

## **11.0 Mitigation Monitoring and Reporting Program**





## 11.0 MITIGATION MONITORING AND REPORTING PROGRAM

The mitigation measures that will be implemented to avoid/reduce the Project's potential environmental impacts are specified in DSEIR [Section 1.0](#) and [Section 5.0](#). Public Resources Code (PRC) § 21081.6 requires a public agency to adopt a monitoring and reporting program for assessing and ensuring compliance with any required mitigation measures applied to the proposed development:

*... the public agency shall adopt a reporting or monitoring program for the changes to the project which it has adopted, or made a condition of project approval, in order to mitigate or avoid significant effects on the environment.*

PRC Section § 21081.6 provides general guidelines for implementing mitigation monitoring programs and indicates that specific reporting and/or monitoring requirements, to be enforced during Project implementation, must be defined before Final EIR certification.

The following mitigation monitoring table lists mitigation measures that can be included as conditions of approval for the Project. These measures correspond to those outlined in DSEIR [Section 1.0](#) and [Section 5.0](#). To ensure that the mitigation measures are properly implemented, a Mitigation Monitoring and Reporting Program (MMRP) has been prepared to identify the timing and responsibility for monitoring each measure. The Cambria Community Services District (CCSD) will have the primary responsibility for monitoring and reporting implementation of the mitigation measures.



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<b>AESTHETICS</b>						
AES-1	Prior to commencement of construction activities for Mitigation Measures AES-2 and BIO-3, the CCSD shall confirm that the plans and specifications stipulate that, Project construction shall implement standard practices to minimize potential adverse impacts to the site's visual character, including the following: <ul style="list-style-type: none"> <li>• Construction staging areas shall be located as far as practicable from sensitive receptors; and</li> <li>• Construction areas shall receive appropriate routine maintenance to minimize unnecessary debris piles.</li> </ul>	Prior to Commencement of Construction	Confirm Plans and Specifications	Cambria Community Services District		
AES-2	Within one year of completion of the SEIR process and completion of all necessary regulatory agency permits, the CCSD shall remove the five mechanical spray evaporators along with their enclosures and decommission the evaporation pond. The AWTP RO concentrate shall be discharged to four (4) above-ground storage tanks prior to offsite disposal, instead of the evaporation pond.	Within One Year of Completion of SEIR Process and Completion of All Regulatory Permits	Remove Mechanical Spray Evaporators, Decommission Evaporation Pond, and Install Netting	Cambria Community Services District		
AES-3	Within one year of completion of the SEIR process and completion of all necessary regulatory agency permits, the CCSD shall color treat the Advanced Water Treatment Plant (AWTP), where reasonable, such that the facilities blend into the surrounding area. Color treatments shall be recommended by a licensed Landscape Architect and by the County. Prior to installation of the Surface Water Treatment Plant (SWTP), it shall be color treated, where reasonable, consistent with the AWTP. Until emptied, the decommissioned pond shall be covered by a net that: is designed and constructed such that it is not hazardous to avian species, as verified by a USFWS-approved Biologist; floats on the RO concentrate; is colored treated such that it blends into the surrounding area, as recommended by a licensed Landscape Architect and the County; and is anchored to withstand high wind conditions (such as those brought on by winter storms).	Within One Year of Completion of SEIR Process and Completion of All Necessary Regulatory Permits	Color Treatment of The AWTP	Cambria Community Services District County of San Luis Obispo		



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AES-4	Within one year of completion of the SEIR process and completion of all necessary regulatory agency permits, the CCSD shall hydroseed areas where native vegetation has been removed, where feasible. The County shall confirm that all species selected for hydroseed are indigenous to the area.	Within One Year of Completion of SEIR Process and Completion of All Necessary Regulatory Permits	Hydroseed Areas Where Native Vegetation Was Removed	Cambria Community Services District  County of San Luis Obispo			
<b>AIR QUALITY</b>							
AQ-1	<p>The following measures shall be incorporated into the construction phase of the Project and shown on all applicable plans:</p> <ul style="list-style-type: none"> <li>a. Maintain all construction equipment in proper tune according to manufacturer's specifications;</li> <li>b. Fuel all off-road and portable diesel powered equipment, including but not limited to bulldozers, graders, cranes, loaders, scrapers, backhoes, generator sets, compressors, auxiliary power units, with ARB certified motor vehicle diesel fuel (non-taxed version suitable for use off-road);</li> <li>c. Maximize to the extent feasible, the use of diesel construction equipment meeting the ARB's 1996 or newer certification standard for off-road heavy-duty diesel engines;</li> <li>d. Install diesel oxidation catalysts (DOC), catalyzed diesel particulate filters (CDPF) or other APCD approved emission reduction retrofit devices (determination of the appropriate CBACT control device(s) for the Project must be performed in consultation with APCD staff).</li> </ul> <p>Additional Construction Equipment Measures:</p> <ul style="list-style-type: none"> <li>e. Electrify equipment where feasible;</li> <li>f. Substitute gasoline-powered for diesel-powered equipment, where feasible;</li> </ul>	During Construction	Incorporate Measures Into Construction Activities and Show On All Applicable Plans	Cambria Community Services District			



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<p>g. Use alternatively fueled construction equipment on site where feasible, such as compressed natural gas (CNG), liquefied natural gas (LNG), propane, or biodiesel;</p> <p>h. Use equipment that has Caterpillar pre-chamber diesel engines;</p> <p>i. Implement activity management techniques as follows:</p> <ul style="list-style-type: none"> <li>i. Develop of a comprehensive construction activity management plan designed to minimize the amount of large construction equipment operating during any given time period;</li> <li>ii. Schedule of construction truck trips during non-peak hours to reduce peak hour emissions;</li> <li>iii. Limit the length of the construction work-day period, if necessary;</li> <li>iv. Phase construction activities, if appropriate.</li> </ul> <p>Fugitive PM<sub>10</sub> Mitigation Measures. All required PM<sub>10</sub> measures shall be shown on applicable grading or construction plans. In addition, the developer shall designate personnel to insure compliance and monitor the effectiveness of the required dust control measures (as conditions dictate, monitor duties may be necessary on weekends and holidays to insure compliance); the name and telephone number of the designated monitor(s) shall be provided to the APCD prior to construction/ grading permit issuance.</p> <p>j. Reduce the amount of the disturbed area where possible;</p> <p>k. Use of water trucks or sprinkler systems in sufficient quantities to prevent airborne dust from leaving the site. Increased watering frequency would be required whenever wind speeds exceed 15 mph. Reclaimed (nonpotable) water should be used whenever possible;</p> <p>l. All dirt stock-pile areas should be sprayed daily as needed;</p> <p>m. Permanent dust control measures identified in the approved project revegetation and landscape plans should be implemented</p>						



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<p>as soon as possible following completion of any soil disturbing activities;</p> <p>n. Exposed ground areas that are planned to be reworked at dates greater than one month after initial grading should be sown with a fast-germinating native grass seed and watered until vegetation is established;</p> <p>o. All disturbed soil areas not subject to revegetation should be stabilized using approved chemical soil binders, jute netting, or other methods approved in advance by the APCD;</p> <p>p. All roadways, driveways, sidewalks, etc. to be paved should be completed as soon as possible. In addition, building pads should be laid as soon as possible after grading unless seeding or soil binders are used;</p> <p>q. Vehicle speed for all construction vehicles shall not exceed 15 mph on any unpaved surface at the construction site;</p> <p>r. All trucks hauling dirt, sand, soil, or other loose materials are to be covered or should maintain at least two feet of freeboard (minimum vertical distance between top of load and top of trailer) in accordance with CVC Section 23114. (E-CDP Condition 9)</p>						
<p>BIO-1</p> <p><u>Special-Status Plants</u>. Prior to commencing site disturbing activities, a County-approved biologist/botanist shall conduct a botanical survey for special-status plants, including, but not limited to, the Cambria morning glory, Carmel Valley bush mallow, compact cobwebby thistle, most beautiful jewel-flower, Obispo Indian paintbrush, and woodland woollythreads. The CCSD shall make every effort to avoid the removal of identified special-status plants during construction activities. If the removal of such plants cannot be avoided, the CCSD shall transplant them on the subject property. (E-CDP Condition 23)</p>	<p>Prior to Site Disturbance</p> <p>During Construction</p>	<p>Conduct Botanical Survey For Special-Status Plants</p> <p>Avoid Removal of Special-Status Plants During Construction</p>	<p>San Luis Obispo County &amp; Cambria Community Services District</p>			





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BIO-2	<u>Upland Vegetation</u> . Prior to Project completion, disturbed areas within the Project boundaries shall be revegetated with an assemblage of native riparian, wetland, and upland vegetation suitable for the area. Locally collected plant materials shall be used to the extent practical. Invasive, exotic plants shall be prohibited. This measure shall apply to all disturbed areas unless determined not practical or feasible by the County. (E-CDP Condition 18)	Prior to Project Completion	Revegetate Disturbed Areas Within Project Boundaries	Cambria Community Services District  County of San Luis Obispo			
BIO-3	Within one year of SEIR certification, and within 90 days following completion of all regulatory approvals necessary to allow for the extension of the lagoon water discharge (whichever occurs last), and to avoid biasing Well 16D1 water quality samples (as requested by the RWQCB) and more efficiently deliver surface water into San Simeon Creek to maintain water levels at San Simeon Creek Lagoon, the CCSD shall remove the surface discharge structure and relocate the surface discharge point further south to the San Simeon Creek bank. At the discharge point, articulating concrete block (ACB) (Armorflex or similar) lining shall be installed to protect the northern San Simeon Creek channel bank from erosion. The lining shall allow for the continued growth of riparian vegetation, further protecting the channel from any potential erosion and avoiding/reducing any sedimentation within the water bodies.	Within One Year of SEIR Certification and Within 90 Days Following Completion of All Regulatory Approvals (Whichever Occurs Last)	Remove and Relocate Surface Discharge Point	Cambria Community Services District			
BIO-4	<u>Trash and Construction Debris</u> . During construction/ground disturbing activities, all trash that may attract CRLF predators shall be properly contained, removed from the work site, and disposed of regularly. Prior to Project completion, all trash and construction debris shall be removed from work areas. (E-CDP Condition 16)	During Construction/Ground Disturbing Activities	Trash Containment and Disposal	Cambria Community Services District			



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BIO-5	<u>Construction Equipment.</u> During construction/ground disturbing activities, all refueling, maintenance, and staging of equipment and vehicles shall occur at least 100 feet from riparian habitat or water bodies and not in a location from where a spill would drain directly toward aquatic habitat. The monitor shall ensure contamination of habitat does not occur during such operations. Prior to commencement of grading/ construction activities, the monitor shall ensure that a plan is in place for prompt and effective response to any accidental spills. All workers shall be informed of the importance of preventing spills and appropriate measures to take should a spill occur. (E-CDP Condition 17)	Prior to and During Construction/Ground Disturbing Activities	Equipment and Vehicles Staged At Least 100 Feet Away From Aquatic Habitat  Containment Plan In Place For Response to Any Accidental Spills  Inform Workers of Spill Prevention and Response	Cambria Community Services District			
BIO-6	<u>Construction-Related Water Quality.</u> Best Management Practices (BMPs) shall be implemented during construction to minimize sediment from entering nearby water bodies or prominent drainage courses. During/after construction/ground disturbing activities, if these BMPs are ineffective, the CCSD shall work with the monitor/biologist and resident engineer, in consultation with USFWS, to install effective measures prior to the next rain event. (E-CDP Condition 20)	During and After Construction/Ground Disturbing Activities	Implement Water Quality Bmps	Cambria Community Services District			
BIO-7	<u>Adaptive Management Plan.</u> The CCSD shall develop and implement an Adaptive Management Program (AMP) for post construction operations upon commencement of SWF operations. The AMP shall be incorporated while the SWF is operating and indefinitely until the SWF is no longer in use or until deemed no longer necessary by applicable regulatory agencies. The AMP is intended to monitor and protect the lagoon, creek, and riparian habitats adjacent to the Project site and, by extension, protect the species that inhabit it. The AMP's primary goal shall be to monitor the response of the lagoon, creeks, and riparian habitats to SWF operations. This shall include, but not be limited to, the following:	During Project Operational Phase	Develop and Implement An Adaptive Management Program (AMP)	Cambria Community Services District			



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<ul style="list-style-type: none"> <li>Regular monitoring of groundwater levels, surface water levels, surface water flow, in-stream and riparian habitat extent and health, available in-stream and fish habitat, and water quality;</li> <li>Surveys for tidewater goby, steelhead, CRLF, western pond turtle, and/or two-striped garter snake a minimum of two times per year to measure population levels over time; and</li> <li>Monitoring of riparian vegetation in the water bodies and in their upland extents.</li> </ul> <p>Based on the results of the biological monitoring and any noted adverse changes in these habitats, SWF operations shall be adjusted such that the amount of treated water that is injected or discharged back into the system, is either increased or decreased to restore affected habitat features. It is expected that approximately 100 gpm of water would be returned at any one time.</p>						
BIO-8 <u>Construction Fencing.</u> Sturdy and highly visible protective fencing shall be placed around all existing trees and riparian vegetation within 50 feet of the Project site. Plan notes shall indicate this fence shall remain in place for the duration of Project construction. (E-CDP Condition 12)	Prior to and During Construction	Protective Temporary Fencing Around Trees and Riparian Vegetation	Cambria Community Services District			
BIO-9 <u>CRLF Pre-Construction Survey.</u> Prior to commencement of grading activities, a USFWS-approved biologist shall survey the Project site 48 hours before the onset of work activities. If any life stage of the California Red-legged Frog (CRLF) is found and these individuals are likely to be killed or injured by work activities, the biologist shall be allowed sufficient time to move them from the site before work activities begin. The biologist shall relocate the CRLF the shortest distance possible to a location that contains suitable habitat and shall not be affected by activities associated with the proposed Project. The biologist shall maintain detailed records of any individuals that are	48 Hours Prior to Commencement of Grading Activities	Project Site Survey For Crff  Relocation of Crff, If Found	U.S. Fish and Wildlife Service & Cambria Community Services District			



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	moved (e.g., size, coloration, distinguishing features, digital images, etc.) to assist in determining whether translocated animals are returning to the original point of capture. (E-CDP Condition 13)					
BIO-10	<u>Construction Personnel Training.</u> Prior to commencement of grading activities, a USFWS-approved biologist shall conduct a training session for all construction personnel. At a minimum, the training shall include a description of the CRLF and its habitat, the specific measures that are being implemented to conserve the CRLF for the current Project, and the boundaries within which the Project may be accomplished. Brochures, books, and briefings may be used in the training session, provided that a qualified person is on hand to answer any questions. (E-CDP Condition 14)	Prior to Commencement of Grading Activities	Construction Worker Training Session For CRLF and Its Habitat	U.S. Fish and Wildlife Service & Cambria Community Services District		
BIO-11	<u>CRLF Monitor.</u> A USFWS-approved biologist shall be present at the work site until all CRLF have been removed, workers have been instructed, and disturbance of habitat has been completed. After this time, the County shall designate a person to monitor onsite compliance with all minimization measures. The biologist shall ensure that this monitor receives the training outlined above and in the identification of CRLF. If the monitor/biologist determine CRLF impacts are greater than anticipated or approved, work shall stop until the issue is resolved. The monitor/biologist shall immediately contact the resident engineer (the engineer overseeing and in command of the construction activities), where the resident engineer shall either resolve the situation by eliminating the effect immediately, or require that all actions which are causing these effects be halted. If work is stopped, the County/ USFWS shall be notified as soon as is reasonably possible. (E-CDP Condition 15)	Prior to and During Construction	CRLF Biological Monitor	U.S. Fish and Wildlife Service  County of San Luis Obispo  Cambria Community Services District		
BIO-12	<u>Site Topography.</u> Prior to Project completion, whichever occurs first, to the extent practical, contours shall be returned to as close to original, unless it is determined by the biologist that the new contours provide greater benefit for the CRLF. (E-CDP Condition 19)	Prior to Project Completion	Return Contours As Close to Original State As Possible	Cambria Community Services District		



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BIO-13	<u>Water Impoundment.</u> Unless approved by the USFWS, or otherwise mitigated by the frog-exclusion fence currently installed around the evaporation pond perimeter, water shall not be impounded in a manner that may attract CRLF. (E-CDP Condition 21)	During Construction and Operation	Water Shall Not Be Impounded	U.S. Fish and Wildlife Service  Cambria Community Services District			
BIO-14	<u>Project Completion Report.</u> Prior to Project completion, the CCSD shall submit to the County and USFWS, a Project completion report form, completed by the USFWS-approved biologist. The report form shall identify any recommended modifications or protective measures, if additional stipulations to protect CRLF are warranted, or if alternative measures would facilitate compliance with the provisions of this consultation. (E-CDP Condition 22)	Prior to Project Completion	Submit Project Completion Report Form	Cambria Community Services District  County of San Luis Obispo  U.S. Fish and Wildlife Service			
BIO-15	<u>Groundwater Pumping – Biological Monitoring.</u> During SWF operations, the CCSD shall continue with its existing efforts to monitor the creek habitat adjacent to, and downstream from the Project area, as required by the AMP. Should migrating steelhead reappear within the San Simeon Creek while the SWF is in operation, the CCSD shall implement efforts to avoid potentially impacting their movement prior to the creek naturally running dry and flowing as subsurface flow during the dry season. Such efforts may include alternating the use of production wells between the San Simeon and Santa Rosa aquifers, and/or coordination to pumping regimes being practiced by/with other riparian irrigators during such migration periods, invoking conservation/demand management measures, as well as operating the SWF to provide its lagoon water discharge.	During Project Operations	Continue Monitoring Creek Habitat Adjacent to, and Downstream of Project Area  Implement Efforts to Avoid Impacting Movement of Migrating Steelhead, If Present	Cambria Community Services District			



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BIO-16	<u>Pre-Construction Bird Survey</u> . No more than one week prior to construction, a qualified biologist shall conduct a preconstruction nesting bird clearance survey in all work areas and all areas within 500 feet of the general construction zone. Active nests shall be given an avoidance buffer, typically 300 feet for non-listed, non-raptor species, and 500 feet for listed or raptor species. This buffer shall remain in place until the young fledge or the nest otherwise becomes inactive, and may be reduced with approval from CDFW and/or USFWS.	No More Than One Week Prior to Construction	Conduct A Preconstruction Nesting Bird Clearance Survey  Active Nests Shall Be Given Avoidance Buffer During Construction	Cambria Community Services District  California Department of Fish and Wildlife  U.S. Fish and Wildlife Service			
BIO-17	<u>Pre-Construction Bat Survey</u> . If deemed necessary by the CDFW, a preconstruction roosting bat survey shall be conducted within one week prior to construction. Any bat roosts found in the Project vicinity shall be protected with coordination from CDFW.	Within One Week Prior to Construction	Conduct A Preconstruction Roosting Bat Survey  Protect Active Bat Roosts Found In Project Vicinity	California Department of Fish and Wildlife  Cambria Community Services District			
BIO-18	The lagoon surface discharge structure shall be designed to avoid impacts to riparian habitat to the greatest extent feasible, while taking into account site and engineering constraints, including incorporating design revisions to relocate features and/or reduce water quality impacts. If riparian impacts cannot be avoided, the following measures shall be implemented within 180 days of SEIR certification (or Prior to Regular CDP issuance), to reduce identified impacts to less than significant:  <ul style="list-style-type: none"> <li>The CCSD shall comply with all applicable local, state, and federal regulations concerning impacts to riparian habitat, including Clean Water Act (CWA) Sections 401 and 404, and/or California Fish and Wildlife Code Section 1602. Specifically, the CCSD shall obtain a Section 401 Permit under the federal CWA from the RWQCB, a Section 404 Permit under the federal CWA from</li> </ul>	During Lagoon Surface Discharge Structure Design  Within 180 Days of SEIR Certification Or Prior to Regular CDP Issuance	Design to Avoid Riparian Habitat  Implement Appropriate Regulatory Measures and Mitigation	Cambria Community Services District  California Department of Fish and Wildlife  U.S. Army Corps of Engineers			



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<p>ACOE, and a Section 1602 Permit under the FGC from the CDFW. All permit requirements shall be followed.</p> <ul style="list-style-type: none"> <li>In support of the regulatory agency wetland permitting process described above, a wetland delineation shall be conducted for the Project modifications (filtrate pipeline extension and discharge structure) to determine the presence and extent of jurisdictional wetlands and other waters of the U.S., and the Project impacts. The wetland delineation shall be conducted according to the protocols set forth by the ACOE.</li> <li>Impacted riparian habitat shall be mitigated at a 1:1 replacement-to-loss ratio; the final mitigation amounts shall be determined during the regulatory agency permitting process through the preparation of a Habitat Mitigation and Monitoring Plan (HMMP) by a qualified biologist. It is expected that the riparian mitigation site can occur within the Project boundaries. The HMMP shall include but not be limited to a planting plan, success criteria, monitoring protocols to determine if success criteria have been met, adaptive management protocols in the event success criteria are not met, and funding assurances.</li> </ul>							
BIO-19	The CCSD shall minimize to the extent possible the disturbance and removal of riparian vegetation in the vicinity of San Simeon Creek Lagoon during the construction and placement of the MF filtrate water pipeline. All efforts shall be made to avoid creating a permanent pathway through the vegetation while constructing the pipeline. The pipeline shall in addition contain an adequate velocity dissipation mechanism to avoid creating any scour or deterioration of the upland habitat.	During Construction	<p>Minimize Riparian Vegetation Disturbance and Removal</p> <p>Avoid Creating A Permanent Pathway Through Vegetation</p> <p>Install Adequate Velocity Dissipation Mechanism</p>	Cambria Community Services District			



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CUL-1	The CCSD shall retain a qualified archaeological monitor, approved by the County Environmental Coordinator, to be present during all site disturbance activities. Monitoring reports shall be retained by the CCSD and shared with the Environmental Coordinator's Office upon request.	During Site Disturbance Activities	Retain A Qualified Archaeological Monitor	Cambria Community Services District  County of San Luis Obispo Environmental Coordinator			
CUL-2	In the event archaeological resources are unearthed or discovered during any site disturbance activities, the CCSD, or the applicant's successor, shall be responsible to follow protocol and procedures described in CZLUO Section 22.10.040.	During Site Disturbance Activities	Follow Protocol and Procedures Described In CZLUO Section 22.10.040	Cambria Community Services District			
CUL-3	Prior to the start of construction, earthmoving personnel shall receive a cultural and paleontological sensitivity training detailing the types of artifacts and fossils that may be encountered and procedures to follow if finds occur.	Prior to Commencement of Construction	Earthmoving Personnel Shall Receive Cultural and Paleontological Sensitivity Training	Cambria Community Services District			
CUL-4	The CCSD shall retain a qualified archaeological monitor and Native American monitor, approved by the County Environmental Coordinator, to be present during all site disturbance activities within the boundaries of previously recorded sites. Monitoring reports shall be retained by the CCSD and shared with the Environmental Coordinator's Office upon request.	During Site Disturbance Activities	Retain A Qualified Archaeological Monitor and Native American Monitor	Cambria Community Services District  County of San Luis Obispo Environmental Coordinator			