

D | Agency Correspondence

This appendix contains copies of correspondence from resource and regulatory agencies that pertain to project approvals and authorizations. Washington State Department of Transportation has received the US Fish and Wildlife Service's letter of concurrence with the Biological Assessment; the Washington State Department of Archaeological and Historic Preservation's letters of concurrence on the eligibility of historic properties and archaeological sites for the National Register of Historic Places and the area of potential effects (APE); a letter from the Clark County Historic Preservation Commission regarding potential mitigation for effects to historic properties; the Natural Resource Conservation Service's farmland conversion impact rating form and cover letter; and the National Oceanic and Atmospheric Administration - National Marine Fisheries Service's Biological Opinion.

Also included is Washington State Department of Transportation's notice to the Washington State Department of Archaeological and Historic Preservation regarding *de minimis* findings.

This page intentionally left blank.



United States Department of the Interior

FISH AND WILDLIFE SERVICE

Western Washington Fish and Wildlife Office
510 Desmond Dr. SE, Suite 102
Lacey, Washington 98503



NOV 24 2008

In Reply Refer To:
13410-2009-1-0019

Ms. Barb Aberle
Washington State Department of Transportation
Southwest Region
P.O. Box 1709
Vancouver, Washington 98668-1709

Dear Ms. Aberle:

This letter is in response to your request for informal consultation on the State Route (SR) 502 Corridor Widening project located in Clark County, Washington. On October 24, 2008, our office received your letter and Biological Assessment (BA) providing information in support of a "may affect, not likely to adversely affect" determination for the golden paintbrush (*Castilleja levisecta*), water howellia (*Howellia aquatilis*), and Bradshaw's lomatium (*Lomatium bradshawii*). This informal consultation has been conducted in accordance with section 7(a)(2) of the Endangered Species Act of 1973, as amended (16 U.S.C. 1531 *et seq.*) (Act).

The Washington State Department of Transportation (WSDOT) has determined that the project will have "no effect" on bull trout (*Salvelinus confluentus*), northern spotted owl (*Strix occidentalis*), and gray wolf (*Canis lupus*). There is no requirement for U.S. Fish and Wildlife Service concurrence, nor do the regulations provide the U.S. Fish and Wildlife Service with the authority to concur with these determinations. Your determination that this project will have no effect on the above species rests with the action agency; therefore, consultation on these species is not required.

The proposed project will widen approximately four miles of SR 502 between NE 15th Avenue and NE 102nd Avenue in north Clark County, Washington. The SR 502 corridor will be widened to accommodate four lanes of traffic that will result in the creation of 28.79 acres of new pollution generating impervious surface. Project actions also include construction of paved sidewalks and shoulder, construction of stormwater facilities, and construction of wetland mitigation sites.

TAKE PRIDE[®]
IN AMERICA 

Barb Aberle

2

We believe sufficient information has been provided to determine the effects of the proposed project modifications to federally listed species and to conclude whether the changes are likely to adversely affect those species. Our concurrence would be based on information in your letter, information in the BA, successful implementation of the Best Management Practices and Minimization Measures described in the BA, and the following rationale:

Golden Paintbrush

Golden paintbrush occurred historically in Clark County. The closest current occurrence is 60 miles northwest of the project site in Thurston County. The WSDOT surveyed the project area during the appropriate time period and the plant was not observed. Potential habitat in the action area consists of weedy annual species and non-native pasture grasses and has been converted to lawn or is actively grazed. Potential effects from the proposed project are considered extremely unlikely because of the disturbed condition of the habitat. Therefore the potential effects are discountable.

Water Howellia

Water howellia is known to occur in Clark County. The closest documented occurrence is five miles northwest of the project site. The species was not observed during field surveys during the appropriate survey period. The proposed project will impact 9.2 acres of wetlands that are mostly adjacent to SR 502. Wetland impacts will be offset at nearby mitigation sites. Potential habitat in the action area is currently used for grazing or is in agricultural production. Due to the degraded condition of potential habitat, the potential effects from the proposed project are considered extremely unlikely and are therefore discountable.

Bradshaw's Lomatium

Bradshaw's lomatium occurs in Clark County. The closest documented occurrence is 10 miles south/southeast of the action area. The species was not observed during field surveys during the appropriate survey period. The proposed project will remove 32.7 acres of grassland, and impact 9.2 acres of wetlands that are largely located adjacent to the freeway. Potential habitat in the action area consists of weedy annual species and non-native pasture grasses and is primarily used for grazing or has been converted to lawn. Potential effects to Bradshaw's lomatium are extremely unlikely due to the fragmented and disturbed condition of potential habitat in the action area and are therefore discountable.

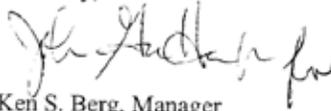
To expedite the environmental review process, if the Federal Highway Administration concurs with the effect determinations for listed species, then you may consider this action to be in compliance with requirements of the Act (50 CFR 402.13), thereby concluding the consultation process. The project should be reanalyzed if new information reveals effects of the action that may affect listed species or critical habitat in a manner, or to an extent, not considered in this consultation. The project should also be reanalyzed if the action is subsequently modified in a manner that causes an effect to a listed species or critical habitat that was not considered in this consultation, and/or a new species is listed or critical habitat is designated that may be affected by this project.

Barb Aberle

3

If you have any questions about this letter or your responsibilities under the Act, please contact Brooke Hamilton at (360) 753-9073 of my staff.

Sincerely,

A handwritten signature in black ink, appearing to read "Ken S. Berg".

Ken S. Berg, Manager
Western Washington Fish and Wildlife Office

cc:
WSDOT, Vancouver, WA (A. Haffie)
WSDOT, Olympia, WA (P. Wagner)



STATE OF WASHINGTON

DEPARTMENT OF ARCHAEOLOGY & HISTORIC PRESERVATION

1063 S. Capitol Way, Suite 106 • Olympia, Washington 98501
Mailing address: PO Box 48343 • Olympia, Washington 98504-8343
(360) 586-3065 • Fax Number (360) 586-3067 • Website: www.dahp.wa.gov

February 24, 2009

Ms. Leslie Schwab
WSDOT Cultural Resources Specialist
Washington State Department Of Transportation
WSDOT-Mottman
P.O. Box 47332
Olympia, WA 98504-7332

In future correspondence please refer to:

Log: 091907-08-FHWA
Property: SR 502, Corridor Widening to Battle Ground
Re: More Information Needed

Dear Ms. Schwab:

Thank you for contacting our office. I have reviewed the historic property inventory forms you provided for this project. No archaeological resources or site forms were evaluated in this review. We concur with 85 of the determinations of eligibility made for this project. Of those we reviewed, we concurred with your consultant on the determinations of eligibility for the National Register of Historic Places on the following properties:

Vancouver-Covington Transmission System

- Allen-Heasley house
- Blair house
- Thomas Farmstead
- Smith Farmstead
- JB Williams house

The remaining properties are not eligible with the following exceptions:

The Stone Archway
Evergreen Septic

- O'Brady's Drive in historic signage

For these properties additional cultural resource evaluation and better statements of significance would help us in our abilities to concur with the findings of your consultant.

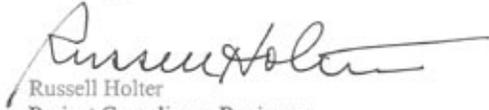
I would appreciate receiving any correspondence or comments from concerned tribes or other parties that you receive as you consult under the requirements of 36CFR800.4(a)(4) and the survey report when it is available. These comments are based on the information available at the time of this review and on behalf of the State Historic Preservation Officer pursuant to Section 106 of the National Historic



Preservation Act and its implementing regulations 36CFR800. Please contact me should you have any specific questions about our request and we look forward to receiving this material.

Thank you for the opportunity to review and comment. Should you have any questions, please feel free to contact me.

Sincerely,



Russell Holter
Project Compliance Reviewer
(360) 586-3533
russell.holter@dahp.wa.gov

Cc: Matthew Sterner (DAHP)



Received

APR 2 2009

Environmental Services Office
Mottman



STATE OF WASHINGTON

DEPARTMENT OF ARCHAEOLOGY & HISTORIC PRESERVATION

1063 S. Capitol Way, Suite 106 • Olympia, Washington 98501
Mailing address: PO Box 48343 • Olympia, Washington 98504-8343
(360) 586-3065 • Fax Number (360) 586-3067 • Website: www.dahp.wa.gov

April 1, 2009

Mr. Roger Kiers
Cultural Resources Specialist
WSDOT, Olympic Region
P.O. Box 47332
Olympia, WA 98512-7332

In future correspondence please refer to:
Log: 091907-08-FHWA
Property: SR 502, Corridor Widening to Battle Ground
Re: Archaeology - APE Concur

Dear Mr. Kiers:

We have reviewed the materials forwarded to our office for the SR 502, Corridor Widening to Battle Ground project. Thank you for your description of the revised area of potential effect (APE) for the project. We concur with the definition of the revised APE. We look forward to the results of your cultural resources survey efforts, your consultation with the concerned tribes, and receiving the survey report. We would appreciate receiving any correspondence or comments from concerned tribes or other parties that you receive as you consult under the requirements of 36CFR800.4(a)(4) and the survey report when it is available.

These comments are based on the information available at the time of this review and on behalf of the State Historic Preservation Officer in conformance with Section 106 of the National Historic Preservation Act and its implementing regulations 36CFR800. Should additional information become available, our assessment may be revised. Please note that DAHP has developed a set of cultural resource reporting guidelines. You can obtain a copy of these guidelines from our Web site. Thank you for the opportunity to review and comment. If you have any questions, please feel free to contact me.

Sincerely,

Matthew Sterner, M.A., RPA
Transportation Archaeologist
(360) 586-3082
matthew.sterner@dahp.wa.gov





Clark County Historic Preservation Commission

Catherine R. Mesich
WSDOT - SW Region
11018 NE 51st Circle
Vancouver, WA 98682-6686

RE: SR 502 Corridor Widening – Historic Sites – Mitigation

Dear Ms. Mesich,

I would like to thank you and your colleagues from Washington Department of Transportation for the presentation to the Clark County Historic Preservation Commission on the SR 502 Corridor Widening project and its impact on potential historic structures, specifically the J.B. Williams House and the Thomas Farmstead. The commission is very appreciative of the opportunity to participate in the discussion on mitigation options for those structures that may be adversely affected by the road project.

The Clark County Historic Preservation Commission understands that the owners of the Thomas Farmstead have given their consent to relocate the house out of the proposed right of way, thereby preserving the structure. The commission has no issues with the relocation proposal.

Furthermore, the commission understands that the J.B. Williams site will be used for wetland mitigation which would restore the historic wetland and stream function at the site. According to your presentation, it seems that there are many challenges in keeping the structure in place. According to the Draft Environmental Impact Statement, the house is in poor condition and structurally may be unsafe. It does not currently have a septic system and due to the high groundwater levels and surrounding wetlands, it may prove difficult to design one that will meet county health standards. Therefore, it appears that this house may be uninhabitable.

The Historic Preservation Commission believes that the historical significance of the site lies with both the landscape and the farmhouse. We believe it is important to document the significance of the site and house and to share that story with the community. Therefore, we will support the demolition of the J.B. Williams house for the purposes of wetland mitigation with the following conditions:

- HABS and HALS documentation for the structure and site
- Placement of an historic marker and interpretative signage illustrating the history of the house and landscape and its cultural and historical significance
- Provide an unobstructed view of the site (i.e. Do not erect a fence that impedes the views of the landscape)

Again, we appreciate the opportunity to be a part of this discussion and look forward to working with Washington Department of Transportation through this mitigation process.

Sincerely,

Ronald Lee, AIA
Chair, Historic Preservation Commission

Identify, evaluate, designate and assist in the protection of Clark County's irreplaceable historic and cultural resources.

Historic Preservation Commission

P.O. Box 9810, Vancouver, WA 98666-2011

Phone: 360.397.2280 ext. 4913

<http://www.clark.wa.gov/historic/>

Note: Letter received on June 11, 2009



STATE OF WASHINGTON

DEPARTMENT OF ARCHAEOLOGY & HISTORIC PRESERVATION

1063 S. Capitol Way, Suite 106 • Olympia, Washington 98501
Mailing address: PO Box 48343 • Olympia, Washington 98504-8343
(360) 586-3065 • Fax Number (360) 586-3067 • Website: www.dahp.wa.gov

June 11, 2009

Mr. Roger Kiers
Cultural Resources Specialist
WSDOT, Olympic Region
P.O. Box 47332
Olympia, WA 98512-7332

In future correspondence please refer to:

Log: 091907-08-FHWA

Property: SR 502, Corridor Widening to Battle Ground

Re: National Register of Historic Places Eligibility Determinations

Dear Mr. Kiers:

Thank you for contacting our office. I have reviewed the AINW reports that you provided to our office and we concur with your professional opinion regarding the National Register of Historic Places (NRHP) eligibility determinations made for the 89 historic properties as well as the 18 archaeological resources identified during the survey of the SR 502 corridor project. To summarize those determinations:

- We concur that six of the 89 historic properties identified during the project are eligible for listing in the NRHP. Those identified as eligible are
 - The BPA Vancouver-Covington Transmission Line, near NE 41st Ave. on NE 219th St,
 - The Ed Allen/Wilson Heasley House, 6601 NE 219th St.,
 - The Smith Farmstead, 10009 NE 219th St,
 - The Blair Farmstead, 8106 NE 219th St,
 - The Thomas Farmstead, 7803 NE 219th St, and
 - The James Ballard Williams House, 22118 NE 67th Ave.

The remaining 83 properties have been reviewed and we concur that none are considered eligible for listing in the NRHP.

- We further concur that of the 19 archaeological resources identified during the survey and NRHP testing that occurred during the second phase of survey, only one of these resources, 45CL812, is considered eligible for listing in the NRHP. We concur that the remaining 17 sites are not eligible for listing in the NRHP.



I would appreciate receiving any correspondence or comments from concerned tribes or other parties that you receive as you consult under the requirements of 36CFR800.4(a)(4).

These comments are based on the information available at the time of this review and on behalf of the State Historic Preservation Officer pursuant to Section 106 of the National Historic Preservation Act and its implementing regulations 36CFR800.

Thank you for the opportunity to review and comment. If you have any questions, please feel free to contact me.

Sincerely,



Matthew Sterner, M.A., RPA
Transportation Archaeologist
(360) 586-3082
matthew.sterner@dahp.wa.gov





STATE OF WASHINGTON

DEPARTMENT OF ARCHAEOLOGY & HISTORIC PRESERVATION

1063 S. Capitol Way, Suite 106 • Olympia, Washington 98501
Mailing address: PO Box 48343 • Olympia, Washington 98504-8343
(360) 586-3065 • Fax Number (360) 586-3067 • Website: www.dahp.wa.gov

June 11, 2009

Mr. Roger Kiers
Cultural Resources Specialist
WSDOT, Olympic Region
P.O. Box 47332
Olympia, WA 98512-7332

In future correspondence please refer to:

Log: 091907-08-FHWA
Property: SR 502, Corridor Widening to Battle Ground
Re: ADVERSE Effect

Dear Mr. Kiers:

Thank you for contacting the Department of Archaeology and Historic Preservation (DAHP). We have reviewed the materials you provided for this project. In a previous correspondence, we concurred with your determination of eligibility for six historic properties and one archaeological site within the project APE. Your letter suggests that only two of the historic properties, the Thomas Farmstead and the James Ballard Williams House will be adversely affected by the undertaking. The remaining historic properties either will not be affected or precautions are being implemented such that no adverse effect to the property will occur. Regarding effects to the archaeological site 45CL812, you contend that the proposed storm water facility has been removed and, as such, the site will not be impacted by construction activities. As long as the site is not impacted by construction activities, we can maintain that the adverse effect determination is limited to impacts that will occur to the Thomas Farmstead and the James Ballard Williams House. Therefore, we concur with your determination that the project, as proposed, will have an Adverse Effect on a National Register of Historic Places properties.

We look forward to further consultation and the development of a Memorandum of Agreement (MOA) to address this Adverse Effect.

We would appreciate receiving any correspondence or comments from concerned tribes or other parties that you receive as you consult under the requirements of 36CFR800.4(a)(4).

These comments are based on the information available at the time of this review and on behalf of the State Historic Preservation Officer pursuant to Section 106 of the National Historic Preservation Act and its implementing regulations 36CFR800.



Thank you for the opportunity to review and comment. If you have any questions, please contact me.

Sincerely,



Matthew Sterner, M.A., RPA
Transportation Archaeologist
(360) 586-3082
matthew.sterner@dahp.wa.gov





Received

JUL 24 2008

Environmental Services
Moffman

STATE OF WASHINGTON

DEPARTMENT OF ARCHAEOLOGY & HISTORIC PRESERVATION

1063 S. Capitol Way, Suite 106 • Olympia, Washington 98501
Mailing address: PO Box 48343 • Olympia, Washington 98504-8343
(360) 586-3065 • Fax Number (360) 586-3067 • Website: www.dahp.wa.gov

July 23, 2009

Mr. Roger Kiers
Cultural Resources Specialist
WSDOT, Olympic Region
P.O. Box 47332
Olympia, WA 98512-7332

In future correspondence please refer to:
Log: 091907-08-FHWA
Property: SR 502, Corridor Widening to Battle Ground
Re: Response to June 25, 2009 Clarification Letter

Dear Mr. Kiers:

Thank you for contacting the Washington State Department of Archaeology and Historic Preservation (DAHP). The SR 502, Corridor Widening to Battle Ground project has been reviewed on behalf of the State Historic Preservation Officer under provisions of Section 106 of the National Historic Preservation Act of 1966 (as amended) and 36 CFR Part 800.

In response to your June 25th letter clarifying your position on the project effect to 45CL812, you state that a portion of this National Register of Historic Places (NRHP) eligible archaeological site will be adversely affected by widening activities, but that this portion of the site is "not significant." I understand that it is your contention that the southern portion of the site (presuming this is the proposed widening itself although no impact area is defined) does not contribute to the site's overall eligibility and that any affects to this portion of the site does not constitute an adverse effect to this NRHP-eligible site. At this time, I can concur with your determination. However, please provide a safety plan describing the extent of encroachment and type and amount of impact that will occur at 45CL812. Also, if engineering plans are changed or altered and we need to reevaluate the impacts to this site, please contact our office immediately for additional consultation. We will consider adverse effects for the project to be limited to the Thomas Farmstead and the James Ballard Williams House. We look forward to additional consultation to discuss methods to mitigate impacts to these resources.

Thank you for the opportunity to review and comment. If you have any additional questions or comments, please don't hesitate to contact me.

Sincerely,

Matthew Sterner, M.A., RPA
Transportation Archaeologist
(360) 586-3082
matthew.sterner@dahp.wa.gov





STATE OF WASHINGTON

DEPARTMENT OF ARCHAEOLOGY & HISTORIC PRESERVATION

1063 S. Capitol Way, Suite 106 • Olympia, Washington 98501
 Mailing address: PO Box 48343 • Olympia, Washington 98504-8343
 (360) 586-3065 • Fax Number (360) 586-3067 • Website: www.dahp.wa.gov

August 4, 2009

Mr. Roger Kiers
 Cultural Resources Specialist
 WSDOT, Olympic Region
 P.O. Box 47332
 Olympia, WA 98512-7332

In future correspondence please refer to:

Log: 091907-08-FHWA
 Property: SR 502, Corridor Widening to Battle Ground
 Re: Archaeology - APE Concur

Dear Mr. Kiers:

We have reviewed the materials forwarded to our office for the SR 502, Corridor Widening to Battle Ground project. Thank you for your description of the revised area of potential effect (APE) for the project. We concur with the definition of the revised APE. We look forward to the results of your cultural resources survey efforts, your consultation with the concerned tribes, and receiving the survey report. We would appreciate receiving any correspondence or comments from concerned tribes or other parties that you receive as you consult under the requirements of 36CFR800.4(a)(4) and the supplemental survey report when it is available.

These comments are based on the information available at the time of this review and on behalf of the State Historic Preservation Officer in conformance with Section 106 of the National Historic Preservation Act and its implementing regulations 36CFR800. Should additional information become available, our assessment may be revised. Please note that DAHP has developed a set of cultural resource reporting guidelines. You can obtain a copy of these guidelines from our Web site. Thank you for the opportunity to review and comment. If you have any questions, please feel free to contact me.

Sincerely,

Matthew Sterner, M.A., RPA
 Transportation Archaeologist
 (360) 586-3082
matthew.sterner@dahp.wa.gov



United States Department of Agriculture



Natural Resources Conservation Service
1011 East Main, Suite 106
Puyallup, WA 98372
(253) 845-9272, Fax (253) 445-9934

DATE: September 25, 2009

TO: Katie Mesich
Environmental Documentation and Permitting
Washington State Dept. of Transportation - Southwest Region
11018 NE 51st Circle
PO Box 1709
Vancouver, WA 98668-1709

SUBJECT: Farmland Conversion Impact Rating for Corridor Type Projects - CPA106
SR502 Corridor Widening Project, Clark County, Washington

Dear Ms. Mesich:

Attached is the Farmland Conversion Impact Rating for Corridor Type Projects CPA-106 for the SR502 Corridor Widening Project. Acreages used were based on the figures provided to me electronically. The form was completed using a land evaluation system developed for Clark County.

The evaluations for the project were based on the potential for soil map units to be prime, unique, statewide or local important farmland. No on site investigation was made.

Please contact me if you have any questions.

Sincerely,

A handwritten signature in black ink, appearing to read "Charles Natsuhara".

Charles Natsuhara
Area Soil Scientist

Attachments

Cc: Becky Morris, NRCS Resource Conservationist, Brush Prairie
Ron Myhrum, NRCS State Soil Scientist, Spokane

The Natural Resources Conservation Service provides leadership in a partnership effort to help people conserve, maintain, and improve our natural resources and environment.

An Equal Opportunity Provider and Employer

**FARMLAND CONVERSION IMPACT RATING
FOR CORRIDOR TYPE PROJECTS**

PART I (To be completed by Federal Agency)		3. Date of Land Evaluation Request	9/24/09	4. Sheet 1 of 2
1. Name of Project State Route 502 Corridor Widening		5. Federal Agency Involved Federal Highway Administration		
2. Type of Project Congestion Relief/Safety		6. County and State Clark County, Washington		
PART II (To be completed by NRCS)		1. Date Request Received by NRCS	2. Person Completing Form	
		9/24/09	C. Natsuhara	
3. Does the corridor contain prime, unique statewide or local important farmland? (If no, the FPPA does not apply - Do not complete additional parts of this form).		YES <input checked="" type="checkbox"/> NO <input type="checkbox"/>		4. Acres Irrigated Average Farm Size
				4,413 37 acres
5. Major Crop(s) orchard, grass silage corn silage, hay, pasture, vegetables	6. Farmable Land in Government Jurisdiction Acres: 297,101 % 74	7. Amount of Farmland As Defined in FPPA Acres: 295691 % 73		
8. Name Of Land Evaluation System Used Clark County	9. Name of Local Site Assessment System none	10. Date Land Evaluation Returned by NRCS 9/25/09		

PART III (To be completed by Federal Agency)	Alternative Corridor For Segment			
	Corridor A	Corridor B	Corridor C	Corridor D
A. Total Acres To Be Converted Directly	111			
B. Total Acres To Be Converted Indirectly, Or To Receive Services	0			
C. Total Acres In Corridor	111	0	0	0

PART IV (To be completed by NRCS) Land Evaluation Information	Maximum Points	Corridor A	Corridor B	Corridor C	Corridor D
A. Total Acres Prime And Unique Farmland	101				
B. Total Acres Statewide And Local Important Farmland	0				
C. Percentage Of Farmland in County Or Local Govt. Unit To Be Converted	0.03%				
D. Percentage Of Farmland in Govt. Jurisdiction With Same Or Higher Relative Value	56				

PART V (To be completed by NRCS) Land Evaluation Information Criterion Relative value of Farmland to Be Serviced or Converted (Scale of 0 - 100 Points)	Maximum Points	Corridor A	Corridor B	Corridor C	Corridor D
	63				

PART VI (To be completed by Federal Agency) Corridor Assessment Criteria (These criteria are explained in 7 CFR 658.5(c))	Maximum Points	Corridor A	Corridor B	Corridor C	Corridor D
1. Area in Nonurban Use	15				
2. Perimeter in Nonurban Use	10				
3. Percent Of Corridor Being Farmed	20				
4. Protection Provided By State And Local Government	20				
5. Size of Present Farm Unit Compared To Average	10				
6. Creation Of Nonfarmable Farmland	25				
7. Availability Of Farm Support Services	5				
8. On-Farm Investments	20				
9. Effects Of Conversion On Farm Support Services	25				
10. Compatibility With Existing Agricultural Use	10				
TOTAL CORRIDOR ASSESSMENT POINTS	160	0	0	0	0

PART VII (To be completed by Federal Agency)	Maximum Points	Corridor A	Corridor B	Corridor C	Corridor D
Relative Value Of Farmland (From Part V)	100				
Total Corridor Assessment (From Part VI above or a local site assessment)	160	0	0	0	0
TOTAL POINTS (Total of above 2 lines)	260	0	0	0	0

1. Corridor Selected:	2. Total Acres of Farmlands to be Converted by Project:	3. Date Of Selection:	4. Was A Local Site Assessment Used? YES <input type="checkbox"/> NO <input type="checkbox"/>
-----------------------	---	-----------------------	--

5. Reason For Selection:

Signature of Person Completing this Part: _____ DATE _____

NOTE: Complete a form for each segment with more than one Alternate Corridor

NRCS-CPA-106 (Reverse)

CORRIDOR - TYPE SITE ASSESSMENT CRITERIA

The following criteria are to be used for projects that have a linear or corridor - type site configuration connecting two distant points, and crossing several different tracts of land. These include utility lines, highways, railroads, stream improvements, and flood control systems. Federal agencies are to assess the suitability of each corridor - type site or design alternative for protection as farmland along with the land evaluation information.

- (1) How much land is in nonurban use within a radius of 1.0 mile from where the project is intended?
 - More than 90 percent - 15 points
 - 90 to 20 percent - 14 to 1 point(s)
 - Less than 20 percent - 0 points
- (2) How much of the perimeter of the site borders on land in nonurban use?
 - More than 90 percent - 10 points
 - 90 to 20 percent - 9 to 1 point(s)
 - Less than 20 percent - 0 points
- (3) How much of the site has been farmed (managed for a scheduled harvest or timber activity) more than five of the last 10 years?
 - More than 90 percent - 20 points
 - 90 to 20 percent - 19 to 1 point(s)
 - Less than 20 percent - 0 points
- (4) Is the site subject to state or unit of local government policies or programs to protect farmland or covered by private programs to protect farmland?
 - Site is protected - 20 points
 - Site is not protected - 0 points
- (5) Is the farm unit(s) containing the site (before the project) as large as the average - size farming unit in the County ? (Average farm sizes in each county are available from the NRCS field offices in each state. Data are from the latest available Census of Agriculture, Acreage or Farm Units in Operation with \$1,000 or more in sales.)
 - As large or larger - 10 points
 - Below average - deduct 1 point for each 5 percent below the average, down to 0 points if 50 percent or more below average - 9 to 0 points
- (6) If the site is chosen for the project, how much of the remaining land on the farm will become non-farmable because of interference with land patterns?
 - Acreage equal to more than 25 percent of acres directly converted by the project - 25 points
 - Acreage equal to between 25 and 5 percent of the acres directly converted by the project - 1 to 24 point(s)
 - Acreage equal to less than 5 percent of the acres directly converted by the project - 0 points
- (7) Does the site have available adequate supply of farm support services and markets, i.e., farm suppliers, equipment dealers, processing and storage facilities and farmer's markets?
 - All required services are available - 5 points
 - Some required services are available - 4 to 1 point(s)
 - No required services are available - 0 points
- (8) Does the site have substantial and well-maintained on-farm investments such as barns, other storage building, fruit trees and vines, field terraces, drainage, irrigation, waterways, or other soil and water conservation measures?
 - High amount of on-farm investment - 20 points
 - Moderate amount of on-farm investment - 19 to 1 point(s)
 - No on-farm investment - 0 points
- (9) Would the project at this site, by converting farmland to nonagricultural use, reduce the demand for farm support services so as to jeopardize the continued existence of these support services and thus, the viability of the farms remaining in the area?
 - Substantial reduction in demand for support services if the site is converted - 25 points
 - Some reduction in demand for support services if the site is converted - 1 to 24 point(s)
 - No significant reduction in demand for support services if the site is converted - 0 points
- (10) Is the kind and intensity of the proposed use of the site sufficiently incompatible with agriculture that it is likely to contribute to the eventual conversion of surrounding farmland to nonagricultural use?
 - Proposed project is incompatible to existing agricultural use of surrounding farmland - 10 points
 - Proposed project is tolerable to existing agricultural use of surrounding farmland - 9 to 1 point(s)
 - Proposed project is fully compatible with existing agricultural use of surrounding farmland - 0 points



UNITED STATES DEPARTMENT OF COMMERCE
National Oceanic and Atmospheric Administration
 NATIONAL MARINE FISHERIES SERVICE
 Northwest Region
 7600 Sand Point Way N.E., Bldg. 1
 Seattle, Washington 98115

Reply To:
 NMFS Tracking No.:
 2008/07162

January 14, 2010

Daniel M. Mathis
 Division Administrator
 Federal Highway Administration
 Evergreen Plaza Building
 711 S. Capitol Way, Suite 501
 Olympia, Washington 98501

Re: Endangered Species Act Section 7 Formal Consultation and Magnuson-Stevens Fishery Conservation and Management Act Essential Fish Habitat Consultation for the State Route 502 Corridor Widening Project, Sixth Field HUC170800020506, Lower East Fork Lewis River, Sixth Field HUC170800010901, Vancouver

Dear Mr. Mathis:

The enclosed document contains a biological opinion (Opinion) prepared by the National Marine Fisheries Service (NMFS) pursuant to Section 7(a)(2) of the Endangered Species Act (ESA) on the effects of the FHWA's funding of the State Route (SR) 502 corridor widening project, in Clark County, Washington. In this Opinion, NMFS concludes that the action, as proposed, is not likely to jeopardize the continued existence of Lower Columbia River (LCR) Chinook salmon, LCR steelhead, LCR coho salmon, or Columbia River (CR) chum salmon. Further, the proposed action will not result in the destruction or adverse modification of designated critical habitat for LCR steelhead or CR chum salmon.

As required by Section 7 of the ESA, the Services provided an incidental take statement with the Opinion. The incidental take statement describes reasonable and prudent measures NMFS considers necessary or appropriate to minimize incidental take associated with this action. The take statement sets forth nondiscretionary terms and conditions, including reporting requirements, that the Federal agency and any person who performs the action must comply with to carry out the reasonable and prudent measures. Incidental take from actions that meet these terms and conditions will be exempt from the ESA take prohibition.

This document also includes the results of our analysis of the action's likely effects on essential fish habitat (EFH) pursuant to Section 305(b) of the Magnuson-Stevens Fishery Conservation and Management Act (MSA), and includes four conservation recommendations to avoid, minimize, or otherwise offset potential adverse effects on EFH. These recommendations are complimentary to the ESA terms and conditions and conservation recommendations in the



- 2 -

Opinion. Section 305(b) (4) (B) of the MSA requires Federal agencies to provide a detailed written response to NMFS within 30 days after receiving these recommendations.

If the response is inconsistent with the EFH conservation recommendations, the FHWA must explain why the recommendations will not be followed, including the justification for any disagreements over the effects of the action and the recommendations. In response to increased oversight of overall EFH program effectiveness by the Office of Management and Budget, NMFS established a quarterly reporting requirement to determine how many conservation recommendations are provided as part of each EFH consultation and how many are adopted by the action agency. Therefore, in your statutory reply to the EFH portion of this consultation, we ask that you clearly identify the number of conservation recommendations accepted.

If you have any questions, please contact Michael Grady of my staff at the Washington State Habitat Office at (206) 716-1145, by e-mail at michael.grady@noaa.gov, or by mail at the letterhead address.

Sincerely,



Barry A. Thom
Acting Regional Administrator

cc Dean Moberg, FHWA
Sharon Love, FHWA
Barb Aberle, WSDOT SWR
Angie Haffie, WSDOT SWR



**Washington State
Department of Transportation**
Paula J. Hammond, P.E.
Secretary of Transportation

Transportation Building
310 Maple Park Avenue SE
Olympia, WA 98504-7300
360-705-7000
TTY: 1-800-833-6388
www.wsdot.wa.gov

January 19, 2010

Allyson Brooks, Ph.D.
State Historic Preservation Officer
Department of Archaeology & Historic Preservation
PO Box 48343
Olympia, WA 98504-8343

Property: SR 502 Corridor Widening Project, Clark County
Log: 091907-08-FHWA
Re: Use of Section 106 Concurrence for Section 4(f) *de minimis* impact
determination for Smith and Blair Farmsteads

Dear Dr. Brooks:

We have received your written concurrence with our finding that the Smith Farmstead and the Blair Farmstead will not be adversely affected by the subject project, as documented in Mr. Sterner's letter dated 11 June 2009. We are writing to inform you that WSDOT and FHWA intend to use your concurrence to make a *de minimis* impact determination for these properties under Section 4(f) of the Department of Transportation Act of 1966, in accordance with 23 CFR 774.

Should you have any questions, please contact me at 360-570-6638, or by e-mail at kiersro@wsdot.wa.gov.

Sincerely,

A handwritten signature in black ink, appearing to read 'Roger Kiers'.

Roger Kiers
WSDOT Cultural Resources

cc: Barb Aberle, WSDOT, Southwest Region

Received

JAN 21 2019

Environmental Services
Mottman



STATE OF WASHINGTON

DEPARTMENT OF ARCHAEOLOGY & HISTORIC PRESERVATION

1063 S. Capitol Way, Suite 106 • Olympia, Washington 98501
Mailing address: PO Box 48343 • Olympia, Washington 98504-8343
(360) 586-3065 • Fax Number (360) 586-3067 • Website: www.dahp.wa.gov

January 20, 2010

Mr. Roger Kiers
Cultural Resources Specialist
WSDOT, Olympic Region
P.O. Box 47332
Olympia, WA 98512-7332

In future correspondence please refer to:
Log: 091907-08-FHWA
Property: SR 502, Corridor Widening to Battle Ground
Re: NOT Eligible

Dear Mr. Kiers:

Thank you for contacting the Washington State Department of Archaeology and Historic Preservation (DAHP). The SR 502 Corridor Widening program has been reviewed on behalf of the State Historic Preservation Officer under provisions of Section 106 of the National Historic Preservation Act of 1966 (as amended) and 36 CFR Part 800. Thank you for providing a copy of the cultural resources report completed by Archaeological Investigations Northwest for the proposed Pond 7 location.

We concur with your determination that the archaeological site (CL 920) identified in the pond location is NOT ELIGIBLE for listing in the National Register of Historic Places. As a result of this finding, further contact with DAHP is not necessary. However, if additional information on the property becomes available, or if any archaeological resources are uncovered during construction, please halt work in the area of discovery and contact the appropriate Native American Tribes and DAHP for further consultation.

Thank you for the opportunity to review and comment. Should you have any questions, please contact me.

Sincerely,

Matthew Sterner, M.A.
Transportation Archaeologist
(360) 586-3082
matthew.sterner@dahp.wa.gov

