



OHIO DEPARTMENT OF TRANSPORTATION

DISTRICT 02
317 E. POE RD. • BOWLING GREEN, OH 43402 • 419-353-8131

Supplemental Re-Evaluation for **OTT SR 269 4.55 Culvert PID 93682** **Environmental Document Level: C2**

Approved: 3/1/2022

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The environmental review, consultation, and other actions required by applicable Federal environmental laws for this project are being, or have been, carried out by ODOT pursuant to 23 U.S.C. 327 and a Memorandum of Understanding dated December 14, 2020, and executed by FHWA and ODOT.

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Re-evaluation Level

Explain why a re-evaluation is needed?

Dates in a commitment needed to be adjusted.



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C2

PID: 93682
Project Sponsor: DISTRICT 2 ENGINEERING
ODOT District: 2
Funding Source: Federal
Private Funding: No

Project Description:

This project includes the replacement of a culvert under State Route 269 in Ottawa County near the intersection with State Route 163. Permanent and temporary right of way will be required from 2 vacant wetland parcels. Utility impacts are possible and they may need relocated prior to construction. A permit is required from the USACE for the work occurring in the Marblehead/East Harbor area of Lake Erie and will be obtained prior to construction. There is work within a floodplain however, there will be no impacts. The local floodplain administrator has been notified of the work and all plans have been designed to the FEMA standards. All impacts to the habitats of state and federally listed species have been minimized as much as possible and plan notes will be added to the plans to ensure further impacts are avoided. There are no historically significant resources within the project area so there is minimal potential to cause effects. Construction is expected to begin in the fall of 2021 to avoid the local tourist season and should last approximately 45 days. During construction, one lane of traffic will be maintained at all times.

This document was written and approved based on stage 2 plans.

STIP Reference #: SLI 32

Select the appropriate project type:

(28) Bridge rehabilitation, reconstruction, or replacement or the construction of grade separation to replace existing at-grade railroad crossings, if the actions meet the constraints in 23 CFR 771.117(e). **Examples include: Railroad projects that close or relocate at-grade crossings**

In accordance with 23 CFR 771.117(e), the proposed project cannot be processed as a C2 CE, if it involves -

1. a. Acquisition of more than a minor amount of right-of-way
2. b. Residential or non-residential displacements
3. c. A Coast Guard, Individual Section 404 and/or a Section 10 permit
4. d. A Section 106 finding of *Adverse Effect*
5. e. A Section 4(f) Programmatic or Individual Evaluation
6. f. A finding of *May Affect, Likely to Adversely Affect* to Threatened and Endangered Species
7. g. Construction of temporary access, or the closure of existing road, bridge, or ramps, that would result in major traffic disruptions
8. h. Changes in access control
9. i. Floodplain encroachment other than functionally dependent uses (e.g., bridges, wetlands) or actions that facilitate open space use (e.g., recreational trails, bicycle and pedestrian paths)



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10. j. Construction activities in, across or adjacent to a river component designated or proposed for inclusion in the National System of Wild and Scenic Rivers
11. k. No minor public or agency controversy on environmental grounds (no opposition from any organized groups or agencies and no unresolved environmental coordination)
12. l. If an EJ Analysis Report is required, the project must be processed as a D-level CE or higher level document

For certification purposes, documentation is required to illustrate no significant impacts will occur to the following environmental resources and that no unusual circumstances exist that would warrant a higher level of NEPA document. Upload all supporting documentation to the project file.

Waterways:	Present; No Coast Guard, Individual 404, and/or Section 10 Permit required
Waterways Permit Type:	Permit Determination and/or Permit Application Approval Pending
Isolated Wetland Permit	No
Will any wetlands be impacted?	Yes
Endangered Species:	Present; No finding of May Affect, Likely to Adversely Affect
Endangered Species - Coordination	May Affect, Not Likely to Adversely Affect
Endangered Species - Coordination Date	12/31/2019
Endangered Species - Critical Habitat Present/Impacted	
Northern long-eared bat	
Indiana bat	
Endangered Species - Other Critical Habitat Present/Impacted:	No
100-Year Floodplain:	Encroachment Within the SFHA is a Functionally Dependent Use
EO 11988/NFIP Coordination and Documentation Completed:	Yes
NFIP Local Floodplain Coordinator Notification Date:	11/04/2020
Section 4(f):	Not present
Section 6(f):	Not present
Cultural Resources:	Present; No Finding of Adverse Effect
Cultural Resources Coordination:	Minimum Potential to Cause Effect Appendix B



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Cultural Resources Coordination - ODOT Approval/SHPO
Concurrence Date

12/18/2020

Tribal Consultation Summary/Remarks:

No comments or objections were received within 30 days

Projects that meet C2 criteria are not anticipated to have impacts to the following environmental resources. If resources are present, documentation is only required if there is a potential for impacts.

Air Quality: Studies Not Required

Air Quality - Coordination with OES: No

Noise: Studies Not Required

Noise Coordination - OES Approval Date: 12/17/2020

Hazardous Materials - ESA Screening Conducted Yes

Hazardous Materials - OES Approval Date: 11/02/2020

Phase I ESA Warranted Based on Coordination with OES: No Further Studies Warranted

Farmland: Non-Urbanized Area; No Impacts in
Accordance With the Farmland
MOU, 7 CFR 658, and ORC 929.05

Scenic Rivers: No National Wild and Scenic River
Within 1000 Feet of the Proposed
Project Area

Projects that meet C2 criteria must be in accordance with ODOT's UP Guidance and activities conducted for Public Involvement are commensurate to the project's type and scope of work.

Underserved Populations: Does Not Exceed UP Guidance
Criteria; No UP Analysis Report
Required and No UP Issues Raised
During Public Involvement

Public Involvement: Minimum PI Requirements Met; No
Minor Public or Agency Controversy
on Environmental Grounds

Environmental Commitments Yes



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Environmental Commitments

C2

- 1) Ensure impacts to the federally listed and protected Indiana bat and northern long-eared bat are avoided and minimized. Do not remove trees from April 1 through September 30. Perform all necessary tree removal from October 1 through March 31. Demarcate clearing limits in the field to avoid any unauthorized tree clearing. For the purposes of this note, a tree is defined as a live, dying, or dead woody plant, with a trunk three inches or greater in diameter at a height of 4.5 feet above the ground surface, and with a minimum height of 13 feet.
- 2) The section of road included in the proposed project lies directly south of the East Harbor State Park and receives a high level of traffic through the summer months. Division staff understand that during construction, at least one lane of roadway will be open to maintain traffic through the area. It is highly recommended that construction begins after peak recreational season from Memorial Day through Labor Day to avoid backing up traffic on Routes 269 and 163. The Division of Parks and Watercraft request that ODOT keep the East Fork State Park manager, Mike Monnett, apprised of any updates on the project, including construction schedules, so that ODNR may communicate any potential impacts to our state park guests and partners. Mr. Monnett can be reached at William.monnett@dnr.state.oh.us or 419/503-2041.
- 3) Blandings turtle - Do not harm or kill the turtles. If any is encountered within the construction limits, stop all construction operations within the vicinity of the turtle. The Project Engineer will immediately contact the District Environmental Coordinator. Do not resume construction activities within the vicinity of the turtle until the District Environmental Coordinator determines the coordination/consultation with ODNR is complete.
- 4) ODOT will obtain all appropriate waterway permits prior to any work within the jurisdictional boundary of any waterway, including wetlands, and all Waterway Permit Special Provisions will be noted under Special Provisions in the plans and adhered to during construction.



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Preparers and Approvals

Form Preparer:

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Approvals & Electronic Signatures

Approved & Electronically Signed By:	Approval Date:
Phoenix Golnick (PROGRAM ADMIN 3)	3/1/2022



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Appendix

General

Aerial Map.pdf

County Map.pdf

USGS Quadrangle Topographical Map.pdf

Cultural Resources

Minimal Potential to Cause Effect - Appendix B

Ecological

Coordination Email with ODNR, USFWS, EPA, USACE.pdf

Coordination with ODNR - Mussel Survey.pdf

Coordination with ODNR.pdf

Coordination with USEPA.pdf

Coordination with USFWS-Signed Consult Form.pdf

ODOT Disposition of Agency Comments.pdf

USFWS/ODNR Ecological MOA Conditions

Wetland Finding.pdf

Underserved Populations

Census Mapping.pdf

Underserved Populations Documentation Form.pdf

Permits

Correspondence with Local Floodplain Administrator.pdf

FEMA FIRM.pdf

Letter of Notification of SFHA Exemption - Form LD-53.pdf

Statement of Findings.pdf