State and Federal Authority

- Office of History and Archaeology
  - OHA
  - State authorities

- Alaska State Historic Preservation Office
  - SHPO
  - Federal authorities
Federal & State projects

- Alaska Historic Preservation Act
  AS 41.35
  - State land, funding or permit
  - Agency consults with OHA

- National Historic Preservation Act
  54 U.S.C. 306108 (specifically Section 106)
  - Federal land, funding or permit
  - Agency consults with SHPO
Section 106

- 36 CFR 800
- Federal agency responsibility
- Process oriented
  - Takes time
- Consultation
  - Consulting Parties
  - Government to Government
A.S. 41.35.070

- Preservation of historic, prehistoric, and archaeological resources threatened by public construction

- Recommend regular review of A.S. 41.35.070 (a-f) if questions on process

- No implementing regulations
Regardless of Federal or State involvement, aim is to take into account the effects of undertakings on historic properties*:

1. Establish Area of Potential Effects (APE)
2. Identify Historic Properties
3. Assess Effects
4. If necessary, Resolve Effects

*Historic properties include any prehistoric/historic district, site, building, structure, object eligible for or listed on the National Register of Historic Places.
Process

1. Gather information
2. Submit to OHA/SHPO and other parties, as necessary
3. 30-day review period
4. Response: concurrence or comment
   - May need to repeat steps 1-4
     - Incomplete documentation
     - Parties not consulted
     - Project changes
     - Adverse effects
Consulting with OHA/SHPO

- **General email**: oha.revcomp@alaska.gov

- **Request for project review**
  - Cover letter
  - Maps and photos
  - Project details and drawings
  - Finding of Effect and justification

- **Request concurrence**
  - OHA/SHPO will either concur or
  - Make additional recommendations
Consulting with OHA/SHPO

- Essential Information
  - Scope of work / project description
  - Location of project / APE (maps)
  - Identification efforts
    - Report
  - Finding of effect
  - Any avoidance, minimization, or mitigation measures
Request for Review - Checklist

How long does it take?

- **Start early**
  - The process needs data.
    - May require fieldwork
  - The process needs consultation.
    - 30-day review periods
  - Prevent or resolve adverse effects
    - Avoidance, minimization, or mitigation

- Each project is unique.
  - 30 days to over a year
  - A consultant can reduce your workload.

"We want to prevent fires"
If you need assistance, contact us!

- Sarah Meitl, Archaeologist / Review & Compliance Coordinator
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- Judith Bittner, SHPO / Chief, OHA
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Resources

- Office of History and Archaeology
  - [dnr.alaska.gov/parks/oha/](dnr.alaska.gov/parks/oha/)

- Advisory Council on Historic Preservation
  - [www.achp.gov](www.achp.gov)

- National Register Bulletins
  - [www.nps.gov/subjects/nationalregister/publications.htm](www.nps.gov/subjects/nationalregister/publications.htm)

- Secretary of the Interior Standards
  - [www.nps.gov/tps/standards.htm](www.nps.gov/tps/standards.htm)
Questions?
More Information
Getting started

- **Project Description**
  - Details on whole of the project
    - Material sites
    - Staging areas
    - Ground disturbance
    - Vegetation clearing
Getting started

- Define the area of potential effects (APE)
  - geographic area or areas within which an undertaking may directly, or indirectly, cause changes in the character or use of historic properties
  - Map
Getting started

- Determine the identification level of effort
  - What is known?
    - Alaska Heritage Resources Survey (AHRS)
  - Has there been previous survey?
  - Potential for sites
Identify Historic Properties

- Identify cultural resources
- Evaluate National Register of Historic Places eligibility
Assess Effects

- Three choices
  - No Historic Properties Affected
    - Done
  - No Adverse Effect
    - May have conditions
  - Adverse Effect
    - Resolve through a Memorandum of Agreement (MOA)
Who do we need to talk to?

- **Office of History and Archaeology**
  - Survey Unit
    - Fieldwork
  - Alaska Heritage Resources Survey (AHRS)
    - Known sites
  - Review and Compliance
    - Section 106 and AHPA
- **State Archaeologist**
  - State Cultural Resource Investigation Permits
- **State Historian**
  - National Register of Historic Places Program