



October 2, 2012

Jeff Patten  
Federal Highway Administration (FHWA)  
585 Shepard Way  
Helena MT 59602



Subject: Statewide Pavement Preservation Projects Concurrence - amended  
NH 50-1(35)0  
WEST YELLOWSTONE - NORTH  
Control Number: 7575000

Dear Jeff Patten:

The Environmental Services Bureau of the Montana Department of Transportation has reviewed the **Amended** Preliminary Field Review/Scope of Work Report and the Environmental Checklist for Pavement Preservation Projects. We have determined that the Statewide PCE for these types of projects would cover this project.

Special provisions are included for Protection of Aquatic Resources. An osprey nest at the junction of US 191 and US 287 should not be affected by this project. The EPM should monitor effects of nearby construction activity.

I have attached the Preliminary Field Review/Scope of Work Report, Checklist and the location map for your information.

If you have any questions concerning this letter, please contact Barry Brosten at 444-0804.

Sincerely,

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

Attachments: Preliminary Field Review/Scope of Work Report, Environmental Checklist

copies:	Jeff Ebert – Butte District Engineer	w/attach
	Paul Ferry - Highway Engineer	w/attach
	Kevin Christensen - Construction	
	Suzy Price - Contract Plans	
	Nicole Pallister- Fiscal Planning	w/attach
	Tom Martin – Environmental Services	
	Heidi Bruner - Environmental Services	
	File	w/attach

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Montana Department of Transportation  
 PO Box 201001  
 Helena, MT 59620-1001

**Memorandum**

To: James A. Walther, P.E. - Engineering  
 Preconstruction Engineer

From: Damian Krings, P.E. *DK*  
 Road Design Engineer

Date: September 20, 2012

Subject: **NH 50-1(35)0**  
**West Yellowstone – North**  
**UPN 7575000**  
**Work Type – 180 – Resurfacing – Asphalt thin lift**

This is an Amended Scope of Work Report for the subject project. This project is a pavement preservation project that originally was scoped to end at RP 9.5. It has recently been brought to our attention the recently completed Grayling Creek Bridge replacement project began at RP 9.9. This leaves a 0.4 mile gap between projects. The District has advised this gap be included with the subject project. As such, we are hereby extending the limits of the subject project to go from RP 0.0 to RP 9.9. The additional work between RP 9.5 to RP 9.9 will be seal and cover. The environmental document has been resubmitted with the new limits.

Approval *James A. Walther* Date *9/20/12*  
*JK* James A. Walther, P.E.  
 Preconstruction Engineer

**Distribution:**

- |   |  |
|---|--|
| Jeff Ebert, District Administrator              | Lynn Zanto, Rail, Transit, & Planning Division Administrator |
| Kent Barnes, Bridge Engineer                    | Jake Goettle, Construction Engineering Services Bureau       |
| Tom Martin, Environmental Services Bureau Chief | Matt Strizich, Materials Engineer                            |
| Roy Peterson, Traffic and Safety Engineer       | Jon Swartz, Maintenance Administrator                        |
| Robert Stapley, Right-of-Way Bureau Chief       |  |
| Paul Ferry, Highways Engineer                   |  |

**cc:**

- |  |             |
|--|-------------|
| Dawn Stratton, Fiscal Programming Section          |             |
| Jim Davies, Project Design Manager, Butte District |             |
| Damian Krings, Road Design Engineer                | Master file |

**e-copies:**

- |  |   |
|--|---|
| Jim Walther, Engineering, Preconstruction Engineer |   |
| Lesly Tribelhorn, Highways Design Engineer         | Jake Goettle, Construction Bureau – VA Engineer |

(FOR PROJECTS WITH NO RIGHT-OF-WAY INVOLVEMENT)

Applicant cannot be authorized to proceed with the proposed work until ALL of the conditions of the checklist have been satisfied.

ENVIRONMENTAL CHECKLIST FOR PAVEMENT PRESERVATION PROJECTS

(CRACK SEALING, SEAL & COVER, THIN OVERLAYS, MILL & FILL, PLANT MIX LEVELING, MILL OGFC, MICRO SURFACING, FOG SEAL)

Project No.: NH 50-1(35)0

ID: 7575000

Project Name: West Yellowstone - North

Reference Post (Station) 0.0 +/-

to Reference Post (Station) 9.9 +/-

Applicant's Name: Montana Department of Transportation Address: PO Box 201001; Helena, MT 59620-1001

Type of Proposed Pavement Preservation Activity: Work Type 180 - Resurfacing - Asphalt thin lift

IMPACTS ON THE PHYSICAL ENVIRONMENT (TO BE COMPLETED BY APPLICANT)

Table with 3 columns: Impact Questions, Yes, No, Comment. Rows include questions about Wild/Scenic Rivers, species impacts, water quality, wetlands, and air quality.

Checklist prepared by:

Jim Davies

Applicant

Project Design Engineer

ENVIRONMENTAL ENGINEERING SECTION SUPERVISOR

9/20/2012

Date

Approved by:

Environmental Services

Title

Date

(When any of the above questions are checked "Yes")

The Applicant is **not** authorized to proceed with the proposed work until the checklist has been reviewed and approved, as necessary, and any requested conditions of approval have been incorporated.

- A. Complete the checklist items 1 through 7, indicating "Yes" or "No" for each item. Include comments, explanations, information sources, and a description of the magnitude/importance of potential impacts in the right hand column. Attach additional and supporting information as needed. The checklist preparer, by signing, certifies the accuracy of the information provided.
- B. When "Yes" is indicated on any item, the checklist preparer must explain why and provide the appropriate documentation, evaluation, permit, and/or mitigation measures required to satisfy environmental concerns for the project. Use attachments if necessary. **Any proposed mitigation measures will become a condition of approval.**
- C. If the applicant checks "Yes" for any one item, the checklist and MDT's mitigation proposal, documentation, evaluation and/or permit shall be submitted to MDT Environmental Services Bureau. Electronic format is preferred. Contact Number 444-7228.
- D. When the applicant checks a "Yes" item, MDT cannot be authorized to proceed with the proposed work until Environmental Services Bureau reviews the information and signs the checklist.
- E. MDT will obtain all necessary permits or authorizations from other entities with jurisdiction prior to beginning the Pavement Preservation Activity.
- F. The links above are provided as a starting point for potential sources of information for completing the checklist. The Applicant is encouraged to consult Environmental Services Bureau and/or other information sources.

## PROTECTION OF AQUATIC RESOURCES

Aquatic resources may include, but are not limited to, wetlands, springs, streams (perennial, ephemeral, and intermittent drainages), rivers, lakes, ponds, reservoirs, irrigation systems, and associated riparian areas.

Impacts to aquatic resources are not anticipated in association with this project. MDT has NOT acquired any water quality permits or authorizations, including a Clean Water Act Section 404 permit (COE), a Stream Protection Act 124 notification (MFWP), or a 318 Authorization (DEQ). Therefore, impacts to any and all aquatic resources located adjacent to the project are not permitted. Avoid all equipment traffic, fill material, staging activities and other disturbances to all aquatic resources.

Wetlands may exist within the project corridor adjacent to roadway along the toe of the slopes. In areas adjacent to any water body including the Madison River, Cougar Creek, and Duck Creek, other aquatic resources as defined above; or in areas immediately adjacent to the highway susceptible to sediment transport, conduct pavement preservation operations in a manner to avoid placement of materials in these areas. Do not allow chips or other materials to enter wetlands or waterways.

Any impacts to these areas and associated consequences, without the proper permitting, are the responsibility of the Contractor. The Contractor must secure the appropriate permits or authorizations prior to working in these areas. If complete avoidance of these areas is not possible, contact the Project Manager immediately and coordinate the permitting effort with the District Biologist at 444-0461 or the District Environmental Engineering Specialist at 494-9612.

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