

Stan Tidman

From: Gary.Sweeten@dot.gov
Sent: Wednesday, August 19, 2009 7:00 AM
To: Stan Tidman; Denise_Heick@URSCorp.com; laura_walsh@dot.ca.gov; steve_propst@dot.ca.gov
Subject: FW: Draft letter requesting LEDPA and Mitigation Framework concurrence
fyi

From: Mulvihill.Carolyn@epamail.epa.gov [mailto:Mulvihill.Carolyn@epamail.epa.gov]
Sent: Tuesday, August 18, 2009 4:41 PM
To: Sweeten, Gary (FHWA)
Cc: Dunning.Connell@epamail.epa.gov; Smith.DavidW@epamail.epa.gov; jana_milliken@fws.gov; Brush.Jason@epamail.epa.gov; Michelle_Tovar@fws.gov; Nancy.A.Haley@usace.army.mil
Subject: Re: Draft letter requesting LEDPA and Mitigation Framework concurrence

Gary,
EPA has the following minor comments on the Mitigation Framework:

Page 2

- "LID strategies that integrate BMPs to protect water quality may also reduce runoff quality."

Should the sentence above end with "reduce runoff" rather than "reduce runoff quality"?

Page 4

- #3 - "If the PCCP is not available, mitigation would be in compliance with the Final Rule for Compensatory Mitigation for Losses of Aquatic Resources (below)."
- #4 - "Unless impacts are mitigated through the PCCP, The project proponent/Lead Agency will comply with Compensatory Mitigation for Losses of Aquatic Resources - Final Rule..."

Since compliance with the rule is necessary regardless of whether impacts are mitigated through the PCCP, the above statements should be revised to express something like "Impacts may be mitigated through the PCCP. The project proponent/Lead Agency will comply with Compensatory Mitigation..."

Otherwise, the documents look good. Once Nancy has been able to weigh in on the easement terms, EPA is prepared to concur. Thanks for your work on this.

Carolyn Mulvihill
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10/20/2009

From: <Gary.Sweeten@dot.gov>
To: <Nancy.A.Haley@usace.army.mil>, Carolyn Mulvihill/R9/USEPA/US@EPA, Connell Dunning/R9/USEPA/US@EPA, Jason Brush/R9/USEPA/US@EPA
Cc: <Chris.Collison@dot.ca.gov>, <steve_propst@dot.ca.gov>, <laura_walsh@dot.ca.gov>, <cmcadam@pctpa.net>, <Denise_Heick@URSCorp.com>, <Steve_Leach@URSCorp.com>, <LClark@placer.ca.gov>, <Michelle_Tovar@fws.gov>, <jana_milliken@fws.gov>, DavidW Smith/R9/USEPA/US@EPA, <Karen.Bobo@dot.gov>
Date: 08/13/2009 12:27 PM
Subject: Draft letter requesting LEDPA and Mitigation Framework concurrence

Attached is a draft of the letter and attachments. Please let me know if there are any questions or comments.

If you have any comments or corrections on the minutes from the August 5th meeting please send those in soon so that the minutes can be finalized.

Nancy: Have you been able to talk to your attorney about the last two bullet points of the conservation easement?

If possible, please respond with your comments by August 18th. If you will not be able to respond by that date and need a little more time, please let me know. Thanks for all your efforts.

[attachment "placer parkway concurence 8-11.doc" deleted by Carolyn Mulvihill/R9/USEPA/US]
[attachment "Mitigation framework 08 11 09.doc" deleted by Carolyn Mulvihill/R9/USEPA/US]
[attachment "Placer Parkway easement term sheet - revised 08 05 09.doc" deleted by Carolyn Mulvihill/R9/USEPA/US]