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January 9, 2013

Mike Wherley
CTEP Engineer
Montana Department of Transportation
2701 Prospect Avenue
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Helena, MT 59620-1001

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

Reference: Federal-aid Project Number: STPE 24(41)
Federal-aid Project Name: US 93 PATH - ARLEE
MDT Uniform Project Number: 7890

This is a request for the Montana Department of Transportation concurrence that the proposed project study 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), part 3. 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's Environmental Services, please notify FHWA that the proposed action is being processed in accordance with 23 *CFR* 771.117(c).



Signature of Environmental Certifying Official or Chief Elected Official

Ann Brower, Commissioner
Type Name and Title

Concur:



Section Supervisor, MDT Environmental Engineering Section

Date

1/14/13

cc: Ed Toavs, MDT, District Administrator – Missoula District
Bryan Miller, MDT, Acting Consultant Design Engineer
Tom Martin, MDT, Bureau Chief – Environmental Services Bureau
Nicole Pallister, MDT, Fiscal Planning Administrator
Michael Wherley, MDT, CTEP Section Supervisor
Maureen Theisen, Legislature, EQC
Gene Kaufman, FHWA – Missoula District Operations Engineer
Tom Erving, MDT, Fiscal Planning
Heidi Bruner, MDT, Section Supervisor, Environmental Engineering
Susan Kilcrease, MDT, Environmental Engineering Section – Missoula District
Shari Johnson, Arlee City Engineer
Ann Brower, Lake County Commissioner