



OHIO DEPARTMENT OF TRANSPORTATION

DISTRICT 02
317 E. POE RD. • BOWLING GREEN, OH 43402 • 419-353-8131

Environmental Document

for

LUC SR 2 21.72 Navarre Safety PID 118234

Environmental Document Level: C2

Approved: 4/1/2024

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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:	118234
Project Sponsor:	Oregon, City of
ODOT District:	2
Funding Source:	Federal

C2 Section

Project Description:



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The City of Oregon proposes a safety improvement project on Navarre Avenue (SR 2) southeast of downtown Toledo, in the City of Oregon, Lucas County, Ohio. The undertaking is limited to roadway modernization and safety improvements along Navarre Avenue (SR 2). The work will occur in the Oregon neighborhood just east of IR-280. The work will extend for 4400 feet or along Navarre Avenue from Isaac Streets Drive to 200-feet west of Coy Road. Work will be limited to the installation of a median barrier and roadway upgrades, plus signal improvements at Harbor Drive and Kroger Drive.

Minor temporary right-of-way (0.6 acre) and permanent right-of-way (0.4 acre) will be needed but will only be taken from driveways, access roads, and parking areas. The project will not involve any buildings and no relocations will be required. Minor Utility impacts are expected.

One stream was identified within the study area but will not be impacted. No wetlands are present. SWH is not present within the study area and no individual bats were observed. According to the ONHD there are no Indiana bat capture or hibernacula locations within a one-mile radius of the project. According to USFWS, the project area is not located within a known bat buffer. There are no anticipated impacts to habitat for the Indiana bat or the northern long-eared bat. No other impacts to any protected species are expected. The project was determined to be Ecologically exempt by OES on 1/31/24. All ecological coordination can be found in the project file.

A regulated materials review screening was submitted on January 26, 2024 and revealed a petroleum contaminated soil (PCS) plan note is required for deep excavation adjacent the property identified as RM-032 at 3015-3023 Navarre Avenue. OES reviewed and approved the decisions from the screening on February 15, 2024. No further regulated materials review is necessary. All coordination and review documents can be found in the RMR section of the project file.

A literature search concluded there are no inventoried buildings (OHI) and no known archaeological sites (OAI) in the immediate study area. Additionally, there are no known or listed NRHP resources found in the project area or in the area of potential effects (APE). Furthermore, no land will be taken from any historic property and no contributing element will be involved in construction. Highway safety upgrades and modernization project focused on the existing right-of-way are exempt from further cultural resource consideration by the 6/29/23 Cultural Resource PA (Agreement 38503), as long as the project is not within the boundaries of any historic property or N. R. district. In accordance with Stipulation V(C)(1) and Appendix B of the Section 106 Programmatic Agreement executed on June 29, 2023 (Agreement No. 38503), ODOT-OES has determined that the proposed project is a type of undertaking that has 'minimal potential to cause effects' to historic properties and is not a part of a larger undertaking.

No other environmental, Section (4)f/6(f), or Environmental Justice population impacts will result from this project.

A public notification letter was sent to nearby property owners, residents, and stakeholders on February 26, 2024 to solicit comments about the project. The public comment period ended on March 29, 2024. One comment was received approving of the project. All public involvement materials and comment received can be found in the project file.

The environmental document and associated studies were reviewed using the Stage 2 Design plans for the project. A copy of the Stage 2 Design plans for the project area in the Project File/General/Project Information subsection.

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

Yes

Ellis STIP Details

Phase	Current STIP Reference
ENV	118234: 24-27 STIP
CO	118234: 24-27 STIP



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Phase	Current STIP Reference
DD	118234: 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:

(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



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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

The identified Federally Listed Species for the project received an effect determination of No Effect.

Endangered Species Remarks:

No endangered species will be impacted by the project. No SWH for bat species is present within the project area and no other endangered species were observed in the project area.

Scenic Rivers

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

Scenic Rivers Remarks

No National Wild and Scenic River Within 1000 Feet of the Proposed Project Area. No coordination is required.

Floodplains

100-Year Floodplain:

No Encroachment Within a Special
Flood Hazard Area (SFHA)

Floodplain Remarks

The project is not located within a regulated floodplain. No coordination is required.

Section 4(f)

Section 4(f):

Not present

Section 4(f) Remarks

No Section 4(f) properties are located within the project area. No coordination is required.

Section 6(f)

Section 6(f):

Not present

Cultural Resources

Cultural Resources:

Present; No Finding of Adverse
Effect

Cultural Resources Coordination:

Minimum Potential to Cause Effect
Appendix B



Approved: 4/1/2024

Cultural Resources Coordination - ODOT Approval/SHPO
Concurrence Date

01/08/2024

Cultural Resources Remarks

The literature search concluded there are no inventoried buildings (OHI) and no known archaeological sites (OAI) in the immediate study area. Additionally, there are no known or listed NRHP resources found in the project area or in the area of potential effects (APE). Furthermore, no land will be taken from any historic property and no contributing element will be involved in construction. Highway safety upgrades and modernization project focused on the existing right-of-way are exempt from further cultural resource consideration by the 6/29/23 Cultural Resource PA (Agreement 38503), as long as the project is not within the boundaries of any historic property or N. R. district.

In accordance with Stipulation V(C)(1) and Appendix B of the Section 106 Programmatic Agreement executed on June 29, 2023 (Agreement No. 38503), ODOT-OES has determined that the proposed project is a type of undertaking that has 'minimal potential to cause effects' to historic properties and is not a part of a larger undertaking.

Tribal Consultation Summary/Remarks:

Tribal consultation is complete. The Miami Tribe of Oklahoma was notified on 1/8/24. The Miami Tribe of Oklahoma offers no objection to the project as it is not currently aware of existing documentation directly linking a specific Miami cultural or historic site to the project site. However, as this site is within the aboriginal homelands of the Miami Tribe, if any human remains or Native American cultural items falling under the Native American Graves Protection and Repatriation Act (NAGPRA) or archaeological evidence is discovered during any phase of this project, the Miami Tribe requests immediate consultation with the entity of jurisdiction for the location of discovery. See the Miami Tribe of Oklahoma correspondence, dated February 9, 2024, with its comments on the project in the Project File/Cultural Resources/Coordination subsection.

Environmental Resources Considered

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

Regulated Materials

Air Remarks

This project is an Exempt Project per 40-CFR 93.126 (Exempt Project/Air Quality: Guardrails, median barriers, crash cushions). No air quality analysis is required.

Noise Remarks

The project does not qualify as a Type I project for noise (i.e., not adding capacity, not moving thru travel lanes equal to or greater than 50% closer to noise sensitive areas) and a noise analysis is not required for the project under 23 CFR 772.

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

Yes - Screening

Regulated Materials Review Screening:

Plan Note Required

Regulated Materials Review Screening - DEC/OES Approval Date:

02/15/2024

Regulated Materials Review Remarks:



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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
390950100022	23	44
390950101005	10	14
390950101004	31	59

Environmental Justice 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 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, FHWA Order 6640.23A and Title VI of the Civil Rights Act of 1964, no further analysis is required.

Based on the above findings an EJAR is not required.

Public Involvement

Public Involvement:

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

Public Involvement Remarks

A public notification letter was sent to nearby property owners, residents, and stakeholders on February 26, 2024 to solicit comments about the project. The public comment period ended on March 29, 2024. One comment was received approving of the project. All public involvement materials and comments can be found in the project file.

Environmental Commitments

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Yes



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Environmental Commitments

C2

1) The Project Designer shall incorporate a PCS Plan Note for the following location(s): RM-032 at 3015-3023 Navarre Avenue between STA 1165+00 to 1166+50 on the north side of Navarre Avenue and from the centerline of Navarre Avenue up the west side of Kingston Court



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Preparers and Approvals

Form Preparer:

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Supporting Form Preparer(s):

Andrew Fluegemann
Greg Bowman

Approvals & Electronic Signatures

Approved & Electronically Signed By:	Approval Date:
Phoenix Meek (PROGRAM ADMIN 3)	4/1/2024



Appendix

General

Aerial Map.pdf

County Map.pdf

STIP Listing.pdf

USGS Quadrangle Topographical Map.pdf

RMR

Environmental Database Search Results.pdf

OES Review - Screening.pdf

Cultural Resources

Minimal Potential to Cause Effect - Appendix B

Tribal Comments - Miami Tribe.pdf

Ecological

ODNR Scenic River MOA Conditions

USFWS/ODNR Ecological MOA Conditions

Other Resources

Urbanized Area Map.pdf

Water Source Protection Area Map.pdf

Well Log Data.pdf

Section 6(f)

LWCF Grant Listing.pdf

Environmental Justice

Census Mapping.pdf

Public Involvement

Property Owner Notification Letter.pdf

Public Comments Received.pdf

Public Notification Mailing List.pdf

Permits

FEMA FIRM.pdf