



South Carolina Department of Transportation
On Behalf of the Federal Highway Administration - South Carolina Division Office



PROCESSING FORM FOR PROGRAMMATIC CATEGORICAL EXCLUSIONS
NON MAJOR FEDERAL ACTIONS

State ID P038299

Fed Project # P038299

Route S-96

County Abbeville

Part 1 - Project Description

Include the Project Name/Description

S-96 (Bull Horns Road) over Shanklin Creek Bridge Replacement

The purpose of this project is to replace the bridge to correct the load restriction placed on it. The existing bridge is posted for load restrictions due to being substandard. It has a sufficiency rating of 50.8. The proposed repair involves replacing the current 75' long bridge with a new bridge on the same alignment.

NEPA studies revealed no significant impacts or effects to resources within the project study area.

It is not anticipated that new right of way will be required for the replacement of these structures. Should additional right of way be needed, it will be minor temporary or permanent strips. Existing right of way for most locations is 33'. Given the rural locations and field studies conducted, new acquisitions are not anticipated to have negative effects to resources or landowners and will be located within the existing project study area.

Part 2 - PCE Type

Select the appropriate Categorical Exclusion from 23 CFR Part 771.117 that best fits the entire project from the drop-down menu. **Reference Appendix A of the PCE Agreement for a more detailed description of each CE contained in 23 CFR 771.117.**

23 CFR 771.117(c) Bridge rehabilitation, reconstruction, or replacement or railroad crossing improvements

23 CFR 771.117(d)

Part 3 - Thresholds

To be processed as a Programmatic Categorical Exclusion (PCE) the following conditions must be met in addition to the General Criteria (as outlined in the PCE Agreement between FHWA-SC and SCDOT). Place a "X" in the appropriate box below. If the answer is "Yes" to any of the below criteria, SCDOT will consult with FHWA-SC to determine the appropriate level of NEPA documentation required and forward to FHWA-SC for approval. ***Reference Part 4 of the Processing form or Section IV of the PCE Agreement for more details and definitions regarding each threshold.**

1.	Involves any unusual circumstances as described in <u>*23 CFR Part 771.117(b)</u>	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
2.	The acquisition of more than <u>*minor amounts</u> of temporary or permanent strips of right-of-way	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No

Part 3 - Thresholds Continued

3.	Involves acquisitions that result in residential or non-residential displacements	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
4.	Results in capacity expansion of a roadway by adding through lanes	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
5.	Involves construction that would result in <u>*major traffic disruptions</u>	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
6.	Involves <u>*changes in access control</u> requiring FHWA approval	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
7.	An adverse effect determination under Section 106 of the National Historic Preservation Act.	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
8.	Use of Section 4(f) property that cannot be documented with a FHWA <i>de minimis</i> determination or a programmatic Section 4(f) other than the programmatic evaluation for the use of historic bridges	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
9.	Any use of a Section 6(f) property	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
10.	Requires an Individual USACE 404 Permit	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
11.	Requires an Individual U.S. Coast Guard Permit.	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
12.	Work encroaching in a regulatory floodway, adversely affecting the base floodplain (100 yr.) pursuant to E.O. 11988 and 23 CFR Part 650 Subpart A	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
13.	Construction in, across, or adjacent to a river designated as a National Wild and Scenic River	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
14.	Involves an increase of 15 dBA or greater on any noise receptor or abatement measures are found to be feasible and reasonable due to noise impacts	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
15.	May affect and is likely to adversely affect a Federally listed species or designated critical habitat or projects with impacts subject to the BGEPA	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
16.	Involves acquisition of land for hardship, protective purposes, or early acquisition	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
17.	Does not meet the latest Conformity Determination for air quality non-attainment areas (if applicable).	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
18.	Any known or potential <u>major</u> hazardous waste sites within the right-of-way.	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
19.	Is not included in or is inconsistent with the STIP and/or TIP	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No

Part 3 Continued - Additional criteria to be completed for disposal of excess right-of-way PCE

1. Is the parcel part of a SCDOT environmental mitigation effort or could it be used for environmental mitigation?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
2. Is there a formal plan to use this parcel for a future transportation project (is it part of an approved LRTP)?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No

Part 4 - Threshold Definitions

Unusual Circumstances (23 CFR Part 771.117) - Unusual circumstances are defined as:

- a. Significant environmental impacts;
- b. Substantial controversy on environmental grounds;
- c. Significant impact on properties protected by Section 4(f) of the DOT ACT or Section 106 of the National Historic Preservation Act; or
- d. Inconsistencies with any Federal, State, or local law, requirement, or administrative determination relating to the environmental aspects of the action.

Minor Amount of Right-of-Way (ROW):

A minor amount of ROW is defined as less than 3 acres per linear mile for linear projects or less than 10 acres of impacts for non-linear projects (eg: intersections, bridges), and no removal of major property improvements. Examples of major improvements include residential and business structures, or the removal of other features which would change the functional utility of the property. Removal of minor improvements, such as fencing, landscaping, sprinkler systems, and mailboxes would be allowed.

Major Traffic Disruptions:

A major traffic disruption is defined as an action that would result in: a) adverse effects to through-traffic businesses or schools, b) substantial change in environmental impacts, or c) public controversy associated with the use of the temporary road, detour, or ramp closure.

Changes in Access Control:

Requires approval from FHWA for changes in access control on the Interstate system (eg: Interchange Modification Reports or Interchange Justification Reports).

Additional Comments if Needed:

Part of CLRB 2020-1 DB package

Relevant field studies and environmental reviews have been completed to determine that the project meets the criteria set forth in the Programmatic Categorical Exclusion Agreement signed by FHWA-SC and SCDOT. It is understood that any additions/deletions to the project may void environmentally processing the project as presently classified; consequently, any engineering changes must be brought to the attention of SCDOT Environmental Services Office immediately. A copy of this form is included in the project file and one (1) copy has been provided to FHWA.

Prepared By:

WILL MCGOLDRICK

Date

May 9, 2019



Will McGoldrick
 on=Will McGoldrick, o=SCDOT, ou=Environmental Services
 Office, email=mcgoldrick@scdot.org, c=US
 2019.05.15 08:16:06 -0400

Primavera:

☐ Yes☐ No

P2S Date:

Does the project contain

commitments?: (if Yes attach to form) ☒ Yes☐ No

Date: 05/09/2019

SCDOT
NEPA ENVIRONMENTAL COMMITMENTS FORM



Project ID : P038299 County : Abbeville District : District 2 Doc Type: PCE Total # of Commitments: 5

Project Name: S-96 (Bull Horns Road) over Shanklin Creek Bridge Replacement

The Environmental Commitment **Contractor Responsible** measures listed below **are to be included in the contract and must be implemented**. It is the responsibility of the Program Manager to make sure the Environmental Commitment **SCDOT Responsible** measures are adhered to. If there are questions regarding the commitments listed please contact:

CONTACT NAME: WILL MCGOLDRICK

PHONE #: 803-737-1326

ENVIRONMENTAL COMMITMENTS FOR THE PROJECT

Water Quality

NEPA Doc Ref:

Responsibility:

CONTRACTOR

The contractor will be required to minimize possible water quality impacts through implementation of BMPs, reflecting policies contained in 23 CFR 650B and the Department's Supplemental Specification on Erosion Control Measures (latest edition) and Supplemental Technical Specifications on Seeding (latest edition). Other measures including seeding, silt fences, sediment basins, etc. as appropriate will be implemented during construction to minimize impacts to water quality.

Non-Standard Commitment

NEPA Doc Ref:

Responsibility:

CONTRACTOR

MIGRATORY BIRDS

The federal Migratory Bird Treaty Act, 16 USC § 703-711, states that it is unlawful to pursue, hunt, take, capture or kill; attempt to take, capture or kill; possess, offer to or sell, barter, purchase, deliver or cause to be shipped, exported, imported, transported, carried or received any migratory bird, part, nest, egg or product, manufactured or not. The South Carolina Department of Transportation (SCDOT) will comply with the Migratory Bird Treaty Act of 1918 in regard to the avoidance of taking of individual migratory birds and the destruction of their active nests.

The Contractor will notify the Resident Construction Engineer (RCE) at least four (4) weeks prior to construction/demolition/maintenance of bridges and box culverts. The RCE will coordinate with SCDOT Environmental Services Office (ESO), Compliance Division, to determine if there are any active birds using the structure. SCDOT will be responsible for the removal/management of any active bird nests.


Stormwater

NEPA Doc Ref:

Responsibility:

SCDOT

Stormwater control measures, both during construction and post-construction, are required for SCDOT projects with land disturbance and/or constructed in the vicinity of 303(d), TMDL, ORW, tidal, and other sensitive waters in accordance with the SCDOT's MS4 Permit. The selected contractor would be required to minimize potential stormwater impacts through implementation of construction best management practices, reflecting policies contained in 23 CFR 650 B and SCDOT's Supplemental Specifications on Seed and Erosion Control Measures (latest edition).

Project ID : <input type="text" value="P038299"/>	SCDOT NEPA ENVIRONMENTAL COMMITMENTS FORM	
ENVIRONMENTAL COMMITMENTS FOR THE PROJECT		

Non-Standard Commitment	NEPA Doc Ref: <input type="text"/>	Responsibility: <input type="text" value="CONTRACTOR"/>
<div><div>GENERAL PERMIT</div><div><p>From field studies, it appears areas within the project study would be jurisdictional waters of the US. All attempts will be made to avoid these features. If these areas cannot be avoided during bridge replacement, a Department of the Army Section 404 permit must be obtained from the US Army Corps of Engineers (USACE) to impact. Based on preliminary examinations, it is anticipated the project would meet stipulations allowable SCDOT's USACE General Permit (GP). Required mitigation will come from USACE approved mitigation banks for unavoidable impacts.</p></div></div>		

Cultural Resources	NEPA Doc Ref: <input type="text"/>	Responsibility: <input type="text" value="CONTRACTOR"/>
<p>The contractor and subcontractors must notify their workers to watch for the presence of any prehistoric or historic remains, including but not limited to arrowheads, pottery, ceramics, flakes, bones, graves, gravestones, or brick concentrations during the construction phase of the project, if any such remains are encountered, the Resident Construction Engineer (RCE) will be immediately notified and all work in the vicinity of the discovered materials and site work shall cease until the SCDOT Archaeologist directs otherwise.</p>		

<input type="text"/>	NEPA Doc Ref: <input type="text"/>	Responsibility: <input type="text"/>
<div></div>		



Cultural Resources Project Screening Form

File Number: PIN: Route: County:

Project Name:

Type 1: Resurfacing, installation of fencing, signs, pavement markings, traffic signals, passenger shelters, railroad warning devices, installation of rumble strips, and landscaping

Project Type

Type 2: Bridge replacements on alignment, construction of bicycle/pedestrian facilities, and intersection improvements

Type 3: Projects that do not fall into Type 1 and Type 2 categories (e.g. road widening)

Comments

This project replaces the load restricted bridge carrying S-96 (Bulls Horne Road) over Shanklin Creek. A small amount of new right-of-way (ROW) may be required. The area of potential effects (APE) was established as a 100 foot wide corridor straddling the roadway for a distance of 700 feet to the east and 700 feet to the west of the bridge, widening to 200 feet at the bridge. A corridor 200 feet long and 100 feet wide covered improvements along Curt Drive. The architectural APE was a 300 ft buffer around the archaeological APE. A background review indicated that no previously recorded cultural resources were present within the APE. A cultural resources survey was conducted on February 7, 2019. Survey consisted of a pedestrian reconnaissance of the project area augmented by the excavation of shovel test pits (STP) at 30 meter intervals. A total of 23 STPs were excavated. Seven potential STP locations were examined but not excavated due to slope or the presence of hydric soils. All of the STPs were negative and no archaeological resources were identified. Two new architectural resources were recorded (357 and 358). Both resources were assessed as not NRHP eligible. No further investigations are recommended.

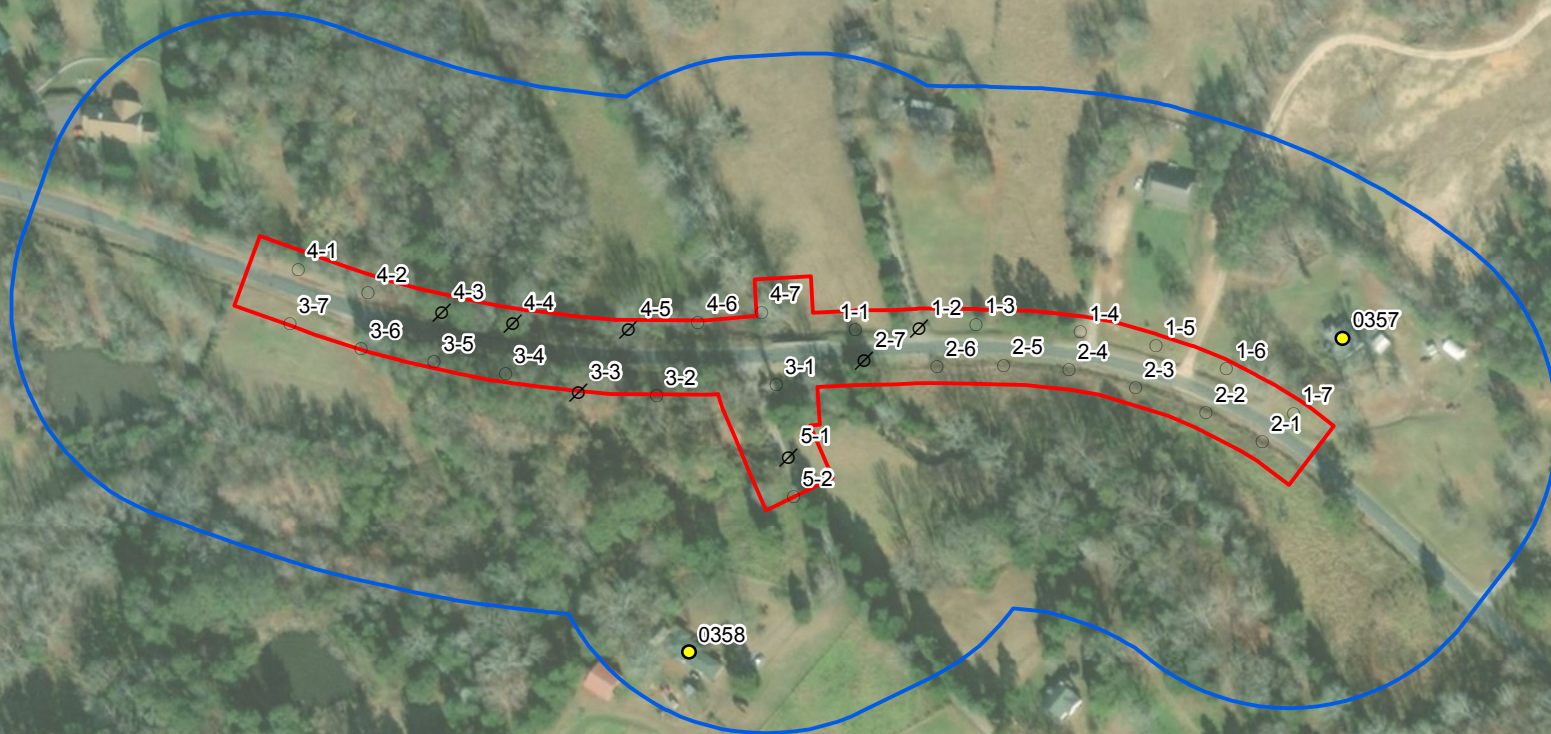
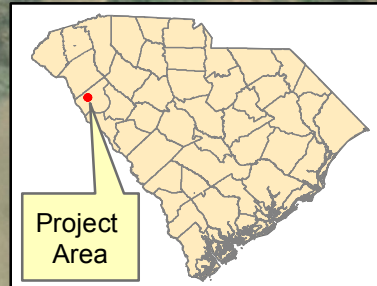
Effect Determination:

*SHPO consultation is required for all Type 3 projects and any project with a No Adverse or Adverse Effect Determination.

This screening form was developed to satisfy documentation requirements for Type I and Type II projects under a Programmatic Agreement between the Federal Highway Administration, the South Carolina State Historic Preservation Office, the US Army Corps of Engineers, and the South Carolina Department of Transportation. For Type I and Type II projects that have no effect on historic properties, the completion of this screening form with supporting documentation (e.g. ArchSite Map) provides evidence of FHWA and SCDOT's compliance with Section 106 of the National Historic Preservation Act.

Prepared by:

Review Date:



Source: Esri, DigitalGlobe, GeoEye, Earthstar Geographics, CNES/Airbus DS, USDA, USGS, AeroGRID, IGN, and the GIS User Community

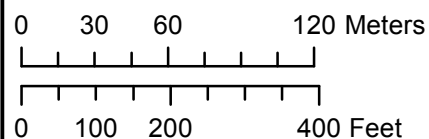
Date:
March 5, 2019



**Abbeville County
S-96 over Shanklin
Creek Bridge**

**LOAD RESTRICTED
BRIDGE REPLACEMENT**

Project ID: P038167



Biological Survey of S-96 Bridge Replacement over Shanklin Creek
Abbeville County, S.C.
March 28, 2019

Pursuant to Section 7 of the Endangered Species Act a field survey was conducted on the proposed new right of way. The following list of threatened (T) and endangered (E) species was obtained from the U.S. Fish and Wildlife Service:

Animals

Bald eagle (*Haliaeetus leucocephalus*)- BGEPA

Carolina heelsplitter (*Lasmigona decorata*) - E

Northern long-eared bat (*Myotis septentrionalis*)- T

Methods

The project area was examined by field reconnaissance methods on March 27, 2019. Habitats surveyed were determined by each species' ecological requirements.

Results

This project involves replacing a load restricted bridge. The project corridor consists mainly of mature forest.

According to the Heritage Trust database of endangered, threatened and rare species, there have been no recorded observations of any of the listed species within a 2 mile radius of the project area. The project area is in a slate belt county but not actually within the slate belt. The creek was clear but had shifty sands, algal mats and high eroded banks which is not ideal habitat for the Carolina heelsplitter. No mussel species were found. The project area is within the white nose syndrome zone for the Northern long-eared bat but not within 0.25 miles of a known hibernaculum and not near any known maternity roost trees. Based on lack of suitable habitat and/or no observations of the listed species during field surveys, results of the threatened and endangered species study indicate that the proposed action will have no effect upon any threatened or endangered species or critical habitats currently listed by the USFWS.

Ann-Marie Altman

Date: 4/8/2019

PERMIT DETERMINATION

FROM Chris Beckham COMPANY SCDOT

CONTACT INFO (phone and/or email) 803-609-9464

SCDOT PROJECT ENGINEER Design Build

TO Will McGoldrick - Design Build Coordinator

Project Description Replace the S-96 bridge over Shanklin Creek

Route or Road No. S-96 County Abbeville

CONST. PIN P038299 OTHER PINS or STRUCTURE # _____

RESPONSE:

☐ It has been determined that no permits are required because:

☒ The following permit(s) is/are necessary:
(Please check which type(s) of permit the project will need)

USACE Permit ☒ GP ☐ IP ☐ 401 ☐ JD

OCRM Permit ☐ CAP ☐ CZC

Navigable ☐ SCDHEC NAVGP — if checked a USCG and/or USACE navigable permit may also be required, but will be determined during the NEPA and Permitting stages.

Other _____

Water Classification: FW *Print and attach the SCDHEC water quality report*

303(d) listed ☒ no ☐ yes, for * _____

TMDL developed ☒ no ☐ yes, for * _____



*List all that apply using the SCDHEC abbreviations

Comments: There are wetlands in SCDOT ROW that may be impacted. There is also a possible tributary to Shanklin creek that flows through a culvert on Curt Dr and runs parallel to the road.

The determination above was based on the most recently available information at the time. This is a preliminary determination and is subject to change if the design of the project is modified.

Chris Beckham
Digitally signed by Chris Beckham
DN: cn=Chris Beckham, o=SCDOT, ou=ESO,
email=beckhamjc@scdot.org, c=US
Date: 2019.04.08 11:51:35 -0400
Biologist, SCDOT/Consultant

4/8/19
Date

Wetland Types	
	Estuarine and Marine Deepwater
	Estuarine and Marine Wetland
	Freshwater Emergent Wetland
	Freshwater Forested/Shrub Wetland
	Freshwater Pond
	Lake
	Other
	Riverine

National Flood Hazard Layer FIRMette



Legend

SEE FIS REPORT FOR DETAILED LEGEND AND INDEX MAP FOR FIRM PANEL LAYOUT

SPECIAL FLOOD HAZARD AREAS		Without Base Flood Elevation (BFE) Zone A, V, A99
		With BFE or Depth Zone AE, AO, AH, VE, AR
		Regulatory Floodway
OTHER AREAS OF FLOOD HAZARD		0.2% Annual Chance Flood Hazard, Areas of 1% annual chance flood with average depth less than one foot or with drainage areas of less than one square mile Zone X
		Future Conditions 1% Annual Chance Flood Hazard Zone X
		Area with Reduced Flood Risk due to Levee. See Notes. Zone X
		Area with Flood Risk due to Levee Zone D
OTHER AREAS		NO SCREEN Area of Minimal Flood Hazard Zone X
		Effective LOMRs
		Area of Undetermined Flood Hazard Zone D
GENERAL STRUCTURES		Channel, Culvert, or Storm Sewer
		Levee, Dike, or Floodwall
OTHER FEATURES		20.2 Cross Sections with 1% Annual Chance Water Surface Elevation
		17.5
		Coastal Transect
		Base Flood Elevation Line (BFE)
		Limit of Study
		Jurisdiction Boundary
		Coastal Transect Baseline
MAP PANELS		Digital Data Available
		No Digital Data Available
		Unmapped



The pin displayed on the map is an approximate point selected by the user and does not represent an authoritative property location.

This map complies with FEMA's standards for the use of digital flood maps if it is not void as described below. The basemap shown complies with FEMA's basemap accuracy standards

The flood hazard information is derived directly from the authoritative NFHL web services provided by FEMA. This map was exported on **1/3/2019 at 1:30:03 PM** and does not reflect changes or amendments subsequent to this date and time. The NFHL and effective information may change or become superseded by new data over time.

This map image is void if the one or more of the following map elements do not appear: basemap imagery, flood zone labels, legend, scale bar, map creation date, community identifiers, FIRM panel number, and FIRM effective date. Map images for unmapped and unmodernized areas cannot be used for regulatory purposes.

34°14'19.57"N

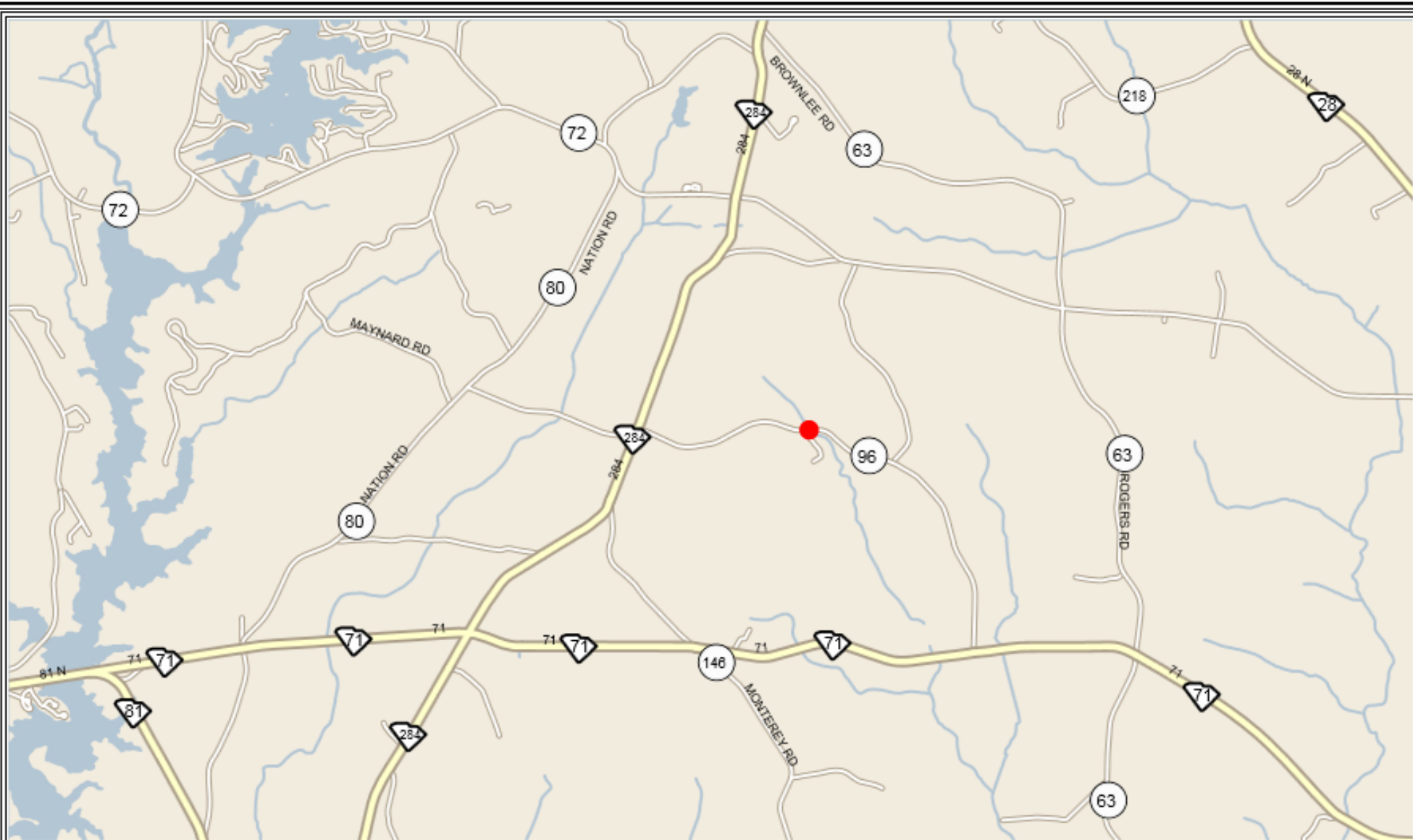


USGS The National Map: Orthoimagery. Data refreshed October, 2017.

0 250 500 1,000 1,500 2,000 Feet 1:6,000

34°13'49.83"N

82°32'50.05"W



0  88 mi

Abberville S-96

P037405



ITMS Map Viewer
Shaklin Creek



2/4/2019

Watershed and Water Quality Information

General Information

Applicant Name: SCDOT **Permit Type:** MS4
Latitude: 34.2348 **Longitude:** -82.5523
MS4 Designation: Not in designated area **Monitoring Station:** RS-12102
Within Coastal Critical Area: NO **Water Classification (Provisional):** FW
Waterbody Name: SHANKLIN CREEK **Entered Waterbody Name:**

Parameter Descriptions

Station	NH3N	CR	CU	HG	NI	PB	ZN	DO	PH	TURBIDITY	ECOLI	FCB	BIO	TP	TN	CHLA	ENTERO	HGF	PCB
RS-12102	F	F	F	F	F	X	F	F	F	F	F	A	X	X	X	X	X	X	X
SV-192	A	A	A	A	A	X	A	A	A	A	A	A	X	X	X	X	X	X	X

F = Standards Fully Supported **A = Assessed at Upstream Station** **T = Within TMDL Approved Watershed**
N = Standards Not Supported **X = Parameter Not Assessed at Station**

Parameters to be addressed (those not supporting standards)

Fish Consumption Advisory

TMDL Information - TMDL Parameters to be addressed

In TMDL Watershed: Yes **TMDL Site:** SV-192
TMDL Report No: 026-05 **TMDL Parameter:** Fecal
TMDL Document Link: http://www.scdhec.gov/HomeAndEnvironment/Docs/tmdl_upsav_fc.pdf