



CITY OF SAN ANTONIO

# CULTRAL RESOURCES

*NAVIGATING THE  
COMPLIANCE PROCESS WITH AN UNDERSTANDING*

November 2008

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## MATERIAL OVERVIEW

- INTRODUCTIONS
- WHAT ARE CULTURAL RESOURCES
- REGULATORY AGENCIES
- COMPLIANCE MANAGEMENT
- CASE STUDIES

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# CULTURAL RESOURCES

## WHAT ARE THEY?

### Definition:

Archeological and Non-Archeological buildings, structures, sites, districts, objects, etc. (designed landscapes, rural agricultural landscapes, traditional cultural properties)



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# CULTURAL RESOURCES

## WHAT ARE THEY?

- Any man-made creation
- Prehistoric to Historic
- Widely ranging in size
- Widely ranging in type
- Widely ranging in abundance
- Varying degrees of importance



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## CULTURAL RESOURCES

### WHY DO WE CARE?

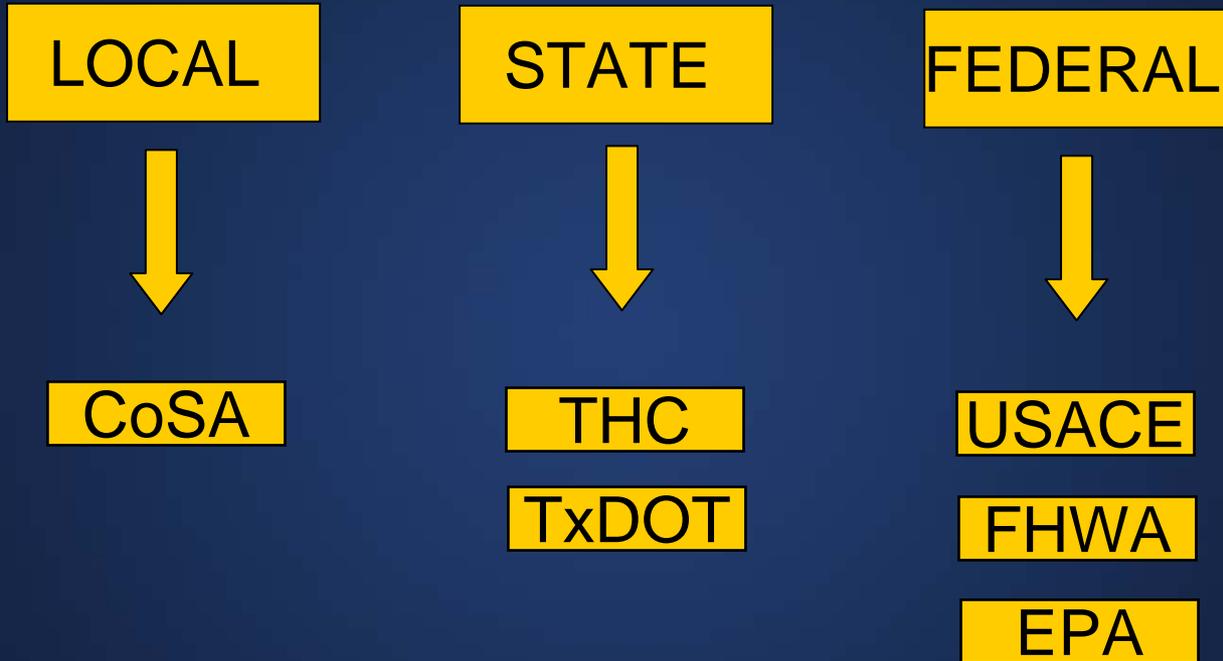
- All are elements of our shared cultural heritage and patrimony – each represents some facet of our common history that will be passed on to future generations...or not
- CoSA Landmarks, State Archeological Landmarks, National Register of Historic Places, National Historic Landmarks, Historic Engineering Landmarks
- Regulatory...Under Local, State, and Federal laws, some are more important, and therefore protected, than others

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# REGULATORY AGENCIES

## REGULATORY AGENCIES



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# REGULATORY AGENCIES

- Local Level – CoSA Historic Landmarks Ordinance
  - CoSA Historic Design and Review Commission
  - CoSA Historic Preservation Officer
  - CoSA Historic Preservation and Planning Division
  - Architecture and Archeology Staff (see City’s Unified Development Code, Article VI)



# REGULATORY AGENCIES

- State Level – Texas Antiquities Code (TAC)
  - Texas Historical Commission (THC)
  - Evaluates both Archeology and Architecture elements
  - Regulatory agent for the State of Texas



# REGULATORY AGENCIES

- Federal Level - Section 106 National Historic Preservation Act , Section 404 Clean Water Act, Section 4(f) Department of Transportation Act  
Advisory Council on Historic Preservation
  - Lead Federal Agencies (e.g. U.S. Army Corps of Engineers Fort Worth District, EPA, FHWA, also TxDOT (via Programmatic Agreement for Transportation Undertakings)
    - Texas State Historic preservation Officer
    - THC Archeology and Architecture Staff
    - TxDOT Environmental Affairs Division History and Archeology Division Staff



# COMPLIANCE MANAGEMENT

## WHAT IS THE APPROACH?

- Projects/Activities on State-Owned or Controlled Land
  - ☑ Texas Antiquities Code compliance (see Texas Administrative Code Chapter 41 Rules of Practice and Procedures)
- Projects on City-Owned Land
  - ☑ CoSA Historic Landmarks compliance AND Texas Antiquities Code compliance (because City-Owned = State-Owned)
- Projects permitted, funded, or approved by any federal agency
  - ☑ Compliance with corresponding federal law(s), policies, and procedures
- All federalized projects that could affect significant cultural resources (or other environmental resources)
  - ☑ Requires a NEPA-compliance document (CE, EA, or EIS)

