Mr. Mike Long, Field Supervisor  
U.S. Fish and Wildlife Service  
Arcata Fish and Wildlife Office  
1655 Heindon Road  
Arcata, CA 95521-5585  

Dear Mr. Long:

The Federal Highway Administration (FHWA) wants to inform you of important changes in consultation procedures under the Endangered Species Act for federally-funded highway projects in California. FHWA has assigned and the California Department of Transportation (Caltrans) has assumed responsibilities for consultation and coordination with resource agencies for most projects within the State of California. Please forward this letter to anyone in your office who works on highway projects in California.

On June 29, 2007, FHWA and Caltrans signed the Memorandum of Understanding (MOU) between Federal Highway Administration and the California Department of Transportation concerning the State of California’s Participation in the Surface Transportation Project Delivery Pilot Program. This MOU was effective on July 1, 2007. This MOU was signed pursuant to Section 6005 of the Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (SAFETEA-LU), which allows the Secretary of Transportation to assign, and the State of California to assume, responsibility for one or more highway projects within the State. For these projects, the State may also be assigned FHWA’s responsibilities for environmental consultation and coordination under other federal environmental laws. By statute, the State is deemed to be a federal agency for these assigned responsibilities.

This assignment of responsibilities is in addition to the responsibilities assigned pursuant to Section 6004 of SAFETEA-LU in the Memorandum of Understanding between Federal Highway Administration, California Division, and the California Department of Transportation on State Assumption of Responsibilities for Categorical Exclusions on June 7, 2007. FHWA sent a letter informing your agency of this assignment, including a copy of the MOU, on June 19, 2007.

The assignments and assumptions of responsibilities apply to the environmental review, consultation, or other action pertaining to the review or approval of all projects within the State of California with the exception of:

MOVING THE AMERICAN ECONOMY
1. any highway projects designated under Executive Order 13274:
   - I-5 North Coast Project (San Diego County)
   - Mid-County Parkway - Community and Environmental Transportation Acceptability Process (CETAP) project (Riverside County)

2. any Federal Lands highway projects unless designed and constructed by Caltrans

3. any highway projects funded under chapter 53 of title 49, United States Code

4. multi-state and international highway projects:
   - Otay Mesa Border Crossing (San Diego County)
   - San Ysidro Port of Entry (San Diego County)
   - SR 62 Colorado River Bridge Replacement (San Bernadino County and Arizona)

5. the following twenty-two projects specifically excluded projects:
   - Eureka/Arcata Corridor Improvement (Humboldt County)
   - Interstate 5/Consumnes River Boulevard Interchange (Yolo County)
   - Placer Parkway Corridor Preservation (Placer and Sutter Counties)
   - Doyle Drive (San Francisco County)
   - Marin-Sonoma Narrows (Marin and Sonoma Counties)
   - Ala-880 Southbound HOV Lane Extension – Hegenberger to Marina Boulevard (Alameda County)
   - SM-101, Widen and Add Auxiliary Lanes from March Road to Embarcadero (San Mateo County)
   - BART Seismic Retrofit of the Aerials Structures and Stations Along the Fremont, Concord, Richmond, and Daly City Lines (San Francisco Bay Area Counties)
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   - Mad-99 Avenue 12 Interchange Reconstruction (Madera County)
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   - Big Bear Lake Bridge Replacement (San Bernardino County)
   - Needles Highway Safety Realignment Project (San Bernardino County)
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   - SJ-99 South Stockton Widen Freeway from 4 to 6 Lanes (San Joaquin County)
   - SJ-99 Manteca 6-Lane (San Joaquin County)
   - SJ-205 Auxiliary Lanes in Tracy (San Joaquin County)
   - Southern Orange County Transportation Infrastructure Improvement Program (SOCTIIP) (Orange and San Diego Counties)
   - Orange County Gateway (Orange County)
The projects listed above will remain under FHWA’s responsibility during the NEPA Pilot Program. As the NEPA Pilot Program continues, other projects may be identified that would not be assigned to Caltrans, according to the provisions of the MOU.

For projects not excluded from the NEPA Pilot Program MOU, Caltrans will conduct all consultation under the Endangered Species Act as a federal agency. For these projects, please address all future correspondence directly to Caltrans, even if FHWA initiated the consultation.

For your reference and use, enclosed is a copy of the MOU. If you have any questions, please contact Maiser Khaled, Director of Project Development and Environment, at (916) 498-5020.

Sincerely,

/s/ David Tedrick

For
Gene K. Fong
Division Administrator

Enclosure: Memorandum of Understanding between Federal Highway Administration and the California Department of Transportation concerning the State of California’s Participation in the Surface Transportation Project Delivery Pilot Program
Mr. Jim Bartel, Field Supervisor  
U.S. Fish and Wildlife Service  
Carlsbad Fish and Wildlife Office  
6010 Hidden Valley Road  
Carlsbad, CA  92011

Dear Mr. Bartel:

The Federal Highway Administration (FHWA) wants to inform you of important changes in consultation procedures under the Endangered Species Act for federally-funded highway projects in California. FHWA has assigned and the California Department of Transportation (Caltrans) has assumed responsibilities for consultation and coordination with resource agencies for most projects within the State of California. Please forward this letter to anyone in your office who works on highway projects in California.

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For your reference and use, enclosed is a copy of the MOU. If you have any questions, please contact Maiser Khaled, Director of Project Development and Environment, at (916) 498-5020.

Sincerely,

/s/ David Tedrick

For
Gene K. Fong
Division Administrator

Enclosure: Memorandum of Understanding between Federal Highway Administration and the California Department of Transportation concerning the State of California’s Participation in the Surface Transportation Project Delivery Pilot Program
Mr. Robert D. Williams, Field Supervisor
U.S. Fish and Wildlife Service
1340 Financial Blvd., Suite 234
Reno, NV 89502

Dear Mr. Williams:

The Federal Highway Administration (FHWA) wants to inform you of important changes in consultation procedures under the Endangered Species Act for federally-funded highway projects in California. FHWA has assigned and the California Department of Transportation (Caltrans) has assumed responsibilities for consultation and coordination with resource agencies for most projects within the State of California. Please forward this letter to anyone in your office who works on highway projects in California.

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For your reference and use, enclosed is a copy of the MOU. If you have any questions, please contact Maiser Khaled, Director of Project Development and Environment, at (916) 498-5020.

Sincerely,

/s/ David Tedrick

For
Gene K. Fong
Division Administrator

Enclosure: Memorandum of Understanding between Federal Highway Administration and the California Department of Transportation concerning the State of California’s Participation in the Surface Transportation Project Delivery Pilot Program
Ms. Susan Moore, Field Supervisor  
U.S. Fish and Wildlife Service  
Sacramento Fish and Wildlife Office  
2800 Cottage Way, Room W-2605  
Sacramento, CA  95825-1846  

Dear Ms. Moore:

The Federal Highway Administration (FHWA) wants to inform you of important changes in consultation procedures under the Endangered Species Act for federally-funded highway projects in California. FHWA has assigned and the California Department of Transportation (Caltrans) has assumed responsibilities for consultation and coordination with resource agencies for most projects within the State of California. Please forward this letter to anyone in your office who works on highway projects in California.

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Sincerely,

/s/ David Tedrick

For
Gene K. Fong
Division Administrator

Enclosure: Memorandum of Understanding between Federal Highway Administration and the California Department of Transportation concerning the State of California’s Participation in the Surface Transportation Project Delivery Pilot Program
Ms. Diane Noda, Field Supervisor  
U.S. Fish and Wildlife Service  
Ventura Fish and Wildlife Office  
2493 Portola Road, Suite B  
Ventura, CA  93003-7726

Dear Ms. Noda:

The Federal Highway Administration (FHWA) wants to inform you of important changes in consultation procedures under the Endangered Species Act for federally-funded highway projects in California. FHWA has assigned and the California Department of Transportation (Caltrans) has assumed responsibilities for consultation and coordination with resource agencies for most projects within the State of California. Please forward this letter to anyone in your office who works on highway projects in California.

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Sincerely,

/s/ David Tedrick

For
Gene K. Fong
Division Administrator

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