From: spencer.leineweber@gmail.com on behalf of Spencer Leineweber
To: Miyamoto, Faith
CC: Halealoha; Assum-Dahleen, Laura; jeff@jn-architects.com; amy@aiahonolulu.org; kiersten@historichawaii.org; katie@historichawaii.org; chazinhawaii@aol.com; sherry_campagna@hotmail.com; frank_hays@nps.gov; elaine_jackson-retondo@nps.gov; Melia_Lane-Kamahele@nps.gov; taahine.hina@gmail.com; keabad@ksbe.edu; kawikam@hawaii.rr.com; Pua.Aiu@hawaii.gov; Nancy.A.McMahon@hawaii.gov; susan.y.tasaki@hawaii.gov; bsemmer@achp.gov; theodore.matley@fta.dot.gov; James.Barr@dot.gov; carl.bausch@fta.dot.gov; Raymond.Sukys@dot.gov; deepak@hcdaweb.org; keolal@oha.org; malamapono@aol.com; lani@aukahi.com; brian_turner@nthp.org; elizabeth_merritt@nthp.org; john.muraoka@navy.mil; pamela.takara@navy.mil; Ware, Terrance; Sokugawa, Kathy K.; mmcdermott@culturalsurveys.com; hhammatt@culturalsurveys.com; arakimataemon@aol.com; Leland Chang; Spurgeon, Lawrence; Hogan, Steven; Foell, Stephanie; Judy Aranda; Tam, Ryan; Patterson, Kaleo; Souki, Jesse K.
Sent: 11/8/2009 9:49:04 AM
Subject: Section 4(f) and the Programmatic Agreement

Faith,

In the first meeting I attended for the Section 106 Consultation (meeting #2) I asked the question about Section 4(f), and that question has not yet been answered. As you know Section 106 is a mitigation procedure but Section 4(f) is an avoidance procedure. In the City's Alternatives Analysis Report November 2006 page 4-1 states "The Fixed Guideway Alternative would require more displacements and affect more potentially historic structures than the other alternatives."

Since the fixed guideway was the only actual rail system evaluated in the DEIS, it seems an essential step was missed, thoroughly evaluating an alternative at the EIS level that did not impact the historic sites. Could you address a specific answer to this question to all the consulting parties before we wrap up the PA? It would appear that decisions in the resolution of Section 4(f) would impact the Programmatic Agreement. The PA cannot absolve any disparity that hasn't been addressed in Section 4(f). Thank you.

Spencer Leineweber FAIA