



Amah Mutsun Tribal Band of Costanoan/Ohlone Indians
Historically known as "San Juan Bautista Band and San Juan Band" Indians of California
PO Box 5272 | Galt, CA 95622

**Amah Mutsun Tribal Band
Resolution No. 03-2016**

**(Opposing the Sargent Quarry Project on
Unique Ancestral Tribal Lands at Juristac)**

WHEREAS, the Amah Mutsun Tribal Band of Costanoan/Ohlone Indians ("Amah Mutsun" or "Tribe") are the indigenous peoples of what are now called the southern San Francisco and northern Monterey Bay areas;

WHEREAS, the Tribe is comprised of the documented descendants of the Awaswas, Calendaruc, Humontwas peoples and others who were held against their will at the Santa Cruz and San Juan Bautista Missions during the Spanish occupation of traditional Amah Mutsun Tribal lands;

WHEREAS, the Amah Mutsun have survived slavery, disease and other genocidal practices of European governments that invaded their lands, as expressed in Catholic mission teachings, judicial decisions, and official government policies;

WHEREAS, the traditional territory of the Amah Mutsun encompasses the modern Counties of San Benito, Monterey, Santa Cruz, Santa Clara, and San Mateo, lands known to the Tribe as *Popeloutchom*;

WHEREAS, these lands are home to the environmental, natural and cultural resources that have sustained the Amah Mutsun since time immemorial, and continuing to care for and protect these resources is central to the Amah Mutsun cultural identity;

WHEREAS, the Tribe has created a non-profit land stewardship and conservation organization, the Amah Mutsun Land Trust ("AMLT" or "Land Trust") to further protect and steward its traditional Tribal territory and promote healthy terrestrial and aquatic ecosystems for its future generations;

WHEREAS, the Sargent Quarry Project would allow extractive sand and gravel mining and the construction and operation of aggregate processing facilities on approximately 320 acres of Juristac (what is now called Sargent Ranch), which falls within the Tribe's traditional territory and includes historical Tribal village, religious, sacred, and ceremonial sites;

WHEREAS, the lands proposed for mining are of unique cultural, religious, historical, traditional and archaeological significance to the Tribe;

WHEREAS, the pit mining proposed by the Sargent Quarry Project will irreparably harm the religious, cultural, spiritual and traditional integrity of Juristac for the Amah Mutsun, and will cause significant adverse environmental impacts on the water, wildlife, plants and other natural and cultural resources of the area;

WHEREAS, the extent of irreparable damage to natural, cultural and water resources and all living things in the region through contamination is unknown and will continue well past the proposed 30-year life span of the Project, harming the environment and its resources for generations to come;

WHEREAS, the approval of the Project would irreparably harm Amah Mutsun lands and cultural resources, including sacred and ceremonial sites forever;

NOW THEREFORE BE IT RESOLVED, that the Amah Mutsun urgently calls on Santa Clara County's Planning and Development Department ("Planning Department") to promptly engage in formal government-to-government Tribal consultation with the Tribe regarding the impacts of the proposed Project on the Tribe's cultural, ceremonial, religious and spiritual practices, and to its traditional ancestral Tribal lands and environment;

BE IT FURTHER RESOLVED, that the Amah Mutsun urgently calls on the County's Planning Department to require the Sargent Quarry Project Applicant to promptly engage in formal Tribal consultation with the Tribe regarding the impacts of the proposed Project to the Tribe's cultural, ceremonial, religious and spiritual practices, and to its traditional ancestral Tribal lands and environment;

BE IT FURTHER RESOLVED, that the Amah Mutsun urgently calls upon the County's Planning Department to promptly coordinate any cultural resources study with the Tribe to protect the Tribe's cultural, ceremonial, religious and spiritual practices;

BE IT FURTHER RESOLVED, that the Amah Mutsun urgently calls upon the County's Planning Department to require that a Tribal Cultural Monitor be present during any cultural resource surveys and to ensure that the Cultural Monitor is knowledgeable about Amah Mutsun customs, traditions, religion, and burial practices on Amah Mutsun ancestral Tribal lands;

BE IT FURTHER RESOLVED, that the Amah Mutsun urgently calls upon the County's Planning Department to promptly coordinate with the California Native American Heritage Commission ("NAHC") regarding the Project and any cultural resources study to protect the Tribe's cultural, ceremonial, religious and spiritual practices;

BE IT FURTHER RESOLVED, that the Amah Mutsun urgently calls upon the County's Planning Department to require the Sargent Quarry Project Applicant to assist the County in the coordination of any cultural resources study with the Tribe, and to ensure that access is provided by the Project Applicant to a Tribal Cultural Monitor during any cultural resource surveys;

BE IT FURTHER RESOLVED, that the Amah Mutsun believes that, if disturbed, there will be no way to rehabilitate this culturally significant landscape;

BE IT FURTHER RESOLVED, that the Amah Mutsun urgently calls on the County's Planning Department to recommend that the County Board of Supervisors designate Juristac as a Native American Traditional Cultural Landscape; and,

BE IT FINALLY RESOLVED, that the Amah Mutsun opposes the Sargent Quarry Project, as it will irreparably harm traditional Tribal lands and environmental, cultural, and water resources, and urgently calls upon the County's Planning Department to protect and preserve the unique lands and environmental, cultural and water resources within Juristac (the historic Sargent Ranch) for future generations.

CERTIFICATION

The foregoing resolution was adopted by a vote of 10 for and 0 against and 0 abstentions, at a duly noticed meeting of the Tribal Council, at which a quorum was present.

EXECUTED THIS 1st DAY OF October, 2016.


Valentin Lopez, Chair

ATTEST:


Lisa Carrier, Secretary