**ADMINISTRATIVE RULES ENVIRONMENTAL DOCUMENTATION**

Wisconsin Department of Transportation (May 2021)

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| **Administrative Rule No.:**       | **Relating To:**       |
| **Permanent Rule or Emergency Rule:** [ ]  **Permanent** [ ]  **Emergency** | **Statement of Scope Approval** **Date:**        | **Administrative Rule Fiscal Estimate:**        |
| **Trans 400 Action Type and Text: Trans 400.08(2)(e) – Actions which individually or cumulatively do not significantly affect the quality of the human environment and do not involve unresolved conflicts in the use of available resources.**  |
| **This document is considered a draft version until it is signed. Section III of the Categorical Exclusion (CE) shall be updated with testimony and responses to testimony following the Administrative Rule Hearing. The CE may then be signed, the Preferred Alternative in Section I becomes the Selected Alternative and the CE becomes the final environmental document.** |

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| --- | --- | --- |
| **WisDOT Central Office BTS-EPDS Staff:**  |  | **WisDOT Administrative Rule Sponsor:** |
| I certify that I have reviewed this document and agree with the determination that the proposed Administrative Rule action and resultant impacts meet the definition of a CE as described in [Trans 400.08(2)(e)](https://docs.legis.wisconsin.gov/document/administrativecode/Trans%20400.08%282%29%28e%29),and if applicable [23 CFR 771.117](https://www.govinfo.gov/content/pkg/CFR-2020-title23-vol1/xml/CFR-2020-title23-vol1-sec771-117.xml)(a) & (b), and will not result in significant economic and environmental impacts. I recommend this CE for approval. |  | I certify that I am familiar with this proposed Administrative Rule scope and its impacts and that the information contained in this document is accurate and can be relied upon for documentation decisions. |
| (Signature) |  | (Signature) |
|       |  |       |
| (Print Name and Affiliation) |  | (Print Name and Affiliation) |
|       |  |       |
| (Date) |  | (Date) |

**This template may be used for Wisconsin Environmental Policy Act (WEPA) CE documentation for Administrative Rules.**

**A determination that this rule satisfies the criteria for a WEPA Categorical Exclusion (CE) does not relieve the applicant of the requirement to comply with other laws and regulations. Any correspondence or documentation used to prepare this CE documentation for Administrative Rules should be maintained in the project file and provided with this document upon request.**

**I. Description of Objective of the Proposed Rule, Alternatives and the Preferred Alternative**

**Description of the objective of the proposed rule:**

**Provide the detailed description of the objective of the proposed Administrative Rule from the Approved Statement of Scope. The description must be consistent with the Trans 400.08(2)(e) description listed above:**

**Alternatives:**

**A description of proposed Administrative Rule alternatives considered should be included here. The discussion of alternatives may be limited to the No-action alternative and the proposed Administrative Rule as the preferred alternative. If more than one alternative was considered during Administrative Rule scoping, briefly discuss the alternative(s) considered as well as the proposed Administrative Rule and the No-action alternative.**

**No-action:**

**Proposed Rule:**

**Other Alternatives Considered (if none, include N/A):**

**Preferred Alternative:**

**II. Categorical Exclusion Definition**

**Check all boxes that apply to the proposed Administrative Rule. If you are unable to check a box in this section, you cannot use this document and must prepare an EA or EIS.**

[Trans 400.08(1)(c)](https://docs.legis.wisconsin.gov/document/administrativecode/Trans%20400.08%281%29%28c%29) **Categorical exclusions (CEs) actions are categorically excluded from the requirement to prepare environmental documentation because, based on past experience with similar actions, they do not involve significant environmental impacts. They are actions which:**

|  |  |
| --- | --- |
| [ ]  | Do not induce significant impacts to planned growth or land use for the area |
| [ ]  | Do not require the relocation of significant numbers of people |
| [ ]  | Do not have a significant impact on any natural, cultural, recreational, historic or other resource |
| [ ]  | Do not involve significant air, noise, or water quality impacts |
| [ ]  | Do not have significant impacts on travel patterns |
| [ ]  | Do not otherwise, either individually or cumulatively, have any significant environmental impacts |

**III. Comments and Testimony Related to Environmental Impacts of the Proposed Administrative Rule Provided During the Administrative Rule Availability Period and Administrative Rule Hearing**

**Provide a brief description of comments and testimony related to environmental impacts of the proposed Administrative Rule. Describe any concerns expressed, how those concerns were resolved and how any unresolved concerns will be resolved. Attach documentation provided by those providing comment or testimony as applicable:**

**IV. Environmental Resources Matrix** (check all that apply)

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| **Resource** |  **Adverse Impact** |  **Beneficial Impact**  | **No Impacts Identified** | **If impacts related to the proposed Administrative Rule action are identified, include a discussion for the specific resources. If supporting documentation is required, include documentation as an attachment. If no impacts are identified, include N/A.** |
| Business and Economic | [ ]  | [ ]  | [ ]  |        |
| Community | [ ]  | [ ]  | [ ]  |        |
| Aesthetics | [ ]  | [ ]  | [ ]  |        |
| Agriculture | [ ]  | [ ]  | [ ]  |        |
| Real Estate and/or Relocations | [ ]  | [ ]  | [ ]  |        |
| Indirect Impacts | [ ]  | [ ]  | [ ]  |        |
| Cumulative Impacts | [ ]  | [ ]  | [ ]  |        |
| Environmental Justice | [ ]  | [ ]  | [ ]  |        |
| Historic Properties | [ ]  | [ ]  | [ ]  |        |
| Burial Sites | [ ]  | [ ]  | [ ]  |      . |
| Tribal | [ ]  | [ ]  | [ ]  |        |
| Wetlands | [ ]  | [ ]  | [ ]  |        |
| Surface Water Resources | [ ]  | [ ]  | [ ]  |        |
| Groundwater, Wells, and Springs | [ ]  | [ ]  | [ ]  |        |
| Coastal Zones | [ ]  | [ ]  | [ ]  |        |
| Floodplains | [ ]  | [ ]  | [ ]  |       |
| Unique Wildlife and Habitat | [ ]  | [ ]  | [ ]  |        |
| Threatened, Endangered and Protected Resources | [ ]  | [ ]  | [ ]  |        |
| Air Quality | [ ]  | [ ]  | [ ]  |        |
| Noise | [ ]  | [ ]  | [ ]  |       |
| Hazardous Substances, Contamination and Asbestos |  | [ ]  | [ ]  |        |
| Stormwater | [ ]  | [ ]  | [ ]  |        |
| Erosion and Sediment Control | [ ]  | [ ]  | [ ]  |        |
|       | [ ]  | [ ]  | [ ]  |        |
|       | [ ]  | [ ]  | [ ]  |        |

**V. Documentation Attachment Table of Contents**

**List additional supporting documentation or agency correspondence used in this CE determination related to environmental impacts of the proposed Administrative Rule included as attachment(s):**