



U. S. DEPARTMENT
OF TRANSPORTATION

Pennsylvania Division
FEB 18 2016

228 Walnut Street, Room 508
Harrisburg, PA 17101-1720

**Federal Highway
Administration**

In reply refer to:
HPD-PA

Bucks County, Pennsylvania
S.R. 1012, Section BRC
Headquarters Road over Tinicum Creek
Categorical Exclusion

Maya van Rossum
Delaware Riverkeeper
Delaware Riverkeeper Network
925 Canal Street, Suite 3701
Bristol, Pennsylvania 19007

Dear Ms. van Rossum:

Thank you for your letter dated February 16, 2016, regarding the Headquarters Road over Tinicum Creek project in Tinicum Township Bucks County, which attempts to clarify how a Categorical Exclusion (CE) under 23 CFR 771.117(c) is not applicable to the project.

You are correct that 23 CFR 771.117(c) is not applicable; however, the project is proceeding under 23 CFR 771.117(d) which provides for "additional actions which meet the criteria for a CE... and may be designated as CEs after the FHWA approval." These actions are also considered "d list" Categorical Exclusions or Level 2 CEs in Pennsylvania. As noted in previous correspondence, the FHWA and PennDOT are addressing the requirements under the National Environmental Policy Act (NEPA). As such, we will continue to consider the views of interested stakeholders and the potential impacts of the proposed project, as well as the significance of those impacts.

Thank you again for your comments. Should you have any questions or need additional information, please contact Jon Crum at (717) 221-3735 or Jonathan.Crum@dot.gov.

Sincerely,

Keith Lynch
Director of Program Development

cc: Jon Crum, FHWA
Ryan Whittington, PennDOT 6-0
Kenda Gardner, PennDOT