



CITY OF MENIFEE

Community Development Department

Jeff Wyman - Interim Development Director

May 25, 2016

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

RE: AB 52 Native American Consultation request for Specific Plan Amendment No. 2010-090 (Amendment No. 3 to Specific Plan No. 260 – Menifee North)

Dear Ms. Garcia:

Specific Plan Amendment No. 2010-090 proposes to modify the existing land use designations within the adopted Menifee North Specific Plan (County Specific Plan No. 260) as demonstrated within the following table:

Approved	Proposed Changes
Medium Density Residential 3.5 du/ac-Planning Area 9- 30.5 acres	High Density Residential 24 du/ac Planning Area 11-20.15 acres
Business Park Planning Area 11- 23.6 acres	Planning Area 12-Will either become part of PA 11 or PA 13
Commercial Business Park-Planning Area 13-14.6 acres	General Retail and Commercial -Planning Area 13-15.79 acres
Community Park-Planning Area 10-12.5 acres	High Density Residential 24 du/ac and or General Retail and Commercial
Commercial-Planning Area 14-11.7 acres	Commercial-Planning Area 14-9.18 acres

The project site is located north of State Highway 74/Ethanac Road, west of Menifee Road, and east of Palomar Road in the City of Menifee, County of Riverside, State of California (APN: 329-090-069, -070, -071,-072, and 329-100-025, -026, -027, -030, -031 and -032).

Potential impacts of the project will be analyzed in compliance with the requirements of the California Environmental Quality Act (CEQA).

The City is seeking a consultation with your tribe pursuant to AB 52 concerning the potential of Native American cultural resources that may be impacted by the above project. Any information you have regarding cultural places will be kept strictly confidential and will not be divulged to the public.

The City of Menifee feels that your assistance is vital to the preservation and conservation of cultural resources during the current growth that the City is experiencing. It is the desire of the City of Menifee to protect the past and our collective heritage as we proceed towards the future.

The Tribe has 30 days to request a consultation. Please forward any comments or requests for meetings concerning this project to my attention by July 7, 2016.

SB-18 Consultation Requests Previously Prepared for this Project: Please note that SB-18 consultation requests were previously distributed for this project in April 2011 and in January 2012.

Sincerely,

Manny Baeza, Contract Planner

City of Menifee Community Development Department

Email: mbaeza@cityofmenifee.us

Attached: Exhibits



CITY OF MENIFEE

Community Development Department

Jeff Wyman - Interim Development Director

May 25, 2016

Anna M. Hoover, Cultural Analyst
Pechanga Band of Mission Indians
PO Box 2183
Temecula, CA 92593

RE: AB 52 Native American Consultation request for Specific Plan Amendment No. 2010-090 (Amendment No. 3 to Specific Plan No. 260 – Menifee North)

Dear Ms. Hoover:

Specific Plan Amendment No. 2010-090 proposes to modify the existing land use designations within the adopted Menifee North Specific Plan (County Specific Plan No. 260) as demonstrated within the following table:

Approved	Proposed Changes
Medium Density Residential 3.5 du/ac-Planning Area 9- 30.5 acres	High Density Residential 24 du/ac Planning Area 11-20.15 acres
Business Park Planning Area 11- 23.6 acres	Planning Area 12-Will either become part of PA 11 or PA 13
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Potential impacts of the project will be analyzed in compliance with the requirements of the California Environmental Quality Act (CEQA).

The City is seeking a consultation with your tribe pursuant to AB 52 concerning the potential of Native American cultural resources that may be impacted by the above project. Any information you have regarding cultural places will be kept strictly confidential and will not be divulged to the public.

The City of Menifee feels that your assistance is vital to the preservation and conservation of cultural resources during the current growth that the City is experiencing. It is the desire of the City of Menifee to protect the past and our collective heritage as we proceed towards the future.

The Tribe has 30 days to request a consultation. Please forward any comments or requests for meetings concerning this project to my attention by July 7, 2016.

SB-18 Consultation Requests Previously Prepared for this Project: Please note that SB-18 consultation requests were previously distributed for this project in April 2011 and in January 2012.

Sincerely,

Manny Baeza, Contract Planner

City of Menifee Community Development Department

Email: mbaeza@cityofmenifee.us

Attached: Exhibits



CITY OF MENIFEE

Community Development Department

Jeff Wyman - Interim Development Director

May 25, 2016

Jim McPherson
Rincon Band of Luiseno Indians
Cultural Resources Department
1 West Tribal Road
Valley Center, CA 92082

RE: AB 52 Native American Consultation request for Specific Plan Amendment No. 2010-090 (Amendment No. 3 to Specific Plan No. 260 – Menifee North)

Dear Mr. McPherson:

Specific Plan Amendment No. 2010-090 proposes to modify the existing land use designations within the adopted Menifee North Specific Plan (County Specific Plan No. 260) as demonstrated within the following table:

Approved	Proposed Changes
Medium Density Residential 3.5 du/ac-Planning Area 9- 30.5 acres	High Density Residential 24 du/ac Planning Area 11-20.15 acres
Business Park Planning Area 11- 23.6 acres	Planning Area 12-Will either become part of PA 11 or PA 13
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Commercial-Planning Area 14-11.7 acres	Commercial-Planning Area 14-9.18 acres

The project site is located north of State Highway 74/Ethanac Road, west of Menifee Road, and east of Palomar Road in the City of Menifee, County of Riverside, State of California (APN: 329-090-069, -070, -071,-072, and 329-100-025, -026, -027, -030, -031 and -032).

Potential impacts of the project will be analyzed in compliance with the requirements of the California Environmental Quality Act (CEQA).

The City is seeking a consultation with your tribe pursuant to AB 52 concerning the potential of Native American cultural resources that may be impacted by the above project. Any information you have regarding cultural places will be kept strictly confidential and will not be divulged to the public.

The City of Menifee feels that your assistance is vital to the preservation and conservation of cultural resources during the current growth that the City is experiencing. It is the desire of the City of Menifee to protect the past and our collective heritage as we proceed towards the future.

The Tribe has 30 days to request a consultation. Please forward any comments or requests for meetings concerning this project to my attention by July 7, 2016.

SB-18 Consultation Requests Previously Prepared for this Project: Please note that SB-18 consultation requests were previously distributed for this project in April 2011 and in January 2012.

Sincerely,

Manny Baeza, Contract Planner

City of Menifee Community Development Department

Email: mbaeza@cityofmenifee.us

Attached: Exhibits



CITY OF MENIFEE

Community Development Department

Jeff Wyman - Interim Development Director

May 23, 2016

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

**RE: AB 52 Native American Consultation request for Specific Plan No. 2010-90
(Amendment No. 3 to Specific Plan No. 260 – Menifee North)**

Dear Soboba Band of Luiseno Indians:

General Plan Amendment No. 2010-90 proposes to modify the existing land use designations within the adopted Menifee North Specific Plan (County Specific Plan No. 260) as demonstrated within the following table:

Approved	Proposed Changes
Medium Density Residential 3.5 du/ac-Planning Area 9- 30.5 acres	High Density Residential 24 du/ac Planning Area 11-20.15 acres
Business Park Planning Area 11- 23.6 acres	Planning Area 12-Will either become part of PA 11 or PA 13
Commercial Business Park-Planning Area 13-14.6 acres	General Retail and Commercial -Planning Area 13-15.79 acres
Community Park-Planning Area 10-12.5 acres	High Density Residential 24 du/ac and or General Retail and Commercial
Commercial-Planning Area 14-11.7 acres	Commercial-Planning Area 14-9.18 acres

The project site is within the City of Menifee. The site is bounded as follows: Riverside County Flood Control channel to the north, Junipero Road to the east, Pinacate Road (State Highway 74) to the south, and Palomar Road to the west. The project site is identified as the following Assessor's Parcel Numbers: 329-100-025, 329-100-026, 329-100-027, 329-100-030, 329-100-031, 329-100-032. Potential impacts of the project will be analyzed in compliance with the requirements of the California Environmental Quality Act (CEQA).

The City is seeking a consultation with your tribe pursuant to AB 52 concerning the potential of Native American cultural resources that may be impacted by the above project. Any information you have regarding cultural places will be kept strictly confidential and will not be divulged to the public.

The City of Menifee feels that your assistance is vital to the preservation and conservation of cultural resources during the current growth that the City is experiencing. It is the desire of the City of Menifee to protect the past and our collective heritage as we proceed towards the future. The Tribe has 30 days to request a consultation. Please forward any comments or requests for meetings concerning this project to my attention by June 4, 2016.

Sincerely,

Manny Baeza, Contract Planner

City of Menifee Community Development Department

Email: mbaeza@cityofmenifee.us

Attached: Tentative Map, USGS Map, Archeological Report

June 21, 2016

Attn: Manny Baeza, Contract Planner
City of Menifee
Community Development Department
29714 Haun Road
Menifee, CA 92586



RE: AB 52 Consultation; Specific Plan Amendment No. 2010-090 (Amendment No. 3 to Specific Plan No. 260 – Menifee North)

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 Menifee. 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,

A handwritten signature in black ink, appearing to read "Joe", with a long horizontal line extending to the right.

Joseph Ontiveros, Director of Cultural Resources
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 Menifee. 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.



03-057-2016-011

June 08, 2016

[VIA EMAIL TO:mbaeza@cityofmenifee.us]
City of Menifee
Mr. Manny Baeza
29714 Haun Road
Menifee, CA 92586

Re: AB 52 Native American Consultation Request for SPA No. 2010-090 (Amendment No. 3 to SP No. 260-Menifee North)

Dear Mr. Manny Baeza,

The Agua Caliente Band of Cahuilla Indians (ACBCI) appreciates your efforts to include the Tribal Historic Preservation Office (THPO) in the Specific Plan Amendment No. 2010-090 project. The project area is not located within the boundaries of the ACBCI Reservation. However, it is within the Tribe's Traditional Use Area (TUA). For this reason, the ACBCI THPO requests the following:

*At this time ACBCI defers to Soboba. This letter shall conclude our consultation efforts.

Again, the Agua Caliente appreciates your interest in our cultural heritage. If you have questions or require additional information, please call me at (760)699-6981. You may also email me at vharvey@aguacaliente.net.

Cordially,

Victoria Harvey
Archaeological Monitoring Coordinator
Tribal Historic Preservation Office
AGUA CALIENTE BAND
OF CAHUILLA INDIANS

RINCON BAND OF LUISEÑO INDIANS

Cultural Resources Department

1 W. Tribal Road · Valley Center, California 92082 ·
(760) 297-2635 Fax:(760) 749-2639



May 31, 2016

Manny Baeza
City of Menifee
Community Development Department
29714 Haun Road
Menifee, CA 2586

Re: Specific Plan Amendment No. 2010-090 (Amendment No. 3 to Specific Plan No. 260 – Menifee North)

Dear Mr. Baeza:

This letter is written on behalf of Rincon Band of Luiseño Indians. We have received your notification regarding the Specific Plan Amendment No, 2010-090 (Amendment No. 3 to Specific Plan No. 260-Menifee North) Project and we thank you for the consultation notification. The location you have identified is within the Territory of the Luiseño people.

Embedded in the Luiseño Territory are Rincon's history, culture and identity. The project is within the Luiseño Aboriginal Territory of the Luiseño people however, it is not within Rincon's Historic Boundaries. We do not have any additional information regarding this project but, we defer this project to the Pechanga Band of Luiseño Indians or Soboba Band of Luiseño Indians who are located closer to your project area.

Thank you for the opportunity to protect and preserve our cultural assets.

Sincerely,



Vincent Whipple
Manager
Rincon Cultural Resources Department



PECHANGA CULTURAL RESOURCES
Temecula Band of Luiseño Mission Indians

Post Office, Box 2183 • Temecula, CA 92593
Telephone (951) 308-9295 • Fax (951) 506-9491

June 20, 2016

Chairperson:
Neal Ibanez

Vice Chairperson:
Bridgett Barcello

Committee Members:
Mary Bear Magee
Evie Gerber
Darlene Miranda
Richard B. Searce, III
Michael Vasquez

Director:
Gary DuBois

Coordinator:
Paul Macarro

Planning Specialist:
Tuba Ebru Ozdil

Cultural Analyst:
Anna Hoover

VIA E-MAIL and USPS

Manny Baeza
Contract Planner
City of Menifee
Community Development Department
29714 Haun Road
Menifee, CA 92586

Re: Pechanga Tribe Request for Consultation Pursuant to AB 52 for the Specific Plan Amendment No. 2010-090 (Amendment No. 3 to Specific Plan No. 260 – Menifee North)

Dear Mr. Baeza;

This letter is written on behalf of the Pechanga Band of Luiseño Indians (hereinafter, “the Tribe” and/or “Payómkawichum”), a federally recognized Indian tribe and sovereign government in response to the AB 52 notice provided by the City of Menifee dated May 25, 2016 and received in our office June 8, 2016.

This letter serves as the Tribe’s formal request to begin consultation under AB 52 for this Project. Per AB 52, we intend to assist the City of Menifee in determining the type of environmental document that should be prepared for this Project (i.e. EIR, MND, ND); with identifying potential tribal cultural resources (TCRs); determining whether potential substantial adverse effects will occur to them; and to develop appropriate preservation, avoidance and/or mitigation measures, as appropriate. Preferred TCR mitigation is always avoidance and the Tribe requests that all efforts to preserve sensitive TCRs be made as early in the development process as possible.

Please add the Tribe to your distribution list(s) for public notices and circulation of all documents, including environmental review documents, archaeological reports, development plans, conceptual grading plans (if available), and all other applicable documents pertaining to this Project. The Tribe further requests to be directly notified of all public hearings and scheduled approvals concerning this Project, and that these comments be incorporated into the record of approval for this Project.

Pechanga Comment Letter to the City of Menifee

Re: Pechanga Tribe Request: AB 52 RE Specific Plan Amendment No. 2010-090 (Amendment No. 3 to Specific Plan No. 260 – Menifee North)

June 20, 2016

Page 2

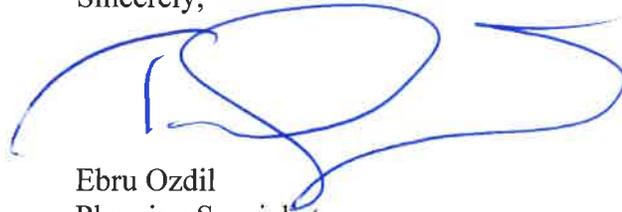
The Pechanga Tribe asserts that the Project area is part of Payómkawichum (Luiseño), and therefore the Tribe's, aboriginal territory as evidenced by the existence of Payómkawichum cultural resources, named places, *tóota yixélval* (rock art, pictographs, petroglyphs), and an extensive Payómkawichum artifact record in the vicinity of the Project. This culturally sensitive area is affiliated with the Pechanga Band of Luiseño Indians because of the Tribe's cultural ties to this area as well as our extensive history with the City of Menifee and other projects within the area. During our consultation we will provide more specific, confidential information on potential TCRs that may be impacted by the proposed Project.

As you know, the AB 52 consultation process is ongoing and continues until appropriate mitigation has been agreed upon for the TCRs that may be impacted by the Project. As such, under both AB 52 and CEQA, we look forward to working closely with the City of Menifee on ensuring that a full, comprehensive environmental review of the Project's impacts is completed, including addressing the culturally appropriate and respectful treatment of human remains and inadvertent discoveries.

In addition to those rights granted to the Tribe under AB 52, the Tribe reserves the right to fully participate in the environmental review process, as well as to provide further comment on the Project's impacts to cultural resources and potential mitigation for such impacts.

The Pechanga Tribe looks forward to working together with the City of Menifee in protecting the invaluable Pechanga cultural resources found in the Project area. The formal contact person for this Project will be Ebru Ozdil. Please contact her at 951-770-8113 or at eozdil@pechanga-nsn.gov within 30 days of receiving these comments so that we can begin the consultation process. Thank you.

Sincerely,



Ebru Ozdil
Planning Specialist

Cc Pechanga Office of the General Counsel