

Appendix E

MITIGATION MONITORING AND REPORTING PROGRAM

Appendix E – Mitigation Monitoring and Reporting Program

Pursuant to Section 21081.6 of the Public Resources Code and the California Environmental Quality Act (CEQA) Guidelines Section 15097, public agencies are required to adopt a monitoring or reporting program (referred to as a Mitigation Monitoring and Reporting Program [MMRP]) to ensure that the mitigation measures identified in the CEQA document are implemented. For the Phase II Desert View Conservation Area Recreational Trails Project (proposed Project), adopted mitigation measures shall be implemented as specified below in Table 1, the Mitigation Monitoring and Reporting Program (MMRP). This MMRP for the proposed Project will help ensure that mitigation measures identified in the Initial Study/Mitigated Negative Declaration for the Project will be implemented. The San Bernardino County Department of Public Works, Special Districts (Special Districts) shall be responsible for administering the MMRP and ensuring that all parties comply with its provisions. Special Districts may delegate monitoring activities to staff, consultants, or contractors. Special Districts also will ensure that monitoring is documented through periodic reports and that deficiencies are promptly corrected. Special Districts, or its designated environmental monitor, will track and document compliance with mitigation measures, note any problems that may result, and take appropriate action to rectify problems.

Responsibilities of the Parties

Special Districts is responsible for implementing adopted mitigation measures and for reporting on the implementation of these measures. Special Districts will have primary responsibility for ensuring that the measures are implemented and may use its monitoring authority by evaluating written reports and plans, and also by active field evaluation of activities at the Project site to ensure compliance with the requirements of adopted measures.

Documentation and Reporting

This summarizes Special Districts' documentation and reporting requirements during construction and maintenance as outlined in the MMRP (Table 1). In addition to any specific one-time submittals required in the MMRP, Special Districts shall produce compliance reports during the maintenance period, as required by regulatory agencies that demonstrate compliance with the applicable mitigation measures; and shall also maintain documentation of compliance with the mitigation measures.

Table 1. Mitigation Monitoring Program for Phase II Desert View Conservation Area Recreational Trails Project

MM # and Title	Mitigation Measure and Special Districts Responsibilities	Timing	Agency Responsibilities
Biological Resources			
BIO-1 Qualified Biologist	<p><u>Mitigation Measure</u> A Qualified Biologist shall monitor the construction crew and remain on site during initial ground disturbing and vegetation removal, or when heavy equipment is being operated. The Qualified Biologist shall ensure that impacts to special-status species and other sensitive biological resources are avoided. The Qualified Biologist shall have the authority, and obligation, to immediately stop any activity that could impact special-status species and other sensitive biological resources or that does not comply with proposed mitigation measures.</p> <p>At a minimum, the responsibilities of the Qualified Biologist shall include:</p> <ul style="list-style-type: none"> • Implementing a Worker Environmental Awareness Program (WEAP) for all construction personnel prior to conducting any work in sensitive areas. This will also include daily morning training to remind crews of the sensitive resources that occur in the Project site. • Conduct pre-construction sweeps within the designated work area prior to the start of any ground-disturbing activities. These sweeps will be performed by a qualified biologist to ensure that no special-status plant or wildlife species, including nesting birds, are present. • Ensuring the proposed mitigation measures and any additional regulatory permit conditions are properly implemented. • Ensuring that all Project activities occur within approved project limits and access roads. • Inspecting all open holes and trenches regularly and just prior to back-filling or covering and ensuring all open excavations are backfilled prior to crews leaving the work area. • Immediately stop work if any special-status wildlife species are observed within 50 feet of active work areas and ensure that no work activities occur until the animal has left the area under its own volition. <p><u>Special Districts Responsibilities</u> Special Districts will ensure that the Qualified Biologist implements WEAP training and pre-construction surveys prior to construction and that monitoring occurs during construction.</p>	Prior to and during construction	Special Districts shall ensure compliance with this mitigation measure.
BIO-2 Worker Environmental Awareness Program	<p><u>Mitigation Measure</u> A WEAP training shall be prepared and provided to all Project personnel prior to the commencement of any on-site activities. The training shall include an overview of special-status species (i.e. protected plants, wildlife, and nesting birds) that are known to occur or have the potential to occur within the Project site. It will also cover sensitive habitat types, applicable regulatory requirements, and the specific mitigation measures that must be followed during construction to prevent unauthorized impacts. The WEAP shall emphasize the roles and responsibilities of all personnel, the importance of complying with environmental permits, and the procedures for reporting wildlife encounters or environmental concerns. Upon completion of the training, all Project personnel shall be required to sign a log sheet confirming that they have received the training and understand the mitigation measures and environmental compliance expectations.</p> <p><u>Special Districts Responsibilities</u> Special Districts will ensure that the biological WEAP training be provided to all Project personnel prior to construction.</p>	Prior to construction	Special Districts shall ensure compliance with this mitigation measure.

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<p>BIO-3 General Protection Measures</p>	<p>Mitigation Measure To minimize potential impacts to biological resources, the following general protection measures shall be implemented:</p> <ul style="list-style-type: none"> • All Project activities, including driving on access roads, shall occur during daylight hours. • All litter and debris shall be removed from work areas daily. • Domestic and working dogs are prohibited from the Project site, access routes during Project activities, except those in the possession of authorized security personnel or federal, state, or local law enforcement officials. • No firearms, other than those of law enforcement personnel, shall be permitted within the Project site at any time during construction. • Wildlife encountered within the work areas shall be allowed to leave the work area unharmed. • Pre-construction surveys for special status species shall be conducted by a qualified biologist within 30 days prior to the start of work. <p>Special Districts Responsibilities Special Districts will ensure that general protection measures are followed during construction, and that pre-construction surveys for special status species are conducted within 30 days prior to the start of work.</p>	<p>Prior to and during construction</p>	<p>Special Districts shall ensure compliance with this mitigation measure.</p>
<p>BIO-4 Special-Status Plants</p>	<p>Mitigation Measure Pre-construction botanical surveys shall be conducted within the Project site during the appropriate growing season prior to the initiation of Project activities. Surveys shall be performed by a qualified botanist in accordance with current California Department of Fish and Wildlife and California Native Plant Society protocols. If special-status plant species are identified during pre-activity botanical surveys, they shall be protected through the establishment of a clearly marked buffer zone. The buffer shall be of sufficient size as determined appropriately by a qualified botanist in consultation with regulatory agencies to avoid direct and indirect impacts. The buffer zone shall be maintained throughout the duration of Project activities to ensure the protection of the identified plant populations.</p> <p>Special Districts Responsibilities Special Districts will ensure that pre-construction botanical surveys are conducted prior to construction. If any special status plants are found, Special Districts will ensure that buffer zones will be implemented to avoid impacts during construction.</p>	<p>Prior to and during construction.</p>	<p>Special Districts shall ensure compliance with this mitigation measure.</p>
<p>BIO-5 Western Joshua Tree</p>	<p>Mitigation Measure Prior to Project activities, San Bernardino County Department of Public Works – Special Districts shall work with California Department of Fish and Wildlife (CDFW) to ensure compliance with the Western Joshua Tree Conservation Act. If western Joshua trees are present within the project site and can be avoided, an Incidental Take Permit (ITP) will not be required. However, if during Project implementation, it becomes necessary to impact a western Joshua tree, including its roots, an ITP shall be obtained from CDFW prior to any impact. Additionally, prior to Project activities, a survey shall be conducted to determine the presence of western Joshua trees within the Project site prior to the start of ground-disturbing activities. Crews shall not allow vehicles, equipment, or materials to be parked, or placed on top of any western Joshua trees. Vehicles or equipment left within the</p>	<p>Prior to and during construction</p>	<p>Special Districts shall ensure compliance with this mitigation measure.</p>

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	<p>Project site overnight shall be located at least 50 feet from all western Joshua trees. If a western Joshua tree is damaged because of the Project, the Designated Botanist(s) shall immediately notify CDFW of the damage.</p> <p><u>Special Districts Responsibilities</u></p> <p>Special Districts will ensure that construction activities comply with the Western Joshua Tree Conservation Act.</p>		
BIO-6 Monarch Butterfly	<p><u>Mitigation Measure</u></p> <p>All milkweed plants shall be avoided to the maximum extent feasible during Project activities. If the removal or destruction of a milkweed plant cannot be avoided, the Qualified Biologist shall inspect the plant prior to activities to ensure that no monarch butterfly adults, larvae, or eggs are present. If monarch butterfly adults, larvae, or eggs are present, the plant shall be avoided.</p> <p><u>Special Districts Responsibilities</u></p> <p>Special Districts will ensure that milkweed plants and plants with monarch butterfly eggs, larvae, or adults are avoided to the maximum extent feasible during Project construction.</p>	During construction	Special Districts shall ensure compliance with this mitigation measure.
BIO-7 Crotch Bumble Bee	<p><u>Mitigation Measure</u></p> <p>A pre-construction survey shall be conducted no more than 14 days prior to the start of any ground-disturbing activities. Surveys shall be performed by a Qualified Biologist during the species' active season (typically late spring through early fall) and shall cover the entire Project footprint, including a 50-foot buffer. Surveys shall follow the most current guidance provided by California Department of Fish and Wildlife.</p> <p><u>Special Districts Responsibilities</u></p> <p>Special Districts will ensure that pre-construction surveys are conducted no more than 14 days prior to ground-disturbing construction activities.</p>	Prior to construction	Special Districts shall ensure compliance with this mitigation measure.
BIO-8 Desert Tortoise	<p><u>Mitigation Measure</u></p> <p>A qualified biologist shall conduct pre-construction surveys no more than 48 hours prior to the start of ground-disturbing activities consistent with the U.S. Fish and Wildlife Service 2019 Desert Tortoise Survey Protocol (USFWS, 2019). Surveys shall cover the entire Project footprint and a 50-foot survey buffer to identify any active burrows or individuals. If a burrow is determined to be active, the Qualified Biologist shall establish a no-disturbance buffer of 50 feet or greater around the burrow. A Qualified Biologist shall be present during all ground-disturbing activities, vegetation removal, or when heavy equipment is being operated within desert tortoise habitat and shall stop work if a desert tortoise is detected at or within 50 feet of work activities, until the individual leaves on its own. Lastly, within desert tortoise habitat, vehicles shall not exceed 15 miles per hour on access roads during periods of increased desert tortoise activity (March 1 through October 31). If a vehicle is parked, the ground around and under the vehicle shall be inspected for desert tortoises before the vehicle is moved. If a desert tortoise is present, the equipment or vehicle shall remain place until the desert tortoise moves 50 feet from the equipment or vehicle. All field personnel shall immediately inform the Qualified Biologist if a desert tortoise is seen during the implementation of any Project activity. Lastly, no desert tortoise shall be handled or disturbed.</p> <p><u>Special Districts Responsibilities</u></p> <p>Special Districts will ensure pre-construction surveys and construction monitoring and appropriate response for desert tortoise are followed throughout the duration of the Project.</p>	Prior to and during construction	Special Districts shall ensure compliance with this mitigation measure.

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<p>BIO-9 Nesting Birds</p>	<p>Mitigation Measure Regardless of the time of year, pre-construction surveys for active bird nests shall be conducted on the Project site and within 500 feet of the Project site by a Qualified Avian Biologist, who is knowledgeable in the life histories and ecology of species, no more than three days before the initiation of construction and vegetation removal activities. Surveys shall encompass all suitable areas including trees, shrubs, bare ground, burrows, cavities, and structures. Surveys shall focus on both direct and indirect evidence of nesting, including nest locations and nesting behavior (e.g., copulation, carrying of food or nest materials, nest building, removal of fecal sacks, flushing suddenly from atypically close range, agitation, aggressive interactions, feigning injury or distraction displays, or other behaviors). If a nest is suspected, but not confirmed, the Qualified Avian Biologist shall establish a disturbance-free buffer until additional surveys or monitoring can be completed. The Qualified Avian Biologist shall not risk failure of the nest to determine the exact location or status and shall make every effort to limit the nest to potential predation as a result of the survey/monitoring efforts (e.g., limit number of surveyors, limit time spent at/near the nest, scan the site for potential nest predators before approaching, immediately depart nest area if indicators of stress or agitation are displayed). Active nests must be monitored during construction and vegetation removal activities by a Qualified Avian Biologist or Biological Monitor. The Biological Monitor may provide assistance to the Qualified Avian Biologist with biological surveys and monitoring, if needed. The Qualified Avian Biologist shall establish a conservative buffer surrounding the nest based on their professional judgement and experience. The buffer shall be delineated to ensure that its location is known by all persons working within the vicinity but shall not be marked in such a manner that it attracts predators. Once the buffer is established, the Qualified Avian Biologist shall document baseline behavior, stage of reproduction, and existing site conditions, including vertical and horizontal distances from proposed work areas, visual or acoustic barriers, and existing level of disturbance. Following documentation of baseline conditions, the Qualified Avian Biologist may choose to adjust the buffer based on site characteristics, stage of reproduction, and types of Project activities proposed at/near that location. The Qualified Avian Biologist or Biological Monitor shall be present onsite daily to monitor all existing nests, the efficacy of established buffers, and to document any new nesting occurrences. If Project activities disturb nesting, the Biological Monitor shall notify the construction manager and halt activities within the vicinity of the nest. The Qualified Avian Biologist has the authority to implement measures to reduce disturbance in the vicinity. If Loggerhead shrike and Le Conte's thrasher nests are found during the survey or through ongoing monitoring, a 500-foot avoidance buffer shall be established and monitored as described above. The avoidance buffer shall be maintained until the young have fledged.</p> <p>Special Districts Responsibilities Special Districts will ensure pre-construction nesting bird surveys and construction monitoring and appropriate response for active nests are followed throughout the duration of the Project.</p>	<p>Prior to and during construction</p>	<p>Special Districts shall ensure compliance with this mitigation measure.</p>
<p>BIO-10 Burrowing Owl</p>	<p>Mitigation Measure Due to presence of suitable nesting and overwintering habitat for western burrowing owl (BUOW) on the Project site, a Qualified Avian Biologist shall perform breeding season and non-breeding season surveys consistent with the California Department of Fish and Wildlife (CDFW) 2012 Staff Report on Burrowing Owl Mitigation. If performing both breeding season and non-breeding season surveys is infeasible, Special Districts shall coordinate with CDFW regarding whether to proceed with either breeding season surveys or non-breeding season surveys. Additionally, if there is a lapse of one year since focused BUOW surveys occurred, within 14 days prior to the start of ground disturbing Project activities, a Qualified Avian Biologist shall conduct western</p>	<p>Prior to and during construction</p>	<p>Special Districts shall ensure compliance with this mitigation measure.</p>

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	<p>burrowing owl surveys within the Project site and 500 feet of the Project site and again within 24 hours prior to the start of ground disturbing Project activities. If an active burrow or BUOW is detected on the Project site during any of the surveys, Special Districts shall fully avoid impacts to BUOW, and the Qualified Avian Biologist shall place a disturbance free avoidance buffer sufficient to ensure full avoidance. Occupied burrows shall not be disturbed at any time during Project activities. If BUOW are present and have a potential to be impacted by the Project, Special Districts shall obtain an Incidental Take Permit from CDFW.</p> <p><u>Special Districts Responsibilities</u></p> <p>Special Districts will ensure that surveys are conducted for BUOW prior to construction, and avoidance buffers are established during construction if active burrows or BUOW are detected.</p>		
<p>BIO-11 Desert Bighorn Sheep</p>	<p><u>Mitigation Measure</u></p> <p>If any desert bighorn sheep are observed during Project activities, work within a minimum of 500 feet of the sheep shall be halted, and activities would resume after the animal moves away on its own as determined by a Qualified Biologist or Biological Monitor. Project activities shall also use noise-reducing construction methods as feasible and limit work to daylight hours to reduce disturbance. Lastly, Project activities that result in loud noises shall occur outside of the lambing season (January through June). To prevent potential transmission of disease from domestic animals to desert bighorn sheep, Special Districts shall require all workers who have had contact with livestock, such as goats and sheep to decontaminate work boots prior to entering the Project site. Decontamination shall involve scrubbing of the soles of work boots with a 10% bleach solution to remove all organic matter and kill pathogens. Alternatively, footwear may be changed to ensure that potentially contaminated footwear does not enter the Project site. Heavy equipment previously used in livestock operations, including, but not limited to, sheep and goat livestock operations, or where roadside clearing has occurred through grazing shall not be utilized for Project activities.</p> <p><u>Special Districts Responsibilities</u></p> <p>Special Districts will ensure that impacts to desert bighorn sheep are avoided during Project construction.</p>	<p>During construction</p>	<p>Special Districts shall ensure compliance with this mitigation measure.</p>
<p>BIO-12 Kit Fox and Badger</p>	<p><u>Mitigation Measure</u></p> <p>Within 14 days prior to the start of Project activities, a qualified biologist shall conduct surveys for desert kit fox and American badger, including dens or sign (e.g., tracks, scat, prey remains) within the Project site and a 500-foot survey buffer around the Project site. If an active desert kit fox or American badger den is identified, Special Districts shall contact California Department of Fish and Wildlife (CDFW) and fully avoid impacts to desert kit fox or American badger, and a minimum 500-foot avoidance buffer shall be established by the Qualified Biologist based on their best professional judgment and experience, and no activities within the buffer will be allowed unless authorized by a Qualified Biologist during the non-breeding season. If a den is suspected to be inactive but not confirmed; for example, the entirety of the den cannot be seen, the Qualified Biologist or Biological Monitor shall monitor the den for 3 consecutive nights using infrared camera stations at the entrance(s). If no tracks or sign are observed at the den or no photos of the desert kit fox or American badger are captured after 3 nights, then the den shall be excavated by hand and backfilled with handheld equipment or mechanized equipment by the Qualified Biologist.</p>	<p>Prior to and during construction</p>	<p>Special Districts shall ensure compliance with this mitigation measure.</p>

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	<p><u>Special Districts Responsibilities</u> Special Districts will ensure that preconstruction surveys for desert kit fox and American badger are conducted. If these species are detected, Special Districts will ensure that buffers are established during construction, and appropriate measures are followed if inactive dens are found.</p>		
<p>CUL-1 Worker Environmental Awareness Program</p>	<p><u>Mitigation Measure</u> Prior to the initiation of construction, all construction personnel shall be trained by a qualified archaeologist regarding the recognition of possible buried cultural resources (i.e., precontact and/or historical artifacts, objects, or features) and protection of all archaeological resources during construction. Training shall inform all construction personnel of the procedures to be followed upon the discovery of cultural materials. All personnel shall be instructed that unauthorized removal or collection of artifacts is a violation of State law. Any excavation contract (or contracts for other activities that may have subsurface soil impacts) shall include clauses that require construction personnel to attend the Worker Environmental Awareness Program, so they are aware of the potential for inadvertently exposing buried archaeological deposits.</p> <p><u>Special Districts Responsibilities</u> Special Districts will ensure that cultural WEAP training is conducted prior to construction.</p>	<p>Prior to construction</p>	<p>Special Districts shall ensure compliance with this mitigation measure.</p>
<p>CUL-2 Archaeological Monitoring</p>	<p><u>Mitigation Measure</u> During initial ground disturbance within each of the seven recreational features in the Project site, a qualified archaeological monitor shall be present to observe the initial ground disturbing activity. Monitoring frequency can be increased or decreased based on soil conditions and observations, in concurrence with San Bernardino County Department of Public Works, Special Districts.</p> <p><u>Special Districts Responsibilities</u> Special Districts will ensure that initial ground disturbance at the recreational features is monitored by a qualified archaeological monitor.</p>	<p>During construction</p>	<p>Special Districts shall ensure compliance with this mitigation measure.</p>
<p>CUL-3 Inadvertent Discovery of Cultural Remains</p>	<p><u>Mitigation Measure</u> If previously unidentified cultural resources are uncovered during construction activities, construction work within 50 feet of the find shall be halted and directed away from the discovery until a Secretary of the Interior qualified archaeologist assesses the significance of the resource. The archaeologist, in consultation with the San Bernardino County Department of Public Works, Special Districts (Special Districts), shall make the necessary plans for treatment of the find(s) and for the evaluation and mitigation of impacts if the find(s) is found to be eligible to the National or California Registers, or qualify as a unique archaeological resource under CEQA (PRC Section 21083.2). If the find is determined to potentially be a Tribal Cultural Resource, local Native American tribes shall be contacted and included in decision making regarding the resource.</p> <p>If the find(s) do(es) not meet the definition of a historical, unique archaeological, or Tribal Cultural Resource, no further study or protection is necessary prior to Project implementation. If the find meets the definition of a historical, unique archaeological, or Tribal Cultural Resource, then it shall be avoided by Project activities. If avoidance is not feasible, adverse effects to such resources shall be mitigated in accordance with the recommendations of the archaeologist. Recommendations shall include collection, recordation, and analysis of any significant cultural materials. A report of findings documenting any data recovery shall be submitted to the</p>	<p>During construction</p>	<p>Special Districts shall ensure compliance with this mitigation measure.</p>

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	<p>County of San Bernardino, Native American Heritage Commission (Tribal Cultural Resources), and the South Central Coastal Information Center (SCCIC).</p> <p>Special Districts shall ensure that construction personnel do not collect or move any cultural material during implementation of the Project.</p> <p><u>Special Districts Responsibilities</u></p> <p>Special Districts will ensure that appropriate measures are followed if previously unidentified cultural resources are discovered during construction.</p>		
<p>CUL-4 Treatment of Human Remains</p>	<p><u>Mitigation Measure</u></p> <p>All human remains discovered are to be treated with respect and dignity. Upon discovery of human remains, all work within 100 feet of the discovery area must cease immediately, disturbance must be avoided, and the area must be secured. The San Bernardino County Coroner’s Office shall be called. The Coroner has 2 working days to examine the remains after notification. The appropriate land manager/owner of the site shall be called and informed of the discovery. It is very important that the suspected remains, and the area around them, are undisturbed and the proper authorities called to the scene as soon as possible, because it could be a crime scene. The Coroner shall determine if the remains are archaeological/historic or of modern origin and whether there are any criminal or jurisdictional questions.</p> <p>If the Coroner determines that the remains are archaeological/historic-era, the Coroner shall make recommendations concerning the treatment and disposition of the remains to the person responsible for the excavation, or to his or her authorized representative. If the Coroner believes the remains to be those of a Native American, he/she shall contact the Native American Heritage Commission (NAHC) by telephone within 24 hours.</p> <p>The NAHC would immediately notify the person it believes to be the most likely descendant (MLD) of the remains. The MLD has 48 hours from the time given to access the site to make recommendations to the landowner for treatment or disposition of the human remains. If the descendant does not make recommendations within 48 hours, the landowner shall reinter the remains in an area of the property secure from further disturbance. If the landowner does not accept the descendant’s recommendations, the owner or the descendant may request mediation by NAHC.</p> <p>According to the California Health and Safety Code, six or more human burials at one location constitute a cemetery (Section 8100), and willful disturbance of human remains is a felony (Section 7052).</p> <p><u>Special Districts Responsibilities</u></p> <p>Special Districts will ensure that appropriate measures are followed if human remains are discovered during construction.</p>	<p>During construction</p>	<p>Special Districts shall ensure compliance with this mitigation measure.</p>
<p>TCR-1 Treatment of Cultural Resources During Project Implementation</p>	<p><u>Mitigation Measure</u></p> <p>If a pre-contact cultural resource is discovered during Project implementation, ground disturbing activities shall be suspended 60 feet around the resource(s), and an Environmentally Sensitive Area physical demarcation/barrier constructed.</p> <p>The Project Archaeologist shall develop a research design that shall include a plan to evaluate the resource for significance under CEQA criteria. Representatives from Yuhaaviatam of San Manuel Nation (YSMN), the Archaeologist, and the Lead Agency shall confer regarding the research design, as well as any testing efforts needed to delineate the resource boundary. Following the completion of evaluation efforts, all parties shall confer</p>	<p>During construction</p>	<p>Special Districts shall ensure compliance with this mitigation measure.</p>

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<p>regarding the resource's archaeological significance, its potential as a Tribal Cultural Resource (TCR), and avoidance (or other appropriate treatment) of the discovered resource. Removal of any cultural resource(s) shall be conducted with the presence of a Tribal monitor representing the Tribe, unless otherwise decided by YSMN. All plans for analysis shall be reviewed and approved by the applicant and YSMN prior to implementation, and all removed material shall be temporarily curated on-site.</p> <p>It is the preference of YSMN that removed cultural material be reburied as close to the original find location as possible. However, should reburial within/near the original find location during Project implementation not be feasible, then a reburial location for future reburial shall be decided upon by YSMN, the landowner, and the Lead Agency, and all finds shall be reburied within this location. Additionally, in this case, reburial shall not occur until all ground disturbing activities associated with the Project have been completed, all monitoring has ceased, all cataloguing and basic recordation of cultural resources have been completed, and a final monitoring report has been issued to the Lead Agency, California Historical Resources Information System (CHRIS), and YSMN. All reburials are subject to a reburial agreement that shall be developed between the landowner and YSMN outlining the determined reburial process/location, and shall include measures and provisions to protect the reburial area from any future impacts.</p> <p>Should it occur that avoidance, preservation in place, and on-site reburial are not an option for treatment, the landowner shall relinquish all ownership and rights to this material and confer with YSMN to identify an American Association of Museums-accredited facility within the County that can accession the materials into their permanent collections and provide for the proper care of these objects in accordance with the 1993 California Curation Guidelines. A curation agreement with an appropriate qualified repository shall be developed between the landowner and museum that legally and physically transfers the collections and associated records to the facility. This agreement shall stipulate the payment of fees necessary for permanent curation of the collections and associated records and the obligation of the Project developer/applicant to pay for those fees.</p> <p>All draft records/reports containing the significance and treatment findings and data recovery results shall be prepared by the Archaeologist and submitted to the Lead Agency and YSMN for their review and comment. After approval from all parties, the final reports and site/isolate records are to be submitted to the local CHRIS Information Center, the Lead Agency, and YSMN.</p> <p><u>Special Districts Responsibilities</u></p> <p>Special Districts will confer with representatives from the Yuhaaviatam of San Manuel Nation to ensure that appropriate measures are followed if pre-contact cultural resources are discovered during construction.</p>		
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