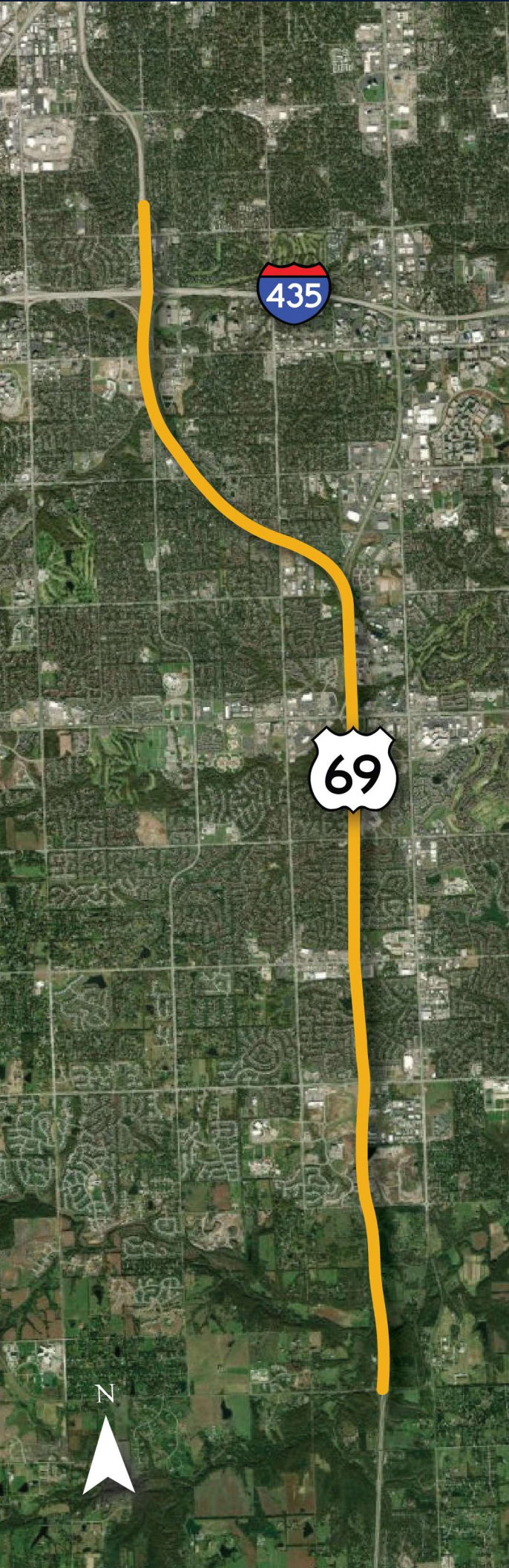


Appendix I – Project Coordination Plan



US 69 EXPANSION PROJECT

Project Coordination Plan

January 2022

Table of Contents

1.0 Purpose of the Plan 1

2.0 Project Background..... 1

 2.1 Project Location.....1

 2.2 Purpose and Need.....1

 2.3 Project History2

3.0 Initial Coordination 3

 3.1 Notice of Intent3

 3.2 Initial Coordination Package.....3

 3.1.1 Lead Agencies3

 3.1.2 Cooperating Agencies 4

 3.1.3 Participating Agencies..... 4

 3.1.4 Agency List.....5

4.0 Coordination Points..... 8

5.0 Public Involvement and Stakeholder Outreach 9

6.0 Project Schedule..... 11

7.0 Revision History 12

8.0 Coordination Tracking 12

Appendices

Appendix A – Project Study Area Map

Appendix B – Notice of Intent

Appendix C – Initial Coordination

Appendix D – Agency Coordination

Appendix E – Stakeholder Engagement and Communications Plan

List of Figures

Figure 1: Public Outreach Schedule..... 10

Figure 2: Public Outreach Timeline 10

Figure 3: Project Schedule 11

List of Tables

Table 1: List of Lead and Participating Agencies.....5

Table 2: Anticipated Key Milestone and Deliverable Dates for Agency Reviews and Comments..... 9

1.0 PURPOSE OF THE PLAN

To comply with National Environmental Policy Act (NEPA) requirements and Council on Environmental Quality regulations (40 CFR 1500 et seq.), the Kansas Department of Transportation (KDOT) and the Federal Highway Administration (FHWA), has initiated an Environmental Assessment (EA) for the U.S. 69 corridor. While not a Federal requirement for an EA, KDOT and FHWA are preparing a coordination plan to establish a schedule and process for coordinating public and agency participation and comment. KDOT anticipates the environmental review process for the U.S. 69 project to move at an accelerated pace and this coordination plan is intended to facilitate necessary coordination in a proactive and timely manner. This coordination plan describes the planned coordination and key milestones for agency and public participation for the project.

2.0 PROJECT BACKGROUND

2.1 Project Location

The proposed project is located within the City of Overland Park in Johnson County, Kansas. The overall study limits begin just south of the W 179th Street and extends north to just north of the 103rd Street interchange. Major roads at interchanges are included within the study area, and include W 103rd Street, College Boulevard, W 119th Street, Blue Valley Parkway, W 135th Street, W 151st Street, W 167th Street, and W 179th Street. Additionally, I-435 at the interchange with U.S. 69 is included. Appendix A contains the project study area map. The overall length is approximately ten miles along U.S. 69.

2.2 Purpose and Need

The proposed project is needed to modernize and expand U.S. 69 between 103rd Street and 179th Street in Overland Park, Kansas. The corridor has become insufficient to meet current and future mobility needs, resulting in worsening safety, reliability and congestion. There is also a need to address the corridor's issues with transportation improvements that offer long-term sustainability and flexibility for all users.

The proposed project is needed to:

- *Improve safety* to address crash frequency and congestion related crashes within the corridor;
- *Reduce congestion* and improve traffic operations to meet existing and future travel

demands;

- *Promote sustainability* by addressing infrastructure condition and ongoing operations and maintenance needs, supporting environmental stewardship, as well as improving long-term traveler reliability;
- *Provide flexible choices* by promoting a transportation system that accommodates the needs for all users and modes; and
- *Accommodate local and regional growth* through coordinated transportation improvements consistent with planned and proposed community land use.

2.3 Project History

A previous I-435 & U.S. 69 Environmental Assessment (EA) with a Finding of No Significant Impact (FONSI) was prepared in 2004 for the northern portion of the U.S. 69 Corridor study area from just north of 95th Street to the south to just east of Antioch Road. The proposed action included adding additional lane capacity, reconfiguring interchanges and constructing a new interchange at I-435 and Antioch Road. The purpose and need as it pertains to U.S. 69 was to relieve congestion and traffic levels of service, improve roadway deficiencies, improve safety and provide enhanced access to major employment centers. As an outcome of the approved 2004 EA/FONSI, U.S. 69 was widened and reconstructed from I-35 to I-435; the U.S. 69 interchanges with 103rd Street, College Boulevard, 119th Street and I-435 were modified and reconfigured; and a collector-distributor road network was constructed along southbound U.S. 69 between I-435 and 119th Street.

The 2018 U.S. 69 Corridor Concept Study, prepared by the City of Overland Park, investigated the current and future safety and operational needs in the U.S. 69 Corridor from 179th Street to 103rd Street. This study considered alternatives for the future widening and upgrade of the corridor. In 2020, a U.S. 69 Pre-Planning Study was conducted by the Kansas Department of Transportation (KDOT), the City of Overland Park and the Kansas Turnpike Authority (KTA) to evaluate the potential for tolling in the corridor using an express toll lanes concept. This sketch-level planning study concluded that electronic tolling is technically feasible, and that toll revenue collected could be used to offset the cost to design, construct, operate and maintain the new lanes on U.S. 69. However, the study does not authorize toll lanes or their construction and more extensive analysis on the feasibility of the proposed express toll lanes and their environmental clearance is required prior to moving forward into design and construction.

3.0 INITIAL COORDINATION

KDOT formally notified the FHWA of its intent to initiate the NEPA process as an EA for this project in September 2020.

3.1 Notice of Intent

After project initiation, KDOT, in coordination with FHWA, prepared a Notice of Intent (NOI) to prepare an EA. The NOI was published in the Kansas Register on November 5, 2020. A copy is included in Appendix B. This was the first step in the agency and public coordination process for the project.

3.2 Initial Coordination Package

KDOT, in coordination with FHWA, prepared an initial coordination packet for distribution to agencies, tribes, officials and organizations identified in Table 1 in Section 3.2.4. This packet was sent to agencies November 2, 2020. This packet includes a letter inviting the agency to coordinate on the project, a project description detailing the project and a project study area map. The letter identifies the initial purpose and need for the project, details the history of the project, provides a summary of preliminary alternatives to be considered, and examples of environmental resources that will be considered throughout the course of the EA.

The study team also scheduled a virtual meeting with resource agencies on December 2, 2020 to review the project. The initial coordination packet and meeting are meant to fulfill the scoping activities point of collaboration. **Appendix C** contains copies of response letters received from the agencies during the initial coordination process.

3.1.1 Lead Agencies

KDOT will serve as the lead state agency for the project. FHWA will serve as the lead federal agency. The City of Overland Park and the Kansas Turnpike Authority (KTA) are also serving as planning partners during the study process. The environmental review, consultation and other actions as required by Federal law for this project will be carried out by KDOT and FHWA.

KDOT, in cooperation with FHWA, will:

- Identify cooperating and participating agencies in the environmental review process;
- Develop a coordination plan;
- Develop a public involvement plan;
- Solicit input on the project's purpose and need from the public and agencies;
- Finalize the purpose and need statement;

- Prepare and approve a Draft EA;
- Provide the public and agencies opportunities to offer input on alternatives and the Draft EA;
- Select the Proposed Action (Preferred Alternative);
- Prepare and approve a Final EA and a potential Finding of No Significant Impact (FONSI);
- Ensure environmental commitments are completed; and
- Manage the environmental review process and address/resolve any potential issues.

3.1.2 Cooperating Agencies

Cooperating agencies are those governmental agencies specifically requested by the lead agency to participate during the environmental evaluation process for the project. Cooperating agencies are federal agencies that have jurisdiction by law regarding aspects of the proposed project or special expertise pertaining to the project. KDOT, in coordination with FHWA, has determined that there will be no cooperating agencies for this project.

If new information reveals the need to request any agencies to serve as a cooperating agency, then KDOT in consultation with FHWA will issue that agency an invitation.

3.1.3 Participating Agencies

These are federal and non-federal governmental agencies that may have an interest in the project because of their jurisdictional authority, special expertise and/or statewide interest. All federal, state, regional and local government agencies that may have an interest in the project are being invited to serve as participating agencies. Non-governmental organizations and private entities cannot serve as participating agencies.

For the U.S. 69 EA, Federal, State, tribal, regional, and local government agencies that may have an interest in the project were invited to serve as participating agencies. Appendix C contains copies of the invitation letters to participating agencies which were included in the initial coordination package. Participating agencies are listed in section 3.2.4.

The roles and responsibilities of participating agencies include, but are not limited to:

- Participate in the scoping process;
- Participate in the NEPA process by providing input on the development of the purpose and need statement, and alternative screening process; and

- Identifying, as early as practicable, any issues of concern regarding the project’s potential environmental or socioeconomic impacts. Participating agencies also may participate in the issue resolution process.
- Reviewing and providing comment on the EA.

If, during the progress of the project, new information indicates that an agency not previously requested to be a participating agency does indeed have authority, jurisdiction, acknowledged expertise or information relevant to the project, then KDOT, in consultation with FHWA, will promptly extend an invitation to that agency to be a participating agency.

Accepting the designation as a participating agency does not indicate project support and does not provide an agency with increased oversight or approval authority beyond its statutory limits, if applicable. Cooperating agencies are, by definition, participating agencies, but not all participating agencies are cooperating agencies. The roles and responsibilities of cooperating and participating agencies are very similar, but cooperating agencies have a slightly higher degree of authority, responsibility, and involvement in the environmental review process.

Comment periods for the public or participating agencies will not exceed 30 days unless a different comment period is established by the study team, lead agency, and all participating agencies.

3.1.4 Agency List

Table 1 shows the Lead and Participating Agencies for the project.

Table 1: List of Lead and Participating Agencies

Agency	Role	Accepted Invitation*	Responsibility
Federal Highway Administration (FHWA)	Federal Lead Agency	Y	Manage environmental review process; prepare and approve EA; provide opportunities for public and agency involvement
Kansas Department of Transportation (KDOT)	State Lead Agency	Y	Manage environmental review process; prepare and approve EA; provide opportunities for public and agency involvement
U.S. Army Corp of Engineers (USACE)	Participating Agency	Y	Consultation

Agency	Role	Accepted Invitation*	Responsibility
U.S. Fish and Wildlife Service (USFWS)	Participating Agency	Y	Consultation
U.S. Environmental Protection Agency (EPA)	Participating Agency	Y	Consultation
U.S. Department of the Interior, Office of Environmental Policy and Compliance	Participating Agency		Consultation
U.S. Department of Agriculture (USDA)	Participating Agency		Consultation
Natural Resource Conservation Service (NRCS)	Participating Agency		Consultation
Federal Emergency Management Agency (FEMA)	Participating Agency		Consultation
U.S. Department of the Interior, National Park Service, Midwest Region	Participating Agency		Consultation
Advisory Council on Historic Preservation	Participating Agency		Consultation
U.S. Department of the Interior, Bureau of Indian Education	Participating Agency		Consultation
U.S. Department of the Interior, Bureau of Indian Affairs	Participating Agency		Consultation
U.S. Department of the Interior, Office of the Regional Solicitor	Participating Agency		Consultation
U.S. Geologic Survey	Participating Agency		Consultation
U.S. Department of Housing and Urban Development (HUD)	Participating Agency		Consultation
U.S. Department of Commerce, Denver Regional Office	Participating Agency		Consultation
U.S. Department of Energy, Office of NEPA Policy and Compliance	Participating Agency		Consultation
Kansas Department of Health and Environment	Participating Agency	Y	Consultation

Agency	Role	Accepted Invitation*	Responsibility
Kansas Department of Wildlife, Parks & Tourism	Participating Agency	Y	Consultation
Kansas State Historical Society	Participating Agency	Y	Consultation
Kansas Water Office	Participating Agency		Consultation
Kansas Biological Survey	Participating Agency		Consultation
Kansas Geological Survey	Participating Agency		Consultation
Kansas Forest Service	Participating Agency		Consultation
Kansas Department of Agriculture	Participating Agency		Consultation
Kansas Department of Commerce	Participating Agency		Consultation
Kansas Corporation Commission	Participating Agency		Consultation
City of Overland Park	Participating Agency	Y	Consultation
City of Overland Park Public Works	Participating Agency		Consultation
City of Overland Park Parks and Recreation Department	Participating Agency		Consultation
Johnson County	Participating Agency		Consultation
Johnson County Appraiser	Participating Agency		Consultation
Kansas Turnpike Authority	Participating Agency	Y	Consultation
Blue Valley School District	Participating Agency		Consultation
Mid-America Regional Council (MARC)	Participating Agency	Y	Consultation
Kansas Department of Wildlife, Parks & Tourism - Kansas Byways	Participating Agency		Consultation
Federal Aviation Administration	Participating Agency	Y	Consultation
Federal Railroad Administration	Participating Agency		Consultation
Federal Transit Administration (FTA), Region 7	Participating Agency		Consultation
Delaware Tribe of Indians	Participating Agency		Consultation

Agency	Role	Accepted Invitation*	Responsibility
Kaw Nation of Oklahoma	Participating Agency		Consultation
Osage Nation of Oklahoma	Participating Agency		Consultation
Absentee Shawnee Tribe of Oklahoma	Participating Agency		Consultation
Eastern Shawnee Tribe of Oklahoma	Participating Agency		Consultation
Prairie Band Potawatomi Nation	Participating Agency		Consultation
Wichita and Affiliated Tribes	Participating Agency		Consultation
Shawnee Tribe	Participating Agency		Consultation

* A blank in this column indicates no official response to the request has been received.

4.0 COORDINATION POINTS

Lead agencies (KDOT and FHWA) for the project must agree that the project may move forward at key points including the agency coordination plan, purpose and need, range of alternatives and proposed action (preferred alternative), preliminary Draft EA, and combined Final EA/FONSI.

Participating agencies may be asked to review deliverables and provide feedback at collaboration points. The study team will address comments received from participating agencies before finalizing documents for official approval.

The lead agency (KDOT) will ensure information is presented to participating agencies at key points throughout the project through coordination. An agreed upon amount of time will be provided for agencies to review and submit feedback; this will typically be 30 days from receipt of the materials. Key coordination points for this project and anticipated dates for coordination are shown in **Table 2. Appendix D** contains letters and responses for each coordination point during the project.

Table 2: Anticipated Key Milestone and Deliverable Dates for Agency Reviews and Comments

Task Name	Duration	Start	Finish
Project Initiation			
Kansas Register Notice of Intent Published	1 day	November 5, 2020	November 5, 2020
Agency Scoping Meeting	1 day	December 2, 2020	December 2, 2020
Review of Coordination Plan	30 days	December 2, 2020	January 2, 2021
Agency Concurrence: Coordination Plan	1 day	January 2, 2021	January 2, 2021
Purpose and Need			
Review of Purpose & Need	30 days	February 1, 2021	March 3, 2021
Agency Concurrence: Purpose & Need Statement	1 day	March 3, 2021	March 3, 2021
Alternatives			
Review of Alternatives and Selection of Proposed Action Memorandum	30 days	October 4, 2021	November 4, 2021
Agency Concurrence: Alternatives	1 day	November 4, 2021	November 4, 2021
Draft EA			
Draft EA - Agency & Public Review Period	30 days	December 2021	January 2022
Agency Concurrence: Draft EA	1 day	January 2022	January 2022
Final EA & FONSI			
Final EA & FONSI Review Period	30 days	January 2022	February 2022
Final EA & FONSI Approval	1 day	February 2022	February 2022

5.0 PUBLIC INVOLVEMENT AND STAKEHOLDER OUTREACH

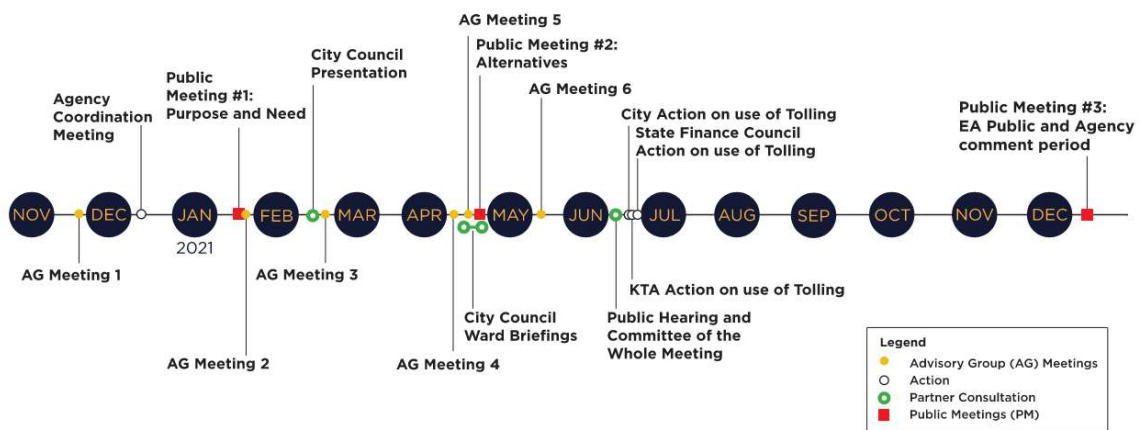
A comprehensive public involvement and stakeholder outreach program has been developed. A copy of the Stakeholder Engagement and Communications Plan showing key activities and points of contact with the public, stakeholders and project advisory group is included in **Appendix E**.

Figure 1 and 2 show the general schedule for public involvement and stakeholder outreach identified for this project.

Figure 1: Public Outreach Schedule

Date	Meeting
November 30, 2020	Advisory Group Meeting 1
December 2, 2020	Agency Coordination Meeting
January 20, 2021	Public Meeting #1: Purpose and Need
January 26, 2021	Advisory Group Meeting 2
February 15, 2021	City Council Presentation
February 23, 2021	Advisory Group Meeting 3
April 1, 2021	Advisory Group Meeting 4
April 13, 2021	Advisory Group Meeting 5
April 20, 2021	Public Meeting #2: Alternatives
April 12-28 2021	City Council Ward Briefings
May 4, 2021	Advisory Group Meeting 6
June 14, 2021	Public Hearing and Committee of the Whole Meeting
June 21, 2021	City Action on use of tolling
June 23, 2021	KTA Action on use of tolling
June 24, 2021	State Finance Council Action on use of tolling
December 2021	Anticipated Public Meeting #3: EA public and agency comment period
December 2021	Anticipated Publication of Notice of Availability for Final EA/NEPA Decision
February 2022	Anticipated Publication of Approval of NEPA Decision and Final EA

Figure 2: Public Outreach Timeline



6.0 PROJECT SCHEDULE

The EA portion of the project is expected to be completed and approved by Winter 2022. Figure 3 contains the schedule for the completion of the EA assuming that an issuance of a Final EA & FONSI is received for this project. If a decision is made that an Environmental Impact Statement (EIS) with a Record of Decision (ROD) is required at any point during the NEPA process, this schedule will need to be modified to meet the requirements of an EIS-level of documentation and coordination.

This schedule will be revised and updated as the project moves forward, and if additional information is discovered that requires schedule adjustments. Any updates to the project coordination plan and schedule will be provided to the participating agencies for the project.

Figure 3: Project Schedule

	2020 Q4	2021 Q1	2021 Q2	2021 Q3	2021 Q4	2022 Q1
PROJECT INITIATION						
Kansas Register Notice of Intent Published	▲					
Agency Scoping Meeting	▲					
Review of Coordination Plan	■					
Agency Concurrence: Coordination Plan		▲				
PURPOSE AND NEED						
Review of Purpose and Need		■				
Agency Concurrence: Purpose and Need Statement		▲				
ALTERNATIVES						
Review of Alternatives and Selection of Proposed Action Memorandum				■		
Agency Concurrence: Alternatives					▲	
DRAFT EA						
Draft EA - Agency & Public Review Period					■	
Agency Concurrence: Draft EA						▲
FINAL EA & FONSI						
Final EA & FONSI Review Period						■
Final EA & FONSI Approval						▲

7.0 REVISION HISTORY

The revision history log will be used to identify changes to the Coordination Plan.

Version	Date	Document Name	Revision description and why it was needed.
1	12/02/2020	Project Coordination Plan	Original review draft distributed to agencies.
2	10/4/2021	Project Coordination Plan	Updated document to reflect project schedule and updated milestones.
3	1/31/2022	Project Coordination Plan	Updated Coordination Tracking Table with dates for Draft EA review completion and Public Meeting #3.
4			
5			

8.0 COORDINATION TRACKING

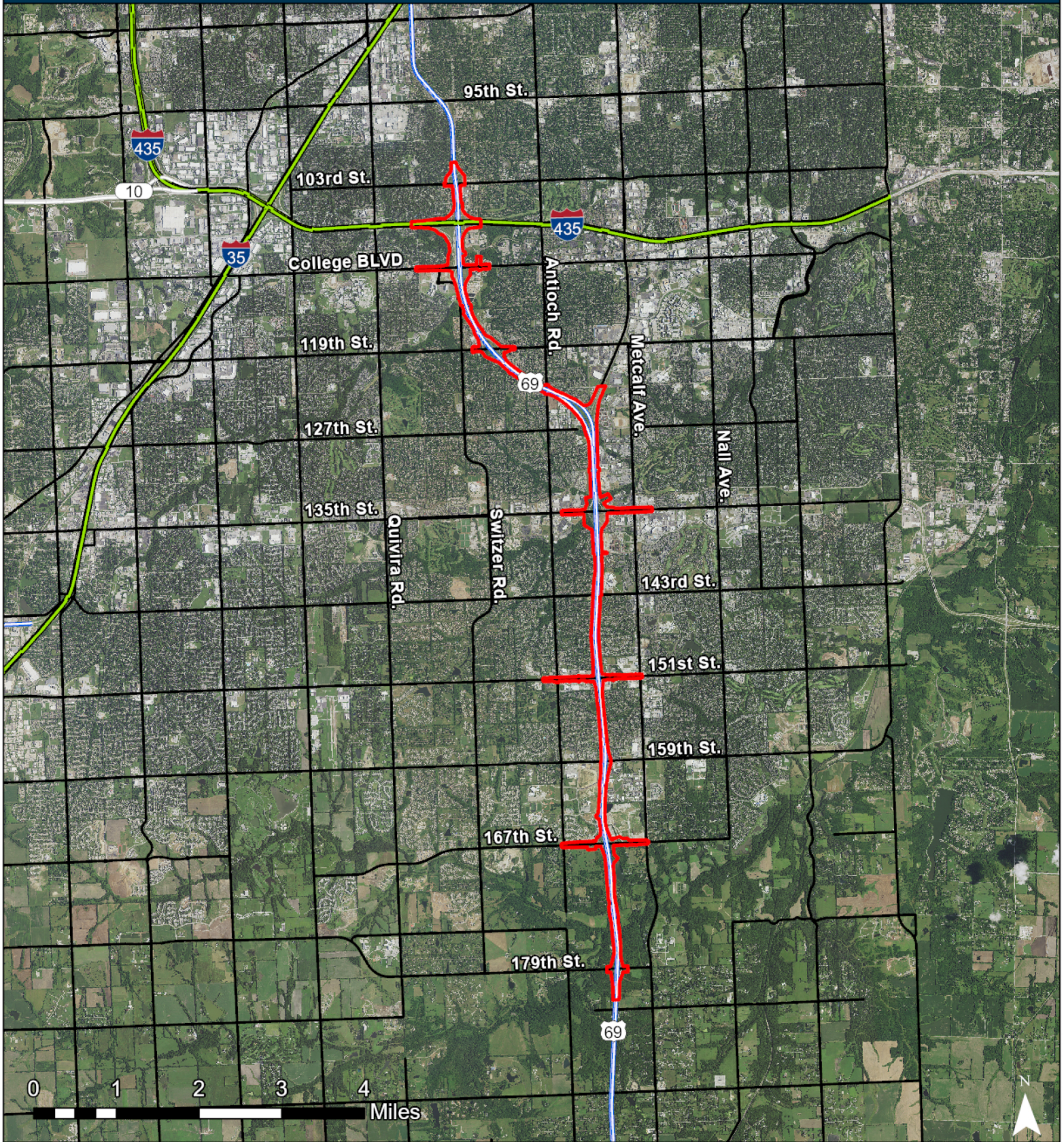
The following table will be used to track public and agency coordination milestones.

Coordination Milestone	Agency(ies) Responsible	Completion Date
Notice of Intent published in Kansas Register	KDOT	November 5, 2020
Invitation letter sent to participating agencies	KDOT	November 2, 2020
Advisory Group Meeting #1	FHWA KDOT Local Stakeholders	December 2, 2020
Agency Coordination Meeting	FHWA KDOT	December 2, 2020
Public Meeting #1	KDOT Public	January 20, 2021
Collaboration on Coordination Plan	FHWA KDOT Participating Agencies	February 12, 2021
Collaboration on Purpose and Need	FHWA KDOT Participating Agencies	March 3, 2021
Advisory Group Meeting #2	FHWA KDOT Local Stakeholders	January 26, 2021
Advisory Group Meeting #3	FHWA KDOT Local Stakeholders	February 23, 2021
Advisory Group Meeting #4	FHWA KDOT Local Stakeholders	April 1, 2021
Advisory Group Meeting #5	FHWA KDOT Local Stakeholders	April 13, 2021
Public Meeting #2	KDOT	April 20, 2021

	Public	
Collaboration of Alternatives	FHWA KDOT Participating Agencies	October 4, 2021
Advisory Group Meeting #6	FHWA KDOT Local Stakeholders	May 4, 2021
Review of Draft EA	FHWA KDOT Participating Agencies	January 27, 2022
Public Meeting #3	KDOT Public	December 8, 2021
Final EA & FONSI Review	FHWA KDOT Participating Agencies	
Issue Final EA & FONSI	FHWA KDOT	

Appendix A – Project Study Area Map

U.S. 69 Project Study Area



Legend

 Study Area

U.S. 69 Modernization and Expansion Project
Environmental Assessment
KDOT# 69-46 KA-5700-02

69 EXPRESS 


Kansas
Department of Transportation

Appendix B - Notice of Intent

Name and Address of Applicant	Receiving Stream	Type of Discharge
Towanda, City of PO Box 160 Towanda, KS 67144	Whitewater River via Unnamed Tributary	Treated Domestic Wastewater

Kansas Permit No. M-WA14-0002
Federal Permit No. KS0098761

Legal Description: NW¼, SW¼, SW¼, S16, T26S, R4E, Butler County, Kansas

The proposed permit is to reissue an existing State/NPDES permit for an existing facility. This facility is a three-cell wastewater stabilization lagoon system. The proposed permit contains limits for biochemical oxygen demand, total suspended solids, pH, and E. coli, as well as monitoring for ammonia, sulfates, total phosphorus, and total arsenic.

Name and Address of Applicant	Receiving Stream	Type of Discharge
Western Plains Energy, LLC 3022 CR 18 Oakley, KS 67748	Saline River via South Fork Saline River via Unnamed Tributary	Process Wastewater

Kansas Permit No. I-SA24-PO01
Federal Permit No. KS0093076

Legal Description: NW¼, S2, T11S, R31W, Gove County, Kansas

Facility Name: Western Plains Energy, LLC – Ethanol Plant

The proposed permit is to reissue an existing State/NPDES permit for an existing facility. This facility uses grain (primarily corn and milo) to manufacture ethanol via natural fermentation. The resulting products include 190 and 200 proof ethanol, animal feed, and CO₂. A portion of the effluent is sent to an onsite decorative pond and plant site irrigation. Domestic wastewater is connected to a septic tank lateral field system. The proposed permit contains limits for total residual chlorine and pH, as well as monitoring for flow, sulfate, total recoverable metals, arsenic, fluoride, total recoverable selenium, and biological oxygen demand.

Persons wishing to comment on the draft documents and/or permit applications must submit their comments in writing to the Kansas Department of Health and Environment if they wish to have the comments considered in the decision-making process. Comments should be submitted to the attention of the Livestock Waste Management Section for agricultural related draft documents or applications, or to the Technical Services Section for all other permits, at the Kansas Department of Health and Environment, Division of Environment, Bureau of Water, 1000 SW Jackson St., Suite 420, Topeka, KS 66612-1367.

All comments regarding the draft documents or application notices received on or before December 5, 2020, will be considered in the formulation of the final determinations regarding this public notice. Please refer to the appropriate Kansas document number (KS-AG-20-236/245, KS-Q-20-182/193) and name of the applicant/permittee when preparing comments.

After review of any comments received during the public notice period, the Secretary of Health and Environment will issue a determination regarding final agency action on each draft document/application. If response to any draft document/application indicates significant public interest, a public hearing may be held in conformance with K.A.R. 28-16-61 (28-46-21 for UIC).

All draft documents/applications and the supporting information including any comments received are on file and may be inspected at the offices of the Kansas Department of Health and Environment, Bureau of Water, 1000 SW Jackson St., Suite 420, Topeka, Kansas. These documents are available upon request at the copying cost assessed by KDHE. Application information and components of plans and specifications for all new and expanding swine facilities are available at <http://www.kdheks.gov/feedlots>. Division of Environment offices are open from 8:00 a.m. to 5:00 p.m., Monday through Friday, excluding holidays.

Lee A. Norman, M.D.
Secretary

Doc. No. 048581

State of Kansas

Department of Transportation

Notice of Intent to Conduct Environmental Assessment

Public notice is hereby given that the Kansas Department of Transportation (KDOT), in cooperation with the Federal Highway Administration (FHWA), will prepare an Environmental Assessment (EA) for a proposal to modernize and expand the U.S. 69 Corridor located in Johnson County, Kansas. The City of Overland Park and the Kansas Turnpike Authority are serving as partners on the study.

The overall environmental study limits begin just south of W. 179th Street and extend to just north of 103rd Street. The overall length is approximately ten miles. Major roads at interchanges are included within the environmental study area, including W. 103rd Street, College Boulevard, W. 119th Street, Blue Valley Parkway, W. 135th Street, W. 151st Street, W. 167th Street, and W. 179th Street. Additionally, I-435 at the interchange with U.S. 69 is included.

Within the EA, FHWA and KDOT will evaluate a “No Action” alternative as well as modernization and expansion alternatives, including a toll alternative as the proposed action. The toll alternative will evaluate the potential benefits of express toll lanes for north and southbound traffic to improve safety and improve congestion in the corridor. Roadway and interchange configurations will be evaluated throughout the corridor.

The FHWA and KDOT plan to prepare an EA for the project. The EA will analyze the potential social, economic, and environmental impacts resulting from the proposed project. The following issues will be specifically analyzed as part of the EA: impacts to the aquatic ecosystem; impacts to cultural resources; impacts to threatened and endangered species; impacts to floodplains; impacts to transportation; impacts to parks/recreation; environmental justice; and socioeconomics. This includes direct, indirect, and cumulative impacts. Other federal approvals or permits that may be required; a Section 404 Permit from the U.S. Army Corps of Engineers (USACE), a floodplain development permit from the City of Overland Park as well as water resource, and floodplain permits from the Kansas Division of Water Resources.

A scoping and coordination process will be initiated that involves appropriate federal, state, and local agencies, as well as stakeholders and the public. This will continue throughout the study to engage the local and regional community to obtain public input and to keep the public informed. Coordination meetings will be held as needed with affected/concerned local, state, tribal, and federal governmental entities. Public meetings will be held to gather input and share findings on the EA. The EA will be made available for public and agency review and comment prior to the final public meeting.

To ensure that the full range of issues related to the proposed action are addressed and all significant issues defined, comments and suggestions are invited from all interested parties. Comments or questions concerning the proposed action and the EA should be directed to KDOT at the addresses provided below.

For Further Information Contact

Kansas Department of Transportation:
 Tom Rhoads, P.E., Alternative Delivery Manager
 11th Floor, Eisenhower State Office Building
 700 SW Harrison St., Topeka, KS 66603-3745
 785-296-0322
 thomas.rhoads@ks.gov

Julie Lorenz
 Secretary

Doc. No. 048588

State of Kansas

Department of Transportation

Notice to Consulting Firms

The Kansas Department of Transportation (KDOT) is seeking qualified consulting engineering firm(s) for the project listed below. Interested consulting firms must: (a) be prequalified by KDOT or (b) otherwise demonstrate qualification in the following category: 212 Highway Design – Minor Facility. Consultants may create a team to meet the prequalification requirements. A PDF must be emailed to David Lutgen, P.E., Contracts Engineer at kdot.designcontracts@ks.gov. Responses are to be limited to eight pages. The subject line of the reply email and the file name must read “KA-6015-01 RFP – Firm Name.” RFPs must be received by 12:00 p.m. November 13, 2020 for the consulting firm to be considered.

If a firm is not currently prequalified by KDOT, a response may still be submitted. Firms not prequalified must also provide documentation that demonstrates the firm is qualified for each specified category listed in this notice for the project. Firms may use the KDOT prequalification form to provide this documentation. KDOT 1050 Prequalification category definitions (Blue Book) can be found at <http://www.ksdot.org/descons.asp>. All firms doing business with KDOT must be registered and in good standing under the laws of the State of Kansas at the time of contracting and must comply with applicable state and federal laws, rules, and regulations.

Scope of Services to be Performed

Project – Reconstruct and widen shoulders along US-56 in Douglas County from the US-59/US-56 Junction east to

Baldwin City (E 1600 Road), including replacement of a Culvert (515) (Middle Fork Taury Creek Drainage)

Phase I – Prepare Plans to Materials: Including kick-off and coordination meetings with KDOT, field review, and engineer’s estimate. Anticipated completion by Fall 2021.

Phase II – Prepare Plans to Field Check. Anticipated completion by Summer 2022.

Phase III – Prepare Final Plans: Incorporate KDOT design comments, finalize plans sheets and cost estimates. Anticipated completion by Fall 2024.

Anticipated Letting – Early 2025

Anticipated Schedule for Subsequent Events

Request for Proposals (RFPs) are due by 12:00 p.m. (CST) November 13, 2020. Evaluation and ranking of technical proposals to occur on or about November 18, 2020 after which time all firms that submitted will be notified of their ranking. Negotiations with the most highly ranked firm to commence on or about December 4, 2020. Agreement in place and in effect December 22, 2020. RFPs are to be delivered via email to kdot.designcontracts@ks.gov.

Instructions for Proposal

1. No costs shall be contained in the RFP.
2. The RFP must not exceed eight (8) pages total to address the pertinent topics.
3. Please use the following naming convention for submittal... KA-6015-01 RFP – Firm Name.
4. RFPs submitted shall consist of the proposal and
 - a. a completed and signed Special Attachment No. 7 (“Certificate of Final Indirect Costs”), and
 - b. a completed and signed Special Attachment No. 8 (“Tax Clearance Certificate”), and
 - c. a completed and signed Special Attachment No. 10 (“Policy Regarding Sexual Harassment”).
5. Subconsultants will need to complete these attachments as well.
6. All these forms are attached to the original email announcement.
7. RFPs shall describe any processes or procedures, including best practices, that will be used to perform tasks and to produce deliverables described above under “Scope of Services to be Performed.”
8. Also, include items such as:
 - a. Project manager/engineer in charge
 - b. History of projects with similar tasks
 - c. Availability of staff to meet schedule without overtime
 - d. Familiarity with KDOT standards and content
 - e. Any subconsultant and their role (if any) that will be performing services on the project.

Evaluation Factors

RFPs will be evaluated based on the factors listed below, evenly weighted, to rank the most qualified firm in order of preference as first, second, third, etc.

1. the quality and completeness of the response
2. qualifications and experience of consultant design personnel/manager proposed for services
3. proposed project approach

(continued)

Appendix C – Initial Coordination

Dwight D. Eisenhower State Office Building
700 S.W. Harrison Street
Topeka, KS 66603-3745
Julie L. Lorenz, Secretary



Phone: 785-296-3901
Fax: 785-296-4302
kdot#publicinfo@ks.gov
<http://www.ksdot.org>
Laura Kelly, Governor

November 3, 2020

Monica Brede
Kansas Department of Commerce, Business and Community Development
1000 SW Jackson, Suite 100
Topeka, KS 66612

Environmental Assessment for U.S. 69 Corridor, Johnson County, Kansas

Dear Monica Brede,

To comply with the National Environmental Policy Act (NEPA), the Federal Highway Administration (FHWA), in cooperation with the Kansas Department of Transportation, (KDOT) is initiating an Environmental Assessment (EA) for planned improvements to U.S. 69 between just south of W. 179th Street to just north of 103rd Street in Johnson County, KS. The overall length of the corridor is approximately 10 miles. (see enclosed Project Study Area Map).

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Sincerely,

Thomas Rhoads, P.E.
Alternative Delivery Manager

Dwight D. Eisenhower State Office Building
700 S.W. Harrison Street
Topeka, KS 66603-3745
Julie L. Lorenz, Secretary



Phone: 785-296-3901
Fax: 785-296-4302
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<http://www.ksdot.org>
Laura Kelly, Governor

November 3, 2020

Absentee Shawnee Tribe of Oklahoma
2025 S Gordon Cooper Dr.
Shawnee, KS 74801

Environmental Assessment for U.S. 69 Corridor, Johnson County, Kansas

Dear Sir or Madam,

To comply with the National Environmental Policy Act (NEPA), the Federal Highway Administration (FHWA), in cooperation with the Kansas Department of Transportation, (KDOT) is initiating an Environmental Assessment (EA) for planned improvements to U.S. 69 between just south of W. 179th Street to just north of 103rd Street in Johnson County, KS. The overall length of the corridor is approximately 10 miles. (see enclosed Project Study Area Map).

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Sincerely,

Thomas Rhoads, P.E.
Alternative Delivery Manager

Dwight D. Eisenhower State Office Building
700 S.W. Harrison Street
Topeka, KS 66603-3745
Julie L. Lorenz, Secretary



Phone: 785-296-3901
Fax: 785-296-4302
kdot#publicinfo@ks.gov
<http://www.ksdot.org>
Laura Kelly, Governor

November 3, 2020

Reid Nelson
Advisory Council on Historic Preservation
401 F Street NW, Ste. 308
Washington, D.C. 20001
Old Post Office Building

Environmental Assessment for U.S. 69 Corridor, Johnson County, Kansas

Dear Reid Nelson,

To comply with the National Environmental Policy Act (NEPA), the Federal Highway Administration (FHWA), in cooperation with the Kansas Department of Transportation, (KDOT) is initiating an Environmental Assessment (EA) for planned improvements to U.S. 69 between just south of W. 179th Street to just north of 103rd Street in Johnson County, KS. The overall length of the corridor is approximately 10 miles. (see enclosed Project Study Area Map).

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Sincerely,

Thomas Rhoads, P.E.
Alternative Delivery Manager

Dwight D. Eisenhower State Office Building
700 S.W. Harrison Street
Topeka, KS 66603-3745
Julie L. Lorenz, Secretary



Phone: 785-296-3901
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<http://www.ksdot.org>
Laura Kelly, Governor

November 3, 2020

Blue Valley School District
PO Box 23901
Overland Park, KS 66283

Environmental Assessment for U.S. 69 Corridor, Johnson County, Kansas

Dear Sir or Madam,

To comply with the National Environmental Policy Act (NEPA), the Federal Highway Administration (FHWA), in cooperation with the Kansas Department of Transportation, (KDOT) is initiating an Environmental Assessment (EA) for planned improvements to U.S. 69 between just south of W. 179th Street to just north of 103rd Street in Johnson County, KS. The overall length of the corridor is approximately 10 miles. (see enclosed Project Study Area Map).

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Sincerely,

A handwritten signature in blue ink that reads "Tom Rhoads". The signature is written in a cursive style and is positioned above a faint, light blue rectangular stamp.

Thomas Rhoads, P.E.
Alternative Delivery Manager

Dwight D. Eisenhower State Office Building
700 S.W. Harrison Street
Topeka, KS 66603-3745
Julie L. Lorenz, Secretary



Phone: 785-296-3901
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<http://www.ksdot.org>
Laura Kelly, Governor

November 3, 2020

Mayor Carl Gerlach
City of Overland Park
8500 Santa Fe Drive
Overland Park, KS 66212

Environmental Assessment for U.S. 69 Corridor, Johnson County, Kansas

Dear Mayor Carl Gerlach,

To comply with the National Environmental Policy Act (NEPA), the Federal Highway Administration (FHWA), in cooperation with the Kansas Department of Transportation, (KDOT) is initiating an Environmental Assessment (EA) for planned improvements to U.S. 69 between just south of W. 179th Street to just north of 103rd Street in Johnson County, KS. The overall length of the corridor is approximately 10 miles. (see enclosed Project Study Area Map).

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Sincerely,

Thomas Rhoads, P.E.
Alternative Delivery Manager

Dwight D. Eisenhower State Office Building
700 S.W. Harrison Street
Topeka, KS 66603-3745
Julie L. Lorenz, Secretary



Phone: 785-296-3901
Fax: 785-296-4302
kdot#publicinfo@ks.gov
<http://www.ksdot.org>
Laura Kelly, Governor

November 3, 2020

Tony Hofmann
City of Overland Park
8500 Santa Fe Drive
Overland Park, KS 66212

Environmental Assessment for U.S. 69 Corridor, Johnson County, Kansas

Dear Tony Hofmann,

To comply with the National Environmental Policy Act (NEPA), the Federal Highway Administration (FHWA), in cooperation with the Kansas Department of Transportation, (KDOT) is initiating an Environmental Assessment (EA) for planned improvements to U.S. 69 between just south of W. 179th Street to just north of 103rd Street in Johnson County, KS. The overall length of the corridor is approximately 10 miles. (see enclosed Project Study Area Map).

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Sincerely,

Thomas Rhoads, P.E.
Alternative Delivery Manager

Dwight D. Eisenhower State Office Building
700 S.W. Harrison Street
Topeka, KS 66603-3745
Julie L. Lorenz, Secretary



Phone: 785-296-3901
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kdot#publicinfo@ks.gov
<http://www.ksdot.org>
Laura Kelly, Governor

November 3, 2020

Bryan Toben
City of Overland Park, Parks and Recreation
8500 Santa Fe Drive
Overland Park, KS 66212

Environmental Assessment for U.S. 69 Corridor, Johnson County, Kansas

Dear Bryan Toben,

To comply with the National Environmental Policy Act (NEPA), the Federal Highway Administration (FHWA), in cooperation with the Kansas Department of Transportation, (KDOT) is initiating an Environmental Assessment (EA) for planned improvements to U.S. 69 between just south of W. 179th Street to just north of 103rd Street in Johnson County, KS. The overall length of the corridor is approximately 10 miles. (see enclosed Project Study Area Map).

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Sincerely,

A handwritten signature in blue ink that reads "Tom Rhoads". The signature is written in a cursive, flowing style.

Thomas Rhoads, P.E.
Alternative Delivery Manager

Dwight D. Eisenhower State Office Building
700 S.W. Harrison Street
Topeka, KS 66603-3745
Julie L. Lorenz, Secretary



Phone: 785-296-3901
Fax: 785-296-4302
kdot#publicinfo@ks.gov
<http://www.ksdot.org>
Laura Kelly, Governor

November 3, 2020

Brice Obermeyer
Delaware Tribe of Indians
1200 Commercial Street
Emporia, KS 66801

Environmental Assessment for U.S. 69 Corridor, Johnson County, Kansas

Dear Brice Obermeyer,

To comply with the National Environmental Policy Act (NEPA), the Federal Highway Administration (FHWA), in cooperation with the Kansas Department of Transportation, (KDOT) is initiating an Environmental Assessment (EA) for planned improvements to U.S. 69 between just south of W. 179th Street to just north of 103rd Street in Johnson County, KS. The overall length of the corridor is approximately 10 miles. (see enclosed Project Study Area Map).

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Sincerely,

Thomas Rhoads, P.E.
Alternative Delivery Manager

Dwight D. Eisenhower State Office Building
700 S.W. Harrison Street
Topeka, KS 66603-3745
Julie L. Lorenz, Secretary



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<http://www.ksdot.org>
Laura Kelly, Governor

November 3, 2020

Cathy Lacy
Dept. of Commerce
6950 W. Jefferson Avenue, Suite 250
Lakewood, CO 80235

Environmental Assessment for U.S. 69 Corridor, Johnson County, Kansas

Dear Cathy Lacy,

To comply with the National Environmental Policy Act (NEPA), the Federal Highway Administration (FHWA), in cooperation with the Kansas Department of Transportation, (KDOT) is initiating an Environmental Assessment (EA) for planned improvements to U.S. 69 between just south of W. 179th Street to just north of 103rd Street in Johnson County, KS. The overall length of the corridor is approximately 10 miles. (see enclosed Project Study Area Map).

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Sincerely,

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Thomas Rhoads, P.E.
Alternative Delivery Manager

Dwight D. Eisenhower State Office Building
700 S.W. Harrison Street
Topeka, KS 66603-3745
Julie L. Lorenz, Secretary



Phone: 785-296-3901
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kdot#publicinfo@ks.gov
<http://www.ksdot.org>
Laura Kelly, Governor

November 3, 2020

Benjamin Bingham
Eastern Shawnee Tribe of Oklahoma
10170 S. 705 Rd.
Wyandotte, OK 74370

Environmental Assessment for U.S. 69 Corridor, Johnson County, Kansas

Dear Benjamin Bingham,

To comply with the National Environmental Policy Act (NEPA), the Federal Highway Administration (FHWA), in cooperation with the Kansas Department of Transportation, (KDOT) is initiating an Environmental Assessment (EA) for planned improvements to U.S. 69 between just south of W. 179th Street to just north of 103rd Street in Johnson County, KS. The overall length of the corridor is approximately 10 miles. (see enclosed Project Study Area Map).

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Sincerely,

Thomas Rhoads, P.E.
Alternative Delivery Manager

Dwight D. Eisenhower State Office Building
700 S.W. Harrison Street
Topeka, KS 66603-3745
Julie L. Lorenz, Secretary



Phone: 785-296-3901
Fax: 785-296-4302
kdot#publicinfo@ks.gov
<http://www.ksdot.org>
Laura Kelly, Governor

November 3, 2020

Paul Taylor
Federal Emergency Management Agency Attn: Michael Scott, Mitigation Division Director
11224 Holmes Road
Kansas City, MO 64114

Environmental Assessment for U.S. 69 Corridor, Johnson County, Kansas

Dear Paul Taylor,

To comply with the National Environmental Policy Act (NEPA), the Federal Highway Administration (FHWA), in cooperation with the Kansas Department of Transportation, (KDOT) is initiating an Environmental Assessment (EA) for planned improvements to U.S. 69 between just south of W. 179th Street to just north of 103rd Street in Johnson County, KS. The overall length of the corridor is approximately 10 miles. (see enclosed Project Study Area Map).

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Sincerely,

Thomas Rhoads, P.E.
Alternative Delivery Manager

Dwight D. Eisenhower State Office Building
700 S.W. Harrison Street
Topeka, KS 66603-3745
Julie L. Lorenz, Secretary



Phone: 785-296-3901
Fax: 785-296-4302
kdot#publicinfo@ks.gov
<http://www.ksdot.org>
Laura Kelly, Governor

November 3, 2020

Region 7 Office
Federal Transit Administration, Reigon 7
901 Locust St., Ste. 404
Kansas City, MO 64106

Environmental Assessment for U.S. 69 Corridor, Johnson County, Kansas

Dear Sir or Madam,

To comply with the National Environmental Policy Act (NEPA), the Federal Highway Administration (FHWA), in cooperation with the Kansas Department of Transportation, (KDOT) is initiating an Environmental Assessment (EA) for planned improvements to U.S. 69 between just south of W. 179th Street to just north of 103rd Street in Johnson County, KS. The overall length of the corridor is approximately 10 miles. (see enclosed Project Study Area Map).

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Sincerely,

Thomas Rhoads, P.E.
Alternative Delivery Manager

Dwight D. Eisenhower State Office Building
700 S.W. Harrison Street
Topeka, KS 66603-3745
Julie L. Lorenz, Secretary



Phone: 785-296-3901
Fax: 785-296-4302
kdot#publicinfo@ks.gov
<http://www.ksdot.org>
Laura Kelly, Governor

November 3, 2020

Mokhtee Ahmad
Federal Transit Administration, Reigon 7
901 Locust St., Ste. 404
Kansas City, MO 64106

Environmental Assessment for U.S. 69 Corridor, Johnson County, Kansas

Dear Mokhtee Ahmad,

To comply with the National Environmental Policy Act (NEPA), the Federal Highway Administration (FHWA), in cooperation with the Kansas Department of Transportation, (KDOT) is initiating an Environmental Assessment (EA) for planned improvements to U.S. 69 between just south of W. 179th Street to just north of 103rd Street in Johnson County, KS. The overall length of the corridor is approximately 10 miles. (see enclosed Project Study Area Map).

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Sincerely,

A handwritten signature in blue ink that reads "Tom Rhoads". The signature is written in a cursive style.

Thomas Rhoads, P.E.
Alternative Delivery Manager

Dwight D. Eisenhower State Office Building
700 S.W. Harrison Street
Topeka, KS 66603-3745
Julie L. Lorenz, Secretary



Phone: 785-296-3901
Fax: 785-296-4302
kdot#publicinfo@ks.gov
<http://www.ksdot.org>
Laura Kelly, Governor

November 3, 2020

FRA, Region 6 Railroad Safety Office
901 Locust, Room 464
Kansas City, MO 64106

Environmental Assessment for U.S. 69 Corridor, Johnson County, Kansas

Dear Sir or Madam,

To comply with the National Environmental Policy Act (NEPA), the Federal Highway Administration (FHWA), in cooperation with the Kansas Department of Transportation, (KDOT) is initiating an Environmental Assessment (EA) for planned improvements to U.S. 69 between just south of W. 179th Street to just north of 103rd Street in Johnson County, KS. The overall length of the corridor is approximately 10 miles. (see enclosed Project Study Area Map).

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Alternative Delivery Manager

Dwight D. Eisenhower State Office Building
700 S.W. Harrison Street
Topeka, KS 66603-3745
Julie L. Lorenz, Secretary



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<http://www.ksdot.org>
Laura Kelly, Governor

November 3, 2020

Jody Hanson
Johnson County
111 S. Cherry St.
Olathe, KS 66061

Environmental Assessment for U.S. 69 Corridor, Johnson County, Kansas

Dear Jody Hanson,

To comply with the National Environmental Policy Act (NEPA), the Federal Highway Administration (FHWA), in cooperation with the Kansas Department of Transportation, (KDOT) is initiating an Environmental Assessment (EA) for planned improvements to U.S. 69 between just south of W. 179th Street to just north of 103rd Street in Johnson County, KS. The overall length of the corridor is approximately 10 miles. (see enclosed Project Study Area Map).

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Alternative Delivery Manager

Dwight D. Eisenhower State Office Building
700 S.W. Harrison Street
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Julie L. Lorenz, Secretary



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Laura Kelly, Governor

November 3, 2020

Johnson County
11811 S Sunset Dr, Suite 2100
Olathe, KS 66061

Environmental Assessment for U.S. 69 Corridor, Johnson County, Kansas

Dear Sir or Madam,

To comply with the National Environmental Policy Act (NEPA), the Federal Highway Administration (FHWA), in cooperation with the Kansas Department of Transportation, (KDOT) is initiating an Environmental Assessment (EA) for planned improvements to U.S. 69 between just south of W. 179th Street to just north of 103rd Street in Johnson County, KS. The overall length of the corridor is approximately 10 miles. (see enclosed Project Study Area Map).

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Alternative Delivery Manager

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Laura Kelly, Governor

November 3, 2020

Jennifer Delisle
Kansas Biological Survey
Kansas Natural Heritage Inventory, Higuchi Hall, 2101 Constant Ave.
Lawrence, KS 66047

Environmental Assessment for U.S. 69 Corridor, Johnson County, Kansas

Dear Jennifer Delisle,

To comply with the National Environmental Policy Act (NEPA), the Federal Highway Administration (FHWA), in cooperation with the Kansas Department of Transportation, (KDOT) is initiating an Environmental Assessment (EA) for planned improvements to U.S. 69 between just south of W. 179th Street to just north of 103rd Street in Johnson County, KS. The overall length of the corridor is approximately 10 miles. (see enclosed Project Study Area Map).

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Alternative Delivery Manager

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Laura Kelly, Governor

November 3, 2020

Kansas City Federal Aviation Administration
901 Locust, Room 403
Kansas City, MO 64106

Environmental Assessment for U.S. 69 Corridor, Johnson County, Kansas

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Thomas Rhoads, P.E.
Alternative Delivery Manager

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Topeka, KS 66603-3745
Julie L. Lorenz, Secretary



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Laura Kelly, Governor

November 3, 2020

Jason Mohr
Kansas City Regional Office, Region VII U.S. Department of Housing & Urban Development
400 State Ave., Room 200
Kansas City, KS 0

Environmental Assessment for U.S. 69 Corridor, Johnson County, Kansas

Dear Jason Mohr,

To comply with the National Environmental Policy Act (NEPA), the Federal Highway Administration (FHWA), in cooperation with the Kansas Department of Transportation, (KDOT) is initiating an Environmental Assessment (EA) for planned improvements to U.S. 69 between just south of W. 179th Street to just north of 103rd Street in Johnson County, KS. The overall length of the corridor is approximately 10 miles. (see enclosed Project Study Area Map).

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Julie L. Lorenz, Secretary



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<http://www.ksdot.org>
Laura Kelly, Governor

November 3, 2020

Mike Hoeme
Kansas Corporation Commission
1500 SW Arrowhead Road
Topeka, KS 66604

Environmental Assessment for U.S. 69 Corridor, Johnson County, Kansas

Dear Mike Hoeme,

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Thomas Rhoads, P.E.
Alternative Delivery Manager

Dwight D. Eisenhower State Office Building
700 S.W. Harrison Street
Topeka, KS 66603-3745
Julie L. Lorenz, Secretary



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<http://www.ksdot.org>
Laura Kelly, Governor

November 3, 2020

Laura Moody
Kansas Department of Agriculture Divisions of Water Resources and Conservation
1320 Research Park Dr.
Manhattan, KS 66502

Environmental Assessment for U.S. 69 Corridor, Johnson County, Kansas

Dear Laura Moody,

To comply with the National Environmental Policy Act (NEPA), the Federal Highway Administration (FHWA), in cooperation with the Kansas Department of Transportation, (KDOT) is initiating an Environmental Assessment (EA) for planned improvements to U.S. 69 between just south of W. 179th Street to just north of 103rd Street in Johnson County, KS. The overall length of the corridor is approximately 10 miles. (see enclosed Project Study Area Map).

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Thomas Rhoads, P.E.
Alternative Delivery Manager

Dwight D. Eisenhower State Office Building
700 S.W. Harrison Street
Topeka, KS 66603-3745
Julie L. Lorenz, Secretary



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<http://www.ksdot.org>
Laura Kelly, Governor

November 3, 2020

Jesse Branham
Kansas Department of Health & Environment
1000 SW Jackson, Suite 410
Topeka, KS 66612

Environmental Assessment for U.S. 69 Corridor, Johnson County, Kansas

Dear Jesse Branham,

To comply with the National Environmental Policy Act (NEPA), the Federal Highway Administration (FHWA), in cooperation with the Kansas Department of Transportation, (KDOT) is initiating an Environmental Assessment (EA) for planned improvements to U.S. 69 between just south of W. 179th Street to just north of 103rd Street in Johnson County, KS. The overall length of the corridor is approximately 10 miles. (see enclosed Project Study Area Map).

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Thomas Rhoads, P.E.
Alternative Delivery Manager

November 3, 2020

Chris Berens
Kansas Department of Wildlife, Parks & Tourism
512 Southeast 25th Avenue
Pratt, KS 67124

Environmental Assessment for U.S. 69 Corridor, Johnson County, Kansas

Dear Chris Berens,

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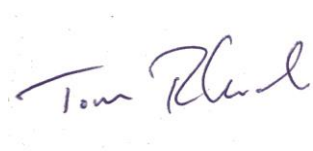
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Thomas Rhoads, P.E.
Alternative Delivery Manager

Dwight D. Eisenhower State Office Building
700 S.W. Harrison Street
Topeka, KS 66603-3745
Julie L. Lorenz, Secretary



Phone: 785-296-3901
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kdot#publicinfo@ks.gov
<http://www.ksdot.org>
Laura Kelly, Governor

November 3, 2020

Kansas Department of Wildlife, Parks & Tourism - Kansas Byways, Operations Office
512 SE 25th Ave.
Pratt, KS 67124

Environmental Assessment for U.S. 69 Corridor, Johnson County, Kansas

Dear Sir or Madam,

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Alternative Delivery Manager

Dwight D. Eisenhower State Office Building
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Topeka, KS 66603-3745
Julie L. Lorenz, Secretary



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<http://www.ksdot.org>
Laura Kelly, Governor

November 3, 2020

Larry Biles
Kansas Forest Service
2610 Claflin Road
Manhattan, KS 66502

Environmental Assessment for U.S. 69 Corridor, Johnson County, Kansas

Dear Larry Biles,

To comply with the National Environmental Policy Act (NEPA), the Federal Highway Administration (FHWA), in cooperation with the Kansas Department of Transportation, (KDOT) is initiating an Environmental Assessment (EA) for planned improvements to U.S. 69 between just south of W. 179th Street to just north of 103rd Street in Johnson County, KS. The overall length of the corridor is approximately 10 miles. (see enclosed Project Study Area Map).

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Laura Kelly, Governor

November 3, 2020

Jon Smith
Kansas Geological Survey
1930 Constanty Avenue
Lawrence, KS 66047

Environmental Assessment for U.S. 69 Corridor, Johnson County, Kansas

Dear Jon Smith,

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Within the EA, FHWA and KDOT will evaluate a 'No Action' alternative as well as modernization and expansion alternatives, including a toll alternative as the proposed action. The toll alternative will evaluate the potential benefits of express toll lanes for north and southbound traffic to improve safety and improve congestion in the corridor. Roadway and interchange configurations will be evaluated throughout the corridor.

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Sincerely,

Thomas Rhoads, P.E.
Alternative Delivery Manager

Dwight D. Eisenhower State Office Building
700 S.W. Harrison Street
Topeka, KS 66603-3745
Julie L. Lorenz, Secretary



Phone: 785-296-3901
Fax: 785-296-4302
kdot#publicinfo@ks.gov
<http://www.ksdot.org>
Laura Kelly, Governor

November 3, 2020

Jennie Chinn
Kansas State Historical Society
6425 SW 6th Avenue
Topeka, KS 66615

Environmental Assessment for U.S. 69 Corridor, Johnson County, Kansas

Dear Jennie Chinn,

To comply with the National Environmental Policy Act (NEPA), the Federal Highway Administration (FHWA), in cooperation with the Kansas Department of Transportation, (KDOT) is initiating an Environmental Assessment (EA) for planned improvements to U.S. 69 between just south of W. 179th Street to just north of 103rd Street in Johnson County, KS. The overall length of the corridor is approximately 10 miles. (see enclosed Project Study Area Map).

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Sincerely,

A handwritten signature in blue ink that reads "Tom Rhoads". The signature is written in a cursive style and is positioned above the printed name of the sender.

Thomas Rhoads, P.E.
Alternative Delivery Manager

Dwight D. Eisenhower State Office Building
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Topeka, KS 66603-3745
Julie L. Lorenz, Secretary



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Laura Kelly, Governor

November 3, 2020

David Jacobson
Kansas Turnpike Authority
9401 E. Kellogg
Wichita, KS 67207

Environmental Assessment for U.S. 69 Corridor, Johnson County, Kansas

Dear David Jacobson,

To comply with the National Environmental Policy Act (NEPA), the Federal Highway Administration (FHWA), in cooperation with the Kansas Department of Transportation, (KDOT) is initiating an Environmental Assessment (EA) for planned improvements to U.S. 69 between just south of W. 179th Street to just north of 103rd Street in Johnson County, KS. The overall length of the corridor is approximately 10 miles. (see enclosed Project Study Area Map).

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Alternative Delivery Manager

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Laura Kelly, Governor

November 3, 2020

Earl Lewis
Kansas Water Office
900 SW Jackson Street, Ste. 404
Topeka, KS 66612

Environmental Assessment for U.S. 69 Corridor, Johnson County, Kansas

Dear Earl Lewis,

To comply with the National Environmental Policy Act (NEPA), the Federal Highway Administration (FHWA), in cooperation with the Kansas Department of Transportation, (KDOT) is initiating an Environmental Assessment (EA) for planned improvements to U.S. 69 between just south of W. 179th Street to just north of 103rd Street in Johnson County, KS. The overall length of the corridor is approximately 10 miles. (see enclosed Project Study Area Map).

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Thomas Rhoads, P.E.
Alternative Delivery Manager

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Laura Kelly, Governor

November 3, 2020

Jacque Secondine Hensley
Kaw Nation of Oklahoma
P.O. Box 50
Kaw City, OK 74641

Environmental Assessment for U.S. 69 Corridor, Johnson County, Kansas

Dear Jacque Secondine Hensley,

To comply with the National Environmental Policy Act (NEPA), the Federal Highway Administration (FHWA), in cooperation with the Kansas Department of Transportation, (KDOT) is initiating an Environmental Assessment (EA) for planned improvements to U.S. 69 between just south of W. 179th Street to just north of 103rd Street in Johnson County, KS. The overall length of the corridor is approximately 10 miles. (see enclosed Project Study Area Map).

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Sincerely,

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Thomas Rhoads, P.E.
Alternative Delivery Manager

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Laura Kelly, Governor

November 3, 2020

David Warm
MARC
600 Broadway
Kansas City, MO 64105

Environmental Assessment for U.S. 69 Corridor, Johnson County, Kansas

Dear David Warm,

To comply with the National Environmental Policy Act (NEPA), the Federal Highway Administration (FHWA), in cooperation with the Kansas Department of Transportation, (KDOT) is initiating an Environmental Assessment (EA) for planned improvements to U.S. 69 between just south of W. 179th Street to just north of 103rd Street in Johnson County, KS. The overall length of the corridor is approximately 10 miles. (see enclosed Project Study Area Map).

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Alternative Delivery Manager

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Laura Kelly, Governor

November 3, 2020

Scott Blackburn
National Park Service, Midwest Region
U.S. Department of the Interior
601 Riverfront Dr.
Omaha, NE 68102

Environmental Assessment for U.S. 69 Corridor, Johnson County, Kansas

Dear Scott Blackburn,

To comply with the National Environmental Policy Act (NEPA), the Federal Highway Administration (FHWA), in cooperation with the Kansas Department of Transportation, (KDOT) is initiating an Environmental Assessment (EA) for planned improvements to U.S. 69 between just south of W. 179th Street to just north of 103rd Street in Johnson County, KS. The overall length of the corridor is approximately 10 miles. (see enclosed Project Study Area Map).

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Alternative Delivery Manager

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Julie L. Lorenz, Secretary



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Laura Kelly, Governor

November 3, 2020

Karen Woodrich
Natural Resources Conservation Service
760 S. Broadway Boulevard
Salina, KS 67401

Environmental Assessment for U.S. 69 Corridor, Johnson County, Kansas

Dear Karen Woodrich,

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Thomas Rhoads, P.E.
Alternative Delivery Manager

Dwight D. Eisenhower State Office Building
700 S.W. Harrison Street
Topeka, KS 66603-3745
Julie L. Lorenz, Secretary



Phone: 785-296-3901
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<http://www.ksdot.org>
Laura Kelly, Governor

November 3, 2020

Brian Costner
Office of NEPA Policy and Compliance, U.S. Department of Energy
1000 Independence Ave., S.W.
Washington, DC 20585

Environmental Assessment for U.S. 69 Corridor, Johnson County, Kansas

Dear Brian Costner,

To comply with the National Environmental Policy Act (NEPA), the Federal Highway Administration (FHWA), in cooperation with the Kansas Department of Transportation, (KDOT) is initiating an Environmental Assessment (EA) for planned improvements to U.S. 69 between just south of W. 179th Street to just north of 103rd Street in Johnson County, KS. The overall length of the corridor is approximately 10 miles. (see enclosed Project Study Area Map).

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Thomas Rhoads, P.E.
Alternative Delivery Manager

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Topeka, KS 66603-3745
Julie L. Lorenz, Secretary



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Laura Kelly, Governor

November 3, 2020

Jackie Rodger
Osage Nation of Oklahoma
627 Grandview
Pawhuska, OK 74056

Environmental Assessment for U.S. 69 Corridor, Johnson County, Kansas

Dear Jackie Rodger,

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Alternative Delivery Manager

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Laura Kelly, Governor

November 3, 2020

Joseph "Zeke" Rupnick
Prairie Band Potawatomi Nation
16281 Q Road
Mayetta, KS 66509

Environmental Assessment for U.S. 69 Corridor, Johnson County, Kansas

Dear Joseph "Zeke" Rupnick,

To comply with the National Environmental Policy Act (NEPA), the Federal Highway Administration (FHWA), in cooperation with the Kansas Department of Transportation, (KDOT) is initiating an Environmental Assessment (EA) for planned improvements to U.S. 69 between just south of W. 179th Street to just north of 103rd Street in Johnson County, KS. The overall length of the corridor is approximately 10 miles. (see enclosed Project Study Area Map).

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Laura Kelly, Governor

November 3, 2020

Brian Donahue
U.S. Army Corps of Engineers (USACE)
601 E. 12th St.
Kansas City, MO 64106

Environmental Assessment for U.S. 69 Corridor, Johnson County, Kansas

Dear Brian Donahue,

To comply with the National Environmental Policy Act (NEPA), the Federal Highway Administration (FHWA), in cooperation with the Kansas Department of Transportation, (KDOT) is initiating an Environmental Assessment (EA) for planned improvements to U.S. 69 between just south of W. 179th Street to just north of 103rd Street in Johnson County, KS. The overall length of the corridor is approximately 10 miles. (see enclosed Project Study Area Map).

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Laura Kelly, Governor

November 3, 2020

Tony Dearmen
U.S. Department of the Interior
1849 C. Street, NW, MS-3609 - MIB
Washington, D.C. 20240

Environmental Assessment for U.S. 69 Corridor, Johnson County, Kansas

Dear Tony Dearmen,

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Thomas Rhoads, P.E.
Alternative Delivery Manager

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Laura Kelly, Governor

November 3, 2020

Frank Lupo
U.S. Department of the Interior
505 Marquette Ave., NW, Ste. 1800
Albuquerque, NM 87102

Environmental Assessment for U.S. 69 Corridor, Johnson County, Kansas

Dear Frank Lupo,

To comply with the National Environmental Policy Act (NEPA), the Federal Highway Administration (FHWA), in cooperation with the Kansas Department of Transportation, (KDOT) is initiating an Environmental Assessment (EA) for planned improvements to U.S. 69 between just south of W. 179th Street to just north of 103rd Street in Johnson County, KS. The overall length of the corridor is approximately 10 miles. (see enclosed Project Study Area Map).

Within the EA, FHWA and KDOT will evaluate a 'No Action' alternative as well as modernization and expansion alternatives, including a toll alternative as the proposed action. The toll alternative will evaluate the potential benefits of express toll lanes for north and southbound traffic to improve safety and improve congestion in the corridor. Roadway and interchange configurations will be evaluated throughout the corridor.

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An interagency coordination meeting will also be held on December 2, 2020 with interested federal and state agencies. The meeting will be held virtually at 2:30 PM and your agency is invited to attend the meeting. Invitations and meeting logistics will be sent in advance of the meeting to agencies who confirm participation.

The enclosed project study area map and project description should help you understand the nature of the project and help you determine the location of the proposed improvements. To remain on schedule, it is requested that your response to our invitation be sent to our office within 30 days of receipt of this letter. If you have any questions about the project please contact me at (785) 296-0322 or thomas.rhoads@ks.gov.

Sincerely,

A handwritten signature in blue ink that reads "Tom Rhoads". The signature is written in a cursive, flowing style.

Thomas Rhoads, P.E.
Alternative Delivery Manager

Dwight D. Eisenhower State Office Building
700 S.W. Harrison Street
Topeka, KS 66603-3745
Julie L. Lorenz, Secretary



Phone: 785-296-3901
Fax: 785-296-4302
kdot#publicinfo@ks.gov
<http://www.ksdot.org>
Laura Kelly, Governor

November 3, 2020

Michaela Noble
U.S. Department of the Interior
1849 C Street NW, MS 5538
Washington, D.C. 20240

Environmental Assessment for U.S. 69 Corridor, Johnson County, Kansas

Dear Michaela Noble,

To comply with the National Environmental Policy Act (NEPA), the Federal Highway Administration (FHWA), in cooperation with the Kansas Department of Transportation, (KDOT) is initiating an Environmental Assessment (EA) for planned improvements to U.S. 69 between just south of W. 179th Street to just north of 103rd Street in Johnson County, KS. The overall length of the corridor is approximately 10 miles. (see enclosed Project Study Area Map).

Within the EA, FHWA and KDOT will evaluate a 'No Action' alternative as well as modernization and expansion alternatives, including a toll alternative as the proposed action. The toll alternative will evaluate the potential benefits of express toll lanes for north and southbound traffic to improve safety and improve congestion in the corridor. Roadway and interchange configurations will be evaluated throughout the corridor.

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Sincerely,

A handwritten signature in blue ink that reads "Tom Rhoads". The signature is written in a cursive, flowing style.

Thomas Rhoads, P.E.
Alternative Delivery Manager

Dwight D. Eisenhower State Office Building
700 S.W. Harrison Street
Topeka, KS 66603-3745
Julie L. Lorenz, Secretary



Phone: 785-296-3901
Fax: 785-296-4302
kdot#publicinfo@ks.gov
<http://www.ksdot.org>
Laura Kelly, Governor

November 3, 2020

Bryan Rice
U.S. Department of the Interior
1849 C. Street, NW, MS-4606-MIB
Washington, D.C. 20240

Environmental Assessment for U.S. 69 Corridor, Johnson County, Kansas

Dear Bryan Rice,

To comply with the National Environmental Policy Act (NEPA), the Federal Highway Administration (FHWA), in cooperation with the Kansas Department of Transportation, (KDOT) is initiating an Environmental Assessment (EA) for planned improvements to U.S. 69 between just south of W. 179th Street to just north of 103rd Street in Johnson County, KS. The overall length of the corridor is approximately 10 miles. (see enclosed Project Study Area Map).

Within the EA, FHWA and KDOT will evaluate a 'No Action' alternative as well as modernization and expansion alternatives, including a toll alternative as the proposed action. The toll alternative will evaluate the potential benefits of express toll lanes for north and southbound traffic to improve safety and improve congestion in the corridor. Roadway and interchange configurations will be evaluated throughout the corridor.

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Sincerely,

A handwritten signature in blue ink that reads "Tom Rhoads". The signature is written in a cursive style.

Thomas Rhoads, P.E.
Alternative Delivery Manager

Dwight D. Eisenhower State Office Building
700 S.W. Harrison Street
Topeka, KS 66603-3745
Julie L. Lorenz, Secretary



Phone: 785-296-3901
Fax: 785-296-4302
kdot#publicinfo@ks.gov
<http://www.ksdot.org>
Laura Kelly, Governor

November 3, 2020

Amber Tilley
U.S. Environmental Protection Agency (EPA), Region 7
300 Minnesota Ave.
Kansas City, KS 66101

Environmental Assessment for U.S. 69 Corridor, Johnson County, Kansas

Dear Amber Tilley,

To comply with the National Environmental Policy Act (NEPA), the Federal Highway Administration (FHWA), in cooperation with the Kansas Department of Transportation, (KDOT) is initiating an Environmental Assessment (EA) for planned improvements to U.S. 69 between just south of W. 179th Street to just north of 103rd Street in Johnson County, KS. The overall length of the corridor is approximately 10 miles. (see enclosed Project Study Area Map).

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Sincerely,

A handwritten signature in blue ink that reads "Tom Rhoads". The signature is written in a cursive style.

Thomas Rhoads, P.E.
Alternative Delivery Manager

Dwight D. Eisenhower State Office Building
700 S.W. Harrison Street
Topeka, KS 66603-3745
Julie L. Lorenz, Secretary



Phone: 785-296-3901
Fax: 785-296-4302
kdot#publicinfo@ks.gov
<http://www.ksdot.org>
Laura Kelly, Governor

November 3, 2020

Jason Luginbill
U.S. Fish and Wildlife Service
2609 Anderson Ave.
Manhattan, KS 66502

Environmental Assessment for U.S. 69 Corridor, Johnson County, Kansas

Dear Jason Luginbill,

To comply with the National Environmental Policy Act (NEPA), the Federal Highway Administration (FHWA), in cooperation with the Kansas Department of Transportation, (KDOT) is initiating an Environmental Assessment (EA) for planned improvements to U.S. 69 between just south of W. 179th Street to just north of 103rd Street in Johnson County, KS. The overall length of the corridor is approximately 10 miles. (see enclosed Project Study Area Map).

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Sincerely,

A handwritten signature in blue ink that reads "Tom Rhoads". The signature is written in a cursive style.

Thomas Rhoads, P.E.
Alternative Delivery Manager

Dwight D. Eisenhower State Office Building
700 S.W. Harrison Street
Topeka, KS 66603-3745
Julie L. Lorenz, Secretary



Phone: 785-296-3901
Fax: 785-296-4302
kdot#publicinfo@ks.gov
<http://www.ksdot.org>
Laura Kelly, Governor

November 3, 2020

Scott Morlock
U.S. Geological Survey
5957 Lakeside Boulevard
Indianapolis, IN 46278

Environmental Assessment for U.S. 69 Corridor, Johnson County, Kansas

Dear Scott Morlock,

To comply with the National Environmental Policy Act (NEPA), the Federal Highway Administration (FHWA), in cooperation with the Kansas Department of Transportation, (KDOT) is initiating an Environmental Assessment (EA) for planned improvements to U.S. 69 between just south of W. 179th Street to just north of 103rd Street in Johnson County, KS. The overall length of the corridor is approximately 10 miles. (see enclosed Project Study Area Map).

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Sincerely,

Thomas Rhoads, P.E.
Alternative Delivery Manager

November 3, 2020

Vicki Christiansen
USDA, Forest Service
201 14th St. SW
Washington, D.C. 20227

Environmental Assessment for U.S. 69 Corridor, Johnson County, Kansas

Dear Vicki Christiansen,

To comply with the National Environmental Policy Act (NEPA), the Federal Highway Administration (FHWA), in cooperation with the Kansas Department of Transportation, (KDOT) is initiating an Environmental Assessment (EA) for planned improvements to U.S. 69 between just south of W. 179th Street to just north of 103rd Street in Johnson County, KS. The overall length of the corridor is approximately 10 miles. (see enclosed Project Study Area Map).

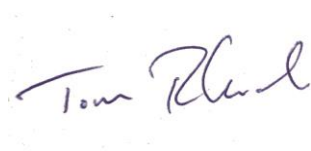
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Sincerely,



Thomas Rhoads, P.E.
Alternative Delivery Manager

Dwight D. Eisenhower State Office Building
700 S.W. Harrison Street
Topeka, KS 66603-3745
Julie L. Lorenz, Secretary



Phone: 785-296-3901
Fax: 785-296-4302
kdot#publicinfo@ks.gov
<http://www.ksdot.org>
Laura Kelly, Governor

November 3, 2020

Wichita and Affiliated Tribes
PO Box 729
Anadarko, OK 73005

Environmental Assessment for U.S. 69 Corridor, Johnson County, Kansas

Dear Sir or Madam,

To comply with the National Environmental Policy Act (NEPA), the Federal Highway Administration (FHWA), in cooperation with the Kansas Department of Transportation, (KDOT) is initiating an Environmental Assessment (EA) for planned improvements to U.S. 69 between just south of W. 179th Street to just north of 103rd Street in Johnson County, KS. The overall length of the corridor is approximately 10 miles. (see enclosed Project Study Area Map).

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Sincerely,

A handwritten signature in blue ink that reads "Tom Rhoads". The signature is written in a cursive style and is positioned above a faint, light blue rectangular stamp.

Thomas Rhoads, P.E.
Alternative Delivery Manager

1320 Research Park Drive
Manhattan, KS 66502
785-564-6700
www. agriculture.ks.gov



900 SW Jackson, Room 456
Topeka, KS 66612
785-296-3556

Mike Beam, Secretary

Laura Kelly, Governor

THOMAS RHOADS PE
KANSAS DEPARTMENT OF TRANSPORTATION
700 SW HARRISON ST
TOPEKA, KS 66603-3745
Email: Thomas.rhoads@ks.gov

November 16, 2020

RE: Planned Improvements Along US 69 In Johnson County, KS

Mr. Rhoads:

This correspondence will acknowledge receipt of the environmental review request regarding the proposed improvements to U.S 69 in Johnson County, KS. The request was received in our office on November 5, 2020.

Please note that the Kansas Department of Agriculture Division of Water Resources will not attend the virtual meeting scheduled for December 2, 2020.

As stated in the anticipated impacts of the assessment, water resource and floodplain permits from the Division of Water Resources could be required depending on the final design. Please plan to contact DWR in the future for discussion of any permitting that may be required.

The Kansas Department of Agriculture Division of Conservation has no comment on the proposed improvements.

Thank you for the opportunity to review this project.

Sincerely,

A handwritten signature in blue ink that reads "Laura L Moody". The signature is written in a cursive, flowing style.

Laura L Moody
Environmental Reviews
Kansas Department of Agriculture
Division of Water Resources
(785) 564-6674
KDA.EnvironmentalReview@ks.gov
<http://agriculture.ks.gov/dwr>

KSR&C No. 20-11-038
November 17, 2020

Thomas Rhoads
Kansas Department of Transportation

Via Email

RE: Environmental Assessment
U.S. Highway 69 Corridor
Johnson County

Dear Mr. Rhoads:

In accordance with 36 CFR 800, the Kansas State Historic Preservation Office has reviewed your letter dated November 3, 2020 describing several alternatives for expansion and modernization of the U.S. Highway 69 corridor between just south of West 179th Street to just north of 103rd Street in Johnson County. We have no role in the NEPA process, but we have (through Section 106 consultation) been involved with several KDOT projects along the U.S. Highway 69 Corridor. In recent years, most have taken place in portions of the corridor south of Johnson County. With this project, we will await further information as part of Section 106 consultation.

We look forward to working with you on this project and will await further correspondence as it progresses. If you have questions or need additional information regarding these comments, please contact Tim Weston at 785-272-8681 (ext. 214) or Lauren Jones at 785-272-8681 (ext. 225).

Sincerely,

Jennie Chinn, Executive Director and
State Historic Preservation Officer



Patrick Zollner
Deputy SHPO



DEPARTMENT OF THE ARMY
U.S. ARMY CORPS OF ENGINEERS, KANSAS CITY DISTRICT
635 FEDERAL BUILDING
601 E. 12TH STREET
KANSAS CITY, MISSOURI 64106-2824

November 24, 2020

Regulatory Branch
(NWK-2020-948)

Mr. Thomas Rhoads, P.E.
Kansas Department of Transportation
700 S.W. Harrison Street
Topeka, Kansas 66603

Dear Mr. Rhoades:

This letter is in response to your letter of advisement for an Environmental Assessment process initiated for planned work along an approximate 10 mile length of U.S. 69 Highway in Johnson County, Kansas. It was received for on November 5, 2020. The proposed project involves improvements to the highway between 103rd and 179th Streets, that will involve the placement of fill materials within waters of the U.S. along the route.

Your project has been assigned permit file number NWK-2020-948. All activities requiring a permit are given a thorough public interest review, which includes a detailed evaluation of the potential effects on the environment. The Corps of Engineers has jurisdiction over all waters of the United States. Discharges of dredged or fill material in waters of the United States, including wetlands, require prior authorization from the Corps under Section 404 of the Clean Water Act (33 USC 1344). The implementing regulation for this Act is found at 33 C.F.R. 320-332.

We are interested in your thoughts and opinions concerning your experience with the Kansas City District, Corps of Engineers Regulatory Program. Please feel free to complete an electronic version of our Customer Service Survey form on our website at: http://corpsmapu.usace.army.mil/cm_apex/f?p=regulatory_survey. You may also call and request a paper copy of the survey which you may complete and return to us by mail.

If you have any questions concerning this matter, please feel free to write or contact me at 816-389-3703 or by email at brian.t.donahue@usace.army.mil. Please reference Permit file number NWK-2020-948 in all comments and/or inquiries relating to this project. This letter is only being provided to you electronically at: Thomas.rhoads@ks.gov

Sincerely,

Brian Donahue

Brian Donahue
Project Manager

From: [Thomas Rhoads \[KDOT\]](#)
To: [Gretchen Ivy](#)
Cc: [Brandon Yarbrough](#); [Cameron McGown](#); [Jason Sanders](#); [Ann Melton \[KDOT\]](#); [Steve Rockers \[KDOT\]](#)
Subject: FW: Comment: Environmental Assessment for U.S. 69 Corridor, Johnson County, Kansas
Date: Friday, November 20, 2020 11:17:14 AM
Attachments: [Johnson County, Kansas, EA for US 69 Corridor.pdf](#)

From: Tener, Scott (FAA) <scott.tener@faa.gov>
Sent: Friday, November 6, 2020 12:36 PM
To: Thomas Rhoads [KDOT] <Thomas.Rhoads@ks.gov>
Subject: Comment: Environmental Assessment for U.S. 69 Corridor, Johnson County, Kansas

EXTERNAL: This email originated from outside of the organization. Do not click any links or open any attachments unless you trust the sender and know the content is safe.

We provide the following comments for your consideration:

[Airspace Considerations](#)

The project may require formal notice and review for airspace considerations under 14 CFR Part 77, *Safe, Efficient Use, and Preservation of the Navigable Airspace*. To determine if you need to file with FAA, go to <http://oeaaa.faa.gov> and click on the "Notice Criteria Tool" found at the left-hand side of the page.

Several items may need to be checked such as any structures, towers, poles, objects, and temporary construction equipment that exceed the notice criteria. For projects involving long routes, multiple locations will need to be checked. We recommend checking the route at 1-mile intervals and at increases in elevation.

If after using the tool, you determine that filing with FAA is required, we recommend a 120-day notification to accommodate the review process and issue our determination letter. Proposals may be filed at <http://oeaaa.faa.gov>. More information on this process may be found at: <http://www.faa.gov/airports/central/engineering/part77/>

Please let me know if you have any questions,

Scott Tener
Environmental Specialist

FAA Central Region Airports Division
901 Locust St., Room 364
Kansas City, Missouri 64106-2325
T 816.329.2639 | F 816.329.2611
<http://www.faa.gov/airports/central/>

Brandon Yarbrough

From: Gretchen Ivy
Sent: Monday, November 23, 2020 1:30 PM
To: Brandon Yarbrough
Subject: FW: KDWPT Review EA Assessment for the U.S. 69 Corridor Johnson County (KDWPT Track#20200933)

Follow Up Flag: Follow up
Flag Status: Flagged

Please file with our other letters.

Best regards,

Gretchen Ivy, VP, PE

Director of Transportation Planning and Policy
Tel (816) 527-2561 Cell (816) 305-7908 Email givy@hntb.com

HNTB CORPORATION

715 Kirk Drive | Kansas City, MO 64105 | hntb.com

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From: Steve Rockers [KDOT] <Steve.Rockers@ks.gov>
Sent: Monday, November 23, 2020 1:24 PM
To: Cameron McGown <CMcGown@HNTB.com>; Gretchen Ivy <givy@hntb.com>
Subject: FW: KDWPT Review EA Assessment for the U.S. 69 Corridor Johnson County (KDWPT Track#20200933)

Cameron/Gretchen,
Not sure if you got this..

*Steve Rockers, P.E.
Road Design Leader
Kansas Department of Transportation
Bureau of Road Design
(785) 296-1004 Office*

From: Riedle, Daren [KDWPT] <Daren.Riedle@KS.GOV>
Sent: Monday, November 23, 2020 11:04 AM
To: Steve Rockers [KDOT] <Steve.Rockers@ks.gov>
Subject: Fw: KDWPT Review EA Assessment for the U.S. 69 Corridor Johnson County (KDWPT Track#20200933)

Steve,
Based on Thomas's response I wasn't sure if this needed to go to you or not.
Thanks,
Daren

J. Daren Riedle

Wildlife Diversity Coordinator

Kansas Dept of Wildlife, Parks, and Tourism

512 SE 25th Ave

Pratt, KS 67124

Office: (620) 672-0746

Cell: (620) 770-6628

From: Riedle,Daren [KDWPT]

Sent: Monday, November 23, 2020 11:00 AM

To: Thomas Rhoads [KDOT] <Thomas.Rhoads@ks.gov>

Cc: Environmental Services, KDWPT [KDWPT] <KDWPT.ess@ks.gov>

Subject: KDWPT Review EA Assessment for the U.S. 69 Corridor Johnson County (KDWPT Track#20200933)

Dear Mr. Rhoads,

We have reviewed the information for the proposed Environmental Assessment for the U.S. 69 Corridor, Johnson County, KS. The project was reviewed for potential impacts on crucial wildlife habitats, current state-listed threatened and endangered species and species in need of conservation, and Kansas Department of Wildlife, Parks, and Tourism managed areas for which this agency has administrative authority.

We provide the following comments and general recommendations, when applicable:

- **Avoid impacts to existing streams and rivers, adjacent riparian zones, wetlands, and native prairie and woodland areas.**
- **Minimize all bank or instream activity, particularly during general fish spawning season (March 1 – Aug. 31).**
- **Incorporate principles of low impact development (LID), such as permeable asphalt pavement, porous concrete, swales, bioretention, or raingardens. More info. on LID: <http://www.epa.gov/owow/NPS/lid/>**
- **Implement and maintain standard erosion-control Best-Management-Practices during all aspects of construction by installing sediment barriers (wattles, filter logs, rock ditch checks, mulching, or any combination of these) across the entire construction area to prevent sediment and spoil from entering aquatic systems. Barriers should be maintained at high functioning capacity until construction is completed and vegetation is established. For more information, go to: <http://www.kdheks.gov/stormwater/#construct>**

- **Reseed disturbed areas with native warm-season grasses, forbs, and trees.**

Results of our review indicate there will be no significant impacts to crucial wildlife habitats; therefore, no special mitigation measures are recommended. The project will not impact any public recreational areas, nor could we document any potential impacts to currently-listed threatened or endangered species or species in need of conservation. No Department of Wildlife, Parks, and Tourism permits or special authorizations will be needed if construction is started within one year, and no design changes are made in the project plans. Permits may still be required from other agencies, and we recommend consultation with all other applicable regulatory authorities.

Since the Department's recreational land obligations and the State's species listings periodically change, if construction has not started within one year of this date, or if design changes are made in the project plans, the project sponsor must contact this office to verify continued applicability of this assessment report. For our purposes, we consider construction started when advertisements for bids are distributed.

Please consider this email our official review for this project. Thank you for the opportunity to provide these comments and recommendations. Please let me know if you have any questions or concerns about the preceding information.

Please direct all review materials electronically to KDWP.T.ess@ks.gov to streamline the review process for all parties.

Daren.

J. Daren Riedle

Wildlife Diversity Coordinator

Kansas Dept of Wildlife, Parks, and Tourism

512 SE 25th Ave

Pratt, KS 67124

Office: (620) 672-0746

Cell: (620) 770-6628

Brandon Yarbrough

From: Thomas Rhoads [KDOT] <Thomas.Rhoads@ks.gov>
Sent: Wednesday, November 25, 2020 1:18 PM
To: Gretchen Ivy
Cc: Steve Rockers [KDOT]; Cameron McGown; Jason Sanders; Brandon Yarbrough; Ann Melton [KDOT]
Subject: FW: EA Scoping for US 69 Corridor
Attachments: image2020-11-19-130922.pdf

Importance: High

Follow Up Flag: Flag for follow up
Flag Status: Flagged

From: Tilley, Amber <Tilley.Amber@epa.gov>
Sent: Wednesday, November 25, 2020 12:03 PM
To: Thomas Rhoads [KDOT] <Thomas.Rhoads@ks.gov>
Subject: EA Scoping for US 69 Corridor
Importance: High

EXTERNAL: This email originated from outside of the organization. Do not click any links or open any attachments unless you trust the sender and know the content is safe.

Good afternoon Mr. Rhoads,
We have received correspondence from your office regarding scoping for the US69 Corridor in Johnson County. We appreciate you including EPA in the early stages of this project. We would be happy to attend the December 2nd scoping meeting; could you please add me to the distribution/invitation list? Please let me know if you have any questions or concerns. Thanks, have a great afternoon!



Amber Tilley | NEPA Project Manager

a: EPA Region 7 | 11201 Renner Blvd | Lenexa, KS 66219
e: tilley.amber@epa.gov | **w:** www.epa.gov/nepa
p: 913.551.7565

From: Tapp, Joshua <Tapp.Joshua@epa.gov>
Sent: Tuesday, November 24, 2020 1:02 PM
To: Tilley, Amber <Tilley.Amber@epa.gov>
Subject: FW: Mail received today.
Importance: High

From: Tilley, Amber <Tilley.Amber@epa.gov>
Sent: Tuesday, November 24, 2020 9:29 AM
To: Tapp, Joshua <Tapp.Joshua@epa.gov>
Cc: Summerlin, Joe <summerlin.joe@epa.gov>
Subject: FW: Mail received today.
Importance: High

Hi Josh,
This project needs assigned please. Thanks!



Amber Tilley | NEPA Project Manager

a: EPA Region 7 | 11201 Renner Blvd | Lenexa, KS 66219
e: tilley.amber@epa.gov | **w:** www.epa.gov/nepa
p: 913.551.7565

From: Hunter, David <Hunter.David@epa.gov>
Sent: Thursday, November 19, 2020 1:09 PM
To: Tilley, Amber <Tilley.Amber@epa.gov>
Cc: Tapp, Joshua <Tapp.Joshua@epa.gov>
Subject: Mail received today.

Amber,

Received the attached in the ORA mail today.

David A. Hunter

Administrative Assistant
Office of the Regional Administrator
U.S. EPA Region 7

11201 Renner Blvd, Lenexa, KS 66219
Tel: 913-551-7698
Email: hunter.david@epa.gov

Division of Environment
Curtis State Office Building
1000 SW Jackson St., Suite 400
Topeka, KS 66612-1367



Phone: 785-296-1535
Fax: 785-559-4264
www.kdheks.gov

Lee A. Norman, M.D., Secretary

Laura Kelly, Governor

Comments by: KDHE

Transmittal Date: November 25, 2020

This form provides notification and the opportunity for your agency to review and comments on this proposed project as required by Executive Order 12372. Review Agency, please complete Parts II and III as appropriate and return to the contact person listed below. Your prompt response will be appreciated.

Return To: Thomas Rhoads, P.E.
KDOT
Eisenhower State Office Building
700 S.W. Harrison Street
Topeka, KS 66603-3745

PART I REVIEW AGENCIES/COMMISSION

- | | | |
|--|--|---|
| <input type="checkbox"/> Aging | <input type="checkbox"/> Education | <input type="checkbox"/> State Forester |
| <input type="checkbox"/> Agriculture | <input type="checkbox"/> Geological Survey, KS | <input type="checkbox"/> Transportation |
| <input type="checkbox"/> Biological Survey | <input checked="" type="checkbox"/> Health & Environment | <input type="checkbox"/> Water Office, KS |
| <input type="checkbox"/> Conservation Commission | <input type="checkbox"/> Historical Society | <input type="checkbox"/> Wildlife & Parks |
| <input type="checkbox"/> Corporation Commission | <input type="checkbox"/> Social & Rehabilitation | <input type="checkbox"/> Commerce |


PART II AGENCY REVIEW COMMENTS

COMMENTS: (Attach additional sheet if necessary) Re: EA for U.S. 69 Corridor, Johnson County, Kansas
Please see the enclosed comments from Christopher Wierman, Delbert Smith, Seth Mettling and Jesse Cutter, Bureau of Environmental Remediation.
Tom Stiles, Bureau of Water comments are enclosed for this project.
Kevin Heit, Bureau of Waste Management comments are enclosed for this project.

PART III RECOMMENDED ACTION COMMENTS:

- | | |
|--|--|
| <input type="checkbox"/> Clearance of the project should be granted. | <input checked="" type="checkbox"/> Clearance of the project should not be delayed but the Applicant should (in the final application) address and clarify the question or concerns indicated above. |
| <input type="checkbox"/> Clearance of the project should not be granted. | <input type="checkbox"/> Request the opportunity to review final application prior to submission to the federal funding agency. |
| <input type="checkbox"/> Clearance of the project should be delayed until the issues or questions above have been clarified. | |
| <input type="checkbox"/> Request a State Process Recommendation in concurrence with the above comments | |

DIVISIONS/ AGENCY/ COMMISSION


Donna Fisher
Director's Office

Division of Environment
Curtis State Office Building
1000 SW Jackson St., Suite 410
Topeka, KS 66612-1367



Phone: 785-296-1660
Fax: 785-559-4261
www.kdheks.gov

Lee A. Norman, M.D., Secretary

Laura Kelly, Governor

MEMORANDUM

TO: Donna Fisher
FROM: Christopher Wierman
DATE: November 24, 2020
RE: Intergovernmental Agency Review requested by the Kansas Department of Transportation for a US-69 Modernization and Expansion Project in Johnson County

The Kansas Department of Health and Environment Bureau of Environmental Remediation (KDHE/BER), Assessment and Restoration Section, Dry Cleaner / Superfund Unit, has not identified contaminated Superfund sites within the vicinity of the proposed project.

The following dry cleaner sites have been identified within the study area of the project:

Pride Cleaners #1031 (C5-081-70782) located at 10372 Mastin St

- This Site is located within the study area, approximately 220 ft from US-69. One soil sample was collected on the western side of the building that contained PCE and TCE above the Kansas Soil-to-Groundwater Pathway RSK (121 ug/kg and 84.2 ug/kg respectively) 2-3 ft below ground surface (bgs). Groundwater is also contaminated with tetrachloroethylene (PCE), Trichloroethylene (TCE), and Vinyl Chloride (VC) above MCL on the western border of the Site (on the highway side) and TCE and VC above MCL on the eastern side. Depending on the final design and area of work, soil contamination from this Site may impact the project.

Pride Cleaners #26 (C4-046-72122) located at 7940 W 151st St

- This Site is located 437 ft from the highway and 336 ft from a highway off-ramp. Soil contaminated with TCE above the Soil-to-Groundwater RSK has been confirmed 1-2 ft (bgs) underneath the former building. Depending on the final design and area of work, soil contamination from this Site could impact the project.

The following dry cleaner sites have been identified proximate to the study area:

Pride 1040 (C4-046-72987) located at 8748 W. 135th St

- This Site is not expected to impact the project.

Staff members or representatives for the KDOT, the Federal Highway Administration or Johnson County are welcome to come and view the KDHE/BER files in accordance with the Kansas Open Records Act. Please contact me at (785) 296-5548 or by email at christopher.wierman@ks.gov if you have any questions.

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Topeka, KS 66612-1367



Phone: 785-296-1660
Fax: 785-559-4261
www.kdheks.gov

Lee A. Norman, M.D., Secretary

Laura Kelly, Governor

MEMORANDUM

TO: Donna Fisher
FROM: Delbert Smith
DATE: November 9, 2020
RE: Intergovernmental Agency Review requested by Federal Highway Administration / Kansas Department of Transportation (US-69 Corridor, Johnson County).

The Kansas Department of Health and Environment Bureau of Environmental Remediation (KDHE/BER), Assessment and Restoration Section, Spills Unit, has no identified contaminated spill sites within the vicinity of the proposed project.

Staff members or representatives for the Federal Highway Administration or the Kansas Department of Transportation are welcome to come and view the KDHE/BER files in accordance with the Kansas Open Records Act. Please contact me at (785) 368-7301 or by email at delbert.smith@ks.gov if you have any questions.

Division of Environment
Curtis State Office Building
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Topeka, KS 66612-1367



Phone: 785-296-1535
Fax: 785-559-4264
www.kdheks.gov

Lee A. Norman, M.D., Secretary

Laura Kelly, Governor

TO: Donna Fisher
FROM: Seth Mettling
DATE: November 9, 2020
RE: Intergovernmental Agency Review, requested by KDOT

Redevelopment Section – Brownfield Program notes no known sites within the project area. Clearance for the project should be granted.

Staff members or representatives for KDOT are welcome to come and view the KDHE/BER files in accordance with the Kansas Open Records Act. Please contact me at 785.296.5519 or by email at seth.mettling@ks.gov if you have any questions or concerns.

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Topeka, KS 66612-1367



Phone: 785-296-1660
Fax: 785-559-4261
www.kdheks.gov

Lee A. Norman, M.D., Secretary

Laura Kelly, Governor

MEMORANDUM

TO: Donna Fisher
FROM: Jesse Cutter
DATE: November 16, 2020
RE: Intergovernmental Agency Review requested by the Kansas Department of Transportation regarding the Environmental Assessment for US 69 Corridor Improvements in Johnson County, KS

The Kansas Department of Health and Environment Bureau of Environmental Remediation (KDHE/BER), Assessment and Restoration Section, Orphan Sites Unit, has not identified any sites within the vicinity of the project which would be impacted by or would impact the proposed project.

Staff members or representatives for the Kansas Department of Transportation are welcome to come and view the KDHE/BER files in accordance with the Kansas Open Records Act. Please contact me at (785) 296-1676 or by email at jesse.cutter@ks.gov if you have any questions.

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Lee A. Norman, M.D., Secretary

Laura Kelly, Governor

November 25, 2020

Thomas Rhoads, P.E.
KDOT
Eisenhower State Office Building
700 S.W. Harrison Street
Topeka, KS 66603-3745

Re: EA for U.S. 69 Corridor, Johnson County, KS

Dear Mr. Rhoads:

Please see the following comments submitted below by Tom Stiles, Director for Bureau of Water.

1. Be sure to abide by 401 water quality certification attached to Corps 404 permit.
2. Submit multiple NOI's for construction stormwater general permit coverage with KDHE – BOW.
3. Protect stream crossings and smaller drainages with appropriate BMPs.
4. Be aware project is in the shadow of EPA Region VII and therefore, likely to be inspected by EPA routinely.

Sincerely,

A handwritten signature in blue ink that reads "Donna Fisher".

Donna Fisher
Director's Office

TS/df

Division of Environment
Curtis State Office Building
1000 SW Jackson St., Suite 400
Topeka, KS 66612-1367



Phone: 785-296-1535
Fax: 785-559-4264
www.kdheks.gov

Lee A. Norman, M.D., Secretary

Laura Kelly, Governor

MEMORANDUM

TO: Donna Fisher

CC: Ken Powell, Julie Coleman

FROM: Kevin Heit – Bureau of Waste Management

DATE: November 10th, 2020

RE: Intergovernmental Agency Review requested by Kansas Department of Transportation (KDOT) for the U.S. 69 Corridor improvement activities in Johnson County, KS.

The Kansas Department of Transportation and its contractor(s) should review the attached Technical Guidance Document and ensure all waste is properly disposed. Waste that does not meet the definition of clean rubble or construction/demolition waste should be disposed at a permitted municipal solid waste landfill. If further information is required, I may be reached via email at kevin.heit@ks.gov or by phone at (785) 296-1757.

Division of Environment
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Lee A. Norman, M.D., Secretary

Laura Kelly, Governor

Comments by: KDHE

Transmittal Date: November 25, 2020

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DIVISIONS/ AGENCY/ COMMISSION


Donna Fisher
Director's Office

Division of Environment
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Phone: 785-296-1660
Fax: 785-559-4261
www.kdheks.gov

Lee A. Norman, M.D., Secretary

Laura Kelly, Governor

MEMORANDUM

TO: Donna Fisher
FROM: Christopher Wierman
DATE: November 24, 2020
RE: Intergovernmental Agency Review requested by the Kansas Department of Transportation for a US-69 Modernization and Expansion Project in Johnson County

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Lee A. Norman, M.D., Secretary

Laura Kelly, Governor

MEMORANDUM

TO: Donna Fisher
FROM: Delbert Smith
DATE: November 9, 2020
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Topeka, KS 66612-1367



Phone: 785-296-1535
Fax: 785-559-4264
www.kdheks.gov

Lee A. Norman, M.D., Secretary

Laura Kelly, Governor

TO: Donna Fisher
FROM: Seth Mettling
DATE: November 9, 2020
RE: Intergovernmental Agency Review, requested by KDOT

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Topeka, KS 66612-1367



Phone: 785-296-1660
Fax: 785-559-4261
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Lee A. Norman, M.D., Secretary

Laura Kelly, Governor

MEMORANDUM

TO: Donna Fisher
FROM: Jesse Cutter
DATE: November 16, 2020
RE: Intergovernmental Agency Review requested by the Kansas Department of Transportation regarding the Environmental Assessment for US 69 Corridor Improvements in Johnson County, KS

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Topeka, KS 66612-1367



Phone: 785-296-1535
Fax: 785-559-4264
www.kdheks.gov

Lee A. Norman, M.D., Secretary

Laura Kelly, Governor

November 25, 2020

Thomas Rhoads, P.E.
KDOT
Eisenhower State Office Building
700 S.W. Harrison Street
Topeka, KS 66603-3745

Re: EA for U.S. 69 Corridor, Johnson County, KS

Dear Mr. Rhoads:

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1. Be sure to abide by 401 water quality certification attached to Corps 404 permit.
2. Submit multiple NOI's for construction stormwater general permit coverage with KDHE – BOW.
3. Protect stream crossings and smaller drainages with appropriate BMPs.
4. Be aware project is in the shadow of EPA Region VII and therefore, likely to be inspected by EPA routinely.

Sincerely,

A handwritten signature in blue ink that reads "Donna Fisher".

Donna Fisher
Director's Office

TS/df

Division of Environment
Curtis State Office Building
1000 SW Jackson St., Suite 400
Topeka, KS 66612-1367



Phone: 785-296-1535
Fax: 785-559-4264
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Lee A. Norman, M.D., Secretary

Laura Kelly, Governor

MEMORANDUM

TO: Donna Fisher

CC: Ken Powell, Julie Coleman

FROM: Kevin Heit – Bureau of Waste Management

DATE: November 10th, 2020

RE: Intergovernmental Agency Review requested by Kansas Department of Transportation (KDOT) for the U.S. 69 Corridor improvement activities in Johnson County, KS.

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Appendix D - Agency Coordination



Dwight D. Eisenhower State Office Building
700 S.W. Harrison Street
Topeka, KS 66603-3745
Julie L. Lorenz, Secretary

Phone: 785-296-3901
Fax: 785-296-4302
kdot#publicinfo@ks.gov
<http://www.ksdot.org>
Laura Kelly, Governor

February 1, 2021

Jennie Chinn
Kansas State Historical Society
6425 SW 6th Avenue
Topeka, KS 66615

Re: EA for U.S. 69 Modernization and Expansion Project (69Express), Johnson County, Kansas

FHWA Project Number: NHPP-A570(002)

KDOT Project Number: 69-46 KA-5700-02

Dear Ms. Chinn,

This letter is regarding the Environmental Assessment (EA) being prepared by the Federal Highway Administration (FHWA), in cooperation with the Kansas Department of Transportation (KDOT), for improvements to a section of U.S. 69, located within the southern limits of the City of Overland Park, in Johnson County, Kansas.

As part of the NEPA Concurrence Process for the project, a Draft Purpose and Need Statement has been prepared for the proposed project. The Purpose and Need for the proposed project has been shared with the project advisory committee and the public during the initial round of public and stakeholder engagement in late 2020 and into early 2021 to provide an opportunity for public review and comment.

A copy of the Draft Purpose and Need Statement is included in the email with this letter to provide your agency an opportunity to review and comment on this document as a Participating Agency for the project. To remain on schedule, it is requested that your agency respond with any comments you may have on the document within 30 days of receipt of this letter. Comments and information you provide during the EA will be used to determine if the proposed improvements may have impacts that warrant further consideration prior to design and construction of the project. Your comments will be incorporated into the environmental clearance process and ultimately the EA document, as appropriate.

If you have any questions about the project, please contact me at (785) 296-1004 or Steve.Rockers@ks.gov.

Sincerely yours,

Steve Rockers, P.E.
Road Design Leader
KDOT

Attached



Dwight D. Eisenhower State Office Building
700 S.W. Harrison Street
Topeka, KS 66603-3745
Julie L. Lorenz, Secretary

Phone: 785-296-3901
Fax: 785-296-4302
kdot#publicinfo@ks.gov
http://www.ksdot.org
Laura Kelly, Governor

February 1, 2021

Brian Donahue
U.S. Army Corps of Engineers, Kansas City District
635 Federal Building
601 E. 12th Street
Kansas City, MO 64106

Re: EA for U.S. 69 Modernization and Expansion Project (69Express), Johnson County, Kansas

FHWA Project Number: NHPP-A570(002)

KDOT Project Number: 69-46 KA-5700-02

Dear Mr. Donahue,

This letter is regarding the Environmental Assessment (EA) being prepared by the Federal Highway Administration (FHWA), in cooperation with the Kansas Department of Transportation (KDOT), for improvements to a section of U.S. 69, located within the southern limits of the City of Overland Park, in Johnson County, Kansas.

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Sincerely yours,

Steve Rockers, P.E.
Road Design Leader
KDOT

Attached



Dwight D. Eisenhower State Office Building
700 S.W. Harrison Street
Topeka, KS 66603-3745
Julie L. Lorenz, Secretary

Phone: 785-296-3901
Fax: 785-296-4302
kdot#publicinfo@ks.gov
http://www.ksdot.org
Laura Kelly, Governor

February 1, 2021

Donna Fisher
Kansas Department of Health and Environment
1000 SW Jackson, Suite 400
Topeka, KS 66612

Re: EA for U.S. 69 Modernization and Expansion Project (69Express), Johnson County, Kansas

FHWA Project Number: NHPP-A570(002)

KDOT Project Number: 69-46 KA-5700-02

Dear Ms. Fisher,

This letter is regarding the Environmental Assessment (EA) being prepared by the Federal Highway Administration (FHWA), in cooperation with the Kansas Department of Transportation (KDOT), for improvements to a section of U.S. 69, located within the southern limits of the City of Overland Park, in Johnson County, Kansas.

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If you have any questions about the project, please contact me at (785) 296-1004 or Steve.Rockers@ks.gov.

Sincerely yours,

Steve Rockers, P.E.
Road Design Leader
KDOT

Attached



Dwight D. Eisenhower State Office Building
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Topeka, KS 66603-3745
Julie L. Lorenz, Secretary

Phone: 785-296-3901
Fax: 785-296-4302
kdot#publicinfo@ks.gov
<http://www.ksdot.org>
Laura Kelly, Governor

February 1, 2021

HazMat Coordination
Kansas Department of Health and Environment
1000 SW Jackson, Suite 400
Topeka, KS 66612

Re: EA for U.S. 69 Modernization and Expansion Project (69Express), Johnson County, Kansas

FHWA Project Number: NHPP-A570(002)

KDOT Project Number: 69-46 KA-5700-02

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This letter is regarding the Environmental Assessment (EA) being prepared by the Federal Highway Administration (FHWA), in cooperation with the Kansas Department of Transportation (KDOT), for improvements to a section of U.S. 69, located within the southern limits of the City of Overland Park, in Johnson County, Kansas.

As part of the NEPA Concurrence Process for the project, a Draft Purpose and Need Statement has been prepared for the proposed project. The Purpose and Need for the proposed project has been shared with the project advisory committee and the public during the initial round of public and stakeholder engagement in late 2020 and into early 2021 to provide an opportunity for public review and comment.

A copy of the Draft Purpose and Need Statement is included in the email with this letter to provide your agency an opportunity to review and comment on this document as a Participating Agency for the project. To remain on schedule, it is requested that your agency respond with any comments you may have on the document within 30 days of receipt of this letter. Comments and information you provide during the EA will be used to determine if the proposed improvements may have impacts that warrant further consideration prior to design and construction of the project. Your comments will be incorporated into the environmental clearance process and ultimately the EA document, as appropriate.

If you have any questions about the project, please contact me at (785) 296-1004 or Steve.Rockers@ks.gov.

Sincerely yours,

Steve Rockers, P.E.
Road Design Leader
KDOT

Attached



Dwight D. Eisenhower State Office Building
700 S.W. Harrison Street
Topeka, KS 66603-3745
Julie L. Lorenz, Secretary

Phone: 785-296-3901
Fax: 785-296-4302
kdot#publicinfo@ks.gov
<http://www.ksdot.org>
Laura Kelly, Governor

February 1, 2021

Leo Henning
Kansas Department of Health and Environment
1000 SW Jackson, Suite 400
Topeka, KS 66612

Re: EA for U.S. 69 Modernization and Expansion Project (69Express), Johnson County, Kansas

FHWA Project Number: NHPP-A570(002)

KDOT Project Number: 69-46 KA-5700-02

Dear Mr. Henning,

This letter is regarding the Environmental Assessment (EA) being prepared by the Federal Highway Administration (FHWA), in cooperation with the Kansas Department of Transportation (KDOT), for improvements to a section of U.S. 69, located within the southern limits of the City of Overland Park, in Johnson County, Kansas.

As part of the NEPA Concurrence Process for the project, a Draft Purpose and Need Statement has been prepared for the proposed project. The Purpose and Need for the proposed project has been shared with the project advisory committee and the public during the initial round of public and stakeholder engagement in late 2020 and into early 2021 to provide an opportunity for public review and comment.

A copy of the Draft Purpose and Need Statement is included in the email with this letter to provide your agency an opportunity to review and comment on this document as a Participating Agency for the project. To remain on schedule, it is requested that your agency respond with any comments you may have on the document within 30 days of receipt of this letter. Comments and information you provide during the EA will be used to determine if the proposed improvements may have impacts that warrant further consideration prior to design and construction of the project. Your comments will be incorporated into the environmental clearance process and ultimately the EA document, as appropriate.

If you have any questions about the project, please contact me at (785) 296-1004 or Steve.Rockers@ks.gov.

Sincerely yours,

Steve Rockers, P.E.
Road Design Leader
KDOT

Attached



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kdot#publicinfo@ks.gov
http://www.ksdot.org
Laura Kelly, Governor

February 1, 2021

Michele McNulty
U.S. Fish and Wildlife Service
2609 Anderson Avenue
Manhattan, KS 66502

Re: EA for U.S. 69 Modernization and Expansion Project (69Express), Johnson County, Kansas

FHWA Project Number: NHPP-A570(002)

KDOT Project Number: 69-46 KA-5700-02

Dear Ms. McNulty,

This letter is regarding the Environmental Assessment (EA) being prepared by the Federal Highway Administration (FHWA), in cooperation with the Kansas Department of Transportation (KDOT), for improvements to a section of U.S. 69, located within the southern limits of the City of Overland Park, in Johnson County, Kansas.

As part of the NEPA Concurrence Process for the project, a Draft Purpose and Need Statement has been prepared for the proposed project. The Purpose and Need for the proposed project has been shared with the project advisory committee and the public during the initial round of public and stakeholder engagement in late 2020 and into early 2021 to provide an opportunity for public review and comment.

A copy of the Draft Purpose and Need Statement is included in the email with this letter to provide your agency an opportunity to review and comment on this document as a Participating Agency for the project. To remain on schedule, it is requested that your agency respond with any comments you may have on the document within 30 days of receipt of this letter. Comments and information you provide during the EA will be used to determine if the proposed improvements may have impacts that warrant further consideration prior to design and construction of the project. Your comments will be incorporated into the environmental clearance process and ultimately the EA document, as appropriate.

If you have any questions about the project, please contact me at (785) 296-1004 or Steve.Rockers@ks.gov.

Sincerely yours,

Steve Rockers, P.E.
Road Design Leader
KDOT

Attached



Dwight D. Eisenhower State Office Building
700 S.W. Harrison Street
Topeka, KS 66603-3745
Julie L. Lorenz, Secretary

Phone: 785-296-3901
Fax: 785-296-4302
kdot#publicinfo@ks.gov
<http://www.ksdot.org>
Laura Kelly, Governor

February 1, 2021

Laura Moody
Kansas Department of Agriculture
1320 Research Park Drive
Manhattan, KS 66502

Re: EA for U.S. 69 Modernization and Expansion Project (69Express), Johnson County, Kansas

FHWA Project Number: NHPP-A570(002)

KDOT Project Number: 69-46 KA-5700-02

Dear Ms. Moody,

This letter is regarding the Environmental Assessment (EA) being prepared by the Federal Highway Administration (FHWA), in cooperation with the Kansas Department of Transportation (KDOT), for improvements to a section of U.S. 69, located within the southern limits of the City of Overland Park, in Johnson County, Kansas.

As part of the NEPA Concurrence Process for the project, a Draft Purpose and Need Statement has been prepared for the proposed project. The Purpose and Need for the proposed project has been shared with the project advisory committee and the public during the initial round of public and stakeholder engagement in late 2020 and into early 2021 to provide an opportunity for public review and comment.

A copy of the Draft Purpose and Need Statement is included in the email with this letter to provide your agency an opportunity to review and comment on this document as a Participating Agency for the project. To remain on schedule, it is requested that your agency respond with any comments you may have on the document within 30 days of receipt of this letter. Comments and information you provide during the EA will be used to determine if the proposed improvements may have impacts that warrant further consideration prior to design and construction of the project. Your comments will be incorporated into the environmental clearance process and ultimately the EA document, as appropriate.

If you have any questions about the project, please contact me at (785) 296-1004 or Steve.Rockers@ks.gov.

Sincerely yours,

Steve Rockers, P.E.
Road Design Leader
KDOT

Attached



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700 S.W. Harrison Street
Topeka, KS 66603-3745
Julie L. Lorenz, Secretary

Phone: 785-296-3901
Fax: 785-296-4302
kdot#publicinfo@ks.gov
http://www.ksdot.org
Laura Kelly, Governor

February 1, 2021

J. Daren Riedle
Kansas Department of Wildlife, Parks & Tourism
512 SE 25th Ave
Pratt, KS 67124

Re: EA for U.S. 69 Modernization and Expansion Project (69Express), Johnson County, Kansas

FHWA Project Number: NHPP-A570(002)

KDOT Project Number: 69-46 KA-5700-02

Dear Mr. Riedle,

This letter is regarding the Environmental Assessment (EA) being prepared by the Federal Highway Administration (FHWA), in cooperation with the Kansas Department of Transportation (KDOT), for improvements to a section of U.S. 69, located within the southern limits of the City of Overland Park, in Johnson County, Kansas.

As part of the NEPA Concurrence Process for the project, a Draft Purpose and Need Statement has been prepared for the proposed project. The Purpose and Need for the proposed project has been shared with the project advisory committee and the public during the initial round of public and stakeholder engagement in late 2020 and into early 2021 to provide an opportunity for public review and comment.

A copy of the Draft Purpose and Need Statement is included in the email with this letter to provide your agency an opportunity to review and comment on this document as a Participating Agency for the project. To remain on schedule, it is requested that your agency respond with any comments you may have on the document within 30 days of receipt of this letter. Comments and information you provide during the EA will be used to determine if the proposed improvements may have impacts that warrant further consideration prior to design and construction of the project. Your comments will be incorporated into the environmental clearance process and ultimately the EA document, as appropriate.

If you have any questions about the project, please contact me at (785) 296-1004 or Steve.Rockers@ks.gov.

Sincerely yours,

Steve Rockers, P.E.
Road Design Leader
KDOT

Attached



Dwight D. Eisenhower State Office Building
700 S.W. Harrison Street
Topeka, KS 66603-3745
Julie L. Lorenz, Secretary

Phone: 785-296-3901
Fax: 785-296-4302
kdot#publicinfo@ks.gov
<http://www.ksdot.org>
Laura Kelly, Governor

February 1, 2021

Scott Tener
Federal Aviation Administration
901 Locust, Room 364
Kansas City, MO 64106

Re: EA for U.S. 69 Modernization and Expansion Project (69Express), Johnson County, Kansas

FHWA Project Number: NHPP-A570(002)

KDOT Project Number: 69-46 KA-5700-02

Dear Scott Tener,

This letter is regarding the Environmental Assessment (EA) being prepared by the Federal Highway Administration (FHWA), in cooperation with the Kansas Department of Transportation (KDOT), for improvements to a section of U.S. 69, located within the southern limits of the City of Overland Park, in Johnson County, Kansas.

As part of the NEPA Concurrence Process for the project, a Draft Purpose and Need Statement has been prepared for the proposed project. The Purpose and Need for the proposed project has been shared with the project advisory committee and the public during the initial round of public and stakeholder engagement in late 2020 and into early 2021 to provide an opportunity for public review and comment.

A copy of the Draft Purpose and Need Statement is included in the email with this letter to provide your agency an opportunity to review and comment on this document as a Participating Agency for the project. To remain on schedule, it is requested that your agency respond with any comments you may have on the document within 30 days of receipt of this letter. Comments and information you provide during the EA will be used to determine if the proposed improvements may have impacts that warrant further consideration prior to design and construction of the project. Your comments will be incorporated into the environmental clearance process and ultimately the EA document, as appropriate.

If you have any questions about the project, please contact me at (785) 296-1004 or Steve.Rockers@ks.gov.

Sincerely yours,

Steve Rockers, P.E.
Road Design Leader
KDOT

Attached



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<http://www.ksdot.org>
Laura Kelly, Governor

February 1, 2021

Amber Tilley
U.S. Environmental Protection Agency
11201 Renner Blvd
Lenexa, KS 66219

Re: EA for U.S. 69 Modernization and Expansion Project (69Express), Johnson County, Kansas

FHWA Project Number: NHPP-A570(002)

KDOT Project Number: 69-46 KA-5700-02

Dear Ms. Tilley,

This letter is regarding the Environmental Assessment (EA) being prepared by the Federal Highway Administration (FHWA), in cooperation with the Kansas Department of Transportation (KDOT), for improvements to a section of U.S. 69, located within the southern limits of the City of Overland Park, in Johnson County, Kansas.

As part of the NEPA Concurrence Process for the project, a Draft Purpose and Need Statement has been prepared for the proposed project. The Purpose and Need for the proposed project has been shared with the project advisory committee and the public during the initial round of public and stakeholder engagement in late 2020 and into early 2021 to provide an opportunity for public review and comment.

A copy of the Draft Purpose and Need Statement is included in the email with this letter to provide your agency an opportunity to review and comment on this document as a Participating Agency for the project. To remain on schedule, it is requested that your agency respond with any comments you may have on the document within 30 days of receipt of this letter. Comments and information you provide during the EA will be used to determine if the proposed improvements may have impacts that warrant further consideration prior to design and construction of the project. Your comments will be incorporated into the environmental clearance process and ultimately the EA document, as appropriate.

If you have any questions about the project, please contact me at (785) 296-1004 or Steve.Rockers@ks.gov.

Sincerely yours,

Steve Rockers, P.E.
Road Design Leader
KDOT

Attached

Division of Environment
Curtis State Office Building
1000 SW Jackson St., Suite 400
Topeka, KS 66612-1367



Phone: 785-296-1535
Fax: 785-559-4264
www.kdheks.gov

Lee A. Norman, M.D., Secretary

Laura Kelly, Governor

Comments by: KDHE

Transmittal Date: February 24, 2021

This form provides notification and the opportunity for your agency to review and comments on this proposed project as required by Executive Order 12372. Review Agency, please complete Parts II and III as appropriate and return to the contact person listed below. Your prompt response will be appreciated.

Return To: Steve Rockers, P.E.
Bio Science and Technology
2029 Becker Drive, Suite 236
Lawrence, KS 66047

PART I

REVIEW AGENCIES/COMMISSION

<input type="checkbox"/> Aging	<input type="checkbox"/> Education	<input type="checkbox"/> State Forester
<input type="checkbox"/> Agriculture	<input type="checkbox"/> Geological Survey, KS	<input type="checkbox"/> Transportation
<input type="checkbox"/> Biological Survey	<input checked="" type="checkbox"/> Health & Environment	<input type="checkbox"/> Water Office, KS
<input type="checkbox"/> Conservation Commission	<input type="checkbox"/> Historical Society	<input type="checkbox"/> Wildlife & Parks
<input type="checkbox"/> Corporation Commission	<input type="checkbox"/> Social & Rehabilitation	<input type="checkbox"/> Commerce

PART II

AGENCY REVIEW COMMENTS

COMMENTS: (Attach additional sheet if necessary) Re: EA for U.S. 69 Modernization and Expansion Project (69 Express), Johnson County, Kansas
Kevin Heit, Bureau of Waste Management comments are the same from November 2020 for this project. Please see the enclosed comments from Christopher Wierman, Delbert Smith, Seth Mettling and Jesse Cutter, Bureau of Environmental Remediation. Tom Stiles, Bureau of Water: No comments on the Purpose and Need of this project from BOW.

PART III

RECOMMENDED ACTION COMMENTS:

<input type="checkbox"/> Clearance of the project should be granted.	<input checked="" type="checkbox"/> Clearance of the project should not be delayed but the Applicant should (in the final application) address and clarify the question or concerns indicated above.
<input type="checkbox"/> Clearance of the project should not be granted.	
<input type="checkbox"/> Clearance of the project should be delayed until the issues or questions above have been clarified.	<input type="checkbox"/> Request the opportunity to review final application prior to submission to the federal funding agency.
<input type="checkbox"/> Request a State Process Recommendation in concurrence with the above comments	

DIVISIONS/ AGENCY/ COMMISSION

Donna Fisher
Director's Office
Phone: 785.291.3092
Email: donna.fisher@ks.gov

Division of Environment
Curtis State Office Building
1000 SW Jackson St., Suite 410
Topeka, KS 66612-1367



Phone: 785-296-1660
Fax: 785-559-4261
www.kdheks.gov

Lee A. Norman, M.D., Secretary

Laura Kelly, Governor

MEMORANDUM

TO: Donna Fisher
FROM: Christopher Wierman
DATE: February 4, 2021
RE: Intergovernmental Agency Review requested by the Kansas Department of Transportation for a US-69 Modernization and Expansion Project in Johnson County

The Kansas Department of Health and Environment Bureau of Environmental Remediation (KDHE/BER), Assessment and Restoration Section, Dry Cleaner / Superfund Unit, has not identified contaminated Superfund sites within the vicinity of the proposed project.

The following dry cleaner sites have been identified within the study area of the project:

Pride Cleaners #1031 (C5-081-70782) located at 10372 Mastin St

- This Site is located within the study area, approximately 220 ft from US-69. One soil sample was collected on the western side of the building that contained PCE and TCE above the Kansas Soil-to-Groundwater Pathway RSK (121 ug/kg and 84.2 ug/kg respectively) 2-3 ft below ground surface (bgs). Groundwater is also contaminated with tetrachloroethylene (PCE), Trichloroethylene (TCE), and Vinyl Chloride (VC) above MCL on the western border of the Site (on the highway side) and TCE and VC above MCL on the eastern side. Groundwater depth was eight (8) feet or greater below top of temporary piezometer casing. Depending on the final design and area of work, soil contamination from this Site may impact the project. Groundwater contamination is not expected to impact the project.

Pride Cleaners #26 (C4-046-72122) located at 7940 W 151st St

- This Site is located 437 ft from the highway and 336 ft from a highway off-ramp. Soil contaminated with TCE above the Soil-to-Groundwater RSK has been confirmed 1-2 ft (bgs) underneath the former building. Depending on the final design and area of work, soil contamination from this Site could impact the project.

The following dry cleaner site has been identified proximate to the study area:

Pride 1040 (C4-046-72987) located at 8748 W. 135th St

- This Site is not expected to impact the project.

Staff members or representatives for the KDOT, the Federal Highway Administration or Johnson County are welcome to come and view the KDHE/BER files in accordance with the Kansas Open Records Act. Please contact me at (785) 296-5548 or by email at christopher.wierman@ks.gov if you have any questions.

Division of Environment
Curtis State Office Building
1000 SW Jackson St., Suite 410
Topeka, KS 66612-1367



Phone: 785-296-1660
Fax: 785-559-4261
www.kdheks.gov

Lee A. Norman, M.D., Secretary

Laura Kelly, Governor

MEMORANDUM

TO: Donna Fisher
FROM: Delbert Smith
DATE: Feb 2, 2021
RE: Intergovernmental Agency Review requested by HNTB Corporation / KDOT (US-69 Project).

The Kansas Department of Health and Environment Bureau of Environmental Remediation (KDHE/BER), Assessment and Restoration Section, Spills Unit, has no identified contaminated spill sites within the vicinity of the proposed project.

Staff members or representatives for the HNTB Corporation or representatives of KDOT are welcome to come and view the KDHE/BER files in accordance with the Kansas Open Records Act. Please contact me at (785) 368-7301 or by email at delbert.smith@ks.gov if you have any questions.

Division of Environment
Curtis State Office Building
1000 SW Jackson St., Suite 400
Topeka, KS 66612-1367



Phone: 785-296-1535
Fax: 785-559-4264
www.kdheks.gov

Lee A. Norman, M.D., Secretary

Laura Kelly, Governor

TO: Donna Fisher
FROM: Seth Mettling
DATE: February 2, 2021
RE: Intergovernmental Agency Review, requested by KDOT

Redevelopment Section – Brownfield Program notes no known sites within the project area. Clearance for the project should be granted.

Staff members or representatives for KDOT are welcome to come and view the KDHE/BER files in accordance with the Kansas Open Records Act. Please contact me at 785.296.5519 or by email at seth.mettling@ks.gov if you have any questions or concerns.

Division of Environment
Curtis State Office Building
1000 SW Jackson St., Suite 410
Topeka, KS 66612-1367



Phone: 785-296-1660
Fax: 785-559-4261
www.kdheks.gov

Lee A. Norman, M.D., Secretary

Laura Kelly, Governor

MEMORANDUM

TO: Donna Fisher
FROM: Jesse Cutter
DATE: February 2, 2021
RE: Intergovernmental Agency Review requested by HNTB Corporation for the Kansas Department of Transportation regarding the Purpose and Need Statement for the 69Express Project

The Kansas Department of Health and Environment Bureau of Environmental Remediation (KDHE/BER), Assessment and Restoration Section, Orphan Sites Unit, has not identified any sites within the vicinity of the project which would be impacted by or would impact the proposed project.

Staff members or representatives for HNTB Corporation are welcome to come and view the KDHE/BER files in accordance with the Kansas Open Records Act. Please contact me at (785) 296-1676 or by email at jesse.cutter@ks.gov if you have any questions.

1320 Research Park Drive
Manhattan, KS 66502
785-564-6700
www. agriculture.ks.gov



900 SW Jackson, Room 456
Topeka, KS 66612
785-296-3556

Mike Beam, Secretary

Laura Kelly, Governor

STEVE ROCKERS PE
KANSAS DEPARTMENT OF TRANSPORTATION
700 SW HARRISON ST
TOPEKA KS 66603-3745
Email: Steve.Rockers@ks.gov

February 4, 2021

RE: US 69 Modernization and Expansion Project, Johnson County, Kansas

Mr. Rockers:

Thank you for the opportunity to review the above noted project.

As stated previously in prior letters to KDOT, the Kansas Department of Agriculture Division of Water Resources continues to note that both water appropriations and floodplain permits could be required for this project depending on the final design. Work in or across designated streams and in the floodplain will definitely require permitting from the Division of Water Resources Water Structures Program. Please plan to contact DWR in the future for discussion of any permitting.

Sincerely,

A handwritten signature in blue ink that reads "Laura L. Moody". The signature is written in a cursive style.

Laura L Moody
Environmental Reviews
Kansas Department of Agriculture
Division of Water Resources
(785) 564-6674
KDA.EnvironmentalReview@ks.gov
<http://agriculture.ks.gov/dwr>



DEPARTMENT OF THE ARMY
U.S. ARMY CORPS OF ENGINEERS, KANSAS CITY DISTRICT
601 E. 12TH STREET, 635 FEDERAL BUILDING
KANSAS CITY, MO 64106-2824

February 3, 2021

Regulatory Branch
(NWK-2020-948)

69-46 KA-5700-02
NHPP-A570(002)
Johnson County

Mr. Steve Rockers, P.E.
Road Design Leader
Kansas Department of Transportation
700 Southwest Harrison Street
Topeka, KS 66603

Dear Mr. Rockers:

This letter is in response to your request for comments on the Purpose and Need Statement for the U.S. 69 Express, Environmental Assessment. The planned work would occur along an approximate 10-mile length of U.S. 69 Highway in Johnson County, Kansas between 103rd Street and 179th Street. The proposed project involves improvements to the highway that may involve the placement of fill materials within waters of the U.S. along the route.

The Corps of Engineers has jurisdiction over all waters of the United States. Discharges of dredged or fill material in waters of the United States, including wetlands, require prior authorization from the Corps under Section 404 of the Clean Water Act (33 USC 1344). The implementing regulation for this Act is found at 33 CFR 320-332.

We have reviewed the purpose and need statement for this project sent for our review on January 28, 2021 and have no objections or concerns regarding the objectives, purpose or need for the project as outlined in that document.

Thank you for providing us the opportunity to review the plans and objectives for the proposed project. If you have any questions concerning this matter, please feel free to write or contact me at 816-389-3703 or by email at brian.t.donahue@usace.army.mil. Please reference Permit file number NWK-2020-948 in all comments and/or inquiries relating to this project. This letter is only being provided to you electronically at: Steve.Rockers@ks.gov.

Sincerely,

Brian Donahue

Brian Donahue
Project Manager

From: Pounds, Samantha [KDWPT] <Samantha.Pounds@KS.GOV>
Sent: Monday, March 1, 2021 2:03 PM
To: Steve Rockers [KDOT]
Cc: Brandon Yarbrough
Subject: KDWPT review, preliminary comments for the U.S. 69 Highway expansion project, Johnson County (Track# 20200933-2)

Dear Steve Rockers,

We have reviewed the information for the proposed preliminary comments for the U.S. 69 Highway expansion project in Johnson County, KS. The project was reviewed for potential impacts on crucial wildlife habitats, current state-listed threatened and endangered species and species in need of conservation, and Kansas Department of Wildlife, Parks, and Tourism managed areas for which this agency has administrative authority.

We provide the following comments and general recommendations, when applicable:

- **Avoid impacts to existing streams and rivers, adjacent riparian zones, wetlands, and native prairie and woodland areas.**
- **Minimize all bank or instream activity, particularly during general fish spawning season (March 1 – Aug. 31).**
- **Incorporate principles of low impact development (LID), such as permeable asphalt pavement, porous concrete, swales, bioretention, or raingardens. More info. on LID: <http://www.epa.gov/owow/NPS/lid/>**
- **Implement and maintain standard erosion-control Best-Management-Practices during all aspects of construction by installing sediment barriers (wattles, filter logs, rock ditch checks, mulching, or any combination of these) across the entire construction area to prevent sediment and spoil from entering aquatic systems. Barriers should be maintained at high functioning capacity until construction is completed and vegetation is established. For more information, go to: <http://www.kdheks.gov/stormwater/#construct>**
- **Reseed disturbed areas with native warm-season grasses, forbs, and trees.**

Results of our review indicate there will be no significant impacts to crucial wildlife habitats; therefore, no special mitigation measures are recommended. The project will not impact any public recreational areas, nor could we document any potential impacts to currently-listed threatened or endangered species or species in need of conservation. No Department of Wildlife, Parks, and Tourism permits or special authorizations will be needed if construction is started within one year, and no design changes are made in the project plans. Permits may still be required from other agencies, and we recommend consultation with all other applicable regulatory authorities.

Since the Department's recreational land obligations and the State's species listings periodically change, if construction has not started within one year of this date, or if design changes are made in the project plans, the project sponsor must contact this office to verify continued applicability of this assessment report. For our purposes, we consider construction started when

advertisements for bids are distributed.

Please consider this email our official review for this project. Thank you for the opportunity to provide these comments and recommendations. Please let me know if you have any questions or concerns about the preceding information.

Please direct all review materials electronically to KDWPT.ess@ks.gov to streamline the review process for all parties.

A handwritten signature in black ink that reads "Samantha Pounds". The signature is written in a cursive, flowing style.

Samantha Pounds

she, her, hers

Ecologist, Ecological Services Section

Kansas Dept. of Wildlife, Parks, and Tourism

Pratt, KS 67124

Office: (620)672-5911

samantha.pounds@ks.gov

KSR&C No. 20-11-038
February 12, 2021

Steve Rockers
Kansas Department of Transportation

Via Email

RE: Purpose and Need Statement
U.S. Highway 69 Corridor
Johnson County

Dear Mr. Rockers:

In accordance with 36 CFR 800, the Kansas State Historic Preservation Office has reviewed your letter (along with a purpose and need statement) dated February 1, 2021. It describes several alternatives for expansion and modernization of the U.S. Highway 69 corridor between just south of West 179th Street to just north of 103rd Street in Johnson County. As indicated in earlier correspondence, we have no role in the NEPA process, but we have (through Section 106 consultation) been involved with several KDOT projects along the U.S. Highway 69 Corridor. In recent years, most have taken place in portions of the corridor south of Johnson County. With this project, we will await further information as part of Section 106 consultation.

We look forward to working with you on this project and will await further correspondence as it progresses. If you have questions or need additional information regarding these comments, please contact Tim Weston at 785-272-8681 (ext. 214) or Lauren Jones at 785-272-8681 (ext. 225).

Sincerely,

Jennie Chinn, Executive Director and
State Historic Preservation Officer



Patrick Zollner
Deputy SHPO

Dwight D. Eisenhower State Office Building
700 S.W. Harrison Street
Topeka, KS 66603-3745
Julie L. Lorenz, Secretary



Phone: 785-296-3901
Fax: 785-296-4302
kdot#publicinfo@ks.gov
<http://www.ksdot.org>
Laura Kelly, Governor

October 4, 2021

Amber Tilley
U.S. Environmental Protection Agency
11201 Renner Blvd
Lenexa, KS 66219

Re: EA for U.S. 69 Modernization and Expansion Project (69Express), Johnson County, Kansas
FHWA Project Number: NHPP-A570(002) KDOT Project Number: 69-46 KA-5700-02

Dear Ms. Tilley,

This letter is regarding the Environmental Assessment (EA) being prepared by the Federal Highway Administration (FHWA), in cooperation with the Kansas Department of Transportation (KDOT), for improving the U.S. 69 Corridor within the southern limits of the City of Overland Park, in Johnson County, Kansas.

As part of the NEPA Concurrence Process for the project, an Alternatives Analysis Memorandum has been prepared to document the development and screening of alternatives for the project. The alternatives development and screening process has been shared with the project advisory group and the public during public and stakeholder engagement in the first half of 2021 to provide an opportunity for public review and comment.

A copy of the Alternatives Analysis Memorandum is attached in the email with this letter to provide your agency an opportunity to review and comment on this document as a Participating Agency for the project.

The project team has also attached an updated NEPA Study Area for the project. This Study Area supersedes the Study Area distributed as part of the initial Agency Coordination in December 2020. Minor updates to the Study Area boundary were necessary to accommodate the proposed construction footprints for the Reasonable Alternatives. This updated NEPA Study Area has been provided for your agency to review and comment.

To remain on schedule, it is requested that your agency respond with any comments you may have on the Alternatives Analysis Memorandum or the revised NEPA Study Area within 30 days of receipt of this letter. Comments and information you provide during the EA will be used to determine if the proposed improvements may have impacts that warrant further consideration prior to design and construction of the project. Your comments will be incorporated into the environmental clearance process and ultimately the EA document, as appropriate.

If you have any questions about the project, please contact me at (785) 296-1004 or Steve.Rockers@ks.gov.

Sincerely yours,

A handwritten signature in black ink that reads "Stephen F. Rockers". The signature is written in a cursive style with a prominent "S" and "R".

Steve Rockers, P.E.
Road Design Leader



Dwight D. Eisenhower State Office Building
700 S.W. Harrison Street
Topeka, KS 66603-3745
Julie L. Lorenz, Secretary

Phone: 785-296-3901
Fax: 785-296-4302
kdot#publicinfo@ks.gov
http://www.ksdot.org
Laura Kelly, Governor

October 4, 2021

Brice Obermeyer
Delaware Tribe of Indians
1200 Commercial Street
Roosevelt Hall, RM 212
Emporia State University
Emporia, KS 66801

Re: EA for U.S. 69 Modernization and Expansion Project (69Express), Johnson County, Kansas

FHWA Project Number: NHPP-A570(002)

KDOT Project Number: 69-46 KA-5700-02

Dear Brice Obermeyer,

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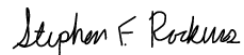
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If you have any questions about the project, please contact me at (785) 296-1004 or Steve.Rockers@ks.gov.

Sincerely yours,

Handwritten signature of Stephen F. Rockers in cursive script.

Steve Rockers, P.E.
KDOT Road Design Leader

Attached



Dwight D. Eisenhower State Office Building
700 S.W. Harrison Street
Topeka, KS 66603-3745
Julie L. Lorenz, Secretary

Phone: 785-296-3901
Fax: 785-296-4302
kdot#publicinfo@ks.gov
http://www.ksdot.org
Laura Kelly, Governor

October 4, 2021

Kaw Nation of Oklahoma
P.O. Box 50
Kaw City, OK 74641

Re: EA for U.S. 69 Modernization and Expansion Project (69Express), Johnson County, Kansas

FHWA Project Number: NHPP-A570(002)

KDOT Project Number: 69-46 KA-5700-02

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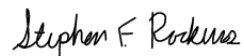
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Laura Kelly, Governor

October 4, 2021

Osage Nation of Oklahoma
222 W. Main Street
Pawhuska, OK 74056

Re: EA for U.S. 69 Modernization and Expansion Project (69Express), Johnson County, Kansas

FHWA Project Number: NHPP-A570(002)

KDOT Project Number: 69-46 KA-5700-02

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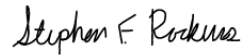
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Handwritten signature of Stephen F. Rockers in black ink.

Steve Rockers, P.E.
KDOT Road Design Leader

Attached



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Laura Kelly, Governor

October 4, 2021

Absentee Shawnee Tribe of Oklahoma
2025 S Gordon Cooper Dr.
Shawnee, OK 74801

Re: EA for U.S. 69 Modernization and Expansion Project (69Express), Johnson County, Kansas

FHWA Project Number: NHPP-A570(002)

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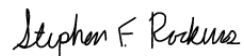
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Laura Kelly, Governor

October 4, 2021

Mr. Brett Barnes
Eastern Shawnee Tribe of Oklahoma
P.O. Box 350
Seneca, MO 64865

Re: EA for U.S. 69 Modernization and Expansion Project (69Express), Johnson County, Kansas

FHWA Project Number: NHPP-A570(002)

KDOT Project Number: 69-46 KA-5700-02

Dear Mr. Brett Barnes,

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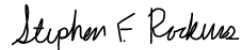
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kdot#publicinfo@ks.gov
<http://www.ksdot.org>
Laura Kelly, Governor

October 4, 2021

Joseph "Zeke" Rupnick, Office of the Tribal Chairman
Prairie Band Potawatomi Nation
16281 Q Road
Mayetta, KS 66509

Re: EA for U.S. 69 Modernization and Expansion Project (69Express), Johnson County, Kansas

FHWA Project Number: NHPP-A570(002)

KDOT Project Number: 69-46 KA-5700-02

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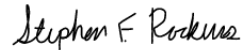
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KDOT Road Design Leader

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Topeka, KS 66603-3745
Julie L. Lorenz, Secretary



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Fax: 785-296-4302
kdot#publicinfo@ks.gov
http://www.ksdot.org
Laura Kelly, Governor

October 4, 2021

Wichita and Affiliated Tribes
P.O. Box 729
1 1/4 Miles North on Hwy 281
Anadarko, OK 73005

Re: EA for U.S. 69 Modernization and Expansion Project (69Express), Johnson County, Kansas

FHWA Project Number: NHPP-A570(002)

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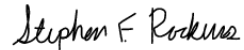
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KDOT Road Design Leader

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Phone: 785-296-3901
Fax: 785-296-4302
kdot#publicinfo@ks.gov
http://www.ksdot.org
Laura Kelly, Governor

October 4, 2021

Tonya Tipton
Shawnee Tribe
29 S Hwy 69A
Miami, OK 74354

Re: EA for U.S. 69 Modernization and Expansion Project (69Express), Johnson County, Kansas

FHWA Project Number: NHPP-A570(002)

KDOT Project Number: 69-46 KA-5700-02

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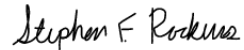
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kdot#publicinfo@ks.gov
<http://www.ksdot.org>
Laura Kelly, Governor

October 4, 2021

Scott Tener
Federal Aviation Administration
901 Locust, Room 364
Kansas City, MO 64106

Re: EA for U.S. 69 Modernization and Expansion Project (69Express), Johnson County, Kansas
FHWA Project Number: NHPP-A570(002) KDOT Project Number: 69-46 KA-5700-02

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<http://www.ksdot.org>
Laura Kelly, Governor

October 4, 2021

J. Daren Riedle
Kansas Department of Wildlife, Parks & Tourism
512 SE 25th Ave
Pratt, KS 67124

Re: EA for U.S. 69 Modernization and Expansion Project (69Express), Johnson County, Kansas
FHWA Project Number: NHPP-A570(002) KDOT Project Number: 69-46 KA-5700-02

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Road Design Leader

Dwight D. Eisenhower State Office Building
700 S.W. Harrison Street
Topeka, KS 66603-3745
Julie L. Lorenz, Secretary



Phone: 785-296-3901
Fax: 785-296-4302
kdot#publicinfo@ks.gov
<http://www.kdot.org>
Laura Kelly, Governor

October 4, 2021

Laura Moody
Kansas Department of Agriculture
1320 Research Park Drive
Manhattan, KS 66502

Re: EA for U.S. 69 Modernization and Expansion Project (69Express), Johnson County, Kansas
FHWA Project Number: NHPP-A570(002) KDOT Project Number: 69-46 KA-5700-02

Dear Ms. Moody,

This letter is regarding the Environmental Assessment (EA) being prepared by the Federal Highway Administration (FHWA), in cooperation with the Kansas Department of Transportation (KDOT), for improving the U.S. 69 Corridor within the southern limits of the City of Overland Park, in Johnson County, Kansas.

As part of the NEPA Concurrence Process for the project, an Alternatives Analysis Memorandum has been prepared to document the development and screening of alternatives for the project. The alternatives development and screening process has been shared with the project advisory group and the public during public and stakeholder engagement in the first half of 2021 to provide an opportunity for public review and comment.

A copy of the Alternatives Analysis Memorandum is attached in the email with this letter to provide your agency an opportunity to review and comment on this document as a Participating Agency for the project.

The project team has also attached an updated NEPA Study Area for the project. This Study Area supersedes the Study Area distributed as part of the initial Agency Coordination in December 2020. Minor updates to the Study Area boundary were necessary to accommodate the proposed construction footprints for the Reasonable Alternatives. This updated NEPA Study Area has been provided for your agency to review and comment.

To remain on schedule, it is requested that your agency respond with any comments you may have on the Alternatives Analysis Memorandum or the revised NEPA Study Area within 30 days of receipt of this letter. Comments and information you provide during the EA will be used to determine if the proposed improvements may have impacts that warrant further consideration prior to design and construction of the project. Your comments will be incorporated into the environmental clearance process and ultimately the EA document, as appropriate.

If you have any questions about the project, please contact me at (785) 296-1004 or Steve.Rockers@ks.gov.

Sincerely yours,

Steve Rockers, P.E.
Road Design Leader

Dwight D. Eisenhower State Office Building
700 S.W. Harrison Street
Topeka, KS 66603-3745
Julie L. Lorenz, Secretary



Phone: 785-296-3901
Fax: 785-296-4302
kdot#publicinfo@ks.gov
<http://www.ksdot.org>
Laura Kelly, Governor

October 4, 2021

Michele McNulty
U.S. Fish and Wildlife Service
2609 Anderson Avenue
Manhattan, KS 66502

Re: EA for U.S. 69 Modernization and Expansion Project (69Express), Johnson County, Kansas
FHWA Project Number: NHPP-A570(002) KDOT Project Number: 69-46 KA-5700-02

Dear Ms. McNulty,

This letter is regarding the Environmental Assessment (EA) being prepared by the Federal Highway Administration (FHWA), in cooperation with the Kansas Department of Transportation (KDOT), for improving the U.S. 69 Corridor within the southern limits of the City of Overland Park, in Johnson County, Kansas.

As part of the NEPA Concurrence Process for the project, an Alternatives Analysis Memorandum has been prepared to document the development and screening of alternatives for the project. The alternatives development and screening process has been shared with the project advisory group and the public during public and stakeholder engagement in the first half of 2021 to provide an opportunity for public review and comment.

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If you have any questions about the project, please contact me at (785) 296-1004 or Steve.Rockers@ks.gov.

Sincerely yours,

A handwritten signature in black ink that reads "Stephen F. Rockers". The signature is written in a cursive style.

Steve Rockers, P.E.
Road Design Leader



Dwight D. Eisenhower State Office Building
700 S.W. Harrison Street
Topeka, KS 66603-3745
Julie L. Lorenz, Secretary

Phone: 785-296-3901
Fax: 785-296-4302
kdot#publicinfo@ks.gov
<http://www.ksdot.org>
Laura Kelly, Governor

October 4, 2021

Leo Henning
Kansas Department of Health and Environment
1000 SW Jackson, Suite 400
Topeka, KS 66612

Re: EA for U.S. 69 Modernization and Expansion Project (69Express), Johnson County, Kansas
FHWA Project Number: NHPP-A570(002) KDOT Project Number: 69-46 KA-5700-02

Dear Mr. Henning,

This letter is regarding the Environmental Assessment (EA) being prepared by the Federal Highway Administration (FHWA), in cooperation with the Kansas Department of Transportation (KDOT), for improving the U.S. 69 Corridor within the southern limits of the City of Overland Park, in Johnson County, Kansas.

As part of the NEPA Concurrence Process for the project, an Alternatives Analysis Memorandum has been prepared to document the development and screening of alternatives for the project. The alternatives development and screening process has been shared with the project advisory group and the public during public and stakeholder engagement in the first half of 2021 to provide an opportunity for public review and comment.

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If you have any questions about the project, please contact me at (785) 296-1004 or Steve.Rockers@ks.gov.

Sincerely yours,

Steve Rockers, P.E.
Road Design Leader

Dwight D. Eisenhower State Office Building
700 S.W. Harrison Street
Topeka, KS 66603-3745
Julie L. Lorenz, Secretary



Phone: 785-296-3901
Fax: 785-296-4302
kdot#publicinfo@ks.gov
<http://www.ksdot.org>
Laura Kelly, Governor

October 4, 2021

HazMat Coordination
Kansas Department of Health and Environment
1000 SW Jackson, Suite 400
Topeka, KS 66612

Re: EA for U.S. 69 Modernization and Expansion Project (69Express), Johnson County, Kansas
FHWA Project Number: NHPP-A570(002) KDOT Project Number: 69-46 KA-5700-02

Dear Sir or Madam,

This letter is regarding the Environmental Assessment (EA) being prepared by the Federal Highway Administration (FHWA), in cooperation with the Kansas Department of Transportation (KDOT), for improving the U.S. 69 Corridor within the southern limits of the City of Overland Park, in Johnson County, Kansas.

As part of the NEPA Concurrence Process for the project, an Alternatives Analysis Memorandum has been prepared to document the development and screening of alternatives for the project. The alternatives development and screening process has been shared with the project advisory group and the public during public and stakeholder engagement in the first half of 2021 to provide an opportunity for public review and comment.

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If you have any questions about the project, please contact me at (785) 296-1004 or Steve.Rockers@ks.gov.

Sincerely yours,

A handwritten signature in black ink that reads "Stephen F. Rockers". The signature is written in a cursive, slightly slanted style.

Steve Rockers, P.E.
Road Design Leader



Dwight D. Eisenhower State Office Building
700 S.W. Harrison Street
Topeka, KS 66603-3745
Julie L. Lorenz, Secretary

Phone: 785-296-3901
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<http://www.ksdot.org>
Laura Kelly, Governor

October 4, 2021

Donna Fisher
Kansas Department of Health and Environment
1000 SW Jackson, Suite 400
Topeka, KS 66612

Re: EA for U.S. 69 Modernization and Expansion Project (69Express), Johnson County, Kansas
FHWA Project Number: NHPP-A570(002) KDOT Project Number: 69-46 KA-5700-02

Dear Ms. Fisher,

This letter is regarding the Environmental Assessment (EA) being prepared by the Federal Highway Administration (FHWA), in cooperation with the Kansas Department of Transportation (KDOT), for improving the U.S. 69 Corridor within the southern limits of the City of Overland Park, in Johnson County, Kansas.

As part of the NEPA Concurrence Process for the project, an Alternatives Analysis Memorandum has been prepared to document the development and screening of alternatives for the project. The alternatives development and screening process has been shared with the project advisory group and the public during public and stakeholder engagement in the first half of 2021 to provide an opportunity for public review and comment.

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If you have any questions about the project, please contact me at (785) 296-1004 or Steve.Rockers@ks.gov.

Sincerely yours,

Steve Rockers, P.E.
Road Design Leader

Dwight D. Eisenhower State Office Building
700 S.W. Harrison Street
Topeka, KS 66603-3745
Julie L. Lorenz, Secretary



Phone: 785-296-3901
Fax: 785-296-4302
kdot#publicinfo@ks.gov
<http://www.ksdot.org>
Laura Kelly, Governor

October 4, 2021

Brian Donahue
U.S. Army Corps of Engineers, Kansas City District
635 Federal Building
601 E. 12th Street
Kansas City, MO 64106

Re: EA for U.S. 69 Modernization and Expansion Project (69Express), Johnson County, Kansas
FHWA Project Number: NHPP-A570(002) KDOT Project Number: 69-46 KA-5700-02

Dear Mr. Donahue,

This letter is regarding the Environmental Assessment (EA) being prepared by the Federal Highway Administration (FHWA), in cooperation with the Kansas Department of Transportation (KDOT), for improving the U.S. 69 Corridor within the southern limits of the City of Overland Park, in Johnson County, Kansas.

As part of the NEPA Concurrence Process for the project, an Alternatives Analysis Memorandum has been prepared to document the development and screening of alternatives for the project. The alternatives development and screening process has been shared with the project advisory group and the public during public and stakeholder engagement in the first half of 2021 to provide an opportunity for public review and comment.

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If you have any questions about the project, please contact me at (785) 296-1004 or Steve.Rockers@ks.gov.

Sincerely yours,

A handwritten signature in black ink that reads "Stephen F. Rockers". The signature is written in a cursive style with a clear, legible font.

Steve Rockers, P.E.

Dwight D. Eisenhower State Office Building
700 S.W. Harrison Street
Topeka, KS 66603-3745
Julie L. Lorenz, Secretary



Phone: 785-296-3901
Fax: 785-296-4302
kdot#publicinfo@ks.gov
<http://www.ksdot.org>
Laura Kelly, Governor

October 4, 2021

Jennie Chinn
Kansas State Historical Society
6425 SW 6th Avenue
Topeka, KS 66615

Re: EA for U.S. 69 Modernization and Expansion Project (69Express), Johnson County, Kansas
FHWA Project Number: NHPP-A570(002) KDOT Project Number: 69-46 KA-5700-02

Dear Ms. Chinn,

This letter is regarding the Environmental Assessment (EA) being prepared by the Federal Highway Administration (FHWA), in cooperation with the Kansas Department of Transportation (KDOT), for improving the U.S. 69 Corridor within the southern limits of the City of Overland Park, in Johnson County, Kansas.

As part of the NEPA Concurrence Process for the project, an Alternatives Analysis Memorandum has been prepared to document the development and screening of alternatives for the project. The alternatives development and screening process has been shared with the project advisory group and the public during public and stakeholder engagement in the first half of 2021 to provide an opportunity for public review and comment.

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To remain on schedule, it is requested that your agency respond with any comments you may have on the Alternatives Analysis Memorandum or the revised NEPA Study Area within 30 days of receipt of this letter. Comments and information you provide during the EA will be used to determine if the proposed improvements may have impacts that warrant further consideration prior to design and construction of the project. Your comments will be incorporated into the environmental clearance process and ultimately the EA document, as appropriate.

If you have any questions about the project, please contact me at (785) 296-1004 or Steve.Rockers@ks.gov.

Sincerely yours,

Steve Rockers, P.E.
Road Design LeaderAttached

1320 Research Park Drive
Manhattan, KS 66502
785-564-6700
www. agriculture.ks.gov



900 SW Jackson, Room 456
Topeka, KS 66612
785-296-3556

Mike Beam, Secretary

Laura Kelly, Governor

Stephen Rockers
Kansas Department of Transportation
700 SW Harrison St
Topeka, KS 66603-3745
Email: Steve.Rockers@ks.gov

October 18, 2021

RE: U.S 69 Corridor Modernization and Expansion Project (KDOT # 69-46 KA-5700-02)

Mr. Rockers:

This correspondence will acknowledge receipt of the request for comments regarding the Alternative Analysis Memorandum and revised NEPA Study Area related to the above noted project. The request was received in our office on October 4, 2021.

Permitting will be required from the Kansas Department of Agriculture Division of Water Resources Water Structures Program and DWR has met with the design/build team regarding the permitting requirements. For more information or questions on this permitting process, please contact Janelle Phillips, P.E. (785) 564-6656.

The Water Appropriations Program of the Kansas Department of Agriculture Division of Water Resources has no comment on or objection to the project as proposed. If this project will require the use of any water from an unpermitted source (well or stream), a temporary or term permit may be required. Please contact Kristen Baum (785-564-6640) should this become a possibility.

The Kansas Department of Agriculture Division of Conservation has no objection to or comment on this project.

Thank you for the opportunity to review this project.

Sincerely,

A handwritten signature in blue ink that reads "Laura L. Moody". The signature is written in a cursive style.

Laura L Moody
Environmental Reviews
Kansas Department of Agriculture
Division of Water Resources
(785) 564-6674
KDA.EnvironmentalReview@ks.gov
<http://agriculture.ks.gov/dwr>



DEPARTMENT OF THE ARMY
U.S. ARMY CORPS OF ENGINEERS, KANSAS CITY DISTRICT
601 E. 12TH STREET, 635 FEDERAL BUILDING
KANSAS CITY, MO 64106-2824

October 7, 2021

Regulatory Branch
(NWK-2020-948)

Mr. Steve Rockers, P.E.
Kansas Department of Transportation
700 Southwest Harrison Street
Topeka, KS 66603

Dear Mr. Rockers:

This letter is in response to your request for comments regarding alternatives for the U.S. 69 Express Environmental Assessment. The planned work would occur along an approximate 10-mile length of U.S. 69 Highway in Johnson County, Kansas between 103rd Street and 179th Street. The proposed project involves improvements to the highway that may involve the placement of fill materials within waters of the U.S. along the route.

The Corps of Engineers has jurisdiction over all waters of the United States. Discharges of dredged or fill material in waters of the United States, including wetlands, require prior authorization from the Corps under Section 404 of the Clean Water Act (33 USC 1344). The implementing regulation for this Act is found at 33 CFR 320-332.

We have reviewed the Alternatives Memo for this project, sent for our review on October 4, 2021, and have no objections or concerns regarding the alternatives screening process for the project as outlined in that document. We will further evaluate the project for permit consideration when an application and the impacts of the proposed work to waters of the U.S. within the highway corridor have been submitted for the work associated with the project.

Thank you for providing us the opportunity to review the alternatives considered for the proposed project. If you have any questions concerning this matter, please feel free to write or contact me at 816-389-3703 or by email at brian.t.donahue@usace.army.mil. Please reference Permit file number NWK-2020-948 in all comments and/or inquiries relating to this project. This letter is only being provided to you electronically at: Steve.Rockers@ks.gov.

Sincerely,

Brian Donahue

Brian Donahue
Project Manager



**EASTERN SHAWNEE
CULTURAL PRESERVATION DEPARTMENT**

70500 East 128 Road, Wyandotte, OK 74370

October 15, 2021

Kansas Department of Transportation
700 S.W. Harrison Street
Topeka, KS 66603-3745

RE: KDOT Project Number: 69-46 KA-5700-02, Johnson County, Kansas

Dear Mr. Rockers,

The Eastern Shawnee Tribe has received your letter regarding the above referenced project(s) within Johnson County, Kansas. The Eastern Shawnee Tribe is committed to protecting sites important to Tribal Heritage, Culture and Religion. Furthermore, the Tribe is particularly concerned with historical sites that may contain but not limited to the burial(s) of human remains and associated funerary objects.

As described in your correspondence, and upon research of our database(s) and files, we find our people occupied these areas historically and/or prehistorically. However, the project proposes **NO Adverse Effect** or endangerment to known sites of interest to the Eastern Shawnee Tribe. Please continue project as planned. However, should this project inadvertently discover an archeological site or object(s) we request that you immediately contact the Eastern Shawnee Tribe, as well as the appropriate state agencies (within 24 hours). We also ask that all ground disturbing activity stop until the Tribe and State agencies are consulted. Please note that any future changes to this project will require additional consultation.

In accordance with the NHPA of 1966 (16 U.S.C. § 470-470w-6), federally funded, licensed, or permitted undertakings that are subject to the Section 106 review process must determine effects to significant historic properties. As clarified in Section 101(d)(6)(A-B), historic properties may have religious and/or cultural significance to Indian Tribes. Section 106 of NHPA requires Federal agencies to consider the effects of their actions on all significant historic properties (36 CFR Part 800) as does the National Environmental Policy Act of 1969 (43 U.S.C. § 4321-4347 and 40 CFR § 1501.7(a)). This letter evidences NHPA and NEPA historic properties compliance pertaining to consultation with this Tribe regarding the referenced proposed projects.

Thank you, for contacting the Eastern Shawnee Tribe, we appreciate your cooperation. Should you have any further questions or comments please contact our Office.

Sincerely,

Paul Barton, Tribal Historic Preservation Officer (THPO)
Eastern Shawnee Tribe of Oklahoma
(918) 666-5151 Ext:1833

From: [Steve Rockers \[KDOT\]](#)
To: [Brandon Yarbrough](#)
Cc: [Craig Cogan](#)
Subject: FW: Alternatives Concurrence - EA for U.S. 69 Modernization and Expansion Project (69Express), Johnson County, Kansas
Date: Friday, October 8, 2021 10:19:42 AM
Attachments: [EA for U.S. 69 Modernization and Expansion Project ParticipatingAgencyLetter - Alternatives.pdf](#)
[US69Express-NEPASTudyArea August2021.pdf](#)

fyi

Steve Rockers, P.E. | Kansas Department of Transportation-Road Design
785.296.1004 | steve.rockers@ks.gov

From: Tener, Scott (FAA) <scott.tener@faa.gov>
Sent: Friday, October 8, 2021 10:02 AM
To: Steve Rockers [KDOT] <Steve.Rockers@ks.gov>
Subject: RE: Alternatives Concurrence - EA for U.S. 69 Modernization and Expansion Project (69Express), Johnson County, Kansas

EXTERNAL: This email originated from outside of the organization. Do not click any links or open any attachments unless you trust the sender and know the content is safe.

We generally do not provide comments from an environmental perspective. However, we provide the following for your consideration:

[Airspace Considerations](#)

The project may require formal notice and review for airspace considerations under 14 CFR Part 77, *Safe, Efficient Use, and Preservation of the Navigable Airspace*. To determine if you need to file with FAA, go to <http://oeaaa.faa.gov> and click on the "Notice Criteria Tool" found at the left-hand side of the page.

Several items may need to be checked such as any structures, towers, poles, objects, and temporary construction equipment that exceed the notice criteria. For projects involving long routes, multiple locations will need to be checked. We recommend checking the route at 1-mile intervals and at increases in elevation.

If after using the tool, you determine that filing with FAA is required, we recommend a 120-day notification to accommodate the review process and issue our determination letter. Proposals may be filed at <http://oeaaa.faa.gov>. More information on this process may be found at: <http://www.faa.gov/airports/central/engineering/part77/>

Please let me know if you have any questions,

Scott Tener
Environmental Specialist

FAA Central Region Airports Division

901 Locust St., Room 364
Kansas City, Missouri 64106-2325
T 816.329.2639 | F 816.329.2611
<http://www.faa.gov/airports/central/>

From: Brandon Yarbrough <byarbrough@HNTB.com>
Sent: Tuesday, October 5, 2021 9:22 AM
To: Tener, Scott (FAA) <scott.tener@faa.gov>
Subject: FW: Alternatives Concurrence - EA for U.S. 69 Modernization and Expansion Project (69Express), Johnson County, Kansas

Scott – We have been getting emails bounced back. Trying to send this with minimal attachments to see if that is the issue. You can find the Alternatives Memo referenced in the letter at <https://www.69express.org/AlternativesScreening/> or reach out and we can find another option. Thank you.

Brandon Yarbrough, AICP
Project Manager - Planning
HNTB Corporation
Tel (816) 527-2007 Cell (319) 269-9645

From: Brandon Yarbrough
Sent: Tuesday, October 5, 2021 9:19 AM
To: 'scott.tener@faa.gov' <scott.tener@faa.gov>
Subject: Alternatives Concurrence - EA for U.S. 69 Modernization and Expansion Project (69Express), Johnson County, Kansas

Attached you will find the official notification for Agency Coordination and Concurrence on the Alternatives Analysis for the U.S. 69 Expansion Project in Johnson County, Kansas. As a Participating Agency this is your opportunity to review and provide comment on the Alternatives Analysis. We ask for your comments within 30 days of receipt of this correspondence.

If you would like a paper copy, please respond to this email.

Please submit comments to Steve Rockers at KDOT (Steve.Rockers@ks.gov).

Brandon Yarbrough, AICP
Project Manager - Planning
Transportation Planning and Policy Group
Tel (816) 527-2007 Cell (319) 269-9645

HNTB CORPORATION
715 Kirk Drive, Kansas City, MO 64105 | www.hntb.com

Brandon Yarbrough, AICP

Project Manager - Planning

Transportation Planning and Policy Group

Tel (816) 527-2007 Cell (319) 269-9645

HNTB CORPORATION

715 Kirk Drive, Kansas City, MO 64105 | www.hntb.com

This e-mail and any files transmitted with it are confidential and are intended solely for the use of the individual or entity to whom they are addressed. If you are NOT the intended recipient and receive this communication, please delete this message and any attachments. Thank you.

From: Steve Rockers [KDOT] <Steve.Rockers@ks.gov>
Sent: Monday, November 1, 2021 1:29 PM
To: Brandon Yarbrough; Cliff Ehrlich [KDOT]
Cc: Craig Cogan
Subject: FW: KDWP Review, Track 20200933-5 -- KDOT Proj #69-46 KA-5700-02, US. 69 highway expansion (Johnson Co)

fyi

Steve Rockers, P.E. | Kansas Department of Transportation-Road Design
785.296.1004 | steve.rockers@ks.gov

From: Eddy, Zac [KDWP] <Zac.Eddy@KS.GOV>
Sent: Monday, November 1, 2021 10:55 AM
To: Steve Rockers [KDOT] <Steve.Rockers@ks.gov>
Subject: KDWP Review, Track 20200933-5 -- KDOT Proj #69-46 KA-5700-02, US. 69 highway expansion (Johnson Co)

Steve Rockers,

We have reviewed the Environmental Assessment (EA) for the proposed U.S. 69 Modernization and Expansion Project ("69 Express") to occur in Overland Park, Johnson County, Kansas. Project details were reviewed for potential impacts to critical wildlife habitats, current state-listed threatened or endangered species and species in need of conservation, as well as Kansas Department of Wildlife and Parks managed areas for which this agency has administrative authority.

We understand the preferred construction alternative will construct express toll lanes along the existing U.S. Highway 69 corridor to improve travel service. The EA indicates minor impacts to parks and recreation facilities may occur. We note that some impacts may occur to native deciduous forests. If avoidance of forest clearing is infeasible, we encourage the project sponsors to offset lost forested acreage. We also provide the following comments and general recommendations. When applicable:

- **Avoid impacts to existing streams and rivers, adjacent riparian zones, wetlands, and native prairie and woodland areas.**

- **Minimize all bank or instream activity, particularly during general fish spawning season (March 1 – Aug. 31).**
- **Incorporate principles of low impact development (LID), such as permeable asphalt pavement, porous concrete, swales, bioretention, or raingardens. More info on LID: <https://www.epa.gov/nps/urban-runoff-low-impact-development>.**
- **Implement and maintain standard erosion control Best Management Practices during all aspects of construction by installing sediment barriers (wattles, filter logs, rock check ditches, mulching, or any combination of these) across the entire construction area to prevent sediment and spoil from entering aquatic systems. Barriers should be maintained at high functioning capacity until construction is completed and vegetation is established. For more information on erosion BMPs go to: <http://www.kdheks.gov/stormwater/#construct>.**
- **Reseed disturbed areas with native warm-season grasses, forbs, and trees.**

Results of our review indicate there will be no significant impacts to crucial wildlife habitats; therefore, no special mitigation measures are recommended. The project will not impact any public recreational areas, nor could we document any potential impacts to currently-listed threatened or endangered species or species in need of conservation. No Department of Wildlife and Parks permits or special authorizations will be needed if construction is started within one year, and no design changes are made in the project plans. Permits may still be required from other agencies. We recommend consultation with all other applicable regulatory authorities which, among others, may include Kansas Department of Health and Environment, Kansas Department of Agriculture-Division of Water Resources, and the U.S. Army Corps of Engineers.

Since the Department's recreational land obligations and the State's species listings periodically change, if construction has not started within one year of this date, or if design changes are made in the project plans, the project sponsor must contact this office to verify continued applicability of this assessment report. For our purposes, we consider construction started when advertisements for bids are distributed.

Please consider this email our official review for this project. Thank you for the opportunity to provide these comments and recommendations. Please let me know if you have any questions or concerns about the preceding information.

Please direct all review materials electronically to kdwpt.ess@ks.gov to streamline the review process for all parties.

Thank you.



--

Zac Eddy | *Terrestrial Ecologist*

Kansas Department of Wildlife and Parks

512 SE 25th Ave. | Pratt, KS 67124

(620) 672-0788 | ksoutdoors.com

Division of Environment
Curtis State Office Building
1000 SW Jackson St., Suite 400
Topeka, KS 66612-1367



Phone: 785-296-1535
Fax: 785-559-4264
www.kdheks.gov

Lee A. Norman, M.D., Secretary

Laura Kelly, Governor

Comments by: KDHE

Transmittal Date: October 28, 2021

This form provides notification and the opportunity for your agency to review and comments on this proposed project as required by Executive Order 12372. Review Agency, please complete Parts II and III as appropriate and return to the contact person listed below. Your prompt response will be appreciated.

Return To: Steve Rockers, P.E.
Eisenhower State Office Bldg.
Road Design Section
700 S.W. Harrison St.
Topeka, KS 66603-3745

PART I

REVIEW AGENCIES/COMMISSION

<input type="checkbox"/> Aging	<input type="checkbox"/> Education	<input type="checkbox"/> State Forester
<input type="checkbox"/> Agriculture	<input type="checkbox"/> Geological Survey, KS	<input type="checkbox"/> Transportation
<input type="checkbox"/> Biological Survey	<input checked="" type="checkbox"/> Health & Environment	<input type="checkbox"/> Water Office, KS
<input type="checkbox"/> Conservation Commission	<input type="checkbox"/> Historical Society	<input type="checkbox"/> Wildlife & Parks
<input type="checkbox"/> Corporation Commission	<input type="checkbox"/> Social & Rehabilitation	<input type="checkbox"/> Commerce

PART II

AGENCY REVIEW COMMENTS

COMMENTS: (Attach additional sheet if necessary) Re: U.S. 69 Modernization and Expansion Project (69 Express), Johnson County, Kansas. KDOT Project No. 69-46 KA-5700-02

Kevin Heit, Bureau of Waste Management comments are enclosed for this project.


Please see the enclosed comments submitted from Christopher Wierman, Delbert Smith, Seth Mettling, Wyatt Harness and Brett Tavener, Bureau of Environmental Remediation. Connie Ellis, Bureau of Air: BOA has no comments. Tom Stiles, Bureau of Water: has no comments but believes the preferred alternative likely will have slightly less environmental impact than the widening alternative.

PART III

RECOMMENDED ACTION COMMENTS:

<input type="checkbox"/> Clearance of the project should be granted.	<input checked="" type="checkbox"/> Clearance of the project should not be delayed but the Applicant should (in the final application) address and clarify the question or concerns indicated above.
<input type="checkbox"/> Clearance of the project should not be granted.	<input type="checkbox"/> Request the opportunity to review final application prior to submission to the federal funding agency.
<input type="checkbox"/> Clearance of the project should be delayed until the issues or questions above have been clarified.	
<input type="checkbox"/> Request a State Process Recommendation in concurrence with the above comments	

DIVISIONS/ AGENCY/ COMMISSION:



Donna Fisher, Director's Office
Phone: 785.291.3092
Email: donna.fisher@ks.gov

Division of Environment
Curtis State Office Building
1000 SW Jackson St., Suite 400
Topeka, KS 66612-1367



Phone: 785-296-1535
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Lee A. Norman, M.D., Secretary

Laura Kelly, Governor

MEMORANDUM

TO: Donna Fisher

CC: Ken Powell, Julie Coleman

FROM: Kevin Heit – Bureau of Waste Management

DATE: October 12th, 2021

RE: Intergovernmental Agency Review requested by Kansas Department of Transportation (KDOT) for the U.S. 69 Modernization and Expansion Project (69 Express), KDOT Project Number: 69-46 KA-5700-02 in Johnson County, KS.

The Kansas Department of Transportation and its contractor(s) should review the attached Technical Guidance Document and ensure all waste is properly disposed. Waste that does not meet the definition of clean rubble or construction/demolition waste should be disposed at a permitted municipal solid waste landfill. If further information is required, I may be reached via email at kevin.heit@ks.gov or by phone at (785) 296-1757.



Construction and Demolition Wastes and Clean Rubble Technical Guidance Document SW-1994-G2

Construction and Demolition (C&D) waste is solid waste generated during construction or demolition activities. Clean rubble is also generated during construction or demolition activities, but it differs in composition from C&D waste. This document explains the definitions of C&D waste and clean rubble and acceptable methods for disposal of both.

Construction and Demolition Waste

Definition of C&D waste

C&D waste is defined in KSA 65-3402 (u) as:

- solid waste resulting from the construction, remodeling, repair and demolition of structures, roads, sidewalks and utilities;
- untreated wood and untreated sawdust from any source;
- treated wood from construction or demolition projects;
- small amounts of municipal solid waste generated by the consumption of food and drinks at construction or demolition sites, including, but not limited to, cups, bags and bottles;
- furniture and appliances from which ozone depleting chlorofluorocarbons have been removed in accordance with the provisions of the federal clean air act;
- solid waste consisting of motor vehicle window glass; and
- solid waste consisting of vegetation from land clearing and grubbing, utility maintenance, and seasonal or storm related cleanup.

Such wastes include, but are not limited to, bricks, concrete, and other masonry materials, roofing materials, soil, rock, wood, wood products, wall or floor coverings, plaster, drywall, plumbing fixtures, electrical wiring, electrical components containing no hazardous materials, non-asbestos insulation and construction related packaging.

Other statutes and regulations further refine the definition:

Construction related packaging means small quantities of packaging wastes that are generated in the construction, remodeling or repair of structures and related appurtenances. "Construction related packaging" does not include packaging wastes that are generated at retail establishments selling construction materials, chemical containers generated from any source or packaging generated during maintenance of existing structures. *KSA 65-3402(dd)*

Furniture and appliances do not include computer monitors and other computer components, televisions, videocassette recorders, stereos, and similar waste electronics.
KAR 28-29-300(a)(4)(A)

Treated wood includes wood treated with any of the following:

- (i) Creosote;
- (ii) oil-borne preservatives, including pentachlorophenol and copper naphthenate;

- (iii) waterborne preservatives, including chromated copper arsenate (CCA), ammoniacal copper zinc arsenate (ACZA), and ammoniacal copper quaternary compound (ACQ); or
- (iv) any other chemical that poses risks to human health and the environment that are similar to the risks posed by the chemicals specified in paragraphs (i) through (iii).

KAR 28-29-300(a)(4)(B)

Untreated wood includes the following, if the wood has not been treated with any of the chemicals listed in the definition of treated wood:

- (i) Coated wood, including wood that has been painted, stained, or varnished; and
- (ii) engineered wood, including plywood, laminated wood, oriented-strand board, and particle board. KAR 28-29-300(a)(4)(C)

Wastes which may be disposed of in a C&D landfill

In addition to the items *explicitly* identified as C&D waste in KSA 65-3402 (u), the Kansas Department of Health and Environment (KDHE) considers the following materials as *acceptable* for disposal in a C&D landfill:

1. Uncontaminated wooden pallets;
2. Street sweepings (litter must be removed and concentrations of metals, volatile organic compounds, and other compounds must be below regulatory levels);
3. Floor tile, siding, and roofing material containing non-friable asbestos. This material should be:
 - a. handled so it remains non-friable (e.g., may have to be manually removed prior to demolition of structure);
 - b. transported wet (covered with a mist spray to suppress dust) or transported with tarp cover; and
 - c. covered immediately at the landfill;
4. Trees, brush, sod, and incidental quantities of leaves and grass;
5. Ash and other residues from the burning of trees and brush (trees and brush must have been burned in accordance with KAR 28-19-647);
6. Metal scrap (e.g. tie strapping);
7. Mobile homes and trailers (except the tires and fuel tanks). KDHE encourages the recycling of metal components.

Dry mud trap solids from commercial car washes may be applied as cover at a C&D landfill. To be considered a solid the material must pass the paint filter test, EPA method SW 846/9095.

Wastes which may *not* be disposed of in a C&D landfill

Construction and demolition waste does not include waste material containing friable asbestos, garbage, appliances from which ozone depleting chlorofluorocarbons have not been removed in accordance with the provisions of the federal clean air act, electrical equipment containing hazardous materials, tires, drums and containers even though such wastes resulted from construction and demolition activities.

KSA 65-3402(u)

In addition to the items *explicitly* identified as not being C&D waste, KDHE considers the following wastes *unacceptable* for disposal in a C&D landfill:

1. Processed tires - i.e. cut or baled;
2. Mud trap wastes from businesses other than commercial car washes;
3. Bagged or bulk quantities of leaves and/or grass clippings;
4. Trash bags, unless demonstrated to contain only acceptable wastes.

Disposal options for C&D wastes

Acceptable C&D wastes may be disposed of in either a municipal solid waste landfill (MSWLF) or in a C&D landfill. Both MSWLFs and C&D landfills must be approved by KDHE through a permit process. But because of the relatively inert nature of the wastes disposed in C&D landfills, these landfills do not have to meet design standards as strict as those for MSWLFs.

Most C&D landfills will, on occasion, receive waste that is not appropriate for disposal. Therefore, all C&D landfills should conduct waste screening (i.e., inspect incoming waste and remove unacceptable materials) and maintain a dumpster or roll-off container onsite for unacceptable wastes which are received at the landfill. Waste screening is covered in Technical Guidance Document SW 02-01, and storage of unapproved wastes screened from construction and demolition landfills is addressed in Bureau of Waste Management Policy 02-01.

Clean Rubble

Definition of clean rubble

According to KSA 65-3402 (w), "Clean rubble means the following types of construction and demolition waste: concrete and concrete products including reinforcing steel, asphalt pavement, brick, rock and uncontaminated soil as defined in rules and regulations adopted by the secretary."

KSA 65-3415b lists "clean rubble" as a waste which is exempt from the state solid waste tonnage fee. The definition of "construction and demolition waste" in KSA 65-3402(u) states: "Clean rubble that is mixed with other construction and demolition waste during demolition or transportation shall be considered to be construction and demolition waste."

Clean rubble that is brought separately to a construction and demolition landfill or a municipal solid waste landfill is not subject to the tonnage fee, even if the clean rubble is mixed with construction and demolition waste or municipal solid waste upon disposal.

Disposal of clean rubble

The stable nature of the materials in clean rubble means it may be disposed of with C&D waste, or it may be disposed of separately at a clean rubble site. However, clean rubble that is mixed with other C&D waste during demolition or transportation is considered to be C&D waste and must be disposed of at either a MSWLF or at a C&D landfill.

Unlike a C&D landfill, state statutes do not require a solid waste permit for operation of a site that accepts only clean rubble. However, a clean rubble site may be subject to local city or county requirements such as local approval (zoning or land use) and local ordinances.

Approval from the Division of Water Resources (DWR) may be required if the site is located in the 100-year flood plain. The operation and appearance of the site must not create a public nuisance or adversely affect the public health or the environment.

For additional information regarding the proper management of solid or hazardous waste in Kansas, you may visit the Bureau of Waste Management website at <http://www.kdheks.gov/waste/> or contact the Bureau at: (785) 296-1600, bwm_web@kdheks.gov, or the address at the top of this document.

Division of Environment
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1000 SW Jackson St., Suite 410
Topeka, KS 66612-1367



Phone: 785-296-1660
Fax: 785-559-4261
www.kdheks.gov

Lee A. Norman, M.D., Secretary

Laura Kelly, Governor

MEMORANDUM

TO: Donna Fisher
FROM: Christopher Wierman
DATE: October 13, 2021
RE: Intergovernmental Agency Review requested by the Kansas Department of Transportation for a US-69 Modernization and Expansion Project in Johnson County

The Kansas Department of Health and Environment Bureau of Environmental Remediation (KDHE/BER), Assessment and Restoration Section, Dry Cleaner / Superfund Unit, has not identified contaminated Superfund sites within the vicinity of the proposed project.

The following dry cleaner sites have been identified within the study area of the project:

Pride Cleaners #1031 (C5-081-70782) located at 10372 Mastin St

- This Site is located within the study area, approximately 220 ft from US-69. One soil sample was collected on the western side of the building that contained PCE and TCE above the Kansas Soil-to-Groundwater Pathway RSK (121 ug/kg and 84.2 ug/kg respectively) 2-3 ft below ground surface (bgs). Groundwater is also contaminated with tetrachloroethylene (PCE), Trichloroethylene (TCE), and Vinyl Chloride (VC) above MCL on the western border of the Site (on the highway side) and TCE and VC above MCL on the eastern side. Groundwater depth was eight (8) feet or greater below top of temporary piezometer casing. Depending on the final design and area of work, soil contamination from this Site may impact the project. Groundwater contamination is not expected to impact the project.

Pride Cleaners #26 (C4-046-72122) located at 7940 W 151st St

- This Site is located 437 ft from the highway and 336 ft from a highway off-ramp. Soil contaminated with TCE above the Soil-to-Groundwater RSK has been confirmed 1-2 ft (bgs) underneath the former building. Depending on the final design and area of work, soil contamination from this Site could impact the project; however, based on the plan maps dated June 2021, impact from this site is unlikely.

The following dry cleaner site has been identified proximate to the study area:

Pride 1040 (C4-046-72987) located at 8748 W. 135th St

- This Site is not expected to impact the project.

Staff members or representatives for the KDOT, the Federal Highway Administration or Johnson County are welcome to come and view the KDHE/BER files in accordance with the Kansas Open Records Act. Please contact me at (785) 296-5548 or by email at christopher.wierman@ks.gov if you have any questions.

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Lee A. Norman, M.D., Secretary

Laura Kelly, Governor

MEMORANDUM

TO: Donna Fisher
FROM: Delbert Smith
DATE: October 6, 2021
RE: Intergovernmental Agency Review requested by HNTB Corporation (US-69 Project).

The Kansas Department of Health and Environment Bureau of Environmental Remediation (KDHE/BER), Assessment and Restoration Section, Spills Unit, has no identified contaminated spill sites within the vicinity of the proposed project.

Staff members or representatives for the HNTB Corporation are welcome to come and view the KDHE/BER files in accordance with the Kansas Open Records Act. Please contact me at (785) 368-7301 or by email at delbert.smith@ks.gov if you have any questions.

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Phone: 785-296-1535
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Lee A. Norman, M.D., Secretary

Laura Kelly, Governor

TO: Donna Fisher
FROM: Seth Mettling
DATE: October 12, 2021
RE: Intergovernmental Agency Review, requested by KDOT

Redevelopment Section – Brownfield Program notes no known sites within the project area. Clearance for the project should be granted.

Staff members or representatives for KDOT are welcome to come and view the KDHE/BER files in accordance with the Kansas Open Records Act. Please contact me at 785.296.5519 or by email at seth.mettling@ks.gov if you have any questions or concerns.

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Lee A. Norman, M.D., Secretary

Laura Kelly, Governor

MEMORANDUM

TO: Donna Fisher
FROM: Wyatt Harness
DATE: October 20, 2021
RE: Intergovernmental Agency Review requested by the Federal Highway Administration (FHWA), in cooperation with the Kansas Department of Transportation (KDOT) regarding the U.S. 69 Modernization and Expansion Project (69Express)

The Kansas Department of Health and Environment Bureau of Environmental Remediation (KDHE/BER), Assessment and Restoration Section, Orphan Sites Unit, has not identified any sites within the vicinity of the project which would be impacted by or would impact the proposed project.

Staff members or representatives for the FHWA and/or KDOT are welcome to come and view the KDHE/BER files in accordance with the Kansas Open Records Act. Please contact me at (785) 296-1681 or by email at Wyatt.Harness@ks.gov if you have any questions.

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Lee A. Norman, M.D., Secretary

Laura Kelly, Governor

MEMORANDUM

TO: Donna Fisher

FROM: Brett Tavener

DATE: October 6, 2021

RE: Intergovernmental Agency Review for U.S. 69 Modernization and Expansion Project (69 Express), Johnson County, KS – FHWA Project Number: NHPP-A570(002)

The Kansas Department of Health and Environment Bureau of Environmental Remediation (KDHE/BER), Storage Tank Section, did not identify any storage tank facilities within the vicinity of the proposed project area. Clearance for the project should be granted.

Staff members or representatives for the Kansas Department of Transportation or their consultant are welcome to come and view the KDHE/BER files in accordance with the Kansas Open Records Act. Please contact me at 785-291-3105 or brett.tavener@ks.gov if you have any questions or concerns.



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Julie L. Lorenz, Secretary

Phone: 785-296-3901
Fax: 785-296-4302
kdot#publicinfo@ks.gov
http://www.ksdot.org
Laura Kelly, Governor

December 22, 2021

Amber Tilley
U.S. Environmental Protection Agency
11201 Renner Blvd
Lenexa, KS 66219

Re: EA for U.S. 69 Modernization and Expansion Project (69Express), Johnson County, Kansas
FHWA Project Number: NHPP-A570(002) KDOT Project Number: 69-46 KA-5700-02

Dear Ms. Tilley,

This letter is regarding the Environmental Assessment (EA) being prepared by the Federal Highway Administration (FHWA), in cooperation with the Kansas Department of Transportation (KDOT), for improvements to a section of U.S. 69 from 130rd Street to 179th Street, located within the southern limits of the City of Overland Park, in Johnson County, Kansas.

As part of the NEPA Concurrence Process for the project, this serves as notification of the posting of the Environmental Assessment for agency and public comment.

A copy of the Environmental Assessment and supporting documentation can be found on the project website (www.69express.org) to provide your agency an opportunity to review and comment as a Participating Agency for the project. To remain on schedule, it is requested that your agency respond with any comments you may have on the document within 30 days of receipt of this letter. Your comments will be incorporated into the EA document, as appropriate. A hard copy of the document can be provided upon request.

If you have any questions about the project, please contact me at (785) 296-1004 or Steve.Rockers@ks.gov.

Sincerely yours,

Steve Rockers, P.E.
Road Design Leader
KDOT



Dwight D. Eisenhower State Office Building
700 S.W. Harrison Street
Topeka, KS 66603-3745
Julie L. Lorenz, Secretary

Phone: 785-296-3901
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kdot#publicinfo@ks.gov
<http://www.ksdot.org>
Laura Kelly, Governor

December 22, 2021

Scott Tener
Federal Aviation Administration
901 Locust, Room 364
Kansas City, MO 64106

Re: EA for U.S. 69 Modernization and Expansion Project (69Express), Johnson County, Kansas
FHWA Project Number: NHPP-A570(002) KDOT Project Number: 69-46 KA-5700-02

Dear Mr. Tener,

This letter is regarding the Environmental Assessment (EA) being prepared by the Federal Highway Administration (FHWA), in cooperation with the Kansas Department of Transportation (KDOT), for improvements to a section of U.S. 69 from 130rd Street to 179th Street, located within the southern limits of the City of Overland Park, in Johnson County, Kansas.

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If you have any questions about the project, please contact me at (785) 296-1004 or Steve.Rockers@ks.gov.

Sincerely yours,

Steve Rockers, P.E.
Road Design Leader
KDOT



Dwight D. Eisenhower State Office Building
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Julie L. Lorenz, Secretary

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<http://www.ksdot.org>
Laura Kelly, Governor

December 22, 2021

Laura Moody
Kansas Department of Agriculture
1320 Research Park Drive
Manhattan, KS 66502

Re: EA for U.S. 69 Modernization and Expansion Project (69Express), Johnson County, Kansas
FHWA Project Number: NHPP-A570(002) KDOT Project Number: 69-46 KA-5700-02

Dear Ms. Moody,

This letter is regarding the Environmental Assessment (EA) being prepared by the Federal Highway Administration (FHWA), in cooperation with the Kansas Department of Transportation (KDOT), for improvements to a section of U.S. 69 from 130rd Street to 179th Street, located within the southern limits of the City of Overland Park, in Johnson County, Kansas.

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If you have any questions about the project, please contact me at (785) 296-1004 or Steve.Rockers@ks.gov.

Sincerely yours,

Steve Rockers, P.E.
Road Design Leader
KDOT



Dwight D. Eisenhower State Office Building
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<http://www.ksdot.org>
Laura Kelly, Governor

December 22, 2021

HazMat Coordination
Kansas Department of Health and Environment
1000 SW Jackson, Suite 400
Topeka, KS 66612

Re: EA for U.S. 69 Modernization and Expansion Project (69Express), Johnson County, Kansas
FHWA Project Number: NHPP-A570(002) KDOT Project Number: 69-46 KA-5700-02

Dear Sir or Madam,

This letter is regarding the Environmental Assessment (EA) being prepared by the Federal Highway Administration (FHWA), in cooperation with the Kansas Department of Transportation (KDOT), for improvements to a section of U.S. 69 from 130rd Street to 179th Street, located within the southern limits of the City of Overland Park, in Johnson County, Kansas.

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If you have any questions about the project, please contact me at (785) 296-1004 or Steve.Rockers@ks.gov.

Sincerely yours,

Steve Rockers, P.E.
Road Design Leader
KDOT



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<http://www.ksdot.org>
Laura Kelly, Governor

December 22, 2021

Leo Henning
Kansas Department of Health and Environment
1000 SW Jackson, Suite 400
Topeka, KS 66612

Re: EA for U.S. 69 Modernization and Expansion Project (69Express), Johnson County, Kansas
FHWA Project Number: NHPP-A570(002) KDOT Project Number: 69-46 KA-5700-02

Dear Mr. Henning,

This letter is regarding the Environmental Assessment (EA) being prepared by the Federal Highway Administration (FHWA), in cooperation with the Kansas Department of Transportation (KDOT), for improvements to a section of U.S. 69 from 130rd Street to 179th Street, located within the southern limits of the City of Overland Park, in Johnson County, Kansas.

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If you have any questions about the project, please contact me at (785) 296-1004 or Steve.Rockers@ks.gov.

Sincerely yours,

Steve Rockers, P.E.
Road Design Leader
KDOT



Dwight D. Eisenhower State Office Building
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Julie L. Lorenz, Secretary

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http://www.ksdot.org
Laura Kelly, Governor

December 22, 2021

J. Daren Riedle
Kansas Department of Wildlife, Parks & Tourism
512 SE 25th Ave
Pratt, KS 67124

Re: EA for U.S. 69 Modernization and Expansion Project (69Express), Johnson County, Kansas
FHWA Project Number: NHPP-A570(002) KDOT Project Number: 69-46 KA-5700-02

Dear Mr. Riedle,

This letter is regarding the Environmental Assessment (EA) being prepared by the Federal Highway Administration (FHWA), in cooperation with the Kansas Department of Transportation (KDOT), for improvements to a section of U.S. 69 from 130rd Street to 179th Street, located within the southern limits of the City of Overland Park, in Johnson County, Kansas.

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If you have any questions about the project, please contact me at (785) 296-1004 or Steve.Rockers@ks.gov.

Sincerely yours,

Steve Rockers, P.E.
Road Design Leader
KDOT



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Julie L. Lorenz, Secretary

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<http://www.ksdot.org>
Laura Kelly, Governor

December 22, 2021

Krystal Beat
Kansas Department of Wildlife, Parks & Tourism
512 SE 25th Ave
Pratt, KS 67124

Re: EA for U.S. 69 Modernization and Expansion Project (69Express), Johnson County, Kansas
FHWA Project Number: NHPP-A570(002) KDOT Project Number: 69-46 KA-5700-02

Dear Ms. Beat,

This letter is regarding the Environmental Assessment (EA) being prepared by the Federal Highway Administration (FHWA), in cooperation with the Kansas Department of Transportation (KDOT), for improvements to a section of U.S. 69 from 130rd Street to 179th Street, located within the southern limits of the City of Overland Park, in Johnson County, Kansas.

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If you have any questions about the project, please contact me at (785) 296-1004 or Steve.Rockers@ks.gov.

Sincerely yours,

Steve Rockers, P.E.
U.S. 69 Express Project Director
KDOT



Dwight D. Eisenhower State Office Building
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Julie L. Lorenz, Secretary

Phone: 785-296-3901
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http://www.ksdot.org
Laura Kelly, Governor

December 22, 2021

Jennie Chinn
Kansas State Historical Society
6425 SW 6th Avenue
Topeka, KS 66615

Re: EA for U.S. 69 Modernization and Expansion Project (69Express), Johnson County, Kansas
FHWA Project Number: NHPP-A570(002) KDOT Project Number: 69-46 KA-5700-02

Dear Ms. Chinn,

This letter is regarding the Environmental Assessment (EA) being prepared by the Federal Highway Administration (FHWA), in cooperation with the Kansas Department of Transportation (KDOT), for improvements to a section of U.S. 69 from 130rd Street to 179th Street, located within the southern limits of the City of Overland Park, in Johnson County, Kansas.

As part of the NEPA Concurrence Process for the project, this serves as notification of the posting of the Environmental Assessment for agency and public comment.

A copy of the Environmental Assessment and supporting documentation can be found on the project website (www.69express.org) to provide your agency an opportunity to review and comment as a Participating Agency for the project. To remain on schedule, it is requested that your agency respond with any comments you may have on the document within 30 days of receipt of this letter. Your comments will be incorporated into the EA document, as appropriate. A hard copy of the document can be provided upon request.

If you have any questions about the project, please contact me at (785) 296-1004 or Steve.Rockers@ks.gov.

Sincerely yours,

Steve Rockers, P.E.
Road Design Leader
KDOT



Dwight D. Eisenhower State Office Building
700 S.W. Harrison Street
Topeka, KS 66603-3745
Julie L. Lorenz, Secretary

Phone: 785-296-3901
Fax: 785-296-4302
kdot#publicinfo@ks.gov
http://www.ksdot.org
Laura Kelly, Governor

December 22, 2021

Brian Donahue
U.S. Army Corps of Engineers, Kansas City District
635 Federal Building
601 E. 12th Street
Kansas City, MO 64106

Re: EA for U.S. 69 Modernization and Expansion Project (69Express), Johnson County, Kansas

FHWA Project Number: NHPP-A570(002)

KDOT Project Number: 69-46 KA-5700-02

Dear Mr. Donahue,

This letter is regarding the Environmental Assessment (EA) being prepared by the Federal Highway Administration (FHWA), in cooperation with the Kansas Department of Transportation (KDOT), for improvements to a section of U.S. 69 from 130rd Street to 179th Street, located within the southern limits of the City of Overland Park, in Johnson County, Kansas.

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If you have any questions about the project, please contact me at (785) 296-1004 or Steve.Rockers@ks.gov.

Sincerely yours,

Steve Rockers, P.E.
Road Design Leader
KDOT



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Fax: 785-296-4302
kdot#publicinfo@ks.gov
<http://www.ksdot.org>
Laura Kelly, Governor

December 22, 2021

Michele McNulty
U.S. Fish and Wildlife Service
2609 Anderson Avenue
Manhattan, KS 66502

Re: EA for U.S. 69 Modernization and Expansion Project (69Express), Johnson County, Kansas
FHWA Project Number: NHPP-A570(002) KDOT Project Number: 69-46 KA-5700-02

Dear Ms. McNulty,

This letter is regarding the Environmental Assessment (EA) being prepared by the Federal Highway Administration (FHWA), in cooperation with the Kansas Department of Transportation (KDOT), for improvements to a section of U.S. 69 from 130rd Street to 179th Street, located within the southern limits of the City of Overland Park, in Johnson County, Kansas.

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If you have any questions about the project, please contact me at (785) 296-1004 or Steve.Rockers@ks.gov.

Sincerely yours,

Steve Rockers, P.E.
Road Design Leader
KDOT



Dwight D. Eisenhower State Office Building
700 S.W. Harrison Street
Topeka, KS 66603-3745
Julie L. Lorenz, Secretary

Phone: 785-296-3901
Fax: 785-296-4302
kdot#publicinfo@ks.gov
<http://www.ksdot.org>
Laura Kelly, Governor

December 22, 2021

Brice Obermeyer
Delaware Tribe of Indians
1200 Commercial Street
Roosevelt Hall, RM 212
Emporia State University
Emporia, KS 66801

Re: EA for U.S. 69 Modernization and Expansion Project (69Express), Johnson County, Kansas
FHWA Project Number: NHPP-A570(002) KDOT Project Number: 69-46 KA-5700-02

Dear Brice Obermeyer,

This letter is regarding the Environmental Assessment (EA) being prepared by the Federal Highway Administration (FHWA), in cooperation with the Kansas Department of Transportation (KDOT), for improvements to a section of U.S. 69 from 130rd Street to 179th Street, located within the southern limits of the City of Overland Park, in Johnson County, Kansas.

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If you have any questions about the project, please contact me at (785) 296-1004 or Steve.Rockers@ks.gov.

Sincerely yours,

Steve Rockers, P.E.
Road Design Leader
KDOT



Dwight D. Eisenhower State Office Building
700 S.W. Harrison Street
Topeka, KS 66603-3745
Julie L. Lorenz, Secretary

Phone: 785-296-3901
Fax: 785-296-4302
kdot#publicinfo@ks.gov
<http://www.ksdot.org>
Laura Kelly, Governor

December 22, 2021

Kaw Nation of Oklahoma
P.O. Box 50
Kaw City, OK 74641

Re: EA for U.S. 69 Modernization and Expansion Project (69Express), Johnson County, Kansas
FHWA Project Number: NHPP-A570(002) KDOT Project Number: 69-46 KA-5700-02

To Whom It May Concern,

This letter is regarding the Environmental Assessment (EA) being prepared by the Federal Highway Administration (FHWA), in cooperation with the Kansas Department of Transportation (KDOT), for improvements to a section of U.S. 69 from 130rd Street to 179th Street, located within the southern limits of the City of Overland Park, in Johnson County, Kansas.

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If you have any questions about the project, please contact me at (785) 296-1004 or Steve.Rockers@ks.gov.

Sincerely yours,

Steve Rockers, P.E.
Road Design Leader
KDOT



Dwight D. Eisenhower State Office Building
700 S.W. Harrison Street
Topeka, KS 66603-3745
Julie L. Lorenz, Secretary

Phone: 785-296-3901
Fax: 785-296-4302
kdot#publicinfo@ks.gov
<http://www.ksdot.org>
Laura Kelly, Governor

December 22, 2021

Osage Nation of Oklahoma
222 W. Main Street
Pawhuska, OK 74056

Re: EA for U.S. 69 Modernization and Expansion Project (69Express), Johnson County, Kansas
FHWA Project Number: NHPP-A570(002) KDOT Project Number: 69-46 KA-5700-02

To Whom It May Concern,

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If you have any questions about the project, please contact me at (785) 296-1004 or Steve.Rockers@ks.gov.

Sincerely yours,

Steve Rockers, P.E.
Road Design Leader
KDOT



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700 S.W. Harrison Street
Topeka, KS 66603-3745
Julie L. Lorenz, Secretary

Phone: 785-296-3901
Fax: 785-296-4302
kdot#publicinfo@ks.gov
<http://www.ksdot.org>
Laura Kelly, Governor

December 22, 2021

Absentee Shawnee Tribe of Oklahoma
2025 S Gordon Cooper Dr.
Shawnee, OK 74801

Re: EA for U.S. 69 Modernization and Expansion Project (69Express), Johnson County, Kansas
FHWA Project Number: NHPP-A570(002) KDOT Project Number: 69-46 KA-5700-02

To Whom It May Concern,

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If you have any questions about the project, please contact me at (785) 296-1004 or Steve.Rockers@ks.gov.

Sincerely yours,

Steve Rockers, P.E.
Road Design Leader
KDOT



Dwight D. Eisenhower State Office Building
700 S.W. Harrison Street
Topeka, KS 66603-3745
Julie L. Lorenz, Secretary

Phone: 785-296-3901
Fax: 785-296-4302
kdot#publicinfo@ks.gov
<http://www.ksdot.org>
Laura Kelly, Governor

December 22, 2021

Mr. Brett Barnes
Eastern Shawnee Tribe of Oklahoma
P.O. Box 350
Seneca, MO 64865

Re: EA for U.S. 69 Modernization and Expansion Project (69Express), Johnson County, Kansas
FHWA Project Number: NHPP-A570(002) KDOT Project Number: 69-46 KA-5700-02

Dear Mr. Brett Barnes,

This letter is regarding the Environmental Assessment (EA) being prepared by the Federal Highway Administration (FHWA), in cooperation with the Kansas Department of Transportation (KDOT), for improvements to a section of U.S. 69 from 130th Street to 179th Street, located within the southern limits of the City of Overland Park, in Johnson County, Kansas.

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If you have any questions about the project, please contact me at (785) 296-1004 or Steve.Rockers@ks.gov.

Sincerely yours,

Steve Rockers, P.E.
Road Design Leader
KDOT



Dwight D. Eisenhower State Office Building
700 S.W. Harrison Street
Topeka, KS 66603-3745
Julie L. Lorenz, Secretary

Phone: 785-296-3901
Fax: 785-296-4302
kdot#publicinfo@ks.gov
<http://www.ksdot.org>
Laura Kelly, Governor

December 22, 2021

Joseph "Zeke" Rupnick, Office of the Tribal Chairman
Prairie Band Potawatomi Nation
16281 Q Road
Mayetta, KS 66509

Re: EA for U.S. 69 Modernization and Expansion Project (69Express), Johnson County, Kansas
FHWA Project Number: NHPP-A570(002) KDOT Project Number: 69-46 KA-5700-02

Dear Joseph "Zeke" Rupnick,

This letter is regarding the Environmental Assessment (EA) being prepared by the Federal Highway Administration (FHWA), in cooperation with the Kansas Department of Transportation (KDOT), for improvements to a section of U.S. 69 from 130th Street to 179th Street, located within the southern limits of the City of Overland Park, in Johnson County, Kansas.

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If you have any questions about the project, please contact me at (785) 296-1004 or Steve.Rockers@ks.gov.

Sincerely yours,

Steve Rockers, P.E.
Road Design Leader
KDOT



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700 S.W. Harrison Street
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Julie L. Lorenz, Secretary

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Fax: 785-296-4302
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<http://www.ksdot.org>
Laura Kelly, Governor

December 22, 2021

Wichita and Affiliated Tribes
P.O. Box 729
1 1/4 Miles North on Hwy 281
Anadarko, OK 73005

Re: EA for U.S. 69 Modernization and Expansion Project (69Express), Johnson County, Kansas
FHWA Project Number: NHPP-A570(002) KDOT Project Number: 69-46 KA-5700-02

To Whom It May Concern,

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If you have any questions about the project, please contact me at (785) 296-1004 or Steve.Rockers@ks.gov.

Sincerely yours,

Steve Rockers, P.E.
Road Design Leader
KDOT



Dwight D. Eisenhower State Office Building
700 S.W. Harrison Street
Topeka, KS 66603-3745
Julie L. Lorenz, Secretary

Phone: 785-296-3901
Fax: 785-296-4302
kdot#publicinfo@ks.gov
<http://www.ksdot.org>
Laura Kelly, Governor

December 22, 2021

Tonya Tipton
Shawnee Tribe
29 S Hwy 69A
Miani, OK 74354

Re: EA for U.S. 69 Modernization and Expansion Project (69Express), Johnson County, Kansas
FHWA Project Number: NHPP-A570(002) KDOT Project Number: 69-46 KA-5700-02

Dear Tonya Tipton,

This letter is regarding the Environmental Assessment (EA) being prepared by the Federal Highway Administration (FHWA), in cooperation with the Kansas Department of Transportation (KDOT), for improvements to a section of U.S. 69 from 130th Street to 179th Street, located within the southern limits of the City of Overland Park, in Johnson County, Kansas.

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If you have any questions about the project, please contact me at (785) 296-1004 or Steve.Rockers@ks.gov.

Sincerely yours,

Steve Rockers, P.E.
Road Design Leader
KDOT

1320 Research Park Drive
Manhattan, KS 66502
785-564-6700
www. agriculture.ks.gov



900 SW Jackson, Room 456
Topeka, KS 66612
785-296-3556

Mike Beam, Secretary

Laura Kelly, Governor

Stephen Rockers
Kansas Department of Transportation
700 SW Harrison St
Topeka, KS 66603-3745
Email: Steve.Rockers@ks.gov

December 30, 2021

RE: U.S 69 Corridor Modernization and Expansion Project (KDOT # 69-46 KA-5700-02)

Mr. Rockers:

Thank you for notifying us of the posting of the Environmental Assessment for the above noted project.

As stated previously, permitting will be required from the Kansas Department of Agriculture Division of Water Resources Water Structures Program and DWR has met with the design/build team regarding these permitting requirements. The Water Structures program looks forward to continued involvement as this project proceeds.

Sincerely,

Laura L Moody
Environmental Reviews
Kansas Department of Agriculture
Division of Water Resources
(785) 564-6674
KDA.EnvironmentalReview@ks.gov
<http://agriculture.ks.gov/dwr>

Eric Viera

From: Steve Rockers [KDOT] <Steve.Rockers@ks.gov>
Sent: Wednesday, December 29, 2021 10:50 AM
To: Brandon Yarbrough
Cc: Craig Cogan; Cliff Ehrlich [KDOT]; Javier Ahumada; Cameron McGown
Subject: FW: Agency Coordination - EA for U.S. 69 Modernization and Expansion Project (69Express), Johnson County, Kansas

Follow Up Flag: Flag for follow up
Flag Status: Flagged

fyi

Steve Rockers, P.E. | Kansas Department of Transportation-Road Design
785.296.1004 | steve.rockers@ks.gov

From: Tener, Scott (FAA) <scott.tener@faa.gov>
Sent: Wednesday, December 29, 2021 10:33 AM
To: Steve Rockers [KDOT] <Steve.Rockers@ks.gov>
Subject: RE: Agency Coordination - EA for U.S. 69 Modernization and Expansion Project (69Express), Johnson County, Kansas

EXTERNAL: This email originated from outside of the organization. Do not click any links or open any attachments unless you trust the sender and know the content is safe.

Thank you for the opportunity to comment on the EA for the subject project. We do not have any comments.

[Airspace Considerations](#)

The project may require formal notice and review for airspace considerations under 14 CFR Part 77, *Safe, Efficient Use, and Preservation of the Navigable Airspace*. To determine if you need to file with FAA, go to <http://oeaaa.faa.gov> and click on the "Notice Criteria Tool" found at the left-hand side of the page.

Several items may need to be checked such as any structures, towers, poles, objects, and temporary construction equipment that exceed the notice criteria. For projects involving long routes, multiple locations will need to be checked. We recommend checking the route at 1-mile intervals and at increases in elevation.

If after using the tool, you determine that filing with FAA is required, we recommend a 120-day notification to accommodate the review process and issue our determination letter. Proposals may be filed at <http://oeaaa.faa.gov>. More information on this process may be found at: <http://www.faa.gov/airports/central/engineering/part77/>

Please let me know if you have any questions,

Scott Tener
Environmental Specialist

FAA Central Region Airports Division
901 Locust St., Room 364

Kansas City, Missouri 64106-2325
T 816.329.2639 | F 816.329.2611
<http://www.faa.gov/airports/central/>

From: Brandon Yarbrough <byarbrough@HNTB.com>

Sent: Tuesday, December 28, 2021 10:53 AM

To: Tener, Scott (FAA) <scott.tener@faa.gov>

Cc: Steve Rockers [KDOT] <Steve.Rockers@ks.gov>; Cliff Ehrlich (Cliff.Ehrlich@ks.gov) <Cliff.Ehrlich@ks.gov>; Ahumada, Javier (FHWA) <javier.ahumada@dot.gov>; Cameron McGown <CMcGown@HNTB.com>

Subject: Agency Coordination - EA for U.S. 69 Modernization and Expansion Project (69Express), Johnson County, Kansas

Attached you will find the official notification of the opening of the Agency and Public Comment Period for the Environmental Assessment for the U.S. 69 Expansion Project in Johnson County, Kansas. As a Participating Agency this is your opportunity to review and provide comment on the Environmental Assessment. We ask for your comments within 30 days of receipt of this correspondence.

If you would like a paper copy, please respond to this email.

Please submit comments to Steve Rockers at KDOT (Steve.Rockers@ks.gov).

Brandon Yarbrough, AICP

Project Manager - Planning

Transportation Planning and Policy Group

Tel (816) 527-2007 Cell (319) 269-9645

HNTB CORPORATION

715 Kirk Drive, Kansas City, MO 64105 | www.hntb.com

This e-mail and any files transmitted with it are confidential and are intended solely for the use of the individual or entity to whom they are addressed. If you are NOT the intended recipient and receive this communication, please delete this message and any attachments. Thank you.

Eric Viera

From: Cordes, Zackary [KDWP] <Zackary.Cordes@KS.GOV>
Sent: Monday, January 3, 2022 12:12 PM
To: Steve Rockers [KDOT]
Cc: Brandon Yarbrough
Subject: KDWP Review: 20200933-6 US Highway 69 Expansion in Overland Park (Johnson)

Follow Up Flag: Flag for follow up
Flag Status: Flagged

Steve Rockers,

We have reviewed the information for the proposed U.S. 69 Modernization and Expansion Project, 69 Express, in Overland Park, Johnson County, Kansas. The project was reviewed for potential impacts to critical wildlife habitats, current state-listed threatened or endangered species and species in need of conservation, as well as Kansas Department of Wildlife and Parks managed areas for which this agency has administrative authority.

We understand the preferred construction alternative will construct express toll lanes along the existing U.S. Highway 69 corridor to improve travel service. The EA indicates minor impacts to parks and recreation facilities may occur. We note that some impacts may occur to native deciduous forests. If avoidance of forest clearing is infeasible, we encourage the project sponsors to offset lost forested acreage. We also provide the following comments and general recommendations. When applicable:

- **Avoid impacts to existing streams and rivers, adjacent riparian zones, wetlands, and native prairie and woodland areas.**
- **Minimize all bank or instream activity, particularly during general fish spawning season (March 1 – Aug. 31).**
- **Incorporate principles of low impact development (LID), such as permeable asphalt pavement, porous concrete, swales, bioretention, or raingardens. More info on LID: <https://www.epa.gov/nps/urban-runoff-low-impact-development>.**
- **Implement and maintain standard erosion control Best Management Practices during all aspects of construction by installing sediment barriers (wattles, filter logs, rock check ditches, mulching, or any combination of these) across the entire construction area to prevent sediment and spoil from entering aquatic systems. Barriers should be maintained at high functioning capacity until construction is completed and vegetation is established. For more information on erosion BMPs go to: <http://www.kdheks.gov/stormwater/#construct>.**
- **Reseed disturbed areas with native warm-season grasses, forbs, and trees.**

Results of our review indicate there will be no significant impacts to crucial wildlife habitats; therefore, no special mitigation measures are recommended. The project will not impact any public recreational areas, nor could we document any potential impacts to currently-listed threatened or endangered species or species in need of conservation. No Department of Wildlife and Parks permits or special authorizations will be needed if construction is started within one year, and no design changes are made in the project plans. Permits may still

be required from other agencies. We recommend consultation with all other applicable regulatory authorities which, among others, may include Kansas Department of Health and Environment, Kansas Department of Agriculture-Division of Water Resources, and the U.S. Army Corps of Engineers.

Since the Department's recreational land obligations and the State's species listings periodically change, if construction has not started within one year of this date, or if design changes are made in the project plans, the project sponsor must contact this office to verify continued applicability of this assessment report. For our purposes, we consider construction started when advertisements for bids are distributed.

Please consider this email our official review for this project. Thank you for the opportunity to provide these comments and recommendations. Please let me know if you have any questions or concerns about the preceding information.

Please direct all review materials electronically to kdwpt.ess@ks.gov to streamline the review process for all parties.

Thank you.

Zack Cordes | *Ecologist*
Kansas Department of Wildlife and Parks
512 SE 25th Ave. | Pratt, KS 67124
T: (620) 672-0822 | ksoutdoors.com
C: (785) 410-9652 | chickadeecheckoff.com

KSR&C No. 21-06-082
January 14, 2022

Steve Rockers, P.E.
U.S. 69 Express Project Director
Kansas Department of Transportation
Via Email

RE: U.S. 69 Express Environmental Assessment (EA)
KDOT Project No. 69-46 KA-5700-02
Johnson County

Dear Mr. Rockers:

In accordance with 36 CFR 800, the Kansas State Historic Preservation Office has reviewed your letter dated December 22, 2021, announcing availability of the project's Environmental Assessment (EA). Our office has no role in the NEPA process, but we have been involved with this project through Section 106 consultation. According to our records, archeological survey has been completed and we have concluded that no historic structures are situated within the APE. As this is a design/build project, our office has requested that any changes be submitted to our office for comment and review.

We look forward to working with you on this project and will await further correspondence as it progresses. If you have questions or need additional information regarding these comments, please contact Tim Weston at 785-272-8681 (ext. 214) or Lauren Jones at 785-272-8681 (ext. 225).

Sincerely,

Jennie Chinn, Executive Director and
State Historic Preservation Officer



Patrick Zollner
Deputy SHPO



**EASTERN SHAWNEE
CULTURAL PRESERVATION DEPARTMENT**

70500 East 128 Road, Wyandotte, OK 74370

January 10, 2022

Kansas Department of Transportation
700 S.W. Harrison Street
Topeka, KS 66603-3745

RE: KDOT Project Number: 69-46 KA-570 0-02, Overland Park, Johnson County, Kansas

Dear Mr. Rockers,

The Eastern Shawnee Tribe has received your letter regarding the above referenced project(s) within Johnson County, Kansas. The Eastern Shawnee Tribe is committed to protecting sites important to Tribal Heritage, Culture and Religion. Furthermore, the Tribe is particularly concerned with historical sites that may contain but not limited to the burial(s) of human remains and associated funerary objects.

As described in your correspondence, and upon research of our database(s) and files, we find our people occupied these areas historically and/or prehistorically. However, the project proposes **NO Adverse Effect** or endangerment to known sites of interest to the Eastern Shawnee Tribe. Please continue project as planned. However, should this project inadvertently discover an archeological site or object(s) we request that you immediately contact the Eastern Shawnee Tribe, as well as the appropriate state agencies (within 24 hours). We also ask that all ground disturbing activity stop until the Tribe and State agencies are consulted. Please note that any future changes to this project will require additional consultation.

In accordance with the NHPA of 1966 (16 U.S.C. § 470-470w-6), federally funded, licensed, or permitted undertakings that are subject to the Section 106 review process must determine effects to significant historic properties. As clarified in Section 101(d)(6)(A-B), historic properties may have religious and/or cultural significance to Indian Tribes. Section 106 of NHPA requires Federal agencies to consider the effects of their actions on all significant historic properties (36 CFR Part 800) as does the National Environmental Policy Act of 1969 (43 U.S.C. § 4321-4347 and 40 CFR § 1501.7(a)). This letter evidences NHPA and NEPA historic properties compliance pertaining to consultation with this Tribe regarding the referenced proposed projects.

Thank you, for contacting the Eastern Shawnee Tribe, we appreciate your cooperation. Should you have any further questions or comments please contact our Office.

Sincerely,

Paul Barton, Tribal Historic Preservation Officer (THPO)
Eastern Shawnee Tribe of Oklahoma
(918) 666-5151 Ext:1833

Appendix E – Stakeholder Engagement Plan

U.S. 69 Modernization and Expansion Project

Stakeholder Engagement Plan

- Draft -

1.0 Project Description

The U.S. 69 Modernization and Expansion will include improvements to the U.S. 69 Corridor between 179th Street and 103rd Streets in Johnson County, Kansas. The Project – now branded as 69Express - will utilize a competitive Design-Build alternative delivery model to maximize project scope within an anticipated \$300M construction budget and expedite delivery. Its improvements are anticipated to include:

- Capacity improvements between 179th and 95th Streets;
- Arterial turn-lane and ramp improvements at the 179th Street, 167th Street, 151st Street, 135th Street, 119th Street, College Boulevard and 103rd Street service interchanges;
- Ramp improvements at Blue Valley Parkway and I-435 system-to-system interchanges; and
- Existing infrastructure replacement (pavement, bridge, signs, lighting, etc.).

2.0 Situational Assessment

Safety and congestion issues have been identified along U.S. 69 in a series of studies and related projects conducted over the last 25 years. During that time, commuters and travelers have grown increasingly frustrated with higher accident rates, growing congestion and increasing travel times. The problem is only expected to increase. As development continues, traffic volume is projected to double, and travel times are projected to triple by 2045. Not surprisingly, U.S. 69 improvements were identified as the metropolitan area’s most important priority during local consult meetings held across the State of Kansas in 2019.

As one of the state’s busiest highway segment, U.S. 69 faces challenges in terms of consistently delivering safe, efficient and predictable travel. The corridor:

- Experiences crash rates 53% above the statewide average;
- Averages one crash every 3 days;
- Has existing pavement and bridges that are approximately 50 years old; and
- Is expected to see peak travel times triple by 2040.

The local community shares a widespread, non-technical understanding of the challenges confronting the corridor, as evidenced by the previously submitted results of a series of elected/civic leader interviews, a statistically valid community survey and input from the Project Advisory Group:

- Improving traffic flow on U.S. 69 is the #1 issue for residents;
- 9 of 10 residents think it is important to make improvements to U.S. 69;
- 62% are concerned about travel safety on U.S. 69; and
- 59% are concerned about travel time predictability.

These findings indicate engagement activities will take place in a communication environment in which stakeholders generally believe:

- The need to improve U.S. 69 is undeniable – and the sooner that need is met, the better.
- COVID-19 hasn't diminished the need for expansion.
- Support is most likely to be found around improvements that benefit quality of life and safety.
- Express toll lanes may be the right solution, but questions remain about why specifically they are needed on U.S. 69 and how they will operate.
- Broad-based communication about the Project and potential solution strategies are needed, with a reliance on trusted information sources such as KDOT, the City of Overland Park, employers and membership groups.

However, Project engagement also must assist stakeholders in understanding that:

- Like other projects, U.S. 69 moves out of the Project Development Pipeline for the [Eisenhower Legacy Transportation Program](#) (IKE) into construction using a combination of Kansas taxpayer funds from the State Highway Fund and one or more of three strategies in partnership with KDOT: (1) provide a local contribution; (2) phase the project (build different portions over time); and (3) negotiate the scope of the project to better fit available taxpayer funding.
- Local contributions are funds and other things of value that cities, counties and sometimes the private sector provide to help advance important infrastructure projects. Over the course of the past two decades, for example, Overland Park has contributed about 20 percent of the total cost to advance work on U.S. 69 and I-435. On U.S. 69, a 20 percent local contribution without tolling would range from \$60 million to \$109 million depending upon which alternative among those identified in previous studies is built.
- Kansas has many serious transportation needs that must be addressed, and state funding is limited. State dollars will be a significant source of funding used to improve U.S. 69, but local contributions help advance important projects more quickly and help ensure that such projects more fully meet local transportation needs. Additionally, from a driver standpoint, offering a less-congested alternative for travel where none previously existed provides the driving public with choice.

3.0 Public Involvement Goals

Based on KDOT guidance and the situational assessment conducted in Phase 1, the public involvement goals in Phase 2 are:

1. Provide welcoming, convenient and meaningful participation opportunities to stakeholders and other interested parties.
2. Explain why the Project is being undertaken, its decision-making process, potential solution strategies under consideration and final choices made.
3. Gather and assess stakeholder U.S. 69-related experiences and perceptions of corridor quality of life (especially travel predictability and reliability), safety, roadway conditions and other considerations (equity, environment and other).
4. Secure actionable input from stakeholders regarding potential improvements and their relative importance.

5. Make clear that express toll lanes are being explored as an alternative that potentially gets the Project done faster and manages congestion longer than other alternatives examined in earlier studies;
6. Assist in determining how the Project's local contribution can be raised to help advance the Project;
7. Report on project progress and decisions, demonstrating how input did or not shape improvements and why; and
8. Support and leverage the Project Communication Plan being implemented by KDOT.

4.0 Key Stakeholders and Target Audiences

This program will engage key audiences throughout the project and includes Project Sponsors, Elected Officials (city, county and state), Corporate and Community Stakeholders, Corridor Users, the Media, and others. Key Audiences are defined for purposes of this Plan as individuals and groups that meet one or more of the following criteria:

- 4.1 Plays a direct role in decision-making to advance or approve a City of Overland Park ETL proposal;
- 4.2 Influences the decision-making to advance or approve a City of Overland Park ETL proposal;
- 4.3 Employs or attracts large numbers of people who travel in or through the Corridor to access employment, amenities or attractions;
- 4.4 Depends on the Corridor to provide or distribute goods and services; and/or
- 4.5 Experiences changes in economic vitality or quality of life based on how well U.S. 69 is maintained and operated.

5.0 Key Messages

Key messages are found in the intersection between the:

- Current situation – what conditions are on the ground that affect content and stakeholder reception of content;
- Project goals – what are we trying to achieve organizationally; and
- Audiences – what information people need and want to act in ways that advance Project goals.

Based on the preceding plan analysis, engagement tools and activities will convey the following messages clearly and consistently to advance the Project and to achieve goals outlined in **Section 4.0**:

- 5.1 U.S. 69 is critically important to the quality of life, safety and economic vitality of Kansas and the City of Overland Park.
- 5.2 The highway's aging design and infrastructure – more than 50 years old - can't keep up with the increasing local and regional demands being put on it.

- 5.3 Congestion will double and travel times in the corridor will triple over the next 25 years without significant improvements and management strategies.
- 5.4 Increasing demands put on the corridor will not be reduced over the next 20 years or more as a result of COVID-19, connected or autonomous vehicles, or other foreseeable economic, technologic or demographic changes.
- 5.5 Without a reliable source of revenue for the local contribution for the Project – such as express toll lanes – U.S. 69 improvements may be fewer in number and take years longer to build.
- 5.6 Express toll lanes empowers motorists to better manage their Corridor travel times and experiences by letting them choose between paying a user fee for access to express lanes or using the untolled general purpose lanes.
- 5.7 All motorists benefit from express toll lanes by experiencing less congestion in all lanes.
- 5.8 Project decision-making will reflect technical requirements as well as stakeholder U.S. 69-related experiences and perceptions of corridor quality of life (especially travel predictability and reliability), safety, roadway conditions and other considerations (equity, environment and other).

6.0 Strategies

The following strategies underpin the planning and implementation of engagement activities described in **Section 7.0 – Tactics** and describe how tactics will be implemented in order to achieve key performance indicators (KPIs).

- 6.1 Engage corridor stakeholders frequently and in multiple formats to ensure that they are – and feel – heard regarding U.S. 69 needs and opportunities.
- 6.2 Help stakeholders understand the need for a local contribution in the Project deployment and what benefits and trade-offs exist as a result of decisions made about the Project and its funding.
- 6.3 Show how potential express toll lane strategies and improvements will significantly improve quality of life and travel time reliability and conditions for all Corridor users.

7.0 Tactics

Engagement activities during Phase 2 are designed to produce an ongoing dialog with project stakeholders and audiences described in **Section 4.0**. The dialog will provide them with timely, accurate project information and meaningful opportunities to provide specific, actionable feedback to the Project Team in alignment with the goals detailed in **Section 3.0** and strategies outlined in **Section 6.1**.

7.1 Project Advisory Group Meetings

HNTB will organize seven (7) PAG meetings prior to construction, typically associated with Project and/or NEPA decision points or milestones. The two-hour virtual meetings will enable the PAG to provide local input and perspectives on project issues and decisions and to serve as a sounding board for messaging and content to be presented to key audiences. (Face-to-face meetings will be added when allowed under federal, state and/or local COVID-19 guidance and regulation.) Meetings will include:

7.1.1 December 2 Meeting 1: Project Introduction-- Purpose; PAG role; Project Schedule; Engagement process; Baseline data.

7.1.2 January 26 Meeting 2: Project Scope & Costs-- (Ultimate vs. near-term project); Funding expectations; Initial ETL concepts; Preliminary toll policies, Concepts from US 69 corridor study; ETL Concepts from pre-planning analysis; Toll policy direction and responsibility matrix; Explain local contribution and expectations.

7.1.3 February 23 Meeting 3: ETL alternatives--Refined toll policies; Updated costs; Public feedback, changes in roadway section, access points, access type; Revised/more detailed toll policies; Input from OP City Council and community presentations.

7.1.4 March 30 Meeting 4: Preferred ETL configuration-- Anticipated toll rates; environmental impacts/considerations; Public/stakeholder feedback Preferred roadway configuration; Results from stated preference surveys; conservative grading limits, likely R/W needs, Key environmental impacts; Input from community presentations.

7.1.5 April 12 Meeting 5: Preliminary Traffic & Revenue estimates--Sensitivity scenarios, Gross revenue estimates; How does this compare to pre-planning analysis? Explain any differences.

7.1.6 May 4 Meeting 6: Final Traffic & Revenue estimates & Sensitivity Analysis-- Public feedback (Public Meeting Summary); Recommendations Final T&R with sensitivity analysis; Net revenue analysis (how much local contribution can be generated from toll revenue); PAG recommendation to OP City Council.

7.1.7 September Meeting 7: Review Proposed Action --(Project scope & cost); Funding partnership; Updated project schedule; Alternative Delivery Procurement Noise analysis results; Detailed environmental impacts; Proposed R/W acquisitions; Overview of DB evaluation criteria; Key technical requirements (if of interest).

Key Performance Indicators

1. Advisory Group self-assessment of meetings/process via periodic surveys
2. Secondary dissemination of Project information through communication channels members individually control
3. Advisory Group support for City of Overland Park ETL proposal

7.2 Stakeholder Meetings and Presentations

HNTB will conduct three tiers or categories of stakeholder meetings and presentations. Content will be tailored to advance project goals and to address specific needs of the groups in each category that will be generated by the focus of the groups, status of project progress and emerging issues or questions. These meetings will be designed to help elected and other community leaders to understand where the Project stands, how it might affect their constituents, levels of support or concern about Project decision

making among their constituents and what steps are being taken to mitigate concerns or strengthen support.

- 7.2.1. HNTB will schedule ≤24 presentations and listening sessions with Rotary, Kiwanis, Chambers of Commerce, Homeowners Associations, Businesses Groups and major corridor employers with significant numbers of employees drawn into the corridor from non-corridor locations.

Purpose: In addition to addressing their specific needs and interests, the meetings will be designed to leverage the communication channels these groups control to expand the communication and engagement reach of the Project to individuals and organizations that rely on the corridor but may be located elsewhere in the region.

- 7.2.2 HNTB will meet individually with ≤16 impacted or concerned stakeholder groups to present the project process, alternatives, and project impacts in order to discuss group- or location-specific concerns and clarify issues.

Purpose: These meetings will be designed, to the fullest extent possible, to anticipate and respond to concerns that might negatively affect the public dialog about the Project.

- 7.2.3 HNTB will prepare for ≤24 monthly or milestone presentations and updates with the Overland Park City Council, Johnson County Commission, KTA Board and State Finance Council as needed, as well as with other elected officials and groups where appropriate. For all briefings, meetings and presentations, HNTB will work with KDOT and its partners to identify presentational opportunities and develop pertinent agendas and materials, as well as handle logistical arrangements as needed.

Key Performance Indicators

1. Groups' self-assessment of meetings/process via periodic surveys
2. Secondary dissemination of Project information through communication channels groups individually control
3. Groups support for City of Overland Park ETL proposal

7.3 Public Meetings

HNTB will coordinate, promote and conduct five open-house public meetings associated with Project/NEPA milestones. It will recommend and produce upon KDOT approval associated meeting logistics and materials and monitor, analyze and report stakeholder attendance and feedback. All meetings will be organized to be held virtually with in-person accommodations provided where needed and appropriate within KDOT/CDC guidelines. The meetings will include:

-
- 7.3.1 January 20 Meeting 1: Purpose and Need; initial improvement concepts; T&R inputs
 - 7.3.2 April Meeting 2: Alternatives evaluation and screening
 - 7.3.3 September Meeting 3: Proposed Action/Draft EA
 - 7.3.4 TBD Meeting 4: NEPA completion/Right-of-Way
 - 7.3.5 TBD Meeting 5: Pre-Construction

Key Performance Indicators

1. Participant self-assessment of how welcoming, convenient and meaningful they found participation opportunities to be through periodic PIMA and website surveys.
2. Project Team assessment of how well attendees understand why the Project is being undertaken, its decision-making process, potential solution strategies under consideration and final choices made based on PIMA feedback tenor, specificity and actionability.
3. Project Team assessment of acceptance of express toll lanes as a solution based on PIMA, focus group and survey assessments.
4. Public levels of support for express toll lanes as reported by Advisory Group and local elected officials based on their constituent interactions.

7.4 Surveys and Focus Groups

Levels of stakeholder engagement, process understanding and satisfaction and support for ongoing Project decision making will be measured using several techniques. The opinion measurements will enable Project decision makers to monitor transportation users' perceptions of alternatives, knowledge gaps and messaging opportunities, as well as help inform other aspects of the engagement program:

- 7.4.1 Community opinion survey (~800 completed surveys)
- 7.4.2 One series of seven (7) focus groups (~≤70 participants)
- 7.4.3 One issue-specific quick response survey
- 7.4.4 Multiple single-issue electronic surveys conducted through the Project website

Key Performance Indicators

1. Participation levels.
2. Changes in Project knowledge, perceptions and ETL support over time.
3. Expressed public levels of support for express toll lanes.

7.5 Electronic Engagement

7.5.1 Website

The Project website will be positioned as the foundational platform for informing stakeholders about the Project. It will be updated weekly or more frequently to ensure stakeholders receive meaningful Project information; enjoy opportunities for substantive interaction and dialogue to occur between

them and the Project team; and create transparency in the Project and in the NEPA Process. To reach a wider, more diverse audience, the website display will be adaptive to the device it is viewed on; Section 508 compliant; and publicized and promoted via geofenced social media outreach and advertising.

Key Performance Indicators

1. Average time on page.
2. Average session duration.
3. Changes in number of returning visitors.
4. Changes in number of unique visitors.
5. Abandonment rate.
6. Number of shares.
7. Number and tone of comments.

7.5.2 Electronic Newsletters and Other Collateral

Monthly electronic newsletters will be prepared for target audiences to distribute project information and project status, with content tailored for inclusion in the monthly City of Overland Park electronic newsletter. Other additional outreach material will also be prepared which is not required to support specific engagement meetings. To leverage the impact of these materials, they will be repurposed and redistributed two to three times a week in various social media updates to broaden project understanding and to keep stakeholders engaged with the Project.

Key Performance Indicators

1. Number of subscribers versus unsubscribes.
2. Number of forwards.
3. Number and tenor of follow-up subscriber questions.

7.5.3 Social Media

Updates and informational graphics will be developed and distributed through Project and Project Partners social media outlets as audiences, content and timing dictate; usually two to three times a week on average. 69Express social media will focus primarily on Facebook, Twitter and Nextdoor as platforms extensively used by key corridor stakeholder groups. A Project-specific text messaging service will be set-up to share information about Project progress; but it is expected to be used more extensively as the Project transitions to construction and the need for immediate information updates (such as detours or delays) may grow. Social media will be monitored and responded to using HootSuite. As with the Project website, Project social media will be publicized and promoted via geofenced social media outreach and advertising. A social media posting content and schedule will be shared with the Project Engagement Team regularly, at least monthly if not more.

Key Performance Indicators

1. Number of impressions.
2. Number of shares.
3. Number of subscribers versus unsubscribes.
4. Number of unique viewers.

7.5.4 Visualizations

Two visualizations depicting the Corridor, anticipated growth and associated issues and potential solutions under consideration will be developed to help stakeholders visualize the complexity of the corridor, the potential solutions to issues and how issues and solutions affect stakeholders individually and as a community. The visualizations will combine 3D modeling, animation and still frame photography to provide “stationary” camera animations of each scene identified. HNTB will utilize camera matching technology to match the camera angle / perspective of the photographs taken on site.

Key Performance Indicators

1. Participant self-assessment of how convenient and meaningful they found visualizations to be.
2. Number of shares and forwards.
3. Number and tenor of comments.

7.6 Media Outreach

The Project’s engagement-related media outreach will create a positive public perception of – and conversation about – the Project and the roles of the Project Partners. This will be accomplished by conveying messaging, content and feedback opportunities underscoring engagement process transparency and Project benefits delivered locally, regionally and for the state. Elements will include:

- 7.6.1 Media handbook for the Project Team outlining the process and protocols for discussing the Project with traditional and social media outlets.
- 7.6.2 Formal media kit describing the Project, Project Partners, process and progress to date, Project rationale and engagement opportunities.
- 7.6.3 ≤24 media releases or advisories to mark Project and NEPA milestones or other significant Project-related issues or events as appropriate.
- 7.6.4 Media monitoring and analysis, along with recommendations regarding responses, if needed, and development or revision of Project materials to improve amount or tenor of coverage.

Key Performance Indicators

1. Number and tenor of Project coverage.
2. Size of reach into total potential Corridor audience.
3. Changes in amount of engagement with the Project website based on specific coverage.
4. Number and tenor of coverage of Project Partners by local and regional media.

8.0 Schedule

Engagement activities will be scheduled in association with Project milestones and emerging information needs or stakeholder engagement issues identified in real time. Engagement activities will be initially scheduled in six-month blocks (see **Table 1**) based on need and content focus, then refined and extended weekly. The social media schedule will be provided in advance of project milestones and will be expanded into a rolling fortnightly “look-ahead” schedule organized around project milestones, emerging stakeholder questions and the specific needs of social media platforms as the 69Express presence expands on Twitter, Facebook and Nextdoor.

Table 1 – Six Month Engagement Schedule

Timeframe	Group	Purpose
January	OP Chamber	Community Presentation - OP Board
January	OP Chamber	Community Presentation - Public Policy & Advocacy Comm.
January TBD	KCA Annual Conf.	Community Presentation - Project Introduction and Update
January	OP Chamber	Community Presentation - EDC
January	JoCo Commission	Project Introduction and Update
Jan. 20	PIM 1	Project Introduction
Jan. 21	NE Joco CC	OVP Councilman Curt Skoog 5-min Presentation
Jan. 26	AG 2	ETL concepts, alternatives and funding implications
Feb. 5	KC Chamber	Community Presentation – KC Chamber (combo)
Feb 15.	OP COW	Project update
Feb. 23	AG 3	Discuss ETL and alternatives evaluation; public feedback on funding options and alternatives.
February	South JoCo Republicans	Community Presentation - Project Introduction and Update
March	Minority Chambers (ind.)	Community Presentation - Project Introduction and Update
March	Sierra Club	Community Presentation - Project Introduction and Update
March	OP Chamber	Community Presentation - Project Introduction and Update
March	HOAs	Community Presentation - Project Introduction and Update
March	JoCo Democrats	Community Presentation - Project Introduction and Update
March 30	AG 4	Discuss environmental considerations, ETL & public feedback
April	OP & OP South Rotaries	Community Presentation - Project Introduction and Update
April 12	AG 5	Refinements of alternatives and final public meeting details
April 19	OP COW	Project update
April 26	PIM 2	Alternatives
May 4	AG 6	Discussions of alternatives and ETL before going to SFC
May 17	OP COW	City Proposal
June	KTA	Presentation of Community Request
June	SFC	State Finance Council Action

9.0 Engagement Protocols and Guidelines

To ensure consistency and effectiveness in engagement activities, the following protocols and guidelines are proposed to govern how, when and by whom engagement content will be produced, reviewed, approved and disseminated.

9.1 Program Oversight, Roles and Responsibilities

KDOT will oversee all engagement program decision making in collaboration with the Project Partners. The HNTB Engagement Team will implement that decision making as well as be responsible for anticipating engagement needs and recommending potential courses of action to KDOT for approval. All proposed actions and content will integrate with and support the successful implementation of the KDOT Project Communication Plan.

9.2 Engagement Plan Implementation

The HNTB Engagement Team will develop content and implementation steps for all elements of the Engagement Plan. These will go through reviews and approvals as determined by Ann Melton, KDOT Community Relations Manager, and may include (but not be limited to):

- Project Partners
 - KTA Rachel Bell, Director of Business Services and Customer Relations
 - OVP Sean Reilly, Communications Manager
- Steve Rockers, KDOT U.S. 69 Project Manager
- Lindsey Douglas, Deputy Secretary of Transportation
- Julie Lorenz, Secretary of Transportation

Content will be developed in alignment with KDOT direction, the KDOT Project Communication Plan and the Project’s editorial and graphic guidelines (see attached).

9.3 Traditional Media

Media relations and responses will be handled by KDOT unless HNTB is requested to handle. If HNTB handles such matters, it will do so in alignment with KDOT direction and the KDOT Project Communication Plan. Kelly Kultala, as the KDOT District 1 Public Affairs Manager, will take the lead on media responses related to U.S. 69.

9.4 Social Media

It will be important to engage with our community on social media in a timely manner by responding to comments and questions, liking posts, sharing valuable content and overall fulfilling the needs of our online audience. To facilitate this process, HNTB will tier social media into three levels as follows:

Level 1

Non-controversial social media questions or events that require a response and for which there is existing approved content will be handled by HNTB, including on monitored non-Project social media. [KDOT's social media comment policy](#) will serve as guidance for the Project's social media users community and standards of behavior.

Level 2

Social media questions or events that require a response and for which there is no existing approved content will be handled by HNTB in consultation with KDOT and Project Partners as appropriate. HNTB will within 24 hours formulate and recommend an answer and/or response to KDOT for approval. The recommendation will be based on Project Goals, prior KDOT direction, contemporary best practices and guidance found in the most current edition of the [AASHTO State DOT Social Media Survey](#). It will be implemented upon KDOT approval as soon as practicable.

Level 3

In the case of controversial social media questions or events that do not fit the criteria for Levels 1-2, HNTB will convene a **Rapid Response Team** the same day as the occurrence comes to light to formulate and recommend an appropriate course of action. The Rapid Response Team will consist of such people as KDOT requires, but for this plan is assumed to be initially composed of as many of the following individuals as can be gathered together for immediate consultation:

- Ann Melton, KDOT Community Relations Manager
- Robyn Arthur, HNTB Environment and Engagement Director
- Michael DeMent, Engagement Task Lead
- Suze Parker, Parker Communications Group
- Michaela Pearce, Pearce PR & Marketing
- Mary Birch, Lathrop GPM

This group will be tasked with developing real- and near-real-time responses for KDOT approval to social media-driven questions, comments and concerns in order to pre-empt or mitigate emerging issues before they can affect Project progress or to better advise Project decision makers as to potential changes in Project processes and decision making.

Attachments

- 69Express Style Guide
- 69Express Initial Social Media Calendar

U.S. 69 Modernization and Expansion Project

Style and Branding Guide

- Draft -

Project Team Style Guide

Table of Contents

1.	Summary Guidance.....	2
a.	Project Name.....	2
b.	Logos.....	2
c.	Fonts.....	2
d.	Project Team organizations	2
e.	Additional Guidance.....	2
2.	Editorial Guidance.....	3
a.	Acronyms Starter Lists.....	3
b.	Capitalization.....	3
c.	Dates.....	4
d.	Lists.....	4
e.	Numbers.....	5
f.	Punctuation.....	6
g.	Symbols.....	6
h.	Tables and Figures.....	7
i.	Team Voice/Firm Names.....	7
j.	Time.....	7
k.	Trademarks and Registered Names.....	7
l.	Units of Measure.....	8
3.	Design Guidance.....	8
a.	Color Treatments.....	8
b.	Logo Treatments.....	10
c.	Logo Usage.....	10
d.	Tables.....	13
e.	Typography.....	14
f.	Document Formatting.....	14

Appendix - US69ExpressBrandGuidelines_FNL.PDF

1. Summary Guidance

a. Project Name

- i. 69Express is the branded name for the U.S. 69 Modernization and Expansion Project and should be used in all communication products.
- ii. When necessary to use U.S. 69 Modernization and Expansion Project, it should be when possible presented as U.S. 69 Modernization and Expansion Project (publicly branded as 69Express).

b. Logos

- i. The 69Express logo should be placed prominently, with an accompanying use of the KDOT logo appropriately located based on use and audience.
- ii. When Project Partner logos are used together, the sequence/hierarchy of placement is: KDOT, KTA and the City of Overland Park.

c. Fonts

- i. Gotham fonts are the primary project typefaces. Other fonts may be used for a variety of purposes as noted in the included US69ExpressBrandGuidelines.
- ii. Calibri is the preferred substitute when Gotham fonts are not available or appropriate for the proposed use.

d. Project Team organizations

- i. Project Team organizations may have specific branding requirements in addition to what are contained here. When in doubt, check with the specific organization(s).

e. Additional Guidance

- i. Additional direction on graphic uses can be found in the attached US69ExpressBrandGuidelines_FNL.PDF.
- ii. Editorial guidance not addressed in this document shall be resolved by referring to the following sources in the order shown:
 - [Associated Press Stylebook](#)
 - [Merriam-Webster Dictionary Online](#)
 - [U.S. Department of Transportation](#)

2. Editorial Guidance

a. Acronyms Starter Lists

Below are links for common transportation, environmental and planning acronyms:

- Transportation <https://www.transportation.gov/transition/acronyms>
- Environmental https://www.epa.gov/sites/production/files/2016-04/documents/03_trainingacronyms.pdf
- Planning <https://www.marc.org/About-MARC/Learn-More/Acronym-Glossary.html>

b. Capitalization

Capitals are used for two basic purposes: to mark a beginning (as of a sentence) and to indicate a proper noun, pronoun, or adjective.

- **Do** capitalize the initial letter of the first word of:
 - Every sentence;
 - A direct quotation (e.g., According to the report, “Displacement of businesses and houses would be mitigated by relocation.”);
 - Each bullet or number in a list;
 - Each word in a title or heading (except conjunctions, prepositions and articles (e.g., Natural Environment Study and Biological Assessment));
 - Professional titles preceding a name and not separated by a comma (e.g., Vice President Carol Jones [but Carol Jones, vice president]); or
 - Proper nouns, pronouns, and adjectives (i.e., names, geographical locations, agencies or organizations, events, months, days of the week, holidays).
 - Words that by common HNTB/AEC industry practice are capitalized despite AP Style guidance: Advisory Group; Client; Consultant; Environmental Assessment; Project; Project Advisory Group; Project Team; Study; Study Area; and Study Team. Terms other than these should not be capitalized.
- **Don’t** capitalize:
 - The words government, city, county, state, or federal when used generically (e.g., county agencies, but Orange County; funded by the City of Honolulu,);
 - Seasons of the year;

- The abbreviations a.m. or p.m.; or
- Professional titles separated from a name by a comma (e.g., James Halliday, senior energy planner; data from the analyst, Laura Marks).

c. Dates

Dates should be treated as follows:

- Do not use ordinal numbers in dates, such as *July 3rd, Aug. 1st*; use *July 3, Aug. 1*.
- Spell out days of the week.
- Punctuate dates as follows:
 - The event will be held in February.
 - The event will be held Feb. 22.
 - The event occurred in February 2010. (No comma between month and year.)

d. Lists

When using a list in a document, provide a lead-in phrase to introduce the list and its significance, followed by a colon:

- Using parallel construction (each bullet starts the same – see below);
- Punctuating lists in specific ways; and
- Treating bulleted lists in tables differently from the body text of a document.

Parallel construction of bullet points involves:

- Capitalizing the first word of each bullet;
- Treating list items as either all sentences or all sentence fragments; and
- Starting each with the same speech part (verb, noun) if it's a sentence fragment.

Lists should be punctuated in specific ways:

- Complete sentence bullet points should end with proper punctuation (**Example 1**).
- Bullet points that are verb-based fragments end in semicolons (**Example 2**) with a conjunction before the final bullet point.
- Bullets (noun-based fragments) do not use ending punctuation (**Example 3**).
- Bullets in a table or text box do not require ending punctuation.

Example 1 (sentence-based list):

Our clients benefit from our efforts because:

- We help improve the infrastructure of transportation agencies across the country.
- We operate in Kansas City, Missouri.
- We provide innovative solutions to our clients.

Example 2 (verb-based fragments):

Our approach to the challenge is to:

- Use rigorous processes;
- Leverage best practices; and
- Follow 4for4 standards.

Example 3 (noun-based list):

HNTB employs smart people:

- Engineers
- Planners
- Architects

e. Numbers

- Spell out numerals less than 10, unless the numeral is for data with a unit of measure).
- Use figure for millions or billions. (e.g., 2 million, 54 billion).
- Use figure for percent (e.g., 1%, 67%).
- Include a zero before decimal amounts (e.g., 0.56).
- 24/7, not 24x7.
- For large, rounded figures, spell out “million” and “billion.” Do not abbreviate large figures as “M,” “MM,” “B,” or “k” in body text.
 - Example: 56 million units (not 56M units, not 56,000,000 units)
 - Example: 56,657,435
 - Example: 5 billion (not 5B)
 - Example: 76,000 residents (not 76k residents)
- Do not repeat the word “dollars” after a dollar amount:
 - Example: \$4.5 billion (not \$4.5 billion dollars)
- For amounts less than a dollar: \$0.50 or 50 cents (avoid ¢ symbol in body text)

f. Punctuation

Comma

- In a series of three or more terms, use a comma after each term but not before the conjunction (e.g., red, white and blue).

Dash

- em dash (—)
 - Use an em dash to separate parts of a sentence.
 - Use a space before and after the em dash.
- en dash (–)
 - Use an en dash to connect numbers and dates in a range.
 - Do not use a space before or after the en dash.

Parentheses

- If a parenthetical expression is an independent sentence, its first word should be capitalized and the period (or other punctuation) should be included inside the parenthesis. (This sentence is an example of how an independent parenthetical statement should look.)
- If a parenthetical expression occurs within a sentence, (even if it could stand alone as an independent sentence), it is not capitalized and no period is placed inside the parenthesis; however, a question mark or an exclamation point may be used (just like the parenthetical statements in this sentence!).

Semicolon

- Use to separate phrases that contain commas (Portland, Oregon; Springfield, Illinois; and Savannah, Georgia).

g. Symbols

- Do not abbreviate a unit of measurement (unless used with a number), except in a space-limited table or figure.
- Spell out rather than abbreviate most words that are connected to numbers using hyphens; e.g., 6-foot gap (not 6-ft, not 6"); 12-meter cargo bay (not 12-m); 3.25-inch pipe (not 3.25-in).

- Use a non-breaking space (type Ctrl+Shift+Space) between the numeral and abbreviated unit.
- Use the singular abbreviation for both the singular and plural units of measure (e.g., 1 lb., 20 lb.).

h. Tables and Figures

- Number tables and figures sequentially and by section above the graphic:
 - Table 3-1. Past Performance Statistics for Development Program
 - Figure 4-1. Project Team Organization
- Place captions below tables and figures.
- Do not use the words “table,” “graph,” or “chart” in captions.
- Make sure a table or figure appears near body text related to the same topic.

i. Team Voice/Firm Names

- When referring to a subconsultant, use the firm’s full name and write all text in third person (e.g., “Acme Engineering is experienced in xyz.”).
- After first occurrence in each section, use simplified firm name (e.g. “Acme”).
- Use full firm name on forms or in signature blocks (e.g., “Acme Engineering, LLC”)
- Avoid the possessive of firm name, if possible. For example:
 - *Example:* “The Acme Engineering management approach uses ...”
 - *Example:* “Our management approach uses ...”
- Lowercase variations such as the team, our team, the transition team, and others

j. Time

- Use a colon to separate minutes and hours, such as 9:30 a.m.
- Do not include a colon or zeroes if referring to an hour, such as 9 a.m.
- Keep a.m. and p.m. lowercase and use the periods.

k. Trademarks and Registered Names

- Use the registered symbol (®) or trademark symbol (™) in superscript after the name with no space before the symbol.
- Use the registered or trademark symbol only for the first use in each section.

I. Units of Measure

- Do not abbreviate a unit of measurement unless it is used in conjunction with a number, except in a space-limited table or figure
- Spell out rather than abbreviate most words that are connected to numbers by hyphens; e.g., 6-foot gap (not 6-ft, not 6"); 12-meter cargo bay (not 12-m); 3.25-inch pipe (not 3.25-in)
- However, for energy-related units (multiples of watts, volts, etc.), symbols are appropriate; e.g., 230 kV; 300 MW; 2,400 kWh
 - Use a non-breaking space (created by typing Ctrl+Shift+Space) between the numeral and abbreviated unit
- Use the singular abbreviation for both singular and plural units of (e.g., 1 lb, 20 lb).









3. Design Guidance

a. Color Treatments

There are three types of color to consider when dealing with 69Express documents, exhibits and other materials:

- CMYK or four color process is used in printing. CMYK refers to the four inks used: cyan, magenta, yellow and key (black).
- RGB is used reproduce color on electronic screens. RGB use red, green and blue in an additive fashion to create an array of colors visible on screens.
- Pantone or PMS is a color matching system that standardizes color reproduction. PMS has coated and uncoated variates. Pantone is universally recognized by printers around the world.

Table 1: Color Scheme

PRIMARY			
Dark Blue		Pantone 289 C C98 M86 Y46 K59 R7 G26 B54	<i>Uses:</i> <ul style="list-style-type: none"> • Color fields • Text for titles and/or emphasized text
Cyan		Pantone Cyan C C100 M0 Y0 K0 R0 G174 B239	<i>Uses:</i> <ul style="list-style-type: none"> • “Neutral” color • Color field
SECONDARY			
Green		Pantone 360 C C59 M0 Y90 K0 R108 G194 B74	
Light Green		Pantone 382 C C22 M0 Y100 K0 R196 G214 B0	
TERTIARY			
Kansas Blue		Pantone 281 C C100 M85 Y0 K20 R0 G37 B105	
Kansas Gold		Pantone 7409 C C0 M33 Y98 K0 R241 G173 B2	
Rust		Pantone 167 C C0 M73 Y100 K15 R190 G83 B28	
Pavement		-- C0 M0 Y0 K60 R128 G130 B133	

b. Logo Treatments

Logos are visible, tangible expressions of the project, its potential impact and the state's leadership. Client and project logos also provide a quick, visual cue for assuring project team members, stakeholders and others that the information being presented is authentic, credible and requires attention and action. As such, they should be used consistently and unaltered; only use artwork provided by the client or project team member organization. Do not change colors or dimensions. The logo originator can provide or approve alternate versions. Treat logos as follow.

c. Logo Usage

Public Documents

- Use the 69Express, KDOT, KTA, and City of Overland Park logos in this order and as appropriate on public documents (fact sheets, mailings, newsletters, etc.).
- Logos used and placement will depend upon document type, design, and layout.
- Internal or external Word documents should feature the 69Express logo in the header's right-hand corner.
- The HNTB logo should be used only when directed to do so by KDOT.

Project Team Documents

- The HNTB logo should be placed on meeting minutes and other internal project team documents and deliverables, along with the project logo.
- The KDOT logo generally will not be used on such documents unless KDOT or the Project Manager directs its use.

Unacceptable Uses

Project-related logos should not be:

- Linked or combined physically to other text or non-project logos;
- Made transparent where the background shows through or depicted using any other colors than the ones specified in original logo artwork or specifications; or

- Arched, rotated, distorted or otherwise physically depicted or distorted in any fashion other than in its original, trademarked fashion.

Table 2: Project Partner Logos

<p>Kansas Dept. of Transportation logo Logo should be at least 1.25 inches wide, with 3/8-inch space.</p>	
<p>Project Logo The minimum clear space around the 69 Express logo is the height of the capital letter “E” in “Express.” Never use the logo smaller than one inch wide.</p>	
<p>Kansas Turnpike Authority The Kansas Turnpike Authority logo is comprised of the K road and the text “Kansas Turnpike Authority” or “KTA” abbreviation. Available space determines which variation is used; the buffer zone should be one X-height on each side of the ID mark.</p>	
<p>City of Overland Park The logo may be represented in full color using either spot color or fourcolor process printing techniques. The logo may be represented in a single color using PMS 289 ONLY, in either spot color or fourcolor process printing techniques. The safe area is an area identified by the height of the “O” in the logo.</p>	
<p>Federal Highway Administration The logo should be at least two inches wide in all uses, with 3/8-inch space around.</p>	
<p>HNTB logo The logo should be at least one inch wide in all uses, with 3/8-inch space around it.</p>	

d. Tables

Tables are a convenient, frequently used tool for quickly summarizing and conveying important information. To maximize their effectiveness, tables should be created and formatted as follows (see example following guidance):

- Table column and row headers – Column headers should be bottom and center aligned. Row headers should be top and left aligned. Text should be the same size or slightly larger than table text.
- Table colors – Column header or row headers should be the cyan blue color listed in the “Color Treatments” section of this document. Text against the cyan blue color should be reverse text. “Kansas Gold” may be used to emphasize total rows or rows/columns that need attention.
- Table text – Text should be top and left aligned.
- Table numbers – Numbers should be top and right aligned as if appearing in a spreadsheet. Font should be Gotham Book and size no smaller than nine points.
- Text alignment – Header and table content should be left aligned if text; if numerical, right align to make sure data lines up for easy reading and comparison. Use bold text only as needed to emphasize key points.
- Sources – Sources should be cited at the foot of the table, typically in italics. Text noting sources should be two point sizes smaller than the table text but no smaller than nine points.
- Positioning – Tables and their title blocks, headings and/or captions should appear as a single unit on the same page.

Table 3: US 40-Crash Type (Table Example)

Analysis Segments (US 40)	Head On	Rear End	Angle	Single Vehicle	Sideswipe	Total
6th St/K-10 Interchange to E 800 Rd	2	12	6	20	3	43
E 800 Rd to E 600 Rd	0	5	1	54	1	61
Total	2	17	7	74	4	104

e. Typography

- Sans Serif: Gotham – Gotham is the preferred sans serif font for the 69 Express brand. Calibri fonts are an acceptable substitute when Gotham is unavailable.
- **Serif: Times New Roman** – use for short text components such as headlines or captions when font variety is desired or needed.

Table 4: Typography

	Typeface	Text Weight	Leading/Spacing (1.15 pt leading)	Point size
Chapter Heading	Gotham	Bold	Full break between beginning paragraph	20 pt
Heading Topic	Gotham	Bold Italic	Full break between heading and text	14 pt
Sub Topic	Gotham	Bold	No space between header and text	11 pt
<i>Sub-sub Topic</i>	Gotham	Italic	No space between header and text	11 pt
Body Text	Gotham	Regular	No space between header and text	11 pt

f. Document Formatting

Formatting should improve readers’ subject understanding and their navigation through the document. It should be formatted simply and consistently throughout a document (unless special circumstances dictate otherwise) as follows:

1. Margins – One inch on each side, top and bottom.
2. Headlines and headers – Capitalize first word only; don’t punctuate.
3. Paragraph formatting
 - a. Spacing
 - i. Before 0 pt.
 - ii. After 6 pt.
 - iii. Line spacing Multiple
 - iv. At 1.15
 - v. Check Don’t add space between paragraphs of the same style
 - b. Insert a line after a paragraph or table/figure if it improves readability.

- c. Lists (bullet or numbered)
 - i. Outline organization (numerical or alphabetical) is preferred over bullets to aid reader navigation/reference.
 - ii. Bulleted, alphabetical or numerical lists should be formatted as hanging indents as shown in this example.
- 4. Text
 - a. Left justification only.
 - b. Spaces after periods – One space after periods.
 - c. Spaces after semi-colons – One space to signify shorter stop than for a period.
- 5. Other considerations
 - a. Header
 - i. Client name and/or logo is placed in the left-hand corner of the header.
 - ii. Project name and/or logo is placed in the right-hand corner of the header.
 - b. Footer
 - i. Project number, if needed, is placed in the left-hand corner of the footer.
 - ii. Document name is placed in the center of the footer.
 - iii. Page numbers are placed in the right-hand corner of the footer.
 - c. Exhibit Formatting

8.5 x 11 Exhibit formatting:

Margins: .5”

Bounding border: 2pt black line

Footer: See attached example.

11x17 Exhibit Formatting:

Margins: .5”


Bounding border: 2pt black line

Footer: See attached example.



8.5 x 11 Exhibit example

Exhibit Title

Legend

 Study Area

U.S. 69 Modernization and Expansion Project
Environmental Assessment
KDOT# 69-46 KA-5700-02

17 x 11

Exhibit Title

Legend
 Study Area

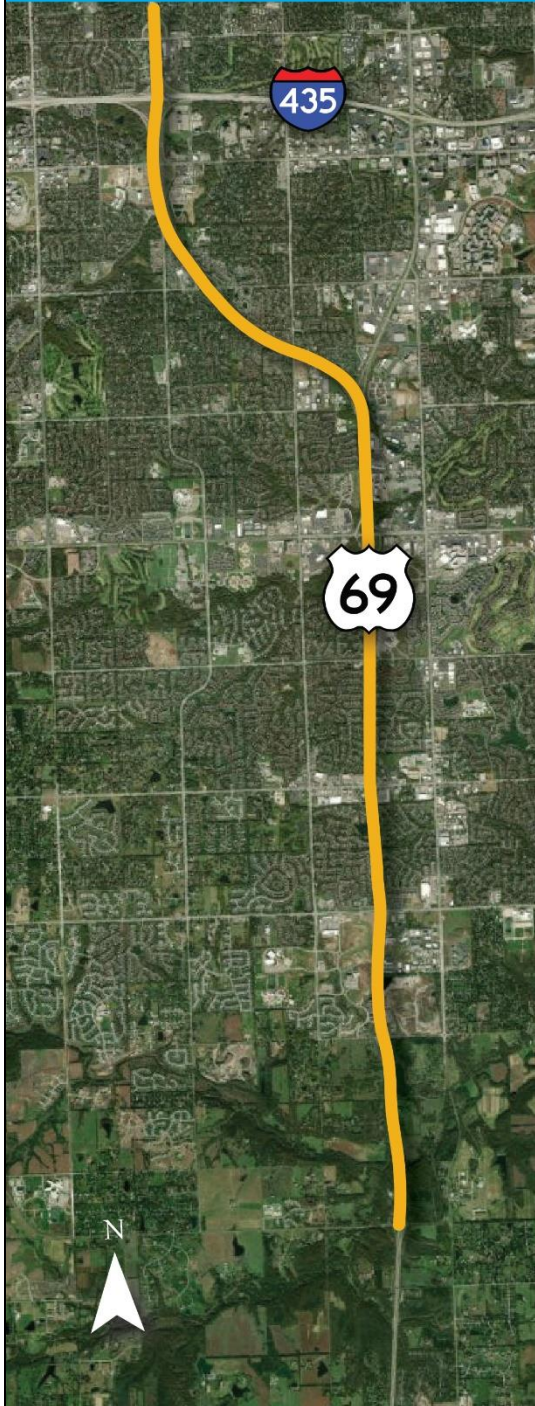
U.S. 69 Modernization and Expansion Project
Environmental Assessment
KDOT# 69-46 KA-5700-02

69 EXPRESS 


Kansas
Department of Transportation

Cover Example:

69 EXPRESS ➡



DRAFT

US 69 EXPANSION PROJECT

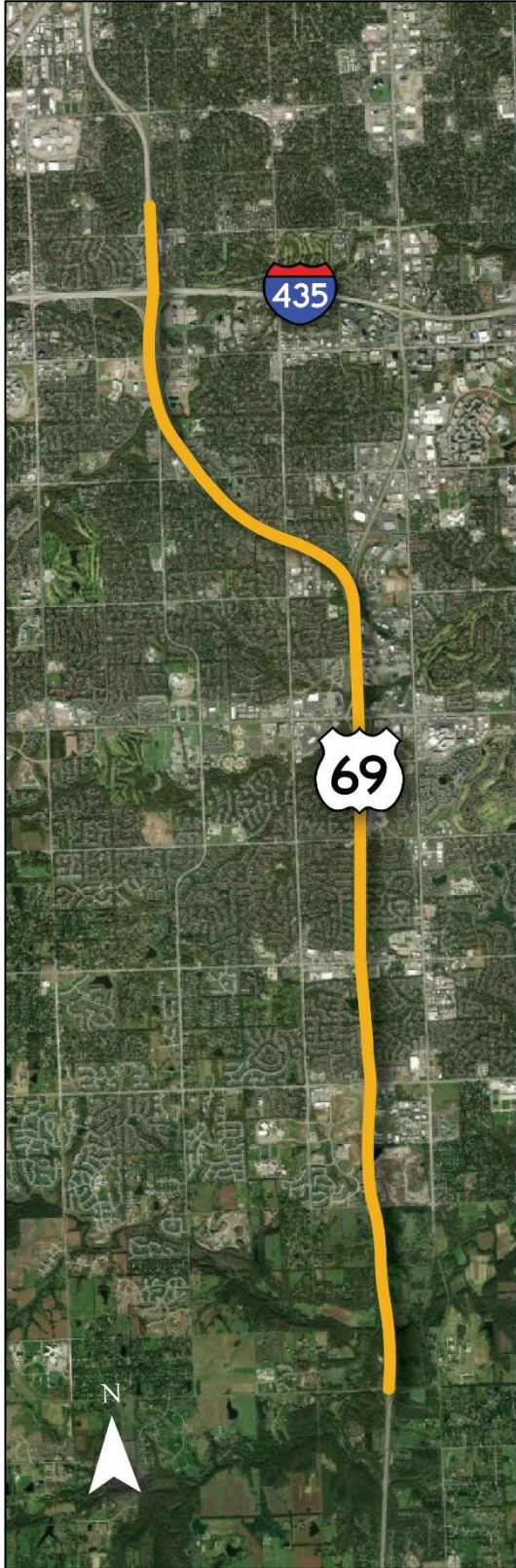
BREAK-IN-ACCESS

TRAFFIC & SAFETY
METHODOLOGY AND ASSUMPTIONS

OCTOBER 30, 2020



Cover Example:



69 EXPRESS →

DRAFT

US 69 EXPANSION PROJECT

BREAK-IN-ACCESS

TRAFFIC & SAFETY
METHODOLOGY AND ASSUMPTIONS

OCTOBER 30, 2020