

APPENDIX A

MITIGATION MONITORING AND REPORTING PROGRAM

MITIGATION MONITORING AND REPORTING PROGRAM

1.1 INTRODUCTION

This document is the Mitigation Monitoring and Reporting Program (MMRP) for the Sacramento River–Chico Landing Subreach Habitat Restoration Project. It has been prepared pursuant to Section 21081.6 of the California Public Resources Code, which requires public agencies to adopt a reporting and monitoring program for the changes made to the project or conditions of project approval, adopted to mitigate or avoid significant effects on the environment. This MMRP is required for the proposed project because the Environmental Impact Report (EIR) has identified potentially significant adverse impacts, and measures have been identified to mitigate those impacts. Adoption of the MMRP would occur along with approval of the proposed project.

1.2 PURPOSE AND IMPLEMENTATION OF THE MITIGATION MONITORING AND REPORTING PROGRAM

This MMRP has been prepared to ensure that all required mitigation measures are implemented and completed according to schedule and maintained in a satisfactory manner during project implementation phases. The MMRP may be modified by The Nature Conservancy (TNC) during project implementation, as necessary, in response to changing conditions or other refinements. TNC would be responsible for the overall administration of the MMRP and for verifying that TNC staff members and/or restoration contractors have completed the necessary actions for each measure. TNC, at its discretion, may delegate implementation responsibility or portions thereof to restoration contractors or other designated agent. TNC will designate a project manager to oversee the implementation of the MMRP. Duties of the project manager include the following:

- ▶ Serving as the liaison between TNC and the restoration contractors regarding mitigation monitoring issues.
- ▶ Completing forms and maintaining any records and documents generated by the MMRP.
- ▶ Coordinating and ensuring that corrective actions or enforcements measures are taken, if necessary.

Implementation of the MMRP will be governed by Table A-1. The columns identified in Table A-1 are described below:

- ▶ Mitigation Number – This column lists the mitigation measures that correspond to the numbers in the EIR.
- ▶ Mitigation Measure – This column provides the text of the mitigation measures identified in the EIR.
- ▶ Timing/Schedule – This column lists the time frame in which the mitigation will take place.
- ▶ Monitoring Responsibility – Identifies the party responsible for mitigation monitoring.

- ▶ **Implementation and Verification** – These columns are for verifying compliance. The *Action* column describes the type of action taken to verify implementation. The *Date Completed* column is to be dated and initialed by the project manager, or a designee, based on the documentation provided by the restoration contractor, its agents, or through verification by TNC.

**Table A-1
Mitigation Monitoring and Reporting Plan for the Sacramento River–Chico Landing Subreach Habitat Restoration Project**

Mitigation Number	Mitigation Measure	Timing/Schedule	Monitoring Responsibility	Verification	
				Action	Date Completed
4.5 Cultural Resources					
4.5-a	If unrecorded cultural resources are encountered during project-related ground-disturbing activities, a qualified cultural resources specialist shall be contacted to assess the potential significance of the find. If an inadvertent discovery of cultural materials (e.g., unusual amounts of shell, animal bone, bottle glass, ceramics, structure/building remains, etc.) is made during project-related construction activities, ground disturbances in the area of the find will be halted within a 100-foot radius of the find, and TNC staff shall be notified of the discovery. At that time, TNC shall retain a professional archaeologist. The archaeologist shall determine whether the resource is potentially significant in accordance with the CRHR criteria and develop appropriate mitigation. Appropriate mitigation may include no action, avoidance of the resource, and potential data recovery.	During any ground disturbing activities	TNC and its contractors		
4.5-b	Stop potentially damaging work if human remains are uncovered during project-related ground-disturbing activities, assess the significance of the find, and pursue appropriate management. State law recognizes the need to protect human interments and Native American burials in particular from vandalism and inadvertent destruction. This includes skeletal remains, and items associated with Native American interments. The procedures for the treatment of human remains are contained in California Health and Safety Code Sections 7050.5 and 7052, and California Public Resources Code Section 5097. In accordance with the California Health and Safety Code, if human remains are uncovered during ground disturbances, TNC and its contractors shall immediately halt potentially damaging excavation in the area of the burial and notify the respective County Coroner and a professional archaeologist. The California Health and Safety Code requires that if human remains are found in any location other than a dedicated cemetery, excavation is to be halted in the immediate area, and the county coroner is to be notified to determine the nature of the remains. The coroner is required to examine all discoveries of human remains within 48 hours of receiving notice of a discovery (Health and Safety Code Section 7050.5[b]). If the coroner determines that the remains are those of a Native American, he or she must contact the Native American Heritage Commission by telephone within 24 hours of making that determination (Health and Safety Code Section 7050[c]). Following the coroner’s findings, the archaeologist and the Native American Heritage Commission designated Most Likely Descendent (MLD), and the archaeologist shall determine the ultimate treatment and disposition of the remains and take appropriate steps to ensure that additional human interments are not disturbed. The responsibilities of TNC for acting upon notification of a discovery of Native American human remains are identified in California Public Resources Code Section 5097.9.	During any ground disturbing activities	TNC and its contractors		