



OHIO DEPARTMENT OF TRANSPORTATION

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

Environmental Document

for

CCR Mahoning Sub Rehabilitation PID 115274

Environmental Document Level: C2

Approved: 2/9/2022

Prepared By: District 12

Timothy Brown

Phone:

E-mail: Timothy.Brown@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.

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C2

PID: 115274
Project Sponsor: Ohio Rail Development Commission
ODOT District: 12
Funding Source: Federal
Private Funding: Yes
Project Description:

Rehabilitation of rail infrastructure along the Cleveland & Cuyahoga Railway's (CCR) Mahoning Subdivision in Cuyahoga County, Ohio. Work to include crosstie replacement, ballast installation, surfacing, rail replacement, and ancillary work including brush cutting on main and side tracks over 12 miles. All work will take place on railroad-controlled right-of-way. There will be no utility involvement. Traffic on intersecting roadways will not be impacted by the project. Environmental document is based on railroad's final design.

59.9 acres of Suitable Wooded Habitat, all within 100 ft. of the edge of pavement or actively used track, will be impacted. All cutting of vegetation will be restricted to October 1 through March 31.

STIP Reference #: SLI Group Project

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



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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:	Not Present
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	11/16/2021
Endangered Species - Critical Habitat Present/Impacted	
Indiana bat	
Northern long-eared bat	
Endangered Species - Other Critical Habitat Present/Impacted:	No
100-Year Floodplain:	No Encroachment Within a Special Flood Hazard Area (SFHA)
Section 4(f):	Not present
Section 6(f):	Not present
Cultural Resources:	Not Present
Cultural Resources Coordination - ODOT Approval/SHPO Concurrence Date	12/07/2021

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.



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Air Quality:	Studies Not Required
Air Quality - Coordination with OES:	No
Noise:	Studies Not Required
Noise Coordination - OES Approval Date:	12/07/2021
Hazardous Materials - ESA Screening Conducted	Studies Not Required
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
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Identified Underserved Populations

Census Block Group #	% Minority	% Low Income	% Older Adults	% Limited English Proficiency (LEP)
390351105011	44	72	14	0
390351105012	66	81	19	0
390351146002	45	69	10	0
390351149004	84	89	4	0
390351146001	77	78	1	0
390351149001	37	67	17	0
390351145013	94	65	31	0
390351153001	78	77	5	0
390351275011	89	67	15	0
390351275012	>99.99	39	18	0
390351214012	>99.99	52	14	0
390351214032	98	76	38	0
390351214011	>99.99	81	9	0
390351214031	>99.99	73	16	0
390351222001	97	58	17	0
390351223001	99	63	25	0
390351881041	95	36	19	0
390351331032	90	47	20	1
390351331041	74	47	22	4

Underserved Populations Remarks



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The project's scope is limited to rehabilitation of existing railroad infrastructure. The project will not change access, involve relocations, or negatively impact community cohesion. The project is intended to improve the condition of the railroad infrastructure to better serve businesses that are located in the communities along the line. The line passes through a number of census block groups that consist of high proportions of Underserved Populations. Given the project's limited impact on Underserved Populations, public involvement undertaken was commensurate with the project's scope.

Census blocks 390351275012, 390351214012, 390351214011, and 390351214031 have 100% minority populations.

Public Involvement:

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

Environmental Commitments

Yes



Environmental Commitments

C2

1) Ensure impacts to the federally listed and protected Indiana bat and northern long-eared bat and the State listed and protected little brown bat and tricolored 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. Clearing limits shall be confined to existing railroad right-of-way. 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.



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Preparers and Approvals

Form Preparer

District 12
Contact: Timothy Brown
Timothy.Brown@dot.ohio.gov

Approvals & Electronic Signatures

Approved & Electronically Signed By:	Approval Date:
Timothy Brown (PLANNER 3)	2/9/2022



Appendix

General

Aerial Map.pdf

ESA

Regulated Materials Review Form.pdf

Cultural Resources

Records Check.pdf

Ecological

ODNR Scenic River MOA Conditions

USFWS/ODNR Ecological MOA Conditions

Section 6(f)

LWCF Grant Listing.pdf

Underserved Populations

Census Mapping.pdf

Public Involvement

Stakeholder Notification - pdf.pdf

Stakeholder Notification.png

Permits

FEMA FIRM.pdf