



**City of Jacksonville/Duval County  
Environmental Review Record  
CDBG-DR – Hurricane Matthew  
Housing Repair Program**

## Contents

Scope of Work .....	1
Broad-Level Tiered Environmental Review .....	3
Supporting Documentation .....	11
Unmet Needs .....	11
Project Area .....	12
Airport Hazards .....	13
Coastal Barrier Resources .....	17
Flood Insurance .....	19
Clean Air.....	22
Coastal Zone Management .....	26
Endangered Species .....	29
Explosive and Flammable Hazards .....	46
Farmlands Protection.....	51
Historic Preservation .....	55
THPO Notice and Correspondence .....	66
Sole Source Aquifers .....	78
Wetlands Protection.....	83
Wild and Scenic Rivers .....	86
Environmental Justice.....	102
Site-Specific.....	103
Site-Specific or Tier 2 Review Property List .....	103
Site-Specific Strategy .....	104
Site-Specific Checklist .....	108
Site Specific Environmental Review Checklist .....	108

## Scope of Work

In September 2016, Hurricane Matthew paralleled the coast of Florida causing billions of dollars in damage. The hurricane devastated communities throughout the State, including the City of Jacksonville (the “City”). The City applied for and was awarded CDBG-DR Funds to address the unmet needs in the community from this natural disaster.

The City recognizes that in order to effectively administer and manage the proposed recovery efforts in full compliance with CDBG-DR rules and regulations, a team of professionals will be required to be engaged throughout the process. City staff and resources have been identified that will be utilized for program management. In addition to current staff resources, the City has a nationally recognized community development consulting firm under contract for general program technical assistance and specifically for all HUD programming needs. The consultant has already been procured and is currently assisting staff with various programming and compliance issues. That team will provide additional staffing support should the need arise. Additionally, the consultant team has particular expertise with CDBG-DR programming and regulations, and will provide staff with technical assistance as needed.

The City will use a Request for Qualifications (RFQ) to advertise and attract qualified contractors to participate in the Program. All contractors who are deemed qualified through the RFQ process will be eligible to participate in the Program. Projects (whether individual or groups) will be sent to the pre-qualified contractors to submit bids. Project(s) will be awarded to the contractor who is able to execute the project in the most cost-effective and quality manner, subject to other requirements detailed in the procurement, such as maximum job number, capacity, etc. All housing units repaired in, and contractors participating in the disaster recovery program, will adhere to all relevant local, state, and federal rules & regulations.

The City’s Neighborhoods Department – Housing and Community Development Division (HCDD) has a vast wealth of program experience to draw from in order to effectively manage the requested CDBG-DR funds. The Department’s staff is robust, well trained, and highly adept at successfully executing the very activities proposed in this application and from similar funding sources such as CDBG, HOME, and SHIP.

Further details regarding the specific staff members and roles allocated to the management of this funding is provided in the application as well as the Program Policies and Procedures. A Program Manager was hired to oversee this Program. Additionally, existing HCDD staff will allocate portions of their time for this Program and aid in functions such as inspections, work write ups, client intake, file management and records keeping, financial management and accounting, reporting and compliance, and other program-specific tasks.

It should be highlighted that the City has identified repairs as the greatest unmet need in the community, and as such is planning to focus solely on this one eligible activity. This will allow the City’s experienced team, who already successfully completes approximately 40 similar projects a year (CDBG and SHIP funds), with ample room for absorbing this additional workload with relative ease and efficiency.

The unmet needs analysis identified approximately 700 households still on the list to receive assistance (see Unmet Needs Map in Supporting Documentation). The City estimates that it can assist 50 households with the funding requested and the timeline provided for the Program.

The Program will involve completing repairs to properties that were damaged by Hurricane Matthew. The absolute maximum cost per unit is \$100,000.00; however, the Program is intended to be a repair program therefore, repair services will be capped at \$55,000.00 (unless approval is received by the Chief of HCDD). The Program does not provide for elevation of existing properties. Therefore, properties located within a Special Flood Zone Area (as defined by FEMA) will not be eligible for the Program if the initial scope of work (permitted items) equals or exceeds 45% of the pre-storm value.

The specific work to be performed will vary from property to property. Repair services may include, but are not limited to, the following:

- Minor roof repairs to full removal and replacement of all roofing materials, including sheathing, shingles, drip edges and membranes, vent pipe boots, flashing, etc.;
- Repair or replacement of siding, gutters, windows, etc.;
- Repair or replacement of ceilings, walls, flooring, cabinets, doors, fixtures, etc.;
- Interior and exterior painting;
- Heating, plumbing, and/or electrical repairs;
- Structural repairs; and
- Mold remediation.
- Reiterate

Additionally, these properties will be reviewed for potential resiliency improvements to mitigation damages from future storms. Mitigation activities may include, but are not limited to, the following:

- Hurricane-resistant roofing and siding materials;
- Clips and straps for roof and/or structure;
- Relocation or elevation of utilities;
- Hurricane-resistant doors, locks, and/or windows;
- Installation of pumps and/or drains; and
- Trimming/removal of trees and debris (that pose an imminent threat to primary structure).

The properties included in this Program may need additional repairs to comply with HUD's "decent, safe, sanitary and in good repair" requirement. The awarded firms will be responsible for the performance of all required construction work to each structure as well as permitting, construction management, administration through project close-out and any other services that may be required.

**Ineligible Rehabilitation Activities:** Non-essential repairs and improvements are not eligible for this Program. Ineligible activities/services include, but are not limited to, the following:

- Water purification systems
- Water softeners
- Solar heating systems
- Security or intercom systems
- Central vacuum systems
- Timing systems
- Spas or swimming pools
- Recreational equipment
- Sprinkler systems

## Broad-Level Tiered Environmental Review

**Broad-Level Tiered Environmental Review  
for Activity/Project that is  
Categorically Excluded Subject to Section 58.5  
Pursuant to 24 CFR Part 58.35(a)**

### **Project Information**

**Project Name:** Jacksonville-Duval County CDBG-DR Housing Repair Program

**Responsible Entity (RE):** Jacksonville-Duval County, Florida

**State/Local Identifier:** B-16-DL-12-001

**RE Preparer:** Sarah Bohentin

**Certifying Officer:** Lenny Curry, Mayor

**Grant Recipient** (if different than Responsible Entity): N/A

**Consultant** (if applicable):

### **Point of Contact:**

Sarah Bohentin  
Disaster Assistance Program Manager  
City of Jacksonville – Neighborhoods Department  
214 N Hogan Street, 7<sup>th</sup> Floor  
Jacksonville, FL 32202  
(904) 225-8245  
sbohentin@coj.net

**Project Location:** Jacksonville-Duval County, Florida – LMI Households within Duval County (see “Project Area Map”).

**Additional Location Information:** Specific locations will be identified upon completion of the Broad-Level Tiered Review.

### **Direct Comments to:**

Sarah Bohentin  
Disaster Assistance Program Manager  
City of Jacksonville – Neighborhoods Department  
214 N Hogan Street, 7<sup>th</sup> Floor  
Jacksonville, FL 32202  
(904) 225-8245  
[sbohentin@coj.net](mailto:sbohentin@coj.net)

**Description of the Proposed Project [24 CFR 50.12 & 58.32; 40 CFR 1508.25]:**

In response to presidentially declared disasters, Congress may appropriate additional funding for the Community Development Block Grant (CDBG) program as Disaster Recovery grants to rebuild the impacted areas and provide crucial seed money to start the recovery process. In response to Hurricane Matthew, the City of Jacksonville received a \$2,037,391 allocation of CDBG-DR funds.

This Program will provide housing repair activities to qualified properties located in the City of Jacksonville that were impacted by Hurricane Matthew. The need for housing repairs is a top priority in the wake of the storms. LMI households located within the county limits with unmet housing needs are the target recipients for this Program.

The City expects to assist 50 units with a preliminary maximum of \$55,000.00 per unit (\$100,000.00 absolute maximum and only in extenuating circumstances).

**Approximate size of the project area:** ~825 sq. miles

**Length of time covered by this review:** 2 years

**Maximum number of dwelling units or lots addressed by this tiered review:** 55

**Level of Environmental Review Determination:**

Categorically Excluded per 24 CFR 58.35(a), and subject to laws and authorities at §58.5: There are no extraordinary circumstances which would require completion of an EA, and this project may remain CEST.

**Funding Information**

<b>Grant Number</b>	<b>HUD Program</b>	<b>Funding Amount</b>
B-17-DM-12-0001	CDBG-DR	\$2,037,391

**Estimated Total HUD Funded Amount:**  
\$2,037,391 over 5 years

**Estimated Total non-HUD Funded Amount:**  
\$112,609 SHIP

**Estimated Total Project Cost (HUD and non-HUD funds) [24 CFR 58.32(d)]:**  
\$2,150,000 over 2 years

**Compliance with 24 CFR 50.4, 58.5, and 58.6 Laws and Authorities and Written Strategies**

<p><b>Compliance Factors:</b> Statutes, Executive Orders, and Regulations listed at 24 CFR 50.4, 58.5, and 58.6</p>	<p>Was compliance achieved at the broad level of review?</p>	<p><b>If Yes:</b> Describe compliance determinations made at the broad level. <b>If No:</b> Describe the policy, standard, or process to be followed in the site-specific review.</p>
<p><b>STATUTES, EXECUTIVE ORDERS, AND REGULATIONS LISTED AT 24 CFR 50.4 &amp; 58.6</b></p>		
<p><b>Airport Hazards</b>  24 CFR Part 51 Subpart D</p>	<p><b>YES</b></p>	<p>The proposed project is limited to minor rehabilitation and does not include any actions which are not in compliance with this factor. No project funding will take place within the APZ/RPZ-CZ. Staff will confirm the location of a potential activity prior to accepting the property.  See: Airport Hazards – HUD Guidance in Supporting Documentation below</p>
<p><b>Coastal Barrier Resources</b>  Coastal Barrier Resources Act, as amended by the Coastal Barrier Improvement Act of 1990 [16 USC 3501]</p>	<p><b>YES</b></p>	<p>The proposed project is limited to sites that are not located in CBRS Units.  See: CBRS Map in Supporting Documentation below</p>
<p><b>Flood Insurance</b>  Flood Disaster Protection Act of 1973 and National Flood Insurance Reform Act of 1994 [42 USC 4001-4128 and 42 USC 5154a]</p>	<p><b>NO</b></p>	<p>Within the project area there are locations inside Special Flood Hazard Areas (SFHA). Upon identification, a potential site will be mapped on a FEMA map to determine if it is located in a SFHA.  See: FEMA Community Status Book Report, Site-specific strategy and checklist for the process that will be utilized to comply with this factor.</p>
<p><b>STATUTES, EXECUTIVE ORDERS, AND REGULATIONS LISTED AT 24 CFR §58.5</b></p>		
<p><b>Clean Air</b>  Clean Air Act, as amended, particularly section 176(c) &amp; (d); 40 CFR Parts 6, 51, 93</p>	<p><b>YES</b></p>	<p>The proposed project is limited to minor rehabilitation and does not include any actions which are not in compliance with this factor. Project does not include new construction, conversion of land use, or substantial rehabilitation of five or more dwelling units.  See: Clean Air Map and Clean Air – HUD Guidance in Supporting Documentation below</p>

<p><b>Coastal Zone Management</b></p> <p>Coastal Zone Management Act, sections 307(c) &amp; (d)</p>	<p><b>YES</b></p>	<p>Project only involves minor rehabilitation and does not include any activities that will affect the state's coastal zone and are exempted from review. Project area is not on the coast and sites will all be previously developed properties.</p> <p>See: Florida Coastal Management in Supporting Documentation below</p>
<p><b>Contamination and Toxic Substances</b></p> <p>24 CFR Part 50.3(i) &amp; 58.5(i)(2)]</p>	<p><b>NO</b></p>	<p>Compliance with this factor cannot be achieved at the broad level. Potential sites will be assessed using the site-specific strategy and checklist to determine whether it complies with this factor or if actions such as additional assessments or mitigation are warranted.</p> <p>See: Site-specific strategy and checklist for the process that will be utilized to comply with this factor.</p>
<p><b>Endangered Species</b></p> <p>Endangered Species Act of 1973, particularly section 7; 50 CFR Part 402</p>	<p><b>NO</b></p>	<p>Compliance with this factor cannot be achieved at the broad level. Through the use of the US Fish &amp; Wildlife IPaC it has been determined that this project is unlikely to have any detrimental effects to federally-listed species or critical habitats and will have "No Effect" on the species in the area. However, until site-specific locations are identified it is not possible to determine the impact on Bald Eagles and Migratory Birds. Therefore, a site-specific analysis will be required.</p> <p>See: Consistency Letter in Supporting Documentation</p> <p>See: Site-Specific Strategy and checklist for the process that will be utilized to comply with this factor.</p>
<p><b>Explosive and Flammable Hazards</b></p> <p>24 CFR Part 51 Subpart C</p>	<p><b>YES</b></p>	<p>Project only involves minor rehabilitation and will not increase occupancy or expand footprint of building and thus does not trigger further analysis of Explosives and Flammables.</p> <p>Per 24 CFR § 51.201 Definitions:  HUD-assisted project - the development, construction, rehabilitation, modernization or conversion with HUD subsidy, grant assistance, loan, loan</p>

		<p>guarantee, or mortgage insurance, of any project which is intended for residential, institutional, recreational, commercial or industrial use. <i>For purposes of this subpart the terms “rehabilitation” and “modernization” refer only to such repairs and renovation of a building or buildings as will result in an increased number of people being exposed to hazardous operations by increasing residential densities, converting the type of use of a building to habitation, or making a vacant building habitable.</i></p>
<p><b>Farmlands Protection</b></p> <p>Farmland Protection Policy Act of 1981, particularly sections 1504(b) and 1541; 7 CFR Part 658</p>	<p><b>YES</b></p>	<p>Project only involves minor rehabilitation of structures in non-farm areas. It does not include any activities covered by the Farmland Protection Policy Act of 1981, including new construction, acquisition of undeveloped land, or conversion, that could potentially convert one land use to another.</p> <p>See: Farmlands Protection – HUD Guidance in Supporting Documentation Below.</p>
<p><b>Floodplain Management</b></p> <p>Executive Order 11988, particularly section 2(a); 24 CFR Part 55</p>	<p><b>NO</b></p>	<p>Compliance with this factor cannot be achieved at the broad level. The project area includes floodplains covered by this act. When a potential site is identified it will be mapped using FEMA FIRM maps to determine whether it is in a floodplain or not. When this determination is made the appropriate analysis will be conducted using the site-specific strategy and checklist to determine if mitigation is required to continue work on the site.</p> <p>See: Site-specific strategy and checklist for the process that will be utilized to comply with this factor.</p>
<p><b>Historic Preservation</b></p> <p>National Historic Preservation Act of 1966, particularly sections 106 and 110; 36 CFR Part 800</p>	<p><b>NO</b></p>	<p>Compliance with this factor cannot be achieved at the broad level. The project area includes a number of historic districts and properties with the potential for historical importance. The City has consulted with the Tribal Historic Preservation Officers (THPO) and State Historic Preservation Officers (SHPO) and has determined that additional</p>

		<p>consultation at the site-specific level is only necessary when there is a potential to impact property or districts that have historical importance or potential historical importance. When required, additional consultation will follow the site-specific strategy and checklist.</p> <p>See: THPO and SHPO Correspondence and site-specific strategy and checklist in Supporting Documentation,</p>
<p><b>Noise Abatement and Control</b></p> <p>Noise Control Act of 1972, as amended by the Quiet Communities Act of 1978; 24 CFR Part 51 Subpart B</p>	<p><b>NO</b></p>	<p>Due to the use of funds from sources other than CDBG-DR, compliance with this factor cannot be determined at the Broad Level.</p> <p>See: Site-specific strategy and checklist in Supporting Documentation.</p>
<p><b>Sole Source Aquifers</b></p> <p>Safe Drinking Water Act of 1974, as amended, particularly section 1424(e); 40 CFR Part 149</p>	<p><b>YES</b></p>	<p>Project activities do not occur in a sole source aquifer. The nearest sole source aquifer to the project area is the Volusia-Floridan Aquifer SSA located approximately 40 miles to the south.</p> <p>See: Sole Source Aquifer Map in Supporting Documentation below</p>
<p><b>Wetlands Protection</b></p> <p>Executive Order 11990, particularly sections 2 and 5</p>	<p><b>YES</b></p>	<p>Project activities do not include any actions that can potentially impact a wetland. Minor rehabilitation of the properties will not change the land use, include acquisition of undeveloped land, new construction, or expansion of building footprints.</p> <p>See: Wetland Protection – HUD Guidance in Supporting Documentation below</p>
<p><b>Wild and Scenic Rivers</b></p> <p>Wild and Scenic Rivers Act of 1968, particularly section 7(b) and (c)</p>	<p><b>YES</b></p>	<p>The project area is not in the proximity of any river segments that are covered by this factor.</p> <p><i>Wild and Scenic Rivers</i> – The nearest Wild and Scenic River is the Wekiva, located approximately 90 miles south of the project area</p> <p><i>Study Rivers</i> – There are currently only three rivers under study. They are located in Oregon, Connecticut, and Maine.</p> <p><i>Nationwide Rivers Inventory</i> – There are no river segments within the project area</p>

		<p>that potentially qualify as a wild, scenic, or recreational river area. The two nearest rivers in this category are Black Creek and St. Mary's River located 18 and 15 miles from the project area, respectively.</p> <p>See: Wild and Scenic Rivers Map (State); Wild and Scenic Rivers Map (Project Area); River Studies Document; and National River Inventory Map in Supporting Documentation below</p>
<b>ENVIRONMENTAL JUSTICE</b>		
<p><b>Environmental Justice</b></p> <p>Executive Order 12898</p>	<p><b>YES</b></p>	<p>The project activities are specifically designed to improve the environment and human health of low-income residents. There are no activities with the potential to have an adverse effect on the environment.</p> <p>See: Environmental Justice – HUD Guidance in Supporting Documentation Below</p>

Attach supporting documentation as necessary, including a site-specific checklist.

Preparer's Signature: Sarah Bobertin

Name/Title/Organization: Sarah Bobertin/Program Mgr. City of Jacksonville

Date: 10/14/19

Brian Hughes  
Chief Administrative Officer  
For: Mayor Lenny Curry  
Under Authority of:  
Executive Order No: 2019-02

*MR* Responsible Entity/Agency Official Signature: [Signature]

Name/Title/Organization: Brian Hughes/CAO/City of Jacksonville

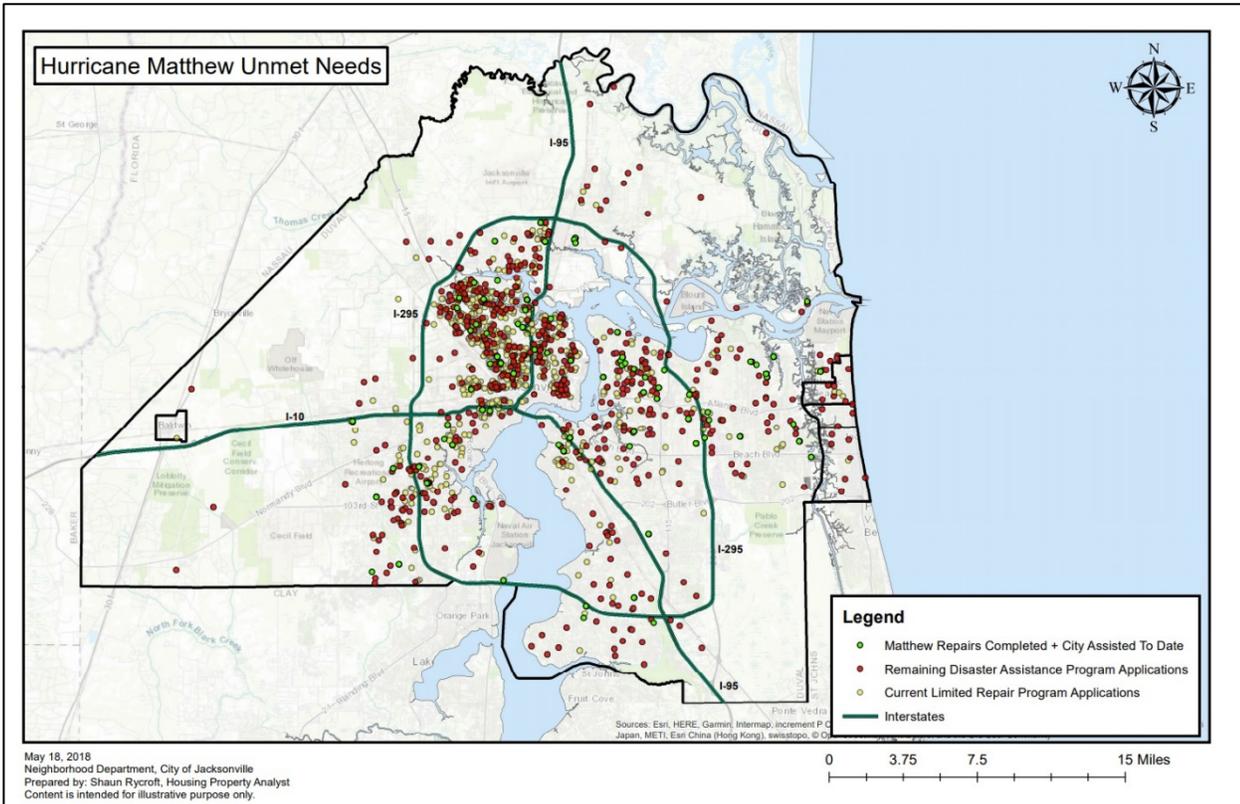
Date: 10/16/19

This original, signed document and related supporting material must be retained on file by the Responsible Entity in an Environmental Review Record (ERR) for the activity/project (ref: 24 CFR Part 58.38) and in accordance with recordkeeping requirements for the HUD program(s).

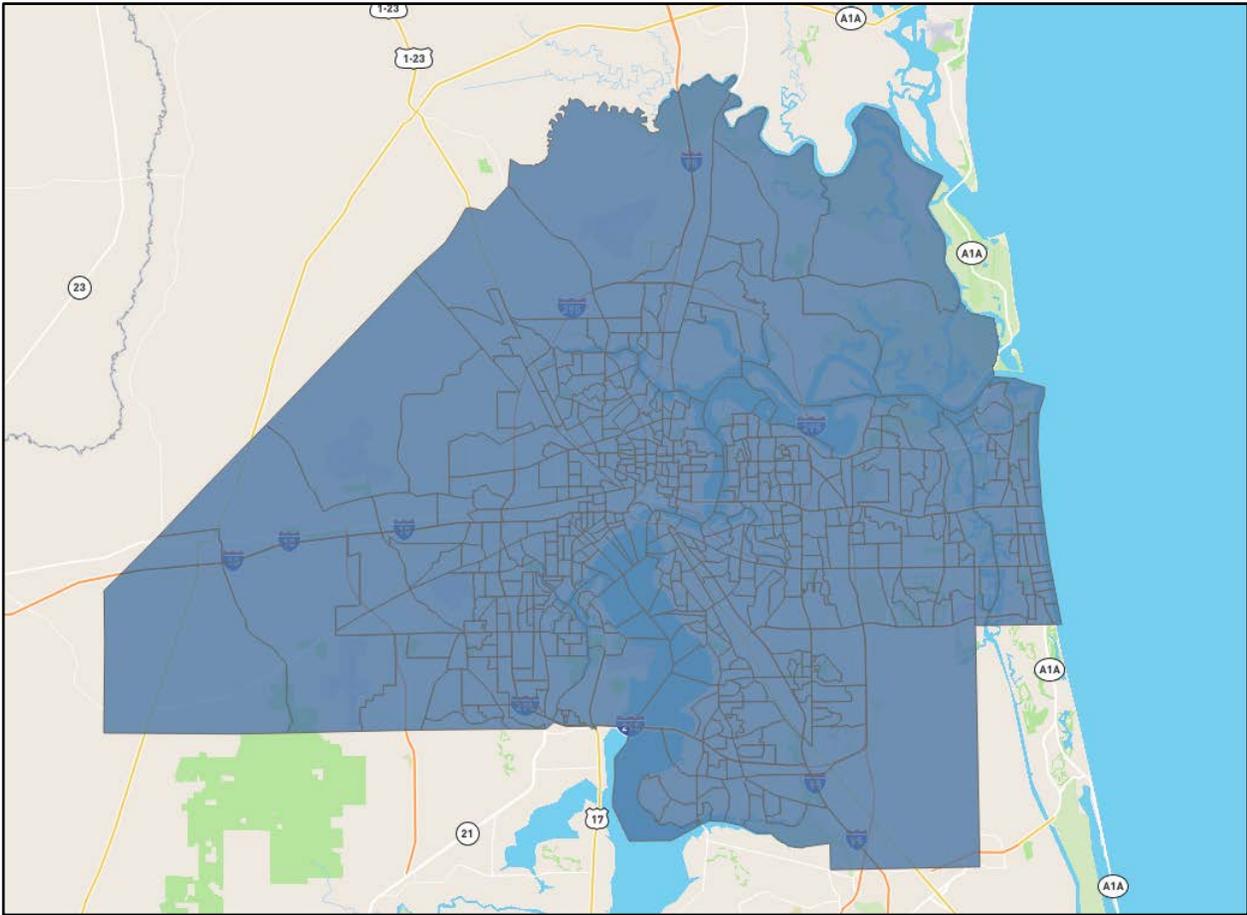
**THIS DOCUMENT REPRESENTS THE TIER 1 OR BROAD-LEVEL REVIEW ONLY. AS INDIVIDUAL SITES ARE SELECTED, THIS REVIEW MUST BE SUPPLEMENTED BY INDIVIDUAL TIER 2 OR SITE-SPECIFIC REVIEWS FOR EACH SITE. ALL LAWS AND AUTHORITIES REQUIRING SITE-SPECIFIC ANALYSIS WILL BE ADDRESSED IN THESE INDIVIDUAL REVIEWS.**

# Supporting Documentation

## Unmet Needs



# Project Area



**Airport Hazards (CEST and EA)**

General policy	Legislation	Regulation
It is HUD’s policy to apply standards to prevent incompatible development around civil airports and military airfields.		24 CFR Part 51 Subpart D
<b>References</b>		
<a href="https://www.hudexchange.info/environmental-review/airport-hazards">https://www.hudexchange.info/environmental-review/airport-hazards</a>		

**1. To ensure compatible land use development, you must determine your site’s proximity to civil and military airports. Is your project within 15,000 feet of a military airport or 2,500 feet of a civilian airport?**

- No → *Based on the response, the review is in compliance with this section. Continue to the Worksheet Summary below. Provide a map showing that the site is not within the applicable distances to a military or civilian airport.*
- Yes → *Continue to Question 2.*

**2. Is your project located within a Runway Potential Zone/Clear Zone (RPZ/CZ) or Accident Potential Zone (APZ)?**

- Yes, project is in an APZ → *Continue to Question 3.*
- Yes, project is an RPZ/CZ → *Project cannot proceed at this location.*
- No, project is not within an APZ or RPZ/CZ  
 → *Based on the response, the review is in compliance with this section. Continue to the Worksheet Summary below. Provide a map showing that the site is not within either zone.*

**3. Is the project in conformance with DOD guidelines for APZ?**

- Yes, project is consistent with DOD guidelines without further action.

**Explain how you determined that the project is consistent:**

→ *Based on the response, the review is in compliance with this section. Continue to the Worksheet Summary below. Provide any documentation supporting this determination.*

- No, the project cannot be brought into conformance with DOD guidelines and has not been approved. → *Project cannot proceed at this location.*
- Project is not consistent with DOD guidelines, but it has been approved by Certifying Officer or HUD Approving Official.

**Explain approval process:**

**If mitigation measures have been or will be taken, explain in detail the proposed measures that must be implemented to mitigate for the impact or effect, including the timeline for implementation.**

→ *Based on the response, the review is in compliance with this section. Continue to the Worksheet Summary below. Provide any documentation supporting this determination.*

### **Worksheet Summary**

#### **Compliance Determination**

Provide a clear description of your determination and a synopsis of the information that it was based on, such as:

- Map panel numbers and dates
- Names of all consulted parties and relevant consultation dates
- Names of plans or reports and relevant page numbers
- Any additional requirements specific to your region

Project will not include any activities in an APZ or RPZ/CZ.

**Are formal compliance steps or mitigation required?**

- Yes
- No



# Airport Hazards

## Introduction

Some types of development are incompatible for locations in the immediate vicinity of airports and airfields. Potential aircraft accident problems pose a hazard to end users of these development projects. If the proposed project is located near an airport or in the immediate area of the landing and approach zones, additional information is necessary to determine whether this issue is a concern and if so, how to mitigate it.

It is HUD's policy to apply standards to prevent incompatible development around civil airports and military airfields. See [24 CFR 51, Subpart D](#). The policies do not apply to research or demonstration projects which do not result in new construction or reconstruction, to interstate land sales registration, or to any action or emergency assistance which is provided to save lives, protect property, protect public health and safety, or remove debris and wreckage.

## HUD Guidance

1. To ensure compatible land use development, you must determine your site's proximity to civil and military airports. **Is your project within 15,000 feet of a military airport or 2,500 feet of a civilian airport?**
2. **If so, is your project located within an Accident Potential Zone (APZ) or Runway Protection Zone/Clear Zone (RPZ/CZ)?**

### Accident Potential Zone (APZ)

**Does your project involve any of the following:** new construction; substantial rehabilitation; acquisition of undeveloped land; activities that would significantly prolong the physical or economic life of existing facilities or change the use of the facility to a use that is not consistent with the recommendations of the Department of Defense (DOD)'s Land Use Compatibility Guidelines; activities that would significantly increase the density or number of people at the site; or activities that would introduce explosive, flammable, or toxic materials to the area?

**If so, is the project in conformance with [DOD guidelines](#)?**

### Runway Protection Zone/Clear Zone (RPZ/CZ)

**Will this project involve any facilities that will be frequently used or occupied by people?**

**If so, were written assurances from the airport operator obtained?**

If this project involves the acquisition or sale of an existing property that will be frequently used or occupied by people, you must provide written notice to the prospective buyer to inform them of the potential hazards from airplane accidents as well as the potential for the property to be purchased as part of an airport expansion project in accordance with 24 CFR 51.303(a)(3). (See [Sample Notice to Prospective Buyers](#).) The written notice should inform the prospective property buyer

## Runway Protection Zone/Clear Zone (RPZ/CZ)

**Will this project involve any facilities that will be frequently used or occupied by people?**

**If so, were written assurances from the airport operator obtained?**

If this project involves the acquisition or sale of an existing property that will be frequently used or occupied by people, you must provide written notice to the prospective buyer to inform them of the potential hazards from airplane accidents as well as the potential for the property to be purchased as part of an airport expansion project in accordance with 24 CFR 51.303(a)(3). (See [Sample Notice to Prospective Buyers](#).) The written notice should inform the prospective property buyer of: (i) the potential hazards from airplane accidents, which are more likely to occur within clear zones than in other areas around the airport/airfield; and (ii) the potential acquisition by airport or airfield operators, who may wish to purchase the property at some point in the future as part of a clear zone acquisition program.

HUD assistance may not be used at this location if project involves new construction, substantial rehabilitation, acquisition of undeveloped land, or activities that would significantly prolong the physical or economic life of existing facilities that will be frequently used or occupied by people.

## Compliance and Documentation

The environmental review record should contain **one** of the following:

- Documentation that the rule is not applicable to the proposed project (i.e., acquisition of an existing building, "minor" rehabilitation, or emergency action)
- A map showing the site is not within 15,000 feet of a military airport or within 2,500 feet of a civilian airport
- If within 15,000 feet of a military airport, a map showing the site is not within a designated APZ or a letter from the airport operator stating so
- If within 2,500 feet of a civilian airport, a map showing the site is not within a designated RPZ/CZ or a letter from the airport operator stating so
- If the site is in a designated APZ, documentation of consistency with DOD Land Use Compatibility Guidelines
- If the site is in a designated RPZ/CZ and the project does not involve any facilities that will be frequently used or occupied by people, and a determination of such and a written assurance from the airport operator that there are no plans to purchase the land as part of a RPZ/CZ program
- If the site is in a designated RPZ/CZ and the project involves the acquisition or sale of an existing property that will be frequently used or occupied by people, a copy of the notice to prospective buyers signed by the prospective buyer

## Coastal Barrier Resources

General requirements	Legislation	Regulation
HUD financial assistance may not be used for most activities in units of the Coastal Barrier Resources System (CBRS). See 16 USC 3504 for limitations on federal expenditures affecting the CBRS.	Coastal Barrier Resources Act (CBRA) of 1982, as amended by the Coastal Barrier Improvement Act of 1990 (16 USC 3501)	
References		
<a href="https://www.hudexchange.info/environmental-review/coastal-barrier-resources">https://www.hudexchange.info/environmental-review/coastal-barrier-resources</a>		

Projects located in the following states must complete this form.

Alabama	Georgia	Massachusetts	New Jersey	Puerto Rico	Virgin Islands
Connecticut	Louisiana	Michigan	New York	Rhode Island	Virginia
Delaware	Maine	Minnesota	North Carolina	South Carolina	Wisconsin
Florida	Maryland	Mississippi	Ohio	Texas	

### 1. Is the project located in a CBRS Unit?

No → *Based on the response, the review is in compliance with this section. Continue to the Worksheet Summary below. Provide a map showing that the site is not within a CBRS Unit.*

Yes → *Continue to Question 2.*

Federal assistance for most activities may not be used at this location. You must either choose an alternate site or cancel the project. In very rare cases, federal monies can be spent within CBRS units for certain exempted activities (e.g., a nature trail), after consultation with the Fish and Wildlife Service (FWS) (see [16 USC 3505](#) for exceptions to limitations on expenditures).

### 2. Indicate your selected course of action.

After consultation with the FWS the project was given approval to continue

→ *Based on the response, the review is in compliance with this section. Continue to the Worksheet Summary below. Provide a map and documentation of a FWS approval.*

Project was not given approval

Project cannot proceed at this location.

## Worksheet Summary

### Compliance Determination

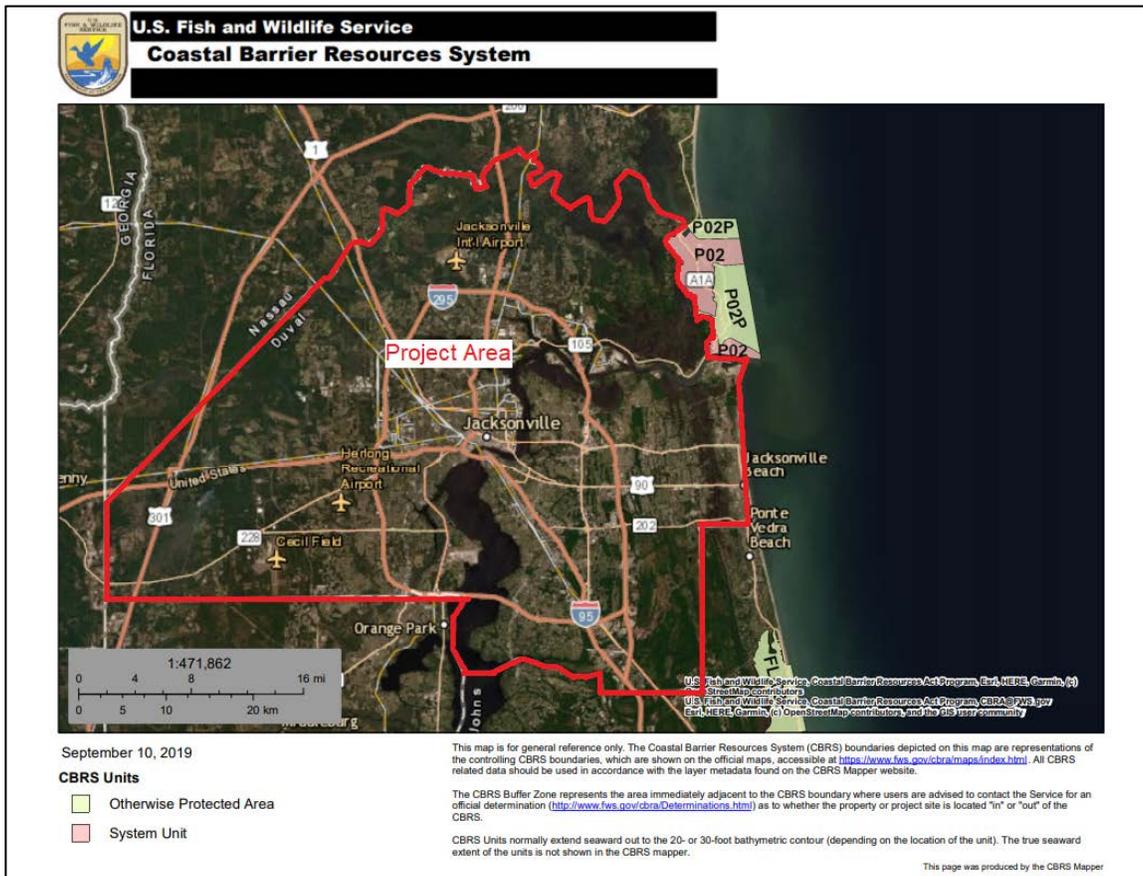
Provide a clear description of your determination and a synopsis of the information that it was based on, such as:

- Map panel numbers and dates
- Names of all consulted parties and relevant consultation dates
- Names of plans or reports and relevant page numbers
- Any additional requirements specific to your region

See CBRS Map below

**Are formal compliance steps or mitigation required?**

- Yes
- No



## Federal Emergency Management Agency Community Status Book Report FLORIDA

### Communities Participating in the National Flood Program

CID	Community Name	County	Init FHBM Identified	Init FIRM Identified	Curr Eff Map Date	Reg-Emer Date	Tribal
120420#	HOLMES COUNTY *	HOLMES COUNTY	06/17/77	12/05/90	12/17/10	12/05/90	No
120645#	HOMESTEAD, CITY OF	MIAMI-DADE COUNTY		09/29/72	09/11/09	09/29/72	No
120326D	HORSESHOE BEACH, TOWN OF	DIXIE COUNTY	08/30/74	11/02/83	01/18/19	11/02/83	No
120585#	HOWEY IN THE HILLS, TOWN OF	LAKE COUNTY	03/02/79	08/15/84	12/18/12	08/15/84	No
120207A	HYPOLUXO, TOWN OF	PALM BEACH COUNTY	08/23/74	05/15/78	10/05/17	05/15/78	No
125115#	INDIALANTIC, TOWN OF	BREVARD COUNTY	08/18/72	08/18/72	03/17/14	08/18/72	No
120646#	INDIAN CREEK, VILLAGE OF	MIAMI-DADE COUNTY		09/29/72	09/11/09	09/29/72	No
125116#	INDIAN HARBOR BEACH, CITY OF	BREVARD COUNTY		06/16/72	03/17/14	06/16/72	No
120119#	INDIAN RIVER COUNTY *	INDIAN RIVER COUNTY	12/20/74	07/03/78	12/04/12	07/03/78	No
120121#	INDIAN RIVER SHORES, TOWN OF	INDIAN RIVER COUNTY	10/26/73	09/05/79	12/04/12	09/05/79	No
125117#	INDIAN ROCKS BEACH, CITY OF	PINELLAS COUNTY	07/17/70	05/07/71	09/03/03	05/07/71	No
125118#	INDIAN SHORES, TOWN OF	PINELLAS COUNTY	05/22/70	05/21/71	09/03/03	05/21/71	No
120586C	INGLIS, TOWN OF	LEVY COUNTY	12/29/78	03/01/84	01/18/19	01/10/86	No
120391#	INTERLACHEN, TOWN OF	PUTNAM COUNTY	12/03/76	12/04/79	02/02/12	12/04/79	No
120348#	INVERNESS, CITY OF	CITRUS COUNTY	01/13/78	05/17/82	09/26/14	05/17/82	No
120424#	ISLAMORADA, VILLAGE OF	MONROE COUNTY		06/20/70	02/18/05	10/01/98	No
120125#	JACKSON COUNTY *	JACKSON COUNTY	12/13/74	12/15/90	12/17/10	12/15/90	No
120078B	JACKSONVILLE BEACH, CITY OF	DUVAL COUNTY	06/07/74	03/15/77	11/02/18	03/15/77	No
120077B	JACKSONVILLE, CITY OF	DUVAL COUNTY	01/31/75	12/01/77	11/02/18	12/01/77	No
120587#	JASPER, CITY OF	HAMILTON COUNTY		06/04/87	06/04/10(M)	07/27/06	No
120339#	JAY, TOWN OF	SANTA ROSA COUNTY	10/10/75	05/15/86	12/19/06	05/15/86	No
120331#	JEFFERSON COUNTY *	JEFFERSON COUNTY	12/02/77	07/16/91	02/05/14	07/16/91	No
120208A	JUNO BEACH, TOWN OF	PALM BEACH COUNTY	01/04/74	12/01/78	10/05/17	12/01/78	No
125120A	JUPITER INLET COLONY, TOWN OF	PALM BEACH COUNTY	09/22/72	09/22/72	10/05/17	09/22/72	No
120162B	JUPITER ISLAND, TOWN OF	MARTIN COUNTY	05/24/74	02/02/77	03/16/15	02/02/77	No
125119A	JUPITER, TOWN OF	PALM BEACH COUNTY		09/22/72	10/05/17	09/22/72	No
120245#	KENNETH CITY, TOWN OF	PINELLAS COUNTY	06/28/74	01/16/81	08/18/09	01/16/81	No
120648#	KEY BISCAIYNE, VILLAGE OF	MIAMI-DADE COUNTY		09/29/72	09/11/09	09/29/72	No
125121#	KEY COLONY BEACH, CITY OF	MONROE COUNTY		06/20/70	02/18/05	07/16/71	No
120168#	KEY WEST, CITY OF	MONROE COUNTY		09/03/71	02/18/05	09/03/71	No
120671#	KEYSTONE HEIGHTS, CITY OF	CLAY COUNTY		06/22/98	03/17/14	11/13/98	No
120190#	KISSIMMEE, CITY OF	OSCEOLA COUNTY	07/19/74	07/02/81	06/18/13	07/02/81	No
120626#	LA CROSSE, TOWN OF	ALACHUA COUNTY		08/16/88	06/16/06	12/13/11	No
120109A	LABELLE, CITY OF	HENDRY COUNTY	01/16/74	01/20/82	07/06/15	01/20/82	No
120613#	LADY LAKE, TOWN OF	LAKE COUNTY		08/15/84	12/18/12	11/14/84	No
120131B	LAFAYETTE COUNTY*	LAFAYETTE COUNTY	05/27/77	01/16/87	10/05/17	01/16/87	No
120667C	LAKE ALFRED, CITY OF	POLK COUNTY		12/20/00	12/22/16	09/24/03	No
120595B	LAKE BUTLER, CITY OF	UNION COUNTY	09/22/78	07/03/86	11/02/18	07/03/86	No
120406B	LAKE CITY, CITY OF	COLUMBIA COUNTY	10/29/76	01/06/88	11/02/18	01/06/88	No
120211A	LAKE CLARKE SHORES, TOWN OF	PALM BEACH COUNTY	01/09/74	11/01/78	10/05/17	11/01/78	No
120421#	LAKE COUNTY *	LAKE COUNTY	05/26/78	04/01/82	12/18/12	04/01/82	No
120414C	LAKE HAMILTON, TOWN OF	POLK COUNTY	02/04/77	11/05/80	12/22/16	11/05/80	No
120674D	LAKE HELEN, CITY OF	VOLUSIA COUNTY		04/15/02	09/29/17	05/19/05	No
120416#	LAKE MARY, CITY OF	SEMINOLE COUNTY	07/08/77	03/18/80	09/28/07	03/18/80	No
120212A	LAKE PARK, TOWN OF	PALM BEACH COUNTY	11/23/73	09/15/78	10/05/17	09/15/78	No
120068A	LAKE PLACID, TOWN OF	HIGHLANDS COUNTY		11/18/15	11/18/15	04/25/06	No
	Use Highland County FIRM panels 120111 0150B and 175B						
120390C	LAKE WALES, CITY OF	POLK COUNTY	10/17/75	03/16/88	12/22/16	03/16/88	No
120213A	LAKE WORTH, CITY OF	PALM BEACH COUNTY	08/02/74	12/01/78	10/05/17	12/01/78	No
120267C	LAKELAND, CITY OF	POLK COUNTY	03/01/74	09/16/81	12/22/16	09/16/81	No
120214A	LANTANA, TOWN OF	PALM BEACH COUNTY	03/12/71	03/12/71	10/05/17	03/12/71	No

# Federal Emergency Management Agency Community Status Book Report

## FLORIDA

### Communities Participating in the National Flood Program

CID	Community Name	County	Init FHBM Identified	Init FIRM Identified	Curr Eff Map Date	Reg-Emer Date	Tribal
120001B	ALACHUA COUNTY*	ALACHUA COUNTY		09/28/84	11/02/18	09/28/84	No
120664B	ALACHUA, CITY OF USE THE ALACHUA COUNTY [120001] FIRM	ALACHUA COUNTY		02/02/96	11/02/18	02/21/94	No
120580#	ALFORD, TOWN OF	JACKSON COUNTY	02/09/79	12/15/90	12/17/10	07/14/05	No
120290#	ALTAMONTE SPRINGS, CITY OF	SEMINOLE COUNTY	02/15/74	03/18/80	09/28/07	03/18/80	No
120578#	ALTHA, TOWN OF	CALHOUN COUNTY		12/06/00	06/18/13	03/26/14	No
125087#	ANNA MARIA, CITY OF	MANATEE COUNTY		02/01/84	03/17/14	06/11/71	No
120089#	APALACHICOLA, CITY OF	FRANKLIN COUNTY	03/30/73	07/18/83	02/05/14	07/18/83	No
120180#	APOPKA, CITY OF	ORANGE COUNTY	07/19/74	09/29/78	09/25/09	09/29/78	No
120073#	ARCADIA, CITY OF	DESOTO COUNTY	06/21/74	06/03/88	11/06/13	06/03/88	No
120670#	ARCHER, CITY OF	ALACHUA COUNTY		08/02/95	06/16/06	06/09/94	No
120581#	ASTATULA, TOWN OF	LAKE COUNTY	08/24/79	08/15/84	12/18/12	03/04/98	No
120075B	ATLANTIC BEACH, CITY OF	DUVAL COUNTY	06/28/74	03/15/77	11/02/18	03/15/77	No
120193A	ATLANTIS, CITY OF	PALM BEACH COUNTY	12/06/74	11/01/78	10/05/17	11/01/78	No
120262C	AUBURNDALE, CITY OF	POLK COUNTY	02/01/74	05/11/79	12/22/16	05/11/79	No
120676#	AVENTURA, CITY OF THE CITY OF AVENTURA HAS ADOPTED THE DADE COUNTY (120635) FIRM DATED 3-2-94 PANELS 82 AND 84	MIAMI-DADE COUNTY		09/30/72	09/11/09	10/22/97	No
125161A	AVON PARK, CITY OF	HIGHLANDS COUNTY		11/18/15	11/18/15	11/18/15	No
120419#	BAKER COUNTY *	BAKER COUNTY	01/27/78	07/16/91	06/17/08	07/16/91	No
120636#	BAL HARBOUR, TOWN OF	MIAMI-DADE COUNTY		09/29/72	09/11/09	09/29/72	No
120076#	BALDWIN, TOWN OF	DUVAL COUNTY	02/06/76	06/03/13	(NSFHA)	06/30/76	No
120263C	BARTOW, CITY OF	POLK COUNTY	01/23/74	12/16/80	12/22/16	12/16/80	No
120069#	BASCOM, TOWN OF	JACKSON COUNTY		12/17/10	12/17/10(M)	07/15/14	No
120004#	BAY COUNTY*	BAY COUNTY	01/17/75	07/02/81	06/02/09	07/02/81	No
120637#	BAY HARBOR ISLANDS, TOWN OF	MIAMI-DADE COUNTY		09/29/72	09/11/09	09/29/72	No
120194A	BELLE GLADE, CITY OF	PALM BEACH COUNTY	07/19/74	05/15/78	10/05/17	05/15/78	No
120181#	BELLE ISLE, CITY OF	ORANGE COUNTY	07/19/74	09/15/78	09/25/09	09/15/78	No
125089#	BELLEAIR BEACH, CITY OF	PINELLAS COUNTY		05/14/71	09/03/03	05/14/71	No
120239#	BELLEAIR BLUFFS, CITY OF	PINELLAS COUNTY	06/28/74	08/15/77	05/17/05	08/15/77	No
125090#	BELLEAIR SHORE, TOWN OF	PINELLAS COUNTY		09/03/03	09/03/03	05/15/71	No
125088#	BELLEAIR, TOWN OF	PINELLAS COUNTY	07/17/70	05/14/71	05/17/05	05/14/71	No
120383#	BELLEVIEW, CITY OF	MARION COUNTY	06/18/85	08/28/08	(NSFHA)	06/18/85	No
120569B	BEVERLY BEACH, TOWN OF	FLAGLER COUNTY	06/24/77	01/03/86	06/06/18	01/03/86	No
120638#	BISCAYNE PARK, VILLAGE OF	MIAMI-DADE COUNTY		09/29/72	09/11/09	09/29/72	No
120060#	BLOUNTSTOWN, CITY OF	CALHOUN COUNTY	05/24/74	05/01/80	06/18/13	05/01/80	No
120195A	BOCA RATON, CITY OF	PALM BEACH COUNTY	01/24/75	06/01/78	10/05/17	06/01/78	No
120116#	BONIFAY, CITY OF	HOLMES COUNTY	11/16/73	12/05/90	12/17/10	08/01/87	No
120680B	BONITA SPRINGS, CITY OF THE CITY OF BONITA SPRINGS HAS ADOPTED THE LEE COUNTY (125124) FIRM DATED 9/19/84, PANEL NUMBERS 0530C; 0510D; 0505E; 0503E; 0501D; 0444D; 0463C; 0465C; 0475B; AND 0500B.	LEE COUNTY		09/19/84	12/07/18	08/16/02	No
120104#	BOWLING GREEN, CITY OF	HARDEE COUNTY	12/28/73	05/04/88	11/06/13	05/04/88	No
120196A	BOYNTON BEACH, CITY OF	PALM BEACH COUNTY	03/08/74	01/03/79	10/05/17	01/03/79	No
125091#	BRADENTON BEACH, CITY OF	MANATEE COUNTY	07/01/70	06/11/71	03/17/14	06/11/71	No
120155#	BRADENTON, CITY OF	MANATEE COUNTY	03/01/74	06/01/81	03/17/14	06/01/81	No
120015B	BRADFORD COUNTY *	BRADFORD COUNTY	02/14/75	11/15/89	11/02/18	11/15/89	No
120301#	BRANFORD, TOWN OF	SUWANNEE COUNTY	01/09/74	01/16/87	09/28/07	01/16/87	No

**Federal Emergency Management Agency  
Community Status Book Report  
FLORIDA**

**Communities Participating in the National Flood Program**

CID	Community Name	County	Init FHBM Identified	Init FIRM Identified	Curr Eff Map Date	Reg-Emer Date	Tribal
	120635) FIRM PANELS 80, 82, 83, & 90.						
120686#	MIAMI LAKES, TOWN OF USE MIAMI-DADE COUNTY (CID 120635) FIRM, PANELS #75, 80, AND 90.	MIAMI-DADE COUNTY		03/02/94	09/11/09	07/17/03	No
120652#	MIAMI SHORES VILLAGE, VILLAGE OF	MIAMI-DADE COUNTY		09/29/72	09/11/09	09/29/72	No
120653#	MIAMI SPRINGS, CITY OF	MIAMI-DADE COUNTY		09/29/72	09/11/09	09/29/72	No
120650#	MIAMI, CITY OF	MIAMI-DADE COUNTY		09/29/72	09/11/09	09/29/72	No
120635#	MIAMI-DADE COUNTY* INCLUDES THE UNINCORPORATED AREAS ONLY	MIAMI-DADE COUNTY		07/17/95	09/11/09	09/29/72	No
120344#	MICANOPY, TOWN OF	ALACHUA COUNTY	04/16/76	06/16/06	06/16/06	06/16/06	No
120026#	MIDWAY, CITY OF	GADSDEN COUNTY		02/04/09	02/04/09	06/04/10	No
120276#	MILTON, CITY OF	SANTA ROSA COUNTY	05/24/74	06/01/77	12/19/06	06/01/77	No
120412#	MINNEOLA, CITY OF	LAKE COUNTY	07/23/76	08/15/84	12/18/12	08/15/84	No
120048#	MIRAMAR, CITY OF	BROWARD COUNTY	01/18/74	12/01/77	08/18/14	12/01/77	No
125129#	MONROE COUNTY* THE VILLAGE OF ISLAMORADA IS INCLUDED IN THE MONROE COUNTY CORPORATE LIMITS UNTIL OCTOBER 1, 1998.	MONROE COUNTY		06/20/70	02/18/05	06/15/73	No
120365#	MONTICELLO, CITY OF	JEFFERSON COUNTY	07/23/76	06/03/86	02/05/14	06/03/86	No
120614#	MONTVERDE, TOWN OF	LAKE COUNTY		11/15/84	12/18/12	06/11/91	No
120097#	MOORE HAVEN, CITY OF	GLADES COUNTY	04/11/75	02/04/81	09/26/14	02/04/81	No
120137#	MT. DORA, CITY OF	LAKE COUNTY	06/28/74	04/05/88	12/18/12	04/05/88	No
120268C	MULBERRY, CITY OF	POLK COUNTY	12/28/73	02/04/81	12/22/16	02/04/81	No
125130#	NAPLES, CITY OF	COLLIER COUNTY	05/05/70	07/02/71	05/16/12	07/02/71	No
120170B	NASSAU COUNTY*	NASSAU COUNTY	11/29/74	08/15/84	08/02/17	08/15/84	No
120079B	NEPTUNE BEACH, CITY OF	DUVAL COUNTY	05/31/74	03/15/77	11/02/18	03/15/77	No
120232#	NEW PORT RICHEY, CITY OF	PASCO COUNTY	01/04/74	08/17/81	09/26/14	08/17/81	No
125132D	NEW SMYRNA BEACH, CITY OF	VOLUSIA COUNTY		12/07/73	09/29/17	12/07/73	No
120679#	NEWBERRY, CITY OF Newberry will use the Alachua County FIRM panel numbers 120001 0225A, 0250A, 0375A, 0400A	ALACHUA COUNTY		09/28/84	06/16/06	02/03/00	No
120338#	NICEVILLE, CITY OF	OKALOOSA COUNTY	09/05/75	07/18/85	12/06/02	07/18/85	No
120631#	NOMA, TOWN OF	HOLMES COUNTY		12/05/90	12/17/10(M)	03/19/96	No
120654#	NORTH BAY VILLAGE, CITY OF	MIAMI-DADE COUNTY		09/29/72	09/11/09	09/29/72	No
120049#	NORTH LAUDERDALE, CITY OF	BROWARD COUNTY	02/22/74	04/02/79	08/18/14	04/02/79	No
120656#	NORTH MIAMI BEACH, CITY OF	MIAMI-DADE COUNTY		09/29/72	09/11/09	09/29/72	No
120655#	NORTH MIAMI, CITY OF	MIAMI-DADE COUNTY		09/29/72	09/11/09	09/29/72	No
120217A	NORTH PALM BEACH, VILLAGE OF	PALM BEACH COUNTY	12/06/74	08/15/78	10/05/17	08/15/78	No
120279A	NORTH PORT, CITY OF	SARASOTA COUNTY	06/10/77	09/02/81	11/04/16	09/02/81	No
125133#	NORTH REDINGTON BEACH, TOWN OF	PINELLAS COUNTY	05/22/70	05/14/71	09/03/03	05/14/71	No
120624D	OAK HILL, CITY OF	VOLUSIA COUNTY		06/04/90	09/29/17	02/21/94	No
120050#	OAKLAND PARK, CITY OF	BROWARD COUNTY	06/28/74	12/01/77	08/18/14	12/01/77	No
120663#	OAKLAND, TOWN OF	ORANGE COUNTY		12/06/00	09/25/09	12/30/09	No
120330B	OCALA, CITY OF	MARION COUNTY	02/14/75	09/22/78	04/19/17	09/22/78	No
120163B	OCEAN BREEZE, TOWN OF	MARTIN COUNTY	08/02/74	06/15/81	03/16/15	06/15/81	No
125134A	OCEAN RIDGE, TOWN OF	PALM BEACH COUNTY	09/18/70	04/09/71	10/05/17	04/09/71	No
120185#	OCOEE, CITY OF	ORANGE COUNTY	08/02/74	11/01/78	09/25/09	11/01/78	No
120173#	OKALOOSA COUNTY *	OKALOOSA COUNTY	08/28/70	07/01/77	12/06/02	07/01/77	No
120177A	OKEECHOBEE COUNTY *	OKEECHOBEE COUNTY	08/04/78	02/04/81	07/16/15	02/04/81	No

Clean Air

General Requirements	Legislation	Regulation
The Clean Air Act is administered by the U.S. Environmental Protection Agency (EPA), which sets national standards on ambient pollutants. In addition, the Clean Air Act is administered by States, which must develop State Implementation Plans (SIPs) to regulate their state air quality. Projects funded by HUD must demonstrate that they conform to the appropriate SIP.	Clean Air Act (42 USC 7401 et seq.) as amended particularly Section 176(c) and (d) (42 USC 7506(c) and (d))	40 CFR Parts 6, 51 and 93
<b>Reference</b>		
<a href="https://www.hudexchange.info/environmental-review/air-quality">https://www.hudexchange.info/environmental-review/air-quality</a>		

**Scope of Work**

- 1. Does your project include new construction or conversion of land use facilitating the development of public, commercial, or industrial facilities OR five or more dwelling units?**

Yes

→ Continue to Question 2.

No

*Based on the response, the review is in compliance with this section. Continue to the Worksheet Summary below. Provide any documents used to make your determination.*

**Air Quality Attainment Status of Project’s County or Air Quality Management District**

- 2. Is your project’s air quality management district or county in non-attainment or maintenance status for any criteria pollutants?**

Follow the link below to determine compliance status of project county or air quality management district: <http://www.epa.gov/oaqps001/greenbk/>

No, project’s county or air quality management district is in attainment status for all criteria pollutants

→ *Based on the response, the review is in compliance with this section. Continue to the Worksheet Summary below. Provide any documents used to make your determination.*

Yes, project’s management district or county is in non-attainment or maintenance status for one or more criteria pollutants.

Describe the findings:

→ Continue to Question 3.

**3. Determine the estimated emissions levels of your project for each of those criteria pollutants that are in non-attainment or maintenance status on your project area. Will your project exceed any of the *de minimis* or *threshold* emissions levels of non-attainment and maintenance level pollutants or exceed the screening levels established by the state or air quality management district?**

No, the project will not exceed *de minimis* or threshold emissions levels or screening levels

→ *Based on the response, the review is in compliance with this section. Continue to the Worksheet Summary below. Explain how you determined that the project would not exceed de minimis or threshold emissions.*

Yes, the project exceeds *de minimis* emissions levels or screening levels.

→ *Continue to Question 4. Explain how you determined that the project would not exceed de minimis or threshold emissions in the Worksheet Summary.*

**4. For the project to be brought into compliance with this section, all adverse impacts must be mitigated. Explain in detail the exact measures that must be implemented to mitigate for the impact or effect, including the timeline for implementation.**

**Worksheet Summary**

**Compliance Determination**

Provide a clear description of your determination and a synopsis of the information that it was based on, such as:

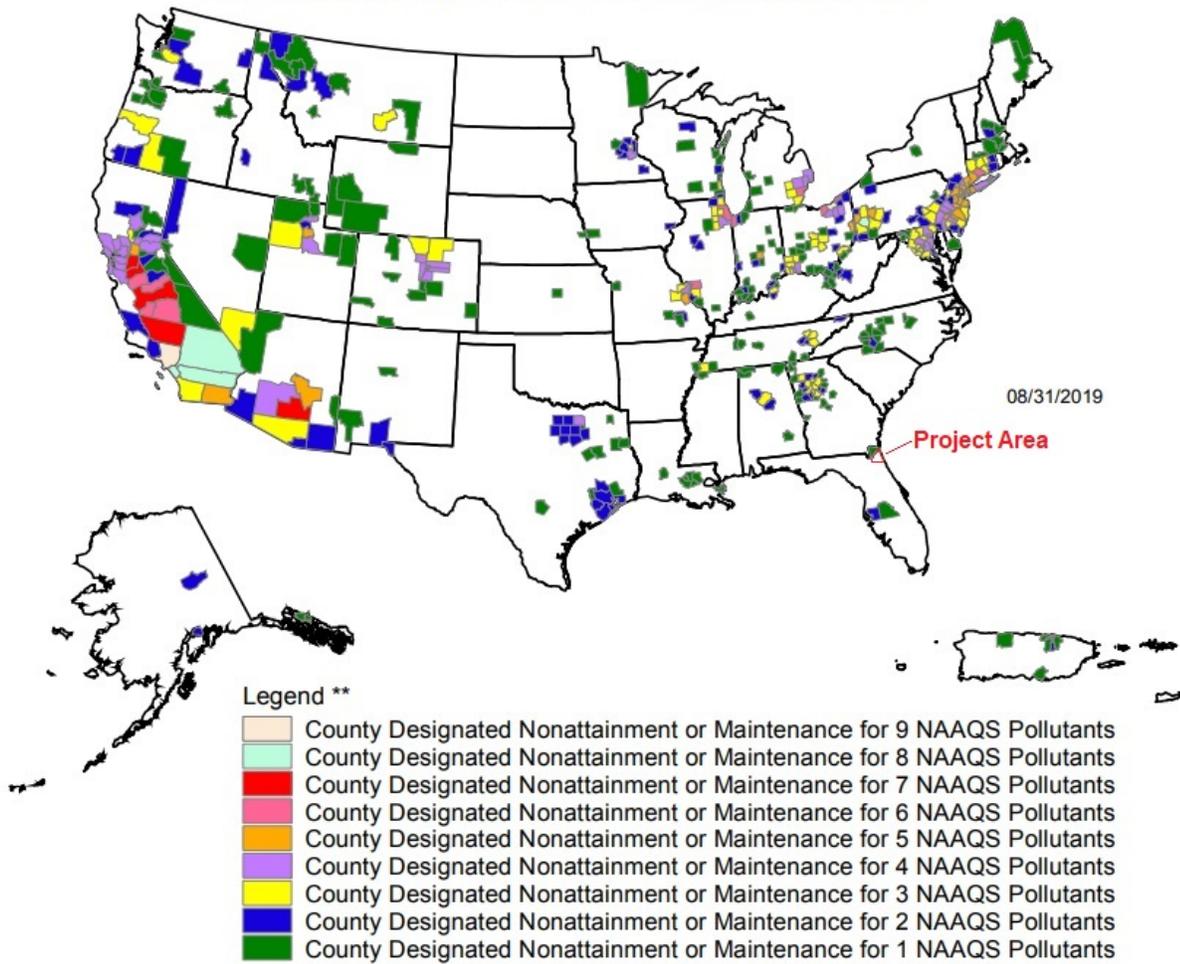
- Map panel numbers and dates
- Names of all consulted parties and relevant consultation dates
- Names of plans or reports and relevant page numbers
- Any additional requirements specific to your region

Project does not include activities relevant to this factor.

**Are formal compliance steps or mitigation required?**

- Yes  
 No

# Counties Designated "Nonattainment" or "Maintenance" for Clean Air Act's National Ambient Air Quality Standards (NAAQS) \*



## HUD Guidance

### **Does your project include new construction or conversion of land use facilitating the development of public, commercial, or industrial facilities OR five or more dwelling units?**

Federal projects must conform to Clean Air Act requirements if they may constitute a significant new source of air pollution. If your project does not involve new construction or conversion of land use as indicated above, it can be assumed that its emissions are below *de minimis* levels and the project is in compliance with the Act.

### **If so, is your project's county or air quality management district in nonattainment or maintenance status for any criteria pollutants?**

Refer to the EPA's [Green Book on Nonattainment Areas for Criteria Pollutants](#) to determine the compliance status of the county or air quality management district where you project is located for each criteria pollutant.

If your project's county or air quality management district is in attainment status for all criteria pollutants, the project is in compliance with the Clean Air Act. Otherwise, determine which criteria pollutants are in nonattainment or maintenance status and proceed to step 3.

### **If so, do estimated emissions levels for your project exceed *de minimis* emissions levels for the nonattainment or maintenance level pollutants?**

In a nonattainment or maintenance area, a conformity determination is required for each pollutant where the project's total direct and indirect emissions exceed *de minimis* levels. You can contact your Air Quality District for help with making this determination and to obtain documentation, or you may make the determination yourself by locating the applicable *de minimis* levels and estimating the levels of your project.

Refer to EPA's Conformity determination thresholds at [40 CFR 93.153](#) to determine the *de minimis* level for each nonattainment or maintenance level pollutant. Emissions modeling sites, such as [caleemod.com](#), as well as EPA Conformity determination thresholds at [40 CFR 93.153](#) may assist with determining estimated emissions levels of your project. Again, you may also contact your Air Quality District for assistance. Correspondence from the Air Quality District may serve as documentation for purposes of this question.

If the project's estimated emissions levels are below *de minimis* levels for all nonattainment or maintenance pollutants, the project is in compliance with the Clean Air Act and no further action is required. Record all estimated emissions levels as well as all documents used to make your determination in the Environmental Review Record.

### **If the estimated emissions levels exceed *de minimis* levels, determine whether the project can be brought into compliance with the SIP through modification or mitigation.**

If the project cannot be brought into compliance with the SIP, it cannot proceed as designed.

## Compliance and Documentation

The environmental review record should contain **one** of the following:

- A determination that the project does not include new construction or conversion of land use facilitating the development of public, commercial, or industrial facilities OR five or more dwelling units
- Documentation that the project's county or air quality management district is not in nonattainment or maintenance status for any criteria pollutants
- Evidence that estimated emissions levels for the project do not exceed *de minimis* emissions levels for the nonattainment or maintenance level pollutants
- A determination that the project can be brought into compliance with the State Implementation Plan (SIP) through modification or mitigation, including documentation on how the project can be brought into compliance

Coastal Zone Management

General requirements	Legislation	Regulation
Federal assistance to applicant agencies for activities affecting any coastal use or resource is granted only when such activities are consistent with federally approved State Coastal Zone Management Act Plans.	Coastal Zone Management Act (16 USC 1451-1464), particularly section 307(c) and (d) (16 USC 1456(c) and (d))	15 CFR Part 930
<b>References</b>		
<a href="https://www.onecpd.info/environmental-review/coastal-zone-management">https://www.onecpd.info/environmental-review/coastal-zone-management</a>		

Projects located in the following states must complete this form.

Alabama	Florida	Louisiana	Mississippi	Ohio	Texas
Alaska	Georgia	Maine	New Hampshire	Oregon	Virgin Islands
American Samona	Guam	Maryland	New Jersey	Pennsylvania	Virginia
California	Hawaii	Massachusetts	New York	Puerto Rico	Washington
Connecticut	Illinois	Michigan	North Carolina	Rhode Island	Wisconsin
Delaware	Indiana	Minnesota	Northern Mariana Islands	South Carolina	

**1. Is the project located in, or does it affect, a Coastal Zone as defined in your state Coastal Management Plan?**

Yes → *Continue to Question 2.*

No → *Based on the response, the review is in compliance with this section. Continue to the Worksheet Summary below. Provide a map showing that the site is not within a Coastal Zone.*

**2. Does this project include activities that are subject to state review?**

Yes → *Continue to Question 3.*

No → *Based on the response, the review is in compliance with this section. Continue to the Worksheet Summary below. Provide documentation used to make your determination.*

**3. Has this project been determined to be consistent with the State Coastal Management Program?**

Yes, with mitigation. → *Continue to Question 4.*

Yes, without mitigation. → *Based on the response, the review is in compliance with this section. Continue to the Worksheet Summary below. Provide documentation used to make your determination.*

No, project must be canceled.

Project cannot proceed at this location.

**4. Explain in detail the proposed measures that must be implemented to mitigate for the impact or effect, including the timeline for implementation.**

→ *Continue to the Worksheet Summary below. Provide documentation of the consultation (including the State Coastal Management Program letter of consistency) and any other documentation used to make your determination.*

**Worksheet Summary**

**Compliance Determination**

Provide a clear description of your determination and a synopsis of the information that it was based on, such as:

- Map panel numbers and dates
- Names of all consulted parties and relevant consultation dates
- Names of plans or reports and relevant page numbers
- Any additional requirements specific to your region

Project does not include activities subject to state review.

**Are formal compliance steps or mitigation required?**

Yes

No

### **Types of Federal Actions Reviewed**

The state of Florida's final consistency decision is based, in part, on the partner agencies' consistency findings. DEP, with assistance from partner agencies, reviews the following federal actions to ensure that all activities that have reasonably foreseeable coastal effects are consistent with the enforceable policies of the federally-approved FCMP.

#### **a) Federal Agency Activities**

A federal agency activity is any federal agency function performed in the exercise of its statutory responsibilities by a federal agency or by a contractor on behalf of a federal agency other than those activities which pertain to the issuance of a federal license or permit, or the granting of federal assistance. A federal agency activity does not include the issuance of a federal license or permit to an applicant or person.

Review of federal agency activities is subject to the provisions of 16 U.S.C. § 1456(c)(1) & (2)<sup>20</sup> and 15 C.F.R. 930, subpart C.

Consistency reviews are conducted for the following types of federal agency activities:

- Proposals to physically alter coastal resources<sup>21</sup>
- Plans used to direct future agency actions
- Proposed rulemaking that alters uses of the coastal zone
- Outer-Continental Shelf (OCS) leases issued pursuant to lease sales

#### **b) Federal Assistance to State and Local Governments**

Federal assistance refers to a federal grant, contract, loan, subsidy, guarantee, insurance, or other form of financial aid provided to an applicant agency. Proposed activities eligible for federal funding are those activities listed in the U.S. General Services Administration's Catalog of Federal Domestic Assistance, Appendix I. Consistency review is exempted for those listed activities that are not expected to have an effect on the state's coastal zone.

Review of federal assistance to applicant agencies (i.e., a state, city, county, special purpose district, or regional body) is subject to the provisions of 16 U.S.C. § 1456(d)<sup>22</sup> and 15 C.F.R. 930, subpart F.

#### **c) Outer Continental Shelf (OCS) Activities**

The OCS is a jurisdictional term used to describe those submerged lands (sea bed and subsoil) that lie seaward of state water boundaries (10.36 statutory miles off Florida's west coast and 3.45 statutory miles off the east coast). The federal government manages natural resources on the OCS, while the states manage the resources directly off their coasts.

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<sup>20</sup> Also referred to as CZMA § 307(c)(1) & (2)

<sup>21</sup> Examples of "coastal resources" include biological or physical resources that are found within a state's coastal zone on a regular or cyclical basis. Biological and physical resources include, but are not limited, to air, tidal and nontidal wetlands, ocean waters, estuaries, rivers, streams, lakes aquifers, submerged aquatic vegetation, land, plants, trees, minerals, fish, shellfish, invertebrates, amphibians, birds, mammals, and reptiles, etc.

<sup>22</sup> Also referred to as CZMA § 307(d)



United States Department of the Interior

FISH AND WILDLIFE SERVICE  
North Florida Ecological Services Field Office  
7915 Baymeadows Way, Suite 200  
Jacksonville, FL 32256-7517  
Phone: (904) 731-3336 Fax: (904) 731-3045



IPaC Record Locator: 516-18208745

September 10, 2019

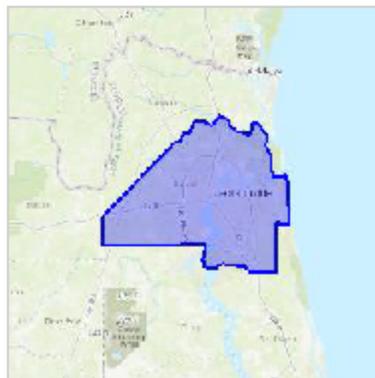
*Please provide this document to the Federal agency or their designee with your loan/grant application.*

**Subject:** Consistency letter for the project named 'Jacksonville-Duval County - CDBG-DR Minor Rehabilitation Program' for specified threatened and endangered species that may occur in your proposed project location, pursuant to the IPaC determination key titled 'Clearance to Proceed with Federally-Insured Loan and Grant Project Requests'.

To whom it may concern:

On September 10, 2019, Pete Neiger used the IPaC determination key 'Clearance to Proceed with Federally-Insured Loan and Grant Project Requests'; dated December 01, 2016, in the U.S. Fish and Wildlife Service's online [IPaC tool](#) to evaluate potential impacts to listed species from a project named 'Jacksonville-Duval County - CDBG-DR Minor Rehabilitation Program' in Florida (shown below):

Approximate location of the project can be viewed in Google Maps: <https://www.google.com/maps/place/30.34355167467799N81.68160926743742W>



The following description was provided for the project 'Jacksonville-Duval County - CDBG-DR Minor Rehabilitation Program':

The unmet needs analysis identified approximately 700 applicants still on the list to receive assistance. The City estimates that it can assist 55 households with the CDBG-DR Housing Rehabilitation program at the requested level. There is abundance of applicants needing this assistance and at 55 rehabs, the City is more than capable and ready to successfully execute upon notification of award. See Unmet Needs Map in Supporting Documents

This work will involve providing complete contracting services for minor to major home repairs to various properties that were damaged by Hurricane Matthew. The specific work to be performed will vary from house to house, but may include, but are not limited to, the following:

- Minor roof repairs to full removal and replacement of all roofing materials, including sheathing, shingles, drip edges and membranes, vent pipe boots, flashing, etc.;
- Repair or replacement of siding, gutters, windows, etc.;
- Repair or replacement of ceilings, walls, flooring, cabinets, doors, fixtures, etc.;
- Interior and exterior painting;
- Heating, plumbing, and/or electrical repairs;
- Structural repairs; and
- Mold remediation.

Additionally, these properties will need to be reviewed for potential resiliency improvements to mitigation damages from future storms. Mitigation activities may include, but are not limited to, the following:

- Hurricane-resistant roofing and siding materials;
- Clips and straps for roof and/or structure;
- Relocation or elevation of utilities;
- Hurricane-resistant doors, locks, and/or windows;
- Installation of pumps and/or drains; and
- Trimming/removal of trees and debris (that pose an imminent threat to primary structure).

The properties included in this project may need additional repairs in accordance with HUD's "decent, safe, sanitary and in good repair" requirement. The awarded firms will be responsible for the performance of all required construction work to each structure as well as permitting, construction management, administration through project close-out and any other services that may be required at each property.

Based on your answers provided, the proposed project is unlikely to have any detrimental effects to federally-listed species or critical habitat. Therefore, per this guidance, Pete Neiger has

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determined that Jacksonville-Duval County - CDBG-DR Minor Rehabilitation Program will have No Effect on the species listed below.

This letter serves as documentation of your consideration of endangered species, bald eagles, and migratory birds. No further coordination with the Service is necessary.

Please be advised that, if later modifications are made to the project that do not meet the criteria described above, if additional information involving potential effects to listed species becomes available, or if a new species is listed, reinitiation of consultation may be necessary.

#### **Mammals**

- Anastasia Island Beach Mouse, *Peromyscus polionotus phasma* (Endangered)
- West Indian Manatee, *Trichechus manatus* (Threatened)

#### **Birds**

- Eastern Black Rail, *Laterallus jamaicensis ssp. jamaicensis* (Proposed Threatened)
- Florida Scrub-jay, *Aphelocoma coerulescens* (Threatened)
- Piping Plover, *Charadrius melodus* (Threatened)
- Red Knot, *Calidris canutus rufa* (Threatened)
- Red-cockaded Woodpecker, *Picoides borealis* (Endangered)
- Wood Stork, *Mycteria americana* (Threatened)

#### **Reptiles**

- Eastern Indigo Snake, *Drymarchon corais couperi* (Threatened)
- Gopher Tortoise, *Gopherus polyphemus* (Candidate)
- Green Sea Turtle, *Chelonia mydas* (Threatened)
- Hawksbill Sea Turtle, *Eretmochelys imbricata* (Endangered)
- Leatherback Sea Turtle, *Dermochelys coriacea* (Endangered)
- Loggerhead Sea Turtle, *Caretta caretta* (Threatened)

#### **Amphibians**

- Frosted Flatwoods Salamander, *Ambystoma cingulatum* (Threatened)

#### **Flowering Plants**

- Chapman Rhododendron, *Rhododendron chapmanii* (Endangered)

### Additional considerations for non-federally listed species

- **Bald Eagle Nest Issues.** If any of the above-referenced activities (rehabilitation, demolition, or rebuilding) are proposed to occur **within 660 feet** of an active or alternate bald eagle (*Haliaeetus leucocephalus*) nest during the nesting season (October 1 through May 15), we recommend the applicant or their designated agent coordinate with the Florida Fish and Wildlife Conservation Commission (FWC) at <http://myfwc.com/license/wildlife/protected-wildlife/eagle-permits/>. Guidance will be provided by the FWC regarding monitoring options or other suggestions regarding construction timing relative to the distance the project is located to the bald eagle's nest and according to any vegetative buffers that may be present between the nest and the construction activities.
- **Migratory Bird Issues.** If any native birds are using the structures for nesting then actions should be taken so as not to disturb the adults, nests, eggs, or chicks as this could lead to a potential violation of the Migratory Bird Treaty Act. If nests are present or any birds are using the structures regularly for roosting purposes, we recommend the applicant or their designated agent coordinate with the appropriate Service office and FWC (<http://myfwc.com/license/wildlife/protected-wildlife/contacts/>) so that impacts can be avoided and minimized.

Pete Neiger answered the determination key questions for this project as follows:

1. Is the project entirely within the State of Florida, but **not** within Monroe County?  
**Automatically answered**  
*Yes*
  2. Is the project exclusively a Federal loan transfer, where the original lending or mortgage institutions for existing project are no longer holding the loan and the property is being transferred via a federally-backed loan?  
*No, this is not a Federal loan transfer as described above, or includes activities in addition to a Federal loan transfer.*
  3. Does the project include a federally-insured loan or federal grant funding?  
*Yes, the project includes a federally-insured loan or federal grant funding.*
  4. Is the entire site currently developed/hard-surfaced (i.e., the site consists entirely of existing roads, sidewalks, buildings, driveways, etc., and does not contain any undeveloped and/or vegetated areas)?  
*Yes, the entire site is already developed/hard-surfaced.*
  5. Is the federally-insured loan or federal grant funding being used for demolition, rehabilitation, renovation, and/or rebuilding of one or more existing facilities (e.g., residential, commercial and industrial sites, or utilities)?  
*Yes, the project includes Federal funding for work on existing facilities.*
-

6. Will the project significantly alter the present capacity of an existing structure?

*No, this project will not alter the present capacity of any existing structure.*

7. Does your project involve structures that are being used by any federally endangered or threatened species (e.g., roosting bonneted bats, denning indigo snakes, etc.) or are there known reports of species using the site?

*No, the site and/or structure(s) are not being used by any federally listed species.*

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**Attachments:**

- Project questionnaire
- Standard manatee construction conditions
- Determination key description: Clearance to Proceed with Federally-Insured Loan and Grant Project Requests
- U.S. Fish & Wildlife Service contact list

## Project Informational Questionnaire

As part of completing the determination key, Pete Neiger provided the following information about their project:

1. Please describe the loan/grant program you are using  
*CDBG-DR*
  2. Which Federal Agency is the lead agency providing the funding?  
*U.S. Department of Housing and Urban development (HUD)*
  3. Which types of activities you will be conducting:  
*Demolition*  
*Rehabilitation*
  4. Which types of structures this funding will address:  
*Residential – single family*
-

5. Please describe the activity you will be conducting:

*This work will involve providing complete contracting services for minor to major home repairs to various properties that were damaged by Hurricane Matthew. The specific work to be performed will vary from house to house, but may include, but are not limited to, the following:*

- Minor roof repairs to full removal and replacement of all roofing materials, including sheathing, shingles, drip edges and membranes, vent pipe boots, flashing, etc.;*
- Repair or replacement of siding, gutters, windows, etc.;*
- Repair or replacement of ceilings, walls, flooring, cabinets, doors, fixtures, etc.;*
- Interior and exterior painting;*
- Heating, plumbing, and/or electrical repairs;*
- Structural repairs; and*
- Mold remediation.*

*Additionally, these properties will need to be reviewed for potential resiliency improvements to mitigation damages from future storms. Mitigation activities may include, but are not limited to, the following:*

- Hurricane-resistant roofing and siding materials;*
- Clips and straps for roof and/or structure;*
- Relocation or elevation of utilities;*
- Hurricane-resistant doors, locks, and/or windows;*
- Installation of pumps and/or drains; and*
- Trimming/removal of trees and debris (that pose an imminent threat to primary structure).*

6. How many square feet of facilities will be affected by this project?

*82500*

7. Are there bald eagles within 660 feet of the site, or migratory birds or bats using structures on the site?

*Eagles within 660 ft*

---

## Determination Key Description: Clearance To Proceed With Federally-Insured Loan And Grant Project Requests

This key was last updated in IPaC on December 01, 2016. Keys are subject to periodic revision.

This determination key is for all Federally-insured loans, loan transfers, or grant requests for projects that may be completed without requiring additional clearing of undisturbed habitat beyond the original footprint of the existing project. For the purposes of this key, Federal loan transfers are those transfers where the original lending or mortgage institutions for existing projects are no longer holding the loans and the properties are being transferred via federally backed loans. Projects may include demolition, rehabilitation, renovations, and/or rebuilding of existing structures (*e.g.*, commercial buildings, multi-family housing, single-family housing), and various utilities projects such as water and wastewater treatment facilities, sewer or power line repair, etc.

—  
The U.S. Fish and Wildlife Service is the lead Federal agency charged with the protection and conservation of Federal Trust Resources, such as threatened and endangered species and migratory birds, in accordance with section 7 of the [Endangered Species Act of 1973](#), as amended (Act) (87 Stat. 884; 16 U.S.C. 1531 et seq.), the [Bald and Golden Eagle Protection Act](#) (16 U.S.C. 668-668d) (Eagle Act), and the [Migratory Bird Treaty Act](#) (40 Stat. 755; 16 U.S.C. 701 et seq.).

Recently, many Federal agencies have activated programs that have resulted in an increased consumer demand to initiate projects through federally-backed loans and grants, all of which require those same Federal agencies to comply with Section 7 of the Act. Consequently, we have experienced an increase in the number of requests for review of these government-backed loan and grant projects. These include, but are not limited to:

1. U.S. Department of Housing and Urban Development's (HUD) Neighborhood Stabilization and Community Development Block Grant programs, which may be managed by Florida's Department of Economic Opportunity;
  2. U.S. Department of Energy's (DOE) Energy Efficiency and Renewable Energy program;
  3. U.S. Department of Agriculture's (USDA) Housing Assistance and Rural Development Loan and Grant Assistance programs;
  4. U.S. Federal Aviation Administration (FAA) regulatory airport and runway modifications;
  5. U.S. Federal Emergency Management Agency's (FEMA) Hazard Mitigation Assistance program; and
-

6. U.S. Environmental Protection Agency's (EPA) Clean Water State Revolving Fund, managed by Florida Department of Environmental Protection.

In order to fulfill the Act's statutory obligations in a timely and consistent manner, and to assist Federal agencies, State and local governments, and consultants in addressing Section 7 and National Environmental Policy Act (NEPA) environmental impact review requirements, we provide the following guidance and clearance relative to the criteria stated below for Federally-insured loan and grant project requests in all cities and unincorporated areas throughout Florida, with the exception of Monroe County.

This guidance is based on the signed letter [U.S. Fish and Wildlife Service Clearance to Proceed with Federally-Insured Loan and Grant Project Requests](#).

## U.S. Fish & Wildlife Service Contact List

### Determination key office contact information

#### South Florida Ecological Services Field Office

1339 20th Street  
Vero Beach, FL 32960-3559  
(772) 562-3909

### Offices with jurisdiction over project area

#### North Florida Ecological Services Field Office

7915 Baymeadows Way, Suite 200  
Jacksonville, FL 32256-7517  
(904) 731-3336



## United States Department of the Interior

FISH AND WILDLIFE SERVICE  
South Florida Ecological Services Office  
1339 20<sup>th</sup> Street  
Vero Beach, Florida 32960



### U.S. Fish and Wildlife Service Clearance to Proceed with Federally-Insured Loan and Grant Project Requests

October 25, 2016

#### Background

The U.S. Fish and Wildlife Service (Service) is the lead Federal agency charged with the protection and conservation of Federal Trust Resources, including threatened and endangered species and migratory birds, in accordance with section 7 of the Endangered Species Act of 1973, as amended (Act) (87 Stat. 884; 16 U.S.C. 1531 et seq.), the Bald and Golden Eagle Protection Act, (16 U.S.C. 668-668d) (Eagle Act), and the Migratory Bird Treaty Act (40 Stat. 755; 16 U.S.C. 701 et seq.).

Recently, many Federal agencies have activated programs that have resulted in an increased consumer demand to initiate projects through federally-backed loans and grants, all of which require those same Federal agencies to comply with Section 7 of the Act. Consequently, we have experienced an increase in the number of requests for review of these government-backed loan and grant projects. These include, but are not limited to:

1. U.S. Department of Housing and Urban Development's (HUD) Neighborhood Stabilization and Community Development Block Grant programs, which may be managed by Florida's Department of Economic Opportunity;
2. U.S. Department of Energy's (DOE) Energy Efficiency and Renewable Energy program;
3. U.S. Department of Agriculture's (USDA) Housing Assistance and Rural Development Loan and Grant Assistance programs;
4. U.S. Federal Aviation Administration (FAA) regulatory airport and runway modifications;
5. U.S. Federal Emergency Management Agency's (FEMA) Hazard Mitigation Assistance program; and
6. U.S. Environmental Protection Agency's (EPA) Clean Water State Revolving Fund, managed by Florida Department of Environmental Protection.

In order to fulfill the Act's statutory obligations in a timely and consistent manner, and to assist Federal agencies, State and local governments, and consultants in addressing Section 7 and National Environmental Policy Act (NEPA) environmental impact review requirements, we provide the following guidance and clearance relative to the criteria stated below for federally-insured loan and grant project requests in all cities and unincorporated areas throughout Florida, with the exception of Monroe County.

**Species Lists:**

To acquire a species list for the area where the project is proposed, access the Information for Planning and Conservation (IPaC) website (<https://ecos.fws.gov/ipac/>). The “Review Species and Resources” report contains a list of federally listed threatened and endangered species, critical habitats, migratory birds, wildlife refuges, fish hatcheries, and/or wetlands located in the project footprint, and can help identify trust resources in the general area of the subject property.

**Description of Projects Covered:**

1. Any federally-insured loan or grant request for **existing** commercial, industrial, and residential structures (including multi-family and single-family housing), and various utilities projects (including, but not limited to, demolition, rehabilitation, renovations, and/or rebuilding of water and wastewater treatment facilities, water lines, sewer lines), provided:
  - a. The proposed project can be completed **without** requiring additional clearing of **undeveloped areas** (e.g., native habitat, agricultural areas, pasture, etc.) beyond the original footprint of the existing project in order to complete the action request;
  - b. The proposed project will not significantly alter the present capacity of an existing structure;
  - c. There are no federally endangered or threatened species using the existing structures or within the project area; and
  - d. The project is not within designated critical habitat for any federally listed species (by rule, designated critical habitat does not include already developed parcels).
2. Any Federal loan transfer where the original lending or mortgage institutions for existing projects are no longer holding the loans and the properties are being transferred via federally-backed loans.

**Clearance to Proceed** - We believe these sorts of activities will generally not affect species protected under the Act, based on the criteria referenced above. Therefore, for ALL projects that meet the criteria described above, NO further coordination with the Service is necessary. Use this letter to document your consideration of endangered species and bald eagles.

**Additional Considerations for non-federally listed species:**

- **Bald Eagle Nest Issues.** If any of the above-referenced activities (rehabilitation, demolition, or rebuilding) are proposed to occur **within 660 feet** of an active or alternate bald eagle (*Haliaeetus leucocephalus*) nest **during** the nesting season (October 1 through May 15), we recommend the applicant or their designated agent coordinate with **the** Florida Fish and Wildlife Conservation Commission (FWC) at <http://myfwc.com/license/wildlife/protected-wildlife/eagle-permits/>. Guidance will be provided by the FWC regarding monitoring options or other suggestions regarding construction timing relative to the distance the project is located to the bald eagle’s nest and

according to any vegetative buffers that may be present between the nest and the construction activities.

- **Migratory Bird Issues.** If any native birds are using the structures for nesting then actions should be taken so as not to disturb the adults, nests, eggs, or chicks as this could lead to a potential violation of the Migratory Bird Treaty Act. If nests are present or any birds are using the structures regularly for roosting purposes, we recommend the applicant or their designated agent coordinate with the appropriate Service office and FWC (<http://myfwc.com/license/wildlife/protected-wildlife/contacts/>) so that impacts can be avoided and minimized.

**For projects that do not meet the criteria specified above, and/or meet any of the following:**

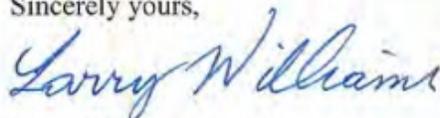
1. The project occurs within designated critical habitat;
2. The project involves new construction;
3. The project requires disturbance of undeveloped areas; and
4. The project is in close proximity to federally listed species, bald eagle nests, and/or migratory bird roosts,

please contact the appropriate Service office for additional assistance (see Service Area map at: <http://www.fws.gov/verobeach/AboutUs.html>).

If later modifications are made to the project that do not meet the criteria described above, if additional information involving potential effects to listed species becomes available, or if a new species is listed, reinitiation of consultation may be necessary.

If you have any questions, please contact us at 772-562-3909. Our agency appreciates your cooperation in the protection of federally-listed species in Florida.

Sincerely yours,



Larry Williams  
State Supervisor for Ecological Services



CLIP  
LandScope  
Florida Longleaf Geodatabase  
Southeast Longleaf Geodatabase

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NOTE: This is not a comprehensive list of all species and natural communities occurring in the location searched. Only documented in the FNAI database are included and occurrences of natural communities are excluded. Please see FNAI information or Reference Natural Community map for more information on communities.

Plants and Lichens		EXPLANATION			
Scientific Name	Common Name	Global Rank	State Rank	Federal Status	State Status
<i>Agrimonia incisa</i>	incised groove-bur	G3	S2		T
<i>Asclepias viridula</i>	southern milkweed	G2	S2		T
<i>Balduina atropurpurea</i>	purple honeycomb-head	G2	S1		E
<i>Calydorea coelestina</i>	Bartram's ixia	G2G3	S2S3		E
<i>Coelorachis tuberculosa</i>	Piedmont jointgrass	G3	S3		T
<i>Ctenium floridanum</i>	Florida toothache grass	G2	S2		E
<i>Forestiera godfreyi</i>	Godfrey's swampprivet	G2	S2		E
<i>Gymnopogon chapmanianus</i>	Chapman's skeletongrass	G3	S3		N
<i>Hartwrightia floridana</i>	hartwrightia	G2	S2		T
<i>Lantana depressa</i> var. <i>floridana</i>	Atlantic Coast Florida lantana	G2T1	S1		E
<i>Litsea aestivalis</i>	pondspice	G3?	S2		E
<i>Matelea floridana</i>	Florida spiny-pod	G2	S2		E
<i>Mesadenus lucayanus</i>	Florida Keys ladies'-tresses	GNR	S1S2		E
<i>Myriopteris microphylla</i>	southern lip fern	G5	S3		E
<i>Orbexilium virgatum</i>	pineland scurfpea	G1	S1		E
<i>Pavonia spinifex</i>	yellow hibiscus	G4G5	S2		N
<i>Pecluma plumula</i>	plume polypody	G5	S2		E
<i>Pecluma ptilota</i> var. <i>bourgeauana</i>	comb polypody	G5?	S2		E
		TNR			
<i>Peperomia humilis</i>	terrestrial peperomia	G5	S2		E
<i>Pteroglossaspis ecristata</i>	giant orchid	G2G3	S2		T
<i>Pycnanthemum floridanum</i>	Florida mountain-mint	G3	S3		T
<i>Ruellia noctiflora</i>	nightflowering wild petunia	G3?	S2		E
<i>Schoenolirion croceum</i>	yellow sunnybell	G4	S2		E
<i>Schwalbea americana</i>	chaffseed	G2	S1	E	E
<i>Verbesina heterophylla</i>	variable-leaf crownbeard	G2	S2		E



Clams and Mussels		EXPLANATION			
Scientific Name	Common Name	Global Rank	State Rank	Federal Status	State Status
<i>Panopea bitruncata</i>	Atlantic Geoduck	G3G4	S2S3		N
<i>Villosa amygdala</i>	Florida Rainbow	G3	S3		N

Snails and Allies		EXPLANATION			
Scientific Name	Common Name	Global Rank	State Rank	Federal Status	State Status
<i>Amnicola rhombostoma</i>	Squaremouth Amnicola Snail	GH	SH		N
<i>Dryachloa dauca</i>	Carrot Glass Snail	G2	S1?		N

Spiders		EXPLANATION			
Scientific Name	Common Name	Global Rank	State Rank	Federal Status	State Status
<i>Sphodros rufipes</i>	Red-legged Purse-web Spider	G4	S3		N

Crabs, Crayfishes, and Shrimps		EXPLANATION			
Scientific Name	Common Name	Global Rank	State Rank	Federal Status	State Status
<i>Procambarus pictus</i>	Black Creek Crayfish	G2	S2		ST

Mayflies		EXPLANATION			
Scientific Name	Common Name	Global Rank	State Rank	Federal Status	State Status
<i>Stenacron floridense</i>	A Mayfly	G3G4	S3S4		N

Dragonflies and Damselflies		EXPLANATION			
Scientific Name	Common Name	Global Rank	State Rank	Federal Status	State Status
<i>Dromogomphus armatus</i>	Southeastern Spinyleg	G4	S3		N
<i>Neurocordulia obsoleta</i>	Umber Shadowfly	G5	S2		N
<i>Progomphus alachuensis</i>	Tawny Sanddragon	G3	S3		N



Beetles		EXPLANATION			
Scientific Name	Common Name	Global Rank	State Rank	Federal Status	State Status
<i>Aphodius aegrotus</i>	Small Pocket Gopher Aphodius Beetle	G3G4	S3?		N
<i>Aphodius laevigatus</i>	Large Pocket Gopher Aphodius Beetle	G3G4	S3?		N
<i>Ataenius wenzelii</i>	An Ataenius Beetle	G3G5	S2S3		N
<i>Bolbocerosoma hamatum</i>	Bicolored Burrowing Scarab Beetle	G3G4	S3		N
<i>Triplax alachuae</i>	Alachua Pleasing Fungus Beetle	G2G4	S2S4		N

Caddisflies		EXPLANATION			
Scientific Name	Common Name	Global Rank	State Rank	Federal Status	State Status
<i>Oecetis daytona</i>	Daytona Long-horned Caddisfly	G3	S2S3		N

Butterflies and Moths		EXPLANATION			
Scientific Name	Common Name	Global Rank	State Rank	Federal Status	State Status
<i>Callophrys gryneus sweatneri</i>	Florida Olive Hairstreak	G5T2	S2		N
<i>Callophrys niphon</i>	Eastern Pine Elfin	G5	S2		N
<i>Cupido comyntas</i>	Eastern Tailed Blue	G5	S2		N
<i>Euphyes berryi</i>	Berry's Skipper	G2	S2		N
<i>Euphyes dion</i>	Dion Skipper	G4	S2S3		N
<i>Euphyes dukesi calhouni</i>	Calhoun's Skipper	G3T1	S1		N
<i>Hesperia attalus slossonae</i>	Seminole Skipper	G3G4T3	S3		N
<i>Hesperia meskei straton</i>	Eastern Meske's Skipper	G3G4T3	S2S3		N
<i>Nymphalis antiopa</i>	Mourning Cloak	G5	S2		N
<i>Poanes viator zizaniae</i>	Broad-winged Skipper	G5T5	S2		N
<i>Poanes yehl</i>	Yehl Skipper	G4	S2S3		N
<i>Polites origenes</i>	Crossline Skipper	G4G5	S3		N



Ants, Bees, and Wasps		EXPLANATION			
Scientific Name	Common Name	Global Rank	State Rank	Federal Status	State Status
<i>Bombus fratremus</i>	Southern Plains Bumble Bee	G2G4	S1S2		N

Fishes		EXPLANATION			
Scientific Name	Common Name	Global Rank	State Rank	Federal Status	State Status
<i>Acipenser oxyrinchus oxyrinchus</i>	Atlantic Sturgeon	G3T3	S1	E	FE
<i>Microphis brachyurus</i>	Opossum Pipefish	G4G5	S2	SC	N

Amphibians		EXPLANATION			
Scientific Name	Common Name	Global Rank	State Rank	Federal Status	State Status
<i>Ambystoma cingulatum</i>	Frosted Flatwoods Salamander	G2	S1S2	T	FT
<i>Lithobates capito</i>	Gopher Frog	G3	S3		N
<i>Notophthalmus perstriatus</i>	Striped Newt	G2G3	S2		N

Reptiles		EXPLANATION			
Scientific Name	Common Name	Global Rank	State Rank	Federal Status	State Status
<i>Alligator mississippiensis</i>	American Alligator	G5	S4	SAT	FT(S/A)
<i>Caretta caretta</i>	Loggerhead Sea Turtle	G3	S3	T	FT
<i>Chelonia mydas</i>	Green Sea Turtle	G3	S2S3	T	FT
<i>Clemmys guttata</i>	Spotted Turtle	G5	S2S3		N
<i>Crotalus adamanteus</i>	Eastern Diamondback Rattlesnake	G4	S3		N
<i>Dermochelys coriacea</i>	Leatherback Sea Turtle	G2	S2	E	FE
<i>Drymarchon couperi</i>	Eastern Indigo Snake	G3	S3	T	FT
<i>Gopherus polyphemus</i>	Gopher Tortoise	G3	S3	C	ST
<i>Lampropeltis getula</i>	Common Kingsnake	G5	S2S3		N
<i>Pituophis melanoleucus</i>	Pine Snake	G4	S3		ST



Birds		EXPLANATION			
Scientific Name	Common Name	Global Rank	State Rank	Federal Status	State Status
<i>Ammodramus maritimus macgillivrayi</i>	Macgillivray's Seaside Sparrow	G4T3	S2		N
<i>Athene cucularia floridana</i>	Florida Burrowing Owl	G4T3	S3		ST
<i>Charadrius melodus</i>	Piping Plover	G3	S2	T	FT
<i>Charadrius wilsonia</i>	Wilson's Plover	G5	S2		N
<i>Cistothorus palustris griseus</i>	Worthington's Marsh Wren	G5T3	S2		ST
<i>Egretta caerulea</i>	Little Blue Heron	G5	S4		ST
<i>Egretta thula</i>	Snowy Egret	G5	S3		N
<i>Egretta tricolor</i>	Tricolored Heron	G5	S4		ST
<i>Eudocimus albus</i>	White Ibis	G5	S4		N
<i>Falco peregrinus</i>	Peregrine Falcon	G4	S2	N	N
<i>Haematopus palliatus</i>	American Oystercatcher	G5	S2		ST
<i>Haliaeetus leucocephalus</i>	Bald Eagle	G5	S3		N
<i>Mycteria americana</i>	Wood Stork	G4	S2	T	FT
<i>Nyctanassa violacea</i>	Yellow-crowned Night-heron	G5	S3		N
<i>Nycticorax nycticorax</i>	Black-crowned Night-heron	G5	S3		N
<i>Pandion haliaetus</i>	Osprey	G5	S3S4		N
<i>Passerina ciris pop. 1</i>	Painted Bunting, eastern population	G5T3	S1S2		N
<i>Peucaea aestivalis</i>	Bachman's Sparrow	G3	S3		N
<i>Platalea ajaja</i>	Roseate Spoonbill	G5	S2		ST
<i>Rynchops niger</i>	Black Skimmer	G5	S3		ST
<i>Sterna antillarum</i>	Least Tern	G4	S3	N	ST
<i>Thalasseus maximus</i>	Royal Tern	G5	S3		N
<i>Thalasseus sandvicensis</i>	Sandwich Tern	G5	S2		N



Mammals		EXPLANATION			
Scientific Name	Common Name	Global Rank	State Rank	Federal Status	State Status
<i>Eubalaena glacialis</i>	North Atlantic Right Whale	G1	S1	E	FE
<i>Mustela frenata olivacea</i>	Southeastern Weasel	G5T4	S3?		N
<i>Neovison vison lutensis</i>	Atlantic Salt Marsh Mink	G5T3	S3		N
<i>Sciurus niger niger</i>	Southeastern Fox Squirrel	G5T5	S3		N
<i>Trichechus manatus</i>	West Indian Manatee	G2	S2	T	FT
<i>Ursus americanus floridanus</i>	Florida Black Bear	G5T4	S4		N

Other Elements		EXPLANATION			
Scientific Name	Common Name	Global Rank	State Rank	Federal Status	State Status
	Bird Rookery	G5	SNR		N
	Manatee Aggregation Site	GNR	SNR		N

Explosive and Flammable Hazards

General requirements	Legislation	Regulation
HUD-assisted projects must meet Acceptable Separation Distance (ASD) requirements to protect them from explosive and flammable hazards.	N/A	24 CFR Part 51 Subpart C
<b>Reference</b>		
<a href="https://www.hudexchange.info/environmental-review/explosive-and-flammable-facilities">https://www.hudexchange.info/environmental-review/explosive-and-flammable-facilities</a>		

**1. Does the proposed HUD-assisted project include a hazardous facility (a facility that mainly stores, handles or processes flammable or combustible chemicals such as bulk fuel storage facilities and refineries)?**

No

→ Continue to Question 2.

Yes

**Explain:**

→ Continue to Question 5.

**2. Does this project include any of the following activities: development, construction, rehabilitation that will increase residential densities, or conversion?**

No

→ Based on the response, the review is in compliance with this section. Continue to the Worksheet Summary below.

Yes

→ Continue to Question 3.

**3. Within 1 mile of the project site, are there any current or planned stationary aboveground storage containers:**

- Of more than 100 gallon capacity, containing common liquid industrial fuels OR
- Of any capacity, containing hazardous liquids or gases that are not common liquid industrial fuels?

No

→ Based on the response, the review is in compliance with this section. Continue to the Worksheet Summary below. Provide all documents used to make your determination.

Yes

→ Continue to Question 4.

- 4. Is the Separation Distance from the project acceptable based on standards in the Regulation?** Please visit [HUD's website](#) for information on calculating Acceptable Separation Distance.

Yes

→ Based on the response, the review is in compliance with this section. Continue to the Worksheet Summary below. Provide map(s) showing the location of the project site relative to any tanks and your separation distance calculations. If the map identifies more than one tank, please identify the tank you have chosen as the "assessed tank."

No

→ Provide map(s) showing the location of the project site relative to any tanks and your separation distance calculations. If the map identifies more than one tank, please identify the tank you have chosen as the "assessed tank."  
Continue to Question 6.

- 5. Is the hazardous facility located at an acceptable separation distance from residences and any other facility or area where people may congregate or be present?**

Please visit [HUD's website](#) for information on calculating Acceptable Separation Distance.

Yes

→ Based on the response, the review is in compliance with this section. Continue to the Worksheet Summary below. Provide map(s) showing the location of the project site relative to residences and any other facility or area where people congregate or are present and your separation distance calculations.

No

→ Provide map(s) showing the location of the project site relative to residences and any other facility or area where people congregate or are present and your separation distance calculations.  
Continue to Question 6.

- 6. For the project to be brought into compliance with this section, all adverse impacts must be mitigated. Explain in detail the exact measures that must be implemented to make the Separation Distance acceptable, including the timeline for implementation. If negative effects cannot be mitigated, cancel the project at this location.**

Note that only licensed professional engineers should design and implement blast barriers. If a barrier will be used or the project will be modified to compensate for an unacceptable separation distance, provide approval from a licensed professional engineer.

## **Worksheet Summary**

### **Compliance Determination**

Provide a clear description of your determination and a synopsis of the information that it was based on, such as:

- Map panel numbers and dates
- Names of all consulted parties and relevant consultation dates
- Names of plans or reports and relevant page numbers
- Any additional requirements specific to your region

Project does not include activities relevant to this factor.

**Are formal compliance steps or mitigation required?**

Yes

No



# Explosive and Flammable Facilities

## Introduction

There are inherent potential dangers associated with locating HUD-assisted projects near hazardous facilities which store, handle, or process hazardous substances of a flammable or explosive nature. Project sites located too close to facilities handling, storing or processing conventional fuels, hazardous gases or chemicals of an explosive or flammable nature may expose occupants or end-users of a project to the risk of injury in the event of an explosion.

Blast overpressure and thermal radiation standards are used as a basis for calculating acceptable separation distances (ASDs) for HUD-assisted projects from specific, stationary hazardous operations which store, handle, or process substances of fire or explosive prone nature. HUD-assisted projects must meet ASDs or else mitigation measures must be undertaken.

## HUD Guidance

When considering explosive and flammable facilities in the context of HUD-assisted projects, two lines of inquiry are appropriate:

### 1. Aboveground stationary storage tanks near the project

**Does this project include any of the following activities: development, construction, rehabilitation that will increase residential densities, or conversion?**

**If so, within 1 mile of the project site, are there any current *or planned* stationary aboveground storage containers:**

- Of more than 100 gallon capacity, containing common liquid industrial fuels OR
- Of any capacity, containing hazardous liquids or gases that are not common liquid industrial fuels?

For a list of common industrial fuels, consult Appendix I of the Regulation and HUD's guidebook "Acceptable Separation Distance." Stationary aboveground containers that store natural gas and have floating tops are excluded from 24 CFR 51, Subpart C as well as underground storage containers, mobile conveyances (tank trucks, barges, rail road tank cars), and pipelines, such as high pressure natural gas transmission pipelines or liquid petroleum pipelines. If your project is a single family (1-4 unit) FHA-insured property, do not include/identify tanks that are ancillary to the operation of your project (e.g., comfort heating, cooking, water heating) because they are excluded from 24 CFR 51, Subpart C.

**Is the Separation Distance from the project acceptable based on standards in the regulation?**

The Acceptable Separation Distance (ASD) can be calculated based on the volume of the container, the contents, and whether or not the container is diked. A diked container is not the same as a double walled container. A doubled-walled container, for ASD calculations, is a container without a dike, and it shall be evaluated as a single-walled container. The regulation only considers storage tank contents that are products classified as flammable or combustible. This information can be found in the Material Safety Data Sheet. Once the volume of the container (gallons), dike dimensions, and phase of state of the product (liquid or gas) are known, the ASD can be calculated by either using the [electronic calculator](#).

The ASD is measured from the center of the assessed container to the perimeter of the proposed HUD-assisted project site. If the ASD is not met, mitigation is required, or another site must be considered. Options to mitigation are discussed in the HUD guidebook [Acceptable Separation Distance](#).

engineer at HUD, at [nelson.rivera@hud.gov](mailto:nelson.rivera@hud.gov) or 202-402-4433.

## 2. Hazardous facilities included in the project

**Does the proposed HUD-assisted project include a hazardous facility (a facility that mainly stores, handles or processes flammable or combustible chemicals such as bulk fuel storage facilities and refineries)?**

**If so, is the hazardous facility located at an acceptable separation distance from residences and any other facility or area where people may congregate or be present?** See guidance above on calculating the ASD.

## Compliance and Documentation

The environmental review record should include:

### One of the following on aboveground storage tanks:

- A determination that the project does not include development, construction, rehabilitation that will increase residential densities, or conversion
- Evidence that within one mile of the project site there are no current or planned stationary aboveground storage containers of more than 100-gallon capacity containing common liquid industrial fuels or of any capacity containing hazardous liquids or gases that are not common liquid industrial fuels
- A determination along with all supporting documentation that the separation distance of such containers from the project is acceptable
- Documentation of the existing or planned barrier that would serve as sufficient mitigation, including correspondence with a licensed engineer

### AND one of the following on hazardous facilities:

- A determination that the project does not include a hazardous facility
- A determination along with all supporting documentation that the hazardous facility is located at an acceptable separation distance from residences and any other facility or area where people may congregate or be present
- Documentation of the existing or planned barrier that would serve as sufficient mitigation, including correspondence with a licensed engineer

## Farmlands Protection

General requirements	Legislation	Regulation
The Farmland Protection Policy Act (FPPA) discourages federal activities that would convert farmland to nonagricultural purposes.	Farmland Protection Policy Act of 1981 (7 U.S.C. 4201 et seq.)	<a href="#">7 CFR Part 658</a>
Reference		
<a href="https://www.hudexchange.info/environmental-review/farmlands-protection">https://www.hudexchange.info/environmental-review/farmlands-protection</a>		

**1. Does your project include any activities, including new construction, acquisition of undeveloped land or conversion, that could convert agricultural land to a non-agricultural use?**

Yes → *Continue to Question 2.*

No

**Explain how you determined that agricultural land would not be converted:**

Project does not include new construction, acquisition of undeveloped land or conversion of land.

→ *Based on the response, the review is in compliance with this section. Continue to the Worksheet Summary below. Provide any documentation supporting your determination.*

**2. Does “important farmland,” including prime farmland, unique farmland, or farmland of statewide or local importance regulated under the Farmland Protection Policy Act, occur on the project site?**

You may use the links below to determine important farmland occurs on the project site:

- Utilize USDA Natural Resources Conservation Service’s (NRCS) Web Soil Survey <http://websoilsurvey.nrcs.usda.gov/app/HomePage.htm>
- Check with your city or county’s planning department and ask them to document if the project is on land regulated by the FPPA (zoning important farmland as non-agricultural does not exempt it from FPPA requirements)
- Contact NRCS at the local USDA service center <http://offices.sc.egov.usda.gov/locator/app?agency=nrcs> or your NRCS state soil scientist [http://soils.usda.gov/contact/state\\_offices/](http://soils.usda.gov/contact/state_offices/) for assistance

No → *Based on the response, the review is in compliance with this section. Continue to the Worksheet Summary below. Provide any documents used to make your determination.*

Yes → *Continue to Question 3.*

**3. Consider alternatives to completing the project on important farmland and means of avoiding impacts to important farmland.**

- Complete form **AD-1006**, “Farmland Conversion Impact Rating” [http://www.nrcs.usda.gov/Internet/FSE\\_DOCUMENTS/stelprdb1045394.pdf](http://www.nrcs.usda.gov/Internet/FSE_DOCUMENTS/stelprdb1045394.pdf) and contact the state soil scientist before sending it to the local NRCS District Conservationist.

(NOTE: for corridor type projects, use instead form **NRCS-CPA-106**, "Farmland Conversion Impact Rating for Corridor Type Projects: [http://www.nrcs.usda.gov/Internet/FSE\\_DOCUMENTS/stelprdb1045395.pdf](http://www.nrcs.usda.gov/Internet/FSE_DOCUMENTS/stelprdb1045395.pdf).)

- Work with NRCS to minimize the impact of the project on the protected farmland. When you have finished with your analysis, return a copy of form AD-1006 (or form NRCS-CPA-106 if applicable) to the USDA-NRCS State Soil Scientist or his/her designee informing them of your determination.

**Document your conclusion:**

- Project will proceed with mitigation.

**Explain in detail the proposed measures that must be implemented to mitigate for the impact or effect, including the timeline for implementation.**

→ *Based on the response, the review is in compliance with this section. Continue to the Worksheet Summary below. Provide form AD-1006 and all other documents used to make your determination.*

- Project will proceed without mitigation.

**Explain why mitigation will not be made here:**

→ *Based on the response, the review is in compliance with this section. Continue to the Worksheet Summary below. Provide form AD-1006 and all other documents used to make your determination.*

**Worksheet Summary**

**Compliance Determination**

Provide a clear description of your determination and a synopsis of the information that it was based on, such as:

- Map panel numbers and dates
- Names of all consulted parties and relevant consultation dates
- Names of plans or reports and relevant page numbers
- Any additional requirements specific to your region

Project activities will not impact farmland

**Are formal compliance steps or mitigation required?**

- Yes
- No



[Home](#) > [Programs](#) > [Environmental Review](#) > [Farmlands Protection](#)

# Farmlands Protection

## Introduction

The importance of farmlands to the national and local economy requires the consideration of the impact of activities on land adjacent to prime or unique farmlands. The purpose of the Farmland Protection Policy Act (7 U.S.C. 4201 et seq, implementing regulations 7 CFR Part 658, of the Agriculture and Food Act of 1981, as amended) is to minimize the effect of Federal programs on the unnecessary and irreversible conversion of farmland to nonagricultural uses.

The Act does not apply to projects already in or committed to urban development or those that could otherwise not convert farmland to non-agricultural uses. However, land that meets the definition of prime or unique farmlands or is determined to be of statewide or local significance (with concurrence by the U.S. Secretary of Agriculture) is subject to the Act. In some states agricultural lands are protected from development by agricultural districting, zoning provisions, or special tax districts.

## HUD Guidance

**Does your project include any activities, including new construction, acquisition of undeveloped land, or conversion, that could potentially convert one land use to another?** Federal projects are subject to FPPA requirements if they may irreversibly convert farmland to a non-agricultural use. A finding of compliance with the requirements of the Farmland Protection Policy Act of 1981 (7 U.S.C. 4201 et seq.) must be made for assisted new construction activities, the acquisition of undeveloped land, and conversion projects.

**If so, does your project meet one of the following exemptions?**

- Construction limited to on-farm structures needed for farm operations
- Construction limited to new minor secondary (accessory) structures such as a garage or storage shed
- Project on land used for water storage
- Project on land already in or committed to urban development ([7 CFR 658.2\(a\)](#))

Farmland subject to FPPA requirements does not have to be currently used for cropland. USDA/NRCS regulations contained at 7 CFR Part 658.2 define "committed to urban development" as land with a density of 30 structures per 40-acre area; lands identified as "urbanized area" (UA) on the Census Bureau Map or as urban area mapped with a "tint overprint" on USGS topographical maps; or as "urban-built-up" on the USDA Important Farmland Maps. Note that land "zoned" for development, i.e. non-agricultural use, does not exempt a project from compliance with the FPPA.

**If not, does "Important Farmland," including prime farmland, unique farmland, or farmland of statewide or local importance regulated under the FPPA occur on the project site?**

Important Farmland includes prime farmland, unique farmland, and/or land of statewide or local importance. ([7 CFR 658.2\(a\)](#)).

- "Prime farmland" is land that has the best combination of physical and chemical characteristics for producing food, feed, fiber, forage, oilseed, and other agricultural crops with minimum inputs of fuel, fertilizer, pesticides, and labor, and without intolerable soil erosion, as determined by the Secretary of Agriculture. Prime farmland includes land that possesses the above characteristics but is being used currently to produce livestock and timber. It does not include land already in or

**If not, does “Important Farmland,” including prime farmland, unique farmland, or farmland of statewide or local importance regulated under the FPPA occur on the project site?**

Important Farmland includes prime farmland, unique farmland, and/or land of statewide or local importance. (7 CFR 658.2(a)).

- “Prime farmland” is land that has the best combination of physical and chemical characteristics for producing food, feed, fiber, forage, oilseed, and other agricultural crops with minimum inputs of fuel, fertilizer, pesticides, and labor, and without intolerable soil erosion, as determined by the Secretary of Agriculture. Prime farmland includes land that possesses the above characteristics but is being used currently to produce livestock and timber. It does not include land already in or committed to urban development or water storage.
- “Unique farmland” is land other than prime farmland that is used for production of specific high-value food and fiber crops, as determined by the Secretary. It has the special combination of soil quality, location, growing season, and moisture supply needed to economically produce sustained high quality or high yields of specific crops when treated and managed according to acceptable farming methods. Examples of such crops include citrus, tree nuts, olives, cranberries, fruits, and vegetables.
- Farmland of statewide or local importance has been determined by the appropriate State or unit of local government agency or agencies to be significant.

Use the following resources to determine whether Important Farmland is present:

- [USDA Natural Resources Conservation Service’s \(NRCS\) Web Soil Survey](#)
- Check with your city or county’s planning department and ask them to document if the project is on land regulated by the FPPA (note that zoning important farmland as non-agricultural does not exempt it from FPPA requirements)
- Contact NRCS at the [local USDA service center](#) or your [NRCS state soil scientist](#) for assistance

**If so, consider alternatives to completing the project on important farmland and means of avoiding impacts to Important Farmland.**

Complete form [AD-1006, “Farmland Conversion Impact Rating”](#) and contact the state soil scientist before sending it to the local NRCS District Conservationist. Preparers of HUD environmental review records must complete Parts I, III, V, VI, and VII of form AD-1006. NRCS will complete Parts II and IV of the form. Part VII combined scores over 160 points require the evaluation of at least one alternative project site. NRCS has 45 days to make a determination. NRCS will return form AD-1006 to you. Corridor projects that go over several tracts, such as railroads, utility lines, highways, etc, require completion of [form NRCS-CPA-106](#).

Work with NRCS to minimize the impact of the project on the protected farmland. When you have finished with your analysis, return a copy of Form 1006 to the USDA-NRCS State Soil Scientist or his/her designee informing them of your determination.

## Compliance and Documentation

The environmental review record should contain **one** of the following:

- A determination that the project does not include any activities, including new construction, acquisition of undeveloped land, or conversion, that could potentially convert one land use to another
- Evidence that the exemption applies, including all applicable maps
- Evidence supporting the determination that “Important Farmland,” including prime farmland, unique farmland, or farmland of statewide or local importance regulated under the FPPA does not occur on the project site
- Documentation of all correspondence with NRCS, including the completed AD-1006 and a description of the consideration of alternatives and means to avoid impacts to Important Farmland

Historic Preservation  
SHPO Correspondence



Pete Neiger <pete.neiger@civitassc.com>  
to CompliancePermits ▾

Mon, Sep 30, 2:47 PM ☆ ↶ ⋮

Good afternoon,

Please find the attached packet for review of the City of Jacksonville/Duval County Minor Rehabilitation Program funded by HUD CDBG-DR Funds. Please feel free to contact me with any questions or additional requirements.

--  
Pete Neiger  
Environmental Review Specialist  
Civitas, LLC  
[www.civitassc.com](http://www.civitassc.com)



September 30, 2019

**From:**  
Civitas, LLC

**To:**  
Compliance and Review Department  
Florida Division of Historical Properties

**RE:** Compliance Review

This package is to request State Historical Preservation review of the City of Jacksonville/Duval County’s Minor Rehabilitation Program for unmet housing needs from Hurricane Matthew. This project has been awarded CDBG-DR funds through the Department of Housing and Urban Development. The specific sites for this project are not yet known but the City is seeking concurrence with our determination that there will be no impact on historic properties for sites that have an area of impact that does not impact a historic district, any known historic properties, or any potential historic properties. In the event a site does not meet those requirements a separate, site-specific review will be completed which will include consultation with Florida Division of Historical Resources.

Please find below information and supporting documentation to aid the review process.

***Project Name, Location, Area of Potential Effect***

The name of this project is the City of Jacksonville/Duval County Minor Rehabilitation Program – CDBG-DR. All sites are located within the I-295 beltway in the City of Jacksonville. The project will consist of:

- Minor roof repairs to full removal and replacement of all roofing materials, including sheathing, shingles, drip edges and membranes, vent pipe boots, flashing, etc.;

- Repair or replacement of siding, gutters, windows, etc.;
- Repair or replacement of ceilings, walls, flooring, cabinets, doors, fixtures, etc.;
- Interior and exterior painting;
- Heating, plumbing, and/or electrical repairs;
- Structural repairs; and
- Mold remediation.

Additionally, these properties will need to be reviewed for potential resiliency improvements to mitigation damages from future storms. Mitigation activities may include, but are not limited to, the following:

- Hurricane-resistant roofing and siding materials;
- Clips and straps for roof and/or structure;
- Relocation or elevation of utilities;
- Hurricane-resistant doors, locks, and/or windows;
- Installation of pumps and/or drains; and
- Trimming/removal of trees and debris (that pose an imminent threat to primary structure).

The Area of Potential Effect for each site is limited to the immediate property; thus, no impacts to any potential historical properties in the surrounding area.

In order to ensure that residents receive support in a timely fashion, the City of Jacksonville/Duval County is requesting concurrence with our determination of No Potential to Effect when a site is not located in a historic district, is not a historic property, and has no potential to be a historic property.

Thank you for your assistance in reviewing this project. We hope sufficient information has been provided.

Sincerely,

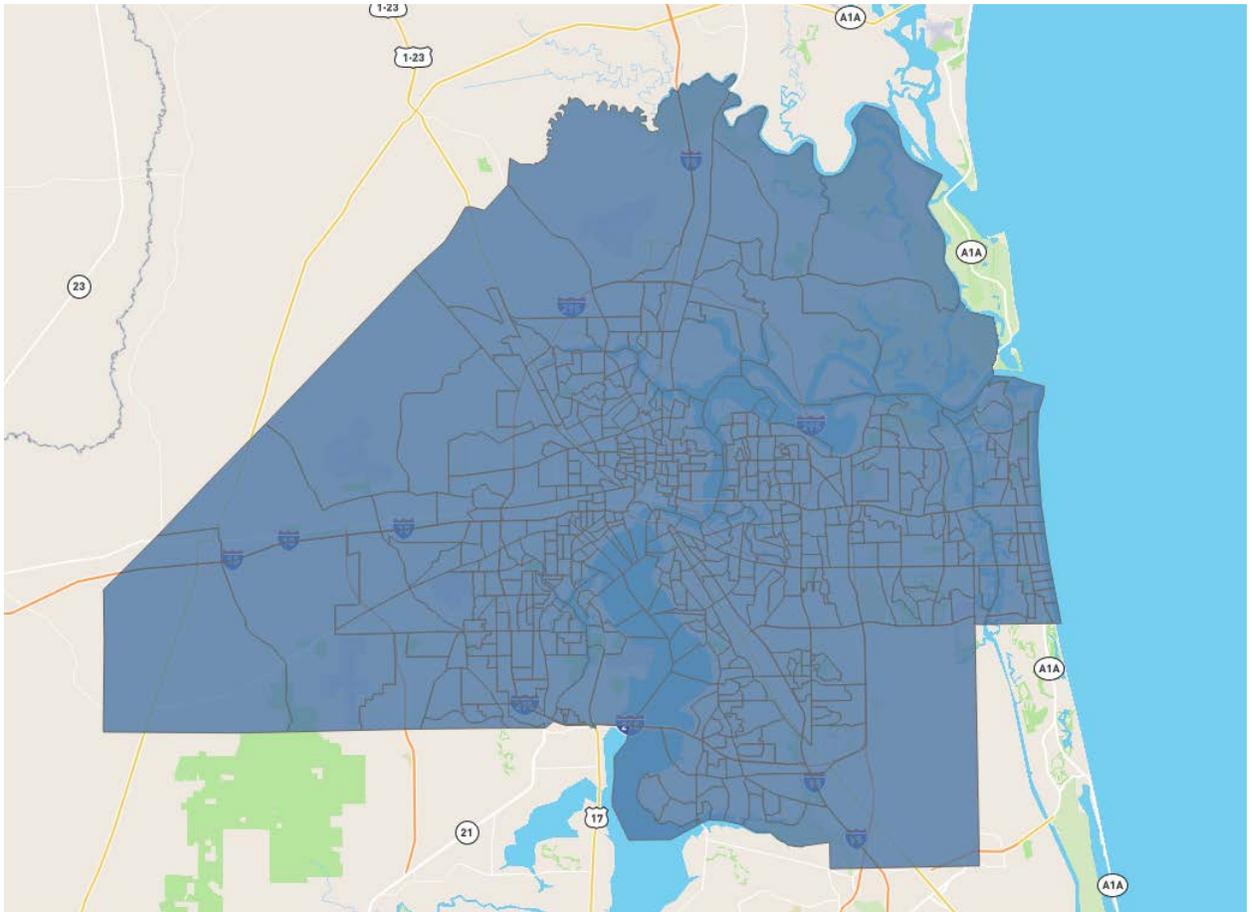
Peter J. Neiger  
Civitas, LLC  
[Pete.neiger@sccivitas.com](mailto:Pete.neiger@sccivitas.com)  
910-470-9323

**Project Contact:**  
Sarah Bohentin  
Disaster Assistance Program Manager  
City of Jacksonville – Neighborhoods Department  
904-225-8245  
sbohentin@coj.net

**Attachments**

1. Project Area Map
2. National Register of Historic Places Map

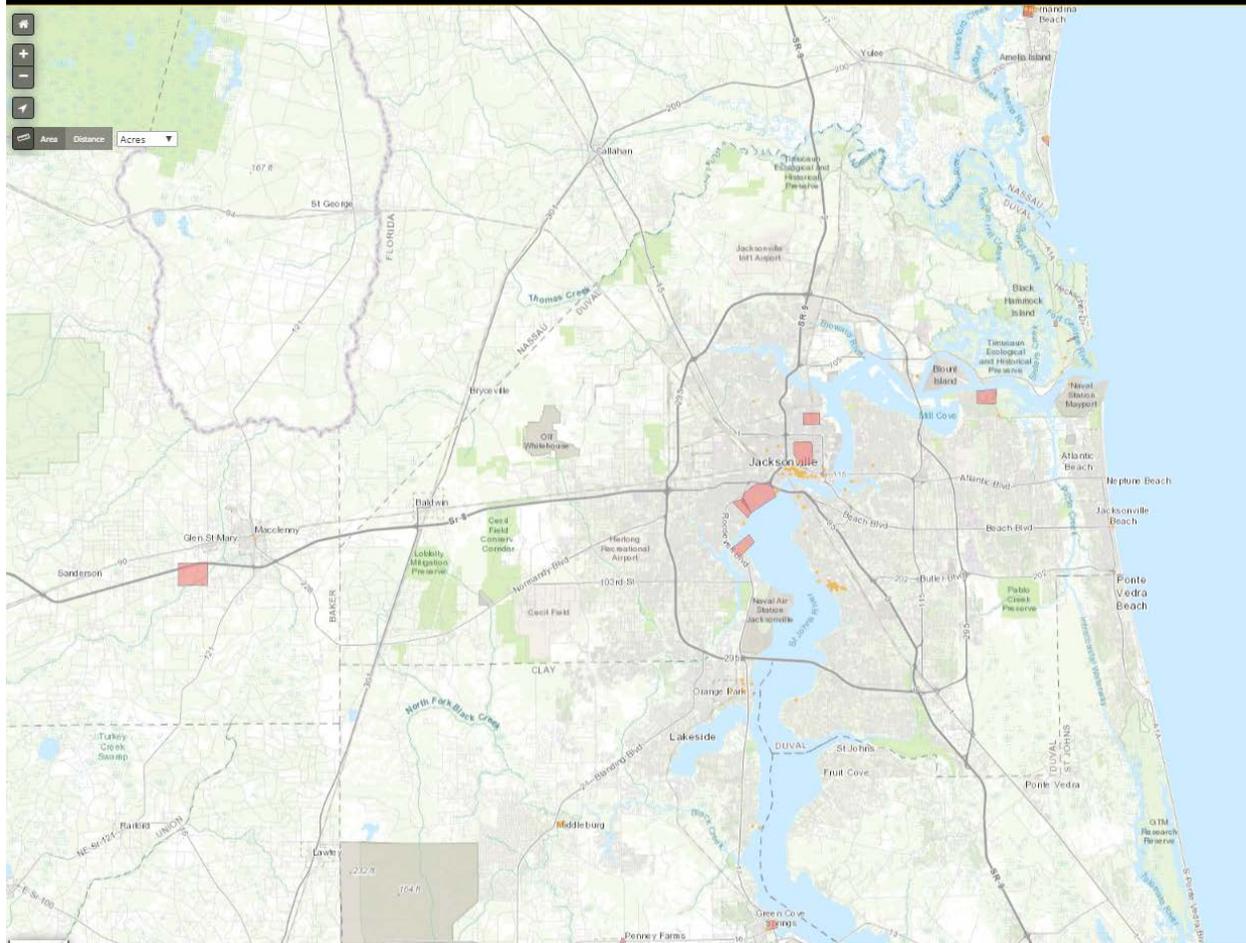
Project Area Map



# National Register of Historic Places Map

## National Register of Historic Places

Public, non-restricted data depicting National Register spatial data processed by the Cultural Resources GIS facility. Data last updated in April, 2014.





FLORIDA DEPARTMENT *of* STATE

**RON DESANTIS**

Governor

**LAUREL M. LEE**

Secretary of State

Peter J. Neiger  
Environmental Review Specialist  
Civitas, LLC  
3920 Wilshire Blvd. Wilmington,  
North Carolina

October 29, 2019

RE: DHR Project File No.: 2019-6270, Received by DHR: September 30, 2019  
Project: HUD-CDBG-DR - City of Jacksonville/Duval County Minor Rehabilitation Program:  
*Unspecified Sites within the I-295 Beltway in the City of Jacksonville*

County: Duval

Mr. Neiger:

The Florida State Historic Preservation Officer reviewed the referenced project for possible effects on historic properties listed, or eligible for listing, in the *National Register of Historic Places*. The review was conducted in accordance with Section 106 of the *National Historic Preservation Act of 1966*, as amended, and its implementing regulations in *36 CFR Part 800: Protection of Historic Properties*.

As the properties to receive funding have not yet been selected, our office cannot comment on the proposed project effects to historic properties listed, or eligible for listing in the *National Register of Historic Places* at this time. If buildings 50 years old or older are selected under the program described as part of this submission, our office must be contacted for further review and comment, and additional information should be provided. This information includes, but is not limited to:

- Contact the Florida Master Site File Office (FMSF) to see if the building(s) has been previously recorded. If so, then provide this office with the FMSF site number. The FMSF Office may be reached at 850.245.6440 or [SiteFile@dos.myflorida.com](mailto:SiteFile@dos.myflorida.com).
- If the building has not been recorded in the FMSF-please include a copy of the FMSF search results and submit the following information:

1) Original photographs of all buildings or structures 50 years of age or older located in proposed project areas. Such photographs must be keyed to a project location map (i.e., a city street map, USGS quadrangle map and/or site plan), and identified by street address or view location.

2) The estimated construction date for each building or structure (property appraiser records). Peter J. Neiger  
DHR Project File No.: 2019-6270 October  
29, 2019  
Page 2

3) Information on historical events or individuals known to be associated with any of the identified buildings or structures.

4) Information on the immediate surroundings should also be included to indicate if the project is located next to or within a potential historic district. This may be accomplished by providing photographs of the surrounding lots or buildings.

5) A detailed description of the proposed rehabilitation activities (especially proposed changes in materials or features).

- If the project includes substantial ground disturbing activities, such as new construction, our office should be provided with a proposed construction location and description of the proposed work. Our office will review the location for previously identified archaeological resources as well as for conditions which suggest a high probability for archaeological resources.

If you have any questions, please contact Corey Lentz, Historic Sites Specialist, by email at [Corey.Lentz@dos.myflorida.com](mailto:Corey.Lentz@dos.myflorida.com), or by telephone at 850.245.6339.

Sincerely,



For

Timothy A Parsons, Ph.D.  
Director, Division of Historical Resources &  
State Historic Preservation Officer

## Clearinghouse Packet

Correspondence sent to the Florida State Clearinghouse regarding consultation on 8/2/19. A response was received on 8/5/2019

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City of Jacksonville - Minor Rehab Program (CDBG-DR) 🔍 🖨️ 📧

Inbox x

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 **Pete Neiger** 📧 Sat, Aug 3, 1:04 PM ☆  
To Whom It May Concern: The attack package is to request State Clearinghouse review of the City of Jacksonville/Duv...

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 **State\_Clearinghouse** <State.Clearinghouse@dep.state.fl.us> Mon, Aug 5, 1:29 PM ☆ ↩️ ⋮  
to State\_Clearinghouse, me ▾

While it is covered by EO 12372, the Florida State Clearinghouse does not select the project for review. You may proceed with your project.

Please send future electronic requests directly to the State Clearinghouse email address, [State\\_Clearinghouse@dep.state.fl.us](mailto:State_Clearinghouse@dep.state.fl.us)

Good Luck.

Chris Stahl

Chris Stahl, Coordinator  
Florida State Clearinghouse  
Florida Department of Environmental Protection  
3800 Commonwealth Blvd., M.S. 47  
Tallahassee, FL 32399-2400  
ph. (850) 717-9076  
[State\\_Clearinghouse@floridadep.gov](mailto:State_Clearinghouse@floridadep.gov)

Thursday, August 2, 2019

**From:**  
Civitas, LLC

**To:**  
Review and Compliance Coordinator  
Florida State Clearinghouse

**RE:** Compliance Review

This package is to request State Clearinghouse review of the City of Jacksonville/Duval County's Minor Rehabilitation Program for unmet housing needs from Hurricane Matthew. This project has been awarded CDBG-DR funds through the Department of Housing and Urban Development (funding). The specific sites for this project are not yet known but the City is seeking concurrence with our determination that there will be no impact on historic properties for sites that have an area of impact that does not impact a historic district, any known historic properties, or any potential historic properties. In the event a site does not meet those requirements a separate, site-specific review will be completed which will include consultation with Florida State Clearinghouse.

Please find below information and supporting documentation to aid the review process.

***Project Name, Location, Area of Potential Effect***

The name of this project is the City of Jacksonville/Duval County Minor Rehabilitation Program – CDBG-DR. All sites are located within the I-295 beltway in the City of Jacksonville. The project will consist of:

- Minor roof repairs to full removal and replacement of all roofing materials, including sheathing, shingles, drip edges and membranes, vent pipe boots, flashing, etc.;
- Repair or replacement of siding, gutters, windows, etc.;
- Repair or replacement of ceilings, walls, flooring, cabinets, doors, fixtures, etc.;
- Interior and exterior painting;
- Heating, plumbing, and/or electrical repairs;
- Structural repairs; and
- Mold remediation.

Additionally, these properties will need to be reviewed for potential resiliency improvements to mitigation damages from future storms. Mitigation activities may include, but are not limited to, the following:

- Hurricane-resistant roofing and siding materials;
- Clips and straps for roof and/or structure;
- Relocation or elevation of utilities;
- Hurricane-resistant doors, locks, and/or windows;
- Installation of pumps and/or drains; and
- Trimming/removal of trees and debris (that pose an imminent threat to primary structure).

The Area of Potential Effect for each site is limited to the immediate property; thus, no impacts to any potential historical properties in the surrounding area.

In order to ensure that residents receive support in a timely fashion, the City of Jacksonville/Duval County is requesting concurrence with our determination of No Potential to Effect when a site is not located in a historic district, is not a historic property, and has no potential to be a historic property.

Thank you for your assistance in reviewing this project. We hope sufficient information has been provided.

Sincerely,

Peter J. Neiger  
Civitas, LLC  
[Pete.neiger@sccivitas.com](mailto:Pete.neiger@sccivitas.com)  
910-470-9323

**Project Contact:**

Sarah Bohentin

Disaster Assistance Program Manager

City of Jacksonville – Neighborhoods Department

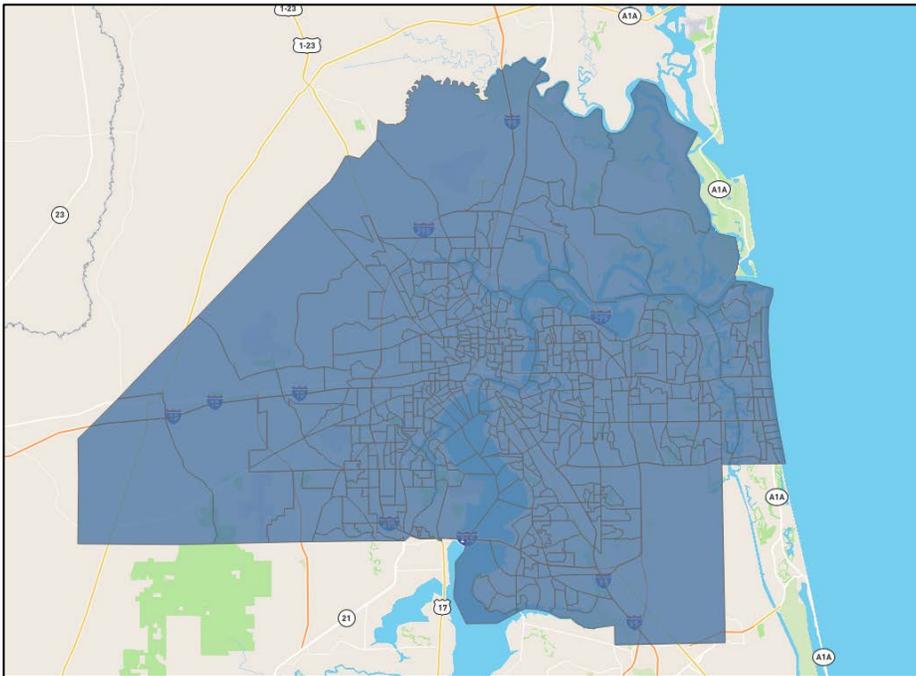
904-225-8245

sbohentin@coj.net

**Attachments**

1. Project Area Map
2. National Register of Historic Places Map

Project Area Map







Pete Neiger <pete.neiger@civitassc.com>

**City of Jacksonville - Minor Rehab Program (CDBG-DR)**

2 messages

**Pete Neiger** <pete.neiger@civitassc.com> Sat, Aug 3, 2019 at 1:04 PM  
To: State\_Clearinghouse <state.clearinghouse@dep.state.fl.us>

To Whom It May Concern:

The attack package is to request State Clearinghouse review of the City of Jacksonville/Duval County's Minor Rehabilitation Program for funds received through the Department of Housing and Urban Development's CDBG-DR Program.

Please let me know if there is anything else I can provide to assist you in your review.

—  
Pete Neiger  
Analyst  
Civitas, LLC  
[www.civitassc.com](http://www.civitassc.com)

 **Clearinghouse Packet - CDBG-DR (Jacksonville).docx**  
508K

**State\_Clearinghouse** <State.Clearinghouse@dep.state.fl.us> Mon, Aug 5, 2019 at 1:29 PM  
To: Pete Neiger <pete.neiger@civitassc.com>, State\_Clearinghouse <State.Clearinghouse@dep.state.fl.us>

While it is covered by EO 12372, the Florida State Clearinghouse does not select the project for review. You may proceed with your project.

Please send future electronic requests directly to the State Clearinghouse email address, [State.Clearinghouse@dep.state.fl.us](mailto:State.Clearinghouse@dep.state.fl.us)

Good Luck.

Chris Stahl

Chris Stahl, Coordinator  
Florida State Clearinghouse  
Florida Department of Environmental Protection  
3800 Commonwealth Blvd., M.S. 47  
Tallahassee, FL 32399-2400  
ph. (850) 717-9078

# THPO Notice and Correspondence

## Contact Information for Tribes with Interests in Duval County, Florida

Tribal Name		County Name					
- Coushatta Tribe of Louisiana		Duval					
Contact Name	Title	Mailing Address	Work Phone	Fax Number	Cell Phone	Email Address	URL
Linda Langley	THPO	PO Box 10 Elton, LA 70532	(337) 584-1560	(337) 584-1616		llangley@coushattatribela.org	http://www.coushatta.org
David Sickey	Chairman	PO Box 818 Elton, LA 70532	(337) 584-1401	(337) 584-1507		dsickey@coushatta.org	http://www.coushatta.org
- Miccosukee Tribe of Indians		Duval					
Contact Name	Title	Mailing Address	Work Phone	Fax Number	Cell Phone	Email Address	URL
Fred Dayhoff	Historical Preservation Officer	HC61SR68 Old Loop Road Ochopee, FL 34141	(239) 695-4360				
Colley Billie	Chairperson	PO Box 440021 Miami, FL 33144	(305) 223-8380	(305) 223-1011		HopeL@miccosukeetribec.com	
- Muscogee (Creek) Nation		Duval					
Contact Name	Title	Mailing Address	Work Phone	Fax Number	Cell Phone	Email Address	URL
James Floyd	Principal Chief	PO Box 580 Okmulgee, OK 74447	(918) 756-8700	(918) 758-1434		jfloyd@mcn-nsn.gov	www.muscogeenation-nsn.gov
RaeLynn Butler	THPO	PO Box 580 Okmulgee, OK 74447	(918) 732-7678	(918) 758-0649		section106@mcn-nsn.gov	www.muscogeenation-nsn.gov

## Notices and Correspondence with Tribes



ONE CITY. ONE JACKSONVILLE.

August 14, 2019

Linda Langley, Tribal Historic Preservation Officer  
Coushatta Tribe of Louisiana  
PO Box 10  
Elton, LA 70532  
[llangley@coushattatribela.org](mailto:llangley@coushattatribela.org)

Re: City of Jacksonville – Hurricane Matthew Home Repair Program

Dear Ms. Langley,

The City of Jacksonville (COJ) is a subrecipient of funding from the Community Development Block Grant – Disaster Recovery (CDBG-DR). With this funding, COJ will address Hurricane Matthew-related damages to properties located within the boundaries of Duval County, Florida (the "Program"). DEO is the lead agency and responsible entity for administering the CDBG-DR funds allocated to the State of Florida from U.S. Department of Housing and Urban Development (HUD). The Program will address damages to existing structures only – no new structures will be built through this Program.

Under HUD regulation 24 CFR 58.4, COJ has assumed HUD's environmental review responsibilities for the projects, including tribal consultation related to historic properties. Historic properties include archeological sites, burial grounds, sacred landscapes or features, ceremonial areas, traditional cultural places and landscapes, plant and animal communities, and buildings and structures with significant tribal association.

COJ will conduct a review of projects to comply with Section 106 of the National Historic Preservation Act and its implementing regulations: 36 CFR Part 800. We would like to invite you to be a consulting party in these reviews to help identify historic properties in the projects that may have religious and cultural significance to your tribe, and if such properties exist, to help assess how the project might impact them. If there is a possibility of adverse effects, we would like to discuss possible ways to avoid, minimize or mitigate these potential impacts.

HUD's process for tribal consultation under Section 106 is described in a Notice available at <https://www.onecpd.info/resource/2448/notice-cpd-12-006-tribal-consultation-under-24-cfr-part-58>.

The Tribal Directory Assessment Tool (TDAT) also lists the Muscogee (Creek) Nation and Miccosukee Tribe of Indians as interested parties in the City of Jacksonville/Duval County, Florida municipal boundaries and will be consulted.

To meet project timeframes, please contact the City within **thirty (30) days** to notify us whether you would like to be a consulting party on these projects. If the tribe does wish to consult and the contact is different than your office, please respond to this correspondence with the name and contact information for the tribe's principal representative in the consultation. Additionally, if you do not wish to consult on these projects, please notify us as soon as possible and we will move forward without the 30-day consultation period. Additionally, all correspondence can also be covered with a blanket response by your office (Tier 1 review).

If you should have any questions or concerns, please do not hesitate to contact me. We value your assistance and look forward to consulting further. Thank you.

Sincerely,

Sarah Bohentin, Esq.  
Disaster Assistance Program Manager  
904-255-8245 • [SBohentin@coj.net](mailto:SBohentin@coj.net)

**City of Jacksonville, Florida**

**Lenny Curry, Mayor**

Housing and Community Development Division  
Ed Ball Building  
214 North Hogan Street, 7<sup>th</sup> Floor  
(904) 255-8200  
Jacksonville, FL 32202  
[www.coj.net](http://www.coj.net)

**From:** [Bohentin, Sarah](#)  
**To:** "[llangley@coushattatribela.org](mailto:llangley@coushattatribela.org)"  
**Subject:** City of Jacksonville - Hurricane Matthew Housing Repair Program  
**Date:** Wednesday, August 14, 2019 12:14:00 PM  
**Attachments:** THPO - Request for Consultation - Coushatta Tribe of Louisiana.doc

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Ms. Langley,

A new City of Jacksonville program overseen by HUD and the Florida Department of Economic Opportunity is for disaster relief related to Hurricane Matthew. The City will use the CDBG-DR funding to provide housing rehabilitation services to single-family properties that were damaged by Hurricane Matthew and were unable to be rehabilitated using other funding sources. This project will provide housing repair services to approximately 50 homes.

All improvements/repairs must be physically attached to the property and must be permanent in nature (shed, separate garages, etc., are ineligible). Each property included in the Program will be reviewed for potential resiliency improvements to mitigate damages from future storms. All potential properties to be repaired will go through the proper environmental review process.

The attached correspondence requests that you notify the City if you would like to consult on the program. If you have any questions or concerns, please do not hesitate to contact me. Thank you.

Sincerely,

**Sarah A. Bohentin, Esq.**  
*Disaster Assistance Program Manager*  
City of Jacksonville | Neighborhoods Department  
214 N. Hogan Street, 7<sup>th</sup> Floor  
Jacksonville, Florida 32202  
Phone (904) 255-8245  
[www.coj.net](http://www.coj.net)



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**Please note that under Florida's very broad public records law, communications to and from City of Jacksonville officials are subject to public disclosure.**

**Bohentin, Sarah**

---

**From:** Raynella D. Fontenot <RDFontenot@coushatta.org>  
**Sent:** Tuesday, August 27, 2019 12:48 PM  
**To:** Bohentin, Sarah  
**Subject:** City of Jacksonville--Hurricane Matthew Home Repair Program

**EXTERNAL EMAIL:** This email originated from a non-COJ email address. Do not click any links or open any attachments unless you trust the sender and know the content is safe.

Dear Ms. Bohentin, Esq.,

Thank you for requesting our 106/EA determination. Based on the information provided, I do not believe that this project will have a negative impact on any archaeological, historic or cultural resources of the Coushatta people. Accordingly, we do not wish to consult further on this project. If any inadvertent discoveries are made in the course of this project, we expect to be contacted immediately and reserve the right to consult with you at that time.

Aliilamo (thank you),

Raynella Fontenot  
Coushatta Revitalization Coordinator  
Acting Section 106 Coordinator  
Coushatta Tribe of Louisiana  
P.O. Box 10  
Elton, LA 70532  
337-584-1585

**Bohentin, Sarah**

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**From:** Bohentin, Sarah  
**Sent:** Tuesday, August 27, 2019 12:51 PM  
**To:** Raynella D. Fontenot  
**Subject:** RE: City of Jacksonville--Hurricane Matthew Home Repair Program

Raynella,

Thank you so much for your response. We will absolutely contact you if there are any inadvertent discoveries made during the course of the project. Thank you and have a great day.

Sincerely,

**Sarah A. Bohentin, Esq.**  
*Disaster Assistance Program Manager*  
City of Jacksonville | Neighborhoods Department  
214 N. Hogan Street, 7<sup>th</sup> Floor  
Jacksonville, Florida 32202  
Phone (904) 255-8245  
[www.coj.net](http://www.coj.net)



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**Bohentin, Sarah**

---

**From:** Bohentin, Sarah  
**Sent:** Tuesday, October 08, 2019 3:00 PM  
**To:** dsickey@coushatta.org  
**Cc:** llangley@coushattatribela.org  
**Subject:** City of Jacksonville - Hurricane Matthew Housing Repair Program  
**Attachments:** THPO - Request for Consultation - Coushatta Tribe of Louisiana.pdf

Mr. Sickey:

A new City of Jacksonville program overseen by HUD and the Florida Department of Economic Opportunity is for disaster relief related to Hurricane Matthew. The City will use the CDBG-DR funding to provide housing rehabilitation services to single-family properties that were damaged by Hurricane Matthew and were unable to be rehabilitated using other funding sources. This project will provide housing repair services to approximately 50 homes.

All improvements/repairs must be physically attached to the property and must be permanent in nature (shed, separate garages, etc., are ineligible). Each property included in the Program will be reviewed for potential resiliency improvements to mitigate damages from future storms. All potential properties to be repaired will go through the proper environmental review process.

The attached correspondence was previously sent to Linda Langley, the THPO contact. Please notify the City within thirty (30) days if you would like to consult on this Program.

If you have any questions or concerns, please do not hesitate to contact me. Thank you.

Sincerely,

**Sarah A. Bohentin, Esq.**  
*Disaster Assistance Program Manager*  
City of Jacksonville | Neighborhoods Department  
214 N. Hogan Street, 7<sup>th</sup> Floor  
Jacksonville, Florida 32202  
Phone (904) 255-8245  
[www.coj.net](http://www.coj.net)



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**Please note that under Florida's very broad public records law, communications to and from City of Jacksonville officials are subject to public disclosure.**

**Bohentin, Sarah**

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**From:** Bohentin, Sarah  
**Sent:** Tuesday, October 08, 2019 3:17 PM  
**To:** dsickey@coushatta.org  
**Cc:** Raynella D. Fontenot  
**Subject:** FW: City of Jacksonville--Hurricane Matthew Home Repair Program

Mr. Sickey:

I did receive a response from Raynella Fontenot on August 27, 2019. Our e-mail correspondence is below for your convenience. Per the Florida Department of Economic Opportunity, we are required to notify all contacts listed by HUD for each Tribe. Thank you!



ONE CITY. ONE JACKSONVILLE.

## City of Jacksonville, Florida

**Lenny Curry, Mayor**

Housing and Community Development Division  
Ed Ball Building  
214 North Hogan Street, 7<sup>th</sup> Floor  
(904) 255-8200  
Jacksonville, FL 32202  
[www.coj.net](http://www.coj.net)

August 14, 2019

Fred Dayhoff, Historic Preservation Officer  
Miccosukee Tribe of Indians  
HC61SR68 Old Loop Road  
Ochopee, FL 34141

Re: City of Jacksonville – Hurricane Matthew Home Repair Program

Dear Mr. Dayhoff,

The City of Jacksonville (COJ) is a subrecipient of funding from the Community Development Block Grant – Disaster Recovery (CDBG-DR). With this funding, COJ will address Hurricane Matthew-related damages to properties located within the boundaries of Duval County, Florida (the "Program"). DEO is the lead agency and responsible entity for administering the CDBG-DR funds allocated to the State of Florida from U.S. Department of Housing and Urban Development (HUD). The Program will address damages to existing structures only – no new structures will be built through this Program.

Under HUD regulation 24 CFR 58.4, COJ has assumed HUD's environmental review responsibilities for the projects, including tribal consultation related to historic properties. Historic properties include archeological sites, burial grounds, sacred landscapes or features, ceremonial areas, traditional cultural places and landscapes, plant and animal communities, and buildings and structures with significant tribal association.

COJ will conduct a review of projects to comply with Section 106 of the National Historic Preservation Act and its implementing regulations: 36 CFR Part 800. We would like to invite you to be a consulting party in these reviews to help identify historic properties in the projects that may have religious and cultural significance to your tribe, and if such properties exist, to help assess how the project might impact them. If there is a possibility of adverse effects, we would like to discuss possible ways to avoid, minimize or mitigate these potential impacts.

HUD's process for tribal consultation under Section 106 is described in a Notice available at <https://www.onecpd.info/resource/2448/notice-cpd-12-006-tribal-consultation-under-24-cfr-part-58>.

The Tribal Directory Assessment Tool (TDAT) also lists the Muscogee (Creek) Nation and the Coushatta Tribe of Louisiana as interested parties in the City of Jacksonville/Duval County, Florida municipal boundaries and will be consulted.

To meet project timeframes, please contact the City within thirty (30) days to notify us whether you would like to be a consulting party on these projects. If the tribe does wish to consult and the contact is different than your office, please respond to this correspondence with the name and contact information for the tribe's principal representative in the consultation. Additionally, if you do not wish to consult on these projects, please notify us as soon as possible and we will move forward without the 30-day consultation period. Additionally, all correspondence can also be covered with a blanket response by your office (Tier 1 review).

If you should have any questions or concerns, please do not hesitate to contact me. We value your assistance and look forward to consulting further. Thank you.

Sincerely,

Sarah Bohentin, Esq.  
Disaster Assistance Program Manager  
904-255-8245 • [SBohentin@coj.net](mailto:SBohentin@coj.net)

**Bohentin, Sarah**

---

**From:** Bohentin, Sarah  
**Sent:** Tuesday, October 08, 2019 3:21 PM  
**To:** hopel@miccosukeetribe.com  
**Subject:** City of Jacksonville--Hurricane Matthew Home Repair Program  
**Attachments:** THPO - Request for Consultation - Miccosukee Tribe of Indians.pdf

Colley Billie:

A new City of Jacksonville program overseen by HUD and the Florida Department of Economic Opportunity is for disaster relief related to Hurricane Matthew. The City will use the CDBG-DR funding to provide housing rehabilitation services to single-family properties that were damaged by Hurricane Matthew and were unable to be rehabilitated using other funding sources. This project will provide housing repair services to approximately 50 homes.

All improvements/repairs must be physically attached to the property and must be permanent in nature (shed, separate garages, etc., are ineligible). Each property included in the Program will be reviewed for potential resiliency improvements to mitigate damages from future storms. All potential properties to be repaired will go through the proper environmental review process.

The attached correspondence was previously sent via U.S. Mail to Fred Dayhoff, the Historical Preservation Officer. Per the Florida Department of Economic Opportunity, we are required to notify all contacts listed by HUD for each Tribe. Therefore, please notify the City within thirty (30) days if you would like to consult on this Program.

If you have any questions or concerns, please do not hesitate to contact me. Thank you.

Sincerely,

**Sarah A. Bohentin, Esq.**  
*Disaster Assistance Program Manager*  
City of Jacksonville | Neighborhoods Department  
214 N. Hogan Street, 7<sup>th</sup> Floor  
Jacksonville, Florida 32202  
Phone (904) 255-8245  
[www.coj.net](http://www.coj.net)



ONE CITY. ONE JACKSONVILLE.

**Please note that under Florida's very broad public records law, communications to and from City of Jacksonville officials are subject to public disclosure.**

**From:** [Bohentin, Sarah](#)  
**To:** [section106@mcn-nsn.gov](mailto:section106@mcn-nsn.gov)  
**Subject:** City of Jacksonville - Hurricane Matthew Housing Repair Program  
**Date:** Wednesday, August 14, 2019 12:17:00 PM  
**Attachments:** [THPO - Request for Consultation - Muscoqee \(Creek\) Nation.doc](#)

---

Ms. Butler,

A new City of Jacksonville program overseen by HUD and the Florida Department of Economic Opportunity is for disaster relief related to Hurricane Matthew. The City will use the CDBG-DR funding to provide housing rehabilitation services to single-family properties that were damaged by Hurricane Matthew and were unable to be rehabilitated using other funding sources. This project will provide housing repair services to approximately 50 homes.

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**Sarah A. Bohentin, Esq.**  
*Disaster Assistance Program Manager*  
City of Jacksonville | Neighborhoods Department  
214 N. Hogan Street, 7<sup>th</sup> Floor  
Jacksonville, Florida 32202  
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ONE CITY. ONE JACKSONVILLE.

## City of Jacksonville, Florida

*Lenny Curry, Mayor*

Housing and Community Development Division  
Ed Ball Building  
214 North Hogan Street, 7<sup>th</sup> Floor  
(904) 255-8200  
Jacksonville, FL 32202  
[www.coj.net](http://www.coj.net)

August 14, 2019

Raelynn Butler, THPO  
Muscogee (Creek) Nation  
PO Box 580  
Okmulgee, OK 74447  
[section106@mcrn-nsn.gov](mailto:section106@mcrn-nsn.gov)

Re: City of Jacksonville – Hurricane Matthew Home Repair Program

Dear Ms. Butler,

The City of Jacksonville (COJ) is a subrecipient of funding from the Community Development Block Grant – Disaster Recovery (CDBG-DR). With this funding, COJ will address Hurricane Matthew-related damages to properties located within the boundaries of Duval County, Florida (the "Program"). DEO is the lead agency and responsible entity for administering the CDBG-DR funds allocated to the State of Florida from U.S. Department of Housing and Urban Development (HUD). The Program will address damages to existing structures only – no new structures will be built through this Program.

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If you should have any questions or concerns, please do not hesitate to contact me. We value your assistance and look forward to consulting further. Thank you.

Sincerely,

Sarah Bohentin, Esq.  
Disaster Assistance Program Manager  
904-255-8245 • [SBohentin@coj.net](mailto:SBohentin@coj.net)

---

**From:** Section 106 [<mailto:Section106@mcn-nsn.gov>]  
**Sent:** Tuesday, August 20, 2019 3:29 PM  
**To:** Bohentin, Sarah  
**Subject:** RE: City of Jacksonville - Hurricane Matthew Housing Repair Program

**EXTERNAL EMAIL:** This email originated from a non-COJ email address. Do not click any links or open any attachments unless you trust the sender and know the content is safe.

Ms. Bohentin,

The Muscogee (Creek) Nation wishes to be a consulting party for the Hurricane Mathew Home Repair Program. Please provide maps, address to properties or any other information you may have for our review. Thank You!

**David J. Proctor**  
Historic and Cultural Preservation Department, Traditional Cultural Advisor  
Muscogee (Creek) Nation  
P.O. Box 580 / Okmulgee, OK 74447  
T 918.732.7852  
F 918.758.0649  
[djprocto@mcn-nsn.gov](mailto:djprocto@mcn-nsn.gov)  
<http://www.muscogeenation-nsn.gov/>

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**Bohentin, Sarah**

**From:** Bohentin, Sarah  
**Sent:** Tuesday, August 20, 2019 3:40 PM  
**To:** Section106  
**Subject:** RE: City of Jacksonville - Hurricane Matthew Housing Repair Program

Mr. Proctor,

Thank you so much for your response. As of right now, we do not have specific addresses for the properties that will receive repair work. There are various eligibility requirements to participate in the program, one of which is that the property be located within Duval County. We will begin advertising the program in the next few weeks and we are anticipating completing work on approximately 50 homes – this will include various levels of repairs, but there will not be any new homes constructed through this program. Do you wish to be consulted on each property?

Sincerely,

**Sarah A. Bohentin, Esq.**  
*Disaster Assistance Program Manager*  
City of Jacksonville | Neighborhoods Department  
214 N. Hogan Street, 7<sup>th</sup> Floor  
Jacksonville, Florida 32202  
Phone (904) 255-8245  
[www.coj.net](http://www.coj.net)

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**From:** Section 106 [<mailto:Section106@mcn-nsn.gov>]  
**Sent:** Tuesday, August 20, 2019 4:51 PM  
**To:** Bohentin, Sarah  
**Subject:** RE: City of Jacksonville - Hurricane Matthew Housing Repair Program

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A list of address would work but if that's possible.

**Bohentin, Sarah**

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**From:** Bohentin, Sarah  
**Sent:** Wednesday, August 21, 2019 10:52 AM  
**To:** Section106  
**Subject:** RE: City of Jacksonville - Hurricane Matthew Housing Repair Program

Mr. Proctor,

The Program is going to be on a first-come first-serve basis, so I will have to email you each time an address is approved (has met all of the eligibility requirements, passed environmental review, feasibility review, etc.). The eligibility requirements are below:

- The property must be located in Duval County;
- The property must be a single-family (1-4 unit) dwelling;
- The home must have existing damage from Hurricane Matthew;
- The damaged home must have been owned and served as the primary residence for the applicant at the time of Hurricane Matthew (October 7, 2016);
- The damaged home must currently be the applicant's primary residence;
- The applicant must currently be the legal owner of the property;
- All property taxes must be current;
- Applicant must be current on the mortgage; and
- Annual household income must be at or below 80% of the area median income (AMI).

If you have any further questions, please do not hesitate to contact me. Thank you.

Sincerely,

**Sarah A. Bohentin, Esq.**  
*Disaster Assistance Program Manager*  
City of Jacksonville | Neighborhoods Department  
214 N. Hogan Street, 7<sup>th</sup> Floor  
Jacksonville, Florida 32202  
Phone (904) 255-8245  
[www.coj.net](http://www.coj.net)

**Bohentin, Sarah**

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**From:** Bohentin, Sarah  
**Sent:** Tuesday, October 08, 2019 3:10 PM  
**To:** jfloyd@mcn-nsn.gov  
**Cc:** djproctor@mcn-nsn.gov; Section106  
**Subject:** City of Jacksonville - Hurricane Matthew Housing Repair Program  
**Attachments:** THPO - Request for Consultation - Muscogee (Creek) Nation.pdf

Mr. Floyd:

A new City of Jacksonville program overseen by HUD and the Florida Department of Economic Opportunity is for disaster relief related to Hurricane Matthew. The City will use the CDBG-DR funding to provide housing repair services to single-family properties that were damaged by Hurricane Matthew and were unable to be rehabilitated using other funding sources. It is estimated that the Program will provide housing repair services to approximately 50 properties.

All improvements/repairs must be physically attached to the property and must be permanent in nature (shed, separate garages, etc., are ineligible). Each property included in the Program will be reviewed for potential resiliency improvements to mitigate damages from future storms. All potential properties to be repaired will go through the proper environmental review process.

The attached correspondence was previously sent to Raelynn Butler, the THPO contact. David Proctor responded that the Muscogee (Creek) Nation would like to consult on the Program. Please notify the City within thirty (30) days if you would like to be included in the consultation as well.

If you have any questions or concerns, please do not hesitate to contact me. Thank you.

Sincerely,

**Sarah A. Bohentin, Esq.**  
*Disaster Assistance Program Manager*  
City of Jacksonville | Neighborhoods Department  
214 N. Hogan Street, 7<sup>th</sup> Floor  
Jacksonville, Florida 32202  
Phone (904) 255-8245  
[www.coj.net](http://www.coj.net)



ONE CITY. ONE JACKSONVILLE.

**Please note that under Florida's very broad public records law, communications to and from City of Jacksonville officials are subject to public disclosure.**

## Sole Source Aquifers

General requirements	Legislation	Regulation
The Safe Drinking Water Act of 1974 protects drinking water systems which are the sole or principal drinking water source for an area and which, if contaminated, would create a significant hazard to public health.	Safe Drinking Water Act of 1974 (42 U.S.C. 201, 300f et seq., and 21 U.S.C. 349)	40 CFR Part 149
Reference		
<a href="https://www.hudexchange.info/environmental-review/sole-source-aquifers">https://www.hudexchange.info/environmental-review/sole-source-aquifers</a>		

**1. Does your project consist solely of acquisition, leasing, or rehabilitation of an existing building(s)?**

Yes → *Based on the response, the review is in compliance with this section. Continue to the Worksheet Summary below.*

No → *Continue to Question 2.*

**2. Is the project located on a sole source aquifer (SSA)<sup>1</sup>?**

No → *Based on the response, the review is in compliance with this section. Continue to the Worksheet Summary below. Provide documentation used to make your determination, such as a map of your project (or jurisdiction, if appropriate) in relation to the nearest SSA and its source area.*

Yes → *Continue to Question 3.*

**3. Does your region have a memorandum of understanding (MOU) or other working agreement with EPA for HUD projects impacting a sole source aquifer?**

Contact your Field or Regional Environmental Officer or visit the HUD webpage at the link above to determine if an MOU or agreement exists in your area.

Yes → *Provide the MOU or agreement as part of your supporting documentation. Continue to Question 4.*

No → *Continue to Question 5.*

**4. Does your MOU or working agreement exclude your project from further review?**

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<sup>1</sup> A sole source aquifer is defined as an aquifer that supplies at least 50 percent of the drinking water consumed in the area overlying the aquifer. This includes streamflow source areas, which are upstream areas of losing streams that flow into the recharge area.

Yes → *Based on the response, the review is in compliance with this section. Continue to the Worksheet Summary below. Provide documentation used to make your determination and document where your project fits within the MOU or agreement.*

No → *Continue to Question 5.*

**5. Will the proposed project contaminate the aquifer and create a significant hazard to public health?**

Consult with your Regional EPA Office. Your consultation request should include detailed information about your proposed project and its relationship to the aquifer and associated streamflow source area. EPA will also want to know about water, storm water and waste water at the proposed project. Follow your MOU or working agreement or contact your Regional EPA office for specific information you may need to provide. EPA may request additional information if impacts to the aquifer are questionable after this information is submitted for review.

No → *Based on the response, the review is in compliance with this section. Continue to the Worksheet Summary below. Provide your correspondence with the EPA and all documents used to make your determination.*

Yes → *Work with EPA to develop mitigation measures. If mitigation measures are approved, attach correspondence with EPA and include the mitigation measures in your environmental review documents and project contracts. If EPA determines that the project continues to pose a significant risk to the aquifer, federal financial assistance must be denied. Continue to Question 6.*

**6. In order to continue with the project, any threat must be mitigated, and all mitigation must be approved by the EPA. Explain in detail the proposed measures that can be implemented to mitigate for the impact or effect, including the timeline for implementation.**

→ *Continue to the Worksheet Summary below. Provide documentation of the consultation (including the Managing Agency's concurrence) and any other documentation used to make your determination.*

## **Worksheet Summary**

### **Compliance Determination**

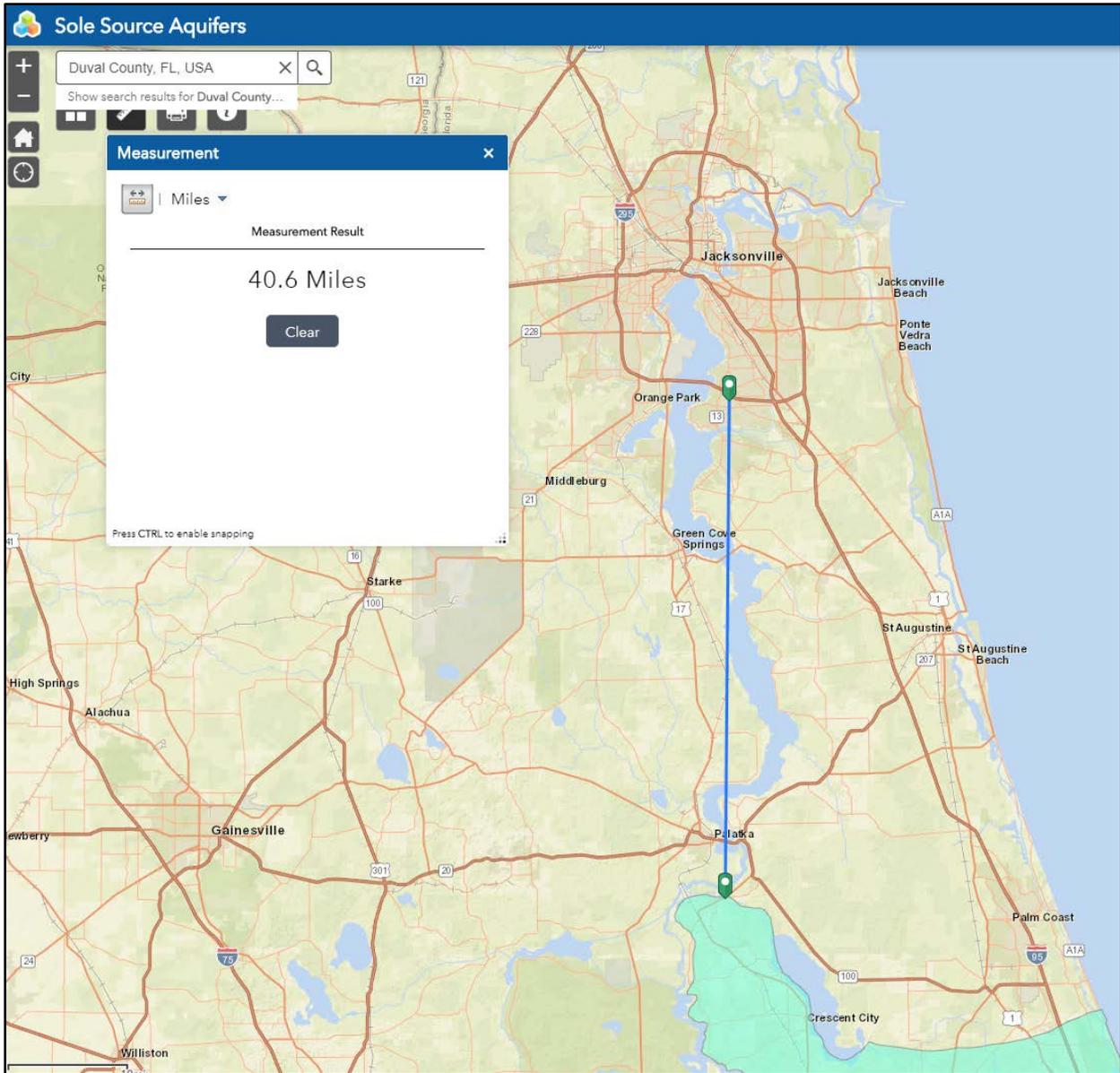
Provide a clear description of your determination and a synopsis of the information that it was based on, such as:

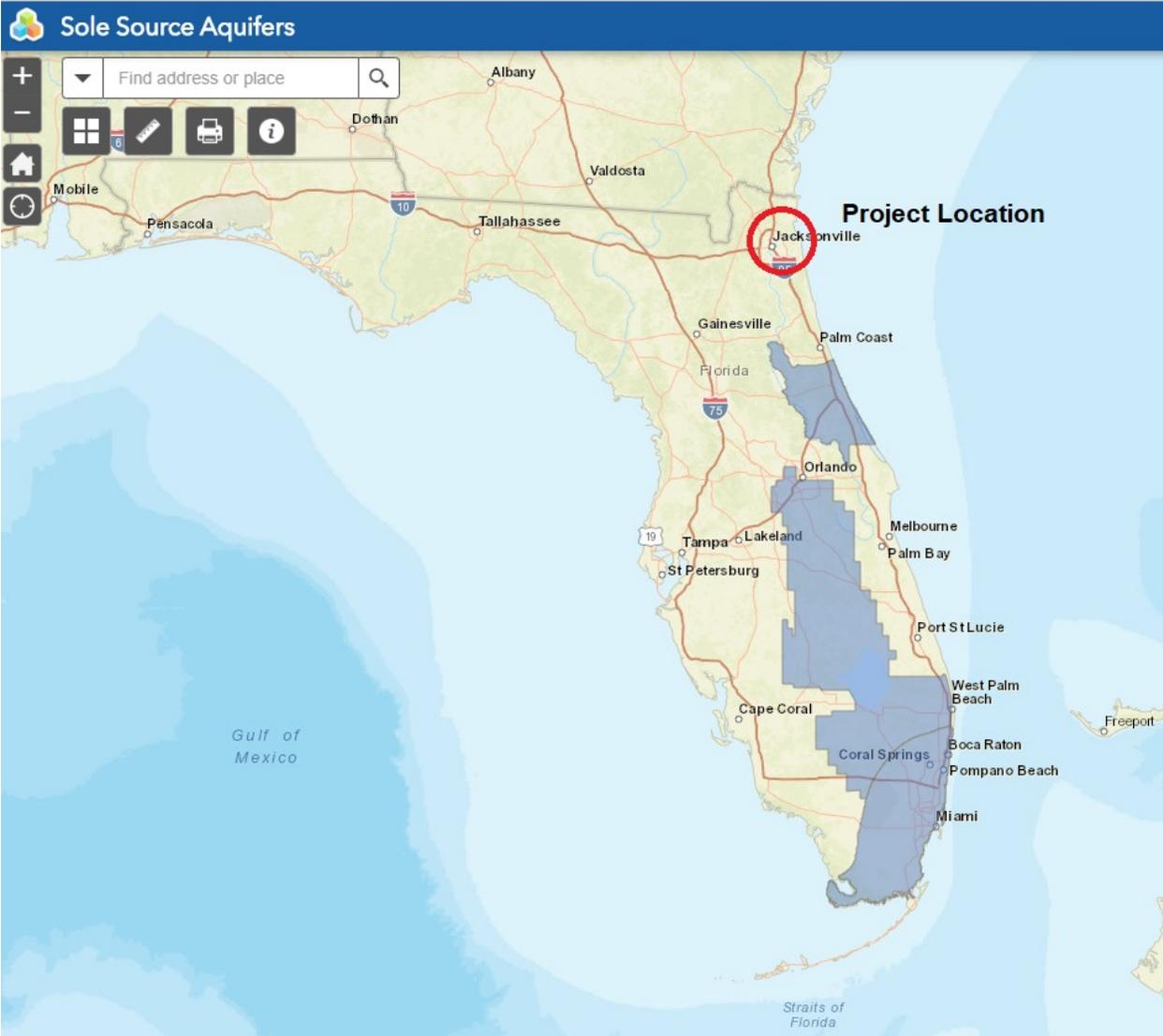
- Map panel numbers and dates
- Names of all consulted parties and relevant consultation dates
- Names of plans or reports and relevant page numbers
- Any additional requirements specific to your region

Project only includes activities that are not relevant to this factor and are not located in a sole source aquifer.

**Are formal compliance steps or mitigation required?**

- Yes  
 No





Wetlands Protection

General requirements	Legislation	Regulation
Executive Order 11990 discourages that direct or indirect support of new construction impacting wetlands wherever there is a practicable alternative. The Fish and Wildlife Service’s National Wetlands Inventory can be used as a primary screening tool, but observed or known wetlands not indicated on NWI maps must also be processed. Off-site impacts that result in draining, impounding, or destroying wetlands must also be processed.	Executive Order 11990	24 CFR 55.20 can be used for general guidance regarding the 8 Step Process.
<b>References</b>		
<a href="https://www.hudexchange.info/environmental-review/wetlands-protection">https://www.hudexchange.info/environmental-review/wetlands-protection</a>		

**1. Does this project involve new construction as defined in Executive Order 11990, expansion of a building’s footprint, or ground disturbance?**

The term "new construction" shall include draining, dredging, channelizing, filling, diking, impounding, and related activities and any structures or facilities begun or authorized after the effective date of the Order.

- No → *Based on the response, the review is in compliance with this section. Continue to the Worksheet Summary below.*
- Yes → *Continue to Question 2.*

**2. Will the new construction or other ground disturbance impact an on- or off-site wetland?**

The term "wetlands" means those areas that are inundated by surface or ground water with a frequency sufficient to support, and under normal circumstances does or would support, a prevalence of vegetative or aquatic life that requires saturated or seasonally saturated soil conditions for growth and reproduction. Wetlands generally include swamps, marshes, bogs, and similar areas such as sloughs, potholes, wet meadows, river overflows, mud flats, and natural ponds. Wetlands under E.O. 11990 include isolated and non-jurisdictional wetlands.

- No, a wetland will not be impacted in terms of E.O. 11990’s definition of new construction.  
→ *Based on the response, the review is in compliance with this section. Continue to the Worksheet Summary below. Provide a map or any other relevant documentation to explain your determination.*
- Yes, there is a wetland that be impacted in terms of E.O. 11990’s definition of new construction.

→ You must determine that there are no practicable alternatives to wetlands development by completing the 8-Step Process.

Provide a completed 8-Step Process as well as all documents used to make your determination, including a map. Be sure to include the early public notice and the final notice with your documentation.

Continue to Question 3.

- 3. For the project to be brought into compliance with this section, all adverse impacts must be mitigated. Explain in detail the exact measures that must be implemented to mitigate for the impact or effect, including the timeline for implementation.**

**Which of the following mitigation actions have been or will be taken? Select all that apply:**

- Permeable surfaces
- Natural landscape enhancements that maintain or restore natural hydrology through infiltration
- Native plant species
- Bioswales
- Evapotranspiration
- Stormwater capture and reuse
- Green or vegetative roofs with drainage provisions
- Natural Resources Conservation Service conservation easements
- Compensatory mitigation

### **Worksheet Summary**

#### **Compliance Determination**

Provide a clear description of your determination and a synopsis of the information that it was based on, such as:

- Map panel numbers and dates
- Names of all consulted parties and relevant consultation dates
- Names of plans or reports and relevant page numbers
- Any additional requirements specific to your region



# Wetlands Protection

## Introduction

Executive Order 11990: Protection of Wetlands requires Federal activities to avoid adverse impacts to wetlands where practicable. As primary screening, HUD or grantees must verify whether the project is located within wetlands identified on the National Wetlands Inventory (NWI) or else consult directly with the Department of Interior- Fish and Wildlife Service (FWS) staff. If FWS staff is unavailable, HUD or grantees are to consult with the USDA/NRCS National Soils Survey or the U.S. Army Corp of Engineers (ACE). Consult a [HUD Environmental Officer](#) for details.

## HUD Guidance

**Does an exception apply?** HUD's regulation on floodplains and wetlands was amended in November 2013 to include the following [exceptions](#) that would exclude a project from wetlands review: 55.12(a)(3), 55.12(a)(4), 55.12(c)(3), 55.12(c)(7), and 55.12(c)(10).

**Does this project involve new construction as defined in Executive Order 11990, expansion of a building's footprint, or ground disturbance?** The term "new construction" shall include draining, dredging, channelizing, filling, diking, impounding, and related activities and any structures or facilities begun or authorized after the effective date of the Order.

**If so, will the new construction or other ground disturbance impact an on- or off-site wetland?** The term "wetlands" means those areas that are inundated by surface or ground water with a frequency sufficient to support, and under normal circumstances does or would support, a prevalence of vegetative or aquatic life that requires saturated or seasonally saturated soil conditions for growth and reproduction. Wetlands generally include swamps, marshes, bogs, and similar areas such as sloughs, potholes, wet meadows, river overflows, mud flats, and natural ponds.

If so, an 8-Step Process must be completed to determine that there are no practicable alternatives to wetlands development.

## Compliance and Documentation

The environmental review record should contain **one** of the following:

- Documentation supporting the determination that an exception at 55.12(a)(3), 55.12(a)(4), 55.12(c)(3), 55.12(c)(7), or 55.12(c)(10) applies.
- Documentation supporting the determination that the project does not involve new construction (as defined in Executive Order 11990), expansion of a building's footprint, or ground disturbance.
- A map or other relevant documentation supporting the determination that the project does not impact an on- or off-site wetland.
- A completed 8-Step Process, including a map and the early and final public notices.

Wild and Scenic Rivers

General requirements	Legislation	Regulation
The Wild and Scenic Rivers Act provides federal protection for certain free-flowing, wild, scenic and recreational rivers designated as components or potential components of the National Wild and Scenic Rivers System (NWSRS) from the effects of construction or development.	The Wild and Scenic Rivers Act (16 U.S.C. 1271-1287), particularly section 7(b) and (c) (16 U.S.C. 1278(b) and (c))	36 CFR Part 297
<b>References</b>		
<a href="https://www.hudexchange.info/environmental-review/wild-and-scenic-rivers">https://www.hudexchange.info/environmental-review/wild-and-scenic-rivers</a>		

**1. Is your project within proximity of a NWSRS river as defined below?**

**Wild & Scenic Rivers:** These rivers or river segments have been designated by Congress or by states (with the concurrence of the Secretary of the Interior) as wild, scenic, or recreational

Study Rivers: These rivers or river segments are being studied as a potential component of the Wild & Scenic River system.

Nationwide Rivers Inventory (NRI): The National Park Service has compiled and maintains the NRI, a register of river segments that potentially qualify as national wild, scenic, or recreational river areas

No

→ *Based on the response, the review is in compliance with this section. Continue to the Worksheet Summary below. Provide documentation used to make your determination, such as a map identifying the project site and its surrounding area or a list of rivers in your region in the Screen Summary at the conclusion of this screen.*

Yes, the project is in proximity of a Nationwide Rivers Inventory (NRI) River.

→ *Continue to Question 2.*

**2. Could the project do any of the following?**

- Have a direct and adverse effect within Wild and Scenic River Boundaries,
- Invade the area or unreasonably diminish the river outside Wild and Scenic River Boundaries, or
- Have an adverse effect on the natural, cultural, and/or recreational values of a NRI segment.

Consultation with the appropriate federal/state/local/tribal Managing Agency(s) is required, pursuant to Section 7 of the Act, to determine if the proposed project may have an adverse effect on a Wild & Scenic River or a Study River and, if so, to determine the appropriate avoidance or mitigation measures.

Note: Concurrence may be assumed if the Managing Agency does not respond within 30 days; however, you are still obligated to avoid or mitigate adverse effects on the rivers identified in the NWSRS

No, the Managing Agency has concurred that the proposed project will not alter, directly, or indirectly, any of the characteristics that qualifies or potentially qualifies the river for inclusion in the NWSRS.

→ *Based on the response, the review is in compliance with this section. Continue to the Worksheet Summary below. Provide documentation of the consultation (including the Managing Agency's concurrence) and any other documentation used to make your determination.*

Yes, the Managing Agency was consulted and the proposed project may alter, directly, or indirectly, any of the characteristics that qualifies or potentially qualifies the river for inclusion in the NWSRS.

→ *Continue to Question 3.*

**3. For the project to be brought into compliance with this section, all adverse impacts must be mitigated. Explain in detail the proposed measures that must be implemented to mitigate for the impact or effect, including the timeline for implementation.**

→ *Continue to the Worksheet Summary below. Provide documentation of the consultation (including the Managing Agency's concurrence) and any other documentation used to make your determination.*

### **Worksheet Summary**

#### **Compliance Determination**

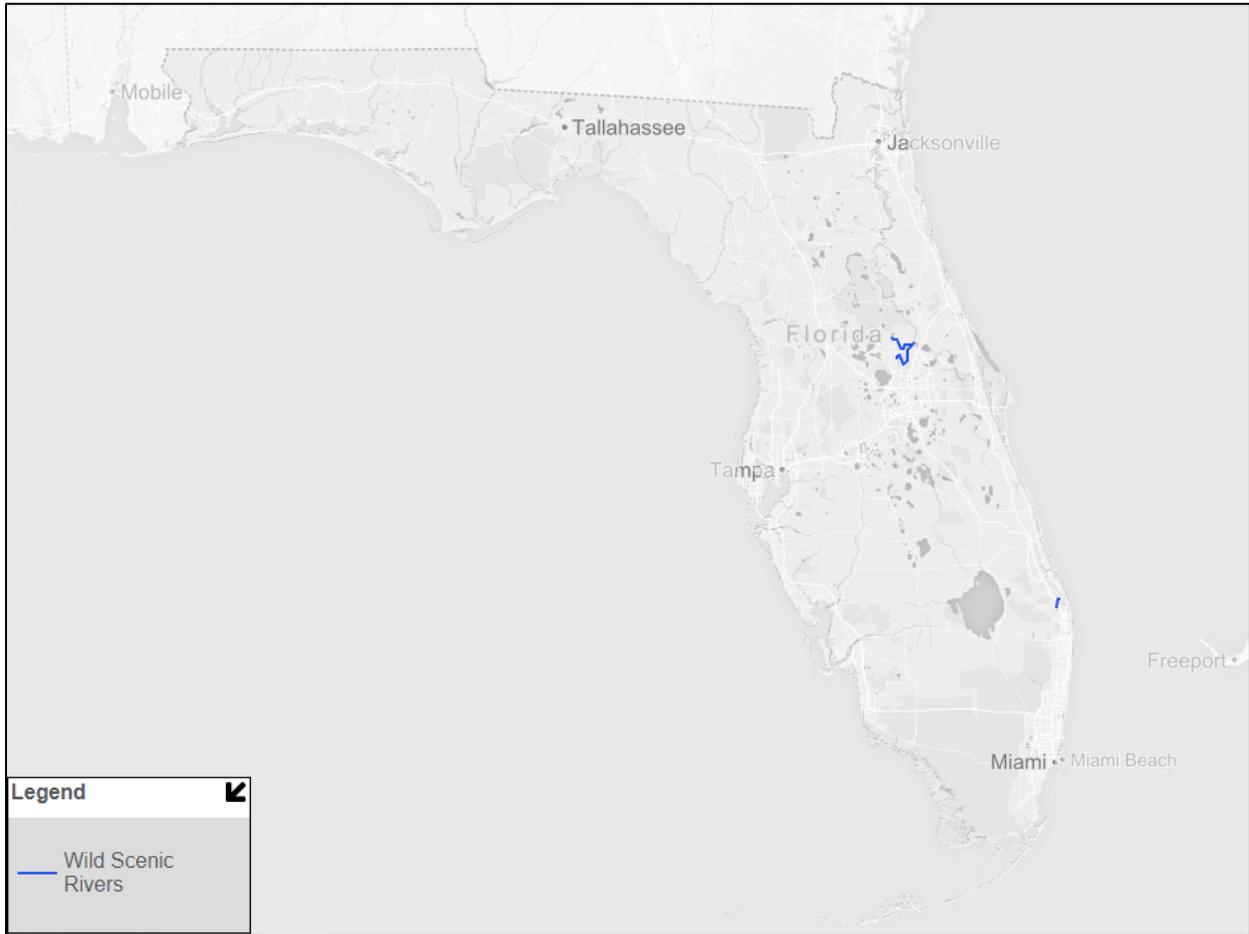
Provide a clear description of your determination and a synopsis of the information that it was based on, such as:

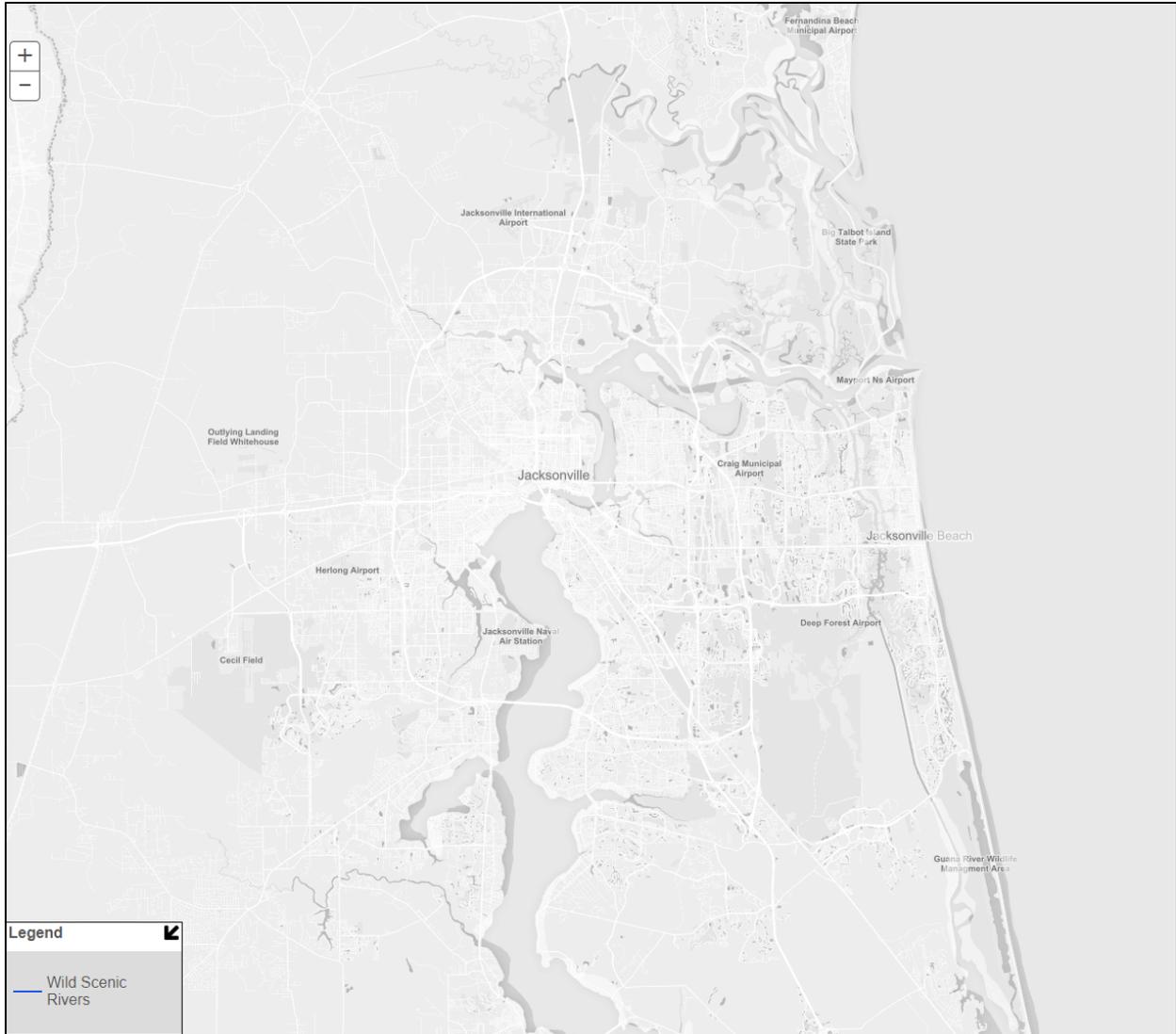
- Map panel numbers and dates
- Names of all consulted parties and relevant consultation dates
- Names of plans or reports and relevant page numbers
- Any additional requirements specific to your region

**Are formal compliance steps or mitigation required?**

Yes

No





## WILD & SCENIC RIVER STUDIES

### Wild & Scenic River Studies

There are two study provisions in the Act — Section 5(a), through which Congress directs the study of select rivers, and Section 5(d)(1), which directs federal agencies to identify potential additions to the National Wild and Scenic Rivers System (National System) through federal agency plans. A brief explanation is provided in the following respective sections.



### Current Active Studies

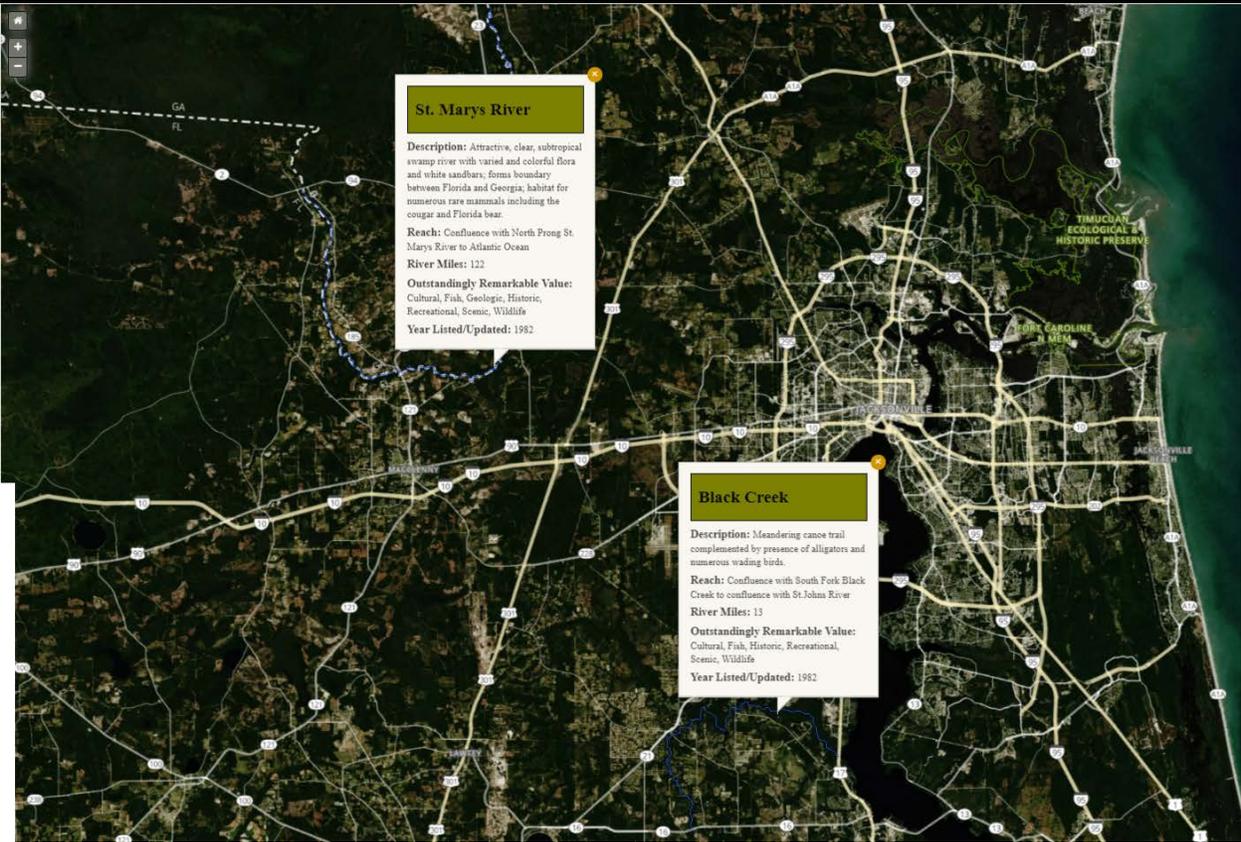
Currently, there are three rivers or river systems under "authorized" study—two under Section 5(a) of the Wild & Scenic Rivers Act and one under Section 2(a)(ii). This does not include those that might be under assessment as part of normal agency land-planning processes.

#### – Rivers Currently Under Study

- **Cave, Lake, No Name and Panther Creeks, Oregon** (Public Law 113-291, December 19, 2014) – Under study by the National Park Service.
- **Housatonic River, Connecticut** (Governor Malloy Request for Section 2(a)(ii) Designation, November 16, 2016) – Under study by the National Park Service.
- **York River, Maine**. (Public Law 113-291, December 19, 2014) – Under study by the National Park Service.

# Nationwide Rivers Inventory

This is a listing of more than 3,200 free-flowing river segments in the U.S. that are believed to possess one or more "outstandingly remarkable" values.



<b>River</b>	<b>County</b>	<b>Reach</b>	<b>Length (miles)</b>	<b>Description</b>	<b>Potential Classification</b>	<b>ORVs</b>	<b>Watershed (HUC Code 8)</b>	<b>Year Listed/Updated</b>
Alafia River	Hillsborough	Confluence with South and North Prongs of Alafia River to Gulf of Mexico	25	Good example of swiftly flowing unspoiled central Florida riverine system.		Fish, Geologic, Recreational, Scenic, Wildlife	Alafia	1982
Alapaha River	Hamilton	GA State Line to confluence with Suwannee River	23	Relatively unspoiled blackwater stream with minimal encroachment.		Fish, Geologic, Recreational, Scenic, Wildlife	Upper Suwannee	1982
Apalachicola River	Franklin, Gulf, Liberty, Calhoun, Gadsden, Jackson	Headwaters in Lake Seminole to Apalachicola Bay	109	Blackwater stream characterized by narrow canyons, deep ravines, and 200 foot bluffs.		Fish, Geologic, Historic, Recreational, Scenic, Wildlife	Apalachicola	1982
Arbuckle Creek	Highlands	Lake Arbuckle to Lake Istokpoga	25	Natural, undeveloped corridor area.		Fish, Historic, Recreational, Scenic, Wildlife	Kissimmee	1982
Aucilla River	Taylor, Jefferson, Madison	GA State Line to Gulf of Mexico	62	Unique "sinkhole" river with limestone banks, deep springs, and rapids.		Fish, Geologic, Historic, Recreational, Scenic, Wildlife	Aucilla	1982
Big Coldwater Creek	Santa Rosa	Confluence with East Fork Big Cold Water Creek to FL 191 bridge	8	Scenic stream with high potential for recreation.		Fish, Recreational, Wildlife	Blackwater	1982
Big Coldwater Creek, East Fork	Santa Rosa	Coldwater Church to Big Coldwater Creek	2	Scenic stream with high potential for recreation.		Fish, Recreational, Wildlife	Blackwater	1982
Big Swamp Creek	Okaloosa, Walton	Confluence with Caney Creek to Confluence with Shoal River	5	Unaltered stream that meanders through most scenic corridor of the Eglin Wildlife Management area.		Fish, Recreational, Scenic, Wildlife	Yellow	1982

Black Creek	Clay	Confluence with South Fork Black Creek to confluence with St.Johns River	13	Meandering canoe trail complemented by presence of alligators and numerous wading birds.		Cultural, Fish, Historic, Recreational, Scenic, Wildlife	Lower St. Johns	1982
Black Creek, South Fork	Clay	FL 16 bridge to confluence with Black Creek	11	Meandering canoe trail complemented by presence of alligators and numerous wading birds.		Cultural, Fish, Historic, Recreational, Scenic, Wildlife	Lower St. Johns	1982
Blackwater River	Santa Rosa, Okaloosa	AL State line to above city of Milton	49	Habitat for endangered pine barren tree frog; flows through Blackwater River State Forest and is lined for much of reach with Atlantic white cedar.		Fish, Recreational, Scenic, Wildlife	Blackwater	1982
Boiling Creek	Santa Rosa	Confluence with Holley Creek to confluence with Yellow River	5	Entire segment within Elgin Air Force Base reservation.		Fish, Recreational, Scenic, Wildlife	Yellow	1982
Caney Creek	Okaloosa, Walton	Headwaters southeast of Paxton to confluence with Big Swamp Creek	9	Unaltered stream that meanders through most scenic corridor of the Eglin Wildlife Management area.		Fish, Recreational, Scenic, Wildlife	Yellow	1982
Chassahowitzka River	Citrus, Hernando	Chassahowitzka to mouth at Gulf of Mexico	6	Flows through Chassahowitzka National Wildlife Refuge; one of few remaining "near-virgin" areas in State.		Fish, Recreational, Scenic, Wildlife	Crystal-Pithlachas cotee	1982
Chipola River	Gulf, Calhoun, Jackson	Confluence with Cowarts Creek to confluence with Apalachicola River	93	Limestone stream with clear water, long gentle runs, pools, rocks and rapids with 9,400 feet of shoreline within Florida Caverns State Park.		Fish, Geologic, Recreational, Scenic, Wildlife	Apalachicola	1982

Choctawhatchee River	Walton, Washington, Holmes	AL State line to mouth at Choctawhatchee Bay	92	Scenic recreational stream with excellent water quality and of ecological significance; Point Washington State Wildlife Management Area adjacent; Morrison Springs.		Fish, Geologic, Recreational, Scenic, Wildlife	Lower Choctawhatchee	1982
Conecuh River	Escambia, Santa Rosa	AL State line to confluence with Escambia River	1	Relatively undisturbed stream.		Cultural, Fish, Historic, Recreational, Scenic	Lower Conecuh	1982
Cowarts Creek	Gulf, Calhoun, Jackson	AL State line to confluence with Chipola River	8	Limestone stream with clear water, long gentle runs, pools, rocks and rapids with 9,400 feet of shoreline within Florida Caverns State Park.		Fish, Geologic, Recreational, Scenic, Wildlife	Chipola	1982
Econfina Creek	Bay, Washington	One mile below US 231/FL 75 bridge to North Bay	37	Excellent float stream lined with Atlantic white cedar; designated State Canoe Trail.		Fish, Geologic, Recreational, Scenic, Wildlife	St. Andrew-St. Joseph Bays	1982
Econfina River	Taylor	US 19/27 and FL 20 bridge to Gulf of Mexico	28	Beautiful spring fed stream.		Fish, Recreational, Scenic, Wildlife	Econfina-Steinhatchee	1982
Econlockhatchee River	Seminole, Orange	Headwaters east of Lake Mary Jane to confluence with St. Johns River	44	Provides scenic wilderness type canoeing; designated State Canoe Trail.		Cultural, Fish, Historic, Recreational, Scenic, Wildlife	Upper St. Johns	1982
Escambia River	Escambia, Santa Rosa	Confluence with Conecuh River to two miles above US 90 bridge	56	Relatively undisturbed stream.		Cultural, Fish, Historic, Recreational, Scenic	Escambia	1982

Estero River	Lee	US 41 and Koreshan State Park to Estero Bay	4	Established canoe and nature trail; flows through mangrove swamp; Koreshan State Historic Site.		Cultural, Fish, Historic, Recreational, Scenic, Wildlife	Big Cypress Swamp	1982
Fisheating Creek	Glades, Highlands	Beginning of channelization to confluence with Lake Okeechobee	55	Remote, meandering canoe stream; botanically rich.		Fish, Recreational, Scenic, Wildlife	Western Okeechobee Inflow	1982
Hendry Creek	Lee	FL 865 and Gladiolus Drive to Estero Bay	5	Diverse estuarine ecosystem.		Fish, Recreational, Scenic, Wildlife	Big Cypress Swamp	1982
Hillsborough River	Hillsborough, Pasco	Headwaters west of Polk County line to FL 582A bridge	37	Highly scenic, crystal clear flat water stream.		Fish, Geologic, Recreational, Scenic, Wildlife	Withlacoochee	1982
Holley Creek	Santa Rosa	Okaloosa County line to confluence with Boiling Creek	4	Entire segment within Elgin Air Force Base reservation.		Fish, Recreational, Scenic, Wildlife	Yellow	1982
Holmes Creek	Washington	Town of Vernon to confluence with Choctawhatchee River	26	Designated State Canoe Trail; extremely clear water.		Fish, Geologic, Recreational, Scenic, Wildlife	Lower Choctawhatchee	1982
Myakka River	Sarasota, Manatee	Headwaters near Hardee County line to north of southern boundary of Myakka State Park	41	Flows through largest state park; beautiful wilderness preserve.		Fish, Geologic, Recreational, Scenic, Wildlife	Myakka	1982
New River	Franklin, Liberty	Forest proclamation boundary (Sec. 24, T.2 S., R.7 W.) to boundary between Sec. 12 and 13, T.3 S., R.7 W.	3	Meanders tortuously through a virtual tunnel of vegetation which overhangs and cloaks river banks. Unexpected twists and turns of river channel create a chaotic experience for canoeists.	Wild	Recreational, Scenic, Other	New	1982/ 1993

New River	Franklin, Liberty	Boundary between Sec. 12 and 13, T.3 S., R.7 W., to bridge on Forest Highway 13 at northern boundary of Mud Swamp-New River Wilderness	6	Meanders tortuously through a virtual tunnel of vegetation which overhangs and cloaks river banks. Unexpected twists and turns of river channel create a chaotic experience for canoeists.	Scenic	Recreational, Scenic, Other	New	1982/1993
New River	Franklin, Liberty	Bridge on Forest Highway 13 to point where New River flows out of Mud Swamp-New River Wilderness north of Owens Bridge on Forest Road 120-B	11	Meanders tortuously through a virtual tunnel of vegetation which overhangs and cloaks river banks. Unexpected twists and turns of river channel create a chaotic experience for canoeists.	Wild	Recreational, Scenic, Other	New	1982/1993
New River	Franklin, Liberty	Mud Swamp-New River Wilderness boundary to river mile 4 in Sec. 13, T.7 S., R.5 W., north of Carrabelle	26	Meanders tortuously through a virtual tunnel of vegetation which overhangs and cloaks river banks. Unexpected twists and turns of river channel create a chaotic experience for canoeists.	Scenic	Recreational, Scenic, Other	New	1982/1993
Ochlockonee River	Gadsden	GA State line to one mile above Lake Talquin Reservoir	35	Official State Canoe Trail; flows for 25 miles through Apalachicola National Forest and borders Ochlockonee State Park for over 4,000 feet and St. Marks Wildlife for approximately 20 miles.		Fish, Recreational, Scenic, Wildlife	Lower Ochlockonee	1982

Ochlocknee River	Franklin, Wakulla, Liberty, Leon	Two miles below Lake Talquin Reservoir to Ochlockonee Bay	65	Alternating banks of high pine-shrouded bluffs and dense cypress and hardwoods. Fishing, camping, and canoeing. Abundant wildlife and fish.		Cultural, Fish, Geologic, Historic, Recreational, Scenic, Wildlife	Lower Ochlockonee	1982/1993
Ocklawaha River	Marion	Confluence with Silver River to above Rodman Dam	27	Meandering blackwater stream with lush subtropical vegetation providing habitat for several threatened or endangered species.		Fish, Recreational, Scenic, Wildlife	Ocklawaha	1982
Ocklawaha River	Putnam, Marion	Below Rodman Dam to confluence with St. Johns River	11	Meandering blackwater stream with lush subtropical vegetation providing habitat for several threatened or endangered species.		Fish, Recreational, Scenic, Wildlife	Ocklawaha	1982
Orange River	Lee	Headwaters near Harns Marsh to confluence with Caloosahatchee River	9	State Endangered Manatee Marine Mammal Sanctuary.		Fish, Recreational, Scenic, Wildlife	Caloosahatchee	1982
Peace River	Charlotte, DeSoto, Hardee, Polk	US 98/FL 700 bridge near FT. Meade to Charlotte Harbor	94	Meandering blackwater stream lined with limestone banks and forested swamplands.		Cultural, Fish, Geologic, Historic, Recreational, Scenic, Wildlife	Peace	1982
Santa Fe River	Gilchrist, Suwanee, Alachua, Columbia, Union, Bradford	Little Santa Fe Lake and headwaters to confluence with Suwanee River	80	Unique resource with diverse vegetation in a relatively natural state that provides habitat for abundant wildlife populations; many beautiful second magnitude springs below Oleno State Park.		Cultural, Fish, Geologic, Historic, Recreational, Scenic, Wildlife	Lower Suwanee	1982

Shell Creek	Charlotte	East of FL 31 bridge to US 17/FL 35 bridge	18	Scenic stream with excellent water quality.		Cultural, Historic, Recreational, Scenic	Peace	1982
Shoal River	Okaloosa, Walton	Confluence with Big Swamp Creek to confluence with Yellow River	44	Unaltered stream that meanders through most scenic corridor of the Eglin Wildlife Management area.		Fish, Recreational, Scenic, Wildlife	Yellow	1982
Silver River	Marion	Headwaters to confluence with Ocklawaha River	6	Meandering blackwater stream with lush subtropical vegetation providing habitat for several threatened or endangered species.		Fish, Recreational, Scenic, Wildlife	Oklawaha	1982
Sopchoppy River	Wakulla	Headwaters to Forest Service property boundary located near center of Sec. 13, T.4 S., R.3 W.	14	Green-canopied tunnels formed by dense overhanging vegetation, high sand bluffs and limestone outcrops. Floatable during high water.	Wild	Recreational, Scenic, Other	Lower Ochlockonee	1982/1993
Sopchoppy River	Wakulla	Property boundary near center of Sec. 13, T.4 S., R.3 W. to St. Marks National Wildlife Refuge Boundary, located at division of Sec. 25, T.5 S., R.3 W., and Sec. 30, T.5 S., R.2 W.	17	Green-canopied tunnels formed by dense overhanging vegetation, high sand bluffs and limestone outcrops. Variety of water-oriented recreational activities.	Recreational	Recreational, Scenic, Other	Lower Ochlockonee	1982/1993
Sopchoppy River	Wakulla	St. Marks National Wildlife Refuge Boundary to confluence with Ochlockonee Bay in Sec. 4, T.6 S., R.2 W.	8	"Islands" of cypress and swamp tupelo festooned in draperies of spanish moss transition to open marsh "sea of grass". Fishing and boating.	Scenic	Recreational, Scenic, Other	Lower Ochlockonee	1982/1993

Sopchoppy River, East Branch	Wakulla	Headwaters on East Branch (Sec. 24, T.2 S., R.4 W.) to confluence with Sopchoppy River	6	Green-canopied tunnels formed by dense overhanging vegetation, high sand bluffs and limestone outcrops. Floatable during high water.	Wild	Recreational, Scenic, Other	Lower Ochlockonee	1982/1993
Sopchoppy River, West Branch	Wakulla	Headwaters on West Branch (Sec. 28, T.2 S., R.4 W.) to confluence with Sopchoppy River	8	Green-canopied tunnels formed by dense overhanging vegetation, high sand bluffs and limestone outcrops. Floatable during high water.	Wild	Recreational, Scenic, Other	Lower Ochlockonee	1982/1993
St. Johns River	Putnam, Volusia, Lake, Seminole, Orange, Osceola, Brevard	FL 520 bridge and Lake Poinsett to above Lake Harney	44	One of most well known and heavily utilized bass fisheries in Nation with excellent recreational opportunities; abundance and variety of wildlife and is one of last known nesting areas for dusky seaside sparrow; recorded aboriginal sites; borders Merritt Island Wildlife Refuge.		Cultural, Fish, Historic, Recreational, Scenic, Wildlife	Upper St. Johns	1982
St. Lucie, North Fork	Martin, St. Lucie	Confluence with Fivemile and Tenmile Creeks to confluence with St. Lucie River at Stuart	20	Designated aquatic preserve.		Fish, Recreational, Scenic, Wildlife	Florida Southeast Coast	1982
St. Lucie, South Fork	Martin	Headwaters northeast of FL 708 and Florida Turnpike intersection to FL 76 bridge	7	Untouched scenic stream with subtropical flora and fauna.		Fish, Recreational, Scenic, Wildlife	Florida Southeast Coast	1982

St. Marks River	Wakulla, Leon, Jefferson	Headwaters at US 90/FL 10 bridge to Apalachee Bay	39	Flows through St. Marks National Wildlife Refuge.		Cultural, Fish, Geologic, Historic, Recreational, Scenic, Wildlife	Apalachee Bay-St. Marks	1982
St. Sebastian River	Indian River, Brevard	Confluence with south Prong St. Sebastian river to confluence with Indian River	3	Unaltered stream with unique habitat.		Fish, Recreational, Scenic, Wildlife	Vero Beach	1982
St. Sebastian River, South Prong	Indian River, Brevard	Headwaters just north of Wabasso Road Bridge south of FL 512 to confluence with St. Sebastian River	10	Unaltered stream with unique habitat.		Fish, Recreational, Scenic, Wildlife	Vero Beach	1982
Tomoka River	Volusia	I-4 bridge to two miles south of US 1/FL 5 bridge	11	Gentle flowing stream that penetrates extensive salt marsh with a variety of tropical, subtropical and savannah environments.		Cultural, Fish, Historic, Recreational, Scenic, Wildlife	Daytona-St. Augustine	1982
Waccasassa River	Levy	Headwaters below FL 339 bridge to Waccasassa Bay	26	Popular stream with almost impenetrable banks.		Fish, Recreational, Scenic, Wildlife	Waccasassa	1982
Wacissa River	Jefferson	Headwaters northeast of Wacissa to confluence with Aucilla River	13	Spring fed streams flowing over limerock formations; forested banks; noted archaeological and paleontological resource; designated State Canoe Trail.		Cultural, Fish, Geologic, Historic, Recreational, Scenic, Wildlife	Aucilla	1982
Wakulla River	Wakulla	FL 61 bridge and Wakulla Springs to Port Leon	10	Crystal clear spring fed stream; major recreational and ecological resource; designated State Canoe Trail.		Cultural, Fish, Geologic, Historic, Recreational, Scenic, Wildlife	Apalachee Bay-St. Marks	1982

Withlacoochee River	Madison, Hamilton	GA State line to confluence with Suwannee River	28	Crystal clear spring fed stream in primitive wilderness setting.		Fish, Geologic, Recreational, Scenic, Wildlife	Withlacoochee	1982
Withlacoochee River	Citrus, Marion, Sumter, Hernando, Pasco, Polk	Headwaters south of Lake County line to US 41 bridge above Lake Rousseau	118	Highly scenic, relatively clear stream with significant geologic exposures; meanders through dense cypress swamps, sandhills and hardwood forests underlaced with cabbage palms; abundance of wildlife; designated State Canoe Trail; penetrates Withlacoochee State Forest.		Fish, Geologic, Recreational, Scenic, Wildlife	Withlacoochee	1982
Withlacoochee River	Citrus, Levy	Below Lake Rousseau to Gulf of Mexico	12	Highly scenic, relatively clear stream with significant geologic exposures; meanders through dense cypress swamps, sandhills and hardwood forests underlaced with cabbage palms; abundance of wildlife; designated State Canoe Trail; penetrates Withlacoochee State Forest.		Cultural, Fish, Geologic, Historic, Recreational, Scenic, Wildlife	Withlacoochee	1982
Yellow River	Santa Rosa, Okaloosa	AL State line to East Bay	68	Designated State Canoe Trail that penetrates hardwood forests and cypress swamps of Elgin State Wildlife Management Area and Yellow River Marsh State Aquatic Preserve.		Fish, Recreational, Scenic, Wildlife	Yellow	1982



[Home](#) > [Programs](#) > [Environmental Review](#) > [Environmental Justice](#)

## Environmental Justice

### Introduction

Environmental justice means ensuring that the environment and human health are protected fairly for all people regardless of race, color, national origin, or income. Executive Order 12898, "Federal Actions to Address Environmental Justice in Minority Populations and Low-income Populations" (2/94) requires certain federal agencies, including HUD, to consider how federally assisted projects may have disproportionately high and adverse human health or environmental effects on minority and low-income populations.

Environmental justice is an integral part of HUD's mission. The Department works with multiple stakeholders and other federal agencies in its efforts to assure environmental justice concerns are addressed.

### HUD Guidance

**Does the project create adverse environmental impacts?**

**If so, are these adverse environmental impacts disproportionately high for low-income and/or minority communities?**

**Can the adverse impacts be mitigated?** Engage the affected community in meaningful participation about mitigating the impacts or move the project to another community.

### Compliance and Documentation

Review land use plans, census information and the U.S. EPA Environmental Justice webpage (EJ View). Consider local government sources such as the health department or school district that may be more current or focused on the neighborhood as their unit of analysis.

The environmental review record should contain **one** of the following:

- Evidence that the site or surrounding neighborhood does not suffer from adverse environmental conditions and evidence that the proposed action will not create an adverse and disproportionate environmental impact or aggravate an existing impact. (Describe how the proposed action will not have a disproportionate adverse impact on minority or low-income populations.)
- Evidence that the project is not in an environmental justice community of concern (demographics, income, etc.) or evidence that the project does not disproportionately affect a low-income or minority population
- If there are adverse effects on low-income or minority populations, documentation that the affected community residents have been meaningfully informed and involved in a participatory planning process to address (remove, minimize, or mitigate) the adverse effect from the project and the resulting changes



## Site-Specific Strategy

### **Site-Specific Written Strategy for Tiered Activity/Project that is Categorically Excluded Subject to Section 58.5 Pursuant to 24 CFR Part 58.35(a)**

The following section includes the policies, standards, and/or processes to be followed during the site-specific review for each law, authority, and factor that will require completion of a site-specific review.

**Flood Insurance:** The Flood Disaster Protection Act of 1973 (42 U.S.C. 4012a) requires that projects receiving HUD assistance in a FEMA-mapped SFHA be covered by flood insurance under the National Flood Insurance Program (NFIP). All site-specific reviews must include a FEMA FIRM map with the project site clearly marked. If the project structures are located in a FEMA Special Flood Hazard Area (SFHA), the project must provide proof of flood insurance. This may be either a copy of the flood insurance policy declaration or a paid receipt for the current annual flood insurance premium and a copy of the application for flood insurance. Note that HUD may not provide assistance to SFHA sites in communities that are not participating or in good standing in the NFIP.

Supporting Documentation Included for Flood Insurance:

- FEMA FIRM Map
- Copy of Flood Insurance (if located in a SFHA)
- Completed Site-Specific Flood Insurance Checklist

**Contamination and Toxic Substances:** Site-specific reviews must include a review of previous uses of the site and other evidence of contamination on or near the site to assure the proposed occupants are not impacted by any of these hazards. For each proposed site, the environmental review preparer will provide a report of nearby toxic sites and releases using EPA's Envirofacts, NEPAassist, or a similar resource provided by the tribal environmental or planning agency/department. Site-specific environmental review preparers will also provide documentation on previous uses of the site, to the extent possible.

The City of Jacksonville will use the information provided to determine whether there is evidence of toxics or contamination. If there is evidence of adverse impacts, the grantee, in coordination with the State of Florida will determine appropriate next steps. These steps may involve mitigation, further evaluation, or rejection of the project.

Asbestos testing, mitigation or encapsulation, will occur as needed. Notification of any rehabilitation that may involve asbestos will be provided to the Florida Department of Environmental Protection as required by the Asbestos Removal Program.

When a project site was built prior to 1978 it will be checked for lead-based paint (LBP) in accordance with HUD's Lead Safe Housing Projects. In the event that LBP was found staff will

determine whether interim controls or abatement will occur. Interim controls will be utilized for projects that are \$25,000 or less and abatement for project costs of \$25,001 or above. Per federal regulations any project that exceeds the \$25,000 threshold with positive LBP test results will complete the following steps:

- Abate all LBP hazards
- Perform interim controls
- Perform and obtain LBP clearance
- Continue with normal rehabilitation
- Perform and obtain second LBP clearance prior to home owner occupancy after the conclusion of construction

#### Supporting Documentation Included for Contamination and Toxic Substances:

- Asbestos Documentation (as applicable)
  - Test results
  - Florida DEP Notification
- Lead-Based Paint Documentation (for applicable properties)
  - Report
  - Homeowner Notification
  - Pamphlets (as applicable)
  - Tester EPA Certifications
  - Clearance Report
- Site Photographs
- Site Inspection Report
- NEPAssist Map verifying the EPA Facilities within 3,000 feet of the project location
- NEPAssist Map identifying any potential Superfund EPA facilities within 1-mile of the project location
- All ECHO Reports related to EPA facilities within 3,000 feet of the project site
- All ECHO Reports related to Superfunds within 1-mile of the project site

#### Completed Site-Specific Contamination and Toxic Substances Checklist

**Endangered Species:** Each site must be individually analyzed to ensure compliance with all regulations put in place to protect endangered species in the area. While overall compliance has been achieved, there are specific steps that must be taken at each location. Specifically, the site's distance from known nesting areas of the Bald Eagle, the presence of any valuable habitat's for migratory birds, or the presence of bats on the property must be determined. The City the most recent data to map bald eagle nesting locations and will conduct site visits to determine whether additional steps are required. In the event that a property requires additional steps due to being within 660 feet of a bald eagle nest or a potential to impact migratory birds or bats then measures will be taken as outlined in the Site-Specific Endangered Species Checklist. In the event that a

bald eagle nest is within the 660 feet of the project site a permit will be required between October 1 and May 15.

#### Supporting Documentation for Endangered Species

- Florida Fish and Wildlife Conservation Bal Eagle Map verifying whether a nest is located within 660 feet of the project area.
- Site Visit Notes
- Completed Site-Specific Endangered Species Checklist

**Floodplain Management:** Site-specific environmental review preparer will provide a Flood Insurance Rate Map (FIRM) if available, or the best available information as provided by the tribal environmental or planning department, with the project site clearly marked for each proposed project site. If the project site is located in a floodplain, the preparer will determine whether an exception in 24 CFR 55.12 excludes the project from Part 55. The City anticipates that most minor rehab projects located in a floodplain or subject to flooding will be excluded under 55.12(a)(3), meaning that a 5-Step Process will be required.

#### Supporting Documentation for Floodplain Management:

- FEMA FIRM Map
- Completed Decision Making Process (if applicable)
- Completed Site-Specific Floodplain Management Checklist

**Historic Preservation:** If it is determined by the City of Jacksonville that the area of impact includes a historic property or area then a site-specific review will be conducted. Site specific reviews must consider whether the action will affect historic resources. For each proposed site, the environmental review preparer will determine if the proposed undertaking must consult with interested Tribal Historic Preservation Officers (THPO) or State Historic Preservation Officers (SHPO). Consultation must follow the requirements at 36 CFR 800. If the project will involve an historic property or resource, the City will only approve projects that have no adverse effect on historic properties or that have a signed Memorandum of Agreement or Standard Mitigation Measures Agreement in the case of an adverse effect.

#### Supporting Documentation Included for Historic Preservation:

- National Historic Society Map
- SHPO and THPO Concurrence (or evidence that 30 days has passed since initial contact without a response)
- Completed Site-Specific Historic Preservation Checklist

**Noise Abatement:** The City of Jacksonville will comply with HUD's noise standards found in 24 CFR Part 51, Subpart B. Consideration of noise will apply to all projects meant for human occupation. Compliance will be verified through the following documentation:

- Documentation that the location is not within 1,000 feet of a major roadway, 3,000 feet of a railroad, or 15 miles of a military or FAA-regulated civil airfield

- If within those distances, documentation showing the noise level is Acceptable (at or below 65 DNL)
- If within those distances, documentation showing that there's an effective noise barrier (i.e., that provides sufficient protection)
- Documentation showing the noise generated by the noise source(s) is Normally Unacceptable (66 – 75 DNL) and identifying noise attenuation requirements that will bring the interior noise level to 45 DNL and/or exterior noise level to 65 DNL

## Site-Specific Checklist

For each factor in which compliance cannot be determined by this Broad-Level Review a site specific checklist will be utilized based on the DEO template.

### Site Specific Environmental Review Checklist City of Jacksonville CDBG-DR Housing Repair Program

Project Address (include city and zip code): \_\_\_\_\_

Signature of Person Inspecting Project Site: \_\_\_\_\_

RE approval signature: \_\_\_\_\_

Date Review Completed: \_\_\_\_\_ Grant Number: \_\_\_\_\_

*The Site-Specific Review checklist contains only the items that could not document compliance on the Broad Review per 24 CFR Part 58.15. **Include the project's scope of work and corresponding pictures related to the project.***

Estimated cost of the project (all funding sources): \_\_\_\_\_

\_\_\_\_\_ 0 to 39% market value of structure

\_\_\_\_\_ 40 to 49.9% market value of structure

\_\_\_\_\_ 50 to 74.9% market value of structure

\_\_\_\_\_ 75% or greater market value of structure

***\*Note:** When rehabilitation and/or replacement costs meet or exceed 50% (substantial improvement) of the structure's market value, a Statutory Worksheet (with supporting documentation) must be completed for each unit.*

#### **1. Historical Preservation:** (36 CFR Part 800)

- a.** Is the structure, located on a project site, or structures adjacent to the property, more than 50 years old? \_\_\_\_\_ Yes \_\_\_\_\_ No (attach a copy of the property appraiser's report(s))

\_\_\_\_\_ age of structure on project site

\_\_\_\_\_ age of structure on adjacent site

\_\_\_\_\_ age of structure on adjacent site

- b.** Is the project located in a historic district? \_\_\_\_\_ Yes \_\_\_\_\_ No

- c.** Will the project site have the potential to contain archaeological properties?  
\_\_\_\_\_ Yes \_\_\_\_\_ No

*If Yes to question (a) through (c), contact the Florida Department of State, State Historic Preservation Office (SHPO). Allow 30 days from the receipt of the request for comments. Attach photocopies of all correspondence. Document the review if no response is received.*

- d.** Will this project require soil to be disturbed? \_\_\_\_\_ Yes \_\_\_\_\_ No

*If Yes to answer (c) and/or (d), contact the appropriate Native American Indian Tribe(s) listed in the Tribal Director Assessment Tool (<https://egis.hud.gov.tdat/>). Provide photocopies of all correspondence.*

**2. Floodplain Management:** (Executive Order 11988 and 24 CFR Part 55)

- a. According to FEMA’s Flood Insurance Rate Map (FIRM) is the project located in a:  
100-year floodplain?  Yes  No  
500-year floodplain?  Yes  No

*\*Attach a photocopy of the most recent FIRM map (<https://msc.fema.gov/portal/home>) and include the project location.*

- b. If Yes, is the project exempt from the decision-making process per 24 CFR 55.12 (a) or (b)?  Yes  No

If Yes, state the CFR Regulation: \_\_\_\_\_

If No, the decision-making process is required for individual housing projects for one-to-four family properties or structures involving new construction of substantial improvements (see 24 CFR Part 55.2 (b)(10))

*\*Provide a copy of the flood insurance policy for the projects located within the floodplain. For demolition/replacements, provide a copy of the flood insurance for the new property.*

**3. Noise:** (24 CFR 51)

*Only complete questions (a) and (b) for housing Disaster Recovery projects.*

- a. Will the project utilize funds from the Disaster Recovery Grant?  Yes  No

*If no, proceed to (c) below. Noise requirements are not applicable to any action or emergency assistance for action under Disaster Recovery Grants as described in 24 CFR part 51.101(a)(3)*

- b. Will the project involve the use of funding sources other than the Disaster Recovery Grant?  Yes  No

*If yes, provide funding source(s) in the scope of work and continue below.*

- c. Will the project involve rehabilitation?  Yes  No

*If yes, noise is to be considered. Continue to (d) below*

Will the project involve “new” construction?  Yes  No

*If yes, complete the questions in (d) below. Mitigation is required for projects exceeding the average day night noise level of 65 decibels (dB).*

- d. Is a Highway within 1,000 feet of the project?  Yes  No

Is a Railroad within 3,000 feet of the project?  Yes  No

Is a civilian airport within 5 miles of the project?  Yes  No

Is a military airport within 15 miles of the project?  Yes  No

*If Yes to (d) above, complete a noise assessment using the Day/Night noise level calculator (<https://www.hudexchange.info/resource/2830/day-night-noise-level-assessment-tool/>)*

*Note: Noise assessments should include the following documentation: FDOT daily traffic map, railroad information, airport noise contour map, airport noise worksheet, and one or both of the following:*

1) Rehabilitation with noise above 65 dB: Completion of the Sound Transmission Classification Assessment Tool (<https://www.hudexchange.info/stracat/>)

2) New Construction with noise above 65 dB: Mitigation is required for projects exceeding the average day night noise level of 65 dB. Complete the Barrier Performance Module (<https://www.hudexchange.info/programs/environmental-review/bpm-calculator/>)

**4. Hazard and Toxics:**

- a. Observe the site for any evidence that a toxic material could be present on the site such as distressed vegetation, vent or fill pipes, storage tanks, pits, ponds, or lagoons, stained soil or pavement, pungent, foul or noxious odors, or past uses of the site.  
\_\_\_\_\_ Yes \_\_\_\_\_ No

*\*Reject any site that has a presence of toxic materials or required cleanup prior to purchasing the site*

Use the U.S. EPA NEPAAssist website (<http://www.epa.gov/nepa/nepassist>) to determine:

- 1) Are there EPA facilities within 1-mile of the site: \_\_\_\_\_ Yes \_\_\_\_\_ No  
2) If Yes, are there Brownfields or Superfund facilities: \_\_\_\_\_ Yes \_\_\_\_\_ No

*\*If Yes to #2, contact the Florida DEP for clearance documentation*

*Attach a photocopy of the NEPAAssist report and associated ECHO reports for all EPA facilities located within 3,000 feet of the project site.*

**b. Lead-based Paint (LBP):**

- 1) Was the structure built prior to 1978? \_\_\_\_\_ Yes \_\_\_\_\_ No

*For the following questions, refer to the HUD “Guidelines for the Evaluation and Control of Lead-Based pain Hazards in Housing”*

*([https://www.hud.gov/program\\_offices/healthy\\_homes/lbp/hudguidelines](https://www.hud.gov/program_offices/healthy_homes/lbp/hudguidelines)) and the “Lead Safe Housing Rule” under 24 CFR Part 35, Subparts B through M*

- 2) Is the structure exempt from LBP testing? \_\_\_\_\_ Yes \_\_\_\_\_ No

- 3) Was an LBP test conducted? \_\_\_\_\_ Yes \_\_\_\_\_ No

*Include a copy of the LBP report, homeowner notification, and inspector certificate(s). Homeowner is to be notified of test results within 15 calendar days.*

- 4) Are the LPB test results positive? \_\_\_\_\_ Yes \_\_\_\_\_ No

*If yes, provide homeowner with a copy of the Notice of Evaluation or Presumption*

- 5) Is an LBP clearance required? \_\_\_\_\_ Yes \_\_\_\_\_ No

*Include a copy of the LBP report, homeowner notification, and inspector certificate(s). Homeowner is to be notified of test results within 15 calendar days.*

**c. Asbestos (NESHAP):**

- 1) Is the home exempt from asbestos (NESHAP) requirements? \_\_\_\_ Yes \_\_\_\_ No  
*If yes, skip to #11 below*

*Refer to US EPA's Asbestos (NESHAP) requirements under 40 CFR part 61, Subpart M and Chapter 62.257, Florida Administrative Code*

- 2) Is the home or project site located in the vicinity of other housing projects associated with this grant? \_\_\_\_ Yes \_\_\_\_ No  
*See Federal Register, Vol 60, No 145, dated July 28, 1995*
- 3) Will the home require an inspection to be performed by a licensed asbestos inspector? \_\_\_\_ Yes \_\_\_\_ No  
*If yes, include a copy of the inspection report and the inspector(s) certification(s)*
- 4) If an inspection was performed, is mitigation required? \_\_\_\_ Yes \_\_\_\_ No  
*If yes, include all documentation of the mitigation measures to be performed*

**5. Endangered Species Act**

Use the Florida Fish and Wildlife Conservation Commission (FFWCC) Eagle Nest Locator website (<http://myfwc.com/wildlifehabitats/managed/bald-eagle/>) to check for Bald Eagles nest within a one mile radius of the project location. Include a copy of the Bald Eagle nest data search results, clearance documentation and permit(s) as required.

- a. Was a clearance received from the US Fish and Wildlife Service (FWS) Information for Planning and Consultation (IPaC) website? \_\_\_\_ Yes \_\_\_\_ No
- b. Was a bald eagle nest(s) located?
- 1) During a visual inspection within one mile of the project: \_\_\_\_ Yes \_\_\_\_ No
- 2) On the FFWCC website within one mile of the project site: \_\_\_\_ Yes \_\_\_\_ No
- 3) Within 660 feet of the project location: \_\_\_\_ Yes \_\_\_\_ No

*If yes, will the proposed activity occur during the nesting season (October 1 through May 15)? \_\_\_\_ Yes \_\_\_\_ No*

*If yes, contact the FFWCC (<http://myfwc.com/license/wildlife/protected-wildlife/eagle-permits/>). Include clearance documentation and a copy of all permits (if required)*

**6. Disaster Recovery Project Only:**

- a. Has a duplication of benefits been performed and cleared for the following?
- FEMA \_\_\_\_ Yes \_\_\_\_ No
- Insurance \_\_\_\_ Yes \_\_\_\_ No
- Other \_\_\_\_ Yes \_\_\_\_ No

*If yes to the above, include a copy of the Duplication of Benefits information and/or a clearance report.*