



## 8 Section 4(f) and Section 6(f) Resources

The Project would require use of Section 4(f) and Section 6(f) resources. Table 8-1 is a summary comparing the uses and mitigation in the 2016 Alignment with the Project Alignment.

**Table 8-1 Comparison of Impacts and Mitigation – 2016 Alignment and Project Alignment**

Resource	Did 2016 FEIS/ROD Identify an Impact and Mitigation?	Did SDEIS Identify an Impact and Mitigation?	Do the Proposed Modifications Change the Impacts to the Resources?	Do the Proposed Modifications Change the Mitigation?	Section Where Additional Information can be Found
Section 4(f)/6(f)	Yes, Section 4(f) use of multiple properties and Section 6(f) conversion of parkland in Sochacki Park to be mitigated in accordance with Section 6(f) requirements.	Yes, Section 4(f) use of multiple properties and avoidance of Section 6(f) resources. Uses were assumed <i>de minimis</i> ; Mitigation not required.	Yes, Section 4(f) uses of specific properties would increase, decrease or remain the same and no Section 6(f) conversions.	Mitigation is required; impacts are greater than <i>de minimis</i> for two properties.	8.3 and 8.4

This chapter summarizes the results of the Draft Section 4(f) and Section 6(f) Evaluation prepared for the current Project Alignment, which is presented in Appendix A-8. This chapter also compares FTA's use determinations for the Project to those made for the Build Alternatives analyzed in the 2016 Final EIS and the 2024 Supplemental EIS.

Section 4(f) refers to the U.S. Department of Transportation Act of 1966 and applies only to transportation-related encroachments to public-owned recreational or publicly and privately owned cultural resources. Section 4(f) of the Department of Transportation Act of 1966 is a federal law intended to prevent conversion of certain parks, wildlife and waterfowl refuges, recreation areas or historic properties to transportation use, unless USDOT determines there is no feasible and prudent alternative, and all possible planning has been done to minimize harm to the Section 4(f) properties, or the use is determined to be *de minimis*. Section 6(f) of the LWCF Act governs parkland that has received funding from the LWCF and would be converted to a non-public use such as transportation right-of-way.

### 8.1 Section 4(f)

#### 8.1.1 Current Alignment

The Council identified 17 parks and recreational areas and 21 historic architectural properties within study areas defined to capture the potential adverse effects of the Project. FTA and the Officials with Jurisdiction (OWJs) have made preliminary determinations on the use of these resources, which are described in detail in the Draft Section 4(f) and Section 6(f) Evaluation (see Appendix A-8). Final Section 4(f) determinations will be presented in a Final Section 4(f) and Section 6(f) Evaluation after public review of the draft document as part of the Supplemental Final EIS public review period. The Final Section 4(f) and Section 6(f) Evaluation will be published with the Amended ROD.



#### 8.1.1.1 Parks/Recreational Areas

Of the 17 parks/recreational areas in the study area, FTA has preliminarily determined that no use would occur at 13 properties and *de minimis* impacts would occur at:

- College Park
- North Hennepin Community College (NHCC) athletic fields
- Tessman Park
- Wirth/Victory Memorial Pkwy Regional Trail

For parks/recreational areas, a *de minimis* use is one that would not adversely affect the features, attributes, or activities qualifying the property for protection under Section 4(f), and the OWJ has concurred with this determination after there has been a chance for public review and comment. Use of these parks would be needed to accommodate bicycle lanes and sidewalks or roadway improvements planned as part of the Project. The Council would implement the following standard mitigation measures at all affected properties:

- Financial compensation for the loss of property in accordance with the Uniform Act and based on fair market appraisal;
- Avoidance, conservation, and replacement of protected trees wherever practical;
- Implementation and monitoring of best management practices during construction to minimize noise, vibration, and dust levels;
- Maintenance of bicycle and pedestrian traffic via detour routes around construction sites; and
- Restoration of construction sites to a condition at least as good as that which existed prior to construction.

#### 8.1.1.2 Historic Properties

Of the 21 historic properties in the APE, FTA has preliminarily determined that no use would occur at 14 properties, *de minimis* impacts would occur at 5 properties, and Section 4(f) use would occur at 2 historic properties. The properties that would require Section 4(f) use include:

- The Northwestern National Bank – North American Office, located in the City of Minneapolis at 615 7th St N. Based on the Project's current level of design, the Project would result in a permanent incorporation of the entire property (1.0 acre, or 100 percent of the property) from the Northwestern National Bank – North American Office with the loss of all buildings on the property. This would be necessary to allow for Project elements (LRT tracks, station, and associated infrastructure), roadway reconstruction, and sidewalk improvements.
- The Forest Heights Addition Historic District is located in the City of Minneapolis and is bounded by 26th Ave N, Penn Ave N, Golden Valley Rd, and Irving Ave N. Based on the Project's current level of design, the Project would result in a permanent incorporation of nine properties within the historic district (approximately 2.29 acres, or 1.5 percent of the historic district), four of which are contributing to the significance of the historic district, and 2.11 acres of temporary easement. This would be necessary to allow for Project elements (LRT tracks, station, and associated infrastructure), roadway reconstruction, and sidewalk improvements.

FTA and the Council have determined that there are no feasible and prudent alternatives that would avoid the Section 4(f) use of these properties. FTA will resolve the Project's adverse effects on historic resources through consultation with SHPO and consulting parties in accordance with Stipulation XIV of the MOA and will amend the MOA to reflect additional mitigation measures.



For historic sites, a *de minimis* impact means that FTA had determined, in accordance with Section 106 of the NHPA, that no historic property is affected by the Project, or the Project would have “no adverse effect” on the property in question. The properties where *de minimis* impacts would occur include:

- West Broadway Ave Residential Historic District
- North Community YMCA
- Reno Land and Improvement Company Addition Historic District
- Sundseth Undertaking/Sundseth-Anderson Funeral Home
- Control-Data Institute and Control Data – Northside Manufacturing Plant

The Council has consulted with SHPO and the Section 106 consulting parties and notified that FTA intends to make a *de minimis* finding based on the concurrence with the “no adverse effect” determination under Section 106.

### 8.1.2 Comparison of Current Alignment to 2016 and 2024 Alignments

Table 8-2 compares Section 4(f) use of the Project Alignment to that of the 2016 Alignment and 2024 Alignment evaluated in the Supplemental Draft EIS. The Supplemental Draft EIS did not identify Section 4(f) use greater than *de minimis* use for any resources in the study area. As a result, no Section 4(f) evaluation was included in the Supplemental Draft EIS.

**Table 8-2 Comparison of Uses of Section 4(f) Properties in the 2016 Final EIS and ROD, the SDEIS, and the SFEIS**

Property	2016 ROD Section 4(f) Determination	2024 Supplemental Draft EIS (Chapter 8)	2025 Draft Section 4(f) Evaluation
Park property adjacent to Rush Creek Regional Trail	No use - temporary occupancy exception	No use - temporary occupancy exception	No use - temporary occupancy exception
Oak Grove Park	Not evaluated	Not evaluated	No use
College Park	No use	<i>De minimis</i> use	<i>De minimis</i> use
North Hennepin Community College athletic fields	Not evaluated	Not evaluated	<i>De minimis</i> use
Tessman Park (identified as Unnamed Park in 2016 Final EIS)	No use	<i>De minimis</i> use	<i>De minimis</i> use
Crystal Lake Regional Trail (CLRT)	Not evaluated	No use - temporary occupancy exception	No use - temporary occupancy exception
Becker Park	No use - temporary occupancy exception	No use	No use - temporary occupancy exception
Trail SW quadrant of CR 81 and Bass Lake Rd	Not evaluated	Not evaluated	No use - temporary occupancy exception
Graeser Park (park property)	Not evaluated	No use	No use
Twin Lakes Boat Launch Park	Not evaluated	No use - temporary occupancy exception	No use - temporary occupancy exception
Spanjers Park	Not evaluated	No use - temporary occupancy exception	No use



Property	2016 ROD Section 4(f) Determination	2024 Supplemental Draft EIS (Chapter 8)	2025 Draft Section 4(f) Evaluation
Triangle Park	No use	N/A <sup>a</sup>	N/A <sup>a</sup>
Lakeview Terrace Park/Crystal Lake Boat Ramp	Not evaluated	No use - temporary occupancy exception	No use - temporary occupancy exception
Lee Park	No use	N/A <sup>a</sup>	N/A <sup>a</sup>
South Halifax Park	No use - temporary occupancy exception	N/A <sup>a</sup>	N/A <sup>a</sup>
Sochacki Park: Sochacki Management Unit	No use - temporary occupancy exception	N/A <sup>a</sup>	N/A <sup>a</sup>
Sochacki Park: Mary Hills Management Unit	No use - temporary occupancy exception	N/A <sup>a</sup>	N/A <sup>a</sup>
Glenview Terrace Park	<i>De minimis</i> use	N/A <sup>a</sup>	N/A <sup>a</sup>
Theodore Wirth Regional Park	<i>De minimis</i> use	N/A <sup>a</sup>	N/A <sup>a</sup>
Harrison Park	No use	N/A <sup>a</sup>	N/A <sup>a</sup>
Wirth/Victory Memorial Pkwy Regional Trail	Not evaluated	Preliminary determination/ <i>De minimis</i> use	<i>De minimis</i> use
North Commons Park	Not evaluated	No use	No use
Cottage Park	Not evaluated	No use	No use
2105 Girard Ave N and associated parcels	Not evaluated	<i>De minimis</i> use	No use - temporary occupancy exception
Hall Park	Not evaluated	<i>De minimis</i> use	N/A <sup>a</sup>
North Loop Park	Not evaluated	Not evaluated	No use
Minneapolis & Pacific Railway Historic District (Soo Line)	No use	No use	No use
Jones-Osterhus Barn	No use	N/A <sup>a</sup>	N/A <sup>a</sup>
Graeser Park (historic property)	Not evaluated	No use - temporary occupancy exception	No use - temporary occupancy exception
West Broadway Ave Residential Historic District	No use	<i>De minimis</i> use	<i>De minimis</i> use
Hennepin County Library: Robbinsdale Branch	No use	No use - temporary occupancy exception	No use - temporary occupancy exception
Robbinsdale Waterworks	No use	N/A <sup>a</sup>	N/A <sup>a</sup>
Robbinsdale City Hall	Not evaluated	No use	N/A <sup>a</sup>
Sacred Heart Catholic Church	No use	N/A <sup>a</sup>	N/A <sup>a</sup>



Property	2016 ROD Section 4(f) Determination	2024 Supplemental Draft EIS (Chapter 8)	2025 Draft Section 4(f) Evaluation
Guaranty State Bank of Robbinsdale	Not evaluated	Not evaluated	No use
Grand Rounds Historic District (Theodore Wirth Pkwy Segment and Victory Memorial Dr Segment)	Victory Memorial: Not evaluated; Theodore Wirth: Use	<i>De minimis</i> use	No use
Pilgrim Heights Community Church	Not evaluated	No use	No use
All Pets Animal Clinic	Not evaluated	Not evaluated	No use - temporary occupancy exception
Forest Heights Addition Historic District	Not evaluated	Not evaluated	Direct use
North Community YMCA	Not evaluated	Not evaluated	<i>De minimis</i> use
Plymouth Masonic Lodge	Not evaluated	No use	N/A <sup>a</sup>
Minneapolis Public Library: North Branch	Not evaluated	No use	N/A <sup>a</sup>
Durnam Hall	Not evaluated	No use	No use - temporary occupancy exception
Reno Land and Improvement Addition Historic District	Not evaluated	Not evaluated	<i>De minimis</i> use
Sundseth Undertaking/Sundseth-Anderson Funeral Home	Not evaluated	Not evaluated	<i>De minimis</i> use
Franklin Co-Operative Creamery Association North Side Complex (including Plant, Garage, and Barn)	Not evaluated	Not evaluated	No use - temporary occupancy exception
Control-Data Institute and Control Data – Northside Manufacturing Plant	Not evaluated	Not evaluated	<i>De minimis</i> use
Northwestern National Bank – North American Office	Not evaluated	Not evaluated	Direct use
Homewood Historic District	No use	N/A <sup>a</sup>	N/A <sup>a</sup>
Osseo Branch, StPM&M Historic District	Direct use	No use	No use
Bridge No. L9327	No use	N/A <sup>a</sup>	N/A <sup>a</sup>
Floyd B. Olson Memorial Statue	No use	N/A <sup>a</sup>	N/A <sup>a</sup>
Labor Lyceum	No use	N/A <sup>a</sup>	N/A <sup>a</sup>



Property	2016 ROD Section 4(f) Determination	2024 Supplemental Draft EIS (Chapter 8)	2025 Draft Section 4(f) Evaluation
Wayman African Methodist Episcopal Church	No use	N/A <sup>a</sup>	N/A <sup>a</sup>
Sumner Branch Library	No use	N/A <sup>a</sup>	N/A <sup>a</sup>
Northwestern Knitting Company Factory	No use	N/A <sup>a</sup>	N/A <sup>a</sup>
Minneapolis Warehouse Historic District	No use	No use	No use - temporary occupancy exception
Cameron Transfer & Storage Building	Not evaluated	Not evaluated	No use
StPM&M/GN Historic District (Minneapolis)	No use	No use	No use
Saint Anthony Falls Historic District	Not evaluated	Not evaluated	No use - temporary occupancy exception

<sup>a</sup> Resource was within the study area/APE for the 2016 Alignment. The resource is no longer within the study area/APE for the Project Alignment.

## 8.2 Section 6(f)

Becker Park, owned and operated by the City of Crystal, located in the southwest quadrant of CR 81 and Bass Lake Rd in the City of Crystal, was developed with a grant from LWCF and is subject to Section 6(f) regulations. The Project would require temporary occupancy of 0.04 acre of Becker Park to reconstruct a portion of the trail at the intersection of CR 81 and Bass Lake Rd and to reconstruct the sidewalk ramp and relocate signal poles for a U-turn feature at Bass Lake Rd and Sherburne Ave. Construction activities in the park would occur over a period of less than 6 months. All areas of the park that would be affected by construction activities would be restored to existing conditions or better, and restoration plans would be developed and implemented in consultation with the City of Crystal. The park would be accessible to the public during construction. FTA and the Council have coordinated with the National Park Service (NPS) to obtain approvals for the Section 6(f) LWCF temporary non-conforming use constraints.