MEMORANDUM OF AGREEMENT
STRUCTURE # 032-3290
GOOSEBERRY CREEK BRIDGE
GRUNDY COUNTY,
ILLINOIS

WHEREAS, the Federal Highway Administration (FHWA), U.S. Department of Transportation, has determined that assisting the Illinois Department of Transportation (IDOT) in the replacement of Structure # 032-3290 (BRIDGE) carrying Gardner Road over Gooseberry Creek in Grundy County, Illinois, will have an adverse effect upon the BRIDGE, a property eligible for inclusion in the National Register of Historic Places (NRHP), and has consulted with the Illinois State Historic Preservation Officer (SHPO), pursuant to the regulations (36 CFR Part 800) implementing Section 106 of the National Historic Preservation Act (17 U. S. C. 470f); and

WHEREAS, IDOT participated in consultation and has been invited to concur in this Memorandum of Agreement;

NOW, THEREFORE, IDOT, FHWA, and the Illinois SHPO agree that the undertaking shall be implemented in accordance with the following stipulations to take into account the effect of the undertaking on historic properties.

STIPULATIONS

FHWA, in coordination with IDOT, shall ensure that the following measures are carried out:

1. The BRIDGE will be replaced with a new structure as developed in the plans prepared by IDOT.

2. Prior to the beginning of construction activities, IDOT shall submit documentation concerning the BRIDGE to the SHPO, to the standards of the Illinois Historic American Engineering Record, at a level to be determined by the SHPO.

3. The SHPO shall provide FHWA with a list of the appropriate local and state archives to receive copies of the final documentation reports to be prepared for compliance with Stipulation 2.

4. If appropriate, IDOT shall market the BRIDGE in accordance with the provisions of Section 123 (f)(4) of the Surface Transportation and Uniform Relocation Assistance Act of 1987.

5. Should the marketing not succeed in relocating the BRIDGE to a venue acceptable to the SHPO, IDOT shall seek an analogous bridge in Illinois as a substitute for the BRIDGE on the Illinois Historic Bridge Survey (HBS) and, should one be found, submit documentation concerning the proposed substitute for acceptance by the SHPO.

6. IDOT shall list the substitute bridge accepted by the Illinois SHPO in the HBS.

Execution of this Memorandum of Agreement by FHWA and the Illinois SHPO, and the implementation of its terms, demonstrate that FHWA has taken into account the effects of the undertaking on historic properties.

FEDERAL HIGHWAY ADMINISTRATION

By: _____ Date: 2/15/05

ILLINOIS STATE HISTORIC PRESERVATION OFFICER

BY: _____ Date: 1-28-05

CONCUR:

ILLINOIS DEPARTMENT OF TRANSPORTATION

By: Michael Hine Date: 1/27/05

Programmatic Section 4(f) Evaluation

Gooseberry Creek Bridge
Gardner Road
Grundy County
Section: 03-00127-00-BR
SN 032-3290

SECTION 4(f) APPROVAL

U.S. Department of Transportation
Federal Highway Administration

The Federal Highway Administration (FHWA) has determined that this project meets all requirements for processing under the nationwide programmatic Section 4(f) evaluation for historic bridges approved on July 5, 1983. This determination is based on the attached documentation which has been independently evaluated by FHWA and determined to adequately and accurately discuss the Section 4(f) considerations of this project. Accordingly, FHWA gives Section 4(f) approval under the nationwide Section 4(f) Evaluation for the replacement of the structure carrying Gardner Road over Gooseberry Creek (SN 032-3290), which will use a bridge deemed eligible for listing on the National Register of Historic Places.

2/15/05
Date

For Federal Highway Administration