

## Oregon Parks and Recreation Commission

September 14, 2016

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Agenda Item:	8a	Information
Topic:	Heritage Division Update	
Presented by:	Christine Curran, Heritage Division Manager, Deputy SHPO	

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### Heritage Grants Report

This past spring, Heritage Division awarded over \$300,000 in grants through three of our grant programs. The breakdown is summarized below and detailed in the attached reports.

- The Historic Cemetery grants, approved by the Oregon Commission on Historic Cemeteries, awarded \$62,400 to 15 projects. Cemetery grants are funded in part by Lottery funds and in part by funds from a private trust.
- The Museum grants, approved by the Oregon Heritage Commission, awarded \$54,955 to 11 projects. Museum grants are funded primarily with Lottery funds, occasionally supplemented with funds from the Oregon Cultural Trust.
- The Preserving Oregon grants, approved by the State Advisory Committee on Historic Preservation, awarded \$189,240 to 13 projects. Preserving Oregon grants are funded with a combination of Lottery funds and Oregon Cultural Trust dollars.

It is important to note that in most of our grant programs, requests regularly out-pace our ability to fund. Preserving Oregon is particularly difficult – we were only able to fund 28% of applicants this year. We funded less than 50% of applicants with the Museum grants. As a result, we will be focusing on ways to increase funding for these grant programs in the years ahead.

### DLCD Enlists SHPO Assistance with Goal 5 Rule Amendments

The Governor's Office has requested Department of Land Conservation and Development (DLCD) to explore amendments to the Goal 5 rule that guides local preservation laws in Oregon. Goal 5 links local regulation to the federal National Register of Historic Places program, which can lead to inconsistent application of owner consent laws and inconsistent levels of protection for historic resources across the state, neither of which was intended in the original legislation. DLCD has asked the SHPO to assist as subject-matter experts and as the administrators of the National Register program in Oregon. The rule-making process is currently underway.

## **National Trust and Lawmakers Visit Eagle Point's Butte Creek Mill**

On Christmas Day 2015, the Jackson County city of Eagle Point lost its most treasured local icon, the Butte Creek Mill, to a dramatic fire. Long recognized as the center of the community, the mill had been in continuous operation since 1873. Eagle Point resident, Eleanor St. Laurent, brought together on August 1<sup>st</sup> several senior staff from the National Trust for Historic Preservation, Senator Ron Wyden, the SHPO, and other local partners to generate support and strategize for the rebuilding of the mill. St. Laurent is a former member of the Oregon Parks and Recreation Commission, former member of the State Advisory Committee on Historic Preservation, and current supporter of the Oregon State Parks Foundation. Rebuilding efforts will likely require involvement from the SHPO, given that the mill is listed in the National Register of Historic Places and may be able to apply for heritage grants and/or state or federal tax incentives, depending on the rehabilitation plan.

**Prior Action by Commission:** none

**Action Requested:** none

**Attachments:** Heritage Grant Reports

**Prepared by:** Christine Curran

## 2016 Historic Cemetery Grants

### Heritage and Community Programs, Oregon Parks and Recreation Department

#### Funded

Applicant	Project Description	Grant Request	Grant Award
Canby	Repair 26 makers and train 10 volunteers to clean 30 markers at Baker Prairie Cemetery in Canby. Create flyers, programs, and promotional material for a re-dedication event. Install an interpretive plaque in association with Canby's Heritage Trail.	\$6,200	\$6,200
Clatsop Community College	Conduct a workshop to assess and restore/reconstruct deteriorated and missing stained glass windows in the Ocean View Abbey Mausoleum.	\$4,085	\$4,085
Cottage Grove Historical Society	Create interpretive signage near the McFarland Cemetery in Cottage Grove.	\$2,680	\$2,680
Harney County	Repair fence at Silver Creek Cemeteries in Harney County.	\$2,740	\$1,500
IOOF Lodge #8 Cemetery	Remove 5 trees from the IOOF Cemetery in Roseburg.	\$8,000	\$8,000
Missouri Flat Cemetery Assoc	Remove 6 trees and trim 10 trees in the Missouri Flat Cemetery in Jackson County.	\$5,000	\$5,000
Mt. Union Cemetery Assoc	Remove on large fir tree.	\$4,475	\$4,475
Oregon City	Install security cameras at Mountain View Cemetery in Oregon City.	\$7,710	\$7,710
Pendleton	Install an interpretive sign at the Pioneer Park Cemetery in Pendleton.	\$815	\$815
Rose Hill Cemetery	Level and clean five grave markers and remove concrete from one plot at the Rose Hill Cemetery in Sherman County.	\$2,490	\$2,490
Southern Oregon University	Create and distribute a self-guided informational brochure for each of ten historic cemeteries in Jackson County.	\$2,000	\$2,000
St. Johns Lodge #17 Masonic Cemetery Assoc	Repair 46 grave markers, and prune trees in the Albany Masonic Cemetery.	\$5,945	\$5,945
Westfall Cemetery	Install a sign and complete mowing at the Westfall Cemetery in Malheur County.	\$2,000	\$1,000

May 24, 2016

2016 Historic Cemetery Grants

**Funded**

<b>Applicant</b>	<b>Project Description</b>	<b>Grant Request</b>	<b>Grant Award</b>
Willamette Valley Jewish Community Burial Society	Repair, level, and clean 18 headstones. Create and install an informational kiosk with a map and interpretive information and develop a website for the Waverly Jewish Cemetery in Albany.	\$5,000	\$5,000
Woodville Cemetery	Remove hazard trees from the Woodville Cemetery in Jackson County.	\$5,200	\$5,500
<b>Funded Totals</b>		<b>Number of Applications: 15</b>	<b>\$64,340 \$62,400</b>

**Not Funded**

<b>Applicant</b>	<b>Project Description</b>	<b>Grant Request</b>	<b>Grant Award</b>
Baker City	Restore five leaded windows in the Mt. Hope Abbey Mausoleum in Baker City.	\$8,000	
Blue Mountain (Kees) Cemetery Friends	Repair and reset 16 memorial stones.	\$4,000	
Deadwood Pioneer Cemetery	Install 36 gravestones on unmarked & poorly marked graves, erect a well house for water, and install 4 trail cameras for security Deadwood Pioneer Cemetery in Lane County.	\$7,025	
Fort Klamath Cemetery Assoc	Repair and level 50-60 headstones and 2 benches at the Fort Klamath Historical Cemetery in Klamath County.	\$3,820	
Friends of Jacksonville's Historic Cemetery	Install an information kiosk with map and block posts in the City Section of the Jacksonville Historic Cemetery.	\$3,750	
Japanese Ancestral Society of Oregon	Repair and clean approximately 10 headstones, repair calligraphy of approximately 10 headstones, repair fence and gate, improve landscaping at the Japanese Cemetery at Rose City Cemetery in Portland.	\$7,830	
Jefferson	Fence new section of the cemetery and install an information board with map at the Jefferson Historic Cemetery in Jefferson.	\$7,180	
Lee Mission Cemetery	Repair and replace the roof of the shed at Lee Mission Cemetery in Salem.	\$4,940	
Nehalem Valley Historical Society	Trim trees and shrubs in 15 plots, install an interpretive sign and install a fence at Historic Nehalem American Legion Cemetery in Nehalem.	\$8,450	
Robert Bird Cemetery, Inc	Install a sign and row markers at the Robert Bird Cemetery in Clackamas County.	\$9,815	

May 24, 2016

2016 Historic Cemetery Grants

**Not Funded**

<b>Applicant</b>	<b>Project Description</b>	<b>Grant Request</b>	<b>Grant Award</b>
Wagner Creek Cemetery Assoc	Install block and corner markers in the Stearns-Wagner Creek Cemetery.	\$1,710	
<b>Not Funded Totals</b>		<b>Number of Applications: 11</b>	<b>\$66,520</b>
<b>Grand Totals</b> (all applications)		<b>Number of Applications: 26</b>	<b>\$130,860</b>
			<b>\$62,400</b>

## 2016 Museum Grants

### Heritage and Community Programs, Oregon Parks and Recreation Department

#### Funded

Applicant	Project Description	Grant Request	Grant Award	Match	Overmatch	
Cannon Beach History Center	Complete the climate controls cases for the cannon exhibit at the Cannon Beach History Center.	\$5,000	\$5,000	\$5,000	\$17,450	
Clackamas County Hist Soc	Develop and present "Kitchen Stories" exhibit and "But What Did They Eat" public programming for the Stevens Crawford Heritage House in Oregon City.	\$8,600	\$8,600	\$8,695	\$0	
Columbia Gorge Discovery Center	Provide educational activities for the commemoration of the Historic Columbia River Highway, including a speaker series at the Columbia Gorge Discovery Center.	\$2,055	\$2,055	\$2,055	\$1,015	
Gilliam County Historical Society	Bring lighting and electricity to buildings in the complex of the Gilliam County Historical Society in Condon.	\$8,000	\$8,000	\$2,500	\$0	
Hallie Ford Museum	Develop and install an exhibit of "outside artist" Russell Childers and create an exhibit catalog at the Hallie Ford Museum of Art in Salem.	\$7,750	\$3,500	\$7,750	\$5,500	
High Desert Museum	Consult with Tribal representatives and the museum community to develop an approach to collections care for the High Desert Museum in Deschutes County that is informed by the cultures or 'source communities' from which the objects come.	\$5,835	\$5,835	\$5,835	\$1,180	
Klamath County Museums	Purchase archival boxes, sleeves, and packing material to re-house the Klamath County Museum photograph and negative collections.	\$8,000	\$8,000	\$2,000	\$0	
North Lincoln County Historical Society	Present a tour that will comprise stories and legends told by a tour group leader on a bus trip to Pioneer Cemetery, and guests will go on a night-time walking tour where they will meet six permanent residents who will tell them about their life and times.	\$5,200	\$5,200	\$5,200	\$2,900	
Salem Art Association	Scan, organize and make available online, the collection of letters to Asahel Bush II.	\$5,300	\$5,300	\$5,300	\$13,460	
Shelton-McMurphey-Johnson House	Rehouse and shelve the SMJ's permanent collection with archival standards.	\$1,345	\$1,345	\$725	\$0	
Washington County Museum	Create a historic photograph activity for the Museum's Dynamic Field Trip program utilizing View Masters.	\$2,120	\$2,120	\$2,120	\$0	
<b>Funded Totals</b>		<b>Number of Applications: 11</b>	<b>\$59,205</b>	<b>\$54,955</b>	<b>\$47,180</b>	<b>\$41,505</b>

**Not Funded**

<b>Applicant</b>	<b>Project Description</b>	<b>Grant Request</b>	<b>Grant Award</b>	<b>Match</b>	<b>Overmatch</b>
Baker Heritage Museum	Catalog, preserve, and make available to the public historically significant documents and artifacts in relation to the film "Paint Your Wagon" that was filmed in Baker County in 1968-1969. Create and install a "Paint Your Wagon" exhibit in the Central Gallery of the Baker Heritage Museum in Baker City.	\$6,500		\$4,250	\$0
Benton County Historical Society & Museum	Install shelves and art racks in the storage facility in Philomath.	\$4,810		\$5,000	\$0
Clatsop County Historical Society	Develop and install an exhibit depicting the use and care of Natural Resources in Clatsop County at the Heritage Museum in Astoria.	\$7,500		\$7,500	\$12,020
Columbia County Museum Assoc	Develop a mobile-friendly, interactive St. Helens Historic Walking Tour.	\$5,170		\$5,170	\$5,090
Coquille Valley Historical Society	Document and label all artifacts in the Industries Display room	\$4,380		\$9,240	\$0
Deschutes County Historical Society	Digitize the Bend Bulletin Newspaper Photograph Collection 1970-2000.	\$7,400		\$7,200	\$0
Eugene Debbs Potts Foundation	Complete the expansion of the Eugene Debbs Potts museum in Josephine County.	\$2,800		\$2,800	\$5,330
Fort Rock Valley Historical Society & Homestead Museum	Rehouse and organize the archives to folder and box level, to archival standards, and make a finding aid available online.	\$6,410		\$750	\$0
Oregon Historical Society	Develop an interactive exhibit that offers a space for children to actively engage in the history of the diverse peoples of Oregon through artifacts at the Oregon History Center in Portland.	\$8,000		\$8,000	\$46,600
Oregon Jewish Museum	Make available online 125 interviews with Holocaust survivors and American Armed Service veterans.	\$7,360		\$7,360	\$12,040
Oregon Nikkei Endowment	Digitize historically significant materials related to the Japanese American experience and make them available online.	\$7,000		\$4,000	\$0
Union	Design and print a historic property brochure of Union.	\$1,250		\$1,250	\$0
<b>Not Funded Totals</b>		<b>Number of Applications: 12</b>	<b>\$68,580</b>	<b>\$62,520</b>	<b>\$81,080</b>

**Grand Totals** (all applications)

**Number of Applications:** 23

**\$127,785**

**\$54,955**

**\$109,700**

**\$122,585**

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## 2016 Preserving Oregon Grants

### Heritage and Community Programs, Oregon Parks and Recreation Department

#### Funded

Applicant	Project Description	Grant Request	Grant Award	Match	Overmatch	
Hollywood Theatre	Install historically accurate doors on the Hollywood Theatre in Portland.	\$20,000	\$20,000	\$20,000	\$25,750	
Main Street Myrtle Creek Association	Restore the sign of the Rio Thearer in Myrtle Creek.	\$3,000	\$2,500	\$2,500	\$0	
Olson, Gregg	Restore the front facade, including the northeast corner display windows, in the 1912 Deidrich Building in Stayton.	\$20,000	\$20,000	\$20,000	\$0	
Revitalize Ontario!	Restore the facades of the Lackey Building in Ontario.	\$11,745	\$11,745	\$11,745	\$3,155	
Seaman, Donald	Remove wood facade to expose the original brick and glass on 436 Main in Klamath Falls.	\$10,000	\$10,000	\$10,000	\$0	
<b>Funded Totals</b>		<b>Number of Applications: 5</b>	<b>\$64,745</b>	<b>\$64,245</b>	<b>\$64,245</b>	<b>\$28,905</b>

#### Not Funded

Applicant	Project Description	Grant Request	Grant Award	Match	Overmatch
Christman, Steve	Restore the façade of 1212 Jefferson Avenue in La Grande.	\$20,000		\$20,000	\$0
Colligan, Joseph	Restore the facade of 160 E Alsea Hwy in Waldport.	\$5,000		\$5,000	\$0
JZH Philip Foster Farm	Restore the exterior of the Burnett House in Clackamas.	\$20,000		\$20,000	\$30,020
McConnell, Greg	Expose and repaint the original exterior of 650 8th Street in Myrtle Point.	\$4,920		\$4,920	\$0
The Dalles Main Street Program	Repair and restore the clock tower on 311 Union Street in The Dalles.	\$20,000		\$20,000	\$10,000
<b>Not Funded Totals</b>		<b>Number of Applications: 5</b>	<b>\$69,920</b>	<b>\$69,920</b>	<b>\$40,020</b>

**Grand Totals** (all applications)

**Number of Applications:** 10

\$134,665

\$64,245

\$134,165

\$68,925

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## 2016-1 Preserving Oregon Grants

### Heritage and Community Programs, Oregon Parks and Recreation Department

#### Funded

Applicant	Project Description	Grant Request	Grant Award	Match	Overmatch		
Applegate House Heritage, Arts & Education	Archaeological field study of the Applegate homestead cabin site and the possible dwelling site of Native people in Douglas County.	\$5,000	\$5,000	\$5,000	\$14,880		
Cottage Grove	Restore the exterior cement stucco on the two main facades of the Cottage Grove Armory.	\$20,000	\$20,000	\$20,000	\$0		
Drexel Heritage Foundation	Repair the brick and mortar at the Vale (Drexel) Hotel in Vale.	\$20,000	\$20,000	\$20,000	\$4,885		
First Presbyterian Church	Restore and repair windows plus an entry doorway on the east facade of Fellowship Hall, a 1936 addition to First Presbyterian Church in Astoria	\$20,000	\$8,000	\$20,000	\$0		
Pacific Railroad Preservation Association	Inspect and repair the engine as required under Federal law to operate.	\$20,000	\$20,000	\$20,000	\$138,575		
Port Orford	Repair skirting, flashing and install gutters and water wells at the Lindberg (906 N Washington) House in Port Orford.	\$20,000	\$20,000	\$20,000	\$7,000		
Rivoli Coalition	Conduct test excavations in basement of historic Rivoli theater to determine the presence potential impacts of planned construction, determine presence of cultural materials and assess their significance.	\$12,880	\$12,880	\$12,880	\$895		
Wallowa	Restore the cedar shingle roofs on the Storage/Fire equipment building and Garage on the Wallowa Forest Service compound in Wallowa.	\$19,115	\$19,115	\$20,000	\$0		
<b>Funded Totals</b>							
		<b>Number of Applications:</b>	<b>8</b>	<b>\$136,995</b>	<b>\$124,995</b>	<b>\$137,880</b>	<b>\$166,235</b>

#### Not Funded

Applicant	Project Description	Grant Request	Grant Award	Match	Overmatch
Allman, Carolyn	Restore and seal the advertising mural on the Westside Livery Stable in Medford.	\$7,585		\$7,590	\$0
Astoria	Restore the 1924 M & N Building in downtown Astoria.	\$10,000		\$10,000	\$0

**Not Funded**

<b>Applicant</b>	<b>Project Description</b>	<b>Grant Request</b>	<b>Grant Award</b>	<b>Match</b>	<b>Overmatch</b>
Baker Heritage Museum	Replace the roof of the Adler House Museum in Baker City.	\$20,000		\$16,435	\$0
Charlton, Bernice	Complete brick and mortar repair on all four sides of the building for the upper 10 feet of the Long Branch building in Weston.	\$20,000		\$20,000	\$0
Chown Pella Homeowners Assn	Restore and stabilize the water towers of the Chown Pella Building in Portland.	\$15,000		\$15,000	\$11,365
Clements, Max	Replace roof on 241 S Main Street in Union.	\$20,000		\$20,000	\$3,000
Community Center for the Performing Arts	Complete exterior preservation of the Woodmen of the World Hall in Eugene.	\$5,950		\$5,950	\$0
Drexel Heritage Foundation	Plumbing improvements and stair installation to meet code requirements for use of the second floor at the Grand Opera House in Vale.	\$20,000		\$20,000	\$13,800
Halprin Landscape Conservancy	Refurbish historic drinking fountains in Lovejoy Fountain Park and Pettygrove Park in Portland.	\$20,000		\$20,000	\$7,360
Hillsboro	Replace the roof and gutters on the Masters house in Washington County.	\$20,000		\$20,000	\$60,000
Hoover, Brent	Repair bumblng at the Grove Café in Cottage Grove.	\$9,000		\$9,000	\$0
Jordan Schnitzer Museum of Art	Repair the "Two Pans and Pipes" sculpture and fountain a the Jordan Schnitzer Museum of Art in Eugene.	\$14,650		\$14,650	\$0
JPR Foundation	Stabilization and restoration of interior features of the Holly Theatre in Medford.	\$20,000		\$20,000	\$0
Koch, Steven	Reside gables, repair five windows and two chimneys of the Case House in Aurora.	\$0		\$0	\$0
Lane County Historical Society and Museum	Rehabilitate the Lane County Clerk's Building in Eugene.	\$3,500		\$3,500	\$345
Lee Mission Cemetery	Repair, seal and repaint the Diamond Square Railing in the Lee Mission Cemetery in Salem.	\$1,710		\$1,715	\$0
Oregon City	Repair the brick and mortar and windows of the Carnegie Library in Oregon City.	\$20,000		\$20,000	\$34,700
Quezada, Jose	repair the bricks of the Old City Hall building in Pendleton.	\$20,000		\$20,000	\$110,000

**Not Funded**

<b>Applicant</b>	<b>Project Description</b>	<b>Grant Request</b>	<b>Grant Award</b>	<b>Match</b>	<b>Overmatch</b>
Santiam Heritage Foundation	Make seismic improvements to the cellar at 425 N 1st Avenue in Stayton.	\$1,070		\$1,075	\$0
Scappoose	Repair the porch of the Watts House in Scappoose.	\$20,000		\$20,000	\$0
Shelton-McMurphey-Johnson House	Repair the windows of the Shleton-McMurphy-Johnson House in Eugene.	\$10,000		\$10,000	\$47,000
Southern Oregon Historical Society	Complete rehabilitation of the Hanley Farm water tower in Jackson County.	\$5,425		\$5,425	\$0
Tillamook	Repair and/or replace the roof of the Tillamook City Hall.	\$20,000		\$20,000	\$82,600
Tillamook	Restore the mural and upgrade the lobby of the Tillamook City Hall.	\$20,000		\$20,000	\$0
Umatilla National Forest	Replace foundation of the HooDoo Guard Station cabin in Wallowa County.	\$13,225		\$13,225	\$0
UO John Yeon Center	Reroof and repair the downspouts of the Watzek House in Portland.	\$20,000		\$20,000	\$3,260
USFS Hood River Ranger District	Stabilize and rehabilitate the Tilly Jane Ski Warming Hut in Hood River County.	\$20,000		\$20,000	\$29,210
Van Appel, Brad	Repair roof of the Burkholder Woods Building in Cottage Grove.	\$20,000		\$20,000	\$0
<b>Not Funded Totals</b>		<b>Number of Applications: 28</b>	<b>\$397,115</b>	<b>\$393,565</b>	<b>\$402,640</b>
<b>Grand Totals</b> (all applications)		<b>Number of Applications: 36</b>	<b>\$534,110</b>	<b>\$124,995</b>	<b>\$531,445</b>

## Oregon Parks and Recreation Commission

September 14, 2016

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Agenda Item: 8b

Information

Topic: Oregon Supreme Court Clarifies State Preservation Law

Presented by: Christine Curran, Heritage Division Manager, Deputy SHPO

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### The Background

Oregon's land-use laws require local jurisdictions to protect historic properties. When this law was established in 1973, jurisdictions across the state began to designate properties as historic. They protected the properties with design review, demolition delay, and other regulations. In 1995, a provision was added to the law (197.772) that requires owner consent to designate a property as historic. In addition, the law addresses past designations by allowing an owner to remove a property from the inventory if that owner objected at the time of designation.

### The Case

A case recently came up last spring in Lake Oswego that questioned whether **subsequent** property owners can retroactively remove historic designations that were imposed on the property prior to 1995. In *Lake Oswego Preservation Society v. City of Lake Oswego*, an heir received a historic property after the original owner died, and is now claiming that since the original owner objected at the time of designation, that the right to object should pass to the subsequent owner.

The case went to the Land Use Board of Appeals (LUBA), who found that the law was not intended to allow subsequent owners who knowingly purchase a historic property to remove a designation. The Oregon Court of Appeals reversed LUBA's decision, finding that in cases where the original owner objected to the designation, the successor property owner should be able to remove the designation.

### The Ruling

On August 4, 2016, the Oregon Supreme Court ruled that the owner of a property designated as historic by a local government cannot require removal of that designation if the owner acquired the property after the designation had been imposed. In a unanimous decision, the Court reversed the decision of the Court of Appeals and affirmed the decision of LUBA.

## **The Implications**

Had the decision of the Court of Appeals stood, it is estimated that nearly 4,000 properties would have been at risk for designation removal and subsequent loss of protection. That logic led the Supreme Court to find that, under that decision, the historic preservation interest of Goal 5 would always be at risk because any designated property could be sold and the historic designation removed and “that would be contrary to the overall scheme of the historic preservation laws.”

The value of the Supreme Court’s decision, from the SHPO perspective, is that it will improve the consistency of the law’s applicability in jurisdictions across the state. It is also generally helpful to have the state Supreme Court reaffirm that historic preservation remains a value that is in the state’s interest to protect.

**Prior Action by Commission:** none

**Action Requested:** none

**Attachments:**

**Prepared by:** Christine Curran