

City of Clearlake

DRAFT Mitigation Monitoring Reporting Program Checklist

Project Name: 36th Avenue Road Rehabilitation Project

Project Location: 36th Avenue between Phillips and Eureka Avenue; Clearlake, CA 95422.

File Numbers: Environmental Analysis (CEQA IS 2025-01)

Approval Date: TBD

EIR or Neg. Dec.: Mitigated Negative Declaration

The mitigation measures outlined below were incorporated into the approval for this project in order to reduce potentially significant environmental impacts to a level of insignificance. A completed and signed checklist for each mitigation measure indicates that this mitigation measure has been complied with and implemented and fulfills the City's monitoring pursuant to Section 15097 of the CEQA Guidelines.

Mitigation Measure	Type	Monitoring Shown on Department Plans	Verified Implementation	Remarks
AIR-1	Air Quality	Construction activities shall be conducted with adequate dust suppression methods, including watering during grading and construction activities to limit the generation of fugitive dust or other methods approved by the Lake County Air Quality Management District. Prior to initiating road rehabilitation efforts, the applicant shall pre-wet affected areas with at least 0.5 gallons of water per square yard of ground area to control dust		
AIR-2.	Air Quality	All portable equipment with a rating of 50 horsepower or more must have either a valid District Permit to Operate (PTO) or a valid statewide Portable Equipment Registration Program (PERP) placard and sticker issued by CARB.		
AIR 3.	Air Quality	If applicable, any vegetation removed during lot clearing shall be disposed of in accordance with applicable laws, preferably through chipping and composting, or as otherwise authorized by the Lake County Air Quality Management District and the Lake County Fire Protection District.		
AIR 4.	Air Quality	If construction or site activities are conducted within Serpentine soil, a Serpentine Control Permit/Plan must be obtained from the Lake County Air Quality Management District. Approval shall be secured prior to the commencement of construction.		

Mitigation Measure	Type	Monitoring Shown on Department Plans	Verified Implementation	Remarks
AIR-5.	Air Quality	All equipment must meet Federal, State and local requirements, including but not limited to NESHAP/NSPS for proper maintenance to minimize airborne emissions, record-keeping of all activities, and State Air Toxic Control Measures for CI engines.		
BIO-1.	Biological Resources	<p>If Special Status Plant Species are detected in the construction area, the area(s) shall be protected with the installation of temporary construction fencing (or another form of protection) around the species location and a buffer sufficient in size to protect the species.</p> <ul style="list-style-type: none"> • The locations of protected plants will be designated on construction documents and the selected contractor (and sub-contractors) will be required to protect these sites and maintain the construction fencing during construction operations. 		
BIO-2.	Biological Resources	<p>BIO-2: If the project requires removal of vegetation from March 1st through August 15th, a Nesting Bird Survey shall be conducted by a qualified biologist no more than one week prior to vegetation removal during this period.</p> <ul style="list-style-type: none"> • If no nesting birds are located during the survey, vegetation disturbing activities may proceed. • Should the survey determine that an active nest is in the vegetation and is to be removed during the survey, a qualified biologist shall delineate an exclusion area that is adequate to prevent nesting failure. Active nests, or active nesting activity, may be indicated by the presence of a nest, vocalization by the bird, defensive flight patterns, or other agitated behaviors as observed by the wildlife biologist. • Should work cease for 15 calendar days or more after the focused nesting survey has been completed, a new focused nesting survey may be required before vegetation removal can be reinitiated. Documentation for the re-survey will be developed by a qualified biologist. 		

Mitigation Measure	Type	Monitoring Shown on Department Plans	Verified Implementation	Remarks
BIO-3.	Biological Resources	Prior to Project Implementation (if applicable), the applicant shall apply for and secure and maintain all necessary Federal, State and local agency permits.		
CUL-1.	Cultural Resources	During construction activities, if any subsurface archaeological remains are uncovered, all work shall be halted within 100 feet of the finds and the owner shall utilize a qualified cultural resources consultant to identify and investigate any subsurface historic remains and define their physical extent and the nature of any built features or artifact-bearing deposits.		
CUL-2.	Cultural Resources	The cultural resource consultant's investigation shall proceed into formal evaluation to determine their eligibility for the California Register of Historical Resources. This shall include, at a minimum, additional exposure of the feature(s), photo-documentation and recordation, and analysis of the artifact assemblage(s). If the evaluation determines that the features and artifacts do not have sufficient data potential to be eligible for the California Register, additional work shall not be required. However, if data potential exists – e.g., there is an intact feature with a large and varied artifact assemblage – it will be necessary to mitigate any Project impacts. Mitigation of impacts might include avoidance of further disturbance to the resources through Project redesign. If avoidance is determined to be infeasible, pursuant to CEQA Guidelines Section 15126.4(b)(3)(C), a data recovery plan, which makes provisions for adequately recovering the scientifically consequential information from and about the historical resource, shall be prepared and adopted prior to any excavation being undertaken. Such studies shall be deposited with the California Historical Resources Regional Information Center. Archeological sites known to contain human remains shall be treated in accordance with the provisions of Section 7050.5 Health and Safety Code. If an artifact must be removed during Project excavation or testing, curation may be an appropriate mitigation.		

Mitigation Measure	Type	Monitoring Shown on Department Plans	Verified Implementation	Remarks
CUL-3.	Cultural Resources	If human remains are encountered, no further disturbance shall occur within 100 feet of the vicinity of the find(s) until the Lake County Coroner has made the necessary findings as to origin (California Health and Safety Code Section 7050.5). Further, pursuant to California Public Resources Code Section 5097.98(b) remains shall be left in place and free from disturbance until a final decision as to the treatment and disposition has been made. If the Lake County Coroner determines the remains to be Native American, the Native American Heritage Commission must be contacted within 24 hours. The Native American Heritage Commission must then identify the “most likely descendant(s)”, The landowner shall engage in consultations with the most likely descendant (MLD). The MLD will make recommendations concerning the treatment of the remains within 48 hours as provided in Public Resources Code 5097.98.		
CUL-4	Cultural Resources	On or prior to the first day of construction the owner shall organize cultural sensitivity training for contractors involved in ground disturbing activities.		
NOI-1.	Noise & Vibrations	All construction activities including engine warm-up shall be limited to weekdays and Saturday, between the hours of 7:00am and 7:00pm to minimize noise impacts on nearby residents.		
NOI-2.	Noise & Vibrations	Permanent potential noise sources such as, generators used for power shall be designed and located to minimize noise impacts to surrounding properties		
NOI-3.	Noise & Vibrations	During construction noise levels shall not exceed 65 decibels within fifty (50) feet of any dwellings or transient accommodation between the hours of 7:00 AM and 6:00 PM. This threshold can be increased by the Building Inspector or City Engineer who have approved an exception in accordance with Section 5-4.4(b)(1) of the City Code. An exception of up to 80 decibels may be approved within one hundred (100) feet from the source during daylight hours. Project is expected to result in less than significant impacts regarding noise and vibration.		

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TCR-1.	Tribal Resources	In the event that tribal cultural resources materials are discovered during construction which cannot be avoided or feasibly preserved in place, a project reburial area shall be designated. The reburial area shall be designated by the City after consulting with the project Archaeologist and all consulting Tribe(s). The reburial area shall be documented to avoid future disturbance (within 90 days of the completion of the project, the project Architect shall submit a DPR Form to the CHRIS center and submit a sacred lands file to the NAHC).		
TCR-2.	Tribal Resources	On or prior to the first day of ground disturbing activities, the applicant shall arrange for cultural resource sensitivity training for personnel involved in ground disturbing activities.		
TCR-3.	Tribal Resources	If human remains are encountered, no further disturbance shall occur within 100 feet of the vicinity of the find(s) until the Lake County Coroner has made the necessary findings as to origin (California Health and Safety Code Section 7050.5). Further, pursuant to California Public Resources Code Section 5097.98(b) remains shall be left in place and free from disturbance until a final decision as to the treatment and disposition has been made. If the Lake County Coroner determines the remains to be Native American, the Native American Heritage Commission must be contacted within 24 hours. The Native American Heritage Commission must then identify the “most likely descendant(s)”. The landowner shall engage in consultations with the most likely descendant (MLD). The MLD will make recommendations concerning the treatment of the remains within 48 hours as provided in Public Resources Code 5097.98.]		

Headings Explanation

- Type = Project (mitigation for this specific project), ongoing, and/or cumulative.
- Monitoring Department = Department or agency responsible for monitoring a particular mitigation measure.
- Shown on Plans = When a mitigation measure is shown on the construction plans, this column must be initialed and dated.
- Verified Implementation = When mitigation measures have been implemented, this column must be initialed and dated.
- Remarks = Area for describing status of ongoing mitigation measures, or other information.