



Federal
Communications
Commission

Common Issues in Preparing an MOA

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- When an adverse effect is determined, you must send the draft MOA to both Steve DelSordo and Don Johnson for review and comment
 - You may not proceed beyond the draft without step one above
 - The FCC prefers MOA stipulations that provide a benefit to the affected historic property
 - The FCC and the ACHP will not approve or sign an MOA that provides a monetary payment to an institution without a scope of work to be accomplished within a specific time period

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- If another Federal agency is involved as a consulting party, you must notify both Steve DelSordo and Don Johnson
 - Unless the project is on Federal land, the FCC is the lead agency for S106 and has the responsibility for the final decision
 - If a Tribal Nation is involved as a consulting party, you must notify Steve DelSordo and Don Johnson
 - The tower proponent is responsible for inviting the ACHP to participate in the MOA
 - The tower proponent is responsible for inviting the NPS if there is an adverse effect to a NHL

FCC tends to prefer mitigation projects such as:

- Historic Site Surveys
- National Register Nominations
- Publications and Signs
- Cell Phone Tours
- TCP and Landscape Studies
- Approved alterations to the tower and communications platforms
- Landscaping and other stealth features