



# OHIO DEPARTMENT OF TRANSPORTATION

DISTRICT 04  
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## **Supplemental Re-Evaluation** for **TRU Kinsman Sidewalks Phase 4 PID 116845** Environmental Document Level: C2

**Approved: 2/28/2024**

**Prepared By: District 4**

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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?

The environmental document (C2 CE) for this project, initially approved on February 20, 2024, warrants reevaluation as the project proposes to install additional 5-foot-wide concrete sidewalk along the south side of Church Street from Kinsman Presbyterian Church to the Kinsman Public Library, a distance of approximately 147 feet. Additional improvements proposed as part of this reevaluation include removal and replacement of existing deteriorated 5-foot-wide concrete sidewalk for approximately 20 feet along the south side of Church Street and new crosswalk applications.

Mapping that depicts the reevaluation study area/project location on United States Geological Survey 7.5-Minute Topographic Quadrangle Mapping is included in the Project File/General/Project Information subsection as *USGS Quadrangle Topographical Map - Reevaluation.pdf*.

During project construction, a minimum of one lane of traffic shall be maintained in each direction on Church Street at all times utilizing flaggers. Road closures and detours are not proposed to complete the proposed additional sidewalk work. Construction and lane restriction information will be posted along Church Street prior to the start of construction activities. Access shall be maintained to all properties and businesses within and adjacent to the project construction limits for the duration of the project. Substantial traffic disruptions are not expected during project construction.

The proposed additional sidewalk work will be constructed within the existing roadway right-of-way.

Existing utilities will not be impacted/relocated to complete the proposed additional sidewalk work.

A Cultural Resources Records Check was performed using the SHPO GIS online database to determine if previously recorded cultural resources are located within the reevaluation study area/project location. No Cultural Resources listed on or determined eligible for listing on the National Register of Historic Places were identified within and/or immediately adjacent to the reevaluation study area/project location. The undertaking is a type which has minimal potential to cause effects to historic properties in accordance with Appendix A of the Section 106 Programmatic Agreement and therefore, no further coordination is required. See the cultural resources documentation for the reevaluation in the Project File/Cultural Resources/Coordination subsection.

Based on the information in the Regulated Materials Review (RMR) Form completed for the proposed additional sidewalk work, further RMR activities or special materials management are not warranted for the project. See the RMR documentation for the project in the Project File/ESA/Reports subsection.

Additionally, the proposed additional sidewalk work is considered ecologically exempt under the Ecological MOA (Agreement 19394). See the *Ecologically Exempt TRU-Kinsman Sidewalks Phase 4 Amended.pdf* for the project in the Project File/Ecological/Reports subsection.

The project will not impact any environmentally sensitive resources within the proposed additional sidewalk work area.

Based on the project scope of work, proposed maintenance of traffic measures and prior public involvement activities performed, additional public involvement activities were not conducted for the proposed additional sidewalk work.

The environmental document reevaluation and associated studies, as applicable, were approved using the Final Plans for the project. A copy of the Final Plans for the project is included in the Project File/General/Project Information subsection as *Final Plans - Reevaluation.pdf*.

The estimated total project cost specified in Ellis is 16.55% greater than the total project cost specified in the ODOT State Fiscal Years 2024 - 2027 Statewide Transportation Improvement Program (STIP). However, based on the estimated total project cost being less than \$3,000,000 and the additional project cost not exceeding \$1,500,000, a STIP amendment is not necessary for the project.

Further environmental investigations are not warranted for the project.



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**C2**

**Project Information**

<b>PID:</b>	116845
<b>Project Sponsor:</b>	TRUMBULL COUNTY ENGINEER
<b>ODOT District:</b>	4
<b>Funding Source:</b>	Federal

**C2 Section**

**Project Description:**



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The Trumbull County Engineer, in cooperation with Kinsman Township, proposes to install 5-foot-wide concrete sidewalk along the north side of Church Street from the Kinsman Public Library to State Street and along the west side of State Street from Church Street to the Kinsman Square, a distance of approximately 2,097 feet, where it will terminate at the Kinsman Square Veterans Memorial Park. Additional improvements proposed by the project include removal and replacement of existing deteriorated 4-foot-wide concrete sidewalk for approximately 110-feet and slate/stone sidewalk for approximately 12 feet along Church Street, installation of two cheek walls, new curb ramp installations to meet Americans with Disabilities Act (ADA) standards, catch basin adjustments, drainage improvements and new crosswalk/stop line applications.

Mapping that depicts the project location on United States Geological Survey (USGS) 7.5-Minute Topographic Quadrangle Mapping is included in the Project File/General/Project Information subsection as *USGS Quadrangle Topographical Map.pdf*.

During project construction, a minimum of one lane of traffic shall be maintained in each direction at all times utilizing flaggers. Road closures and detours are not proposed to construct the project. Construction and lane restriction information will be posted along State Street and Church Street prior to the start of construction activities. Access shall be maintained to all properties, businesses and intersecting side streets within and adjacent to the project construction limits for the duration of the project. Substantial traffic disruptions are not expected during project construction.

The project extends outside the existing roadway right-of-way at Kinsman Square Veterans Memorial Park. However, no new permanent and/or temporary right-of-way is needed to construct the project since Kinsman Township owns the adjacent Kinsman Square Veterans Memorial Park property.

Existing utilities within the project study area will not be impacted/relocated to construct the project.

Additionally, this project is considered ecologically exempt under the Ecological MOA (Agreement 19394). See the *Ecologically Exempt TRU-Kinsman Sidewalks Phase 4.pdf* for the project in the Project File/Ecological/Reports subsection.

The project will not impact any other environmentally sensitive resources within the project study area.

The environmental document and associated studies, as applicable, were approved using the Stage 2 Design plans for the project. A copy of the Stage 2 Design plans for the project is included in the Project File/General/Project Information subsection as *Stage 2 Design.pdf*.

The estimated total project cost specified in Ellis is 16.55% greater than the total project cost specified in the ODOT State Fiscal Years 2024 - 2027 Statewide Transportation Improvement Program (STIP). However, based on the estimated total project cost being less than \$3,000,000 and the additional project cost not exceeding \$1,500,000, a STIP amendment is not necessary for the project.

**The next phase of the proposed project is listed on the STIP:**

Yes

**Ellis STIP Details**

Phase	Current STIP Reference
ENV	
CO	116845: 24-27 STIP
DD	

**The current cost estimate is in line with existing federal procedures for Ohio STIP Amendments and Administration Modifications:**

Yes

**Select the appropriate project type:**

(26) Modernization of a highway by resurfacing, restoration, rehabilitation, reconstruction, adding shoulders, or adding auxiliary lanes (including parking, weaving, turning, and climbing lanes), if the action meets the constraints in paragraph I of this section. **Examples include: Joint or limited use of right-of-way where the**



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proposed use would have minimal or no adverse social (including highway safety), economic or environmental impacts; Installation of new noise walls and other new noise mitigation projects; Construction of highway safety and truck escape ramps; Construction of bicycle lanes and pedestrian walkways, sidewalks, shared-use paths, or facilities and trailhead parking that do not otherwise qualify for a C1 designation; Beautification or facility improvement projects (i.e. landscaping, curb and gutter installation and replacement, ADA ramps/curb ramps, installation of park benches, decorative lighting, etc.); Construction of alternative energy facilities (fuel tank farms, wind turbines, etc.)

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 ROW (exceeds strip takes)
2. **b.** Residential or non-residential displacements
3. **c.** A U.S. Coast Guard permit or an Individual Section 404 permit under the Clean Water Act
4. **d.** A Section 106 finding of *Adverse Effect*
5. **e.** Section 4(f) impacts greater than de minimis
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)
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.** A full Environmental Justice Analysis Report (EJAR) is required (the project must be processed as a D-level CE or higher-level document). If a memo-to-file/letter/IOC-format EJAR Short Report is determined to be the appropriate level of documentation, contact OES regarding NEPA document level.

**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.**

#### Ecological

**Waterways:** Not Present

**Will any wetlands be impacted?** No

**The identified Federally Listed Species for the project received an effect determination of No Effect.**

**Endangered Species Remarks:** N/A.

**Scenic Rivers** The project is within 1000 feet of a National Wild or Scenic River, but no impacts will occur to the river or its tributaries.



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### Scenic Rivers Remarks

The project is located within the 1,000-foot buffer of the State Scenic Pymatuning Creek. The project will not impact this state scenic river. Scenic river coordination was conducted, as appropriate, for the project in accordance with the Memorandum of Agreement Between the ODOT and the Ohio Department of Natural Resources (ODNR)/Division of Watercraft For Project Coordination On Ohio's State Wild, Scenic and Recreational Rivers (Agreement No. 11323). See the scenic river coordination documentation for the project in the Project File/Ecological/Coordination subsection as *Coordination with ODNR - Scenic River Field Review.pdf*.

### Floodplains

#### 100-Year Floodplain:

No Encroachment Within a Special Flood Hazard Area (SFHA)

### Floodplain Remarks

ODOT District 4 Environmental Section personnel reviewed the FEMA FIRM for the project study area and determined the project is not located within a special flood hazard area. See the floodplains documentation for the project in the Project File/Permits/Floodplains subsection.

### Section 4(f)

#### Section 4(f):

Present; No Programmatic Evaluation or Individual Evaluation Required

#### Section 4(f) Determination:

*de minimis* - Recreational

#### Section 4(f) Determination Date - *de minimis* - Recreational

01/24/2024

### Section 4(f) Remarks

Kinsman Square Veterans Memorial Park is a recognized recreational property and is afforded protection from adverse impacts. Section 4(f)/6(f) Determination Request Form for Recreational Properties (DRF) was submitted to ODOT-OES Policy Staff on January 16, 2024. Based upon review of the DRF it was determined a *de minimis* impact will occur to Kinsman Square Veterans Memorial Park in accordance with 23 CFR 774. This determination was made based on the proposed scope of work and concurrence received from the Official with Jurisdiction (OWJ) regarding the assessment of impacts. No further Section 4(f) coordination is required. See the Section 4f documentation for the project in the Project File/Section 4f/Reports and Coordination subsections.

### Section 6(f)

#### Section 6(f):

Not present

### Cultural Resources

#### Cultural Resources:

Present; No Finding of Adverse Effect



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**Cultural Resources Coordination:**

Minimum Potential to Cause Effect  
Appendix A

**Cultural Resources Coordination - ODOT Approval/SHPO  
Concurrence Date**

02/07/2024

**Cultural Resources Remarks**

A Cultural Resources Records Check was performed using the SHPO GIS online database to determine if previously recorded cultural resources are located within the project Area of Potential Effects (APE), the footprint of the project. No Cultural Resources listed on or determined eligible for listing on the National Register of Historic Places were identified within and/or immediately adjacent to the proposed project area. District environmental staff coordinated with OES Cultural Resources Staff on July 26, 2023, and in accordance with Appendix A (2) of the Section 106 Programmatic Agreement (Agreement No. 38503) executed June 29, 2023, the TRU-Kinsman Sidewalks Phase 4; PID 116845 project has 'Minimal Potential to Cause Effects' to Historic Properties and is not part of a larger undertaking. No further cultural resource investigations are warranted. See the cultural resources documentation for the project in the Project File/Cultural Resources/Project Information subsection and the Cultural Resources Tab.

**Environmental Resources Considered**

**The following environmental resources are present and have been studied for potential impacts:**

Regulated Materials

**Air Remarks**

See the Air Quality documentation for the project in the Project File/Air/Project Information subsection.

**Noise Remarks**

The project does not qualify as a Type I project for noise (i.e. not adding capacity, not moving thru travel lanes equal to or greater than 50% closer to noise sensitive areas) and a noise analysis is not required for the project under 23 CFR 772.

**The project involves ROW acquisition, Deep Excavation, or OEPA 513 Landfill Authorization:** No

**Hazardous Materials - OES Approval Date:**

01/22/2024

**Regulated Materials Review Remarks:**

Based on the information in the Regulated Materials Review (RMR) Form completed for the project, further RMR activities or special materials management are not warranted for the project. See the RMR documentation for the project in the Project File/RMR/Reports subsection.

**Environmental Justice**

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

**Environmental Justice Populations**

Present; No EJAR Required, Does Not Exceed EJ Guidance Criteria, and No Issues Raised During Public Involvement

**Identified Environmental Justice Populations**



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Census Block Group #	% Minority	% Low Income
391559301012	12	41

**Environmental Justice Remarks**

A review of the ODOT Transportation Information Mapping System (TIMS) indicated Environmental Justice populations within the proposed project area. No businesses or residences will be acquired or relocated as part of the project. The proposed project will have no disproportionately high and adverse effects to minority or low-income populations based upon the table above and attached mapping. Therefore, in accordance with the protections of Executive Order 12898 and FHWA Order 6640.23A, no further analysis is required. See Environmental Justice documentation for the project in the Project File/Environmental Justice/Project Information subsection.

**Public Involvement**

**Public Involvement:**

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

**Public Involvement Remarks**

Based on the project scope of work, its Path 1 Project Development Process (PDP) Classification and the proposed maintenance of traffic measures, emergency/public services contact activities were not conducted for the project. The Trumbull County Engineer (TCE) conducted various public involvement activities for the project, including a press release, TCE website posting and project notification letters to adjacent property/business owners. A newspaper article about the project was published in the Warren Tribune Chronicle. The TCE received comments from one (1) of the adjacent property/business owners as a result of the public involvement activities conducted for the project. See the public involvement documentation, including the received comments and response to comments, for the project in the Project File/Public Involvement/Project Information subsection.

**Environmental Commitments**

**Environmental Commitments**

Yes



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## **Environmental Commitments**

### **C2**

- 1) The project designer shall incorporate the following note into the plans. All slate walks removed as part of this project will become the property of Kinsman Township and will be delivered to the Kinsman Township facility on SR 87.
- 2) The project designer shall incorporate the following note into the plans. Concrete sidewalk must be sealed with a clear colored cure & seal.
- 3) The project designer shall incorporate the following note into the plans. Access to Kinsman Square Veterans Memorial Park shall be maintained at all times during construction activities.
- 4) The project designer shall incorporate the following note into the plans. Temporary construction fencing shall be installed, as needed, around the proposed ADA compliant curb ramp location prior to the start of construction activities to protect the existing Section 4(f) property and the public.
- 5) The project designer shall incorporate the following note into the plans. The contractor shall be required to closely coordinate the construction schedule with ODOT, Trumbull County Engineer and Kinsman Township prior to the start of construction activities.



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**Preparers and Approvals**

**Form Preparer**

District 4  
Contact: Edward Deley  
330-786-4930  
Edward.Deley@dot.ohio.gov

**Supporting Form Preparer(s):**

Lorie Feudner  
Sean Carpenter

**Approvals & Electronic Signatures**

<b>Approved &amp; Electronically Signed By:</b>	<b>Approval Date:</b>
Edward Deley (PROGRAM ADMIN 3)	2/28/2024



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## **Appendix**

### **General**

USGS Quadrangle Topographical Map - Reevaluation.pdf

USGS Quadrangle Topographical Map.pdf

### **Air**

District Determination - No Air Analysis Required.pdf

### **Cultural Resources**

Minimal Potential to Cause Effects - A or B.pdf

Records Check - Reevaluation.pdf

Records Check.pdf

### **Ecological**

ODNR Scenic River MOA Conditions

### **Other Resources**

Urbanized Area Map.pdf

### **Section 4(f)**

OES Recreational 4(f) Determination.pdf

### **Environmental Justice**

Census Mapping.pdf

### **Public Involvement**

News Article - Warren Tribune.pdf

Press Release.pdf

Property Owner Notification Letter.pdf

Public Comments Received- Mott.pdf

Public Notification Mailing List.pdf

Response to Public Comments - Mott.pdf

Trumbull County Engineer Website Posting.pdf

### **Permits**

FEMA FIRM.pdf