MEMORANDUM OF AGREEMENT
AMONG
THE NATIONAL PARK SERVICE
THE NATIONAL CAPITAL PLANNING COMMISSION
THE DISTRICT OF COLUMBIA STATE HISTORIC PRESERVATION OFFICER
THE ADVISORY COUNCIL ON HISTORIC PRESERVATION
AND
THE EISENHOWER MEMORIAL COMMISSION
REGARDING
THE ESTABLISHMENT OF THE EISENHOWER MEMORIAL
WASHINGTON, D.C.

WHEREAS, through Public Law 106-79, 113 Stat. 1212, (October 25, 1999), and as amended by Public Law 107-117, Section 8120, 115 Stat. 2230, (January 10, 2002), Congress has authorized the Eisenhower Memorial Commission (EMC) to establish a national memorial to Dwight D. Eisenhower (the Memorial or Project) in the District of Columbia to commemorate his accomplishments and achievements as the Supreme Commander of the Allied Forces in Europe in World War II, and as the 34th President of the United States and to perpetuate his memory and his contributions to the United States; and

WHEREAS, the Memorial is being established pursuant to the Commemorative Works Act, 40 USC Chapter 89 (CWA); and

WHEREAS, the purposes of the CWA include that memorials are designed and located to preserve the integrity of the comprehensive design of the L'Enfant and McMillan plans and the protection of open space (40 USC 8901), and also cultural and natural resources (40 USC 8905(b)(2)(B)); and

WHEREAS, the establishment of the Memorial is subject to Section 106 of the National Historic Preservation Act (16 U.S.C. § 470f) (NHPA) and its implementing regulations, 36 C.F.R. Part 800; and

WHEREAS, the National Park Service (NPS) undertaking is the issuance of a construction permit for the Memorial pursuant to the CWA; and

WHEREAS, the National Capital Planning Commission (NCPC) undertaking is the approval of the design of the Eisenhower Memorial pursuant to the CWA; and

WHEREAS, the General Services Administration (GSA), which has jurisdiction over the Lyndon Baines Johnson Department of Education Building (LBJ Building) and its adjacent northern plaza where the Memorial will be constructed, has designated NPS as the lead federal agency to act

on its behalf, fulfilling its responsibilities under Section 106 pursuant to 36 CFR 800.2(a)(2), and has been invited to concur in this Agreement; and

WHEREAS, the Memorial site entails the unification of six parcels of federal property: (1) a part of U.S. Reservation 5, (2) the length of Maryland Avenue, SW between 4th and 6th Streets, SW, (3) part of Square 492, (4) the east sidewalk space of 6th Street, S.W. between Maryland Avenue and Independence Avenue, S.W., (5) the south sidewalk space of Independence Avenue, S.W. between 6th Street and Maryland Avenue, S.W., and (6) the west sidewalk space of 4th Street, S.W. between Maryland Avenue, S.W. and a revised north line of Square 492; and

WHEREAS, the NPS, the NCPC and the District of Columbia State Historic Preservation Office (DC SHPO), together with the Consulting Parties, defined the undertakings' area of potential effect (APE) to include the parcels, buildings, and view corridors surrounding the Memorial site as described in Appendix A; and

WHEREAS, the NPS and the NCPC have consulted with the DC SHPO and determined that the undertakings will have an adverse effect on the L'Enfant Plan and the McMillan Plan (collectively referred to as the Plan for the City of Washington), the National Mall, the LBJ Building and its northern plaza, the Wilbur Wright Federal Building, the National Air and Space Museum, and the Wilbur J. Cohen Building, which are listed or eligible for listing in the National Register of Historic Places; and

WHEREAS, in accordance with 36 C.F.R. § 800.6(a)(1), the NPS has notified the Advisory Council on Historic Preservation (ACHP) of the adverse effect determination and provided the documentation specified in 36 CFR § 800.11(e), and the ACHP has chosen to participate in consultation pursuant to 36 CFR § 800.6(a)(1)(iii); and

WHEREAS, the EMC, as the Memorial sponsor authorized to establish, design and construct the Memorial has participated as a Consulting Party in the process pursuant to 36 CFR 800.2(c)(4) and is presently the only invited signatory to this Agreement; and

WHEREAS, this Agreement provides for involvement by both EMC and Invited Signatories, rather than just EMC throughout even though EMC is presently the only Invited Signatory, so that other Invited Signatories can be added to this Agreement without having to amend it to identify their role; and

WHEREAS, the Architect of the Capitol, the U.S. Commission of Fine Arts (CFA), the National Historic Landmark (NHL) Program Coordinator, the U.S. Department of Education (DEd), the Smithsonian Institution (SI), the District of Columbia Office of Planning, the Committee of 100 on the Federal City, the Association of the Oldest Inhabitants of the District of Columbia, the National Coalition to Save our Mall, the National Civic Art Society, and others have also

participated as Consulting Parties in the process, with the list of Consulting Parties as compiled by NPS in Appendix B; and

WHEREAS, the NPS may only issue a permit to the EMC to construct the Memorial when the EMC has met the requirements of the CWA; and

WHEREAS, once the EMC establishes the Memorial it will be administered and managed by the NPS as part of the National Park System; and

WHEREAS, the EMC and the NPS conducted a site selection process in 2001-2002 and chose for further analysis the site across Independence Avenue, S.W., from the National Air and Space Museum and the National Mall as its preferred site in 2005; and

WHEREAS, in June 2006, the NPS and the EMC released for public comment the *Proposed Dwight D. Eisenhower Memorial Site Selection Environmental Assessment* (Site Selection EA) pursuant to the National Environmental Policy Act (NEPA), which analyzed the potential environmental impacts of the preferred site; and

WHEREAS, the NPS initiated early Section 106 consultation with the DC SHPO by letter dated August 9, 2006; and

WHEREAS, NCPC adopted the Site Selection EA and issued a Finding of No Significant Impact (FONSI) pursuant to NEPA on August 31, 2006 for the preferred site, finding that with the specified mitigation measures identified in the FONSI, which included Design Principles (Appendix C) developed by NCPC staff with input provided by the DC SHPO and the Consulting Parties during the site selection Section 106 consultation process, and enforced by NCPC in design reviews for the Memorial, no significant impact on the human environment would occur due to use of the site for a memorial; and

WHEREAS, on September 7, 2006, in a meeting before the public, NCPC voted to approve the location for the Memorial at the preferred site provided that the applicant design the Memorial using the Section 106 consultation process to meet, to the Commission's satisfaction, the aforementioned design principles; and

WHEREAS, on September 21, 2006, in a meeting before the public, the CFA voted to approve the location for the Memorial at the preferred site; and

WHEREAS, following the selection of the Memorial site, the NPS initiated the second phase of consultation on the design of the Memorial with the DC SHPO by letter dated April 12, 2010, and provided opportunities for the Consulting Parties and the public to participate in the Section 106 process by notifying and conducting Section 106 consultation meetings, notifying

and participating in agency review meetings that were open to the public, and by soliciting written comments; and

WHEREAS, the National Capital Memorial Advisory Commission (NCMAC), in accordance with its responsibilities under the CWA, was consulted in meetings before the public regarding the design on April 20, 2010, February 16, 2011, and September 14, 2011, and determined at the September 14, 2011 meeting that the EMC fulfilled its consultation requirement under CWA ; and

WHEREAS, the NPS notified the public and conducted a combined NEPA Scoping and Section 106 consultation meeting on April 22, 2010 in order to inform the public of the Memorial design and to solicit verbal and written comments, followed by Section 106 consultation meetings held on May 21, 2010, March 30, 2011, June 20, 2011, August 31, 2011, October 4 and 19, 2011, and November 16, 2011 to provide additional opportunities for Consulting Parties to comment on historic preservation concerns regarding the Memorial; and

WHEREAS, on January 27, 2011 in a meeting before the public, the CFA, in accordance with its responsibilities under the CWA, approved the concept plan; and

WHEREAS, on February 3, 2011 in a meeting before the public, the NCPC, in accordance with its responsibilities under the CWA, reviewed and commented on the concept plan; and

WHEREAS, the NPS, in an effort to avoid, minimize, and mitigate adverse effects on historic properties, has considered recommendations proposed by the NCPC, the DC SHPO, the ACHP and the Consulting Parties, including reduction of the encroachment into Maryland Avenue, SW, and has requested the EMC to address the recommendations through design modifications; and

WHEREAS, on September 15, 2011, in a meeting before the public, the CFA approved a revised concept plan; and

WHEREAS, the NPS and the EMC, in cooperation with the NCPC, released the Dwight D. Eisenhower Memorial Design EA (the second EA for the Memorial) for public review and comment on September 19, 2011; and,

WHEREAS, the NCPC, as a cooperating agency on the Dwight D. Eisenhower Memorial Design EA for purposes of fulfilling its responsibilities under NEPA, will issue a FONSI prior to its approval of the preliminary Memorial design; and

WHEREAS, through the process of consultation and design analysis, the placement of the tapestry and columns, the central Memorial core of relief blocks and landscaping, and the tapestry material, have all been adjusted to minimize potential effects to historic properties,

and these adjustments are reflected in the Memorial plans dated December 2011 and attached hereto as Appendix D (December 2011 plans); and

WHEREAS, it is anticipated that design refinements may evolve during the ongoing design review process; and

WHEREAS, it is anticipated that the December 2011 plans will be part of a formal submittal by the EMC, through the NPS, to the NCPC for preliminary design review in early 2012; and

WHEREAS, the design of the Memorial is approved through a multi-step process pursuant to the CWA; and, in accordance with the CWA, the NCPC and the CFA can approve, reject, or require modification of memorial designs and plans; and

WHEREAS, modifications made at any of these steps, either by the EMC in its submission to the NCPC and the CFA, or resulting from NCPC and/or CFA decisions, can lead to changes in the level of effects to historic properties from the Memorial; and

NOW, THEREFORE, the NPS, the NCPC, the EMC, the DC SHPO, and the ACHP agree that the undertakings and the Project shall be carried out in accordance with the following stipulations in order to take into account the effects of the undertakings on historic properties.

STIPULATIONS

The NPS and NCPC shall work together to ensure that the following measures are carried out:

MITIGATION

The mitigation measures described below shall be addressed in the Memorial's final design documents that will be submitted for review to the CFA and the NCPC at a time to be determined by the NPS and the EMC.

1. Maryland Avenue, SW. A physical representation to recognize the 50-foot wide Maryland Avenue cartway will be incorporated into the Memorial design through the placement of trees, benches, sidewalks, or other means. The current Memorial design, dated December 2011, incorporates trees, benches, and plantings to recognize the Maryland Avenue cartway. The NPS and the EMC shall continue to provide or enhance such recognition in the final design for review by the CFA and the NCPC.

2. Plant Materials. In developing the final design for the Memorial, the NPS, NCPC, and EMC shall consider incorporating tree and shrub species from the original LBJ Building Plaza palette. The Memorial landscape design, dated December 2011, incorporates specific tree species from the original palette and the NPS and the EMC shall continue to include or enhance such plantings in the final design for review by the CFA and the NCPC.

3. Night Lighting. The NPS and EMC shall respect the nighttime hierarchy of lighting in Washington to ensure that the Memorial does not affect the visual prominence of the US Capitol, and the museums, memorials, monuments, and other prominent features on the National Mall, at night. The lighting plan component of the current Memorial design, dated December 2011, is intended to exhibit deference to the surrounding context and the NPS and the EMC shall continue to respect the hierarchy of lighting in Washington in the final design for review by the CFA and the NCPC.

4. E-Memorial. As part of the Memorial, the EMC will develop an "E-Memorial" which is a web-based resource for disseminating additional information about Dwight D. Eisenhower, including his legacy, values, and ideals, in greater depth than can be represented in the physical memorial alone. Prior to completion of the physical Memorial, the NPS and the EMC shall prepare and post information about the history of the Memorial site and its development on the E-Memorial website. This portion of the website will be retained as a permanent component of the E-Memorial. The E-Memorial will include commentary on Eisenhower's contributions to the governmental departments housed in the surrounding buildings. The interpretation will include photographs, narratives, and quotations.

5. On-site interpretation. As part of the Memorial, the NPS and the EMC shall maintain the historic record concerning the Memorial site and why it was selected for the commemoration of Dwight D. Eisenhower. Such information will be made available to the visitor through interaction with NPS park rangers, printed materials, graphic displays, electronic information, or other media but shall not include physical representation of the thematic relationships between Eisenhower and the site context within the Memorial design itself.

6. Historic American Landscapes Survey (HALS) Documentation. Prior to the issuance of the construction permit by the NPS, the EMC will complete a survey and prepare and submit to NPS and DC SHPO documentation, including plans, photographs, and measured drawings, of the LBJ plaza in accordance with the HALS documentation standards. Once drafted by the EMC, NPS and DC SHPO will review and approve the document before it is finalized.

    a. Within 90 days of receiving comments from the NPS and the DC SHPO, the EMC will revise and file the complete set of documentation as approved and finalized with the Secretary of the Interior and release it for public use via the E-Memorial.

    b. Upon acceptance of the complete set of documentation with the Secretary of the Interior, the NPS will deposit it in the HABS/HALS Collection, at the Library of Congress Prints and Photographs Division.

7. National Register and DC Landmark Nominations. Pursuant to Section 110 of the NHPA and in alignment with GSA's national nominations priorities, a nomination for the Lyndon

Baines Johnson Department of Education Building shall be prepared and submitted to the National Register of Historic Places by GSA following review and approval by GSA's Regional Historic Preservation Officer and Federal Preservation Officer.

8. National Historic Landmark Nomination. Prior to issuance of a construction permit, EMC shall provide funding not to exceed $50,000 for the NPS and/or the DC SHPO, under the appropriate authority, to contract with a qualified consultant meeting the *Secretary of the Interior's Qualification Standards* to research and update the National Register Nomination prepared jointly by NPS and the DC SHPO for the Plan of the City of Washington, and later expanded by the DC SHPO to augment the documentation of the original Appropriations, McMillan Plan, associated vistas, minor streets, contributing reservations, and other features as a draft NHL Nomination. Among other items, the updated NHL nomination will address physical changes to the Plan that have occurred since the draft NHL nomination was completed and identify the elements that should be considered contributing features. The selected consultant will submit the draft nomination for review and comment by the DC SHPO before finalization and submission to the Keeper of the National Register by the NPS.

9. Southwest Federal Center Heritage Trail Assessment Study. The NCPC will prepare an assessment study for a Southwest Federal Center heritage trail, a self-guided walking tour, similar to those found throughout Washington, D.C., that could convey information related to the social, cultural, architectural, and planning history of the Southwest Federal Center, including information on those historic resources that will be adversely affected by the Memorial. The study would be funded or conducted by the NCPC, and would provide a preliminary look at the research, outreach, collaboration, and resources that would be necessary to design and implement a Southwest Federal Center heritage trail and could be used to garner federal and local support, identify potential funding sources, and inform future planning.

DESIGN CONSULTATION

10. Additional Design Consultation. After the preliminary design of the Memorial is reviewed by the NCPC, consultation on the Memorial design will continue with the Signatories, Invited Signatory(ies), and Consulting Parties regarding design refinements and other measures that could further avoid, minimize or mitigate adverse effects on historic properties. Issues identified for additional consultation include, but are not limited to: (a) further development of the central core elements, including relief blocks, images, and text; (b) further development of the landscape treatment of the site, including green space, plazas, walkways, and elements included to recognize the historic alignment of Maryland Avenue, SW; (c) night lighting of the Memorial; (d) the architectural development of the support building that will house the ranger contact station, the interpretive sales space, and the public convenience facilities; (e) further development of the design for the LBJ Building Promenade; and (f) changes made to the design in response to, or required by, NCPC's preliminary design review. Following this

consultation, the NPS will inform the Signatories, Invited Signatory(ies), and the Consulting Parties on the outcome, via electronic media.

11. Final Design. After the preliminary design of the Memorial is reviewed by NCPC and consultation as outlined in Stipulation 10 has occurred, but prior to the EMC's submission of the final design documentation to the NCPC or the CFA through NPS, the EMC shall provide the proposed final design documentation to the NPS for consideration and consultation. The determinations of effect related to any changes made to the December 2011 plans to be considered as part of the NCPC and CFA review and approval process will be made through the following steps:

a. NPS shall review the final design documentation focusing on any proposed changes from the December 2011 plans and make a determination as to whether the final design may result in new adverse effects that have not already been resolved and/or the intensification of known adverse effects to historic properties.

b. The NPS shall forward, via electronic media, its determination in 11.a., and the EMC's final design documentation to the Signatories and Invited Signatory(ies) for a 14-day review and comment period. NPS will also post its determination and the final design documentation at that time on NPS' Planning, Environment & Public Comment (PEPC) website to notify Consulting Parties and the public so that they may review and comment.

c. If the NPS determines that no new adverse effects may result or no known adverse effects to historic properties would be intensified, and no Signatories, Invited Signatory(ies), Consulting Parties or the public objects within the 14-day review period, the NPS shall submit the final design documentation to NCPC and CFA for their formal approvals.

d. If the NPS determines that no new adverse effects may result or no known adverse effects to historic properties would be intensified and a Signatory or Invited Signatory objects in writing within the 14-day review period, the NPS shall notify the Signatories and Invited Signatory(ies) to consult with the objecting party to seek ways to resolve the objection. If the NPS determines that the objection cannot be resolved, the NPS shall follow the procedures in the Dispute Resolution clause of this Agreement.

e. If the NPS determines that no new adverse effects may result or no known adverse effects to historic properties would be intensified and a Consulting Party or the public objects in writing within the 14-day review period, the NPS shall consider the objection and notify the Signatories and Invited Signatory(ies), and submit the written objection(s) and any NPS position on the objection, with the final design documentation being submitted to NCPC and CFA for their formal approvals.

f. If the NPS determines that a new adverse effect may result or a known adverse effect to a historic property would be intensified, the NPS shall immediately advise and provide the EMC an opportunity to revise the final design documentation to avoid, minimize, or mitigate the new or intensified adverse effect, and to submit a revised final design documentation package for review by NPS. After EMC has made and carried out its decision, if NPS determines that unavoidable adverse effects to historic properties may result or be intensified, NPS shall consult with the Signatories and Invited Signatory(ies) to determine whether the final design documentation warrants an Amendment to this Agreement to identify additional measures that will be carried out to avoid, minimize or mitigate any new or intensified adverse effects.

g. If the Agreement is amended, NPS will notify the Consulting Parties, the public, and NCPC and CFA and provide or post the Amendment on PEPC. Otherwise, NPS shall submit the final design documentation to NCPC and CFA for their formal approvals.

ARCHEOLOGY

12. Archeological Resources. The NPS, through the EMC, will continue to pursue a phased approach to the identification and evaluation of archeological resources starting with a geoarcheological investigation that will include the collection and analysis of soil borings to determine the presence of fill and undisturbed soil locations. The investigations will be conducted by an archaeologist that meets or exceed the pertinent qualifications in the *Secretary of the Interior's Professional Qualification Standards,* 36 CFR Part 61. In accordance with the Archeological Resource Protection Act (ARPA), upon receipt of an application from the EMC archeological contractor and the subsequent 90-day review allowed under the law, the NPS will issue a permit to the contractor to ensure that all archaeological work will follow the *Guidelines for Archaeological Investigations in the District of Columbia* (1998, as amended), the *Secretary of the Interior's Standards and Guidelines for Archeology and Historic Preservation* (1983), and NPS *Director's Order 28: Cultural Resource Management* (1998). Should archeological sites eligible for the National Register be discovered, the NPS will follow the procedures in the Unanticipated Discoveries stipulation of this Agreement.

13. Unanticipated Discoveries. The NPS will include provisions to this effect in the construction permit for the treatment of unanticipated archaeological discoveries, including human remains, during excavation, construction, or other ground-disturbing activity resulting from construction of the Memorial. The Project Area for the site improvements is identified as the "Project Site" in Appendix A.

(a) In the event that a previously unidentified archaeological resource is discovered during activities in the Project Site, the EMC will immediately halt all ground-

disturbing activities in the area of the resource and in the surrounding area where further subsurface remains can reasonably be expected to occur.

(b) The EMC will notify the Superintendent, National Mall and Memorial Parks, the NPS Regional Archeologist, and the DC SHPO via email and by telephone immediately upon discovery of previously unidentified archaeological resource . The NPS and DC SHPO or a representative will visit the site within 48 hours of such notification, inspect the work site, and determine the nature and extent of the affected archaeological property and establish a resource area. Construction may then continue in the project area outside the newly established boundaries of the resource area.

(c) Within 3 working days of the original notification of discovery, the NPS, in consultation with the DC SHPO, will determine the National Register eligibility of the resource.

(d) The NPS, in consultation with the DC SHPO, will ensure compliance with 36 CFR 800.13. Work in the resource area shall not proceed until either: (a) the development and implementation of an appropriate data recovery or other recommended mitigation procedures; or (b) the determination is made that the located archeological remains are not eligible for inclusion on the National Register.

(e) The EMC shall be responsible for preparation for curation of materials and records resulting from data recovery in accordance with the stipulations in the ARPA permit and in accordance with 36 CFR Part 79. All associated reports will meet contemporary professional standards, according to the *Department of the Interior's Format Standards for Final Reports of Data Recovery Programs* (42 FR 5377-79), and also meet the standards as set out in *Guidelines for Archaeological Investigations in the District of Columbia* (1998, as amended). All collections materials and records will be curated at the NPS Museum Resource Center in Landover, MD.

(f) The EMC shall immediately notify the US Park Police (USPP), Superintendent, National Mall and Memorial Parks, and the NPS Regional Archeologist if human remains are discovered during construction. The USPP shall ensure that all ground-disturbing activities in the immediate area of the discovery ceases immediately and stays halted in accordance with the protocols established by the USPP and the District of Columbia Metropolitan Police Department. The NPS shall also ensure that the Secretary of the Interior's guidelines on human remains are followed. If the remains are assumed to be Native American, the Native American Graves Protection and Repatriation Act of 1990 through the implementing regulations at 43 CFR Part 10 will govern the NPS procedures and outcomes.

ADMINISTRATION

14. Updates. The NPS will update the Signatories, Invited Signatory(ies), the Consulting Parties, and the public on the Project and the actions taken to implement the terms of this Agreement until its completion on an annual basis, at minimum, via the PEPC.

15. Duration. This Agreement will be valid for a period of five years from the date of execution by the last Signatory.

16. Dispute Resolution. Should any Signatory or Invited Signatory object in writing to the NPS or the NCPC regarding any action carried out in accordance with this Agreement, the Signatories and Invited Signatory(ies) shall consult to resolve the objection. Between NPS and NCPC, the one responsible for carrying out the action that is the subject of the objection has the lead in the dispute resolution unless otherwise decided between the two. In any event, both may participate. Should the Signatories and Invited Signatory(ies) be unable to resolve the disagreement, the NPS and/or the NCPC shall forward its background information on the dispute as well as NPS' and/or NCPC's proposed resolution of the dispute to the ACHP. Within 45 days after receipt of all pertinent documentation, the ACHP shall provide the NPS and the NCPC with written recommendations, which the NPS and the NCPC shall take into account in reaching a final decision regarding the dispute, or notify the NPS and the NCPC that it shall comment pursuant to 36 CFR 800.7(c) and then proceed to comment. The NPS and NCPC shall take the ACHP comments into account, in accordance with 36 CFR 800.7(c)(4). Any ACHP recommendation or comment shall be understood to pertain only to the subject matter of the dispute; the NPS' and the NCPC's responsibility to carry out all actions under this Agreement that are not subjects of the dispute shall remain unchanged.

17. Amendments. This Agreement may be amended when an amendment is agreed to in writing by all Signatories and the Invited Signatory(ies). The amendment will be effective on the date of the last signature.

18. Termination. If any Signatory or Invited Signatory to this Agreement determines that the terms of the Agreement cannot be or are not being carried out, that party shall so notify the other Signatories and Invited Signatory(ies) in writing and consult with them to seek resolution or amendment of the Agreement. If within sixty (60) days a resolution or amendment cannot be reached, any Signatory or Invited Signatory may terminate the Agreement upon written notification to the other Signatories and Invited Signatory(ies). Once the Agreement is terminated, and prior to work continuing on the Undertakings, the NPS and also GSA, and the NCPC must either execute a new Agreement or request, take into account, and respond to the comments of the ACHP per 36 CFR 800.7. They are not required to select the same option. The NPS, GSA and the NCPC will each notify the Signatories and Invited Signatory(ies) as to the course of action it will pursue.

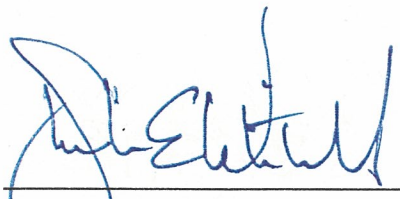
19. Anti-Deficiency Act. The obligations of federal agencies under this Agreement are pursuant to 31 USC 1341(a)(1), therefore nothing in this Agreement shall be construed as binding the United States to expend in any one fiscal year any sum in excess of appropriations made by Congress for this purpose, or to involve the United States in any contract or obligation for the further expenditure of money in excess of such appropriations.

Execution of this MOA by the NPS, the NCPC, the DC SHPO, and the ACHP and implementation of its terms evidence that the NPS and GSA, and the NCPC have taken into account the effect of these undertakings on historic properties and afforded the ACHP a reasonable opportunity to comment, and thereby satisfied their Section 106 responsibilities.

SIGNATURES FOLLOW ON SEPARATE PAGES

Attachments:

Appendix A: **Area of Potential Effect**
Appendix B: **List of Consulting Parties**
Appendix C: **Design Principles**
Appendix D: **December 2011 design**



3.1.12

Stephen E. Whitesell — Date

Regional Director, National Capital Region, National Park Service

2/27/12

Marcel Acosta — Date

Executive Director, National Capital Planning Commission

2/28/2012

David Maloney
District of Columbia State Historic Preservation Officer

Date

Carl W. Reddel 28 Feb 12

Carl Reddel Date

Executive Director, Eisenhower Memorial Commission

John M. Fowler 3/1/12

John Fowler Date

Executive Director, Advisory Council on Historic Preservation

CONCURRING PARTY

9/27/12

Beth L. Savage — Date

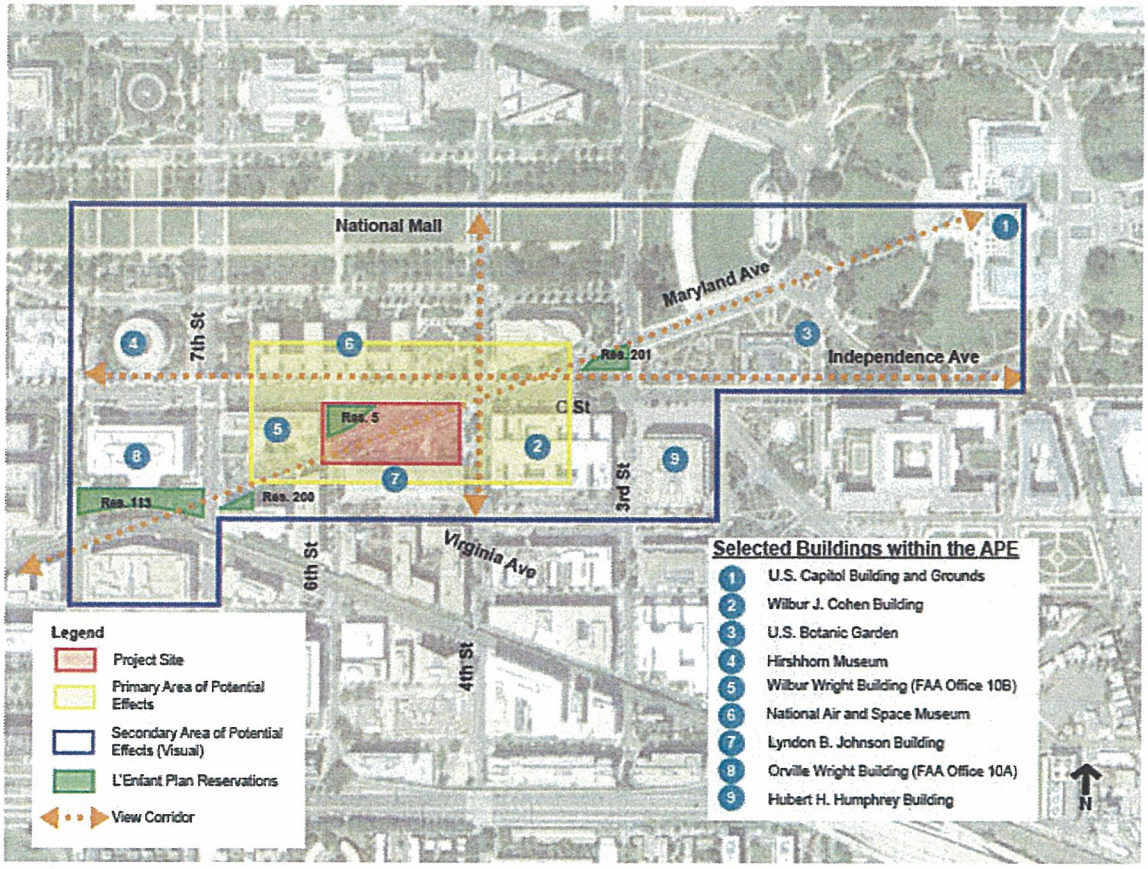
Director, Center for Historic Buildings, Federal Historic Preservation Officer, Office of the Chief Architect, Public Building Service, General Services Administration

2/27/12

Cathleen Kronopolus — Date

Regional Commissioner, Public Building Service National Capital Region, General Services Administration

Appendix A: Area of Potential Effect – including selected buildings within the APE listed or likely eligible for listing in the National Register of Historic Places



Appendix B: Consulting Parties for the Eisenhower Memorial Project

National Park Service
Peter May, Associate Regional Director
Perry Wheelock
Joel Gorder
Stephen Lorenzetti
Jennifer Talken-Spalding

State Historic Preservation Office (SHPO), District of Columbia Office of Planning
Harriet Tregoning, Planning Director
David Maloney, State Historic Preservation Officer
Andrew Lewis

Advisory Council on Historic Preservation
Katry Harris

GSA
Mina Wright
Nancy Witherell, Historic Preservation Officer
Gary Porter
Suzanne Hill
Angela Mar

National Capital Planning Commission (NCPC)
David Levy, Director Urban Design and Plan Review Division
Jennifer Hirsch, Historic Preservation Officer
Shane Dettman, Planner

U.S. Department of Education
John McGrath

Commission of Fine Arts (CFA)
Thomas Luebke, Secretary
Frederick Lindstrom
Sarah Batcheler
Tony Simon

Smithsonian Institution
Sharon Park, Cultural Resource Specialist

Architect of the Capitol
Troy Brown

National Coalition to Save our Mall
Judy Scott Feldman, President

Committee of 100 on the Federal City
Don Hawkins

National Civic Art Society
Milton Grenfell
Justin Shubow
Howard Segermark

Individuals
Arthur Cotton Moore

Appendix C: Design Principles

1. Preserve reciprocal views to and from the U.S. Capitol along Maryland Avenue.

2. Enhance the nature of the site as one in a sequence of public spaces embellishing the Maryland Avenue vista.

3. Create a unified Memorial site that integrates the disparate parcels into a meaningful and functional public gathering place that also unifies the surrounding precinct.

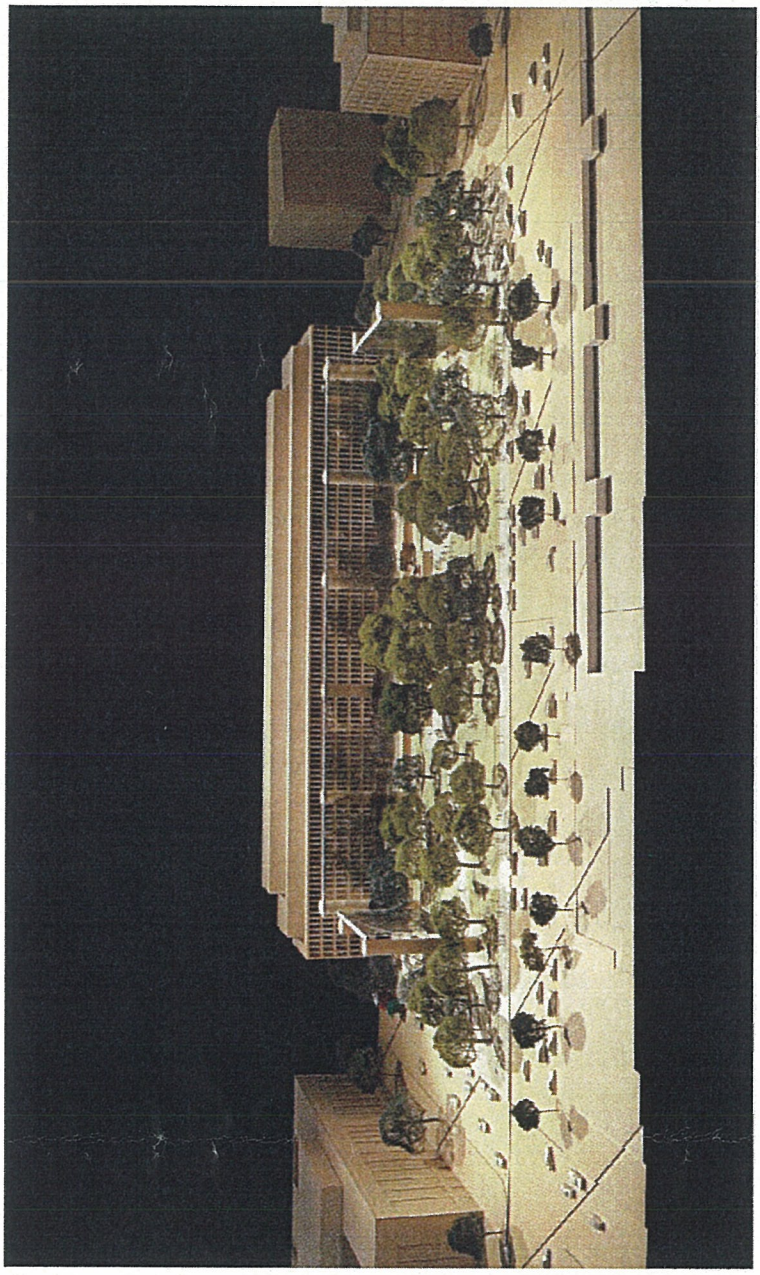
4. Reflect L'Enfant Plan principles by shaping the Memorial site as a separate and distinct public space that complements the DEd Headquarters and other surrounding buildings.

5. Respect and complement the architecture of the surrounding precinct.

6. Respect the building lines of the surrounding rights-of-way and the alignment of trees along Maryland Avenue.

7. Incorporate significant green space into the design of the Memorial.

Appendix D: December 2011 Design



DECEMBER 2011 DESIGN: AERIAL VIEW

EISENHOWER MEMORIAL
Gehry Partners • AECOM Joint Venture

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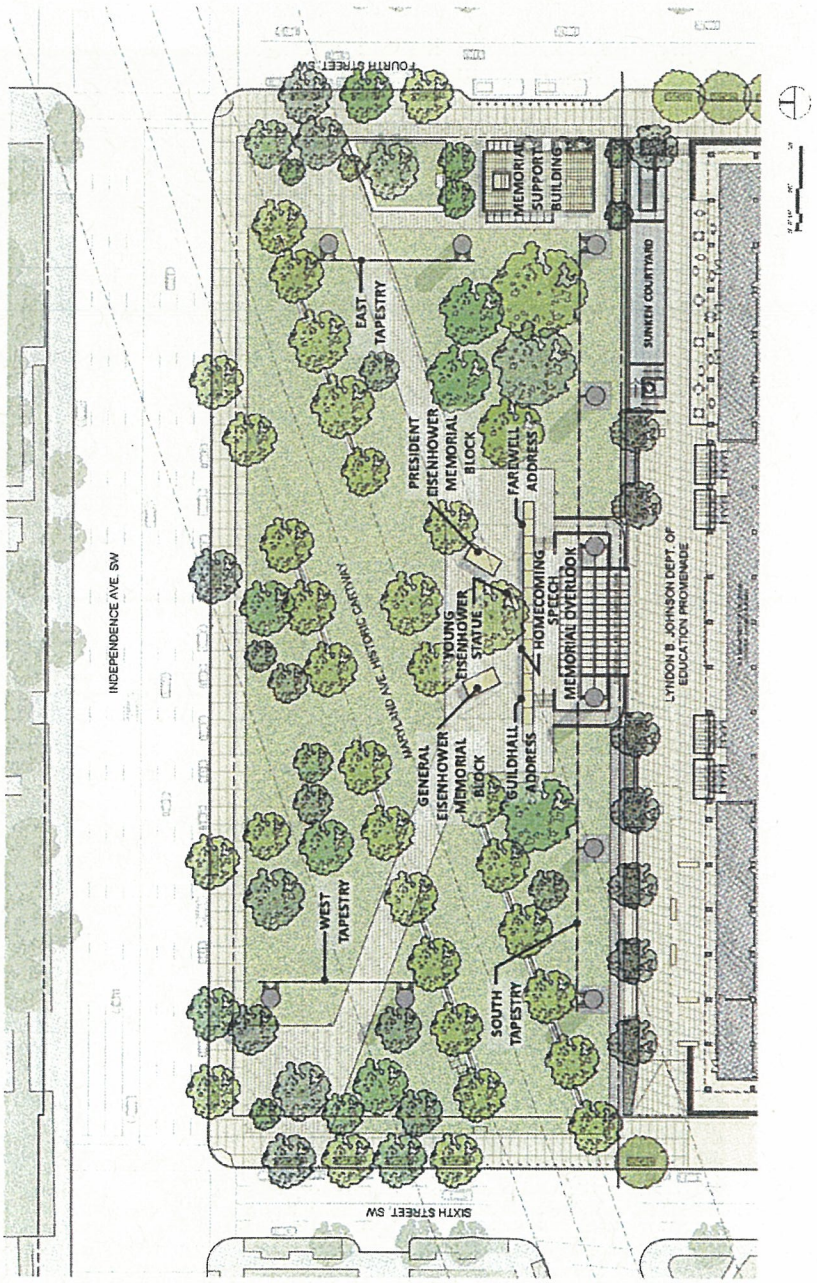

DECEMBER 2011 DESIGN: SITE PLAN

EISENHOWER MEMORIAL
Gehry Partners • AECOM Joint Venture

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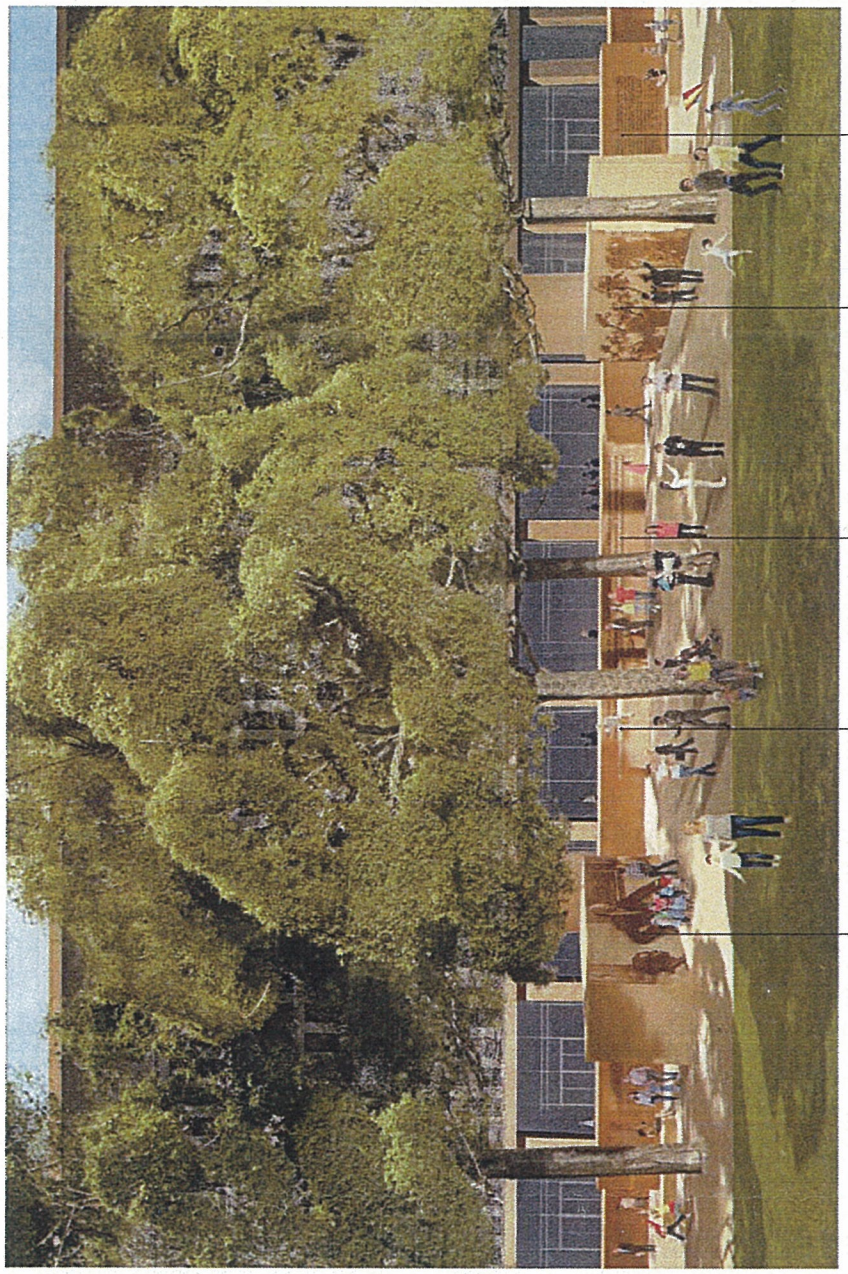
Excerpt from Farewell Address
Sculpture Relief President Eisenhower
Sculpture Eisenhower Youth
Excerpt from Homecoming Speech
Sculpture Relief General Eisenhower
Excerpt from Guildhall Speech
MEMORIAL CORE
EISENHOWER MEMORIAL
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VIEW ALONG MARYLAND AVENUE TOWARDS CAPITOL
PEDESTRIAN EXPERIENCE

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SUMMER, ELEVATION VIEW FROM INDEPENDENCE AVENUE

SUMMER, ELEVATION VIEW FROM INDEPENDENCE AVENUE

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ELEVATIONS

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SITE SECTIONS