

**APPENDIX G**  
**TRIBAL CORRESPONDENCE**

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**Tribal: Expanded Area Consultation**



**Governor's Office of  
Storm Recovery**

ANDREW M. CUOMO  
Governor

LISA BOVA-HIATT  
Executive Director

May 3, 2017

Kerry Holton, President  
Delaware Nation  
P.O. Box 825  
Anadarko, OK 73005

RE: Update to Section 106 Compliance for Circle Drive Neighborhood Development Project, Village of Sidney, Delaware County, New York

Dear President Kerry Holton:

Pursuant to the Disaster Relief Appropriations Act, 2013 (Public Law 113-2) and the Housing and Community Development Act (42 U.S.C. § 5301 et seq.), the Governor's Office of Storm Recovery (GOSR) is acting under the auspices of New York State Homes and Community Renewal's Housing Trust Fund Corporation as a recipient of Community Development Block Grant – Disaster Recovery (“CDBG-DR”) funds from the United States Department of Housing and Urban Development (“HUD”). GOSR is the entity responsible for compliance with the HUD environmental review procedures set forth in 24 CFR Part 58. GOSR is acting on behalf of HUD in providing the enclosed project information and inviting this discussion with your Nation to respond with any concerns or comments.

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Ms. Lori Shirley  
Director, Bureau of Environmental Services  
New York State Homes & Community Renewal  
38-40 State St., 408N, Hampton Plaza  
Albany, NY 12207

If you have any questions or require additional information regarding this request, please feel free to contact me at (518) 474-0755 or via email at [lori.shirley@nyshcr.org](mailto:lori.shirley@nyshcr.org). Thank you for your time and consideration.

Sincerely,



Lori A. Shirley  
Director  
Bureau of Environmental Review and Assessment  
Governor's Office of Storm Recovery

**Enclosures:**

Figure 1 and 2: Project Location Maps

Figure 3: Project Location Maps

**Electronic letter sent to:**

Susan Bachor  
Delaware Tribe of Indians Historic Preservation Representative  
P.O. Box 64  
Pocono Lake, PA 73005



**Governor's Office of  
Storm Recovery**

ANDREW M. CUOMO  
Governor

LISA BOVA-HIATT  
Executive Director

May 3, 2017

Chet Brooks, Chief  
Delaware Tribe of Indians, Delaware Tribal Headquarters  
5100 Tuxedo Blvd  
Bartlesville, OK 74006

RE: Update to Section 106 Compliance for Circle Drive Neighborhood Development Project, Village of Sidney, Delaware County, New York

Dear Chief Chet Brooks:

Pursuant to the Disaster Relief Appropriations Act, 2013 (Public Law 113-2) and the Housing and Community Development Act (42 U.S.C. § 5301 et seq.), the Governor's Office of Storm Recovery (GOSR) is acting under the auspices of New York State Homes and Community Renewal's Housing Trust Fund Corporation as a recipient of Community Development Block Grant – Disaster Recovery ("CDBG-DR") funds from the United States Department of Housing and Urban Development ("HUD"). GOSR is the entity responsible for compliance with the HUD environmental review procedures set forth in 24 CFR Part 58. GOSR is acting on behalf of HUD in providing the enclosed project information and inviting this discussion with your Tribe to respond with any concerns or comments.

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Director, Bureau of Environmental Services  
New York State Homes & Community Renewal  
38-40 State St., 408N, Hampton Plaza  
Albany, NY 12207

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Sincerely,



Lori A. Shirley  
Director  
Bureau of Environmental Review and Assessment  
Governor's Office of Storm Recovery

**Enclosures:**

Figure 1 and 2: Project Location Maps

Figure 3: Project Location Maps



**Governor's Office of  
Storm Recovery**

ANDREW M. CUOMO  
Governor

LISA BOVA-HIATT  
Executive Director

May 3, 2017

Mohawk Nation Council of Chiefs  
Of Haudenosaunee Six Nations Confederacy  
Akwesasne Territory Box 336  
Via Rooseveltown, NY 13683-0366

RE: Update to Section 106 Compliance for Circle Drive Neighborhood Development  
Project, Village of Sidney, Delaware County, New York

Dear Mohawk Nation Council of Chiefs:

Pursuant to the Disaster Relief Appropriations Act, 2013 (Public Law 113-2) and the Housing and Community Development Act (42 U.S.C. § 5301 et seq.), the Governor's Office of Storm Recovery (GOSR) is acting under the auspices of New York State Homes and Community Renewal's Housing Trust Fund Corporation as a recipient of Community Development Block Grant – Disaster Recovery ("CDBG-DR") funds from the United States Department of Housing and Urban Development ("HUD"). GOSR is the entity responsible for compliance with the HUD environmental review procedures set forth in 24 CFR Part 58. GOSR is acting on behalf of HUD in providing the enclosed project information and inviting this discussion with your Nation to respond with any concerns or comments.

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Ms. Lori Shirley  
 Director, Bureau of Environmental Services  
 New York State Homes & Community Renewal  
 38-40 State St., 408N, Hampton Plaza  
 Albany, NY 12207

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Sincerely,



Lori A. Shirley  
 Director  
 Bureau of Environmental Review and Assessment  
 Governor's Office of Storm Recovery

**Enclosures:**

Figure 1 and 2: Project Location Maps

Figure 3: Project Location Maps

**Electronic letter sent to:**

Jesse Bergevin  
 Historic Resources Specialist  
 Oneida Indian Nation  
 2037 Dream Catcher Plaza  
 Oneida, NY 13421



**Governor's Office of  
Storm Recovery**

ANDREW M. CUOMO  
Governor

LISA BOVA-HIATT  
Executive Director

May 3, 2017

Ray Halbritter, Nation Representative  
Oneida Indian Nation  
5218 Patrick Road  
Verona, NY 13478

RE: Update to Section 106 Compliance for Circle Drive Neighborhood Development Project, Village of Sidney, Delaware County, New York

Dear Ray Halbritter:

Pursuant to the Disaster Relief Appropriations Act, 2013 (Public Law 113-2) and the Housing and Community Development Act (42 U.S.C. § 5301 et seq.), the Governor's Office of Storm Recovery (GOSR) is acting under the auspices of New York State Homes and Community Renewal's Housing Trust Fund Corporation as a recipient of Community Development Block Grant – Disaster Recovery ("CDBG-DR") funds from the United States Department of Housing and Urban Development ("HUD"). GOSR is the entity responsible for compliance with the HUD environmental review procedures set forth in 24 CFR Part 58. GOSR is acting on behalf of HUD in providing the enclosed project information and inviting this discussion with your Nation to respond with any concerns or comments.

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Director, Bureau of Environmental Services  
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38-40 State St., 408N, Hampton Plaza  
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Sincerely,



Lori A. Shirley  
Director  
Bureau of Environmental Review and Assessment  
Governor's Office of Storm Recovery

**Enclosures:**

Figure 1 and 2: Project Location Maps

Figure 3: Project Location Maps

**Electronic letter sent to:**

Arnold Printup  
Saint Regis Mohawk Tribe, THPO  
412 State Route 37  
Akwesasne, NY 13655



**Governor's Office of  
Storm Recovery**

ANDREW M. CUOMO  
Governor

LISA BOVA-HIATT  
Executive Director

May 3, 2017

Shannon Holsey, President  
Stockbridge-Munsee Community, Band of the Mohicans  
N8476 Moh He Con Nuck Road  
Bowler, WI 54416

RE: Update to Section 106 Compliance for Circle Drive Neighborhood Development  
Project, Village of Sidney, Delaware County, New York

Dear President Shannon Holsey:

Pursuant to the Disaster Relief Appropriations Act, 2013 (Public Law 113-2) and the Housing and Community Development Act (42 U.S.C. § 5301 et seq.), the Governor's Office of Storm Recovery (GOSR) is acting under the auspices of New York State Homes and Community Renewal's Housing Trust Fund Corporation as a recipient of Community Development Block Grant – Disaster Recovery ("CDBG-DR") funds from the United States Department of Housing and Urban Development ("HUD"). GOSR is the entity responsible for compliance with the HUD environmental review procedures set forth in 24 CFR Part 58. GOSR is acting on behalf of HUD in providing the enclosed project information and inviting this discussion with your Community to respond with any concerns or comments.

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Lori A. Shirley  
Director  
Bureau of Environmental Review and Assessment  
Governor's Office of Storm Recovery

**Enclosures:**

Figure 1 and 2: Project Location Maps  
Figure 3: Project Location Maps

**Electronic letter sent to:**

Bonney Hartley  
THPO, New York Office  
Stockbridge-Munsee Community, Band of the Mohicans  
65 1st Street  
Troy, NY 12180



**Governor's Office of  
Storm Recovery**

ANDREW M. CUOMO  
Governor

LISA BOVA-HIATT  
Executive Director

May 3, 2017

Ron LaFrance, Jr.; Paul Thompson; and Beverly Cook, Chiefs  
St. Regis Mohawk Tribe  
412 State Route 37  
Akwesasne, NY 13655

RE: Update to Section 106 Compliance for Circle Drive Neighborhood Development  
Project, Village of Sidney, Delaware County, New York

Dear Chiefs of the St. Regis Mohawk Tribe:

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Bureau of Environmental Review and Assessment  
Governor's Office of Storm Recovery

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Figure 3: Project Location Maps

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THPO, New York Office  
Stockbridge-Munsee Community, Band of the Mohicans  
65 1st Street  
Troy, NY 12180



Service Layer Credits: Source: Esri, DigitalGlobe, GeoEye, Earthstar, Geographics, CNES/Airbus DS, USDA, USGS, AeroGRID, IGN, and the GIS User Community

**Legend**

**Project Area**

- Circle Drive Neighborhood Development
- Street Alignment Property
- Water Booster Alternative Locations
- Water Main Modification Area

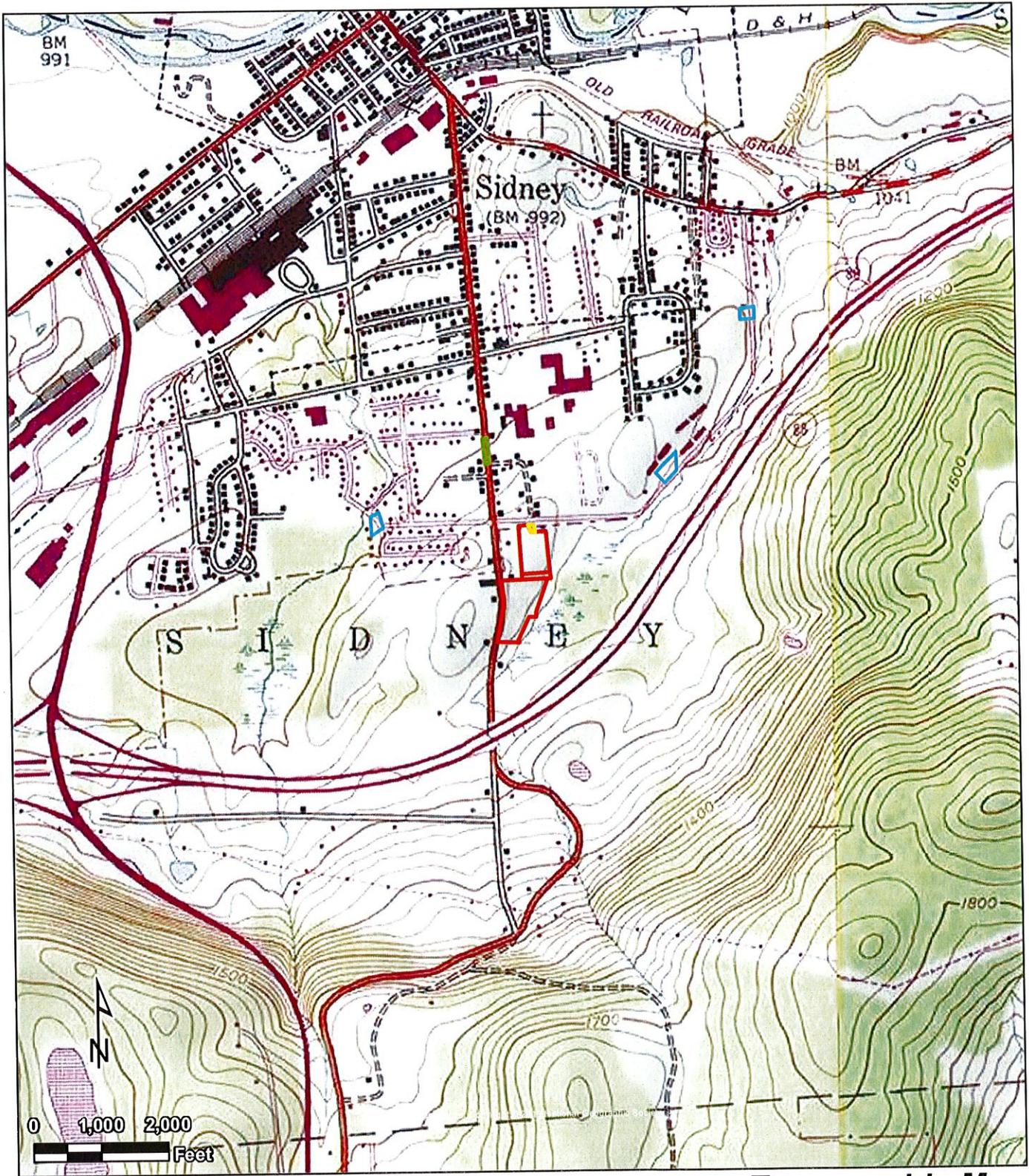
**Project Area**

Sidney Circle Drive Neighborhood  
 Housing and Infrastructure  
 West Main Street  
 Village of Sidney  
 Delaware County, New York

**Figure 1**



Tetra Tech, Inc



**Legend**

**Project Area**

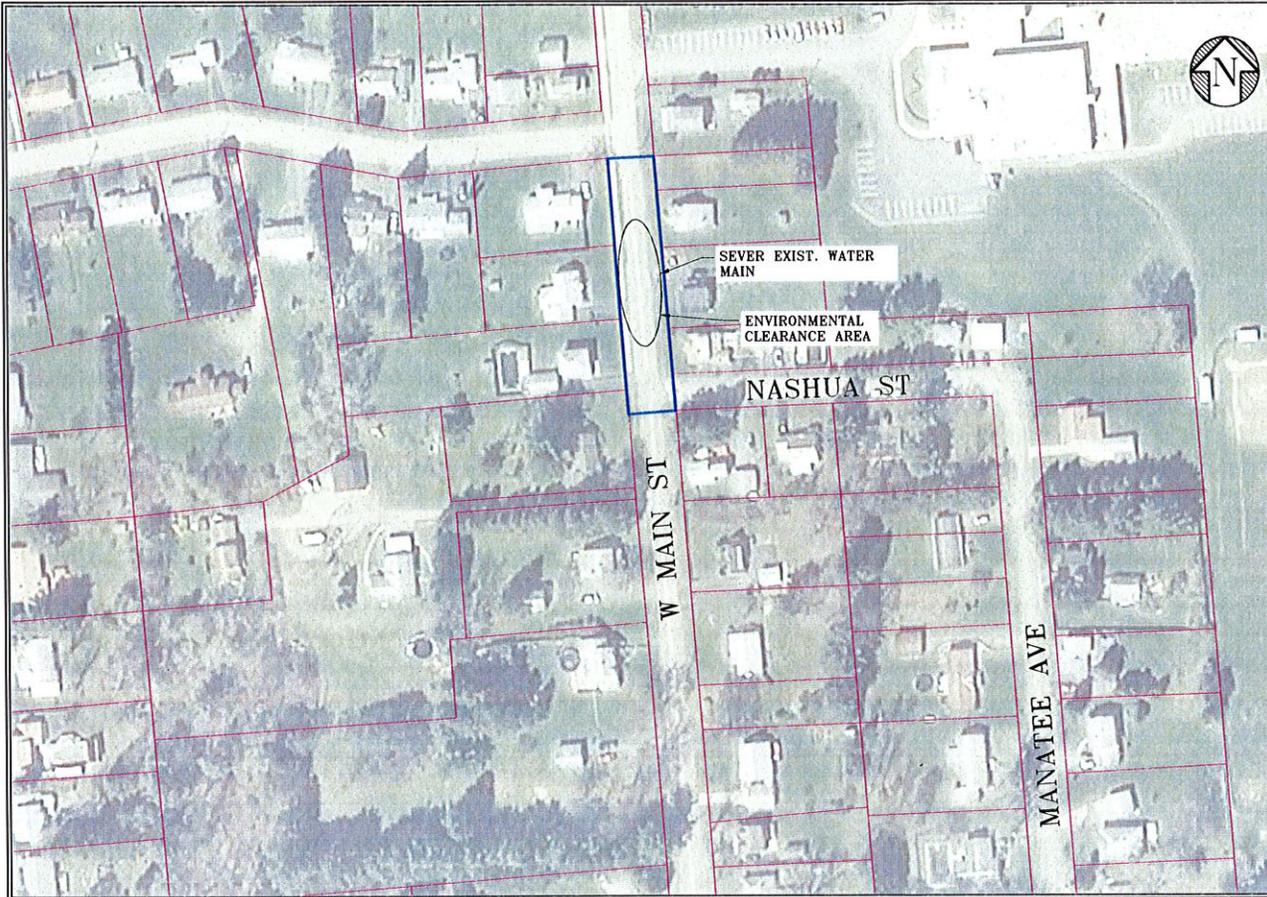
- Circle Drive Neighborhood Development
- Street Alignment Property
- Water Booster Alternative Locations
- Water Main Modification Area

**Topographic Map**

Sidney Circle Drive Neighborhood  
 Housing and Infrastructure  
 West Main Street  
 Village of Sidney  
 Delaware County, New York



Tetra Tech, Inc



**Lamont Engineers**  
 COBLESKILL, NEW YORK  
 (516) 234-4028

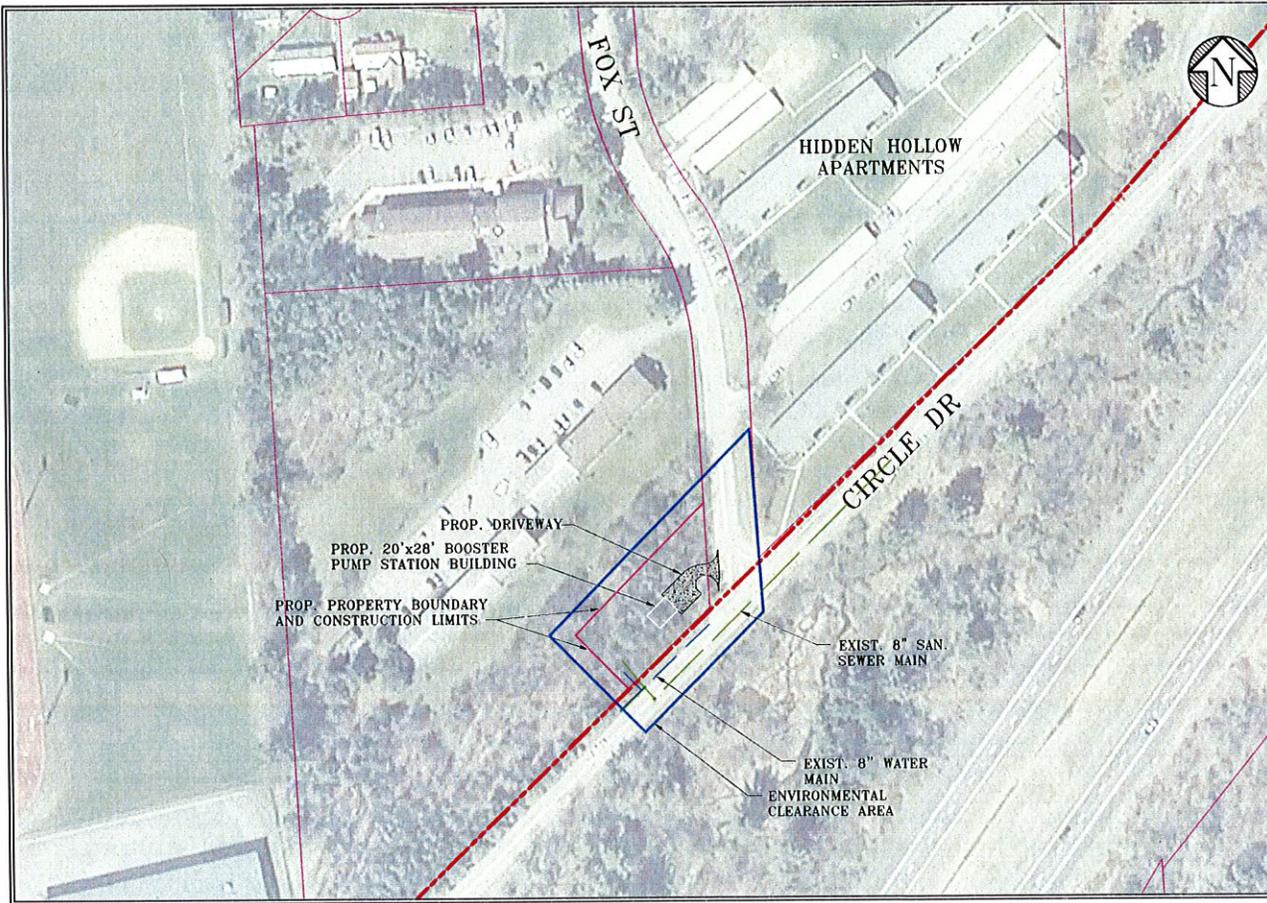
CIRCLE DRIVE DEVELOPMENT  
 VILLAGE OF SIDNEY  
 DELAWARE COUNTY NEW YORK STATE

UNAUTHORIZED ALTERATION AND/OR ADDITION TO THIS DOCUMENT AND/OR UNAUTHORIZED USE OR REUSE OF THIS DOCUMENT ON A PROJECT OTHER THAN THAT INDICATED ON THIS DOCUMENT IS A VIOLATION OF THE NEW YORK STATE EDUCATION LAW AND THE CONTRACT FOR PROFESSIONAL SERVICES AND IS THEREFORE PROHIBITED.

Project Number 2015004  
 Drawn By FV  
 Designed By FV  
 Checked By FV  
 Date 04/10/17  
 Scale 1"=200'  
 File Name BM\_Preliminary

Sheet Title  
**PRESSURE ZONE SEPARATION PLAN**  
 ALL ALTERNATES

Sheet No. 4





**Lamont  
Engineers**  
COBESKILL, NEW YORK  
(516) 254-6028

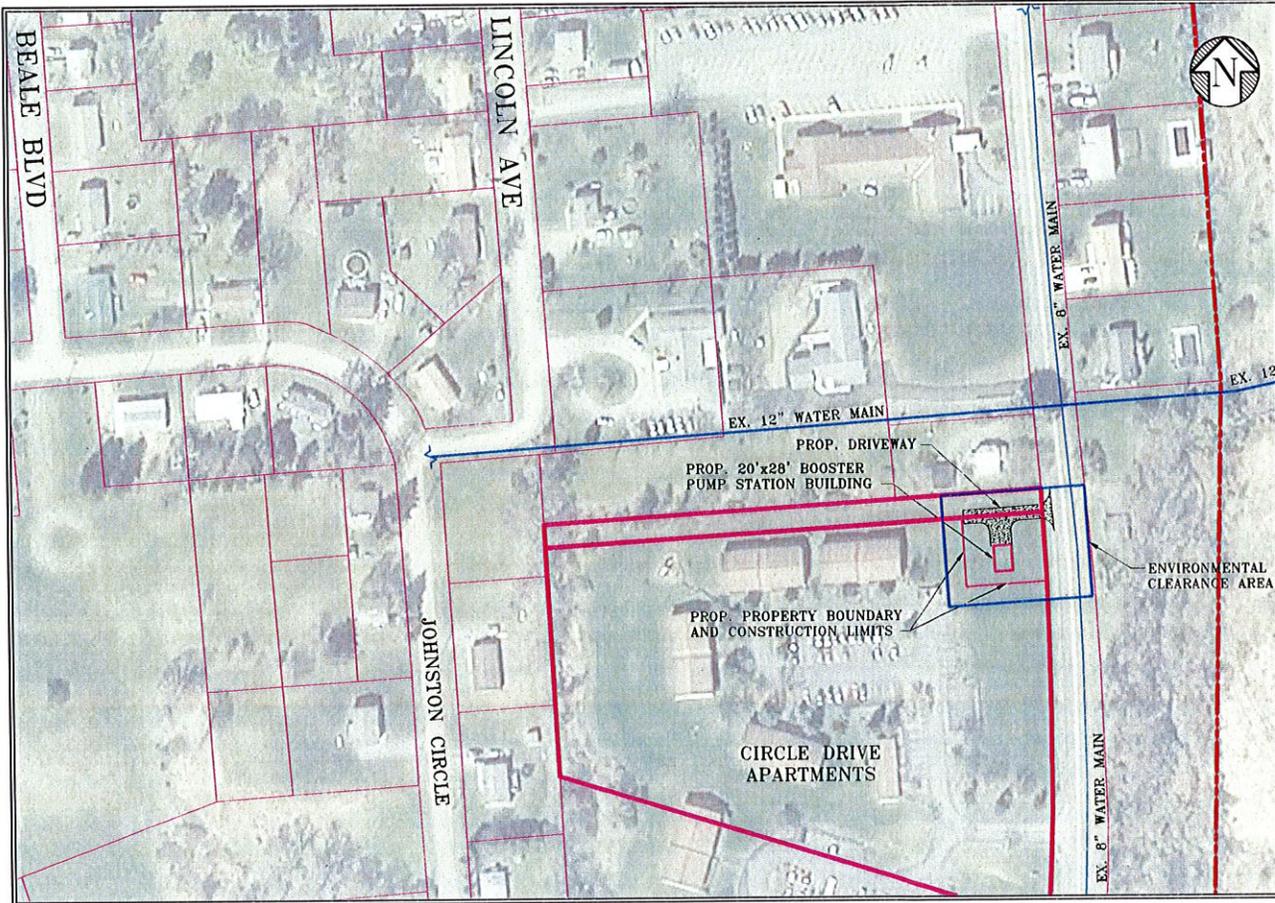
CIRCLE DRIVE DEVELOPMENT  
VILLAGE OF SIDNEY  
DELAWARE COUNTY NEW YORK STATE

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Project Number	2015004
Drawn By	FV
Designed By	FV
Checked By	FV
Date	03/02/17
Scale	1"=200'
File Name	BW_Preliminary

Sheet Title  
**PRELIMINARY  
BOOSTER PUMP  
STATION PLAN  
ALTERNATE SITE 1**

Sheet No.  
**1**





**Lamont Engineers**  
COBLESKILL NEW YORK  
(518) 234-4028

---

**CIRCLE DRIVE DEVELOPMENT  
VILLAGE OF SIDNEY**

DELAWARE COUNTY NEW YORK STATE

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Project Number	2015004
Drawn By	FV
Designed By	FV
Checked By	FV
Date	03/08/17
Scale	1"=200'
File Name	BM_Preliminary

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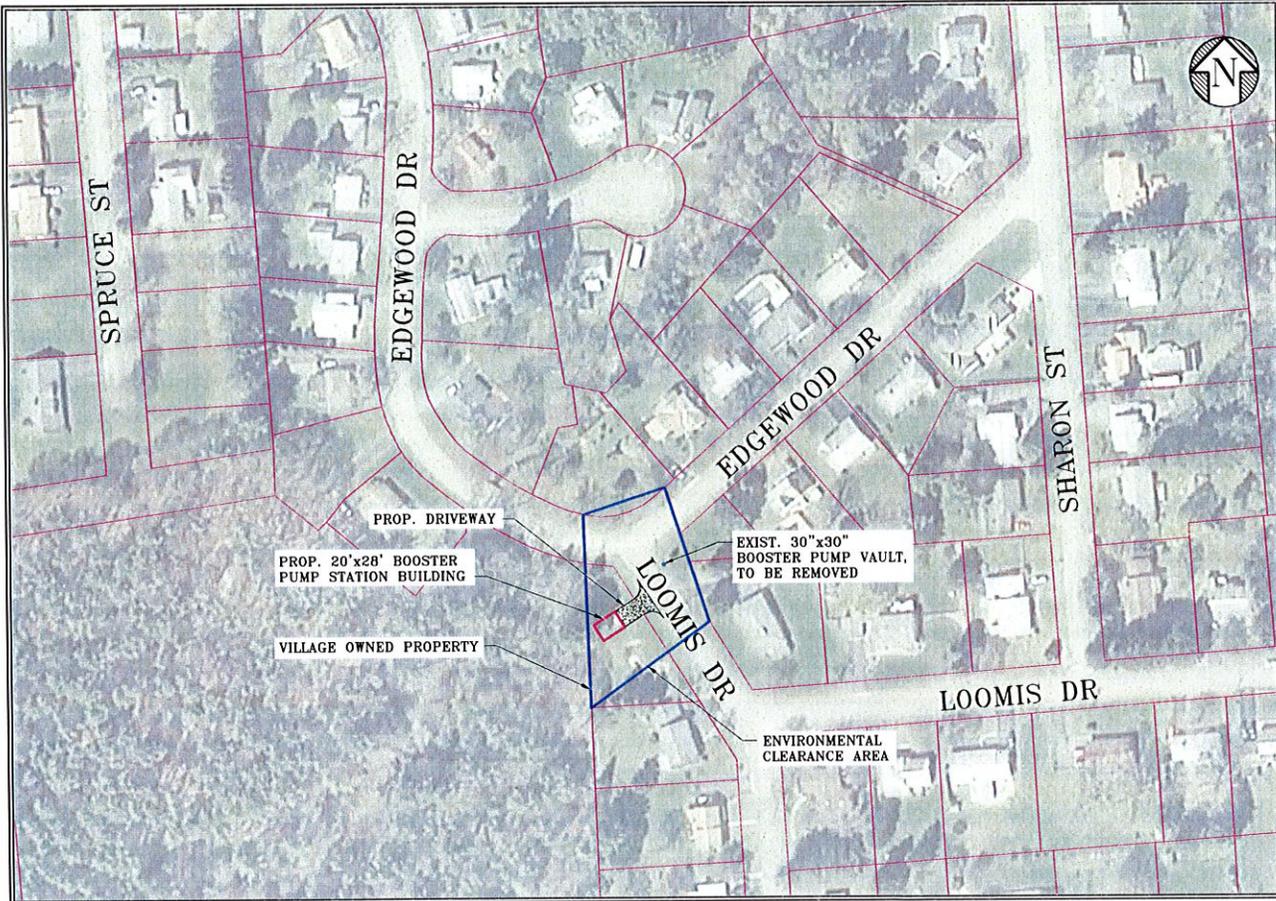
Sheet Title

**PRELIMINARY  
BOOSTER PUMP  
STATION PLAN  
ALTERNATE SITE 2**

---

Sheet No.

**2**



**Lamont  
Engineers**

COBESKILL NEW YORK  
(518) 234-4028

CIRCLE DRIVE DEVELOPMENT  
VILLAGE OF SIDNEY  
DELAWARE COUNTY NEW YORK STATE

UNAUTHORIZED ALTERATION  
AND/OR ADOPTION TO THIS  
DOCUMENT AND/OR UNAUTHORIZED  
USE OR REUSE OF THIS  
DOCUMENT ON A PROJECT OTHER  
THAN THAT INDICATED ON THIS  
DOCUMENT IS A VIOLATION OF THE  
NEW YORK STATE EDUCATION  
LAW AND THE CONTRACT FOR  
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THEREFORE PROHIBITED.

Project Number 2015004  
Drawn By FV  
Designed By FV  
Checked By FV  
Date 04/10/17  
Scale 1"=200'  
File Name BM\_Preliminary

Sheet Title  
**PRELIMINARY  
BOOSTER PUMP  
STATION PLAN  
ALTERNATE SITE 3**

Sheet No.  
**3**



Shannon Holsey, President  
Stockbridge-Munsee Community,  
Band of the Mohicans  
N8476 Moh He Con Nuck Road  
Bowler, WI 54416

Chet Brooks, Chief  
Delaware Tribe of Indians, Delaware  
Tribal Headquarters  
5100 Tuxedo Blvd  
Bartlesville, OK 74006

Ron LaFrance, Jr.; Paul Thompson;  
and Beverly Cook, Chiefs  
St. Regis Mohawk Tribe  
412 State Route 37  
Akwasasne, NY 13655  
Ray Halbritter, Nation  
Representative  
Oneida Indian Nation  
5218 Patrick Road  
Verona, NY 13478

Mohawk Nation Council of Chiefs  
Of Haudenosaunee Six Nations  
Confederacy  
Akwasasne Territory Box 336  
Via Rooseveltown, NY 13683-0366

**From:** Barthelme, Mary (STORMRECOVERY)  
**To:** ["Eastern Historic Preservation"](#)  
**Cc:** [Shirley, Lori \(NYSHCR\)](#)  
**Subject:** RE: Section 106 Compliance for Circle Drive Neighborhood Development Project, Village of Sidney, Delaware County, New York  
**Date:** Tuesday, June 13, 2017 9:25:00 AM

Thank you Susan for your response. GOSR will make sure to keep you informed of the project and the survey. Please don't hesitate to reach out with any questions.

Thank you,

Mary

**From:** Eastern Historic Preservation [mailto:temple@delawaretribe.org]  
**Sent:** Tuesday, June 13, 2017 9:20 AM  
**To:** Barthelme, Mary (STORMRECOVERY)  
**Subject:** Re: Section 106 Compliance for Circle Drive Neighborhood Development Project, Village of Sidney, Delaware County, New York

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Hi, Mary.

That language is acceptable. We look forward to reading the survey when completed. At this time we have no objection to the proposed work. We reserve the right to revoke our original comments after the survey is complete.

Susan  
Delaware Tribe Historic Preservation Representative  
P.O. Box 64  
Pocono Lake, PA 18347  
[sbachor@delawaretribe.org](mailto:sbachor@delawaretribe.org)

**This electronic message contains information from the Delaware Tribe of Indians that may be confidential, privileged or proprietary in nature. The information is intended solely for the specific use of the individual or entity to which this is addressed. If you are not the intended recipient of this message, you are notified that any use, distribution, copying, or disclosure of this communication is strictly prohibited. If you received this message in error, please notify the sender then delete this message.**

**From:** "Barthelme, Mary (STORMRECOVERY)"  
<[Mary.Barthelme@stormrecovery.ny.gov](mailto:Mary.Barthelme@stormrecovery.ny.gov)>  
**To:** Eastern Historic Preservation <[temple@delawaretribe.org](mailto:temple@delawaretribe.org)>  
**Cc:** "Shirley, Lori (NYSHCR)" <[Lori.Shirley@nyshcr.org](mailto:Lori.Shirley@nyshcr.org)>  
**Sent:** 6/12/2017 10:32 AM  
**Subject:** RE: Section 106 Compliance for Circle Drive Neighborhood Development Project, Village of Sidney, Delaware County, New York

**From:** Barthelme, Mary (STORMRECOVERY)  
**To:** ["Eastern Historic Preservation"](#)  
**Cc:** [Shirley, Lori \(NYSHCR\)](#)  
**Subject:** RE: Section 106 Compliance for Circle Drive Neighborhood Development Project, Village of Sidney, Delaware County, New York  
**Date:** Monday, June 12, 2017 11:32:00 AM  
**Importance:** High

Dear Susan,

Thank you for your clarification. In response, we propose to conduct the subsurface testing that you request sometime this summer. Would you be amendable to GOSR including the following language in the Environmental Assessment? Please feel free to revise or add language.

*At the request of the Delaware Tribe (June 7, 2017), a Phase 1B Archeological Field Survey, including subsurface testing, will be conducted on the parcel subject to a February 2007 Phase 1 Cultural Resources Survey, and owned by St. Luke's Lutheran Church prior to project construction. Results of the survey will be shared with the Delaware Tribe and GOSR will consult with the Tribe on additional steps or further investigation as needed.*

As we explained below, the applicants are up against the expiration of the options to purchase the site properties and have imminent funding deadlines. In order to meet those deadlines, the timeline requires us to publish the Finding of No Significant Impact (FONSI) on this Thursday, June 16. The language proposed to be included in the EA, including in the "mitigation and requirements" section, commits us to conducting the testing.

Because of the urgency of our review, your response is greatly appreciated. Thank you and please let me know if you have any questions,

Mary Barthelme

**From:** Eastern Historic Preservation [mailto:temple@delawaretribe.org]  
**Sent:** Wednesday, June 07, 2017 3:40 PM  
**To:** Barthelme, Mary (STORMRECOVERY)  
**Subject:** Re: Section 106 Compliance for Circle Drive Neighborhood Development Project, Village of Sidney, Delaware County, New York

**ATTENTION: This email came from an external source. Do not open attachments or click on links from unknown senders or unexpected emails.**

Mary,  
There is a pre-contact site found in the 2007 survey for the development in the northern most red box on the Topographic Map. We want that avoided or more study.  
Susan  
Delaware Tribe Historic Preservation Representative  
P.O. Box 64  
Pocono Lake, PA 18347  
[sbachor@delawaretribe.org](mailto:sbachor@delawaretribe.org)

**From:** Barthelme, Mary (STORMRECOVERY)  
**To:** ["Eastern Historic Preservation"](#)  
**Cc:** [Shirley, Lori \(NYSHCR\)](#)  
**Subject:** RE: Section 106 Compliance for Circle Drive Neighborhood Development Project, Village of Sidney, Delaware County, New York  
**Date:** Friday, June 02, 2017 9:40:00 AM  
**Attachments:** [RE 16PR07661GOSR-Sidney Delaware County. Neighborhood Development Project.msg](#)  
[Update related to Section 106 Compliance for Circle Drive Neighborhood Development Project Village of Sidney Delaware County New York.msg](#)  
[SHPO Resp Expanded area of Consult\\_CNAE.PDF](#)

Dear Susan,

Thank you for responding about the cultural concerns of the Delaware Tribe in regards to the Circle Drive project in Sidney. The entirety of this project will occur in areas that are previously disturbed. The small sliver parcel, 0.1 acre, is located at the edge of the VFW property. The VFW building and driveway were constructed in the late 1950s. The parcel has had previous ground disturbance as a result of building and driveway construction and landscaping. The parcel is located adjacent to a parcel on which two Phase IA/B archaeological studies completed in 2007 and 2017 (the second covering over nine (9) acres). Neither survey identified any cultural materials. The most recent study, that was provided for your review in February and was completed by GOSR, is attached. In addition, the 0.1 acre sliver will only be used for a right-of-way; there will be no ground disturbance.

The area proposed on West Main Street for the water main reconstruction is located in an area with extensive previous ground disturbance from the original installation of the water main and road construction.

Finally, the three proposed alternative sites for the water booster are only under consideration at this time; the preferred alternative has not yet been selected. All three sites are located on private property and agreements for access will not be undertaken until a site is selected. As such, GOSR does not have authority to access any of the three alternative water booster locations at this time. Only very limited ground disturbance will occur at the selected site- clearing for the building and driveway, and digging a narrow trench to connect the water booster to the existing water main in the street. All three areas have been previously disturbed by development, either as part of previous village infrastructure improvements at the time the Circle Drive area was developed (high school development along West Main and Circle Drive, extensive subdivision development (Loomis Street and environs), and apartment complex developments and landscaping.

A revised consultation covering the additional project areas was submitted to SHPO for their review on May 3, 2017. SHPO responded that they had no historic or archaeological concerns with the expanded project area (see attached).

We hope that this additional information provides satisfactory clarification pertaining to development activities on the respective sites, and respectfully request your input and comments regarding subsurface testing on any or all of these locations. Of course, in the event a concentration of artifacts and/or in the unlikely event any human remains are accidentally unearthed during project construction in any of these areas, all work will be halted until the Delaware Tribe of Indians is informed of the inadvertent discovery and a qualified archaeologist can evaluate the find.

Thank you and please let me know of any questions.

Mary

**From:** Eastern Historic Preservation [mailto:temple@delawaretribe.org]  
**Sent:** Thursday, June 01, 2017 8:52 AM  
**To:** Barthelme, Mary (STORMRECOVERY)  
**Subject:** Re: Section 106 Compliance for Circle Drive Neighborhood Development Project, Village of Sidney, Delaware County, New York

**ATTENTION: This email came from an external source. Do not open attachments or click on links from unknown senders or unexpected emails.**

Mary,

Please see the attached document. Also please be advised that we have 30 days to respond to inquiries. The letter from Ms. Shirley states 20 days or less.

Susan Bachor  
Delaware Tribe Historic Preservation Representative  
P.O. Box 64  
Pocono Lake, PA 18347  
[sbachor@delawaretribe.org](mailto:sbachor@delawaretribe.org)

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**From:** "Barthelme, Mary (STORMRECOVERY)"  
<[Mary.Barthelme@stormrecovery.ny.gov](mailto:Mary.Barthelme@stormrecovery.ny.gov)>  
**To:** Temple University Archaeology <[temple@delawaretribe.org](mailto:temple@delawaretribe.org)>  
**Cc:** "Shirley, Lori (NYSHCR)" <[Lori.Shirley@nyshcr.org](mailto:Lori.Shirley@nyshcr.org)>  
**Sent:** 5/3/2017 1:25 PM  
**Subject:** RE: Section 106 Compliance for Circle Drive Neighborhood Development Project, Village of Sidney, Delaware County, New York

Dear Susan,

Please see the update to the original consultation for the above-mentioned project.

A hard copy is being sent today by mail. Please let me know if you have any questions.

Thank you,

# ONEIDA INDIAN NATION



JESSE J. BERGEVIN  
HISTORIC RESOURCES SPECIALIST

DIRECT DIAL: (315) 829-8463  
FACSIMILE: (315) 829-8473  
E-MAIL: [jbergevin@oneida-nation.org](mailto:jbergevin@oneida-nation.org)

## ONEIDA NATION HOMELANDS

May 19, 2017

Ms. Lori Shirley  
Director  
Bureau of Environmental Services  
New York State Homes & Community Renewal  
38-40 State St., 408N, Hampton Plaza  
Albany, NY 12207  
*(Transmitted by email)*

Re: Update to Section 106 Compliance for Circle Drive Neighborhood Development Project Village of Sidney, Delaware County, New York

Dear Ms. Shirley,

On May 3, 2017, the Oneida Indian Nation (the "Nation") received an email with documentation from the Governor's Office of Storm Recovery (GOSR) regarding the Circle Drive Neighborhood Development Project in the Village of Sidney, Delaware County, New York (the "Project"). The Project lies within the Oneida's aboriginal territory and within an area that the Nation would consider favorable to past Oneida land use.

The Nation has no additional information regarding historic properties of religious or cultural significance to the Nation within the Project's expanded Area of Potential Effect. If further study is deemed necessary for the Project's expanded Area of Potential Effect, the Nation requests the opportunity to review and comment on those studies.

As planning for the project progresses, the Nation requests that GOSR, on behalf of the United States Department of Housing and Urban Development, consult with the Nation before making any decisions or determinations in the Section 106 process concerning the Project's APE, level of effort to identify historic properties, presence or absence of historic properties, National Register of Historic Places eligibility, findings of no effect or adverse effect and measures to address or resolve adverse effects.

Please feel free to contact me at (315) 829-8463 with any questions.

Very truly yours,

ONEIDA INDIAN NATION

Jesse J. Bergevin



Delaware Tribe Historic Preservation Representatives  
P.O. Box 64  
Pocono Lake, PA 18347  
[sbachor@delawaretribe.org](mailto:sbachor@delawaretribe.org)

June 1, 2017

Governor's Office of Storm Recovery  
New York State Homes & Community Renewal  
38-40 State Street, Hampton Plaza  
Albany, NY 12207

**Re: Update to Section 106 Compliance for Circle Drive Neighborhood Development Project, Village of Sidney, Delaware County, New York**

Ms. Shirley,

Thank you for sending the Delaware Tribe additional information regarding the above referenced project. Our review indicates that there are culturally significant areas within the proposed project area. We would like an archaeological assessment that includes subsurface testing within the APE.

In the event a concentration of artifacts and/or in the unlikely event any human remains are accidentally unearthed during the project that all work is halted until the Delaware Tribe of Indians is informed of the inadvertent discovery and a qualified archaeologist can evaluate the find.

We appreciate your cooperation and look forward to working together on our shared interests in preserving Delaware cultural heritage. If you have any questions, feel free to contact this office by phone at (610) 761-7452 or by e-mail at [sbachor@delawaretribe.org](mailto:sbachor@delawaretribe.org).

Sincerely,

A handwritten signature in cursive script, appearing to read "Susan Bachor".

Susan Bachor  
Delaware Tribe Historic Preservation Representative



# Saint Regis Mohawk Tribe

June 2, 2017

Lori A. Shirley  
Governor's Office on Storm Recovery  
25 Beaver Street  
New York NY 10004

Re: Circle Drive Neighborhood Development Project

She:kon Ms. Shirley,

This letter is in response to a request for a Section 106 consultation between your agency and the Saint Regis Mohawk Tribe. The following project(s) that you requested my office to consult on is considered to have "No Effect" in regards to cultural properties of concern to the Saint Regis Mohawk Tribe.

**Circle Drive Neighborhood Development Project, Village of Sidney, Delaware County NY**

The St. Regis Mohawk Tribe requests to be immediately contacted in the event any inadvertent discoveries of human remains, funerary objects, sacred objects and objects of cultural patrimony are made during the scope of this project. We will be requesting a data recovery

Should you or your office have any further questions in regards to these comments please feel free to contact my office at your earliest convenience.

Nia:wen,

A handwritten signature in black ink that reads "Arnold L. Printup III".

Arnold L. Printup  
Saint Regis Mohawk Tribe  
Tribal Historic Preservation Office  
1(518)358-2272 Ext. 2163

**Helping Build A Better Tomorrow**

412 State Route 37  
Akwesasne, New York 13655  
[www.srmt-nsn.gov](http://www.srmt-nsn.gov)  
Phone: 518-358-2272

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**Tribal: Initial Consultation**



**Governor's Office of  
Storm Recovery**

ANDREW M. CUOMO  
Governor

LISA BOVA-HIATT  
Executive Director

November 14, 2016

Kerry Holton, President  
Delaware Nation  
P.O. Box 825  
Anadarko, OK 73005

RE: Section 106 Compliance for Circle Drive Neighborhood Development Project,  
Village of Sidney, Delaware County, New York

Dear President Kerry Holton:

Pursuant to the Disaster Relief Appropriations Act, 2013 (Public Law 113-2) and the Housing and Community Development Act (42 U.S.C. § 5301 et seq.), the Governor's Office of Storm Recovery (GOSR) is acting under the auspices of New York State Homes and Community Renewal's Housing Trust Fund Corporation as a recipient of Community Development Block Grant – Disaster Recovery ("CDBG-DR") funds from the United States Department of Housing and Urban Development ("HUD"). GOSR is the entity responsible for compliance with the HUD environmental review procedures set forth in 24 CFR Part 58. GOSR is acting on behalf of HUD in providing the enclosed project information and inviting this discussion with your Nation to respond with any concerns or comments.

GOSR processes environmental reviews for projects funded with HUD CDBG-DR on a case-by-case basis. GOSR proposes to provide funding for the development and construction of single and multifamily housing units in the Village of Sidney, Delaware County, New York. In accordance with Section 101(d)(6)(B) of the National Historic Preservation Act of 1966, as amended (54 U.S.C. 302706(b)), and its implementing regulations, 36 Code of Federal Regulations (CFR) Part 800, this letter serves as notification of the proposed action. This consultation is being sent to the Delaware Nation, the Delaware Tribe of Indians, the Saint Regis Mohawk Tribe, the Mohawk Nation, the Stockbridge-Munsee Community Band of Mohicans, and the Oneida Nation of New York.

**Area of Potential Effect:** The project will take place on two parcels at the intersection of Circle Drive and West Main Street in the Village of Sidney, New York 13838 (see **Conceptual Housing Plan**).

**Proposed Project Description:** This project is one part of a multi-faceted program to mitigate the harmful impacts of riverine flooding in the Village of Sidney. The Governor's Office of Storm Recovery will be providing funding through the SPARC and Community Reconstruction Programs to facilitate the construction of the single and multi-family housing. The SPARC program has selected Two-Plus-Four Construction, LLC's to develop the affordable multi-family



**Governor's Office of  
Storm Recovery**

ANDREW M. CUOMO  
Governor

LISA BOVA-HIATT  
Executive Director

rental housing on the West Main Street Parcel. It is anticipated that up to 20 multi-family housing units will be built on this parcel.

The Community Reconstruction program will spearhead the construction of up to 22 single family homes on the other parcel identified and will provide the funds for the design and construction of road, water, sewer and stormwater infrastructure from existing village connections through the properties purchased for multi and single-family housing in the new Circle Drive Neighborhood. The parcel contains a barn, currently utilized for agricultural use for adjacent pasture land on a separate parcel owned by the same landowner. It is presently anticipated that this barn will not be demolished.

Per a review of the State Historic Preservation Office's CRIS system, the APE is located in an archaeological sensitive buffer zone. A Phase 1 Cultural Resource Survey, #07SR57602, was completed within a part of the proposed boundary of the new housing units. The project will go beyond the survey boundary and significant new ground disturbance is expected for the construction of the new housing units. New ground disturbance is also expected for the installation of the new water, sewer, and stormwater infrastructure for the new units that will connect with existing piping owned by the Village and Town of Sidney. A new road will also be constructed to link all the housing units.

GOSR is completing an environmental review for this project pursuant to HUD NEPA regulations. After review, SHPO has requested a Phase IB be conducted for the project area not already surveyed. If the Area of Potential Effect encompasses historic properties of religious or cultural significance to your Tribe, please respond within 30 days or sooner. Additionally, please indicate if there are other sources of information or other parties, Nations, Tribes, or members of the public you believe should be included in the consultation process. Please respond by email or in writing to the address listed below.

Ms. Lori Shirley  
Deputy Director, Bureau of Environmental Services  
New York State Homes & Community Renewal  
38-40 State St., 408N, Hampton Plaza  
Albany, NY 12207

If you have any questions or require additional information regarding this request, please feel free to contact me at (518) 474-0755 or via email at [lori.shirley@nysshr.org](mailto:lori.shirley@nysshr.org). Thank you for your time and consideration.

Sincerely,



Lori A. Shirley  
Deputy Director  
Bureau of Environmental Review and Assessment  
Governor's Office of Storm Recovery

**Enclosures:**

Attachment 1 Project Location Map

**Electronic letter sent to:**

Susan Bachor  
Delaware Tribe of Indians Historic Preservation Representative  
P.O. Box 64  
Pocono Lake, PA 73005



**Governor's Office of  
Storm Recovery**

ANDREW M. CUOMO  
Governor

LISA BOVA-HIATT  
Executive Director

November 14, 2016

Chet Brooks, Chief  
Delaware Tribe of Indians, Delaware Tribal Headquarters  
5100 Tuxedo Blvd  
Bartlesville, OK 74006

RE: Section 106 Compliance for Circle Drive Neighborhood Development Project,  
Village of Sidney, Delaware County, New York

Dear Chief Chet Brooks:

Pursuant to the Disaster Relief Appropriations Act, 2013 (Public Law 113-2) and the Housing and Community Development Act (42 U.S.C. § 5301 et seq.), the Governor's Office of Storm Recovery (GOSR) is acting under the auspices of New York State Homes and Community Renewal's Housing Trust Fund Corporation as a recipient of Community Development Block Grant – Disaster Recovery (“CDBG-DR”) funds from the United States Department of Housing and Urban Development (“HUD”). GOSR is the entity responsible for compliance with the HUD environmental review procedures set forth in 24 CFR Part 58. GOSR is acting on behalf of HUD in providing the enclosed project information and inviting this discussion with your Tribe to respond with any concerns or comments.

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**Governor's Office of  
Storm Recovery**

ANDREW M. CUOMO  
Governor

LISA BOVA-HIATT  
Executive Director

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The Community Reconstruction program will spearhead the construction of up to 22 single family homes on the other parcel identified and will provide the funds for the design and construction of road, water, sewer and stormwater infrastructure from existing village connections through the properties purchased for multi and single-family housing in the new Circle Drive Neighborhood. The parcel contains a barn, currently utilized for agricultural use for adjacent pasture land on a separate parcel owned by the same landowner. It is presently anticipated that this barn will not be demolished.

Per a review of the State Historic Preservation Office's CRIS system, the APE is located in an archaeological sensitive buffer zone. A Phase 1 Cultural Resource Survey, #07SR57602, was completed within a part of the proposed boundary of the new housing units. The project will go beyond the survey boundary and significant new ground disturbance is expected for the construction of the new housing units. New ground disturbance is also expected for the installation of the new water, sewer, and stormwater infrastructure for the new units that will connect with existing piping owned by the Village and Town of Sidney. A new road will also be constructed to link all the housing units.

GOSR is completing an environmental review for this project pursuant to HUD NEPA regulations. After review, SHPO has requested a Phase IB be conducted for the project area not already surveyed. If the Area of Potential Effect encompasses historic properties of religious or cultural significance to your Nation, please respond within 30 days or sooner. Additionally, please indicate if there are other sources of information or other parties, Nations, Tribes, or members of the public you believe should be included in the consultation process. Please respond by email or in writing to the address listed below.

Ms. Lori Shirley  
Deputy Director, Bureau of Environmental Services  
New York State Homes & Community Renewal  
38-40 State St., 408N, Hampton Plaza  
Albany, NY 12207

If you have any questions or require additional information regarding this request, please feel free to contact me at (518) 474-0755 or via email at [lori.shirley@nyshcr.org](mailto:lori.shirley@nyshcr.org). Thank you for your time and consideration.

Sincerely,



Lori A. Shirley  
Deputy Director  
Bureau of Environmental Review and Assessment  
Governor's Office of Storm Recovery

**Enclosures:**

Attachment 1 Project Location Map

**Electronic letter sent to:**

Nekole Alligood, Cultural Preservation Director  
Delaware Nation  
P.O. Box 825  
Anadarko, OK 73005



**Governor's Office of  
Storm Recovery**

ANDREW M. CUOMO  
Governor

LISA BOVA-HIATT  
Executive Director

November 14, 2016

Ray Halbritter, Nation Representative  
Oneida Indian Nation  
5218 Patrick Road  
Verona, NY 13478

RE: Section 106 Compliance for Circle Drive Neighborhood Development Project,  
Village of Sidney, Delaware County, New York

Dear Ray Halbritter:

Pursuant to the Disaster Relief Appropriations Act, 2013 (Public Law 113-2) and the Housing and Community Development Act (42 U.S.C. § 5301 et seq.), the Governor's Office of Storm Recovery (GOSR) is acting under the auspices of New York State Homes and Community Renewal's Housing Trust Fund Corporation as a recipient of Community Development Block Grant – Disaster Recovery ("CDBG-DR") funds from the United States Department of Housing and Urban Development ("HUD"). GOSR is the entity responsible for compliance with the HUD environmental review procedures set forth in 24 CFR Part 58. GOSR is acting on behalf of HUD in providing the enclosed project information and inviting this discussion with your Nation to respond with any concerns or comments.

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**Governor's Office of  
Storm Recovery**

ANDREW M. CUOMO  
Governor

LISA BOVA-HIATT  
Executive Director

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Ms. Lori Shirley  
Deputy Director, Bureau of Environmental Services  
New York State Homes & Community Renewal  
38-40 State St., 408N, Hampton Plaza  
Albany, NY 12207

If you have any questions or require additional information regarding this request, please feel free to contact me at (518) 474-0755 or via email at [lori.shirley@nyshcr.org](mailto:lori.shirley@nyshcr.org). Thank you for your time and consideration.

Sincerely,



Lori A. Shirley  
Deputy Director  
Bureau of Environmental Review and Assessment  
Governor's Office of Storm Recovery

**Enclosures:**

Attachment 1 Project Location Map

**Electronic letter sent to:**

Jesse Bergevin  
Historic Resources Specialist  
Oneida Indian Nation  
2037 Dream Catcher Plaza  
Oneida, NY 13421



**Governor's Office of  
Storm Recovery**

ANDREW M. CUOMO  
Governor

LISA BOVA-HIATT  
Executive Director

November 14, 2016

Ron LaFrance, Jr.; Paul Thompson; and Beverly Cook, Chiefs  
St. Regis Mohawk Tribe  
412 State Route 37  
Akwesasne, NY 13655

RE: Section 106 Compliance for Circle Drive Neighborhood Development Project,  
Village of Sidney, Delaware County, New York

Dear Chiefs of the St. Regis Mohawk Tribe:

Pursuant to the Disaster Relief Appropriations Act, 2013 (Public Law 113-2) and the Housing and Community Development Act (42 U.S.C. § 5301 et seq.), the Governor's Office of Storm Recovery (GOSR) is acting under the auspices of New York State Homes and Community Renewal's Housing Trust Fund Corporation as a recipient of Community Development Block Grant – Disaster Recovery ("CDBG-DR") funds from the United States Department of Housing and Urban Development ("HUD"). GOSR is the entity responsible for compliance with the HUD environmental review procedures set forth in 24 CFR Part 58. GOSR is acting on behalf of HUD in providing the enclosed project information and inviting this discussion with your Tribe to respond with any concerns or comments.

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**Governor's Office of  
Storm Recovery**

ANDREW M. CUOMO  
Governor

LISA BOVA-HIATT  
Executive Director

rental housing on the West Main Street Parcel. It is anticipated that up to 20 multi-family housing units will be built on this parcel.

The Community Reconstruction program will spearhead the construction of up to 22 single family homes on the other parcel identified and will provide the funds for the design and construction of road, water, sewer and stormwater infrastructure from existing village connections through the properties purchased for multi and single-family housing in the new Circle Drive Neighborhood. The parcel contains a barn, currently utilized for agricultural use for adjacent pasture land on a separate parcel owned by the same landowner. It is presently anticipated that this barn will not be demolished.

Per a review of the State Historic Preservation Office's CRIS system, the APE is located in an archaeological sensitive buffer zone. A Phase 1 Cultural Resource Survey, #07SR57602, was completed within a part of the proposed boundary of the new housing units. The project will go beyond the survey boundary and significant new ground disturbance is expected for the construction of the new housing units. New ground disturbance is also expected for the installation of the new water, sewer, and stormwater infrastructure for the new units that will connect with existing piping owned by the Village and Town of Sidney. A new road will also be constructed to link all the housing units.

GOSR is completing an environmental review for this project pursuant to HUD NEPA regulations. After review, SHPO has requested a Phase IB be conducted for the project area not already surveyed. If the Area of Potential Effect encompasses historic properties of religious or cultural significance to your Tribe, please respond within 30 days or sooner. Additionally, please indicate if there are other sources of information or other parties, Nations, Tribes, or members of the public you believe should be included in the consultation process. Please respond by email or in writing to the address listed below.

Ms. Lori Shirley  
Deputy Director, Bureau of Environmental Services  
New York State Homes & Community Renewal  
38-40 State St., 408N, Hampton Plaza  
Albany, NY 12207

If you have any questions or require additional information regarding this request, please feel free to contact me at (518) 474-0755 or via email at [lori.shirley@nyshcr.org](mailto:lori.shirley@nyshcr.org). Thank you for your time and consideration.



**Governor's Office of  
Storm Recovery**

ANDREW M. CUOMO  
Governor

LISA BOVA-HIATT  
Executive Director

November 14, 2016

Shannon Holsey, President  
Stockbridge-Munsee Community, Band of the Mohicans  
N8476 Moh He Con Nuck Road  
Bowler, WI 54416

RE: Section 106 Compliance for Circle Drive Neighborhood Development Project,  
Village of Sidney, Delaware County, New York

Dear President Shannon Holsey:

Pursuant to the Disaster Relief Appropriations Act, 2013 (Public Law 113-2) and the Housing and Community Development Act (42 U.S.C. § 5301 et seq.), the Governor's Office of Storm Recovery (GOSR) is acting under the auspices of New York State Homes and Community Renewal's Housing Trust Fund Corporation as a recipient of Community Development Block Grant – Disaster Recovery (“CDBG-DR”) funds from the United States Department of Housing and Urban Development (“HUD”). GOSR is the entity responsible for compliance with the HUD environmental review procedures set forth in 24 CFR Part 58. GOSR is acting on behalf of HUD in providing the enclosed project information and inviting this discussion with your Community to respond with any concerns or comments.

GOSR processes environmental reviews for projects funded with HUD CDBG-DR on a case-by-case basis. GOSR proposes to provide funding for the development and construction of single and multifamily housing units in the Village of Sidney, Delaware County, New York. In accordance with Section 101(d)(6)(B) of the National Historic Preservation Act of 1966, as amended (54 U.S.C. 302706(b)), and its implementing regulations, 36 Code of Federal Regulations (CFR) Part 800, this letter serves as notification of the proposed action. This consultation is being sent to the Delaware Nation, the Delaware Tribe of Indians, the Saint Regis Mohawk Tribe, the Mohawk Nation, the Stockbridge-Munsee Community Band of Mohicans, and the Oneida Nation of New York.

Area of Potential Effect: The project will take place on two parcels at the intersection of Circle Drive and West Main Street in the Village of Sidney, New York 13838 (see **Conceptual Housing Plan**).

Proposed Project Description: This project is one part of a multi-faceted program to mitigate the harmful impacts of riverine flooding in the Village of Sidney. The Governor's Office of Storm Recovery will be providing funding through the SPARC and Community Reconstruction Programs to facilitate the construction of the single and multi-family housing. The SPARC program has selected Two-Plus-Four Construction, LLC's to develop the affordable multi-family



**Governor's Office of  
Storm Recovery**

ANDREW M. CUOMO  
Governor

LISA BOVA-HIATT  
Executive Director

rental housing on the West Main Street Parcel. It is anticipated that up to 20 multi-family housing units will be built on this parcel.

The Community Reconstruction program will spearhead the construction of up to 22 single family homes on the other parcel identified and will provide the funds for the design and construction of road, water, sewer and stormwater infrastructure from existing village connections through the properties purchased for multi and single-family housing in the new Circle Drive Neighborhood. The parcel contains a barn, currently utilized for agricultural use for adjacent pasture land on a separate parcel owned by the same landowner. It is presently anticipated that this barn will not be demolished.

Per a review of the State Historic Preservation Office's CRIS system, the APE is located in an archaeological sensitive buffer zone. A Phase I Cultural Resource Survey, #07SR57602, was completed within a part of the proposed boundary of the new housing units. The project will go beyond the survey boundary and significant new ground disturbance is expected for the construction of the new housing units. New ground disturbance is also expected for the installation of the new water, sewer, and stormwater infrastructure for the new units that will connect with existing piping owned by the Village and Town of Sidney. A new road will also be constructed to link all the housing units.

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Ms. Lori Shirley  
Deputy Director, Bureau of Environmental Services  
New York State Homes & Community Renewal  
38-40 State St., 408N, Hampton Plaza  
Albany, NY 12207

If you have any questions or require additional information regarding this request, please feel free to contact me at (518) 474-0755 or via email at [lori.shirley@nyshcr.org](mailto:lori.shirley@nyshcr.org). Thank you for your time and consideration.

Sincerely,



Lori A. Shirley  
Deputy Director  
Bureau of Environmental Review and Assessment  
Governor's Office of Storm Recovery

**Enclosures:**

Attachment 1 Project Location Map

**Electronic letter sent to:**

Bonney Hartley  
THPO, New York Office  
Stockbridge-Munsee Community, Band of the Mohicans  
65 1st Street  
Troy, NY 12180

Dear Bonney,

Please see the attached updated consultation for the above-mentioned project.

A hard copy is being sent today by mail. Please let me know if you have any questions.

Thank you,

Mary Barthelme

Mary Barthelme

### **Governor's Office of Storm Recovery**

O: [\(518\) 473-0154](tel:(518)473-0154) | C: [\(646\) 706-6748](tel:(646)706-6748) | F: [\(518\) 474-6102](tel:(518)474-6102) |  
[Mary.Barthelme@stormrecovery.ny.gov](mailto:Mary.Barthelme@stormrecovery.ny.gov)  
[www.stormrecovery.ny.gov](http://www.stormrecovery.ny.gov)

*This email and any attachments to it are intended only for the identified recipients as **Draft & Confidential**. It may contain proprietary or otherwise legally protected information of GOSR. Any unauthorized use or disclosure of this communication is strictly prohibited. If you have received this communication in error, please notify the sender and delete or otherwise destroy the email and all attachments immediately*

Mary Barthelme

**From:** Barthelme, Mary (STORMRECOVERY)  
**Sent:** Monday, November 14, 2016 1:49 PM  
**To:** 'Temple University Archaeology' <[temple@delawaretribe.org](mailto:temple@delawaretribe.org)>  
**Cc:** Shirley, Lori (NYSHCR) <[Lori.Shirley@nyshcr.org](mailto:Lori.Shirley@nyshcr.org)>  
**Subject:** Section 106 Compliance for Circle Drive Neighborhood Development Project, Village of Sidney, Delaware County, New York

Dear Susan,

Please see the attached updated consultation for the above-mentioned project.

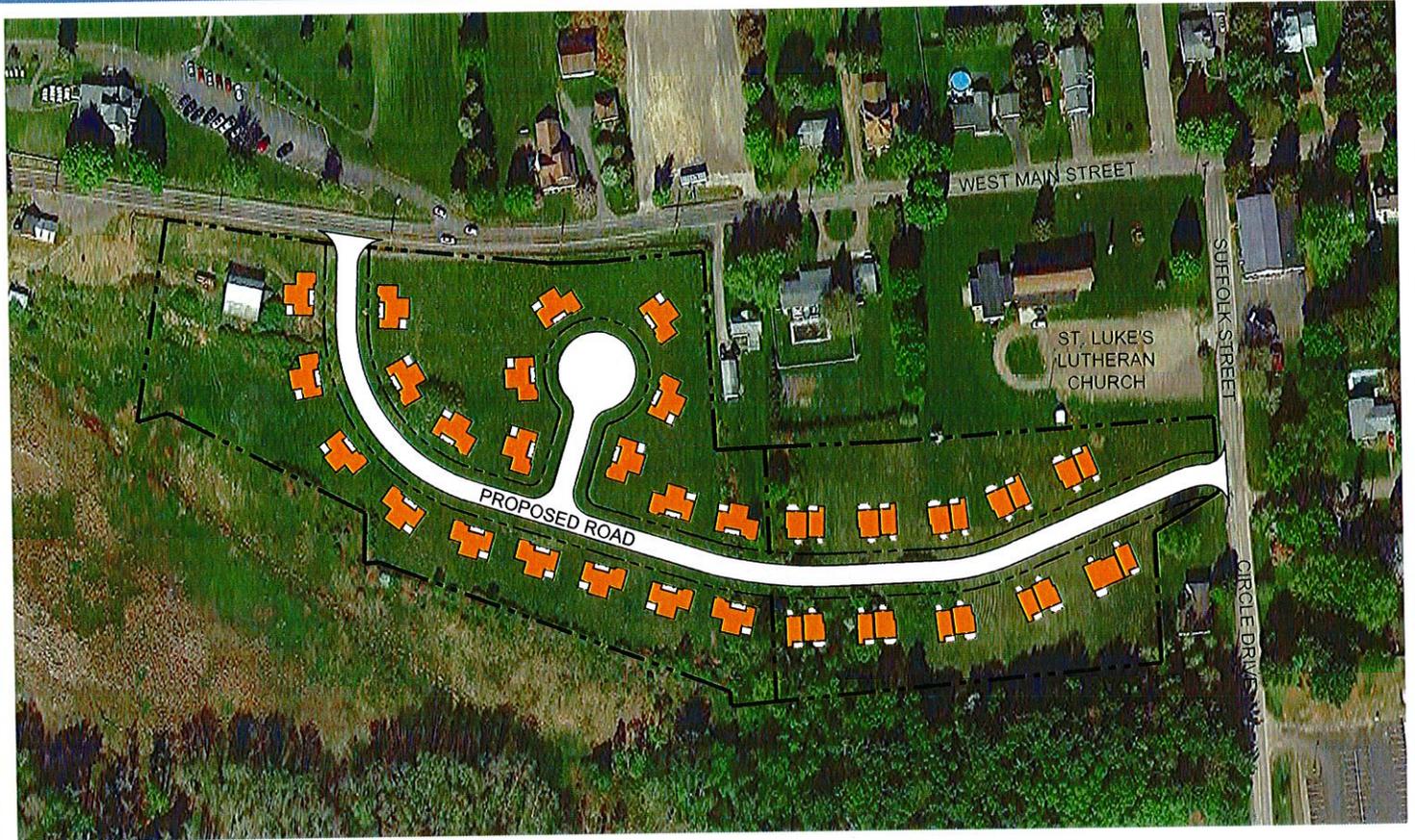
A hard copy is being sent today by mail. Please let me know if you have any questions.

Thank you,

Mary Barthelme

Mary Barthelme  
Environmental and Historic Preservation Specialist  
**Governor's Office of Storm Recovery**  
99 Washington Avenue, Suite 1224, Albany NY 12260  
O: [\(518\) 473-0154](tel:(518)473-0154) | C: [\(646\) 706-6748](tel:(646)706-6748) | F: [\(518\) 474-6102](tel:(518)474-6102) |  
[Mary.Barthelme@stormrecovery.ny.gov](mailto:Mary.Barthelme@stormrecovery.ny.gov)  
[www.stormrecovery.ny.gov](http://www.stormrecovery.ny.gov)

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CONCEPTUAL HOUSING PLAN

West Main Street  
Sidney, New York

CONCEPTUAL HOUSING PLAN

MARCH 30, 2016





Ray Halbritter, Nation Representative  
Oneida Indian Nation  
5218 Patrick Road  
Verona, NY 13478

Shannon Holsey, President  
Stockbridge-Munsee Community,  
Band of the Mohicans  
N8476 Moh He Con Nuck Road  
Bowler, WI 54416

Chet Brooks, Chief  
Delaware Tribe of Indians,  
Delaware Tribal Headquarters  
5100 Tuxedo Blvd  
Bartlesville, OK 74006



Delaware Tribe Historic Preservation Representatives  
P.O. Box 64  
Pocono Lake, PA 18347  
[temple@delawaretribe.org](mailto:temple@delawaretribe.org)

November 18, 2016

Governor's Office of Storm Recovery  
Bureau of Environmental Review and Assessment  
Att: Lori Shirley  
25 Beaver St.  
New York, NY 10004

**Re: Section 106 Compliance for Circle Drive Neighborhood Development Project,  
Village of Sidney, Delaware County, New York**

Ms. Shirley,

Thank you for sending the Delaware Tribe additional information regarding the above referenced project. Our review indicates that there could be culturally significant areas within the proposed project area. We request to see the results of the Phase 1b recommended by the NY SHPO.

We ask that in the event a concentration of artifacts and/or in the unlikely event any human remains are accidentally unearthed during the project that all work is halted until the Delaware Tribe of Indians is informed of the inadvertent discovery and a qualified archaeologist can evaluate the find.

We appreciate your cooperation and look forward to working together on our shared interests in preserving Delaware cultural heritage. If you have any questions, feel free to contact this office by phone at (610) 761-7452 or by e-mail at [temple@delawaretribe.org](mailto:temple@delawaretribe.org).

Sincerely,

A handwritten signature in black ink, appearing to read "Susan Bachor".

Susan Bachor  
Delaware Tribe Historic Preservation Representative

**From:** Shirley, Lori (NYSHCR)  
**To:** ["Bonney Hartley"; Barthelme, Mary \(STORMRECOVERY\)](#)  
**Subject:** RE: Section 106 Compliance for Circle Drive Neighborhood Development Project, Village of Sidney, Delaware County, New York  
**Date:** Monday, November 21, 2016 10:09:00 AM

Thank you, Bonney.

The surveys are being conducted today, and we will forward the reports to you when complete.

Lori

**From:** Bonney Hartley [mailto:Bonney.Hartley@mohican-nsn.gov]  
**Sent:** Monday, November 21, 2016 10:05 AM  
**To:** Barthelme, Mary (STORMRECOVERY)  
**Cc:** Shirley, Lori (NYSHCR)  
**Subject:** RE: Section 106 Compliance for Circle Drive Neighborhood Development Project, Village of Sidney, Delaware County, New York

**ATTENTION: This email came from an external source. Do not open attachments or click on links from unknown senders or unexpected emails.**

Dear Mary:

On behalf of Stockbridge-Munsee Community, I confirm that we wish to consult further on the Circle Drive Neighborhood Development Project, Sidney, Delaware County NY. We wish to receive the Phase 1B surveys upon completion, for review & comment.

Thanks,

Bonney

*Bonney Hartley*  
Tribal Historic Preservation Officer  
Stockbridge-Munsee Mohican Tribal Historic Preservation  
New York Office  
65 1st Street  
Troy, NY 12180  
(518) 244-3164  
[Bonney.Hartley@mohican-nsn.gov](mailto:Bonney.Hartley@mohican-nsn.gov)  
[www.mohican-nsn.gov](http://www.mohican-nsn.gov)

**From:** Barthelme, Mary (STORMRECOVERY) [mailto:Mary.Barthelme@stormrecovery.ny.gov]  
**Sent:** Monday, November 14, 2016 1:45 PM  
**To:** Bonney Hartley  
**Cc:** Shirley, Lori (NYSHCR)  
**Subject:** Section 106 Compliance for Circle Drive Neighborhood Development Project, Village of Sidney, Delaware County, New York

# ONEIDA INDIAN NATION



JESSE J. BERGEVIN  
HISTORIC RESOURCES SPECIALIST

DIRECT DIAL: (315) 829-8463  
FACSIMILE: (315) 829-8473  
E-MAIL: [jbergevin@oneida-nation.org](mailto:jbergevin@oneida-nation.org)

## ONEIDA NATION HOMELANDS

December 13, 2016

Ms. Lori Shirley  
Deputy Director, Bureau of Environmental Services  
New York State Homes & Community Renewal  
38-40 State St., 408N, Hampton Plaza  
Albany, NY 12207

*(Transmitted by email)*

Re: Section 106 Compliance for Circle Drive Neighborhood Development Project  
Village of Sidney, Delaware County, New York

Dear Ms. Shirley,

On November 14, 2016, the Oneida Indian Nation (the "Nation") received an email with documentation from the Governor's Office of Storm Recovery (GOSR) regarding an application for the Circle Drive Neighborhood Development Project in the Village of Sidney, Delaware County, New York (the "Project"). The Project lies within the Oneida's aboriginal territory and within an area that the Nation would consider favorable to past Oneida land use.

The Nation concurs with the SHPO's recommendation for Phase IB survey to be conducted for those area within the area of potential effect (APE) not already surveyed.

As planning for the project progresses, the Nation requests that GOSR, on behalf of the United States Department of Housing and Urban Development, consult with the Nation before making any decisions or determinations in the Section 106 process concerning the Project's APE, level of effort to identify historic properties, presence or absence of historic properties, National Register of Historic Places eligibility, findings of no effect or adverse effect and measures to address or resolve adverse effects.

Please feel free to contact me at (315) 829-8463 with any questions.

Very truly yours,

ONEIDA INDIAN NATION

Jesse J. Bergevin



Governor's Office of  
Storm Recovery

ANDREW M. CUOMO  
Governor

LISA BOVA-HIATT  
Executive Director

February 3, 2017

Ray Halbritter, Nation Representative  
Oneida Indian Nation  
5218 Patrick Road  
Verona, NY 13478

Re: Update related to Section 106 Compliance for Circle Drive Neighborhood Development Project, Village of Sidney, Delaware County, New York

Dear Ray Halbritter:

Pursuant to the Disaster Relief Appropriations Act, 2013 (Public Law 113-2) and the Housing and Community Development Act (42 U.S.C. § 5301 et seq.), the Governor's Office of Storm Recovery (GOSR) is acting under the auspices of New York State Homes and Community Renewal's Housing Trust Fund Corporation as a recipient of Community Development Block Grant – Disaster Recovery (CDBG-DR) funds from the United States Department of Housing and Urban Development (HUD). GOSR is the entity responsible for compliance with the HUD environmental review procedures set forth in 24 CFR Part 58. GOSR is acting on behalf of HUD in providing the enclosed project information and inviting this discussion with your Nation to respond with any concerns or comments.

GOSR processes environmental reviews for projects funded with HUD CDBG-DR on a case-by-case basis. In accordance with Section 101(d)(6)(B) of the National Historic Preservation Act (NHPA) of 1966, as amended (16 U.S.C. 470a), and its implementing regulations, 36 Code of Federal Regulations (CFR) Part 800, this letter serves as notification of the proposed action.

Update and Request for Comment: GOSR has completed the Phase I survey and geomorphological analysis of the area of potential effect. The archeological survey and geomorphological analysis report, and the SHPO response to the Phase I Report, has been provided to you. GOSR respectfully submits for your review the attached documentation for the proposed project(s) described herein. If the Area of Potential Effect encompasses historic properties of religious or cultural significance to your Nation, please respond by February 13<sup>th</sup>, 2017 or sooner. Additionally, please indicate if there are other sources of information or other parties, Nations, Tribes, or members of the public you believe should be included in the consultation process. Please respond by email or in writing to the address listed below.

Ms. Lori Shirley  
Deputy Director, Bureau of Environmental Services  
New York State Homes & Community Renewal  
38-40 State St., 408N, Hampton Plaza  
Albany, NY 12207

If you have any questions or require additional information regarding this request, please feel free to contact me at (518) 474-0755 or via email at [lori.shirley@nyshcr.org](mailto:lori.shirley@nyshcr.org). Thank you for your time and consideration.

Sincerely,



Lori A. Shirley  
Director  
Bureau of Environmental Review and Assessment  
Governor's Office of Storm Recovery

Enclosures: Phase I Archeology Report  
SHPO Response to Phase I Report

**Electronic letter sent to:**

Jesse Bergevin  
Historic Resources Specialist  
Oneida Indian Nation  
2037 Dream Catcher Plaza  
Oneida, NY 13421



Governor's Office of  
Storm Recovery

ANDREW M. CUOMO  
Governor

LISA BOVA-HIATT  
Executive Director

February 3, 2017

Shannon Holsey, President  
Stockbridge-Munsee Community, Band of the Mohicans  
N8476 Moh He Con Nuck Road  
Bowler, WI 54416

Re: Update related to Section 106 Compliance for Circle Drive Neighborhood Development Project, Village of Sidney, Delaware County, New York

Dear President Shannon Holsey:

Pursuant to the Disaster Relief Appropriations Act, 2013 (Public Law 113-2) and the Housing and Community Development Act (42 U.S.C. § 5301 et seq.), the Governor's Office of Storm Recovery (GOSR) is acting under the auspices of New York State Homes and Community Renewal's Housing Trust Fund Corporation as a recipient of Community Development Block Grant – Disaster Recovery (CDBG-DR) funds from the United States Department of Housing and Urban Development (HUD). GOSR is the entity responsible for compliance with the HUD environmental review procedures set forth in 24 CFR Part 58. GOSR is acting on behalf of HUD in providing the enclosed project information and inviting this discussion with your Community to respond with any concerns or comments.

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Deputy Director, Bureau of Environmental Services  
New York State Homes & Community Renewal  
38-40 State St., 408N, Hampton Plaza  
Albany, NY 12207

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Sincerely,



Lori A. Shirley  
Director  
Bureau of Environmental Review and Assessment  
Governor's Office of Storm Recovery

Enclosures: Phase I Archeology Report  
SHPO Response to Phase I Report

**Electronic letter sent to:**

Bonney Hartley  
THPO, New York Office  
Stockbridge-Munsee Community, Band of the Mohicans  
65 1st Street  
Troy, NY 12180



Governor's Office of  
Storm Recovery

ANDREW M. CUOMO  
Governor

LISA BOVA-HIATT  
Executive Director

February 3, 2017

Chet Brooks, Chief  
Delaware Tribe of Indians, Delaware Tribal Headquarters  
5100 Tuxedo Blvd  
Bartlesville, OK 74006

Re: Update related to Section 106 Compliance for Circle Drive Neighborhood Development Project, Village of Sidney, Delaware County, New York

Dear Chief Chet Brooks:

Pursuant to the Disaster Relief Appropriations Act, 2013 (Public Law 113-2) and the Housing and Community Development Act (42 U.S.C. § 5301 et seq.), the Governor's Office of Storm Recovery (GOSR) is acting under the auspices of New York State Homes and Community Renewal's Housing Trust Fund Corporation as a recipient of Community Development Block Grant – Disaster Recovery (CDBG-DR) funds from the United States Department of Housing and Urban Development (HUD). GOSR is the entity responsible for compliance with the HUD environmental review procedures set forth in 24 CFR Part 58. GOSR is acting on behalf of HUD in providing the enclosed project information and inviting this discussion with your Tribe to respond with any concerns or comments.

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Albany, NY 12207

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Sincerely,



Lori A. Shirley  
Director  
Bureau of Environmental Review and Assessment  
Governor's Office of Storm Recovery

Enclosures: Phase I Archeology Report  
SHPO Response to Phase I Report

**Electronic letter sent to:**

Susan Bachor  
Delaware Tribe of Indians Historic Preservation Representative  
P.O. Box 64  
Pocono Lake, PA 73005



Phase I Archaeological Investigation  
of the  
Circle Drive Housing Development  
Town of Sidney  
Delaware County, New York

OPRHP# 16PR07661

Prepared for:  
Louis Berger Group, Inc.  
412 Mount Kemble Avenue  
Morristown, New Jersey 07962

Prepared by:  
Jessica Schreyer, Susan Gade, RPA and Samuel Marcucci  
Landmark Archaeology, Inc.  
6242 Hawes Road  
Altamont, New York 12009-4606

Derrick J. Marcucci, RPA, Principal Investigator

LA# 382  
January 2017

## MANAGEMENT SUMMARY

**SHPO Project Review Number:** 16PR07661

**Federal Agencies:**

**State Agencies:** GOSR, NYSHCR

**Phase of Study:** Phase IA/IB

**Location:**

**Minor Civil Division:** Town of Sidney

**County:** Delaware

**USGS 7.5' Quadrangle Map:** Unadilla, NY (2000)

**Survey Area**

Length: 736 feet (224 m)

Width: 543 feet (165 m)

Depth: n/a

Size    Total Acres Surveyed: 5.79 (2.34 ha)

         Total Square Meters Excavated: n/a

         Total Square Feet Excavated: n/a

**Archaeological Survey Overview**

Total and Interval of Shovel Tests:

48 STPs: 43 at 15 m-interval; 5 selectively positioned

Width of Plowed Strips: n/a

Surface Survey Transect Interval: n/a

**Results of Archaeological Survey**

Number and name of prehistoric sites identified: 0

Number and name of historic sites identified: 0

Sites Recommended for Phase II/ Avoidance: 0

**Report Author(s):** Jessica Schreyer, Susan Gade, RPA and Samuel Marcucci, Landmark Archaeology, Inc.

**Date of Report:** January 2017

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## 1. INTRODUCTION

This report presents the results of a Phase I archaeological study conducted for the proposed Circle Drive Housing Development (OPRHP# 16PR07661) in the village and town of Sidney, Delaware County, New York (Figures 1 and 2). The investigation was conducted by Landmark Archaeology, Inc. who was retained as a subconsultant by Louis Berger Group, Inc. of Morristown, New Jersey. The Area of Potential Effect (APE) for the project totals approximately 5.79 acres (2.34 ha).

The Phase I study was conducted to: (a) inspect the project area and precisely define the spatial boundaries of any archaeological resources in relation to the limits of the project area, (b) assess the potential of the project area for deeply buried cultural deposits, (c) conduct surface and limited subsurface investigations of the resources which are either partially or completely in the area of the proposed construction, and (d) provide recommendations for those archaeological resources which may be impacted by proposed development activities. These tasks were conducted to provide federal and state reviewing agencies with the appropriate documentation to evaluate the effect of the proposed project on historic and/or prehistoric cultural resources.

The Phase I study was conducted in two stages: a Phase IA literature review and a Phase IB intensive level identification survey. The purpose of the Phase IA investigation was to assess potential for National Register of Historic Places (NRHP) properties to exist within the project area. Research tasks associated with the Phase IA study consisted of a literature review and records search at the New York Office of Parks, Recreation and Historic Preservation (OPRHP). The Phase IB study included an intensive level identification survey consisting of pedestrian survey and shovel test excavations within the project parcels. All Phase I field and analytical methods were conducted in accordance with guidelines established in *Standards for Cultural Resource Investigations and the Curation of Archaeological Collections in New York* by the New York Archaeological Council (NYAC 1994) and adopted by the OPRHP.

The following technical report presents the results of the Phase I study conducted in November and December, 2016. Derrick J. Marcucci, RPA served as the Principal Investigator for the project and he supervised all aspects of the investigation. Background research for the investigation was compiled and analyzed by Samuel Marcucci. Fieldwork was conducted by Derrick J. Marcucci, Jaclyn Galdun, and Liz Eibert. This report is written by Jessica Schreyer, Susan Gade, and Samuel Marcucci. Graphics were completed by Ms. Schreyer. All field notes, photographs, and records associated with the project are on file at Landmark Archaeology, Inc., 6242 Hawes Road, Altamont, New York.

## 2. PROJECT DESCRIPTION

The proposed project is a residential subdivision located in the village of Sidney, Delaware County, New York (Figure 2). The project proposes to construct single family homes and related road, water, sewer, and stormwater infrastructure. Construction will occur within a parcel measuring 5.79 acres (2.34 ha) (Figure 3). The parcel is situated southeast of the intersection of West Main Street and Suffolk Street/Circle Drive. The planned development will have access from both roads.

The project property includes a demolished barn, which is older than 50 years of age (Appendix A: Photograph 1). Several extant structures older than 50 years of age are located across West Main Street from, and adjacent to, the project area (Appendix A: Photographs 2-5).

### 3. DESCRIPTION OF PROJECT AREA

The project area is located in east-central New York approximately 40 miles northeast of Binghamton in the village of Sidney, Delaware County, New York. This county is situated in the Allegheny Plateau physiographic region, and much of the central and eastern portions of the county are in the Catskill Mountains (Isachsen et al. 2000). The plateau is generally characterized by deeply dissected shales, siltstones, and sandstones of the Middle and Upper Devonian periods. The topography in the county includes both nearly level terrain in the river valleys and very steep mountain terrain. Elevation in the county ranges from 820 to 3520 feet amsl.

The project area is located on the eastern aspect of a glaciated upland hillslope that ranges in elevation from 1220 to 1260 feet above mean sea level. The hillslope is part of a larger terrace system that lies above the Susquehanna River floodplain and is at the base of the uplands that rise several hundred feet directly south of the project area. The western portion of the project area, bordering West Main Street, is flat to gently sloping while the eastern one-half of the project area is severely sloped. The eastern limits of the project area sit above a small (<5 acres) upland wetland that feeds a low order un-named stream that merges with the Susquehanna River about two kilometers north of the project area.

The project area was historically part of a farm complex and has been cultivated in the past. The land has been used as a hayfield in the recent past. At the time of the archaeology study, the APE had a cover of close-cropped hay with surface visibility limited to 0 to 10 percent. A recently collapsed barn ruin (see Appendix A: Photograph 1) is in the project area. A farmhouse garage (see Appendix A: Photograph 5) sit about 80 meters south of the barn ruin outside of the project area, but they were part of the original farm. The area surrounding the barn has been visibly landscaped, as well as an area about 60 meters north of the barn ruin where a shed likely stood at one time.

The geological setting of the project area is considered to be an erosional landform—sloped and cultivated. The water table is high and several areas within the project area were extremely wet. Surface water in the county is drained by the Susquehanna River, and the West Branch and the East Branch of the Delaware River (Seifried and Havens 2006). The majority of the county lies in the Delaware River Watershed. Alluvial fans in locations where faster-flowing tributaries enter major valleys and alluvial deposits on floodplains indicate potential for deeply buried archaeological deposits in these areas.

Mardin channery silt loam of various slopes is mapped in the project area (Figure 4; Seifried and Havens 2006). Mardin channery silt loam soils are moderately drained soils found on upland hilltops or the lower parts of hillsides. They were formed in glacial till derived from sandstone, siltstone, and shale. Table 1 summarizes the soils mapped in the APE.

Table 1  
Summary Soil Information

Soil Name	Symbol	Slope	Drainage Class	Parent Material	Landform
Mardin channery silt loam	MdB	3-8%	Moderately well drained	Glacial till	Hilltops or the lower parts of hillsides in uplands
Mardin channery silt loam	MdC	8-15%	Moderately well drained	Glacial till	Hilltops or the lower parts of hillsides in uplands

(Seifried and Havens 2006)

## 4. PHASE IA INVESTIGATION

### A. RESEARCH OBJECTIVES

The goal of the Phase IA study is to assess the potential for the presence of significant archaeological resources within the project area. The study is designed to gather data regarding archaeological potential through archival research and a preliminary field inspection. All pertinent archaeological and historical literature and state records applicable to the project area are reviewed during the Phase IA investigation.

Site assessments are based on NRHP criteria of significance (36CFR60.6, *Federal Register* 1976). The criteria are:

The quality of significance in American history, architecture, archaeology, and culture is present in districts, sites, buildings, structures, and objects of state and local importance that possess integrity of location, design, setting, materials, workmanship, feeling, and association:

- a. that are associated with events that have made a significant contribution to the broad patterns of our history; or
- b. that are associated with the lives of persons significant in our past; or
- c. that embody the distinctive characteristics of a type, period, or method of construction, or that represent the work of a master, or that possess high artistic value, or that represent a significant and distinguishable entity whose components may lack individual distinction, or
- d. that has yielded, or may be likely to yield, information important in prehistory or history.

Typically, Criterion d is the most applicable criterion for evaluation of archaeological resources.

### B. BACKGROUND RESEARCH

Background research was conducted for the purpose of compiling baseline information related to the prehistory, history, geomorphology, environment, and land use history of the project area. These sources provided information regarding NRHP eligible sites in the area and data with which to evaluate the project's archaeological potential.

Phase IA research included a site files search using the Cultural Resources Information System (CRIS) maintained at the OPRHP. This search determined if archaeological sites or NRHP properties were recorded within or near the project area. It also identified areas of previous archaeological investigations within one mile of the project areas. Historic maps were examined to identify land use history and potential for historic resources within the project area.

### C. RESULTS OF PHASE IA INVESTIGATIONS

#### 1. NRHP Properties

No NRHP properties are located within or adjacent to the project area; however, a large section of the northern part of the village along the Susquehanna River is within the NRHP-listed Sidney Historic District (13NR06446).

## 2. Previously Recorded Archaeological Sites

CRIS records show that nine archaeological sites have been recorded within one mile of the project area. The Circle Drive Prehistoric Site (02540.00037) is recorded on the property adjacent to the northern edge of the APE (Sheridan 2007). This site consists of a single piece of utilized debitage, found approximately 40 meters (130 ft) north of the current APE. The remaining eight sites are New York State Museum (NYSM) sites. NYSM sites 2707, 2708 and 2709 are located in close proximity to the Interstate Highway 88 corridor; however, no other information is available for these sites. NYSM 2707 is located roughly 0.4 miles southwest of the APE and NYSM 2708 is located approximately 0.25 miles northeast of the APE. NYSM 3119, 3120, 3121, 7526, and 7530 were recorded by A.C. Parker, and consist of a village, an "indian fort," burials, and other "traces of occupation." These sites are depicted in CRIS as extensive polygons that flank the Susquehanna River. All of these polygons are located more than one-half mile north of the APE.

Table 3  
Previously Recorded Archaeological Sites within One Mile of the Project Area

OPRHP #	NYSM #	Reported By	Site Identifier/Description	Time Period
<b>02540.000368</b>		<b>Kevin E. Sheridan, PAF</b>	<b>Circle Drive Prehistoric Site (SUBi 2649)</b>	<b>Prehistoric</b>
	2707	No Info	No Info	No Info
	2708	No Info	No Info	No Info
	2709	No Info	No Info	No Info
	3119	A.C. Parker	Delaware County Site 1, "Indian Fort"	Prehistoric
	3120	A.C. Parker	Delaware County Site 2, Burials	Prehistoric
	3121	A.C. Parker	Delaware County Site 3, Village	Prehistoric
	7526	A.C. Parker	Traces of Occupation	Prehistoric
	7530	A.C. parker	Burials	Prehistoric

**BOLD** = within or adjacent to APE

## 3. Previous Archaeological Surveys

CRIS shows that one archaeological investigation (Sheridan 2007) was conducted adjacent to the APE in 2007. The 2007 project area abuts the northern boundary of the present APE. As noted above, the Circle Drive Prehistoric Site was identified during the survey.

## 4. Historic Maps

Historic maps reviewed during the current study included the years 1869 (Beers 1869; Figure 5) and 1918 (USGS 1918; Figure 6). These maps indicate no structures within or adjacent to the project area. The 1869 map shows three structures along the west side of West Main Street, on the opposite side of the APE. The 1918 map shows four structures along the west side of West Main Street near the APE. West Main Street is depicted on 1869 and 1918 maps in a similar alignment as its modern-day route.

## D. ARCHAEOLOGICAL POTENTIAL

Based on the physiographic setting of the project area and the results of background research, archaeological potential was considered high for prehistoric and historic sites. The Susquehanna River region has proved to be a favored location for prehistoric habitation and historic settlement is documented in Sidney from the late eighteenth century onward. Background research showed

that numerous prehistoric sites have been recorded within one mile of the project area, and map documented historic structures are shown directly across West Main Street from the project area in 1869. A large section of the northern part of the village is within the NRHP-listed Sidney Historic District (13NR06446).

Since the soils in the APE were formed in glacial till, there is no potential for archaeological deposits to be buried by deep alluvium.

## 5. PHASE IB INVESTIGATION

### A. PHASE IB FIELD METHODS

The Phase IB field investigation was conducted on November 22 and December 5, 6 and 7, 2016. Fieldwork included a pedestrian walkover and shovel test excavations (Appendix A: Photograph 6). The walkover assessed the archaeological potential of the project area and examined exposed surfaces for archaeological evidence. Shovel tests were positioned along transects and generally spaced 15 meters apart. No tests were excavated in areas of excessive slope (>12-15%) (e.g., Appendix A: Photograph 7). Selective shovel testing was performed in disturbed areas (e.g., Appendix A: Photograph 8) to document the disturbance. In total, 48 shovel tests were excavated during the current Phase I field investigation (Figure 7). Of this total, 43 were positioned along transects and five (STPs S1-S5) were selectively positioned.

The locations of all tests were recorded using a high precision 12-channel GPS receiver. The georeferenced data were differentially corrected for an estimated horizontal error of less than one meter. The diameter of shovel tests ranged from 30 to 50 centimeters. Soils were removed in 20-centimeter levels within soil horizons and shovel tests extended a minimum of ten to 15 centimeters into glacial till subsoils. All excavated soil was screened through ¼-inch mesh hardware cloth. Soil characteristics including texture and color (Munsell) and any disturbances or other noteworthy features of the tests were recorded on standardized Landmark Archaeology, Inc. forms. All shovel tests were backfilled after completion. Soil descriptions for each shovel test are given in Appendix B.

### B. RESULTS OF THE PHASE IB INVESTIGATION

Phase IB investigations included the excavation of 48 shovel tests (see Figure 7). No artifacts or evidence of cultural features were found in any of the tests. Tests documented an Ap-B or Ap-A-B soil sequence across the area. The Ap and A soils consisted of dark brown (7.5YR 3/3) silty clay, and were underlain by dark yellowish brown (7.5YR 4/6) silt clay B subsoils. The Ap soils were 10 to 30 centimeters thick. The intact A soils were encountered in Transects 3, 4, and 5 in areas where the plowzone was 20 centimeters in thickness or less. The unplowed A soils ranged from 10 to 20 centimeters in thickness. B-horizon soils were generally encountered 20 to 40 centimeters below ground surface.

Disturbance was documented in Shovel Tests S3 through S5. These three tests encountered fill soils over B-horizon soils.

## 6. SUMMARY AND RECOMMENDATIONS

The Phase I archaeological study conducted for the proposed Circle Drive Housing Development (OPRHP# 16PR07661) in the village and town of Sidney, Delaware County, New York consisted of Phase IA background research and an intensive level Phase IB field investigation. The APE for the project totals approximately 5.79 acres (2.34 ha). The investigation was conducted by Landmark Archaeology, Inc., who was retained as a subconsultant by Louis Berger Group, Inc. of Morristown, New Jersey.

Phase IA research revealed that numerous prehistoric archaeological sites have been recorded within one mile of the project area. Historic settlement of the Sidney area has been documented from the late eighteenth century onward, and historic maps indicate several structures across West Main Street from the project area in 1869. Archaeological potential was judged to be high for both prehistoric and historic resources.

Phase IB fieldwork included a pedestrian walkover and shovel test excavations. In total, 48 tests were excavated during the Phase IB effort. No artifacts or cultural features were found in any of the tests. Based on these results and upon concurrence with the New York OPRHP, the proposed project will have no adverse effect on significant archaeological resources. Project clearance is recommended.

It should be noted that no field technique is completely adequate to define all cultural resources in a particular location. Therefore, should historic or prehistoric resources be detected during the course of the project, the OPRHP must be notified so that the significance of the discovery can be determined.

## REFERENCES CITED

- Beers, F.W.  
1869 Atlas of Delaware County, New York.
- Isachsen, Y.W., E. Landing, J.M. Lauber, L.V. Rickard, W.B. Rogers  
2000 *Geology of New York. A Simplified Account.* Second Edition. New York State Museum Educational Leaflet No. 28. New York State Museum, the University of The State of New York, Albany.
- New York Archaeological Council  
1994 *Standards for Cultural Resource Investigations and the Curation of Archaeological Collections in New York State.* The New York Archaeological Council.
- Seifried, Stefan, Matthew W. Havens  
2006 *Soil Survey of Delaware County, New York.* United States Department of Agriculture, Soil Conservation Service.
- Sheridan, Kevin E.  
2007 Cultural Resource Management Report, Phase I Cultural Resource Survey, Sidney Senior Apartments Project, Village of Sidney, Town of Sidney, Delaware County, New York, MCD 02540 and 02516. Prepared for Two Plus Four Construction Company, East Syracuse, NY.
- USGS  
2000 *Sidney, NY. 7.5' Series Quadrangle.*  
1918 *Unadilla, NY. 15' Series Quadrangle.*

# Figures

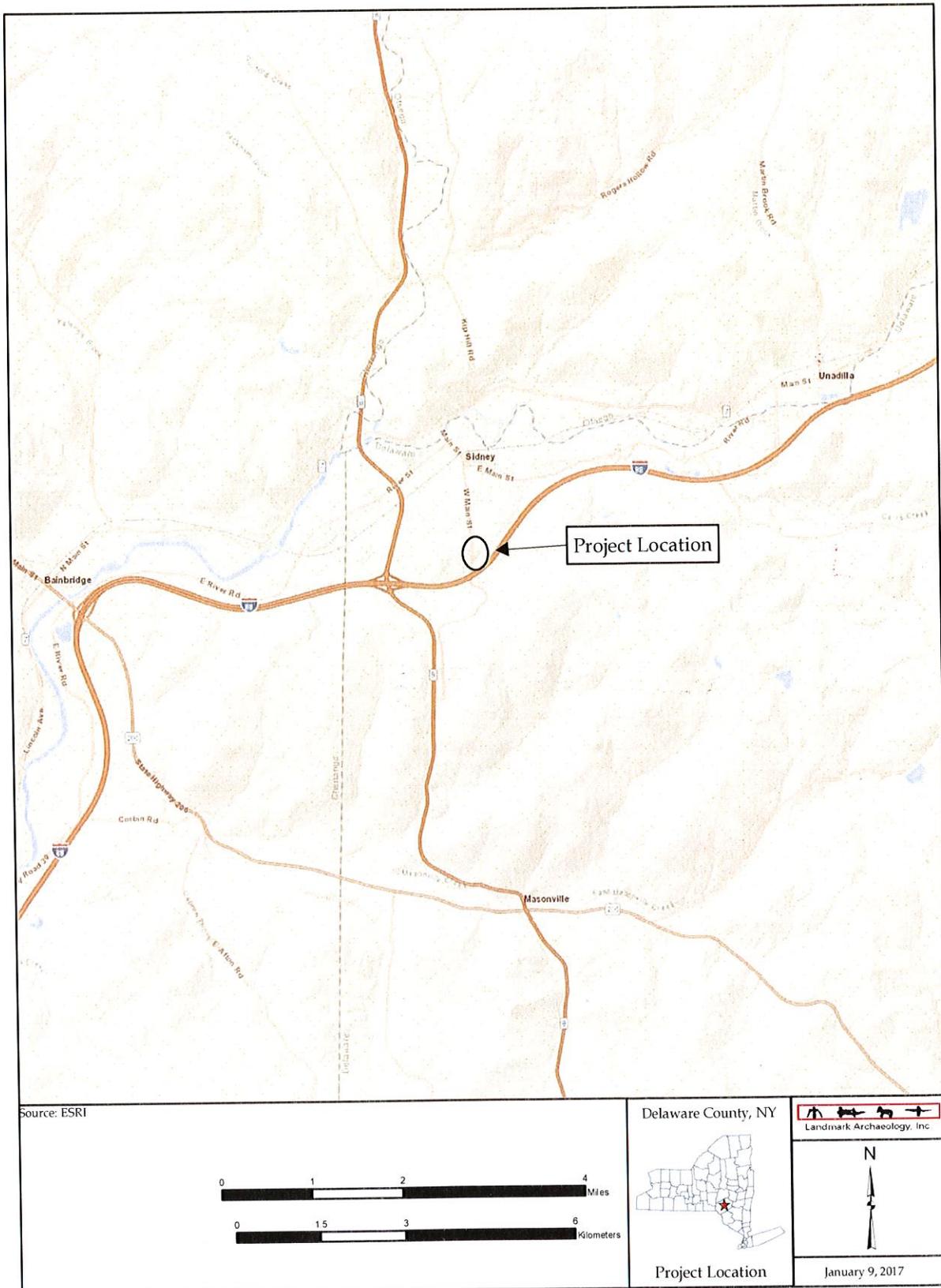


Figure 1: Project Location

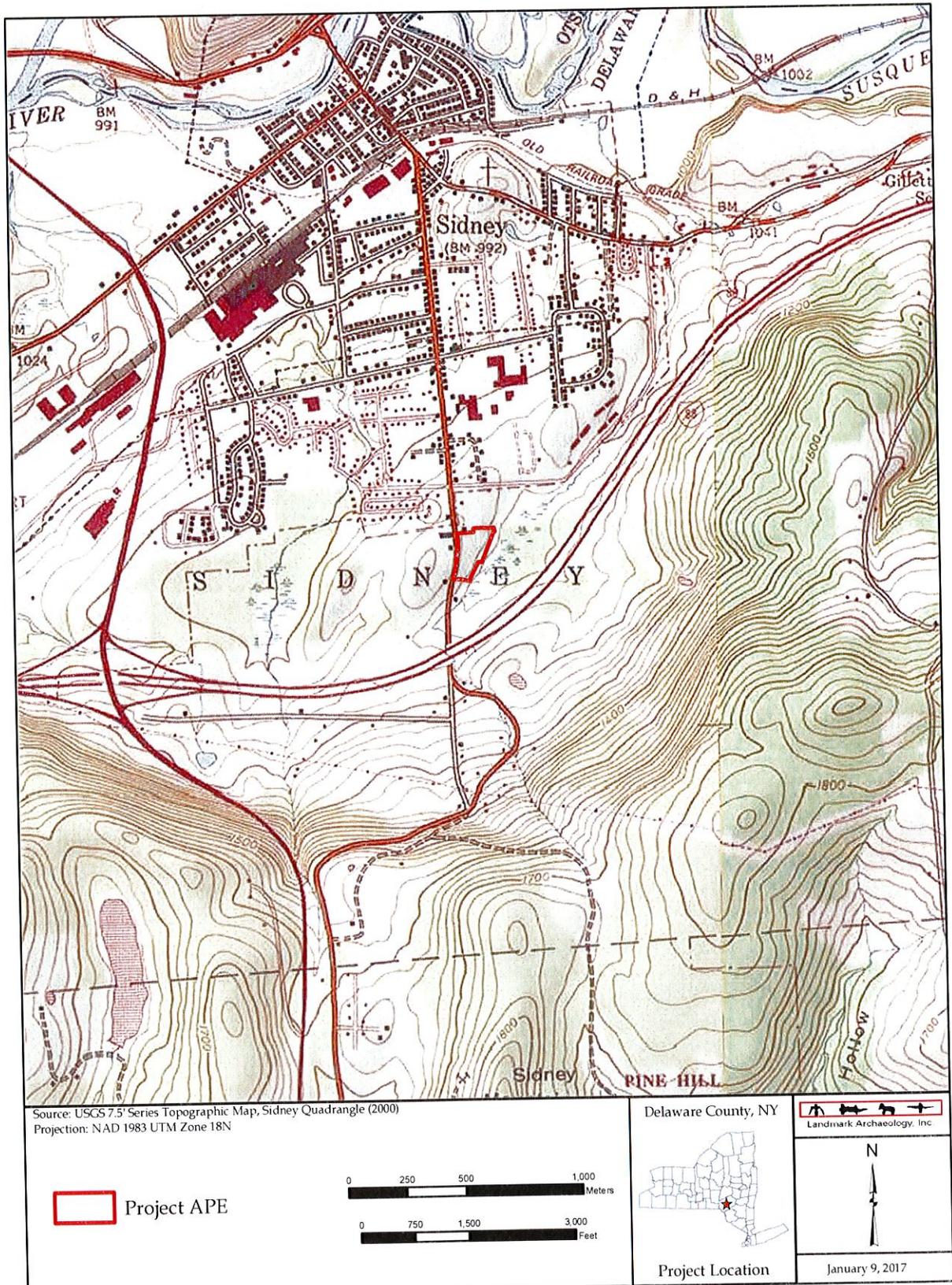


Figure 2: Project Location and Topographic Features



Source: Two Plus Four Construction (2016), Keplinger Freeman Associates (2016)

 Project APE

0 12.5 25 50 Meters

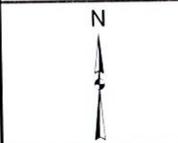
0 40 80 160 Feet

Delaware County, NY



Project Location

 Landmark Archaeology, Inc.



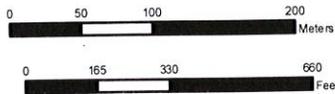
January 12, 2017

Figure 3: Project Plans



Source: ESRI, NCRS

- Project APE
- Mapped Soils

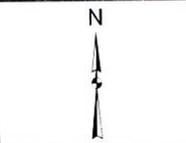


Delaware County, NY



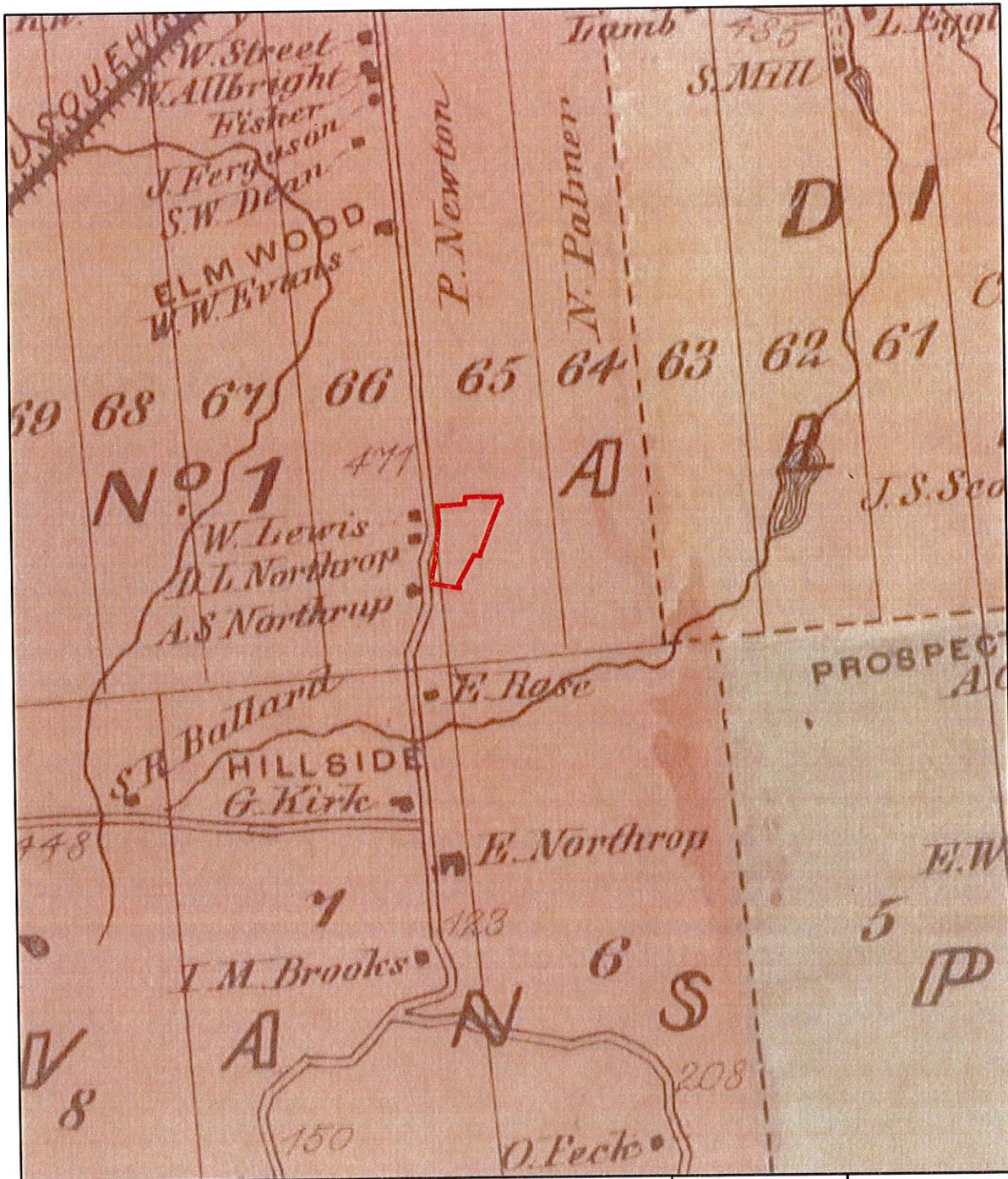
Project Location

Landmark Archaeology, Inc.



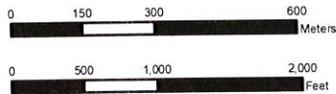
January 9, 2017

Figure 4: Mapped Soils



Source: Beers (1869)

 Project Area



Delaware County, NY

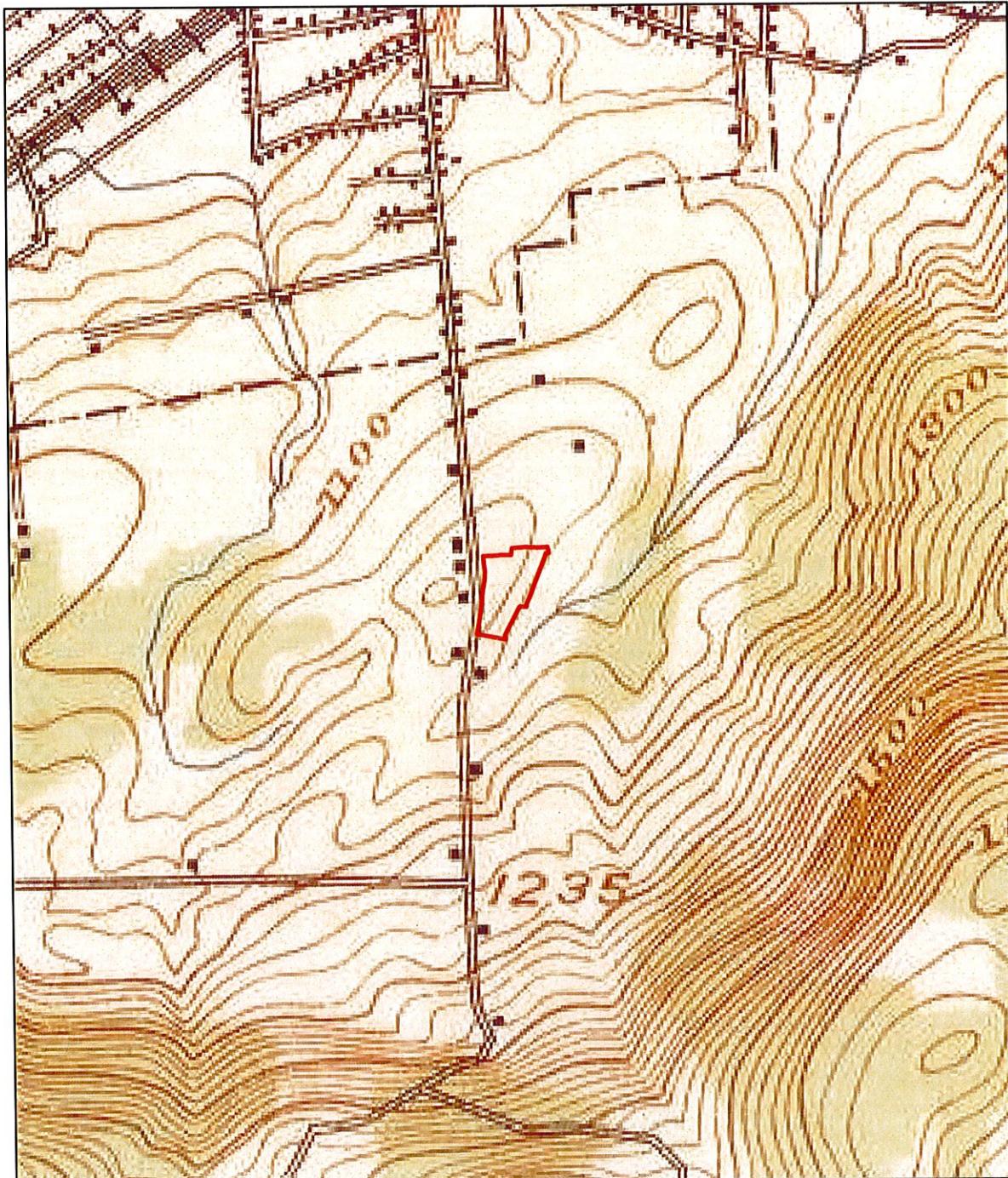


 Landmark Archaeology, Inc.



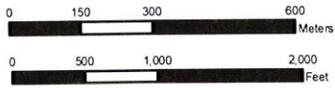
January 12, 2017

Figure 5: Project Area, 1869



Source: USGS 15' Unadilla Quadangle (2000)

 Project Area



Delaware County, NY



 Landmark Archaeology, Inc.

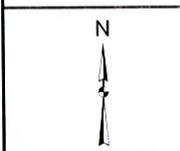


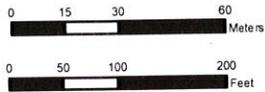
Figure 6: Project Area, 1918

APPENDIX A  
Photographs



Source: ESRI (2016)

-  Project APE
-  Photo Key

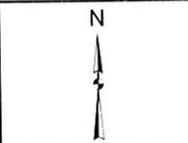


Delaware County, NY



Project Location

 Landmark Archaeology, Inc.



January 12, 2017

Photo Key



Photograph 1: Demolished Barn in APE, View to Northwest



Photograph 2: Structure at 2176 West Main Street, View to East



Photograph 3: Structures at 2151 West Main Street, View to West



Photograph 4: Structure at 1989 West Main Street, View to Southwest



Photograph 5: Structure at 1978 West Main Street, View to Northeast



Photo 6: Shovel Testing in the Open Field, View to East



Photo 7: Shovel Testing in the Open Field, Showing Slope, View to Northwest



Photo 8: Ground Disturbance, View to North

APPENDIX B  
Shovel Test Descriptions

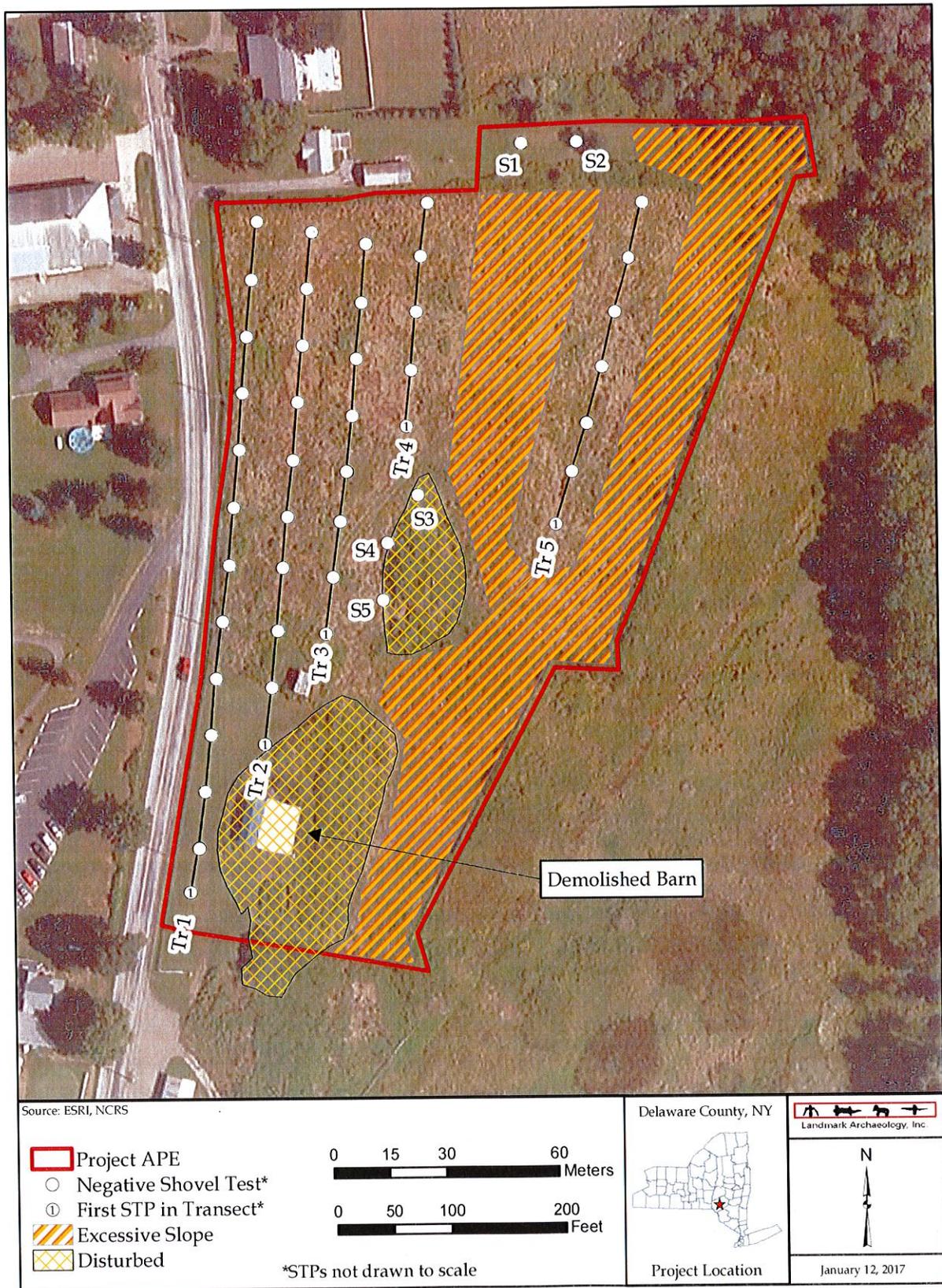


Figure 7: Phase I Shovel Test Locations

Circle Drive Housing Development in Sidney  
 Delaware County, New York  
 Landmark Archaeology, Inc. #382

Soil Description
1-Silty clay
2-Historic fill

Munsell Soil Description Key Strat	2	7.5YR 3/3 1 Ap	7.5YR 3/3 1 A	7.5YR 4/6 1 B	Comments
	<u>STP</u>				
Transect 1	1	0-20		20-43	
	2	0-19		19-39	
	3	0-21		21-33	
	4	0-24		24-38	
	5	0-24		24-37	
	6	0-22		22-37	
	7	0-33		33-38	
	8	0-25		25-46	
	9	0-22		22-48	
	10	0-25		25-46	
	11	0-23		23-40	
	12	0-25		25-37	
	13	0-27		27-40	
Transect 2	1	0-25		25-50	
	2	0-20		20-50	
	3	0-30		30-50	
	4	0-40		40-55	
	5	0-20	20-42	42-50	
	6	0-20	20-34	34-60	
	7	0-22	22-30	30-60	
	8	0-30		30-60	
	9	0-30		30-60	
	10	0-30		30-60	
Transect 3	1	0-13	13-25	25-41	
	2	0-14	14-24	24-41	
	3	0-13	13-29	29-40	
	4	0-15	15-26	26-36	
	5	0-14	14-27	27-33	
	6	0-14	14-29	29-33	
	7	0-12	12-31	31-34	
	8	0-10	10-29	29-35	
Transect 4	1	0-10	10-30	30-35	
	2	0-14	14-30	30-33	
	3	0-29		29-35	
	4	0-9	9-29	29-34	
	5	0-32		32-38	
Transect 5	1	0-24		24-37	
	2	0-27		27-42	
	3	0-29		29-40	
	4	0-25		25-39	
	5	0-30		30-40	
	6	0-26		26-40	
	7	0-26		26-37	
Selectives	S1	0-29		29-49	
	S2	0-25		25-37	
	S3	0-66		66-80	
	S4	0-30		30-40	
	S5	0-29			Gravel Impasse



# Parks, Recreation, and Historic Preservation

ANDREW M. CUOMO  
Governor

ROSE HARVEY  
Commissioner

January 30, 2017

Ms. Mary Barthelme  
Governor's Office of Storm Recovery  
99 Washington Ave  
Suite 1224  
Albany, NY 12260

Re: HTF  
GOSR-Sidney, Delaware County Neighborhood Development Project  
West Main Street at Circle Drive, Sidney, NY  
16PR07661

Dear Ms. Barthelme:

Thank you for requesting the comments of the New York State Historic Preservation Office (SHPO). We have reviewed the submitted materials in accordance with Section 106 of the National Historic Preservation Act of 1966. These comments are those of the SHPO and relate only to Historic/Cultural resources. They do not include other environmental impacts to New York State Parkland that may be involved in or near your project. Such impacts must be considered as part of the environmental review of the project pursuant to the National Environmental Policy Act and/or the State Environmental Quality Review Act (New York State Environmental Conservation Law Article 8).

We have reviewed the report entitled "Phase I Archaeological Investigation of the Circle Drive Housing Development, Town of Sidney, Delaware County, New York" (January 2017). No archaeological resources were identified and it is SHPO's opinion that no additional archaeological work is necessary for the project.

If further correspondence is required regarding this project, please refer to the SHPO Project Review (PR) number noted above. If you have any questions I can be reached at 518-268-2186.

Sincerely,

Tim Lloyd, Ph.D., RPA  
Scientist - Archaeology  
timothy.lloyd@parks.ny.gov

via e-mail only

---

Division for Historic Preservation

P.O. Box 189, Waterford, New York 12188-0189 • (518) 237-8643 • www.nysparks.com

**From:** [Bonney Hartley](#)  
**To:** [Barthelme, Mary \(STORMRECOVERY\)](#); [Bonney Hartley](#)  
**Cc:** [Shirley, Lori \(NYSHCR\)](#)  
**Subject:** RE: Update related to Section 106 Compliance for Circle Drive Neighborhood Development Project, Village of Sidney, Delaware County, New York  
**Date:** Thursday, February 23, 2017 11:04:09 AM

**ATTENTION: This email came from an external source. Do not open attachments or click on links from unknown senders or unexpected emails.**

Dear Mary:

I have completed review of the survey report for Circle Drive Neighborhood Development Project, Sidney, Delaware County. Based on the lack of findings in the survey, I confirm on behalf of Stockbridge Munsee Community that we have no further concerns with the proposed project.

Thank you,  
Bonney

*Bonney Hartley*

Tribal Historic Preservation Officer  
Stockbridge-Munsee Mohican Tribal Historic Preservation  
New York Office  
65 1st Street  
Troy, NY 12180  
(518) 244-3164  
[Bonney.Hartley@mohican-nsn.gov](mailto:Bonney.Hartley@mohican-nsn.gov)  
[www.mohican-nsn.gov](http://www.mohican-nsn.gov)

**From:** Barthelme, Mary (STORMRECOVERY) [mailto:Mary.Barthelme@stormrecovery.ny.gov]  
**Sent:** Friday, February 03, 2017 11:37 AM  
**To:** Bonney Hartley  
**Cc:** Shirley, Lori (NYSHCR)  
**Subject:** Update related to Section 106 Compliance for Circle Drive Neighborhood Development Project, Village of Sidney, Delaware County, New York

Dear Bonney,

Please see the attached updated consultation for the above-mentioned project.

A hard copy is being sent today by mail. Please let me know if you have any questions.

Thank you,

Mary Barthelme

Mary Barthelme

**From:** [Jesse Bergevin](#)  
**To:** [Barthelme, Mary \(STORMRECOVERY\)](#)  
**Cc:** [Shirley, Lori \(NYSHCR\)](#)  
**Subject:** RE: Update related to Section 106 Compliance for Circle Drive Neighborhood Development Project, Village of Sidney, Delaware County, New York  
**Date:** Wednesday, March 22, 2017 11:06:15 AM

**ATTENTION: This email came from an external source. Do not open attachments or click on links from unknown senders or unexpected emails.**

Mary,

I apologize for the late reply on this.

I have reviewed the documentation provided and noted that no historic properties were identified through the archaeological study.

Please let me know if there are any questions.

Thank you,

**Jesse Bergevin** | Historic Resources Specialist  
**Oneida Indian Nation** | 2037 Dream Catcher Plaza, Oneida, NY 13421-0662  
[jbergevin@oneida-nation.org](mailto:jbergevin@oneida-nation.org) | [www.oneidaindiannation.com](http://www.oneidaindiannation.com)  
315.829.8463 Office | 315.829.8473 Fax

**From:** Barthelme, Mary (STORMRECOVERY) [mailto:Mary.Barthelme@stormrecovery.ny.gov]  
**Sent:** Friday, February 03, 2017 11:38 AM  
**To:** Jesse Bergevin  
**Cc:** Shirley, Lori (NYSHCR)  
**Subject:** Update related to Section 106 Compliance for Circle Drive Neighborhood Development Project, Village of Sidney, Delaware County, New York

Dear Jesse,

Please see the attached updated consultation for the above-mentioned project.

A hard copy is being sent today by mail. Please let me know if you have any questions.

Thank you,

Mary Barthelme

Mary Barthelme

**Governor's Office of Storm Recovery**

O: (518) 473-0154 | C: (646) 706-6748 | F: (518) 474-6102 |  
[Mary.Barthelme@stormrecovery.ny.gov](mailto:Mary.Barthelme@stormrecovery.ny.gov)