

Memorandum of Agreement

WHEREAS, the Department of Veterans Affairs (VA) has determined that the construction of an Ambulatory Care Addition will have an effect upon the Hampton VA Medical Center (VAMC), a property determined eligible for the National Register of Historic Places, and has consulted with the Virginia State Historic Preservation Officer (SHPO) and the Advisory Council on Historic Preservation (Council) pursuant to 36 CFR Part 800, regulations implementing Section 106 of the National Historic Preservation Act (16 U.S.C. 470f),

NOW, THEREFORE, VA, the SHPO and the Council 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:

1. VA will ensure that the design of the Ambulatory Care Addition and site improvements are compatible with the historic and architectural qualities of the Hampton VA Medical Center in terms of scale, massing, color, and materials, and is responsive to the recommended approaches to new construction set forth in The Secretary of the Interior's Standards for Rehabilitation and Guidelines for Rehabilitating Historic Buildings (U.S. Department of the Interior, National Park Service, 1983), and that the design and specifications for the project are developed in consultation with the SHPO and submitted to the SHPO for review and comment.
2. VA will ensure all necessary archeological surveys are conducted at the Hampton VAMC in consultation with the SHPO. VA will coordinate with the SHPO on all necessary actions to respond to investigative findings. VA will consult with the SHPO on findings of any human remains and/or artifacts and in preparation of reburial and/or disposition plans.
3. Prior to demolition of building #67, VA will contact the National Park Service HABS/HAER to determine what level and kind of recordation is required for the property. Unless otherwise agreed to by NPS, VA will ensure that all documentation is completed and accepted by HABS/HAER prior to demolition, and that copies are made available to the SHPO and the appropriate local archives designated by the SHPO.
4. VA will develop a Historic Resources Plan (Plan) for the Hampton VAMC with reference to the Section 110 Guidelines (53 FR 4727-46), and in compliance with The Secretary of the Interior's Standards and Guidelines for Preservation Planning (48 FR 44716-20). A general outline for this Plan is attached as Appendix A. When the Plan is in draft form, VA will provide copies of the draft to the SHPO, Council, and interested parties for review and comment. Disagreements about the draft Plan will be resolved through consultation among the parties. Copies of the final Plan will be submitted to the Council and the SHPO.

5. Should the SHPO object within 30 days to any plans, specifications or other documentation provided for review pursuant to this Agreement, VA will consult further with the SHPO to resolve the objection. If VA determines that the objection cannot be resolved, VA will forward all documentation relevant to the dispute to the Council. Within 30 days after receipt of all pertinent documentation, the Council will either: a) provide VA with recommendations, which VA will take into account in reaching a final decision regarding the dispute; or b) notify VA that it will comment pursuant to 36 CFR 800.6(b) and proceed to comment. Any recommendations or comments provided by the Council are understood to pertain only to the subject of the dispute, and VA's responsibility to carry out all actions under this Agreement that are not subject of the dispute will remain unchanged.

6. Any party to this Agreement may request that it be amended or modified, whereupon the parties will consult in accordance with 36 CFR 800.5(E)(5) to consider such revisions. Any resulting amendments or addenda will be developed and executed in the same manner as this Agreement.

EXECUTION OF THIS MEMORANDUM OF AGREEMENT and implementation of its terms evidences that VA has afforded the Council an opportunity to comment on the construction of the Ambulatory Care Addition and its effect on historic properties, and that VA has taken into account the effects of the undertaking on historic properties.

DEPARTMENT OF VETERANS AFFAIRS

By: Robert J. Neary, Jr. Date: 10-27-92
Acting Associate Chief Medical Director for Construction Management

VIRGINIA STATE HISTORIC PRESERVATION OFFICE

By: A. Regan Mitchell Date: 11/19/92
Deputy State Historic Preservation Officer

ADVISORY COUNCIL ON HISTORIC PRESERVATION

By: Robert W. Bush Date: 12/10/92
Executive Director

CONCUR:

By: Allan L. Gou Date: 11/4/92
Director, Hampton VA Medical Center

June 26, 1992

Appendix A

This is an outline for a Historic Resources Plan for Hampton VA Medical Center. This information will be compiled into a reference notebook.

I. Summary Information

- A. Historic and Significance Summary
- B. Project Review Requirements Summary (Section 106 Review Process)
- C. Priority Preservation Issues and Recommendations
- D. Archeological Information Summary
- E. Building and Landscape Inventory

II. Legal Requirements

- A. Historic Preservation Laws and Regulations
- B. Rehabilitation Standards
- C. VA Policy and Procedures

III. Historical Research and Documentation

- A. National Register Nominations
- B. HABS Documentation
- C. Archeological Survey

IV. Technical Information and Guidelines

- A. Building and Landscape Maintenance and Rehabilitation
- B. Additions and New Construction