



OHIO DEPARTMENT OF TRANSPORTATION

DISTRICT 02

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

Environmental Document

for

LUC Swan Creek Trail PID 107469

Environmental Document Level: C2

Approved: 2/19/2020

Prepared By: Len Mikles

ASC Group

Phone: 614-643-3208

E-mail: lmikles@ascgroup.net

District Contact: Phoenix Neal

Phone: 419-373-4329

E-mail: Phoenix.Neal@dot.ohio.gov

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 June 6, 2018, and executed by FHWA and ODOT.

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C2

PID: 107469
Project Sponsor: Toledo Area Metropark District
ODOT District: 2
Funding Source: Federal
Private Funding: No

Project Description:

Metroparks Toledo is proposing to construct a 10 foot wide shared use path beginning at the existing parking lot off Airport Highway, following the alignment of the existing aggregate path (Blue Trail North Trail) for approximately 3,000 feet and continuing along a new alignment through Swan Creek Preserve Metropark ending at the existing concrete walk along Byrne Road. The new 10 foot wide path would consist of approximately 6,500 feet of asphalt, 520 feet of boardwalk and 3 bridges over Swan Creek. The Swan Creek Trail improvements will provide the missing piece of trail that will ultimately connect Maumee to Swan Creek Preserve and the University of Toledo Medical Center.

A permit from the US Army Corps of Engineers is required for this project and will be obtained prior to construction. This project is located within a special flood hazard area and a local floodplain permit has been obtained. Coordination with the US Fish and Wildlife Service and the Ohio Department of Natural Resources was done due to impacts to Swan Creek, several wetlands, and tree cutting. All documentation regarding their project conditions can be found in the project file as well. There were no historically significant resources within the project limits and therefore it will have minimal potential to cause effects.

Construction is expected to begin in the summer of 2020. During construction, any necessary detours for pedestrian and vehicular traffic will be posted. All impacts and access restrictions to the trails in the park have been coordinated with the Toledo Metroparks staff and measures will be taken to minimize any harm that the project might have on the recreational facility.

This document was written and approved based on Stage 3 plans.

STIP Reference # 2018AM04ID0128FDCO

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 (e) of this section. ***Examples include: Joint or limited use of right-of-way where the 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***

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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 -
a. Acquisition of more than a minor amount of right-of-way b. Residential or non-residential displacements c. A Coast Guard, Individual Section 404 and/or a Section 10 permit d. A Section 106 finding of Adverse Effect e. A Section 4(f) Programmatic or Individual Evaluation f. A finding of May Affect, Likely to Adversely Affect to Threatened and Endangered Species g. Construction of temporary access, or the closure of existing road, bridge, or ramps, that would result in major traffic disruptions h. Changes in access control 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) 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 k. No minor public or agency controversy on environmental grounds (no opposition from any organized groups or agencies and no unresolved environmental coordination) 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:	Nationwide Permit
Waterways Permit Approval Date	12/18/2019
Isolated Wetland Permit	No
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	09/04/2019
Endangered Species - Critical Habitat Present/Impacted	
Rayed bean	
Indiana bat	
Northern long-eared 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:	02/18/2020
Section 4(f):	Present; No Programmatic Evaluation or Individual Evaluation Required



Section 4(f) Determination:

Temporary No Use Exception - 774.13(d)

Section 4(f) Determination Date - 774.13(d)

12/04/2019

Section 6(f):

Present; No Impacts and/or Access
Restrictions

Cultural Resources:

Present; No Finding of Adverse
Effect

Cultural Resources Coordination:

Minimum Potential to Cause Effect
Appendix B

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

06/27/2019

Tribal Consultation Summary/Remarks:

Tribes were notified of the project on June 27, 2019. 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:

01/01/1900

Hazardous Materials - ESA Screening Conducted

Yes

Hazardous Materials - OES Approval Date:

04/12/2019

Phase I ESA Warranted Based on Coordination with OES:

No Further Studies Warranted

Farmland:

Urbanized Area; No Impacts in
Accordance With the Farmland MOU
and 7 CFR 658

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



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Public Involvement:

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

Environmental Commitments

Yes



Environmental Commitments

C2

- 1) The Project Designer shall incorporate the following note into the plans: The Project Designers shall incorporate a note such as the following into the plans: The project is located within the known habitat ranges of the federally listed and protected Indiana and northern long-eared bat. The Contractor shall not remove trees under this project from April 1 through September 30. All necessary tree removal shall occur from October 1 through March 31. This requirement is necessary to avoid and minimize impacts to these species as required by the Endangered Species Act. For the purposes of this note, a tree is defined as a live, dying, or dead woody plant, with a trunk 3 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 Toledo Metroparks and their contractors will obtain and adhere to all appropriate waterway permits prior to any work below the ordinary high water mark of any waterway and the permit will be included in the plans.
- 3) Toledo Metroparks and the project designer shall note in the plans areas where the contractor shall use a native seed mix for reseeding disturbed areas per the wetland restoration plan and/or CMS 659.
- 4) The Project Designer shall incorporate the following note into the plans: Access to Swan Creek Metropark shall be maintained at all times during construction activities
- 5) The Project Designer shall incorporate the following note into the plans: Temporary construction fencing shall be installed along the proposed construction limits prior to the start of construction activities to protect the existing 4(f) properties (Swan Creek Metropark) and the public;
- 6) The Project Designer shall incorporate the following note into the plans: Appropriate signage shall be installed to alert Swan Creek Metropark users of construction activities, access restrictions or closures, and to direct users to secondary park access points;
- 7) The Project Designer shall incorporate the following note into the plans: No staging and/or storage of construction equipment shall take place outside of the proposed construction limits that are within the defined boundaries of the 4(f) properties (Swan Creek Metropark)
- 8) The Project Designer shall incorporate the following note into the plans: The Contractor shall closely coordinate the construction schedule with the Toledo Area Metroparks District



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Preparers and Approvals

Form Preparer:

Len Mikles
ASC Group
800 Freeway Drive North Suite 101, Columbus Ohio 43229
614-643-3208
lmikles@ascgroup.net

Approvals & Electronic Signatures

Approved & Electronically Signed By:	Approval Date:
Phoenix Neal (ENV SPEC 2)	2/19/2020



Appendix

General

Aerial Map.pdf

Ecological

Coordination with ODNR and USFWS.pdf

Coordination with USFWS - Consult Form LUC-Swan Cr Bike.pdf

General

County Map.pdf

Cultural Resources

Minimal Potential to Cause Effect - Appendix B

Ecological

ODOT Disposition of Agency Comments.pdf

General

Stage 3 Design.pdf

STIP Listing.pdf

Other Resources

Urban Area Mapping.pdf

General

USGS Quadrangle Topographical Map.pdf

Ecological

Wetland Finding.pdf

Underserved Populations

Census Mapping.pdf

Permits

Coordination with Local Floodplain Administrator.pdf

FEMA FIRM.pdf

Local Floodplain Administrator Approval.pdf

Section 6(f)

LWCF Grant Listing.pdf

OES Approval - Maintenance.pdf



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Section 4(f)

OES Recreational 4(f) Determination.pdf

Public Involvement

Press Release.pdf

Permits

Statement of Findings.pdf

Underserved Populations

Underserved Populations Documentation Form.pdf