

## CITY OF GRANITE FALLS

### RESOLUTION NO. 07-01

**A resolution of the City of Granite Falls approving a Memorandum of Agreement regarding construction excavations for the proposed Granite Falls Alternate Route at Archaeological Sites 45SN28 and 45SN303.**

**WHEREAS**, a Memorandum of Agreement (MOA) for purposes of construction in designated archeological sites has been developed for the Granite Falls Alternate Route pursuant to 36 Code of Federal Regulations by Snohomish County, Washington State Department of Transportation (WSDOT), Federal Highway Administration (FHWA), City of Granite Falls, and the Washington State Historic Preservation Officer (SHPO), in consultation with the Sauk-Suiattle Indian Tribe, Snoqualmie Tribe of Indians, Stillaguamish Tribe of Indians, and The Tulalip Tribes.

**WHEREAS**, Snohomish County and the City of Granite Falls propose to construct the proposed Granite Falls Alternate Route (GFAR) in Granite Falls, Snohomish County, Washington as part of a joint City of Granite Falls and Snohomish County transportation project that will expend federal funds; and

**WHEREAS**, the WSDOT, in consultation with the SHPO and the Tribes, has found that archaeological sites are located within the area of potential effects affected by the GFAR project; and

**WHEREAS**, the WSDOT, in consultation with the SHPO and the Tribes, has determined that archaeological sites are eligible for inclusion on the National Register of Historic Places, pursuant to 36 CFR Part 800; and

**WHEREAS**, the FHWA, in consultation with the SHPO and the Tribes, has determined, pursuant to 36 CFR 800, that project construction will have an adverse effect on these sites; and

**WHEREAS**, the FHWA has consulted with the SHPO, in accordance with Section 106 of the National Historic Preservation Act (16 USC 470f) and its implementing regulations (36 CFR Part 800), to resolve the adverse effect on these; and

**WHEREAS**, the consulting parties agree that recovery of significant information from the archaeological sites listed above may be done in accordance with the published guidance; and

**WHEREAS**, the consulting parties agree that Native American Tribes that may attach religious or cultural importance to the affected properties have been consulted (Sauk-Suiattle, Snoqualmie, Stillaguamish, and Tulalip Tribes) and will be further consulted in the event new information is discovered as the GFAR project moves forward; and

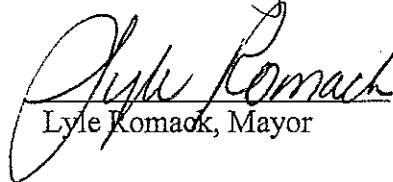
**WHEREAS**, to the best of the WSDOT and FHWA's knowledge and belief, based on extensive archaeological investigations conducted by the archaeologist retained by Snohomish County and Granite Falls, that no human remains, associated or unassociated funerary objects or sacred objects, or objects of cultural patrimony as defined in the Native American Graves Protection and Repatriation Act (NAGPRA) (25 USC 3001), are expected to be encountered in the archaeological work;

**WHEREAS**, signature by the City of Granite Falls to the MOA is required to implement mitigation for adverse effects to archaeological sites,

**NOW, THEREFORE**, the City of Granite Falls adopts the MOA with the other signatory parties in order to execute the terms and conditions of the MOA in compliance with the National Historic Preservation Act (16 USC 470).

This resolution was passed by the City Council on the 17 day of January 2007 by the City of Granite Falls.

Approved by the Mayor of Granite Falls on the 17 day of January, 2007.

  
Lyle Komaok, Mayor

Attest:

  
Gerry James, City Clerk