

Description of Appendix D Contents

Appendix D of this SFEIS contains a record of the Section 106 consultation process that occurred as part of the supplemental NEPA evaluation. The materials are organized as described below.

Appendix D.1 - Section 106 Consulting Party List

This item contains a list of all agencies and individuals who elected to participate in the supplemental consultation process.

Appendix D.2 – Consulting Party Re-initiation Coordination

This item contains the April 21, 2011 initiation letter from FHWA, the June 13, 2011 follow-up notice from FHWA, and recipient list. These letters were sent to interested parties to invite them to participate in the supplemental Section 106 process. Replies were received from the following agencies/individuals and are included in this appendix as well.

John L. Carr, April 25, 2011
John Morton, April 25, 2011
James N. Halvatgis, April 26, 2011
Gregory Sekula, April 26, 2011
Ann Simms, April 26, 2011
Peggy Hagerty, April 27, 2011
Rick Madden, April 27, 2011
John Mettelle, April 27, 2011
Jason Ross, April 29, 2011
Amanda Abner, April 29, 2011
Craig Oliver, April 30, 2011
Edward Meyer, May 2, 2011
James A. Glass, May 2, 2011
Marianne Zickuhr
Brian Fogle, May 4, 2011
Lee Douglas Walker, May 9, 2011
Robert T. Jennings, May 9, 2011
Emily Boone, May 10, 2011

Andrew Cornelius, May 10, 2011
Frank Hecksher, May 10, 2011
Steven Kersey
Ted A. Pullen, May 18, 2011
Laura Renwick
Betsy S. Merritt, May 26, 2011
Ricard Jett, May 31, 2011
Carol Legard, June 6, 2011
Jane Sarles
Brian Fogle, June 21, 2011
Lisa Stopp, July 8, 2011
Jay Ellis, July 12, 2011
Tyler Howe, July 26, 2011
George Strack, August 2, 2011
Meme S. Runyon, August 26, 2011
John P Froman, September 2, 2011
Mary Howard
Paul Kraft

Appendix D.3 – Section 106 Introductory Meeting

This item contains a meeting summary from the June 1, 2011 introductory meeting in Jeffersonville. It also contains two response letters: a June 29, 2011 letter from James Glass (IN SHPO) and an August 11, 2011 letter from Lindy Casebier (KY SHPO).

Appendix D.4 – Section 106 APE and Eligibility Meeting Coordination

This item contains a record of coordination regarding the development of the Area of Potential Effect (APE) and identification of National Register listed and eligible properties. As part of this stage of coordination, draft materials were distributed to consulting parties on September 12, 2011 with a request for comments within 30 days. A meeting was held in Louisville on September 29, 2011 to discuss the materials and eligibility recommendations. Based on consulting party comments, draft materials were revised and later included in the Project's 800.11(e) Report, which is appended as **Appendix D.6**. The following materials are included in Appendix D.4:

- Invitation Letter from Jeff Vlach, September 8, 2011
- Coordination with SHPO's regarding APE
 - Draft APE to IN SHPO for review, July 21, 2011
 - Draft APE to KY SHPO for review, July 21, 2011
 - IN SHPO comments on Modified APE, August 8, 2011
 - KY SHPO comments on Modified APE, August 11, 2011
 - IN SHPO concurrence in methodology for Extensions to APE, September 6, 2011
- Agenda for September 29 Meeting
- Meeting Materials:
 - Cover Letter from Janice Osadczuk, September 12, 2011
 - "FHWA Section 106 Findings and Determinations | Area of Potential Effect | Preliminary Eligibility Determinations"
 - Section 106 Identification Workbook
 - Edits and Corrections to the Identification Workbook (September 29, 2011)
- Presentation
- Meeting Summary (September 29, 2011)
- Consulting Party Letters & Comments on the APE and eligibility recommendations:
 - Steven Kersey, October 3, 2011
 - Thomas Galligan, October 10, 2011
 - Richard Jett, October 12, 2011
 - Andy Cornelius, October 14, 2011
 - Tyler Howe, October 14, 2011
 - James Glass, October 14, 2011
 - Lindy Casebier, October 14, 2011
 - James Glass, October 14, 2011
 - Martina Kunnecke, October 14, 2011
 - Elizabeth Merritt, October 14, 2011
 - Marianne Zickuhr, October 14, 2011
 - Meme Sweets Runyon, October 14, 2011 (with "Impact of Urban Sprawl")
 - James Glass, October 25, 2011
- Team Approach to Addressing Consulting Party Comments on APE & Eligibility

Appendix D.5 – Section 106 Effects Meeting Coordination

This item contains a record of coordination regarding the assessment of effects on National Register listed and eligible properties. As part of this stage of coordination, draft materials were distributed to consulting parties on November 4, 2011 with a request for comments within 30 days. A meeting was held in Jeffersonville on November 18, 2011 to discuss the materials and effects recommendations. Based on consulting party comments, draft materials were revised and later included in the Project's 800.11(e) Report, which is appended as **Appendix D.6**. The following materials are included in Appendix D.5:

- Invitation Letter from Jeff Vlach, November 8, 2011
- Coordination with SHPOs regarding development of APE
 - Letter from FHWA to IN SHPO, July 21, 2011
 - Letter from FHWA to KY SHPO, July 21, 2011
 - KY SHPO response, August 8, 2011
 - IN SHPO response, August 11, 2011
 - IN SHPO concurrence, September 6, 2011
- Agenda for November 18 Meeting
- Meeting Materials:
 - Cover Letter from Rebecca Thompson, November 4, 2011
 - "FHWA Section 106 Findings and Determinations | Area of Potential Effect, Eligibility Determinations, and Proposed Effects Findings"
 - Effects Recommendations
- Presentation
- Meeting Summary
- Consulting Party Letters & Comments on the effects recommendations:
 - Ann Simms, November 29, 2011
 - James Glass, December 2, 2011
 - Lindy Casebier, December 2, 2011
 - Greg Sekula, December 2, 2011
 - Scott Wood, December 5, 2011
 - Laura Renwick, December 5, 2011
 - James Glass, December 6, 2011
 - Elizabeth Merritt, December 12, 2011
- Response to Consulting Party Comments on the Effects Document and Draft 800.11(e) Report
- Public Comments on the SDEIS relating to historic resources
 - Martina Kunnecke, comment form
 - William Steinbock, comment form
 - Chris Tobe, December 23, 2011
 - Edith Bingham, January 2, 2012
 - Denis Frankenberger, December 2, 2012 (with attachments)
 - Dave Sire, December 5, 2012

James Glass, January 9, 2012

Meme Sweets Runyon, January 9, 2012

Appendix D.6 – Project 800.11(e) Report

This item contains FHWA’s official Section 106 findings regarding eligibility and effects on historic properties, as required by 36 CFR 800.11(e). This appendix contains the following items:

- “800.11(e) Report | FHWA’s Section 106 Findings and Determinations | Area of Potential Effect, Eligibility Determinations, and Effects Findings” signed January 12, 2012
- Appendix A to the 800.11(e) Report: Coordination with Consulting Parties
- Appendix B to the 800.11(e) Report: Identification Findings Report
- Appendix C to the 800.11(e) Report: Effects Findings Report
- Addendum to the 800.11(e) Report (with attachments)
- SHPO Concurrence Letters
 - Lindy Casebier, February 7, 2012
 - James Glass, February 10, 2012
 - James Glass, February 27, 2012
 - Lindy Casebier, March 6, 2012

Appendix D.7 – Section 106 Mitigation Meeting Coordination

This item contains a record of coordination regarding the mitigation of adverse effects on National Register listed and eligible properties. As part of this stage of coordination, draft materials were distributed to consulting parties on January 13, 2012 with a request for comments within 30 days. A meeting was held in Louisville on January 27, 2012 to discuss the materials and draft amended Memorandum of Agreement (MOA). The following materials are included in Appendix D.7:

- Invitation Letter from Jeff Vlach, December 22, 2011
- Agenda for January 27 Meeting
- Meeting Materials:
 - o Cover Letter from Rebecca Thompson, January 13, 2011
 - o First Amendment to the MOA, January 6, 2012 Draft
 - o Current Status of Original MOA Stipulation Matrix, December 29, 2011 Draft
- Presentation
- Meeting Summary
- Consulting Party Letters & Comments on mitigations:
 - Lindy Casebier, February 7, 2012
 - William Schreck, February 10, 2012
 - James Glass, February 10, 2012
 - Andrew Cornelius
 - Richard Moore, February 10, 2012
 - Elizabeth Merritt, February 24, 2012

James Glass, February 27, 2012

Lindy Casebier, March 5, 2012

- Summary of Consulting Party Comments on the Draft MOA

Appendix D.8 – Keeper Submittals and Responses

This item contains correspondence with the Keeper of the National Register of Historic Places regarding two properties within the East End Kentucky portion of the Original APE. The appendix includes:

- February 7, 2012 Letter and Attachments submitted to the Keeper on Northfield
- February 13, 2012 Letter and Attachments submitted to the Keeper on Nutall
- KY SHPO letter April 2, 2012 on Archeological Phase 11 testing of Site 15Jf678
- Response from the Keeper (pending)

Appendix D.9 – Executed First Amended MOA

This item contains the signed First Amended MOA for the Project. (Note: the final version of document is included without signatures; the signed version will be included in the ROD.)