



Environmental Mitigation

NICTD has committed to specific mitigation measures that are intended to reduce the adverse effects of the DT-NWI Project. The information below summarizes the mitigation measures that the FTA and NICTD committed to in the 2017 Environmental Assessment (EA) and 2018 Finding of No Significant Impact (FONSI) under the National Environmental Policy Act (NEPA). NICTD’s implementation of these mitigation commitments is part of the approval and issuance of the FONSI. There were some changes to the Project during final design but it was determined that the modifications would not result in significant impacts, appropriate measures were incorporated to mitigate impacts where needed, and the findings of the 11/1/2018 FONSI were still valid. FTA concurred with the modifications and impact determination on September 22, 2020. It is possible that some of these measures may continue to be modified during the construction phase of the Project.

The progress and status of each environmental commitment is provided below. This information will be updated on the Double Track NWI project website on a quarterly basis, at a minimum.

Should you have questions about items on this list, please call 219-850-4457 or email doubletracknwi@nictd.com.

| Number | Noise and Vibration Requiring Mitigation | Mitigation Measures | Mitigation Status |
|--------|--|--|--|
| 1 | Construction Noise and Vibration | NICTD will require the construction contractors to develop a construction noise management plan when working near noise-sensitive locations such as residences and schools. The plan will identify methods to minimize noise effects, require periodic evaluation of where construction equipment is placed to avoid overexposure to noise at any single location, and outline a process to handle and resolve any noise-related complaints. All construction contractors will comply with applicable noise limits at the state and local limit level. | Contractors prepared noise and vibration management plans and are monitoring noise levels accordingly. NICTD’s Construction Manager took pre-construction photographs of buildings in Michigan City to document existing conditions. NICTD’s Construction Manager developed a Construction Outreach Plan, which will be followed throughout construction. NICTD is using social media, email, and the website to publish updates about construction activities. |



| Number | Noise and Vibration Requiring Mitigation | Mitigation Measures | Mitigation Status |
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| | | <p>NICTD will require the contractors to develop a similar construction vibration management plan when working near vibration-sensitive locations, like schools and residences.</p> <p>NICTD will prepare a public outreach plan to identify how NICTD and the contractors will communicate with neighborhoods and businesses before and during construction.</p> | |
| 2 | Train Horn Noise at Crossings | NICTD will lower the decibel level on the train horn to 100 dBA. | Despite several attempts to lower the train horn decibel level, NICTD could not meet this threshold without violating FRA safety standards. FTA agreed that the perceived noise change as a result of the Project was insignificant and approved the elimination of this commitment on 2/17/21. |
| 3 | Quiet Zone – Michigan City | Michigan City plans to submit a Quiet Zone application to the FRA for a quiet zone designation between Sheridan Road and Carroll Avenue. NICTD will work with and support Michigan City in its application to apply for the quiet zone designation. | NICTD is working with Michigan City to develop its application to FTA for a Quiet Zone, which is expected to be submitted in the second quarter of 2022. Michigan City hosted a public workshop in spring 2022 in support of its Quiet Zone application. The City Council approved the pursuit of the Quiet Zone, with the Notice of Intent as the first step, on 4/19/22. |
| 4 | Vibration | NICTD will evaluate materials for effectiveness at identified vibration-sensitive locations and for durability in a shared freight corridor during the final design phase of the project. | The construction plans include Under Ballast Mats to provide noise and vibration mitigation for the locations identified in the EA. |



| Number | Air Quality Requiring Mitigation | Mitigation Measures | Mitigation Status |
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| 5 | Construction Effects | A Dust Control Plan, work-zone traffic management plan, and strategy to control emissions from diesel-powered equipment is required. The Contractor is required to follow the USEPA's Construction Emission Control Checklist. One environmental monitor is required to be present during construction when near residences. | Construction plans and specifications detail these requirements and Best Management Practices. An environmental monitor makes regular site visits to observe compliance with mitigation included in construction plans. |

| Number | Visual and Aesthetics Requiring Mitigation | Mitigation Measures | Mitigation Status |
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| 6 | Temporary Visual Effects Due to Construction Work Zones | NICTD will conduct construction primarily within existing railroad property, on property acquired for the Project, or on temporary construction easements immediately adjacent to railroad, which will minimize visual effects during construction. | NICTD is complete with the purchase of properties identified to construct the project. |
| 7 | | NICTD will prepare a public outreach plan that identifies how NICTD and contractors will communicate with neighborhoods and businesses before and during construction. | NICTD's Construction Manager developed a Construction Outreach Plan, which will be followed throughout construction. NICTD is using social media, email, and the website to publish updates about construction activities. |
| 8 | | NICTD will require contractors to clean up construction sites to acceptable standards at the end of each working day. | Good housekeeping requirements related to construction sites are included in construction plans and specifications and is being monitored by NICTD's Construction Manager. |
| 9 | Permanent Visual and Aesthetic Changes at Michigan City/11 th Street Station | NICTD will work with local communities on the design of stations and parking areas. Landscaping, reusing a building façade and/or using building construction materials, colors, and architectural styles consistent with the station site's surroundings will be considered. | In historic Michigan City, NICTD worked with the City's Historic Review Board to develop a station and parking garage design that was consistent with the historic context. The Board issued the |



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| | | | <p>required Certificate of Appropriateness on 12/28/2020.</p> <p>Following a competitive procurement process, Michigan City selected a Transit Oriented Development (TOD) designer to develop the 11th Street Station block, to include residential units, retail, station, and parking garage. Schematic plans will be presented to the City's Historic Review Board in June 2022.</p> |
| 10 | Permanent Visual and Aesthetic Changes at Gary/Miller Station | NICTD will work with local communities on the design of stations and parking areas. Landscaping and/or using building construction materials, colors, and architectural styles consistent with the station site's surroundings will all be considered. | NICTD met with the City of Gary continuously during the project, and the City reviewed the station plans. Renderings of the station plans were presented to the public in June 2020 at a virtual open house. NICTD continues to coordinate with the City of Gary regarding station area planning. |
| 11 | Visual Effects - Trees | Coordination with Indiana Department of Natural Resources (INDNR) and National Park Service (NPS) will occur regarding the appropriate tree ratio, species, and location to provide the appropriate mitigation for tree replacement | NICTD planted 30 new trees within the Indiana Dunes National Park's Heron Rookery in May 2021. Monitoring of the plantings for survivorship will continue through May 2024. |

| Number | Land Acquisition Requiring Mitigation | Mitigation Measures | Mitigation Status |
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| 12 | Permanent Property Acquisition and Temporary Easements | NICTD identified property that would be needed to build the Project. Some properties will be purchased for the Project; others will require a temporary easement for access and use during construction of the project. | All property owners have been contacted and NICTD completed the purchase of properties and is finalizing easement agreements. All actions are conducted |



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| | | In some areas, only a portion of a property (known as partial acquisitions) would be needed. Temporary easements are needed for construction. Properties that are currently occupied will require relocations. In all cases, NICTD and its real estate consultants must conduct their actions according to the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970. | according to the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970. |

| Number | Cultural and Historic Resources Requiring Mitigation | Mitigation Measures | Mitigation Status |
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| 13 | | NICTD will meet the stipulations contained within the Section 106 Memorandum of Agreement between the FTA and IN State Historic Preservation Officer, as follows. Note, this will also fulfill the requirements of Section 4(f) of the USDOT Act of 1966. | |
| 14 | South Shore Line Station Building | The façade of the South Shore Station at 114 E. 11th Street, Michigan City, Indiana, will be preserved and incorporated it into a new mixed-use building to serve as the entrance to the new 11th Street Station. Prior to the demolition of the South Shore Station at 114 E. 11th Street in Michigan City or any alterations to the façade, NICTD will hire a Secretary of the Interior-qualified professional in history or architectural history (36 CFR Part 61) to complete Historic American Building Survey (HABS) Documentation Level II on the station building. NICTD will prepare a public exhibit focusing on the history of the South Shore Line for display in the new station building. | NICTD completed the HABS Documentation Level II on the South Shore Station (HABS No. IN-325). Copies of the final documentation were provided to the National Park Service (NPS), Indiana SHPO, Indiana Room at the Michigan City Public Library, and the Calumet Regional Archives on 12/31/20. NICTD has begun discussions regarding the public exhibit with its consultants and will further develop the plan for the exhibit in coordination with Michigan City's TOD developers. |
| 15 | Michigan City First Christian Church | Prior to any alterations or the demolition of the First Christian Church at 1102 Cedar Street in Michigan City, | NICTD completed the HABS Short Format Report for the First Christian |

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| | | <p>NICTD will hire a Secretary of the Interior-qualified professional in history or architectural history (36 CFR Part 61) to complete a HABS Short Format Report as specified in the Historic American Buildings Survey Guidelines for Historical Reports.</p> | <p>Church (HABS No. IN-323). Copies of the final documentation were provided to the National Park Service (NPS), Indiana SHPO, Indiana Room at the Michigan City Public Library, and the Calumet Regional Archives on 12/31/20. Demolition was completed in September 2021. Prior to demolition, religious and sensitive items were salvaged. The cross that hung in the church's apse was and donated to a local Catholic charity, where it was repurposed in a private chapel in Greensburg, Indiana.</p> |
| 16 | Franklin Street Commercial Historic District and Elston Grove Historic District | <p>Prior to the demolition of any individual resource listed in Attachment B of the MOA (with the exception of resources already being documented in Treatment Measures B and C), NICTD will hire a Secretary of the Interior-qualified professional in history or architectural history (36 CFR Part 61) to complete HABS Level III documentation for the adversely affected areas of the Elston Grove and Franklin Street Commercial Historic Districts, both of which are located in Michigan City.</p> <p>NICTD will install one interpretive panel each for the Franklin Street Commercial and Elston Grove Historic Districts focusing on the history of the surrounding neighborhoods. Because the signs would be located within two locally designated historic districts, the signs will be subject to review by the Michigan City Historic Review Board.</p> | <p>NICTD completed the HABS Level III documentation for the adversely affected areas of the Elston Grove Historic District (HABS No. IN-322) and Franklin Street Commercial Historic District (HABS No. IN-324). Copies of the final documentation were provided to the NPS, Indiana SHPO, Indiana Room at the Michigan City Public Library, and the Calumet Regional Archives on 12/31/2020.</p> <p>NICTD continues to work with Michigan City regarding their TOD Plans and these panels would be part of the streetscape. NICTD plans to develop the content of the panels in 2022 and finalize content in 2023.</p> |



| Number | Trails Requiring Mitigation | Mitigation Measures | Mitigation Status |
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| 17 | Calumet Trail under SR 49 Dunes Kankakee Trail near Mineral Springs Road | During construction, there will be temporary changes to access to the Calumet Trail, the Dunes Kankakee Trail and other destinations within the National Park. NICTD will communicate these changes in access to the public. | <p>The NIPSCO/Porter County agreement for the plan for temporary closure of Calumet Trail was revised based on NICTD's adjusted final design. This has been signed by all parties, including FTA. Public notice of the closure is required. NICTD has coordinated with NPS, Town of Porter, Porter County and NIPSCO regarding the temporary impacts to the trails during construction, and they have identified stakeholders to receive updates for upcoming work.</p> <p>NICTD and these agencies will post signs and take other measures at least 14 -21 days prior to any closures, if any are needed, to inform the public and trail users. No closures would be longer than one week in duration. NICTD is also using social media, email, and the website to publish updates about construction activities and detours.</p> |

| Number | Natural and Biological Resources Requiring Mitigation | Mitigation Measures | Mitigation Status |
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| 18 | Protection of Federal Threatened and Endangered Species – Indiana Bat and Northern Long Ear Bat | NICTD will ensure that construction plans indicate that for areas identified in the 2017 Bat Habitat Assessment as "low to moderate suitable habitats," no tree clearing can occur between April and September. These areas will be identified in the design plans and a special provision will be included in the specifications. | U.S. Fish and Wildlife Service (FWS) approved NICTD's Threatened and Endangered Species Avoidance Plan in June 2020. USFWS has indicated that tree clearing can occur anytime in the wooded parking areas in Gary/Miller. Areas to avoid tree removal are included in the demolition and construction plans. All but one section of tree clearing is complete and took place during acceptable tree clearing work windows. The final segment of tree clearing will be completed during approved work windows. |
| 19 | | NICTD will ensure all operators, employees, and contractors working in areas of known or presumed bat habitat are aware of all environmental commitments. | NICTD's Construction Management Team includes an environmental specialist that is overseeing activities. Contractor staff have reviewed the environmental training requirements and have acknowledged their understanding. The contractors have retained a log of trainees/dates. |
| 20 | | NICTD will ensure that construction plans indicate that temporary lighting must be directed away from suitable bat habitat during the active season (April 1 –September 30). Permanent lighting near moderate-quality bat habitat needs to be downward facing, full cut off lens lights and directed away from suitable bat habitat. | This lighting is included in construction plans and specifications. |
| 21 | Protection of State Listed Endangered Species | NICTD will work with INDNR and NPS to either relocate state-listed plant species or plant new vegetation. NICTD will utilize local area expert botanists during the development and implementation of the relocation plan. | Early relocation took place in 2019 with cooperation between NICTD, NPS, NIPSCO, Save the Dunes, and other local volunteers. |

| Number | Natural and Biological Resources Requiring Mitigation | Mitigation Measures | Mitigation Status |
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| 22 | Discovering Protected Species during Construction (i.e. massasauga snake, spotted turtle, northern leopard frog) | <p>To the extent practicable, NICTD will avoid digging/excavating or filling wetlands during inactive periods. NICTD will install silt fences in known habitat areas within active work areas prior to March 1. The fencing should have a minimum distance of 0.50 mile and should curve at the ends. Any turtles or snakes encountered, regardless of species, should be removed, unharmed, and immediately placed outside the work area into nearby safe habitat.</p> <p>To the extent practicable, a qualified herpetologist will conduct daily inspections of the work areas and relocate individual massasauga snakes, spotted turtles, and northern leopard frogs found in construction areas.</p> | <p>The Section 404 permit contains a stipulation from the USFWS that no digging/excavating or filling can occur in the high-quality wetlands during the inactive period between October 16 and April 14. This information and wetland locations are included in the General Provisions, plans and specifications and the contractor's plan of work accounts for this seasonal condition.</p> <p>Exclusion fencing was installed in August and September 2021 to protect the species in the work areas. A qualified herpetologist and biologist were on site during the installation of fencing to monitor for the presence of species.</p> <p>NICTD's contractor working in these areas have herpetologists on their team. Biologists on NICTD's Construction Management Team are completing weekly biological observations and no protected species have been observed in the work areas.</p> |
| 23 | Tree Removal and Replacement | NICTD will work with IDNR and NPS to determine appropriate tree ratio, species and location. Mitigation will be coordinated with the wetland and natural resource mitigation plan, as appropriate. | Under the stipulations of the INDNR Floodway Permit for the Project, NICTD planted 30 new, native trees in NPS property at the Indiana Dunes National Park's Heron Rookery site to replace 4 trees removed from the floodway. Monitoring of the plantings took place in |



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| | | | November 2021 and will continue through May 2024. Annual reports to IN DNR Division of Water are prepared and submitted to IN DNR each December. Division of Water in December 2021. |
| 24 | | NICTD will ensure that tree removal is limited to that specified in project plans by installing bright colored flagging/fencing prior to any tree clearing to ensure contractors stay within clearing limits. | <p>The construction limits are detailed in the final demolition and construction plans. Locations of trees are identified. NIPSCO and NICTD refined tree removal locations in Feb 2021.</p> <p>Tree clearing in the designated areas was completed in Dune Park in March 2021 and in Gary East in July 2021. Construction of these parking lots has begun.</p> <p>Tree clearing at the Ogden Dunes station was completed in March 2022, and construction of the parking lot began in March 2022.</p> |

| Number | Wetlands and Water Quality Requiring Mitigation | Mitigation Measures | Mitigation Status |
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| 25 | Wetland Protection | Contractor must work only within designated construction footprint. | The Section 404 Permit was approved on 2/17/21. The contractors must abide by the permit conditions. NICTD's Construction Manager will monitor contractor compliance with the permit. |



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| 26 | Wetland Mitigation | The Project will permanently impact 4.29 acres of wetlands, as well as an additional 1.53 acres of temporary wetlands. USACE will determine the mitigation ratios that NICTD will be responsible to replace. | The Section 404 Permit was approved in February 2021. In-lieu fee payment to IN Natural Resources Foundation was completed in April 2021. |
| 27 | Stream Protection and Mitigation | The Project will place fill (revetment stone riprap, concrete and ballast) in 12 streams, with 45 linear feet of new stream encapsulation. INDNR provided updated guidance on June 23, 2020 regarding stream/waterway fish spawning restrictions. USACE will determine the mitigation NICTD will be responsible to replace. | <p>Environmental Permits, Issues, & Commitments plan sheets are included in construction plans and specifications.</p> <p>NICTD has coordinated with IN DNR to obtain all applicable permits for in-stream work and its contractors will comply with permit conditions, including allowable work windows and reporting to INDNR if a Least Weasel is observed during construction.</p> <p>The contractor began installing multiple large and small culverts in early March, mostly west of Beverly Shores. NICTD held a coordination meeting with DNR in March to discuss status of culvert installations including some delays due to unforeseen conditions at two of the larger 4 culverts. A final meeting regarding completion of work/schedule will be held with DNR in late May 2022.</p> |
| 28 | Stormwater Pollution Protection | NICTD will develop erosion and sediment control (ESC) plans and require contractors to institute Best Management Practices (BMP) as identified by the INDNR to protect water quality during construction. BMPs include installation of silt and drift fences, informing contractors of areas that must be avoided during construction, and having an environmental specialist on site during construction to monitor compliance. Contractors will need | Stormwater Management Plans and Storm Water Pollution Prevention Plans (SWPPP) have been approved and permits issued by Michigan City, City of Portage, City of Gary, and Porter County. A Rule 5 Notice of Intent (NOI) covering the entire project was submitted to IDEM and a Construction |



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| | | to wash construction vehicles before/after leaving a construction site. | <p>Site Run-off general permit was approved in March 2021.</p> <p>All construction contractors have submitted a Stormwater Quality and Control Plan to NICTD and include a Level II inspector on their construction team.</p> <p>NICTD recently approved the Gary Sanitary District SWPPP plan in February 2022.</p> <p>NICTD's Construction Management Team is completing inspections and is informing contractors if items need to be addressed.</p> |

| Number | Hazardous and Contaminated Materials Requiring Mitigation | Mitigation Measures | Mitigation Status |
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| 29 | Discovered Contaminated Soil | Phase II Environmental Site Assessments (ESAs) were conducted on parcels needed for the Project in order to reduce the risk, understand the extent and type of contamination that may be present and develop appropriate remediation. Discovery and Response Plan: All construction contractors must stop all subsurface activities if odors, vents, disturbed, or significantly stained soil are discovered during construction. | Phase II ESAs are complete. information is provided to demolition and construction contractors in construction plans and specifications. Phase I ESA refreshes are being completed where necessary. Coordination with Indiana Brownfields continues related to specific NICTD properties. 15 Comfort Letters have been submitted to Indiana Brownfields |

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| | | | and 11 have been received. NICTD will follow all environmental covenants. Previously unknown underground storage tanks were discovered in Gary as part of demolition and will be removed in accordance with IDEM requirements. |
| 30 | Discovered Waste in Existing Buildings | Asbestos, lead-based paint and hazardous material surveys of buildings or structures will be required before reconstruction or demolition of any property, including NICTD-owned properties or structures. Any hazardous materials identified will be abated and disposed of in accordance with federal, state, and local regulations. | This requirement is detailed in the demolition plans and specifications. |
| 31 | Unforeseen situations | Spill Control and Prevention Plan, Stormwater Pollution Prevention Plan (SWPPP), Health and Safety Plans and Contaminated Material Management Plan will be developed and approved. | The SWPPPs have been sent to permitting agencies and approved as part of the permitting process. The other listed plans have been developed by contractors and approved by NICTD. NICTD Construction Management Team is monitoring contractors' compliance with these plans. |

| Number | Transportation Requiring Mitigation | Mitigation Measures | Mitigation Status |
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| 32 | Service on South Shore Line | Temporary service interruptions will occur during the construction period. Notice to the public and riders will be required. | Bus service will replace commuter rail service at each station during scheduled track outages. The first track outage between Carroll Avenue and Dune Park stations began February 28, 2022 and is expected to last through |



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| | | | <p>Fall 2022. NICTD hired a bussing coordinator to manage this process.</p> <p>NICTD is using social media, email, and the website to publish updates about construction activities and detours. Notice has also been provided to passengers as outlined in the Outreach Plan and through NICTD's standard channels for communicating bus service.</p> |
| 33 | Freight on Rail Lines | Phasing plans will be developed to handle freight traffic and use of rail lines between Canadian National, Norfolk Southern, CSX Transportation, Amtrak and CSS during construction. | <p>NICTD secured Construction Agreements with all freight railroads. All railroads have reviewed the design and phasing plans.</p> <p>The first track outage between Carroll Avenue and Dune Park stations began February 28, 2022 and is expected to last through Fall 2022. Other track outages are planned later in the project.</p> |
| 34 | Public Transportation in Gary | NICTD will coordinate with the City of Gary and the Gary Public Transportation Corporation (GPTC) to develop an outreach plan regarding the temporary effects on Route 12 during construction. | A Construction Outreach Plan has been developed and approved by NICTD. Maintenance of Traffic plans were shared with GPTC ahead of construction. NICTD is using social media, email, and the website to publish updates about construction activities and detours. |
| 35 | Lake Street Traffic in Gary | Traffic plans will be developed to provide safe access to businesses on Lake Street. | NICTD's Construction Manager developed a Construction Outreach Plan, which will be followed throughout construction. |



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|--------|--|---|--|
| | | | NICTD is using social media, email, and the website to publish updates about construction activities and detours. |
| 36 | Public Transportation in Michigan City | An Outreach Plan will be developed regarding the temporary effects on Routes 1, 3, and 4 during construction and the permanent elimination of Route 2. | <p>NICTD's Construction Manager developed a Construction Outreach Plan, which will be followed throughout construction.</p> <p>Construction plans and specifications require continued coordination with Michigan City Transit and notification of route changes will continue to be a part of public notifications to be issued via email, social media, and project website. NICTD checked in with MC Transit in March 2022 and they said they have had no issues thanks to the early coordination with NICTD.</p> |
| 37 | Traffic Changes in Michigan City | NICTD will work with the City of Michigan City to develop an outreach plan to inform residents, businesses, and visitors of the change in travel patterns for the eleven streets that will have cul-de-sac north of the proposed railroad tracks. Connections will be made for Carlon Court, Donnelly Street and Clair Street south of 10 th Street. Access will be at Willard and Sheridan Avenues. A new traffic signal is needed at 10 th and Franklin Streets, and the stop control will be moved from 10 th Street to Pine Street in the station area. Westbound traffic on 11th Street will be rerouted. | <p>NICTD met with the City and MC Transit several times during design development. Comments were addressed and are included in the Maintenance of Traffic Plans included in the construction plans and specifications. The revised Maintenance of Traffic plans were developed for the full closure of 11th Street to vehicular traffic during construction for approximately 8 months and were approved by City Council.</p> <p>All property owners will still have pedestrian access, with vehicular access from side streets or alleys. Door-to-door canvassing and fliers were</p> |



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| | | | <p>distributed in areas where there are full street closures that affect access to residences and businesses. The NICTD team is working individually with property owners that require special mitigation for access.</p> <p>NICTD's Construction Manager developed a Construction Outreach Plan, which will be followed throughout construction. NICTD is using social media, email, and the website to publish updates about construction activities. NICTD is coordinating with GPTC regarding the upcoming road closures in April 2022.</p> |