

Advisory Council On Historic Preservation

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1522 K Street, NW
Washington, DC 20005

MEMORANDUM OF AGREEMENT

WHEREAS, the Veterans Administration (VA) proposes to fund 65% of the cost for the construction of a new Veterans Home by the State of Maryland; and,

WHEREAS, the VA, in consultation with the Maryland State Historic Preservation Officer (SHPO), has determined that this undertaking will have an adverse effect on the Charlotte Hall Military Academy, St. Mary's County, Maryland, a property included in the National Register of Historic Places; and,

WHEREAS, pursuant to Section 106 of the National Historic Preservation Act of 1966 (16 U.S.C. Sec. 470(f), as amended, 90 Stat. 1320), the VA has requested the comments of the Advisory Council on Historic Preservation (Council) in accordance with the Council's regulations, "Protection of Historic and Cultural Properties" (36 CFR Part 800); and,

WHEREAS, representatives of the Council, the VA, and the Maryland SHPO have consulted and reviewed the undertaking to consider feasible and prudent alternatives to avoid or satisfactorily mitigate the adverse effect;

NOW, THEREFORE, it is mutually agreed that there are no feasible and prudent alternatives to avoid the adverse effects of this undertaking and it is in the public interest to proceed with the undertaking in accordance with the following stipulations.

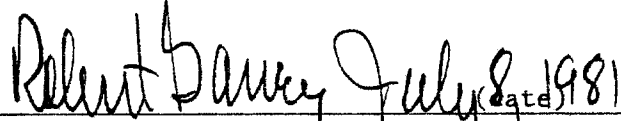
Stipulations

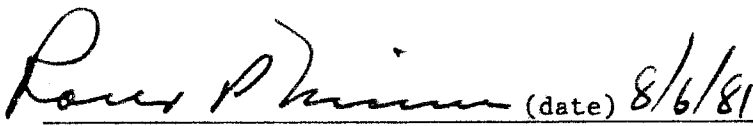
The VA will ensure that the following measures are carried out.


1. Prior to any alteration or demolition, the Charlotte Hall Military Academy will be recorded so that there will be a permanent record of its present history and appearance. The National Architectural and Engineering Record (NAER) (National Park Service, Department of the Interior, Washington, D.C., 20243; 202-343-6217) will first be contacted to determine what documentation is required. All documentation must be accepted in writing by NAER and the Council notified of its acceptance, prior to the demolition. Copies of this documentation will be provided to the Maryland SHPO.
2. Within 90 days of demolition, the National Register of Historic Places nomination form for Charlotte Hall Military Academy will be amended accordingly.

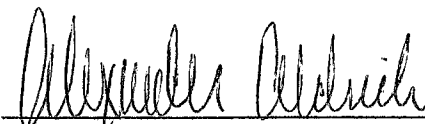
Memorandum of Agreement
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Charlotte Hall Military Academy

3. A landscaping plan to minimize the visual impact of the new construction on the Charlotte Hall Military Academy to preserve the setting of the property will be developed in consultation with the Maryland SHPO. This plan will emphasize maximum use of existing landscaping and will use techniques such as tall conifer trunks in the area of new paths, driveways, and particularly at the new building's southern perimeter and the entrance patio.
4. Archeology
 - a. Prior to any demolition, background documentary research and an archeological field survey within the area that will be affected by demolition and construction activities will be conducted in accordance with 36 CFR Part 66, Appendix B (Attachment 1). The purpose of this investigation will be to identify any prehistoric or historic archeological remains which may exist in the project area, including any remains of the original late 17th century hospital thought to be located near the site.
 - b. In the event that archeological resources are found that may meet the National Register Criteria (36 CFR Part 1202) (Attachment 2), a determination of eligibility for inclusion in the National Register will be obtained from the Secretary of the Interior. If the resources are determined eligible, they will be avoided if feasible during demolition and construction activities in order to preserve them in place. If this is not feasible, a data recovery program will be developed and implemented in consultation with the Maryland SHPO and with reference to the standards in the Council Handbook, Treatment of Archeological Properties (Attachment 3).


Executive Director
Advisory Council on Historic Preservation


Veterans Administration


Maryland State Historic Preservation Officer


Chairman
Advisory Council on Historic Preservation