



INDIANA DEPARTMENT OF TRANSPORTATION

Driving Indiana's Economic Growth

100 North Senate Avenue
Room N642
Indianapolis, Indiana 46204

PHONE: (317) 234-0796
FAX: (317) 233-4929

Mitchell E. Daniels, Jr., Governor
Michael B. Cline, Commissioner

DES. #: 1005613 1005614 1005615

LEGAL NOTICE OF PLANNED IMPROVEMENT

The Indiana Department of Transportation (INDOT) is developing plans for proposed US 50 structure replacements over Mutton Creek, Storm Creek, and Branch of Storm Creek, located in Jennings and Jackson Counties.

The project proposes the replacement of the current Mutton Creek Bridge along US 50, located 0.92 miles east of US 31 in Jackson County, with a three-span bridge that is 224 feet long. In addition, 67 linear feet of stream will be stabilized with riprap material.

The current Storm Creek bridge along US 50, located 2.06 miles east of US 31 in Jackson County, is also proposed to be replaced with a three-span 180-foot, continuous, composite, pre-stressed bridge. In addition, 62 linear feet of stream will be stabilized with riprap and geotextile material.

And lastly, the Branch of Storm Creek culvert, located 3.6 miles east of US 31 Jennings County, is proposed to be replaced with a three sided (culvert) structure, 24-feet wide and 64-feet in length.

Combined construction of the projects will require approximately 4.06 acres of new permanent right-of-way. No displacement of residents or businesses will be involved with this project. Traffic is proposed to remain open during construction, but will require periods of single-lane operation. At present, INDOT is planning to use both state and federal funds for construction of the project. However construction of the project is contingent upon available funding.

The proposed action does not impact any resources listed in or eligible for the National Register of Historic Places (NRHP). INDOT, on behalf of the Federal Highway Administration (FHWA), has issued a "No Historic Properties Affected" finding for the project, due to the fact that no resources listed in or eligible for listing in the NRHP are located in the project area. In accordance with the National Historic Preservation Act, the views of the public are being sought regarding the effect of the proposed project on the historic resources as per 36 CFR 800.2(d), 800.3(e) and 800.6(a)(4). Pursuant to 36 CFR 800.6(a) (4), the documentation specified in 36 CFR 800.11(d) is available for inspection in the INDOT Cultural Resources Office in Indianapolis. This documentation serves as the basis for the "No Historic Properties Affected" finding.

FHWA and INDOT have agreed that this project falls within the guidelines of a Categorical Exclusion Level 4.

Preliminary design plans, along with the environmental document and other information, are being made available for review in the following offices:

1. Planning Department, Indiana Department of Transportation District at 185 Agrico Lane, Seymour, Indiana 47274, Phone # (877) 305-7611
2. Hearings Examiner, Room N642 of the Indiana Government Center North, 100 North Senate Avenue, Indianapolis, Indiana 46204-2216, Phone # (317) 234-0796
3. Also the environmental document may be found at <http://www.in.gov/indot/> under Major Projects--US 50 North Vernon

All interested persons may request a public hearing or express their concerns by submitting comments as well as public input on the finding of “No Historic Properties Affected”, to the attention of Mary Wright, Public Hearing Examiner at INDOT, Room N642, 100 North Senate Avenue, Indianapolis, Indiana 46204-2216 on or before Friday, April 20, 2012.

If a hearing is determined to be in the best interest of the public, a notice will be advertised with the date, time, and place. Otherwise, any comments or materials received for the record will be considered in the decision-making process.

This notice is published in compliance with Code of Federal Regulations, Title 23, Section 771 (CFR 771.111(h)(1) states: “Each State must have procedures approved by the FHWA to carry out a public involvement/public hearing program.” 23 CFR 450.212(a)(7) states: “Public involvement procedures shall provide for periodic review of the effectiveness of the public involvement process to ensure that the process provides full and open access to all and revision of the process as necessary.”, approved by the Federal Highway Administration, U.S. Department of Transportation on April 1, 2009.

INDOT’s Public Hearings Office is pleased to announce the availability of public notice via e-mail through our Public Notice List Serve. By subscribing to this service, you will be notified via e-mail each week, of any INDOT project related activities (i.e. public hearings/meetings, any planned highway improvements projects, notices of intent for highway construction and other notices sent through the agency’s Public Hearings Office. In order to subscribe, simply visit the INDOT website at www.in.gov/dot and click on the “**Public Involvement / Media**” tab on the left side of the page. You will then click on “**INDOT List Serve Information**” and then scroll down to the “**Public Notices**” link then click to subscribe to this service. Simply enter your e-mail address as instructed then press “**submit**”. You will receive a confirmation e-mail stating you have successfully subscribed to the Public Notice List Serve. You may also access the list serve subscription form by directly visiting this page: <http://lists.in.gov/mailman/listinfo/indot-legalnotices>.

INDIANA DEPARTMENT OF TRANSPORTATION
Mary Wright
Public Hearing Examiner
Phone # (317) 234-0796
E-Mail: mwright@indot.IN.gov