

What is Section 106 Consultation?

Section 106 of the National Historic Preservation Act of 1966 (NHPA) requires federal agencies to consider the effects on historic properties of projects they carry out, assist, fund, permit, license, or approve throughout the country. If a federal or federally-assisted project has the potential to affect historic properties, a Section 106 review will take place.

Section 106 gives the ACHP, interested parties, and the public the chance to weigh in on these matters before a final decision is made. This process is an important tool for citizens to lend their voice in protecting and maintaining historic properties in their communities.

What is a Consulting Party?

A Consulting Party is an organization or individual who has a demonstrated interest in a project, due to their legal or economic relationship to the undertaking or affected property(ies), or their concerns with the undertaking's effects on historic properties.

A landowner and a local preservation group are examples of an individual and organization with a demonstrated interest.

Goals of Section 106 Consultation

The goal of consultation is:

- ▶ to identify historic properties potentially affected by the undertaking,
- ▶ assess effects,
- ▶ and seek ways to avoid, minimize or mitigate any adverse effects on historic properties.

Consultation does not mandate a specific outcome. Rather, it is the process of seeking views on the project's effect on eligible historic properties and, if the effect is adverse, how project effects on historic properties should be resolved.