



# OHIO DEPARTMENT OF TRANSPORTATION

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

## **Environmental Document** for **LAK South Park Place PID 117144** Environmental Document Level: C2

**Approved: 8/17/2023**

**Prepared By: Robert Sabol**

Environmental Design Group

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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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**C2**

**Project Information**

**PID:** 117144

**Project Sponsor:** Painesville, City of

**ODOT District:** 12

**Funding Source:** Federal

**Project Description:**

The City of Painesville proposes to improve accessibility and connections along South Park Place from 100 feet south of Main Street to 475 ft east of Liberty Street in the City of Painesville in Lake County. The project includes improvements to ADA mobility and access, shortening of pedestrian crossings, drainage improvements, lighting improvements, landscaping, and site amenities.

There is no Right-of-Way acquisition required for this project. All work will be fully within the existing Right-of-Way.

Roadway traffic will be maintained at all times during project construction using a plan to be developed by the contractor and approved by the City. Maintenance of traffic will require temporary closure of parking spaces during construction. Access to all properties will be maintained at all times for all of the traveling (vehicular, pedestrian, etc.) public.

There are no utility relocations required for this project. Minor utility work includes adjusting valves, manholes, and service boxes to grade within the project area.

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/ESA/Reports subsection.

The environmental document and associated studies are being approved using Stage 1 Design. A copy of the plans are included in the project file.

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

**Ellis STIP Details**

Phase	Current STIP Reference
CO	117144: 24-27 STIP

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

**Select the appropriate project type:**



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(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 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

**Endangered Species:**

No Impacts to Protected Species and  
Critical Habitat



Scenic Rivers

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No National Wild and Scenic River  
Within 1000 Feet of the Proposed  
Project Area

**Scenic Rivers Remarks**

There are no waterways or scenic rivers within the project area. Ecological studies were not included in the project as the area is urbanized and consists entirely of upland lawn, existing sidewalk, and existing roadway. The project was approved as Ecological Exempt. See the Project File tab for the Ecological Exempt Form.

**Floodplains**

**100-Year Floodplain:**

No Encroachment Within a Special  
Flood Hazard Area (SFHA)

**Floodplain Remarks**

Environmental Design Group staff reviewed the FEMA FIRM for the project study area and determined the project is located within an Area of Minimal Flood Hazard/Zone X. The project will not impact a special flood hazard area. See the floodplain mapping 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:**

No Use - Recreational

**Section 4(f) Determination Date - No Use - Recreational**

07/06/2023

**Section 4(f) Remarks**

A Section 4(f)/6(f) Determination Request Form for Recreational Properties (DRF) was submitted to ODOT-OES Policy Staff on June 23, 2023. Based upon review of the DRF it was determined the proposed project will not interfere with or adversely impact the protected recreational activities, features, or attributes associated with Veterans Park. Therefore, a determination of No Use is appropriate in accordance with 23 CFR 774. The determination was made based on the proposed scope of work and concurrence received from the Official with Jurisdiction (OWJ) regarding the assessment of impacts that are included in the DRF. OES Determination of Section 4(f) No Use dated July 6, 2023 is included in Project File/Section 4(f)/Concurrence/OES Recreational 4(f) Determination.pdf.

**Section 6(f)**

**Section 6(f):**

Not present



## Cultural Resources

### Cultural Resources:

Present; No Finding of Adverse Effect

### Cultural Resources Coordination:

ORC 149.53 Appendix B

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

06/12/2023

### Cultural Resources Remarks

The undertaking is limited to streetscape enhancements in downtown Painesville, Lake County, Ohio. Here, a sidewalk will be widened, a new crosswalk design will be implemented, drainage improvements will be made, landscaping will be upgraded, and other minor site amenities will be installed. Construction activities will be limited to existing, city-owned roadway space beside the town square. No new right-of-way will be acquired. No buildings will be involved in the project and no relocations will be required. The Downtown Painesville, Historic District (NR # SG100005323), the Painesville City Hall property (NR #72001028), and the Mentor Avenue District (NR # 78002093) are found just beyond the area of potential effects. No individual contributing element related to any of these historic properties will be altered by construction and the project will not take land from any known historic property. The construction of this pedestrian enhancement project to improve walkability and safety is a project types exempt from further cultural resource consideration by the 11/8/17 Cultural Resource PA (Agreement 19319 -- Appendix B -- Items 1 and 2), as long as no new permanent right-of-way will be acquired from a historic property and no contributing element of a historic district will be removed or altered by construction. On June 12, 2023, ODOT-OES determined the undertaking has 'minimal potential to cause effects' to historic properties in accordance with the Section 106 Programmatic Agreement (*Agreement No. 19319*) executed November 8, 2017, and amended July 11, 2019. No new permanent right-of-way from a historic property will be acquired and no contributing elements of a historic property will be removed or altered by the project. Therefore, in accordance with 23 CFR Part 774, the undertaking LAK South Park Place PID 117114 will not result in the use of a Section 4(f) cultural resource. OES June 12, 2023 Determination of No Use for Cultural Section 4(f) is included in Project File/Section 4(f)/Coordination/ OES Cultural Resources 4(f) Determination.

### Environmental Resources Considered

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

#### Regulated Materials

#### Air Remarks

No Air Quality Impacts.

#### Noise Remarks

The project is not a Type I project for noise, add an auxiliary lane or does not add capacity a new highway on new location. The project will not significantly change the horizontal or vertical alignment. Therefore, a noise analysis is not required.

#### The project involves ROW acquisition, Deep Excavation, or OEPA 513 Landfill Authorization:

Yes - Screening

#### Regulated Materials Review Screening:

No Further Regulated Materials Review



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**Regulated Materials Review Screening - DEC/OES Approval Date:**

06/07/2023

**Regulated Materials Review Remarks:**

Based on the information provided, no further RMR or special material management is warranted for the project. See the Decision document from OES in the Project Files.

**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**

Census Block Group #	% Minority	% Low Income
154996	48	52

**Environmental Justice Remarks**

There are no residential or business relocations anticipated from the project.

Pedestrian access in the project area will be temporarily rerouted during construction. Access to surrounding business and through traffic will be maintained using existing sidewalk areas outside the project area.

No man-made dividers will be installed with the project.

Access to or use of the transportation improvement will not be denied to any Environmental Justice Populations.

The project will not result in any unanticipated additional impacts to any Environmental Justice Populations.

No concerns related to the impacts on Environmental Justice Populations or any other unique factors that could result in a disproportionately high and adverse effect were raised during Public Involvement.

Based on mapping from TIMS, the minority populations are 48% for the US Census Block Groups located within the project area and 52% of the population is designated as low income.

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, FHWA Order 6640.23A, no further analysis is required.

Based on the above findings an Environmental Justice Analysis Report is not required.

The Census mapping may be found in the project file under Environmental Justice.

**Public Involvement**



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**Public Involvement:**

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

**Public Involvement Remarks**

The City of Painesville conducted a series of public involvement and stakeholder meetings for the City's complete street and connectivity plan, of which this project resulted. Public comments were received at three public involvement meetings, and stakeholder comments were received at two stakeholder meetings. Documentation from the three public involvement and two stakeholder meetings are included in the public involvement documentation for the project in the Project File/Public Involvement/Project Information subsection.

Public Involvement Conclusion: No revisions to the project design have been made due to public comments. The City of Painesville has decided to proceed with the project as currently designed.

**Environmental Commitments**

**Environmental Commitments**

Yes



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## **Environmental Commitments**

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- 1) Access to Veterans' Memorial Park shall always be maintained during construction activities.
- 2) Temporary construction fencing shall be installed along proposed construction limits prior to the start of construction activities to protect the Section 4(f) property and the public.
- 3) The contractor shall be required to closely coordinate the construction schedule with ODOT and the City of Painesville prior to the start of construction activities.



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### **Preparers and Approvals**

**Form Preparer:**

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**Supporting Form Preparer(s):**

Hunter Durbin  
Kyle Lukes  
Susan Daniels

### **Approvals & Electronic Signatures**

<b>Approved &amp; Electronically Signed By:</b>	<b>Approval Date:</b>
Mark Carpenter (TRANS ENGR 3)	8/17/2023



## Appendix

### General

Aerial Map.pdf

County Map.pdf

USGS Quadrangle Topographical Map.pdf

### ESA

OES Recommendations - Screening.pdf

Regulated Materials Review Form.pdf

### Cultural Resources

Minimal Potential to Cause Effect - Appendix B

Records Check.pdf

### Ecological

ODNR Scenic River MOA Conditions

### Other Resources

Census Bureau Urbanized Area Map.pdf

### Section 4(f)

OES Recreational 4(f) Determination.pdf

OWJ Coordination and Response.pdf

### Environmental Justice

Census Mapping.pdf

### Public Involvement

Public Comments Received - Meeting 1.pdf

Public Comments Received - Meeting 2.pdf

Public Meeting Exhibits - Meeting 2.pdf

Public Meeting Notification - Meeting 1.pdf

Public Meeting Notification - Meeting 3.pdf

Public Meeting Presentation - Meeting 1.pdf

Public Meeting Presentation - Meeting 3.pdf

Public Meeting Sign In Sheet - Meeting 1.pdf

Public Meeting Sign In Sheet - Meeting 2.pdf



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Public Meeting Sign In Sheet - Meeting 3.pdf

Stakeholder Comments - Meeting 1.pdf

Stakeholder Contact List - Meeting 1.pdf

Stakeholder Meeting Minutes or Notes - Meeting 1.pdf

Stakeholder Meeting Minutes or Notes - Meeting 2.pdf

**Permits**

FEMA FIRM.pdf