

Tribal Consultation

Sacred Lands File & Native American Contacts List Request

Native American Heritage Commission

1550 Harbor Blvd, Suite 100 West Sacramento, CA 95691 916-373-3710 916-373-5471 – Fax nahc@nahc.ca.gov

Information Below is Required for a Sacred Lands File Search

Proje	ct: Pa	radise Sewer Project			
Coun	ty: But	te			
usce	ς Ουοά	Irangle Name: Chico, Ords Ferry, Para	dise East. Paradise West		
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and pa	rts of Ra	ncho de Farwell			
Comp	any/F	irm/Agency: Town of Paradise			
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Stuant	+ A ddu	ess: 5555 Skyway			
Street	ı Adar	ess: occo chymay			
City:	Parad	se	Zip: 95969		
,					
Phone: 530-872-6291					
- r	1/2				
Fax: n/a					
Email	ı. mma	ttox@townofparadise.com			

Project Description:

The Town of Paradise (Town) is implementing the Paradise Sewer Project (Project), which involves identifying and implementing a long-term solution for collection, treatment, and reuse/disposal of its wastewater. The Project area currently includes the Town itself for wastewater treatment service and the length of Skyway Road extending westward, crossing Highway 99 into the southwest area of Chico onto Rancho de Farwell land for the effluent alignment corridor.

Native American Heritage Commission Native American Contact List Butte County 4/27/2021

KonKow Valley Band of Maidu

Jessica Lopez, Chairperson 8998 Fruitridge Road KonKow Sacramento, CA, 95803 Maidu Phone: (530) 777 - 8094 jessica@konkowmaidu.org

Mechoopda Indian Tribe

Dennis Ramirez, Chairperson
125 Mission Ranch Blvd KonKow
Chico, CA, 95926 Maidu

Phaney (520) 200

Phone: (530) 899 - 8922 Fax: (530) 899-8517

dramirez@mechoopda-nsn.gov

Mooretown Rancheria of Maidu Indians

Guy Taylor, #1 Alverda Drive KonKow Oroville, CA, 95966 Maidu Phone: (530) 533 - 3625

Mooretown Rancheria of Maidu Indians

Benjamin Clark, Chairperson
#1 Alverda Drive KonKow
Oroville, CA, 95966 Maidu
Phone: (530) 533 - 3625
Ear: (530) 533 3680

Fax: (530) 533 - 3625 Fax: (530) 533-3680 frontdesk@mooretown.org

This list is current only as of the date of this document. Distribution of this list does not relieve any person of statutory responsibility as defined in Section 7050.5 of the Health and Safety Code, Section 5097.94 of the Public Resource Section 5097.98 of the Public Resources Code.

This list is only applicable for contacting local Native Americans with regard to cultural resources assessment for the proposed Paradise Sewer Project, Butte County.

PROJ-2021- 04/27/2021 10:40 AM 1 of 1

002274



April 27, 2021

Monica Ruth

Town of Paradise / HDR Inc.

Via Email to:mmattox@townofparadise.com; Monica.Ruth@hdrinc.com

CHAIRPERSON **Laura Miranda** *Luiseño*

VICE CHAIRPERSON Reginald Pagaling Chumash

Secretary

Merri Lopez-Keifer Luiseño

Parliamentarian Russell Attebery Karuk

COMMISSIONER
William Mungary
Paiute/White Mountain
Apache

COMMISSIONER
Julie TumamaitStenslie
Chumash

COMMISSIONER [Vacant]

COMMISSIONER
[Vacant]

COMMISSIONER [Vacant]

EXECUTIVE SECRETARY

Christina Snider

Pomo

NAHC HEADQUARTERS 1550 Harbor Boulevard

Suite 100 West Sacramento, California 95691 (916) 373-3710 nahc@nahc.ca.gov NAHC.ca.gov Re: Paradise Sewer Project, Butte County

Dear Ms. Ruth:

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 <u>negative</u>. However, the absence of specific site information in the SLF does not indicate the absence of cultural resources in any project area. 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: Nancy, Gonzalez-Lopez@nahc.ca.gov.

Sincerely,

Nancy Gonzalez-Lopez

Cultural Resources Analyst

Attachment



May 10, 2021

Via Certified Mail

Jessica Lopez Chairperson KonKow Valley Band of Maidu 8998 Fruitridge Road Sacramento, CA 95803

Subject: Notice of Opportunity to Consult Under Assembly Bill 52 for the Paradise Sewer Project in Butte County, California

Honorable Chairperson Lopez,

The Town of Paradise (Town), as the Lead Agency for the Paradise Sewer Project (Proposed Project), is providing this notice of opportunity to request notification from the Town for consultation regarding the Proposed Project pursuant to Public Resources Code (PRC) section 21080.3.1 and Chapter 532, Statutes of 2014 (i.e., AB 52).

Since its incorporation in 1979, the Town has sought a formal wastewater treatment solution for the community, with service for commercial and densely populated residential areas being a priority. Failed and failing septic systems create the potential for public health and environmental concerns and have limited economic growth. Prior to the Camp Fire, which almost completely destroyed the town in 2018, Paradise was the largest unsewered community in California. A new wastewater management solution is needed to improve the local economy (e.g., encourage opening of new businesses) and reduce the potential for public health and environmental concerns caused by failed or failing septic systems.

The objectives of the Proposed Project are as follows:

- Provide a sewer system to serve Paradise in compliance with the Town of Paradise 1994 General Plan policies LUO-10, ESP-6, LUP-16, and LUI-7 (Quad Consultants 2008).
- Provide long-term, efficient, reliable, high quality treatment of wastewater in a cost-effective, environmentally beneficial manner to the people of Paradise.
- Improve the handling of wastewater in Paradise to address the economic and environmental concerns of the current system.
- Connect to the existing Chico Water Pollution Control Plant (WPCP) to provide efficient regional treatment of wastewater with no additional cost to City of Chico rate payers.

Existing Facilities

Wastewater treatment facilities in Paradise consist of individual, privately owned septic tanks and soil absorption disposal systems known as leach fields, together with several engineered subsurface disposal systems serving commercial and institutional facilities. Businesses and residences near the future sewer system continue to rely on septic tanks and leach field systems for wastewater treatment and disposal.

The Proposed Project consists of three constructed components—a wastewater collection system in Paradise, an 18-mile export pipeline to convey wastewater to the Chico WPCP, and connection to the WPCP—and operation of the new sewer system. The export pipeline would begin at the southwest edge of Paradise and run for approximately 8 miles along Skyway until reaching south Chico, at which point the pipeline would leave Skyway and continue west, crossing Butte Creek, Highway 99, and the Union Pacific Railroad, and terminating at the Chico WPCP in Chico. The Proposed Project would not change the service area of the Chico WPCP other than the addition of the Paradise connection and treatment. Moreover, there would be no additional fees for Chico residents and rate payers as a result of the Proposed Project.

Sewer Service Area

The sewer service area (SSA) would serve approximately 1,500 parcels (out of the 11,000 total parcels in Paradise) along the Skyway, Clark Road, and Pearson Road corridors. The SSA also would serve most businesses in Paradise and would enable future construction of affordable multi-family housing, which is limited because of multiple septic system constraints such as high groundwater, poor soils, and limited parcel sizes.

At the time of initial operation, an estimated 360 occupied parcels within the SSA would be generating an average wastewater flow of 109,000 gpd. It is estimated that it could take 30 years for the entire SSA to be occupied, at which time the average wastewater flow would be 448,000 gpd. The Town is considering this level of development and wastewater flow in planning its wastewater treatment solutions.

Collection System

The collection system would serve all parcels within the SSA, and would consist of a system of gravity sewers, small pump stations, and force mains. This collection system would enable properties within the SSA to have existing septic tanks and leach line systems abandoned altogether and would remove future onsite wastewater treatment and dispersal requirements. Because of the varied topography within the SSA, a number of pump stations and pressurized force mains would be required to pump flows out of valleys and swales, and back up to an adjacent gravity sewer. The collection system would consist of approximately 157,000 feet of 2- to 4-inch-diameter force mains, 29,000 feet of 8-inch-diameter gravity trunk lines, and 28 pump stations, all within public right-of-way. The gravity sewers would come together at the southwest edge of town, on Skyway, where they would transition to the export pipeline to the Chico WPCP.

Export Pipeline

The proposed export pipeline would start along Skyway at the south end of the Paradise collection system and would continue southwest along Skyway. Near Chico, at the bend where Skyway turns north, the pipeline would continue west, heading cross-country with crossings of Butte Creek and Highway 99 until reaching Midway, and would proceed into Chico and end at the Chico WPCP. The connection to the Chico WPCP is not associated with other ongoing facility upgrades. Figure 1 of Attachment A shows the proposed export pipeline route and connection to the Chico WPCP.

Consultation

At this time, the Town is seeking to consult with California Native American tribes that are traditionally and culturally affiliated with the Proposed Project area, in compliance with CEQA, California Public Resources Code (PRC) section 21080.3.1. The Town has requested the assistance of the Native American Heritage Commission (NAHC), in compliance with PRC 21080.3.1(c) to provide a list of California Native American tribes that are traditionally and culturally affiliated with the Proposed Project area. The NAHC has provided a list of California Native American tribes in support of these efforts, and the Town is reaching out to each of the contacts provided.

The Town would like to take this opportunity to notify the KonKow Valley Band of Maidu of an opportunity to consult with SSWD regarding the potential for this Proposed Project to impact tribal cultural resources, as defined in PRC section 21074. The purposes of tribal consultation under Section 21080.3.1 is to determine, as part of the CEQA review process, whether tribal cultural resources are present within the Proposed Project area, and if so, whether the Proposed Project will significantly impact those resources. If tribal cultural resources may be significantly impacted, then consultation will also help to determine the most appropriate way to avoid or mitigate those impacts.

In accordance with Section 21080.3.1(d) of the PRC, please respond within 30 days from the receipt of this letter to either request or decline consultation in writing for this Project. Please send your written response to:

John "Jay" Lloyd, Senior Cultural Resources Specialist
HDR Engineering, Inc.
2379 Gateway Oaks Drive, Suite 200
Sacramento, CA 95833
John.Lloyd@hdrinc.com
916.679.8715

If you have any concerns regarding cultural resources and/or tribal cultural resources within the Project area shown on the enclosed map, or if you have any concerns regarding issues related to the overall Proposed Project, please contact me using the contact information provided below.

Thank you and we look forward to your response.

Sincerely,

Marc Mattox

Town of Paradise Director of Public Works

5555 Skyway

Paradise, CA 95969

530-872-6291

mmattox@townofparadise.com

Attachment: A: Proposed Project Map

Notice of Opportunity to Consult for the Paradise Sewer Project in Butte County, California

Attachment A Proposed Project Map

Paradise Se	ewer Project	Final Program	Environmental	Impact Repor
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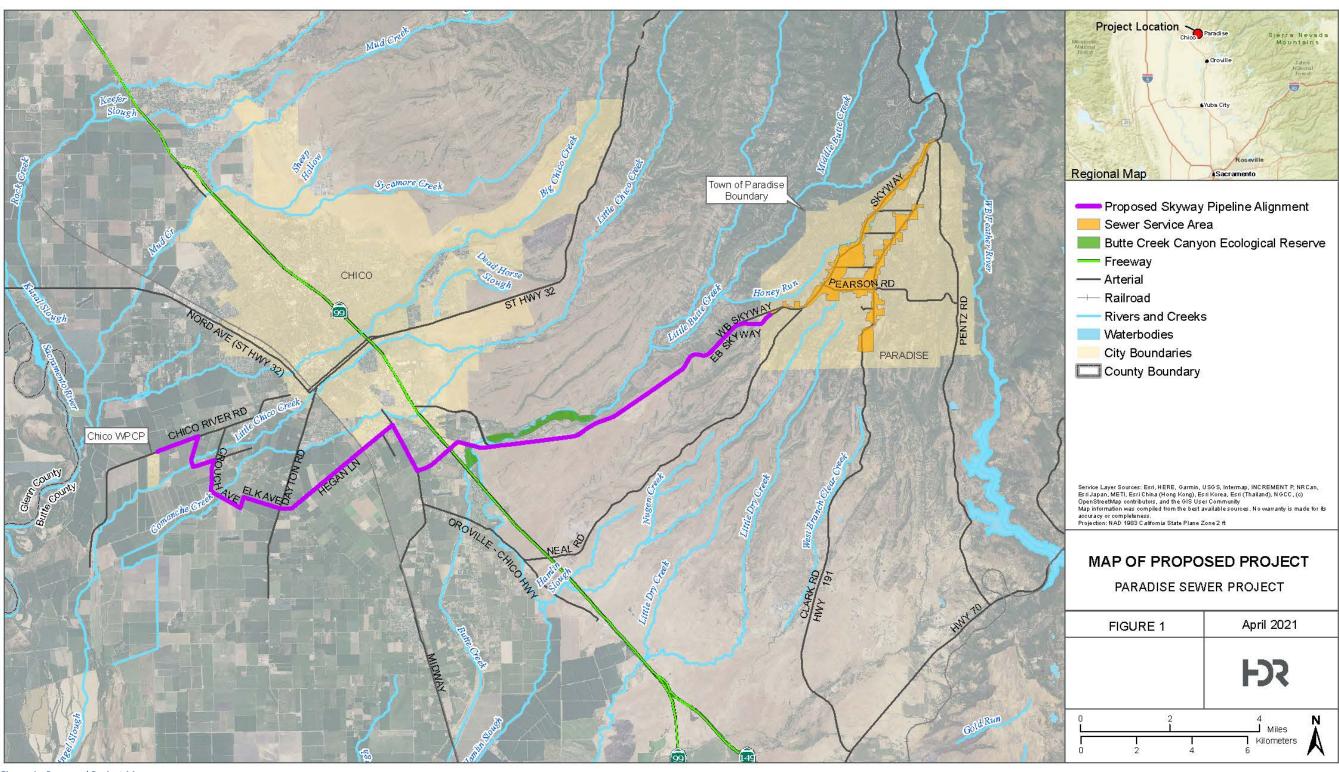


Figure 1. Proposed Project Map

Appendix G - Tribal Consultation

May 10, 2021

Via Certified Mail

Dennis Ramirez Chairperson Mechoopda Indian Tribe 125 Mission Ranch Blvd Chico, CA 95926

Subject: Notice of Opportunity to Consult Under Assembly Bill 52 for the Paradise Sewer Project in Butte County, California

Honorable Chairperson Ramirez,

The Town of Paradise (Town), as the Lead Agency for the Paradise Sewer Project (Proposed Project), is providing this notice of opportunity to request notification from the Town for consultation regarding the Proposed Project pursuant to Public Resources Code (PRC) section 21080.3.1 and Chapter 532, Statutes of 2014 (i.e., AB 52).

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Sewer Service Area

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Marc Mattox

Town of Paradise Director of Public Works

5555 Skyway

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530-872-6291

mmattox@townofparadise.com

Attachment: A: Proposed Project Map

Notice of Opportunity to Consult for the Paradise Sewer Project in Butte County, California

Attachment A Proposed Project Map

Paradise Sewer	Project I	Final Program	Environmental	Impact Report

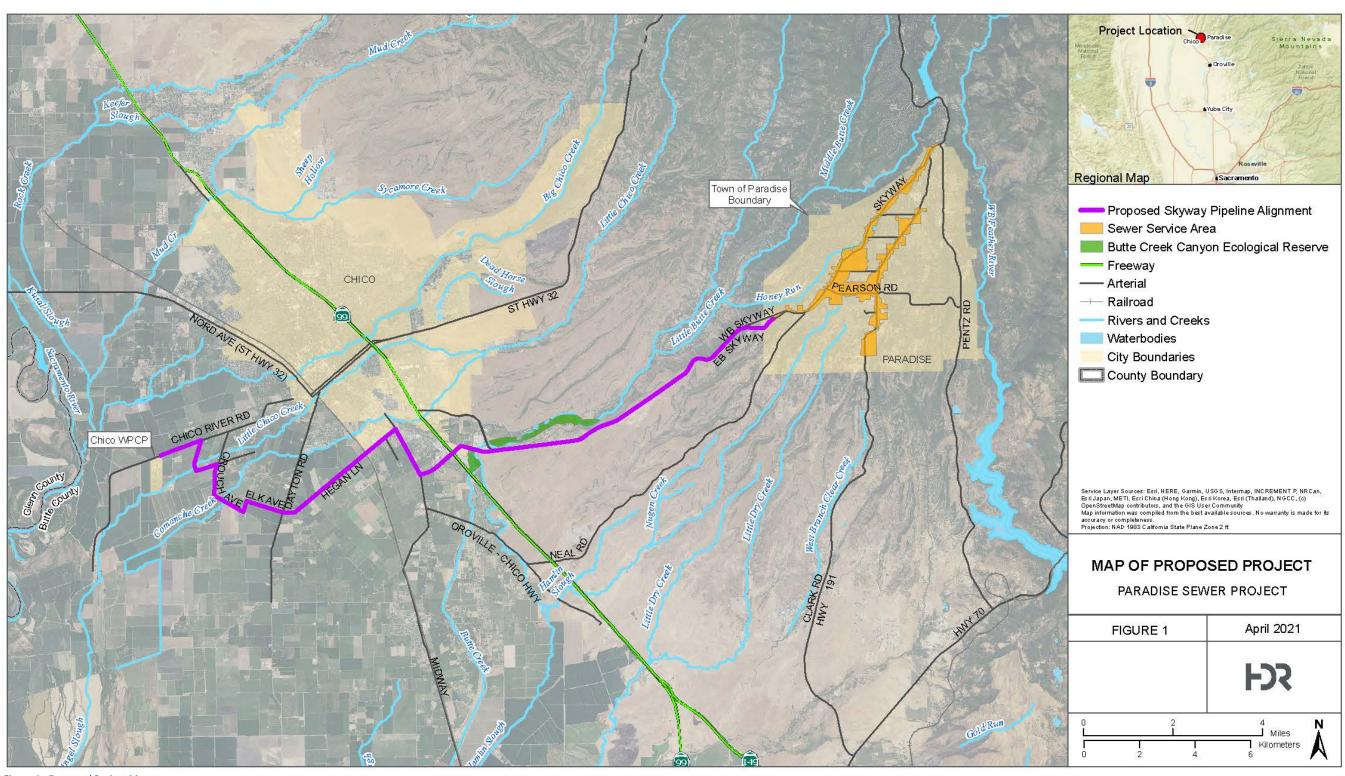


Figure 1. Proposed Project Map

Appendix G - Tribal Consultation

May 10, 2021

Via Certified Mail

Benjamin Clark Chairperson Mooretown Rancheria of Maidu Indians #1 Alverda Drive Oroville, CA, 95966

Subject: Notice of Opportunity to Consult Under Assembly Bill 52 for the Paradise Sewer Project in Butte County, California

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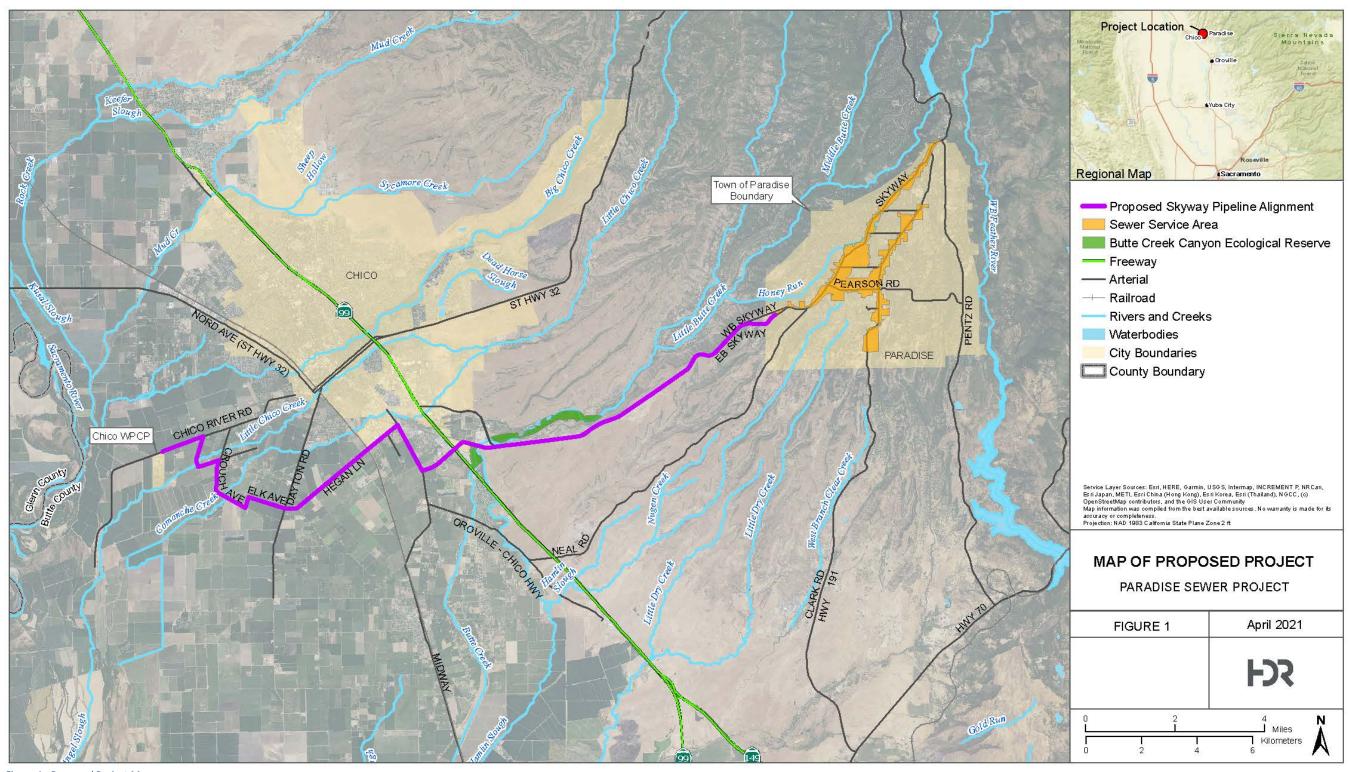


Figure 1. Proposed Project Map

Appendix G - Tribal Consultation Page 26 of 38

May 10, 2021

Via Certified Mail

Guy Taylor Director, Environmental Protection Office Mooretown Rancheria of Maidu Indians #1 Alverda Drive Oroville, CA, 95966

Subject: Notice of Opportunity to Consult Under Assembly Bill 52 for the Paradise Sewer Project in Butte County, California

Dear Director Taylor,

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The collection system would serve all parcels within the SSA, and would consist of a system of gravity sewers, small pump stations, and force mains. This collection system would enable properties within the SSA to have existing septic tanks and leach line systems abandoned altogether and would remove future onsite wastewater treatment and dispersal requirements. Because of the varied topography within the SSA, a number of pump stations and pressurized force mains would be required to pump flows out of valleys and swales, and back up to an adjacent gravity sewer. The collection system would consist of approximately 157,000 feet of 2- to 4-inch-diameter force mains, 29,000 feet of 8-inch-diameter gravity trunk lines, and 28 pump stations, all within public right-of-way. The gravity sewers would come together at the southwest edge of town, on Skyway, where they would transition to the export pipeline to the Chico WPCP.

Export Pipeline

The proposed export pipeline would start along Skyway at the south end of the Paradise collection system and would continue southwest along Skyway. Near Chico, at the bend where Skyway turns north, the pipeline would continue west, heading cross-country with crossings of Butte Creek and Highway 99 until reaching Midway, and would proceed into Chico and end at the Chico WPCP. The connection to the Chico WPCP is not associated with other ongoing facility upgrades. Figure 1 of Attachment A shows the proposed export pipeline route and connection to the Chico WPCP.

Consultation

At this time, the Town is seeking to consult with California Native American tribes that are traditionally and culturally affiliated with the Proposed Project area, in compliance with CEQA, California Public Resources Code (PRC) section 21080.3.1. The Town has requested the assistance of the Native American Heritage Commission (NAHC), in compliance with PRC 21080.3.1(c) to provide a list of California Native American tribes that are traditionally and culturally affiliated with the Proposed Project area. The NAHC has provided a list of California Native American tribes in support of these efforts, and the Town is reaching out to each of the contacts provided.

The Town would like to take this opportunity to notify the Mooretown Rancheria of Maidu Indians of an opportunity to consult with SSWD regarding the potential for this Proposed Project to impact tribal cultural resources, as defined in PRC section 21074. The purposes of tribal consultation under Section 21080.3.1 is to determine, as part of the CEQA review process, whether tribal cultural resources are present within the Proposed Project area, and if so, whether the Proposed Project will significantly impact those resources. If tribal cultural resources may be significantly impacted, then consultation will also help to determine the most appropriate way to avoid or mitigate those impacts.

In accordance with Section 21080.3.1(d) of the PRC, please respond within 30 days from the receipt of this letter to either request or decline consultation in writing for this Project. Please send your written response to:

John "Jay" Lloyd, Senior Cultural Resources Specialist
HDR Engineering, Inc.
2379 Gateway Oaks Drive, Suite 200
Sacramento, CA 95833
John.Lloyd@hdrinc.com
916.679.8715

If you have any concerns regarding cultural resources and/or tribal cultural resources within the Project area shown on the enclosed map, or if you have any concerns regarding issues related to the overall Proposed Project, please contact me using the contact information provided below.

Thank you and we look forward to your response.

Sincerely,

Marc Mattox

Town of Paradise Director of Public Works

5555 Skyway

Paradise, CA 95969

530-872-6291

mmattox@townofparadise.com

Attachment: A: Proposed Project Map

Notice of Opportunity to Consult for the Paradise Sewer Project in Butte County, California

Attachment A Proposed Project Map

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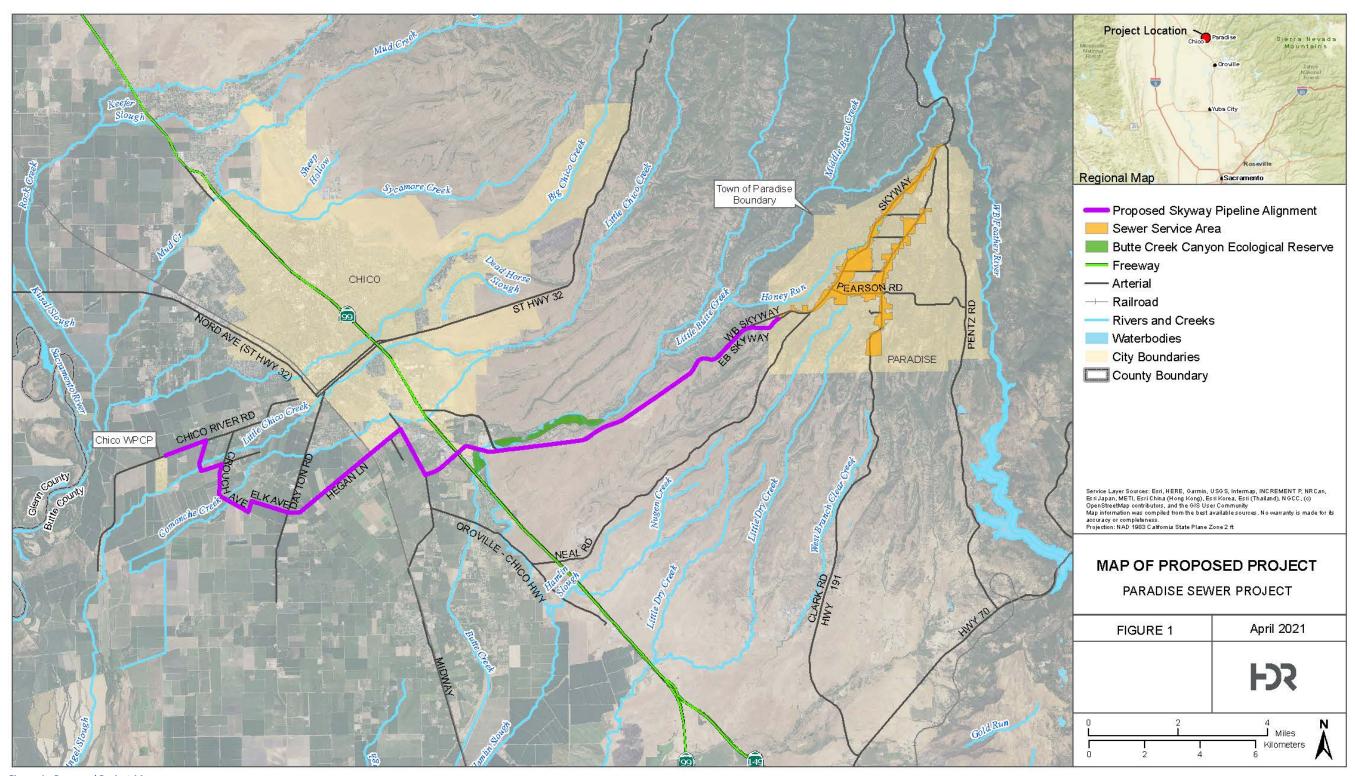


Figure 1. Proposed Project Map

Appendix G - Tribal Consultation Page 33 of 38

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 Complete items 1, 2, and 3. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits. 	A. Signature A. Signature Adjusted the property of the prope	Complete items 1, 2, and 3. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits.	A. Signature X
Dennis Ramirez, Chairperson Mechoopda Indian Tribe 125 Mission Ranch Blvd Chico, CA 95926	D. Is delivery address different from item 1? ☐ Yes If YES, enter delivery address below: ☑ No	1. Article Addressed to: Benjamin Clark, Chairperson Mooretown Rancheria of Maidu Indians #1 Alverda Drive Oroville, CA, 95966	D. Is delivery address different from item 1? Yes If YES, enter delivery address below:
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Agenda

Project:	Paradise Sewer Project in Butte County, California
Subject:	AB 52 Consultation Meeting
Date:	Tuesday, August 10, 2021; 1:30 pm
Location:	Meeting held via WebEx
Invitees:	Jessica Lopez, Konkow Valley Band of Maidu, Tribal Chair Kyle McHenry, Mechoopda Indian Tribe, Tribal Historic Preservation Officer Marc Mattox, Town of Paradise, Public Works Director/Town Engineer John Buttz, HDR, Project Manager Leslie Tice, HDR, CEQA Project Lead Jay Lloyd, HDR, Senior Cultural Resources Specialist Monica Ruth, HDR, Cultural Resources Specialist

- I. Welcome/Introductions
- II. Project Overview
 - A. Sewer Service Area
 - B. Collection System
 - C. Export Pipeline

III. CEQA/AB 52 Consultation Discussion

- A. The purposes of tribal consultation under Section 21080.3.1 (aka AB 52) is to determine, as part of the CEQA review process, whether tribal cultural resources are present within the Proposed Project area, and if so, whether the Proposed Project will significantly impact those resources. If tribal cultural resources may be significantly impacted, then consultation will also help to determine the most appropriate way to avoid or mitigate those impacts.
- IV. Review Action Items
- V. Conclusion

Agenda

Project: Paradise Sewer Project in Butte County, California Subject: AB 52 Consultation Meeting Date: Thursday, September 09, 2021; 11:00 am Location: Meeting held via WebEx Invitees: Jessica Lopez, Konkow Valley Band of Maidu, Tribal Chair Matthew Gramps-Williford, Konkow Valley Band of Maidu, Tribal Historic Preservation Officer Kyle McHenry, Mechoopda Indian Tribe, Tribal Historic Preservation Officer Marc Mattox, Town of Paradise, Public Works Director/Town Engineer John Buttz, HDR, Project Manager Leslie Tice, HDR, CEQA Project Lead Jay Lloyd, HDR, Senior Cultural Resources Specialist Monica Ruth, HDR, Cultural Resources Specialist

- I. Welcome
- II. Review of Action Items from 8/10/21 Meeting
 - **HDR** to provide GIS data (shapefiles) of the project area (inclusive of service area and export pipeline) to both the Konkow Valley Band of Maidu and Mechoopda Indian Tribe
 - Minutes and shapefiles were provided via One Drive/email on 8/16/2021
 - The Town of Paradise/HDR will reach out again to both the Konkow Valley Band of Maidu and Mechoopda Indian Tribe in three weeks (early September) to set up a time to discuss items of concern following the Tribes' review of their respective internal databases/information against the GIS data; meeting to possibly take place the week following Labor Day.
- III. CEQA/AB 52 Consultation Discussion
 - A. Known Tribal Cultural Resources
 - B. Areas/resources of concern
 - C. Proposed Mitigation Measures
- IV. Review Action Items, as applicable
- V. Conclusion

From: Ruth, Monica

To: "Jessica Lopez"; Om Yepi; K McHenry

Cc: Stanley, Ashley; Mattox, Marc; Buttz, John; Edwards, Dawn

Subject: Paradise Sewer Project update, request for review

Date: Thursday, April 7, 2022 2:34:41 PM

Attachments: REPORT EIS EIG FLOOR Delected Alternatives.pdf

Greetings Chairwoman Lopez, Cultural Resource Director Williford, and THPO McHenry –

The Town of Paradise has asked HDR to relay a Sewer Project update to you. We have adjusted the pipeline alignment of the Proposed Project in the south part of Chico, on the west side of Highway 99 (see attached figure). We would like your input regarding potential impacts to Tribal Cultural Resources caused by this change. The attached figure is marked up so you can compare the new proposed pipeline alignment to the previously-proposed alignment.

The proposed export pipeline crossing of Hwy 99 has been updated to eliminate two alternatives west of the trenchless crossing of Hwy 99: the Southgate Ave-McFadden Lane-Midway alternative and the Norfield Ave-Midway alternative. The proposed export pipeline will now follow Entler Avenue to Midway with two options for trenchless crossing at Hwy 99: either at the northeast end of Norfield Avenue (the teal dashed line shown in the attached figure) or at the northeast end of Southgate Ave (the orange dotted line in the attached). The change was based in part on feedback we received from you through the AB52 consultation process and the Town anticipates that the potential for impacts from the new Entler Ave-Midway route will be less than the previous Southgate Ave-McFadden Lane-Midway and the Norfield Ave-Midway alternatives.

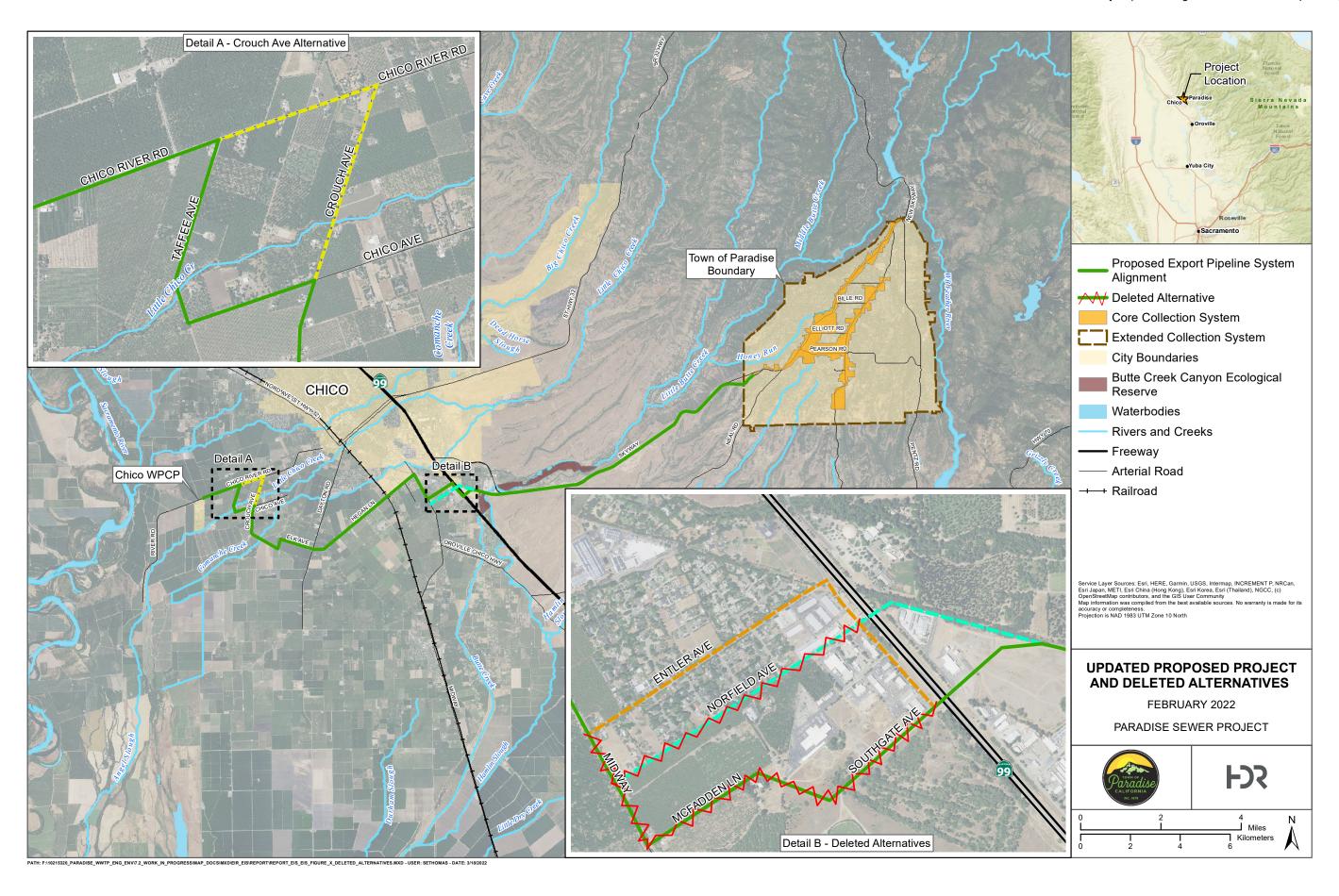
The Town would like to know if you have any concerns or questions about these changes, and if these changes would result in a change to potential impacts to Tribal Cultural Resources. I'm available to discuss on the phone and can set up calls/meetings with the Town if that is preferred.

Please let me know how you would like to proceed.

Thank you, Monica

Monica Ruth, M.A. (she/her)
Ethnohistorian and Ethnographer
HDR
Mobile: 916-813-3060
Monica.Ruth@hdrinc.com

hdrinc.com/follow-us



Appendix G - Tribal Consultation