## Mitigation Monitoring and Reporting Program

## Introduction

The California Environmental Quality Act (CEQA) requires a lead or public agency that approves or carries out a project for which an Mitigated Negative Declaration has been certified which identifies one or more significant adverse environmental effects and where findings with respect to changes or alterations in the project have been made, to adopt a "...reporting or monitoring program for the changes to the project which it has adopted or made a condition of project approval in order to mitigate or avoid significant effects on the environment" (CEQA, Public Resources Code Sections 21081, 21081.6).

A Mitigation Monitoring and Reporting Program (MMRP) is required to ensure that adopted mitigation measures are successfully implemented for the Old 215 Industrial Business Park Project (Project). The City of Moreno Valley is the Lead Agency for the Project and is responsible for implementation of the MMRP. This report describes the MMRP for the Project and identifies the parties that will be responsible for monitoring implementation of the individual mitigation measures in the MMRP.

## Mitigation Monitoring and Reporting Program

The MMRP for the Project will be active through all phases of the Project, including design, construction, and operation. The attached table identifies the mitigation program required to be implemented by the City for the Old 215 Industrial Business Park Project. The table identifies the Standard Conditions; Plan, Program, Policies (PPPs); and mitigation measures required by the City to mitigate or avoid significant adverse impacts associated with the implementation of the Project, the timing of implementation, and the responsible party or parties for monitoring compliance.

The MMRP also includes a column that will be used by the compliance monitor (individual responsible for monitoring compliance) to document when implementation of the measure is completed. As individual Plan, Program, Policies; and mitigation measures are completed, the compliance monitor will sign and date the MMRP, indicating that the required actions have been completed.

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## TABLE 1: MITIGATION MONITORING AND REPORTING PROGRAM OLD 215 INDUSTRIAL BUSINESS PARK PROJECT MND

Standard Condition/ Plan, Program, Policy / Mitigation Measure	Timing	Responsible for Ensuring Compliance / Verification	Date Completed and Initials
AIR QUALITY			
<ul> <li>PPP AQ-1: Rule 403. All applicable measures included in Rule 403, shall be incorporated into Project plans and specifications as implementation of Rule 403, which include but are not limited to (1):</li> <li>All clearing, grading, earth-moving, or excavation activities shall cease when winds exceed 25 mph per SCAQMD guidelines in order to limit fugitive dust emissions.</li> <li>There shall be no grading activities on more than 10 acres in any one day.</li> <li>The contractor shall ensure that traffic speeds on unpaved roads and Project site areas are limited to 15 miles per hour or less.</li> <li>The contractor shall ensure that all disturbed unpaved roads and disturbed areas within the Project are watered at least three (3) times daily during dry weather. Watering, with complete coverage of disturbed areas, shall occur at least three times a day, preferably in the mid-morning, afternoon, and after work is done for the day.</li> </ul>	In Construction Plans and Specifications. Prior to Demolition, Grading and Building Permits	City of Moreno Valley Building and Safety Division	
<ul> <li>PPP AQ-2: Rule 1113. The following measures shall be incorporated into Project plans and specifications as implementation of SCAQMD Rule 1113 (2):</li> <li>Only "Low-Volatile Organic Compounds (VOC)" paints (no more than 50 gram/liter of VOC) consistent with SCAQMD Rule 1113 shall be used.</li> </ul>	In Construction Plans and Specifications. Prior to Grading and Building Permits	City of Moreno Valley Building and Safety Division	
BIOLOGICAL RESOURCES			
MM BIO-1: Nesting Bird Survey. If site-preparation activities for the Project are proposed during the nesting/breeding season (February 1 to August 31), a pre-activity field survey shall be conducted by a qualified biologist prior to the issuance of grading permits for, to determine if active nests of species protected by the MBTA or the California Fish and Game Code are present in	In Construction Plans and Specifications. Prior to Demolition and Building Permits	City of Moreno Valley Planning Division	

Standard Condition/ Plan, Program, Policy / Mitigation Measure	Timing	Responsible for Ensuring Compliance / Verification	Date Completed and Initials
the construction zone. If active nests are not located within the implementing project site and an appropriate buffer of 500 feet of an active listed species or raptor nest, 300 feet of other sensitive or protected bird nests (non-listed), or 100 feet of sensitive or protected songbird nests, construction may be conducted during the nesting/breeding season. However, if active nests are located during the pre-activity field survey, no grading or heavy equipment activity shall take place within at least 500 feet of an active listed species or raptor nest, 300 feet of other sensitive or protected (under MBTA or California Fish and Game Code) bird nests (non-listed), or within 100 feet of sensitive or protected songbird nests until the nest is no longer active.			
MM BIO-2: Burrowing Owl Survey. A pre-construction survey for resident burrowing owls shall be conducted by a qualified biologist within 30 days prior to commencement of grading and construction activities to ensure that no owls have colonized the site in the days or weeks preceding Project activities. If ground disturbing activities in these areas are delayed or suspended for more than 30 days after the pre-construction survey, the area shall be resurveyed for owls. The pre-construction survey and any relocation activity shall be conducted in accordance with the current Burrowing Owl Instruction for the Western Riverside MSHCP.	In Construction Plans and Specifications. Prior to Grading Permits	City of Moreno Valley Planning Division	
If active nests are identified on an implementing project site during the preconstruction survey, the nests shall be avoided, or the owls actively or passively relocated. To adequately avoid active nests, no grading or heavy equipment activity shall take place within at least 250 feet of an active nest during the breeding season (February 1 through August 31), and 160 feet during the non-breeding season.			
If burrowing owls occupy any implementing portion of the Project site and cannot be avoided, active or passive relocation shall be used to exclude owls from their burrows, as agreed to by the City of Moreno Valley Planning Department and the CDFW. Relocation shall be conducted outside the breeding season or once the young are able to leave the nest and fly. Passive relocation is the exclusion of owls from their burrows (outside the breeding season or once the young are able to leave the nest and fly) by installing one-			

Standard Condition/ Plan, Program, Policy / Mitigation Measure	Timing	Responsible for Ensuring Compliance / Verification	Date Completed and Initials
way doors in burrow entrances. These one-way doors allow the owl to exit the burrow, but not enter it. These doors shall be left in place 48 hours to ensure owls have left the burrow. Artificial burrows shall be provided nearby. The implementing Project area shall be monitored daily for one week to confirm owl use of burrows before excavating burrows in the impact area. Burrows shall be excavated using hand tools and refilled to prevent reoccupation. Sections of flexible pipe shall be inserted into the tunnels during excavation to maintain an escape route for any animals inside the burrow. The CDFW shall be consulted prior to any active relocation to determine acceptable receiving sites available where this species has a greater chance of successful long-term relocation. If avoidance is infeasible, then a DBESP shall be required, including associated relocation of burrowing owls. If conservation is not required, then owl relocation shall still be required following accepted protocols. Take of active nests shall be avoided, so it is strongly recommended that any relocation occur outside of the nesting season.			
CULTURAL RESOURCES			
PPP CUL-1: Should human remains be discovered during project construction, the project would be required to comply with State Health and Safety Code Section 7050.5, which states that no further disturbance may occur in the vicinity of the body until the County Coroner has made a determination of origin and disposition pursuant to Public Resources Code Section 5097.98. The County Coroner must be notified of the find immediately. If the remains are determined to be prehistoric, the Coroner will notify the Native American Heritage Commission, which will determine the identity of and notify a Most Likely Descendant (MLD). With the permission of the landowner or his/her authorized representative, the MLD may inspect the site of the discovery. The MLD must complete the inspection within 48 hours of notification by the NAHC.	In Construction Plans and Specifications. Prior to Grading Permits	City of Moreno Valley Planning Division	

Standard Condition/ Plan, Program, Policy / Mitigation Measure	Timing	Responsible for Ensuring Compliance / Verification	Date Completed and Initials
MM CUL-1: Archaeological Monitoring. The applicant/Project developer shall retain a Secretary of Interior Standards qualified archaeologist to be present at pre-grade meetings and to perform archaeological monitoring for all initial ground disturbing activities. The archaeological monitor shall be present during the initial ground-disturbing activities for the first five feet to identify any known or suspected archaeological and/or cultural resource. The qualified archaeologist shall develop an Archaeological Monitoring and Treatment Plan to address the details, timing and responsibility of all archaeological and cultural resource activities that occur on the project site. The plan shall include a scope of work, project grading and development scheduling, a monitoring schedule during all ground related activities, safety requirements, and protocols to follow in the event of previously unknown cultural resources discoveries that could be subject to a cultural resources evaluation. The plan shall be submitted to the City for review and approval. In the event that cultural resources are inadvertently discovered during ground-disturbing activities, work must be halted within 50 feet of the find until it can be evaluated by a qualified archaeologist. Construction activities could continue in other areas. If the discovery proves to be significant, additional work, such as data recovery excavation or resource recovery, may be warranted and would be discussed in consultation with the appropriate regulatory agency(ies).	In Construction Plans and Specifications. Prior to Grading Permits.	City of Moreno Valley Planning Division	
GEOLOGY AND SOILS			
PPP GEO-1: California Building Code. The Project is required to comply with the California Building Code as included in the City's Municipal Code Chapter 8.20 to preclude significant adverse effects associated with seismic hazards. California Building Code related and geologist and/or civil engineer specifications for the Project are required to be incorporated into grading plans and specifications as a condition of Project approval.	In Construction Plans and Specifications. Prior to Building Permits	City of Moreno Valley Building and Safety Division	
MM PAL-1: Paleontological Monitoring. Prior to the issuance of grading permits, the applicant shall provide a letter to the City of Moreno Valley Planning Department, or designee, from a professional paleontologist, stating that the paleontologist has been retained to provide services for the Project. The paleontologist shall develop a Paleontological Resources Impact	In Construction Plans and Specifications. Prior to Grading Permits	City of Moreno Valley Planning Division	

Standard Condition/ Plan, Program, Policy / Mitigation Measure	Timing	Responsible for Ensuring Compliance / Verification	Date Completed and Initials
Mitigation Plan (PRIMP) to mitigate the potential impacts to unknown buried			
paleontological resources that may exist onsite. The PRIMP shall be provided			
to the City for review and approval. The PRIMP shall require that the			
paleontologist be present at the pre-grading conference to establish			
procedures for paleontological resource surveillance. The PRIMP shall also			
require paleontological monitoring for excavation below four feet below			
ground surface.			
In the event paleontological resources are encountered, ground disturbing			
activity within 50 feet of the area shall cease. The paleontologist shall			
examine the materials encountered, assess the nature and extent of the find,			
and recommend a course of action to further investigate and protect or			
recover and salvage those resources that have been encountered.			
Criteria for discard of specific fossil specimens shall be made explicit. If a			
qualified paleontologist determines that impacts to a sample containing			
significant paleontological resources cannot be avoided by project planning,			
then recovery may be applied. Actions may include recovering a sample of			
the fossiliferous material prior to construction, monitoring work and halting			
construction if an important fossil needs to be recovered, and/or cleaning,			
identifying, and cataloging specimens for curation and research purposes.			
Recovery, salvage, and treatment shall be done at the Applicant's expense.			
All recovered and salvaged resources shall be prepared to the point of			
identification and permanent preservation by the paleontologist. Resources			
shall be identified and curated into an established accredited professional			
repository. The paleontologist shall have a repository agreement in hand			
prior to initiating recovery of the resource.			

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HAZARDS AND HAZARDOUS MATERIALS			
PPP HAZ-1: SCAQMD Rule 1403. Prior to issuance of demolition permits, the Project applicant shall submit verification to the City Building and Safety Division that an asbestos survey has been conducted on the structures proposed for demolition. If asbestos is found, the Project applicant shall follow all procedural requirements and regulations of South Coast Air Quality Management District Rule 1403. Rule 1403 regulations require that the following actions be taken: notification of SCAQMD prior to construction activity, asbestos removal in accordance with prescribed procedures, placement of collected asbestos in leak-tight containers or wrapping, and proper disposal.	In Construction Plans and Specifications. Prior to Demolition Permits	City of Moreno Valley Building and Safety Division	
PPP HAZ-2: Lead. Prior to issuance of demolition permits, the Project applicant shall submit verification to the City Building and Safety Division that a lead-based paint survey has been conducted on the structures proposed for demolition. If lead-based paint is found, the Project applicant shall follow all procedural requirements and regulations for proper removal and disposal of the lead-based paint. Cal-OSHA has established limits of exposure to lead contained in dusts and fumes. Specifically, CCR Title 8, Section 1532.1 provides for exposure limits, exposure monitoring, and respiratory protection, and mandates good working practices by workers exposed to lead.	In Construction Plans and Specifications. Prior to Demolition Permits	City of Moreno Valley Building and Safety Division	
PPP HAZ-3: California UST Regulations. Underground storage tank (UST) repairs and/or removals will be conducted in accordance with the California UST Regulations (Title 23, Chapter 16 of the California Code of Regulations). Any unauthorized release of hazardous materials will require release reporting, initial abatement, and corrective actions that will be completed with oversight from the Regional Water Quality Control Board, Department of Toxic Substances Control, Riverside County Environmental Health Division, South Coast Air Quality Management District, and/or other regulatory agencies, as necessary. Use of existing USTs will also have to be conducted (i.e., used, maintained and monitored) in accordance with the California UST Regulations (Title 23, Chapter 16 of the California Code of Regulations).	In Construction Plans and Specifications. Prior to Demolition Permits	City of Moreno Valley Building and Safety Division	

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PPP HAZ-4: Environmental Best Management Practices. In the unlikely event that construction, grading or demolition activities reveal an unexpected feature or impacted site media on the project, corresponding management of the feature will be performed at the expense of the applicant with the support of a licensed and qualified environmental consultant and in accordance with existing and under the oversight of the appropriate state or local agency, such as the Regional Water Quality Control Board, Department of Toxic Substances Control, Riverside County Environmental Health Division, South Coast Air Quality Management District, and/or other regulatory agencies, as necessary.	In Construction Plans and Specifications. Prior to Demolition Permits	City of Moreno Valley Building and Safety Division	
MM HAZ-1: Hydraulic Lift Abandonment. Per the recommendations of the Phase I ESA, during Project demolition activities, the Project Applicant with remove the existing onsite hydraulic lift and over-excavate soil local to the hydraulic lift. The Project would dispose of the removed materials consistent with local waste regulations and pursuant to 40 Code of Federal Regulations 761.	In Construction Plans and Specifications. Prior to Demolition Permits	In Construction Plans and Specifications. Prior to Demolition Permits	
HYDROLOGY AND WATER QUALITY			
PPP WQ-1: Prior to grading permit issuance, the project developer shall have a Stormwater Pollution Prevention Plan (SWPPP) prepared by a QSD (Qualified SWPPP Developer) pursuant to the Municipal Code Section 8.21.170. The SWPPP shall incorporate all necessary Best Management Practices (BMPs) and other City requirements to comply with the National Pollutant Discharge Elimination System (NPDES) requirements to limit the potential of polluted runoff during construction activities. Project contractors shall be required to ensure compliance with the SWPPP and permit periodic inspection of the construction site by City of Redlands staff or its designee to confirm compliance.	In Construction Plans and Specifications. Prior to Demolition, Grading, and Building Permits	City of Moreno Valley Building and Safety Division	

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NOISE			
MM NOI-1: The Project applicant shall require that all construction contractors restrict the operation of any large bulldozers that is powered by a greater than 150 horsepower engine from operating within 20 feet of any off-site residential structure. The Project applicant shall require the use of a small bulldozer (i.e., D1, D2, or D3 dozers) or other type of equipment that is less than 150 horsepower to perform all grading activities that are located within 20 feet of any off-site residential structure.	In Construction Plans and Specifications. Prior to Demolition, Grading, and Building Permits	City of Moreno Valley Building and Safety Division	
TRIBAL CULTURAL RESOURCES			
MM TCR-1: Archaeological Monitoring. Prior to the issuance of a grading permit, the Developer shall retain a professional archaeologist, as discussed in MM CUL-1, to conduct monitoring of all mass grading and trenching activities. The Project Archaeologist shall have the authority to temporarily redirect earthmoving activities in the event that suspected archaeological resources are unearthed during Project construction. The Project Archaeologist, in consultation with the Consulting Tribe(s) including Pechanga Band of Luiseño Indians and Soboba Band of Luiseño Indians, the contractor, and the City, shall develop a CRMP as defined in TCR-3. The Project archaeologist shall attend the pre-grading meeting with the City, the construction manager and any contractors and will conduct a mandatory Cultural Resources Worker Sensitivity Training to those in attendance. The archaeological monitor shall have the authority to temporarily halt and redirect earth moving activities in the affected area in the event that suspected archaeological resources are unearthed.	Prior to Grading Permits.	City of Moreno Valley Planning Division	
MM TCR-2: Native American Monitoring. Prior to the issuance of a grading permit, the Developer shall secure agreements with the Pechanga Band of Luiseño Indians and Soboba Band of Luiseño Indians for tribal monitoring. The City is also required to provide a minimum of 30 days' advance notice to the tribes of all mass grading and trenching activities. The Native American Tribal Representatives shall have the authority to temporarily halt and redirect earth moving activities in the affected area in the event that suspected archaeological resources are unearthed. The Native American Monitor(s) shall attend the pre-grading meeting with the Project Archaeologist, City, the construction manager and any contractors and will conduct the Tribal	Prior to Grading Permits.	City of Moreno Valley Planning Division	

Stando	ard Condition/ Plan, Program, Policy / Mitigation Measure	Timing	Responsible for Ensuring Compliance / Verification	Date Completed and
	ctive of the mandatory Cultural Resources Worker Sensitivity Training			
to thos	e in attendance.			
MM T	CR-3: Cultural Resource Monitoring Plan (CRMP). The Project	Prior to Grading Permits.	City of Moreno Valley	
	eologist, in consultation with the Consulting Tribe(s), the contractor, and	· ·	Planning Division	
	y, shall develop a CRMP in consultation pursuant to the definition in		-	
	to address the details, timing and responsibility of all archaeological			
	ltural activities that will occur on the project site. A consulting Tribe is			
	d as a Tribe that initiated the AB 52 tribal consultation process for the			
-	, has not opted out of the AB52 consultation process, and has			
-	eted AB 52 consultation with the City as provided for in Cal Pub Res			
	Section 21080.3.2(b)(1) of AB52. Details in the Plan shall include:			
a)	Project description and location;			
b)	Project grading and development scheduling;			
c)	Roles and responsibilities of individuals on the Project;			
d)	The pre-grading meeting and Cultural Resources Worker Sensitivity			
	Training details;			
e)	The protocols and stipulations that the contractor, City, Consulting			
	Tribe(s) and Project archaeologist will follow in the event of			
	inadvertent cultural resources discoveries, including any newly			
	discovered cultural resource deposits that shall be subject to a			
۲,	cultural resources evaluation.			
f)	The type of recordation needed for inadvertent finds and the			
٠١	stipulations of recordation of sacred items.  Contact information of relevant individuals for the Project.			
g)	TCR-4: Cultural Resource Disposition. In the event that Native			
	can cultural resources are discovered during the course of grading and	In Construction Plans and	City of Moreno Valley	
	moving activities (inadvertent discoveries), the following procedures	Specifications. Prior to	Planning Division	
	be carried out for final disposition of the discoveries:	Demolition and Grading		
J. J. J.	2 carried out for final disposition of the discoveries.			
a) On	e or more of the following treatments, in order of preference, shall be			
-	yed with the tribes. Evidence of such shall be provided to the City of			
Morer	no Valley Planning Department:			

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i. Preservation-In-Place of the cultural resources, if feasible. Preservation in place means avoiding the resources, leaving them in the place they were found with no development affecting the integrity of the resources.	J		
ii. Onsite reburial of the discovered items as detailed in the treatment plan required pursuant to Mitigation Measure CR-1. This shall include measures and provisions to protect the future reburial area from any future impacts in perpetuity. Reburial shall not occur until all legally required cataloging and basic recordation have been completed. No recordation of sacred items is permitted without the written consent of all Consulting Native American Tribal Governments as defined in TCR-3 The location for the future reburial area shall be identified on a confidential exhibit on file with the City, and concurred to by the Consulting Native American Tribal Governments prior to certification of the environmental document.			
MM TCR 5: The City shall verify that the following note is included on the Grading Plan:  "If any suspected archaeological resources are discovered during ground – disturbing activities and the Project Archaeologist or Native American Tribal Representatives are not present, the construction supervisor is obligated to halt work in a 100-foot radius around the find and call the Project Archaeologist and the Tribal Representatives to the site to assess the significance of the find."	In Construction Plans and Specifications. Prior to Demolition and Grading	City of Moreno Valley Planning Division	
MM TCR 6: Inadvertent Finds. If potential historic or cultural resources are uncovered during excavation or construction activities at the project site that were not assessed by the archaeological report(s) and/or environmental assessment conducted prior to Project approval, all ground disturbing activities in the affected area within 100 feet of the uncovered resource must cease immediately and a qualified person meeting the Secretary of the Interior's standards (36 CFR 61), Tribal Representatives, and all site monitors per the Mitigation Measures, shall be consulted by the City to evaluate the find, and as appropriate recommend alternative measures to avoid, minimize or mitigate negative effects on the historic, or prehistoric resource. Further	In Construction Plans and Specifications. During Demolition, Excavation, and Grading	City of Moreno Valley Planning Division	

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ground disturbance shall not resume within the area of the discovery until an agreement has been reached by all parties as to the appropriate mitigation. Work shall be allowed to continue outside of the buffer area and will be monitored by additional archeologist and Tribal Monitors, if needed. Determinations and recommendations by the consultant shall be immediately submitted to the Planning Division for consideration, and implemented as deemed appropriate by the Community Development Director, in consultation with the State Historic Preservation Officer (SHPO) and any and all Consulting Native American Tribes as defined in MM TCR-2 before any further work commences in the affected area. If the find is determined to be significant and avoidance of the site has not been achieved, a Phase III data recovery plan shall be prepared by the Project Archeologist, in consultation with the Tribe, and shall be submitted to the City for their review and approval prior to implementation of the said plan.			
MM TCR 7: Human Remains. If human remains are discovered, no further disturbance shall occur in the affected area until the County Coroner has made necessary findings as to origin. If the County Coroner determines that the remains are potentially Native American, the California Native American Heritage Commission shall be notified within 24 hours of the published finding to be given a reasonable opportunity to identify the "most likely descendant". The "most likely descendant" shall then make recommendations, and engage in consultations concerning the treatment of the remains (California Public Resources Code 5097.98). (GP Objective 23.3, CEQA).	In Construction Plans and Specifications. During Demolition, Excavation, and Grading	City of Moreno Valley Planning Division	
MM TCR 8: Non-Disclosure of Reburial Locations. It is understood by all parties that unless otherwise required by law, the site of any reburial of Native American human remains or associated grave goods shall not be disclosed and shall not be governed by public disclosure requirements of the California Public Records Act. The Coroner, pursuant to the specific exemption set forth in California Government Code 6254 (r)., parties, and Lead Agencies, will be asked to withhold public disclosure information related	In Construction Plans and Specifications. During Demolition, Excavation, and Grading	City of Moreno Valley Planning Division	

		Responsible for	
Standard Condition/ Plan, Program, Policy / Mitigation Measure	Timing	Ensuring Compliance / Verification	Date Completed and Initials
to such reburial, pursuant to the specific exemption set forth in California Government Code 6254 (r).			
MM TCR 9: Archeology Report - Phase III and IV. Prior to final inspection, the developer/permit holder shall prompt the Project Archeologist to submit two (2) copies of the Phase III Data Recovery report (if required for the Project) and the Phase IV Cultural Resources Monitoring Report that complies with the Community Development Department's requirements for such reports. The Phase IV report shall include evidence of the required cultural/historical sensitivity training for the construction staff held during the pre-grade meeting. The Community Development Department shall review the reports to determine adequate mitigation compliance. Provided the reports are adequate, the Community Development Department shall clear this condition. Once the report(s) are determined to be adequate, two (2) copies shall be submitted to the Eastern Information Center (EIC) at the University of California Riverside (UCR) and one (1) copy shall be submitted to the Consulting Tribe(s) Cultural Resources Department(s).	In Construction Plans and Specifications. Prior to final inspection.	City of Moreno Valley Planning Division	
UTILITIES AND SERVICE SYSTEMS			
Mitigation Measure UT-1: Prior to the issuance of grading permits, the Project Applicant/Developer shall provide the City of Moreno Valley with documentation approved by one of the water purveyors serving the project area, either Box Springs Mutual Water Company or Western Municipal Water District, as well as approval from the Moreno Valley Fire Department, demonstrating that the water system is capable of delivering the required fire flow of 20 PSI, or whatever flow meets Fire Department standards at the time of construction, and multiple points of connection.	In Construction Plans and Specifications. Prior to the issuance of grading permits.	City of Moreno Valley Planning Division	