

STB Docket Number FD 36501

**Union Pacific Railroad Company – Construction and Operation Exemption – In
Maricopa County, Ariz.**

Section 106 Consulting Parties Review: Draft Historic Properties Treatment Plan**Please return to the Office of Environmental Analysis (OEA) by July 15, 2023****Tribe or Agency: City of Mesa****Contact Person: Mary Kopaskie-Brown, Planning Director, and Historic Preservation Officer**

#	Section	Line(s)	Comment
1	4.7	7- 12	There appears to be an inconsistency of who is required to report discovery of ancestors. In Section 4 it states: <i>“In the event of human remains...OEA and SHPO would be notified of the find and would contact the ASM Repatriation Coordinator...”</i> In Section 8.6.2 it states: <i>“If human remains, animal mortuary remains, funerary belongings, sacred ceremonial objects, or objects of national or tribal patrimony are encountered on state, municipal, county, or private lands after construction begins, the person in charge of the construction shall require construction to immediately cease within 100 feet of the area of the encounter, take steps to protect the encounter, and immediately report it to the OEA. OEA shall notify and consult with the Director of ASM and any land-managing agency (as appropriate) within 24 hours of the encounter.”</i> This should be clarified.
2	7.4.1	1	Any data recovery of [REDACTED] mentioned in 4.3.1, is currently on City of Mesa land. As such, it would be subject to an AAA project specific permit. Monitoring of City of Mesa land in this area will also warrant an AAA project specific permit.
3	7.4.1	4	Inconsistency in language. Reference to ASM project specific permit but in 8.1.1 is referred to as a AAA project specific permit
4	8.10	4	Has a repository been identified?
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