

MEMORANDUM OF AGREEMENT  
BETWEEN THE GENERAL SERVICES ADMINISTRATION  
AND THE ALABAMA  
STATE HISTORIC PRESERVATION OFFICER  
SUBMITTED TO THE ADVISORY COUNCIL ON HISTORIC PRESERVATION  
PURSUANT TO 36 CFR § 800.5(e)(4)  
REGARDING CONSTRUCTION OF  
THE SOCIAL SECURITY ADMINISTRATION  
AND THE OFFICE OF HEARINGS AND APPEALS BUILDING IN  
MOBILE, ALABAMA

WHEREAS the U.S. General Services Administration (GSA) proposes to lease space in a new building to be constructed by MSDG Mobile, LLC (Developer) for the Social Security Administration (SSA) and the Office of Hearings and Appeals (OHA) on the block bounded by Government Street, S. Cedar Street, Conti Street and Warren Street in Mobile, Alabama (the OHASSA Building); and

WHEREAS the GSA has established construction of the OHASSA Building's area of potential effects, as defined at 36 CFR § 800.2(c), to be the demolition of 557 Conti Street, a structure located within the Lower Dauphin Street Historic District (LDSHD); and

WHEREAS the GSA has determined that construction of the OHASSA Building will have effects on a structure located within the LDSHD, namely 557 Conti Street (the Building); and

WHEREAS the GSA, pursuant to 36 CFR 15 800.4(c), has determined that the above referenced property is eligible for inclusion in the National Register of Historic Places; and

WHEREAS the GSA has consulted with the Developer, the Mobile Historic Development Commission (MHDC) and the Alabama State Historic Preservation Officer (SHPO) in accordance with Section 106 of the National Historic Preservation Act, 16 U.S.C. § 470 (NHPA), and its implementing regulations (36 CFR Part 800) to resolve the adverse effect of construction of the OHASSA Building on historic properties; and

WHEREAS the GSA and the SHPO have invited the Developer to participate in the consultation and concur in this MOA; and

NOW, THEREFORE, the GSA, the SHPO, and the Developer agree that upon the GSA's decision to proceed with construction of the OHASSA Building, the GSA shall ensure that the following stipulations are implemented in order to take into account the effects of construction of the OHASSA Building on historic properties.

Stipulations

- (1) The GSA shall ensure that the following stipulations are implemented:
- (a) The Building will be documented through the use of archival quality photography. These photographs will be placed in the collection of the University of South Alabama Archives. A written history of the building will be submitted with the photographs.
  - (b) A time capsule was found on the premises by the current owner. The contents of this time capsule will be appropriately displayed in the building.
  - (c) Developer will make a donation of \$25,000 to the MHDC Endangered Properties Fund.

Execution of this MOA by the GSA, the SHPO and the Developer, and implementation of its terms, evidence that the GSA has afforded the Council an opportunity to comment on the Construction of the OHASSA Building and its effects on historic properties, and that the GSA has taken into account the effects of the Construction of the OHASSA Building on historic properties.

(1) GENERAL SERVICES ADMINISTRATION

By: [Signature] Date: 10/31/01

(2) ALABAMA STATE HISTORIC PRESERVATION OFFICER

By: [Signature] Date: 9/25/01

CONCUR:

MSDG Mobile, LLC

By: [Signature] Date: 9/18/01