



CENWW-PPL-R

Cultural Resources Record of Internal Review

Project Name:	White Bird, Idaho / 595 Continuing Authority Project
Record Date:	May 2, 2018
Record Author:	Scott M. Hall
USACE Project Location:	City of Council, Idaho
Project County, State:	Adams County, Idaho
Township, Range, Section:	T16N, R1W all of Sec. 15, SE ¼ of Sec. 10, SW ¼ of Sec. 11, and NE ¼ of Sec. 14
2USGS Topographic Maps:	USGS 7.5' Quad "Council, ID"
Landowner:	City of Council and Private Land Owners
Cultural Report No.:	2019-NWW-024
Compliance Project No.:	PPL-C-2019-0028

Project Description

The U.S. Army Corps of Engineers, Walla Walla District (Corps) proposes to assist the City of Council, Idaho (City) with a wastewater treatment facility (WWTF) improvement project under the authority of Section 595 of the Water Resources Development Act (WRDA) of 1999 [Public Law (PL) 106-53], as amended in 2003 by PL 108-7, Section 126 to include Idaho. The City’s WWTF is a gravity collection, lagoon treatment, and surface water disposal system. The City has had two NPDES violations from the US Environmental Protection Agency (EPA) in the last five years, and was operating under an Administrative Order to make necessary improvements to come into compliance with the NPDES permit. The EPA transferred authority to administer and enforce permits to the State of Idaho in July 2018 and the City is now under a Compliance Agreement Schedule with the Idaho Department of Environmental Quality (IDEQ) due to leaking lagoon cells. In order to comply with existing and future permits, the City must make significant upgrades to the existing wastewater system.

The wastewater system was evaluated to determine where it may be inadequate or inefficient at this time and to determine the future needs to meet project NPDES permit limits (Great West Engineering 2018). Numerous wastewater system improvement alternatives were considered to correct the current inadequacies and inefficient operations and to provide additional capacity for the future. The selected WWTF improvement project would be designed to meet a minimum 40-year lifespan to ensure the City has a sustainable collection system for the future. The City would repair and/or replace approximately 38% of the collection system pipes and manholes, and install complete mix/partial mix aerated lagoons. The Cities Partnership with the Corps would provide design assistance under the Section 595 Program for only a portion of the total project being

undertaken by the City. The Corps and the City have agreed the Corps would provide \$400,000 in funding for design assistance for the following project features: preliminary engineering design for the City's entire wastewater improvements project and final engineering design of the wastewater collection system improvements. The Corps would also perform an engineering review on the final 90% submittal of the wastewater collection system prior to project closeout.

Determination of Effect

The City completed a review of the environmental effects of the project, including processes prescribed by the National Historic Preservation Act (36 CFR Part 800), under the supervision of the Idaho Department of Environmental Quality and U.S. Department of Agriculture-Rural Development (USDA-RD). The document describing this review is the City of Council: Wastewater Improvement Project, Environmental Assessment (Hill 2018). This report document consultation with both the Idaho SHPO and the Nez Perce Tribe, the Shoshone-Bannock Tribes, and the Shoshone-Paiute Tribes.

Consultation with all parties was initiated in form letters mailed on April 25, 2018 (Appendix I). These letters, sent by the contractor on behalf of the USDA-RD, requested follow-up on any concerns that might exist on the part of the consulting parties. None of the letters addressed to the Tribes resulted in responses, but the Idaho State Historic Preservation Officer (SHPO) did respond, in a letter dated May 3, 2018, that they had applied the criteria of effect pursuant to 36 CFR Part 800, and determined that the project would result in no adverse effects to historic properties. The Idaho SHPO did stipulate that any subsequent inadvertent discoveries should result in a work stoppage, and the SHPO should be contacted to assess the find before continuing. These conditions are acceptable to the Corps, and the Corps has also concluded that the project, which involves in-kind replacement of elements of the existing WWTF, would result in no adverse effects to historic properties. As the SHPO consultation is complete, and other consulting parties were alerted to the project and failed to respond, the Corps may proceed with implementation of the project.

Finding:

<input checked="" type="checkbox"/>	No Adverse Effect to Historic Properties (SHPO letter dated 5/3/2018 – Appendix B)
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- Section 106 consultation occurred under the direction of USDA-RD, and therefore the Corps has no additional responsibility to complete additional consultation.

Certification of Results:

I certify that this investigation was conducted and documented according to Secretary of Interior's Standards and guidelines and that the report is complete and accurate to the best of my knowledge.

Scott M. Hall
Supervisory Archaeologist
US Army Corps of Engineers

References Cited:

Hill, Keri

2018 City of Council: Wastewater Improvement Project, Environmental Assessment. Great West Engineering. Ms on file, U.S. Army Corps of Engineers, Walla Walla District.

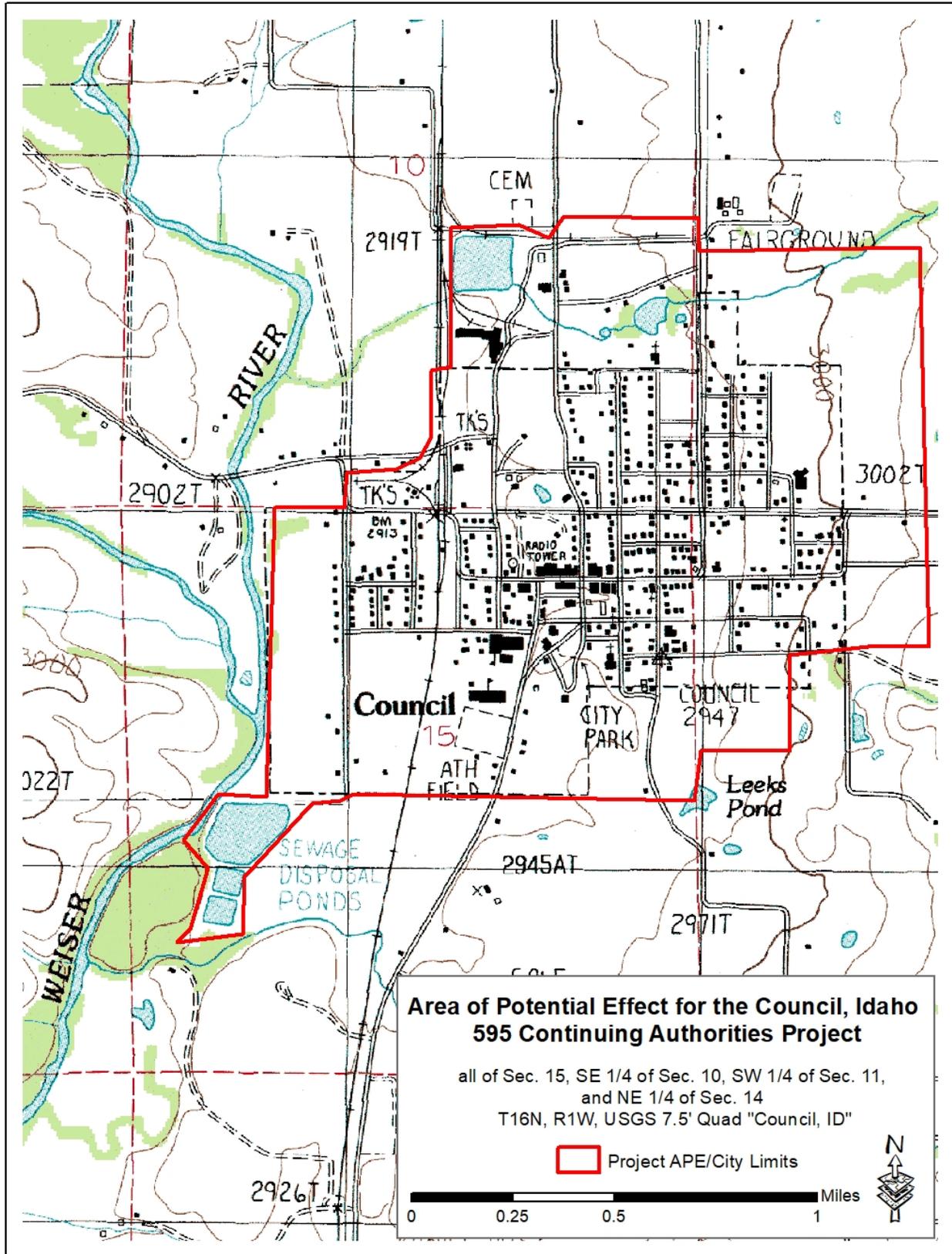


Figure 1. APE for the Council, Idaho 595 continuing authorities project.

Appendix A: Consultation Letters



May 1, 2018

Nez Perce Tribe
Attn: Patrick Baird
P.O. Box 305
Lapwai, ID 83540

RE: (1) Notification of Intent to Apply for Federal Assistance; Request for Intergovernmental Review/Comments in Accordance with Executive Order 12372, and (2) Environmental Screening

(1) On behalf of the City of Council, Idaho, USDA Rural Development is initiating the Executive Order 12372, "Intergovernmental Review of Federal Programs" process on behalf of the U.S. Department of Agriculture, Rural Development (Agency). The Agency is being asked to consider providing financial assistance for the proposal described below and your comments are invited regarding:

1. Consistency with State and local government planning goals;
2. Extent to which the proposal duplicates, runs counter to, or needs to be coordinated with other activities, or might be revised to increase its effectiveness;
3. Contribution to achieving State or local government goals relating to natural and human resources or economic and community development;
4. Extent of environmental impacts and alternatives that should be considered in the Agency's environmental review;
5. Influence on area growth or delivery of services, including any disproportionate effects on minority groups;
6. Impacts on energy resource supply and demand;
7. Possible displacement of people or businesses.

(2) On behalf of the City of Council, Idaho, we are seeking information from your agency regarding any known environmental issues associated with the proposed project. Your comments are being solicited as part of National Environmental Policy Act (NEPA) compliance, related cross-cutting act compliance and agency regulatory requirements.

The following information is being provided to aid in your evaluation of the proposal:

1. Area of Potential Effect (APE): The APE includes an area of approximately 570 acres and encompasses the entire City owned and operated wastewater collection and treatment system. Land uses within the APE include residential, commercial, active agricultural, educational, and civic uses. (Attachment 1)

Rural Development • Western Idaho Area Office
2208 E. Chicago Street, Suite C, Caldwell, ID 83605
Voice (208) 779-3438 • Fax (855) 584-6125

USDA is an equal opportunity provider and employer.

2. Location: The City of Council (City) is located 125 miles north of Boise along US Highway 95. Sections 10, 11, 14, 15 of Township 16 North, Range 1 West
3. Federal Agencies Involved: Federal funding will potentially be provided by USDA Rural Development and U.S. Army Corps of Engineers.
4. Project Description: The City will be completing repair and/or replacement of approximately 40% of the sewer collection system (Attachment 2). All work will be completed on existing infrastructure within previously disturbed areas. There will be no new sewer line alignments or ground disturbance. Additionally, the City will be replacing the existing three-cell lagoon treatment system with complete mix/ partial mix aerated lagoon treatment system. The new treatment system will encompass a smaller footprint and be contained within the existing treatment plant property.

The City will continue to discharge treated effluent to the Weiser River although there is the potential for the discharge location to change. Currently the discharge point is within a slough effected by seasonal flow and commonly blocked by beaver dams. During final design, it may be decided to move the discharge location to one of the two areas identified on Attachment 3, included within the identified APE. At each proposed new location, ground disturbance would occur to install the required discharge piping to the river. Potential discharge point A, identified on the northwest side of the existing lagoons, would require modifications to the existing levee structure. Potential discharge point B would require landowner right-of-way agreements.

The total project cost is estimated at \$7,141,400.

5. Environmental Information: This Wastewater Improvement Project is in response to the City's non-compliance violations of the Clean Water Act (CWA) and violations of the City's National Pollutant Discharge Elimination System (NPDES) permit. Completing these upgrades provide long-term CWA compliance for the City and satisfy U.S. EPA and Idaho DEQ regulatory enforcement.

The existing lagoons did not pass required Idaho DEQ seepage testing and are a potential negative effect on ground water resources. The current discharge location creates an unsanitary and undesirable situation for human safety and wildlife resources. No negative effects are anticipated as part of the proposed project as it is all repair and replacement, with the exception of the potential new discharge location. The total project will have a direct, long-term beneficial effect to water resources.

6. Attachments: 1. Area of Potential Effect. 2. Proposed Collection System Improvements 3. Proposed Discharge Relocation Areas 4. USDA Rural Development Comment Sheet.

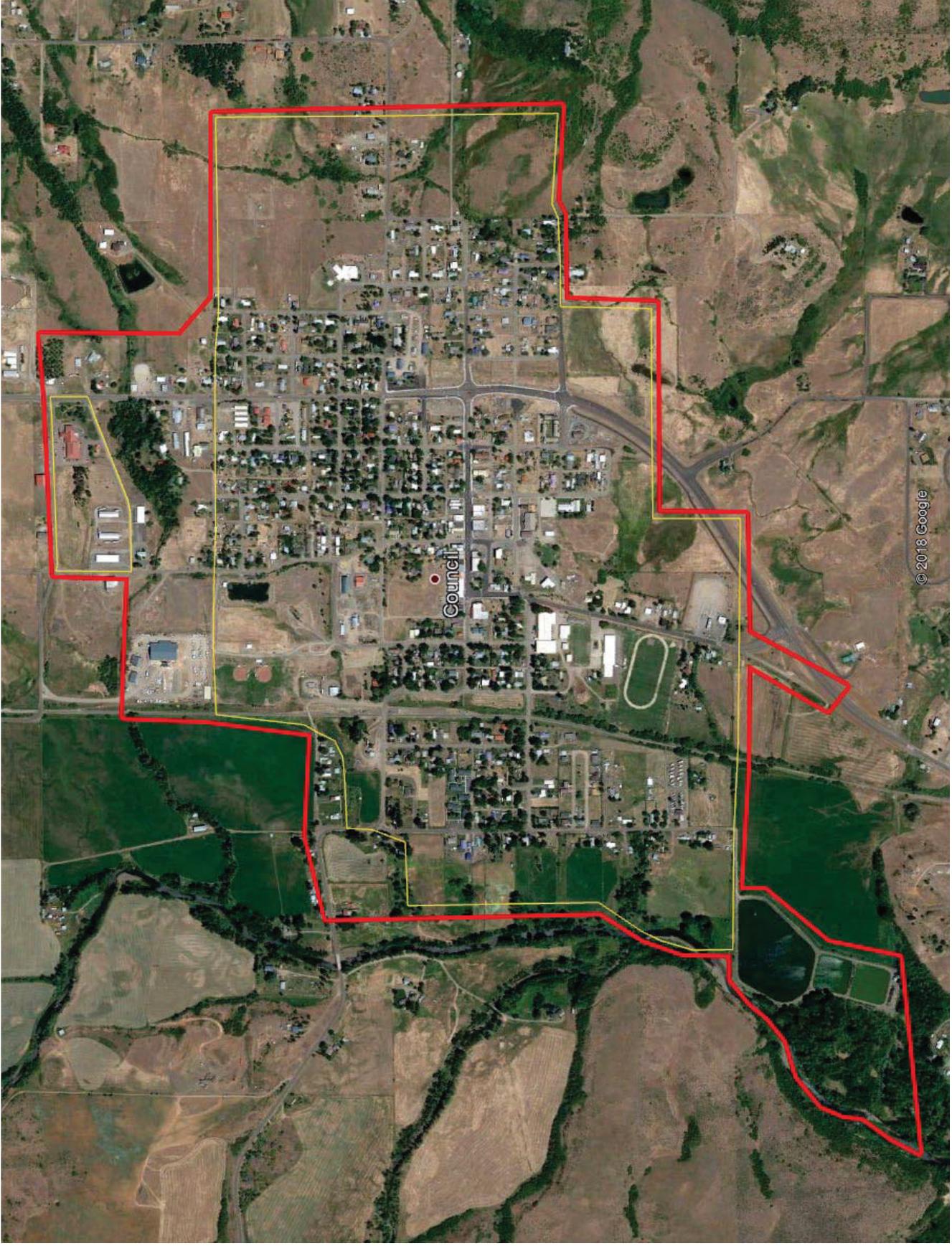
Please provide your comments on the enclosed comment sheet or by letter within 30-days of the date of this letter to USDA Rural Development, Carol Garrison, 2208 E. Chicago St., Ste. C, Caldwell, ID 83605, Carol.Garrison@id.usda.gov. Project questions should be directed to Andrew Kimmel, Project Engineer, 208-899-1612, akimmel@greatwesteng.com.

Sincerely,



Carol J. Garrison
Community Programs Specialist

Attachments



LEGEND

- City Limits
- Area of Potential Effect (APE)

Area of Potential Effect

Attachment 1
City of Council
Wastewater Improvement Project



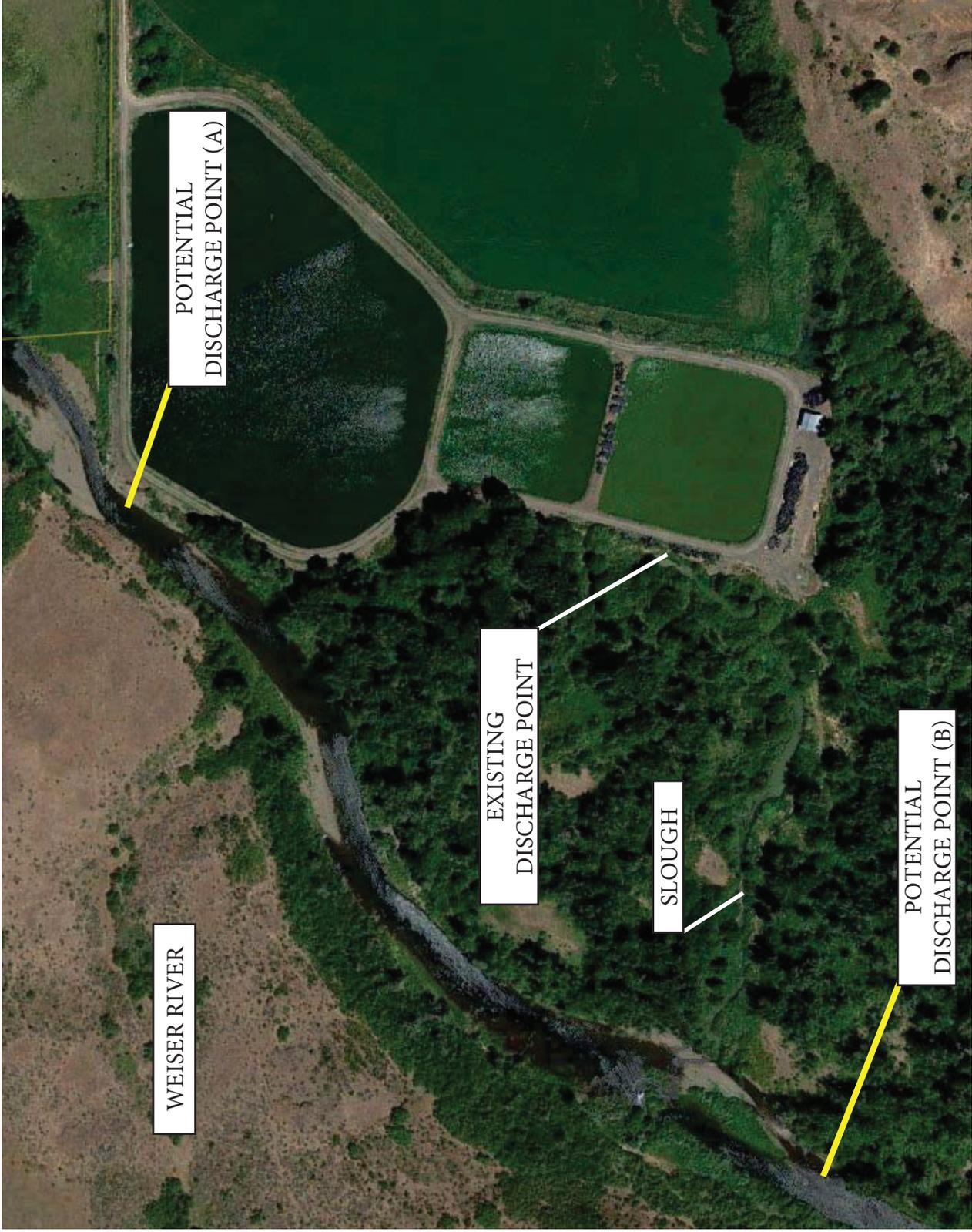
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**Recommended Pipe/MH Replacement
Attachment 2**
City of Council
Sewer FPS





Proposed Discharge Relocation Areas

Attachment 3
City of Council
Wastewater Improvement Project



Wastewater Improvement Project - Council, Idaho

USDA Rural Development Intergovernmental Review Consultation Form

1) Is the proposal consistent with State or local government planning goals?

Yes No

2) Does the proposal duplicate, run counter to, or need to be coordinated with other activities, or might it be revised to increase its effectiveness?

Yes No

3) Will the proposal contribute to achieving state or local government goals relating to natural and human resources or economic and community development?

Yes No

4) Are there environmental impacts and alternatives that should be considered in the Agency's environmental review?

Yes No

5) Will the proposal influence area growth or delivery of services, including any disproportionate effects on minority groups?

Yes No

6) Will the proposal impact energy resource supply and demand?

Yes No

7) Will the proposal displace people or businesses?

Yes No

8) Will the proposal be located in a Coastal Zone or Coastal Barrier Resource Area and is it consist with any State coastal management plan?

Yes No

Comments:

Signature/Title

Date

April 25, 2018

Shoshone-Bannock Tribes
Carolyn Boyer Smith
P.O. Box 306
Fort Hall, ID 83203

RE: (1) Notification of Intent to Apply for Federal Assistance; Request for Intergovernmental Review/Comments in Accordance with Executive Order 12372, and (2) Environmental Screening

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Fax 406.248.1363

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Missoula, MT 59802
406.493.0312

BOISE

3050 N. Lakeharbor Lane

Suite 201

Boise, ID 83703

208.576.6646

www.greatwesteng.com

The following information is being provided to aid in your evaluation of the proposal:

1. Area of Potential Effect (APE): The APE includes an area of approximately 570 acres and encompasses the entire City owned and operated wastewater collection and treatment system. Land uses within the APE include residential, commercial, active agricultural, educational, and civic uses. (Attachment 1)
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The total project cost is estimated at \$7,141,400.

5. Environmental Information: This Wastewater Improvement Project is in response to the City's non-compliance violations of the Clean Water Act (CWA) and violations of the City's National Pollutant Discharge Elimination System (NPDES) permit. Completing these upgrades provide long-term CWA compliance for the City and satisfy US EPA and Idaho DEQ regulatory enforcement.

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Sincerely,

Great West Engineering, Inc.

A handwritten signature in black ink that reads "K. Hill".

Keri Hill
Environmental Scientist

Attachments

cc: USDA, Rural Development Area Office

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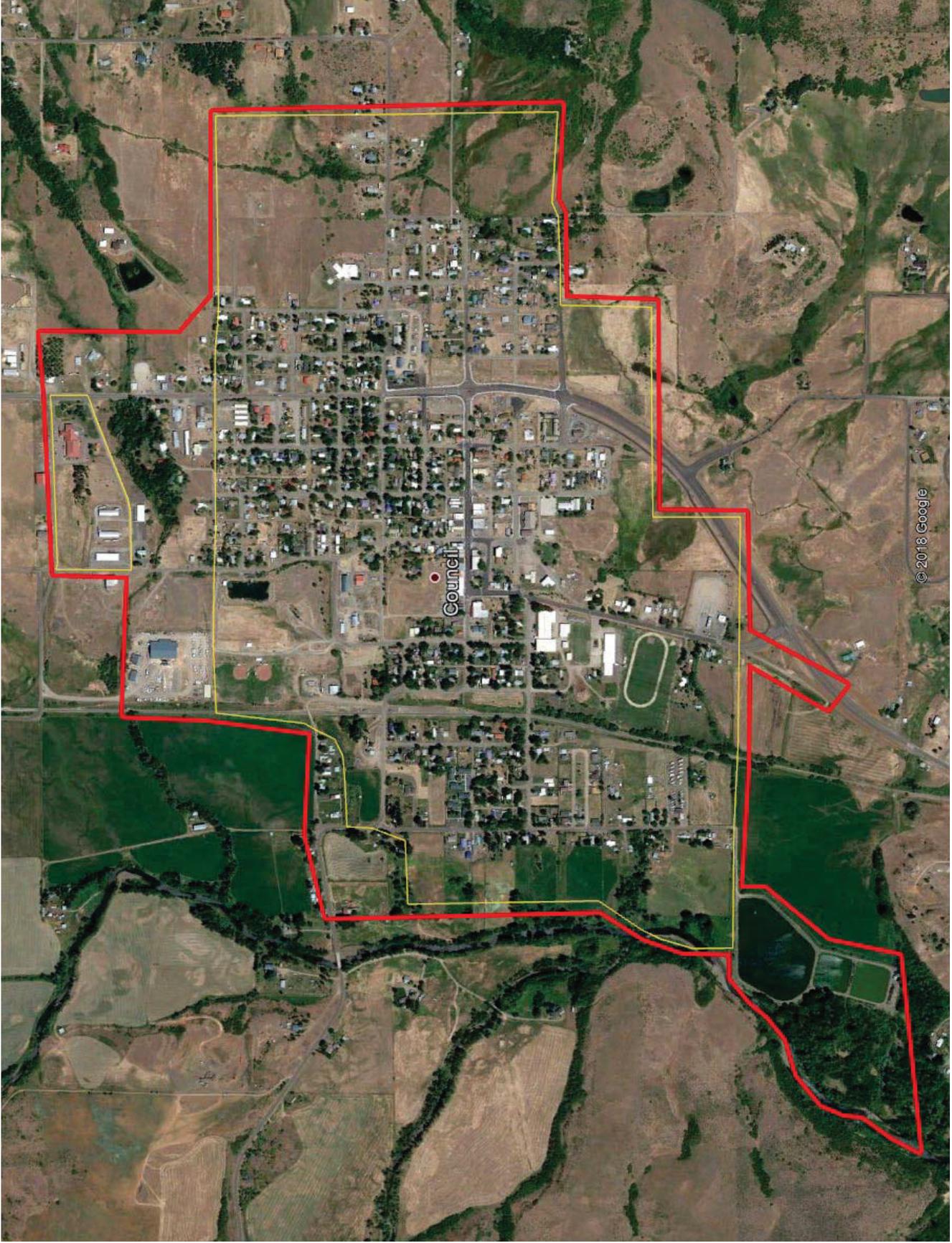
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LEGEND

- City Limits
- Area of Potential Effect (APE)

Area of Potential Effect

Attachment 1
City of Council
Wastewater Improvement Project



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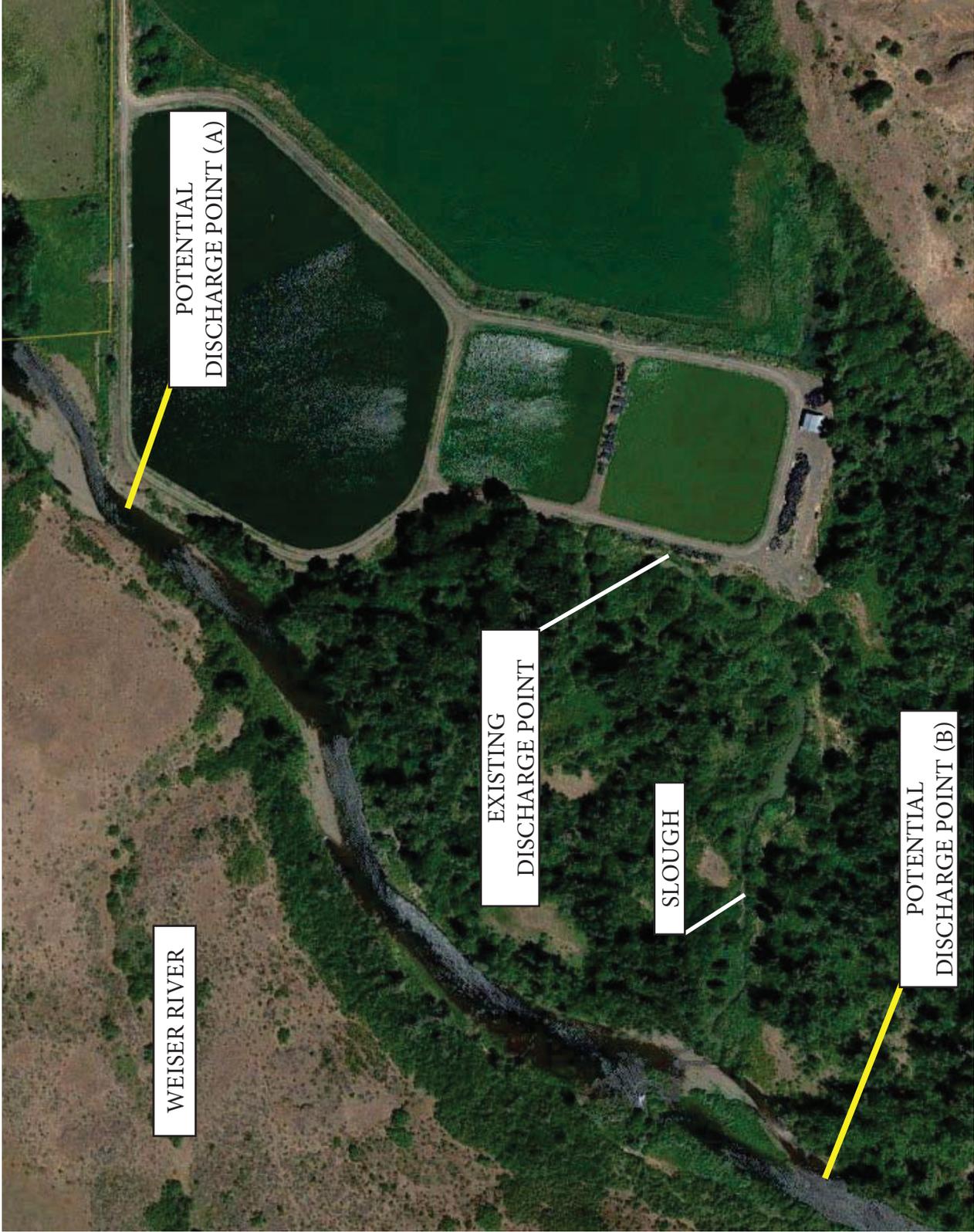
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**Recommended Pipe/MH Replacement
Attachment 2**

City of Council
Sewer FPS





Proposed Discharge Relocation Areas

Attachment 3
City of Council
Wastewater Improvement Project



Wastewater Improvement Project - Council, Idaho

USDA Rural Development Intergovernmental Review Consultation Form

1) Is the proposal consistent with State or local government planning goals?

Yes No

2) Does the proposal duplicate, run counter to, or need to be coordinated with other activities, or might it be revised to increase its effectiveness?

Yes No

3) Will the proposal contribute to achieving state or local government goals relating to natural and human resources or economic and community development?

Yes No

4) Are there environmental impacts and alternatives that should be considered in the Agency's environmental review?

Yes No

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Yes No

6) Will the proposal impact energy resource supply and demand?

Yes No

7) Will the proposal displace people or businesses?

Yes No

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Yes No

Comments:

Signature/Title

Date

April 25, 2018

Shoshone-Paiute Tribe
Ted Howard
P.O. Box 219
Owyhee, NV 89832

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Sincerely,

Great West Engineering, Inc.

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Keri Hill
Environmental Scientist

Attachments

cc: USDA, Rural Development Area Office

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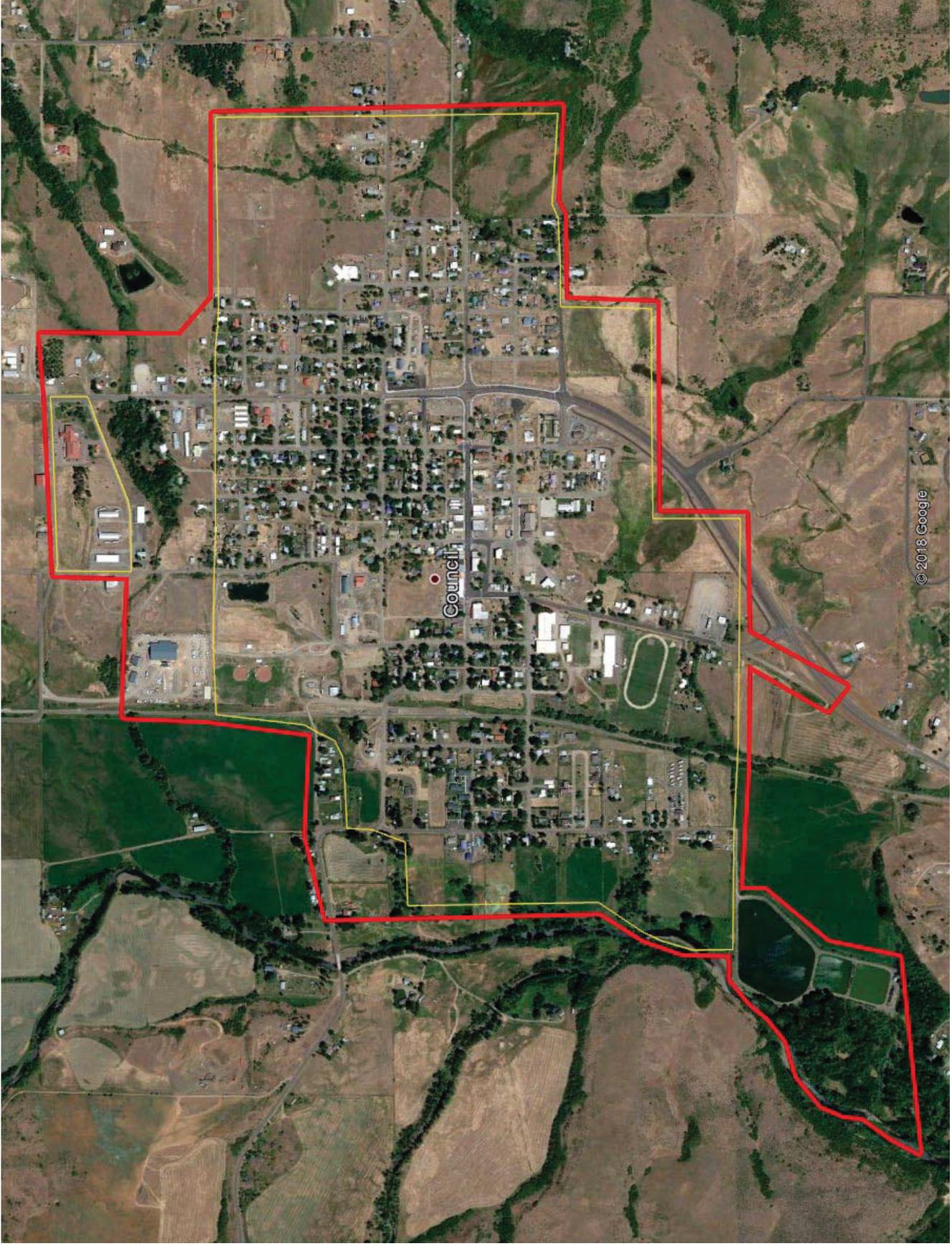
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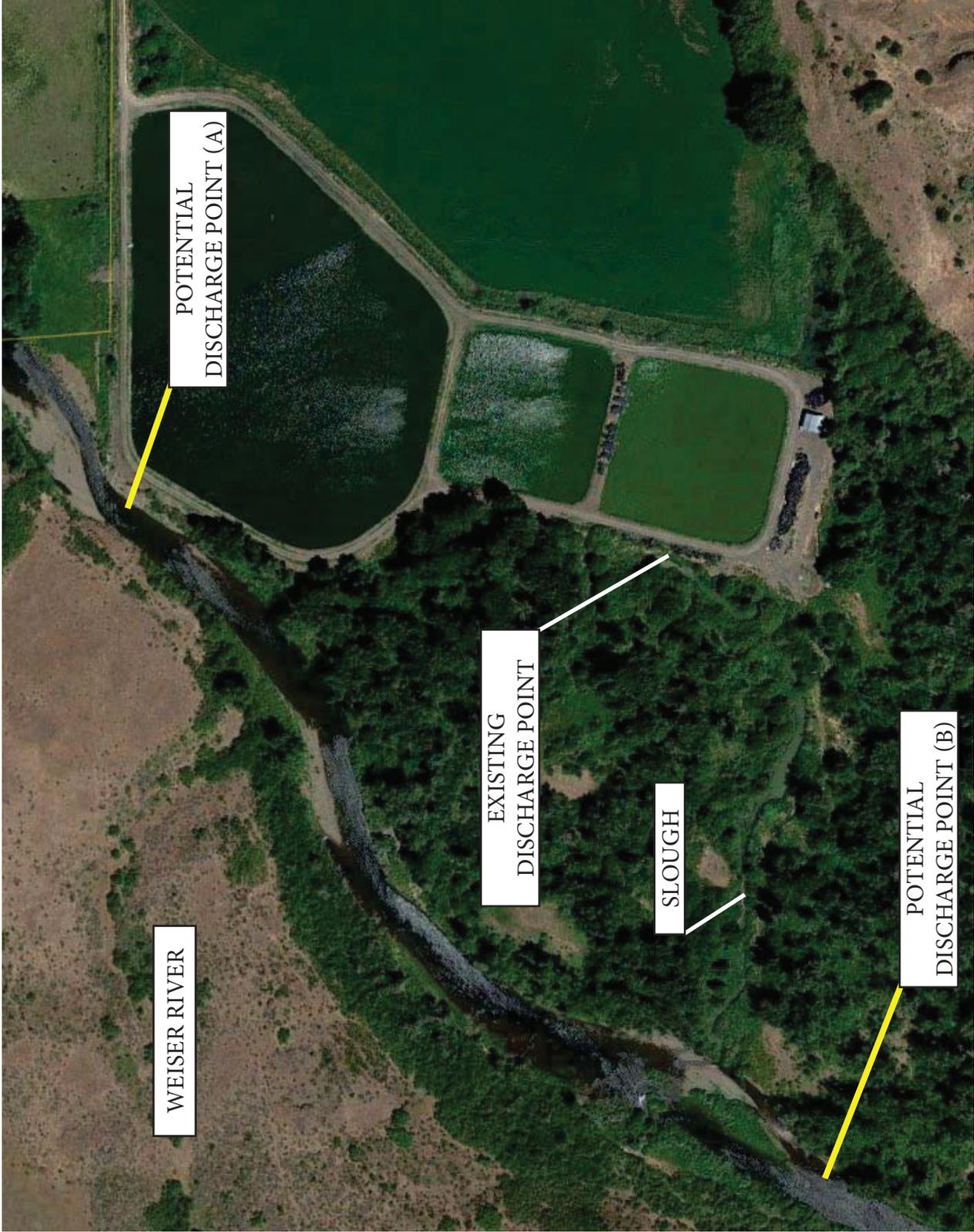
LEGEND

- City Limits
- Area of Potential Effect (APE)

Area of Potential Effect

Attachment 1
City of Council
Wastewater Improvement Project





Proposed Discharge Relocation Areas

Attachment 3

City of Council

Wastewater Improvement Project



Wastewater Improvement Project - Council, Idaho

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Yes No

Comments:

Signature/Title

Date

April 25, 2018

Idaho State Historical Society
Matt Halitsky
210 Main Street
Boise, ID 83702

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3. Federal Agencies Involved: Federal funding will potentially be provided by USDA Rural Development and US Army Corps of Engineers.
4. Project Description: The City will be completing repair and/or replacement of approximately 40% of the sewer collection system (Attachment 2). All work will be completed on existing infrastructure within previously disturbed areas. There will be no new sewer line alignments or ground disturbance. Additionally, the City will be replacing the existing three-cell lagoon treatment system with complete mix/ partial mix aerated lagoon treatment system. The new treatment system will encompass a smaller footprint and be contained within the existing treatment plant property.

The City will continue to discharge treated effluent to the Weiser River although there is the potential for the discharge location to change. Currently the discharge point is within a slough effected by seasonal flow and commonly blocked by beaver dams. During final design, it may be decided to move the discharge location to one of the two areas identified on Attachment 3, included within the identified APE. At each proposed new location, ground disturbance would occur to install the required discharge piping to the river. Potential discharge point A, identified on the northwest side of the existing lagoons, would require modifications to the existing levee structure. Potential discharge point B would require landowner right-of-way agreements.

The total project cost is estimated at \$7,141,400.

5. Environmental Information: This Wastewater Improvement Project is in response to the City's non-compliance violations of the Clean Water Act (CWA) and violations of the City's National Pollutant Discharge Elimination System (NPDES) permit. Completing these upgrades provide long-term CWA compliance for the City and satisfy US EPA and Idaho DEQ regulatory enforcement.

HELENA

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The existing lagoons did not pass required Idaho DEQ seepage testing and are a potential negative effect on ground water resources. The current discharge location creates an unsanitary and undesirable situation for human safety and wildlife resources. No negative effects are anticipated as part of the proposed project as it is all repair and replacement, with the exception of the potential new discharge location. The total project will have a direct, long-term beneficial effect to water resources.

6. Attachments: 1. Area of Potential Effect. 2. Proposed Collection System Improvements 3. Proposed Discharge Relocation Areas 4. USDA Rural Development Comment Sheet.

Please provide your comments on the enclosed comment sheet or by letter within 30-days of the date of this letter to USDA Rural Development, Carol Garrison, 2208 E. Chicago St., Ste. C, Caldwell, ID 83605, Carol.Garrison@id.usda.gov. Project questions should be directed to Andrew Kimmel, Project Manager, 208-899-1612, akimmel@greatwesteng.com.

Sincerely,

Great West Engineering, Inc.

A handwritten signature in black ink that reads "K. Hill".

Keri Hill
Environmental Scientist

Attachments

cc: USDA, Rural Development Area Office

HELENA

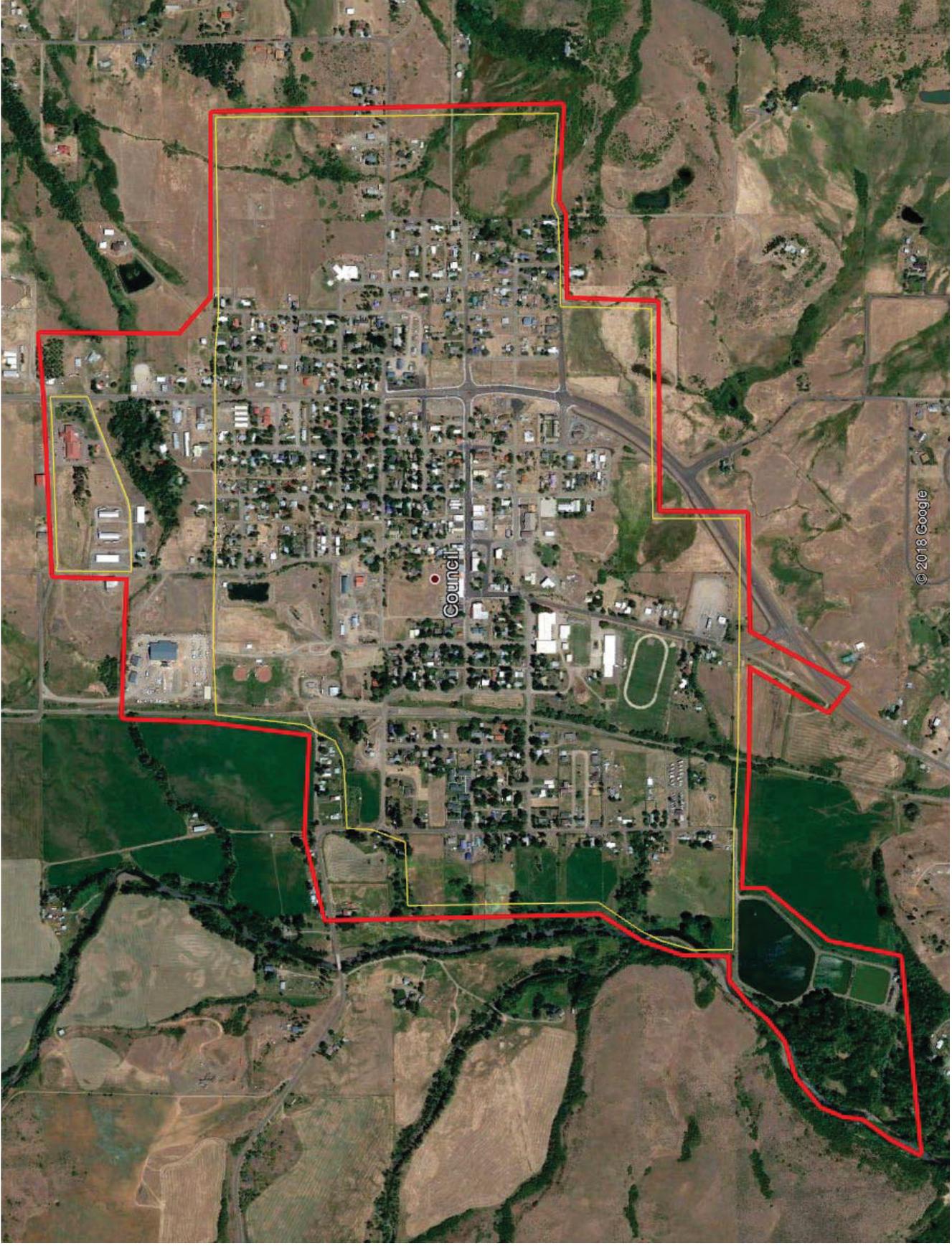
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LEGEND

- City Limits
- Area of Potential Effect (APE)

Area of Potential Effect

Attachment 1
City of Council
Wastewater Improvement Project



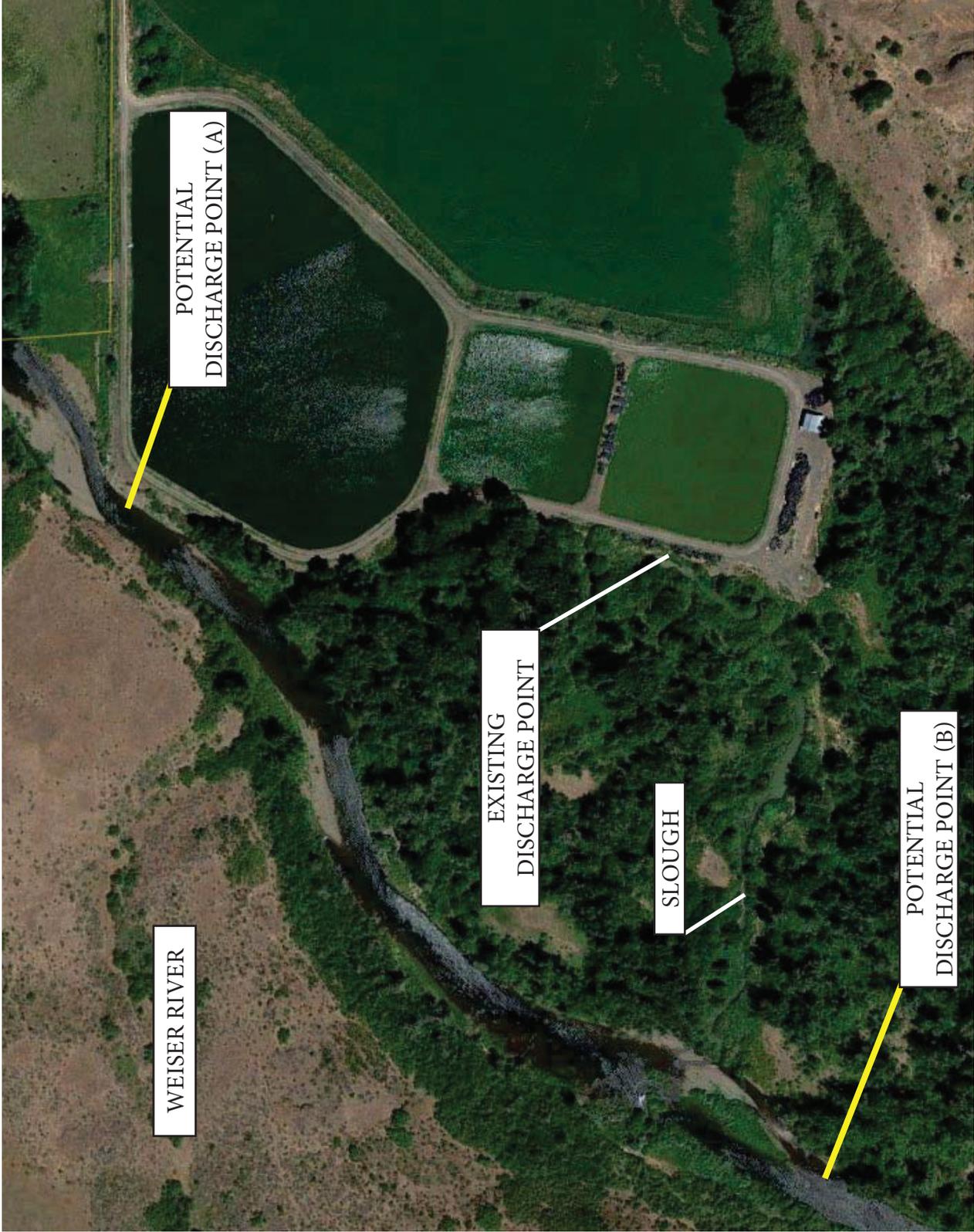
Legend

- 4" SEWER LINE
- 6" SEWER LINE
- 8" SEWER LINE
- 10" SEWER LINE
- 12" SEWER LINE
- 15" SEWER LINE
- 21" SEWER LINE
- MANHOLE
- MANHOLE REPAIR/REPLACEMENT
- SEWER LINE REPLACEMENT



**Recommended Pipe/MH Replacement
Attachment 2**
City of Council
Sewer FPS





Proposed Discharge Relocation Areas

Attachment 3
City of Council
Wastewater Improvement Project



Wastewater Improvement Project - Council, Idaho

USDA Rural Development Intergovernmental Review Consultation Form

1) Is the proposal consistent with State or local government planning goals?

Yes No

2) Does the proposal duplicate, run counter to, or need to be coordinated with other activities, or might it be revised to increase its effectiveness?

Yes No

3) Will the proposal contribute to achieving state or local government goals relating to natural and human resources or economic and community development?

Yes No

4) Are there environmental impacts and alternatives that should be considered in the Agency's environmental review?

Yes No

5) Will the proposal influence area growth or delivery of services, including any disproportionate effects on minority groups?

Yes No

6) Will the proposal impact energy resource supply and demand?

Yes No

7) Will the proposal displace people or businesses?

Yes No

8) Will the proposal be located in a Coastal Zone or Coastal Barrier Resource Area and is it consist with any State coastal management plan?

Yes No

Comments:

Signature/Title

Date

Appendix B: Idaho SHPO Response



IDAHO STATE
**HISTORICAL
 SOCIETY**

3 May 2018

Keri Hill
 Great West Engineering
 3050 N Lakeharbor Lane, Suite 201
 Boise, Idaho 83703

Re: City of Council Wastewater System Upgrade / SHPO# 2018-690

Dear Ms. Hill:

Thank you for consulting with our office on the above referenced project. We understand the scope of work includes an upgrade to the City of Council's wastewater system, located in Adams County, Idaho.

Pursuant to 36 CFR 800, we have applied the criteria of effect to the proposed undertaking. Based on the information received 30 April 2018, we find the proposed project actions will have **no adverse effect** to historic properties. Given the location of the undertaking, we strongly recommend further consultation with the Nez Perce Tribal Historic Preservation Officer.

In the event that cultural material is inadvertently encountered during implementation of this project, work shall be halted in the vicinity of the finds until they can be inspected and assessed by the appropriate consulting parties.

If you have any questions or the scope of work changes, please contact me via phone or email at 208.488.7468 or matt.halitsky@ishs.idaho.gov.

Sincerely,

Matthew Halitsky, AICP
Historic Preservation Review Officer
Idaho State Historical Preservation Office



C.L. "Butch" Otter
 Governor of Idaho

Janet Gallimore
 Executive Director
 State Historic
 Preservation Officer

Administration:
 2205 Old Penitentiary Rd.
 Boise, Idaho 83712
 208.334.2682
 Fax: 208.334.2774

Idaho State Museum:
 610 Julia Davis Dr.
 Boise, Idaho 83702
 208.334.2120

**Idaho State Archives
 and State Records
 Center:**
 2205 Old Penitentiary Rd.
 Boise, Idaho 83712
 208.334.2620

**State Historic
 Preservation Office:**
 210 Main St.
 Boise, Idaho 83702
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**Old Idaho Penitentiary
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