

Wisconsin Federal Highway Administration
Finding of *De Minimis* Impact on Parks, Recreation Areas and Wildlife and Waterfowl
Refuges (Updated 7/25/2017)

1. Project Description

WISDOT ID: 3876-05-00
Route: CTH D (East Church Street)
Termini: STH Y – N. School Street
City/County: V Oakfield, Fond du Lac County

Project Description:

The purpose of this highway improvement project along CTH D (East Church Street) between CTH Y (Station 19+05) and North School Street (Station 43+75) in the Village of Oakfield, Fond du Lac County, is to address deficiencies in the existing corridor as they relate to the following: deteriorated pavement, drainage, pedestrian and bicycle safety and right of way corrections. Reconstruction of the roadway, widening the curb-to-curb width, and replacement of storm sewer, curb and gutter, sidewalk and curb ramps will appropriately address these issues. Improvements to the existing facility will improve the overall safety, function, and operational characteristics of this roadway within the county highway system. The 0.47 mile long project will have an estimated cost of \$1.7 million dollars (year of expenditure 2021). Additional right of way of 0.124 acres and temporary limited easements of 0.128 acres will be necessary to be acquired from Village Park. Impacts resulting from this project will be documented by a Categorical Exclusion Checklist (CEC) environmental document.

A project location map is presented in Attachment 1.

2. Name of Section 4(f) resource: (If the resource is a park and a historic property please indicate the historic property name and the park name if different.)

Village Park

3. Description of Section 4(f) resource (Include a map and/or photos of the property in relation to the proposed project):

The Section 4(f) resource is Village Park, open for public use, and owned and maintained by the Village of Oakfield, located along the south side of CTH D near the center of our project length, from approximately Station 27+14 to Station 34+11, right. The park is approximately 11.8 acres in size and extends south to abut with East White Street on the south end of the park. The vehicular entrance and parking lot for the park are located on Hubbard Street, which is about 300 feet south of and outside the CTH D project limits. The park contains multiple athletic softball/football fields, tennis courts, playground equipment and shelters. The athletic fields and tennis courts are also used by the Oakfield School District for their sporting events. The part of the park that abuts CTH D in the project limits is open green

space and the edges of two athletic fields. That same part of the park adjacent to the CTH D right of way is currently used during heavy rainfall events as temporary storage of rainwater runoff. This temporary flood storage, including two manhole riser intake structures, was designed for that purpose and is desired to be retained for that purpose by the Village of Oakfield. Currently the existing, narrow 4 foot wide concrete sidewalk is entirely outside the existing south right of way line of CTH D. An existing chain link fence runs along the sidewalk within 2.0 to 2.5 from the back side of the existing sidewalk, lying entirely within the park boundary. Also currently straddling the existing right of way is an existing storm sewer manhole and cover that receives the stormwater runoff from the park area and drains to the opposite (north) side of CTH D at this location.

See Attachment 2 for maps of the park boundaries and photos. The first map was supplied by the Village of Oakfield and was prepared by the Fond du Lac County Planning Department. It shows the areas of the park where the prior Land and Water Conservation Funds (LWCF) funds were used. CTH D (Church St) is located along the top of the page (north). Note that the dimensions of the park as shown on this map compute to approximately 11.8 acres of park size, rather than the 14 acre size that is noted on the same map.

4. Description of impacts:

The CTH D project will require permanent Fee-taking of 5,393 square feet or 0.124 acres from Village Park to replace the deteriorated concrete sidewalk. The sidewalk will be replaced generally in a similar location as existing. The sidewalk currently lies entirely outside the existing right of way, and after the real estate transaction and construction, it will be entirely within the new right of way limits. To minimize park impacts, the back of the new sidewalk will be located 0.9 to 1.1 feet further toward CTH D than the existing back of sidewalk. The existing sidewalk is 4 feet wide with a 6.5 foot wide grass terrace between the curb and sidewalk. The proposed sidewalk will be 5 feet wide, adjacent to a 3 foot paved terrace. The new south right of way line of CTH D will be located approximately 6 inches behind the proposed sidewalk.

The CTH D project will also require 5,585 square feet or 0.128 acres of Temporary Limited Easement (TLE) from Village Park to blend slopes behind the proposed sidewalk and to replace the existing chain link fence that will be impacted by the project. The slope blending will be minor, varying from 0.5 to 6.1 feet in approximate width behind the new sidewalk. The one storm sewer manhole that straddles the existing right of way will be reconstructed in the same location, which now will reside entirely within the new right of way boundary. The chain link fence will be impacted by the slope grading and will need to be removed during construction to provide adequate space for construction of the sidewalk. The chain link fence will be replaced with new similar steel chain link fence. Aside from the sidewalk and fence, none of the park's features will be impacted by the project.

See Attachment 3 for a Plan exhibit showing the existing and proposed right of way and the existing and proposed sidewalk facilities. Impacts to Village Park occur along the north property boundary from the west property line to the east property line. The distance from the existing south right of way to the proposed south right of way varies from 7.7 feet on the west end to 7.6 feet on the east end of the park.

See Attachment 4 for Existing Typical Section and Proposed Typical Section, for the CTH D roadway adjacent to the park.

There should be no temporary or permanent loss of recreation opportunities in the park. During construction the CTH D roadway will be closed to through traffic with no detour signed. There is ready access around the project site using local village side streets for access to the park area. Access to and from the Hubbard Street park entrance and parking lot will be retained from the west and south off of Hubbard Street. Within the park, the ability to use the adjacent open grass area and athletic fields will be retained throughout construction operations, with safety fence installed during those periods when the existing or proposed chain link fence are not in place. The proposed sidewalk, storm sewer, grading and chain link fence work will not extend past the top of an existing slope that is currently the edge of the usable park area. There is no anticipated loss of trees, shrubs, benches, park paths, or any other landscaping or park resource facilities. The construction duration is anticipated to last an entire construction season, or approximately 6-8 months.

5. Discuss avoidance, minimization, and compensation efforts and how the impacts after avoidance, minimization, and compensation do not adversely affect the activities, features, and attributes listed in Number 3 above:

Avoidance:

The majority of the CTH D reconstruction project will avoid the park property. Total avoidance of the park was not possible since the existing sidewalk is located entirely outside the existing south right of way line, in the park. For maintenance reasons, it is desirable for the sidewalk to be located within the right of way.

Minimization:

The design utilized less than the maximum widths for the curb to curb widths and the centerline of the proposed roadway was shifted slightly to the north to minimize the impacts to the south right of way line at the park. The minimum 5 foot sidewalk width was used, along with a minimum 3 foot terrace width, to minimize the impacts to park property.

Compensation:

The existing chain link fence that will need to be removed as part of the work, will be replaced with a new chain link fence of similar height, rather than salvaging the old fence and re-installing it. The existing and proposed fence are located entirely within the park property. The fence provides a safety barrier for park users, particularly children that may stray onto the street during recreational or sports activities. New fence material will provide a longer-lasting fence that will save park costs in the future.

Impacts after Avoidance, Minimization and Compensation:

The changes to the sidewalk and chain link fence mentioned under the sections above occur on the far north edge of the park, outside any areas of park facilities or park access. These impacts do not adversely affect the activities, features, and attributes of Village Park listed in Number 3 above.

6. Describe the public involvement process and results:

The public has been afforded an opportunity to review and comment on the effects of the project on the protected activities, features, and attributes of the Section 4(f) resource. A public involvement meeting (PIM) was held at the Oakfield Community Center Building on May 17, 2018. The impacts to Village Park were presented. No comments directly pertaining to Village Park's protected activities, features, and attributes were received. There were some questions about how many on-street parking stalls would there be along CTH D in front of the park and school, in relation to the busier sporting events that occur in the park, both for school and for non-school-related events. Other local attendees stated there already was adequate off-street parking facilities located within walking distance of the park, that are normally not fully utilized during the busier sporting events in the park. The consensus of attendees and local officials at the public meeting was that the number of on-street parking stalls proposed within this project, supplemented by the other off-street lots, will be adequate for the needs in the park.

Attachment 5 shows the PIM handout and exhibits.

7. Name of and notification to the official(s) with jurisdiction over the property:

Dennis Steinke, Village President, is the official with jurisdiction over Village Park. He was informed at the Operational Planning Meeting on April 6, 2018 and at the Local Officials Meeting on May 17, 2018 that the project may result in a *de minimis* finding under Section 4(f). The summary of meeting comments from the Public Involvement Meeting (PIM) were shared with Mr. Steinke through email on May 23, 2018. On October 3, 2018, Mr. Steinke was asked to provide formal concurrence on the effects of the project on Village Park.

8. Describe the results of coordination with the official(s) with jurisdiction over the property following public involvement (attach correspondence from the official(s)):

Dennis Steinke, Village President, who has jurisdiction over Village Park, provided concurrence of the a *de minimis* finding through the written concurrence letter dated October 4, 2018, enclosed as Attachment 6. In summary, Mr. Steinke agreed that the project will not adversely affect the activities, features and attributes of Village Park that qualify it for protection under Section 4(f).

9. Are there federal and/or state special funding encumbrances such as Land and Water Conservation funds or Knowles-Nelson Stewardship Program grants on the Section 4(f)

resource? If “Yes”, indicate the type of encumbrance and discuss how all requirements relating to the encumbrance will be satisfied independent of this 4(f) determination. This should be addressed in Factor Sheet # in the Environmental Document.

Yes, LWCF funds have been used within Village Park in the past. All requirements relating to this encumbrance will be satisfied independent of this 4(f) determination.

This *de minimis* determination documentation was prepared by

Signature Quirin R. Klink Date February 8, 2019

Print Name & Title Quirin R. Klink, MSA Professional Services, Inc.
(Consultant or Region Project Staff)

This *de minimis* determination documentation was reviewed by

Signature Kathie M VanPrice Date 2/18/2019

Print Name & Title Kathie VanPrice, Regional Environmental Coordinator
(Regional Environmental Coordinator or Region Local Program Manager)

This *de minimis* determination documentation was reviewed and approved by

Signature _____ Date _____

Print Name & Title _____
(Federal Highway Administration)

cc: WISDOT Bureau of Technical Service /EPDS
WISDOT Region

TABLE OF CONTENTS OF ATTACHMENTS

WISDOT ID 3876-05-00

CTH D FOND DU LAC COUNTY

CTH Y TO N. SCHOOL STREET

<u>Attachment No.</u>	<u>Description</u>
1	Project Location Map
2	Park Maps from Village and photos
3	Plan Exhibit - Impacts
4	Typical Sections
5	PIM handout and exhibits
6	Written Concurrence of De Minimis Finding from Dennis Steinke

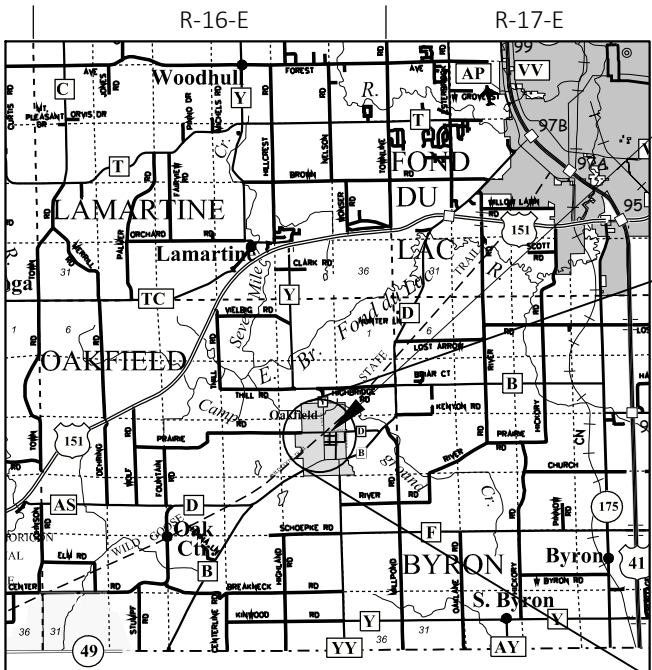
ATTACHMENT 1
PROJECT LOCATION MAP

PROJECT LOCATION MAP

DESIGN PROJECT ID: 3876-05-00
CONSTRUCTION ID: 3876-05-71
VILLAGE OF OAKFIELD, CTH D
CTH Y - N. SCHOOL ST
CTH D
FOND DU LAC COUNTY



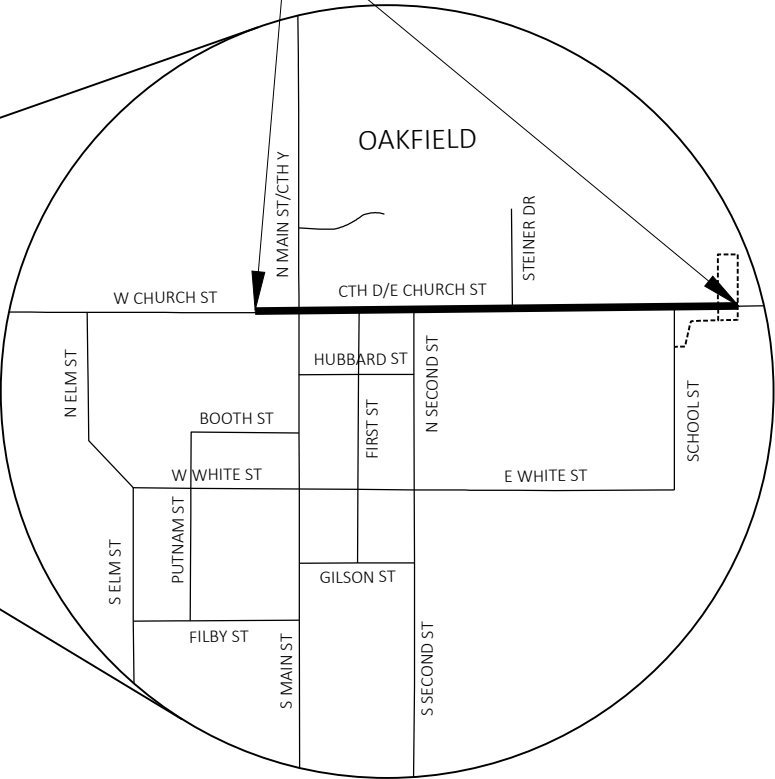
PROJECT LOCATION
FOND DU LAC COUNTY



PROJECT 3876-05-00
VILLAGE OF OAKFIELD
FOND DU LAC CO., WI

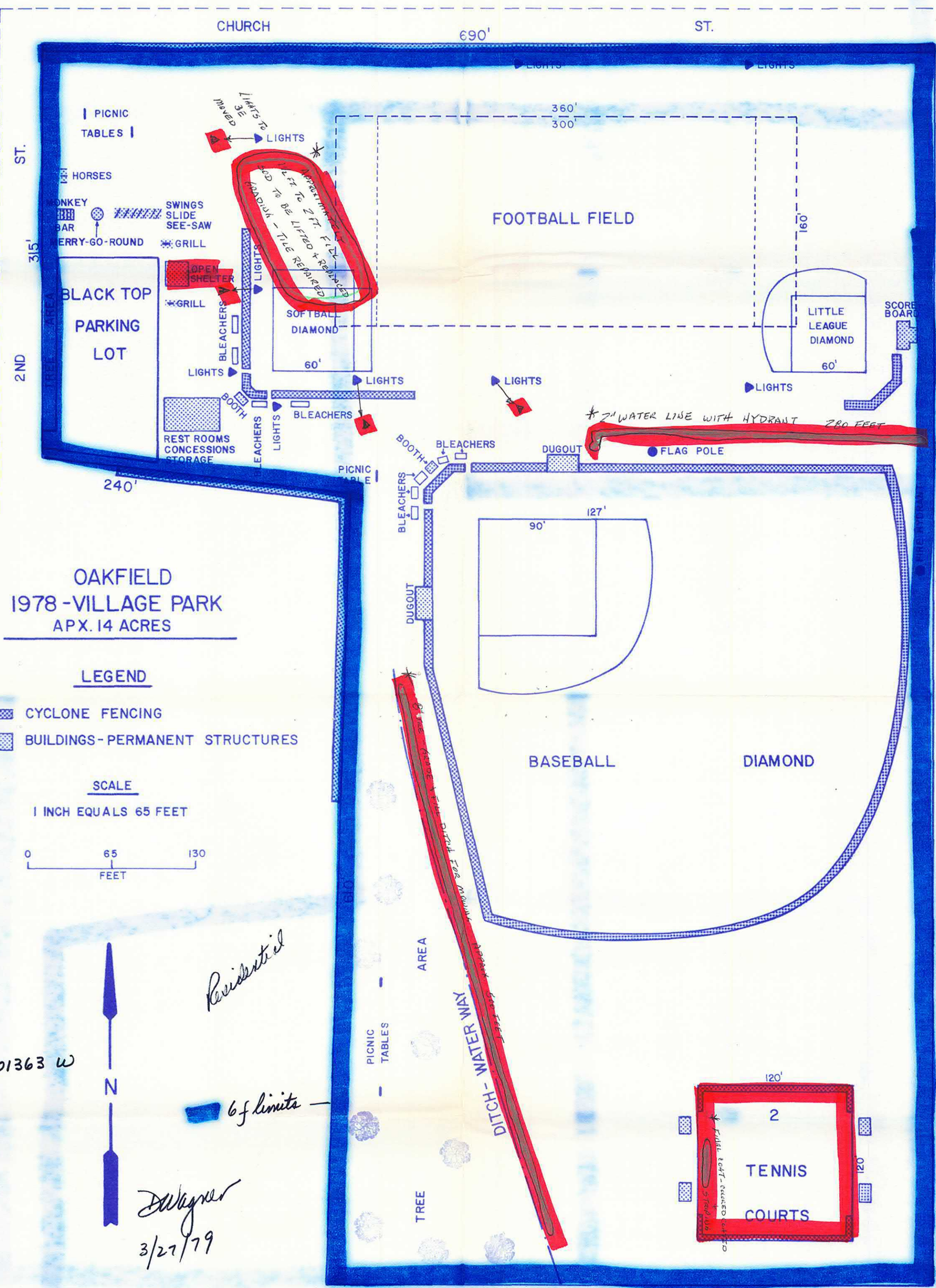
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ATTACHMENT 2

PARK MAPS AND PHOTOS



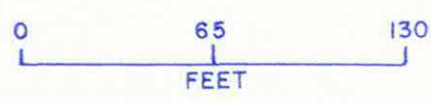
OAKFIELD
1978-VILLAGE PARK
APX. 14 ACRES

LEGEND

- CYCLONE FENCING
- BUILDINGS - PERMANENT STRUCTURES

SCALE

1 INCH EQUALS 65 FEET



55-01363 W

D. Wagner
3/27/79

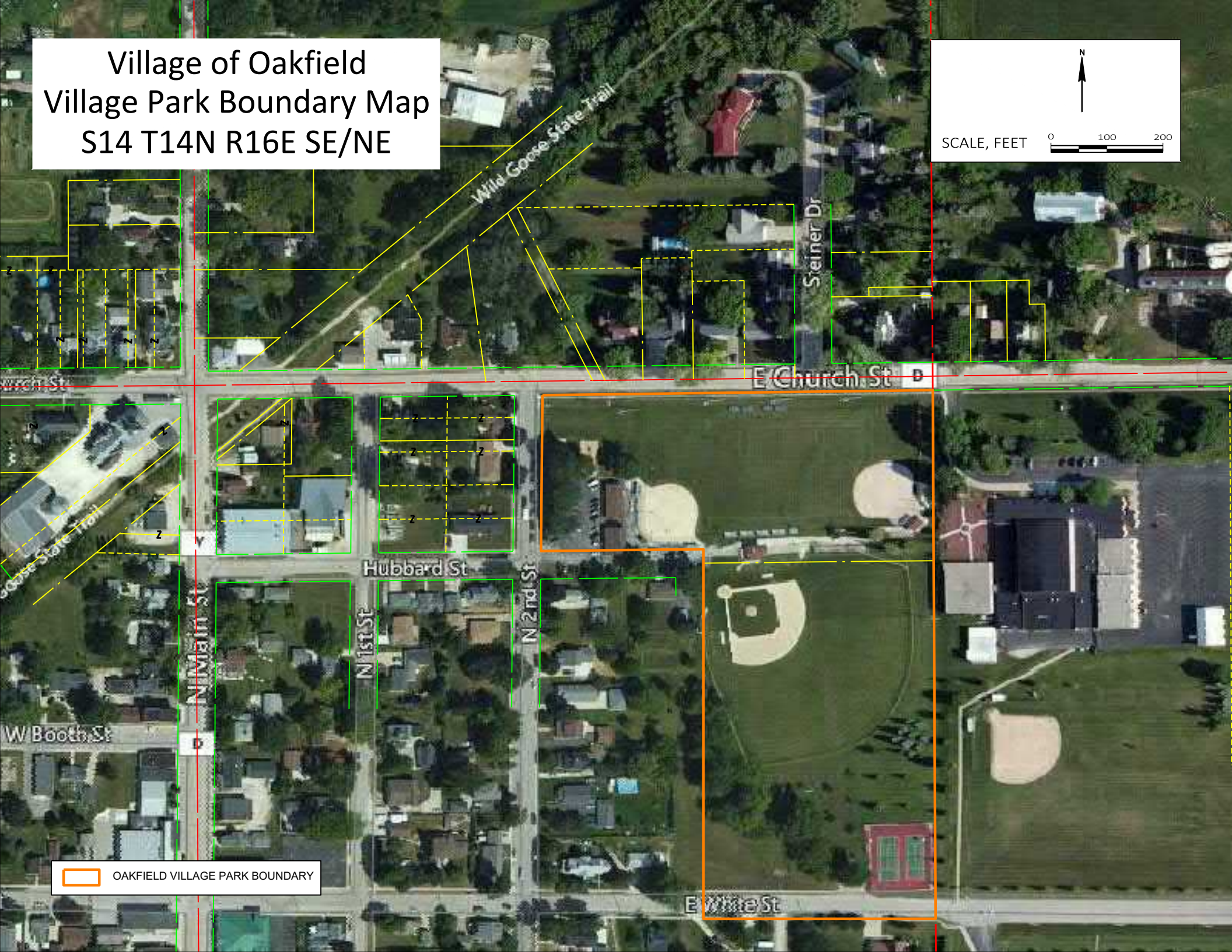
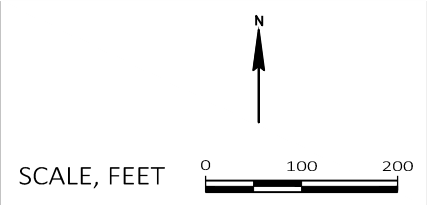
PREPARED BY THE FON DU LAC
COUNTY PLANNING DEPARTMENT
DECEMBER 6, 1978

* AREAS TO BE IMPROVED UNDER LAWDOO PROGRAM

High School

Ag

Village of Oakfield
Village Park Boundary Map
S14 T14N R16E SE/NE



 OAKFIELD VILLAGE PARK BOUNDARY



Looking west along the north edge of Village Park
(taken from the NE corner of the park)



Looking southwest at northeast corner of Village Park
(taken from the NE corner of the park)



At right, northern limits of Village Park at CTH D / E Church St
(Looking east)



At left, northern limits of Village Park at CTH D / E Church St
(Looking west)



Northern limits of Village Park at CTH D / E Church St (Looking west)



Looking into Village Park on the north side



Looking southeast at the Northwest corner of Village Park
(taken from the NW corner of the park)



Looking southeast at the Northwest corner of Village Park
(taken from the NW corner of the park)



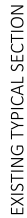
Looking southeast at playground, parking lot, and shelter for Village Park
(northwest corner of Village Park)



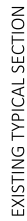
Northwest corner of Village Park
(Looking east)

ATTACHMENT 3
PLAN EXHIBIT - IMPACTS

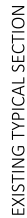
ATTACHMENT 4
TYPICAL SECTIONS



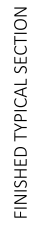
CTHD
STA 22+69 - STA 24+14



CTH D
STA 24+14 - STA 39+33



CTH D
STA 36+80 - STA 39+33



CTH D
STA 19+05 - STA 27+00



CTH D
STA 27+00 - STA 41+66

PROJECT NO: 3876-05-71		HWY: CTH D		COUNTY: FOND DU LAC	PLAN: TYPICAL SECTIONS	E
FILE NAME: P:\BOOKS\BIDDING\3876-05-71\CADD\SHEET\SPR\AN020901.TSDWG		LAYOUT NAME: DS		PLOT DATE: 10/5/2018 12:27 PM	PLOT BY: BOSCH MAXWELL	PLOT SCALE: 1 IN.S = FT
WOOD/CADDS SHEET 42						

ATTACHMENT 5

PIM HANDOUT AND EXHIBITS

Project Information

County D, Village of Oakfield

Fond du Lac County

Wisconsin Department of Transportation

EXISTING CONDITIONS

The project is located on County D in the Village of Oakfield in Fond du Lac County. Running west–east, County D (East Church Street) was originally constructed in 1928 and last reconditioned in 1989. The pavement is in poor condition with cracking and spalling.

PROPOSED IMPROVEMENTS

The proposed work consists of reconstruction of County D from just west of Main Street to N. School Street in the Village of Oakfield. This includes replacing the deteriorated pavement, curb and gutter, sidewalks, storm sewer with replacement of the box culvert near the park, and updated village utilities. Multiple alternatives are being investigated to improve the storm water drainage in the area. Through traffic will be detoured during construction. Some staged construction is planned for local traffic to access Steiner Dr.

PUBLIC INPUT/COMMENTS

The purpose of the meeting is to discuss project concepts and alternatives and to obtain input from attendees. Continued public involvement is essential throughout the development of this project.

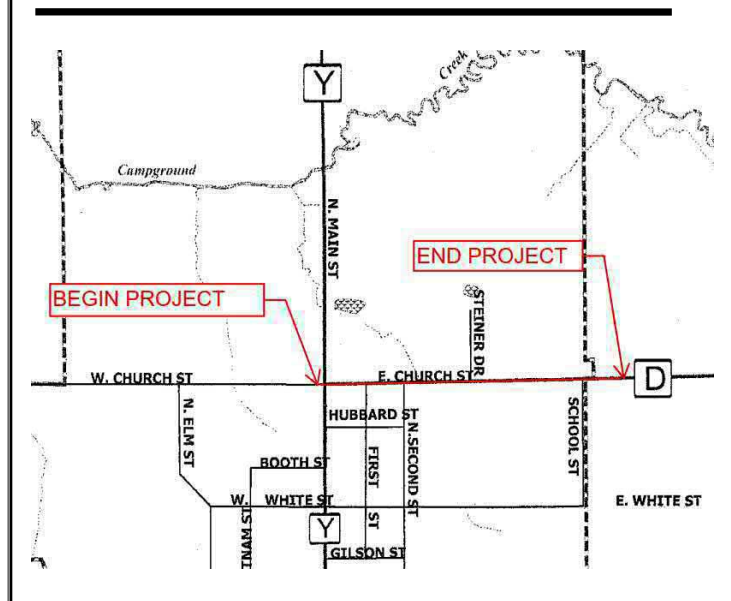
REAL ESTATE

Additional right of way will be required for this project. Sliver areas will be needed near the back of the sidewalks and some temporary easements will be needed to help blend driveways and slopes to the adjacent lands. The County anticipates beginning real estate acquisition as early as the winter of 2019-2020.

DEVELOP FINAL PLANS

It is anticipated that final plans for project ID 3876-05-00 will be completed in the summer of 2020. The bid letting will be in the winter of 2020 with construction beginning in 2021.

PROJECT LOCATION



If at any time during the project you have any questions or would like more information about this project, please contact:

Quirin Klink, P.E.

MSA Project Manager
MSA Professional Services, Inc.
1230 South Boulevard
Baraboo, WI 53913
(608) 355-8890
qklink@msa-ps.com

Tom Janke, P.E.

Fond du Lac County Highway Commissioner
301 Dixie Street
Fond du Lac, WI 54936
(920) 929-3488
tom.janke@fdlco.wi.gov

Thank you for attending this Informational Meeting regarding the proposed improvements to County D.

There will be a short presentation at 6:00 pm and the rest of the time an open house for you to talk with project staff. You are encouraged to meet with project staff, view exhibits, and discuss proposed improvements.

Your comments are important to us. Comments can be made by completing the attached comment form.

TEMPORARY TRAFFIC IMPACTS

The project will be constructed in one year, 2021. The project will be closed to through traffic but parts of the project will be staged for access to Steiner Dr. The side roads of 1st Street, 2nd Street, and N. School Street will be used for access to the project area from the south. The contractor will be required to maintain access during construction to adjacent properties.

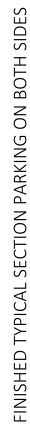
SCHEDULE	Project Activities	2018				2019				2020				2021				2021				2022				2023			
		Quarter				Quarter				Quarter				Quarter				Quarter				Quarter				Quarter			
		1	2	3	4	1	2	3	4	1	2	3	4	1	2	3	4	1	2	3	4	1	2	3	4	1	2	3	4
	Design		●		□							◆																	
	Purchase RE																												
	Construction 3876-05-00																												

● PIM, □ Planned environmental review, ◆ Final Plans





CTH D
STA 20+75 - STA 41+66



CTH D
STA 20+75 - STA 41+66

PROJECT NO: 3876-05-71		HWY: CTH D		COUNTY: FOND DU LAC	PLAN: TYPICAL SECTIONS	E	
FILE NAME: P:\WORKING\3876\3876-05-71\CADD\SHEETSP\402DSECTION.DWG LAYOUT NAME: 09						PLOT NAME:	1 IN=5 FT
						PLOT DATE: 4/3/2018 6:05 AM	PLOT BY: BRAID LEE
						SHEET	
						WSDOT/CADD SHEET #2	

ATTACHMENT 6

WRITTEN CONCURRENCE OF DE MINIMIS FINDING FROM DENNIS STEINKE

Bobbi Maxwell

From: Quirin Klink
Sent: Wednesday, October 3, 2018 12:10 PM
To: Dsteinke1977@gmail.com
Cc: Miriam Thomas; Bobbi Maxwell
Subject: WisDOT ID 3876-05-00, CTH D, Oakfield -- Village Park impacts

Mr. Steinke,

As you know, Fond du Lac County and the Wisconsin Department of Transportation (WisDOT) are undertaking design work for a project on County D in the Village of Oakfield. The project proposes to correct various deficiencies such as deteriorated pavement, drainage, pedestrian and bicycle safety and right of way corrections. Undertaking this project will require the acquisition of 0.124 acres of Fee acquisition and 0.128 acres of Temporary Limited Easement (TLE) from Village Park. We understand that recreational activities at Village Park include multiple athletic softball/baseball/football fields, tennis courts, playground equipment and shelters.

When land is permanently incorporated from a 4(f) resource into a transportation facility, the FHWA must consider whether or not the impact to the public park, recreation area, or wildlife and waterfowl refuge has an adverse effect on the activities, features, or attributes that qualify the resource for protection under Section 4(f). If in undertaking this process, the FHWA is able to document that the unavoidable impacts will not adversely affect the activities, features, or attributes of the recreational property, a *de minimis* determination can be made pursuant to 23 CFR 774.3(b) and 774.5(b)(2). Upon your concurrence, de minimis determination will be made for impacts to Village Park.

If the information in the paragraph above is acceptable to the Village of Oakfield, please reply to us via letter indicating that you agree that the County D project will not adversely affect the features, attributes, or activities of Village Park. If you have any questions, feel free to call or email me. Thank you,



Quirin Klink, PE | Team Leader

MSA Professional Services, Inc.

+1 (608) 355-8890



VILLAGE OF OAKFIELD
130 N. MAIN ST. P.O. BOX 98
OAKFIELD, WISCONSIN 53065

Phone: (920) 583-4400 · Fax: (920) 583-2544



Hours: Monday-Friday 9:00 a.m. to 5:00 p.m.

October 4, 2018

Quirin Klink, PE, Project Manager
MSA Professional Services, Inc.
1230 South Blvd
Baraboo, WI 53913

Re: Finding of De Minimis Impact on Parks, Recreation Areas and Wildlife and Waterfowl
Refuges

Village Park
Design Project ID: 3876-05-00
Village of Oakfield, (CTH Y – N. School Street)
CTH D, Fond du Lac County

Dear Mr. Klink:

After reviewing the above proposed project, State Project ID 3876-05-00, within the Village of Oakfield, and allowing the public an opportunity to review and comment on the effects of the project, it is our opinion that this project will not have any adverse effects on Village Park.

The minimal impacts to the park will not affect the use of any portion of the park. The impact to the park will include removal and replacement of an existing sidewalk and adjacent chain link fence that runs along the far north edge of the park along CTH D/Church Street, in similar locations as existing, outside the areas of park use. We understand that the existing sidewalk currently lies entirely outside the existing right of way, and after the real estate transaction and construction, it will be entirely within the new right of way limits. We understand there will be temporary limited easements needed during construction to blend the slopes behind the new sidewalk and to replace the adjacent chain link fence. We see the moving of the sidewalk to street right of way, and the replacement of the chain link fence, as improvements to the park.

In summary, we support the project and its changes to Village Park. Also, we concur with pursuing the approval for the Finding of *De Minimis* Impact on Parks, Recreation Areas and Wildlife and Waterfowl Refuges.

Sincerely,

Dennis Steinke, President
Oakfield Village Board