From: Ossi, Joseph (FTA)
To: Matley, Ted (FTA); Barr, James (FTA); Sukys, Raymond (FTA)
Sent: 7/1/2009 5:10:24 AM
Subject: RE: June 30, 2009 Conference Call Regarding Pearl Harbor Historic Effects

I wasn't on the call yesterday as you know, but in similar situations in the past, the path of least resistance has been to accept that there will be adverse effects, notify ACHP (who will probably want to participate in the consultation in order to get a government-paid trip to Hawaii), and then develop an MOA that deals with the adverse effects. Most likely what the MOA will say, in the end, is that the transit facility design must be sensitive to its historic context, and the SHPO (and possibly other consulting parties) must concur in the design before it is implemented. Fighting the adverse effect determination will not succeed.

Joe Ossi
FTA Office of Planning and Environment
(202) 366-1613

From: Matley, Ted (FTA)
Sent: Wednesday, July 01, 2009 10:46 AM
To: Barr, James (FTA); Ossi, Joseph (FTA); Sukys, Raymond (FTA)
Subject: FW: June 30, 2009 Conference Call Regarding Pearl Harbor Historic Effects

FYI, email from ACHP to Honolulu regarding a consultation call with the NPS yesterday.

From: Blythe Semmer [mailto:bsemmer@achp.gov]
Sent: Wednesday, July 01, 2009 7:43 AM
To: Miyamoto, Faith
Cc: nancy.a.mcmahon@hawaii.gov; pua.aiu@hawaii.gov; Matley, Ted (FTA)
Subject: RE: June 30, 2009 Conference Call Regarding Pearl Harbor Historic Effects

Faith:

Thank you for forwarding yesterday's conference call information. Given that the ACHP has not yet been formally notified by FTA of anticipated adverse effects per 800.6(a)(1) of our regulations and determined whether we will participate in consultation, I did not join in the discussion yesterday afternoon.

I will note that if FTA, in coordination with the City and County of Honolulu, determines that ACHP's participation in consultation would be beneficial before the agency has concluded its assessment of effects, FTA may invite our participation at any point in the process. In the meantime, please let me know if I can provide technical assistance about any of the requirements of our regulations.

Best regards,

Blythe Semmer
Program Analyst
Advisory Council on Historic Preservation
202.606.8552
202.606.5072 fax

From: Miyamoto, Faith [mailto:fmiyamoto@honolulu.gov]
Sent: Monday, June 29, 2009 11:52 PM
To: Blythe Semmer

Subject: FW: June 30, 2009 Conference Call Regarding Pearl Harbor Historic Effects

Hi Blythe –

Apologies for the late notice, but you are invited to participate in the conference call.

Faith Miyamoto

From: Miyamoto, Faith
Sent: Monday, June 29, 2009 11:45 AM
To: 'Nancy.A.McMahon@hawaii.gov'; 'Elaine_Jackson-Retondo@nps.gov'; 'Aguayo, Lore CDR NAVFAC HI, PRP'; 'Ted.Matley@dot.gov'; 'Pua.Aiu@hawaii.gov'; 'Colemon, Patricia A CIV NAVFAC HI, ARE1'; Susan.Y.Tasaki@hawaii.gov; Melia_Lane-Kamahele@nps.gov
Cc: 'Susan Robbins'; 'Spurgeon, Lawrence'; 'foell@pbworld.com'
Subject: RE: June 30, 2009 Conference Call Regarding Pearl Harbor Historic Effects

Hi Everyone –

Just a reminder about the conference call tomorrow regarding Pearl Harbor Historic Effects. The start time will be pushed back to 10:30 a.m. due to an earlier conference call that many of you will be participating in. The call in information is the same as I previously sent to you.

Looking forward to discussing Pearl Harbor with all of you.

Faith

From: Miyamoto, Faith
Sent: Wednesday, June 24, 2009 11:13 AM
To: 'Nancy.A.McMahon@hawaii.gov'; 'Elaine_Jackson-Retondo@nps.gov'; Aguayo, Lore CDR NAVFAC HI, PRP; 'Ted.Matley@dot.gov'
Cc: 'Susan Robbins'; Spurgeon, Lawrence; 'foell@pbworld.com'
Subject: June 30, 2009 Conference Call Regarding Pearl Harbor Historic Effects

Hi Everyone –

Thank you for your ongoing input as we continue to consult with the Hawaii State Historic Preservation Division (SHPD) on the effect determinations for the Pearl Harbor National Historic Landmark and CINCPAC Headquarters Building. Since submitting the Historic Effects Report for review, we have received letters indicating that the SHPD and National Parks Service (NPS) do not concur with the project team's No Adverse Effect determination. We have carefully considered the content of these letters, as well as the input offered in the subsequent meeting with the SHPD and conference call with the NPS. We have responded to your letters with written responses as well, including the requested visual simulations. In some cases, we have not received substantial information as to why this effect determination is in dispute, other than statements indicating that there is no concurrence.

We invite you and your staff to participate in a conference call on June 30th at 10 am HST/1pm PST to discuss your concerns and our recent changes to the project to minimize potential adverse effects. In an effort to address the concerns that have been articulated, our project team has re-designed several aspects of the project, minimizing the physical impacts within the NHL boundary. We have provided this information to you in our written responses and will be pleased to discuss it in more detail.

We appreciate your ongoing input on this project and look forward to continued consultation with you. The conference call information is as follows:

Dial in Number – 1-888-742-8686
Conference ID – 9473301

Please let me know if you or your staff will be participating in the call.

Faith Miyamoto
Department of Transportation Services
City & County of Honolulu

(808) 768-8350
fmiyamoto@honolulu.gov