



Preserving America's Heritage

May 14, 2015

Ms. Sally Stang
Director
Housing and Community Development Department
310 North Commerce Park Loop
Tucson, AZ 85726

Ref: *Proposed Partial Demolition of the Downtown Motor Hotel
City of Tucson, Arizona*

Dear Ms. Stang:

On May 6, 2015, the Advisory Council on Historic Preservation (ACHP) received a second letter from a consulting party objecting to the City of Tucson's (City's) adverse effect finding for the referenced undertaking. This letter was similar to the objections raised previously, which we addressed in our letter to the City on May 1, 2015.

Since the objection to the adverse effect finding has similarities to the previous objection, we believe that we have responded to this dispute. Accordingly, there is no need for us to treat this as a separate objection and prepare another response.

While we understand that some consulting parties feel that this adverse effect is significant, we would like to remind all parties that adverse effects such as this are considered reasonable outcomes under Section 106 of the National Historic Preservation Act and its implementing regulations, "Protection of Historic Properties" (36 CFR Part 800). By negotiating a Memorandum of Agreement (MOA) to resolve adverse effects that considers the views of all consulting parties regarding the finding of adverse effect and the proposed mitigation measures, the City will adhere to our regulations.

As the 30-day review period for the adverse effect finding is now completed, we look forward to continuing consultation with the City and consulting parties to develop and execute the MOA for this undertaking. If you have any questions regarding our comments, please contact Ms. Jaime Loichinger at (202) 517-0219 or via email at jloichinger@achp.gov.

Sincerely,

Charlene Dwin Vaughn, AICP
Assistant Director
Office of Federal Agency Programs
Federal Permitting, Licensing and Assistance Section

ADVISORY COUNCIL ON HISTORIC PRESERVATION

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