BUTTE-SILVER BOW
COMMUNITY DEVELOPMENT DEPARTMENT
155 WEST GRANITE STREET, COURTHOUSE
BUTTE, MONTANA 59701
(406) 497-6465

October 28, 2010

Michael Wherley, PE, CTEP Supervisor
Montana Department of Transportation
2701 Prospect Avenue
P.O. Box 201001
Helena, MT 59620-1001

Subject: **Categorical Exclusion Group (c) Action Letter**

Reference: Project Number: STPE
Project Name: Butte-Sidewalks
Uniform Project Number: 7339

As Butte-Silver Bow Local Government's Environmental Certifying Official I have determined that the proposed project will not involve unusual circumstances as described in 23 *CFR* 771.117(b). It therefore qualifies as a Categorical Exclusion under the provisions of 23 *CFR* 771.117(c), parts 3 & 15. The proposed action also qualifies as a Categorical Exclusion under the provisions of *ARM* 18.2.261 *(MCA* Sections 75-1-103 and 75-1-201.)

In accordance with FHWA's letter (3/29/99) to MDT Environmental Services, please notify FHWA that the proposed action is being processed in accordance with 23 *CFR* 771.117(c).

Karen Byrnes, Director

Concur: CTEP Engineer — Nov. 9, 2010 Date

cc: Jeff Ebert, PE – MDT Butte District Administrator
Tim Conway, PE – MDT Consultant Design Engineer
Tom Martin, PE – MDT Environmental Bureau Chief
David Jensen – MDT Fiscal Planning Administrator
Todd Everts – Environmental Quality Council
Jeff Patten, PE – FHWA Project Engineer