



Commonwealth of Pennsylvania
Pennsylvania Historical and Museum Commission
Bureau for Historic Preservation
Commonwealth Keystone Building, 2nd Floor
400 North Street
Harrisburg, PA 17120-0093
www.phmc.state.pa.us

8 January 2009

Alisa M Lykens
Federal Energy Regulatory Commission
Washington, D.C. 20426

TO EXPEDITE REVIEW USE
BHP REFERENCE NUMBER

RE: ER 06-2341-042-H FERC, OEP/DG2E/Gas 2: AES Sparrows Point Liquid Natural
Gas Pipeline Project, Chester and Lancaster Counties

Dear Ms. Lykens:

The Bureau for Historic Preservation (the State Historic Preservation Office) has reviewed the above named project in accordance with Section 106 of the National Historic Preservation Act of 1966, as amended in 1980 and 1992, and the regulations (36 CFR Part 800) of the Advisory Council on Historic Preservation as revised in 1999 and 2004. These regulations require consideration of the project's potential effect upon both historic and archaeological resources.

We are in receipt of the draft Programmatic Agreement (PA) for the above referenced project. It is our opinion that a PA is premature.

While archaeological surveys have been conducted in the Area of Potential Effect (APE), no survey material has been submitted for above-ground resources. In our letter of comment dated 2 May 2006 we stated that there are historic resources in the project area and requested that a survey be conducted of historic structures, buildings, objects, and historic district. The third Whereas clause in your draft PA states the FERC made National Register eligibility determinations and assessed effects in consultation with us. This statement is not completely accurate since we have not received any response to our request for survey of above-ground resources.

In addition, the PA does not make any reference to public involvement and consulting parties. The Section 106 process places great importance on inviting consulting parties to participate in the process and giving the public adequate opportunity to comment. These steps need to be documented and stated in the PA.

According to our records, we received the draft environmental impact statement. However, this document is now missing from our files. We would appreciate if you could provide another hard copy of the document.

If you need further information in this matter please consult Ann Safley at (717) 787-9121.

Sincerely,

Douglas C. McLearn, Chief
Division of Archaeology & Protection

cc: John Eddins, ACHP
Dee Durham, S.A.V.E., 101 East Street Rd., Kennett Square, PA 19348
DCMcL/ras