



STATE OF WASHINGTON

## DEPARTMENT OF ARCHAEOLOGY & HISTORIC PRESERVATION

1063 S. Capitol Way, Suite 106 • Olympia, Washington 98501  
Mailing address: PO Box 48343 • Olympia, Washington 98504-8343  
(360) 586-3065 • Fax Number (360) 586-3067 • Website: [www.dahp.wa.gov](http://www.dahp.wa.gov)

August 13, 2012

Mr. Bob Zeigler  
SEPA/NEPA Coordinator  
WDFW  
600 Capitol Way North  
Olympia, WA 98501-1091

In future correspondence please refer to:

Log: 081312-13-WDFW

Property: Oneida Access Area Renovation DNS

**Re: Archaeology – Professional Archaeological Survey Requested**

Dear Mr. Zeigler:

We have reviewed the documentation for the above project. The project area has a high probability for containing archaeological resources. There is a recorded precontact village less than 2,000 feet from the project area. The boundaries of that archaeological site have not been defined and it is likely that the archaeological site may extend into the project area. Therefore, we request a professional archaeological survey of the project area be conducted prior to ground disturbing activities. We also recommend consultation with the concerned Tribes' cultural committees and staff regarding cultural resource issues.

Please be aware that archaeological sites are protected from knowing disturbance on both public and private lands in Washington States. Both RCW 27.44 and RCW 27.53.060 require that a person obtain a permit from our Department before excavating, removing, or altering Native American human remains or archaeological resources in Washington. Failure to obtain a permit is punishable by civil fines and other penalties under RCW 27.53.095, and by criminal prosecution under RCW 27.53.090.

Chapter 27.53.095 RCW allows the Department of Archaeology and Historic Preservation to issue civil penalties for the violation of this statute in an amount up to five thousand dollars, in addition to site restoration costs and investigative costs. Also, these remedies do not prevent concerned tribes from undertaking civil action in state or federal court, or law enforcement agencies from undertaking criminal investigation or prosecution. Chapter 27.44.050 RCW allows the affected Indian Tribe to undertake civil action apart from any criminal prosecution if burials are disturbed.

Thank you for the opportunity to comment on this project and we look forward to receiving the survey report. Should you have any questions, please feel free to contact me at (360) 586-3088 or [Gretchen.Kaehler@dahp.wa.gov](mailto:Gretchen.Kaehler@dahp.wa.gov).

Sincerely,



Gretchen Kaehler  
Assistant State Archaeologist  
(360) 586-3088  
[gretchen.kaehler@dahp.wa.gov](mailto:gretchen.kaehler@dahp.wa.gov)

cc. Earl Davis, Heritage and Cultural Coordinator, Shoalwater Bay Tribe  
Tony Johnson, Cultural Resources, Chinook Tribe