

Historic Resources: Local Agency Training
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Corvallis

Chris Bell
ODOT Region 2 Historian
503.986.6926
Christopher.s.bell@odot.state.or.us

U.A.F.P.W.W.W.C.R.T.

(Useful Acronyms for People Who Work With Cultural Resource Types – Historic Version)
Limited to two pages to keep the brain from frying – please contact me with Questions

DOE: **Determination of Eligibility:** Within the process of fulfilling Section 106 (see below), for properties which 1) are eligible for the National Register for Historic Places (those listed already do not need a DOE) and 2) may potentially be effected by a project, the DOE will flesh out that eligibility more concretely and be submitted to the SHPO (see below).

Federal Nexus When there are Federal funds, permits, approvals, or activities involving Federal lands or facilities, you have a “Federal Nexus.” This nexus triggers NEPA/NHPA (see below) and if it involves Federal Highway dollars, then Section 4(f) is also triggered. Always best to find this out *early*, to initiate proper clearance to release Federal funds, and *often*, as funding can change, so triggers otherwise dormant can become problematic if introduced late in project development. US Army of Engineers Section 404 Clean Water permit, for example, is a nexus that is often overlooked.

FOE: **Finding of Effect:** Similar to the previous DOE, this aspect of Section 106 (also termed “Level of Effect”) determines for those resources eligible (either by a DOE, or are already listed and therefore do not need a DOE), if the effects will have an “adverse effect,” have “no adverse effects” or have “no effect” depending on the action. This document, coupled with the DOE, is the basis upon which SHPO will comment on our action.

4(f): **Section 4(f):** Included in the Department of Transportation Act of 1966, which set a requirement for consideration of park and recreational lands, wildlife and waterfowl refuges, and historic sites in transportation project development.

- 4(f) cont... Has giant teeth. Section 4(f) resources are afforded protection by requiring project alternatives that will avoid an adverse effect on the resource, and if they are prudent and feasible, then they will be selected.
- MOA:** **Memorandum of Agreement:** Prepared as part of the Section 106 process wherein there is a need to resolve adverse effects, and the MOA includes those measures that will be taken to resolve them (i.e. context statements, HABS/HAER documentation, interpretive exhibits, etc.). Unlike 4(f), Section 106 provides an inclusive process, however it does not require avoidance.
- NEPA:** **National Environmental Policy Act:** Passage of this act in 1969 (signed in 1970) developed a procedural framework for integrating environmental considerations into Federal agency decision-making. Triggered, also, but a Federal Nexus. Similar to NHPA, and the two processes can be integrated to avoid duplication.
- NHPA:** **National Historic Preservation Act:** Passage of this act in 1966 has led to the protection of our nation's nationally, regionally, and locally relevant historic resources. NHPA begat Section 106, which is the statute that provides the process for identifying and evaluating, and if need be, mitigating project effects for Federalized projects.
- PA:** **Programmatic Agreement:** Often in the form of a memo, which summarizes the project, and the impacts, and resources. Only used when certain conditions apply, most typically when there is an absence of historic resources subject to project effects.
- Section 106:** A vital section within NHPA which includes the process for cultural resources management. Largely responsible for developing the field of Cultural Resource Management (CRM).
- SHPO:** **State Historic Preservation Office (or Officer, who is a gentleman, Roger Roper by name):** Charged with overseeing the entire state's historic resources, they provide the review and guidance for evaluating historic resources. Maintain records of historic resources recorded through a state-wide database that will be on-line soon, will aid in project scoping.