

From: [Snyder, Amy](#)
To: ["Cherry, Robert N CIV USARMY IMCOM HQ \(US\)"; "Bucci, Thomas P \(Tom\) CIV USARMY IMCOM AEC \(US\)"](#)
Subject: RE: Endangered species and cultural affairs- Clarification Questions
Date: Monday, January 04, 2016 12:41:00 PM

Hi Mr. Bucci,

I have clarification questions regarding the Army's ICRMP for the installations with sites (Radiation Control Areas) where the Davy Crockett M101 spotting rounds were formerly tested:

For the Army's amendment application, it appears that

1. Pursuant to AR-200-4, the Army has obligations under the NHPA for the use and management of its ranges to include those ranges (sites or RCAs) that contain DU from testing of Davy Crockett M101 spotting rounds. Furthermore, it appears that each installation is required to have an Integrated Cultural Resource Management Plan (ICRMP) that includes all activities at that installation, including the use and management of its ranges.
2. Do all the following laws below apply to the Army installations with sites that contain DU from former testing of the Davy Crockett M101 spotting rounds:

Public Law 89-665 National Historic Preservation Act of 1966 (as amended)
Public Law 96-95 Archaeological Resources Protection Act of 1979
Public Law 101-601 Native American Graves Protection and Repatriation Act of 1990
32 CFR § 229 Protection of Archaeological Resources
36 CFR § 60 National Register of Historic Places
36 CFR § 67 The Secretary of the Interior's Standards for Rehabilitation
36 CFR § 68 The Secretary of the Interior's Standards for Preservation Projects
36 CFR § 79 Curation of Federally-owned Archaeological Resources
36 CFR § 800 Protection of Historic and Cultural Properties
43 CFR § 10 Native American Graves Protection and Repatriation Regulations
48 CFR § 44716 Archaeology and Historic Preservation: Secretary of the Interior's Standards and Guidelines.
Executive Order 11593 Protection and Enhancement of the Cultural Environment (1971) Executive Order 12555
Protection of Cultural Resources (1986)
Executive Order 13007 Indian Sacred Sites (1996)
Executive Order 13084 Consultation and Coordination with Indian Tribal Governments (1998) Executive Order
13287 Preserve America (2003)
Army Regulation 200-4 Cultural Resources Management
AAP Army Alternate Procedures to 36 CFR § 800.
DOD-AIANP Department of Defense American Indian and Alaska Native Policy

3. Is the Advisory Council on Historic Preservation (ACHP) and applicable State SHPO concurring parties in the Army's management of historic properties under the NHPA.
4. If there are any Endangered Species or historic properties (to include Tribal and cultural resources) they would be addressed in each installation's ICRMP?

Please clarify.
Thank you
Amy

Amy Snyder, Senior Project Manager
Materials Decommissioning Branch (MDB)
Division of Decommissioning, Uranium Recovery, and Waste Programs (DUWP)
Office of Nuclear Material Safety and Safeguards (NMSS)
U.S. Nuclear Regulatory Commission (NRC)

Washington, D.C. 20555

2 Office: (301) 415-6822

Fax: (301) 415-5369

4 Mail Stop: T8-F5M

* Location: T8-E06BT

T E-mail: amy.snyder@nrc.gov

-----Original Message-----

From: Cherry, Robert N CIV USARMY IMCOM HQ (US) [<mailto:robert.n.cherry.civ@mail.mil>]

Sent: Wednesday, December 30, 2015 2:01 PM

To: Snyder, Amy <Amy.Snyder@nrc.gov>; Bucci, Thomas P (Tom) CIV USARMY IMCOM AEC (US) <thomas.p.bucci.civ@mail.mil>

Subject: [External_Sender] Endangered species and cultural affairs

Amy,

As we discussed a few minutes ago, I encourage you and your staff to directly contact Mr. Tom Bucci for assistance with information the Army already has about endangered species and cultural affairs at our Davy Crockett-affected installations. His contact information follows:

Thomas Bucci

NEPA Attorney for AEC West and Northeast Regions

Office of Counsel, Army Environmental Command

2450 Connell Road Building 2264, Room 102-004

Fort Sam Houston, TX 78234-7664

DSN 450-1645 Comm (210) 466-1645 Cell (210) 793-7886

thomas.p.bucci.civ@mail.mil

For example, he wrote to me earlier today, "Regarding the NRC's question (or questions) on Installation Cultural Resources Management Plans (ICRMPs), once you know what those questions are [redacted] of my office and I (along with AEC's cultural resource subject matter experts) can assist in formulating responses"

Please CC me when you correspond with Tom.

Thanks,

Bob

Bob Cherry

IMCOM Radiation Safety Staff Officer

210-466-0368

Cell 210-313-0952 (weak or no signal in office)

robert.n.cherry.civ@mail.mil

US Army Installation Management Command

ATTN: IMSO/301

Building 2261

2405 Gun Shed Road

JBSA Fort Sam Houston, Texas 78234-1223

