



OHIO DEPARTMENT OF TRANSPORTATION

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

Environmental Document

for

LUC Riverside Trail @ Water St. PID 111542

Environmental Document Level: C2

Approved: 8/13/2024

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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:	111542
Project Sponsor:	Toledo, City of
ODOT District:	2
Funding Source:	Federal

C2 Section

Project Description:



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The City of Toledo, in coordination with the Ohio Department of Transportation (ODOT), proposes to construct one multi-use path connection and one widened sidewalk connection between existing segments of the Riverside Trail south of N. Summit Street between Cherry Street and I-280 .in the City of Toledo, Lucas County.

Project work on Water Street between the Cherry Street Bridge and Olive Street will include street reconstruction, the construction of a 12-foot multi-use path on the south side of Water Street tying into existing paths at both ends and the construction of a standard concrete sidewalk on the north side of Water Street.

Project work on Summit Street will include the construction of a 12-foot asphalt multi use path in the existing right of way (ROW) on the southeast side of the roadway, from the intersection with Bush Street northeastward to the existing trail terminus with the Craig Bridge Trail. This will serve to connect two existing trails.

The project will impact the Riverside Trail, a Section 4(f) resource. The City of Toledo, the Official with Jurisdiction (OWJ) of the Riverside Trail, was notified of the project impacts on June 6, 2024. The city acknowledged and concurred with the project impacts and with the measures to minimize harm/mitigate/environmental commitments for the project on the same day, June 6, 2024. A Section 4(f) Determination Request Form (DRF) was submitted on June 17, 2024 to ODOT OES. On June 24, 2024, ODOT OES reviewed the DRF and determined the proposed project can be processed as a Transportation Enhancement Exception - 774.13(g). All coordination can be found in the project file.

Cultural resources were reviewed for the project. On July 10, 2024, ODOT OES determined that in accordance with Stipulation V(C)(1) and Appendix B of the Section 106 Programmatic Agreement executed on June 29, 2023 (Agreement No. 38503), 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 or Environmental Justice population impacts will result from this project.

The engagement process began in April 2023 and concluded in June 2024. In addition to the community events detailed below, engagement efforts included surveys distributed to neighborhood residents and one-on-one interviews and conversations with residents, local business owners, public officials, and other stakeholders associated with the forthcoming park and adjacent neighborhood.

In total, 6 engagement activities were held for the project. Engagement activities were held on July 16, 2023, October 5, 2023, October 28, 2023, February 21, 2024, February 28, 2024, and April 6, 2024. All materials from these activities as well as a complete summary of all public involvement 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
CO	111542: 24-27 STIP
CO	111542: 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.



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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

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

Endangered Species Remarks:

The project is determined to be ecologically exempt.



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Scenic Rivers

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

Scenic Rivers Remarks

The project is located within 1000 feet of the Maumee River. However, this portion of the Maumee River is not designated as wild or scenic per ODNR and there will be no impacts to the river as a result of the project.

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):

Present; No Programmatic
Evaluation or Individual Evaluation
Required

Section 4(f) Determination:

Transportation Enhancement Exception - 774.13(g)

Section 4(f) Determination Date - 774.13(g)

06/24/2024

Section 4(f) Remarks

The project will impact the Riverside Trail, a Section 4(f) resource. The City of Toledo, the Official with Jurisdiction (OWJ) of the Riverside Trail, was notified of the project impacts on June 6, 2024. The city acknowledged and concurred with the project impacts and with the measures to minimize harm/mitigate/environmental commitments for the project on the same day, June 6, 2024. A Section 4(f) Determination Request Form (DRF) was submitted on June 17, 2024 to ODOT OES. On June 24, 2024, ODOT OES reviewed the DRF and determined the proposed project can be processed as a Transportation Enhancement Exception - 774.13(g). All coordination can be found in the project file.

The following Measures to Minimize Harm/Mitigation/Environmental Commitments will be included in the plans:

A pedestrian detour will be established for the duration of the Summit Street sidewalk construction. The detour shall be between Lagrange Street and Craig Bridge Street with the signs stating that the closure is between Magnolia Street and Craig Bridge Street.

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

Appropriate signage shall be installed to alert users of the Riverside Trail of construction activities, if in proximity to recreational facilities or features

The contractor shall closely coordinate the construction schedule with ODOT, the City of Toledo, and Metroparks Toledo prior to the start of construction activities

Section 6(f)



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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

Cultural Resources Coordination - ODOT Approval/SHPO
Concurrence Date

07/10/2024

Cultural Resources Remarks

A records check was conducted to determine if previously recorded cultural resources are located within the APE. The records check included a review of records from Ohio's State Historic Preservation Office (OSHP) identifying properties listed on or eligible for the National Register of Historic Places (NRHP), Ohio Historic Inventory (OHI) buildings and structures, Ohio Archaeological Inventory (OAI), as well as properties that have previously received a Determination of Eligibility (DOE), and recorded cemeteries (OGS).

There are two such resources within the APE: the Vistula Historic District (NRHP #78002128), the historic boundary of which extends to the center of Water Street between Cedar Street and Elm Street, and the Toledo High Pressure Pumping Station/2 Maritime Plaza (OHI # LUC0420409), which is a two-story building that was built in 1916.

The project plans show that work within the historic boundary for the Vistula Historic District is limited to replacing a sidewalk between Cedar and Elm Streets that was removed when the Finlay Brewery, 1024 Summit Street (OHI #LUC0005009), was demolished, and reconstructing the part of Water Street from Cedar and Elm Street, including restoring the base of the roadway and repaving.

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:

The Miami Tribe of Oklahoma was notified of the project on July 10, 2024.

Environmental Resources Considered

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

Regulated Materials

Farmland

Air Remarks

This project is an Exempt Project per 40-CFR 93.126 (Exempt Project/Air Quality: Bicycle and pedestrian facilities). 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.



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

Yes - Screening

Regulated Materials Review Screening:

No Further Regulated Materials Review

Regulated Materials Review Screening - DEC/OES Approval Date:

04/11/2024

Regulated Materials Review Remarks:

A RMR Screening was submitted for the project on April 10, 2024. District 2 DEC reviewed the Screening and confirmed the decision that no further studies were needed on April 11, 2024.

Farmland:

Urbanized Area; No Impacts in
Accordance With the Farmland MOU
and 7 CFR 658

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
390950029002	80	94
390950028001	57	73
390950030004	69	82
390950030002	49	77
390950030003	40	91

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



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Environmental Commitments

Environmental Commitments

Yes



Environmental Commitments

C2

- 1) A pedestrian detour will be established for the duration of the Summit Street sidewalk construction. The detour shall be between Lagrange Street and Craig Bridge Street with the signs stating that the closure is between Magnolia Street and Craig Bridge Street.
- 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) Appropriate signage shall be installed to alert users of the Riverside Trail of construction activities, if in proximity to recreational facilities or features
- 4) The contractor shall closely coordinate the construction schedule with ODOT, the City of Toledo, and Metroparks Toledo prior to the start of construction activities.



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Preparers and Approvals

Form Preparer: Greg Bowman
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Supporting Form Preparer(s): Abigail Sarac
Andrew Fluegemann

Approvals & Electronic Signatures

Approved & Electronically Signed By:	Approval Date:
Phoenix Meek (PROGRAM ADMIN 3)	8/13/2024



Appendix

General

Aerial Map.pdf

County Map.pdf

Project Study Area Map.pdf

USGS Quadrangle Topographical Map.pdf

RMR

District Approval - Screening.pdf

Environmental Database Search Results.pdf

Cultural Resources

Minimal Potential to Cause Effect - Appendix B

Records Check.pdf

Site Specific Resource Mapping.pdf

Ecological

ODNR Scenic River MOA Conditions

Other Resources

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

Section 6(f)

LWCF Grant Listing.pdf

Environmental Justice

Census Mapping.pdf

Public Involvement

Public Involvement Summary.pdf

Public Workshop 1 Documents 10-05-2023.pdf

Public Workshop 2 Documents 2-21-2024.pdf



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Public Workshop 3 Documents 2-28-2024.pdf

Public Workshop 4 Documents 4-6-2024.pdf

Toledo CET Walk Documents 8,9,12-2023.pdf

Trunk or Treat 10-28-2023.pdf

Vistula Block Party Documents 7-16-2023.pdf

Permits

FEMA FIRM.pdf