

MaineDOT's Standard Operating Procedures

For Identification of Historic Properties

As described in MaineDOT Environmental Office's Standard Operating Procedures for Section 106 of the National Historic Preservation Act process, the following procedure was followed to identify historic properties (36 CFR 800.4):

The Historic Coordinator (HC) will determine the Area of Potential Effect (APE) and then conduct an Above Ground Cultural Resource Survey or assign projects to the consultant(s) and/or the MHPC archaeological staff. The identification and evaluation of historic properties must be performed by professionals who meet the professional standards established by the Secretary of the Interior [§ 800.2(a)(1)]. The Professional Qualification Standards are published in 36 CFR 61. The HC will provide topographic maps with the APE clearly identified and a written project scope of work. The HC will enter dates into ProjEx under Schedule/Approval/Section 106 architectural survey and Section 106 archaeological survey for when the surveys were assigned and completed. The HC will also enter the name of the surveyor in the permit number section. If there is no PIN number, then the information will be filed in the CPD Non- PIN Regional e-file and archives database.

All above ground surveys will be entered into the web-based historic properties database and GIS layer by the Historic Coordinator or the consultant. All surveys and determinations of eligibility and effects will meet the requirements of the MHPC Survey Guidelines.

The following is a breakdown of responsibility for 800.4:

§800.4 (a) (1) - MaineDOT/HC

§800.4 (a) (2) - MaineDOT/HC consultant, MHPC archaeological staff, and Tribes

§800.4 (a) (3) - MaineDOT/HC

§800.4 (a) (4) - MaineDOT/HC and the lead federal agency

§800.4 (b), (c) and (d) - MaineDOT/HC, consultant, MHPC archaeological staff, and Tribes.

The Historic Coordinator, and/or consultant, and/or the MHPC archaeological staff, and/or the THPO (as appropriate) in accordance with 36 CFR § 800.4 (c) and MHPC Survey Guidelines, will evaluate and recommend whether properties within the APE are eligible for and/or listed on the National Register of Historic Places. The HC will make a final determination of eligibility for the SHPO's concurrence.

A. If there are no National Register eligible or listed properties within the APE, a survey report with eligibility recommendations will be supplied to the HC by the architectural consultant, and/or the MHPC archaeological staff, and/or the THPO (see MHPC Survey Guidelines for Architectural Survey Report guidelines). The report will include all properties surveyed and indicate (property by property) why they are not eligible for the National Register. The HC will make a final determination and forward the supporting documentation with a detailed cover memo and finding of **No historic properties affected** to the SHPO/THPO for concurrence. In accordance with § 800.4(d), all participating consulting parties will be notified and the documentation will be made available subject to confidentiality provisions of 800.11(c). Documentation will be in accordance with 36 CFR § 800.4(d) and § 800.11(d). All documentation will be filed in the CPD e-file and dates will be entered into ProjEx under Schedule/Approval/Section 106 SHPO concurrence. If there is no PIN number, then the information will be filed in the CPD Non- PIN Regional e-file and archives database.

i. If the SHPO/THPO does not object within 30 days of receipt of an adequately documented finding, a memo will be forwarded from the SHPO/THPO to the HC stating so. If no response is received after 30 days from the SHPO/THPO, concurrence will be assumed [see §800.4(d)(1)(i)]. This will complete Section 106. All documentation will be filed in the CPD e-file and dates will be entered into ProjEx under Schedule/Approvals/Section 106 SHPO concurrence. If there is no PIN number, then the information will be filed in the CPD Non-PIN Regional e-file and archives database.

ii. If the SHPO/THPO objects to the finding of no historic properties affected, then the HC, the lead federal agency, and/or the SHPO will follow §800.4(d)(1)(ii) by meeting to resolve the disagreement, or the lead federal agency will forward the finding and supporting documentation to the Advisory Council on Historic Preservation (ACHP) and request that the ACHP review the finding pursuant to §800.4(d)(1)(iv)(C).

B. If there are National Register eligible or listed properties identified within the APE, a survey report with eligibility recommendations will be supplied to the HC by the architectural consultant, and/or the MHPC archaeological staff, and/or the THPO (see MHPC Survey Guidelines for Architectural Survey Report guidelines). The report will indicate under which National Park Service National Register Criteria (Criteria A, B, C or D) the property is eligible and which of the seven aspects of integrity (Location, Design, Setting, Materials, Workmanship, Feeling, and/or Association) the property retains to convey its significance. The HC will make a final determination of eligibility for the SHPO's concurrence. For nearly all projects, the determination of National Register boundaries will automatically default to the modern-day parcel boundaries. The need for more refined and individual assessments of boundaries beyond that will be assessed on a case-by-case basis.

i. If the SHPO/THPO objects to the finding of National Register eligibility, then the HC, the lead federal agency, and the SHPO will meet to resolve the disagreement, or the lead federal agency will forward the finding and supporting documentation to the Secretary of

the Interior (specifically the Keeper of the National Register within the U.S. Dept of Interior/National Park Service) pursuant to 36 CFR § 63 requesting a determination of eligibility. The Keeper of the National Register will respond within 45 days with a determination.

STATE OF MAINE

MEMORANDUM

December 13, 2016

To: Megan M. Hopkin, ENV/Maine Department of Transportation

From: Kirk F. Mohny, State Historic Preservation Officer *KFM*

Subject: 21904.00, Intersection Improvements, York; MHPC #1701-16

In response to your recent request, I have reviewed the information received November 17, 2016 to continue consultation on the above referenced undertaking pursuant to the Maine Programmatic Agreement and Section 106 of the National Historic Preservation Act of 1966, as amended.

Identification of Historic Properties

Based on the information provided to us, the Commission concurs with the MDOT's conclusion that the proposed undertaking is located entirely within the York Historic District, which is listed in the National Register of Historic Places.

With regard to the classification of contributing and non-contributing resources in the district, the only resource on which we have a different opinion from the MDOT is the Vietnam War Memorial (Survey Map #5). As this object was not installed until about 1995, it is not within the district's period of significance which most likely predates or does not go past 1973. We also agree with the MDOT's assessment that Survey Map #s 16, 18 and 26 have lost their integrity due to alterations.

If you have any questions regarding this matter, please contact me.

**Architectural Survey Report
MaineDOT
Village Revitalization
York, Maine
WIN21904.00**

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Prepared for: *Sponsoring agency or entity*
Maine Department of Transportation, Augusta, Maine

Dates: *Provide the dates from when the project was started up through when the report was written and/or revised and submitted.*
September 06, 2016 - October 16, 2016

Level: *Reconnaissance or Intensive*
Reconnaissance

Name of surveyors: *(If different from author, provide contact information for each surveyor.)*
Kate E. Willis

Continuing project? *If so, please summarize previous efforts.*
No.

I. EXECUTIVE SUMMARY

The MaineDOT proposes to alter the intersection of York Street (Route 1A) and Long Sands Beach Road, including removing an island and improving pedestrian flow, via relocated sidewalks. The project area is located wholly within the National Register-listed York Historic District (YHD). Of the 37 resources that are inventoried, 36 contribute to the YHD.

II. RESEARCH DESIGN AND BACKGROUND RESEARCH

A. Basis: *Describe the purpose of this survey. Identify the Federal or State regulations mandating this survey, or any Programmatic Agreements associated with this project.*

The purpose of the survey is to identify and document all resources 45 years old or older within the APE and evaluate eligibility for listing in the National Register of Historic Places. The survey is a requirement by Section 106 of the National Historic Preservation Act of 1966, as amended, 16 U.S.C 470 f, which states that prior to the expenditure of any Federal funds, the agency should consider the effect of any undertaking on any district, site, building, structure or object listed in or eligible for the National Register of Historic Places. The Maine Department of Transportation will report all findings to the Maine Historic Preservation Commission pursuant to the Programmatic Agreement with Federal Highway Administration, Federal Transportation Administration and MaineDOT.

**B. Project Description/
Scope of Work:**

Describe the underlying project, specifically citing the type of project and duration of project. Summarize planned or anticipated alterations to landscapes, buildings, structures, districts, objects or sites.

The proposed project is village revitalization, including alteration of an intersection, removal of an island, and relocation of sidewalks.

**C. Area of Potential
Effect:**

1. On a USGS topographic map draw the outermost boundary of the area of potential effect in red. Label this line "Project APE". If necessary, additional topographic maps or overlays may be submitted showing the limits of each specific APE if more than one potential effect is present within the project area.

2. List all the potential effects associated with the above cited scope of work. Distinguish between direct and indirect effects when applicable.

The direct effects associated with this project will be due to village revitalization including possible takes (temporary or permanent), change in physical features and other effects that are not completely outlined at this time. These effects will only be experienced by the properties adjacent to the proposed project.

Indirect effects associated with this project are visual for any property that has visual line of the project area.

Effects will be further outlined once more information including design plans are detailed for the project. At this time, the architectural survey is capturing any historic resources that could be potentially affected by the project.

3. Provide a narrative of how the geographical limit of each potential effect within the project area was established.

The Area of Potential Effects is defined as the area in which the project may cause alterations to the visual setting or characteristics of properties in the vicinity of the project. This definition is illustrated on the topographic map submitted with the survey package.

D. Survey Boundaries:

1. Draw the boundaries of the survey on the topographic map in blue or black and label this line "Survey Boundaries." The boundaries of a survey map include portions of a property that lie outside the APE.

2. Describe the limits of the surveyed area. The survey boundary may be larger than the APE. Make reference to geographic landmarks, addresses or political boundaries. Utilize reasonable demarcations – tree lines, back lots.

The survey boundaries mimic the APE. The APE is defined by lots that front York Street (Route 1A) from its intersection with the access road behind the First Parish Church to 280 York Street and the lots that front Long Sands Beach Road from its intersection with York Street (Route 1A) to the lot north of its intersection with Woodbridge Road.

E. Survey Methodology:

1. Describe background research method.

The National Register Information System and MHPC files were consulted to determine if there are any properties in the APE that are listed in, or officially eligible for listing in, the National Register. Additionally the surveyor looked at MHPC files to determine if they contained any previously recorded resources within the APE. The surveyor researched local histories at the Maine State Library for information about properties in the survey area

2. Describe field research method.

The surveyor conducted an initial drive through the project area and determined there were resources present greater than forty-five years of age. Next, the surveyor walked the project area and recorded on MHPC

survey forms all of the buildings, structures, sites, objects, and landscape features within the boundaries that appeared to be forty-five years old or older, and photographs were taken of each resource.

3. Did you undertake a file search at MHPC for NR or previously recorded properties?

Yes.

III. SURVEY FINDINGS

A. Acres:

Provide the total number of acres within the survey boundaries.

The survey area is approximately 23 acres.

B. Setting:

Provide a general overview of the setting, including topography, development, and landscape.

The setting of the project area is a small town/village. The topography is relatively flat save for the northern end of the survey where the topography rises north of Survey Map No. 21 and Survey Map No. 23. The development is dense with small lots along York Street. Larger lots are in the northern end the Long Sands Beach road section of the survey area.

C. Number of Resources Recorded:

Count each individually recorded building, structure, object, or site.

37 resources were surveyed.

D. Previously Inventoried Properties:

Address whether any of the resources had been previously surveyed. If so, how many, and how were these properties represented and evaluated within the current project?

N/A

E. Types of Properties:

1. Summarize general trends within the project area: commercial, residential, urban, rural, etc.

Most of the properties within the survey area are commercial. There are some exceptions as follows: Municipal (SM No. 16), Religious (SM No. 4 and SM No. 8), and Institutional/Cultural (SM No. 6, SM No. 12-15, SM No. 35, and SM No. 37). There are two residential properties in the survey area (SM No. 21 and SM Nos. 22 & 23). All are set in a village environment.

Many of the Cultural related properties are associated with property owned by the Museums of Old York which was previously known as the Old York Historic Society. The OYHS has its roots in the late 19th and associated with the iteration that is now known as historic preservation.

2. Summarize the age, style, and condition of the resources within the project area.

The age of the properties range from circa 1672 (Old Burying Ground, SM No. 08) to the mid-20th century (SM No. 16 and 17). However, most of the properties date from the first quarter of the 19th century to the end of the 19th century. The properties can be categorized in two groups – one group of historic properties that have had insensitive changes (for example, out of proportion additions, irregularly sized fenestration, but using details commonly associated with Georgian or Federal architecture) and another of historic properties that have had sensitive design and changes (or at least changes that are associated with the first ideology of historic preservation).

Examples of the first group are the non-contributing resources at SM Nos. 16, 18, and 26. Examples in the second group are SM Nos. 6 (addition of attached barn), 19 (19th/20th revival), and 20 (addition of carriage barn-styled ell).

Additionally, it's important to note that six properties in the project area are less than 45 years of age, five of which use design and massing elements to match the late 17th and early 18th century structures that remain in the village. Some efforts were more successful than the others.

3. Describe in detail any potentially eligible individual properties or historic districts.

Thirty-six of the surveyed properties are contributing resources to the NR-listed York Historic District.

F. NR Eligibility:

1. Address resource integrity, NR criteria, area of significance and period of significance.

The York Historic District retains all aspects of integrity. It was listed in 1973 under Criteria A and C for its national, state, and local significance in Architecture, Commerce, Education, Engineering, Industry, Politics, Entertainment/Recreation, Exploration/Settlement, and Religion. Its period of significance is ca. 1622 to ca. 1950.

The district's significance is associated with the establishment of the United States of America through the original English colonies. Those who settled York were granted 24,000 acres of land by the Plymouth Council. The initial settler, Sir Fernando Gorges desired York to become the capital of all English colonies; however, Gorges was allegiant to Charles I. The parliament that defeated Charles I was aligned with the Massachusetts Bay Colony.

After the King's War, the town of York saw the establishment of shipbuilding, which increased wealth in an already prosperous community. Through the next decades and after the Revolutionary War, all Massachusetts grants in Maine saw increased settlement, slightly diminishing York's standing as the preeminent settlement in the state.

Around the time of the Civil War, York saw an increase of summer visitors, leading to the development of hotels and steamship stops. Summer tourism continues to be a significant cultural and economic driver for the town.

2. For a historic district provide a topographic map showing the limits of the proposed district illustrating street or landscape views and all non-historic or non-contributing resources.

IV. BIBLIOGRAPHY

Bardwell, John D. *The Photographs of Old York*. Bath, Maine: Alan Sutton, 1994.

McDermott, Deborah. "Reopening of York's Realty Building set for summer." *Portsmouth Herald* May 22, 2015: *SeaCoast Online*. Web. 13 October 2016.

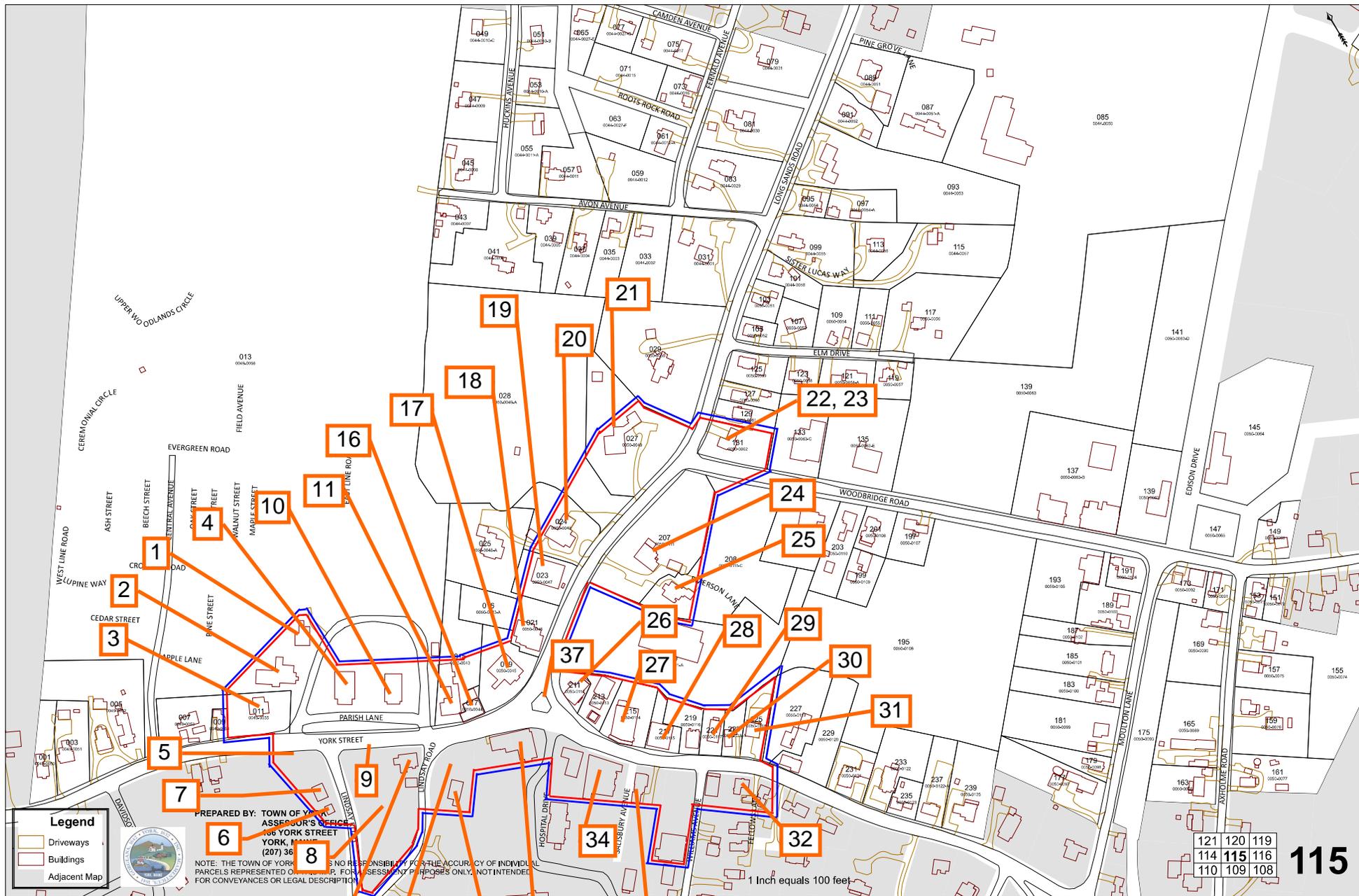
National Register Information System. National Park Service. nrhp.focus.nps.gov/natreghome.do (accessed October 3, 2016).

National Register of Historic Places, York Historic District, York, York County, Maine, National Register #73000249.

Old Goal Museum Committee, The and The Old York Historic and Improvement Society. *York Maine: Then and Now*. York, Maine, 1976.

Rolde, Neil. *York is Living History*. Brunswick, ME: Harpswell Press, 1975.

United States Department of the Interior, Geological Survey. "York Harbor Quadrangle, Maine York County, 7.5 Minute Series."



York 21904.00

- APE
- Survey Boundary

York Historic District encompasses all depicted on this Tax Map

121	120	119
114	115	116
110	109	108

115

Town(s):		York					
PIN #s:		21904.00					
Surveyor:		Kate E. Willis Kleinfelder 151 Capitol Street Augusta, ME 022230 (207) 626-4914					
Survey Date:		9/6/2016					
Map No.	Street No.	Address	Town	Individually Eligible for NR	Contributing to an NR District	Criteria	Aspects of Integrity
1	178	York Street/Rt 1A	York	n	Y	A/C	Retains integrity and contributes to York Historic District.
2	178	York Street/Rt 1A	York	n	Y	A/C	Retains integrity and contributes to York Historic District.
3	172	York Street/Rt 1A	York	n	Y	A/C	Retains integrity and contributes to York Historic District.
4	180	York Street/Rt 1A	York	n	Y	A/C	Retains integrity and contributes to York Historic District.
5	50' w of Sm No. 6	York Street/Rt 1A	York	n	Y	A/C	Retains integrity and contributes to York Historic District.
6	3	Lindsey Street	York	n	Y	A/C	Retains integrity and contributes to York Historic District.
7	187	York Street/Rt 1A	York	n	Y	A/C	Retains integrity and contributes to York Historic District.
8	180	York Street/Rt 1A	York	n	Y	A/C	Retains integrity and contributes to York Historic District.
9	sidewalk	York Street/Rt 1A	York	n	Y	A/C	Retains integrity and contributes to York Historic District.
10	186	York Street/Rt 1A	York	n	Y	A/C	Retains integrity and contributes to York Historic District.
11	192	York Street/Rt 1A	York	n	Y	A/C	Retains integrity and contributes to York Historic District.
12	187	York Street/Rt 1A	York	n	Y	A/C	Retains integrity and contributes to York Historic District.
13	193	York Street/Rt 1A	York	n	Y	A/C	Retains integrity and contributes to York Historic District.

Map No.	Street No.	Address	Town	Individually Eligible for NR	Contributing to an NR District	Criteria	Aspects of Integrity
14	193	York Street/Rt 1A	York	n	Y	A/C	Retains integrity and contributes to York Historic District.
15	193	York Street/Rt 1A	York	n	Y	A/C	Retains integrity and contributes to York Historic District.
16	196	York Street/Rt 1A	York	n	n	A/C	Wholly envelopes original front gable structure; some additions within the POS; however those combined with the those that come after the POS have diminished design, materials, feeling, and association
17	10	Long Sands Beach Road	York	n	Y	A/C	Retains integrity and contributes to York Historic District.
18	16	Long Sands Beach Road	York	n	n	A/C	The building was altered in the 1980s with an attempt to change details to those characteristic of the Federal era however fenestration and proportions are incorrect diminishing the buildings original design, materials, feeling, and association.
19	24	Long Sands Beach Road	York	n	Y	A/C	Retains integrity and contributes to York Historic District.
20	28	Long Sands Beach Road	York	n	Y	A/C	Retains integrity and contributes to York Historic District.
21	34	Long Sands Beach Road	York	n	Y	A/C	Retains integrity and contributes to York Historic District.
22	45	Long Sands Beach Road	York	n	Y	A/C	Retains integrity and contributes to York Historic District.
23	45	Long Sands Beach Road	York	n	Y	A/C	Retains integrity and contributes to York Historic District.
24	31	Long Sands Beach Road	York	n	Y	A/C	Retains integrity and contributes to York Historic District.
25	2	Emerson Lane	York	n	Y	A/C	Retains integrity and contributes to York Historic District.
26	226	York Street/Rt 1A	York	n	n	n/a	Building has been subjected to multiple multiple story additions at the sides and rear. Details such as pilasters and balustrades have been placed in an attempt to match the Georgian and Federal styles. Loss of integrity of design, materials, feeling, and association.

Map No.	Street No.	Address	Town	Individually Eligible for NR	Contributing to an NR District	Criteria	Aspects of Integrity
27	242	York Street/Rt 1A	York	n	Y	A/C	Retains integrity and contributes to York Historic District.
28	250	York Street/Rt 1A	York	n	Y	A/C	Retains integrity and contributes to York Historic District.
29	274	York Street/Rt 1A	York	n	Y	A/C	Retains integrity and contributes to York Historic District.
30	276	York Street/Rt 1A	York	n	Y	A/C	Retains integrity and contributes to York Historic District.
31	280	York Street/Rt 1A	York	n	Y	A/C	Retains integrity and contributes to York Historic District.
32	279	York Street/Rt 1A	York	n	Y	A/C	Retains integrity and contributes to York Historic District.
33	253	York Street/Rt 1A	York	n	Y	A/C	Retains integrity and contributes to York Historic District.
34	241	York Street/Rt 1A	York	n	Y	A/C	Retains integrity and contributes to York Historic District.
35	211	York Street/Rt 1A	York	n	Y	A/C	Retains integrity and contributes to York Historic District.
36	207	York Street/Rt 1A	York	n	Y	A/C	Retains integrity and contributes to York Historic District.
37	island at	York Street/Rt 1A & Long Sands Beach Road	York	n	Y	A/C	Retains integrity and contributes to York Historic District.

Negative Index
 Kate Willis, Photographer
 xx/xx/xx

TOWN WIN

SURVEY MAP #	STREET NO.	ADDRESS	TOWN	DIGITAL IMAGE #S
1	178	York Street/Rt 1A	York	York 21904.00_001
2	178	York Street/Rt 1A	York	York 21904.00_002
3	172	York Street/Rt 1A	York	York 21904.00_003
4	180	York Street/Rt 1A	York	York 21904.00_004
5	50' w of Sm No. 6	York Street/Rt 1A	York	York 21904.00_005
6	3	Lindsey Street	York	York 21904.00_006
7	3	Lindsey Street	York	York 21904.00_007
8	187	York Street/Rt 1A	York	York 21904.00_008
9	sidewalk	York Street/Rt 1A	York	York 21904.00_009
10	186	York Street/Rt 1A	York	York 21904.00_010
11	192	York Street/Rt 1A	York	York 21904.00_011
12	187	York Street/Rt 1A	York	York 21904.00_012
13	193	York Street/Rt 1A	York	York 21904.00_013
14	193	York Street/Rt 1A	York	York 21904.00_014
15	193	York Street/Rt 1A	York	York 21904.00_015
16	196	York Street/Rt 1A	York	York 21904.00_016
17	10	Long Sands Beach Road	York	York 21904.00_017
18	16	Long Sands Beach Road	York	York 21904.00_018
19	24	Long Sands Beach Road	York	York 21904.00_019
20	28	Long Sands Beach Road	York	York 21904.00_020
21	34	Long Sands Beach Road	York	York 21904.00_021
22	45	Long Sands Beach Road	York	York 21904.00_022
23	45	Long Sands Beach Road	York	York 21904.00_023
24	31	Long Sands Beach Road	York	York 21904.00_024
25	2	Emerson Lane	York	York 21904.00_025
26	226	York Street/Rt 1A	York	York 21904.00_026
27	242	York Street/Rt 1A	York	York 21904.00_027
28	250	York Street/Rt 1A	York	York 21904.00_028
29	274	York Street/Rt 1A	York	York 21904.00_030
30	276	York Street/Rt 1A	York	York 21904.00_031
31	280	York Street/Rt 1A	York	York 21904.00_032
32	279	York Street/Rt 1A	York	York 21904.00_034
33	253	York Street/Rt 1A	York	York 21904.00_036
34	241	York Street/Rt 1A	York	York 21904.00_037
35	211	York Street/Rt 1A	York	York 21904.00_039

Negative Index
Kate Willis, Photographer
xx/xx/xx

TOWN WIN

SURVEY MAP #	STREET NO.	ADDRESS	TOWN	DIGITAL IMAGE #S
36	207	York Street/Rt 1A	York	York 21904.00_040
37	island at	York Street/Rt 1A & Long Sands Beach Road	York	York 21904.00_041