

APPENDIX C

Correspondence from Resource Agencies



CITY OF DETROIT
MAYOR'S OFFICE
NEIGHBORHOOD CITY HALL

COLEMAN A. YOUNG
MUNICIPAL CENTER
2 WOODWARD AVE., SUITE 308
DETROIT, MICHIGAN 48226
PHONE 313•224•3450
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February 18, 2004

Mr. Paul Wisney, Project Manager
Michigan Department of Transportation, Metro Region
18101 West Nine Mile Road
Southfield, Michigan 48075

I am writing on behalf of the City of Detroit, Neighborhood City Hall in full support of the project to repair M-85 (Fort Street) Bascule Bridge. However, there are some concerns that should be addressed as we move forward.

During the two (2) year closure of M-85 (Fort Street) Bascule Bridge, the proposed detour route will cause a delay in response time of emergency vehicles. In order to ensure the safety of our citizens, it is necessary that additional police officers be hired to respond quickly if an emergency should occur on either side of the bridge. It is therefore requested that M-DOT provide the funding to hire the additional police officers during this two (2) year period.

We truly commend your efforts in this endeavor, and look forward to the opportunity of working with you on this worthwhile project.

If you have any questions or concerns, please don't hesitate to call. I can be reached at (313)383-6783. Again, thank you. I look forward to your response.

Sincerely,

A handwritten signature in cursive script that reads "Carl Ramsey".

Carl Ramsey, Manager
Mayor's Office-Southend Neighborhood City Hall
2900 S. Fort Street
Detroit, Michigan 48217
(313)383-6783

cc: Lori Noblet



MICHIGAN DEPARTMENT OF STATE
Candice S. Miller, Secretary of State

Lansing, Michigan 48918-0001

STATE HISTORIC PRESERVATION OFFICE
Michigan Historical Center
717 West Allegan Street
Lansing, Michigan 48918-1800

November 28, 2000

MR JIM KIRSCHENSTEINER
315 W ALLEGAN STREET
ROOM 207
LANSING, MI 48933

RE: ER-00-571 Replacement of US-25/Fort Street Bridge over the River Rouge, Detroit, Wayne County (FHWA)

Dear Mr. Kirschensteiner:

Under the authority of Section 106 of the National Historic Preservation Act of 1966, as amended, we have reviewed the above-cited undertaking at the location noted above. Based on the information provided for our review, it is the opinion of the State Historic Preservation Officer (SHPO) that the proposed undertaking will have an **adverse effect** on the Fort Street Bridge over the River Rouge, Detroit, Wayne County, which is listed in the National Register of Historic Places.

This undertaking meets the criteria of adverse effect because: *the undertaking may alter, directly or indirectly, any of the characteristics of a historic property that qualify the property for inclusion in the National Register in a manner that would diminish the integrity of the property's location, design, setting, materials, workmanship, feeling, or association*[36 CFR § 800.5 (a)(1)]. Specifically, the undertaking will result in:

- Physical destruction of or damage to all or part of the property.

The finding of adverse effect will prompt the Federal Highway Administration, hereinafter referred to as "Agency", to consult further to resolve the adverse effect pursuant to 36 CFR § 800.6 by proceeding with the following steps:

(1) Per 36 CFR § 800.6(a), the Agency shall continue consultation with the SHPO and other consulting parties to develop and evaluate alternatives or modifications to the undertaking that could avoid, minimize or mitigate adverse effects on historic properties. The Agency shall submit a case study outlining these efforts for review by the SHPO.

(2) In accordance with 36 CFR § 800.6(a)(4), the Agency shall make information regarding this finding available to the public, providing the public with an opportunity to express their views on resolving adverse effects of the undertaking. Pursuant to 36 CFR § 800.11(e), copies or summaries of any views provided by consulting parties and the public shall be made available to the SHPO as part of the case study outlined in (1).

(3) The Agency shall immediately notify the Advisory Council on Historic Preservation (Advisory Council), Old Post Office Building, 1100 Pennsylvania Avenue, NW, Suite 809, Washington, D.C. 20004, of the adverse effect finding per 36 CFR § 800.6(a)(1). The notification to the Advisory Council should be similar to the project information submitted to this office and should include the following documentation as outlined in 36 CFR § 800.11(e):

- A description of the undertaking, specifying the federal involvement, and its area of potential effects, including photographs, maps and drawings, as necessary.
- A description of the steps taken to identify historic properties.
- A description of the affected historic properties, including information on the characteristics that qualify them for inclusion in the National Register of Historic Places.
- A description of the undertaking's effects on historic properties.
- An explanation of why the criteria of adverse effect were found applicable or inapplicable, including any conditions or future actions to avoid, minimize or mitigate adverse effects.
- Copies or summaries of any views provided by consulting parties and the public.

(4) The Agency shall invite the Advisory Council to participate in consultation if the undertaking will affect a National Historic Landmark, if a Programmatic Agreement will be developed as a result of the finding of adverse effect, or if the Agency wants the Advisory Council to participate in consultation. The Advisory Council will advise of its decision to participate in consultation within fifteen (15) days of receipt of this notification or other request. If the Advisory Council chooses not to participate in consultation, the Agency shall resolve the adverse effect without Advisory Council participation and pursuant to 36 CFR § 800.6(b)(1).

(5) If the Agency, the SHPO and, if applicable, the Advisory Council agree on how the adverse effects will be resolved, they shall execute a Memorandum of Agreement (MOA) pursuant to 36 CFR § 800.6(c).

(6) If the Agency and the SHPO fail to agree on the terms of the MOA, the Agency shall request the Advisory Council to join the consultation. If the Advisory Council decides to join the consultation, the Agency shall proceed in accordance with 36 CFR § 800.6(b)(2). If the Advisory Council decides not to join the consultation, the Advisory Council will notify the Agency and proceed to comment in accordance with 36 CFR § 800.7.

The views of the public are essential to informed decision making in the Section 106 process. Federal Agency Officials or their delegated authorities must plan to involve the public in a manner that reflects the nature and complexity of the undertaking, its effects on historic properties and other provisions per 36 CFR § 800.2(d). We remind you that Federal Agency Officials or their delegated authorities are required to consult with the appropriate Indian tribe and/or Tribal Historic Preservation Officer (THPO) when the undertaking may occur on or affect any historic properties on tribal lands. **In all cases**, whether the project occurs on tribal lands or not, Federal Agency Officials or their delegated authorities are also required to make a reasonable and good faith effort to identify any Indian tribes or Native Hawaiian organizations that might attach religious and cultural significance to historic properties in the area of potential effects and invite them to be consulting parties per 36 CFR § 800.2(c-f).

Please note that the Section 106 process will not conclude according to 36 CFR § 800.6 "Resolution of Adverse Effects" until the consultation process is complete, an MOA is developed, executed and implemented, and, if applicable, the formal comments of the Advisory Council have been received.

The State Historic Preservation Office is not the office of record for this undertaking. You are therefore asked to maintain a copy of this letter with your environmental review record for this undertaking. If the scope of work changes in any way, or if artifacts or bones are discovered, please notify this office immediately.

If you have any questions, please contact Martha MacFarlane-Faes, Environmental Review Coordinator, at (517) 335-2721. **Please reference our project number in all communication with this office regarding this undertaking.** Thank you for this opportunity to review and comment, and for your cooperation.

Sincerely,



Brian D. Conway
State Historic Preservation Officer

BDC:JRH:ROC:kmp

copy: Advisory Council on Historic Preservation
Andrea Cluley, MDOT
Ron Kinney, MDOT



United States Department of the Interior

FISH AND WILDLIFE SERVICE

East Lansing Field Office (ES)
2651 Coolidge Road, Suite 101
East Lansing, Michigan 48823-6316

IN REPLY REFER TO:

September 10, 2003

Cynthia Warzecha,
Project Planning Division
Bureau of Transportation Planning
Michigan Department of Transportation
425 W. Ottawa Street
Lansing, Michigan 48909

Re: Environmental Assessment for the Replacement or Rehabilitation of the M-85
Bascule Bridge Over the Rouge River, Detroit, Michigan

Dear Ms. Warzecha:

Thank you for your August 6, 2003 letter regarding the replacement or rehabilitation of the M-85 bascule bridge over the Rouge River in Detroit, Michigan. These comments are prepared under the authority of the Fish and Wildlife Coordination Act and are consistent with section 7 of the Endangered Species Act (Act) of 1973, as amended.

Endangered Species Act Comments

As discussed by telephone last month, information in our files does not indicate the presence of any federally endangered, threatened, or proposed species, or designated or proposed critical habitat, in the action area. If the project requires modification, or new information becomes available that suggests species listed or proposed for listing may be present and/or affected, you should initiate consultation with us as required by section 7 of the Act. Since threatened and endangered species data changes continuously, we recommend you contact this office for an updated Federal list of the species occurring in the project area every six months during the remaining planning and building period.

Fish and Wildlife Coordination Act Comments

The proposed work may require a Michigan Department of Environmental Quality permit for which this office would have review responsibilities. In the review of these permit applications, we may concur (with or without stipulations) or object to permit issuance depending upon whether specific construction practices may impact public trust fish and wildlife resources of concern.

We appreciate the opportunity to provide these comments. Please refer any questions directly to Jack Dingedine of this office at (517) 351-6320 or the above address.

Sincerely,

Craig A. Czarnecki
Field Supervisor

cc: MDNR, Wildlife Division, Lansing, MI (Attn: Pat Lederle)

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