



HPO Project No. 03-1382-16  
HPO-L2019-128

## State of New Jersey

DEPARTMENT OF ENVIRONMENTAL PROTECTION  
NATURAL & HISTORIC RESOURCES  
HISTORIC PRESERVATION OFFICE  
MAIL CODE 501-04B  
P.O. BOX 420  
TRENTON, NJ 08625-0420  
TEL: # 609-984-0176 FAX: # 609-984-0578

PHILIP D. MURPHY  
*Governor*

SHEILA Y. OLIVER  
*Lt. Governor*

CATHERINE R. MCCABE  
*Commissioner*

December 17, 2019

Ms. Lauralee Rappleye, Acting Manager  
New Jersey Department of Transportation  
Bureau of Environmental Program Resources  
1035 Parkway Avenue  
P.O. Box 600  
Trenton, NJ 08625-0600

Dear Ms. Rappleye:

As Deputy State Historic Preservation Officer for New Jersey, in accordance with 36 CFR Part 800: Protection of Historic Properties, as published in the Federal Register on December 12, 2000 (65 FR 77725-77739) and amended on July 6, 2004 (69 FR 40553-40555), I am providing consultation comments on the following proposed undertaking:

**Middlesex County, South Amboy City, Intermodal Ferry Transportation Center  
MOA Timing Extension, Federal Highway Administration**

The Historic Preservation Office (HPO) has received your request for a five (5) year extension to the executed 2009 Amended Memorandum of Agreement (MOA) for the City of South Amboy's Intermodal Ferry Transportation Center. Pursuant to MOA Administrative Condition V, as Deputy State Historic Preservation Officer, I concur a five-year extension to the amended MOA is appropriate.

**Additional Comments**

Thank you for providing the opportunity to review and comment on the submitted documentation. Please do not hesitate to contact Lindsay Thivierge of my staff at (609) 292-4091 with any questions regarding historic architecture, historic districts, and historic landscapes or Vincent Maresca of my staff at (609) 633-2395 with questions regarding archaeology. Please reference the HPO project number 03-1382 in any future calls, emails, or written correspondence in order to expedite our review and response.

Sincerely,

Katherine J. Marcopul  
Deputy State Historic  
Preservation Officer

c. Hadi Pezeshki, Federal Highway Administration

KJM/VM

**[EXTERNAL] RE: Extension of Section 106 Memorandum of Agreement for the South Amboy Multimodal Ferry Project****Pezeshki, Hadi (FHWA) <Hadi.Pezeshki@dot.gov>**

Wed 12/18/2019 2:52 PM

**To:** Rappleye, Lauralee <Lauralee.Rappleye@dot.nj.gov>; Marcopul, Kate <Kate.Marcopul@dep.nj.gov>; ba@southamboynj.gov <ba@southamboynj.gov>; Rankin, Laine <Laine.Rankin@dot.nj.gov>**Cc:** Maresca, Vincent <Vincent.Maresca@dep.nj.gov>; Thivierge, Lindsay <Lindsay.Thivierge@dep.nj.gov>; Bandyopadhyay, Sutapa (FHWA) <sutapa.bandyopadhyay@dot.gov>; Sabidussi, Tony (FHWA) <tony.sabidussi@dot.gov>; Steven A. Tardy <Steven.Tardy@FPAengineers.com>; Ed Bogan <ebogan@grottoengineering.com>; Berryman, Thomas <thomas.berryman@dot.nj.gov>; Sheth, Pavan <Pavan.Sheth@dot.nj.gov>; Somaratna, Kumudika <Kumudika.Somaratna@dot.nj.gov>; Miller, John (FHWA) <John.H.Miller@dot.gov> 1 attachments (69 KB)

SHPO Letter dated 12-17-19.pdf;

Hi,

We have received your email of December 16, 2019 regarding the need to extend the South Amboy Ferry Memorandum of Agreement (MOA) that was executed on December 22, 2009. Attached is a letter from Department of Environmental Protection, Historic Preservation Office letter dated December 17, 2019 that agrees to a five-year extension to the amended MOA. The FHWA NJ Division also agrees to extend the MOA for a period of five years with the understanding that once the terminal facility has been designed, we will re-evaluate the need to continue Section 106 consultation based on the new design and the improved understanding of the history and features of this portion of the Camden and Amboy Railroad (Main line) Historic District which resulted from mitigation accomplished in accordance with the current MOA.

If you have any questions, please let me know.

**Hadi Pezeshki, P.E.**  
Area Engineer  
Federal Highway Administration  
New Jersey Division  
840 Bear Tavern Road Suite 202  
West Trenton, NJ 08628  
phone: 609-637-4232  
fax: 609-538-4919  
email: [Hadi.Pezeshki@dot.gov](mailto:Hadi.Pezeshki@dot.gov)

**From:** Rappleye, Lauralee [mailto:Lauralee.Rappleye@dot.nj.gov]**Sent:** Monday, December 16, 2019 12:00 PM**To:** Marcopul, Kate <Kate.Marcopul@dep.nj.gov>; Pezeshki, Hadi (FHWA) <Hadi.Pezeshki@dot.gov>; ba@southamboynj.gov; Rankin, Laine <Laine.Rankin@dot.nj.gov>**Cc:** Maresca, Vincent <Vincent.Maresca@dep.nj.gov>; Thivierge, Lindsay <Lindsay.Thivierge@dep.nj.gov>;



Bandyopadhyay, Sutapa (FHWA) <sutapa.bandyopadhyay@dot.gov>; Sabidussi, Tony (FHWA) <tony.sabidussi@dot.gov>; Steven A. Tardy <Steven.Tardy@FPAengineers.com>; Ed Bogan <ebogan@grottoengineering.com>; Berryman, Thomas <thomas.berryman@dot.nj.gov>; Sheth, Pavan <Pavan.Sheth@dot.nj.gov>; Somaratna, Kumudika <Kumudika.Somaratna@dot.nj.gov>  
**Subject:** Extension of Section 106 Memorandum of Agreement for the South Amboy Multimodal Ferry Project

Good Morning,

In December of 2009 an Amended Memorandum of Agreement (MOA) was executed for the City of South Amboy's Intermodal Ferry Transportation Center in accordance with Section 106 of the National Historic Preservation Act of 1966, as amended. The signatories of that agreement included the Federal Highway Administration, NJ Division Office (FHWA) and the NJ State Historic Preservation Office (NJ SHPO). The City of South Amboy and the NJ Department of Transportation signed the MOA as concurring parties. The MOA included Administrative Condition V as follows:

*This agreement shall become null and void if construction is not initiated within ten years from the date of execution unless the signatories agree in writing to an extension. If after ten years without action the FHWA chooses to continue with the undertaking, it shall re-initiate its review in accordance with the provisions of 36 CFR Part 800.*

After the MOA was executed, the City proposed to construct the project in phases. To date, a portion of the access road (Main Street to bridge), and the bridge, and site remediation have been accomplished, as well as much of the archeological mitigation. The City is currently using state (not federal) funds to construct the Main Street improvements and is nearing completion of them. The final phase, the ferry terminal facility itself, is in final design prior to submission of the state and federal permit applications. Mitigation as required by the MOA for each of the constructed phases has been completed, although some reporting remains to be completed.

We are currently at the end of the ten year window described in the amended MOA. It is NJDOT's belief (which is shared by the FHWA) that we have met the requirement of Administrative Condition V because portions of the project have been constructed. However, during discussions on the terminal phase of the project the NJ SHPO advised that in order to eliminate any possible ambiguity in the MOA, it would be prudent to obtain the consent of the signatories to extend the agreement. NJDOT is therefore proposing to extend the agreement for five years with the understanding that once the terminal facility has been designed, we will re-evaluate the need to continue Section 106 consultation based on the new design and the improved understanding of the history and features of this portion of the Camden and Amboy Railroad (Main Line) Historic District which resulted from mitigation accomplished in accordance with the current MOA.

Because the amended MOA was executed on 12/22/09, **I am asking you to provide your written agreement to extend the MOA by close of business on Thursday, December 19, 2019 by replying to all on this email.** Should you have any questions about this or wish to discuss it further, please do not hesitate to email or call me ASAP.

Thank you in advance for helping us to address this administrative issue in a timely manner. A copy of the amended MOA is attached to this email for reference should you desire to review it prior to responding.

Lauralee

LAURALEE RAPPLEYE  
ACTING MANAGER/PROJECT MANAGER/ARCHEOLOGIST  
NJDOT BUREAU OF ENVIRONMENTAL PROGRAM RESOURCES  
1035 PARKWAY AVE.  
P.O. Box 600  
TRENTON, NJ 08625-0600  
PHONE: (609)963-2069

OF ALL THE PATHS YOU TAKE IN LIFE, MAKE SURE A FEW OF THEM ARE DIRT.

JOHN MUIR

CONFIDENTIALITY NOTICE: This email message and all attachments transmitted with it may contain State of New Jersey legally privileged and confidential information intended solely for the use of the addressee only. If the reader of this message is not the intended recipient, you are hereby notified that any reading, dissemination, distribution, copying, or other use of this message or its attachment(s) is prohibited. If you have received this message in error, please notify the sender immediately and delete this message. If the disclaimer can't be applied, take no action.





# City of South Amboy

140 North Broadway • South Amboy, New Jersey 08879

Phone: (732) 727-4600

Fax: (732) 727-6139

Lauralee Rappleye  
Acting Manager/Project Manager/Archeologist  
NJ Department of Transportation  
Bureau of Environmental Program Resources  
1035 Parkway Avenue  
PO Box 600  
Trenton, NJ 08625-0600

December 16, 2019

Dear Lauralee,

I am in receipt of your email of December 16, 2019 regarding the need to extend the South Amboy Ferry Memorandum of Agreement that was executed on December 22, 2009. On behalf of the City of South Amboy I herein consent to extend the agreement for a period of five years with the understanding that once the terminal facility has been designed, we will re-evaluate the need to continue Section 106 consultation based on the new design and the improved understanding of the history and features of this portion of the Camden and Amboy Railroad (Main Line) Historic District which resulted from mitigation accomplished in accordance with the current MOA.

Very truly yours,

Fred A. Henry  
Mayor



## RE: Extension of Section 106 Memorandum of Agreement for the South Amboy Multimodal Ferry Project

Rankin, Laine <Laine.Rankin@dot.nj.gov>

Wed 12/18/2019 3:13 PM

To: Pezeshki, Hadi (FHWA) <Hadi.Pezeshki@dot.gov>; Rappleye, Lauralee <Lauralee.Rappleye@dot.nj.gov>; Marcopul, Kate <Kate.Marcopul@dep.nj.gov>; ba@southamboynj.gov <ba@southamboynj.gov>

Cc: Maresca, Vincent <Vincent.Maresca@dep.nj.gov>; Thivierge, Lindsay <Lindsay.Thivierge@dep.nj.gov>; Bandyopadhyay, Sutapa (FHWA) <sutapa.bandyopadhyay@dot.gov>; Sabidussi, Tony (FHWA) <tony.sabidussi@dot.gov>; Steven A. Tardy <Steven.Tardy@FPAengineers.com>; Ed Bogan <ebogan@grottoengineering.com>; Berryman, Thomas <thomas.berryman@dot.nj.gov>; Sheth, Pavan <Pavan.Sheth@dot.nj.gov>; Somaratna, Kumudika <Kumudika.Somaratna@dot.nj.gov>; Miller, John (FHWA) <John.H.Miller@dot.gov>

Local Aid also agrees.

---

**From:** Pezeshki, Hadi (FHWA) <Hadi.Pezeshki@dot.gov>

**Sent:** Wednesday, December 18, 2019 2:52 PM

**To:** Rappleye, Lauralee <Lauralee.Rappleye@dot.nj.gov>; Marcopul, Kate <Kate.Marcopul@dep.nj.gov>; ba@southamboynj.gov; Rankin, Laine <Laine.Rankin@dot.nj.gov>

**Cc:** Maresca, Vincent <Vincent.Maresca@dep.nj.gov>; Thivierge, Lindsay <Lindsay.Thivierge@dep.nj.gov>; Bandyopadhyay, Sutapa (FHWA) <sutapa.bandyopadhyay@dot.gov>; Sabidussi, Tony (FHWA) <tony.sabidussi@dot.gov>; Steven A. Tardy <Steven.Tardy@FPAengineers.com>; Ed Bogan <ebogan@grottoengineering.com>; Berryman, Thomas <thomas.berryman@dot.nj.gov>; Sheth, Pavan <Pavan.Sheth@dot.nj.gov>; Somaratna, Kumudika <Kumudika.Somaratna@dot.nj.gov>; Miller, John (FHWA) <John.H.Miller@dot.gov>

**Subject:** [EXTERNAL] RE: Extension of Section 106 Memorandum of Agreement for the South Amboy Multimodal Ferry Project

Hi,

We have received your email of December 16, 2019 regarding the need to extend the South Amboy Ferry Memorandum of Agreement (MOA) that was executed on December 22, 2009. Attached is a letter from Department of Environmental Protection, Historic Preservation Office letter dated December 17, 2019 that agrees to a five-year extension to the amended MOA. The FHWA NJ Division also agrees to extend the MOA for a period of five years with the understanding that once the terminal facility has been designed, we will re-evaluate the need to continue Section 106 consultation based on the new design and the improved understanding of the history and features of this portion of the Camden and Amboy Railroad (Main line) Historic District which resulted from mitigation accomplished in accordance with the current MOA.

If you have any questions, please let me know.

**Hadi Pezeshki, P.E.**

Area Engineer  
Federal Highway Administration  
New Jersey Division  
840 Bear Tavern Road Suite 202  
West Trenton, NJ 08628  
phone: 609-637-4232  
fax: 609-538-4919  
email: [Hadi.Pezeshki@dot.gov](mailto:Hadi.Pezeshki@dot.gov)