

Programmatic Categorical Exclusion (PCE)

Project Information

Project Name: Smithfield Sidewalk Improvements

Federal Project#: 56-0885615

Project Number: 0258-046-626

Project Type: Sidewalk improvements

UPC: 102951

Charge Number:

Route Number: US 258

Route Type: Primary

Project Limit-From: Westside Elementary School

To: 200' east of Grace Street Intersection

Project Description: The proposed project consists of sidewalk improvement construction for the northern side of Main Street (US Route 258) and the western side of Great Springs Road (Route 655). This proposed project will provide approximately 4,600-feet of sidewalk improvements connecting the Westside Elementary School with residential areas to allow for safe pedestrian foot traffic. The proposed improvements will include a variable width concrete sidewalk, curb and gutter improvements, pedestrian signal improvements, and drainage improvements.

Additional Project Description: Minor right-of-way acquisition is proposed, as well as permanent and temporary easements.

Purpose and Need: The purpose of the proposed project is to improve pedestrian safety on the north side of US 258 when accessing Westside Elementary School

District: Hampton Roads

City/County: Isle of Wight

Residency: Hampton Roads

The subject project meets the criteria for a Programmatic Categorical Exclusion in accordance with: 23 CFR 771.117

Description of PCE Category: (c) (3) Construction of bicycle and pedestrian lanes, paths, and facilities.

UNUSUAL CIRCUMSTANCES (YES/NO):

NO Significant environmental impacts

Determination: Based on a review of the project scope by the Isle of Wight County Project Manager (PM), the context and intensity of the impacts to the natural and human environment are not significant.

NO Substantial controversy on environmental grounds

Determination: Based on the review of the project scope by the Isle of Wight County PM, no substantial controversy is anticipated.

NO Significant impact on properties protected by Section 4(f) of the Department of Transportation Act or Section 106 of the National Historic Preservation Act

Determination: Based on database reviews and Virginia Department of Historic Resources (VDHR) correspondence dated December 6, 2018, no Section 4(f) or Section 106 resources or properties were identified that would require right-of-way acquisition or permanent easements as determined by the Isle of Wight County PM.

NO Inconsistencies with any Federal, State, or local law, requirement or administrative determination relating to the environmental aspects of the action

Determination: Based on the review of the project scope by the Isle of Wight County PM, no inconsistencies with any Federal, State or local law, requirement or administrative determination are anticipated

IMPACTS (YES/NO):

- NO** Involves acquisition of more than minor amounts of temporary or permanent right of way acquisition
Determination: Per review by the Isle of Wight County PM, the project will require minor right-of-way acquisition as well as permanent and temporary easements, as depicted in the project plans.
- NO** Involves acquisitions that result in more than limited residential and non-residential displacements, based on the context and intensity of the impact
Determination: Based on a review of the project plans by the Isle of Wight County PM, minor right-of-way acquisition as well as permanent and temporary easements will be required. However, no residential and non-residential displacements are proposed.
- NO** Results in capacity expansion of a roadway by addition of through lanes
Determination: The project does not include addition of through lanes.
- NO** Involves the construction of temporary access, or the closure of an existing road, bridge, or ramps, that would result in major traffic disruptions, based on the context and intensity of the impact
Determination: No major traffic disruptions are anticipated as determined by the Isle of Wight County PM on November 24, 2020.
- NO** Results in a determination of adverse effect on historic properties pursuant to Section 106 of the National Historic Preservation Act (54 U.S.C. §306108)
Determination: Based on correspondence with the Virginia Department of Historic Resources (VDHR), dated December 6, 2018, historic resources are present within the proposed project area. This project will have an effect on historic resources, but based on the information provided, the effect will not be adverse (VDHR correspondence dated 12-6-2018). Additionally, no Section 106 resources or properties were identified that would require right-of-way acquisition or permanent easements as determined by the Isle of Wight County PM.
- NO** Requires the use of properties protected by Section 4(f) (49 U.S.C. § 303/23 U.S.C. § 138) that cannot be documented with an FHWA *de minimis* determination, or a programmatic Section 4(f) evaluation signed by FHWA
Determination: Based on a review of the scope of work and the project location by the Isle of Wight County PM, no Section 4(f) or Section 106 resources or properties were identified that would require right-of-way acquisition or permanent easements as determined by the Isle of Wight County PM. Therefore, no use of Section 4(f) properties is anticipated.
- NO** Requires the acquisition of lands under the protection of Section 6(f) of the Land and Water Conservation Act of 1965 (54 U.S.C. § 200305) or other unique areas or special lands that were acquired in fee or easement with federal public-use-money and have deed restrictions or covenants on the property
Determination: No Section 6(f) properties were identified that would require right-of-way acquisition or permanent easements as determined by the Isle of Wight County PM. Therefore, acquisition of Section 6(f) properties will not occur.
- NO** Requires a U.S. Army Corps of Engineers Section 404 (33 U.S.C. § 1344 permit other than a Nationwide or a General Permit
Determination: Based on a review by the Isle of Wight County PM, no wetlands or waters were identified within the proposed project area. Therefore, a permit from the U.S. Army Corps of Engineers is not anticipated.
- NO** Requires a U.S. Coast Guard bridge permit (33 U.S.C. § 401)
Determination: Based on a review of the project scope and location by the Isle of Wight County PM, a permit from the U.S. Coast Guard is not required.
- NO** Requires work that will cause an increase of the flood level by more than one foot within a regulatory floodway of water courses or water bodies or work affecting the base floodplain (100-year flood) elevations of a water course or lake, pursuant to 23 CFR §650 subpart A
Determination: Based on a review of the project scope and location by the Isle of Wight County PM, the proposed project will not encroach within the floodplain or floodway. Therefore, it is not anticipated that the proposed project would result in an increase of the flood level in or adjacent to the project area.
- NO** Is defined as a “Type I project” per 23 CFR §772.5 and the VDOT noise manual for purposes of a noise analysis
Determination: The project is not a Type I project.
- NO** Is likely to adversely affect federally listed species or designated critical habitat, with the exception of a “may affect, likely to adversely affect” (MALAA) determination for the Northern Long-Eared Bat or Indiana Bat when the project is within the scope of the Section 7 range-wide programmatic consultation for those species
Determination: Based on a review of databases and coordination with the agencies, no adverse impacts to listed species are anticipated.
- NO** Involves any known or potential hazardous materials issues that represent a substantial liability or require substantial regulatory negotiation to resolve. Sites representing substantial liability would not include minor issues such as low-

level petroleum impacts or minimal solid waste

Determination: Based on the project scope and nature of the project, substantial hazardous materials issues are not anticipated as determined by the Isle of Wight County PM on November 24, 2020.

NO Does not meet the provisions of the "Planning Documents and NEPA Approvals" document. In accordance with 23 CFR §450 and the FHWA/VDOT/Federal Transit Administration/Virginia Department of Rail and Public Transportation MOA Statewide Transportation Improvement Program (STIP) Procedures MOA, actions listed in 23 CFR §771.117(c) and 23 CFR §771.117(d) may be grouped.

Determination: The project meets fiscal constraint requirements and is appropriately programmed in the STIP under Construction: Transportation Enhancement/ Byway/ Non-Traditional.

NO Causes disproportionately high and adverse effects on any minority or low-income populations

Determination: There will be no relocations, no displacements, no disruption of community, and no disruption of emergency services associated with this project. Therefore, no minority or low-income populations would be adversely impacted by the proposed project.

NO Involves consideration of multiple NEPA alternatives

Determination: The scope of this project does not require the consideration of alternatives as determined by the Isle of Wight County PM on November 24, 2020.

NO Is an action listed in 23 CFR §771.115(a)

Determination: This project is not one of, or similar to, any of the four actions listed under 23 CFR §771.115(a) as determined by the Isle of Wight County PM on November 24, 2020.

NO Involves unusual circumstances, pursuant to 23 CFR §771.117(b)

Determination: This project does not involve any of the unusual circumstances enumerated under 23 CFR §771.117(b) as determined by the Isle of Wight County PM on November 24, 2020.

Brian A. Paul, Jr. Env. MW 7/23/2021
Environmental Manager, CE Determination Date