



Montana Department of Transportation

2701 Prospect Avenue  
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Helena MT 59620-1001

Jim Lynch, Director  
Brian Schweitzer, Governor

October 30, 2009

Jeff Patten  
Operations Engineer  
Federal Highway Administration  
585 Shepard Way  
Helena, MT 59601-9785

Subject: Re-certify Environmental Documentation  
NH 1-10(29)656  
Bainville-East & West  
Control Number: 2145

Dear Jeff,

Environmental Services has reviewed the above proposed project's impacts and has determined that this project still qualifies as a Categorical Exclusion under the provisions of 23 CFR 771.129(c). The original categorical exclusion was signed November 18, 2005 and is attached. This proposed action also continues to qualify as a categorical exclusion under the provisions of ARM 18.2.261 (Sections 75-1-103 and 75-1-201, M.C.A.). This determination is based on the following information.

Additional work for this project has been proposed. It now includes plans to construct an access road around the Welcome Stop convenience store and gas station located at the intersection of US Highway 2 and Montana Secondary 327 in Bainville. This access road has been proposed in order to alleviate accessibility impacts resulting from this road project. Construction of this proposed access road would result in an additional 0.163 acres of wetland impacts. Wetland mitigation would be conducted as required by permit. Additionally, since there are records of existing spills at this site, there is potential for hazardous waste(s) to be encountered during construction of this access road. However, since no excavation is expected, this potential is minimal. Should evidence of historical spills be encountered, appropriate mitigation measures will be implemented. As a result of this change, we have updated the file to include new biological, cultural, hazardous waste, etc. information and found that in accordance with 23 CFR 771.117(a), this action will still neither individually or cumulatively, have any significant environmental impacts.

In accordance with the Federal Highway Administration's concurrence letter of April 15, 1999, this notification documents that this proposed action is still properly classified as a categorical exclusion under the provisions of 23 CFR 771.117(d).

Sincerely,

Heidi Bruner, P.E.  
Engineering Section Supervisor  
Environmental Services Bureau

Attachment: Categorical Exclusion signed 11/18/05

Jeff Patten  
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Bainville – East & West  
NH 1-10(29)656  
CN: 2145

Copy (w/o encl.):	Ray Mengel	Glendive District Administrator
	Paul R. Ferry, P.E.	Highway Engineer
	Tom S. Martin, P.E.	Environmental Services Bureau
	Heidy Bruner, P.E.	Environmental Services Bureau
	Suzy Price	Contract Plans Bureau Chief
	Dave Jensen	Fiscal Programming Section Supervisor
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	Moriah Thunstrom, P.E.	Environmental Services Bureau
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e-copy (w/o encl): Montana Legislative Branch Environmental Quality Council (EQC)

HSB:mat: S:\PROJECTS\GLENDDIVE\2145\A740\2145ENCEDR02.DOC