



UNITED STATES MARINE CORPS
MARINE CORPS INSTALLATIONS EAST-MARINE CORPS BASE
PSC BOX 20005
CAMP LEJEUNE NC 28542-0005

MCIEAST-MCB CAMLEJO 5090.8A
G-F
JUL 28 2017

MARINE CORPS INSTALLATIONS EAST-MARINE CORPS BASE CAMP LEJEUNE
ORDER 5090.8A

From: Commander
To: Distribution List

Subj: MARINE CORPS BASE CAMP LEJEUNE AND MARINE CORPS AIR
STATION NEW RIVER ARCHAEOLOGICAL AND HISTORIC PROPERTIES
MANAGEMENT

Ref: (a) National Historic Preservation Act of 1966, and
amendments therein (54 U.S.C. 300101 et seq.)
(b) 16 U.S.C. 470aa to 470mm Archaeological Resources
Protection Act of 1979 (NOTAL)
(c) DOD Instruction 4715.16, "Cultural Resources
Management," September 18, 2008
(d) MCO P5090.2A
(e) Integrated Cultural Resources Management Plan,
MCB CAMLEJ 2012-2017
(f) MCO 5090.4A

1. Situation. This Order formally establishes a program to direct and coordinate the archaeological and historic resources management program in and on the waters and land of Marine Corps Base Camp Lejeune (MCB CAMLEJ) and Marine Corps Air Station New River (MCAS NR). This Order sets forth regulations and establishes responsibilities associated with management of archaeological and historic (cultural) resources located in and on waters and land of MCB CAMLEJ and MCAS NR.

2. Cancellation. MCIEAST-MCB CAMLEJO 5090.8.

3. Mission. Consistent with Federal law and Marine Corps policy, to enhance and sustain the military mission at MCB CAMLEJ and MCAS NR with an integrated approach to cultural resource management.

a. Background

(1) In accordance with reference (a), a program to preserve historic properties in the United States was

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established which requires that "The heads of all Federal agencies shall assume responsibility for the preservation of historic properties which are owned or controlled by such agency. Each Federal agency shall establish, unless exempted, in consultation with the Secretary, a preservation program for the identification, evaluation, and nomination to the National Register of Historic Places (NRHP), and protection of historic properties. Each Federal agency shall initiate measures to assure that where, as a result of Federal action or assistance carried out by such agency, a historic property is to be substantially altered or demolished, timely steps are taken to make or have made appropriate records, and that such records then can be deposited for future use and reference". Sections 110(g) and 302 of reference (a) authorize the expenditure of funds for preservation purposes. Section 111 authorizes leases, exchanges, and management contracts to be used for ensuring preservation of cultural resources.

(2) Per reference (a), as early as possible before an agency makes a final decision concerning an undertaking, Section 106 requires Federal agencies to take into account the effects of an undertaking on any district, site, building, structure, or object listed or eligible for listing on the NRHP. The Advisory Council on Historic Preservation must be afforded an opportunity to comment on any undertaking which has the potential to affect eligible or listed NRHP properties.

(3) In accordance with reference (a), the Secretary of Interior, through the National Park Service (NPS), administers the NRHP. The NRHP is a listing of districts, sites, buildings, structures, and objects significant on the national, regional or local level in American history, architecture, archeology, engineering, and culture. The NPS also creates standards for maintenance and rehabilitation of historic buildings, provides interagency archaeological services, and offers technical assistance for recording historic properties prior to destruction.

(4) Reference (b) provides for the protection against unauthorized excavation, removal, alteration, or defacement of archaeological resources, and requires permits be issued for authorized excavations. Persons who, without authorization, excavate, remove, damage, alter, or deface archaeological resources may be assessed civil penalties. The civil penalties

may be the full cost of restoration and repair of the archaeological resources plus the full archaeological or commercial value of archaeological resources destroyed or not recovered. A subsequent violation of reference (b) may be assessed double the costs mentioned above. Additionally, a known violation of reference (b) is a criminal act punishable with a fine and imprisonment for up to two years, or up to five years for subsequent violations. Consistent with reference (b), use of a metal detector for other than official purposes is prohibited.

(5) Reference (c) establishes a policy of integrating archaeological and historic preservation requirements with the planning and management of Department of Defense (DoD) activities.

(6) Reference (d) identifies development and implementation of a Historic and Archaeological Resource Protection Program and the Integrated Cultural Resource Management Plan (ICRMP).

b. Management. Accordingly, reference (e) directs the management of Marine Corps Installations East-Marine Corps Base Camp Lejeune (MCIEAST-MCB CAMLEJ) cultural resources. The ICRMP is the Installations' means of compliance with Federal law, DoD instruction, and Marine Corps directives. This will be used by planners, engineers, land and natural resources managers, military training personnel, construction personnel, archeologists, historians, architects, and cultural resource managers in the management of the archaeological and historic resources at Camp Lejeune and New River.

c. Summary of Revision

(1) Change made to update reference (a) which has moved to 54 U.S. Code.

(2) Updated other references and delete unnecessary references.

(3) A statement was added to paragraph 3a(4) prohibiting the use of metal detectors for other than official purposes in accordance with reference (b).

4. Execution

a. Commander's Intent and Concept of Operations.

Organizational commanders, area commanders, and general and special staff departments shall, on a continuing basis, integrate the ICRMP with other applicable activities, programs and plans.

(1) Commander's Intent. Ensure archaeological and historic properties, including archaeological sites and historic buildings and districts, are protected at the site of discovery until cognizant authorities have evaluated their significance in accordance with the requirements of references (a) through (e) and this Order.

(2) Concept of Operations

(a) A listing of known cultural resources will be maintained by the Head, MCIEAST-MCB CAMLEJ Environmental Conservation Branch (ECB).

(b) As these sites are surveyed and evaluated, they will be marked on maps and on the ground to protect those eligible for the NRHP.

(c) Tracked vehicles and troop maneuvers may continue in areas presently designated for those activities. Operations or projects on or around known sites shall require approval from the Head, MCIEAST-MCB CAMLEJ ECB.

(d) If any previously unknown archaeological sites are discovered during construction, military maneuvers, or other activities, immediately stop all ground-disturbing activity in the vicinity of the sites, and notify the Head, MCIEAST-MCB CAMLEJ ECB.

(e) If human remains are discovered, immediately stop all ground disturbing activities to avoid further disinterment. Notify the MCIEAST-MCB CAMLEJ ECB and the Provost Marshal so that a determination can be made as to whether the remains are archaeological.

b. Tasks

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(1) The Conservation Law Enforcement Office (CLEO) shall: Fulfill a vital role for effective implementation of the ICRMP and the cultural resources management program in general, as described in reference (f).

(2) Enforcement. Consistent with reference (f), provisions of this Order shall be enforced by CLEO. CLEO is authorized to enforce reference (b), or any DoD order pertaining to the protection of archaeological resources. CLEO will have authority to detain and inspect any person(s) whom they have reasonable grounds to believe is committing a violation of this Order. Any person who violates the prohibitions listed in reference (b), or provisions of any permits issued under reference (b), will be subject to prosecution under Federal law.

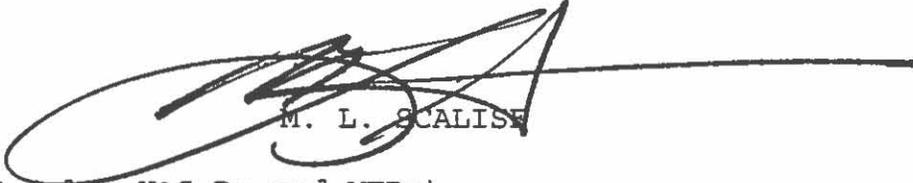
5. Administration and Logistics. Recommendations concerning the contents of this Order will be submitted to the Commanding General, MCIEAST-MCB CAMLEJ (Attn: Assistant Chief of Staff, G-F) via the appropriate chain of command. Orders issued by this headquarters and done electronically at:

<http://www.mcieast.marines.mil/Staff-Offices/Adjutant/>

6. Command and Signal

a. Command. This Order applies to all DoD agencies, military organizations, or other authorized activities conducting actions in the vicinity of archaeological and historical resources located on or under the management of MCB CAMLEJ and MCAS NR.

b. Signal. This Order is effective the date signed.



M. L. SCALISE

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