

California and federal laws exempt from disclosure information regarding the location of Native American archaeological sites and other culturally sensitive sites. Therefore, this document, which identifies the location of such sites, is not included in the electronic record for the Phillip Road Project EIR. Specifically, the California Public Records Act exempts from public disclosure the records of Native American graves, cemeteries, sacred places, features, and objects described in Sections 5097.9 and 5097.933 of the California Public Resources Code (Government Code Section 6254[r]). The act also exempts from public disclosure records that relate to archaeological site information and reports maintained by or in the possession of the California Department of Parks and Recreation, the State Historical Resources Commission, the California State Lands Commission, the Native American Heritage Commission, other state agencies, or local agencies, including the records that agencies obtain through a consultation process with a California Native American tribe (Government Code Section 6254.10). In addition, the CEQA Guidelines prohibit inclusion of information about the location of archaeological sites and sacred lands in an environmental impact report (Section 15120[d]). Federal law also exempts from disclosure information pertaining to sensitive cultural resource information (16 US Code Sections 470w-3[a] and 470w-3[b]).