



March 13, 2017

Shannon Allen, Principal Planner  
City of Berkeley Planning and Development Department  
1947 Center Street, 2<sup>nd</sup> Floor  
Berkeley, CA 94704

Subject: 1900 Fourth Street, Berkeley – Draft EIR Comments

Dear Ms. Allen,

The intent of this letter is to provide comments on the Draft Environmental Impact Report prepared for 1900 Fourth Street, in Berkeley. As you know, and as has been documented in the Draft EIR circulated by the City of Berkeley for the 1900 Fourth Street project, the Chochenyo Ohlone people have a long documented history of habitation of the lands surrounding Berkeley (and including the West Berkeley/Fourth Street area) and the broader East San Francisco Bay Area. The Native American Heritage Commission, State of California established in 1977 has long recognized The Ohlone Indian Tribe, Inc. (a non-profit organization) as a tribal entity with which to consult on tribal issues. We have participated in consultation with dozens of cities and counties throughout the Bay Area since 1964.

Pursuant to our December 2016 request that the City of Berkeley extend the Draft EIR public comment period we have held numerous discussions and conversation among our people relevant to our ancestry and connections to the land in question. We understand that the City of Berkeley has not yet heard the voices of the broader Chochenyo Ohlone community.

I have reviewed and have found the Draft Environmental Impact Report to be accurate with respect to the archeological rigor and methodology to which the site has already been subjected to. I also understand that, based on historic maps, that the site in questions was primarily under water at the edge of one our ancient settlements that was occupied from about 3,700 BC to 800 AD. The Chochenyo Ohlone also recognize that even though the site was primarily underwater that there may be found items of cultural importance to our people. Therefore, we wish to insure that the mitigations proposed for any project at this site are vigorously enforced throughout earth working activities.



The Ohlone Indian Tribe, Inc., is also pleased to receive the offer by the applicant team for the cultural contribution with respect to The Ohlones Indian Cemetery located in the Mission San Jose District of the modern City of Fremont. The Ohlones Indian Cemetery is a pre-contact Village and Mortuary complex that was repurposed as a Mission Indian Cemetery in January 1811. It should be emphasized that Chochenyo Ohlone people continue to be interred and re-interred (in the case of burial sites discovered during archeological investigations and other ground disturbing activities) at this important location – that has important pre-contact ties to the broader Chochenyo Ohlone habitation of the East Bay. Maintaining and improving this cemetery is of significant importance to the Ohlone Indian Tribe, Inc.

We thank you for your time, attention, and interest in the relationship between our tribal affairs and the lands that the Chochenyo Ohlone Community continue to inhabit in today's East Bay.

We will provide additional statements and information about our perspectives relevant to this project and those who represent us in future correspondence.

We thank you for your time, attention, and interest.

Cordially yours,

Andrew A. Galvan  
President, Board of Directors  
The Ohlone Indian Tribe, Inc.

Attachment:  
Shellmound Map

CC:

**City Council**

Arreguin, Jesse	Mayor	<a href="mailto:mayor@CityofBerkeley.info">mayor@CityofBerkeley.info</a>
Maio, Linda	District 1	<a href="mailto:Imaio@CityofBerkeley.info">Imaio@CityofBerkeley.info</a>
Davila, Cheryl	District 2	<a href="mailto:cdavila@CityofBerkeley.info">cdavila@CityofBerkeley.info</a>
Bartlett, Ben	District 3	<a href="mailto:bbartlett@CityofBerkeley.info">bbartlett@CityofBerkeley.info</a>
Vacant	District 4	-
Hahn, Sophie	District 5	<a href="mailto:shahn@CityofBerkeley.info">shahn@CityofBerkeley.info</a>
Wengraf, Susan	District 6	<a href="mailto:swengraf@CityofBerkeley.info">swengraf@CityofBerkeley.info</a>
Worthington, Kriss	District 7	<a href="mailto:kworthington@CityofBerkeley.info">kworthington@CityofBerkeley.info</a>
Droste, Lori	District 8	<a href="mailto:ldroste@CityofBerkeley.info">ldroste@CityofBerkeley.info</a>

**City Manager's Office**

Williams-Ridley, Dee	<a href="mailto:DWilliams-Ridley@cityofberkeley.info">DWilliams-Ridley@cityofberkeley.info</a>
Grogan, Jovan	<a href="mailto:jgrogan@cityofberkeley.info">jgrogan@cityofberkeley.info</a>

**City Clerk**

Numainville, Mark	Administration	<a href="mailto:mnumainville@cityofberkeley.info">mnumainville@cityofberkeley.info</a> <a href="mailto:clerk@cityofberkeley.info">clerk@cityofberkeley.info</a>
-------------------	----------------	--

**Planning and Development Director**

Allen, Shannon	Land Use	<a href="mailto:shallen@cityofberkeley.info">shallen@cityofberkeley.info</a>
Buckley, Steven	Land Use	

**Zoning Adjustments Board**

Allen, Shannon	Secretary Direct	<a href="mailto:SLAllen@cityofberkeley.info">SLAllen@cityofberkeley.info</a>
Powell, Greg	Secretary Direct	<a href="mailto:GRP1@cityofberkeley.info">GRP1@cityofberkeley.info</a>
Tregub, Igor		
Clarke, Teresa		
Erickson, John		
Selawsky, John		
Vacant		
O'Keefe, Shoshana		
Kahn, Charles		
Clark, Brazile		
Pinkston, Denise		

**Design Review Committee**

Burns, Anne	Secretary	<a href="mailto:ABurns@CityofBerkeley.info">ABurns@CityofBerkeley.info</a>
Edwards, Burton	(Chair)	
Anno, Kim	(Vice-Chair)	
Clarke, Teresa	Zoning Adjustments Board Landmarks Preservation	
Linville, Chris	Commission Appointed by Zoning	
Mitchell, Lillian	Adjustments Board	

Pink, Diana Appointed by Zoning  
Adjustments Board  
Kahn, Charles Zoning Adjustments Board

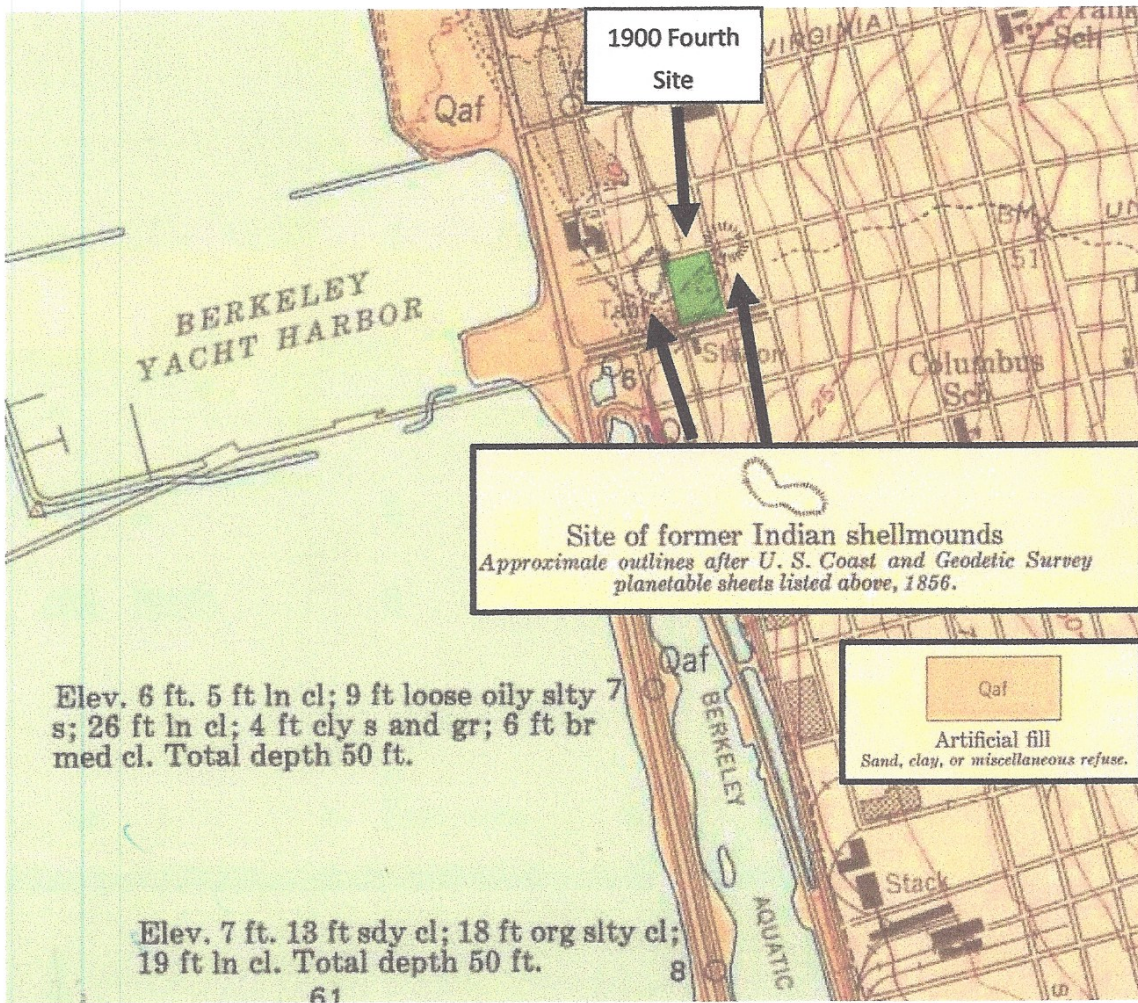
**Landmark Preservation  
Commission**

Crane, Fatema	Secretary	<a href="mailto:FCrane@CityofBerkeley.info">FCrane@CityofBerkeley.info</a>
Suczynski Smith, Kim	Mayor	
Belser, Dmitri	District 1	
Allen, Phil	District 2	<a href="mailto:allen.phil@yahoo.com">allen.phil@yahoo.com</a>
Murphy, Stephen	District 3	
Finacom, Steve	District 4	
Beil, Tom (Chairperson)	District 5	
Schwartz, Paul (Vice- Chairperson)	District 6	
Olson, Carrie	District 7	
Brown, Shannon	District 8	

**Peace and Justice  
Commission**

Brenman, Eric	Secretary	<a href="mailto:EBrenman@CityofBerkeley.info">EBrenman@CityofBerkeley.info</a>
Vacant	appointed by Mayor Arreguin	
Maran, Rita	District 1	
Gause, Rochelle	District 2	
Lippman, J. George	District 3	
Bohn, Diana	District 4	
Nicely, Mary	District 5	
Meola, Bob	District 6	
Agrawal, Trisha	District 7	
Mabanta, Alex	District 8	
Rodriguez, Zaira	BUSD	
Orozco, Catherine	BUSD	

**HISTORIC MAP: US Geological Survey, 1957 (Shellmound and creek locations sourced to 1856 map)**



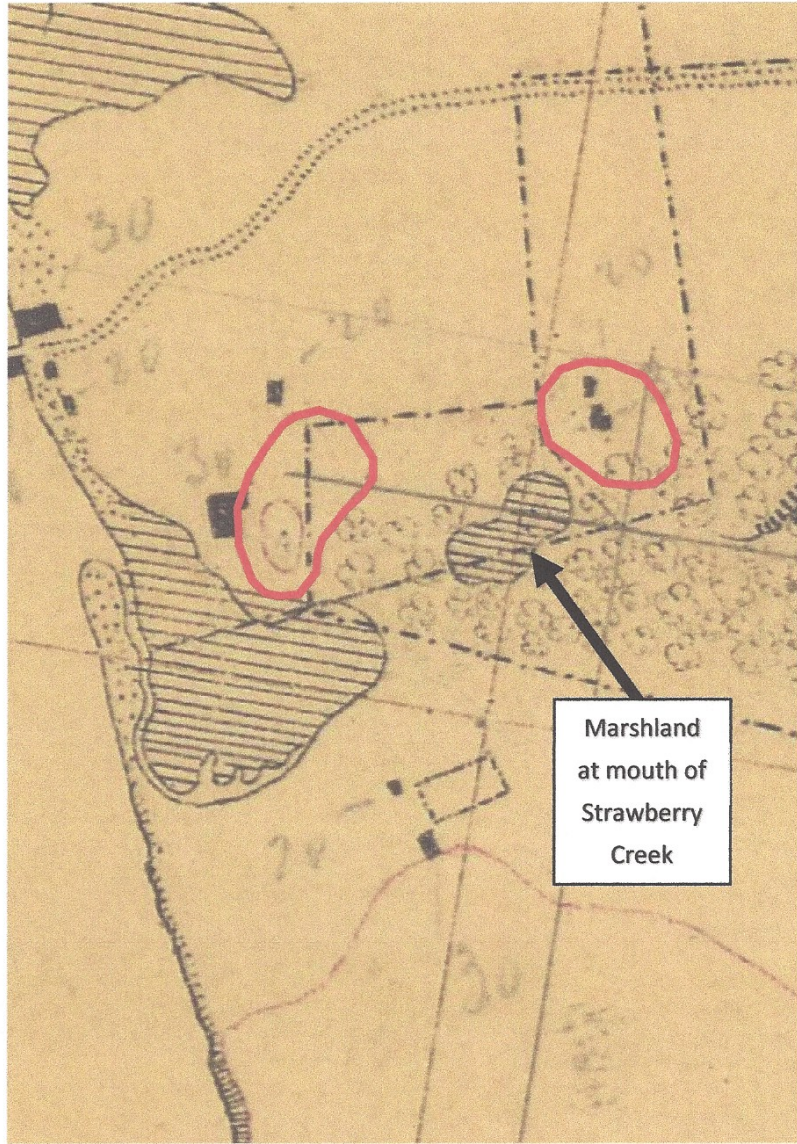
ENLARGEMENT: US Geological Survey, 1957 (Shellmound and creek locations sourced to 1856 map)



US COAST SURVEY MAP, SAN FRANCISCO BAY, 1856



**US COAST SURVEY MAP, SAN FRANCISCO BAY, 1856 [SHELLMOUND OUTLINES ENHANCED]**

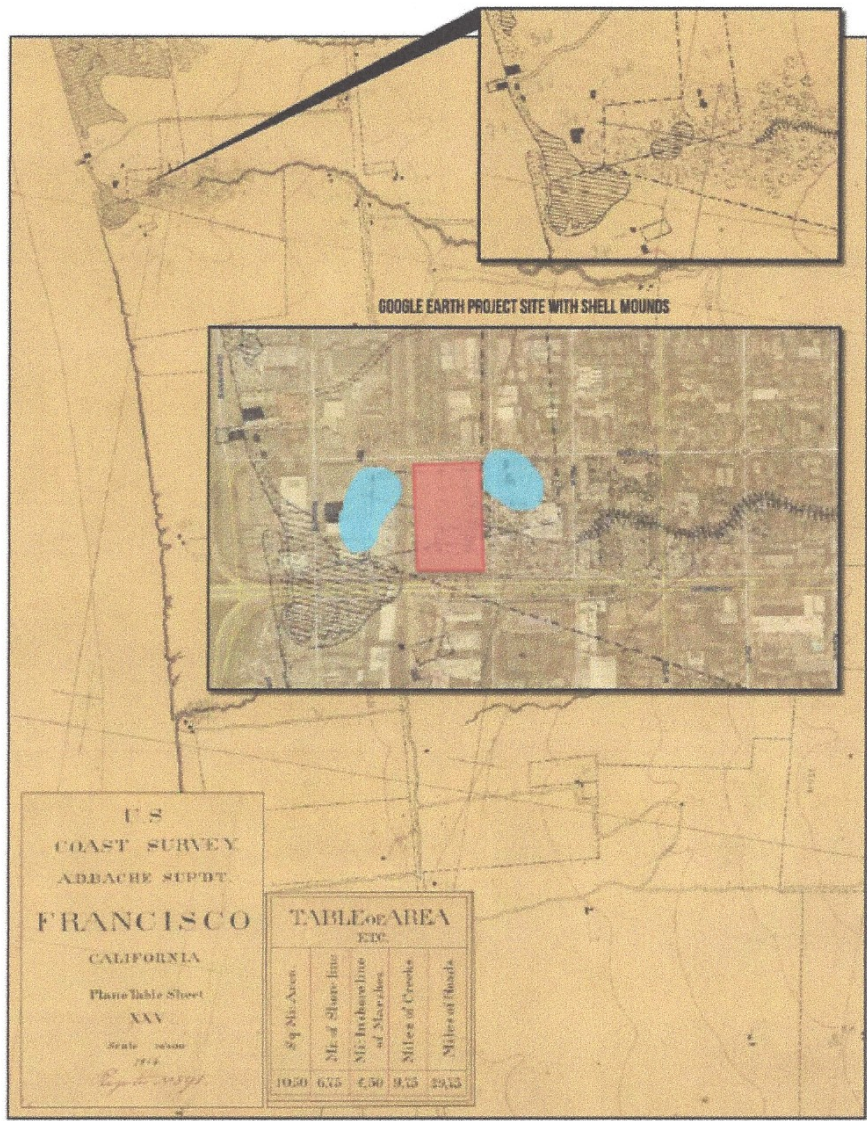




**MAP OF BERKELEY - 1856**



**PROJECT SITE**



**GOOGLE EARTH PROJECT SITE WITH SHELL MOUNDS**


U.S.  
COAST SURVEY  
ADJACENT SUP'RT  
**FRANCISCO**  
CALIFORNIA  
Plane Table Sheet  
XXX  
Scale 1:50,000  
1856  
*Exp. 1856*

**TABLE OF AREA**  
1856

Sq. Mi. Area.	Mi. of Shore-line	Mi. of Harbor-line of Slips, etc.	Miles of Creeks	Miles of Roads.
10.50	6.75	5.50	9.25	29.33

- Project Site
- Shell Mound

Base Map Reference: US Coast Survey - Map of San Francisco Bay (1856)

Proposed Mixed-Use Development University Avenue and 4th Street Berkeley, California	91-03190-D	January 2017
 Department of Civil and Environmental Engineering University of California, Berkeley	1856 Coast & Geodetic Survey	Figure 4