

3 CORRECTIONS AND REVISIONS TO THE DRAFT SEIR

Chapter 3 identifies revisions to the Draft SEIR. The changes are presented in the order in which they appear and identified by page number. Text deletions are shown in ~~strikeout~~ and additions are underlined (underlined). These edits provide clarifications or additional supportive information and do not change the analysis or conclusions of the Draft SEIR.

3.1 EXECUTIVE SUMMARY

The following changes are hereby made to the beginning of Mitigation Measure 3.6-2a on page ES-37:

To minimize the potential for destruction of or damage to existing or previously undiscovered burials, and archaeological and tribal cultural resources, and to identify any such resources at the earliest possible time during project-related earthmoving activities, the following measures will be implemented:

The following language is hereby added to Mitigation Measure 3.6-2a on page ES-37:

- “The City shall notify the Wilton Rancheria a minimum of 14 days prior to the start of ground-disturbing activities at the project site for which a City permit has been issued (e.g., grading permit, demolition permit). Native American monitors from the Wilton Rancheria will be invited to monitor the vegetation grubbing, stripping, grading or other ground-disturbing activities in the project area to determine the presence or absence of any Native American cultural resources, beginning on the date upon which the City indicates that ground-disturbing activities will start.”

The following revisions are hereby made to the second bullet point of Mitigation Measure 3.6-2c on page ES-40:

- Avoidance and preservation in place is the preferred manner of mitigating impacts to Tribal Cultural Resources and may be accomplished by several means, such as planning construction to avoid tribal cultural resources, archaeological sites, and/or other resources; incorporating sites within parks, green-space, or other open space areas; covering archaeological sites; and deeding a site to a permanent conservation easement. If any elements of the on-site development or the off-site drainage improvements will impact an archaeological site, including those determined to be a Tribal Cultural Resource, and avoidance is not a feasible option, a qualified archaeologist, in consultation with traditionally and culturally affiliated California Native American tribes, shall evaluate the eligibility of the site for listing in the California Register of Historical Resources. If the archaeological site is found to be a historical resource as per CEQA Guidelines Section 15064.5 (a)(3), the qualified archaeologist shall recommend further mitigative treatment, which could include preservation in place or data recovery. If the archaeological site is found to be a Tribal Cultural Resource, recommendations for avoidance of cultural resources will be reviewed by the City as the CEQA lead agency and culturally affiliated Native American Tribes, in light of factors such as costs, logistics, feasibility, design, technology and social, cultural and environmental considerations, and the extent to which avoidance is consistent with project objectives. The City will retain the final authority to make all such decisions.”

The following language is hereby added to Mitigation Measure 3.6-2c on page ES-41:

- If a Tribal Cultural Resource is identified and avoidance is determined by the City to be feasible, the construction contractor(s), with the City’s archaeologist and Native American monitors from culturally affiliated Native American Tribes present will install protective fencing along an area that is 20 feet outside of the site boundary, before construction restarts. The construction contractor(s) will

maintain the protective fencing throughout construction to avoid the site during all remaining phases of construction. The area will be demarcated as an “Environmentally Sensitive Area.” Native American representatives from culturally affiliated Native American Tribes and the City and its archaeologist will also consult to develop measures for long-term management of the resource and routine operation and maintenance within culturally sensitive areas that retain resource integrity, including tribal cultural integrity, and including Native American archaeological material, and Traditional Cultural Properties. The need for temporary and permanent forms of protective fencing will be determined in consultation with the City, the City’s archaeologist, and Native American representatives from culturally affiliated Native American Tribes.

The following language is hereby added to Mitigation Measure 3.6-2c on page ES-41:

- In consultation with the City and its archaeological representative, Native American representatives and Native American monitors will be provided with the opportunity to identify sites or objects of significance to Native Americans and to request that work be stopped, diverted, or slowed if such sites or objects are identified within the direct impact area. In consultation with the City and its archaeological representative, a Native American representative will be provided with the opportunity to recommend appropriate treatment of such sites or objects. The City will retain the final authority to make all such decisions.

3.2 CHAPTER 1, INTRODUCTION

The following changes are hereby made to the last paragraph on page 1-3:

The Sacramento Local Agency Formation Commission (LAFCo) has authority over annexation applications and will use their independent judgement in reviewing and certifying this SEIR. It is anticipated that LAFCo will rely on the original 2019 SOIA EIR and this SEIR as it considers changes in public agency organization, including phased annexation of the Project site into the City of Elk Grove, and detachments from CSA No. 1 (Street Lighting) and CSA No. 11 (Supplemental Police), along with annexation into Sacramento Area Sewer District (SASD) and Sacramento ~~County~~ Regional County Sanitation District (Regional San).

3.3 CHAPTER 2, PROJECT DESCRIPTION

The following changes are hereby made to the third paragraph on page 2-15:

There are two existing points of connection to the existing SASD system immediately adjacent to, or within the Project site: a 12-inch pipeline on the north side of Grant Line Road ~~near the end of Waterman Court~~ at the intersection of Waterman Road and Grant Line Road, and an 18-inch pipeline stubbed just east of the UPRR along the western border of the Project site (see Exhibit 2-10).

The following changes are hereby made to the fourth paragraph on page 2-15:

From the SASD sewer pipelines, wastewater would be conveyed through larger sewer interceptors owned and operated by the Sacramento Regional County Sanitation District (~~SRCS~~Regional San) to the Sacramento Regional Wastewater Treatment Plant located northwest of Elk Grove. No improvements are necessary to the interceptor system or the Regional Wastewater Treatment Plant in order to accommodate the Project.

The following changes are hereby made to the third paragraph on page 2-17:

The location of on-site infrastructure would be planned in consultation with SMUD and the location of infrastructure would be identified in the final project design. As part of the Project approval process, the City and/or project applicants for future development would be required to consult with SMUD regarding the extension and locations of on-site infrastructure. SMUD has indicated that up to two substations, and electrical infrastructure along Mosher Road, Grant Line Road, and Waterman Road, could be required (Spitzer, pers. Comm., 2020).

The following changes are hereby made to the third paragraph on page 2-21:

The Sacramento Local Agency Formation Commission (LAFCo) will rely on the original 2019 SOIA EIR and this SEIR as it considers changes in public agency organization, including phased annexation of the Project site into the City of Elk Grove, and detachments from CSA No. 1 (Street Lighting) and CSA No. 11 (Supplemental Police), along with annexation into Sacramento Area Sewer District (SASD) and Sacramento ~~County~~ Regional County Sanitation District (Regional San).

3.4 CHAPTER 3, ENVIRONMENTAL IMPACT ANALYSIS

The following language is hereby added at the beginning of Mitigation Measure 3.6-2a on page 3.6-6:

To minimize the potential for destruction of or damage to existing or previously undiscovered burials, and archaeological and tribal cultural resources, and to identify any such resources at the earliest possible time during project-related earthmoving activities, the following measures will be implemented:

The following language is hereby added to Mitigation Measure 3.6-2a on page 3.6-6:

- “The City shall notify the Wilton Rancheria a minimum of 14 days prior to the start of ground-disturbing activities at the project site for which a City permit has been issued (e.g., grading permit, demolition permit). Native American monitors from the Wilton Rancheria will be invited to monitor the vegetation grubbing, stripping, grading or other ground-disturbing activities in the project area to determine the presence or absence of any Native American cultural resources, beginning on the date upon which the City indicates that ground-disturbing activities will start.”

The following revisions are hereby made to the second bullet point of Mitigation Measure 3.6-2c on page 3.6-8:

- Avoidance and preservation in place is the preferred manner of mitigating impacts to Tribal Cultural Resources and may be accomplished by several means, such as planning construction to avoid tribal cultural resources, archaeological sites, and/or other resources; incorporating sites within parks, green-space, or other open space areas; covering archaeological sites; and deeding a site to a permanent conservation easement. If any elements of the on-site development or the off-site drainage improvements will impact an archaeological site, including those determined to be a Tribal Cultural Resource, and avoidance is not a feasible option, a qualified archaeologist, in consultation with traditionally and culturally affiliated California Native American tribes, shall evaluate the eligibility of the site for listing in the California Register of Historical Resources. If the archaeological site is found to be a historical resource as per CEQA Guidelines Section 15064.5 (a)(3), the qualified archaeologist shall recommend further mitigative treatment, which could include preservation in place or data recovery. If the archaeological site is found to be a Tribal Cultural Resource, recommendations for avoidance of cultural resources will be reviewed by the City as the CEQA lead agency and culturally affiliated Native American Tribes, in light of factors such as costs, logistics, feasibility, design, technology and social, cultural and environmental considerations, and the extent to which avoidance is consistent with project objectives. The City will retain the final authority to make all such decisions.”

The following language is hereby added to Mitigation Measure 3.6-2c on page 3.6-8:

- If a Tribal Cultural Resource is identified and avoidance is determined by the City to be feasible, the construction contractor(s), with the City’s archaeologist and Native American monitors from culturally affiliated Native American Tribes present will install protective fencing along an area that is 20 feet outside of the site boundary, before construction restarts. The construction contractor(s) will maintain the protective fencing throughout construction to avoid the site during all remaining phases of construction. The area will be demarcated as an “Environmentally Sensitive Area.” Native American representatives from culturally affiliated Native American Tribes and the City and its archaeologist will also consult to develop measures for long-term management of the resource and routine operation and maintenance within culturally sensitive areas that retain resource integrity, including tribal cultural integrity, and including Native American archaeological material, and Traditional Cultural Properties. The need for temporary and permanent forms of protective fencing will be determined in consultation with the City, the City’s archaeologist, and Native American representatives from culturally affiliated Native American Tribes.

The following language is hereby added to Mitigation Measure 3.6-2c on page 3.6-8:

- In consultation with the City and its archaeological representative, Native American representatives and Native American monitors will be provided with the opportunity to identify sites or objects of significance to Native Americans and to request that work be stopped, diverted, or slowed if such sites or objects are identified within the direct impact area. In consultation with the City and its archaeological representative, a Native American representative will be provided with the opportunity to recommend appropriate treatment of such sites or objects. The City will retain the final authority to make all such decisions.

The following change is hereby made to the fourth paragraph on page 3-15.1:

As reported in the 2019 SOIA EIR, utilities and service systems would be provided to future development by the Sacramento County Water Agency (SCWA), the Sacramento Area Sewer District (SASD) (formerly known as County Sanitation District-1), and Sacramento Regional County Sanitation District (SRCSDR~~Regional San~~).

The following change is hereby made to the first paragraph under the heading “Sacramento Regional County Sanitation District” on page 3.15-6:

SRCSD is responsible for collection by interceptors (sanitary sewers that are designed to carry flows in excess of 10 million gallons per day [mgd]) and for wastewater treatment in Sacramento County. The This District owns, operates, and is responsible for the collection, trunk, and interceptor sewer systems throughout Sacramento County, as well as the Sacramento Regional Wastewater Treatment Plant (SRWTP) located west of Elk Grove.

The following change is hereby made to the first paragraph under the heading “Sacramento Regional Wastewater Treatment Plant” on page 3.15-6:

Wastewater flows collected from SRCSD interceptors are ultimately transported into the SRWTP. The SRWTP is located west of Elk Grove and is owned and managed by SRCSD. Currently, the SRWTP has a National Pollutant Discharge Elimination System (NPDES) permit issued by the Central Valley Regional Water Quality Control Board (RWQCB) for discharge of up to 181 mgd average dry-weather flow of treated effluent into the Sacramento River. ~~The SRWTP has the potential for expansion to 218~~

~~mgd.~~ As of 2019, the SRWTP receives and treats an average of 115 mgd each day and the SRWTP discharge constituents are below permitted discharge limits specified in the NPDES permit (SRCSD 2019).

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