



ASSESSMENT OF ACTIONS HAVING AN EFFECT ON HISTORIC PROPERTIES

A. DESCRIPTION OF UNDERTAKING

1. **Park:** National Park Service

2. **Project Description:**

Project Name: Security Improvements at Corpus Christi Pass, at Fish Pass South, and at Fish Pass North

Prepared by: Mark VanMouwerik **Date Prepared:** 05/16/2019 **Telephone:** 970-225-3507

PEPC Project Number: 88275

Locations:

County, State: Nueces, TX

Describe project:

This project type involves installing pre-fabricated automatic solar-powered vehicle gates and signage at three critical road junctions in MISP: Corpus Christi Pass North Road, Fish Pass South Side Access, and Fish Pass North Side Access. All locations are access points to heavily used recreational fishing and kayaking areas in the park. Access is not currently controlled to either of these locations. The gates would be programmed to open and close at a particular time and could be controlled by park staff to remain closed during periods of rain or extreme high tides when the roads would be wet or submerged and dangerous or damaged by vehicles. Signs would be posted at each gate clearly marking each area as part of the State Park, informing visitors that off-road use of motorized vehicles is not allowed and that the gates will close automatically at the set time. The gates would automatically allow visitors who overstay to exit.

The gates would be installed within the footprint of the existing sand and/or caliche road. The installation areas at all three sites are heavily impacted by both vehicle and pedestrian traffic.

Area of potential effects (as defined in 36 CFR 800.16[d])

The APE for this project is relatively small. The attached map show APEs for all 15 projects, including this one. None of the four recorded archeological sites at MISP overlap with any of the APEs.

3. **Has the area of potential effects been surveyed to identify historic properties?**

☐ No

☒ Yes

Source or reference:

4. **Potentially Affected Resource(s):**

Archeological Resources Affected: No

Historical Structures/Resources Affected: No

Cultural Landscapes Affected: No

Ethnographic Resources Affected: No

5. The proposed action will: (check as many as apply)

- ☐ No Destroy, remove, or alter features/elements from a historic structure
- ☐ No Replace historic features/elements in kind
- ☐ No Add non-historic features/elements to a historic structure
- ☐ No Alter or remove features/elements of a historic setting or environment (inc. terrain)
- ☐ No Add non-historic features/elements (inc. visual, audible, or atmospheric) to a historic setting or cultural landscape
- ☐ No Disturb, destroy, or make archeological resources inaccessible
- ☐ No Disturb, destroy, or make ethnographic resources inaccessible
- ☐ No Potentially affect presently unidentified cultural resources
- ☐ No Begin or contribute to deterioration of historic features, terrain, setting, landscape elements, or archeological or ethnographic resources
- ☐ No Involve a real property transaction (exchange, sale, or lease of land or structures)
- ☐ Other (please specify): _____

6. Supporting Study Data:

(Attach if feasible; if action is in a plan, EA or EIS, give name and project or page number.)

See the 10 files under project 88130 - Restroom and Parking Improvements at Fish Pass.

B. REVIEWS BY CULTURAL RESOURCE SPECIALISTS

The park 106 coordinator requested review by the park's cultural resource specialist/advisors as indicated by check-off boxes or as follows:

No Reviews From: Curator, Archeologist, Historical Architect, Historian, 106 Advisor, Other Advisor, Anthropologist, Historical Landscape Architect

C. PARK SECTION 106 COORDINATOR'S REVIEW AND RECOMMENDATIONS

1. Assessment of Effect:

- ☐ No Potential to Cause Effects
- ☐ No Historic Properties Affected
- ☒ No Adverse Effect
- ☐ Adverse Effect

2. Documentation Method:

[X] A. Standard 36 CFR Part 800 Consultation

Further consultation under 36 CFR Part 800 is needed.

[] B. Streamlined Review Under the 2008 Servicewide Programmatic Agreement (PA)

The above action meets all conditions for a streamlined review under section III of the 2008 Servicewide PA for Section 106 compliance.

Applicable Streamlined Review Criteria

(Specify 1-16 of the list of streamlined review criteria.)

[] C. Undertaking Related to Park Specific or Another Agreement

The proposed undertaking is covered for Section 106 purposes under another document such as a park, region or statewide agreement established in accord with 36 CFR 800.7 or 36 CFR 800.14.

[] D. Combined NEPA/NHPA Process

Process and documentation required for the preparation of an EA/FONSI or an EIS/ROD to comply with Section 106 is in accord with 36 CFR 800.8.c.

[] E. Memo to Project File**3. Consultation Information**

SHPO Required: Yes

SHPO Sent: Aug 10, 2018

SHPO Received: Sep 10, 2018

THPO Required: Yes

THPO Sent: May 3, 2019

THPO Received:

SHPO/THPO Notes: All five THPO compliance officers were called by telephone to discuss the consultation info. See the attached 6/7/19 Memo to File document for details.

Advisory Council Participating: No

Advisory Council Notes:

Additional Consulting Parties: No

4. Stipulations and Conditions: Following are listed any stipulations or conditions necessary to ensure that the assessment of effect above is consistent with 36 CFR Part 800 criteria of effect or to avoid or reduce potential adverse effects.

From the SHPO: 1) Above-Ground Resources: No historic properties are present or affected by the project as proposed. However, if historic properties are discovered or unanticipated effects on historic properties are found, work should cease in the immediate area; work can continue where no historic properties are present. Please contact the THC's History Programs Division at 512-463-5853 to consult on further actions that may be necessary to protect historic properties. 2) Archeology Comments: No historic properties present or affected. However, if buried cultural materials are encountered during construction or disturbance activities, work should cease in the immediate area; work can continue where no cultural materials are present. Please contact the THC's Archeology Division at 512-463-6096 to consult on further actions that may be necessary to protect the cultural remains.

5. Mitigations/Treatment Measures: Measures to prevent or minimize loss or impairment of historic/prehistoric properties: (Remember that setting, location, and use may be relevant.)

No Assessment of Effect mitigations identified.

6. Assessment of Effect Notes:

Not only were no NHPA resources found in any of the project areas or APEs, these projects - - esp. the bollard-and-cable fencing projects - - will have the net effect of minimizing or preventing impacts by off-road vehicles to the four recorded archeological sites.

D. RECOMMENDED BY PARK SECTION 106 COORDINATOR:

Compliance Specialist:

NHPA Specialist

Shelley Todd

Shelley A. Todd

Date: 7 June 2019

E. SUPERINTENDENT'S APPROVAL

The proposed work conforms to the NPS *Management Policies* and *Cultural Resource Management Guideline*, and I have reviewed and approve the recommendations, stipulations, or conditions noted in Section C of this form.

Signature

Superintendent:

Mark E. Spier

Date: 6/7/2019