



# OHIO DEPARTMENT OF TRANSPORTATION

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

## Environmental Document

for

**POR IR 0076 14.890 Slope Repair PID 118564**

Environmental Document Level: C2

**Approved: 2/15/2023**

**Prepared By: District 4**

**Edward Deley  
Phone: 330-786-4930  
E-mail: [Edward.Deley@dot.ohio.gov](mailto:Edward.Deley@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

<b>PID:</b>	118564
<b>Project Sponsor:</b>	DISTRICT 4-PLANNING
<b>ODOT District:</b>	4
<b>Funding Source:</b>	Federal
<b>Private Funding:</b>	No

### Project Description:

The Ohio Department of Transportation proposes to repair approximately 150 lineal feet of failing roadway shoulder and embankment along the southbound travel lane of Porter Road (Township Road 54) in Edinburg Township, Portage County, Ohio. The roadway shoulder/embankment failure area is located in the northwest quadrant of the POR-76-1489 Porter Road bridge structure spanning Interstate Route 76 (Structure File Number 6702767). The project will remove existing guardrail, remove trees and above ground vegetation, and install geopier plate piles in a grid pattern (160-feet long by 47-feet wide grid) along the existing embankment slope within the project construction limits. Plate pile elements will be driven through unstable soils into a competent subsurface soil layer. Additional improvements include shoulder repair, embankment grading and reseeding, guardrail and fence reinstallation, new sign installation and new edge line pavement marking applications 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*.

Roadway shoulder and embankment repair operations will require closure of Porter Road at the Interstate Route 76 bridge location for a period not to exceed 14 consecutive days. Project work may be performed before and after the Porter Road closure duration. Construction, lane restriction, roadway closure and detour information will be posted prior to the start of construction. Access shall be maintained to all adjacent properties for the duration of the project. No travel lane restrictions are anticipated on Interstate Route 76. Substantial traffic disruptions are not expected with the project.

The project will be constructed within the existing highway and roadway rights-of-way.

Existing utilities within the project study areas will not be impacted/relocated to construct the project. The undertaking will repair failing roadway shoulder and embankment along southbound Porter Road adjacent to the POR-76-1489/SFN 6702767 bridge in Edinburg Township, Portage County, Ohio. The work is limited to the existing road/highway rights-of-way exclusively composed of modern elements. A Cultural Resources Records Check concluded no historic district and/or properties listed in or potentially eligible for listing in the National Register of Historic Places (NRHP) are present in proximity of the project. No work is proposed on the POR-76-1489/SFN 6702767 bridge. The proposed project will not impact any historic structures/properties/districts and has minimal potential to cause effects to any historic properties. Based on the scope of the project and the results of the Section 106 Records Check, the project has minimal potential to cause effects and no further coordination is required in accordance with the Section 106 Programmatic Agreement. See the cultural resources documentation for the project in the Project File/Cultural Resources/Project Information subsection and the Cultural Resources Tab.

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.



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The project proposes to remove approximately 0.15 acre of potential suitable wooded habitat (SWH) for the federally-listed Indiana bat and northern long-eared bat, and state-listed little brown bat and tricolored bat species. No streams, wetlands or other ecological resources are present within the project construction limits. See the ecological and threatened/endangered species documentation for the project in the Project File/Ecological/Reports subsection and in the Ecological tab.

The project is not located within a mapped Special Flood Hazard Area (SFHA). See the floodplains documentation for the project in the Project File/Permits/Floodplains subsection.

The project will not impact any environmentally sensitive resources within the project study areas.

ODOT District 4 conducted various public involvement activities for the project, including a news release, website posting, project maintenance of traffic/schedule information electronic mailed to local emergency/public services in the project vicinity and project notification mailed to affected/abutting property owners. Project comments were requested with all public involvement activities. One public comment supporting the project was received and one information request was received from the Portage County Engineer's Office as a result of the public involvement performed for the project. See the public involvement documentation, including comment/information request received and response information, for the project in the Project File/Public Involvement/Project Information subsection.

The environmental document and associated studies, as applicable, were approved using embankment repair design proposal information developed for the project. A copy of the embankment repair design proposal information for the project is included in the Project File/General/Project Information subsection as *Project Scoping Information.pdf*.

The project cost is specified in the ODOT State Fiscal Years 2021 - 2024 Statewide Transportation Improvement Program (STIP). Fiscal constraint is at the Statewide Line Item (SLI) Group level. An individual project utilizing a SLI does not require a STIP/TIP amendment.

**STIP Reference #:**

118564: 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



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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.**

<b>Waterways:</b>	Not Present
<b>Will any wetlands be impacted?</b>	No
<b>Endangered Species:</b>	Present; No finding of May Affect, Likely to Adversely Affect
<b>Endangered Species - Coordination</b>	May Affect, Not Likely to Adversely Affect
<b>Endangered Species - Coordination Date</b>	02/08/2023
<b>Endangered Species - Critical Habitat Present/Impacted</b>	
Indiana bat	
Northern long-eared bat	
<b>Endangered Species - Other Critical Habitat Present/Impacted:</b>	No
<b>100-Year Floodplain:</b>	No Encroachment Within a Special Flood Hazard Area (SFHA)
<b>Section 4(f):</b>	Not present
<b>Section 6(f):</b>	Not present
<b>Cultural Resources:</b>	Present; No Finding of Adverse Effect
<b>Cultural Resources Coordination:</b>	Minimum Potential to Cause Effect Appendix A
<b>Cultural Resources Coordination - ODOT Approval/SHPO Concurrence Date</b>	02/09/2023

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



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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:**

**Hazardous Materials - ESA Screening Conducted** Yes

**Hazardous Materials - OES Approval Date:** 12/30/2022

**Phase I ESA Warranted Based on Coordination with OES:** No Further Studies Warranted

**Farmland:** Non-Urbanized Area; No Impacts in Accordance With the Farmland MOU, 7 CFR 658, and ORC 929.05

**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)
391336007051	7	18	17	1

**Underserved Populations Remarks**

The proposed project will have no disproportionately high and adverse effects to minority or low-income populations. No concerns related to impacts on Environmental Justice populations 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, no further analysis is required. See Environmental Justice documentation for the project in the Project File/Underserved Populations/Project Information subsection.

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

**Environmental Commitments** Yes



## Environmental Commitments

### C2

1) The project will result in removal of suitable wooded habitat for threatened and endangered bat species. ODOT Portage County forces will remove all trees within the project construction limits prior to April 1, 2023, in compliance with the following environmental commitment:

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.



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### Preparers and Approvals

**Form Preparer**

District 4  
Contact: Edward Deley  
330-786-4930  
Edward.Deley@dot.ohio.gov

**Supporting Form Preparer(s):** Brian Peck

### Approvals & Electronic Signatures

Approved & Electronically Signed By:	Approval Date:
Brian Peck (ENV SPEC 3)	2/15/2023



## **Appendix**

### **General**

County Map.pdf

USGS Quadrangle Topographical Map.pdf

### **Cultural Resources**

Records Check.pdf

### **Ecological**

ODNR Scenic River MOA Conditions

USFWS/ODNR Ecological MOA Conditions

### **Underserved Populations**

Census Mapping.pdf

### **Public Involvement**

Adjacent Property Owner Notification Contact List.pdf

Adjacent Property Owner Notification Mailer.pdf

Emergency and Public Services Notification.pdf

ODOT County Manager Notification.pdf

Press Release.pdf

Public Comments Received.pdf

Public and Emergency Services Contacts List.pdf

Response to Public Comments.pdf

Response to Stakeholder Comments.pdf

Stakeholder Comments.pdf

Stakeholders Notification - Edinburg Twp and PCEO.pdf

Website Snap Shot 1-6-2022.pdf

### **Permits**

FEMA FIRM.pdf