



IN REPLY REFER TO:

United States Department of the Interior

BUREAU OF INDIAN AFFAIRS
Pacific Regional Office
2800 Cottage Way
Sacramento, California 95825

JAN 16 2009

To: Distribution List

This office has received an application from the Enterprise Rancheria of Maidu Indians of California to conduct off-reservation gaming activities on property four miles southeast of the community of Olivehurst, in Yuba County, under the Indian Gaming Regulatory Act (IGRA), 25 U.S.C. §§ 2701-2721. Implementing regulations for the IGRA can be found at 25 CFR Part 292 (www.gpoaccess.gov/cfr). The IGRA requires consultation by the Bureau of Indian Affairs on the proposed acquisition with appropriate State and local officials, including officials of other nearby Indian tribes.

We are providing the following information regarding this application:

1. The project site is located approximately four miles southeast of the community of Olivehurst, near the intersection of Forty Mile Road and State Route 65, in Yuba County, California. This request is being processed as an off-reservation acquisition, with the subject property located approximately 45 miles from the Enterprise Rancheria boundaries. The Yuba site consists of one parcel, totaling approximately 40.00 acres. The parcel is commonly referred to as Assessor's Parcel Number 014-280-095.
2. The proposed gaming project consists of the development of a casino, hotel, and parking structure. The casino and hotel resort would include a main gaming hall, food and beverage services, retail space, banquet/meeting space, administrative space, pool, and spa. Several food and beverage facilities are planned, including a buffet, casino, bars, and two restaurants. The resort would include an eight-story hotel with 170 rooms, a pool area, an exercise room, and an arcade. Approximately 2,750 parking spaces would be provided for the casino/hotel resort, with 600 of those spaces within a multi-level parking structure.
3. The two-story proposed gaming facility would encompass an area of 207,760 square feet, would include a casino floor, food and beverage area (including a buffet, gourmet restaurant, and bar), meeting space, guest support services, offices, and a security area. The project will encompass an eight-story hotel with 107,125 square feet and it would contain 170 rooms (152 standard and 18 suites), with a lobby area, retail space, exercise room, laundry, pool area and arcade.

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Prior to taking off-reservation fee land into trust for gaming, the Secretary must complete a two-part determination required in Section 20 of the IGRA. This determination must address the following questions:

Part 1. Would a gaming establishment on newly acquired land be in the best interest of the Enterprise Rancheria and its members?

Part 2. Would a gaming establishment on the newly acquired land not be detrimental to the surrounding community?

In order to analyze the second part of Section 20, we are requesting your input whether the gaming establishment on newly acquired land would not be detrimental to the surrounding community. Please indicate your position on this matter by providing this Office with your findings and supporting data on items including, but not limited to, the following:

1. Information regarding environmental impacts on the surrounding community and plans for mitigating adverse impacts;
2. Anticipated impacts on the social structure, infrastructure, services, housing, community character, and land use patterns of the surrounding community;
3. Anticipated impact on the economic development, income, and employment of the surrounding community;
4. Anticipated costs of impacts to the surrounding community and identification of sources of revenue to mitigate them;
5. Anticipated costs, if any, to the surrounding community of treatment programs for compulsive gambling attributable to the proposed gaming establishment; and
6. Any other information that may assist the Secretary in determining whether gaming is or is not detrimental to the surrounding community.

This information will be used by this Office to develop proposed findings of fact. You should not feel prevented from commenting on the above items even if you lack extensive information or documented proof. The Secretary of the Department of the Interior will make a two-part determination based on these findings of fact. The Governor of California will be contacted for concurrence if a favorable determination is made by the Secretary.

Your response to this letter is requested to be addressed to this office and received within 60 days from the date of this letter.

Sincerely,



Regional Director

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