



*planning environmental processing services*

## **MEMORANDUM**

From: Patti Nahill, Principal - PGN

To: Travis Martin, Associate Planner  
City of San Bernardino Community & Economic Development

Date: November 2, 2022

RE: Response to Comment Received on the Belmont Residential Subdivision Project –  
Development Code Amendment 21-05 and Subdivision No. 21-11 (Tentative Tract Map  
TTM 20421)

The City received 1 comment letter/email on the Draft Initial Study/Mitigated Negative Declaration for the proposed project from the Yuhaaviatam of San Manuel Nation. The emailed comment was received on October 11, 2022 after the close of the public review period. The comment was provided by Ryan Nordness, Cultural Resource Analyst.

Do not hesitate to give me a call if you have any questions regarding the contents of this package.

**Travis Martin**

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**From:** Ryan Nordness <Ryan.Nordness@sanmanuel-nsn.gov>  
**Sent:** Tuesday, October 11, 2022 1:50 PM  
**To:** Travis Martin  
**Subject:** Notice of Intent to Adopt a Mitigated Negative Declaration for the Belmont and Olive Project, City of San Bernardino, CA

Caution - This email originated from outside the City - Verify that the Email display name and Email address are consistent. - Use caution when opening attachments.

Hello Travis,

Thank you for contacting the Yuhaaviatam of San Manuel Nation (formerly known as the San Manuel Band of Mission Indians) regarding the above referenced project. YSMN appreciates the opportunity to review the project documentation, which was received by our Cultural Resources Management Department on September 13<sup>th</sup> 2022, pursuant to CEQA (as amended, 2015) and CA PRC 21080.3.1. The proposed project area exists within Serrano ancestral territory and, therefore, is of interest to the Tribe. However, due to the nature and location of the proposed project, and given the CRM Department's present state of knowledge, YSMN does not have any concerns with the project's implementation, as planned, at this time. As a result, YSMN requests that the following language be made a part of the project/permit/plan conditions:

1-1

**CUL MMs**

1. In the event that cultural resources are discovered during project activities, all work in the immediate vicinity of the find (within a 60-foot buffer) shall cease and a qualified archaeologist meeting Secretary of Interior standards shall be hired to assess the find. Work on the other portions of the project outside of the buffered area may continue during this assessment period. Additionally, the Yuhaaviatam of San Manuel Nation Cultural Resources Department (YSMN) shall be contacted, as detailed within TCR-1, regarding any pre-contact and/or historic-era finds and be provided information after the archaeologist makes his/her initial assessment of the nature of the find, so as to provide Tribal input with regards to significance and treatment.
2. If significant pre-contact and/or historic-era cultural resources, as defined by CEQA (as amended, 2015), are discovered and avoidance cannot be ensured, the archaeologist shall develop a Monitoring and Treatment Plan, the drafts of which shall be provided to YSMN for review and comment, as detailed within TCR-1. The archaeologist shall monitor the remainder of the project and implement the Plan accordingly.
3. If human remains or funerary objects are encountered during any activities associated with the project, work in the immediate vicinity (within a 100-foot buffer of the find) shall cease and the County Coroner shall be contacted pursuant to State Health and Safety Code §7050.5 and that code enforced for the duration of the project.

**TCR MMs**

1. The Yuhaaviatam of San Manuel Nation Cultural Resources Department (YSMN) shall be contacted, as detailed in CR-1, of any pre-contact and/or historic-era cultural resources discovered during project implementation, and be provided information regarding the nature of the find, so as to provide Tribal input with regards to significance and treatment. Should the find be deemed significant, as defined by CEQA (as amended, 2015), a cultural resources Monitoring and Treatment Plan shall be created by the archaeologist, in coordination with YSMN, and all subsequent finds shall be subject to this Plan. This Plan shall allow for a monitor to be present that represents YSMN for the remainder of the project, should YSMN elect to place a monitor on-site.

2. Any and all archaeological/cultural documents created as a part of the project (isolate records, site records, survey reports, testing reports, etc.) shall be supplied to the applicant and Lead Agency for dissemination to YSMN. The Lead Agency and/or applicant shall, in good faith, consult with YSMN throughout the life of the project.

*Note: Yuhaaviatam of San Manuel Nation realizes that there may be additional tribes claiming cultural affiliation to the area; however, Yuhaaviatam of San Manuel Nation can only speak for itself. The Tribe has no objection if the agency, developer, and/or archaeologist wishes to consult with other tribes in addition to YSMN and if the Lead Agency wishes to revise the conditions to recognize additional tribes.*

Please provide the final copy of the project/permit/plan conditions so that YSMN may review the included language. This communication concludes YSMN's input on this project, at this time, and no additional consultation pursuant to CEQA is required unless there is an unanticipated discovery of cultural resources during project implementation. If you should have any further questions with regard to this matter, please do not hesitate to contact me at your convenience, as I will be your Point of Contact (POC) for YSMN with respect to this project.

Respectfully,  
Ryan Nordness

**Ryan Nordness**

Cultural Resource Analyst

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**RESPONSE TO COMMENT  
RYAN NORDNESS, CULTURAL RESOURCE ANALYST  
YUHAAVIATAM OF SAN MANUEL NATION  
COMMENT LETTER #1 (OCTOBER 11, 2022)**

- 1-1 Your comment is noted and will be made available to the City decision-makers for consideration prior to a decision on the proposed Project.

Thank you for reaffirming the language previously provided to the City of San Bernardino on March 28, 2022. This language was incorporated into the Draft Initial Study/Mitigated Negative Declaration. The Tribe's name change from the former San Manuel Band of Mission Indians to the Yuhaaviatam of San Manuel Nation has been made in the mitigation measures and the Mitigation Monitoring and Report Program.