

## **Appendix H. Cultural Resources Consultation and Tribal Coordination**



## Appendix H. Cultural Resources Consultation and Tribal Coordination

**Appendix H** documents the agency coordination conducted with the Department of Cultural Affairs, Nevada State Historic Preservation Office (SHPO) and Native American tribes and bands, as required by Section 106 of the *National Historic Preservation Act of 1966*, during the preparation of the EA for the construction and operation of a Southern Nevada Regional Heliport.

### H.1 Nevada State Historic Preservation Office Correspondence

**Attachment H-1** is a copy of the letter sent to the Department of Cultural Affairs, Nevada State Historic Preservation Office requesting them to concur with an earlier FAA determination of a not likely to adversely affect historic, archaeological, architectural, and cultural resources. **Attachment H-2** is a copy of SHPO's initial response indicating that they did not concur with FAA's determination at that time. In response to SHPO's concerns, the FAA has completed consultation with Native American Tribes and Bands (see Section H.1.1) and has provided the requested information regarding overflights to SHPO. The FAA has again made the determination of a not likely to adversely affect historic, archaeological, architectural, and cultural resources based upon subsequent consultations with the Native American Tribes and Bands, additional noise analyses presented in Section 4.7.2.3, and upon additional information presented in the cultural report entitled *a Cultural Resource Inventory of Two Alternative Southern Nevada Regional Heliport Utility Corridors, Clark County, Nevada*, that was prepared for the Proposed Heliport site and sent to the SHPO. The FAA has determined the proposed undertaking will not adversely affect any properties listed or eligible for listing on the National Register of Historic Places. The FAA is continuing consultation with the Nevada SHPO on this proposed undertaking pursuant to Section 106 of the *National Historic Preservation Act of 1966*. Results of this consultation effort will be included in the Final EA.

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**U.S Department  
of Transportation  
Federal Aviation Administration**

**San Francisco Airports District Office  
831 Mitten Road, Room 210  
Burlingame, California 94010**

March 18, 2005

Mr. Ronald M. James  
State Historic Preservation Officer  
Office of Historic Preservation  
100 North Stewart Street  
Carson City, NV 89701-4285

**Section 106 Consultation for the Proposed Southern Nevada Regional Heliport  
Development in, Clark County, Nevada**

Dear Mr. James;

The Federal Aviation Administration (FAA) is the lead federal agency responsible for an environmental determination in accordance with the National Environmental Policy Act (NEPA) for proposed Southern Nevada Regional Heliport (SNRH) development in Clark County, Nevada. The FAA has federal oversight for the implementation of the proposed improvements. All existing and proposed development must be depicted on an approved Airport Layout Plan (ALP).

Pursuant to implementation of Section 106 of the National Historic Preservation Act of 1966, as amended August 2004, the FAA in accordance with 36 CFR 800, has determined that the federal undertaking is for an ALP approval and federal funding for the proposed SNRH. Enclosure (1) investigates six potential locations to develop the proposed SNRH.

The conclusion of enclosure (1) was that there were a lack of cultural resources found during the archaeological reconnaissance and any of the six locations would be suitable for development as a SNRH. The FAA requests your concurrence of a not likely to adversely effect determination.

CONCURRENCES
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DATE 3/18/05
ROUTING SYMBOL 600
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**Section 106 Consultation for the Proposed Southern Nevada Regional Heliport Development in, Clark County, Nevada**

If you have any further questions or comments regarding this project, please contact Mr. Barry Franklin at (650) 876-2778 ext. 614.

Kindest Regards,

**ORIGINAL SIGNED BY  
ANDREW M. RICHARDS**

Andrew M. Richards  
Manager, Airports District Office

Enclosures: (1) Draft Archaeological Investigation of Six Locations for the Southern Nevada Regional Heliport Project, Las Vegas, Nevada

cc: Clark County Department of Aviation, Jeffrey M. Jacquart (w/o enclosure)  
Ricondo & Associates, John C. Williams (w/o enclosure)

File: McCarran, Clark County, NV  
WP: Z:\ClarkCounty\_Heliport\_Shp.doc  
SFO-614:B.Franklin:BF: (650) 876-2795: 3/18/2005

CONCURRENCES
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STATE OF NEVADA  
DEPARTMENT OF CULTURAL AFFAIRS

Nevada State Historic Preservation Office

100 N. Stewart Street

Carson City, Nevada 89701

(775) 684-3448 • Fax (775) 684-3442

www.nvshpo.org

KENNY C. GUINN  
Governor

SCOTT K. SISCO  
Interim Director

RONALD M. JAMES  
State Historic Preservation Officer

April 22, 2005

Andrew M. Richards  
Manager, Airports District Office  
Federal Aviation Administration  
San Francisco Airport District Office  
831 Mitten Road Room 210  
Burlingame CA 94010

Post-it® Fax Note	7871	Date	5/22	# of pages	4
To	D. Kessler	From	R. Palmer		
Co./Dept.	FAA	Co.	NV SHPO		
Phone #	3	Phone #	775-684-3443		
Fax #		Fax #	775-684-3442		

RE: Southern Nevada Regional Heliport Development, Clark County.

Dear Mr. Richards:

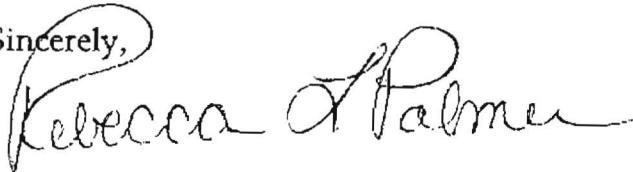
The Nevada State Historic Preservation Office (SHPO) reviewed the proposed undertaking. The SHPO concurs with the Federal Aviation Administration's determination that the cultural resources inventory submitted for our review is adequate to identify archaeological and architectural resources that could be affected by the undertaking. The SHPO does not recommend any additional archaeological inventories of the project areas.

The SHPO cannot concur with the Federal Aviation Administration's determination that the proposed undertaking will not pose an effect to historic properties as the federal agency has not included any discussion of their consultation with affected Native American representatives to identify properties of religious or cultural significance that could be affected by the undertaking.

In addition, in our letter of August 30, 2004 to Ms. Teresa Arnold, this office stated that four of the proposed alternatives (Jean Airport, South of Sloan, GoKart/Sloan, and Henderson Executive Airport) could result in a flight path over the Sloan Canyon NCA. This newly-created conservation area contains numerous significant and National Register-listed historic properties that could be adversely affected by helicopter flight traffic. All future analysis of cultural resources should take these possible noise impacts into consideration. What audible impact will the placement of this heliport have on these National Register properties?

Mr. Andrew M. Richards  
April 22, 2005  
Page 2 of 2

If you have any questions concerning this correspondence, please contact me by phone at (775) 684-3443 or by E-mail at [rlpalmer@clan.lib.nv.us](mailto:rlpalmer@clan.lib.nv.us).

Sincerely,  


Rebecca Lynn Palmer  
Historic Preservation Specialist



### H.1.1 Native American Tribes and Bands Contacted

The following 15 Native American Tribes and Bands were consulted during preparation of the Draft Environmental Assessment. **Attachment H-3** is a sample letter sent to the Tribes and Bands.

Charles Wood, Chair  
Chemehuevi Indian Tribe  
PO Box 1976  
Havasu Lake, CA 92363

Nora McDowell, Chair  
Fort Mojave Indian Tribe  
500 Merriman Ave.  
Needles, CA 92363

Charles Vaughn, Chair  
Hualapai Tribal Council  
PO Box 179  
Peach Springs, AZ 86434

Gary Tom, Chair  
Kaibab Paiute Tribe  
HC 65, Box 2  
Fredonia, AZ 86022

Alfreda Mitre, Chair  
Las Vegas Paiute Tribe  
One Paiute Drive  
Las Vegas, NV 89106

Darren Daboda, Chair  
Moapa Band of Paiutes  
PO Box 607  
Moapa, NV 89025

Richard Arnold, Chair  
Pahrump Paiute Tribe  
PO Box 3411  
Pahrump, NV 89041

Lora Tom, Chair  
Paiute Indian Tribe of Utah  
440 N. Paiute Drive  
Cedar City, UT 84720-2613

Jeanine Borchardt, Chair  
Indian Peaks Band  
Paiute Indian Tribes of Utah  
440 North Paiute Drive  
Cedar City, UT 84720

Phil Pikyavit, Chair  
Kanosh Band  
Paiute Indian Tribes of Utah  
PO Box 101  
Kanosh, UT 84637

Cindy Charles, Chair  
Koosharem Band  
Paiute Indian Tribes of Utah  
440 North Paiute Drive  
Cedar City, UT 84720

Glenn Rogers, Chair  
Shivwits Band  
Paiute Indian Tribes of Utah  
370 North 400 West, #2  
St. George, UT 84770

Dean Mike, Chair  
Twenty-Nine Palms Band of Mission Indians  
46-200 Harrison Place  
Coachella, CA92236

Daniel Eddy, Jr., Chair  
Colorado River Indian Tribes  
Rt 1, Box 23-B  
Parker, AZ 85344

Alex Shepherd, Chair  
Cedar Band  
Paiute Indian Tribe of Utah  
5267 West 3700 South  
Cedar City, UT 84720

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U.S Department  
of Transportation  
**Federal Aviation  
Administration**

Western-Pacific Region  
Airports Division

Federal Aviation Administration  
P.O. Box 92007  
Los Angeles, CA 90009-2007

June 21, 2007

Charles Wood, Chair  
Chemehuevi Indian Tribe  
PO Box 1976  
Havasu Lake, CA 92363

Dear Dear Sir or Madame:

**Proposed Southern Nevada Regional Heliport  
Clark County, Nevada**  
Government-to-Government Consultation Initiation

The Federal Aviation Administration (FAA) in cooperation with the Clark County Department of Aviation (CCDOA) the sponsor for the proposed Southern Nevada Regional Heliport, is preparing an Environmental Assessment evaluating the potential impacts resulting from the construction and operation of the proposed heliport.

Purpose of Government-to-Government Consultation

The primary purpose of government-to-government consultation as described in Federal Executive Order 13175 "Consultation and Coordination with Indian Tribal Governments" and FAA's Order 1210.20 "American Indian and Alaska Native Tribal Consultation Policy and Procedures" is to ensure that Federally Recognized Tribes are given the opportunity to provide meaningful and timely input regarding proposed FAA actions that uniquely or significantly affect Tribes.

Consultation Initiation

With this letter, the FAA is seeking input on concerns that uniquely or significantly affect your Tribe related to planned and proposed airport improvements. Early identification of Tribal concerns will allow the FAA and CCDOA to consider ways to avoid and minimize potential impacts to Tribal resources and practices as project planning and alternatives are developed and refined. We would be pleased to discuss details of the proposed project with you.

Project Information

The State of Nevada passed legislation that compels Clark County to construct a heliport away from McCarran International Airport. This new heliport will reduce helicopter noise impacts on the communities surrounding McCarran International. The June 2003 Nevada State Legislature amendment of the Nevada Revised Statutes, Chapter 495 (NRS 495), required Clark County to choose a preferred non-urban heliport site. An environmental assessment (EA) is being completed for the non-urban heliport facility located at the South of Sloan site (Clark County Assessor's Parcel No. 204-01-000-004 [about 229 acres]). (See Included Map)

Some of the benefits for the creation of the non-urban site are ensuring adequate space and facilities are preserved at McCarran International Airport to serve its principal function as the primary commercial passenger service airport in the region. Also, to provide adequate space for grow of the helicopter air tours to the Grand Canyon and reduce helicopter tour flights over residential areas of Clark County. One requirement is that the helicopters be flown along a defined 2-mile-wide corridor through the Sloan Canyon NCA; this defined corridor avoids the highest ridges in the NCA and big game guzzler (i.e. water catchment) locations. Another requirement is that the helicopters be flown at a minimum altitude of between 500 feet and 1,000 feet above ground level for operations on the western border and eastern border of the Sloan Canyon NCA, respectively. There are two construction phases, the first is expected to be completed in 2010; at which time the heliport is expected to become operational.

Confidentiality

We understand that you may have concerns regarding the confidentiality of information on areas or resources of religious, traditional and cultural importance to the Tribe. We would be happy to discuss these concerns and develop procedures to ensure the confidentiality of such information is maintained.

**FAA Contact Information**

If you wish to provide comments related to this proposed project, please contact David B. Kessler, Regional Environmental Protection Specialist, at the address above, at 310/725-3615, or by e-mail at [Dave.Kessler@faa.gov](mailto:Dave.Kessler@faa.gov); or please feel free to contact me directly.

Airport Owner and Operator Contact Information

In addition, you may wish to include the CCDOA in your response so that they may be aware of your comments. The Airport owner and operator's point of contact for this project is:

Ms. Pamela Adams  
Principal Planner  
Clark County Department of Aviation  
P.O. Box 11005  
Las Vegas, Nevada 89111-1005

**Project Consultation Options Form**

Your timely response will greatly assist us in incorporating your concerns into project planning. For that purpose, we respectfully request that you complete the enclosed Project Consultation Options form and forward it to the FAA within thirty days of your receipt of this correspondence.

Sincerely,

  
Mark A. McClardy  
Manager, Airports Division

Enclosure

cc: Ron Escobar, Secretary-Treasurer, Chemehuevi Indian Tribe  
SFO-600

## Tribal Consultation Options

Charles Wood, Chair  
Chemehuevi Indian Tribe  
PO Box 1976  
Havasu Lake, CA 92363

Project Name: **Southern Nevada Regional Heliport**

**Please check the appropriate response:**

\_\_\_\_\_ The **Chemehuevi Indian Tribe**, will continue coordination for this proposed project directly with Owner / Operator of the airport. *Please note that if the Tribe initially chooses to consult / coordinate with the airport owner/operator, the Tribe may later decide to consult directly with the FAA.*

\_\_\_\_\_ The **Chemehuevi Indian Tribe**, a federally recognized tribe, and would like to consult directly with the Federal Aviation Administration in a government-to-government relationship for this proposed project.

\_\_\_\_\_ The **Chemehuevi Indian Tribe**, has no interest associated with this proposed project and further consultation is not required.

Use the back of this form or additional sheets if you would like to make additional comments.

\_\_\_\_\_  
Tribal Leader (Please print)

\_\_\_\_\_  
Telephone

\_\_\_\_\_  
Tribal Leader (Signature)

\_\_\_\_\_  
Date

Mail:

Phone:

Fax:

e-mail:

Other: (please describe)

If you have chosen to proceed with consultation, please identify a Tribal Representative for the consultation.

\_\_\_\_\_  
Name of Formal Tribal Representative (Please print)

\_\_\_\_\_  
Telephone

\_\_\_\_\_  
Name of Formal Tribal Representative (Signature)

\_\_\_\_\_  
Date

Please mail to:

**Envelope Enclosed:**  
**David B. Kessler**  
Western Pacific Region  
Airports Division, AWP-600  
P.O. Box 92007  
Los Angeles, CA 90009-2007  
**Dave.Kessler@faa.gov**

Or, fax to:

**310-725-6848**

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U.S Department  
of Transportation  
**Federal Aviation  
Administration**

Western-Pacific Region  
Airports Division

Federal Aviation Administration  
P.O. Box 92007  
Los Angeles, CA 90009-2007

June 21, 2007

Charles Wood, Chair  
Chemehuevi Indian Tribe  
PO Box 1976  
Havasu Lake, CA 92363

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Clark County Department of Aviation  
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Sincerely,



Mark A. McClardy  
Manager, Airports Division

Enclosure

cc: Ron Escobar, Secretary-Treasurer, Chemehuevi Indian Tribe  
SFO-600



Tribal Consultation Options

Charles Wood, Chair  
Chemehuevi Indian Tribe  
PO Box 1976  
Havasu Lake, CA 92363

Project Name: **Southern Nevada Regional Heliport**

**Please check the appropriate response:**

\_\_\_\_\_ The **Chemehuevi Indian Tribe**, will continue coordination for this proposed project directly with Owner / Operator of the airport. *Please note that if the Tribe initially chooses to consult / coordinate with the airport owner/operator, the Tribe may later decide to consult directly with the FAA.*

\_\_\_\_\_ The **Chemehuevi Indian Tribe**, a federally recognized tribe, and would like to consult directly with the Federal Aviation Administration in a government-to-government relationship for this proposed project.

\_\_\_\_\_ The **Chemehuevi Indian Tribe**, has no interest associated with this proposed project and further consultation is not required.

Use the back of this form or additional sheets if you would like to make additional comments.

\_\_\_\_\_  
Tribal Leader (Please print)

\_\_\_\_\_  
Telephone

\_\_\_\_\_  
Tribal Leader (Signature)

\_\_\_\_\_  
Date

Mail:

Phone:

Fax:

e-mail:

Other: (please describe)

If you have chosen to proceed with consultation, please identify a Tribal Representative for the consultation.

\_\_\_\_\_  
Name of Formal Tribal Representative (Please print)

\_\_\_\_\_  
Telephone

\_\_\_\_\_  
Name of Formal Tribal Representative (Signature)

\_\_\_\_\_  
Date

Please mail to:

**Envelope Enclosed:**  
**David B. Kessler**  
Western Pacific Region  
Airports Division, AWP-600  
P.O. Box 92007  
Los Angeles, CA 90009-2007  
**Dave.Kessler@faa.gov**

Or, fax to:

**310-725-6848**

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## **H.1.2 Comments from Native American Tribes and Bands**

Two written responses were received from Native American tribes regarding consultation on the Southern Nevada Regional Heliport Project. The Chemehuevi Indian Tribe and the Colorado River Indian Tribe provided written comments and are included as **Attachment H-4** and **Attachment H-5**, respectively.

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Tribal Consultation Options

Charles Wood, Chair  
Chemehuevi Indian Tribe  
PO Box 1976  
Havasu Lake, CA 92363

Project Name: **Southern Nevada Regional Heliport**

Please check the appropriate response:

The **Chemehuevi Indian Tribe**, will continue coordination for this proposed project directly with Owner / Operator of the airport. *Please note that if the Tribe initially chooses to consult / coordinate with the airport owner/operator, the Tribe may later decide to consult directly with the FAA.*

The **Chemehuevi Indian Tribe**, a federally recognized tribe, and would like to consult directly with the Federal Aviation Administration in a government-to-government relationship for this proposed project.

The **Chemehuevi Indian Tribe**, has no interest associated with this proposed project and further consultation is not required.

Use the back of this form or additional sheets if you would like to make additional comments.

Ronald Escobar  
Tribal Leader (Please print)

760-858-4219  
Telephone

[Signature]  
Tribal Leader (Signature)

7-27-02  
Date

Mail:

Phone:

Fax:

e-mail:

Other: (please describe)

If you have chosen to proceed with consultation, please identify a Tribal Representative for the consultation.

Ronald Escobar  
Name of Formal Tribal Representative (Please print)

760-858-4219  
Telephone

[Signature]  
Name of Formal Tribal Representative (Signature)

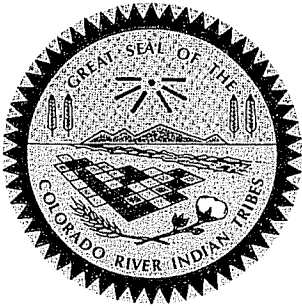
7-27-02  
Date

Please mail to:

**Envelope Enclosed:**  
**David B. Kessler**  
Western Pacific Region  
Airports Division, AWP-600  
P.O. Box 92007  
Los Angeles, CA 90009-2007  
[Dave.Kessler@faa.gov](mailto:Dave.Kessler@faa.gov)

Or, fax to:

310-725-6848



**COLORADO RIVER INDIAN TRIBES**  
*Colorado River Indian Reservation*

ROUTE 1 BOX 23-B  
PARKER, ARIZONA 85344  
TELEPHONE (520) 669-9211

Received McCarran International Airport

August 14, 2007

**AUG 23 2007**

Ms. Pamela Adams, Principal Planner  
Clark County Department of Aviation  
P.O. Box 11005  
Las Vegas, NV 89111-1005

Planning Division

Dear Ms. Adams:

Thank you for your letter dated June 21, 2007, requesting comment on the proposed Southern Nevada Regional Heliport located in Clark County, Nevada. Clark County will construct a heliport away from McCarran International Airport. This new heliport will reduce heliport noise impacts on the communities surrounding McCarran International.

At this time, the Colorado River Indian Tribes are in concurrence with your findings of no historic/cultural properties affected by the above referenced activities based on the information you have provided. However, the Colorado River Indian Tribes does reserve the right to intervene at a later date if new or omitted information may become available that is related to the proposed project.

Thanking you in advance for your kind attention and consideration of this response.

Sincerely,

A handwritten signature in black ink, appearing to read "Michael Tsosie".

Michael Tsosie  
Museum Director

Cc: Eric Shepard, Attorney General  
Lisa Fisher, Archaeological Compliance Technician  
File: Letter 23