Vol. II-A: Historic Property Survey Report and Finding of Effect

MOUNT VERNON AVENUE BRIDGE PROJECT
Bridge No. 53C-0066

City of San Bernardino, California

08-SBd-0-SBD

prepared for

City of San Bernardino

California Department of Transportation, District 8

April 2007

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HISTORIC PROPERTY SURVEY REPORT

1. UNDERTAKING DESCRIPTION AND LOCATION						
District	County	Route *(Local Agency)*	Kilo Posts *(Project prefix)*	Post Miles *(Project No.)*	Charge Unit *(Agreement)*	Expenditure Authorization *(Location)*
8	SBd	0				SBD

1st SUPPLEMENTAL

Project Description: (*Insert project description below; refer reader to location and vicinity maps in HPSR)*

The Federal Highway Administration (FHWA) and the City of San Bernardino (City) propose to replace the Mount Vernon Avenue Bridge (#56C-0066) between 2nd and 5th Street in the City of San Bernardino, San Bernardino County, California. The bridge, located approximately 0.2 miles south of State Route 66 (5th Street) and 0.7 miles west of Interstate 215 (I-215), crosses the Burlington Northern Santa Fe (BNSF) Railway mainlines, storage tracks and intermodal yard, and the Metrolink rail tracks. See Attachment A—Maps 1-3.

There are three proposed (3) alternatives. Alternative 1 (No-Build) assumes that the existing bridge would not undergo seismic retrofitting. Alternative 2 (Seismic Retrofit/Rehabilitation) would seismically retrofit, rehabilitate, and widen the existing bridge to improve its structural safety and functionality. Anticipated work would include complete deck replacement, girder strengthening, removal of lead paint and repainting, installation of new railings and roadway lighting, replacement or rehabilitation of expansion joints, and the addition of crash walls around the bridge piers. No right-of-way (R/W) acquisition would be required for Alternatives 1 and 2. See Attachment B.

Alternative 3 (Replacement) is the locally preferred alternative, which would involve removal of the existing bridge structure, construction of a replacement bridge on the same alignment and improvements to bridge approaches and roadways in the project vicinity. The replacement bridge would be 317.1 m (1,040 ft) long and 24.4 m (80 ft) wide, with four (4) 3.7 m (12 ft) lanes (2 in each direction), a 1.2 m (4 ft) wide median, and 2.4 m (8 ft) wide shoulders. This replacement alternative would require R/W acquisition.

An HPSR was completed in August 2001 for the proposed bridge replacement project. This 1st Supplemental HPSR was prepared to take into account modifications to the project design, which required changes to the Area of Potential Effects (APE).

2. AREA OF POTENTIAL EFFECTS

The Area of Potential Effects (APE) for the project was established in **consultation with Christie Hammond , Caltrans District 8 Principal Architectural Historian (PQS) and Sean Yeung, Local Assistance Engineer on 5/25/06.** The APE maps are located **in Attachment A** in this Historic Property Survey Report. The APE was established to include the revised boundary of the APE from the HPSR completed in August 2001 due to minor modifications of the project design.

3. CONSULTING PARTIES / PUBLIC PARTICIPATION

(For the following, check the appropriate line, list names, dates, and locations and results of contacts, as appropriate. List organizations/persons contacted and attach correspondence and summarize verbal comments received as appropriate.)

_ Local Government *(Head of local government, Preservation Office / Planning Department)*

•

X Native American Tribes, Groups and Individuals

- Letters to San Manuel Band of Mission Indians (Bernadette Brierty, Cultural Resources Coordinator, Geri Farr, Tribal Administrator, Peron Marquez, Chairperson, Ali Kashani, Environmental Coordinator); response from Ms. Brierty on September 21, 2004, indicating that "the tribe is unaware of any culturally sensitive areas regarding the proposed project". (See Attachment E)

X Native American Heritage Commission

- Letter dated April 28, 2004; response received May 10, 2004 with list of groups and individuals to be contacted. (Attachment E)

_ Local Historical Society / Historic Preservation Group *(also if applicable, city archives, etc.)*

- List of organizations and groups contacted is attached; no responses as of this date. (Attachment E)

_ Public Information Meetings *(list locations, dates below and attach copies of notices)*

- Public Meeting held July 21, 2004 (See Public Meeting Announcement, Attachment E): Two individuals commented on the bridge aesthetics:

1. Will the City ensure that the design of the bridge (especially the fencing) be aesthetically compatible with the community and provide a suitable appearance to visitors arriving at the Metrolink station?
2. In order to acknowledge the historic importance of the current bridge, can the City use design features in the new bridge that replicate the historic features of the existing bridge? Are there other ways the City can recognize the historic significance of the bridge (e.g., by making pieces of the bridge available to the public)? Can the bridge be designed to permit openings in the fencing for photographers' vantage points?

_ Other

-

4. SUMMARY OF IDENTIFICATION EFFORTS

X	National Register of Historic Places	Month & Year: 1979-2002 & supplements
X	California Register of Historical Resources	Year: 1992 & supplemental information to date
X	California Inventory of Historic Resources	Year: 1976
X	California Historical Landmarks	Year: 1995 & supplemental information to date
X	California Points of Historical Interest	Year: 1992 & supplemental information to date
X	State Historic Resources Commission	Year: 1980-present, minutes from quarterly meetings
X	Caltrans Historic Highway Bridge Inventory	Year: 2003 & supplemental information to date

X Archaeological Site Records [*List names of Institutions & date below*]

- San Bernardino County Archaeological Information Center, April 19, 2004

_ Other sources consulted *[e.g., historical societies, city archives, etc. List names and dates below]*

- Feldhym Library, City of San Bernardino (multiple dates)
- San Bernardino County Museum, May 12, 2004
- San Bernardino County Archives, May 12, 2004
- 2001 HPSR prepared by John W. Snyder, Preservation Services

X **Results:** *(provide a brief summary of records search and research results, as well as inventory findings)*

- no archaeological resources were identified within or adjacent to the APE (one mile radius).

5. PROPERTIES IDENTIFIED

(Check the appropriate category, list properties, or refer reader to appropriate technical study attached, according to their National Register status. Provide, as appropriate, complete address, period and level of significance, criteria, map reference, and any existing state or local designation. Do not include properties that are not within the APE. Attach previous SHPO determinations, as applicable.)

_ **No cultural resources** in project APE.

X Jessica B. Feldman, consultant architectural historian, who meets the Professionally Qualified Staff Standards in Section 106 Programmatic Agreement (Section 106 PA) Attachment 1 as a(n) Architectural Historian, has determined that the only other properties present within the APE meet the criteria for Section 106 PA Attachment 4 (**Properties Exempt from Evaluation**).

_ **Bridges listed as Category 5** in the Caltrans Historic Highway Bridge Inventory. Appropriate pages from the Caltrans Historic Bridge Inventory are attached.

_ Properties **previously determined not eligible** *(include date of determination)*:

-

_ On behalf of **FHWA**, **Caltrans** has **determined** the following properties are **not eligible**:

-

_ Caltrans, on behalf of FHWA, has determined that the following **archaeological sites** shall be considered eligible for the National Register without conducting subsurface testing or surface collection within the APE, for which the **establishment of an ESA** will protect the sites from any potential effects, in accordance with Section 106 PA Stipulation VIII.C. See attached documentation.

-

X Properties **previously listed or determined eligible** *(include date of listing or determination)*:

- 240 North Mount Vernon Avenue (APE Map Reference No. 14) determined eligible (SHPO Concurrence letter, March 1, 2002), see Attachment E. This residential building was demolished in October 2003. Documentation relating to the demolition of the historic property was prepared by Caltrans District 8 Cultural Studies staff. See Attachment D.

_ On behalf of FHWA, Caltrans has determined the following properties are **eligible**:

-

_ **State-owned** historical buildings and structures **to be added to the Master List**, per PRC §5024(d):

-

_ **State-owned** buildings and structures that are **not eligible** for the National Register or as a State Historical Landmark:

-

6. LIST OF ATTACHED DOCUMENTATION

(Provide the author/date and peer reviewer/date of the technical report)

X Project Vicinity, Location, and APE Maps (Attachment A)

_ California Historic Bridge Inventory sheet

_ Historical Resources Evaluation Report (HRER)

-

X Archaeological Survey Report (ASR) (Attachment C)

- Myra L. Frank/Jones & Stokes, August 2004

_ Archaeological Evaluation Report (CARIDAP, XPI, PII, PIII)

X Other *(Specify below)*

- Plan Sheets for Alternatives 2 & 3 (Attachment B).
- Memorandum with supporting documentation, July 26, 2006 (Demolition of 240 North Mount Vernon Avenue) (Attachment D).
- Public Participation and Consulting Parties Correspondence (Attachment E).
- SHPO Concurrence Letter for Findings in 2001 HPSR, March 1, 2002. (Attachment F)

HISTORIC PROPERTY SURVEY REPORT

7. FINDINGS – HPSR to File

(Check all that apply. Do not transmit to SHPO; file copy to CCSO)

X **No properties requiring evaluation** are present within the project's APE.

_ Properties **previously determined not eligible** in consultation with the SHPO, or formally determined not eligible by the Keeper of the National Register are present within the project's APE. Copy of SHPO/Keeper correspondence is attached.

_ Properties **previously determined eligible** in consultation with the SHPO, or formally determined eligible by the Keeper of the National Register are present within the project's APE, but **will not be affected** by the undertaking. Copy of SHPO/Keeper correspondence is attached.

_ Under the authority of FHWA, Caltrans has determined a Finding of **No Historic Properties Affected**, according to Section 106 PA Stipulation IX.A and 36 CFR 800.4(d)(1), is appropriate for this undertaking.

8. FINDINGS – HPSR to SHPO

(Check all that apply. Transmit to SHPO, copy to FHWA and CCSO)

_ Under the authority of FHWA, Caltrans has determined that there are properties evaluated as a result of the project that are **not eligible** for inclusion the National Register within the project's APE. Under Section 106 PA Stipulation VIII.C, Caltrans requests SHPO's concurrence in this determination.

_ Under the authority of FHWA, Caltrans has determined that **t**here are properties evaluated as a result of the project that are **eligible** for inclusion in the National Register within the project's APE. Under Section 106 PA Stipulation VIII.C, Caltrans requests SHPO's concurrence in this determination.

_ Under the authority of FHWA, Caltrans has determined a Finding of **No Historic Properties Affected**, according to Section 106 PA Stipulation IX.A and 36 CFR 800.4(d)(1), is appropriate for this undertaking.

_ Under the authority of FHWA, Caltrans has determined a **Finding of No Adverse Effect with Standard Conditions - ESAs**, according to Section 106 PA Stipulation X.B(2) and 36 CFR 800.5(b), is appropriate for this undertaking. *(Include description of ESAs and enforcement measures below; attach ESA Action Plan as appropriate.)*

•

_ Under the authority of FHWA, Caltrans has determined a **Finding of No Adverse Effect with Standard Conditions – Rehabilitation**, according to Section 106 PA Stipulation X.B(2) and 36 CFR 800.5(b), is appropriate for this undertaking. *[Name]*, who meets the Professionally Qualified Staff Standards in Section 106 PA Attachment 1 as Principal Architectural Historian, and has the appropriate education and experience, has reviewed the rehabilitation documentation and determined that the rehabilitation meets the Secretary of the Interior's Standards for the Treatment of Historic Properties. *(Include description of rehabilitation below or indicate below the title of the HPSR attachment that contains the description.)*

•

Findings for State-Owned Properties

_ Caltrans has determined that there are **state-owned buildings and structures** within the project limits that meet **National Register and/or the State Historical Landmarks eligibility criteria** and requests that SHPO add such resources to the Master List of Historical Resources pursuant to PRC §5024(d).

_ Caltrans has determined that this project will have **no effect/no adverse effect** to **state-owned archaeological sites, objects, districts, landscapes** within the project limits that meet National Register and/or State Historical Landmarks eligibility criteria and is providing notice and summary

to SHPO pursuant to PRC §5024(f). *(Indicate reference to Standard Conditions – ESA above, or include description of proposed treatments, ESAs, protective covenants, etc., below or indicate below which HPSR attachment contains the description.)*

- Caltrans has determined that this project will have **no effect** on **state-owned buildings and structures** within the project limits that meet National Register and/or State Historical Landmarks eligibility criteria and is providing notice and summary to SHPO pursuant to PRC §5024(f).
- Caltrans has determined that this project will have n**o adverse effect** on **state-owned buildings and structures** within the project limits that meet National Register and/or State Historical Landmarks eligibility criteria. *[Name of Caltrans PQS]*, *[applicable PQS discipline/level]* has reviewed the documentation and determined that it meets the Secretary of the Interior's Standards for the Treatment of Historic Properties. Caltrans is providing notice and summary to SHPO pursuant to PRC §5024.5. *(Indicate reference to Standard Conditions – Rehabilitation above, or include description of proposed repairs, rehabilitation, ESAs, protective covenants, etc., below or indicate below, which HPSR attachment contains the description.)*
- Caltrans has determined that this project will have an **adverse effect** to **state-owned archaeological sites, objects, districts, landscapes** within the project limits that meet National Register and/or State Historical Landmarks eligibility criteria and is providing notice and summary to SHPO pursuant to PRC §5024(f). *(Include below a description of alternatives considered and proposed mitigation measures, or indicate below which HPSR attachment contains the description.)*
- Caltrans has determined that this project will have an **adverse effect** on **state-owned buildings and structures** within the project limits that meet National Register and/or State Historical Landmarks eligibility criteria. Caltrans is providing notice and summary to SHPO pursuant to PRC §5024.5. *(Include below a description of alternatives considered and proposed mitigation measures, or indicate below which HPSR attachment contains the description.)*
- For **state-owned qualified historical buildings and properties** within the project limits, Caltrans has **applied the California Historical Building Code** (CHBC) to relevant sections of the current code(s) and/or standards and, if applicable, has consulted with the State Historical Building Safety Board (SHBSB) through its Executive Director pursuant to Health and Safety Code Section 18961 and its implementing regulations at California Code of Regulations Title 24 Part 8 Section8-103.2. [*Indicate below whether use of current code(s) and standards adversely affected character-defining features of the property and describe the alternative solutions under the CHBC, or indicate below which HPSR attachment contains the description. If applicable, attach copies of correspondence with the SHBSB or its Executive Director.)*

9. HPSR PREPARATION AND DEPARTMENT APPROVAL

HISTORIC PROPERTY SURVEY REPORT

Prepared by *(sign on line)*:

District ___ Caltrans PQS/Generalist:	*PQS level and discipline]*	Date

Prepared by: *(sign on line)*

Consultant / discipline:	Jessica B. Feldman Architectural Historian	4/26/07 Date
Affiliation	Myra L. Frank/Jones and Stokes, Los Angeles	

Reviewed for approval by: *(sign on line)*

District 8 Caltrans PQS discipline/level:	Christie Hammond Principal Architectural Historian	6/12/07 Date

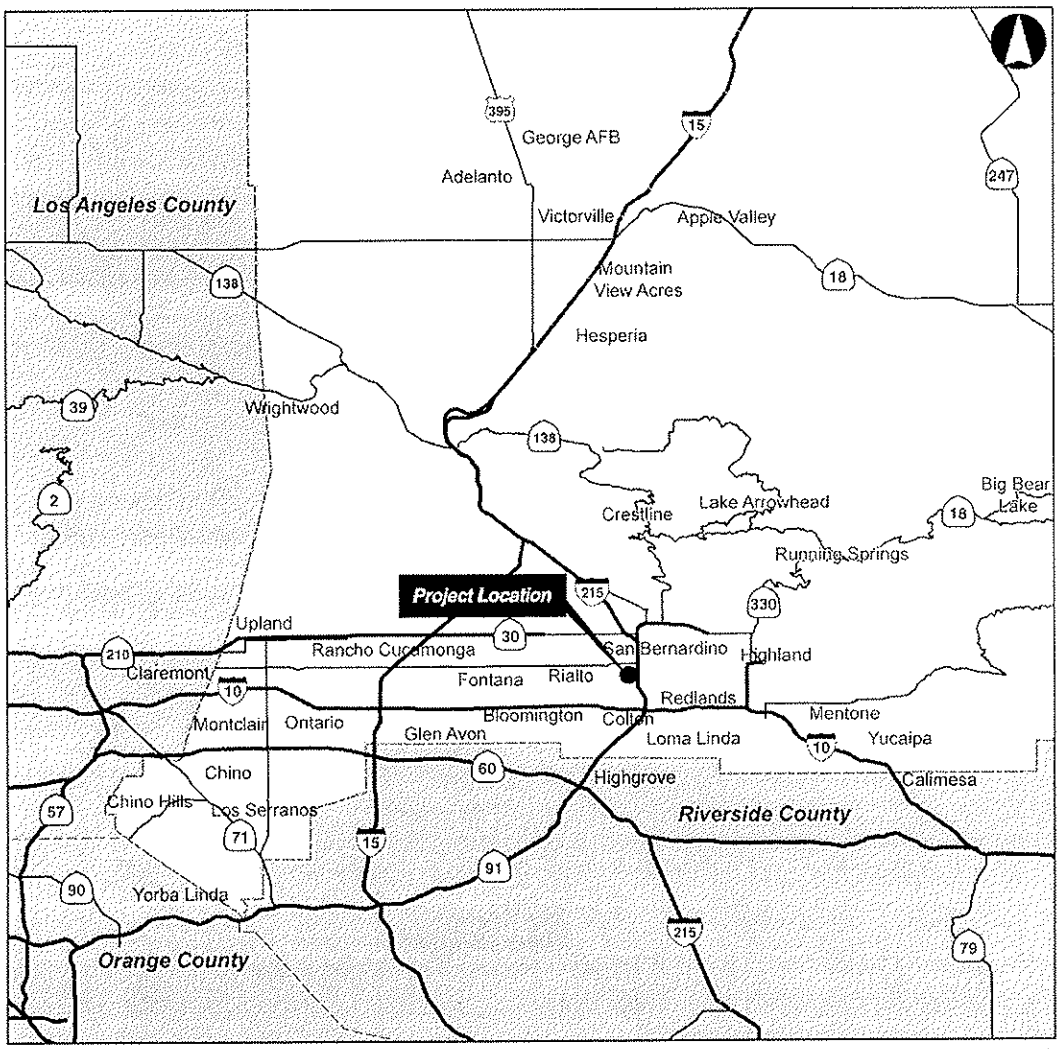
Approved by: *(sign on line)*

District 8 EBC:	Christie Hammond for David Bricker Environmental Support/Cultural Studies	6/12/07 Date

Attachment A:

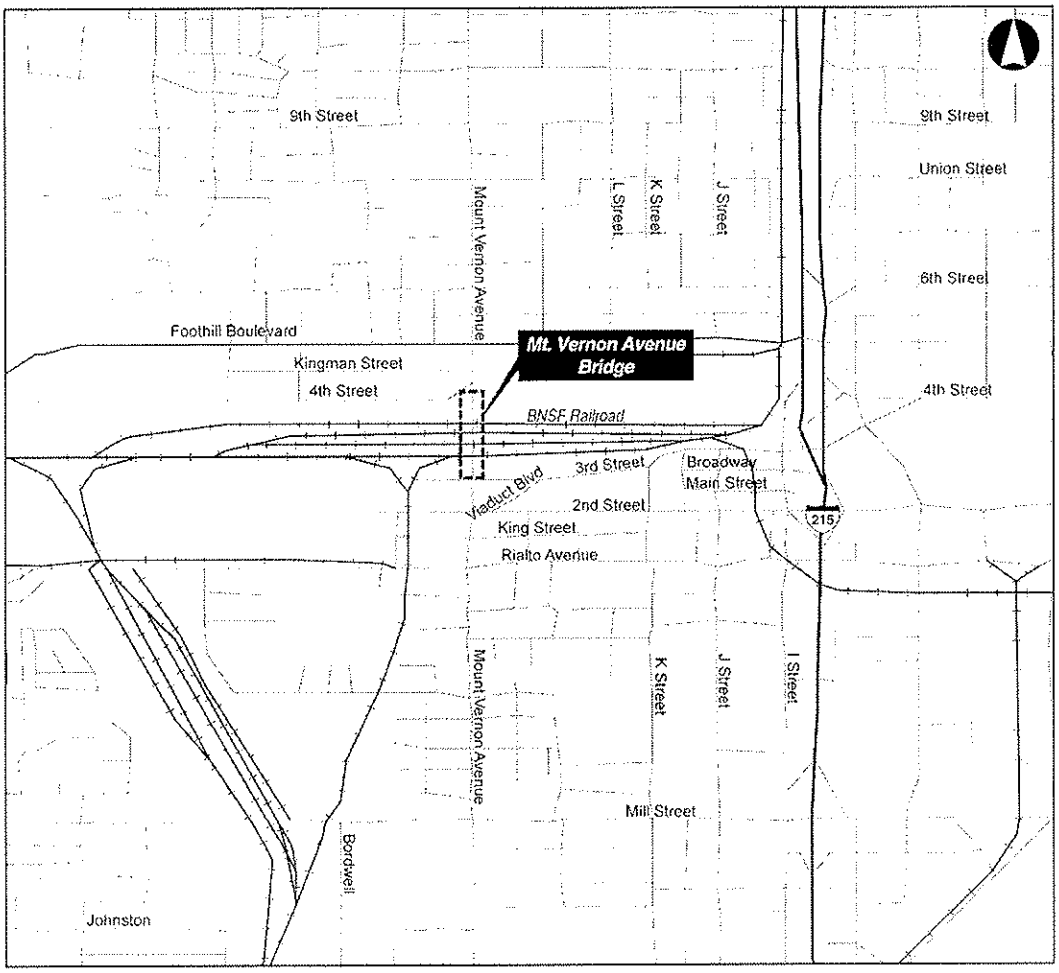
Project Vicinity, Location, and APE Maps

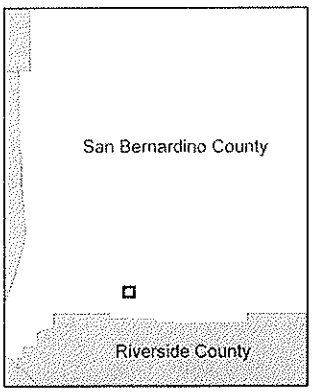
Map 1: Project Location Map



Mount Vernon Avenue Bridge Project
Bridge No. 54C-0066
City of San Bernardino, San Bernardino County
08-SBd-O-SBD

Attachment 2: Project Vicinity Map





Sources: U.S. Census Bureau TIGER Data, 2000; Myra L. Frank/Jones & Stokes, 2004

0 0.1 0.2 0.4 0.6 0.8 Miles

0 0.2 0.4 0.6 0.8 Kilometers

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Bridge No. 54C-0066
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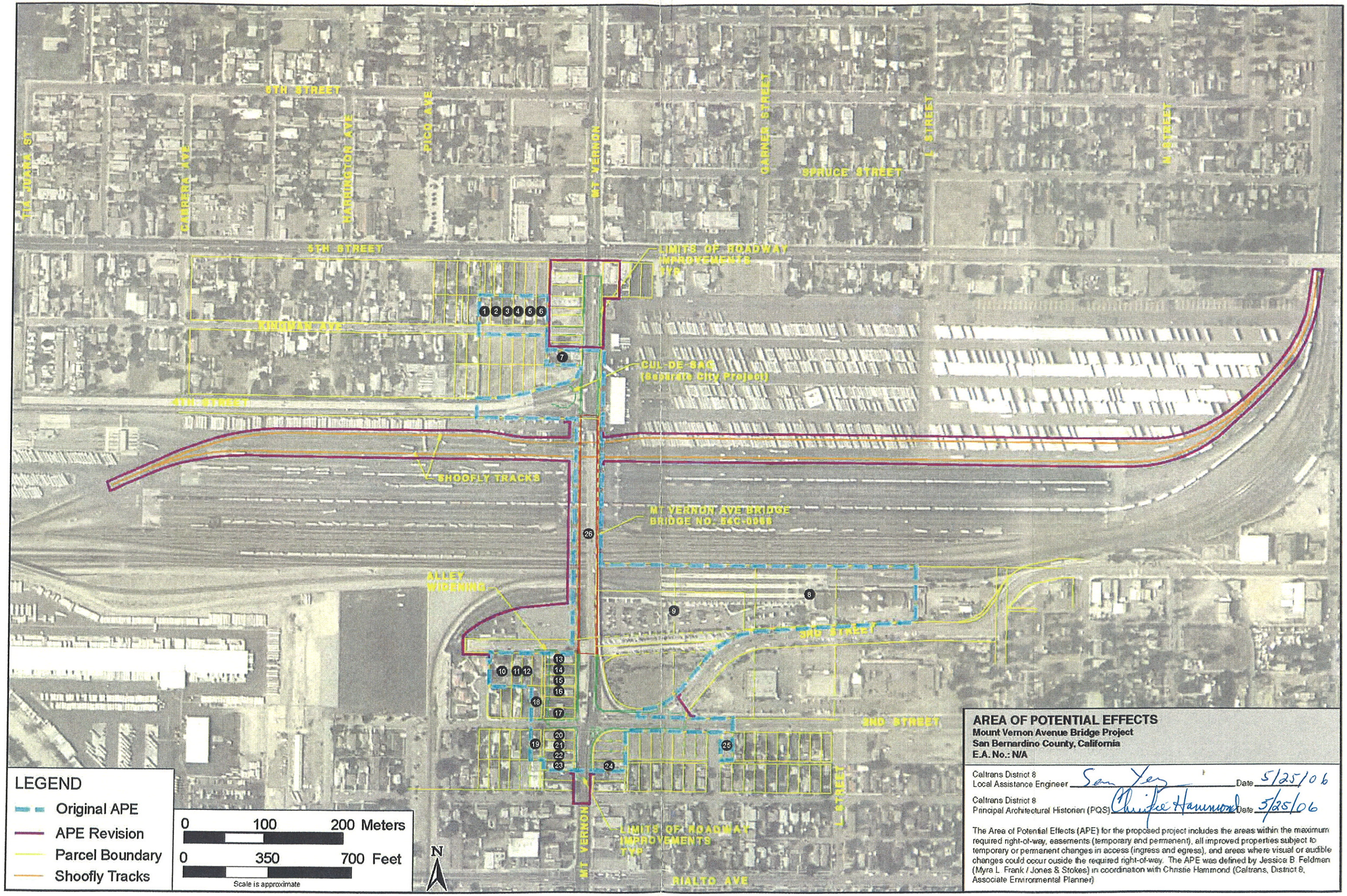


AREA OF POTENTIAL EFFECTS

Mount Vernon Avenue Bridge Project
San Bernardino County, California
E.A. No.: N/A

Caltrans District 8
Local Assistance Engineer Sam Yen Date 5/25/06

Caltrans District 8
Principal Architectural Historian (PQS) Christie Hammond Date 5/25/06

The Area of Potential Effects (APE) for the proposed project includes the areas within the maximum required right-of-way, easements (temporary and permanent), all improved properties subject to temporary or permanent changes in access (ingress and egress), and areas where visual or audible changes could occur ouside the required right-of-way. The APE was defined by Jessica B. Feldman (Myra L. Frank / Jones & Stokes) in coordination with Christie Hammond (Caltrans, District 8, Associate Environmental Planner)

Attachment B:

Plan Sheets for Alternatives 2 & 3

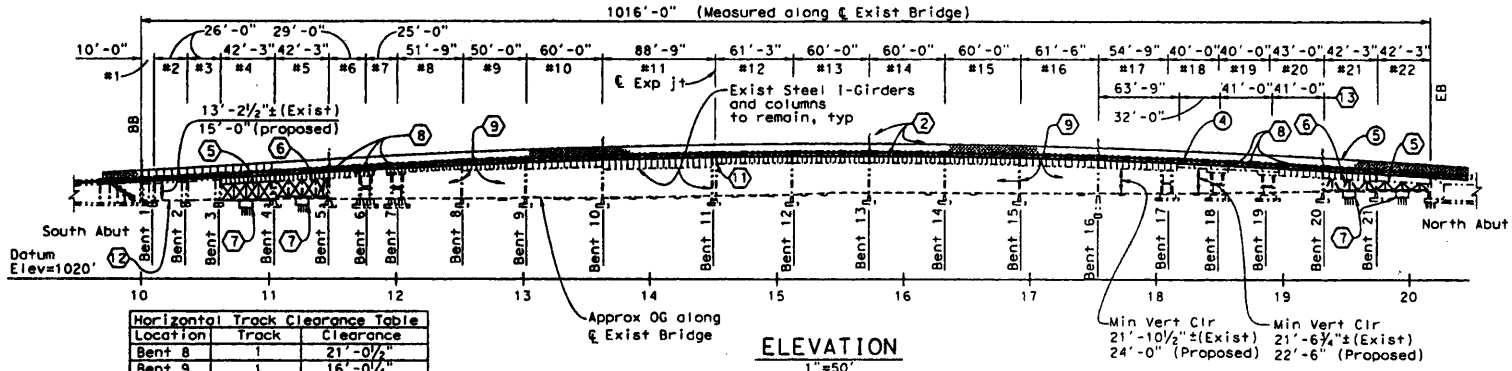
Plans for Alternative 2 (Seismic Retrofit/Rehabilitation)

PREPARED FOR THE CITY OF SAN BERNARDINO

DIST.	COUNTY	ROUTE	POST MILES TOTAL PROJECT
08	SBd		

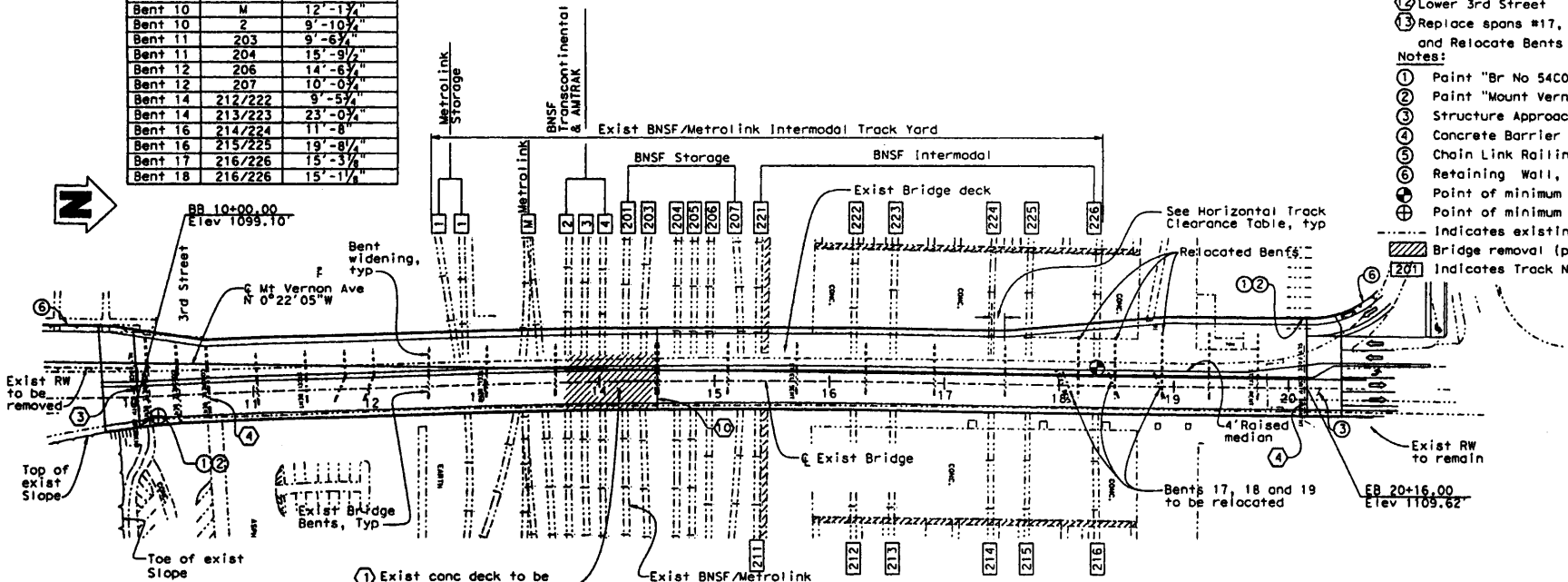
City of San Bernardino
300 North "D" Street
SAN BERNARDINO, CA 92408

CNS Engineers, Inc.
685 E. Carnegie Drive, Suite 215
SAN BERNARDINO, CA 92408



ELEVATION
1"=50'

Horizontal Track Clearance Table		
Location	Track	Clearance
Bent 8	1	21'-0½"
Bent 9	1	16'-0¼"
Bent 9	M	27'-4"
Bent 10	M	12'-1¾"
Bent 10	2	9'-10¾"
Bent 11	203	9'-6¾"
Bent 11	204	15'-9½"
Bent 12	206	14'-6¾"
Bent 12	207	10'-0¾"
Bent 14	212/222	9'-5¾"
Bent 14	213/223	23'-0¼"
Bent 16	214/224	11'-8"
Bent 16	215/225	19'-8¼"
Bent 17	216/226	15'-3⅛"
Bent 18	216/226	15'-1⅛"



PLAN
1"=50'

RETROFIT/REHABILITATION LEGEND:

1. Remove and replace existing concrete deck
2. Girder retrofit - install stud connectors and weld existing top and bottom cover plates
3. Abutment retrofit - seismic concrete slab
4. Concrete catcher and seat extension
5. Add longitudinal steel bracings
6. Remove and replace existing longitudinal bracing
7. Add 24" CIDH concrete piles and new footing
8. Girder HS continuity rods
9. Steel column and link beam retrofit, all bents (see Sheets 5 & 6)
10. Remove and replace existing finger joint with modular joint seal assembly
11. Add transverse steel shear keys and longitudinal cable restrainers
12. Lower 3rd Street
13. Replace spans #17, #18, #19, #20 and Relocate Bents #17, #18 and #19.

Notes:

1. Paint "Br No 54C0066"
2. Paint "Mount Vernon Ave OH"
3. Structure Approach Type N(30S)
4. Concrete Barrier Type 26 (Mod)
5. Chain Link Railing Type 7
6. Retaining Wall, see "Road Plans"

Point of minimum railroad vertical clearance
Point of minimum roadway vertical clearance
Indicates existing
Bridge removal (portion)
201 Indicates Track No. 201

ALTERNATIVE B
SHEET 1 OF 7

Note:
The Contractor shall verify all controlling field dimensions before ordering or fabricating any material.

DESIGNED BY	DATE
DRAWN BY	DATE
CHECKED BY	DATE
APPROVED	DATE

J. Lu
PROJECT ENGINEER

PLANNING STUDY

MT VERNON AVE OH

BRIDGE NO. 54C0066	CU
SCALE: As Shown	EA 08-965120

USERNAME => %USER DATE PLOTTED => %DATE TIME PLOTTED => %TIME

ADVANCE PLANNING STUDY SHEET (ENGLISH) (REV. 5/9/00)

FILE => $REQUEST

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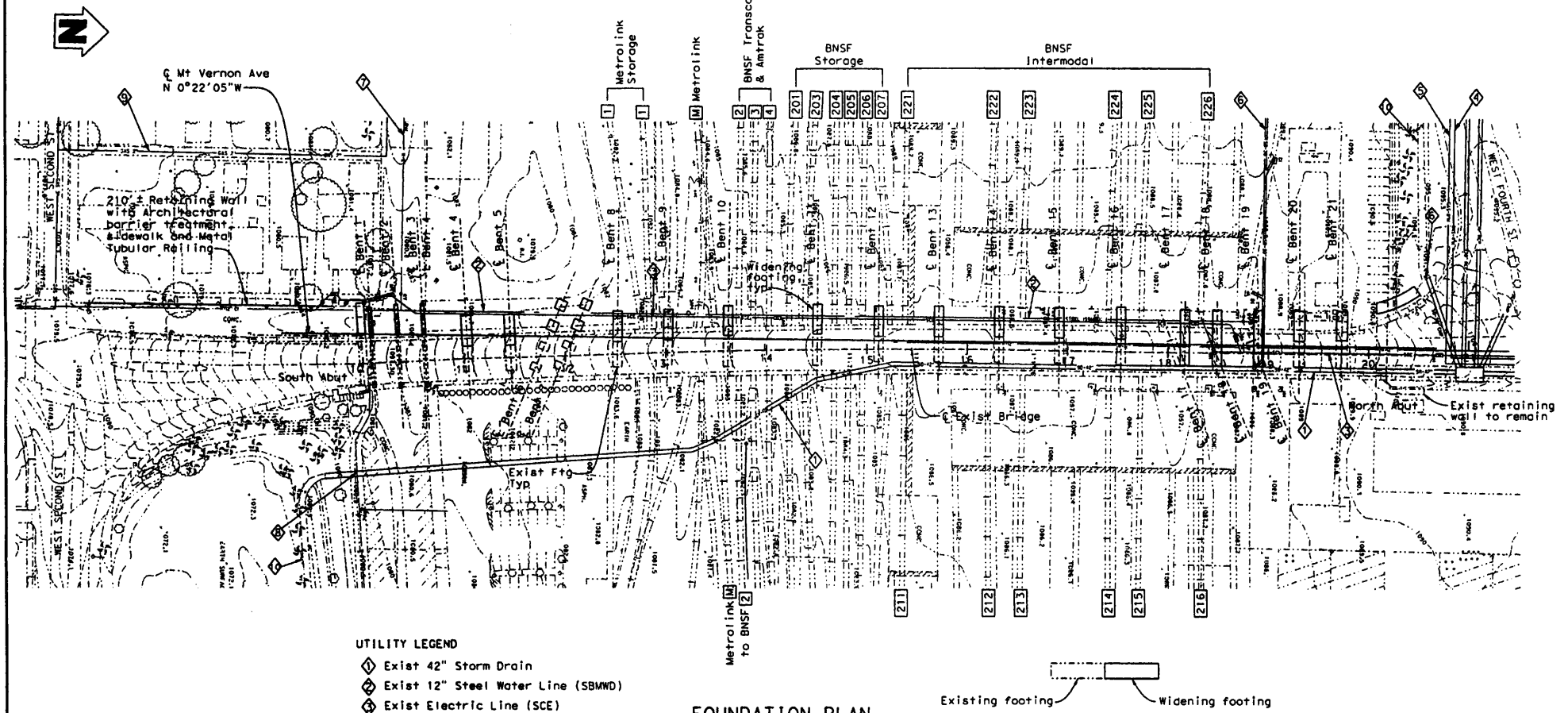

UTILITY LEGEND

1. Exist 42" Storm Drain
2. Exist 12" Steel Water Line (SBMWD)
3. Exist Electric Line (SCE)
4. Exist 4" Gas Line
5. Exist 8" Gas Line
6. Exist 30" CMP Storm Drain
7. Exist 2" Water Line
8. Exist 8" Water Line
9. Exist 2" Gas Line
10. Exist concrete lined ditch

Existing footing — Widening footing

FOUNDATION PLAN
1"=50'

ALTERNATIVE B
SHEET 2 OF 7

Note:
The Contractor shall verify all controlling field dimensions before ordering or fabricating any material.

DESIGNED BY	DATE
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APPROVED	DATE

J. LU
PROJECT ENGINEER

PLANNING STUDY
MT VERNON AVE OH

BRIDGE NO. 54C0066	CU
SCALE: As Shown	EA 08-965120

ADVANCE PLANNING STUDY SHEET (ENGLISH) (REV. 8/9/00)

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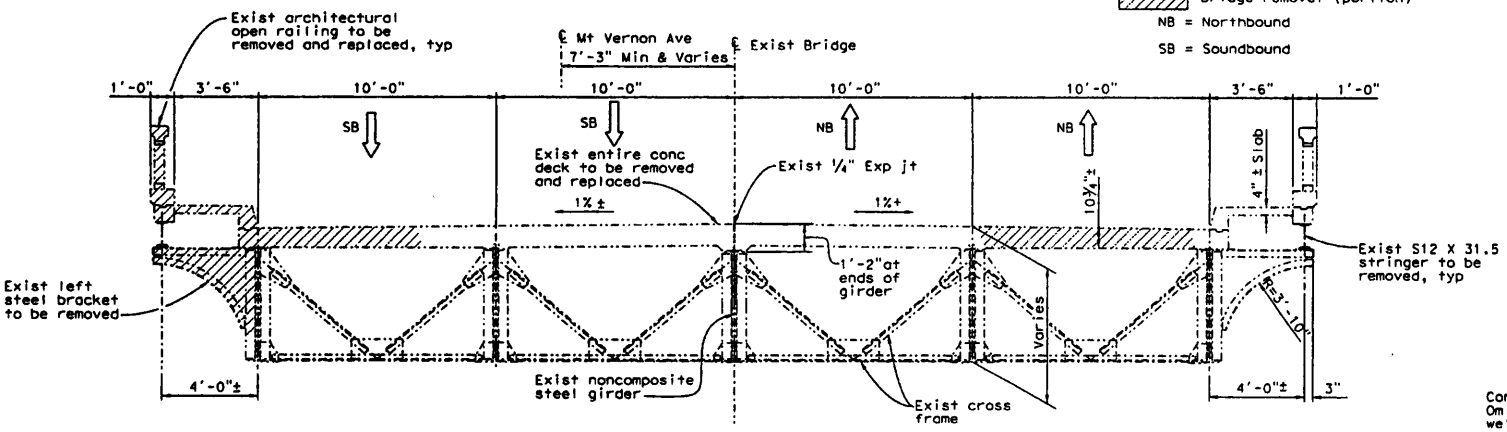
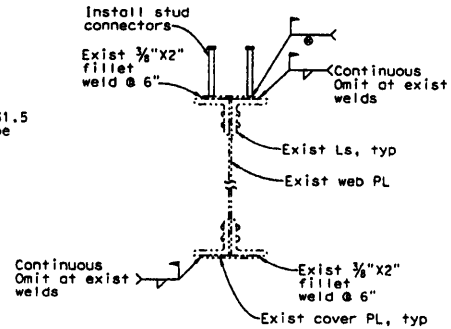
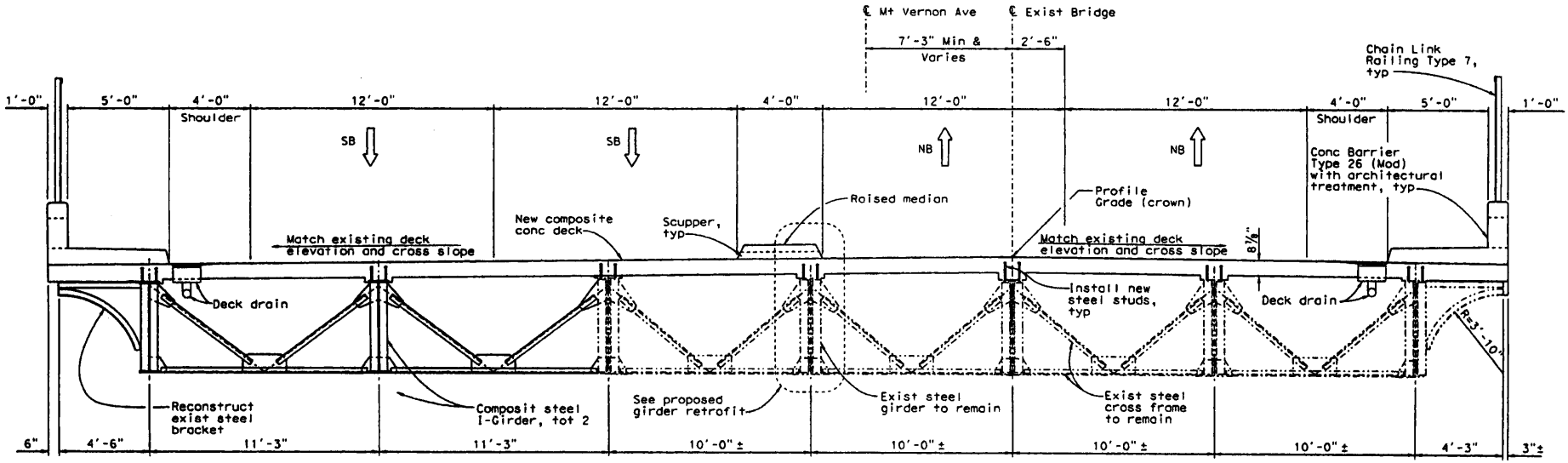
LEGEND:
Bridge removal (portion)
NB = Northbound
SB = Soundbound



EXISTING TYPICAL SECTION
⅜"=1'-0"



EXISTING GIRDER RETROFIT DETAIL
No Scale



PROPOSED TYPICAL SECTION
⅜"=1'-0"

Note:
The Contractor shall verify all controlling field dimensions before ordering or fabricating any material.

ALTERNATIVE A & B SHEET 3 OF 7

DESIGNED BY	DATE
DRAWN BY	DATE
CHECKED BY	DATE
APPROVED	DATE

J. Lu
PROJECT ENGINEER

PLANNING STUDY

MT VERNON AVE OH

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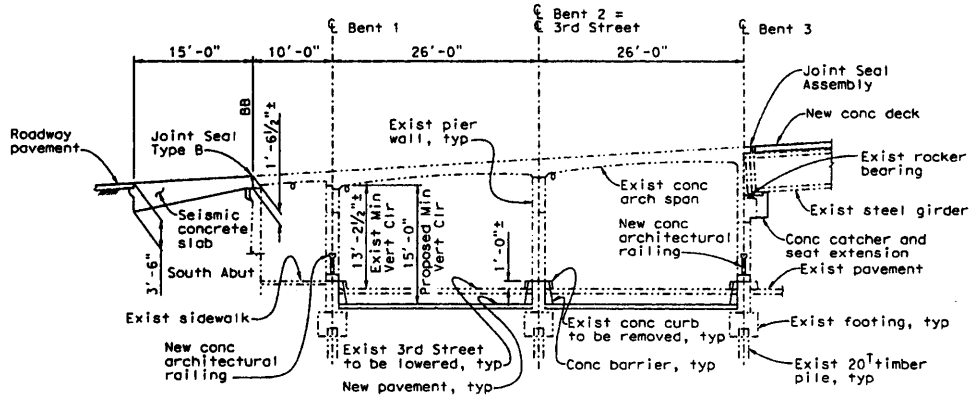
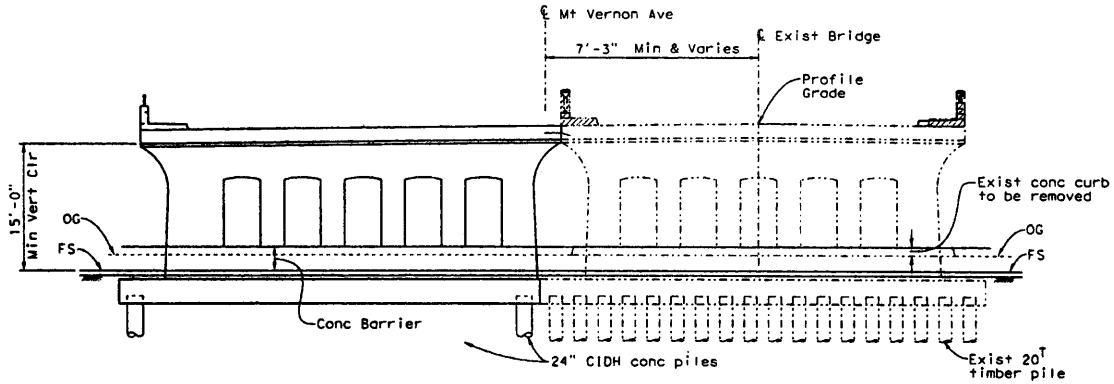


LONGITUDINAL SECTION
1/8"=1'-0"



LEGEND:

Bridge removal (portion)

ELEVATION - EXISTING BENT 2
1/8"=1'-0"

ALTERNATIVE A & B
SHEET 4 OF 7

DESIGNED BY	DATE
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PLANNING STUDY

MT VERNON AVE OH

BRIDGE NO. 54C0066	CU
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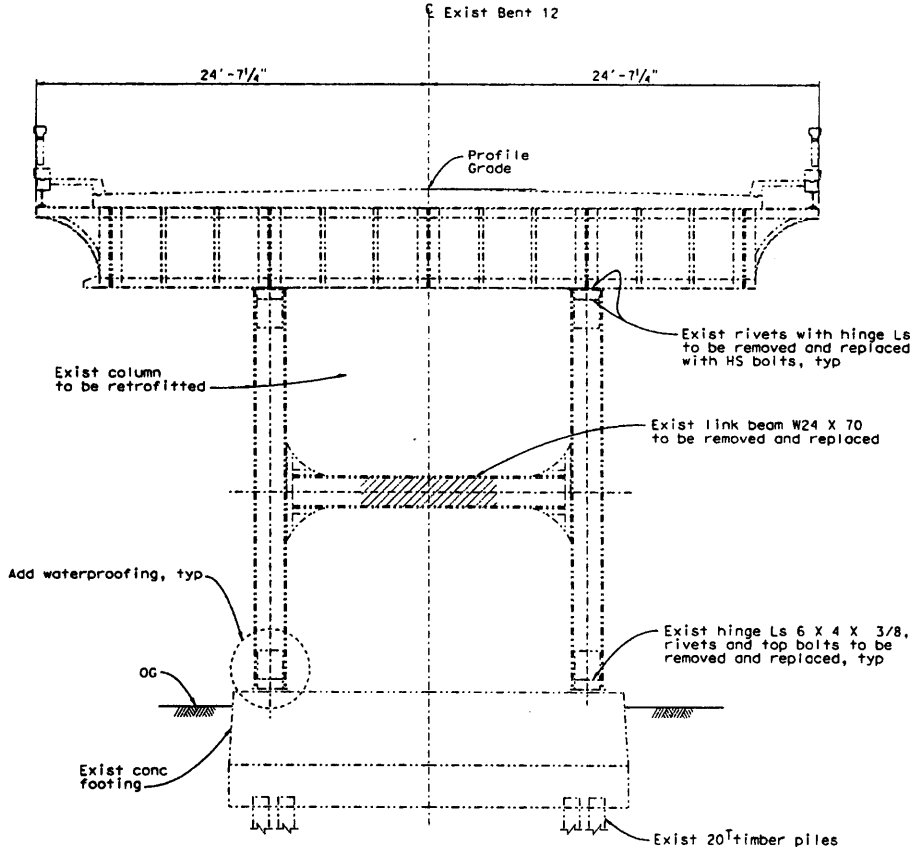
SAN BERNARDINO, CA 92408

PREPARED FOR THE CITY OF SAN BERNARDINO



LEGEND:

Bridge removal (portion)

EXISTING TYPICAL BENT ELEVATION & PROPOSED RETROFIT

¼"=1'-0"

ALTERNATIVE A & B
SHEET 5 OF 7

DESIGNED BY	DATE
DRAWN BY	DATE
CHECKED BY	DATE
APPROVED	DATE

J. Lu
PROJECT ENGINEER

PLANNING STUDY

MT VERNON AVE OH

BRIDGE NO. 54C0066	CU
SCALE: As Shown	EA 08-965120

Note:
The Contractor shall verify all controlling field dimensions before ordering or fabricating any material.

ADVANCE PLANNING STUDY SHEET (ENGLISH) (REV. 5/9/00)

FILE => $REQUEST

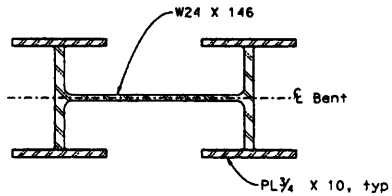
USERNAME => $USER DATE PLOTTED => $DATE TIME PLOTTED => $TIME

PREPARED FOR THE CITY OF SAN BERNARDINO

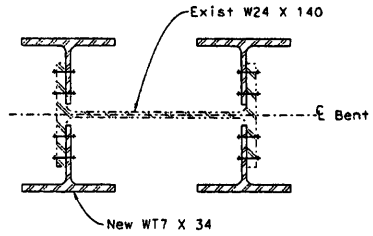
DIST.	COUNTY	ROUTE	POST MILES TOTAL PROJECT
08	SBd		

City of San Bernardino
300 North "D" Street
SAN BERNARDINO, CA 92408

CNS Engineers, Inc.
685 E. Carnegie Drive, Suite 215
SAN BERNARDINO, CA 92408



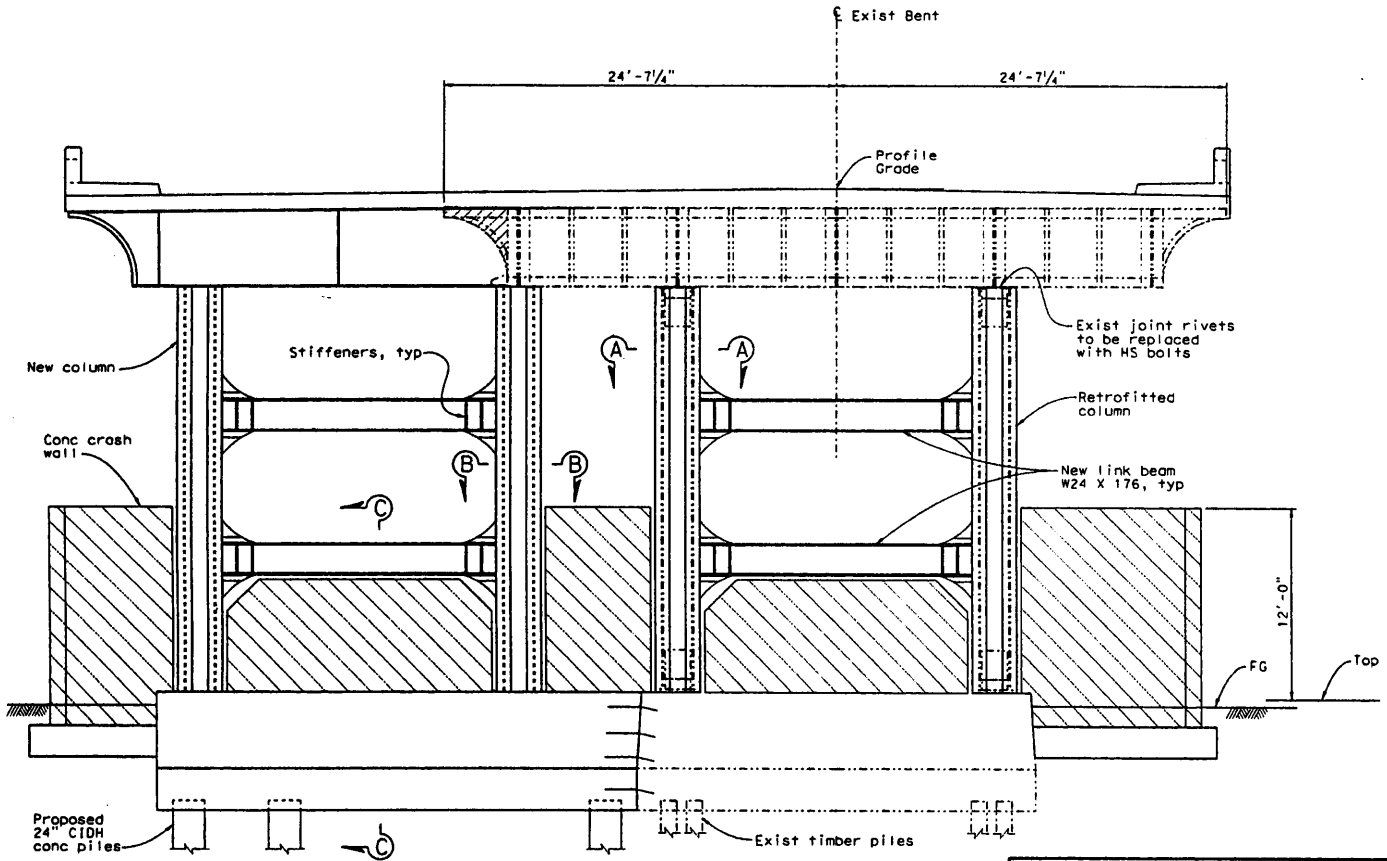
SECTION B-B
No Scale



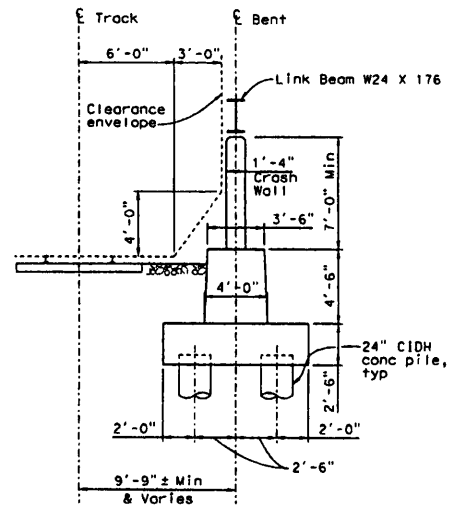
SECTION A-A
No Scale

LEGEND:

Bridge removal (portion)



PROPOSED CONCEPTUAL BENT ELEVATION
¼"=1'-0"



Note:
Thickness of crash wall to be 2'-0" where allowed by clearance envelope.

SECTION C-C
¼"=1'-0"

ALTERNATIVE A & B
SHEET 6 OF 7

Note:
The Contractor shall verify all controlling field dimensions before ordering or fabricating any material.

DESIGNED BY	DATE
DRAWN BY	DATE
CHECKED BY	DATE
APPROVED	DATE

J. Lu
PROJECT ENGINEER

PLANNING STUDY

MT VERNON AVE OH

BRIDGE NO. 54C0066	CU
SCALE: As Shown	EA 08-965120

USERNAME => %USER DATE PLOTTED => %DATE TIME PLOTTED => %TIME

ADVANCE PLANNING STUDY SHEET (ENGLISH) (REV. 8/9/00)

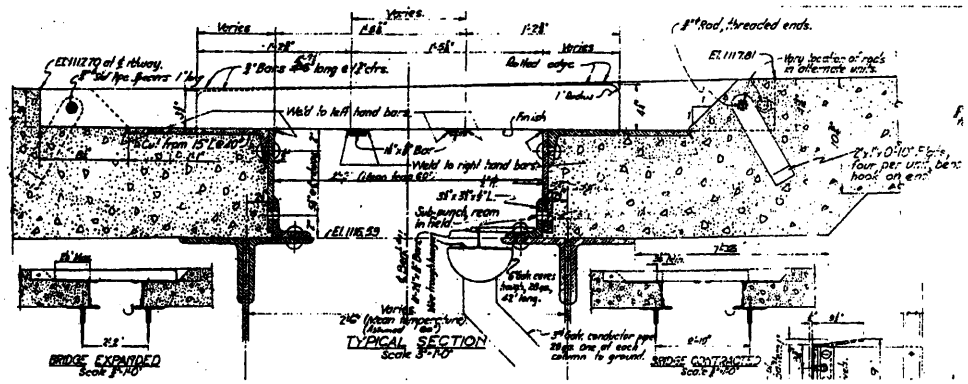
FILE => %REQUEST

PREPARED FOR THE CITY OF SAN BERNARDINO

DIST.	COUNTY	ROUTE	POST MILES TOTAL PROJECT
08	SBd		

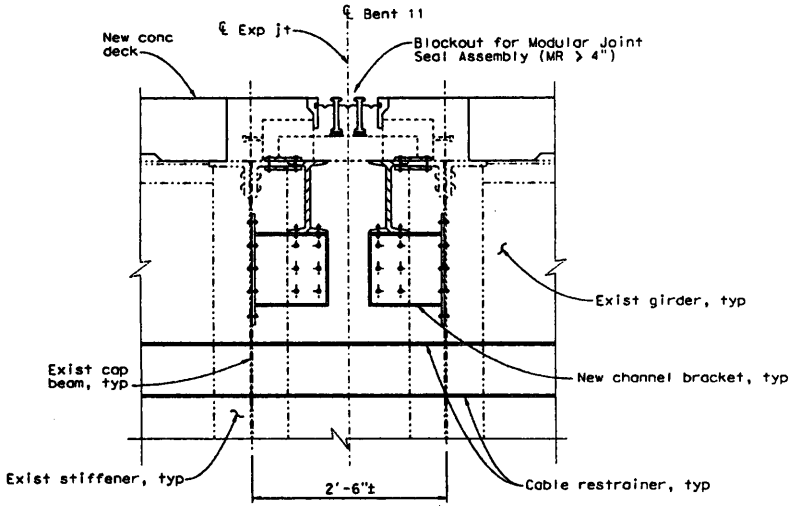
City of San Bernardino
300 North "D" Street
SAN BERNARDINO, CA 92408

CNS Engineers, Inc.
685 E. Carnegie Drive, Suite 215
SAN BERNARDINO, CA 92408



EXISTING FINGER JOINT

No Scale

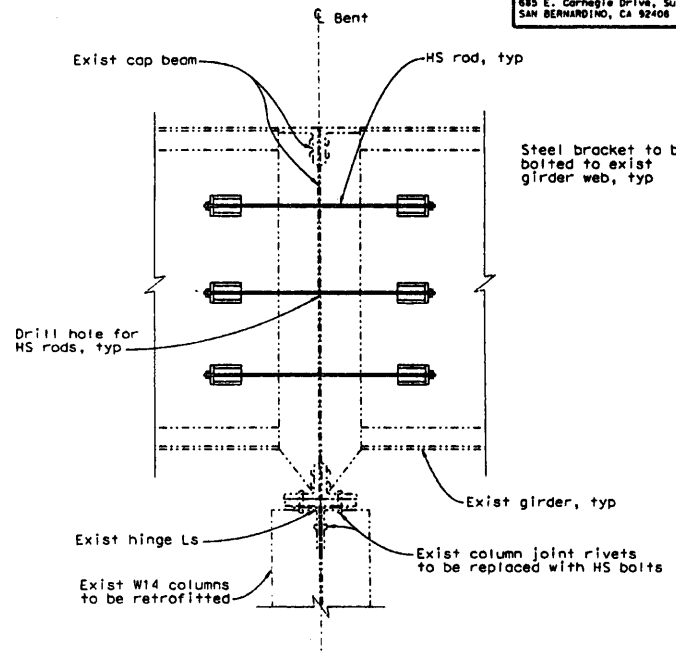


Note:

Transverse shear key assemblies not shown

CONCEPTUAL FINGER JOINT RETROFIT

No Scale



GIRDER CONTINUITY AND CAP JOINT RETROFIT

No Scale

ALTERNATIVE A & B
SHEET 7 OF 7

Note:
The Contractor shall verify all controlling field dimensions before ordering or fabricating any material.

DESIGNED BY	DATE
DRAWN BY	DATE
CHECKED BY	DATE
APPROVED	DATE

J. Lu
PROJECT ENGINEER

PLANNING STUDY

MT VERNON AVE OH

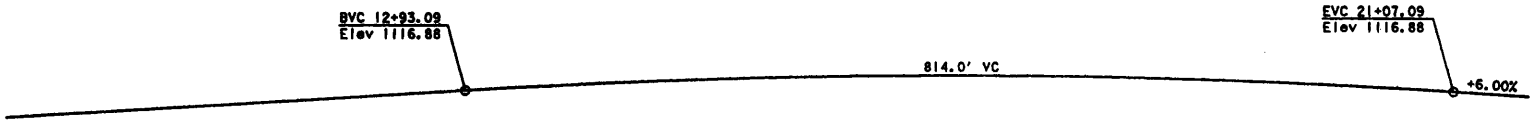
BRIDGE NO. 54C0066	CU
SCALE: As Shown	EA 08-965120

ADVANCE PLANNING STUDY SHEET (ENGLISH) (REV. 8/9/00)

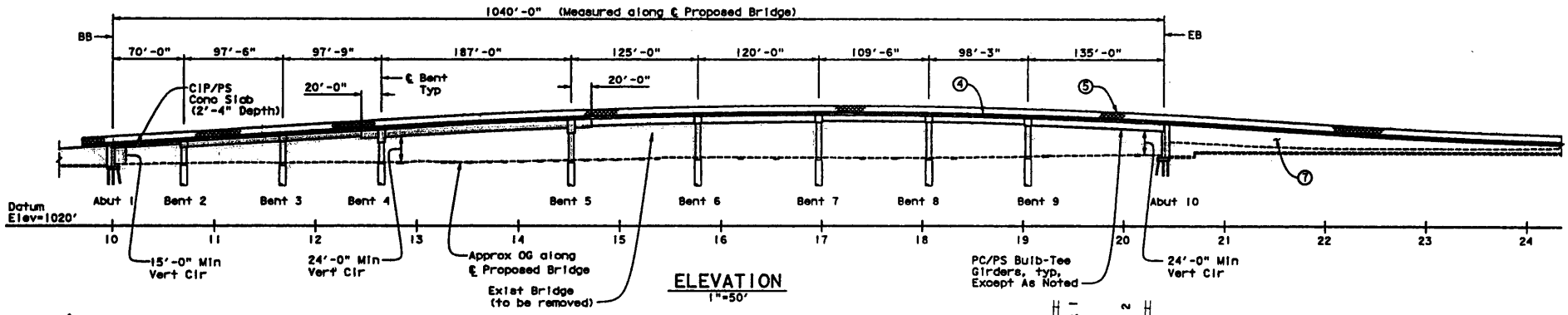
FILE => $REQUEST

DATE PLOTTED => $DATE
TIME PLOTTED => $TIME
USERNAME => $USER

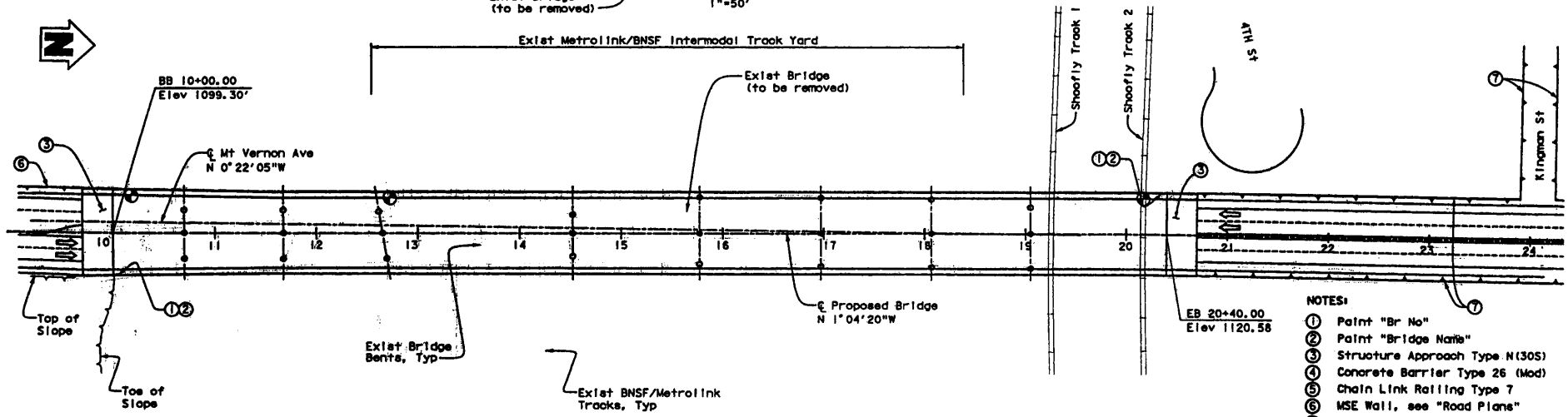
Plans for Alternative 3 (Bridge Replacement)



PROFILE GRADE
No Scale



ELEVATION
1"=50'



PLAN
1"=50'

NOTES:
1. Paint "Br No"
2. Paint "Bridge Name"
3. Structure Approach Type N(30S)
4. Concrete Barrier Type 26 (Mod)
5. Chain Link Railing Type 7
6. MSE Wall, see "Road Plans"
7. Retaining Wall Type 1, see "Road Plans"

Point of minimum vertical clearance indicates existing

Note:
The Contractor shall verify all controlling field dimensions before ordering or fabricating any material.

DIST	COUNTY	ROUTE	KILOMETER POST TOTAL PROJECT	SHEET No.	TOTAL SHEETS
8	SBd				

REGISTERED CIVIL ENGINEER

PLANS APPROVAL DATE

The State of California or the officers or agents shall not be responsible for the accuracy or completeness of electronic copies of this plan sheet.

REGISTERED PROFESSIONAL ENGINEER — No. — CIVIL — STATE OF CALIFORNIA

LIM & NASCIMENTO ENGINEERING
1997 BUSINESS CENTER DRIVE, SUITE 6
SAN BERNARDINO, CA 92408

DESIGN OVERSIGHT	DESIGN	BY	CHECKED
	DETAILS	BY R. ANDRASEK	CHECKED
SIGN OFF DATE	QUANTITIES	BY	CHECKED

PREPARED FOR THE
CITY OF SAN BERNARDINO

PROJECT ENGINEER

CU
EA

FILE => PREQUEST

BRIDGE NO. 54C-0066
KILOMETER POST

MT VERNON AVE VIADUCT
GENERAL PLAN

REGISTERED CIVIL ENGINEER DATE — REVISED PLANS SIGNATURE DATE — SHEET 1 OF 2

DGN: DESIGNATE => USER — DATE PLOTTED => DATE — TIME PLOTTED => TIME

DIST	COUNTY	ROUTE	KILOMETER POST TOTAL PROJECT	SHEET No	TOTAL SHEETS
08	SBd				

REGISTERED CIVIL ENGINEER

DATE APPROVED

REGISTERED PROFESSIONAL ENGINEER — CIVIL — STATE OF CALIFORNIA

LIM & NASCIMENTO ENGINEERING CORPORATION
1897 BUSINESS CENTER DR, STE 6
SAN BERNARDINO, CA 92408

The State of California or its officers or agents shall not be responsible for the accuracy or completeness of electronic copies of this plan sheet.

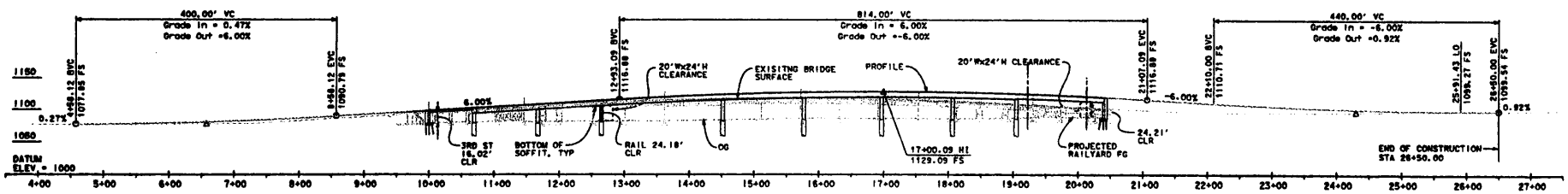
DATE	REVISED BY	DATE REVISED

CALCULATED/DESIGNED BY

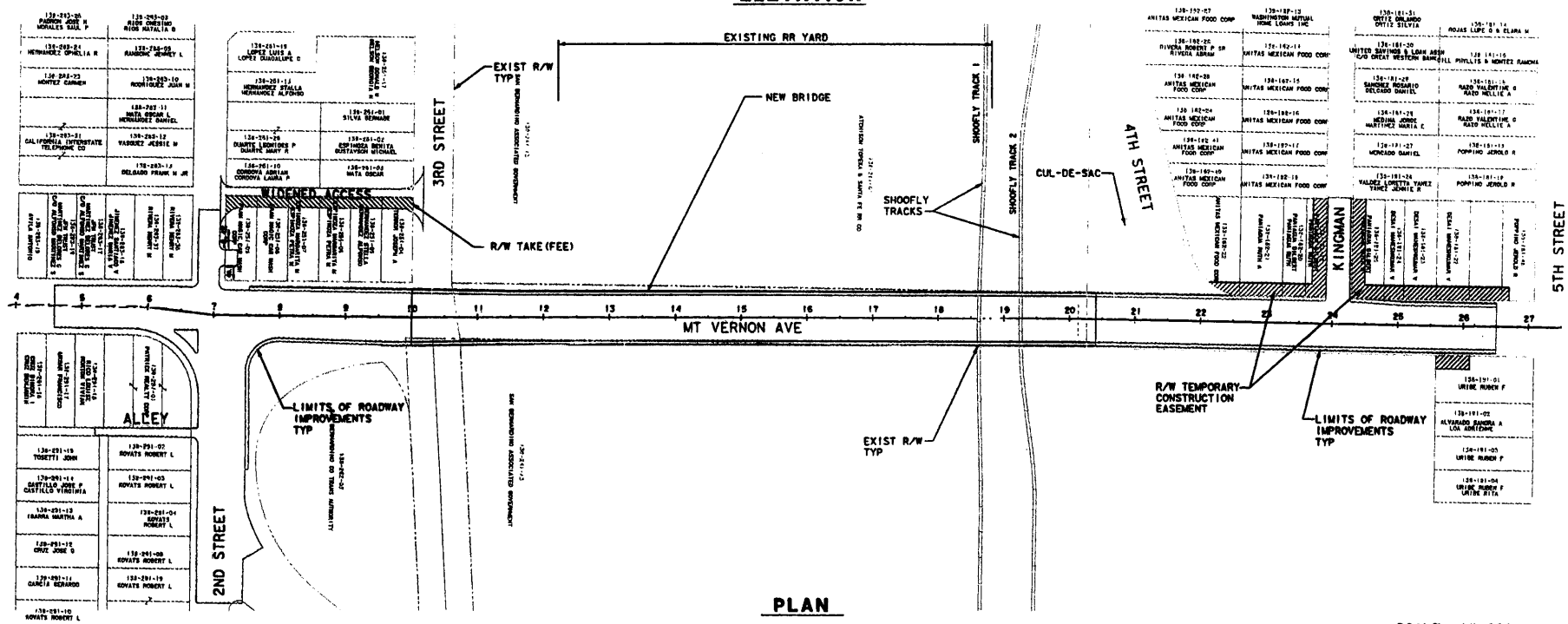
CHECKED BY

DESIGN OVERSITE

CITY OF SAN BERNARDINO



ELEVATION



PLAN

SCALE: 1"=80'

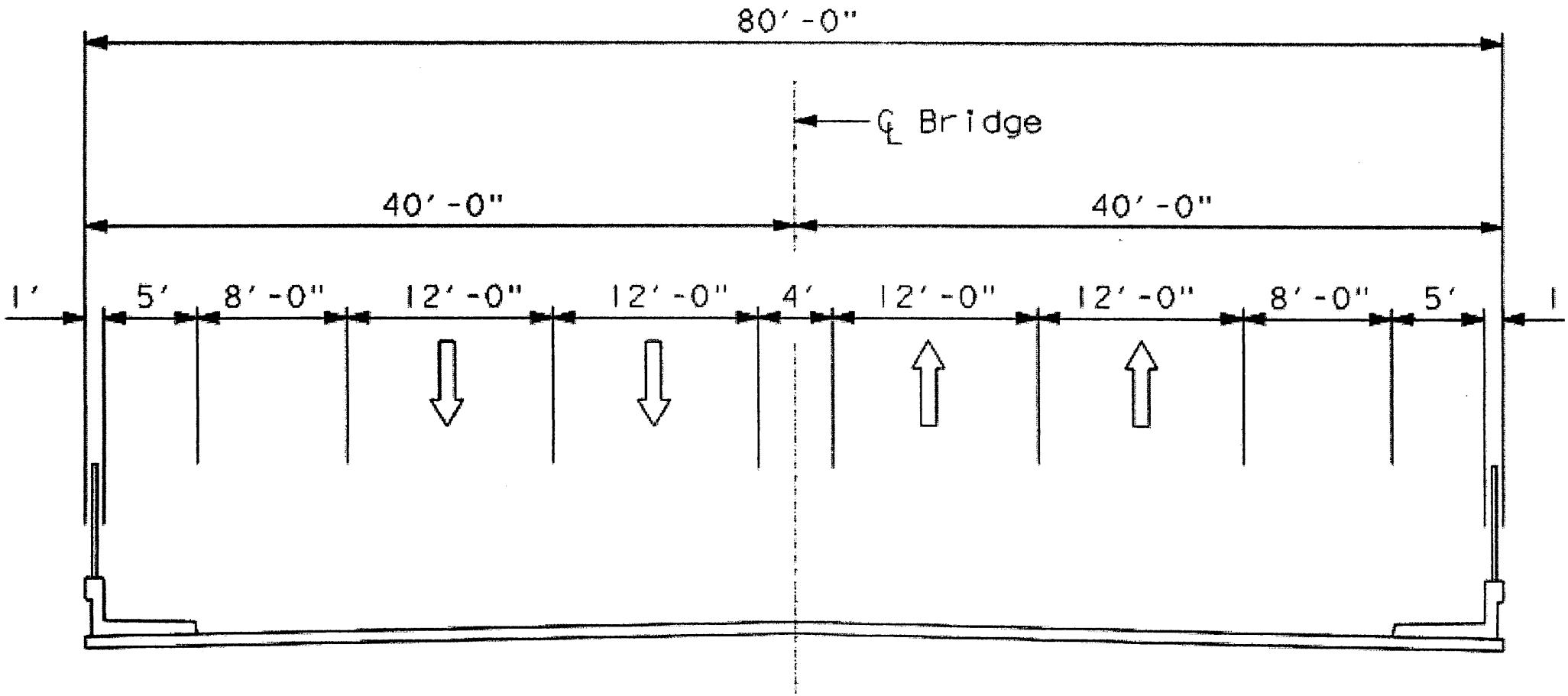
FOR REDUCED PLANS ORIGINAL SCALE IS IN MILLIMETERS 0 20 40 60 80

USERNAME => GUSER
DGN FILE => GREQUEST

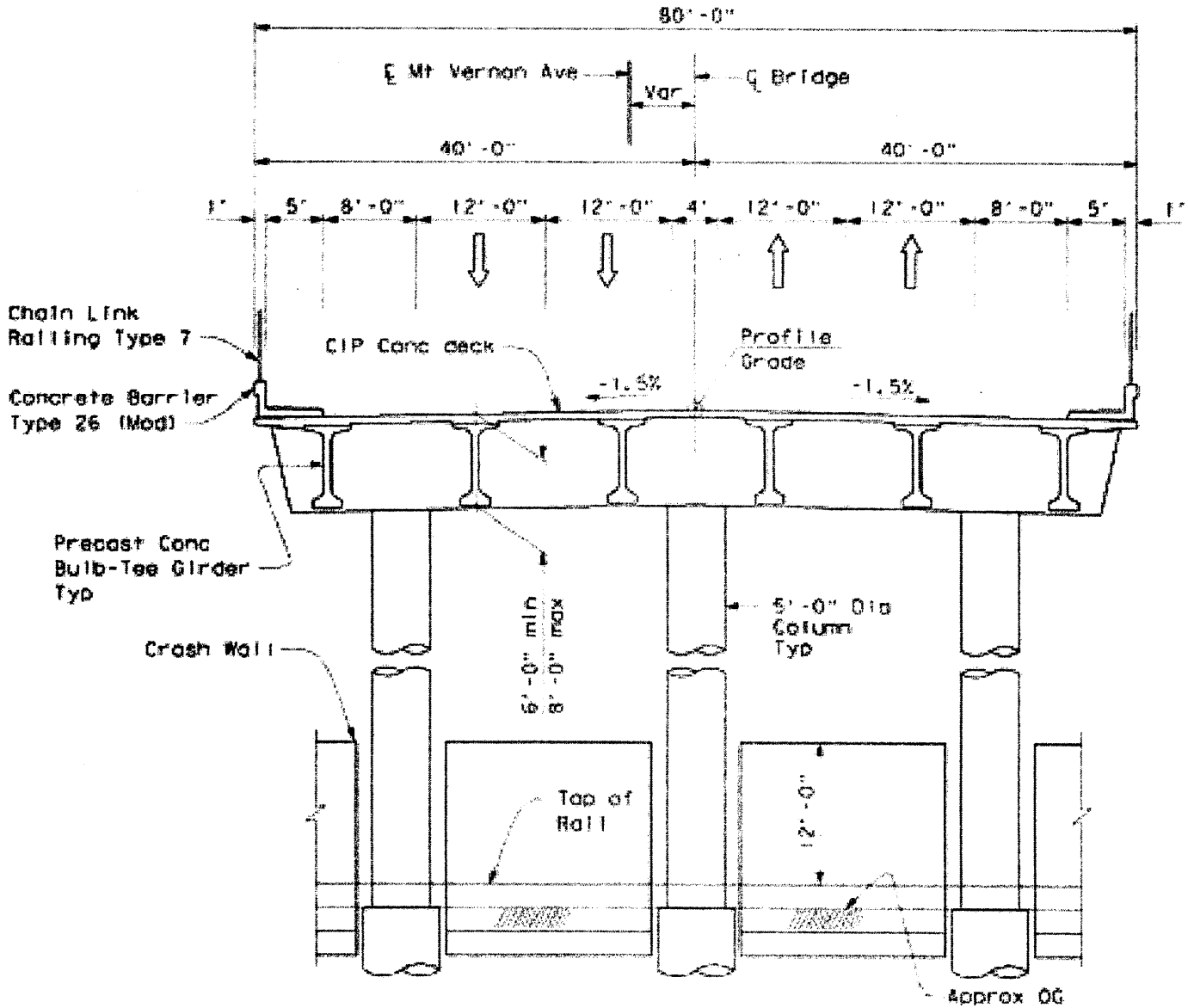
CU

EA

LAST REVISED DATE PLOTTED => GDATE



TYPICAL SECTION



TYPICAL SECTION
BENT 2 THRU BENT 9

1/8" = 1'-0"

Attachment C:

Archaeological Survey Report

(Note: This report was in preparation when the Section 106 Programmatic Agreement was executed in 2004.)

DEPARTMENT OF TRANSPORTATION
NEGATIVE ARCHAEOLOGICAL SURVEY REPORT

DPD-EP-25 (REV. 2//83)

I. HIGHWAY PROJECT DESCRIPTION

District	County	Route	Post Mile	Charge Unit	Expenditure Authorization
08	San Bernardino	City	n/a	n/a	n/a

The proposed project would replace the existing Mount Vernon Avenue vehicular bridge over the Burlington Northern & Santa Fe (BNSF). A Negative ASR was completed in April 2000 by the Chambers Group (Shepard 2000). The principal work for the amended portion of the project would be an equipment staging area adjacent to the bridge and the BNSF rail yards, temporary "shoofly" tracks in the northern portion of the BNSF yard, and street improvements along Mount Vernon Avenue between Kingman Avenue and 5th Street.

II. STUDY FINDINGS

No archaeological resources were identified in or immediately adjacent to the Area of Potential Effects (APE). Additional survey will be required if project plans are changed to include areas not previously surveyed. If buried cultural materials are encountered during construction, it is Caltrans' policy that work stop in that area until a qualified archaeologist can evaluate the nature and significance of the find.

III. INTRODUCTION

NAME(S) OF SURVEYOR(S)	QUALIFICATIONS	DATE(S) OF FIELDWORK
Stacy Schneyder Case	M.A. Cultural Resources Management Sonoma State University. Over 5 years archaeological experience in California, R. P. A.	April 20, 2004
Mark C. Robinson	M.S. Anthropology, University of Oregon, 13 years experience in California Archaeology, R. P. A.	August 18, 2004

PRESENT ENVIRONMENT:

The amended APE is located within the urban environment of San Bernardino and consists of non-native grasses, concrete, asphalt, and gravels. It is flat with little or no slope. Most of the area has been disturbed by either construction, demolition, or grading.

ETHNOGRAPHY:

The APE lies within the eastern extent territory of the Gabrielino Native Americans (Kroeber 1925).

IV. SOURCES CONSULTED

NATIONAL REGISTER OF HISTORICAL PLACES	[X]	Month and Year: 2000
CALIFORNIA INVENTORY OF HISTORICAL RESOURCES	[X]	Year: 1976
CALIFORNIA HISTORICAL LANDMARKS	[X]	Year: 1996
ARCHAEOLOGICAL SITE RECORDS	[X]	(Name(s) of Institution(s))

A records search was conducted April 19, 2004 for a one-mile radius around the revised project area. The 2000 records search covered the original project area. Records were reviewed at the San Bernardino Archaeological Information Center at the San Bernardino County Museum.

OTHER:

California Register of Historical Resources, 1997
Native American Heritage Commission, April 28, 2004

Native American Contact Letters (Pending)

RESULTS:

No portions of the amended APE have been surveyed and no archaeological sites have been recorded within the revised APE. Three historic archaeological sites are located within a 1 mile radius of the APE. CA-SBR-6847H-RR is the Old Kite Route consisting of railroad bridges and road grade in City Creek Wash (The railroad grade does not exist beyond boundaries of wash). This site was recorded in December 1990 and consists of two sets of parallel standing, stepped concrete bridge walls, chunks of broken concrete forms, railroad ties, remnants of volcanic railroad ballast, and whiteware ceramic fragments. No non-artifactual constituents observed. CA-SBR-8695H is a residential site consisting of 11 privy deposits and two refuse dumps associated with residences on the property between 1896 and 1916. This historical component of the site was capped with fill, pavement, and structures built by the ATSF between 1906 and 1916; these constructions remained on the property until removed in 1995. No surface evidence of the site remained at the onset of the project. CA-SBR - 2910H consists of historic US Highway 66 (Route 66). Three additional historic resources have been recorded within a ½-mile radius of the revised APE including P36-017975 (Santa Fe Depot), P1074-45H (Santa Fe Roundhouse & Shops), and P1074-47H (Commercial District).

V. FIELD METHODS

In April 2004 the amended APE for the equipment staging areas adjacent to the bridge and the BNSF rail yards was intensively surveyed using random transects spaced between 5 meters and 15 meters apart. The survey area was located in a disturbed urban setting and ground visibility was poor due to the presence of gravel, concrete, asphalt, and native grasses. All surfaces of this portion of the APE not covered by asphalt, gravel, or concrete were surveyed for archaeological resources.

In August 2004, the temporary "shoofly" tracks in the northern portion of the BNSF yard, and street improvements along Mount Vernon Avenue between Kingman Avenue and 5th Street were added to the amended APE. A field inspection was conducted for the "shoofly" track areas; this portion of the APE is covered with asphalt and concrete and no natural ground surface is visible. Field inspection of the street improvements area revealed that most of this portion of the APE is also covered with asphalt or structures. However, the ground surface is exposed in three lots within the APE on the north and south sides of Kingman Street, and these areas were surveyed at 15 meter intervals; most of the surface area appeared disturbed. No cultural resources were observed.

VI. REMARKS

The record search results indicate the revised APE is sensitive for historic archaeological remains. Although no archaeological remains were identified during the survey, subsurface ground disturbing activities to the revised APE should be avoided.

VII. CERTIFICATION

Preparer	Title
Mark C. Robinson, M.S.	Archaeologist

Signature: Mark C. Robinson — Date: 8/18/04

Reviewer	Title
Gabrielle Duff	Principal Investigator, Prehistoric Archaeology

Signature: Gabrielle Duff — Date: 4/17/07

VIII. MAPS

DISTRICT LOCATION ☐ U.S.G.S. ☒ (San Bernardino South (Quadrangle Name) 1967, PR 1980 (Date)) PROJECT MAP ☒

(Delineate area of actual survey on Project Map, or largest scale map available.)

IX. PHOTOGRAPHS

YES ☐ (_____ (File Number)) NO ☒ ATTACHED ☐ (OPTIONAL)

X. BIBLIOGRAPHY

California Department of Parks and Recreation
1976 *California Inventory of Historic Resources*. California Department of Parks and Recreation, Sacramento, California.
1996 *California Historical Landmarks.* California Department of Parks and Recreation, Sacramento, California.
1997 California Register of Historical Resources. California Department of Parks and Recreation, Sacramento, California.

California Department of Transportation
1986 Caltrans Bridge Inventory. On file at the Southern San Joaquin Valley Information Center, CSU Bakersfield..

California Department of Transportation
2000 Local agency bridge list. Division of Structures Maintenance and Investigation, Sacramento.

National Park Service
1996 *National Register of Historic Places Index by Property Location: Listed Properties (Computer Listing 1966 through 1996)*. National Park Service, U.S. Department of the Interior, Washington, D.C.

Shepard, Richard S.
2000 Negative Archaeological Survey Report Mount Vernon Bridge Replacement Project, San Bernardino, California. Prepared for Parsons Brinckerhoff.

Jones & Stokes

April 28, 2004

Rob Wood
Native American Heritage Commission
915 Capitol Mall #364
Sacramento, CA 95814

Dear Mr. Rob Wood:

Jones & Stokes is currently conducting a study in San Bernardino County. The Mt. Vernon Bridge Replacement project will replace the existing vehicular bridge over the Burlington Northern & Santa Fe rail yard in the City of San Bernardino (see map for specific location). Jones & Stokes study is for the purpose of determining if cultural resources may be affected by the proposed project. Please send us a list of Native American contacts for this area and inform us of any sites listed in the Sacred Lands Database.

Sincerely,

Stacy Schneyder Case, M.A.
Cultural Resource Specialist

2600 V Street • Sacramento, CA 95818-1914 • tel. 916 737.3000 • fax 916 737.3030
www.jonesandstokes.com

List of Agencies and Individuals Contacted

Agencies and Organizations for Public Participation sections (San Bernardino County)

San Bernardino Railroad Historical Society
P.O. Box 2878
San Bernardino, CA 92406-2878

San Bernardino County Archives
777 East Rialto Avenue
San Bernardino, CA 92415

City of San Bernardino Historical and Pioneer Society
P.O. Box 875
San Bernardino, CA 92402

San Bernardino County Museum
2024 Orange Tree Lane
Redlands, CA 92374

California Historic Route 66 Association
PO Box 1359
Rialto, CA 92377

Society of Architectural Historians Southern California Chapter
P.O. Box 92224
Pasadena, CA 91109-2224

Historical Society of Southern California
200 East Avenue 43
Los Angeles, CA 90031

California Preservation Foundation
1615 Broadway, Suite 705
Oakland, CA 94612

California Historical Society
678 Mission Street
San Francisco, CA 94105-4014

Copy of Native American Heritage Commission (NAHC) letter, list of tribes and copies of correspondence

STATE OF CALIFORNIA Schwarzenegger, Governor

NATIVE AMERICAN HERITAGE COMMISSION
915 CAPITOL MALL, ROOM 364
SACRAMENTO, CA 95814
(916) 653-4082
Fax (916) 657-5390
Web Site www.nahc.ca.gov

May 10, 2004

Mark Robinson
Jones & Stokes
811 West Seventh Street – Suite 300
Los Angeles, CA 90017

Sent By Fax: 213-627-6853
No. of Pages 4

RE: Proposed Mount Vernon Avenue Bridge, City and County of San Bernardino

Dear Mr. Robinson:

A record search of the sacred lands file has failed to indicate the presence of Native American cultural resources in the immediate project area. The absence of specific site information in the sacred lands file does not indicate the absence of cultural resources in any project area. Other sources of cultural resources should also be contacted for information regarding known and recorded sites.

Enclosed is a list of Native Americans individuals/organizations who may have knowledge of cultural resources in the project area. The Commission makes no recommendation or preference of a single individual, or group over another. This list should provide a starting place in locating areas of potential adverse impact within the proposed project area. I suggest you contact all of those indicated, if they cannot supply information, they might recommend other with specific knowledge. If a response has not been received within two weeks of notification, the Commission requests that you follow-up with a telephone call to ensure that the project information has been received.

If you receive notification of change of addresses and phone numbers from any these individuals or groups, please notify me. With your assistance we are able to assure that our lists contain current information. If you have any questions or need additional information, please contact me at (916) 653-4040.

Sincerely,

Rob Wood
Environmental Specialist III

NATIVE AMERICAN CONTACTS
San Bernardino County
May 10, 2004

La Jolla Band of Mission Indians
Wendy Schlater, Chairperson
22000 Highway 76 Luiseno
Pauma Valley , CA 92061
(760) 742-3771/72
(760) 742-1701 Fax

Pechanga Band of Mission Indians
Mark Macarro, Chairperson
P.O. Box 1477 Luiseno
Temecula , CA 92593
(909) 676-2768
(909) 695-1778 Fax

Morongo Band of Mission Indians
Maurice Lyons, Chairperson
11581 Potrero Rd. Cahuilla
Banning , CA 92220
(909) 849-4697/98
(909) 849-4425 Fax

Rincon Band of Mission Indians
Culture Committee
P.O. Box 68 Luiseno
Valley Center , CA 92082
(760) 749-1051
(760) 749-8901 Fax

Pala Band of Mission Indians
Robert Smith, Chairperson
P.O. Box 50 Luiseno
Pala , CA 92059 Cupeno
(760) 742-3784
(760) 742-1411 Fax

San Manuel Band of Mission Indians
Deron Marquez, Chairperson
PO Box 266 Serrano
Patton , CA 92369
dmarquez@sanmanuel-nsn.gov
(909) 864-8933 EXT-3070
(909) 864-3370 Fax

Pauma & Yuima
Christobal C. Devers, Chairperson
P.O. Box 369 Luiseno
Pauma Valley , CA 92061
(760) 742-1289
(760) 742-3422 Fax

Soboba Band of Mission Indians
Robert J. Salgado, Sr., Chairperson
P.O. Box 487 Luiseno
San Jacinto , CA 92581
(909) 654-2765
Fax: (909) 654-4198

This list is current only as of the date of this document.

Distribution of this list does not relieve any person of statutory responsibility as defined in Section 7050.5 of the Health and Safety Code, Section 5097.94 of the Public Resources Code and Section 5097.98 of the Public Resources Code.

This list is only applicable for contacting local Native Americans with regard to cultural resources assessment for the proposed Mount Vernon Avenue Bridge, City and County of San Bernardino.

NATIVE AMERICAN CONTACTS
San Bernardino County
May 10, 2004

Twenty-Nine Palms Band of Mission Indians
Dean Mike, Chairperson
46-200 Harrison Place — Luiseno
Coachilla , CA 92236 — Chemehuevi
(760) 775-5566
(760) 775-4639 Fax

San Luis Rey Band of Mission Indians
Russell Romo, Captain
2302 Carriage Circle — Luiseno
Oceanside , CA 92056 — Cupeno
(760) 724-8505
(760) 757-6749 - Fax

Samuel H. Dunlap
P.O. Box 1391 — Gabrielino
Temecula , CA 92593 — Cahuilla
Luiseno
(909) 262-9351 (Cell)
(909) 693-9196 FAX

Morongo Band of Mission Indians
Britt W. Wilson, Cultural Resource Coordinator
245 N. Murray Street, Suite C — Cahuilla
Banning , CA 92220
Bwilson@morongoplanning.com
(909) 849-8807
(909) 922-8146 Fax

San Fernando Band of Mission Indians
John Valenzuela, Chairperson
P.O. Box 221838 — Fernandeño
Newhall , CA 91322 — Tataviam
tsen2u2@msn.com — Serrano
(661) 753-9833 Office — Vanyume
(760) 885-0955 Cell — Kitanemuk
(760) 949-2103 Home

Morongo Band of Mission Indians
Allen J. Parker, Tribal Administrator
245 N. Murray St., Suite C — Cahuilla
Banning , CA 92220
(909) 849-8807
(909) 849-9667 - FAX

San Luis Rey Band of Mission Indians
Henry Contreras, Cultural Resources Representative
1763 Chapulin Lane — Luiseno
Fallbrook , CA 92028 — Cupeno
(760) 728-6722 - Home
(760) 207-3618 - Cell

San Manuel Band of Mission Indians
Geri Farr, Tribal Administrator
PO Box 266 — Serrano
Patton , CA 92369
gfarr@sanmanuel-nsn.gov
(909) 864-8933 EXT-3210
(909) 864-3370 Fax

This list is current only as of the date of this document.

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This list is only applicable for contacting local Native Americans with regard to cultural resources assessment for the proposed Mount Vernon Avenue Bridge, City and County of San Bernardino.

NATIVE AMERICAN CONTACTS
San Bernardino County
May 10, 2004

San Manuel Band of Mission Indians
Bernadette Brierty, Cultural Resources Coordinator
PO Box 266 Serrano
Patton , CA 92369
bbrierty@sanmanuel-nsn.gov
(909) 864-8933 EXT-2203
(909) 864-3370 Fax

Pauma & Yuima
Juanita Dixon, Environmental Coordinator
P.O. Box 369 Luiseno
Pauma Valley , CA 92061
(760) 742-1289
(760) 742-3422 Fax

San Manuel Band of Mission Indians
Ali Kashani, Environmental Coordinator
PO Box 266 Serrano
Patton , CA 92369
akashani@sanmanuel-nsn.gov
(909) 864-8933 EXT-2200
(909) 864-3370 Fax

Rincon Band of Mission Indians
John Currier, Tribal Chairperson
P.O. Box 68 Luiseno
Valley Center , CA 92082
(760) 749-1051
(760) 749-8901 Fax

Pauma & Yuima
Valerie Linton, Tribal Administrator
P.O. Box 369 Luiseno
Pauma Valley , CA 92061
(760) 742-1289
(760) 742-3422 Fax

Rincon Band of Mission Indians
Rob Shaffer, Tribal Administrator
P.O. Box 68 Luiseno
Valley Center , CA 92082
(760) 749-1051
(760) 749-8901 Fax

Pauma & Yuima
Bennae Calac, Cultural Reosurce Coordinator
P.O. Box 369 Luiseno
Pauma Valley , CA 92061
(760) 742-1289
(760) 742-3422 Fax

Rincon Band of Mission Indians
Kristie Orosco, Environmental Coordinator
P.O. Box 68 Luiseno
Valley Center , CA 92082
(760) 749-1051
(760) 749-8901 Fax

This list is current only as of the date of this document.

Distribution of this list does not relieve any person of statutory responsibility as defined in Section 7050.5 of the Health and Safety Code, Section 5097.94 of the Public Resources Code and Section 5097.98 of the Public Resources Code.

This list is only applicable for contacting local Native Americans with regard to cultural resources assessment for the proposed Mount Vernon Avenue Bridge, City and County of San Bernardino.

Myra L. Frank Jones & Stokes

27 August 2004

San Manuel Band of Mission Indians
Ali Kashani, Environmental Coordinator
PO Box 266
Patton, CA 92369

Dear Mr. Kashani:

Myra L. Frank/Jones & Stokes, on behalf of Caltrans and the City of San Bernardino, is preparing a prehistoric archaeological survey report for the proposed Mount Vernon Avenue Bridge Replacement Project. The purpose of this project is to replace the existing bridge, which crosses the Burlington Northern Santa Fe railroad yards in downtown San Bernardino between W. 2nd and W. 4th streets. The Project area is depicted on the enclosed portion of the San Bernardino South 7.5 Minute topographic map, and on page 606 of the Thomas Guide for San Bernardino County.

As part of our research, Myra L. Frank/Jones & Stokes is contacting interested parties, including Native American groups and individuals, to help identify any prehistoric sites, sacred sites, or traditional cultural properties located in the vicinity of the Project area. Myra L. Frank/Jones & Stokes has contacted the Native American Heritage Commission (NAHC) for a review of the Sacred Lands files; no sacred lands are recorded in the NAHC files.

If you have any information that would be relevant to this project, and it's possible effect on cultural resources, please contact me with a written or verbal response. If you have questions or need additional information, please contact me at 213-627-5376. Thank you for your time.

Sincerely,

Mark C. Robinson
Project Manager

811 West 7th Street, Suite 800 Los Angeles, CA 90017 213 627.5376 213 627.6853

Myra L. Frank Jones & Stokes

27 August 2004

San Manuel Band of Mission Indians
Bernadette Brierty, Cultural Resources Coordinator
PO Box 266
Patton, CA 92369

Dear Ms. Brierty:

Myra L. Frank/Jones & Stokes, on behalf of Caltrans and the City of San Bernardino, is preparing a prehistoric archaeological survey report for the proposed Mount Vernon Avenue Bridge Replacement Project. The purpose of this project is to replace the existing bridge, which crosses the Burlington Northern Santa Fe railroad yards in downtown San Bernardino between W. 2nd and W. 4th streets. The Project area is depicted on the enclosed portion of the San Bernardino South 7.5 Minute topographic map, and on page 606 of the Thomas Guide for San Bernardino County.

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Sincerely,

Mark C. Robinson
Project Manager

811 West 7th Street, Suite 800 Los Angeles, CA 90017 213 627.5376 213 627.6853

Myra L. Frank Jones & Stokes

27 August 2004

San Manuel Band of Mission Indians
Geri Farr, Tribal Administrator
PO Box 266
Patton, CA 92369

Dear Mr. Farr:

Myra L. Frank/Jones & Stokes, on behalf of Caltrans and the City of San Bernardino, is preparing a prehistoric archaeological survey report for the proposed Mount Vernon Avenue Bridge Replacement Project. The purpose of this project is to replace the existing bridge, which crosses the Burlington Northern Santa Fe railroad yards in downtown San Bernardino between W. 2nd and W. 4th streets. The Project area is depicted on the enclosed portion of the San Bernardino South 7.5 Minute topographic map, and on page 606 of the Thomas Guide for San Bernardino County.

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Sincerely,

Mark C. Robinson
Project Manager

811 West 7th Street, Suite 800 Los Angeles, CA 90017 213 627.5376 · fax 213 627.6853

Myra L. Frank Jones & Stokes

27 August 2004

San Manuel Band of Mission Indians
Mr. Marquez, Chairperson
PO Box 266
Patton, CA 92369

Dear Mr. Marquez:

Myra L. Frank/Jones & Stokes, on behalf of Caltrans and the City of San Bernardino, is preparing a prehistoric archaeological survey report for the proposed Mount Vernon Avenue Bridge Replacement Project. The purpose of this project is to replace the existing bridge, which crosses the Burlington Northern Santa Fe railroad yards in downtown San Bernardino between W. 2nd and W. 4th streets. The Project area is depicted on the enclosed portion of the San Bernardino South 7.5 Minute topographic map, and on page 606 of the Thomas Guide for San Bernardino County.

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Sincerely,

Mark C. Robinson
Project Manager

811 West 7th Street, Suite 800 Los Angeles, CA 90017 213 627.5376 213 627.6853

Myra L. Frank Jones & Stokes

27 August 2004

San Fernando Band of Mission Indians
John Valenzuela, Chairperson
PO Box 221838
Newhall, CA 91322

Dear Mr. Valenzuela:

Myra L. Frank/Jones & Stokes, on behalf of Caltrans and the City of San Bernardino, is preparing a prehistoric archaeological survey report for the proposed Mount Vernon Avenue Bridge Replacement Project. The purpose of this project is to replace the existing bridge, which crosses the Burlington Northern Santa Fe railroad yards in downtown San Bernardino between W. 2nd and W. 4th streets. The Project area is depicted on the enclosed portion of the San Bernardino South 7.5 Minute topographic map, and on page 606 of the Thomas Guide for San Bernardino County.

As part of our research, Myra L. Frank/Jones & Stokes is contacting interested parties, including Native American groups and individuals, to help identify any prehistoric sites, sacred sites, or traditional cultural properties located in the vicinity of the Project area. Myra L. Frank/Jones & Stokes has contacted the Native American Heritage Commission (NAHC) for a review of the Sacred Lands files; no sacred lands are recorded in the NAHC files.

If you have any information that would be relevant to this project, and it's possible effect on cultural resources, please contact me with a written or verbal response. If you have questions or need additional information, please contact me at 213-627-5376. Thank you for your time.

Sincerely,

Mark C. Robinson
Project Manager

811 West 7th Street, Suite 800 Los Angeles, CA 90017 213 627.5376 213 627.6853

San Manuel Band of Mission Indians
Environmental Department

September 17, 2004

Myra L. Frank/ Jones & Strokes
811 West 7th Street, Suite 800
Los Angeles, CA 90017

Re: Proposed Mount Vernon Avenue Bridge Replacement Project

Dear Mark C. Robinson:

I would like to take this opportunity to thank you for complying with the requirements of Section 106 of the National Historic Preservation Act (NHPA) of 1966 and its implementing regulations, 36 CFR part 800. The San Manuel Band of Serrano Mission Indians shares your concern over the treatment of Native American artifacts including funerary objects, ceremonial items, and items of cultural patrimony.

In order to preview these types of projects, I appreciate your efforts in providing the U.S.G.S. topographic maps, sketches/photos of site and letters of recommendations. In the future, please continue to provide these essential documents.

I am certain that you and I can agree that completing the project in a timely manner is of the utmost importance to all stakeholders. I am therefore advising you that the Tribe is unaware of any culturally sensitive areas regarding the proposed project.

Should you have any questions regarding this request, please do not hesitate to call me at (909) 864-8933, extension 2203.

Sincerely,

Ann Brierty

Ann Brierty
GIS Coordinator

26569 Community Center Drive • Highland, CA 92346 • Office: (909) 864-8933 • FAX: (909) 862-5152
P.O. Box 266 • Patton, CA 92369

Attachment D:

Memorandum with supporting documentation, July 26, 2006

(Demolition of 240 North Mount Vernon Avenue)

State of California
DEPARTMENT OF TRANSPORTATION

Business, Transportation and Housing Agency

Memorandum

Flex your power!
Be energy efficient!

To: DAVID BRICKER
Office Chief
Environmental Support/Cultural Studies

Date: July 26, 2006

File: 08-SBd-0-SBD
Mount Vernon Avenue
Bridge Replacement
(#54C-0066)
City of San Bernardino

From: CHRISTIE HAMMOND
Associate Environmental Planner
Principal Architectural Historian (PQS)
Environmental Support/Cultural Studies
Environmental Planning – MS 825

Subject: Historic Property, Formerly at 240 North Mount Vernon Avenue, City of San Bernardino

The Historic Property Survey Report (HPSR; August 2001) for the above referenced Local Assistance project included the identification and evaluation of a residential building, circa 1915, at 240 North Mount Vernon Avenue in the City of San Bernardino (City). It was described in the Department of Park and Recreation (DPR) 523 forms as a one-story brick masonry building with a front-facing gable on a foundation of rock-faced cast concrete blocks. The roof cladding consisted of composition shingles over the original wood shingles. There was a projecting flat-roofed portico on the (E) elevation and a shed-roofed addition at the rear of the building on the (W) elevation. At the time of recordation, the building was privately owned and unoccupied and in deteriorated condition (See Exhibit 1 [DPR forms dated 6/25/2000] and Exhibit 2 [photographs]).

Determination of Eligibility

Among the conclusions of the HPSR, 240 North Mount Vernon Avenue was determined eligible for listing in the National Register of Historic Places (NRHP) and received the State Historic Preservation Officer's (SHPO) concurrence on March 1, 2002. The residential building was determined eligible under Criterion C at the local level of significance as a "rare example of an early 20th Century small-scale brick masonry residential construction in the context of [the City of] San Bernardino. The property retains a high level of integrity of design, workmanship, and materials associated with its architectural style" (See Exhibit 3 [SHPO letter dated 3/1/02]).

Demolition of Historic Property

District 8 Cultural Studies staff learned of the demolition of the historic property at 240 North Mount Vernon during a field review on January 15, 2004. Subsequently, the City's consultant contacted City staff to inquire about the demolition of this building. The inquiry resulted in a packet of documents relating to the demolition (1/21/04) and a City Interoffice Memorandum dated January 30, 2004, which included the City's justification for demolishing the National Register eligible property (See Exhibit 4).

The Memorandum indicated that the decision to demolish the building was based on the City's Municipal Code, Chapter 15.37, Historic Building Demolition Ordinance, Section 15.37.040, which exempts any building or structure fifty (50) years or older from the provisions of the chapter if determined to be a public nuisance or dangerous. However, that provision does not address the issue of a building, which is fifty (50) years or older and has been determined eligible for listing in the NRHP nor does it address a circumstance where a building is part of pending environmental compliance for a current, larger project (See Exhibit 5).

The demolition permit application dated October 13, 2003 indicated the building had cultural, historical or architectural significance. This determination appears to have been based on the results of the Historic Resources Reconnaissance Survey (Volumes 1-5 and attachments, April 30, 1991 and all subsequent revisions). See City's Municipal Code, Chapter 15.37, Section 15.37.045 (See Exhibit 4 & 5).

Conclusions

In conclusion, the City issued a demolition permit for a building, which was determined eligible (2002) for listing in the NRHP during the ongoing Section 106 compliance process for the proposed project to replace the Mount Vernon Avenue Bridge.

The City did not contact or consult with the Federal Highway Administration (FHWA) or Caltrans District 8 Cultural Studies staff, regarding any potential issues related to the demolition of a National Register eligible historic property, located within the project's APE during the ongoing Section 106 compliance process.

The demolition of the building resulted in a change of status for the National Register eligible historic property during the ongoing Section 106 compliance process for the bridge replacement project.

Therefore, the SHPO should be notified of the demolition and change in status of the historic property.

Exhibits:

Exhibit 1—DPR Forms for 240 North Mt. Vernon Avenue, City of San Bernardino, San Bernardino County dated 6/25/2000

Exhibit 2—Photographs (2000) of Historic Property at 240 North Mt. Vernon Avenue

Exhibit 3—SHPO Letter of Concurrence dated 3/1/02

Exhibit 4—Documents Relating to Issuance of Demolition Permit by the City of San Bernardino

Exhibit 5—"Historic Building Demolition Ordinance (Chapter 15.37) from the City of San Bernardino Municipal Code (February 28, 2005)

Exhibits:

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Exhibit 4—Documents Relating to Issuance of Demolition Permit by the City of San Bernardino

Exhibit 5—"Historic Building Demolition Ordinance (Chapter 15.37) from the City of San Bernardino Municipal Code (February 28, 2005)

Exhibit 1

DPR Forms for 240 North Mt. Vernon Avenue, City of San Bernardino, San Bernardino County dated 6/25/2000

State of California — The Resources Agency
DEPARTMENT OF PARKS AND RECREATION
PRIMARY RECORD

Primary # _____
HRI # _____
Trinomial _____
NRHP Status Code *3S*

Other Listings
Review Code _____ Reviewer _____ Date _____

Page 1 of 2 Resource Name or #: (Assigned by recorder) *MAP REFERENCE 14*

P1. Other Identifier:

P2. Location: ☐ Not for Publication ☒ Unrestricted a. County *San Bernardino*

and (P2b and P2c or P2d. Attach a Location Map as necessary.)

b. USGS 7.5' Quad Date T ; R ; 1/4 of 1/4 of Sec ; B.M.

c. Address: *240 North Mount Vernon Avenue* City *San Bernardino* Zip *92410*

d. UTM: (Give more than one for large and/linear resources) ; mE/ mN

e. Other Locational Data (Enter Parcel #, legal description, directions to resource, elevation, etc., as appropriate)

Parcel No. *0138-251-05*

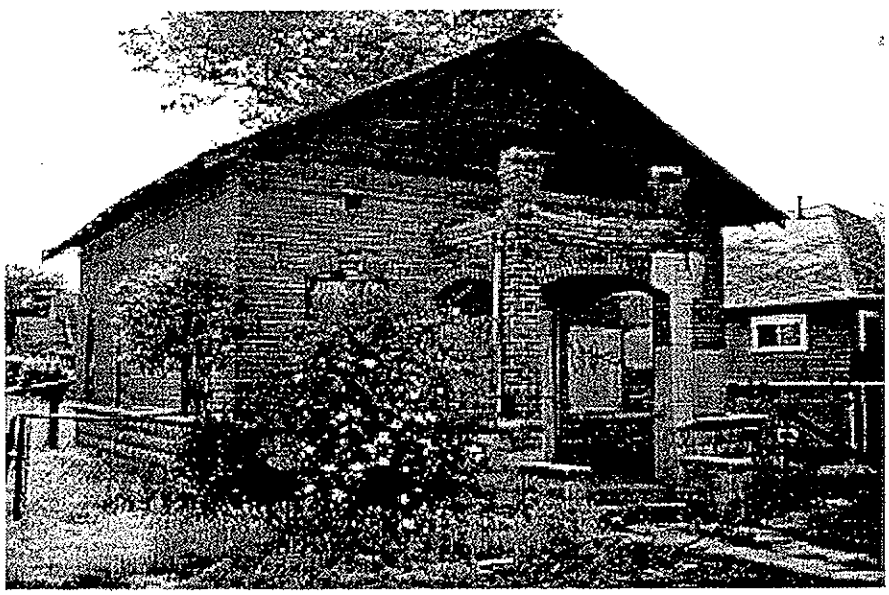
P3. Description (Describe resource and its major elements. Include design, materials, condition, alterations, size, setting, and boundaries)

This is a one-story brick masonry house with front gable roof. The walls are laid up in 7/1 common bond (7 courses of stretchers for each course of headers), on a foundation of rock-faced cast concrete blocks laid up ashlar with a cast stone water table course. All fenestration is segmental-arched, but doors and windows are boarded with plywood, obscuring these elements (assuming they are still intact). There is a three-course corbelled entablature below the eaves. What little is left of the roof cladding consists of composition shingles laid over the original wood shingles, which are in turn fastened to skip sheathing; much of the roof cladding system is gone, leaving the building open to the weather. The gable end is clad in horizontal boards and has a louvered attic vent. There is a projecting flat-roofed portico that gives the appearance of castellation, and a shed-roofed lean-to addition at the rear of the house.

P3b. Resource Attributes: (List attributes and codes) *HP2 - Single Family Property*

P4. Resources Present ☒ Building ☐ Structure ☐ Object ☐ Site ☐ District ☐ Element of District ☐ Other (Isolates, etc.)

P5a. Photograph or Drawing (Photograph required for buildings, structures, and objects)



P5b. Description of Photo: (View, date, accession #)
240 Mount Vernon Avenue (View toward northwest). Photo No: 3-3, 6/1/2000

P6. Date Constructed/Age and Sources:
☐ Prehistoric ☒ Historic ☐ Both

ca.1915, City of San Bernardino Historic Resources Reconnaissance Survey

P7. Owner and Address
Undetermined

P8. Recorded by: (Name, affiliation, and address)
P.S. Preservation Services, P.O. Box 191275, Sacramento CA 95819-1275

P9. Date Recorded: *6/25/2000*

P10. Survey Type: (Describe)
Intensive

P11. Report Citation: (Cite survey report and other sources, or enter "none")

Attachments ☐ NONE ☐ Continuation Sheet ☐ District Record ☐ Rock Art Record ☐ Other: (List)
☐ Location Map ☒ Building, Structure, and Object Record ☐ Linear Feature Record ☐ Artifact Record
☐ Sketch Map ☐ Archaeological Record ☐ Milling Station Record ☐ Photograph Record

Historic Architectural Survey Report, Mount Vernon Avenue Bridge Replacement Project

State of California — The Resources Agency
DEPARTMENT OF PARKS AND RECREATION
BUILDING, STRUCTURE, AND OBJECT RECORD

Primary #
HRI #

NRHP Status Code 3S

Resource Name or #: (Assigned by recorder) *MAP REFERENCE 14*

B1. Historic Name:
B2. Common Name:
B3. Original Use: *Single-family residence* B4. Present Use: *Single-family residence*
B5. Architectural Style: *Neo-classical cottage*
B6. Construction History: (Construction date, alterations, and date of alterations)
Built circa 1915; vacant and heavily deteriorated at present, showing substantial structural distress

B7. Moved? ☒ No ☐ Yes ☐ Unknown Date : Original Location:
B8. Related Features: *None noted.*

B9a. Architect: *Unknown* b. Builder: *Unknown*
B10. Significance: Theme: *Architecture* Area: *San Bernardino*
Period of Significance: *Circa 1915* **Property Type:** *Single-family residence* **Applicable Criteria:** *C*
(Discuss importance in terms of historical or architectural context as defined by theme, period and geographic scope. Also address integrity.)

Typical of houses of this neighborhood, the structure at 240 North Mount Vernon Avenue was occupied over the years by blue-collar workers: in 1940 by Faustina Giacomo, and C.J. McCormick, the latter an engineer for the Santa Fe Railroad; and in 1953 by Jose Hernandez, a Santa Fe carpenter. Though in a deteriorated condition, the house appears to be a rare example of small-scale brick masonry residential construction from its period in the context of San Bernardino. A windshield survey of several similar neighborhoods in the area failed to reveal any similar houses. Though it has no known association with persons or events important in history, it nonetheless represents a type, period and method of construction and a level of design detail rare in San Bernardino. As such, it appears to meet National Register criterion C at the local level of significance, significant in the area of architecture.

B11. Additional Resource Attributes: (List attributes and codes) *HP2 - Single Family Property*
B12. References:
See HASR bibliography

B13. Remarks: *Map Reference 14*

B14. Evaluator: *John S. Snyder*
Date of Evaluation: *6/25/2000*

(This space reserved for official comments.)

(Sketch Map with north arrow required.)

Exhibit 2

Photographs (2000)
Historic Property at 240 North Mt. Vernon Avenue

240 N. Mount Vernon Avenue
(circa 1915)
City of San Bernardino
East Elevation
Photo taken during 2000 survey
Building demolished October 2003

240 North Mount Vernon Avenue
(circa 1915)
City of San Bernardino
East Elevation, looking northwest
Photo taken during 2000 survey
Building demolished October 2003

240 North Mount Vernon Avenue
(circa 1915)
City of San Bernardino
San Bernardino County
West Elevation, looking northeast
Photo taken during 2000 survey
Building demolished October 2003
(Mount Vernon Ave. Bridge in background)

Exhibit 3

SHPO Letter of Concurrence dated 3/1/02

OFFICE OF HISTORIC PRESERVATION
DEPARTMENT OF PARKS AND RECREATION
P.O. BOX 942896
SACRAMENTO, CA 94296-0001
(916) 653-6624 Fax (916) 653-9824
calshpo@mail2.quiknet.com

March 1, 2002

REPLY TO: FHWA970414B

Michael G. Ritchie, Division Administrator
Federal Highway Administration
Region Nine, California Division
980 Ninth Street, Suite 400
SACRAMENTO CA 95814-2724

Re: Mount Vernon Avenue Bridge Replacement Project, San Bernardino, San Bernardino County.

Dear Mr. Ritchie:

Thank you for submitting to our office your January 22, 2002 letter and Historic Property Survey Report (HPSR) regarding the proposed replacement of the Mount Vernon Avenue Bridge, a property located in the City of San Bernardino, San Bernardino County. Constructed in 1933-34, the structure has suffered continuing and long-term deterioration of its deck system and is considered functionally obsolete. The bridge has also suffered from constant concrete spalling since its construction due to its proximity to corrosive locomotive stack gases from the nearby yards of the Burlington Northern/Santa Fe Railway. The Federal Highway Administration (FHWA) is considering five (5) alternatives for the proposed bridge replacement project including a "no-build" alternative and a seismic retrofit and rehabilitation alternative. FHWA will make a decision on its preferred alternative during the type selection process during Phase 2 of the project. The project Area of Potential Effect (APE), which conforms to the bridge itself, appears adequate and meets the definition set forth in 36 CFR 800.16(d). A reconnaissance survey of the project area by a qualified archeologist revealed no known archeological resources.

FHWA is seeking our comments on its determination of the eligibility of 22 properties of 50 years or older for inclusion on the National Register of Historic Places (NRHP) in accordance with 36 CFR 800, regulations implementing Section 106 of the National Historic Preservation Act. Our review of the submitted HPSR documentation leads us to concur with FHWA on the following:

- The Mount Vernon Avenue Bridge is eligible for inclusion on the NRHP at the level of local significance under Criteria A and C as defined by 36 CFR 60.4. The bridge has strong associations with the use of Route 66 as a major transportation corridor through the San Bernardino area during the Great Depression. The bridge was heralded during that time as the western gateway to San Bernardino. The structure and its landscaped areas at the northwest and southeast ends has also retained sufficient integrity of design, location, materials, workmanship, and feeling associated with its historic period of significance (1934-1952).

- The residence located at 240 North Mount Vernon Avenue is eligible for inclusion on the NRHP at the level of local significance under Criterion C as defined in 36 CFR 60.4. The structure is a rare example of an early 20th century small-scale brick masonry residential construction in the context of San Bernardino. The property retains a high level of integrity of design, workmanship, and materials associated with its architectural style.

- None of the remaining properties evaluated in the HPSR are eligible for inclusion on the NRHP under any of the criteria established by 36 CFR 60.4. The properties have no strong associations with significant historical events or persons and are not examples of outstanding architectural or engineering design or function.

Thank you again for seeking our comments on your project. We anticipate the receipt of pending documentation that will reveal the purpose and scope of a preferred project alternative. If you have any questions, please contact staff historian Clarence Caesar at (916) 653-8902.

Sincerely,

Original Signed by

Dr. Knox Mellon
State Historic Preservation Officer

Exhibit 4

Documents Relating to Issuance of Demolition Permit by the City of San Bernardino

CITY OF SAN BERNARDINO
Development Services Department – Planning Division
Interoffice Memorandum

TO: Mike Grubbs, Acting City Engineer/Field Engineer

FROM: Valerie C. Ross, Deputy Director/City Planner

SUBJECT: 240 N. Mt. Vernon Avenue

DATE: January 30, 2004

COPIES: James Funk, Director; Joe Lease, Building Official

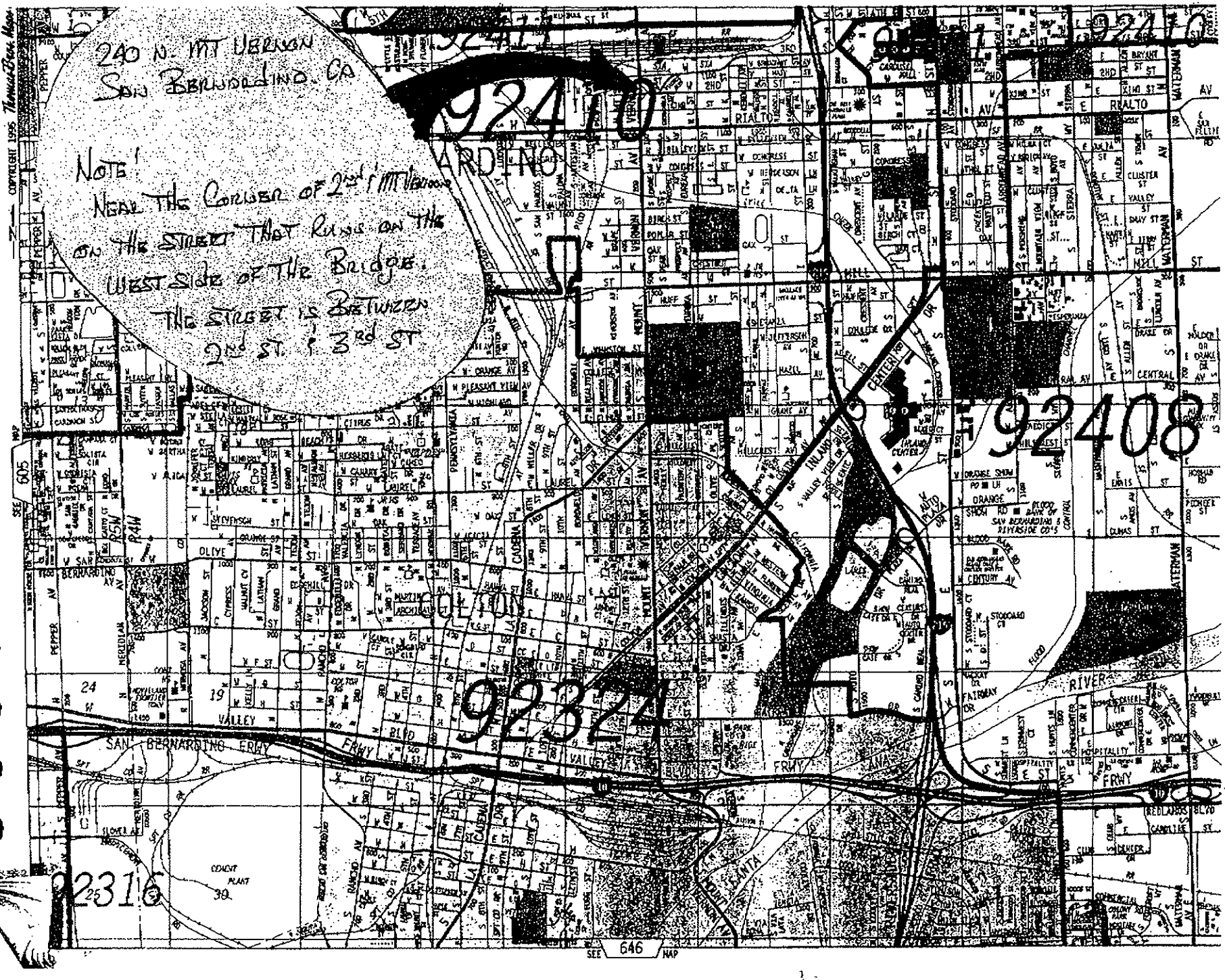
I returned a phone call to Jessica Feldman of Myra Frank Jones & Stokes, regarding demolition of the structure at 240 N. Mt. Vernon Avenue. According to Ms. Feldman, a historic study completed for the Mt. Vernon Bridge rehabilitation/reconstruction project identified this structure as eligible for listing on the Local Register, and Caltrans was dismayed when the structure was demolished. Ms. Feldman inquired as to how or why we issued a demolition permit for the structure. She was concerned that we issued in error or we disregarded the significance.

I explained to Ms. Feldman that pursuant to Chapter 15.37 of the City's Municipal Code, Historic Building Demolition Ordinance, Section 15.37.040 exempts dangerous buildings from the provisions of the chapter. Specifically, Section 15.37.040 states:

> "The demolition of any building or structure fifty (50) years old or older shall be exempt from the provisions of this Chapter if findings have been made by the Board of Building commissioners or the Building Official pursuant to other provisions of the Municipal Code declaring that the building or structure is either a public nuisance or a dangerous building. In such instances, a Demolition Permit may be issued in accordance with all other city ordinances and requirements."

At a hearing on September 25, 2003, the Hearing Officer of the City of San Bernardino Code Compliance Department issued an order (No. H/O 03-177) determining that the building or premises at 240 N. Mt. Vernon Avenue constituted a public nuisance. The order required the property owner to take certain actions, within specified timeframes. Specifically, the owner was ordered to obtain demolition permits within ten days of the order (the order is dated October 15, 2003) and demolish the structure within 45 days of the order.

Ms. Feldman asked about the process for obtaining a demolition permit. I informed her that I had noted on the demolition permit application that this structure had cultural, historical, or architectural significance, but the above Municipal Code provision superseded that. I also told her that I had discussed this issue (although on a different property) with the City Attorney's Office, and they confirmed that the Municipal Code provisions overrode potential historic significance.


240 N. MT VERNON
SAN BERNARDINO, CA
NOTE:
NEAR THE CORNER OF 2nd & MT VERNON
ON THE STREET THAT RUNS ON THE
WEST SIDE OF THE BRIDGE.
THE STREET IS BETWEEN
2nd ST. & 3rd ST.
92410
92408
92324
92316
COLTON
RIALTO
SAN BERNARDINO FRWY
VALLEY BLVD
646

SOUTH COAST AIR QUALITY MANAGEMENT DISTRICT
NOTIFICATION OF DEMOLITION OR ASBESTOS REMOVAL

MAIL FORM AND FEE TO: SCAQMD, ASBESTOS NOTIFICATIONS, FILE # 55641, LOS ANGELES CA 90074-5641

AQMD USE ONLY	SCREEN BY	RECEIVED	POSTMARK	ENTERED BY	NOTIFICATION #

COMPLETED BY	KERI	COMPANY	BRICKLEY CONST. CO., INC. dba BRICKLEY ENVIRONMENTAL	PHONE	909-888-2010
DATE	10-6-03	CHECK #	2470	FEE $	29.52

PROJECT #	6184

NOTIFICATION TYPE	ORIGINAL
PROJECT TYPE	RENOVATION (removal)
SITE INFORMATION	SITE NAME SFR

SITE ADDRESS	240 N. MT. VERNON AVE.	CROSS STREET	3RD STREET

CITY	SAN BERNARDINO	STATE	CA	ZIP	92411	COUNTY	SAN BERNARDINO

DESCRIBE WORK AND LOCATION	WEST PATIO, 3 NORTH ROOMS AND NORTH CENTRAL ROOM

BUILDING SIZE (SQ FT)	600	NUMBER OF FLOORS	1	BUILDING AGE (YEARS)	60	NUMBER OF DWELLING UNITS	0

BLDG PRIOR / PRESENT USE	HOUSE	HOUSE

SITE OWNER	ALFONSO HERNANDEZ	ADDRESS	1495 BROOKSIDE AVE.

CITY	REDLANDS	STATE	CA	ZIP	92373	CONTACT	ALFONSO HERNANDEZ	PHONE	909-793-2735

REQUIRED BUILDING INFORMATION	ASBESTOS PRESENT?	YES	ASBESTOS SURVEY? *	YES	ASBESTOS REMOVED?	NO	BUILDING TO BE DEMOLISHED?	NO

PROJECT DATES	START	10-20-03	END	10-20-03	WORK SHIFT	0800-1530

ASBESTOS AMOUNT TO BE REMOVED (in square feet)	FRIABLE	CLASS I	CLASS II	TOTAL AMOUNT (ADD ROW)
	155	1210		1365

ASBESTOS REMOVAL FROM	SURFACES

AMOUNT OF EACH TYPE OF ASBESTOS (in square feet)	ACOUSTIC CEILING	LINOLEUM	INSULATION	FIRE PROOFING	DUCTING	STUCCO	MASTIC
		155					605

FLOOR TILES (VAT)	DRY WALL	PLASTER	TRANSITE	ROOFING	OTHER (DESCRIBE)
605					

CONTRACTOR INFORMATION	CSLB LICENSE #	610414	OSHA REG #	49	AQMD ID #	76397

NAME	BRICKLEY CONST. CO., INC. dba BRICKLEY ENVIRONMENTAL	ADDRESS	957 WEST REECE STREET

CITY	SAN BERNARDINO	STATE	CA	ZIP	92411	SITE SUPVR	SNYDER / LIEDER / MOORE LARGENT / CRUZ / GORDON / BOYT / WOOD	PHONE	909-888-2010

WASTE TRANSPORTER #1	BRICKLEY CONST. CO., INC. dba BRICKLEY ENVIRONMENTAL	LANDFILL	AZUSA LAND RECLAMATION CO.

ADDRESS	957 WEST REECE STREET	ADDRESS	201 GLADSTONE AVENUE

CITY	SAN BERNARDINO	STATE	CA	ZIP	92411	CITY	AZUSA	STATE	CA	ZIP	91702

CITY OF SAN BERNARDINO

DEVELOPMENT SERVICES DEPARTMENT
300 North "D" Street, San Bernardino, CA 92418
Phone: 909-384-5057/5071 Fax: 909-384-5080

FAX TRANSMITTAL SHEET

TO: Jessica Feldman DATE: 1/21/04

FAX #: 213 627-6853

FROM: Joe Fesse PAGES: 15
(Including this sheet)

SUBJECT: 240 N. Mt. Vernon

REMARKS:

Please see attached. If you should have any questions, please let me know.

Brenda

Valerie Ross

909.384.5057

CITY OF SAN BERNARDINO
Planning and Building Services
Demolition Permit Requirements

Provide the following information:

A. Property address 240 N. MT. VERNON, SAN BERNARDINO, CA
Assessor's parcel # 0138251050000 (INFO FROM PROPERTY TAX BILL)
Estimated cost of demolition _____
Approximate date built EARLY 30's
No. of structures 1 No. of stories 1 Building height 16-18 FEET APPROX
Structure's use VACANT & BOARDED
Construction type BRICK & BLOCK / INTERIOR IS WOOD & PLASTER
Is there a basement ? yes/no NO If yes, provide basement demo plan.
Will demolition activity encroach or require use of public right-of-way, sidewalk, street, etc.? yes/no NO If yes, indicate distance from structure to public right-of-way _____ and submit a pedestrian protection plan. Also, read attached chapter 44, UBC requirements.
Has a notice of unsafe or public nuisance been issued ? yes/no YES
OFFICER JODI MANSFIELD
Applicant's name ALFONSO HERNANDEZ Phone number 909-793-2735
THOMAS GUIDE # 606

✓B. A location Map.

✓C. Clear color photograph of each building elevation.

✓D. Deed of Record (or Grant Deed) indicating current property owner.

E. **Notify South Coast Air Quality Management District** (form attached). **Provide copy of completed form and proof of notification.** $50/7 $500

✓F. Provide proof that **Sewer cap fees** have been paid (4th floor, Public Services). 384-5140

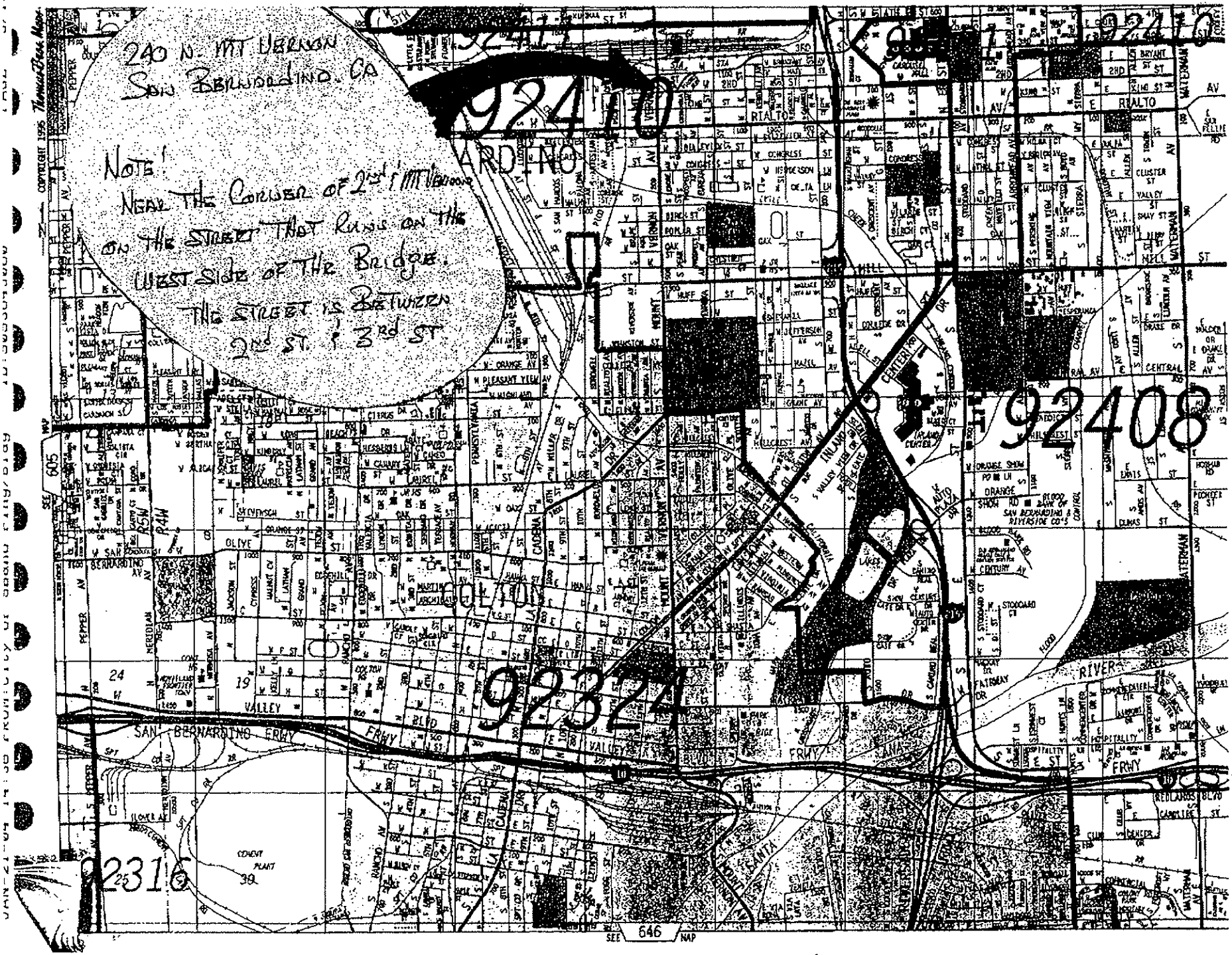
**********Office Use Only**********

Date received 10/13/03 Demo # D030067

Cultural, historical or architectural significance: y/n YES.

Planner Signature Valerie U. Ross date 10/13/03

cc/BB/1-97


240 N. MT VERNON
SAN BERNARDINO, CA
NOTE!
NEAR THE CORNER OF 2ND & MT VERNON
ON THE STREET THAT RUNS ON THE
WEST SIDE OF THE BRIDGE.
THE STREET IS BETWEEN
2ND ST. & 3RD ST
92410
92408
92324
92316
RIALTO
SAN BERNARDINO FRWY
VALLEY BLVD
COLTON
RIVER
SEE 646 MAP

SOUTH COAST AIR QUALITY MANAGEMENT DISTRICT
NOTIFICATION OF DEMOLITION OR ASBESTOS REMOVAL

MAIL FORM AND FEE TO: SCAQMD, ASBESTOS NOTIFICATIONS, FILE # 55641, LOS ANGELES CA 90074-5641

AQMD USE ONLY	SCREEN BY	RECEIVED	POSTMARK	ENTERED BY	NOTIFICATION #
COMPLETED BY	KERI	COMPANY	BRICKLEY CONST. CO., INC. dba BRICKLEY ENVIRONMENTAL	PHONE	909-888-2010
DATE	10-6-03	CHECK #	2470	FEE $	29.52
PROJECT #	6184				
NOTIFICATION TYPE	ORIGINAL				
PROJECT TYPE	RENOVATION (removal)				
SITE INFORMATION	SITE NAME SFR				
SITE ADDRESS	240 N. MT. VERNON AVE.			CROSS STREET	3RD STREET
CITY	SAN BERNARDINO	STATE	CA	ZIP	92411
COUNTY	SAN BERNARDINO				
DESCRIBE WORK AND LOCATION	WEST PATIO, 3 NORTH ROOMS AND NORTH CENTRAL ROOM				
BUILDING SIZE (SQ FT)	600	NUMBER OF FLOORS	1	BUILDING AGE (YEARS)	60
NUMBER OF DWELLING UNITS	0				
BLDG PRIOR / PRESENT USE	HOUSE		HOUSE		
SITE OWNER	ALFONSO HERNANDEZ	ADDRESS	1495 BROOKSIDE AVE.		
CITY	REDLANDS	STATE	CA	ZIP	92373
CONTACT	ALFONSO HERNANDEZ	PHONE	909-793-2735		

REQUIRED BUILDING INFORMATION	ASBESTOS PRESENT?	ASBESTOS SURVEY? *	ASBESTOS REMOVED?	BUILDING TO BE DEMOLISHED?
	YES	YES	NO	NO

PROJECT DATES	START	END	WORK SHIFT
	10-20-03	10-20-03	0800-1530

ASBESTOS AMOUNT TO BE REMOVED (in square feet)	FRIABLE	CLASS I	CLASS II	TOTAL AMOUNT (ADD ROW)
	155	1210		1365

ASBESTOS REMOVAL FROM	SURFACES

AMOUNT OF EACH TYPE OF ASBESTOS (in square feet)	ACOUSTIC CEILING	LINOLEUM	INSULATION	FIRE PROOFING	DUCTING	STUCCO	MASTIC
		155					605

FLOOR TILES (VAT)	DRY WALL	PLASTER	TRANSITE	ROOFING	OTHER (DESCRIBE)
605					

CONTRACTOR INFORMATION	CSLB LICENSE #	OSHA REG #	AQMD ID #
	610414	49	76397

NAME	ADDRESS	CITY	STATE	ZIP	SITE SUPVR	PHONE
BRICKLEY CONST. CO., INC. dba BRICKLEY ENVIRONMENTAL	957 WEST REECE STREET	SAN BERNARDINO	CA	92411	SNYDER / LIEDER / MOORE LARGENT / CRUZ / GORDON / BOYT / WOOD	909-888-2010

WASTE TRANSPORTER #1	ADDRESS	CITY	STATE	ZIP
BRICKLEY CONST. CO., INC. dba BRICKLEY ENVIRONMENTAL	957 WEST REECE STREET	SAN BERNARDINO	CA	92411

LANDFILL	ADDRESS	CITY	STATE	ZIP
AZUSA LAND RECLAMATION CO.	201 GLADSTONE AVENUE	AZUSA	CA	91702

RECORDING REQUESTED BY
AND WHEN RECORDED MAIL TO
Name STELLA HERNANDEZ
Address 1344 W. 2nd Street
City & San Bernardino
State California 92373

MAIL TAX STATEMENTS TO
Name STELLA HERNANDEZ
Address 1344 W. 2nd Street
City & San Bernardino
State California 92373

Recorded in Official Records, County of
San Bernardino, Errol J. Mackzum, Recorder
13.00
Doc No. 19960403866
09:48am 11/01/96

285 28042453 02 04

1 PG	2 FEE	2 APP	0 CONS	5 PM CPY	0 DOC CPY	7 AMD SBR	0 PUB PR	0	0
3	7	6							
			5				0		
SAN ST	CO	STT	CIT-CO	TRANS TAX		BA	CHNG		CLERK

SPACE ABOVE THIS LINE FOR RECORDERS USE

TRUST TRANSFER DEED

Grant Deed (Excluded from Reappraisal under Proposition 13, i.e., Calif. Const. Art 13A § 1 et.seq.) The undersigned Grantor declares under penalty of perjury that the following is true and correct:

THERE IS NO CONSIDERATION FOR THIS TRANSFER.

There is no Documentary transfer tax due. This is a Trust Transfer under § 762 of the Revenue and Taxation Code: Transfer to a revocable trust.

GRANTOR: STELLA HERNANDEZ hereby grants to **STELLA HERNANDEZ, trustee, or successor trustee(s) of the STELLA HERNANDEZ TRUST DATED OCTOBER 18, 1996**, (hereinafter referred to as "Assignee"), the following described real property in the County of San Bernardino, State of California

Lot 2 in Block 2 of INSURANCE LOAN AND LAND COMPANY SUBDIVISION, as per plat recorded in Book 16, page 37 of the Map Records of said County.
Assessor Parcel Number 0138-251-05

Dated this 18th day of October, 1996.
Grantor - Transferor

STELLA HERNANDEZ aka ESTELLA HERNANDEZ

State of California)
)
County of San Bernardino)

On October 18th, 1996 before me, K. B. ALBREKTSON, the Notary Public, personally appeared STELLA HERNANDEZ personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument, and acknowledged to me that he/she executed the same in his/her authorized capacity, and that by his/her signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.

Signature K. B. Albrektson (Seal)

K.B. ALBREKTSON
Commission # 1064996
Notary Public — California
San Bernardino County
My Comm. Expires Jul 13, 1999

CITY OF SAN BERNARDINO

MISCELLANEOUS CASH RECEIPT No. 729944

Date: 10/13/03 Received From: Alfonso Hernandez

The Sum of Fifty and no/00

For:	ACCOUNT NO.	AMOUNT
Sewer Cap injection	132-431-428	$50.00
240 N. Mt. Vernon SB		
	Total	$50.00

By: [signature] Department: Public Serv.

DISTRIBUTION: White-Customer; Canary-Cashier; Pink-Department; Goldenrod-Dept. Numeric Control

CODE COMPLIANCE DEPARTMENT

201-B North "E" Street, Suite 201 • San Bernardino • CA 92401-0001
909.384.5205
Fax: 909.384.5247
www.ci.san-bernardino.ca.us

HEARING OFFICER ORDER

October 15, 2003

Alfonso Hernandez
845 Evergreen Ct.
Redlands, CA 92374-6313

Re: 240 N. Mt. Vernon Ave.
San Bernardino, CA
Parcel #0138-251-05
Complaint #C0200890
Officer: Jodi Mansfield

Pursuant to action of the Hearing Officer taken on **Thursday, September 25, 2003**, a nuisance was found to exist at **240 N. Mt. Vernon Avenue**. Attached hereto, is a copy of the Hearing Officer's Order, which states the findings of the Hearing Officer and any action necessary to abate the public nuisance(s).

If you disagree with the findings of the Hearing Officer, you may appeal your case before the Board of Building Commissioners. Your appeal must be filed with the City Clerk's Office within ten (10) days from the date on the Hearing Officer's order. The City Clerk's Office is located on the 2nd floor of San Bernardino City Hall, 300 North "D" Street, San Bernardino, CA 92418.

The appeal must be completed on the Notice of Appeal form, which can be obtained from the City Clerk's Office and should include the following:

(a) Property location, parcel number and complaint number;
(b) Specific grounds for appeal;
(c) The relief or action sought from the Board of Building Commissioner.

If you have any questions regarding this appeal process, please contact the City Clerk's Office at (909) 384-5102.

By: J Mansfield
Code Compliance Officer

JM:er

cc: City Clerk's Office
All Parties Via First Class and Certified Mail

Additional CCs for 240 N MT VERNON AVE

STELLA HERNANDEZ TRUST
ALFONSO HERNANDEZ, TRUSTEE
845 EVERGREEN CT
REDLANDS, CA 92374

HERNANDEZ, STELLA & ALFONSO TR
240 N. MT. VERNON AVE
SAN BERNARDINO, CA 92410

SELSA RODRIQUEZ
240 N. MT. VERNON AVE
SAN BERNARDINO, CA 92410

ESTELLA HERNANDEZ
1344 W. 2ND ST
SAN BERNARDINO, CA 92410

STELLA & ALFONSO HERNANDEZ TRUST
1495 BROOKSIDE AVE
REDLANDS, CA 92373

ORDER OF THE HEARING OFFICER
OF THE CITY OF SAN BERNARDINO
CODE COMPLIANCE DEPARTMENT

ORDER NO. H/O 03-177

WHEREAS, pursuant to the San Bernardino Municipal Code, Title 15, Chapter 15.**24/28,** the Supervising Building Official has posted a building(s) located at **240 N. Mt. Vernon Avenue**, San Bernardino, California, with a "Notice to Abate Nuisance" and has notified the person(s) having an interest in said property that the said building(s) or premises constitute a public nuisance;

WHEREAS, pursuant to San Bernardino Municipal Code, the Supervising Building Official has served a "Notice of Hearing Before the Hearing Officer of the City of San Bernardino", relating to abatement of said nuisance, to all person(s) having an interest in the above property, and has prepared a declaration of mailing of the notice, a copy of which is on file in these proceedings; and;

WHEREAS, a hearing was held to receive and consider all relevant evidence, objections or protests on **September 25, 2003**, and;

WHEREAS, Alfonso Hernandez, owner, appeared and spoke at the hearing;

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HEARING OFFICER
ORDER NO. H/O 03-177

NOW THEREFORE, IT IS ORDERED BY THE HEARING OFFICER OF THE CITY OF SAN BERNARDINO AS FOLLOWS:

SECTION 1. Based upon the evidence submitted, it was found and determined that the building(s) and or premises located at **240 N. Mt. Vernon Avenue**, San Bernardino, California constituted a public nuisance.

SECTION 2. The property owner(s)/person(s) in control and/or in charge of the property are hereby directed to comply with the following requirements. To prevent unauthorized entry, the owner(s)/person(s) in control and/or in charge of the property shall maintain the structure to FHA board up standards at all times. Within ten (10) days from the date of this order, the owner(s)/person(s) in control and/or in charge of the property shall remove, and continue to maintain the property free of, weeds, dry brush and overgrown vegetation. Within ten (10) days from the date of this order the owner(s)/person(s) in control and/or in charge of the property shall remove, and continue to maintain the property free of, trash, debris, tires, litter and items causing an unsightly appearance or improperly stored items. Within ten (10) days from the date of this order, the owner(s)/person(s) in control and/or in charge of the property shall obtain permits from the Development Services Department for demolition of the structure. In accord with the agreement of the owner, the structure shall be demolished within (45) forty-five days from the date of the order. The property cannot be rented, leased, or occupied before it is demolished and, all required permits finalized and approved by the Development Services Department and Code Compliance Department. All work to correct violations noted in the Notice of Hearing must be completed, all required permits

finalized and approved by the Development Services Department and Code Compliance Department within forty-five (45) days from the date of this order. The property shall meet all applicable codes adopted by the City of San Bernardino.

SECTION 3. Upon the failure of the owner(s)/person(s) in control and/or in charge of the property of record to comply with the order of the Hearing Officer the Code Compliance Department shall obtain an Inspection/Abatement warrant to abate violations noted in the Notice of Hearing. If the owner fails to comply with the order of the Hearing Officer, within the time specified, the City may initiate action including demolition, removal of any unauthorized construction, and any other actions necessary to abate the nuisance.

SECTION 4. It was determined that the City was required to initiate abatement proceedings and incurred costs in the amount of $1,000.43. If demolition is completed and the permit is signed off as complete within forty-five (45) days from the date of this order, then no costs shall be assessed to the owner. If demolition is not completed or the permit is not signed off within forty-five (45) days from the date of this order, and due to the failure of the owner(s) of record to respond or comply within the time frame stated on the previous notice of violation issued, the owner(s) shall incur costs of $1,000.43 and any additional abatement costs as a lien upon record. If not paid within thirty (30) days, the Code Compliance Department is hereby authorized to collect unpaid amounts owed by entering a lien with the Auditor of the County of San Bernardino, State of California. The sum is to be entered as lien charges against said property as it appears on the current assessment rolls, to be collected as the same and in the same manner, subject to the same penalties and interest upon delinquencies, that

the general taxes for the City of San Bernardino are collected. The Code Compliance Department shall present

for recording an appropriate notice of the imposition of the lien with the County Recorder.

SECTION 5. If a legal nonconforming structure or a legal nonconforming use is discontinued for a period of 12 or more consecutive calendar months, the structure or use shall lose its legal nonconforming status, and shall be removed or altered to conform to the provisions of the City's General Plan and Development Code pursuant to Sections 19.62.020 and 19.62.030. The City may deny building permits to repair or rehabilitate this structure if the structure and/or use are nonconforming to the City's current General Plan and Development Code.

SECTION 6. Upon receipt of an application from the person required to conform to the order and by agreement of such person to comply with the order if allowed additional time, the Supervising Building Official may grant an extension of time, not to exceed an additional 120 days, within which to complete said repair, rehabilitation or demolition, if the Supervising Building Official determines that such an extension of time will not create or perpetuate a situation imminently dangerous to life or property. The Supervising Building Official's authority to extend time is limited to the physical repair, rehabilitation or demolition of the premises and will not in any way affect or extend the time to appeal the notice and order.

SECTION 7. Any person aggrieved by this order may appeal to the Board of Building Commissioners by filing a written statement with the City Clerk. The statement must include the order number appealed, the specific grounds of your appeal, and the

relief or action sought. The written appeal must be received within ten (10) days from the date of this order dated October 15, 2003.

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HEARING OFFICER
ORDER NO. H/O 03-177

The foregoing order is hereby approved this 25th day of September 2003.

Hearing Officer

Approved as to form and legal content:

JAMES F. PENMAN, City Attorney

By: _____
Deputy City Attorney

Exhibit 5

"Historic Building Demolition Ordinance (Chapter 15.37) from the City of San Bernardino Municipal Code (February 28, 2005)

Any person, firm, or corporation desiring to demolish, dismantle, or tear down any house, building, or structure within the City or to move the same outside the City limits shall, before proceeding with such work, file an application with the Superintendent of the Department of Development Services for permit to do so. The Superintendent, if he feels that the granting of such permit is not contrary to public health, safety, and welfare, and if he determines that the applicant has fully complied with and satisfied each and every other applicable provision of local and state law, shall issue such permit; provided, however, that as a condition to the issuance of such permit, the applicant shall pay to the Superintendent a fee in a sum in accordance with the schedule set forth in Section 303 of the Uniform Building Code which shall be in addition to any other fee required by law, and shall deposit with him a surety bond in the amount of one thousand dollars to insure the faithful performance by the applicant of the following conditions under which such permit is granted, namely: that upon the moving, demolition, dismantling or tearing down of such house, building or other structure, the lot, parcel, or site shall be cleared of all debris, brick, rock, cement work, foundations, weeds, brush, dead or uncared for trees and vegetation and be filled and graded in accordance with the provisions of Chapter 15.04 in such a manner that storm waters and other waters will not accumulate thereon so that the premises are left in a clean and safe condition as determined by the Director of Development Services. Any permit issued under this section shall be further conditioned upon completion of the work of moving or demolition, dismantling, tearing down, filling, grading and cleaning of the site within a period of ninety days from the date of its issuance which period may be extended by the Chief Building Inspector upon good cause shown for such additional periods as may be reasonably required to carry out the purposes of the permit. The permit shall not be issued or approved unless and until the applicant has furnished satisfactory evidence to the Superintendent (1) that he has fully complied with the provisions of Section 119(a) of the Uniform Plumbing Code or other law pertaining to the plugging or capping of abandoned sewer outlets; (2) that he has obtained a permit for such plugging and capping in accordance with Section 1.8 of the Uniform Plumbing Code or other law; (3) that he has completed the plugging and capping thereof in an approved manner as evidenced by a final inspection; and (4) that he has cleaned and filled any abandoned cesspool and has filled and graded the property as required herein. (Ord. MC-1027, 9-8-98; Ord. 3628, 1977; Ord. 2784, 1966; Ord. 20114 §1, 1954.)

15.36.020 (Repealed by MC 460, 5-13-85)

Chapter 15.37
HISTORIC BUILDING DEMOLITION ORDINANCE

Sections:

15.37.010 Findings and purpose.

The Mayor and Common Council find and declare:

A. The City of San Bernardino General Plan, adopted on June 2, 1989, includes an Historical and Archaeological Resources Element which provides a basis for historic preservation in the City of San Bernardino.

B. An Historic Preservation Ordinance is required to be completed as part of the development of the Historic Preservation Program. This ordinance will include a section on demolitions.

C. Several buildings of historical value have already been demolished, including the Municipal Auditorium, Antlers Hotel, Carnegie Library and Atwood Adobe and many others which were an irreplaceable part of our heritage.

D. On December 18, 1989, the Urgency Historic Structure Demolition Ordinance (MC-694) was adopted. MC-694 provided for the establishment of the Historic Preservation Task Force and for the review of Demolition Permit applications for pre-1941 buildings and structures.

E. Prior to the adoption of MC-694, the City had no provision for the review of Demolition Permit Applications for potentially historic buildings or structures.

F. For clarification, it is necessary to amend the provisions for the review of Demolition Permit Applications for potentially historic buildings and structures.

G. By imposing the requirements of the amended Historic Building Demolition Ordinance, the City will have a provision which facilitates a more efficient and effective method of review for Demolition Permit Applications while the Historic Preservation Program is being completed.

(Ord. MC-850, 9-8-91; Ord. MC-694, 12-18-89)

15.37.020 Definitions.

For the purpose of carrying out the intent of this Chapter, the words, phrases and terms set forth herein shall be deemed to have the meaning ascribed to them in this Chapter.

Building - Any structure having a roof and walls built and maintained to shelter human activity or property.

Demolition - To destroy any building or structure so that it is no longer standing or functional.

Report - Historic Resource Evaluation Report, a report that evaluates the historical significance of a resource based upon established criteria.

Resource - A building or structure as defined in this Chapter.

Structure - (1) Any structure having a roof and walls built and maintained to shelter human activity or property; or,

(2) a work made up of independent and interrelated parts that performs a primary function unrelated to human shelter.

Survey - Historic Resources Reconnaissance survey (Volumes 1-5 and Attachments, April 30, 1991 and all subsequent revisions), a Citywide survey of buildings and structures constructed prior to December 31, 1941 which provides baseline information regarding the types and locations of resources, approximate construction dates, representative architectural styles, construction materials, and contextual historical themes.

Task Force - The Historic Preservation Task Force, a committee appointed by the Mayor and Common Council to oversee the Historic Preservation Program.

(Ord. MC-850, 9-8-91; Ord. MC-694, 12-18-89)

15.37.030 Historic Preservation Task Force.

The Historic Preservation Task Force (Task Force) was established by MC-694 and the Task Force members were appointed by the Mayor with the concurrence of the Common Council. Under the provisions of this Chapter, the Task Force shall continue to oversee the historic Preservation Program and Demolition Permit Applications in an advisory capacity and perform other duties as established by the Mayor and Common Council. This Task Force shall exist until the Mayor and Common Council determine that it is no longer needed. (Ord. MC-850, 9-8-91; Ord. MC-694, 12-18-89) *(City Attorney*

Opinion No. 93-8)

15.37.035 Demolition Prohibited.

No building or structure fifty (50) years old or older shall be demolished unless a valid Demolition Permit has been issued in accordance with this Chapter. (Ord. MC-850, 9-8-91; Ord. MC-694, 12-18-89)

15.37.040 Dangerous Buildings Exempted.

The demolition of any building or structure fifty (50) years old or older shall be exempt from the provisions of this Chapter if findings have been made by the Board of Building Commissioners or the Building Official pursuant to other provisions of the Municipal Code declaring that the building or structure is either a public nuisance or a dangerous building. In such instances, a Demolition Permit may be issued in accordance with all other City ordinances and requirements. (Ord. MC-850, 9-8-91; Ord. MC-694, 12-18-89)

15.37.045 Evaluation Thresholds and Review Requirements.

Buildings and structures fifty (50) years old or older proposed for demolition shall be evaluated to determine historical significance. The level of review required shall be determined in accordance with the following thresholds and requirements which are based upon the Historic Resources Reconnaissance Survey (Volumes 1-5 and attachments, April 30, 1991 and all subsequent revisions):

A. A Historic Resource Evaluation Report (Report) shall be required for any resource identified on a modified California Department of Parks and Recreation (DPR) 523 Form (Volume 3, Appendix B, Resource List and DPR Forms) or located within an area identified as being potentially eligible for Historic District designation and listed as a contributing resource (Volume 3, Appendix C, Historic Districts and Overlay Zones, Items 1. through 4.).

B. A Historic Resource Evaluation Report may be required for any resource listed on the Tabular List and located within the boundaries of an area identified in the Survey as being potentially eligible for Historic Overlay Zone designation (Volume 3, Appendix C, Historic Districts and Overlay Zones, Items 5 through 13.). Using the criteria established in Section 15.37.055 of this Chapter, the Director of Development Services shall evaluate demolition proposals for these resources to determine the requirement for a Report.

C. Demolition Permit Applications for buildings and structures which are listed only on the Tabular List or not included in the Survey shall not require a Report unless the Director of Development Services determines that a Report is required based upon new historical or

cultural information not contained in the Survey.

When required, Historic Resource Evaluation Reports shall be prepared in accordance with Section 15.37.050 of this Chapter. (Ord. MC-1027, 9-8-98; Ord. MC-850, 9-8-91; Ord. MC-694, 12-18-89)

15.37.050 Historic Resource Evaluation Report.

A Historic Resource Evaluation Report required as a submittal for a Demolition Permit Application shall contain the following elements:

A. Purpose and Scope

B. Methods of Evaluation: Field and Archival

C. Location and Setting

D. Architectural Description of the Resource

E. Historical Background

F. Discussion of Eligibility for NR listing

G. Statement of Significance

H. Conclusions

I. Recommendations (may include proposed mitigation)

J. Archival Documentation (Appendices)

The Statement of Significance element (Item G. above) shall be made using the criteria listed in Section 15.37.055 of this Chapter and shall include a discussion of the related historical Contextual themes.

The archival documentation (Item J. above) of the resource shall include a completed DPR 523 Form and archival quality photo documentation. This information shall be included as an appendix to the Report.

Preparation and submittal of the Report shall be the responsibility of the applicant. All Reports shall be prepared by consultants who meet the professional qualification standards for the field of Historic Preservation as described in the Federal Register. (Ord. MC-850, 9-8-91; Ord. MC-694, 12-18-89)

15.37.055 Criteria for Determination of Historical Significance.

1. The building or structure has character, interest or value as a part of the heritage of the City of San Bernardino; or,

2. The location of the building or structure is the site of a significant historic event; or,

3. The building or structure is identified with a person(s) or group(s) who significantly contributed to the culture and development of the City of San Bernardino; or,

4. The building or structure exemplifies a particular architectural style or way of life important to the City; or,

5. The building or structure exemplifies the best remaining architectural type in a neighborhood; or,

6. The building or structure is identified as the work of a person whose work has influenced the heritage of the City, the State or the United States; or,

7. The building or structure reflects outstanding attention to architectural design, detail, materials or craftsmanship; or,

8. The building or structure is related to landmarks or historic districts and its preservation is essential to the integrity of the landmark or historic district; or,

9. The unique location or singular physical characteristics of the building or structure represent an established and familiar feature of a neighborhood; or,

10. The building, structure or site has the potential to yield historical or archaeological information.

(Ord. MC-850, 9-8-91; Ord. MC-694, 12-18-89)

15.37.060 Review Process.

1. Director Review - The Director of Development Services shall determine whether to issue a Demolition Permit for an Application which does not require a Report in accordance with Evaluation Thresholds B. and C. and the requirements specified in Section 15.37.045 of this Chapter.

2. Environmental Review Committee (ERC) Review - An Initial Study (pursuant to the California Environmental Quality Act) shall be prepared for a Demolition Permit Application when a Historical Resource Evaluation Report is required in accordance with Section 15.37.045, Subsections A. - C. of this Chapter. The Report may be included as an attachment to the Initial Study or referenced in the Initial Study.

   The Initial Study shall be reviewed by the ERC for an environmental determination within thirty (30) days of the project being deemed complete. Following the ERC review, the application and the environmental determination shall be reviewed by the Planning

Commission.

3. Task Force Review - The Task Force shall receive notification of Demolition Permit Applications for their review and make recommendations to the Planning Commission regarding the historic significance of resources and the approval or denial of applications.

4. Planning Commission Review - A Demolition Permit Application shall be scheduled for review by the Planning Commission within forty-five (45) days of the ERC's environmental determination. The Planning Commission shall review Demolition Permit Applications to determine the historical significance of the resource based upon the criteria set forth in Section 15.37.055 of this Chapter. The Planning Commission may also consider the National Register criteria for evaluation. Based upon the information provided, the Planning Commission shall take action on the environmental determination and approve or deny the issuance of the Demolition Permit. The Planning Commission's review must be completed within 30 days of the first public hearing before the Planning Commission or the Application shall be forwarded to the Mayor and Common Council.

   When a Demolition Permit Application is denied because of a determination of historical significance, the Planning Commission shall forward that recommendation to the Mayor and Common Council.

   If the Planning Commission approves the Demolition Permit Application, the Demolition Permit shall be issued in accordance with the Planning Commission action and following compliance with the provisions of this Chapter and all other City requirements.

5. Effective Date of Permit - Demolition Permits shall become effective 16 days following the final date of action (i.e., approval) by the Director or the Planning Commission unless an appeal has been filed pursuant to Section 15.37.070, which shall stay the issuance of the Demolition Permit until after the Appeal is decided.

(Ord. MC-1027, 9-8-98; Ord. MC-850, 9-8-91; Ord. MC-694, 12-18-89) *(City Attorney Opinion No. 93-8)*

15.37.070 Appeals.

Any person may appeal the decisions of the Director of Development Services pursuant to this Chapter to the Planning Commission. Decisions of the Planning Commission pursuant to this Chapter may be appealed to the Mayor and Common Council.

An appeal must be submitted in writing with the required appeal fee (if applicable) to the Development Services Department within fifteen (15) days following the final date of the action for which an appeal is made. The written appeal shall include the reason(s) why the Historic Resource Evaluation Report should or should not be required; or why the Demolition Permit Application should be granted, denied or exempt from the provisions of this

ordinance. (Ord. MC-1027, 9-8-98; Ord. MC-850, 9-8-91; Ord. MC-694, 12-18-89)

15.37.080 Severability.

If any section, subsection, sentence, clause or phrase or any portion of this ordinance is for any reason declared invalid or unconstitutional, such decision shall not affect the validity of the remaining portions of the Ordinance. The Mayor and Common Council hereby declare that it would have adopted this ordinance and each and every section, subsection, sentence, clause or portion thereof irrespective of the fact that any phrase, or any portion thereof, would be subsequently declared invalid or unconstitutional. (Ord. MC-850, 9-8-91; Ord. MC-694, 12-18-89)

15.37.085 Penalty.

Any person, firm or corporation, whether as principal, agent, employee, or otherwise, violating or causing the violation of any of the provisions of this Chapter is guilty of a misdemeanor, which upon conviction thereof is punishable in accordance with the provisions of Sections 1.12.010 and 1.12.020 of this Code in addition to any other civil or administrative remedies. (Ord. MC-850, 9-8-91; Ord. MC-694, 12-18-89)

15.37.090 Fees.

Upon submittal of a Demolition Permit Application to the Planning and Building Services Department, the applicant shall pay all applicable Planning Division fees as adopted by the Mayor and Common Council for an Initial Study and for the Planning Commission review. The applicant shall pay all required Building Inspection Division fees as adopted by the Mayor and Common Council prior to issuance of a Demolition Permit. (Ord. MC-850, 9-8-91; Ord. MC-694, 12-18-89)

Chapter 15.38
(Repealed by Ord. MC-880, 6-21-93)

Chapter 15.40
(Repealed by Ord. MC-880, 6-21-93)

Chapter 15.44
(Repealed by Ord. MC-880, 6-21-93)

Chapter 15.48
SWIMMING POOLS

Sections:

Attachment E:

·Public Participation and Consulting Parties Correspondence

·SHPO Concurrence Letter for Findings in 2001 HPSR, March 1, 2002

The City of San Bernardino Engineering Division

Notice of a Public Meeting

Mount Vernon Avenue Bridge over the Burlington Northern Santa Fe Railroad - Replacement Project

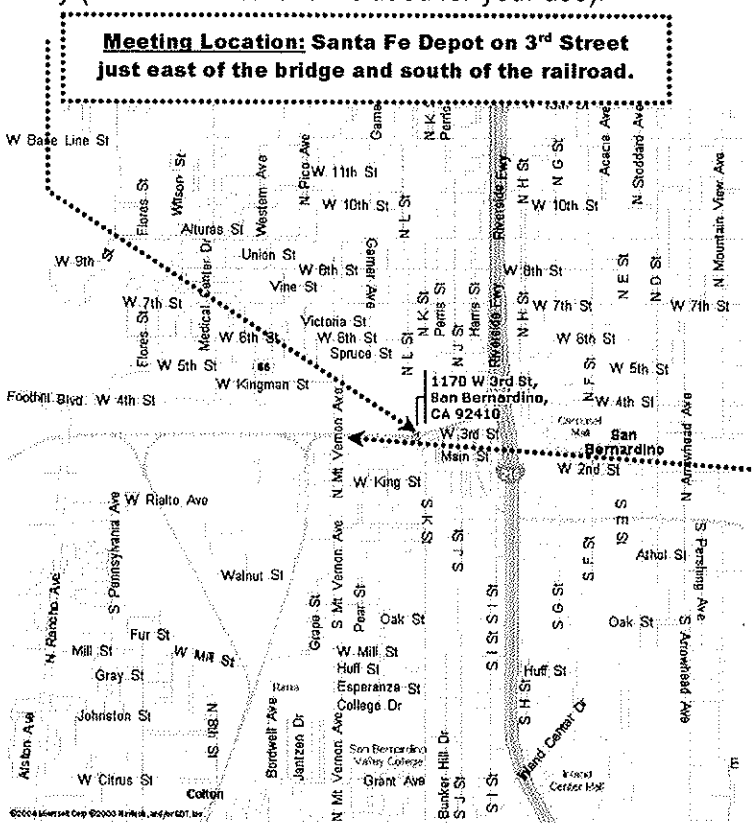
When: ***Wednesday, July 21st, 2004***
Time: ***6 pm to 9 pm (presentation at 7 pm)***
Where: ***Santa Fe Depot***
Community Room
1170 West 3rd Street
San Bernardino, CA 92410

For Spanish, see over.

En Español, ver al reverso.

The City of San Bernardino, in coordination with Caltrans and the Federal Highway Administration, are working on the proposed replacement of the Mount Vernon Avenue Bridge over the BNSF Railroad yard. Due to the deterioration of the steel and concrete, the narrow lanes, and seismic resistance deficiency, the bridge does not meet current safety standards. The existing bridge, built in 1934, was partly built from steel salvaged from the 1908 viaduct it replaced. Additionally, the Mount Vernon Bridge steel beams and girders have deteriorated beyond their useful life in several places. The new concrete bridge will accommodate the existing four lanes (two in each direction) with sidewalks to meet new safety standards.

Do you have any comments? Questions? Concerns? The public is invited to a public meeting to discuss the project. The meeting will include a formal presentation at 7:00 pm with a question and answer period immediately following the presentation. Between 6:00 pm and 7:00 pm, and subsequent to the presentation question and answer period, there will be stations with project team members available to explain the project and answer questions. The public will also be given an opportunity to make written comments at any time during the meeting or send them by August 20th to the City (a comment card is included for your use):



Mike Grubbs, PE
City Project Manager
City of San Bernardino
Engineering Division
300 N. "D" Street, 3rd Floor
San Bernardino, CA 92418

For more information, contact
Mike Grubbs at (909) 384-5179
or by e-mail at
grubbs_mi@ci.san-bernardino.ca.us

La Ciudad de San Bernardino, División de Ingeniería

Acompáñenos a una Reunión Pública

Puente Avenida Mount Vernon sobre el ferrocarril de Burlington Northern Santa Fe - Proyecto de Reconstrucción

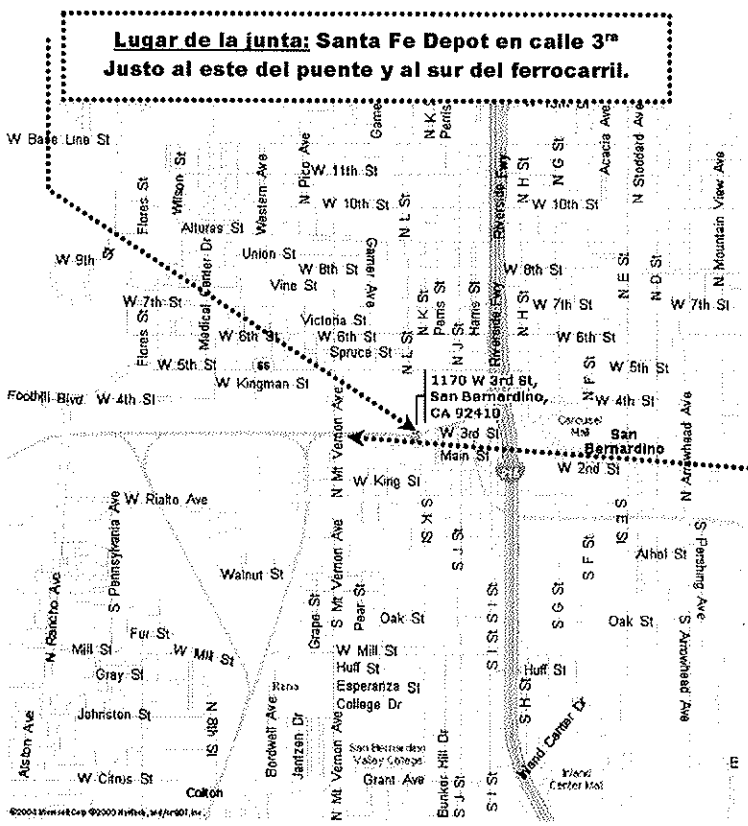
Cuando: *Miércoles, 21 de julio, 2004*
Horas: *6 PM a 9 PM (Presentación a las 7 PM)*
Donde: *Santa Fe Depot*
Community Room
1170 West 3rd Street
San Bernardino, CA 92410

Para Inglés, ver al reverso.

For English, see over.

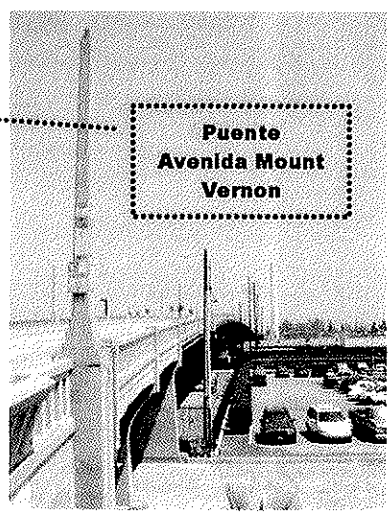
La ciudad de San Bernardino en coordinación con Caltrans y la Administración Federal de Carreteras (FHWA), está trabajando para reemplazar el Puente Avenida Mount Vernon por arriba del Ferrocarril BNSF. Debido al deterioro del hierro y del concreto; a las líneas angostas; y la deficiencia a la resistencia sísmica; el Puente no se ajusta a las normas actuales de diseño. El Puente en existencia fue terminado en 1934. Este fue parcialmente construido del hierro que se obtuvo del viaducto de 1908. Este viaducto fue reemplazado por dicho puente. En varios lugares del Puente Mount Vernon las vigas de hierro se han deteriorado mas allá de su duración normal. El nuevo Puente de concreto tendrá las cuatro líneas existentes (dos en cada dirección) y las banquetas para los peatones, con nuevas condiciones de mayor seguridad.

Tiene Usted algo que comentar al respecto? Preguntas? Inquietudes? El público en general esta cordialmente invitado a participar en esta junta publica para discutir sobre el proyecto. En esta reunión se incluirá una presentación formal a las 7:00 PM, así como también un espacio para preguntas y respuestas inmediatamente después de la presentación. Así mismo entre las 6:00 y las 7:00 PM habrá diferentes grupos de miembros del personal del proyecto dispuestos a explicar el mismo y a responder a todas las preguntas que usted pueda tener. Al público se le dará también la oportunidad de hacer comentarios por escrito durante el transcurso de la reunión, o enviarlos antes del 20 de Agosto a la Ciudad (usted puede usar la tarjeta de comentarios que se ha incluido):



Mike Grubbs, PE
Director de Proyectos de la Ciudad
División de Ingeniería Ciudad de San Bernardino
300 N. "D" Street, 3rd Floor
San Bernardino, CA 92418

Para mas información, contactar a
Mike Grubbs
al (909) 384-5179
o por e-mail a
Grubbs-mi@ci.san-bernardino.ca.us



COMMENT CARD

TARJETA DE COMENTARIOS

City of San Bernardino
Mount Vernon Avenue Bridge over the
Burlington Northern Santa Fe Railroad
Replacement Project
Date: July 21, 2004

Ciudad de San Bernardino
Puente Avenida Mount Vernon sobre el ferrocarril de
Burlington Northern Santa Fe - Proyecto de Reconstrucción
Fecha: 21 de Julio 2004

Name: Nombre:		Date: Fecha:	
Address: Dirección:		Phone: Teléfono:	
Representing: Representando:			

☐ My concerns are: Mis inquietudes son:

☐ Please answer the following questions: Por favor responda a mis preguntas:

☐ I support the project: Yo apoyo el proyecto:

Please submit your comments no later than August 20, 2004
Favor de enviar sus comentarios antes del 20 de Agosto, 2004.

OFFICE OF HISTORIC PRESERVATION
DEPARTMENT OF PARKS AND RECREATION
P.O. BOX 942896
SACRAMENTO, CA 94296-0001
(916) 653-6624 Fax (916) 653-9824
calshpo@mail2.quiknet.com

March 1, 2002

REPLY TO: FHWA970414B

Michael G. Ritchie, Division Administrator
Federal Highway Administration
Region Nine, California Division
980 Ninth Street, Suite 400
SACRAMENTO CA 95814-2724

Re: Mount Vernon Avenue Bridge Replacement Project, San Bernardino, San Bernardino County.

Dear Mr. Ritchie:

Thank you for submitting to our office your January 22, 2002 letter and Historic Property Survey Report (HPSR) regarding the proposed replacement of the Mount Vernon Avenue Bridge, a property located in the City of San Bernardino, San Bernardino County. Constructed in 1933-34, the structure has suffered continuing and long-term deterioration of its deck system and is considered functionally obsolete. The bridge has also suffered from constant concrete spalling since its construction due to its proximity to corrosive locomotive stack gases from the nearby yards of the Burlington Northern/Santa Fe Railway. The Federal Highway Administration (FHWA) is considering five (5) alternatives for the proposed bridge replacement project including a "no-build" alternative and a seismic retrofit and rehabilitation alternative. FHWA will make a decision on its preferred alternative during the type selection process during Phase 2 of the project. The project Area of Potential Effect (APE), which conforms to the bridge itself, appears adequate and meets the definition set forth in 36 CFR 800.16(d). A reconnaissance survey of the project area by a qualified archeologist revealed no known archeological resources.

FHWA is seeking our comments on its determination of the eligibility of 22 properties of 50 years or older for inclusion on the National Register of Historic Places (NRHP) in accordance with 36 CFR 800, regulations implementing Section 106 of the National Historic Preservation Act. Our review of the submitted HPSR documentation leads us to concur with FHWA on the following:

- The Mount Vernon Avenue Bridge is eligible for inclusion on the NRHP at the level of local significance under Criteria A and C as defined by 36 CFR 60.4. The bridge has strong associations with the use of Route 66 as a major transportation corridor through the San Bernardino area during the Great Depression. The bridge was heralded during that time as the western gateway to San Bernardino. The structure and its landscaped areas at the northwest and southeast ends has also retained sufficient integrity of design, location, materials, workmanship, and feeling associated with its historic period of significance (1934-1952).

- The residence located at 240 North Mount Vernon Avenue is eligible for inclusion on the NRHP at the level of local significance under Criterion C as defined in 36 CFR 60.4. The structure is a rare example of an early 20th century small-scale brick masonry residential construction in the context of San Bernardino. The property retains a high level of integrity of design, workmanship, and materials associated with its architectural style.

- None of the remaining properties evaluated in the HPSR are eligible for inclusion on the NRHP under any of the criteria established by 36 CFR 60.4. The properties have no strong associations with significant historical events or persons and are not examples of outstanding architectural or engineering design or function.

Thank you again for seeking our comments on your project. We anticipate the receipt of pending documentation that will reveal the purpose and scope of a preferred project alternative. If you have any questions, please contact staff historian Clarence Caesar at (916) 653-8902.

Sincerely,

Original Signed by

Dr. Knox Mellon
State Historic Preservation Officer

FINDING OF EFFECT

for the

MT. VERNON AVENUE BRIDGE (#54C-0066)
FROM KING STREET TO KINGMAN AVENUE
CITY OF SAN BERNARDINO, SAN BERNARDINO COUNTY CALIFORNIA

08-SBd-0-SBD

Approved by

Christie Hammond for

David Bricker, Office Chief
Environmental Support/Cultural Studies
California Department of Transportation, District 8
464 West Fourth Street, 6th Floor, MS 825
San Bernardino, CA 92401-1400

Review by

Christie Hammond

Christie Hammond, Principal Architectural Historian (PQS)
Environmental Support/Cultural Studies
California Department of Transportation, District 8
464 West Fourth Street, 6th Floor, MS 825
San Bernardino, CA 92401-1400

Prepared by

Jessica Feldman

Jessica B. Feldman, Architectural Historian
Jones & Stokes Associates, Inc.
811 West Seventh Street, Suite 800
Los Angeles, CA 90017

April 2007

I. INTRODUCTION

The Federal Highway Administration (FHWA) and the City of San Bernardino (City), propose to replace the Mt. Vernon Avenue Bridge (#54C-0066) in the City of San Bernardino, San Bernardino County, California. The bridge is located west of downtown San Bernardino between West 2nd and West 5th Street (State Route 66 [SR-66]) and crosses the Burlington Northern & Santa Fe (BNSF) Railroad mainlines, storage tracks, and intermodal yard.

There are three (3) alternatives under consideration: Alternative 1, (No-Build); Alternative 2, (Seismic Retrofit/Rehabilitation), which would widen the bridge by twenty feet (curb-to-curb), seismically retrofit the structure, and correct other deficiencies; and Alternative 3 (Replacement) which would require complete removal of the existing bridge, replacing it with a new bridge on the existing alignment. The replacement alternative would require acquisition for right-of-way purposes.

Section 106 compliance activities for the project include a Historic Property Survey Report (HPSR) dated August 2001 and an HPSR, 1st Supplemental dated July 28, 2006. The 1st Supplemental HPSR document was prepared due to modifications to the project design subsequent to the HPSR (August 2001), requiring changes to the Area of Potential Effects (APE). Concurrence of the findings of the HSPR (August 2001) was received from the State Historic Preservation Officer (SHPO) on March 1, 2002. A revised APE map that reflects the changes in the project designed was prepared in March 2006. Within the project's APE, one (1) historic property is listed and two (2) historic properties were determined eligible for listing in the National Register of Historic Places (NRHP):

- Atchison, Topeka and Santa Fe Passenger and Freight Depot (Santa Fe Depot) was determined eligible for listing in the NRHP (SHPO concurrence April 13, 2000). The Santa Fe Depot was listed (February 2, 2001) on the NRHP under Criterion C (architecture), period of significance, 1918–1921 at the state level of significance. (APE Map Reference No. 8)

- Mt. Vernon Avenue Bridge (#54-0066) was determined eligible for listing on the NRHP under Criterion A and Criterion C, period of significance, 1934 at the local level of significance. (See APE Map, Mt. Vernon Avenue Bridge)

- 240 North Mt. Vernon Avenue was determined eligible for listing in the NRHP under Criterion C (architecture), period of significance, ca. 1915 at the local level of significance. Subsequent to the SHPO concurrence on the findings of the HPSR (August 2001), the building was demolished. A separate letter report document was prepared to address the demolition of this historic property, which is located in Attachment 9.

In the assessment of the historic properties affected (revised Section 106 Regulations of the Advisory Council on Historic Preservation [ACHP], effective January 1, 2001, and in accordance with the assessment of Adverse Effects (36 CFR 800.5), FHWA has concluded that Alternative 1 (No Build) of the proposed project would have **No Effect** on the on the two (2)

remaining historic properties. Alternative 2 (Seismic Retrofit/Rehabilitation of the bridge) would have **No Effect** on the Santa Fe Depot and would have an **Adverse Effect** on the Mt. Vernon Avenue Bridge under Criteria 2(i) and 2(ii). Alternative 3 (Replacement) would have **No Adverse Effect** under Criterion 2(i) on the Depot and would have an **Adverse Effect** on the bridge under Criteria 2(i), 2(ii) and 2(v). FHWA seeks concurrence from the SHPO in this finding of an **Adverse Effect** pursuant to Section 106 Programmatic Agreement (PA), Stipulation X.C. and, with the cooperation and assistance of the California Department of Transportation (Department), is consulting with the SHPO regarding the resolution of adverse effects, pursuant to Section 106 PA, Stipulation XI and 36 CFR 800.6(a), and 800.6(b)(1).

II. DESCRIPTION OF THE UNDERTAKING

The Federal Highway Administration (FHWA) and the City of San Bernardino (City) propose to replace the Mt. Vernon Avenue Bridge (Caltrans Bridge No. 54C-0066) over the Burlington Northern Santa Fe (BNSF) railroad facility in the City of San Bernardino, County of San Bernardino, State of California. The bridge is located west of downtown San Bernardino, on Mt. Vernon Avenue between West 2nd and West 5th Streets (SR-66). The bridge is located approximately 0.3 km (0.2 miles) south of SR-66 and 1.1 km (0.7 miles) west of Interstate 215. The bridge crosses the BNSF railroad mainlines, storage tracks, and intermodal yard, as well as regional commuter rail tracks operated by the Southern California Regional Rail Authority (Metrolink), and rail tracks used by Amtrak. For reference see Attachment 1, Project Location Map and Attachment 2, Project Vicinity Map.

There are three (3) alternatives under consideration: Alternative 1 (No-Build); Alternative 2 (Seismic Retrofit/Rehabilitation), which would widen the bridge by twenty feet (curb-to-curb), seismically retrofit the structure, and correct other deficiencies; and Alternative 3 (Replacement), which would require complete removal of the existing bridge, replacing it with a new bridge on the existing alignment. The build alternatives would require acquisition for right-of-way purposes.See Attachments 4 and 5 for the proposed project plans.

Area of Potential Effects (APE)

The Area of Potential Effects (APE) is based on the previously approved APE, signed by the Caltrans District 8 Environmental Bureau Chief on August 22, 2000 and by the Federal Highway Administration (FHWA) Transportation Engineer on December 23, 2000. The previous APE was produced for the Historic Property Survey Report (HPSR) for the Mt. Vernon Avenue Bridge Replacement Project (2001). The HPSR was submitted in August 2001 and received SHPO concurrence on March 1, 2002.

The supplemental Architectural APE was set to include the proposed width of the rehabilitated or replacement bridge, including the maximum right-of-way for the proposed project. The APE includes all areas subject to temporary or permanent changes in access (ingress and egress). Additional parcels that were identified as visually associated with the bridge were included within the revised APE.

The supplemental Architectural APE was established as including the boundaries of the APE from the previous HPSR completed for this project in August 2001, plus five changes: 1) inclusion of a parcel to be used for temporary staging/construction (located north of W. 3rd Street on the west side of the bridge), 2) extension of the southern boundary line to King Street, where proposed re-striping of North Mt. Vernon Avenue may occur (within the ROW); 3) widening of the APE on the west side of the bridge to account for the proposed widening of the bridge; 4) inclusions of parcels at the intersection of Viaduct Boulevard and W. 2nd Street where the road will be graded and resurfaced, and 5) inclusion of several parcels on the north side just below W. 5th Street to account for a longer bridge and proposed construction easements These changes are delineated on the APE map, dated May 25, 2006, which is Attachment 3.

Alternative 1 – No Build

Under the No-Build Alternative, no new or modified bridge or other physical improvements would be constructed on Mt. Vernon Avenue between West 2nd and West 5th Streets. The existing viaduct would be left in its current condition, and no structural or functional deficiencies would be corrected. Ongoing maintenance would continue. The No-Build Alternative does not assume that the existing bridge would undergo seismic retrofitting.

Alternative 2 – Seismic Retrofit / Rehabilitation

The Seismic Retrofit/Rehabilitation Alternative would seismically retrofit, rehabilitate, and widen the existing bridge to improve its structural safety and functionality. As part of this alternative, new footings would be excavated and new piles drilled. Widening and retrofit of the existing structure would involve improvements to the substructure to meet seismic standards. Anticipated additional work would include complete deck replacement, girder strengthening, removal of lead paint, repainting, installation of new railings and roadway lighting, replacement or rehabilitation of expansion joints, and the addition of crash walls around the bridge piers. The existing roadway configuration and sidewalks would be improved to provide a 21.9 m (72 ft) wide bridge with two 3.7 m (12 ft) lanes in each direction, a 1.2 m (4 ft) median, 1.2 m (4 ft) shoulders, and 1.5 m (5 ft) sidewalks. The sidewalks on the bridge would not meet ADA slope requirements following the retrofit/rehabilitation. The modifications associated with this alternative would change the overall visual appearance of the bridge as a result of the materials that would be added to the bridge to bring it into compliance with current seismic standards. In addition, this alternative would not replace all of the existing girders that have been determined to have neared their life span. The bridge would likely have a remaining service life of only 16 years beyond the completion year of 2007. See Attachment 4 for proposed Seismic Retrofit/Rehabilitation Plans.

Alternative 3 – Replacement

The locally preferred project alternative would involve removal of the existing bridge structure, construction of a new replacement bridge structure, and improvements to bridge approaches and roadways in the project vicinity. The new replacement bridge would be 317.1 m (1,040 ft) long and 24.4 m (80 ft) wide, with four 3.7 m (12 ft) lanes (two in each direction), a 1.2 m (4 ft) wide median, and 2.4 m (8 ft) wide shoulders. Sidewalks on each side of the new bridge would be 1.5 m (5 ft) wide, and would meet Americans with Disabilities Act (ADA) requirements for

sidewalk width and slopes. Concrete barrier railings (1.1 m [3.5 ft) high) topped with fencing (1.9 m [6.1 ft] high) would be provided on each side of the new bridge. The plans for Alternative 3 are located in Attachment 5.

III. COORDINATION AND PUBLIC PARTICIPATION

On August 27, 2004, Mark C. Robinson, archaeologist with Myra L. Frank/Jones & Stokes (MFA/JS) requested assistance in identifying prehistoric sites, sacred sites, or traditional cultural properties located in the vicinity of the APE from Native American groups and individuals, as well as the Native American Heritage Commission. On September 21, 2004, MFA/JS received a letter from Ann Brierty, GIS Coordinator in the Environmental Department of the San Manuel Band of Mission Indians. Ms. Brierty had no further information regarding prehistoric sites, sacred sites, or traditional cultural properties located in the vicinity of the APE.

As of July 29, 2005, the letter from Ms. Brierty was the only response that MFA/JS received regarding this project.

A list of agencies that were contacted on May 12, 2004 for additional information relating to the identification of historic properties can be found in Attachment 8

On July 21, 2004, a public meeting was held in San Bernardino. Two questions were raised that concerned issues related to Section 106 of the National Historic Preservation Act (NHPA), which are summarized below:

1. Will the City ensure that the design of the bridge (especially the fencing) be aesthetically compatible with the community and provide a suitable appearance to visitors arriving at the Metrolink station?
2. In order to acknowledge the historic importance of the current bridge, can the City use design features in the new bridge that replicate the historic features of the existing bridge? Are there other ways the City could recognize the historic significance of the bridge (e.g., by making pieces of the bridge available to the public)? Can the bridge be designed to permit openings in the fencing for photographers' vantage points?

The issues of design for the new bridge and the retention of the historical significance of the current bridge will be addressed in this document, as well as in the supporting mitigation measures.

IV. HISTORIC PROPERTIES AND STATUS OF NATIONAL REGISTER PROPERTIES

In August 2001, John W. Snyder (P.S. Preservation Service) submitted a Historic Property Survey Report for the Mt. Vernon Bridge Replacement Project. His findings are the basis for the following information. SHPO concurred with these findings on March 1, 2002. No additional historic properties were identified in the first supplemental HPSR prepared in October 2004.

Properties previously listed or determined eligible for the National Register of Historic Places (NRHP), including the date of listing or determination:

1) Atchison, Topeka and Santa Fe Passenger and Freight Depot

The Santa Fe Depot is located at 1170 West 3rd Street. It was constructed between 1918-1921, the period of significance. The depot was listed on the NRHP under Criterion C on February 2, 2001 as an outstanding example of Mission Revival style architecture. The Santa Fe depot has a three-story central block with 2 two-story wings to either side. The Mission Revival style is evident in the single and grouped arched windows, towers and domes, rounded balconettes with metal railings, a quatrefoil window in the third-story front-gabled end, and shaped parapets. The building was recently restored after having fallen into disrepair and is currently occupied in part by the San Bernardino Associated Governments (SANBAG). Metrolink and Greyhound will be utilizing some of the office space in the future. Buildings listed on the NRHP are automatically listed on the California Register of Historical Resources (CRHR). The landscape elements to be affected by the proposed project are located near the southeast corner of the Mount Vernon Avenue Viaduct, and because of their distance, are not part of the setting of the Santa Fe Depot. (See Attachment 3, APE Map Reference No. 8)

2) 240 North Mt. Vernon Avenue

This residential building was determined eligible for the NRHP under Criterion C at the local level of significance, with a period of significance of circa 1915. The residence was considered a rare example of small-scale masonry construction from its period in the context of the City of San Bernardino, despite its deteriorated condition. It was demolished in October 2003. The house site is identified on the APE map as No. 14. Documentation of the demolition of the historic property was prepared by Caltrans, District 8 Cultural Studies staff (see Attachment 9).

3) Mt. Vernon Avenue Viaduct (Bridge No. 54C-0066)

The bridge spans the BNSF railroad yard between 3rd and 4th Streets. It was previously determined eligible for listing in the NRHP under Criterion A, at the state level, for its association with historic Route 66 and under Criterion C as a representative example of the Moderne style and for its innovative and rare use of materials (specifically steel from a previous bridge at the same location). The period of significance was established as 1934, the year the bridge was constructed. Structures formally determined eligible for the NRHP are automatically listed on the CRHR.

> This is a 22-span bridge totaling 1,016 feet in length, forty-one feet in width, carrying four traffic lanes between concrete baluster railings. The substructure consists of closed-end backfilled reinforced concrete cantilever abutments, framed reinforced concrete six-column bents, and framed two-column steel bents, all supported on creosoted Douglas fir piles. The superstructure consists of a combination of cast-in-place reinforced concrete arched-soffit deck slab spans, and multiple simple plate steel girder spans. Seven of the original twenty spun concrete light poles remain, with modern aluminum poles having

replaced the rest. Original pendant lights have been replaced by modern cobra-head lights. (See Attachment 3, APE Map Reference No. 29).

The character-defining features of the bridges are:

a. The light poles with the original globes (now missing)
b. The bridge railing
c. The overhanging sidewalk deck
d. The steel arched brackets supporting the bridge deck
e. The steel supporting piers (Bents #4 – 21)
f. The steel girders (between Bents #3 and 21)
g. The concrete abutments (located at the north and south ends of the bridge)
h. The concrete bents (Bent #1, 2, and 3)
i. The stairwell on the southeast corner

The Garner's Grove site is located roughly on the southeast corner of the bridge at the south end. This landscape feature is a "contributing element" to the viaduct property and is characterized by mature palm trees and a stone-lined ditch. It is not a character-defining feature of the bridge itself, but contributes to the setting of the bridge.

All the character-defining features of the bridge, except for the pendant lights, may be viewed in the photographs in Attachment 7.

Mt. Vernon Avenue Bridge Landscape

The DPR 523 Form for the Mt. Vernon Avenue Bridge, dated June 25, 2000[1], stated in the significance statement: "The eligible property appears to include the bridge itself, plus contributive landscaped areas in the northwest and southeast ends of the structure. The northwest landscaped area was created after construction of the present bridge, while that at the south end…dates from the 1916 extension of the prior bridge required by the realignment of 3rd Street." To confirm or update this information, architectural historian Carson Anderson made a site visit in November 2006, and reviewed the existing landscape. Mr. Anderson received a B.A. in Architecture from the University of California, Berkeley and an M.A. in Architectural History & Preservation Studies from the University of Virginia. In 2005, he received training in Cultural Historic Landscapes with Charles Birnbaum in Chicago, Illinois. Photographs of the landscape elements are included in Attachment 10. Mr. Anderson's analysis of the landscape is as follows:

"A grouping of approximately 40 trees, a concrete and arroyo stone-lined ditch, and other rock design features are found on the east flank of the Mt. Vernon Avenue Bridge bounded (along a curved alignment) by Second Street and Viaduct Boulevard on the south and east, Third Street on the north, and the Mt. Vernon Avenue Bridge on the west. The terrain is essentially flat, with the exception of the moderately steeply sloped terrain abutting the bridge on the east.

[1] John W. Snyder, P.S. Preservation Services. Historic Property Survey Report (Positive): Mount Vernon Avenue Bridge Replacement Project. Prepared for City of San Bernardino, Caltrans District 8, and FHWA, August 2001.

When the features found on the referenced property are considered together they suggest separate conscious design actions. Those design actions likely occurred at different times, however, and do not reflect a unified overall design approach. Contacts with the City of San Bernardino and with the BNSF were made in an effort to understand the design history of the subject property. Unfortunately, none of these contacts yielded any definitive information concerning the landscape treatment of the subject property.

The property's powdery, recently rototilled, bare soil supports approximately 35 fan palm trees (*Washingtonia filifera* and *Washingtonia robusta*) of varying ages and approximately 4 or 5 small (less than 10 feet tall) evergreen trees (presumed myrtle trees—*Lagerstroemia*). A majority of the palms follow the alignment of an old ditch; some of the palms are arrayed as border features near the edges of the property. The trees vary in age, and most of the younger palms may be volunteers that have grown up without human intervention. Certain of the palms comprise the oldest trees on-site—a number of which could conceivably be 60 years or more in age. By contrast, the myrtles appear to be the newest trees planted (possibly 10 to 15 years old). The small evergreen (myrtle) trees are found only along the sloping ground immediately adjoining the bridge, while the palms are found throughout but chiefly upon the flat areas of the property (Attachment 10, Figures 1 and 2). At the edge of the sloped planting area is a low border composed of rock. This feature probably dates from the recent past.

The ditch is approximately 4 feet deep and 3.5 feet wide. The ditch is lined with concrete and arroyo stone. Quarried brown-colored rock has been added to the top of the walls of the ditch in several places along its alignment. This design intervention occurred during the recent past. A few small boulders and large rocks have been incorporated near the border of the ditch as hardscape design features (Attachment 10, Figures 3 and 4). This paved ditch feature may predate the existence of the bridge. A portion of the lower Mt. Vernon Avenue Bridge retaining walls adjoining the pedestrian staircase leading to Third Street is sheathed with similar arroyo stone. This sidewall stonework appears to have been installed after construction of the bridge (i.e., post-1934) (Attachment 10, Figure 5).

Historical Narrative/Significance Statement

On-site landscape/hardscape features were not conceived of in a unified way but instead appear to have been installed at different times. The oldest features appear to be the concrete/arroyo stone-lined ditch and certain of the palm trees. The 1906 Sanborn map of the neighborhood adjoining Mt. Vernon Avenue indicates that the subject property was part of the Sonoma Winery, 1181 Third Street. A vineyard, wine cellar, a wine tank house, and a small foreman's dwelling are depicted, but the ditch is not shown—a fire suppression resource which one would expect to be noted on a fire insurance map. According to the staff at the San Bernardino Public Library, the Sonoma Winery was operated by proprietors Grace Giovanola and Anton Bogo between approximately 1906 and 1917.[2] The information provided by the library regarding the winery does not support a finding that this business was historically significant in a local or broader historical context, and no photograph of it was located documenting its design features. With the development of the new ATSF railroad depot between 1918 and 1921, the winery may have been

[2] The information was provided in a telephone conversation on November 17, 2006, with Peggy, a volunteer researcher, California Room, San Bernardino Public Library.

redeveloped, with certain features being demolished and other landscape features being retained. Following construction of the Mt. Vernon Avenue Bridge and pedestrian staircase during the early 1930s, other improvements may have been undertaken to convert the subject property into an informal park. The ditch may have been concretized at that time. The concrete water fountain (at the base of the staircase) and the arroyo stone retaining wall treatment may have been installed at that time or at some later point. More recent on-site improvements (dating from the 1980s or later) may include the planting of the small evergreen trees (myrtles) and the installation of stone bordering the base of the sloped area abutting the bridge.

In conclusion, although intriguing, the on-site landscape/hardscape features that improve the referenced property do not appear to be historical resources for purposes of CEQA, nor do they meet the criteria for listing on the National Register of Historic Places for the purposes of Section 106 of the National Historic Preservation Act. Focused research identified no compelling associations with events that made a significant contribution to broad patterns of history; persons significant in history; distinctive characteristics of a type, period, or method of construction; high artistic values; or the work of a master."

Mr. Anderson's analysis indicates that the landscape elements were not designed as part of the Mt. Vernon Avenue Viaduct and do not directly contribute to the historic property, but those over 50 years of age would be part of its historic setting.

V. APPLICATION OF THE CRITERIA OF EFFECT

In accordance with 36 CFR 800.5, adverse effects on two (2) historic properties within the project's APE have been assessed by applying the following criteria developed by the Advisory Council on Historic Preservation (ACHP).

36 CFR 800.5(a)(1)

(1) *Criteria of adverse effect. An adverse effect is found when an undertaking may alter, directly or indirectly, any of the characteristics of a historic property that qualify the property for inclusion in the NRHP in a manner that would diminish the integrity of the property's location, design, setting, materials, workmanship, feeling, or association. Consideration shall be given to all qualifying characteristics of a historic property, including those that may have been identified subsequent to the original evaluation of the property's eligibility for the NRHP. Adverse effects may include reasonably foreseeable effects caused by the undertaking that may occur later in time, be farther removed in distance or be cumulative.*

36 CFR 800.5(a)(2)

(2) *Examples of adverse effects. Adverse effects on historic properties include, but are not limited to:*

(i) Physical destruction of or damage to all or part of the property;

(ii) Alteration of a property, including restoration, rehabilitation, repair, maintenance, stabilization, hazardous material remediation and provision of handicapped access, that is not consistent with the Secretary's Standards for the Treatment of Historic Properties (36 CFR part 68) and applicable guidelines;

(iii) Removal of the property from its historic location;

> *(iv) Change of the character of the property's use or of physical features within the property's setting that contribute to its historic significance;*
>
> *(v) Introduction of visual, atmospheric or audible elements that diminish the integrity of the property's significant historic features;*
>
> *(vi) Neglect of a property which causes its deterioration, except where such neglect and deterioration are recognized qualities of a property of religious and cultural significance to an Indian tribe or Native Hawaiian organization; and*
>
> *(vii) Transfer, lease, or sale of property out of Federal ownership or control without adequate and legally enforceable restrictions or conditions to ensure long-term preservation of the property's historic significance.*

Of these examples of the Criteria of Adverse Effect, only (i), (ii), (iv), (v) apply to the proposed project, as follows:

i. Physical destruction of or damage to all or part of the property:

Santa Fe Depot

Alternative 1 (No Build) – No Effect

Alternative 2 (Seismic Retrofit/Rehabilitation) – No Effect

Alternative 3 (Bridge Replacement) – No Adverse Effect

1. The setting of the depot may be indirectly affected by the change in the height of the proposed replacement bridge. No Adverse Effect under Criterion 2(iii).
2. As with Alternative 2, this alternative has the potential to introduce temporary audible and atmospheric elements during construction, which would be considered temporary and insignificant impacts to the depot's historical features. Any temporary or permanent changes to the significant visual elements of the depot that would occur due to construction of the bridge would be situated too far from the depot to have any significant impacts, including the landscape. See Attachment 6, Alternative 3 (Replacement) Photo Simulation 2.

Mt. Vernon Avenue Bridge

Alternative 1 (No Build) – No Effect

Alternative 2 (Seismic Retrofit/Rehabilitation) – Adverse Effect

The Mt. Vernon Avenue Bridge would be seismically retrofitted and rehabilitated in place. The proposed design components in this alterative would result in a finding of Adverse Effect. See Attachment 4 (Retrofit/Rehabilitation Alternative Planning Sheets) for the plans for Alternative 2, which is also identified as Alternative B on those sheets. See the table below for component-by-component analysis of the effects of this alternative to the bridge. The landscape elements that are part of the setting of the Mt. Vernon Avenue Bridge would be avoided during implementation of the seismic retrofit/rehabilitation alternative.

Alternative 3 (Bridge Replacement) – Adverse Effect

Under Alternative 3 (bridge replacement), the Mt. Vernon Avenue Bridge would be demolished resulting in finding of Adverse Effect on a historic property, and some of the landscape elements to the southeast of the bridge would be removed. The plans for the replacement alternative are located in Attachment 5 at the end of this report. In addition, please refer to Attachment 6, Photo Simulations for digitally altered images showing the bridge before and after the construction of a replacement structure. The remaining landscape to the southeast and northwest of the bridge would not be replaced by Alternative 3, but by projects proposed by the City of San Bernardino for a parking structure and cul-de-sac. (Landscape Map No. 1, Attachment 10)

Proposed Design Component for Alternative 2 (Seismic Retrofit/Rehabilitation)	**Effects to the Mt. Vernon Avenue Bridge under adverse effect criteria example i.**
Widen the bridge curb-to-curb width from 40 feet to 60 feet.	Widening the bridge will require the demolition of all or part of the property. This is not consistent with the Standards for Rehabilitation (Standards). This would have a medium diminution[3] to the integrity of the bridge.
Replace the concrete deck and railings. Limit new arch railing openings to four inches wide.	Replacement of the concrete deck and railings would cause major damage to the property. This would have a medium to high diminution to the integrity of bridge, as the railings are character-defining and highly visible features.
Strengthen the existing steel girders with new stud connectors and continuous fillet welds on cover plates.	The addition of stud connectors and continuous fillet welds on the cover plates would cause minor damage to the property. This would have a low diminution to the integrity of the bridge.
Replace Spans #17, #18, #19, and #20.	The replacement of four spans would result in physical destruction to the property. This would have a medium diminution to the integrity of the bridge.
Replace the expansion finger joint with modular joint seal assemble.	This design element would not affect a character-defining feature.
Add transverse sheer key assemblies and longitudinal rod or cable restrainers at the hinge.	This action will require some work to be done on the hinges, which are part of the original columns. However, it appears that these hinges will be replaced as part of this alternative; they would be new features. This would have an adverse effect on the steel supporting piers, which are character-defining features. This component would have a low diminution to the integrity of the bridge.
Retrofit the connections and add rod restrainers between the girders and floor beams on Bents #5, #6, #7, #18, #19, and #20 to transfer longitudinal forces to the bracings.	This action would cause minor damage to the girders, identified as character-defining features, and to the floor beams, part of the concrete deck, which was not found to be a character-defining feature. Therefore, it appears that this component would have a low diminution to the integrity of the bridge
Repaint the non-concrete elements of the bridge.	This design element would not cause physical destruction to the property.
Relocate Bents #17, #18, and #19.	Relocation of three bents would cause physical damage to the property Relocation of the bents would have a high diminution to the integrity of the bridge
Locally lower 3rd Street by approximately two feet	The lowering of 3rd Street would not physically harm the historic property.
Strengthen the existing W24 steel columns	This will cause some damage to the existing steel columns, which are

[3] If the proposed project component will substantially alter the bridge such that it no longer conveys its significance, then it would have a high diminution of integrity. On the other hand, if the project component leaves the bridge's integrity generally intact as designed/original, this would cause a low diminution of bridge's integrity.

Proposed Design Component for Alternative 2 (Seismic Retrofit/Rehabilitation)	**Effects to the Mt. Vernon Avenue Bridge under adverse effect criteria example i.**
with "WT" steel by adding side plates.	character-defining features. This would have a medium diminution to the integrity of the bridge.
Strengthen the top and bottom hinge connections of the column.	Existing material would be removed and replaced with new items, potentially causing some damage to the steel girders and bents, which are character-defining features. This would have a low diminution to the integrity of the steel girders and bents
Remove the bent horizontal individual strut beam and replace with two rigid link beams.	This will remove part of a character-defining feature, and replace it with two new beams. This is not consistent with the Standards. This would have a medium to high diminution to the integrity of the bridge.
Provide steel girder seat extension at Bent #3 and North Abutment.	This will be a new addition that has the potential to cause minor damage to the existing bents and steel girders, which are character-defining features. This would have a medium diminution to the integrity of the bridge.
Construct seismic concrete approach slab at South Abutment.	This is a new addition and would not cause damage to the structure.
Remove and replace existing longitudinal bracings and add additional bracings between Bents #3 and #4 and between Bent #21 and North Abutment.	Removal of the longitudinal bracings of the bents, and the addition of bracing would cause major damage to character-defining features and would not be consistent with the Standards. This would have a high diminution to the integrity of the bridge
Add 24-inch cast-in-drilled (CIDH) hole piles and foundations between Bents #3 and #5 and between Bent #20 and the North Abutment.	This action would occur below the surface, and would not affect a character-defining element.
Extend all bent footings with 24 inch CIDH concrete piling – except spread footing extension at Bent #16.	This action would occur below the surface, and would not affect a character-defining element.
Construct concrete crash walls at the bents, which are located within 25 feet of the centerline of the track. To meet standard railroad clearance envelope of nine feet from the centerline of the track to the face of the obstruction, some of the crash walls will be limited to one-to four inches thick.	This would not damage or destroy the historic material of this property since these items will not be physically attached to the existing bents. However, this component has the potential to cause the integrity of the bridge's design, setting, and feeling.
Waterproof the steel column bases using an asphalt-based product.	Waterproofing of the column bases should not have a damaging effect on the historic property.

ii. Alteration of a property, including restoration, rehabilitation, repair, maintenance, stabilization, hazardous material remediation and provision of handicapped access, that is not consistent with the Secretary's Standards for the Treatment of Historic Properties (36 CFR part 68) and applicable guidelines;

Santa Fe Depot
Alternative 1: (No Build)– No Effect

Alternative 2: (Seismic Retrofit/Rehabilitation) – No Effect

Alternative 3: (Bridge Replacement) – No Effect

Mt. Vernon Avenue Bridge
Alternative 1: (No Build) – No Effect
The Mt. Vernon Avenue Bridge would not be restored, rehabilitated or repaired, nor would any stabilization or seismic retrofit occur; however minor maintenance would occur. This criterion would not be applicable

Alternative 2: (Seismic Retrofit/Rehabilitation) – Adverse Effect
The Mt. Vernon Avenue Bridge would be rehabilitated and seismically retrofitted. These actions would alter or remove historic material, destroying character-defining features, and would result in a finding of Adverse Effect. Any changes to the Garner's Grove site that is not consistent with Standard #2) would also be in violation of this criterion. See Attachment 4 (Retrofit/Rehabilitation Alternative Planning Sheets) for the plans for Alternative 2, which is also identified as Alternative B on those sheets. See the table below for component-by-component analysis of the effects of this alternative to the bridge.

Alternative 3: (Bridge Replacement) – Not Applicable
The Mt. Vernon Avenue Bridge would be demolished, not altered. Not applicable. See Attachment 5 for plans of Alternative 3 and photo simulations of the replacement structure are located in Attachment 6.

Proposed Design Component for Alternative 2	**Effects to the Mt. Vernon Avenue Bridge under adverse effect criteria example ii**
Widen the bridge curb-to-curb width from 40 feet to 60 feet.	Widening the bridge would not be consistent with the Secretary of the Interior's Standards (Standards) because it could change the spatial relationship. This would have a medium diminution to the integrity of the bridge.
Replace the concrete deck and railings. Limit new arch railing openings to four inches wide.	Removal and replacement of the concrete deck would not alter a character-defining feature. Removal and replacement of the concrete railing with a railing of similar material and design, but smaller openings is not consistent with the Standards. This would have a high diminution to the integrity of the bridge.
Strengthen the existing steel girders with new stud connectors and continuous fillet welds on cover plates.	The steel I-girders are character-defining features and this action could have an adverse effect on these items. This would have a low diminution to the integrity of the bridge.
Replace Spans #17, #18, #19, and #20.	These fours spans elements of character-defining feature "f" and replacement of them would not be consistent with the Standards. This would have a medium to high diminution to the integrity of the bridge
Replace the expansion finger joint with modular joint seal assemble.	This design element would not alter a character-defining feature.
Add transverse sheer key assemblies and longitudinal rod or cable restrainers at the hinge.	Rehabilitating the bridge will require some work to be done on the hinges; the action would introduce new features. This would have an adverse effect on the steel supporting piers, which are character-defining features. This would have a low diminution to the integrity of the bridge.
Retrofit the connections and add rod restrainers between the girders and floor beams on Bents #5, #6, #7, #18, #19, and #20 to transfer longitudinal forces to the bracings.	The use of rod restrainers would constitute an adverse effect on the steel girders, as they would alter a character-defining feature of the bridge. This would have a low diminution to the integrity of the steel girders
Repaint the entire bridge.	Repainting in an appropriate color would be consistent with the Standards.
Relocate Bents #17, #18, and #19.	Relocating three bents from their original position in order to accommodate the BNSF would not be consistent with the Standards. This would have a medium to high diminution to the integrity of the bridge.
Locally lower 3rd Street by approximately two feet.	This design element would not alter a character-defining feature.
Proposed Design Component for Alternative 2	**Effects to the Mt. Vernon Avenue Bridge under adverse effect criteria example ii**
Strengthen the existing W24 steel columns with "WT" steel by adding side plates	Using side plates to stabilize the steel columns would not be consistent with the Standards, as this would alter character-defining features. This would have a medium diminution to the integrity of the bridge.
Strengthen the top and bottom hinge connections of the column.	Existing material would be removed and replaced with new items. This would alter the columns, but if new material was similar in design, color and texture, this might not adversely alter the columns, which are character-defining features. This project component would likely have a low diminution to the integrity of the bridge.
Remove the bent horizontal individual strut beam and replace	The sole link beam of the steel bents would be replaced with

with two rigid link beams.	two link beams. This would change the form and character of the bents and would not be consistent with the Standards. This would have a medium to high diminution to the integrity of the bridge.
Provide steel girder seat extension at Bent #3 and North Abutment.	This would alter the three character-defining features, which is not consistent with the Standards. This would have a medium to high diminution to the integrity of the bridge.
Construct seismic concrete approach slab at South Abutment.	This design element would not alter a character-defining feature.
Remove and replace existing longitudinal bracings and add additional bracings between Bents #3 and #4 and between Bent #21 and North Abutment.	This action would alter Bents #3, 4 and 21 which have been identified as character-defining features. This might meet the Standards if it were accomplished with in-kind replacements. This would have a medium diminution to the integrity of the bridge due to the removal of historic material.
Add 24-inch cast-in-drilled hole (CIDH) piles and foundations between Bents #3 and #5 and between Bent #20 and the North Abutment.	Adding these piles would not alter character-defining features, as this would be accomplished below the road or rail surface.
Extend all bent footings with 24-inch CIDH concrete piling – except spread footing extension at Bent #16.	This action would not alter a character-defining feature.
Construct concrete crash walls at the bents, which are located within 25 feet of the centerline of the track. To meet standard railroad clearance envelope of nine feet from the centerline of the track to the face of the obstruction, some of the crash walls will be limited to one-to four inches thick	This design element would not alter a character-defining feature. However, it would detract from the original form or the bents, whose shape and spatial relationships are character-defining features. Therefore, this design element would not be consistent with the Standards.
Waterproof the steel column bases	This action would not alter a character-defining feature in an adverse manner

iv. *Change of the character of the property's use or of physical features within the property's setting that contribute to its historic significance;*

Santa Fe Depot

Alternative 1: (No Build)– No Effect.
The setting would remain the same.

Alternative 2: (Seismic Retrofit/Rehabilitation) – No Effect.
This alternative would result in a finding of No Effect, as the bridge (which is part of the depot's setting) would remain in place.

Alternative 3: (Bridge Replacement) – No Adverse Effect.
There is the potential for an indirect effect on the setting of the depot due to change in the height of the proposed replacement bridge. See Attachment 6, Photo Simulation 2.

Mt. Vernon Avenue Bridge

Alternative 1: (No Build)– No Effect.
The Mt. Vernon Avenue Bridge would remain in place and would continue to be used in its historic function.

Alternative 2: (Seismic Retrofit/Rehabilitation) – No Effect.
The Mt. Vernon Avenue Bridge would continue to function as a vehicular and pedestrian bridge and there would be replacement in-kind of the physical features within the setting as that contribute to its historic significance. See Attachment 4 (Retrofit/Rehabilitation Alternative Planning Sheets) for the plans for Alternative 2, also known as Alternative B.

Alternative 3: (Bridge Replacement) – Adverse Effect.
The bridge would be demolished, but its replacement would still function as a vehicular and pedestrian bridge. The physical features that characterize its historic significance would be destroyed under this alternative, which would be an Adverse Effect. Some of the landscape elements located to the southeast corner of the bridge that contribute to its historic setting would be removed and replaced. The plans for Alternative 3 are located in Attachment 5. Photo simulations of the replacement alternative are located in Attachment 6. Landscape to be replaced is illustrated in Attachment 10, specifically the bright green area to the southeast of the bridge.

v. Introduction of visual, atmospheric or audible elements that diminish the integrity of the property's significant historic features;

Santa Fe Depot

Alternative 1: (No Build)– No Effect.
Under this alternative, there would be No Effect to this historic property.

Alternative 2: (Seismic Retrofit/Rehabilitation) – No Adverse Effect.
This alternative has the potential to introduce temporary audible and atmospheric elements during construction, which would be considered temporary and insignificant impacts to the depot's historical features. Any temporary or permanent changes to the significant visual elements of the depot that would occur due to construction of the bridge would be situated too far from the depot to have any significant effects.

Alternative 3: (Bridge Replacement) – No Adverse Effect.
As with Alternative 2, this alternative has the potential to introduce temporary audible and atmospheric elements during construction, which would be considered temporary and insignificant impacts to the depot's historical features. Any temporary or permanent changes to the significant visual elements of the depot that would occur due to construction of the bridge would be situated too far from the depot to have any significant impacts. For a visual simulation of the view of the replacement structure, please see Attachment 6, Photo Simulation 2.

Mt. Vernon Avenue Bridge

Alternative 1: (No Build)– No Adverse Effect.
No introduction of visual, atmospheric or audible elements would be introduced as an effect of this alternative. Therefore, there would be No Adverse Effect to the Mt. Vernon Avenue Bridge.

Alternative 2: (Seismic Retrofit/Rehabilitation) – No Adverse Effect.
The Mt. Vernon Avenue Bridge would not be permanently affected under this alternative in relation to this criterion. The proposed actions include the potential to introduce temporary audible, visual and atmospheric elements during construction. Any such introduction would be temporary, or short term, and result in no permanent impacts to the structure's significant historical features. See Attachment 4 (Retrofit/Rehabilitation Alternative Planning Sheets) for the plans for Alternative 2. Those sheets refer to this as Alternative B.

Alternative 3: (Bridge Replacement) – Adverse Effect.
The Mt. Vernon Avenue Bridge would be demolished and replaced under this alternative. The Criteria of Adverse Effect example v. would not be applicable. The plans for the proposed Alternative 3 are located in Attachment 5. Please refer to Attachment 6, Photo Simulations 1 and 3.

The Secretary of the Interior's Standards for Rehabilitation: Alternative 2

Alternative 2 (Seismic Retrofit/Rehabilitation) of the proposed project to replace the Mt. Vernon Avenue Bridge (#54C-0066) in the City of San Bernardino is consistent with the Secretary of the Interior's Standards for the Treatment of Historic Properties—Rehabilitation (36 CFR 68).

Specifically, the evaluation of the proposed project's effects on the bridge was focused on Standard 2, Standard 5, Standard 6, Standard 9 and Standard 10. Where historic material is removed, such as removal of the original railings, Standard 2 and Standard 5 were applied. Where the addition of new items such as side plates, cable restrainers and other seismic retrofit apparatus was called out as part of the project Alternative, Standards 6, 9 and 10 were applied. The application of the Standards is discussed more comprehensively in the tables found on page 11 through page 15.

1. A property shall be used for its historic purpose or be placed in a new use that requires minimal change to the defining characteristics of the building and its site and environment.

    a. The proposed alternative and its associated design components are intended to allow the bridge to continue to be in use for additional years. Therefore, this Standard was not used as part of the evaluation of the proposed project's effects.

2. The historic character of a property shall be retained and preserved. The removal of historic materials or alteration of features and spaces that characterize a property shall be avoided.

    a. This Standard was applied to the removal of the original railings, the relocation of the bents, the strengthening of the steel columns, the replacement of the beams, the removal of the bracing and the construction of crash walls are all examples of the design components of this alternative that were evaluated under this Standard. The railings are character-defining features, and historic material and this alternative would remove and replace those features. The relocation of bents, the removal of bracings and the construction of crash walls would change the spatial relationship of individual character-defining features as well as the overall spaces of the bridges. This Standard also applies to Garden's Grove, a contributing element to the bridge. Any alteration to this site would not meet this standard. Please see the table between page 10 and 11 and the table between 12 and 14 for a more detailed discussion of how these design components will not meet this standard.

3. Each property shall be recognized as a physical record of its time, place, and use. Changes that create a false sense of historical development, such as adding conjectural features or architectural elements from other buildings, shall not be undertaken.

    Not Applicable.

4. Most properties change over time; those changes that have acquired historic significance in their own right shall be retained and preserved.

   Not Applicable.

5. Distinctive features, finishes, and construction techniques or examples of craftsmanship that characterize a property shall be preserved.

   a. This Standard was applied to the widening of the bridge, which would remove character-defining features; the replacement of several spans; the strengthening of the steel girders; the replacement of the railing; the relocation of several bents; and the removal and replacement of bracings. Specific design concepts evaluated under this Standard relate to the damage caused by the removal of the railings, which are character-defining features, alterations to the girders, which are character-defining features, and removal or relocation of vertical members, which character the property. Please see the table between page 10 and 11 and the table between 12 and 14 for a more detailed discussion of how these design components will not meet this standard.

6. Deteriorated historic features shall be repaired rather than replaced. Where the severity of deterioration requires replacement of a distinctive feature, the new feature shall match the old in design, color, texture, and other visual qualities and, where possible, materials. Replacement of missing features shall be substantiated by documentary, physical, or pictorial evidence.

   a. Most the of proposed design concepts of Alternative 2 are intended to repair, rather than replace, character-defining features. However, this Standard was applied to the replacement of the railing, the repair of the steel girders, the retrofit of the connections and the addition of rod restrainers. Please see the table between page 10 and 11 and the table between 12 and 14 for a more detailed discussion of how these design components will not meet this standard.

7. Chemical or physical treatments, such as sandblasting, that cause damage to historic materials shall not be used. The surface cleaning of structures, if appropriate, shall be undertaken using the gentlest means possible.

   Not Applicable.

8. Significant archeological resources affected by a project shall be protected and preserved. If such resources must be disturbed, mitigation measures shall be undertaken.

   Not Applicable.

9. New additions, exterior alterations, or related new construction shall not destroy historic materials that characterize the property. The new work shall be differentiated from the

old and shall be compatible with the massing, size, scale, and architectural features to protect the historic integrity of the property and its environment.

a. This Standard was applied to the following actions proposed in Alternative 2: the replacement of the historic railing, the proposed options for strengthening the steel girders, the replacement of the spans, adding transverse sheer keys; retrofitting the connections and adding rod restrainers on several bents, the addition of a steel girder seat extension, and the construction of concrete crash walls. Please see the table between page 10 and 11 and the table between 12 and 14 for a more detailed discussion of how these design components will not meet this standard.

10. New additions and adjacent or related new construction shall be undertaken in such a manner that if removed in the future, the essential form and integrity of the historic property and its environment would be unimpaired.

a. This Standard applied to the proposed widening of the bridge, the changes to the steel girders, the addition of transverse sheer keys, the addition of rod restrainers, and the addition of bracing. Please see the table between page 10 and 11 and the table between 12 and 14 for a more detailed discussion of how these design components will not meet this standard.

VI. ALTERNATIVES WITHDRAWN FROM CONSIDERATION

The discussion of alternatives that were withdrawn from consideration will be presented in a consultation document that will accompany the Memorandum of Agreement, to be submitted to SHPO under separate cover.

VII. MITIGATION MEASURES

Mitigation measures will be presented in a Memorandum of Agreement document that will be submitted to SHPO under separate cover.

VIII. CONCLUSIONS

The Federal Highway Administration (FHWA), and the City of San Bernardino (City), is proposing to replace the Mt. Vernon Avenue Bridge (Bridge No. 54C-0066) between 2nd and 4th Streets, approximately 0.2 miles south of Route 66 and .07 miles west of I-215. The bridge crosses the Burlington Northern Santa Fe (BNSF) Railway mainlines, storage tracks and intermodal yard, and the Metrolink rail tracks.

The proposed project includes three alternatives: Alternative 1 (no build), Alternative 2 (seismic retrofit/rehabilitation), and Alternative 3 (bridge replacement on same alignment). Alternative 3 (Replacement) is the locally preferred alternative. Two historic properties are located within the Architectural APE: Mt. Vernon Avenue Bridge and Atchison, Topeka and Santa Fe (Santa Fe)

Depot. The Mt. Vernon Avenue Viaduct, located in the City and County of San Bernardino has previously been determined to be eligible for listing in the NRHP under Criterion A and C. The Santa Fe Depot was listed on the NRHP under Criterion C in February 2001.

Property	**Effect Finding for Alternative 1 – No Build**
Santa Fe Depot	No Effect
Mt. Vernon Avenue Bridge	No Effect
Property	**Effect Finding for Alternative 2 – Seismic Retrofit/Rehabilitation**
Santa Fe Depot	No Effect
Mt. Vernon Avenue Bridge	Adverse Effect
Property	**Effect Finding for Alternative 3 – Bridge Replacement**
Santa Fe Depot	No Adverse Effect
Mt. Vernon Avenue Bridge	Adverse Effect

Based on the application of the Criteria of Effect, as defined in the revised Section 106 guidelines [(36 CFR 800.5(1)], FHWA proposes that Alternative 1 would have No Effect and Alternatives 2 and 3 would cause an Adverse Effect on the Mt. Vernon Avenue Bridge. Mitigation measures will be presented in a Memorandum of Agreement document that will be submitted to SHPO under separate cover. FHWA proposes that Alternatives 1 and 2 would have No Effect on the Santa Fe Depot and Alternative 3 would have No Adverse Effect.

Pursuant to Section 106 PA Stipulation X.C, and with the cooperation and assistance of Caltrans, FHWA is consulting SHPO regarding the resolution of adverse effects to the Mt. Vernon Avenue Bridge, pursuant to Section 106 PA Stipulation XI, 36 CFR 800.6(a), and 800.6(b)(1).

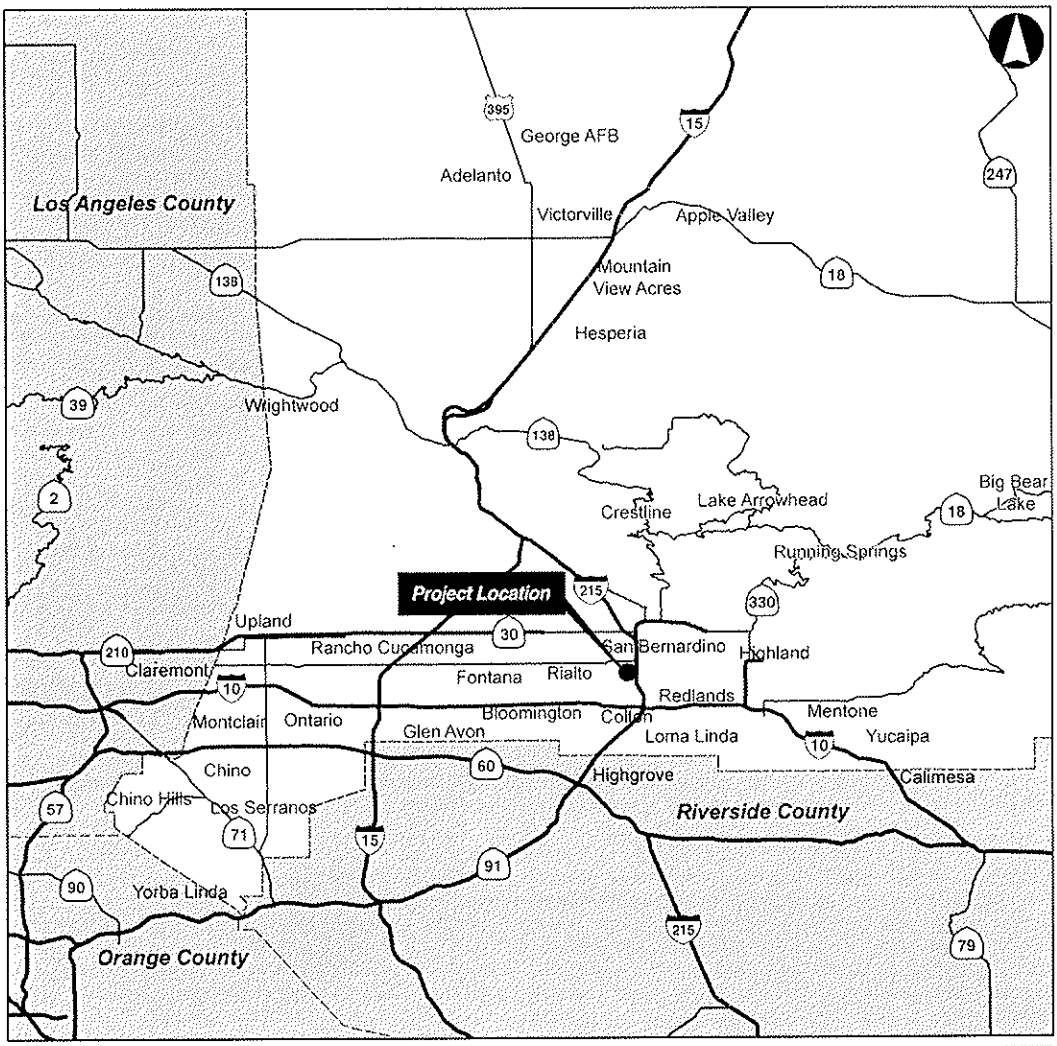
IX. ATTACHMENTS

- Attachment 1: Project Location Map
- Attachment 2: Project Vicinity Map
- Attachment 3: Project APE Map
- Attachment 4: Alternative 2—Retrofit/Rehabilitation Planning Sheets (1-7)
- Attachment 5: Alternative 3—Bridge Replacement Sheets (1-4)
- Attachment 6: Photo Simulations for Alternative 3 (replacement)
- Attachment 7: Additional Photos
- Attachment 8: List of Contacted Agencies, Organizations and Individuals
- Attachment 9: Report on the demolition of 240 N. Mt. Vernon Avenue
- Attachment 10: Landscape areas to be replaced by the proposed project (bright green area to the southeast of the bridge) and future City projects (all other green areas).

ATTACHMENT 1

Project Location Map

Attachment 1: Project Location Map

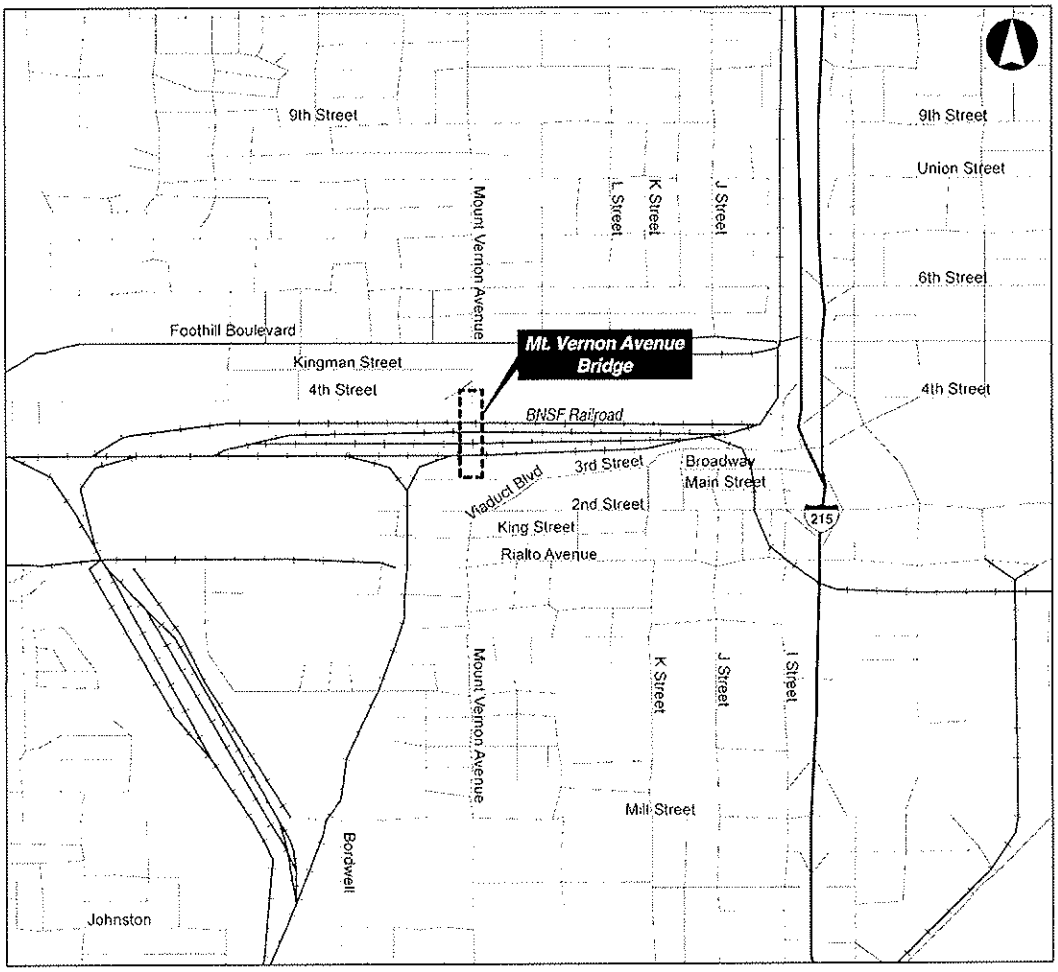


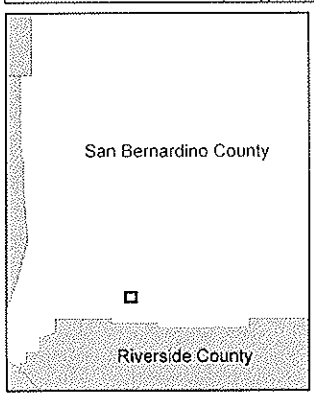
Mount Vernon Avenue Bridge Project
Bridge No. 54C-0066
City of San Bernardino, San Bernardino County
08-SBd-O-SBD

ATTACHMENT 2

Project Vicinity Map

Attachment 2: Project Vicinity Map





Sources: U.S. Census Bureau TIGER Data, 2000; Myra L. Frank/Jones & Stokes, 2004.

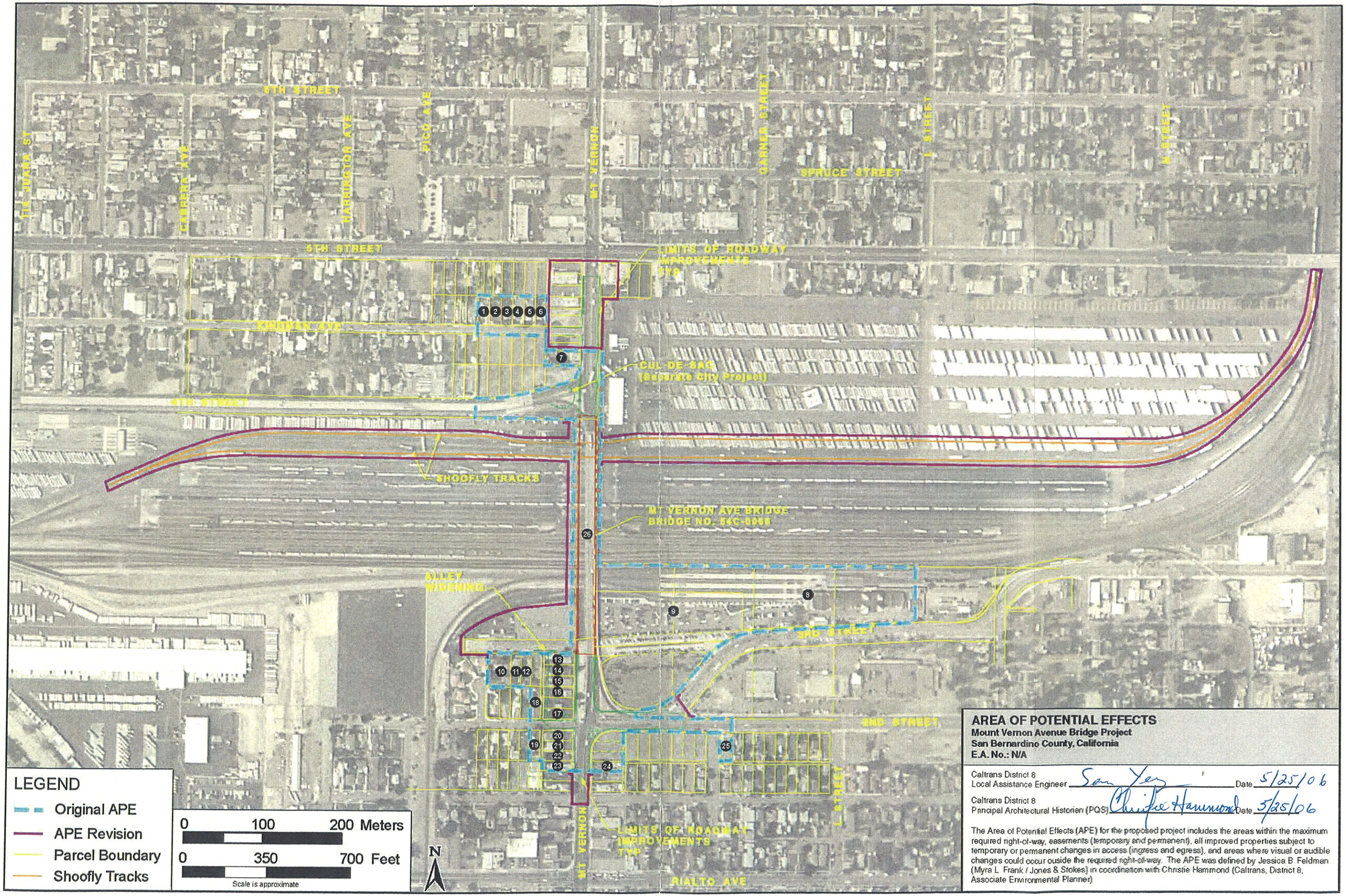
0 0.1 0.2 0.4 0.6 0.8 Miles

0 0.2 0.4 0.6 0.8 Kilometers

Mount Vernon Avenue Bridge Project
Bridge No. 54C-0066
City of San Bernardino, San Bernardino County
08-SBd-O-SBD

ATTACHMENT 3

Project APE Map



AREA OF POTENTIAL EFFECTS

Mount Vernon Avenue Bridge Project
San Bernardino County, California
E.A. No.: N/A

Caltrans District 8
Local Assistance Engineer Sam Yen Date 5/25/06

Caltrans District 8
Principal Architectural Historian (PQS) Christie Hammond Date 5/25/06

The Area of Potential Effects (APE) for the proposed project includes the areas within the maximum required right-of-way, easements (temporary and permanent), all improved properties subject to temporary or permanent changes in access (ingress and egress), and areas where visual or audible changes could occur ouside the required right-of-way. The APE was defined by Jessica B. Feldman (Myra L. Frank / Jones & Stokes) in coordination with Christie Hammond (Caltrans, District 8, Associate Environmental Planner)

ATTACHMENT 4

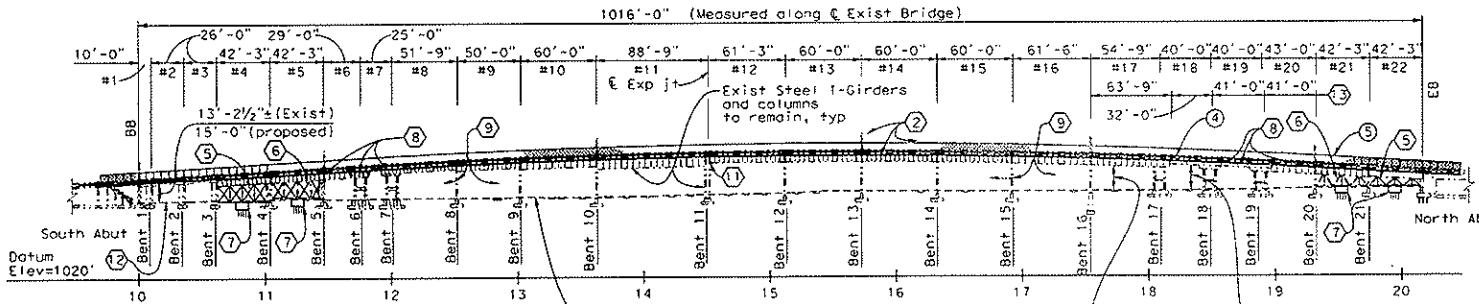
Alternative 2—Retrofit/Rehabilitation Planning Sheets (1–7)

PREPARED FOR THE CITY OF SAN BERNARDINO

DIST.	COUNTY	ROUTE	POST MILES TOTAL PROJECT
08	SBd		

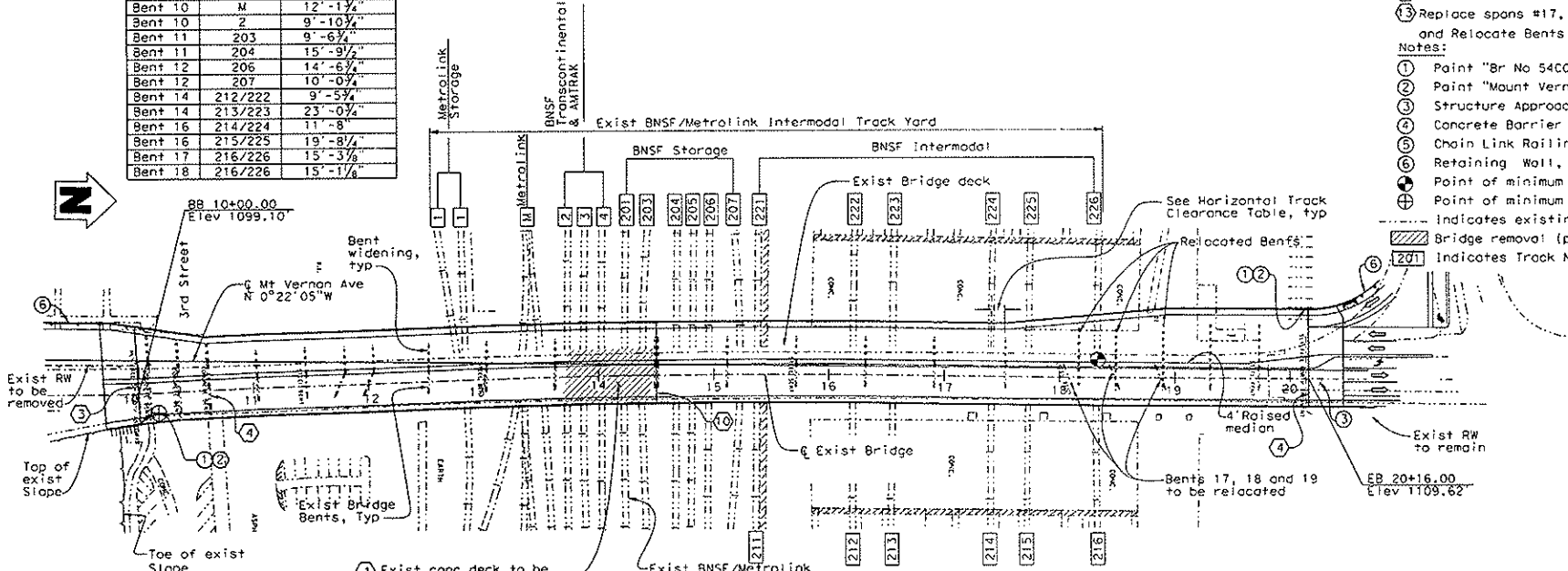
City of San Bernardino
300 North "D" Street
SAN BERNARDINO, CA 92408

CNS Engineers, Inc.
685 E. Carnegie Drive, Suite 215
SAN BERNARDINO, CA 92408



ELEVATION
1"=50'

Horizontal Track Clearance Table		
Location	Track	Clearance
Bent 8	1	21'-0½"
Bent 9	1	16'-0½"
Bent 9	M	27'-4"
Bent 10	M	12'-1¾"
Bent 10	2	9'-10¾"
Bent 11	203	9'-6¾"
Bent 11	204	15'-9½"
Bent 12	206	14'-6¾"
Bent 12	207	10'-0¾"
Bent 14	212/222	9'-5¾"
Bent 14	213/223	23'-0¾"
Bent 16	214/224	11'-8"
Bent 16	215/225	19'-8¼"
Bent 17	216/226	15'-3⅛"
Bent 18	216/226	15'-1⅛"



PLAN
1"=50'

RETROFIT/REHABILITATION LEGEND:

1. Remove and replace existing concrete deck
2. Girder retrofit - install stud connectors and weld existing top and bottom cover plates
3. Abutment retrofit - seismic concrete slab
4. Concrete catcher and seat extension
5. Add longitudinal steel bracings
6. Remove and replace existing longitudinal bracing
7. Add 24" CIDH concrete piles and new footing
8. Girder HS continuity rods
9. Steel column and link beam retrofit, all bents (see Sheets 5 & 6)
10. Remove and replace existing finger joint with modular joint seal assembly
11. Add transverse steel shear keys and longitudinal cable restrainers
12. Lower 3rd Street
13. Replace spans #17, #18, #19, #20 and Relocate Bents #17, #18 and #19.

Notes:

1. Paint "Br No 54C0066"
2. Paint "Mount Vernon Ave OH"
3. Structure Approach Type N(30S)
4. Concrete Barrier Type 26 (Mod)
5. Chain Link Railing Type 7
6. Retaining Wall, see "Road Plans"

Point of minimum railroad vertical clearance
Point of minimum roadway vertical clearance
Indicates existing
Bridge removal (portion)
201 Indicates Track No. 201

ALTERNATIVE B
SHEET 1 OF 7

Note:
The Contractor shall verify all controlling field dimensions before ordering or fabricating any material.

DESIGNED BY	DATE
DRAWN BY	DATE
CHECKED BY	DATE
APPROVED	DATE

J. Lu
PROJECT ENGINEER

PLANNING STUDY

MT VERNON AVE OH

BRIDGE NO. 54C0066	CU
SCALE: As Shown	EA 08-965120

USERNAME => %USER DATE PLOTTED => %DATE TIME PLOTTED => %TIME

FILE => %REQUEST

ADVANCE PLANNING STUDY SHEET (ENGLISH) (REV. 5/9/00)

PREPARED FOR THE CITY OF SAN BERNARDINO

DIST.	COUNTY	ROUTE	POST MILES TOTAL PROJECT
08	SBd		

City of San Bernardino
300 North "D" Street
SAN BERNARDINO, CA 92408

CNS Engineers, Inc.
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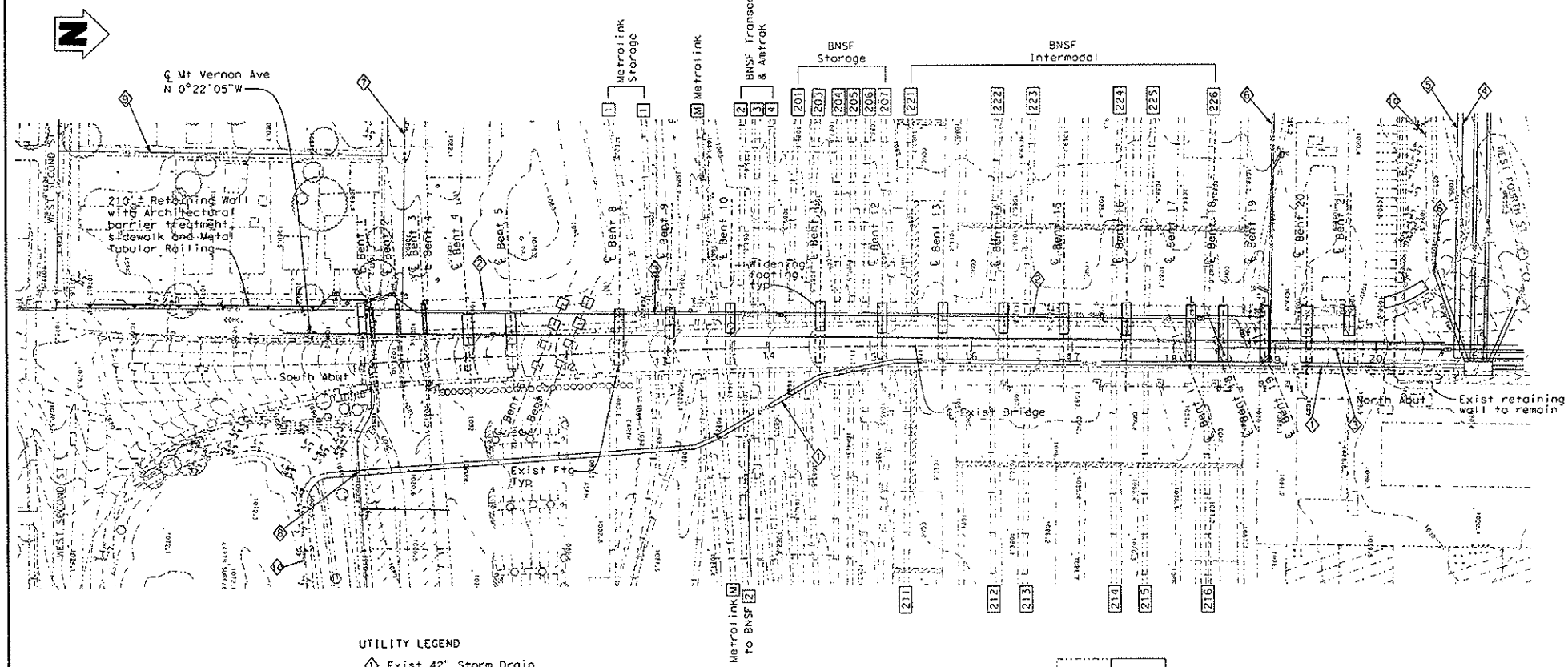
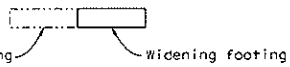
SAN BERNARDINO, CA 92408



UTILITY LEGEND

1. Exist 42" Storm Drain
2. Exist 12" Steel Water Line (SBMWD)
3. Exist Electric Line (SCE)
4. Exist 4" Gas Line
5. Exist 8" Gas Line
6. Exist 30" CMP Storm Drain
7. Exist 2" Water Line
8. Exist 8" Water Line
9. Exist 2" Gas Line
10. Exist concrete lined ditch



FOUNDATION PLAN

1"=50'

Note:
The Contractor shall verify all controlling field dimensions before ordering or fabricating any material.

ALTERNATIVE B
SHEET 2 OF 7

DESIGNED BY	DATE	J. Lu PROJECT ENGINEER	PLANNING STUDY
DRAWN BY	DATE		MT VERNON AVE OH
CHECKED BY	DATE		BRIDGE NO. 54C0066 / CU
APPROVED	DATE		SCALE: As Shown / EA 08-965120

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TIME PLOTTED => $TIME
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ADVANCE PLANNING STUDY SHEET (ENGLISH) (REV. 5/9/00)

PREPARED FOR THE CITY OF SAN BERNARDINO

DIST.	COUNTY	ROUTE	POST MILES TOTAL PROJECT
08	SBd		

City of San Bernardino
300 North "D" Street
SAN BERNARDINO, CA 92408

CNS Engineers, Inc.
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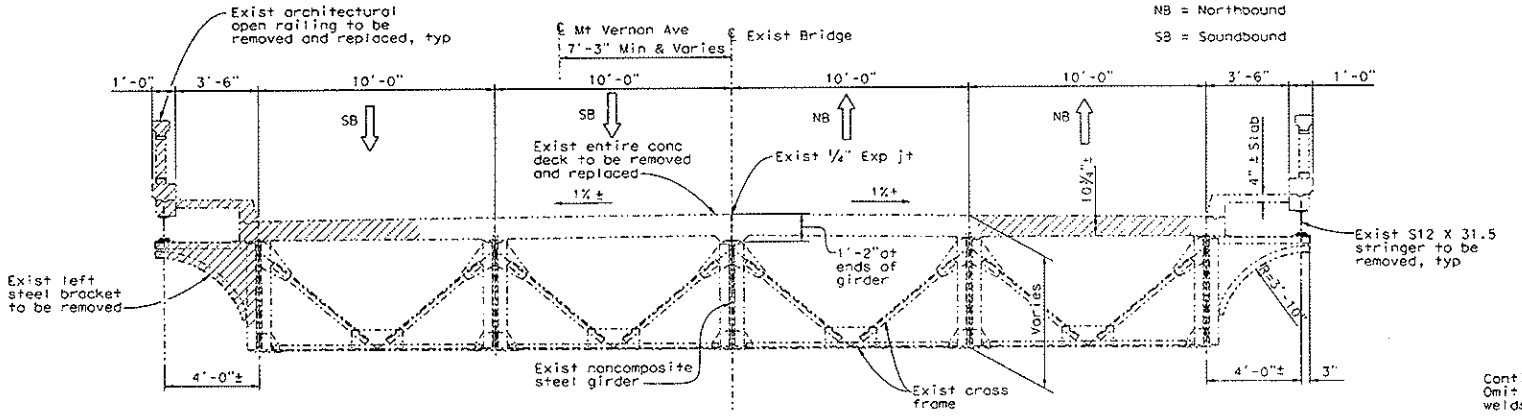
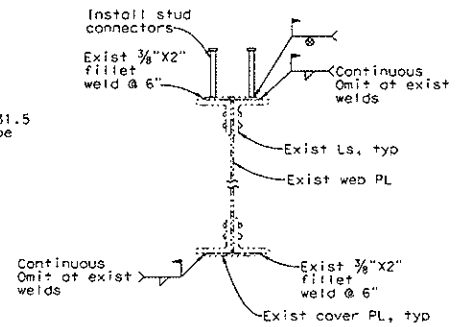
SAN BERNARDINO, CA 92408

LEGEND:
Bridge removal (portion)
NB = Northbound
SB = Soundbound



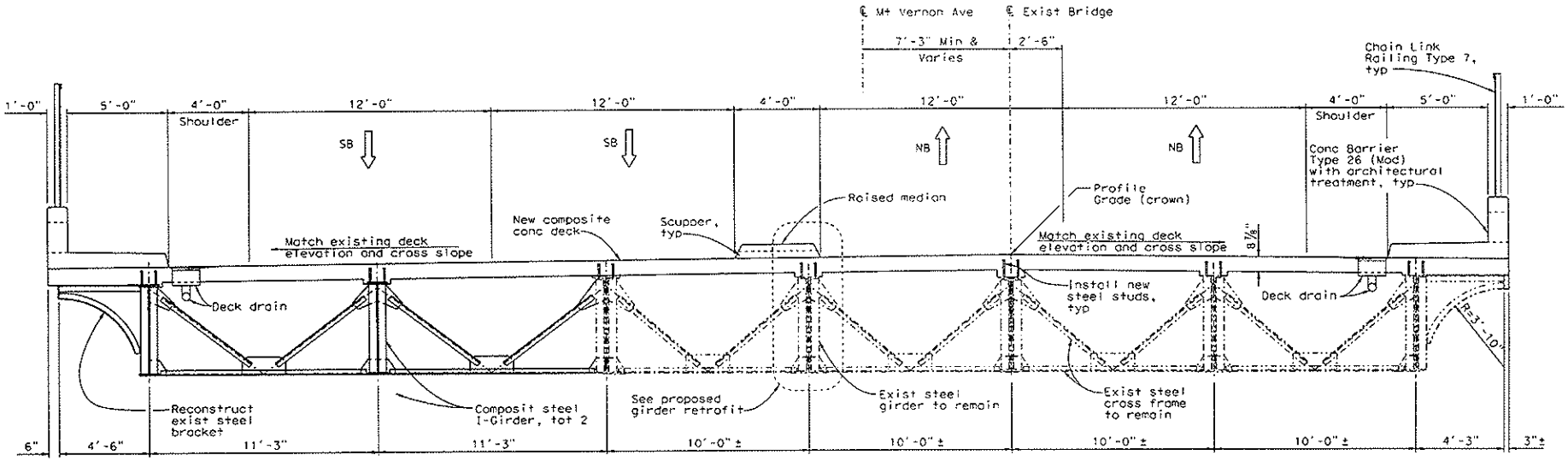
EXISTING TYPICAL SECTION

3/8"=1'-0"



EXISTING GIRDER RETROFIT DETAIL

No Scale



PROPOSED TYPICAL SECTION

3/8"=1'-0"

Note:
The Contractor shall verify all controlling field dimensions before ordering or fabricating any material.

DESIGNED BY	DATE
DRAWN BY	DATE
CHECKED BY	DATE
APPROVED	DATE

J. Lu
PROJECT ENGINEER

PLANNING STUDY

MT VERNON AVE OH

BRIDGE NO. 54C0066	CU
SCALE: As Shown	EA 08-965120

FILE => %REQUEST

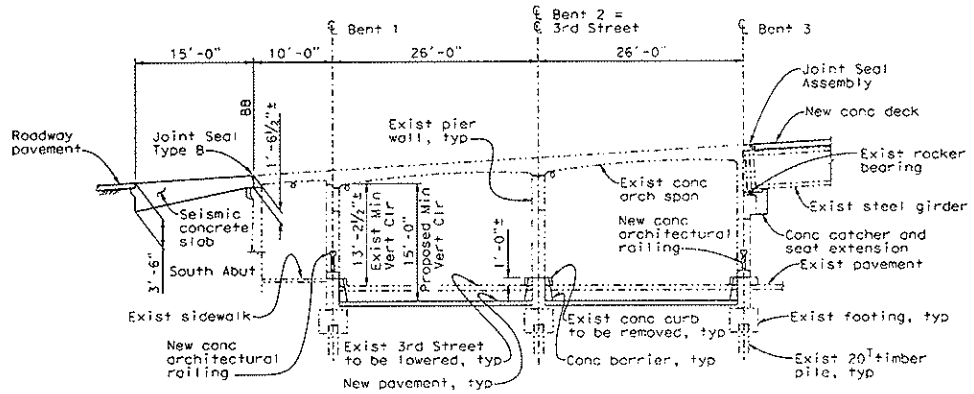
USERNAME => %USER DATE PLOTTED => %DATE TIME PLOTTED => %TIME

ALTERNATIVE A & B SHEET 3 OF 7

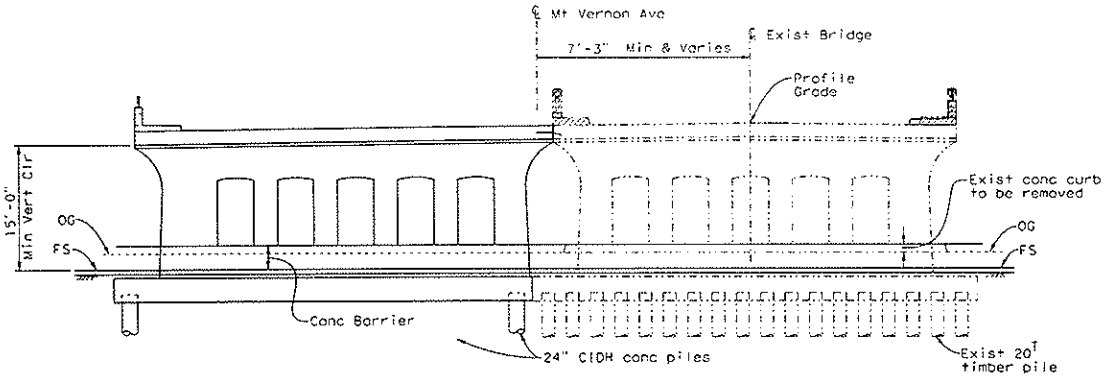
DIST.	COUNTY	ROUTE	POST MILES TOTAL PROJECT
08	SBd		

City of San Bernardino
300 North "D" Street
SAN BERNARDINO, CA 92408

CNS Engineers, Inc.
685 E. Carnegie Drive, Suite 215
SAN BERNARDINO, CA 92408



LONGITUDINAL SECTION
1/8"=1'-0"



ELEVATION - EXISTING BENT 2
1/8"=1'-0"

LEGEND:

Bridge removal (portion)

ALTERNATIVE A & B
SHEET 4 OF 7

DESIGNED BY	DATE
DRAWN BY	DATE
CHECKED BY	DATE
APPROVED	DATE

J. Lu
PROJECT ENGINEER

PLANNING STUDY

MT VERNON AVE OH

BRIDGE NO. 54C0066	CU
SCALE: As Shown	EA 08-965120

Note:
The Contractor shall verify all controlling field dimensions before ordering or fabricating any material.

PREPARED FOR THE CITY OF SAN BERNARDINO

ADVANCE PLANNING STUDY SHEET (ENGLISH) (REV. 5/9/00)

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USERNAME => %USER DATE PLOTTED => %DATE TIME PLOTTED => %TIME

DIST.	COUNTY	ROUTE	POST MILES TOTAL PROJECT
08	SBd		

City of San Bernardino
300 North "D" Street
SAN BERNARDINO, CA 92408

CNS Engineers, Inc.
685 E. Carnegie Drive, Suite 215
SAN BERNARDINO, CA 92408

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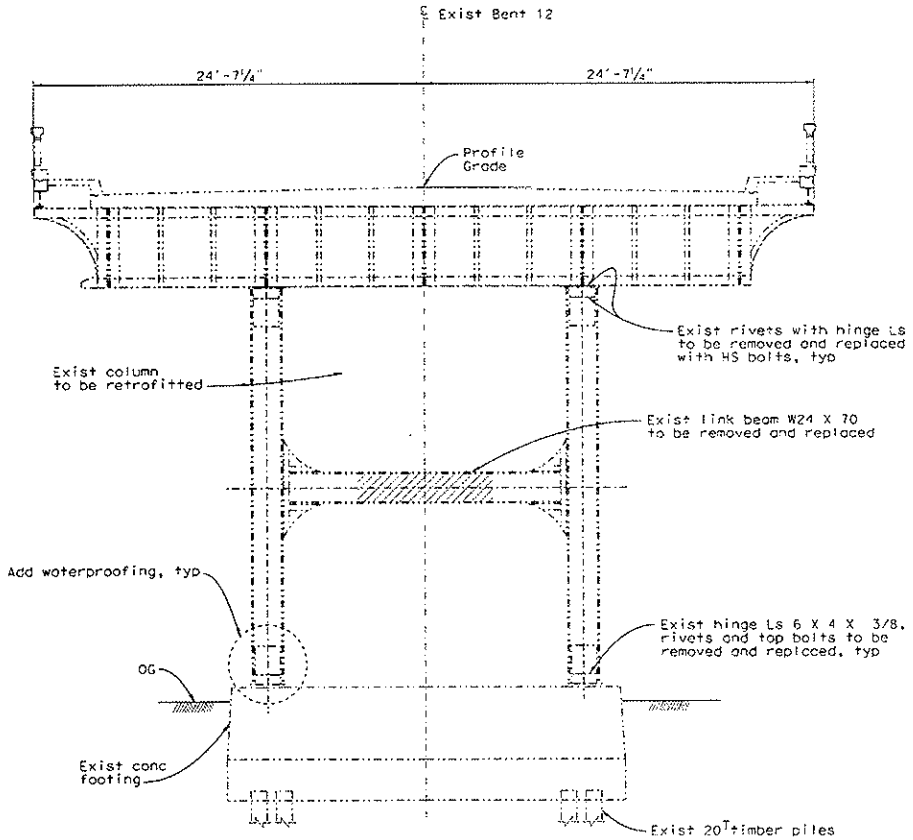


LEGEND:

Bridge removal (portion)

EXISTING TYPICAL BENT ELEVATION & PROPOSED RETROFIT

¼"=1'-0"

ALTERNATIVE A & B
SHEET 5 OF 7

Note:
The Contractor shall verify all controlling field dimensions before ordering or fabricating any material.

DESIGNED BY	DATE
DRAWN BY	DATE
CHECKED BY	DATE
APPROVED	DATE

J. Lu
PROJECT ENGINEER

PLANNING STUDY

MT VERNON AVE OH

BRIDGE NO. 54C0066	CU
SCALE: As Shown	EA 08-965120

ADVANCE PLANNING STUDY SHEET (ENGLISH) (REV. 5/9/00)

FILE =: $REQUEST

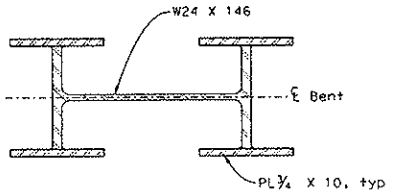
USERNAME => $USER DATE PLOTTED => $DATE TIME PLOTTED => $TIME

PREPARED FOR THE CITY OF SAN BERNARDINO

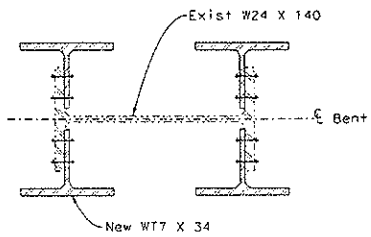
DIST.	COUNTY	ROUTE	POST MILES TOTAL PROJECT
08	SBd		

City of San Bernardino
300 North "D" Street
SAN BERNARDINO, CA 92408

CNS Engineers, Inc.
685 E. Carnegie Drive, Suite 215
SAN BERNARDINO, CA 92408



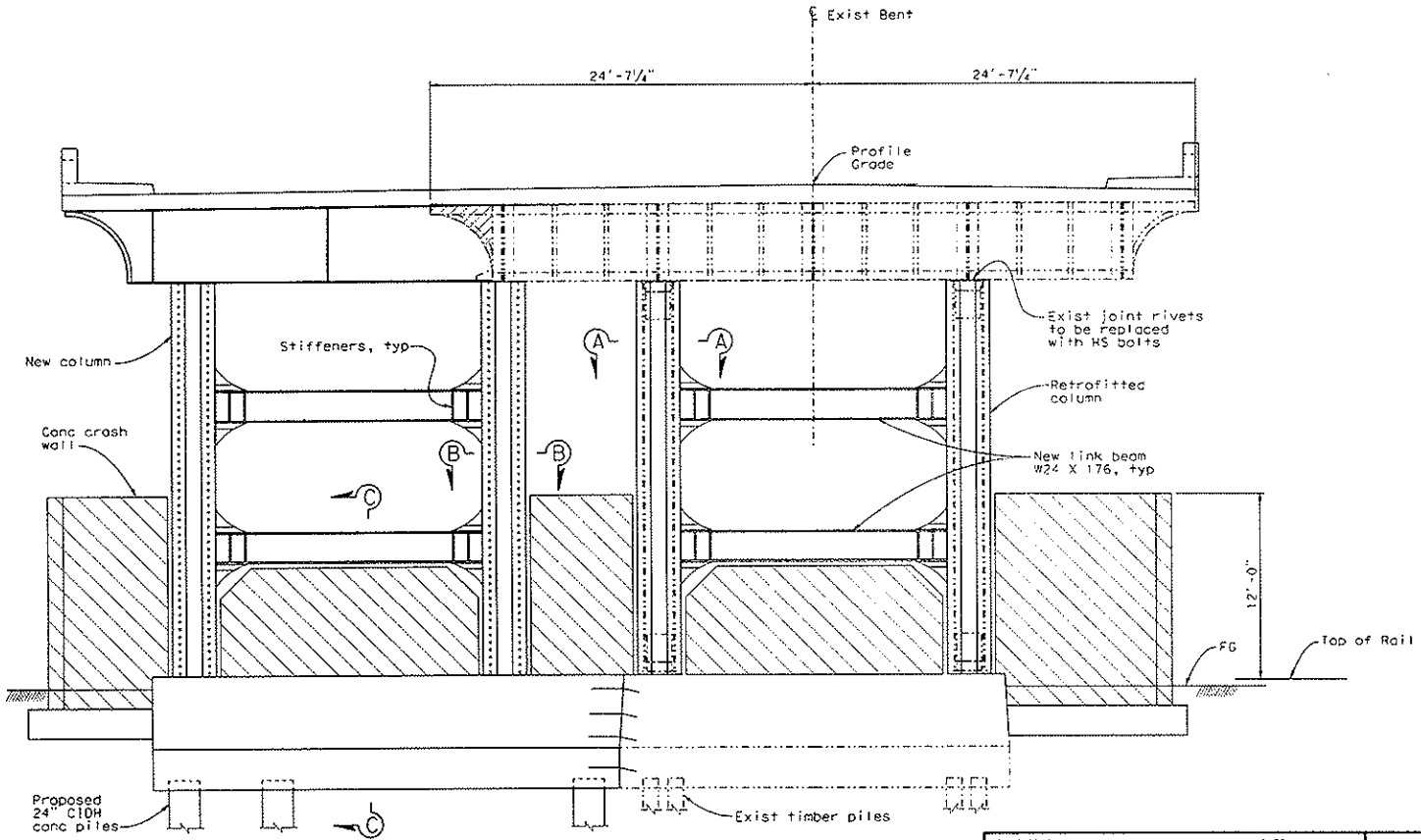
SECTION B-B
No Scale



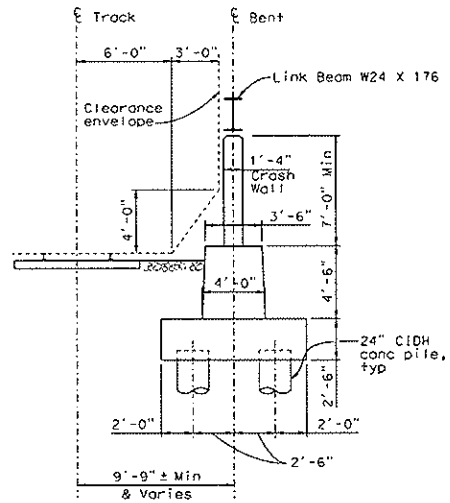
SECTION A-A
No Scale

LEGEND:

Bridge removal (portion)



PROPOSED CONCEPTUAL BENT ELEVATION
¼"=1'-0"



Note:
Thickness of crash wall to be 2'-0" where allowed by clearance envelope.

SECTION C-C
¼"=1'-0"

ALTERNATIVE A & B
SHEET 6 OF 7

Note:
The Contractor shall verify all controlling field dimensions before ordering or fabricating any material.

DESIGNED BY	DATE
DRAWN BY	DATE
CHECKED BY	DATE
APPROVED	DATE

J. Lu
PROJECT ENGINEER

PLANNING STUDY

MT VERNON AVE OH

BRIDGE NO. 54C0066	CU
SCALE: As Shown	EA 08-965120

FILE => $REQUEST

DATE PLOTTED => $DATE
TIME PLOTTED => $TIME
USERNAME => $USER

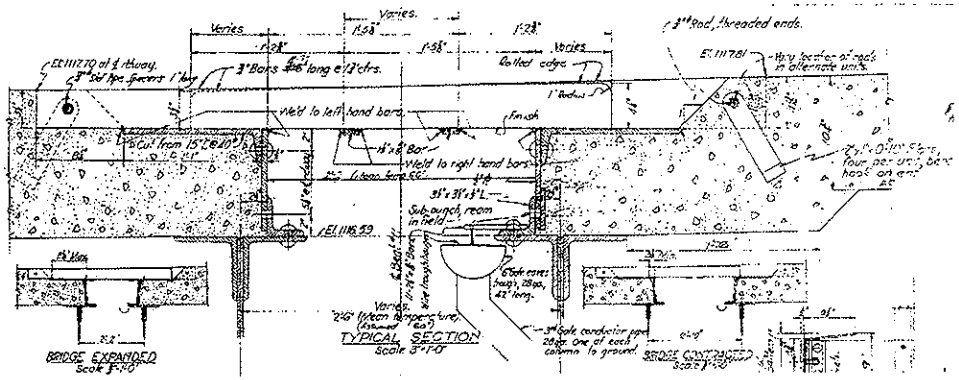
ADVANCE PLANNING STUDY SHEET (ENGLISH) (REV. 5/9/00)

PREPARED FOR THE CITY OF SAN BERNARDINO

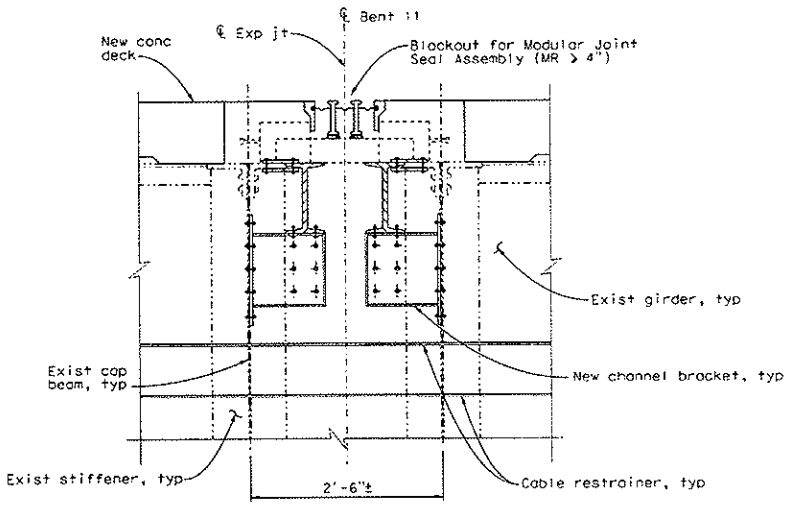
DIST.	COUNTY	ROUTE	POST MILES TOTAL PROJECT
08	SBd		

City of San Bernardino
300 North "D" Street
SAN BERNARDINO, CA 92408

CNS Engineers, Inc.
685 E. Carnegie Drive, Suite 215
SAN BERNARDINO, CA 92408

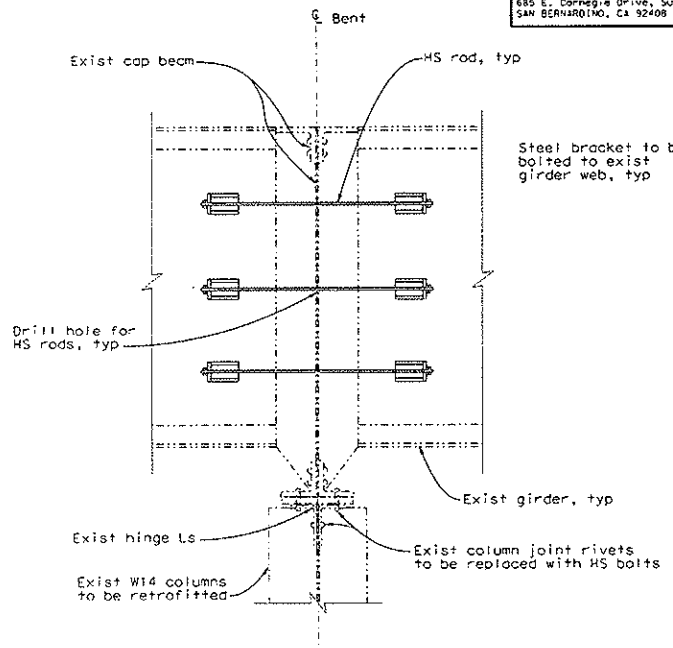


EXISTING FINGER JOINT
No Scale



Note:
Transverse shear key assemblies not shown

CONCEPTUAL FINGER JOINT RETROFIT
No Scale



GIRDER CONTINUITY AND CAP JOINT RETROFIT
No Scale

ALTERNATIVE A & B
SHEET 7 OF 7

Note:
The Contractor shall verify all controlling field dimensions before ordering or fabricating any material.

DESIGNED BY	DATE
DRAWN BY	DATE
CHECKED BY	DATE
APPROVED	DATE

J. Lu
PROJECT ENGINEER

PLANNING STUDY

MT VERNON AVE OH

BRIDGE NO. 54C0066	CU
SCALE: As Shown	EA 08-965120

ADVANCE PLANNING STUDY SHEET (ENGLISH) (REV. 5/9/00)

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TIME PLOTTED =: %TIME
USERNAME =: %USER

ATTACHMENT 5

Alternative 3—Bridge Replacement Sheets (1–4)

DIST	COUNTY	ROUTE	KILOMETER POST TOTAL PROJECT	SHEET No	TOTAL SHEETS
8	SBd				

REGISTERED CIVIL ENGINEER

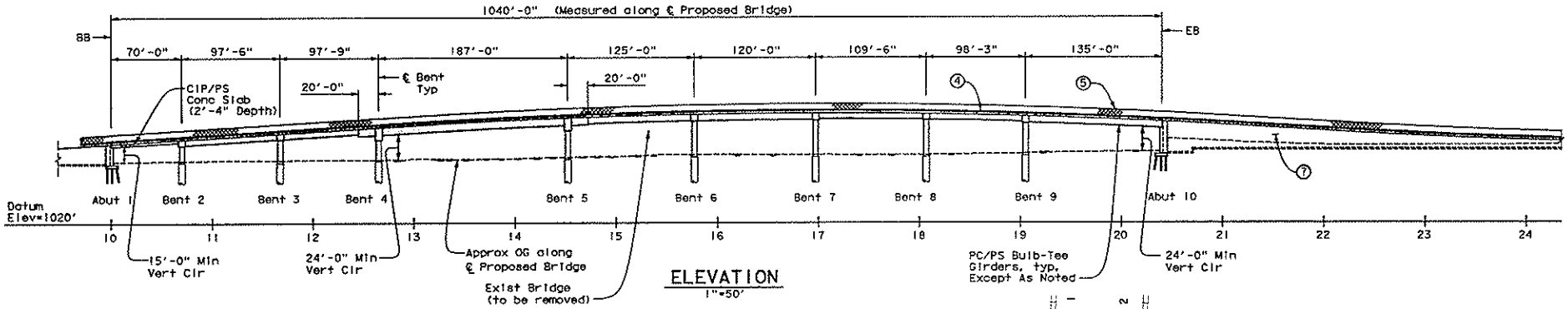
PLANS APPROVAL DATE

The State of California or its officers or agents shall not be responsible for the accuracy or completeness of electronic copies of this plan sheet.

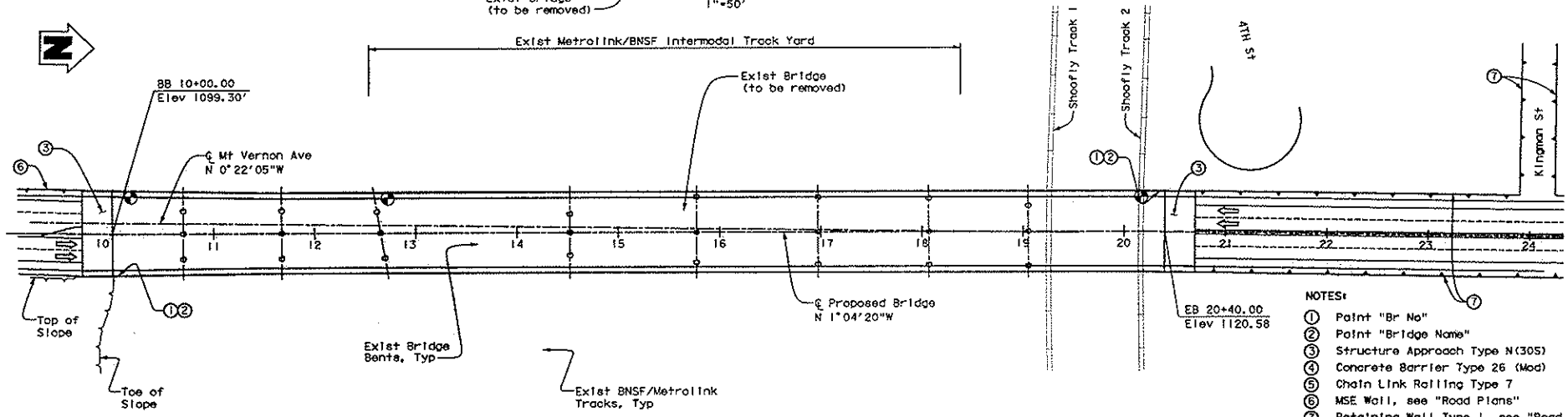
REGISTERED PROFESSIONAL ENGINEER — REN. — CIVIL — STATE OF CALIFORNIA

LIM & NASCIMENTO ENGINEERING
1687 BUSINESS CENTER DRIVE, SUITE 6
SAN BERNARDINO, CA 92408

PROFILE GRADE
No Scale



ELEVATION
1"=50'



PLAN
1"=50'

NOTES:
1. Paint "Br No"
2. Paint "Bridge Name"
3. Structure Approach Type N(305)
4. Concrete Barrier Type 26 (Mod)
5. Chain Link Railing Type 7
6. MSE Wall, see "Road Plans"
7. Retaining Wall Type 1, see "Road Plans"

Point of minimum vertical clearance indicates existing

Notes:
The Contractor shall verify all controlling field dimensions before ordering or fabricating any material.

DESIGN OVERSIGHT	DESIGN	BY	CHECKED
	DETAILS	BY R. ANDRASEK	CHECKED
SIGN OFF DATE	QUANTITIES	BY	CHECKED

DESIGN GENERAL PLAN SHEET METRIC (REV. 3/1/98)

PREPARED FOR THE
CITY OF SAN BERNARDINO

PROJECT ENGINEER

CU
EA

FILE => #REQUEST

BRIDGE NO. 54C-0066
KILOMETER POST

MT VERNON AVE VIADUCT
GENERAL PLAN

DESIGNED PRINTS REQUIRED
EARTHQUAKE REVISION DATES

REVISION DATES (PRELIMINARY STAGE ONLY)

SHEET 1 OF 2

USERNAME => #USER
TIME PLOTTED => #TIME
DATE PLOTTED => #DATE

DIST	COUNTY	ROUTE	KILOMETER POST TOTAL PROJECT	SHEET No	TOTAL SHEETS
08	SBd				

REGISTERED CIVIL ENGINEER

DATE APPROVED

REGISTERED PROFESSIONAL ENGINEER — CIVIL — STATE OF CALIFORNIA

LIM & NASCIMENTO ENGINEERING CORPORATION
1887 BUSINESS CENTER DR, STE 6
SAN BERNARDINO, CA 92408

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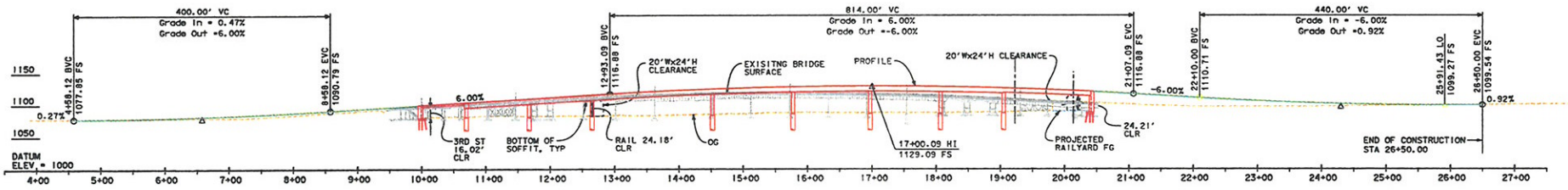
DATE | REVISED BY | DATE REVISED

CALCULATED/ DESIGNED BY

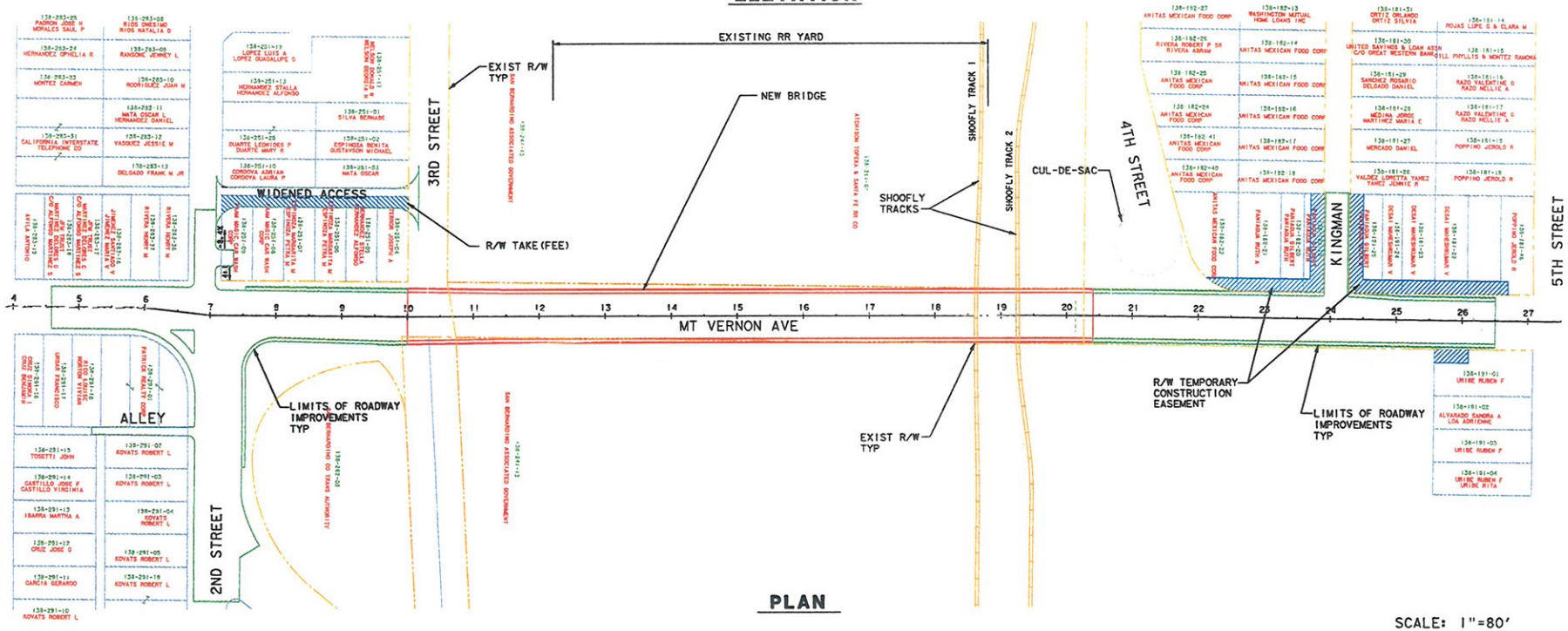
CHECKED BY

DESIGN OVERSITE

CITY OF SAN BERNARDINO



ELEVATION



PLAN

SCALE: 1"=80'

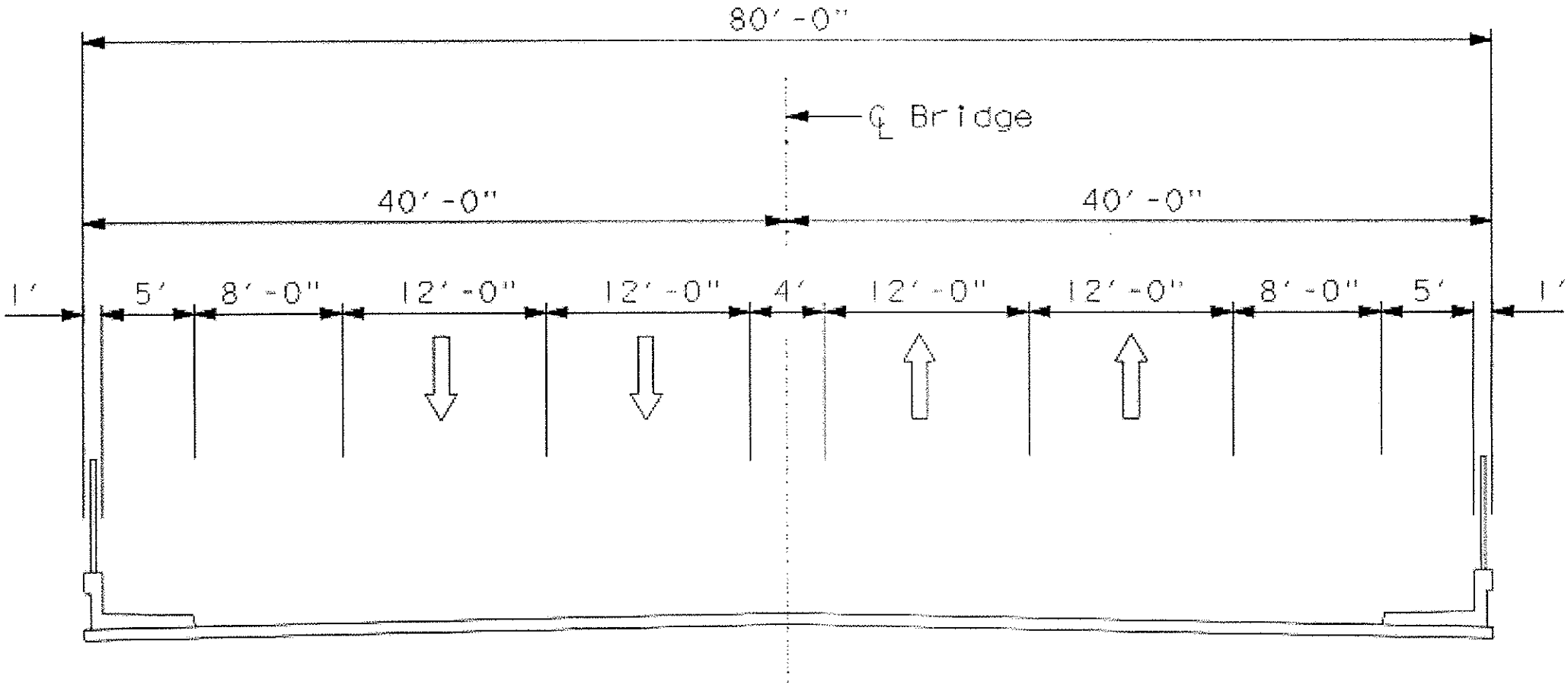
LAST REVISION 00-00-00 | DATE PLOTTED => &DATE | TIME PLOTTED => &TIME

FOR REDUCED PLANS ORIGINAL SCALE IS IN MILLIMETERS 0 20 40 60 80

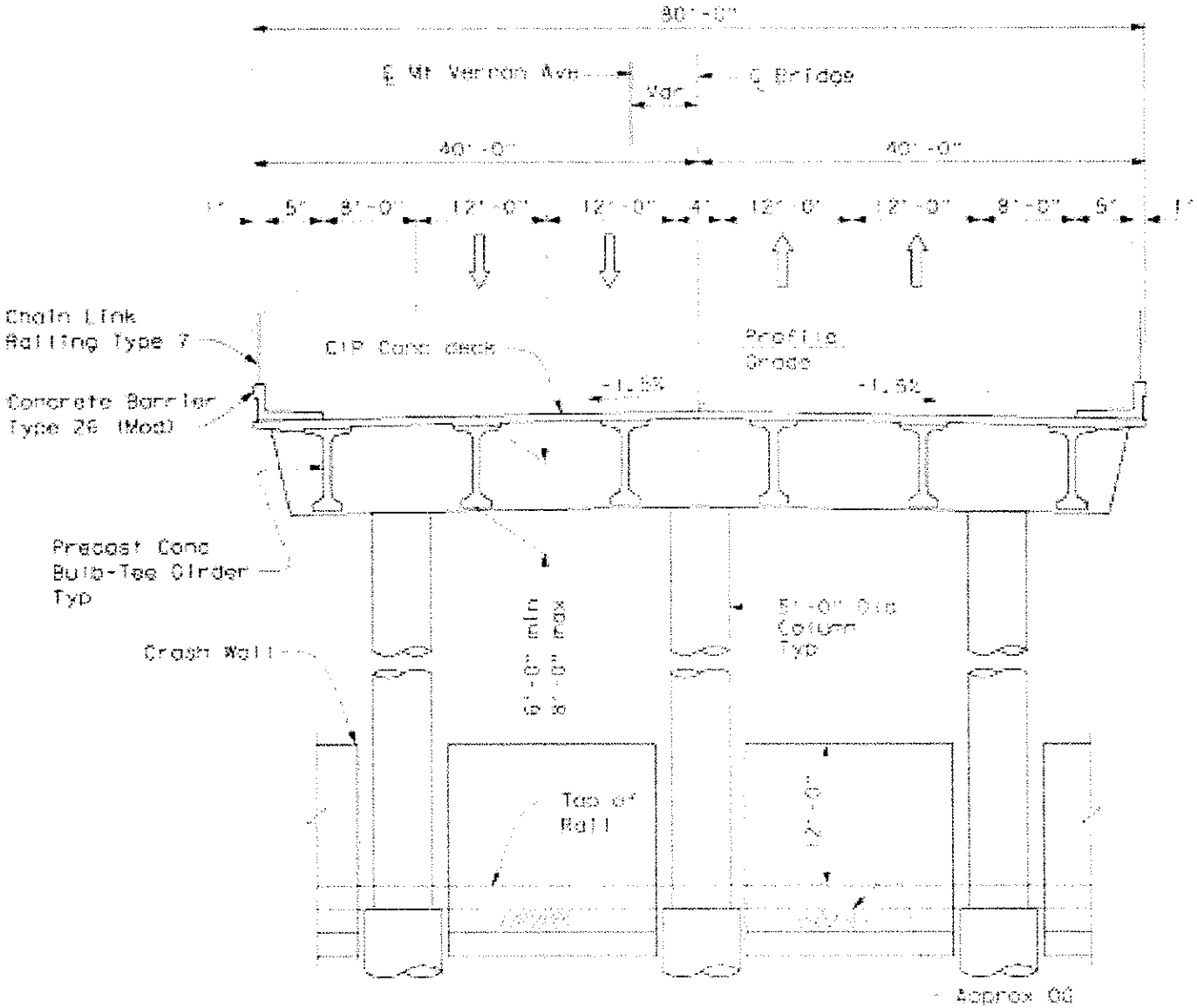
USERNAME => &USER
DGN FILE => &REQUEST

CU

EA



TYPICAL SECTION



TYPICAL SECTION

BENT 2 THRU BENT 9

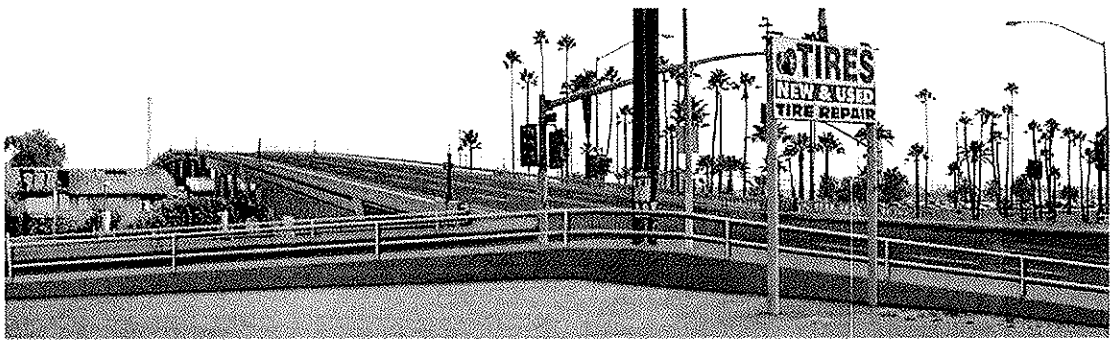
1/8" = 1'-0"

ATTACHMENT 6

Photo Simulations for Alternative 3 (replacement)

Alternative 3 (Replacement)
Photo Simulation 1

Before: Looking north at the bridge from 2nd Street



After

Alternative 3 (Replacement)
Photo Simulation 2

Before: looking west from the depot to the bridge

After

Alternative 3 (Replacement)
Photo Simulation 3

Before: Looking southeast from 4th Street and Mount Vernon Ave

After

ATTACHMENT 7

Additional Photos

Image 1

Looking directly west from the ATSF Depot, January 15, 2004.

Image 2

Looking south along the east side of the bridge, January 15, 2004. At the center of the image is the stairwell at the southeast corner of the bridge, a character-defining feature. To the far right are Abutment 1, and Bent 2 and 3, all character-defining features.

Image 3

An example of an original light pole, with a modern "cobra" lamp, January 15, 2004. The pole is part of a character-defining feature.

Image 4

Looking north along the bridge's east side, near the stairwell, taken January 15, 2004.

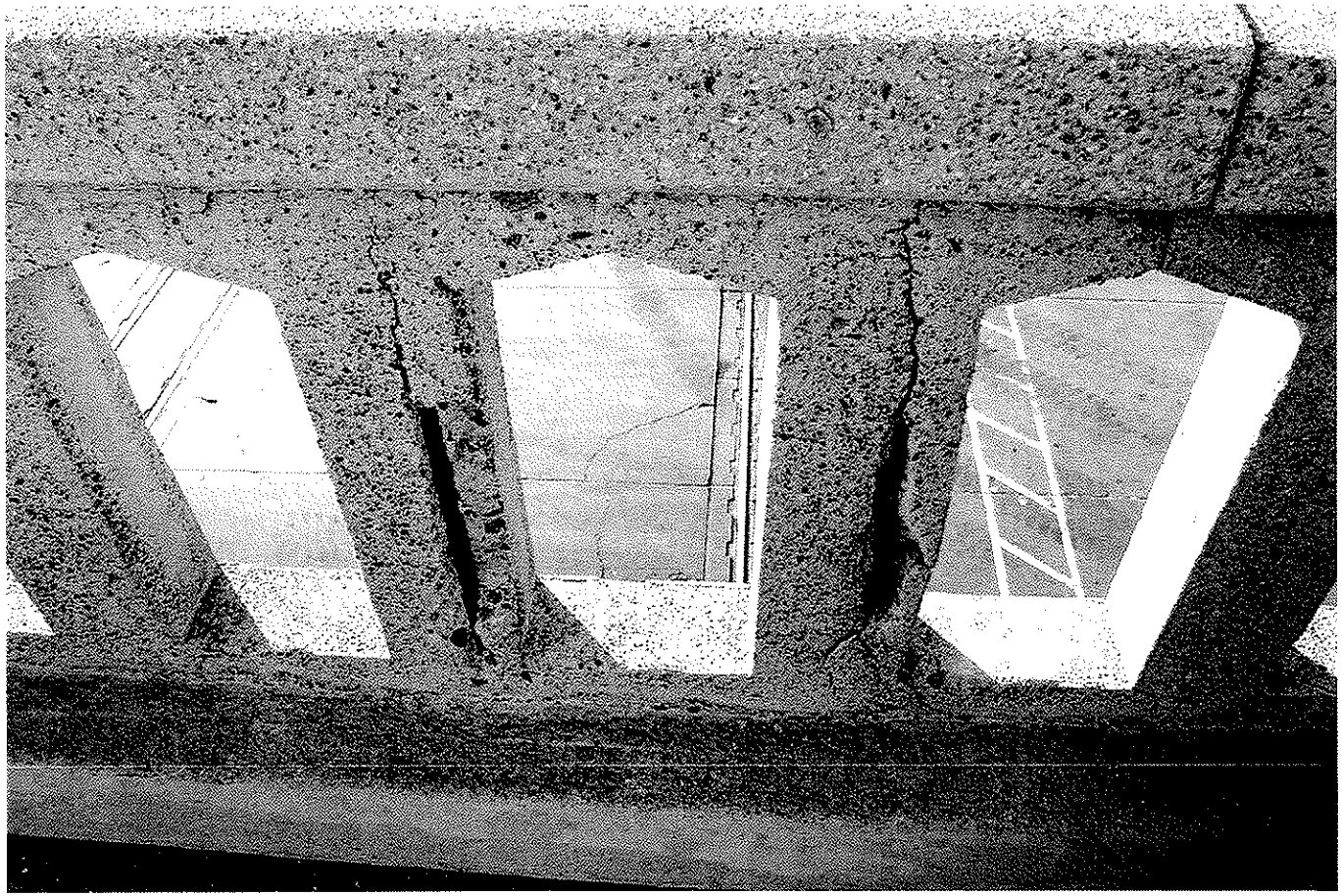
Image 5

This image was taken looking south/southeast along North Mount Vernon Ave, January 15, 2004. It shows some of the bridge railing and the over hanging sidewalk deck, which are both character-defining features.

Image 6

Looking east at the intersection of Mount Vernon Avenue Bridge and 2nd Street, taken on January 15, 2004. This image shows part of the bridge railing, a character-defining feature of the bridge.

Image 7



The bridge railing, which is a character-defining feature. This image was taken on January 15, 2004.

Image 8

Looking north from the west side of the bridge near the Abutment 1, taken on January 15, 2004. This shows part of the existing lot where staging and construction will occur. Piers 4-7, which are character-defining features, are visible at the far right of the image.

Image 9

Looking north on the bridge, from the intersection of Mount Vernon Avenue and 2nd Street, taken on January 15, 2004. Some of the bridge railing, a character-defining feature of the bridge, can be viewed in this image.

Image 10

Looking northwest at the steel arched brackets, which support the bridge deck and are character-defining features. Image taken on January 15, 2004.

Image 11

Looking south/southeast at the bridge, January 15, 2004.

MT. VERNON AVENUE BRIDGE ASSOCIATED LANDSCAPE FEATURES

Figure 1: View East Along Third Street Toward Viaduct Blvd (Depot on Left)

Figure 2: Grouping of Fan Palms Along Ditch, View Southeast

Figure 3: Concrete/Arroyo Stone Lined Ditch, View Southeast From Third St.

Figure 4: Ditch and Adjoining Rock Features, Looking East Toward Viaduct Blvd.

Figure 5: Bridge Staircase, Drinking Fountain, and Stone Retaining Wall

ATTACHMENT 8

List of Contacted Agencies, Organizations, and Individuals

Agencies and Organizations for Public Participation sections (San Bernardino County)

San Bernardino Railroad Historical Society
P.O. Box 2878
San Bernardino, CA 92406-2878

San Bernardino County Archives
777 East Rialto Avenue
San Bernardino, CA 92415

City of San Bernardino Historical and Pioneer Society
P.O. Box 875
San Bernardino, CA 92402

San Bernardino County Museum
2024 Orange Tree Lane
Redlands, CA 92374

California Historic Route 66 Association
PO Box 1359
Rialto, CA 92377

Society of Architectural Historians Southern California Chapter
P.O. Box 92224
Pasadena, CA 91109-2224

Historical Society of Southern California
200 East Avenue 43
Los Angeles, CA 90031

California Preservation Foundation
1615 Broadway, Suite 705
Oakland, CA 94612

California Historical Society
678 Mission Street
San Francisco, CA 94105-4014

ATTACHMENT 9

Report on the Demolition of 240 N. Mt. Vernon Avenue

State of California
DEPARTMENT OF TRANSPORTATION

Business, Transportation and Housing Agency

Memorandum

Flex your power!
Be energy efficient!

To: DAVID BRICKER
Office Chief
Environmental Support/Cultural Studies

Date: July 26, 2006

File: 08-SBd-0-SBD
Mount Vernon Avenue
Bridge Replacement
(#54C-0066)
City of San Bernardino

From: CHRISTIE HAMMOND
Associate Environmental Planner
Principal Architectural Historian (PQS)
Environmental Support/Cultural Studies
Environmental Planning – MS 825

Subject: Historic Property, Formerly at 240 North Mount Vernon Avenue, City of San Bernardino

The Historic Property Survey Report (HPSR; August 2001) for the above referenced Local Assistance project included the identification and evaluation of a residential building, circa 1915, at 240 North Mount Vernon Avenue in the City of San Bernardino (City). It was described in the Department of Park and Recreation (DPR) 523 forms as a one-story brick masonry building with a front-facing gable on a foundation of rock-faced cast concrete blocks. The roof cladding consisted of composition shingles over the original wood shingles. There was a projecting flat-roofed portico on the (E) elevation and a shed-roofed addition at the rear of the building on the (W) elevation. At the time of recordation, the building was privately owned and unoccupied and in deteriorated condition (See Exhibit 1 [DPR forms dated 6/25/2000] and Exhibit 2 [photographs]).

Determination of Eligibility

Among the conclusions of the HPSR, 240 North Mount Vernon Avenue was determined eligible for listing in the National Register of Historic Places (NRHP) and received the State Historic Preservation Officer's (SHPO) concurrence on March 1, 2002. The residential building was determined eligible under Criterion C at the local level of significance as a "rare example of an early 20th Century small-scale brick masonry residential construction in the context of [the City of] San Bernardino. The property retains a high level of integrity of design, workmanship, and materials associated with its architectural style" (See Exhibit 3 [SHPO letter dated 3/1/02]).

Demolition of Historic Property

District 8 Cultural Studies staff learned of the demolition of the historic property at 240 North Mount Vernon during a field review on January 15, 2004. Subsequently, the City's consultant contacted City staff to inquire about the demolition of this building. The inquiry resulted in a packet of documents relating to the demolition (1/21/04) and a City Interoffice Memorandum dated January 30, 2004, which included the City's justification for demolishing the National Register eligible property (See Exhibit 4).

The Memorandum indicated that the decision to demolish the building was based on the City's Municipal Code, Chapter 15.37, Historic Building Demolition Ordinance, Section 15.37.040, which exempts any building or structure fifty (50) years or older from the provisions of the chapter if determined to be a public nuisance or dangerous. However, that provision does not address the issue of a building, which is fifty (50) years or older and has been determined eligible for listing in the NRHP nor does it address a circumstance where a building is part of pending environmental compliance for a current, larger project (See Exhibit 5).

The demolition permit application dated October 13, 2003 indicated the building had cultural, historical or architectural significance. This determination appears to have been based on the results of the Historic Resources Reconnaissance Survey (Volumes 1-5 and attachments, April 30, 1991 and all subsequent revisions). See City's Municipal Code, Chapter 15.37, Section 15.37.045 (See Exhibit 4 & 5).

Conclusions

In conclusion, the City issued a demolition permit for a building, which was determined eligible (2002) for listing in the NRHP during the ongoing Section 106 compliance process for the proposed project to replace the Mount Vernon Avenue Bridge.

The City did not contact or consult with the Federal Highway Administration (FHWA) or Caltrans District 8 Cultural Studies staff, regarding any potential issues related to the demolition of a National Register eligible historic property, located within the project's APE during the ongoing Section 106 compliance process.

The demolition of the building resulted in a change of status for the National Register eligible historic property during the ongoing Section 106 compliance process for the bridge replacement project.

Therefore, the SHPO should be notified of the demolition and change in status of the historic property.

Exhibits:

Exhibit 1—DPR Forms for 240 North Mt. Vernon Avenue, City of San Bernardino, San Bernardino County dated 6/25/2000

Exhibit 2—Photographs (2000) of Historic Property at 240 North Mt. Vernon Avenue

Exhibit 3—SHPO Letter of Concurrence dated 3/1/02

Exhibit 4—Documents Relating to Issuance of Demolition Permit by the City of San Bernardino

Exhibit 5—"Historic Building Demolition Ordinance (Chapter 15.37) from the City of San Bernardino Municipal Code (February 28, 2005)

Exhibits:

Exhibit 1—DPR Forms for 240 North Mt. Vernon Avenue, City of San Bernardino, San Bernardino County dated 6/25/2000

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Exhibit 5—"Historic Building Demolition Ordinance (Chapter 15.37) from the City of San Bernardino Municipal Code (February 28, 2005)

Exhibit 1

DPR Forms for 240 North Mt. Vernon Avenue, City of San Bernardino, San Bernardino County dated 6/25/2000

State of California — The Resources Agency
DEPARTMENT OF PARKS AND RECREATION
PRIMARY RECORD

Primary # _____
HRI # _____
Trinomial _____
NRHP Status Code 3S
Other Listings
Review Code _____ Reviewer _____ Date _____

Page 1 of 2 Resource Name or #: (Assigned by recorder) *MAP REFERENCE 14*

P1. Other Identifier:

P2. Location: ☐ Not for Publication ☒ Unrestricted a. County *San Bernardino*

and (P2b and P2c or P2d. Attach a Location Map as necessary.)

b. USGS 7.5' Quad Date T ; R ; 1/4 of 1/4 of Sec ; B.M.

c. Address: *240 North Mount Vernon Avenue* City *San Bernardino* Zip *92410*

d. UTM: (Give more than one for large and/linear resources) ; mE/ mN

e. Other Locational Data (Enter Parcel #, legal description, directions to resource, elevation, etc., as appropriate)

Parcel No. *0138-251-05*

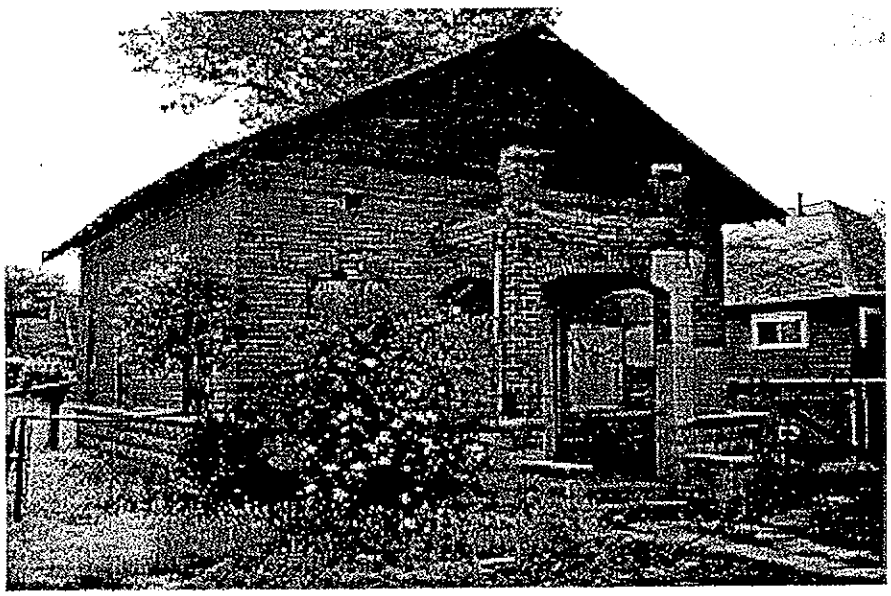
P3. Description (Describe resource and its major elements. Include design, materials, condition, alterations, size, setting, and boundaries)

This is a one-story brick masonry house with front gable roof. The walls are laid up in 7/1 common bond (7 courses of stretchers for each course of headers), on a foundation of rock-faced cast concrete blocks laid up ashlar with a cast stone water table course. All fenestration is segmental-arched, but doors and windows are boarded with plywood, obscuring these elements (assuming they are still intact). There is a three-course corbelled entablature below the eaves. What little is left of the roof cladding consists of composition shingles laid over the original wood shingles, which are in turn fastened to skip sheathing; much of the roof cladding system is gone, leaving the building open to the weather. The gable end is clad in horizontal boards and has a louvered attic vent. There is a projecting flat-roofed portico that gives the appearance of castellation, and a shed-roofed lean-to addition at the rear of the house.

P3b. Resource Attributes: (List attributes and codes) *HP2 - Single Family Property*

P4. Resources Present ☒ Building ☐ Structure ☐ Object ☐ Site ☐ District ☐ Element of District ☐ Other (Isolates, etc.)

P5a. Photograph or Drawing (Photograph required for buildings, structures, and objects)



P5b. Description of Photo: (View, date, accession #)
240 Mount Vernon Avenue (View toward northwest). Photo No: 3-3, 6/1/2000

P6. Date Constructed/Age and Sources:
☐ Prehistoric ☒ Historic ☐ Both
ca.1915, City of San Bernardino Historic Resources Reconnaissance Survey

P7. Owner and Address
Undetermined

P8. Recorded by: (Name, affiliation, and address)
P.S. Preservation Services, P.O. Box 191275, Sacramento CA 95819-1275

P9. Date Recorded: *6/25/2000*

P10. Survey Type: (Describe)
Intensive

P11. Report Citation: (Cite survey report and other sources, or enter "none")

Attachments ☐ NONE ☐ Continuation Sheet ☐ District Record ☐ Rock Art Record ☐ Other: (List)
☐ Location Map ☒ Building, Structure, and Object Record ☐ Linear Feature Record ☐ Artifact Record
☐ Sketch Map ☐ Archaeological Record ☐ Milling Station Record ☐ Photograph Record
Historic Architectural Survey Report, Mount Vernon Avenue Bridge Replacement Project

State of California — The Resources Agency
DEPARTMENT OF PARKS AND RECREATION
BUILDING, STRUCTURE, AND OBJECT RECORD

Primary #
HRI #

NRHP Status Code 3S

Resource Name or #: (Assigned by recorder) *MAP REFERENCE 14*

B1. Historic Name:
B2. Common Name:
B3. Original Use: *Single-family residence* B4. Present Use: *Single-family residence*
B5. Architectural Style: *Neo-classical cottage*
B6. Construction History: (Construction date, alterations, and date of alterations)
Built circa 1915; vacant and heavily deteriorated at present, showing substantial structural distress

B7. Moved? ☒ No ☐ Yes ☐ Unknown Date : Original Location:
B8. Related Features: *None noted.*

B9a. Architect: *Unknown* b. Builder: *Unknown*
B10. Significance: Theme: *Architecture* Area: *San Bernardino*
Period of Significance: *Circa 1915* **Property Type:** *Single-family residence* **Applicable Criteria:** *C*
(Discuss importance in terms of historical or architectural context as defined by theme, period and geographic scope. Also address integrity.)

Typical of houses of this neighborhood, the structure at 240 North Mount Vernon Avenue was occupied over the years by blue-collar workers: in 1940 by Faustina Giacomo, and C.J. McCormick, the latter an engineer for the Santa Fe Railroad; and in 1953 by Jose Hernandez, a Santa Fe carpenter. Though in a deteriorated condition, the house appears to be a rare example of small-scale brick masonry residential construction from its period in the context of San Bernardino. A windshield survey of several similar neighborhoods in the area failed to reveal any similar houses. Though it has no known association with persons or events important in history, it nonetheless represents a type, period and method of construction and a level of design detail rare in San Bernardino. As such, it appears to meet National Register criterion C at the local level of significance, significant in the area of architecture.

B11. Additional Resource Attributes: (List attributes and codes) *HP2 - Single Family Property*
B12. References:
See HASR bibliography

(Sketch Map with north arrow required.)

B13. Remarks: *Map Reference 14*

B14. Evaluator: *John S. Snyder*
Date of Evaluation: *6/25/2000*

(This space reserved for official comments.)

Exhibit 2

Photographs (2000)
Historic Property at 240 North Mt. Vernon Avenue

240 N. Mount Vernon Avenue
(circa 1915)
City of San Bernardino
East Elevation
Photo taken during 2000 survey
Building demolished October 2003

240 North Mount Vernon Avenue
(circa 1915)
City of San Bernardino
East Elevation, looking northwest
Photo taken during 2000 survey
Building demolished October 2003

240 North Mount Vernon Avenue
(circa 1915)
City of San Bernardino
San Bernardino County
West Elevation, looking northeast
Photo taken during 2000 survey
Building demolished October 2003
(Mount Vernon Ave. Bridge in background)

Exhibit 3

SHPO Letter of Concurrence dated 3/1/02

OFFICE OF HISTORIC PRESERVATION
DEPARTMENT OF PARKS AND RECREATION
P.O. BOX 942896
SACRAMENTO, CA 94296-0001
(916) 653-6624 Fax (916) 653-9824
calshpo@mail2.quiknet.com

March 1, 2002

REPLY TO: FHWA970414B

Michael G. Ritchie, Division Administrator
Federal Highway Administration
Region Nine, California Division
980 Ninth Street, Suite 400
SACRAMENTO CA 95814-2724

Re: Mount Vernon Avenue Bridge Replacement Project, San Bernardino, San Bernardino County.

Dear Mr. Ritchie:

Thank you for submitting to our office your January 22, 2002 letter and Historic Property Survey Report (HPSR) regarding the proposed replacement of the Mount Vernon Avenue Bridge, a property located in the City of San Bernardino, San Bernardino County. Constructed in 1933-34, the structure has suffered continuing and long-term deterioration of its deck system and is considered functionally obsolete. The bridge has also suffered from constant concrete spalling since its construction due to its proximity to corrosive locomotive stack gases from the nearby yards of the Burlington Northern/Santa Fe Railway. The Federal Highway Administration (FHWA) is considering five (5) alternatives for the proposed bridge replacement project including a "no-build" alternative and a seismic retrofit and rehabilitation alternative. FHWA will make a decision on its preferred alternative during the type selection process during Phase 2 of the project. The project Area of Potential Effect (APE), which conforms to the bridge itself, appears adequate and meets the definition set forth in 36 CFR 800.16(d). A reconnaissance survey of the project area by a qualified archeologist revealed no known archeological resources.

FHWA is seeking our comments on its determination of the eligibility of 22 properties of 50 years or older for inclusion on the National Register of Historic Places (NRHP) in accordance with 36 CFR 800, regulations implementing Section 106 of the National Historic Preservation Act. Our review of the submitted HPSR documentation leads us to concur with FHWA on the following:

- The Mount Vernon Avenue Bridge is eligible for inclusion on the NRHP at the level of local significance under Criteria A and C as defined by 36 CFR 60.4. The bridge has strong associations with the use of Route 66 as a major transportation corridor through the San Bernardino area during the Great Depression. The bridge was heralded during that time as the western gateway to San Bernardino. The structure and its landscaped areas at the northwest and southeast ends has also retained sufficient integrity of design, location, materials, workmanship, and feeling associated with its historic period of significance (1934-1952).

- The residence located at 240 North Mount Vernon Avenue is eligible for inclusion on the NRHP at the level of local significance under Criterion C as defined in 36 CFR 60.4. The structure is a rare example of an early 20th century small-scale brick masonry residential construction in the context of San Bernardino. The property retains a high level of integrity of design, workmanship, and materials associated with its architectural style.

- None of the remaining properties evaluated in the HPSR are eligible for inclusion on the NRHP under any of the criteria established by 36 CFR 60.4. The properties have no strong associations with significant historical events or persons and are not examples of outstanding architectural or engineering design or function.

Thank you again for seeking our comments on your project. We anticipate the receipt of pending documentation that will reveal the purpose and scope of a preferred project alternative. If you have any questions, please contact staff historian Clarence Caesar at (916) 653-8902.

Sincerely,

Original Signed by

Dr. Knox Mellon
State Historic Preservation Officer

Exhibit 4

Documents Relating to Issuance of Demolition Permit by the City of San Bernardino

CITY OF SAN BERNARDINO
Development Services Department – Planning Division
Interoffice Memorandum

TO: Mike Grubbs, Acting City Engineer/Field Engineer

FROM: Valerie C. Ross, Deputy Director/City Planner

SUBJECT: 240 N. Mt. Vernon Avenue

DATE: January 30, 2004

COPIES: James Funk, Director; Joe Lease, Building Official

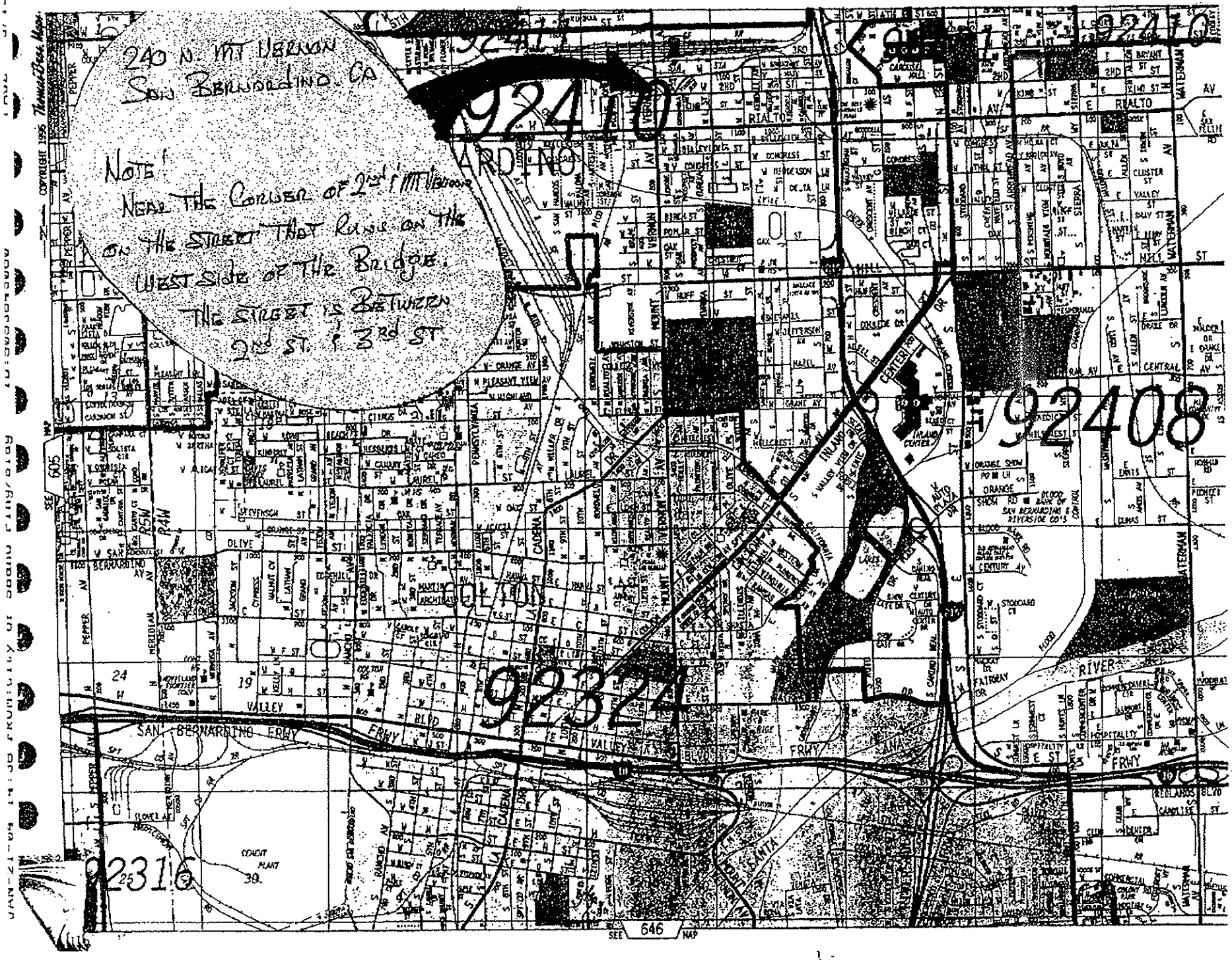
I returned a phone call to Jessica Feldman of Myra Frank Jones & Stokes, regarding demolition of the structure at 240 N. Mt. Vernon Avenue. According to Ms. Feldman, a historic study completed for the Mt. Vernon Bridge rehabilitation/reconstruction project identified this structure as eligible for listing on the Local Register, and Caltrans was dismayed when the structure was demolished. Ms. Feldman inquired as to how or why we issued a demolition permit for the structure. She was concerned that we issued in error or we disregarded the significance.

I explained to Ms. Feldman that pursuant to Chapter 15.37 of the City's Municipal Code, Historic Building Demolition Ordinance, Section 15.37.040 exempts dangerous buildings from the provisions of the chapter. Specifically, Section 15.37.040 states:

> "The demolition of any building or structure fifty (50) years old or older shall be exempt from the provisions of this Chapter if findings have been made by the Board of Building commissioners or the Building Official pursuant to other provisions of the Municipal Code declaring that the building or structure is either a public nuisance or a dangerous building. In such instances, a Demolition Permit may be issued in accordance with all other city ordinances and requirements."

At a hearing on September 25, 2003, the Hearing Officer of the City of San Bernardino Code Compliance Department issued an order (No. H/O 03-177) determining that the building or premises at 240 N. Mt. Vernon Avenue constituted a public nuisance. The order required the property owner to take certain actions, within specified timeframes. Specifically, the owner was ordered to obtain demolition permits within ten days of the order (the order is dated October 15, 2003) and demolish the structure within 45 days of the order.

Ms. Feldman asked about the process for obtaining a demolition permit. I informed her that I had noted on the demolition permit application that this structure had cultural, historical, or architectural significance, but the above Municipal Code provision superseded that. I also told her that I had discussed this issue (although on a different property) with the City Attorney's Office, and they confirmed that the Municipal Code provisions overrode potential historic significance.


240 N. MT VERNON
SAN BERNARDINO, CA
NOTE!
NEAR THE CORNER OF 2nd & MT VERNON
ON THE STREET THAT RUNS ON THE
WEST SIDE OF THE BRIDGE.
THE STREET IS BETWEEN
2nd ST. & 3rd ST
92410
92408
92324
92316
RIALTO
COLTON
SAN BERNARDINO FRWY
RIVER
646

SOUTH COAST AIR QUALITY MANAGEMENT DISTRICT
NOTIFICATION OF DEMOLITION OR ASBESTOS REMOVAL

MAIL FORM AND FEE TO: SCAQMD, ASBESTOS NOTIFICATIONS, FILE # 55641, LOS ANGELES CA 90074-5641

AQMD USE ONLY	SCREEN BY	RECEIVED	POSTMARK	ENTERED BY	NOTIFICATION #

COMPLETED BY KERI	COMPANY BRICKLEY CONST. CO., INC. dba BRICKLEY ENVIRONMENTAL	PHONE 909-888-2010	
DATE 10-6-03	CHECK # 2470	FEE $ 29.52	PROJECT # 6184

NOTIFICATION TYPE	ORIGINAL
PROJECT TYPE	RENOVATION (removal)
SITE INFORMATION	SITE NAME SFR
SITE ADDRESS 240 N. MT. VERNON AVE.	CROSS STREET 3RD STREET
CITY SAN BERNARDINO STATE CA ZIP 92411 COUNTY SAN BERNARDINO	
DESCRIBE WORK AND LOCATION	WEST PATIO, 3 NORTH ROOMS AND NORTH CENTRAL ROOM
BUILDING SIZE (SQ FT) 600 NUMBER OF FLOORS 1 BUILDING AGE (YEARS) 60 NUMBER OF DWELLING UNITS 0	
BLDG PRIOR / PRESENT USE	HOUSE / HOUSE
SITE OWNER ALFONSO HERNANDEZ	ADDRESS 1495 BROOKSIDE AVE.
CITY REDLANDS STATE CA ZIP 92373 CONTACT ALFONSO HERNANDEZ	PHONE 909-793-2735

REQUIRED BUILDING INFORMATION	ASBESTOS PRESENT? YES	ASBESTOS SURVEY? * YES	ASBESTOS REMOVED? NO	BUILDING TO BE DEMOLISHED? NO
PROJECT DATES	START 10-20-03	END 10-20-03	WORK SHIFT 0800-1530	

ASBESTOS AMOUNT TO BE REMOVED (in square feet)	FRIABLE	CLASS I	CLASS II	TOTAL AMOUNT (ADD ROW)
	155	1210		1365

ASBESTOS REMOVAL FROM	SURFACES						
AMOUNT OF EACH TYPE OF ASBESTOS (in square feet)	ACOUSTIC CEILING	LINOLEUM 155	INSULATION	FIRE PROOFING	DUCTING	STUCCO	MASTIC 605

FLOOR TILES (VAT) 605	DRY WALL	PLASTER	TRANSITE	ROOFING	OTHER (DESCRIBE)

CONTRACTOR INFORMATION	CSLB LICENSE # 610414	OSHA REG # 49	AQMD ID # 76397
NAME BRICKLEY CONST. CO., INC. dba BRICKLEY ENVIRONMENTAL	ADDRESS 957 WEST REECE STREET		
CITY SAN BERNARDINO STATE CA ZIP 92411	SITE SUPVR SNYDER / LIEDER / MOORE LARGENT / CRUZ / GORDON / BOYT / WOOD	PHONE 909-888-2010	

WASTE TRANSPORTER #1 BRICKLEY CONST. CO., INC. dba BRICKLEY ENVIRONMENTAL			LANDFILL AZUSA LAND RECLAMATION CO.		
ADDRESS 957 WEST REECE STREET			ADDRESS 201 GLADSTONE AVENUE		
CITY SAN BERNARDINO	STATE CA	ZIP 92411	CITY AZUSA	STATE CA	ZIP 91702

CITY OF SAN BERNARDINO

DEVELOPMENT SERVICES DEPARTMENT
300 North "D" Street, San Bernardino, CA 92418
Phone: 909-384-5057/5071 Fax: 909-384-5080

FAX TRANSMITTAL SHEET

TO: Jessica Feldman DATE: 1/21/04

FAX #: 213 627-6853

FROM: Joe Fease PAGES: 15
(Including this sheet)

SUBJECT: 240 N. Mt. Vernon

REMARKS:

Please see attached. If you should have any questions, please let me know.

Brenda

Valerie Ross

909.384.5057

CITY OF SAN BERNARDINO

Planning and Building Services

Demolition Permit Requirements

Provide the following information:

A. Property address 240 N. MT. VERNON, SAN BERNARDINO, CA

Assessor's parcel # 0138251050000 (INFO FROM PROPERTY TAX BILL)

Estimated cost of demolition _____

Approximate date built EARLY 30's

No. of structures 1 No. of stories 1 Building height 16-18 FEET APPROX

Structure's use VACANT & BOARDED

Construction type BRICK & BLOCK / INTERIOR IS WOOD & PLASTER

Is there a basement ? yes/no NO If yes, provide basement demo plan.

Will demolition activity encroach or require use of public right-of-way, sidewalk, street, etc.? yes/no NO If yes, indicate distance from structure to public right-of-way _____ and submit a pedestrian protection plan. Also, read attached chapter 44, UBC requirements.

Has a notice of unsafe or public nuisance been issued ? yes/no YES

OFFICER Jodi MANSFIELD

Applicant's name ALFONSO HERNANDEZ Phone number 909-793-2735

THOMAS GUIDE # 606

B. A location Map.

C. Clear color photograph of each building elevation.

D. Deed of Record (or Grant Deed) indicating current property owner.

E. **Notify South Coast Air Quality Management District** (form attached). **Provide copy of completed form and proof of notification.** $50/$500

F. Provide proof that Sewer cap fees have been paid (4th floor, Public Services). 384-5140

**********Office Use Only**********

Date received 10/13/03 Demo # D030067

Cultural, historical or architectural significance: y/n YES.

Planner Signature Valerie C. Ross date 10/13/03

cc/BI/1-97

RECORDING REQUESTED BY
AND WHEN RECORDED MAIL TO
Name STELLA HERNANDEZ
Address 1344 W. 2nd Street
City & San Bernardino
State California 92373

MAIL TAX STATEMENTS TO
Name STELLA HERNANDEZ
Address 1344 W. 2nd Street
City & San Bernardino
State California 92373

Recorded in Official Records, County of San Bernardino, Errol J. Mackzum, Recorder
13.00
Doc No. 19960403866
09:48am 11/01/96

205 20042453 02 04

1 PG	2 SEC	3 APT	4 CHGS	5 PR CPY	6 EXC CPY	7 ASSD MBS	8 PGS PR	9	10
3	7	6							
			15				16		
ADD ST	UR	SVY	CIT-CO	TRANS TAX		OA	CHRG	EXAM	

SPACE ABOVE THIS LINE FOR RECORDERS USE

TRUST TRANSFER DEED

Grant Deed (Excluded from Reappraisal under Proposition 13, i.e., Calif. Const. Art 13A § 1 et.seq.) The undersigned Grantor declares under penalty of perjury that the following is true and correct:

THERE IS NO CONSIDERATION FOR THIS TRANSFER.

There is no Documentary transfer tax due. This is a Trust Transfer under § 762 of the Revenue and Taxation Code: Transfer to a revocable trust.

GRANTOR: STELLA HERNANDEZ hereby grants to **STELLA HERNANDEZ, trustee, or successor trustee(s) of the STELLA HERNANDEZ TRUST DATED OCTOBER 18, 1996**, (hereinafter referred to as "Assignee"), the following described real property in the County of San Bernardino, State of California

Lot 2 in Block 2 of INSURANCE LOAN AND LAND COMPANY SUBDIVISION, as per plat recorded in Book 16, page 37 of the Map Records of said County.
Assessor Parcel Number 0138-251-05

Dated this 18th day of October, 1996.
Grantor - Transferor

Stella Hernandez
STELLA HERNANDEZ aka ESTELLA HERNANDEZ

State of California)
)
County of San Bernardino)

On October 18th, 1996 before me, K. B. ALBRECTSON, the Notary Public, personally appeared STELLA HERNANDEZ personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument, and acknowledged to me that he/she executed the same in his/her authorized capacity, and that by his/her signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.

WITNESS my hand and official seal.

Signature K B Albrecht (Seal)

K.B. ALBRECTSON
Commission # 1054996
Notary Public — California
San Bernardino County
My Comm. Expires Jul 13, 1999

CITY OF SAN BERNARDINO

MISCELLANEOUS CASH RECEIPT No. 729944

Date: 10/13/03 Received From: Alfonso Hernandez

The Sum of Fifty and no/00

For:	ACCOUNT NO.	AMOUNT
Sewer Cap injection	132-431-480	$50.00
240 N. Mt. Vernon AB		
	Total	$50.00

By: [signature] Department: Public Serv.

DISTRIBUTION: White-Customer; Canary-Cashier; Pink-Department; Goldenrod-Dept. Numeric Control

CODE COMPLIANCE DEPARTMENT

201-B North "E" Street, Suite 201 • San Bernardino • CA 92401-0001
909.384.5205
Fax: 909.384.5247
www.ci.san-bernardino.ca.us

HEARING OFFICER ORDER

October 15, 2003

Alfonso Hernandez
845 Evergreen Ct.
Redlands, CA 92374-6313

Re: 240 N. Mt. Vernon Ave.
San Bernardino, CA
Parcel #0138-251-05
Complaint #C0200890
Officer: Jodi Mansfield

Pursuant to action of the Hearing Officer taken on **Thursday, September 25, 2003**, a nuisance was found to exist at **240 N. Mt. Vernon Avenue**. Attached hereto, is a copy of the Hearing Officer's Order, which states the findings of the Hearing Officer and any action necessary to abate the public nuisance(s).

If you disagree with the findings of the Hearing Officer, you may appeal your case before the Board of Building Commissioners. Your appeal must be filed with the City Clerk's Office within ten (10) days from the date on the Hearing Officer's order. The City Clerk's Office is located on the 2nd floor of San Bernardino City Hall, 300 North "D" Street, San Bernardino, CA 92418.

The appeal must be completed on the Notice of Appeal form, which can be obtained from the City Clerk's Office and should include the following:

(a) Property location, parcel number and complaint number;
(b) Specific grounds for appeal;
(c) The relief or action sought from the Board of Building Commissioner.

If you have any questions regarding this appeal process, please contact the City Clerk's Office at (909) 384-5102.

By: J Mansfield
Code Compliance Officer

JM:er

cc: City Clerk's Office
All Parties Via First Class and Certified Mail

Additional CCs for 240 N MT VERNON AVE

STELLA HERNANDEZ TRUST
ALFONSO HERNANDEZ, TRUSTEE
845 EVERGREEN CT
REDLANDS, CA 92374

HERNANDEZ, STELLA & ALFONSO TR
240 N. MT. VERNON AVE
SAN BERNARDINO, CA 92410

SELSA RODRIQUEZ
240 N. MT. VERNON AVE
SAN BERNARDINO, CA 92410

ESTELLA HERNANDEZ
1344 W. 2ND ST
SAN BERNARDINO, CA 92410

STELLA & ALFONSO HERNANDEZ TRUST
1495 BROOKSIDE AVE
REDLANDS, CA 92373

ORDER OF THE HEARING OFFICER
OF THE CITY OF SAN BERNARDINO
CODE COMPLIANCE DEPARTMENT

ORDER NO. H/O 03-177

WHEREAS, pursuant to the San Bernardino Municipal Code, Title 15, Chapter 15.24/28, the Supervising Building Official has posted a building(s) located at **240 N. Mt. Vernon Avenue**, San Bernardino, California, with a "Notice to Abate Nuisance" and has notified the person(s) having an interest in said property that the said building(s) or premises constitute a public nuisance;

WHEREAS, pursuant to San Bernardino Municipal Code, the Supervising Building Official has served a "Notice of Hearing Before the Hearing Officer of the City of San Bernardino", relating to abatement of said nuisance, to all person(s) having an interest in the above property, and has prepared a declaration of mailing of the notice, a copy of which is on file in these proceedings; and;

WHEREAS, a hearing was held to receive and consider all relevant evidence, objections or protests on **September 25, 2003**, and;

WHEREAS, Alfonso Hernandez, owner, appeared and spoke at the hearing;

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NOW THEREFORE, IT IS ORDERED BY THE HEARING OFFICER OF THE CITY OF SAN BERNARDINO AS FOLLOWS:

SECTION 1. Based upon the evidence submitted, it was found and determined that the building(s) and or premises located at **240 N. Mt. Vernon Avenue**, San Bernardino, California constituted a public nuisance.

SECTION 2. The property owner(s)/person(s) in control and/or in charge of the property are hereby directed to comply with the following requirements. To prevent unauthorized entry, the owner(s)/person(s) in control and/or in charge of the property shall maintain the structure to FHA board up standards at all times. Within ten (10) days from the date of this order, the owner(s)/person(s) in control and/or in charge of the property shall remove, and continue to maintain the property free of, weeds, dry brush and overgrown vegetation. Within ten (10) days from the date of this order the owner(s)/person(s) in control and/or in charge of the property shall remove, and continue to maintain the property free of, trash, debris, tires, litter and items causing an unsightly appearance or improperly stored items. Within ten (10) days from the date of this order, the owner(s)/person(s) in control and/or in charge of the property shall obtain permits from the Development Services Department for demolition of the structure. In accord with the agreement of the owner, the structure shall be demolished within (45) forty-five days from the date of the order. The property cannot be rented, leased, or occupied before it is demolished and, all required permits finalized and approved by the Development Services Department and Code Compliance Department. All work to correct violations noted in the Notice of Hearing must be completed, all required permits

finalized and approved by the Development Services Department and Code Compliance Department within forty-five (45) days from the date of this order. The property shall meet all applicable codes adopted by the City of San Bernardino.

SECTION 3. Upon the failure of the owner(s)/person(s) in control and/or in charge of the property of record to comply with the order of the Hearing Officer the Code Compliance Department shall obtain an Inspection/Abatement warrant to abate violations noted in the Notice of Hearing. If the owner fails to comply with the order of the Hearing Officer, within the time specified, the City may initiate action including demolition, removal of any unauthorized construction, and any other actions necessary to abate the nuisance.

SECTION 4. It was determined that the City was required to initiate abatement proceedings and incurred costs in the amount of $1,000.43. If demolition is completed and the permit is signed off as complete within forty-five (45) days from the date of this order, then no costs shall be assessed to the owner. If demolition is not completed or the permit is not signed off within forty-five (45) days from the date of this order, and due to the failure of the owner(s) of record to respond or comply within the time frame stated on the previous notice of violation issued, the owner(s) shall incur costs of $1,000.43 and any additional abatement costs as a lien upon record. If not paid within thirty (30) days, the Code Compliance Department is hereby authorized to collect unpaid amounts owed by entering a lien with the Auditor of the County of San Bernardino, State of California. The sum is to be entered as lien charges against said property as it appears on the current assessment rolls, to be collected as the same and in the same manner, subject to the same penalties and interest upon delinquencies, that

the general taxes for the City of San Bernardino are collected. The Code Compliance Department shall present for recording an appropriate notice of the imposition of the lien with the County Recorder.

SECTION 5. If a legal nonconforming structure or a legal nonconforming use is discontinued for a period of 12 or more consecutive calendar months, the structure or use shall lose its legal nonconforming status, and shall be removed or altered to conform to the provisions of the City's General Plan and Development Code pursuant to Sections 19.62.020 and 19.62.030. The City may deny building permits to repair or rehabilitate this structure if the structure and/or use are nonconforming to the City's current General Plan and Development Code.

SECTION 6. Upon receipt of an application from the person required to conform to the order and by agreement of such person to comply with the order if allowed additional time, the Supervising Building Official may grant an extension of time, not to exceed an additional 120 days, within which to complete said repair, rehabilitation or demolition, if the Supervising Building Official determines that such an extension of time will not create or perpetuate a situation imminently dangerous to life or property. The Supervising Building Official's authority to extend time is limited to the physical repair, rehabilitation or demolition of the premises and will not in any way affect or extend the time to appeal the notice and order.

SECTION 7. Any person aggrieved by this order may appeal to the Board of Building Commissioners by filing a written statement with the City Clerk. The statement must include the order number appealed, the specific grounds of your appeal, and the

relief or action sought. The written appeal must be received within ten (10) days from the date of this order dated October 15, 2003.

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HEARING OFFICER
ORDER NO. H/O 03-177

The foregoing order is hereby approved this 25th day of September 2003.

Hearing Officer

Approved as to form and legal content:

JAMES F. PENMAN, City Attorney

By: _____
Deputy City Attorney

Exhibit 5

"Historic Building Demolition Ordinance (Chapter 15.37) from the City of San Bernardino Municipal Code (February 28, 2005)

Any person, firm, or corporation desiring to demolish, dismantle, or tear down any house, building, or structure within the City or to move the same outside the City limits shall, before proceeding with such work, file an application with the Superintendent of the Department of Development Services for permit to do so. The Superintendent, if he feels that the granting of such permit is not contrary to public health, safety, and welfare, and if he determines that the applicant has fully complied with and satisfied each and every other applicable provision of local and state law, shall issue such permit; provided, however, that as a condition to the issuance of such permit, the applicant shall pay to the Superintendent a fee in a sum in accordance with the schedule set forth in Section 303 of the Uniform Building Code which shall be in addition to any other fee required by law, and shall deposit with him a surety bond in the amount of one thousand dollars to insure the faithful performance by the applicant of the following conditions under which such permit is granted, namely: that upon the moving, demolition, dismantling or tearing down of such house, building or other structure, the lot, parcel, or site shall be cleared of all debris, brick, rock, cement work, foundations, weeds, brush, dead or uncared for trees and vegetation and be filled and graded in accordance with the provisions of Chapter 15.04 in such a manner that storm waters and other waters will not accumulate thereon so that the premises are left in a clean and safe condition as determined by the Director of Development Services. Any permit issued under this section shall be further conditioned upon completion of the work of moving or demolition, dismantling, tearing down, filling, grading and cleaning of the site within a period of ninety days from the date of its issuance which period may be extended by the Chief Building Inspector upon good cause shown for such additional periods as may be reasonably required to carry out the purposes of the permit. The permit shall not be issued or approved unless and until the applicant has furnished satisfactory evidence to the Superintendent (1) that he has fully complied with the provisions of Section 119(a) of the Uniform Plumbing Code or other law pertaining to the plugging or capping of abandoned sewer outlets; (2) that he has obtained a permit for such plugging and capping in accordance with Section 1.8 of the Uniform Plumbing Code or other law; (3) that he has completed the plugging and capping thereof in an approved manner as evidenced by a final inspection; and (4) that he has cleaned and filled any abandoned cesspool and has filled and graded the property as required herein. (Ord. MC-1027, 9-8-98; Ord. 3628, 1977; Ord. 2784, 1966; Ord. 20114 §1, 1954.)

15.36.020 (Repealed by MC 460, 5-13-85)

Chapter 15.37
HISTORIC BUILDING DEMOLITION ORDINANCE

Sections:

15.37.010 Findings and purpose.

The Mayor and Common Council find and declare:

A. The City of San Bernardino General Plan, adopted on June 2, 1989, includes an Historical and Archaeological Resources Element which provides a basis for historic preservation in the City of San Bernardino.

B. An Historic Preservation Ordinance is required to be completed as part of the development of the Historic Preservation Program. This ordinance will include a section on demolitions.

C. Several buildings of historical value have already been demolished, including the Municipal Auditorium, Antlers Hotel, Carnegie Library and Atwood Adobe and many others which were an irreplaceable part of our heritage.

D. On December 18, 1989, the Urgency Historic Structure Demolition Ordinance (MC-694) was adopted. MC-694 provided for the establishment of the Historic Preservation Task Force and for the review of Demolition Permit applications for pre-1941 buildings and structures.

E. Prior to the adoption of MC-694, the City had no provision for the review of Demolition Permit Applications for potentially historic buildings or structures.

F. For clarification, it is necessary to amend the provisions for the review of Demolition Permit Applications for potentially historic buildings and structures.

G. By imposing the requirements of the amended Historic Building Demolition Ordinance, the City will have a provision which facilitates a more efficient and effective method of review for Demolition Permit Applications while the Historic Preservation Program is being completed.

(Ord. MC-850, 9-8-91; Ord. MC-694, 12-18-89)

15.37.020 Definitions.

For the purpose of carrying out the intent of this Chapter, the words, phrases and terms set forth herein shall be deemed to have the meaning ascribed to them in this Chapter.

Building - Any structure having a roof and walls built and maintained to shelter human activity or property.

Demolition - To destroy any building or structure so that it is no longer standing or functional.

Report - Historic Resource Evaluation Report, a report that evaluates the historical significance of a resource based upon established criteria.

Resource - A building or structure as defined in this Chapter.

Structure - (1) Any structure having a roof and walls built and maintained to shelter human activity or property; or,

(2) a work made up of independent and interrelated parts that performs a primary function unrelated to human shelter.

Survey - Historic Resources Reconnaissance survey (Volumes 1-5 and Attachments, April 30, 1991 and all subsequent revisions), a Citywide survey of buildings and structures constructed prior to December 31, 1941 which provides baseline information regarding the types and locations of resources, approximate construction dates, representative architectural styles, construction materials, and contextual historical themes.

Task Force - The Historic Preservation Task Force, a committee appointed by the Mayor and Common Council to oversee the Historic Preservation Program.

(Ord. MC-850, 9-8-91; Ord. MC-694, 12-18-89)

15.37.030 Historic Preservation Task Force.

The Historic Preservation Task Force (Task Force) was established by MC-694 and the Task Force members were appointed by the Mayor with the concurrence of the Common Council. Under the provisions of this Chapter, the Task Force shall continue to oversee the historic Preservation Program and Demolition Permit Applications in an advisory capacity and perform other duties as established by the Mayor and Common Council. This Task Force shall exist until the Mayor and Common Council determine that it is no longer needed. (Ord. MC-850, 9-8-91; Ord. MC-694, 12-18-89) *(City Attorney*

15.37.035 Demolition Prohibited.

No building or structure fifty (50) years old or older shall be demolished unless a valid Demolition Permit has been issued in accordance with this Chapter. (Ord. MC-850, 9-8-91; Ord. MC-694, 12-18-89)

15.37.040 Dangerous Buildings Exempted.

The demolition of any building or structure fifty (50) years old or older shall be exempt from the provisions of this Chapter if findings have been made by the Board of Building Commissioners or the Building Official pursuant to other provisions of the Municipal Code declaring that the building or structure is either a public nuisance or a dangerous building. In such instances, a Demolition Permit may be issued in accordance with all other City ordinances and requirements. (Ord. MC-850, 9-8-91; Ord. MC-694, 12-18-89)

15.37.045 Evaluation Thresholds and Review Requirements.

Buildings and structures fifty (50) years old or older proposed for demolition shall be evaluated to determine historical significance. The level of review required shall be determined in accordance with the following thresholds and requirements which are based upon the Historic Resources Reconnaissance Survey (Volumes 1-5 and attachments, April 30, 1991 and all subsequent revisions):

A. A Historic Resource Evaluation Report (Report) shall be required for any resource identified on a modified California Department of Parks and Recreation (DPR) 523 Form (Volume 3, Appendix B, Resource List and DPR Forms) or located within an area identified as being potentially eligible for Historic District designation and listed as a contributing resource (Volume 3, Appendix C, Historic Districts and Overlay Zones, Items 1. through 4.).

B. A Historic Resource Evaluation Report may be required for any resource listed on the Tabular List and located within the boundaries of an area identified in the Survey as being potentially eligible for Historic Overlay Zone designation (Volume 3, Appendix C, Historic Districts and Overlay Zones, Items 5 through 13.). Using the criteria established in Section 15.37.055 of this Chapter, the Director of Development Services shall evaluate demolition proposals for these resources to determine the requirement for a Report.

C. Demolition Permit Applications for buildings and structures which are listed only on the Tabular List or not included in the Survey shall not require a Report unless the Director of Development Services determines that a Report is required based upon new historical or

cultural information not contained in the Survey.

When required, Historic Resource Evaluation Reports shall be prepared in accordance with Section 15.37.050 of this Chapter.
(Ord. MC-1027, 9-8-98; Ord. MC-850, 9-8-91; Ord. MC-694, 12-18-89)

15.37.050 Historic Resource Evaluation Report.

A Historic Resource Evaluation Report required as a submittal for a Demolition Permit Application shall contain the following elements:

A. Purpose and Scope

B. Methods of Evaluation: Field and Archival

C. Location and Setting

D. Architectural Description of the Resource

E. Historical Background

F. Discussion of Eligibility for NR listing

G. Statement of Significance

H. Conclusions

I. Recommendations (may include proposed mitigation)

J. Archival Documentation (Appendices)

The Statement of Significance element (Item G. above) shall be made using the criteria listed in Section 15.37.055 of this Chapter and shall include a discussion of the related historical Contextual themes.

The archival documentation (Item J. above) of the resource shall include a completed DPR 523 Form and archival quality photo documentation. This information shall be included as an appendix to the Report.

Preparation and submittal of the Report shall be the responsibility of the applicant. All Reports shall be prepared by consultants who meet the professional qualification standards for the field of Historic Preservation as described in the Federal Register. (Ord. MC-850, 9-8-91; Ord. MC-694, 12-18-89)

15.37.055 Criteria for Determination of Historical Significance.

1. The building or structure has character, interest or value as a part of the heritage of the City of San Bernardino; or,

2. The location of the building or structure is the site of a significant historic event; or,

3. The building or structure is identified with a person(s) or group(s) who significantly contributed to the culture and development of the City of San Bernardino; or,

4. The building or structure exemplifies a particular architectural style or way of life important to the City; or,

5. The building or structure exemplifies the best remaining architectural type in a neighborhood; or,

6. The building or structure is identified as the work of a person whose work has influenced the heritage of the City, the State or the United States; or,

7. The building or structure reflects outstanding attention to architectural design, detail, materials or craftsmanship; or,

8. The building or structure is related to landmarks or historic districts and its preservation is essential to the integrity of the landmark or historic district; or,

9. The unique location or singular physical characteristics of the building or structure represent an established and familiar feature of a neighborhood; or,

10. The building, structure or site has the potential to yield historical or archaeological information.

(Ord. MC-850, 9-8-91; Ord. MC-694, 12-18-89)

15.37.060 Review Process.

1. Director Review - The Director of Development Services shall determine whether to issue a Demolition Permit for an Application which does not require a Report in accordance with Evaluation Thresholds B. and C. and the requirements specified in Section 15.37.045 of this Chapter.

2. Environmental Review Committee (ERC) Review - An Initial Study (pursuant to the California Environmental Quality Act) shall be prepared for a Demolition Permit Application when a Historical Resource Evaluation Report is required in accordance with Section 15.37.045, Subsections A. - C. of this Chapter. The Report may be included as an attachment to the Initial Study or referenced in the Initial Study.

   The Initial Study shall be reviewed by the ERC for an environmental determination within thirty (30) days of the project being deemed complete. Following the ERC review, the application and the environmental determination shall be reviewed by the Planning

Commission.

3. Task Force Review - The Task Force shall receive notification of Demolition Permit Applications for their review and make recommendations to the Planning Commission regarding the historic significance of resources and the approval or denial of applications.

4. Planning Commission Review - A Demolition Permit Application shall be scheduled for review by the Planning Commission within forty-five (45) days of the ERC's environmental determination. The Planning Commission shall review Demolition Permit Applications to determine the historical significance of the resource based upon the criteria set forth in Section 15.37.055 of this Chapter. The Planning Commission may also consider the National Register criteria for evaluation. Based upon the information provided, the Planning Commission shall take action on the environmental determination and approve or deny the issuance of the Demolition Permit. The Planning Commission's review must be completed within 30 days of the first public hearing before the Planning Commission or the Application shall be forwarded to the Mayor and Common Council.

   When a Demolition Permit Application is denied because of a determination of historical significance, the Planning Commission shall forward that recommendation to the Mayor and Common Council.

   If the Planning Commission approves the Demolition Permit Application, the Demolition Permit shall be issued in accordance with the Planning Commission action and following compliance with the provisions of this Chapter and all other City requirements.

5. Effective Date of Permit - Demolition Permits shall become effective 16 days following the final date of action (i.e., approval) by the Director or the Planning Commission unless an appeal has been filed pursuant to Section 15.37.070, which shall stay the issuance of the Demolition Permit until after the Appeal is decided.

(Ord. MC-1027, 9-8-98; Ord. MC-850, 9-8-91; Ord. MC-694, 12-18-89) *(City Attorney Opinion No. 93-8)*

15.37.070 Appeals.

Any person may appeal the decisions of the Director of Development Services pursuant to this Chapter to the Planning Commission. Decisions of the Planning Commission pursuant to this Chapter may be appealed to the Mayor and Common Council.

An appeal must be submitted in writing with the required appeal fee (if applicable) to the Development Services Department within fifteen (15) days following the final date of the action for which an appeal is made. The written appeal shall include the reason(s) why the Historic Resource Evaluation Report should or should not be required; or why the Demolition Permit Application should be granted, denied or exempt from the provisions of this

ordinance. (Ord. MC-1027, 9-8-98; Ord. MC-850, 9-8-91; Ord. MC-694, 12-18-89)

15.37.080 Severability.

If any section, subsection, sentence, clause or phrase or any portion of this ordinance is for any reason declared invalid or unconstitutional, such decision shall not affect the validity of the remaining portions of the Ordinance. The Mayor and Common Council hereby declare that it would have adopted this ordinance and each and every section, subsection, sentence, clause or portion thereof irrespective of the fact that any phrase, or any portion thereof, would be subsequently declared invalid or unconstitutional. (Ord. MC-850, 9-8-91; Ord. MC-694, 12-18-89)

15.37.085 Penalty.

Any person, firm or corporation, whether as principal, agent, employee, or otherwise, violating or causing the violation of any of the provisions of this Chapter is guilty of a misdemeanor, which upon conviction thereof is punishable in accordance with the provisions of Sections 1.12.010 and 1.12.020 of this Code in addition to any other civil or administrative remedies. (Ord. MC-850, 9-8-91; Ord. MC-694, 12-18-89)

15.37.090 Fees.

Upon submittal of a Demolition Permit Application to the Planning and Building Services Department, the applicant shall pay all applicable Planning Division fees as adopted by the Mayor and Common Council for an Initial Study and for the Planning Commission review. The applicant shall pay all required Building Inspection Division fees as adopted by the Mayor and Common Council prior to issuance of a Demolition Permit. (Ord. MC-850, 9-8-91; Ord. MC-694, 12-18-89)

Chapter 15.38
(Repealed by Ord. MC-880, 6-21-93)

Chapter 15.40
(Repealed by Ord. MC-880, 6-21-93)

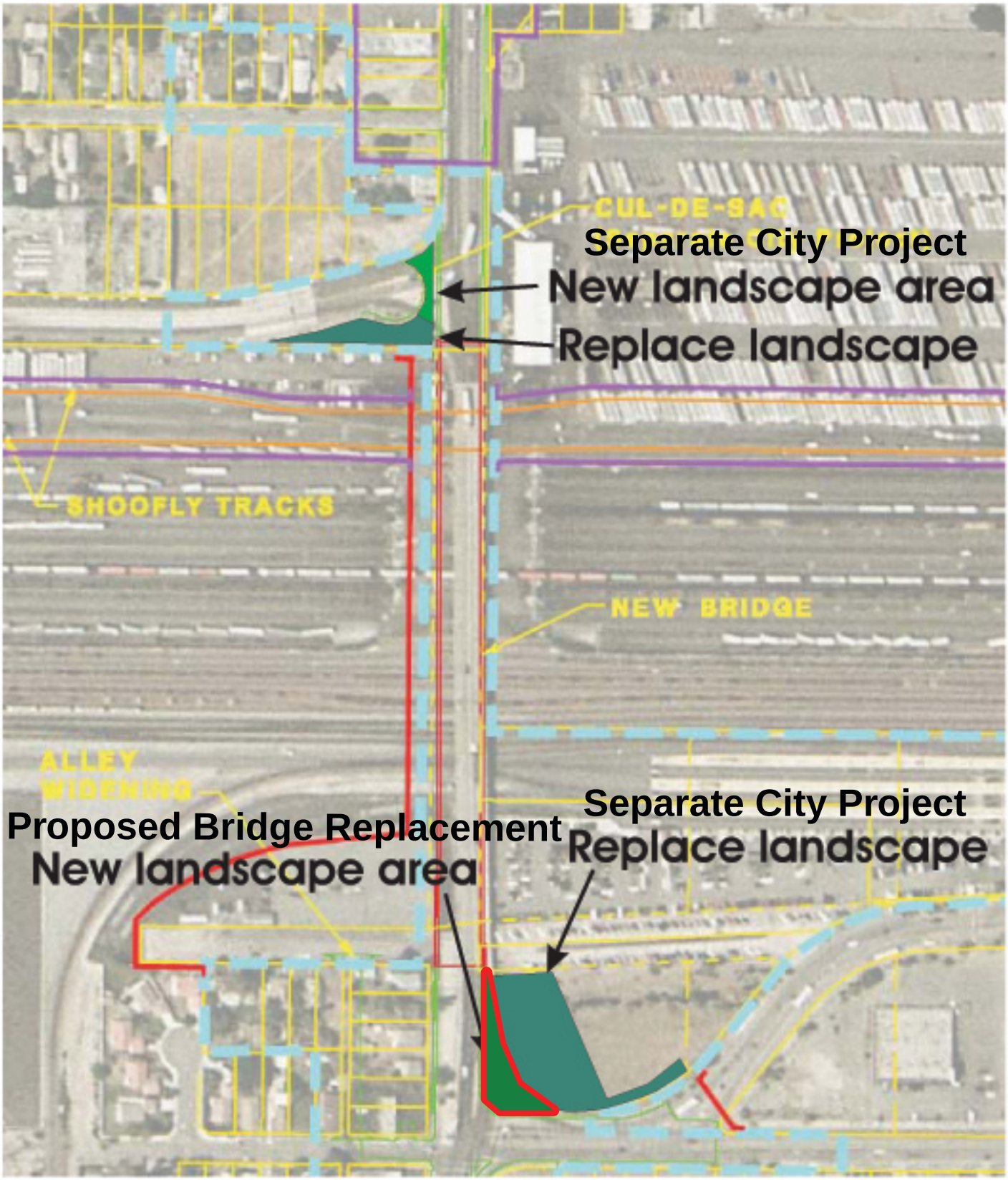
Chapter 15.44
(Repealed by Ord. MC-880, 6-21-93)

Chapter 15.48
SWIMMING POOLS

Sections:

ATTACHMENT 10

Landscape Areas to Be Replaced by the Proposed Project (bright green area to the southeast of the bridge) and Future City Projects (all other green areas)



CITY OF SAN BERNARDINO
MT VERNON AVE BRIDGE REPLACEMENT
APPROXIMATE LANDSCAPE AREAS
LANDSCAPE MAP NO. 1

MT. VERNON AVENUE BRIDGE ASSOCIATED LANDSCAPE FEATURES

Figure 1: View East Along Third Street Toward Viaduct Blvd (Depot on Left)

Figure 2: Grouping of Fan Palms Along Ditch, View Southeast

Figure 3: Concrete/Arroyo Stone Lined Ditch, View Southeast From Third St.

Figure 4: Ditch and Adjoining Rock Features, Looking East Toward Viaduct Blvd.

Figure 5: Bridge Staircase, Drinking Fountain, and Stone Retaining Wall