

APPENDIX A

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 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

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.

Sincerely,

A handwritten signature in black ink, appearing to read 'Gregory Hogue', written over a faint circular stamp or watermark.

Gregory Hogue
Regional Environmental Officer

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