


Project Information

Project Name:	LEE HIGHWAY PEDESTRIAN IMPROVEMENTS	Federal Project#:	NHPP-5A01(946)
Project Number:	0029-029-414, C501, D614, P101, R201	Project Type:	Construction
UPC:	113518	Charge Number:	
Route Number:	29	Route Type:	Primary
Project Limit--From:	VADEN DRIVE	To:	NUTLEY STREET
IPM Project Description:	LEE HIGHWAY PEDESTRIAN IMPROVEMENTS		
Additional Project Description:	This project will provide improved access to the Vienna Metrorail Station, Cross County Trail, and other amenities by completing missing gaps in the bike and pedestrian network along the south side of Route 29.		
Purpose And Need:	The purpose and need of this project is to improve bike and pedestrian access to the Vienna Metrorail Station, Cross County Trail, and other amenities.		
District:	City/County:	Residency:	
Northern Virginia	Fairfax	Fairfax	

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

23 CFR 771.117

Description of PCE Category:

c03 Construction of bicycle and pedestrian lanes, paths, and facilities.

UNUSUAL CIRCUMSTANCES:

NO Significant environmental impacts

Determination: Based on a review of the project scope and location, no significant environmental impacts are anticipated as a result of this project.

NO Substantial controversy on environmental grounds

Determination: Based on a review of the project scope and location and consultation with the Project Manager (PM), substantial controversy is not expected as a result of this project.

- 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 the Fairfax County Park Authority Section 4(f) Significance Determination and De Minimis Impacts signed preliminary concurrence dated 06/06/19, there are no significant impacts on properties protected by Section 4(f). Based on the Cultural Resources Summary Report, a determination of no effect on historic properties was made on 11/06/18 in accordance with Stipulation 2 of the 2016 Programmatic Agreement for Transportation Undertakings in Virginia.
- NO** Inconsistencies with any Federal, State, or local law, requirement or administrative determination relating to the environmental aspects of the action
Determination: Based on a review of the project scope, no inconsistencies related to environmental aspects of the action are anticipated.

IMPACTS:

- NO** Involves acquisition of more than minor amounts of temporary or permanent right of way acquisition
Determination: Based on the Preliminary Right of Way (RW) Data Sheet dated 04/25/19 and consultation with the PM, this project does not involve acquisition of more than minor amounts of temporary or permanent right of way acquisition.
- 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 consultation with the PM, there are no residential or non-residential displacements.
- NO** Results in capacity expansion of a roadway by addition of through lanes
Determination: The project scope does not include the 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: Based on a review of the project scope and location, there would be no major traffic disruptions.
- 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 the Cultural Resources Summary Report, a determination of no effect on historic properties was made on 11/06/18 in accordance with Stipulation 2 of the 2016 Programmatic Agreement for Transportation Undertakings in Virginia.
- 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 the Fairfax County Park Authority Section 4(f) Significance Determination and De Minimis Impacts signed preliminary concurrence dated 06/06/19, this project does not require the use of properties protected by Section 4(f) that cannot be documented with an FHWA de minimis determination.
- 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: Based on the Preliminary RW Data Sheet, there is no acquisition of lands under the protection of Section 6(f).
- 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 the Permit Determination dated 09/18/18, no U.S. Army Corps of Engineers Section 404 permit other than a Nationwide or a General Permit is required.
- NO** Requires a U.S. Coast Guard bridge permit (33 U.S.C. § 401)
Determination: The project scope does not involve any bridge crossings of navigable waters to require a U.S. Coast Guard Permit.

- 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 geographic information systems (GIS), this project will not cause an increase of the flood level by more than one foot.
- 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: This project does not meet any of the criteria for a Type I project designation under 23 CFR Part 772.
- 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 range-wide programmatic consultation for those species
Determination: Based on the Threatened and Endangered (T&E) Clearance Form dated 06/06/19, the effect determination for Northern Long-Eared Bat is may affect, likely to adversely effect. The project will utilize the Final 4(d) Rule to satisfy Section 7 obligations.
- 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 Hazmat Materials Summary Report dated 02/26/19, as long as the project is built within existing RW, no hazardous materials investigation is warranted at this time. The project is clear for advertisement.
- 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 is included in STIP Grouping for Construction: Transportation Enhancement/Byway/Non-Traditional.
- NO** Causes disproportionately high and adverse effects on any minority or low-income populations
Determination: Based on consultation with the PM, there will be no displacements, changes in access, or disruption of community services; therefore, there are no disproportionately high and adverse effects on any minority or low-income populations.
- NO** Involves consideration of multiple NEPA alternatives
Determination: Based on the qualifying actions, the scope of work, and no significant environmental impacts, this project does not require the consideration of multiple NEPA alternatives.
- NO** Is an action listed in 23 CFR §771.115(a)
Determination: This project does not involve the construction of any of the roadway types or projects listed in 23 CFR Part 771.115(a).
- NO** Involves unusual circumstances, pursuant to 23 CFR §771.117(b)
Determination: This project does not meet any of the criteria for unusual circumstances as noted in 23 CFR Part 771.117(b).

Muse, John C.

06/19/2019

Environmental Manager, CE Determination

Date