



SOUTHERN PLAINS OFFICE OF
NATIVE AMERICAN PROGRAMS
U.S. Department of Housing and Urban Development
500 West Main, Suite 400
Oklahoma City, Oklahoma 73102-3202

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SOUTHERN PLAINS OFFICE OF
NATIVE AMERICAN PROGRAMS



PROGRAMMATIC AGREEMENT

AMONG

THE ADVISORY COUNCIL ON HISTORIC PRESERVATION,
AND THE OKLAHOMA STATE HISTORIC PRESERVATION OFFICE AND THE
DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT, SOUTHERN PLAINS OFFICE OF
NATIVE AMERICAN PROGRAMS REGARDING IMPLEMENTATION OF ALL
REHABILITATION PROGRAMS FUNDED THROUGH THE DEPARTMENT OF HOUSING AND
URBAN DEVELOPMENT

Whereas, the Department of Housing and Urban Development (HUD), Southern Plains Office of Native American Programs (SPONAP) proposes to administer all rehabilitation programs authorized by the 1937 Housing Act, the Housing and Community Development Act of 1974 and the Native American Housing and Self Determination Act of 1996; and

Whereas, the Department of HUD, SPONAP has determined that housing rehabilitation under any of its programs may have an effect upon properties included in or eligible for inclusion in the National Register of Historic Places and has consulted with the Advisory Council on Historic Preservation (Council) and the Oklahoma State Historic Preservation Officer (SHPO) pursuant to Section 800.13 of the regulations (36 CFR Part 800) Implementing Section 106 of the National Historic Preservation Act; (16 U.S.C. 470f), (and Section 110(f) of the same Act (16 U.S.C. 470h-2(f)); and

Whereas, the Department of Housing and Urban and Development and the Oklahoma State Office of Historic Preservation participated in the consultation and have been invited to execute this Programmatic Agreement; and

Whereas, the definitions set forth in this agreement are applicable throughout this Programmatic Agreement;

Now, Therefore, The Department of Housing and Development, Southern Plains Office of Native American Programs, the Council, and the Oklahoma State Historic Preservation Office agree that the rehabilitation of housing under all HUD, SPONAP programs shall be administered in accordance with the following stipulations to satisfy HUD, SPONAP's Section 106 responsibility for all individual rehabilitation program activities.

STIPULATIONS

The Oklahoma State Historic Preservation office in consultation with the Department of Housing and Urban Development, Southern Plains Office of Native American Programs has determined that rehabilitation activities on the following properties including archeological sites do not have the potential to affect historic properties. The Department of Housing and Urban Development, Southern Plains Office of Native American Programs, Tribal Housing Programs (including Indian Housing Authorities and Tribally Designated Housing Entities) may approve projects for the following types of properties without review by the Oklahoma State Historic Preservation Office:

- 1/ Housing constructed by Indian Housing Authorities.
- 2/ Agency purchased housing constructed after 1960
- 3/ Owner-occupied homes constructed after 1960

The Department of Housing and Urban Development, Southern Plains Office of Native American Programs will comply with the procedures to identify historic properties and address project effects as set out in 36 CFR Part 800 for all other properties that may be affected by projects funded by its' various programs.

() The Council and the Oklahoma State Historic Preservation Office may monitor activities carried out pursuant to this Programmatic Agreement, and the Council will review such activities if so requested. The Department of Housing and Urban Development, Southern Plains Office of Native American Programs will cooperate with the Council and the SHPO in carrying out their monitoring and review responsibilities.

() Any party to this Programmatic Agreement may request that it be amended, whereupon the parties will consult in accordance with 36 CFR 800.13 to consider such amendment.

() Any party to this Programmatic Agreement may terminate it by providing thirty (30) days notice to the other parties, provided that the parties will consult during the period prior to termination to seek agreement on amendments or other actions that would avoid termination. In the event of termination, the Department of HUD, SPONAP will comply with the appropriate regulations contained in 36 CFR 800 with regard to individual undertakings covered by this Programmatic Agreement.

() In the event the Department of HUD, SPONAP does not carry out the terms of this Programmatic Agreement, the Department of HUD, SPONAP will comply with 36 CFR 800 with regard to individual undertakings covered by this Programmatic Agreement.

Execution and Implementation of this Programmatic Agreement evidences that the Department of Housing and Urban Development, Southern Plains Office of Native American Programs has satisfied its Section 106 responsibilities for all individual undertakings of the program.

ADVISORY COUNCIL ON HISTORIC PRESERVATION

BY: 

DATE: 6/28/97

(Name and Title of Signer)

DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

SOUTHERN PLAINS OFFICE OF NATIVE AMERICAN PROGRAMS

BY: Wayne D

DATE: 6-1-99

(Name and Title of Signer)

Administrator, SPONAP

OKLAHOMA STATE HISTORIC PRESERVATION OFFICER

BY: Blaine Wade

DATE: 6-14-99

(Name and Title of Signer)