

DEVELOPMENT PLANS NEAR BURIAL GROUNDS (IC 14-21-1-26.5)

The following information is needed from those individuals wishing to disturb the ground for the purpose of erecting, altering or repairing a structure within 100 feet of a cemetery.

The Division of Historic Preservation and Archaeology has 60 days to review the project. Please allow adequate time to submit your plan and have it reviewed by the office.

- ✓ Signed cover letter from the applicant with the following
 - *The person/persons conducting the project
 - *The overall nature and timeframe of the project
 - *The location for the project by section, township, range, county and address
 - *Any prior disturbance of the area
 - *A statement of whether federal or state funds or licenses are involved in the project

- ✓ Map showing the location of the cemetery in relation to the project showing:
 - *Construction details for activities within 100 feet of the cemetery
 - *Reference to nearby landmarks
 - *Location of the cemetery and project area on the appropriate United States Geological Survey 7.5' quadrangle map

- ✓ A description of the cemetery sufficient to evaluate the likely impact of the project, including:
 - *Any name of the cemetery
 - *The dates of use
 - *Historical documentation and information
 - *Precise boundaries that reference nearby landmarks. If documentation is not available to identify the cemetery boundaries, the applicant may be required to determine the boundaries through
 - Remote sensing
 - Investigation by archaeologist
 - Another scientific method approved by the Division
 - *The current physical condition of the cemetery

- ✓ A description of the grounds adjacent to and within 100 feet of the cemetery including:
 - *The nature, depth and degree of previous disturbances, including those caused by construction, excavation, grading, or filling
 - *A description of soils, by types, that are present, including an explanation of how they would be disturbed, graded, modified, removed, or otherwise treated
 - *A description of every structure
 - *A description of the activities anticipated to erect, alter, or repair a structure

*Areas that would contain new construction and footprints of the proposed construction areas

- ✓ Clear recent photographs of the cemetery and grounds adjacent to and within 100 feet of the cemetery
- ✓ If the application is not from the landowner, written permission from the owner of the cemetery and the owner of any area to be entered or disturbed during the project

These rules do not apply to a public utility (as defined by IC 8-1-2-(a)), a corporation (organized under IC 8-1-13), a municipally owned utility (IC 8-1-2-1(h)), a surface coal mining and reclamation operation (IC 14-34), or a government entity other than the state.

Electronic submissions are preferred. Please see the guidance at <https://www.in.gov/dnr/historic-preservation/review-and-compliance/submit/>. Submissions should be sent to DHPAReview@dnr.in.gov.

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