

PROGRAMMATIC AGREEMENT COMPLIANCE REPORT

CITY OF RIVERSIDE, CALIFORNIA

**Fourteenth Reporting Period
January 1, 2009 – June 30, 2009**

Prepared for:

**State Historic Preservation Officer
and the
Advisory Council on Historic Preservation**

Submitted by:

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Appendix A: Project Tracking Table

I. Introduction

1.1 Overview

On June 12, 2002, The City of Riverside (City), the California State Historic Preservation Officer (SHPO) and the Advisory Council on Historic Preservation (Advisory Council) entered into a Programmatic Agreement (PA) regarding historic properties affected by the funding and administration of projects and programs (Undertakings) with monies from the U.S. Department of Housing and Urban Development (HUD) programs (Programs). The PA provides stipulations to satisfy the City's Section 106 responsibilities for all individual Undertakings of the Program as the City has determined that implementation of the Program may have an effect upon properties included in or determined eligible for inclusion in the National Register of Historic Places (National Register or NRHP).

In order to correspond with the reporting timeframe outlined in the PA, the City of Riverside considered the PA effective on July 1, 2002 and began taking action on all applicable projects under the PA from that date forward. Under the terms of the PA, the City is required to document in writing all actions pursuant to the PA and to report the activities to the SHPO and the Advisory Council in a Programmatic Agreement Compliance Report (PACR) every six months. This Fourteenth Reporting Period PACR submitted July 31, 2011 reports the activities from January 1, 2009 through June 30, 2009.

1.2 Statement of Purpose

The purposes of this Fourteenth Reporting Period PACR are to:

- Summarize for the SHPO and the Advisory Council the activities carried out under the PA from January 1, 2009 to June 30, 2009;
- List by property address all Undertakings that were reviewed pursuant to the PA;
- Document all decisions made with respect to Identification and Evaluation of Historic Properties, Treatment of Historic Properties, Resolutions of Adverse Effects, and Considerations and Treatment of Archaeological Resources;
- Provide copies of all Standard Mitigation Measures Agreements (SMMA), as applicable; and,
- Present the views of the City regarding the usefulness of this PA in promoting the efficiency and the effectiveness of both the Program and the consideration of historic properties.

II. Methodology

This section summarizes the methodology used by the City to carry out applicable Stipulations of the PA. Copies of the State Historic Resources Inventory Forms (DPR 523 forms) and other documentation prepared under the PA have not been included in this report, but are available upon request.

2.1 Methodology for Identification and Evaluation

2.1.1 Project Tracking Table

For the purposes of tracking Undertakings under the PA and facilitating the PA reporting process, a Project Tracking Table (Table) was created to organize project details and actions. The Table houses all pertinent information, including project address and description, in and out dates, CHR status codes, rehabilitation options and conditions, resolutions of adverse effects, and consideration and treatment of archaeological resources (see Appendix A).

2.1.2 Undertakings Not Requiring Review

Stipulation III of the PA lists specific types of Undertakings that do not require review or determinations of eligibility. They include projects that only affect properties which are less than 50 years old, Undertakings limited exclusively to the interior portions of single family residential properties where the proposed work will not be visible on the exterior, and Undertakings limited exclusively to activities named exempt and listed in Appendix A.

Under the terms of the PA, Undertakings exempt from review were not submitted to the SHPO or the Advisory Council. However, such properties were included in the Table and are documented in this Fourteenth Reporting Period PACR. The City authorized exempt Undertakings to proceed without review in accordance with Stipulation III of the PA.

2.1.3 Undertakings Requiring Review

For each Undertaking requiring review, City staff proceeded with the identification and evaluation of Historic Properties as outlined under Stipulation IV of the PA. This included a site visit and a review of the current listing of the National Register, the State Historic Resources Inventory and the City's Historic Resources Inventory to determine whether a subject property had been previously surveyed and was listed in, or evaluated for eligibility for, the National Register. If the property was not exempt per Stipulation VI (B) and (C), it was evaluated using the National Register Criteria.

If a new survey was required, City staff completed an intensive-level field survey and documented the property with digital photographs. If a potential for inclusion in a historic district existed, staff documented and photographed the entire potential district area.

Site-specific research was then completed on the subject property. Research sources included (as applicable): building permits, Sanborn maps, parcel maps, tract maps, Assessor's map books, Planning Department historic property files, existing DPR forms and associated survey information, historic context statements, City directories, and multiple GIS overlay layers.

2.1.4 Evaluation and Preparation of Inventory Forms

If a property is listed in or officially determined eligible for listing in the National Register per Stipulation VI (B), no DPR 523 forms were prepared.

City staff prepared appropriate DPR 523 forms for properties which had not been previously documented or that had been determined ineligible for the National Register five (5) or more years ago. Properties were evaluated according to national, state, and local criteria and a CHR Status Code was assigned to each property.

During this reporting period one property had been previously determined eligible for the National Register, and project plans were reviewed and approved based on compliance with the applicable Secretary of the Interior's Standards.

All properties determined ineligible for listing in the National Register, were assigned a status code of 6Y – “determined ineligible for listing by a consensus through Section 106 process.”

Properties determined ineligible for listing in the National Register, but eligible for the California Register or for local designation were also assigned the appropriate CHR Status Code for use in the local government review process.

Determinations of eligibility or ineligibility were documented in the Table and reported in this Fourteenth Reporting Period PACR (see Appendix A) in accordance with Stipulation VI (D) of the PA.

2.1.5 Request for SHPO Concurrence

No projects have been submitted for SHPO concurrence during the Fourteenth reporting period.

2.2 Methodology for the Treatment of Historic Properties

This section summarizes the process used by the City in reviewing the effects of Undertakings that required review under the PA.

2.2.1 Rehabilitation – Option 1

In accordance with the PA, rehabilitation Undertakings that have the potential to affect properties listed in or determined eligible for listing in the National Register, and are not exempt from review, shall be evaluated for conformance with the *Secretary of Interior's*

Standards for the Treatment of Historic Properties with Guidelines for Preserving, Rehabilitating, Restoring, and Reconstructing Historic Buildings, 1995 (Standards) and to the greatest extent feasible, the State Historical Building Code (SHBC). Although not required by the PA, in accordance with Title 20 of the Riverside Municipal Code (Cultural Resources), designated properties, or properties considered eligible for the California Register or local designation are also evaluated according to the Standards and SHBC. As stated above under Section 2.1.4 no properties during this reporting period were designated or determined eligible for listing in the National Register.

Under Stipulation VIII of the PA, when the City determines that an Undertaking does not conform to the Standards and when recommended changes that would bring the project into conformance are not adopted, the City is required to enter into consultation with the SHPO to determine if the effects of the Undertaking can be resolved by executing a Standard Mitigation Measures Agreement (SMMA). If an SMMA is determined appropriate by the SHPO, the City and the SHPO would consult to develop an SMMA in compliance with Appendix B of the PA and the SMMA would be implemented by the City and reported in the PACR. During this Fourteenth Reporting Period, no SMMA was needed or developed.

2.2.2 Rehabilitation – Option 2 (Internal Revenue Code (IRC))

No Undertakings during this Fourteenth Reporting Period involved the use of investment tax credits pursuant to the IRC. Therefore, no projects required evaluation under Stipulation VII(C) of the PA.

2.2.3 Rehabilitation – Relocation, Demolition, and New Construction

No Undertakings during this Fourteenth Reporting Period involved the relocation of Historic Properties. Therefore, no Relocation projects required evaluation under Stipulation VII (D) of the PA.

No Undertakings during this Fourteenth Reporting Period involved the demolition of a Historic Property. Therefore, no Demolition projects required evaluation under Stipulation VII (E) of the PA.

No Undertakings during this Fourteenth Reporting Period involved new construction in an historic district or within the APE of historic buildings. Therefore, no New Construction projects required evaluation under Stipulation VII (F) of the PA.

2.2.4 Emergency Undertakings

No Undertakings during this Fourteenth Reporting Period involved a threat to a Historic Property due to the imminent threat to the public health and safety. Therefore, no projects required evaluation under Stipulation IX of the PA.

2.2.5 Archaeological Resources

No Undertakings during this Fourteenth Reporting Period involved an affect to archaeological resources. Projects that underwent related ground-disturbance activities, as listed in Stipulation X, were considered exempt from review due to the activities occurring wholly within the legal lot lines of a single-family residence parcel or outside the legal lot lines of such a parcel and confined to areas that have been previously disturbed by such activities. One project involved new construction, and therefore required evaluation under Stipulation X of the PA.

III. Results of Activities

3.1 Summary of Activities

Activities carried out under the PA between January 1, 2009 and June 30, 2009 are listed by address in the Table along with all the components required by the PA for the PACR as set forth in Stipulation XVIII (B). See Appendix A for a complete listing of all projects by property address and for information regarding project scope.

IV. Programmatic Agreement Compliance

4.1 Effectiveness of Programmatic Agreement

In this Fourteenth Reporting Period, the City has found the PA very effective. The PA has enabled the City to efficiently carry out its Section 106 review responsibility while fully considering historic properties. There are several ways in which the PA has worked to empower the City to facilitate the review process of HUD-funded and administered Undertakings. In addition, the project review process has necessitated the use of the Standards and the SHBC, thus enabling a broader understanding of these guidelines by City staff and project applicants.

The PA has been particularly useful in expediting project review. The PA clearly lists properties that do not require review or are exempt from review, facilitating the quick identification of such properties. Under the PA, the City is able to recognize previous determinations of eligibility or ineligibility, thus greatly shortening the identification and evaluation time for subject properties. Because the City is not required to submit determinations of ineligibility or project reviews of eligible properties to the SHPO for concurrence, and because the SHPO has a 15-day response time to concur with a determination of eligibility, project review times are greatly reduced.

Furthermore, the PA has provided an educational opportunity. The review process under the PA introduces a project applicant to the Standards and SHBC and encourages a greater knowledge of historic preservation and the consideration of historic properties.

V. Conclusion

This Fourteenth Reporting Period PACR summarizes the activities carried out under the PA from January 1, 2009 through July 30, 2009. In compliance with Stipulation XVIII of the PA, this report will be forwarded to all signatories of the PA as well as the Los Angeles office of the U.S. Department of Housing and Urban Development. This PACR will also be made available for public inspection and comment, and notification of its availability and the opportunity to comment to the Council, the SHPO, and the City will be posted on the City's website. Furthermore, the signatories to the PA will review the PA and any comments received from the public and determine if an amendment to the PA is necessary.

This Fourteenth Reporting Period PACR documents all decisions and activities regarding the Identification and Evaluation of Historic Properties, Treatment of Historic Properties, Resolution of Adverse Effects, Consideration and Treatment of Archaeological Resources, and Undertakings Not Requiring Review between January 1, 2009 and June 30, 2009. The PACR also documents the City's views regarding the efficiency and effectiveness of the PA in reviewing Undertakings of the Program and the consideration of Historic Properties. The Fourteenth Reporting Period PACR, which will document the activities carried out under the PA from January 1, 2009 to June 30, 2009, will be submitted to the SHPO and Advisory Council by July 31, 2011.

Appendix A

PROJECT TRACKING TABLE

**Thirteenth Reporting Period
July 1, 2008 -- December 31, 2008**

SECTION 106 REVIEWS - ALL PROJECTS

July 1, 2008 – December 31, 2008

PROJECT ADDRESS	DATE IN DATE OUT	DATE OF CONSTRUCTION AND SOURCE	106 REQ'D	NRE / DATE	CHR STATUS CODE / DATE	DPR FORMS
7877 Sycamore Ave./ RHDC Minor Rehab	7-17-08 7-22-08	1950 / City Building Permits	Yes	No/2008	6Y/6Z / 2008	Yes
REHAB OPTION / CONDITIONS		Option 1 / None				
RESOLUTION OF ADVERSE EFFECTS		N/A				
CONSIDERATION AND TREATMENT OF ARCHEO RESOURCES		The project does not include the disturbance of any previously undisturbed ground.				
COMMENTS		<p>Work includes: hydro blasting, scraping, prepping and painting the exterior house, garage and patios; replacing a damaged vent screen, securing a loose porch post, installing six GFCI outlets, replacing keyed deadbolts on both doors keyed alike, and replacing the toilet with a water saving wheelchair height toilet.</p> <p>The APE is limited to the legal lot lines of the property per Stipulation V.A. of the Programmatic Agreement.</p>				
PROJECT ADDRESS	DATE IN DATE OUT	DATE OF CONSTRUCTION AND SOURCE	106 REQ'D	NRE / DATE	CHR STATUS CODE / DATE	DPR FORMS
4165 Jackson Street/ RHDC Minor Rehab	8-4-08 8-26-08	1955 / City Building Permits	Yes	No/2008	6Y / 6Z / 2008	Yes
REHAB OPTION / CONDITIONS		Option 1 / None				
RESOLUTION OF ADVERSE EFFECTS		N/A				
CONSIDERATION AND TREATMENT OF ARCHEO RESOURCES		The project does not include the disturbance of any previously undisturbed ground.				
COMMENTS		<p>Work includes: termite and fungus treatment and repair, preparation and painting the exterior house and garage, installation of a spark arrestor and rain cap on the chimney, tear-off and reroof the house and garage, replacement of the roll-up garage door, replacement of the log lighter in the fireplace, installation of three GFCI outlets in the kitchen and exterior and</p>				

		<p>a 20-amp dedicated circuit at the microwave, a new central air conditioning system, replacing interior plumbing in the kitchen and bathroom, replacing the exterior doors in the kitchen, including weather stripping and deadbolt, installation of a range hood with light and fan over the stove, new flooring, fixtures, vanity, and fan in the bathroom, repairing the wall in the hall bathroom.</p> <p>The APE is limited to the legal lot lines of the property per Stipulation V.A. of the Programmatic Agreement.</p>				
PROJECT ADDRESS	DATE IN DATE OUT	DATE OF CONSTRUCTION AND SOURCE	106 REQ'D	NRE / DATE	CHR STATUS CODE / DATE	DPR FORMS
4164 Brockton Ave./ Elevator Repair/Retrofit	8-18-08 8-19-08	1981 City Permits	No	N/A	N/A	No
REHAB OPTION / CONDITIONS		Option 1 / None				
RESOLUTION OF ADVERSE EFFECTS		N/A				
CONSIDERATION AND TREATMENT OF ARCHEO RESOURCES		The project does not include the disturbance of any previously undisturbed ground.				
COMMENTS		<p>Work includes repair and/or retrofit of the existing elevator system inside a 27-year old office building.</p> <p>The APE is limited to the legal lot lines of the property per Stipulation V.A. of the Programmatic Agreement.</p> <p>Per Stipulation III.A. of the PA, this undertaking does not require review because it is less than fifty years old.</p>				
PROJECT ADDRESS	DATE IN DATE OUT	DATE OF CONSTRUCTION AND SOURCE	106 REQ'D	NRE / DATE	CHR STATUS CODE / DATE	DPR FORMS
5906 Beejay St./ RHDC Minor Rehab	8-14-08 8-26-08	1952 Title Report	Yes	No/2008	6Y/6Z / 2008	Yes
REHAB OPTION / CONDITIONS		Option 1 / None				
RESOLUTION OF ADVERSE EFFECTS		N/A				
CONSIDERATION AND TREATMENT OF ARCHEO RESOURCES		The project does not include the disturbance of any previously undisturbed ground.				

COMMENTS		Work includes: removing existing windows, gas and plumbing installed inside the garage without benefit of permits and inspections; installing property washer and dryer hookups inside the garage, including plumbing, electrical, and gas lines; a new 40-gallon water heater; tear-off and replace the roof, replacing damaged and deteriorated sheathing; replacing all exterior windows and screens, installation of four smoke detectors and two GFCI outlets, a dedicated circuit at the microwave; a 1” deadbolt lock on the front entry, keyed alike; removing paneling, patching and repairing walls; replacing light fixtures and outlet covers; replacing floor covering throughout house; replacing all fixtures, plumbing, tile, cabinets and exhaust fan/ceiling light in the bathroom; replacing all kitchen cabinets, countertops, sink and faucet; a self-closing fire door with deadbolt between the house and garage; minor termite repair, and other minor improvements. The APE is limited to the legal lot lines of the property per Stipulation V.A. of the Programmatic Agreement.				
PROJECT ADDRESS	DATE IN DATE OUT	DATE OF CONSTRUCTION AND SOURCE	106 REQ'D	NRE / DATE	CHR STATUS CODE / DATE	DPR FORMS
6120-6391 Antioch Av. 6639-6866 Hillside Av./ Antioch Avenue and Hillside Avenue Street Rehabilitation Project	11-12-2008 11-12-2008	1952 to 1964 / City Subdivision Maps	No	N/A	N/A	No
REHAB OPTION / CONDITIONS		Option 1 / None				
RESOLUTION OF ADVERSE EFFECTS		N/A				
CONSIDERATION AND TREATMENT OF ARCHEO RESOURCES		The project does not include the disturbance of any previously undisturbed ground.				
COMMENTS		Work includes resurfacing existing streets with 0.10 hot rubber mix asphalt paving and repairing existing damaged curbs, gutters, sidewalks, driveway approaches and wheelchair ramps. Stipulation III.C. of the Programmatic Agreement specifies that review by the SHPO or the Council is not necessary because the activities are as described in Appendix A (#17). The APE is limited to public right-of-way.				
PROJECT ADDRESS	DATE IN DATE OUT	DATE OF CONSTRUCTION AND SOURCE	106 REQ'D	NRE / DATE	CHR STATUS CODE / DATE	DPR FORMS
See Addresses Below/	11-19-08					

ADA Footpath	12-31-08					
8640 Colorado Av		1955 Building Permits	Yes	No/2008	6Y / 2008	Yes
8652 Colorado Av		1988 Building Permits	No	N/A	N/A	No
8664 Colorado Av		1955 Building Permits	Yes	No/2008	6Y / 2008	Yes
REHAB OPTION / CONDITIONS		Option 1 / None				
RESOLUTION OF ADVERSE EFFECTS		N/A				
CONSIDERATION AND TREATMENT OF ARCHEO RESOURCES		The project does not include the disturbance of any previously undisturbed ground.				
COMMENTS		<p>Work includes: the installation of a missing sidewalk segment on the existing grade within the public right-of-way in front of three residential lots on the south side of Colorado Avenue, between Toyon Road and Monroe Street.</p> <p>Due to the limited scope of this project, the City determined that the APE is limited to the public right-of-way.</p>				
PROJECT ADDRESS	DATE IN DATE OUT	DATE OF CONSTRUCTION AND SOURCE	106 REQ'D	NRE / DATE	CHR STATUS CODE / DATE	DPR FORMS
See Addresses Below/ Sidewalk Construction at Nelson Street and Thomas Avenue	12-24-08 12-31-08	1926 / City Subdivision Maps				
6830-42 Magnolia		1928 / Building Permit	Yes	No/2008	5S2 / 2008	Yes
6834-42 Thomas		1928 / Building Permit	Yes	No/2008	5S2 / 2008	Yes
3754 Nelson		1936 / Building Permit	Yes	No/2008	6Y / 2008	Yes
6814 Magnolia		1981 / Building Permit	No	N/A	N/A	No
REHAB OPTION / CONDITIONS		Option 1 / None				
RESOLUTION OF ADVERSE EFFECTS		The City's standard specifications included in street improvements plans require historic sidewalk scoring patterns in the vicinity to be matched, and historic concrete stamps to be removed and replaced. Since these conditions automatically apply, no new mitigation measures are needed to protect the adjacent locally significant cultural resources.				

<p>CONSIDERATION AND TREATMENT OF ARCHEO RESOURCES</p>	<p>The project does not include the disturbance of any previously undisturbed ground.</p>
<p>COMMENTS</p>	<p>Work includes: the installation of a missing sidewalk segments and wheelchair ramps on existing sidewalks tangent to one parcel along the front of several residential lots on Nelson Street, between Magnolia and Brockton Avenues, and on Thomas Avenue, between Nelson Street and the southerly terminus.</p> <p>The APE is determined to include one lot out from the public right-of-way.</p>

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