Section 4(f) Initial Assessment Form

May 29, 2015

Project Name	Project Number
Maxwell to Brady	NH-HSIP-80-4(139)
Control Number	**Date Completed**
61429	8/10/2015
Project Location *(Town, County)*	**Name of Preparer**
Interstate 80 (I-80) between Maxwell and Brady, Lincoln County, Nebraska	Caitlin Fitzpatrick

The following form was developed as an initial assessment of potential Section 4(f) properties within a project area. The number of each question block corresponds directly to the NDOR Section 4(f) Guidance section with the same number. **One Initial Assessment Form per PROJECT must be included as an attachment to the CE Form or incorporated into the appropriate chapter in the EA/EIS.**

NOTE: At the time the Section 4(f) Initial Assessment Form is filled out, the Section 106 process must be sufficiently complete that historic properties have been identified. A Section 106 Finding of Effect *(No Adverse Effect, Adverse Effect)* must be completed prior to determining whether the project results in a 'use' of an historic property. All Section 106 determinations and findings must be made and documented by NDOR Professionally Qualified Staff (PQS).

1. Identification of Section 4(f) Properties

A. *For historic properties*, based on the NDOR Section 106 Tier Review Form, are there properties that are listed or eligible for listing on the National Register of Historic Places?

☐ Yes ☒ No ☐ N/A (Section 106 Tier I)

If Yes, provide the name, Finding of Effect, and any other pertinent information from the Section 106 review for each identified property.

N/A

B. Are there existing or planned parks, recreation areas, or wildlife/waterfowl refuges present within a ¼ mile of the project area?

☒ Yes ☐ No

C. In consultation with the online resources identified in the Section 4(f) Guidance, list the **resources** used to determine if parks, recreation areas, or wildlife/waterfowl refuges are present.

-Google Maps

-Lincoln County Zoning Map:

http://co.lincoln.ne.us/images/PDF/zonemap.pdf

-Lincoln County Comprehensive Plan:

http://co.lincoln.ne.us/images/PDF/complan.pdf

-Nebraska Rest Area Informational Pamphlet:

http://www.transportation.nebraska.gov/docs/restareas.pdf

North Plattle Tourism Site:

http://visitnorthplatte.com/brady-wma/

D. Identify all potential Section 4(f) parks, recreation areas, and wildlife/waterfowl refuges *(include property name(s)*, *location(s) along project, etc.)*.

If No parks, recreation areas, or wildlife/waterfowl refuges are present, AND no historic properties need consideration from 1.A., indicate in the box below that no potential Section 4(f) properties are present. DOCUMENTATION IS COMPLETE.

Nebraska Gateway Sculpture- Located within the Brady Rest Area Eastbound, MM 194.35.

West Brady State Wildlife Management Area- Located .3 miles south of the Brady/I-80 Interchange on the east side of the road.

Platte State Wildlife Management Area- Located 1.5 miles west of I-80 West at MM 185.74 (project start) in Maxwell, NE.

Fremont Slough State Wildlife Management Area- Located 3.2 miles west of I-80 West at MM 185.74 (project start) in Maxwell, NE.

West Maxwell Wildlife Management Area- Located .3 miles south of I-80 East at MM 190 in Maxwell, NE.

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2. Applicability Criteria for Section 4(f) Parks, Recreation Areas, and Wildlife/Waterfowl Refuges (not Historic Properties)

A. List all properties from 1.D. that are (1) NOT publicly owned, or (2) NOT privately owned and leased to a public entity, for a Section 4(f) protected purpose, and how this was determined.

N/A

B. List all properties from 1.D. that are NOT open to the public, and how this was determined. (This does NOT apply to wildlife/waterfowl refuges.)

N/A

C. List all properties from 1.D. that are considered multiple-use properties, and what those uses are.

N/A

D. List all properties from 1.D. that were NOT called-out in 2.A. or 2.B.; **these properties will be carried forward in the Section 4(f) process. Also be sure to carry forward any multiple-use properties from 2.C. or historic properties from 1.A. that have temporary or permanent right-of-way acquisition or vibratory effects.** If no properties are carried forward, note below and DOCUMENTATION IS COMPLETE.

-Nebraska Gateway Sculpture- Located within the Brady Rest Area Eastbound, MM 194.35

-West Brady State Wildlife Management Area- Located .3 miles south of the Brady/I-80 Interchange on the east side of the road.

-Platte State Wildlife Management Area- Located 1.5 miles west of I-80 West at MM 185.74 (project start) in Maxwell, NE.

-Fremont Slough State Wildlife Management Area- Located 3.2 miles west of I-80 West at MM 185.74 (project start) in Maxwell, NE.

-West Maxwell Wildlife Management Area- Located .3 miles south of I-80 East at MM 190 in Maxwell, NE.

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3. Determination of Section 4(f) Use

A. Is there a potential *use* of the Section 4(f) applicable properties from 2.D. above? Will the properties be impacted by the project, including access restrictions? (See Guidance Section 3 for definition of *use*.)

☐ Yes ☒ No Is there a potential *permanent* use?

☐ Yes ☒ No Is there a potential *temporary* use (including exceptions)?

☐ Yes ☒ No Is there a potential *constructive* use?

Any Yes: complete the appropriate Section 4(f) analysis for each impacted property

No: state impact avoidance measures below, then DOCUMENTATION IS COMPLETE

B. List impact avoidance measures (for “No” answer only). If justification is needed to support a “No” answer in 3.A., describe below.

Although located adjacent to the westbound side of the project, the West Brady State Wildlife Management Area is located outside of the study area and will not be impacted by construction. West Brady State Wildlife Management Area is located .3 miles south of the Brady/I-80 Interchange on the east side of the road.

The Nebraska Gateway Sculpture is located within the Brady Rest Area Eastbound at MM 194.35. This sculpture is not being considered under Section 4(f) due to the scope of work at the rest area. A rest area's primary purpose is transportation and not recreation; therefore they are not eligible for Section 4(f) protection. The rest area will undergo concrete repairs. The rest area would only be closed as construction warrants, and the rest area would re-open when the contractor is not working in the area or as determined by the engineer. Signage will be placed to notify travelers of the rest area closure as needed.

The Platte State Wildlife Management Area is located 1.5 miles west of I-80 West at MM 185.74 (project start) in Maxwell, NE. The project will not impact this area due to its limits beginning 1.5 miles west of its boundary, and out of the project study area.

The Fremont Slough State Wildlife Management Area is located 3.2 miles west of I-80 West at MM 185.74 (project start) in Maxwell, NE. The project will not impact this area due to its limits beginning 3.2 miles west of its boundary, and out of the project study area.

The West Maxwell Wildlife Management Area is located .3 miles south of I-80 East at MM 190 in Maxwell, NE. The wildlife management area is located outside of the project study area; therefore it will not be impacted.

NDOR Reviewer Approval Signature: Date:

Digitally signed by Carmen Pellish
DN: cn=Carmen Pellish, o=NDOR Environmental, ou=NEPA Specialist, email=carmen.pellish@nebraska.gov, c=US
Date: 2016.04.26 10:50:06 -05'00'

FHWA Environmental Signature: Date:

FHWA signature is only required in the following circumstances:

- If the property is leased
- If the property is considered multiple-use
- If the Official(s) with Jurisdiction claims that the property is NOT significant