

**Date : 3/24/2022 10:00:00 AM**  
**From : "James Harris"**  
**To : "Gabrieleno Administration"**  
**Subject : Fwd: Sunset Wilcox Project ENV-2020-1930-EIR**  
**Attachment : Sunset Wilcox AB 52 Conclusion to Consultation.pdf;**

Good morning,

Please find the attached Closure of Consultation Letter regarding the Sunset Wilcox Project located at 6450 Sunset Boulevard; project number ENV-2020-1239-EIR.

The letter has also been mailed to you via the USPS.

If you have any questions, please feel free to contact me.

Thank you,  
Jim



**Jim Harris**  
**Major Projects**  
**Los Angeles City Planning**

221 N. Figueroa St., Room 1350  
Los Angeles, CA 90012

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----- Forwarded message -----

From: **James Harris** <[james.harris@lacity.org](mailto:james.harris@lacity.org)>  
Date: Thu, Mar 10, 2022 at 1:50 PM  
Subject: Sunset Wilcox Project ENV-2020-1930-EIR  
To: Gabrieleno Administration <[admin@gabrielenoindians.org](mailto:admin@gabrielenoindians.org)>

Good afternoon

Please find the attached Pre-Closure of Consultation letter regarding the Sunset Wilcox Project located at 6450 Sunset Boulevard; project number ENV-2020-1239-EIR.

The letter has also been mailed to you via the USPS.

If you have any questions, please feel free to contact me.

Thank you,  
Jim



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March 24, 2022

Andrew Salas, Chairman  
Gabrieleño Band of Mission Indians – Kizh Nation  
PO Box 393  
Covina, CA 91723

RE: AB52 Completion of Consultation  
Sunset Wilcox Project  
6550-6462 W. Sunset Boulevard, 1420-1454 N. Wilcox Avenue, 1413-1447 N. Cole Place,  
and 6503 De Longpre Avenue, Los Angeles, CA 90028  
Case Number ENV-2020-1239-EIR

Dear Chairman Salas:

The purpose of this correspondence is to briefly summarize our combined efforts to engage in a meaningful and good faith consultation regarding the above-named project's potential impacts to Tribal cultural resources and to document the conclusion of the tribal consultation process, pursuant to Public Resources Code, section 21080.3.2.

On March 10, 2022, a pre-conclusion letter was sent to the Gabrieleño Band of Mission Indians – Kizh Nation (Tribe) summarizing the consultation between the City and Tribe thus far regarding the project located at 6550 W. Sunset Boulevard (Project). Additionally, a link to the project's administrative draft Tribal Cultural Report was sent to the Tribe for review. Comments were requested to be submitted to City Planning Staff by March 23, 2022. No comments were received prior to the issuance of this letter.

A review of the documents did not find substantial evidence of an existing Tribal cultural resource within the project site. No evidence was submitted that considers the specific location of the project site, and no criteria were provided to indicate why the project site should be considered sensitive enough such that mitigation measures for Tribal cultural resources would be required to avoid adverse impacts. Furthermore, the City has reviewed the suggested measures provided by the Tribe. The attached standard Inadvertent Discovery Condition of Approval would not provide less protection of any finds in the event of inadvertent discovery of a prospective resource.

Based upon the record, the City has determined that no substantial evidence exists to support a conclusion that this proposed project may cause a significant impact on tribal cultural resources. Therefore, the City has no basis under the California Environmental Quality Act to impose any related mitigation measures. However, as an additional protection, the City will implement the attached condition of approval under its police powers to protect the inadvertent discovery of tribal

cultural resources. The Condition of Approval has incorporated elements of the requested measures the Tribe had provided, including specific notification requirements for the Tribes which requested consultation.

The City is expecting to release its Draft Environmental Impact Report (EIR) for this project which will commence a 45-day period during which interested parties and agencies, such as the Tribe, may submit written comments on the adequacy of the EIR. Please do not hesitate to contact me if you wish to share any additional information, comments, or concerns.

Respectfully,

A handwritten signature in black ink, appearing to be "Jim Harris", written over a diagonal line that extends from the "Respectfully," text.

Jim Harris  
Department of City Planning  
Major Projects

**Tribal Cultural Resource Inadvertent Discovery.** In the event that objects or artifacts that may be tribal cultural resources are encountered during the course of any ground disturbance activities (excavating, digging, trenching, plowing, drilling, tunneling, quarrying, grading, leveling, removing peat, clearing, driving posts, augering, backfilling, blasting, stripping topsoil or a similar activity), all such activities shall temporarily cease on the project site until the potential tribal cultural resources are properly assessed and addressed pursuant to the process set forth below:

- Upon a discovery of a potential tribal cultural resource, the Applicant 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 (including but not limited to the Gabrieleño Band of Mission Indians – Kizh Nation); and (2) the Department of City Planning at (213) 473-9723.
- If the City determines, pursuant to Public Resources Code Section 21074 (a)(2), that the object or artifact appears to be tribal cultural resource, the City shall provide any effected tribe a reasonable period of time, not less than 14 days, to conduct a site visit and make recommendations to the Applicant and the City regarding the monitoring of future ground disturbance activities, as well as the treatment and disposition of any discovered tribal cultural resources.
- The Applicant shall implement the tribe's recommendations if a qualified archaeologist and by a culturally affiliated tribal monitor, both retained by the City and paid for by the Applicant, reasonably concludes that the tribe's recommendations are reasonable and feasible.
- The Applicant shall submit a tribal cultural resource monitoring plan to the City that includes all recommendations from the City and any effected tribes that have been reviewed and determined by the qualified archaeologist and by a culturally affiliated tribal monitor to be reasonable and feasible. The Applicant shall not be allowed to recommence ground disturbance activities until this plan is approved by the City.
- If the Applicant does not accept a particular recommendation determined to be reasonable and feasible by the qualified archaeologist or by a culturally affiliated tribal monitor, the Applicant may request mediation by a mediator agreed to by the Applicant and the City who has the requisite professional qualifications and experience to mediate such a dispute. The Applicant shall pay any costs associated with the mediation.
- The Applicant may recommence ground disturbance activities outside of a specified radius of the discovery site, so long as this radius has been reviewed by the qualified archaeologist and by a culturally affiliated tribal monitor and determined to be reasonable and appropriate.
- 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.

- Notwithstanding the above, any information determined to be confidential in nature, by the City Attorney's office, shall be excluded from submission to the SCCIC or the general public under the applicable provisions of the California Public Records Act, California Public Resources Code, and shall comply with the City's AB 52 Confidentiality Protocols.