

APPENDIX E

MITIGATION MONITORING AND REPORTING PROGRAM

**MITIGATION MONITORING AND REPORTING PROGRAM – GUARD DOG OF HESPERIA SELF-STORAGE AND RV PARKING
EXPANSION PROJECT**

Mitigation Measure	Enforcement and Monitoring Responsibility	Timing/ Implementation	Verification (Date and Initials)
BIOLOGICAL RESOURCES			
Mitigation Measure BIO-1: Vegetation clearing and ground disturbance shall be prohibited during the migratory bird nesting season (February 1 through September 15), unless a migratory bird nesting survey is completed in accordance with the following requirements: a. A migratory bird nesting survey of the Project’s impact footprint, including suitable habitat within a 500-foot radius, shall be conducted by a qualified biologist within three (3) days prior to initiating vegetation clearing or ground disturbance. b. A copy of the migratory bird nesting survey results shall be provided to the City of Hesperia. If the survey identifies the presence of active nests, then the qualified biologist shall provide the City with a copy of maps showing the location of all nests and an appropriate buffer zone around each nest sufficient to protect the nest from direct and indirect impact. The size and location of all buffer zones, if required, shall be subject to review and approval by the City and shall be no less than a 100-foot radius around the nest for non-raptors and no more than a 500-foot radius around the nest for raptors. The nests and buffer zones shall be field checked weekly by a qualified biological monitor. The approved buffer zone shall be marked in the field with construction fencing, within which no vegetation clearing or ground disturbance shall commence until the qualified biologist and the City verify that the nests are no longer occupied and juvenile birds can survive independently from the nests.	City of Hesperia Development Services Department, Planning Department; Construction Contractor	Within three (3) days prior to site disturbance	
Mitigation Measure BIO-2: Within 30 days prior to grading, a qualified biologist shall conduct a survey of suitable habitat on site and make a determination regarding the presence or absence of the burrowing owl. The determination shall be documented in a report and shall be submitted, reviewed, and accepted by the City of Hesperia prior to the issuance of a grading permit and subject to the following provisions: a. In the event that the pre-construction survey identifies no burrowing owls on the property, a grading permit may be issued without restriction. b. In the event that the pre-construction survey identifies the presence of at least one individual burrowing owl, then prior to the issuance of a grading permit and prior to the commencement of ground-disturbing activities on the property, the qualified biologist shall passively or actively relocate any burrowing owls. Passive relocation, including the required use of one-way	City of Hesperia Development Services Department, Planning Department; Construction Contractor	Within thirty (30) days prior to site disturbance	

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doors to exclude owls from the site and the collapsing of burrows, will occur if the biologist determines that the proximity and availability of alternate habitat is suitable for successful passive relocation. Passive relocation shall follow CDFW relocation protocol and shall only occur between September 15 and February 1. If proximate alternate habitat is not present as determined by the biologist, active relocation shall follow CDFW relocation protocol. The biologist shall confirm in writing that the species has fledged the site or been relocated prior to the issuance of a grading permit.			
Mitigation Measure BIO-3: Removal of any living or dead western Joshua tree is prohibited by the CDFW due to the species being listed as “candidate threatened”. Any attempt to remove or relocate western Joshua tree will require the application and approval of an Incidental Take Permit (ITP).	City of Hesperia Development Services Department, Planning Department; Construction Contractor	Prior to the removal of any living or dead western Joshua tree	
CULTURAL RESOURCES			
Mitigation Measure CUL-1: In the event that cultural resources are discovered during Project activities, all work in the immediate vicinity of the find (within a 60-foot buffer) shall cease and a qualified archaeologist meeting Secretary of Interior standards shall be hired to assess the find. Work on the other portions of the Project outside of the buffered area may continue during this assessment period. Additionally, the Yuhaaviatam of San Manuel Nation Cultural Resources Department (YSMN) shall be contacted, as detailed within Mitigation Measure TCR-1 , regarding any pre-contact and/or historic-era finds and be provided information after the archaeologist makes his/her initial assessment of the nature of the find, so as to provide Tribal input with regards to significance and treatment.	City of Hesperia Development Services Department, Planning Department; Construction Contractor; Consulting Archaeologist	Immediately upon discovery	
Mitigation Measure CUL-2: If significant pre-contact and/or historic-era cultural resources, as defined by CEQA (as amended, 2015), are discovered and avoidance cannot be ensured, the archaeologist shall develop a Monitoring and Treatment Plan, the drafts of which shall be provided to YSMN for review and comment, as detailed within Mitigation Measure TCR-1 . The archaeologist shall monitor the remainder of the Project and implement that Plan accordingly.	City of Hesperia Development Services Department, Planning Department; Construction Contractor; Consulting Archaeologist	Immediately upon discovery	

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CULTURAL RESOURCES (cont.)			
Mitigation Measure CUL-3: If human remains or funerary objects are encountered during any activities associated with the Project, work in the immediate vicinity (within a 100-foot buffer of the find) shall cease and the County Coroner shall be contacted pursuant to State Health and Safety Code §7050.5 and that code enforced for the duration of the Project.	City of Hesperia Development Services Department, Planning Department; County Coroner	Immediately upon discovery	
GEOLOGY AND SOILS			
Mitigation Measure GEO-1: In the event a paleontological resources or other geologically sensitive resources (such as fossils or fossil formations) are identified during any phase of Project-related work, regardless of depth of work or location, work shall be halted within 30 feet of the find and a qualified paleontologist shall be notified immediately so that an assessment of its potential significance can be undertaken. If determined to be significant, the fossil shall be collected from the field. The paleontologist may also make recommendations regarding additional mitigation measures, such as paleontological monitoring. The paleontologist shall notify the appropriate representative at the City of Hesperia Planning Department who shall coordinate with the paleontologist as to any necessary investigation of the find. If scientifically significant paleontological resources are collected, a report of findings shall be prepared to document the collection. This measure shall be implemented to the satisfaction of the City of Hesperia Planning Department.	City of Hesperia Development Services Department, Planning Department; Construction Contractor; Consulting Paleontologist	Immediately upon discovery	
TRIBAL CULTURAL RESOURCES			
Mitigation Measure TCR-1: The Yuhaaviatam of San Manuel Nation Cultural Resources Department (YSMN) shall be contacted, as detailed in Mitigation Measure CUL-1 , of any pre-contact and/or historic-era cultural resources discovered during Project implementation, and be provided information regarding the nature of the find, so as to provide Tribal input with regards to significance and treatment. Should the find be deemed significant, as defined by CEQA (as amended, 2015), a cultural resources Monitoring and Treatment Plan shall be created by the archaeologist, in coordination with YSMN, and all subsequent finds shall be subject to this Plan. This Plan shall allow for a monitor to be present that represents YSMN for the remainder of the Project, should YSMN elect to place a monitor on-site.	City of Hesperia Development Services Department, Planning Department; Consulting Archaeologist	Immediately upon discovery	

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TRIBAL CULTURAL RESOURCES (cont.)			
Mitigation Measure TCR-2: Any and all archaeological/cultural documents created as part of the Project (isolate records, site records, survey reports, testing reports, etc.) shall be supplied to the applicant and Lead Agency for dissemination to YSMN. The Lead Agency and/or applicant shall, in good faith, consult with YSMN throughout the life of the Project.	City of Hesperia Development Services Department, Planning Department; Consulting Archaeologist	On-going	