

REVISIONS TO THE INTIAL STUDY/MND – BENEDETTI CAR WASH

Underlined text represents new text, ~~struckthrough~~ text is proposed to be removed.

1. Impact Discussion XVII. Impact discussion XVII is clarified to read as follows:

XVII. TRIBAL CULTURAL RESOURCES: Would the project cause a substantial adverse change in the significance of a tribal cultural resource, as 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:

	Potentially Significant Impact	Less Than Significant with Mitigation Incorporated	Less Than Significant Impact	No Impact
a. Listed or eligible for a listing in the California Register of Historic Resources, or in a local register of historic resources as defined in Public Resources Code Section 5020.1(k)?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
b. 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 asset fort in this Section, the lead agency shall consider the significance of the resource to a California Native American Tribe)?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Discussion:

Items a - b: ~~No Impact~~ **Less Than Significant Impact.** The site has been previously developed and surface areas disturbed in recent times. The Native American Heritage Commission (NAHC) did not identify any tribal cultural sites and none of the contacted NAHC identified tribal governments requested a consultation pursuant to Public Resources Code Section 21080.3.1. The site does not contain any known historic or tribal cultural resources. However, ~~implementation of Cultural Resource~~ there is a potential that tribal cultural resources may be discovered during project excavation and grading. To prevent any significant impacts, Mitigation Measure TCR-1, in addition to Mitigation Measure CR-1, will provide for the appropriate treatment of any previously unknown tribal cultural resources.

Mitigation Measure:

TCR-1 Inadvertent Discovery of Tribal Cultural Resources. To protect tribal cultural resources that may be accidentally discovered during grading or excavation activities, the following requirements shall apply.

- A. If requested by the Federated Tribes of the Graton Rancheria (FIGR), the property owner shall enter in an Agreement with the Federated Indians of Graton Rancheria for the Treatment of Tribal Cultural Resources and Tribal Monitoring prior to the issuance of a grading permit.
- B. Within fourteen (14) days prior to the start of any grading or excavation activities, the project applicant shall notify the FIGR Tribal Preservation Officer and the City of Sebastopol of the date and time of the proposed grading/excavation activities.
- C. Tribal cultural resource monitors and qualified archeologist shall have the authority to stop grading or excavation activities in and around the accidentally discovered resources pending an evaluation of the resource and the determination of how the resource should be treated. Possible treatments include, but are not limited to: the removal of the resource from the site, the protection of the resource in place (when feasible), or reburying the resource on site in a location acceptable to the FIGR. The City of Sebastopol shall be promptly notified if tribal cultural resources are identified.
- D. Tribal cultural resource monitors and archeologist will work cooperatively with the applicant to address the appropriate treatment of any discovered tribal cultural resources to minimize potential delays in construction.

2. Cultural Resource Mitigation Measure CR-1 is clarified to read as follows:

CR-1: Inadvertent Discovery of Cultural Resources. In the event that any prehistoric or historic-period subsurface archaeological features or deposits, including darkened soil (midden), that could conceal cultural deposits, animal bone, obsidian and/or mortar are discovered during earth-moving activities, all ground-disturbing activity within 50 feet of the discovery shall be halted immediately and the Planning and Building Divisions notified within 12 hours. Impacts on any significant resources shall be mitigated to a less-than-significant level through data recovery or other methods determined adequate by the City and that are consistent with the Secretary of the Interior's Standards for Archaeological Documentation. If Native American archaeological, ethnographic, or spiritual resources are discovered, all identification and treatment of the resources shall be conducted by a qualified archaeologist and Native American representatives who are approved by the local Native American community as experts of their cultural traditions consistent with Mitigation Measure TCR-1.