

By: Email

Email: elizabeth.jenkins@town.barnstable.ma.us

October 29, 2021

Ms. Elizabeth Jenkins
Town of Barnstable Planning & Development
367 Main Street
Hyannis, MA 02601

Re: Section 106 Review
Invitation to Comment
Crown Castle
Associated Alarm Relo Site (No. 831740)
DEA No. 22110047

Ms. Jenkins:

Crown Castle is proposing to construct a new telecommunications tower in Barnstable County, MA.

As required by Section 106 of the National Historic Preservation Act (NHPA), Dynamic Environmental Associates, Inc. (DEA) is conducting an assessment of potential impacts the proposed project may have on historic resources that are listed or eligible for listing in the National Register of Historic Places. As part of the Section 106 Review process, we have identified you as a potentially interested party that may wish to provide input and comment on the project and we are, therefore, inquiring whether you have any knowledge of historic resources that may be affected by the project and/or whether you wish to comment on this proposed project.

Please note that this "Invitation to Comment" pertains solely to our assessment of impacts to historic resources and is separate from any local planning and/or zoning applications or approvals that may be required for this project. These activities will be addressed at the appropriate time by others working on the proposed project.

Details on the proposed project are presented below:

Site Name:	Associated Alarm Relo
Address or Location:	36 Wequaquet Lane
City, County, State:	Centerville, Barnstable County, MA
Latitude / Longitude:	N41° 39' 37.02" / W70° 19' 34.76"
Site Description:	The proposed Site includes a 50' x 50' lease parcel area where a tower compound will be constructed. The approximately 1.27 acre Parent Tract is identified by Parcel # 250023T00.
Proposed Project Description:	The proposed project will include the development of a new telecommunications tower facility, including a fenced equipment compound and a 118' tall Monopole tower.

In addition to contacting you, please be advised that we have also requested comments from the following parties:

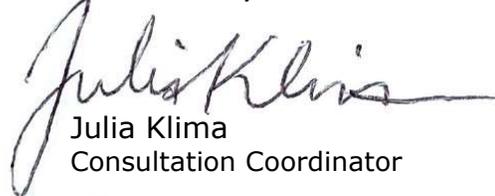
Cape Cod Commission Planning & Community Design Department
Barnstable Historical Society
Preservation Massachusetts
Cape Cod Commission Historic Preservation
Town of Barnstable Historical Commission
General Public via published Public Notice

The findings of our Section 106 Review will be submitted to the State Historic Preservation Office (SHPO) in the near future for their review. Therefore, we respectfully request receiving your comments regarding historic resources within 30 days of receipt of this letter. If you have any questions regarding the proposed project or wish to discuss this project in more detail, please do not hesitate to contact us.

We look forward to your response via e-mail to Sec106@DynamicEnvironmental.com, and/or via U.S. Mail.

Your assistance is greatly appreciated.

Very truly yours,
**Dynamic Environmental
Associates, Inc.**



Julia Klima
Consultation Coordinator

Historic Preservation Tools & Grants

[Home](#) > [Work](#) > [Historic Preservation Tools & Grants](#)

Cape towns utilize a wide variety of tools to protect their historic resources. The most commonly used are local historic districts and demolition delay bylaws, though many towns have also adopted more specialized regulations. Some historic resource protections are initiated by town historical commissions, while others are spurred by planning boards, nonprofit historic societies, and neighborhood groups. Key information about tools such as historic inventories and districts is available at the [Massachusetts Historical Commission](#). The [Secretary of the Interior's Standards for Treatment of Historic Properties](#) also offer valuable guidance for work on historic buildings.

Historic Preservation Tools

Inventories

Inventory is an important first step toward protecting a community's historic resources. Historic inventories can be used to teach people about their community's history and to guide town boards in future land use decisions. The Massachusetts Historical Commission (MHC) provides standardized inventory forms for different types of historic resources. The forms are typically filled out by local historical commission members, volunteers, or private consultants, and many Cape towns have sought grants to support this work. Completed forms are kept both in the town and at MHC, which provides online access through its MACRIS database. MHC's [MACRIS maps](#) provides a map-based view of all historic properties in the MACRIS database, allowing you to zoom in on a specific town or neighborhood and click on an inventory point to access its historic inventory form. Some Cape towns have an inventory of heritage landscapes, completed in conjunction with students from Boston University's Preservation Studies Graduate Program and following Massachusetts Department of Conservation and Recreation guidelines. These reports can be viewed from our [Projects and Publications](#) page.

Local Historic Districts

Local Historic Districts provide the greatest protection for historic resources. They require review by a historic district commission for any exterior alteration to buildings and structures visible from a public way. On Cape Cod, local historic districts in the towns of Barnstable, Dennis, Eastham, Falmouth, Harwich, Mashpee, and Provincetown operate under Chapter 40C (the Historic Districts Act) of Massachusetts General Law. The town of Chatham established Historic Business districts under special legislation. The Old Kings Highway Regional Historic District, covering portions of Sandwich, Barnstable, Yarmouth, Dennis, Brewster and Orleans, was also created by a special act of legislation.

National Register Buildings & Districts

[National Register of Historic Places](#) offers special protection for individual historic buildings and larger historic areas on Cape Cod. Under the Cape Cod Commission Act, demolition or substantial alteration of National Register properties, whether individually listed or a contributing part of a National Register Historic District, are subject to review by the Cape Cod Commission if there is no other historic district protection in place. (See [Referring Historic Properties to the Cape Cod Commission for Review](#).)

Thousands of historic properties on Cape Cod are listed on the National Register of Historic Places. The towns of Barnstable, Brewster, Chatham, Eastham, Falmouth, Harwich, Provincetown, Sandwich, Wellfleet, and Yarmouth all have

National Register Historic Districts. Individual National Register properties are also located in Bourne, Dennis, Mashpee, Orleans, and Truro.

Preservation Bylaws

Demolition Delay Bylaws create time to explore alternatives to demolition of historically significant buildings. Any demolition permit request is reviewed by the town's Historical Commission to determine if a building is "preferably preserved" and if a delay period should be imposed. On Cape Cod, delay periods range from 6 to 18 months. See the Cape Cod Commission's [Demolition Delay Network](#).

Zoning Regulations can be crafted to support or provide incentives for historic preservation. Special zoning overlay districts such as Harwich's Village Commercial Overlay District allows smaller setbacks and mixed uses consistent with historic development patterns. Orleans' Village Center District and Architectural Review regulations establish design criteria that encourage protection of historic buildings and settings. Other towns allow flexible dimensional standards when historic buildings are preserved, or include special permit criteria to protect historic structures. The Cape Cod Commission's [Village Development Model Bylaw](#) guides small-scale, mixed-use development in village centers. It can be established as an overlay district or as a stand-alone zoning district.

Archaeological Resource Districts aim to protect archaeological sites by limiting ground disturbance in sensitive areas. The towns of Barnstable and Brewster protect historic values in their Wetland Protection Bylaws, using Massachusetts Historical Commission review to help determine if an area is likely to have archaeological significance.

Scenic Road Bylaws protect trees, stone walls, and features that fall within the right-of-way of designated roads. A planning board hearing is required prior to repair, maintenance, reconstruction, or paving work if it would involve removal or cutting of trees, or destruction of stone walls within the road right-of-way. It does not address trees or walls on adjacent private property. Barnstable, Falmouth, and Sandwich coordinate their scenic road reviews with the Planning Board, Department of Public Works, Tree Warden, and Historical Commission.

Districts of Critical Planning Concern are a tool created by the Cape Cod Commission Act to protect special resource areas. Towns nominate an area to the Cape Cod Commission and work with Commission staff to craft regulations that protect the district. The [Designated DCPCs](#) page describes the Centerville Village, Craigville Beach, and Sandwich Three Ponds DCPC regulations to protect cultural and scenic resources.

Preservation Restrictions

Preservation Restrictions and Conservation Restrictions are legal agreements used to protect historic buildings and lands from change. The restrictions are drawn up by the property owner and a nonprofit preservation group or a government entity who is responsible for their enforcement. Restrictions can be placed on buildings or on land, and may also be used to protect archaeological resources hidden beneath the surface of the land.

The Massachusetts Historical Commission holds Preservation Restrictions on numerous Cape properties that have received preservation grant monies. Preservation Restrictions are required for some projects that use Community Preservation Act (CPA) funding, and many of these restrictions are held by conservation trusts and local historical commissions.

See also the [Placing Preservation Restrictions on Historic Resources fact sheet](#).

Grant Programs that Support Historic Preservation Projects

State Grant Programs

Massachusetts Preservation Projects Fund (MPPF) is a matching-grant program that supports preservation of historic properties owned by municipalities and nonprofit organizations. It is administered by the Massachusetts Historical Commission. MPPF has funded historic renovation or "bricks and mortar" projects in many Cape towns including Provincetown, Yarmouth, Falmouth, and Sandwich. Grants are also available for pre-development projects and acquisition projects. (See the [Massachusetts Historical Commission site](#); 617-727-8470.)

Massachusetts Historical Commission's Survey and Planning Grant is a program available to towns to fund inventories of historic properties and preservation planning efforts. (See the [Massachusetts Historical Commission site](#); 617-727-8470.)

Massachusetts Documentary Heritage Grant Program focuses on the preservation of historic records. It is administered by the Massachusetts Historical Records Advisory Board; contact the State Archivist. (See the [Massachusetts Historical Records Advisory Board site](#); 617-727-2816 ext. 257.)

Massachusetts Foundation for the Humanities offers exhibition grants and media grants that can be used to educate people about historic preservation efforts and significant properties. (See the [Mass Humanities site](#); 413-584-8440 or 617-923-1678.)

Massachusetts Cultural Council offers preservation-related grants through its folk arts and heritage program, and traditional arts apprenticeships program. (See the [Massachusetts Cultural Council site](#); 617-727-3668.)

Massachusetts Historic Rehabilitation Tax Credit provides a tax credit equal to 20 percent of "qualified rehabilitation expenditures" on historic structures listed or eligible for listing on the National Register of Historic Places. This state legislation has been used to support rehabilitation and reuse of historic school buildings in Yarmouth and Bourne. The Massachusetts Historical Commission administers the tax credit. (See the [Massachusetts Historical Commission site](#); 617-727-8470.)

Federal Grant Programs

The National Trust for Historic Preservation offers grants through the Johanna Favrot Fund, the Preservation Services Fund, and others. Eligible grant activities range from consultant services, to design and production of communications materials, to preservation conferences, workshops, and preservation education programs. (See the [National Trust for Historic Preservation site](#); 202-588-6000.)

The National Endowment for the Humanities offers implementation grants for museums and historical organizations; planning grants for museums, libraries and special projects; preservation assistance grants; and grants for stabilizing humanities collections. (See the [National Endowment for the Humanities site](#); 800-NEH-1121 or 202-606-8400.)

The Advisory Council for Historic Preservation maintains a site that provides information on historic preservation grant programs. (See the [Advisory Council on Historic Preservation site](#); 202-606-8503.)

Local & Regional Grant Programs

Massachusetts Community Preservation Act (CPA), a state act passed in September 2000, allows towns to adopt up to a 3-percent surcharge on local property taxes to fund historic preservation, open space protection, and affordable housing. A local committee is established to review requests for funding and recommend how funds should be allocated. Decisions are made by town meeting or town council vote. The Community Preservation Coalition maintains a listing of all CPA grants awarded for historic preservation projects across the state (see [Mass.gov](#) site).

The Cape Cod Foundation (800-947-2322, 508-790-3040) manages more than 120 individual charitable funds, many of which are set up by donors to address specific issues, including historic preservation and related programs.

Contact

Sarah Korjeff
skorjeff@capecodcommission.org

Related Projects



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TOWN OF BARNSTABLE

NOTICE OF MEETINGS OF TOWN DEPARTMENT AND ALL TOWN BOARDS
As Required by Chapter 28 of the Acts of 2009, amending MGL Chapter 30A

NAME OF PUBLIC BODY – COMMITTEE, BOARD OR COMMISSION:

COMMUNITY PRESERVATION COMMITTEE
ANNUAL PUBLIC HEARING

2 NOV '21 PM 12:43
BARNSTABLE TOWN CLERK

DATE OF MEETING: November 15, 2021

TIME: 6:30 p.m. – 7:30 p.m.

PLACE: The Community Preservation Committee Annual Public Hearing will be held by remote participation methods and will be closed to the public pursuant to the passage of legislation extending certain COVID-19 measures adopted during the state of emergency in the Commonwealth of Massachusetts.

Alternative public access to this meeting shall be provided in the following manner:

- 1) The meeting will be televised via Channel 18 and may be accessed through the Channel 18 website at: www.town.barnstable.ma.us/departments/channel18/
- 2) Real-time access and public comment for the Community Preservation Committee Annual Public Meeting is available utilizing the Zoom link or telephone number and Meeting ID provided below:

Zoom Link: <https://zoom.us/j/93978357036> Meeting ID: 93978357036
Or by calling: 888-475-4499 US Toll-free Meeting ID: 93978357036

Please note that tonight's meeting is recorded and broadcast on Channel 18 and in accordance with MGL, Chapter 30A, Section 20, the Chair must inquire whether anyone is taping this meeting and to please make their presence known.

Call to Order:

TOPICS FOR DISCUSSION:

Public Comment on Community Preservation Committee Goals and the Community Preservation Plan for Fiscal Year 2022:

- Housing – Continue to work in cooperation with the Affordable Housing Growth & Development Trust Fund Board for the creation of new affordable housing opportunities and preserving existing affordable housing.
- Historic – Preservation of the exterior envelope of a structure should receive priority consideration, especially involving Town-owned historic resources.
- Open Space – Acquire land, interest in land, or participate in partnerships to preserve land to protect sensitive embayment and drinking water supply, preserve open lands, and protect habitats, agricultural lands, and cultural, historic, and scenic landscapes.

- Recreation - Increase recreational opportunities and access to the waterfront for residents and visitors. Link existing protected areas to create habitat corridors and recreational opportunities.

General Discussion

A full copy and text of the Community Preservation Plan, links to related Town Plans and the Affordable Housing Growth & Development Trust Fund Board website are available on the Town of Barnstable, Community Preservation Committee website:

www.townofbarnstable.us/boardscommittees/communitypreservation

Closing Public Comment

Adjournment

Please Note: The list of matters is those reasonably anticipated by the chair, which may be discussed at the meeting. Not all items listed may be discussed and other items not listed may also be brought up for discussion to the extent permitted by law. It is possible that if it so votes, the Committee may go into executive session. The Committee may also act on items in an order other than they appear on this agenda. Public files are available for viewing during normal business hours at the Community Preservation office located at 367 Main Street, Hyannis, MA

For your information the section of the M.G.L. that pertains to postings of meetings is as follows: Except in an emergency, in addition to any notice otherwise required by law, a public body shall post notice of every meeting at least 48 hours prior to such meeting, excluding Saturdays, Sundays and legal holidays. In an emergency, a public body shall post notice as soon as reasonably possible prior to such meeting. Notice shall be printed in a legible, easily understandable format and shall contain: the date, time and place of such meeting and a listing of topics that the chair reasonably anticipates will be discussed at the meeting. Meetings of a local public body, notice shall be filed with the municipal clerk, and posted in a manner conspicuously visible to the public at all hours in or on the municipal building in which the clerk's office is located.



NATIONAL CONGRESS OF AMERICAN INDIANS

The National Congress of American Indians Resolution #SAC-21-017

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Quinalt Indian Nation

1ST VICE PRESIDENT
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SOUTHERN PLAINS
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Lipan Apache Tribe of Texas

SOUTHWEST
Joe Garcia
Ohkay Owingeh Pueblo

WESTERN
Stephen Roe Lewis
Gila River Indian Community

CHIEF EXECUTIVE OFFICER
Dante Desiderio
Sappony

NCAI HEADQUARTERS
1516 P Street, N.W.
Washington, DC 20005
202.466.7767
202.466.7797 fax
www.ncai.org

TITLE: The Permanent Protection and Preservation of Nantucket Sound as a Traditional Cultural Property and a Site of Historical and Cultural Significance to Tribal Nations

WHEREAS, we, the members of the National Congress of American Indians of the United States, invoking the divine blessing of the Creator upon our efforts and purposes, in order to preserve for ourselves and our descendants the inherent sovereign rights of our Indian nations, rights secured under Indian treaties and agreements with the United States, and all other rights and benefits to which we are entitled under the laws and Constitution of the United States, to enlighten the public toward a better understanding of the Indian people, to preserve Indian cultural values, and otherwise promote the health, safety and welfare of the Indian people, do hereby establish and submit the following resolution; and

WHEREAS, the National Congress of American Indians (NCAI) was established in 1944 and is the oldest and largest national organization of American Indian and Alaska Native tribal governments; and

WHEREAS, American Indians hold certain sites sacred as a result of the site's traditional and cultural religious significance to Tribal Nations and their citizens; and

WHEREAS, the NCAI has, since its formation, remained steadfast in opposition to harmful industrial development on sacred sites, such as Bears Ears, the Mojave Desert region, and the Badger-Two Medicine area; and

WHEREAS, Members of Congress have recognized that sacred sites and burial grounds cannot be equated with other lands that can be restored, and that sacred sites that have been damaged can never be made whole again; and

WHEREAS, Nantucket Sound in the state of Massachusetts is the present-day home and sacred ancestral lands of the Mashpee Wampanoag, the Wampanoag Tribe of Gay Head (Aquinnah), and other Tribal Nations; and

WHEREAS, Nantucket Sound is the first ocean-based traditional cultural property (TCP) recognized by the Department of the Interior's Keeper of the National Register as being eligible for designation as TCP meeting historic and archaeological property that is a source of crucial information relating to American Indian exploration and settlements as well as being inseparably associated with the cultural beliefs, identity, and spirituality of Tribal Nations since time immemorial; and

WHEREAS, the Department of the Interior's Keeper of the National Register has determined the Nantucket Sound reference number: 65009992 Eligible and pending by Federal Determinations Of Eligibility on 11/18/2009 under the District category; and

WHEREAS, the Keeper of the National Register recognized that Nantucket Sound and the surrounding land areas are a rich and unique tapestry of American prehistory, history, and culture, and the continued vitality of Wampanoag traditional religious and cultural practices and their integral relation to Nantucket Sound add a rare additional dimension of significance; and

WHEREAS, the Keeper of the National Register determined that Nantucket Sound is a traditional cultural property that is a source of crucial information about Native American exploration and settlement of Cape Cod and the Islands, and is an integral, contributing feature of a larger, culturally significant landscape treasured by the Wampanoag Tribe and inseparably associated with the Tribes' historical cultural beliefs; and

WHEREAS, the Advisory Council on Historic Preservation recognizes Nantucket Sound as nationally significant for its multiple historic values and as being unique in context, setting, and identity as an area of prime national, regional and local importance because of its substantial economic, recreational, social, cultural, and traditional cultural benefits and attributes; and

WHEREAS, if left unprotected, Nantucket Sound and its waters would continue to be vulnerable to industrial development as well as environmental and climate change impacts that lead to habitat degradation, coastal erosion, diminished water quality, and depletion of fish stocks causing irreversible damage to this place of cultural, natural, and historical significance of the Tribal Nations.

NOW THEREFORE BE IT RESOLVED, that the National Congress of American Indians (NCAI) supports legislative and administrative efforts by the United States to protect Nantucket Sound in perpetuity; and

BE IT FURTHER RESOLVED, NCAI supports the protection of all places of cultural, natural, and historical significance of the Tribal Nations; and

BE IT FINALLY RESOLVED, that this resolution embodies and shall be the policy of NCAI until it is withdrawn or modified by subsequent resolution.

CERTIFICATION

The foregoing resolution was adopted by the General Assembly at the 2021 Annual Conference of the National Congress of American Indians, held October 11-14, 2021, with a quorum present.



Fawn Sharp, President

ATTEST:



Aaron A. Payment, Recording Secretary