

Cultural Resources as part of the Environmental Planning Process

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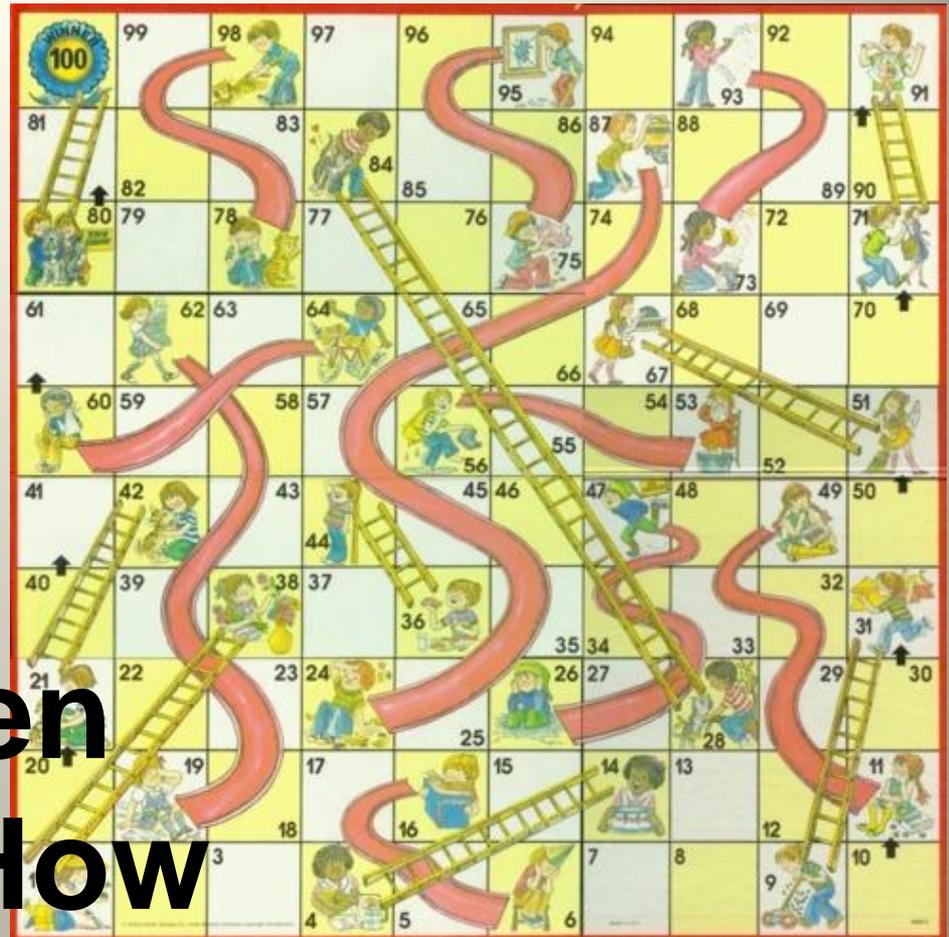
Why

What

Who

When

How



WHY:

FEDERAL

NHPA (16 USC 470 *et seq.*)

STATE

PUBLIC RESOURCES CODE 5020
CEQA (PRC §21000 *et seq.*)

LOCAL LAND USE PLANNING

LONG RANGE PLANNING
LOCAL ORDINANCES

What: Historical Resources

(PRC§21084.1)

- Listed in, or eligible for listing in, the California Register of Historical Resources (CRHR).
- Listed in a Local register of historical resources

CRHR Eligibility:

1) Events

2) Big People

3) “Cute” architecture, work of a master

4) Data

(PRC§5024.1(c))

Types of Historical Resources

Archaeological Resources

- Historic/Prehistoric
- Artifacts
- Objects
- Sites
- Districts
- Landmarks

Tribal Cultural Resources

- Sites, features, places, cultural landscapes, sacred places and objects *with cultural value to a California Native American tribe*

Who:

- CEQA
Lead/Local
Agency
 - Planning Staff
- Project
Proponents
 - Consultants
- California
Native
American tribes
- Public



When

- Early
- Proactive Planning
- Listing on a Local Register
- When a project may cause a substantial adverse change in the significance of an historical resource.

How:



Best Practices

- Qualified Professionals
- Identification
 - Archival Research
 - Consultation
 - Field Investigation and Documentation
- Evaluation
(Eligibility & Effect)

Confidentiality

- Do not disclose the locations of:
 - Archaeological sites
 - Sacred lands
 - Native American graves
- (Cal. Code Regs. §15120(d))

Native American Human Remains

- Highly Sensitive
- Legally mandated process
(HSC §7050.5 & PRC §5097.98)
 - 1) Stop work
 - 2) Contact County Coroner
 - Criminal investigation or Native American grave?
 - 3) Coroner contacts the NAHC
 - 4) NAHC appoints Most Likely Descendent (MLD)
 - 5) MLD works with property owner to treat the human remains with the appropriate dignity and respect
 - 6) Reinternment

Parting Thoughts

- Early consideration of historical resources most effective for preservation.
- Importance of conducting preemptive inventories and nominating to local registers.
- Stewardship ethic.
- Commitment to recognizing the value of archaeological and tribal cultural resources to those who find them important.
- See the OPPORTUNITY!