

# Reservoir Committee and Authority Board Meeting

Agenda Item 2.1: Cultural Resources, Section 106  
Programmatic Agreement

May 16, 2025

# Section 106 – Programmatic Agreement – What and Why?

- **The Record of Decision (ROD) to conclude the NEPA EIS process cannot be completed until Section 106 of the National Historic Preservation Act (NHPA) is concluded**
- Execution of the Programmatic Agreement (PA) will conclude the Section 106 process
- The PA:
  - Outlines the procedures for identifying and considering historic properties that could be affected by the Project
  - Allows the Project to use a phased approach for cultural resources compliance
  - Works in conjunction with and implements the Final EIR/EIS Cultural Resources mitigation and some of the Tribal Cultural Resources mitigation
- Is a condition precedent for all funding sources and for further Federal permitting

# Authority Will Largely Implement PA

- Reclamation responsible under NHPA, but Authority will implement much of the PA
- Considered fully executed when Reclamation, State Historic Preservation Officer and Advisory Council on Historic Preservation have signed
  - Authority and others are invited to sign
- Expect to see final PA from Reclamation any day now

# Next Steps

- Request the Reservoir Committee and Authority Board authorize the Executive Director to sign the final Programmatic Agreement
- Should any unexpected terms be included we will bring this item back for additional review and discussion
- Discussed in more detail in EPP workgroup and no objections expressed

# Questions?

