



**New York State Office of Parks, Recreation and Historic Preservation**

The Governor Nelson A. Rockefeller Empire State Plaza  
Agency Building 1, Albany, New York 12238

518-474-0456

**MEMORANDUM OF AGREEMENT  
SUBMITTED TO THE ADVISORY COUNCIL ON HISTORIC PRESERVATION  
PURSUANT TO 36 CFR 800.6(a)**

**WHEREAS**, The Department of Veterans Affairs (VA) has determined that the VA Medical Center Complex Building Number 29 demolition will have an effect upon the Bath VA Medical Center Complex, a district listed on the National Register of Historic Places, and has consulted with the New York State Historic Preservation Officer (SHPO) pursuant to 36 CFR Part 800, regulations implementing Section 106 of the National Historic Preservation Act (16 U.S.C. 470f);

**NOW, THEREFORE**, VA and the New York SHPO agree that the undertaking shall be implemented in accordance with the following stipulations in order to take into account the effect of the undertaking on historic properties.

Stipulations

VA will ensure that the following measures are carried out;

- The structure labeled as 29A, the Chemical Dependency Unit, on the attached map dated January 3, 1991 shall be retained. That which is labeled as Building 29 on this same map shall be demolished.
- Prior to the demolition of Building 29, VA will submit to the SHPO a detailed proposal for the stabilization of any damage to Building 29A resulting from the demolition of Building 29.
- There shall be no new construction on that portion of property formerly containing the demolished Building 29 for a period of ten years.
- Within a period of no more than one year, a Master Plan of future development and a maintenance report of all existing buildings with an emphasis on those that are currently vacant, shall be presented to the SHPO.
- Prior to the demolition of Building 29, VA shall contact the Philadelphia Regional Office of the National Park Service, U.S. Customs House, 2nd Floor, Second and Chestnut Streets, Philadelphia, Pennsylvania 19106, to determine what level and kind of recordation is required for the property. Unless otherwise agreed to by the NPS, VA shall ensure that all documentation is completed and accepted by HABS/HAER prior to the demolition and that copies of this documentation are made available to the SHPO and appropriate local archives designated by the SHPO.



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Execution of this Memorandum of Agreement by the VA and the New York State SHPO, its subsequent acceptance by the Council, and the implementation of its terms evidence that the VA has afforded the Council an opportunity to comment on the VA Medical Center Complex Building Number 29 demolition and its effect on historic properties and that the VA has taken into account the effects of the undertaking on historic properties.

DEPARTMENT OF VETERANS AFFAIRS

For and in the absence of John Gores By: MEL A. GORES, Medical Center Director Date: 12/30/92  
NEW YORK STATE HISTORIC PRESERVATION OFFICER

By: John S. Stokun Date: 12/16/92

ACCEPTED for the Advisory Council on Historic Preservation

By: Robert W. Bush Date: 1/28/93