



A PDF text file of the project's approved environmental compliance package containing the letter of compliance completion, categorical exclusion form, environmental screening form, and any other associated environmental clearance forms, as applicable (e.g., Wilderness Minimum Requirement Analysis, Wild and Scenic River Section 7 Analysis). The signed originals of the package are on file in the Environmental Planning and Compliance Office at Yosemite National Park.

Letter of Compliance Completion

To: Joseph Llewellyn, Project Manager, Yosemite National Park

From: Cicely Muldoon, Superintendent, Yosemite National Park

Subject: NEPA and NHPA Clearance: 2021-097 El Portal Residential Garage Accessory Dwelling Unit (ADU) Conversion at 5567 Foresta Road (PEPC: 96416)

For complete compliance information see PEPC Project 96416.

The Superintendent and park interdisciplinary team have reviewed the proposed project and completed an impact analysis and documentation, and have determined the following:

- There will not be any effect on threatened, endangered, or rare species and/or their critical habitat.
- There will be no adverse effect to historic properties.
- There will not be serious or long-term undesirable environmental or visual effects.

The subject proposed project, therefore, is now cleared for all NEPA and NHPA compliance requirements as presented above. Project plans and specifications are approved and construction and/or project implementation can commence.

Required Mitigations - For the proposed project actions to be within compliance requirements during construction and/or project implementation, the following mitigations must be adhered to:

- Only actions explicitly described in this CE and attached in PEPC 94616 are approved for implementation. Any changes or modifications to the attached plans must undergo review and approval through the Yosemite National Park Environmental Planning and Compliance Branch.
- The plans will meet all pertinent building codes and be reviewed and approved by the Mariposa County Building Department.
- No ground disturbance is authorized.
- All food and refuse will be stored in accordance with park regulations. Any dumpsters will be approved ahead of installation by the Yosemite Bear Management Program (209-379-0322).

Superintendent: Cicely Muldoon
Cicely Muldoon, Superintendent

Date: April 28, 2021

*The signed original of this document is on file at the
Environmental Planning and Compliance Office in
Yosemite National Park.*

Decision: I find that the action fits within the categorical exclusion above. Therefore, I am categorically excluding the described project from further NEPA analysis. No extraordinary circumstances apply.

Superintendent: Cicely Muldoon **Date:** April 28, 2021
 Cicely Muldoon, Superintendent

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Extraordinary Circumstances:

If implemented, would the proposal...	Yes/No	Notes
A. Have significant impacts on public health or safety?	No	
B. Have significant impacts on such natural resources and unique geographic characteristics as historic or cultural resources; park, recreation, or refuge lands; wilderness areas; wild or scenic rivers; national natural landmarks; sole or principal drinking water aquifers; prime farmlands; wetlands (Executive Order 11990); floodplains (Executive Order 11988); national monuments; migratory birds; and other ecologically significant or critical areas?	No	
C. Have highly controversial environmental effects or involve unresolved conflicts concerning alternative uses of available resources (NEPA section 102(2)(E))?	No	
D. Have highly uncertain and potentially significant environmental effects or involve unique or unknown environmental risks?	No	
E. Establish a precedent for future action or represent a decision in principle about future actions with potentially significant environmental effects?	No	
G. Have significant impacts on properties listed or eligible for listing on the National Register of Historic Places, as determined by either the bureau or office?	No	
H. Have significant impacts on species listed or proposed to be listed on the List of Endangered or Threatened Species, or have significant impacts on designated Critical Habitat for these species?	No	
I. Violate a federal, state, local or tribal law or requirement imposed for the protection of the environment?	No	
J. Have a disproportionately high and adverse effect on low income or minority populations (EO 12898)?	No	
K. Limit access to and ceremonial use of Indian sacred sites on federal lands by Indian religious practitioners or adversely affect the physical integrity of such sacred sites (EO 13007)?	No	
L. Contribute to the introduction, continued existence, or spread of noxious weeds or non-native invasive species known to occur in the area or actions that may promote the introduction, growth, or expansion of the range of such species (Federal Noxious Weed Control Act and Executive Order 13112)?	No	



ENVIRONMENTAL SCREENING FORM (ESF)

Updated Sept 2015 per NPS NEPA Handbook

A. PROJECT INFORMATION

Project Title:	El Portal Residential Garage Accessory Dwelling Unit (ADU) Conversion at 5567 Foresta Road
PEPC:	96416
Project Type:	Reconstruction (REC)
Location:	County, State: Mariposa, California
Project Lead:	Joseph Llewellyn

B. PROJECT DESCRIPTION: See Categorical Exclusion form. (page 2)

C. RESOURCE IMPACTS TO CONSIDER:

Resource	Potential for Impact	Potential Issues & Impacts
Air Air Quality	None	
Biological Nonnative or Exotic Species	None	
Biological Species of Special Concern or Their Habitat	None	
Biological Vegetation	None	
Biological Wildlife and/or Wildlife Habitat including terrestrial and aquatic species <i>Behavior, Food Conditioning</i>	Potential	Issue: Workers need to ensure that all food and trash is stored properly to avoid food conditioning in wildlife. Impact: All food and refuse will be stored in accordance with park regulations. Any dumpsters will be approved ahead of time (work with Yosemite Bear Management Program 209-379-0322).
Cultural Archeological Resources <i>El Portal Archeological District</i>	Potential	Issue: The project is located within El Portal Archeological District, but is not within or close to any know archeological site. Impact: Ground disturbance is not authorized.
Cultural Cultural Landscapes	None	
Cultural Ethnographic Resources	None	
Cultural Museum Collections	None	
Cultural Prehistoric/historic structures	None	
Geological Geologic Features	None	
Geological Geologic Processes	None	

Lightscares Lightscares	None	
Other Human Health and Safety	None	
Other Operational	None	
Other Other	None	
Socioeconomic Land Use <i>Gateway community; Housing</i>	Potential	Issue: The project would result in increased housing capacity for the El Portal Community. Impact: The project would be beneficial to the Yosemite community by increasing available housing, which is presently in very high demand compared to availability.
Socioeconomic Minority and low-income populations, size, migration patterns, etc.	None	
Socioeconomic Socioeconomic	None	
Soundscapes Soundscapes	None	
Viewsheds Viewsheds	None	
Visitor Use and Experience Recreation Resources	None	
Visitor Use and Experience Visitor Use and Experience	None	
Water Floodplains	None	
Water Marine or Estuarine Resources	None	
Water Water Quality or Quantity	None	
Water Wetlands	None	
Water Wild and Scenic River	None	
Wilderness Wilderness	None	



ASSESSMENT OF ACTIONS HAVING AN EFFECT ON HISTORIC PROPERTIES

A. DESCRIPTION OF UNDERTAKING

1. **Park:** Yosemite National Park

2. **Project Description:** See Categorical Exclusion Form.

Area of potential effects (as defined in 36 CFR 800.16[d])

The APE is limited to the existing Garage Structure at 5567 Foresta rd., in El Portal. The privately owned garage building will be converted into an additional dwelling unit.

3. Has the area of potential effects been surveyed to identify historic properties?

	No
X	Yes
	Source or reference:

4. Potentially Affected Resource(s):

Archeological Resources Present: Yes

Property Name: El Portal Archeological District **LCS:**

Archeological Resources Notes: The project area is within the El Portal Archeological District, which is listed on the National Register of Historic Places. The area was archeologically surveyed in 2000 and 2011 with no archeological sites identified. No additional archeological work is recommended.

Historical Structures/Resources Present: No

Cultural Landscapes Present: No

Ethnographic Resources Present: No

Ethnographic Resources Notes: Work is limited to an existing building with no ground disturbance, so tribes were not contacted.

5. The proposed action will: (check as many as apply)

No	Destroy, remove, or alter features/elements from a historic structure
No	Replace historic features/elements in kind
No	Add non-historic features/elements to a historic structure
No	Alter or remove features/elements of a historic setting or environment (inc. terrain)
No	Add non-historic features/elements (inc. visual, audible, or atmospheric) to a historic setting or cultural landscape
No	Disturb, destroy, or make archeological resources inaccessible

No	Disturb, destroy, or make ethnographic resources inaccessible>
No	Potentially affect presently unidentified cultural resources
No	Begin or contribute to deterioration of historic features, terrain, setting, landscape elements, or archeological or ethnographic resources
No	Involve a real property transaction (exchange, sale, or lease of land or structures)
	Other (please specify):

6. Supporting Study Data:

(Attach if feasible; if action is in a plan, EA or EIS, give name and project or page number.)

B. REVIEWS BY CULTURAL RESOURCE SPECIALISTS

The park 106 coordinator requested review by the park's cultural resource specialist/advisors as indicated by check-off boxes or as follows:

[X] 106 Advisor

Name: Hope Schear

Date: 04/19/2021

Comments: Streamlined review complete, no HLA required. YOSE PA section 14a for permit and 15b for the undertaking. The structure in question is a modern structure.

Check if project does not involve ground disturbance []

Assessment of Effect: No Potential to Cause Effect No Historic Properties Affected No Adverse Effect Adverse Effect Streamlined Review

Recommendations for conditions or stipulations:

Doc Method: Park Specific or Other Programmatic Agreement

[X] Anthropologist

Name: Liz Williams

Date: 04/08/2021

Comments: Please review archeologist comments.

Check if project does not involve ground disturbance []

Assessment of Effect: No Potential to Cause Effect No Historic Properties Affected No Adverse Effect Adverse Effect Streamlined Review

Recommendations for conditions or stipulations:

Doc Method: Park Specific or Other Programmatic Agreement

[X] Archeologist

Name: Wesley Wills

Date: 07/08/2020

Comments: The project area is within the El Portal Archeological District, which is listed on the National Register of Historic Places. The area was archeologically surveyed in 2000 and 2011 with no archeological sites identified. No additional archeological work is recommended.

Check if project does not involve ground disturbance []

Assessment of Effect: No Potential to Cause Effect No Historic Properties Affected No

Adverse Effect ___ Adverse Effect ___ Streamlined Review

Recommendations for conditions or stipulations:

Doc Method: Park Specific or Other Programmatic Agreement

Historical Architect

Name: Donald Faxon

Date: 04/15/2021

Comments: Garage appears to have been already repurposed for occupant use; most exterior modernization is already in place. Building is largely invisible from street.

Check if project does not involve ground disturbance []

Assessment of Effect: ___ No Potential to Cause Effect ___ No Historic Properties Affected No

Adverse Effect ___ Adverse Effect ___ Streamlined Review

Recommendations for conditions or stipulations:

Doc Method: Park Specific or Other Programmatic Agreement

No Reviews From: Curator, Historian, Other Advisor, Historical Landscape Architect

C. PARK SECTION 106 COORDINATOR'S REVIEW AND RECOMMENDATIONS

1. Assessment of Effect:

	No Potential to Cause Effects
	No Historic Properties Affected
X	No Adverse Effect
	Adverse Effect

2. Documentation Method:

A. Standard 36 CFR Part 800 Consultation

Further consultation under 36 CFR Part 800 is needed.

B. Streamlined Review Under the 2008 Servicewide Programmatic Agreement (PA)

The above action meets all conditions for a streamlined review under section III of the 2008 Servicewide PA for Section 106 compliance.

Applicable Streamlined Review Criteria
(Specify 1-16 of the list of streamlined review criteria.)

C. Undertaking Related to Park Specific or Another Agreement

The proposed undertaking is covered for Section 106 purposes under another document such as a park, region or statewide agreement established in accord with 36 CFR 800.7 or 36 CFR 800.14.

D. Combined NEPA/NHPA Process

Process and documentation required for the preparation of an EA/FONSI or an EIS/ROD to comply with Section 106 is in accord with 36 CFR 800.8.c.

E. Memo to Project File

3. Consultation Information

SHPO Required: No
SHPO Sent: NA
SHPO Received: NA

THPO Required: NA
THPO Sent: NA
THPO Received: NA

SHPO/THPO Notes:

Advisory Council Participating: No
Advisory Council Notes:
Additional Consulting Parties: No

4. Stipulations and Conditions: Following are listed any stipulations or conditions necessary to ensure that the assessment of effect above is consistent with 36 CFR Part 800 criteria of effect or to avoid or reduce potential adverse effects.

5. Mitigations/Treatment Measures: Measures to prevent or minimize loss or impairment of historic/prehistoric properties: (Remember that setting, location, and use may be relevant.)

Required Mitigations - For the proposed project actions to be within compliance requirements during construction and/or project implementation, the following mitigations must be adhered to:

- No ground disturbance is authorized.

6. Assessment of Effect Notes: 2020 YOSE PA (section 14.a and also 15.b.)

D. RECOMMENDED BY PARK SECTION 106 COORDINATOR:

NHPA Specialist _____ Hope Schear **Date:** _____ April 26, 2021
Hope Schear

E. SUPERINTENDENT'S APPROVAL

The proposed work conforms to the NPS *Management Policies* and *Cultural Resource Management Guideline*, and I have reviewed and approve the recommendations, stipulations, or conditions noted in Section C of this form.

Superintendent: _____ Cicely Muldoon **Date:** _____ April 28, 2021
Cicely Muldoon, Superintendent

The signed original of this document is on file at the Environmental Planning and Compliance Office in Yosemite National Park.



Other Compliance/Consultations Form

Park Name: Yosemite National Park
PEPC Project Number: 96416
Project Title: El Portal Residential Garage Accessory Dwelling Unit (ADU) Conversion at 5567 Foresta Road
Project Type: Reconstruction
Project Location: County, State: Mariposa, CA
Project Leader: Joseph Llewellyn

ESA

Any Federal Species in the project Area? No If species in area: No Effect Was Biological Assessment prepared? No If Biological Assessment prepared, concurred? Formal Consultation required? No Formal Consultation Notes: N/A Formal Consultation Concluded: Any State listed Species in the Project Area? No Consultation Information: N/A General Notes: N/A			
Data Entered By:	Ninette Daniele	Date:	Mar 31, 2021

ESA Mitigations :

No ESA mitigations are associated with this project.

Floodplains/Wetlands/§404 Permits

Question	Yes	No	Details
A.1. Is project in 100- or 500-year floodplain or flash flood hazard area?		No	Not in floodplain or flash flood hazard area.
A.2. Is Project in wetlands as defined by NPS/DOI?		No	Not in wetland as defined by NPS/DOI.
B. COE Section 404 permit needed?		No	No placement of fill in waters of the United States.
C. State 401 certification?		No	
D. State Section 401 Permit?		No	Issue Date: Expiration Date:
E. Tribal Water Quality Permit?		No	
F. CZM Consistency determination needed?			N/A
G. Erosion & Sediment Control Plan Required?		No	
H. Any other permits required?		No	Permit Information:
Other Information:			
Data Entered By:	Ninette Daniele		Date: Mar 31, 2021

FloodPlains & Wetlands Mitigations:

No FloodPlains & Wetlands mitigations are associated with this project.

Wilderness

Question	Yes	No	
A. Does this project occur in or adjacent to Designated, Recommended, Proposed, Study, Eligible, or Potential Wilderness?		No	
B. Is the only place to conduct this project in wilderness?		No	
C. Is the project necessary for the administration of the area as wilderness?		No	
D. Would the project or any of its alternatives adversely affect (directly or indirectly) Designated, Recommended, Proposed, Study, Eligible, or Potential Wilderness? (If Yes, Minimum Requirements Analysis required)		No	
E. Does the project or any of its alternatives involve the use of any of the Wilderness Act Section 4(c) prohibited uses: commercial enterprise, permanent road, temporary road, motor vehicles, motorized equipment, motorboats, landing of aircraft, mechanical transport, structure, or installation? (If Yes, Minimum Requirements Analysis required)		No	
If the answer to D or E above is "Yes" then a Minimum Requirements Analysis is required. Describe the status of this analysis in the column to the right.			Initiation Date: Completed Date: Approved Date:
Other Information:			
Data Entered By: Ninette Daniele	Date:	Apr 19, 2021	

Other Permits/Laws *Questions A & B are no longer used.*

Question	Yes	No
C. Wild and scenic river concerns exist?		No
D. National Trails concerns exist?		No
E. Air Quality consult with State needed?		No
F. Consistent with Architectural Barriers, Rehabilitation, and Americans with Disabilities Acts or not Applicable? (If N/A check Yes)	Yes	
G. Other:		No

Other Information: N/A

Data Entered By: Ninette Daniele	Date:	Mar 31, 2021
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