

---

## **Appendix I-1**

NAHC Sacred Lands Files Results  
and AB 52 and SB 18 Notification Letters





October 18, 2024

«CONTACT PERSON»  
«TRIBE NAME»  
«ADDRESS»  
«CITY» «STATE» «ZIP»

**Re: Notification of the City of Vista General Plan Update 2050 Project, Vista, California Pursuant to California Assembly Bill 52 and Senate Bill 18.**

Dear «CONTACT PERSON»

Pursuant to California Assembly Bill (AB) 52, Public Resources Code § 21080.3(b), and Senate Bill 18, Government Code Section 65352.3, the City of Vista (City), is providing you with notification of the City of Vista General Plan Update 2050 Project (Project), in the City of Vista, San Diego County, California. The City is reaching out to all groups listed on the California Native American Heritage Commission’s Sacred Lands File consultation list in a good faith effort to provide notification of the Project to groups that are traditionally or culturally affiliated with the geographic area of the Project.

**Project Location**

The Project location is the area within the City municipal boundaries, as well as portions of the City’s Sphere of Influence (see Figure 1, Project Location). The City’s Sphere of Influence is land located outside of the City’s boundaries that has been identified as potential area for annexation into the City. Geographically, the Project is located in the western foothills of the San Marcos Mountains, approximately seven miles inland from the Pacific Ocean in northern San Diego County, and approximately 40 miles north of Downtown San Diego. The City is bounded by City of Oceanside to the northwest and west, City of Carlsbad to the southwest and west, City of San Marcos to the southeast, and unincorporated County of San Diego to the northeast and east. City boundaries encompass approximately 19 square miles. The Project falls within Townships 11 and 12 South, Ranges 3 and 4 West of the Bonsall, Encinitas, Rancho Santa Fe, San Luis Rey, and San Marcos, California 7.5-minute Quadrangles, as mapped by the U.S. Geological Survey.

**Project Description**

The City is updating its General Plan to reflect changing conditions in the City, legislative updates and other State requirements for general plans, and an evolving vision for the City’s future. A general plan is a broad, long-range policy document that guides future development and is a comprehensive collection of goals and policies related to a multitude of aspects of community life. The proposed General Plan Update provides an opportunity to evaluate what is working well and what needs to be re-evaluated from the current General Plan. The goal will be to prepare

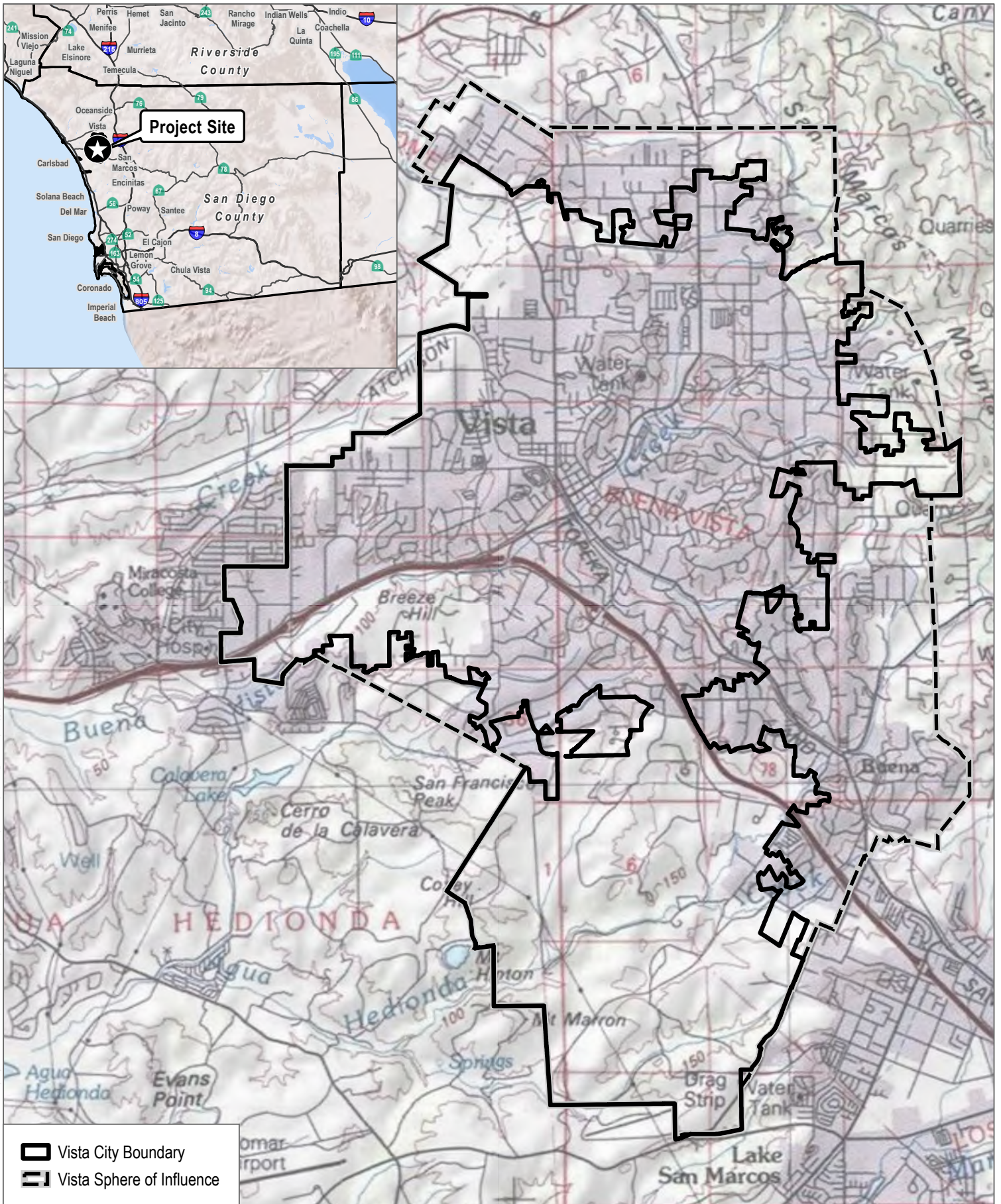
Vista for the future while retaining its history and defining character. It is the intention to create a functional and ‘living’ document that can be updated as required throughout its life cycle.

If you have any comments or concerns regarding *tribal cultural resources* (as defined in California Public Resources Code section 21074), as addressed through Assembly Bill 52 and/or *cultural places* (defined in Public Resources Code § 5097.9 and 5097.995), as addressed by Senate Bill 18, in relation to the proposed Project, please provide a written request for consultation to Michael Ressler via email at [mressler@vista.gov](mailto:mressler@vista.gov) or via hard copy mail to Mr. Michael Ressler at 200 Civic Center Drive, Vista, CA 92084. Pursuant to California Public Resources Code section 21080.3.1, you have **30 days** from receipt of this notice to request consultation. Pursuant to Government Code Section 65352.3, you have **90 days** from the receipt of this notice to request consultation. Please include the name of a designated lead contact person in your request. If you have any questions, please do not hesitate to contact me at 760-643-5382.

Sincerely,

Michael Ressler  
City Planner  
Community Development Department

Att: Figure 1. Project Location



SOURCE: USGS 7.5-Minute Series San Marcos & San Luis Rey Quadrangles  
 Township 11S, 12S; Range 3W, 4W; Sections 1, 5, 6, 7, 8, 9, 11, 12, 13, 14, 16,  
 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 34, 35, 36



**FIGURE 1**  
 Project Location  
 Vista General Plan Update





---

**Fw: City of Vista General Plan Update 2050 Project**

---

---

**From:** Jill McCormick <historicpreservation@quechantribe.com>  
**Sent:** Tuesday, October 29, 2024 12:01 PM  
**To:** Michael Ressler <mressler@vista.gov>  
**Subject:** City of Vista General Plan Update 2050 Project

Good afternoon,  
This email is to inform you that the Historic Preservation Office does not wish to comment on this project. We defer to the local Tribes and support their determinations on this matter.

**Thank you,  
H. Jill McCormick, M.A.**

Historic Preservation Office  
Ft. Yuma Quechan Indian Tribe  
P.O. Box 1899  
Yuma, AZ 85366-1899  
Office: 760-919-3631  
Cell: 928-920-6521



**SAN LUIS REY BAND OF MISSION INDIANS**

***1889 Sunset Drive • Vista, California 92081***

***760-724-8505 • FAX 760-724-2172***

***www.slrmissionindians.org***

November 8, 2024

Michael Ressler  
City Planner  
Community Development Department  
City of Vista  
200 Civic Center Drive  
Vista, California, 92084

**VIA ELECTRONIC MAIL**  
mressler@vista.gov

**RE: Formal Request for Tribal Consultation Pursuant to the California Environmental Quality Act (CEQA), Public Resources Code section 21080.3.1, subs. (b), (d) and (e) for Melrose & Matagual Subdivision Project (Planning Case No. P22-0218)**

Dear Mr.Ressler:

This letter constitutes a formal request for tribal consultation under the provisions of the California Environmental Quality Act (CEQA) (Public Resources Code section 21080.3.1 subdivisions (b), (d) and (e)) for the City of Vista General Plan Update 2050 Project impacts to tribal cultural resource for the above referenced project. The San Luis Rey Band of Mission Indians requested formal notice and information for all projects within your agency's geographical jurisdiction and received notification on October 18, 2024, regarding the above referenced project.

The San Luis Rey Band of Mission Indians requests consultation on the following topics checked below, which shall be included in consultation if requested (Public Resources Code section 21080.3.2, subd. (a)):

- Alternatives to the project
- Recommended mitigation measures
- Significant effects of the project

The San Luis Rey Band of Mission Indians also requests consultation on the following discretionary topics checked below (Public Resources Code section 21080.3.2 (subd. (a)):

- Type of environmental review necessary
- Significance of tribal cultural resources, including any regulations, policies or standards used by your agency to determine significance of tribal cultural

resources

X Significance of the project's impacts on tribal cultural resources

X Project alternatives and/or appropriate measures for preservation or mitigation that we may recommend, including, but not limited to:

- (1) Avoidance and preservation of the resources in place, pursuant to Public Resources Code section 21084.3, including, but not limited to, planning and construction to avoid the resources and protect the cultural and natural context, or planning greenspace, parks or other open space, to incorporate the resources with culturally appropriate protection and management criteria;
- (2) Treating the resources with culturally appropriate dignity taking into account the tribal cultural values and meaning of the resources, including but not limited to the following:
  - a. Protecting the cultural character and integrity of the resource;
  - b. Protection the traditional use of the resource; and
  - c. Protecting the confidentiality of the resource.
- (3) Permanent conservation easements or other interests in real property, with culturally appropriate management criteria for the purposes of preserving or utilizing the resources or places.
- (4) Protecting the resource.

Additionally, the San Luis Rey Band of Mission Indians requests to receive any cultural resources assessments or other assessments that have been completed on all or part of the project's potential "area of project effect" (APE), including, but not limited to:

1. The results of any record search that may have been conducted at an Information Center of the California Historical Resources Information System (CHRIS), including, but not limited to:
  - A listing of any and all known cultural resources have already been recorded on or adjacent to the APE;
  - Copies of any and all cultural resource records and study reports that may have been provided by the Information Center as part of the records search response;
  - If the probability is low, moderate, or high that cultural resources are located in the APE.
  - Whether the records search indicates a low, moderate or high probability that unrecorded cultural resources are located in the potential APE; and
  - If a survey is recommended by the Information Center to determine whether previously unrecorded cultural resources are present.
2. The results of any archeological inventory survey that was conducted, including:
  - Any report that may contain site forms, site significance, and suggested mitigation measures.All information regarding site locations, Native American human remains,

and associated funerary objects should be in a separate confidential addendum, and not be made available for public disclosure in accordance with Government Code Section 6254.10.

3. The results of any Sacred Lands File (SFL) check conducted through Native American Heritage Commission. The request form can be found at [http://www.nahc.ca.gov/slf\\_request.html](http://www.nahc.ca.gov/slf_request.html). USGS 7.5-minute quadrangle name, township, range, and section required for the search.
4. Any ethnographic studies conducted for any area including all or part of the potential APE; and
5. Any geotechnical reports regarding all or part of the potential APE.

We would like to remind your agency that CEQA Guidelines section 15126.4, subdivision (b)(3) states that preservation in place is the preferred manner of mitigating impacts to archeological sites. Section 15126.4, subd. (b)(3) of the CEQA Guidelines has been interpreted by the California Court of Appeal to mean that “feasible preservation in place must be adopted to mitigate impacts to historical resources of an archeological nature unless the lead agency determines that another form of mitigation is available and provides superior mitigation of impacts.” *Madera Oversight Coalition v. County of Madera* (2011) 199 Cal.App.4<sup>th</sup> 48, disapproved on other grounds, *Neighbors for Smart Rail v. Exposition Metro Line Construction Authority* (2013) 57 Cal.4<sup>th</sup> 439.

The San Luis Rey Band of Mission Indians expects to begin consultation within 30 days of your receipt of this letter. Please contact the San Luis Rey Band of Mission Indians lead contact person identified in our previous request for notification.

Cami Mojado  
Cultural Resources Manager  
1889 Sunset Drive, Vista, CA 92081  
Direct Cell Phone Number: 760-917-1736  
Office Fax Number 760-724-2172  
[cjmojado@slrmissionindians.org](mailto:cjmojado@slrmissionindians.org)

Sincerely,

Cami Mojado  
Cultural Resources Manager  
San Luis Rey Band of Mission Indians

## SAN LUIS REY BAND OF MISSION INDIANS

*1889 Sunset Drive • Vista, California 92081  
760-724-8505 • FAX 760-724-2172  
www.slrmissionindians.org*

November 8, 2024

Michael Ressler  
City Planner  
Community Development Department  
City of Vista  
200 Civic Center Drive  
Vista, California, 92084

**VIA ELECTRONIC MAIL**  
mressler@vista.gov

**RE: TRIBAL RESPONSE REGARDING THE DEVELOPMENT PLAN AND  
CONDITIONAL USE PERMIT IN THE CITY OF VISTA AND REQUEST  
FOR SB 18 CONSULTATION FOR THE CITY OF VISTA GENERAL  
PLAN UPDATE 2050 PROJECT**

Dear Mr.Ressler :

We, the San Luis Rey Band of Mission Indians (“Tribe”) have received and reviewed your letter dated October 18, 2024 for SB 18 Consultation for the City of Vista General Plan Update 2050 Project (“Project”) in the City of Vista . The intent behind SB 18 Consultation (California Government Code Section 65352.3) is for local governments to work with tribal governments to preserve and/or to mitigate the impacts to cultural places. Thank you for requesting direct consultation with our Tribe regarding this Project.

As you are aware, we are a northern San Diego County Tribe whose traditional and culturally affiliated territory includes Camp Pendleton, the current cities of Oceanside, Carlsbad, Vista, San Marcos and Escondido, as well as the unincorporated areas in northern San Diego County, such as the communities of Valley Center, Fallbrook and Bonsall. We are resolute in the preservation and protection of tribal cultural resources within all these jurisdictions.

After a review of the Project’s Notice of SB 18 Consultation and a review of the Tribe’s sacred lands file, the Tribe does have concerns that we would like to address with the City regarding this particular project. Therefore, the Tribe does wish to participate in a formal consultation with the City of Vista pursuant to SB 18.

Please contact me at (760) 917-1736 or via email at [cjmojado@slrmissionindians.org](mailto:cjmojado@slrmissionindians.org) to arrange a mutually acceptable meeting date and time.

We appreciate this opportunity to provide comments and share our concerns regarding this Project. We thank you for your assistance in protecting our invaluable Luiseño cultural resources and look forward to our SB 18 Consultation.

Sincerely,

Cami Mojado  
Cultural Resources Manager  
San Luis Rey Band of Mission Indians

# Rincon Band of Luiseño Indians

## CULTURAL RESOURCES DEPARTMENT

---

One Government Center Lane | Valley Center | CA 92082  
(760) 749-1092 | Fax: (760) 749-8901 | rincon-nsn.gov



November 21, 2024

Sent via email: [mressler@vista.gov](mailto:mressler@vista.gov)

**Re: Vista General Plan Update 2050 Project, City of Vista, California**

Dear Mr. Ressler,

This letter is written on behalf of the Rincon Band of Luiseño Indians (“Rincon Band” or “Tribe”), a federally recognized Indian Tribe and sovereign government. We have received your notification regarding the above-mentioned and we request AB52 as well as SB18 consultation to assess potential impacts to cultural resources. The identified location is within the Traditional Use Area (TUA) of the Luiseño people. As such, the Rincon Band is traditionally and culturally affiliated to the project area. The Rincon Band would like to consult on the project in order to learn more about any potential impacts to cultural resources.

If you have additional questions or concerns, please do not hesitate to contact our office at your convenience at (760) 749 1092 ext. 320 or via electronic mail at [slinton@rincon-nsn.gov](mailto:slinton@rincon-nsn.gov). Thank you for the opportunity to protect and preserve our cultural assets.

Sincerely,



Shuuluk Linton  
Tribal Historic Preservation Coordinator



**TRIBAL HISTORIC PRESERVATION OFFICE**  
PALA BAND OF MISSION INDIANS  
PMB 50, 35008 Pala Temecula Road | Pala, CA 92059  
Phone 760-891-3510 | [www.palatribe.com](http://www.palatribe.com)

November 25, 2024

Michael Ressler  
City Planner  
Community Development Department

Re: Notification of the City of Vista General Plan Update 2050 Project, Vista California  
Pursuant to California Assembly Bill 52 and Senate Bill 18

Dear Michael Ressler:

The Pala Band of Mission Indians Tribal Historic Preservation Office has received your notification of the project referenced above. This letter constitutes our response on behalf of Robert Smith, Tribal Chairman.

We have consulted our maps and determined that the project as described is not within the boundaries of the recognized Pala Indian Reservation. It is, however, within the boundaries of the territory that the tribe considers its Traditional Use Area (TUA) or it is situated in close proximity to the Reservation and information generated would likely be useful in better understanding regional culture and history. Therefore, we would like to initiate AB-52 consultation at this time. Please forward any maps, reports, and scheduled or completed cultural resource surveys to our office, either by e-mail or postal mail.

We appreciate involvement with your initiative and look forward to working with you on future efforts. Pala is now offering tribal monitoring services. If you have questions or need additional information, please do not hesitate to contact the THPO Office by e-mail at [THPO@palatribe.com](mailto:THPO@palatribe.com).

Sincerely,

A handwritten signature in black ink that reads "Shasta C. Gaughen". The signature is written in a cursive, flowing style.

Shasta C. Gaughen, PhD  
Tribal Historic Preservation Officer  
Pala Band of Mission Indians

## NATIVE AMERICAN HERITAGE COMMISSION

October 4, 2024

Matthew DeCarlo  
DudekVia Email to: [mdecarlo@dudek.com](mailto:mdecarlo@dudek.com)

Re: City of Vista General Plan Update Project, San Diego County

Dear Mr. DeCarlo:

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: [Pricilla.Torres-Fuentes@nahc.ca.gov](mailto:Pricilla.Torres-Fuentes@nahc.ca.gov).

Sincerely,

*Pricilla Torres-Fuentes*Pricilla Torres-Fuentes  
Cultural Resources Analyst

Attachment

CHAIRPERSON  
Reginald Pagaling  
ChumashVICE-CHAIRPERSON  
Buffy McQuillen  
Yokayo Pomo, Yuki,  
NomlakiSECRETARY  
Sara Dutschke  
MiwokPARLIAMENTARIAN  
Wayne Nelson  
LuiseñoCOMMISSIONER  
Isaac Bojorquez  
Ohlone-CostanoanCOMMISSIONER  
Stanley Rodriguez  
KumeyaayCOMMISSIONER  
Laurena Bolden  
SerranoCOMMISSIONER  
Reid Milanovich  
CahuillaCOMMISSIONER  
Bennae Calac  
Pauma-Yuima Band of  
Luiseño IndiansEXECUTIVE SECRETARY  
Raymond C.  
Hitchcock  
Miwok, NisenanNAHC HEADQUARTERS  
1550 Harbor Boulevard  
Suite 100  
West Sacramento,

