



# OHIO DEPARTMENT OF TRANSPORTATION

DISTRICT 12  
5500 TRANSPORTATION BLVD. • GARFIELD HGTS., OH 44125 • 216-581-2100

## **Environmental Document**

for

## **CUY US 422 04.34 Safety PID 110426**

**Environmental Document Level: C2**

**Approved: 7/20/2020**

### **Prepared By: Jessica Stratigakos**

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

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## C2

**PID:** 110426  
**Project Sponsor:** ODOT SPONSORING AGENCY  
**ODOT District:** 12  
**Funding Source:** Federal  
**Private Funding:** No

### Project Description:

The Ohio Department of Transportation (ODOT) proposes to improve the Kinsman Road (US 422) and East 93rd Street intersection to address safety concerns in the City of Cleveland, Cuyahoga County. Work includes reconfiguration of the intersection; construction of left turn lanes at all four legs of the intersection; US 422 will be widened asymmetrically to the south; the existing US 422 westbound right turn lane to southbound East 93rd Street will be removed; curbs on East 93rd Street from US 422 to Ramona Blvd. will be reconstructed; pavement resurfacing; sidewalk replacement; curb ramp, signing, pavement marking, signal, and lighting improvements.

There are 'temporary no use' impacts to the Section 4(f) protected Luke Easter Park, approved by ODOT-OES on June 19, 2020, which are described in documentation under the Section 4(f) folder.

No ecological, hazardous materials, cultural resources, Section 6(f) or underserved population impacts will result from this project.

Temporary and permanent right-of-way acquisition will be required for this project.

Relocation of some utilities may be required for this project.

Letters were sent the adjacent property owners October 2, 2019 to provide project information and an opportunity to comment on the project. One comment was received and responded to from the Cleveland Police Fourth District.

The environmental document and associated studies are being approved using Stage 2 Design. A copy of the plans is included in the project file.

### STIP Reference #

SLI 15

### Select the appropriate project type:

(27) Highway safety or traffic operations improvement projects, including the installation of ramp metering control devices and lighting, if the project meets the constraints in paragraph (e) of this section. **Examples include: Lane reduction ("road diet") changes provided traffic analysis is completed; Railroad projects that close at-grade crossings to improve safety or traffic operations.**



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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:** Not Present

**Endangered Species:** No Impacts to Protected Species and Critical Habitat

**100-Year Floodplain:** No Encroachment Within a Special Flood Hazard Area (SFHA)

**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)** 06/19/2020

**Section 6(f):** Not present

**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** 07/08/2020

**Since no Tribe was interested in this project based on their customized preferences, no further Tribal consultation was conducted.**

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



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<b>Noise Coordination - OES Approval Date:</b>	04/14/2020
<b>Hazardous Materials - ESA Screening Conducted</b>	Yes
<b>Hazardous Materials - OES Approval Date:</b>	06/03/2020
<b>Phase I ESA Warranted Based on Coordination with OES:</b>	No Further Studies Warranted
<b>Farmland:</b>	Urbanized Area; No Impacts in Accordance With the Farmland MOU and 7 CFR 658
<b>Scenic Rivers</b>	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.	
<b>Underserved Populations</b>	Does Not Exceed UP Guidance Criteria; No UP Analysis Report Required and No UP Issues Raised During Public Involvement
<b>Public Involvement:</b>	Minimum PI Requirements Met; No Minor Public or Agency Controversy on Environmental Grounds
<b>Environmental Commitments</b>	Yes



## **Environmental Commitments**

### **C2**

- 1) The Contractor shall maintain safe public access to Luke Easter Park at all times during construction activities, except for the time needed for temporary closure of the sidewalk area.
- 2) The designers shall clearly designate the Police Memorial on the plans and mark "Do Not Disturb."
- 3) To protect Luke Easter Park and the public, the Contractor shall install and maintain temporary construction fencing along the known boundaries of Luke Easter Park within the project construction limits and around the Police Memorial which is marked on the project plans, prior to the start of construction activities.
- 4) Prior to the start of construction activities, the Contractor shall install signage approved by the Engineer to alert users of Luke Easter Park of construction activities and access restrictions, and to direct users to secondary access points specifically to the 4th District Police Headquarters and the recreational features.
- 5) The Contractor shall provide the construction schedule to City of Cleveland Department of Public Works and ODOT 30 days prior to the start of construction activities.
- 6) The Project Designer shall include a plan note for Petroleum Contaminated Soils (PCS) in the project plans for four sites: 9213 Kinsman Road, 9002/9004 Kinsman Road, 9333 Kinsman Road, and 9326 Kinsman Road.
- 7) The Contractor shall fully restore any land to be disturbed and return to a condition which is at least as good as that which existed prior to the project.



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### **Preparers and Approvals**

**Form Preparer:**

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**Supporting Form Preparer(s):**

Whitney Shuttleworth  
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### **Approvals & Electronic Signatures**

<b>Approved &amp; Electronically Signed By:</b>	<b>Approval Date:</b>
<b>Mark Carpenter (TRANS ENGR 3)</b>	7/20/2020



## Appendix

### General

Aerial Map.pdf

County Map.pdf

### Noise

District Determination - No Noise Analysis Required.pdf

### Ecological

Ecological Review Form - Ecologically Exempt Project.pdf

### Cultural Resources

Minimal Potential to Cause Effect - Appendix B

### ESA

OES Recommendations - Screening.pdf

### Cultural Resources

Records Check.pdf

### ESA

Regulated Materials Review Form.pdf

### General

USGS Quadrangle Topographical Map.pdf

### Other Resources

Water Source Protection Area Map.pdf

Well Log Data.pdf

### Underserved Populations

Census Mapping.pdf

### Permits

FEMA FIRM.pdf

### Section 6(f)

LWCF Grant Listing.pdf

### Section 4(f)

OES Recreational 4(f) Determination.pdf

### Public Involvement



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Property Owner Notification Letter.pdf

Public Notification Mailing List.pdf

Response to Stakeholder Comments.pdf