

Mitigation Monitoring and Reporting Program

CEQA requires that a reporting or monitoring program be adopted for the conditions of project approval that are necessary to mitigate or avoid significant effects on the environment (Public Resources Code 21081.6). This mitigation monitoring and reporting program is designed to ensure compliance with adopted mitigation measures during project implementation. For each mitigation measure recommended in the Final Initial Study-Mitigated Negative Declaration (Final IS-MND), specifications are made herein that identify the action required and the monitoring that must occur. In addition, a responsible agency is identified for verifying compliance with individual conditions of approval contained in this Mitigation Monitoring and Reporting Program.

City of Goleta
 Old Town Sidewalk Improvement Project

Mitigation Measure/ Condition of Approval	Action Required	Monitoring Timing	Monitoring Frequency	Responsible Agency	Compliance Verification		
					Initial	Date	Comments
BIOLOGICAL RESOURCES							
BIO-1: Nesting Birds							
<p>To avoid direct and indirect impacts to nesting birds, all construction activities, including grading and vegetation clearing, should be conducted outside of the bird breeding season (generally defined as February 1 - August 31) to the extent feasible. If the nesting season for birds is avoided, no other mitigation is required. If the nesting season cannot be avoided, an initial breeding and nesting bird survey shall be conducted by a qualified avian biologist no more than 14 days prior to the initiation of land clearing activities. The project site including the construction footprint and a 100-foot buffer will be surveyed. If an active nest (i.e., occupied with eggs or nestlings) is found, all construction work will be conducted outside of the buffer zone which will be determined by a qualified biologist in the field. The buffer area(s) shall be off-limits to all construction personnel and equipment until the adults and young are no longer reliant on the nest site. A qualified biologist shall confirm that breeding/nesting is completed and young have fledged the nest prior to the removal of the buffer. Encroachment into the buffer shall be conducted at the discretion of the qualified biologist. Plan Requirements and Timing: The City must verify that construction and grading, including tree removal, is occurring outside the nesting season, or that nesting bird and raptor surveys have been conducted, and buffer requirements specified above are in place (if applicable). Monitoring: The City shall conduct periodic site inspections to ensure compliance throughout the construction period.</p>	<p>Verify that the schedule for construction (including tree removal) is outside of the breeding season or that nesting bird and raptor surveys have been conducted.</p>	<p>Prior to issuance of a grading permit.</p>	<p>Once.</p>	<p>City of Goleta Public Works Department</p>			
	<p>Site inspect and verify that the conditions in the measure are implemented throughout construction.</p>	<p>Periodically throughout construction.</p>	<p>Periodically throughout construction.</p>				

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BIO-2: Old San Jose Creek Setback Buffer							
<p>A 100-foot setback buffer shall be established around Old San Jose Creek. A City qualified biologist may adjust the buffer, as appropriate, if necessary to complete construction. Additionally, the following measures will be implemented:</p> <ul style="list-style-type: none"> Any material/spoils from project activities shall be located away from potential jurisdictional areas or sensitive habitat and protected from storm water run-off using temporary perimeter sediment barriers such as berms, silt fences, fiber rolls, covers, sand/gravel bags, and straw bale barriers, as appropriate. Materials shall be stored on impervious surfaces or plastic ground covers to prevent any spills or leakage from contaminating the ground and generally at least 100 feet from potentially jurisdictional waters. Any spillage of material shall be stopped if it can be done safely. The contaminated area will be cleaned and any contaminated materials properly disposed of. For all spills the project foreman or other designated liaison will notify the project’s biologist. <p>Plan Requirements and Timing: Prior to the start of construction, the City shall establish a 100-foot buffer, or buffer determined by a City qualified biologist, from Old San Jose Creek.</p> <p>Monitoring: The City shall conduct periodic site inspections to ensure compliance with the established buffer throughout the construction period.</p>	<p>Verify the establishment of the specified distance buffer area.</p> <p>Site inspect to verify compliance with applicable requirements throughout construction.</p>	<p>Prior to issuance of a grading permit.</p> <p>Periodically throughout construction.</p>	<p>Once.</p> <p>Periodically throughout construction.</p>	<p>City of Goleta Public Works Department</p>			

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CULTURAL RESOURCES							
CR-1: Cultural Resources Monitoring							
In order to reduce impacts, cultural resources monitoring shall be implemented for the project. Plan Requirements: The City shall retain a qualified archaeologist, defined as an archaeologist who meets the Secretary of the Interior’s Professional Qualifications Standards for archaeology (NPS 1983), to carry out all mitigation measures related to archaeological and historical resources. This archaeologist shall work with the City and local Native American representatives to develop formal protocols for archaeological monitoring. Timing/Monitoring: An archaeologist and Native American monitor shall be present to monitor all initial ground disturbing activities associated with the project, including but not limited to, sidewalk removal, the relocation of utilities, and any excavation required for the installation of storm drains, etc. If, during initial ground disturbance, the monitors determine that the ground disturbing activities have little or no potential to impact cultural resources, the qualified archaeologist may recommend that monitoring may be reduced or eliminated. This decision will be made in consultation with the qualified archaeologist, Native American monitor, and the City. The final decision to reduce or eliminate monitoring will be at the discretion of the City.	Verify that a qualified archaeologist and Native American monitor have been retained to ensure applicable requirements are implemented.	Prior to issuance of a grading permit.	Once.	City of Goleta Public Works Department			

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CR-2: Unanticipated Discovery of Human Remains							
<p>The discovery of human remains is always a possibility during ground disturbing activities.</p> <p>Plan Requirements/Timing/Monitoring: If human remains are found, the State of California Health and Safety Code Section 7050.5 states that no further disturbance shall occur until the County coroner has made a determination of origin and disposition pursuant to Public Resources Code Section 5097.98. In the event of an unanticipated discovery of human remains, the County coroner must be notified immediately. If the human remains are determined to be prehistoric, the coroner will notify the Native American Heritage Commission (NAHC), which will determine and notify a most likely descendant (MLD). The MLD shall complete the inspection of the site within 48 hours of notification and may recommend scientific removal and nondestructive analysis of human remains and items associated with Native American burials.</p>	<p>If human remain are found, ensure that the all ground disturbing activities are halted, that the County coroner is notified, and the procedures in the mitigation measure are implemented.</p>	<p>Conditional; if remains are found.</p>	<p>Conditional; if remains are found.</p>	<p>City of Goleta Public Works Department</p>			
HAZARDS AND HAZARDOUS MATERIALS							
HAZ-1: Soil Sampling and Disposal							
<p>For construction activities near the Potential Recognized Environmental Concerns (RECs), prior to the issuance of any construction related permits, a soil assessment shall be completed under the supervision of a professional geologist or professional engineer. If soil sampling indicates the presence of any contaminant in quantities not in compliance with applicable laws, the Regional Water Quality Control Board (RWQCB) or Department of Toxic Substances Control (DTSC) shall be contacted to determine</p>	<p>Verify that soil sampling and any necessary remediation are conducted.</p>	<p>Prior to the issuance of any construction related permits for construction activities near RECs.</p>	<p>Once for each activity near a REC.</p>	<p>City of Goleta Public Works Department</p>			

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<p>proper disposal. Requirements: Prior to the commencement of site construction, the following shall be performed: an assessment of air resource impacts and health impacts associated with excavation activities, transportation impacts from the removal activities, and risk of upset management practices shall be employed if an accident occurs on or off the site. Monitoring: The Director of Public Works shall ensure that the soil sampling is completed prior to the issuance of the related permits. No monitoring is required during construction with this mitigation measure.</p>							
<p>HAZ-2: Contaminated Soil Contingency Plan</p>							
<p>Prior to the issuance of any construction permits, for construction activities near the Potential Recognized Environmental Concerns (RECs), the City shall either provide proof that the soil in the area is not contaminated, or shall develop and implement a Contaminated Soil Contingency Plan to handle treatment and/or disposal of contaminated soils. If contaminated soil is encountered during project construction, work shall halt and an assessment made to determine the extent of contamination. Treatment and/or disposal of contaminated soils shall be conducted in accordance with the Contingency Plan. Plan Requirements: The plan and completion remediation shall be certified by the County of Santa Barbara Public Health Department. Timing: Shall be completed prior to issuance of construction permits on the site. Monitoring: The City of Goleta shall monitor the site during construction to ensure contaminated soils (if present) are disposed of properly.</p>	<p>Verify that soil sampling and any necessary remediation are conducted.</p> <p>If previously unknown contamination is found during construction, verify that work is halted and soil sampling and any necessary remediation are conducted prior to re-initiation of work.</p>	<p>Prior to issuance of any construction permits for construction activities near RECs.</p> <p>Conditional; if contamination is found and periodically throughout construction activities.</p>	<p>Once for each activity near a REC.</p> <p>Conditional; if contamination is found and periodically throughout construction activities.</p>	<p>City of Goleta Public Works Department</p>			

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HYDROLOGY AND WATER QUALITY							
HYD-1: Stormwater and Runoff Detention and Treatment							
<p>Prior to issuance of permits, the applicant shall submit a hydrology plan for the project that would ensure that runoff from the area would be the same or less than current conditions once the project is complete. Requirements: The plan shall include detention and/or infiltration basins, pervious paving, or other methods approved by the City. The plan shall also include calculations of flow that show that the runoff is not increased by the project and that it would not adversely impact the stormwater infrastructure in the area. All of these methods that are included in the hydrology plan that is approved by the City shall be included on all plans submitted for approval. Monitoring: The City of Goleta shall monitor the new methods constructed and ensure that the methods are properly installed and that the future amounts of stormwater and run off are similar or less than existing conditions.</p>	<p>Verify that a hydrology study is completed, and review to ensure that runoff from the area is the same or less than current conditions once the project would be complete.</p>	<p>Prior to issuance of related grading permit.</p>	<p>Once.</p>	<p>City of Goleta Public Works Department</p>			
	<p>Site inspect the area to ensure that methods outlined in the hydrology plan are implemented.</p>	<p>Periodically throughout construction activities.</p>	<p>Periodically throughout construction activities.</p>				
TRIBAL CULTURAL RESOURCES							
CR-1: Tribal Cultural Resources							

See Mitigation Measures CR-1 and CR-2.

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