

1 professional qualified archeologist. Any investigation shall be designed to protect,
2 preserve, recover, or any combination of these activities, archeologically significant
3 deposits, sites, or features in the area of the proposed ground disturbing activity. It shall
4 be completed prior to the commencement of the proposed ground disturbing activity;

5 (c) Artifacts, both prehistoric and historic, recovered from the property after the effective
6 date of the Historic Façade Easement shall remain the personal property of the City of
7 Little Rock, Arkansas, unless otherwise provided by law. The Department of Arkansas
8 Heritage may choose to donate any or all artifacts to AHPP or to another educational or
9 museum organization with the prior written approval of AHPP. All artifacts professionally
10 excavated from archeological deposits, sites, or features on the property shall be preserved
11 according to the State Plan for the Conversation of Archeological Resources, as it may be
12 amended;

13 (d) The Department of Arkansas Heritage shall take all reasonable precautions to protect
14 archeological deposits, sites or features on the property from looting, vandalism, erosion,
15 mutilation, or destruction from any cause. The Department of Arkansas Heritage shall
16 notify AHPP as soon as practicable but within thirty (30) calendar days following
17 discovery or knowledge of any looting, vandalism, erosion, mutilation, or destruction of
18 archeological deposits, sites, or features on the property.

19 (e) No archeological activities of any kind, including but not limited to the use of
20 non-invasive technologies, may take place on the property without the express written
21 consent of AHPP. Relic hunting of any kind on the property is expressly forbidden.

22 **Section 3. Severability.** In the event any title, section, paragraph, item, sentence, clause, phrase, or
23 word of this resolution is declared or adjudged to be invalid or unconstitutional, such declaration or
24 adjudication shall not affect the remaining portions of the resolution which shall remain in full force and
25 effect as if the portion so declared or adjudged invalid or unconstitutional were not originally a part of the
26 resolution.

27 **Section 4. Repealer.** All laws, ordinances, resolutions, or parts of the same, that are inconsistent with
28 the provisions of this resolution, are hereby repealed to the extent of such inconsistency.

29 **ADOPTED: September 5, 2017**

30 **ATTEST:**

APPROVED:

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33 **Susan Langley, City Clerk**

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33 **Mark Stodola, Mayor**

1 **APPROVED AS TO LEGAL FORM:**

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4 **Thomas M. Carpenter, City Attorney**

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