

**AMENDMENT TO
APPENDIX D TO THE
PROGRAMMATIC AGREEMENT AMONG
THE FEDERAL EMERGENCY MANAGEMENT AGENCY,
THE NEW YORK STATE HISTORIC PRESERVATION OFFICER,
THE NEW YORK STATE OFFICE OF EMERGENCY MANAGEMENT,
THE DELAWARE NATION,
THE DELAWARE TRIBE OF INDIANS,
THE SHINNECOCK NATION,
THE STOCKBRIDGE-MUNSEE COMMUNITY BAND OF MOHICANS,
THE NEW YORK CITY LANDMARKS PRESERVATION COMMISSION,
AND THE
ADVISORY COUNCIL ON HISTORIC PRESERVATION,
AS A RESULT OF HURRICANE SANDY
AGREEMENT (AGREEMENT)
REGARDING ADMINISTRATION OF THE COMMUNITY
DEVELOPMENT BLOCK GRANT – DISASTER RECOVERY PROGRAM
IN THE STATE OF NEW YORK**

WHEREAS, the Agreement was executed on May 10, 2013; and

WHEREAS, Appendix D for the State of New York was fully executed on August 6, 2013; and

WHEREAS, Appendix D allowed the New York State Homes and Community Renewal (NYS HCR) as the Responsible Entity for New York state activities outside New York City to fulfill its Section 106 responsibilities pursuant to 24 CFR 58 by following the terms and conditions of the Agreement for its administration of Community Development Block Grant – Disaster Recovery (CDBG-DR) funds appropriated under the Disaster Relief and Appropriations Act of 2013 (Public Law 1133-2, January 29, 2013); and

WHEREAS, evaluation of the first year of the Agreement has led signatory parties to propose changes to the Agreement to enhance compliance with Section 106 and to extend its duration and scope; and

WHEREAS, the signatories to Appendix D have had an opportunity to review those changes to the Agreement and concur that they will benefit from the implementation of the Agreement by NYSHCR for the administration of CDBG-DR funds related to Hurricane Sandy and CDBG-DR appropriations for future federally-declared disasters affecting the State of New York outside of New York City; and,

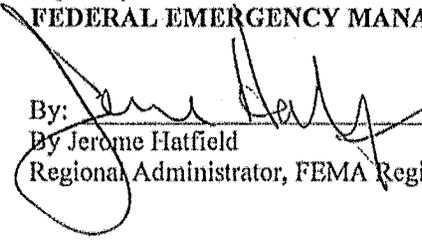
NOW THEREFORE, in accordance with Stipulation IV.A.1. of the Agreement, the signatories to Appendix D accept the terms and conditions of the amended Agreement (attached), and as appropriate under 24 CFR 58, NYSHCR shall follow the amended Agreement and thereby take into account the effect of its undertakings and satisfy its Section 106 responsibilities for the CDBG-DR program for activities in the State of New York outside New York City.

EXECUTION AND IMPLEMENTATION

This amendment to Appendix D of the Agreement may be implemented in counterparts, with separate signature pages, and will become effective on the date of final signature of the Signatory Parties.

AMENDMENT TO
APPENDIX D TO THE
PROGRAMMATIC AGREEMENT AMONG
THE FEDERAL EMERGENCY MANAGEMENT AGENCY,
THE NEW YORK STATE HISTORIC PRESERVATION OFFICER,
THE NEW YORK STATE OFFICE OF EMERGENCY MANAGEMENT,
THE DELAWARE NATION,
THE DELAWARE TRIBE OF INDIANS,
THE SHINNECOCK NATION,
THE STOCKBRIDGE-MUNSEE COMMUNITY BAND OF MOHICANS,
THE NEW YORK CITY LANDMARKS PRESERVATION COMMISSION,
AND THE
ADVISORY COUNCIL ON HISTORIC PRESERVATION,
AS A RESULT OF HURRICANE SANDY
AGREEMENT (AGREEMENT)
REGARDING ADMINISTRATION OF THE COMMUNITY
DEVELOPMENT BLOCK GRANT – DISASTER RECOVERY PROGRAM
IN THE STATE OF NEW YORK

Signatory:
FEDERAL EMERGENCY MANAGEMENT AGENCY

By: 
By Jerome Hatfield
Regional Administrator, FEMA Region II

Date: 1/20/15

AMENDMENT TO
APPENDIX D TO THE
PROGRAMMATIC AGREEMENT AMONG
THE FEDERAL EMERGENCY MANAGEMENT AGENCY,
THE NEW YORK STATE HISTORIC PRESERVATION OFFICER,
THE NEW YORK STATE OFFICE OF EMERGENCY MANAGEMENT,
THE DELAWARE NATION,
THE DELAWARE TRIBE OF INDIANS,
THE SHINNECOCK NATION,
THE STOCKBRIDGE-MUNSEE COMMUNITY BAND OF MOHICANS,
THE NEW YORK CITY LANDMARKS PRESERVATION COMMISSION,
AND THE
ADVISORY COUNCIL ON HISTORIC PRESERVATION,
AS A RESULT OF HURRICANE SANDY
AGREEMENT (AGREEMENT)
REGARDING ADMINISTRATION OF THE COMMUNITY
DEVELOPMENT BLOCK GRANT – DISASTER RECOVERY PROGRAM
IN THE STATE OF NEW YORK

Signatory:
NEW YORK STATE HISTORIC PRESERVATION OFFICER

By: Ruth Pierpont Date: 12/17/14
By: Ruth Pierpont
New York Deputy Commissioner/New York Deputy State Historic Preservation Officer

AMENDMENT TO
APPENDIX D TO THE
PROGRAMMATIC AGREEMENT AMONG
THE FEDERAL EMERGENCY MANAGEMENT AGENCY,
THE NEW YORK STATE HISTORIC PRESERVATION OFFICER,
THE NEW YORK STATE OFFICE OF EMERGENCY MANAGEMENT,
THE DELAWARE NATION,
THE DELAWARE TRIBE OF INDIANS,
THE SHINNECOCK NATION,
THE STOCKBRIDGE-MUNSEE COMMUNITY BAND OF MOHICANS,
THE NEW YORK CITY LANDMARKS PRESERVATION COMMISSION,
AND THE
ADVISORY COUNCIL ON HISTORIC PRESERVATION,
AS A RESULT OF HURRICANE SANDY
AGREEMENT (AGREEMENT)
REGARDING ADMINISTRATION OF THE COMMUNITY
DEVELOPMENT BLOCK GRANT – DISASTER RECOVERY PROGRAM
IN THE STATE OF NEW YORK

Signatory:

NEW YORK STATE HOMES AND COMMUNITY RENEWAL

By: _____

By: James Rubin

Director of the Governor's Office of Storm Recovery

Date: _____

2/10/14

**AMENDMENT TO
APPENDIX D TO THE
PROGRAMMATIC AGREEMENT AMONG
THE FEDERAL EMERGENCY MANAGEMENT AGENCY,
THE NEW YORK STATE HISTORIC PRESERVATION OFFICER,
THE NEW YORK STATE OFFICE OF EMERGENCY MANAGEMENT,
THE DELAWARE NATION,
THE DELAWARE TRIBE OF INDIANS,
THE SHINNECOCK NATION,
THE STOCKBRIDGE-MUNSEE COMMUNITY BAND OF MOHICANS,
THE NEW YORK CITY LANDMARKS PRESERVATION COMMISSION,
AND THE
ADVISORY COUNCIL ON HISTORIC PRESERVATION,
AS A RESULT OF HURRICANE SANDY
AGREEMENT (AGREEMENT)
REGARDING ADMINISTRATION OF THE COMMUNITY
DEVELOPMENT BLOCK GRANT – DISASTER RECOVERY PROGRAM
IN THE STATE OF NEW YORK**

Signatory:

ADVISORY COUNCIL ON HISTORIC PRESERVATION

By: John M. Fowler
By: John M. Fowler
Executive Director

Date: 6/23/15