Memo
January 31, 2023
Randy Zane Kurts, Crawfordsville Environmental Section Manager, INDOT
Lanae Woods, Environmental Scientist, CHA Consulting, Inc.
Additional Information to the Categorical Exclusion, Level 1 for the SR 340 Bridge Replacement over Purdy Run Project, in Clay County, Indiana; Des. No. 1900176

**Additional Information** 

#### **INTRODUCTION**

This memorandum provides Additional Information (AI) to the approved Categorical Exclusion, Level 1 (CE-1), which was developed for the Indiana Department of Transportation (INDOT), SR 340 Bridge Replacement project. This AI document addresses changes to the permanent and temporary right of way (ROW) (Appendix C, page C-4). The following discussion contains a brief history of the project and intends to address the potential environmental impacts caused by the decision to change the proposed ROW limits to an extended permanent ROW and a decrease in the approved temporary ROW limits. Unless specifically discussed in this AI document, the impacts identified in the approved CE-1 remain unchanged.

#### PROJECT HISTORY

INDOT proposed a bridge replacement project over Purdy Run at SR 340. The project proposed to replace the existing bridge with a three-sided flat top structure that is 36 feet wide by 12 feet rise, 44 feet in length. The replacement structure will be sumped 18 inches and revetment riprap will be installed 6 feet out from each footing, extending the full length of the bridge. The bridge replacement will require a full closure of SR 340. The CE-1 that includes the documentation of this project was approved by the INDOT on March 11, 2022.

The need for the project is from the overall deterioration of the existing bridge. The purpose of the project is to address the deteriorated condition of the bridge carrying SR 340 over Purdy Run and to increase the condition rating to at least an 8 of 9 and the service life of 75 years.

#### **PROPOSED MODIFICATION**

The purpose and need for the project remain the same. All project specification stays the same as in the approved CE-1 except for a change in permanent and temporary ROW limits. The proposed permanent ROW limits would encompass 0.82 acre. The proposed temporary ROW would encompass 0.04 acre (Appendix A, Page A-6). Construction limits and overall design of the project are the same as in the approved CE-1. The change in ROW is mainly due to incorrect assumptions about where the existing ROW was located.

#### **ENVIRONMENTAL JUSTICE**

Under FHWA Order 6640.23A, FHWA and the project sponsor, as a recipient of funding from FHWA, are responsible to ensure that their programs, policies, and activities do not have a disproportionately high and adverse effect on minority or low-income populations. Per the current INDOT Categorical Exclusion Manual, an Environmental Justice (EJ) Analysis is required for any project that has two or more relocations or 0.5 acre of additional permanent right-of-way. The project will require 0.82 acres of ROW. Therefore, an EJ Analysis is required.

Potential EJ impacts are detected by locating minority and low-income populations relative to a reference population to determine if populations of EJ concern exists and whether there could be disproportionately high and adverse impacts to them. The reference population may be a county, city or town and is called the community of comparison (COC). In this project, the COC is Clay County. The community that



overlaps the project area is called the affected community (AC). In this project, the AC is Census Tract 404 in Clay County. An AC has a population of concern for EJ if the population is more than 50% minority or low-income or if the low-income or minority population is 125% of the COC. Data from the was obtained from the US Census Bureau on January 19, 2023, by CHA Consulting. The data collected for minority and low-income populations within the AC are summarized in Appendix B, Page B-1.

	Community of Comparison (COC)	Affected Community (AC)
	Clay County, Indiana	Census Tract 404, Clay County, Indiana
Race		
Total Population for the purpose of surveying race	26,397	4,531
Total population non-hispanic/latino; white alone	25,134	4,325
Number of Minorities	1,263	206
Percent of Minorities	4.78%	4.55%
125% of COC	5.98%	
Potential Minority EJ Concern?		No
Income		
Total Population for the purpose of surveying poverty income	25,637	4,367
Population with income in the past 12 months below poverty level	2,445	337
Percent low income	9.54%	7.72%
125% of COC	11.92%	
Potential Low-income EJ Concern?		No

\*data obtained from https://data.census.gov/advanced on 1/18/2023 by CHA Consulting

AC, Census Tract 404 has a percent minority of 4.55% which is below 50% and is below the 125% COC threshold. Therefore, the AC does not contain minority populations of EJ concern.

AC, Census Tract 404 has a percent low-income of 7.72% which is below 50% and is below the 125% COC threshold. Therefore, the AC does not contain low-income populations of EJ concern.

#### **OPPORTUNITY FOR PUBLIC INVOLVEMNT**

The project meets the minimum requirements described in the current *Indiana Department of Transportation (INDOT) Public Involvement Manual* which requires the project sponsor to offer the public an opportunity to submit comments and/or request a public hearing. Specifically, the project will require more than 0.5 acre of new permanent right-of-way acquisition.

#### **CONCLUSIONS**

This AI details the changes to the SR 340 bridge replacement project. Based on the scope of the modified project it has been determined that the proposed project modification is minor in nature and varies only slightly from what was proposed in the approved CE-1. Therefore, supplemental review of environmental resources has been completed. Unless specifically discussed in this document, the impacts identified in the approved CE-1 remain unchanged.

The following signature lines have been provided for approval of this AI document.



SR 340 Bridge Replacement Project– Additional Information Des. No. 1900176

January 31, 2023

INDOT-ESM Approval: _	Randy Zane	Kurtz	
	<i>0_0</i>	0	

February 7, 2023 Date: \_\_\_\_\_

The following signature lines have been provided for release for Public Involvement.

INDOT-ESM Approval: \_\_\_\_\_\_

Date: \_\_\_\_\_ February 7, 2023



## **Table of Appendices**

Appendix A – Graphics Project Plans	A-1 to A-18
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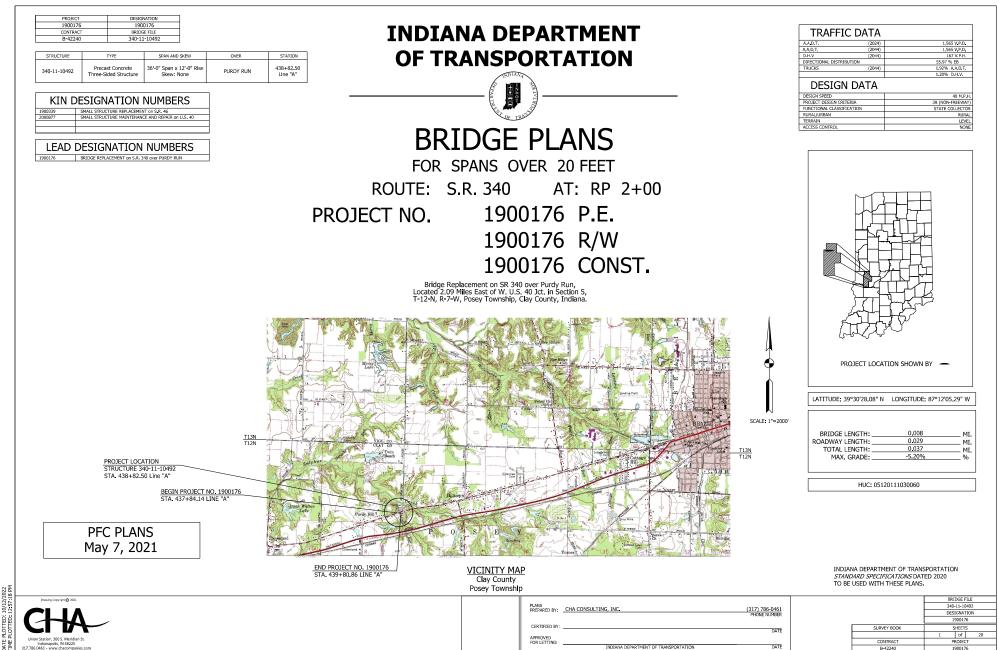
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# Appendix A

PlansItemAppendix PageProject PlansA-1 to A-18





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#### UTILITIES

ELECTRIC Duke Energy Cindy Rowland 100 S. Mill Creek Rd. Noblesville, IN 46062 317-776-5341 clndy.rowland@duke-energy.com GAS/PIPELINE

Vectren (North) 16000 Allisonville Rd. Noblesville, IN 46061 812-491-4765 publicproject@centerpointenergy.com

TELECOMMUNICATIONS New Wave Communications Bart Kotter 102 North 5th 5t, Vincennes, IN 47591 812-887-8996 bart, kotter@newwavecom.com Frontier Joe Sarll 8001 West Jefferson Blvd. Fort Wayne, IN 46804 260-461-3324 utilitycordreg@ftr.com

#### **GENERAL NOTES**

All earth shoulders, median areas, and cut and fill slopes shall be plain or mulch seeded except where sodding is specified.

This set of plans shall not be construed to be a property replacement survey. Where apparent property lines, owners, or section corner information is shown it is based upon physical evidence or testimony.

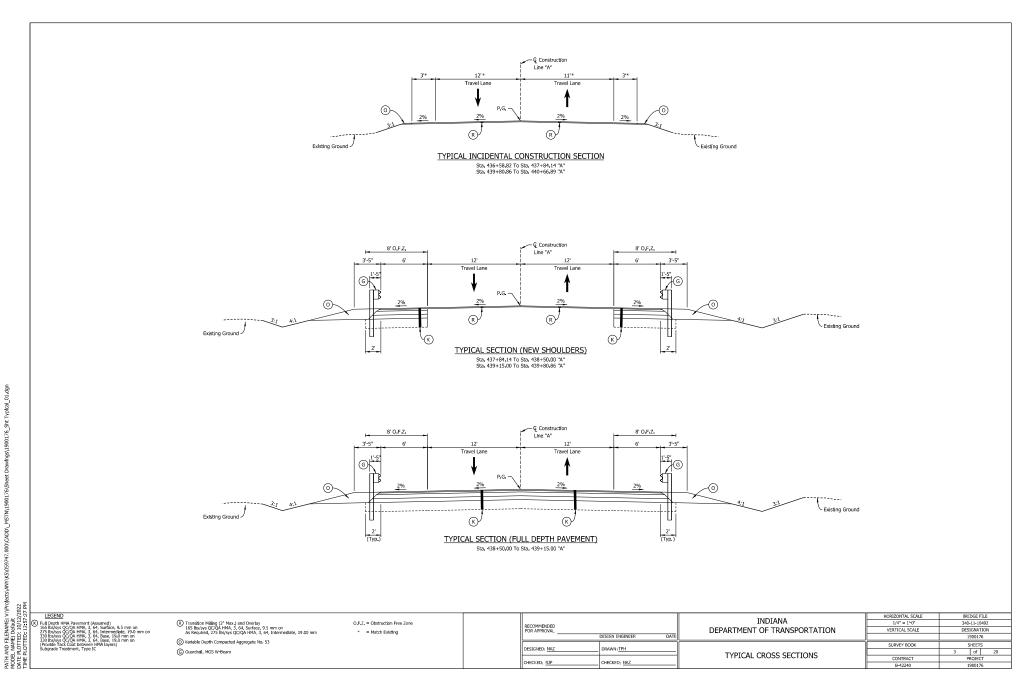
The topography information for this project was supplied by CeCon. Attempts have been made to periodically update portions of this project. However, the design consultant does not warrant the accuracy of this data and advises the contractor to field verity all information.

The Vertical Datum Used For The Project Is N.A.V.D. Of 1988, For Additional Information On The Vertical And Horizontal Datums, Refer To The Survey Field Books On File With The INDOT Records Section And Provided To The Contractor Through The Contract Services.

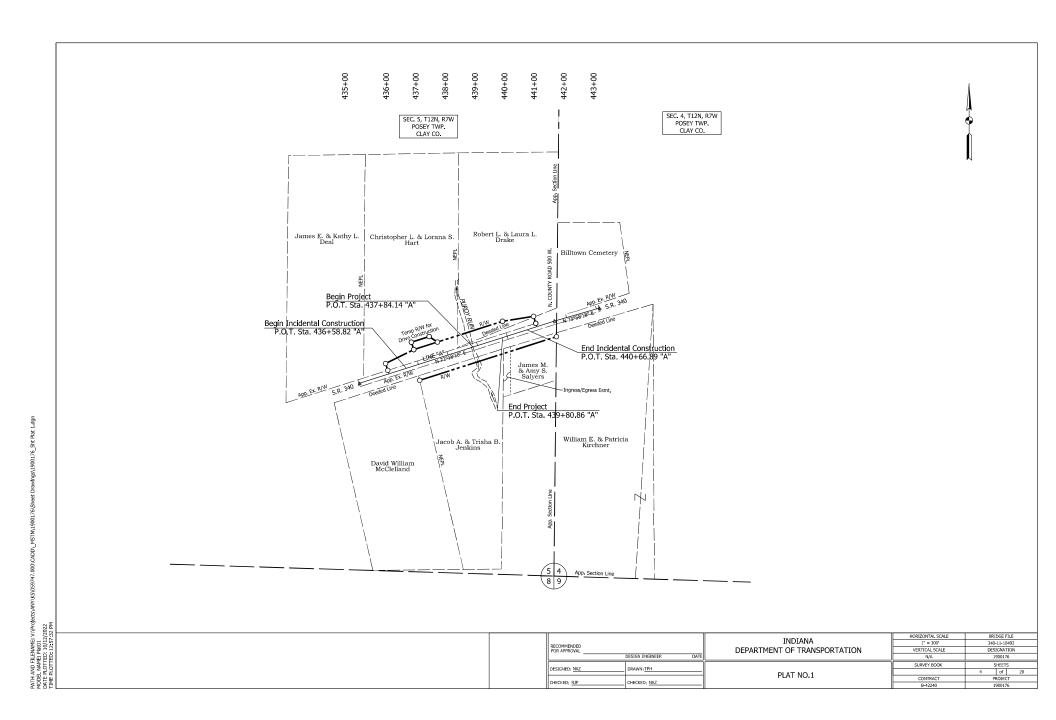
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3	TYPICAL CROSS SECTIONS
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7	MAINTENANCE OF TRAFFIC
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9	TEMPORARY EROSION CONTROL DETAIL
10-11	GENERAL PLAN
12 <b>-1</b> 3	MISCELLANEOUS TABLES
14-19	CROSS SECTIONS
20	DRIVE PROFILES

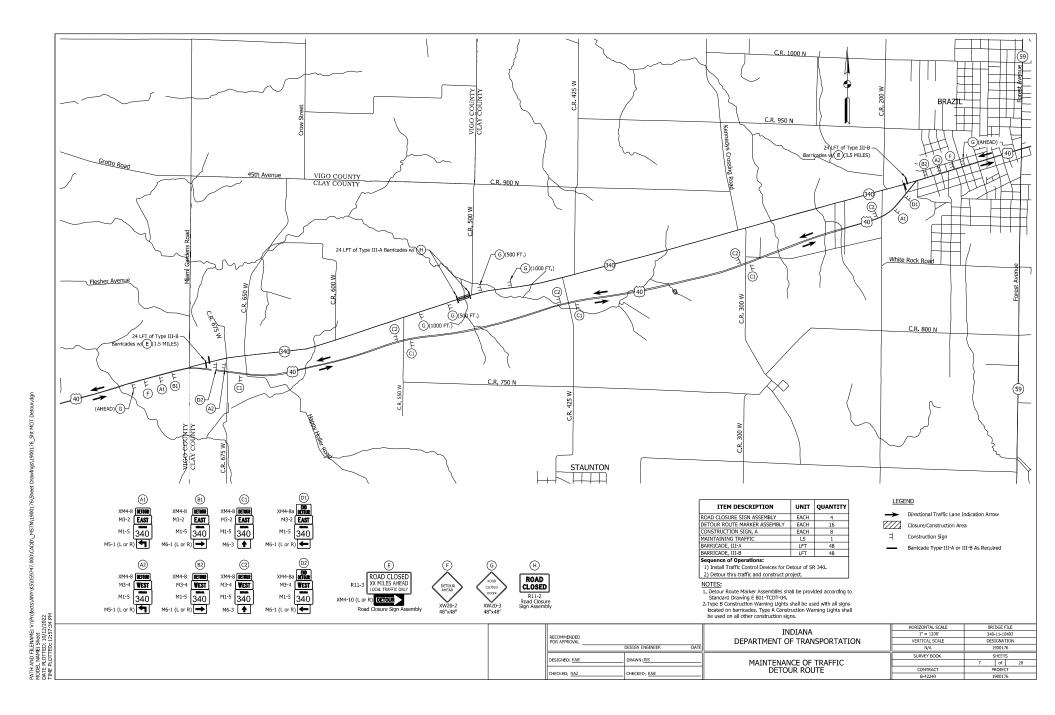
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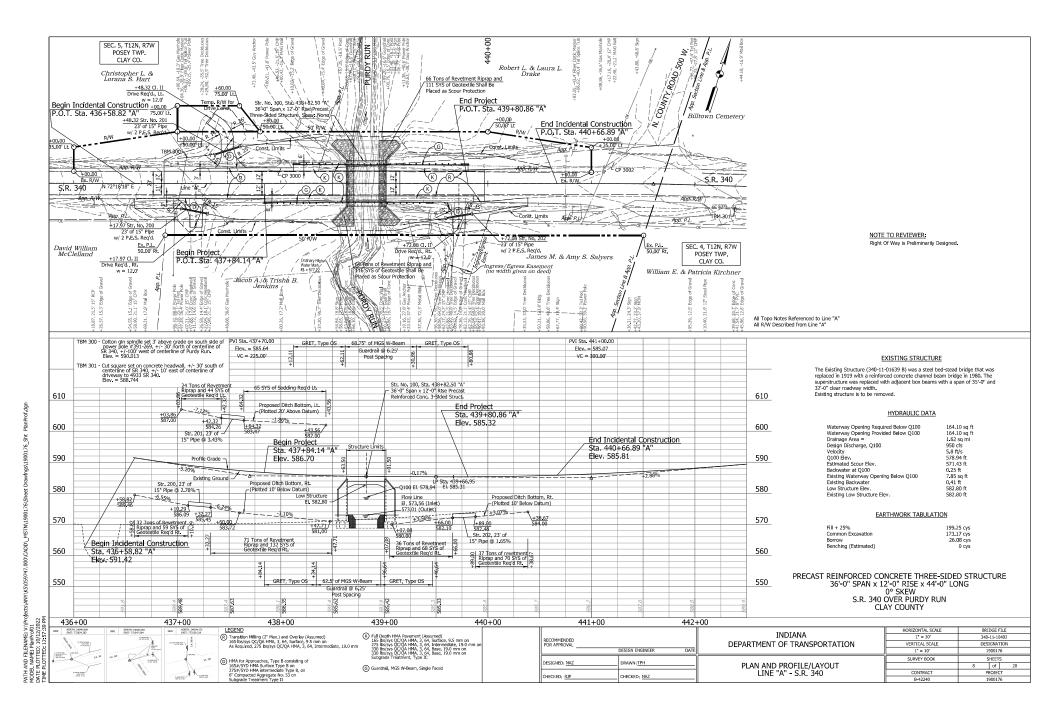


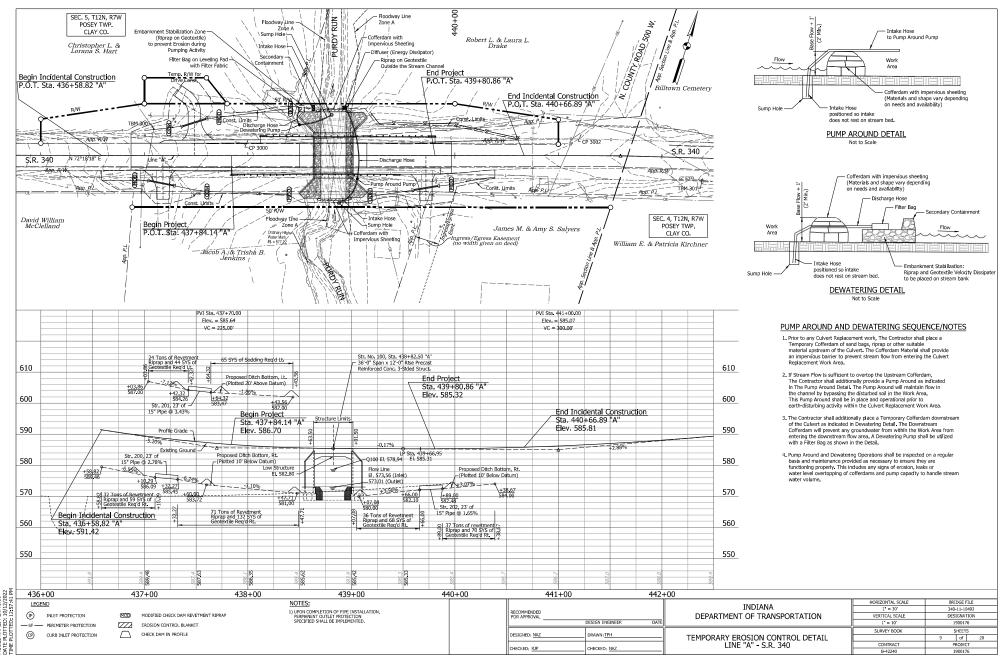
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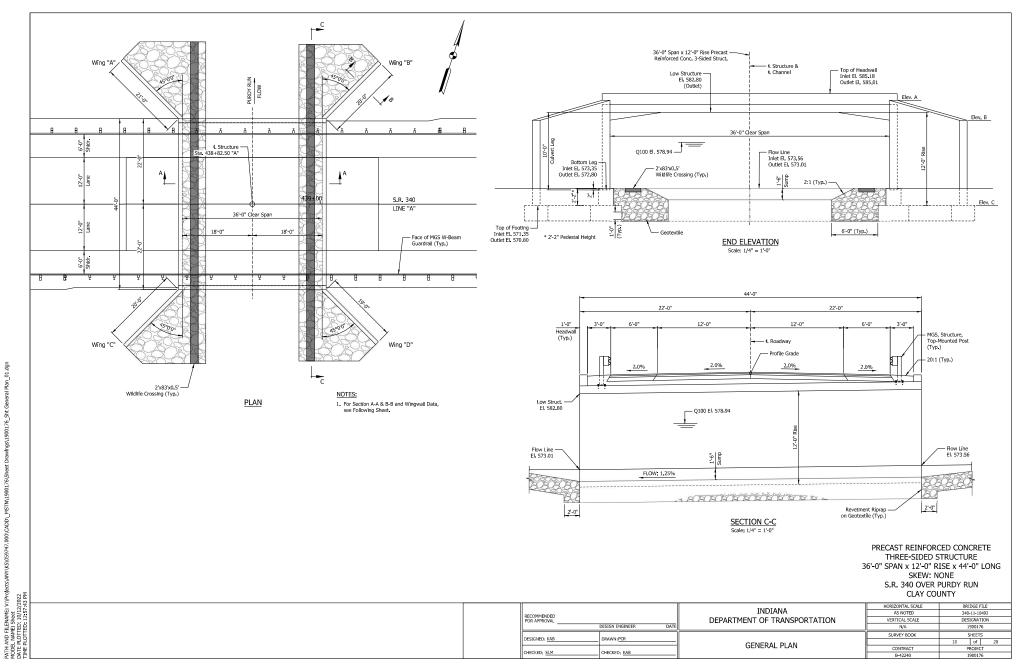


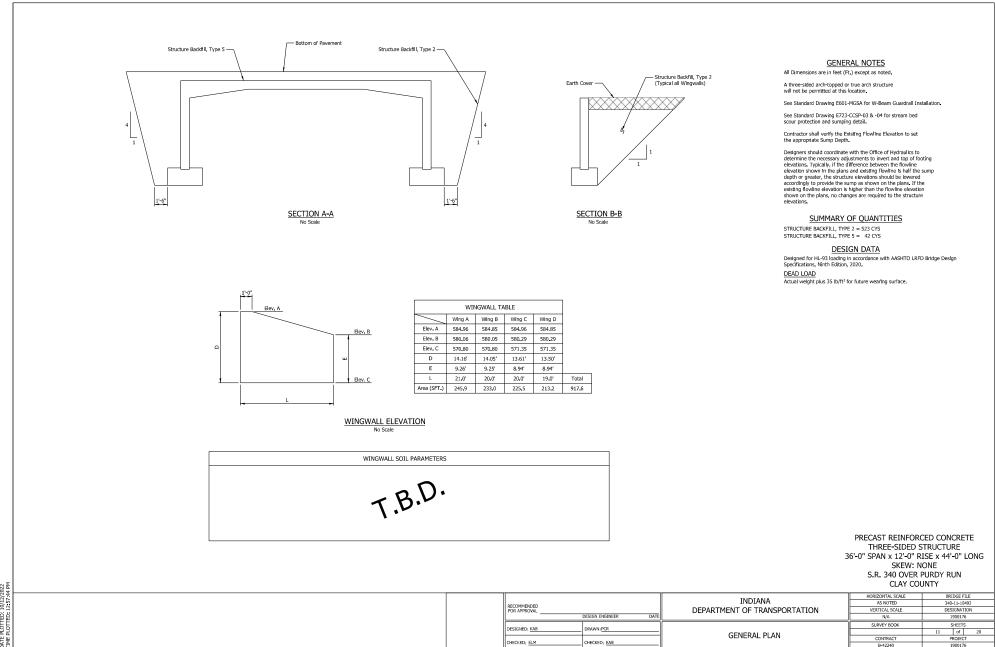
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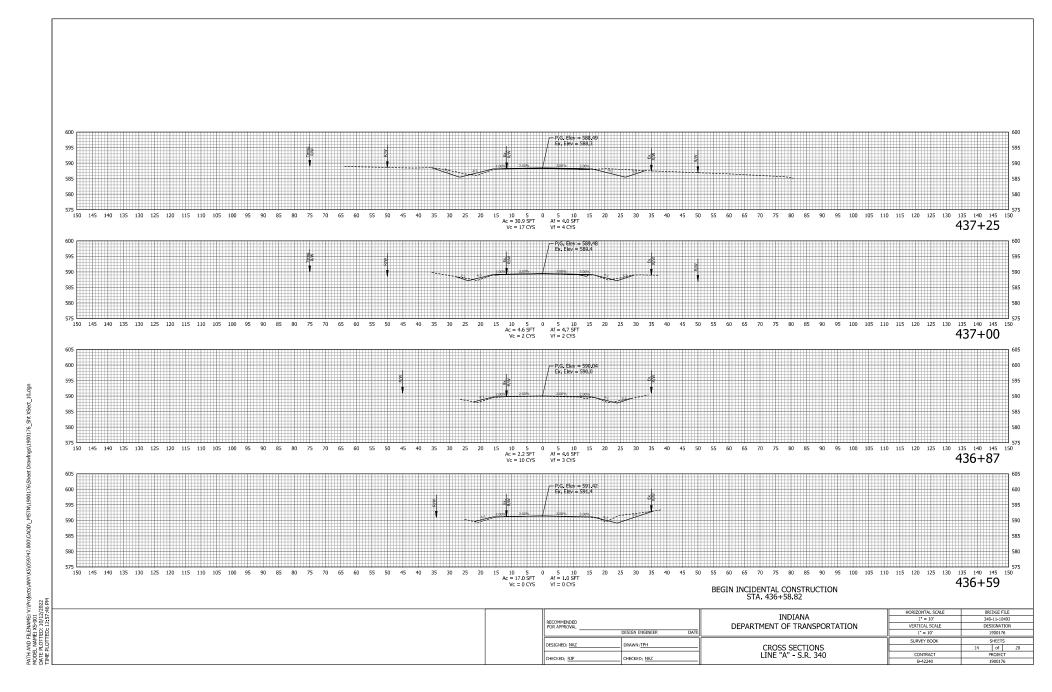
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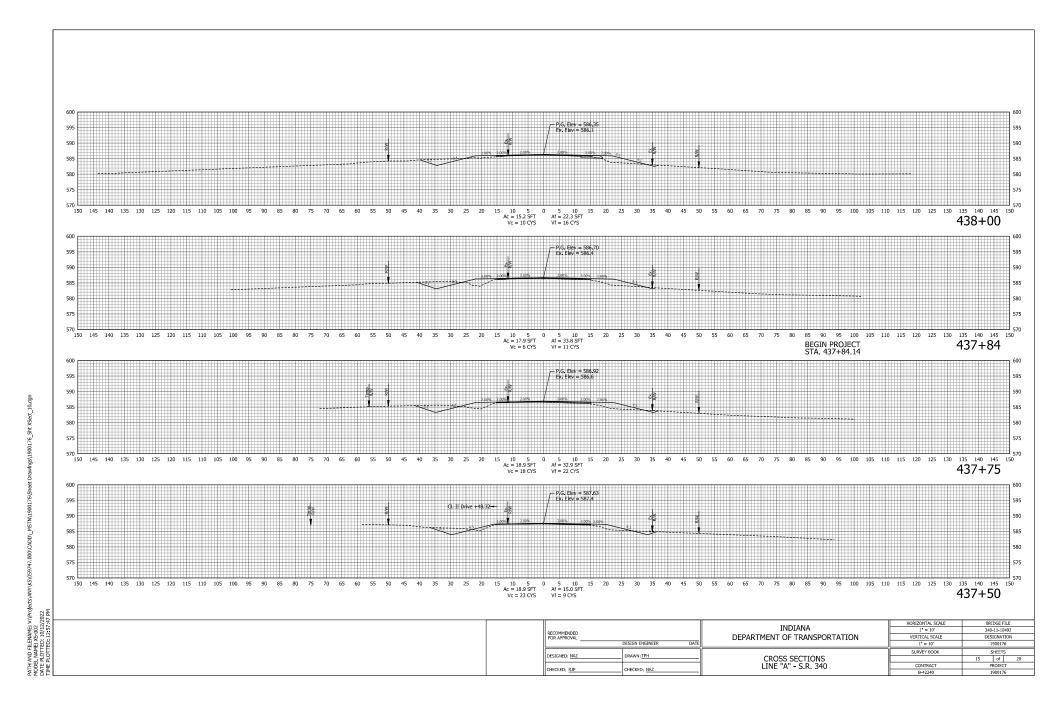
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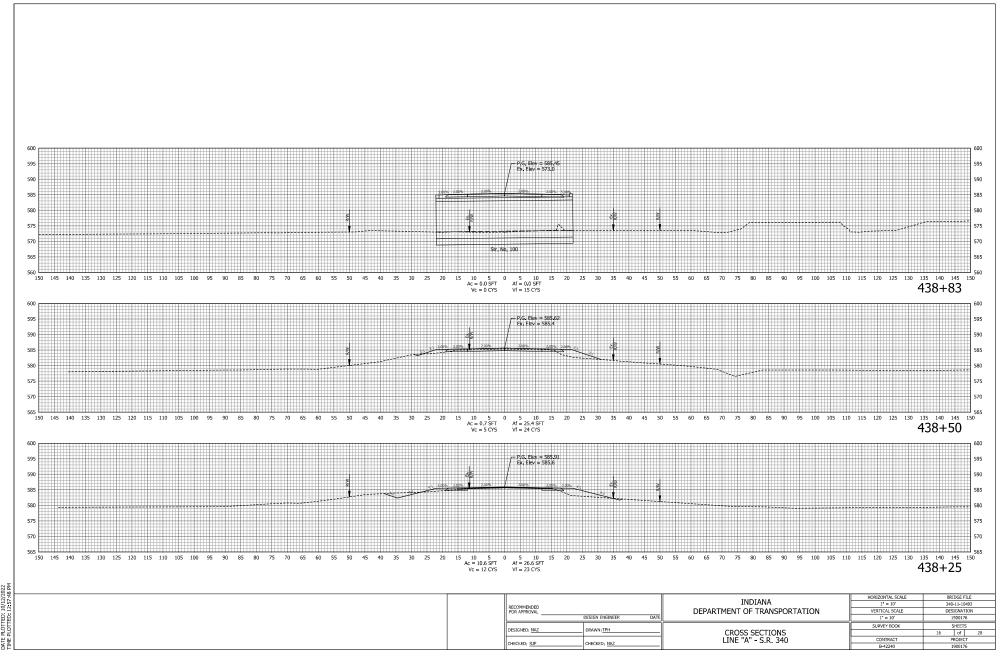
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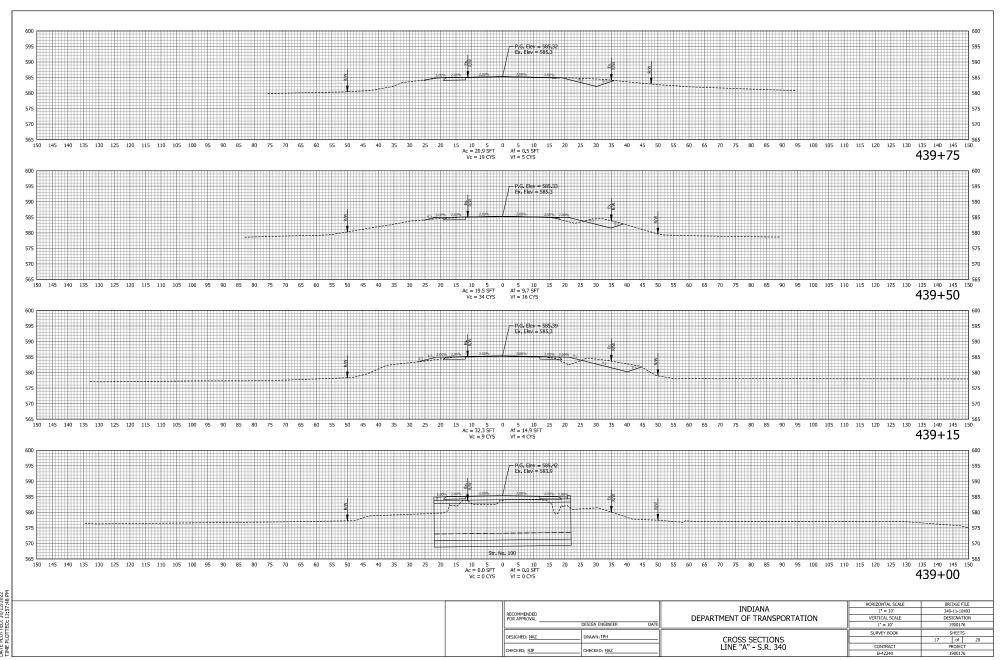
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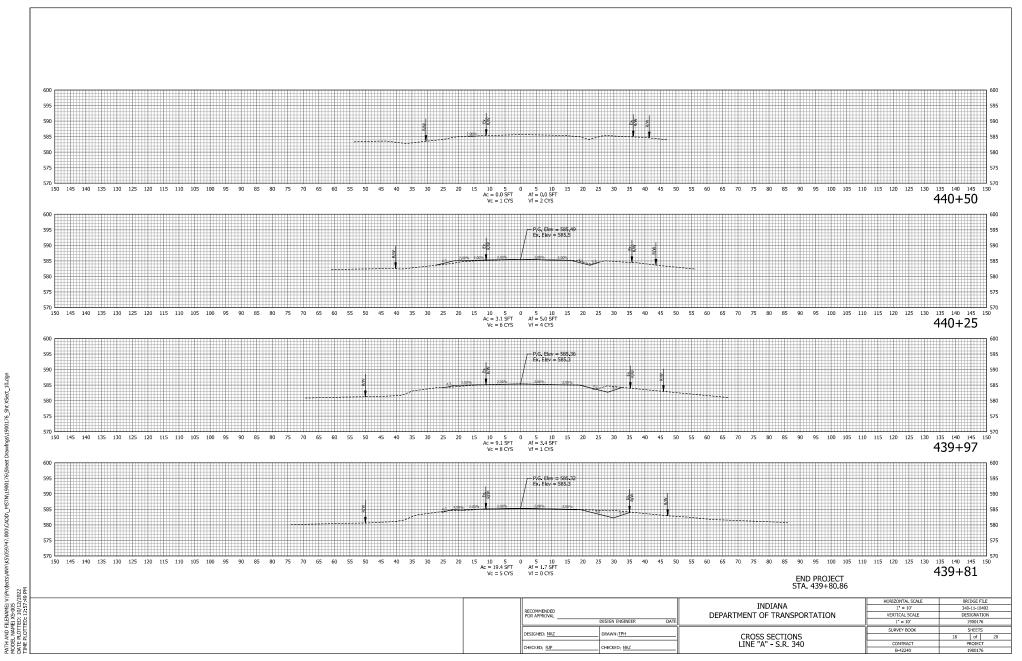
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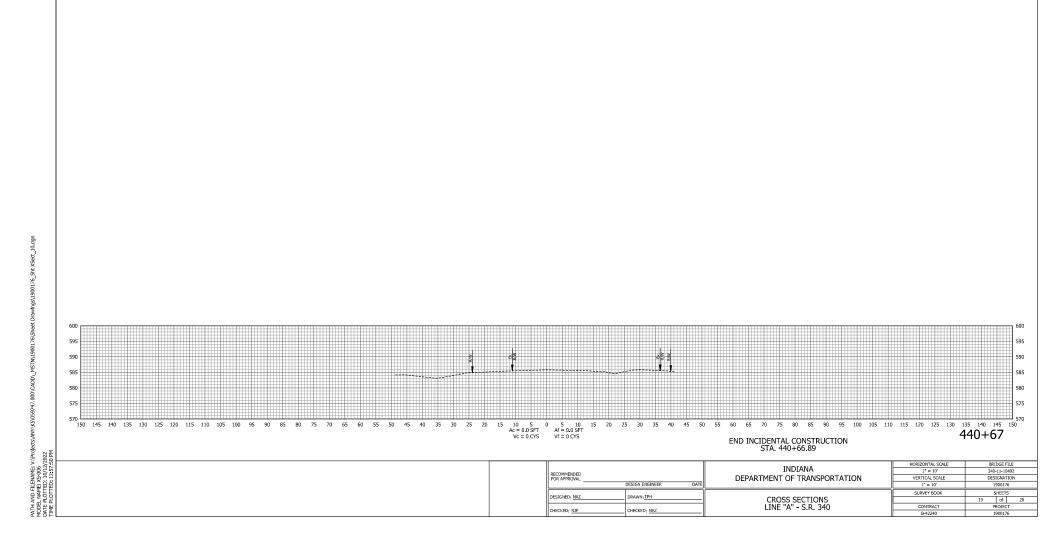


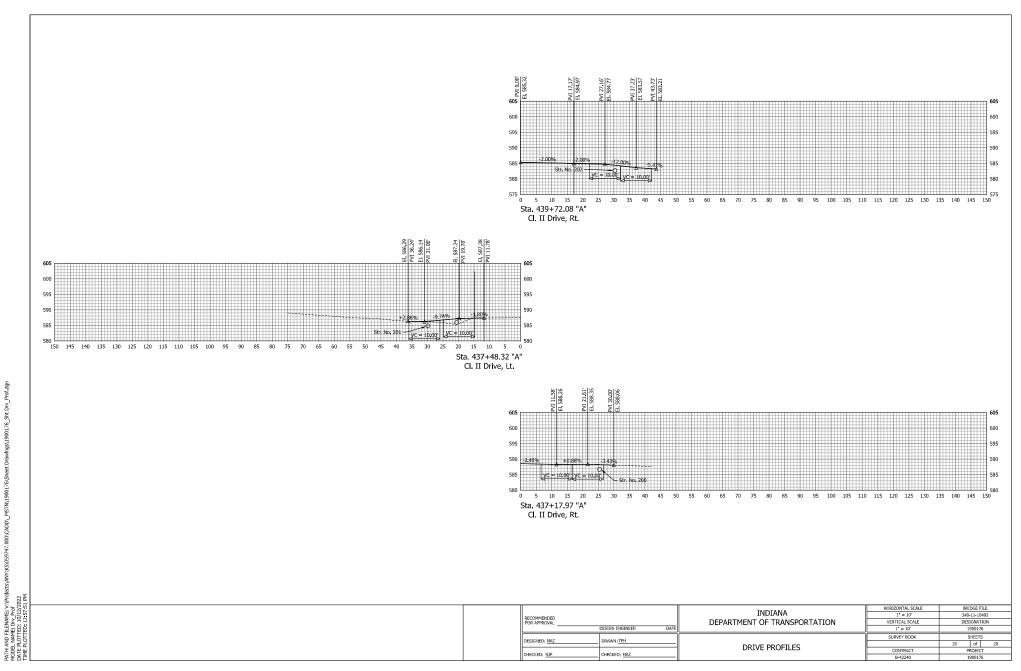
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## Appendix **B**

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EJ	Anal	ysis

Item	Appendix Page
Environmental Justice Analysis	B-1 to B-10



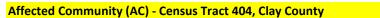
#### SR 340 Bridge Project over Purdy Run Clay County, Indiana Des No 1900176

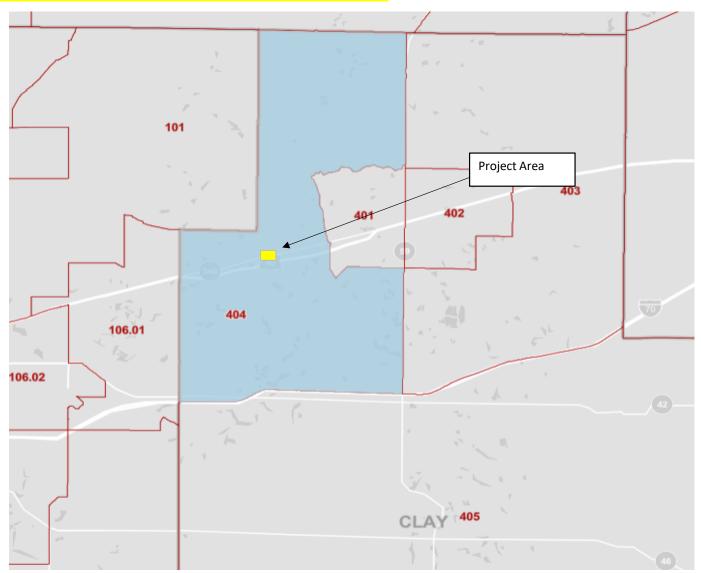
	Community of Comparison (COC)	Affected Community (AC)
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125% of COC	11.92%	
Potential Low-income EJ Concern?		No

\*data obtained from https://data.census.gov/advanced on 1/18/2023 by CHA Consulting

# PUTNAM Project Area

#### Community of Comparison (COC) - Clay County, Indiana





	HISPANIC OR LATINO ORIGIN BY RACE				
Note: The table shown ma	Note: The table shown may have been modified by user selections. Some information may be missing.				
DATA NOTES					
TABLE ID:	B03002				
SURVEY/PROGRAM:	American Community Survey				
VINTAGE:	2021				
DATASET:	ACSDT5Y2021				
PRODUCT:	ACS 5-Year Estimates Detailed Tables				
UNIVERSE:	Total population				
FTP URL:	None				
API URL:	https://api.census.gov/data/2021/acs/acs5				
USER SELECTIONS					
GEOS	Census Tract 404, Clay County, Indiana; Clay County, Indiana				
EXCLUDED COLUMNS	None				
APPLIED FILTERS	None				
APPLIED SORTS	None				
PIVOT & GROUPING					
PIVOT COLUMNS	None				
PIVOT MODE	Off				
ROW GROUPS	None				
VALUE COLUMNS	None				
WEB ADDRESS	https://data.census.gov/table?text=B03002&g=0500000US18021_1400000US18021040400&tid=ACSDT5Y2021.B03002				
TABLE NOTES	Although the American Community Survey (ACS) produces population, demographic and housing unit estimates, it is the Census Bureau's Population Estimates Program that produces and disseminates the official estimates of the population for the nation, states, counties, cities, and towns and estimates of housing units for states and counties.				

B-4

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COLUMN NOTES	None
	observations. For a ratio of medians estimate, one or both of the median estimates falls in the lowest interval or highest interval of an open-ended distribution. For a 5-year median estimate, the margin of error associated with a median was larger than the median itself. The estimate or margin of error cannot be displayed because there were an insufficient number of sample cases in the selected geographic area. (X) The estimate or margin of error is not applicable or not available.median- The median falls in the lowest interval of an open-ended distribution (for example "2,500-")median+ The median falls in the highest interval of an open-ended distribution (for example "2,500-")median+ The median falls in the highest interval of an open-ended distribution server could not be computed because there were an insufficient number of sample observations.*** The margin of error could not be computed because the median falls in the lowest interval or highest interval of an open-ended distribution. **** A margin of error is not appropriate because the corresponding estimate is controlled to an independent population or housing estimate. Effectively, the corresponding estimate has no sampling error and the margin of error may be treated as zero.
	Estimates of urban and rural populations, housing units, and characteristics reflect boundaries of urban areas defined based on Census 2010 data. As a result, data for urban and rural areas from the ACS do not necessarily reflect the results of ongoing urbanization. Explanation of Symbols:- The estimate could not be computed because there were an insufficient number of sample
	The 2017-2021 American Community Survey (ACS) data generally reflect the March 2020 Office of Management and Budget (OMB) delineations of metropolitan and micropolitan statistical areas. In certain instances, the names, codes, and boundaries of the principal cities shown in ACS tables may differ from the OMB delineation lists due to differences in the effective dates of the geographic entities.
	The Hispanic origin and race codes were updated in 2020. For more information on the Hispanic origin and race code changes, please visit the American Community Survey Technical Documentation website.
	Data are based on a sample and are subject to sampling variability. The degree of uncertainty for an estimate arising from sampling variability is represented through the use of a margin of error. The value shown here is the 90 percent margin of error. The margin of error can be interpreted roughly as providing a 90 percent probability that the interval defined by the estimate minus the margin of error and the estimate plus the margin of error (the lower and upper confidence bounds) contains the true value. In addition to sampling variability, the ACS estimates are subject to nonsampling error (for a discussion of nonsampling variability, see ACS Technical Documentation). The effect of nonsampling error is not represented in these tables.
	Source: U.S. Census Bureau, 2017-2021 American Community Survey 5-Year Estimates
	Sample size and data quality measures (including coverage rates, allocation rates, and response rates) can be found on the American Community Survey website in the Methodology section.
	Supporting documentation on code lists, subject definitions, data accuracy, and statistical testing can be found on the American Community Survey website in the Technical Documentation section.

	Clay County, Indiana		Census Tract 404, Clay County, Indiana	
Label	Estimate	Margin of Error	Estimate	Margin of Error
otal:	<mark>26,397</mark>	****	<mark>4,531</mark>	±298
Not Hispanic or Latino:	25,966	****	4,380	±300
White alone	25,134	±117	4,325	±302
Black or African American alone	147	±62	32	±54
American Indian and Alaska				
Native alone	1	±2	0	±12
Asian alone	47	±13	0	±12
Native Hawaiian and Other				
Pacific Islander alone	6	±11	0	±12
Some other race alone	40	±55	0	±12
Two or more races:	591	±151	23	±26
Two races including Some				
other race	80	±134	0	±12
Two races excluding Some				
other race, and three or more				
races	511	±62	23	±26
Hispanic or Latino:	431	****	151	±96
White alone	220	±63	95	±67
Black or African American alone	0	±23	0	±12
American Indian and Alaska				
Native alone	0	±23	0	±12
Asian alone	0	±23	0	±12
Native Hawaiian and Other				
Pacific Islander alone	0	±23	0	±12
Some other race alone	78	±50	14	±22
Two or more races:	133	±76	42	±61
Two races including Some				
other race	90	±64	42	±61
Two races excluding Some				
other race, and three or more				
races	43	±67	0	±12

#### POVERTY STATUS IN THE PAST 12 MONTHS BY SEX BY AGE



DATA NOTES	
TABLE ID:	B17001
SURVEY/PROGRAM:	American Community Survey
VINTAGE:	2021
DATASET:	ACSDT5Y2021
PRODUCT:	ACS 5-Year Estimates Detailed Tables
UNIVERSE:	Population for whom poverty status is determined
FTP URL:	None
API URL:	https://api.census.gov/data/2021/acs/acs5
USER SELECTIONS	
GEOS	Clay County, Indiana; Census Tract 404, Clay County, Indiana
EXCLUDED COLUMNS	None
APPLIED FILTERS	None
APPLIED SORTS	None
PIVOT & GROUPING	
PIVOT COLUMNS	None
PIVOT MODE	Off
ROW GROUPS	None
VALUE COLUMNS	None
WEB ADDRESS	https://data.census.gov/table?text=B17001&g=0500000US18021 1400000US18021040400&tid=ACSDT5Y2021.B17001
TABLE NOTES	Although the American Community Survey (ACS) produces population, demographic and housing unit estimates, it is the Census Bureau's Population Estimates Program that produces and disseminates the official estimates of the population for the nation, states, counties, cities, and towns and estimates of housing units for states and counties.

B-7

COLUMN NOTES	None
	Explanation of Symbols:- The estimate could not be computed because there were an insufficient number of sample observations. For a ratio of medians estimate, one or both of the median estimates falls in the lowest interval or highest interval of an open-ended distribution. For a 5-year median estimate, the margin of error associated with a median was larger than the median itself.N The estimate or margin of error cannot be displayed because there were an insufficient number of sample cases in the selected geographic area. (X) The estimate or margin of error is not applicable or not available.median- The median falls in the lowest interval of an open-ended distribution (for example "2,500-")median+ The median falls in the highest interval of an open-ended distribution (for example "2,500-")median+ The median falls in the highest interval of an open-ended distribution (for example "2,500-")median+ The computed because there were an insufficient number of sample observations.*** The margin of error could not be computed because the median falls in the lowest interval or highest interval of an open-ended distribution of an open-ended distribution.***** A margin of error is not appropriate because the corresponding estimate is controlled to an independent population or housing estimate. Effectively, the corresponding estimate has no sampling error and the margin of error may be treated as zero.
	Estimates of urban and rural populations, housing units, and characteristics reflect boundaries of urban areas defined based on Census 2010 data. As a result, data for urban and rural areas from the ACS do not necessarily reflect the results of ongoing urbanization.
	The 2017-2021 American Community Survey (ACS) data generally reflect the March 2020 Office of Management and Budget (OMB) delineations of metropolitan and micropolitan statistical areas. In certain instances, the names, codes, and boundaries of the principal cities shown in ACS tables may differ from the OMB delineation lists due to differences in the effective dates of the geographic entities.
	Data are based on a sample and are subject to sampling variability. The degree of uncertainty for an estimate arising from sampling variability is represented through the use of a margin of error. The value shown here is the 90 percent margin of error. The margin of error can be interpreted roughly as providing a 90 percent probability that the interval defined by the estimate minus the margin of error and the estimate plus the margin of error (the lower and upper confidence bounds) contains the true value. In addition to sampling variability, the ACS estimates are subject to nonsampling error (for a discussion of nonsampling variability, see ACS Technical Documentation). The effect of nonsampling error is not represented in these tables.
	Source: U.S. Census Bureau, 2017-2021 American Community Survey 5-Year Estimates
	Sample size and data quality measures (including coverage rates, allocation rates, and response rates) can be found on the American Community Survey website in the Methodology section.
	Supporting documentation on code lists, subject definitions, data accuracy, and statistical testing can be found on the American Community Survey website in the Technical Documentation section.

	Clay County, Indiana		Census Tract 404, Clay County, Indiana	
Label	Estimate	Margin of Error	Estimate	Margin of Error
Total:	25 <i>,</i> 637	±267	<mark>4,367</mark>	±366
Income in the past 12 months				
below poverty level:	<mark>2,445</mark>	±429	337	±158
Male:	967	±245	137	±88
Under 5 years	29	±30	0	±12
5 years	0	±23	0	±12
6 to 11 years	190	±87	20	±20
12 to 14 years	80	±72	0	±12
15 years	10	±19	1	±4
16 and 17 years	28	±36	2	±3
18 to 24 years	222	±102	61	±67
25 to 34 years	69	±45	13	±16
35 to 44 years	76	±46	17	±21
45 to 54 years	104	±62	1	±5
55 to 64 years	123	±73	22	±27
65 to 74 years	18	±17	0	±12
75 years and over	18	±18	0	±12
Female:	1,478	±265	200	±99
Under 5 years	122	±103	2	±4
5 years	22	±30	0	±12
6 to 11 years	123	±73	34	±36
12 to 14 years	25	±33	0	±12
15 years	18	±20	0	±12
16 and 17 years	39	±32	0	±12
18 to 24 years	98	±57	46	±41
25 to 34 years	312	±127	53	±38
35 to 44 years	153	±72	6	±12
45 to 54 years	237	±95	52	±46
55 to 64 years	258	±119	7	±11
65 to 74 years	28	±24	0	±12
75 years and over	43	±31	0	±12
Income in the past 12 months at				
or above poverty level:	23,192	±566	4,030	±428
Male:	11,628	±301	2,037	±240
Under 5 years	664	±79	60	±42
5 years	79	±64	10	±14
6 to 11 years	884	±167	82	±48
12 to 14 years	430	±128	54	±38
15 years	294	±94	46	±43
16 and 17 years	262	±81	107	±63
18 to 24 years	709	±112	180	±76
25 to 34 years	1,422	±89	270	±141

	Clay County, Indiana		Census Tract 404, Clay County, Indiana	
Label	Estimate	Margin of Error	Estimate	Margin of Error
35 to 44 years	1,500	±98	247	±77
45 to 54 years	1,587	±68	330	±107
55 to 64 years	1,718	±76	274	±100
65 to 74 years	1,363	±36	265	±99
75 years and over	716	±39	112	±45
Female:	11,564	±353	1,993	±255
Under 5 years	686	±130	34	±37
5 years	103	±49	14	±17
6 to 11 years	734	±143	140	±85
12 to 14 years	579	±147	123	±69
15 years	237	±69	74	±52
16 and 17 years	253	±81	15	±18
18 to 24 years	843	±56	112	±79
25 to 34 years	1,220	±132	192	±89
35 to 44 years	1,444	±86	334	±87
45 to 54 years	1,411	±96	248	±83
55 to 64 years	1,600	±126	276	±91
65 to 74 years	1,450	±52	319	±102
75 years and over	1,004	±103	112	±56

# Appendix C

# Original CE – Level 1

Item	Appendix Page
Categorical Exclusion	C-1 to C-14



FHWA-Indiana Environmental Document

#### **CATEGORICAL EXCLUSION LEVEL 1 FORM**

GENERAL PROJECT INFORMATION

Road No./County:	State Road (SR) 340, Clay County	
Designation Number(s):	1900176	
Project Description/Termini:	Bridge Replacement at State Road (SR) 340 over Purdy Run (Bridge # 340- 11-01639B). Termini are from 283 feet west of the existing structure to 219 feet east of the existing structure (Total Feet 502)	

Χ

CE Level 1 documentation for exempted projects

Additional Information to CE Level 1

Approval:

Randy Zane Kurtz INDOT DE/ESD Signature and Date

Zane Kurtz March 11, 2022

Release for Public Involvement:

INDOT DE/ESD Initials and Date

**Certification of Public involvement:** 

INDOT DE/ESD Reviewer:

Signature and Date

**CE Preparer:** 

Summer Elmore, CHA Consulting, Inc. Name and Organization

INDOT Consultant Services Signature and Date

County Clay

Route State Road (SR) 340

Des. No. 1900176

GENERAL PROJECT	INFORMATION, DESCRIPTION, AND DESIGN INFORMATION
Purpose and Need:	<b>Need</b> : The need for the project stems from the overall deterioration of the existing bridge (340-11-01639B). According to the November 9, 2020, Bridge Inspection Report (Appendix I, pages I-9 to I-11), the box beams associated with the superstructure (1 through 7 and 9) were noted to have hair line cracking. The west abutment was also noted to have horizontal cracking with efflorescence while both abutments were noted to have vertical cracking. The superstructure, deck, and wearing surface all have a condition rating of 5 (fair condition). The condition ratings range from 0 to 9, 0 being a failed structure and 9 being a structure in excellent condition.
	<b>Purpose</b> : The purpose of the project is to address the deteriorated condition of the bridge carrying SR 340 over Purdy Run and to increase the condition rating to at least an 8 out of 9 and the service life to 75 years.
Project Description (Preferred Alternative):	The Indiana Department of Transportation (INDOT), with funding from the Federal Highway Administration (FHWA), is proposing to proceed with a project involving the replacement of the SR 340 bridge over Purdy Run, in Clay County, Indiana.
	<b>Location</b> : The project is located in the northwestern part of Clay County, Indiana, approximately 2.09 miles east of the junction with United States (US) Highway 40 West. The proposed project limits extend from approximately 283 feet west of the bridge to 219 feet east of the bridge (Appendix B, page B-17). Specifically, the project is located in Section 5, Township 12 North, Range 7 West as shown on the 7.5 Minute Brazil West, Indiana United States Geological Survey (USGS) quadrangle map.
	<b>Existing Condition</b> : SR 340 is functionally classified as Rural Major Collector within the project area. SR 340 consists of two 12 foot travel lanes and 2.5 foot paved shoulders. The posted speed limit along SR 340 in the project area is 40 miles per hour (MPH). The original structure built in 1920 (340-11-01639B) was composed of reinforced concrete girders. The superstructure was replaced with 9 to 21 inch x 45 inch adjacent prestressed concrete box beams in 1964 and a concrete deck was placed over the boxes in 1980. The existing span is 35 feet wide, the deck out-to-out width is 34 feet, and the clear roadway width is 32 feet (Appendix I, page I-9). The bridge has an approximate skew of zero. Purdy Run flows northwest under the structure.
	Land use in the project area consists of residential properties and forested areas located to the north and south of the project area. Additionally, a cemetery is located in the northeast corner of SR 340 and N County Road (CR) 500 W.
	<b>Preferred Alternative</b> : The project will replace the existing bridge with a three- sided flat top structure that is 36 feet wide by 12 feet rise, 44 feet in length. The replacement structure will be sumped 18 inches and revetment riprap will be installed 6 feet out from each footing, extending the full length of the bridge, as recommended by the December 29, 2021, INDOT Hydraulics Memo (Appendix I, pages I-2 to I-3). Guardrail will be installed north and south of the structure.

This is page 2 of 14 Project name: <u>SR 340 Bridge Project, Bridge # 340-11-01639B</u> Date: <u>March 8, 2022</u>

ounty <u>Clay</u>	Route State Road (SR) 340 Des. No. 1900176
	Full depth hot mix asphalt (HMA) pavement will be used at the bridge approaches and over the structure, approximately 200 feet long. Additionally, the driveway approaches within the project area will be resurfaced with a HMA overlay and 23 feet of new 15-inch culverts installed at each. The Class II drive in the northwest quadrant will be reconstructed. Ditches will be regraded and stabilized with riprap and sod.
	The proposed roadway typical section in areas without guardrail consists of 12- foot travel lanes and 3-foot paved shoulders. This section matches the existing condition. Where guardrail is warranted, the proposed roadway typical section consists of 12-foot travel lanes and 6-foot paved shoulder to the front face of guardrail.
	The project will require 0.49 acres of permanent right-of-way (ROW); 0.10 acre is reacquisition of apparent ROW along the existing bridge and 0.39 acres new ROW from forested riparian and residential area. The ROW is required to accommodate the additional length of the replacement structure and scour protection. Temporary ROW will be required for the project approximately 0.04 acre (Appendix B, page B-17).
	<b>Maintenance of Traffic (MOT)</b> : Maintenance of traffic (MOT) will involve a full closure of SR 340 with the official detour route using US 40. The official detour length would be approximately 5.6 miles.
	<b>Purpose and Need Fulfillment</b> : The preferred alternative will address the purpose and need of the project by providing a new structure which addresses the deteriorated condition of the existing structure, increasing the condition rating to at least an 8 (very good) out of 9 and the service life of 75 years.
	<b>Logical Termini/Independent Utility</b> : The termini of the project are the rational endpoints necessary to address the deterioration of the structure. The proposed work on the structure is not required by recent or planned changes to the SR 340 facility, nor does the replacement induce any other upgrades to the SR 340 facility in this area. Therefore, the structure replacement has independent utility. Consideration of environment impacts is naturally limited to the location of the current SR 340 crossing.
Other Alternatives Considered:	Three (3) alternatives were considered as part of the proposed project. The preferred alternative is described above in the Project Description section of this document. The two (2) additional alternatives are described below.
	<b>Single Span Box Bridge Replacement:</b> Replace the existing structure with a single span box beam bridge. This alternative meets the need and purpose of the project by addressing the deterioration of the existing structure. However, this is more expensive option and therefore not preferred.
	<b>Do Nothing:</b> This alternative does not address the identified need and purpose of the project, which is to address the structural deterioration of the existing structure. This alternative will result in safety risks and closure of SR 340 in the future and is not deemed prudent. This alternative will not be considered further.

Funding Source(s):	X Fe	ederal	X Sta	te	Lo	ocal		Other
Project Sponsor:	Indiana Depa	artment o	f Transport	ation (	INDOT)			
Estimated Cost:	\$821,343.06		•		ct Length	n:	0.037 mile	e
Public Involvement:							No: X	Yes:
Notice of Entry letters we 2, 2020, notifying them a activities may be seen in page G-1.	bout the proj	ect and t	that individu	uals re	sponsible	for I	and surve	ying and field
The project does not mee (INDOT) Public Involveme is not required to offer the to cause any public con information meeting in the	ent Manual tha public an opp troversy. This	at require portunity 1	formal publ to request a	ic invo a public	lvement. 7 c hearing.	There The	fore, the p project is r	roject sponsor not anticipated
Right-of-Way:							No:	Yes: X
reacquisition will occur ac permanent R/W from resi of permanent R/W of fores R/W will be required on th	djacent to the dential lawn a sted land north e northwest e	anes and stream a along SR h and sou end of the	a portion at the existin 340 throug ath of the str project are	of the ng brid hout th ructure ea (App	ge. The p ne project a. Approxim pendix B,	r. Ap projec area matel page	proximate t will requ . There wi y 0.04 acr B-17).	ly 0.1 acre of ire 0.2 acre of Il be 0.19 acre e of temporary
reacquisition will occur ac permanent R/W from resi of permanent R/W of fores R/W will be required on th The proposed project will and 0.21 acre within the activities. (Appendix B, pa If the scope of work or pe	djacent to the dential lawn a sted land north in northwest e impact appro existing R/W. age B-17). rmanent or te	anes and stream a along SR h and sou end of the ximately Approxin	a portion at the existin 340 throug th of the str project are 0.61 acre on ately 0.17 right-of-way	of the ng brid hout th ructure ea (App f land, acre c / amou	e shoulder ge. The p ne project Approxim pendix B, approxim of trees w	r. Ap projec area matel page nately ill be ge, th	proximate t will requ . There wi y 0.04 acr B-17). 0.49 acre cleared fo	ly 0.1 acre of ire 0.2 acre of II be 0.19 acre e of temporary of permanent or construction Environmental
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This is page 4 of 14 Project name: <u>SR 340 Bridge Project, Bridge # 340-11-01639B</u> Date: <u>March 8, 2022</u>

County Clay

Route State Road (SR) 340

Des. No. 1900176

substructure have concrete that has broken away (spalled) from the south ends of the structure exposing the brick from behind. The masonry bricks are dry laid without mortar and some have fallen out. The west abutment was also noted to have horizontal cracking with efflorescence while both abutments were noted to have vertical cracking.

The proposed project will replace the existing structure with a precast reinforced concrete three-sided structure that is 36 feet wide by 12 feet rise and 44 feet in length. The replacement will be sumped 18 inches and Revetment riprap will be installed 6 feet out from each footing, extending the full length of the bridge, as recommended by the December 29, 2020, INDOT Hydraulics Memo (Appendix I, pages I-2 to I-3). Revetment riprap will also be placed at the inlet (Wing C: 265 sq. ft. and Wing D: 255 sq. ft) and outlet (Wing A: 280 sq. ft. and Wing B: 255 sq. ft.) along the footings and wingwalls (Appendix B, page B-17). All scour protection will be sumped 18 inches deep and the center of the bridge will be perpetuated as natural bottom substrate (24 feet wide). The structure will be constructed 0-degree skew to match the flowline of Purdy Run (Appendix B, page B-17). The existing typical section of SR 340 over the structure will remain consistent with the two 12-foot travel lanes and 3-foot paved shoulders, in areas without guardrail, and 12-foot travel lanes and 6-foot paved shoulder, in areas where guardrail is warranted. Additionally, a 15-inch by 23-foot culvert will be installed in each of the three driveways.

## IDENTIFICATION AND EVALUATION OF IMPACTS

#### **Early Coordination:**

Early coordination letters were sent on June 2, 2021, (Appendix C, pages C-1 to C-3). Date Response Received Appendix Date Sent Agency Appendix C, pages Indiana Geological and Water Survey June 4, 2021 June 4, 2021 C-4 to C-5 Indiana Dept. of Environmental Appendix C, pages Management, Office of Planning and June 4, 2021 June 4, 2021 C-6 to C-12 Assessment Appendix C, page Natural Resources Conservation Service June 2, 2021 June 24, 2021 C-13 Indiana Department of Natural Resources -Appendix C, pages June 3, 2021 July 2, 2021 Division of Fish and Wildlife C-14 to C-17 Appendix C, pages INDOT Cultural Resource Office October 6, 2021 October 7, 2021 C-18 to C-19 USFWS Information for Planning and Appendix C, pages August 9, 2021 August 10, 2021 Consultation (IPaC) C-20 to C-37 Clay County School District -June 2, 2021 No response received N/A Superintendent Federal Highway Administration - Indiana June 2, 2021 No response received N/A Division National Park Service - Midwest Regional June 2, 2021 No response received N/A Office US Army Corps of Engineers – Louisville June 2, 2021 N/A No response received District U. S. Dept. of Housing & Urban June 2, 2021 No response received N/A Development INDOT - Crawfordsville District June 2, 2021 No response received N/A Clay County Commissioner - President June 2, 2021 No response received N/A Clay County Council June 2, 2021 N/A No response received

This is page 5 of 14 Project name:

#### SR 340 Bridge Project, Bridge # 340-11-01639B Date: March 8, 2022

Version: April 2021

County Clay

Route State Road (SR) 340

Des. No. 1900176

Clay County Highway Department – Highway Supervisor	June 2, 2021	No response received	N/A
Clay County Surveyor	June 2, 2021	No response received	N/A
Eighth Coast Guard District	June 2, 2021	No response received	N/A
Terre Haute Area Economic Development Corporation	June 2, 2021	No response received	N/A
Clay County Emergency Management Agency	June 2, 2021	No response received	N/A

Resource specific recommendations are included in the applicable sections throughout the remainder of this document. All applicable recommendations are included in the Environmental Commitments section of this CE document.

Streams, Rivers, and Other Jurisdictional Features impacted:	Streams, Rivers, and Other Jurisdictional Features Impacted:	No:	Yes: X
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Based on the desktop review, the aerial map of the project area, (Appendix B, page B-3) and the RFI report (Appendix E, page E-8) there are eleven streams, rivers, or other jurisdictional features within the 0.5-mile search radius.

A site visit was conducted on October 22, 2020, by CHA Consulting, Inc. A Waters of the U.S. Determination/Wetland Delineation Report was completed for the project on June 1, 2021. INDOT Ecology and Waterway Permitting Office approved the report on September 20, 2021. Please refer to Appendix F, pages F-1 to F-10) for the Waters of the U.S. Determination/Wetland Delineation Report. One stream, (Purdy Run), was identified within the project area and is likely under the jurisdiction of the U.S. Army Corps of Engineers (USACE). Three roadside ditches were identified within the project area and are likely not under the jurisdiction of the USACE. The USACE makes all final determination regarding jurisdiction.

## Jurisdictional Features:

#### Purdy Run

Purdy Run is a perennial stream that flows north under the SR 340 bridge that is 32 feet long by 35 feet wide. Purdy Run has an ordinary high-water mark (OHWM) 18 feet wide by 1.5 feet deep, with substrate consisting mostly of gravel and silt. The portion of the stream within the project area has a drainage area of 1.6 square miles. Purdy Run has a narrow to wide forested buffer with the surrounding areas in residential and agriculture land use. Due to all these attributes, the quality of the stream is average. Purdy Run flows north through the project area and drains into Sulphur Creek. Sulphur Creek flows west connecting with Otter Creek that drains into the Wabash River, a Traditionally Navigable Waterway (TNW) and Waters of the U.S.

#### Non-Jurisdictional Features: Roadside Ditch (RSD)

Three RSDs were identified within the project area. These features were designed along with the roadway to convey storm water, were excavated within the upland area, drain upland waters, and did not display a continuous defined bed and bank or OHWM. Due to these reasons, these features are likely not considered Waters of the U.S.

This project will impact approximately 82 feet of Purdy Run though the replacement of a bridge, riprap placement at the footers and sumping of the channel. (Appendix B, page B-17). Approximately 82 linear feet of riprap will be installed within the OHWM (0.004 acre; 9.11 cys). Section 401/404 permits will be required for these impacts; however, mitigation is not expected.

This is page 6 of 14 Project name: <u>SR 340 Bridge Project, Bridge # 340-11-01639B</u> Date: <u>March 8, 2022</u>

County Clay Route State Road (SR) 340 Des. No. 1900176	County	Clay	Route	State Road (SR) 340	Des. No.	1900176	
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Early coordination letters were sent to the National Park Service (NPS), USACE, the U.S. Coast Guard and the Indiana Department of Natural Resources (IDNR) on June 2, 2021 (Appendix C, pages C-1 to C-3). Coordination with Indiana Department of Environmental Management (IDEM) was accomplished electronically through the standardized environmental review process <u>https://www.in.gov/idem/5284.htm</u> on June 4, 2021 (Appendix C, pages C-6 to C-12).

The NPS, the U.S. Coast Guard and the USACE did not respond to the early coordination letter. The standard IDEM letter noted recommendations associated with obtaining permits for regulatory work in and near waterways, such as; fill or excavation within the waterway, riparian tree clearing for the proposed project, and limiting sediment disturbance and controlling for erosion to avoid discharge into regulatory waterways (Appendix C, page C-6).

The IDNR responded on July 24, 2021, and included a number of recommendations to avoid and minimize impacts to fish, wildlife, and botanical resources (Appendix C, pages C-14 to C-17). These recommendations included: the project design should include a crossing that minimizes fish and wildlife impacts through structure type and dimensions that enable favorable aquatic organism passage, and any bank stabilization under the structure, should not create conditions that are less favorable for wildlife passage under the structure compared to the current conditions. The IDNR recommended additionally, do not replace riprap in the bed of the channel (unless sumped across the bed to avoid creating fish passage obstruction) and use alternative erosion protection materials whenever possible and from the OHWM to the top of the banks, heavy duty erosion control blankets or turf reinforcement mats or a similar bioengineering method should be used and these materials should be seeded with native plants to allow a natural, vegetated stream bank to develop. The IDNR also recommended to minimize and contain within the project limits inchannel disturbance, do not work in the waterway from April 1 through June 30 without prior written approval of the Division of Fish and Wildlife.

All applicable IDNR recommendations are included in the *Environmental Commitments* section of this CE document.

No: X Yes:

Based on the desktop review, the aerial map of the project area, (Appendix B, page B-3) and the RFI report (Appendix E, page E-8) there are ten mapped open water features within the 0.5-mile search radius. No mapped open water features are within the project area.

A site visit was conducted on October 22, 2020, by CHA Consulting, Inc. A Waters of the U.S. Determination/Wetland Delineation Report was completed for the project on June 1, 2021. INDOT Ecology and Waterway Permitting Office approved the report on September 20, 2021. Please refer to Appendix F, pages F-1 to F-10 for the Waters of the U.S. Determination/Wetland Delineation Report. It was determined that no open water features are within the project area. Therefore, no impact is expected.

Wetlands:	No: X	Yes:
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Based on the desktop review, the aerial map of the project area, (Appendix B, page B-3) and the RFI report (Appendix E, page E-8) there are twenty-two mapped wetlands within the 0.5-mile search radius. One of the mapped wetlands is adjacent to the project area.

A site visit was conducted on October 22, 2020, by CHA Consulting, Inc. A *Waters of the U.S. Determination/Wetland Delineation Report* was completed for the project on June 1, 2021. INDOT Ecology and Waterway Permitting Office approved the report on September 20, 2021. Please refer to Appendix F, pages F-1 to F-10 for the *Waters of the U.S. Determination/Wetland Delineation Report*. It was determined that no wetlands are within the project area. Therefore, no impact is expected.

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Terrestrial Habitat:	No:	Yes: X
Based on a desktop review, a site visit on October 22, 2020, the aerial map of the	e proiect are	a (Appendix

B, page B-3), and the RFI report (Appendix E, page E-8), there are two terrestrial habitats within or adjacent to the project area. The stream is bordered by a wooded riparian corridor and the roadway is lined with mowed residential lawn. The dominant tree species within the project area include Mulberry (Morus alba), Cottonwood (*Populus deltoides*), Hackberry (*Celtis occidentalis*), and American Elm (*Ulmus americana*).

Early coordination letters were sent to the NPS, USACE, the U.S. Coast Guard and IDNR on June 2, 2021 (Appendix C, pages C-1 to C-3). Coordination with IDEM was accomplished electronically through the standardized environmental review process (<u>http://www.in.gov/idem/5284.htm</u> on June 4, 2021 (Appendix C, pages C-6 to C-12).

The IDNR responded on July 2, 2021, and recommended that all bare and disturbed areas are revegetated with a mixture of native grasses, sedges, wildflowers, and also native hardwood trees and shrubs if any woody plants are disturbed during construction as soon as possible upon completion, do not revegetate with any varieties of tall fescue or other non-native plants, including prohibited invasive species, minimize and contain within the project limits the clearing of trees and brush, and plant native hardwood trees along the top of bank and right-of-way to replace the vegetation destroyed during construction. (Appendix C, pages C-14 to C-17).

All applicable IDNR recommendations are included in the *Environmental Commitments* section of this CE document.

Protected Species:	No:	Yes: X

Based on a desktop review and the RFI report (Appendix E, page E-4), completed by CHA Consulting, Inc. on September 27, 2021, IDNR Clay County Endangered, Threatened, and Rare (ETR) Species List has been checked. According to the IDNR-DFW early coordination letter dated July 2, 2021 (Appendix C, pages C-14 to C-17), the Natural Heritage Program's Database has been checked and stated "to date, no plant or animal species listed as state or federally threatened, endangered, or rare have been reported to occur in the project vicinity."

## Indiana Bat and Northern Long-Eared Bat

Project information was submitted through the USFWS's Information for Planning and Consultation (IPaC) portal, and an official species list was generated (Appendix C, pages C-20 to C-25). The project is within range of the federally endangered Indiana bat (*Myotis sodalis*) and the federally threatened northern longeared bat (NLEB) (*Myotis septentrionalis*). One other candidate species was generated in the IPaC species list along with the Indiana Bat and NLEB. Refer to paragraph below.

The project qualifies for the Rangewide Programmatic Informal Consultation for the Indiana bat and NLEB, dated May 2016 (revised February 2018), between FHWA, Federal Railroad Administration (FRA), Federal Transit Administration (FTA), and USFWS. A bridge inspection occurred on November 9, 2020, and stated that there was no evidence of bats or signs of bats using the structure (Appendix I, page I-23. An effect determination key was completed on August 9, 2021, and based on the responses provided, the project found "not likely to adversely affect" (NLAA) the Indiana bat and/or the NLEB (Appendix C, pages C-26 to C-37). Approximately 0.55 acre of trees will be cleared for construction activities. INDOT reviewed and verified the finding on August 10, 2021, and requested USFWS's review of the finding. No response was received from USFWS within the 14-day review period; therefore, it was concluded they concur with the finding.

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Based on the scope of work it was found that six avoidance and minimization measures (AMMs) are needed:

- General AMM 1: Ensure all operators, employees, and contractors working in areas of known or presumed bat habitat aware of all FHWA/FRA/FTA (Transportation Agencies) environmental commitments, including all applicable AMMs.
- Lighting AMM 1: Direct temporary lighting away from suitable habitat during the active season.
- Tree removal AMM 1: Modify all phases/aspects of the project (e.g., temporary work areas, alignments) to avoid tree removal.
- Tree removal AMM 2: Apply time of year restrictions for tree removal when bats are not likely to be present, or limit tree removal to 10 or fewer trees per project at any time of year within 100 feet of existing road/rail surface and outside of documented roosting/foraging habitat or travel corridors; visual emergence survey must be conducted with no bats observed.
- Tree removal AMM 3: Ensure tree removal is limited to that specified in project plans and ensure that contractors understand clearing limits and how they are marked in the field (e.g., install bright colored flagging/fencing prior to any tree clearing to ensure contractors stay within clearing limits).
- Tree removal AMM 4: Do not remove documented Indiana bat or NLEB roosts that are still suitable for roosting, or trees within 0.25 mile of roosts or documented foraging habitat any time of the year.

The official species list generated from IPaC indicated Monarch butterfly (*Danaus plexippus*) is present within the project area. The project qualifies for the USFWS Policy due to the project meeting all seven of the Programmatic Coordination criteria; therefore, no further coordination with USFWS is needed.

AMMs and/or commitments are included as firm commitments in the *Environmental Commitments* section of this document.

This precludes the need for further consultation on this project as required under Section 7 of the Endangered Species Act, as amended. If new information on endangered species at the site become available, or if project plans are changed, USFWS will be contacted for consultation.

## Migratory Birds

Neither the INDOT Bridge Inspection Report of November 9, 2020, nor the CHA Inspection of October 22, 2020, observed nests or other indications that the bridge is used by migratory birds. The bottom of the bridge has no exposed beams, cross-members, or other areas to perch, and is not conducive to nest construction. Therefore, this project is not likely to impact migratory birds during construction.

	Geological and Mineral Resources:	No: X	Yes:
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Based on the desktop review, the project is located outside the designated Indiana Karst Region as outlined in the July 15, 2021, Protection of Karst Features during Project Development and Construction guidance. According to the RFI report (Appendix E, page E-8) there are no karst features identified within or adjacent to the project area.

In the June 4, 2021, early coordination response, the Indiana Geological and Water Survey (IGWS) did not indicate that karst features exist in the project area (Appendix C, pages C-4 to C-6). Additionally, the IGWS identified high liquefaction potential and 1% annual chance flood hazard as geological hazards, high potential for bedrock resource, a low potential for sand and gravel, petroleum exploration wells, and abandoned industrial minerals quarries within 0.5-mile search radius. The features will not be affected because the project does not propose to alter access to mineral resource in the general area. Response from the IGWS has been communicated with the designer on September 28, 2021. No impacts are expected.

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Drinking Water Resources: No: X Yes:
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#### Sole Source Aquifer

The project is located in Clay County, which is not located within the area of the St. Josephs Sole Source Aquifer, the only legally designated sole source aquifer in the state of Indiana. Therefore, the FHWA/EPA Sole Source Aquifer Memorandum of Understanding (MOU) is not applicable to this project, a detailed groundwater assessment is not needed, and no impacts are expected.

### Wellhead Protection Area and Source Water

The Indiana Department of Environmental Management's Wellhead Proximity Determinator website (<u>https://www.in.gov/idem/cleanwater/pages/wellhead</u>) was accessed on October 4, 2021, by CHA Consulting, Inc. This project is not located within a Wellhead Protection Area or Source Water Area. No impacts are expected.

### Water Wells

The Indiana Department of Natural Resources Water Well Record Database website (<u>https://www.in.gov/dnr/water/3595.htm</u>) was accessed on October 4, 2021, by CHA Consulting, Inc. The nearest well was mapped 0.01 mile south of the project area. No wells were identified during the field investigation conducted on October 22, 2020, by environmental staff at CHA Consulting, Inc. This feature will not be affected because it is located outside of the project area. Therefore, no impacts are expected. Should it be determined during the right-of-way phase that these wells will be affected, a cost to cure will likely be included in the appraisal to restore wells.

### Urban Area Boundary

Based on a desktop review of the INDOT MS4 website (<u>https://entapps.indot.in.gov/MS4/</u>) by CHA Consulting, Inc. on October 4, 2021, and the RFI report; this project is located in an Urban Area Boundary (UAB). An early coordination letter was sent on June 2, 2021, to Jeremy Weir, Terre Haute MPO Director of Transportation Planning. The MS4 coordinator did not respond within the 30-day time frame.

## Public Water System

Based on a desktop review, a site visit on October 22, 2020, by environmental staff at CHA Consulting, Inc., the aerial map of the project area (Appendix B, page B-3), no public water systems were identified. Therefore, no impacts are expected.

Floodplains:	No:	Yes: X
Based on a desktop review of The Indiana Department of Natural Resou	urces Indian	a Floodway
Information Portal website (http://dormaps.dor.in.gov/appsphp/fdms/) by Cl	A Consulti	na Inc on

Information Portal website (<u>http://dnrmaps.dnr.in.gov/appsphp/fdms/</u>) by CHA Consulting, Inc. on September 28, 2021, and the RFI report (Appendix E, page E-8), this project is located in a regulatory floodplain as determined from approved IDNR floodplain maps (Appendix B, page B-6). An early coordination letter was sent on June 2, 2021, to the local Floodplain Administrator. The floodplain administrator, Jeremy Weir, did not respond within the 30-day time frame.

This project qualifies as a Category 3 per the current INDOT CE Manual, which states "The modifications to drainage structures included in this project will result in an insubstantial change in their capacity to carry flood water. This change could cause a minimal increase in flood heights and flood limits. These minimal increases will not result in any substantial adverse impacts on the natural and beneficial floodplain values; they will not result in substantial change in flood risks or damage; and they do not have substantial potential for interruption or termination of emergency service or emergency routes; therefore, it has been determined that this encroachment is not substantial.

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An early coordination letter was sent to the IDNR on June 3, 2021 (Appendix C, pages C-1 to C-3). The IDNR responded on July 2, 2021, and indicated that "this proposal will require the formal approval of our agency for construction in a floodway pursuant to the Flood Control Act (IC 14-28-1), unless it gualifies for a bridge exemption" (Appendix C, pages C-14 to C-17). This project is located within 2 miles of a town; therefore, does not meet the rural bridge exemption and will likely require a construction in a floodway (CIF) permit. Farmland: No: X Yes: Based on a desktop review, a site visit on October 22, 2020, by CHA Consulting, Inc., the aerial map of the project area (Appendix B, page B-3), there is no land in existing farm use in the project area; therefore, no impacts are expected. An early coordination letter was sent on June 2, 2021, to Natural Resources Conservation (NRCS). The NRCS confirmed this by indicating that the project "will not cause a conversion of prime farmland" in their correspondence on June 24, 2021 (Appendix C, page C-13). Cultural Resources: No: Yes: X On August 19, 2021, the INDOT Cultural Resource Office (CRO) determined that this project falls within the guidelines of Category B. Type 12 under the Minor Projects Programmatic Agreement (Appendix D. pages D-1 to D-4). Category B-12 includes replacement, widening, or raising the elevation of the superstructure on existing bridges, and bridge replacement projects (when both the superstructure and substructure are removed). INDOT CRO determined that this project meets Condition A(ii) for archaeological. According to the Phase Ia Field Reconnaissance (Bubb 2021), no archaeological sites were identified within the project limits. Additionally, INDOT CRO determined that the project meets Condition B (ii)(b) as the bridge was built in 1964 and is a common type as defined in Section V of the Program Comment Issued for Streaming Section 106 Review for Action Affecting Post-1945 Concrete and Steel Bridges. Billtown Cemetery is located 0.02 mile northeast of the project area. An early coordination letter was sent to INDOT CRO on October 6, 2021. INDOT CRO responded on October 7, 2021, and stated that "A Cemetery Development Plan is not required for this project since there is no r/w being acquired from the cemetery and it will not be impacted during construction." (Appendix C, page C-18 to C-19). This completes the Section 106 process and the responsibilities of the FHWA under Section 106 have been fulfilled. Section 4(f) and Section 6(f) Resources: No: X Yes: Section 4(f) Section 4(f) of the U.S. Department of Transportation Act of 1966 prohibits the use of certain public and historic lands for federally funded transportation facilities unless there is no feasible and prudent alternative. The law applies to significant publicly owned parks, recreation areas, wildlife/waterfowl refuges, and NRHP eligible or listed historic properties regardless of ownership. Land's subject this law are considered Section 4(f) resources. Based on a desktop review, a site visit on October 22, 2020, by CHA Consulting, Inc., the aerial map of the project area (Appendix B, page B-3), and the RFI report (Appendix E, page E-7) there is one potential 4(f) resource located within the 0.5-mile search radius. There are no Section 4(f) resources located within or adjacent to the project area. Therefore, no use is expected. Section 6(f) The U.S. Land and Water Conservation Fund Act of 1965 established the Land and Water Conservation Fund (LWCF), which was created to preserve, develop, and assure accessibility to outdoor recreation Project name: SR 340 Bridge Project, Bridge # 340-11-01639B Date: March 8, 2022 This is page 11 of 14

unty	Clay	Route	State Road (SR) 340	Des. N	IO. <u>I</u>	900176		
		(f) of this Act proh	ibits conversions of the lands	s purchased v	with LV	/CF monies to	o a	
A rev Cour	nty (Appendix Ì, p	bage I-1). None of	INDOT ESD website, revea these properties are located v (f) resources as a result of th	within or adja				
Air C	Quality:			1	No:	Yes: X		
Orga	This project is included in the Fiscal Year (FY) 2020-2024 West Central Indiana Metropolitan Planning Drganization Transportation Improvement Program (MPO TIP) and Statewide Transportation mprovement Program (STIP) (Appendix H, pages H-1 to H-2).							
This to the	e IDEM website		which is currently in attainme dem/airquality/files/nonattain 3 does not apply.					
exem	project is of a t	ean Air Act conform	a categorical exclusion (Gro nity rule under 40 CFR 93.12					
Com	munity Impacts	s:		1	No: X	Yes:		
Unde respo	onsible to ensure	640.23A, FHWA a that their program	and the project sponsor, as a ns, policies, and activities do e populations. This project wi	not have a dis	spropor	tionally high a	nd	
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Permits:	No:	Yes: X
A USACE Section 404 permit and an IDEM 401 Water Quality Certification (WC	QC) will likely	be required

A USACE Section 404 permit and an IDEM 401 Water Quality Certification (WQC) will likely be required because riprap will be placed below the OHWM of Purdy Run. No mitigation is anticipated because impacts are less than 300 linear feet of waterway.

It is anticipated that an IDNR Construction in a Floodway (CIF) permit will be required. The IDNR responded on July 2, 2021, and indicated that "this proposal will require the formal approval of our agency of construction in a floodway pursuant to the Flood Control Act (IC 14-28-1), unless it qualifies for a bridge exemption" (Appendix C, pages C-14 to C-17). This project does not qualify for the Rural Bridge Exemption as it is not located in a rural area.

It is anticipated that an IDEM Rule 5 permit will not be required as the proposed project will not disturb more than one acre of total land area.

Early coordination letter were sent to NPS, USACE, the U.S. Coast Guard and the IDNR on June 3, 2021, (Appendix C, pages C-1 to C-3). Coordination with IDEM was accomplished electronically through the standardized environmental review letter process (<u>http://www.in.gov/idem/5284.htm</u>) on June 4, 2021, (Appendix C, pages C-6 to C-12)

The NPS and USACE did not respond to the early coordination letter. The standard IDEM letter noted Section 401/404 permits may be required. IDEM additionally noted that if there will be an acre or more of land disturbance a Rule 5 permit will be required (Appendix C, pages C-6 to C-12).

Applicable recommendations are included in the Environmental Commitments section of this document. If permits are found to be necessary, the conditions of the permit will supersede these recommendations. It is the responsibility of the project sponsor to identify and obtain all required permits.

## **ENVIRONMENTAL COMMITMENTS:**

#### Firm:

- If the scope of work or permanent or temporary right-of-way amounts change, the INDOT Environmental Service Division (ESD) and the INDOT District Environmental Section will be contacted immediately. (INDOT ESD and INDOT District)
- 2. It is the responsibility of the project sponsor to notify school corporations and emergency services at least two weeks prior to any construction that would block or limit access. (INDOT ESD)
- General AMM 1: All operators, employees, and contractors working in areas of known or presumed bat habitat are aware of all FHWA/FRA/FTA (Transportation Agencies) environmental commitments, including all applicable AMMs. (USFWS)
- 4. Tree Removal AMM 1: All phases/aspects of the project (e.g., temporary work areas, alignments) will be modified, to avoid tree removal. (USFWS)
- 5. Tree Removal AMM 3: Tree removal will be limited to that specified in project plans and ensure that contractors understand clearing limits and how they are marked in the field. (USFWS)
- Tree Removal AMM 4: Documented Indiana bat or NLEB roosts that are still suitable for roosting, or trees within 0.25 miles of roosts, or documented foraging habitat any time of year will not be removed. (USFWS)
- 7. Lighting AMM 1: All temporary lighting be directed away from suitable habitat during the active season. (USFWS)
- 8. Tree Removal AMM 2: Apply time of year restrictions for tree removal when bats are not likely to be present, or limit tree removal to 10 or fewer trees per project at any time of year within 100

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feet of existing road/rail surface and outside of documented roosting/foraging habitat or travel corridors; visual emergence survey must be conducted with no bats observed. (IDNR and USFWS)

- 9. USFWS Bridge/Structure Assessment shall take place no earlier than two (2) years prior to the start of construction. If construction will begin after November 9, 2020, plus 2 years, an inspection of the structure by a qualified individual, must be performed. Inspection of the structure should check for presence of bats/bat indicators and/or presence of birds. The results of the inspection must indicate no signs of bats or birds. If signs of bats or birds are documented during this inspection, the INDOT District Environmental Manager must be contacted immediately. (INDOT)
- 10. If riprap is planned for scour protection under the bridge, an 18" to 24" wide (at minimum) level path free of riprap, must be included in the design. Where a riprap path is not feasible, one alternative could be to choke the riprap on the wildlife passage area with a 6" thick cover of compacted #53 stone. (IDNR)

## For Consideration:

- 1. Do not construct any temporary runarounds, access bridges, causeways, cofferdams, diversions, or pumparounds. (IDNR)
- 2. Use minimum average 6-inch graded riprap stone extended below the normal water level to provide habitat for aquatic organisms in the voids. (IDNR)
- 3. If box or pipe culverts are used, the bottoms should be buried a minimum of 6" (or 20% of the culvert height/pipe diameter, whichever is greater up to a maximum of 2") below the stream bed elevation to allow a natural streambed to form within or under the crossing structure. Crossings should: span the entire channel width (a minimum of 1.2 times the OHWM width); maintain the natural stream substrate within the structure; and have stream depth, channel width, and water velocities during low-flow conditions that are approximate to those in the natural stream channel. (IDNR)
- 4. The new, replacement, or rehabbed structure, and any bank stabilization under the structure, should not create conditions that are less favorable for wildlife passage under the structure compared to the current conditions. (IDNR)
- 5. Limit the use of riprap on the channel banks to toe protection extending up to the ordinary high water mark (OHWM). Do not place riprap in the bed of the channel (unless sumped across the bed to avoid creating a fish passage obstruction) and use alternative erosion protection materials whenever possible. From the OHWM to the top of the banks, heavy duty erosion control blankets or turf reinforcement mats or a similar bioengineering method should be used and these materials should be seeded with native plants to allow a natural, vegetated stream bank to develop. (IDNR)
- 6. Impacts to non-wetland forest under one (1) acre in an urban setting should be mitigated by planting five trees, at least 2 inches in diameter-at-breast height (dbh), for each tree which is removed that is 10 inches dbh or greater (5:1 mitigation based on the number of large trees) or by using the 1:1 replacement ratio based on area depending on the type of habitat impacted (individual canopy tree removal in an urban streetscape or park-like environment versus removal of habitat supporting a tree canopy, woody understory, and herbaceous layer). Impacts under 0.10 acre in an urban area may still involve the replacement of large diameter trees but typically do not require any additional mitigation or additional plantings beyond seeding and stabilizing disturbed areas. There are exceptions for high quality habitat sites however. (IDNR)
- 7. Do not excavate in the low flow area except for the placement of piers, foundations, and riprap, or removal of the old structure. (IDNR)
- 8. Plant native hardwood trees along the top of the bank and right-of-way to replace the vegetation destroyed during construction. (IDNR)

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