

APPENDIX D

Agency Correspondence

U.S. Department of
Homeland Security

United States
Coast Guard



Commander
Eighth Coast Guard District

1222 Spruce Street
St. Louis, MO 63103-2832
Staff Symbol: dwb
Phone: (314)269-2380
Fax: (314)269-2737
Email: peter.j.sambor@uscg.mil

16591.3/Hwy 169
July 15, 2008

Mr. Craig Robinson
Minnesota Department of Transportation
District 3
3725 12th Street North
St. Cloud, MN 56303

Subj: TRUNK HIGHWAY 169 IMPROVEMENT PROJECT, WRIGHT COUNTY

Dear Mr. Robinson:

The waterways for the subject project conform to criteria for advance approval of bridges as set forth in Title 33, Code of Federal Regulations, Section 115.70, as amended. This regulation provides for the advance approval by the Commandant, U.S. Coast Guard, of the location and plans of bridges to be constructed across navigable waterways or waterways navigable-in-law but not actually navigated other than by logs, logs rafts, rowboats, canoes and small motorboats. Clearances provided for high water stages and drift will be considered adequate to meet the reasonable needs of navigation.

A Coast Guard Bridge Permit is not required. However, we will need as-built drawings of the replacement bridges, in 8 1/2 by 11 inch format, when the project is completed. The Coast Guard offers no objection to the project upon compliance with the laws and regulations listed below:

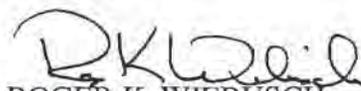
- a. Executive Order 11990 - Protection of Wetlands.
- b. Executive Order 11988 - Floodplain Management.
- c. Section 106 of the National Historic Preservation Act (P. L. 89-665) and Executive Order 11593.
- d. Section 401 of the Federal Water Pollution Control Act, as amended (P. L. 92-500).
- e. Fish and Wildlife Coordination Act (P. L. 85-624).
- f. Endangered Species Act (P. L. 93-205).
- g. Section 309 of the Clean Air Act (P. L. 90-148).
- h. Noise Control Act (P. L. 92-574).
- i. Wild and Scenic Rivers Act of 1968, (P. L. 90-542).

Subj: TRUNK HIGHWAY 169 IMPROVEMENT
PROJECT, WRIGHT COUNTY

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July 15, 2008

- j. Prime and Unique Farmlands (Council on Environmental Quality Policy dated January 16, 1980).
- k. Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (P. L. 91-646).
- l. Environmental Justice, Executive Order 12898.
- m. Taking of Private Property, Executive Order 12630.
- n. Civil Justice Reform, Executive Order 12988.
- o. Indian Tribal Governments, Executive Order 13175.
- p. Energy Effects, Executive Order 13211.
- q. Migratory Bird Act of 1018.

Sincerely,



ROGER K. WIEBUSCH
Bridge Administrator
By direction of the District Commander

Copy: USACE, St. Paul District



Natural Resources Conservation Service
14855 Highway 10
Elk River, MN 55330-7606

Phone: (763) 241-1170
FAX: (763) 241-1161



February 14, 2008

Chad Holtmeyer
Environmental Planner
SRF Consulting Group, Inc.
One Carlson Parkway North, Suite 150
Minneapolis, MN 55447-4443

Dear Mr. Holtmeyer:

Subject: Zimmerman TH 169 Preliminary Design and Environmental Documentation - S.P. 7106-73, Sherburne Co., MN

This letter is in regards to your inquiry about the possible effect the proposed construction along the TH 169 corridor from 239th Avenue in Livonia Township to Elk River will have on prime farmland and farmland of statewide importance. NRCS has completed an analysis of the site and determined that approximately 7.5 acres of Statewide and Local Important Farmland is located within the proposed construction corridor. There was no Prime Farmland identified that was tilled or tillable in the future. The TH 169 corridor is predominately urban south of the junction of TH 169 and County Road 21.

It is the responsibility of the USDA, Natural Resources Conservation Service to monitor the effects of Federal programs or money on the conversion of farmland to non-agricultural uses through the Farmland Protection Policy Act (FPPA, Public Law 97-98, December 22, 1981). The land evaluation section of Form AD-1006 has been completed.

Enclosed are soils maps of the proposed construction area and a list of prime and important farmlands in Sherburne County. If NRCS can be of any further assistance please contact our office at (763) 241-1170 ex. 3.

Sincerely,

Jerry Anderson
Soil Conservation Technician

Enclosures

Cc: Peter Weilke, Area Resource Soil Scientist, Brooklyn Center, MN

FARMLAND CONVERSION IMPACT RATING

PART I (To be completed by Federal Agency)		Date Of Land Evaluation Request 2/8/08			
Name Of Project TH 169 Elk River to Zimmerman (SP 7106-73)		Federal Agency Involved Federal Highway Administration			
Proposed Land Use Highway, Roadway		County And State Sherburne County, Minnesota			
PART II (To be completed by NRCS)		Date Request Received By NRCS 2/11/08			
Does the site contain prime, unique, statewide or local important farmland? <i>(If no, the FPPA does not apply -- do not complete additional parts of this form).</i>		Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>	Acres Irrigated	Average Farm Size
Major Crop(s) CORN, SOYBEANS, PUMPKINS		Farmable Land In Govt. Jurisdiction Acres: 214,780 % 77		Amount Of Farmland As Defined in FPPA Acres: 30,360 % 14	
Name Of Land Evaluation System Used LE PART OF LESA		Name Of Local Site Assessment System N/A		Date Land Evaluation Returned By NRCS	
PART III (To be completed by Federal Agency)		Alternative Site Rating			
		Site A	Site B	Site C	Site D
A. Total Acres To Be Converted Directly		35.0			
B. Total Acres To Be Converted Indirectly		0.0			
C. Total Acres In Site		35.0	0.0	0.0	0.0
PART IV (To be completed by NRCS) Land Evaluation Information					
A. Total Acres Prime And Unique Farmland		0			
B. Total Acres Statewide And Local Important Farmland		7.5			
C. Percentage Of Farmland In County Or Local Govt. Unit To Be Converted		0.025			
D. Percentage Of Farmland In Govt. Jurisdiction With Same Or Higher Relative Value		0.0016			
PART V (To be completed by NRCS) Land Evaluation Criterion Relative Value Of Farmland To Be Converted (Scale of 0 to 100 Points)		0	51.8	0	0
PART VI (To be completed by Federal Agency) Site Assessment Criteria (These criteria are explained in 7 CFR 658 5(b))		Maximum Points			
1. Area In Nonurban Use					
2. Perimeter In Nonurban Use					
3. Percent Of Site Being Farmed					
4. Protection Provided By State And Local Government					
5. Distance From Urban Builtup Area					
6. Distance To Urban Support Services					
7. Size Of Present Farm Unit Compared To Average					
8. Creation Of Nonfarmable Farmland					
9. Availability Of Farm Support Services					
10. On-Farm Investments					
11. Effects Of Conversion On Farm Support Services					
12. Compatibility With Existing Agricultural Use					
TOTAL SITE ASSESSMENT POINTS		160	0	0	0
PART VII (To be completed by Federal Agency)					
Relative Value Of Farmland (From Part V)		100	0	0	0
Total Site Assessment (From Part VI above or a local site assessment)		160	0	0	0
TOTAL POINTS (Total of above 2 lines)		260	0	0	0
Site Selected:		Date Of Selection		Was A Local Site Assessment Used?	
Reason For Selection				Yes <input type="checkbox"/> No <input type="checkbox"/>	

United States Department of Agriculture

1.11 Subsoil-vegetational
disturbance



Natural Resources Conservation Service
14855 Highway 10
Elk River, MN 55330-7606

*Helping People
Help the Land*

Phone: (763) 241-1170
FAX: (763) 241-1161

July 19, 2006

Lark Weller
Environmental Planner
SRF Consulting Group, Inc.
One Carlson Parkway North, Suite 150
Minneapolis, MN 55447-4443

Dear Lark Weller:

Subject: Zimmerman TH 169 Interchange Environmental Assessment (EA), SP#7106-73, Sherburne Co., MN

This letter is in regards to your inquiry about the possible effect the proposed construction at the intersection of TH 169 and CSAH 4 and future interchanges in the city of Zimmerman may have on prime farmland and farmland of statewide importance. NRCS has completed an analysis of the site and determined that approximately 5.7 acres of prime farmland is located within the proposed future interchange site (this figure is an estimate since the exact location of the interchanges has not been determined). There is no prime farmland located within the planned TH 169 and CSAH 4 interchange.

It is the responsibility of the USDA, Natural Resources Conservation Service to monitor the effects of Federal programs or money on the conversion of farmland to non-agricultural uses through the Farmland Protection Policy Act (FPPA, Public Law 97-98, December 22, 1981). The land evaluation section of the NRCS-CPA-106 has been completed.

Enclosed are soils maps of the proposed construction area and a list of prime and important farmlands in Sherburne County. If NRCS can be of any further assistance please contact our office at (763) 241-1170 ex. 3.

Sincerely,

Jerry Anderson
Soil Conservation Technician

Enclosures

Cc: Peter Weilke, Area Resource Soil Scientist, Brooklyn Center, MN

FARMLAND CONVERSION IMPACT RATING

PART I (To be completed by Federal Agency)		Date Of Land Evaluation Request	7/3/06
Name Of Project	Zimmerman TH 169 Interchange EA	Federal Agency Involved	Federal Highway Administration
Proposed Land Use	Roadway Interchange	County And State	Sherburne County, Minnesota

PART II (To be completed by NRCS)		Date Request Received By NRCS	
Does the site 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"/>
Major Crop(s) CORN, SOYBEANS, POTATOES		Farmable Land In Govt. Jurisdiction Acres: 214,780 % 77	Acres Irrigated 247
Name Of Land Evaluation System Used LE PART OF LESA		Name Of Local Site Assessment System N/A	Average Farm Size 30360 % 14
		Date Land Evaluation Returned By NRCS 7/19/06	

PART III (To be completed by Federal Agency)	Alternative Site Rating			
	Site A	Site B	Site C	Site D
A. Total Acres To Be Converted Directly	30.0			
B. Total Acres To Be Converted Indirectly	17.0			
C. Total Acres In Site	47.0	0.0	0.0	0.0

PART IV (To be completed by NRCS) Land Evaluation Information				
A. Total Acres Prime And Unique Farmland	5.7			
B. Total Acres Statewide And Local Important Farmland	0			
C. Percentage Of Farmland In County Or Local Govt. Unit To Be Converted	0.019			
D. Percentage Of Farmland In Govt. Jurisdiction With Same Or Higher Relative Value	0.001			

PART V (To be completed by NRCS) Land Evaluation Criterion				
Relative Value Of Farmland To Be Converted (Scale of 0 to 100 Points)	0	94.7	0	0

PART VI (To be completed by Federal Agency)		Maximum Points			
Site Assessment Criteria (These criteria are explained in 7 CFR 658 5(b))					
1. Area In Nonurban Use	15	4			
2. Perimeter In Nonurban Use	10	3			
3. Percent Of Site Being Farmed	20	2			
4. Protection Provided By State And Local Government	20	20			
5. Distance From Urban Bullup Area	15	0			
6. Distance To Urban Support Services	15	0			
7. Size Of Present Farm Unit Compared To Average	10	0			
8. Creation Of Nonfarmable Farmland	10	3			
9. Availability Of Farm Support Services	5	5			
10. On-Farm Investments	20	2			
11. Effects Of Conversion On Farm Support Services	10	0			
12. Compatibility With Existing Agricultural Use	10	5			
TOTAL SITE ASSESSMENT POINTS	160	44	0	0	0

PART VII (To be completed by Federal Agency)					
Relative Value Of Farmland (From Part V)	100	0	0	0	0
Total Site Assessment (From Part VI above or a local site assessment)	160	44	0	0	0
TOTAL POINTS (Total of above 2 lines)	260	44	0	0	0

Site Selected	Date Of Selection	Was A Local Site Assessment Used?	Yes <input type="checkbox"/>	No <input type="checkbox"/>
Reason For Selection				



Minnesota Department of Natural Resources

Natural Heritage and Nongame Research Program, Box 25
500 Lafayette Road
St. Paul, Minnesota 55155-40

Phone: (651) 259-5109 Fax: (651) 296-1811 E-mail: lisa.joyal@dnr.state.mn.us

April 19, 2007

Mr. Lark Weller
SRF Consulting Group, Inc.
One Carlson Parkway North, Suite 150
Minneapolis, MN 55447-4443

Re: Request for Natural Heritage information for vicinity of proposed TH 169 Corridor Scoping Study,
Sherburne and Wright Counties
NHNRP Contact #: ERDB 20070708

Dear Mr. Weller,

The Minnesota Natural Heritage database has been reviewed to determine if any rare plant or animal species or other significant natural features are known to occur within an approximate one-mile radius of the area indicated on the map enclosed with your information request. Based on this review, there are 56 known occurrences of rare species or native plant communities in the area searched. For details, please see the enclosed database printouts and the explanation of selected fields.

Current workloads prevent us from providing detailed comments at this time about which rare features may be impacted by your project. To avoid delaying your project planning and to assist you in evaluating whether your project might impact rare features, we are providing printouts of known locations of rare features in the vicinity of your project, and a fact sheet that provides guidance on determining whether your project might negatively affect one of these rare features. If you have specific questions regarding whether a particular activity might impact a rare feature, please contact me.

For your information, there are three other data sets available from the Natural Heritage Information System that you may find useful in your conservation planning efforts. These data sets, "Native Plant Community Polygons", "Sites of Biodiversity Significance", and "Railroad Rights-of-Way Prairies", are available via the internet at <http://del.dnr.state.mn.us>.

The Natural Heritage database is maintained by the Natural Heritage and Nongame Research Program, a unit within the Division of Ecological Services, Department of Natural Resources. It is continually updated as new information becomes available, and is the most complete source of data on Minnesota's rare or otherwise significant species, native plant communities, and other natural features. Its purpose is to foster better understanding and protection of these features.

Because our information is not based on a comprehensive inventory, there may be rare or otherwise significant natural features in the state that are not represented in the database. A county-by-county survey of rare natural features is now underway, and has been completed for Sherburne and Wright Counties. Our information about native plant communities is, therefore, quite thorough for these counties. However, because survey work for rare plants and animals is less exhaustive, and because there has not been an on-site survey of all areas of each county, ecologically significant features for which we have no records may exist on the project area.

The enclosed results of the database search are provided in two formats: short record report and long record report. To control the release of locational information, which might result in the damage or destruction of a rare element, both printout formats are copyrighted.

The short record report provides rare feature locations only to the nearest section, and may be reprinted, unaltered, in an Environmental Assessment Worksheet, municipal natural resource plan, or report.

DNR Information: 651-296-6157 • 1-888-646-6367 • TTY: 651-296-5484 • 1-800-657-3929

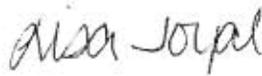


compiled by your company for the project listed above. If you wish to reproduce the short record report for any other purpose, please contact me to request written permission. **The long record report includes more detailed locational information, and is for your personal use only. If you wish to reprint the long record report for any purpose, please contact me to request written permission.**

Please be aware that review by the Natural Heritage and Nongame Research Program focuses only on *rare natural features*. It does not constitute review or approval by the Department of Natural Resources as a whole. If you require further information on the environmental review process for other natural resource-related issues, you may contact your Regional Environmental Assessment Ecologist, Mike North, at (320) 255-4279.

An invoice in the amount of \$138.21 will be mailed to you under separate cover within two weeks of the date of this letter. You are being billed for map and database search and staff scientist review. Thank you for consulting us on this matter, and for your interest in preserving Minnesota's rare natural resources.

Sincerely,



Lisa A. Joyal
Endangered Species Environmental Review Coordinator

encl: Database search results
Rare Feature Database Print-Outs: An Explanation of Fields
Fact sheets: Blanding's Turtle, Bald Eagle, Environmental Review Guidance

Minnesota Natural Heritage & Nongame Research Program
 Short Record Report of Element Occurrences within 1 mile radius of:
 TH 169 Corridor Scoping Study
 Multiple TRS
 Sherburne & Wright Counties

Element Name and Occurrence Number	Federal Status	MN Status	State Rank	Global Rank	Last Observed Date	EO ID #
Anoka, Dakota, Hennepin, Ramsey, Sherburne, Wright County, MN						
<u>Ligumia recta</u> (Black Sandshell) #337 Location Description: Legal description is too lengthy to fit in allotted space.		SPC	S3	G5	2004-08-19	30421
Isanti, Sherburne County, MN						
<u>Emydoidea blandingii</u> (Blanding's Turtle) #452 Location Description: T34N R25W S6, T34N R26W S10, T34N R26W S2, T34N R26W S11		THR	S2	G4	2003-10-10	10444
Mille Lacs County, MN						
<u>Carex gravi</u> (Gray's Sedge) #2 Location Description: T36N R26W S28, T36N R26W S33		NON	SNA	G4	1979-08-31	3987
<u>Ligumia recta</u> (Black Sandshell) #457 Location Description: T36N R26W S28, T36N R26W S33		SPC	S3	G5	2001-06-07	33907
Sherburne County, MN						
<u>Antennaria parvifolia</u> (Small-leaved Pussytoes) #17 Location Description: T34N R26W S5		SPC	S3	G5	1990-06-30	12002
<u>Buteo lineatus</u> (Red-shouldered Hawk) #199 Location Description: T33N R26W S22, T33N R26W S15		SPC	S3B.SNRN	G5	1995	21505
<u>Dry Barrens Oak Savanna (Southern), Oak Subtype</u> #18 Location Description: T34N R26W S8		N/A	S2	GNR	1989-07-14	10217
<u>Dry Sand - Gravel Oak Savanna (Southern) Type</u> #17 Location Description: T32N R26W S12, T32N R26W S1		N/A	S2	GNR	1989-07-12	10072
<u>Emydoidea blandingii</u> (Blanding's Turtle) #45 Location Description: T35N R26W S20, T35N R26W S30, T35N R26W S29		THR	S2	G4	1981-06-	1688
<u>Emydoidea blandingii</u> (Blanding's Turtle) #143 Location Description: T35N R26W S9		THR	S2	G4	1987-06-01	7800
<u>Emydoidea blandingii</u> (Blanding's Turtle) #235 Location Description: T35N R26W S9, T35N R26W S5, T35N R26W S4, T35N R26W S8		THR	S2	G4	1987-07-14	7403
<u>Emydoidea blandingii</u> (Blanding's Turtle) #236 Location Description: T35N R26W S22, T35N R26W S27		THR	S2	G4	1991-06-10	7404

Minnesota Natural Heritage & Nongame Research Program
 Short Record Report of Element Occurrences within 1 mile radius of:
 TH 169 Corridor Scoping Study
 Multiple TRS
 Sherburne & Wright Counties

Element Name and Occurrence Number	Federal Status	MN Status	State Rank	Global Rank	Last Observed Date	EO ID #
Sherburne County, MN						
<u><i>Emydoidea blandingii</i></u> (Blanding's Turtle) #237 Location Description: T35N R26W S29, T35N R26W S30		THR	S2	G4	1987-07-17	7405
<u><i>Emydoidea blandingii</i></u> (Blanding's Turtle) #322 Location Description: T34N R26W S6, T35N R26W S31		THR	S2	G4	1988-06-18	9077
<u><i>Emydoidea blandingii</i></u> (Blanding's Turtle) #326 Location Description: T35N R26W S23, T35N R26W S15, T35N R26W S14, T35N R26W S22		THR	S2	G4	1999	9081
<u><i>Emydoidea blandingii</i></u> (Blanding's Turtle) #327 Location Description: T35N R26W S9, T35N R26W S17, T35N R26W S16, T35N R26W S8		THR	S2	G4	1988-07-08	9082
<u><i>Emydoidea blandingii</i></u> (Blanding's Turtle) #364 Location Description: T35N R26W S21		THR	S2	G4	1988-06-19	9016
<u><i>Emydoidea blandingii</i></u> (Blanding's Turtle) #365 Location Description: T35N R26W S28, T35N R26W S33		THR	S2	G4	1988-08-04	9017
<u><i>Emydoidea blandingii</i></u> (Blanding's Turtle) #366 Location Description: T34N R26W S18, T34N R26W S17		THR	S2	G4	1988-06-18	9018
<u><i>Emydoidea blandingii</i></u> (Blanding's Turtle) #494 Location Description: T33N R26W S33, T33N R26W S29, T33N R26W S28, T33N R26W S32		THR	S2	G4	1989-06-28	11220
<u><i>Emydoidea blandingii</i></u> (Blanding's Turtle) #568 Location Description: T35N R26W S35, T35N R26W S26		THR	S2	G4	1990-05-	12119
<u><i>Emydoidea blandingii</i></u> (Blanding's Turtle) #589 Location Description: T35N R26W S20, T35N R26W S29		THR	S2	G4	1990-07-21	12578
<u><i>Emydoidea blandingii</i></u> (Blanding's Turtle) #610 Location Description: T33N R26W S33		THR	S2	G4	1992-08-26	14384
<u><i>Emydoidea blandingii</i></u> (Blanding's Turtle) #611 Location Description: T33N R26W S33		THR	S2	G4	1992-08-26	14383
<u><i>Emydoidea blandingii</i></u> (Blanding's Turtle) #669 Location Description: T33N R26W S27, T33N R26W S28, T33N R26W S33		THR	S2	G4	1991-06-26	15848
<u><i>Emydoidea blandingii</i></u> (Blanding's Turtle) #790 Location Description: T34N R26W S35, T34N R26W S25, T34N R26W S36, T34N R26W S26		THR	S2	G4	1996-08-05	5888
<u><i>Emydoidea blandingii</i></u> (Blanding's Turtle) #840 Location Description: T33N R26W S15		THR	S2	G4	1996-06-24	23301

Minnesota Natural Heritage & Nongame Research Program
 Short Record Report of Element Occurrences within 1 mile radius of:
 TH 169 Corridor Scoping Study
 Multiple TRS
 Sherburne & Wright Counties

Element Name and Occurrence Number	Federal Status	MN Status	State Rank	Global Rank	Last Observed Date	EO ID #
Sherburne County, MN						
<u>Emydoidea blandingii</u> (Blanding's Turtle) #1001 Location Description: T33N R26W S2, T33N R26W S11		THR	S2	G4	2002-06-12	29882
<u>Emydoidea blandingii</u> (Blanding's Turtle) #1051 Location Description: T33N R26W S23		THR	S2	G4	2004-06-13	31688
<u>Haliaeetus leucocephalus</u> (Bald Eagle) #2340 Location Description: T35N R26W S34	LT,PDL	SPC	S3B,S3N	G5	2005-04-19	31876
<u>Hesperia uncas</u> (Uncas Skipper) #2 Location Description: T33N R27W S24, T33N R26W S18, T33N R26W S21, T33N R27W S13, T33N R26W S20, T33N R26W S17, T33N R26W S19		END	S1	G5	1986-06-24	2469
<u>Hieracium longipilum</u> (Long-bearded Hawkweed) #43 Location Description: T34N R27W S12, T34N R26W S7		NON	SNA	G4G5	1989-07-14	10050
<u>Hieracium longipilum</u> (Long-bearded Hawkweed) #44 Location Description: T34N R26W S7, T34N R26W S6		NON	SNA	G4G5	1989-07-14	10051
<u>Hieracium longipilum</u> (Long-bearded Hawkweed) #45 Location Description: T34N R26W S8, T34N R26W S7		NON	SNA	G4G5	1989-07-14	10052
<u>Hieracium longipilum</u> (Long-bearded Hawkweed) #46 Location Description: T34N R26W S8		NON	SNA	G4G5	1989-09-25	10053
<u>Hieracium longipilum</u> (Long-bearded Hawkweed) #50 Location Description: T34N R26W S5		NON	SNA	G4G5	1990-06-30	12001
<u>Lynaria canadensis</u> (Old Field Toadflax) #17 Location Description: T34N R26W S5		NON	SU	G5	1990-06-30	11999
<u>Native Plant Community, Undetermined Class</u> #482 Location Description: T33N R26W S4, T33N R26W S3		N/A	SNR	GNR	1973	1213
<u>Native Plant Community, Undetermined Class</u> #776 Location Description: T34N R26W S33, T34N R26W S32		N/A	SNR	GNR	1989-06-09	10219
<u>Native Plant Community, Undetermined Class</u> #1513 Location Description: T33N R26W S17, T33N R26W S16, T33N R26W S20, T33N R26W S21		N/A	SNR	GNR	1989-07-08	10212
<u>Native Plant Community, Undetermined Class</u> #1539 Location Description: T33N R26W S27, T33N R26W S26		N/A	SNR	GNR	1989-06-28	10222

Minnesota Natural Heritage & Nongame Research Program
 Short Record Report of Element Occurrences within 1 mile radius of:
 TH 169 Corridor Scoping Study
 Multiple TRS
 Sherburne & Wright Counties

Element Name and Occurrence Number	Federal Status	MN Status	State Rank	Global Rank	Last Observed Date	EO ID #
Sherburne County, MN						
<u>Native Plant Community, Undetermined Class</u> #1560 Location Description: T33N R26W S17		N/A	SNR	GNR	1989-07-08	10224
<u>Native Plant Community, Undetermined Class</u> #1586 Location Description: T34N R26W S10, T34N R26W S3		N/A	SNR	GNR	1989-06-09	10221
<u>Native Plant Community, Undetermined Class</u> #1607 Location Description: T34N R26W S8, T34N R26W S7		N/A	SNR	GNR	1989-07-14	10066
<u>Native Plant Community, Undetermined Class</u> #1748 Location Description: T34N R26W S35, T34N R26W S25, T34N R26W S36, T34N R26W S26		N/A	SNR	GNR	1989-07-01	10225
<u>Native Plant Community, Undetermined Class</u> #1872 Location Description: T34N R26W S28, T34N R26W S33		N/A	SNR	GNR	1989-06-17	10223
<u>Native Plant Community, Undetermined Class</u> #1896 Location Description: T33N R26W S21, T33N R26W S20		N/A	SNR	GNR	1989-07-16	18916
<u>Oak - (Red Maple) Woodland Type</u> #1566 Location Description: T34N R26W S35, T34N R26W S25, T34N R26W S36, T34N R26W S26		N/A	S4	GNR	1989-09-05	10339
<u>Pituophis catenifer</u> (Gopher Snake) #48 Location Description: T34N R26W S9, T34N R26W S16		SPC	S3	G5	1990-06-19	12564
<u>Platanthera flava var. herbiola</u> (Tuberled Rcin-orchid) #16 Location Description: T35N R26W S5		END	S1	G4T4Q	1996-07-05	6099
<u>Tamarack Swamp (Southern) Type</u> #91 Location Description: T33N R26W S8, T33N R26W S7		N/A	S3	GNR	1989-08-15	10062
<u>Viola lanceolata</u> (Lance-leaved Violet) #21 Location Description: T34N R26W S7		THR	S2	G5	1989-07-14	10060
<u>Viola lanceolata</u> (Lance-leaved Violet) #22 Location Description: T34N R26W S8		THR	S2	G5	1989-07-14	10061
Sherburne, Wright County, MN						
<u>Native Plant Community, Undetermined Class</u> #2145 Location Description: T33N R26W S33, T32N R26W S4, T121N R23W S15, T121N R23W S10		N/A	SNR	GNR	1979	24732
Wright County, MN						

Minnesota Natural Heritage & Nongame Research Program
 Short Record Report of Element Occurrences within 1 mile radius of:
 TH 169 Corridor Scoping Study
 Multiple TRS
 Sherburne & Wright Counties

Element Name and Occurrence Number	Federal Status	MN Status	State Rank	Global Rank	Last Observed Date	EO ID #
Wright County, MN						
<u>Haliaeetus leucocephalus</u> (Bald Eagle) #2285 Location Description: T121N R23W S10, T121N R23W S15	LT,PDL	SPC	S3B,S3N	G5	2005-05-06	31248
<u>Lanius ludovicianus</u> (Loggerhead Shrike) #164 Location Description: T121N R23W S22	No Status	THR	S2B	G4	1996-05-23	20821

Records Printed = 56



Minnesota Department of Transportation

Office of Environmental Services

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December 31, 2008

Dennis Gimmestad
State Historic Preservation Office
Minnesota History Center
345 Kellogg Blvd. West
St. Paul, MN 55102-1906



Regarding: S.P. 7106-71 & 7106-73 (TH 169, Sherburne County)
Grade-separated interchanges and overpasses at various locations
T. 32-34 N., R. 26 W., Zimmerman and Elk River

Dear Mr. Gimmestad:

We have reviewed the above-referenced undertaking pursuant to our FHWA-delegated responsibilities for compliance with Section 106 of the National Historic Preservation Act, as amended (36 CFR 800). The project involves grade-separated interchanges or overpasses and related road work at various locations along TH 169 in the cities of Zimmerman and Elk River.

Phase I and II archaeological, geomorphological, and architectural history surveys and evaluations were undertaken on this project. The results appear in five enclosed reports: *Architectural History Phase I Survey and Phase II Evaluations for the Trunk Highway 169 Preliminary Design and Environmental Documentation, Elk River, Sherburne County Minnesota* by Summit Envirosolutions (2008), *Architectural History Phase I Survey and Phase II Evaluation for the Trunk Highway 169 Preliminary Design, Zimmerman, Sherburne County Minnesota* by Summit Envirosolutions (2008), *Phase I Archaeological Survey for the Proposed TH 169/TH10 Grade-Separated Interchange Project, City of Elk River, Sherburne County, Minnesota* by HDR Engineering (2008), *Phase I Archaeological Survey for the Proposed TH 169/CSAH 4 Grade-Separated Interchange Project, City of Zimmerman, Sherburne County, Minnesota* by HDR Engineering (2008), and *Phase I Stratigraphic and Geoarchaeological Investigations at Proposed TH 169 Bridge Interchange Elk River, Minnesota* by Strata Morph Geoexploration (2008).

We concur with the report findings that there are three properties eligible for listing in the National Register of Historic Places within the area of potential effect (APE): the railroad roadway of St. Paul and Pacific (BNSF) Railroad Corridor District (SH-ERC-067), a portion of the Vernon Cemetery (SH-ERC-065), and the Farmers and Merchants Bank of Zimmerman (SH-ZMC-004). Although no eligible archaeological sites were found during the surveys, six parcels could not be surveyed in the Zimmerman area due to landowner refusal. These parcels will be surveyed once the properties have been acquired. We are asking for your concurrence at this time. We will make a determination of effect at a later date.

Sincerely,

Craig Johnson
Cultural Resources Unit (CRU)

cc: Joe Hudak, Mn/DOT CRU
Jim Hallgren, Mn/DOT D3 (1 report)

Mn/DOT CRU/CO File
Legislative Library (1 report)



State Historic Preservation Office

February 5, 2009

Mr. Craig Johnson
Cultural Resources Unit
MN Dept. of Transportation
Transportation Building, MS 620
395 John Ireland Boulevard
St. Paul, MN 55155-1899

Re: S.P. 7106-71 & 7106-73, T.H. 169
Grade-separated interchanges & overpasses at various locations
Zimmerman & Elk River, Sherburne County
SHPO Number: 2009-0776

Dear Mr. Johnson:

Thank you for the opportunity to review and comment on the above project. It has been reviewed pursuant to the responsibilities given the State Historic Preservation Officer by the National Historic Preservation Act of 1966 and the Procedures of the Advisory Council on Historic Preservation (36CFR800), and to the responsibilities given the Minnesota Historical Society by the Minnesota Historic Sites Act and the Minnesota Field Archaeology Act.

Based on our review of the survey reports submitted, we have the following comments on this project at this time:

1. We concur with the determination that there are no National Register eligible archaeological properties on the parcels surveyed. We note that additional survey is yet to be completed.
2. We concur with the determination that the St. Paul and Pacific Railroad corridor District meets National Register criteria.
3. The submittal recommends that a portion of the Vernon Cemetery and the Farmers and Merchants Bank of Zimmerman both meet National Register criteria. We do not feel that there is adequate justification for the significance of either of these properties, and recommend that they are not eligible to the Register.

We look forward to working with you to complete this review after the remaining survey work has been completed. Contact us at 651-259-3456 with questions or concerns.

Sincerely,

A handwritten signature in black ink, appearing to read 'Dennis A. Gimmestad'.

Dennis A. Gimmestad
Government Programs & Compliance Officer

cc: Andrew Schmidt, Summit EnviroSolutions
Michael Justin, HDR
Michael Kolb, Strata Morph
Tom Cinadr, SHPO



Minnesota Department of Transportation

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May 20, 2009

Dennis Gimmestad
State Historic Preservation Office
Minnesota History Center
345 Kellogg Blvd. West
St. Paul, MN 55102-1906

Regarding: S.P. 7106-71 & 7106-73 (TH 169, Sherburne County)
Grade-separated interchanges or overpasses at various locations
T. 32-34 N., R. 26 W., Zimmerman and Elk River

Dear Mr. Gimmestad:

We have reviewed the above-referenced undertaking pursuant to our FHWA-delegated responsibilities for compliance with Section 106 of the National Historic Preservation Act, as amended (36 CFR 800). The project involves grade-separated interchanges or overpasses and related road work at various locations along TH 169 in the cities of Zimmerman and Elk River.

Your letter of 2/5/2009 concurs with our determination that the St. Paul and Pacific Railroad Corridor Historic District meets National Register criteria. In a meeting with you on 3/4/2009, we agreed that the railroad would be adversely affected since it would be relocated about 75 feet north of its present location at the TH 10/TH 169 intersection for a total distance of about one mile. The purpose of this letter is to request a written concurrence of our determination of adverse effect to the railroad.

We also understand that additional archaeological survey work needs to be completed.

Sincerely,

Craig Johnson
Cultural Resources Unit (CRU)

cc: Mn/DOT CRU/CO File
Jim Hallgren, Mn/DOT D3
Beth Bartz, SRF

MAY 2009
RECEIVED



Minnesota
Historical Society

STATE HISTORIC PRESERVATION OFFICE

June 19, 2009

Mr. Craig Johnson
Cultural Resources Unit
MN Dept. of Transportation
Transportation Building, Mail Stop 620
395 John Ireland Blvd.
St. Paul, MN 55155-1899

RE: S.P. 7106-71 & 7106-73, T.H. 169
Grade-separated interchanges and overpasses at various locations
Zimmerman & Elk River, Sherburne County
SHPO Number: 2009-0776

Dear Mr. Johnson:

Thank you for your letter regarding the above-referenced project.

We concur with your assessment that the project will have an adverse effect on the St. Paul and Pacific Railroad Historic District.

We note that your letter acknowledges that an archaeological survey of this project is yet to be completed. We will not be able to reach a determination of effect for the project as a whole until that survey is reviewed.

Contact us at (651) 259-3456 with questions or concerns.

Sincerely,

A handwritten signature in black ink, appearing to read 'Dennis A. Gimmestad'.

 Dennis A. Gimmestad
Government Programs & Compliance Officer