PROGRAMMATIC AGREEMENT AMONG THE ROCKY MOUNTAIN REGION (REGION 8) OF THE U.S. GENERAL SERVICES ADMINISTRATION; THE STATE HISTORIC PRESERVATION OFFICERS OF COLORADO, MONTANA, NORTH DAKOTA, SOUTH DAKOTA AND UTAH; AND THE ADVISORY COUNCIL ON HISTORIC PRESERVATION REGARDING MANAGEMENT OF HISTORIC PROPERTIES AND THEIR CONSIDERATION IN PLANNING ACTIVITIES

WHEREAS, the U.S. General Services Administration's Rocky Mountain Region (GSA-R8) owns, manages, leases and disposes of properties in five western states, including properties listed on, or eligible for inclusion in, the National Register of Historic Places (Historic Properties) (National Register), and properties not yet eligible but potentially eligible for future inclusion in the National Register; and

WHEREAS, GSA-R8 continues to maintain an inventory of properties under its jurisdiction or control, or properties in which GSA-R8 has leased space, and has determined which of these properties are listed or eligible for inclusion in, or potentially eligible for the National Register; and

WHEREAS, GSA-R8 is in the process of completing National Register eligibility studies on all properties over fifty (50) years of age and potentially eligible properties to identify properties with historic significance, and will comply with Sections 106 and 110 of the National Historic Preservation Act, as amended (54 U.S.C. §306108 and 54 U.S.C. § 306110, (the Act) in the nomination of eligible properties for inclusion in the National Register; and

WHEREAS, GSA-R8 continues to maintain and produce Building Preservation Plans (BPPs) for properties in Appendix I, which is attached to and made a part of this Programmatic Agreement (PA), that identify character-defining materials, spaces, and features and that detail preservation treatments and provide contract specifications for routine maintenance, rehabilitation, and repair and alteration projects that may be performed therein; and

WHEREAS, GSA-R8 has determined that its program of preservation, maintenance, rehabilitation and use of historic properties under its jurisdiction or control (preservation and rehabilitation program), its program of constructing new space for tenant agencies (construction program), its program of leasing existing space for tenant agencies (leasing program), its program of disposing of surplus government property (disposal program), and the process by which individual projects carried out pursuant to these programs are approved and funded by GSA-R8, GSA's headquarters in Washington, D.C., and by the legislative process of the government of the United States (approval process) may affect historic properties; and

WHEREAS, GSA-R8 has consulted with the State Historic Preservation Officers of Colorado, Montana, North Dakota, South Dakota and Utah (SHPOs) who are Signatories

(Signatories) to this PA and the Advisory Council on Historic Preservation (ACHP) pursuant to Section 800.14 of ACHP's regulations ("Protection of Historic Properties," 36 CFR Part 800), implementing Section 106 of the Act; and

WHEREAS, GSA-R8 has consulted with the SHPOs and the ACHP concerning its responsibilities pursuant to Section 110 of the Act, including, but not limited to, public participation, identification, evaluation, management, maintenance, registration, and protection of properties of historic, archaeological, architectural, engineering or cultural significance and has considered the Secretary of the Interior's recommendations for carrying out its responsibilities pursuant to the Act, (found at http://www.nps.gob/fpi/Section110.html); and

WHEREAS, the Colorado, Montana, North Dakota, South Dakota and Utah SHPOs are authorized to enter into this PA in order to fulfill their role of advising and assisting federal agencies in carrying out their Section 106 responsibilities under the following federal statutes: Section 106 and 110 of the Act, and pursuant to 36 CFR Part 800, at 800.2(c)(1)(i) and 800.6(b); and

WHEREAS, GSA-R8 has determined that its management of the preservation and rehabilitation program, the construction program, the leasing program, the disposal program, and its approval process may provide an opportunity for the parties to this PA to participate in a meaningful and timely manner to assist GSA-R8 in fulfilling its responsibilities to identify, evaluate and take into account the effect of its Undertakings on Historic Properties pursuant to Section 106 of the Act, as well as providing an opportunity for the SHPOs and the ACHP to assist GSA-R8 in fulfilling its responsibilities pursuant to Section 110 of The Act;

NOW, THEREFORE, GSA-R8, the SHPOs and the ACHP agree that the preservation and rehabilitation program, the construction program, the leasing program, the disposal program and the approval process shall be carried out in accordance with the following Stipulations in order that GSA-R8's Section 106 responsibilities may be initiated or completed in a timely manner and to establish a process to assist GSA-R8 in meeting its responsibilities pursuant to Section 110 of The Act.

STIPULATIONS

GSA-R8 shall ensure that the following measures are carried out:

I. Properties Covered by this PA

A. Appendix I: Appendix I lists all properties in GSA-R8 that are federally owned or leased and under the jurisdiction and control of GSA-R8, and are included in or determined eligible for inclusion in the National Register, or are fifty (50) years of age or older. Said list includes the current name of the building; its address or location; its approximate construction date; whether the building is listed in or has been determined potentially eligible for inclusion in the National Register; and an indication, where known, of whether or not the building is included in a National Register historic district (and, where known, whether or not

said building is a contributing or non-contributing element to that historic district). This PA is understood to apply to all properties in Appendix I unless otherwise limited herein.

B. Determination of Eligibility for the National Register

1. If any party to this PA requests an evaluation of the historic significance of a property listed in Appendix I, GSA-R8 will address that request within sixty (60) days. Further Undertakings on that building will be reviewed under the terms of this PA.

2. Properties will be evaluated for eligibility for listing in the National Register by the Regional Historic Preservation Officer (RHPO) in consultation with the appropriate SHPO, and the results of that evaluation shall be forwarded to the SHPO for evaluation and comment. If the SHPO opinion is not rendered within thirty (30) days of receipt of adequate documentation, GSA-R8 will assume that the SHPO has concurred with GSA-R8's determination of eligibility. In the event that GSA-R8 and the SHPO cannot agree on the eligibility of a property, GSA-R8 shall request a Determination of Eligibility from the Keeper of the National Register in accordance with 36 CFR Subpart 63.2. Documentation of all determinations will be retained by GSA-R8 and will be available to the SHPO for review.

C. Changes to Appendices

1. Additions: Whenever GSA-R8 proposes to acquire a property, GSA-R8 shall promptly comply with 36 CFR Part 800 with respect to its acquisition. If a property so acquired is determined, in accordance with 36 CFR §800.4(c), to be eligible for inclusion in the National Register, GSA-R8 will consult with the SHPO for the state in which the property is located to determine whether the terms of this PA shall apply to the management of the property. If GSA-R8 and that SHPO agree to the applicability of the terms of this PA to the management of the property, GSA-R8 shall provide to the SHPOs and ACHP a revised Appendix I reflecting this change in the Annual Report required by Stipulation XI.

2. Change in Status: If GSA-R8 determines, in accordance with 36 CFR §800.4(c), that the National Register-eligible status of a property included in Appendix I has changed and the property is determined to be ineligible for the National Register, then the terms of this PA shall no longer apply to such building; GSA-R8 shall notify the appropriate SHPO and ACHP of such a finding and submit to the SHPOs and ACHP a revised Appendix I reflecting the change in the Annual Report. GSA-R8 acknowledges that the passage of time or changing perceptions of significance may justify reevaluation of properties that were previously determined to be eligible or ineligible, particularly those properties that were determined to be ineligible due in part to their age; GSA-R8 shall reevaluate properties in accordance with 36 CFR §800.4(c) if requested to do so by the appropriate SHPO in whose state the property exists, or if requested by the ACHP or the Keeper of the National Register.

3. Changes to Appendices I and II: GSA-R8 will review Appendix I annually to determine if there are any changes pursuant to Stipulation I.C.2, above. If there are any changes to the status of a property, or a change to Appendix II, it will be highlighted in the Annual Report. Changes to appendices do not require changes or other amendments to this PA, unless otherwise appropriate under Stipulation X.

4. Changes to Appendices III, IV and V (each of these appendices is defined below), which are each attached to and made a part of this PA: Changes to Appendices III, IV and V will be addressed in accordance with Stipulation XIII.B.

D. Disposal of Federal Properties: When GSA-R8 receives a Report of Excess (ROE) from another federal agency regarding a property handled through the disposal program, GSA-R8 will review that agency's determination, made in accordance with 36 CFR §800.4(c), of whether the property is eligible for inclusion in the National Register. If the property is eligible for the National Register, any proposed work for which GSA-R8 may be responsible will be handled in accordance with the terms of this PA. This PA refers only to disposal of properties in the Rocky Mountain Region.

II. Historic Preservation Staff

A. Professional Qualifications: GSA-R8 shall employ a Regional Historic Preservation Officer (RHPO) and specialists (Historic Preservation Staff) who meet one or more of the professional qualifications standards enumerated within the Secretary of the Interior's Professional Qualifications Standards (48 FR 44738-9, September 29, 1983, as they may be amended). GSA-R8 shall ensure that the work of its Historic Preservation Staff is carried out under the direct or indirect supervision of the RHPO, or his/her qualified designee. Where the required professional experience is not available within the Historic Preservation Staff, GSA-R8 shall contract with additional, similarly qualified specialists whose services shall be provided to the Historic Preservation Staff under the direction of the RHPO.

B. Compliance Responsibility: GSA-R8 shall assign to the RHPO the responsibility and authority to administer and manage its fulfillment of the terms of this PA.

C. Review by Historic Preservation Staff: GSA-R8 shall ensure that its Historic Preservation Staff reviews and approves all routine maintenance, rehabilitation, repair and alteration Undertakings planned for any historic building, archaeology for any site subject to new construction, or effects within close proximity to cultural/historic resources. Historic Preservation Staff review will be undertaken at the earliest stages in planning, and may extend through the duration of the Undertaking.

III. General Standards for Maintenance and Rehabilitation Undertakings

A. Secretary of the Interior's Standards (36 CFR Part 68): GSA-R8 shall ensure that Historic Properties included in Appendix I which have been determined eligible for the National Register will be maintained and rehabilitated, as applicable, in accordance with the recommended approaches in the Secretary of the Interior's Standards for the Rehabilitation

of Historic Properties (Secretary's Treatment of Historic Properties" (Secretary's Standards) (http://www.nps.gov/history/local-law/arch_stnds_9.htm).

B. Development of Building Preservation Plans (BPPs): GSA-R8 shall ensure that the recommended procedures set forth in the BPPs are consistent with the Secretary's Standards outlined in Stipulation III.A, above.

IV. Undertaking Review for Historic Owned and Leased Properties

A. Properties excluded from further review: GSA-R8 may carry out Undertakings on properties determined not eligible for inclusion in the National Register and on properties determined as non-historic without further review pursuant to 36 CFR Part 800.

This includes owned and leased properties that have been determined ineligible for inclusion in the National Register and properties not yet 50 years old (Class 5 and Class 6).

B. Undertakings excluded from further review: GSA-R8 may carry out Undertakings listed in Appendices III and IV without further review pursuant to 36 CFR Part 800, provided that GSA-R8 ensures that they are reviewed as provided in Stipulation II.B, above and that they are carried out in a manner consistent with the standards set forth in Stipulation III, above. All lease actions are subject to E.O. 12072 and E.O. 13006.

C. Undertakings in Historic Properties subject to review by the SHPOs: GSA-R8 shall ensure that any Undertaking which consists of an interior or exterior alteration, or ground disturbing activities, not otherwise excluded from review pursuant to Stipulations IV.A, and IV.B, above will be reviewed in accordance with 36 CFR Part 800.

D. Oversight of Undertakings in Historic Properties: GSA-R8 Historic Preservation Staff will provide training for all building management staff as necessary, in addition to telephone consultation and site visits, to ensure that Undertakings carried out pursuant to Stipulation IV comply with the standards for maintenance and rehabilitation listed in Stipulation III, above.

V. Management in Accordance with Accepted BPPs

A. The BPPs GSA-R8 has completed to date are listed in Appendix II. Future BPPs will be submitted to the appropriate SHPO for review when new BPPs are undertaken or existing BPPs are updated. The SHPO's review will be based upon an evaluation of the identification and evaluation of the significant materials, features, and areas of the Historic Properties, their original appearance and present condition, the appropriateness of the preservation zones that have been applied to the interior and exterior of the building, and the specifications enumerated for the preservation or rehabilitation of character-defining features and spaces.

1. If the SHPO concurs with the findings enumerated within the BPP, that SHPO shall respond with comments or notify GSA-R8 of its concurrence within thirty (30) days;

2. If the SHPO disagrees with the findings enumerated within the BPP that SHPO may respond with comments or notify GSA-R8 of its disagreement within thirty (30) days. GSA will incorporate any reasonable comment into the final BPP, and, regarding any SHPO comment not incorporated into the final BPP, GSA will indicate in writing, within thirty (30) days of its decision not to incorporate the SHPO comment, why the comment was not incorporated into the BPP.

3. If GSA-R8 has not received notification to the contrary from the appropriate SHPO in thirty (30) days of its receipt of a BPP, GSA-R8 shall assume that the SHPO has reviewed and accepted the BPP.

GSA-R8 shall provide to the SHPOs and ACHP a revised Appendix II of the PA as part of the Annual Report required by Stipulation IX to reflect new or revised BPPs that have been reviewed and accepted by the SHPO. Each SHPO shall retain a copy of the BPP for its state for its future reference; GSA-R8 will provide updated information to the SHPO for inclusion in its copy of the BPP as it becomes available. GSA-R8 will make the property that is the subject of a BPP available to the SHPO for an independent site visit by that SHPO.

B. Undertakings consistent with BPP recommendations: GSA-R8 will ensure that maintenance, rehabilitation and related management activities carried out on or in an historic building included in Appendix II will be in accord with the recommended approaches in that building's BPP, and will be reviewed in accordance with Stipulation II.C, above, thus GSA-R8 need not submit such activities for review pursuant to 36 CFR Part 800 by the SHPO.

C. Undertakings inconsistent with the BPP recommendations: GSA-R8 will ensure that maintenance, rehabilitation and related management activities carried out on or in an historic building included in Appendix II that are not in accord with the recommended approaches in that building's BPP, will be reviewed by the SHPO in a timely manner in accordance with 36 CFR Part 800, unless said Undertaking would otherwise be excluded from review pursuant to Stipulation IV, above.

D. Undertakings not delineated in BPP recommendations that must be reviewed by the SHPOs: GSA-R8 shall ensure that any Undertaking which consists of an interior or exterior alteration, not otherwise excluded from review pursuant to Stipulation IV, above, will be reviewed in accordance with 36 CFR Part 800.

E. Undertakings not delineated in BPP recommendations but excluded from review by SHPOs: GSA-R8 may carry out Undertakings listed in Appendix III without further review pursuant to 36 CFR Part 800, provided that GSA-R8 ensures that they are reviewed as provided in Stipulation II.C, above, and that they are carried out in a manner consistent with the standards set forth in Stipulation III, above.

VI. Undertakings Not Covered By This PA

A. Notification: GSA-R8 shall notify the SHPOs when planning for all other Undertakings, which are not subject to the terms of this PA and have the potential to affect Historic

Properties or sites. GSA-R8 shall notify the SHPOs in writing when it has initiated discussions or consultations with concerned parties potentially impacted by the project. Such notification shall include general information about the scope and nature of the project, its potential effect on Historic Properties, and the status of GSA-R8's review of the project pursuant to Section 106 of the Act.

B. The following Undertakings are not covered by this PA. GSA-R8 will comply with 36 CFR Part 800 with respect to each Undertaking below:

1. Undertakings which call for the construction of new buildings or additions to Historic Properties included in Appendix I;

2. Undertakings which involve ground disturbance in soil more than 1 m in horizontal size or more than .5 m deep, and either not disturbed in the last 50 years, or take place on known archaeological sites;

3. Undertakings on tribal lands, or potentially involving property that may be of religious or cultural significance to an Indian Tribe;

4. Transfer, lease or sale of federal properties outside of federal ownership or control, and,

5. Discovery of human remains.

VII. Dispute Resolution

A. If any Signatory to this PA objects at any time to any actions proposed or the manner in which the terms of this PA are implemented, GSA shall consult with such party to resolve the objection. If GSA determines that such objection cannot be resolved, GSA will:

1. Forward all documentation relevant to the dispute, including GSA's proposed resolution, to the ACHP. The ACHP shall provide GSA with its advice on the resolution of the objection within thirty (30) days of receiving adequate documentation. Prior to reaching a final decision on the dispute, GSA shall prepare a written response that takes into account any timely advice or comments regarding the dispute from the ACHP or other Signatories, and provide them with a copy of this written response. GSA will then proceed according to its final decision.

2. If the ACHP does not provide its advice regarding the dispute within the thirty (30) day time period, GSA may make a final decision on the dispute and proceed.

B. Arbitration: The parties agree to use any non-binding arbitration that is required under applicable state court rules.

C. Public objections: At any time during implementation of the measures stipulated in this PA, should an objection to any such measure or its manner of implementation be raised by a

member of the public, GSA-R8 shall take the objection into account and consult with the objecting party, the appropriate SHPO and the ACHP to resolve the objection.

VIII. Public Outreach

GSA-R8 shall fulfill the requirements of Subpart A of 36 CFR Part 800 which requires federal agencies to involve consulting parties as described in 36 CFR §800.2(c) in findings and determinations made during the 106 process. GSA-R8 shall coordinate consultations as appropriate with the requirements of other statues such as the National Environmental Policy Act (NEPA), the Native American Graves Protection and Repatriation Act (NAGPRA), the American Indian Religious Freedom (AIRFA), the Archaeological Resources Protection Act (ARPA), and agency-specific legislation.

IX. Emergencies

A. Immediate rescue and salvage operations conducted to preserve life or property are exempt from the provisions of Section 106 and this PA.

B. In the event GSA proposes an emergency Undertaking following a disaster or emergency declared by the President, a tribal government, or the governor of a state or another immediate threat to life or property, the following applies:

1. These emergency or security procedures apply only to Undertakings that will be implemented within thirty (30) days after the disaster or the appropriate authority has formally declared an emergency. GSA-R8 may request an extension of the period of applicability from the SHPO/THPO prior to the expiration of the thirty (30) days.

2. If the emergency action has the potential to affect Historic Properties, GSA shall notify the SHPO, interested Indian Tribes, and other parties as appropriate prior to Undertaking the action, when feasible. As part of the notification, GSA shall provide a plan to address the emergency. The SHPO and other parties shall have seven (7) days to review and comment on the plan to address the emergency. If the SHPO and other parties do not comment or object to the plan within the review period, GSA shall implement the proposed plan.

3. Where possible, GSA shall ensure that such emergency actions shall be undertaken in a manner that does not foreclose future preservation or restoration of Historic Properties. Where such emergency actions may affect Historic Properties, they shall be undertaken in a manner that is consistent with the Secretary of the Interior's Standards for the Treatment of Historic Properties. In addition, where possible, GSA shall ensure that such actions shall be undertaken with on-site monitoring by the appropriate preservation professional who meets, at a minimum, the qualifications standards in his or her field of expertise, per Stipulation II.

4. Where the SHPO and/or any other party has reason to believe that a Historic Property may be adversely affected by an emergency action, the party shall submit a request to GSA to review and comment on that action.

X. Discoveries

A. Unidentified Properties

1. If it appears that an Undertaking will affect a previously unidentified property that may be eligible for inclusion in the National Register, or that may contribute to a National Register historic district, or affect a known historic property in an unanticipated manner, GSA-R8 will stop any potentially harmful activities in the vicinity of the discovery, take all reasonable measures to avoid or minimize harm to the property, and consult in accordance with Stipulations IV, V, and VI, above.

2. If a property discovered pursuant to Stipulation X.A, above, has not previously been included in or determined eligible for the National Register and provisions for its treatment are not contained in an approved archaeological treatment plan, GSA-R8 may assume that the property is eligible for inclusion in the National Register for purposes of this PA.

B. Human Remains: If human remains are discovered at any time during the implementation of the undertaking, the agency shall follow federal laws, such as the provisions of the Native American Graves Protection and Repatriation Act (25 USC §3001), state laws, and local laws as appropriate.

XI. Annual Report

A. Schedule and content: On or before November 30 of each year, GSA-R8 shall prepare and provide to the SHPOs and ACHP who are Signatories to this PA, an annual report for the previous fiscal year addressing, at a minimum, the following topics:

1. A general summary of how this PA has been implemented during the preceding year;

2. A listing of projects reviewed and carried out in accordance with Stipulation IV, above;

3. A listing of projects reviewed internally and carried out in accordance with Stipulation V, above;

4. A summary of any problems or issues relating to this PA that have arisen in the course of the year;

5. GSA-R8's assessment of the effectiveness of this PA;

6. Any recommendations GSA-R8 may have for improving the PA;

7. Up-to-date appendices, reflecting any changes incorporated pursuant to Stipulation I, II or V, above;

8. A summary of the training provided to GSA-R8 staff, including general training and Undertaking-specific training provided pursuant to Stipulation IV.D.

B. Public Access: Subject to federal security requirements, GSA-R8 shall ensure that this annual report is available for public inspection for thirty (30) calendar days, that potentially interested members of the public are made aware of its availability, and that interested members of the public are invited to provide comments to GSA-R8, the SHPOs, and/or the ACHP regarding the maintenance and rehabilitation program, and the effectiveness of this PA.

C. SHPO and ACHP comments: At the request of the SHPOs or ACHP, GSA-R8 will provide access to reasonably available follow-up materials, and will consult with the SHPO and/or ACHP as necessary to answer questions about projects which are carried out pursuant to this PA and which are included in the annual report.

At the request of any Signatory to this PA, GSA-R8 will meet to address questions or comments that the SHPOs, the ACHP, or the public may wish to make. Based on this discussion, the Signatories will determine whether this PA will continue in force, be amended, or be terminated, in accordance with XIII.

XII. Funding Limitations

The GSA's obligations under this PA are subject to the availability of appropriated funds, and the Stipulations of PA are subject to the provisions of the Anti-Deficiency Act, 31 USC §1341, as amended. The GSA shall make reasonable and good faith efforts to secure the necessary funds to implement this PA in its entirety. If compliance with the Anti-Deficiency Act alters or impairs the GSA's ability to implement the Stipulations of this PA, the GSA shall consult in accordance with the amendment and termination procedures found at Stipulation XIII.C. of this PA.

XIII. Miscellaneous

A. Effective Date of Programmatic Agreement: This PA shall take effect on the date of the last signatory hereto. The PA will expire in ten (10) years from the date of its signing, or before if terminated in accordance with terms of this PA. If, after ten (10) years, this PA still meets the needs of GSA-R8, the SHPOs, and the ACHP, this PA shall continue upon written agreement of all Signatories.

B. Amendment: This PA may be amended when such an amendment is agreed to in writing by all Signatories. The amendment will be effective on the date a copy signed by all of the Signatories is filed with the ACHP.

C. Termination: If any Signatory to this PA determines that its terms will not or cannot be carried out, that Signatory shall immediately consult with the other Signatories to attempt to develop an amendment per Stipulation XIII.B (above). If within thirty (30) days (or another time period agreed to by all Signatories) an amendment cannot be reached, any signatory may terminate their participation in this PA upon written notification to the other Signatories.

If this PA is terminated for a state covered by this PA, then prior to work covered by this PA continuing in that state, GSA must either (a) execute another agreement pursuant to 36 CFR § 800.6 or (b) request, take into account, and respond to the comments of the ACHP under 36 CFR § 800.7. GSA shall notify the Signatories as to the course of action it will pursue.

In the event of termination of the terms of this PA by a SHPO, GSA-R8, in consultation with the ACHP, will fully comply with 36 CFR Part 800 with regard to Undertakings covered by this PA in consultation with the SHPO and carry out its responsibilities under Section 110 of the Act and all related authorities. GSA-R8's responsibilities pursuant to the terms of this PA for the remaining states shall remain unchanged.

D. Definitions are listed in Appendix V.

E. Equal Opportunity/Non-Discrimination: The parties agree to comply with all applicable Federal or State laws relating to equal opportunity and non-discrimination. Notwithstanding the foregoing, each of the above provisions shall apply to the United States of America, including GSA, only to the extent consistent with federal law and practice, as such may be amended from time to time. The obligations under these provisions do not confer or create for any person or group any remedy or right against the United States of America not currently available under the United States Constitution, Title VII of the 1964 Civil Rights Act, or any other applicable federal law.

F. Conflict of Interest: One of the reasons a SHPO may terminate this PA would be upon finding that a SHPO employee that was significantly involved in the creation of this PA is, at any time the PA is in effect but no later than three (3) years after its execution, an employee or consultant to any other Signatory in this PA.

SIGNATURES ON FOLLOWING PAGE

Execution and implementation of this PA evidences that GSA-R8 has taken into account the effects of the Undertakings, contemplated herein, on Historic Properties and afforded the ACHP an opportunity to comment.

Timothy Horne, Regional Commissioner
Public Buildings Service, Rocky Mountain Region
U.S. General Services Administration

Date: 8-1-2016

Beth L. Savage, Federal Preservation Officer
U.S. General Services Administration

Date: 7/28/2016

Steve Turner, State Historic Preservation Officer
State of Colorado

Date: 8/3/2016

Mark Baumler, State Historic Preservation Officer
State of Montana

Date: 8/16/2016

Claudia Berg, State Historic Preservation Officer
State of North Dakota

Date: 9.9.2016

Jay D. Vogt, State Historic Preservation Officer
State of South Dakota

Date: 09-21-2016

Brad Westwood, State Historic Preservation Officer
State of Utah

Date: 8/29/2016

John M. Fowler, Executive Director
Advisory Council on Historic Preservation

Date: 9/30/2016

Programmatic Agreement

Appendices

Appendix I.a –GSA-R8 Owned Properties National Register Eligible, National Register Listed or Over Fifty (50) Years Old

Appendix I.b –GSA-R8 Leased Properties National Register Eligible, National Register Listed or Over Fifty (50) Years Old

Appendix II – GSA-R8 Owned Buildings with Completed Building Preservation Plans

Appendix III – Undertakings Excluded From Review by the SHPO

Appendix IV – Lease Actions Excluded From Review by SHPO

Appendix V – Definitions

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Appendix 1.a

GSA-R8 Owned Properties National Register Eligible, National Register Listed or Over Fifty (50) Years Old

LOCATION CODE	BUILDING NAME	STREET ADDRESS	CITY	STATE	CONSTRUCTION DATE	HISTORIC STATUS
COLORADO						
CO0006	FEDERAL BUILDING/CUSTOM HOUSE	721 19TH ST	DENVER	CO	1931	2
CO0009	BYRON WHITE US CRTHS	1823 STOUT ST	DENVER	CO	1916	2
CO0018	WAYNE ASPINALL FB/U.S. CT	400 ROOD AVE	GRAND JUNCTION	CO	1918	2
CO0050	FEDERAL GARAGE BLDG	2106 CALIFORNIA ST	DENVER	CO	1937	2
CO0051	FEDERAL GARAGE BLDG	2101 WELTON ST	DENVER	CO	1947	2
CO0039	BYRON G.ROGERS FB-CT	1961 STOUT ST	DENVER	CO	1965	3
CO0656	OFFICE OF CIVIL DEFENSE BUNKER	W 6TH AVE & KIPLING ST	LAKEWOOD	CO	1963	2
CO0511	DFC BLDG 20	W 6TH AVE & KIPLING ST	LAKEWOOD	CO	1941	6
CO0512	DFC BLDG 21	W 6TH AVE & KIPLING ST	LAKEWOOD	CO	1941	6
CO0514	DFC BLDG 25	W 6TH AVE & KIPLING ST	LAKEWOOD	CO	1941	6
CO0515	DFC BLDG 40	W 6TH AVE & KIPLING ST	LAKEWOOD	CO	1940	6
CO0516	DFC BLDG 41	W 6TH AVE & KIPLING ST	LAKEWOOD	CO	1941	6
CO0518	DFC BLDG 44	W 6TH AVE & KIPLING ST	LAKEWOOD	CO	1941	6
CO0519	DFC BLDG 45	W 6TH AVE & KIPLING ST	LAKEWOOD	CO	1941	6
CO0520	DFC BLDG 46	W 6TH AVE & KIPLING ST	LAKEWOOD	CO	1941	6
CO0522	DFC BLDG 48	W 6TH AVE & KIPLING ST	LAKEWOOD	CO	1941	6
CO0524	DFC BLDG 49B	W 6TH AVE & KIPLING ST	LAKEWOOD	CO	1941	6
CO0525	DFC BLDG 49C	W 6TH AVE & KIPLING ST	LAKEWOOD	CO	1942	6
CO0526	DFC BLDG 49D	W 6TH AVE & KIPLING ST	LAKEWOOD	CO *	1942	6
CO0527	DFC BLDG 50	W 6TH AVE & KIPLING ST	LAKEWOOD	CO	1941	6
CO0529	DFC BLDG 52	W 6TH AVE & KIPLING ST	LAKEWOOD	CO	1941	6
CO0530	DFC BLDG 53	W 6TH AVE & KIPLING ST	LAKEWOOD	CO	1941	6
CO0531	DFC BLDG 54	W 6TH AVE & KIPLING ST	LAKEWOOD	CO	1941	6
CO0532	DFC BLDG 55	W 6TH AVE & KIPLING ST	LAKEWOOD	CO	1941	6
CO0533	DFC BLDG 56	W 6TH AVE & KIPLING ST	LAKEWOOD	CO	1941	6
CO0543	DFC BLDG 75	W 6TH AVE & KIPLING ST	LAKEWOOD	CO	1944	6
CO0545	DFC BLDG 77	W 6TH AVE & KIPLING ST	LAKEWOOD	CO	1942	6
CO0623	DFC BLDG 13	W 6TH AVE & KIPLING ST	LAKEWOOD	CO	1963	6
CO0624	DFC BLDG 810	W 6TH AVE & KIPLING ST	LAKEWOOD	CO	1965	6
CO0631	DFC BLDG 710	W 6TH AVE & KIPLING ST	LAKEWOOD	CO	1969	2
CO0643	DFC BLDG 21A	W 6TH AVE & KIPLING ST	LAKEWOOD	CO	1941	6
MONTANA						
MT0004	MIKE MANSFIELD FB & US CT	400 NORTH MAIN ST	BUTTE	MT	1904	1
MT0017	FB/USPO/CT	200 E BROADWAY ST	MISSOULA	MT	1913	2
MT0501	CHIEF MOUNTAIN BDR STN & QTRS	STATE HIGHWAY 17	BABB	MT	1939	2
MT0502	CHIEF MOUNTAIN BS GARAGE	STATE HIGHWAY 17	BABB	MT	1941	2
MT0503	CHIEF MOUNTAIN BS PUMP HOUSE	STATE HIGHWAY 17	BABB	MT	1939	2
MT0551	PIEGAN BORDER STATION & QTRS	US HIGHWAY 89	BABB	MT	1933	2
MT0042	BORDER PATROL SECTOR HQ	2605 5TH AVE SE	HAVRE	MT	1965	6

Appendix 1.a

GSA-R8 Owned Properties National Register Eligible, National Register Listed or Over Fifty (50) Years Old

LOCATION CODE	BUILDING NAME	STREET ADDRESS	CITY	STATE	CONSTRUCTION DATE	HISTORIC STATUS
NORTH DAKOTA						
ND0002	FEDERAL BUILDING	304 E BROADWAY	BISMARCK	ND	1913	2
ND0006	U.S.FEDERAL BUILDING/CT	655 FIRST AVE N	FARGO	ND	1931	2
ND0018	U.S. CUSTOM HOUSE/PO	125 S CAVALIER ST	PEMBINA	ND	1932	2
ND0501	AMBROSE BORDER STATION	STATE HIGHWAY 42 AT CAN BD	AMBROSE	ND	1932	2
ND0531	ST. JOHN BORDER STATION	STATE HIGHWAY 30	ST. JOHN	ND	1931	2
ND0032	BORDER PATROL SECTOR HQ	2318 S WASHINTON ST	GRAND FORKS	ND	1960	3
ND0037	WILLIAM L GUY FB/PO/CT	220 E ROSSER AVE	BISMARCK	ND	1964	6
ND0501	AMBROSE BORDER STATION	STATE HIGHWAY 42 AT CAN BDR	AMBROSE	ND	1932	2
ND0037	WILLIAM L GUY FB/PO/CT	220 E ROSSER AVE	BISMARCK	ND	1964	6
SOUTH DAKOTA						
SD0038	FB	200 4TH ST SW	HURON	SD	1977	5
UTAH						
UT0010	FOREST SERVICE BLDG	507 25TH ST	OGDEN	UT	1934	2
UT0014	J. WILL ROBINSON FB	88 W 100 N	PROVO	UT	1938	2
UT0017	FRANK E MOSS COURTHOUSE	350 S MAIN ST	SALT LAKE CITY	UT	1905	2
UT0032	WALLACE F BENNETT FB	125 S STATE ST	SALT LAKE CITY	UT	1963	6
UT0035	JAMES V HANSEN FB	324 25TH ST	OGDEN	UT	1965	3
UT0036	IRS SERVICE CENTER	1160 W 1200 S	OGDEN	UT	1966	6

NR Class: 1 - National Historic Landmark, 2 - National Register Listed, 3 - National Register Eligible,
4 - Non-contributing Element, 5 - Not Evaluated, 6 - Evaluated, Not Historic

GSA-R8 Leased Properties National Register Eligible, National Register Listed or Over Fifty (50) Years Old

LOCATION CODE	BUILDING NAME	STREET ADDRESS	CITY	STATE	CONSTRUCTION DATE	HISTORIC STATUS
COLORADO						
LCO14128	SANTA FE OFFICE BUILDING	200 SOUTH SANTA FE AVE	PUEBLO	CO	1910	3
LCO14597	LIVESTOCK EXCHANGE BUILDING	4701 MARION ST	DENVER	CO	1916	3
LCO14714	LA PLATA COUNTY COURTHOUSE	1060 E 2ND AVE	DURANGO	CO	1959	6
LCO14773	CDC WAREHOUSE	1133 RIVERSIDE AVE	FORT COLLINS	CO	1941	3
LCO14774	FIRST NATIONAL BANK	621 17TH ST	DENVER	CO	1957	3
LCO14866	FIRST NATIONAL BANK	621 17TH ST	DENVER	CO	1957	3
MONTANA						
MT0002	FEDERAL BUILDING-POST OFFICE	2602 1ST AVE N	BILLINGS	MT	1914	2
MT0007	POST OFFICE-COURTHOUSE	605 2ND AVE S	GLASGOW	MT	1939	2
MT5388	OLD CHAMBER BLDG	301 N 27TH ST	BILLINGS	MT	1910	2
MT5540	NP BUILDING	100 W RAILROAD	MISSOULA	MT	1901	2
NORTH DAKOTA						
ND1344	FEDERAL SQUARE	112 ROBERTS ST	FARGO	ND	1905	2
UTAH						
UT1434	SCOWCROFT BUILDING	105 23RD STREET	OGDEN	UT	1906	2
UT1457	KEN GARFF BLDG	405 S MAIN ST	SALT LAKE CITY	UT	1955	2
UT1508	BOYER BDO	673 1ST ST	OGDEN	UT	1941	3

NR Class: 1 - National Historic Landmark, 2 - National Register Listed, 3 - National Register Eligible, 4 - Non-contributing Element, 5 - Not Evaluated, 6 - Evaluated, Not Historic

Appendix II

GSA-R8 Owned Properties With Building Preservation Plans

Location Code	Building Name	Street Address	City	State	Construction Date	Historical Status Code	BPP
Colorado							
CO0006	FEDERAL BUILDING/CUSTOM HOUSE	721 19TH ST	DENVER	CO	1931	2	2010
CO0009	BYRON WHITE US CRTHS	1823 STOUT ST	DENVER	CO	1916	2	2013
CO0039	BYRON G.ROGERS FB-CT	1961 STOUT ST	DENVER	CO	1965	3	2010
CO0050	FEDERAL GARAGE BLDG	2106 CALIFORNIA ST	DENVER	CO	1937	2	2014
CO0051	FEDERAL GARAGE BLDG	2101 WELTON ST	DENVER	CO	1947	2	2014
CO0018	WAYNE ASPINALL FBCT	400 ROOD AVE	GRAND JUNCTION	CO	1918	2	2014
CO0656	OFFICE OF CIVIL DEFENSE BUNKER	W 6TH AVE & KIPLING ST	LAKEWOOD	CO	1963	2	2010
Montana							
MT0501	CHIEF MOUNTAIN POE	MAIN PORT BLDG	BABB	MT	1939	2	2011
MT0502	CHIEF MTN PORT OF ENTRY	PARKING GARAGE	BABB	MT	1941	2	2011
MT0503	CHIEF MOUNTAIN PORT OF ENTRY	PUMPHOUSE	BABB	MT	1939	2	2011
MT0551	PIEGAN PORT OF ENTRY	APARTMENTS HOUSE	BABB	MT	1933	2	2011
MT0004	MIKE MANSFIELD FB / CH	400 N MAIN ST	BUTTE	MT	1904	1	2011
MT0017	FB-PO-CT	200 E BROADWAY ST	MISSOULA	MT	1913	2	2009
North Dakota							
ND0501	AMBROSE PORT OF ENTRY	10935 STATE HWY 42	AMBROSE	ND	1932	2	2011
ND0002	FEDERAL BUILDING	304 E BROADWAY	BISMARCK	ND	1913	2	2012
ND0006	FEDERAL BUILDING/COURTHOUSE	655 1ST AVE N	FARGO	ND	1931	2	2004
ND0008	RONALD N. DAVIES FEDERAL BLDG	102 N 4TH ST	GRAND FORKS	ND	1906	2	2013
ND0014	JUDGE BRUCE M. VAN SICKLE FB&C	100 1ST STREET SW	MINOT	ND	1915	2	2010
ND0018	POST OFFICE/CUSTOM HOUSE	112 W STUTSMAN ST	PEMBINA	ND	1932	2	2010
ND0531	ST JOHN PORT OF ENTRY	10898 ND 30	ST JOHN	ND	1931	2	2011
South Dakota							
SD0021	U.S. COURTHOUSE	400 S PHILLIPS AVENUE	SIOUX FALLS	SD	1895	2	2010
Utah							
UT0010	FOREST SERVICE BLDG	507 25TH ST	OGDEN	UT	1934	2	2011
UT0014	J. WILL ROBINSON FB	88 W 100 N	PROVO	UT	1938	3	2012
UT0017	FRANK E MOSS COURTHOUSE	350 S MAIN ST	SALT LAKE CITY	UT	1905	2	2009

NR CLASS: 1 - NATIONAL HISTORIC LANDMARK, 2 - NATIONAL REGISTER LISTED, 3 - NATIONAL REGISTER ELIGIBLE, 4 - NON-CONTRIBUTING ELEMENT, 5 - NOT EVALUATED, 6 - EVALUATED, NOT HISTORIC

Appendix III

Undertakings Excluded From Review by the SHPO

This appendix may be revised with the written agreement of the ACHP, the SHPOs, and GSA-R8 without a revision being made to the underlying PA. Any such revision will be documented in the annual report described in Stipulation XI.

1. Interior work

   A. Maintenance painting (except color changes in Restoration Zones).

   B. Wood refinishing and restoration using natural, organic or soy gel strippers.

   C. Cleaning and waxing floors.

   D. In-kind repair and replacement of floors, walls, secondary stairs, ceilings and/or trim. This does not apply to decorative finishes, including murals, glazed paint, gold leaf, or ornamental plaster.

   E. Installation of carpeting that does not damage historic flooring material, such as perimeter tack strips or carpet tile.

   F. Minor security improvements that are non-visible, reversible, or do not damage or alter historic finishes, or affect restoration zones, and replacing existing equipment in same locations;

   G. Installation of interior window coverings.

   H. Lighting in non-historic interior areas.

   I. Removal or replacement of building contents including furniture, movable partitions, cabinetry and equipment and any other moveable items which are not character defining features.

   J. Heating, ventilation and air conditioning, mechanical, plumbing, energy management, electrical, fire life safety, security, telecommunications systems and equipment repairs or replacement which will not alter historic fixtures or finishes or affect Restoration Zones.

   K. Alterations which effects are confined to renovation zones as defined in BPPs; such alterations may include but not be limited to the installation of a suspended ceiling in a non-decorative office space (so long as it does not alter windows, the fundamental relationship of the window to the wall and/or ceiling or view into or out of the space through the windows).

   L. Removal of pests, such as termites and other insects and rodents, which does not involve drilling into walls and floors, or tenting of entire structure. Installation of pest exclusion devices, such as netting and wires that do not damage historic finishes.

M. Non-destructive or concealed diagnostic health and safety activities or testing for hazardous materials (e.g., radon, asbestos, lead paint, lead pipes, buried fuel tanks, ACM).

N. Elevator upgrades, where the following conditions can be met:

a) Historic elevator cab finishes and hardware will be retained and restored where they exist;

b) New code-complying hardware and signage shall be compatible materials and design and shall be installed with minimal disruption of historic fabric;

c) GSA-R8 may replicate historic elevator cabs in significant public spaces identified as Restoration Zones. When funding constraints preclude replication of all elevator cabs in a building's Restoration Zones, GSA-R8 may elect selective cab replication, based on relative visibility, significance, and architectural integrity of the elevators and elevator lobbies being upgraded; replication will be based on the original historic designs, when available, and will be consistent with code and other applicable requirements; where code or other requirements prohibit replication, contemporary designs sympathetic with existing building fabric and finishes will be used; and

d) In Rehabilitation and Renovation Zones as defined in BPPs, non-historic elevator cabs may be replaced with contemporary cabs designed to be sympathetic with existing fabric and finishes.

O. Fire alarm detection/suppression upgrades where the following conditions can be met:

a) New installations will be located on flat undecorated plaster.

b) New alarm pull stations that must be located along a wall with a decorative stone, metal, wood or ceramic surface will be installed on a freestanding pedestal or on the wall without penetrating the historic material.

c) Wiring will be concealed in walls and ceilings when possible.

d) In Restoration Zones as defined in BPPs, ceilings will not be dropped to conceal detection and suppression systems.

P. Installation of automated building systems (auto on-off switches, etc.) that replace existing electrical components.

2. Exterior Work

A. Non-abrasive masonry cleaning, repair, and matching mortar repointing or caulking conducted in accordance with Preservation Brief #2.

B. Repairs to non-historic windows or historic windows using in-kind materials, but not including window replacement.

C. Repairs to and in-kind replacement of elements of curtain wall assemblies or exterior cladding that is hung on the building structure, usually from floor to floor, and when the color, size, reflectivity, materials and visual patterns are unaltered.

D. Roof repair, including repair or replacement of flat roofs; or in-kind repair or replacement of historic roofing materials, rafters, fascia, soffits, gutters, downspouts or other roof system components.

E. Installation of antennas not visible from the public space and not anchored to historic materials, or removal, repairs or in-kind replacement of existing antennas.

2. Grounds Maintenance

A. Any proposed ground disturbance in soil 1) less than 1 m in horizontal size and less than .5 m deep, or 2) which has been disturbed in the last 50 years prior to the proposed ground disturbance and which is not in a known archaeological site.

B. Minor plant removal and replacement.

C. Resurfacing of existing paved surfaces, including in-kind paving repair or replacement.

D. Grounds maintenance including but not limited to: snow removal; installation of temporary removable barriers; in-kind repair and replacement of existing landscaping elements (e.g., fencing, free standing walls, paving, planters, irrigation systems, lighting elements, signs, flag poles, ramps, steps); and in-kind repairs and replacement, installation, replacement or minor upgrades of security improvements (e.g., bollards or fencing and associated protective barriers) when in previously disturbed areas.

F. Handicap accessibility modifications where the following conditions can be met:

a) The modification is carried out in Restoration Zones as defined in BPPs and is limited to the installation of temporary ramps which will remain in place for a period not to exceed one year and will be removed no later than one year following the date of installation, unless otherwise agreed to by the parties to this Agreement; and

b) The modification only affects rehabilitation and renovation zones and is incidental to other building system upgrades and does not alter historic design or finishes, other than relocation of system components to wall heights mandated by the Uniform Federal Accessibility Standards (41 CFR Part 101-19.6, Appendix A).

3. Undertakings not involving significant public spaces or exterior work on buildings under 50 years old and not significant under National Register Criterion Consideration G.

4. All Undertakings on building(s) greater than fifty (50) years old and officially determined ineligible, unless Undertaking involves exterior work in a National Register eligible or listed historic district.

Appendix IV

Lease Actions Excluded from Review by SHPO

A. Lease extensions, lease renewals, succeeding leases, superseding leases, and changes in square footage, provided associated construction work is limited to work items included in Appendix III.

B. Leases of storage and warehouse space of 2,000 square feet or less;

C. Leases for ware yards of unlimited size;

D. Leases of existing parking spaces;

E. Short-term leases of two years or less;

F. Leases of 15,000 square feet or less of space in existing buildings or where Government proposes to occupy less than 20% of the existing building;

G. Emergency/disaster leases (i.e. replacement lease due to fire, flood, or any other natural disaster that destroyed the existing leased building);

H. Leasehold condemnations.

Appendix V

Definitions

ACHP - The Advisory Council on Historic Preservation

The Act or **NHPA** - the National Historic Preservation Act of 1966 (54 U.S.C. § 300101 et seq.) as amended.

BPP - Building Preservation Plan. The BPP is an internal GSA report which collects and organizes data about GSA's Historic Properties.

Consultation - The process of seeking, discussing, and considering the views of other participants, and, where feasible, seeking agreement with them regarding matters arising in the section 106 process. GSA, SHPO, and ACHP, with the concurrence of other interested parties if applicable, may adjust the timing and extent of Consultation, depending upon the urgency of the required action and other factors. The Secretary of Interior's "Standards and Guidelines for Federal Agency Preservation Programs pursuant to the National Historic Preservation Act" provide further guidance on Consultation.

Consulting Parties - GSA, SHPOs, and ACHP, collectively.

Day or Days – Means calendar days.

GSA-R8 – U.S. General Services Administration, Rocky Mountain Region, which includes the states of Colorado, Montana, North Dakota, South Dakota and Utah.

E.O. 12072 - Executive Order 12072 – Federal Space Management

E.O. 13006 - Executive Order 13006 – Locating Federal Properties on Historic Properties in our Nation's Central Cities.

Historic Properties – Properties included in, or eligible for inclusion in, the National Register of Historic Places.

Indian Tribe – Any of the federally-recognized Indian Tribal Entities listed in the Federal Register.

Keeper – Keeper of the National Register of Historic Places. The Keeper is the individual who has been delegated the authority by the National Park Service to list properties and determine their eligibility for the National Register.

Lease Action Definitions – Terminology used by GSA in its leasing actions, defined below:

Change in SQFT – The agency requires an increase/decrease to its existing leased space.

Extension – The existing lease contract contains a supplemental lease agreement that results in the continued occupancy by the government and extends the expiration date of the current lease contract.

Renewal – The government exercises an option clause in a lease contract. Renewing the existing lease contract results in continued occupancy by the government and extends the expiration date of the current lease contract.

Succeeding – The agency continues to need existing leased space resulting in a new lease for continued occupancy in the same space at the same leased location that will result in a lease for continued occupancy when the prior lease expires.

Superseding – The agency continues to need existing lease space which results in a new lease for continued occupancy in the same space at the same leased location, that will result in a lease for continued occupancy which replaces a prior lease before it expires.

MOA – Memorandum of Agreement – A document that records the terms and conditions agreed upon to resolve the adverse effects of an Undertaking upon Historic Properties.

National Register - National Register of Historic Places. The National Register of Historic Places is the Nation's official list of cultural resources worthy of preservation.

National Register Class - A federal classification system with numbers from 1 – 6 which represents a ranking of a building's architectural and /or historical significance, and/or status. The definitions are as follows:

Class 1 - A National Historic Landmark, a building which is highly distinctive, unique, or significant in American History, or a contributing building in an NHL Historic District. Often an archetypal example of an architectural style distinguished by unusually fine materials and details. The work of a famous architect, or a building recognized in acknowledged architectural publications.

Class 2 - A property on the National Register at the national, state, or local significance level. A typical example of a recognized architectural style, having all the primary elements and details intact.

Class 3 - A property considered eligible or potentially eligible for the National Register based on historical documentation and/or informal consultation with the SHPO. Appears to meet the criteria, but has not been listed.

Class 4 – A non-contributing element in an historic district.

Class 5 - A property, not yet 50 years old, which has not been evaluated for National Register eligibility.

Class 6 - A property which has been determined to be ineligible for the National Register.

Preservation Zones – GSA has developed zone classifications to be used in the Building Preservation Plan, which define the appropriate treatment for each area, based on their relative significance and integrity. Interior and exterior zones that guide preservation and restoration

treatment levels are defined using descriptive information and drawings to identify the zone areas.

Restoration Zone (Zone 1): These areas exhibit unique or distinctive qualities, such as original materials or elements, representative examples of skilled craftsmanship, or the work of a notable architect or building. They may also be of significance due to associations with persons or events of preeminent importance.

Rehabilitation Zone (Zone 2): These may be spaces or areas exhibiting distinguishing qualities, original materials and/or elements, but less ornate than restoration zones in overall treatment.

Renovation Zone (Zone 3): These are areas whose renovation and modification would not represent a loss of historic character, or intrusion to an otherwise historically significant structure.

RHPO - Regional Historic Preservation Officer

Secretary's Standards - The Secretary of the Interior's Standards for the Treatment of Historic Properties (NPS, 1992).

State Historic Preservation Officer (SHPO) - the official appointed or designated for Colorado, Montana, North Dakota, South Dakota, or Utah, depending on where the Historic Property or the Undertaking is located, pursuant to section 101(b)(1) of the act to administer the State historic preservation program or a representative designated to act for the State Historic Preservation Officer.

SHPOs – State Historic Preservation Officer of Colorado, Montana, North Dakota, South Dakota or Utah.

THPO - Tribal Historic Preservation Officer

Undertaking - a project, activity, or program funded in whole or in part under the direct or indirect jurisdiction of a Federal agency, including those carried out by or on behalf of a Federal agency, those carried out with Federal financial assistance, and those requiring a Federal permit, license or approval.