

Section 106 Clearance Documentation

Laura.Haas

From: Laura.Haas
Sent: Wednesday, January 22, 2014 1:06 PM
To: Laura.Haas
Subject: FW: Project Clearance Updated Request: NH C020-027; US 50 West McCulloch to Wills; SA 19056

- CDOT, Craig [<mailto:craig.clark@state.co.us>]

Sent: Tuesday, January 14, 2014 2:19 PM

To: Tim.Tetherow

Subject: Fwd: Project Clearance Updated Request: NH C020-027; US 50 West McCulloch to Wills; SA 19056

F Y I...see attached...

Craig Clark, P. G.
Environmental Project Manager
CDOT Region 2
1480 Quail Lake Loop
Colorado Springs, CO 80906
719-227-3252

Note my new e-mail address is:

craig.clark@state.co.us

----- Forwarded message -----

From: Schoch - CDOT, Lisa <lisa.schoch@state.co.us>

Date: Tue, Jan 14, 2014 at 12:43 PM

Subject: Re: Project Clearance Updated Request: NH C020-027; US 50 West McCulloch to Wills; SA 19056

To: "Clark - CDOT, Craig" <craig.clark@state.co.us>

Craig:

I reviewed the three parcels requiring permanent easements for drainage, in the Pueblo County Assessor and GIS database. These are all vacant parcels and there are no historic properties concerns with them so the previous clearances are still valid with regard to this project.

Thanks

Lisa

Lisa Schoch

Senior Staff Historian

CDOT Environmental Programs Branch

4201 East Arkansas Avenue

Denver, CO 80222

[303-512-4258](tel:303-512-4258)

lisa.schoch@state.co.us

On Tue, Dec 17, 2013 at 4:11 PM, Clark - CDOT, Craig <craig.clark@state.co.us> wrote:

Hi Dan, Lisa, and Nicole:

Three easements to allow storm water runoff onto adjacent Pueblo West Metro District land have been added to the US 50 East Bound Lane Improvement project in Pueblo West. (See e-mail below, especially yellow highlighted text, and attached figure and plans). Clearances for Archeo, Paleo, and History have already been received. Please review your clearance and let me know if the easements alter your clearance. An updated CDOT EPB clearance request is also attached with changes in **blue**.

Can I request an e-mail with possible impact to your resource by January 3, 2014?

Craig Clark, P. G.
Environmental Project Manager
CDOT Region 2
1480 Quail Lake Loop
Colorado Springs, CO 80906
[719-227-3252](tel:719-227-3252)

Note my new e-mail address is:

craig.clark@state.co.us

----- Forwarded message -----

From: **Tim.Tetherow** <Tim.Tetherow@fhueng.com>

Date: Tue, Dec 17, 2013 at 9:51 AM

Subject:

To: "Craig.Clark@dot.state.co.us" <Craig.Clark@dot.state.co.us>

Cc: "Laura.Haas" <Laura.Haas@fhueng.com>, Gaurav Vasisht <GVasisht@jfsato.com>, "Jeanne.Sharps" <Jeanne.Sharps@fhueng.com>

Hi Craig,

We are assuming that the EA will now incorporate required pipe outlet runoff, as permanent drainage easements on PWMD property. The attached maps show the location of the 3 cross pipe outlet runoff drainage areas on Pueblo West. The 3 runoff areas would be contoured to better distribute runoff, and would planned to be compatible with the future US 50 multi-use trail that is included in the PEL preferred alternative. As

explained in the PEL, the proposed CDOT permanent drainage easements would be located within a portion of PWMD that is referred to as a “multi-use easement (MUE)” – see PEL, page 3-45:

3.13.4 Preferred Alternative (PEL, page 3-45)

The Preferred Alternative would minimize impacts on Corridor land uses, as discussed in this chapter

and presented in Appendix B. The footprint of the interchange and six-lane elements of the

Preferred Alternative would generally fit within the CDOT ROW, or within compatible PWMD

buffer strips and multi-use easements (MUE), as described in Section 3.15.4 of this PEL.

The location of the proposed drainage on PWMD was anticipated in the PEL, as described in Chapter 3, section 3.15.4:

3.15.4 Preferred Alternative (PEL, page 3-47)

The additional lanes planned between Main McCulloch Blvd. and Pueblo Blvd. would fit within the US 50 ROW; however, drainage and the planned bicycle/pedestrian path would require additional space outside the ROW. These facilities would be located within a PWMD buffer area adjacent to the CDOT ROW, and within a PWMD MUE that was established for utility or trail uses. The PWMD buffer and MUE are considered compatible with the proposed drainage and pedestrian/bicycle path that would parallel the US 50 Corridor.

New text for the US 50 West EA for the proposed permanent drainage easements on PWMD

What is the proposed action?

The Proposed Action would involve widening eastbound US 50 to include a third lane from Purcell Blvd. in the west to Wills Blvd. in the east; as well as provide intersection improvements at Purcell Blvd./US 50 and McCulloch Blvd./US 50 intersections. The intersection improvements at Purcell Blvd. and McCulloch Blvd. would modify the northbound to eastbound turn lane geometry to US 50 and add a channelizing curb island for improved traffic flow and pedestrian/bicycle refuge. The proposed improvements would also widen the eastbound bridge at Wild Horse Dry Creek. The bridge improvements would include extending the existing

piers within the Wild Horse Dry Creek drainage area and incorporating a multi-use trail on the bridge to accommodate CDOT's proposed future trail on the southbound side of US 50. The Proposed Action would also include drainage improvements and water quality features. The proposed transportation and water quality improvements would be constructed within the existing CDOT right-of-way (ROW). Permanent drainage easements would be required for off-site runoff from US 50 cross drain pipes, in three locations within the Pueblo West Metropolitan District (PWMD).

Table 2 Environmental Impacts of the No Action Alternative and Proposed Action

Land Use – Proposed Action

Would avoid impacts on Corridor land uses. As an element of the PEL Preferred Alternative, the Proposed Action would be compatible with future planning objectives for the City of Pueblo, Pueblo County and PWMD. The proposed x-acre drainage easements required for surface runoff from US 50 pipe outlet locations, would be located on the south side of US 50 and east of Purcell Blvd., within a PWMD multi-use easement (MUE), as shown on Figure 2. PWMD established the MUE as a buffer strip between the CDOT ROW and Grouse LN. for utility and trail uses. Grading for CDOT's proposed runoff areas would not affect private parcels south of Grouse Lane. The PWMD MUE is considered compatible with the proposed drainage, as well as the future planned US 50 pedestrian/bicycle path that would parallel the US 50 Corridor.

ROW – Proposed Action

Would require no additional ROW for transportation and water quality improvements. A permanent drainage easement would be required within the PWMD, on the south side of US 50.

Please let us know if this is the right direction, as we are actively revising the US 50 EA, in order to meet the project schedule.

Thanks,

Tim

From: Clark - CDOT, Craig [craig.clark@state.co.us]
Sent: Wednesday, November 27, 2013 8:34 AM
To: Tim.Tetherow; Laura.Haas
Subject: Fwd: Updated Section 106 Clearance, Scope Change, Project NH C020-027, US 50 West, Purcell to Wills, Pueblo County, SA 19056

Hi Laura/Tim:

See attached history clearance. Yea !!

Craig Clark, P. G.
Environmental Project Manager
CDOT Region 2
1480 Quail Lake Loop
Colorado Springs, CO 80906
719-227-3252

Note my new e-mail address is:

craig.clark@state.co.us

----- Forwarded message -----

From: Schoch - CDOT, Lisa <lisa.schoch@state.co.us>
Date: Tue, Nov 26, 2013 at 1:34 PM
Subject: Updated Section 106 Clearance, Scope Change, Project NH C020-027, US 50 West, Purcell to Wills, Pueblo County, SA 19056
To: Craig Clark - CDOT <craig.clark@state.co.us>

Craig:

I've reviewed the updated project limits and scope for the project referenced above, which I initially cleared for Section 106 in a memo dated September 13, 2013. The initial project limits extended from milepost 309.8 to 313 on US Highway 50 west of Pueblo, and the scope involved the addition of a third eastbound lane, replacement of an eastbound bridge at Wild Horse Creek, and possible storm water detention ponds. The project was cleared under the CDOT Section 106 Programmatic Agreement as a screened undertaking.

Since then, the project scope has been expanded to include an upgrade of the existing turn and acceleration ramp from northbound McCulloch onto eastbound US 50. McCulloch Boulevard is located west of Purcell. The improvements include overlay of the existing turn lane and acceleration lane, a pedestrian crossing, and a raised island offset from the US 50 shoulder at the McCulloch and US 50 intersection. All of the work is within the existing highway right of way.

This updated clearance covers the additional work at McCulloch Boulevard and US Highway 50 as described and can be cleared under Stipulation III (E. Exempted Categories) and meets the criteria for a Screened Undertaking as outlined in Attachment 2, Roadway (D. Overlay and F. Intersection Improvements).

If the scope of work changes again, please contact me to re-evaluate the clearance.

Thanks
Lisa

From: Clark - CDOT, Craig [craig.clark@state.co.us]
Sent: Friday, September 13, 2013 3:06 PM
To: Tim.Tetherow; Laura.Haas
Subject: Fwd: Section 106 Clearance, NH C020-027, US 50 West, Purcell to Wills, Pueblo County, SA 19056

Hi Tim & Laura:

Please find Lisa Schoch's 106 clearance for US 50 Purcell to Wills..

Call me if you have questions....Have a great weekend!

Craig Clark, P. G.
Environmental Project Manager
CDOT Region 2
1480 Quail Lake Loop
Colorado Springs, CO 80906
719-227-3252

Note my new e-mail address is:

craig.clark@state.co.us

----- Forwarded message -----

From: Schoch - CDOT, Lisa <lisa.schoch@state.co.us>
Date: Fri, Sep 13, 2013 at 2:43 PM
Subject: Section 106 Clearance, NH C020-027, US 50 West, Purcell to Wills, Pueblo County, SA 19056
To: Craig Clark - CDOT <craig.clark@state.co.us>

Craig:

I have reviewed your request for a Section 106 review and clearance for the project referenced above, which is located between mileposts 309.8 and 313 on US Highway 50 west of Pueblo. The work involves the addition of a third eastbound lane, replacement of the eastbound bridge at Wild Horse Creek, and possible storm water detention ponds. An additional northbound lane on Pueblo Boulevard, between the north and south intersections, and geometric improvements, will be included if there is funding. A westbound lane may also be added. A bicycle/pedestrian lane using existing facilities south of the eastbound lane will be included but will be within CDOT ROW. There will be work on structures K-18-O, K-18-AC, K-18-CW, and K-18-CZ. All of the work will remain within existing CDOT ROW.

I conducted a file search of the Office of Archaeology and Historic Preservation Compass database, which resulted in a total of five documented resources, including the Dry Creek Bridge (CDOT structure K-18-AC, 5PE3913) and the Williams Creek Bridge (CDOT Structure K-18-O, 5PE3936). Both of these bridges were determined officially not eligible in CDOT's 2002 statewide historic bridge inventory. I also reviewed old construction plans of the corridor dating to the 1960s and early 1970s as well as historic and recent USGS 7.5' topographic quadrangle maps (Northwest Pueblo Quad).

None of the bridges listed for structure work are historic. Structures K-18-O (5PE3936) and K-18-AC (5PE3913) are officially not eligible and structures K-18-CZ and K-18-CW were built in 1975 and do not meet the minimum 50-year age requirement for NRHP evaluation and are unlikely to be significant under Criterion Consideration G, which applies to resources that have gained significance in the past 50 years. Structure K-18-BL, which is near the east end

of the project area, carries the Burlington North Santa Fe Railroad. It was built in 1972 and is not considered historic. Work will take place beneath structure K-18-BL but the bridge itself and the railroad it carries will not be affected. Bridge K-18-CW will be widened and bridge K-18-BL will only require slope paving modifications beneath the structure. If there is work that will affect the railroad grade, please contact me to re-evaluate this clearance.

The former Kansas Colorado Railroad (5PE320) used to cross the highway in the project area just east of State Highway 45 (Pueblo Boulevard). A segment of the railroad was documented by CDOT archaeologist Greg Wolff as part of his field review. A review of aerial photos indicates that the railroad is not extant in the project area. Historic USGS topographic maps indicate that railroad materials were removed before 1961.

The overall highway is part of the larger transcontinental US Highway 50 through Colorado. The segment in the project area as been altered from its original 2-lane configuration and this segment does not have integrity. Projects from the early 1960s (Federal Aid Project F 001-3(14)) and 1970s (Federal Aid Project F 050-3(5) Section 2) required additional right of way, suggesting that some initial widening occurred at that time. Historic USGS topographic maps indicate that the highway was being upgraded in the early 1960s. The highway was not documented as part of this review.

As described, this project can be cleared under Stipulation III E. (Exempted Categories), Stipulation IV. F.1 for properties less than 50 years old and meets the criteria for a Screened Undertaking as outlined in Attachment 2, Roadway (E. Shoulder Work, F. Intersection Improvements) as outlined in CDOT's May 2010 Section 106 Programmatic Agreement.

If the scope changes, please contact me to re-evaluate the clearance.

Thanks
Lisa

Lisa Schoch

Senior Staff Historian

CDOT Environmental Programs Branch

4201 East Arkansas Avenue

Denver, CO 80222

[303-512-4258](tel:303-512-4258)

lisa.schoch@state.co.us

From: Clark - CDOT, Craig [craig.clark@state.co.us]
Sent: Friday, September 06, 2013 11:44 AM
To: Tim.Tetherow; Laura.Haas; Joe Garcia - CDOT
Subject: Fwd: US 50 EB Lane, Pueblo West Preliminary Design - Archeo, Paleo, and History clearances

Hi all:

Attached is the clearance memo for Archaeology for US 50 Purcell to Wills. No Archaeology findings or restrictions for the EB lane.

----- Forwarded message -----

From: **Wolff - CDOT, Greg** <greg.wolff@state.co.us>
Date: Tue, Sep 3, 2013 at 2:41 PM
Subject: Re: US 50 EB Lane, Pueblo West Preliminary Design - Archeo, Paleo, and History clearances
To: "Clark - CDOT, Craig" <craig.clark@state.co.us>, Daniel Jepson - CDOT <daniel.jepson@state.co.us>

Craig-

A pedestrian archaeological survey was conducted on July 26, 2013 for the project identified above, resulting in the documentation of a short segment of the abandoned Colorado-Kansas Railroad grade (5PE320.3) The grade is located north of the westbound lanes of US 50 and thus will not be impacted by the improvements to the eastbound lanes which are proposed by the project. While the eligibility of the Colorado-Kansas Railroad grade in its entirety is undetermined, this particular segment lacks sufficient integrity convey historical significance and thus is assessed as a non-supporting segment of a potentially-eligible linear resource.

Based on the lack of NRHP-eligible resources within the proposed project's area of potential effects, clearance to proceed is recommended without further actions.

Please use the date of this email (September 3, 2013) as your clearance date. Upon its completion a formal written report will be provided for the Region's records.

As always, if buried cultural material is encountered during any phase of the project, contact Dan Jepson, Senior Staff Archaeologist, immediately so that the materials can be evaluated in accordance with National Register criteria. Please contact me if you have any questions.

Thank you,

Greg

On Thu, Jul 25, 2013 at 12:59 PM, Clark - CDOT, Craig <craig.clark@state.co.us> wrote:

----- Forwarded message -----

From: **Clark - CDOT, Craig** <craig.clark@state.co.us>
Date: Wed, Jul 17, 2013 at 10:13 AM
Subject: Fwd: US 50 EB Lane, Pueblo West Preliminary Design - Archeo, Paleo, and History clearances
To: Daniel Jepson - CDOT <daniel.jepson@state.co.us>, Steven Wallace - CDOT <steven.wallace@state.co.us>, Lisa Schoch - CDOT <lisa.schoch@state.co.us>
Cc: "Tim.Tetherow" <Tim.Tetherow@fhueng.com>, "Laura.Haas" <Laura.Haas@fhueng.com>

Hi Dan, Steve, and Lisa:

Attached are preliminary plans for the US 50 EB Lane between Purcell and Wills (east of Pueblo Blvd.). With the documents I sent earlier, you all should hopefully have sufficient information to proceed with assessment and clearance of the project. Please let me know your schedule for this to include intermediate correspondence, agency coordination, and expected due date of your final clearance. A project calendar is also attached that the design team would like me to update with our CDOT environmental clearance schedule... My original request had an August 21, 2013 due date, but that timing seems unrealistic now, so please provide what will work with your schedules...

Thanks !

C2

----- Forwarded message -----

From: **Gaurav Vasisht** <GVasisht@jfsato.com>

Date: Mon, Jul 15, 2013 at 6:33 PM

Subject: US 50 Preliminary Design - Project Team Meeting

To: Aaron Erfman <aerfman@jfsato.com>, joe.garcia@state.co.us, Lepro@rocksol.com, dennis.cress@state.co.us, Ed.Lind@fhueng.com, Cindy.Otegui@fhueng.com, Jeanne.Sharps@fhueng.com, Jim Sato <jfsato@jfsato.com>, Tim.Tetherow@fhueng.com, Laurie Moran <LMoran@jfsato.com>, Luke Myers <LMyers@jfsato.com>, jessica.myklebust@fhueng.com, Kendra.Gabbert@fhueng.com, hunt@rocksol.com, craig.clark@state.co.us, Laura.Haas@fhueng.com

Cc: Brian Barrera - CDOT <brian.barrera@state.co.us>, Laurel Phillips - CDOT <laurel.phillips@state.co.us>

Attached here is the agenda for tomorrow's project team meeting, along with exhibits showing:

- Current footprint – based on current roadway and drainage design (along with existing roadway profile)
- Cross-sections: before, at and after the Wild Horse Creek (WHC) bridge; before and at the RR bridge; and at Wills Blvd.
- Updated schedule – FIR date proposed at end of August (instead of mid-August)

Thanks,
Gaurav

Gaurav Vasisht, PE, PTOE

Transportation Engineer

J.F. Sato and Associates

DBE - M/WBE - SBE Certified Firm

5878 South Rapp Street

Littleton, Colorado 80120

Ph - [303.797.5060](tel:303.797.5060)

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E-Mail - gvasisht@jfsato.com

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

Colorado Division

January 29, 2014

12300 W. Dakota Ave., Ste. 180
Lakewood, Colorado 80228
720-963-3000

Janice Prairie Chief-Boswell, Chairwoman
Cheyenne & Arapaho Tribes of Oklahoma
P.O. Box 38
Concho, OK 73022

**Subject: Request for Section 106 Consultation, US 50 West, Purcell to Wills
Environmental Assessment, Pueblo County, Colorado**

Dear Chairwoman Boswell:

The Federal Highway Administration (FHWA) and Colorado Department of Transportation (CDOT), in cooperation with the City of Pueblo, Colorado, are preparing an Environmental Assessment (EA) that will address the effects of proposed improvements to US Highway 50 in Pueblo. The project will widen a 3.4-mile segment of US 50 to include a third lane in each direction, add drainage and water quality features, and improve three existing intersections, one of which is located west of the primary corridor (see enclosed map). The Proposed Action would reduce congestion and significantly improve safety in the US 50 corridor. Pursuant to the National Environmental Policy Act (NEPA) of 1969 and the Council on Environmental Quality (CEQ) implementing regulations (40 CFR 1500-1508), FHWA and CDOT are documenting the potential social, economic and environmental consequences of this action.

FHWA will serve as the lead agency for this undertaking and CDOT staff will facilitate the tribal consultation process. As a consulting party under the Section 106 regulations, you are offered the opportunity to identify concerns about cultural resources and comment on how the project might affect them. Further, if it is found that the project will impact cultural resources that are eligible for inclusion on the National Register of Historic Places and are of religious or cultural significance to your tribe, your role in the consultation process would include participation in resolving how best to avoid, minimize, or mitigate those impacts. It is our hope that by describing the proposed undertaking we can be more effective in protecting areas important to American Indian people.

The project area is located along a rapidly developing commercial corridor in northwest Pueblo; those areas not already disturbed exhibit a semi-arid short grass prairie environment. Based on a recent archaeological survey of the study area, **no sites exhibiting evidence of Native American occupation are present within or near the project.** However, any information you may have regarding places or sites important to your tribe that are located in proximity to the project area would assist us in our efforts to comprehensively identify and evaluate historic properties.

We are committed to ensuring that tribal governments are informed of and involved in decisions that may impact places with cultural significance. If you have specific interest in the US 50 West project, please complete and return the enclosed Consultation Interest Response Form to CDOT Native American consultation liaison Dan Jepson **within 30 days** via US Mail, fax or email, as listed at the bottom of that sheet. The 30-day period has been established to encourage your participation at this early stage in project development. Failure to respond within this time frame will not prevent your tribe from entering consultation at a later date. However, studies and decision making will proceed and it may be difficult to reconsider previous determinations or findings, unless significant new information is introduced.

If you have questions or concerns about the project or the role of your tribe in the consultation process, please contact Dan Jepson at 303-757-9631 or daniel.jepson@state.co.us, or FHWA Colorado Division Environmental Program Manager Stephanie Gibson at 720-963-3013 or stephanie.gibson@dot.gov.

Thank you for considering this request for consultation.

Sincerely,



John M. Cater, P.E.
Division Administrator

By: Randy Jensen
Program Delivery Team Leader

Enclosures:
Map Showing Project Area
Consultation Interest Response Form

Cc: S. Gibson & J. Kiel, FHWA
C. Clark, CDOT Region 2
T. Tetherow, FHU
D. Hamilton & K. Little Coyote, Tribal Heritage Program



U.S. Department
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Colorado Division

January 29, 2014

12300 W. Dakota Ave., Ste. 180
Lakewood, Colorado 80228
720-963-3000

Donnie Cabaniss, Chairman
Apache Tribe of Oklahoma
P.O. Box 1330
Anadarko, OK 73005

**Subject: Request for Section 106 Consultation, US 50 West, Purcell to Wills
Environmental Assessment, Pueblo County, Colorado**

Dear Chairman Cabaniss:

The Federal Highway Administration (FHWA) and Colorado Department of Transportation (CDOT), in cooperation with the City of Pueblo, Colorado, are preparing an Environmental Assessment (EA) that will address the effects of proposed improvements to US Highway 50 in Pueblo. The project will widen a 3.4-mile segment of US 50 to include a third lane in each direction, add drainage and water quality features, and improve three existing intersections, one of which is located west of the primary corridor (see enclosed map). The Proposed Action would reduce congestion and significantly improve safety in the US 50 corridor. Pursuant to the National Environmental Policy Act (NEPA) of 1969 and the Council on Environmental Quality (CEQ) implementing regulations (40 CFR 1500-1508), FHWA and CDOT are documenting the potential social, economic and environmental consequences of this action.

FHWA will serve as the lead agency for this undertaking and CDOT staff will facilitate the tribal consultation process. As a consulting party under the Section 106 regulations, you are offered the opportunity to identify concerns about cultural resources and comment on how the project might affect them. Further, if it is found that the project will impact cultural resources that are eligible for inclusion on the National Register of Historic Places and are of religious or cultural significance to your tribe, your role in the consultation process would include participation in resolving how best to avoid, minimize, or mitigate those impacts. It is our hope that by describing the proposed undertaking we can be more effective in protecting areas important to American Indian people.

The project area is located along a rapidly developing commercial corridor in northwest Pueblo; those areas not already disturbed exhibit a semi-arid short grass prairie environment. Based on a recent archaeological survey of the study area, **no sites exhibiting evidence of Native American occupation are present within or near the project.** However, any information you may have regarding places or sites important to your tribe that are located in proximity to the project area would assist us in our efforts to comprehensively identify and evaluate historic properties.

We are committed to ensuring that tribal governments are informed of and involved in decisions that may impact places with cultural significance. If you have specific interest in the US 50 West project, please complete and return the enclosed Consultation Interest Response Form to CDOT Native American consultation liaison Dan Jepson **within 30 days** via US Mail, fax or email, as listed at the bottom of that sheet. The 30-day period has been established to encourage your participation at this early stage in project development. Failure to respond within this time frame will not prevent your tribe from entering consultation at a later date. However, studies and decision making will proceed and it may be difficult to reconsider previous determinations or findings, unless significant new information is introduced.

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Thank you for considering this request for consultation.

Sincerely,



John M. Cater, P.E.
Division Administrator

By: Randy Jensen
Program Delivery Team Leader

Enclosures:
Map Showing Project Area
Consultation Interest Response Form

Cc: S. Gibson & J. Kiel, FHWA
C. Clark, CDOT Region 2
T. Tetherow, FHU



U.S. Department
of Transportation
**Federal Highway
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Colorado Division

January 29, 2014

12300 W. Dakota Ave., Ste. 180
Lakewood, Colorado 80228
720-963-3000

Amber Toppah, Chairwoman
Kiowa Business Committee
Kiowa Tribe of Oklahoma
P.O. Box 369
Carnegie, OK 73015

**Subject: Request for Section 106 Consultation, US 50 West, Purcell to Wills
Environmental Assessment, Pueblo County, Colorado**

Dear Chairwoman Toppah:

The Federal Highway Administration (FHWA) and Colorado Department of Transportation (CDOT), in cooperation with the City of Pueblo, Colorado, are preparing an Environmental Assessment (EA) that will address the effects of proposed improvements to US Highway 50 in Pueblo. The project will widen a 3.4-mile segment of US 50 to include a third lane in each direction, add drainage and water quality features, and improve three existing intersections, one of which is located west of the primary corridor (see enclosed map). The Proposed Action would reduce congestion and significantly improve safety in the US 50 corridor. Pursuant to the National Environmental Policy Act (NEPA) of 1969 and the Council on Environmental Quality (CEQ) implementing regulations (40 CFR 1500-1508), FHWA and CDOT are documenting the potential social, economic and environmental consequences of this action.

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The project area is located along a rapidly developing commercial corridor in northwest Pueblo; those areas not already disturbed exhibit a semi-arid short grass prairie environment. Based on a recent archaeological survey of the study area, **no sites exhibiting evidence of Native American occupation are present within or near the project.** However, any information you may have regarding places or sites important to your tribe that are located in proximity to the project area would assist us in our efforts to comprehensively identify and evaluate historic properties.

We are committed to ensuring that tribal governments are informed of and involved in decisions that may impact places with cultural significance. If you have specific interest in the US 50 West project, please complete and return the enclosed Consultation Interest Response Form to CDOT Native American consultation liaison Dan Jepson **within 30 days** via US Mail, fax or email, as listed at the bottom of that sheet. The 30-day period has been established to encourage your participation at this early stage in project development. Failure to respond within this time frame will not prevent your tribe from entering consultation at a later date. However, studies and decision making will proceed and it may be difficult to reconsider previous determinations or findings, unless significant new information is introduced.

If you have questions or concerns about the project or the role of your tribe in the consultation process, please contact Dan Jepson at 303-757-9631 or daniel.jepson@state.co.us, or FHWA Colorado Division Environmental Program Manager Stephanie Gibson at 720-963-3013 or stephanie.gibson@dot.gov.

Thank you for considering this request for consultation.

Sincerely,



John M. Cater, P.E.
Division Administrator

By: Randy Jensen
Program Delivery Team Leader

Enclosures:
Map Showing Project Area
Consultation Interest Response Form

Cc: S. Gibson & J. Kiel, FHWA
C. Clark, CDOT Region 2
T. Tetherow, FHU
A. Tah-bone, Tribe of Oklahoma



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January 29, 2014

12300 W. Dakota Ave., Ste. 180
Lakewood, Colorado 80228
720-963-3000

Darryl O'Neal, Sr., Chairman
Northern Arapaho Business Council
Northern Arapaho Tribe
P.O. Box 396
Fort Washakie, WY 82514

**Subject: Request for Section 106 Consultation, US 50 West, Purcell to Wills
Environmental Assessment, Pueblo County, Colorado**

Dear Chairman O'Neal:

The Federal Highway Administration (FHWA) and Colorado Department of Transportation (CDOT), in cooperation with the City of Pueblo, Colorado, are preparing an Environmental Assessment (EA) that will address the effects of proposed improvements to US Highway 50 in Pueblo. The project will widen a 3.4-mile segment of US 50 to include a third lane in each direction, add drainage and water quality features, and improve three existing intersections, one of which is located west of the primary corridor (see enclosed map). The Proposed Action would reduce congestion and significantly improve safety in the US 50 corridor. Pursuant to the National Environmental Policy Act (NEPA) of 1969 and the Council on Environmental Quality (CEQ) implementing regulations (40 CFR 1500-1508), FHWA and CDOT are documenting the potential social, economic and environmental consequences of this action.

FHWA will serve as the lead agency for this undertaking and CDOT staff will facilitate the tribal consultation process. As a consulting party under the Section 106 regulations, you are offered the opportunity to identify concerns about cultural resources and comment on how the project might affect them. Further, if it is found that the project will impact cultural resources that are eligible for inclusion on the National Register of Historic Places and are of religious or cultural significance to your tribe, your role in the consultation process would include participation in resolving how best to avoid, minimize, or mitigate those impacts. It is our hope that by describing the proposed undertaking we can be more effective in protecting areas important to American Indian people.

The project area is located along a rapidly developing commercial corridor in northwest Pueblo; those areas not already disturbed exhibit a semi-arid short grass prairie environment. Based on a recent archaeological survey of the study area, **no sites exhibiting evidence of Native American occupation are present within or near the project.** However, any information you may have regarding places or sites important to your tribe that are located in proximity to the project area would assist us in our efforts to comprehensively identify and evaluate historic properties.

We are committed to ensuring that tribal governments are informed of and involved in decisions that may impact places with cultural significance. If you have specific interest in the US 50 West project, please complete and return the enclosed Consultation Interest Response Form to CDOT Native American consultation liaison Dan Jepson **within 30 days** via US Mail, fax or email, as listed at the bottom of that sheet. The 30-day period has been established to encourage your participation at this early stage in project development. Failure to respond within this time frame will not prevent your tribe from entering consultation at a later date. However, studies and decision making will proceed and it may be difficult to reconsider previous determinations or findings, unless significant new information is introduced.

If you have questions or concerns about the project or the role of your tribe in the consultation process, please contact Dan Jepson at 303-757-9631 or daniel.jepson@state.co.us, or FHWA Colorado Division Environmental Program Manager Stephanie Gibson at 720-963-3013 or stephanie.gibson@dot.gov.

Thank you for considering this request for consultation.

Sincerely,



John M. Cater, P.E.
Division Administrator

By: Randy Jensen
Program Delivery Team Leader

Enclosures:
Map Showing Project Area
Consultation Interest Response Form

Cc: S. Gibson & J. Kiel, FHWA
C. Clark, CDOT Region 2
T. Tetherow, FHU
D. Conrad, Northern Arapaho Tribe



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

Colorado Division

January 29, 2014

12300 W. Dakota Ave., Ste. 180
Lakewood, Colorado 80228
720-963-3000

John Robinson, President
Northern Cheyenne Tribal Council
Northern Cheyenne Tribe
P.O. Box 128
Lame Deer, MT 59043

**Subject: Request for Section 106 Consultation, US 50 West, Purcell to Wills
Environmental Assessment, Pueblo County, Colorado**

Dear Mr. Robinson:

The Federal Highway Administration (FHWA) and Colorado Department of Transportation (CDOT), in cooperation with the City of Pueblo, Colorado, are preparing an Environmental Assessment (EA) that will address the effects of proposed improvements to US Highway 50 in Pueblo. The project will widen a 3.4-mile segment of US 50 to include a third lane in each direction, add drainage and water quality features, and improve three existing intersections, one of which is located west of the primary corridor (see enclosed map). The Proposed Action would reduce congestion and significantly improve safety in the US 50 corridor. Pursuant to the National Environmental Policy Act (NEPA) of 1969 and the Council on Environmental Quality (CEQ) implementing regulations (40 CFR 1500-1508), FHWA and CDOT are documenting the potential social, economic and environmental consequences of this action.

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Thank you for considering this request for consultation.

Sincerely,



John M. Cater, P.E.
Division Administrator

By: Randy Jensen
Program Delivery Team Leader

Enclosures:
Map Showing Project Area
Consultation Interest Response Form

Cc: S. Gibson & J. Kiel, FHWA
C. Clark, CDOT Region 2
T. Tetherow, FHU
C. Fisher, Northern Cheyenne Tribe



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

Colorado Division

January 29, 2014

12300 W. Dakota Ave., Ste. 180
Lakewood, Colorado 80228
720-963-3000

Wallace Coffey, Chairman
% Comanche Tribal Business Committee
Comanche Nation of Oklahoma
P.O. Box 908
Lawton, OK 73502

**Subject: Request for Section 106 Consultation, US 50 West, Purcell to Wills
Environmental Assessment, Pueblo County, Colorado**

Dear Chairman Coffey:

The Federal Highway Administration (FHWA) and Colorado Department of Transportation (CDOT), in cooperation with the City of Pueblo, Colorado, are preparing an Environmental Assessment (EA) that will address the effects of proposed improvements to US Highway 50 in Pueblo. The project will widen a 3.4-mile segment of US 50 to include a third lane in each direction, add drainage and water quality features, and improve three existing intersections, one of which is located west of the primary corridor (see enclosed map). The Proposed Action would reduce congestion and significantly improve safety in the US 50 corridor. Pursuant to the National Environmental Policy Act (NEPA) of 1969 and the Council on Environmental Quality (CEQ) implementing regulations (40 CFR 1500-1508), FHWA and CDOT are documenting the potential social, economic and environmental consequences of this action.

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Thank you for considering this request for consultation.

Sincerely,

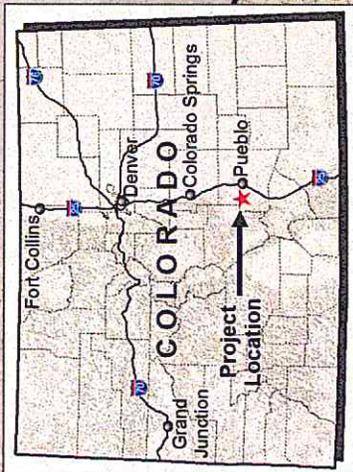
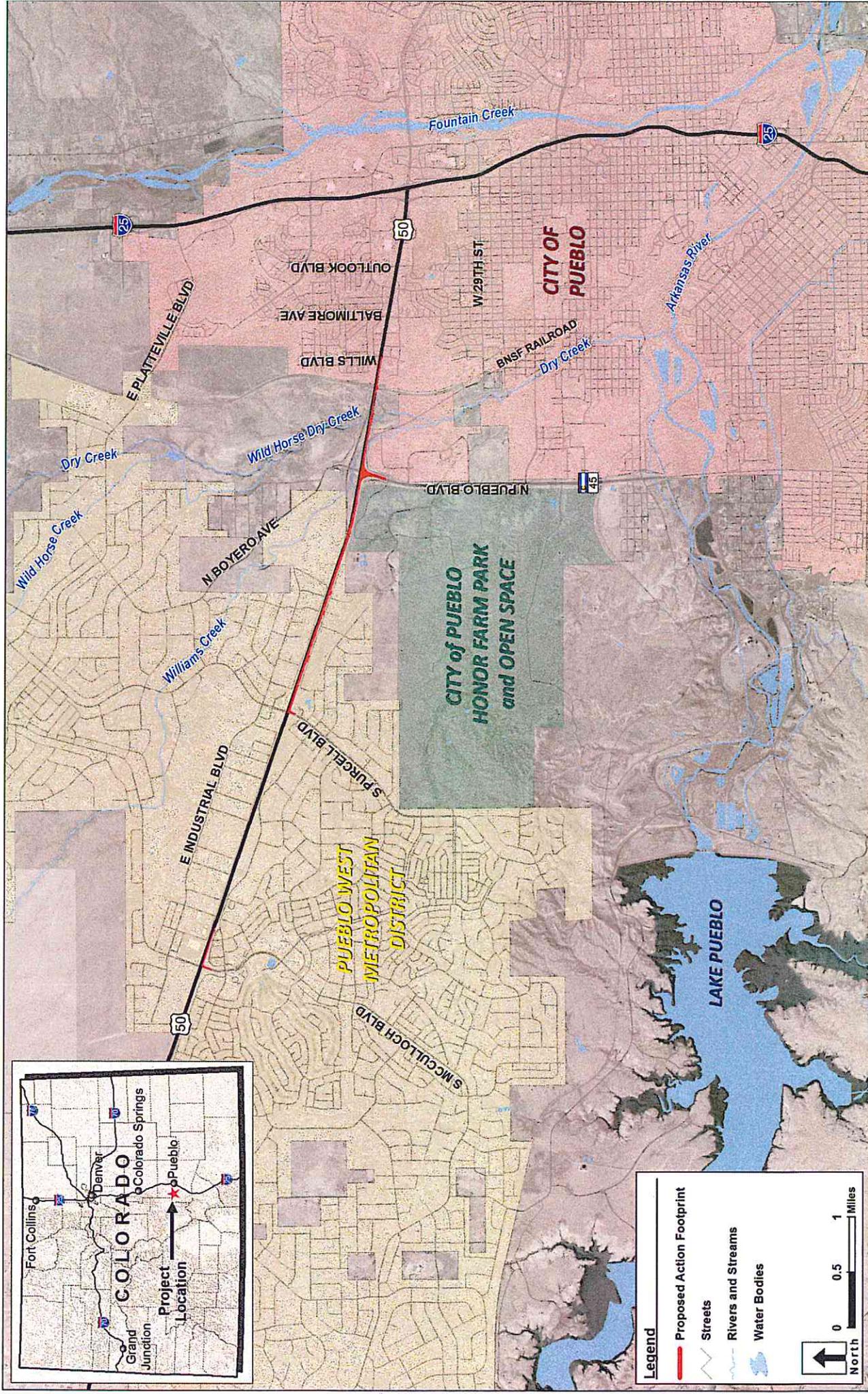


John M. Cater, P.E.
Division Administrator

By: Randy Jensen
Program Delivery Team Leader

Enclosures:
Map Showing Project Area
Consultation Interest Response Form

Cc: S. Gibson & J. Kiel, FHWA
C. Clark, CDOT Region 2
T. Tetherow, FHU
J. Arterberry, Comanche Nation of Oklahoma



Legend

- Proposed Action Footprint
- Streets
- Rivers and Streams
- Water Bodies

North ↑

0 0.5 1 Miles

**FEDERAL HIGHWAY ADMINISTRATION/COLORADO DEPARTMENT OF TRANSPORTATION
SECTION 106 TRIBAL CONSULTATION INTEREST RESPONSE FORM**

PROJECT: US 50 West, Purcell to Wills Environmental Assessment

The _____ Tribe [is / is not] (*circle one*) interested in becoming a consulting party for the Colorado Department of Transportation project referenced above, for the purpose of complying with Section 106 of the National Historic Preservation Act and its implementing regulations (36 CFR 800). If your tribe will be a consulting party, please answer the questions below.

Signed: _____
Name and Title

CONSULTING PARTY STATUS [36 CFR §800.2(c)(3)]

Do you know of any specific sites or places to which your tribe attaches religious and cultural significance that may be affected by this project?

Yes No If yes, please explain the general nature of these places and how or why they are significant (use additional pages if necessary). Locational information is not required.

SCOPE OF IDENTIFICATION EFFORTS [36 CFR §800.4(a)(4)]

Do you have information you can provide us that will assist us in identifying sites or places that may be of religious or cultural significance to your tribe?

Yes No If yes, please explain.

CONFIDENTIALITY OF INFORMATION [36 CFR §800.11(c)]

Is there any information you have provided here, or may provide in the future, that you wish to remain confidential?

Yes No If yes, please explain.

Please complete and return this form within 30 days via US Mail, fax or Email to:

Dan Jepson, Section 106 Native American Liaison
Colorado Department of Transportation
Environmental Programs Branch
4201 E. Arkansas Ave., Shumate Bldg.
Denver, CO 80222
FAX: (303) 757-9445
Email: daniel.jepson@state.co.us

FEDERAL HIGHWAY ADMINISTRATION/COLORADO DEPARTMENT OF TRANSPORTATION
SECTION 106 TRIBAL CONSULTATION INTEREST RESPONSE FORM

PROJECT: US 50 West, Purcell to Wills Environmental Assessment

The Siowa Tribe Tribe is is not] (circle one) interested in becoming a consulting party for the Colorado Department of Transportation project referenced above, for the purpose of complying with Section 106 of the National Historic Preservation Act and its implementing regulations (36 CFR 800). If your tribe will be a consulting party, please answer the questions below.

Signed Annie John-Bone Museum Director/NAGPRA
Name and Title Representative

CONSULTING PARTY STATUS [36 CFR §800.2(c)(3)]

Do you know of any specific sites or places to which your tribe attaches religious and cultural significance that may be affected by this project?

Yes No If yes, please explain the general nature of these places and how or why they are significant (use additional pages if necessary). Locational information is not required.

SCOPE OF IDENTIFICATION EFFORTS [36 CFR §800.4(a)(4)]

Do you have information you can provide us that will assist us in identifying sites or places that may be of religious or cultural significance to your tribe?

Yes No If yes, please explain.

CONFIDENTIALITY OF INFORMATION [36 CFR §800.11(c)]

Is there any information you have provided here, or may provide in the future, that you wish to remain confidential?

Yes No If yes, please explain.

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Colorado Department of Transportation
Environmental Programs Branch
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Denver, CO 80222
FAX: (303) 757-9445
Email: daniel.jepson@state.co.us