



OHIO DEPARTMENT OF TRANSPORTATION

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

Environmental Document

for

CUY SR 087 15.12 PID 21806

Environmental Document Level: C2

Approved: 9/1/2020

Prepared By: District 12

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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 June 6, 2018, and executed by FHWA and ODOT.

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C2

PID: 21806
Project Sponsor: ODOT SPONSORING AGENCY
ODOT District: 12
Funding Source: Federal
Private Funding: No

Project Description:

Remove the existing structure over a culvert and replace with fill east of SR-91 in Hunting Valley and Moreland Hills.

Funding:

Preliminary engineering: 100% state

Right of way: 100% state

Construction: 80% federal and 20% state

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

The RMR Screening was completed for this project. OES directed the District to mark Property 2 as a Low risk. OES Directed District to add plan note to notify contractor of the waste water system on Property 2. See the RMR Screening in the Project File/ESA/Project Information.

A Level 1 ESR was prepared for the project. The Level 1 ESR recommends tree cutting restrictions for the endangered Indiana and Northern Long-eared Bats. The restriction were placed in the environmental commitments. See the ODNR and USFWS coordination in the Project File/Ecological/Coordination.

In accordance with Stipulation V(C)1 and Appendix B of the Section 106 Programmatic Agreement approved on November 8, 2017 (Agreement No. 19319), ODOT-OES has determined that the proposed project is a type of undertaking with "minimal potential to cause effects" and is not a part of a larger undertaking.

No Section 4(f) properties are located within the project area. Therefore, no coordination is required Section 4(f) of the United States Department of Transportation (USDOT) Act.

The C2 determination is based on Stage 1 plans. Plans are included in project File/General/Project Information/Stage 1 Design.pdf.

STIP Reference # 21806: 21-24 STIP SLI Group Project

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 -
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:	Permit Determination and/or Permit Application Approval Pending
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	07/31/2020
Endangered Species - Critical Habitat Present/Impacted	
Indiana bat	
Northern long-eared bat	
Endangered Species - Other Critical Habitat Present/Impacted:	No
100-Year Floodplain:	No Encroachment Within a Special Flood Hazard Area (SFHA)
Section 4(f):	Not present
Section 6(f):	Not present
Cultural Resources:	Not Present



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

08/17/2018

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: 08/26/2020

Hazardous Materials - ESA Screening Conducted Yes

Hazardous Materials - OES Approval Date: 08/27/2020

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



Environmental Commitments

C2

- 1) OES Directed District to add plan note waste for the notify contractor of the waste water system is located adjacent to the culvert.
- 2) ODOT District 12 must obtain a Waterway permit prior to selling the project.
- 3) The Project Designer shall incorporate the following plan note: Tree Removal AMM 1: Modify all phases/aspects of the project (e.g., temporary work areas, alignments) to avoid tree removal in excess of what is required to implement the project safely.
- 4) The Project Designer shall incorporate the following plan note: Tree Removal AMM 2(a) (OH PBO: A-1). The project is located within the known habitat ranges of the federally listed and protected Indiana bat and northern long-eared bat. The Contractor shall not remove trees under this project from April 1 through September 30. All necessary tree removal shall occur from [October 1 through March 31]. The Contractor shall demarcate clearing limits in the field to avoid any unauthorized tree clearing. 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.
- 5) The Project Designer shall incorporate the following plan note: Tree Removal AMM 3. Ensure tree removal is limited to that specified in project plans by clearly marking clearing limits. Ensure that contractors understand clearing limits and how they are marked in the field.



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Preparers and Approvals

Form Preparer

District 12
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Supporting Form Preparer(s): Thomas Sorge

Approvals & Electronic Signatures

Approved & Electronically Signed By:	Approval Date:
Mark Carpenter (TRANS ENGR 3)	9/1/2020



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Appendix

Ecological

Coordination with ODNR and USFWS.pdf

Cultural Resources

Historic Bridge Survey Form.pdf

Minimal Potential to Cause Effect - Appendix B

Minimal Potential to Cause Effects - A or B.pdf

Ecological

USFWS Comments Consult Form CUY-87-12.12 PID 21806.pdf

Underserved Populations

Census Mapping.pdf

Public Involvement

Property Owner Notification Letter.pdf