b)). To comply with this provision the lead agency is required to assess whether the project will have an adverse impact on historical resources within the area of project effect (APE), and if so to mitigate that effect. To adequately assess and mitigate project-related impacts to archaeological resources, the NAHC recommends the following actions:

- ✓ Contact the appropriate regional archaeological Information Center for a record search. The record search will determine:
  - If a part or all of the area of project effect (APE) has been previously surveyed for cultural resources.
  - If any known cultural resources have already been recorded on or adjacent to the APE.
  - If the probability is low, moderate, or high that cultural resources are located in the APE.
  - If a survey is required to determine whether previously unrecorded cultural resources are present.
- ✓ If an archaeological inventory survey is required, the final stage is the preparation of a professional report detailing the findings and recommendations of the records search and field survey.
  - The final report containing site forms, site significance, and mitigation measures should be submitted immediately to the planning department. 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.
  - The final written report should be submitted within 3 months after work has been completed to the appropriate regional archaeological Information Center.
- ✓ Contact the Native American Heritage Commission for:
  - A Sacred Lands File Check. **USGS 7.5 minute quadrangle name, township, range and section required.**
  - A list of appropriate Native American contacts for consultation concerning the project site and to assist in the mitigation measures. **Native American Contacts List attached.**
- ✓ Lack of surface evidence of archeological resources does not preclude their subsurface existence.
  - Lead agencies should include in their mitigation plan provisions for the identification and evaluation of accidentally discovered archeological resources, per California Environmental Quality Act (CEQA) §15064.5(f). In areas of identified archaeological sensitivity, a certified archaeologist and a culturally affiliated Native American, with knowledge in cultural resources, should monitor all ground-disturbing activities.
  - Lead agencies should include in their mitigation plan provisions for the disposition of recovered artifacts, in consultation with culturally affiliated Native Americans.
  - Lead agencies should include provisions for discovery of Native American human remains in their mitigation plan. Health and Safety Code §7050.5, CEQA §15064.5(e), and Public Resources Code §5097.98 mandates the process to be followed in the event of an accidental discovery of any human remains in a location other than a dedicated cemetery.



Sincerely,

*Katy Sanchez*  
 Katy Sanchez  
 Program Analyst  
 (916) 653-4040

CC: State Clearinghouse

**Native American Contact**  
San Luis Obispo County  
September 22, 2009

Beverly Salazar Folkes  
1931 Shadybrook Drive  
Thousand Oaks, CA 91362  
805 492-7255  
(805) 558-1154 - cell  
folkes9@msn.com

Chumash  
Tataviam  
Fernandeño

San Luis Obispo County Chumash Council  
Chief Mark Steven Vigil  
1030 Ritchie Road  
Grover Beach CA 93433  
cheifmvigil@fix.net  
(805) 481-2461  
(805) 474-4729 - Fax

Chumash

Santa Ynez Band of Mission Indians  
Vincent Armenta, Chairperson

P.O. Box 517  
Santa Ynez , CA 93460  
varmenta@santaynezchumash.

(805) 688-7997  
(805) 686-9578 Fax

Chumash

Diane Napoleone and Associates  
Diane Napoleone

1433 Camino Trillado  
Carpinteria , CA 93013

805-684-4213

Chumash

Julie Lynn Tumamait  
365 North Poli Ave  
Ojai , CA 93023  
jtumamait@sbcglobal.net  
(805) 646-6214

Chumash

Santa Ynez Tribal Elders Council  
Adelina Alva-Padilla, Chair Woman

P.O. Box 365  
Santa Ynez , CA 93460  
elders@santaynezchumash.org

(805) 688-8446  
(805) 693-1768 FAX

Chumash

Lei Lynn Odom  
1339 24th Street  
Oceano , CA 93445  
(805) 489-5390

Chumash

Randy Guzman - Folkes  
655 Los Angeles Avenue, Unit E  
Moorpark , CA 93021  
ndnRandy@gmail.com  
(805) 905-1675 - cell

Chumash  
Fernandeño  
Tataviam  
Shoshone Paiute  
Yaqui

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 contacting local Native Americans with regard to cultural resources for the proposed SCH# 2009091046 Excelaron LLC Conditional Use Permit (DRC2009-00002); San Luis Obispo County.

**Native American Contact**  
San Luis Obispo County  
September 22, 2009

Coastal Band of the Chumash Nation  
Janet Garcia, Chairperson  
P.O. Box 4464  
Santa Barbara CA 93140  
805-964-3447

Chumash

Salinan-Chumash Nation  
Xielolixii  
3901 Q Street, Suite 31B  
Bakersfield , CA 93301  
xielolixii@yahoo.com

Salinan  
Chumash

408-966-8807 - cell

Mona Olivas Tucker  
660 Camino Del Rey  
Arroyo Grande CA 93420  
(805) 489-1052 Home  
(805) 748-2121 Cell

Chumash

Northern Chumash Tribal Council  
Fred Collins, Spokesperson  
67 South Street  
San Luis Obispo CA 93401  
(805) 801-0347 (Cell)

Chumash

Matthew Darian Goldman  
495 Mentone  
Grover Beach CA 93433  
805-748-6913

Chumash

Frank Arredondo  
PO Box 161  
Santa Barbara Ca 93102  
805-617-6884  
ksen\_sku\_mu@yahoo.com

Chumash

Santa Ynez Band of Mission Indians  
Sam Cohen, Tribal Administrator  
P.O. Box 517  
Santa Ynez , CA 93460  
(805) 688-7997  
(805) 686-9578 Fax

Chumash

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