

Section 106 and Section 4(f)

Historic Properties - Section 106

Section 106 of the National Historic Preservation Act (36 CFR §800) requires Federal agencies, such as the Federal Railroad Administration (FRA), to take into account the effects of their projects on historic properties, and seek ways to avoid, minimize or mitigate any adverse effects.

The DEIS includes a summary of the historic property analysis and documents how the FRA has identified potential impacts.

Protection of Public Parks and Historic Sites - Section 4(f)

Section 4(f) of the Department of Transportation Act of 1966 (49 USC 303) protects publicly owned parks and recreation areas, waterfowl and wildlife refuges and historic sites.

Use of these lands for transportation purposes using federal funding may not be approved unless there is no feasible and prudent alternative to the use of land; or the use of the property includes all possible planning to minimize harm to the property resulting from use.*

A Draft Section 4(f) Evaluation is included in the DEIS.

*A de minimis determination may be made if the use is determined minor

Number of impacted Section 106 and Section 4(f) properties by alternative

	Alternative 1	Alternative 3A	Alternative 3B	Alternative 3C
Section 106 Adverse Effect	0	6	8	10
Section 4(f) Use	0	5	11	10