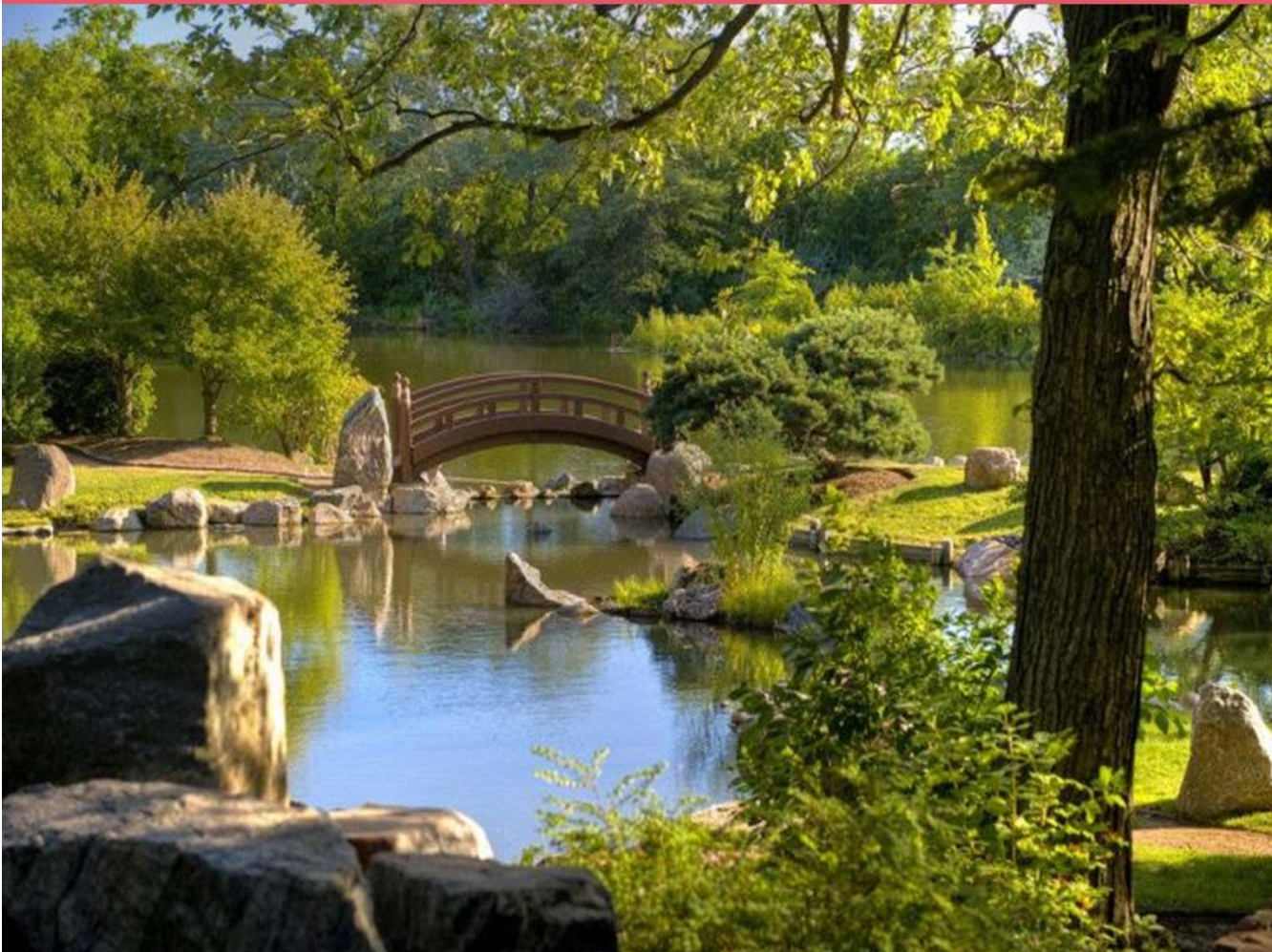


Section 106 Consulting Parties Resolve Adverse Effects

July 16, 2020



Today's webinar
will begin
momentarily.

Thank you for
your patience.

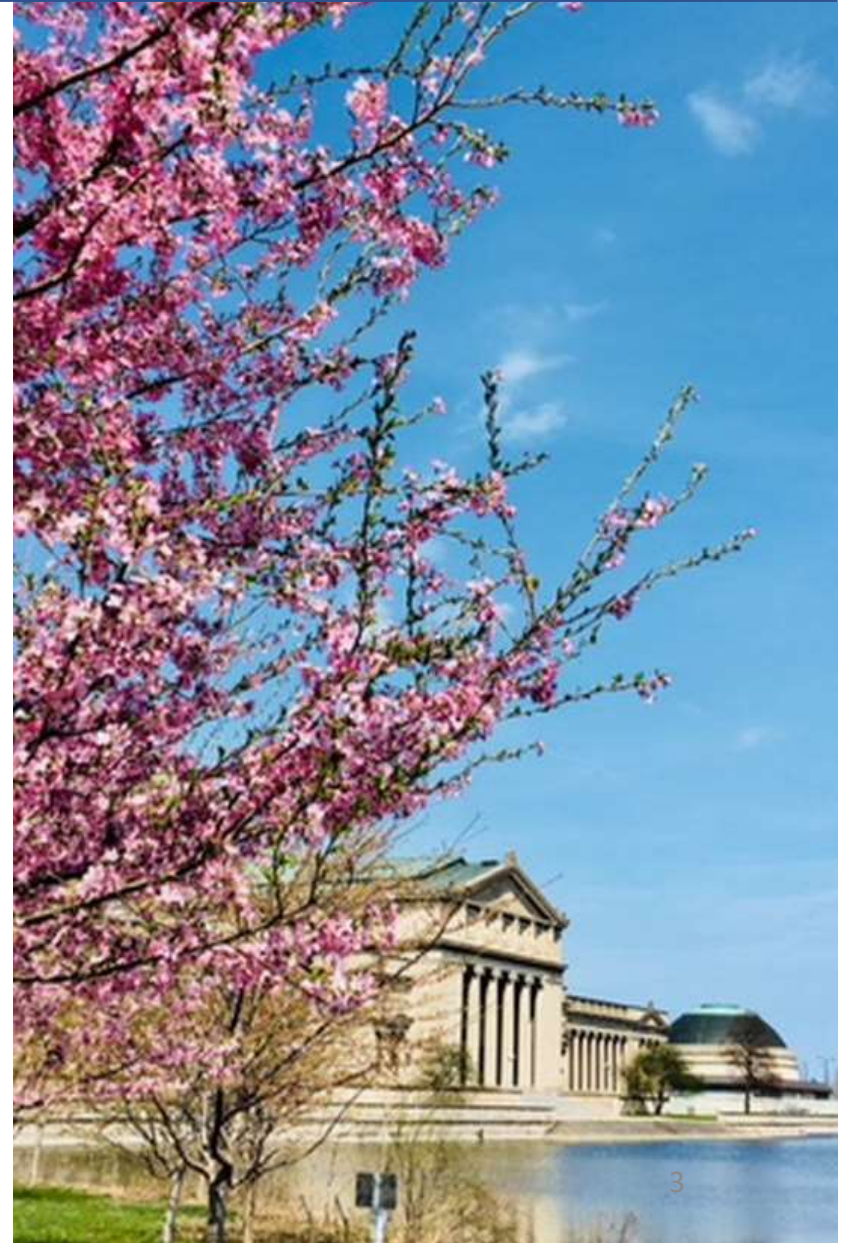
Webinar Participation

- Volpe Center will facilitate today's meeting
- All consulting parties will have an opportunity to comment and ask questions after the presentation. Please limit your comments to 3 minutes.
- For all comments, please identify which Consulting Party (CP) you are affiliated with
- The chat window (bottom left of screen) will be monitored for comments and questions
- Selected questions provided by chat will be read aloud. The remainder will be responded to after the meeting
- The video and audio record of today's meeting and will posted online

Agenda

Purpose of Meeting: to review the proposed Memorandum of Agreement (MOA) and receive input from Consulting Parties (CP's)

- Welcome
- Consultation Schedule and Steps to Resolve Adverse Effects
- Summary of May 20, 2020 Meeting
- Review Proposed MOA
- Next Steps
- Comments on MOA
- General Questions



Consultation Schedule to Resolve Adverse Effects

Meeting 1: Held on May 6, 2020

- CP's participated in a survey on mitigation measures

Meeting 2: - Held May 20, 2020

- Summarized results of webinar #1 discussion and survey
- Reviewed topics of mitigation, discussed feasibility of mitigation ideas and execution, and addressed mitigation ideas that were considered and dismissed
- CP's had opportunity to submit additional comments until May 26th, 2020
- Video and transcript of Meeting 2 posted online
- Proposed draft MOA circulated to CP's for review on July 9th, 2020, which marked the beginning of the 30-day review period

Meeting 3 (Today): July 16, 2020

- Review and discuss proposed MOA
- Review next steps to finalize the MOA

Mitigation Process

- Mitigation ideas are considered from the public and consulting parties
- The Federal agencies collaborates with the applicant to identify feasible mitigation measures
- Mitigation measures should relate to the impact on historic resource and be commensurate with the impact
- Mitigation ideas considered and dismissed include:
 - Location/design changes at OPC site
 - Location of the UPARR replacement recreation opportunity
 - Retention of Cornell Drive
- Required signatories to the Memorandum of Agreement must agree with the mitigation stipulations
- The implementation of the mitigation measures is assigned to the applicant or other parties
- The Federal Agency remains responsible for ensuring the mitigation measures are implemented

Resolve Adverse Effects - Steps

- Consult to identify measures to resolve adverse effects with:
 - Consulting parties
 - Illinois State Historic Preservation Officer (IL-SHPO)
 - Advisory Council on Historic Preservation (ACHP)
 - Public
- Incorporate measures into a “Memorandum of Agreement” (MOA)
 - MOA is legally binding agreement
 - Assigns responsibility for implementation
- Sign, or “execute” the MOA
 - **FHWA, IL SHPO, ACHP are required signatories**
 - Invited signatories (agencies with responsibilities assigned to them)
 - City, CDOT, CPD, IDOT, NPS, USACE
 - Concurring parties (all other Consulting Parties are invited to concur in the MOA)
- Section 106 process is complete after required signatories sign the MOA

Purpose of the Memorandum of Agreement (MOA)

- MOAs record the agreed upon resolution for a specific undertaking with a defined beginning and conclusion, where adverse effects are understood.
- The Draft MOA is based on a template from the Advisory Council on Historic Preservation
- Overview of structure:
 - Whereas clauses – explains the purpose of the agreement and the parties involved
 - Mitigation stipulations
 - Required stipulations
 - Duration of the Agreement
 - Dispute Resolution
 - Amendments
 - Termination
- Signatory Pages
- Concurring Party Pages

Summary of May 20, 2020 Meeting



Summary of May 20, 2020 Meeting

- 75 Registered participants
- Reviewed Section 106 mitigation process
- Presented an overview of potential mitigation measures received from consulting parties relating to research, interpretation, restoration and design review, including ideas considered and dismissed

After Meeting #2:

- Meeting transcript and webinar video was posted on website
- FHWA letter to SHPO and City's response letter sent to CP's on 7.9.2020, and posted on website
- Proposed MOA sent to CP's on 7.9.2020 to review in advance of Webinar #3, and posted online for public review

Review of Proposed Memorandum of Agreement (MOA)



Examples of Consulting Party Mitigation Ideas Included in Draft MOA

The draft memorandum of agreement is the result of two and a half years of thoughtful, comprehensive discussions between project partners and consulting parties at the local, state and national level led by the Federal Highway Administration.

Category	Stipulation		Contributing CP's
Research and Documentation	A	Updated NRHP Documentation	SHPO, Federal Agencies
	B	Field Documentation	
	C	Cultural Landscape Report	
Interpretation	D	Interpretive Materials	Openlands, RVHA, CLF, MPAC, SAIC
Rehabilitation and Restoration	E	Comfort Station	SHPO
	F	Statue of the Republic	
Design Review	G	Design Review of the Recreation Replacement at the East End of the Midway Plaisance	MPAC, SHPO, Landmarks Illinois
Planting Review	H	Review of Planting Plans for Required Tree Replacement	Save the Midway

Examples taken from comments and correspondence received during and after Meeting #2

Stipulation: Research and Documentation

A. Updated NRHP Documentation

CDOT and the Chicago Park District in consultation with the SHPO will prepare an updated nomination of the Jackson Park Historic Landscape District and Midway Plaisance to the National Register of Historic Places. The updated nomination will conform to the current standards for nominations to the NRHP. The updated nomination will be prepared by or under the supervision of individuals who meet the relevant Secretary of the Interior's (SOI) Professional Qualification Standards for history or architectural history.

Submission of the updated nomination to SHPO targeted by the end of 2025.

Stipulation: Research and Documentation

B. Field Documentation

CDOT and the Chicago Park District will prepare photographs and drawings documenting existing conditions on (a) the 19.3-acre site planned for the OPC, (b) the east end of the Midway Plaisance, and (c) the areas planned for traffic improvements in Jackson Park. The work will be prepared in accordance with the Historic American Landscape Survey (HALS) guidelines for an existing conditions plan, vegetative plan, field photographs keyed to a site plan, and aerial photographs. The work will be prepared by or under the supervision of individuals who meet the relevant SOI Professional Qualification Standards for history or landscape history.

Final portfolio of documentation targeted to be completed by the end of 2020.

Stipulation: Research and Documentation

C. Cultural Landscape Report

CDOT and the Chicago Park District, in consultation with the SHPO, will prepare Part 1 (site history, existing conditions, and analysis/evaluation) and Part 2 (long-term preservation strategy) of a Cultural Landscape Report (Report) for Jackson Park, consistent with NPS standards.

The Report will assemble and analyze pertinent historic documentation and will:

- provide recommendations for the long-term management of Jackson Park based on significance, existing condition, and use, taking into consideration all changes to Jackson Park that are proposed as part of the undertaking
- be prepared by or under the supervision of individuals who meet the relevant SOI Professional Qualification Standards and are experienced in cultural landscape identification and evaluation and in the application of the SOI Standards for the Treatment of Cultural Landscapes.

Final Cultural Landscape Report targeted to be submitted by the end of 2024.

Stipulation: Interpretation

D. Interpretive Materials.

CDOT and the Chicago Park District will develop a plan for interpretive materials in collaboration with Consulting Parties, local museums, community groups, schools, and universities, for the purpose of developing a plan for how to best commemorate and present the cultural and natural historical contributions to Jackson Park and its use by South Side residents.

Final plan for interpretive materials targeted to be initiated in 2021.

Stipulation: Preservation

E. Comfort Station.

CDOT and the Chicago Park District will prepare a Historic Structures Report for the English Stone Comfort Station located on the western perimeter of Jackson Park. The recommendation provided in the Report will be consistent with applicable SOI Standards for the Treatment of Historic Properties and will be used as a basis for rehabilitation of the Station. The Report and future rehabilitation design will be performed by or under the direction of individuals meeting the SOI Professional Qualification Standards for historic architects.

Final Historic Structures Report targeted to be submitted by the end of 2023, with rehabilitation work to be initiated following approval of the Historic Structures Report.

Stipulation: Preservation

F. Statue of the Republic.

CDOT and the Chicago Park District will prepare a conservation assessment and proposed restoration plan for the Statue of the Republic located at the intersection of East Hayes Drive and South Richards Drive in Jackson Park. The restoration plan will be consistent with applicable SOI Standards for Rehabilitation and will be implemented in phases. The assessment, plan, and restoration will be performed by or under the direction of professional objects conservators with experience in applying the SOI Standards for Restoration.

Final conservation assessment and proposed restoration plan targeted to be submitted by the end of 2023 with restoration work initiated following approval of the conservation assessment and proposed restoration plan.

Stipulation: Design Review

G. Design Review of the Recreation Replacement at the East End of the Midway Plaisance.

CDOT and the Chicago Park District will conduct a public engagement process with input from the Consulting Parties and the public to review final design options from the Chicago Park District for the play area features to be used in the recreation planned for the east end of the Midway Plaisance in fulfillment of the City's responsibilities under the Urban Park and Recreation Recovery Act (UPARR). The City will decide the final design to be implemented in the Midway Plaisance, taking into consideration input provided by the Consulting Parties and the public with respect to the design of the play area features. CDOT will communicate the final design to the public and Consulting Parties promptly upon the City's decision.

Consulting Party input in the public engagement process targeted to be completed by the end of 2022.

Stipulation: Planting Review

H. Review of Planting Plans for Required Tree Replacement.

CDOT and the Chicago Park District will ensure that planting plans detailing the species and placement of native plantings required in the GLFER mitigation areas are consistent with the original GLFER approval.

Submission of planting plans prior to planting of related replacement plants.

Next Steps



Next Steps

- Consulting Parties and public comments due at 12pm on **August 10, 2020** (end of 30-day review period). Email comments to Matt.Fuller@dot.gov with Cc to Todd.Wyatt@cityofchicago.org
- Agencies review and consider Consulting Party and public input and revise MOA as needed
- Post meeting audio, transcript, and additional correspondence received on [DPD's website](#)
- The Final MOA will be sent to required signatories, invited signatories, and Consulting Parties to request it be signed
- Other Federal review processes are being conducted in parallel with Section 106 (e.g., NEPA, Section 4(f))
- Implementation of mitigation measures can begin after the MOA is executed

Comments on the MOA



Comments on MOA

- Each Consulting Party will have an opportunity to call in and provide comments on the MOA
- If you choose not to make a comment, please enter your organization name in the chat box and indicate you have no comments at this time
- Each Consulting Party will have a maximum of 3 minutes to speak
- After each Consulting Party is given an opportunity to speak, we will open up a second round for Consulting Parties to speak
- Consulting parties will have an opportunity to ask questions following the comment period

General Questions



General Questions

- Please call in if you have a question.
- Each Consulting Party will have a maximum of 3 minutes to speak.
-

Thank you for your participation!

