



Section 106 Review Process 36 CFR § 800.3-7

CONSULTATION



INITIATE the process

- Determine undertaking
- Coordinate with other reviews
- Identify SHPO/THPO, Indian tribes/NHOs, and other parties
- Plan to involve the public

No undertaking with potential to affect historic properties?

NO



IDENTIFY historic properties

- Determine APE and scope of effort
- Make reasonable and good faith effort to identify
- Determine National Register eligibility
- Consult SHPO/THPO, Indian tribes/NHOs, and other parties
- Involve the public

No historic properties present or affected?

NO



ASSESS adverse effects

- Apply Criteria of Adverse Effects
- Consult SHPO/THPO, Indian tribes/NHOs, and other parties
- Involve the public

No historic properties adversely affected?

NO



RESOLVE adverse effects

- Develop and consider alternatives or modifications to avoid, minimize, or mitigate adverse effects
- Notify the ACHP
- Consult SHPO/THPO, Indian tribes/NHOs, and other parties
- Involve the public

AGREEMENT or Council Comment

PROCEED



Property Types

Buildings • Structures • Objects • Sites • Districts

Eligibility = Significance + Integrity

36 CFR § 60.4 Criteria for Evaluation (Significance)

A. Event

Associated with events that have made a significant contribution to the broad patterns of our history.

B. Person

Associated with the lives of significant persons in our past.

C. Design/Construction

Embody the distinctive characteristics of a type, period, or method of construction, or that represent the work of a master, or that possess high artistic values, or that represent a significant and distinguishable entity whose components may lack individual distinction.

D. Information Potential

Has yielded or may be likely to yield information important in history or prehistory.

Aspects of Integrity

setting **MATERIALS**
LOCATION
Workmanship **design**
feeling **Association**

Measure Change from Present Condition

36 CFR § 800.5(a)(1) Criteria of Adverse Effect

An ADVERSE EFFECT is found when **an undertaking may alter, directly or indirectly,** any of the characteristics of a historic property that qualify the property for inclusion in the National Register **in a manner that would diminish the property's integrity.**

ADVERSE EFFECTS may include **reasonably foreseeable effects** caused by the undertaking that may occur later in time, be farther removed in distance, or be cumulative.

36 CFR § 800.5(a)(2) Examples of Adverse Effects

Destruction or Damage of all or part of historic property
Alteration not consistent with SOI Standards
Removal from its Location
Change in Use or Setting
Addition of Visual, Audible, or Atmospheric Elements out of Character
Neglect (when not an expected characteristic)
Transfer, Sale, or Lease out of Federal Control