

**APPENDIX E**  
**SECTION 106 OF THE NATIONAL HISTORIC**  
**PRESERVATION ACT CONSULTATION**



**OFFICE OF HISTORIC PRESERVATION  
DEPARTMENT OF PARKS AND RECREATION**

P.O. BOX 942896  
SACRAMENTO, CA 94296-0001  
(916) 653-6624 Fax: (916) 653-9824  
calshpo@ohp.parks.ca.gov  
www.ohp.parks.ca.gov



October 23, 2006

In reply refer to: USMC060815A

R. J. Pharris, Lieutenant Colonel  
Environmental Management Officer  
United States Marine Corps  
Marine Corps Air Station Miramar  
P.O. Box 452001  
San Diego, CA 92145-2001

Re: Land Use Agreement for Construction and Operation of Veteran's Affairs National Cemetery, Marine Corps Air Station Miramar, San Diego County, California

Dear Lieutenant Colonel Pharris:

Thank you for your letter of 29 September 2006 continuing your consultation with me to comply with Section 106 of the National Historic Preservation Act of 1966 (16 U.S.C. 470f), as amended, and its implementing regulation at 36 CFR Part 800 with regard to the construction of a national cemetery at Marine Corps Air Station Miramar.

Your effort to identify historic properties in the Area of Potential Effects (APE) per 36 CFR § 800.4 revealed five previously recorded archaeological site, two of which were previously determined not eligible for inclusion in the National Register of Historic Places (NRHP). You have now evaluated the remaining three sites, CA-SDI-12,409, CA-SDI-12,438, and CA-SDI-12,439, and concluded that none meet NRHP eligibility criteria. Base on a review of the materials you included with your letter, I concur with your determination. In my letter dated 8 September 2006, I requested that you submit to me copies of correspondence the Marine Corps has had with the Native American Heritage Commission or any other groups you have contacted as part of this undertaking. You have done this and I believe that you have demonstrated Marine Corp compliance with 36 CFR § 800.3(f) and 36 CFR § 800.4(a)(4). Finally, the Marine Corps has determined that no historic properties will be affected by the undertaking and I agree that this finding is appropriate per 36 CFR § 800.4(d)(1).

Thank you for seeking my comments and considering historic properties as part of your project planning. If you have any questions or concerns, please contact David Byrd, Project Review Unit historian, at (916) 653-9019 or at [dbyrd@parks.ca.gov](mailto:dbyrd@parks.ca.gov).

Sincerely,

Milford Wayne Donaldson, FAIA  
State Historic Preservation Officer

MWD: db

OCT 23 2006 / 2443

RS





# UNITED STATES MARINE CORPS

MARINE CORPS AIR STATION MIRAMAR

P.O. BOX 452001

SAN DIEGO CA 92145-2001

IN REPLY REFER TO:

5090 1383

SEP 29 2006

Mr. Milford Wayne Donaldson  
State Historic Preservation Officer  
Department of Parks and Recreation  
1416 9<sup>th</sup> Street, Room 1442-7  
Sacramento, CA 95814

Subj: CONCLUSION OF SECTION 106 NATIONAL HISTORIC PRESERVATION  
ACT CONSULTATION - LAND USE AGREEMENT FOR CONSTRUCTION AND  
OPERATION OF A DEPARTMENT OF VETERANS AFFAIRS NATIONAL CEMETERY ON  
MCAS MIRAMAR, SAN DIEGO COUNTY, CALIFORNIA

Dear Mr. Donaldson:

By this letter, Marine Corps Air Station (MCAS) Miramar (Station) proposes to conclude consultation in accordance with 36 CFR 800.4(d)(1) for an undertaking involving a land use agreement between the Dept. of Navy (DoN) and Dept. of Veterans Affairs (VA) National Cemetery Administration to develop and operate a national cemetery on the Station. Based on the efforts previously described in our letter of August 10, 2006, and that included herein, we have concluded that no historic properties will be affected by the undertaking. Public notification of this determination will be included in the Final EIS.

Your letter of 8 September 2006 (USMC060815A) requested copies of correspondence associated with our contacts with local tribes and other parties involving the undertaking and the results of our evaluations for three archaeological sites previously identified but not tested. These are provided as enclosures to this letter.

Our point of contact for this consultation is Mr. David Boyer, Natural Resources Division Director, at (858) 577-1125 and e-mail: david.a.boyer1@usmc.mil.

Sincerely

A handwritten signature in black ink, appearing to read "R. J. Pharris".

R. J. PHARRIS

Lieutenant Colonel, U.S. Marine Corps

Environmental Management Officer

By direction of the Commanding Officer

Enclosures: 1. Evaluation Report for sites CA-SDI-12,409, 12,438, 12,439  
2. NOI to prepare EIS and distribution list  
3. Copy of letter sent to 12 local tribes w/ mailing list

Copy to: Mr. D. Campbell, Dept. of Veterans Affairs (w/o enclosure)  
CO, NAVFAC Southwest (Code OPCE.HC) (w/o enclosure)





**UNITED STATES MARINE CORPS**  
MARINE CORPS AIR STATION MIRAMAR  
P.O. BOX 452001  
SAN DIEGO CA 92145-2001

IN REPLY REFER TO:  
5090 **1351**  
**AUG 10 2006**

Mr. Milford Wayne Donaldson  
State Historic Preservation Officer  
Department of Parks and Recreation  
1416 9<sup>th</sup> Street, Room 1442-7  
Sacramento, CA 95814

Subj: INITIATION OF SECTION 106 NATIONAL HISTORIC PRESERVATION  
ACT CONSULTATION - LAND USE AGREEMENT FOR CONSTRUCTION AND  
OPERATION OF A DEPARTMENT OF VETERANS AFFAIRS NATIONAL CEMETERY  
ON MCAS MIRAMAR, SAN DIEGO COUNTY, CALIFORNIA

Dear Mr. Donaldson:

By this letter, Marine Corps Air Station (MCAS) Miramar (Station) initiates consultation in accordance with 36 CFR 800.3 for an undertaking involving a land use agreement between the Dept. of Navy (DoN) and Dept. of Veterans Affairs (VA) National Cemetery Administration to develop and operate a national cemetery on the Station. The proposed cemetery would be managed as an annex to the existing Fort Rosecrans National Cemetery, located about 15 miles to the south at Point Loma in San Diego, California.

The project will include clearing & grubbing/grading, surface recontouring, construction of administrative and maintenance buildings, columbaria, street and sidewalk paving, burial areas, fencing, as well as revegetation and landscaping. The preferred alternative and the subject of this consultation, Area 2, is a relatively undeveloped area located in the northwestern portion of the Station. We have enclosed a survey report produced by DoN/VA contractors providing environmental planning support and documentation. The location of the undertaking area of potential effect (APE) is identified on Figures 1 and 2 of the enclosed report. In accordance with the requirements of 36 CFR 800.4(a)(1), we direct your attention to Figure 3, on page 9 of the report, as our determination of the APE for the undertaking. The land identified as Area 2, includes the parcel to be covered by a planned land use agreement and all area involved with cemetery development and operation. Any comments you have regarding our determination of the APE are requested.

The enclosed survey report summarizes the results of record and literature searches, historic research, and field surveys to identify potential historic properties within the APE as outlined in 36 CFR 800.4(a)(2)&(3), and 800.4(b). The report documents previous surveys and site evaluations that have occurred on portions of Area 2 and

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AUG 10 2006

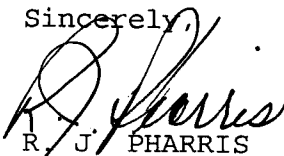
supplemental work recently done to survey portions not previously surveyed. Five archaeological sites were previously recorded in the area. Our contractor's recent surveys, documented in the report, did not find any additional sites. Of the site previously recorded, four were described as lithic scatters and one as a seasonal camp/lithic scatter. Two of the sites were previously evaluated for eligibility for the National Register of Historic Places and were determined to not be eligible for the National Register (see May 19, 1995 SHPO ltr FHWA950310C). Our contractor is in the process of evaluating the eligibility of the other three sites. There are no buildings or structures currently on the site. We solicit any comment you have regarding these efforts to seek information and identify historic properties within the APE.

In addition to the above mentioned efforts to identify historic properties, we have already contacted local federally recognized Indian tribes to determine if they have any religious or cultural interest in the site involved. No tribes have expressed any such interest or a desire to be a consulting party. Because the project will occur entirely on MCAS Miramar and is a federal project, there are no applicants or local governments entitled to participate as consulting parties. No "other parties" have expressed a historic preservation interest to us about historic or archaeological resources that may be in the project vicinity. Please provide any comments you have regarding our efforts to identify consulting parties and gather information as outlined in 36 CFR 800.3(f) and 800.4(a)(4).

In proceeding with the planning of this undertaking, we plan to coordinate our Section 106 National Historic Preservation Act consultation with the development of an environmental impact statement to meet our National Environmental Policy Act (NEPA) requirements. Our plan for public involvement will follow our established procedures for completing the NEPA process as well as fulfill our responsibilities under 36 CFR 800.3(e). Please advise us of any concerns you have regarding this plan so that we may incorporate them in our process.

Our point of contact for this consultation is Mr. David Boyer, Natural Resources Division Director, at (858) 577-1125 and e-mail: david.a.boyer1@usmc.mil.

Sincerely,



R. J. PHARRIS

Lieutenant Colonel, U.S. Marine Corps  
Environmental Management Officer  
By direction of the Commanding Officer

Enclosure: Phase I Archaeological Survey Report (May 2006)

Copy to: Mr. D. Campbell, Dept. of Veterans Affairs (w/o enclosure)  
CO, NAVFAC Southwest (Code OPCE.HC) (w/o enclosure)