

FIRST AMENDMENT TO
PROGRAMMATIC AGREEMENT
AMONG THE UNITED STATES DEPARTMENT OF
VETERANS AFFAIRS,
THE PENNSYLVANIA STATE HISTORIC PRESERVATION OFFICER,
AND THE ADVISORY COUNCIL ON HISTORIC PRESERVATION
PURSUANT TO 36 CFR SECTION 800.6(b) (2)
REGARDING THE
WASHINGTON CROSSING NATIONAL CEMETERY PROJECT
UPPER MAKEFIELD TOWNSHIP, BUCKS COUNTY, PENNSYLVANIA

WHEREAS, the subject Programmatic Agreement (PA) was executed April 20, 2009 and pursuant to Stipulation IV.G. was stipulated to be in effect until December 31, 2020; and

WHEREAS, the U.S. Department of Veterans Affairs (VA), National Cemetery Administration (NCA), Washington Crossing National Cemetery has identified a need to extend the duration of the PA to allow additional time to complete the terms of the PA; and

WHEREAS, the signatories have determined that it is appropriate to extend the duration of the PA so that the terms of the PA may be completed; and

WHEREAS, pursuant to Stipulation IV.C. of the PA, the signatories have agreed that the PA should be amended to extend its duration an additional ten (10) years; and

WHEREAS, VA notified the original consulting parties (Exhibit D) who participated in the development of the PA of the development of this amendment and requested confirmation that they would like to continue to participate as a consulting party to the PA, and only Ms. Gertrude Schneider of 856 Washington Crossing Road, Representative Brian Fitzpatrick of Pennsylvania's 1st Congressional District, and the Upper Makefield Township (Historical Advisory Commission) requested to continue to participate as consulting parties; and

WHEREAS, in consultation to develop this amendment, the consulting parties have identified a need for the PA to clarify that phases of development, and their associated Section 106 consultations, do not have to be completed in numerically sequential order as presented in Exhibit A of the PA; and

NOW, THEREFORE, in accordance with Stipulation IV.C. of the PA, VA, the SHPO, and the ACHP agree to amend the PA as follows:

Amend Stipulation III.G. so it reads as follows:

G. Subsequent Phases of Development

1. In order for VA to ensure proper coordination of Section 106 compliance with future phases of development of the Washington Crossing National Cemetery, VA shall initiate Section 106 consultation with the SHPO and interested consulting parties early in the project planning for subsequent phases of development of the Washington Crossing National Cemetery. VA may also invite additional consulting parties to participate in the subsequent Section 106 consultations in accordance with 36 CFR Part 800.3(f). VA will communicate to these parties its timetable for re-initiating consultation through its annual reports pursuant to Stipulation IV.F. of this PA. Future phases of development do not have to occur, nor be consulted on, sequentially as originally presented in Exhibit A of the PA.

Amend Stipulation IV.G. so it reads as follows:

G. Duration

This PA will remain in effect until December 31, 2030, unless it is closed out, amended, or terminated prior to that date. No later than six (6) months prior to expiration of the PA, VA may initiate consultation to determine if the PA should be allowed to expire or whether it should be extended for an additional term via an amendment pursuant to Stipulation IV.C.

All remaining stipulations remain in full force and effect.

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SIGNATORY:

U.S. DEPARTMENT OF VETERANS AFFAIRS

Michael T. Roth
Director, Design & Construction Service

Date

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SIGNATORY:

PENNSYLVANIA STATE HISTORIC PRESERVATION OFFICER



12/3/2020

Andrea L. MacDonald
Deputy State Historic Preservation Officer

Date

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SIGNATORY:

ADVISORY COUNCIL ON HISTORIC PRESERVATION



12/16/2020

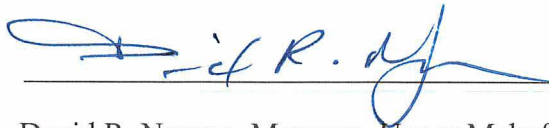
John M. Fowler
Executive Director

Date

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INVITED SIGNATORY:

UPPER MAKEFIELD TOWNSHIP



David R. Nyman, Manager, Upper Makefield Township

12-10-20

Date