



Montana Department of Transportation

2701 Prospect Avenue
PO Box 201001
Helena MT 59620-1001

Jim Lynch, Director
Brian Schweitzer, Governor

RECEIVED

MAR 15 2005

LEGISLATIVE ENVIRONMENTAL
POLICY OFFICE

March 11, 2005

Environmental Quality Council
Room 171, State Capitol
PO Box 201704
Helena, MT 59620-1704

**Subject: MDT Statewide Maintenance Projects
South of Bridger
Carbon County, N-4
Reference Post from: 20.0
Reference Post to: 25.8**

The Environmental Services Bureau of the Montana Department of Transportation has reviewed the Environmental Checklist for the Maintenance Pavement Preservation Activities. We have determined that the Statewide PCE for these types of projects would cover this project.

If there are special provisions for these projects, the special provisions are attached or included on the checklist. I have attached the checklist and the location map for your information.

If you have any questions concerning this letter, please contact me at 444-0456.

Tom Hansen, P.E.
Engineering Section Supervisor

Attachments

copies: Loran Frazier, Engineering Division
Jon Swartz, Maintenance
Bruce Barrett, Billings District Administrator
James Stevenson, Billings Maintenance Chief
Mark Wissinger, Construction
Suzy Althof, Contract Plans
File

S:\MAINTENANCE\MAINT-CHK-LST\BLGS\BILLINGS-MAINTENANCE-N4-0305-EQC.DOC

ENVIRONMENTAL CHECKLIST FOR MAINTENANCE ACTIVITIES

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

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

Project No.: State Funded

ID: _____

Designation: South of Bridger

Proposed Date of Maintenance Activity: Completion June 17, 2005

Federal Funds Involved? Yes No

Reference Post (Station) 20.0

to Reference Post (Station) 25.8

Applicants Name: James R Stevenson

Address: 424 Morey Street, P.O. Box 20437, Billings, MT 59104

Type of Proposed Maintenance Activity: Thin Lift Overlay

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

Impact Questions	[Y/N] There are Potential Impacts; or Item Requires Documentation, Evaluation, Mitigation Measures, and/or (a) Permit(s).		
	Yes	No	Comment or List Documentation, Evaluation, Mitigation Measure, and/or (a) Permit(s) Required for Items 1 through 7. (Use attachments if necessary)
1. Does the proposed action require work in, across, and/or adjacent to a river which is a component of, or proposed for inclusion in Montana's Wild and/or Scenic Rivers system. (See listing on page 3)	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
2. Are there any recorded occurrences, and/or critical habitat for Federally-listed Threatened and Endangered Species in the vicinity of the proposed activity?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
3. Does the proposed action have an impact on water quality? If answer is NO go to question 4.	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
3a. If the answer to number 3 is yes, is a Clean Water Act ' Section 402 permit required? (MPDES issued by MDEQ)	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/> N/A
4. Does the proposed project have impacts to wetlands or waters of the U.S.? If answer is NO go to question 5.	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
4a. If the answer to number 4 is yes, is a Clean Water Act ' 404 permit authorization required?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/> N/A
4b. If the answer to number 3 or 4 is yes, is a Stream Protection Act ' 124SPA permit required? (Issued by MDFWP)	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/> N/A
5. Does the proposed project involve hazardous waste site[s]? (Superfund, spills, underground storage tanks, etc.)	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
6. Is the proposed activity on and/or within approximately 1.6 Km (1 mile) of an Indian Reservation? If answer is NO go to question 7.	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
6a. Are any Tribal water permits required?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/> N/A
7. Is the proposed project in a "Class I Air Shed" (Some Indian Reservations)?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/> N/A

8. Magnitude and significance of potential impacts: To be completed by applicant.

Checklist prepared by: James R. Stevenson
Applicant (Maintenance Chief)

Maintenance Chief - Billings
Title

1/27/05
Date

Approved by: 

ENVIRONMENTAL ENGINEERING
SECTION SUPERVISOR

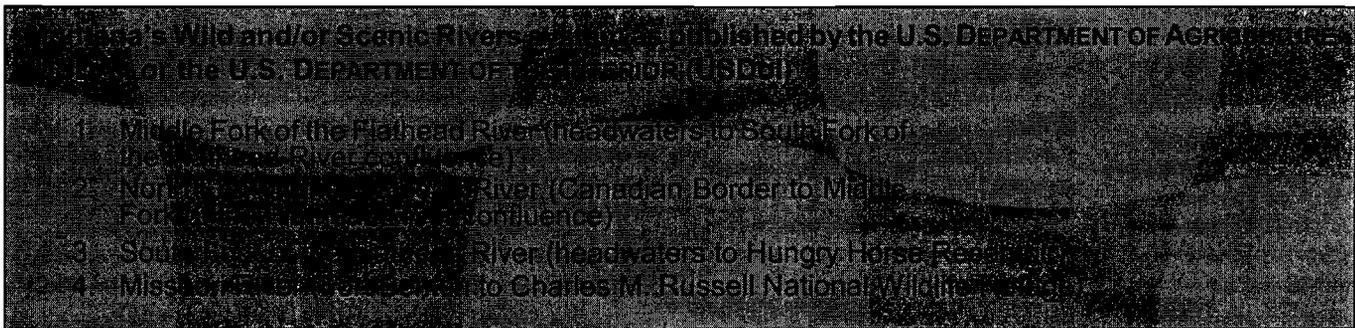
Environmental Services

Title

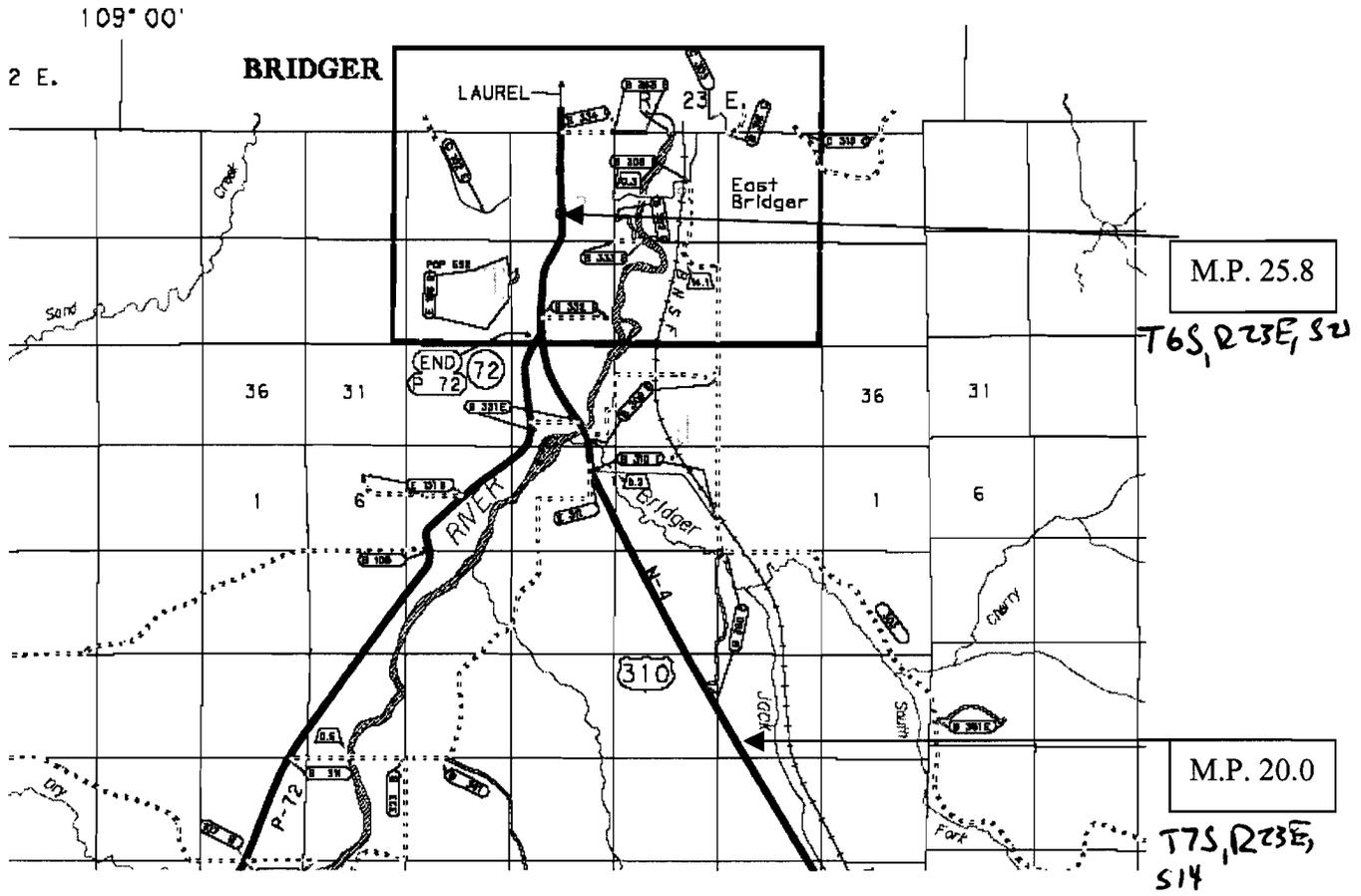
Date

(when items 1, 2, 3, 3a, 4, 4a, 4b, 5, 6, 6a, or 7 are checked "Yes")

- A. The applicant shall complete the checklist indicating a "Yes" or "No" for each item, except number 8 which may require a narrative response.
- B. When a "Yes" is indicated on any number of items 1 through 7, the applicant 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.
- C. If the applicant checks "Yes" for any one item, the checklist and the applicant's mitigation proposal, documentation, evaluation and/or permit shall be submitted to MDT Environmental Services. Contact Number 444-7228.
- D. When the applicant checks a "Yes" item, the applicant cannot be authorized to proceed with the proposed work until Environmental Services reviews the information and signs the checklist.
- E. Applicant will obtain all necessary permits or authorizations from other entities with jurisdiction prior to beginning the Pavement Preservation Activity.



BRIDGER SOUTH OVERLAY
US-310 M.P. 20.0 to 25.8



Montana Department of Transportation
Environmental Services
Helena, MT 59620-1001

Memorandum

To: Bonnie Steg, Resources Bureau Chief

From: Paul Sturm, Billings District Biologist

Date: March 7, 2005

Subject: Biological Resources Memorandum
**Thin Lift Overlay
South of Bridger**

Project Location & Description

This proposed project is located in Carbon County south of Bridger. The project is on US 310, beginning at Reference Post (RP) 20.0 (Section 21, Township 6 South, Range 23 East) and ending at RP 25.8 (Section 14, Township 7 South, Range 23 East).

The project is a state funded thin lift overlay. There will be no grading required for this project.

Biological Resources and Impact Analysis

There are a number of sensitive species located within a 2-mile radius of the proposed project. Due to the fact that the project is limited to a thin lift overlay, and no grading will be done, none of these species will be impacted by the proposed project. However, any new aggregate borrow source, gravel, crushing, storage or staging areas, or processing plants may potentially impact one or more of these sensitive species. The contractor should contact the Montana Department of Fish, Wildlife, and Parks and/or the Montana Natural Heritage Program for the locations of these species prior to location of such sites. The contractor may also submit the location of such site(s) to MDT-Environmental Services Bureau for review.

Due to the location and limited scope and nature of this project, there is not expected to be any project-related impacts to biological resources. This project will have no effect on any threatened, endangered, proposed, candidate, rare, or sensitive species.

No wetlands, streams, or other aquatic resources would be affected. Therefore, a Stream Protection Act 124 permit and a Clean Water Act 404 permit are not required. As the project does not include any grading or removal of vegetation, the work would disturb very little ground or existing vegetation and therefore would not contribute to the spread of noxious weeds.

The attached special provision should be adhered to during these maintenance activities.

Copy: Doug Compton - Environmental
Paul Sturm - Environmental
File

SPECIAL PROVISIONS

*

1. PROTECTION OF WETLAND AREAS AND OTHER DRAINAGES

Impacts to any and all wetland areas and other drainages, including spring drainages, located adjacent to the project are not anticipated in association with this project. MDT has NOT acquired any water quality permits, including a Clean Water Act Section 404 permit, a Stream Protection Authorization 124 permit, or a 318 Authorization permit. Therefore, impacts to any and all wetland areas and other drainages, including spring drainages, located adjacent to the project are not permitted. Avoid all equipment traffic, fill material, staging activities and other disturbances to the wetland areas and other drainages. If situations are observed during construction that may potentially impact water quality, including wetland areas, utilize Best Management Practices (BMP) and/or Temporary Erosion Control measures as necessary to protect the resource. Refer to Section 208 of the MDT Detailed Drawings (2004 metric edition) for Erosion and Sediment Control Best Management Practices.

Install Temporary Erosion Control measures as deemed necessary by the Engineer. Payment to be determined using the Erosion and Sediment Control rate schedule and paid under Miscellaneous Work.

If complete avoidance of all impacts to these areas is not possible, contact the Billings District Biologist at 444-9438 or the Construction Permit Coordinator at 444-7648, so that the proper permits can be secured prior to working in these areas. Any impacts to these areas and associated consequences, without the proper permitting, are the responsibility of the Contractor.