



FEMA

NHPA Compliant-BORROW MATERIAL-For work to be completed.

For a project to be compliant with the National Historic Preservation Act all borrow material (fill, gravel, rip rap, etc.) must come from a previously disturbed MT DEQ Opencut permitted pit or Hard Rock Quarry that has been recommended by SHPO. The applicant must obtain both of the following prior to construction to ensure compliance.

1. A MT DEQ-Permit # for Open Cut Pit or Hard Rock Quarry.
 2. A letter from SHPO Recommending the use of the pit or quarry.
- To Obtain a SHPO Recommendation Letter a *File Search* must be done with their office.
 - <https://mhs.mt.gov/Shpo/Forms>
 - Montana State Historical Society- 406-444-2694

The return SHPO letter will make either of two recommendations for DES/FEMA consideration:

If SHPO recommends a low probability of Historic Properties, then no further SHPO consultation is suggested unless new discoveries of cultural resources result, in which case the mining work will stop until SHPO and FEMA are consulted under the unanticipated discovery clause of the NHPA (36 CFR 800.12).

Or,

If SHPO recommends a cultural survey or cultural inventory report, then FEMA is requesting that other site alternatives be investigated. FEMA has determined that it is prudent to avoid potential cultural resources.

NOTE: MT DEQ *Limited Form Pits, Short Form Pits* or *Small Miners Exclusion Pits* are not accepted due to their lack of environmental and cultural compliance.

Signature of applicant and date:
