



Commonwealth of Pennsylvania
Pennsylvania Historical and Museum Commission
Bureau for Historic Preservation
Commonwealth Keystone Building, 2nd Floor
400 North Street
Harrisburg, PA 17120-0093
www.phmc.state.pa.us

22 September 2015

Christopher Leary
AECOM
525 Vine Street, Suite 1800
Cincinnati, OH 45202

Re: ER# 2015-1839-042-A
COE: Initiation of Consultation, Shell Northeast Pipeline Project,
Allegheny, Beaver, and Washington Counties

Dear Mr. Leary:

Thank you for submitting information concerning the above referenced project. The Bureau for Historic Preservation (the State Historic Preservation Office) reviews projects in accordance with state and federal laws. Section 106 of the National Historic Preservation Act of 1966, and the implementing regulations (36 CFR Part 800) of the Advisory Council on Historic Preservation, is the primary federal legislation. The Environmental Rights amendment, Article 1, Section 27 of the Pennsylvania Constitution and the Pennsylvania History Code, 37 Pa. Cons. Stat. Section 500 et seq. (1988) is the primary state legislation. These laws include consideration of the project's potential effects on both historic and archaeological resources.

Thank you for providing the information regarding the project listed above. At this time we cannot review and comment on the information provided. The Area of Potential Effect (APE) is defined in the regulations implementing the Section 106 review process as "The geographic areas or areas within which an undertaking may directly or indirectly cause changes in the character or use of historic properties." [36 CFR Part 800.16(d)]. Therefore, it is our opinion that the APE should take into account those areas from which the project may have direct or indirect (visual) effects and should not be limited to the Army Corps of Engineers (Corps) permit areas for the proposed stream and wetland crossings. The Corps, as the lead federal agency for Section 106, should contact our office to provide their jurisdictional determination. Please contact the Corps project reviewer for this permit, Josh Shaffer, and seek guidance on the Corps jurisdiction for this project area. Of note, it has been our experience that the Corps will not make a final jurisdictional determination until they have received a permit application for the project. Please resubmit the information you have provided about your project for our review and comment once the Corps jurisdiction has been finalized.

If you need further information regarding archaeological resources, please contact Kira Heinrich at (717) 705-0700. If you need further information concerning historic structures, please contact Barbara Frederick at (717) 772-0921.

Sincerely,

Serena G. Bellew
Director, Bureau for Historic Preservation
Deputy State Historic Preservation Officer

CC: Josh Shaffer, Army Corp of Engineers, Pittsburgh District
Christopher Heitman and John Hines, Shell
Hayley Book, DEP