

## APPENDIX A

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### Resource Agency Coordination

#### *Since the Publication of the Environmental Assessment*

*November 16, 2010: FHWA submittal of EA and Section 4(f) Evaluation to U.S. Department of the Interior*

*December 8, 2010: FHWA Legal Sufficiency Review  
Section 4(f) Evaluation*

*January 12, 2011: U.S. Department of the Interior  
submittal of comments on EA and Section 4(f)  
Evaluation*





U.S. Department  
of Transportation  
**Federal Highway  
Administration**

Kentucky Division Office  
José M. Sepúlveda, Division Administrator

November 16, 2010

330 West Broadway  
Frankfort, KY 40601  
PH. (502) 223-6720  
FAX (502) 223-6735

Mr. Willie R. Taylor, Director  
Office of Environmental Policy and Compliance  
U.S. Department of the Interior  
Main Interior Building, MS 2462  
1849 C Street, NW  
Washington, DC 20240

Dear Mr. Taylor:

Enclosed is a CD-ROM containing the approved Environmental Assessment (EA) and 4(f) determination for the US 127 Reconstruction project in Clinton and Russell Counties, Kentucky. The Federal Highway Administration (FHWA) has reviewed the enclosed documents and on June 24, 2010, approved the EA. Pursuant to 23 CFR 771.135(i) the FHWA is requesting that the U.S. Department of the Interior review and comment on the enclosed NEPA document and 4(f) determination.

If you have any questions please contact Anthony Goodman at [anthony.goodman@dot.gov](mailto:anthony.goodman@dot.gov) or (502) 223-6742.

Sincerely yours,

Anthony Goodman  
Environmental Specialist

Enclosure

cc: David Waldner (KYTC)





**From:** Anthony.Goodman@dot.gov  
**Sent:** Wednesday, December 08, 2010 3:47 PM  
**To:** Tim.Foreman@ky.gov; Amanda.Abner@ky.gov; David.Waldner@ky.gov; Springer, Tom; Wehner, Jane  
**Subject:** FW: US 127 Reconstruction Project 4F

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**From:** Hardiman-Tobin, Gloria (FHWA)  
**Sent:** Wednesday, December 08, 2010 3:39 PM  
**To:** Goodman, Anthony (FHWA)  
**Cc:** Bender, Carol (FHWA); Sepulveda, Jose (FHWA)  
**Subject:** RE: US 127 Reconstruction Project 4F

Anthony,

Pursuant to 23 C.F.R. § 774.7(d), I have reviewed the Draft Section 4(f) Evaluation for the U.S. 127 Reconstruction Project in Clinton and Russell Counties, KY for legal sufficiency.

I am **tentatively** of the opinion that: (1) there are no feasible and prudent avoidance alternatives, (2) the project includes all possible planning to minimize harm to the Section 4(f) property(ies), and (3) the project will comply with other related laws including Section 6(f) of the Land and Water Conservation Fund Act ( if applicable). This **tentative** conclusion is based on the information provided in the Mitigation, Avoidance Alternatives, Measures to Minimize Harm, and Coordination sections of the document.

Once you have concluded the coordination process and public comment period. Please forward the Final Section 4(f) to my attention.

Overall, I thought the document was sufficiently documented and well written.

Thank you,

Gloria Hardiman-Tobin  
Assistant Chief Counsel-SLS





# United States Department of the Interior

OFFICE OF THE SECRETARY  
Office of Environmental Policy and Compliance  
Richard B. Russell Federal Building  
75 Spring Street, S.W.  
Atlanta, Georgia 30303



ER 10/992

January 12, 2011

Mr. Jose Sepulveda  
Division Administrator  
Federal Highway Administration  
330 West Broadway  
Frankfort, Kentucky 40601

Re: Comments for the Draft Environmental Assessment and Section 4(f) for US-127  
Reconstruction and Relocation, KY-90 to the Jamestown Bypass

Dear Mr. Sepulveda:

The Department of the Interior (Department) has reviewed the Draft Environmental Assessment and Section 4(f) evaluation for the proposed US-127 Reconstruction and Relocation, KY-90 to the Jamestown Bypass located in Clinton and Russell Counties, Kentucky. The Department offers the following comments and recommendations for your consideration.

## **General Comments**

We welcome this opportunity to cooperate with the Federal Highway Administration (FHWA) and the Kentucky Transportation Cabinet (KYTC) in evaluating the proposed road improvements.

## **Section 4(f) Comments**

The draft Section 4(f) evaluation adequately describes a range of avoidance alternatives, the affected Section 4(f) resources, and discloses potential project impacts to those resources.

The preferred alternative, Alternative D, would adversely affect one eligible National Register of Historic Places resource. A finding of Adverse Effect was found for the Creelsboro Rural Historic District.

The draft Section 4(f) evaluation details an ongoing coordination effort with the Kentucky State Historic Preservation Officer (SHPO) in compliance with Section 106 of the National Historic

Preservation Act. The document notes that discussions with the SHPO have been initiated to complete a Memorandum of Agreement (MOA) to address measures to mitigate impacts to the District.

### Summary Comments

The Department has no objection to Section 4(f) approval of this project, contingent on the subsequent full execution of the requirements identified in the proposed MOA with the SHPO.

The Department has a continuing interest in working with the FHWA and the KYTC to ensure that impacts to resources of concern to the Department are adequately addressed. For matters related to Section 4(f) resources, please contact the National Park Service, Southeast Regional Office; Atlanta Federal Center, 1924 Building; 100 Alabama Street, S.W.; Atlanta, Georgia, 30303; telephone (404) 507-5710. I can be reached on (404) 331-4524 or via email at [gregory\\_hogue@ios.doi.gov](mailto:gregory_hogue@ios.doi.gov).

Sincerely,

A handwritten signature in black ink, appearing to read 'Gregory Hogue', with a stylized flourish at the end.

Gregory Hogue  
Regional Environmental Officer

cc: Jerry Ziewitz – FWS  
David Vela – NPS  
Brenda Johnson – USGS  
OEPC – WASH