
From: Borinsky, Susan (FTA)
To: Bausch, Carl (FTA); Barr, James (FTA); Ryan, James (FTA)
CC: Day, Elizabeth (FTA)
Sent: 8/20/2009 2:32:20 AM
Subject: FW: Honolulu High-Capacity Transit Corridor Project

From: Miyamoto, Faith [mailto:fmiyamoto@honolulu.gov]
Sent: Thursday, August 20, 2009 1:04 AM
To: Borinsky, Susan (FTA)
Cc: Hamayasu, Toru
Subject: Honolulu High-Capacity Transit Corridor Project

Aloha Ms. Borinsky –

Toru Hamayasu related to me that you had been contacted by the National Trust for Historic Preservation (NTHP) regarding our project. He asked that I provide you with some background information regarding our recent discussions with NTHP.

The Honolulu project has been meeting with our Section 106 Consulting Parties, one of which is NTHP, to finalize a Programmatic Agreement (PA) since July 28th. NTHP has been represented by Brian Turner, Legal Fellow in the Western Office, and Elizabeth (Betsy) Merritt, Deputy General Counsel on several conference calls that we have had. Betsy participated in the most recent call on August 11, 2009. This was a call to discuss the PA with the State Historic Preservation Division and the Advisory Council on Historic Preservation, both signatories on the PA.

During the call, Betsy expressed concern regarding the cumulative impact of the project on historic resources. She also questioned the City's rationale for not including mitigation for resources that were outside of the area of potential effect (APE). One of the recommendations of the NTHP has been to establish a mitigation fund that could be used for resources outside of the APE. Betsy sent me an example of a mitigation fund for a historic bridge project and another MOA example of wording that could be used if the City could not commit to a stipulation because it required legislative action. One of Betsy's final comments was that she felt that we did not have enough mitigation in the PA.

Betsy also questioned why the City was not a signatory to the agreement. We explained that City Council action would be required for the City to sign and that we felt that there was no need for the City to sign because FTA would require us to implement the stipulations in the PA.

I hope this provides you with useful information regarding our discussions with the NTHP.

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