

Agenda

ARCHAEOLOGICAL REVIEW COMMITTEE HEARING THURSDAY, September 13, 2018, at 4:30 PM LAND USE CONFERENCE ROOM CITY HALL - 200 LINCOLN AVENUE, SANTA FE, NM

- A. CALL TO ORDER
- B. ROLL CALL
- C. APPROVAL OF AGENDA
- D. APPROVAL OF MINUTES: August 2, 2018
- E. MATTERS FROM THE FLOOR
- F. ACTION ITEMS
 - 1. Case #AR-25-2018. 4757 West Alameda Street. Historic Downtown Archaeological Review District. Stephen Post, agent for Rudy Rodriguez, owner, requests approval of an Archaeological Study for 13.8 acres for a lot split.
 - Case #AR-26-2018. 7401 Cerrillos Road. Suburban Archaeological Review District. Ron Winters, agent for Lithia Real estate, Inc., owner, requests approval of an Archaeological Reconnaissance Report for 8.28 acres for development.
 - Case #AR-27-2018. Fifth Street at Aspen Drive. Suburban Archaeological Review District. Ron Winters, agent for Carole Brito, owner, requests approval of an Archaeological Inventory for 7.44 acres for the proposed Cerro Del Norte development.
 - 4. Case # AR-29-2018. Galisteo Street. Historic Downtown Archaeological Review District. Eric Blinman, agent for the Cablecom LLC, requests approval of an Archaeological Monitoring Plan for 5,400 linear feet of conduit for the Comcast Downtown Santa Fe Fiber Project.
 - 5. Case # AR-20-2018. La Paz Subdivision. River and Trails and Suburban Archaeological Review Districts. Office of Archaeological Studies and the City of Santa Fe Water Division requests approval of a revised Archaeological Monitoring Plan for 4,910 linear feet of trenching for water line installations.
 - Case #AR-23-2018. Agua Fria Area. Suburban Archaeological Review District. Marron And Associates, agent for Santa Fe Engineering Consultants, owner, requests approval of an Archaeological Monitoring Plan for .36 miles for the Vista Aurora Sewer Line.
 - Case # AR-28-2018. Siler Road. River and Trails and Suburban Archaeological Review Districts. Paul Duran, agent
 for the City of Santa Fe Water Division, requests approval of an Archaeological Monitoring Plan for 3,400 linear feet
 of water line installation.
- G. DISCUSSION ITEMS
- H. MATTERS FROM THE COMMITTEE
- 1. ADMINISTRATIVE MATTERS AND COMMUNICATIONS
- J. ADJOURNMENT

Persons with disabilities in need of accommodations, contact the City Clerk's office at 955-6520 five (5) working days prior to date.

RECEIVED AT THE CITY CLERK'S OFFICE

DATE: <u>09/13/2018</u>

TIME: 9:54 AM

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MINUTES OF THE CITY OF SANTA FE ARCHAEOLOGICAL REVIEW COMMITTEE HEARING City Councilors Conference Room September 13, 2018

A. CALL TO ORDER

The Archaeological Review Committee Hearing was called to order by David Eck, Chair, at approximately 4:30 p.m., on September 13, 2018, in the Land Use Conference Room, City Hall, Santa Fe, New Mexico.

B. ROLL CALL

Members Present

David Eck, Chair James Edward Ivey Derek Pierce Cortney Anne Wands

Members Absent

Tess Monahan, Vice-Chair [Resigned]

Others Present

Nicole Ramirez-Thomas, Historic Preservation Division – Committee liaison Paul Duran, Archaeological Technician, City Water Division Melessia Helberg, Stenographer

There was a quorum of the membership in attendance for the conducting of official business.

NOTE: All items in the Committee packet for all agenda items are incorporated herewith to these minutes by reference, and the original Committee packet is on file in, and may be obtained from, the City of Santa Fe Historic Preservation Division.

C. APPROVAL OF AGENDA

The following correction was made to the Agenda:

In the caption of Case F(1) correct as follows: "...HISTORIC DOWNTOWN SUBURBAN ARCHAEOLOGICAL REVIEW DISTRICT...."

MOTION: Derek Pierce moved, seconded by Jake Ivey, to approve the Agenda, as corrected.

VOTE: The motion was approved unanimously on a voice vote.

D. APPROVAL OF MINUTES – AUGUST 2, 2018

The following corrections were made to the minutes:

Page 7, paragraph 1 under Chair Eck, line 4, correct as follows: "...geomorphic [inaudible] context."

MOTION: Jake Ivey moved, seconded by Derek Pierce, to approve the minutes of the meeting of August 2, 2018, as corrected.

VOTE: The motion was approved unanimously on a voice vote.

E. MATTERS FROM THE FLOOR

There were no matters from the floor.

F. ACTION ITEMS

1. <u>CASE #AR-25-2018</u>. 4757 WEST ALAMEDA STREET. HISTORIC DOWNTOWN

<u>SUBURBAN</u> ARCHAEOLOGICAL REVIEW DISTRICT. STEPHEN POST, AGENT FOR

RUDY RODRIGUEZ, OWNER, REQUESTS APPROVAL OF AN ARCHAEOLOGICAL

STUDY FOR 13.8 ACRES FOR A LOT SPLIT.

BACKGROUND & SUMMARY:

An archaeological survey was conducted for a family lot split of 21.5 acres. The survey was conducted in 2017 under the Santa Fe County ordinance, after which it was realized that the lot had been part of the annexation of land to the City of Santa Fe in 2014. The archaeologist is requesting acceptance of the report and clearance of the parcel.

Of the 21.5 acres only 13.8 were surveyed. The remaining acreage is to be open space. During the survey three archaeological sites were updated and six isolated occurrences were recorded. None of the resources were found to be significant to Santa Fe County and the same recommendation is made to the Archaeological Review Committee.

STAFF RECOMMENDATION:

Staff recommends approval of the application as it complies with 14.3.13(C)(5) Procedures for River and Trails Area, Suburban Area and Utility Mains.

Chair Eck noted the Staff Report in the packet. He thanked Ms. Ramírez-Thomas and asked if she has anything to add.

Ms. Ramirez-Thomas said she had nothing to add.

Steven Post, Agent for the owner, said he was contacted by Mr. Rodriguez, and it was their understanding that this is a County project, and he had been advised by the County Sustainable people it was good management. He said the project also was within the expanded Suburban District along the River all the way to South Meadows Road. He said initially, it went to the County and presumes it also went to SHPO, although he doesn't know that for a fact, since he never saw a letter to that effect. He said in conversations with PNM it was brought to his attention that this project was under the City's purview and needed to be submitted to this Committee for review as well.

Mr. Post continued, saying he spoke with Mr. Ramirez-Thomas who recommended he submit the report as is. He didn't change any of the language to reflect the specific citations for recommendations under City Code. However, he believes the evaluations and recommendations are sufficient as they could be interpreted by you as to whether or not the site was significant.

Mr. Post continued, saying the project was complicated further by the fact that PNM archaeologists had completed an inventory on a portion of the parcel which extended its purview pretty far out onto the property, further than you might expect, for a transmission line. However, during their work, they did identify three archaeological sites which he documented and tried to relocate as part of the project. One of the problems is that they didn't submit their LA forms to HPD on a NMCRIS. They were submitted in a digital folder at PNM which was provided to him. He used PNM's mapping to relocate the site and some of their [inaudible] marks since there were no [inaudible] left on the site, and reconstructed their site minutes as best he could. And then he superimposed the site limits he was able to relocate over their maps. He said on, two of the 3 sites [inaudible]....... Mr. Post said he just realized there could be a problem because he copied the wrong report.

Ms. Ramirez-Thomas said his LA numbers are LA150057 and LA150058.

Mr. Post said two of the sites essentially shrunk. He conducted limited testing on both sites, one of the sites was in a future area, and one of the others, and the potential for subsurface deposits, and found no evidence that such deposits were likely to exist on the sites. He said after reviewing the sites conducting the limiting testing, relocating them, and remapping them, and writing the report, he evaluated the sites, and his opinion is that none of the sites LA150052, 150057, and 150058 were eligible under 4-15-16. He said he has no further comment.

Cortney Anne Wands

Ms. Wands asked if he has a NIAF and the updated LA forms.

Mr. Post said he submitted those with the Report, so hopefully it will get to ARMS and NMCRIS, noting he also submitted his updated forms as well.

Ms. Ramirez-Thomas said she does have those forms.

Derek Pierce

Mr. Pierce said Mr. Post said that none of the three sites were significant. He believes Mr. Post was unable to visit part of the first site, LA150052.

Mr. Post said he thinks that is the historic portion of the site in 1930's and 1940's, within the project area in his opinion.

Mr. Pierce said then in BLM parlance it would be the non-contributing part of a *[inaudible]* site.

Mr. Post said he would say that it is all non-contributing. He did look outside the project area into the adjacent property to get an idea of what is there.

Jake Ivey

Mr. Ivey said he had no comment.

Chair Eck

Chair Eck said he had no comment.

MOTION: Derek Pierce moved, seconded by Jake Ivey, with respect to Case #AR-25-2018, to approve the Archaeological Study, for 13.8 acres for a lot split at 4757 West Alameda Street, in the Suburban Archaeological Review District, as requested by Stephen Post, Agent for Rudy Rodriguez, Owner, as it complies with 14.3.13(C)(5) Procedures for the Suburban Archaeological Review District and Utility Mains.

VOTE: The motion was approved unanimously on a voice vote.

2. CASE #AR-26-2018. 7401 CERRILLOS ROAD. SUBURBAN ARCHAEOLOGICAL REVIEW DISTRICT. RON WINTERS, AGENT FOR LITHIA REAL ESTATE, INC., OWNER, REQUESTS APPROVAL OF AN ARCHAEOLOGICAL RECONNAISSANCE REPORT FOR 8.28 ACRES FOR DEVELOPMENT.

BACKGROUND & SUMMARY:

An archaeological survey of 8.28 acres was conducted in advance of development of the lot at 7401 Cerrillos Road. No archaeological sites were recorded during the survey, though six isolated historic artifacts were found. The applicant recommends clearance of the parcel.

STAFF RECOMMENDATION:

Staff recommends approval of the application as it complies with 14-3.13(C)(5) Procedures for River and Trails Area, Suburban Area, and Utility Mains.

Chair Eck noted the Staff Report in the packet. He thanked Ms. Ramirez-Thomas and asked if she has anything to add.

Ms. Ramirez-Thomas said she had nothing to add.

Mr. Winters said the area is heavily disturbed and there is not much there, and looked as if it had been bladed, but he saw no evidence of occupation on the tract.

Cortney Anne Wands

Ms. Wands said on packet page 19, Table 2, LA34287 is actually a building and was recorded under NMCRIS 131662. It should be in Table 3, so it is correctly listed under ARMS.

Mr. Winters said he will correct this.

Derek Pierce

Mr. Pierce said on page 10, paragraph 2, line 9, there are 2 references for Acklen, and only the first reference appears in the bibliography, and the second isn't included.

Mr. Winters said he will make that correction.

Jake Ivey

Mr. Ivey said there are really fine photos of telephone poles on the ground.

Chair Eck

Chair Eck said Mr. Winters managed to tease considerable discussion on the railroad spike.

Mr. Winters said in the next Report he was on a railroad spike spike, but he did manage to dig up some stuff.

Chair Eck, referring to page 27, the telephone poles lying on the ground, said one appears to be prone and one supine. He asked where they were originally, because they're snapped off.

Mr. Winters said he looked to see if part of it was buried, but couldn't find it. Then he went in either direction, noting they were 55 meters apart, so he thinks they are out of context.

MOTION: Jake Ivey moved, seconded by Derek Pierce, with respect to Case #AR-26-2018, to approve the Archaeological Reconnaissance Report for 8.28 acres for development at 7401 Cerrillos Road in the Suburban Archaeological Review District, with the two corrections noted above, as requested by Ron Winters for Lithia Real Estate, Inc., owner, finding it complies with 14-3.13(C)(5) Procedures for Suburban Archaeological Review District and Utility Mains.

VOTE: The motion was approved unanimously on a voice vote.

3. CASE #AR-27-2018. FIFTH STREET AT ASPEN DRIVE. SUBURBAN ARCHAEOLOGICAL REVIEW DISTRICT. RON WINTERS, AGENT FOR CAROL BRITO, OWNER, REQUESTS APPROVAL OF AN ARCHAEOLOGICAL INVENTORY FOR 7.44 ACRES FOR THE PROPOSED CERRO DEL NORTH DEVELOPMENT.,

BACKGROUND & SUMMARY:

An archaeological survey of 7.44 acres was conducted in advance of the development at 5th Street at Aspen Drive. Two abandoned railroad beds were recorded. The railroad beds represent spurs associated

with the Atkinson [Atchison], Topeka and Santa Fe Railroad, and are associated with the Bruns Army Hospital which was located where the Santa Fe University of Art and Design (formerly the College of Santa Fe) is now located. The applicant recommends avoidance of the railroad spurs and finds them to be eligible to the National Register of Historic Places and significant resources to the City. The railroad beds were recorded on a Laboratory of Anthropology form.

STAFF RECOMMENDATION:

Staff recommends approval of the survey as it complies with 14-3.13(C)(5) Procedures for River and Trails Area, Suburban Area and Utility Mains, but requests the Committee determine if the LA form is appropriate for recording or if the resource would be better recorded on an HCPI form. While the association of the railroad bed along the south property line is connected with the Bruns Army Hospital, staff does not find that railroad alignments are regularly protected through avoidance. In this case, the avoidance of the railroad beds would create considerable impediment to development of the private property parcel. For the Committee's consideration, staff has provided relevant Code citations to determine the necessary preservation and recording of the abandoned railroad beds on this parcel.

Chair Eck noted the Staff Report in the packet. He thanked Ms. Ramirez-Thomas and asked if she has anything to add.

Ms. Ramirez-Thomas said she provided some Code citations. There are two railroad beds that go through the property, and ultimately flank the property. Both are in good shape and are used recreationally. The City, at one time, considered purchasing the property for open space, but that never happened, noting currently it is private property. She asked what happens when the Old Santa Fe Trail converges on a parcel in a manner that prohibits any kind of construction or building. She provided that Code citation as a "consideration for how making both railroad beds avoided might impact the development on the property," and if it takes too much. What do we do in these situations.

Ms. Ramirez-Thomas said she has another question as to whether it is an LA form or a HCPI form [Historic Cultural Property Inventory form].

Mr. Winters said regarding these issues, in defining the site boundary, where it comes off 5th, it is highly disturbed, and its integrity has been compromised because of its use there. He documented it from the base to where it diminishes and no longer has the same integrity. He said, in terms of the trail, 10% can be disturbed, so the property can be accessed. He didn't really start the documentation at 5th, he went in a little further, so it wouldn't actually block access to the remainder of the property. He said on the map he submitted, it does go up to the trail on the north end. On the south end, it actually ends before the bike trail, and on his map, there is a black line, and there is a road that branches off that and just beyond that to the east, there is a black line where he starts that.

Mr. Winters continued, saying, regarding the HCPI form, he started the HCPI form, but then went to an LA form because he could give more information than what the HCPI form provides. He is open to that. He said his interpretation is that it came off the main line, and went to the hospital, and then came back onto the main line. He said, you are saying that it went two different places.

Ms. Ramirez-Thomas said yes, it went on at the Y.

Mr. Winters said that's how he interpreted it. He said on the map of the hospital, it is about 3,000 ft. from 5th street to where the line came into the hospital.

Ms. Ramirez-Thomas said that is a small remnant of the line that went to the Bruns Army Hospital that still exists on the University of Art & Design campus.

Mr. Winters said there aren't a lot of artifacts there, and there is a lot of disturbance there. There is some dumping. He said he didn't know this spur existed, although he was aware it came in from the line and existed on the hospital grounds. He said he thinks it should be preserved, and that is his recommendation.

Chair Eck asked how Mr. Winters' client has reacted to this.

Mr. Winters said this will be a good test.

Ms. Ramirez-Thomas said before this survey occurred, there was discussion of it, because it would be nice if one of spurs were kept as a bicycle trail that is usable in remembrance of a line which once ran to the hospital and such. She said the developer is not amenable to using it as open space, which was her suggestion to him. She said what the owner has tried to do with the development plan is to create open space with the required greenage to the center of the property, noting that is on packet page 11 and then packet page 8 of the report. She thinks a reasonable discussion can be had, but thinks that preserving the entirety of both of the tracts would be challenged.

Mr. Winters said on page 11, you can see the northern one, and Ms. Ramirez-Thomas is proposing that the other one be preserved.

Ms. Ramirez-Thomas said her suggestion was for the southern one that is against the adjacent neighborhood, because it is a buffer and a natural way to get off the Rail Trail path and head into the Siringo neighborhoods, the Llano area. That was her suggestion.

Mr. Winters said, "because on this map, they show a Rail Line Road, 30 feet wide..." He said he didn't have this discussion with them.

Chair Eck said Mr. Winters' description of the railroad bed is that it is of considerable height about the surrounding land in some places. He asked Mr. Winters to speak to how it matches the contours of the rest of the land along the northern spur.

Mr. Winters said it is all raised. It starts out at 2 feet at the west end, to 16 feet tall, and then at the north end probably 15 feet. He said they had to bring in a lot of material to build it.

Chair Eck said you hear him say if we convert it into a road, we're going to have to cut most of that away.

Ms. Ramirez-Thomas said this might be a project where a field trip could be arranged for the Committee to look at the site to get a good sense of it. It is right in the middle of town and quite easy to access, so she can arrange that if the Committee felt it was important to look at it.

Cortney Anne Wands

Ms. Wands said, in terms of the different forms, it makes sense to record on an LA form for validity, because it doesn't capture any information. [Most of Ms. Wands' remarks here are inaudible]

Ms. Wands said on page 30 under Mr. Winters' discussion of the hospital, there are a number of problems with Mr. Winters' references and how they are presented, in terms of how newspaper reports are referenced in text. She was a little confused that all this was gathered from Brother Coldwell, because he references him and says that they may have other information. You have Bruns, Surgical Service Annual Report, and that needs to be corrected. And then you cite Dr. Holman [inaudible] 1977, and she assumes that is a quote, but there are quotation marks, and based on the date she assumes that is actually in Coldwell's book. Then a newspaper reference report is incorrect, and the annual report 1945 as well, all on pages 32-35. She said Bruns and Present are missing from the actual references. [Inaudible]

Chair Eck said, if in fact it is all drawn from Brother Coldwell, that explains the absence of the other two references from the references cites.

Ms. Wands said that it is correct, "and he should correct one or the other and page numbers."

Derek Pierce

Mr. Pierce said regarding the question of LA versus HCPI, theey met on this on Tuesday, and they are still working on the official guidance. He said it is highly speculative in that it changes every time they meet. However, the latest update is that they essentially are doing away with the HCPI form and making an HBI form or Building Inventory form, because that is what it is good for. He thinks he is on the right track in using an LA form.

Mr. Pierce said in terms of the question of easement, the staff recommendation does not find that railroad alignments are regularly protected through avoidance, and asked Ms. Ramirez-Thomas to elaborate on this.

- Ms. Ramírez-Thomas said there are portions of the Chile Line that are visible and present in La Tierra Trails, and some of those portions are rather substantial and there was no avoidance applied to that.
- Mr. Pierce said he thinks the idea of easements on both of these won't get past the developer. He said the development is too dense to preserve those through alignment. So he wonders how to mitigate those. An archaeological excavation is going to do nothing, so how would you mitigate this significant site. He believes the answer is to keep our archive research. He thinks, as a means of alternative mitigation, you could do some extensive archival research on these things, get them well documented and we reach the point where we say the information potential has been exhausted and they can be bladed away. He asked the Committee what we need to mitigate these two railroad spurs.
- Mr. Winters said he also struggled with this. He said even in the hospital information he found, he found no reference to *[inaudible]* on the plat, and didn't think it was anything other than a spur to the hospital.
 - Mr. Pierce said he may have contact information for him at the NMDOT and references.
- Mr. Pierce he believes Mr. Winters can construct a mitigation strategy for this, based "on pure archival research." However, he thinks that would get you to that the information potential is exhausted. He thinks you would be concerned with, for archival purposes, when it was constructed, how long it was it in operation, what was hauled back and forth, some sense of the volume. He thinks if you can get that kind of information, that's all there is to learn.
- Ms. Ramirez-Thomas said Mr. Duran did a very nice background on the Bruns Army Hospital, and that might be a good starting place for references.
 - Mr. Winters asked Mr. Duran if he found any references to the railroad.
- Mr. Duran said Coldwell was the report he read, but Tim Rodgers has good aerial photos of the Chile Line and the Bruns railroad spur from the 1950's. He has those photos and maps. Another gentleman who works with Mr. Rodgers also has information, and he should contact him.
- Mr. Winters said the community really wanted to save the hospital and that didn't happen. He is looking at this as a resource and it seems to him it is important in the history of Santa Fe.
- Mr. Pierce said he doesn't want to discourage his client from putting an easement on this if he wants to. It just seems unrealistic *[inaudible]*. He said Mr. Winters could come up with some suggestions of how to mitigate it.

Jake Ivey

- Mr. Ivey said from an historian's viewpoint, it sounds like Mr. Pierce has covered pretty much the core set of ideas that would be the appropriate mitigation. He has no further comment, other than asking Mr. Pierce if he feels like there should be some consulting between Mr. Winters and his client about specific details.
- Mr. Pierce said he was going to recommend, if Mr. Winters does want to go to the next step and increase the depth of his title research, he should talk with Robert Fine at the Rail Bureau at the NMDOT, which maintains railroad maps of every railroad and every spur, even if abandoned.
- Mr. Ivey said it sounds like Mr. Winters is going to cover it one way or the other, and he has no further comment.
- Mr. Pierce said this kind of mitigation, although it would make a lot of library work for Mr. Winters, it would be very cheap and very efficient for his client, rather than trying to preserve this in the middle of a subdevelopment.
- Mr. Winters asked Ms. Ramirez-Thomas, in the initial interview, if they were amenable to protecting it.
 - Ms. Ramirez-Thomas said no, not at all, not even as part of the open space requirement.
 - Mr. Winters said they didn't convey any of that to him.
- Ms. Ramirez-Thomas said they have development review team meetings and pre-application meetings. And in the pre-application meeting they had this discussion, asking them to incorporate the railroad beds into the design for the development because of the density. And they said no. She said they also have a concern about people traveling through the property because there already are problems with occupants, and there are other concerns.
 - Mr. Winters said they will have the trail running through the property.
- Mr. Pierce said if we assume that Mr. Winters takes the idea of mitigation to his client who agrees, what would be the next step. What would we want for an alternative mitigation a plan for archive research, or we just say go do it. What is Mr. Winters' next step.
- Chair Eck said if the Committee offers an alternative, and the client agrees to it, all he needs to do is something as simple as a one page plan setting it out and offer it as mitigation in exchange for easements and we could rule on that.
- Mr. Pierce said if he follows the Chair's logic, we allow Mr. Winters to come back with an amended report that outlines plans for archive research and then we can rule on that.

Mr. Winters said that is part of the report as mitigation.

Chair Eck said it would be Mr. Winters' plan for mitigation – his suggestion as to how to proceed in favor of the easements.

Mr. Winters said he struggled with this. He didn't get any pushback from his client, and he recorded it as he saw it. He understands the developers' limitations, but he would rather have it established by this Committee and its expectations and what the client wants to do, prior to starting work. He said he is for development, but first and foremost he is an archaeologist.

Mr. Pierce said Mr. Winters can go back to the client with two options – preserve or mitigate, and here's how you would mitigate.

Ms. Ramirez-Thomas said they did talk about mitigation and archival research, and whether or not that might be substantial early on. She said the acreage threshold wasn't met, but the utilities is what kicked it in.

Chair Eck said he would like to see 2-3 cross-section drawings of the embankment at mapped locations, so we have some engineering information. In the event, there is no information Mr. Winters' would constitute the only engineering [inaudible]. He said Mr. Winters can take another walk across the site and make some measurements.

Mr. Winters said he just did the width and length.

Chair Eck said Mr. Winters can define what it looks like in several places along each branch.

[Ms. Wands remarks here are completely inaudible]

Ms. Ramirez-Thomas said another possible mitigation, is to perhaps put a sign on the bike trail discussing that the rail spur used to be there.

Chair Eck said it seems like they anticipated that, because they named the proposed road, or looks like they have named it.

Mr. Ivey asked about signage for the hospital.

Ms. Ramirez-Thomas said they haven't talked about that, but she can ask about that. She said Paul suggested in our report that we write that in the work at the University of Art and Design, that we make the suggestion for signage for the army hospital.

Chair Eck said we could take that opportunity to explain the reason it is called Rail Line Road, and the historic background for that.

Chair Eck

Chair Eck asked the Committee if it would like to postpone this case to the next meeting.

Ms. Ramírez-Thomas asked Mr. Winters how quickly he can come back with the needed revisions.

Mr. Winters said he can do it by next Tuesday.

Mr. Pierce said he would need to do a little bit of reconnaissance to verify that some of the portions actually exist.

Mr. Winters said he probably could get everything by the November meeting.

Ms. Ramirez-Thomas said she needs Mr. Winters' report by September 25, 2017, for the October 4, 2018 meeting.

Mr. Winters said basically, that would be Ms. Wands' proposed corrections, a mitigation plan and the cross section which will be in the mitigation plan.

Chair Eck said he can fit everything where it makes sense to do so.

Ms. Wands said she thinks it makes sense to have a site map survey.

Mr. Winters said that differs from a site map, it is a profile.

MOTION: Derek Pierce moved, seconded by Jake Ivey, to postpone consideration of Case #AR-27-2018 to the next Archaeological Review Committee meeting on October 4, 2018.

VOTE: The motion was approved unanimously on a voice vote.

4. CASE #AR-29-2018. GALISTEO STREET. HISTORIC DOWNTOWN
ARCHAEOLOGICAL REVIEW DISTRICT. ERIC BLINMAN, AGENT FOR THE
CABLECOM LLC, REQUESTS APPROVAL OF AN ARCHAEOLOGICAL MONITORING
PLAN FOR 5,400 LINEAR FEET OF CONDUIT FOR THE COMCAST DOWNTOWN
SANTA FE FIBER PROJECT.

BACKGROUND & SUMMARY:

Comcast Midwest Division proposes to install 5,400 feet of conduit within the Historic Downtown Archaeological Review District. The installation will consist of trenching underneath sidewalks and pavement. The applicant requests approval of the monitoring plan.

STAFF RECOMMENDATION:

Staff recommends approval of the application as it complies with 14-3.13(C)(5) Procedures for the Historic Downtown District.

Chair Eck noted the Staff Report in the packet. He thanked Ms. Ramirez-Thomas and asked if she has anything to add.

Ms. Ramirez-Thomas said for clarification of the caption, it is not only Galisteo Street, it is also multiple locations in the downtown area.

Dr. Blinman said there are typos that they will correct.

Cortney Anne Wands

Ms. Wands thanked him for the beautiful maps and color copies.

Derek Pierce

Mr. Pierce said when he saw the title, the 5,400 ft., he thought it would be boring, but it is open trench, which is easy and straightforward, except for where it is, and said good luck.

Jake Ivey

Mr. Ivey said he has no comment, other than to second the good luck wish. He said, however, sooner or later, one of these things is going to run into something.

Chair Eck

Chair Eck asked, given the large number of street crossings, if it is possible that they would want to bore at some point.

Dr. Blinman said this company told him they see no economic benefit for boring over trenching, and they would like to get started and just do it.

MOTION: Derek Pierce moved, seconded by Jake Ivey, with respect to Case #AR–29-2018, to approve the Archaeological Monitoring Plan for 5,400 linear feet of conduit for the Comcast Downtown Santa Fe Fiber Project, in the Historic Downtown Archaeological Review District, with the correction of typos, as requested by Dr. Eric Blinman, agent for Cablecom, LLC, as it complies with 14-3.13(C)(5) Procedures for the Historic Downtown District.

VOTE: The motion was approved unanimously on a voice vote.

5. CASE #AR-20-2018. LA PAZ SUBDIVISION. RIVER AND TRAILS AND SUBURBAN ARCHAEOLOGICAL REVIEW DISTRICTS, OFFICE OF ARCHAEOLOGICAL STUDIES AND THE CITY OF SANTA FE WATER DIVISION REQUEST APPROVAL OF A REVISED ARCHAEOLOGICAL MONITORING PLAN FOR 4,910 LINEAR FEET OF TRENCHING FOR WATER LINE INSTALLATIONS.

BACKGROUND & SUMMARY:

The City of Santa Fe Water Division presented a standard monitoring plan for approval by the ARC in June of 2018. Staff, per discussions with the contracted archaeologist, is requesting a revision to the methodology. The revision requested is to have daily monitoring at regular stages of the project rather than constant monitoring of the excavation activities as was previously approved. The reason for the request is due to the low density of material being found in this area of the City during trenching activities. The contracted archaeologist will be present to speak more directly about the project and the request.

STAFF RECOMMENDATION:

Staff defers to the Committee for approval or denial of the request.

Recusal: Ms. Wands said, "I'm going to recuse myself because I don't want to see any conflict of interest in connection with my prior work with the subcontractor.

STENOGRAPHER'S NOTE: The recusal was done at the time of the vote, and not at the beginning of discussion on this case, so the recusal will appear here and where the recusal actually was done.

Chair Eck noted there is no Staff Report in the packet. He thanked Ms. Ramirez-Thomas and asked if she has anything to add.

Ms. Ramirez-Thomas said there is no report because it is a standard report.

Dr. Blinman said it is more formal on the agenda than he thought when he raised the issue that they are monitoring in a very very low probability cultural resource area. And yet they are applying intensive monitoring procedures overseeing sub-surface. He asked the Committee's thoughts on creating something more like an inspection rather than monitoring where we know the site is encountered by one of the trenches, probably subsurface. It probably will be detected in stratigraphy rather than in the actual examination of bucket-loads coming from the site. He asked if there is an alternative that would be agreeable to the Committee where every stratigraphic profile gets inspected prior to the backfilling of the trench, without requiring that a monitor be present while the trench was being dug. He was thinking of the time it was taking for geomorphic information coming from the stratigraphic profile that is being documented.

Dr. Blinman continued, saying he said he is getting a little pushback from the field that "I don't necessarily trust these people." However, for the coordination to occur, that inspection would be routine, regular and predictable in the communication between the installation contractor and the archaeologist. He wonders if, in some instances, the Committee would be amenable to them proposing this plan that trench inspection be substituted for actual monitoring of the trench digging.

Ms. Ramirez-Thomas said there are reasons she made this more formal. One is that it is a big procedural change. Secondly, she does want to capture this for further discussions regarding where we want to put our focus on resources in Santa Fe, and that we have the Suburban Districts flanking either side of town, pretty much where there has been annexation, where this new development, those areas have undergone a survey and other things, so there not so much concern. However, the difference between what occurs on the south end of town versus what occurs on the north end of town, is significantly different. So the question is if the strategy also should be different. With regard to the Water Division, its question is if we can have this difference in strategy because we've been diligent and complying with the Ordinance. We also would like to concentrate our resources in areas where it is most important. This is the reason this is a formal discussion, rather than an administrative matter. It doesn't mean you can't condition it to be specific to those projects.

Chair Eck asked what interval is planned.

Dr Blinman said the water line generally is 20 feet.

Mr. Duran said it is 18 ft. 6 in., with 12 inches at La Paz Subdivision.

Dr. Blinman said the field process is that the contractors crew removes the asphalt, and dig as many as can be *[inaudible]* by their supervisors, which has been 1 or 2, rarely 3, and have never accomplished 4 segments of trench in a day, but that's what their bosses want – 4 segments a day. So, a single backhoe crew is unlikely to do more than 4 under the waterline conditions they currently are experiencing.

Chair Eck asked, if they have a good day and do 4 segments, do they want to start sticking pipe immediately in the trench.

Dr. Blinman said, "Absolutely."

Chair Eck asked if he still can see the totality of the exposed excavation if they have done so.

Dr. Blinman said no. He said this is a concern that comes back to him from the field. The realities are that they would implement this only in the sense that we could start a field monitoring day several hours late, but they would have to be out there before lunch.

Mr. Pierce said, "And before any chance of the pipe hitting the bottom of the trench."

Dr. Blinman said, "Basically, I think that would be it. And that's where we understand what the individual crew tactics are, because right now, subsurface has two different crews starting to work on this. Where there are simultaneous crews, there is no way. The monitor will have to be there the whole day. Where there is a single crew, I guess what I'm saying is that we create some sort of language that would allow us to follow an inspection/monitoring hybrid where we felt there was no significant risk of loss of observational information. And, initially, I was hoping for something better than that. But I think the realities are that they are trying to drop the segment in as soon as it is clear, which means we have to get whatever stratigraphic observation recording and cleaning done before that happens."

Mr. Pierce said on a hypothetical 4 joint day, you couldn't possibly delay the starting of the day [inaudible].

Dr. Blinman said probably not. It may be as simple as that in reality.

Chair Eck said on a typical 1-joint day, you could go out at lunch.

Mr. Duran said he worked on the Camino del Gusto project and they were running 4 teams, and he was working in 3-4 trenches every day, running up and down. The problem he was having with "these guys," is they wanted to immediately backfill after one [inaudible]. He said he would tell them he needed 1-2 minutes to go from one place to another. Then the superintendent/foreman/crews were starting to "get me back," because he was holding them up. Not withstanding the fact that they hit the gas line, the water line and the sewer line in one backhoe strike. He said the goal at La Paz, or the upcoming project is to run multiple crews.

Mr. Duran continued, saying in some of these areas, in Gusto, he found no archaeological artifacts. He found two items. He was out there 4 months, observed as best he could every trench and every excavation, no matter how much *[inaudible]* for them, doing his job as best he could. He said they got some really good geological information data for that area. He said there had been no subsurface archaeological investigations in that area, so he thinks that's where we weigh out. In areas, where there hasn't been many investigations, we may need to pay more attention, and in other areas where there has been a very low volume, low archaeological site, maybe we can work on a single area. He said there just wasn't anything there. So maybe in the La Paz area, we can strategize a way where we can get all the data potential for the subsurface and the geological formation because we don't have that, but we may not need as much manpower.

Cortney Anne Wands

Ms. Wands said she dealt with "those guys," and they were not fun, and they didn't want her there, and they did not want you in the trenches documenting anything, even when I found something and I needed a one-meter profile and I needed to get there in time to see that. She knows these guys aren't going to stop if they find or hit something. They will try to cover it, and do whatever they can. Her concern is more with the contractor with which he is dealing. She monitored for the DOT downtown, and was running around, but they were all very willing to leave things open so she could document things. And this

facility is not willing to do any of that. They will do everything possible to ensure you are not doing what you need to do, which is her experience with them.

Dr. Blinman asked Karen Wening about her experience with Subsurface on Gomez.

Ms. Wening said it was good. There was a time when they were dropping the pipes before she could get in the trench, but once they got into a better *[inaudible]* they waited. She said it worked okay, but she was working very smoothly with them right now, and they understand she can start working while they are digging.

Dr. Blinman said part of his thinking, on the conservative side is that they don't want to miss anything, for anything to get past. He wants to find something where the field person can call the shots, so if the crew is working well, and there is communication, we can invoke something. If there are any mistakes in the communication, then you come down. The biggest problem is that the Water Division is paying the cost of all this, and it is in the Division's best interest if we can find a way to train the crews and make the total cost a little less, while not losing anything.

Ms. Ramirez-Thomas said, perhaps the La Paz Subdivision that has a low probability of subsurface cultural material is a good opportunity to test this relationship, and see if it can be built, and with the expressed communication to the Water Division that this is the concern – how well the contractor can communicate with the archaeologist to make sure that things are being done as they need to be done.

Derek Pierce

Mr. Pierce said the reality is that monitoring just doesn't protect the resources, it protects the contractor and the City from violating its own Code, or more seriously NACRA [Native American Creative Repatriation Act]. NACRA has a condition that if human remains are discovered that all work has to stop. NACRA puts the onus on the backhoe operator to stop when he sees remains, although he has never seen it happen. It is unrealistic to expect a backhoe operator to know the difference between human remains and other remains.

Mr. Pierce continued, saying his point is that you only have to be wrong once and blade through some human remains and suddenly we are all in trouble. Secondly, while he has a great deal of respect for the professional judgment of Dr. Blinman and staff, he is worried about the slippery slope here. He is worried that if we approve this case, then all of a sudden every monitor is coming here saying, well this much of it is low probability so we shouldn't have to monitor it. That puts this Committee in the position of having to argue *ad nauseam* about what is and isn't low probability. He said, "For both of those reasons, I am going to be voting no."

Mr. Duran said that is very true with this contractor. You give them one inch and they'll step on your back, and he understands that.

Ms. Wening said even working with the same contractor, they have multiple crews working, so the crews don't necessarily operate exactly the same way. So one will get wrapped-up in putting in a hydrant or something more complex, and they'll just forget. She said, "But there is a real wild card in there with stuff like that."

Jake Ivey

Mr. Ivey said he agrees with Mr. Pierce and will vote against the whole thing.

Chair Eck said he is opining against, because we haven't had a vote yet.

Chair Eck

Chair Eck said someone needs to pose a motion eventually.

Chair Eck asked, as a general idea, if you had a cooperative contractor and a fairly consistent rate of progress so you could schedule things in a way that makes sense, what safeguards would you recommend you put in place if they screw up.

Dr. Blinman said the question is, if the contractor or the archaeologist screws up, the contractor screw-up would be in backfilling a trench before it was examined. The only thing you could do with that, would be to open up again.

Chair Eck said if the contractor were willing to agree to that condition, opening it again in the event of a screw-up, he might feel a little more comfortable.

Dr. Blinman said he wouldn't suggest this in any other setting of what we've seen so far, because there is not a complete sample at all, because you start at one end of the subdivision and work all the way through, and we have no idea what is going to happen in the other end of the subdivision. However, in this early part, we really are working in a completely sterile field.

Dr. Blinman continued, saying in many respects they are doing geological documentation, and not even doing geomorphic documentation. He said, "I am perfectly comfortable not changing a thing. But maybe what we should do is report back to you, modeling this, to see if we think it might have worked in hindsight when this project is done. But I think you're right, that basically the order is no pipe can be laid in a trench segment until it has been examined. That has to be the deal with the subcontractor. And, maybe the Water Division could write that into whatever contract it is, and the penalty is, you've got to dig it back out for the archaeologist to do it."

Unidentified said, and it might or might not be there.

- Dr. Blinman said, "In some ways, it's a circus event efficiency in pipe-laying where they haven't ever prematurely laid a stick of pipe. Am I correct there in that I don't think they have exceeded expectations of their bosses."
 - Mr. Duran said he thinks they have met their bosses' expectations.
 - Dr. Blinman said he has never seen them do that.
- Mr. Pierce said when Dr. Blinman said this is an area of low probability, he assumed he meant because the setting was not conducive to intensive [inaudible] of archaeology. But maybe you're saying it is low probability because there is no potential for subsurface.
- Dr. Blinman said, "It is basically both. Where reality is expressed is that this is a subdivision. There may have been surface opportunities for archaic, so I'm assuming it's CNMA or archaic archaeology is all that is in this much of a surface. And, from Pueblo, and all the way down is archaic. This is a subdivision that has already been graded, all the roads have been put in, all of the housing types have been done. Some of the pipe has been put in the complete fill where they have created roads out of leveling housing [inaudible]. There is always a chance, and again that's partly why I wouldn't ask for a blanket process. Instead, I would ask for a permission for a procedure, from segment to segment to segment, where, in the view of the field archaeologist, the risk of anything going wrong is extremely low."
- Mr. Pierce said the argument that "we're not going to look because we haven't found anything yet," doesn't hold much water with him. However, the argument that we're not going to look because any potential for subsurface has long eroded away, and this is geologic soil, is no different to him than if they were trenching through bedrock, you're not going to [inaudible] for that. He said, "So I think it does make sense within a standard monitoring plan for the field archaeologist to be able to say, 'You know what, this section that you're in today has zero potential, it's all washed away, it's bedrock or close to, I'm going to go home for the day, because I know you're not get to get to this next section where there is subsurface potential.' So that I think is a reasonable argument, but it is very different from just saying that we've been monitoring 1,000 feet and haven't found anything yet, so it stops."
- Dr. Blinman suggested a condition of approval for the La Paz Subdivision water line monitoring project that the option for inspection of trench segments prior to installation of pipe be allowed where the archaeologist believes that the trench is going though geologic deposits pre-dating human presence. He said we would do this on an experimental basis to see if it works, and asked, if it works, if that is something with which the Water Division and Historic Preservation would be comfortable.
 - Ms. Wands said she is comfortable with that.
- Dr. Blinman said, "Basically, the judgment can be made on a 20 ft. x 20 ft. basis, and as soon as we are out of geologic deposits, it is back to 100% monitoring per normal."
- Mr. Ivey said then Dr. Blinman is offering this set of terminology in place of the recommended having a daily monitoring at regular stations.

- Dr. Blinman said yes, just for this one case.
- Mr. Ivey said it is establishing a precedent that we can use in other cases.
- Mr. Pierce said, "Yes, the slippery slope argument that I talked about earlier. I'm not as concerned that the next person is going to come and argue the same thing, that this is washed out slope and there is zero chance for cultural [inaudible]."
 - Dr. Blinman said, "And we're still going to document every 20 foot segment."
 - Mr. Ivey said, "And justify why. Good. That works for me."

Recusal: Ms. Wands said, "I'm going to recuse myself because I don't want to see any conflict of interest in connection with my prior work with the subcontractor."

MOTION: Derek Pierce moved, seconded by Jake Ivey, with respect to Case #AR-20-2018, to approve the revised Archaeological Monitoring Plan, a modified request for modification in the monitoring methodology for 4,910 linear feet of trenching for water line installation, in the Suburban Archaeological Review District, as requested by the Office of Archaeological Studies and the City of Santa Fe Water Division, with a condition of approval for the La Paz Subdivision water line monitoring project that the option for inspection of the trench segments prior to installation of pipe be allowed where the archaeologist believes that the trench is going though geologic deposits pre-dating human presence.

VOTE: The motion was approved on a voice vote, with Chair Eck, Derek Pierce and Jake Ivey voting in favor of the motion, no one voting against, and Cortney Wands recused.

6. CASE #AR-23-2018. AGUA FRIA AREA. SUBURBAN ARCHAEOLOGICAL REVIEW DISTRICT. MARRON AND ASSOCIATES, AGENT FOR SANTA FE ENGINEERING CONSULTANTS, OWNER, REQUESTS APPROVAL OF AN ARCHAEOLOGICAL MONITORING PLAN FOR .36 MILES FOR THE VISTA AURORA SEWER LINE.

BACKGROUND & SUMMARY:

Request for approval of an archaeological plan for the installation of 0.36 miles of sewer line that will take place on both City of Santa Fe property and Santa Fe County property. The line will be trenched and the applicant proposes to monitor the trenching activities on City of Santa Fe property. The applicant is returning with a revised monitoring plan per the request of the ARC.

STAFF RECOMMENDATION:

Staff recommends approval of the application as it complies with 14-3.13(C)(5) Procedures for River and Trails Area and Suburban Districts.

Chair Eck noted the Staff Report in the packet. He thanked Ms. Ramirez-Thomas and asked if she has anything to add.

Ms. Ramirez-Thomas said she has nothing to add.

Ms. Toni R. Goar, Archaeologist, said she has nothing to add.

Cortney Anne Wands

Ms. Wands said she has no comment.

Derek Pierce

Mr. Pierce thanked Ms. Goar for the revisions, and for bringing the report back to us. He said, on page 3, at the beginning of the Cultural Overview, the first sentence says, "As all of the resources documented are associated with the nineteenth and twentieth centuries..." He thinks this is a holdover from the previous report, because she immediately talks about Paleoindian, and that sentence needs to be stricken.

Ms. Goar said that is correct and she will make that correction.

Mr. Pierce said in the Profile on page 12, under Trenches, the first sentence says, "Marron will profile 5 m of trench on each side for a total of 10 m...." He said the length of the entire project is about 580 meters, and asked what length she is proposing to profile.

Ms. Gore said she can change it to anything the Committee wants.

Mr. Pierce said there is a minimum standard in the regulations, which he doesn't recall from memory, but it requires that a certain percentage be mapped. He said he suspects that 10 meters out of 580 meters is well below that threshold.

Ms. Wands said she thinks that it is one meter of profile for every 20 meters.

Mr. Pierce said the best thing for Ms. Goar to do is to locate that clause in the Code and comply with that, reiterating that he recalls that it requires more. He said other than this, the report is good and he has no further comment.

Jake Ivey

Mr. Ivey said the phraseology needs as to be a little more constructive than that, because it says, "... In addition each side will be photographed for the entire length..." He said it doesn't quite make it clear where or when you will do profiling, or are you saying the entire length of all of the trenches will be photographed.

Ms. Goar said all will be photographed.

Mr. Ivey said she should indicate that in the Report.

Chair Eck

Chair Eck said Ms. Goar should make the change so that we will know the minimum which actually is specified in the relevant regulatory or statutory language to fix the trench profile. He is happy to see that she intends to fully photograph both sides of the whole thing.

MOTION: Derek Pierce moved, seconded by Jake Ivey, with respect to Case #AR-23-2018, to approve the Archaeological Monitoring Plan for .36 miles for the Vista Aurora Sewer Line, in the Suburban Archaeological Review District, with the stipulated corrections to the profile intervals, as requested by Toni Goar, Archaeologist, for Marron and Associates, Agent for Santa Fe Engineering Consultants, owner, as it complies with 14-3.13(C)(5) Procedures for the Suburban Archaeological Review District.

VOTE: The motion was approved unanimously on a voice vote.

7. CASE #AR-28-2018. SILER ROAD. RIVER AND TRAILS AND SUBURBAN ARCHAEOLOGICAL REVIEW DISTRICTS. PAUL DURAN, AGENT FOR THE CITY OF SANTA FE WATER DIVISION, REQUESTS APPROVAL OF AN ARCHAEOLOGICAL MONITORING PLAN FOR 3,400 LINEAR FEET OF WATER LINE INSTALLATION.

BACKGROUND & SUMMARY:

The City of Santa Fe Water Division proposes to install 3,400 linear feet of water line to replace existing 4" cast iron pipe with 12" poly-wrapped ductile iron water line. The installation will include service mains to properties on the Siler Road street frontage and the installation of fire hydrants. The applicant requests approval of the monitoring plan.

STAFF RECOMMENDATION:

Staff recommends approval of the application as it complies with 14-3.13(C)(5) Procedures for River and Trails and Suburban Districts.

Chair Eck noted the Staff Report in the packet. He thanked Ms. Ramirez-Thomas and asked if she has anything to add.

Ms. Ramirez-Thomas said she has nothing to add.

Mr. Duran said this is a critical project for the Water Division, because the Streets Division will be paving Siler by November, so they need to get these water lines before it is paved, otherwise they get hit with a crucial fine, and they just can't afford that. This is the plan for that project.

Cortney Anne Wands

Ms. Wands said she had no comment other than to thank him for the color photos and maps.

Derek Pierce

Mr. Pierce said he had no comment.

Jake Ivey

Mr. Ivey asked what is a 12 inch poly-wrapped ductile iron water line.

Mr. Duran explained that it is a ductile iron pipe that is poly-wrapped with anti-corrosion material, noting they blanket every pipe that they don't cover.

Chair Eck

Chair Eck said he had no comment.

MOTION: Jake Ivey moved, seconded by Derek Pierce, with respect to Case #AR-28-2018, to approve the Archaeological Monitoring Plan for 3,400 linear feet of water line installation, at Siler Road, in the River and Trails and Suburban Archaeological Review Districts, as requested by Paul Duran, Agent for the City of Santa Fe, as it complies with 14-3.13(C)(5) Procedures for River and Trails and Suburban Districts.

VOTE: The motion was approved unanimously on a voice vote.

G. DISCUSSION ITEMS

Ms. Ramirez-Thomas said given the lag in being able to supply the reports to SHPO, we are going to ask all the applicants to prepare their own memo and send them directly to SHPO. She said once the ARC review is done, and the subsequent corrections, they will go to SHPO for review. She said she will communicate with Andrew after every meeting, on all of the cases we went through, whether or not they need SHPO review, or if they just go to ARMS, and if they were approved, denied or approved conditionally. She said when the reports Andrew reviews are approved, he then will include her on his approval email so she can have a copy of the approval. She feels this will work better for everyone.

H. MATTERS FROM THE COMMITTEE

Derek Pierce said he will not be attending the October 4, 2018 meeting.

I. ADMINISTRATIVE MATTERS AND COMMUNICATIONS

Ms. Ramirez-Thomas asked the members of the Committee if they know of any qualified people in the development community – contractor, developer, Realtor, a surveyor, an architect and so forth – living in the City who are interested in serving on the Archaeological Review Committee, to ask them to contact her. She noted that Ms. Monahan was a member of the development community on the Committee. She said she has reached out to one person, but didn't receive a response, and will follow-up with that person.

Mr. Pierce said they need to do some work in Santa Fe, but not so much that their work consistently would create a conflict in hearing cases.

J. ADJOURNMENT

There was no further business to come before the Committee.

MOTION: Jake Ivey moved, seconded by Derek Pierce, to adjourn the meeting.

VOTE: The motion was approved unanimously on a voice vote, and the Committee was adjourned at approximately 6:30 p.m.

David Eck, Chair

Melessia Helberg, Stenographer,

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