



OHIO DEPARTMENT OF TRANSPORTATION

DISTRICT 04
2088 SOUTH ARLINGTON RD. • AKRON, OH 44306 • 330-786-3100

Environmental Document

for

POR SR 0059 02.14 (E Main St) PID 112026

Environmental Document Level: C2

Approved: 2/21/2023

Prepared By: Cassandra Austin

Lawhon & Associates

Phone: 614-481-8600

E-mail: caustin@lawhon-assoc.com

District Contact: Brian Peck

Phone: 330-786-4931

E-mail: Brian.Peck@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 December 14, 2020, and executed by FHWA and ODOT.

Table of Contents

C2.....	3
Environmental Commitments.....	8
Preparers and Approvals.....	9
Appendix.....	11



C2

PID:	112026
Project Sponsor:	Kent, City of
ODOT District:	4
Funding Source:	Federal
Private Funding:	No

Project Description:

The City of Kent is proposing improvements to make travel safer for both vehicles and pedestrians on East Main Street (State Route 59) in Downtown Kent, Portage County. The project proposes to reconstruct the East Main Street corridor by replacing two (2) existing signalized intersections with new modern roundabout intersections and constructing an additional left turn lane on Midway Drive to westbound East Main Street. The project will also construct new tree lined boulevard, dividing eastbound and westbound traffic and controlling side street and drive access along the East Main Street corridor, and provide new wider sidewalks and tree lawn on north side of the street East Main Street and 10-foot concrete shared path for bikes and pedestrians on the south side of East Main Street.

The proposed roundabout at the Willow Street/Haymaker Parkway/East Main Street intersection will include an 87-foot outside radius circulatory roadway (inscribed circle), a 57-foot radius central island with a 14-foot-wide truck apron, concrete splitter islands along all roadway approaches and driveway access modifications along East Main Street. The proposed roundabout at Horning Avenue/East Main Street will include an 85-foot outside radius circulatory roadway (inscribed circle), a 55-foot radius central island with a 14-foot-wide truck apron, concrete splitter islands along all roadway approaches and driveway access modifications along East Main Street. Midway Drive will be widened to provide one 11-foot southbound lane, 9-foot wide center median, two 10-foot northbound left turning lanes to westbound to East Main Street, and one 10-foot northbound right turn lane eastbound East Main Street.

The project will reconstruct and enhance Kent State University's Shared Use Path along East Main Street from South Lincoln Street to Midway Drive and construct additional shared use path from Midway Drive to Horning Road. The proposed 10-foot wide concrete shared path for will be constructed on Kent State University property and existing/proposed street rights-of way on the south side of the East Main Street. The shared use path will have higher visibility stamped brick crosswalks for pedestrians and bikes at University Drive, Sherman Street, Linden Drive, Wilson Avenue, Elmwood Drive, Fairview Avenue, and Horning Road. Additional project work includes pavement resurfacing and reconstruction and installation of enhanced and higher visibility stamped brick wheelchair accessible curb ramps, new bus pull-offs and shelters, new decorative streetlights and traffic control signals, new traffic control devices (pavement markings, signage), new storm and sanitary sewers, new storm water bioretention cell post-construction best management practice (BMP) features, and decorative landscaping along the East Main Street corridor within the project construction limits.

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*. The project will be constructed in multiple phases to minimize disruption to the traveling public. Local traffic will be maintained using partial width construction and lane closures on East Main Street and Haymaker Parkway. Willow Street, Overlook Drive, and Fairview Drive will be closed to accommodate roundabout construction operations. Each estimated closure duration is approximately 120 consecutive days. Additional short duration/daily side street closures may be required during project construction. To minimize disruption to the traveling public, short duration/daily side street closures will be staggered/phased. Local street and project detour routes will be provided. The official project detour will utilize State Route 261, State Route 43, and Summit Street. Construction, lane restriction/closure and detour information will be posted within the project limits prior to the start of construction with updated information being posted prior to each construction phase/travel pattern change throughout the project construction duration. Access to all properties will be maintained during all phases of construction.

Based on preliminary right-of-way plan information, the project will acquire approximately 2.62 acres of permanent and 3.92 acres of temporary right-of-way from 32 individual parcels to construct the project. One take of an unoccupied commercial structure, located at 414 East Main Street, is proposed to construct the project. The project will result in demolition of the unoccupied structure. No relocations are proposed to construct the project. See the preliminary right-of-way plans for the project in the Project



Environmental Document Level: C2
PID 112026 POR SR 0059 02.14 (E Main St)

Approved: 2/21/2023

File/General/Project Information subsection as *Right of Way Plan Sheets.pdf*.

Minor relocations of existing utilities within the project vicinity will be necessary to construct the project. These minor utility relocations will occur within the existing/proposed new roadway rights-of-way. Utilities will not be permanently removed to construct the project. Coordination with the utility companies affected by the proposed construction activities was conducted for the project during its preliminary engineering phase and will continue during its detailed design phase.

Literature review and cultural resource field investigations performed for the project identified multiple history/architecture resources fifty years of age or older located within or adjacent to the project area of potential effect (APE). Based on results of the literature review and cultural resource field reviews, ODOT-OES determined no further cultural resource investigations are warranted for the project. In accordance with Stipulation V(C)(2) of the Section 106 Programmatic Agreement between FHWA, ODOT, Ohio's SHPO, and ACHP executed November 08, 2017 (Agreement No. 19319) and amended on July 11, 2019, ODOT-OES has determined that 'no historic properties affected' is the appropriate finding for the proposed undertaking and no further cultural resource investigation is required pending completion of a 15-day review and comment period at the Ohio's State Historic Preservation Office. No comment or objection was received Ohio's State Historic Preservation Office within the 15-day review and comment period. See the cultural resources documentation for the project in the Project File/Cultural Resources section and the Cultural Resources Tab.

Additionally, on January 20, 2023, in accordance with 23 CFR 774, ODOT-OES determined the undertaking will not result in the use of any Section 4(f) historic site. See the 4(f) documentation for the project in the Project File/Section 4(f)/Coordination and Reports subsections.

The project proposes to reconstruct and enhance Kent State University's Shared Use Path along East Main Street from South Lincoln Street to Midway Drive and construct additional shared use path from Midway Drive to Horning Road. The Kent State University Shared-Use Path, a recognized Section 4(f) resource, traverses parallel to the southside of East Main Street. The anticipated impacts to the Kent State University's Shared Use Path meet the criteria of exemption under paragraph (g) "Transportation Enhancement Exception" of 23 CFR 774.13. On December 19, 2022, ODOT-OES concurred with the transportation enhancement exception for recreational facilities and determined that no further Section 4(f) coordination is required for the project. See the recreational 4(f) documentation for the project in the Project File/Section 4(f)/Coordination and Reports subsections.

A Regulated Materials Review (RMR) form was completed for the project. Based on file reviews completed for the proposed project and information contained in the RMR Screening, ODOT-OES recommended a petroleum contaminated soils (PCS) plan note be placed in the plans for the following properties: RM-006 (Vavoline; 403 E Main St); RM-015 (Dunkin Donuts/Ninth Brand Realty LLC; 525 E Main St); RM-021 (Fred's Auto Center; 715 E Main St); RM-022 (Taco Bell; 805 E Main St); RM-024 (Gordon & Mary Seaholts; 811 E Main/112 Wilson Ave); RM-025 (Former Circle K; 901 E Main St); and RM-034 (BP Gas Station; 1434 E Main St). A plan note for Petroleum Contaminated Soils (PCS) shall be developed and included in the project plans for the above referenced properties.

Additionally, ODOT-OES recommended an RMR Assessment be performed at RM-041, 340 East Main Street. The RMR Assessment completed for the project found no regulatory files or other indications of use of regulated materials on the RM-041, 340 East Main Street property. On January 24, 2023, ODOT-OES concurred with the project consultant that no further investigation or material management was required on the RM-041, 340 East Main Street property. See RMR documentation for the project in the Project File/ESA section.

See continuation of the project description in the Project File/General/Project Information subsection as *Project Description Continued.pdf*.

STIP Reference #:

112026: 21-24 STIP/SLI Group Project. Fiscal constraint is at SLI Group level.

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 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 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)
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?	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	12/26/2022
Endangered Species - Critical Habitat Present/Impacted	
Indiana bat	
Northern long-eared bat	



Approved: 2/21/2023

Endangered Species - Other Critical Habitat Present/Impacted:	No
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:	
No Use	
Transportation Enhancement Exception - 774.13(g)	
Section 4(f) Determination Date - No Use	01/20/2023
Section 4(f) Determination Date - 774.13(g)	12/19/2022
Section 6(f):	Not present
Cultural Resources:	Present; No Finding of Adverse Effect
Cultural Resources Coordination:	No Historic Properties Affected
Cultural Resources Coordination - ODOT Approval/SHPO Concurrence Date	01/19/2023
Tribal Consultation Summary/Remarks:	
<p>The Absentee-Shawnee Tribe, the Delaware Nation, the Delaware Tribe, the Eastern Shawnee Tribe, the Ottawa Tribe, the Peoria Tribe, the Seneca Nation, and the Wyandotte Nation were notified and encouraged to comment on the proposed project on January 10, 2023. The Shawnee Tribe offered no objection to the proposed project on January 12, 2023. The Seneca Nation of Indians concurred with the "no historic properties affected" on February 2, 2023, and had no additional comments or concerns. The remaining tribes did not respond within the 30-day comment window. Tribal coordination can be found in the Cultural Resources tab.</p>	
<p>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.</p>	
Air Quality:	Studies Not Required
Air Quality - Coordination with OES:	Yes
Air Quality - OES Approval Date:	01/07/2021
Noise:	Studies Not Required
Noise Coordination - OES Approval Date:	01/07/2021
Hazardous Materials - ESA Screening Conducted	Yes
Hazardous Materials - OES Approval Date:	08/18/2022
Phase I ESA Warranted Based on Coordination with OES:	Yes
Phase II ESA Warranted Based on Coordination with OES:	No Further Studies Warranted



Hazardous Materials - Coordination Results

Limited to Petroleum Related
 Underground Storage Tanks (USTs)
 and/or Releases

Hazardous Materials - OES Approval Date - Phase I:

01/24/2023

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

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

Identified Underserved Populations

Census Block Group #	% Minority	% Low Income	% Older Adults	% Limited English Proficiency (LEP)
391336015012	7	51	24	5
391336015021	27	0	0	0
391336015022	33	84	5	7
391336012002	25	62	13	0
391336012004	17	24	4	0

Underserved Populations Remarks

The proposed project will have no disproportionately high and adverse effects to minority or low-income populations based upon the table above, the attached mapping, and the answers to the questions above. No concerns related to impacts on Environmental Justice were raised as a result of public involvement activities conducted as part of the proposed project. Therefore, in accordance with the protections of Executive Order 12898 and FHWA Order 6640.23A, no further analysis is required.

Public Involvement:

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

Environmental Commitments

Yes



Environmental Commitments

C2

- 1) The Design Engineer shall include a plan note for Petroleum Contaminated Soils (PCS) in the project plans for seven sites: RM-006, 403 E Main St; RM-015, 525 E Main St; RM-021, 715 E Main St; RM-022, 805 E Main St; RM-024, 811 E Main/112 Wilson Ave; RM-025, 901 E Main St; and RM-034, 1434 E Main St
- 2) The Design Engineer shall include the following as a plan note: Access to the Kent State multi-use path shall be maintained at all times during construction activities via flagging operations and/or an approved detour
- 3) The Design Engineer shall include the following as a plan note: Temporary construction fencing shall be installed along proposed construction limits prior to the start of construction activities to protect the existing Section 4(f) property and the public
- 4) The Design Engineer shall include the following as a plan note: Appropriate signage shall be installed to alert users of the Kent State multi-use path of construction activities, access restrictions or closures, and to direct users to secondary access points
- 5) The Design Engineer shall include the following as a plan note: The contractor shall be required to closely coordinate the construction schedule with ODOT and the City of Kent, City Engineer prior to the start of construction activities
- 6) The Design Engineer shall incorporate following note into the plans:
ENDANGERED SPECIES HABITAT - INDIANA BAT/NORTHERN LONG-EARED BAT
THE PROJECT IS LOCATED WITHIN THE KNOWN HABITAT RANGES OF THE FEDERALLY LISTED AND PROTECTED INDIANA BAT AND NORTHERN LONG-EARED BAT. NO TREES SHALL BE REMOVED 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 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.



Environmental Document Level: C2
PID 112026 POR SR 0059 02.14 (E Main St)
Approved: 2/21/2023

Preparers and Approvals

Form Preparer: Cassandra Austin
Lawhon & Associates
1441 King Ave, Columbus OH 43212
614-481-8600
caustin@lawhon-assoc.com

Supporting Form Preparer(s): Brian Peck
Libby Rushley

Approvals & Electronic Signatures

Approved & Electronically Signed By:	Approval Date:
Brian Peck (ENV SPEC 3)	2/21/2023



Appendix

General

Aerial Map.pdf

County Map.pdf

Photect Description Continued.pdf

USGS Quadrangle Topographical Map.pdf

Air

OES Determination - No Air Analysis Required.pdf

Noise

OES Determination - No Noise Analysis Required.pdf

Project Related OES Decision - Noise.pdf

ESA

OES Recommendations - Assessment.pdf

OES Recommendations - Screening.pdf

Cultural Resources

Records Check.pdf

SHPO Comments

SHPO Concurrence.pdf

Transmittal 1 - Effect Determination

Tribal Consultation

Tribal Consultation - Correspondence List and Example.pdf

Tribal Response - Seneca Nation.pdf

Tribal Response - Shawnee Tribe.pdf

Ecological

ODNR Scenic River MOA Conditions

USFWS/ODNR Ecological MOA Conditions

Other Resources

Census Bureau Urbanized Area Map.pdf

Water Source Protection Area Map.pdf

Well Log Data.pdf



Section 4(f)

OES Cultural Resources 4(f) Determination.pdf

OES Recreational 4(f) Determination.pdf

Underserved Populations

Census Mapping.pdf

Public Involvement

Citizens Advisory Committee Members - Updated 8-6-2021.pdf

Citizens Advisory Committee Mtg Minutes or Notes - 2018-2020.pdf

Correspondence Stakeholders-EMS Mtg Notifications 2020-2021.pdf

News Article - Kent Wired 9-17-2021.pdf

News Article - Record Courier 3-31-2021.pdf

News Article - Record Courier 9-11-2021.pdf

Press Release.pdf

Project Website Snap Shot 1-9-2023.pdf

Project Website Snap Shot 2-17-2023.pdf

Public Comments Received and Responses.pdf

Public Involvement Plan.pdf

Public Meeting - Citizens Advisory Committee Notification.pdf

Public Meeting Comment Form.pdf

Public Meeting Exhibits.pdf

Public Meeting Notification - Stakeholders.pdf

Public Meeting Notification Mailing List.pdf

Public Meeting Notification Postcard Mailer.pdf

Public Meeting Presentation.pdf

Public Meeting Sign In Sheet 9-16-20221 and 9-21-2021.pdf

Public Notification Mailing List.pdf

Permits

FEMA FIRM.pdf