



STATE OF NEW YORK  
DEPARTMENT OF TRANSPORTATION  
ALBANY, N.Y. 12232

*Arnold*  
*George E. Pataki*  
*7/20*

JOHN B. DALY  
COMMISSIONER

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NOTE: @ FHWA 7/13/95 memo. attached.

*Asst*

Mr. Frank Hartley  
Empire State Development Corporation  
1515 Broadway, 53rd Floor  
New York, N.Y. 10023

July 17, 1995

RE: PIN X103.27.121, MILLER HIGHWAY; SEGMENTATION AND SUPPORT ISSUES

*Frank*  
Dear Sir:

Attached is a July 13, 1995 memo from FHWA on the referenced topics. FHWA's concerns about segmentation are caused by the attached May 5, 1995 letter to HUD from New York City's Department of Housing Preservation and Development. The letter has raised concerns about whether or not HUD action required for the Riverside South Development is or will be directly related to a Miller Highway relocation, and if so, are the two projects separate and distinct, or should they be considered jointly in a NEPA EIS.

Regarding support issues the May 5 letter makes reference to certain attachments which were not included. Neither FHWA or NYSDOT has a copy of the attachments. Please contact NYCHPD and obtain a copy. To the best of my knowledge, no City, State or Federal funds have been allocated for the construction of the Miller Highway Relocation. Please confirm your understanding of this.

The remaining issue (NYC and ESDC support for the project) is probably caused by a June 29, 1995 article in Newsday and a subsequent article which appeared in the Westsider, and seems to indicate that NYC is now opposed to the project. If this is the case, the project should no longer be progressed.

Please provide me with a point by point reply to the items raised in the FHWA memo. FHWA notes that the current studies should not continue until these issues are discussed, considered and resolved, therefore your immediate attention to this matter is requested. If additional information is needed, please contact me or Marybeth Manning at (518) 457-1030.

Very truly yours,

*William K. McLoughlin*  
William K. McLoughlin  
NYSDOT Project Liaison

cc: H.J. Brown, FHWA; HD-NY  
W.S. MacTiernan, Legal Services Bureau 5-508