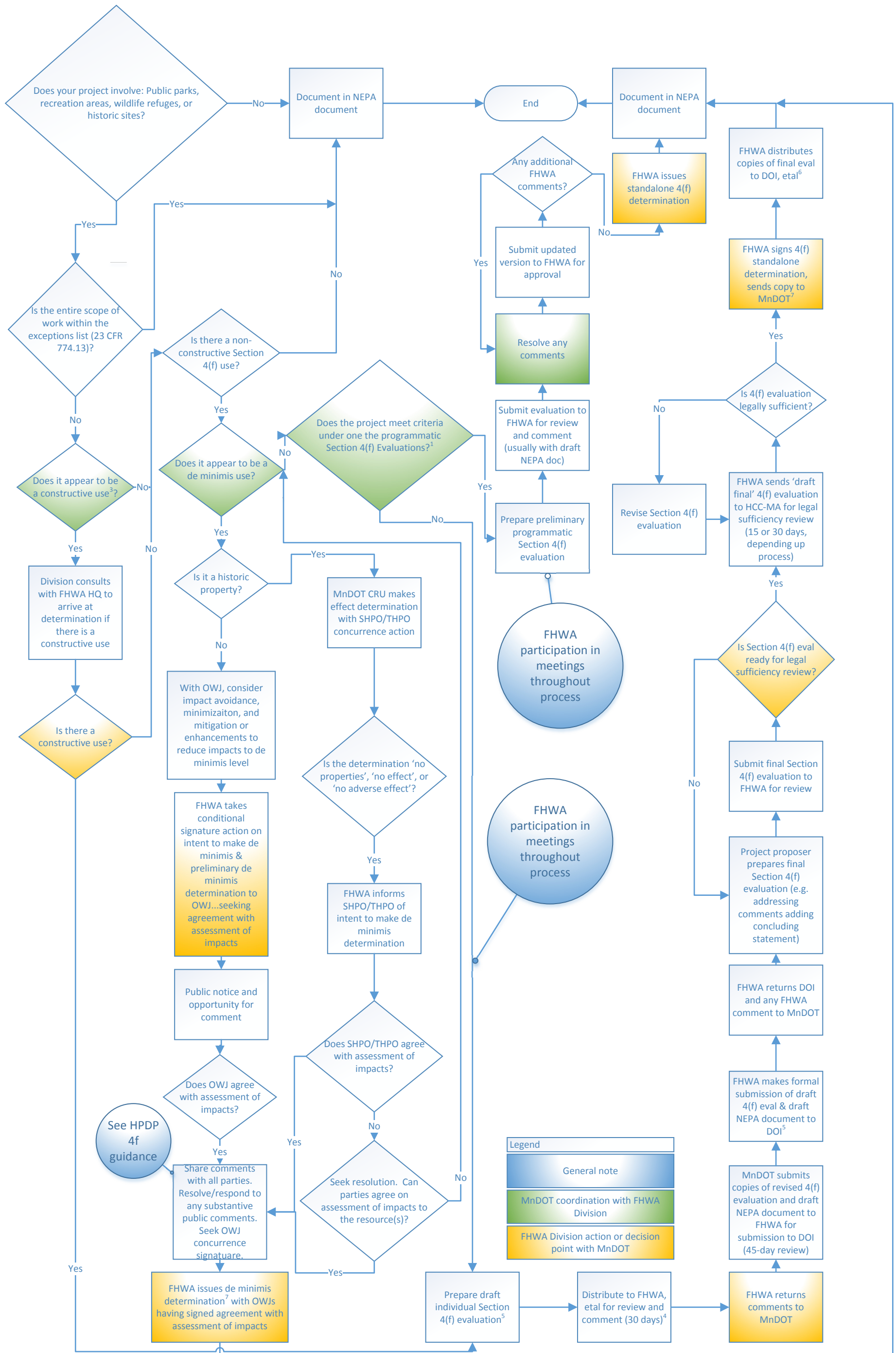


Section 4(f) Process Flowchart for Programmatic Categorical Exclusion Projects That May Involve a Use⁸

Version: 4/13/2020



¹Independent Bikeway/Walkway, (2) Projects that Necessitate the Use of Historic Bridges, (3) Minor Amounts of Public Parks, Recreational Lands, (4) A TE or National Recreational Trail, (5) Minor Impacts to Historic Sites, (6) Net Benefit
²Lack of response from HCC-MA within 30 days does not constitute a determination of legal sufficiency. If HCC-MA has not responded within 30 calendar days after receipt, pick up the phone.
³Constructive use requires consult with FHWA HQ. HQ has the final say in the constructive use/not constructive use question. If it is clearly not a constructive use, the Division can make that call. If there's a plausible argument for constructive use, the Division Office consults FHWA HQ HEPE.
⁴Division Office has option of preliminary legal review (aka 'expedited legal sufficiency review') with HCC-MA at this time or concurrently with DOI review of draft individual evaluation. Prelim legal review takes 15 days from receipt at HCC-MA.
⁵FHWA provides cover letter, draft NEPA document, and draft Section 4(f) evaluation to DOI OEPC. Format for all three shall be electronic on CD/DVD, thumb drive, or widely used electronic storage medium.
⁶FHWA provides cover letter and final Section 4(f) evaluation to DOI OEPC. Format for all three shall be electronic on CD/DVD, thumb drive, or widely used electronic storage medium.
⁷The de minimis determination may be issued as a standalone action or as part of Division's signature on the environmental document. If decision is part of the environmental document, change the header commensurately (e.g. 'FONSI & Section 4(f) De Minimis Determination')
⁸This flowchart does not address temporary occupancy. See HPDP Section 4f guidance for the temporary occupancy process.