

Advisory
Council On
Historic
Preservation

1722 K Street, NW
Washington, DC 20013

MEMORANDUM OF AGREEMENT

WHEREAS, the Nuclear Regulatory Commission (NRC) proposes to permit the proposed construction of a 230KV transmission line and to expand an existing corridor for River Bend Nuclear Station Units 1 and 2; and,

WHEREAS, NRC, in consultation with the Louisiana State Historic Preservation Officer (LSHO), has determined that this undertaking as proposed could have an adverse effect upon Fort Hudson National Historic Landmark, a property included in the National Register of Historic Places; and,

WHEREAS, pursuant to Section 106 of the National Historic Preservation Act of 1966 (16 U.S.C. Sec. 470f, as amended, 16 Stat. 1133 and Section 640.4(d) of the regulations of the Advisory Council on Historic Preservation (Council), "Protection of Historic and Cultural Properties," 49 CFR Part 600, NRC has requested the comments of the Council; and,

WHEREAS, pursuant to Section 304.6 of the Council's Regulations, representatives of the Council, NRC and the Louisiana LSHO have consulted and revised the undertaking so as to avoid or satisfactorily mitigate to avoid or satisfactorily mitigate the adverse effects;

NOW, THEREFORE, it is mutually agreed that the undertaking will be implemented in accordance with the following stipulations to avoid or satisfactorily mitigate adverse effects on the above-mentioned property;

Stipulations

NRC will ensure that the following measures are carried out:

1. Within the precepts of sound engineering principles, design considerations for the placement of the support towers within the expanded corridor will attempt to achieve maximum distance between the Civil War breastworks and the individual towers. Minimum distance between any construction activities and sites 3 through 7 will be at least 25 feet.
2. Specifically, the construction program will require the following measures:
 - a. No bull dozing or heavy equipment will be allowed within 25 feet of any breastworks, nor will any structural foundations be located within this 25 foot area. Furthermore, this area will be flagged prior to clearing and all clearing within the 25-foot area will be by hand-operated equipment such as chain saws. All trees will be cut 12" above grade and felled trees will be stacked away from the

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