

NATIVE AMERICAN HERITAGE COMMISSION

April 24, 2024

Adrineh Melkonian
City of Los Angeles Department of City Planning

Via Email to: adrineh.melkonian@lacity.org

Re: 20032 West Ventura Boulevard Project, Los Angeles County

To Whom It May Concern:

A record search of the Native American Heritage Commission (NAHC) Sacred Lands File (SLF) was completed for the information you have submitted for the above referenced project. The results were positive. Please contact the tribes on the attached list for more information. Other sources of cultural resources should also be contacted for information regarding known and recorded sites.

Attached is a list of Native American tribes who may also have knowledge of cultural resources in the project area. This list should provide a starting place in locating areas of potential adverse impact within the proposed project area. I suggest you contact all of those indicated; if they cannot supply information, they might recommend others with specific knowledge. By contacting all those listed, your organization will be better able to respond to claims of failure to consult with the appropriate tribe. If a response has not been received within two weeks of notification, the Commission requests that you follow-up with a telephone call or email to ensure that the project information has been received.

If you receive notification of change of addresses and phone numbers from tribes, please notify me. With your assistance, we can assure that our lists contain current information.

If you have any questions or need additional information, please contact me at my email address: Andrew.Green@nahc.ca.gov.

Sincerely,



Andrew Green
Cultural Resources Analyst

Attachment



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NAHC HEADQUARTERS
1550 Harbor Boulevard
Suite 100
West Sacramento,
California 95691
(916) 373-3710
nahc@nahc.ca.gov

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COMMISSION OFFICE
(213) 978-1300

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200 N. SPRING STREET, ROOM 525
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(213) 978-1271

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DEPUTY DIRECTOR

April 10, 2024,

CASE No.: ENV-2021-6208-EAF
Project Address: 20032 West Ventura
Boulevard, Woodland Hills, CA 91364
Community Plan: Canoga Park–Winnetka-
Woodland Hills-West Hills

Dear Tribal Representative:

This letter is to inform you that the Los Angeles Department of City Planning is reviewing the following proposed project:

The construction, use, and maintenance of a one (1)-story, 1,300 square feet drive-through restaurant building with one 67 square-foot wall sign, one two (2) 45 square-foot wall sign, three (3) 2.25 square-foot directional sign, and one (1) 16.51 square-foot menu board level surface parking lot. The restaurant building will be a maximum of 26 feet 6 inches, as measured from grade to the top of the roof structure with a maximum floor area ratio of 0.09 to 1. The project proposes landscaping and pedestrian seating along the frontage and the project site. The project will provide 11 standard automobile parking spaces, of which two (2) are EV ready spaces, and two (2) are an ADA-compliance automobile parking spaces, and 10 short-term and two (2) long-term bicycle parking stalls. The project proposes grading of 376 cubic yards of earth and export of 185 cubic yards of earth. The ground disturbance on the proposed Project site including removal of fill soils, foundations and underground utilities. It should be noted that site grading is not expected to require significant cut or fill.

Per AB 52, you have the right to consult on a proposed public or private project prior to the release of a negative declaration, mitigated negative declaration, or environmental impact report. You have 30 calendar days from receipt of this letter to notify us in writing that you wish to consult on this project. Please provide your contact information and mail your request to:

Los Angeles Department of City Planning
Attn: Adrineh Melkonian
6262 Van Nuys Blvd., Room 430
Van Nuys, CA 91401
Email: adrineh.melkonian@lacity.org
Phone No.: 213.978.1301

Sincerely,

Vincent P. Bertoni, AICP
Director of Planning

Adrineh Melkonian

Adrineh Melkonian
Valley Project Planning



GABRIELENO BAND OF MISSION INDIANS - KIZH NATION
Historically known as The Gabrielino Tribal Council - San Gabriel Band of Mission Indians
recognized by the State of California as the aboriginal tribe of the Los Angeles basin

Date : 4/30/24

Project Name: 20032 West Ventura Boulevard, Woodland Hills, CA 91364

Dear Adrineh Melkonian,

Thank you for your letter dated April 10, 2024 regarding AB52 consultation. The above proposed project location is within our Ancestral Tribal Territory; therefore, our Tribal Government requests to schedule a consultation with you as the lead agency, to discuss the project and the surrounding location in further detail.

Please contact us at your earliest convenience. ***Please Note: AB 52, "consultation" shall have the same meaning as provided in SB 18 (Govt. Code Section 65352.4).***

Thank you for your time,

Andrew Salas, Chairman
Gabrieleno Band of Mission Indians – Kizh Nation
1(844)390-0787

Andrew Salas, Chairman

Albert Perez, treasurer I

Nadine Salas, Vice-Chairman

Martha Gonzalez Lemos, treasurer II

Dr. Christina Swindall Martinez, secretary

Richard Gradias, Chairman of the council of Elders

PO Box 393 Covina, CA 91723

admin@gabrielenoindians.org



Adrineh Melkonian <adrineh.melkonian@lacity.org>

Re: 20032 West Ventura Boulevard, Woodland Hills, CA 91364

1 message

Adrineh Melkonian <adrineh.melkonian@lacity.org>
To: Gabrieleno Administration <admin@gabrielenoindians.org>

Tue, Jun 4, 2024 at 2:18 PM

That will work for us. Looking forward to email consultation. Thank you

On Tue, Jun 4, 2024 at 2:14 PM Gabrieleno Administration <admin@gabrielenoindians.org> wrote:
Hello Adrineh

Thank you. Since Chairman Salas's schedule is fully booked we are giving the option of going through consultation via email. We can provide substantial evidence, maps, and mitigation measures. Please let us know if this will work for you.

Admin Specialist
Gabrieleno Band of Mission Indians - Kizh Nation
PO Box 393
Covina, CA 91723
Office: 844-390-0787
website: www.gabrielenoindians.org



The region where Gabrieleño culture thrived for more than eight centuries encompassed most of Los Angeles County, more than half of Orange County and portions of Riverside and San Bernardino counties. It was the labor of the Gabrieleño who built the missions, ranchoes and the pueblos of Los Angeles. They were trained in the trades, and they did the construction and maintenance, as well as the farming and managing of herds of livestock. "The Gabrieleño are the ones who did all this work, and they really are the foundation of the early economy of the Los Angeles area". "That's a contribution that Los Angeles has not recognized--the fact that in its early decades, without the Gabrieleño, the community simply would not have survived."

On Tue, Jun 4, 2024 at 2:01 PM Adrineh Melkonian <adrineh.melkonian@lacity.org> wrote:
Hello,

I am following up on this consultation request and supporting documents.

I am also attaching the pre-written mitigation measures for your consideration. If the pre-written mitigation measures are acceptable or revised ones are available, please let me know so we can include them into the MMP.

Mitigation Measure for Tribal Cultural Resources – *The following is a standard mitigation measure included for any project for which a potential adverse impact on a tribal cultural resource has been identified.*

Prior to commencing any ground disturbance activities at the Project site, the Applicant, or its successor, shall retain archeological monitors and tribal monitors that are qualified to identify subsurface tribal cultural resources. Ground disturbance activities shall include excavating, digging, trenching, plowing, drilling, tunneling, quarrying, grading, leveling, removing peat, clearing, driving posts, augering, backfilling, blasting, stripping topsoil or a similar activity at the project site. Any qualified tribal monitor(s) shall be approved by the [proper name

of tribe]. Any qualified archaeological monitor(s) shall be approved by the Department of City Planning, Office of Historic Resources ("OHR").

The qualified archeological and tribal monitors shall observe all ground disturbance activities on the project site at all times the ground disturbance activities are taking place. If ground disturbance activities are simultaneously occurring at multiple locations on the project site, an archeological and tribal monitor shall be assigned to each location where the ground disturbance activities are occurring. The on-site monitoring shall end when the ground disturbing activities are completed, or when the archaeological and tribal monitor both indicate that the site has a low potential for impacting tribal cultural resources.

Prior to commencing any ground disturbance activities, the archaeological monitor in consultation with the tribal monitor, shall provide Worker Environmental Awareness Program (WEAP) training to construction crews involved in ground disturbance activities that provides information on regulatory requirements for the protection of tribal cultural resources. As part of the WEAP training, construction crews shall be briefed on proper procedures to follow should a crew member discover tribal cultural resources during ground disturbance activities. In addition, workers will be shown examples of the types of resources that would require notification of the archaeological monitor and tribal monitor. The Applicant shall maintain on the Project site, for City inspection, documentation establishing the training was completed for all members of the construction crew involved in ground disturbance activities.

In the event that any subsurface objects or artifacts that may be tribal cultural resources are encountered during the course of any ground disturbance activities, all such activities shall temporarily cease within the area of discovery, the radius of which shall be determined by a qualified archeologist, in consultation with a qualified tribal monitor, until the potential tribal cultural resources are properly assessed and addressed pursuant to the process set forth below:

1. Upon a discovery of a potential tribal cultural resource, the Applicant, or its successor, shall immediately stop all ground disturbance activities and contact the following: (1) all

California Native American tribes that have informed the City they are traditionally and culturally affiliated with the geographic area of the proposed project; (2) and OHR.

2. If OHR determines, pursuant to Public Resources Code Section 21074 (a)(2), that the object or artifact appears to be a tribal cultural resource in its discretion and supported by substantial evidence, the City shall provide any affected tribe a reasonable period of time, not less than 14 days, to conduct a site visit and make recommendations to the Applicant, or its successor, and the City regarding the monitoring of future ground disturbance activities, as well as the treatment and disposition of any discovered tribal cultural resources.

3. The Applicant, or its successor, shall implement the tribe's recommendations if a qualified archaeologist retained by the City and paid for by the Applicant, or its successor, in consultation with the tribal monitor, reasonably conclude that the tribe's recommendations are reasonable and feasible.

4. In addition to any recommendations from the applicable tribe(s), a qualified archeologist shall develop a list of actions that shall be taken to avoid or minimize impacts to the identified tribal cultural resources substantially consistent with best practices identified by the Native

American Heritage Commission and in compliance with any applicable federal, state or local law, rule or regulation.

5. If the Applicant, or its successor, does not accept a particular recommendation determined to be reasonable and feasible by the qualified archaeologist or qualified tribal monitor, the Applicant, or its successor, may request mediation by a mediator agreed to by the Applicant, or its successor, and the City. The mediator must have the requisite professional qualifications and experience to mediate such a dispute. The City shall make the determination as to whether the mediator is at least minimally qualified to mediate the dispute. After making a reasonable effort to mediate this particular dispute, the City may

(1) require the recommendation be implemented as originally proposed by the archaeologist or tribal monitor; (2) require the recommendation, as modified by the City, be implemented as it is at least as equally effective to mitigate a potentially significant impact; (3) require a substitute recommendation be implemented that is at least as equally effective to mitigate a potentially significant impact to a tribal cultural resource; or (4) not require the recommendation be implemented because it is not necessary to mitigate an significant impacts to tribal cultural resources. The Applicant, or its successor, shall pay all costs and fees associated with the mediation.

6. The Applicant, or its successor, may recommence ground disturbance activities outside of a specified radius of the discovery site, so long as this radius has been reviewed by both the qualified archaeologist and qualified tribal monitor and determined to be reasonable and appropriate.

7. The Applicant, or its successor, may recommence ground disturbance activities inside of the specified radius of the discovery site only after it has complied with all of the recommendations developed and approved pursuant to the process set forth in paragraphs 2 through 5 above.

8. Copies of any subsequent prehistoric archaeological study, tribal cultural resources study or report, detailing the nature of any significant tribal cultural resources, remedial actions taken, and disposition of any significant tribal cultural resources shall be submitted to the South Central Coastal Information Center (SCCIC) at California State University, Fullerton and to the Native American Heritage Commission for inclusion in its Sacred Lands File.

9. Notwithstanding paragraph 8 above, any information that the Department of City Planning, in consultation with the City Attorney's Office, determines to be confidential in nature shall be excluded from submission to the SCCIC or provided to the public under the applicable provisions of the California Public Records Act, California Public Resources Code, section 6254(r), and handled in compliance with the City's AB 52 Confidentiality Protocols.

Thank you,

On Wed, May 1, 2024 at 9:16 AM Adrineh Melkonian <adrineh.melkonian@lacity.org> wrote:

Hello,

Please let me know your availability. In the meantime, please email me the relevant documents for review prior to our meeting.

Thank you

On Tue, Apr 30, 2024 at 2:46 PM Gabrieleno Administration <admin@gabrielenoindians.org> wrote:

Hello Adrineh,

Thank you for your letter dated April 10, 2024. Please see the attachment below.

Thank you

Chloe Soto
Admin Specialist
Gabrieleno Band of Mission Indians - Kizh Nation
PO Box 393
Covina, CA 91723
Office: 844-390-0787
website: www.gabrielenoindians.org



The region where Gabrieleño culture thrived for more than eight centuries encompassed most of Los Angeles County, more than half of Orange County and portions of Riverside and San Bernardino counties. It was the labor of the Gabrieleño who built the missions, ranchos and the pueblos of Los Angeles. They were trained in the trades, and they did the construction and maintenance, as well as the farming and managing of herds of livestock. "The Gabrieleño are the ones who did all this work, and they really are the foundation of the early economy of the Los Angeles area ". "That's a contribution that Los Angeles has not recognized--the fact that in its early decades, without the Gabrieleño, the community simply would not have survived."

--



Adrineh Melkonian
City Planner
Los Angeles City Planning
6262 Van Nuys Boulevard, Room 430
Los Angeles, CA 91401
T: (213) 978-1301 | Planning4LA.org
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Adrineh Melkonian
City Planner
Los Angeles City Planning
6262 Van Nuys Boulevard, Room 430
Los Angeles, CA 91401
T: (213) 978-1301 | Planning4LA.org
[f](#) [@](#) [t](#) [▶](#) [in](#) [E-NEWS](#)

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Adrineh Melkonian

City Planner

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6262 Van Nuys Boulevard, Room 430

Los Angeles, CA 91401

T: (213) 978-1301 | Planning4LA.org



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KAREN BASS
MAYOR

EXECUTIVE OFFICES
200 N. SPRING STREET, ROOM 525
LOS ANGELES, CA 90012-4801
(213) 978-1271

VINCENT P. BERTONI, AICP
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DEPUTY DIRECTOR

ARTHI L. VARMA, AICP
DEPUTY DIRECTOR

LISA M. WEBBER, AICP
DEPUTY DIRECTOR

June 27, 2024

Sent via email and USPS

Gabrieleno Band of Mission Indians – Kizh Nation
P.O. Box 393
Covina, CA, 91723

RE: AB 52 Completion of Consultation
ZA-2021-6207-CU-SPR-SPP
(Case No. ENV-2021-6208-EAF)

Dear Andrew Salas,

On June 6, 2024, the Gabrieleno Band of Mission Indians – Kizh Nation and the City came to a mutual agreement that the proposed project may result in a potential significant impact to a tribal cultural resource. As a result, the parties have agreed to the following mitigation measure(s):

TCR-1: Retain a Native American Monitor Prior to Commencement of Ground-Disturbing Activities

- A. The project applicant/lead agency shall retain a Native American Monitor from or approved by the Gabrieleño Band of Mission Indians – Kizh Nation. 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, demolition, pavement removal, potholing, auguring, grubbing, tree removal, boring, grading, excavation, drilling, and trenching.
- B. A copy of the executed monitoring agreement shall be submitted to the lead agency 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.
- C. 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 to the Tribe. 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, tribal cultural resources, or “TCR”), as well as any discovered Native American (ancestral) human remains and burial goods. Copies of monitor logs will be provided to the project applicant/lead agency upon written request to the Tribe.

- D. On-site tribal monitoring shall conclude upon the latter of the following (1) written confirmation to the Kizh from a designated point of contact for the project applicant/lead agency that all ground-disturbing activities and 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 Kizh to the project applicant/lead agency that no future, planned construction activity and/or development/construction phase at the project site possesses the potential to impact Kizh TCRs.

TCR-2: Unanticipated Discovery of Tribal Cultural Resource Objects (Non-Funerary/Non-Ceremonial)

- A. 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 Kizh monitor and/or Kizh archaeologist. The Kizh will recover and retain all discovered TCRs in the form and/or manner the Tribe deems appropriate, in the Tribe's sole discretion, and for any purpose the Tribe deems appropriate, including for educational, cultural and/or historic purposes.

TCR-3: Unanticipated Discovery of Human Remains and Associated Funerary or Ceremonial Objects

- A. Native American human remains are defined in PRC 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 5097.9 as well as Health and Safety Code Section 7050.5 shall be followed.
- C. Human remains and grave/burial goods shall be treated alike per California Public Resources Code section 5097.98(d)(1) and (2).
- D. Preservation in place (i.e., avoidance) is the preferred manner of treatment for discovered human remains and/or burial goods.
- E. Any discovery of human remains/burial goods shall be kept confidential to prevent further disturbance.

The City is expecting to release its Environmental Document for public review in the next couple of weeks. Please do not hesitate to contact me if you wish to share any additional information, comments, or concerns.

Respectfully,

Adrineh Melkonian

Adrineh Melkonian
City Planner
Department of City Planning – Valley Project Planning



Adrineh Melkonian <adrineh.melkonian@lacity.org>

Re: 20032 West Ventura Boulevard

1 message

Gabrieleno Administration <admin@gabrielenoindians.org>
To: Adrineh Melkonian <adrineh.melkonian@lacity.org>

Tue, Jun 11, 2024 at 4:28 PM

Hello Adrineh

Thank you for your time and respect. We can go ahead and close the consultation.

Thank you

Brandy Salas
Admin Specialist
Gabrieleno Band of Mission Indians - Kizh Nation
PO Box 393
Covina, CA 91723
Office: 844-390-0787
website: www.gabrielenoindians.org



The region where Gabrieleño culture thrived for more than eight centuries encompassed most of Los Angeles County, more than half of Orange County and portions of Riverside and San Bernardino counties. It was the labor of the Gabrieleño who built the missions, ranchos and the pueblos of Los Angeles. They were trained in the trades, and they did the construction and maintenance, as well as the farming and managing of herds of livestock. "The Gabrieleño are the ones who did all this work, and they really are the foundation of the early economy of the Los Angeles area". "That's a contribution that Los Angeles has not recognized--the fact that in its early decades, without the Gabrieleño, the community simply would not have survived."

On Tue, Jun 11, 2024 at 2:27 PM Adrineh Melkonian <adrineh.melkonian@lacity.org> wrote:

Hello,
Please see attached the AB52 Close of Consultation letter that was mailed out to you today.
Best

On Thu, Jun 6, 2024 at 3:31 PM Gabrieleno Administration <admin@gabrielenoindians.org> wrote:

Hello Adrineh,

In order to enable the AB52 process to continue without delay we are providing our concerns in written form for this project in lieu of the in-person meeting. The information provided herein is to be kept confidential as part of AB52 which requires that any information – not just documents – submitted by a California Native American tribe during the environmental review process to not be included in the environmental document or otherwise disclosed by the lead agency or any other public agency or to the public consistent with Gov. Code Sections 6254, subd.(r) and 6254.10. (Pub. Resources Code § 21082.3, subd. (c)(1)). We ask that the information be included and kept in a confidential appendix to be mentioned in the public document but not included. This confidential appendix shall be available for use to those associated to the project but no entity outside of the project.

As stated in the Public Resource Code section 21080.3.1. (a) The Legislature finds and declares that California Native American tribes traditionally and culturally affiliated with a geographic area may have expertise concerning their tribal cultural resources and an area that has cultural value. We are a California Native American

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CITY PLANNING
COMMISSION OFFICE
(213) 978-1300

CITY PLANNING COMMISSION

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EXECUTIVE OFFICES
200 N. SPRING STREET, ROOM 525
LOS ANGELES, CA 90012-4801
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LISA M. WEBBER, AICP
DEPUTY DIRECTOR

April 30, 2024
Sent via email and USPS

Fernandeño Tataviam Band of Mission Indians
1019 Second Street, Suite 1
San Fernando, California 91340

RE: AB 52 Completion of Consultation
ZA-2021-6207-CU-SPR-SPP
(Case No. ENV-2021-6208-EAF)

Dear Sarah Brunzell,

On April 29, 2024, the Fernandeño Tataviam Band of Mission Indians and the City came to a mutual agreement that the proposed project may not result in any potential significant impact to a tribal cultural resource.

The City is expecting to release its Environmental Document for public review in the next couple of weeks. Please do not hesitate to contact me if you wish to share any additional information, comments, or concerns.

Respectfully,

Adrineh Melkonian

Adrineh Melkonian
City Planner
Department of City Planning – Valley Project Planning



Adrineh Melkonian <adrineh.melkonian@lacity.org>

Re: AB 52 Consultation: Case No.: ENV-2021-6208-EAF

1 message

Sarah Brunzell <Sarah.Brunzell@tataviam-nsn.us>
To: Adrineh Melkonian <adrineh.melkonian@lacity.org>
Cc: THCP <thcp@tataviam-nsn.us>

Thu, May 2, 2024 at 12:55 PM

Received Adrineh,

Thank you and have a great rest of your week.

Kind Regards,

Please submit all proposed Projects via our Mandatory Digital Project Intake Form:

<https://www.tataviam-nsn.us/project-intake/>

THIS MESSAGE IS INTENDED ONLY FOR THE USE OF THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED AND MAY CONTAIN INFORMATION THAT IS PRIVILEGED, CONFIDENTIAL AND EXEMPT FROM DISCLOSURE UNDER APPLICABLE LAW. If the reader of this message is not the intended recipient or agent responsible for delivering the message to the intended recipient, you are hereby notified that any dissemination or copying of this communication is strictly prohibited. If you have received this electronic transmission in error, please delete it from your system without copying it and notify the sender by reply e-mail so that the email address record can be corrected. Thank You.

Sarah Brunzell*Manager**Cultural Resources Management Division*

Tribal Historic and Cultural Preservation Department

Fernandeño Tataviam Band of Mission Indians

1019 Second Street

San Fernando, California 91340

Office: (818) 837-0794

Website: <http://www.tataviam-nsn.us>

From: Adrineh Melkonian <adrineh.melkonian@lacity.org>

Sent: Tuesday, April 30, 2024 4:34 PM

To: Sarah Brunzell <Sarah.Brunzell@tataviam-nsn.us>
Cc: THCP <thcp@tataviam-nsn.us>
Subject: Re: AB 52 Consultation: Case No.: ENV-2021-6208-EAF

[CAUTION] EXTERNAL Email. Exercise caution.

Hello Sarah,
Please see attached the close of the consultation letter.
Thank you for the quick response.

On Mon, Apr 29, 2024 at 12:03 PM Sarah Brunzell <Sarah.Brunzell@tataviam-nsn.us> wrote:

Good afternoon Adrineh,

The CRM Division of the FTBMI has performed an initial assessment of the proposed undertaking located at [20032 West Ventura Boulevard](#) in Woodland Hills.

The proposed project is below the threshold of low sensitivity. No consultation form is needed and nothing additional is required.

Consultation for ENV-2021-6208-EAF is not requested by the CRM Division of the FTBMI since the proposed project is less than low sensitivity.

Let me know if you have any questions.

Kind Regards,

Please submit all proposed Projects via our Mandatory Digital Project Intake Form:

<https://www.tataviam-nsn.us/project-intake/>

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Sarah Brunzell

Manager

Cultural Resources Management Division

Tribal Historic and Cultural Preservation Department

Fernandeño Tataviam Band of Mission Indians

1019 Second Street

San Fernando, California 91340

Office: (818) 837-0794

Website: <http://www.tataviam-nsn.us>



From: Adrineh Melkonian <adrineh.melkonian@lacity.org>
Sent: Tuesday, April 23, 2024 2:46 PM
To: Sarah Brunzell <Sarah.Brunzell@tataviam-nsn.us>
Cc: THCP <thcp@tataviam-nsn.us>
Subject: Re: AB 52 Consultation: Case No.: ENV-2021-6208-EAF

[CAUTION] EXTERNAL Email. Exercise caution.

Thank you Sarah!

On Tue, Apr 23, 2024 at 2:40 PM Sarah Brunzell <Sarah.Brunzell@tataviam-nsn.us> wrote:

Good afternoon Adrineh Melkonian,

On behalf of the Cultural Resources Management Division of the Fernandeano Tataviam Band of Mission Indians, thank you for the formal notification and opportunity to consult on the proposed project located at [20032 West Ventura Boulevard](#) in Woodland Hills.

Please request the project applicant complete the mandatory digital project intake form at the link below:

<https://www.tataviam-nsn.us/project-intake/>

Once the form is received we'll confirm what level, if any, of consultation is required.

Kind Regards,

Please submit all proposed Projects via our Mandatory Digital Project Intake Form:

<https://www.tataviam-nsn.us/project-intake/>

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Sarah Brunzell

Manager

Cultural Resources Management Division

Tribal Historic and Cultural Preservation Department

Fernandeano Tataviam Band of Mission Indians

1019 Second Street
San Fernando, California 91340
Office: (818) 837-0794
Website: <http://www.tataviam-nsn.us>



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LOS ANGELES
CITY PLANNING

Adrineh Melkonian
City Planner

Los Angeles City Planning

6262 Van Nuys Boulevard, Room 430
Los Angeles, CA 91401
T: (213) 978-1301 | Planning4LA.org



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