

## **Tiered Environmental Review Format** (2017)

This tiered review format [per 24CFR §58.15] is designed to be used for activities that are categorically excluded [per 24CFR §58.35(a)] subject to the laws and authorities at Part 58.5. Activities in this category include rehabilitation of residential single family, owner-occupied housing units on scattered sites.

### **Instructions:**

#### **Tier 1 – Complete the Environmental Exemption**

- Signed by RE’s Certifying Officer.
- File and send Copy of State.
- Costs can now be obligated or incurred for these non-construction activities.

#### **Tier 2 - Target Area Assessment – Statutory Checklist (More detailed instruction of the process is contained within Chapter 3)**

- Define the proposed project and identify the source of project funds.
- Determine the area of consideration- the geographic portion of a City or County from which applications are to be accepted, or projects will be selected. (Must match the area proposed to be served within the CDBG grant application.)
- Within the area of consideration and based on the specific project, consider the Statutes, Executive Orders, and regulations at 24 CFR Part 58 (the broad based review). Document the Statutory Checklist with the determination that any authorities can be excluded from further site specific review.
- Maintain documentation in the ERR of the laws and authorities that can be excluded from further site specific review.
- Identify the process that will be used in the site specific reviews
- Prepare a tiered review form once for each program, and retain it in the Environmental Review Record (ERR). A new Tier 2 Review must be completed whenever there are changes in the area of consideration or changes in the environmental conditions which could affect the program or which may bear on the program’s impact on the environment.
- Upon completion of the form, either: Publish/disseminate the Notice of Intent to Request Release of Funds per §58.70. The NOI/RROF shall identify the significant issues to be addressed in the site-specific reviews. Refer to Exhibit 3N in the 2013 Grant Management Handbook, per §58.15. Do not commit funds to specific projects before obtaining the Release of Funds Form for the program from OBDD-IFA or before completing the site-specific review.

#### **Tier 3-Site Specific Assessment**

- Complete the site specific review of each activity prior to committing funds for each specific property.
- Maintain all supporting documents in the ERR file to evidence compliance.

## Determination of Categorical Exclusion (subject to Section 58.5)

### Determination of activities per 24 CFR 58.35(a)

Project Names(s): <u>Enter Project Name Here</u> and Grant Number(s): <u>H160XX</u>	
Activity / Project Description: This must include (Be specific):	
<ol style="list-style-type: none"> <li>1. The types of rehab activities that are eligible for funding under the program, allowed by the policies i.e. septic tanks, wells, roofs, electrical, siding, windows, landscaping, hazardous tree removal, asbestos tests, reasonable accommodation requests, plumbing, insulation / weatherization, heating systems, hot water heaters, dry rot repairs et cetera.</li> <li>2. Identification if the approved housing rehabilitation program policies allow “major” rehabilitation, if special circumstances are met.</li> <li>3. The \$ of the individual rehab loans to be provided to the homeowners.</li> <li>4. How many units are planned to be assisted.</li> <li>5. Everything identified in the statutory checklist that must be addressed within the project description.</li> </ol>	
Estimated activity cost: <b>\$400,000</b>	
Funding Source: <input checked="" type="checkbox"/> CDBG <input type="checkbox"/> HOME <input type="checkbox"/> Public Housing <input type="checkbox"/> EDI <input type="checkbox"/> ICDBG <input type="checkbox"/> NAHASDA <input type="checkbox"/> Other: _____	
	The project falls into the category below, which is listed at 24 CFR 58.35(a) as a Categorical Excluded activity subject to Section 58.5.
<input type="checkbox"/>	Acquisition, repair, improvement, reconstruction, or rehabilitation of public facilities and improvements (other than buildings) when the facilities and improvements are already in place and will be retained in the same use without change in size or capacity for more than 20 percent. Examples: <ul style="list-style-type: none"> <li>• Replacement of water or sewer lines</li> <li>• Reconstruction of curbs and sidewalks</li> <li>• Repaving of streets</li> </ul>
<input type="checkbox"/>	Special projects directed toward the removal of material and architectural barriers that restrict the mobility of and accessibility to the elderly and handicapped persons.
<input checked="" type="checkbox"/>	Rehabilitation of buildings and improvements under the following conditions: <ul style="list-style-type: none"> <li>• In the case of a single family owner occupied residence, the density is not increased beyond the single unit, the land use is not changed, and the footprint of the building is not increased in a floodplain or in a wetland.</li> </ul>
<input type="checkbox"/>	An individual action: <ul style="list-style-type: none"> <li>• Up to four dwelling units where there is a maximum of four units on any one site. The units can be four one-unit buildings or one four-unit building or any combination in between; or</li> <li>• A project of five or more housing units developed on scattered sites when the sites are more than 2,000 feet apart and there are not more than four housing units on any one site.</li> </ul>
<input type="checkbox"/>	Acquisition (including leasing) or disposition of an existing structure or acquisition (including leasing) of vacant land provided that the structure or land acquired or disposed of will be retained for the same use;
<input type="checkbox"/>	Combinations of the above activities

The determination of the category listed above is supported by the following information (explain how you determined that the project satisfied the condition of the category you checked above and document as appropriate): The program provides rehabilitation funding to existing single family homes owned by low or moderate income homeowners.

**You must complete the compliance checklist for 24 CFR 58.6 and the Statutory Worksheet on the following pages.**

**Compliance Checklist for the “Other Requirements” in 24 CFR 58.6**

Project Names: City / County of \_\_\_\_\_ Housing Rehabilitation Program

Address: Multiple Addresses within \_\_\_\_\_.

Activity / Project Description: This must include:

1. The types of rehab activities that are eligible for funding under the program, allowed by the policies i.e. septic tanks, wells, roofs, electrical, siding, windows, landscaping, hazardous tree removal, asbestos tests, reasonable accommodation requests, plumbing, insulation / weatherization, heating systems, hot water heaters, dry rot repairs et cetera.
2. Identification if the approved housing rehabilitation program policies allow “major” rehabilitation, if special circumstances are met.
3. The \$ of the individual rehab loans to be provided to the homeowners.
4. How many units are planned to be assisted.
5. Everything identified in the statutory checklist that must be addressed within the project description.

Estimated activity cost: \$400,000

Funding Source:  CDBG  HOME  Public Housing  EDI  ICDBG  NAHASDA  Other: \_\_\_\_\_

**Section 1. Flood Disaster Protection Act**

Are funds for acquisition (including equipment) or construction (including repair and rehabilitation) purposes?	Yes Continue	No Proceed to Section 2-Act does not apply
Is the Activity in an area identified as having special flood hazards (SFHA)? Identify FEMA flood map used to make this determination: <u>Identify FEMA flood map used here</u> Community Name and Number <u>Type Community Name and Number here</u> Map panel number and date <b>This section will be documented on a case by case basis, with an individual determination.</b>	<b>TO BE DETERMINED ON SITE SPECIFIC BASIS</b>	<b>TO BE DETERMINED ON SITE SPECIFIC BASIS</b>
Is the Community participating in the National Insurance Program (or has less than one year passed since FEMA notification of Special Flood Hazards)?	Yes-Document and follow instructions below.	No-Federal Assistance may not be used for this project.

Flood Insurance under the National Flood Insurance Program must be obtained and maintained for the economic life of the project, in the amount of the total project cost. A copy of the flood insurance policy declaration must be kept on file.

**Section 2. Airport Runway Clear Zones (Civil) and Accident Potential Zones (Military)**

Does the project involve HUD assistance, subsidy or insurance for the purchase or sale of an existing property?	Yes Continue	No—Proceed to Section 3—regulation does not apply.
Is the project located within 2,500 feet of a civil airport or 15,000 feet of a military airfield?	Yes Continue	No—Document and proceed to Section 3—regulation does not apply.
Is the project located within an FAA-designated civilian airport Runway Clear Zone (RCA) or Runway Protection Zone, or within the military Airfield Clear Zone (CZ) or Accident Potential Zone / Approach Protection Zone (APZ), based upon information from the airport or military airfield administrator identifying the boundaries of such zones?	Yes Continue	No—Document and proceed to Section 3—regulation does not apply.
Comply with 24 CFR Part 51, Subpart D. This may include providing a written notice to a prospective buyer or leaser of the potential hazards from airplane accidents and the potential that an airfield operator may wish to purchase the property. Maintain copies of the signed notice. For properties located in a military clear zone, make and document a determination of whether the use of the property is consistent with DOD guidelines. Notice Sample: <a href="https://www.hudexchange.info/resource/2758/notice-prospective-buyers-properties-in-runway-clear-zones/">https://www.hudexchange.info/resource/2758/notice-prospective-buyers-properties-in-runway-clear-zones/</a>		

**Section 3. Coastal Barrier Resources Act**

Section 58.6 also requires compliance with the Coastal Barrier Resources Act. There are no Coastal Barrier Resource Areas in Oregon. Therefore, the Act does not apply.

**TIER 1- OVERALL PROGRAM REVIEW**

**Target Area Assessment**

**Program name and description:**

**City / County of \_\_\_\_\_ - Housing Rehabilitation Program.**

Activity / Project Description: This must include:

1. The types of rehab activities that are eligible for funding under the program, allowed by the policies i.e. septic tanks, wells, roofs, electrical, siding, windows, landscaping, hazardous tree removal, asbestos tests, reasonable accommodation requests, plumbing, insulation / weatherization, heating systems, hot water heaters, dry rot repairs et cetera.
2. Identification if the approved housing rehabilitation program policies allow “major” rehabilitation, if special circumstances are met.
3. The \$ of the individual rehab loans to be provided to the homeowners.
4. How many units are planned to be assisted.

5. Everything identified in the statutory checklist that must be addressed within the project description.

**Definition of Area of Consideration** (the geographic area where loans or grants applications will be accepted or funds will be allocated for this program): Attach a composite map showing area of consideration and floodplains.

Applications will be accepted within the Cities / Counties of \_\_\_\_\_ boundaries (see attached map).

**STATUTORY WORKSHEET**

Use this worksheet only as part of a Tiered Review

Compliance documentation must contain verifiable source documents and relevant base data.

HUD Environmental Standards	Status A / B	Determination and Compliance Documentation
Historic Preservation [36 CFR Part 800]	B	<p>If the housing rehabilitation program allows the alteration, repair or rehabilitation of historic properties this review must be completed on the site specific (Tier 2) review, on a case by case basis, and a “B” designation will be noted.</p> <p>The ER must also include the required THPO contact documentation. Refer to pages 3-24 to 3-27 of the 2011 GMH.</p>
Floodplain Management [24 CFR 55, Executive Order 11988]	Pick Status (A or B)	<p>If the housing rehabilitation program does not provide “substantial (major) rehabilitation” (i.e. rehabilitation of single-family units exceeding 50% of the market value of the structure before rehabilitation) the program can be found exempt from the floodplain requirements in compliance with Executive Order 11988.</p> <p>If the housing rehabilitation program DOES provide “substantial (major) rehabilitation” (i.e. rehabilitation of single-family units exceeding 50% of the market value of the structure before rehabilitation) and the area to be served by the HR project includes a floodplain, the 8-step process must be completed and included with the ER. Refer to pages 3-27 to 3-30 and Exhibit 3 “O” of the 2011 GMH.</p> <p>Under either circumstance above, an “A” designation can be achieved and the relevant information must be included in the “project description” or attached to the ERR.</p>
Wetland Protection [Executive Order 11990]	Pick Status (A or B)	<p>If the area to be served by the HR project includes a federally designated wetland the required 8-step process must be completed and included in the ERR. However, if the written HR program policies do not allow the alteration or expansion of the footprint of ANY existing structure located in the wetland the recipient may not need to complete all 8-steps of the process. This must be documented in the ER.</p> <p>An “A” designation can be achieved and the relevant information must be included in the “project description” or attached to the ERR.</p>
Coastal Zone Management Act [Sections 307(c), (d)]	Pick Status (A or B)	<p>If the housing rehabilitation program ONLY provides “minor rehabilitation” (i.e. rehabilitation of single-family units not exceeding 50% of the market value of the structure before rehabilitation) the program as a whole can be found to be in compliance with the Coastal Zone Management Act.</p> <p>An “A” designation can be achieved and the relevant information must be included in the “project description” or attached to the ERR.</p>

HUD Environmental Standards	Status A / B	Determination and Compliance Documentation
Sole Source Aquifers [40 CFR 149]	Pick Status (A or B)	<p>If the entire area to be served by the HR program does not contain a sole source aquifer, compliance with this requirement can be achieved on an area wide basis. Under this circumstance an “A” designation can be achieved.</p> <p>If the area to be served by the HR program DOES contain a sole source aquifer and the written HR program policies DO NOT allow funding of septic tanks or private domestic wells compliance with this requirement can be achieved on an area wide basis. Under this circumstance an “A” designation can be achieved.</p> <p>If the area to be served by the HR program DOES contain a sole source aquifer and the written HR program policies DO allow funding of septic tanks or private domestic wells, and the Responsible Entity makes a determination that the project will not affect Sole Source Aquifer quality an “A” designation can be achieved.</p> <p>If the area to be served by the HR program DOES contain a sole source aquifer and the written HR program policies DO allow funding of septic tanks or private domestic wells, a the Responsible Entity cannot make a determination that the project will have no affect on the Sole Source Aquifer quality a “B” designation must be noted and compliance with this requirement must be completed on the site specific (Tier 2) review, on a case by case basis.</p> <p>All the relevant information must be included in the “project description” or attached to the ERR.</p>

HUD Environmental Standards	Status A / B	Determination and Compliance Documentation
<p>Endangered Species Act [50 CFR 402]</p>	<p>Pick Status (A or B)</p>	<p>This requirement generally applies to new construction, conversion of land use, major rehabilitation of existing buildings and the acquisition of undeveloped land. Most housing rehabilitation projects should not have an impact to sensitive species, unless landscaping or hazardous tree removal et cetera, is located in a defined riparian zone.</p> <p>If the area to be served by the HR program does not contain (have No Effect) any listed or proposed species and designated or proposed critical habitat (documented by ODFW) and the written HR program policies ONLY allow minor housing rehabilitation and do not allow CDBG funds to be used for new construction, conversion of land use, major rehabilitation or the acquisition of undeveloped land, landscaping or hazardous tree removal and <u>none</u> of the assisted properties will be located in a riparian zone, compliance with the requirement can be achieved and an “A” designation can be obtained and consultation with the USFWS and/or NOAA Fisheries will not be required. Attach the “No Effect” checklist to the ERR.</p> <p>If the housing rehabilitation program cannot meet the above criteria compliance with this requirement must be based on the site specific (Tier 2) review, on a case by case basis. Under these circumstances a “B” designation must be made.</p> <p>All the relevant information must be included in the “project description” or attached to the ERR.</p>
<p>Wild and Scenic Rivers Act [Sections 7(b), and (c)]</p>	<p>Pick Status (A or B)</p>	<p>All HUD funded projects are subject to these requirements. The environmental review must evaluate the potential for impact to any listed Wild and Scenic River when the housing rehabilitation program service area contains a Wild and Scenic River. This must be documented within the ER, provide a list of all the Wild and Scenic Rivers within the area to be served by the HR program.</p> <p>If the housing rehabilitation program only offers “minor rehabilitation” (i.e. rehabilitation of single-family units not exceeding 50% of the market value of the structure before rehabilitation) the program as a whole can be found to be in compliance with the Wild and Scenic Rivers Act. An “A” designation can be achieved.</p>
<p>Clean Air Act - [Sections 176(c), (d), and 40 CFR 6, 51, 93]</p>	<p>Pick Status (A or B)</p>	<p>Check the current DEQ listed non-attainment areas. If the funded housing rehabilitation program service area includes any of these areas, this review and determination must be made for the program as a whole. An “A” designation should be able to be achieved.</p> <p>If the area to be served by HR program does not contain a non-containment area, compliance with the requirement can be made on an area wide basis, and an “A” designation can be achieved.</p> <p>Attach the written documentation to support the conclusion to ER</p>



HUD Environmental Standards	Status A / B	Determination and Compliance Documentation
Farmland Protection Policy Act [7 CFR 658]	Pick Status (A or B)	If the housing rehabilitation program does not convert farmland to non-agricultural purposes the program can be found to be in compliance with the Farmland Protection Act, and an “A” designation should be able to be achieved. Include information regarding compliance in either the ‘Project Description” or attach it to the ERR.
Environmental Justice [Executive Order 12898]	Pick Status (A or B)	<p>This regulation ensures that the environment and human health are fairly protected for all people regardless of race, color, national origin or income (minority populations and low-income populations). Generally this Order applies to low-income or minority neighborhoods where the project contains acquisition of existing housing, acquisition of land for development and new construction.</p> <p>If the written CDBG funded housing rehabilitation program policies identify that acquisition of existing housing, acquisition of land for development and new construction are not eligible for assistance under the program and the Responsible Entity determines that since the project is for rehabilitation of existing units and that LMI participants reside in the units therefore there will be no disproportionate impact to minority or low and moderate income persons. This conclusion must be supported within the “Project Description”. Under this circumstance an “A” designation can be achieved.</p>
<b>HUD ENVIRONMENTAL STANDARDS</b> Noise Abatement and Control [24 CFR 51B]	B	<p>Housing is considered a noise sensitive use, so if the housing rehabilitation program allows for the modernization of housing units (rehabilitation is considered modernization) and the assisted housing unit is located near a potential noise source (rail road, highway, airport, industry, construction site et cetera) this review must be completed.</p> <p>Since the exact location of the specific housing units to be assisted with this HR project are not identified, compliance with this requirement must be determined on the site specific (Tier 2) review, on a case by case basis and a “B” designation will be noted.</p>
Explosive and Flammable Operations [24 CFR 51C]	Pick Status (A or B)	For explosive and flammable operations, housing rehabilitation of owner occupied single family residential units is not considered to increase residential densities, convert a building for habitation or make a vacant building habitable. Provide a copy of the CDBG HR program policies that restricts the use of CDBG funds to only owner occupied single family residential units. Compliance with this requirement can be achieved on an area wide basis and an “A” designation can be achieved. Provide information to support this conclusion with the “Project Description”.

HUD Environmental Standards	Status A / B	Determination and Compliance Documentation
Toxic Chemicals and Radioactive Materials [HUD Notice 79-33]	B	If the specific housing rehabilitation unit to be assisted under the HR program has hazardous materials located on or within the property (residential heating oil tanks et cetera) contamination, toxic chemicals and gasses (residential propane tanks) and radioactive substances or will is located near (EPA superfund site, landfill, brownfield, underground storage tank clean-up et cetera) this review must be completed on the site specific (Tier 2) review, on a case by case basis, and a “B” designation must be noted.
Airport Clear Zones and Accident Potential Zones [24 CFR 51D]	Pick Status (A or B)	If the written housing rehabilitation program policies prohibit major rehabilitation and only minor rehabilitation is allowed compliance with this requirement can be obtained with an area-wide review, and an “A” designation can be achieved.  However, if the housing units to be assisted with CDBG funds could be located within 2,500 feet of a civil primary and/or commercial airfield, or 15,000 feet of a military airfield <u>and</u> the HR program allows major rehabilitation, this review must be completed on the site specific (Tier 2) review, on a case by case basis, and a “B” designation must be noted.
Flood Disaster Protection Act	B	If a housing unit to be assisted is located within a 100-year flood plain, which will be documented with a FEMA map panel number and date, the Responsible Entity will ensure that the homeowner has proof of flood insurance before improvements are made to the housing unit. This determination must occur on a case by case basis in the Tier 2 site specific review. A “B” designation must be noted.
Coastal Barrier Resources Act	Pick Status (A or B)	There are no Coastal Barrier Resource Area’s in Oregon. Therefore the Act does not apply and an “A” designation can be noted.

RE’s Certifying Officer Signature:

\_\_\_\_\_

Certifying Officer Name, Title:

\_\_\_\_\_

Date:

\_\_\_\_\_

### **TIER 3- SITE SPECIFIC REVIEW PROCESS AND FORM**

**City / County of \_\_\_\_\_ Housing Rehabilitation Program.**  
Policies and Procedures for Site Specific Environmental Reviews

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City / County of \_\_\_\_\_ has made the following decisions pertaining to future site specific environmental review projects:

**NOTE: If the Tier 1 checklist identifies an “A” designation for any environmental standard (specialized topic area) and those standards are identified below, those standards can be deleted. If the Tier 1, checklist identifies a “B” designation for any environmental standard (specialized topic area), that environmental standard must be included in the review procedures / policy for the site specific Tier 2 reviews, below:**

#### **HISTORIC PROPERTIES**

**Projects will be evaluated on a case-by-case basis.** For all projects older than 49 years, the City / County will consult with SHPO to determine if the unit is national register eligible or on the national register. The City / County of \_\_\_\_\_ will consider SHPO comments and comply with part 36 CFR Part 800 prior to approving any loan or grant under this program.

#### **NOISE**

**Projects will be evaluated on a case-by-case basis.** Projects located within 1,000 feet of a major highway or roadway, 3,000 feet of a railroad, 5 miles of a civilian airport, or 15 miles of a military airfield, or in proximity to other significant noise sources (such as manufacturing facilities) are in noise exposed areas and will require further review. For these projects, noise attenuation measures will be included, to the extent feasible, as part of the rehab.

#### **TOXIC CHEMICALS AND RADIOACTIVE MATERIALS**

**Projects will be evaluated on a case-by-case basis.** If it is determined there are hazards that could affect the health and safety of occupants, the City / County of \_\_\_\_\_ has determined that mitigation of the affected adverse environmental conditions by removing, stabilizing or encapsulating the toxic substances in accordance with the requirements of the appropriate federal, state or local oversight agency will occur, or the project will not be funded.

#### **FLOOD DISASTER PROTECTION ACT**

**Projects will be evaluated on a case-by-case basis.** It must be determined whether a project is in a 100-year floodplain and source documentation identified by FEMA map panel number and date must be in the file. If a project is located in a 100-year floodplain, evidence must be provided that the homeowner has flood insurance. The City will not provide substantial improvement to homes located in the 100 year flood zone.

Project cannot proceed prior to City / County of \_\_\_\_\_ notification that environmental review is complete (ROF issued by OBBD-IFA and the site specific review has been signed by the Responsible Entity's Certifying Officer).

Building Address: \_\_\_\_\_  
\_\_\_\_\_

Market Value of House: \_\_\_\_\_

Estimated Cost of Rehabilitation: \_\_\_\_\_

Rehabilitation will expand footprint of house:  Yes  No

#### HISTORIC PRESERVATION

1. The unit is less than 49 years old and does not include ground disturbance

Yes: STOP here. The Section 106 Historic Preservation review is complete.

Provide documentation to show the age of the building and confirmation that there is no ground disturbance. City determines no historic properties affected.

No: PROCEED to #2

2. Consult the State Historic Preservation Officer (SHPO) to determine if project is on or eligible for the National Historic Register. Notify City of ground disturbance and City will contact Tribes. Check determination

No Historic Properties Affected

Provide letter documenting concurrence of determination from SHPO

Provide documentation indicating Tribe was contacted and response or documentation showing that there is no ground disturbance

No Historic Properties Adversely Affected

Provide letter documenting concurrence of determination from SHPO

Provide conditions that will be placed on project

Condition(s):

Adverse Effect on Historic Properties (City will make determination with SHPO)

Provide letter documenting concurrence of determination from SHPO

Provide Memorandum of Agreement

Condition(s):

**NOISE:**

1. Is the project located within 1,000 feet of a busy road or highway, 3,000 feet of a railroad, or 15 miles of a civil airport or military airfield? Are there any other potential noise sources in the project vicinity that could produce a noise level above HUD’s acceptable range, including but not limited to concert halls, night clubs, event facilities, et cetera?

No: STOP here. Maintain a map identifying distances from roads, railroads and airports and your project. Record your determination. You do not need to calculate a specific noise level.

Yes: PROCEED to #2

2. Determine the actions to take based on the project and HUD Acceptability Standards. For Modernization projects a noise calculation is not required. HUD or RE determines need based on their evaluation of project. Proceed to 3 below.

HUD General Acceptability Standards	
HUD determination	Day night average sound level in decibels (dB)
Acceptable	Not exceeding 65 dB
Normally Unacceptable	Above 65 dB but not exceeding 75dB
Unacceptable	Above 75 dB +

3. Is the Day-Night average sound level above an acceptable level (based on noise calculation or your analysis of the site using maps or a site visit)?

Yes. Encourage noise attenuation features in alterations. Record your determination in the ERR. Identify how you are encouraging noise attenuation

No. Record your determination in the ERR

**TOXIC / HAZARDOUS / RADIOACTIVE MATERIALS, CONTAMINATION, CHEMICALS OR GASES (24 CFR 58.5(I)(2):**

1. Is the property free of hazardous materials, contamination, toxic chemicals and gasses, and radioactive substances, where a hazard could affect the health and safety of occupants? (Special consideration should be given to properties that are located near toxic or solid waste landfill sites, underground storage tanks, or other areas known to contain toxic, hazardous, or radioactive substances.)

Yes. Stop here.

Provide documentation to evidence determination including inspection reports, pictures, and information from [www.epa.gov/enviro/](http://www.epa.gov/enviro/) or similar sites.

No. However the project will be conditioned on measures to mitigate the adverse environmental condition (e.g. shielding, removing or encapsulating the toxic substances) according to the requirements of the appropriate Federal, state or local oversight agency.

Provide documentation to show mitigation will address adverse environmental condition.

Provide condition(s) that will be placed on project:

Condition(s):

No. Project cannot be mitigated. PROJECT MUST BE REJECTED.

FLOOD INSURANCE

Is the project located in a FEMA designated floodway? (Repairs can be funded in floodplains, just not in floodways.) You can obtain FEMA FIRM (Flood Insurance Rate Maps) at <http://www.fema.gov/>

Yes. Stop here. Federal financial assistance cannot be used in a floodway. Project activity is not eligible.

No. Provide FIRM map and FIRM map panel number.

Type FIRM map and FIRM map panel number here

Continue

Is the project located in a FEMA designated 100 year floodplain? Visit this site for FIRM Maps: <http://www.fema.gov/>

Yes. Project will have to maintain flood insurance on the property

Provide FIRM map and FIRM map panel number.

Type FIRM map and FIRM map panel number here

Attach copy of flood insurance declaration or condition project

Determination:

This project does not require any mitigation for compliance with any statutes or authorities. This project may now be initiated; OR

Approval of this project is conditioned on the following mitigation measures: These conditions must be included in project contracts or other legally binding documents. The project may be initiated subject to compliance with the conditions:

Conditions:

The project does not comply with the following policy and will not be funded:

Certifying Officer Signature:

\_\_\_\_\_

Certifying Officer Name, Title:

\_\_\_\_\_

Date:

\_\_\_\_\_