

Reporting Damage to Historic Properties

Objective

TH SOP PROVIDES A FRAMEWORK to ensure the routine reporting of damage to the historic properties of Fort Bragg, and to protect Fort Bragg's historic properties from all unnecessary damage.

Policy

Fort Bragg will exercise every precaution to avoid and reduce the risk of damage to Fort Bragg's historic properties.

In cases where a historic property located at Fort Bragg sustains damage, the incident shall be reported and a reasonable effort shall be made to identify the responsible parties, if any, and to repair or replace the damaged resource or in some way mitigate its loss.

Implementing Procedures

Damage of Archeological Sites

1) When a site has been damaged, an archeologist, who meets the applicable standards included in 36 CFR 61 - Appendix A, will review the archeological site records and visit the site. The archeologist will make a preliminary determination of the potential eligibility of the archeological site for inclusion in the National Register of Historic Places (NRHP) and assess the damage to the site.

a) Where the damage is determined to be slight, where the damage has occurred to a deposit not in situ, or where the archeological site has been determined potentially not eligible for inclusion in the NRHP, the archeologist may make a recommendation to the Cultural Resources Manager that the damage sustained has had no effect or no

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adverse effect on the site. Fort Bragg will then include documentation of these actions in an Annual Report.

b) Where the damage to the archeological site is determined to be severe and the archeologist feels there is evidence that the archeological site may have been potentially eligible for inclusion in the NRHP if not for the damage it had sustained, or if the archeological site had previously been determined to be eligible for inclusion in the NRHP, the archeologist will submit a written report to The Cultural Resources Manager documenting: a) the damage to the site, b) the reason for recommending that the site is eligible, and c) proposing types of possible mitigation of the damage. The Cultural Resources Manager will prepare a special report to the SHPO, with the archeologist's report appended, documenting the circumstances which caused the damage to the archeological site, the nature and extent of the damage to the site, and the justification for the determination of effect which the damage had on the site. Fort Bragg will submit the report to the SHPO within 30 days of receiving the report of damage.

Damage to Traditional Cultural Properties of Known Significance to Native Americans

1) When a property which has been documented to possess significance to Native Americans sustains either intentional or unintentional damage, or has been impacted in any other manner contradictory to Fort Bragg policy or the provisions of the PA, the Cultural Resources Manager will review the incident and prepare a report for the Garrison Commander. The report will provide documentation of the incident, including the circumstances which caused the damage to property and the nature and extent of the damage sustained by the property. The report will also recommend procedures, or modifications to existing procedures, to avoid future damage to such properties. Information pertaining to properties which have been documented to possess significance to Native Americans, and which is considered confidential by the Native Americans who identified the property, shall only be included in a separate "eyes only" message for the Garrison Commander and the Director of Environment and Safety.

a) The Garrison Commander, in consultation with the Cultural Resources Manager, will notify those Native Americans with ties to the affected property.

b) Fort Bragg will include documentation of these actions in an Annual Report. Fort Bragg will take care to ensure that information considered confidential by Native Americans is not made available to the general public.

Damage to Above Ground Properties

1) When an above ground property that is 50 or more years old sustains willful or unintentional damage, and that property is found to be either included in the NRHP, determined to be eligible for inclusion in the NRHP but not yet registered, or has not been previously evaluated to determine its eligibility for inclusion in the NRHP; or b) an above ground property that is 45 or more years old is demolished and that property is found to have not been previously evaluated to determine its eligibility for inclusion in the NRHP, a historic architect, who meets the applicable standards included in 36 CFR 61 - Appendix A, will visit the property to record and assess the damage to the property and to prepare a preliminary evaluation to determine the property's eligibility for inclusion in the NRHP. For above ground properties which are landscape features, a historic landscape architect, who meets the applicable standards included in 36 CFR 61 - Appendix A, will conduct the required assessment and evaluation.

a) Where the historic architect or historic landscape architect has determined that the damage to the property is slight and/or has found that the damage does not affect features of the property which contribute to the property's historical significance, the historic architect or historic landscape architect may make a recommendation to the Cultural Resources Manager stating that the damage had no effect or no adverse effect upon the property. Fort Bragg will include documentation of these actions in an Annual Report.

b) Where the historic architect or historic landscape architect has determined that the damage to the property is severe, the historic architect or historic landscape architect may make a recommendation to the Cultural Resources Manager stating that the damage had an adverse effect upon the property. The Cultural Resources Manager will prepare a special report to the SHPO, in accordance with the requirements of 36 CFR 800. The report will provide documentation of the incident including the circumstances which caused the damage to the property, and the nature and extent of the damage sustained by the property. The report will be submitted to the SHPO within 30 days of receiving the report of damage.

Fort Bragg will include documentation of these actions in an Annual Report in compliance.

c) In cases where either partial or total demolition of a property has occurred, and the historic architect or historic landscape architect determines that the property has either already been evaluated and found to be eligible in the NRHP or finds that the property has not yet been evaluated and may have been eligible for inclusion in the NRHP before it was damaged or demolished, the historical architect or historical landscape architect may make a recommendation to the Cultural Resources Manager stating that the damage had an adverse effect upon the property. The Cultural Resources Manager will prepare a special report to the SHPO, in accordance with the requirements of 36 CFR 800. The report will provide documentation of the incident including the circumstances which caused the damage to property, and the nature and extent of the damage sustained by the property. The report will be submitted to the SHPO within 30 days of receiving the report of damage. Fort Bragg will include documentation of these actions in an Annual Report.

Emergency Actions

No requirement of a PA shall be used to delay immediate actions that are required in an emergency to protect health and human safety or avoid substantial loss of building fabric. "Emergency" is defined here as an immediate and imminent threat to life, health, or property.

Where, in the opinion of the U.S. Government senior technical representative at the site, emergency exists, as defined above, all reasonable and prudent efforts shall be made to avoid or reduce any adverse effects to historic properties which may be caused by the implementation of emergency actions. The action shall be documented in writing, per the procedures noted above. Fort Bragg will include documentation of these actions in an Annual Report.