

FACILITIES DEVELOPMENT MANUAL

Wisconsin Department of Transportation

TABLE OF CONTENTS

Chapter 26: Cultural Resource Preservation

Section 26-1 General

<u>26-1-1</u> Introduction	
<u></u>	Driginator
<u>1.2</u> 0	
	Background
<u>1.4</u> F	Participants
	Section 106 Duties & Requirements
	Overall Process
Attachment 1.10	Glossary
Section 26-5 Section 106 Process	
26-5-1Establishing a	n Undertaking
	Federal Involvement/Funds
	Screening List
	Section 106 Review Form Determine Whether Any Other Applicable Laws Apply
	Complete Environmental Document
	Establishing an Undertaking
	dentify and Notify Appropriate Consulting Parties
	Consultation for Determination of Area of Potential Effects (APE)
Attachment 1.4l	· ,
· · · · · · · · · · · · · · · · · · ·	Evaluation and Results
Attachment 1.6	
	Resolution of Adverse Effects
Attachment 1.8l	
26-5-2Identify Partici	
	Projects Located on Federal Lands
	Projects Located on Tribal Lands
<u>2.3</u> F	Projects Located on State, Public, or Private Lands
	Notification Requesting Comment and inviting to Consult
	or Determination of Area of Potential Effects
26-5-4Identification	I.D. III
<u>26-5-5</u> Evaluation and	d Results Evaluation Completed by Qualified Professional(s)
	Review of Evaluation Results
26-5-6Results of Ide	
26-5-7Assessment o	f Adverse Effects
<u></u> <u>7.1</u>	Apply Criteria of Adverse Effect
	A Finding of No Adverse Effect (FNAE)
	Prepare and Submit Finding of No Adverse Effect to BTS
	FNAE Notification, Consultation, and Approval SHPO/THPO/Consulting party(ies) Objects
	Complete Section 106 Portion of Environmental Document
26-5-8Resolution of <i>i</i>	·

9.2.....Implement Commitments

Effects to Historic Properties

26-5-9Implementation

9.3.....Post-Review Discoveries

9.4Submit Evidence of Completion to BTS

9.1.....Review Environmental Commitment Sheet

9.5BTS Notifies FHWA/SHPO/THPO

8.1.....BTS Notifies Consulting Parties

FOR C)] and Memorandum of Agreement 8.4.....Documentation Accepted

8.5......Complete Environmental Document

May 15, 2024 Page 1

8.2.........Consultation to Develop and Evaluate Measures to Avoid, Minimize, or Mitigate Adverse

8.3.....Prepare Finding of Adverse Effect (FAE) [also known as Documentation for Consultation (D

Section

on 26-10 Reporting
26-10-1Professional Reporting
1.1Wisconsin Public Lands Field Archaeology Permit(s) 1.2ARPA Permit for Federal or Indian Lands 1.3Tribal Permits for Indian Lands
1.4Architecture/History Survey Form (A/HSF) (DT1446)
1.5Archaeological Survey Field Report Form (ASFR) (DT1978) or more detailed Technical Report on Identification Survey
1.6Archaeological Literature and Records Review (DT 1459)1.7Archaeological Site Inventory Form (ASI) [Word or PDF; short form Word or PDF]
1.8Bibliography of Archaeological Reports Form (BAR) [Word 97, PDF]
1.9Tribal Historic Preservation Review Worksheet [Contact BTS for Worksheet]
Attachment 1.1Tribal Historic Preservation Review Worksheet
26-10-5Project Manager (PM)/Project Sponsor Reporting 5.1Section 106 Review Form (DT1635) 5.2Results of Consultation (Tribes and Interested Parties)
5.3Material Excavation Sites, Archaeological Survey Information Transmittal Form (DT1919) 5.4Cemetery/Burial Site Documentation Checklist (DT1614) 5.5Finding of No Adverse Effect (FNAE)
5.6Finding of Adverse Effect (FAE) [also known as Documentation for Consultation (D FOR C)]
5.7Documentation of Completed Commitments for Cultural Resources

Section 26-20 Compensation Regarding Historic Preservation

26-20-1 Compensation Regarding Historic Preservation

Section 26-25 Burial Sites & Burial Related Discoveries

```
26-25-1 ......General
              1.1....Objective
              1.2.....Documentation
              1.3....Process
      Attachment 1.1.....Uncataloged Burial Request (Example)
      Attachment 1.2.....Cataloged Burial Request (Example)
      Attachment 1.3.....Standard Contract (Example)
```

Section 26-30 Qualifications

26-30-1Introduction	
26-30-5 History/Architecture	
5.1Required Education and Training	
<u>5.2</u> Required Experience	
5.3Desirable Education/Training	
5.4Desirable Experience/Knowledge	
5.5Other Skills	
<u>5.6</u> Job Titles	
26-30-10Anthropology/Archaeology	
10.1Required Education and Training	
10.2Required Experience	
10.3Desirable Education/Training	
10.4Desirable Experience/Knowledge	
<u>26-30-15</u> Tribal Experts	
15.1The Roles of Indian Tribes in the Section 106 Process	
15.2Tribal Selection of Tribal Experts with Proper Qualifications	
15.3Tribal Expert Services May Include but Are Not Limited to the Following	
15.4Ethnographers	

Section 26-35 Other Applicable Laws

<u>26-35-1</u> General		
26-35-5Federal Laws, Executive Orders, and Regulations		
5.1Related to Historic Properties and Historic Preservation		
5.2Additional Orders Related to Consultation		
26-35-10 State Statutes and Executive Orders		
10.1Burial Sites Preservation Law		
10.2Historic Preservation Program		
10.3Executive Order 39		

FDM Chapter 26 Table of Contents

<u>26-35-15</u>Tribal Laws <u>26-35-20</u>Treaty Rights

20.1......WisDOT Tribal Partnership Agreement, 2005