





EDMUND G. BROWN JR.  
GOVERNOR

STATE OF CALIFORNIA  
GOVERNOR'S OFFICE of PLANNING AND RESEARCH  
STATE CLEARINGHOUSE AND PLANNING UNIT



KEN ALEX  
DIRECTOR

Notice of Preparation

June 24, 2016

To: Reviewing Agencies  
Re: 126, 128, and 132 Kenwood Street Project  
SCH# 2016061053

Attached for your review and comment is the Notice of Preparation (NOP) for the 126, 128, and 132 Kenwood Street Project draft Environmental Impact Report (EIR).

Responsible agencies must transmit their comments on the scope and content of the NOP, focusing on specific information related to their own statutory responsibility, within 30 days of receipt of the NOP from the Lead Agency. This is a courtesy notice provided by the State Clearinghouse with a reminder for you to comment in a timely manner. We encourage other agencies to also respond to this notice and express their concerns early in the environmental review process.

Please direct your comments to:

Vilia Zemaitaitis  
City of Glendale  
633 E. Broadway, Room 103  
Glendale, CA 91206

with a copy to the State Clearinghouse in the Office of Planning and Research. Please refer to the SCH number noted above in all correspondence concerning this project.

If you have any questions about the environmental document review process, please call the State Clearinghouse at (916) 445-0613.

Sincerely,

  
Scott Morgan  
Director, State Clearinghouse

Attachments  
cc: Lead Agency

**Document Details Report  
State Clearinghouse Data Base**

**SCH#** 2016061053  
**Project Title** 126, 128, and 132 Kenwood Street Project  
**Lead Agency** Glendale, City of

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**Type** NOP Notice of Preparation  
**Description** The project would include the development of a new 44-unit multi-family residential project on the site, including a publicly accessible open space area, landscaping, lighting, utilities, subterranean parking garage, and associated amenities. The two existing single-family homes and duplex on the site would be demolished as part of the project.

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**Lead Agency Contact**

**Name** Vilia Zemaitaitis  
**Agency** City of Glendale  
**Phone** 818-937-8154 **Fax**  
**email**  
**Address** 633 E. Broadway, Room 103  
**City** Glendale **State** CA **Zip** 91206

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**Project Location**

**County** Los Angeles  
**City** Glendale  
**Region**  
**Cross Streets** Kenwood St/East Broadway  
**Lat / Long**  
**Parcel No.**  
**Township** **Range** **Section** **Base**

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**Proximity to:**

**Highways** SR 134, SR 2, I 5  
**Airports**  
**Railways** Metrolink  
**Waterways** LA River  
**Schools**  
**Land Use** Downtown Specific Plan- East Broadway District

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**Project Issues** Archaeologic-Historic

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**Reviewing Agencies** Resources Agency; Office of Historic Preservation; Department of Parks and Recreation; Department of Water Resources; Department of Fish and Wildlife, Region 5; Native American Heritage Commission; Public Utilities Commission; State Lands Commission; California Highway Patrol; Regional Water Quality Control Board, Region 4; Caltrans, District 7

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**Date Received** 06/24/2016 **Start of Review** 06/24/2016 **End of Review** 07/25/2016

2016061053

Notice of Completion & Environmental Document Transmittal

Mail to: State Clearinghouse, P.O. Box 3044, Sacramento, CA 95812-3044 (916) 445-0613
For Hand Delivery/Street Address: 1400 Tenth Street, Sacramento, CA 95814

SCH #

Project Title: 126, 128, and 132 Kenwood Street Project

Lead Agency: City of Glendale

Contact Person: Vilia Zemaitaitis

Mailing Address: 633 East Broadway, Room 103

Phone: 818-937-8154

City: Glendale

Zip: 91206

County: Los Angeles

Project Location: County: Los Angeles

City/Nearest Community: Glendale

Cross Streets: Kenwood Street/East Broadway

Zip Code: 91206

Longitude/Latitude (degrees, minutes and seconds): ... N / ... W Total Acres: 0.52

Assessor's Parcel No.: ... Section: ... Twp.: ... Range: ... Base: ...

Within 2 Miles: State Hwy #: SR-134, SR-2, and I-5 Waterways: Los Angeles River

Airports: ... Railways: Metrolink Schools: ...

Document Type:

- CEQA: [X] NOP [ ] Draft EIR [ ] Supplement/Subsequent EIR [ ] Neg Dec [ ] Mit Neg Dec [ ] Early Cons [ ] NEPA: [ ] NOI [ ] EA [ ] Draft EIS [ ] FONSI [ ] Other: [ ] Joint Document [ ] Final Document [ ] Other: ...

Local Action Type:

- [ ] General Plan Update [ ] Specific Plan [ ] Rezone [ ] Annexation [ ] General Plan Amendment [ ] Master Plan [ ] Prezone [ ] Redevelopment [ ] General Plan Element [ ] Planned Unit Development [ ] Use Permit [ ] Coastal Permit [ ] Community Plan [X] Site Plan [ ] Land Division (Subdivision, etc.) [X] Other: Design Review

Development Type:

- [X] Residential: Units 44 Acres 0.52 [ ] Office: Sq.ft. Acres Employees [ ] Transportation: Type [ ] Commercial: Sq.ft. Acres Employees [ ] Mining: Mineral [ ] Industrial: Sq.ft. Acres Employees [ ] Power: Type MW [ ] Educational: [ ] Waste Treatment: Type MGD [ ] Recreational: [ ] Hazardous Waste: Type [ ] Water Facilities: Type MGD [ ] Other: ...

Project Issues Discussed in Document:

- [ ] Aesthetic/Visual [ ] Fiscal [ ] Recreation/Parks [ ] Vegetation [ ] Agricultural Land [ ] Flood Plain/Flooding [ ] Schools/Universities [ ] Water Quality [ ] Air Quality [ ] Forest Land/Fire Hazard [ ] Septic Systems [ ] Water Supply/Groundwater [ ] Archeological/Historical [X] [ ] Geologic/Seismic [ ] Sewer Capacity [ ] Wetland/Riparian [ ] Biological Resources [ ] Minerals [ ] Soil Erosion/Compaction/Grading [ ] Growth Inducement [ ] Coastal Zone [ ] Noise [ ] Solid Waste [ ] Land Use [ ] Drainage/Absorption [ ] Population/Housing Balance [ ] Toxic/Hazardous [ ] Cumulative Effects [ ] Economic/Jobs [ ] Public Services/Facilities [ ] Traffic/Circulation [ ] Other: ...

Present Land Use/Zoning/General Plan Designation:

Downtown Specific Plan - East Broadway District

Project Description: (please use a separate page if necessary)

The project would include the development of a new 44-unit multi-family residential project on the site, including a publicly accessible open space area, landscaping, lighting, utilities, subterranean parking garage, and associated amenities. The two existing single-family homes and duplex on the site would be demolished as part of the project.

Note: The State Clearinghouse will assign identification numbers for all new projects. If a SCH number already exists for a project (e.g. Notice of Preparation or previous draft document) please fill in.

**NOP Distribution List**

County: Los Angeles

SCH#

2011061053

- Resources Agency
- Resources Agency  
Nadell Gayou
- Dept. of Boating & Waterways  
Denise Peterson
- California Coastal Commission  
Elizabeth A. Fuchs
- Colorado River Board  
Lisa Johansen
- Dept. of Conservation  
Elizabeth Carpenter
- California Energy Commission  
Eric Knight
- Cal Fire  
Dan Foster
- Central Valley Flood Protection Board  
James Herota
- Office of Historic Preservation  
Ron Parsons
- Dept of Parks & Recreation  
Environmental Stewardship Section
- California Department of Resources, Recycling & Recovery  
Sue O'Leary
- S.F. Bay Conservation & Dev't. Comm.  
Steve McAdam
- Dept. of Water Resources  
Nadell Gayou
- Fish and Game
- Dept. of Fish & Wildlife  
Scott Flint  
Environmental Services Division
- Fish & Wildlife Region 1  
Curt Babcock
- Fish & Wildlife Region 1E  
Laurie Harnsberger
- Fish & Wildlife Region 2  
Jeff Drongesen
- Fish & Wildlife Region 3  
Craig Weightman
- Fish & Wildlife Region 4  
Julie Vance
- Fish & Wildlife Region 5  
Leslie Newton-Reed  
Habitat Conservation Program
- Fish & Wildlife Region 6  
Tiffany Ellis  
Habitat Conservation Program
- Fish & Wildlife Region 6 I/M  
Heidi Calvert  
Inyo/Mono. Habitat Conservation Program
- Dept. of Fish & Wildlife M  
Becky Ola  
Marine Region
- Other Departments
- Food & Agriculture  
Sandra Schubert  
Dept. of Food and Agriculture
- Dept. of General Services  
Public School Construction
- Dept. of General Services  
Cathy Buck/George Carollo  
Environmental Services Section
- Delta Stewardship Council  
Kevan Samsam
- Housing & Comm. Dev.  
CEOA Coordinator  
Housing Policy Division
- Independent Commissions/Boards
- Delta Protection Commission  
Michael Machado
- Regional Water Quality Control Board (RWQCB)
- RWQCB 1  
Cathleen Hudson  
North Coast Region (1)
- RWQCB 2  
Environmental Document Coordinator  
San Francisco Bay Region (2)
- RWQCB 3  
Central Coast Region (3)
- RWQCB 4  
Teresa Rodgers  
Los Angeles Region (4)
- RWQCB 5S  
Central Valley Region (5)
- RWQCB 5F  
Central Valley Region (5)  
Fresno Branch Office
- RWQCB 5R  
Central Valley Region (5)  
Redding Branch Office
- RWQCB 6  
Lahontan Region (6)
- RWQCB 6V  
Lahontan Region (6)  
Victorville Branch Office
- RWQCB 7  
Colorado River Basin Region (7)
- RWQCB 8  
Santa Ana Region (8)
- RWQCB 9  
San Diego Region (9)
- Other
- Caltrans, District 8  
Mark Roberts
- Caltrans, District 9  
Gayle Rosander
- Caltrans, District 10  
Tom Dumas
- Caltrans, District 11  
Jacob Armstrong
- Caltrans, District 12  
Maureen El Harake
- Caltrans, District 1  
Rex Jackman
- Caltrans, District 2  
Marcelino Gonzalez
- Caltrans, District 3  
Eric Federicks - South  
Susan Zanchi - North
- Caltrans, District 4  
Patricia Maurice
- Caltrans, District 5  
Larry Newland
- Caltrans, District 6  
Michael Navarro
- Caltrans, District 7  
Dianna Watson
- Caltrans, District 8  
Phil Crader  
Division of Water Rights
- Dept. of Toxic Substances Control  
CEOA Tracking Center
- Department of Pesticide Regulation  
CEOA Coordinator
- State Lands Commission  
Jennifer Deleong
- Tahoe Regional Planning Agency (TRPA)  
Cherry Jacques
- Cal State Transportation Agency CalSTA
- Caltrans - Division of Aeronautics  
Philip Crimmins
- Caltrans - Planning  
HQ LD-IGR  
Terri Pencovic
- California Highway Patrol  
Suzann Ikeuchi  
Office of Special Projects
- Dept. of Transportation
- Caltrans, District 1  
Rex Jackman
- Caltrans, District 2  
Marcelino Gonzalez
- Caltrans, District 3  
Eric Federicks - South  
Susan Zanchi - North
- Caltrans, District 4  
Patricia Maurice
- Caltrans, District 5  
Larry Newland
- Caltrans, District 6  
Michael Navarro
- Caltrans, District 7  
Dianna Watson
- State Water Resources Control Board  
Regional Programs Unit  
Division of Financial Assistance
- State Water Resources Control Board  
Cindy Forbes - Asst Deputy  
Division of Drinking Water
- State Water Resources Control Board  
Div. Drinking Water # \_\_\_\_\_
- State Water Resources Control Board  
Student Intern, 401 Water Quality Certification Unit  
Division of Water Quality
- State Water Resources Control Board  
Phil Crader  
Division of Water Rights
- Dept. of Toxic Substances Control  
CEOA Tracking Center
- Department of Pesticide Regulation  
CEOA Coordinator
- Air Resources Board  
Airport & Freight  
Cathi Slaminski
- Transportation Projects  
Nesamani Kalandiyur
- Industrial/Energy Projects  
Mike Tollstrup
- State Water Resources Control Board  
Regional Programs Unit  
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- State Water Resources Control Board  
Cindy Forbes - Asst Deputy  
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Division of Financial Assistance
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- State Water Resources Control Board  
Phil Crader  
Division of Water Rights
- Dept. of Toxic Substances Control  
CEOA Tracking Center
- Department of Pesticide Regulation  
CEOA Coordinator

## NATIVE AMERICAN HERITAGE COMMISSION

1550 Harbor Blvd., Suite 100  
West Sacramento, CA 95691  
Phone (916) 373-3710  
Fax (916) 373-5471  
Email: [nahc@nahc.ca.gov](mailto:nahc@nahc.ca.gov)  
Website: <http://www.nahc.ca.gov>  
Twitter: @CA\_NAHC



June 29, 2016

Vilia Zemaitaitis  
City of Glendale  
633 E. Broadway, Room 103  
Glendale, CA 91206

sent via e-mail:  
[vzemaitaitis@glendaleca.gov](mailto:vzemaitaitis@glendaleca.gov)

RE: SCH# 2016061053 126, 128, and 132 Kenwood Street Project, draft Environmental Impact Report, City of Glendale, Los Angeles County, California

Dear M. Zemaitaitis:

The Native American Heritage Commission has received the Notice of Preparation (NOP) for the project referenced above. The California Environmental Quality Act (CEQA) (Pub. Resources Code § 21000 et seq.), specifically Public Resources Code section 21084.1, states that a project that may cause a substantial adverse change in the significance of an historical resource is a project that may have a significant effect on the environment. (Pub. Resources Code § 21084.1; Cal. Code Regs., tit. 14, § 15064.5 (b) (CEQA Guidelines Section 15064.5 (b)). If there is substantial evidence, in light of the whole record before a lead agency, that a project may have a significant effect on the environment, an environmental impact report (EIR) shall be prepared. (Pub. Resources Code § 21080 (d); Cal. Code Regs., tit. 14, § 15064 subd.(a)(1) (CEQA Guidelines § 15064 (a)(1)). In order to determine whether a project will cause a substantial adverse change in the significance of a historical resource, a lead agency will need to determine whether there are historical resources with the area of project effect (APE).

**CEQA was amended significantly in 2014.** Assembly Bill 52 (Gatto, Chapter 532, Statutes of 2014) (AB 52) amended CEQA to create a **separate subcategory of cultural resources**, "tribal cultural resources" (Pub. Resources Code § 21074) and provides that a project with an effect that may cause a substantial adverse change in the significance of a tribal cultural resource is a project that may have a significant effect on the environment. (Pub. Resources Code § 21084.2). Public agencies shall, when feasible, avoid damaging effects to any tribal cultural resource. (Pub. Resources Code § 21084.3 (a)). **AB 52 applies to any project for which a notice of preparation or a notice of negative declaration or mitigated negative declaration is filed on or after July 1, 2015.** If your project involves the adoption of or amendment to a general plan or a specific plan, or the designation or proposed designation of open space, on or after March 1, 2005, it may also be subject to Senate Bill 18 (Burton, Chapter 905, Statutes of 2004) (SB 18). **Both SB 18 and AB 52 have tribal consultation requirements.** If your project is also subject to the federal National Environmental Policy Act (42 U.S.C. § 4321 et seq.) (NEPA), the tribal consultation requirements of Section 106 of the National Historic Preservation Act of 1966 (154 U.S.C. 300101, 36 C.F.R. § 800 et seq.) may also apply.

The NAHC recommends consultation with California Native American tribes that are traditionally and culturally affiliated with the geographic area of your proposed project as early as possible in order to avoid inadvertent discoveries of Native American human remains and best protect tribal cultural resources. Below is a brief summary of portions of AB 52 and SB 18 as well as the NAHC's recommendations for conducting cultural resources assessments. **Consult your legal counsel about compliance with AB 52 and SB 18 as well as compliance with any other applicable laws.**

#### AB 52

AB 52 has added to CEQA the additional requirements listed below, along with many other requirements:

1. **Fourteen Day Period to Provide Notice of Completion of an Application/Decision to Undertake a Project:** Within fourteen (14) days of determining that an application for a project is complete or of a decision by a public agency to undertake a project, a lead agency shall provide formal notification to a designated contact of, or tribal representative of, traditionally and culturally affiliated California Native American tribes that have requested notice, to be accomplished by at least one written notice that includes:
  - a. A brief description of the project.
  - b. The lead agency contact information.
  - c. Notification that the California Native American tribe has 30 days to request consultation. (Pub. Resources Code § 21080.3.1 (d)).
  - d. A "California Native American tribe" is defined as a Native American tribe located in California that is on the contact list maintained by the NAHC for the purposes of Chapter 905 of Statutes of 2004 (SB 18). (Pub. Resources Code § 21073).

2. Begin Consultation Within 30 Days of Receiving a Tribe's Request for Consultation and Before Releasing a Negative Declaration, Mitigated Negative Declaration, or Environmental Impact Report: A lead agency shall begin the consultation process within 30 days of receiving a request for consultation from a California Native American tribe that is traditionally and culturally affiliated with the geographic area of the proposed project. (Pub. Resources Code § 21080.3.1, subs. (d) and (e)) and prior to the release of a negative declaration, mitigated negative declaration or environmental impact report. (Pub. Resources Code § 21080.3.1(b)).
  - a. For purposes of AB 52, "consultation shall have the same meaning as provided in Gov. Code § 65352.4 (SB 18). (Pub. Resources Code § 21080.3.1 (b)).
3. Mandatory Topics of Consultation If Requested by a Tribe: The following topics of consultation, if a tribe requests to discuss them, are mandatory topics of consultation:
  - a. Alternatives to the project.
  - b. Recommended mitigation measures.
  - c. Significant effects. (Pub. Resources Code § 21080.3.2 (a)).
4. Discretionary Topics of Consultation: The following topics are discretionary topics of consultation:
  - a. Type of environmental review necessary.
  - b. Significance of the tribal cultural resources.
  - c. Significance of the project's impacts on tribal cultural resources.
  - d. If necessary, project alternatives or appropriate measures for preservation or mitigation that the tribe may recommend to the lead agency. (Pub. Resources Code § 21080.3.2 (a)).
5. Confidentiality of Information Submitted by a Tribe During the Environmental Review Process: With some exceptions, any information, including but not limited to, the location, description, and use of tribal cultural resources submitted by a California Native American tribe during the environmental review process shall not be included in the environmental document or otherwise disclosed by the lead agency or any other public agency to the public, consistent with Government Code sections 6254 (r) and 6254.10. Any information submitted by a California Native American tribe during the consultation or environmental review process shall be published in a confidential appendix to the environmental document unless the tribe that provided the information consents, in writing, to the disclosure of some or all of the information to the public. (Pub. Resources Code § 21082.3 (c)(1)).
6. Discussion of Impacts to Tribal Cultural Resources in the Environmental Document: If a project may have a significant impact on a tribal cultural resource, the lead agency's environmental document shall discuss both of the following:
  - a. Whether the proposed project has a significant impact on an identified tribal cultural resource.
  - b. Whether feasible alternatives or mitigation measures, including those measures that may be agreed to pursuant to Public Resources Code section 21082.3, subdivision (a), avoid or substantially lessen the impact on the identified tribal cultural resource. (Pub. Resources Code § 21082.3 (b)).
7. Conclusion of Consultation: Consultation with a tribe shall be considered concluded when either of the following occurs:
  - a. The parties agree to measures to mitigate or avoid a significant effect, if a significant effect exists, on a tribal cultural resource; or
  - b. A party, acting in good faith and after reasonable effort, concludes that mutual agreement cannot be reached. (Pub. Resources Code § 21080.3.2 (b)).
8. Recommending Mitigation Measures Agreed Upon in Consultation in the Environmental Document: Any mitigation measures agreed upon in the consultation conducted pursuant to Public Resources Code section 21080.3.2 shall be recommended for inclusion in the environmental document and in an adopted mitigation monitoring and reporting program, if determined to avoid or lessen the impact pursuant to Public Resources Code section 21082.3, subdivision (b), paragraph 2, and shall be fully enforceable. (Pub. Resources Code § 21082.3 (a)).
9. Required Consideration of Feasible Mitigation: If mitigation measures recommended by the staff of the lead agency as a result of the consultation process are not included in the environmental document or if there are no agreed upon mitigation measures at the conclusion of consultation, or if consultation does not occur, and if substantial evidence demonstrates that a project will cause a significant effect to a tribal cultural resource, the lead agency shall consider feasible mitigation pursuant to Public Resources Code section 21084.3 (b). (Pub. Resources Code § 21082.3 (e)).
10. Examples of Mitigation Measures That, If Feasible, May Be Considered to Avoid or Minimize Significant Adverse Impacts to Tribal Cultural Resources:
  - a. Avoidance and preservation of the resources in place, including, but not limited to:
    - i. Planning and construction to avoid the resources and protect the cultural and natural context.

- ii. Planning greenspace, parks, or other open space, to incorporate the resources with culturally appropriate protection and management criteria.
- b. Treating the resource with culturally appropriate dignity, taking into account the tribal cultural values and meaning of the resource, including, but not limited to, the following:
  - i. Protecting the cultural character and integrity of the resource.
  - ii. Protecting the traditional use of the resource.
  - iii. Protecting the confidentiality of the resource.
- c. Permanent conservation easements or other interests in real property, with culturally appropriate management criteria for the purposes of preserving or utilizing the resources or places.
- d. Protecting the resource. (Pub. Resource Code § 21084.3 (b)).
- e. Please note that a federally recognized California Native American tribe or a nonfederally recognized California Native American tribe that is on the contact list maintained by the NAHC to protect a California prehistoric, archaeological, cultural, spiritual, or ceremonial place may acquire and hold conservation easements if the conservation easement is voluntarily conveyed. (Civ. Code § 815.3 (c)).
- f. Please note that it is the policy of the state that Native American remains and associated grave artifacts shall be repatriated. (Pub. Resources Code § 5097.991).

11. Prerequisites for Certifying an Environmental Impact Report or Adopting a Mitigated Negative Declaration or Negative Declaration with a Significant Impact on an Identified Tribal Cultural Resource: An environmental impact report may not be certified, nor may a mitigated negative declaration or a negative declaration be adopted unless one of the following occurs:
- a. The consultation process between the tribes and the lead agency has occurred as provided in Public Resources Code sections 21080.3.1 and 21080.3.2 and concluded pursuant to Public Resources Code section 21080.3.2.
  - b. The tribe that requested consultation failed to provide comments to the lead agency or otherwise failed to engage in the consultation process.
  - c. The lead agency provided notice of the project to the tribe in compliance with Public Resources Code section 21080.3.1 (d) and the tribe failed to request consultation within 30 days. (Pub. Resources Code § 21082.3 (d)). *This process should be documented in the Cultural Resources section of your environmental document.*

The NAHC's PowerPoint presentation titled, "Tribal Consultation Under AB 52: Requirements and Best Practices" may be found online at: [http://nahc.ca.gov/wp-content/uploads/2015/10/AB52TribalConsultation\\_CalEPAPDF.pdf](http://nahc.ca.gov/wp-content/uploads/2015/10/AB52TribalConsultation_CalEPAPDF.pdf)

## SB 18

SB 18 applies to local governments and requires local governments to contact, provide notice to, refer plans to, and consult with tribes prior to the adoption or amendment of a general plan or a specific plan, or the designation of open space. (Gov. Code § 65352.3). Local governments should consult the Governor's Office of Planning and Research's "Tribal Consultation Guidelines," which can be found online at: [https://www.opr.ca.gov/docs/09\\_14\\_05\\_Updated\\_Guidelines\\_922.pdf](https://www.opr.ca.gov/docs/09_14_05_Updated_Guidelines_922.pdf)

Some of SB 18's provisions include:

1. Tribal Consultation: If a local government considers a proposal to adopt or amend a general plan or a specific plan, or to designate open space it is required to contact the appropriate tribes identified by the NAHC by requesting a "Tribal Consultation List." If a tribe, once contacted, requests consultation the local government must consult with the tribe on the plan proposal. **A tribe has 90 days from the date of receipt of notification to request consultation unless a shorter timeframe has been agreed to by the tribe.** (Gov. Code § 65352.3 (a)(2)).
2. No Statutory Time Limit on SB 18 Tribal Consultation. There is no statutory time limit on SB 18 tribal consultation.
3. Confidentiality: Consistent with the guidelines developed and adopted by the Office of Planning and Research pursuant to Gov. Code section 65040.2, the city or county shall protect the confidentiality of the information concerning the specific identity, location, character, and use of places, features and objects described in Public Resources Code sections 5097.9 and 5097.993 that are within the city's or county's jurisdiction. (Gov. Code § 65352.3 (b)).
4. Conclusion of SB 18 Tribal Consultation: Consultation should be concluded at the point in which:
  - a. The parties to the consultation come to a mutual agreement concerning the appropriate measures for preservation or mitigation; or
  - b. Either the local government or the tribe, acting in good faith and after reasonable effort, concludes that mutual agreement cannot be reached concerning the appropriate measures of preservation or mitigation. (Tribal Consultation Guidelines, Governor's Office of Planning and Research (2005) at p. 18).

Agencies should be aware that neither AB 52 nor SB 18 precludes agencies from initiating tribal consultation with tribes that are traditionally and culturally affiliated with their jurisdictions before the timeframes provided in AB 52 and SB 18. For that reason, we urge you to continue to request Native American Tribal Contact Lists and "Sacred Lands File" searches from the NAHC. The request forms can be found online at: <http://nahc.ca.gov/resources/forms/>



## NAHC Recommendations for Cultural Resources Assessments

To adequately assess the existence and significance of tribal cultural resources and plan for avoidance, preservation in place, or barring both, mitigation of project-related impacts to tribal cultural resources, the NAHC recommends the following actions:

1. Contact the appropriate regional California Historical Research Information System (CHRIS) Center ([http://ohp.parks.ca.gov/?page\\_id=1068](http://ohp.parks.ca.gov/?page_id=1068)) for an archaeological records search. The records search will determine:
  - a. If part or all of the APE has been previously surveyed for cultural resources.
  - b. If any known cultural resources have been already recorded on or adjacent to the APE.
  - c. If the probability is low, moderate, or high that cultural resources are located in the APE.
  - d. If a survey is required to determine whether previously unrecorded cultural resources are present.
2. If an archaeological inventory survey is required, the final stage is the preparation of a professional report detailing the findings and recommendations of the records search and field survey.
  - a. The final report containing site forms, site significance, and mitigation measures should be submitted immediately to the planning department. All information regarding site locations, Native American human remains, and associated funerary objects should be in a separate confidential addendum and not be made available for public disclosure.
  - b. The final written report should be submitted within 3 months after work has been completed to the appropriate regional CHRIS center.
3. Contact the NAHC for:
  - a. A Sacred Lands File search. Remember that tribes do not always record their sacred sites in the Sacred Lands File, nor are they required to do so. A Sacred Lands File search is not a substitute for consultation with tribes that are traditionally and culturally affiliated with the geographic area of the project's APE.
  - b. A Native American Tribal Consultation List of appropriate tribes for consultation concerning the project site and to assist in planning for avoidance, preservation in place, or, failing both, mitigation measures.
4. Remember that the lack of surface evidence of archaeological resources (including tribal cultural resources) does not preclude their subsurface existence.
  - a. Lead agencies should include in their mitigation and monitoring reporting program plan provisions for the identification and evaluation of inadvertently discovered archaeological resources per Cal. Code Regs., tit. 14, section 15064.5(f) (CEQA Guidelines section 15064.5(f)). In areas of identified archaeological sensitivity, a certified archaeologist and a culturally affiliated Native American with knowledge of cultural resources should monitor all ground-disturbing activities.
  - b. Lead agencies should include in their mitigation and monitoring reporting program plans provisions for the disposition of recovered cultural items that are not burial associated in consultation with culturally affiliated Native Americans.
  - c. Lead agencies should include in their mitigation and monitoring reporting program plans provisions for the treatment and disposition of inadvertently discovered Native American human remains. Health and Safety Code section 7050.5, Public Resources Code section 5097.98, and Cal. Code Regs., tit. 14, section 15064.5, subdivisions (d) and (e) (CEQA Guidelines section 15064.5, subds. (d) and (e)) address the processes to be followed in the event of an inadvertent discovery of any Native American human remains and associated grave goods in a location other than a dedicated cemetery.

Please contact me if you need any additional information at [gayle.totton@nahc.ca.gov](mailto:gayle.totton@nahc.ca.gov).

Sincerely,



Gayle Totton, M.A., PhD.  
Associate Governmental Program Analyst

cc: State Clearinghouse

ORIGINAL FILED

JUN 24 2016

LOS ANGELES COUNTY CLERK

Notice of Preparation

To: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

From: City of Glendale  
633 East Broadway, Room 103  
Glendale, California 91206

**Subject: Notice of Preparation of a Draft Environmental Impact Report**

**126, 128, and 132 South Kenwood Street Project**

The City of Glendale will be the Lead Agency and will prepare an Environmental Impact Report (EIR) for this project. We need to know the views of your agency as to the scope and content of the environmental information which is germane to your agency's statutory responsibilities in connection with the proposed project. Your agency will need to use the EIR prepared by our agency when considering your permit or other approval for the project.

The project description, location, and the probable environmental effects are described in the attached materials. A copy of the Initial Study (is  is not ) attached.

Due to the time limits mandated by state law, your response must be sent at the earliest possible time but not later than 30 days after receipt of this notice.

Please send your response to Ms. Vilia Zemaitaitis, Senior Planner, City of Glendale, 633 East Broadway, Room 103, Glendale, California 91206. You may also email your response to: [vzemaitaitis@glendaleca.gov](mailto:vzemaitaitis@glendaleca.gov). Please provide the name of a contact person at your agency.

Date: 6/21/16

Signature: Vilia Zemaitaitis  
Vilia Zemaitaitis

Title: Senior Planner  
Telephone: (818) 937-8154

Reference: California Administrative Code, Title 14 (State CEQA Guidelines), Sections 15082(a), 15103, 15375.

# 126, 128, and 132 South Kenwood Street Project

## LEAD AGENCY

City of Glendale  
Community Development Department, Planning Division  
633 East Broadway, Room 103  
Glendale, California 91206

## PROJECT LOCATION AND DESCRIPTION

**Figure 1, Regional Location**, illustrates the location of the project site in the northern downtown portion of the City of Glendale, approximately 10 miles north of the City of Los Angeles Civic Center and 5 miles west of the City of Pasadena Civic Center. SR-134 and SR-2 (the Ventura and Glendale Freeways) and Interstate 5 (the Golden State Freeway) provide regional access to the project site.

From a local perspective, the project site is located in downtown Glendale. As illustrated on **Figure 2, Project Location**, the project site is located at 126 to 132 South Kenwood Street in the East Broadway District of the City's Downtown Specific Plan (DSP). The DSP designates the blocks between East Wilson Avenue and East Colorado Street within the East Broadway District for mid-rise and moderate density residential uses to help support the retail area developing along East Broadway as well as the retail, restaurant and entertainment uses further west in downtown.

The project site consists of three adjoining parcels: a vacant lot (126 South Kenwood), a single family Craftsman residence (128 South Kenwood) and a multi-family residential triplex (132 South Kenwood). The multi-family residential triplex consists of a single family Craftsman residence and a rear duplex building that includes two residential units above a double car garage.

**Figure 3, Aerial Photograph**, shows existing land uses in the project area. The approximately 0.52 project site is bordered by South Kenwood Street to the west, a 5-story, 35-unit residential condominium project to the north, a public alley located parallel between South Kenwood Street and South Jackson Street to the east, and three two-story multifamily residential developments to the south on Harvard Street.

## **Discretionary Actions/Entitlements**

Discretionary approvals from the City of Glendale would be necessary for implementation of the project and may include, but are not limited to the following:

### **DESIGN REVIEW**

The City of Glendale Planning Division has a multi-stage design review process for proposed projects. Combined Stage I & II Design will be considered for approval by the City Council after the completion of the environmental analysis. The design of the Project would be subject to the City of Glendale Downtown Specific Plan Design Guidelines; and review and comment by the City's Planning and Urban Design Studio Staff. The Project also includes a Height and Density Bonus request in exchange for providing additional publicly-accessible open space, as per DSP 7.1 (Height and Density Bonuses).

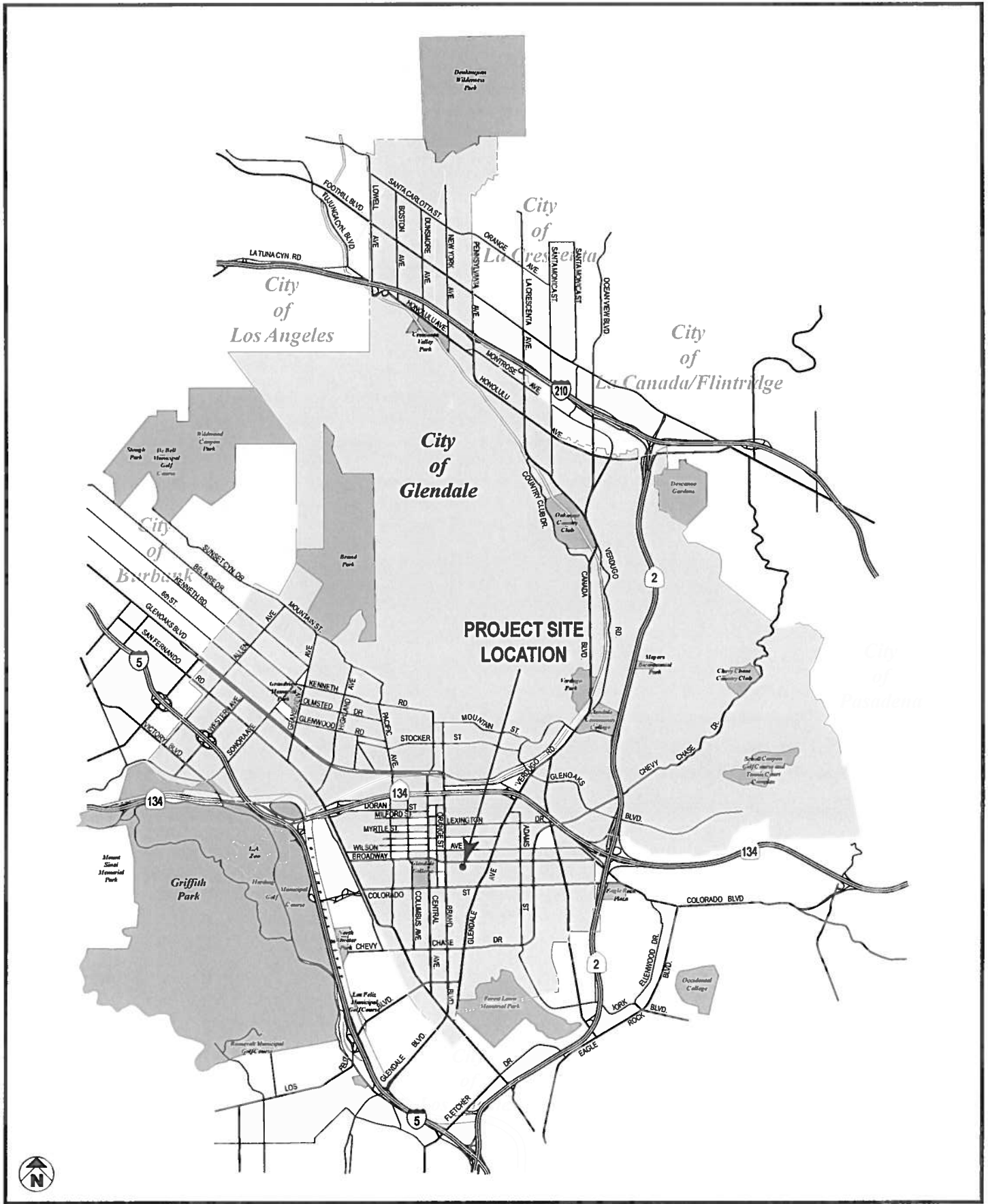
### **PROBABLE ENVIRONMENTAL EFFECTS**

Based on a preliminary review of the proposed project consistent with Section 15060 of the *California Environmental Quality Act (CEQA) Guidelines*, the Glendale Community Development Department has determined that a focused EIR should be prepared for this proposed project. In addition, consistent with Section 15082 of the *State CEQA Guidelines*, the Glendale Community Development Department has identified the following probable environmental effect of the project, which will be addressed in the EIR for this project:

- Cultural Resources (Historic Resources)

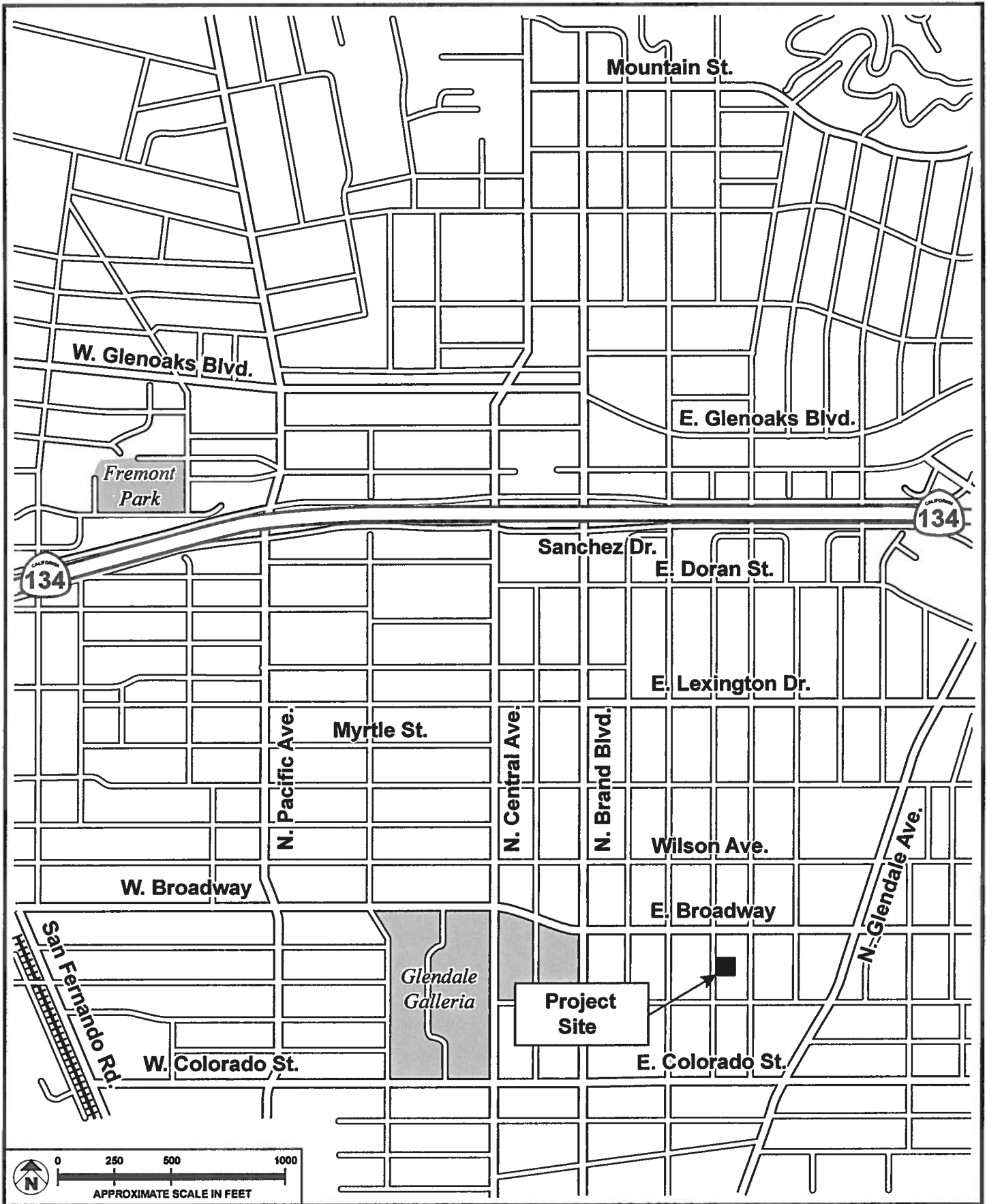
Specifically, the City has determined the two existing Craftsman style single-family homes should be evaluated to determine if these homes meet the definition for historical resources contained in Section 15064.5 (a) of the California Environmental Quality Act (CEQA) Guidelines.

The City of Glendale Community Development Department has determined that there is not a likelihood of potentially significant effects related to the following environmental topics. The Community Development Department will identify within the EIR the reasons why these effects were determined not to be significant and were therefore not addressed in detail in the EIR:



SOURCE: Meridian Consultants, LLC - 2016

FIGURE 1



SOURCE: Meridian Consultants, LLC - 2016

FIGURE 2



Project Location

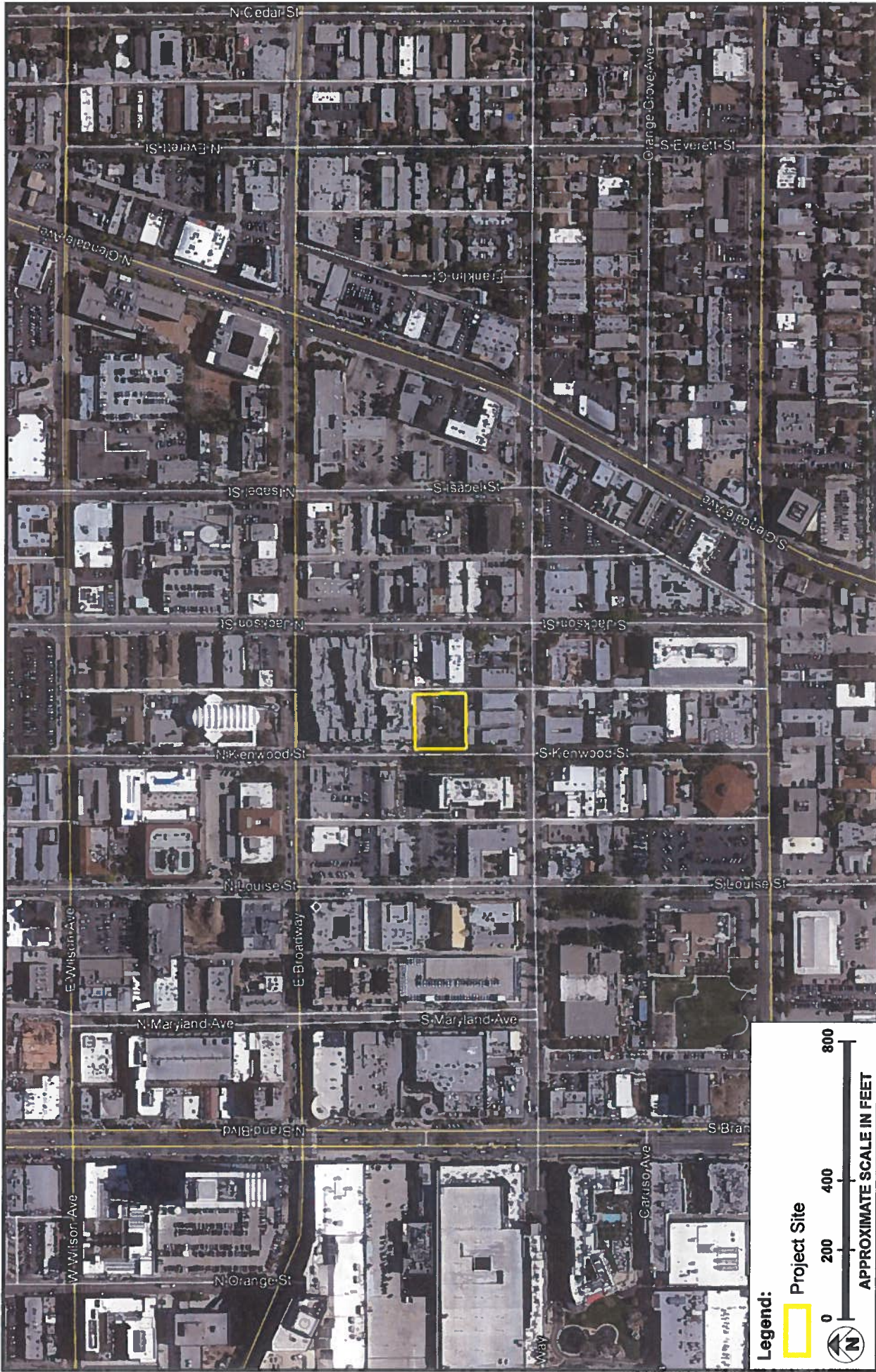


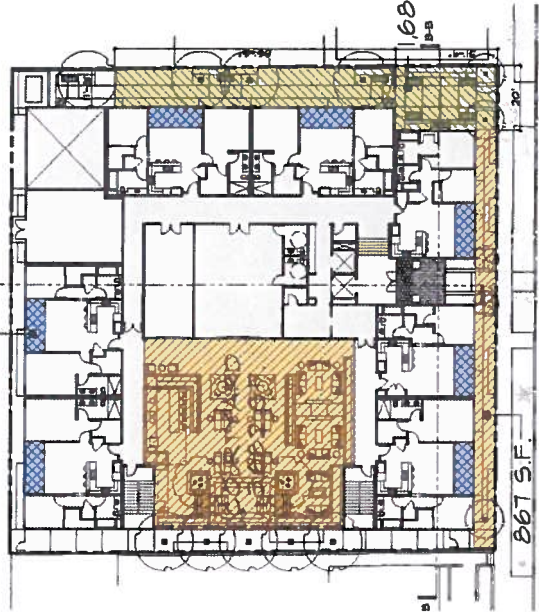
FIGURE 3

# Aerial Photograph



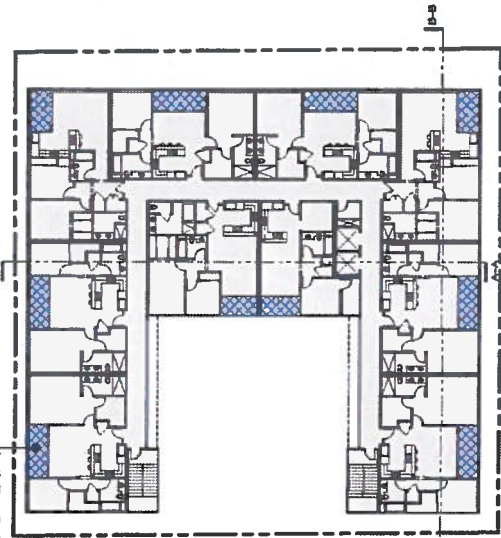
SOURCE: Google Earth - 2016

PRIVATE BALCONIES  
600 S.F.



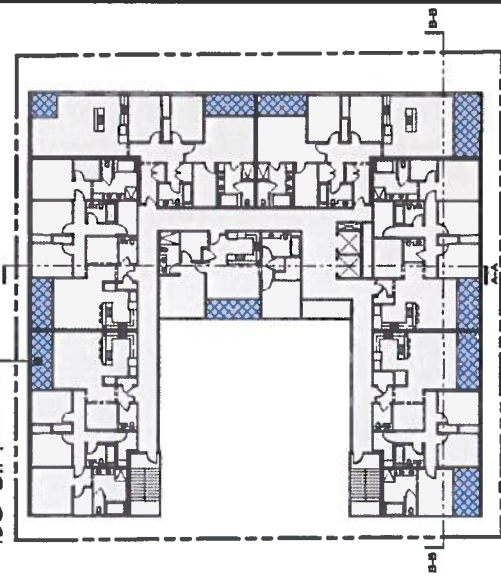
LEVEL 1

PRIVATE BALCONIES  
2,250 S.F.






LEVELS 2-4

PRIVATE BALCONIES  
750 S.F.



LEVEL 5

LEGEND:

-  PUBLICLY ACCESSIBLE OPEN SPACE (1,688 S.F.)
-  COMMON OPEN SPACE (4,549 S.F.)
-  PRIVATE OPEN SPACE (3,600 S.F.)



SOURCE: RC Architecture - March 2016

FIGURE 4





SOURCE: RC Architecture - March 2016

FIGURE 5

Conceptual Architectural and Massing along Kenwood Street