



OHIO DEPARTMENT OF TRANSPORTATION

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

Environmental Document

for

STA SR 0043 00.00 PID 98386

Environmental Document Level: C2

Approved: 1/24/2019

Prepared By: District 4

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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 11, 2015, and executed by FHWA and ODOT.

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C2

PID: 98386
Project Sponsor: DISTRICT 4-PLANNING
ODOT District: 4
Funding Source: Federal
Private Funding: No

Project Description:

The Ohio Department of Transportation (ODOT) proposes to repair and resurface 9.03 miles of pavement along State Route (SR) 43 from the Stark County/Columbiana County Line to approximately Amford Street SE in Sandy, Osnaburg and Canton Townships, Stark County. Moreover, the project includes minor bridge and culvert maintenance work on seven (7) structures within and in proximity to the SR 43 resurfacing limits. The project study area extends along SR 43 from the Stark County/Columbiana County Line, through Sandy, Osnaburg and Canton Townships, to the U. S. Route 30/SR 43 interchange in the city of Canton. See additional project description information in the Project File/General/Project information subfolder as Project Description - Supplemental Information.pdf.

Mapping that depicts the project location on a U. S. Geological Survey (USGS) 7.5-Minute Topographic Quadrangle Map is in the Project File/General/Project Information subsection as USGS Quadrangle Topographical Map.pdf.

The project will be constructed within the existing roadway right-of-way.

During project construction, a minimum of one (1) 10-foot lane of traffic shall be maintained in each direction on SR 43 and full access will be maintained at the U. S. Route 30/SR 43 interchange at all times. Construction and lane restriction information will be posted prior to the start of construction activities. Access shall be maintained to all side streets and adjacent properties at all times during project construction. Substantial traffic disruptions are not expected with the project.

Above ground and underground utilities to be impacted by the project will be relocated within the existing roadway right-of-way. Existing utilities will not be permanently removed to construct the project. Coordination with affected utility owners is ongoing for the project.

A Regulated Materials Review Form was completed for the project. The project is exempt from further evaluation for regulated materials and no further environmental site assessment or special material management is warranted for the project. See Project File/ESA/Reports/Regulated Materials Review Form.pdf and Project Related District Decision-ESA.pdf.



In accordance with Stipulation 4A and Appendix A of the Section 106 Programmatic Agreement, approved on November 30, 2011, (Agreement No. 16734) and amended on July 17, 2017, the proposed project is a type of undertaking with "minimal potential to cause effects" and is not a part of a larger undertaking.

The project will temporarily/permanently impact a total of approximately 265 linear feet of stream channel and permanently impact approximately 0.01 acre of Category 1 wetlands within the project construction limits. Furthermore, project construction will remove approximately 0.04 acre of Suitable Wooded Habitat (SWH). The project may affect, but is not likely to adversely affect (MANLAA) the Federally-listed Indiana Bat (*Myotis sodalis*) and Northern Long-Eared Bat (*Myotis septentrionalis*). The project will not impact any other state or federally-listed threatened or endangered species. See additional project information in the Project File/General/Project information subfolder as Project Description - Supplemental Information.pdf. Ecological survey information and agency coordination documentation for the project is in the Project File/Ecological section.

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

Based on the project scope of work, its Path 1 Preliminary Development Process (PDP) Classification and the proposed maintenance of traffic measures, emergency/public services contact activities were not conducted for the project. However, public involvement activities in the form of a property owner right-of-entry/notification letter and project information posted to the ODOT District 4 website was conducted for the project. Public comments were not received by ODOT District 4 as a result of the public involvement activities conducted for the project. The public involvement documentation for the project is in the Project File/Public Involvement section.

The environmental document and associated studies, as applicable, were approved using the Stage 3 Design for the project. The Stage 3 Design for the project is uploaded to the Project File/General/Project Information subsection as Stage 3 Design.pdf.

The estimated project cost specified in Ellis agrees with the project funding specified in the ODOT Fiscal Year (FY) 2018 - FY 2021 State Transportation Improvement Program (STIP) Statewide Line Item (SLI) Grouped Project Report as of 11/21/2018.

STIP Reference #

Statewide Line Item (SLI) Number 32
and is fiscally constrained.

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.)

(28) Bridge rehabilitation, reconstruction, or replacement or the construction of grade separation to replace existing at-grade railroad crossings, if the actions meet the constraints in 23 CFR 771.117(e). **Examples include: Railroad projects that close or relocate at-grade crossings**

In accordance with 23 CFR 771.117(e), the proposed project cannot be processed as a C2 CE, if it involves -
a. Acquisition of more than a minor amount of right-of-way b. Residential or non-residential displacements c. A Coast Guard, Individual Section 404 and/or a Section 10 permit d. A Section 106 finding of Adverse Effect e. A Section 4(f) Programmatic or Individual Evaluation f. A finding of May Affect, Likely to Adversely Affect to Threatened and Endangered Species g. Construction of temporary access, or the closure of existing road, bridge, or ramps, that would result in major traffic disruptions h. Changes in access control 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) 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 k. No minor public or agency controversy on environmental grounds (no opposition from any organized groups or agencies and no unresolved environmental coordination) 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:	Present; No Coast Guard, Individual 404, and/or Section 10 Permit required
Waterways Permit Type:	Nationwide Permit
Waterways Permit Approval Date	12/19/2018
Isolated Wetland Permit	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	07/31/2018
Endangered Species - Critical Habitat Present/Impacted	
Indiana bat	
Northern long-eared bat	
Endangered Species - Other Critical Habitat Present/Impacted:	No
100-Year Floodplain:	Encroachment Within the SFHA is a Functionally Dependent Use
EO 11988/NFIP Coordination and Documentation Completed:	Yes
NFIP Local Floodplain Coordinator Notification Date:	12/14/2018



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Section 4(f):	Not present
Section 6(f):	Not present
Cultural Resources:	Present; No Finding of Adverse Effect
Cultural Resources Coordination:	Minimum Potential to Cause Effect Appendix A
Cultural Resources Coordination - ODOT Approval/SHPO Concurrence Date	11/29/2018
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.	
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:	11/29/2018
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	Does Not Exceed UP Guidance Criteria; No UP Analysis Report Required and No UP Issues Raised During Public Involvement
Public Involvement:	Minimum PI Requirements Met; No Minor Public or Agency Controversy on Environmental Grounds
Environmental Commitments	Yes



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Environmental Commitments

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1) A full freshwater mussel reconnaissance survey shall be completed at the STA-43-0.89 (SFN 7601239) bridge spanning Little Sandy Creek prior to project construction. If mussels are encountered, a mussel relocation will be completed prior to performance of any in-water work at the STA-43-0.89 bridge location.

2) The project is located within the known habitat ranges of the federally listed and protected Indiana Bat and Northern Long-eared Bat. The designer shall incorporate a plan note prohibiting tree removal at the STA-43-5.46 and STA-43-9.95 bridge locations from April 1 through September 30. All necessary tree removal at the specified bridge locations shall occur from October 1 through March 31. This requirement is necessary to avoid and minimize impact 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
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Supporting Form Preparer(s):

Brian Peck
Matthew Chaney

Approvals & Electronic Signatures

Approved & Electronically Signed By:	Approval Date:
Edward Deley (PROGRAM ADMIN 3)	1/24/2019



Appendix

General

Project Description - Supplemental Information.pdf

ESA

Project Related District Decision - ESA.pdf

Cultural Resources

Buckeye Assets Mapping.pdf

Records Check.pdf

Ecological

Coordination with ODNR and USFWS.pdf

ODNR Comments.pdf

ODOT Disposition of Agency Comments.pdf

OES Approval - No ODNR and USFWS Notification.pdf

USFWS Comments Consult Form STA-43-5.46 PID 98386.pdf

USFWS Comments Consult Form STA-43-9.55 PID 98386.pdf

Wetlands Finding.pdf

Underserved Populations

Census Mapping.pdf

Underserved Populations Documentation Form.pdf

Public Involvement

Project Website Posting.pdf

Property Owner ROE and Notification Letter.pdf

Public Notification Mailing List.pdf

Permits

Correspondence with Local Floodplain Administrator.pdf

District Determination - No Floodplain Impacts.pdf

FEMA FIRM.pdf