Mitigation Monitoring Program

MacArthur Lake Stormwater Capture Project

State Clearinghouse No. 2022040153

City of Los Angeles, Department of Public Works
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1 Introduction

This document constitutes the Mitigation Monitoring Program (MMP) for the MacArthur Lake Stormwater Capture Project (proposed project). This MMP, prepared in compliance with Public Resources Code Section 21081.6 and State CEQA Guidelines Section 15097, specifies the monitoring requirements for the MacArthur Lake Stormwater Capture Project as described in the Final Environmental Impact Report (EIR) prepared for the project.

The City of Los Angeles (City) is the California Environmental Quality Act (CEQA) lead agency for the proposed project and, therefore, is responsible for administering and implementing the MMP. The City of Los Angeles Department of Public Works, Bureau of Sanitation (LASAN) is the project lead. However, project construction will be implemented by the Bureau of Engineering (BOE), and operations and maintenance activities will be implemented by the City, LASAN, and the City Department of Recreation and Parks (RAP).

2 Monitoring Procedures

This MMP shall be enforced throughout all phases of the proposed project. The City shall be responsible for implementing the MMP. The City may delegate monitoring responsibilities to staff, consultants, or contractors for specific mitigation measures, project commitments, or best management practices (BMPs) as specified in the MMP. Applicable measures shall be included in corresponding bid specifications released for the proposed project.

The construction contractor shall submit an Environmental Compliance Plan for BOE approval prior to the beginning of ground-disturbing construction activities. The Environmental Compliance Plan will document how the contractor intends to comply with mitigation measures, project commitments, and BMPs applicable to the contract. BOE will also ensure that monitoring is documented in an Environmental Compliance Report and that deficiencies are promptly corrected. A designated environmental monitor with BOE will track and document compliance with measures, note any problems that may result, and take appropriate action to rectify problems.

3 Mitigation Monitoring Program

The MMP addresses the mitigation measures adopted for the proposed project and the methods of monitoring and reporting on these actions. In addition, the City has elected to also include project commitments and BMPs in the MMP to establish these commitments for project implementation.

The following tables provide: the number (where applicable) and title of each mitigation measure, project commitment, or BMP identified in the Final EIR; the full text of the subject mitigation measure, project commitment, or BMP; the monitoring action; the timing of implementation; and actions verifying compliance. Specifically, the information in the tables includes the following:

- Monitoring Action: Project element that will be implemented and actions that are required to implement the mitigation measure, project commitment, or BMP
- Timing of Implementation: When the mitigation measure, project commitment, or BMP will be implemented
- Monitoring Responsibility: The party responsible for implementing the mitigation measure, project commitment, or BMP
- Verification of Compliance: The mechanism that will be used to verify implementation

Table 1 provides, by environmental resource topic, the mitigation measures applicable to the proposed project. **Table 2** provides, by environmental resource topic, the project commitments (not identified as mitigation measures) that the City will implement as part of the tribal consultation process required under Assembly Bill 52 as well as a project commitment to conduct post-construction lake monitoring. **Table 3** provides additional best management practices (not identified as mitigation measures) that will also be implemented as part of the proposed project.

The City is ultimately responsible for ensuring that all mitigation measures, project commitments, and BMPs are implemented. Some measures will be implemented by the construction contractor(s) in accordance with their contract specifications, which include environmental compliance requirements. The City will remain responsible for ensuring that implementation occurs and that monitoring of the mitigation measures, project commitments, and BMPs is completed in accordance with the MMP.

Table 1 Mitigation Measures				
Mitigation Measure	**Monitoring/ Reporting Action**	**Timing of Implementation**	**Monitoring Responsibility**	**Verification of Compliance**
Biological Resources				
MM-BIO-1: Protection of Migratory Birds. If construction or maintenance activities that require the removal of vegetation are scheduled to occur during the nesting season for birds/raptors (January 1 to September 15), vegetation clearing for the proposed project shall be conducted outside the nesting season, if feasible. If it is not feasible to schedule vegetation clearing outside of nesting season and prior to implementation of construction or maintenance activities that could result in removal of or disturbances to vegetation providing bird nesting habitat during the bird nesting season (January 1 through September 15), the following shall occur: ▪ A biological survey will be conducted 72 hours prior to construction or maintenance that will remove or disturb suitable nesting habitat during the breeding season. The survey will be performed by a qualified avian biologist with experience conducting breeding bird surveys. The biologist will prepare a survey report within 24 hours of conducting the survey, documenting the presence or absence of any active nest of a migratory bird. ▪ If an active nest is located within the construction area, or in the vicinity, and the biologist determines that the nest may be impacted, an appropriate no-work buffer will be established by the biologist, in consultation with CDFW, based on the species, the type of construction activities, and other considerations. Vegetation removal within the buffer and other construction activities as determined by the biologist will be postponed until the nest is vacated and juveniles have fledged (minimum of 6 weeks after egg laying) and when there is no evidence of a second attempt at nesting. ▪ The biologist shall serve as a construction monitor during those periods when construction activities will occur near active nest areas to ensure that no inadvertent impacts on these nests shall occur.	Avoidance of vegetation removal during nesting season, if feasible; Documentation of biological survey, if required; Establishment of an appropriate no-work buffer by the biologist, in consultation with CDFW, if an active nest is located within the construction area; Biological construction monitoring during construction, if vegetation clearing occurs during nesting season	Prior to construction; During construction if vegetation is not cleared outside of nesting season; During maintenance activities	City BOE; qualified avian biologist	Contract specifications; Field inspections

Table 1 Mitigation Measures				
Mitigation Measure	**Monitoring/ Reporting Action**	**Timing of Implementation**	**Monitoring Responsibility**	**Verification of Compliance**
Cultural Resources				
MM-CR-1. Archaeological Resources Pre-construction Worker Training. Prior to the commencement of ground disturbing activities, a professional qualified archaeologist shall be retained to provide construction personnel with a briefing in the identification of archaeological resources and information on regulatory requirements for the protection of cultural resources. The briefing shall include examples of cultural resources (i.e., archaeological, Native American, and paleontological resources) that may be onsite and protocols to follow if discoveries are made. The archaeologist shall develop the training program and any supplemental materials necessary for its implementation.	Retention of a qualified archaeologist; Archaeological resources briefing/training program conducted by a qualified archaeologist for all construction personnel	Prior to construction	City BOE; qualified archaeologist	Contract specifications; Documentation of worker training and attendance records
MM-CR-2. Archaeological Resources Monitoring. Prior to initiation of any project-related grading or excavation activities, a qualified archaeologist and an archaeological monitor under the archaeologist's direction shall be retained to provide monitoring during ground disturbing (i.e., excavation) activities in native soils. **Resource Identification.** During construction, should subsurface archaeological resources be discovered, all activity within 50 feet of the find shall stop and the qualified archaeologist shall assess the significance of the find in accordance with State CEQA Guidelines Section 15064.5. Work shall not resume in the direct area of the discovery until it is assessed by the archaeologist and they indicate that construction can resume. **Resource Evaluation and Recovery.** If any find is determined to be significant, the archaeologist shall determine, in consultation with the implementing agency, appropriate avoidance measures or other appropriate mitigation. Per State CEQA Guidelines Section 15126.4(b)(3), preservation in place shall be the preferred means to avoid impacts to archaeological resources qualifying as historical resources. Consistent with State CEQA Guidelines Section 15126.4(b)(3)(C), if it is demonstrated that resources cannot be avoided, the qualified archaeologist shall develop additional treatment measures, such as data recovery or other appropriate measures, in consultation with the implementing agency, as applicable. When data recovery	Retention of a qualified archaeologist and an archaeological monitor under the archaeologist's direction; Monitoring of ground disturbing activities by the qualified archaeologist; Implementation of actions for resource identification, resource evaluation and recovery, human remains, and reporting and curation, if applicable, as specified in the mitigation measure	Prior to construction; During construction	City BOE; qualified archaeologist; archaeological monitor	Contract specifications; Field inspections; Archaeological monitor's logs

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through excavation is the only feasible mitigation, a data recovery plan, which makes provisions for adequately recovering the scientifically consequential information from and about the historical resource, shall be prepared by the archaeologist prior to any excavation of the resource being undertaken. Any resulting data recovery reports shall be deposited with the California Historical Resources Regional Information Center or a legal repository. If an archaeological site does not qualify as a historical resource but meets the criteria for a unique archaeological resource as defined in Section 21083.2 of the Public Resources Code, then the site shall be treated in accordance with the provisions of Section 21083.2. **Human Remains.** If human remains are encountered at any point during project excavation, the contractor shall immediately cease all work on the project until the coroner deems it appropriate to resume. All procedures before and after the human remains are removed shall follow applicable laws and regulations, including Health and Safety Code Section 7050.5 and Public Resources Code Section 5097.98. **Reporting and Curation.** Reporting shall be completed in conformance with the guidelines set forth by the California Department of Parks and Recreation Office of Historic Preservation for Archaeological Research Management Reports. Proper curation and archiving of artifacts shall be conducted in accordance with regulatory requirements and industry standards. Within three months of the completion of monitoring, a compliance report shall be submitted to the implementing agency that summarizes the monitoring efforts, including any artifacts that have been processed. The final report shall be submitted to the South Central Coastal Information Center.				

Table 1 Mitigation Measures				
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MM-CR-3. Paleontological Resources Pre-construction Worker Training. Prior to the commencement of ground disturbing activities, a qualified paleontologist shall be retained to create a Worker's Environmental Awareness Program pamphlet that will be provided as training to construction personnel to understand regulatory requirements for the protection of paleontological resources. This training shall include examples of paleontological resources to be aware of in the vicinity and protocols to follow if discoveries are made. The paleontologist shall develop the pamphlet and any supplemental materials necessary to implement the program.	Retention of a qualified paleontologist; Creation of a Worker's Environmental Awareness Program pamphlet by the qualified paleontologist and distribution to all construction personnel	Prior to construction	City BOE; qualified paleontologist	Contract specifications; Worker's Environmental Awareness Program pamphlet; Documentation of distribution to construction personnel
MM-CR-4. Paleontological Resources Monitoring. Prior to initiation of any project-related grading or excavation activities, a professional paleontologist and a paleontological monitor under the paleontologist's direction shall be retained. The paleontological monitor shall monitor all excavation in native soils. **Monitoring.** Monitoring will entail the visual inspection of excavated or graded areas as well as trenching, sidewalls, and entrance/exit pits during project excavation. If no significant fossils have been exposed, the paleontologist may determine that full time monitoring is no longer necessary, and periodic spot checks or no further monitoring may be recommended. **Resource Identification, Evaluation, and Recovery.** If a paleontological resource is encountered when a monitor is not onsite, all construction shall cease within at least 50 feet of the discovery and the paleontologist or paleontological monitor shall be notified immediately. If the monitor is present at the time of discovery, then the monitor will have the authority to temporarily divert the construction equipment around the find until it is assessed for scientific significance. Work shall not resume in the direct area of the discovery until it is assessed, and the paleontologist indicates that construction can resume. If the resource is found to be significant, the paleontologist shall systematically remove and stabilize the specimen(s) in anticipation of preservation. If necessary, soil samples will be collected per Society of Vertebrate Paleontologists standards. After basic laboratory analysis and cataloging has been	Retention of a qualified paleontologist and a paleontological monitor under the paleontologist's direction; Monitoring of grading or excavation activities by the professional paleontologist; Implementation of actions for resource identification, evaluation, and recovery, if applicable, as specified in the mitigation measure	Prior to construction; During construction	City BOE; qualified paleontologist; paleontological monitor	Contract specifications; Field inspections; Paleontological monitor's logs

Table 1 Mitigation Measures				
Mitigation Measure	**Monitoring/ Reporting Action**	**Timing of Implementation**	**Monitoring Responsibility**	**Verification of Compliance**
completed, the specimen(s) shall be curated at a qualified research facility, such as the Los Angeles County Natural History Museum or other legal repository. Within three months of the laboratory analysis, a compliance report shall be submitted to the implementing agency that summarizes the efforts and result. The final report shall be submitted to the Los Angeles County Natural History Museum or other legal repository.				
Noise and Vibration				
MM-NV-1. Construction Noise Control and Mitigation Plan. The City will require its construction contractor(s) working on proposed project improvements to develop a noise control plan to address construction equipment noise at noise-sensitive uses where construction noise impacts may be significant. The noise control plan must be approved by the City prior to implementation and will require the construction contractor(s) to specify noise-reducing construction measures and practices that will be employed to reduce noise from construction activities to the maximum extent feasible. Measures that can be used to limit construction-related noise include, but are not limited to, the following: ▪ **Construction hours.** Limit construction to the hours of 7:00 a.m. to 9:00 p.m. on weekdays and between 8:00 a.m. and 6:00 p.m. on Saturdays, and prohibit construction equipment noise anytime on Sundays and holidays. Prevent construction personnel from being on the project site (including laydown and storage areas), and prohibit material or equipment deliveries and collections, during the prohibited hours. ▪ **Construction equipment.** Properly muffle and maintain all construction equipment powered by internal combustion engines. Ensure that all construction equipment powered by gasoline or diesel engines has sound control devices that are at least as effective as those originally provided by the manufacturer and that all equipment is operated and maintained to minimize noise generation.	Development and implementation of a project-specific Construction Noise Control and Mitigation Plan by construction contractor(s) for approval by the City; Implementation of measures specified in the plan; Establishment of noise complaint procedures; Designation of disturbance coordinator with name and complaint telephone number posted onsite; Notification of neighboring noise-sensitive land uses and building managers	Prior to construction; During construction	City BOE; construction contractor(s); Disturbance Coordinator	Contract specifications; Field inspections; Regular reporting on construction noise control and mitigation plan, including documentation; Complaint log; Documentation of notifications to neighboring land uses specified in mitigation measure

Table 1 Mitigation Measures				
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▪ **Stationary equipment.** Locate stationary noise-generating construction equipment, such as air compressors and portable power generators, as far as practical from existing noise-sensitive land uses; muffle and enclose such equipment within temporary enclosures and shielded by barriers, to the extent feasible. ▪ **Quiet equipment.** Use the quietest equipment available, equip internal combustion powered equipment with properly operating mufflers, and keep equipment in tune to avoid backfires. In addition, if exposed, fit engines with protective shrouds to reduce motor noise. ▪ **Electrical power.** Use local electrical grid-power when feasible to avoid the use of portable generators. ▪ **Temporary noise barriers.** Erect temporary noise attenuation barriers adjacent to stationary construction equipment directly between the equipment and noise-sensitive use, where necessary and feasible. Shield construction equipment that is to be stationary for extended periods (e.g., compressors, generators), if appropriate, by erecting temporary noise attenuation barriers. Evaluate the need for, and feasibility of, noise attenuation barriers on a case-by-case basis considering the distance to noise-sensitive receptors, the available space at the construction location, and safety and operational considerations. If used, install the barriers directly between the equipment and the nearest noise-sensitive use to the construction site. ▪ **Noise enclosures.** Use noise-reducing enclosures around noise-generating equipment that has the potential to disturb nearby off-site land uses or where otherwise necessary to comply with City Code noise limits for receiving zones. ▪ **Noise Best Available Control Technology (BACT).** Ensure that equipment and trucks used for project construction use the best available noise control techniques (e.g., improved mufflers, equipment redesign, intake silencers, ducts, engine enclosures, and acoustically attenuating shields or shrouds) wherever feasible.				

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▪ **Noise signals.** Use noise-producing signals (e.g., horns, whistles, alarms, and bells) for safety warning purposes only. ▪ **Impact tools.** Power impact tools (e.g., pavement breakers) for project construction hydraulically or electrically (where feasible) to avoid noise associated with compressed air exhaust from pneumatically powered tools. However, where use of pneumatic tools is unavoidable, use an exhaust muffler on the compressed air exhaust. Use quieter procedures, such as drills rather than impact equipment, where feasible. ▪ **Regulatory compliance.** Ensure that all construction equipment used on the proposed project that is regulated for noise by a local, state, or federal agency complies with such regulation while in the course of project activity and use on-site. ▪ **Noise-considerate operation training.** Train construction employees in the proper operation and use of the equipment. (Careless or improper operation or inappropriate use of equipment can increase noise levels. Poor loading, unloading, excavation, and hauling techniques are examples of how a lack of adequate guidance and training may lead to increased noise levels.) ▪ **Noise-considerate staging and laydown.** Store construction equipment on the project site or designated laydown areas while in use, to the extent feasible. This will eliminate noise associated with repeated transportation of the equipment to and from the site. ▪ **Noise monitoring.** Monitor the effectiveness of noise attenuation measures by taking noise measurements. In addition to these measures, prior to the start of construction, the City or its construction contractor will develop a list of measures for controlling noise and for responding to and tracking complaints pertaining to construction noise. These measures include: ▪ Identification of measures that will be implemented to control construction noise.				

Table 1 Mitigation Measures				
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▪ Identification of locations where it is infeasible to limit noise to be in compliance with applicable City standards. ▪ Appointment of a public liaison during project construction, who shall be responsible for addressing public concerns about construction activities, including excessive noise. As needed, the liaison shall determine the cause of the noise concern and implement measures to address the concern. The liaison will work directly with the construction contractor to ensure implementation of the Construction Noise Control and Mitigation Plan. ▪ Procedure and phone numbers for notifying the City Department of Health or the Police Department (for complaints). ▪ Designation of a disturbance coordinator for responding to noise complaints, with their name and telephone complaint number to be clearly posted at the construction site; the telephone must be answered at all times during construction. The disturbance coordinator shall coordinate noise complaints and responses with the public liaison. ▪ Plan for notification of neighboring noise-sensitive land uses and non-residential building managers—within 300 feet of the project construction area at least 30 days in advance of high noise-generating activities (defined as activities that generate noise levels of 90 dBA or greater at 50 feet from the source)—regarding the estimated duration of activity and the associated control measures that will be implemented to reduce noise levels.				
MM-NV-2. Construction Vibration Control and Mitigation Plan. To limit the impacts of construction-related vibration on nearby structures where significant vibration impacts would be anticipated, the City or its construction contractor will prepare and implement a project-specific Construction Vibration Control and Mitigation Plan. Specifically, prior to construction of project elements that would result in significant vibration impacts to nearby structures, the City or its construction contractor will retain a professional structural engineer with experience in structural vibration analysis to perform the following tasks:	Preparation and implementation of a project-specific Construction Vibration Control and Mitigation Plan by the City or its construction contractor; Retention of a professional structural engineer with experience in structural vibration analysis by the City or its construction	Prior to construction; During construction; Post construction	City BOE; construction contractor(s); professional structural engineer	Contract specifications; Field inspections; Report of pre- and post-construction conditions of all surveyed structures; Documentation of repairs, if applicable

Table 1 Mitigation Measures				
Mitigation Measure	**Monitoring/ Reporting Action**	**Timing of Implementation**	**Monitoring Responsibility**	**Verification of Compliance**
▪ Review the project plans to determine the potential construction impact zone and conduct pre- and post-construction surveys of the structures that would be subject to significant vibration to document the pre- and post-construction conditions of the surveyed structures. ▪ Prepare a detailed vibration analysis demonstrating that the use of vibratory equipment at the construction site boundary closest to adjacent vibration-sensitive buildings would not result in the potential for building damage. This analysis will take into account other projects whose construction may be planned in the immediate project area and that might overlap with construction of the proposed project. The analysis must detail the safe distances or measures to be undertaken at which the anticipated construction equipment can operate without resulting in vibration levels greater than 0.10 PPV (inches per second) at the buildings located at 2228 7th Street, 2200 7th Street, 2126 7th Street, and 720 Lake Street; 0.30 PPV at the residential units on Grand View Street; 0.50 PPV at the MacArthur Park Elementary School for the Visual and Performing Arts; or as otherwise determined by the professional structural engineer to not result in structural damage, based on building conditions, soil conditions, and planned construction, demolition, or excavation methods. Such measures, as determined by the professional structural engineer, could include, but are not limited to, prohibiting the use of certain vibratory equipment in proximity to vibration-sensitive buildings, requiring the use of the lightest practical tracked or wheeled construction equipment, requiring the phasing of construction elements to avoid simultaneous operation of heavy vibration-generating equipment, requiring that the demolition of concrete be completed using non-impact methods (e.g., sawing), and requiring monitoring at applicable vibration-sensitive buildings during construction. ▪ Prepare and submit a report to the City's project manager that includes, but is not limited to, the description of pre- and post-construction conditions of all surveyed structures.	contractor to prepare a detailed vibration analysis; Identification of safe distances; Implementation of measures as specified in the plan; Structural repairs, if necessary			

Table 1 Mitigation Measures				
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If construction-related vibration causes damage to a surveyed structure, the structural engineer will recommend necessary repairs based on the pre- and post-construction conditions (as documented in the structural engineer's report). The City's construction contractor will be responsible for remedying vibration-caused damage as a result of construction of the project to pre-construction conditions, as documented in the structural engineer's report. Such repairs must be undertaken and completed as required to conform to the Secretary of the Interior's Standards for the Treatment of Historic Properties (36 CFR Part 68), where applicable, and must apply the California Historical Building Code (24 CCR Part 8) and other applicable codes. The City will confirm that the contractor has completed all remedies associated with vibration impacts prior to close of the construction contract.				

Table 2 Project Commitments				
Project Commitment	**Monitoring/ Reporting Action**	**Timing of Implementation**	**Monitoring Responsibility**	**Verification of Compliance**
Hydrology/Water Quality				
Post-Construction Lake Monitoring Plan. Prior to the start of construction, LASAN shall develop a Post-Construction Lake Monitoring Plan to monitor lake water quality. The Plan will require monitoring of lake nutrient constituents for a 3-year period. Data from post-construction lake water quality monitoring will be collected and reported to RAP.	Completion of Post-Construction Lake Monitoring Plan to monitor lake water quality; Monitoring of lake nutrient constituents for a 3-year period	Prior to construction; Monitoring for a 3-year period post construction	LASAN	Completion of Plan; At the end of the 3-year monitoring period, LASAN and RAP will review the data collected and will determine if future monitoring is necessary
Tribal Cultural Resources				
TCR-1. Retain a Tribal Cultural Resources Monitor Prior to Commencement of Ground-Disturbing Activities. A. The lead agency shall retain a qualified monitor whose responsibility it will be to monitor construction activities for Native American tribal cultural resources (TCR). The monitor may be, but is not required to be, affiliated with a tribe that has ancestral ties to the project location as identified by the Native American Heritage Commission and that has engaged in consultation with the lead agency. In the case of this project, the only tribe that meets these criteria is the Gabrieleño Band of Mission Indians – Kizh Nation. The lead agency shall make a good faith effort to coordinate with the Gabrieleño Band of Mission Indians – Kizh Nation in the selection of the monitor. The monitor shall be retained prior to the commencement of any "ground-disturbing activity" for the subject project at all project locations (i.e., both on-site and any off-site locations that are included in the project description/definition and/or required in connection with the project, such as public improvement work). "Ground-disturbing activity" shall include, but is not limited to, the following: demolition, pavement removal, grading, excavation, and trenching. B. Prior to the commencement of monitoring, the lead agency and the Tribal Cultural Resources Monitor shall meet to agree upon the activities to be monitored and the conditions under which monitoring shall no longer be	Retention of a Tribal Cultural Resources Monitor following good faith effort to coordinate with designated tribe; Agreement between the lead agency and the TCR Monitor regarding the activities to be monitored and the conditions under which monitoring shall no longer be required; TCR monitoring during ground-disturbing activities	Prior to ground-disturbing activities; During ground-disturbing activities	City BOE; Tribal Cultural Resources Monitor	Contract specifications; Evidence that TCR Monitor was retained prior to ground-disturbing activities; Executed monitoring agreement submitted by the TCR Monitor; Field Inspections; Daily monitoring logs; Written confirmation regarding conclusion of onsite TCR monitoring

Table 2 Project Commitments				
Project Commitment	**Monitoring/ Reporting Action**	**Timing of Implementation**	**Monitoring Responsibility**	**Verification of Compliance**
required. This agreement will cover TCR monitoring during the actual time that such monitoring has the potential to identify disturbance to tribal cultural resources resulting from ground-disturbing activities, as defined in subsection A above. Such periods shall be determined by the daily log of onsite activities maintained by the construction contractor or a City of Los Angeles Department of Public Works inspector, or by another similar source. The lead agency or their representative shall provide access to the Tribal Cultural Resource Monitor during the remainder of the construction period–including during non-ground disturbing activities, or activities that are not within the scope of agreed-upon monitoring–however, such voluntary monitoring will not be subject to this agreement. C. A copy of the executed monitoring agreement shall be submitted by the Tribal Cultural Resources Monitor to the lead agency or their representative prior to the earlier of the commencement of any ground-disturbing activity, or the issuance of any permit necessary to commence a ground-disturbing activity. D. The monitor will complete daily monitoring logs that will provide descriptions of the relevant ground-disturbing activities, the type of construction activities performed, locations of ground-disturbing activities, soil types, cultural-related materials, and any other facts, conditions, materials, or discoveries of significance. Monitor logs will identify and describe any discovered TCRs, including but not limited to, Native American cultural and historical artifacts, remains, places of significance, etc., (collectively, TCRs), as well as any discovered Native American (ancestral) human remains and burial goods. Copies of monitor logs will be provided to the lead agency or their representative. E. On-site TCR monitoring subject to this agreement shall conclude upon the following: (1) written confirmation to the Tribal Cultural Resource Monitor from a designated point of contact for the lead agency that all ground-disturbing activities, as defined in subsection A above, and				

Table 2 Project Commitments				
Project Commitment	**Monitoring/ Reporting Action**	**Timing of Implementation**	**Monitoring Responsibility**	**Verification of Compliance**
phases that may involve ground-disturbing activities, on the project site or in connection with the project are complete; or (2) a determination and written notification by the Tribal Cultural Resource Monitor to the lead agency or their representative that no future, planned construction activity and/or development/construction phase at the project site possesses the potential to impact TCRs.				
TCR-2. Unanticipated Discovery of Tribal Cultural Resource Objects (Non-Funerary/Non-Ceremonial). Upon discovery of any TCRs, all construction activities in the immediate vicinity of the discovery shall cease (i.e., not less than the surrounding 50 feet) and shall not resume until the discovered TCR has been fully assessed by the Tribal Cultural Resources Monitor and/or archaeologist in accordance with State CEQA Guidelines Section 15064.5. The lead agency shall, in good faith, consult with the Tribal Cultural Resource Monitor and/or the Gabrieleño Band of Mission Indians – Kizh Nation on the disposition of any TCRs encountered. Any resulting data recovery reports shall be deposited with the California Historical Resources Regional Information Center or a legal repository, as appropriate.	Cessation of all construction activities upon discovery of any TCRs; Implementation of actions as specified in the mitigation measure	During construction	City BOE; Tribal Cultural Resources Monitor	Contract specifications; Field inspections
TCR-3. Unanticipated Discovery of Human Remains and Associated Funerary Objects. A. Native American human remains are defined in Public Resources Code Section 5097.98(d)(1) as an inhumation or cremation, and in any state of decomposition or skeletal completeness. Funerary objects, called associated grave goods in Public Resources Code Section 5097.98, are also to be treated according to this statute. B. If Native American human remains and/or grave goods are discovered or recognized on the project site, then Public Resource Code Section 5097.98 and Health and Safety Code Section 7050.5 shall be followed. Among other provisions, Health and Safety Code Section 7050.5 dictates that any discoveries of human skeletal material shall be immediately reported to the County Coroner and all ground-disturbing activities shall immediately halt and	Reporting of any discoveries of human skeletal material to the County Coroner; Halting of all ground-disturbing activities until the coroner has determined the nature of the remains; Implementation of actions as specified in the mitigation measure if Native American human remains and/or grave goods are discovered or recognized	During construction	City BOE; Tribal Cultural Resources Monitor	Contract specifications; Field inspections

Table 2 Project Commitments				
Project Commitment	**Monitoring/ Reporting Action**	**Timing of Implementation**	**Monitoring Responsibility**	**Verification of Compliance**
shall remain halted until the coroner has determined the nature of the remains. If the coroner recognizes the human remains to be those of a Native American or has reason to believe they are Native American, he or she shall contact, by telephone within 24 hours, the Native American Heritage Commission, and Public Resources Code Section 5097.98 shall be followed. C. Human remains and grave/burial goods shall be treated alike per Public Resources Code Section 5097.98(d)(1) and (2). D. Construction activities may resume in other parts of the project site in accordance with CEQA Guidelines Section 15064.5(f) at a distance from discovered human remains and/or burial goods to be determined by the Tribal Cultural Resource Monitor in consultation with the lead agency or their representative. The Tribal Cultural Resource Monitor shall provide the lead agency or its representative consent of that determination or justification why the monitor believes that construction activities may not resume in other parts of the project site. E. Preservation in place (i.e., avoidance) is the preferred manner of treatment for discovered human remains and/or burial goods. F. Any discovery of human remains/burial goods shall be kept confidential to prevent further disturbance.				

Table 3 Best Management Practices				
Best Management Practice	**Monitoring/ Reporting Action**	**Timing of Implementation**	**Monitoring Responsibility**	**Verification of Compliance**
Construction Staging and Fencing. Construction and staging areas will be closed to the public during construction activities. Temporary fencing shall be used around the perimeter of construction and staging areas. Staging will be phased to minimize impacts to the park to the extent feasible.	Installation of fencing around the perimeter of construction and staging areas prior to start of construction; Maintenance of fencing during construction; Development of a Staging Plan	Prior to the start of construction; During construction activities	City BOE	Completion of Staging Plan; Field inspection prior to the start of construction, followed by periodic field inspections during construction
Relocation of Unhoused Residents. Unhoused residents will be relocated and supported in accordance with the City of Los Angeles' Comprehensive Homeless Strategy and in coordination with City Council District 1 and appropriate agencies.	Site assessments to determine whether unhoused residents require relocation; Implementation of relocations in accordance the City's Comprehensive Homeless Strategy; Coordination of relocations with City Council District 1 and appropriate agencies	Prior to the start of construction	City BOE	Field inspection prior to the start of construction

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