

CALIFORNIA COASTAL COMMISSION

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April 20, 2018

To: Coastal Commissioners, Native American Tribal Representatives, and Interested Parties

From: John Ainsworth, Executive Director
Alison Dettmer, Deputy Director
Mark Delaplaine, Manager, Energy, Ocean Resources, and Federal Consistency Division

Subject: **Coastal Commission Staff’s Revised Draft Tribal Consultation Policy, and Supplemental Comments**

Background

On April 11, 2018, the Coastal Commission held an initial public hearing on the Commission’s Draft Tribal Consultation Policy (originally dated August 11, 2017). Based on comments previously received and Commission input, the Commission staff has revised the Draft Policy, now dated April 20, 2018 (and titled Second Draft Tribal Consultation Policy). That Draft is attached, with changes from the initial draft shown in “tracked changes” mode (i.e., with new language underlined, and deleted language shown in ~~strikeout~~ text).

Additional Correspondence

Since the second mailing preceding the April 11, 2018, meeting, the Commission staff has received the following correspondence:

Written Comments by Tribal Representatives identified on the Native American Heritage Commission’s (NAHC’s) “SB-18/AB-52” Consultation List (hereafter “NAHC List”):

1. Gabrieleno Band of Mission Indians-Kizh, Andrew Salas, Chairman, letter dated March 29, 2018.
2. Northern Chumash Tribal Council, Fred Collins, Chair, letter dated April 10, 2018.
3. Elk Valley Rancheria, Dale Miller, Chairman, letters dated April 9, 2018, and April 11, 2018.

Written Comments by other members of Tribes on the NAHC List:

1. Henry Pendregon, Member, Gabrieleno Band of Mission Indians-Kizh, letter dated April 10, 2018.
2. Victoria Jones, Member, 9th Generation Juaneño Band of Mission Indians, Acjachemen Nation, email dated April 10, 2018.

Written Comments by other parties not on the NAHC List:

1. Pete Conejo-Tochtli (Melendez), Tewa Nation member (a New Mexican Tribe), email dated April 9, 2018.
2. Rumsen Ohlone (Rumšen Am:a Tur:ataj Ohlone), Dee Dee Manzanares-Wyatt, letter dated April 10, 2018.
3. Anna Christensen, Protect the Long Beach/Los Cerritos Wetlands, email dated April 10, 2018.

Speaker list from the Commission's April 11, 2018, initial hearing:

Public speakers who presented verbal comments at the Commission's April 11, 2018, hearing are listed below (and identified as to their relationship to the NAHC List): (Note: the testimony and the hearing were video-archived and can be found at this link:

<http://cal-span.org/unipage/?site=cal-span&owner=CCC&date=2018-04-11>)

Speakers who are Tribal Representatives on the NAHC List

1. Valentin Lopez, Chairperson, Amah Mutsen Tribal Band
2. Patrick Tumamait, Barbareno/Ventureno Band of Mission Indians (Chumash)
3. Andrew Salas, Chairman, Gabrieleno Band of Mission Indians – Kizh Nation

Speakers who are other members of Tribes on the NAHC List:

1. Maura Sullivan, Coastal Band of the Chumash Nation
2. Henry Pendregon, Gabrieleno Band of Mission Indians – Kizh Nation
3. Matthew Teutimez, Gabrieleno Band of Mission Indians – Kizh Nation

Speakers who are not on the NAHC List:

1. Johntommy Rosas, Tongva Ancestral Territorial Nation

2. Cheyenne Renajo, Sacred Places Institute for Indigenous Peoples
3. Dr. Gary Sickle, Archaeologist
4. Steve Ray, Banning Ranch Conservancy
5. Anna Christensen, Protect the Long Beach Los Cerritos Wetlands
6. Tahesha Knapp-Christensen, Protect the Long Beach Los Cerritos Wetlands
7. Alfred Cruz, Jr., United Coalition to Protect Pahne

Responses to the above letters, and previous speakers, will be provided in the second mailing for the May 2018 Commission meeting.

Previously received, and responded to, written comments:

Included in the mailing packet for the Commission's April 11, 2018, meeting were the staff's responses to letters previously received. Those responses, as well as the letters themselves, can be found in the reports posted for the April 11, 2018 meeting (the letters and responses can be found at this link): <https://www.coastal.ca.gov/meetings/agenda/#/2018/4>. These letters are also listed below and identified as to their author's relationship to the NAHC List.

Previous Written Comments by Tribal Representatives identified on the NAHC List:

1. La Posta Band of Mission Indians, Gwendolyn Parada, Chairwoman, letter dated August 4, 2018.
2. Cher-Ae Heights Indian Community of the Trinidad Rancheria, Garth Sundberg, Chairman, letter dated September 21, 2017.
3. Jamul Indian Village, Erica Pinto, Chairwoman, letter dated September 25, 2018.
4. Northern Chumash Tribal Council, Fred Collins, Spokesperson, email dated September 19, 2017.
5. Xolon Salinan Tribe, Karen White, Chairperson, letter dated October 20, 2017.
6. Esselen Tribe of Monterey County, Tom Nason, Chairman, letter dated November 12, 2017.

Previous Written Comments on behalf of Tribes on the NAHC List:

1. Lytton Rancheria, Brenda Tomaras, attorney for Lytton Rancheria, letter dated September 26, 2017.

Previous Written Comments by parties not on the NAHC List:

1. Tongva Ancestral Territorial Tribal Nation, Johntommy Rosas, email dated September 17, 2017.
2. Professor Dina Gilio-Whitaker, Policy Director and Senior Researcher, Center for World Indigenous Studies, letter received November 13, 2017.

Attachment – Second Draft Tribal Consultation Policy (April 20, 2018).

Note: the more recent letters received (i.e., those listed on Pages 1-2 above) can be found in the “Correspondence” folder posted on the Commission’s May 2018 agenda website for this item.