

AB 52 Consultation Summary Memorandum (New)

This appendix is new and was not included as part of the joint Draft EIR/EIS.

DATE: August 19, 2026

TO: Shraddha Navalli Patil, Ph.D.
Senior Planner, Physical & Environmental Planning
UC Berkeley Capital Strategies

FROM: Sarah Peelo, Ph.D.
President
Albion Environmental, Inc.

RE: Summary of AB 52 Consultation after DEIR/DEIS Publication for the Berkeley Space Center at
NASA Research Park Project, Santa Clara County, California

INTRODUCTION

Moffett Partners, LLC (Project Proponent), a joint venture of The Regents of the University of California (UC Regents) and SKSP NRP, LLC, is proposing a master-planned mixed-use academic and research project, referred to as the Berkeley Space Center at the National Aeronautics and Space Administration (NASA) Research Park (NRP) (proposed project/proposed action). The proposed project is subject to federal regulations, including NEPA (42 United States Code Section 4321 et seq.) and the National Historic Preservation Act (NHPA) of 1966 (54 United States Code, Section 300101 et seq.). The lead federal agency is the National Aeronautics and Space Administration (NASA). The proposed project is also subject to the California Environmental Quality Act (CEQA), and the UC Regents is the CEQA Lead Agency. NASA ARC and UC Berkeley (on behalf of the UC Regents) are conducting formal consultation with Native American representatives pursuant Section 106 of NHPA and California Assembly Bill 52 (AB 52), respectively, with assistance from Albion. NASA and UC Berkeley conducted joint consultation for the proposed project up to the publication of the joint Draft EIR/EIS (ICF International 2026a, 2026b); the administrative record for that joint consultation is documented in the Cultural Resource Inventory Report (Farquhar et al. 2026). Since the publication of the joint Draft EIR/EIS (April 24, 2026), NASA and UC Berkeley are conducting independent Section 106 and AB 52 Consultation, respectively.

This memo documents all AB 52 Consultation that occurred between UC Berkeley and Native American Tribes since publication of the joint Draft EIR/EIS (April 24, 2026) through August 14, 2026, which is shortly before the publication of the joint Final EIR/EIS. This memo includes updates to the confidential Native American Consultation log (Attachment 1); updates to the confidential appendices with consultation materials for each consulting tribe, and a discussion of the results of the AB 52 consultation process (Attachments 2 through 4); and a final version of the confidential Canine Forensic Survey (Attachment 5). UC Berkeley, on behalf of the UC Regents, anticipate that the AB 52 Consultation process will conclude in late August 2026. Prior to approval of the project, UC Berkeley will share the final AB 52 Consultation memo with the tribes.

Documentation regarding AB 52 Consultation efforts occurring after August 14, 2026, will be included in the administrative record.

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Documentation regarding NASA's Section 106 Consultation efforts occurring after the publication of the joint Draft EIR/EIS will be included in the administrative record.

FIRM BIOGRAPHY

Incorporated in 1997, Albion is a California Certified Micro/Small Business, and a certified Women Business Enterprise (WBE) through the Supplier Clearinghouse for the Utility Supplier Diversity Program of the California Public Utilities Commission (VON 22000095). Albion has grown over the past three decades from a core group of three senior scientists to a firm of 25+ professionals and support staff. We provide high-quality archaeological services, specializing in cultural resource inventories and assessments, impact analyses and mitigation planning, data recovery, construction monitoring, reporting, public interpretation, and compliance monitoring, along with Native American and Stakeholder consultation. Albion has experience in all phases of state and federal regulatory compliance including the California Environmental Quality Act (CEQA), the National Environmental Policy Act (NEPA), the Native American Graves Protection and Repatriation Act (NAGPRA), Section 106 and 110 of the National Historic Preservation Act (NHPA), and Assembly Bill 52 (AB 52). With offices in San Luis Obispo and Santa Cruz, we enjoy working closely with clients to provide high-quality and cost-effective strategies for cultural resource management and technical analyses. Albion has conducted environmental services throughout California including the following counties: Santa Clara, San Mateo, San Francisco, Contra Costa, Alameda, Monterey, San Benito, Santa Cruz, San Luis Obispo, Santa Barbara, Shasta, Kern, Kings, Inyo, and Tulare.

CONSULTATION

This memo documents all AB 52 Consultation that occurred between UC Berkeley and Native American Tribes since publication of the joint Draft EIR/EIS publication (April 24, 2026) through August 14, 2026, which is shortly before the publication of the joint Final EIR/EIS. The Native American Consultation Log captures all AB 52 tribal consultation efforts through August 14, 2026 (see confidential Attachment 1). As discussed in the Cultural Resource Inventory Report, three California Native American tribes, the Costanoan Rumsen-Carmel Tribe (CRCT), the Muwekma Ohlone Tribe of the San Francisco Bay Area (Muwekma), and the Tamien Nation (Tamien) responded to the request to consult (see confidential Attachments 2, 3, and 4).

CORRESPONDENCE

On May 6, 2026, UC Berkeley sent email correspondence to the CRCT regarding the publication of the joint Draft EIR/EIS, the 45-day public review period, and requesting the CRCT provide their availability to discuss the joint Draft EIR/EIS. On June 25, 2026, UC Berkeley sent email correspondence to the CRCT communicating that the public review period had officially closed and inquiring if the CRCT would like to schedule a meeting to discuss the joint Draft EIR/EIS. No email correspondence was received from the CRCT after the publication of the joint Draft EIR/EIS. On August 13, 2026, UC Berkeley emailed the CRCT and provided the final version of the cultural resources Mitigation Measures CUL-4 through CUL-7, along with a description of the Cultural Community Center that was incorporated into the design of the proposed project.

On May 6, 2026, UC Berkeley sent email correspondence to the Muwekma regarding the publication of the joint Draft EIR/EIS, the 45-day public review period, and requesting the Muwekma provide their availability to discuss the joint Draft EIR/EIS. On June 25, 2026, UC Berkeley sent email correspondence to the Muwekma communicating that the public review period had officially closed and ensuring if the Muwekma would like to schedule a meeting to discuss the joint Draft EIR/EIS. On June 29, 2026, the Muwekma sent email correspondence to UC Berkeley requesting a meeting to discuss the proposed mitigation measures. On July 6, 2026, Albion, on behalf of UC Berkeley, set up a virtual meeting with the Muwekma, scheduled for July 16, 2026 (see below). On August 13, 2026, UC Berkeley emailed the Muwekma and provided the final version of the cultural resources Mitigation Measures CUL-4 through CUL-7, along with a description of the Cultural Community Center that was incorporated into the design of the proposed project. On August 14, 2026, the Muwekma responded back to UC Berkeley confirming receipt of the final Mitigation Measures and noting that they did not have any additional comments.

On May 6, 2026, UC Berkeley sent email correspondence to the Tamien regarding the publication of the joint Draft EIR/EIS, the 45-day public review period, and requesting the Tamien provide their availability to discuss the joint Draft EIR/EIS. On May 7, 2026, Lillian Camarena, Secretary for the Tamien Nation, contacted UC Berkeley requesting an independent, AB 52 Consultation meeting with UC Berkeley. Between May 8, 2026, and May 14, 2026, UC Berkeley and the Tamien exchanged email communication as they worked to set a date and time for the requested meeting. On May 27, 2026, UC Berkeley sent an email thanking the Tamien for the meeting that was held on May 19, 2026 (see below). On June 26, 2026, UC Berkeley sent an email to the Tamien requesting a meeting to continue consultation. Between June 26, 2026, and August 10, 2026, UC Berkeley and the Tamien exchanged email communication aimed at scheduling a date and time for their next meeting, which was held on August 10, 2026. On June 30, 2026, the Tamien submitted their official comments on the joint Draft EIR/EIS. On August 13, 2026, UC Berkeley sent an email to the Tamien providing written responses to the Tamien's official comments on the joint Draft EIR/EIS. This email also documented UC Berkeley's request to schedule a final AB 52 Consultation meeting. On August 14, 2026, UC Berkeley sent an email to the Tamien to schedule a final AB 52 Consultation meeting.

CONSULTATION MEETINGS

Confidential meeting notes and results from consultation with the Costanoan Rumsen Carmel Tribe, Muwekma Ohlone Tribe of the San Francisco Bay Area, and the Tamien Nation were compiled by Albion and are represented in confidential Attachments 2–4. Here we summarize consultation meetings held after the publication of the joint Draft EIR/EIS.

On April 23, 2026, UC Berkeley held a consultation meeting with the Tamien Nation¹. This was the fourth consultation meeting with the Tamien, and this meeting was requested by the Tamien Nation. Project representatives present at the meeting included Trina Meiser (NASA), Shraddha Navilli Patil (UC Berkeley), James Sarmento and Sarah Peelo (Albion), Kirstina Covall (Project Proponent). The consultation meeting was held including a PowerPoint presentation that followed the agenda below:

¹ While this meeting technically occurred one day before the publication of the joint Draft EIR/EIS, time did not allow Albion to include documentation of this meeting in the Cultural Resource Technical Report.

- 1) Introductions
- 2) Summary of Consultation
- 3) Tribal Resource Investigation Results
- 4) Alternatives Analysis
- 5) NASA-Wide Programmatic Agreement
- 6) Proposed Cultural Resources Mitigation
- 7) Discussion, Questions, and Next Steps

The Tamien did not request any agenda topics for this consultation meeting. The draft slide deck was provided to the Tamien after the consultation meeting. Discussion items 1 and 5 of the agenda were presented by Trina Meiser of NASA ARC, item 2 was presented by James Sarmiento (Albion), item 4 was presented by Shraddha Navalli Patil (UC Berkeley), and items 3 and 6 were presented by Sarah Peelo (Albion).

On May 19, 2026, UC Berkeley held a consultation meeting with the Tamien Nation. This was the fifth consultation meeting with the Tamien, and this meeting was requested by the Tamien Nation. Project representatives present at the meeting included Shraddha Navilli Patil (UC Berkeley). Topics discussed during the meeting included Alternatives, Project Impacts, and Proposed Mitigation Measures, as requested by the Tamien; no slide deck was prepared for this meeting.

On July 16, 2026, UC Berkeley held a consultation meeting with the Muwekma Ohlone Tribe of the San Francisco Bay Area. This was the fourth consultation meeting with the Muwekma, and this meeting was requested by the Muwekma. Project representatives present at the meeting included Trina Meiser (NASA), Shraddha Navilli Patil (UC Berkeley), James Sarmiento and Sarah Peelo (Albion), Kirstina Covall and Tim Smith (Project Proponent). The consultation meeting was held including a PowerPoint presentation that followed the agenda below, as requested by the Muwekma:

- 1) Development of Cultural Resources Monitoring Plan
- 2) Tribal Monitoring
- 3) Cultural Sensitivity Training
- 4) Other Implementation Measures

On August 10, 2026, UC Berkeley held a consultation meeting with the Tamien Nation. This was the sixth consultation meeting with the Tamien, and this meeting was requested by the Tamien Nation. Project representatives present at the meeting included Shraddha Navilli Patil, Gina Daly, Chris Treadway, and Alison Krumbein (UC Berkeley), along with Quirina Geary, Lillian Camarena, and Curtis Vandermullen (Tamien Nation). During the meeting, UC Berkeley presented recent changes to the project design (i.e., Cultural Community Center), and the Tamien Nation provided comments on the proposed mitigation measures; no slide deck was prepared for this meeting.

RESULTS

TRIBAL RESOURCES

No new tribal resources were identified during AB 52 consultation after the publication of the joint Draft EIR/EIS.

RECOMMENDATIONS BY TRIBES

The tribes provided several additional recommendations for the project after the publication of the joint Draft EIR/EIS. For example, the Tamien requested that the Canine Forensic Study be revised to document the Tamien Nation's monitoring presence during the study. Those revisions have been made, and the revised Canine Forensic Study is included here as confidential Attachment 5. All recommendations provided by the tribes are detailed in confidential Attachments 2 – 4 and were considered by the lead agencies when developing the mitigation measures.

Attachment 1. Native American Consultation Log—**Confidential**

Attachment 2. Consultation with the Costanoan Rumsen Carmel Tribe—**Confidential**

Attachment 3. Consultation with the Muwekma Ohlone Tribe of the SF Bay Area—**Confidential**

Attachment 4. Consultation with the Tamien Nation—**Confidential**

Attachment 5. Updated Canine Forensic Study—**Confidential**

REFERENCES

Farquhar, F.P., D. Ross, J. Sarmento, S. D'Oro, B. Biasi, S. Peelo, and J. Rusch
2026 *Cultural Resource Inventory Report for the Berkeley Space Center at NASA Research Park Project, Santa Clara County, California*. On file at the Northwest Information Center, Rohnert Park, California.

ICF International

2026a *Draft Environmental Impact Report/Environmental Impact Statement (Volume 1)*. On file at the University of California, Berkeley and National Aeronautics and Space Administration, Berkeley, California.

2026b *Draft Environmental Impact Report/Environmental Impact Statement (Volume 2)*. On file at the University of California, Berkeley and National Aeronautics and Space Administration, Berkeley, California.

Attachment 1

Native American Consultation Log

CONFIDENTIAL

Attachment 2

Consultation with the
Costanoan Rumsen Carmel Tribe

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Attachment 3

Consultation with the
Muwekma Ohlone Tribe of the SF Bay Area

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Attachment 4

Consultation with the
Tamien Nation

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Attachment 5

Updated Canine Forensic Study

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