

**FEDERAL HIGHWAY ADMINISTRATION'S
SECTION 4(F) COMPLIANCE REQUIREMENTS (for historic properties) AND
SECTION 106 FINDINGS AND DETERMINATIONS
AREA OF POTENTIAL EFFECT
ELIGIBILITY DETERMINATIONS
EFFECT FINDING
B-Line Trail Extension and Multiuse Path Project
City of Bloomington, Monroe County, Indiana
Des. No. 1700735**

**AREA OF POTENTIAL EFFECTS
(Pursuant to 36 CFR Section 800.4(a)(1))**

The above-ground area of potential effects (APE) for the project includes all properties within and adjacent to the area of direct impact (project construction limits, right-of-way (ROW), and temporary construction easements) and properties within the viewshed of the project where construction activities could cause a potential visual and auditory impact. The archeological APE is defined as the project's survey area and includes all of the proposed ROW (permanent and temporary) and easements required for the undertaking (see Appendix B: APE Maps).

**ELIGIBILITY DETERMINATIONS
(Pursuant to 36 CFR 800.4(c)(2))**

The APE contains two properties listed on or eligible for listing on the National Register of Historic Places (National Register, or NRHP):

Bloomington West Side Historic District (NR-1281)

The Bloomington West Side Historic District is a large district with residential, commercial, and industrial resources extending west from Downtown Bloomington. The period of significance for the district is defined as 1850-1946. The oldest houses in this district exhibit a variety of architectural styles, such as Italianate, Greek Revival, Federal, and Queen Anne, but most houses built after 1900 are modest one-story vernacular homes in working-class neighborhoods. Common vernacular designs that are represented include the Gabled-ell Cottage, Pyramidal Cottage, and Shotgun house. The resources of the district also convey a sense of the changes in demographics and the municipal development of Bloomington in the early 20th century. The construction of the Showers Bros. Furniture Factory and other industrial plans in the West Side spurred the construction of modest housing for factory workers. The district includes many historically black neighborhoods. The Bloomington West Side Historic District has been listed on the National Register since 1997, remaining eligible under Criterion A and C.

House at 2102 Fountain Drive (Indiana Historic Sites and Structures Inventory [IHSSI] No. 105-055-35565)

The house at 2102 Fountain Drive (formerly Vernal Pike) was built circa 1890, is one of the oldest buildings in the northwest corner of Bloomington, and is an outstanding example of vernacular Victorian architecture. The property is eligible for inclusion in the National Register under Criterion C for its architectural design.

No other properties within the APE are listed on or recommended eligible for listing on the National Register.

EFFECT FINDING

Bloomington West Side Historic District (NR-1281): The undertaking will have “No Adverse Effect” on the Bloomington West Side Historic District.

House at 2102 Fountain Drive (IHSSI No. 105-055-35565): The undertaking will have “No Adverse Effect” on the house at 2102 Fountain Drive.

INDOT, acting on FHWA’s behalf, has determined a "No adverse effect" finding is appropriate for this undertaking.

INDOT respectfully requests the Indiana State Historic Preservation Officer provide written concurrence with the Section 106 determination of effect.

SECTION 4(F) COMPLIANCE REQUIREMENTS

Bloomington West Side Historic District (NR-1281)

This undertaking will not convert property from the Bloomington West Side Historic District, a Section 4(f) historic property, to a transportation use; INDOT, acting on FHWA’s behalf, has determined the appropriate Section 106 finding is “No Adverse Effect”; therefore no Section 4(f) evaluation is required for the Bloomington West Side Historic District.

House at 2102 Fountain Drive (IHSSI No. 105-055-35565)

This undertaking will temporarily occupy land from the house at 2102 Fountain Drive, a Section 4(f) historic property. INDOT, acting on FHWA’s behalf, has determined the appropriate Section 106 finding is "No Adverse Effect." FHWA believes that the temporary occupancy will not constitute a Section 4(f) use because all of the conditions listed in 23 CFR 774.13(d) are satisfied:

1. Duration must be temporary, i.e., less than the time needed for construction of the project, and there should be no change in ownership of the land;
2. Scope of the work must be minor, i.e., both the nature and the magnitude of the changes to the Section 4(f) property are minimal;
3. There are no anticipated permanent adverse physical impacts, nor will there be interference with the protected activities, features, or attributes of the property, on either a temporary or permanent basis;
4. The land being used must be fully restored, i.e., the property must be returned to a condition which is at least as good as that which existed prior to the project; and
5. There must be documented agreement of the official(s) with jurisdiction over the Section 4(f) resource regarding the above conditions.

The fulfillment of conditions 1-4 are detailed in Section 4 of the attached documentation, "Describe the Undertaking's Effects on Historic Properties." With regard to condition 5, FHWA respectfully requests the Indiana State Historic Preservation Officer provide written concurrence that they are in agreement that the above criteria have been met and that the impacts to the house at 2102 Fountain Drive constitute a temporary occupancy.

Anuradha V. Kumar

Anuradha V. Kumar, for FHWA
Manager
INDOT Cultural Resources

03/24/2021

Approved Date

**FEDERAL HIGHWAY ADMINISTRATION
DOCUMENTATION OF SECTION 106 FINDING OF
NO ADVERSE EFFECT
SUBMITTED TO THE STATE HISTORIC PRESERVATION OFFICER
PURSUANT TO 36 CFR Section 800.5(c)
B-Line Trail Extension and Multiuse Path Project
City of Bloomington, Monroe County, Indiana
Des. No. 1700735**

1. DESCRIPTION OF THE UNDERTAKING

The Federal Highway Administration (FHWA) and City of Bloomington (City) intend to proceed with the B-Line Extension Project (Des. No. 1700735). The project is located in northwest Bloomington, Monroe County, Indiana, and involves extending the B-Line Trail west and north from its current terminus at Adams Street to the intersection of Crescent Road and 17th Street, via the Indiana Railroad, Fountain Drive (formerly Vernal Pike), and Crescent Road (see Appendix A: Project Location Map). The area is plotted on the USGS 7.5' Bloomington, IN, topographic quadrangle map and lies within portions of sections 31 and 32 of Township 9 North, Range 1 West. The extension of the B-Line Trail would run parallel to and north of the Indiana Railroad from Adams Street to Fountain Drive and would have widths of 10 to 12-feet. A new multiuse path, with widths of 8 to 12-feet, would run north from the Indiana Railroad/Fountain Drive intersection along the east side of Fountain Drive and Crescent Road to 17th Street. The project also involves realigning the road between the properties at 2101 and 2102 Fountain Drive, and reconfiguring the Fountain Drive and Crescent Road intersection. Since the distribution of the Effects Letter two bus stops have been added to the scope of work for this project: one at 11th Street just east of the intersection with Crescent Road, and one on Crescent Road north of the intersection with Fountain Drive. Construction of both bus stops will include installing a concrete landing pad, signage, and some sidewalk work all within existing right-of-way.

Section 106 of the National Historic Preservation Act requires Federal agencies to consider the effects of their undertakings on historic properties. The federal involvement in the project is funding received from the FHWA.

The above-ground area of potential effects (APE) for this project includes all properties within and adjacent to the area of direct impact (project construction limits, right-of-way, and temporary construction easements) and properties within the viewshed of the project where construction activities could cause a potential visual and auditory impact. Project activities include trail and multiuse path construction, installation of fiber optic facilities, storm sewer facilities, and a new detention basin. The area around the proposed project is in an urban setting, consists of large heavily-wooded residential, commercial and light industrial lots and a winding road through rolling terrain, which generally limits the viewshed to adjacent parcels, except in the vicinity of the intersection of Fountain Drive and Crescent Road, where the viewshed extends farther to the west. The above-ground APE is approximately 4,350 feet long, and is 1,400 feet wide at its widest point near the intersection of Fountain Drive and Crescent Road. The archeological APE is defined as the project construction limits (see Appendix B).

The City, in their *Parks and Recreation Master Plan, 2016–2020* published on December 2, 2015, identified goals to extend trail or multiuse path connections where current facilities are lacking. These goals included installation of new trail or multiuse path connections in incorporated areas of the city as well as

opportunities to consider connections to communities adjacent to the City based on available revenue or grants. Currently there is a gap between the B-Line Trail system and residential, businesses, and other city facilities on 17th Street. The proposed project would provide this connection and further promote non-motorized uses by residents. The proposed project also would extend the City of Bloomington's signature trail, the B-Line, from its northern terminus at Adams Street to Fountain Drive and connect the new trailhead to other pedestrian facilities in the City's network.

Right-of-way required for this project is anticipated to be approximately 2.24 acres of permanent right-of-way and approximately 1.45 acres of temporary right-of-way. No permanent right-of-way will be taken from the historic property at 2102 Fountain Drive. No right-of-way will be taken from the Bloomington West Side Historic District (NR-1281). There would be a roadway realignment between the properties at 2101 and 2102 Fountain Drive, as well as reconfiguration of the Fountain Drive and Crescent Road intersection. Removal of trees and roadside vegetation within existing right-of-way and temporary construction easements are anticipated for construction of the proposed project. The most current plans can be viewed in Appendix C.

2. EFFORTS TO IDENTIFY HISTORIC PROPERTIES

Pursuant to 36 CRF Section 800.4(b), the AZTEC Engineering Group, Inc. (AZTEC) project historian, Scott Solliday, conducted efforts to identify historic properties as part of the Section 106 undertaking.

The AZTEC project historian examined the National Register of Historic Places (NRHP), Indiana Register of Historic Sites and Structures (State Register), State Historic Architectural and Archaeological Research Database (SHAARD), *Indiana Historic Bridge Inventory*, Indiana Historic Buildings, Bridges, and Cemeteries Map (IHBBCM), *City of Bloomington Interim Report*, *Monroe County Interim Report*, as well as other primary and secondary sources to develop a historic overview of the project area. After completing an initial literature review, project historian Scott Solliday visited the project area in November 2018 and April 2019 to assess and survey historic properties within the project's APE.

Before Section 106 consultation was initiated, Bloomington Restorations, Inc. responded to the project's early coordination letter in a letter dated May 23, 2019, with a request to be a consulting party for the Section 106 process. In their letter, Bloomington Restorations, Inc. expressed their concern for above-ground structures at 2102 Fountain Drive and several other residential structures along Crescent Road.

The Section 106 Early Coordination Letter describing the proposed project and inviting potential consulting parties to provide comments on the proposed project was distributed electronically or by mail on September 17, 2019. The following parties were invited to become consulting parties: Bloomington Historic Preservation Commission, Bloomington-Monroe County Metropolitan Planning Organization (BMCMPPO), Bloomington Restorations, Inc., Delaware Tribe of Indians of Oklahoma, Eastern Shawnee Tribe of Oklahoma, Indiana State Historic Preservation Officer (SHPO), Indiana Landmarks (Central Regional Office), Miami Tribe of Oklahoma, Monroe County Commissioner, District 2, Monroe County Historian, Monroe County History Center, Highway Director of the Monroe County Highways Department, Peoria Tribe of Indians of Oklahoma, and Pokagon Band of Potawatomi Indians. On October 3, 2019, the Indiana Landmarks (Central Regional Office) accepted the consulting party invitation. The SHPO responded on October 3, 2019, requesting that additional consulting parties be invited to join Section 106 consultation, including the Monroe County Historic Preservation Board of Review, the Downtown

Bloomington Commission, and the property owners of 2102 Fountain Drive. None of the other consulting parties provided any additional comments or responses to the early coordination letter.

Green 3, LLC (Green 3) prepared the Phase Ia Archaeological Study (C. Jackson, 2019). This investigation examined a 3.5 acre survey area through visual inspection of disturbed soils and excavation of thirteen shovel probes. As a result, no archaeological sites were identified and no further work was recommended. The archaeological study was mailed to the SHPO on February 25, 2020; the study's distribution letter was sent electronically or by mail to non-tribal consulting parties on February 25, 2020. The consulting parties requested by the SHPO, in their letter dated October 3, 2019, were also sent the distribution letter electronically or by mail and were invited to join consultation at that time. In a letter dated March 24, 2020, the SHPO concurred with the findings in the study that no further work is necessary. Joshua Biggs, of Indiana Landmarks (Central Regional Office), responded on February 27, 2020 to the study's distribution letter stating the nature of Indiana Landmarks' protective covenant on 2102 Fountain Drive and its eligibility for inclusion in the NRHP. No other consulting parties had comments for the archaeological study.

After the archaeology report was released, there was a change in the project limits that required an addendum archaeological investigation and report. Green 3 completed the addendum archaeological study to account for the additional project areas recommended by INDOT CRO. This survey investigated an additional 0.7 acres of ROW through visual inspection of disturbed soils and excavation of twelve shovel probes. As a result, no archaeological sites were identified and no further work was recommended. The Addendum Phase Ia Archaeological Study (C. Jackson, 2020) was mailed to the SHPO on July 31, 2020. A copy of the study's distribution letter was sent electronically or by mail to non-tribal consulting parties and to the originally invited tribal consulting parties plus the Shawnee Tribe by INDOT CRO on July 31, 2020. In a letter dated August 28, 2020, the SHPO concurred with the finding in the Addendum Phase Ia Archaeological Study that no further archaeological investigations appear necessary at the proposed project area. No other consulting parties had comments for the addendum archaeological study.

AZTEC prepared a Historic Properties Report (HPR) (Solliday and Langan, 2020) and mailed the report on June 22, 2020 to the SHPO and the distribution letter was sent electronically or by mail to consulting parties, once again inviting the property owners of 2102 Fountain Drive to join consultation. Indiana Landmarks (Central Regional Office) responded to the HPR with an email, response letter, and a copy of the protective covenant for 2102 Fountain Drive on June 25, 2020. The email proposed a correction to the wording of how the protective covenant was described within the HPR. Indiana Landmarks' response letter stated their interest in reviewing the upcoming Effects Report and continued involvement in the Section 106 process. In a letter dated July 6, 2020, the SHPO concurred with AZTEC's definition of the APE and assessment that the Bloomington West Side Historic District is located within the project's APE, and that the house at 2102 Fountain Drive is eligible for inclusion in the NRHP. They also concurred that the Bloomington West Side Historic District and house at 2102 Fountain Drive are the only historic properties within the APE. No other consulting parties had comments for the HPR.

The abstract and summary/conclusions pages of the reports are included in Appendix D.

A list of consulting parties is included in Appendix E.

Copies of all letters received from consulting parties are included in Appendix F.

3. DESCRIBE AFFECTED HISTORIC PROPERTIES

Bloomington West Side Historic District (NR-1281): The Bloomington West Side Historic District is a large district with residential, commercial, and industrial resources extending west from Downtown Bloomington. The period of significance for the district is defined as 1850-1946. The oldest houses in this district exhibit a variety of architectural styles, such as Italianate, Greek Revival, Federal, and Queen Anne, but most houses built after 1900 are modest one-story vernacular homes in working-class neighborhoods. Common vernacular designs that are represented include the Gabled-ell Cottage, Pyramidal Cottage, and Shotgun house. The resources of the district also convey a sense of the changes in demographics and the municipal development of Bloomington in the early 20th century. The construction of the Showers Bros. Furniture Factory and other industrial plans in the West Side spurred the construction of modest housing for factory workers. The district includes many historically black neighborhoods. The Bloomington West Side Historic District has been listed on the National Register since 1997, remaining eligible under Criterion A and C.

House at 2102 Fountain Drive (IHSSI No. 105-055-35565): The house at 2102 Fountain Drive built circa 1890, is one of the oldest buildings in the northwest corner of Bloomington, and is an outstanding example of vernacular Victorian architecture. The property is eligible for inclusion in the National Register under Criterion C for its architectural design.

4. DESCRIBE THE UNDERTAKING'S EFFECTS ON HISTORIC PROPERTIES

Bloomington West Side Historic District (NR-1281): The B-Line Trail extension will be constructed along the north side of the Indiana Railroad west of Adams Street, approximately 25 feet north of the Bloomington West Side Historic District boundary. Project activities in this area include new storm sewers, tree removal, and the construction of the B-Line Trail. The B-Line Trail will include the following elements: construction of an ADA-compliant crossing at Adams Street, a 10 to 12-foot wide paved trail, and decorative lighting regularly spaced along the trail until the intersection of the Indiana Railroad with Fountain Drive. Project activities are located outside the historic district boundary, and no permanent or temporary right-of-way will be acquired from the historic district. While this project will introduce new visual elements within the viewshed of the Bloomington West Side Historic District, they will only be visible from the northwestern corner of the district, which is a heavily wooded area with no buildings or structures. The nearest buildings, which are contributors to the district, are located 300 feet to the south, and the new visual elements will not impact the integrity of setting or feeling of any contributing properties. These new visual elements would not diminish the integrity of the defining features and/or characteristics of the Bloomington West Side Historic District that contribute to its significance. Therefore, there will be no adverse effect on the Bloomington West Side Historic District.

House at 2102 Fountain Drive (IHSSI No. 105-055-35565): Fountain Drive will be realigned between the 2101 Fountain Drive and 2102 Fountain Drive properties. The realignment will curve the road away from 2102 Fountain Drive to create room for a new 8-foot wide multiuse path while preserving the stone wall on the property. The new multiuse path will replace the existing sidewalk that runs along Fountain Drive adjacent to the historic property boundary.

In the HPR the historic property boundary description was identified as Monroe County Assessor's Parcel Number 53-05-32-200-037.000-004, but excluding that part of the parcel on which Fountain Drive and the

adjacent public sidewalk are located. An encroachment on the property had been identified in the Effects Letter but further research showed that the encroaching features had been conveyed by deed to the adjacent property owner. The west property line currently extends to the centerline of the road. The new property line will be pushed away from the centerline of the road to align with the historic property boundary that follows the stone wall on the property. No permanent right-of-way will be acquired from within the historic property boundary (see Appendix C). Approximately 936.43 sq. ft. of temporary right-of-way will be acquired from the historic property for the reconstruction of the 2102 Fountain Drive driveway in its existing location to meet current INDOT requirements. Other project construction activities near the historic property boundary for 2102 Fountain Drive include the demolition of the existing roadway to allow for the new realignment of Fountain Drive, curb and gutter installation along the new roadway alignment, installation of fiber optic facilities and storm sewer facilities. A new retaining wall will be built across the street from 2102 Fountain Drive due to the new roadway alignment; and an existing shelter located to the north of the property, but not abutting it, will be removed. Since the distribution of the Effects Letter two bus stops have been added to the scope of work for this project: one at 11th Street just east of the intersection with Crescent Road, and one on Crescent Road north of the intersection with Fountain Drive. Construction of both bus stops will include installing a concrete landing pad, signage, and some sidewalk work all within existing right-of-way. Project activities will not introduce any visual, atmospheric, or audible elements that would diminish the integrity of the elements of the property at 2102 Fountain Drive that contribute to its significance. This project will not change the historic appearance of the property or change any elements that contribute to its historic significance. All existing aboveground resources, including the stone wall and the house, will be avoided through the realignment of Fountain Drive. No part of the property will be demolished or disturbed by project activities and no landscaping features will be removed. Therefore, there will be no adverse effect on the house at 2102 Fountain Drive.

5. EXPLAIN APPLICATION OF CRITERIA OF ADVERSE EFFECT -- INCLUDE CONDITIONS OR FUTURE ACTIONS TO AVOID, MINIMIZE OR MITIGATE ADVERSE EFFECTS

According to 36 CFR 800.5(a)(1), “an adverse effect is found when an undertaking may alter, directly or indirectly, any of the characteristics of a historic property that qualify the property for inclusion in the National Register in a manner that would diminish the integrity of the property’s location, design, setting, materials, workmanship, feeling, or association”.

Bloomington West Side Historic District (NR-1281): The project will cause No Adverse Effect to this resource. The B-Line Trail extension near this resource will be constructed along the north side of the Indiana Railroad west of Adams Street, approximately 25 feet north of the Bloomington West Side Historic District boundary.

Per 36 CFR 800.5(a)(2)(i) the undertaking will not result in the “[p]hysical destruction of or damage to all or part of the property”. The Bloomington West Side Historic District will not be destroyed or damaged by this project.

Per 36 CFR 800.5(a)(2)(ii) the undertaking will not cause an “[a]lteration of a property, including restoration, rehabilitation, repair, maintenance, stabilization, hazardous material remediation, and provision of handicapped access, that is not consistent with the Secretary’s standards for the treatment of historic properties (36 CFR part 68) and applicable guidelines”.

Per 36 CFR 800.5(a)(2)(iii) the undertaking will not result in the “[r]emoval of the property from its historic location”.

Per 36 CFR 800.5(a)(2)(iv) the undertaking will not result in the “[c]hange of the character of the property’s use or of physical features within the property’s setting that contribute to its historic significance”. The minor changes in paving, landscaping, and lighting adjacent to the Bloomington West Side Historic District will not cause any change in the use or setting of the district. The corner of the district that is adjacent to the project area is a heavily wooded area with no buildings or structures. The nearest buildings contributing to the district are located 300 feet to the south, and the view from those buildings to the northwest towards the project area is heavily obscured by topography and trees.

Per 36 CFR 800.5(a)(2)(v) the undertaking will not result in the “[i]ntroduction of visual, atmospheric or audible elements that diminish the integrity of the property’s significant historic features”. The minor changes in paving, landscaping, and lighting adjacent to the Bloomington West Side Historic District will not introduce elements that diminish the integrity of the district. The corner of the district that is adjacent to the project area is a heavily wooded area with no buildings or structures. The nearest buildings contributing to the district are located 300 feet to the south, and the view from those buildings to the northwest towards the project area is heavily obscured by topography and trees.

Per 36 CFR 800.5(a)(2)(vi) the undertaking will not cause the “[n]eglect of a property which cause its deterioration, except where such neglect and deterioration are recognized qualities of a property of religious and cultural significance to an Indian tribe or Native Hawaiian organization”. The project will not cause neglect of the property.

Per 36 CFR 800.5(a)(2)(vii) the undertaking will not cause the “[t]ransfer, lease, or sale of property out of Federal ownership or control without adequate and legally enforceable restrictions or conditions to ensure long-term preservation of the property’s historic significance”. Ownership will not change as a result of this project.

House at 2102 Fountain Drive (IHSSI No. 105-055-35565): The project will cause No Adverse Effect to this resource. Fountain Drive will be realigned between the 2101 Fountain Drive and 2102 Fountain Drive properties. The realignment will curve the road away from 2102 Fountain Drive to create room for a new 8-foot wide multiuse path while preserving the stone wall on the property. The new multiuse path will replace the existing sidewalk that runs along Fountain Drive adjacent to the property’s setting, but it will be set back one foot from the wall columns, per the Historic Property Commitments (Appendix G), to avoid impacts to the wall during construction. Approximately 2,429.40 sq. ft. of permanent right-of-way will be acquired from within the legal boundary of the property, but portions of the parcel on which Fountain Drive and the adjacent public sidewalk are currently located are outside of the historic property boundary.

Per 36 CFR 800.5(a)(2)(i) the undertaking will not result in the “[p]hysical destruction of or damage to all or part of the property”. The existing driveway will be updated and regraded in its existing location. The house and stone wall on the property will not be destroyed or damaged by this project. Work in the vicinity of the stone wall will be required to adhere to limitations and precautions outlined in the written commitment regarding protection of the historic property (Appendix G). While 2,429.40 sq. ft. of permanent right-of-way will be acquired from this parcel, that portion of the parcel is outside of the historic property boundary.

Per 36 CFR 800.5(a)(2)(ii) the undertaking will not cause an “[a]lteration of a property, including restoration, rehabilitation, repair, maintenance, stabilization, hazardous material remediation, and provision of handicapped access, that is not consistent with the Secretary’s standards for the treatment of historic properties (36 CFR part 68) and applicable guidelines”.

Per 36 CFR 800.5(a)(2)(iii) the undertaking will not result in the “[r]emoval of the property from its historic location”. The project will not remove the stone wall or the house from their historic locations.

Per 36 CFR 800.5(a)(2)(iv) the undertaking will not result in the “[c]hange of the character of the property’s use or of physical features within the property’s setting that contribute to its historic significance”. The multiuse path will replace an existing modern sidewalk in front of the property. The existing modern roadway will be realigned further to the west to provide space for the multiuse path, which will shift the road away from the historic property. Minor changes in paving and landscaping will not cause any change in use or setting of the stone wall or the house.

Per 36 CFR 800.5(a)(2)(v) the undertaking will not result in the “[i]ntroduction of visual, atmospheric or audible elements that diminish the integrity of the property’s significant historic features”. The multiuse path will replace an existing modern sidewalk in front of the property. The existing modern roadway will be realigned further to the west to provide space for the multiuse path, which will shift the road away from the historic property. Minor changes in paving and landscaping will not introduce elements that diminish the integrity of the stone wall or the house.

Per 36 CFR 800.5(a)(2)(vi) the undertaking will not cause the “[n]eglect of a property which cause its deterioration, except where such neglect and deterioration are recognized qualities of a property of religious and cultural significance to an Indian tribe or Native Hawaiian organization”. The project will not cause neglect of the property.

Per 36 CFR 800.5(a)(2)(vii) the undertaking will not cause the “[t]ransfer, lease, or sale of property out of Federal ownership or control without adequate and legally enforceable restrictions or conditions to ensure long-term preservation of the property’s historic significance”. Ownership will not change as a result of this project.

6. SUMMARY OF CONSULTING PARTIES AND PUBLIC VIEWS

Consulting Party Invitations: On September 17, 2019, the early coordination letter and consulting party invitations were distributed electronically or by mail; the following parties were invited to become consulting parties for the project: Bloomington Historic Preservation Commission, Bloomington-Monroe County Metropolitan Planning Organization (BMCMPPO), Bloomington Restorations, Inc., Delaware Tribe of Indians of Oklahoma, Eastern Shawnee Tribe of Oklahoma, the SHPO, Indiana Landmarks (Central Regional Office), Miami Tribe of Oklahoma, Monroe County Commissioner District 2, Monroe County Historian, Monroe County History Center, Highway Director of the Monroe County Highways Department, Peoria Tribe of Indians of Oklahoma, and Pokagon Band of Potawatomi Indians (see Appendix E).

Responses to Invitations: Bloomington Restorations, Inc., responded to the project’s early coordination letter, with a letter dated May 23, 2019, requesting to be a consulting party for the Section 106 process. No response was received from Bloomington Restorations, Inc. regarding the Section 106 early coordination

letter sent out September 17, 2019. In addition to the SHPO, Indiana Landmarks (Central Regional Office) accepted the consulting party invitation (see Appendix E). The SHPO, in their October 3, 2019 response to the Section 106 early coordination letter, requested the Monroe County Historic Preservation Board of Review, the Downtown Bloomington Commission, and the property owners of 2102 Fountain Drive be invited to join consultation (see Appendix F). The following gave no response to become a consulting party: Bloomington Historic Preservation Commission, BMCMPPO, Delaware Tribe of Indians of Oklahoma, Eastern Shawnee Tribe of Oklahoma, Miami Tribe of Oklahoma, Monroe County Commissioner District 2, Monroe County Historian, Monroe County History Center, Highway Director of the Monroe County Highways Department, Peoria Tribe of Indians of Oklahoma, and Pokagon Band of Potawatomi Indians.

Archaeology Report Submission: The Phase Ia Archaeological Study (C. Jackson, 2019) was mailed to the SHPO on February 25, 2020. The study was not sent to the originally invited tribal consulting parties as none had responded to the early coordination letter. The consulting parties requested by the SHPO (Monroe Historic Preservation Board of Review, the Downtown Bloomington Commission, and the property owners of 2102 Fountain Drive) were invited to join consultation and sent a copy of the archaeological study's distribution letter electronically or by mail; the other non-tribal consulting parties were sent a copy of the distribution letter electronically on the same day. The report's introduction and conclusions are available in Appendix D.

Archaeology Report Response: The SHPO concurred with the Phase Ia Archaeological Study (C. Jackson, 2019) in their letter dated March 24, 2020, stating "we have not identified any currently known archaeological resources listed on or eligible for inclusion in the National Register of Historic Places (NRHP) within the proposed project area ... [and] we concur ... that no further archaeological investigations appear necessary at the proposed project area" (see Appendix F). In a letter dated February 27, 2020, Joshua Biggs of Indiana Landmarks (Central Regional Office) responded to the archaeological study's distribution letter stating "[Indiana Landmarks] believe[s] this property [2102 Fountain Drive] is very likely eligible for inclusion in the National Register of Historic Places" and that "Indiana Landmarks holds a protective preservation covenant on this property". Regarding the project as a whole, Mr. Biggs stated "[w]e hope this project will seek ways to avoid, minimize, or mitigate any adverse effects on the property at 2102 W. Fountain Drive" (see Appendix F).

HPR Submission: On June 22, 2020 the HPR (Solliday and Langan, 2020) was mailed to the SHPO and sent electronically to consulting parties. A hardcopy of the HPR distribution letter was mailed to the property owners at 2102 Fountain Drive, again inviting them to join consultation (see Appendix F). The report was not sent to the originally invited tribal consulting parties as none had responded to the early coordination letter. The HPR's introduction and conclusions are available in Appendix D.

HPR Response: Joshua Biggs of Indiana Landmarks (Central Regional Office) responded to the HPR on June 25, 2020 with an email, response letter, and a copy of the protective covenant for the house at 2102 Fountain Drive. In the email, Mr. Biggs proposed a correction to the description of the protective covenant on 2102 Fountain Drive. Mr. Biggs proposed "[t]he property was then sold to an individual with a deed restriction prohibiting alterations, modifications, or change to any structure on the property without prior written approval of Landmarks" instead of "[t]he property was then sold to an individual with a deed restriction prohibiting any alterations to the house or its historic features" that is on page 18 of the HPR (Solliday and Langan, 2020). In Indiana Landmarks' response letter, dated June 25, 2020, Mr. Biggs stated their pleasure in hearing the house at 2102 Fountain Drive was recommended eligible for inclusion in the

NRHP. As well as stating “we look forward to reviewing the upcoming Effects Report, and to learn how any adverse effects to 2102 Fountain Dr. will be avoided, minimized, or mitigated” (see Appendix F). In a letter dated July 6, 2020, the SHPO concurred with the defined APE and conclusions made in the HPR, stating “we agree that the Bloomington West Side Historic District (NR-1281) ... is located within the project’s APE ... [and] that the house at 2102 Fountain Drive [IHSSI No. 105-055-35520] is eligible for inclusion in the NRHP ... [and] that the [Bloomington] West Side Historic District and the House at 2102 Fountain Drive are the only historic properties located within the project’s APE”. The SHPO provided further comments regarding the effects on historic properties within the APE stating “it will be interesting to note if any of the temporary or permanent right-of-way will be taken from the boundaries of historic properties. Also, we note that the HPR mentions the contributing stone wall to the NRHP-eligible house and we would like to know if and how the proposed project will avoid impacting that feature” (see Appendix F).

Addendum Archaeology Report Submission: The Addendum Phase Ia Archaeological Study (C. Jackson, 2020) was mailed to the SHPO and sent electronically to the originally invited tribal consulting parties plus the Shawnee Tribe by INDOT CRO on July 31, 2020. The addendum archaeological study’s distribution letter was sent electronically or by mail to non-tribal consulting parties on July 31, 2020. The report’s introduction and conclusions are available in Appendix D.

Addendum Archaeology Report Response: The SHPO concurred with the Addendum Phase Ia Archaeological Study (C. Jackson, 2020) in their letter dated August 28, 2020, stating “we have not identified any currently known archaeological resources listed on or eligible for inclusion on the NRHP within the propose project area; and we concur ... that no further archaeological investigations appear necessary at the proposed project area” (see Appendix F).

Effects Letter Submission: On October 16, 2020 the Effects Letter was mailed to the SHPO and sent electronically or by mail to non-tribal consulting parties. The Effects Letter was not sent to the originally invited tribal consulting parties plus the Shawnee Tribe as none had responded to the Addendum Archaeology Report.

Effects Letter Response: Indiana Landmarks (Central Regional Office) responded to the Effects Letter on October 26, 2020, and the SHPO responded on November 9, 2020. Both expressed concerns about potential adverse effects to the stone wall at 2102 Fountain Drive due to construction activities. Indiana Landmarks requested that “a stabilization plan be provided to consulting parties, specifically outlining how the project will avoid, minimize, or mitigate any adverse effects to the stone wall during the period of construction” and the SHPO agreed, stating that “commitments and project plans need to be clearly marked and noted indicating avoidance of the stone wall in order to prevent potentially adversely affecting that historic feature of 2102 Fountain Drive.” In response to these concerns, Historic Property Commitments were drafted, with stipulations for procedures to ensure the protection of this historic resource, including graphics which delineate the limits of the multiuse path footprint and associated construction activities in the vicinity of the stone wall (see Appendix G). The Historic Property Commitments will be included in the contract bid documents or All Commitments Report, depending on the mechanism through which the project will be bid. Furthermore, the project plans have a call-out referencing the Historic Property Commitments.

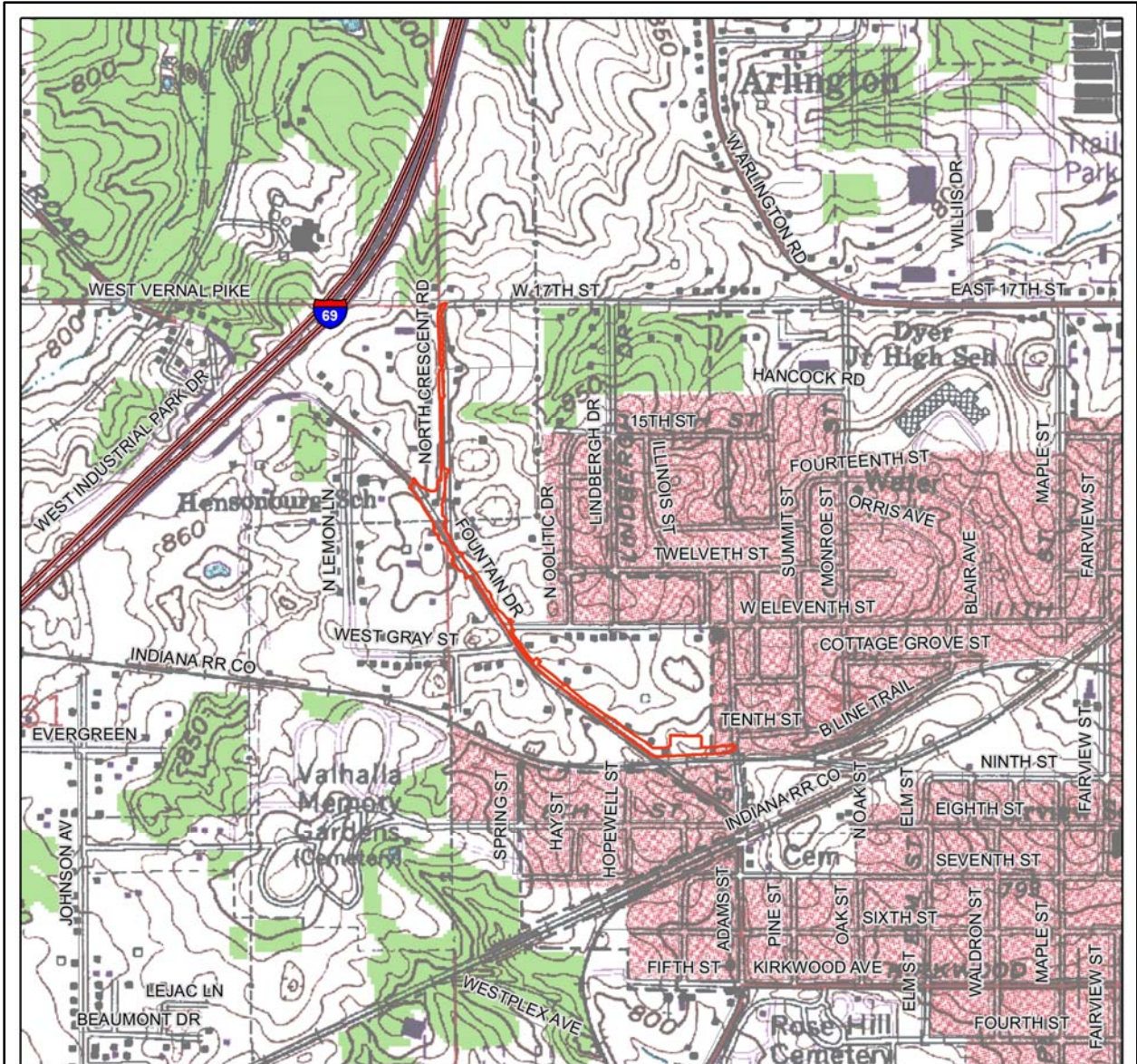
No other comments were received from consulting parties.

This finding will be advertised as a legal notice in the local paper, the *Herald Times* (Bloomington, Monroe County), and the public will be given a 30-day period in which to comment on the finding of effects. This documentation will be revised to reflect any comments received.

APPENDICES

- A. Project Location Map**
- B. APE Maps**
- C. Project Plans**
- D. Report Summaries**
- E. Consulting Parties**
- F. Correspondence**
- G. Historic Property Commitments**

Appendix A
Project Location Map



Sources: USGS 24K Topographic Map Bloomington, Indiana

— Project Limits



Feet

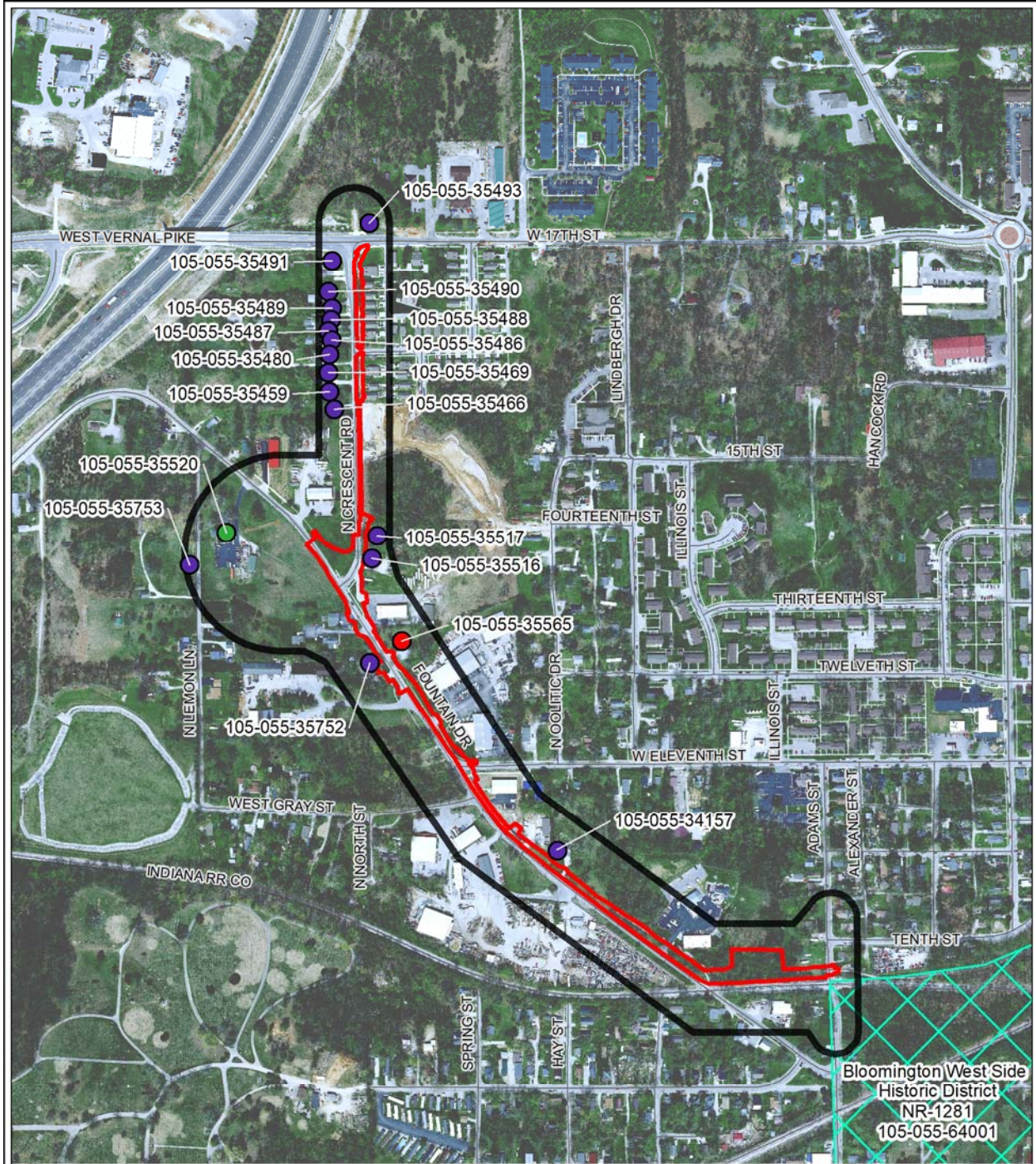


Map Disclaimer: This map is intended for general siting purposes only

Project Location Map

Appendix B

APE Maps



Sources: ESRI Indiana Orthophotography (2019); NAD 83, UTM Zone 16

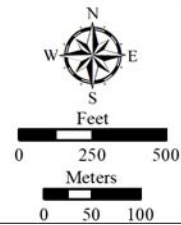
Map Disclaimer: This map is for general siting purposes only.



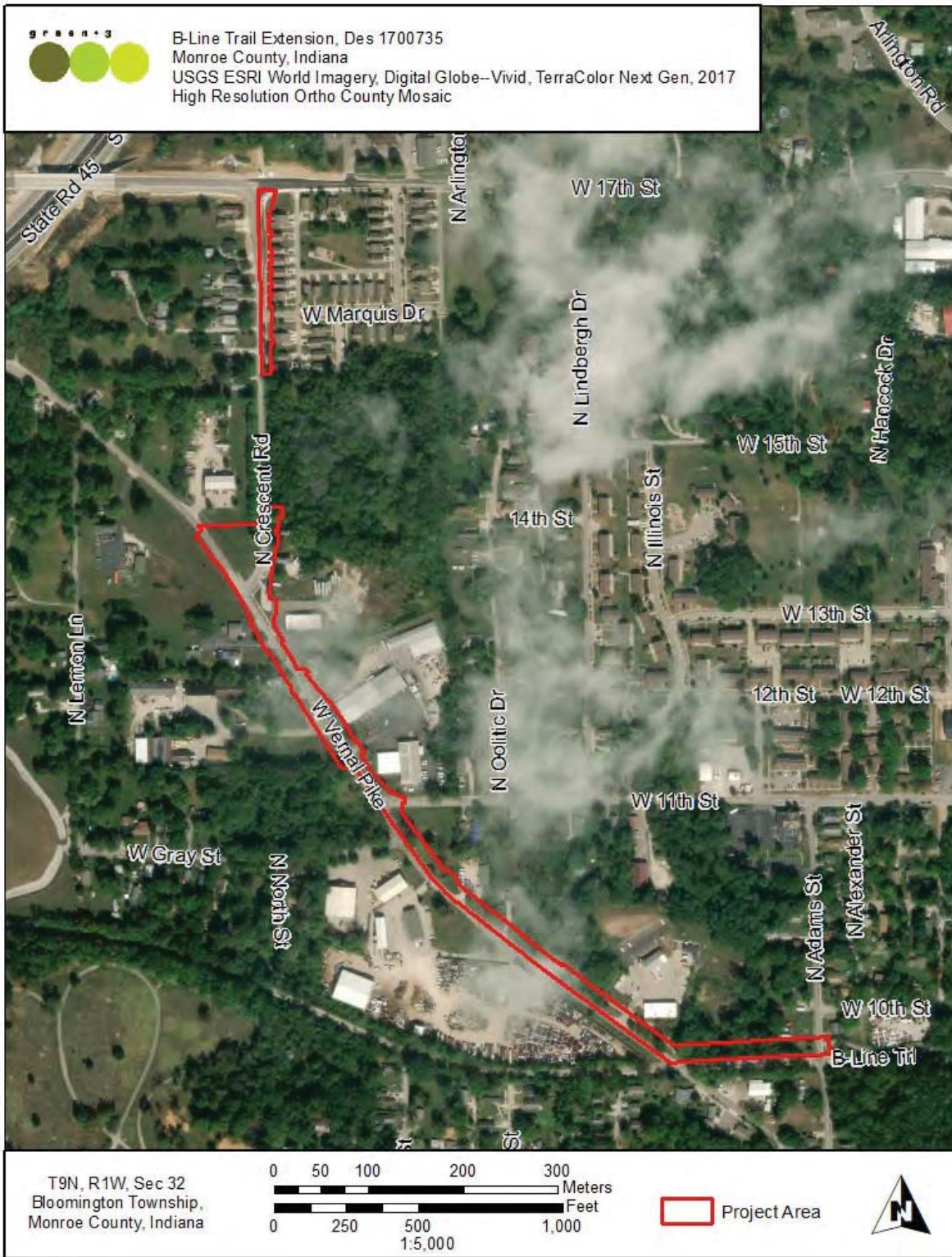
- Local Roads
- Project Limits
- APE
- Historic District

Evaluated Properties (IHSSI)

- Contributing
- Notable
- Outstanding



Above-ground APE Map



Aerial photograph showing the project area and survey areas.

Archaeological APE Map

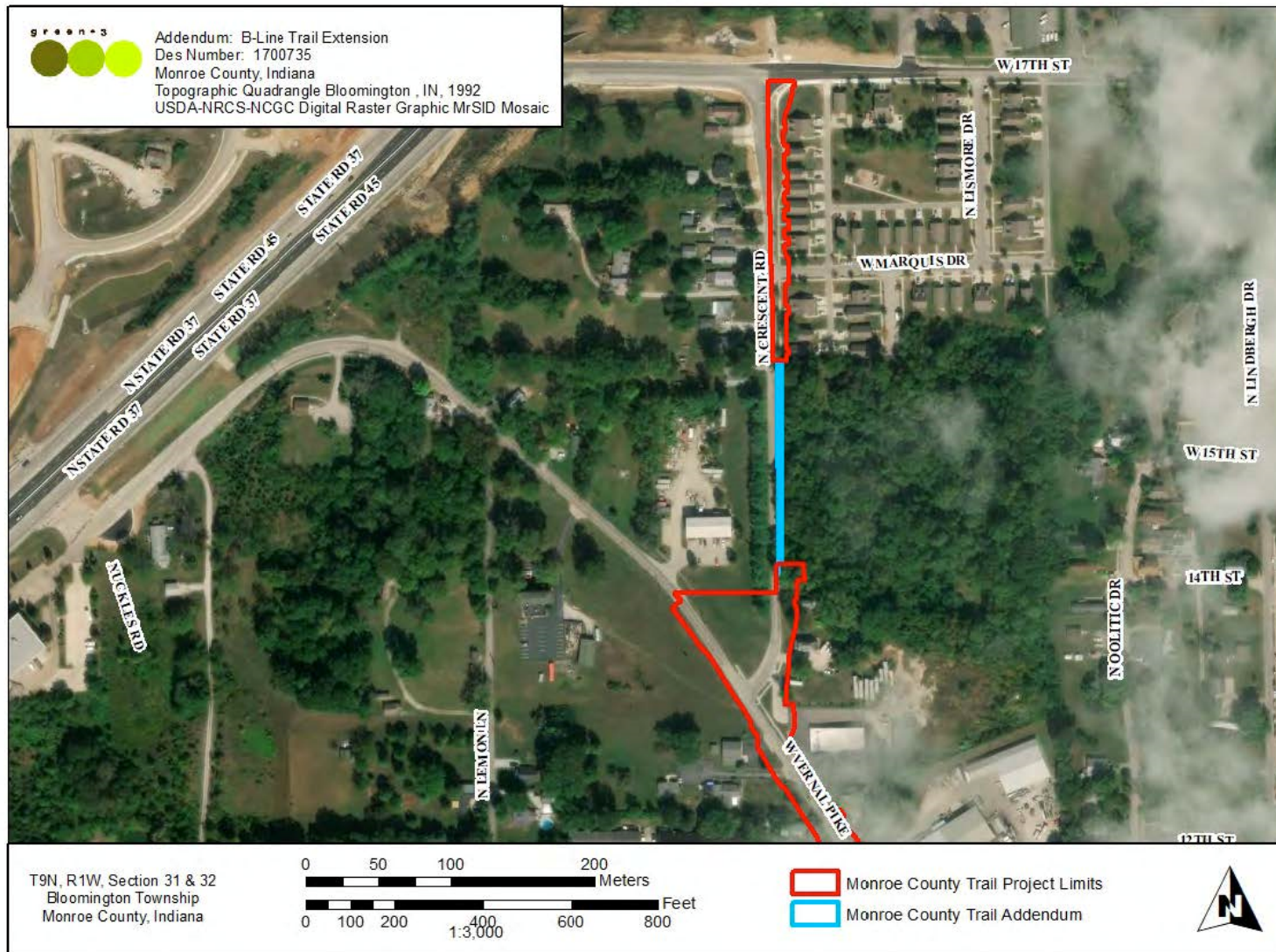


Figure 3. Aerial photograph showing the location of the original survey area and the proposed fiber optic line and waterline addendum area.

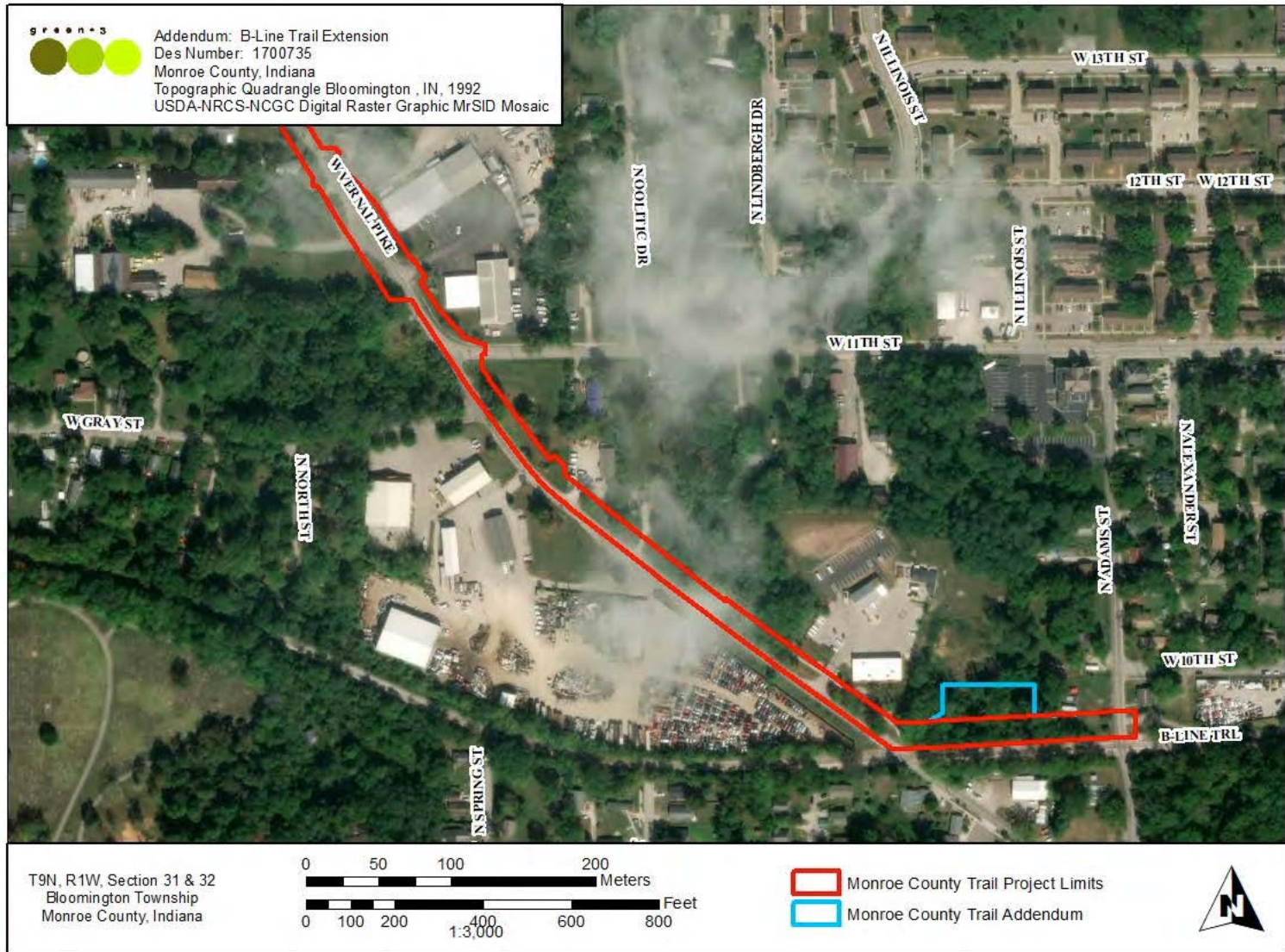


Figure 4. Aerial photograph showing the original survey area and the graded detention basin addendum area.

Appendix C
Project Plans

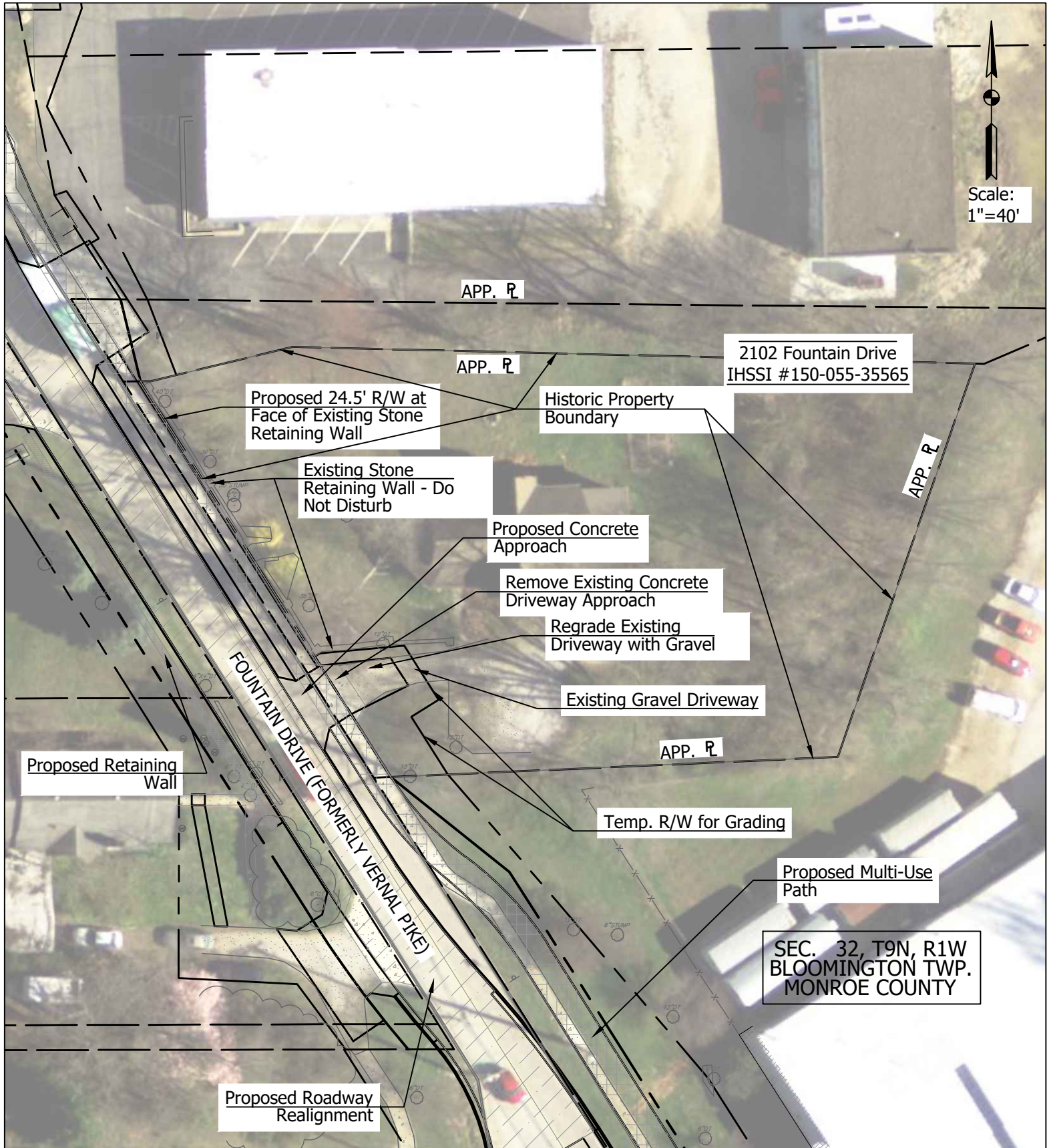


Exhibit 1 - 2102 Fountain Drive (IHSSI # 105-055-35565)

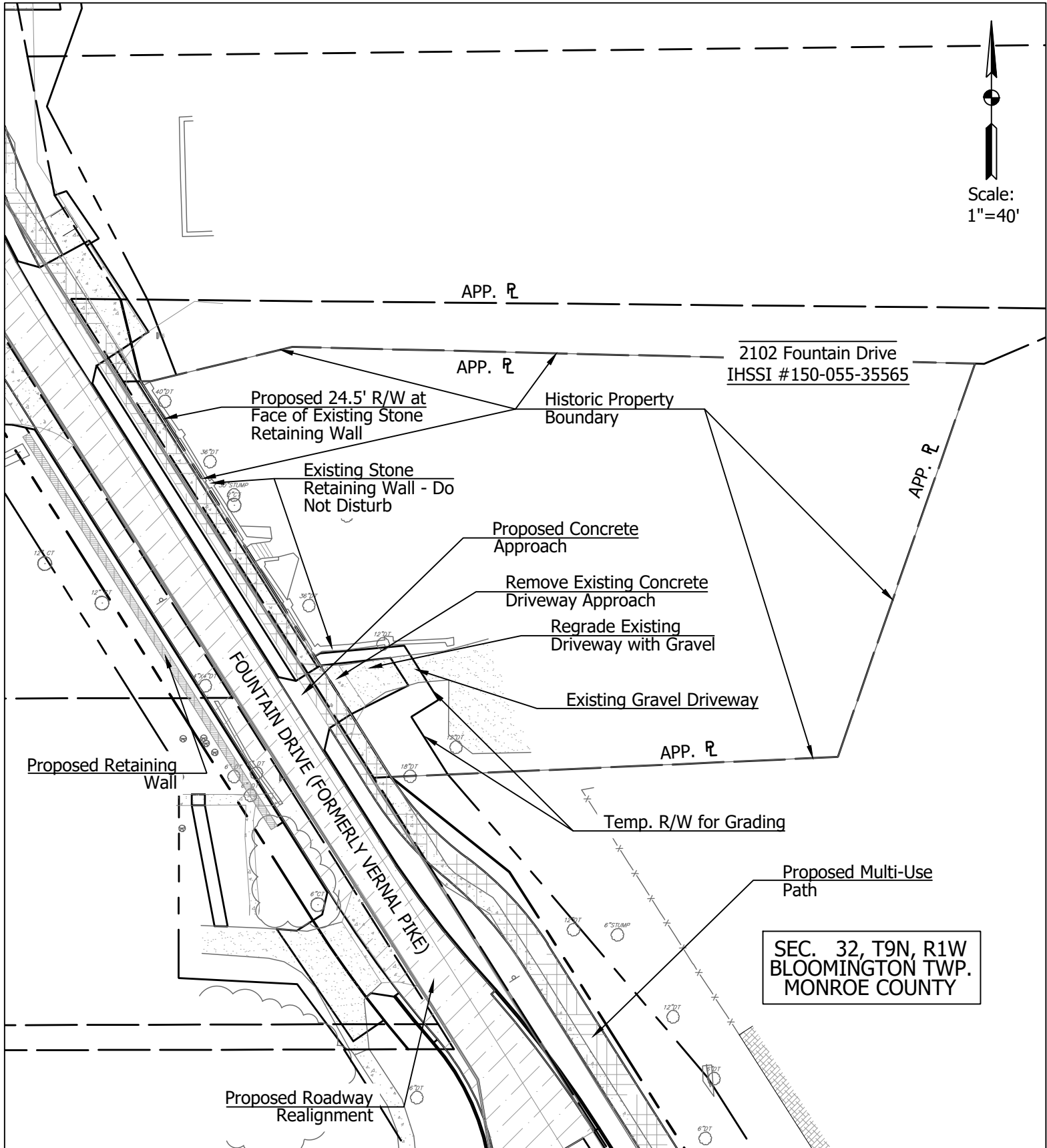


Exhibit 1 - 2102 Fountain Drive (IHSSI # 105-055-35565)

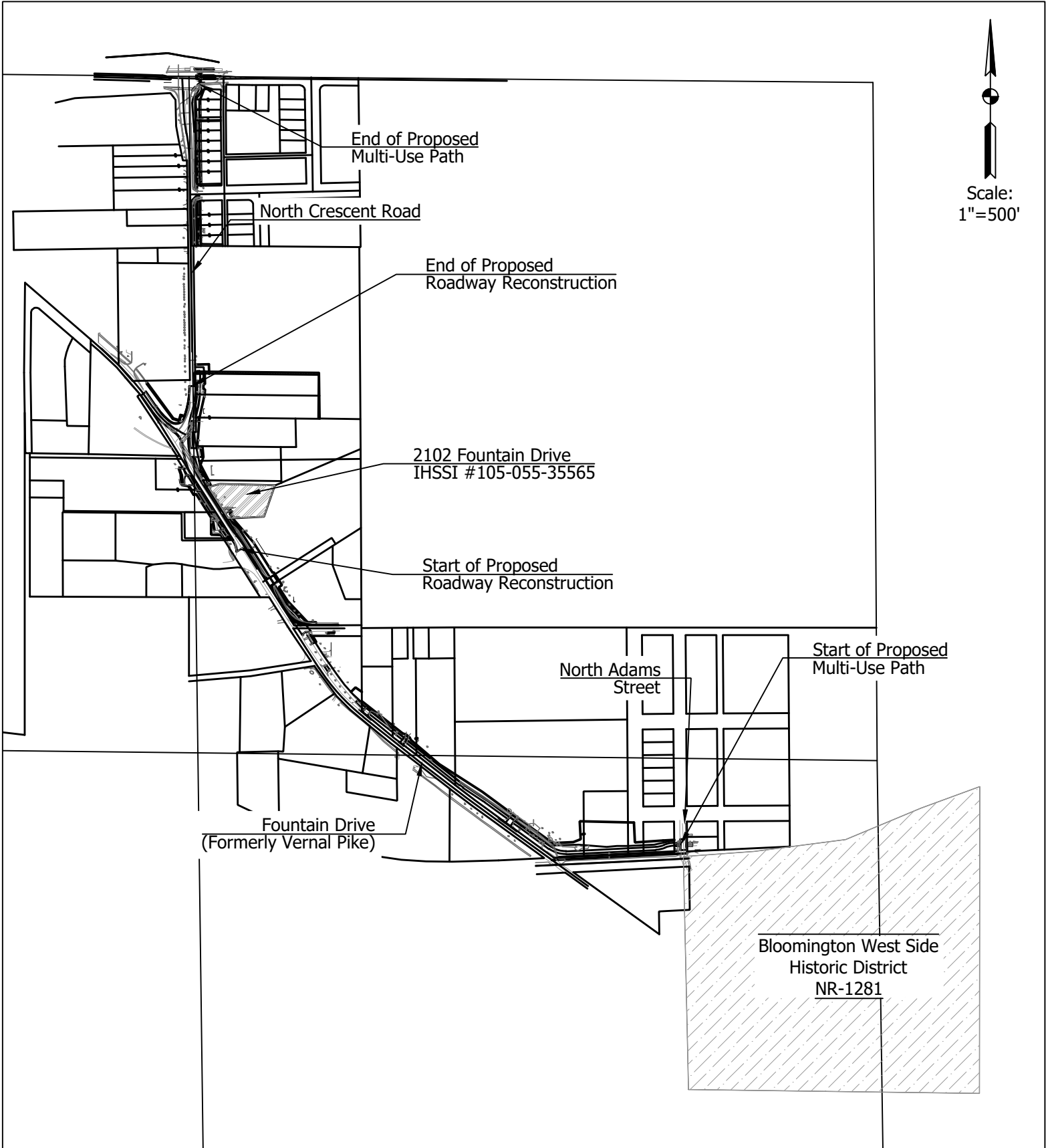


Exhibit 2 - Bloomington West Side Historic District (NR-1281)

Appendix D
Report Summaries



A Phase Ia Archaeological Study for the Proposed B-Line Trail Extension (Des 1700735) in the City of Bloomington, Bloomington Township, Monroe County, Indiana

ARCHAEOLOGICAL SHORT REPORT

August 26, 2019

Prepared for:

Aztec Engineering

320 West 8th Street, Suite 100

Bloomington, Indiana 47404



Christopher Jackson, M.S., RPA
Archaeologist, Historian/QP
Green3 LLC
Historic Fountain Square
1104 Prospect Street
Indianapolis, IN 46203

p. 317.634.4110

f. 866.422.2046

e. chris@green3studio.com

Two shovel probes were excavated on the eastern slope and slope bench of the woodlot. Both of them were negative and no subsurface in situ archaeological deposits were encountered. The soil profiles are provided in Table 2.

An inspection of the bluff indicated that it has been disturbed and partially man-made. This was determined from the gravel that had been placed along its edge.

Visual examination of the yard indicated that a gravel parking area was located in the eastern section of the yard and by Adams Street. Grass was only observed west of the gravel area; thus, an attempt was made to excavate shovel probes in the visually undisturbed portion of the yard.

Two shovel probes were attempted in the visually undisturbed area. Unfortunately, compact gravel was encountered immediately below the grass. Due to the compactness of the gravel, neither shovel probe could be excavated. Based on the data, it could be surmised that the grassy section of Area 8 has been heavily disturbed.

No sites were inventoried in Area 8.

RECOMMENDATION

- The archaeological records check has determined that the project area has the potential to contain archaeological resources and a Phase Ia archaeological reconnaissance is recommended.
- The archaeological records check has determined that the project area does not have the potential to contain archaeological resources and no further work is recommended before the project is allowed to proceed.
- The Phase Ia archaeological reconnaissance has located no archaeological sites within the project area and it is recommended that the project be allowed to proceed as planned.
- The Phase Ia archaeological reconnaissance has determined that the project area includes landforms which have the potential to contain buried archaeological deposits. It is recommended that Phase Ic archaeological subsurface reconnaissance be conducted before the project is allowed to proceed.
- The Phase Ia archaeological reconnaissance has determined that the project area is within 100 feet of a cemetery and a Cemetery Development Plan is required per IC-14-21-1-26.5.

Cemetery Name:

Other Recommendations/Commitments:

Pursuant to IC-14-21-1, if any archaeological artifacts or human remains are uncovered during construction, demolition, or earthmoving activities, state law (Indiana Code 14-21-1-27 and 29) requires that the discovery must be reported to the Department of Natural Resources within two (2) business days. In that event, please call (317) 232-1646.

Attachments

- Figure showing project location within Indiana.
- USGS topographic map showing the project area (1:24,000scale).
- Aerial photograph showing the project area, land use and survey methods.
- Photographs of the project area.
- Project plans (if available)

Other Attachments:



Addendum: A Phase Ia Archaeological Study for the Proposed B-Line Trail Extension (Des 1700735) in the City of Bloomington, Bloomington Township, Monroe County, Indiana
ARCHAEOLOGICAL SHORT REPORT

July 30, 2020

Prepared for:
Aztec Engineering
320 West 8th Street, Suite 100
Bloomington, Indiana 47404



A handwritten signature in black ink that reads "Christopher Jackson". The signature is fluid and cursive, with a long, sweeping tail on the letter "n".

Christopher Jackson, M.S., RPA
Archaeologist, Historian/QP
Green 3, LLC
Historic Fountain Square
1104 Prospect Street
Indianapolis, IN 46203

p. 317.634.4110

f. 866.422.2046

e. chris@green3studio.com

archaeological deposits were encountered. The stratigraphy was uniform across the area consisting of a dark gray brown (10YR4/2) silt clay loam that was followed by a yellow brown (10YR5/6) clay loam (Plate 7). The depth of the dark gray brown stratum ranged from 21 cm to 30 cm.

Since all of the shovel probes were negative, no sites were recorded in this addendum survey area.

RECOMMENDATION

- The archaeological records check has determined that the project area has the potential to contain archaeological resources and a Phase Ia archaeological reconnaissance is recommended.
- The archaeological records check has determined that the project area does not have the potential to contain archaeological resources and no further work is recommended before the project is allowed to proceed.
- The Phase Ia archaeological reconnaissance has located no archaeological sites within the project area and it is recommended that the project be allowed to proceed as planned.
- The Phase Ia archaeological reconnaissance has determined that the project area includes landforms which have the potential to contain buried archaeological deposits. It is recommended that Phase Ic archaeological subsurface reconnaissance be conducted before the project is allowed to proceed.
- The Phase Ia archaeological reconnaissance has determined that the project area is within 100 feet of a cemetery and a Cemetery Development Plan is required per IC-14-21-1-26.5.

Cemetery Name:

Other Recommendations/Commitments:

Pursuant to IC-14-21-1, if any archaeological artifacts or human remains are uncovered during construction, demolition, or earthmoving activities, state law (Indiana Code 14-21-1-27 and 29) requires that the discovery must be reported to the Department of Natural Resources within two (2) business days. In that event, please call (317) 232-1646.

Attachments

- Figure showing project location within Indiana.
- USGS topographic map showing the project area (1:24,000scale).
- Aerial photograph showing the project area, land use and survey methods.
- Photographs of the project area.
- Project plans (if available)

Other Attachments:

Baltz, Christopher J.
2014 I-69 Corridor Tier 2 Studies, Evansville to Indianapolis, Fourth Addendum to Phase Ia Archaeological Investigations Section 5 (SR 37 to SR 39), Monroe and Morgan Counties, Indiana, Des. No. 0300381. Gray & Pape. Submitted to Bernardin Lochmueller & Associates, Indianapolis.

References Cited:

Baskin, Forster and Company
1876 Illustrated Historical Atlas of the State of Indiana. Baskin, Forster and Company, Chicago.

Beard, Thomas C.
1990 Archaeological Field Reconnaissance: Projects ST-062-3(D), ST-062-44(C), Map-062-3(003), S.R. 46 Improvements from West of Ellettsville, to S.R. 37 in Bloomington, Monroe

**HISTORIC PROPERTY REPORT FOR
THE B-LINE EXTENSION PROJECT,
BLOOMINGTON TOWNSHIP,
MONROE COUNTY, INDIANA**

DES NO. 1700735

DHPA NO. 24393

**Prepared For
City of Bloomington
Public Works, Planning and Transportation Department
401 N. Morton Street
Bloomington, IN 47404**

**Prepared by:
Scott Solliday and John Langan**

**Submitted by:
Deil Lundin, Principal Investigator**

**AZTEC ENGINEERING GROUP, INC
4561 E. McDowell Road
Phoenix, AZ 85008
(602) 454-0402**

AZTEC Project No. INMUN1716

AZTEC Cultural Resources Report No. IN19-01

June 2020

Management Summary

The Federal Highway Administration (FHWA) and City of Bloomington (City), acting as Local Public Agency (LPA), intend to proceed with the B-Line Extension Project (Des. No. 1700735). The project is located in northwest Bloomington, Bloomington Township, Monroe County, Indiana, and involves extending the existing B-Line Trail west and north from its current terminus to the intersection of Crescent Road and 17th Street, via the Indiana Railroad, Fountain Drive (Vernal Pike), and Crescent Road.

This report documents the identification and evaluation efforts for properties included in the Area of Potential Effects (APE) for the B-Line Extension Project. Above-ground resources located within the project APE were identified and evaluated in accordance with Section 106, National Historic Preservation Act (NHPA) of 1966, as amended, and the regulations implementing Section 106 (36 CFR Part 800).

As a result of the NHPA, as amended, and 36 CFR Part 800, federal agencies are required to take into account the impact of federal undertakings upon historic properties in the area of the undertaking. Historic properties include buildings, structures, sites, objects, and/or districts that are eligible for or listed in the National Register of Historic Places (National Register). As this project is receiving funding from the FHWA, it is subject to a Section 106 review.

The APE extends into the Bloomington West Side Historic District, which is listed in the National Register.

As a result of identification and evaluation efforts for this project, one property is recommended eligible for listing in the National Register:

- House at 2102 Fountain Drive (Vernal Pike), IHSSI No. 105-055-35565

Conclusions

One resource in the APE is listed in the National Register:

- Bloomington West Side Historic District (NR-1281)

As a result of identification and evaluation efforts for this project, one property is recommended eligible for listing in the National Register:

- House at 2102 Fountain Drive (Vernal Pike), IHSSI No. 105-055-35565

Appendix E
Consulting Parties

Invited Section 106 Consulting Parties

Indiana State Historic Preservation Officer

Eastern Shawnee Tribe of Oklahoma

Miami Tribe of Oklahoma

Peoria Tribe of Indians of Oklahoma

Pokagon Band of Potawatomi Indians

Delaware Tribe of Indians of Oklahoma

Monroe County Commissioner District 2

Monroe County Historian

Highway Director, Monroe County Highways Department

Bloomington/Monroe County MPO

Indiana Landmarks, Central Regional Office

Bloomington Historic Preservation Commission

Monroe County History Center

Bloomington Restorations, Inc.

Downtown Bloomington Commission

Monroe County Historic Preservation Board of Review

Jenna Kelly (property owner of 2102 Fountain Drive)

Jason Cook (property owner of 2102 Fountain Drive)

Parties in Bold Responded to Consulting Party Invitation

Appendix F
Correspondence



Bloomington Restorations, Inc.

A FOUNDATION FOR HISTORIC PRESERVATION IN MONROE COUNTY

2920 E. Tenth Street
Bloomington, IN 47408
812-336-0909
bri@Bloomington
Restorations.org

May 23, 2019

Mike Myers
AZTEC Engineering Group, Inc.
320 W 8th St, Suite 100
Bloomington, IN 47404

Re: Des. No.: 1700735, B-Line Trail Extension in Bloomington, Monroe County

Dear Mr. Myers:

Board Members

Devin Blankenship

Ernesto Castaneda

Elizabeth Cox-Ash

Karen Duffy

Henry Glassie

Don Granbois

Pete Kinne

LeAnne Luce

Derek Richey

Jan Sorby

Thank you for your letter dated May 21, 2019 regarding the B-Line Trail extension. Bloomington Restorations, Inc., as the local historic preservation not-for-profit group serving Monroe County, would like to be a consulting party for the Section 106 process for this project.

Our group is particularly concerned about a Victorian-era residential structure at 2102 W Fountain Dr., which we believe is eligible for the National Register of Historic Places. We acquired the property years ago and worked to get it restored, and continue to hold private historic preservation covenants to prevent its demolition or alterations that would detract from its historic character. The property includes a historic stone wall along the front of the property.

We are also concerned about a series of early 20th century residential structures along Crescent Road. We believe structures with at least Contributing ratings are 910, 920, 1129, 1203, 1205, 1207, 1209, 1213, 1219, 1225, 1313 and 1319 N Crescent Road.

We are interested in learning more about the potential path and design of the trail extension.

Sincerely,

Steve Wyatt
Executive Director



INDIANA DEPARTMENT OF TRANSPORTATION

100 North Senate Avenue
Room N642
Indianapolis, Indiana 46204

PHONE: (317) 234-5168

Eric Holcomb, Governor
Joe McGuinness, Commissioner

September 16, 2019

This letter was sent to the listed parties.

RE: B-Line Trail Extension
Des. No. 1700735
City of Bloomington, Monroe County, IN

Dear Consulting Party (see attached list),

The City of Bloomington, with funding from the Federal Highway Administration (FHWA) and administrative oversight from the Indiana Department of Transportation (INDOT), proposes to proceed with the B-Line Trail Extension Project (Des. No. 1700735). AZTEC Engineering Group, Inc., is under contract with City of Bloomington to advance the environmental documentation for the referenced project.

This letter is part of the early coordination phase of the environmental review process requesting comments associated with this project. We are requesting comments from your area of expertise regarding any possible environmental effects associated with this project. Please use the above Des. Number and project description in your reply and your comments will be incorporated into the formal environmental study.

The proposed undertaking involves extending the existing B-Line trail west and north of its current terminus at North Adams Street, between 10th Street and the CSX Railroad, to the intersection of Crescent Road and 17th Street, via CSX Railroad, Vernal Pike, and Crescent Road in Monroe County, Indiana. It is within Bloomington Township, as depicted on the USGS 7.5' Bloomington topographic quadrangle, in Sections 31 and 32 of Township 9 North, Range 1 West (see attached figures).

The existing B-Line Trail traverses 3.1 miles from West Country Club Drive to its northern terminus at North Adams Street between 10th Street and the CSX Railroad. The proposed segment would connect the existing B-Line Trail with a proposed multi-use path along 17th Street. As part of the project, a portion of Fountain Drive between 11th Street and Crescent Road would be re-aligned, and the intersection of Fountain Drive and Crescent Road would also be re-configured. In order to accommodate the realignment, approximately 2.7 acres of new, permanent right-of-way (ROW) and approximately 0.6 acre of temporary construction easement are currently anticipated to be required; though ROW requirements will continue to be evaluated throughout the design process.

Section 106 of the National Historic Preservation Act requires federal agencies to take into account the effects of their undertakings on historic and archaeological properties. In accordance with 36 CFR 800.2 (c), you are hereby requested to be a consulting party to participate in the Section 106 process. Entities that have been invited to participate in the Section 106 consultation process for this project are identified in the attached list. Per 36 CFR 800.3(f), we hereby request that the Indiana State Historic Preservation Officer (SHPO) notify this office if the SHPO staff is aware of any other parties that may be entitled to be consulting parties or should be contacted as potential consulting parties for the project.

www.in.gov/dot/
An Equal Opportunity Employer



The Section 106 process involves efforts to identify historic properties potentially affected by the undertaking, assess its effects and seek ways to avoid, minimize or mitigate any adverse effects on historic properties. For more information regarding the protection of historic resources, please see the Advisory Council on Historic Preservation's guide: *Protecting Historic Properties: A Citizen's Guide to Section 106 Review* available online at <https://www.achp.gov/sites/default/files/documents/2017-01/CitizenGuide.pdf>.

At this time, no cultural resource investigations have occurred; however, the results of cultural resource identification and evaluation efforts, both above-ground and archaeological, will be forthcoming. Consulting parties will receive notification when these reports are completed.

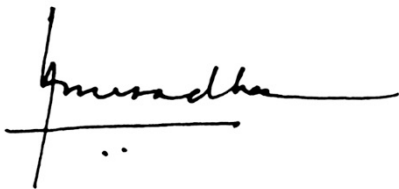
Please review the information and comment within thirty (30) calendar days of receipt. If you indicate that you do not desire to be a consulting party, or if you do not respond, you will not be included on the list of consulting parties for this project. If we do not receive your response in the time allotted, the project will proceed consistent with the proposed design and you will not receive further information about the project unless the design changes.

For questions concerning specific project details, you may contact Deil Lundin of AZTEC Engineering Group, Inc. at 602-458-7488 or dlundin@aztec.us. All future responses regarding the proposed project should be forwarded to AZTEC Engineering Group, Inc. at the following address:

Deil Lundin, MA, RPA
Cultural Resources Program Manager
AZTEC Engineering Group, Inc.
4561 E McDowell Rd
Phoenix, AZ, 85006
dlundin@aztec.us

Tribal contacts may contact Shaun Miller at smiller@indot.in.gov or 317-233-6795 or Michelle Allen at FHWA at michelle.allen@dot.gov or 317-226-7344.

Sincerely,

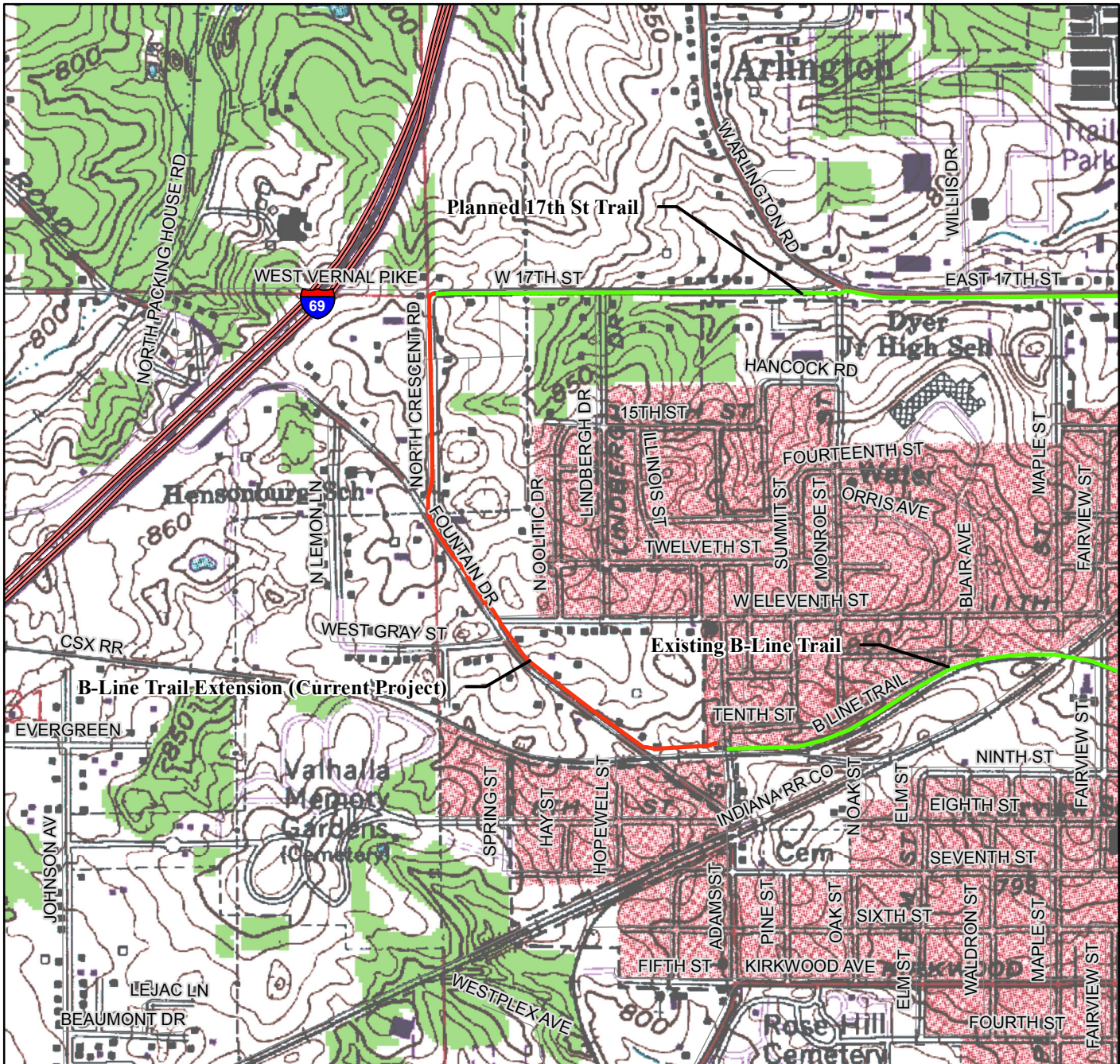


Anuradha V. Kumar, Manager
Cultural Resources Office
Environmental Services

Enclosures:
Project Area Map

Distribution List:
Indiana State Historic Preservation Officer
Eastern Shawnee Tribe of Oklahoma

Miami Tribe of Oklahoma
Peoria Tribe of Indians of Oklahoma
Pokagon Band of Potawatomi Indians
Delaware Tribe of Indians of Oklahoma
Monroe County Commissioner District 2
Monroe County Historian
Highway Director, Monroe County Highways Department
Bloomington/Monroe County MPO
Indiana Landmarks, Central Regional Office
Bloomington Historic Preservation Commission
Monroe County History Center
Bloomington Restorations, Inc.



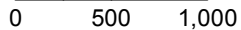
Sources: USGS 24K Topographic Map Bloomington, Indiana

8/6/2019 @ 8:49:01 AM

— Project Location



Feet



Map Disclaimer: This map is intended for general siting purposes only

From: [Brynne Taylor](#)
To: ithomas@co.monroe.in.us; glmurray@indiana.edu; liridge@co.monroe.in.us; martipa@bloomington.in.gov; central@indianalandmarks.org; herteric@bloomington.in.gov; director@monroehistory.org; bri@bloomingtonrestorations.org
Cc: [INMUN1716 - B-Line Extension and Multiuse Path](#); CKelly1@indot.IN.gov; SBranigin@indot.IN.gov; smiller@indot.IN.gov; akumar@indot.IN.gov
Subject: FHWA Project: Des. No. 1700735; B-Line Trail Extension, Monroe County, IN
Date: Tuesday, September 17, 2019 4:01:00 PM
Attachments: [image001.png](#)
[BLineTrailExtension_Des1700735_Early_Coordination_2019-09-16.pdf](#)

Des. No.: 1700735

Project Description: New Pedestrian Trail

Location: City of Bloomington, Monroe County, IN

The City of Bloomington, with funding from the Federal Highway Administration and administrative oversight from the Indiana Department of Transportation (INDOT), proposes to proceed with the B-Line Trail Extension Project (Des. No. 1700735).

Section 106 of the National Historic Preservation Act requires federal agencies to take into account the effects of their undertakings on historic properties. The following agencies/individuals are being invited to become consulting parties:

- Indiana State Historic Preservation Officer
- Eastern Shawnee Tribe of Oklahoma
- Miami Tribe of Oklahoma
- Peoria Tribe of Indians of Oklahoma
- Pokagon Band of Potawatomi Indians
- Delaware Tribe of Indians, Oklahoma
- Monroe County Commissioner District 2
- Monroe County Historian
- Monroe County Highways Department
- Bloomington/Monroe County MPO
- Indiana Landmarks, Central Regional Office
- Bloomington Historic Preservation Commission
- Monroe County History Center
- Bloomington Restorations, Inc.

This letter is part of the early coordination phase of the environmental review process requesting comments associated with this project. We are requesting comments from your area of expertise regarding any possible environmental effects associated with this project. Please use the above Des. Number and project description in your reply and your comments will be incorporated into the formal environmental study.

Please review the attached letter, which is also located in IN SCOPE at <http://erms.indot.in.gov/Section106Documents/> (the Des. No. is the most efficient search term, once in IN SCOPE), and respond with your comments on any historic resource impacts incurred as a result of this project so that an environmental report can be completed. We also welcome your

related opinions and other input to be considered in the preparation of the environmental document. If a hard copy of the materials is needed, please respond to this email with your request within seven (7) days.

Consulting parties have thirty (30) calendar days from receipt of this information to review and provide comments. If we do not receive a response from an invited consulting party within the time allotted, the project will proceed consistent with the proposed design. Therefore, if we do not receive a response within thirty (30) days, your agency or organization will not receive any further information on the project unless the scope of work changes.

Tribal contacts may contact Shaun Miller at smiller@indot.in.gov or 317-233-6795 or Michelle Allen at FHWA at michelle.allen@dot.gov or 317-226-7344.

Thank you in advance for your input,

Brynne Taylor
Environmental Planner I

AZTEC Engineering | 320 W. 8th Street, Suite 100 | Bloomington, IN 47404
T: 812.717.2555 ext. 104 | C: 812.369.9744 | BTaylor@aztec.us



aztec.us/follow-us

From: [Kelly, Clint](#)
To: thpo@estoo.net; dhunter@miamination.com; lpappenfort@peoriatribe.com; Matthew.Bussler@pokagonband-nsn.gov; lheady@delawaretribe.org
Cc: [Kumar, Anuradha](#); [Branigin, Susan](#); [Miller, Shaun \(INDOT\)](#); michelle.allen@dot.gov; [Hicks, Zachary](#); [Dye, David](#); [John S. Langan](#); [Brynne Taylor](#)
Subject: FHWA Project: Des. No. 1700735; B-Line Trail Extension, Monroe County, IN
Date: Tuesday, September 17, 2019 4:14:16 PM
Attachments: [image001.png](#)
[image002.png](#)
[image003.png](#)
[image004.png](#)
[image007.png](#)
[BLineTrailExtension_Des1700735_Early_Coordination_2019-09-16.pdf](#)

Des. No.: 1700735

Project Description: New Pedestrian Trail

Location: City of Bloomington, Monroe County, IN

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- Monroe County Historian
- Monroe County Highways Department
- Bloomington/Monroe County MPO
- Indiana Landmarks, Central Regional Office
- Bloomington Historic Preservation Commission
- Monroe County History Center
- Bloomington Restorations, Inc.

This letter is part of the early coordination phase of the environmental review process requesting comments associated with this project. We are requesting comments from your area of expertise regarding any possible environmental effects associated with this project. Please use the above Des. Number and project description in your reply and your comments will be incorporated into the formal environmental study.

Please review the attached letter, which is also located in IN SCOPE at <http://erms.indot.in.gov/Section106Documents/> (the Des. No. is the most efficient search term,

once in IN SCOPE), and respond with your comments on any historic resource impacts incurred as a result of this project so that an environmental report can be completed. We also welcome your related opinions and other input to be considered in the preparation of the environmental document. If a hard copy of the materials is needed, please respond to this email with your request within seven (7) days.

Consulting parties have thirty (30) calendar days from receipt of this information to review and provide comments. If we do not receive a response from an invited consulting party within the time allotted, the project will proceed consistent with the proposed design. Therefore, if we do not receive a response within thirty (30) days, your agency or organization will not receive any further information on the project unless the scope of work changes.

Tribal contacts may contact Shaun Miller at smiller@indot.in.gov or 317-233-6795 or Michelle Allen at FHWA at michelle.allen@dot.gov or 317-226-7344.

Thank you in advance for your input,

Clint Kelly

Historian

Cultural Resources Office

Environmental Services

100 N. Senate Ave., Rm. 642

Indianapolis, IN 46204

Office: (317) 232-1349

Email: ckelly1@indot.in.gov





October 3, 2019

Deil Lundin, MA, RPA
Cultural Resources Program Manager
AZTEC Engineering Group, Inc.
4561 E McDowell Road
Phoenix, Arizona 85006

Federal Agency: Indiana Department of Transportation (“INDOT”),
on behalf of Federal Highway Administration, Indiana Division (“FHWA”)

Re: Early coordination letter for the B-Line Trail extension project in Bloomington, Monroe
County, Indiana (Des. No. 1700735; DHPA No. 24393)

Dear Ms. Lundin:

Pursuant to Section 106 of the National Historic Preservation Act of 1966, as amended (54 U.S.C. § 306108), 36 C.F.R. Part 800, and the “Programmatic Agreement (PA) Among the Federal Highway Administration, the Indiana Department of Transportation, the Advisory Council on Historic Preservation and the Indiana State Historic Preservation Officer Regarding the Implementation of the Federal Aid Highway Program In the State of Indiana,” the staff of the Indiana State Historic Preservation Officer (“Indiana SHPO” or “INDNR-DHPA”) has reviewed INDOT’s September 16, 2019 early coordination letter, which we received on September 19, 2019 for the aforementioned project.

In addition to those parties whom INDOT already has invited to participate in the Section 106 consultation on this project, we recommend inviting the Monroe County Historic Preservation Board of Review and Downtown Bloomington Commission. However, if right-of-way is likely to be taken from a potentially historic property, it might be advisable to invite the owner of that property as soon as possible. In your next regular correspondence on this project, please advise us as to which of the invited consulting parties has accepted the invitation.

We look forward to reviewing the proposed area of potential effects and the reports on investigations of above-ground cultural resources and archaeological resources that the early coordination letter indicated will be forthcoming.

The Indiana SHPO staff’s archaeological reviewer for this project is Wade T. Tharp, and the structures reviewer is Danielle Kauffmann. However, if you have a question about the Section 106 process, please contact initially the INDOT Cultural Resources staff members who are assigned to this project.

In all future correspondence about the B-Line Trail extension project in Bloomington, Monroe County, Indiana (Des. No. 1700735), please refer to DHPA No. 24393.

Very truly yours,



Beth K. McCord
Deputy State Historic Preservation Officer

BKM:DMK:dmk

emc: Anuradha Kumar, INDOT
Shaun Miller, INDOT
Susan Branigin, INDOT
Shirley Clark, INDOT
Anthony Ross, INDOT
Deil Lundin, MA, RPA, AZTEC Engineering Group, Inc.
Wade T. Tharp, INDNR-DHPA
Danielle Kauffmann, INDNR-DHPA



October 3, 2019

Deil Lundin, MA, RPA
Cultural Resources Program Manager
AZTEC Engineering Group, Inc.
4561 E. McDowell Rd.
Phoenix, AZ 85006

RE: Des. No. 1700735 – B-Line Trail Extension, City of Bloomington, Monroe County, Indiana

Dear Ms. Lundin:

Thank you for the opportunity to comment on the above undertaking. Indiana Landmarks agrees to be a consulting party for this project. We are interested in learning more about the project as time progresses.

We are aware that there are surveyed historic resources located on and near the proposed B-Line extension path. We hope that the project will seek ways to avoid, minimize, or mitigate any adverse effects on historic properties.

We appreciate your consideration and will look forward to remaining involved in the Section 106 process for this project.

Sincerely,

Joshua Biggs
Community Preservation Specialist



INDIANA DEPARTMENT OF TRANSPORTATION

100 North Senate Avenue
Room N642
Indianapolis, Indiana 46204

PHONE: (317) 234-5168

Eric Holcomb, Governor
Joe McGuinness, Commissioner

February 24, 2020

This letter was sent to the listed parties.

RE: B-Line Trail Extension
Des. No. 1700735 and DHPA No. 24393
City of Bloomington, Monroe County, IN

Dear Consulting Party,

The City of Bloomington, with funding from the Federal Highway Administration (FHWA) and administrative oversight from the Indiana Department of Transportation (INDOT), proposes to proceed with the B-Line Trail Extension and Multiuse Path Project (Des. No. 1700735).

This letter is part of the Section 106 review process for this project. Section 106 of the National Historic Preservation Act requires federal agencies to take into account the effects of their undertakings on historic and archaeological properties. We are requesting comments from you regarding the possible effects of this project. Please use the above Des. Number and project description in your reply and your comments will be incorporated into the formal environmental study.

A Section 106 early coordination letter was distributed on September 16, 2019.

The proposed undertaking involves extending the B-Line trail west and north of its current terminus at North Adams Street, between 10th Street and the Indiana Railroad, to the intersection of Crescent Road and 17th Street, via Indiana Railroad, Vernal Pike, and Crescent Road in Monroe County, Indiana. It is within Bloomington Township, as depicted on USGS 7.5' Bloomington topographic quadrangle, in Sections 31 and 32 of Township 9 North, Range 1 West.

The existing B-Line Trail traverses 3.1 miles from West Country Club Drive to its northern terminus at North Adams Street between 10th Street and the Indiana Railroad. The proposed segment would connect the existing B-Line Trail with a proposed multi-use path along 17th Street. As part of the project, a portion of Fountain Drive between 11th Street and Crescent Road would be re-aligned, and the intersection of Fountain Drive and Crescent Road would also be re-configured. In order to accommodate the realignment, approximately 2.57 acres of new, permanent right-of-way (ROW) and approximately 1.25 acres of temporary construction easement are currently anticipated to be required; though ROW requirements will continue to be evaluated throughout the design process.

AZTEC Engineering Group, Inc., is under contract with the City of Bloomington to advance the environmental documentation for the referenced project. Green3 LLC has been subcontracted to complete the Section 106 archaeology documentation for the project.

In accordance with 36 CFR 800.2 (c), you were invited to become a consulting party as part of the Section 106 process, or you are hereby invited to become a consulting party as part of the Section 106 process. Entities that have previously accepted consulting party status--as well as additional entities that are currently being invited to become consulting parties--are identified in the attached list.

The Section 106 process involves efforts to identify historic properties potentially affected by the undertaking, to assess the undertaking's effects and to seek ways to avoid, minimize, or mitigate any adverse effects on historic properties. For more information regarding the protection of historic resources, please see the Advisory Council on Historic Preservation's guide: *Protecting Historic Properties: A Citizen's Guide to Section 106 Review* available online at <https://www.achp.gov/sites/default/files/documents/2017-01/CitizenGuide.pdf>.

With regard to archaeological resources, an archaeologist who meets the Secretary of the Interior's Professional Qualification Standards identified 0 sites within the project area. As a result of these efforts, 0 sites were recommended as eligible for listing in the NRHP and no further work is recommended.

Per the Indiana SHPO's request, the following entities are being invited to become consulting parties: Downtown Bloomington Commission, Monroe County Historic Preservation Board of Review, and the property owners of the potentially historic property.

The Archaeology Report (Tribes only) is available for review in IN SCOPE at <http://erms.indot.in.gov/Section106Documents/> (the Des. No. is the most efficient search term, once in IN SCOPE). You are invited to review this document and to respond with comments on any historic resource impacts incurred as a result of this project so that an environmental report can be completed. We also welcome your related opinions and other input to be considered in the preparation of the environmental document. If you prefer a hard-copy of this material, please respond to this email with your request within seven (7) days.

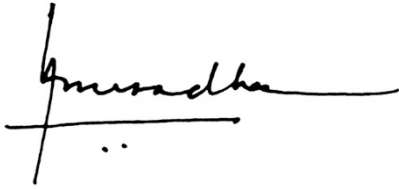
Please review the information and comment within thirty (30) calendar days of receipt. If you indicate that you do not desire to be a consulting party or if you have not previously accepted consulting party status and you do not respond to this letter, you will not be included on the list of consulting parties for this project and will not receive further information about the project unless the design changes.

For questions concerning specific project details, you may contact Mike Myers of AZTEC Engineering Group, Inc. at 480-766-3331 or mmyers@aztec.us. All future responses regarding the proposed project should be forwarded to AZTEC Engineering Group, Inc. at the following address:

Mike Myers
Environmental Services Division Lead
AZTEC Engineering Group, Inc.
320 W. 8th Street, Suite 100
Bloomington, IN 47404
mmyers@aztec.us

Tribal contacts may contact Shaun Miller at smiller@indot.in.gov or 317-233-6795 or Michelle Allen at FHWA at michelle.allen@dot.gov or 317-226-7344.

Sincerely,



Anuradha V. Kumar, Manager
Cultural Resources Office
Environmental Services

Enclosures:
Project Area Map

Distribution List:

Accepted Consulting Party Status

Indiana State Historic Preservation Officer; 402 W Washington Street, W274, Indianapolis, IN 46204

Bloomington Restorations, Inc.; bri@bloomingtonrestorations.org

Indiana Landmarks, Central Regional Office; central@indianalandmarks.org

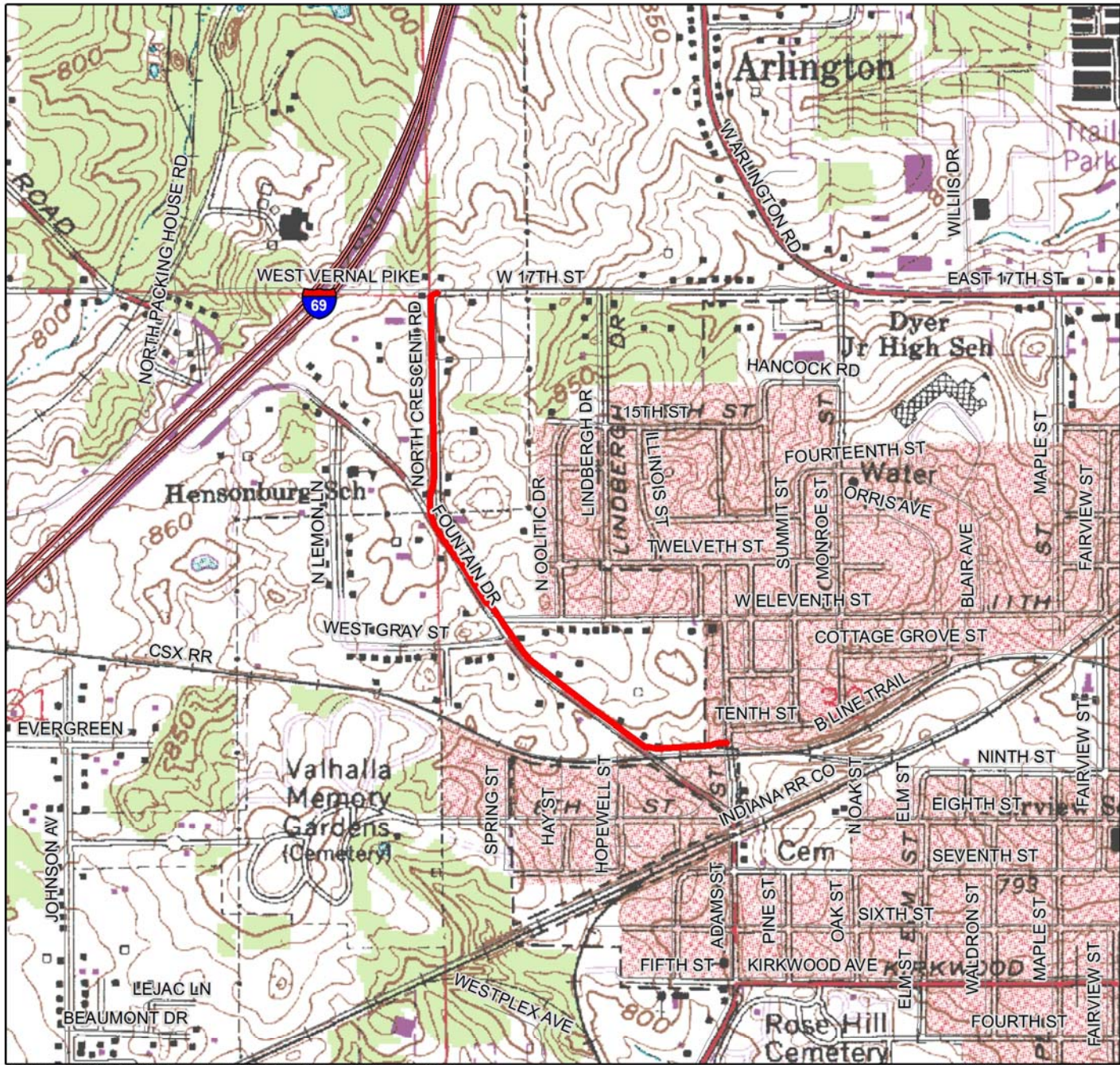
Invited Consulting Party Status

Downtown Bloomington Commission; tcoppock@downtownbloomington.com

Monroe County Historic Preservation Board of Review; cpetersen@co.monroe.in.us

Jenna Kelly (property owner of 2102 Vernal Pike); 2102 W Fountain Drive, Bloomington, IN 47404

Jason Cook (property owner of 2102 Vernal Pike); 2102 W Fountain Drive, Bloomington, IN 47404



Sources: USGS 24K Topographic Map Bloomington, Indiana

4/8/2019 @ 4:28:52 PM

 Project Location



Feet

0 500 1,000

Map Disclaimer: This map is intended for general siting purposes only

Project Area Map

From: [Brynne Taylor](#)
To: bri@bloomingtonrestorations.org; central@indianalandmarks.org; tcoppock@downtownbloomington.com; cpetersen@co.monroe.in.us
Cc: [Miller, Shaun \(INDOT\)](#); [Kelly, Clint](#); [Ross, Anthony](#); sbranigin@indot.in.gov; [USA-AZT-INMUN-01716-000-BLine Extension and Multiuse Path](#)
Subject: FHWA Project: Des. No. 1700735; B-Line Trail Extension, Monroe County, IN
Date: Tuesday, February 25, 2020 9:07:14 AM
Attachments: [image001.png](#)
[B-LineTrailExtension_Des1700735_Phase1a_DistributionLetter_2020-02-24.pdf](#)

Des. No.: 1700735

Project Description: Extend existing B-Line multiuse trail west and north to the intersection of North Crescent Road and 17th Street/West Vernal Pike, via a section of the Indiana Railroad right-of-way (ROW), Fountain Drive, and North Crescent Road. The project also involves realigning a section of Fountain Drive, and the intersection of Fountain Drive and North Crescent Road.

Location: City of Bloomington, Monroe County, IN

The City of Bloomington, with funding from the Federal Highway Administration and administrative oversight from the Indiana Department of Transportation, proposes to proceed with the B-Line Trail Extension and Multiuse Path Project (Des. No. 1700735). The Section 106 Early Coordination Letter for this project was originally distributed on September 16, 2019.

As part of Section 106 of the National Historic Preservation Act, an Archaeology Report has been prepared and is ready for review and comment by consulting parties.

Please review this documentation located in IN SCOPE at <http://erms.indot.in.gov/Section106Documents/> (the Des. No. is the most efficient search term, once in IN SCOPE), and respond with any comments that you may have. If a hard copy of the materials is needed, please respond to this email with your request within seven (7) days.

Consulting parties have thirty (30) calendar days from receipt of this information to review and provide comment. Tribal contacts may contact Shaun Miller at smiller@indot.in.gov or 317-233-6795 or Michelle Allen at FHWA at michelle.allen@dot.gov or 317-226-7344.

Thank you in advance for your input,

Brynne Taylor
Environmental Planner I

AZTEC Engineering | 320 W. 8th Street, Suite 100 | Bloomington, IN 47404
T: 812.717.2555 ext. 104 | C: 812.369.9744 | BTaylor@aztec.us



aztec.us/follow-us

From: [Miller, Shaun \(INDOT\)](#)
To: [Brynne Taylor](#)
Cc: [Ross, Anthony](#); [Kelly, Clint](#)
Subject: RE: FHWA Project: Des. No. 1700735; B-Line Trail Extension, Monroe County, IN
Date: Wednesday, February 26, 2020 9:27:42 AM
Attachments: [image001.png](#)

Hi Brynne,

Thanks for sending out this notification to consulting parties. To be consistent with the terms of the Tribal MOU and internal CRO policies, I've decided not to forward this message to Tribes because none responded to the ECL. Regardless, sending this message to CP's was the proper protocol.

Have a great day!

Shaun Miller
INDOT, Cultural Resources Office
Archaeology Team Lead
(317)233-6795

From: Brynne Taylor <BTaylor@aztec.us>
Sent: Tuesday, February 25, 2020 9:07 AM
To: bri@bloomingtonrestorations.org; central@indianalandmarks.org;
tcoppock@downtownbloomington.com; cpetersen@co.monroe.in.us
Cc: Miller, Shaun (INDOT) <smiller@indot.IN.gov>; Kelly, Clint <CKelly1@indot.IN.gov>; Ross, Anthony <ARoss3@indot.IN.gov>; Branigin, Susan <S Branigin@indot.IN.gov>; USA-AZT-INMUN-01716-000-BLine_Extension_and_Multiuse_Path <USA-AZT-INMUN-01716-000@aztec.us>
Subject: FHWA Project: Des. No. 1700735; B-Line Trail Extension, Monroe County, IN

**** This is an EXTERNAL email. Exercise caution. DO NOT open attachments or click links from unknown senders or unexpected email. ****

Des. No.: 1700735

Project Description: Extend existing B-Line multiuse trail west and north to the intersection of North Crescent Road and 17th Street/West Vernal Pike, via a section of the Indiana Railroad right-of-way (ROW), Fountain Drive, and North Crescent Road. The project also involves realigning a section of Fountain Drive, and the intersection of Fountain Drive and North Crescent Road.

Location: City of Bloomington, Monroe County, IN

The City of Bloomington, with funding from the Federal Highway Administration and administrative oversight from the Indiana Department of Transportation, proposes to proceed with the B-Line Trail Extension and Multiuse Path Project (Des. No. 1700735). The Section 106 Early Coordination Letter for this project was originally distributed on September 16, 2019.

As part of Section 106 of the National Historic Preservation Act, an Archaeology Report has been prepared and is ready for review and comment by consulting parties.

Please review this documentation located in IN SCOPE at <http://erms.indot.in.gov/Section106Documents/> (the Des. No. is the most efficient search term, once in IN SCOPE), and respond with any comments that you may have. If a hard copy of the materials is needed, please respond to this email with your request within seven (7) days.

Consulting parties have thirty (30) calendar days from receipt of this information to review and provide comment. Tribal contacts may contact Shaun Miller at smiller@indot.in.gov or 317-233-6795 or Michelle Allen at FHWA at michelle.allen@dot.gov or 317-226-7344.

Thank you in advance for your input,

Brynne Taylor
Environmental Planner I

AZTEC Engineering | 320 W. 8th Street, Suite 100 | Bloomington, IN 47404
T: 812.717.2555 ext. 104 | C: 812.369.9744 | BTaylor@aztec.us



aztec.us/follow-us



INDIANA LANDMARKS

Central Regional Office

1201 Central Avenue, Indianapolis, IN 46202

317 639 4534 / 800 450 4534 / www.indianalandmarks.org

February 27, 2020

Mike Myers
Environmental Services Division Lead
AZTEC Engineering Group, Inc.
320 W. 8th St., Ste. 100
Bloomington, IN 47404

RE: Des. No. 1700735 – B-Line Trail Extension, City of Bloomington, Monroe County, Indiana

Dear Mr. Myers:

Thank you for the opportunity to comment on the above undertaking. We have reviewed the letter from the Indiana Department of Transportation (INDOT), dated 2/24/2020.

We have surveyed the area in proximity to the subject area/Area of Potential Effects. According to the Indiana State Historic Architectural and Archaeological Research Database (SHAARD), there is one property listed as an “Outstanding” resource in close proximity to the proposed B-Line Trail Extension, a Queen Anne cottage, located at 2102 W. Fountain Drive, Bloomington, IN 47404; County Survey Site ID: 105-055-35565. We believe this property is very likely eligible for inclusion in the National Register of Historic Places. It should also be noted that Indiana Landmarks holds a protective preservation covenant on this property; reference: Monroe County Document #2004013444.

We hope this project will seek ways to avoid, minimize, or mitigate any adverse effects on the property at 2102 W. Fountain Drive.

We appreciate your consideration and will look forward to remaining involved in the Section 106 process for this project.

Sincerely,

Joshua Biggs
Community Preservation Specialist



Division of Historic Preservation & Archaeology · 402 W. Washington Street, W274 · Indianapolis, IN 46204-2739
Phone 317-232-1646 · Fax 317-232-0693 · dhpa@dnr.IN.gov · www.IN.gov/dnr/historic



March 24, 2020

Mike Myers
Environmental Services Division Lead
AZTEC Engineering Group, Inc.
320 W. 8th Street, Suite 100
Bloomington, Indiana 47404

Federal Agency: Indiana Department of Transportation (“INDOT”),
on behalf of Federal Highway Administration, Indiana Division (“FHWA”)

Re: Indiana archaeological short report (C. Jackson, 08/26/2019) for the B-Line Trail extension project in
the City of Bloomington, Monroe County, Indiana (Des. No. 1700735; DHPA No. 24393)

Dear Mr. Myers:

Pursuant to Section 106 of the National Historic Preservation Act of 1966, as amended (54 U.S.C. § 306108), 36 C.F.R. Part 800, and the “Programmatic Agreement (PA) Among the Federal Highway Administration, the Indiana Department of Transportation, the Advisory Council on Historic Preservation and the Indiana State Historic Preservation Officer Regarding the Implementation of the Federal Aid Highway Program In the State of Indiana,” the staff of the Indiana State Historic Preservation Officer (“Indiana SHPO” or “INDNR-DHPA”) has reviewed INDOT’s February 24, 2020, letter, which enclosed the aforementioned archaeological report, all of which we received on February 26, 2020, for the aforementioned project.

Thank you for extending an invitation to those parties we recommended in our October 3, 2019, letter. In your next regular correspondence, please advise us as to which of the additional invited consulting parties has accepted the invitation to participate in the Section 106 process of this project.

As previously indicated, we look forward to reviewing the proposed area of potential effects and the report on investigations of above-ground cultural resources that the September 16, 2019, early coordination letter indicated will be forthcoming.

Additionally, based on the submitted information and the documentation available to the staff of the Indiana SHPO, we have not identified any currently known archaeological resources listed in or eligible for inclusion in the National Register of Historic Places (“NRHP”) within the proposed project area; and we concur with the opinion of the archaeologist, as expressed in the Indiana archaeological short report (C. Jackson, 08/26/2019), that no further archaeological investigations appear necessary at the proposed project area.

If any prehistoric or historic archaeological artifacts or human remains are uncovered during construction, demolition, or earthmoving activities, state law (Indiana Code 14-21-1-27 and Indiana Code 14-21-1-29) requires that the discovery be reported to INDNR-DHPA within two (2) business days. In that event, please call (317) 232-1646. Be advised that adherence to Indiana Code 14-21-1-27 and Indiana Code 14-21-1-29 does not obviate the need to adhere to applicable federal statutes and regulations, including but not limited to 36 C.F.R. Part 800.

The Indiana SHPO staff’s archaeological reviewer for this project is Wade T. Tharp, and the structures reviewer is Danielle Kauffmann. However, if you have a question about the Section 106 process, please contact initially the INDOT Cultural Resources staff members who are assigned to this project.

Mike Myers
March 24, 2020
Page 2

In all future correspondence about the B-Line Trail extension project in the City of Bloomington, Monroe County, Indiana (Des. No. 1700735), please refer to DHPA No. 24393.

Very truly yours,



Beth K. McCord
Deputy State Historic Preservation Officer

BKM:DMK:WTT:wtt

emc: Erica Tait, FHWA
Anuradha Kumar, INDOT
Shaun Miller, INDOT
Susan Branigin, INDOT
Shirley Clark, INDOT
Anthony Ross, INDOT
Mike Myers, AZTEC Engineering Group, Inc.
Christopher Jackson, Green 3, LLC
Bloomington Restorations, Inc.
Indiana Landmarks, Central Regional Office
Wade T. Tharp, INDNR-DHPA
Danielle Kauffmann, INDNR-DHPA



INDIANA DEPARTMENT OF TRANSPORTATION

100 North Senate Avenue
Room N642
Indianapolis, Indiana 46204

PHONE: (317) 234-5168

Eric Holcomb, Governor
Joe McGuinness, Commissioner

June 22, 2020

This letter was sent to the listed parties.

RE: B-Line Trail Extension
Des. No. 1700735 and DHPA No. 24393
City of Bloomington, Monroe County, IN

Dear Consulting Party,

The City of Bloomington, with funding from the Federal Highway Administration (FHWA) and administrative oversight from the Indiana Department of Transportation (INDOT), proposes to proceed with the B-Line Trail Extension and Multiuse Path Project (Des. No. 1700735).

This letter is part of the Section 106 review process for this project. Section 106 of the National Historic Preservation Act requires federal agencies to take into account the effects of their undertakings on historic and archaeological properties. We are requesting comments from you regarding the possible effects of this project. Please use the above Des. Number and project description in your reply and your comments will be incorporated into the formal environmental study.

A Section 106 early coordination letter was distributed on September 16, 2019. In addition, a letter distributed on February 24, 2020 notified consulting parties that an archaeology report was available for review and comment.

The proposed undertaking is located in northwest Bloomington, Monroe County, Indiana, and involves extending the existing B-Line Trail west and north from its current terminus at Adams Street to the intersection of Crescent Road and 17th Street, via the Indiana Railroad, Fountain Drive (Vernal Pike), and Crescent Road. It is within Bloomington Township, as depicted on USGS 7.5' Bloomington topographic quadrangle, in Sections 31 and 32 of Township 9 North, Range 1 West.

The City, in their *Parks and Recreation Master Plan, 2016-2020* published on December 2, 2015, identified goals to extend trail or multi-use path connections where current facilities are lacking. These goals included new trail or multi-use path connections in both incorporated areas of the city as well as opportunities to consider connections to communities adjacent to the city based on available revenue or grants. Currently there is a gap between the B-Line Trail system and residential, businesses, and other City facilities on 17th Street. The project would provide this connection and further promote non-motorized uses by residents. The project would extend the City of Bloomington's signature trail, the B-Line, from its north terminus at Adams Street to Fountain Drive (formerly Vernal Pike) and connect the new trail head to other pedestrian facilities in the City's network.

The extension of the B-Line Trail will run parallel to and north of the Indiana Railroad from Adams Street to Fountain Drive and will have widths of 10-12 feet. A new multi-use path will run north from the Indiana

Railroad/Fountain Drive intersection along the east side of Fountain Drive and Crescent Road to 17th Street and will have widths of 8-12 feet.

As part of the project, a portion of Fountain Drive between 11th Street and Crescent Road would be re-aligned, and the intersection of Fountain Drive and Crescent Road would be re-configured. In order to accommodate the realignment, approximately 2.39 acres of new permanent right-of-way (ROW) and approximately 1.49 acres of temporary construction easement are currently anticipated to be required; though ROW requirements will continue to be evaluated throughout the design process.

AZTEC Engineering Group, Inc., is under contract with the City of Bloomington to advance the environmental documentation for the referenced project. Green3 LLC has been subcontracted to complete the Section 106 archaeology documentation for the project.

In accordance with 36 CFR 800.2 (c), you were invited to become a consulting party as part of the Section 106 process, or you are hereby invited to become a consulting party as part of the Section 106 process. Entities that have previously accepted consulting party status--as well as additional entities that are currently being invited to become consulting parties--are identified in the attached list.

The Section 106 process involves efforts to identify historic properties potentially affected by the undertaking, to assess the undertaking's effects and to seek ways to avoid, minimize, or mitigate any adverse effects on historic properties. For more information regarding the protection of historic resources, please see the Advisory Council on Historic Preservation's guide: *Protecting Historic Properties: A Citizen's Guide to Section 106 Review* available online at <https://www.achp.gov/sites/default/files/documents/2017-01/CitizenGuide.pdf>.

The Area of Potential Effects (APE) is the area in which the proposed project may cause alterations in the character or use of historic resources. The APE contains the Bloomington West Side Historic District, NR-1281, listed in the National Register of Historic Places (NRHP).

A historian who meets the Secretary of the Interior's Professional Qualification Standards identified and evaluated above-ground resources within the APE for potential eligibility for the NRHP. As a result of the historic property identification and evaluation efforts, one property, the house at 2102 Fountain Drive (formerly Vernal Pike), IHSSI No. 105-055-35565, is recommended eligible for listing in the NRHP.

Per the Indiana State Historic Preservation Office's request, the following entities were invited to become consulting parties but did not accept consulting party status: Downtown Bloomington Commission, Monroe County Historic Preservation Board of Review, and the property owners of the house at 2102 Fountain Drive.

The Historic Property Report is available for review in IN SCOPE at <http://erms.indot.in.gov/Section106Documents/> (the Des. No. is the most efficient search term, once in IN SCOPE). You are invited to review this document and to respond with comments on any historic resource impacts incurred as a result of this project so that an environmental report can be completed. We also welcome your related opinions and other input to be considered in the preparation of the environmental document. If you prefer a hard-copy of this material, please respond to this email with your request within seven (7) days.

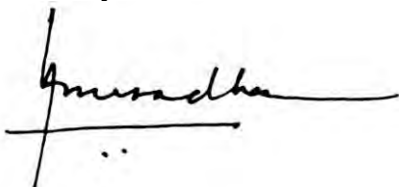
Please review the information and comment within thirty (30) calendar days of receipt. If you indicate that you do not desire to be a consulting party or if you have not previously accepted consulting party status and you do not respond to this letter, you will not be included on the list of consulting parties for this project and will not receive further information about the project unless the design changes.

For questions concerning specific project details, you may contact Mike Myers of AZTEC Engineering Group, Inc. at 480-766-3331 or mmyers@aztec.us. All future responses regarding the proposed project should be forwarded to AZTEC Engineering Group, Inc. at the following address:

Mike Myers
Environmental Services Division Lead
AZTEC Engineering Group, Inc.
320 W. 8th Street, Suite 100
Bloomington, IN 47404
mmyers@aztec.us

Tribal contacts may contact Shaun Miller at smiller@indot.in.gov or 317-233-6795 or Michelle Allen at FHWA at michelle.allen@dot.gov or 317-226-7344.

Sincerely,



Anuradha V. Kumar, Manager
Cultural Resources Office
Environmental Services

Enclosures:

Project Area Map
Area of Potential Effects (APE) Map

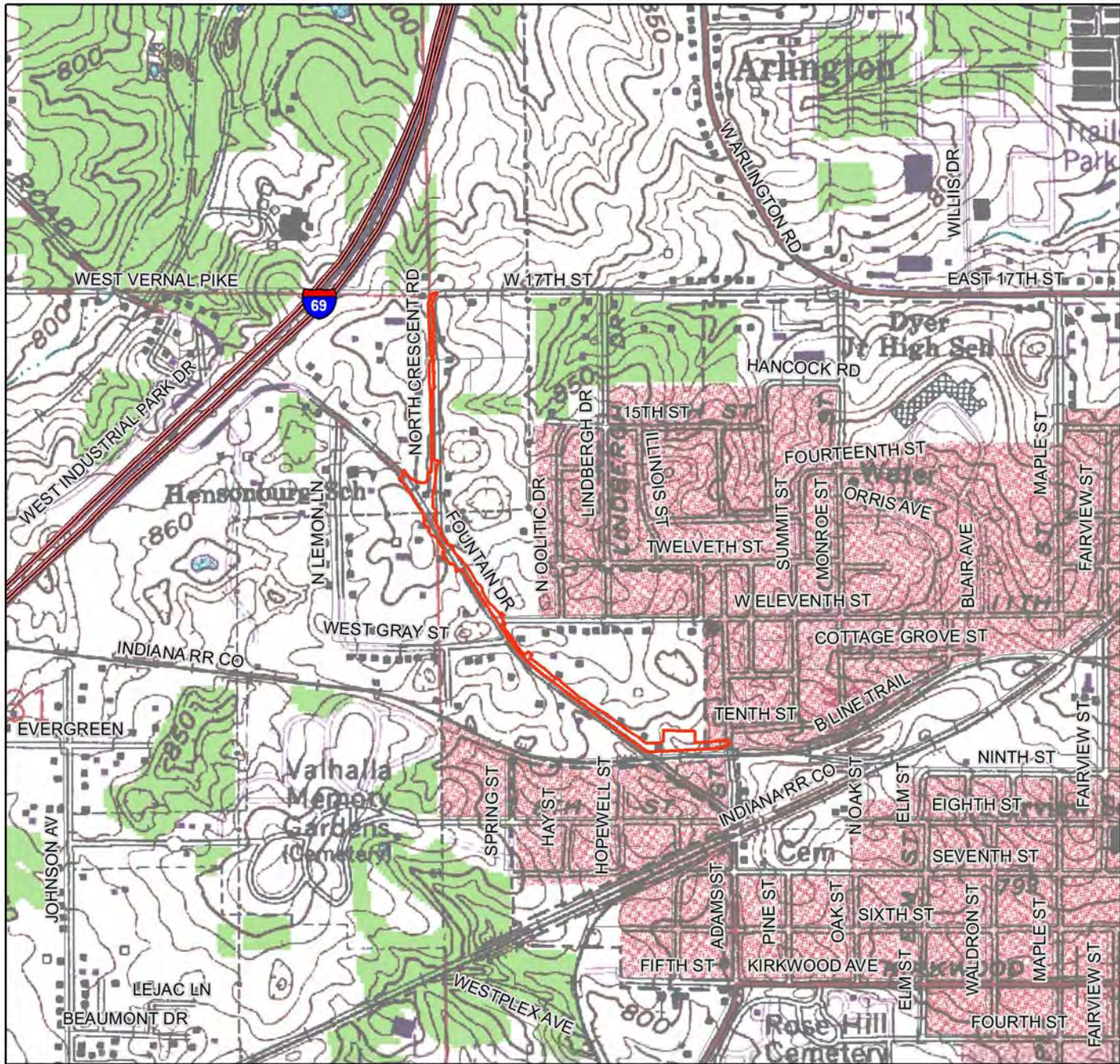
Distribution List:

Accepted Consulting Party Status

Indiana State Historic Preservation Officer; 402 W Washington Street, W274, Indianapolis, IN 46204
Bloomington Restorations, Inc.; bri@bloomingtonrestorations.org
Indiana Landmarks, Central Regional Office; central@indianalandmarks.org

Invited Consulting Party Status

Jenna Kelly (property owner of 2102 Vernal Pike); 2102 W Fountain Drive, Bloomington, IN 47404
Jason Cook (property owner of 2102 Vernal Pike); 2102 W Fountain Drive, Bloomington, IN 47404

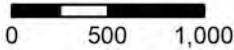


Sources: USGS 24K Topographic Map Bloomington, Indiana

— Project Limits

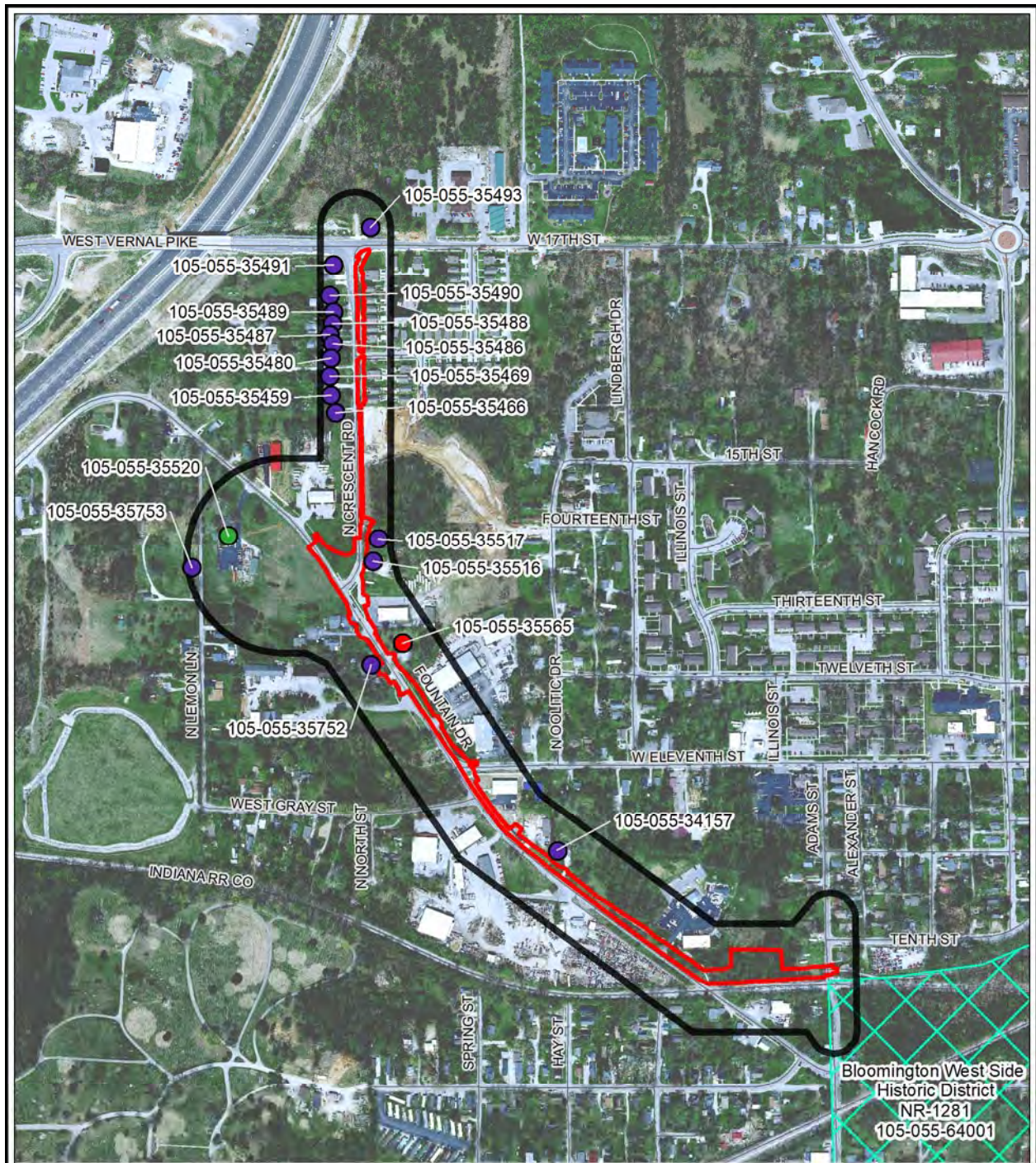


Feet



Map Disclaimer: This map is intended for general siting purposes only

Project Area Map



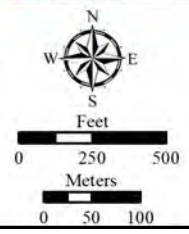
Sources: ESRI Indiana Orthophotography (2019); NAD 83, UTM Zone 16

Map Disclaimer: This map is for general siting purposes only.



- Local Roads
- Project Limits
- APE
- Historic District

- Evaluated Properties (IHSSI)**
- Contributing
 - Notable
 - Outstanding



Area of Potential Effects (APE) Map

From: [Brynne Taylor](mailto:Brynne.Taylor@aztec.us)
To: central@indianalandmarks.org; bri@bloomingtonrestorations.org
Cc: [Kelly, Clint](#); [Miller, Shaun \(INDOT\)](#); [Branigin, Susan](#); [Ross, Anthony](#); [USA-AZT-INMUN-01716-000-BLine Extension and Multiuse Path](#)
Subject: FHWA Project: Des. No. 1700735 and DHPA No. 24393; B-Line Trail Extension, Monroe County, IN
Date: Monday, June 22, 2020 12:39:57 PM
Attachments: [B-LineTrailExtension_Des1700735_HPR_DistributionLetter_2020-06-22.pdf](#)
[image001.png](#)

Des. No.: 1700735

Project Description: Extend the existing B-Line Trail west and north from its current terminus at Adams Street to the intersection of Crescent Road and 17th Street, via the Indiana Railroad, Fountain Drive (Vernal Pike), and Crescent Road. The project also involves realigning a section of Fountain Drive, and reconfiguration of the intersection at Fountain Drive and Crescent Road.

Location: City of Bloomington, Monroe County, IN

The City of Bloomington, with funding from the Federal Highway Administration and administrative oversight from the Indiana Department of Transportation, proposes to proceed with the B-Line Trail Extension and Multiuse Path Project (Des. No. 1700735). The Section 106 Early Coordination Letter for this project was originally distributed on September 16, 2019. In addition, a letter distributed on February 24, 2020 notified consulting parties that an archaeology report was available for review and comment.

As part of Section 106 of the National Historic Preservation Act, a Historic Property Report has been prepared and is ready for review and comment by consulting parties.

Please review this documentation located in IN SCOPE at <http://erms.indot.in.gov/Section106Documents/> (the Des. No. is the most efficient search term, once in IN SCOPE), and respond with any comments that you may have. If a hard copy of the materials is needed, please respond to this email with your request within seven (7) days.

Consulting parties have thirty (30) calendar days from receipt of this information to review and provide comment. Tribal contacts may contact Shaun Miller at smiller@indot.in.gov or 317-233-6795 or Michelle Allen at FHWA at michelle.allen@dot.gov or 317-226-7344.

Thank you in advance for your input,
Brynne Taylor
Environmental Planner I

AZTEC Engineering | 320 W. 8th Street, Suite 100 | Bloomington, IN 47404
T: 812.717.2555 ext. 104 | C: 812.369.9744 | BTaylor@aztec.us



aztec.us/follow-us



INDIANA LANDMARKS

Central Regional Office

1201 Central Avenue, Indianapolis, IN 46202

317 639 4534 / 800 450 4534 / www.indianalandmarks.org

June 25, 2020

Mike Myers
Environmental Services Division Lead
AZTEC Engineering Group, Inc.
320 W. 8th Street, Suite 100
Bloomington, IN 47404

RE: Des. No. 1700735 – B-Line Trail Extension, Bloomington, Monroe County, Indiana

Dear Mr. Myers:

Thank you for the opportunity to comment on the above undertaking. We have reviewed the Historic Property Report, prepared by AZTEC Engineering Group.

We are pleased to hear that 2102 Fountain Dr. (County Survey Site ID: 105-055-35565) was recommended eligible for inclusion in the National Register of Historic Places. We look forward to reviewing the upcoming Effects Report, and to learn how any adverse effects to 2102 Fountain Dr. will be avoided, minimized, or mitigated.

We appreciate your consideration and will look forward to remaining involved in the Section 106 process for this project.

Sincerely,

Joshua Biggs
Community Preservation Specialist

From: [Brynne Taylor](#)
To: [Joshua Biggs](#)
Cc: [Kelly, Clint](#); [Branigin, Susan](#); [Ross, Anthony](#); [Dye, David](#); [Hicks, Zachary](#); [USA-AZT-INMUN-01716-000-BLine Extension and Multiuse Path](#); [Adrian Reid](#); [Mike Myers](#)
Subject: RE: FHWA Project: Des. No. 1700735 and DHPA No. 24393; B-Line Trail Extension, Monroe County, IN
Date: Friday, June 26, 2020 11:48:00 AM
Attachments: [image002.png](#)
[image003.png](#)

Mr. Biggs,

Thank you for your comments regarding the Historic Properties Report for the B-Line Trail Extension Project (Des No. 1700735 and DHPA No. 24393). Indiana Landmarks has been added as a consulting party for the Section 106 process. Additionally, the information you provided has been received and passed on to the INDOT Project Manager/Project team and will become part of the project's Section 106 consultation records.

Thank you,

Brynne Taylor
Environmental Planner

AZTEC Engineering | 320 W. 8th Street, Suite 100 | Bloomington, IN 47404
T: 812.717.2555 ext. 104 | C: **812.369.9744** | BTaylor@aztec.us



aztec.us/follow-us

From: Joshua Biggs <jbiggs@indianalandmarks.org>
Sent: Thursday, June 25, 2020 5:39 PM
To: Mike Myers <MMyers@aztec.us>
Cc: Brynne Taylor <BTaylor@aztec.us>
Subject: RE: FHWA Project: Des. No. 1700735 and DHPA No. 24393; B-Line Trail Extension, Monroe County, IN

Good afternoon Mike and Brynne,

Attached is Indiana Landmarks' response to the Historic Property Report for this Section 106 project.

I also propose a minor correction to the HPR. Regarding the protective covenant that Indiana Landmarks holds on 2102 Fountain Drive, the report reads, "The property was then sold to an individual with a deed restriction prohibiting any alterations to the house or its historic features."

The sentence may more accurately read, "The property was then sold to an individual with a deed restriction prohibiting alterations, modifications, or changes to any structure on the property

without prior written approval of Landmarks.” The recorded covenant is attached for your reference.

Thanks, and let me know if you have any questions.

Best,

.....
Joshua Biggs

Community Preservation Specialist
.....

Indiana Landmarks

1201 North Central Avenue

Indianapolis, IN 46202

Ph. 317-822-7908, 800-450-4534

Fax: 317-639-6734

www.indianalandmarks.org

Indiana Landmarks revitalizes communities, reconnects us to our heritage, and saves meaningful places.

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From: Brynne Taylor <BTaylor@aztec.us>

Sent: Monday, June 22, 2020 12:40 PM

To: Central (CRO) <Central@indianalandmarks.org>; bri@bloomingtonrestorations.org

Cc: Kelly, Clint <CKelly1@indot.IN.gov>; Miller, Shaun (INDOT) <smiller@indot.IN.gov>; Branigin, Susan <SBranigin@indot.IN.gov>; Ross, Anthony <ARoss3@indot.IN.gov>; USA-AZT-INMUN-01716-000-BLine_Extension_and_Multiuse_Path <USA-AZT-INMUN-01716-000@aztec.us>

Subject: FHWA Project: Des. No. 1700735 and DHPA No. 24393; B-Line Trail Extension, Monroe County, IN

Des. No.: 1700735

Project Description: Extend the existing B-Line Trail west and north from its current terminus at Adams Street to the intersection of Crescent Road and 17th Street, via the Indiana Railroad, Fountain Drive (Vernal Pike), and Crescent Road. The project also involves realigning a section of Fountain Drive, and reconfiguration of the intersection at Fountain Drive and Crescent Road.

Location: City of Bloomington, Monroe County, IN

The City of Bloomington, with funding from the Federal Highway Administration and administrative oversight from the Indiana Department of Transportation, proposes to proceed with the B-Line Trail Extension and Multiuse Path Project (Des. No. 1700735). The Section 106 Early Coordination Letter for this project was originally distributed on September 16, 2019. In addition, a letter distributed on February 24, 2020 notified consulting parties that an archaeology report was available for review and comment.

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Thank you in advance for your input,

Brynne Taylor
Environmental Planner I

AZTEC Engineering | 320 W. 8th Street, Suite 100 | Bloomington, IN 47404
T: 812.717.2555 ext. 104 | C: **812.369.9744** | BTaylor@aztec.us



aztec.us/follow-us

Loan # 893

**DECLARATION OF PROTECTIVE COVENANTS AND CONDITIONS
PERTAINING TO USE AND RESALE OF REAL ESTATE**

THIS DECLARATION is made this 18th day of June, 2004 by
BLOOMINGTON RESTORATIONS, INC. ("Declarant"):

Recitals

1. Declarant is the owner of the real estate which is described below (the "Real Estate"):

A part of the Northwest Quarter of Section 32, Township 9 North, Range 1 West described as follows, to-wit: Commencing at a point which is 1591 feet South and 47.7 feet East of the Northwest corner of aforesaid Section 32, which point is the center line of the Vernal Pike; thence East 21.8 feet to the corner of a stone post, thence Northeast 45.5 feet to a 12 inch hard maple tree which is 10.5 feet North and 44.4 feet East of the aforementioned stone post; thence East 213.2 feet to a point; thence south 130 feet to a point; thence in a Southwesterly direction at an angle of 92 degrees, a distance of 158.7 feet to the center line of the Vernal Pike; thence along and with the center line of the Vernal Pike 146.15 feet to the place of beginning, containing .54 acres, more or less.

Commonly known as 2102 Vernal Pike, Bloomington, Indiana.

2. Historic Landmarks Foundation of Indiana, Inc. ("Landmarks") and Declarant desire that the Real Estate, including improvements, be protected and restored. In furtherance of this common desire, Landmarks has agreed to loan Declarant the principal sum of Twenty Five Thousand Dollars (\$25,000.00) (the "Loan") for the restoration of the Real Estate, provided Declarant subjects the Real Estate to the perpetual protective covenants and conditions contained herein, and Declarant has agreed to so subject the Real Estate.

3. The Loan will be secured by a mortgage of the Real Estate of even date herewith from Declarant to Landmarks (the "Mortgage").

Declaration

Declarant hereby declares that the Real Estate is and shall be acquired, held, transferred, sold, hypothecated, leased, rented, improved, used and occupied subject to the following provisions, agreements, covenants, conditions and restrictions, each of which shall run with the Real Estate in perpetuity, and be binding upon Declarant and any other person or entity hereafter acquiring or having any right, title or interest in or to the Real Estate or any part thereof:

1. **Restoration, Maintenance, and Use of Property.**

(a) **Restoration Plan.** Within ninety (90) days hereof, and before beginning restoration work, Declarant shall submit to Landmarks a restoration plan. The restoration plan, including any amendments thereto, shall consist of all documents, drawings, and reports, if any, required by applicable laws, ordinances, and regulations to be submitted by Declarant to any governmental or regulatory authority to obtain any license, permit, or other approval, if any, required for the exterior restoration work, together with such other documents, drawings, and reports as are reasonably necessary specifically to describe and illustrate the exterior restoration work. Landmarks shall either approve or disapprove the restoration plan within thirty (30) days of submission and any amendment thereto within fifteen (15) days of submission. Any disapproval shall state specifically the reason for the disapproval. Landmark's failure to disapprove the restoration plan or amendment thereto within such periods shall be deemed an approval.

(b) **Restoration Work.** Within thirty (30) days following approval of the restoration plan, Declarant shall begin the restoration work and proceed with diligence to complete the restoration work in strict compliance with the restoration plan. The restoration work shall be completed no later than eighteen (18) months following approval of the restoration plan. The restoration work shall consist of all materials, labor, and acts required to restore the exterior of the Real Estate to a condition consistent with its original construction or, to the extent such restoration is not possible, to a condition consistent with comparably styled real estate of the same original construction era. All restoration work shall be performed with first class materials and workmanship to restore the Real Estate to a "first class condition", as that phrase is hereinafter defined. All restoration work shall be performed in full compliance with applicable laws, ordinances, and regulations.

(c) **Maintenance.** Declarant shall maintain the exterior of the Real Estate in a "first class condition". "First class condition" includes, without limitations: chimneys tuckpointed or otherwise safe and sound; roof, flashings, gutters, and downspouts weathertight and of original materials or those specified in the restoration plan; masonry tuckpointed and/or otherwise secure and sound; painted surfaces maintained in appropriate colors and free of obvious peeling, rusting, or other discoloration; windows, doors, and other wooden elements maintained free of rot, caulked where appropriate, and close fitting; exposed metal surfaces free from rust or oxidation and protected with appropriate materials; window lights in place where originally existing and properly glazed; foundation walls sound and secure; fences maintained and in sound condition; building and grounds reasonably free of debris, construction materials, or waste and without inappropriate fixtures, devices, or things attached to or around the Real Estate; and the Real Estate maintained in compliance with all applicable laws, ordinances, and regulations.

2. **Demolition, Alteration, New Construction, and Sign.**

(a) No structure located on the Real Estate shall be removed, demolished, or otherwise intentionally destroyed without the prior written approval of Landmarks. The exterior of any structure on the Real Estate shall not be altered, modified, or changed nor shall any change be made in the color, texture, or materials of any structure on the Real Estate without the prior written approval of Landmarks. No new structure or addition to any existing structure shall be constructed or any new or old structure installed or moved onto the Real Estate without prior written approval of Landmarks.

(b) Without the written consent of Landmarks, nothing may be erected on the Real Estate which would obscure any part of the facades of the structures located on the Real Estate from the main viewpoint or viewpoints of the structures from road level, except for temporary structures, such as scaffolds needed to assist workman, and except for vegetation of the quantity (with allowance for managed growth) and type now on the Real Estate, it being the intention of Landmarks and Declarant that at least one of the facades remain visible to the public from roads adjoining the Real Estate.

(c) Declarant agrees to permit Landmarks to install a plaque, at Landmark's expense, on the exterior of the Building(s), in a location easily visible from the main street or artery, indicating that the Real Estate is subject to these Covenants. Said plaque shall be maintained by Declarant, and if missing, replaced by Declarant, its successors and/or assigns, replicating the original plaque in every respect.

3. **Remedies.** If Declarant fails to submit and secure approval of a restoration plan or fails to complete restoration work in accordance with the restoration plan and this Declaration of Protective Covenants and Conditions, fails to commence or complete construction of any new structure approved by Landmarks in accordance with the terms of such approval, or if Declarant should, without Landmark's written approval, sell, contract to sell, convey, or otherwise dispose of, or attempt to sell, convey, or otherwise dispose of, the Real Estate before completion of the restoration work, then, in any of such events, Landmarks may:

(a) So long as the Mortgage encumbers the Real Estate, declare a default and institute foreclosure proceedings thereunder;

(b) Obtain injunctive relief to force compliance by Declarant with the provisions of this Declaration of Protective Covenants and Conditions; and

(c) Pursue such other remedies at law and in equity as may be available to Landmarks.

If, after completion of the restoration work, Declarant fails to maintain the Real Estate in a first class condition or violates or threatens to violate Section 2 of this Declaration of Protective Covenants and Conditions, then Landmarks may:

(a) Obtain injunctive relief to force compliance by Declarant with such provisions of this Declaration of Protective Covenants and Conditions and so long as the Mortgage encumbers the Real Estate, declare a default and institute foreclosure proceedings thereunder; and

(b) Pursue other remedies at law and in equity as may be available to Landmarks.

Declarant shall reimburse Landmarks for all attorneys' fees and court costs incurred by Landmarks in successfully pursuing any legal or equitable remedy for Declarant's breach of this Declaration of Protective Covenants and Conditions Pertaining to Use and Resale of Real Estate.

4. **Sales and Transfers.** In the event Declarant intends to sell the Real Estate, Landmarks shall have a first right to purchase the Real Estate by matching any bona fide offer on the same terms and conditions within ten (10) days after receipt of a written notice specifying the name and address of the offeror and the terms and conditions of the offer. The notice shall be mailed by Declarant to Landmarks at its address of record by certified mail, return receipt attached. Any purported sale of the Real Estate in violation of this provision shall be voidable within five (5) years from date of recording the document evidencing such sale at the election of Landmarks, and Landmarks may take such other action against the parties to such transactions as is permitted by law or equity.

5. **Amendment, Duration, and Successors.** The provisions of this instrument may be amended only by written instrument signed by Landmarks or its assign or successor in interest and by the Declarant or its assign or successor in interest. These restrictions shall be binding on the parties hereto, their heirs, successors, and assigns, and run with the Real Estate, in perpetuity. Landmarks may, by written instrument recorded in the Office of the Recorder of Monroe County, assign or otherwise transfer any or all of its right, title, or interest reserved or granted under this instrument.

6. **Remedies Cumulative.** In the event of a violation of this Declaration of Protective Covenants and Conditions, all legal and equitable remedies shall be available to Landmarks, including, without limiting the generality of the foregoing, injunctive relief and damages. No remedy provided in this Declaration of Protective Covenants and Conditions shall be exclusive of any other remedy provided herein or of any remedy provided or permitted at law or in equity, but each shall be cumulative and shall be in addition to every other remedy given hereunder or now or hereafter existing at law or in equity.

7. **Separability.** The above conditions and covenants are intended to be separable and, if any is found to be void or invalid, such finding shall not affect the validity or enforceability of those remaining.

IN WITNESS WHEREOF, Declarant has executed this Declaration as of the date and year first set forth above.

Declarant

BLOOMINGTON RESTORATIONS, INC.

By: Elizabeth Cox-Ash
(Name)

ELIZABETH COX-ASH PRESIDENT BRI
(Title)

Address: P.O. Box 1522
Bloomington, IN 47402

STATE OF INDIANA)
)SS:
COUNTY OF MONROE)

Before me, the undersigned, a Notary Public in and for said County and State, personally appeared Elizabeth Cox-Ash (Name) the President (Title) of BLOOMINGTON RESTORATIONS, INC., a not-for-profit Indiana Corporation who acknowledged the execution of the foregoing instrument for and on behalf of said entity.

Witness my hand and Notarial Seal this 18th day of June 2004.

Wesley S. Mason
Wesley S. Mason, Notary Public
residing in Monroe County, Indiana

My Commission Expires:

12/6/06

This document prepared by (and return to) Mary F. Burger; Director of Finance, Historic Landmarks Foundation of Indiana, Inc.; 340 West Michigan St., Indianapolis, IN 46202 (1-800-450-4534)

File: C: 893 provc.doc

Division of Historic Preservation & Archaeology · 402 W. Washington Street, W274 · Indianapolis, IN 46204-2739
Phone 317-232-1646 · Fax 317-232-0693 · dhpa@dnr.IN.gov · www.IN.gov/dnr/historic



July 6, 2020

Mike Myers
Environmental Services Division Lead
AZTEC Engineering Group, Inc.
320 W. 8th Street, Suite 100
Bloomington, Indiana 47404

Federal Agency: Indiana Department of Transportation (“INDOT”),
on behalf of Federal Highway Administration, Indiana Division (“FHWA”)

Re: Historic property report (Solliday/Langan, 6/2020) for the B-Line Trail extension project in the
City of Bloomington, Monroe County, Indiana (Des. No. 1700735; DHPA No. 24393)

Dear Mr. Myers:

Pursuant to Section 106 of the National Historic Preservation Act of 1966, as amended (54 U.S.C. § 306108), 36 C.F.R. Part 800, and the “Programmatic Agreement (PA) Among the Federal Highway Administration, the Indiana Department of Transportation, the Advisory Council on Historic Preservation and the Indiana State Historic Preservation Officer Regarding the Implementation of the Federal Aid Highway Program In the State of Indiana,” the staff of the Indiana State Historic Preservation Officer (“Indiana SHPO” or “INDNR-DHPA”) has reviewed your June 22, 2020, review request submittal form, which enclosed the aforementioned historic property report (“HPR”; Solliday/Langan, 6/2020), received the same day, for the aforementioned project.

The proposed area of potential effects (“APE”) appears to be of adequate size to encompass the geographic area in which direct and indirect effects of a project of this nature could occur.

For the purposes of the Section 106 review of this federal undertaking, we agree with the conclusions of the HPR that the Bloomington West Side Historic District (NR-1281), which is listed in the National Register of Historic Places (“NRHP”) on February 14, 1997, is located within the project’s APE. Furthermore, we also agree that the house at 2102 Fountain Drive (Indiana Historic Sites and Structures Inventory [“IHSSI”] #105-055-35565) is eligible for inclusion in the NRHP.

Regarding the former Hensonburg School (IHSSI #105-055-35520), for the purposes of the Section 106 review of this federal undertaking, we agree that it is ineligible for inclusion in the NRHP. However, further information and interior photographs in the future may allow our office to reassess that evaluation. Therefore, we agree with the conclusions in the HPR that West Side Historic District and the House at 2102 Fountain Drive are the only historic properties located within the project’s APE.

When it is time to assess the effects on historic properties located within the APE, it will be interesting to note if any of the temporary or permanent right-of-way will be taken from the boundaries of historic properties. Also, we note that the HPR mentions the contributing stone wall to the NRHP-eligible house and we would like to know if and how the proposed project will avoid impacting that feature.

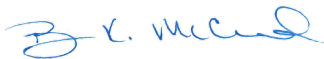
As previously indicated, based on the submitted information and the documentation available to the staff of the Indiana SHPO, we have not identified any currently known archaeological resources listed in or eligible for inclusion in the NRHP within the proposed project area and we concur with the opinion of the archaeologist that no further archaeological investigations appear necessary at the proposed project area.

If any prehistoric or historic archaeological artifacts or human remains are uncovered during construction, demolition, or earthmoving activities, state law (Indiana Code 14-21-1-27 and Indiana Code 14-21-1-29) requires that the discovery be reported to the Indiana Department of Natural Resources ("IDNR") within two (2) business days. In that event, please call (317) 232-1646. Be advised that adherence to Indiana Code 14-21-1-27 and Indiana Code 14-21-1-29 does not obviate the need to adhere to applicable federal statutes and regulations, including but not limited to 36 C.F.R. Part 800.

The Indiana SHPO staff's archaeological reviewer for this project is Wade T. Tharp, and the structures reviewer is Danielle Kauffmann. However, if you have a question about the Section 106 process, please contact initially the INDOT Cultural Resources staff members who are assigned to this project.

In all future correspondence about the B-Line Trail extension project in Bloomington, Monroe County (Des. No. 1700735), please continue to refer to DHPA No. 24393.

Very truly yours,



Beth K. McCord
Deputy State Historic Preservation Officer

BKM:DMK:dmk

emc: Erica Tait, FHWA
Anuradha Kumar, INDOT
Shaun Miller, INDOT
Anthony Ross, INDOT
Susan Branigin, INDOT
Mike Myers, AZTEC Engineering Group, Inc.
Bloomington Restorations, Inc.
Indiana Landmarks, Central Regional Office
Danielle Kauffmann, INDNR-DHPA
Wade T. Tharp, INDNR-DHPA



INDIANA DEPARTMENT OF TRANSPORTATION

100 North Senate Avenue
Room N642
Indianapolis, Indiana 46204

PHONE: (317) 234-5168

Eric Holcomb, Governor
Joe McGuinness,
Commissioner

July 31, 2020

This letter was sent to the listed parties.

RE: B-Line Trail Extension
Des. No. 1700735 and DHPA No. 24393
City of Bloomington, Monroe County, IN

Dear Consulting Party,

The City of Bloomington, with funding from the Federal Highway Administration (FHWA) and administrative oversight from the Indiana Department of Transportation (INDOT), proposes to proceed with the B-Line Trail Extension and Multiuse Path Project (Des. No. 1700735).

This letter is part of the Section 106 review process for this project. Section 106 of the National Historic Preservation Act requires federal agencies to take into account the effects of their undertakings on historic and archaeological properties. We are requesting comments from you regarding the possible effects of this project. Please use the above Des. Number and project description in your reply and your comments will be incorporated into the formal environmental study.

A Section 106 early coordination letter was distributed on September 16, 2019. A letter distributed on February 24, 2020 notified consulting parties that an archaeology report was available for review and comment. Additionally, a letter distributed June 16, 2020 notified consulting parties that a historic property report was available for review and comment.

The proposed undertaking involves extending the B-Line trail west and north of its current terminus at North Adams Street, between 10th Street and the Indiana Railroad, to the intersection of Crescent Road and 17th Street, via Indiana Railroad, Vernal Pike, and Crescent Road in Monroe County, Indiana. It is within Bloomington Township, as depicted on USGS 7.5' Bloomington topographic quadrangle, in Sections 31 and 32 of Township 9 North, Range 1 West.

The City, in their *Parks and Recreation Master Plan, 2016-2020* published on December 2, 2015, identified goals to extend trail or multi-use path connections where current facilities are lacking. These goals included new trail or multi-use path connections in both incorporated areas of the city as well as opportunities to consider connections to communities adjacent to the city based on available revenue or grants. Currently there is a gap between the B-Line Trail system and residential, businesses, and other City facilities on 17th Street. The project would provide this connection and further promote non-motorized uses by residents. The project would extend the City of Bloomington's signature trail, the B-Line, from its north terminus at Adams Street to Fountain Drive (formerly Vernal Pike) and connect the new trail head to other pedestrian facilities in the City's network.

The extension of the B-Line Trail will run parallel to and north of the Indiana Railroad from Adams Street to Fountain Drive and will have widths of 10-12 feet. A new multi-use path will run north from the Indiana

Railroad/Fountain Drive intersection along the east side of Fountain Drive and Crescent Road to 17th Street and will have widths of 8-12 feet.

As part of the project, a portion of Fountain Drive between 11th Street and Crescent Road would be re-aligned, and the intersection of Fountain Drive and Crescent Road would be re-configured. In order to accommodate the realignment, approximately 2.39 acres of new permanent right-of-way (ROW) and approximately 1.49 acres of temporary construction easement are currently anticipated to be required; though ROW requirements will continue to be evaluated throughout the design process.

AZTEC Engineering Group, Inc., is under contract with the City of Bloomington to advance the environmental documentation for the referenced project. Green3 LLC has been subcontracted to complete the Section 106 archaeology documentation for the project.

In accordance with 36 CFR 800.2 (c), you were invited to become a consulting party as part of the Section 106 process, or you are hereby invited to become a consulting party as part of the Section 106 process. Entities that have previously accepted consulting party status--as well as additional entities that are currently being invited to become consulting parties--are identified in the attached list.

The Section 106 process involves efforts to identify historic properties potentially affected by the undertaking, to assess the undertaking's effects and to seek ways to avoid, minimize, or mitigate any adverse effects on historic properties. For more information regarding the protection of historic resources, please see the Advisory Council on Historic Preservation's guide: *Protecting Historic Properties: A Citizen's Guide to Section 106 Review* available online at <https://www.achp.gov/sites/default/files/documents/2017-01/CitizenGuide.pdf>.

The Area of Potential Effects (APE) is the area in which the proposed project may cause alterations in the character or use of historic resources. The APE contains the Bloomington West Side Historic District, NR-1281, listed in the National Register of Historic Places (NRHP).

With regard to archaeological resources, an archaeologist who meets the Secretary of the Interior's Professional Qualification Standards identified 0 sites within the project area. As a result of these efforts, 0 sites were recommended as eligible for listing in the NRHP and no further work is recommended.

Per the Indiana State Historic Preservation Office's request, the following entities were invited to become consulting parties but did not accept consulting party status: Downtown Bloomington Commission, Monroe County Historic Preservation Board of Review, and the property owners of the house at 2102 Fountain Drive.

The Addendum Archaeology Report (Tribes only) is available for review in IN SCOPE at <http://erms.indot.in.gov/Section106Documents/> (the Des. No. is the most efficient search term, once in IN SCOPE). You are invited to review these documents and to respond with comments on any historic resource impacts incurred as a result of this project so that an environmental report can be completed. We also welcome your related opinions and other input to be considered in the preparation of the environmental document. If you prefer a hard-copy of this material, please respond to this email with your request within seven (7) days.

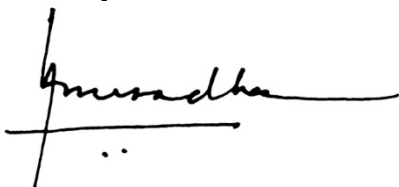
Please review the information and comment within thirty (30) calendar days of receipt. If you indicate that you do not desire to be a consulting party or if you have not previously accepted consulting party status and you do not respond to this letter, you will not be included on the list of consulting parties for this project and will not receive further information about the project unless the design changes.

For questions concerning specific project details, you may contact Mike Myers of AZTEC Engineering Group, Inc. at 480-766-3331 or mmyers@aztec.us. All future responses regarding the proposed project should be forwarded to AZTEC Engineering Group, Inc. at the following address:

Mike Myers
Environmental Services Division Lead
AZTEC Engineering Group, Inc.
320 W. 8th Street, Suite 100
Bloomington, IN 47404
mmyers@aztec.us

Tribal contacts may contact Shaun Miller at smiller@indot.in.gov or 317-233-6795 or Michelle Allen at FHWA at michelle.allen@dot.gov or 317-226-7344.

Sincerely,



Anuradha V. Kumar, Manager
Cultural Resources Office
Environmental Services

Enclosures:
Project Area Map

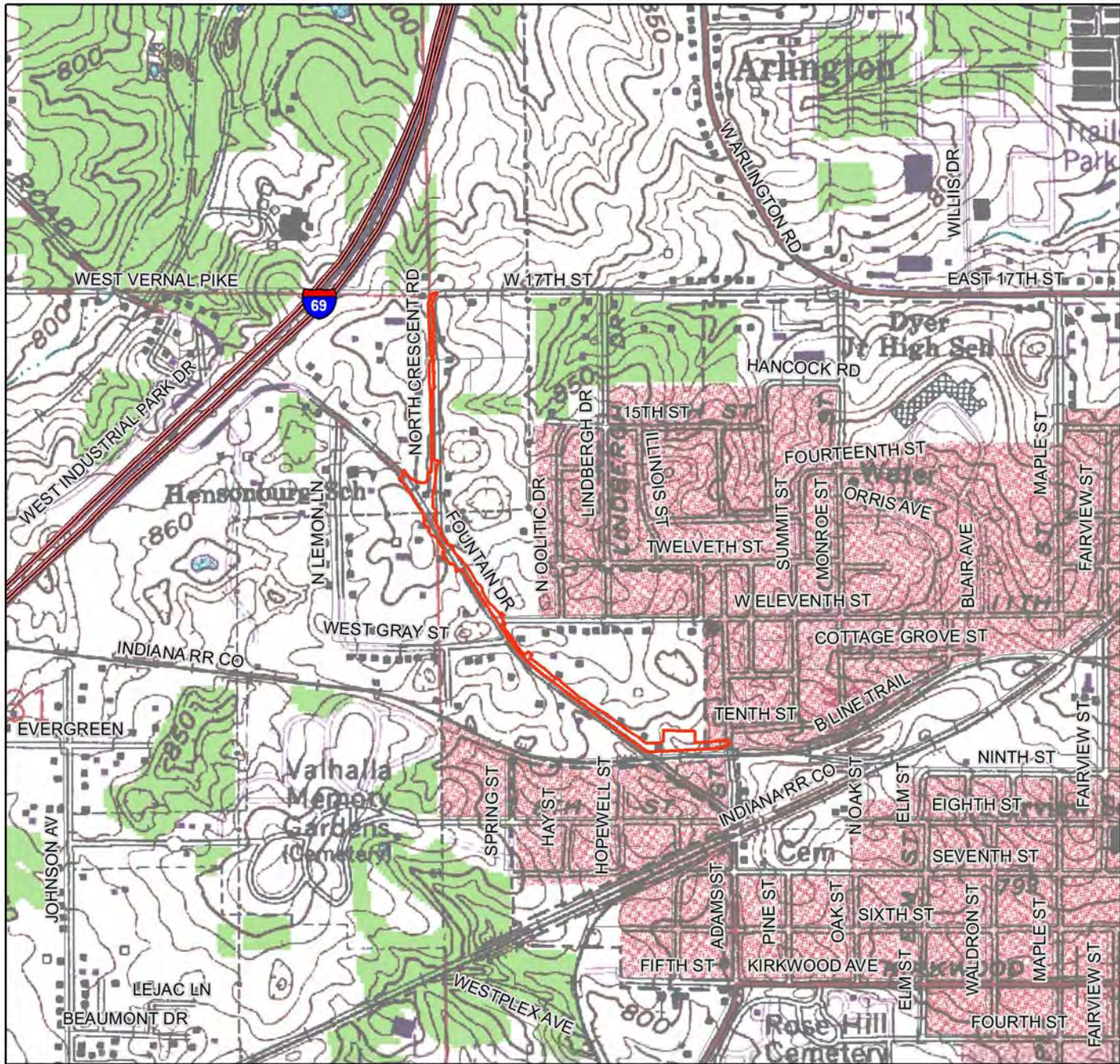
Distribution List:

Accepted Consulting Party Status

Indiana State Historic Preservation Officer; 402 W Washington Street, W274, Indianapolis, IN 46204

Bloomington Restorations, Inc.; bri@bloomingtonrestorations.org

Indiana Landmarks, Central Regional Office; central@indianalandmarks.org

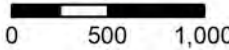


Sources: USGS 24K Topographic Map Bloomington, Indiana

— Project Limits



Feet



Map Disclaimer: This map is intended for general siting purposes only

Project Area Map

From: [Brynne Taylor](#)
To: central@indianalandmarks.org; bri@bloomingtonrestorations.org
Cc: [Kelly, Clint](#); [Miller, Shaun \(INDOT\)](#); [Branigin, Susan](#); [Ross, Anthony](#); [USA-AZT-INMUN-01716-000-BLine Extension and Multiuse Path](#)
Subject: FHWA Project: Des. No. 1700735 and DHPA No. 24393; B-Line Trail Extension, Monroe County, IN
Date: Friday, July 31, 2020 11:48:33 AM
Attachments: [B-LineTrailExtension_Des1700735_Addendum_Phase1a_DistributionLetter_2020-07-31.pdf](#)
[image001.png](#)

Des. No.: 1700735

Project Description: Extend the existing B-Line Trail west and north from its current terminus at Adams Street to the intersection of Crescent Road and 17th Street, via the Indiana Railroad, Fountain Drive (Vernal Pike), and Crescent Road. The project also involves realigning a section of Fountain Drive, and reconfiguration of the intersection at Fountain Drive and Crescent Road.

Location: City of Bloomington, Monroe County, IN

The City of Bloomington, with funding from the Federal Highway Administration and administrative oversight from the Indiana Department of Transportation, proposes to proceed with the B-Line Trail Extension and Multiuse Path Project (Des. No. 1700735). The Section 106 Early Coordination Letter for this project was originally distributed on September 16, 2019. A letter distributed on February 24, 2020 notified consulting parties that an archaeology report was available for review and comment. Additionally, a letter distributed June 16, 2020 notified consulting parties that a historic property report was available for review and comment.

As part of Section 106 of the National Historic Preservation Act, an Addendum Archaeology Report has been prepared and is ready for review and comment by consulting parties.

Please review this documentation located in IN SCOPE at <http://erms.indot.in.gov/Section106Documents/> (the Des. No. is the most efficient search term, once in IN SCOPE), and respond with any comments that you may have. If a hard copy of the materials is needed, please respond to this email with your request within seven (7) days.

Consulting parties have thirty (30) calendar days from receipt of this information to review and provide comment. Tribal contacts may contact Shaun Miller at smiller@indot.in.gov or 317-233-6795 or Michelle Allen at FHWA at michelle.allen@dot.gov or 317-226-7344.

Thank you in advance for your input,
Brynne Taylor
Environmental Planner

AZTEC Engineering | 320 W. 8th Street, Suite 100 | Bloomington, IN 47404
T: 812.717.2555 ext. 104 | C: 812.369.9744 | BTaylor@aztec.us



aztec.us/follow-us

From: [Miller, Shaun \(INDOT\)](#)
To: thpo@estoo.net; [Diane Hunter](#); lpappenfort@peoriatribe.com; Matthew.Bussler@pokagonband-nsn.gov; lheady@delawaretribe.org; tonya@shawnee-tribe.com
Cc: [Brynne Taylor](#); [Kelly, Clint](#)
Subject: FW: FHWA Project: Des. No. 1700735 and DHPA No. 24393; B-Line Trail Extension, Monroe County, IN
Date: Friday, July 31, 2020 12:06:15 PM
Attachments: [B-LineTrailExtension_Des1700735_Addendum_Phase1a_DistributionLetter_2020-07-31.pdf](#)

Des. No.: 1700735

Project Description: Extend the existing B-Line Trail west and north from its current terminus at Adams Street to the intersection of Crescent Road and 17th Street, via the Indiana Railroad, Fountain Drive (Vernal Pike), and Crescent Road. The project also involves realigning a section of Fountain Drive, and reconfiguration of the intersection at Fountain Drive and Crescent Road.

Location: City of Bloomington, Monroe County, IN

The City of Bloomington, with funding from the Federal Highway Administration and administrative oversight from the Indiana Department of Transportation, proposes to proceed with the B-Line Trail Extension and Multiuse Path Project (Des. No. 1700735). The Section 106 Early Coordination Letter for this project was originally distributed on September 16, 2019. A letter distributed on February 24, 2020 notified consulting parties that an archaeology report was available for review and comment. Additionally, a letter distributed June 16, 2020 notified consulting parties that a historic property report was available for review and comment.

As part of Section 106 of the National Historic Preservation Act, an Addendum Archaeology Report has been prepared and is ready for review and comment by consulting parties.

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Consulting parties have thirty (30) calendar days from receipt of this information to review and provide comment. Tribal contacts may contact Shaun Miller at smiller@indot.in.gov or 317-233-6795 or Michelle Allen at FHWA at michelle.allen@dot.gov or 317-226-7344.

Thank you in advance for your input,

Shaun Miller
INDOT, Cultural Resources Office
Archaeology Team Lead
(317)233-6795



August 28, 2020

Mike Myers
Environmental Services Division Lead
AZTEC Engineering Group, Inc.
320 W. 8th Street, Suite 100
Bloomington, Indiana 47404

Federal Agency: Indiana Department of Transportation (“INDOT”),
on behalf of Federal Highway Administration, Indiana Division (“FHWA”)

Re: Addendum Phase Ia archaeological field reconnaissance survey report (C. Jackson, 07/30/2020),
for the B-Line Trail extension project in the City of Bloomington, Monroe County, Indiana (Des.
No. 1700735; DHPA No. 24393)

Dear Mr. Myers:

Pursuant to Section 106 of the National Historic Preservation Act of 1966, as amended (54 U.S.C. § 306108), 36 C.F.R. Part 800, and the “Programmatic Agreement (PA) Among the Federal Highway Administration, the Indiana Department of Transportation, the Advisory Council on Historic Preservation and the Indiana State Historic Preservation Officer Regarding the Implementation of the Federal Aid Highway Program In the State of Indiana,” the staff of the Indiana State Historic Preservation Officer (“Indiana SHPO” or “INDNR-DHPA”) has reviewed your July 31, 2020, review request submittal form which enclosed the aforementioned addendum Phase Ia archaeological field reconnaissance survey report (C. Jackson, 07/31/2020), which we received the same day for the aforementioned project.

As previously indicated, we agree that the Bloomington West Side Historic District (NR-1281) and the House at 2102 Fountain Drive are the only historic properties listed or eligible for inclusion in the National Register of Historic Places (“NRHP”) located within the project’s area of potential effects. When it is time to assess the effects on historic properties, it will be interesting to note if any of the temporary or permanent right-of-way will be taken from their boundaries and if the project plans will avoid impacting the contributing stone-wall to the NRHP-eligible house.

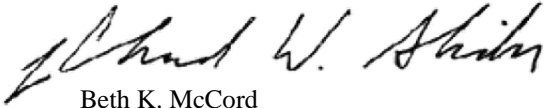
Additionally, in regard to archaeological resources, based on the submitted information and the documentation available to the staff of the Indiana SHPO, we have not identified any currently known archaeological resources listed in or eligible for inclusion in the NRHP within the proposed project area; and we concur with the opinion of the archaeologist, as expressed in the addendum Phase Ia archaeological field reconnaissance survey report (C. Jackson, 07/30/2020), that no further archaeological investigations appear necessary at the proposed project area.

If any prehistoric or historical archaeological artifacts or human remains are uncovered during construction, demolition, or earthmoving activities, state law (Indiana Code 14-21-1-27 and Indiana Code 14-21-1-29) requires that the discovery be reported to the Indiana Department of Natural Resources, Division of Historic Preservation and Archaeology within two (2) business days. In that event, please call (317) 232-1646. Be advised that adherence to Indiana Code 14-21-1-27 and Indiana Code 14-21-1-29 does not obviate the need to adhere to applicable federal statutes and regulations, including but not limited to 36 C.F.R. Part 800.

The Indiana SHPO staff’s archaeological reviewer for this project is Wade T. Tharp, and the structures reviewer is Danielle Kauffmann. However, if you have a question about the Section 106 process, please contact initially the INDOT Cultural Resources staff members who are assigned to this project.

In all future correspondence about the B-Line Trail extension project in Bloomington, Monroe County (Des. No. 1700735), please refer to DHPA No. 24393.

Very truly yours,



Beth K. McCord
Deputy State Historic Preservation Officer

BKM:DMK:WTT:wt

emc: Erica Tait, FHWA
Anuradha Kumar, INDOT
Shaun Miller, INDOT
Susan Branigin, INDOT
Anthony Ross, INDOT
Mike Myers, Aztec Engineering Group, Inc.
Bloomington Restorations, Inc.
Indiana Landmarks, Central Regional Office
Danielle Kauffmann, INDNR-DHPA
Wade T. Tharp, INDNR-DHPA



INDIANA DEPARTMENT OF TRANSPORTATION

100 North Senate Avenue
Room N642
Indianapolis, Indiana 46204

PHONE: (317) 234-5168

Eric Holcomb, Governor
Joe McGuinness,
Commissioner

October 5, 2020

This letter was sent to the listed parties.

RE: B-Line Trail Extension
Des. No. 1700735 and DHPA No. 24393
City of Bloomington, Monroe County, IN

Dear Consulting Party,

Pursuant to Section 106 of the National Historic Preservation Act (1966) and 36 CFR §800.16 [1][1], federal agencies are required to take into account the effects of their undertakings on historic and archaeological properties. The Federal Highway Administration (FHWA), in cooperation with the City of Bloomington, is conducting Section 106 Consultation for the B-Line Trail Extension and Multiuse Path Project located in the City of Bloomington, Monroe County, Indiana. The purpose of this letter is to address the anticipated effects from the undertaking ahead of FHWA's issuance of the formal effects finding and supporting 800.11(e) documentation. Input from the participating consulting parties is being sought regarding this preliminary effects determination.

PROPOSED PROJECT

The City of Bloomington, with funding from the Federal Highway Administration (FHWA) and administrative oversight from the Indiana Department of Transportation (INDOT), proposes to proceed with the B-Line Trail Extension and Multiuse Path Project (Des. No. 1700735).

A Section 106 early coordination letter was distributed on September 17, 2019. A letter distributed on February 25, 2020 notified consulting parties that an archaeology report was available for review and comment. A letter distributed on June 22, 2020 notified consulting parties that a historic property report was available for review and comment. In addition, a letter distributed on July 31, 2020 notified consulting parties that an addendum archaeology report was available for review and comment.

The proposed undertaking involves extending the B-Line trail west and north of its current terminus at Adams Street, between 10th Street and the Indiana Railroad, to the intersection of Crescent Road and 17th Street, via Indiana Railroad, Fountain Drive (formerly Vernal Pike), and Crescent Road in Monroe County, Indiana (see Attachment B – Project Location map). It is within Bloomington Township, as depicted on USGS 7.5' Bloomington topographic quadrangle, in Sections 31 and 32 of Township 9 North, Range 1 West.

The City, in their *Parks and Recreation Master Plan, 2016-2020* published on December 2, 2015, identified goals to extend trail or multiuse path connections where current facilities are lacking. These goals included new trail or multiuse path connections in both incorporated areas of the city as well as opportunities to consider connections to communities adjacent to the City based on available revenue or grants. Currently there is a gap between the B-Line Trail system and residential, businesses, and other City facilities on 17th Street. The project would provide this connection and further promote non-motorized uses by residents. The project would extend the City of Bloomington's signature trail, the B-Line, from its north terminus at Adams Street to Fountain Drive and connect the new trail head to other pedestrian facilities in the City's network.

The extension of the B-Line Trail will run parallel to and north of the Indiana Railroad from Adams Street to Fountain Drive and will have widths of 10 to 12-feet. A new multiuse path will run north from Indiana Railroad Fountain Drive intersection along the east side of Fountain Drive and Crescent Road to 17th Street and will have widths of 8 to 12-feet.

As part of the project, a portion of Fountain Drive between 11th Street and Crescent Road would be re-aligned, and the intersection of Fountain Drive and Crescent Road would be re-configured. A new detention basin will be located north of the Indiana Railroad to handle new storm water facilities installed throughout the project corridor, as well as fiber optic facilities. In order to accommodate project activities, approximately 2.33 acres of new permanent right-of-way and approximately 1.57 acres of temporary construction easement are currently anticipated to be required.

HISTORIC PROPERTIES

Pursuant to 36 CRF Section 800.4(b), the AZTEC Engineering Group, Inc. (AZTEC) Qualified Professional (QP) historian, Scott Solliday, conducted efforts to identify historic properties as part of the Section 106 undertaking.

The AZTEC project historian examined the National Register of Historic Places (NRHP), Indiana Register of Historic Sites and Structures (State Register), State Historic Architectural and Archaeological Research Database (SHAARD), *Indiana Historic Bridge Inventory*, Indiana Historic Buildings, Bridges, and Cemeteries Map (IHBBM), *City of Bloomington Interim Report*, *Monroe County Interim Report*, as well as other primary and secondary sources to develop a historic overview of the project area. After completing an initial literature review, project historian Scott Solliday visited the project area in November 2018 and April 2019 to assess and survey historic properties within the project's APE.

Before Section 106 consultation was initiated, Bloomington Restorations, Inc. responded to the Early Coordination Letter for the project's environmental review in a letter dated May 23, 2019, with a request to be a consulting party for the Section 106 process. In their letter, Bloomington Restorations, Inc. expressed their concern for above-ground structures at 2102 Fountain Drive and several other residential structures along Crescent Road (see Attachment F – Correspondence).

The Section 106 Early Coordination Letter describing the proposed project and inviting potential consulting parties to provide comments on the proposed project was distributed on September 17, 2019. The following parties were invited to become consulting parties: Bloomington Historic Preservation Commission, Bloomington-Monroe County Metropolitan Planning Organization (BMCMPPO), Bloomington Restorations, Inc., Delaware Tribe of Indians of Oklahoma, Eastern Shawnee Tribe of Oklahoma, Indiana State Historic Preservation Officer (SHPO), Indiana Landmarks (Central Regional Office), Miami Tribe of Oklahoma, Monroe County Commissioner, District 2, Monroe County Historian, Monroe County History Center, Highway Director of the Monroe County Highways Department, Peoria Tribe of Indians of Oklahoma, and Pokagon Band of Potawatomi Indians. In addition to SHPO, the Indiana Landmarks (Central Regional Office) accepted the consulting party invitation. In their response, SHPO requested additional consulting parties be invited to join Section 106 consultation including the Monroe County Historic Preservation Board of Review, the Downtown Bloomington Commission, and the property owners of 2102 Fountain Drive (see Attachment F – Correspondence). None of the other consulting parties provided any additional comments or responses to the early coordination letter.

Green 3, LLC (Green 3) prepared the Phase Ia Archaeological Study (C. Jackson, 2019). The archaeological study was sent to SHPO on February 25, 2020, and the study's distribution letter was sent to non-tribal consulting parties on February 25, 2020. The consulting parties requested by SHPO, in their letter dated October 3, 2019, were also sent the distribution letter and were invited to join consultation at that time. In a letter dated March 24, 2020, the SHPO concurred with the findings in the study that no further work is necessary. Joshua Biggs, of Indiana Landmarks (Central Regional Office), responded to the study's distribution letter stating the nature of Indiana Landmarks' protective covenant on 2102 Fountain Drive and its eligibility for inclusion in the NRHP (see Attachment F – Correspondence). No other consulting parties had comments for the archaeological study.

AZTEC informed the Indiana Department of Transportation (INDOT) Cultural Resources Office (CRO) of a change in project limits on April 29, 2020. In their May 6, 2020 response, the INDOT CRO recommended an addendum archaeological investigation and report be prepared to account for the additional project areas.

Green 3 completed the addendum archaeological study to account for the additional project areas recommended by INDOT CRO. The Addendum Phase Ia Archaeological Study (C. Jackson, 2020) was distributed to SHPO on July 31, 2020. A copy of the study's distribution letter was sent to non-tribal consulting parties and to tribal consulting parties by INDOT CRO on July 31, 2020. In a letter dated August 28, 2020, the SHPO concurred with the finding in the Addendum Phase Ia Archaeological Study that no further archaeological investigations appear necessary at the proposed project area (see Attachment F – Correspondence). No other consulting parties had comments for the addendum archaeological study.

AZTEC prepared a Historic Properties Report (HPR) (Solliday and Langan, 2020) and mailed the report on June 22, 2020 to SHPO and the distribution letter was sent to consulting parties, once again inviting the property owners of 2102 Fountain Drive to join consultation. Indiana Landmarks (Central Regional Office) responded to the HPR with an email, including a electronic copy of their response letter as well as a copy of the protective covenant for 2102 Fountain Drive, on June 25, 2020. The email proposed a more precise wording of the protective covenant within the HPR. In reference to the protective covenant, Indiana Landmarks proposed the following statement “[t]he property was then sold to an individual with a deed restriction prohibiting alterations, modifications, or changes to any structure on the property without prior written approval of Landmarks” instead of “[t]he property... prohibiting alterations to the house or its historic features” as it is currently written in the HPR. Indiana Landmarks’ response letter stated their interest in reviewing the upcoming Effects Report and continued involvement in the Section 106 process. In a letter dated July 6, 2020, SHPO concurred with AZTEC’s assessment that the Bloomington West Side Historic District is located within the project’s APE and that the house at 2102 Fountain Drive is eligible for inclusion in the NRHP. They also concurred that the Bloomington West Side Historic District and house at 2102 Fountain Drive are the only historic properties within the APE (see Attachment F – Correspondence). No other consulting parties had comments for the HPR.

EFFECTS TO HISTORIC PROPERTIES

The Bloomington West Side Historic District (NR-1281)

The Bloomington West Side Historic District (NR-1281) is a large district with residential, commercial, and industrial resources extending west from Downtown Bloomington. The period of significance for the district is defined as 1850-1946. The oldest houses in this district exhibit a variety of architectural styles, such as Italianate, Greek Revival, Federal, and Queen Anne, but most houses built after 1900 are modest one-story vernacular homes in working-class neighborhoods. Common vernacular designs that are represented include the Gabled-ell Cottage, Pyramidal Cottage, and Shotgun house. The resources of the district also convey a sense of the changes in demographics and the municipal development of Bloomington in the early 20th century. The construction of the Showers Bros. Furniture Factory and other industrial plans in the West Side spurred the construction of modest housing for factory workers. The district includes many historically black neighborhoods. The Bloomington West Side Historic District has been listed on the National Register since 1997, remaining eligible under Criterion A and C.

The B-Line Trail extension will be constructed along the north side of the Indiana Railroad west of Adams Street, approximately 25 feet north of the Bloomington West Side Historic District boundary. Project activities in this area include new storm sewers, tree removal, and the construction of the B-Line Trail. The B-Line Trail will include the following elements: construction of an ADA-compliant crossing at Adams Street, a 10 to 12-foot wide paved trail, and decorative lighting regularly spaced along the trail until the intersection of the Indiana Railroad with Fountain Drive. Project activities are located outside the historic district boundary, and no permanent or temporary right-of-way will be acquired from the historic district. While this project will introduce new visual elements within the viewshed of the Bloomington West Side Historic District, they will only be visible from the northwestern corner of the district, which is a heavily wooded area with no buildings or structures. The nearest buildings, which are contributors to the district, are located 300 feet to the south, and the new visual elements will not impact the integrity of setting or feeling of any contributing properties. These new visual elements would not diminish the integrity of the defining features and/or characteristics of the Bloomington West Side Historic District that contribute to its significance. Therefore, there will be no adverse effect on the Bloomington West Side Historic District.

According to 36 CFR 800.5(a)(1), “an adverse effect is found when an undertaking may alter, directly or indirectly, any of the characteristics of a historic property that qualify the property for inclusion in the National Register in a manner that would diminish the integrity of the property’s location, design, setting, materials, workmanship, feeling, or association”.

Per 36 CFR 800.5(a)(2)(i) the undertaking will not result in the “[p]hysical destruction of or damage to all or part of the property”. The Bloomington West Side Historic District will not be destroyed or damaged by this project. No right-of-way will be required from this resource.

Per 36 CFR 800.5(a)(2)(ii) the undertaking will not cause an “[a]lteration of a property, including restoration, rehabilitation, repair, maintenance, stabilization, hazardous material remediation, and provision of handicapped access, that is not consistent with the Secretary’s standards for the treatment of historic properties (36 CFR part 68) and applicable guidelines”.

Per 36 CFR 800.5(a)(2)(iii) the undertaking will not result in the “[r]emoval of the property from its historic location”.

Per 36 CFR 800.5(a)(2)(iv) the undertaking will not result in the “[c]hange of the character of the property’s use or of physical features within the property’s setting that contribute to its historic significance”. Minor changes in paving and landscaping adjacent to the Bloomington West Side Historic District will not cause any change in the use or setting of the district.

Per 36 CFR 800.5(a)(2)(v) the undertaking will not result in the “[i]ntroduction of visual, atmospheric or audible elements that diminish the integrity of the property’s significant historic features”. Minor changes in paving and landscaping adjacent to the Bloomington West Side Historic District will not introduce elements that diminish the integrity of the district.

Per 36 CFR 800.5(a)(2)(vi) the undertaking will not cause the “[n]eglect of a property which cause its deterioration, except where such neglect and deterioration are recognized qualities of a property of religious and cultural significance to an Indian tribe or Native Hawaiian organization”. The project will not cause neglect of the property.

Per 36 CFR 800.5(a)(2)(vii) the undertaking will not cause the “[t]ransfer, lease, or sale of property out of Federal ownership or control without adequate and legally enforceable restrictions or conditions to ensure long-term preservation of the property’s historic significance”. Ownership will not change as a result of this project.

House at 2102 Fountain Drive (IHSSI No. 105-055-35565)

The house at 2102 Fountain Drive (IHSSI No. 105-055-35565) built circa 1890, is one of the oldest buildings in the northwest corner of Bloomington and is an outstanding example of vernacular Victorian architecture. The property is eligible for inclusion in the National Register under Criterion C for its architectural design.

Fountain Drive will be realigned between the 2101 Fountain Drive and 2102 Fountain Drive properties. The realignment will curve the road away from 2102 Fountain Drive to create room for a new 8-foot wide multiuse path while preserving the stone wall on the property. The new multiuse path will replace the existing sidewalk that runs along Fountain Drive adjacent to the historic property boundary. In the HPR the historic property boundary description was identified as Monroe County Assessor’s Parcel Number 53-05-32-200-037.000-004 but excluding that part of the parcel on which Fountain Drive and the adjacent public sidewalk are located. A recent field survey has shown that a driveway to the adjacent property at 2110 W. Fountain Drive encroaches on the northwest corner of the parcel (see Attachment E – Photographs of Encroachment on the Northwest Corner of Property). This modern driveway has no contributing features and no historical association with the historic property at 2102 W. Fountain Drive and will also be excluded from historic property boundary. Approximately 3,395.65 square feet (sq. ft.) of permanent right-of-way will be acquired from the parcel to correct the existing property lines for 2102 Fountain Drive. The west property line currently extends to the centerline of the road. The new property line will be pushed away from the centerline of the road to align with the historic property boundary that follows the stone wall on the property. The encroaching driveway at the northwest corner of the parcel will also be acquired and rebuilt in its existing location and will be put into City of Bloomington right-of-way, pursuant to INDOT requirements. However, no permanent right-of-way will be acquired from within the historic property boundary. Approximately 959.01 sq. ft. of temporary right-of-way will be acquired from the historic property for the reconstruction of the 2102 Fountain Drive driveway and the encroaching driveway to the north in their existing locations to meet current INDOT requirements. Other project construction activities near the historic property boundary for 2102 Fountain Drive include the demolition of the existing roadway to allow for the new realignment of Fountain Drive, curb and gutter installation along the new roadway alignment, installation of fiber optic facilities and storm sewer facilities. A new retaining wall will be built across the street

from 2102 Fountain Drive due to the new roadway alignment; and an existing shelter located to the north of the property, but not abutting it, will be removed. In this area, project activities will not introduce any visual, atmospheric, or audible elements that would diminish the integrity of the elements of the property that contribute to its significance. This project will not change the historic appearance of the property or change any elements that contribute to its historic significance. All existing above-ground resources, including the stone wall and the house, will be avoided through the realignment of Fountain Drive. A note that states “Existing Stone Retaining Wall Do Not Disturb” has been put on the plan sheets for the stone wall. No part of the property will be demolished or disturbed by project activities and no landscaping features will be removed. Therefore, there will be no adverse effect on the house at 2102 Fountain Drive.

Per 36 CFR 800.5(a)(2)(i) the undertaking will not result in the “[p]hysical destruction of or damage to all or part of the property”. The existing driveway will be updated and regraded in its existing location. The house and stone wall on the property will not be destroyed or damaged by this project. While 3,395.65 sq. ft of permanent right-of-way will be acquired from this parcel, that portion of the parcel is outside of the historic property boundary.

Per 36 CFR 800.5(a)(2)(ii) the undertaking will not cause an “[a]lteration of a property, including restoration, rehabilitation, repair, maintenance, stabilization, hazardous material remediation, and provision of handicapped access, that is not consistent with the Secretary’s standards for the treatment of historic properties (36 CFR part 68) and applicable guidelines”.

Per 36 CFR 800.5(a)(2)(iii) the undertaking will not result in the “[r]emoval of the property from its historic location”. The project will not remove the stone wall or the house from their historic locations.

Per 36 CFR 800.5(a)(2)(iv) the undertaking will not result in the “[c]hange of the character of the property’s use or of physical features within the property’s setting that contribute to its historic significance”. Minor changes in paving and landscaping will not cause any change in use or setting of the stone wall or the house.

Per 36 CFR 800.5(a)(2)(v) the undertaking will not result in the “[i]ntroduction of visual, atmospheric or audible elements that diminish the integrity of the property’s significant historic features”. Minor changes in paving and landscaping will not introduce elements that diminish the integrity of the stone wall or the house.

Per 36 CFR 800.5(a)(2)(vi) the undertaking will not cause the “[n]eglect of a property which cause its deterioration, except where such neglect and deterioration are recognized qualities of a property of religious and cultural significance to an Indian tribe or Native Hawaiian organization”. The project will not cause neglect of the property.

Per 36 CFR 800.5(a)(2)(vii) the undertaking will not cause the “[t]ransfer, lease, or sale of property out of Federal ownership or control without adequate and legally enforceable restrictions or conditions to ensure long-term preservation of the property’s historic significance”. Ownership will not change as a result of this project.

The Effects Letter and attachments are available for review in IN SCOPE at <http://erms.indot.in.gov/Section106Documents/> (the Des. No. is the most efficient search term, once in IN SCOPE). You are invited to review these documents and to respond with comments on any historic resource impacts incurred as a result of this project so that an environmental report can be completed. We also welcome your related opinions and other input to be considered in the preparation of the environmental document. If you prefer a hard copy of this material, please respond to this email with your request within seven (7) days.

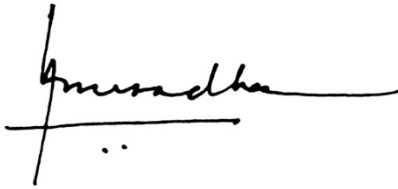
Please review the information and comment within thirty (30) calendar days of receipt. If you indicate that you do not desire to be a consulting party or if you have not previously accepted consulting party status and you do not respond to this letter, you will not be included on the list of consulting parties for this project and will not receive further information about the project unless the design changes.

For questions concerning specific project details, you may contact Mike Myers of AZTEC Engineering Group, Inc. at 480-766-3331 or mmyers@aztec.us. All future responses regarding the proposed project should be forwarded to AZTEC Engineering Group, Inc. at the following address:

Mike Myers
Environmental Services Design Lead
AZTEC Engineering Group, Inc.
320 W. 8th Street, Suite 100
Bloomington, IN 47404
mmyers@aztec.us

Tribal contacts may contact Shaun Miller at smiller@indot.in.gov or 317-233-6795 or Michelle Allen at FHWA at michelle.allen@dot.gov or 317-226-7344.

Sincerely,



Anuradha V. Kumar, Manager
Cultural Resources Office
Environmental Services

Attachments:

- Attachment A: Above-ground APE Map and Archaeological APE Map
- Attachment B: Project Location Map
- Attachment C: Project Plans
- Attachment D: Report Summary
- Attachment E: Photographs of Encroachment on the Northwest Corner of Property
- Attachment F: Correspondence

Distribution List:

Accepted Consulting Party Status

Indiana State Historic Preservation Officer; 402 W. Washington St., W274, Indianapolis, IN 46204
Bloomington Restorations, Inc.; bri@bloomingtonrestorations.org
Indiana Landmarks (Central Regional Office); central@indianalandmarks.org

Invited Consulting Party Status (Have Yet to Accept Consulting Party Status)

Jason Cook (property owner of 2102 Fountain Drive); 2102 W Fountain Drive, Bloomington, IN 47404
Jenna Kelly (property owner of 2102 Fountain Drive); 2102 W Fountain Drive, Bloomington, IN 47404

From: [Brynne Taylor](mailto:Brynne.Taylor@aztec.us)
To: central@indianalandmarks.org; bri@bloomingtonrestorations.org
Cc: [Kelly, Clint](mailto:Kelly.Clint@aztec.us); [Miller, Shaun \(INDOT\)](mailto:Miller.Shaun@indot.in.gov); [Branigin, Susan](mailto:Branigin.Susan@aztec.us); [Ross, Anthony](mailto:Ross.Anthony@aztec.us); [USA-AZT-INMUN-01716-000-BLine Extension and Multiuse Path](mailto:USA-AZT-INMUN-01716-000-BLine_Extension_and_Multiuse_Path@aztec.us)
Subject: FHWA Project: Des. No. 1700735 and DHPA No. 24393; B-Line Trail Extension, Monroe County, IN
Date: Friday, October 16, 2020 10:05:00 AM
Attachments: [image001.png](#)

Des. No.: 1700735

Project Description: Extend the existing B-Line Trail west and north from its current terminus at Adams Street to the intersection of Crescent Road and 17th Street, via the Indiana Railroad, Fountain Drive (Vernal Pike), and Crescent Road. The project also involves realigning a section of Fountain Drive, and reconfiguration of the intersection at Fountain Drive and Crescent Road.

Location: City of Bloomington, Monroe County, IN

The City of Bloomington, with funding from the Federal Highway Administration and administrative oversight from the Indiana Department of Transportation, proposes to proceed with the B-Line Trail Extension and Multiuse Path Project (Des. No. 1700735). The Section 106 Early Coordination Letter for this project was originally distributed on September 17, 2019. A letter distributed on February 25, 2020 notified consulting parties that an archaeology report was available for review and comment. A letter distributed June 22, 2020 notified consulting parties that a historic property report was available for review and comment. In addition, a letter distributed on July 31, 2020 notified consulting parties that an addendum archaeology report was available for review and comment.

As part of Section 106 of the National Historic Preservation Act, an Effects Letter has been prepared and is ready for review and comment by consulting parties.

Please review this documentation located in IN SCOPE at <http://erms.indot.in.gov/Section106Documents/> (the Des. No. is the most efficient search term, once in IN SCOPE), and respond with any comments that you may have. If a hard copy of the materials is needed, please respond to this email with your request within seven (7) days.

Consulting parties have thirty (30) calendar days from receipt of this information to review and provide comment. Tribal contacts may contact Shaun Miller at smiller@indot.in.gov or 317-233-6795 or Michelle Allen at FHWA at michelle.allen@dot.gov or 317-226-7344.

Thank you in advance for your input,
Brynne Taylor
Environmental Planner

AZTEC Engineering | 320 W. 8th Street, Suite 100 | Bloomington, IN 47404
T: 812.717.2555 ext. 104 | C: **812.369.9744** | BTaylor@aztec.us



aztec.us/follow-us



INDIANA LANDMARKS

Central Regional Office

1201 Central Avenue, Indianapolis, IN 46202

317 639 4534 / 800 450 4534 / www.indianalandmarks.org

October 26, 2020

Mike Myers
Environmental Services Division Lead
AZTEC Engineering Group, Inc.
320 W. 8th Street, Suite 100
Bloomington, IN 47404

RE: Des. No. 1700735 – B-Line Trail Extension, Bloomington, Monroe County, Indiana

Dear Mr. Myers:

Thank you for allowing us to comment on this Section 106 project. We have reviewed the Effects Letter, dated October 16, 2020.

We are pleased to hear that the historic house and stone wall at 2102 Fountain Dr. will be retained as part of this Section 106 project. We offer no objections to the reconfiguration of the property boundary at 2102 Fountain Dr. to match what the property boundary would have been historically. We also offer no objections to the installation of an 8-foot wide multiuse path (replacing the current sidewalk) adjacent to the stone wall at 2102 Fountain Dr. or the reconstruction of the main driveway at said location.

However, we express concern that the installation of the multi-use path and/or the reconstruction of the main driveway at 2102 Fountain Dr. may, even inadvertently, create an adverse effect to the historic stone wall. As such, we request that a stabilization plan be provided to consulting parties, specifically outlining how the project will avoid, minimize, or mitigate any adverse effects to the stone wall during the period of construction.

We appreciate your consideration and will look forward to remaining involved in the Section 106 process for this project.

Sincerely,

Joshua Biggs
Community Preservation Specialist

From: Brynne Taylor
To: ["Joshua Biggs"](#)
Cc: [USA-AZT-INFWY-02000-000-US421](#); [Kelly, Clint](#); [Branigin, Susan](#); [Ross, Anthony](#); [Metcalf, Karlei A](#); ["THerrin@indot.in.gov"](#)
Subject: RE: FHWA Project: Des. No. 1700735 and DHPA No. 24393; B-Line Trail Extension, Monroe County, IN
Date: Tuesday, October 27, 2020 5:51:00 PM
Attachments: [image002.png](#)
[image003.png](#)

Mr. Biggs,

Thank you for sending us Indiana Landmark's comments regarding the Effects Letter for the B-Line Trail Extension Project (Des No. 1700735 and DHPA No. 24393). Indiana Landmarks' comments have been forwarded to the INDOT Project Manager and project team; in addition, those comments will become part of the project's Section 106 consultation records.

Thank you,
Brynne Taylor
Environmental Planner

AZTEC Engineering | 320 W. 8th Street, Suite 100 | Bloomington, IN 47404
T: 812.717.2555 ext. 104 | C: **812.369.9744** | BTaylor@aztec.us



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From: Joshua Biggs <jbiggs@indianalandmarks.org>
Sent: Monday, October 26, 2020 5:39 PM
To: Mike Myers <MMyers@aztec.us>
Cc: Brynne Taylor <BTaylor@aztec.us>
Subject: RE: FHWA Project: Des. No. 1700735 and DHPA No. 24393; B-Line Trail Extension, Monroe County, IN

Good afternoon Mr. Myers,

Attached is Indiana Landmarks' response to the effects letter for this Section 106 project. Please let me know if you have any questions.

Best regards,

.....
Joshua Biggs
Community Preservation Specialist

.....
Indiana Landmarks
1201 North Central Avenue

Indianapolis, IN 46202
Ph. 317-822-7908, 800-450-4534
Fax: 317-639-6734
www.indianalandmarks.org

Indiana Landmarks revitalizes communities, reconnects us to our heritage, and saves meaningful places.

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From: Brynne Taylor <BTaylor@aztec.us>

Sent: Friday, October 16, 2020 10:05 AM

To: Central (CRO) <Central@indianalandmarks.org>; bri@bloomingtonrestorations.org

Cc: Kelly, Clint <CKelly1@indot.IN.gov>; Miller, Shaun (INDOT) <smiller@indot.IN.gov>; Branigin, Susan <SBranigin@indot.IN.gov>; Ross, Anthony <ARoss3@indot.IN.gov>; USA-AZT-INMUN-01716-000-BLine_Extension_and_Multiuse_Path <USA-AZT-INMUN-01716-000@aztec.us>

Subject: FHWA Project: Des. No. 1700735 and DHPA No. 24393; B-Line Trail Extension, Monroe County, IN

Des. No.: 1700735

Project Description: Extend the existing B-Line Trail west and north from its current terminus at Adams Street to the intersection of Crescent Road and 17th Street, via the Indiana Railroad, Fountain Drive (Vernal Pike), and Crescent Road. The project also involves realigning a section of Fountain Drive, and reconfiguration of the intersection at Fountain Drive and Crescent Road.

Location: City of Bloomington, Monroe County, IN

The City of Bloomington, with funding from the Federal Highway Administration and administrative oversight from the Indiana Department of Transportation, proposes to proceed with the B-Line Trail Extension and Multiuse Path Project (Des. No. 1700735). The Section 106 Early Coordination Letter for this project was originally distributed on September 17, 2019. A letter distributed on February 25, 2020 notified consulting parties that an archaeology report was available for review and comment. A letter distributed June 22, 2020 notified consulting parties that a historic property report was available for review and comment. In addition, a letter distributed on July 31, 2020 notified consulting parties that an addendum archaeology report was available for review and comment.

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Consulting parties have thirty (30) calendar days from receipt of this information to review and provide comment. Tribal contacts may contact Shaun Miller at smiller@indot.in.gov or 317-233-6795 or Michelle Allen at FHWA at michelle.allen@dot.gov or 317-226-7344.

Thank you in advance for your input,
Bryne Taylor
Environmental Planner

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Division of Historic Preservation & Archaeology · 402 W. Washington Street, W274 · Indianapolis, IN 46204-2739
Phone 317-232-1646 · Fax 317-232-0693 · dhpa@dnr.IN.gov · www.IN.gov/dnr/historic



November 9, 2020

Mike Myers
Environmental Services Division Lead
AZTEC Engineering Group, Inc.
320 W. 8th Street, Suite 100
Bloomington, Indiana 47404

Federal Agency: Indiana Department of Transportation (“INDOT”),
on behalf of Federal Highway Administration, Indiana Division (“FHWA”)

Re: Effects letter for the B-Line Trail extension project in the City of Bloomington, Monroe
County, Indiana (Des. No. 1700735; DHPA No. 24393)

Dear Mr. Myers:

Pursuant to Section 106 of the National Historic Preservation Act of 1966, as amended (54 U.S.C. § 306108), implementing regulations at 36 C.F.R. Part 800, and the “Programmatic Agreement (PA) Among the Federal Highway Administration, the Indiana Department of Transportation, the Advisory Council on Historic Preservation and the Indiana State Historic Preservation Officer Regarding the Implementation of the Federal Aid Highway Program in the State of Indiana,” the staff of the Indiana State Historic Preservation Officer (“Indiana SHPO”) has reviewed the above-referenced effects letter, dated and received by our office October 16, 2020.

We agree with the opinions expressed in the October 16 effects letter that the Bloomington West Side Historic District (NR-1281), previously listed in the National Register of Historic Places (“NRHP”) will not be adversely affected by this project.

Regarding the House at 2102 Fountain Drive (Indiana Historic Sites and Structures Inventory #105-055-35565), which is eligible for inclusion in the NRHP, we note the discrepancies between the proposed historic property boundary and the Monroe County parcel map and that INDOT plans to acquire right-of-way from the centerline of the road to the historic property’s stone wall, pursuant to INDOT requirements. We see no concerns with that plan of action.

Furthermore, we echo the concerns that Indiana Landmarks posed in their October 26, 2020 response letter regarding potential adverse effects to the stone wall during construction. Will the new multi-use path be located any closer to the stone wall than the existing sidewalk, and if not, will there be any re-grading at the base of the wall in the small buffer between the wall and existing sidewalk as seen in Photograph 2 in Appendix B of the historic property report? As an aside, Appendix C’s exhibits might be clearer to read if there was also an aerial overlay provided with greater detail on just the historic property that could answer some of these questions. At the very least, commitments and project plans need to be clearly marked and noted indicating avoidance of the stone wall in order to prevent potentially adversely affecting that historic feature of 2102 Fountain Drive.

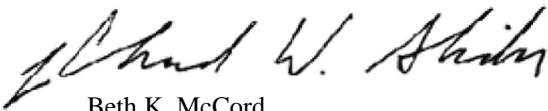
As previously indicated, based upon the submitted information and the documentation available to the staff of the Indiana SHPO, we have not identified any currently known archaeological resources listed in or eligible for inclusion in the NRHP within the proposed project area. We concur with the opinion of the archaeologist that no further archaeological investigations appear necessary at the proposed project area.

If any prehistoric or historic archaeological artifacts or human remains are uncovered during construction, demolition, or earthmoving activities, state law (Indiana Code 14-21-1-27 and -29) requires that the discovery be reported to the Indiana SHPO within two (2) business days. In that event, please call (317) 232-1646. Be advised that adherence to Indiana Code 14-21-1-27 and -29 does not obviate the need to adhere to applicable federal statutes and regulations, including but not limited to 36 C.F.R. Part 800.

The archaeological reviewer for this project on the Indiana SHPO staff is Wade T. Tharp and the structures reviewer is Danielle Kauffmann. However, if you have questions about our comments or about the review process, please contact initially the INDOT Cultural Resource Office staff members assigned to this project.

In all future correspondence regarding the B-Line Trail extension project in Bloomington, Monroe County (Des. No. 1700735), please continue to refer to DHPA No. 24393.

Very truly yours,



Beth K. McCord
Deputy State Historic Preservation Officer

BKM:DMK:dmk

emc: Erica Tait, FHWA
Anuradha Kumar, INDOT
Shaun Miller, INDOT
Anthony Ross, INDOT
Susan Branigin, INDOT
Mike Myers, AZTEC Engineering Group, Inc.
Bloomington Restorations, Inc.
Joshua Biggs, Indiana Landmarks, Central Regional Office
Danielle Kauffmann, INDNR-DHPA
Wade T. Tharp, INDNR-DHPA

Appendix G

Historic Property Commitments

City of Bloomington B-Line Trail Extension, DES Number: 1700735
Commitment Regarding Protection of Historic Property at 2102 Fountain Drive

The following work will occur adjacent to the stone wall of 2102 W Fountain Drive: replacing the existing sidewalk that runs along Fountain Drive with a new multiuse path, installing underground fiber optic facilities, and reconstructing the existing property's driveway within the existing driveway footprint. Reconstructing the driveway includes removing the existing concrete approach and installing a new concrete approach between the road and back edge of the multiuse path. Approximately 20 feet of the driveway will be regraded with gravel, starting from the back edge of the new concrete approach in the direction towards the house. The resultant changes will not be any closer to the stone wall than the existing driveway. The new multiuse path will be closer to the stone wall than the existing sidewalk; however, it will not abut the columns of the stone wall. There will be a 1 ft buffer between the columns and new multiuse path. The contractor shall exercise all due care in the protection of the historic property at 2102 W Fountain Drive, including the stone wall at the front of the property (Proposed Roadway Station 105+40 Right to Station 106+45 Right). Such duty to care shall include, but not be limited to, the following measures:

- Prior to construction, the contractor shall make a video recording of the stone wall documenting its current condition, a copy of which shall be delivered to the City Engineer.
- A representative from the Indiana Department of Transportation Cultural Resources Office shall be invited to the pre-construction meeting for the project.
 - Contact: Clint Kelly, Historian, (317) 447-8707, ckelly1@indot.in.gov
- The following shall be noted in the construction plans on sheets for work occurring in the vicinity of the wall:
 - Prior to construction, construction fencing shall be erected by the contractor at the right-of-way line in front of the stone wall and monitored daily for repair as necessary.
 - All personnel to be on site shall be notified by the contractor that the historic property and stone wall must be protected in place and that no work or access may occur inside the construction fencing.
- Excavation within 1 foot of the stone wall shall be accomplished with hand tools only.
- Excavation within 5 feet of the stone wall shall be limited to a depth of 1 foot.
- No percussive equipment such as rock hammers, jack hammers, or other tools that may cause excessive shock or vibration shall be used within 5 feet of the stone wall.
 - Means and methods for sidewalk removal and path construction must be approved by the City Engineer; but may include methods such as saw cutting and/or backhoe bucket.
- A vibratory asphalt roller, that uses vibrations to compact asphalt, shall not be used when paving the multiuse path from Proposed Roadway Centerline "PR-AC" (Station 105+37.72 to 106+55.21) and trail alignment (Station 38+74.73 to 39+91.22).
- If it appears the stone wall is being damaged in any way due to construction activities, the contractor shall stop all work within 10 feet of the wall, protect the wall in place to

prevent further damage, and notify the City Engineer, who will then notify the Indiana Department of Transportation Cultural Resources Office.

- Work shall not resume within 10 feet of the wall until the City Engineer, in coordination with the Indiana Department of Transportation Cultural Resources Office, has authorized work to continue.





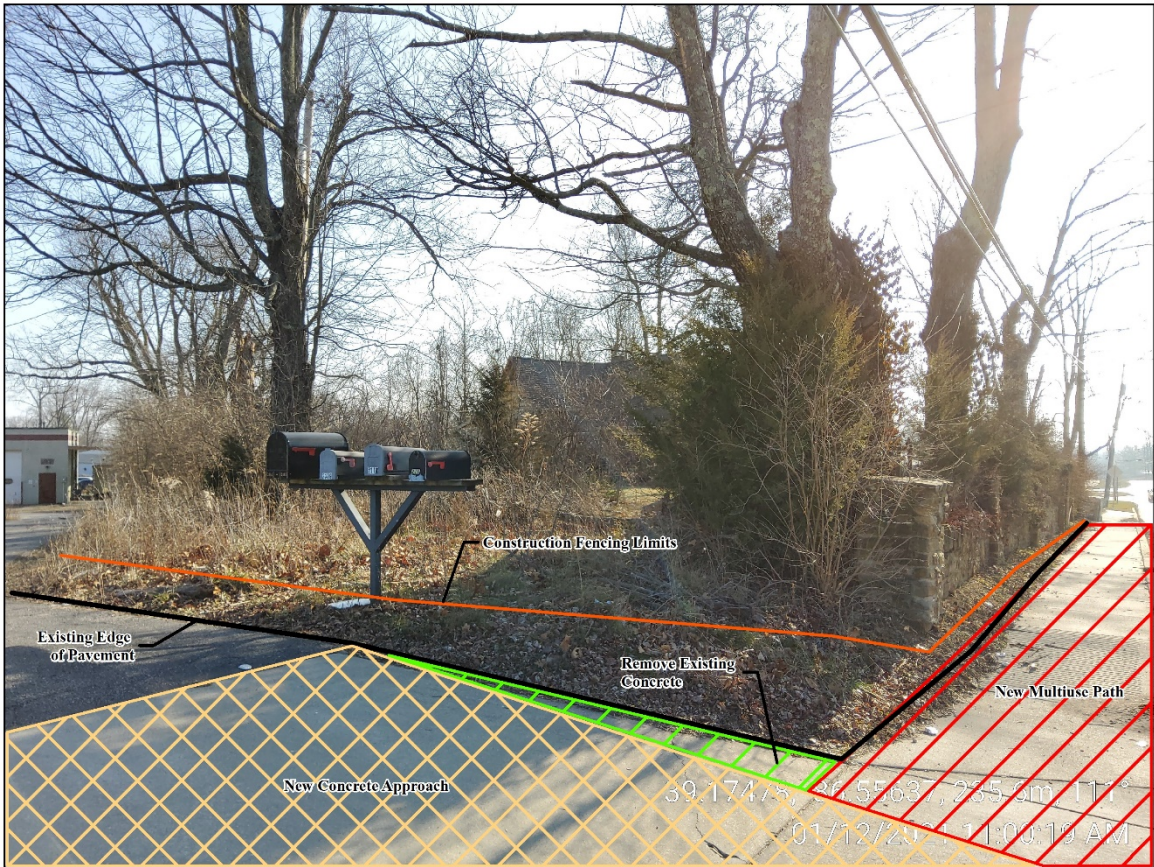
Construction Fencing Limits

New Multiuse Path

Existing Edge of Pavement

39.17475, -86.55635, 242.6m, 120
01/12/2021 11:02:13 AM





Project Activities at 2102 Fountain Drive (IHSSI # 105-055-35565)

Map Disclaimer: This map is intended for general siting purposes only.

