

MITIGATION MONITORING PLAN (MMP)

920 San Juan Residential Project

Introduction

Public Resources Code section 21081.6 and section 15097 of the California Environmental Quality Act (CEQA) Guidelines require public agencies to establish monitoring or reporting programs for projects approved by a public agency whenever approval involves the adoption of either a mitigated negative declaration or specified environmental findings related to environmental impact reports.

The following is the Mitigation Monitoring Plan (MMP) for the 920 San Juan Residential project. The intent of the MMP is to track and successfully implement the mitigation measures identified within the 920 San Juan Residential Project Initial Study prepared for the 920 San Juan Residential project.

Mitigation Measures

The mitigation measures are taken from the 920 San Juan Residential Project Initial Study prepared for the 920 San Juan Residential project and are assigned the same number as in that document. The MMP describes the actions that must take place to implement each mitigation measure, the timing of those actions, and the entities responsible for implementing and monitoring the actions.

MMP Components

The components of the attached table, which contains applicable mitigation measures, are addressed briefly, below.

Impact: This column summarizes the impact stated in the 920 San Juan Residential Project Initial Study prepared for the 920 San Juan Residential project.

Mitigation Measure: All mitigation measures identified in the 920 San Juan Residential Project Initial Study are presented and numbered accordingly.

Action(s): For every mitigation measure, one or more actions are described. The actions delineate the means by which the mitigation measures will be implemented, and, in some instances, the criteria for determining whether a measure has been successfully implemented. Where mitigation measures are particularly detailed, the action may refer back to the measure.

Implementing Party: This item identifies the entity that will undertake the required action.

Timing: Implementation of the action must occur prior to or during some part of project approval, project design or construction or on an ongoing basis. The timing for each measure is identified.

Monitoring Party: The City of Sacramento is primarily responsible for ensuring that mitigation measures are successfully implemented. Within the City, a number of departments and divisions may have responsibility for monitoring some aspect of the overall project. Other agencies, such as the Sacramento Metropolitan Air Quality Management District, may also be responsible for monitoring the implementation of mitigation measures. As a result, more than one monitoring party may be identified.

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Issue	Mitigation Measure	Action(s)	Implementing Party	Timing	Monitoring Party
3.3 Air Quality					
<p>3.3(b): Implementation of the proposed project could result in a cumulatively considerable net increase of any criteria pollutant for which the project region is non-attainment under an applicable federal or state ambient air quality standard.</p>	<p>Mitigation Measure AQ-1: Implement SMAQMD Best Management Practices during Construction.</p> <p>The project shall implement the following required best management practices to control fugitive dust from project construction activities.</p> <ul style="list-style-type: none"> • Water all exposed surfaces two times daily. Exposed surfaces include, but are not limited to, soil piles, graded areas, unpaved parking areas, staging areas, and access roads. • Cover or maintain at least two feet of free board space on haul trucks transporting soil, sand, or other loose material on the site. Any haul trucks that would be traveling along freeways or major roadways shall be covered. • Use wet power vacuum street sweepers to remove any visible track-out mud or dirt onto adjacent public roads at least once a day. Use of dry power sweeping is prohibited. • Limit vehicle speeds on unpaved roads to 15 miles per hour. • All roadways, driveways, sidewalks, parking lots to be paved shall be completed as soon as possible. In addition, building pads shall be laid as soon as possible after grading, unless seeding or soil binders are used. • Minimize idling time either by shutting equipment off when not in use or reducing the time of idling to 5 minutes [required by California Code of Regulations, Title 13, sections 2449(d)(3) and 2485]. Provide clear signage that posts this requirement for workers at the entrances to the site. • Maintain all construction equipment in proper working condition according to manufacturer's specifications. The equipment must be checked by a certified mechanic and determined to be running in proper condition before it is operated. • Maintain equipment inspection and maintenance programs to ensure work and fuel efficiencies. 	<p>Implement the SMAQMD best management practices outlined in Mitigation Measure AQ-1</p>	<p>Project contractor</p>	<p>During all onsite ground disturbing and construction activities</p>	<p>City of Sacramento Community Development Department, Sacramento Metropolitan Air Quality Management District (SMAQMD)</p>

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<p>3.3(c): Implementation of the proposed project could expose sensitive receptors to substantial pollutant concentrations</p>	<p>Mitigation Measure AQ-2: Implement Best Available Control Technology for Construction Equipment.</p> <p>All diesel off-road equipment shall have engines that meet the Tier 4 Final off-road emission standards, as certified by CARB. This requirement shall be verified through submittal of an equipment inventory that includes the following information: (1) Type of Equipment, (2) Engine Year and Age, (3) Number of Years Since Rebuild of Engine (if applicable), (4) Type of Fuel Used, (5) Engine HP, (6) Verified Diesel Emission Control Strategy (VDECS) information if applicable and other related equipment data. A Certification Statement is also required to be made by the Contractor for documentation of compliance and for future review by the air district as necessary. The Certification Statement must state that the Contractor agrees to compliance and acknowledges that a violation of this requirement shall constitute a material breach of contract.</p> <p>The Lead Agency may waive the equipment requirement above only under the following unusual circumstances: if a particular piece of off-road equipment with Tier 4 Final standards is technically not feasible or not commercially available; the equipment would not produce desired emissions reduction due to expected operating modes; installation of the equipment would create a safety hazard or impaired visibility for the operator; or there is a compelling emergency need to use other alternate off-road equipment. If the Lead Agency grants the waiver, the contractor shall use the next cleanest piece of off-road equipment available, as detailed in Table 3.3-6 below.</p> <p>For purposes of this mitigation measure, “commercially available” shall mean the availability of Tier 4 Final engines similar to the availability for other large-scale construction projects in the region occurring at the same time and taking into consideration factors such as (i) potential significant delays to critical-path timing of construction for the project and (ii) geographic proximity to the project site of Tier 4 Final equipment.</p> <p>The Contractor shall maintain records concerning its efforts to comply with this requirement.</p> <p>Table 3.3-6 describes the Off Road Compliance Step Down approach. If engines that comply with Tier 4 Final off-road emission standards are not commercially available, then the Contractor shall meet Compliance Alternative 1. If off-road equipment meeting Compliance Alternative 1 are not commercially available, then the Project sponsor shall meet Compliance Alternative 2. If off-road equipment meeting Compliance Alternative 2 are not commercially available, then the Project sponsor shall meet Compliance Alternative 3 as demonstrated below.</p>	<p>Use Tier 4 construction equipment. If Tier 4 equipment is not commercially available, use Compliance Alternative 1, Compliance Alternative 2, or Compliance Alternative 3, in order, equipment. Maintain records on type of equipment used and efforts to comply with Tier 4 Final off-road emission standards</p>	<p>Project contractor</p>	<p>During all onsite ground disturbing and construction activities</p>	<p>City of Sacramento Community Development Department, Sacramento Metropolitan Air Quality Management District (SMAQMD)</p>

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<p>TABLE 3.3-6 OFF ROAD EQUIPMENT COMPLIANCE STEP DOWN APPROACH</p> <table border="1" style="margin-left: auto; margin-right: auto;"> <thead> <tr> <th data-bbox="472 386 615 443">Compliance Alternative</th> <th data-bbox="623 386 856 443">Engine Emissions Standard</th> <th data-bbox="865 386 1079 443">Emissions Control</th> </tr> </thead> <tbody> <tr> <td data-bbox="472 449 615 475">1</td> <td data-bbox="623 449 856 475">Tier 4 Interim</td> <td data-bbox="865 449 1079 475">N/A</td> </tr> <tr> <td data-bbox="472 482 615 508">2</td> <td data-bbox="623 482 856 508">Tier 3</td> <td data-bbox="865 482 1079 508">ARB Level 3 VDECS</td> </tr> <tr> <td data-bbox="472 514 615 540">3</td> <td data-bbox="623 514 856 540">Tier</td> <td data-bbox="865 514 1079 540">ARB Level 3 VDECS</td> </tr> </tbody> </table>						Compliance Alternative	Engine Emissions Standard	Emissions Control	1	Tier 4 Interim	N/A	2	Tier 3	ARB Level 3 VDECS	3	Tier	ARB Level 3 VDECS
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3.4 Biological Resources																	
<p>3.4(a): Implementation of the proposed project could have a substantial adverse effect, either directly or through habitat modifications, on any species identified as a candidate, sensitive, or special-status species in local or regional plans, policies, or regulations, or by the California Department of Fish and Game or U.S. fish and Wildlife Service</p>	<p>Mitigation Measure BIO 1: Avoidance, Minimization, and Mitigation</p> <ul style="list-style-type: none"> <p>Nesting Birds: Removal or disturbance of trees shall occur during periods outside the bird nesting season (September 16 to January 31), to the extent feasible. For any construction activities that will occur between February 1 and September 15, the applicant shall obtain a qualified biologist to conduct pre-construction surveys in suitable nesting habitat within 0.25 miles for Swainson’s hawk nests, 650 feet for burrowing owl, 500 feet of the construction area for other nesting raptors, and 100 feet for migratory birds. Surveys shall be conducted within seven days prior to commencement of construction activities including removal of trees and clearing and grubbing.</p> <p>If active nests are found during the survey, the applicant shall implement appropriate mitigation measures to ensure that the species will not be impacted, which will include establishing a no-work buffer zone, as determine by a qualified biologist, around the active nest. Measures may include, but would not be limited to:</p> <ul style="list-style-type: none"> – Maintaining a 500-foot buffer around all active raptor nests. No construction activities shall be permitted within this buffer. For migratory birds, a no-work buffer zone shall be established, as determined by the qualified biologist, around the active nest. The no-work buffer may vary depending on species and site-specific conditions. – Depending on conditions specific to each nest, and the relative location and rate of construction activities, it may be feasible for construction to occur as planned within the buffer without impacting the breeding effort. In this case (to be determined on an individual basis), the nest(s) shall be monitored by a qualified biologist during construction within the buffer. If, in the professional opinion of the monitor, the project would impact the nest, the biologist shall have the authority to halt construction activities within the buffer until the nest is no 	<p>Conduct preconstruction surveys for nesting birds according to the requirements outlined in Mitigation Measure BIO-1. Prepare a report with the findings of the preconstruction survey. Avoid disturbing active nests</p>	<p>Project applicant</p>	<p>Prior to the beginning of onsite or offsite construction activities</p>	<p>City of Sacramento Community Development Department</p>												

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	<p>longer active or until the biologist has determined that construction activities have been modified to eliminate impacts to the nest. Construction activities may re-commence once the biological monitor determines that the nest is no longer occupied or the modifications have eliminated impacts. Modifications associated with eliminating impacts to the nest may be removed once the biological monitor determines that the nest is no longer active and the monitor is no longer needed.</p>				
<p>3.4(e): Implementation of the proposed project could conflict with any local policies or ordinances protecting biological resources, such as a tree preservation policy or ordinance</p>	<p>Mitigation Measure BIO 2: Tree Protection</p> <p>During construction, the applicant shall implement the following tree protection measures:</p> <ul style="list-style-type: none"> • A Tree Protection Zone (TPZ) should be established around any tree or group of trees to be retained. The formula typically used is defined as 1.5 times the radius of the dripline or 5 feet from the edge of any grading, whichever is greater. The TPZ may be adjusted on a case-by-case basis after consultation with a certified arborist. • The TPZ of any protected trees shall be marked with temporary fencing which should remain in place for the duration of construction activities in the area. • Construction-related activities, including grading, trenching, construction, demolition or other work shall be prohibited within the TPZ. No heavy equipment or machinery should be operated within the TPZ. No construction materials, equipment, machinery, or other supplies shall be stored within a TPZ. No wires or signs shall be attached to any tree. Any modifications should be approved and monitored by a certified arborist. • Trees shall be pruned according to the standards set forth by the American National Standard Institute (ANSI) for Tree Care Operations (Pruning) (ANSI A300). • A certified arborist shall monitor the health and condition of the protected trees on a weekly basis and, if necessary, recommend additional mitigations and appropriate actions. This shall include the monitoring of street trees adjacent to the project site in order to determine if construction activities (including the removal of nearby trees) would affect protected trees in the future. 	<p>Establish a Tree Protection Zone according to the requirements outlined in Mitigation Measure BIO 2. Comply with the construction and monitoring activities described</p>	<p>Project applicant</p>	<p>Prior to the beginning of onsite or offsite construction activities</p>	<p>City of Sacramento Community Development Department</p>

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3.5 Cultural Resources					
<p>3.5(b): The proposed project could cause a substantial adverse change in the significance of an archaeological resource pursuant to §15064.5</p>	<p>Mitigation Measure CUL-1:</p> <p>If pre-contact or historic-era cultural resources are encountered during project implementation, construction activities within 100 feet shall halt and a qualified archaeologist, defined as an archaeologist meeting the U.S. Secretary of the Interior's Professional Qualification Standards for Archeology, shall inspect the find within 24 hours of discovery and notify the City of Sacramento of their initial assessment. Pre-contact cultural materials might include obsidian and chert flaked-stone tools (e.g., projectile points, knives, scrapers) or toolmaking debris; culturally darkened soil ("midden") containing heat-affected rocks, artifacts, or shellfish remains; and stone milling equipment (e.g., mortars, pestles, handstones, or milling slabs); and battered stone tools, such as hammerstones and pitted stones. Historic-era materials might include building or structure footings and walls, and deposits of metal, glass, and/or ceramic refuse.</p> <p>If the City determines, based on recommendations from a qualified archaeologist and a Native American representative (if the resource is pre-contact), that the resource may qualify as a historical resource or unique archaeological resource (as defined in CEQA Guidelines Section 15064.5) or a tribal cultural resource (as defined in PRC Section 21080.3), the resource shall be avoided if feasible. Consistent with Section 15126.4(b)(3), this may be accomplished through planning construction to avoid the resource; incorporating the resource within open space; capping and covering the resource; or deeding the site into a permanent conservation easement.</p> <p>If avoidance is not feasible, the City shall consult with appropriate Native American tribes (if the resource is pre-contact), and other appropriate interested parties to determine treatment measures to avoid, minimize, or mitigate any potential impacts to the resource pursuant to PRC Section 21083.2, and CEQA Guidelines Section 15126.4. This shall include documentation of the resource and may include data recovery (according to PRC Section 21083.2), if deemed appropriate, or other actions such as treating the resource with culturally appropriate dignity and protecting the cultural character and integrity of the resource (according to PRC Section 21084.3).</p>	<p>Halt ground disturbing activities if resources are discovered during construction, notify the City, and consult with a qualified archaeologist according to the protocols outlined in Mitigation Measure CUL-1</p>	<p>Project applicant</p>	<p>During onsite and offsite ground disturbing activities</p>	<p>City of Sacramento Community Development Department</p>

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<p>3.5(c): Implementation of the proposed project could disturb any human remains, including those interred outside of dedicated cemeteries</p>	<p>Mitigation Measure CUL-2: In the event of discovery or recognition of any human remains during project implementation, construction activities within 100 feet of the find shall cease until the Sacramento County Coroner has been contacted to determine that no investigation of the cause of death is required. The Coroner shall contact the Native American Heritage Commission within 24 hours, if the Coroner determines the remains to be Native American in origin. The Commission will then identify the person or persons it believes to be the most likely descendant from the deceased Native American (PRC Section 5097.98), who in turn would make recommendations to the City for the appropriate means of treating the human remains and any associated funerary objects (CEQA Guidelines Section 15064.5[d]).</p>	<p>Halt ground disturbing activities if resources are discovered during construction, notify the City, and consult with the County Coroner according to the protocols outlined in Mitigation Measure CUL-2</p>	<p>Project applicant</p>	<p>During onsite and offsite ground disturbing activities</p>	<p>City of Sacramento Community Development Department</p>
<p>3.7 Geology and Soils</p>					
<p>3.7(e): The proposed project could have soils incapable of adequately supporting the use of septic tanks or alternative waste water disposal systems where sewers are not available for the disposal of waste water</p>	<p>Mitigation Measure GEO-1: Implement Mitigation Measure CUL-1.</p>	<p>Halt ground disturbing activities if resources are discovered during construction, notify the City, and consult with a qualified archaeologist according to the protocols outlined in Mitigation Measure CUL-1</p>	<p>Project applicant</p>	<p>During onsite and offsite ground disturbing activities</p>	<p>City of Sacramento Community Development Department</p>
<p>3.13 Noise</p>					
<p>3.13(a): The proposed project could result in generation of a substantial temporary or permanent increase in ambient noise levels in the vicinity of the project in excess of standards established in the local general plan or noise ordinance, or applicable standards of other agencies</p>	<p>Mitigation Measure NOI-1: The project applicant shall require construction contractors to prepare and implement a Construction Noise Reduction Plan, to be approved by the City Planning Department, that implements the following construction noise reduction measures during grading and construction activities:</p> <ul style="list-style-type: none"> i. Consistent with Section 8.68.080 of the City of Sacramento Noise Ordinance, construction activities shall be limited to the hours between 7:00 a.m. and 6:00 p.m. Monday through Saturday and between the hours of 9:00 am and 6:00 pm on Sundays. ii. Any construction activity proposed to occur outside of the designated hours above shall be evaluated on a case by case basis and only be allowed with the prior written authorization of the City's Building Services Division. Such activities shall not exceed a period of 3 days. iii. All equipment and trucks used for construction shall be equipped with the best available noise control techniques (e.g., improved mufflers, equipment redesign, use of intake silencers, ducts, 	<p>Prepare and implement a Construction Noise Reduction Plan. The plan shall contain the specific measures identified in Mitigation Measure NOI-1</p>	<p>Project applicant</p>	<p>During grading and construction activities</p>	<p>City of Sacramento Community Development Department</p>

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	<p>engine enclosures, and acoustically attenuating shields or shrouds).</p> <p>iv. Impact tools (e.g., jack hammers, pavement breakers, and rock drills) used for construction shall be hydraulically or electrically powered wherever possible to avoid noise associated with compressed air exhaust from pneumatically powered tools. Where use of pneumatic tools is unavoidable, an exhaust muffler on the compressed air exhaust shall be used; this muffler can lower noise levels from the exhaust by up to about 10 dBA. External jackets on the tools themselves shall be used where feasible; this could achieve a reduction of 5 dBA.</p> <p>v. Stationary noise sources shall be located as far from adjacent receptors as possible and they shall be muffled and enclosed within temporary sheds, incorporate insulation barriers, or include other measures.</p> <p>vi. Temporary noise barriers or shielding shall be erected for construction work involving heavy duty construction equipment if the other noise reduction methods are not effective or possible and if occurring within 300 feet of receptors for an extended period of time (more than 2 weeks).</p> <p>vii. Advance notice shall be provided to all residences located within 300 feet of extensive construction activities, including the approximate start date and duration of such activities.</p>				
3.18 Tribal Cultural Resources					
<p>3.18(a): Implementation of the proposed project could cause a substantial adverse change in the significance of a tribal cultural resource, defined in Public Resources Code section 21074 as either a site, feature, place, cultural landscape that is geographically defined in terms of the size and scope of the landscape, sacred place, or object with cultural value to a California Native American tribe, and that is:</p>	<p>Mitigation Measure TCR-1a: Tribal Cultural Resources Sensitivity and Awareness Training Program Prior to Ground-Disturbing Activities</p> <p>The City shall require the applicant/contractor to provide a tribal cultural resources sensitivity and awareness training program (Worker Environmental Awareness Program [WEAP]) for all personnel involved in project construction, including field consultants and construction workers. The WEAP will be developed in coordination with culturally affiliated Native American tribes. The WEAP shall be conducted before any project-related construction activities begin at the project site. The WEAP will include relevant information regarding sensitive tribal cultural resources, including applicable regulations, protocols for avoidance, and consequences of violating State laws and regulations.</p>	<p>Provide cultural and tribal cultural resources sensitivity and awareness training program as outlined in Mitigation Measure TCR-1a</p>	<p>Project applicant</p>	<p>Prior to ground disturbing activities</p>	<p>City of Sacramento Community Development Department</p>

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i) Listed or eligible for listing in the California Register of Historical Resources, or in a local register of historical resources as defined in Public Resources Code Section 5020.1(k), or	The WEAP will also describe appropriate avoidance and impact minimization measures for tribal cultural resources that could be located at the project site and will outline what to do and who to contact if any potential tribal cultural resources are encountered. The WEAP will emphasize the requirement for confidentiality and culturally appropriate treatment of any discovery of significance to Native Americans and will discuss appropriate behaviors and responsive actions, consistent with Native American tribal values.				
ii) A resource determined by the lead agency, in its discretion and supported by substantial evidence, to be significant pursuant to criteria set forth in subdivision (c) of Public Resources Code Section 5024.1. In applying the criteria set forth in subdivision (c) of Public Resources Code Section 5024.1, the lead agency shall consider the significance of the resource to a California Native American tribe.	<p>Mitigation Measure TCR-1b: Post Disturbance Site Visit</p> <p>A minimum of seven days prior to beginning earthwork, clearing and grubbing, or other soil disturbing activities, the applicant/contractor shall notify lead agency and United Auburn Indian Community (UAIC) of the proposed earthwork start-date. A UAIC Tribal Representative shall be invited to inspect the project site, including any soil piles, trenches, or other disturbed areas, within the first five days of groundbreaking activity, or as appropriate for the type and size of project. During this inspection, a UAIC Tribal Representative may provide an on-site meeting for construction personnel information on TCRs and workers awareness brochure.</p> <p>If any TCRs are encountered during this initial inspection, or during any subsequent construction activities, work shall be suspended within 100 feet of the find and the measures included in the Inadvertent/Unanticipated Discoveries Mitigation Measure shall be implemented. Preservation in place is the preferred alternative under CEQA and UAIC protocols, and every effort must be made to preserve the resources in place, including through project redesign.</p> <p>The contractor shall implement any measures deemed by CEQA lead agency to be necessary and feasible to preserve in place, avoid, or minimize significant effects to the resources, including the use of a paid Native American Monitor during ground disturbing activities.</p>	Notify UAIC and lead agency of imminent soil disturbance. Inspect project site for identifiable TCRs. If TCRs are encountered during construction, follow steps outlined in Mitigation Measure TCR-1b.	Project applicant	Prior to and during ground disturbing activities	City of Sacramento Community Development Department
	<p>Mitigation Measure TCR-1c: In the Event that Tribal Cultural Resources Are Discovered During Construction, Implement Avoidance and Minimization Measures to Avoid Significant Impacts and Procedures to Evaluate Resources.</p> <p>If tribal cultural resources (such as structural features, unusual amounts of bone or shell, artifacts, or human remains) are encountered at the project site during construction, work shall be suspended within 100 feet of the find (based on the apparent distribution of cultural materials), and the construction contractor shall immediately notify the project's City representative. Avoidance and preservation in place is the preferred manner of mitigating impacts to tribal cultural resources. This will be accomplished, if feasible, by several alternative means, including:</p>	If TCRs are encountered during construction, implement the avoidance and minimization measures outlined in Mitigation Measure TCR-1c.	Project applicant	During ground disturbing activities	City of Sacramento Community Development Department

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	<ul style="list-style-type: none"> • Planning construction to avoid tribal cultural resources, archaeological sites and/or other cultural resources; incorporating cultural resources within parks, green-space or other open space; covering archaeological resources; deeding a cultural resource to a permanent conservation easement; or other preservation and protection methods agreeable to consulting parties and regulatory authorities with jurisdiction over the activity. • Recommendations for avoidance of tribal cultural resources will be reviewed by the City representative, interested culturally affiliated Native American tribes and other appropriate agencies, in light of factors such as costs, logistics, feasibility, design, technology and social, cultural and environmental considerations, and the extent to which avoidance is consistent with project objectives. Avoidance and design alternatives may include realignment within the project site to avoid tribal cultural resources, modification of the design to eliminate or reduce impacts to tribal cultural resources or modification or realignment to avoid highly significant features within a cultural resource or tribal cultural resource. • Native American representatives from interested culturally affiliated Native American tribes will be notified to review and comment on these analyses and shall have the opportunity to meet with the City representative and its representatives who have technical expertise to identify and recommend feasible avoidance and design alternatives, so that appropriate and feasible avoidance and design alternatives can be identified. • If the discovered tribal cultural resource can be avoided, the construction contractor(s), will install protective fencing outside the site boundary, including a 100-foot buffer area, before construction restarts. The boundary of a a tribal cultural resource will be determined in consultation with interested culturally affiliated Native American tribes and tribes will be notified to monitor the installation of fencing. Use of temporary and permanent forms of protective fencing will be determined in consultation with Native American representatives from interested culturally affiliated Native American tribes. • The construction contractor(s) will maintain the protective fencing throughout construction to avoid the site during all remaining phases of construction. The area will be demarcated as an "Environmentally Sensitive Area". <p>If a tribal cultural resource cannot be avoided, the following performance standard shall be met prior to continuance of construction and associated activities that may result in damage to or destruction of tribal cultural resources:</p>				

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	<ul style="list-style-type: none"> Each resource will be evaluated for California Register of Historical Resources- (CRHR) eligibility through application of established eligibility criteria (California Code of Regulations 15064.636), in consultation with consulting Native American Tribes, as applicable. <p>If a tribal cultural resource is determined to be eligible for listing in the CRHR, the City will avoid damaging effects to the resource in accordance with California PRC Section 21084.3, if feasible. The City shall coordinate the investigation of the find with a qualified archaeologist (meeting the Secretary of the Interior's Professional Qualifications Standards for Archeology) approved by the City and with interested culturally affiliated Native American tribes that respond to the City's notification. As part of the site investigation and resource assessment, the City and the archaeologist shall consult with interested culturally affiliated Native American tribes to assess the significance of the find, make recommendations for further evaluation and treatment as necessary and provide proper management recommendations should potential impacts to the resources be determined by the City to be significant. A written report detailing the site assessment, coordination activities, and management recommendations shall be provided to the City representative by the qualified archaeologist. These recommendations will be documented in the project record. For any recommendations made by interested culturally affiliated Native American tribes that are not implemented, a justification for why the recommendation was not followed will be provided in the project record.</p> <p>Native American representatives from interested culturally affiliated Native American Tribes and the City representative will also consult to develop measures for long-term management of any discovered tribal cultural resources. Consultation will be limited to actions consistent with the jurisdiction of the City and taking into account ownership of the subject property. To the extent that the City has jurisdiction, routine operation and maintenance within tribal cultural resources retaining tribal cultural integrity shall be consistent with the avoidance and minimization standards identified in this mitigation measure.</p> <p>If the City determines that the project may cause a significant impact to a tribal cultural resource, and measures are not otherwise identified in the consultation process, the following are examples of mitigation capable of avoiding or substantially lessening potential significant impacts to a tribal cultural resource or alternatives that would avoid significant impacts to the resource. These measures may be considered to avoid or minimize significant adverse impacts and constitute the standard by which an impact conclusion of less-than significant may be reached:</p>				

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	<ul style="list-style-type: none"> • Avoid and preserve resources in place, including, but not limited to, planning construction to avoid the resources and protect the cultural and natural context, or planning greenspace, parks, or other open space, to incorporate the resources with culturally appropriate protection and management criteria. • Treat the resource with culturally appropriate dignity taking into account the Tribal cultural values and meaning of the resource, including, but not limited to, the following: <ul style="list-style-type: none"> • Protect the cultural character and integrity of the resource. • Protect the traditional use of the resource. • Protect the confidentiality of the resource. • Establish permanent conservation easements or other interests in real property, with culturally appropriate management criteria for the purposes of preserving or using the resources or places. 				
	<p>Mitigation Measure TCR-1d: Implement Procedures in the Event of the Inadvertent Discovery of Human Remains.</p> <p>If an inadvertent discovery of human remains is made at any time during project-related construction activities or project planning, the City the following performance standards shall be met prior to implementing or continuing actions such as construction, which may result in damage to or destruction of human remains. In accordance with the California Health and Safety Code (HSC), if human remains are encountered during ground-disturbing activities, the City shall immediately halt potentially damaging excavation in the area of the remains and notify the Sacramento County Coroner and a professional archaeologist to determine the nature of the remains. The Coroner is required to examine all discoveries of human remains within 48 hours of receiving notice of a discovery on private or State lands (HSC Section 7050.5[b]).</p> <p>If the human remains are of historic age and are determined to be not of Native American origin, the City will follow the provisions of the HSC Section 7000 (et seq.) regarding the disinterment and removal of non-Native American human remains.</p> <p>If the Coroner determines that the remains are those of a Native American, he or she must contact the Native American Heritage Commission (NAHC) by phone within 24 hours of making that determination (HSC Section 7050[c]). After the Coroner's findings have been made, the archaeologist and the NAHC-designated Most Likely Descendant (MLD), in consultation with the landowner, shall determine the ultimate treatment and disposition of the remains. The responsibilities of the City for acting upon notification of a discovery of Native American human remains are identified in California PRC Section 5097.9 et seq.</p>	<p>If human remains are encountered during construction, implement the procedures described in Mitigation Measure TCR-1d.</p>	<p>Project applicant</p>	<p>During ground disturbing activities</p>	<p>City of Sacramento Community Development Department</p>

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