

APPENDIX M

AB 52 TRIBAL CONSULTATION

NATIVE AMERICAN HERITAGE COMMISSION

September 7, 2023

Fernanda Arias
City of Santa Ana – Planning Division

Via Email to: Farias@santa-ana.org

Re: Native American Tribal Consultation, Pursuant to the Assembly Bill 52 (AB 52), Amendments to the California Environmental Quality Act (CEQA) (Chapter 532, Statutes of 2014), Public Resources Code Sections 5097.94 (m), 21073, 21074, 21080.3.1, 21080.3.2, 21082.3, 21083.09, 21084.2 and 21084.3, McDonald's at Santa Clara Avenue Project, Orange County

Dear Ms. Arias:

Pursuant to Public Resources Code section 21080.3.1 (c), attached is a consultation list of tribes that are traditionally and culturally affiliated with the geographic area of the above-listed project. Please note that the intent of the AB 52 amendments to CEQA is to avoid and/or mitigate impacts to tribal cultural resources, (Pub. Resources Code §21084.3 (a)) ("Public agencies shall, when feasible, avoid damaging effects to any tribal cultural resource.")

Public Resources Code sections 21080.3.1 and 21084.3(c) require CEQA lead agencies to consult with California Native American tribes that have requested notice from such agencies of proposed projects in the geographic area that are traditionally and culturally affiliated with the tribes on projects for which a Notice of Preparation or Notice of Negative Declaration or Mitigated Negative Declaration has been filed on or after July 1, 2015. Specifically, Public Resources Code section 21080.3.1 (d) provides:

Within 14 days of determining that an application for a project is complete or a decision by a public agency to undertake a project, the lead agency shall provide formal notification to the designated contact of, or a tribal representative of, traditionally and culturally affiliated California Native American tribes that have requested notice, which shall be accomplished by means of at least one written notification that includes a brief description of the proposed project and its location, the lead agency contact information, and a notification that the California Native American tribe has 30 days to request consultation pursuant to this section.

The AB 52 amendments to CEQA law does not preclude initiating consultation with the tribes that are culturally and traditionally affiliated within your jurisdiction prior to receiving requests for notification of projects in the tribe's areas of traditional and cultural affiliation. The Native American Heritage Commission (NAHC) recommends, but does not require, early consultation as a best practice to ensure that lead agencies receive sufficient information about cultural resources in a project area to avoid damaging effects to tribal cultural resources.

The NAHC also recommends, but does not require that agencies should also include with their notification letters, information regarding any cultural resources assessment that has been completed on the area of potential effect (APE), such as:

1. The results of any record search that may have been conducted at an Information Center of the California Historical Resources Information System (CHRIS), including, but not limited to:



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Reginald Pagaling
Chumash

VICE-CHAIRPERSON
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Yokayo Pomo, Yuki,
Nomlaki

SECRETARY
Sara Dutschke
Miwok

PARLIAMENTARIAN
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Luiseño

COMMISSIONER
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Serrano

COMMISSIONER
Reid Milanovich
Cahuilla

COMMISSIONER
Vacant

EXECUTIVE SECRETARY
Raymond C. Hitchcock
Miwok, Nisenan

NAHC HEADQUARTERS
1550 Harbor Boulevard
Suite 100
West Sacramento,
California 95691
(916) 373-3710
nahc@nahc.ca.gov
NAHC.ca.gov

- A listing of any and all known cultural resources that have already been recorded on or adjacent to the APE, such as known archaeological sites;
- Copies of any and all cultural resource records and study reports that may have been provided by the Information Center as part of the records search response;
- Whether the records search indicates a low, moderate, or high probability that unrecorded cultural resources are located in the APE; and
- If a survey is recommended by the Information Center to determine whether previously unrecorded cultural resources are present.

2. The results of any archaeological inventory survey that was conducted, including:

- Any report that may contain site forms, site significance, and suggested mitigation measures.

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 in accordance with Government Code section 6254.10.

3. The result of any Sacred Lands File (SLF) check conducted through the Native American Heritage Commission was negative.

4. Any ethnographic studies conducted for any area including all or part of the APE; and

5. Any geotechnical reports regarding all or part of the APE.

Lead agencies should be aware that records maintained by the NAHC and CHRIS are not exhaustive and a negative response to these searches does not preclude the existence of a tribal cultural resource. A tribe may be the only source of information regarding the existence of a tribal cultural resource.

This information will aid tribes in determining whether to request formal consultation. In the event that they do, having the information beforehand will help to facilitate the consultation process.

If you receive notification of change of addresses and phone numbers from tribes, please notify the NAHC. With your assistance, we can assure that our consultation list remains current.

If you have any questions, please contact me at my email address: Andrew.Green@nahc.ca.gov.

Sincerely,



Andrew Green
Cultural Resources Analyst

Attachment

Native American Heritage Commission
Native American Contact List
Orange County
9/7/2023

Tribe Name	Fed (F) Non-Fed (N)	Contact Person	Contact Address	Phone #	Fax #	Email Address	Cultural Affiliation	Counties	Last Updated
Campo Band of Diegueno Mission Indians	F	Ralph Goff, Chairperson	36190 Church Road, Suite 1 Campo, CA, 91906	(619) 478-9046	(619) 478-5818	rgoff@campo-nsn.gov	Diegueno	Imperial, Orange, Riverside, San Diego	
Ewiaapaayp Band of Kumeyaay Indians	F	Robert Pinto, Chairperson	4054 Willows Road Alpine, CA, 91901	(619) 368-4382	(619) 445-9126	ceo@ebki-nsn.gov	Diegueno	Imperial, Orange, Riverside, San Diego	
Ewiaapaayp Band of Kumeyaay Indians	F	Michael Garcia, Vice Chairperson	4054 Willows Road Alpine, CA, 91901	(619) 933-2200	(619) 445-9126	michaelg@leaningrock.net	Diegueno	Imperial, Orange, Riverside, San Diego	
Gabrieleno Band of Mission Indians - Kizh Nation	N	Andrew Salas, Chairperson	P.O. Box 393 Covina, CA, 91723	(844) 390-0787		admin@gabrielenoindians.org	Gabrieleno	Los Angeles, Orange, Riverside, San Bernardino, Santa Barbara, Ventura	8/18/2023
Gabrieleno Band of Mission Indians - Kizh Nation	N	Christina Swindall Martinez, Secretary	P.O. Box 393 Covina, CA, 91723	(844) 390-0787		admin@gabrielenoindians.org	Gabrieleno	Los Angeles, Orange, Riverside, San Bernardino, Santa Barbara, Ventura	8/18/2023
Gabrieleno/Tongva San Gabriel Band of Mission Indians	N	Anthony Morales, Chairperson	P.O. Box 693 San Gabriel, CA, 91778	(626) 483-3564	(626) 286-1262	GTTribalCouncil@aol.com	Gabrieleno	Los Angeles, Orange, Riverside, San Bernardino, Ventura	
Gabrielino /Tongva Nation	N	Sandonne Goad, Chairperson	106 1/2 Judge John Aiso St., #231 Los Angeles, CA, 90012	(951) 807-0479		sgoad@gabrielino-tongva.com	Gabrielino	Los Angeles, Orange, Riverside, San Bernardino, Ventura	3/28/2023
Gabrielino Tongva Indians of California Tribal Council	N	Christina Conley, Cultural Resource Administrator	P.O. Box 941078 Simi Valley, CA, 93094	(626) 407-8761		christina.marsden@alumni.usc.edu	Gabrielino	Los Angeles, Orange, Riverside, San Bernardino, Santa Barbara, Ventura	3/16/2023
Gabrielino Tongva Indians of California Tribal Council	N	Robert Dorame, Chairperson	P.O. Box 490 Bellflower, CA, 90707	(562) 761-6417	(562) 761-6417	gtongva@gmail.com	Gabrielino	Los Angeles, Orange, Riverside, San Bernardino, Santa Barbara, Ventura	3/16/2023
Gabrielino-Tongva Tribe	N	Charles Alvarez, Chairperson	23454 Vanowen Street West Hills, CA, 91307	(310) 403-6048		Chavez1956metro@gmail.com	Gabrielino	Los Angeles, Orange, Riverside, San Bernardino, Ventura	5/30/2023
Gabrielino-Tongva Tribe	N	Sam Dunlap, Cultural Resource Director	P.O. Box 3919 Seal Beach, CA, 90740	(909) 262-9351		tongvatcr@gmail.com	Gabrielino	Los Angeles, Orange, Riverside, San Bernardino, Ventura	5/30/2023
Juaneno Band of Mission Indians Acjachemen Nation - Belardes	N	Joyce Perry, Cultural Resource Director	4955 Paseo Segovia Irvine, CA, 92603	(949) 293-8522		kaamalam@gmail.com	Juaneno	Los Angeles, Orange, Riverside, San Bernardino, San Diego	3/17/2023
Juaneno Band of Mission Indians Acjachemen Nation 84A	N	Heidi Lucero, Chairperson, THPO	31411-A La Matanza Street San Juan Capistrano, CA, 92675	(562) 879-2884		jbmian.chairwoman@gmail.com	Juaneno	Los Angeles, Orange, Riverside, San Bernardino, San Diego	3/28/2023

Tribe Name	Fed (F) Non-Fed (N)	Contact Person	Contact Address	Phone #	Fax #	Email Address	Cultural Affiliation	Counties	Last Updated
La Posta Band of Diegueno Mission Indians	F	Gwendolyn Parada, Chairperson	8 Crestwood Road Boulevard, CA, 91905	(619) 478-2113	(619) 478-2125	LP13boots@aol.com	Diegueno	Imperial,Orange,Riverside,San Diego	
La Posta Band of Diegueno Mission Indians	F	Javaughn Miller, Tribal Administrator	8 Crestwood Road Boulevard, CA, 91905	(619) 478-2113	(619) 478-2125	jmiller@LPtribe.net	Diegueno	Imperial,Orange,Riverside,San Diego	
Manzanita Band of Kumeyaay Nation	F	Angela Elliott Santos, Chairperson	P.O. Box 1302 Boulevard, CA, 91905	(619) 766-4930	(619) 766-4957		Diegueno	Imperial,Orange,Riverside,San Diego	
Mesa Grande Band of Diegueno Mission Indians	F	Michael Linton, Chairperson	P.O Box 270 Santa Ysabel, CA, 92070	(760) 782-3818	(760) 782-9092	mesagrandeband@msn.com	Diegueno	Imperial,Orange,Riverside,San Diego	
Pala Band of Mission Indians	F	Shasta Gaughen, Tribal Historic Preservation Officer	PMB 50, 35008 Pala Temecula Road Pala, CA, 92059	(760) 891-3515	(760) 742-3189	sgaughen@palatribe.com	Cupeno Luiseno	Orange,Riverside,San Bernardino,San Diego	3/23/2023
Pala Band of Mission Indians	F	Alexis Wallick, Assistant THPO	PMB 50, 35008 Pala Temecula Road Pala, CA, 92059	(760) 891-3537		awallick@palatribe.com	Cupeno Luiseno	Orange,Riverside,San Bernardino,San Diego	3/23/2023
Santa Rosa Band of Cahuilla Indians	F	Lovina Redner, Tribal Chair	P.O. Box 391820 Anza, CA, 92539	(951) 659-2700	(951) 659-2228	lsaul@santarosa-nsn.gov	Cahuilla	Imperial,Los Angeles,Orange,Riverside,San Bernardino,San Diego	
Soboba Band of Luiseno Indians	F	Joseph Ontiveros, Tribal Historic Preservation Officer	P.O. Box 487 San Jacinto, CA, 92581	(951) 663-5279	(951) 654-4198	jontiveros@soboba-nsn.gov	Cahuilla Luiseno	Imperial,Los Angeles,Orange,Riverside,San Bernardino,San Diego	7/14/2023
Soboba Band of Luiseno Indians	F	Jessica Valdez, Cultural Resource Specialist	P.O. Box 487 San Jacinto, CA, 92581	(951) 663-6261	(951) 654-4198	jvaldez@soboba-nsn.gov	Cahuilla Luiseno	Imperial,Los Angeles,Orange,Riverside,San Bernardino,San Diego	7/14/2023

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.

Record: PROJ-2023-004510
Report Type: AB52 GIS
Counties: Orange
NAHC Group: All

This list is only applicable for consultation with Native American tribes under Public Resources Code Sections 21080.3.1 for the proposed McDonald's at Santa Clara Avenue Project, Orange County.

MAYOR
Valerie Amezcu
MAYOR PRO TEM
Jessie Lopez
COUNCILMEMBERS
Phil Bacerra
Johnathan Ryan Hernandez
David Penalzo
Thai Viet Phan
Benjamin Vazquez



CITY MANAGER
Kristine Ridge
CITY ATTORNEY
Sonia R. Carvalho
CITY CLERK
Jennifer L. Hall

CITY OF SANTA ANA

Planning and Building Agency

20 Civic Center Plaza • P.O. Box 1988
Santa Ana, California 92702
www.santa-ana.org

October 2, 2023

Also sent via email to: rgoff@campo-nsn.gov

Campo Band of Diegueno Mission Indians
Ralph Goff, Chairperson
36190 Church Road, Suite 1
Campo, CA, 91906

RE: AB 52 Consultation, Cultural Resources Study for the McDonald's at Santa Clara Avenue Project, Santa Ana, California

Dear Chairperson,

The City of Santa Ana is preparing an Initial Study/Mitigated Negative Declaration (IS/MND) for the demolition and removal of two residential structures and associated improvements, including the associated pool, asphalt concrete paving, and vegetation, to accommodate the proposed development ("Project") at the property addressed as 2101 and 2109 East Santa Clara Avenue (collectively referred to as 2101 East Santa Clara Avenue). The Project proposes to construct a 3,975 SF one-story McDonald's restaurant and associated drive-thru, surface parking lot, and landscaping. Overall, the Project would develop the entire 0.82-acre site, which involves building area, other impervious surfaces, and landscaping.

The IS/MND is intended to serve as the primary CEQA environmental document for all actions associated with the proposed Project, including all other approvals beyond the City's authority needed to implement the Project. The following discretionary approvals are required for Project approval.

- Conditional Use Permit – The Project would request a Conditional Use Permit (CUP), required to allow a drive-thru eating establishment and a second CUP to allow for after-hours operations between 12 AM to 5 AM located within 150 feet of residential property.
- Amendment Application (Zone Change) – The Project site is currently zoned as A1 (Agricultural), and the Project includes an Amendment Application (i.e. Zone Change) to change the zoning classification to C5 (Arterial Commercial).

SANTA ANA CITY COUNCIL

Valerie Amezcu
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- Mitigated Negative Declaration – In compliance with CEQA and the State CEQA Guidelines, the City of Santa Ana would adopt the MND concurrent with approval of the Project. The MND serves as a finding that the Project would not have a significant effect on the environment.

The proposed project must comply with California Public Resources Code § 21080.3.1 (Assembly Bill [AB] 52 of 2014), which requires local governments to conduct meaningful consultation with California Native American tribes that have requested to be notified by lead agencies of proposed projects in the geographic area with which the tribe is traditionally and culturally affiliated.

The input of the Campo Band of Diegueno Mission Indians is important to the City of Santa Ana's planning process. Under AB 52, you have 30 days from receipt of this letter to respond in writing if you wish you to consult on the proposed project. If you require any additional information or have any questions, please contact me at (714) 667-2790 or via e-mail at pgomez@santa-ana.org. Thank you for your assistance.

Sincerely,



Pedro Gomez, AICP
Senior Planner, City of Santa Ana

Enclosure: Project Vicinity Map and Project Location Map

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October 2, 2023

Also sent via email to: michaelg@leaningrock.net

Ewiiapaayp Band of Kumeyaay Indians
Michael Garcia, Vice Chairperson
4054 Willows Road
Alpine, CA, 91901

RE: AB 52 Consultation, Cultural Resources Study for the McDonald's at Santa Clara Avenue Project, Santa Ana, California

Dear Vice Chairperson,

The City of Santa Ana is preparing an Initial Study/Mitigated Negative Declaration (IS/MND) for the demolition and removal of two residential structures and associated improvements, including the associated pool, asphalt concrete paving, and vegetation, to accommodate the proposed development ("Project") at the property addressed as 2101 and 2109 East Santa Clara Avenue (collectively referred to as 2101 East Santa Clara Avenue). The Project proposes to construct a 3,975 SF one-story McDonald's restaurant and associated drive-thru, surface parking lot, and landscaping. Overall, the Project would develop the entire 0.82-acre site, which involves building area, other impervious surfaces, and landscaping.

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- Mitigated Negative Declaration – In compliance with CEQA and the State CEQA Guidelines, the City of Santa Ana would adopt the MND concurrent with approval of the Project. The MND serves as a finding that the Project would not have a significant effect on the environment.

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The input of the Ewiiapaayp Band of Kumeyaay Indians is important to the City of Santa Ana's planning process. Under AB 52, you have 30 days from receipt of this letter to respond in writing if you wish you to consult on the proposed project. If you require any additional information or have any questions, please contact me at (714) 667-2790 or via e-mail at pgomez@santa-ana.org. Thank you for your assistance.

Sincerely,



Pedro Gomez, AICP
Senior Planner, City of Santa Ana

Enclosure: Project Vicinity Map and Project Location Map

MAYOR
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October 2, 2023

Also sent via email to: ceo@ebki-nsn.gov

Ewiiapaayp Band of Kumeyaay Indians
Robert Pinto, Chairperson
4054 Willows Road
Alpine, CA, 91901

RE: AB 52 Consultation, Cultural Resources Study for the McDonald's at Santa Clara Avenue Project, Santa Ana, California

Dear Chairperson,

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Sincerely,



Pedro Gomez, AICP
Senior Planner, City of Santa Ana

Enclosure: Project Vicinity Map and Project Location Map

MAYOR
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Gabrieleno Band of Mission Indians - Kizh Nation
Christina Swindall Martinez, Secretary
P.O. Box 393
Covina, CA, 91723

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The input of the Gabrieleno Band of Mission Indians - Kizh Nation is important to the City of Santa Ana's planning process. Under AB 52, you have 30 days from receipt of this letter to respond in writing if you wish you to consult on the proposed project. If you require any additional information or have any questions, please contact me at (714) 667-2790 or via e-mail at pgomez@santa-ana.org. Thank you for your assistance.

Sincerely,



Pedro Gomez, AICP
Senior Planner, City of Santa Ana

Enclosure: Project Vicinity Map and Project Location Map

MAYOR
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Gabrieleno Band of Mission Indians - Kizh Nation

Andrew Salas, Chairperson

P.O. Box 393

Covina, CA, 91723

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SANTA ANA CITY COUNCIL

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Sincerely,



Pedro Gomez, AICP
Senior Planner, City of Santa Ana

Enclosure: Project Vicinity Map and Project Location Map

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CITY OF SANTA ANA

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October 2, 2023

Also sent via email to: GTTribalcouncil@aol.com

Gabrieleno/Tongva San Gabriel Band of Mission Indians
Anthony Morales, Chairperson
P.O. Box 693
San Gabriel, CA, 91778

RE: AB 52 Consultation, Cultural Resources Study for the McDonald's at Santa Clara Avenue Project, Santa Ana, California

Dear Chairperson,

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October 2, 2023

Also sent via email to: gtongva@gmail.com

Gabrielino Tongva Indians of California Tribal Council
Robert Dorame, Chairperson
P.O. Box 490
Bellflower, CA, 90707

RE: AB 52 Consultation, Cultural Resources Study for the McDonald's at Santa Clara Avenue Project, Santa Ana, California

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October 2, 2023

Also sent via email to: christina.marsden@alumni.usc.edu

Gabrielino Tongva Indians of California Tribal Council
Christina Conley, Cultural Resource Administrator
P.O. Box 941078
Simi Valley, CA, 93094

RE: AB 52 Consultation, Cultural Resources Study for the McDonald's at Santa Clara Avenue Project, Santa Ana, California

Dear Ms. Conley,

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October 2, 2023

Also sent via email to: sgoad@gabrielino-tongva.com

Gabrielino /Tongva Nation
Sandonne Goad, Chairperson
106 1/2 Judge John Aiso St., #231
Los Angeles, CA, 90012

RE: AB 52 Consultation, Cultural Resources Study for the McDonald's at Santa Clara Avenue Project, Santa Ana, California

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October 2, 2023

Also sent via email to: tongvatcr@gmail.com

Gabrielino-Tongva Tribe
Sam Dunlap, Cultural Resource Director
P.O. Box 3919
Seal Beach, CA, 90740

RE: AB 52 Consultation, Cultural Resources Study for the McDonald's at Santa Clara Avenue Project, Santa Ana, California

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October 2, 2023

Also sent via email to: Chavez1956metro@gmail.com

Gabrielino-Tongva Tribe
Charles Alvarez, Chairperson
23454 Vanowen Street
West Hills, CA, 91307

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October 2, 2023

Also sent via email to: kaamalam@gmail.com

Juaneno Band of Mission Indians Acjachemen Nation - Belardes
Joyce Perry, Cultural Resource Director
4955 Paseo Segovia
Irvine, CA, 92603

RE: AB 52 Consultation, Cultural Resources Study for the McDonald's at Santa Clara Avenue Project, Santa Ana, California

Dear Ms. Perry,

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October 2, 2023

Also sent via email to: jbmian.chairwoman@gmail.com

Juaneno Band of Mission Indians Acjachemen Nation 84A
Heidi Lucero, Chairperson, THPO
31411-A La Matanza Street
San Juan Capistrano, CA, 92675

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SANTA ANA CITY COUNCIL

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The input of the Juaneno Band of Mission Indians Acjachemen Nation 84A is important to the City of Santa Ana's planning process. Under AB 52, you have 30 days from receipt of this letter to respond in writing if you wish you to consult on the proposed project. If you require any additional information or have any questions, please contact me at (714) 667-2790 or via e-mail at pgomez@santa-ana.org. Thank you for your assistance.

Sincerely,



Pedro Gomez, AICP
Senior Planner, City of Santa Ana

Enclosure: Project Vicinity Map and Project Location Map

MAYOR
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CITY MANAGER
Kristine Ridge
CITY ATTORNEY
Sonia R. Carvalho
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CITY OF SANTA ANA

Planning and Building Agency

20 Civic Center Plaza • P.O. Box 1988
Santa Ana, California 92702
www.santa-ana.org

October 2, 2023

Also sent via email to: jmiller@LPtribe.net

La Posta Band of Diegueno Mission Indians
Javaughn Miller, Tribal Administrator
8 Crestwood Road
Boulevard, CA, 91905

RE: AB 52 Consultation, Cultural Resources Study for the McDonald's at Santa Clara Avenue Project, Santa Ana, California

Dear Javaughn Miller,

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Pedro Gomez, AICP
Senior Planner, City of Santa Ana

Enclosure: Project Vicinity Map and Project Location Map

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CITY MANAGER
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October 2, 2023

Also sent via email to: LP13boots@aol.com

La Posta Band of Diegueno Mission Indians
Gwendolyn Parada, Chairperson
8 Crestwood Road
Boulevard, CA, 91905

RE: AB 52 Consultation, Cultural Resources Study for the McDonald's at Santa Clara Avenue Project, Santa Ana, California

Dear Chairperson,

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Pedro Gomez, AICP
Senior Planner, City of Santa Ana

Enclosure: Project Vicinity Map and Project Location Map

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October 2, 2023

Manzanita Band of Kumeyaay Nation
Angela Elliott Santos, Chairperson
P.O. Box 1302
Boulevard, CA, 91905

RE: AB 52 Consultation, Cultural Resources Study for the McDonald's at Santa Clara Avenue Project, Santa Ana, California

Dear Chairperson,

The City of Santa Ana is preparing an Initial Study/Mitigated Negative Declaration (IS/MND) for the demolition and removal of two residential structures and associated improvements, including the associated pool, asphalt concrete paving, and vegetation, to accommodate the proposed development ("Project") at the property addressed as 2101 and 2109 East Santa Clara Avenue (collectively referred to as 2101 East Santa Clara Avenue). The Project proposes to construct a 3,975 SF one-story McDonald's restaurant and associated drive-thru, surface parking lot, and landscaping. Overall, the Project would develop the entire 0.82-acre site, which involves building area, other impervious surfaces, and landscaping.

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Pedro Gomez, AICP
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Enclosure: Project Vicinity Map and Project Location Map

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CITY OF SANTA ANA

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October 2, 2023

Also sent via email to: mesagrandeband@msn.com

Mesa Grande Band of Diegueno Mission Indians
Michael Linton, Chairperson
P.O Box 270
Santa Ysabel, CA, 92070

RE: AB 52 Consultation, Cultural Resources Study for the McDonald's at Santa Clara Avenue Project, Santa Ana, California

Dear Chairperson,

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Pedro Gomez, AICP
Senior Planner, City of Santa Ana

Enclosure: Project Vicinity Map and Project Location Map

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CITY OF SANTA ANA

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October 2, 2023

Also sent via email to: awallick@palatribe.com

Pala Band of Mission Indians
Alexis Wallick, Assistant THPO
PMB 50, 35008 Pala Temecula Road
Pala, CA, 92059

RE: AB 52 Consultation, Cultural Resources Study for the McDonald's at Santa Clara Avenue Project, Santa Ana, California

Dear Alexis Wallick,

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Enclosure: Project Vicinity Map and Project Location Map

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October 2, 2023

Also sent via email to: sgaughen@palatribe.com

Pala Band of Mission Indians
Shasta Gaughen, Tribal Historic Preservation Officer
PMB 50, 35008 Pala Temecula Road
Pala, CA, 92059

RE: AB 52 Consultation, Cultural Resources Study for the McDonald's at Santa Clara Avenue Project, Santa Ana, California

Dear Shasta Gaughen,

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October 2, 2023

Also sent via email to: lsaul@santarosa-nsn.gov

Santa Rosa Band of Cahuilla Indians
Lovina Redner, Tribal Chair
P.O. Box 391820
Anza, CA, 92539

RE: AB 52 Consultation, Cultural Resources Study for the McDonald's at Santa Clara Avenue Project, Santa Ana, California

Dear Tribal Chair,

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The input of the Santa Rosa Band of Cahuilla Indians is important to the City of Santa Ana's planning process. Under AB 52, you have 30 days from receipt of this letter to respond in writing if you wish you to consult on the proposed project. If you require any additional information or have any questions, please contact me at (714) 667-2790 or via e-mail at pgomez@santa-ana.org. Thank you for your assistance.

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October 2, 2023

Also sent via email to: jvaldez@soboba-nsn.gov

Soboba Band of Luiseno Indians
Jessica Valdez, Cultural Resource Specialist
P.O. Box 487
San Jacinto, CA, 92581

RE: AB 52 Consultation, Cultural Resources Study for the McDonald's at Santa Clara Avenue Project, Santa Ana, California

Dear Jessica Valdez,

The City of Santa Ana is preparing an Initial Study/Mitigated Negative Declaration (IS/MND) for the demolition and removal of two residential structures and associated improvements, including the associated pool, asphalt concrete paving, and vegetation, to accommodate the proposed development ("Project") at the property addressed as 2101 and 2109 East Santa Clara Avenue (collectively referred to as 2101 East Santa Clara Avenue). The Project proposes to construct a 3,975 SF one-story McDonald's restaurant and associated drive-thru, surface parking lot, and landscaping. Overall, the Project would develop the entire 0.82-acre site, which involves building area, other impervious surfaces, and landscaping.

The IS/MND is intended to serve as the primary CEQA environmental document for all actions associated with the proposed Project, including all other approvals beyond the City's authority needed to implement the Project. The following discretionary approvals are required for Project approval.

- Conditional Use Permit – The Project would request a Conditional Use Permit (CUP), required to allow a drive-thru eating establishment and a second CUP to allow for after-hours operations between 12 AM to 5 AM located within 150 feet of residential property.
- Amendment Application (Zone Change) – The Project site is currently zoned as A1 (Agricultural), and the Project includes an Amendment Application (i.e. Zone Change) to change the zoning classification to C5 (Arterial Commercial).

SANTA ANA CITY COUNCIL

Valerie Amezcua
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David Penalzoa
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- Mitigated Negative Declaration – In compliance with CEQA and the State CEQA Guidelines, the City of Santa Ana would adopt the MND concurrent with approval of the Project. The MND serves as a finding that the Project would not have a significant effect on the environment.

The proposed project must comply with California Public Resources Code § 21080.3.1 (Assembly Bill [AB] 52 of 2014), which requires local governments to conduct meaningful consultation with California Native American tribes that have requested to be notified by lead agencies of proposed projects in the geographic area with which the tribe is traditionally and culturally affiliated.

The input of the Soboba Band of Luiseno Indians is important to the City of Santa Ana's planning process. Under AB 52, you have 30 days from receipt of this letter to respond in writing if you wish you to consult on the proposed project. If you require any additional information or have any questions, please contact me at (714) 667-2790 or via e-mail at pgomez@santa-ana.org. Thank you for your assistance.

Sincerely,



Pedro Gomez, AICP
Senior Planner, City of Santa Ana

Enclosure: Project Vicinity Map and Project Location Map

MAYOR
Valerie Amezcua
MAYOR PRO TEM
Jessie Lopez
COUNCILMEMBERS
Phil Bacerra
Johnathan Ryan Hernandez
David Penalzoa
Thai Viet Phan
Benjamin Vazquez



CITY MANAGER
Kristine Ridge
CITY ATTORNEY
Sonia R. Carvalho
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Jennifer L. Hall

CITY OF SANTA ANA

Planning and Building Agency

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Santa Ana, California 92702
www.santa-ana.org

October 2, 2023

Also sent via email to: jontiveros@soboba-nsn.gov

Soboba Band of Luiseno Indians
Joseph Ontiveros, Tribal Historic Preservation Officer
P.O. Box 487
San Jacinto, CA, 92581

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