



INTEROFFICE MEMORANDUM

March 14, 2019

TO: Master Files

FROM: *JF* John Fleming, Division Head, Environmental Division *gprince*

SUBJECT: Job Number BB0801
FAP Number NHPP-40-2(80)46
Hwy. 164 – Hwy. 352 (S)
Route 40, Section 21
Johnson County
Tier 1 Categorical Exclusion

After appropriate environmental review, it has been determined that the subject project is a Tier 1 Categorical Exclusion as described by the ARDOT/FHWA Memorandum of Agreement on Categorical Exclusion Documentation and Processing. A public hearing will not be offered for this project.

The purpose of this project is to rehabilitate a portion of Interstate 40 in Johnson County. Work will include mill and inlay of the roadway and hydro-demolition of nine bridges. The existing cross-section will not change as a result of the proposed project and no additional right of way will be required. A project location map is attached.

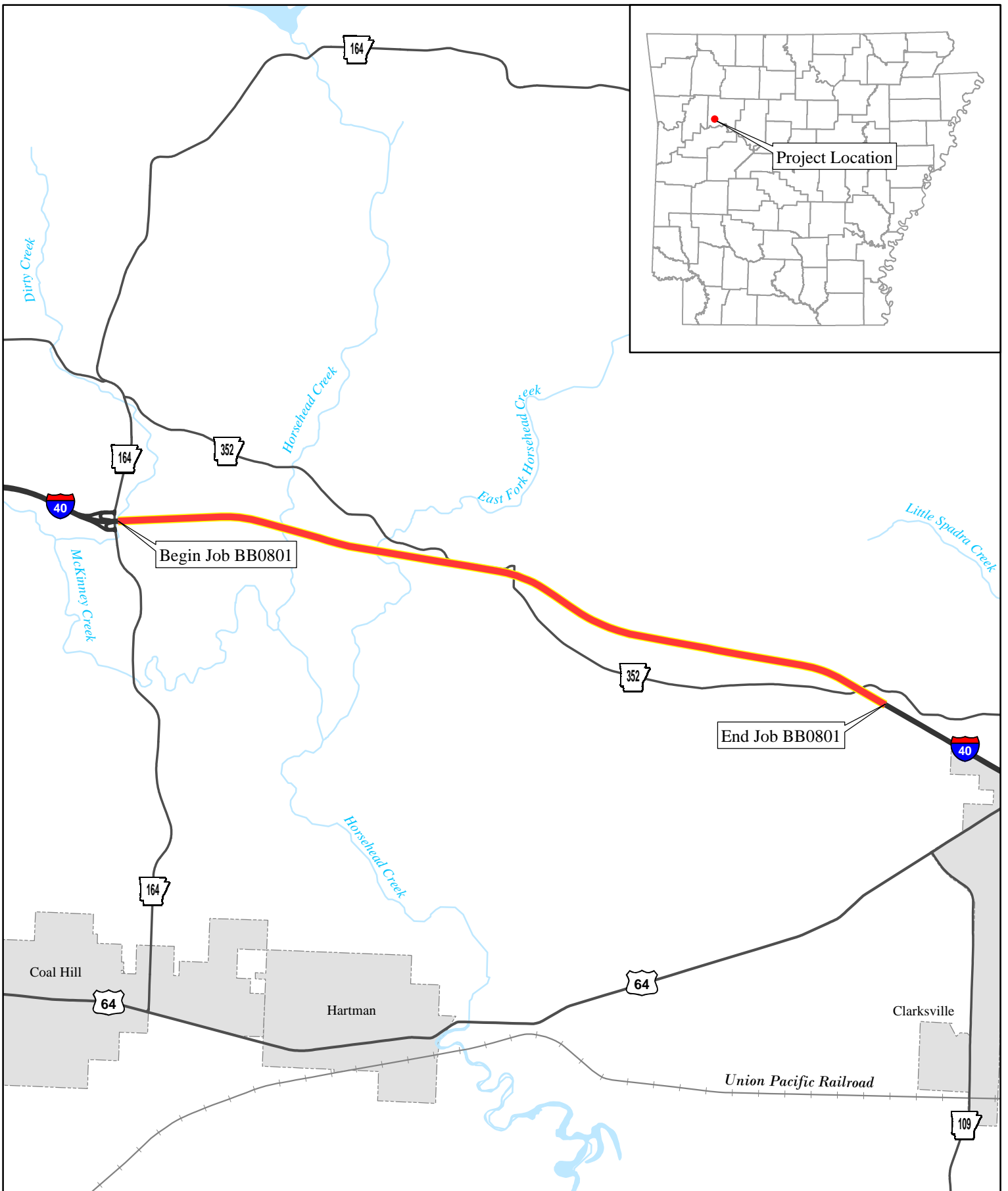
The project will not have a discharge of dredged or fill material into waters of the United States, therefore a Section 404 permit will not be required. Construction of this project will have "no effect" on all listed species. A cultural resources clearance is attached.

JF:JB:am

Attachments:

Location Map
SHPO Clearance
Environmental Study Checklist

c: Program Management
Right of Way
Roadway Design
District 8
FHWA



Begin Job BB0801

End Job BB0801

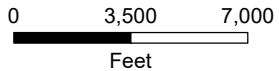
Project Location

Coal Hill

Hartman

Clarksville

Union Pacific Railroad



ARDOT - Environmental GIS - Dudley
February 27, 2019

Job BB0801
Hwy. 164 - Hwy. 352
Johnson County

Project Location



THE DEPARTMENT OF ARKANSAS
HERITAGE

Asa Hutchinson
Governor

Stacy Hurst
Director

March 11, 2019

Mr. John Fleming
Division Head
Environmental Division
Arkansas State Highway and Transportation Department
P.O. Box 2261
Little Rock, AR 72203-2261

Arkansas Arts Council

Arkansas Historic
Preservation Program

Arkansas Natural
Heritage Commission

Arkansas State Archives

Delta Cultural Center

Historic Arkansas Museum

Mosaic Templars
Cultural Center

Old State House Museum

RE: Johnson County — General
Section 106 Review — FHWA
Response Letter: Hwy. 164 – Hwy. 352 (S), Route 40, Section 21, Johnson County
ARDOT Job Number BB0801
AHPP Tracking Number 103245

Dear Mr. Fleming:

The staff of the Arkansas Historic Preservation Program (AHPP) reviewed the Project Identification Form for rehabilitating 6.93 miles of Interstate 40 in Johnson County. The area of potential effects (APE) is coterminous with the existing right-of-way (ROW). The records check by ARDOT documented two historic resources proximal to the APE: Site 3JO0031 and a segment of the Clarksville to Van Buren Road-Highway 352. Site 3JO0031 has an undetermined National Register of Historic Places eligibility status. The Clarksville to Van Buren Road is listed in the Arkansas Register under Criterion A due to its association with the Cherokee Trail of Tears.

Considering the undertaking will be limited to existing ROW and the proposed actions have no potential to cause effects to historic properties, the AHPP concurs with a finding of No Historic Properties Affected pursuant to 36 CFR § 800.4(d)(1).

Tribes that have expressed an interest in the area include the Cherokee Nation (Ms. Elizabeth Toombs), the Chickasaw Nation (Ms. Karen Brunso), the Muscogee (Creek) Nation (Ms. Corain Lowe-Zepeda), the Osage Nation (Dr. Andrea Hunter), the Quapaw Nation (Mr. Everett Bandy), the Shawnee Tribe of Oklahoma (Ms. Tonya Tipton), and the United Keetoowah Band of Cherokee Indians (Ms. Sheila Bird, Erin Thomson, and Charlotte Wolfe). We recommend consultation in accordance with 36 CFR § 800.2(c)(2).

Please refer to the AHPP Tracking Number listed above in all correspondence. If you have any questions, please call Eric Mills of my staff at 501-324-9784 or email eric.mills@arkansas.gov.

Sincerely,

Eric Mills
FOR
Scott Kaufman
Director, AHPP

cc: Mr. Randall Looney, Federal Highway Administration
Dr. Ann Early, Arkansas Archeological Survey



ARKANSAS HISTORIC
PRESERVATION PROGRAM



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**ARDOT ENVIRONMENTAL VERIFICATION CHECKLIST
FOR CONSIDERATION OF POTENTIAL IMPACTS**

ARDOT Job Number BB0801 FAP Number NHPP-40-2(80)46

Job Title Hwy. 164 – Hwy. 352 (S)

Environmental Resource	None	Minimal	Major	Comments-required for each item
Air Quality	X			No impacts anticipated
Cultural Resources	X			Will not be impacted by the project
Economic	X			Will not be impacted by the project
Endangered Species	X			No effect determination
Environmental Justice/Title VI	X			No protected populations in project area
Fish and Wildlife	X			No impacts expected
Floodplains	X			No impacts
Forest Service Property	X			None in project area
Hazardous Materials/Landfills	X			No sites will be impacted
Land Use	X			Will not be impacted by project
Migratory Birds	X			No impacts expected
Navigation/Coast Guard	X			No navigable waterways involved
Noise Levels	X			No increases due to project
Prime Farmland	X			No impacts
Protected Waters	X			None occur in project area
Public Recreation Lands	X			None in project area
Public Water Supply/WHPA	X			No public water supplies impacted
Relocates	X			No relocations
Section 4(f)/6(f)	X			4f/6f resources not present
Social	X			No impacts to the social environment
Underground Storage Tanks	X			No USTs in project area
Visual	X			No changes to visual environment
Streams	X			All work within existing right of way, no impacts expected
Water Quality	X			No water quality impacts expected
Wetlands	X			No impacts expected
Wildlife Refuges	X			None in the area

Section 401 Water Quality Certification Required? No

Short-term Activity Authorization Required? No

Section 404 Permit Required? No Type _____

Remarks: _____

Signature of Evaluator John Baber Date 3/13/19