Cultural Resources – Results of Section 106 Coordination

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MEMORANDUM

TO: Dorothy Meyer

CDM

111 Academy, Suite 150

Irvine, CA 92617

FROM: Shannon Carmack, Architectural Historian

DATE: January 29, 2010

RE: Results of Section 106 Coordination

Berths 301-306, American Presidents Lines (APL) Container Improvements

Project, City of Los Angeles, Los Angeles County, California

On behalf of the Los Angeles Harbor Department Environmental Management Division, SWCA Environmental Consultants (SWCA) was asked to conduct Section 106 compliance coordination for the Port of Los Angeles, Berths 301-306 [American Presidents Line (APL)] Container Improvement project, located in the City of Los Angeles, Los Angeles County, California. SWCA conducted this coordination in conformance with Section 106 of the National Historic Preservation Act of 1966 (as amended) and under the provisions of 36 (CFR) Section 800.4(a)(3).

This memorandum contains the results of SWCA's coordination with various Native American individuals and groups, local government, and local historical (historical society, historic preservation and history advocacy) groups that were identified as possibly having knowledge of cultural resources within or near the project area.

Sacred Lands File Search and Native American Coordination

On November 4, 2009, SWCA initiated Native American coordination for the project in compliance with Section 106 of the National Historic Preservation Act. SWCA contacted the California Native American Heritage Commission (NAHC) by facsimile, requesting a review of the Sacred Lands File (SLF) and a list of appropriate Native American contacts for the project that may have knowledge of cultural resources in or near the project area. The NAHC search of the SLF did not identify the presence of Native American cultural resources within a one-half mile radius of the project area but indicated that Native American cultural resources are in close proximity to the Area of Potential Effects (APE). The NAHC also provided a list of nine Native American groups and individuals to contact.



SWCA sent letters via U.S. mail to the nine Native American contacts on December 16, 2009, requesting information regarding potential cultural resources that may be located within the project vicinity. The letters included location maps and a description of the proposed project and its related APE. Follow-up phone calls and emails were sent January 14, 2010, and subsequent follow-ups via telephone or email, or both, were made as necessary. The results of the Native American coordination and the letters describing the proposed project are in Attachment A.

Historic Group Coordination.

On December 17, 2009, SWCA sent letters via U.S. mail to seven local government, historic preservation, and history advocacy groups to request information regarding potential historic resources that may be located within the project APE. Follow-up phone calls and emails were made January 26, 2010, and subsequent follow-ups via telephone or email, or both, were made as necessary. Results of the coordination and the letters describing the proposed project and its related APE, along with location maps, are in Attachment B.

If you have any questions regarding this coordination, please contact me at 626.240.0587, or at scarmack@swca.com. Thank you for providing us with the opportunity to assist you with your project.

Sincerely,

Shannon Carmack, Architectural Historian

Shannon armorek

Enclosures:

Attachment A: Native American Coordination Attachment B: Historic Group Coordination Attachment A: Native American Coordination STATE OF CALIFORNIA

<u>Amold Schwarzenegger, G*overnor*</u>

NATIVE AMERICAN HERITAGE COMMISSION

915 CAFITOL MALL, ROOM 384 SACRAMENTO, CA 95814 (916) 653-6251 Fax (916) 657-5390 Web Site www.nahc.ca.gov da_nahc@pacbell.net



December 21, 2009

Ms. Shannon Carmack, Cultural Resources Specialist

SWCA ENVIRONMENTAL CONSULTANTS

625 Fair Oaks Avenue, Suite 190 South Pasadena, CA 91030

Sent by FAX to: 626-240-0607

Number of pages: 4

Re: Request for a Sacred Lands File Search and Native American Contacts List for a Proposed "Cultural Resources Study for the Port of Los Angeles, American Presidents Line Container Improvements Project, Los Angeles County, California"; located in the South Bay Area of, Los Angeles County, California

Dear Ms. Carmack:

The Native American Heritage Commission (NAHC), the State of California 'Trustee Agency' for the protection and preservation of Native American cultural resources (c.f. CA Public Resources Code §21070; also c.f. *Environmental Protection Information Center v. Johnson* (1985) 170 Cal App. 3rd 604), was able to perform a record search of its Sacred Lands File (SLF) for the affected project area (APE) requested. The California Environmental Quality Act (CEQA; CA Public Resources Code Section 21000 – 21177)) requires that any project that causes a substantial adverse change in the significance of an historical resource, that includes archaeological resources, is a 'significant effect' requiring the preparation of an Environmental Impact Report (EIR) per the California Code of Regulations §15064.5(b)(c)(f) CEQA guidelines). Section 15382 of the 2007 CEQA Guidelines defines a significant impact on the environment as "a substantial, or potentially substantial, adverse change in any of physical conditions within an area affected by the proposed project, including ... objects of historic or aesthetic significance." The NAHC SLF search did not indicate the presence of Native American cultural resources within one-half - mile radius of the proposed project (APE). There are, however, Native American cultural resources in close proximity to the APE.

This letter includes state and federal statutes relating to Native American historic properties of religious and cultural significance to American Indian tribes and individuals as 'consulting parties' under both state and federal law.

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 names of the nearest tribes and interested Native American individuals that the NAHC recommends as 'consulting parties,' for this purpose, that may have knowledge of the religious and cultural significance of the historic properties in the project area (e.g. APE). We recommend that you contact persons on the attached list of Native American contacts. Furthermore we suggest that you contact the California Historic Resources Information System (CHRIS) at the Office of Historic Preservation Coordinator's office (at (916) 653-7278, for referral to the nearest Information Center of which there are 10.

Consultation with tribes and interested Native American consulting parties, on the NAHC list ,should be conducted in compliance with the requirements of federal NEPA (42 U.S.C. 4321-43351) and Section 106 and 4(f) of federal NHPA (16 U.S.C. 470 [f)]et seq), 36 CFR Part 800.3, the President's Council on Environmental Quality (CSQ; 42 U.S.C. 4371 et seq) and NAGPRA (25 U.S.C. 3001-3013), as appropriate.

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.

The response to this search for Native American cultural resources is conducted in the NAHC Sacred Lands Inventory, established by the California Legislature (CA Public Resources Code §5097.94(a) and is exempt from the CA Public Records Act (c.f. California Government Code §6254.10) although Native Americans on the attached contact list may wish to reveal the nature of identified cultural resources/historic properties. Confidentiality of "historic properties of religious and cultural significance" may also be protected the under Section 304 of the NHPA or at the Secretary of the Interior discretion if not eligible for listing on the National Register of Historic Places. The Secretary may also be advised by the federal Indian Religious Freedom Act (cf. 42 U.S.C, 1996) in issuing a decision on whether or not to disclose items of religious and/or cultural significance identified in or near the APE and possibly threatened by proposed project activity.

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

Sinderely,

Dave Singleton Program Analyst

Attachment: Native American Contacts List (NOTE: we further recommend that other forms of 'proof of mailing or proof of contact be utilized instead of 'Return Receipt Requested' Certified or Registered Mail.) Further, we suggest a follow-up telephone call to the contacts if the replies are not received or need clarification.

Native American Contact

Los Angeles County December 21, 2009

LA City/County Native American Indian Comm Ron Andrade, Director 3175 West 6th Street, Rm. Los Angeles , CA 90020 (213) 351-5324 (213) 386-3995 FAX Gabrielino Tongva Nation
Sam Dunlap, Tribal Secretary
P.O. Box 86908 Gabrielino Tongva
Los Angeles CA 90086
samdunlap@earthlink.net

(909) 262-9351 - cell

Ti'At Society
Cindi Alvitre
6515 E. Seaside Walk, #C Gabrielino
Long Beach , CA 90803
calvitre@yahoo.com
(714) 504-2468 Cell

Gabrielino Tongva Indians of California Tribal Council
Robert F. Doramae, Tribal Chair/Cultural
P.O. Box 490 Gabrielino Tongva
Bellflower CA 90707
gtongva@verizon.net
562-761-6417 - voice
562-925-7989 - fax

Tongva Ancestral Territorial Tribal Nation John Tommy Rosas, Tribal Admin.

Gabrielino Tongva

tattnlaw@gmail.com 310-570-6567 Gabrielino-Tongva Tribe Bernie Acuna 501 Santa Monica Blvd, # Gabrielino Santa Monica CA 90401 (310) 587-2203 (310) 428-7720 - cell (310) 587-2281

Gabrieleno/Tongva San Gabriel Band of Mission Anthony Morales, Chairperson PO Box 693 Gabrielino Tongva San Gabriel , CA 91778 (626) 286-1262 -FAX (626) 286-1632 (626) 286-1758 - Home (626) 286-1262 Fax Gabrieleno Band of Mission Indians
Andy Salas, Chairperson
PO Box 393 Gabrieleno
Covina CA 91723
gabrielenoindians@yahoo.
626-926-4131
(213) 688-0181 - 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. Also, federal National Environmental Policy Act (NEPA), National Historic Preservation Act, Section 106, and federal NAGPRA.

This list is only applicable for contacting local Native Americans with regard to cultural resources for the proposed Cultural Resources Study for the Port of Los Angeles, American Presidents Line Container Improvements Project, Los Angeles County, California; located in the South Bay Area of Los Angeles County, for which a Sacred Lands File search and Native American Contacts list were requested.

Native American Contact Los Angeles County December 21, 2009

Gabrielino-Tongva Tribe
Linda Candelaria, Chairwoman
501 Santa Monica Blvd, # Gabrielino
Santa Monica CA 90401
(310) 587-2203
310-428-5767- cell
(310) 587-2281
loandelaria1@gabrielinoTribe.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 Resources Code and Section 5097.98 of the Public Resources Code. Also, federal National Environmental Policy Act (NEPA), National Historic Preservation Act, Section 106, and federal NAGPRA.

This list is only applicable for contacting local Native Americans with regard to cultural resources for the proposed Cultural Resources Study for the Port of Los Angeles, American Presidents Line Conteiner Improvements Project, Los Angeles County, California; located in the South Bay Area of Los Angeles County, for which a Sacred Lands File search and Native American Contacts list were requested.

Table A: Coordination with Local Native American Groups					
Native American Contact	Letter Sent	Reply Date	Follow Ups	Results	
Bernie Acuna Gabrielino-Tongva Tribe 501 Santa Monica Blvd. #500 Santa Monica, CA 90401	12/16/09		1/14/10 1/19/10	S. Francisco left a message with receptionist for Bernie Acuna on 1/14/10. S. Francisco called again on 1/19/10 and left message with receptionist for Bernie Acuna. No further action necessary.	
Cindi Alvitre Ti'At Society 6515 E. Seaside Walk #C Long Beach, CA 90803	12/16/09		1/14/10 1/15/10	S. Francisco left a voice-mail message on 1/14/10. S. Francisco sent follow-up message via email on 1/15/10. No further action necessary.	
Ron Andrade Los Angeles City/County Native American Indian Commission 3175 West 6 th Street, Rm. 403 Los Angeles, CA 90020	12/16/09		1/14/10 1/19/10	S. Francisco left a voice-mail message on 1/14/10. Received message from the office of Ron Andrade on 1/15/10 to redirect all cultural resources requests to Mr. Rudy Ortega, Jr. S. Francisco left a voice-mail message for Mr. Ortega on 1/19/10. No further action necessary.	

Table A: Coordination with Local Native American Groups					
Native American Contact	Letter Sent	Reply Date	Follow Ups	Results	
Robert Dorame Gabrielino Tongva Indians of California Tribal Council P.O. Box 490 Bellflower, CA 90707	12/16/09	1/20/10	1/14/10 1/15/10	S. Francisco spoke with Mr. Dorame on the phone on 1/14/10. Mr. Dorame asked if any remains were found. S. Francisco replied that based on NAHC records search, no cultural resources nor remains were found. Mr. Dorame said that if he does not call back, it means he has no further concerns about the project. Mr. Dorame called S.Carmack on 1/20/09 and stated the following: His family lives nearby and has knowledge that a cemetery was once located on Rattlesnake Island, it was moved sometime in the 1920s or 1930s. He has concerns about Rattlesnake Island. Although the project area is largely comprised of landfill- sometimes soil is re-deposited from other sites and could potentially contain cultural resources. The Wilmington-San Pedro-Port area is highly sensitive for cultural resources. If any cultural resources are encountered in the excavation, please contact Mr. Dorame. No further action necessary.	
Sam Dunlap Gabrielino Tongva Nation P.O. Box 86908 Los Angeles, CA 90086	12/16/09		1/14/10 1/15/10	S. Francisco spoke with Sam Dunlap via phone on 1/14/10. Mr. Dunlap just checked mail, located letter while on the phone, and expressed that he would reply shortly if necessary. S. Francisco sent follow-up message via email on 1/15/10. No further action necessary.	

Table A: Coordination with Local Native American Groups					
Native American Contact	Letter Sent	Reply Date	Follow Ups	Results	
Anthony Morales Gabrielino/Tongva San Gabriel Band of Mission Indians P.O. Box 693 San Gabriel, CA 91778	12/16/09	1/15/10	1/14/10	K. Harper left a voice-mail message on 1/14/10. Mr. Morales spoke to K. Harper on 1/19/10 and stated that he considers the shoreline west of the Vincent Thomas Bridge to be sensitive for cultural resources and he knows that intact soils have been encountered on that shoreline. He assumes that intact soils are present on the shoreline east of the bridge and considers them to be sensitive for cultural resources. No further action necessary.	
Andy Salas Gabrieleno Band of Mission Indians P.O. Box 393 Covina, CA 91723	12/16/09		1/14/10 1/15/10	S. Francisco left a voice-mail message on 1/14/10. S. Francisco sent follow-up message via email on 1/15/10. Mr. Salas responded to follow-up e-mail stating he did not recall receiving info on this project and that he would review the letter. No further action necessary.	
John Tommy Rosas Tongva Ancestral Territorial Tribal Nation tattnlaw@gmail.com	12/16/09	12/25/09 (via email)	1/26/10	On 12/25/09, Mr. Rosas responded via email. He stated the following: We have strong objections to the "Port" and its continuing violations to our indigenous rights. We object and oppose this project. We also need all the information on the status of the area and the proposed project. S. Carmack left a voice-mail message for Mr. Rosas on 1/26/10. SWCA recommends that the Port of Los Angeles consult with Mr. Rosas and the TATTN.	
Linda Candelaria Gabrielino-Tongva Tribe 501 Santa Monica Blvd. #500 Santa Monica, CA 90401	12/16/09		1/14/10 1/15/10	S. Francisco left a message with receptionist for Linda Candelaria on 1/14/10 (same message transmitted to Ben Acuna). S. Francisco sent follow-up message via email on 1/15/10. No further action necessary.	



December 16, 2009

Bernie Acuna Gabrielino-Tongva Tribe 501 Santa Monica Blvd., #500 Santa Monica, CA 90401 Sent Via U.S. Mail

RE: Port of Los Angeles, American Presidents Line (APL) Container Improvements Project, City of Los Angeles, Los Angeles County, California

Dear Mr. Acuna:

The Los Angeles Harbor Department Environmental Management Division has retained SWCA Environmental Consultants (SWCA) to conduct cultural resources compliance efforts for the Port of Los Angeles, Berths 301-306 [American Presidents Line (APL)] Container Terminal Project in the City of Los Angeles, Los Angeles County, California. SWCA is conducting this compliance in conformance with Section 106 of the National Historic Preservation Act of 1966 (as amended) and under the provisions of 36 (CFR) Section 800.4(a)(3).

As part of the process of identifying cultural resources issues for this project, the Native American Heritage Commission (NAHC) was contacted by SWCA to conduct a Sacred Lands File search and to provide a list of Native American individuals and/or tribal organizations that may have knowledge of cultural resources in or near the project area. The NAHC search failed to indicate the presence of Native American cultural resources in the immediate vicinity of the project area, but did recommended that SWCA consult with you directly regarding your knowledge of the presence of cultural resources that may be impacted by this project.

Currently APL operates an approximately 291-acre container terminal at Berths 301-306 on Terminal Island. The project is located east of US 110 (Harbor) Freeway and south of SR-47 (see enclosed Project Location Map). The project involves modifications and improvements to the existing APL facility and expansion of the terminal by approximately 56 acres, which includes 41 acres of new terminal on a previously constructed landfill, 9 acres at the former Los Angeles Export Terminal (LAXT) site, 2 acres of existing land northeast of the main gate and 4 acres of new wharf. The project area is depicted on an unsectioned portion of Township 5 South, Range 13 West on the Torrance, California 7.5' U.S. Geological Survey Quadrangle (see enclosed Project Location Map). Historic maps of the project area indicate that the portion of Terminal Island containing the APL property did not exist prior to 1918; as it was depicted as open water¹.

¹ Board for Locating A Deep-Water Port in Southern California, 1 March 1897. "Report on Deep-Water Harbor at Port Los Angeles or at San Pedro California"



Sincerely,

Shannon Carmack, Project Manager Cultural Resources

Enclosures:

Project Location Map



December 16, 2009

Cindi Alvitre Ti'At Society 6515 E. Seaside Walk, #C Long Beach, CA 90803 Sent Via U.S. Mail

RE: Port of Los Angeles, American Presidents Line (APL) Container Improvements Project, City of Los Angeles, Los Angeles County, California

Dear Ms. Alvitre:

The Los Angeles Harbor Department Environmental Management Division has retained SWCA Environmental Consultants (SWCA) to conduct cultural resources compliance efforts for the Port of Los Angeles, Berths 301-306 [American Presidents Line (APL)] Container Terminal Project in the City of Los Angeles, Los Angeles County, California. SWCA is conducting this compliance in conformance with Section 106 of the National Historic Preservation Act of 1966 (as amended) and under the provisions of 36 (CFR) Section 800.4(a)(3).

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¹ Board for Locating A Deep-Water Port in Southern California, 1 March 1897. "Report on Deep-Water Harbor at Port Los Angeles or at San Pedro California"



Sincerely,

Shannon Carmack, Project Manager Cultural Resources

Enclosures:

Project Location Map



December 16, 2009

Ron Andrade Los Angeles City/County Native American Indian Commission 3175 West 6th Street, Room 403 Los Angeles, CA 90020 Sent Via U.S. Mail

RE: Port of Los Angeles, American Presidents Line (APL) Container Improvements Project, City of Los Angeles, Los Angeles County, California

Dear Mr. Andrade:

The Los Angeles Harbor Department Environmental Management Division has retained SWCA Environmental Consultants (SWCA) to conduct cultural resources compliance efforts for the Port of Los Angeles, Berths 301-306 [American Presidents Line (APL)] Container Terminal Project in the City of Los Angeles, Los Angeles County, California. SWCA is conducting this compliance in conformance with Section 106 of the National Historic Preservation Act of 1966 (as amended) and under the provisions of 36 (CFR) Section 800.4(a)(3).

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¹ Board for Locating A Deep-Water Port in Southern California, 1 March 1897. "Report on Deep-Water Harbor at Port Los Angeles or at San Pedro California"



Sincerely,

Shannon Carmack, Project Manager Cultural Resources

Enclosures:

Project Location Map



December 16, 2009

Robert Dorame
Gabrielino Tongva Indians of California Tribal Council
P.O. Box 490
Bellflower CA 90707

Sent Via U.S. Mail

RE: Port of Los Angeles, American Presidents Line (APL) Container Improvements Project, City of Los Angeles, Los Angeles County, California

Dear Mr. Dorame:

The Los Angeles Harbor Department Environmental Management Division has retained SWCA Environmental Consultants (SWCA) to conduct cultural resources compliance efforts for the Port of Los Angeles, Berths 301-306 [American Presidents Line (APL)] Container Terminal Project in the City of Los Angeles, Los Angeles County, California. SWCA is conducting this compliance in conformance with Section 106 of the National Historic Preservation Act of 1966 (as amended) and under the provisions of 36 (CFR) Section 800.4(a)(3).

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Sincerely,

Shannon Carmack, Project Manager Cultural Resources

Enclosures:

Project Location Map



December 16, 2009

Sam Dunlap Gabrielino Tongva Nation P.O. Box 86908 Los Angeles, CA 90086 Sent Via U.S. Mail

RE: Port of Los Angeles, American Presidents Line (APL) Container Improvements Project, City of Los Angeles, Los Angeles County, California

Dear Mr. Dunlap:

The Los Angeles Harbor Department Environmental Management Division has retained SWCA Environmental Consultants (SWCA) to conduct cultural resources compliance efforts for the Port of Los Angeles, Berths 301-306 [American Presidents Line (APL)] Container Terminal Project in the City of Los Angeles, Los Angeles County, California. SWCA is conducting this compliance in conformance with Section 106 of the National Historic Preservation Act of 1966 (as amended) and under the provisions of 36 (CFR) Section 800.4(a)(3).

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Sincerely,

Shannon Carmack, Project Manager Cultural Resources

Enclosures:

Project Location Map



December 16, 2009

Anthony Morales Gabrielino/Tongva San Gabriel Band of Mission Indians P.O. Box 693 San Gabriel, CA 91778 Sent Via U.S. Mail

RE: Port of Los Angeles, American Presidents Line (APL) Container Improvements Project, City of Los Angeles, Los Angeles County, California

Dear Mr. Morales:

The Los Angeles Harbor Department Environmental Management Division has retained SWCA Environmental Consultants (SWCA) to conduct cultural resources compliance efforts for the Port of Los Angeles, Berths 301-306 [American Presidents Line (APL)] Container Terminal Project in the City of Los Angeles, Los Angeles County, California. SWCA is conducting this compliance in conformance with Section 106 of the National Historic Preservation Act of 1966 (as amended) and under the provisions of 36 (CFR) Section 800.4(a)(3).

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Sincerely,

Shannon Carmack, Project Manager Cultural Resources

Enclosures:

Project Location Map



December 16, 2009

Andy Salas Gabrieleno Band of Mission Indians P.O. Box 393 Covina, CA 91723 Sent Via Mail

RE: Port of Los Angeles, American Presidents Line (APL) Container Improvements Project, City of Los Angeles, Los Angeles County, California

Dear Mr. Salas:

The Los Angeles Harbor Department Environmental Management Division has retained SWCA Environmental Consultants (SWCA) to conduct cultural resources compliance efforts for the Port of Los Angeles, Berths 301-306 [American Presidents Line (APL)] Container Terminal Project in the City of Los Angeles, Los Angeles County, California. SWCA is conducting this compliance in conformance with Section 106 of the National Historic Preservation Act of 1966 (as amended) and under the provisions of 36 (CFR) Section 800.4(a)(3).

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Sincerely,

Shannon Carmack, Project Manager Cultural Resources

Enclosures:

Project Location Map



December 16, 2009

John Tommy Rosas Tongva Ancestral Territorial Tribal Nation tattnlaw@gmail.com Sent Via E-mail

RE: Port of Los Angeles, American Presidents Line (APL) Container Improvements Project, City of Los Angeles, Los Angeles County, California

Dear Mr. Rosas:

The Los Angeles Harbor Department Environmental Management Division has retained SWCA Environmental Consultants (SWCA) to conduct cultural resources compliance efforts for the Port of Los Angeles, Berths 301-306 [American Presidents Line (APL)] Container Terminal Project in the City of Los Angeles, Los Angeles County, California. SWCA is conducting this compliance in conformance with Section 106 of the National Historic Preservation Act of 1966 (as amended) and under the provisions of 36 (CFR) Section 800.4(a)(3).

As part of the process of identifying cultural resources issues for this project, the Native American Heritage Commission (NAHC) was contacted by SWCA to conduct a Sacred Lands File search and to provide a list of Native American individuals and/or tribal organizations that may have knowledge of cultural resources in or near the project area. The NAHC search failed to indicate the presence of Native American cultural resources in the immediate vicinity of the project area, but did recommended that SWCA consult with you directly regarding your knowledge of the presence of cultural resources that may be impacted by this project.

Currently APL operates an approximately 291-acre container terminal at Berths 301-306 on Terminal Island. The project is located east of US 110 (Harbor) Freeway and south of SR-47 (see enclosed Project Location Map). The project involves modifications and improvements to the existing APL facility and expansion of the terminal by approximately 56 acres, which includes 41 acres of new terminal on a previously constructed landfill, 9 acres at the former Los Angeles Export Terminal (LAXT) site, 2 acres of existing land northeast of the main gate and 4 acres of new wharf. The project area is depicted on an unsectioned portion of Township 5 South, Range 13 West on the Torrance, California 7.5' U.S. Geological Survey Quadrangle (see enclosed Project Location Map). Historic maps of the project area indicate that the portion of Terminal Island containing the APL property did not exist prior to 1918; as it was depicted as open water¹.

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¹ Board for Locating A Deep-Water Port in Southern California, 1 March 1897. "Report on Deep-Water Harbor at Port Los Angeles or at San Pedro California"



Sincerely,

Shannon Carmack, Project Manager Cultural Resources

Enclosures:

Project Location Map

Shannon Carmack

From: Johntommy Rosas [tattnlaw@gmail.com]

Sent: Friday, December 25, 2009 7:22 PM

To: Shannon Carmack

Subject: Re: American Presidents Line Container Improvement Project

THANKS -

WE HAVE STRONG OBJECTIONS TO THE "PORT" AND ITS CONTINUING VIOLATIONS TO OUR INDIGENOUS RIGHTS

WE OBJECT AND OPPOSE THIS PROJECT

WE ALSO NEED ALL THE INFORMATION ON THE STATUS OF THE AREA AND THE PROPOSED PROJECT

THANKS JOHNTOMMY

On Mon, Dec 21, 2009 at 5:24 PM, Shannon Carmack <scarmack@swca.com> wrote:

Good afternoon Mr. Rosas,

SWCA Environmental Consultants has been retained to conduct cultural resource compliance efforts for the Port of Los Angeles, American Presidents Line Container Improvement Project in the City of Los Angeles, Los Angeles County, California. A NAHC search failed to indicate the presence of Native American cultural resources in the immediate vicinity of the project area, but did recommended that SWCA consult with you directly regarding your knowledge of the presence of cultural resources that may be impacted by this project.

Attached are a letter and two project location maps that provide more information about the project. We appreciate your assistance.

Shannon Carmack

Architectural Historian

SWCA Environmental Consultants
625 Fair Oaks Avenue, Suite 190
South Pasadena, CA 91030
Ph 626.240.0587 | Fax 626.240.0607 | Cell 562.676.5485 http://www.swca.com

JOHN TOMMY ROSAS
TRIBAL ADMINISTRATOR
TRIBAL LITIGATOR
TONGVA ANCESTRAL TERRITORIAL TRIBAL NATION
OFFICIAL TATTN E-MAIL CONFIDENTIAL
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Confidentiality Notice:

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TRUTH IS OUR VICTORY AND HONOR IS OUR PRIZE >TATTN ©



December 16, 2009

Linda Candelaria Gabrielino-Tongva Tribe 501 Santa Monica Blvd., #500 Santa Monica, CA 90401 Sent Via U.S. Mail

RE: Port of Los Angeles, American Presidents Line (APL) Container Improvements Project, City of Los Angeles, Los Angeles County, California

Dear Ms. Candelaria:

The Los Angeles Harbor Department Environmental Management Division has retained SWCA Environmental Consultants (SWCA) to conduct cultural resources compliance efforts for the Port of Los Angeles, Berths 301-306 [American Presidents Line (APL)] Container Terminal Project in the City of Los Angeles, Los Angeles County, California. SWCA is conducting this compliance in conformance with Section 106 of the National Historic Preservation Act of 1966 (as amended) and under the provisions of 36 (CFR) Section 800.4(a)(3).

As part of the process of identifying cultural resources issues for this project, the Native American Heritage Commission (NAHC) was contacted by SWCA to conduct a Sacred Lands File search and to provide a list of Native American individuals and/or tribal organizations that may have knowledge of cultural resources in or near the project area. The NAHC search failed to indicate the presence of Native American cultural resources in the immediate vicinity of the project area, but did recommended that SWCA consult with you directly regarding your knowledge of the presence of cultural resources that may be impacted by this project.

Currently APL operates an approximately 291-acre container terminal at Berths 301-306 on Terminal Island. The project is located east of US 110 (Harbor) Freeway and south of SR-47 (see enclosed Project Location Map). The project involves modifications and improvements to the existing APL facility and expansion of the terminal by approximately 56 acres, which includes 41 acres of new terminal on a previously constructed landfill, 9 acres at the former Los Angeles Export Terminal (LAXT) site, 2 acres of existing land northeast of the main gate and 4 acres of new wharf. The project area is depicted on an unsectioned portion of Township 5 South, Range 13 West on the Torrance, California 7.5' U.S. Geological Survey Quadrangle (see enclosed Project Location Map). Historic maps of the project area indicate that the portion of Terminal Island containing the APL property did not exist prior to 1918; as it was depicted as open water¹.

¹ Board for Locating A Deep-Water Port in Southern California, 1 March 1897. "Report on Deep-Water Harbor at Port Los Angeles or at San Pedro California"

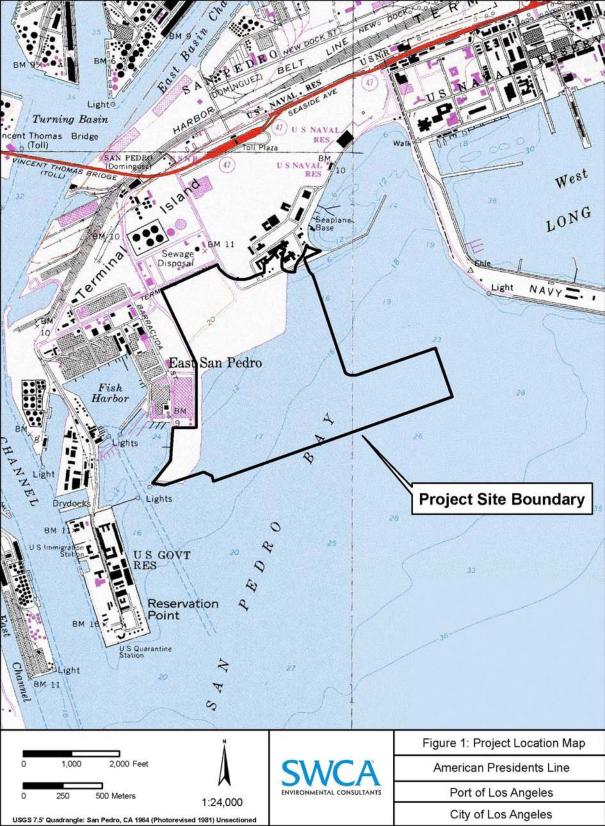


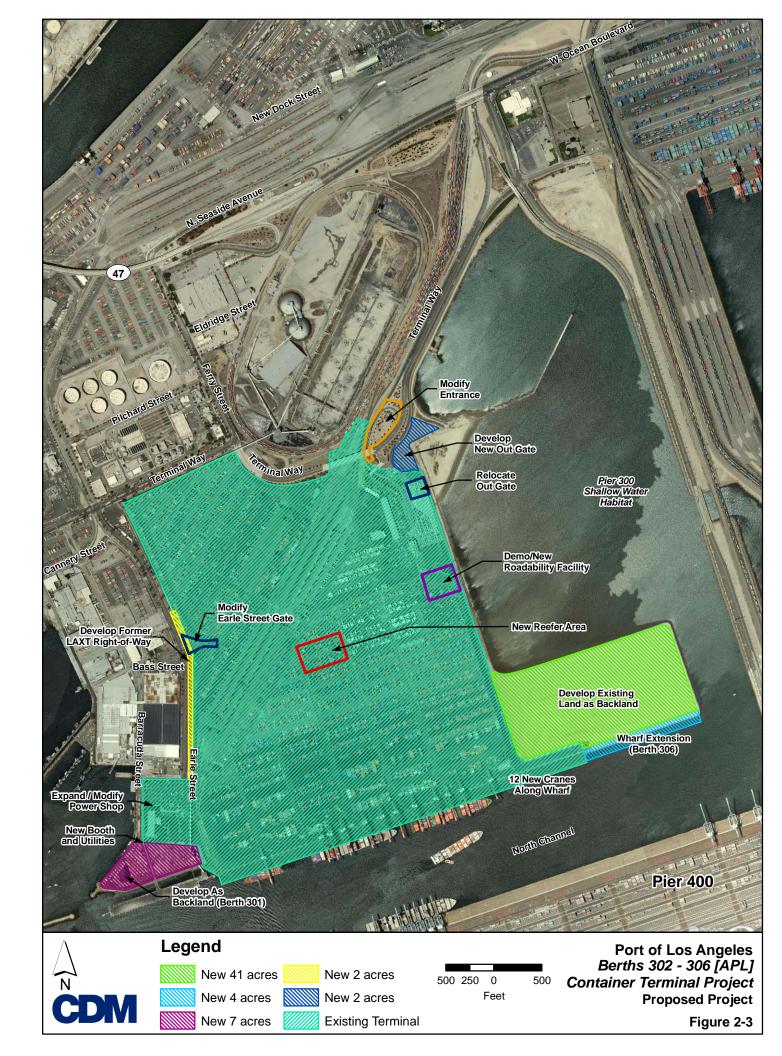
Sincerely,

Shannon Carmack, Project Manager Cultural Resources

Enclosures:

Project Location Map





Attachment B: Historic Group Coordination

Table B: Coordination with Local Historic Groups				
Local Group	Letter Sent	Reply Date	Follow Ups	Results
City of Los Angeles Office of Historic Resources Department of City Planning 200 N. Spring Street, Room 620 Los Angeles, CA 90012 Attn: Mr. Ken Bernstein, Manager	12/17/09 via U.S. Mail	1/26/10	1/26/10 via telephone and email	S. Francisco left voice-mail message and a follow up email on 1/26/10. Mr. Bernstein responded to the follow-up email stating that the OHR had no specific knowledge of the project area He recommended contacting the Los Angeles Conservancy and the San Pedro Bay Historical Society. No further action necessary.
Los Angeles City Historical Society P.O. Box 41046 Los Angeles, CA 90041 Attn: Ms. Ann Shea, President	12/17/09 via U.S. Mail		1/26/10 via telephone and email	S. Francisco left voice-mail message and a follow up email on 1/26/10. No further action necessary.
Los Angeles Conservancy 523 West Sixth Street, Suite 826 Los Angeles, CA 90014 Attn: Mr. Mike Buhler, Director of Advocacy	12/17/09 via U.S. Mail		1/26/10 via telephone and email	S. Francisco left voice-mail message and a follow up email on 1/26/10. No further action necessary.
Los Angeles Maritime Museum Berth 84 Foot of 6 th Street San Pedro, CA 90731 Attn: Mary Frances Trivelli	12/17/09 via U.S. Mail		1/26/10 via telephone and email	S. Francisco left voice-mail message and a follow up email on 1/26/10. No further action necessary.
Historical Society of Southern California P.O. Box 93487 Pasadena, CA 91109 Attn: Patricia Ingram, Ph.D., Executive Director	12/17/09 via U.S. Mail		1/26/10 via telephone and email	S. Francisco left voice-mail message and a follow up email on 1/26/10. No further action necessary.
San Pedro Bay Historical Society 638 S. Beacon Street , Room 626 San Pedro, CA 90731 Attn: Anne Hansford, Archivist	12/17/09 via U.S. Mail Resent 12/23/09		1/26/10 via telephone and email	S. Francisco left voice-mail message and a follow up email on 1/26/10. No further action necessary.
Wilmington Historical Society 309 W. Opp Street Wilmington, CA 90744 Attn: Current President	12/17/09 via U.S. Mail		1/26/10 via telephone and email	S. Francisco left voice-mail message and a follow up email on 1/26/10. No further action necessary.



December 16, 2009

Ken Bernstein
City of Los Angeles
Office of Historic Resources, Department of City Planning
200 N. Spring Street, Room 620
Los Angeles, CA 90012

Sent Via U.S. Mail

RE: Port of Los Angeles, Berths 301-306 [American Presidents Line (APL)] Container Terminal Project, City of Los Angeles, Los Angeles County, California

Dear Mr. Bernstein:

The Los Angeles Harbor Department Environmental Management Division has retained SWCA Environmental Consultants (SWCA) to conduct cultural resources compliance efforts for the Port of Los Angeles, Berths 301-306 [American Presidents Line (APL)] Container Terminal Project in the City of Los Angeles, Los Angeles County, California. Currently APL operates an approximately 291-acre container terminal at Berths 301-306 on Terminal Island. The project is located east of US 110 (Harbor) Freeway and south of SR-47 (see enclosed Project Location Map). The project involves modifications and improvements to the existing APL facility and expansion of the terminal by approximately 56 acres, which includes 41 acres of new terminal on a previously constructed landfill, 9 acres at the former Los Angeles Export Terminal (LAXT) site, 2 acres of existing land northeast of the main gate and 4 acres of new wharf.

The purpose of this letter is to request your input on potential or known historic resources or other cultural resources in the project area. In conformance with Section 106, we are in the initial phase, "identify[ing] historic properties potentially affected by the undertaking" (36 Code of Federal Regulations Part 880.1 a). In carrying out these responsibilities, previously identified sources of information on historic resources have been checked, including the Historic Property Data File for Los Angeles County, maintained at the South Central Coastal Information Center at California State University, Fullerton. In addition, the City of Los Angeles Historic-Cultural Monument listings were reviewed.



• Fax: (626) 240-0607

• E-mail: scarmack@swca.com

• Street address: 625 Fair Oaks Ave. Suite 190, South Pasadena, California 91030

Thank you, in advance, for your cooperation and participation.

Sincerely,

Shannon Carmack, Project Manager Cultural Resources

Enclosures:

Project Location Map

Shannon Carmack

From: Ken Bernstein [Ken.Bernstein@lacity.org]

Sent: Tuesday, January 26, 2010 5:54 PM

To: Sonnier Francisco
Cc: Shannon Carmack

Subject: Re: American Presidents Line Project - cultural resourcescompliance follow up

Thanks for your messages. Since the Office of Historic Resources has not yet completed its citywide historic resources survey (SurveyLA) for the San Pedro community and the Port, we do not have any additional specific information on historic resources in this project area. You should be sure to contact the Los Angeles Conservancy, which has been involved in recent Port-related projects, and the San Pedro Bay Historical Society.

Ken Bernstein

>>> "Sonnier Francisco" <sfrancisco@swca.com> 1/26/2010 4:49 PM >>> Dear Mr. Bernstein:

This email is a follow up to the attached letter dated December 17, 2009 (attached).

The Los Angeles Harbor Department Environmental Management Division has retained SWCA Environmental Consultants (SWCA) to conduct cultural resources compliance efforts for the Port of Los Angeles, Berths 302-306 [American Presidents Line (APL)] Container Terminal Project in the City of Los Angeles, Los Angeles County, California.

In conformance with Section 106, we are in the initial phase, "identify[ing] historic properties potentially affected by the undertaking" (36 Code of Federal Regulations Part 880.1 a). In carrying out these responsibilities, previously identified sources of information on historic resources have been checked, including the Historic Property Data File for Los Angeles County, maintained at the South Central Coastal Information Center at California State University, Fullerton. In addition, the City of Los Angeles Historic-Cultural Monument listings were reviewed.

Currently APL operates an approximately 291-acre container terminal at Berths 302-305 on Terminal Island. The project is located east of US 110 (Harbor) Freeway and south of SR-47 (see enclosed Project Location Map). The project involves modifications and improvements to the existing APL facility and expansion of the terminal by approximately 56 acres, which includes 41 acres of new terminal on a previously constructed landfill, 9 acres at the former Los Angeles Export Terminal (LAXT) site, 2 acres of existing land northeast of the main gate and 4 acres of new wharf. The project area is depicted on an unsectioned portion of Township 5 South, Range 13 West on the Torrance, California 7.5 ' U.S. Geological Survey Quadrangle (see enclosed Project Location Map). Historic maps of the project area indicate that the portion of Terminal Island containing the APL property did not exist prior to 1918; as it was depicted as open water.

SWCA acknowledges that some areas and properties may contain values not readily apparent and would appreciate any such information you can provide. If you have any knowledge of cultural resources that may exist within or near the project area, please let me or Shannon Carmack know at 626.240.0587, or in writing at my email address or at scarmack@swca.com.

We appreciate your assistance.

Regards, Sonnier

Sonnier Francisco Architectural Historian SWCA Environmental Consultants 625 Fair Oaks Avenue, Suite 190 South Pasadena, CA 91030 V: (626) 240-0587 xt.101 F: (626) 240-0607 Mobile: (858) 229-7862



December 16, 2009

Ann Shea, President Los Angeles City Historical Society P.O. Box 41046 Los Angeles, CA 90041 Sent Via U.S. Mail

RE: Port of Los Angeles, Berths 301-306 [American Presidents Line (APL)] Container Terminal Project, City of Los Angeles, Los Angeles County, California

Dear Ms. Shea:

The Los Angeles Harbor Department Environmental Management Division has retained SWCA Environmental Consultants (SWCA) to conduct cultural resources compliance efforts for the Port of Los Angeles, Berths 301-306 [American Presidents Line (APL)] Container Terminal Project in the City of Los Angeles, Los Angeles County, California. Currently APL operates an approximately 291-acre container terminal at Berths 301-306 on Terminal Island. The project is located east of US 110 (Harbor) Freeway and south of SR-47 (see enclosed Project Location Map). The project involves modifications and improvements to the existing APL facility and expansion of the terminal by approximately 56 acres, which includes 41 acres of new terminal on a previously constructed landfill, 9 acres at the former Los Angeles Export Terminal (LAXT) site, 2 acres of existing land northeast of the main gate and 4 acres of new wharf.

The purpose of this letter is to request your input on potential or known historic resources or other cultural resources in the project area. In conformance with Section 106, we are in the initial phase, "identify[ing] historic properties potentially affected by the undertaking" (36 Code of Federal Regulations Part 880.1 a). In carrying out these responsibilities, previously identified sources of information on historic resources have been checked, including the Historic Property Data File for Los Angeles County, maintained at the South Central Coastal Information Center at California State University, Fullerton. In addition, the City of Los Angeles Historic-Cultural Monument listings were reviewed.



• Fax: (626) 240-0607

• E-mail: scarmack@swca.com

• Street address: 625 Fair Oaks Ave. Suite 190, South Pasadena, California 91030

Thank you, in advance, for your cooperation and participation.

Sincerely,

Shannon Carmack, Project Manager Cultural Resources

Enclosures:

Project Location Map



December 16, 2009

Mike Buhler, Director of Advocacy Los Angeles Conservancy 523 West Sixth Street, Suite 826 Los Angeles, CA 90014 Sent Via U.S. Mail

RE: Port of Los Angeles, Berths 301-306 [American Presidents Line (APL)] Container Terminal Project, City of Los Angeles, Los Angeles County, California

Dear Mr. Buhler:

The Los Angeles Harbor Department Environmental Management Division has retained SWCA Environmental Consultants (SWCA) to conduct cultural resources compliance efforts for the Port of Los Angeles, Berths 301-306 [American Presidents Line (APL)] Container Terminal Project in the City of Los Angeles, Los Angeles County, California. Currently APL operates an approximately 291-acre container terminal at Berths 301-306 on Terminal Island. The project is located east of US 110 (Harbor) Freeway and south of SR-47 (see enclosed Project Location Map). The project involves modifications and improvements to the existing APL facility and expansion of the terminal by approximately 56 acres, which includes 41 acres of new terminal on a previously constructed landfill, 9 acres at the former Los Angeles Export Terminal (LAXT) site, 2 acres of existing land northeast of the main gate and 4 acres of new wharf.

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Thank you, in advance, for your cooperation and participation.

Sincerely,

Shannon Carmack, Project Manager Cultural Resources

Enclosures:

Project Location Map



December 16, 2009

Current President Los Angeles Maritime Museum Berth 84, Foot of 6th Street San Pedro, CA 90731 Sent Via U.S. Mail

RE: Port of Los Angeles, Berths 301-306 [American Presidents Line (APL)] Container Terminal Project, City of Los Angeles, Los Angeles County, California

Dear Current President:

The Los Angeles Harbor Department Environmental Management Division has retained SWCA Environmental Consultants (SWCA) to conduct cultural resources compliance efforts for the Port of Los Angeles, Berths 301-306 [American Presidents Line (APL)] Container Terminal Project in the City of Los Angeles, Los Angeles County, California. Currently APL operates an approximately 291-acre container terminal at Berths 301-306 on Terminal Island. The project is located east of US 110 (Harbor) Freeway and south of SR-47 (see enclosed Project Location Map). The project involves modifications and improvements to the existing APL facility and expansion of the terminal by approximately 56 acres, which includes 41 acres of new terminal on a previously constructed landfill, 9 acres at the former Los Angeles Export Terminal (LAXT) site, 2 acres of existing land northeast of the main gate and 4 acres of new wharf.

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• Street address: 625 Fair Oaks Ave. Suite 190, South Pasadena, California 91030

Thank you, in advance, for your cooperation and participation.

Sincerely,

Shannon Carmack, Project Manager Cultural Resources

Enclosures:

Project Location Map



December 16, 2009

Patricia Adler-Ingram, Ph.D., Executive Director Historical Society of Southern California P.O. Box 93487 Pasadena, CA 91109 Sent Via U.S. Mail

RE: Port of Los Angeles, Berths 301-306 [American Presidents Line (APL)] Container Terminal Project, City of Los Angeles, Los Angeles County, California

Dear Ms. Adler-Ingram:

The Los Angeles Harbor Department Environmental Management Division has retained SWCA Environmental Consultants (SWCA) to conduct cultural resources compliance efforts for the Port of Los Angeles, Berths 301-306 [American Presidents Line (APL)] Container Terminal Project in the City of Los Angeles, Los Angeles County, California. Currently APL operates an approximately 291-acre container terminal at Berths 301-306 on Terminal Island. The project is located east of US 110 (Harbor) Freeway and south of SR-47 (see enclosed Project Location Map). The project involves modifications and improvements to the existing APL facility and expansion of the terminal by approximately 56 acres, which includes 41 acres of new terminal on a previously constructed landfill, 9 acres at the former Los Angeles Export Terminal (LAXT) site, 2 acres of existing land northeast of the main gate and 4 acres of new wharf.

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Thank you, in advance, for your cooperation and participation.

Sincerely,

Shannon Carmack, Project Manager Cultural Resources

Enclosures:

Project Location Map



December 23, 2009

Anne Hansford, Archivist San Pedro Bay Historical Society 638 S. Beacon St., Room 626 San Pedro, CA 90731 Sent Via U.S. Mail

RE: Port of Los Angeles, Berths 301-306 [American Presidents Line (APL)] Container Terminal Project, City of Los Angeles, Los Angeles County, California

Dear Ms. Hansford:

The Los Angeles Harbor Department Environmental Management Division has retained SWCA Environmental Consultants (SWCA) to conduct cultural resources compliance efforts for the Port of Los Angeles, Berths 301-306 [American Presidents Line (APL)] Container Terminal Project in the City of Los Angeles, Los Angeles County, California. Currently APL operates an approximately 291-acre container terminal at Berths 301-306 on Terminal Island. The project is located east of US 110 (Harbor) Freeway and south of SR-47 (see enclosed Project Location Map). The project involves modifications and improvements to the existing APL facility and expansion of the terminal by approximately 56 acres, which includes 41 acres of new terminal on a previously constructed landfill, 9 acres at the former Los Angeles Export Terminal (LAXT) site, 2 acres of existing land northeast of the main gate and 4 acres of new wharf.

The purpose of this letter is to request your input on potential or known historic resources or other cultural resources in the project area. In conformance with Section 106, we are in the initial phase, "identify[ing] historic properties potentially affected by the undertaking" (36 Code of Federal Regulations Part 880.1 a). In carrying out these responsibilities, previously identified sources of information on historic resources have been checked, including the Historic Property Data File for Los Angeles County, maintained at the South Central Coastal Information Center at California State University, Fullerton. In addition, the City of Los Angeles Historic-Cultural Monument listings were reviewed.



• Fax: (626) 240-0607

• E-mail: scarmack@swca.com

• Street address: 625 Fair Oaks Ave. Suite 190, South Pasadena, California 91030

Thank you, in advance, for your cooperation and participation.

Sincerely,

Shannon Carmack, Project Manager Cultural Resources

Enclosures:

Project Location Map



December 16, 2009

Current President
Wilmington Historical Society
309 W. Opp Street
Wilmington, CA 90744

Sent Via U.S. Mail

RE: Port of Los Angeles, Berths 301-306 [American Presidents Line (APL)] Container Terminal Project, City of Los Angeles, Los Angeles County, California

Dear Current President:

The Los Angeles Harbor Department Environmental Management Division has retained SWCA Environmental Consultants (SWCA) to conduct cultural resources compliance efforts for the Port of Los Angeles, Berths 301-306 [American Presidents Line (APL)] Container Terminal Project in the City of Los Angeles, Los Angeles County, California. Currently APL operates an approximately 291-acre container terminal at Berths 301-306 on Terminal Island. The project is located east of US 110 (Harbor) Freeway and south of SR-47 (see enclosed Project Location Map). The project involves modifications and improvements to the existing APL facility and expansion of the terminal by approximately 56 acres, which includes 41 acres of new terminal on a previously constructed landfill, 9 acres at the former Los Angeles Export Terminal (LAXT) site, 2 acres of existing land northeast of the main gate and 4 acres of new wharf.

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Thank you, in advance, for your cooperation and participation.

Sincerely,

Shannon Carmack, Project Manager Cultural Resources

Enclosures:

Project Location Map

