



KENTUCKY STATE NATURE PRESERVES COMMISSION

Steven L. Beshear
Governor

801 Schenkel Lane
Frankfort, Kentucky 40601-1132
Phone (502) 573-2886
Fax (502) 573-2355
www.naturepreserves.ky.gov

Dr. Leonard Peters
Secretary
Energy and
Environment Cabinet

Donald S. Dott, Jr.
Director

April 14, 2011

Janice Osadczuk
U.S. Dept. of Transportation
Federal Highway Administration
575 North Pennsylvania St., Room 254
Indianapolis, IN 46204

RE: HDA-IN

Dear Ms. Osadczuk,

I am in receipt of your letter of April 6, requesting that the Kentucky State Nature Preserves Commission accept a request to be listed as a participating agency on the Louisville-Southern Indiana Ohio River Bridges Project. We will be happy to do so and provide any information from this agency that will be useful in the development of the Supplemental Environmental Impact Statement for this project.

Sincerely,

A handwritten signature in blue ink, appearing to read "Donald S. Dott, Jr.", written over a horizontal line.

Donald S. Dott, Jr.

c: Lee Andrews, USFWS
David Waldner, KYTC

DD/fh

U.S. Department of
Homeland Security

United States
Coast Guard



Commander
Eighth Coast Guard District

1222 Spruce Street
St. Louis, MO 63103
Staff Symbol: (dwb)
Phone: 314-269-2381
Fax: 314-269-2737
Email: Eric.Washburn@uscg.mil
www.uscg.mil/d8/westernriversbridges

16591.1/603.0 & 595.0 OHR
April 20, 2011

Ms. Janice Osadczuk
Federal Highway Administration
Reference: HDA-IN
575 North Pennsylvania Street, Room 254
Indianapolis, IN 46204

Subj: PROPOSED LOUISVILLE-SOUTHERN INDIANA BRIDGES, MILE 603.0 & 595.0,
OHIO RIVER

Dear Ms. Osadczuk:

Please refer to your letter of April 6, 2011 that requested the Coast Guard to be a cooperating agency. The Coast Guard has been a cooperating agency for the FEIS/ROD and will continue to serve in that role for the Supplemental Environmental Impact Statement (SEIS). As the primary Federal agency having jurisdiction for bridges crossing the navigable waters of the United States the Coast Guard issues bridge permits that authorize bridge construction.

In issuing a bridge permit the Coast Guard will determine the location of piers and the clearances in the navigation channel. In addition, the SEIS must include a section on navigation impacts during construction and a discussion of the current and future navigation related to the size and number of tows, quantity of commodities carried, and dollar value of such commodities.

Please correct the Coast Guard contact in Attachment B - Agency Contacts List to delete CDR Mary Landry and add Mr. Eric Washburn, Bridge Administrator, Western Rivers, Eighth Coast Guard District (dwb), (314) 269-2378. Any future correspondence should be directed to me at the address in the above letterhead.

Sincerely,

A handwritten signature in blue ink, appearing to read "Eric Washburn".

ERIC A. WASHBURN
Bridge Administrator, Western Rivers
By direction of the District Commander

Jeff Vlach

From: Janice.Osadczyk@dot.gov
Sent: Monday, April 25, 2011 7:05 AM
To: jhilton@ctsgec.com; BLauder@doeanderson.com; PBOONE@indot.IN.gov; stpeterson@indot.IN.gov; MKENNEDY@indot.IN.gov; jsacksteder@ctsgec.com; Jeff Vlach; BLAWRENCE@indot.IN.gov
Subject: FW: Participating Agency on the Louisville - Southern Indiana Ohio River Bridges Project

From: Karem, David [<mailto:David.Karem@louisvilleky.gov>]
Sent: Friday, April 22, 2011 3:03 PM
To: Osadczyk, Janice (FHWA)
Cc: Kimmel, Michael
Subject: Participating Agency on the Louisville - Southern Indiana Ohio River Bridges Project

Re: HDA-IN

Janice,

The Louisville Waterfront Development Corporation is in receipt of your invitation to become a participating agency on the Louisville – Southern Indiana Ohio River Bridges Project dated April 6, 2011. Please accept this as our agreement to be a participating agency. Please let me know at your convenience if this email response is sufficient.

We appreciate being involved.

Best regards,

David K. Karem
President
Louisville Waterfront Development Corporation



PROTECTION AGENCY

Ramona K. McConney
Environmental Scientist
NEPA Program Office

Sam Nunn Atlanta Federal Center
61 Forsyth Street, SW.
Atlanta, GA 30303

Telephone: (404) 562-9615
Fax: (404) 562-9598
E-mail: mcconney.ramona@epa.gov

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ENVIRONMENTAL PROTECTION AGENCY

REGION 4
ATLANTA FEDERAL CENTER
61 FORSYTH STREET
ATLANTA, GEORGIA 30303-8960

April 25, 2011

Ms. Janice Osadczuk
Team Leader, Environmental Services
U.S. Department of Transportation
Federal Highway Administration
575 North Pennsylvania Street, Room 254
Indianapolis, IN 46204

SUBJECT: Participating Agency Involvement and Draft Coordination Plan for the Supplemental Environmental Impact Statement (SEIS) for the Proposed Louisville – Southern Indiana Ohio River Bridges Project

Dear Ms. Osadczuk:

The U.S. Environmental Protection Agency (EPA) Regions 4 and 5 received your letter dated April 6, 2011, inviting EPA to become a participating agency with the Federal Highway Administration (FHWA), the Indiana Department of Transportation (INDOT) and the Kentucky Transportation Cabinet (KYTC) in the development of the Supplemental Environmental Impact Statement (SEIS) for the proposed Louisville – Southern Indiana Ohio River Bridges Project. EPA Regions 4 and 5 accept your invitation to become a participating agency for this project, and will endeavor to participate in project activities in the manner suggested in your letter, subject to resource limitations.

We appreciate the opportunity to work with FHWA, INDOT and KYTC as a participating agency on this important project. To facilitate coordination, EPA Region 4 will serve as the overall lead. We reviewed your Draft Coordination Plan for the project, and request you keep both EPA Region 4 and Region 5 apprised of future interagency meetings and conferences. Please send copies of all project information, including review documents, directly to each Region in order to expedite our review time. If possible, we would appreciate a 30-day advance notice of interagency meetings. We note that there will be an opportunity for agency review and comment regarding the Purpose & Need and the range of alternatives to be considered in the SEIS.

The EPA's participating agency status and level of involvement does not, however, preclude our independent review and comment responsibilities under Section 102(2)(C) of the National Environmental Policy Act (NEPA) and Section 309 of the Clean Air Act, or our authorities under Section 404 of the Clean Water Act. Similarly, our participating agency involvement does not imply that EPA will necessarily concur with all aspects of the upcoming SEIS.

The lead EPA Region 4 contact is Ramona McConney; her contact information is (404)562-9615 or email McConney.Ramona@epa.gov. The Region 5 contact is Ms. Virginia Laszewski; her contact information is (312) 886-7851, or email Laszewski.Virginia@epa.gov.

Sincerely,

A handwritten signature in black ink, appearing to read "Mueller", with a stylized flourish at the end.

Heinz J. Mueller, Chief
NEPA Program Office
Office of Policy and Management

A horizontal greyed-out redacted area.

A horizontal greyed-out redacted area.



ENERGY AND ENVIRONMENT CABINET

Steven L. Beshear
Governor

DEPARTMENT FOR ENVIRONMENTAL PROTECTION
DIVISION OF WASTE MANAGEMENT
200 FAIR OAKS LANE
FRANKFORT, KENTUCKY 40601
PHONE (502) 564-6716
<http://waste.ky.gov>

Leonard K. Peters
Secretary

April 28, 2011

Ms. Janice Osadczuk
Team Leader
Environmental Services
Federal Highway Administration
U.S. DOT
Indiana Division
575 N. Pennsylvania St., Rm. 254
Indianapolis, Indiana 46204

RE: HDA-IN
Bridges Project
Jefferson County, Kentucky

Dear Ms. Osadczuk:

The Kentucky Division of Waste Management consents to be a participating agency with the Federal Highway Administration pursuant to Section 6002 of SAFETEA-LU for the bridges project in Jefferson County, Kentucky. I understand that the Division will provide timely environmental information on issues of concern that could delay the project as outlined in your letter of April 6, 2011.

If you need clarification or additional information, please contact George Gilbert, Environmental Engineer Consultant, at (502) 564-6716, extension 4601 or me at extension 4600.

Sincerely,

Anthony R. Hatton, P.G.
Director

ARH/GFG/gfg

c: File room / Reading File
Keith Sims, Louisville Regional Office



Ms. Janice Osadczuk
Team Leader, Environmental Services
U.S. Department of Transportation
Indiana Division
575 N. Pennsylvania St., Room 254
Indianapolis, IN 46204

April 28, 2011

Re: Reply Reference HDA - IN
Invitation to Become a Participating Agency on the Louisville-Southern Indiana Ohio River Bridges Project

Dear Ms. Osadczuk,

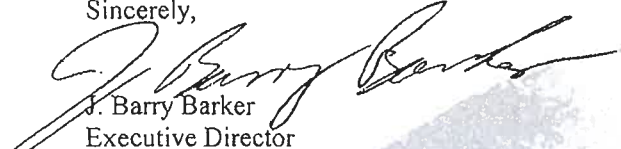
Thank you for inviting the Transit Authority of River City (TARC) to become a participating agency with the FHWA in the development of the Supplemental Environmental Impact Statement (SEIS) for the Ohio River Bridges Project. We appreciate the opportunity to be part of the ORB Project and TARC will participate in the development of the SEIS.

As a public transportation agency, TARC has an interest in the project and has been involved in the previous ORB Project planning efforts. The Bridges Project's Record of Decision stipulates "enhanced bus service" as part of the project. Among other reasons, TARC's involvement is important to ensure that public transportation is considered part of the infrastructure, including transit passenger facilities, in the short and long-term planning and construction decisions. In the short-term, during the construction phase, public transit will play a major role in travel demand management and the Traffic Maintenance Plan, providing reliable transportation options across the river for residents of Louisville Metro and Southern Indiana. While reducing the need for single occupant vehicle (SOV) travel and minimizing traffic congestion, bus transportation will help mitigate the impact of construction activities in downtown Louisville and Jeffersonville. In the long-term, benefits of public transportation demonstrated during the construction phase of the project may generate an increase in ridership and create new opportunities for long-term transit enhancements as part of the cross-river mobility between Louisville and Southern Indiana.

TARC recognizes multiple regional benefits of the ORB Project and will provide input on the alternatives, participate in the coordination meetings and assist with identifying potential concerns regarding environmental and socioeconomic impacts of the project.

Thank you for giving us an opportunity to have a role in the project that will improve cross-river mobility for the Louisville/Southern Indiana region.

Sincerely,


J. Barry Barker
Executive Director



**OFFICE OF THE GOVERNOR
KENTUCKY OFFICE OF HOMELAND SECURITY**

**Steven L. Beshear
Governor**

200 Mero Street
Frankfort, KY 40622
Phone 502-564-2081
Fax 502-564-7764
www.homelandsecurity.ky.gov

**Eugene L. Kiser
Acting Executive Director**

April 29, 2011

Ms. Janice Osadcuk
Team Leader, Environmental Services
U.S. Department of Transportation
575 North Pennsylvania Street, Room 254
Indianapolis, Indiana 46294

Dear Ms. Osadcuk:

This letter is in response to your invitation to become a participating agency on the Louisville-Southern Indiana Ohio River Bridge Project dated April 6, 2011. We respectfully decline your offer to be a participating agency for the following reasons:

The Kentucky Office of Homeland Security has no jurisdiction or authority with respect to the project;

The Kentucky Office of Homeland Security has no expertise or information relevant to the project; and

The Kentucky Office of Homeland Security does not intend to submit comments on the project.

We appreciate this invitation and if, during the course of your project, you find that this office may have information that will add to the success of the project do not hesitate to contact us.

Cordially,

Eugene L. Kiser
Acting Executive Director

Division of Historic Preservation & Archaeology • 402 W. Washington Street, W274 • Indianapolis, IN 46204-2739
Phone 317-232-1646 • Fax 317-232-0693 • dhpa@dnr.IN.gov



May 2, 2011

Janice Osadcuk
Team Leader, Environmental Services
Indiana Division, Federal Highway Administration
575 North Pennsylvania Street, Room 154
Indianapolis, Indiana 46204

Federal Agency: Federal Highway Administration

Re: Invitation to become a participating agency and SAFETEA-LU Sec. 6002 draft coordination plan (April 2011) of for the Supplemental Environmental Impact Statement for the Louisville-Southern Indiana Ohio River Bridges Project (Des. Nos. 0201294, 0700798, 0201296, and 0201297; DHPA No. 1774)

Dear Ms. Osadcuk:

Pursuant to NEPA and SAFETEA-LU, the staff of the Indiana State Historic Preservation Officer ("Indiana SHPO") has reviewed the information included in and with your April 6, 2011 letter, which we received on April 7, for the aforementioned project in Clark County, Indiana.

On behalf of the Indiana SHPO, we accept your invitation to become a participating agency in the reviews related to the anticipated supplemental environmental impact statement.

We have no comments on the draft coordination plan, except to say that we anticipate commenting on documents submitted for our formal review and attending meetings and joining in any conference calls to which the participating agencies are invited. However, to the extent that such meetings or conference calls might appear to us largely to duplicate our role in the reinitiated review process under Section 106 of the National Historic Preservation Act of 1966 for this project, we may focus our time and effort on the Section 106 process. It is our understanding that the Section 106 process forms the foundation for much of the review of impacts on cultural resources under the NEPA process.

If you have questions about archaeological issues, please contact Dr. Rick Jones at (317) 233-0953 or rjones@dnr.IN.gov. Questions about buildings or structures should be directed to John Carr at (317) 233-1949 or jcarr@dnr.IN.gov. In all future correspondence regarding the Louisville-Southern Indiana Ohio River Bridges Project, please refer to DHPA No. 1774.

Very truly yours,

James A. Glass, Ph.D.
Deputy State Historic Preservation Officer

JAG:JLC:jlc

emc: Janice Osadcuk, Indiana Division, Federal Highway Administration
Staffan Peterson, Ph.D., Indiana Department of Transportation
Mary Kennedy, Indiana Department of Transportation
Shaun Miller, Indiana Department of Transportation
Melany Prather, Indiana Department of Transportation



DEPARTMENT OF PLANNING & ZONING

Jeffersonville City Hall
500 Quartermaster Court, Suite 200
Jeffersonville, Indiana 47130

812 - 285 - 6413 office
www.cityofjeff.net

Thomas R. Galligan
Mayor

May 4, 2011

Janice Osadczuk
Federal Highway Administration – Indiana Division
575 North Pennsylvania Street, Room 254
Indianapolis, Indiana 46204

RE: HDA-IN – Jeffersonville Planning & Zoning.

Dear Janice Osadczuk:

On behalf of the City of Jeffersonville's Planning & Zoning Department, please recognize this letter as our acceptance of the Federal Highway Administration's April 6th written invitation to participate in the preparation of the Supplemental Environmental Impact Statement for the Ohio River Bridges Project. Here is the contact information for Jeffersonville's Planning & Zoning Department:

Brian Fogle, Director
Jeffersonville Planning & Zoning
500 Quartermaster Court, Suite 200
Jeffersonville, Indiana 47130
812.280.4712 phone
812.285.6468 fax
bfogle@cityofjeff.net

We are looking forward to participating in the preparation of the Supplemental Environmental Impact Statement and if you need any additional information signifying our interest please contact us. Thank you for the invitation.

Sincerely,

A handwritten signature in blue ink, appearing to read "Brian Fogle", is written over the printed name.

Brian Fogle
Director, Jeffersonville Planning & Zoning

Jeff Vlach

From: Janice.Osadczyk@dot.gov
Sent: Monday, May 09, 2011 8:06 AM
To: Jeff Vlach; jsacksteder@ctsgec.com
Subject: FW: US DOT/Federal Highway Administration/Indiana, IN - Invitation
Attachments: DOC054.PDF

Gentlemen, here is HUD's response. Also I received a call from the Metropolitan Sewer District in Ky. They accepted and Mr. Saad Assef will attend the resource meeting.

From: Mills, Krista [<mailto:krista.mills@hud.gov>]
Sent: Friday, May 06, 2011 12:52 PM
To: Osadczyk, Janice (FHWA)
Subject: FW: US DOT/Federal Highway Administration/Indiana, IN - Invitation

Ms. Osadczyk:

This email is a follow-up to the voicemail message I left you on May 6, 2011. I am responding to a letter you sent to Ms. Patricia Hoban-Moore dated April 6, 2011, inviting HUD to become a participating agency in the Southern Indiana Ohio Bridges Project. I will be your local point of contact, and I look forward to working together. My contact information is noted below.

Sincerely,
Krista Mills

Krista Mills
Field Office Director
US HUD, Kentucky Office
601 West Broadway, Ste. 110
Louisville, Kentucky 40202
502.618.8140



Please do not print this e-mail unless necessary.

Jeff Vlach

From: Janice.Osadczyk@dot.gov
Sent: Monday, May 09, 2011 8:06 AM
To: Jeff Vlach; jsacksteder@ctsgec.com
Subject: FW: US DOT/Federal Highway Administration/Indiana, IN - Invitation
Attachments: DOC054.PDF

Gentlemen, here is HUD's response. Also I received a call from the Metropolitan Sewer District in Ky. They accepted and Mr. Saad Assef will attend the resource meeting.

From: Mills, Krista [<mailto:krista.mills@hud.gov>]
Sent: Friday, May 06, 2011 12:52 PM
To: Osadczyk, Janice (FHWA)
Subject: FW: US DOT/Federal Highway Administration/Indiana, IN - Invitation

Ms. Osadczyk:

This email is a follow-up to the voicemail message I left you on May 6, 2011. I am responding to a letter you sent to Ms. Patricia Hoban-Moore dated April 6, 2011, inviting HUD to become a participating agency in the Southern Indiana Ohio Bridges Project. I will be your local point of contact, and I look forward to working together. My contact information is noted below.

Sincerely,
Krista Mills

Krista Mills
Field Office Director
US HUD, Kentucky Office
601 West Broadway, Ste. 110
Louisville, Kentucky 40202
502.618.8140



Please do not print this e-mail unless necessary.



STEVEN L. BESHEAR
GOVERNOR

**TOURISM, ARTS AND HERITAGE CABINET
KENTUCKY HERITAGE COUNCIL**

MARCHETA SPARROW
SECRETARY

THE STATE HISTORIC PRESERVATION OFFICE
300 WASHINGTON STREET
FRANKFORT, KENTUCKY 40601
PHONE (502) 564-7005
FAX (502) 564-5820
www.heritage.ky.gov

MARK DENNEN
EXECUTIVE DIRECTOR AND
STATE HISTORIC PRESERVATION OFFICER

May 11, 2011

Ms. Janice Osadczuk
Team Leader, Environmental Services
U. S. Department of Transportation
Federal Highway Administration
575 North Pennsylvania Street, Room 254
Indianapolis, IN 46204

Re: Invitation to be a participating Agency on the Louisville-Southern Indiana Ohio River Bridges Project

Dear Ms. Osadczuk:

Our office has received your invitation letter to become a participating agency in the development of the Supplemental Environmental Impact Statement along with the Louisville-Southern Indiana Ohio River Bridges Project Coordination Plan. We accept your invitation and look forward to our continued contribution to the success of this project. Should you have any questions, please contact me at (502) 564-7005, ext. 111, or at mark.dennen@ky.gov.

Sincerely,

Mark Dennen
Executive Director and
State Historic Preservation Officer

MD:vmb



DEPARTMENT OF THE ARMY
U.S. ARMY ENGINEER DISTRICT, LOUISVILLE
CORPS OF ENGINEERS
P.O. BOX 59
LOUISVILLE KY 40201-0059
FAX: (502) 315-6677
<http://www.lrl.usace.army.mil/>
May 11, 2011

Operations Division
Regulatory Branch (North)
ID No. LRL-2011-375-cmh

Ms. Janice Osadcuk
Federal Highway Administration
575 North Pennsylvania Street, Room 254
Indianapolis, Indiana 46204

Dear Ms. Osadcuk:

This is in regard to your letter dated April 6, 2011, inviting the U.S. Army Corps of Engineers, Louisville District, to become a cooperating agency on the Louisville - Southern Indiana Ohio River Bridges Project (LSIORB). The Federal Highway Administration, Indiana Department of Transportation, and Kentucky Transportation Cabinet intend to prepare a Supplemental Environmental Impact Statement (SEIS) for the LSIORB located in Jefferson County, Kentucky, and Clark County, Indiana. Your invitation is hereby accepted.

The Corps of Engineers exercises regulatory authority under Section 10 of the Rivers and Harbors Act of 1899 (33 USC 403) and Section 404 of the Clean Water Act (33 USC 1344). The data you furnished indicate authorizations under one or both of these sections of law may be required before you begin the work. However, the information given is insufficient for us to be certain of the need for permits on this particular proposal. We will need additional detail on the project's design, scope, and construction methods in order to determine whether Department of the Army (DA) permits are required.

Authorization pursuant to Section 10 is required for any work or structures below or riverward of the ordinary high water mark on a designated "navigable waters of the United States." This includes the Ohio River and Harrods Creek in the SEIS study area. We will defer to the U.S. Coast Guard any bridge or causeway on navigable waters that they chose to regulate pursuant to Section 9 of the Rivers and Harbors Act.

Authorization pursuant to Section 404 is required for the placement of dredged or fill material into any "waters of the United States." This includes the above-mentioned rivers, itinerant tributaries to these streams extending into the headwaters, and any adjacent jurisdictional wetlands. These streams may be perennial, intermittent, or ephemeral having defined bed-and-bank features with an ordinary high water mark. Often unnamed tributaries with these characteristics extend beyond those indicated by blue lines on 7.5 minute USGS quad maps in Kentucky and Indiana.

Jurisdictional wetland determinations need to be conducted in accordance with the 1987 Corps of Engineers Manual and regional supplements. Adjacency is indicated as being contiguous, bordering, or neighboring jurisdictional streams. We will implement regulation of isolated wetlands only with a substantiated interstate commerce nexus.

A report of investigations and findings is normally provided for our review and determination of concurrency. We will be available to meet with representatives from your office and/or your consultants upon being provided a copy of the report so that we may verify onsite jurisdiction determinations and delineations prior to the preparation of the SEIS.

The avoidance, minimization, or potential mitigation will be required to minimize adverse impact to aquatic resources. This scoping process should be included in the alternative analysis and the feasible alternative selection process. Appurtenances such as access roads, staging areas, and borrow sites require review along with construction activities.

It is best to ultimately submit a formal Department of the Army (DA) permit application once the feasible alternative selection process is completed. Should an individual permit be required, we can then begin processing your request immediately. Enclosed is a packet that contains the information and forms needed to apply for a DA permit. You are reminded that all drawings must be submitted on 8 1/2- by 11-inch paper and be of reproducible quality. Please allow sufficient time for the processing of the permit application.

Thank you for the opportunity to review and comment on the proposed LSIORB project and SEIS. If you have any questions concerning this matter, please contact us by writing to the above address, ATTN: CELRL-OP-FN, or by calling Max Hagan at 502-315-6690. Any correspondence on this matter should reference our assigned Identification Number LRL-2011-375-cmh.

Sincerely,



Greg McKay
Chief, North Section
Regulatory Branch

Enclosures

Jeff Vlach

From: Janice.Osadczyk@dot.gov
Sent: Monday, May 16, 2011 8:12 AM
To: jsacksteder@ctsgec.com; Jeff Vlach
Subject: FW: Resource Agency Coord. Meeting, Louisville-Southern Indiana Ohio River Bridges

fyi

From: Dott, Don (EEC) [<mailto:Don.Dott@ky.gov>]
Sent: Monday, May 16, 2011 8:05 AM
To: Osadczyk, Janice (FHWA)
Subject: Resource Agency Coord. Meeting, Louisville-Southern Indiana Ohio River Bridges

Ms. Osadczyk, per your letter of May 3, I am responding that I will be unable to attend the coordination meeting in person, but I will plan to attend by either phone conference, or on-line (if I can get gotomeeting installed). Thanks.

Donald S. Dott, Jr.
801 Schenkel Lane
Frankfort, KY 40601
(502) 573-2886
www.naturepreserves.ky.gov

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Re: Invitation Letter – Participating Agency, Louisville-Southern Indiana Ohio River Bridges Project

We have received your letter of April 28 , 2011 concerning the above referenced project.

- ☒ We do not wish to become a participating agency. We will limit our participation to a review of impacts to Section 4(f) resources, as requested by the Department of the Interior.
- ☒ Please address any further correspondence about this project or any project to the following address:

Regional Environmental Coordinator
National Park Service, Midwest Regional Office
601 Riverfront Drive, Omaha, NE 68102

These comments have been provided as early technical assistance and do not necessarily indicate our response to future environmental documents prepared in association with the project.

Thank you,

Regional Environmental Coordinator