



Allyson Brooks Ph.D., Director
State Historic Preservation Officer

September 29, 2016

Mr. Jeremy Sikes
WA State Dept. of Ecology
4601 N. Monroe
Spokane, WA99205

In future correspondence please refer to:
Project Tracking Code: 2016-09-06440
Property: Walla Walla Coalition Shoreline Master Program Update
Re: Blank LetterTemplate

Dear Mr. Sikes:

Thank you for contacting the Washington State Department of Archaeology and Historic Preservation (DAHP). The above referenced project has been reviewed on behalf of the State Historic Preservation Officer (SHPO). We have the following comments:

- 1) In regard to management policy C. 5. on page 29, we recommend the following revised language:
The protection and preservation of scientific, historical, cultural, and educational resources, and low-intensity water-oriented... on the area will result.
- 2) In the Rural Conservancy section 4.3 B. 4. We recommend that the word “unique” be changed to “significant.”
- 3) Thank you for including regulation 6.22 B. under policies and regulations for Utilities.
- 4) In section 2.0 Definitions, we recommend including language that defines cultural resource management related terms such as “Professional Archaeologist,” “cultural resources,” and others that would be useful.
- 5) In regard to Regulation B 1c. We recommend you this exemption be removed since it is difficult to determine whether fill is “culturally sterile.”
- 6) The above recommendations also apply to the Prescott and Waitsburg Shoreline Management Plan documents.

In general the language lacks specificity of process and timelines. We have attached DAHP’s model shoreline language for examples of process and timelines that may provide more clarity and specificity when dealing with cultural resources.



Thank you for the opportunity to review. If you have any questions, please contact me.

Sincerely,



Gretchen Kaehler
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1 **ARCHAEOLOGICAL – HISTORICAL - CULTURAL**

2
3 The archaeological-historical-cultural element provides for protection and restoration of
4 buildings, sites, and areas having archaeological, historical, cultural, or scientific value or
5 significance.

6
7 **Goal Statement**

8
9 Shoreline features should be protected to prevent the destruction of, or damage to, any site
10 having archaeological, historic, cultural, or scientific value through coordination and consultation
11 with the appropriate local, state, tribal and federal authorities.

12
13 **Objectives**

14
15 (a) Sites should be protected in collaboration with appropriate tribal, state, federal, and local
16 governments. Cooperation among public and private parties is to be encouraged in the
17 identification, protection, and management of cultural resources.

18
19 (b) When and/or where appropriate, access to such sites should be made available to parties of
20 interest. Access to such sites must be designed and managed in a manner that gives
21 maximum protection to the resource.

22
23 (c) Opportunities for education related to archaeological, historical and cultural features should
24 be provided when and/or where appropriate and incorporated into public and private
25 management efforts, programs and development.

26
27 **ARCHAEOLOGICAL-HISTORIC-CULTURAL SITES**

28
29 Site development activity in shoreline areas shall be subject to the policies and regulations of
30 this section and Section _____.

31
32 **ARCHAEOLOGICAL- HISTORIC - CULTURAL SITES -- POLICIES**

33
34 **OPTIMUM USE**

35
36 The [jurisdiction] shall work with tribal, state, federal, and local governments and special districts
37 as appropriate to maintain an inventory of all known significant local historic, cultural and
38 archaeological sites while adhering to applicable state and federal laws protecting such
39 information from public disclosure. As appropriate, such sites should be preserved and/or
40 restored for study, education and/or public enjoyment to the maximum possible extent.

41
42 Provisions for historic, cultural and archaeological site preservation, restoration and education
43 should be incorporated with open space or recreation areas in site development plans whenever
44 compatible and possible.

45
46 Cooperation among involved private and public parties is encouraged to achieve this Program's
47 Archaeological, Historical and Cultural Element Goals and Objectives.

48
49 Private and public owners of historic sites are encouraged to provide public access and
50 educational opportunities at levels consistent with long-term protection of both historic values
51 and shoreline ecological functions. Site specific conditions may require public site access to be

1 restricted at times, but educational means should be provided whenever possible.

2
3 Any proposed site development and/or associated site demolition work should be planned and
4 carried out so as to avoid impacts to the resource. Impacts to neighboring properties and other
5 shore uses should be limited to temporary or reasonable levels.

6
7 Owners of property containing previously identified historic, cultural or archaeological sites are
8 encouraged to make development plans known well in advance of application, so that
9 appropriate agencies such as, the [affected Tribe], [affected Tribe], Washington State
10 Department of Archaeology and Historic Preservation, and others may have ample time to
11 assess the site and make arrangements to preserve historical, cultural and archaeological
12 values as applicable.

13
14 If development or demolition is proposed adjacent to an identified historic, cultural or
15 archaeological site, then the proposed development should be designed and operated so as to
16 be compatible with continued protection of the historic, cultural or archaeological site.

17 **ARCHAEOLOGICAL - HISTORIC - CULTURAL SITES -- REGULATIONS**

18 **Known Historic, Cultural or Archaeological Sites**

- 19
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21
- 22 a. Upon receipt of application for a shoreline permit or application for a demolition permit within
23 the shoreline zone, or request for a statement of exemption for development on properties
24 within 500 feet of a site known to contain a historic, cultural or archaeological resource(s),
25 the [jurisdiction] shall require a cultural resource site survey/assessment. The site
26 assessment shall be conducted by a professional archaeologist or historic preservation
27 professional, as applicable, to determine the presence of historic or significant
28 archaeological resources. Buildings or structures over 40 years in age shall be inventoried in
29 a DAHP Historic Property Inventory Database entry and archaeological sites shall be
30 recorded on DAHP Archaeological Site Inventory Forms. The fee for the services of the
31 professional archaeologist or historic preservationist shall be paid by the applicant.
32
 - 33 b. If the cultural resource site assessment identifies the presence of archaeological, or
34 significant historic, cultural resources , recommendations shall be prepared by a
35 professional archaeologist or historic preservation professional, as part of the
36 survey/assessment. The fee for the services of the professional archaeologist or historic
37 preservation professional shall be paid by the applicant. In the preparation of such plans, the
38 professional archaeologist or historic preservation professional shall solicit comments from
39 the Washington State Department of Archaeology and Historic Preservation, the [affected
40 Tribe] and [affected Tribe]. Comments received shall be incorporated into the conclusions
41 and recommended conditions of the survey/assessment to the maximum extent practicable.
42

43 (1) A Cultural Resources survey/assessment shall contain the following minimum
44 elements:

- 45
- 46 (a) The purpose of the project; a site plan for proposed on-site development;
47 including indication of any existing building or structures on-site as well as any
48 that are proposed for removal; depth and location of all ground disturbing
49 activities including, but not limited to, utilities, paved areas, clearing and grading,
50 landscaping or new landscape features (i.e. fencing, walls, etc.); an examination
51 of project on-site design alternatives; and an explanation of why the proposed

- 1 activity requires a location on, or access across and/or through, an historic or
2 archaeological resource; and
3
- 4 (b) A description of the historic/archaeological resources present, including any
5 building or structure over 40 years of age affected by the proposal; and
6
- 7 c) An analysis of the significance of the historic resource and an analysis of the
8 potential adverse impacts as a result of the activity;
9
- 10 (l) An analysis of how these impacts will be/have been avoided; or
11
- 12
- 13 (e) A recommendation of appropriate mitigation measures if the resources cannot be
14 avoided. Some mitigation measure may require a permit from DAHP. In the case
15 of archaeological resources mitigation measures may include but are not limited
16 to the following:
17
- 18 (i) Recording the site with the State Department of Archaeology and Historic
19 Preservation, or listing the site in the National Register of Historic Places,
20 Washington Heritage Register, as applicable, or any locally developed
21 historic registry formally adopted by the [jurisdiction] Council;
22
- 23 (ii) Adaptive re-use of buildings or structures according to the U.S. Secretary
24 of the Interior's Standards for Rehabilitation.
25
- 26 (ii) Preservation in place;
27
- 28 (iv) Covering an archaeological site with a nonstructural surface to discourage
29 pilferage (e.g., maintained grass or pavement);
30
- 31 (v) Excavation and recovery of archaeological resources;
32
- 33 (vi) Inventorying prior to covering of archaeological resources with structures
34 or development; and
35
- 36 (vii) Archaeological monitoring of construction excavation.
37
- 38 (2) The administrator shall consult with the Washington State Department of Archaeology
39 and Historic Preservation, [affected Tribe], and [affected Tribe] prior to approval and
40 acceptance of the survey/assessment..
- 41 (3) Based upon consultation with DAHP and the affected Tribe(s), the administrator may
42 reject or request revision of the conclusions reached in a survey/assessment when the
43 administrator can demonstrate that the assessment is inaccurate or does not fully
44 address the historic/archaeological resource management concerns involved.
45
- 46 c. Within 15 days of receipt of a complete development permit application in an area of known
47 historic/archaeological resources, the [jurisdiction] shall notify and request a
48 recommendation from appropriate agencies such as the Washington State Department of
49 Archaeology and Historic Preservation, the [affected Tribe], and [affected Tribe].
50 Recommendations of such agencies and other affected persons shall be duly considered

1 and adhered to whenever possible and reasonable. Notification shall include the following
2 information:

- 3
- 4 (1) The date of application, the date of notice of completion for the application, and the
5 date of the notice of application;
- 6
- 7 (2) The date, time, place, and type of the hearing, if applicable, and scheduled at the date
8 of notice of the application;
- 9
- 10 (3) A site map including the street address, tax parcel number, township, range, and
11 section of the proposed project area;
- 12
- 13 (4) A description of the proposed project action and a list of the project permits included in
14 the application, and, if applicable, a list of any studies requested by the [jurisdiction];
- 15
- 16 (5) The identification of other permits not included in the application to the extent known
17 by the [jurisdiction];
- 18
- 19 (6) The identification of existing environmental documents that evaluate the proposed
20 project and, if not otherwise stated on the document providing notice of application,
21 the location where the application and any studies can be reviewed;
- 22
- 23 (7) Any other information determined appropriate by the [jurisdiction];
- 24
- 25 (8) A statement of the limits of the comment period, the right of each agency to comment
26 on the application within a 15-day time period, receive notice of and participate in any
27 hearings, request a copy of the decision once made, and to appeal a decision when
28 allowed by law. In addition, the statement shall indicate that any agency wishing to
29 receive personal notice of any hearings must notify the hearing examiner's office
30 within 15 days of the date of the notice of application.
- 31

- 32 d. In granting shoreline permits or statements of exemption for such development, the
33 [jurisdiction] may attach conditions to require consultation with the Washington State
34 Department of Archaeology and Historic Preservation, [affected Tribe] and [affected Tribe],
35 and to assure that historic/archaeological resources are properly protected, or for
36 appropriate agencies to contact property owners regarding purchase or other long-term
37 arrangements. Provision for the protection and preservation of historic/archaeological sites,
38 structures or areas shall be incorporated to the maximum extent practicable.
- 39

40 **Inadvertent Discovery**

- 41
- 42 a. Whenever historic, cultural or archaeological sites or artifacts are discovered in the process
43 of development on shorelines, work on that portion of the development site shall be stopped
44 immediately and the find reported as soon as possible to the Administrator.
- 45
- 46 b. The Administrator shall then notify the Washington State Department of Archaeology and
47 Historic Preservation, [affected Tribe], [affected Tribe] and other appropriate agencies and
48 shall require that an immediate site assessment be conducted by a professional
49 archaeologist or historic preservation professional, as applicable, pursuant to subsection 1.a
50 of this section to the extent of damage to the resource. The site assessment shall be
51 distributed to the Washington State Department of Archaeology and Historic Preservation,

1 the [affected Tribe], and [affected Tribe] for a 15-day review period If the above listed
2 agencies or governments have failed to respond within the applicable review period
3 following receipt of the site assessment, such stopped work may resume.
4
5

- 6 c. If human remains are encountered, all activity must cease and the area must be protected
7 and the find reported to local law enforcement and the County coroner or medical examiner.
8

9 **Public Access**

- 10
11 a. If a private or publicly owned building or structure of historic significance is identified, public
12 access shall be encouraged as appropriate for purposes of public education; provided that:

- 13
14 (1) the type and/or level of public access is consistent with the long term protection of
15 both historic resource values and shoreline ecological functions; and
16
17 (2) an access management plan is developed in accordance with site- and resource-
18 specific conditions in consultation with the Washington State Department of
19 Archaeology and Historic Preservation, [affected Tribe], [affected Tribe]and/or other
20 agencies, as appropriate, to address the following:
21
22 (a) hours of operation;
23 (b) entrance fees and/or permits;
24 (b) interpretive and/or directional signage;
25 (c) lighting;
26 (d) pedestrian and handicap access; and/or
27 (e) traffic and parking.
28

- 29 b. For archaeological and cultural resource sites, the Washington State Department of
30 Archaeology and Historic Preservation, [affected Tribe], [affected Tribe] and/or other
31 agencies, as appropriate, shall be in agreement prior to providing public access to a site. An
32 access and resource management plan shall be developed in consultation with the
33 Washington State Department of Archaeology and Historic Preservation, the [affected
34 Tribe], and the [affected Tribe].
35

36 **DEFINITIONS**

37
38 A

39
40 “Archaeology” means systematic, scientific study of the human past through material remains.
41

42 “Archaeological Object” means an object that comprises the physical evidence of an indigenous
43 and subsequent culture including material remains of past human life including monuments,
44 symbols, tools, facilities, graves, skeletal remains and technological by-products.
45

46 “Archaeological Resource/Site” means a geographic locality in Washington, including, but not
47 limited to, submerged and submersible lands and the bed of the sea within the state’s
48 jurisdiction, that contains archaeological objects.
49

1 “Significant” is that quality in American history, architecture, engineering, and culture that is
2 present in districts, sites, buildings, structures, and objects that possess integrity of location,
3 design, setting, materials, workmanship, feeling, and association, and:
4

- 5 a. That are associated with events that have made a significant contribution to the
6 broad patterns of our history; or
7
- 8 b. That are associated with the lives of significant persons in our past; or
9
- 10 c. That embody the distinctive characteristics of a type, period or method of
11 construction, or that represent the work of a master, or that possess high artistic
12 values, or that represent a significant and distinguishable entity whose components
13 may lack individual distinction; or
14
- 15 d. That have yielded or may be likely to yield, information important in history or
16 prehistory.
17

18 H

19
20 Historic Preservation Professional means those individuals who hold a graduate degree in
21 architectural history, art history, historic preservation, or closely related field, with
22 coursework in American architectural history, or a bachelor's degree in architectural
23 history, art history, historic preservation or closely related field plus one of the following:
24

- 25 a. At least two years of full-time experience in research, writing, or teaching in
26 American architectural history or restoration architecture with an academic institution,
27 historical organization or agency, museum, or other professional institution; or
28
- 29 b. Substantial contribution through research and publication to the body of scholarly
30 knowledge in the field of American architectural history.
31

32 Historic Site means those sites that are eligible or listed on the Washington Heritage Register,
33 National Register of Historic Places or any locally developed historic registry formally adopted
34 by the [jurisdiction] Council.
35

36 P

37
38 "Professional archaeologist" means a person who:
39

- 40 a. "Professional archaeologist" means a person with qualifications meeting the federal
41 secretary of the interior's standards for a professional archaeologist. Archaeologists
42 not meeting this standard may be conditionally employed by working under the
43 supervision of a professional archaeologist for a period of four years provided the
44 employee is pursuing qualifications necessary to meet the federal secretary of the
45 interior's standards for a professional archaeologist. During this four-year period, the
46 professional archaeologist is responsible for all findings. The four-year period is not
47 subject to renewal.
48