



# Agenda

## ARCHAEOLOGICAL REVIEW COMMITTEE HEARING

THURSDAY, May 2, 2019, at 4:30 PM

CITY HALL 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: April 4, 2019

### E. MATTERS FROM THE FLOOR

### F. ACTION ITEMS

1. Case #AR-15-2019. Christina Chavez requests to be included on the City of Santa Fe list of approved Archaeologists for all Archaeological Review Districts. (Donna Wynant, Planner Senior, DJWynant@santafenm.gov, 955-6325)
2. Case #AR-21-2019. Jimenez and Candelario Streets. Historic Downtown Archaeological Review District. Paul Duran, agent for the City of Santa Fe, owner, requests approval of a Monitoring Plan for 375 linear feet of trenching for a proposed water lines. (Donna Wynant)
3. Case #AR-22-2019. South of NM 599 in Section 36, T17N, R8E. River and Trails Archaeological Review District. Ron Winters, agent for the New Mexico State Trust Lands, owner, requests approval of an Archaeological Inventory of 2.57 acres for a proposed row easement. (Donna Wynant)
4. Case #AR-23-2019. 5651 Rufina Street. River and Trails Archaeological Review District. Ron Winters, agent for Patral Investments LLC, owner, requests approval of an Archaeological Inventory of 3.348 acres for a proposed development. (Donna Wynant)
5. Case #AR-24-2019. 2861 Agua Fria Street. River and Trails Archaeological Review District. Ron Winters, agent for Dominic Vigil, owner, requests approval of an Archaeological Inventory of 0.841 acres for proposed improvements. (Donna Wynant)
6. Case #AR-25-2019. 500 Montezuma Avenue. Historic Downtown Archaeological Review District. Office of Archaeological Studies, agent for the City of Santa Fe, owner, requests approval of a Monitoring Plan for 150 linear feet of trenching for a proposed Comcast conduit. (Donna Wynant)
7. Case #AR-26-2019. 103 Catron Street. Historic Downtown Archaeological Review District. Office of Archaeological Studies, agent for the City of Santa Fe, owner, requests approval of a Monitoring Report for 125 linear feet of trenching for a proposed Comcast conduit. (Donna Wynant)

### G. DISCUSSION ITEMS

### H. MATTERS FROM THE COMMITTEE

### I. ADMINISTRATIVE MATTERS AND COMMUNICATIONS

2019 Santa Fe Heritage Preservation Awards Selection

### 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: April 24, 2019  
TIME: 2:21 PM

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ARCHAEOLOGICAL REVIEW COMMITTEE  
May 2, 2019

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**MINUTES OF THE  
CITY OF SANTA FE  
ARCHAEOLOGICAL REVIEW COMMITTEE HEARING  
City Hall Land Use Conference Room  
May 2, 2019**

**A. CALL TO ORDER**

The Archaeological Review Committee Hearing was called to order by David Eck, Chair, at approximately 4:30 p.m., on May 2, 2019, in the City Hall Land Use Conference Room, City Hall, Santa Fe, New Mexico.

**B. ROLL CALL**

**Members Present**

David Eck, Chair  
James Edward Ivey  
Derek Pierce

**Members Excused**

Cortney Anne Wands

**Members Resigned**

Tess Monahan, Vice-Chair [Resigned]

**Others Present**

Donna Wynant, Land Use Senior Planner, Current Planning Division, Land Use Department  
Lisa Roach, Director, Historic Preservation 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 corrections were made to the Agenda: Remove the "agent" designation for Paul Duran in Case #2, and Case #3 should list the individual as whoever is hired by the New Mexico State Trust Land, which in this case is Ron Winters, Agent for Storm River, LLC

**MOTION:** Jake Ivey moved, seconded by Derek Pierce, to approve the Agenda, with the changes as suggested.

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

Ms. Wynant noted that Case #1 has been withdrawn from the agenda at the request of the applicant.

**MOTION:** Jake Ivey moved, seconded by Derek Pierce, moved to rescind the previous approval of the Agenda, to withdraw Case #1 from the agenda, and to approve the agenda as further amended.

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

Chair Eck said he did not receive the packet in a timely way, he did not read one case in the way it deserves, and can't rule in a good faith manner on any of the items before him, and said, "I'm doing this simply because I think we ought to try to get the work done, but we have to have the packet on Friday when it is promised. Period. That's why I'm not very happy."

### D. APPROVAL OF MINUTES: APRIL 4, 2019

The following correction was made:

Page 13, paragraph 1, line 2, under Eck, correct as follows: "...County ~~Case~~ Courthouse..."

**MOTION:** Derek Pierce moved, seconded by Jake Ivey, to approve the minutes of April 4, 2019, as amended.

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

### E. MATTERS FROM THE FLOOR

Lisa Roach said she is the newly appointed Director of the Historic Preservation Division, and will be taking over the Committee liaison responsibility beginning in June 2019.

*Ms. Roach departed the meeting*

## F. ACTION ITEMS

1. **CASE #AR-15-2019.** CHRISTINA CHAVEZ REQUESTS TO BE INCLUDED ON THE CITY OF SANTA FE LIST OF APPROVED ARCHAEOLOGISTS FOR ALL ARCHAEOLOGICAL REVIEW DISTRICTS. (DONNA WYNANT)(DONNA WYNANT, PLANNER SENIOR, [DJWynant@santafenm.gov](mailto:DJWynant@santafenm.gov), 955-6325)

### **BACKGROUND & SUMMARY:**

Christina Chavez requests to be listed on the City of Santa Fe List of Approved Archaeologists for all Districts. Her request includes her Curriculum Vitae and Chart of Experience as required, and a writing sample.

### **STAFF RECOMMENDATION:**

Staff defers to the Archaeological Review Committee for consideration of the application.

*This case was withdrawn from the Agenda at the request of the applicant.*

2. **CASE #AR-21-2019.** JIMENEZ AND CANDELARIO STREETS. HISTORIC DOWNTOWN ARCHAEOLOGICAL REVIEW DISTRICT. PAUL DURAN, ~~AGENT FOR~~ THE CITY OF SANTA FE, OWNER, REQUESTS APPROVAL OF A MONITORING PLAN FOR 375 LINEAR FEET OF TRENCHING FOR PROPOSED WATER LINES. (DONNA WYNANT)

A copy of the maps of the appendices, submitted for the record by Paul Duran, are incorporated collectively herewith to these minutes as Exhibit "1."

### **BACKGROUND & SUMMARY:**

The applicant requests approval of a Monitoring Plan for 375 linear feet of trenching for proposed water lines.

### **STAFF RECOMMENDATION:**

Staff recommends approval of the Plan as it complies with 14-3.13(C)(4)(a) Reconnaissance for Historic Downtown Utility Mains.

Chair Eck noted the Staff Report in the packet. He thanked Ms. Wynant and Mr. Duran, and asked if they have anything to add.

Ms. Wynant had nothing to add.

Mr. Duran provided the maps of the appendices [Exhibit "1"], noting "Andrew" wanted a project area designation, not just the maps, so these are the project areas. He said in the plan on packet page 6, "Andrew" notified him that in the abstract of introduction on page 1, the Permit No. is NM-19-304-N.

**Derek Pierce**

Mr. Pierce noted a minor typo on report page 13, paragraph 3, line 5, correct as follows: "...~~1030s~~  
1930s..."

**Jake Ivey**

Mr. Ivey said he had no comment.

**Chair Eck**

Chair Eck said his only comment is, "While I appreciate the ambition of speaking of previous work within 1,000 meters of the project area, you are aware that you do not have to go to 1,000 meters. 500 is the specified minimum under the State regulation. The only time you have to go to 1,000 meters is if there is nothing within 500 meters."

**MOTION:** Jake Ivey moved, seconded by Derek Pierce, with respect to Case #AR-21-2019, to approve the Monitoring Plan for 375 linear feet of trenching for proposed water lines at Jimenez and Candelario Streets, in the Historic Downtown Archaeological Review District, with the recommended correction, as requested by Paul Duran, for the City of Santa Fe, as it complies with 14-3.13(C)(4)(a) Reconnaissance for Historic Downtown Utility Mains, and to forward a copy of the report and notice of this approval to the New Mexico Historic Preservation Division as per NMAC 4.10.17.

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

3. **CASE #AR-22-2019. SOUTH OF NM 599 IN SECTION 36, T17N, R8E. RIVER AND TRAILS ARCHAEOLOGICAL REVIEW DISTRICT. RON WINTERS, AGENT FOR THE NEW MEXICO STATE TRUST LANDS, OWNER, REQUESTS APPROVAL OF AN ARCHAEOLOGICAL INVENTORY OF 2.57 ACRES FOR A PROPOSED ROW EASEMENT (DONNA WYNANT)**

**BACKGROUND & SUMMARY:**

The applicant requests approval of an Archaeological Inventory of 2.57 acres for a proposed row easement. During the course of the field investigation, two isolated occurrences and a previously recorded historic fence (HCPI 46303) were identified. The property was not found to hold potential for contributing additional information on the prehistory or history of Santa Fe.

**STAFF RECOMMENDATION RECOMMENDATION:**

Staff recommends approval of the archaeological clearance for the proposed project as it complies with 14-3.13(B)(2)(a) River and Trails Archaeological Review District.

Chair Eck noted the Staff Report in the packet. He thanked Ms. Wynant and asked if she has anything to add. He noted that in the Staff Report, the applicant needs to be changed to the Storm River LLC and not the New Mexico State Trust Lands. He noted that in the Staff Report it should be "Staff Recommendation" and not "Staff Recommendation," noting the same misspelling occurs on all the ensuing staff reports."

Ms. Wynant had nothing to add.

Chair Eck noted Ron Winters, Agent for Storm River, LLC, is in attendance, and asked him if he has additional remarks.

Mr. Winters thanked David Eck and the State Land Commissioner for doing the best they can to protect Chaco Canyon. He apologized for any mistakes he made, noting all 3 of his cases were a rather quick turnaround, and between those they were with the FAA.

Mr. Winters said the Chair spoke with the client, and there was discussion that the City was leasing the site from the State, and he will amend that in the Report.

Mr. Winters said he appreciates the Firehouse survey. He said at the beginning of the fence there is a modern gate and the aluminum poles that were discussed earlier, but it is an historic fence and he tried to acknowledge it in the *[inaudible]* he did, by calling it a check dam site on the north side.

Chair Eck said, "State Guidelines are the State Guidelines, the State Regulations are the State Regulations, and if I understand it, they want things like fences documented on HCPI forms."



Mr. Pierce said, "Point of clarity. That's about to change. Probably at the June meeting SHPO will give guidance that the HCPI form should be used for buildings only. Everything else is to go on the LA form.... roads, trails, census, everything else will be on the LA form from that day forward." He said the meter form is particularly good at capturing those sorts of resources, but the LA form is a little better.

### **Derek Pierce**

Mr. Pierce would like clarity of the undertaking when Mr. Winters talks about a proposed easement. He asked the purpose of the survey.

Mr. Winters said this is the one he got prior to the FAA and Stephen Post said, "Oh no, I'm writing the paper... called Ron. And they wanted to turn around the survey and the report in a week. And I got that there was some kind of drainage. Is that it David, a drainage feature."

Chair Eck said, "Let me try to synopsise what the applicant said to me, is that they are in need of changing the contours of the adjacent property to theirs in such a manner as to reduce the problems caused by drainage, hoping to avoid excessive erosion. What they are going to do is to cut through the bank on which the fence stands. The fence is going to go away forever. They are going to bevel it back to a theoretical angle of stable repose and in theory that is going to prevent run-off from the State Trust parcel entering their proposed subdivision in a manner that is not going to cause problems. It took a while to arrive at that understanding from the applicant, but that is the gist of it. So what they should have been able to tell you is how wide they need to do this and then you could have based your survey appropriately. I see that they gave you a map that has some squiggly lines by it, with undefined dimensions. And you mentioned that they had flagged some things out there. So, theoretically, you know where they are doing whatever it is they're doing, and you've covered what needs to be covered."

Mr. Winters said yes, and thanked him for the explanation. He said their area of impact would be 50 feet from the fence, but there was a buffer, so he surveyed a 100 foot corridor for the entire length of their project area.

Mr. Pierce thanked Mr. Winters. He said, "Ultimately, for the Committee purposes, I guess it doesn't really matter what the undertaking is...."

Mr. Winters said that is correct, but he knew the Chair had more information than he did.

Chair Eck said, "In this case, since it's really not the City's purview, I don't think we're clearing anything, because it is a State Land Office property matter, and the actual consultation is going to need to have to happen between the State Land Office and SHPO, but it would be nice to hear from the City in some way about what they think about the matter. The reason we're here is because the proponents are actually unclear as to whether there was any City involvement in what he was proposing to do, i.e. is his approval contingent upon appropriate grade and drainage control before he can do his subdivision. In which case, the City has an iron in the fire and they would be involved in consultation. But that's undefined at this point and what little he shared with you about what they're doing didn't shed any light on it. I'm still not sure, so by fiat I'm just going to say it's not the City's baby, it's the Land Office's."

Mr. Pierce asked if we are at that point now..... and the Chair said no. Mr. Pierce said then we'll worry about that when the time comes.

**Jake Ivey**

Mr. Ivey said he had no comment.

**Chair Eck**

Chair Eck said, "For lack of a clear bit of City involvement, my gut feeling is that this is not a matter that the City expects the ARC to approve *per se*. This is very much in the realm of things that are submitted to us for informational purposes, courtesy review, and we say whatever it is we say and the matter goes to the New Mexico HPD for consideration. They will be assured that the City ARC has considered it and feels okay about it. But I don't that we can take an action on this, because as far as I know, it has no bearing whatsoever on any City permit, rule, ordinance or *[inaudible]*."

Mr. Winters asked if it isn't, however in the River and Trails Archaeological Review Districts.

Chair Eck said, "State Trust Land is not actually considered to be part of the City's jurisdiction. A little like tribal sovereignty. It's one of those things that we can't address, we can't fix. We just need to figure out what we're going to do here, and go on. So I think any motion we make might be cast in terms of whether or not we think that there has been an adequate job of documentation, etc., and recommend that the HPD accept it..... just as when we review actions by the City on City property, we say, yes, the report is good, but it's not up to us. It's up to HPD and the City to settle whatever it is that needs to be settled about the document offered."

Chair Eck continued, saying, "I just wanted to say that everywhere in here where it talks about entities that aren't the State Land Office, you need to figure out how to incorporate mention of the State Land Office. For instance, page 3, your little 'i,' paragraph 4, line 3, the last paragraph says, '*...Should, however, any prehistoric, or historic sites be encountered during the course of development of the property, all work should cease in vicinity of the find and reported immediately to the... New Mexico State Land Office and not the City of Santa Fe Historic Preservation Division.*' So that's going to be a little bit of a pain for you everywhere."

Mr. Winters said then any reference to the City of Santa Fe should read to the New Mexico State Land Office.

Chair Eck said, "I'm thinking you could pretty much take City HPD out of it and just talk State Land Office."

Mr. Winters said he will do so.

Chair Eck said, "And then, because it is near and dear to my heart, and I was already into it, I looked at it in some detail... packet page 10, Project Area and Environment, paragraph 3, where you're speaking of soils, the reference to NRCS 2015 does not appear in your references cited. And the most economical thing for you to do is to look at the NRCS web page, the soil survey web page, and you can cite the web page for the most current information. Then the next paragraph, this looks like a scanning character recognition problem, because I can't image that you actually called the tree a Pifion. The tilde came across as a "fi" in front of the "n", so it is Piñon in both cases."

Chair Eck continued, "On page packet page 25, the Archival Research, there is information available at the State Land Office, via our public roads. All of the records that exist regards leasing, land use, whatever, are there for your perusal. It might be interesting. Sometimes it's not. Packet page 39, Summary and Recommendations, again mentions everybody except the State Land Office. Because the dimensions of this thing weren't well defined, I ended up flagging packet page 55, which is page 2 of the NMCRIS Investigation Abstract Form (NIAF), where it is possible to define the dimensions of what you looked at, in a length by width manner. Somewhere on the NIAF form it would be nice if it was defined as 100 feet wide by however long it was, whatever figure it needs to be to come up with 2.57 acres."

Mr. Winters said he thinks that is 1,250 feet.

Chair Eck said, "And then the map that shows what you looked at, abuts to historic fence lines, not one. One is mentioned, and one isn't, so it seems it probably ought to have mention of the other one."

Mr. Winters said there was a question as to whether it actually touches that, because it curves down, that's in the buffer. It is not in the easement, and he wondered about that himself.

Chair Eck said, "I'm not worried about it, and given what Mr. Pierce has said is going to happen, it is water under the bridge at this point. But think about that in the future. Even if it is close, include it. And just for your information, the fence is described as being constructed prior to 1955 and replaced in 1975, using some of the original material. That's available in the Land Office records. It is an actual improvement on an agricultural lease. Something that doesn't exist anymore."

Chair Eck continued, "And then for clarity, yes the City is leasing it, but the City has no preemptive control over it. The Land Office can issue other easements, rights-of-way, leases, whatever, at the Commissioner's discretion, and that's what's happening in this case. We're owning a right-of-way on top of a business lease."

Chair Eck continued, "So, modify a few things and then when you've got it, it needs to come to the Land Office for consideration and consultation of HPD. And I need two complete copies of everything."

**MOTION:** Derek Pierce moved, seconded by Jake Ivey, with respect to Case #AR-22-2019, that the Archaeological Review Committee decline to consider the case on the grounds that it is the consensus as a Committee that we have no jurisdiction, and we thank the applicant for what is potentially a courtesy copy.

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

**4. CASE #AR-23-2019. 5651 RUFINA STREET. RIVER AND TRAILS  
ARCHAEOLOGICAL REVIEW DISTRICT. RON WINTERS, AGENT FOR PATRAL  
INVESTMENTS LLC, OWNER, REQUESTS APPROVAL OF AN ARCHAEOLOGICAL  
INVENTORY OF 3.348 ACRES FOR A PROPOSED DEVELOPMENT. (DONNA  
WYNANT)**

**BACKGROUND & SUMMARY:**

The applicant conducted a cultural resources survey for the proposed improvements to the property. Two isolated occurrences and an isolated segment of a previously recorded and abandoned acequia were identified. The continuation of the acequia to the east, originally recorded by Post (200a) has been destroyed by the construction of a residential subdivision. The property was not found to hold potential for contributing additional information on the prehistory or history of Santa Fe.

**STAFF RECOMMENDATION RECOMMENDATION:**

Staff recommends approval of the archaeological clearance for the proposed project as it complies with 14-3.13(B)(2)(a) River and Trails Archaeological Review District.

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

Ms. Wynant had nothing to add.

Mr. Winters said in reference to the short acequia segment on the property, he talks about the fact that it was reported to the *[inaudible]* Project parcel by Stephen Post and the conclusion was it was not eligible or did not recommend nomination to the National Register. He said what came out of that was the Committee at that time, wanted archival research, noting he included the archival research done by Cordelia Snow on this. On this project parcel, it wasn't connected to the eastern segment which no longer exists, nor did it connect anywhere to the west. It has been destroyed on both the east and west sides of the parcel. It was just this isolated, abandoned segment in that particular acequia.

Chair Eck asked, for clarity, if there is a street abutting the northeastern edge of this project area.

Mr. Winters said no.

Chair Eck said he is curious as to how anybody is getting in there, because it is only 91 feet wide and the parcels are ½ acre each. He said if you put a road in, you have a "postage stamp" left over.

Mr. Winters thinks they may access off Rufina, noting the parcels are "long and skinny."

### **Derek Pierce**

Mr. Pierce, referring to packet page 63, said in paragraph 3, line 3, Mr. Winters discusses recovering surface and subsurface data in order to vacate the easement. He said he found no mention of the easement anywhere else in the report, and asked what easement he is talking about, and if we are vacating that said easement.

Mr. Winters said he has no idea where that sentence came from and makes no sense at all.

Mr. Pierce asked if there is an easement on the acequia that carried over.

Mr. Winters said no, noting on this portion it wasn't recorded. He said that language is from the original reporting of it.

Mr. Pierce, referring to packet page 67 on the Site Record, under recommendations, said Mr. Winters lists the site as eligible based on prior recommendation. He asked if the intent is to make Mr. Winters' part eligible.

Mr. Winters said no, and that was based on what was recorded on the eastern parcel. It was recommended and eligible and then they destroyed it and said all we had to do was archival research. Mr. Winters said, "My recommendation is that it isn't eligible."

Mr. Pierce said Mr. Winters needs to make that clarification in the report, because it goes to the information potential of the site, whether or not it was exhausted through Stephen Post's archival research. He said, "My own opinion is it probably was, but that's something you need to determine before we can approve this case."

### **Jake Ivey**

Mr. Ivey had no comment.

### **Chair Eck**

Chair Eck said there is a correction on packet page 39, Summary and Recommendations, paragraph 3, line 3, as follows: "...~~There~~ Their residence..."

Chair Eck said, to follow up on Mr. Pierce's question about an easement, "I know that the plat offered in support of this thing is dated February 2018, the most recent revision. And there is actually an indication of the presence of LA132214 on this plat. And there is, indeed, a 32 foot wide access and public

easement that is indicated in what seems to be in juxtaposition to the site location. So somebody, somewhere, sometime clearly thought and probably still thinks that there is some sort of easement on something that was documented as this site number prior to 2018."

Mr. Winters said, "I think that is a 32 foot wide access and public utility easement that you're looking at down the center, running from north to south down the center."

Chair Eck said, "That would be lovely if that's your explanation."

Mr. Winters said, "Yes. I don't think it applies at all to LA132214."

Chair Eck said, "But it does beg the question of how the notation at the presence of the site made it onto the plat and it pre-dates your project."

Mr. Winters said, "The numbering is mine."

Chair Eck said, "Oh, you added that."

Mr. Winters said yes.

Chair Eck said it's very hard to tell.

Mr. Winters said, "And the other notation, if you look where that arrow goes, it goes to the center in that dashed line and runs all the way north to south of that, and I think is the access and public utility easement."

Chair Eck said, "Okay. My earlier comments about the shape of this lot start to make sense. The entire 32 foot wide strip, the full length of this property, leaving Rufina and going all the way to wherever it ends is the public access and utility easement. So what is left is a 60, 59 foot wide strip of lot along the left side of the new road that is going to be the access for these things. We figured it out. A shotgun development."

**MOTION:** Jake Ivey moved, seconded by Derek Pierce, with respect to Case #AR-23-2019, to approve the Archaeological Inventory of 3.348 acres for a proposed development at 5651 Rufina Street, in the River and Trails Archaeological Review District, by Ron Winters, agent for owner Patral Investments, LLC, with changes as recommended, as it complies with 14-3.13(B)(2)(a) River and Trails Archaeological Review District.

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

5. **CASE #AR-24-2019. 2861 AGUA FRIA STREET. RIVER AND TRAILS ARCHAEOLOGICAL REVIEW DISTRICT. RON WINTERS, AGENT FOR DOMINIC VIGIL, OWNER, REQUESTS APPROVAL OF AN ARCHAEOLOGICAL INVENTORY OF 0.841 ACRES FOR PROPOSED IMPROVEMENTS. (DONNA WYNANT)**

**BACKGROUND & SUMMARY:**

The applicant conducted a cultural resources survey for the proposed improvements to the property. The property was not found to hold potential for contributing additional information on the prehistory or history of Santa Fe.

**STAFF RECOMMENDATION RECOMMENDATION:**

Staff recommends approval of the archaeological clearance for the proposed project as it complies with 14-3.13(B)(2)(a) River and Trails Archaeological Review District.

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

Ms. Wynant said she has nothing to add.

Mr. Winters said he didn't know why this had to be done and questioned it, with the built environment and parking lot in front. He said he questioned Hugh Driscoll, the Architect, about it, and he went back to the City. The City told him he had to do it, because even though it doesn't meet the criteria in terms of acreage, it has to be done. He said, "It's the way it's permitted, in terms of the construction or what they're going to do. It was new to me, and they cited that provision. I did look at it, and it says at page 4." He said they spoke with Margaret Ambrosino who told them they had to do it. He said they did it, although it seems ridiculous.

Chair Eck said he wondered about that as well.

Mr. Winters said the lot ends before you get to the river bank, so there was nothing to see there. It was just shy of the steep cut that drops down into the River. As you can see on the photographs, it's all disturbed.

**Derek Pierce**

Mr. Pierce had no comment.

**Jake Ivey**

Mr. Ivey had no comment.

**Chair Eck**

Chair Eck had no comment.

**MOTION:** Jake Ivey moved, seconded by Derek Pierce, with respect to Case #AR-24-2019, to approve the Archaeological Inventory of 0.841 acres for proposed improvements at 2861 Agua Fria Street, in the River and Trails Archaeological Review District, as submitted as requested by Ron Winters, agent for owner Dominic Vigil, as it complies with 14-3.13(B)(2)(a) River and Trails Archaeological Review District.

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

6. **CASE #AR-25-2019. 500 MONTEZUMA AVENUE. HISTORIC DOWNTOWN ARCHAEOLOGICAL REVIEW DISTRICT. OFFICE OF ARCHAEOLOGICAL STUDIES, AGENT FOR THE CITY OF SANTA FE, OWNER, REQUESTS APPROVAL OF A MONITORING PLAN FOR 150 LINEAR FEET OF TRENCHING FOR A PROPOSED COMCAST CONDUIT. (DONNA WYNANT)**

**BACKGROUND & SUMMARY:**

The applicant requests approval of a Monitoring Plan for 150 linear feet of trenching for a proposed Comcast conduit serving 500 Montezuma Avenue in the Railyard Portion of the Santa Fe Historic Downtown Archaeological Review District. The archaeologist will monitor all ground-disturbing activities for the presence of subsurface cultural resources. A final report will be presented to the Committee upon completion of the installation.

**STAFF RECOMMENDATION RECOMMENDATION:**

Staff recommends approval of the archaeological clearance for the proposed project as it complies with 14-3.13(C(4)a) Reconnaissance for Historic Downtown Utility Mains.

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

Ms. Wynant said she had nothing to add.



Karen Wening, Office of Archaeological Studies, said she found some formatting issues where there are two different font sizes which she will change, and there are some typos. She said on packet page 22, Figure 4, she wanted to clarify that this map is of *[inaudible]*. On packet page 26, in the 3<sup>rd</sup> Registered Cultural Properties, the Rio Grande Depot, the first line of the text refers to SR 827, and that should be SR350.

**Derek Pierce**

Mr. Pierce said in the Staff Report the Applicant should be listed as Karen Wening, Office of Archaeological Studies, agent for the City of Santa Fe, owner, the same as in Case #7.

**Jake Ivey**

Mr. Ivey had no comment.

**Chair Eck**

Chair Eck said the figures in color and the graphical presentation makes it so easy to look at.

**MOTION:** Derek Pierce moved, seconded by Jake Ivey, with respect to Case #AR-25-2019, to approve the request for approval of a Monitoring Plan for 150 linear feet of trenching for a proposed Comcast conduit at 500 Montezuma Avenue, in the Historic Downtown Archaeological Review District, as requested by Karen Wening, Office of Archaeological Studies, agent for the City of Santa Fe, owner, with the corrections as noted by the applicant, as it complies with 14-3.13(C(4)(a) Reconnaissance for Historic Downtown Utility Mains, and to forward a copy of the report and notice of this approval to the New Mexico Historic Preservation Division as per NMAC 4.10.17.

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

7. **CASE #AR-26-2019. 103 CATRON STREET. HISTORIC DOWNTOWN ARCHAEOLOGICAL REVIEW DISTRICT. OFFICE OF ARCHAEOLOGICAL STUDIES, AGENT FOR THE CITY OF SANTA FE, OWNER, REQUESTS APPROVAL OF A MONITORING REPORT FOR 125 LINEAR FEET OF TRENCHING FOR A PROPOSED COMCAST CONDUIT. (DONNA WYNANT)**

**BACKGROUND & SUMMARY:**

The applicant requests approval of a Monitoring Plan for 125 linear feet of trenching for a proposed Comcast conduit for service to 103 Catron Street in the Downtown Archaeological Review District.

**STAFF RECOMMENDATION RECOMMENDATION:**

Staff recommends approval of the archaeological clearance for the proposed project as it complies with 14-3.13(C(4)(a) Reconnaissance for Historic Downtown Utility Mains.

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

Ms. Wynant said she had nothing to add.

Ms. Wening said she has a few changes, the first is on packet page 36, column 2, paragraph 1, line 2, – delete the second sentence which is a duplicate for the sentence in the next paragraph. She said changes were made to her original text by *[inaudible]* staff about stratigraphy, the first on packet page 46, column 2, paragraph 3, line 1, Stratum 1's lower boundary increased, and her original text said rose, so replace "increased" with "rose." She said there is an identical change on packet page 53, column 2, paragraph 2, line 9, replace "increased," to "rose." She said the last change is on packet page 61, column 1, paragraph 2, line 8, correct as follows: "...otherwise void devoid..." She said these are all the corrections that she found.

**Derek Pierce**

Mr. Pierce said in the Staff Memo the document should be listed as a "Monitoring Report," instead of a "Monitoring Plan."

Mr. Pierce said occasionally throughout the Report there is a blank page number, noting there is a blank page 62 for example, and between pages 67 and 69, there is a blank sheet of paper. He doesn't know if that should be page 68.

Ms. Wening said no, it is just a blank sheet of paper.

Mr. Pierce said on the LA Site Record, under the Physical Description, Ms. Wening didn't check either box which asks if the Site Boundaries Complete, although the following line makes it pretty clear that the site boundaries were not complete. She needs to check the correct box.

Mr. Pierce said on the Site Location Map we received in the LA form on packet page 95, there are several previously recorded sites on it, but the new site recorded by Ms. Wening is not on it, and that needs to be added.

Chair Eck said she can solve that problem when she uploads the *[inaudible]* file, and Mr. Pierce said that will work as well.

Mr. Pierce said he has no further corrections.

**Jake Ivey**

Mr. Ivey said he has no comment.

**Chair Eck**

Chair Eck said he has nothing further to add.

**MOTION:** Jake Ivey moved, seconded by Derek Pierce, with respect to Case #AR-26-2019, to approve the Archaeological Monitoring Report for 125 linear feet of trenching for a proposed Comcast conduit at 103 Catron Street, in the Historic Downtown Archaeological Review District, as requested by Karen Wening, Office of Archaeological Studies, agent for the City of Santa Fe, owner, with the corrections as noted by the applicant, as it complies with 14-3.13(C4)(a) Reconnaissance for Historic Downtown Utility Mains, and to forward a copy of the report and notice of this approval to the New Mexico Historic Preservation Division as per NMAC 4.10.17

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

**G. DISCUSSION ITEMS**

A copy of a Memorandum dated April 28, 2019, to the City of Santa Fe Archaeological Review Committee (ARC), from Eric Blinman, Director, Office of Archaeological Studies, regarding *Monitoring of Catron Street utility connections for the Santa Fe County Administrative Complex at 100 Catron Street*, is incorporated herewith to these minutes as Exhibit "2."

A copy of a Memorandum dated May 2, 2019, to the City of Santa Fe Archaeological Review Committee (ARC), from Eric Blinman, Director, Office of Archaeological Studies, regarding *Just so you know*, is incorporated herewith to these minutes as Exhibit "3."

Dr. Blinman, discussing Exhibit "2," said Santa Fe County has now decided on the final locations for its additional utility services, to the "well planned and well thought-out electrical services from PNM, which were subject to a plan he submitted to this Committee and which it approved. These are each, individually, far below the threshold that would require City approval, but are all in exactly the same location. If there are no concerns from the City, he said, "We will monitor the storm sewer, sanitary sewer, water connections and the gas line and wrap them all into the Monitoring Report and follow the same procedure as in the approved monitoring plan for the PNM service in Case #AR-14-2019.

Chair Eck said he thinks this is a "heckuva good idea."

Dr. Blinman said, "In the world of bureaucracy, I don't know if, because they don't qualify, if we simply do it."

Chair Eck said, "Now that we have a person who will be filling the position, with knowledge, it may be that in the future, you won't even need to trot this stuff to us, you're going to have an administrative approval from somebody who is sitting at a desk, saying it makes sense, let's just do this. And we would say yes. So, that's my opinion. Sounds good. What do you think."

#### **Derek Pierce**

Mr. Pierce said, "Yes, that makes sense, let's do this. My only comment would be that the water service installation, a 12 x 12 excavation, is fairly big, so it would be nice if that excavation was done not all in one big giant swoop, so you can actually see something because you've got potential there. Other than that, yes, I think it's appropriate and expedient to add this into the existing Plan."

Chair Eck said as he recalls, the existing plan did take some care to speak to rational progress of excavation as opposed to an enormous backhoe [*inaudible*], so I think we're covered in the text of that, and we're not just relying on the good graces of this actually on paper, so.."

#### **Jake Ivey**

Mr. Ivey said this sounds fairly decent.

### Chair Eck

Chair Eck said we are seeking consensus here, and asked if it sounds okay to the members of ARC to do this as outlined.

Dr. Blinman said, "This is a fire suppression supply line that is too short to meet the kick-in for monitoring under the City Ordinance in the Historic Downtown Archaeological Review District, but no way are we going to allow that to go in without being monitored."

Mr. Pierce said he is unsure that matters because this is a known resource, and length requirements don't apply.

Dr. Blinman said, "So, in the case where length requirements don't apply, how shall we handle this bureaucratically. This will be monitored at the same time we're testing under Michele's guidance, the whole, inside the Palace of the Governors is going to receive the end of this line."

Mr. Pierce asked, "So is it you thought to combine those two into one report."

Dr. Blinman said, "Oh, yes. We'll combine them into one report. And the biggest concern is, of course that we have this *[inaudible]* to go. I have to get the Monitoring Plan into HPD for the work inside the Palace of the Governors, and every contractor's contract to do this expires June 30, 2019. So, if I have to turn this into a formal plan submission, other than to HPD...."

Mr. Pierce asked if the majority have a plan submitted to HPD for that monitoring inside.

Dr. Blinman said no.

Chair Eck said then that is sort of an understanding with Michelle as to how it will proceed.

Dr. Blinman said it is just the understanding. He said, "Rick was at the meeting. I'm going to get the plan to him no later than a week from Wednesday and he promises to turn it around quickly since both of our bosses, Secretary Deborah, is pressing this hard."

Mr. Pierce said, "So the issue is that while you can get a report to HPD in a timely manner, this Committee cannot see it again before the work needs to be done."

Dr. Blinman said that is correct.

Chair Eck said, "So, my gut says it is in the same boat. An administrative thing. The person who will be sitting there in future is perfectly qualified and empowered to make those statements. And because it is below the threshold anyway, we wouldn't hear about it otherwise, and it's getting handled correctly as part of the larger logical package, so why would we say no. I think it sounds good."

Mr. Pierce agreed.

Dr. Blinman said he appreciates the consensus. He said, "The scary part to me is that in the technical sense this would never come to your attention would it. Because the HPD doesn't really kick in on these less than Ordinance threshold projects."

Mr. Pierce asked if City Ordinance requires that if there is a known resource, that you have to do that.

Dr. Blinman said he would have to look at the Ordinance.

Chair Eck said, "We're talking about the existing Ordinance, because I know for a fact it does have language about known resources in the revised and not yet implemented Ordinance."

Mr. Pierce believes that also is in the old Ordinance, when a resource has been determined to be significant.

Chair Eck said, "The question is does that resource boundary extend into the street. It probably does in our mind, but it may not be on a piece of paper somewhere."

Dr. Blinman said it will be.

Chair Eck said, "You have two consensus statements and in the future, our fearless leader will be passing her judgment on such matters, hopefully as a matter of course. Lisa Roach."

Mr. Pierce asked when that becomes official.

Ms. Wynant said it is official now.

Mr. Pierce said he supposes Dr. Blinman could go get administrative approval tomorrow from Ms. Roach.

*Too many people talking at the same time here*

Chair Eck said Ms. Roach can talk to the Committee members about the consensus if she would like.

Dr. Blinman thanked the Committee.

## **H. MATTERS FROM THE COMMITTEE**

Mr. Pierce said he would like to expound on what the Chair brought up at the beginning of the meeting. This is a very large packet that we had to turn around in a very short time. He asked that this not happen again, because it impacts on our ability to provide informed opinions on these matters.

Chair Eck said this is the second big packet in a row that he has received late.

Ms. Wynant apologized for the lateness and said it won't happen again.

Chair Eck said, "Having thought about it some more, I think I can promise that if it happens again, I will recuse myself from any case on the agenda offered. I will be here physically present to run the meeting, but I will not vote on anything. And if it is a 3 member meeting, we have lost a quorum."

Mr. Pierce said he came close to doing that for this meeting.

Chair Eck said he was able to consider these cases today because he took time away from his job to read the packet.

Mr. Ivey said he will be in San Antonio most of the first part of June.

Chair Eck asked where we stand with the appointment to fill the vacancy on the Committee, because we still continue to serve without having been reappointed. He said there have been two people who have expressed interest in serving on the Committee, but he has heard nothing as to when all of the appointments and reappointments will be made.

Ms. Wynant said there has to be a good reason it hasn't been done, but she doesn't know what is the problem.

## **I. ADMINISTRATIVE MATTERS AND COMMUNICATIONS**

A copy of the *2019 Santa Fe Heritage Preservation Awards Nomination Ballot*, is incorporated herewith to these minutes as Exhibit "4."

Ms. Wynant noted the ballot in the packet.

Responding to Mr. Pierce, Ms. Wynant said she presumes the July meeting will be on July 11, 2019, and she will look into that and email that information to the Committee tomorrow.

Responding to the Chair, Ms. Wynant said she doesn't have the information on the schedule for the awards ceremony. She will inquire and email that information to the Committee tomorrow.

Chair Eck said normally, it is expected that one of the Committee members will be available to preside and make presentations.

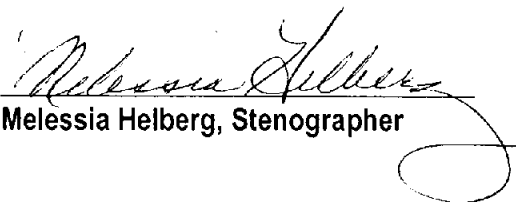
**J. ADJOURNMENT**

There was no further business to come before the Committee.

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

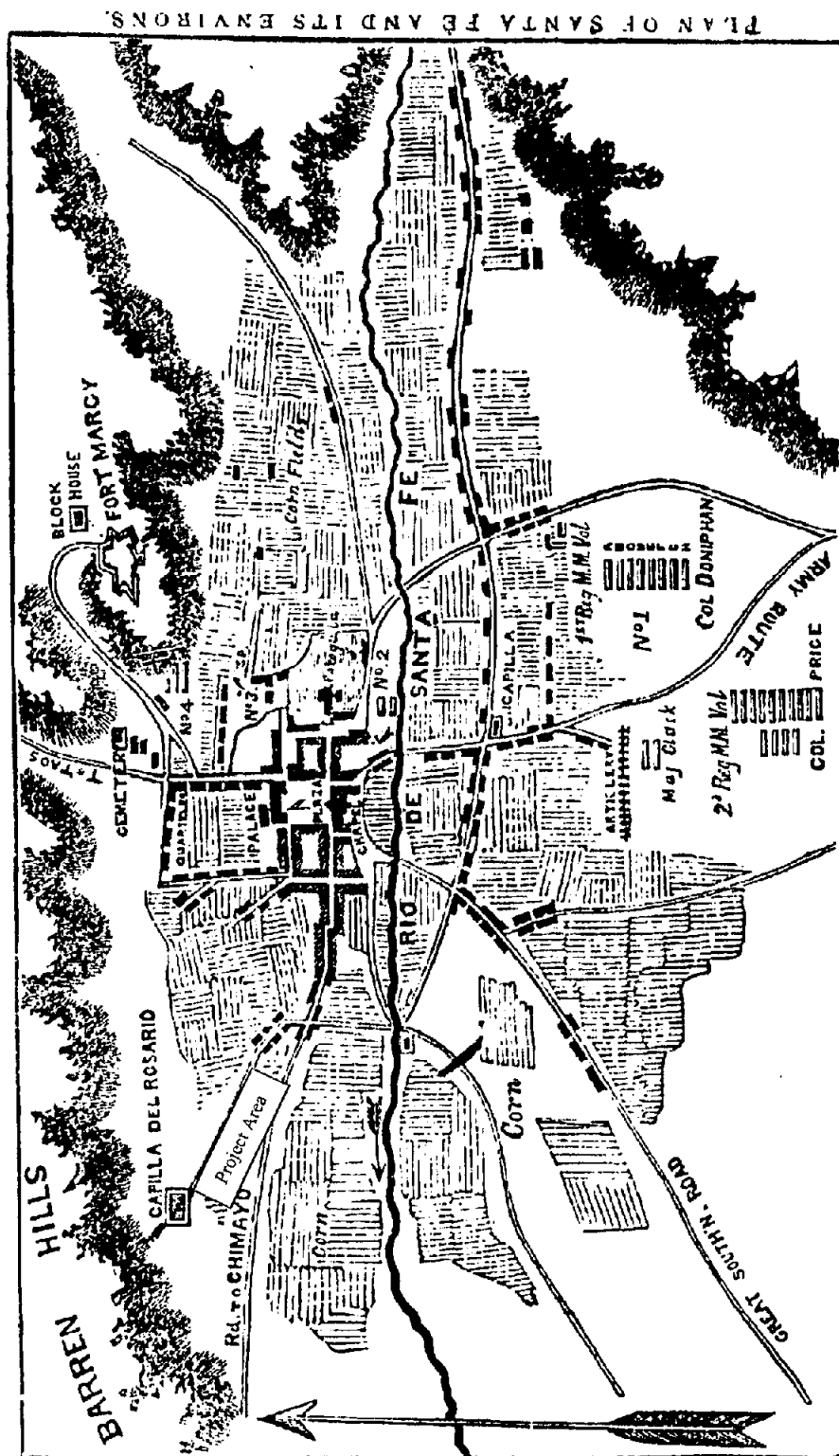
**VOTE:** The motion was approved unanimously on a voice vote, with Jake Ivey, Derek Pierce and Chair Eck voting in favor of the motion and no one voting against, and the Committee was adjourned at approximately 6:00 p.m.

  
David Eck, Chair

  
Melessia Helberg, Stenographer



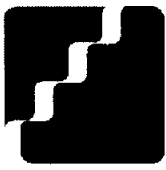




Appendix 9. Map of Santa Fe by Emory and Gilmer 1846-47.



Appendix 10. Map of Santa Fe by Gaynor 1882.



# Office of Archaeological Studies

Museum of New Mexico ~ Preserving Our Heritage Since 1909

DATE: April 28, 2019

TO: City of Santa Fe Archaeological Review Committee (ARC)

FROM: Eric Blinman, Director

RE: Monitoring of Catron Street utility connections for the Santa Fe County  
Administrative Complex at 100 Catron Street

The design-build process has reached the point where all utility connections for the construction of the Santa Fe County Administrative Complex have been specified. The area within the lot bounded by Griffin Street, Catron Street, Grant Avenue, and the Presbyterian Church property has been subject to either data recovery or monitoring. At the Catron Street lot margin, a monitoring plan has been approved for approximately 100 feet of PNM service connections (Case #AR-14-2019). Unrelated to the Santa Fe County development, a monitoring project has been completed along the north-northwest lot margin (Case #AR-10-2018; Case #AR-26-2019).

The remaining utility connections for the Santa Fe County Administrative Complex that are outside of the lot boundaries include:

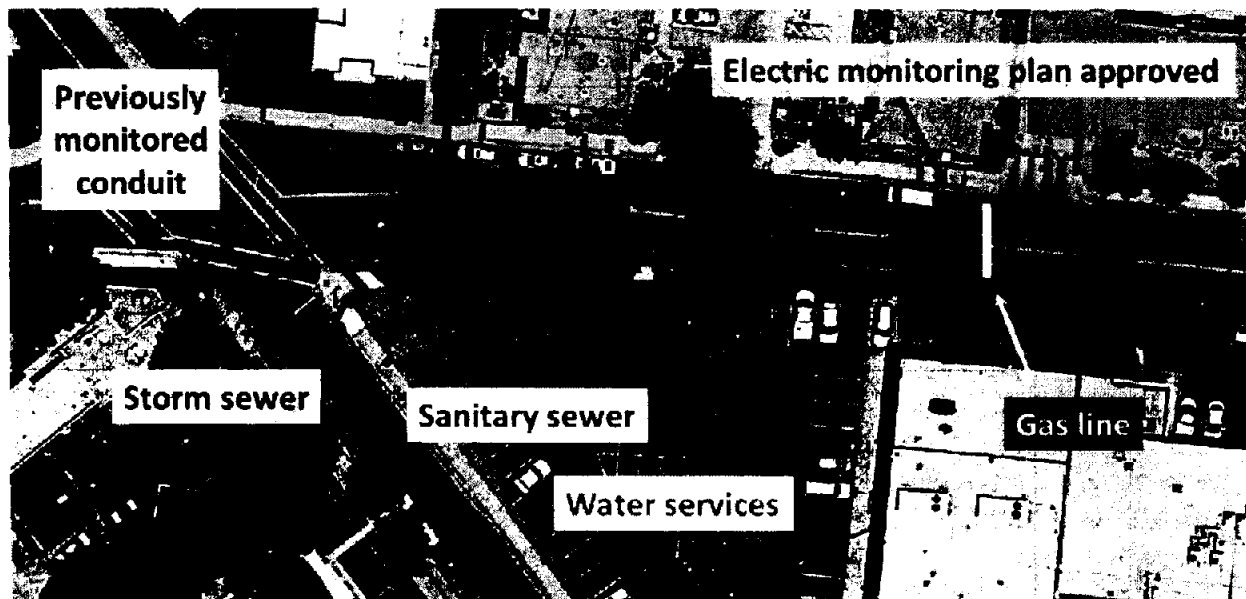
Storm Sewer – less than 5 linear feet (connection is on the lot boundary)

Sanitary Sewer – approximately 10 linear feet

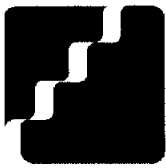
Water (fire, domestic, and irrigation) – approximately 12' by 12' excavation, plus 10 linear feet of trench

Gas – approximately 22 linear feet

The locations of these utility services are indicated below, along with the approved monitoring projects that have been completed or are pending.



We would like to request administrative approval to monitor these new utility installations under the conditions of the approved monitoring plan for the PNM service connections (Case #AR-14-2019), and we will include the monitoring results of these utilities within the report for the PNM monitoring effort.



# Office of Archaeological Studies

Museum of New Mexico ~ Preserving Our Heritage Since 1909

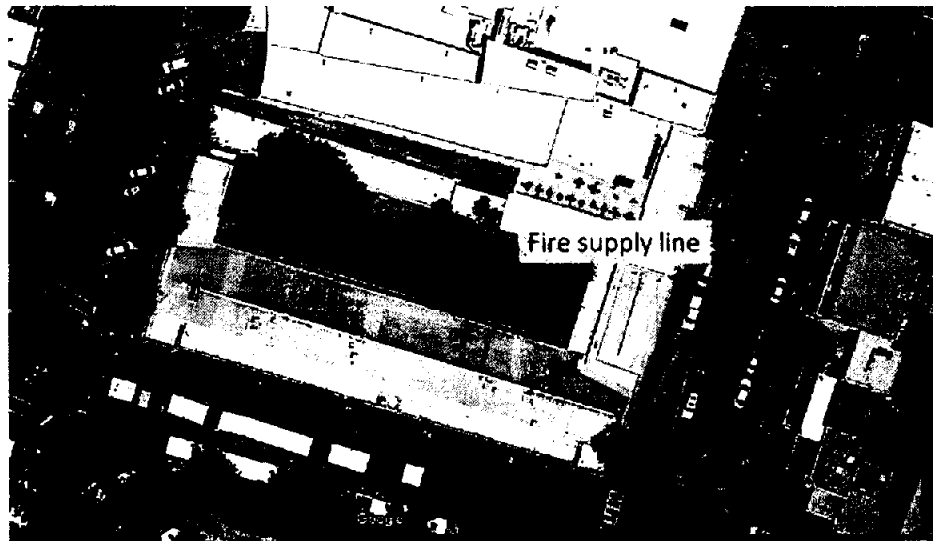
DATE: May 2, 2019

TO: City of Santa Fe Archaeological Review Committee (ARC)

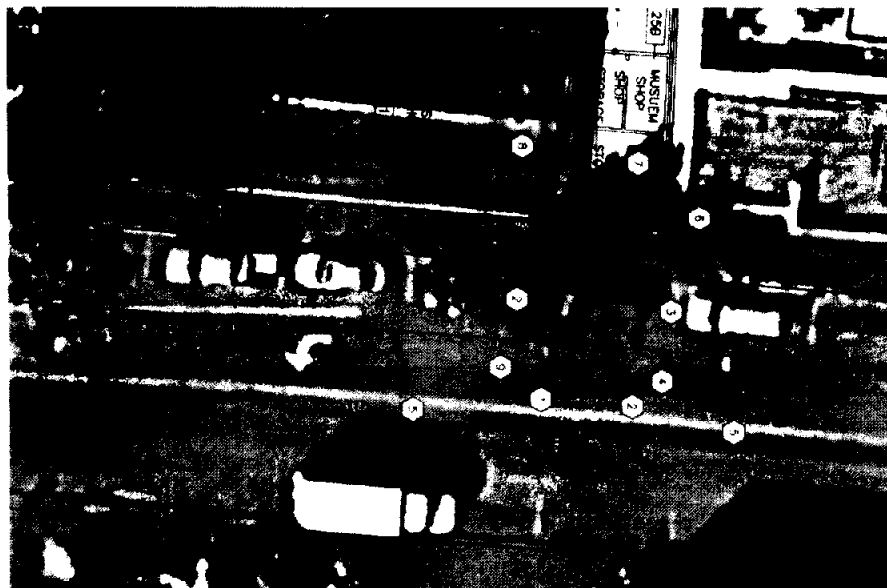
FROM: Eric Blinman, Director

RE: Just so you know ...

The fire suppression system for the Palace of the Governors will require a line from the main in Washington



We plan on monitoring the installation of the 21 foot long line as part of a testing report for interior work within the Palace.



## **2019 SANTA FE HERITAGE PRESERVATION AWARDS NOMINATION BALLOT**

### **Archaeological Award**

	YES	NO
Office of Archaeological Services	<input type="checkbox"/>	<input type="checkbox"/>
Ron Winters	<input type="checkbox"/>	<input type="checkbox"/>

### **Nomination summaries:**

"The Office of Archaeological Studies (OAS) staff is being nominated for the "Archaeology Award" for providing the City of Santa Fe's Public Utilities Department professional archaeological fieldwork including monitoring, excavation, laboratory analysis, report writing, and City of Santa Fe staff support on many of the City's Public Utility projects. The OAS staff provides the City of Santa Fe, Santa Fe residents, and the public unique and important historic and prehistoric information of the City of Santa Fe. OAS staff is an invaluable resource to our community protecting and preserving our cultural resources during development activities across all districts in Santa Fe."

"Ron Winters averages 20 cases at the ARC every year including major Projects such as Centurylink, Verizon, and others who do alot of work in the City of Santa Fe. This means that he is providing the City with a large amount of prehistory and history information about the área and the City itself. The City and its occupants benefit from his willingness to do this work. The information that he provides is vital to the history of our City and we appreciate Ron's efforts."

"Recently Ron (Winters) was overwhelmed by his work load and a conference he was going to attend. He missed part of his conference to take up our emergency Project so that we could get our permits in time to get the work necessary done. It is a blessing to find someone who will drop everything, to help out those in need."

*Exhibit "4"*