APPENDIX A

Notice of Preparation

Perris Dam Emergency Release Facility Project

Scoping Report

Introduction

The Department of Water Resources (DWR) is the Lead Agency for the proposed Perris Dam Emergency Release Facility Project. The Perris Dam is located within the Lake Perris State Recreation Area (SRA), 15 miles south of the City of Riverside in Riverside County. The dam and lake are owned and operated by DWR, in cooperation with the Metropolitan Water District of Southern California (MWD). The Perris Dam's original and current design has an emergency release peak flow capacity of 3,800 cubic feet per second (cfs), which allows the water to form its own overland channel, and would result in an inundation area of 715 acres below the dam. Over time, however, the areas downstream of Perris Dam have become developed with residential land uses that could be affected should an emergency release be needed.

The purpose of the proposed project is to upgrade the existing release structure and construct new release facilities to convey emergency flows from Lake Perris to the Perris Valley Channel in the event of an emergency drawdown. The conveyance facilities would convey the water from the emergency release structure westward to the Perris Valley Channel. Water released from the emergency release structure would flow overland across the Lake Perris SRA property. The released water would be controlled by a proposed levee system (Lake Perris SRA Segment), conveyed to a channel across the Lake Perris Fairgrounds (Fairgrounds Segment), and finally conveyed in a channel north of Ramona Expressway to the Perris Valley Channel (Western Segment).

Notice of Preparation and Notice of Availability

The Notice of Preparation (NOP) was prepared by Environmental Science Associates (ESA) pursuant to the California Environmental Quality Act (CEQA), to notify interested parties that the Department of Water Resources will be preparing an Environmental Impact Report (EIR) to evaluate potential environmental impacts of the Perris Dam Remediation Project (see **Attachment 1**).

The NOP contains a description of the facilities associated with the Perris Dam Remediation Project, a summary of the probable environmental effects of the project to be addressed in the EIR, and maps showing the project location and a cross section of the Dam. The NOP provides the public and interested public agencies with the opportunity to review the proposed project and to provide comments or concerns on the scope and content of the environmental review document including: the range of actions; alternatives; mitigation measures, and significant effects to be analyzed in depth in the EIR.

The NOP was mailed to approximately 170 interested parties, including local, state, and federal agencies; news publications; and other groups or individuals who had previously expressed interest in the project. A Notice of Completion (NOC) was also prepared by DWR and submitted to the State Clearinghouse (see **Attachment 2**). Copies of the NOP were made available for public review at the Riverside County Library, Perris Branch, and the DWR web site: http://www.perrisdam.water.ca.gov/.

Scoping Period

The 30-day project scoping period, which began with the distribution of the NOP, remained open from September 9, 2013 through October 9, 2013. During the scoping period, the DWR held a scoping meeting. The meeting was held on September 19, 6:00 P.M. at Harrison Hall, Lake Perris Fairgrounds (18700 Lake Perris Drive, Perris, CA 92571). DWR also placed display ads for the scoping meetings in the *Press Enterprise* on September 9, 2013.

At the scoping meeting, DWR staff and ESA presented the proposed action (see **Attachment 3**). Following the presentation, meeting participants were invited to provide comments on the project. Participant questions and comments were recorded on a whiteboard, and comment cards were also available for participants to fill out at the meeting or to send in at a later date. The sign-in sheet and comment cards from the public scoping meeting can be found in **Attachment 4**.

Comments

During the scoping period, the Department of Water Resources received 13 comments on the proposed project via mail, fax, or e-mail (see **Attachment 5**). Verbal comments were also received during the scoping meeting (see **Attachment 6**). A matrix summarizing the comments received via mail, fax, or e-mail can be found in **Attachment 7**.

The next formal opportunity for public comments will be associated with the release of the Draft Environmental Impact Report.

Contents of this Report

This Scoping Report contains documents pertinent to the scoping process. The following items are included:

Attachment 1: Notice of Preparation
Attachment 2: Notice of Completion
Attachment 3: Scoping Meeting Presentation
Attachment 4: Scoping Meeting Sign-in Sheet
Attachment 5: Comment Letters Received by October 9, 2013
Attachment 6: Scoping Meeting Comments
Attachment 7: Matrix of Comments

ATTACHMENT 1

Notice of Preparation

FILED
RIVERSIDE COUNTY
SEP 09 2013
LARRY W. WARD, CLERK
By M. Meyer
Deputy

NOTICE OF PREPARATION

DWR Perris Dam Emergency Release Facility Project EIR

COUNTY CLERK
Neg Declaration/Ntc Determination
Filed per P.R.C. 21152
POSTED
SEP 09 2013
Approved:
By:
Dept.
County of Riverside, State of California

To: Calif. Office of Planning and Research
Responsible and Trustee Agencies
Other Interested Parties

Subject: Notice of Preparation of Environmental Impact Report

Project: Perris Dam Emergency Release Facility

Lead Agency: Department of Water Resources

Date: September 9, 2013

This Notice of Preparation (NOP) has been prepared to notify agencies and interested parties that the Department of Water Resources (DWR) as the Lead Agency is beginning preparation of an Environmental Impact Report (EIR) pursuant to the California Environmental Quality Act (CEQA) for the proposed Perris Dam Emergency Release Facility Project (proposed project). The proposed project is located 15 miles south of the City of Riverside. A portion of the project is located in unincorporated Riverside County and a portion of the project is located in the City of Perris. The proposed project includes construction improvements that would allow DWR to safely convey water released from Lake Perris in the event of an emergency by diverting the flow path away from residential and commercial development and towards the Perris Valley Channel.

DWR is soliciting the input from interested persons and agencies to assist in the development of the scope and content of the environmental information to be studied in the EIR. In accordance with CEQA, agencies are requested to review the project description provided in this NOP and provide comments on environmental issues related to the statutory responsibilities of the agency. The EIR will be used by DWR when considering approval of the proposed project.

In accordance with CEQA, comments to the NOP must be received by DWR no later than 30 days after publication of this notice. We request that comments to this NOP be received no later than October 9, 2013.

PROJECT LOCATION

DWR operates the State Water Project (SWP), which supplies water to 29 contracting agencies across the State. The SWP includes an extensive system of aqueducts and pipelines that convey water from the Feather River and Sacramento River watersheds through the Central Valley into its terminus at Lake Perris in Riverside County (**Figure 1**). The proposed project is approximately 15 miles south of the City of Riverside. The proposed project is located in unincorporated western Riverside County and the City of Perris. A majority of the proposed project is located within the boundaries of the Lake Perris State Recreation Area (SRA).

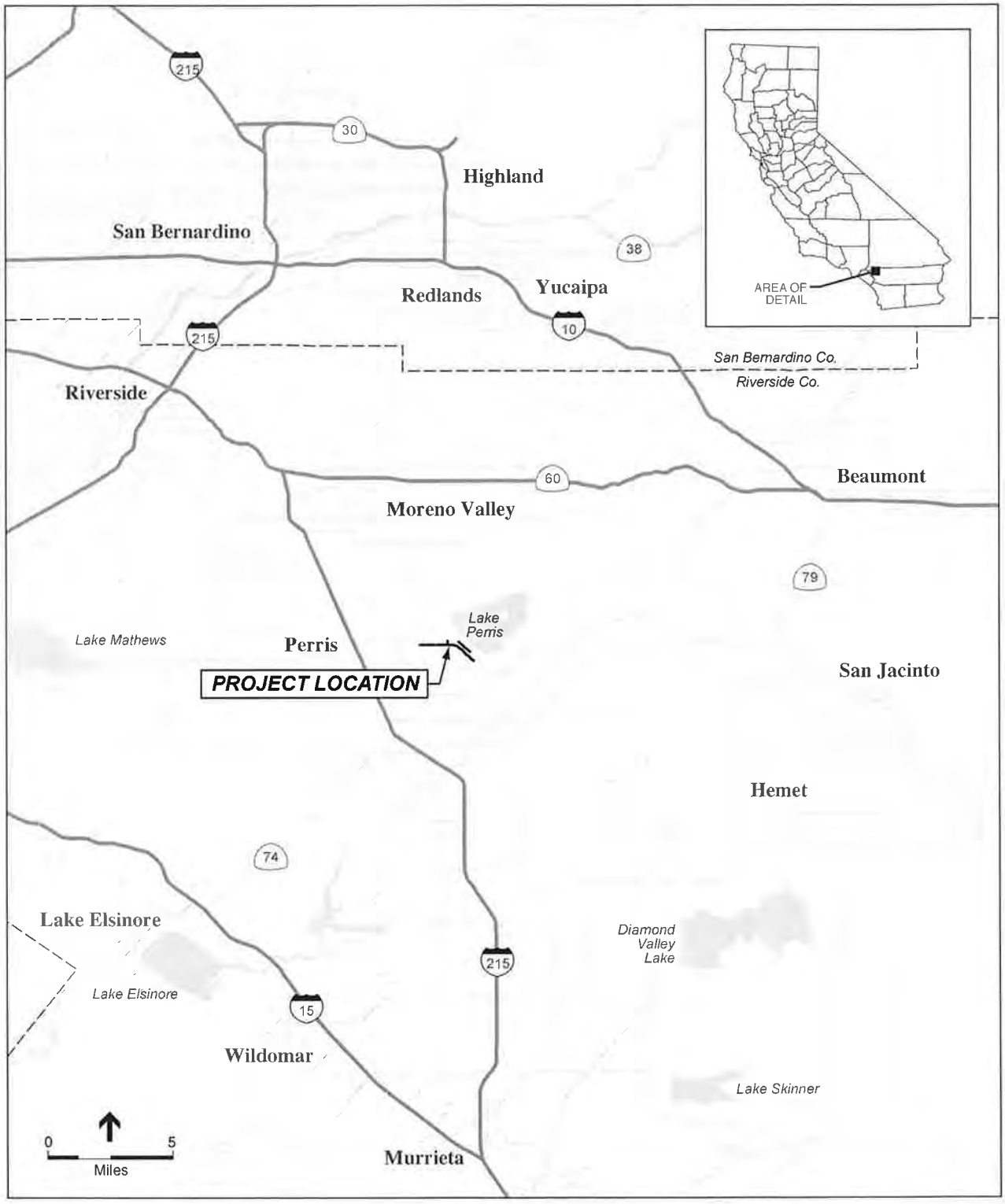
PROJECT BACKGROUND

When Perris Dam was initially constructed, there was little development between the dam and the Perris Valley Channel. The dam's emergency release facility was designed and constructed to release up to 3,800 cubic feet per second (cfs) of water downstream of the dam, allowing the water to form its own overland channel, resulting in a maximum inundation area of 2,700 acres. Over time, the areas downstream of the dam were developed with residential land uses that could be affected should an emergency release be needed. The existing emergency outlet structure consists of a rectangular pipe (12 feet by 6 feet), slide gate, and bulkhead, capable of releasing a maximum of 3,800 cfs of water in case of dam failure requiring an emergency release. The new Emergency Release Facility (ERF) would be sized to accommodate up to 3,800 cfs which is the current emergency drawdown capacity requirement set by the California Division of Safety of Dams (DSOD) for Lake Perris. The potential for dam failure is extremely remote, however, as currently designed, water released from the dam in an emergency could flood downstream residents because there is no conveyance structure to contain or direct the emergency flows.

DWR certified the Perris Dam Remediation Program Final EIR in November 2011 that covered three components: the dam remediation, the outlet tower replacement, and an emergency outlet extension. The emergency outlet extension component provided a similar function to the proposed ERF. Due to public comments received during the scoping period, and because a new emergency outlet was not required to address the independent concerns of seismic safety that gave rise to the Dam Remediation Program, DWR did not certify the emergency outlet extension component of the EIR and committed to evaluate the outlet in a subsequent CEQA analysis. The proposed project is the revised alternative.

PROJECT DESCRIPTION

DWR is proposing to modify the existing valve and control system, and to construct an emergency release facility that would convey up to 3,800 cfs of water from the Perris Dam over State-owned land to the Perris Valley Channel, if failure was imminent or if there were a significant threat of failure.



SOURCE: Riverside County, 2013

Perris Dam Emergency Release Facility . 120083.02

Figure 1
Regional Location Map

Biological Resources

The EIR will evaluate the potential impact of the proposed project on sensitive species and habitats of special concern. The Lake Perris SRA is designated as public/quasi-public land within the Western Riverside County Multi-Species Habitat Conservation Plan (MSHCP) and is located within Core H of the Stephens' Kangaroo Rat Habitat Conservation Plan (SKR HCP). The EIR will evaluate the consistency of the proposed project with the MSHCP, SKR HCP, Riverside County General Plan, local ordinances, and state and federal regulations.

The proposed project area is located adjacent to existing Los Angeles pocket mouse (*Perognathus longimembris brevinasus*) and Stephens' kangaroo rat (*Dipodomys stephensii*) habitat. The EIR will evaluate the potential impact of the proposed project on sensitive species and their associated habitat. The proposed project will be designed to be consistent with the MSHCP and SKR HCP requirements. If it is determined that the project will have significant impacts to biological resources, mitigation measures will be identified to reduce the impacts to less than significant where feasible.

Cultural Resources

A 2007 archival search identified 22 previously recorded sites within 0.5-miles of the proposed project site. Excavation for the proposed project could uncover previously unknown archaeological or paleontological resources. Other historic resources may exist in the area. The EIR will assess the potential effects of the proposed project on cultural resources in the project vicinity. If it is determined that the project will have significant impacts to cultural resources, mitigation measures will be identified to reduce the impacts to less than significant where feasible.

Geology and Soils

The proposed project is located in a seismically active region. Construction associated with the ERF will be subject to potential seismic hazards including soil liquefaction associated with ground shaking. In addition, construction activities could expose soils to increased erosion. The EIR will summarize previous geologic and engineering studies that evaluated seismic and geologic hazards in the project area, and will also evaluate construction impacts to soils and unique geologic features in the region. If it is determined that the project will have significant impacts to due to geology or soils, mitigation measures will be identified to reduce the impacts to less than significant where feasible.

Greenhouse Gases

Construction of the proposed project would emit greenhouse gases from construction equipment exhaust, construction workers' commutes, and material hauling. The EIR will evaluate the contribution of construction activity greenhouse gas emissions to global climate change. The EIR will evaluate the proposed project's consistency with DWR's Greenhouse Gas Emissions Reduction Plan. If it is determined that the project will have

recreational opportunities, mitigation measures will be identified to reduce the impacts to less than significant where feasible.

Traffic and Transportation

Construction of the proposed project is estimated to take two years, and could temporarily increase traffic, due to lane closures, worker commute and material deliveries. Development of the proposed project would be required to cross three roadways to the north of Ramona Expressway: Evans Road, Lake Perris Drive, and Avalon Parkway, and could include full or partial road closures. In addition, an entrance to the Fairgrounds off Ramona Expressway would also be impacted temporarily by the proposed project. The EIR will evaluate the impact of the proposed project on traffic and circulation at the project site and potential hazardous design features. If it is determined that the project will have significant impacts to traffic and transportation, mitigation measures will be identified to reduce the impacts to less than significant where feasible.

Utilities and Service Systems

The proposed project will result in new water conveyance system which may impact existing storm water drainage facilities. The proposed project may also have temporary impacts to local utility distribution systems. The EIR will assess impacts to local utilities and service systems. If it is determined that the project will have significant impacts to utilities and service systems, mitigation measures will be identified to reduce the impacts to less than significant where feasible.

ATTACHMENT 2

Notice of Completion

Notice of Completion & Environmental Document Transmittal

Appendix C

For U.S. Mail: State Clearinghouse, P.O. Box 3044, Sacramento, CA 95812-3044
For Hand Delivery/Street Address: 1400 Tenth Street, Sacramento, CA 95814

SCH #

Project Title:
Perris Dam Emergency Release Facility Project

Lead Agency: Department of Water Resources
Contact Person: Joe Barron
Street Address: 1416 9th Street
Phone: (916) 653-6271
City: Sacramento
Zip: 95814
County: Sacramento

Project Location:
County: Riverside
City/Nearest Community: Perris
Cross Streets: Ramona Expressway and Lake Perris Drive
Zip code: 92571
Assessor's Parcel No. ____ Section: ____ Twp: ____ Range: ____ Base: ____
Within 2 miles: State Hwy#: 215 Waterways: Perris Storm Drain
Airports: March AFB Railways: ____ Schools: ____

Document Type:

CEQA:
- ☒ NOP
- ☐ Early Cons
- ☐ Neg Dec
- ☐ Mit Neg Dec
- ☐ Draft EIR
- ☐ Supplement to EIR
- ☐ Subsequent EIR
- ☐ Other: ____

NEPA:
- ☐ NOI
- ☐ EA
- ☐ Draft EIS
- ☐ FONSI

Other:
- ☐ Joint Document
- ☐ Final Document
- ☐ Other: ____

Local Action Type:
- ☐ General Plan Update
- ☐ General Plan Amendment
- ☐ General Plan Element
- ☐ Community Plan
- ☐ Specific Plan
- ☐ Master Plan
- ☐ Planned Unit Development
- ☐ Site Plan
- ☐ Rezone
- ☐ Prezone
- ☐ Use Permit
- ☐ Land Division (Subdivision, etc.)
- ☐ Annexation
- ☐ Redevelopment
- ☐ Coastal Permit
- ☒ Other: Dam Release Upgrade

Development Type:
- ☐ Residential: *Units* ____ *Acres* ____
- ☐ Office: *Sq.ft.* ____ *Acres* ____ *Employees* ____
- ☐ Commercial: *Sq.ft.* ____ *Acres* ____ *Employees* ____
- ☐ Industrial: *Sq.ft.* ____ *Acres* ____ *Employees* ____
- ☐ Educational ____
- ☐ Recreational ____

Total Acres: (approx.) ____

- ☒ Water Facilities: *Type* Dam *MGD* ____
- ☐ Transportation: *Type* ____
- ☐ Mining: *Mineral* ____
- ☐ Power: *Type* ____ *MW* ____
- ☐ Waste Treatment: *Type* ____ *MGD* ____
- ☐ Hazardous Waste: *Type* ____
- ☐ Other: ____

Project Issues That May Have A Significant Or Potentially Significant Impact:
- ☒ Aesthetic/Visual
- ☐ Agricultural Land
- ☒ Air Quality
- ☒ Archeological/Historical
- ☒ Biological Resources
- ☐ Coastal Zone
- ☒ Drainage/Absorption
- ☐ Economic/Jobs
- ☐ Fiscal
- ☒ Flood Plain/Flooding
- ☐ Forest Land/Fire Hazard
- ☒ Geologic/Seismic
- ☐ Minerals
- ☒ Noise
- ☒ Population/Housing Balance
- ☒ Public Services/Facilities
- ☒ Recreation/Parks
- ☐ Schools/Universities
- ☐ Septic Systems
- ☐ Sewer Capacity
- ☒ Soil Erosion/Compaction/Grading
- ☒ Solid Waste
- ☒ Toxic/Hazardous
- ☒ Traffic/Circulation
- ☒ Vegetation
- ☒ Water Quality
- ☒ Water Supply/Groundwater
- ☒ Wetland/Riparian
- ☐ Growth Inducement
- ☒ Land Use
- ☒ Cumulative Effects
- ☐ Other: ____

Present Land Use/Zoning/General Plan Designation: Public/Quasi Public - State Recreation Area

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

The DWR is proposing to modify the existing control system, and to construct an emergency release facility that would convey an emergency release of up to 3,800 cfs of water from the Perris Dam over State-owned land to the Perris Valley Channel, in the event of dam failure.

NOTE: 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.

Revised 2004

Reviewing Agencies Checklist *Appendix C*
continued

Lead Agencies may recommend State Clearinghouse distribution by marking agencies below.

X	Air Resources Board		Office of Emergency Services
	Boating & Waterways, Department of	X	Office of Historic Preservation
	California Highway Patrol	X	Parks & Recreation
	Caltrans District #		Pesticide Regulation, Department of
	Caltrans Division of Aeronautics		Public Utilities Commission
X	Caltrans Planning		Reclamation Board
	Coachella Valley Mountains Conservancy	X	Regional WQCB # 8
	Coastal Commission	X	Resources Agency
	Colorado River Board Commission		S.F. Bay Conservation & Development
X	Conservation, Department of		San Gabriel & Lower Los Angeles Rivers & Mountains Conservancy
	Corrections, Department of		San Joaquin River Conservancy
	Delta Protection Commission		Santa Monica Mountains Conservancy
	Education, Department of	X	State Lands Commission
	Office of Public School Construction		SWRCB: Clean Water Grants
	Energy Commission		SWRCB: Water Quality
X	Fish & Game Region # 6		SWRCB: Water Rights
	Food & Agriculture, Department of		Tahoe Regional Planning Agency
	Forestry & Fire Protection		Toxic Substances Control, Department of
	General Services, Department of		Water Resources, Department of
	Health Services, Department of		
	Housing & Community Development		
	Integrated Waste Management Board		Other:
X	Native American Heritage Commission		Other:

Local Public Review Period (to be filled in by lead agency)

Starting Date September 9, 2013 Ending Date October 9, 2013

Lead Agency (Complete if applicable):

Consulting Firm: ESA

Address: 626 Wilshire Boulevard, Suite 1100

City/State/Zip: Los Angeles, CA 90017

Contact: Tom Barnes

Phone: (213) 599-4300

Applicant: Department of Water Resources

Address: 1416 9th Street

City/State/Zip: Sacramento, CA 95814

Phone: (916) 653-6271

Signature of Lead Agency Representative: _____ Date: _____

Authority cited: Sections 21083 and 21087, Public Resources Code. Reference: Section 21161, Public Resources Code.

ATTACHMENT 3

Scoping Meeting Presentation

PERRIS DAM REMEDIATION PROGRAM
EMERGENCY RELEASE FACILITY

Scoping Meeting

September 19, 2013

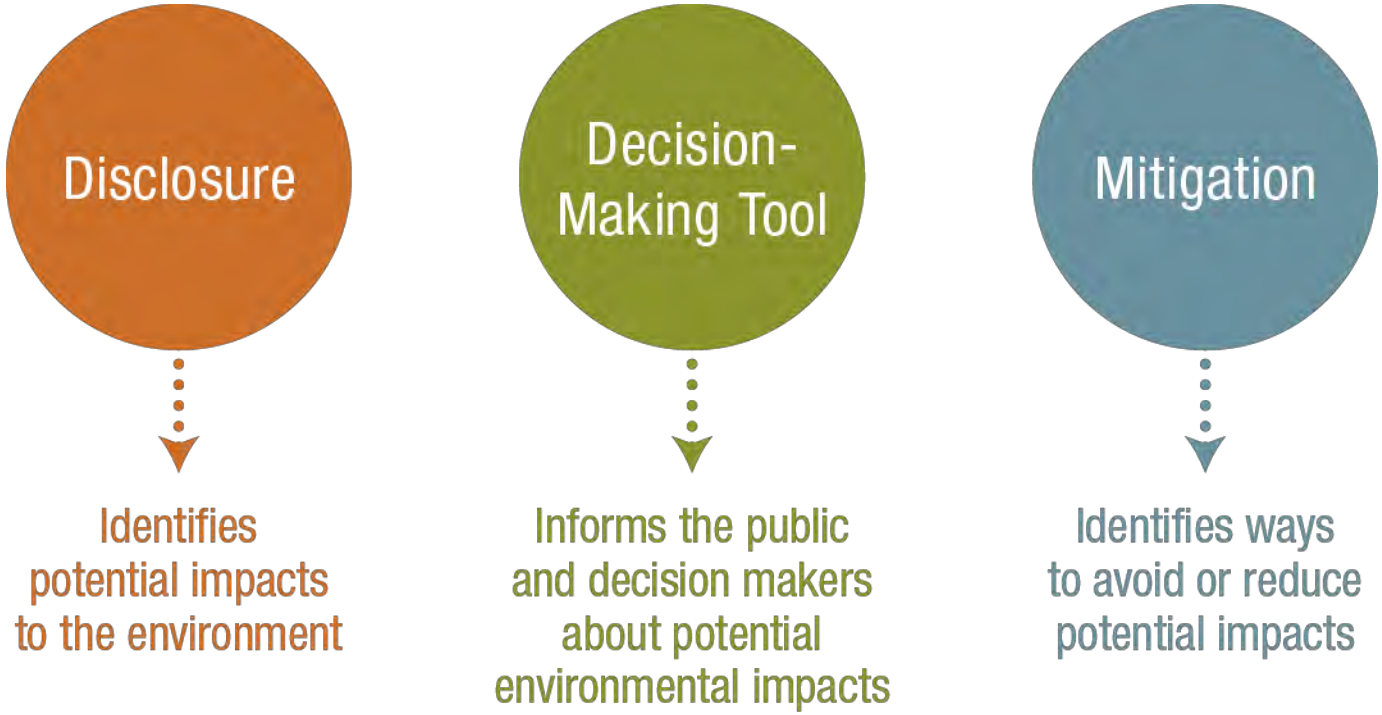
Purpose

Obtain input from the public and agencies on the environmental issues to be evaluated in the Environmental Impact Report (EIR) for the Perris Dam Emergency Release Facility.

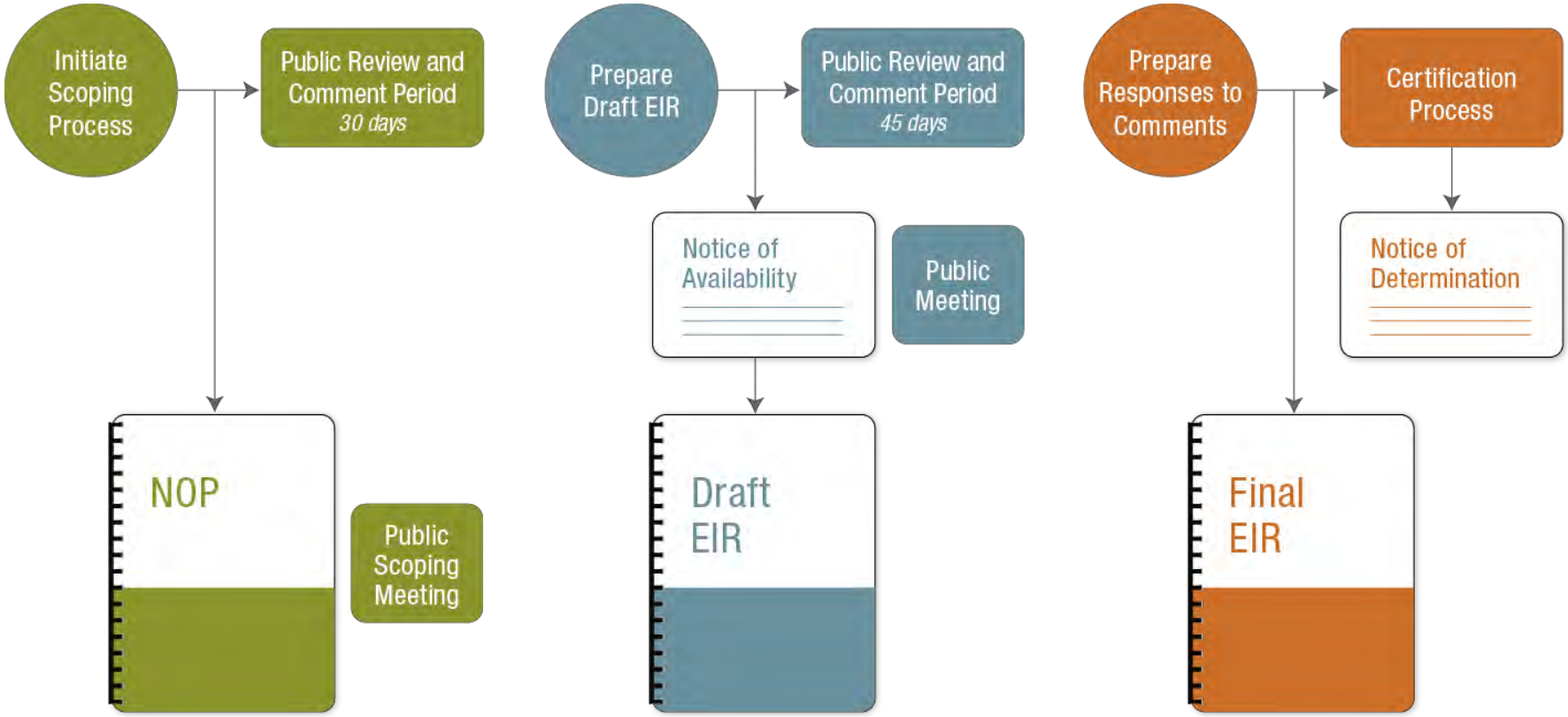
Agenda

- California Environmental Quality Act (CEQA) Environmental Impact Report (EIR) Process
- Project Background
- Project Description
- EIR and Environmental Issues
- Public Comments

The CEQA Process



EIR Process


Initiate Scoping Process
Public Review and Comment Period
30 days
NOP
Public Scoping Meeting
Prepare Draft EIR
Public Review and Comment Period
45 days
Notice of Availability
Public Meeting
Draft EIR
Prepare Responses to Comments
Certification Process
Notice of Determination
Final EIR

State Water Project and Lake Perris

Project Background

- In 2005, DWR completed a geotechnical investigation and seismic assessment of Perris Dam and concluded that a portion of the dam foundation was prone to liquefaction during a "Maximum Credible Earthquake" event.
- As a safety precaution, the reservoir was immediately drawn down 25 feet and the environmental process initiated for the Dam Remediation Program. The reservoir's water surface elevation remains restricted to 25 feet below the maximum operating level.

Previous EIR Certified in 2011

- Dam Remediation
  - Seismically upgrade the dam foundation
  - Return the reservoir to the maximum operating elevation
- Outlet Tower Replacement
  - Seismically upgrade the existing outlet tower within the reservoir by constructing a new outlet tower

Emergency Release Facility

- Previously certified EIR included an “Emergency Outlet Extension,” which provided a similar function to the ERF, but this component was not certified
  - Following the initial EIR public review period, DWR determined further evaluation of the emergency release component was needed
  - The proposed project is the result of the re-evaluation

Project Objectives

- Enhance public safety and limit the property impacts resulting from an emergency release
- Provide cost-effective infrastructure for the implementation of safe emergency drawdown that directs the release over State-owned property
- Minimize risks associated with seismic hazards
- Minimize environmental impacts

Project Description

1. Existing Release Structure Upgrade
2. Conveyance Structure
   - Lake Perris State Recreation Area Segment
   - Lake Perris Fairgrounds Segment
   - Perris Valley Channel Segment

Proposed Project

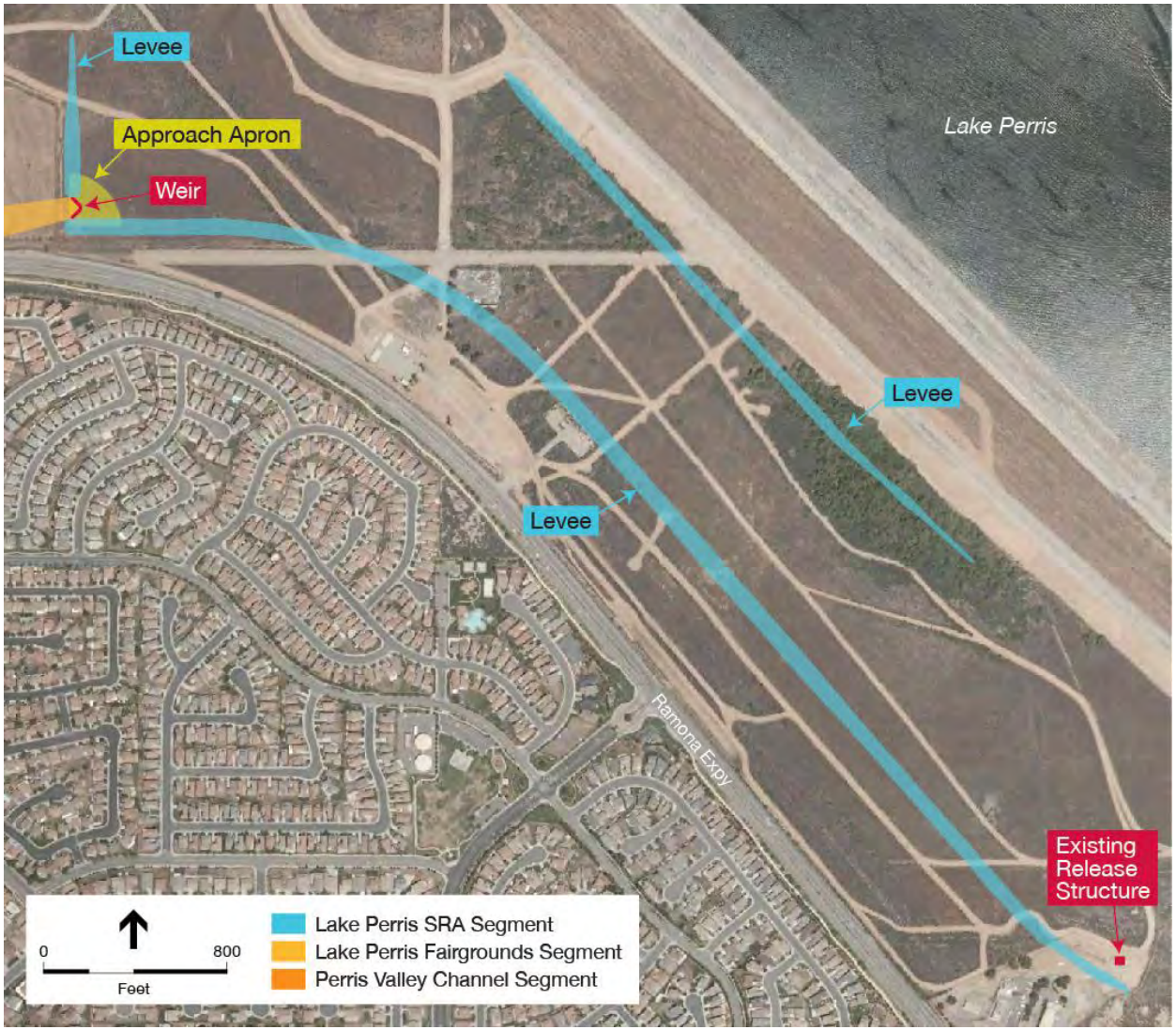
Upgrade Existing Release Structure

- Use existing slide gate
- Add redundancy by replacing the existing bulkhead with a new gate
- Reconfigure control systems to operate the two gates
- Upgrade structure for the new gates and controls
- Build an energy dissipation structure

Lake Perris SRA Segment

- Construct three levees to direct and contain flow from the release structure
- Construct an approach apron and weir structure to control outflow to Lake Perris Fairgrounds Segment

Lake Perris SRA Segment



Lake Perris Fairgrounds Segment

- Construct new 2,700’-long channel or concrete-lined chute
- Construct two bridges or box culverts
  - Avalon Parkway and Lake Perris Drive, will experience temporary, partial closure during construction
- Maintain access to the SRA and Fairgrounds

Lake Perris Fairgrounds Segment

Perris Valley Channel Segment

- Construct a new 2,500’ unlined channel
  - Construct within existing DWR right-of-way
- Construct 1 bridge or box culvert at Evans Road
  - Temporary, partial closure during construction
- Construct a weir or culvert to connect to the Perris Valley Channel

Perris Valley Channel Segment

Environmental Resources to be Evaluated

- Aesthetics
- Air Quality and Global Warming
- Biological Resources
- Cultural Resources
- Geology and Soils
- Hazards and Hazardous Materials
- Hydrology and Water Quality
- Land Use
- Noise and Light
- Population and Housing
- Recreation
- Traffic and Transportation

Other CEQA Requirements

- Alternatives Analysis
- Cumulative Impact Assessment

NOP Comment Period

- NOP Comment Period ends October 9, 2013

  Submit Comments to:

  CA Department of Water Resources
  c/o Tom Barnes, ESA
  626 Wilshire Boulevard, Suite 1100
  Los Angeles, CA 90017

- NOP available online at:

http://www.perrisdam.water.ca.gov/

- The NOP can be found at:

  Riverside County Library – Perris Branch
  163 E. San Jacinto, Perris

Public Comments

ATTACHMENT 4

Scoping Meeting Sign-in Sheet

Sign-in Sheet

Scoping Meeting
September 19, 2013

Department of Water Resources
Perris Dam Emergency Release Facility
Harrison Hall, Lake Perris Fairgrounds

The signing, registering, or completion of this document is voluntary. All persons may attend this meeting regardless of whether they sign, register, or complete this document.

Name: Ric Olalde
Affiliation/Organization: Kleinfelder
Address: 3880 Lemon St.
Riverside, CA
Email: ROlalde@kleinfelder.com
Do you want future notices regarding this project? ☐ yes ☐ no

Name: Don Kazarian
Affiliation/Organization: OVAL ENTERTAINMENT, LLC
Address: 18700 LAKE PERRIS DR.
PERRIS, CA. 92571
Email: PASAQUANAN@AOL.COM
Do you want future notices regarding this project? ☐ yes ☐ no

Name: Cindy Caruso
Affiliation/Organization: 46th DAA
Address: 18700 Lake Perris Dr.
Perris, Ca 92571
Email: horseplace@socalfair.com
Do you want future notices regarding this project? ☒ yes ☐ no

Name: Tom Paulek
Affiliation/Organization: Citizen
Address: P.O. Box 4036
Idyllwild, CA 92549
Email: atpaul44@earthlink.net
Do you want future notices regarding this project? ☒ yes ☐ no

Name: Peter Surowski
Affiliation/Organization: Press-Enterprise
Address:
Email: pswrowski@pe.com
Do you want future notices regarding this project? ☒ yes ☐ no

Name: Louie Tavaglione
Affiliation/Organization: So Cal Fair
Address: 2117 Monroe
Riverside, CA. 92504
Email:
Do you want future notices regarding this project? ☒ yes ☐ no

Name: Caroline Johnson
Affiliation/Organization: So Cal Fair
Address: 17176 Via Los Caballeros
Riverside, CA. 92504
Email: Ewan2Go@AOL.com
Do you want future notices regarding this project? ☐ yes ☐ no

Name:
Affiliation/Organization:
Address:
Email:
Do you want future notices regarding this project? ☐ yes ☐ no

Sign-in Sheet

Scoping Meeting
September 19, 2013

Department of Water Resources
Perris Dam Emergency Release Facility
Harrison Hall, Lake Perris Fairgrounds

The signing, registering, or completion of this document is voluntary. All persons may attend this meeting regardless of whether they sign, register, or complete this document.

Name: Susan Nash
Affiliation/Organization: Friends of the Northern San Jacinto Valley
Address: PO Box 4268
Idyllwild, CA 92549
Email:
Do you want future notices regarding this project? ☒ yes ☐ no

Name:
Affiliation/Organization:
Address:
Email:
Do you want future notices regarding this project? ☐ yes ☐ no

Name: Susan Nash
Affiliation/Organization: self
Address: PO Box 4036
Idyllwild, CA 92549
Email:
Do you want future notices regarding this project? ☒ yes ☐ no

Name:
Affiliation/Organization:
Address:
Email:
Do you want future notices regarding this project? ☐ yes ☐ no

Name: Kenneth Phung
Affiliation/Organization: City of Perris
Address: 101 N. D Street
Perris, CA 92570
Email: Kphung@cityofperris.org
Do you want future notices regarding this project? ☒ yes ☐ no

Name:
Affiliation/Organization:
Address:
Email:
Do you want future notices regarding this project? ☐ yes ☐ no

Name: Maria Lopez
Affiliation/Organization: Southern Ca. Fair
Address: 18700 Lake Perris Dr.
Perris, Ca. 92571
Email: Socalfair@socalfair.com
Do you want future notices regarding this project? ☒ yes ☐ no

Name:
Affiliation/Organization:
Address:
Email:
Do you want future notices regarding this project? ☐ yes ☐ no

Sign-in Sheet

Scoping Meeting
September 19, 2013

Department of Water Resources
Perris Dam Emergency Release Facility
Harrison Hall, Lake Perris Fairgrounds

The signing, registering, or completion of this document is voluntary. All persons may attend this meeting regardless of whether they sign, register, or complete this document.

Name: Stu Peters
Affiliation/Organization: Star West MX
Address: 27121 Cordero Ln
Mission Viejo CA 92691
Email: SPcmcmx@AOL.Com
Do you want future notices regarding this project? ☐ *yes* ☐ *no*

Name:
Affiliation/Organization:
Address:
Email:
Do you want future notices regarding this project? ☐ *yes* ☐ *no*

Name: Colleen Muñoz
Affiliation/Organization: Southern California Fair
Address: 18700 Lake Perris Drive
Perris CA 92571
Email: Hr@socalfair.com
Do you want future notices regarding this project? ☐ *yes* ☐ *no*

Name:
Affiliation/Organization:
Address:
Email:
Do you want future notices regarding this project? ☐ *yes* ☐ *no*

Name: Marisa Yeager
Affiliation/Organization: So CA Fair
Address:
Email: marisayeager@gmail.com
Do you want future notices regarding this project? ☑ *yes* ☐ *no*

Name:
Affiliation/Organization:
Address:
Email:
Do you want future notices regarding this project? ☐ *yes* ☐ *no*

Name:
Affiliation/Organization:
Address:
Email:
Do you want future notices regarding this project? ☐ *yes* ☐ *no*

Name:
Affiliation/Organization:
Address:
Email:
Do you want future notices regarding this project? ☐ *yes* ☐ *no*

Sign-in Sheet

Scoping Meeting
September 19, 2013

Department of Water Resources
Perris Dam Emergency Release Facility
Harrison Hall, Lake Perris Fairgrounds

The signing, registering, or completion of this document is voluntary. All persons may attend this meeting regardless of whether they sign, register, or complete this document.

Name: Sherrie Johnson
Affiliation/Organization: SoCal Fair
Address: 18700 Lake Perris Dr.
Perris, CA 92571
Email: Info@SoCalFair.com
Do you want future notices regarding this project? ☒ *yes* ☐ *no*

Name:
Affiliation/Organization:
Address:
Email:
Do you want future notices regarding this project? ☐ *yes* ☐ *no*

Name: JOHN ROWE
Affiliation/Organization: CA STATE PARKS
Address:
Email: JOHN.ROWE@PARKS.CA.GOV
Do you want future notices regarding this project? ☒ *yes* ☐ *no*

Name:
Affiliation/Organization:
Address:
Email:
Do you want future notices regarding this project? ☐ *yes* ☐ *no*

Name: MARK HUDGENS
Affiliation/Organization: CA STATE PARKS
Address:
Email: Mark.hudgens@parks.ca.gov
Do you want future notices regarding this project? ☒ *yes* ☐ *no*

Name:
Affiliation/Organization:
Address:
Email:
Do you want future notices regarding this project? ☐ *yes* ☐ *no*

Name:
Affiliation/Organization:
Address:
Email:
Do you want future notices regarding this project? ☐ *yes* ☐ *no*

Name:
Affiliation/Organization:
Address:
Email:
Do you want future notices regarding this project? ☐ *yes* ☐ *no*

ATTACHMENT 5

Comment Letters Received by October 9, 2013

DEPARTMENT OF TRANSPORTATION
DISTRICT 8
PLANNING (MS 1221)
464 WEST 4th STREET, 6th Floor
SAN BERNARDINO, CA 92401-1400
PHONE (909) 383-4557
FAX (909) 383-6890
TTY (909) 383-6300
www.dot.ca.gov/dist8

Flex your power!
Be energy efficient!

September 16, 2013

California Department of Water Resources
c/o Tom Barnes, ESA
626 Wilshire Boulevard, Ste. 1100
Los Angeles, CA 90017

Notice of Prepartion: Perris Dam Emergency Release Facility (Riv 215 PM R29.53)

Mr. Barnes,

The proposed construction of the water transmission pipeline may have traffic impact to I-215. The applicant should address the number of truck trips per day pertinent to delivering the equipment and materials, and the traffic impact from workers during the construction phase. The plans shall be prepared in accordance with Caltrans's Manual of Traffic Controls for Construction and Maintenance Work Zones.

As the owner and operator of the State Highway System (SHS), it is our responsibility to coordinate and consult with local jurisdictions when proposed development may impact our facilities. As the responsible agency under the California Environmental Quality Act (CEQA), it is also our responsibility to make recommendations to offset associated impacts with the proposed project. Although the project is under the jurisdiction of the City of Perris due to the Project's potential impact to State facilities it is also subject to the policies and regulations that govern the SHS.

We appreciate the opportunity to offer comments concerning this project. If you have any questions regarding this letter, please contact Talvin Dennis at (909) 383-6908 or myself at (909) 383-4557 for assistance.

Sincerely,

DANIEL KOPULSKY
Office Chief
Community and Regional Planning

From: Susan Nash [mailto:snash22@earthlink.net]
Sent: Tuesday, September 17, 2013 9:04 AM
To: Tom Barnes
Cc: Tom Paulek
Subject: Lake Perris Dam september 19 NOP meeting

http://www.water.ca.gov/lakeperris/public_process.cfm

I am requesting a transcript of this public meeting under the public records act. Please notify me of the costs.

Please send me copies of all published public notices regarding this meeting.

Please send me your list of individual notices sent out. I was on that list at one time, but have received nothing about this meeting.

Sue Nash

Susan Nash
P.O. Box 4036
Idyllwild CA 92549
909-228-6710
snash22@earthlink.net

From: "Adelson, Mark@Waterboards" <Mark.Adelson@waterboards.ca.gov>
To: Tom Barnes <TBarnes@ESASSOC.COM>
Cc: "Robertson, Glenn@Waterboards" <Glenn.Robertson@waterboards.ca.gov>
Sent: Thu, Sep 19, 2013 23:00:47 GMT+00:00
Subject: NOP for DWR Perris Dam Emergency Release Facility

Mr. Barnes-

Staff of the RWQCB, Santa Ana Region, would like to comment in response to the subject Notice of Preparation (NOP).

There is a vegetated area approximately 400 feet wide and 1600 feet long adjacent to the central part of the toe of the Perris Dam's southern arm. We believe that studies for DWR's Dam Remediation Program reported that this cluster of vegetation met the criteria to be a wetlands. The hydrology supporting the vegetation has been reported to be seepage under the dam. The proposed project, shown on figure 2 of the NOP, appears to include a levee running part way through this area of vegetation. Can this impact be avoided by lengthening or raising the project's other levees?

The environmental analysis for the project should address whether this vegetated area is, or is not, a wetland, by citing a current jurisdictional delineation of this feature. If it is determined that the area is a wetland subject to the jurisdiction of the US Army Corps of Engineers, a RWQCB-issued Clean Water Act section 401 water quality standards certification will be needed before discharge of dredged or fill material to the area can be authorized. Construction needed to connect the proposed emergency release channel into the Perris Valley Channel will also likely be within USACOE jurisdiction and also subject to a 401 certification.

If it is concluded that the wetland is isolated, and therefore not subject to USACOE, the RWQCB should be consulted about how best to authorize the discharge of fill into the wetland with waste discharge requirements. It would be the RWQCB's intent to authorize the discharge of fill for both the levee and the channel connection in a single permitting action. In either event, appropriate mitigation for impacts to the aquatic and riparian resources of the wetland and channel should be identified in the environmental documents.

Please contact me or Glenn Robertson of this office with any questions.

Mark G. Adelson
Senior Environmental Scientist
RWQCB Santa Ana Region
951.782.3234

3737 Main Street, Suite 500
Riverside, CA 92407

South Coast
Air Quality Management District
21865 Copley Drive, Diamond Bar, CA 91765-4178
(909) 396-2000 • www.aqmd.gov

September 24, 2013

Tom Barnes, ESA
California Department of Water Resources
626 Wilshire Boulevard, Ste. 1100
Los Angeles, CA 90017

Notice of Preparation of a CEQA Document for the
Perris Dam Emergency Release Facility Project

The South Coast Air Quality Management District (SCAQMD) staff appreciates the opportunity to comment on the above-mentioned document. The SCAQMD staff's comments are recommendations regarding the analysis of potential air quality impacts from the proposed project that should be included in the draft CEQA document. Please send the SCAQMD a copy of the Draft EIR upon its completion. Note that copies of the Draft EIR that are submitted to the State Clearinghouse are not forwarded to the SCAQMD. Please forward a copy of the Draft EIR directly to SCAQMD at the address in our letterhead. **In addition, please send with the draft EIR all appendices or technical documents related to the air quality and greenhouse gas analyses and electronic versions of all air quality modeling and health risk assessment files. These include original emission calculation spreadsheets and modeling files (not Adobe PDF files). Without all files and supporting air quality documentation, the SCAQMD will be unable to complete its review of the air quality analysis in a timely manner. Any delays in providing all supporting air quality documentation will require additional time for review beyond the end of the comment period.**

Air Quality Analysis
The SCAQMD adopted its California Environmental Quality Act (CEQA) Air Quality Handbook in 1993 to assist other public agencies with the preparation of air quality analyses. The SCAQMD recommends that the Lead Agency use this Handbook as guidance when preparing its air quality analysis. Copies of the Handbook are available from the SCAQMD's Subscription Services Department by calling (909) 396-3720. More recent guidance developed since this Handbook was published is also available on SCAQMD's website here: www.aqmd.gov/ceqa/hdbk.html. SCAQMD staff also recommends that the lead agency use the CalEEMod land use emissions software. This software has recently been updated to incorporate up-to-date state and locally approved emission factors and methodologies for estimating pollutant emissions from typical land use development. CalEEMod is the only software model maintained by the California Air Pollution Control Officers Association (CAPCOA) and replaces the now outdated URBEMIS. This model is available free of charge at: www.caleemod.com.

The Lead Agency should identify any potential adverse air quality impacts that could occur from all phases of the project and all air pollutant sources related to the project. Air quality impacts from both construction (including demolition, if any) and operations should be calculated. Construction-related air quality impacts typically include, but are not limited to, emissions from the use of heavy-duty equipment from grading, earth-loading/unloading, paving, architectural coatings, off-road mobile sources (e.g., heavy-duty construction equipment) and on-road mobile sources (e.g., construction worker vehicle trips, material transport trips). Operation-related air quality impacts may include, but are not limited to, emissions from stationary sources (e.g., boilers), area sources (e.g., solvents and coatings), and vehicular trips (e.g., on- and off-road tailpipe emissions and entrained dust). Air quality impacts from indirect sources, that is, sources that generate or attract vehicular trips should be included in the analysis.

The SCAQMD has also developed both regional and localized significance thresholds. The SCAQMD staff requests that the lead agency quantify criteria pollutant emissions and compare the results to the recommended regional significance thresholds found here: http://www.aqmd.gov/ceqa/handbook/signthres.pdf. In addition to analyzing regional air quality impacts, the SCAQMD staff recommends calculating localized air quality impacts and comparing the results to localized significance thresholds (LSTs). LST's can be used in addition to the recommended regional significance thresholds as a second indication of air quality impacts when preparing a CEQA document. Therefore, when preparing the air quality analysis for the proposed project, it is recommended that the lead agency perform a

localized analysis by either using the LSTs developed by the SCAQMD or performing dispersion modeling as necessary. Guidance for performing a localized air quality analysis can be found at: http://www.aqmd.gov/ceqa/handbook/LST/LST.html.

In the event that the proposed project generates or attracts vehicular trips, especially heavy-duty diesel-fueled vehicles, it is recommended that the lead agency perform a mobile source health risk assessment. Guidance for performing a mobile source health risk assessment ("*Health Risk Assessment Guidance for Analyzing Cancer Risk from Mobile Source Diesel Idling Emissions for CEQA Air Quality Analysis*") can be found at: http://www.aqmd.gov/ceqa/handbook/mobile_toxic/mobile_toxic.html. An analysis of all toxic air contaminant impacts due to the use of equipment potentially generating such air pollutants should also be included.

In addition, guidance on siting incompatible land uses (such as placing homes near freeways) can be found in the California Air Resources Board's *Air Quality and Land Use Handbook: A Community Perspective*, which can be found at the following internet address: http://www.arb.ca.gov/ch/handbook.pdf. CARB's Land Use Handbook is a general reference guide for evaluating and reducing air pollution impacts associated with new projects that go through the land use decision-making process.

Mitigation Measures

In the event that the project generates significant adverse air quality impacts, CEQA requires that all feasible mitigation measures that go beyond what is required by law be utilized during project construction and operation to minimize or eliminate these impacts. Pursuant to state CEQA Guidelines §15126.4 (a)(1)(D), any impacts resulting from mitigation measures must also be discussed. Several resources are available to assist the Lead Agency with identifying possible mitigation measures for the project, including:

- Chapter 11 of the SCAQMD *CEQA Air Quality Handbook*
- SCAQMD's CEQA web pages at: www.aqmd.gov/ceqa/handbook/mitigation/MM_intro.html
- CAPCOA's *Quantifying Greenhouse Gas Mitigation Measures* available here: http://www.capcoa.org/wp-content/uploads/2010/11/CAPCOA-Quantification-Report-9-14-Final.pdf.
- SCAQMD's Rule 403 – Fugitive Dust, and the Implementation Handbook for controlling construction-related emissions
- Other measures to reduce air quality impacts from land use projects can be found in the SCAQMD's Guidance Document for Addressing Air Quality Issues in General Plans and Local Planning. This document can be found at the following internet address: http://www.aqmd.gov/prdas/aqguide/aqguide.html.

Data Sources

SCAQMD rules and relevant air quality reports and data are available by calling the SCAQMD's Public Information Center at (909) 396-2039. Much of the information available through the Public Information Center is also available via the SCAQMD's webpage (http://www.aqmd.gov).

The SCAQMD staff is available to work with the Lead Agency to ensure that project emissions are accurately evaluated and mitigated where feasible. If you have any questions regarding this letter, please contact me at imacmillan@aqmd.gov or call me at (909) 396-3244.

Sincerely,

Ian MacMillan
Program Supervisor, CEQA Inter-Governmental Review
Planning, Rule Development & Area Sources

RVC130911-03
Control Number

Dale Till

From: Nicolle Ianelli Steiner
Sent: Tuesday, October 01, 2013 5:01 PM
To: Dale Till
Subject: FW: Lake Perris Dam Project and Rock Climbing at Big Rock

Follow Up Flag: Follow up
Flag Status: Flagged

Please file

Nicolle Ianelli Steiner
ESA | Water
818.703.8600

From: Tom Barnes
Sent: Tuesday, October 01, 2013 4:08 PM
To: Nicolle Ianelli Steiner; Danielle Griffith; Erickson, Christine@DWR
Subject: FW: Lake Perris Dam Project and Rock Climbing at Big Rock

---

From: Brian Cullen [mailto:brian@bcullenlaw.com]
Sent: Tuesday, October 01, 2013 4:01 PM
To: Tom Barnes
Cc: Natalie Orton; Alex Kutches; Jason Keith
Subject: Lake Perris Dam Project and Rock Climbing at Big Rock

Tom,

I wanted to touch base and make sure that the access to rock climbing at Big Rock is being carefully considered for the best alternatives to make the impact of the Lake Perris Dam remediation project "less than significant." Rock climbing has had a very long history in the state park and I as a active local climber have been asked to reach out to you to help make sure it is protected.

The principle concerns the climbing community has is access to Big Rock itself during the construction as it seems that a near 2 year shut down of climbing seems totally unnecessary during the project as the project does not actually effect the main cliff itself. There also is concern about the possibility of an access road being blasted through the old hiking trail which would destroy dozens of existing bouldering and sport climbing routes. Obviously this would be unacceptable and we would want to make sure that these issues are addressed appropriately in any EIR.

Please let me know if you need any further information or if there is a particular form or format you would like any comments related to the scope of the EIR to be received in.

Thanks for your attention and prompt response.

Brian Cullen

--

M. Brian Cullen
Law Offices of Brian Cullen, APC
290 North D St., Suite 901
San Bernardino, CA 92401
Ph: (909) 888-8800 Fax: (888) 977-2790

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Bev. Wilson Enterprises Inc.
18700 Lake perris Drive
Perris, Ca. 92571
(951) 722-4545

CA DWR
c/o Tom Barenes ESA
626 Wilshire Boulevard Suite #1100
Los Angeles, Ca. 90017

Dear Sir:

As a homeowner living directly across the street from the DWR proposed project, I can certainly appreciate the necessity of the project. However, as a business person who operates a facility within the Lake Perris State Recreational area, right next door to the motorcross facility, I am even more concerned regarding my ability to maintain my business and endure this project for two or more years.

Road closures to Lake Perris Drive and Avalon Parkway could eliminate my business which would of course impact the fairgrounds (parking fees, rent, beverage and food sales), vendors, and bands that participate in our events. This would total approximately one hundred or more workers.

It has taken us over fifteen years to grow our business. Our average show draws approximately 800 patrons, and a large event draws over 5,000 people. This proposal, over two years could completely destroy everything we have accomplished. I am sure that Lake Perris and the Fairgrounds will supply you with the number of visitors that use the facilities throughout the year. Any disruption of activities at Lake Perris SRA affects so many people – not just in Perris but in all the surrounding cities and communities.

It is my hope that if this project goes forward, adjustments would be made to save not only the Kangaroo Rat but the many businesses that financially support the fairground's ability to operate.

This is a big project, but it must include concessions and compromises so that it does not just accomplish one thing and damage or destroy so many others.

Respectfully,
Beverly Wilson
Beverly Wilson

Bw/ah

Cc: Lake Perris Fairgrounds

Susan Nash
Attorney at Law
P.O. Box 4036
Idyllwild CA 92549
snash22@earthlink.net
909-228-6710

October 3, 2013

California Department of Water Resources
c/o Tom Barnes, ESA
626 Wilshire Blvd., Ste. 1100
Los Angeles CA 90017
tbarnes@esassoc.com
213-599-4300

Re: Perris Dam Emergency Release Facility, Notice of Preparation of Environmental Impact Report

I, Susan Nash, on behalf of myself, Tom Paulek and the Friends of the Northern San Jacinto Valley ask that the following comments be included in the administrative record and responses to these comments be provided in the Final Environmental Impact Report. I object to this Project for the following reasons:

1. The original 2011 Final EIR for the Perris Dam Remediation, Outlet Tower Replacement, and Emergency Outlet Channel must be included in the FEIR for this Project. In addition, the 2011 FEIR for the Perris Dam Remediation must be returned to the DWR webpage titled Perris Dam Remediation Project from which it was wrongly removed within the last several months. The 2011 EIR is still in effect for both the dam remediation and the Outlet Tower replacement; therefore, the public must be able to access the document so that they can review the mitigation and the mitigation monitoring program contained in that document during the entire time the project is under completion and for the life of the dam.

2. I am again making a public records request for a CD of the recording that was made of the September 19, 2013, NOP meeting. In addition, I would like a certified transcript of that tape. Please let me know the costs of each and to whom I need to forward a check.

3. This project is an integral part of the 2011 EIR and is not a separate project.

4. The DEIR must include a complete discussion of how testimony before the legislature in May of 2013, and subsequent funding by the legislature influenced DWR's determination that neither the Emergency Outlet Channel nor the Emergency Outlet Tower replacement were necessary to help prevent or mitigate the loss of life and property should a seismic event damage the dam, the outlet tower and/or the emergency outlet.

5. I was only informed of the September 19, 2013, NOP meeting by a certified (signature required at the post office) by notice mailed to be and postmarked September 18, 2013, even though the NOP is dated September 9, 2013. I believe this was intentional to avoid having me at the meeting.

I request that I be sent timely notices of all actions regarding this Perris Dam Remediation Facility EIR via regular mail to my post office box *and* to my email address as follows: P.O. Box 4036, Idyllwild CA 92549; snash22@earthlink.net

Sincerely,

Susan Nash

Susan Nash

Attorney at Law

Protect America's Climbing

October 8, 2013

CA Department of Water Resources
c/o Tom Barnes, Environmental Science Associates
626 Wilshire Boulevard, Suite 1100
Los Angeles, CA 90017
Email: tbarnes@esassoc.com

RE: Perris Dam Seismic Remediation Project and Impacts to Recreational Climbing

We write to express concerns about the conservation of rock climbing resources during the Perris Dam Seismic Remediation Project.

The Access Fund

The Access Fund is the national advocacy organization that keeps U.S. climbing areas open and conserves the climbing environment. Founded in 1991, the Access Fund supports and represents over 2.3 million climbers nationwide in all forms of climbing: rock, ice, mountaineering, and bouldering. Six core programs support the mission on national and local levels: Climbing Management Policy, Local Support & Mobilization, Stewardship & Conservation, Land Acquisition & Protection, Risk Management & Landowner Support, and Education. California is our largest member state. The Access Fund has a long history of participation in California State management initiatives, and we welcome this additional opportunity to participate in the development of the Perris Dam Seismic Remediation Project. To learn more, visit www.accessfund.org.

Climbing at Big Rock

Big Rock is located in southern part of Lake Perris State Recreation Area. While other small developed slabs surround Big Rock, most of the routes are found on the main wall, containing about thirty routes. The rock quality is very good, and with the routes facing northwest it gets lots of afternoon sun, offers wintertime climbing and is a great place for beginners and novices. There is some bouldering around the base of the rock, with more still on the surrounding hillsides. Many legends of the sport have climbed at Big Rock.

Lake Perris Dam Project

The California Department of Water Resources (DWR) is currently working to remediate (seismically retrofit) the Lake Perris Dam facilities. DWR planners should ensure that the access to rock climbing at Big Rock is being carefully considered for the impact of the Lake Perris Dam remediation project to be "less than significant." Rock climbing has had a very long history in the state recreation area and many local and regional climbers have a strong interest in the protection of climbing opportunities at Big Rock.

The principle concerns the climbing community has is access to Big Rock itself during the construction; the proposed 2 year shut down of climbing seems totally unnecessary during the project as the project does not actually effect the main cliff itself. There also is concern about the possibility of an access road being blasted through the old hiking trail, which would destroy dozens of existing bouldering and sport climbing routes. Obviously this would be unacceptable and we urge you to address these issues appropriately in any environmental analysis.

* * *

Please let me know if you have any questions or request any further information from the Access Fund regarding how we may assist DWR in protecting and enhancing climbing opportunities at Big Rock.

Thanks for your attention to this important matter.

Sincerely,

Jason Keith
Senior Policy Advisor
The Access Fund

Cc: Southern California Mountaineers Association

PECHANGA CULTURAL RESOURCES
Temecula Band of Luiseño Mission Indians

Post Office. Box 2183 • Temecula, CA 92593
Telephone (951) 308-9295 • Fax (951) 506-9491

Chairperson:
Mary Bear Magee

Vice Chairperson:
Darlene Miranda

Committee Members:
Evie Gerber
Bridgett Barcello Maxwell
Richard B. Scearce, III
Germaine Arenas

Director:
Gary DuBois

Coordinator:
Paul Macarro

Cultural Analyst:
Anna Hoover

October 9, 2013

VIA E-MAIL and USPS

Mr. Tom Barnes, ESA
626 Wilshire Boulevard, Ste 1100
Los Angeles, CA 90017

Re: Pechanga Tribe Comments on the Notice of Preparation for an Environmental Impact Report on the DWR Lake Perris Dam Emergency Release Facility Project

Dear Mr. Barnes:

This comment letter is written on behalf of the Pechanga Band of Luiseño Indians (hereinafter, "the Tribe"), a federally recognized Indian tribe and sovereign government. The Tribe formally requests, pursuant to Public Resources Code §21092.2, to be notified and involved in the entire CEQA environmental review process for the duration of the above referenced project (the "Project"). Please add the Tribe to your distribution list(s) for public notices and circulation of all documents, including environmental review documents, archaeological reports, and all documents pertaining to this Project. The Tribe further requests to be directly notified of all public hearings and scheduled approvals concerning this Project. Please also incorporate these comments into the record of approval for this Project.

The Tribe submits these comments concerning the Project's potential impacts to cultural resources in conjunction with the environmental review of the Project and to assist the Department of Water Resources (DWR) in developing appropriate avoidance and preservation standards for cultural and archaeological resources that may be impacted by the proposed Project.

THE DEPARTMENT OF WATER RESOURCES MUST INCLUDE INVOLVEMENT OF AND CONSULTATION WITH THE PECHANGA TRIBE IN ITS ENVIRONMENTAL REVIEW PROCESS

It has been the intent of the Federal Government[1] and the State of California[2] that Indian

[1]See e.g., Executive Memorandum of April 29, 1994 on Government-to-Government Relations with Native American Tribal Governments, Executive Order of November 6, 2000 on Consultation and Coordination with Indian Tribal Governments, Executive Memorandum of September 23, 2004 on Government-to-Government Relationships with Tribal Governments, and Executive Memorandum of November 5, 2009 on Tribal Consultation.
[2] See California Public Resource Code §5097.9 et seq.; California Government Code §§65351, 65352.3 and 65352.4

tribes be consulted with regard to issues which impact cultural and spiritual resources, as well as other governmental concerns. The responsibility to consult with Indian tribes stems from the unique government-to-government relationship between the United States and Indian tribes. This arises when tribal interests are affected by the actions of governmental agencies and departments. In this case, it is undisputed that the project lies within the Pechanga Tribe's traditional territory. Therefore, in order to comply with CEQA and other applicable Federal and California law, it is imperative that the DWR consult with the Tribe in order to guarantee an adequate knowledge base for an appropriate evaluation of the Project effects, as well as generating adequate mitigation measures.

PECHANGA CULTURAL AFFILIATION TO PROJECT AREA

The Pechanga Tribe asserts that the Project area is part of Luiseño, and therefore the Tribe's, aboriginal territory as evidenced by the existence of Luiseño place names, *tóota yixélval* (rock art, pictographs, petroglyphs), and an extensive Luiseño artifact record in the vicinity of the Project. This culturally sensitive area is affiliated with the Pechanga Band of Luiseño Indians because of the Tribe's cultural ties to this area.

D. L. True, C. W. Meighan, and Harvey Crew[3] stated that the California archaeologist is blessed "with the fact that the nineteenth-century Indians of the state were direct descendents of many of the Indians recovered archaeologically, living lives not unlike those of their ancestors." Similarly, the Tribe knows that their ancestors lived in this land and that the Luiseño peoples still live in their traditional lands. The Tribe's knowledge of our ancestral boundaries is based on reliable information passed down to us from our elders; published academic works in the areas of anthropology, history and ethno-history; and through recorded ethnographic and linguistic accounts. Many anthropologists and historians who have presented boundaries of the Luiseño traditional territory have included the Perris area in their descriptions (Drucker 1937; Heiser and Whipple 1957; Kroeber 1925; Smith and Freers 1994), and such territory descriptions correspond with what was communicated to the Pechanga people by our elders. While we agree that anthropological and linguistic theories as well as historic accounts are important in determining traditional Luiseño territory, the most critical sources of information used to define our traditional territories are our songs, creation accounts and oral traditions.

Luiseño history begins with the creation of all things at *'éxva Teméeku* (EXH-vah Teh-MEH-koo). Modern-day Temecula derives its etymology from this physical place, where the Murrieta and Temecula Creeks converge to form the Santa Margarita River, which flows onto the Pacific Ocean. This is where our Origin Story and ancestral songs say *Túukumit* (TOO-koo-mit, Father Night Sky) and *Tamáayawut* (Ta-MAI-yah-whoot, Mother Day Earth) created the world. Their children were known as the first people or *Káamalam* (KAH-mah-lam) and were all creatures, including trees, rocks, fog, mammals and birds.

[3] D. L. True, C. W. Meighan, and Harvey Crew. Archaeological Investigations at Molpa, San Diego County, California, *University of California Press* 1974 Vol. 11, 1-176

The last of the *Káamalam* born was *Wuyóot* (We-YOUT). He was innately gifted with *ayélkwish* (ah-YELL-kwish) or knowledge, and he learned how to make the first food, *tóovish* (TOH-vish, white clay), to feed the *Káamalam*. *Wuyóot* eventually became sick, finally expiring at Lake Elsinore. Many of our songs relate the tale of the people taking the dying *Wuyóot* to the many hot springs at Elsinore, where he died (DuBois 1908). He was cremated at *'éxva Teméeku*.

Many traditions and stories are passed from generation to generation by songs. Three songs, called *Monívol*, are songs of the places and landmarks that were destinations of the Luiseño ancestors, several of which are located near the Project area. They describe the exact route of the Temecula (Pechanga) people and the landmarks made by each to claim title to places in their migrations (DuBois 1908:110). Another song recounts the travels of eagle, as he searches for a place where there was no death. His travels begin at Temecula, flying north to San Bernardino, to the east, south, and west through Julian, Cuyamaca, and Palomar, and returning to Temecula (DuBois 1908). His path most likely passed over the current Project.

In addition, Pechanga elders state that the Temecula/Pechanga people had usage/gathering rights to an area extending from Rawson Canyon on the east, over to Lake Mathews on the northwest, down Temescal Canyon to Temecula, eastward to Aguanga, and then along the crest of the Cahuilla range back to Rawson Canyon. The Project area is located within the northern portion of this culturally affiliated territory. The Native American Heritage Commission (NAHC) Most Likely Descendent (MLD) files substantiate this habitation and migration record from oral tradition. These examples illustrate a direct correlation between the oral tradition and the physical place; proving the importance of songs and stories as a valid source of information outside of the published anthropological data.

Tóota yixélval (rock art) is also an important element in the determination of Luiseño territorial boundaries. *Tóota yixélval* can consist of petroglyphs (incised) elements, or pictographs (painted) elements. The science of archaeology tells us that places can be described through these elements. Riverside and Northern San Diego Counties are home to red, black and white-pigmented pictograph panels. Archaeologists have adopted the name for these pictograph-versions, as defined by Ken Hedges of the Museum of Man, as the San Luis Rey style. The San Luis Rey style incorporates elements which include chevrons, zig-zags, dot patterns, sunbursts, handprints, net/chain, anthropomorphic (human-like) and zoomorphic (animal-like) designs. Tribal historians and photographs inform us that some design elements are reminiscent of Luiseño ground paintings. A few of these design elements, particularly the flower motifs, the net/chain and zig-zags, were sometimes depicted in Luiseño basket designs and can be observed in remaining baskets and textiles today.

An additional type of *tóota yixélval*, identified by archaeologists also as rock art or petroglyphs, are cupules. Throughout Luiseño territory, there are certain types of large boulders, taking the shape of mushrooms or waves, which contain numerous small pecked and ground

indentations, or cupules. Many of these cupule boulders have been identified within a few miles of the Project. Additionally, according to historian Constance DuBois:

> When the people scattered from Ekvo Temeko, Temecula, they were very powerful. When they got to a place, they would sing a song to make water come there, and would call that place theirs; or they would scoop out a hollow in a rock with their hands to have that for their mark as a claim upon the land. The different parties of people had their own marks. For instance, Albañas's ancestors had theirs, and Lucario's people had theirs, and their own songs of Munival to tell how they traveled from Temecula, of the spots where they stopped and about the different places they claimed (1908:158).

Multiple *tóota yixélval* have been recorded within a one (1)-mile radius of the Project. This culturally sensitive area is connected to a larger network of extensively used habitation, ceremonial and subsistence areas that extends for many miles in every direction. Contrary to available archaeological and some ethnographic information which suggests that this area of Perris was not under control by any one tribal group, based partially on the lack of place names and villages noted by ethnohistorians, the Tribe is aware of both place names and villages in the area which are specifically Luiseño. This is information that the Tribe has collected internally over the years and which would not be available to the DWR consultants without consulting with the Tribe. As such, this demonstrates how vital tribal information is in understanding the cultural landscape in the Project area and can further assist the DWR consultants in developing appropriate and protective mitigation measures.

Thus, our songs and stories, our indigenous place names, as well as academic works, demonstrate that the Luiseño people who occupied what we know today as the County of Riverside, City of Perris and its sphere of influence are ancestors of the present-day Luiseño people, and as such, Pechanga is culturally affiliated to this geographic area.

The Tribe would like to meet with the DWR to further explain and provide documentation concerning our specific cultural affiliation to lands associated with this Project.

PROJECT IMPACTS TO CULTURAL RESOURCES AND REQUESTED EIR ANALYSIS

The proposed Project is located in a highly sensitive region of Luiseño territory and the Tribe believes that the possibility for recovering subsurface resources during ground-disturbing activities is high. The Tribe has over thirty-five (35) years of experience in working with various types of construction projects throughout its territory. The combination of this knowledge and experience, along with the knowledge of the culturally-sensitive areas and oral tradition, is what the Tribe relies on to make fairly accurate predictions regarding the likelihood of subsurface resources in a particular location.

The Tribe is concerned about direct impacts to cultural resources, which we believe can be avoided with adequate Project design; however, we are also concerned about any potential indirect impacts that could occur with Project development. The Tribe requests that the DWR adequately assess all auditory, visual, cumulative and growth-related impacts to cultural resources in the Draft EIR.

The Tribe has not had the opportunity to visit the proposed Project area so we do not know if any physical resources are located within the boundaries. However, given the sensitivity of the area, inadvertent discoveries are foreseeable impacts and thus need to be appropriately mitigated for within the confines of the Project. The identification of surface resources during an archaeological survey should not be the sole determining factor in deciding whether mitigation measures for inadvertent discoveries are required. The cultural significance of the area should play a large part in determining whether specifications concerning unanticipated discoveries should be included.

Additionally, long-term protection for cultural resources is also vital to the Project's planning strategy and to the appropriate protection for cultural resources. Given the size and potential impacts to cultural resources, the Tribe requests to work closely with the DWR and its consultants to develop a long-term strategy for resource preservation. For example, we have worked on several projects in which prominent rock outcroppings containing cultural resources were preserved and avoided during construction activities. However, the Lead Agency did not provide for any long term care and as families and development moved into these areas, the rock outcroppings were subject to graffiti and the *tóota yixélval* was permanently impacted. We ask that the DWR work diligently with the Tribe to preserve and avoid construction related and long-term impacts to any cultural resources that may be identified during archaeological surveys, geotech studies and during construction activities.

REQUESTED TRIBAL INVOLVEMENT AND MITIGATION

The proposed Project is on land that is within the traditional territory of the Pechanga Band of Luiseño Indians. The Tribe is not opposed to this Project; however, we are opposed to any direct, indirect and cumulative impacts this Project may have to tribal cultural resources. The Tribe's primary concerns stem from the Project's proposed impacts on Native American cultural resources. The Tribe is concerned about both the protection of unique and irreplaceable cultural resources, such as Luiseño village sites, sacred sites and archaeological items which would be displaced by ground disturbing work on the Project, and on the proper and lawful treatment of cultural items, Native American human remains and sacred items likely to be discovered in the course of the work.

The Tribe requests to be involved and participate with the DWR and its consultants in assuring that an adequate environmental assessment is completed and in developing all monitoring and mitigation plans and measures for the duration of the Project. In addition, given the sensitivity of the Project area, it is the position of the Pechanga Tribe that professional

Pechanga tribal monitors be required to be present during all ground-disturbing activities conducted in connection with the Project, including any additional archeological surveys and excavations performed.

The CEQA Guidelines state that lead agencies should make provisions for inadvertent discoveries of cultural resources (CEQA Guidelines §15064.5). As such, it is the position of the Pechanga Tribe that an agreement specifying appropriate treatment of inadvertent discoveries of cultural resources be executed between the Project Applicant/Developer and the Pechanga Tribe.

The Tribe believes that adequate cultural resources assessments and management must always include a component which addresses inadvertent discoveries. Every major State and Federal law dealing with cultural resources includes provisions addressing inadvertent discoveries (See e.g.: CEQA (Cal. Pub. Resources Code §21083.2(i); 14 CCR §1506.5(f)); Section 106 (36 CFR §800.13); NAGPRA (43 CFR §10.4). Moreover, most state and federal agencies have guidelines or provisions for addressing inadvertent discoveries (See e.g.: FHWA, Section 4(f) Regulations - 771.135(g); CALTRANS, Standard Environmental Reference - 5-10.2 and 5-10.3). Because of the extensive presence of the Tribe's ancestors within the Project area, it is not unreasonable to expect to find vestiges of that presence. Such cultural resources and artifacts are significant to the Tribe as they are reminders of their ancestors. Moreover, the Tribe is expected to protect and assure that all cultural sites of its ancestors are appropriately treated in a respectful manner. Therefore, as noted previously, it is crucial to adequately address the potential for inadvertent discoveries.

Further, the Pechanga Tribe believes that if human remains are discovered, State law would apply and the mitigation measures for the permit must account for this. According to the California Public Resources Code, § 5097.98, if Native American human remains are discovered, the Native American Heritage Commission must name a "most likely descendant," who shall be consulted as to the appropriate disposition of the remains. Given the Project's location in Pechanga territory, the Pechanga Tribe intends to assert its right pursuant to California law with regard to any remains or items discovered in the course of this Project. It is the position of the Pechanga Tribe that human remains must never be moved or other impacted, but rather, they should remain in their original resting place, undisturbed.

The Tribe reserves the right to fully participate in the environmental review process, as well as to provide further comment on the Project's impacts to cultural resources and potential mitigation for such impacts. We look forward to working proactively with the DWR to ensure that the potential impacts to cultural resources are assessed not only to the standards required by CEQA, but in a manner that acknowledges and respects traditional tribal world views and concerns in the EIR. As we progress further in the environmental review of this Project, we may offer specific mitigation measures. Please note that the comments contained within this letter are our initial concerns and do not contain all of the requested mitigation and avoidance measures that may apply to this Project. Once we have additional information, we can work together with the DWR on such measures.

The Tribe reserves the right to fully participate in the environmental review process, as well as to provide further comment on the Project's impacts to cultural resources and potential mitigation for such impacts.

The Pechanga Tribe looks forward to working together with the Department of Water Resources in protecting the invaluable Pechanga cultural resources found in the Project area. Please contact me at 951-770-8104 or at ahoover@pechanga-nsn.gov once you have had a chance to review these comments so that we can schedule a consultation meeting. Thank you.

Sincerely,

Anna Hoover
Cultural Analyst

Cc Pechanga Office of the General Counsel

CITY OF PERRIS

DEVELOPMENT SERVICES DEPARTMENT
PLANNING DIVISION
135 N. "D" Street, Perris, CA 92570-2200
TEL: (951) 943-5003 FAX: (951) 943-8379

October 9, 2013

Tom Barnes, ESA
California Department of Water Resources
626 Wilshire Boulevard, Ste. 1100
Los Angeles, CA 90017

Re: Notice of Preparation of Environmental Impact Report for Perris Dam Emergency Release Facility

Dear Mr. Barnes:

The City of Perris appreciates the opportunity to comment on the Notice of Preparation for an Environmental Impact Report (EIR) for the Perris Dam Emergency Release Facility project. The City of Perris previously submitted two comment letters on the previous Draft EIR for the Lake Perris Dam Remediation Program dated April 14, 2010 and February 10, 2010 (attached to this letter). The following comments were expressed in the previous letters and still remain a concern:

1. A system to convey the 1500 CFS emergency discharge from the dam along the north side of Ramona Expressway would require an open rectangular concrete channel with a 20' bottom width , 8' deep and two maintenance roads within a right-of-way of 60'. This channel could also serve a dual purpose and convey the anticipated drainage runoff of 1000 CFS in the master drainage plan Line "U". The cost of the rectangular channel is estimated $12 million in addition to right-of-way. If joint use discharge facilities are built for both the dam emergency outlet and Riverside County Flood Control protection, Riverside County Flood Control could participate or accept the responsibility for the maintenance thereby reducing the costs to the DWR. Joint use facilities could also reduce the right-of-way required along Ramona Expressway.

2. In the event a soft bottom unlined open channel is preferred over the concrete channel, we estimate a 180' right-of-way would be required. The cost of this channel is estimated at $9 million in addition to right-of-way.

3. One of the alternatives that should be evaluated in the EIR is the potential of creating a "linear lake" with the oversized open channel from the outlet works of the dam to the motorcross park and then discharge to the Perris Valley Storm Drain via the rectangular concrete open channel as described above. This alternative would reduce the costs of drainage improvements upstream of the motorcross park and at the same time limit the disruption to the motorcross park, fairgrounds and future commercial areas. The cost of this alternative is estimated at $11 million in addition to right-of-way.

4. Another alternative that should be evaluated in the EIR is utilizing the existing MWD right-of-way northerly of Rider Street as an alternative alignment for the outlet channel.

5. Our understanding is that the DWR is proposing to install barrier walls 25' below ground to protect the dam. As you may know, the City owns and operates the North Perris Water System (formerly McCanna Ranch Water Company) and is providing water to thousands of residents immediately south of Ramona Expressway. This source of water is a subterranean stream which generally flows from the direction of the dam and which is under the jurisdiction of the State Water Resources Control Board ("SWRCB"). The City has a permit from the SWRCB to appropriate water from the subterranean stream, and has an application on file to appropriate additional water. The City is concerned that the barrier walls may adversely affect the availability of water from the subterranean stream. This should be analyzed and documented in the EIR.

6. The EIR should consider the emergency outlet's impact on the proposed master drainage facility Line "U". As well, the EIR should discuss the outlet channel impacts to the future MDP facility since they run in the same alignment.

7. The emergency outlet is being designed for a capacity of 1500 cfs. Per the NDP, the design flow rate for Line U is 965 cfs at its confluence with PVSD. Thus, the emergency outlet could reasonably be used to convey storm runoff as well. As a condition of issuing encroachment permits for the outlet's crossing of City streets, it should require that the emergency outlet be designed as a dual use facility that serves a flood control purpose.

8. The current ROW footprint for the Ramona Expressway is not sufficient to achieve build-out of the roadway per the circulation element. The DWR needs to install emergency outlet channel minimum of 92' north of Ramona Expressway centerline.

9. The EIR should address impacts to local traffic, particularly Ramona Expressway should be considered in the project specific traffic study.

10. The EIR should discuss how material would be moved from the channel excavation site to the dam. If Ramona Expressway is to be used, where and how will dirt trucks get on and off the highway? This should be addressed. Trucks entering and exiting the highway should be restricted to signalized locations for safety reasons and provide a mechanism to repair the City roads damaged during construction.

11. Borrow material should be generated onsite and hauled from the dry lake bed to the construction site. Trucks would not have to use any city streets, which is very desirable. Any alternate source of borrow material from an outside quarry site would have significant negative impact on the City of Perris, as it would result in approximately 2 million cubic yards of material being hauled on city streets to the dam. It would also be likely to create a distortion in the local demand and thus price of raw construction materials, causing the cost of all other local construction projects to increase. The City strongly opposes use of an alternate borrow location outside of the project area.

Again, thank you for the opportunity to comment on the EIR NOP. If you require any additional information, please contact Habib Motlagh, City Engineer at (951)943-6504 or myself at (951)943-5003.

Sincerely,

Clara Miramontes
Planning Manager

Cc: Richard Belmudez, City of Perris – City Manager
Habib Motlagh, City of Perris – City Engineer
Eric Dunn, City of Perris – City Attorney

Attachment: City of Perris Previous Comment Letters Dated April 14, 2010 and February 10, 2010

CITY OF PERRIS

Office of the City Manager

101 NORTH "D" STREET
PERRIS, CALIFORNIA 92570
TEL: (951) 943-6100

April 14, 2010

Tom Barnes, ESA, on behalf of
the California Department of Water Resources
Perris Dam Remediation Program
707 Wilshire Boulevard, Ste. 1450
Los Angeles, CA 90017

LAKE PERRIS DAM – DRAFT ENVIRONMENTAL IMPACT REPORT

Dear Mr. Barnes:

The City of Perris previously submitted a comment letter on the Draft Environmental Impact Report for the Lake Perris Dam Remediation Program on February 10. Following that letter the Department held a public Town Hall meeting at the City on March 24. At that meeting, our understanding was that the EIR comment period was extended to April 14 and that the Department invited the City to submit further comments on the EIR and alternative designs for the outlet channel. The following comments are in addition to and supplement the City's prior comments.

1. A system to convey the 1500 CFS emergency discharge from the dam along the north side of Ramona Expressway would require an open rectangular concrete channel with a 20' bottom width, 8' deep, and two maintenance roads within a right-of-way of 60'. This channel could also serve a dual purpose and convey the anticipated drainage runoff of 1000 CFS in the master drainage plan Line "U". The cost of the rectangular channel is estimated at $12 Million in addition to right-of-way. If joint use discharge facilities are built for both the dam emergency outlet and Riverside County Flood Control protection, Riverside County Flood Control could participate or accept the responsibility for the maintenance thereby reducing the costs to the DWR. Joint use facilities could also reduce the right-of-way required along Ramona Expressway.

2. In the event a soft bottom unlined open channel is preferred over the concrete channel, we estimate a 180' right-of-way would be required. The cost of this channel is estimated at $9 Million in addition to right-of-way.

3. Another alternative that should be evaluated is the potential of creating a "linear lake" with the oversized open channel from the outlet works of the dam to the motocross park,

and then discharge to the Perris Valley Storm Drain via the rectangular concrete open channel as described above. This alternative would reduce the costs of drainage improvements upstream of the motocross park and at the same time limit the disruption to the motocross park, fairgrounds and future commercial areas. The cost of this alternative is estimated at $11 Million in addition to right-of-way.

4. Another alternative that should be evaluated is utilizing the existing MWD right-of-way northerly of Rider Street as an alternate alignment for the outlet channel.

5. Our understanding is that the DWR is proposing to install barrier walls 25' below ground to protect the dam. As you may know, the City owns and operates the North Perris Water System (formerly the McCanna Ranch Water Company) and is providing water to thousands of residents immediately south of Ramona Expressway. The source of water is a subterranean stream which generally flows from the direction of the dam and which is under the jurisdiction of the State Water Resources Control Board ("SWRCB"). The City has a permit from the SWRCB to appropriate water from the subterranean stream, and has an application on file to appropriate additional water. The City is concerned that the barrier walls may adversely affect the availability of water from the subterranean stream. At the March 24 "Town Hall" meeting the DWR represented that there would be no such adverse effects. This should be analyzed and documented in the EIR.

Thank you again for this opportunity to comment further on the Draft Environmental Impact Report for the Lake Perris Dam Remediation Program. If you require any additional information, please contact Habib Motlagh, City Engineer at (951) 943-6504.

Sincerely,

Richard Belmudez
City of Perris, City Manager

T3-000

CITY OF PERRIS

OFFICE OF THE CITY MANAGER
101 NORTH D STREET
PERRIS, CA 92570-2200
TEL.: (951) 943-6100

February 10, 2010

Tom Barnes, ESA, on behalf of
the California Department of Water Resources
Perris Dam Remediation Program
707 Wilshire Boulevard, Ste. 1450
Los Angeles, CA 90017

LAKE PERRIS DAM – DRAFT ENVIRONMENTAL IMPACT REPORT

Dear Mr. Barnes:

Thank you for the opportunity to comment on the Draft Environmental Impact Report for the Lake Perris Dam Remediation Program. The City of Perris has reviewed the Draft EIR, and offers the following comments.

1. For the most part this project falls outside the purview of the City. It involves reconstruction of a portion of the earth fill dam, stabilization of the toe of the dam and new construction of a berm against the face of the dam to reduce the risk of failure in a seismic event. This work all takes place within the confines of the Lake Perris State Park.

2. The one aspect of the project that does concern the City is the new emergency outlet, which is proposed to run along the north side of Ramona Expressway, immediately adjacent to the road, from the face of the dam to the Perris Valley Storm Drain.

3. The City previously commented on this project in response to the Notice of Preparation that DWR put out. In that response, we asked that the DWR consider the emergency outlet's impact on the proposed master drainage facility Line U. The RCFC made the same request in their response to the NOP. However, there is <u>no mention of Line U</u> in the DEIR, nor is there any discussion of future master drainage facilities. The discussion of drainage is limited to analysis of how the project could impact existing facilities and drainage patterns. On page 3.7-8 of the DEIR, it is stated that "Neither emergency outlet extension alternative would disrupt local storm water runoff systems".

4. It is clear that the proposed emergency outlet channel <u>would</u> impact the future MDP facility as they run in the same alignment. This needs to be discussed in the EIR.

5. The emergency outlet is being designed for a capacity of 1500 cfs. Per the NDP, the design flow rate for Line U is 965 cfs at its confluence with PVSD. Thus, the emergency outlet could reasonably be used to convey storm runoff as well. As a condition of issuing encroachment permits for the outlet's crossing of city streets, we should require that the emergency outlet be designed as a dual use facility that serves a flood control purpose.

6. The current ROW footprint for the Ramona Expressway is not sufficient to achieve build-out of the roadway per the circulation element. The DWR needs to install emergency outlet channel minimum of 92' north of Ramona Expressway centerline.

7. Two different alternatives are proposed for the emergency outlet facility. One is an open channel, and the other is an underground pre-cast concrete tunnel. The open channel alternative for the emergency outlet involves permanent impacts to the motocross track. DWR should make sure that local residents and the businesses are aware of this potential impact, which the EIR classifies as "significant and unavoidable."

8. In the City's response to the NOP, we asked that the project's impact to local traffic, particularly Ramona Expressway be considered in the project specific traffic study. However, no traffic study was included within the EIR.

9. The EIR indicates that construction of the emergency outlet will require excavation of 360,000 cubic yards of material. This material would be stockpiled at the dam site and used in construction of the stabilization berm. There is no discussion within the EIR of how material would be moved from the channel excavation site to the dam. If Ramona Expressway is to be used, where and how will dirt trucks get on and off the highway? This should be addressed. Trucks entering and exiting the highway should be restricted to signalized locations for safety reasons and provide a mechanism to repair the City roads damaged during construction.

10. In the preferred alternative for the project, borrow material is generated onsite and hauled from the dry lake bed to the construction site. Trucks would not have to use any city streets, which is very desirable. However, section 6.4 of the DEIR discusses an alternate source of borrow material from an outside quarry site, to avoid impact around the lake. This proposal would have significant negative impact on the City of Perris, as it would result in approximately 2 million cubic yards of material being hauled on city streets to the dam. It would also be likely to create a distortion in the local demand and thus price of raw construction materials, causing the cost of all other local construction projects to increase. The city strongly opposes use of an alternate borrow location outside of the project area.

Thank you again for this opportunity to comment on the Draft Environmental Impact Report for the Lake Perris Dam Remediation Program. If you require any additional information, please contact Habib Motlagh, City Engineer at (951) 943-6504.

Sincerely,

Richard Belmudez
City of Perris, City Manager

ATTACHMENT 6

Scoping Meeting Comments

Department of Water Resources
Scoping Meeting – Perris Dam Emergency Release Facility
Harrison Hall, Lake Perris Fairgrounds | 6:00p.m., September 19, 2013

Public Comments

Susan Nash, Friends of the Northern San Jacinto Valley:

- Will there be one or two gates in the new facilities? Will the old one be removed or renovated?
    - Tom Barnes of ESA: There will be two gates

Kenneth Phung, City of Perris Planning Department

- Design of the levees: what will they look like? Will they be concrete or landscaped? If they are concrete, will they be textured for aesthetics?
- What is the anticipated length of the construction period? Truck traffic will likely need to be diverted during this time
- Where will truck traffic for the project be coming from? Will the project proponents work with the City to decrease truck traffic to a reasonable degree and attempt to divert it from Ramona Expressway?

Tom Paulek, Friends of the Northern San Jacinto Valley:

- Would like the record to state that the Director of DWR certified the first two components of the previous Perris EIR, but not the final (as opposed to having certified the previous EIR, but the final component went back for redesign)
- Will the outlet tower be replaced or simply renovated?
- Is unclear on whether or not the existing slide gate will be replaced? Will there be a new one? Will there be two? Is the current gate not functioning properly?
    - Dave Panec of DWR: We will be modifying the existing structure, including both the old gate and a new one to create two points of control
- Will the release still be rated at 3,800 cfs after completion? Will the channel capacity be 3,800 cfs?
- Has the Division of Dam Safety said that the existing structures need to be replaced?

Stu Peters, Starwest Motocross Park

- How wide will the channels be? Can they be made narrower and deeper?

Lyndal Graff, 46th District Agricultural Association

- The NOP is available online and at the library

Susan Nash, Friends of the Northern San Jacinto Valley

- Was notice of this meeting published in the paper? What kind of outreach was conducted? I didn't receive a notice regarding this meeting – how many members of the public are here, are involved?

- Would like a copy of the transcript

Louie Tavaglione, Southern California Fair

- Is there a way to install the emergency release facility to the west [presumably the northern reach of the dam] so that it doesn't affect the fairgrounds?

Caroline Johnson, Southern California Fair

- Is this the only plan that is being considered? What are the alternatives, if there are any?
- Is there a plan that won't affect the fairgrounds?

Tom Paulek, Friends of the Northern San Jacinto Valley

- Why wasn't this issue addressed in the prior project? CEQA doesn't allow agencies to simply chop up projects
- Why couldn't it be done in the previous EIR? Why weren't comments on the previous EIR implemented to redesign the first version, the Emergency Outlet Extension, prior to certification of that EIR?
- Will DWR do another EIR on the outlet tower? That isn't how CEQA is meant to be used.
- The first BOONDOGGLE was DWR building a dam on a liquefaction zone

Lyndal Graff, 46th District Agricultural Association

- Deep concerns relating to lane closures, bridge construction, traffic, noise, and environmental impacts, especially to the Fairgrounds and its vendors, and he expects these areas to be fully addressed in the EIR
- Wants it on the record that he and the DAA are actively working behind the scenes to find an acceptable outcome with DWR, that these state agencies are working together to find the best solution for all parties

Susan Nash, Friends of the Northern San Jacinto Valley

- Is there a detailed analysis in the EIR that 3,800 cfs will go straight into the channel?
- Will the levees placed in front of the Expressway be able to withstand the flows?

Tom Paulek, Friends of the Northern San Jacinto Valley

- Everyone knows we're in a high-risk earthquake zone, for DWR to say that there is a low likelihood of this system to be used is irresponsible
- Concerned that the safety analysis will not be done properly – if the outlet tower is seismically unstable and it collapses, it may render the ERF useless

John Rowe, Perris State Recreation Area Superintendent

- There needs to be consideration for long-width vehicles (e.g., campers, trailers, boat hauls) during construction periods and road closures

- If possible, avoiding closures and traffic restrictions during peak season (Memorial Day to Labor Day) would be best for the SRA
- Will a single temporary road affect peak season traffic? Will it spill onto the Ramona Expressway?

Susan Nash, Friends of the Northern San Jacinto Valley

- Expects an analysis of how these project components will fare in an earthquake
- If the dam is susceptible to failure during a liquefaction event, why won't the levees and channels fail as well?

Tom Paulek, Friends of the Northern San Jacinto Valley

- Who suggested this new version of the project? How was it decided that this was the best alternative solution to the previous EIR component to move forward on?

Don Kazarian, Perris Auto Speedway

- Runs 29-50 events annually
- Efficient ingress/egress during short windows is a high priority for the Speedway
- Avalon has to be able to maintain max capacity for haulers and trailers
- Maintaining access for emergency responders is critical

Marisa Yeager, Los Angeles County Metropolitan Transportation Authority

- Requested that the presentation be made available online

ATTACHMENT 7

Matrix of Comments

Matrix of Public Scoping Meeting Comments

Commenter, Affiliation	Comment	Location in EIR
Susan Nash, Friends of the Northern San Jacinto Valley	• The commenter is unclear on the number of slide gates included in the release component. • Concerned that the public was not made aware of the Scoping Meeting, requested to know what kind of outreach was conducted as well as a copy of a meeting transcript. • Requested that the EIR include a detailed analysis of the components' ability to withstand 3,800 cfs flows. • Requested a seismic analysis of each project component.	• Chapter 2. Project Description • Chapter 1. Introduction • Section 3.8 Hydrology • 4. Section 3.5 Geology and Soils
Kenneth Phung, City of Perris Planning Department	• Concerned with the design of the levees, especially if they will be natural or textured concrete. • Wondered how long the construction period was anticipated to last. • What directions truck traffic would originate from that would need to be diverted away from the Expressway.	• Chapter 2. Project Description • Chapter 2. Project Description • Chapter 2. Project Description and Section 4.13 Traffic and Circulation

Commenter, Affiliation	Comment	Location in EIR
Tom Paulek, Friends of the Northern San Jacinto Valley	• Stated that the Director of DWR certified the first two components of the previous EIR, but not the third, and concerned that the original version of the project (Emergency Outlet Extension) didn't implement comments during the Response to Comments period prior to certification. • Asked whether or not the outlet tower will be renovated or replaced, and how many gates would be included in the final control structure. • Concerned about the release capacity of both the new release structure as well as the channel capacities. • Questioned whether or not the Division of Dam Safety requires that the existing structures be replaced. • Irresponsible for DWR to state that it is unlikely that the project would be used because the area is in a high-risk earthquake zone. • Concerned that the outlet tower could collapse in an earthquake and render the ERF useless. • Wondered who suggested the current version of the project, and asked why it was deemed the best alternative to the previous, uncertified Emergency Outlet Extension.	• N/A • N/A • Chapter 2. Project Description • Chapter 2. Project Description • N/A • Chapter 2. Project Description • Chapter 2. Project Description
Stu Peters, Starwest Motocross Track	• Would like to know how wide the channels are planned to be, and if they can be made narrower and deeper.	• Chapter 2. Project Description
Louie Tavaglione, Southern California Fair	• Asked if it would be possible to relocate the Emergency Release Facility to the west to avoid impacting the Fairgrounds.	• Chapter 2. Project Description
Caroline Johnson, Southern California Fair	• Requested that the EIR evaluate alternatives that will not affect the Fairgrounds.	• Chapter 6. Alternatives
Lyndal Graff, 46th District Agricultural Association	• Stated concerns relating to lane closures, bridge/culvert construction, traffic, noise and environmental impacts, especially to the Fairgrounds, and requests that they all be fully evaluated in the EIR. • Stated for the record that the 46th DAA was working closely with DWR to find an acceptable outcome for all parties.	• Section 4.13 Traffic and Circulation and Section 3.10 Noise • Chapter 2. Project Description

Commenter, Affiliation	Comment	Location in EIR
John Rowe, Perris SRA Superintendent	• Requested that DWR attempt to avoid road closures and traffic restrictions during the Perris SRA's peak season (Memorial Day to Labor Day), and that consideration be given to long-width vehicles (e.g., campers, trailers, etc) during construction periods and road closures.	• Section 4.13 Traffic and Circulation
Don Kazarian, Perris Auto Speedway	• Stated that the Speedway's greatest concern is ingress and egress, and requested that any road closures and traffic restrictions are minimized during Speedway event season. • Stated that any structure built over Avalon Parkway must be able to maintain current stress capacity for trailers into the Fairgrounds, and that maintaining access for emergency responders is critical.	• Section 4.13 Traffic and Circulation • Section 4.13 Traffic and Circulation
Marisa Yeager, Los Angeles County Metropolitan Transportation Authority	• Requested that the presentation be made available online	• N/A

Matrix of NOP Written Comments

Commenter, Affiliation	Comment	
Daniel Kopulsky, CA Department of Transportation	• Suggests an analysis of traffic impacts to I-215, daily truck trips, and worker trips during construction.	• Section 4.13 Traffic and Circulation
Susan Nash, Friends of the Northern San Jacinto Valley	• Requests a transcript of the Scoping Meeting, as well as copies of all published public notices regarding the Scoping Meeting and the distribution list of individual notices. • States that the Perris Dam Remediation Program FEIR must be included in the FEIR for the proposed Perris Emergency Release Facility FEIR, and requests that the Perris Dam Remediation Program FEIR be restored to the DWR website while for the duration of the project and the life of the dam. • Resubmits a public records request for a recording of the Scoping Meeting and a certified transcript. • States that this project is an integral part of the previous EIR and not a separate one. • States that the DEIR must include a complete discussion of how May 2013 legislative testimony affected funding the DWR's determinations. • Suspects that her late receipt of the NOP was intentional to avoid her presence at the meeting.	• N/A • N/A • N/A • N/A • Chapter 2. Project Description • N/A • N/A
Mark Adelson, RWQCB Santa Ana Region	• Requests that the environmental analysis address whether or not the vegetation at the toe of the southern reach of the dam qualifies as a wetland, and if it is a USACE jurisdictional wetland, the project will need a 401 permit to dredge or fill it. • Construction of the channel may also require a 401 permit. However, if the wetland is not under the jurisdiction of USACE, the RWCQB requests consultation about proper fill/dredge authorizations.	• Section 3.3 Biological Resources • Section 3.3 Biological Resources • Section 3.3 Biological

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	• Suggests appropriate mitigation to aquatic and riparian resources be identified in the EIR.	Resources
Ian MacMillan, South Coast Air Quality Management District	• Requests a copy of the Draft EIR to be sent directly to SCAQMD, along with all appendices or technical documents related to the air quality and greenhouse gas (GHG) analyses and electronic versions of all air quality modeling and health risk assessment files. • Recommends the Lead Agency use the CEQA Air Quality Handbook as guidance for air quality analysis and the CalEEMod land use emissions software for modeling. • Recommends that impact analysis include construction and operation impacts, including indirect sources, as well as regional and localized significance thresholds. • If the project will generate vehicular trips, a mobile source health risk assessment is suggested. • Provides contact information for any assistance on emissions evaluations and mitigation measures.	• N/A • Section 3.2 Air Quality • Section 3.2 Air Quality • Section 3.2 Air Quality • N/A • Section 3.2 Air Quality • Section 3.2 Air Quality
Brian Cullen, Cullen & Associates	• Asks that access to the rock climbing at Big Rock is carefully considered for the best alternatives to make the impact "less than significant." • States the two principle concerns of the climbing community to be addressed in the EIR: (1) maintaining access to Big Rock during the two year construction period, and (2) blasting to create an access road through the old hiking trail, which would destroy bouldering and sport climbing routes.	• Section 3.12 Recreation • Section 3.12 Recreation
Beverly Wilson, Bev. Wilson Enterprises Inc.	• Requests that consideration be given to the impacts the project would have on the local businesses operating in the project area, specifically in the Fairgrounds. • States that the project is enough to not just decrease fairgrounds visitation, but also completely eliminate her business and do harm at least a hundred workers at the Fairgrounds.	• N/A • N/A
Jason Keith, The Access Fund	• Requests that: 1) DWR planners ensure that access to Big Rock is carefully considered for impacts from the proposed project to be "less than significant." • States the principle concern of the climbing community is access to Big Rock during	• Section 3.12 Recreation • Section 3.12 Recreation

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	construction, and posits that the two year shutdown of climbing access is unnecessary because the proposed project does not impact the main cliff face. 2) Secondary concerns are related to access roads and blasting along the old hiking trail which would destroy bouldering and sport climbing routes.	
Anna Hooper, Pechanga Tribe	• The Tribe requests to be notified and involved in the CEQA process for the duration of the proposed project, and wishes to be added to the distribution list and directly notified of all public hearings and scheduled approvals. • States that DWR must include involvement and consultation with the Tribe during the environmental review process given that the project lies in a culturally sensitive area affiliated with the Tribe's cultural ties and requests to meet with DWR concerning this affiliation. • Believes that there is a high possibility for the recovery of cultural resources during ground-disturbing activities, and concerned with direct and indirect impacts as well as long-term resource preservation. • Requests to be involved in the development of monitoring and mitigation plans and measures, and that Pechanga tribal monitors be present during all ground-disturbing activities.	• Section 3.4 Cultural Resources • Section 3.4 Cultural Resources • Section 3.4 Cultural Resources • Section 3.4 Cultural Resources
Clara Miramontes, City of Perris	• The City proposes using the ERF to convey anticipated drainage runoff of 1,000 cfs in the master drainage plan Line "U" in order to implement cost sharing with Riverside County Flood Control. • States that the EIR should analyze the "linear lake" alternative and the Rider Street alignment alternative. • Concerned that subterranean barrier walls beneath the Perris Dam will adversely affect the availability of groundwater for the City's use. • Concerned that the ERF will negatively affect Line "U", the Ramona Expressway ROW width, and impacts to local traffic, specifically to Ramona Expressway.	• Chapter 2. Project Description • Chapter 6. Alternatives • Section 3.7 Hydrology and Water Quality • Section 4.13 Traffic and Circulation
Lyndal R Graff,	• States the 46th District Agricultural Association have pursued, developed multiple venues	• Chapter 2. Project Description

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Lake Perris Fairgrounds	of our own during this period of time (Lake Perris Sports Pavilion and Harrison Hall) however it shall become evident that we are in property management with multiple tenants who produce and provide their own programs. The 46th District Agricultural Association relocated to the current site in 1987; with the first annual event other than the fair was motocross which was established in 1991. • Total attendance at all events exceeds 600,000 people visiting the fair and fairgrounds for multiple use events. The majority of event activity generated is from March into November annually, depending on scheduling of events. • The fairgrounds receives in excess of Seven Hundred Fifty Thousand Dollars ($750,000) in payments annually related from the land management and multiple leases on the property listed above not including their own operations of fair, satellite wagering and Harrison hall. • Additionally, the fairgrounds non-fair activity exceeds 1,100 of day utilization during the annual calendar year of operation. • This does not include the economic impact that non-fair activities generated from the events that were last estimated to be Ten Million Dollars ($10,000,000) from the jobs, goods and services purchased from tenants, restaurants, gas stations and advertising. • The annual fair and our events have been estimated to generate in excess of Eight Million Dollars ($8,000,000). • The fair and fairgrounds is a multiuse facility that renters provide major revenue directly to the fair, but also provides employment, purchasing power for goods and services, economic impact to the communities and most importantly community activities for	• N/A • N/A • N/A • N/A • N/A • N/A • N/A

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	youth, families and showcases agriculture. • Any alterations, acquisition of land, rearrangement of renters, business interruptions during construction shall have a major impact on the revenues to fair, fairground's, renters, dependent business and organizations will have an adverse affect on all concerned.	
	• The Notice of Preparation identifies the fairgrounds as Perris Fairgrounds, the official information regarding the fairgrounds is as following: The 46th DAA is a distinct legal entity formed under the laws of the State of California. The 46th DAA is directed by the California Department of Food and Agriculture and is a Division of Fairs and Expositions and operate under the name of Southern California Fair and Lake Perris Fairgrounds. • EIR and Master Plan for the fairgrounds were adopted and approved by appropriate parties in 1990. This includes the operation of annual fair, non-fair activities and events such as but not limited to (horse and livestock shows, motocross, auto racing, concerts, rodeos and others. The EIR also addressed major impacts on the environment, which included public facility utilities, flooding, drainage, geological hazards capabilities with surrounding land use and impacts of noise, light, glare, traffic and other reportable and required EIR • The 46th DAA, its lease holders and annual fair will be significantly disturbed, impacted, events disrupted and economic malaise generated and created by the "Proposed Emergency Release Outlet" and all associated land acquisition, construction and bridge placements. • The commenter notes the events impacted with the following annual attendance are: 1. Motocross (est. 1991) 72,500 2. Perris Auto Speedway (est. 1996) 92,256 3. El Toro Huaco (est.1992) (Hispanic Rodeo, Concerts) 148,500 4. Go-kart Track (est. 1999) 35,050 5. BMX (bicycle track) 30,000	• N/A • N/A • Chapter 2. Project Description, Section 3.12 Recreation • N/A • N/A • Section 4.13 Traffic and Circulation • Chapter 2. Project Description, Section 4.13 Traffic and Circulation • Chapter 2. Project Description, Section 4.13 Traffic and Circulation • N/A • Chapter 2. Project Description • Section 4.13 Traffic and Circulation • Section 4.13 Traffic and Circulation • N/A

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	6. California Department of Agriculture no public 4,000 7. Circus 12,000 8. Equestrian Shows 1,000 9. Livestock Demonstration 1,000 10. Dog Shows 2,750 11. Car Shows 15,000 12. Concerts 5,000 13. Community groups 2,500 14. Main office meetings 1,500 15. Home Show 10,000 16. Cell tower lease no public 17. Motorcycle training 3,500 18. Multiple practice events 10,000 19. Camping at various events 7,500 • Land acquisition- Any and all significant changes in the property will result in domino affect that may cause a reconfiguration of event locals (motocross, parking, Hispanic rodeos, Perris Auto Speedway and concerts with funds required to accomplish. Additionally, the fair market value of any land acquisition must include the economic impact business interruption, and financial impact to the fair, lease holders, stakeholders and their business partners. • Primary parking- Proposed options include the acquisition of some primary parking for the emergency release outlet. This will impact multiple events with land alterations and traffic changes.	• Chapter 2. Project Description • Chapter 2. Project Description, Section 3.12 Recreation • N/A • N/A • Chapter 2. Project Description • Chapter 2. Project Description • Section 4.13 Traffic and Circulation •

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	• Engineering review- The 46th DAA hired the engineering firm of Webb and Associates to review the current proposals by DWR. Webb's Memorandum, with exhibits, is attached to this Response. According to Webb, there are five possible configurations for the channel. All of the configurations will entail some permanent taking of a significant portion of the property. However, two of the alternatives, 3 and 5, would allow some dual use for parking on a portion of the channel. Although we cannot quantify the value of the loss of land associated with any of these alternatives at this time, we believe the value of the loss will be significant for each of the five configurations. • Destination site- Each event whether related to car, motorcycles, bicycles, go karts, concerts, fair, home shows, is driven by vastly different attendees and requires separate marketing strategies and expenditures to maximize their attendance. Interruption in ingress and egress would disrupt the integrity of each event, impact attendance and revenue streams to the vendors and the fair that may not be recoverable. • Construction phase- Construction is scheduled to begin 2017 shall include the emergency release outlet (ditch) which will interrupt and significantly impact attendance and revenue streams all the aforementioned lease holders, fair, off track wagering with traffic ingress and egress problems and situations daily. This phase will last in excess of two years. Construction scheduling should include the nature of businesses and the calendar months that they operate the most. • Bridge construction- Bridge construction has identified as required by DWR as a bridge over the emergency release outlet ditch connecting to Lake Perris Drive which provides	

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	entrance into fairgrounds and Lake Perris. Additional consideration design and construction must factor and include the size of vehicles and hauling of race cars, livestock trailers, concessionaire trailers, horse trailers, campers and motorhomes with specific loads, vehicle sizes and radius required to accommodate vehicles. • Bridge Gate A Fairway Drive (Avalon Dr)- Fairway Drive has been identified by the District to DWR that an additional "bridge" must be located at Fairway Drive to continue operations, ingress and egress for motocross, Perris auto speedway, Hispanic rodeo and concerts, fair exhibitors and egress for fair patrons. Additionally, the design of the bridges must incorporate and accommodate the large vehicles and vehicles that haul race cars, concessionaire trailers, livestock and horse trailers. • Department of General Services- The 46th DAA has initial discussions with their personnel as they should be involved in any land acquisition on State of California property or other significant agreements regarding State of California property. • Safety- Safety is of utmost concern to the District and we're confident that DWR and associated contractors will take all precautionary steps to protect the fairgrounds it's guests, stakeholders, children however there is significant exposure and risks with the open ditch. Additionally the fairgrounds has thousands of children crossing the property. • Motocross- Motocross may be the most directly impacted lease holder on the property with proposed land acquisition, redesign and alteration of the current motocross track.	

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	Principal owner and operator Mr. Mark Peters (premier track designer and builder in the world) states that altering and or minimizing the land, changing the track design of the motocross track would “bankrupt” them. • Perris Auto Speedway- Perris Auto Speedway has provided its comments, which are enclosed in this Response. • Department of Food and Agriculture/Division of Fairs and Expositions- The 46th DAA is governed and operated by the State of California, thru the direction of California Department of Food and Agriculture, and the Division of Fairs and Expositions. The 46th DAA has provided information contacts and introduced DWR personnel to Division of Fairs and Exposition key personnel to begin conversation by and between State agencies to better resolve the of State of California. • Electronic message center- Electronic message center may need to be relocated for the emergency release outlet, concern and impact would be significant if the message center was relocated a greater distance from Ramona expressway. Larger and more visible message center may be required to maintain the same visual impressions. • Sewer lift station- The lift station and primary sewer line may be relocated within the emergency release outlet will require additional review and study. • Construction work schedule- If in fact that construction is ongoing on the fairgrounds and bridge consideration should be given for the somewhat seasonal nature of business’s on the property	

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	with prime ingress and egress of activities defined with fair and fairground renters. • Economic Impact of lease holders- The economic impact of construction, closing points of primary entrance to the fairgrounds will significantly impact each event by less paid gate fees and attendance, less spending on food and beverage, less funding paid to vendors, less parking revenues, less spin off spending and subsequently less revenue generated and paid to 46th DAA. Analysis indicates that this may in the ranges of 30% to 50%. Less revenue to the lease holders and paid to the fairgrounds, the larger revenue generating leases are smaller flat fees with percentages paid to fair will be significant less.	