

COLORADO DEPARTMENT OF TRANSPORTATION REEVALUATION FORM	Original NEPA Approval Date: 1/19/2017	Reevaluation Date: 4/3/2019	Project Code: AQC R600-165 Subaccount: 13599
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Project Name and Location: Central 70 Project: Reevaluation #7, I-70 from Interstate 25 (I-25) to Colorado Boulevard

NEPA Document Title: I-70 East ROD 1: Phase 1 (Central 70 Project), January 19, 2017

Region/Program/Residency: Headquarters – Central 70 Project Office

Project Description:
 The Preferred Alternative, Phase 1 (Partial Cover Lowered Alternative with Managed Lanes) selected in the January 19, 2017 Record of Decision (ROD) is the first phase of implementing the Preferred Alternative identified in the I-70 East Final Environmental Impact Statement (FEIS). Also known as the Central 70 Project, Phase I adds additional capacity to the highway, removes the existing Interstate 70 (I-70) viaduct between Brighton Boulevard and Colorado Boulevard, and lowers the highway below grade in this area, placing a four-acre cover over a portion of the lowered highway (between the Clayton Street and Columbine Street bridges, adjacent to Swansea Elementary School). Details regarding the design of the project, including changes that have been made since the 2017 ROD approval, are described in prior reevaluations (reevaluations #1-6).

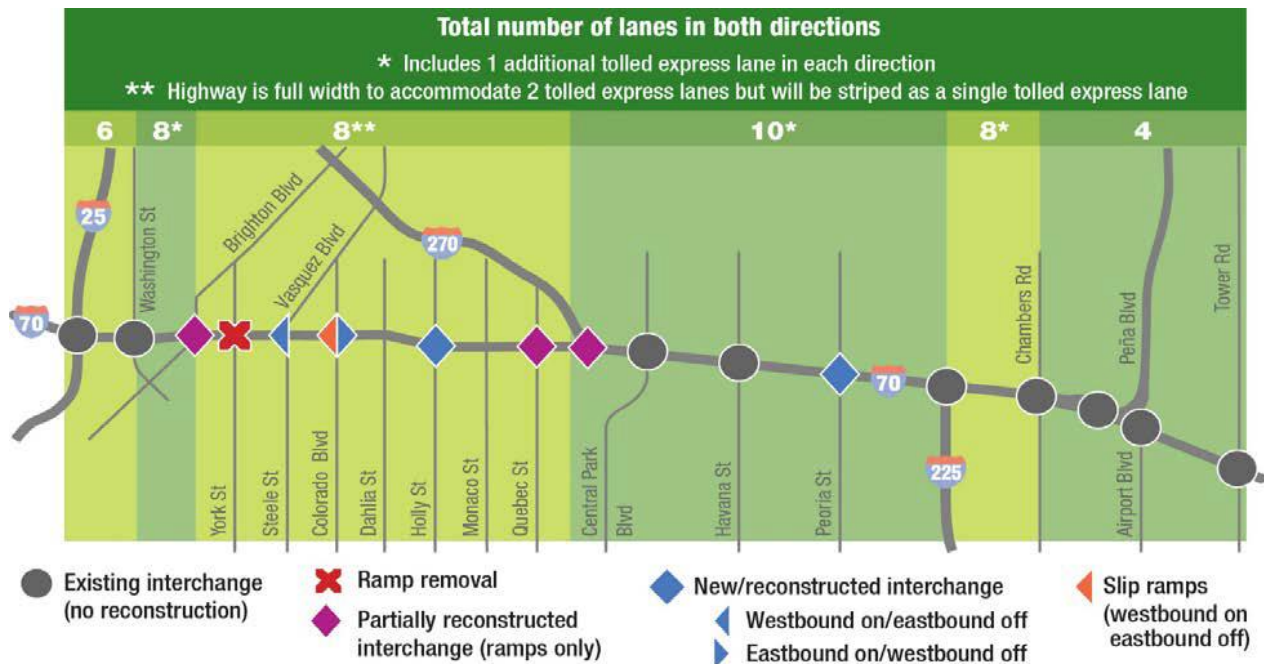
Project Phasing Plan and Portions Completed (if warranted):
Portions Completed: None
Project Phasing Plan: Phase 1, the Central 70 Project, is the only defined phase for the I-70 East Project. Future phases have not been determined and will rely on future funding.

Portion of Project Currently Being Advanced:
 The Central 70 Project incorporates portions of the Preferred Alternative for the I-70 East Project, which were selected in the ROD. It includes improvements to an approximately 10-mile stretch of I-70 from I-25 to Chambers Road, adding one new tolled express lane (selected as the type of managed lane) in each direction, removing the aging 50 plus-year-old viaduct, lowering the highway between Brighton Boulevard and Colorado Boulevard, and placing a four-acre cover over a portion of the lowered highway (between the Clayton Street and Columbine Street bridges, adjacent to Swansea Elementary School). **Figure 1** provides an overview of the Central 70 Project, and **Figure 2** shows the number of lanes and planned interchange modifications.
 Although striped for only one tolled express lane, the lowered section of the highway will be constructed to the full width of the Preferred Alternative as identified in the FEIS because it is more cost effective to construct the whole width now and it is less disruptive to the community than performing additional future expansion. For lane continuity, only a single additional lane will be striped from Brighton Boulevard to Quebec Street, even though the highway in this area will be wide enough to accommodate two additional lanes.

Figure 1: Central 70 Project Overview



Figure 2: Central 70 Project Lane Configuration and Interchange Reconstruction



Date(s) of Prior Reevaluations:

- Reevaluation #1, 9/18/2017
- Reevaluation #2, 1/11/2018
- Reevaluation #3, 5/21/2018
- Reevaluation #4, 9/5/2018
- Reevaluation #5, 11/15/2018
- Reevaluation #6, 4/1/2019

I. Document Type

- Categorical Exclusion (CE)
- Environmental Assessment (EA)
- Finding of No Significant Impacts (FONSI)
- Draft Environmental Impact Statement (DEIS)
- Final Environmental Impact Statement (FEIS)
- Supplemental Environmental Impact Statement (SEIS)
- Record of Decision (ROD)
- Other (such as: local funding, etc.) _____

II. Reason for Reevaluation

- Project is proceeding to the next major approval or action [23 CFR 771.129(c)]
- Project changes such as laws, policies, guidelines, design, environmental setting, impacts or mitigation (describe: Changes in project design, existing conditions, impacts, and mitigation, as described in Section IV below)
- Greater than three years have elapsed since FHWA's approval of the DEIS [23 CFR 771.129(a)] or FHWA's last major approval action for the FEIS [23 CFR 771.129(b)]
- Other: _____

III. Conclusion and Recommendation

- The above environmental document has been reevaluated as required by 23 CFR 771.129 and it was determined that no substantial changes have occurred in the social, economic, or environmental impacts of the proposed action that would substantially impact the quality of the human, socio-economic, or natural environment. Therefore, the original environmental document or CE designation remains valid for the proposed action. It is recommended that the project identified herein be advanced to the next phase of project development. A summary of the review is documented in Section IV.
- The above environmental document has been reevaluated as required by 23 CFR 771.129 and it was determined that the environmental document or CE designation is no longer valid or more information is required. The additional required documentation is identified in Section VII.

D. L. Sign

Regional Planning Environmental Manager or Designee

4/2/2019
Date

Federal Highway Administration Division Administrator or Designee

Date

IV. Evaluation

- Level 1: Less than three years since last major step to advance the action (e.g. approval of NEPA document, authority to undertake final design, authority to acquire significant portion of ROW, approval of PS&E) and there are no changes in project scope, environmental conditions, environmental impacts or regulations and guidelines.- OR - The document being re-evaluated is a programmatic Categorical Exclusion regardless of time since the last major step to advance the action (as long as the project would still be covered by a programmatic Categorical Exclusion). All decisions in the prior NEPA document remain valid. No FHWA concurrence is required. Note to file and to distribution below.
- Level 2: Less than three years since last major step to advance action and there are only minor changes in the project scope and/or updates or explanation needed for one or more resource areas. FHWA concurrence is required.
- Level 3: More than three years since last major step to advance action and there are only minor changes in the project scope and/or updates or explanation needed for one or more resource areas. FHWA concurrence is required.
- Level 4: Major changes in project scope or environmental commitments, or for EISs when greater than three years have elapsed since the last major project action. Updates or new studies maybe required. A Level 4 Reevaluation may require a separate document. FHWA concurrence is required.

ENVIRONMENT SETTING, AFFECTED ENVIRONMENT, AND ENVIRONMENTAL IMPACT ASSESSMENT:						
Document changes to human, socio economic, or natural environment for environmental setting or circumstances.						
Document changes in impact status. Place check-mark or description where relevant. Note: this list may be expanded or adjusted to match the headings in the original environmental document reviewed.						
Setting/Resource/Circumstance	Change in Affected Environment or Setting		Change in Environmental Impact		Date Reviewed	Highlight Section VI Additional Studies Required or Section IX Attachments
	Yes	No	Yes	No		
Transportation	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	October 2018	
Social and Economic Conditions	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	October 2018	
Environmental Justice	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	October 2018	
Land Use	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	October 2018	
Relocations and Displacements	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	October 2018	

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RPEM (original); copies to Project Manager, Region Right of Way (if ROW required),
Environmental Programs Branch, Central Files, and Federal Highway Administration

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Historic Preservation	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	September 2018	See Attachment B
Paleontological Resources	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	October 2018	
Visual Resources/Aesthetic Qualities	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	October 2018	
Parks and Recreation Resources	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	October 2018	
Air Quality	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	October 2018	
Energy	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	October 2018	
Noise	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	October 2018	
Biological Resources	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	October 2018	
Floodplains and Drainage/Hydrology	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	October 2018	
Wetlands and Other Waters of the U.S.	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	October 2018	
Water Quality	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	October 2018	
Geology and Soils	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	October 2018	
Hazardous Materials	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	October 2018	
Utilities	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	October 2018	
Human Health Conditions	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	October 2018	
Section 4(f)	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	October 2018	
Cumulative Impacts	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	October 2018	
Other(s): Temporary Easements	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	September 2018	See Attachment A

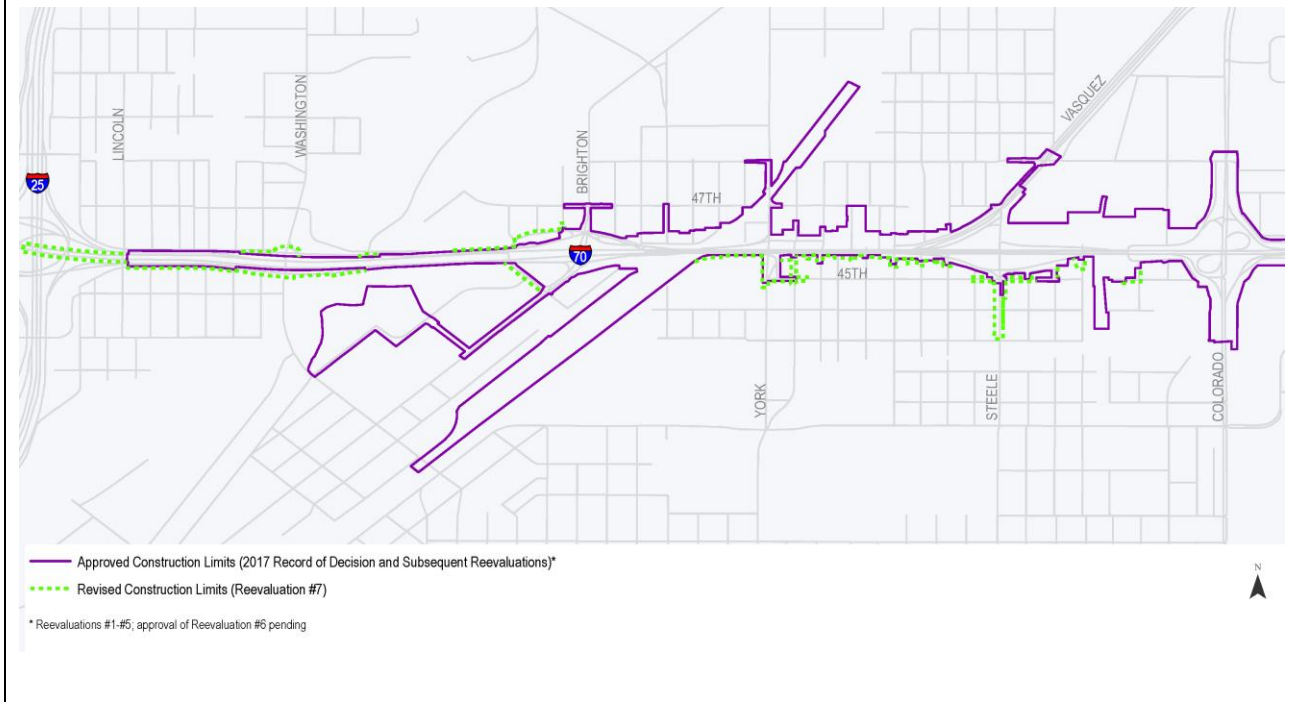
DESIGN ALTERATIONS:

Between I-25 and Colorado Boulevard, there have been minor adjustments and refinements to the design of the Preferred Alternative, Phase 1. These changes have resulted from advanced design and include the following types of modifications:

- Construction limit adjustments to accommodate the movement of construction equipment and project improvements such as fencing, grading, Intelligent Transportation Systems (ITS) infrastructure, drainage, and tie-ins for roadways, sidewalks, driveways, and alleys.
- Details regarding construction activities and access requirements are now better understood, and the need for additional minor, temporary easements have been identified on private property.

Figure 3 provides an overview of where construction limits have been modified. With a few exceptions, this reevaluation addresses changes south of I-70. Changes north of I-70 have been addressed in reevaluation #6. A detailed view is provided in Attachment A.

Figure 3: Central 70 Project Construction Limit Adjustments



REGULATORY CHANGES:

There have been no applicable changes to laws, regulations, and/or guidelines since the completion of the ROD in 2017.

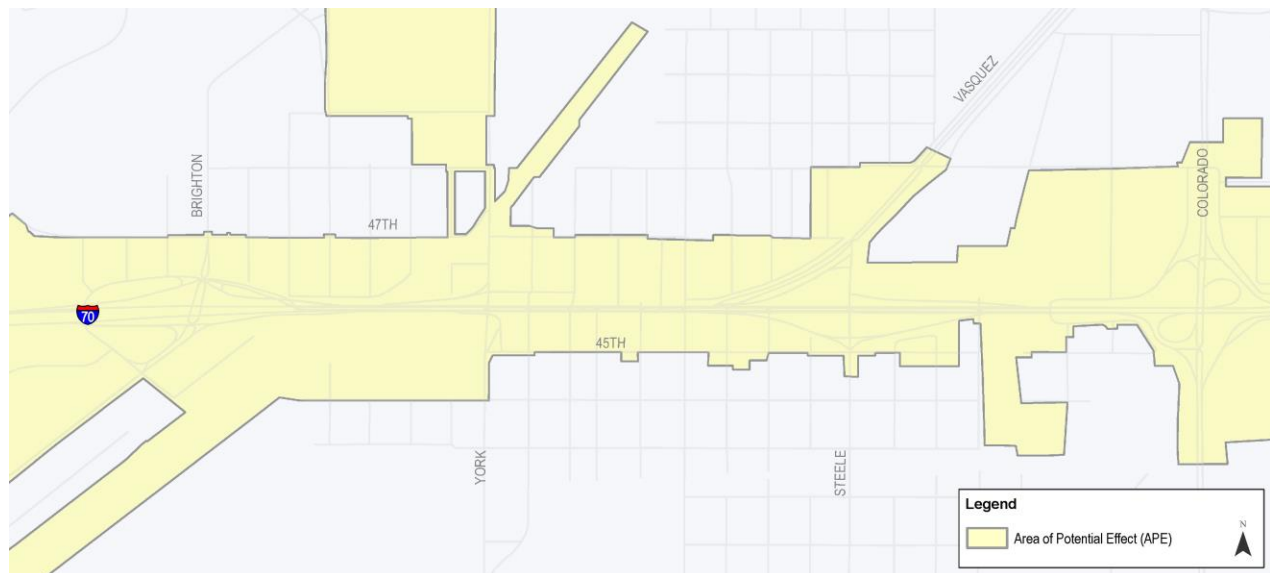
IMPACTS ASSESSMENT:

Adjustments to the construction limits addressed by this reevaluation affect 89 properties. These are locations where minor changes within the public right-of-way would occur (roadway striping) or where temporary easements are needed for construction access and/or to accommodate minor design refinements, such as fencing, roadway/driveway/alley/sidewalk tie-ins, and grading. No new right-of-way is required. A description of impacts to each property is included in Attachment B.

Resources that have experienced a change in the affected environment or setting or a change in environmental impacts since the ROD are addressed below and include: Historic Preservation, Hazardous Materials, Section 4(f), and Temporary Easements. All other resources are not affected by design refinements or adjustments to the construction limits. Mitigation required for these resources to address impacts identified in the FEIS and ROD remain unchanged.

Historic Preservation (Change in Affected Environment and Environmental Impact)

The Area of Potential Effect (APE), as presented to the Colorado State Historic Preservation Officer (SHPO) on October 12, 2018 (see correspondence included in Attachment B), is shown in Figure 4.

Figure 4: Area of Potential Effect

Adjustments to the construction limits within the existing APE affect 89 parcels. Not all parcels contain built environment resources or properties eligible for listing in the National Register of Historic Places (NRHP). These are locations where minor project changes would occur within the public right-of-way (e.g., roadway striping) or where temporary easements are needed for construction access and/or to accommodate the above-described minor design refinements. No new right-of-way is required. Many of these properties (1) are not 50 years of age or (2) were previously inventoried and officially determined not eligible for listing on the NRHP. All of the properties affected by construction limit changes were reviewed by qualified architectural historians to determine which had been previously evaluated and which would need to be newly evaluated for eligibility for listing on the NRHP. Attachment B includes detailed information regarding the analysis that was conducted for each property.

Of the affected properties, 27 properties were identified as needing to be evaluated for NRHP eligibility because they were either not of age or not affected at the time of the ROD or previous reevaluations. These properties (listed in Table 1) were surveyed by a qualified architectural historian to evaluate their historic integrity. Field visits were conducted between August and October of 2018. Individual site forms and photo documentation as well as maps showing the location of each of these properties are included in Attachment B.

Table 1: Eligibility Determinations for Newly Recorded Properties Addressed in Reevaluation #7

Map ID ¹	OAHP Site Number	Parcel No.	Property Address	Construction Date	Eligibility Determination (2018)
14 (page 8)	5DV35082	02232-00-218-000	4375 Brighton Blvd	1971	Determined Not Eligible
15 (page 11)	5DV35106	02241-07-007-000	3345 45th Avenue	1941	Determined Not Eligible
16 (page 11)	5DV35107	02241-07-008-000	4511 Cook St	1938	Determined Not Eligible
17 (page 12)	5DV35105	02241-09-006-000	4410 Steele St	1972	Determined Not Eligible
18 (page 13)	5DV35108	02241-13-033-000	4455 Garfield St	1967	Determined Not Eligible
19 (page 12)	5DV35104	02241-24-004-000	4344 Steele St	1948	Determined Not Eligible
20 (page 12)	5DV35103	02241-24-005-000	4336 Steele St	1943	Treat as Eligible
21 (page 12)	5DV35102	02241-24-006-000	4330 Steele St	1952	Treat as Eligible
22 (page 12)	5DV35101	02241-24-007-000	4320 Steele St	1896	Treat as Eligible
23 (page 12)	5DV35100	02241-24-008-000	4310 Steele St	1950	Treat as Eligible
24 (page 12)	5DV35099	02241-24-012-000	4300 Steele St	1949	Treat as Eligible
28 (page 9)	5DV35083	02242-31-001-000	4462 Josephine St	1893	Determined Eligible
29 (page 12)	5DV35092	02242-38-008-000	4401 Steele St	1949	Determined Not Eligible
30 (page 12)	5DV35093	02242-38-009-000	4409 Steele St	1942	Determined Not Eligible
31 (page 12)	5DV35094	02242-38-010-000	4419 Steele St	1942	Determined Not Eligible
32 (page 12)	5DV35095	02242-38-011-000	4429 Steele St	1942	Determined Not Eligible
33 (page 11)	5DV35096	02242-38-012-000	4439 Steele St	1942	Treat as Eligible
34 (page 11)	5DV35097	02242-38-014-000	4445 Steele St	1942	Determined Not Eligible
35 (page 11)	5DV35098	02242-38-015-000	4455 Steele St	1942	Determined Not Eligible
36 (page 12)	5DV35084	02242-39-010-000	4301 Steele St	1945	Treat as Eligible
37 (page 12)	5DV35085	02242-39-011-000	4315 Steele St	1945	Treat as Eligible
38 (page 12)	5DV35086	02242-39-012-000	4321 Steele St	1942	Determined Not Eligible
39 (page 12)	5DV35088	02242-39-014-000	4335 Steele St	1942	Determined Not Eligible
40 (page 12)	5DV35089	02242-39-015-000	4341 Steele St	1942	Determined Not Eligible
41 (page 12)	5DV35090	02242-39-016-000	4355 Steele St	1941	Determined Not Eligible
42 (page 12)	5DV35091	02242-39-017-000	4363 Steele St	1941	Determined Not Eligible
43 (page 12)	5DV35087	02242-39-024-000	4329 Steele St	1942	Determined Not Eligible

¹ Map ID numbers refer to the maps included in Attachment B that are part of the Section 106 consultation – page numbers are provided in parentheses to link the Map ID to the page it occurs in the map series for quick reference. Because the consultation includes eligibility and effects for both reevaluation #6 and reevaluation #7, the sequential ordering of the Map ID numbers is interrupted at times.

As indicated in Table 1, nine newly recorded properties were determined eligible or are treated as eligible for listing on the NRHP and project impacts to these resources were considered and are summarized in Table 2.

Table 2: Effects Determinations for Newly Identified Properties Reevaluation #7

Map ID	OAHP Site Number	Parcel No.	Impact	Effect Determination (2018)
20 (page 12)	5DV35103	02241-24-005-000	Adjacent to roadway striping (no physical impact to property)	No Historic Properties Affected
21 (page 12)	5DV35102	02241-24-006-000	Adjacent to roadway striping (no physical impact to property)	No Historic Properties Affected
22 (page 12)	5DV35101	02241-24-007-000	Adjacent to roadway striping (no physical impact to property)	No Historic Properties Affected
23 (page 12)	5DV35100	02241-24-008-000	Adjacent to roadway striping (no physical impact to property)	No Historic Properties Affected

24 (page 12)	5DV35099	02242-31-001-000	Adjacent to roadway striping (no physical impact to property)	No Historic Properties Affected
28 (page 9)	5DV35083	02242-31-001-000	Access for signal replacement; sidewalk/roadway/driveway tie-ins	No Adverse Effect
33 (page 11)	5DV35096	02242-38-012-000	Adjacent to roadway striping (no physical impact to property)	No Historic Properties Affected
36 (page 12)	5DV35084	02242-39-010-000	Adjacent to roadway striping (no physical impact to property)	No Historic Properties Affected
37 (page 12)	5DV35085	02242-39-011-000	Adjacent to roadway striping (no physical impact to property)	No Historic Properties Affected

In addition to the newly evaluated properties, seven previously evaluated NRHP eligible properties would be affected by construction limit modifications. Impacts to these properties were reevaluated to identify whether effects have changed. In the FEIS, it was determined that the Preferred Alternative, Phase 1 would result in No Adverse Effect to each of these properties, in each case based on minor alterations to their setting. Temporary construction easements and activities on these properties included in this reevaluation would not change these determinations. The updated effects determinations for the historic properties included in this reevaluation are summarized in Table 3. Maps showing the locations of these properties are included in Attachment B.

Table 3: Updated Effects Determinations for Reevaluation #7

Map ID ¹	OAHP Site Number	Parcel No.	Previous Effect Determination	New Impact	New Effect Determination (2018)
45 (page 8)	5DV9660	02231-11-004-000	No Adverse Effect (2010)	Roadway striping and ramp improvements. All project activities occur outside the historic property boundary.	No Adverse Effect
46 (page 9)	5DV9245	02231-21-014-000	No Adverse Effect (2015)	Project will require a temporary easement (up to 15,000 square feet) to replace the existing chain link fencing along the north edge of the parcel where grading and/or utility work would occur, replace existing sidewalk. Replacement fencing materials have not been determined. The project refinements propose to repave 10,000 square feet of the existing parking lot, tie into sidewalk on east property line (with minor grading) and regrade grassed area. The project will avoid the primary building on the resource. No significant landscape features were identified during survey.	No Adverse Effect

47 (page 8)	5DV3815 ²	02232-00-123-000	No Adverse Effect (2015)	Roadway striping/ramp improvements. All project activities occur outside the historic property boundary.	No Adverse Effect – National Western Historic District
48 (page 11)	5DV9968	02241-10-009-000	No Adverse Effect (2015)	Roadway striping. All project activities will occur outside the historic property boundary.	No Adverse Effect
59 (page 10)	5DV9678	02242-23-016-000	No Adverse Effect (2015)	Project will require a temporary easement (up to 400 square feet) to regrade and replace the existing sidewalk (located within the existing right-of-way), and tie into the local roadway network (with minor grading) to maintain access to the eastern property boundary. The project will avoid the primary building on the parcel. No significant landscape features were identified during survey.	No Adverse Effect
60 (page 10)	5DV9679	02242-23-017-000	No Adverse Effect (2015)	Project will require a temporary easement (up to 400 square feet) to regrade and replace the existing sidewalk (located within the existing right-of-way), and tie into the local roadway network (with minor grading) to maintain access to the eastern property boundary. Project will avoid the primary building on the parcel. No significant landscape features were identified during survey.	No Adverse Effect
61 (page 9)	5DV9742	02242-28-007-000	No Adverse Effect (2015)	Signal and curb ramp reconstruction. All project activities occur outside the historic property boundary.	No Adverse Effect

¹ Map ID numbers refer to the maps included in Attachment B that are part of the Section 106 consultation – page numbers are provided in parentheses to link the Map ID to the page it occurs in the map series for quick reference. Because the consultation includes eligibility and effects for both reevaluation #6 and reevaluation #7, the sequential ordering of the Map ID numbers is interrupted at times.

² This property is part of a historic district (shown in bold in Table 3.)

The Preferred Alternative resulted in a determination of No Adverse Effect to this the **National Western Historic District** (5DV.10500). Previous effects determinations noted installation of a stormwater outfall pipe to be constructed in the vicinity of the Denver Coliseum and small increases in traffic noise over time within the district due to the capacity increase and shifting of lanes. Design updates include additional roadway striping and ramp improvements. This work will not affect the physical properties of any contributing resource or the overall character of the district as it relates to its historic significance. The work represents indirect effects to the setting of the resource but will not introduce new features or visual intrusions that would detract from the character of the resource. Therefore, the work will continue to result in a determination of No Adverse Effect with regard to the National Western Historic District (5DV.10500).

Table 3: Updated Effects Determinations for Historic Districts

Map ID	OAHP Site Number	Parcel No.	Previous Effect Determination	New Impact	New Effect Determination (2018)
NA	5DV10500	NA	Adverse Effect (2015)	Roadway striping and ramp improvements.	No Adverse Effect

The SHPO concurred with the eligibility and effects determinations in correspondence dated March 25, 2019, included in Attachment B.

Hazardous Materials (Change in Environmental Impact)

Project activities would affect four properties identified as being of concern for soil contamination (shown in **Figure 5**):

- 2151 E. 45th Avenue: Ralston Purina Company; solvents detected in the soil and groundwater.
- 4545 Madison Street: Manna Pro Products, LLC; solvents and petroleum detected in soil and groundwater; five leaking underground storage tanks; large quantity generator with no violations reported.
- 3600 E. 45th Avenue: Paint Manufacturing, Mixing, and Distribution; solvents and petroleum detected in soil and groundwater; four non-fuel (solvent) underground storage tanks.
- 4477 Garfield St: Chihuahuarmy Enterprises, LLC; solvents detected in soil and groundwater; large quantity/small quantity generator with no violations.

Figure 5: Reevaluation #7 Hazardous Sites of Concern Affected

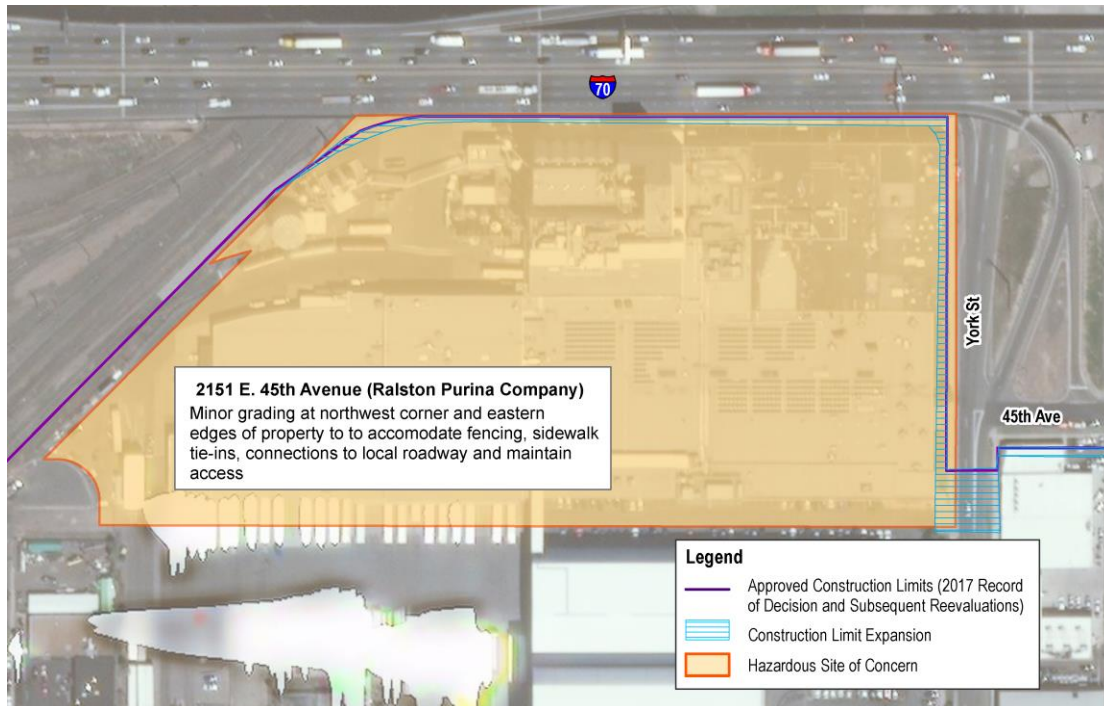
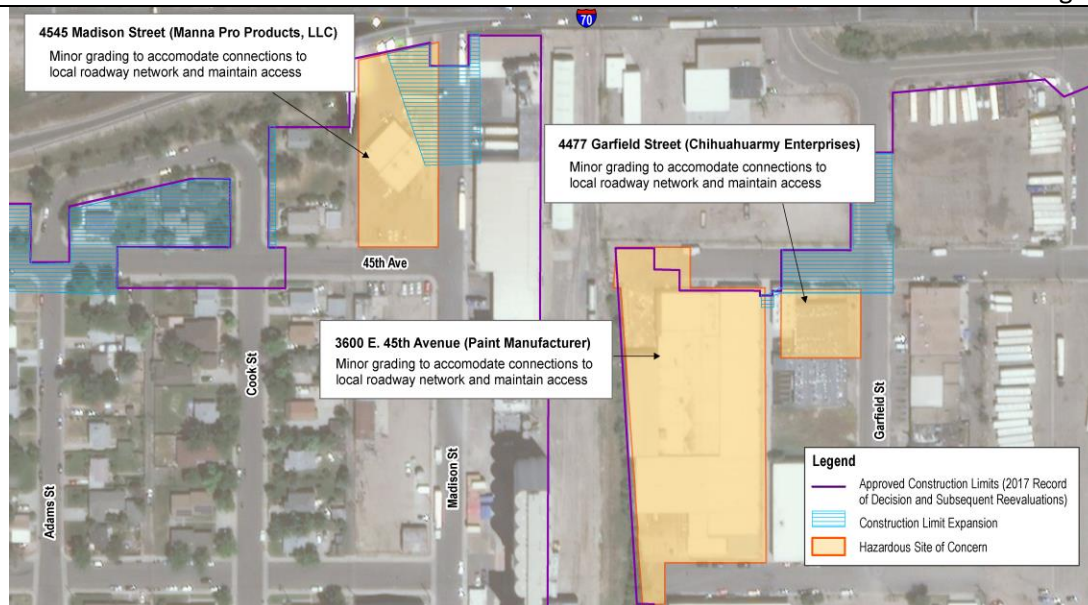


Figure 5 Continued: Reevaluation #7 Hazardous Sites of Concern Affected



All but one of these properties (4477 Garfield Street, Chihuaharmy Enterprises, LLC) were previously included in the construction limits approved by the ROD. Although no permanent right-of-way acquisition is needed, minor grading would occur on all four of these locations to accommodate connections to the local roadway network and maintain access, resulting in approximately 1.00 acres of additional soil disturbance.

While there are other sites of concern between Interstate 25 and Colorado Boulevard, no additional sites identified in the Environmental Records Search database obtained for the FEIS will be impacted because of the modifications.




Section 4(f) (Change in Affected Environment and Environmental Impact)

The Section 4(f) Evaluation prepared for the FEIS and subsequent reevaluations identified *de minimis* impacts to 16 historic properties, none of which are affected by changes included in this reevaluation. Because of the construction limit modifications, temporary construction easements are now necessary at the following 3 Section 4(f) historic resources: 5DV9245, 5DV9678, and 5DV9679. Temporary easements are needed to provide for construction access and/or to accommodate minor construction activities. No new permanent right-of-way would be required and impacts to these properties would be temporary. Each property would be restored to previous or similar condition after construction is complete.

In correspondence dated March 25, 2019 (Attachment B), SHPO concurred that these temporary impacts would result in No Adverse Effects to the Section 4(f) historic properties discussed in this reevaluation. Section 4(f) regulations (23 CFR 774) provide FHWA an opportunity to make a *de minimis* impact finding under Section 4(f) for properties resulting in a no adverse effect finding. Therefore, the FHWA finds that impacts to these properties meet the criteria for *de minimis*, in accordance with 23 CFR 774.5(b)(2). The FHWA notified the SHPO of its intent to make a *de minimis* impact finding for these properties in correspondence dated February 22, 2019 (Attachment B).

Temporary Easements (Change in Environmental Impact)

Temporary easements are needed on approximately 49 properties to accommodate the movement of construction equipment and minor project improvements such as fencing, grading, ITS infrastructure, drainage, and tie-ins for roadways, sidewalks, driveways, and alleys. Effects to properties are detailed in Attachment A, which groups impacts according to the following categories with associated shading:

-  Parcels shaded this color represent locations where impacts are related to the construction access and construction of tie-ins to the local roadway network. This includes construction and reconstruction of sidewalks, driveways, alley access, roadway connections, and drainage. This work is necessary to maintain access and make the roadway system work for adjacent properties.
-  Parcels shaded in this pattern would be directly affected by construction of fencing, or minor modifications to existing fencing.
-  Parcels shaded this color would be directly affected by minor grading along the edge of the property. In many locations encroachment would only extend two feet beyond the property boundary. Grading is necessary to accommodate tie-ins to the local roadway or drainage system, and to maintain access to

adjacent properties.



Parcels shaded this color represent locations where impacts would be limited to roadway striping and the property would not be directly affected.

These impacts are temporary, and no permanent right-of-way acquisition is needed. Properties will be returned to previous or similar condition after construction is complete.

MITIGATION:

- All mitigation commitment(s) from NEPA document remain the same (discuss status and compliance):
- Mitigation commitment(s) have changed from NEPA document.

Mitigation measures remain the same as documented in the ROD for all resources.

V. Public/Agency Involvement (optional)

There were no public meetings during the completion of this Reevaluation. Section 106 consultation with SHPO and the consulting parties occurred, and copies of the consultation materials are available in Attachment B.

VI. Additional Studies Required for Proposed Action

None

VII. Additional Requirements for Proposed Action

- An SEIS is required, because the changes to the proposed action will result in significant impacts not evaluated in the EIS.
- An SEIS is required, because new information or circumstances will result in significant environmental impacts not evaluated in the EIS.
- A revised ROD is required, because an alternative is recommended that was fully evaluated in an approved FEIS but was not identified as the preferred alternative.
- Appropriate environmental study or an EA is required, because the significance of new impacts is uncertain.
- A revised FONSI is required, because an alternative is recommended that was fully evaluated in an approved EA but was not identified as the preferred alternative.
- Other _____
- None

VIII. Permits Updated (optional)

*This section is only required when the next stage of a project is going to construction.
List permits:*

IX. Attachments Listed

Attachment A: Revised Property Impacts Overview Maps Reevaluation 7

Attachment B: Section 106 Consultation

- SHPO Concurrence Letter
- Table 1: Eligibility Determinations for Newly Recorded Properties Addressed in Reevaluation 6 & 7

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RPEM (original); copies to Project Manager, Region Right of Way (if ROW required), Environmental Programs Branch, Central Files, and Federal Highway Administration

- Table 2: Updated Effects Determinations on Historic Properties
- SHPO Consultation Attachment A: Summary Table 3 and Mapping for Reevaluation 6 & 7
- SHPO Consultation Attachment B: 1403 and 1417 Forms
- Site forms for 5DV9712, 5DV9721, 5DV9676, 5DV9699