



CITY OF MILES CITY

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February 28, 2012

Dianna Broadie, AICP
Director of Planning and Community Services
P.O. Box 910
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RECEIVED

JUL 16 2012

ENVIRONMENTAL

Gene Kaufman, Operations Engineer
Federal Highway Administration (FHWA)
585 Shepard Way
Helena, MT 59601

RECEIVED

JUL 27 2012

FHWA
MONTANA DIVISION

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

Reference: Federal-aid Project Number: STPE 8099(8)
Federal-aid Project Name: Riverside Park Path – Miles City
MDT Uniform Project Number: 7706

This is a request for FHWA concurrence that the proposed project meets the criteria for classification as a Categorical Exclusion under the provisions of 23 *CFR* 771.117(d). This 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). A project location map is attached.

This proposed project is a pathway and restroom upgrade.

The location of the proposed project is Riverside Park, Miles City.

The intent of the proposed project is to provide a north-south linkage between existing sidewalks to the north on Main Street and linkages to the south which are proposed to be completed in a Phase II project.

The proposed project has been evaluated for, and does not have any adverse effect on the following environmental areas of concern:

- | | |
|---|--|
| <input checked="" type="checkbox"/> Stormwater Runoff | <input checked="" type="checkbox"/> Noise |
| <input checked="" type="checkbox"/> Prime and Unique Farmlands | <input checked="" type="checkbox"/> Section 404 – <i>Clean Water Act</i> |
| <input checked="" type="checkbox"/> Floodplains (EO 11988/FEMA) | <input checked="" type="checkbox"/> Social/Economic |
| <input checked="" type="checkbox"/> Hazardous Waste | <input checked="" type="checkbox"/> Stream Preservation/Water Quality |
| <input checked="" type="checkbox"/> Historical/Cultural Resources | <input checked="" type="checkbox"/> Threatened/Endangered Species |
| <input checked="" type="checkbox"/> Changes in Land Use | <input checked="" type="checkbox"/> Wetlands (EO 11990) |
| <input checked="" type="checkbox"/> USDOT – 4(f)/NL&WCF – 6(f) Acts | |

PROJECT IMPACTS

No significant or minor impacts.

PERMITS

Permits Required – The following permits will be acquired prior to any relevant disturbance:

Floodplain Development Permit

Building Permit (for restroom only)

Electrical Permit (restroom & lighting)

PUBLIC INVOLVEMENT

Public Involvement – All needs assessments in the past 12 years have made mention of upgrades to Riverside Park. The last needs assessment was in 2007 and the restroom upgrade that is a component of this project was specifically cited by numerous individuals. The Growth Policy which had numerous public meetings prior to adoption has a stated goal as a system of bike and pedestrian paths throughout the community.

Vision Miles City, a public survey completed in 2010 through the Miles Community College, cited the need for paths, park improvements, and upgrades to park bathrooms.

Prior to making application for this grant and during subsequent phases such as contract approval and consultant choices, the item has been noticed as part of the City Council agenda allowing for public comment.

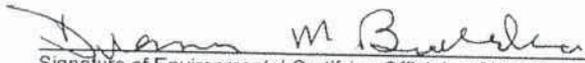
Workplan. The objective is to minimize erosion of disturbed areas during and following construction of this proposed project.

AMERICANS WITH DISABILITIES ACT

Americans with Disabilities Act –New restroom facilities will be installed in compliance with the *Americans with Disabilities Act* (PL 101-336). In addition new pathways will increase the accessibility of park facilities to those with disabilities.

CONCLUSION

The project will not induce significant land use changes or promote unplanned growth. There will be no significant affects on access to adjacent properties or present traffic patterns. The project will not create disproportionately high and adverse human health or environmental effects on minority and low-income populations (EO 12898) and complies with Title VI of the *Civil Rights Act of 1964* (42 USC 2000d). In accordance with 23 CFR 771.117(a), this action will neither individually nor cumulatively, have any significant environmental impacts. Therefore, we are requesting FHWA's concurrence that the proposed project is properly classified as Categorical Exclusion.



Signature of Environmental Certifying Official or Chief Elected Official

Dianna M. Broadie, AICP, Director of Planning and Community Services

Type Name and Title

Concur:

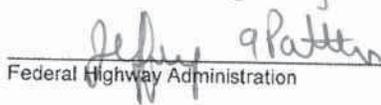


~~CTEP Section Supervisor~~
Environmental Engineering Section Supervisor

7/24/12

Date

Concur:

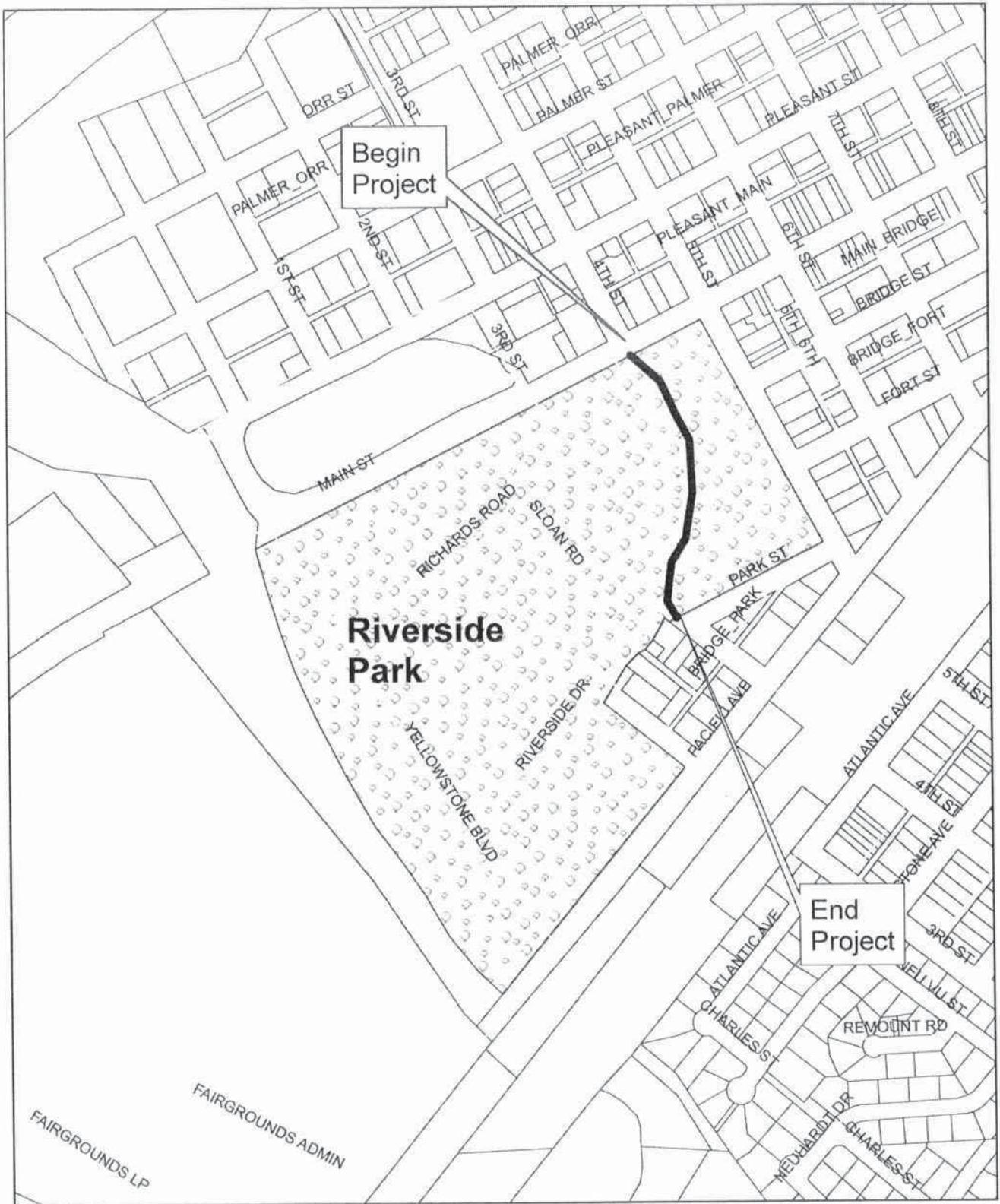

Federal Highway Administration

8/1/12

Date

Attachment: Project Location Map

- cc: Shane Mintz, MDT, District Administrator – District 4
Tim Conway, MDT, Consultant Design Engineer
Tom Martin, MDT, Bureau Chief – Environmental Services Bureau
Tom Ervin, MDT, Fiscal Planning Administrator
Michael Wherley, P.E., MDT, CTEP Section Supervisor
Heidy Bruner, MDT, Environmental Engineering Section Supervisor
Tom Atkins, MDT, Environmental Engineering Section – Glendive District
Jeff Patten, FHWA, Operations Engineer – Glendive District
Dawn Colton, City of Miles City, CTEP Administrator
Dianna Broadie, City of Miles City, Environmental Certifying Official



STPE 8099(8)
 Riverside Park path - Miles City

