

APPENDIX J
AB 52 CONSULTATION LETTERS



8/5/2025

Doug Todd Welmas and/or Jacquelyn Barnum
Cabazon Band of Mission Indians
84-245 Indio Springs Parkway
Indio, CA 92203

Re: NOTICE OF PROJECT - CASE PLAN25-00005 - A Tentative Tract Map with an Initial Study and Mitigated Negative Declaration to allow for the development of Tentative Tract Map 20426 with 140 single family lots on a vacant R-1 zoned parcel located on the northwest corner of Bellflower Street and Dos Palmas Road.

Dear Tribal Government:

This letter is hereby formal notice of the above-mentioned project pursuant to Section 21080.3.0(d) of the Public Resource Code. The required informational documents are attached for your review within the cultural resources assessment.

The Public Resources Code process requires that the City make an attempt to contact you for the purpose of opening consultations between the City and your tribal government. Following legislation guidelines, you have 30 days to request a consultation with us (Public Resources Code § 21080.3.1(d)).

Should you request consultation on this project, please submit a written request by mail to the address listed above or emailing a request to planning@victorvilleca.gov.

Sincerely,

A handwritten signature in black ink, appearing to read "Casandra Erskine".

Casandra Erskine
Case Planner

Attachment: Cultural Resource Assessment



8/5/2025

Raymond Huaute and/or Robert Martin
Morongo Band of Mission Indians
12700 Pumarra Road
Banning, CA 92220

Re: NOTICE OF PROJECT - CASE PLAN25-00005 - A Tentative Tract Map with an Initial Study and Mitigated Negative Declaration to allow for the development of Tentative Tract Map 20426 with 140 single family lots on a vacant R-1 zoned parcel located on the northwest corner of Bellflower Street and Dos Palmas Road.

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Casandra Erskine
Case Planner

Attachment: Cultural Resource Assessment



8/5/2025

Alexandra McCleary, Ph.D.
Cultural Resources Management Department
Yuhaaviatam of San Manuel Nation
26569 Community Center Drive
Highland, CA 92346

Re: NOTICE OF PROJECT - CASE PLAN25-00005 - A Tentative Tract Map with an Initial Study and Mitigated Negative Declaration to allow for the development of Tentative Tract Map 20426 with 140 single family lots on a vacant R-1 zoned parcel located on the northwest corner of Bellflower Street and Dos Palmas Road.

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Sincerely,

Casandra Erskine
Case Planner

Attachment: Cultural Resource Assessment



8/5/2025

Darrell Mike and/or Anthony Madrigal, Jr.
Twenty-Nine Palms Band of Mission Indians
46-200 Harrison Place
Coachella, CA 92236

Re: NOTICE OF PROJECT - CASE PLAN25-00005 - A Tentative Tract Map with an Initial Study and Mitigated Negative Declaration to allow for the development of Tentative Tract Map 20426 with 140 single family lots on a vacant R-1 zoned parcel located on the northwest corner of Bellflower Street and Dos Palmas Road.

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Should you request consultation on this project, please submit a written request by mail to the address listed above or emailing a request to planning@victorvilleca.gov.

Sincerely,

A handwritten signature in black ink, appearing to read "C. Erskine", written over a light gray rectangular background.

Cassandra Erskine
Case Planner

Attachment: Cultural Resource Assessment



TWENTY-NINE PALMS BAND OF MISSION INDIANS

46-200 Harrison Place, Coachella, CA 92236. Ph. 760.863.2444. Fax: 760.863.3449

September 12, 2025

Ms. Casandra Erskine
City of Victorville
14343 Civic Drive
Victorville, CA 92393

RE: Case Plan 25—00005 Development of a Tentative Tract Map 20426 with 140 Single Family Lots

Dear Ms. Erskine:

This letter is regarding a consultation and in compliance with CEQA and Case Plan 25—00005 Development of a Tentative Tract Map 20426 with 140 Single Family Lots. The proposed project is to develop 140 single family lots on a vacant R-1 zoned parcel located on the northwest corner of Bellflower Street and Dos Palmas Road.

After reviewing the proposed project, the Twenty-Nine Palms Band of Mission Indians (Tribe) has determined: The project is within the Chemehuevi Traditional Use Area (TUA). Presently, no known cultural resources are located within the project APE, but there exists the possibility of surface and/or buried archaeological materials. The Tribe requests that the agency follow specific conditions for all cultural resources on any developmental plans or entitlement applications.

Additionally, the Tribe and THPO request the following: The Tribe and THPO look forward to working with the City of Victorville on this project. This letter is not intended to be considered government to government consultation; it is a communication of possible concerns or comments regarding the project. Additional emails, letters, phone calls, virtual meetings, or in-person meetings may be requested. If you have any questions, please do not hesitate to contact the Tribal Historic Preservation Office at (760) 863-2486 or email at Nicolas.Garza@29Palmsbomi-nsn.gov.

Sincerely,

A handwritten signature in blue ink, appearing to read "Darrell Mike".

Darrell Mike
Chairman, Twenty-Nine Palms Band of Mission Indians

CEQA: Case Plan 25-00005, TTM 20426 with 140 Single Family Lots, Northwest Corner of Bellflower Street and Dos Palmas Road, City of Victorville [CIT-VV-2025-8]

From Kristen Tuosto <Kristen.Tuosto@sanmanuel-nsn.gov>

Date Fri 9/5/2025 1:56 PM

To Planning Division <planning@victorvilleca.gov>

[EXTERNAL EMAIL]: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Dear Casandra,

Thank you for contacting the Yuhaaviatam of San Manuel Nation (YSMN, also known as the San Manuel Band of Mission Indians) regarding the above referenced project. YSMN appreciates the opportunity to review the project documentation, which was received by our Cultural Resources Management Department on August 12, 2024, pursuant to CEQA (AB 52) and CA PRC 21080.3.1. The proposed project area exists within Serrano ancestral territory and, therefore, is of interest to the Tribe.

We would like the cultural report to be updated, specifically on the section about the initial European contact. The focus should be on the initial European contact in **California**, and not Columbus' landfall, which was in the Bahamas and not the continental Americas. This section lacks relevance to the report.

Also, we would like to clarify that the Vanyume and the Serrano are considered the same Tribe (Sutton & Earle, 2017), they are both Maara'yam people (Yuhaaviatam of San Manuel Nation – Our History, website).

However, due to the nature and location of the proposed project, and given the CRM Department's present state of knowledge, YSMN does not have any concerns with the project's implementation, as planned, at this time. As a result, YSMN requests that the following language be made a part of the project/permit/plan conditions:

CUL MMs

1. In the event that cultural resources are discovered during project activities, all work in the immediate vicinity of the find (within a 60-foot buffer) shall cease and a qualified archaeologist meeting Secretary of Interior standards shall be hired to assess the find. Work on the other portions of the project outside of the buffered area may continue during this assessment period. Additionally, the Yuhaaviatam of San Manuel Nation Cultural Resources Department (YSMN) shall be contacted, as detailed within TCR-1, regarding any pre-contact finds and be provided information after the archaeologist makes his/her initial assessment of the nature of the find, so as to provide Tribal input with regards to significance and treatment.

2. If significant pre-contact cultural resources, as defined by CEQA (as amended, 2015), are discovered and avoidance cannot be ensured, the archaeologist shall develop a Monitoring and Treatment Plan, the drafts of which shall be provided to YSMN for review and comment, as detailed within TCR-1. The archaeologist shall monitor the remainder of the project and implement the Plan accordingly.

3. If human remains or funerary objects are encountered during any activities associated with the project, work in the immediate vicinity (within a 100-foot buffer of the find) shall cease and the County Coroner shall be contacted pursuant to State Health and Safety Code §7050.5 and that code enforced for the duration of the project.

TCR MMs

1. The Yuhaaviatam of San Manuel Nation Cultural Resources Management Department (YSMN) shall be contacted, as detailed in CUL-1, of any pre-contact cultural resources discovered during project implementation, and be provided information regarding the nature of the find, so as to provide Tribal input with regards to significance and treatment. Should the find be deemed significant, as defined by CEQA (as amended, 2015), a Cultural Resources Monitoring and Treatment Plan shall be created by the archaeologist, in coordination with YSMN, and all subsequent finds shall be subject to this Plan. This Plan shall allow for a monitor to be present that represents YSMN for the remainder of the project, should YSMN elect to place a monitor on-site.

2. Any and all archaeological/cultural documents created as a part of the project (isolate records, site records, survey reports, testing reports, etc.) shall be supplied to the applicant and Lead Agency for dissemination to YSMN. The Lead Agency and/or applicant shall, in good faith, consult with YSMN throughout the life of the project.

Note: Yuhaaviatam of San Manuel Nation realizes that there may be additional tribes claiming cultural affiliation to the area; however, Yuhaaviatam of San Manuel Nation can only speak for itself. The Tribe has no objection if the agency, developer, and/or archaeologist wishes to consult with other tribes in addition to YSMN and if the Lead Agency wishes to revise the conditions to recognize additional tribes.

Please provide a draft and the final copy of the project/permit/plan conditions so that YSMN may review the included language. If you should have any further questions with regard to this matter, please do not hesitate to contact me at your convenience, as I will be your Point of Contact (POC) for YSMN with respect to this project.

Regards,
Kristen

Reference

Sutton, M. Q., & Earle, D. D. (2017). The Desert Serrano of the Mojave River. *Pacific Coast Archaeological Society Quarterly*, 53(2&3), 1-61.

[Our History | Yuhaaviatam of San Manuel Nation](#)

Kristen Tuosto


Tribal Archaeologist

Kristen.Tuosto@sanmanuel-nsn.gov

O:(909) 864-8933 x50-3421

M:(909) 725-1357

26569 Community Center Dr Highland, California 92346

 Yuhaaviatam of San Manuel Nation

From: George Dicken Everson <GDEverson@morongo-nsn.gov>
Sent: Thursday, March 12, 2026 2:29 PM
To: planning@victorvilleca.gov <planning@victorvilleca.gov>
Cc: Ann Brierty <ABrierty@morongo-nsn.gov>; Elisha Duncan <eduncan@morongo-nsn.gov>; THPO Department <THPODepartment@morongo-nsn.gov>
Subject: Case Plan 25-00005 TTM 20426 IS/MND Late Reply

Dear Ms. Erskine

The Morongo Band of Mission Indians (Tribe/MBMI) Tribal Historic Preservation Office (THPO) received, on August 12, 2025, your invitation for government-to-government consultations on Case Plan 25-00005 Tentative Tract Map 20426 Family Housing Development.

The THPO office has been challenged by the loss of several key staff members and this has delayed our opportunity to respond in a timely manner to Lead Agencies on the requests to consult on various projects, such as this one.

Although the 30-day limit for MBMI response has passed, the Tribe is requesting that you still consider our government-to-government consultation request for consultations under AB 52/SB 18/Section 106. MBMI would be most appreciative if this is possible. MBMI looks forward to government-to-government consultation and working with the City of Victorville. Thank you.

Respectfully,

George Dicken Everson, Ph.D.
Tribal On-Call Archaeologist
Tribal Historic Preservation Office
Morongo Band of Mission Indians
12700 Pumarra Road
Banning, CA 92220
Phone and Text: (951) 728-0877

The information contained in this communication is confidential. It is intended solely for use by the recipient and others authorized to receive it. If you are not the recipient, you are hereby notified that any disclosure, copying, or distribution of this information is strictly prohibited and may be unlawful.

For your safety, the contents of this email have been scanned for viruses and malware.

Morongo Band of Mission Indians Cultural Resource Mitigation Measures:

CR-1: Native American Treatment Agreement Prior to the issuance of grading permits, the applicant shall enter into a Tribal Monitoring Agreement with the Morongo Band of Mission Indians for the project. The Tribal Monitor(s) shall be on-site during all ground-disturbing activities (including, but not limited to, clearing, grubbing, tree and bush removal, grading, trenching, fence post placement and removal, construction excavation, excavation for all utility and irrigation lines, and landscaping phases of any kind). The Tribal Monitor(s) shall have the authority to temporarily divert, redirect, or halt the ground-disturbing activities to allow identification, evaluation, and potential recovery of cultural resources and/or tribal cultural resources.

CR-2: Retention of Archaeologist Prior to any ground-disturbing activities (including, but not limited to, clearing, grubbing, tree and bush removal, grading, trenching, fence post replacement and removal, construction excavation, excavation for all utility and irrigation lines, and landscaping phases of any kind), and prior to the issuance of grading permits, the Applicant shall retain a qualified archaeologist who meets the U.S. Secretary of the Interior Standards (SOI). The archaeologist shall be present during all ground-disturbing activities to identify any known or suspected archaeological and/or cultural resources. The archaeologist will conduct a Cultural Resource Sensitivity Training, in conjunction with the Tribe[s] Tribal Historic Preservation Officer (THPO), and/or designated Tribal Representative. The training session will focus on the archaeological and tribal cultural resources that may be encountered during ground-disturbing activities as well as the procedures to be followed in such an event.

CR-3: Cultural Resource Management Plan Prior to any ground-disturbing activities the project archaeologist shall develop a Cultural Resource Management Plan (CRMP) and/or Archaeological Monitoring and Treatment Plan (AMTP) to address the details, timing, and responsibilities of all archaeological and cultural resource activities that occur on the project site. This Plan shall be written in consultation with the consulting Tribe[s] and shall include the following: approved Mitigation Measures (MM)/Conditions of Approval (COA), contact information for all pertinent parties, parties' responsibilities, procedures for each MM or COA, and an overview of the project schedule.

CR-4: Pre-Grade Meeting The retained qualified archeologist and Consulting Tribe[s] representative shall attend the pre-grade meeting with the grading contractors to explain and coordinate the requirements of the monitoring plan.

CR-5: On-site Monitoring During all ground-disturbing activities the qualified archaeologist and the Tribal Monitor(s) shall be on-site full-time. The frequency of inspections shall depend on the rate of excavation, the materials excavated, and any discoveries of Tribal Cultural Resources as defined in California Public Resources Code Section 21074. Archaeological and Native American monitoring will be discontinued when the depth of grading and the soil conditions no longer retain the potential to contain cultural deposits. The qualified archaeologist, in consultation with the Tribal Monitor(s), shall be responsible for determining the duration and frequency of monitoring.

CR-6: Inadvertent Discovery of Cultural Resources In the event that previously unidentified cultural resources are unearthed during construction, the qualified archaeologist and the Tribal Monitor(s) shall have the authority to temporarily divert and/or temporarily halt ground-disturbance operations in the area of discovery to allow for the evaluation of potentially significant cultural resources. Isolates and clearly non-significant deposits shall be minimally documented in the field and collected so the monitored grading can proceed.

If a potentially significant cultural resource(s) is discovered, work shall stop within a 60-foot perimeter of the discovery and an Environmentally Sensitive Area (ESA) physical demarcation/barrier constructed. All work shall be diverted away from the vicinity of the find, so that the find can be evaluated by the qualified archaeologist and Tribal Monitor[s]. The archaeologist shall notify the Lead Agency and consulting Tribe[s] of said discovery. The qualified archaeologist, in consultation with the Lead Agency, the consulting Tribe[s], and the Native American monitor, shall determine the significance of the discovered resource. A recommendation for the treatment and disposition of the Tribal Cultural Resource shall be made by the qualified archaeologist in consultation with the

Tribe[s] and the Native American monitor[s] and be submitted to the Lead Agency for review and approval. Below are the possible treatments and dispositions of significant cultural resources in order of CEQA preference:

- A. Full avoidance.
- B. If avoidance is not feasible, Preservation in place.

If Preservation in place is not feasible, all items shall be reburied in an area away from any future impacts and reside in a permanent conservation easement or Deed Restriction.

- C. If all other options are proven to be infeasible, data recovery through excavation and then curation in a Curation Facility that meets the Federal Curation Standards (36 CFR 79)

CR-7: Inadvertent Discovery of Human Remains The Morongo Band of Mission Indians requests the following specific conditions to be imposed in order to protect Native American human remains and/or cremations. **No photographs are to be taken except by the coroner, with written approval by the consulting Tribe[s].**

- A. Should human remains and/or cremations be encountered on the surface or during any and all ground-disturbing activities (i.e., clearing, grubbing, tree and bush removal, grading, trenching, fence post placement and removal, construction excavation, excavation for all water supply, electrical, and irrigation lines, and landscaping phases of any kind), work in the immediate vicinity of the discovery shall immediately stop within a 100-foot perimeter of the discovery. The area shall be protected by the establishment of an ESA with a marked boundary. Project personnel/observers will be restricted from entry into the ESA. The County Coroner is to be contacted within 24 hours of discovery. The County Coroner has 48 hours to make his/her determination pursuant to State and Safety Code §7050.5. and Public Resources Code (PRC) § 5097.98.
- B. In the event that the human remains and/or cremations are identified as Native American, the Coroner shall notify the Native American Heritage Commission within 24 hours of determination pursuant to subdivision (c) of HSC §7050.5.
- C. The Native American Heritage Commission shall immediately notify the person or persons it believes to be the Most Likely Descendant (MLD). The MLD has 48 hours, upon being granted access to the Project site, to inspect the site of discovery and make his/her recommendation for final treatment and disposition, with appropriate dignity, of the remains and all associated grave goods pursuant to PRC §5097.98
- D. If the Morongo Band of Mission Indians has been named the Most Likely Descendant (MLD), the Tribe may wish to rebury the human remains and/or cremation and sacred items in their place of discovery with no further disturbance where they will reside in perpetuity. The place(s) of reburial will not be disclosed by any party and is exempt from the California Public Records Act (California Government Code § 6254[r]). Reburial location of human remains and/or cremations will be determined by the Tribe's Most Likely Descendant (MLD), the landowner, and the City Planning Department.

CR-8: FINAL REPORT: The final report[s] created as a part of the project (AMTP, isolate records, site records, survey reports, testing reports, etc.) shall be submitted to the Lead Agency and Consulting Tribe[s] for review and comment. After approval of all parties, the final reports are to be submitted to the Eastern Information Center, and the Consulting Tribe[s].