



## Department of Transportation

ANDREW M. CUOMO  
Governor

PAUL A. KARAS  
Acting Commissioner

DAVID P. SMITH, P.E.  
Regional Director

February 26, 2019

Chief Sid Hill  
Onondaga Nation  
4040 Route 11  
Nedrow, NY 13120

RE: PIN 3043.65  
BIN 4008540 ROUTE 11 OVER ONEIDA RIVER  
TOWNS OF CICERO AND HASTINGS,  
ONONDAGA AND OSWEGO COUNTIES

Dear Chief Hill:

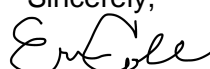
The New York State Department of Transportation (NYSDOT) proposes a Federally-funded transportation project for BIN 4008540 Route 11 over Oneida River, Towns of Cicero and Hastings, Onondaga and Oswego Counties. Please find attached for your information: a preliminary set of plans with a **new APE**, and a technical description of the revised project. Last week, in a letter to SHPO, NYSDOT recommended foregoing additional archeological work at this location, given the extensive research already conducted within the new project limits. SHPO provided a quick response and concurred with this recommendation. This letter is also attached.

This information is provided to re-initiate consultation on behalf of the Federal Highway Administration, under Section 106 of the National Historic Preservation Act (36 CFR Part 800), for the **revised project scope and APE** located within the identified area of interest of the Onondaga Nation.

NYSDOT respectfully requests the Onondaga Nation's input regarding the revisions to this project, including any concerns with the potential sensitivity of the location. You had previously provided input that this area is of high interest or sensitivity and we would like to continue a dialogue regarding the next steps given **the reduction in the scope of work**. We would be happy to meet onsite.

If you have any questions please contact me at 315-428-4739 or [Erin.Cole@dot.ny.gov](mailto:Erin.Cole@dot.ny.gov).

On behalf of the Federal Highway Administration and in coordination with the NYSDOT, thank you for taking part in Section 106 consultation for this project.

Sincerely,  


Erin Cole  
Regional Cultural Resources Coordinator

Enclosures (Preliminary set of plans with a **new APE**, a technical description of the revised project, and a letter from SHPO to NYSDOT)

cc: Michael Canavan, Division Administrator, Federal Highway Administration (Letter Only)  
Michael F. Lynch, Division Director, SHPO (Letter Only vis CRIS)

ecc: Mary Santangelo, Office of Environment, POD 4-1  
Tricia Millington, Area Engineer, Federal Highway Administration



## Department of Transportation

ANDREW M. CUOMO  
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DAVID P. SMITH, P.E.  
Regional Director

February 26, 2019

Faithkeeper Anthony Gonyea  
Onondaga Nation  
4040 Route 11  
via- Nedrow, NY 13120

RE: PIN 3043.65  
BIN 4008540 ROUTE 11 OVER ONEIDA RIVER  
TOWNS OF CICERO AND HASTINGS,  
ONONDAGA AND OSWEGO COUNTIES

Dear Mr. Gonyea:


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## Department of Transportation

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Governor

PAUL A. KARAS  
Acting Commissioner

DAVID P. SMITH, P.E.  
Regional Director

February 26, 2019

Mr. Raymond Halbritter  
Nation Representative  
Oneida Indian Nation  
5218 Patrick Road  
Verona, NY 13478

RE: PIN 3043.65  
BIN 4008540 ROUTE 11 OVER ONEIDA RIVER  
TOWNS OF CICERO AND HASTINGS,  
ONONDAGA AND OSWEGO COUNTIES

Dear Mr. Halbritter:


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cc: Michael Canavan, Division Administrator, Federal Highway Administration (Letter Only)  
Michael F. Lynch, Division Director, SHPO (Letter Only vis CRIS)  
Laura Misita, Land Administrator, Oneida Indian Nation Legal Dept.

ecc: Jesse Bergevin, Tribal Archeologist, Oneida Indian Nation (w/attachments)  
Mary Santangelo, Office of Environment, POD 4-1  
Tricia Millington, Area Engineer, Federal Highway Administration



## Department of Transportation

**ANDREW M. CUOMO**  
Governor

**MARIE THERESE DOMINGUEZ**  
Commissioner

**DAVID P. SMITH, P.E.**  
Regional Director

April 1, 2021

Faithkeeper Anthony Gonyea  
Onondaga Nation  
4040 Route 11  
via- Nedrow, NY 13120

**RE: PIN 3043.65**

BIN 4008540 Route 11 over Oneida River  
Towns of Cicero and Hastings  
Onondaga and Oswego Counties

Dear Mr. Gonyea:

The New York State Department of Transportation (NYSDOT) is completing preliminary design for the above referenced state and federally funded/licensed project. Enclosed is Finding Documentation, prepared in accordance with Section 106 of the National Historic Preservation Act, 36 Section 800.11(e).

This documentation summarizes the project and its effects on properties included in or eligible for inclusion on the National Register of Historic Places. The project objective is to replace the Route 11 Bridge (BIN4008540) over the Oneida River.

Based on our review of the project, we have applied the criteria of effect in accordance with 800.5(b) and conclude that this project will have an *Adverse Effect* on historic properties.

The NYSDOT respectfully request the Onondaga Nation review this finding and provide any comments or concerns regarding the Finding Documentation.

If you have any questions or need additional information, please contact me at 315-428-4739 or [erin.cole@dot.ny.gov](mailto:erin.cole@dot.ny.gov).

Sincerely,

A handwritten signature in black ink, appearing to read "Erin Cole".

Erin Cole  
Cultural Resource Coordinator, Region 3

Enclosure: Finding Documentation

ecc: Jared Gross, Federal Highway Administration  
Mary Santangelo, NYSDOT OOE  
Cindy Bell, NYSDOT Consultant Management, Region 3



## Department of Transportation

**ANDREW M. CUOMO**  
Governor

**MARIE THERESE DOMINGUEZ**  
Commissioner

**DAVID P. SMITH, P.E.**  
Regional Director

April 1, 2021

Chief Sid Hill  
Onondaga Nation  
4040 Route 11  
Nedrow, NY 13120

**RE: PIN 3043.65**

BIN 4008540 Route 11 over Oneida River  
Towns of Cicero and Hastings  
Onondaga and Oswego Counties

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The NYSDOT respectfully request the Onondaga Nation review this finding and provide any comments or concerns regarding the Finding Documentation.

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Sincerely,

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Erin Cole  
Cultural Resource Coordinator, Region 3

Enclosure: Finding Documentation

ecc: Jared Gross, Federal Highway Administration  
Mary Santangelo, NYSDOT OOE  
Cindy Bell, NYSDOT Consultant Management, Region 3





## Department of Transportation

**ANDREW M. CUOMO**  
Governor

**MARIE THERESE DOMINGUEZ**  
Commissioner

**DAVID P. SMITH, P.E.**  
Regional Director

April 6, 2021

Mr. Raymond Halbritter  
Nation Representative  
Oneida Indian Nation  
5218 Patrick Road  
Verona, NY 13478

**RE: PIN 3043.65**

BIN 4008540 Route 11 over Oneida River  
Towns of Cicero and Hastings  
Onondaga and Oswego Counties

Dear Mr. Halbritter:

The New York State Department of Transportation (NYSDOT) is completing preliminary design for the above referenced state and federally funded/licensed project. Enclosed is Finding Documentation, prepared in accordance with Section 106 of the National Historic Preservation Act, 36 Section 800.11(e).

This documentation summarizes the project and its effects on properties included in or eligible for inclusion on the National Register of Historic Places. The project objective is to replace the Route 11 Bridge (BIN4008540) over the Oneida River.

Based on our review of the project, we have applied the criteria of effect in accordance with 800.5(b) and conclude that this project will have an *Adverse Effect* on historic properties.

The NYSDOT respectfully request the Oneida Indian Nation review this finding and provide any concerns or comments.

If you have any questions or need additional information, please contact me at 315-428-4739 or [erin.cole@dot.ny.gov](mailto:erin.cole@dot.ny.gov).

Sincerely,

A handwritten signature in black ink that reads "Erin Cole".

Erin Cole  
Cultural Resource Coordinator, Region 3

Enclosure: Finding Documentation

ecc: Jared Gross, Federal Highway Administration  
Mary Santangelo, NYSDOT OOE  
Cindy Bell, NYSDOT Consultant Management, Region 3

**Anthony Gonyea**  
Onondaga Nation Section 106 Representative  
Dyodihwasnye'nha'  
Administration Building  
4040 Route 11  
Onondaga Nation  
via Nedrow, NY 13120

April 27, 2021

Erin Cole  
New York State Department of Transportation  
50 Wolf Road  
Albany, NY 12232

**Re: PIN 3043.65/Route 11 Bridge over Oneida River (BIN 4008540)**

Dear Ms. Cole:

The Onondaga Nation has been following the Route 11 Bridge project for several years due to its extremely sensitive location. The Nation agrees with the New York State Department of Transportation (NYS DOT) Finding that the project is likely to have an adverse effect on historic properties, including but not limited to the known Native historical site in Riverfront Park just west of Route 11. Because of the extreme sensitivity of the area and the known sites within and next to the Area of Potential Effect (APE), the Nation believes that cultural resource monitors must be on site during construction.

The Route 11 Bridge project spans the Oneida River and is located a short distance from Oneida Lake. As described in the Findings document, the preferred alternative is to demolish the current bridge and rebuild it in its current location. During construction, traffic would be rerouted to a temporary bridge installed just to the west of the current highway. This temporary bridge would fall within Riverfront Park and may directly affect a known prehistoric site within the park. The Nation has obvious concerns about this part of the reconstruction plan, but also believes that impacts may be wider.

Historically, the Onondaga built both permanent villages and temporary hunting and fishing camps along waterways. The project area, close to the confluence of a major lake and river within the Nation's traditional territory, is particularly sensitive. The Cultural Resource Screening Survey Phase IA Addendum Report for this project rated the "prehistoric sensitivity" of the area as "very high" with almost 70 archeological sites located within two miles of the APE (p. 27). The CRIS map provided with the Findings document shows several known historic sites

April 27, 2021

within or immediately adjacent to the proposed project site. If areas of archaeological sensitivity are added to that map, the entire shoreline on both sides of the River is designated as sensitive (see attached CRIS Map with areas of archaeological sensitivity marked in gray). While limited shovel test pits (16) were dug in the adjacent Riverfront Park in 2013, this testing wasn't thorough enough to exclude the potential for encountering cultural artifacts or human remains during construction. (See Phase IA/IB Cultural Resource Survey, Brewerton Revitalization Project, Town of Cicero, Onondaga County, Jan 2013, pp. ii and App. C.)

Given the extreme sensitivity of the area and the limited field investigations, cultural resource monitors from the Nation should be on-site during any portions of the construction that involve shoreline work. These cultural resource monitors should be designated by the Nation and compensated through the project. Having Nation-designated monitors on site during shoreline work will ensure that cultural resources are properly identified, and that the response is prompt and appropriate.

Thank you for the opportunity to comment on the Brewerton Bridge Project. The Nation appreciates NYS DOT's recognition that the project is likely to have adverse effects on historic resources, agrees with that determination, and looks forward to finding an appropriate and collaborative way to ensure that these resources are properly protected.

Sincerely,

A handwritten signature in blue ink, appearing to read "Anthony Gonyea", is positioned above the printed name.

Anthony Gonyea, Section 106 Representative  
Onondaga Nation

Attachment: CRIS map of site with areas of archaeological sensitivity marked

cc: Council of Chiefs



## Department of Transportation

**ANDREW M. CUOMO**  
Governor

**MARIE THERESE DOMINGUEZ**  
Commissioner

**DAVID P. SMITH, P.E.**  
Regional Director

May 3, 2021

Faithkeeper Anthony Gonyea  
Onondaga Nation  
4040 Route 11  
via- Nedrow, NY 13120

**RE: PIN 3043.65**

BIN 4008540 Route 11 over Oneida River  
Towns of Cicero and Hastings  
Onondaga and Oswego Counties

Dear Mr. Gonyea:

The New York State Department of Transportation (NYSDOT) has received your letter dated April 27, 2021. We appreciate the thorough response and the opinions you have provided on behalf of the Onondaga Nation and the potential culturally sensitive areas adjacent to the proposed work area. We also acknowledge your request for a cultural resource monitor from the Nation to be on site during construction.

We will continue to be in contact and consult with the Onondaga Nation as the project progresses. If you have any questions or need additional information, please contact me at 315-428-4739 or [erin.cole@dot.ny.gov](mailto:erin.cole@dot.ny.gov).

Sincerely,

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Erin Cole  
Cultural Resource Coordinator, Region 3

Enclosure: Finding Documentation

ecc: Jared Gross, Federal Highway Administration  
Mary Santangelo, NYSDOT OOE  
Cindy Bell, NYSDOT Consultant Management, Region 3



## Department of Transportation

KATHY HOCHUL  
Governor

MARIE THERESE DOMINGUEZ  
Commissioner

DAVID P. SMITH, P.E.  
Regional Director

November 1, 2021

Mr. Raymond Halbritter  
Nation Representative  
Oneida Indian Nation  
5218 Patrick Road  
Verona, NY 13478

**RE: PIN 3043.65**

BIN 4008540 Route 11 over Oneida River  
Towns of Cicero and Hastings  
Onondaga and Oswego Counties

Dear Mr. Halbritter:

Enclosed is the draft Memorandum of Agreement (MOA) prepared for the above subject project. The State Historic Preservation Office (SHPO) and the Federal Highway Administration (FHWA) concurred that this project would have an Adverse Effect on historic properties included in or eligible for the National Register of Historic Places and as a result an MOA was developed to resolve this adverse effect. This draft MOA is based on continued consultation with the FHWA and outlines the agreed upon measures that wholly or in part mitigate the adverse effects on historic properties included in or eligible for the National Register of Historic Places in accordance with 36 CFR 800.6(b)(iv)

The NYSDOT respectfully request the Oneida Indian Nation review this *draft* MOA and provide comments and/or concerns at this time. We would appreciate receiving comments by December 1, 2021.

If you have any questions or need additional information, please contact me at 315-428-4739 or [erin.cole@dot.ny.gov](mailto:erin.cole@dot.ny.gov).

Sincerely,

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Erin Cole  
Cultural Resource Coordinator, Region 3

Enclosure: Finding Documentation

ecc: Jared Gross, Federal Highway Administration  
Chris Caraccilo, Cultural Resource Coordinator, Region 4  
Cindy Bell, NYSDOT Consultant Management, Region 3



## Department of Transportation

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November 1, 2021

Faithkeeper Anthony Gonyea  
Onondaga Nation  
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## Department of Transportation

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DAVID P. SMITH, P.E.  
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November 1, 2021

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Onondaga Nation  
4040 Route 11  
Nedrow, NY 13120

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The NYSDOT respectfully request the Onondaga Nation review this *draft* MOA and provide comments and/or concerns at this time. We would appreciate receiving comments by December 1, 2021.

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## Department of Transportation

KATHY HOCHUL  
Governor

MARIE THERESE DOMINGUEZ  
Commissioner

DAVID P. SMITH, P.E.  
Regional Director

December 9, 2021

Faithkeeper Anthony Gonyea  
Onondaga Nation  
4040 Route 11  
via- Nedrow, NY 13120

**RE: PIN 3043.65**

BIN 4008540 Route 11 over Oneida River  
Towns of Cicero and Hastings  
Onondaga and Oswego Counties

Dear Mr. Gonyea:

NYSDOT has received your comments dated December 6, 2021 on the Draft MOA for the subject project. We understand your concern regarding the potential for archaeological discoveries. However, the Memorandum of Agreement is a document used to outline and document the mitigation for the Adverse Effect on the **known** historic resource, in this case, the Route 11 bridge. Due to the scope of this project, as documented in the Finding Documentation, excavation is limited to areas previously disturbed for the construction of the existing bridge. We have taken measures to decrease the footprint of the project to avoid sensitive areas. We have added Section III. Post-Review Discoveries within the draft MOA which references a Post Review Discovery Plan in the event that something is discovered during construction.

NYSDOT recently implemented an Archaeological Monitoring Plan for the Route 49 ADA Project in Constantia, NY and we fully intend to implement a similar plan in response to your letter dated April 21, 2021 for the Route 11 bridge project. If you have any questions or need additional information, please contact me at 315-428-4739 or [erin.cole@dot.ny.gov](mailto:erin.cole@dot.ny.gov).

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Erin Cole  
Cultural Resource Coordinator, Region 3

ecc: Jared Gross, Federal Highway Administration  
Chris Caraccilo, Cultural Resource Coordinator, Region 4  
Cindy Bell, NYSDOT Consultant Management, Region 3



# ONEIDA INDIAN NATION



JESSE J. BERGEVIN  
HISTORIC RESOURCES SPECIALIST

DIRECT DIAL: (315) 829-8463  
FACSIMILE: (315) 829-8473  
E-MAIL: [jbergevin@oneida-nation.org](mailto:jbergevin@oneida-nation.org)

## ONEIDA INDIAN NATION HOMELANDS

February 22, 2022

Erin S. Cole, RLA  
Regional Cultural Resource Coordinator  
New York State Department of Transportation, Central New York Region  
333 East Washington Street  
Syracuse, NY 13202

Re: PIN 3043.65  
BIN 4008540 Route 11 over Oneida River  
Towns of Cicero and Hastings  
Onondaga and Oswego Counties

Dear Ms. Cole,

On November 1, 2021, the Oneida Indian Nation (the "Nation") received a letter and documentation from the New York State Department of Transportation, Central New York Region (NYSDOT), concerning the Draft Memorandum of Agreement (MOA) for the Route 11 over Oneida River Bridge Replacement project (the "Project") in the Towns of Cicero and Hastings, Onondaga and Oswego Counties.

The Nation reviewed the MOA and had no comments regarding it. The Nation does not wish to be a signatory to the MOA, but does request consultation with NYSDOT if any historic or cultural resources concerns arise during the later stages of the Project.

If you have any questions, please call me at (315) 829-8463.

Very truly yours,

ONEIDA INDIAN NATION

A handwritten signature in black ink, appearing to read "Jesse J. Bergevin", with a long horizontal line extending to the right.

Jesse J. Bergevin