

**Programmatic Agreement
among the Lexington Veterans Affairs Medical Center – Leestown
Division Station 596
the Kentucky State Historic Preservation Officer, and
the Advisory Council on Historic Preservation
Regarding Routine Management Activities at the Lexington
Veterans Affairs Medical Center – Leestown Division,
Fayette County, Kentucky**

WHEREAS, the Veterans Health Administration (VHA) of the U.S. Department of Veteran Affairs (VA) owns the Lexington VA Medical Center – Leestown Division (VAMC-LD) in Fayette County, Kentucky; and

WHEREAS, the VAMC-LD medical facilities require routine management activities, as defined in Appendix A and listed in Appendix B; and

WHEREAS, VAMC-LD has determined that these routine management activities are undertakings subject to Section 106 of the National Historic Preservation Act (NHPA) and its implementing regulations at 36 CFR Part 800; and

WHEREAS, VAMC-LD has determined that routine management activities have no potential to indirectly affect any historic properties located outside of the medical facility, thus the area of potential effects (APE) for these undertakings is the property limits of the medical facility; and

WHEREAS, VAMC-LD, also known as the Lexington Veterans Administration Hospital, is listed in the National Register of Historic Places (NRHP); and

WHEREAS, VAMC-LD commissioned a property-wide archaeological survey of the VAMC-LD facility, which identified three (3) archaeological sites (15Fa381, 15Fa382, and 15Fa383) that are not eligible for listing in the NRHP and two (2) archaeological sites (15Fa379 and 15Fa380) that could not be assessed at the survey level; and

WHEREAS, the VAMC-LD has determined that routine management activities (Undertakings) have the potential to adversely affect historic properties within the APE; and

WHEREAS, VAMC-LD has developed the *Historic Preservation Plan for the Lexington Veterans Administration Hospital National Register Historic District, Lexington, Kentucky* (HPP) to guide preservation issues within the NRHP-listed historic district; and

WHEREAS, the HPP is included as an attachment to this PA and incorporated by reference to guide the implementation of proposed Undertakings affecting existing and new construction at the Lexington VAMC; and

WHEREAS, in accordance with 36 CFR. § 800. (a)(1), VAMC-LD has notified the Advisory Council on Historic Preservation (ACHP) of its intent to develop a PA, and the ACHP has chosen to participate in the consultation pursuant to 36 CFR § 800.6(a)(1)(iii); and

WHEREAS, VA owns or leases other facilities in Kentucky, managed by the National Cemetery Administration, Veterans Benefit Administration, and VHA, but they are not subject to this PA; and

WHEREAS, VAMC-LD invited the Lexington Fayette Urban County Government (LFUCG) Division of Historic Preservation and the Blue Grass Trust for Historic Preservation (BGT) to participate in developing the HPP and the PA; and

WHEREAS, the LFUCG Division of Historic Preservation and the BGT accepted the invitation and have elected to be concurring parties to this PA; and

WHEREAS, in a letter mailed on April 10, 2014, VAMC-LD invited the following federally recognized tribes to participate in developing this PA: Delaware Nation, Oklahoma; Eastern Band of Cherokee Indians; Miami Tribe of Oklahoma; and Peoria Tribe of Indians of Oklahoma (hereafter the Tribes), none of which responded to the invitation. Further, in August 2017, VAMC-LD issued an invitation to the Tribes to participate in a Consulting Party Meeting to discuss the PA, and none responded to the invitation; and

WHEREAS, VAMC-LD, in consultation with the Kentucky State Historic Preservation Officer (SHPO), ACHP, and other consulting parties, has developed this programmatic agreement (PA) pursuant to 36 CFR 800.14 (b), to govern the implementation of future Undertakings at VAMC-LD; and

NOW, THEREFORE, VA, the SHPO, and the ACHP agree that routine management activities at VAMC-LD shall be implemented in accordance with the following stipulations in order to take into account the effect of these Undertakings on historic properties.

STIPULATIONS

VAMC-LD will ensure that the following stipulations are carried out:

I. Designation of a Cultural Resources Management Officer (CRMO)

- A. The CRMO is a VAMC-LD employee with the authority to oversee and advise on cultural resource activities on a day-to-day basis. The CRMO will act as the point of contact for all historic preservation matters relating to implementing this VAMC-LD programmatic agreement.
 1. Within one (1) month of execution of this agreement, the Director of VAMC-LD will designate the CRMO and provide notification of such to the SHPO, ACHP, VA's Federal Preservation Officer (FPO) and the concurring parties to this PA.
 2. Within one (1) month of appointment of a new CRMO for any reason, the Director of VAMC-LD will provide notification of such to the SHPO, ACHP, FPO and the concurring parties to this PA.
- B. Within twelve (12) months of appointment, the CRMO will have completed, at minimum, the ACHP Section 106 Essentials Training Course and Advanced Section 106 Seminar or equivalent Section 106 training as approved by the FPO.
- C. The CRMO will participate in the Training Program described in Stipulation VIII of this agreement.

II. Effects to Aboveground Historic Properties

- A. The CRMO will review all proposed projects with the potential to affect historic properties at VAMC-LD to determine if the project is included on the list of exempt undertakings included as Appendix B of this agreement.
 - 1. If a project is listed in Appendix B and will be implemented in accordance with all requirements stipulated therein including the Secretary of the Interior's Standards for Rehabilitation (Standards), 36 CFR 67.7, and all referenced guidance provided in Section 9.3 of the HPP, the project will result in No Adverse Effect.
 - 2. The CRMO will document this determination for exempt undertakings in accordance with Stipulation IX of this agreement and the project may proceed without further consultation.
- B. If the CRMO determines that a project is not listed in Appendix B or cannot be implemented in accordance with all requirements stipulated therein, the CRMO will consult with the SHPO, LFUCG, BGT, and any other identified consulting parties pursuant to 36 CFR Part 800 and the process described in Section 3.2.2 of the HPP.
 - 1. All building additions, new construction, and demolition require the CRMO to consult with the SHPO, LFUCG, BGT, and any other identified consulting parties pursuant to 36 CFR Part 800 and the process described in Section 3.2.2 of the HPP.

III. Effects to Belowground Historic Properties

- A. A property-wide archaeological survey of the VAMC-LD facility identified five (5) archaeological sites; ground-disturbing activities within all portions of the property located outside the boundaries of the five (5) archaeological sites are cleared from future consultation regarding potential effects to archaeological resources, except in the event of unanticipated discoveries or the discovery of human remains (see Stipulations III.D, IV, and V).
- B. Should VAMC-LD propose ground-disturbing activities within the limits or within a 10 ft buffer of archaeological resources 15Fa379 or 15Fa380, the CRMO will consult with SHPO regarding additional efforts necessary to determine the NRHP eligibility of the resource.
- C. Resources 15Fa381, 15Fa382, and 15Fa383 are not NRHP-eligible and no further consultation with SHPO or any other consulting party is required for any ground-disturbing activity within their limits.
- D. If human remains are discovered in the course of any ground-disturbing activity, VAMC-LD will follow Stipulation V.

IV. Unanticipated Discoveries

- A. During demolition and construction activities, should inadvertent or unknown archaeological resources be discovered or unanticipated effects identified, work in the impacted area shall cease and an archaeologist meeting the Secretary of the Interior's Professional Qualification Standards (Federal Register Volume 61, No. 119, pg. 33713, 33719, 1977) (SOI qualified archaeologist) will evaluate the finding. If appropriate, Native American tribes and the SHPO will be consulted.
- B. If unanticipated or archaeological resources are discovered, VAMC-LD will:
 - 1. Ensure the discovery is confirmed, assessed, and recorded by a SOI qualified archaeologist.
 - 2. Determine eligibility for listing in the NRHP, following the criteria of 36 CFR. 60.4, and consult with the SHPO on that determination. The SHPO shall have

seven (7) calendar days from receipt to provide comments on VAMC-LD's determination.

- C. If VAMC-LD, in consultation with the SHPO, determines that the discovered site is not eligible for listing in the NRHP, then no further action will be required.
- D. If VAMC-LD, in consultation with the SHPO, determines that the discovered site is eligible for listing in the NRHP, then VAMC-LD shall further consult with the SHPO on measures to resolve any adverse effects to the historic property.

V. Human Remains

- A. If human remains are discovered, the CRMO will contact the local police department to determine if the location is a crime scene. If the local police department determines the discovery is a crime scene, investigation of the discovery as such a scene will supersede its treatment as a historic property, but such treatment will resume, if applicable, once crime scene investigation has been completed.
- B. If the local police department determines that the discovery is not a crime scene and VAMC-LD, in consultation with FPO and SHPO, determines that the human remains are not Native American, VAMC-LD will consult with SHPO to resolve the discovery in a manner consistent with Kentucky Revised Statutes 72.020.
- C. If the local police department determines that the discovery is not a crime scene and VAMC-LD, in consultation with FPO and SHPO, determines the human remains, funerary objects, sacred objects, or objects of cultural patrimony are Native American or based on the preponderance of evidence are likely to be Native American, VAMC-LD will comply with Section 3 of the Native American Graves Protection and Repatriation Act and 43 CFR 10.4.

VI. Effects to Historic Landscape Features

- A. As recommended in Section 5.4 of the HPP, VAMC-LD will hire professionals who meet the Secretary of the Interior's Professional Qualification Standards (Federal Register Volume 61, No. 119, pg. 33713, 33719, 1977) to complete a Cultural Landscape Report for the facility in accordance with the National Park Service's *Guide to Cultural Landscape Reports*.
- B. The Cultural Landscape Report will include treatment guidelines for the routine management of the facility's landscape and for evaluating and addressing affects to the landscape associated with new construction.
- C. Upon completion of the Cultural Landscape Report, it may be appropriate to revise Appendix B of the PA to incorporate guidance from that document.
- D. The Cultural Landscape Report will be completed prior to commencement of any major new construction projects at VAMC-LD and no later than one year following execution of the PA.

VII. Master Planning

- A. VAMC-LD staff and consultants responsible for master planning efforts will be provided a copy of the HPP to facilitate understanding of the character-defining features of the historic property to be considered during the master planning process.
- B. Since decisions made in the master planning process have implications for potential effects on historic properties, the SHPO, LFUCG, BGT, and any other identified consulting parties will be consulted early in the master planning process and provided the opportunity to comment on future master plans.

VIII. Training Program

- A. To ensure compliance with the terms of this PA, within twelve (12) months of execution of this agreement VAMC-LD will provide for development of a full-day historic preservation training program for all employees and contractors who engage in or supervise others in conducting routine management activities. These employees may include construction staff, planning staff, and engineering staff. The facility CRMO will be required to take the training. The training program will be developed in consultation with SHPO. The training will be conducted by personnel from VA, SHPO, the ACHP VA Liaison, or outside contractors with knowledge and experience in historic preservation in Kentucky who meet the Secretary of the Interior's Professional Qualification Standards (Federal Register Volume 61, No. 119, pg. 33713, 33719, 1977).
- B. The purpose of the training will be to familiarize the participants with:
 - 1. The National Register of Historic Places Criteria and Criteria Considerations, with particular emphasis on understanding how these criteria apply to the Lexington Veterans Administration Hospital historic district;
 - 2. Applicable federal laws and regulations, including NHPA Sections 106 and 110, and 36 CFR Part 800;
 - 3. SOI Standards and Guidelines for the Treatment of Historic Properties;
 - 4. The content and function of the VAMC-LD HPP and PA;
 - 5. The activities covered by the VAMC-LD PA;
 - 6. The identification of prehistoric and historical objects and artifacts;
 - 7. The identification of human remains and objects of cultural patrimony;
 - 8. Procedures for unanticipated discoveries of archaeological or human remains.
- C. VAMC-LD will conduct the training once a year for the first three (3) years following execution of this PA and then every other year thereafter.

IX. Annual Report for Lexington VA Medical Center – Leestown Division

- A. In accordance with Section 3.3 of the HPP, every year, on or before the end of the fiscal year (September 30), the VAMC-LD CRMO will provide the SHPO, FPO, LFUCG, and BGT a summary report of all work undertaken in accordance with the HPP. VAMC-LD shall provide a list with a brief description, as required for clarity, of projects undertaken during the reporting period that are excluded from consultation under the terms of the PA and projects that required consultation.
 - 1. The VAMC-LD annual report will describe each action by categories listed in Appendix B (structural elements and support systems, building exteriors, building interiors, and so on), activity location (building number or grounds location), the specific nature of the activity at the location (for example, repair of HVAC on roof of Building 1), the activity date, and comments identifying the guidance within the HPP that was applied during project implementation to avoid adverse effects to the historic property.
 - 2. For projects for which consultation was required, VAMC-LD will include a summary of the results of the consultation, including any consulting party's objection(s) to the undertaking and the resolution of the objection(s).

- B. The VAMC-LD annual report may be prepared in tabular form and will be electronically submitted with a cover letter. SHPO, FPO, LFUCG, and BGT will review the report and may provide comments to VAMC-LD.
- C. Upon review of the annual report, any of the signatories of the PA may request a meeting to discuss any issues that have arisen in the course of the year. Such discussions may lead to revision of the PA and/or HPP, if determined necessary.

X. Dispute Resolution

- A. Should any signatory or concurring party object to any actions proposed or the manner in which the terms of this PA are implemented, VAMC-LD will consult with the party to resolve the objection. If VAMC-LD determines that the objection cannot be resolved, VAMC-LD will:
 - 1. Forward all documentation relevant to the dispute, including its proposed resolution, to ACHP. ACHP will provide VAMC-LD with advice on the resolution of the objection within thirty (30) days of receiving adequate documentation.
 - 2. Prepare a written response that takes into account any advice or comments regarding the dispute received within thirty (30) days from ACHP or any signatories or concurring parties. VAMC-LD will send its response to them and then may proceed according to its final decision.
 - 3. If the ACHP does not provide its advice regarding the dispute within the thirty (30) day time period, VAMC-LD may make a final decision on the dispute and proceed accordingly. Prior to reaching such a final decision, VAMC-LD shall prepare a written response that takes into account any timely comments regarding the dispute from the signatories and concurring parties to the MOA, and provide them and the ACHP with a copy of such written response.
- B. VAMC-LD is responsible for carrying out all other actions subject to the terms of this PA that are not the subject of the dispute.

XI. Amendments

Any signatory to this PA may propose that it be amended, whereupon all signatories will consult to consider such an amendment. If the signatories cannot agree to appropriate terms to amend the PA, any signatory may terminate the agreement pursuant to Stipulation XII.

XII. Termination

- A. If any signatory to this PA determines that the terms will not or cannot be carried out, that party will immediately consult with the other parties to develop an amendment pursuant to Stipulation VI. If within sixty (60) days an amendment cannot be executed, any signatory may terminate the PA upon written notice to the other signatories.
- B. If the PA is terminated, and prior to any undertakings covered under the PA continuing, VAMC-LD will either execute a new PA pursuant to 36 CFR 800.14 or consult pursuant to 36 CFR 800.3 through 800.6 for each undertaking.

XIII. Periodic Review

VAMC-LD and SHPO will review the PA every three (3) years following its execution to assess its effectiveness and to determine if amendments are needed to improve its utility. Such review also may identify the need to review or update the HPP to address any identified issues. At any time, should either party believe a meeting is needed to discuss this PA, they will arrange to meet.

XIV. Duration

This PA will remain in effect for six (6) years following execution, after which it may be renewed, amended, or terminated.

XV. Anti-Deficiency

This PA is subject to the Anti-Deficiency Act (31 U.S.C. 1341). VAMC-LD's responsibilities under this agreement are contingent upon the availability of appropriated funds from which payment, if any, can be made. Should funds not be available to allow VAMC-LD to meet its responsibilities under this PA, it will consult pursuant to 36 CFR 800.4 through 800.7, as applicable.

XVI. Execution

Execution of this PA by the VA, SHPO, and ACHP and implementation of its terms is evidence that VA has taken into account the effects its routine management activities on historic properties and afforded the ACHP an opportunity to comment.

Signatories

THE LEXINGTON VETERANS AFFAIRS MEDICAL CENTER – LEESTOWN DIVISION STATION
596

By: 
Director, Lexington Veterans Affairs Medical Center


Date: 6/5/18

KENTUCKY HERITAGE COUNCIL, STATE HISTORIC PRESERVATION OFFICE

By: 
State Historic Preservation Officer

Date: 6-19-18

Approved as to form and legality:

By: 
Legal Counsel Tourism, Arts & Heritage Cabinet

Date: June 11, 2018

ADVISORY COUNCIL ON HISTORIC PRESERVATION

By: 
Executive Director

Date: 7/2/18

Concurring Party

By: _____

Date: _____

Lexington Fayette Urban County Government

Concurring Party

By: Tim Condo T. Condo
Blue Grass Trust for Historic Preservation

Date: August 29, 2018

Appendix A: Definitions

Appendix B: Routine Management Activities Requiring No Further Consultation

Appendix C: Map of the Lexington Veterans Administration Hospital Historic District

Appendix D: List of Contributing and Noncontributing Resources at the Lexington Veterans Administration Hospital Historic District

Appendix E: Aerial Map of the Lexington VA Medical Center – Leestown Division Showing the Location of Archaeological Resources 15Fa379 and 15Fa380

Appendix A: Definitions

Adverse effect on a historic property occurs when an undertaking may alter the characteristics of a historic property that qualify it for inclusion in the National Register of Historic Places in a manner that diminishes the integrity of the property's location, design, setting, materials, workmanship, feeling, or association (36 CFR 800.5(a)(1)).

Advisory Council on Historic Preservation (ACHP) is an independent federal agency established pursuant to Section 201 of the National Historic Preservation Act. ACHP has issued federal regulations for complying with section 106 of NHPA and must be afforded an opportunity to comment on federal, federally assisted, or federally licensed undertakings that may affect historic properties.

Archaeological resource is any material remains of human life or activities which are at least 100 years of age, and which are of archaeological interest (43 CFR 7.3).

Area of potential effects (APE) is the geographic area or areas within which an undertaking may directly or indirectly cause alterations in the character or use of historic properties, if any such properties exist (36 CFR 800.16(d)).

Cultural Resources Management Officer (CRMO) is a VA Medical Center – Lexington Division (VAMC-LD) employee or contractor with the authority to oversee and advise on cultural resource activities on a day-to-day basis. The Director of VAMC-LD will designate the CRMO. The CRMO will act as the point of contact for all historic preservation matters relating to implementing this VAMC-LD programmatic agreement.

Day or days means calendar days.

Effect on a historic property occurs when an undertaking may alter the characteristics of a historic property qualifying it for inclusion in or eligibility for the National Register of Historic Places (36 CFR 800.16(i)).

Emergency situations are those that require an immediate response by VAMC-LD to protect public health, safety, and property. Examples of emergency situations include hurricane, tornado, fire, flooding, release of toxic chemicals or fuels, imminent structural failure, and other hazardous circumstances.

Historical objects or artifacts are portable and semi-portable objects that may have historical, archaeological, or cultural value, including portable archaeological artifacts that must be cared for in accordance with the Archaeological Resources Protection Act (see VA Handbook 7545, December 5, 2011, page 7).

Historic property is any prehistoric or historic district, site, building, structure, or object included in or eligible for inclusion in the National Register of Historic Places (36 CFR 800.16(1)).

In kind means a replacement that matches the original in size, design, color, texture, and materials that is installed in the same location.

National Register of Historic Places (NRHP) or National Register is a list of districts, sites, buildings, structures, and objects found to be significant in American history, architecture, archaeology, engineering, and culture by the Keeper of the National Register on behalf of the Secretary of the Interior (36 CFR Part 60).

Routine management activities are those that involve regularly scheduled, preventative, or corrective maintenance, repair, and replacement tasks needed to ensure that the buildings, structures, infrastructure, landscaping, and equipment at the VAMC-LD continue to perform in good working order. Any activity that is not listed in Appendix B is not a routine management activity for the purposes of this VAMC-LD programmatic agreement.

State Historic Preservation Officer (SHPO) is the official appointed or designated by the Governor pursuant to Section 101(b)(1) of the National Historic Preservation Act to administer the state historic preservation program (36 CFR 800.16(w)).

Undertaking means any project, activity, or program that is funded by the federal government, involves federal land or properties, or requires the use of federal permits, licenses, or other approvals (36 CFR 800.16(y)). For the purposes of this VAMC-LD programmatic agreement, routine management activities carried out at the VAMC-LD are undertakings (Appendix B).

Appendix B: Routine Management Activities Requiring No Further Consultation

1. Non-Contributing Buildings

- A. Except for construction of new additions and changes to the pitch, materials, and form of a building's roof, all changes to non-contributing buildings at VAMC-LD, as identified in Appendix D, are exempt from further consultation so long as such changes are not obtrusive to the character of the district. Obtrusive changes would include changes to the building's exterior materials and fenestration that are counter to the recommendations for new construction discussed in section 7.1.2 of the HPP.

2. Structural Elements and Support Systems

- A. Maintenance, repair, or replacement of gutters, down spouts, flashing, roofing, siding, foundations, and entry ways when done in kind, as defined in Appendix A, to match existing materials and design.
 - i. Retain, maintain, and repair, as needed, all associated character-defining features that are not easily replicated or replaced, such as decorative scuppers.
- B. Maintenance, repair, or replacement of existing non-historic windows if work is completed following the guidance included in Section 9.3 of the HPP:
 - i. Maintain windows in good working order, including maintaining snap-in grids, when present, to preserve a multi-light look
 - ii. Maintain the size of existing window openings
 - iii. When necessary, replace windows with units that match the existing in terms of sash configuration, profile, division of lights, and reflectivity
 - iv. Replacement of non-historic window units with windows matching those historically present is encouraged but requires SHPO consultation to ensure compliance with the Secretary of the Interior's Standards for Rehabilitation
 - v. Introducing new openings and enclosing existing openings also requires consultation
- C. Maintenance, repair, or replacement of existing non-historic doors if work is completed following the guidance included in Section 9.3 of the HPP:
 - i. Maintain the size and configuration of existing door openings
 - ii. Upgrade hardware as needed to meet security and accessibility standards
 - iii. When necessary, replace doors with simple modern units that meet code requirements; doors with decorative or stylistic embellishments are not appropriate
 - iv. Replacement of non-historic doors with doors similar to those historically present is encouraged but requires SHPO consultation to ensure compliance with the Secretary of the Interior's Standards for Rehabilitation
 - v. Introducing new openings and enclosing existing openings also requires consultation
- D. Maintenance, repair, or replacement of existing:
 - i. Heating, ventilation, and cooling equipment including ductwork, air handlers, chillers, and related wiring and controls provided such equipment is (1) obscured from general view at

ground level through placement on secondary elevations and use of appropriate vegetative screening using native plant materials found elsewhere on the campus or built screening using red brick matching adjacent building materials for ground-level equipment, and appropriate setbacks that prevent ground-level viewing for roof-mounted equipment, (2) will not infringe upon significant interior spaces in Buildings 1 and 4 or central public corridors in other buildings, and (3) will not require the destruction, alteration, or obscuring of existing windows, architectural details, or other character-defining features as defined in Section 9.3 of the HPP.

- ii. Exterior security alarm systems
 - iii. Exterior lighting systems including lights and switches, provided they are installed in the same general location and retain the same basic dimensions and form as existing fixtures
 - iv. Generators, provided they are sensitively sited in building recesses, located on secondary (non-public) elevations, or appropriately screened as described in Section 2.D.i.
 - v. Introducing new heating, ventilation, and cooling equipment; exterior security alarm systems; exterior lighting systems; and generators where none previously existed will require consultation.
3. Building Exteriors
- A. Water washing of masonry using pressure no greater than 400 psi, a natural or synthetic brush, non-ionic detergents, and/or steam cleaning; and use of chemical cleaners following testing in an inconspicuous location to ensure no adverse reactions, in accordance with *Preservation Brief 1: Assessing Cleaning and Water-Repellent Treatments for Historic Masonry Buildings* (<https://www.nps.gov/tps/how-to-preserve/briefs/1-cleaning-water-repellent.htm>). Cleaning using abrasive methods such water blasting, as described in *Preservation Brief 6: Dangers of Abrasive Cleaning to Historic Buildings* (<https://www.nps.gov/tps/how-to-preserve/briefs/6-dangers-abrasive-cleaning.htm>), generally is not recommended and will require consultation with the SHPO. Sandblasting historic masonry is prohibited.
 - B. Painting and repainting exterior surfaces when the new paint is similar to and consistent with the existing color.
 - C. Cleaning, light scraping, and hand sanding of painted wood surfaces prior to repainting. Limited paint removal to address crazing, intercoat peeling, solvent blistering, and wrinkling, may be accomplished through scraping and sanding, in accordance with the guidance in *Preservation Brief 10: Exterior Paint Problems on Historic Woodwork* (<https://www.nps.gov/tps/how-to-preserve/briefs/10-paint-problems.htm>). Total paint removal and use of more intensive methods of paint removal from wood surfaces will require consultation with SHPO. Water blasting of wood surfaces generally is not recommended and will require consultation with the SHPO. Sandblasting of historic wood surfaces is prohibited.
 - D. Patching and resurfacing exterior surfaces, such as stucco and concrete, to match existing materials in-kind with regard to material composition, consistency, texture, and color.
 - E. In-kind repair of deteriorated wood elements using splicing or other accepted preservation treatments. Wholesale replacement of wood elements will require SHPO consultation.
 - F. Replacing or installing caulking and weather stripping around windows, doors, walls, and roofs. However, where caulking has been applied to masonry joints instead of properly repointing deteriorated joints, replacing caulking is inappropriate and not considered routine maintenance.
 - G. Repairing steps and landings around buildings when the patching material is similar to and consistent with the existing material in consistency, texture, color, and durability. Replacing

damaged marble elements at entrance steps is only acceptable if done in kind to match existing materials and design.

4. Building Interiors

- A. Maintenance, repair, replacement, or remodeling of building interiors defined as “Minor Significance Treatment Zones/Clear Space” in Section 9.3 of the HPP. This includes all building interiors except the identified significant public spaces in the lobby of Building 1 and the auditorium of Building 4. Exempt alterations within such “Minor Significance Treatment Zones/Clear Space” include upgrades to the following, so long as (1) new work is differentiated from the old and does not attempt to replicate historic features or create a false sense of history, and (2) such interior changes do not affect the exterior appearance of the building:
- i. plumbing systems including pipes and valves
 - ii. electrical systems including outlets, switches, cables, and conduits
 - iii. communications and computer systems including equipment and cables
 - iv. fire alarm and suppression systems
 - v. security alarm systems
 - vi. safety systems
 - vii. lighting systems including lights and switches
 - viii. environmental monitoring systems
 - ix. paint
 - x. ceiling, wall, and flooring material treatments
 - xi. interior wall placement, ceiling height, and other division of interior space so long as such remodeling meets all other stipulations described in Section 4A and the forms of the central public corridors are maintained in Buildings 1, 2, 5, 16, 17, 25, 27, 28, and 29.

5. Infrastructure

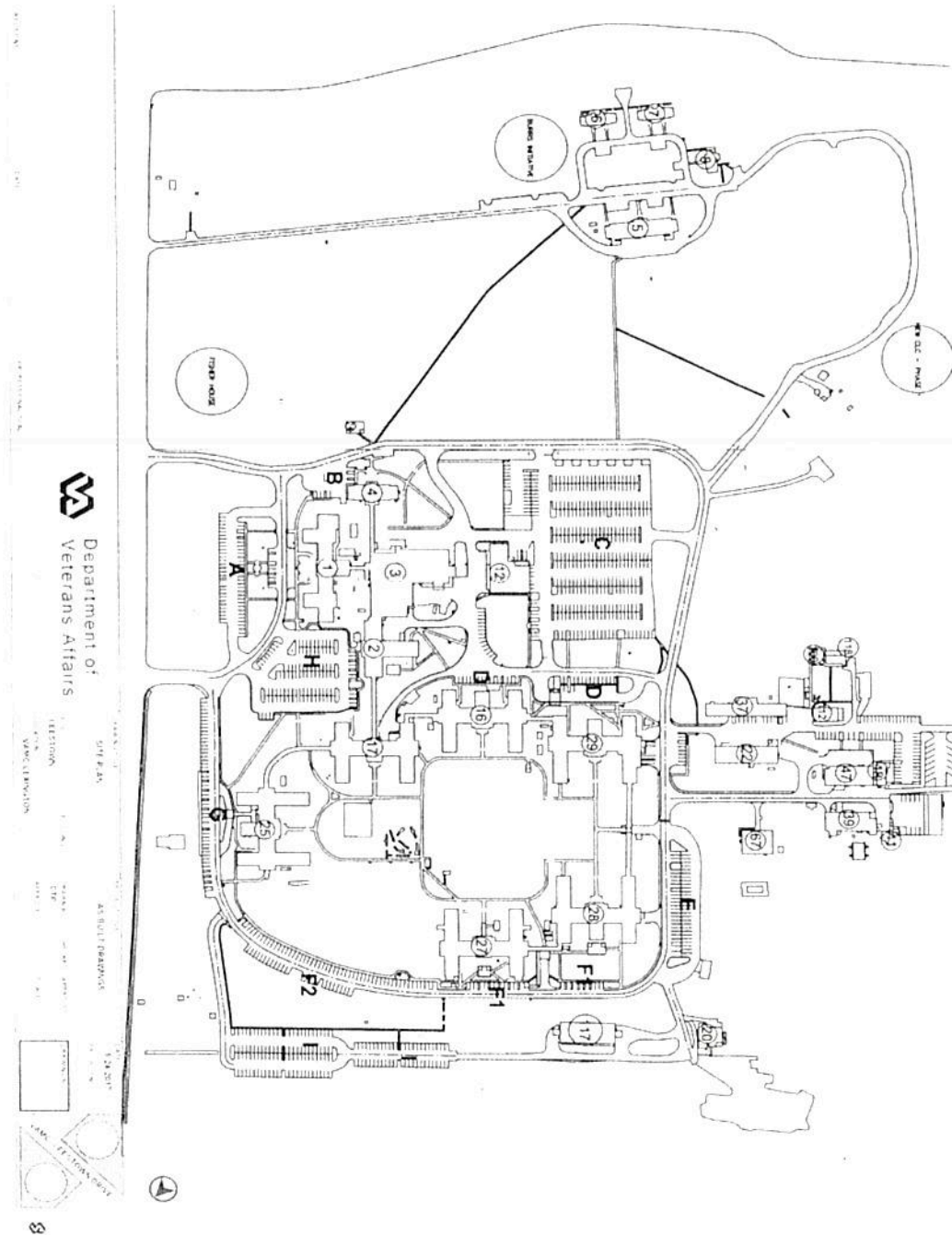
- A. Maintenance, repair, or replacement in kind of existing parking lots/spaces, streets, curbs, gutters, and sidewalks.
- B. In-kind maintenance, repair, or replacement of fencing, excluding the entry gateposts (Resources D, E, F, and G) and historic gates (at Resources D and G).
- C. Maintenance, repair, or replacement of in-ground water lines, sewer lines, gas lines, and electrical lines provided these are not within the boundaries of a National Register of Historic Places-eligible archaeological resource or an archaeological resource with undetermined National Register status.
- D. Maintenance, repair, or replacement in kind of signs.
- E. New utility infrastructure, such as underground piping, pad-mounted transformers 4 ft or less in height, and underground tanks and their connections, provided construction is not within the boundaries of a National Register-eligible archaeological resource or an archaeological resource with undetermined National Register status.

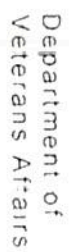
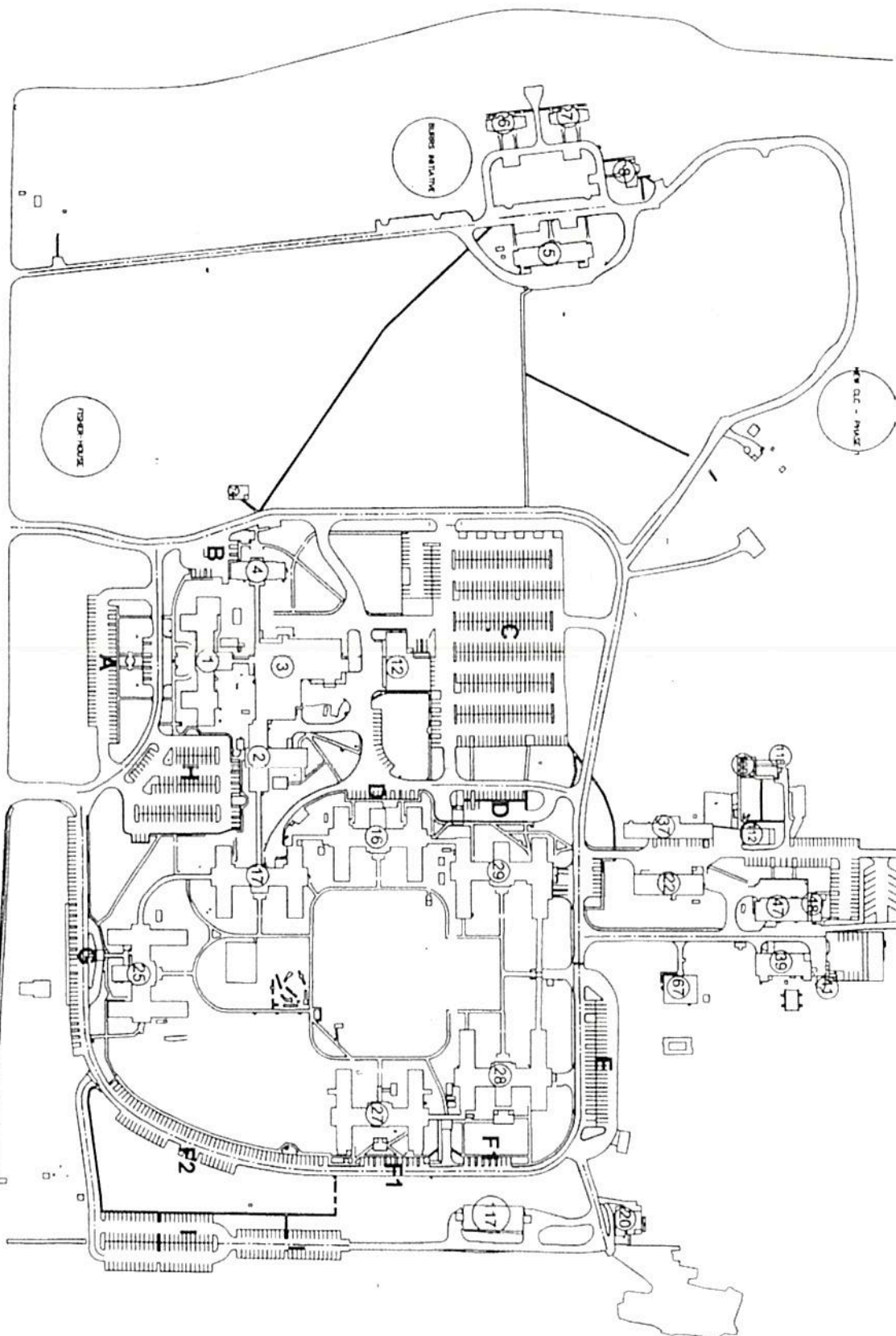
6. Landscapes

- A. Maintenance of existing landscapes through seeding, watering, grubbing, pruning, and replacing lawns, shrubs, bushes, and flower beds in their existing locations.
- B. Maintenance of mature trees to promote good health and attractive species-appropriate forms.

- C. Where future tree loss is anticipated, planting successor trees of appropriate local species.
 - D. Maintenance, repair, or replacement in kind of hardscape features such as sidewalks.
 - E. Seeding or planting vegetation to enhance drainage and prevent erosion.
 - F. Maintenance or installation of in-ground irrigation systems.
7. Public Health and Safety
- A. Removing asbestos-containing items, items containing polychlorinated biphenyls, and lead-based paint if such materials are found in building interiors and such removal will not affect exterior appearances or the significant public spaces identified in the lobby of Building 1 and the auditorium of Building 4.
 - B. Maintenance, repair, or in-kind replacement of safety railings, machine guards, roof top handrails and guardrails, ladders, and safety fences.
 - C. Grounding structures and equipment.
 - D. Remediating health or safety emergencies including infrastructure failure, fuel spills, and other emergency situations that pose an imminent threat to life or property requiring immediate action. Once the immediate threat has been addressed, SHPO will be consulted if actions taken, or additional actions needed, are not otherwise exempt from consultation under this PA.

Appendix C: Map of the Lexington Veterans Administration Hospital Historic District



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Appendix D: List of Contributing and Noncontributing Resources at the Lexington Veterans Administration Hospital Historic District

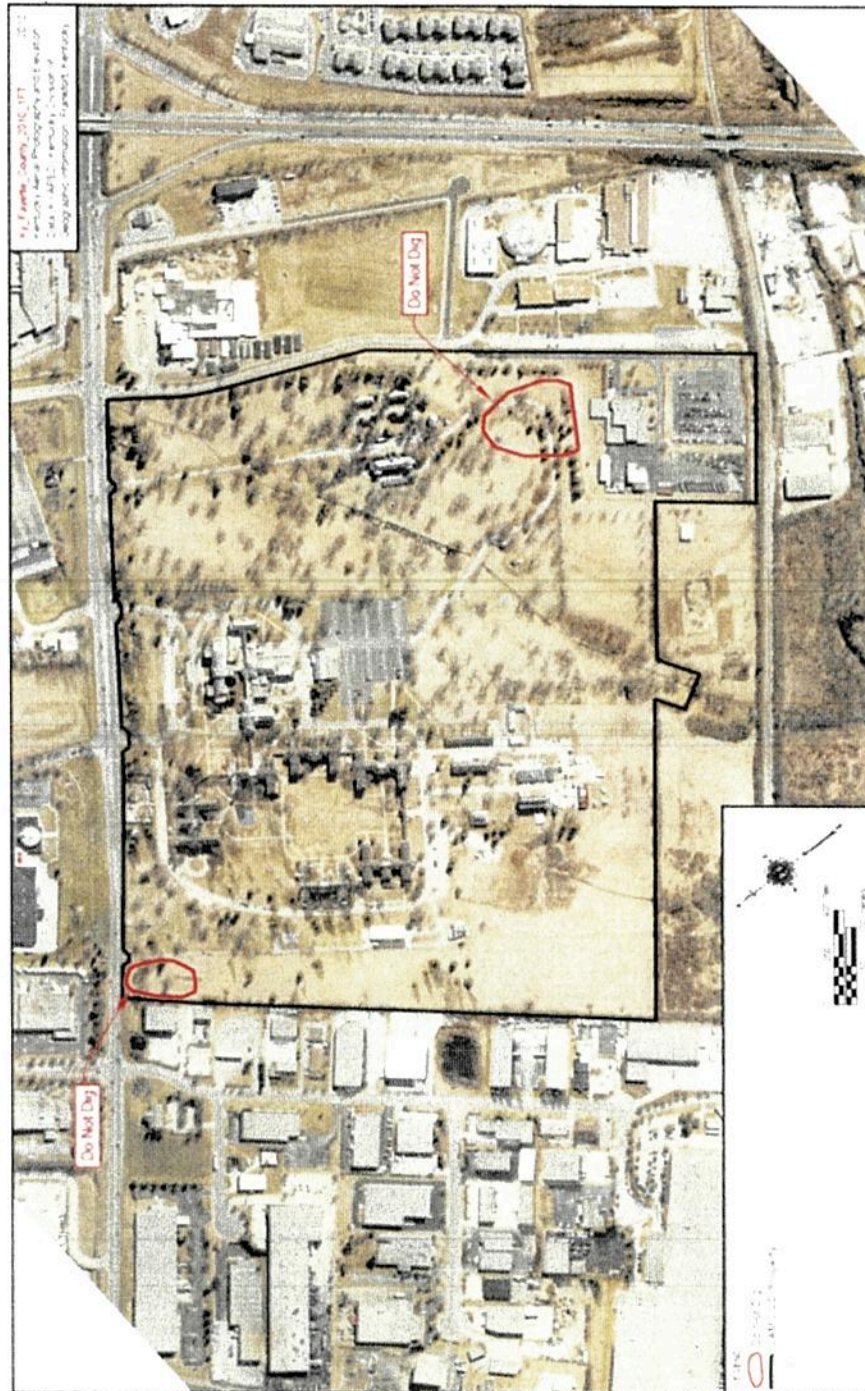
Resource Number	Construction Date	Contributing (C)/ Noncontributing (NC)	Original or Current Use/Name
1	1930	C	Main Building
2	1931	C	General Medical Building
3	1931	C	Dining Hall/Kitchen, Boiler Plant, and Garage Building
4	1932	C	Recreation Building
5	1931	C	Nurses' Quarters
6	1930	C	Officer's Duplex Quarters
7	1930	C	Officer's Duplex Quarters
8	1933	C	Medical Officer in Charge's Residence
9	1931	C	Sewage Pump House
12	1931	C	Storehouse
15	c. 1930s	C	Flag pole
16	1937	C	Acute Building
17	1937	C	Continued Treatment Building
20	1936	C	Animal Research Facility
22	1946	C	Manual Arts Facility
25	1942	C	Neuropsychiatric Infirmary Building
27	1948	C	Continued Treatment Building
28	1948	C	Neuropsychiatric Infirmary Building
29	1948	C	Acute Building
32	1957	NC	Recreational Storage/Patients' Toilets
37	1948	C	Occupational Therapy Shop Building
39	1951	NC	Boiler Plant
41	1951	NC	Incinerator Building
46	1949	NC	Greenhouse
47	1954	NC	Utility Shops Building
48	1957	NC	Engineering Storage Building
52	1962	NC	Patient Toilet
65	c. 1970s	NC	Emergency Generator Building
66	c. 1970s	NC	Transformer Substation
67	1979	NC	Chiller Building
71	c. 1970s	NC	Emergency Generator Building
72	c. 1970s	NC	Emergency Generator Building
73	1978	NC	Emergency Generator Building
74	1978	NC	Outdoor Recreation Shelter
75	c. 1980s–1990s	NC	Backflow Preventer Valve Structure
76	c. 1990s	NC	Smoking Shelter
112	1948	C	Furniture Repair Shop

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Resource Number	Construction Date	Contributing (C)/ Noncontributing (NC)	Original or Current Use/Name
115	c. 1970s	NC	Recreation Shelter
116	1968	NC	Gas Meter House
117	c. 1960s–1970s	NC	Storage Building
120	c. 1970s	NC	Recreation Shelter
122	c. 1960s–1970s	NC	Tractor Storage Shed
123	c. 1980s–1990s	NC	Oil Storage Tanks
A	c. 1970s–1980s	NC	Structure – unknown function
B	c. 1980s–1990s	NC	Building – unknown function
C	c. 1930s–1940s	C	Connecting Corridors
D	c. 1930s	C	Entry Gateposts
E	c. 1930s	C	Entry Gateposts
F	c. 1930s	C	Entry Gateposts
G	c. 1930s	C	Entry Gateposts
H	c. 1930s–1940s	C	Rock-and-Mortar-Lined Ditch
I	c. 1920s–1940s	C	Dry-Laid Rock Retaining Wall
J	circa 1930	NC	Connecting Corridors

Appendix E: Aerial Map of the Lexington VA Medical Center – Leestown Division Showing Locations of Areas Requiring Further Consulting Prior To Excavation Activities



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