

APPENDIX 5.3A

Copies of Consultation Letters



CH2M HILL
215 South State Street
Suite 1000
Salt Lake City, UT 84111
Tel 801.350.5242
Fax 801.322.8242

June 22, 2007

Barona Group of the Captain Grande
Rhonda Welch-Scalco, Chairperson
1095 Barona Road
Lakeside, CA 92040

360346.AP.DR.CR

Re: Chula Vista Energy Efficiency Upgrade Project

Dear Chairperson Rhonda Welch-Scalco,

CH2M HILL is assisting MMC Energy, Inc. (MMC) with the preparation of an Application for Certification (AFC) before the California Energy Commission (CEC) for a power plant located on the site of MMC's existing Chula Vista Power Plant, in the City of Chula Vista in San Diego County. The project is to be called the Chula Vista Energy Efficiency Upgrade Project.

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LSA Associates, Inc. conducted a cultural resources study for the proposed project and has researched the archaeological literature and records for the project. Results of the records search in October 2006 at the South Coastal Information Center failed to identify archaeological resources within the project site. A search of the Sacred Land files by the Native American Heritage Commission (NACH) in June 2007 failed to indicate the presence of Native American sacred sites in the immediate Project vicinity. Recent geotechnical investigations indicate that a minimum of 23 feet of artificial fill underlies the entire project area.

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Your project comments and concerns are important to us. I look forward to hearing from you in the near future.

Respectfully yours,



Aaron Fergusson, RPA
Project Planner

cc: File
Enclosure – Map of Project Area



CH2M HILL
215 South State Street
Suite 1000
Salt Lake City, UT 84111
Tel 801.350.5242
Fax 801.322.8242

June 22, 2007

Clint Linton
P.O. Box 507
Santa Ysabel, CA 92070

360346.AP.DR.CR

Re: Chula Vista Energy Efficiency Upgrade Project

Dear Mr. Clint Linton,

CH2M HILL is assisting MMC Energy, Inc. (MMC) with the preparation of an Application for Certification (AFC) before the California Energy Commission (CEC) for a power plant located on the site of MMC's existing Chula Vista Power Plant, in the City of Chula Vista in San Diego County. The project is to be called the Chula Vista Energy Efficiency Upgrade Project.

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Aaron Fergusson, RPA
Project Planner

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CH2M HILL
215 South State Street
Suite 1000
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June 22, 2007

Jamul Indian Village
Leon Acebedo, Chairperson
P.O. Box 612
Jamul, CA 91935

360346.AP.DR.CR

Re: Chula Vista Energy Efficiency Upgrade Project

Dear Chairperson Leon Acebedo,

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June 22, 2007

Kumeyaay Cultural Heritage Preservation
Paul Cuero
36190 Church Road, Suite 5
Campo, CA 91906

360346.AP.DR.CR

Re: Chula Vista Energy Efficiency Upgrade Project

Dear Mr. Paul Cuero,

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CH2M HILL
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June 22, 2007

Kumeyaay Cultural Historic Committee
Ron Christman
56 Viejas Grande Road
Alpine, CA 92001

360346.AP.DR.CR

Re: Chula Vista Energy Efficiency Upgrade Project

Dear Mr. Ron Christman,

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Project Planner

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CH2M HILL
215 South State Street
Suite 1000
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June 22, 2007

Kumeyaay Cultural Repatriation Committee
Steve Banegas, Spokesperson
1095 Barona Road
Lakeside, CA 92040

360346.AP.DR.CR

Re: Chula Vista Energy Efficiency Upgrade Project

Dear Spokesperson Steve Banegas,

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215 South State Street
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June 22, 2007

Kwaaymii Laguna Band of Mission Indians
Rebecca Osuna, Spokesperson
309 S. Maple Street
Escondido, CA 92025

360346.AP.DR.CR

Re: Chula Vista Energy Efficiency Upgrade Project

Dear Spokesperson Rebecca Osuna,

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CH2M HILL
215 South State Street
Suite 1000
Salt Lake City, UT 84111
Tel 801.350.5242
Fax 801.322.8242

June 22, 2007

La Posta Band of Mission Indians
Attn: James Hill, EPA Director
P.O. Box 1120
Boulevard, CA 91905

360346.AP.DR.CR

Re: Chula Vista Energy Efficiency Upgrade Project

Dear Mr. James Hill, EPA Director,

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CH2M HILL
215 South State Street
Suite 1000
Salt Lake City, UT 84111
Tel 801.350.5242
Fax 801.322.8242

June 22, 2007

Mesa Grande Band of Mission Indians
Mark Romero, Chairperson
P.O. Box 270
Santa Ysabel, CA 92070

360346.AP.DR.CR

Re: Chula Vista Energy Efficiency Upgrade Project

Dear Chairperson Mark Romero,

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215 South State Street
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June 22, 2007

San Pasqual Band of Mission Indians
Allen E. Lawson, Chairperson
P.O. Box 356
Valley Center, CA 92082

360346.AP.DR.CR

Re: Chula Vista Energy Efficiency Upgrade Project

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June 22, 2007

Santa Ysabel Band of Diegueno Indians
Devon Reed Lomayesva, Esq, Tribal Attorney
P.O. Box 701
Santa Ysabel, CA 92070

360346.AP.DR.CR

Re: Chula Vista Energy Efficiency Upgrade Project

Dear Mr. Devon Reed Lomayesva, Esq, Tribal Attorney,

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Santa Ysabel Band of Diegueno Indians
Johnny Hernandez, Spokesman
P.O. Box 130
Santa Ysabel, CA 92070

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LSA Associates, Inc. conducted a cultural resources study for the proposed project and has researched the archaeological literature and records for the project. Results of the records search in October 2006 at the South Coastal Information Center failed to identify archaeological resources within the project site. A search of the Sacred Land files by the Native American Heritage Commission (NACH) in June 2007 failed to indicate the presence of Native American sacred sites in the immediate Project vicinity. Recent geotechnical investigations indicate that a minimum of 23 feet of artificial fill underlies the entire project area.

If you know of any traditional cultural properties or values (e.g., burial sites, religious sites, or gathering sites) within the Project area shown on the enclosed map, or if you have any concerns regarding issues related to the overall Project, please contact me at (801) 350-5242 or by mail; you may also contact me at aaron.fergusson@ch2m.com.

Your project comments and concerns are important to us. I look forward to hearing from you in the near future.

Respectfully yours,



Aaron Fergusson, RPA
Project Planner

cc: File
Enclosure – Map of Project Area



CH2M HILL
215 South State Street
Suite 1000
Salt Lake City, UT 84111
Tel 801.350.5242
Fax 801.322.8242

June 22, 2007

Sycuan Band of the Kumeyaay Nation
Danny Tucker, Chairperson
5459 Sycuan Road
El Cajon, CA 92021

360346.AP.DR.CR

Re: Chula Vista Energy Efficiency Upgrade Project

Dear Chairperson Danny Tucker,

CH2M HILL is assisting MMC Energy, Inc. (MMC) with the preparation of an Application for Certification (AFC) before the California Energy Commission (CEC) for a power plant located on the site of MMC's existing Chula Vista Power Plant, in the City of Chula Vista in San Diego County. The project is to be called the Chula Vista Energy Efficiency Upgrade Project.

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Respectfully yours,

A handwritten signature in blue ink, appearing to read 'A. Fergusson', with a long horizontal flourish extending to the right.

Aaron Fergusson, RPA
Project Planner

cc: File
Enclosure – Map of Project Area



CH2M HILL
215 South State Street
Suite 1000
Salt Lake City, UT 84111
Tel 801.350.5242
Fax 801.322.8242

June 22, 2007

Viejas Band of Mission Indians
Bobby L. Barrett, Chairperson
P.O. Box 908
Alpine, CA 91903

360346.AP.DR.CR

Re: Chula Vista Energy Efficiency Upgrade Project

Dear Chairperson Bobby L. Barrett,

CH2M HILL is assisting MMC Energy, Inc. (MMC) with the preparation of an Application for Certification (AFC) before the California Energy Commission (CEC) for a power plant located on the site of MMC's existing Chula Vista Power Plant, in the City of Chula Vista in San Diego County. The project is to be called the Chula Vista Energy Efficiency Upgrade Project.

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Respectfully yours,



Aaron Fergusson, RPA
Project Planner

cc: File
Enclosure – Map of Project Area

STATE OF CALIFORNIA

Arnold Schwarzenegger, Governor

NATIVE AMERICAN HERITAGE COMMISSION

915 CAPITOL MALL, ROOM 364
SACRAMENTO, CA 95814
(916) 653-6251
Fax (916) 657-5390
Web Site www.nahc.ca.gov
e-mail: ds_nahc@pacbell.net



June 21, 2007

Aaron Fergusson
CH2M HILL
215 South State Street, Suite 1000
Salt Lake City, UT 84111

Sent by FAX: 801-322-8242
Number of pages: 3

Re: Proposed Chula Vista Energy Efficiency Upgrade Project, San Diego County.

Dear Mr. Fergusson:

The Native American Heritage Commission was able to perform a record search of its Sacred Lands File (SLF) for the affected project area. The SLF failed to indicate the presence of Native American cultural resources in the immediate project area. The absence of specific site information in the Sacred Lands File does not guarantee the absence of cultural resources in any 'area of potential effect (APE).'

Early consultation with Native American tribes in your area is the best way to avoid unanticipated discoveries once a project is underway. Enclosed are the nearest tribes that may have knowledge of cultural resources in the project area. A List of Native American contacts are attached to assist you. The Commission makes no recommendation of a single individual or group over another. It is advisable to contact the person listed; if they cannot supply you with specific information about the impact on cultural resources, they may be able to refer you to another tribe or person knowledgeable of the cultural resources in or near the affected project area (APE).

Lack of surface evidence of archeological resources does not preclude the existence of archeological resources. Lead agencies should consider avoidance, as defined in Section 15370 of the California Environmental Quality Act (CEQA) when significant cultural resources could be affected by a project. Also, Public Resources Code Section 5097.98 and Health & Safety Code Section 7050.5 provide for provisions for accidentally discovered archeological resources during construction and mandate the processes to be followed in the event of an accidental discovery of any human remains in a project location other than a 'dedicated cemetery. Discussion of these should be included in your environmental documents, as appropriate.

If you have any questions about this response to your request, please do not hesitate to contact me at (916) 653-6251.

Sincerely,

A handwritten signature in black ink, appearing to read "Dave Singleton".

Dave Singleton
Program Analyst

Attachment: Native American Contact List

Native American Contacts
San Diego County
June 21, 2007

Barona Group of the Capitan Grande
Rhonda Welch-Scalco, Chairperson
1095 Barona Road Diegueno
Lakeside, CA 92040
sue@barona-nsn.gov
(619) 443-6612
619-443-0681

Viejas Band of Mission Indians
Bobby L. Barrett, Chairperson
PO Box 908 Diegueno/Kumeyaay
Alpine, CA 91903
daguilar@viejas-nsn.gov
(619) 445-3810
(619) 445-5337 Fax

San Pasqual Band of Mission Indians
Allen E. Lawson, Chairperson
PO Box 365 Diegueno
Valley Center, CA 92082
(760) 749-3200
(760) 749-3876 Fax

Kumeyaay Cultural Historic Committee
Ron Christman
56 Viejas Grade Road Diegueno/Kumeyaay
Alpine, CA 92001
(619) 445-0385

Santa Ysabel Band of Diegueno Indians
Johnny Hernandez, Spokesman
PO Box 130 Diegueno
Santa Ysabel, CA 92070
brandietaylor@yahoo.com
(760) 765-0845
(760) 765-0320 Fax

Jamul Indian Village
Leon Acebedo, Chairperson
P.O. Box 612 Diegueno/Kumeyaay
Jamul, CA 91935
jamulrez@sctdv.net
(619) 669-4785
(619) 669-48178 - Fax

Sycuan Band of the Kumeyaay Nation
Danny Tucker, Chairperson
5459 Sycuan Road Diegueno/Kumeyaay
El Cajon, CA 92021
ssilva@sycuan-nsn.gov
619 445-2613
619 445-1927 Fax

Mesa Grande Band of Mission Indians
Mark Romero, Chairperson
P.O Box 270 Diegueno
Santa Ysabel, CA 92070
mesagrandeband@msn.com
(760) 782-3818
(760) 782-9092 Fax

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 Resources Code and Section 5097.98 of the Public Resources Code.

This list is only applicable for contacting local Native American with regard to cultural resources for the proposed Chula Vista Energy Efficiency Upgrade Project to include a minimum of 23 feet of artificial fill in the project area situated in the City of Chula Vista; San Diego County, California for which a Sacred Lands File was requested.

Native American Contacts
San Diego County
June 21, 2007

Kumeyaay Cultural Heritage Preservation
Paul Cuero
36190 Church Road, Suite 5 **Diegueno/ Kumeyaay**
Campo , CA 91906

(619) 478-9046
(619) 478-9505
(619) 478-5818 Fax

La Posta Band of Mission Indians
ATTN: James Hill, EPA Director
PO Box 1120 **Diegueno**
Boulevard , CA 91905
(619) 478-2113
(619) 478-2125- Fax

Kwaaymii Laguna Band of Mission Indians
Carmen Lucas
P.O. Box 775 **Diegueno -**
Pine Valley , CA 91962
(619) 709-4207

Santa Ysabel Band of Diegueno Indians
Devon Reed Lomayevsa, Esq, Tribal Attorney
PO Box 701 **Diegueno**
Santa Ysabel , CA 92070
drlomayevsa@verizon.net
(760) 765-0845
(760) 765-0320 Fax

Inaja Band of Mission Indians
Rebecca Osuna, Spokesperson
309 S. Maple Street **Diegueno**
Escondido , CA 92025
inaja_cosmite@hotmail.com
(760) 737-7628
(760) 747-8568 Fax

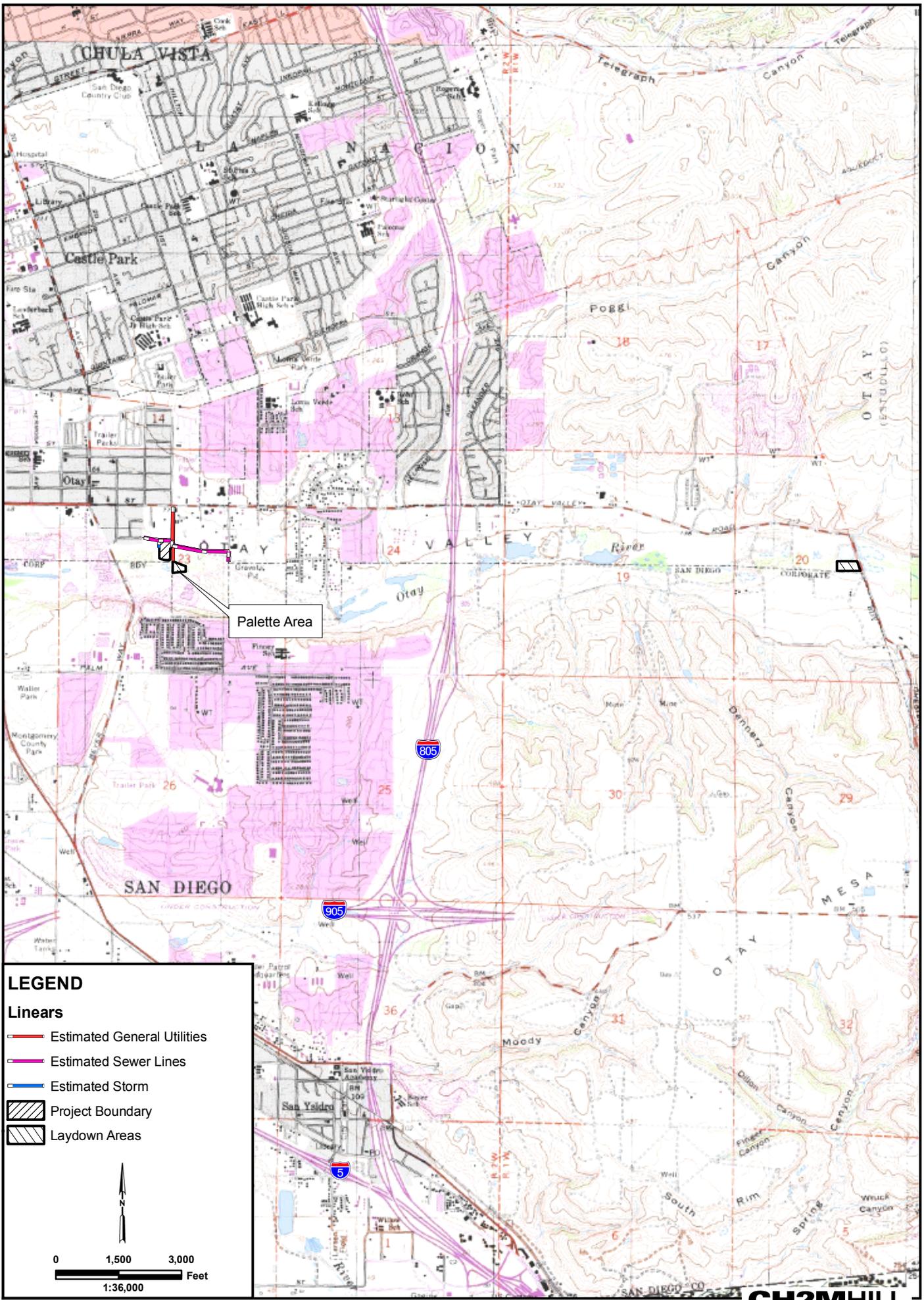
Clint Linton
P.O. Box 507 **Diegueno/Kumeyaay**
Santa Ysabel , CA 92070
(760) 803-5694
cjlinton73@aol.com

Kumeyaay Cultural Repatriation Committee
Steve Banegas, Spokesperson
1095 Barona Road **Diegueno/Kumeyaay**
Lakeside , CA 92040
(619) 443-6612
(619) 443-0681 FAX

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LEGEND

Linears

-  Estimated General Utilities
-  Estimated Sewer Lines
-  Estimated Storm
-  Project Boundary
-  Laydown Areas

0 1,500 3,000 Feet
1:36,000