



OFFICE of
ARMY CEMETERIES



ARLINGTON
NATIONAL CEMETERY
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Arlington National Cemetery Confederate Memorial Removal

Consulting Parties
Virtual Meeting

September 20, 2023



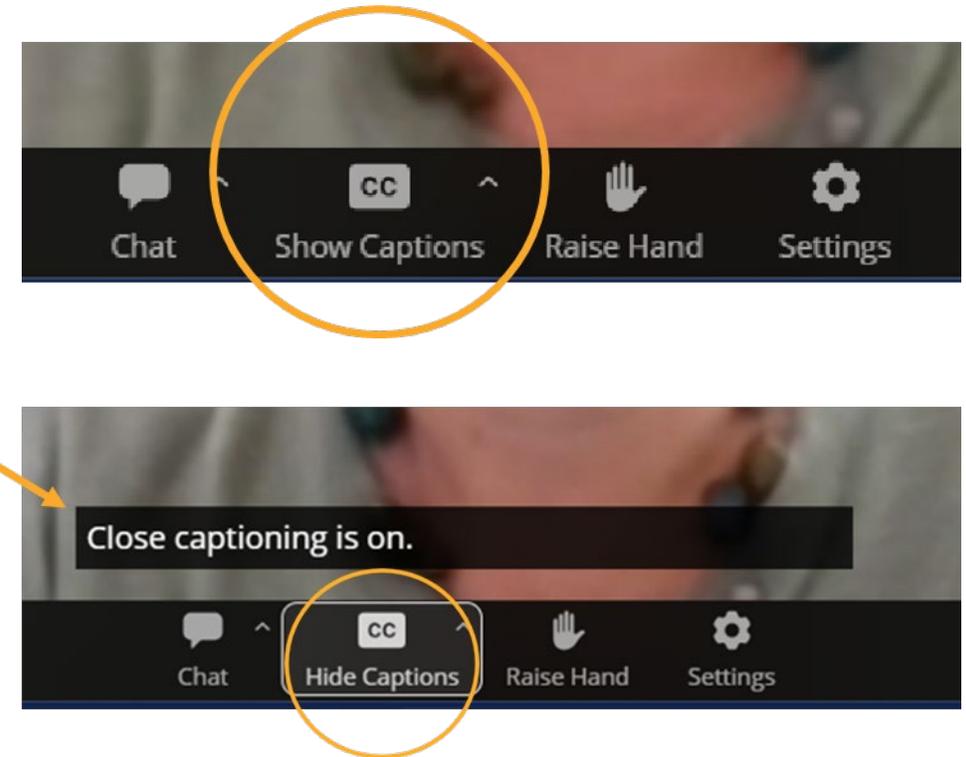
Welcome.

The meeting will begin at 3 p.m. EDT

Please type your
name, role, and
organization/
affiliation into the
chat box at this time.

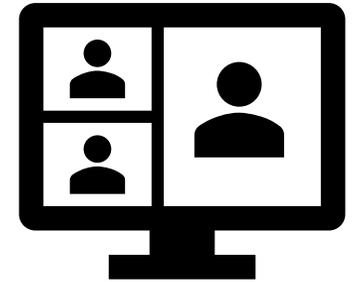
<https://www.arlingtoncemetery.mil/About/Confederate-Memorial-Removal>

- Click the "Captions" button (*on mobile*) or "Show Captions" button (*on computer*) on bottom of screen.
- As people speak, words will appear at the bottom of your screen.
- Click button again to turn off captioning.





- Please disable cameras and mute microphones until called on to speak.
- Be respectful of people's opinions and time.
- **Any disruption or disturbance to this meeting may result in removal.**
- This meeting is being recorded (video, audio, and chat).
- For technical issues with Zoom, please type your issue into the chat box. If you called directly into the meeting using one of the phone numbers provided and are having difficulties, please try a different number provided on the Zoom registration email confirmation.





Meeting Presenters

- **Host:** ANMC Director of Engineering, COL Andrew Wiker
- **Compliance Lead:** ANMC Cultural Resources Program Manager, Ms. Caitlin Smith

Project Information

- **Website:** <https://www.arlingtoncemetery.mil/About/Confederate-Memorial-Removal>
- **Email:** anc-commemorative-works@army.mil



- Introductions
- Role of Consulting Parties
- Project Description
- Current Section 106 Step
 - Attendee Comments
- Next Steps
- Questions/Answers





Consulting Party Attendees

- American Institute for Conservation (AIC)
- Americans for the Arts Public Arts Network
- American Battlefield Trust
- Arlington County Government, Historic Preservation
- American Historical Association
- Arlington Historical Society
- Arlington House Family Circle
- Commission of Fine Arts (CFA)
- Defend Arlington
- Defend Arlington ; Veterans Defending Arlington ; Heritage Protection of North Alabama
- Relatives of Moses Ezekiel
- Environmental Protection Agency, Region 3
- Guardians of American History
- Heritage Protection of North Alabama
- Louisiana State Historic Preservation Office
- Metropolitan Washington Council of Governments
- Missouri State Historic Preservation Office
- Monument Lab
- Monumental Task Committee (MTC)
- Mr. Ernest Blevins
- Mr. Gene Kizer – Charleston Athenaeum Press
- Mr. David McCallister
- Mr. Ted Ehmann
- National Capital Planning Commission (NCPC)
- National Park Service – George Washington Memorial Parkway
- National Trust for Historic Preservation
- Policialite
- Preservation Virginia
- Save Southern Heritage
- Sons of Confederate Veterans (SCV)
- Southern Legal Resource Center
- SCV, Maryland Division
- SCV, Beaufort Plowboys, SCV Camp 2128
- SCV, N.B. Forest Camp #3
- SCV, Virginia Division
- SCV, Tennessee Division
- Friends of Judah P. Benjamin



Consulting Party Attendees - Continued

- South Carolina State Historic Preservation Office
- Southern Legal Resource Center, Inc.
- Southern Poverty Law Center
- The American Jewish Historical Society
- The Organization of American Historians
- The Society for the Preservation of Jewish Civil War History
- The Virginia Council
- U.S. Army Center for Military History (CMH)
- United Daughters of the Confederacy
- Veterans Defending Arlington
- Virginia Department of Environmental Quality
- Virginia Department of Historic Resources
- Virginia Military Institute
- New Jersey Flaggers
- Virginia Department of Historic Resources
- Advisory Council on Historic Preservation (ACHP)



- Proven legal interest/relationship to the project or affected property.
- Proven economic interest/relationship to the project or affected property.
- Historic preservation interests of these organizations or individuals.
- Any party, including applicants, licensees, or permittees, that may have responsibilities under an agreement must be invited to participate as consulting parties in reaching the agreement.





Three types of consulting parties

- **Entitled**
- **Invited Signatories**
- **Concurring Parties**

Entitled Signatories have sole authority to execute, amend or terminate any agreement between the parties. These include:

- *Advisory Council on Historic Preservation (ACHP)*
- *State Historic Preservation Officers (SHPO)*
- *Tribal Historic Preservation Officers (THPO)*
- *Federally-recognized tribes*



Invited Signatories have the same rights to seeking amendment or termination of the agreement document as other signatories. These include:

- *Local governments*
- *Applicants for federal funds, licenses, permits, and/or other approvals*
- *Individuals or organizations adversely affected*
- *Agency should invite any party that assumes a responsibility under an agreement document.*

Refusal of an invited signatory to sign does not prevent the agreement document from taking effect.

Not all Consulting Parties will be invited to be Signatories.





Concurring parties (*do not have the rights of signatories*).

These include:

- Others that have participated in the Section 106 process may be invited to sign the document as “concurring parties.”
- Their approval is not needed to execute, amend, or terminate an agreement document. Signing as a concurring party is primarily a way to express agreement with the contents of the document and acceptance of the outcome of the process.

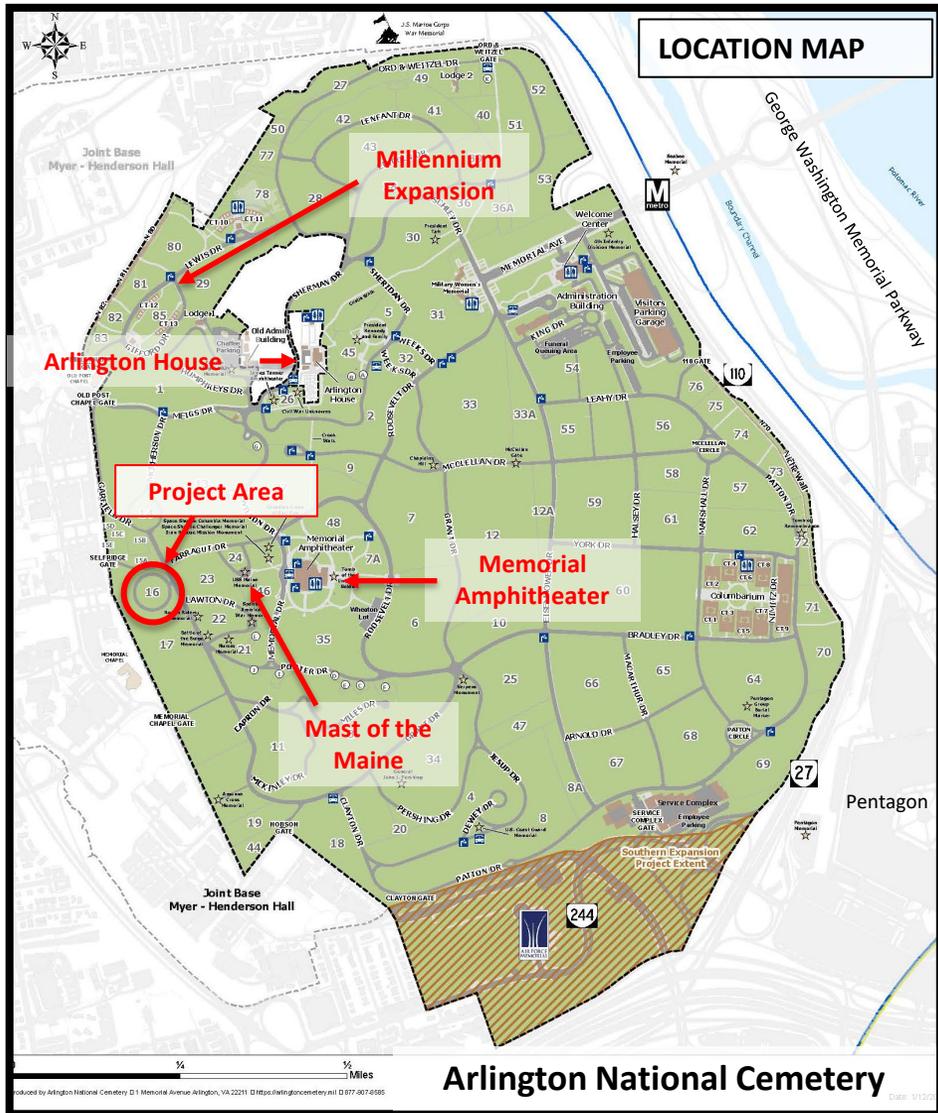
RIGHTS OF CONSULTING PARTIES:

- Share their views
- Receive and review pertinent information/documentation to support consultation
- Offer ideas
- Consider possible solutions together with ANMC and other consulting parties

The agency is not obligated to carry out the preferences and recommendations of invited consulting parties.



Project Description & Location Map



- Proposed Project: To remove the Confederate Memorial in Arlington National Cemetery (ANC).
- The Naming Commission, established by Congress, recommended removal of the bronze elements of the monument, leaving the granite pedestal in place. This became law in 2022.
- There are no remains under the memorial. The remains of those buried near or in the section will be protected and will not be relocated.
- ANC has been directed by the Department of Defense to comply with the law by Jan. 1, 2024.
- The entire process, including disposition, must occur according to applicable laws, policies and regulations.
- <https://www.arlingtoncemetery.mil/About/Confederate-Memorial-Removal>



The National Environmental Policy Act (NEPA) requires all federal agencies to evaluate potential environmental impacts of proposed major actions and to inform and involve the public in the decision-making process.

An Environmental Impact Statement (EIS) is being prepared under NEPA for the removal of the bronze elements of the memorial.

The EIS will consider the impacts of three stages of the proposed action: the decision to remove the bronze elements, the disassembly of the bronze elements from the stone base, and the storage of the bronze elements.



INITIATE THE SECTION
106 PROCESS



IDENTIFY HISTORIC
PROPERTIES



ASSESSMENT OF EFFECTS



RESOLUTION OF ADVERSE
EFFECTS



APPROVAL OF
MEMORANDUM OF
AGREEMENT

**START OF
PROCESS**



END

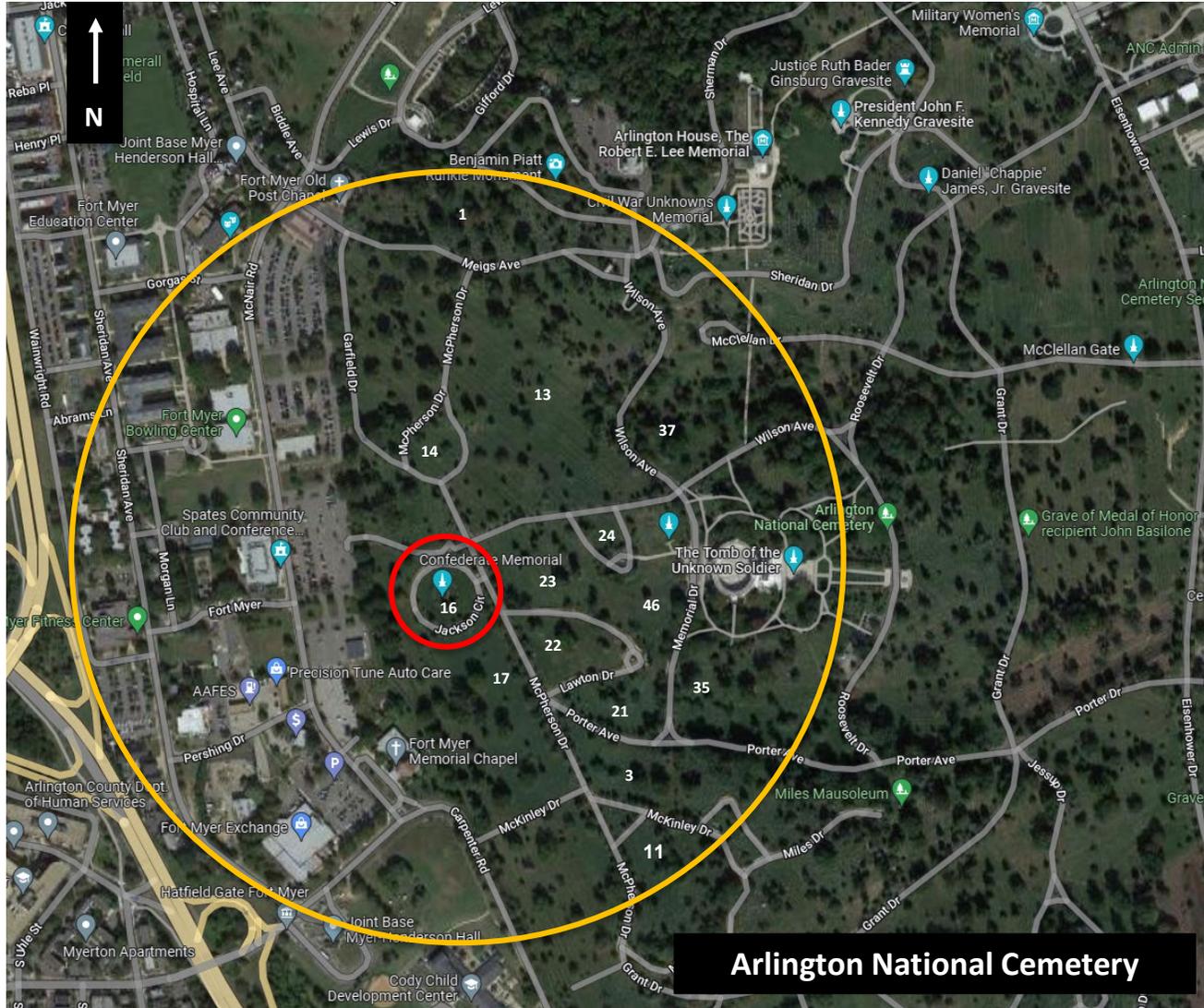
Public Input Is Welcome Throughout the NHPA Section 106 Process

For more information or to provide a written comment:

<https://www.arlingtoncemetery.mil/About/Confederate-Memorial-Removal>



Step 2: Identification of Historic Properties



Area of Potential Effects (APE):

Where an undertaking may directly or indirectly cause effects.

Examples of direct effects to historic properties:

- Physical destruction of a property
- Alteration of a property
- Removal of the property from its historic location

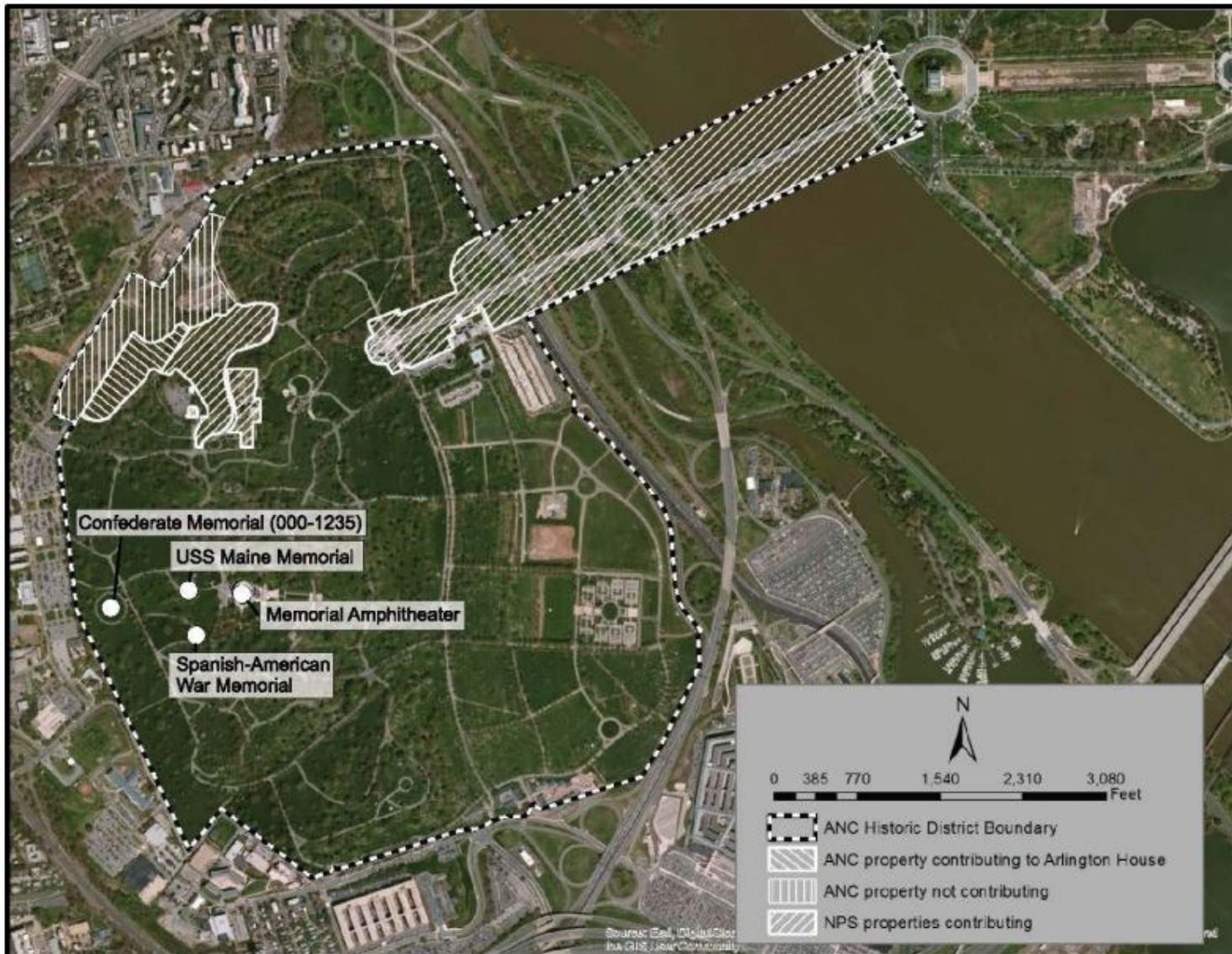
Satellite View of Project Area.

*APE outlined in **YELLOW**.*

*Proposed project location in **RED**.*



Step 2: Identification of Historic Properties



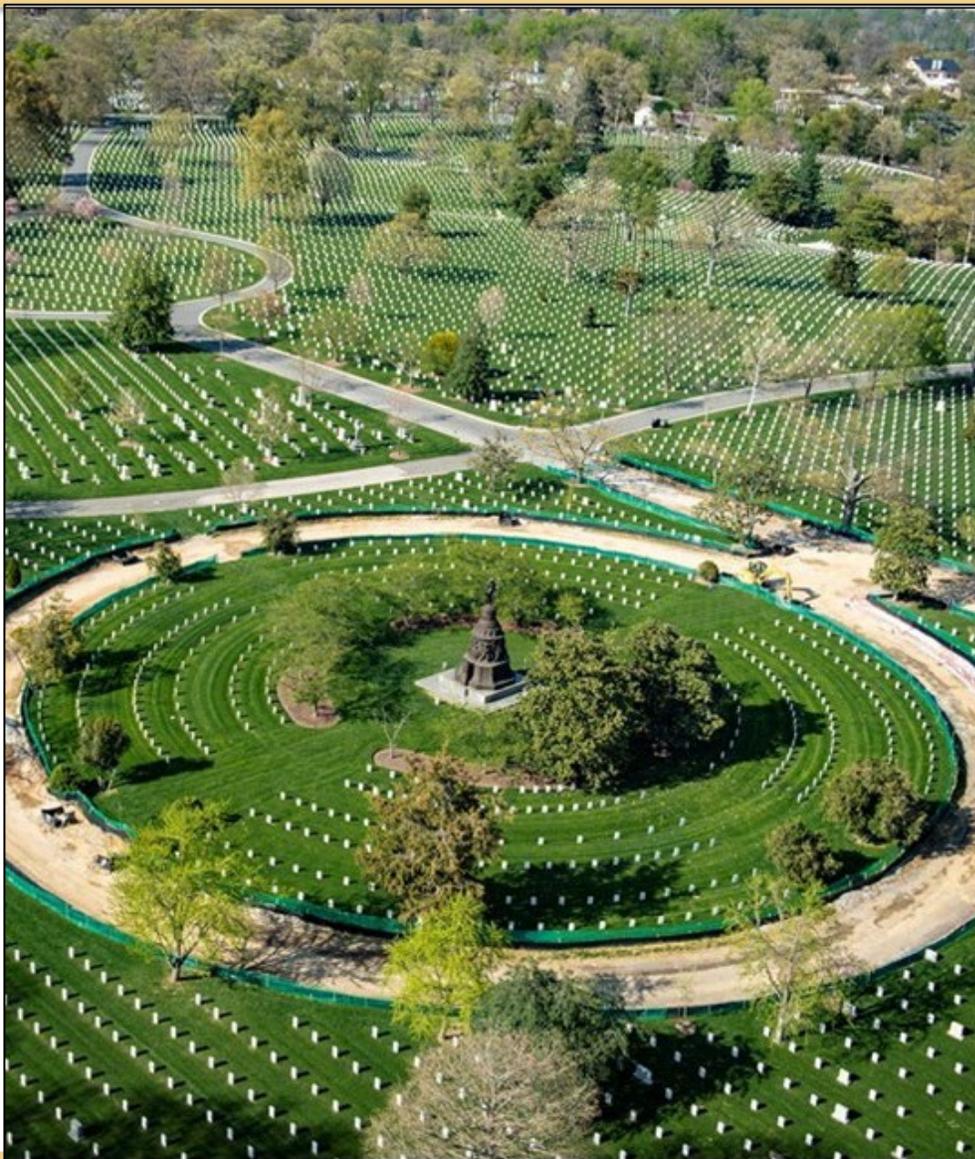
Area of Potential Effects (APE):

Examples of indirect effects:

- Visual, atmospheric, or audible elements that diminish the integrity of the property's significant historic features



Step 2: Identification of Historic Properties



Listed or Eligible Historic Properties within/adjacent to the APE:

- Arlington National Cemetery Historic District
- Arlington House Historic District
- Fort Myer Historic District
- Confederate Memorial

*No archaeological resources are located within the APE.

The Confederate Memorial is visible from the following sites:

- Custis family gravesite (ANC)
- Section 13, white Civil War (enlisted) soldiers' primary burial ground (ANC)
- Grave markers and burial sections 1, 3, 11, 13, 14, 16, 17, 21, 22, 23, 24, 35, 37, and 46 (ANC)
- Boundary walls and gates (ANC)
- U.S.S. Maine Memorial (Mast of the Maine [ANC])
- Spanish-American War Memorial (ANC)
- Spanish-American War Nurses Memorial (ANC)
- Battle of the Bulge Memorial (ANC)
- Rough Riders Memorial (ANC)
- Selfridge Gate (ANC)
- McNair Rd. (Joint Base Myer-Henderson Hall [JBM-HH])
- Fort Myer Memorial Chapel (JBM-HH)



Process for providing response to the questions we will pose:

- Determine one representative from your organization to respond.
- That person should click the “raise hand” button at the bottom of your screen.
- Each speaker will have one minute for their response.
- When the moderator calls your name:
 - come off mute and turn on your camera
 - state your full name and organization
 - provide your response to the question
- Once you have finished your response or your one minute has expired, you will be placed back on mute.



If you prefer, you can type your response to the question into the chat box.



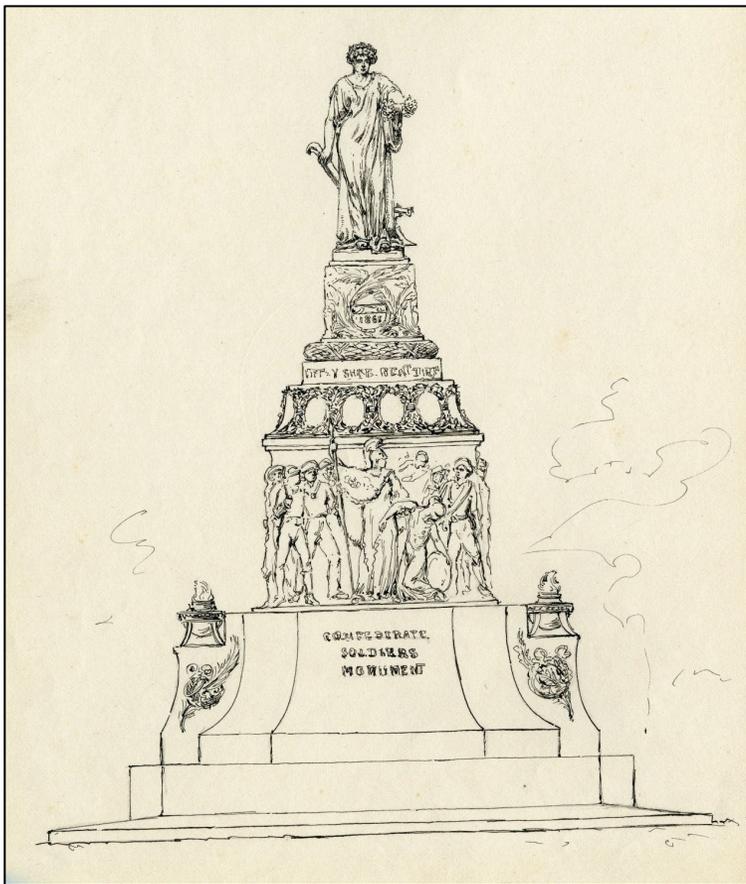
ADVERSE EFFECTS

When an undertaking may directly or indirectly alter any of a properties characteristics that qualify it for inclusion in the National Register.

ANMC has determined that the proposed removal and storage of the Confederate Memorial will cause or have the potential to cause adverse effects on the following resources:

Confederate Memorial
Arlington National Cemetery Historic District

Do the consulting parties believe there are effects to historic properties that have been previously identified in addition to the Confederate Memorial and the Arlington National Cemetery Historic District?



ANMC received from the DHR:

- Concurrence on the APE
- Comments on the list of potential consulting parties
- Concurrence on individual eligibility of the Confederate Memorial
- Request to revise the APE

ANMC awaits the DHR's response on the second Section 106 step:

- Revised APE
- Identification of any other Historic Properties in the revised APE

Next steps in the Section 106 Process:

Step 3: Assessment of Effects on Historic Properties

Step 4: Resolution of Potential Adverse Effects

NHPA

INITIATE

IDENTIFY

ASSESS

RESOLVE

**MEMORANDUM
OF AGREEMENT
(MOA)**



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Thank You for Your Time!

For more information:

<https://www.arlingtoncemetery.mil/About/Confederate-Memorial-Removal>

Questions about the project or process?

Email: anc-commemorative-works@army.mil