

Environmental Review



24 C.F.R. PART 58 Flowchart

(Yellow areas:
RROF process required)

Identify project & related activities, considering **Project Aggregation** [Ref.: §58.32] & **Extraordinary Circumstances** [Ref., §58.35(c)]

Exempt
[Ref.,
§58.34(a)]

Categorically Excluded
& Not Subject To §58.5
CENST
[Ref., §58.35(b)]

Categorically Excluded
& Subject To §58.5
CEST
[Ref., §58.35(a)]

Environmental
Assessment
(**EA**)
[Ref., §58.36]

Environmental
Impact Statement
(**EIS**)
[Ref., §58.37]

Complete
Statutory Checklist

Draft EA

Scoping process
& NOI/EIS

Final EA

NO
58.5 issues

YES
58.5 issues

FONSI

FOSI

Draft EIS & Notice
in FR

Converts
To Exempt

Publish
NOI/RROF
(7 or 10 days)

Publish FONSI
& NOI/RROF
(15 or 18 days)

Final EIS & Notice
in FR

RE
documents
Exempt
in ERR

RE
documents
Exempt
in ERR

RE sends RROF/Cert (**Form HUD-7015.15**)
& proof of pub. to HUD/State

RE's
Record of
Decision (ROD)

HUD/State receives comments (15 days)

Publish
NOI/RROF
(7 or 10 days)

HUD/State issues env. clearance to release funds

Environmental Review Record (ERR) completed - funds may be committed & drawn down

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Chapter Two

2-CC: HUD Guide to Environmental compliance: NEPA-Related Statutes, Authorities, and Requirements

Environmental Issue/Impact (Statute, Authority &/or Regulation)	Applicable Activities	Threshold for Action (Analysis/Evaluation/ Consultation)	Source Documentation (Map/On-line Listing/ Agency Contacts)	Action Required	Further Information
8. Farmland Protection Farmland Protection Policy Act of 1981 (7 U.S.C. 4201 et seq.), particularly sections 1504(b) & 1541 7 CFR Part 658, "Farmland Protection Policy" (USDA)	<ul style="list-style-type: none"> Acquisition of undeveloped land Conversion of undeveloped land New construction Site clearance 	Project is located in area that includes prime farmland, unique farmland, or land of statewide or local importance. Can include forest land, pastureland or cropland, but not water or urbanized land. Urban land is exempt if the land is "already in" or "committed" to urban development per 7 CFR 685.2(a).	Limited coverage of USDA online maps at: http://www.nrcs.usda.gov/technical/NRI/maps/ NRCS soil maps (95% of nation's counties): http://websoilsurvey.nrcs.usda.gov/app/ Alternatively, contact local Natural Resources Conservation Service (NRCS) office to determine the potential presence of protected farmland.	Site assessment by NRCS is required to determine impact of the farmland conversion. Form #AD-1006 rates 12 criteria. Sponsor must submit form to NRCS, which has 45 days to make a determination. Form AD-1006 and instructions: http://www.nrcs.usda.gov/programs/fppa/pdf_files/AD_1026_instruct.pdf	County offices for Natural Resources Conservation Services (NRCS) listed at: http://offices.sc.egov.usda.gov/locator/app NRCS and FPPA: http://www.nrcs.usda.gov/programs/fppa/ HUD Q&A: http://www.hud.gov/offices/cpd/environment/review/ga/farmlandprotection.cfm
9. Floodplain Management E.O. 11988, "Floodplain Management", particularly section 2(a). 24 CFR Part 55 "Floodplain Management" (HUD)	<ul style="list-style-type: none"> Acquisition for construction or for existing bldg >4 units Disposition >4 units Financing >4 units Leasing >4 units New construction Substantial Rehabilitation (rehab cost >50% pre-rehab value or >20% density increase) 	Project is located within a Special Flood Hazard Area (100-year floodplain), or, if a critical action (e.g., nursing home; hospital; fire station) is located in a 500-year floodplain.	FEMA Flood Insurance Rate Maps (FIRM) or Flood Hazard Boundary Map (FHBM). FIRMETTE maps, which cover small areas (approx. 1 sq. mile), can be obtained at no charge on-line: http://www.store.msc.fema.gov For unmapped areas, FEMA Community Status Book can provide information on flood hazards: www.fema.gov/fema/csb.shtm	Avoid direct or indirect support of floodplain development wherever there is a practicable alternative. Approval of project requires compliance with the decision-making provisions of §55.20, i.e., the "eight-step" process. Project may be approved only if there is no practicable alternative outside the floodplain. Project must apply appropriate mitigation.	FEMA: http://www.fema.gov/business/nfip/fmapinfo.shtm HUD Q&A: http://www.hud.gov/offices/cpd/environment/review/ga/floodplainmgmt.cfm 8-Step" Public Notices: http://www.fema.gov/plan/ehp/ehplaws/eo11988.shtm State Floodplain Managers: http://www.floods.org/StatePOCs/map.asp

Important: (1) Information contained herein is for general guidance only. Applicable authorities and regulations take precedence over guidance material and should be consulted as necessary to achieve full compliance. (2) HUD cannot attest to the accuracy of information provided by web sites external to HUD, and access to these sites does not constitute an endorsement by HUD, or any of its employees, of the sponsors of the site or the products presented on the site. (3) Contact the HUD Environmental Officer in your area [<http://www.hud.gov/offices/cpd/environment/contact/localcontacts/#RegionVIII>] for information or

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Chapter Two

2-M: Consolidated Environmental Assessment (EA) Form.

Key Letter: **N** - No Impact/Not Applicable; **B** - Potentially Beneficial; **A** - Potentially Adverse;
P - Approval/ Permits Required; **M** - Mitigation Required

KEY	Impact Categories-- PHYSICAL ENVIRONMENT	Source of Documentation Note date of each contact or page reference. Attach additional material as applicable. Where appropriate, please fully explain in attached materials.
_____	Soil Suitability, Topographic and/or Geologic Constraints	
	HUD Environmental Criteria--24 CFR Part 51:	
_____	51(b) Noise--Suitable Separation Between Housing & Other Noise Sensitive Activities & Major Noise Sources (Aircraft, Highways & Railroads) ^{8*}	
_____	51(c) Hazardous Facilities--Acceptable Separation Distance from Explosive and Flammable Hazards (Chemical/ Petrochemical Storage Tanks & Facilities-- ex., Natural Gas Storage Facilities & Propane Storage Tanks) ^{7*}	
_____	51(d) Airport Runway Clear Zones-- Avoidance of Incompatible Land Use in Airport Runway Clear Zones ^{7*}	
_____	EPA Hazardous Waste Sites, or Other Hazards or Nuisances Not Covered Above	
_____	Lead-based Paint ¹³	
_____	Asbestos ¹⁴	

Other Special Situations and Considerations

- Lead-based Paint Hazards
- Historic Preservation
- Floodplains and Wetlands
- Part 51 Impacts (HUD only)
 - Noise Abatement/Control
 - Hazardous Operations
 - Runway Clear Zones

Still in doubt? Contact CDBG.
Concerned? Contact CDBG.
Unusual situation? Contact CDBG.

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