



Environmental Review & Clearance

Presented by Cynthia Vallejo



• **Training Agenda**

- **Overview of applicable laws and limitations on activities pending environmental review**
- **Required levels of review**
- **Aggregation, Clearance Strategies, Who's the RE**
- **CE not subject to 58.5**
- **Tiering**
- **Meat of the Construction Clearances**
 - **CE Subject to 58.5**
 - **Environmental Assessment**



What's the difference between:

- Neighborhood Stabilization Program (NSP) &
- HOME's OCC Program &
- Multifamily projects under any federal funds that flow through TDHCA



**Which Activities will Require
an Environmental Review?**

ALL OF THEM



Background

- **The National Environmental Policy Act (NEPA) of 1969 was enacted by Congress to ensure that federal agencies consider and address environmental impacts resulting from the activities and projects they sponsor.**
- **Congress subsequently enacted a series of statutes dealing with specific environmental issues.**



Background

- **The US Department of Housing and Urban Development (HUD) developed its own set of regulations that implement NEPA and additional environmental statutes.**
- **All HUD federally-assisted projects are subject to these requirements for environmental review and documentation.**

Environmental Regulations

- **24 CFR Part 58**

- **36 CFR Part 800 Historic Preservation**
- **24 CFR Part 55, Floodplain Management**
- **Executive Order 11988, Floodplain Management**
- **Executive Order 11990, Wetland Protection**
- **Coastal Zone Management Act [section 307 (c), (d)]**
- **Safe Drinking Water Act [42 USC 201, 300 (f) & 21 USC 349]**
- **Sole Source Aquifers [40 CFR 149]**
- **Endangered Species Act [50 CFR 402]**

Environmental Regulations

- **Wild and Scenic Rivers Act [Sections 7(b), and (c)]**
- **Clean Air Act [Sections 176 (c), (d), and 40 CFR 6, 51, 93]**
- **Farmland Protection Policy Act [7 CFR 658]**
- **Environmental Justice [Executive Order 12898]**
- **Noise Abatement and Control [24 CFR 51B]**
- **Explosive and Flammable Operations [24 CFR 51C]**
- **Toxic Chemicals and Radioactive Materials 924 CFR 58.5(i)]**
- **Airport Clear Zones and Accident Potential Zones [24 CFR 51D]**

Neighborhood Stabilization Program (NSP) Required Benchmarks

- **3 months**
 - **Broad Environmental Review Completed, Authority to Use Grant Funds Issued**
- **6 months**
 - **Site Specifics Completed, all properties Identified and Environmentally Cleared**

Required Benchmarks for HOME Environmental

- **If you are performing a tiered review:**
- **At 6 months:**
 - Exempt for Administration received, Broad Environmental Review Completed, Authority to Use Grant Funds Issued
- **At 8 months:**
 - All households to be assisted must be environmentally cleared
- **If you are **not** tiering:**
- **At 6 months**
 - The first house to be assisted must be environmentally cleared
- **At 8 months:**
 - All households to be assisted must be environmentally cleared

Required Benchmarks for HOME Environmental

- **If you are performing a tiered review:**
- **At 6 months:**
 - **Exempt for Administration received, Broad Environmental Review Completed, Authority to Use Grant Funds Issued**
- **At 8 months:**
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- **If you are not tiering:**
- **At 6 months**
 - **The first house to be assisted must be environmentally cleared**
- **At 8 months:**
 - **All households to be assisted must be environmentally cleared**



Environmental Golden Rule

Sec. 58.22 Limitations on activities pending clearance.

- (a) Neither a recipient nor any participant in the development process, including public or private nonprofit or for-profit entities, or any of their contractors, may commit HUD assistance under a program listed in Sec. 58.1(b) on an activity or project until HUD or the state has approved the recipient's RROF and the related certification from the responsible entity.
- In addition, until the RROF and the related certification have been approved, neither a recipient **nor any participant in the development process may commit non-HUD funds** on or undertake an activity or project under a program listed in Sec. 58.1(b) if the activity or project would have an adverse environmental impact or limit the choice of reasonable alternatives.



Timelines for Environmental review

- **Project Description, Aggregation, Determine Level of Environmental, Tiering Plan (1 week)**
- **Contact all appropriate agencies, gather mapping, other information for environmental review, complete checklists utilizing information gathered (30 to 90 days)**
- **Publish Required Notification (1 week)**
- **Local Comment Period (7 to 18 days)**
- **Federal Comment Period (15 days)**
- **Authority to Use Grant Funds issued**

The background of the slide features a soft-focus image of a residential scene. On the left, a portion of a red brick house with a white window is visible. The rest of the background is dominated by lush green trees and foliage, suggesting a suburban or rural setting. The overall tone is bright and natural.

Environmental Classifications:

- **Exempt**
- **Categorically Excluded**
- **Environmental Assessment**



Sec. 58.34 Exempt activities.

- (a) Except for the applicable requirements of Sec. 58.6, the responsible entity does not have to comply with the requirements of this part or undertake any environmental review, consultation or other action under NEPA and the other provisions of law or authorities cited in Sec. 58.5 for the activities exempt by this section or projects consisting solely of the following exempt activities:

Exempt Activities:

- (1) Environmental and other **studies**, resource identification and the development of plans and strategies;
- (2) Information and financial **services**;
- (3) **Administrative** and management activities;
- (4) **Public services** that will not have a physical impact or result in any physical changes, including but not limited to services concerned with employment, crime prevention, child care, health, drug abuse, education, counseling, energy conservation and welfare or recreational needs;
- (5) **Inspections and testing** of properties for hazards or defects;
- (6) Purchase of **insurance**;

Exempt Activities:

- (7) Purchase of **tools**;
- (8) **Engineering** or design costs;
- (9) Technical assistance and **training**;
- (10) Assistance for temporary or permanent improvements that do not alter environmental conditions and are limited to protection, repair, or restoration activities necessary only to control or **arrest the effects from disasters** or imminent threats to public safety including those resulting from physical deterioration;
- (11) Payment of principal and interest on **loans** made or obligations guaranteed by HUD;
- **(12)** Any of the **categorical exclusions** listed in Sec. 58.35(a) provided that there are no circumstances which require compliance with any other Federal laws and authorities cited in Sec. 58.5.

The background of the slide features a soft-focus image of a red house with a white window on the left, and a field of tall, golden-brown grasses on the right. The sky is a pale, hazy blue with some white clouds. The overall aesthetic is warm and natural.

Sec. 58.34 Exempt activities.

- (b) A recipient does not have to submit an RROF and certification, and no further approval from HUD or the State will be needed by the recipient for the drawdown of funds to carry out exempt activities and projects. However, the responsible entity must document in writing its determination that each activity or project is exempt and meets the conditions specified for such exemption under this section.

The background of the slide features a soft-focus image of a red house with a white window on the left, and a field of tall, golden-brown grass or reeds on the right. The sky is a pale, hazy blue with some white clouds. The overall tone is warm and natural.

Sec. 58.35 Categorical exclusions.

- Categorical exclusion refers to a category of activities for which no environmental impact statement or environmental assessment and finding of no significant impact under NEPA is required, except in extraordinary circumstances (see Sec. 58.2(a)(3)) in which a normally excluded activity may have a significant impact. Compliance with the other applicable Federal environmental laws and authorities listed in Sec. 58.5 is required for any categorical exclusion listed in paragraph (a) of this section.

(a) Categorical exclusions subject to Sec. 58.5.

The following activities are categorically excluded under NEPA, but may be subject to review under authorities listed in Sec. 58.5:

- (1) Acquisition, repair, improvement, reconstruction, or rehabilitation of public facilities and improvements (other than buildings) when the facilities and improvements are in place and will be retained in the same use without change in size or capacity of more than 20 percent (e.g., replacement of water or sewer lines, reconstruction of curbs and sidewalks, repaving of streets).
- (2) Special projects directed to the removal of material and architectural barriers that restrict the mobility of and accessibility to elderly and handicapped persons.

Categorical Exclusion

- **(3) Rehabilitation of buildings and improvements when the following conditions are met:**
 - **(i) In the case of a building for residential use (with one to four units), the density is not increased beyond four units,** the land use is not changed, and the footprint of the building is not increased in a floodplain or in a wetland;
 - **(ii) In the case of multifamily residential buildings:**
 - (A) Unit density is not changed more than 20 percent;
 - (B) The project does not involve changes in land use from residential to non-residential; and
 - (C) The estimated cost of rehabilitation is less than 75 percent of the total estimated cost of replacement after rehabilitation.
 - **(iii) In the case of non-residential structures, including commercial, industrial, and public buildings:**
 - (A) The facilities and improvements are in place and will not be changed in size or capacity by more than 20 percent; and
 - (B) The activity does not involve a change in land use, such as from non-residential to residential, commercial to industrial, or from one industrial use to another.

Categorical Exclusion

- (4)
 - **(i) An individual action on up to four dwelling units** where there is a maximum of four units on any one site. The units can be four one-unit buildings or one four-unit building or any combination in between; or
 - **(ii) An individual action on a project of five or more housing units** developed on **scattered sites** when **the sites** are **more than 2,000 feet apart** and there are **not more than four housing units on any one site**.
 - (iii) Paragraphs (a)(4)(i) and (ii) of **this section do not apply to rehabilitation of a building for residential use (with one to four units)** (see paragraph (a)(3)(i) of this section).
- (5) Acquisition (including leasing) or disposition of, or equity loans on an existing structure, or acquisition (including leasing) of vacant land provided that the structure or land acquired, financed, or disposed of will be retained for the same use.
- (6) Combinations of the above activities.

(b) Categorical exclusions not subject to Sec. 58.5.

- The Department has determined that the following categorically excluded activities would not alter any conditions that would require a review or compliance determination under the Federal laws and authorities cited in Sec. 58.5. When the following kinds of activities are undertaken, the responsible entity does not have to publish a NOI/RROF or execute a certification and the recipient does not have to submit a RROF to HUD (or the State) except in the circumstances described in paragraph (c) of this section. Following the award of the assistance, no further approval from HUD or the State will be needed with respect to environmental requirements, except where paragraph (c) of this section applies.
The recipient remains responsible for carrying out any applicable requirements under Sec. 58.6.

Categorically Excluded not subject to 58.5

- (1) Tenant-based rental assistance;
- (2) Supportive services including, but not limited to, health care, housing services, permanent housing placement, day care, nutritional services, short-term payments for rent/mortgage/utility costs, and assistance in gaining access to local, State, and Federal government benefits and services;
- (3) Operating costs including maintenance, security, operation, utilities, furnishings, equipment, supplies, staff training and recruitment and other incidental costs;
- (4) Economic development activities, including but not limited to, equipment purchase, inventory financing, interest subsidy, operating expenses and similar costs not associated with construction or expansion of existing operations;

Categorically Excluded not subject to 58.5

- (5) Activities to assist homebuyers to purchase existing dwelling units or dwelling units under construction, including closing costs and down payment assistance, interest buy-downs, and similar activities that result in the transfer of title.
- (6) Affordable housing pre-development costs including legal, consulting, developer and other costs related to obtaining site options, project financing, administrative costs and fees for loan commitments, zoning approvals, and other related activities which do not have a physical impact.
- (7) Approval of supplemental assistance (including insurance or guarantee) to a project previously approved under this part, if the approval is made by the same responsible entity that conducted the environmental review on the original project and re-evaluation of the environmental findings is not required under Sec. 58.47.

Categorically Excluded not subject to 58.5

- **(c) Circumstances requiring NEPA review.**
- If a responsible entity determines that an activity or project identified in paragraph (a) or (b) of this section, because of extraordinary circumstances and conditions at or affecting the location of the activity or project, may have a significant environmental effect, it shall comply with all the requirements of this part.
- (d) The Environmental Review Record (ERR) must contain a well organized written record of the process and determinations made under this section.



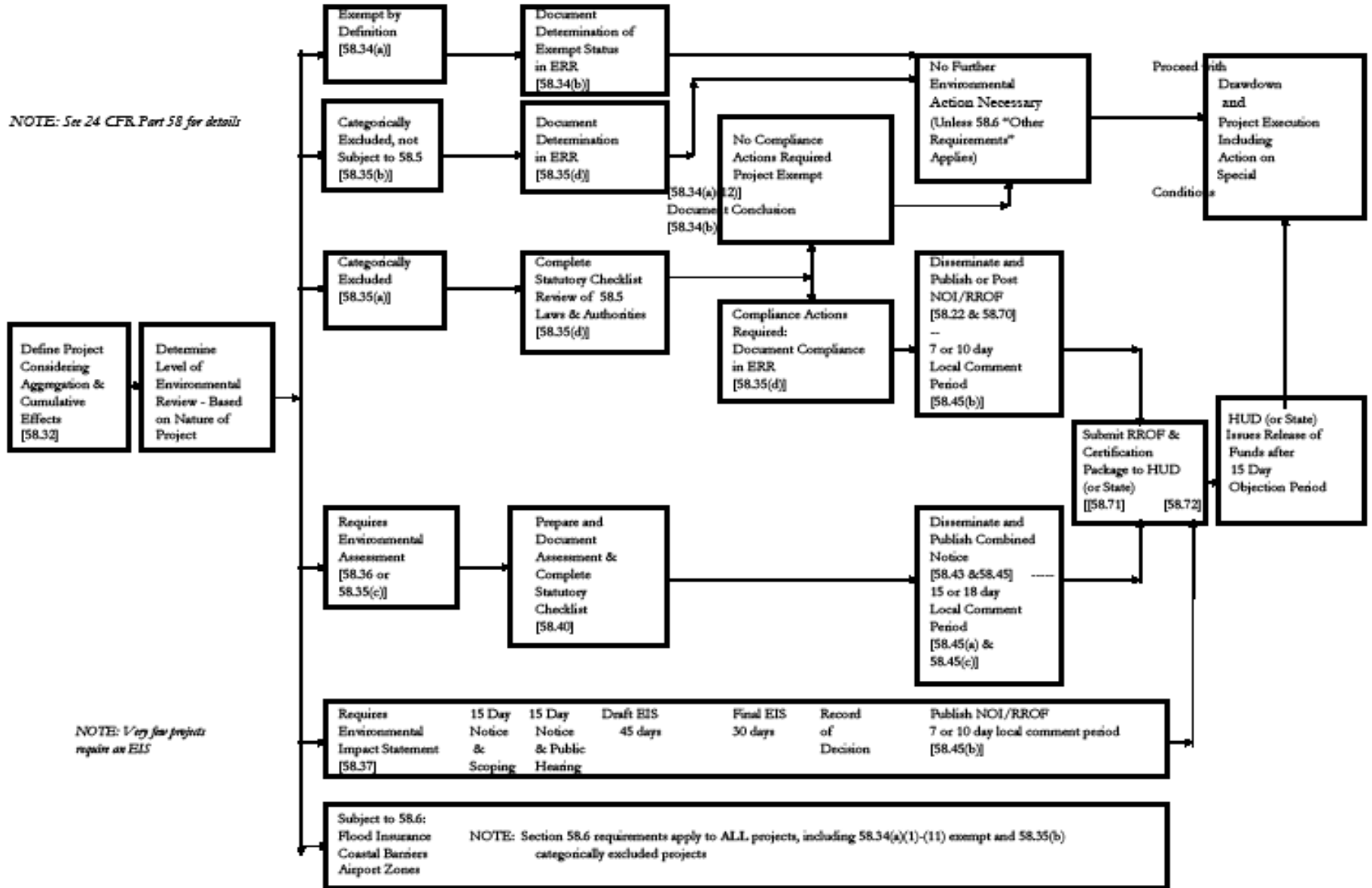
Sec. 58.36 Environmental assessments.

- If a project is not exempt or categorically excluded under Secs. §58.34 and 58.35, the responsible entity must prepare an EA in accordance with subpart E of this part. If it is evident without preparing an EA that an EIS is required under Sec. 58.37, the responsible entity should proceed directly to an EIS.**

Flow Chart of Process

ENVIRONMENTAL REVIEW FLOWCHART – WHEN GRANT RECIPIENT IS RESPONSIBLE ENTITY

NOTE: See 24 CFR Part 58 for details





Project Aggregation 24 CFR 58.32

The Responsible Entity must group together and evaluate as a single project all individual activities which are related either on a geographical or functional basis, or are logical parts of a composite of contemplated actions.

- Types of Project Aggregation
 - Geographic Aggregation
 - Functional Aggregation
 - Combination of Both



Clearance Strategies

- **Single Family**

- 24 CFR 58.34 (a)(12) Categorically Excluded (CE) subject to converted to exempt
- Tiered Review for either CE or EA
- CE or EA for identified activities

- **Multi-family**

- 24 CFR 58.34 (a)(12) Categorically Excluded (CE) subject to converted to exempt
- CE or EA for identified activities

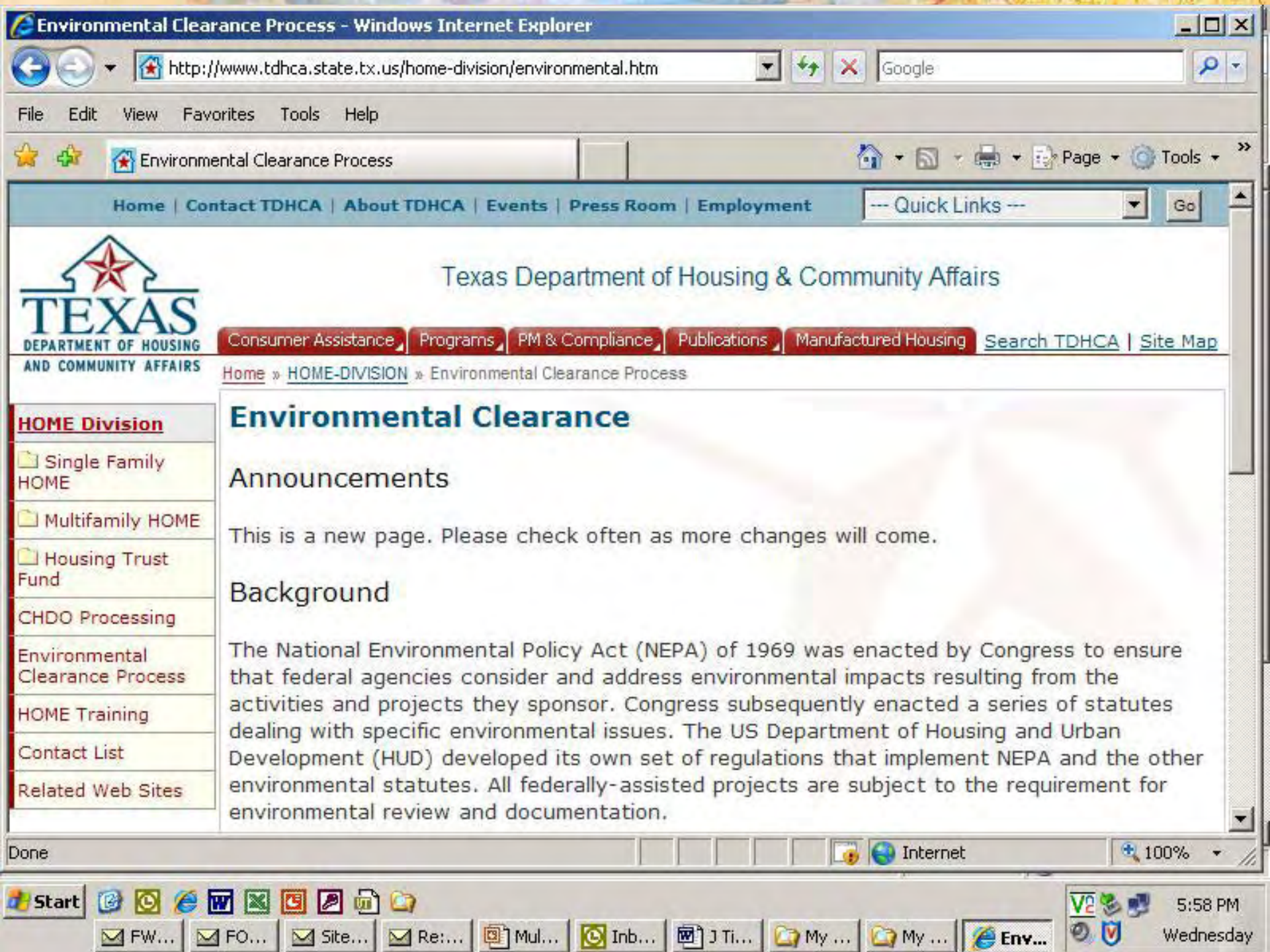
Am I the Responsible Entity?

- **City/County**
 - You are the Responsible Entity
 - You are taking on the responsibility of defending the environmental review in Federal Court
 - You are not required to submit all back-up information unless requested by Environmental Staff
- **For Profit/Non-Profit**
 - The State acts as the Responsible Entity
 - All support documentation must be submitted with the appropriate checklists for review.

So what now?

Elements of the Environmental

- Write a Project Description
- Aggregate
- Classify the Project (s)
- Start the tiering process if appropriate
- Assemble Support Documentation
- Complete the appropriate checklists
- Submit Environmental Documentation for Review
- Publish or Post Notice(s)
- Allow Local Comment period to elapse
- Submit all required documentation with “Request for Release Of Funds;” and
- Allow 15 day federal comment period to elapse
- Receive Authority to Use Grant Funds
- Site Specific Review and Clearance by property



Texas Department of Housing & Community Affairs

- Consumer Assistance
- Programs
- PM & Compliance
- Publications
- Manufactured Housing
- [Search TDHCA](#)
- [Site Map](#)

Home » [HOME-DIVISION](#) » Environmental Clearance Process

- HOME Division**
- Single Family HOME
- Multifamily HOME
- Housing Trust Fund
- CHDO Processing
- Environmental Clearance Process
- HOME Training
- Contact List
- Related Web Sites

Environmental Clearance

Announcements

This is a new page. Please check often as more changes will come.

Background

The National Environmental Policy Act (NEPA) of 1969 was enacted by Congress to ensure that federal agencies consider and address environmental impacts resulting from the activities and projects they sponsor. Congress subsequently enacted a series of statutes dealing with specific environmental issues. The US Department of Housing and Urban Development (HUD) developed its own set of regulations that implement NEPA and the other environmental statutes. All federally-assisted projects are subject to the requirement for environmental review and documentation.

Rules and Guidelines

[Environmental Procedures Manual \(PDF\)](#)

Attachments

- [A - Project Aggregation \(PDF\)](#)
- [D - Project Description \(PDF\)](#)
- [H - Statutory Checklist \(PDF\) or \(Doc form\)](#)
- [J - Tiering Review Procedures \(PDF\)](#)
- [K - Environmental Review Guide for CDBG Programs \(Green Book\) \(PDF\)](#)
- [L - Contact List \(PDF\)](#)
- [N - 8-Step Process \(PDF\)](#)
- [O - 1st 8 step Notice \(PDF\)](#)
- [P - 2nd 8 step Notice \(PDF\)](#)
- [S - 7015.15 Request for Release of Funds with Instructions \(PDF\) or \(Doc form\)](#)
- [T - FONSI NOIRROF \(PDF\)](#)
- [ZZ - Publishing Instructions for FONSI NOIRROF for nonprofits \(PDF\)](#)

For more information on the Environmental Clearance Process please contact:

Cynthia Vallejo
Environmental Specialist
(512) 475-0430
Cynthia.Vallejo@tdhca.state.tx.us

SAMPLE PROJECT DESCRIPTION

HOME Investment Partnerships Program
2004 (The City of HOMEtown) Project Description
Housing Development Program - \$500,000.00
Contract Number: 1234567

The City of HOMEtown has been awarded 2004 HOME funds in the amount of \$500,000 for the rehabilitation of a NAME ADDRESS SIZE multi-family development. [DESCRIBE THE BREAKDOWN OF FUNDS TO SPENT: (\$38 will be used to provide a new roof, \$12 for door replacement, and \$50 for the replacement of kitchen sinks)] The rehabilitation activities are scheduled for December 2006. This project will be assisting elderly and physically or mentally challenged citizens. The project location is indicated on the attached map. This project will be classified as [Certification of Exempt for HUD fund projects 24 CFR 58.34(a) (12) or Certification of Categorical Exclusion (subject to 58.5) The classification of a project listed at 24 CFR 58.35(a)(3) may be subject to provisions of Sec.58.6 as applicable.

Existing and Future Need:

The City of HOMEtown has several multifamily rental complexes which are in need of rehabilitation. This project is only one of many that could be done. There will be a need for other groups or organizations to propose future rehabilitation of the remaining complexes.

Evaluation of the effects:

Rehabilitation of this multi-family development will provide a safe and secure environment for families and will esthetically affect the community. This project will be classified as [Certification of Exempt for HUD fund projects 24 CFR 58.34(a) (12) or Certification of Categorical Exclusion (subject to 58.5) The classification of a project listed at 24 CFR 58.35(a)(3) may be subject to provisions of Sec.58.6 as applicable.

Breakdown of Funding:

Administrative costs (4%)	\$ 20,000.00
Project costs	\$480,000.00



Project Description

- The description should include the grant number
- The total cost of the project including all leveraged funds
- Funding should be broken out between Administration and Construction
- A picture of the total project and the role that the TDHCA funds will play
- And as much detail regarding construction as possible!
 - If they are tiering, general information on the broad review is acceptable and then more specific information on the site specific.

Project Aggregation 24 CFR 58.32

The Responsible Entity must group together and evaluate as a single project all individual activities which are related either on a geographical or functional basis, or are logical parts of a composite of contemplated actions.

- Types of Project Aggregation
 - Geographic Aggregation
 - Functional Aggregation
 - Combination of Both



Classification?

- **Exempt?**
- **Categorically Excluded**
 - **Subject to 58.5?**
 - **Not Subject to 58.5**
 - **Converting to Exempt?**
- **Environmental Assessment?**

Certification of Exemption for HUD funded projects

Determination of activities listed at 24 CFR 58.34(a)

May be subject to provisions of Sec 58.6, as applicable

Grant Recipient: _____ Project Name: _____
Project Description (Include all actions which are either geographically or functionally related):

Location: _____
Funding Source: CDBG HOME ESG HOPWA EDI Capital Fund Operating Subsidy Hope VI Other
Funding Amount: _____ Grant Number: _____

I hereby certify that the abovementioned project has been reviewed and determined an Exempt activity per 24 CFR 58.34(a) as follows:

	1. Environmental & other studies, resource identification & the development of plans & strategies;
	2. Information and financial services;
	3. Administrative and management activities;
	4. Public services that will not have a physical impact or result in any physical changes, including but not limited to services concerned with employment, crime prevention, child care, health, drug abuse, education, counseling, energy conservation and welfare or recreational needs;
	5. Inspections and testing of properties for hazards or defects;
	6. Purchase of insurance;
	7. Purchase of tools;
	8. Engineering or design costs;
	9. Technical assistance and training;
	10. Assistance for temporary or permanent improvements that do not alter environmental conditions and are limited to protection, repair, or restoration activities necessary only to control or arrest the effects from disasters or imminent threats to public safety including those resulting from physical deterioration;
	11. Payment of principal and interest on loans made or obligations guaranteed by HUD;
	12. Any of the categorical exclusions listed in Sec. 58.35(a) provided that there are no circumstances that require compliance with any other Federal laws and authorities cited in Sec. 58.5.

If your project falls into any of the above categories, no Request for Release of Funds (RROF) is required, and no further environmental approval from HUD will be needed by the recipient for the draw-down of funds to carry out exempt activities and projects. The responsible entity must maintain this document as a written record of the environmental review undertaken under this part for each project.

By signing below the Responsible Entity certifies in writing that each activity or project is exempt and meets the conditions specified for such exemption under section 24 CFR 58.34(a). Please keep a copy of this determination in your project files.

Responsible Entity Certifying Official Name

Title (please print)

Responsible Entity Certifying Official Signature

Date

Certification of Categorical Exclusion (not subject to 58.5)

Determination of activities listed at 24 CFR 58.35(b)
 May be subject to provisions of Sec 58.6, as applicable

Grant Recipient: _____ Project Name: _____
 Project Description (Include all actions which are either geographically or functionally related): _____

Location: _____
 Funding Source: CDBG HOME ESG HOPWA EDI Capital Fund Operating Subsidy Hope VI Other
 Funding Amount: _____ Grant Number: _____

I hereby certify that the abovementioned project has been reviewed and determined to be a Categorically Excluded activity (not subject to 58.5) per 24 CFR 58.35(b) as follows:

1. Tenant-based rental assistance;
2. Supportive services including, but not limited to, health care, housing services, permanent housing placement, day care, nutritional services, short-term payments for rent/mortgage/utility costs, and assistance in gaining access to local, State, and Federal government benefits and services;
3. Operating costs including maintenance, security, operation, utilities, furnishings, equipment, supplies, staff training and recruitment and other incidental costs;
4. Economic development activities, including but not limited to, equipment purchase, inventory financing, interest subsidy, operating expenses and similar costs not associated with construction or expansion of existing operations;
5. Activities to assist homebuyers to purchase existing dwelling units or dwelling units under construction, including closing costs and down payment assistance, interest buydowns, and similar activities that result in the transfer of title.
6. Affordable housing pre-development costs including legal, consulting, developer and other costs related to obtaining site options, project financing, administrative costs and fees for loan commitments, zoning approvals, and other related activities which do not have a physical impact.
7. Approval of supplemental assistance (including insurance or guarantee) to a project previously approved under this part, if the approval is made by the same responsible entity that conducted the environmental review on the original project and re-evaluation of the environmental findings is not required under Sec. 58.47.

If your project falls into any of the above categories, no Request for Release of Funds (RROF) is required, and no further environmental approval from HUD will be needed by the recipient for the draw-down of funds to carry out exempt activities and projects. The responsible entity must maintain this document as a written record of the environmental review undertaken under this part for each project.

By signing below the Responsible Entity certifies in writing that each activity or project is Categorically Excluded (not subject to 58.5) and meets the conditions specified for such determination per section 24 CFR 58.35(b). Please keep a copy of this determination in your project files.

 Responsible Entity Certifying Official Name & Title (please print)

 Responsible Entity Certifying Official Signature

 Date

**Compliance Documentation Checklist
 24 CFR 58.6**

Grant Recipient: _____ Project Name: _____
 Project Description (Include all actions which are either geographically or functionally related): _____

Level of Environmental Review Determination: _____
 Select One: (1) Exempt per 24 CFR 58.34, or (2) Categorically Excluded not subject to statutes per § 58.35(b), or (3) Categorically Excluded subject to statutes per § 58.35(a), or (4) Environmental Assessment per § 58.36, or (5) EIS per 40 CFR 1500

STATUTES and REGULATIONS listed at 24 CFR 58.6

FLOOD DISASTER PROTECTION ACT

- Does the project involve acquisition, construction or rehabilitation of structures located in a FEMA-identified Special Flood Hazard?
 No; Cite Source Document: _____
 Yes; Source Document: _____
- Is the community participating in the National Insurance Program (or has less than one year passed since FEMA notification of Special Flood Hazards)?
 Yes (Flood Insurance under the National Flood Insurance Program must be obtained and maintained for the economic life of the project, in the amount of the total project cost. A copy of the flood insurance policy declaration must be kept on file). (Appendix I)
 No (Federal assistance may not be used in the Special Flood Hazards Area).

COASTAL BARRIERS RESOURCES ACT

- Is the project located in a coastal barrier resource area?
 No; Cite Source Documentation:
 (This element is completed).
 Yes - Federal assistance may not be used in such an area.

AIRPORT RUNWAY CLEAR ZONES AND CLEAR ZONES DISCLOSURES

- Does the project involve the sale or acquisition of existing property within a Civil Airport's Runway Clear Zone or a Military Installation's Clear Zone?
 No; Source Documentation: _____

Project complies with 24 CFR 51.303(a)(3).

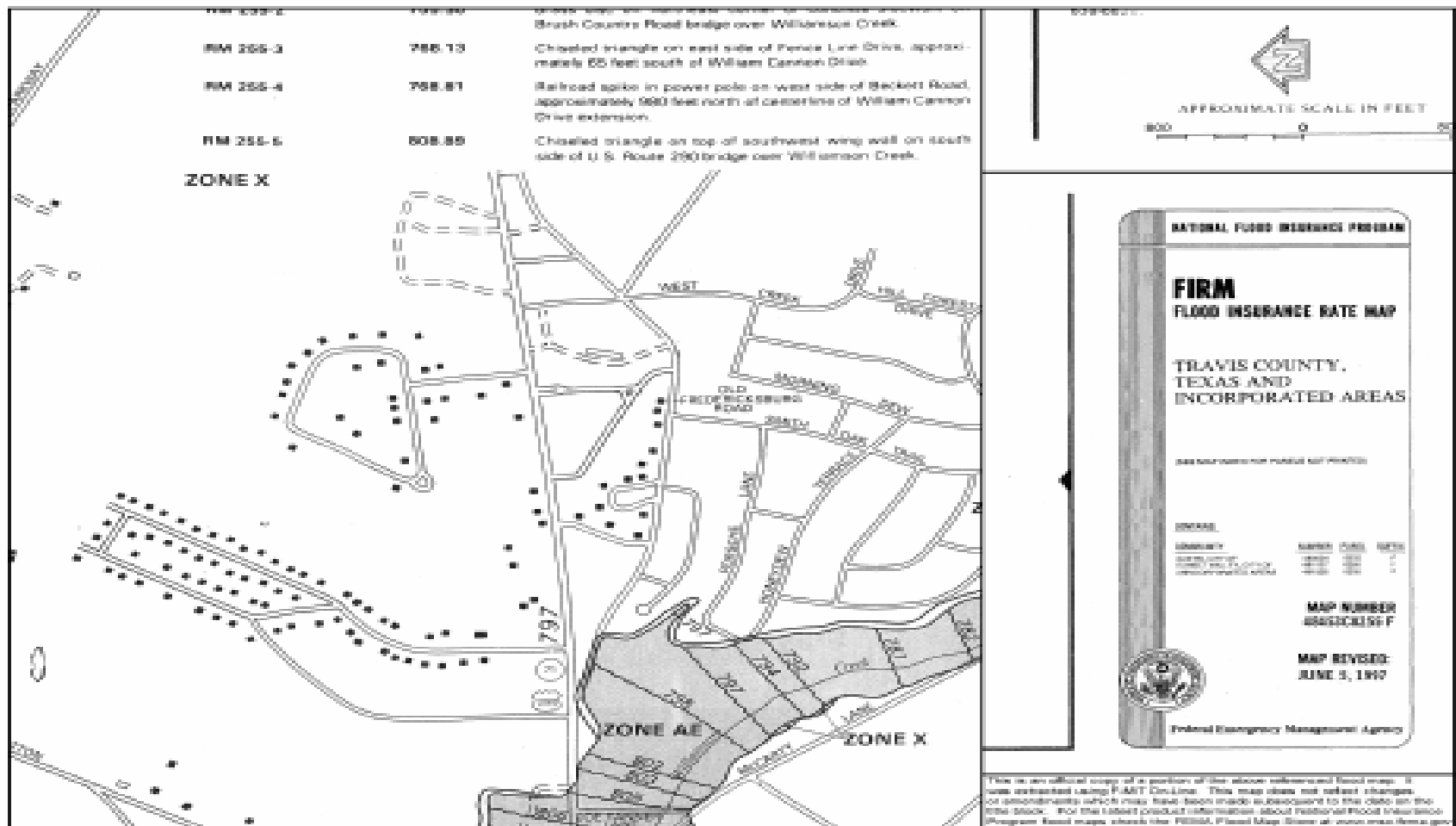
Yes; Disclosure statement must be provided to buyer and a copy of the signed disclosure must be maintained in this Environmental Review Record (Appendix II)

Prepared by (name and title, please print): _____

Signature: _____

Date: _____

Appropriate FEMA Documentation



If you are not near the coastline, this type of map from yahoo is an option for documentation





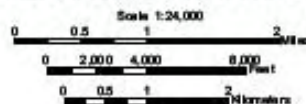
This map, prepared by the Texas General Land Office, is intended to be used as a general guide only. It is not to be used for any purpose for which the general location of Coastal Barrier Features was not determined.

For more information please call the Houston L.G.O. Field Office at the main (713) 775-1100 or (281) 288-8222.

For a brochure on obtaining copies of the official LORWS maps, please visit the CBRIS Web site: www.lorws.gov/CRIS/index.html

The Texas General Land Office makes no representation or warranty regarding the accuracy or completeness of the information displayed on this map or its data base which is used for reference. This is not an LORWS unit. It is not a regulated area and does not require a permit to be placed or established because the barrier protects a public land.

COASTAL BARRIER RESOURCES SYSTEM GALVESTON ISLAND UNIT TX-05P



- CBRIS Unit Boundary
- Otherwise Protected Area



Texas General Land Office
Resource Management
July 2002

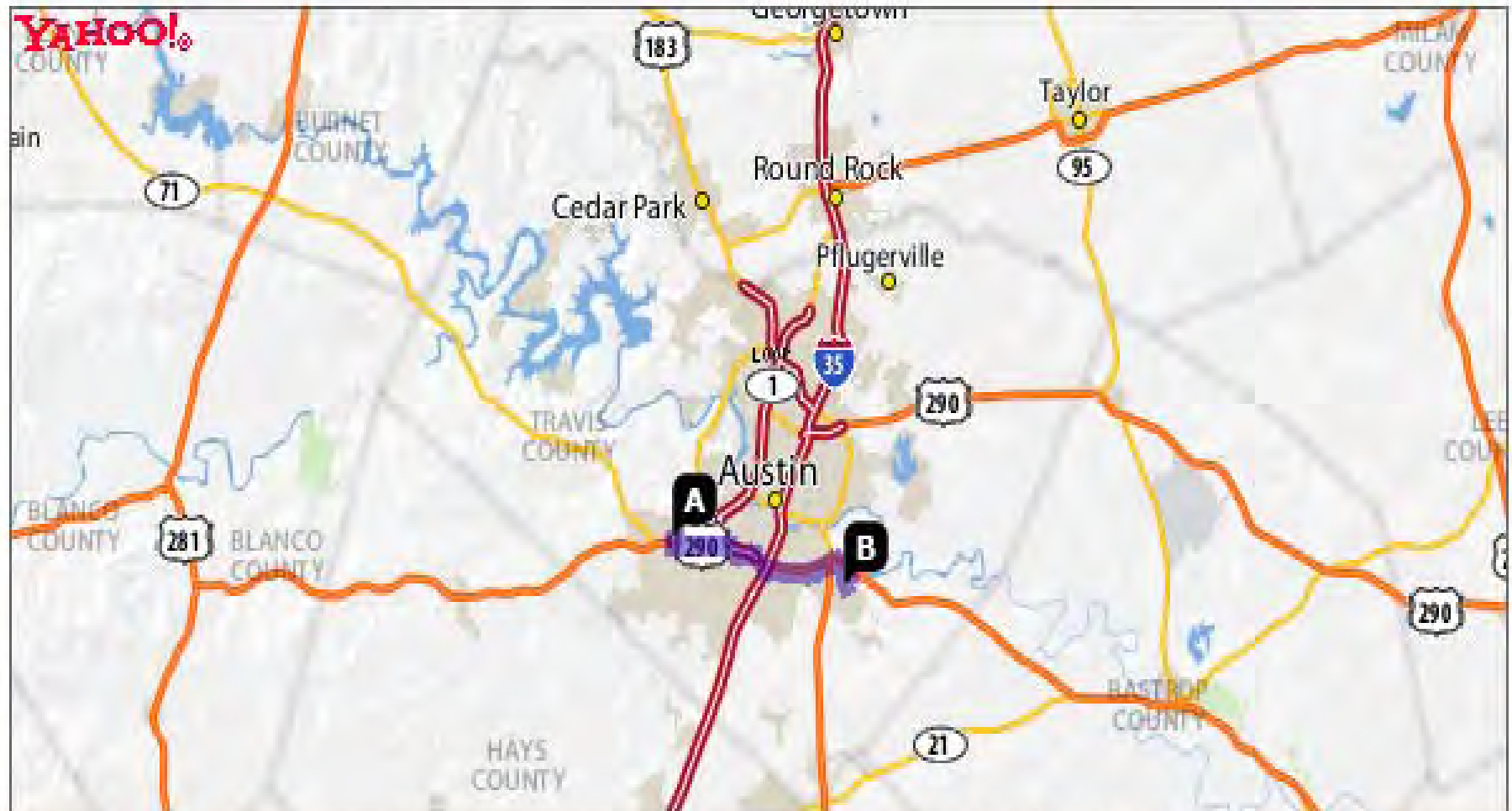
9. Follow the signs to your terminal

B

AUSTIN-BERGSTROM INTERNATIONAL AIRPORT
AUSTIN-BERGSTROM INTERNATIONAL AIRPORT, AUSTIN, TX 78719, UNITED STATES

Distance: 13.9 miles, Time: 21 mins

Map Layout:





**NOTICE TO PROSPECTIVE BUYERS OF PROPERTIES
LOCATED IN RUNWAY CLEAR ZONES
AND CLEAR ZONES/ACCIDENT POTENTIAL ZONES**

(In accordance with 24 CFR Part 51, Section 51.303(a)(3), this notice must be given to anyone interested either in buying an existing HUD property, or using HUD assistance to buy an existing property, which is located in either a Runway Clear Zone at a civil airport or a Clear Zone/Accident Potential Zone at a military installation.)

The property which you are interested in purchasing at _____ is located in the Runway Clear Zone/Clear Zone/Accident Potential Zone for _____.

Studies have shown that if an accident were to occur it is more likely to occur within the Runway Clear Zone/Clear Zone/Accident Potential Zone than in other areas around the airport/airfield. Please note that we are not discussing the chances that an accident will occur, only where one is most likely to occur.

You should also be aware that the airport/airfield operator may wish to purchase the property at some point in the future as part of a Runway Clear Zone/Clear Zone/Accident Potential Zone acquisition program. Such programs have been underway for many years at airports and airfields across the country. We cannot predict if or when this might happen since it is a function of many factors, particularly the availability of funds, but it is a possibility.

We wanted to bring this information to your attention. Your signature on the space below indicates that you are now aware that the property you are interested in is located in a Runway Clear Zone/Clear Zone/Accident Potential Zone.

Signature of prospective buyer

Date

Type or print name of prospective buyer

(This notice must be maintained as part of the file on this action.)



Construction

- **Categorically Excluded Subject to 58.5**
 - **Converting to Exempt? Yes/NO or**
- **Environmental Assessment**



Tiering

- All of the project addresses are not known.
- A tiered project allows the analysis to be completed on a geographic area to address environmental impacts that might occur, or not occur on a typical site within the area.

Environmental Assessment

U.S. Department of Housing and Urban Development
Office of Community Planning and Development

Environmental Review Guide for Community Development Block Grant Programs

Environmental Assessment

Page 1 of 5

Environmental Assessment Checklist

Page 4 of 5

Farmstead Protection Farmstead Protection Policy Act [7 CFR 658]									
Environmental Justice [Executive Order 12896]									

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Environmental Assessment Checklist

Checklist

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Page 3 of 5

STATUTORY CHECKLIST

24 CFR §58.5 STATUTES, EXECUTIVE ORDERS & REGULATIONS

Project Name: _____

Project Description (Include all actions which are either geographically or functionally related):

Location: _____

This project is determined to be categorically excluded according to: [Cite section(s)] _____

Compliance Factors:

Statutes, Executive Order, and
Regulations listed at 24 CFR §58.5

N/A

Overlapping,
Review,
Permit
Request

Consistency
Determinations

Conditions,
Mitigation

Compliance Documentation

Appendix III

Compliance Factors:	N/A	Overlapping, Review, Permit Request	Consistency Determinations	Conditions, Mitigation	Compliance Documentation Appendix III
Historic Preservation [36 CFR Part 800]					
Floodplain Management [24 CFR 55, Executive Order 11988]					
Wetland Protection [Executive Order 11990]					
Coastal Zone Management Coastal Zone Management Act [Sections 307(c), (d)]					
Water Quality Safe Drinking Water Act (42 USC 201, 300(f) & 21 U.S.C. 349)					
Sole Source Aquifers [40 CFR 149]					
Fish and Wildlife Endangered Species Act [50 CFR 402]					
Wild and Scenic Rivers Wild and Scenic Rivers Act [Sections 7(b), and (c)]					
Clean Air Clean Air Act [Sections 176(c), (d)]					

DATE: _____

DATE: _____

Compliance Documentation Checklist 24 CFR 58.6

Grant Recipient: _____ Project Name: _____
Project Description (Include all actions which are either geographically or functionally related):

Level of Environmental Review Determination:

Select One: (1) Exempt per 24 CFR 58.34, or (2) Categorically Excluded not subject to statutes per § 58.35(b), or (3) Categorically Excluded subject to statutes per § 58.35(a), or (4) Environmental Assessment per § 58.36, or (5) EIS per 40 CFR 1500

STATUTES and REGULATIONS listed at 24 CFR 58.6

FLOOD DISASTER PROTECTION ACT

1. Does the project involve acquisition, construction or rehabilitation of structures located in a FEMA-identified Special Flood Hazard?

No; Cite Source Document: _____

Yes; Source Document: _____

2. Is the community participating in the National Insurance Program (or has less than one year passed since FEMA notification of Special Flood Hazards)?

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

No (Federal assistance may not be used in the Special Flood Hazards Area).

COASTAL BARRIERS RESOURCES ACT

1. Is the project located in a coastal barrier resource area?

No; Cite Source Documentation:
(This element is completed).

Yes - Federal assistance may not be used in such an area.

AIRPORT RUNWAY CLEAR ZONES AND CLEAR ZONES DISCLOSURES

1. Does the project involve the sale or acquisition of existing property within a Civil Airport's Runway Clear Zone or a Military Installation's Clear Zone?

No; Source Documentation: _____

Project complies with 24 CFR 51.303(a)(3).

Yes; Disclosure statement must be provided to buyers and a copy of the signed disclosure must be maintained in this Environmental Review Record (Appendix II)

Prepared by (name and title, please print): _____

Signature: _____

Date: _____

Attachment K

Mandatory Comment Periods

Categorically Excluded subject to 58.6	Local Comment Period	Federal Comment Period
Publish	7	15
Post	10	15
Environmental Assessment	Local Comment Period	Federal Comment Period
Publish	15	15
Post	18	15

**Sample Only!
Sample!**

**SITE SPECIFIC CHECKLIST
New Home Inc. Contract Number 1000*****

Grant Recipient: _____ Project Name: _____

Project Description (Include all actions which are either geographically or functionally related):

Location: _____

This project is determined to be categorically excluded or require EA according to: [Cite section(s)] _____

Date of Publication: _____ Date of Issuance of Authority to Use Grant Funds: _____

The following Compliance Factors were evaluated in the Broad Review: _____

Compliance Factors:

Statutes, Executive Orders, and
Regulations listed at 24 CFR §58.5

N/A

Coordination,
Review,
Permits
Required

Consistency
Determination

Conditions,
Mitigation

Compliance Documentation

Historic Preservation [36 CFR Part 800]					
Floodplain Management [24 CFR 55, Executive Order 11988]					
Noise Abatement and Control [24 CFR 51B]					

PREPARER SIGNATURE: _____ DATE: _____

PREPARER NAME: _____

RESPONSIBLE ENTITY

OFFICIAL SIGNATURE: _____

NAME, TITLE: _____

DATE: _____

Tiering Plan

Tiering Procedures

24 CFR Part 58 states that a responsible entity may tier its environmental reviews and assessments to eliminate repetitive discussions of the same issues at subsequent levels of review. Tiering is appropriate when there is a requirement to evaluate a policy or proposal in the early stages of development or when site specific analysis or mitigation is not currently feasible and a more narrow or focused analysis is better done at a later date.

The following procedures constitute the tiering process:

1. A program description should be provided. (describe timing and staff responsibility)
2. A broad environmental review (the strategy) of the program must be completed. The broad review should identify and evaluate those issues ripe for decision and exclude those issues not relevant to the policy, program or project under consideration. The broader review should also establish the policy, standard or process to be followed in the site-specific review and include the following:
 - a. A complete project description (including: contract number, total cost and HUD funds used, how funds will be used, target population, number receiving assistance, amount per individual, location, size, function, existing and future need, and an evaluation of the effects)
 - b. Determine classification (level of review) for project (unspecified sites)
 - c. Complete the applicable environmental review based on classification. Identify and evaluate issues ripe for decision
 - d. Establish the policy, standard or process to be followed in the site-specific review and develop the site-specific checklist.
 - e. Complete the Public Notice, Finding of No Significant Impact (FONSI) (summary of the assessment), and RROF procedures. The FONSI with respect to the broader assessment shall include a summary of the assessment and identify the significant issues to be considered in site-specific reviews.
3. After each location is determined the staff must:
 - a. Describe activity for that location
 - b. Summarize the issues addressed in the broader review
 - c. Complete site-specific review checklist and certify
 - d. Obligate or commit funds to the site specific-activity
 - e. File site-specific review checklist and any supporting documentation in the environmental review record.



Categorically Excluded Subject to 58.5:

Categorically Excluded Subject to 58.5:



Certification of Categorical Exclusion (subject to 58.5)

Determination of activities listed at 24 CFR 58.35(a)
 May be subject to provisions of Sec 58.6, as applicable

Grant Recipient: _____ Project Name: _____
 Project Description (Include all actions which are either geographically or functionally related):

Location: _____
 Funding Source: CDBG HOME ESG HOPWA EDI Capital Fund Operating Subsidy Hope VI Other
 Funding Amount: _____ Grant Number: _____

I hereby certify that the abovementioned project has been reviewed and determined to be a Categorical Excluded activity (subject to 58.5) per 24 CFR 58.35(a) as follows:

	1. Acquisition, repair, improvement, reconstruction, or rehabilitation of public facilities and improvements (other than buildings) when the facilities and improvements are in place and will be retained in the same use without change in size or capacity of more than 20 percent (e.g., replacement of water or sewer lines, reconstruction of curbs and sidewalks, repaving of streets);
	2. Special projects directed to the removal of material and architectural barriers that restrict the mobility of and accessibility to elderly and handicapped persons;
	3. Rehabilitation of buildings and improvements when the following conditions are met: i. In the case of a building for residential use (with one to four units), the density is not increased beyond four units, the land use is not changed, and the footprint of the building is not increased in a floodplain or in a wetland; ii. In the case of multifamily residential buildings: (A) Unit density is not changed more than 20 percent; (B) The project does not involve changes in land use from residential to non-residential; and (C) The estimated cost of rehabilitation is less than 75 percent of the total estimated cost of replacement after rehabilitation. iii. In the case of non-residential structures, including commercial, industrial, and public buildings: (A) The facilities and improvements are in place and will not be changed in size or capacity by more than 20 percent; and (B) The activity does not involve a change in land use, such as from non-residential to residential, commercial to industrial, or from one industrial use to another.
	4. (i) An individual action on up to four dwelling units where there is a maximum of four units on any one site. The units can be four one-unit buildings or one four-unit building or any combination in between; or (ii) An individual action on a project of five or more housing units developed on scattered sites when the sites are more than 2,000 feet apart and there are not more than four housing units on any one site. (iii) Paragraphs (a)(4)(i) and (ii) of this section do not apply to rehabilitation of a building for residential use (with one to four units) (see paragraph (a)(3)(i) of this section).
	5. Acquisition (including leasing) or disposition of, or equity loans on an existing structure, or acquisition (including leasing) of vacant land provided that the structure or land acquired, financed, or disposed of will be retained for the same use.
	6. Combinations of the above activities.

The responsible entity must also complete and attach a Statutory Checklist. By signing below the Responsible Entity certifies in writing that each activity or project is Categorical Excluded (subject to 58.5) and meets the conditions specified for such exemption under section 24 CFR 58.35(a). Please keep a copy of this determination in your project files.

 Responsible Entity Certifying Official Name Title (please print)

 Responsible Entity Certifying Official Signature Date

Statutory Checklist

STATUTORY CHECKLIST For Categorical Excluded Projects Only 24 CFR §58.5 STATUTES, EXECUTIVE ORDERS & REGULATIONS

Grant Recipient: _____ Project Name: _____

Project Description (Include all actions which are either geographically or functionally related):

Location: _____

This project is determined to be categorically excluded according to: [Cite section(s)] _____

Compliance Factors:

Statutes, Executive Orders, and
Regulations listed at 24 CFR §58.5

N/A	Compliance, Barriers, Permits Required	Continuity Determination	Conditions, Mitigation	Compliance Documentation
-----	---	-----------------------------	---------------------------	--------------------------

Historic Preservation [36 CFR Part 800]				
Floodplain Management [24 CFR 55, Executive Order 11988]				
Wetland Protection [Executive Order 11990]				
Coastal Zone Management Act [Sections 307(c), (d)]				
Safe Drinking Water Act (42 USC 201, 300(f) & 21 U.S.C. 349)				
Sole Source Aquifers [40 CFR 149]				
Endangered Species Act [50 CFR 402]				
Wild and Scenic Rivers Act [Sections 7(b), and (c)]				
Clean Air Act [Sections 176(c), (d), and 40 CFR 6.51, 93]				

Farmland Protection Policy Act [7 CFR 658]				
Environmental Justice [Executive Order 12898]				
HUD ENVIRONMENTAL STANDARDS				
Noise Abatement and Control [24 CFR 51B]				
Explosive and Flammable Operations [24 CFR 51C]				
Toxic Chemicals and Radioactive Materials [24 CFR 58.5(i)]				
Airport Clear Zones and Accident Potential Zones [24 CFR 51D]				

DETERMINATION:

- () This project converts to Exempt, per Section 58.34(a)(12), because it does not require any mitigation for compliance with any listed statutes or authorities, nor requires any formal permit or license (Status "A" has been determined in the status column for all authorities); Funds may be drawn down for this (now) EXEMPT project; OR
- () This project cannot convert to Exempt because one or more statutes/authorities require consultation or mitigation. Complete consultation/mitigation requirements, publish NOI/RROF and obtain Authority to Use Grant Funds (HUD 7015.16) per Section 58.70 and 58.71 before drawing down funds; OR
- () The unusual circumstances of this project may result in a significant environmental impact. This project requires preparation of an Environmental Assessment (EA). Prepare the EA according to 24 CFR Part 58 Subpart E.

PREPARER SIGNATURE: _____ DATE: _____

PREPARER NAME: _____

RESPONSIBLE ENTITY AGENCY

OFFICIAL SIGNATURE: _____

NAME, TITLE: _____

DATE: _____



Compliance Documentation Checklist

Compliance Documentation Checklist 24 CFR 58.6

Grant Recipient: _____ Project Name: _____
Project Description (Include all actions which are either geographically or functionally related):

Level of Environmental Review Determination:

Select One: (1) Exempt per 24 CFR 58.34, or (2) Categorically Excluded not subject to statutes per § 58.35(b), or (3) Categorically Excluded subject to statutes per § 58.35(a), or (4) Environmental Assessment per § 58.36, or (5) EIS per 40 CFR 1500

STATUTES and REGULATIONS listed at 24 CFR 58.6

FLOOD DISASTER PROTECTION ACT

1. Does the project involve acquisition, construction or rehabilitation of structures located in a FEMA-identified Special Flood Hazard?

No; Cite Source Document: _____

Yes; Source Document: _____

2. Is the community participating in the National Insurance Program (or has less than one year passed since FEMA notification of Special Flood Hazards)?

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

No (Federal assistance may not be used in the Special Flood Hazards Area).

COASTAL BARRIERS RESOURCES ACT

1. Is the project located in a coastal barrier resource area?

No; Cite Source Documentation:
(This element is completed).

Yes - Federal assistance may not be used in such an area.

AIRPORT RUNWAY CLEAR ZONES AND CLEAR ZONES DISCLOSURES

1. Does the project involve the sale or acquisition of existing property within a Civil Airport's Runway Clear Zone or a Military Installation's Clear Zone?

No; Source Documentation: _____

Project complies with 24 CFR 51.303(a)(3).

Yes; Disclosure statement must be provided to buyer and a copy of the signed disclosure must be maintained in this Environmental Review Record (Appendix II)

Prepared by (name and title, please print): _____

Signature: _____

Date: _____

Who do I contact?

TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS HOME Investment Partnerships Program



Contact Information List for Environmental Review Process

AIRPORT CLEAR ZONES

For Airport Clear Zones Contact Military Air Field (Base) and/or Civil Airports

AIR QUALITY

Environmental Protection Agency

Mr. Jan Moneysmith
(214) 665-2729 or
Ms. Ruth Tatom
(214) 665-8355

www.epa.gov

Type "Green Book" in search
List of "nonattainment" areas

ASBESTOS

Texas Department of State Health Services

Todd Winkler, P.E. Chief
Asbestos Program Branch
Division of Occupational Health
1100 West 49th Street
Austin, TX 78756-3199
Phone: (512) 834-6600 (press 2 on menu)
Fax: (512) 834-6644

Environmental Protection Agency (EPA)

Region VI, (6T-PT)
Steve Vargo, Asbestos Coordinator
1445 Ross Avenue
Dallas, TX 75202-2733
Phone: (214) 665-7244
Fax: (214) 665-2164
Toll free: (800) 887-6063

Occupational Safety and Health Administration (OSHA)

Rex McKinney, Industrial Hygienist
525 Griffin Street, Room 602
Dallas, TX 75202
Phone: (214) 320-2400
Alternative Contact:
Josh Lewis, Industrial Hygienist
8344 East R. L. Thornton Freeway, Suite 420
Dallas, TX 75228
Phone: (214) 320-2400

Environmental Procedures Manual
Contact Information List - Attachment L

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January, 2006

COASTAL AREAS - COASTAL BARRIER RESOURCES

United States Department of the Interior
U. S. Fish and Wildlife Service
Ecological Services Field Office
Field Supervisor

Jefferson, Brazoria, Cherokee, Chambers,
Matagorda, and Galveston County.

Call (281) 286-3282

Other coastal counties:

Call (361) 994-9005

COASTAL AREAS - COASTAL ZONE MANAGEMENT

Texas General Land Office

Coastal Zone Management
Sally Davenport, Associate Deputy Commissioner
1700 North Congress Avenue

Austin, TX 78701-1495

Phone: (512) 936-5059

Fax: (512) 463-5098

Debbie Cortez - (512) 936-0681

www.glo.state.tx.us

ENDANGERED SPECIES

Congress designated the U. S. Department of the Interior - Fish and Wildlife as the regulatory authority.

United States Department of the Interior

U. S. Fish and Wildlife Service
Ecological Services Field Office
Field Supervisor

10711 Burnet Road, Suite 200

Austin, TX 78758-4455

Phone: (512) 490-0057

Fax: (512) 490-0974

Biologists in Ecological Services Reference
Notebook

Environmental Procedures Manual
Contact Information List - Attachment L

Page 1 of 4
January, 2006

Conclusion

Now with these two checklists you have two avenues you might use to clear this project

- If there are no factors that need mitigation on either list then you may convert this project to exempt
- If not then you must publish a notice of intent to request a release of funds

Convert or Publish?

Farmland Protection Policy Act [7 CFR 658]				
Environmental Justice [Executive Order 12898]				
HUD ENVIRONMENTAL STANDARDS				
Noise Abatement and Control [24 CFR 51B]				
Explosive and Flammable Operations [24 CFR 51C]				
Toxic Chemicals and Radioactive Materials [24 CFR 58.5(i)]				
Airport Clear Zones and Accident Potential Zones [24 CFR 51D]				

DETERMINATION:

- () This project converts to Exempt, per Section 58.34(a)(12), because it does not require any mitigation for compliance with any listed statutes or authorities, nor requires any formal permit or license (Status "A" has been determined in the status column for all authorities); Funds may be drawn down for this (now) EXEMPT project; OR
- () This project cannot convert to Exempt because one or more statutes/authorities require consultation or mitigation. Prepare consultation/mitigation requirements, publish NOL/ROF and obtain Authority to Use Grant Funds (HUD per Section 58.70 and 58.71 before drawing down funds; OR
- () Unusual circumstances of this project may result in a significant environmental impact. This project requires preparation of an Environmental Assessment (EA). Prepare the EA according to 24 CFR Part 58 Subpart E.

PREPARER SIGNATURE: _____ DATE: _____

PREPARER NAME: _____

RESPONSIBLE ENTITY AGENCY

OFFICIAL SIGNATURE: _____

NAME, TITLE: _____

DATE: _____



Public Notice and Mandated Comment Periods

- You will then be required to Publish or Post a Notice of Intent to Request a Release of Funds**

	Local Comment Period	Federal Comment Period
Publish	7 days	15 days
Post	10 days	15 days

NOI-RROF

SAMPLE

NOTICE OF INTENT TO REQUEST RELEASE OF FUNDS

(Date of Notice)

(Name of Responsible Entity (RE))

(Address)

(City, State, Zip Code)

(Telephone Number of RE Preparer Agency)

On or about (at least one day after the end of the comment period) the (name of RE) will [if the re is not also the grantee insert the following language here--"authorize the (name of grantee) to"] submit a request to the (HUD/state administering agency) for the release of (name of grant program) funds under [title/section ()] of the (name of the Act) of (date of Act), as amended, to undertake a project known as (project title), for the purpose of (nature/scope of project, and project address/location if applicable).

The activities proposed [Alternative #1: are categorically excluded under HUD regulations at 24 CFR Part 58 from National Environmental Policy Act requirements-- Alternative #2: comprise a project for which a finding of no significant impact on the environment was (published/posted) on (date of finding publication or posting)]. An Environmental Review Record (ERR) that documents the environmental determinations for this project is on file at (name and address of RE office where ERR can be examined and name and address of other locations where the record is available for review) and may be examined or copied weekdays () A.M. to () P.M.

PUBLIC COMMENTS

Any individual, group, or agency may submit written comments on the ERR to the (RE designated office responsible for receiving and responding to comments). All comments received by (if notice is published, notice date plus seven days--if notice is posted, posting date plus ten days) will be considered by the (name of RE) prior to authorizing submission of a request for release of funds.

RELEASE OF FUNDS

The (name of RE) certifies to (HUD/state) that (name of certifying officer) in (his/her) capacity as (official title) consents to accept the jurisdiction of the Federal Courts if an action is brought to enforce responsibilities in relation to the environmental review process and that these responsibilities have been satisfied. (HUD's/state's) approval of the certification satisfies its responsibilities under NEPA and related laws and authorities, and allows the (name of grantee) to use Program funds.

OBJECTIONS TO RELEASE OF FUNDS

(HUD/state) will consider objections to its release of funds and the (RE's name) certification received by (anticipated date of HUD/state receipt of RROF/c plus fifteen days) or for a period of fifteen days following its actual receipt of the request (whichever is later) only if they are on one of the following bases: (a) the certification was not executed by the Certifying Officer of the (name of RE); (b) the (RE) has omitted a step or failed to make a decision or finding required by HUD regulations at 24 CFR Part 58; (c) the grant recipient or other participants in the project have committed funds or incurred costs not authorized by 24 CFR Part 58 before approval of a release of funds by (HUD/state); or (d) another Federal agency acting pursuant to 40 CFR Part 1504 has submitted a written finding that the project is unsatisfactory from the standpoint of environmental quality. Objections must be prepared and submitted in accordance with the required procedures (24 CFR Part 58) and shall be addressed to (HUD/state grant administration office) at (address of that office). Potential objectors should contact (HUD/state) to verify the actual last day of the objection period.

(name and title of re certifying officer)

RROF

Request for Release of Funds and Certification

U.S. Department of Housing and Urban Development
Office of Community Planning and Development

OMB No. 2505-0087
(exp. 12/31/2007)

This form is to be used by Responsible Entities and Recipients (as defined in 24 CFR 58.2) when requesting the release of funds, and requesting the authority to use such funds, for HUD programs identified by statutes that provide for the assumption of the environmental review responsibility by units of general local government and States. Public reporting burden for this collection of information is estimated to average 36 minutes per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. This agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless that collection displays a valid OMB control number.

Part 1. Program Description and Request for Release of Funds (to be completed by Responsible Entity)

1. Program Title(s)	2. HUD/State Identification Number (HUD GRANT NUMBER)	3. Recipient Identification Number (optional)
4. OMB Catalog Number(s)	5. Name and address of responsible entity	
6. For information about this request, contact (name & phone number)		
8. HUD or State Agency and office unit to receive request	7. Name and address of recipient (if different than responsible entity)	

The recipient(s) of assistance under the program(s) listed above requests the release of funds and removal of environmental grant conditions governing the use of the assistance for the following

9. Program Activity(ies)/Project Name(s)	10. Location (Street address, city, county, State)
11. Program Activity/Project Description (Including grant amount)	

Part 2. Environmental Certification (to be completed by responsible entity)

With reference to the above Program Activity(ies)/Project(s), I, the undersigned officer of the responsible entity, certify that:

- The responsible entity has fully carried out its responsibilities for environmental review, decision-making and action pertaining to the project(s) named above.
- The responsible entity has assumed responsibility for and complied with and will continue to comply with, the National Environmental Policy Act of 1969, as amended, and the environmental procedures, permit requirements and statutory obligations of the laws cited in 24 CFR 58.5; and also agrees to comply with the authorities in 24 CFR 58.6 and applicable State and local laws.
- After considering the type and degree of environmental effects identified by the environmental review completed for the proposed project described in Part 1 of this request, I have found that the proposal did did not require the preparation and dissemination of an environmental impact statement.
- The responsible entity has disseminated and/or published in the manner prescribed by 24 CFR 58.43 and 58.55 a notice to the public in accordance with 24 CFR 58.70 and as evidenced by the attached copy (copies) or evidence of posting and mailing procedure.
- The dates for all statutory and regulatory time periods for review, comment or other action are in compliance with procedures and requirements of 24 CFR Part 58.
- In accordance with 24 CFR 58.71(b), the responsible entity will advise the recipient (if different from the responsible entity) of any special environmental conditions that must be adhered to in carrying out the project.

As the duly designated certifying official of the responsible entity, I also certify that:

- I am authorized to and do consent to assume the status of Federal official under the National Environmental Policy Act of 1969 and each provision of law designated in the 24 CFR 58.5 list of NEPA-related authorities insofar as the provisions of these laws apply to the HUD responsibilities for environmental review, decision-making and action that have been assumed by the responsible entity.
- I am authorized to and do accept, on behalf of the recipient personally, the jurisdiction of the Federal courts for the enforcement of all these responsibilities, in my capacity as certifying officer of the responsible entity.

Signature of Certifying Officer of the Responsible Entity	Name & Title of Certifying Officer
	Date signed
X	

Address of Certifying Officer

Part 3. To be completed when the Recipient is not the Responsible Entity

The recipient requests the release of funds for the programs and activities identified in Part 1 and agrees to abide by the special conditions, procedures and requirements of the environmental review and to advise the responsible entity of any proposed change in the scope of the project or any change in environmental conditions in accordance with 24 CFR 58.71(b).

Signature of Authorized Officer of the Recipient	Name & Title of Authorized Officer
	Date signed
X	

Warning: HUD will prosecute false claims and statements. Conviction may result in criminal and/or civil penalties. (18 U.S.C. 1001, 1010, 1012; 31 U.S.C. 3729, 3802)

Authority to Use Grant Funds

Authority to Use Grant Funds

U.S. Department of Housing
and Urban Development
Office of Community Planning
and Development

To: (name & address of Grant Recipient & name & title of Chief Executive Officer)

Copy To: (name & address of SubRecipient)

We received your Request for Release of Funds and Certification, form HUD-7015.15 on:

Your Request was for HUD/State Identification Number:

All objections, if received, have been considered. And the minimum waiting period has transpired.
You are hereby authorized to use funds provided to you under the above HUD/State Identification Number.
File this form for proper record keeping, audit, and inspection purposes.

Typed Name & Title of Authorizing Officer:

Signature of Authorizing Officer:

Date Signed:

X

Previous editions are obsolete
Authority to Use Grant Funds - Attachment U

form HUD-7015.16 (2/94)
ref. Handbook 6513.01
January, 2006

Sample Only!
Sample!

SITE SPECIFIC CHECKLIST
New Home Inc. Contract Number 1000***

Grant Recipient: _____ Project Name: _____

Project Description (Include all actions which are either geographically or functionally related):

Location: _____

This project is determined to be categorically excluded or require EA according to: [Cite section(s)] _____

Date of Publication: _____ Date of Issuance of Authority to Use Grant Funds: _____

The following Compliance Factors were evaluated in the Broad Review: _____

Compliance Factors:

Statutes, Executive Orders, and
Regulations listed at 24 CFR §58.5

N/A

Categorical
Review,
Permits
Required

Categorical
Determination

Conditions,
Mitigation

Compliance Documentation

Compliance Factors: Statutes, Executive Orders, and Regulations listed at 24 CFR §58.5	N/A	Categorical Review, Permits Required	Categorical Determination	Conditions, Mitigation	Compliance Documentation
Historic Preservation [36 CFR Part 800]					
Floodplain Management [24 CFR 55, Executive Order 11988]					
Noise Abatement and Control [24 CFR 51B]					

PREPARER SIGNATURE: _____ DATE: _____

PREPARER NAME: _____

RESPONSIBLE ENTITY

OFFICIAL SIGNATURE: _____

NAME, TITLE: _____

DATE: _____



Environmental Assessment

- **If a project is not Exempt or Categorically Excluded under Sections 58.34 and 58.35, the responsible entity must prepare an Environmental Assessment (EA) in accordance with Subpart E of this part.**

Environmental Assessment

U.S. Department of Housing and Urban Development
Office of Community Planning and Development

Environmental Review Guide for Community Development Block Grant Programs

Environmental Assessment

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Environmental Assessment Checklist

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Environmental Assessment Checklist

Checklist

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Farmstead Protection Farmstead Protection Policy Act [7 CFR 658]									
Environmental Justice [Executive Order 12896]									

STATUTES AND/OR SOURCE

STATUTES AND/OR SOURCE

Page 3 of 5

Page 3 of 5

STATUTORY CHECKLIST

24 CFR §58.5 STATUTES, EXECUTIVE ORDERS & REGULATIONS

Project Name: _____

Project Description (Include all actions which are either geographically or functionally related):

Location: _____

This project is determined to be categorically excluded according to: [Cite section(s)] _____

Compliance Factors: Statutes, Executive Orders, and Regulations listed at 24 CFR §58.5

N/A Overlap, Cumulative Conflict,
Review, Determination Mitigation
Permit
Request

Compliance Documentation
Appendix III

Compliance Factors:	N/A	Overlap, Review, Permit Request	Cumulative Determination	Conflict, Mitigation	Compliance Documentation Appendix III
Historic Preservation [36 CFR Part 800]					
Floodplain Management [24 CFR 55, Executive Order 11988]					
Wetland Protection [Executive Order 11990]					
Coastal Zone Management Coastal Zone Management Act [Sections 307(c), (d)]					
Water Quality Safe Drinking Water Act (42 USC 201, 300(f) & 21 U.S.C. 349)					
Sole Source Aquifers [40 CFR 149]					
Fish and Wildlife Endangered Species Act [50 CFR 402]					
Wild and Scenic Rivers Wild and Scenic Rivers Act [Sections 7(b), and (c)]					
Clean Air Clean Air Act [Sections 176(c), (d)]					

DATE: _____

DATE: _____

Compliance Documentation Checklist 24 CFR 58.6

Grant Recipient: _____ Project Name: _____
Project Description (Include all actions which are either geographically or functionally related):

Level of Environmental Review Determination:

Select One: (1) Exempt per 24 CFR 58.34, or (2) Categorically Excluded not subject to statutes per § 58.35(b), or (3) Categorically Excluded subject to statutes per § 58.35(a), or (4) Environmental Assessment per § 58.36, or (5) EIS per 40 CFR 1500

STATUTES and REGULATIONS listed at 24 CFR 58.6

FLOOD DISASTER PROTECTION ACT

1. Does the project involve acquisition, construction or rehabilitation of structures located in a FEMA-identified Special Flood Hazard?

No; Cite Source Document: _____

Yes; Source Document: _____

2. Is the community participating in the National Insurance Program (or has less than one year passed since FEMA notification of Special Flood Hazards)?

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

No (Federal assistance may not be used in the Special Flood Hazards Area).

COASTAL BARRIERS RESOURCES ACT

1. Is the project located in a coastal barrier resource area?

No; Cite Source Documentation:

(This element is completed).

Yes - Federal assistance may not be used in such an area.

AIRPORT RUNWAY CLEAR ZONES AND CLEAR ZONES DISCLOSURES

1. Does the project involve the sale or acquisition of existing property within a Civil Airport's Runway Clear Zone or a Military Installation's Clear Zone?

No; Source Documentation: _____

Project complies with 24 CFR 51.303(a)(3).

Yes; Disclosure statement must be provided to buyers and a copy of the signed disclosure must be maintained in this Environmental Review Record (Appendix II)

Prepared by (name and title, please print): _____

Signature: _____

Date: _____

Attachment K

Start with this form . . .

Compliance Documentation Checklist 24 CFR 58.6

Grant Recipient: _____ Project Name: _____
Project Description (Include all actions which are either geographically or functionally related):

Level of Environmental Review Determination: _____

Select One: (1) Exempt per 24 CFR 58.34, or (2) Categorically Excluded not subject to statutes per § 58.35(b), or (3) Categorically Excluded subject to statutes per § 58.35(a), or (4) Environmental Assessment per § 58.36, or (5) EIS per 40 CFR 1500

STATUTES and REGULATIONS listed at 24 CFR 58.6

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1. Does the project involve acquisition, construction or rehabilitation of structures located in a FEMA-identified Special Flood Hazard?

No; Cite Source Document: _____

Yes; Source Document: _____

2. Is the community participating in the National Insurance Program (or has less than one year passed since FEMA notification of Special Flood Hazards)?

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

No (**Federal assistance may not be used in the Special Flood Hazards Area**).

COASTAL BARRIERS RESOURCES ACT

1. Is the project located in a coastal barrier resource area?

No; Cite Source Documentation: _____

(This element is completed).

Yes - **Federal assistance may not be used in such an area.**

AIRPORT RUNWAY CLEAR ZONES AND CLEAR ZONES DISCLOSURES

1. Does the project involve the sale or acquisition of existing property within a Civil Airport's Runway Clear Zone or a Military Installation's Clear Zone?

No; Source Documentation: _____

Project complies with 24 CFR 51.303(a)(3).

Yes; **Disclosure statement must be provided** to buyer and a copy of the signed disclosure must be maintained in this Environmental Review Record (**Appendix II**)

Prepared by (name and title, please print): _____

Signature: _____

Date: _____



Compliance Documentation Checklist

- Answer each question fully
- Use appropriate support documentation
 - FEMA Flood maps *with panel number*
 - Coastal Barrier Resource Act Maps or map of Texas showing proximity to coast when appropriate
 - Map showing proximity to airports in area or documentation from nearby airports when within their vicinity.



Resources

- **Flood Disaster Protection Act:**
 - **FEMA Web Site:**
 - www.fema.gov/business/nfip/mscjumppage.shtm
- **Coastal Barriers Resources Act:**
 - **Fish And Wildlife Web Site:**
 - <http://www.glo.state.tx.us/coastal/maps/cbrs/index.html>
 - http://www.fws.gov/habitatconservation/coastal_barrier.html
 - **Houston U.S. Fish & Wildlife Service (USFWS) office at (281) 286-8282**
- **Airport Runway Clear Zones & Clear Zones Disclosures**
 - **Airport Operator at nearby airports**
 - **Yahoo Maps**



FEMA

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National Flood Insurance Program

Flood Insurance

- Ask the Expert
- Flood Insurance Library
- Flood Insurance Publications
- Flood Insurance Statistics
- Flood Insurance Workshops & Training
- FloodSmart

Map Service Center

You are about to enter the FEMA Map Service Center (MSC) website.

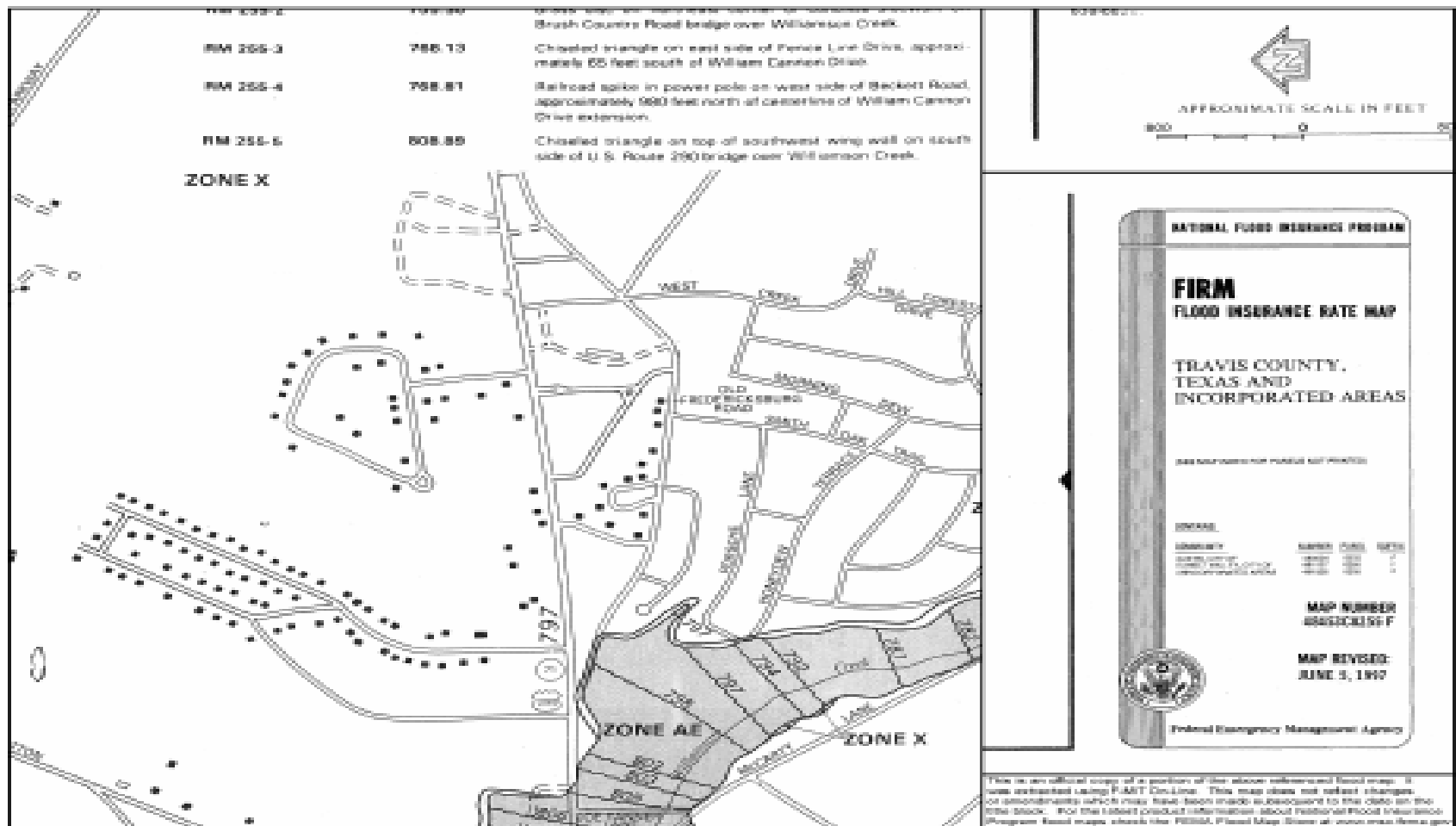
- View Digital and Paper Flood Maps
- Purchase Flood Maps
- More information about FEMA's flood maps and flood mapping initiatives

Enter the Map Service Center

View Digital and Paper Flood Maps

The MSC is the official government distribution center for digital and paper flood hazard mapping products created by FEMA in support of the National Flood Insurance Program (NFIP).

Appropriate FEMA Documentation



If you are not near the coastline, this type of map from yahoo is an option for documentation



Coastal Coordination Council

Jerry Patterson, Chairman

Programs & Initiatives	Grants & Funding	Permitting	Laws & Regulations
Maps & Photos	Resources/Publications	Notices/Announcements	Contact Us



Coastal Issues

- [Coastal Contacts](#)
- [Coastal Coordination Council](#)
- [Coastal Management Program](#)
- [Coastal Funding Sources](#)
- [Coastal Zone Maps & Data](#)
- [CMP Grants Program](#)
- [CMP Publications](#)
- [Federal Consistency Review](#)
- [Nonpoint Source Pollution](#)
- [Permitting Assistance](#)
- [Beach & Bay Access Guide](#)
- [Resource Management Codes](#)
- [Texas Beach Watch](#)

- [About the Land Office](#)
- [Archives & Records](#)
- [Energy Resources](#)



Coastal Barrier Resource System

MAPS

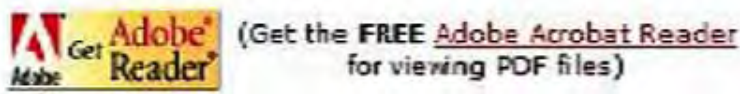
As defined in the August 1996 [Final Environmental Impact Statement](#) (FEIS) of the Texas Coastal Management Program, **Coastal Barriers** are:

Undeveloped areas on barrier islands and peninsulas or otherwise protected areas, as mapped by the U.S. Fish and Wildlife Service...



For more information, or to obtain copies of the official U.S. Fish & Wildlife Service (USFWS) maps, please call the Houston U.S. Fish & Wildlife Service (USFWS) office at (281) 286-8282, or visit the [CBRS Web page](#).

The Texas General Land Office makes no representations or warranties regarding the accuracy or completeness of the information depicted on these maps, or the data from which it was produced. These maps ARE NOT suitable for navigational purposes and do not purport to depict or establish boundaries between private and public land.



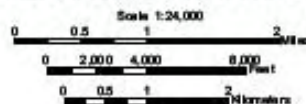
- | | |
|--|---|
| MAP 1
Sea Rim Unit | MAP 2
Sea Rim Unit |
| MAP 3
McFaddin Unit | MAP 4
McFaddin Unit |
| MAP 5
McFaddin Unit
High Island Unit | MAP 6
High Island Unit |



This map, prepared by the Texas General Land Office, is intended to be used as a general guide only. It is not to be used for any purpose for which the Texas General Land Office is not responsible. For more information please call the Houston L.G.O. Field Office at the main (713) 775-1100 or (281) 288-8222. For a brochure on obtaining copies of the official L.G.O. maps, please visit the CGO Web site: www.lgocpo.state.tx.us

The Texas General Land Office makes no representation or warranty regarding the accuracy or completeness of the information displayed on this map or its data base which is used for reference. This is not an L.G.O. product. For more information please call the CGO Web site: www.lgocpo.state.tx.us

COASTAL BARRIER RESOURCES SYSTEM GALVESTON ISLAND UNIT TX-05P



- CBRS Unit Boundary
- Otherwise Protected Area



Texas General Land Office
Resource Management
July 2002

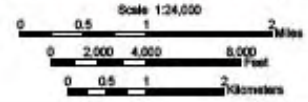


This map, produced by the Texas General Land Office, is intended to be used as a general guide ONLY and is NOT intended to be used for determining the precise location of Coastal Barrier Resources Act boundaries.


For more information please call the Houston O. S. Post & Wildlife Service (USFWS) office at (713) 388-8200.

For information on obtaining copies of the official USFWS maps, please visit the CBRS Web site: www.texas.gov/CBRS/index.html

**COASTAL BARRIER RESOURCES SYSTEM
BOLIVAR PENINSULA UNIT T03A/T03AP**



- CBRS Unit Boundary
- Otherwise Protected Area

 Texas General Land Office
Resource Management
July 2002



U.S Fish & Wildlife Service

John H. Chafee Coastal Barrier Resource System



photo of beach, people on beach, sea turtle, coastal barrier

- Clean Water Act Section 404
- Coastal Barrier Resources Act
- Communication Towers
- Fish and Wildlife Coordination Act

John H. Chafee Coastal Barrier Resources System

The [Coastal Barrier Resources Act](#) (CBRA) of 1982 established the John H. Chafee Coastal Barrier Resources System (CBRS), comprised of undeveloped coastal barriers along the Atlantic, Gulf, and Great Lakes coasts. The law encourages the conservation of hurricane prone, biologically rich coastal barriers by restricting Federal expenditures that encourage development, such as Federal flood insurance through the National Flood Insurance Program. CBRA is a free-market approach to conservation. These areas can be developed, but Federal taxpayers do not underwrite the investments. CBRA saves taxpayer dollars and encourages conservation at the same time. CBRA has saved over \$1 billion and will save millions more in the future. Approximately 3.1 million acres

This website wants to run the following add-on: 'owssupp.dll' from 'Microsoft Corporation'. If you trust the website and the add-on and want to allow it to run, click here...



U.S. Fish and Wildlife Service Effective CBRS Maps

- Select a View
- All Documents
 - Explorer View
 - All Documents (v1)

Notice: if you accessed this page through the U.S. Fish & Wildlife Service Web Site, you **only** have permission to view and download images of the official CBRS maps. The map file types include TIFF and PDF. To view a map, click the file name (may require a viewer plugin). To download a map, right click the file name and select "Save Target As..."

New Document |
 Upload Document |
 New Folder |
 Filter |
 Edit in Datasheet

- Actions
- Alert me
 - Export to spreadsheet
 - Modify settings and columns

State	File Name	Map Date	Map Number	Title	Edit	File Size
RI	D09, D09P	10/15/92	81A	Block Island		3390 KB
SC	M01 (SC)	10/24/90	261	Waites Island Complex		178 KB
SC	SC-01	10/09/96	262B	Long Pond		6132 KB
SC	SC-03	10/21/98	263A	Huntington Beach		902 KB
SC	SC-05P (2 OF 2)	10/24/90	269	Santee		443 KB
SC	M02	10/24/90	264	Litchfield Beach		176 KB

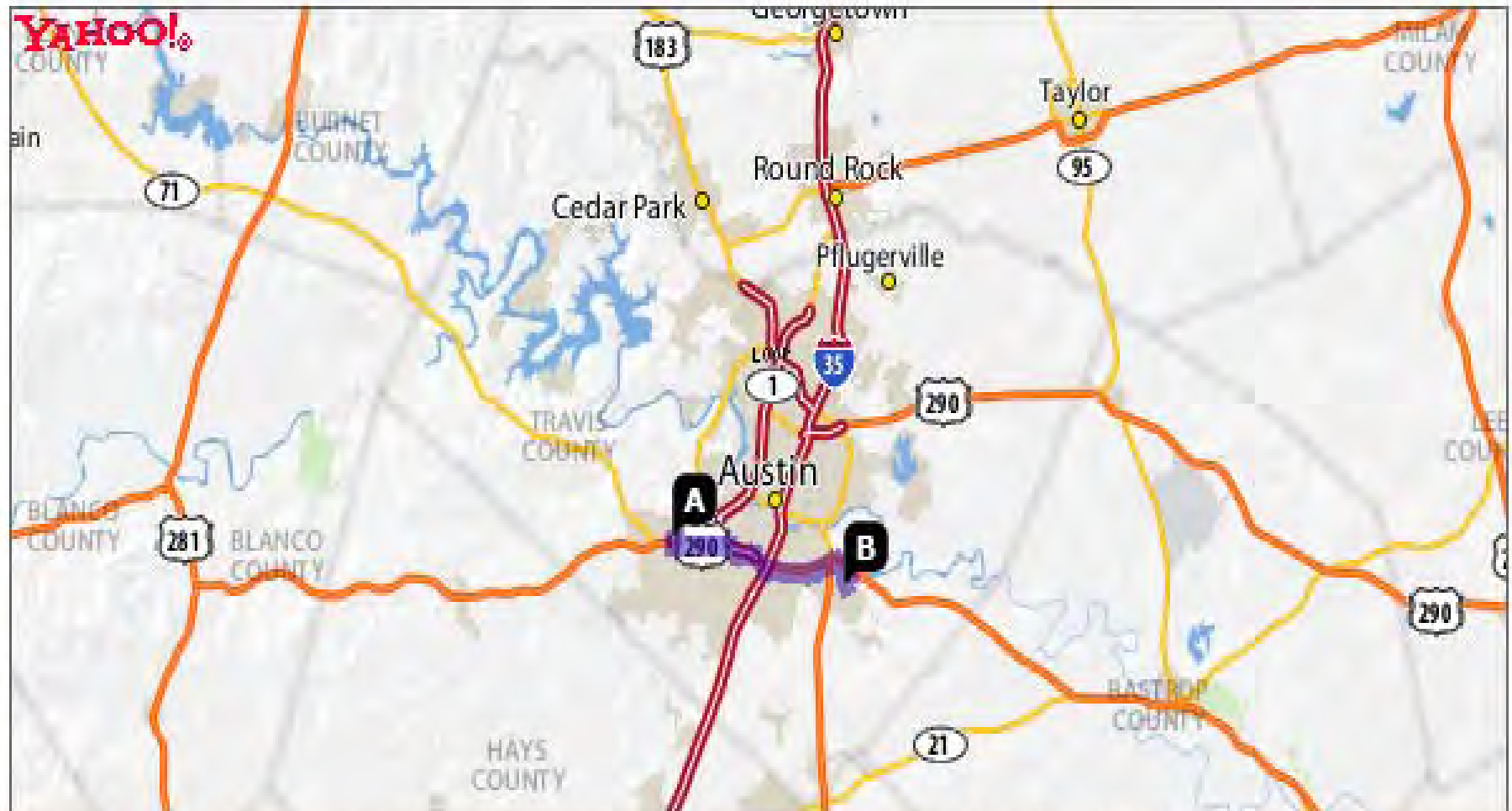
9. Follow the signs to your terminal

B

AUSTIN-BERGSTROM INTERNATIONAL AIRPORT
AUSTIN-BERGSTROM INTERNATIONAL AIRPORT, AUSTIN, TX 78719, UNITED STATES

Distance: 13.9 miles, Time: 21 mins

Map Layout:



Statutory Checklist is next . . .

STATUTORY CHECKLIST

For Categorical Excluded Projects Only

24 CFR §58.5 STATUTES, EXECUTIVE ORDERS & REGULATIONS

Grant Recipient: _____ Project Name: _____

Project Description (Include all actions which are either geographically or functionally related):

Location: _____

This project is determined to be categorically excluded according to: [Cite section(s)] _____

Compliance Factors:

Statutes, Executive Orders, and
Regulations listed at 24 CFR §58.5

N/A Compliance, Continuity Condition,
Hazard, Enforcement Mitigation
Permits
Required

Compliance Documentation

Historic Preservation [36 CFR Part 800]					
Floodplain Management [24 CFR 55, Executive Order 11988]					
Wetland Protection [Executive Order 11990]					
Coastal Zone Management Act [Sections 307(c), (d)]					
Safe Drinking Water Act (42 USC 201, 300(f) & 21 U.S.C. 349)					
Sole Source Aquifers [40 CFR 149]					
Endangered Species Act [50 CFR 402]					
Wild and Scenic Rivers Act [Sections 7(b), and (c)]					
Clean Air Act [Sections 176(c), (d), and 40 CFR 6.51, 93]					

Farmland Protection Farmland Protection Policy Act [7 CFR 658]					
Environmental Justice [Executive Order 12896]					
HUD ENVIRONMENTAL STANDARDS					
Noise Abatement and Control [24 CFR 51B]					
Explosive and Flammable Operations [24 CFR 51C]					
Toxic Chemicals and Radioactive Materials [24 CFR 58.5(i)]					
Airport Clear Zones and Accident Potential Zones [24 CFR 51D]					
Solid Waste Disposal					
State/Local Statutes					

PREPARER SIGNATURE: _____ DATE: _____

PREPARER NAME: _____

RESPONSIBLE ENTITY AGENCY

OFFICIAL SIGNATURE: _____ DATE: _____

NAME, TITLE: _____

Who do I contact?

TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS
HOME Investment Partnerships Program



Contact Information List
for
Environmental Review Process

AIRPORT CLEAR ZONES

For Airport Clear Zones Contact Military Air Field (Base) and/or Civil Airports

AIR QUALITY

Environmental Protection Agency

Mr. Jan Moneysmith
(214) 665-2729 or
Ms. Ruth Tatom
(214) 665-8355

www.epa.gov

Type "Green Book" in search
List of "nonattainment" areas

ASBESTOS

Texas Department of State Health Services

Todd Wingle, P.E. Chief
Asbestos Program Branch
Division of Occupational Health
1100 West 49th Street
Austin, TX 78756-3199
Phone: (512) 834-6600 (press 2 on menu)
Fax: (512) 834-6644

Environmental Protection Agency (EPA)

Region VI, (6T-PT)
Steve Vargo, Asbestos Coordinator
1445 Ross Avenue
Dallas, TX 75202-2733
Phone: (214) 665-7244
Fax: (214) 665-2164
Toll free: (800) 887-6063

Occupational Safety and Health Administration (OSHA)

Rex McKinney, Industrial Hygienist
525 Griffin Street, Room 602
Dallas, TX 75202
Phone: (214) 320-2400
Alternative Contact:
Josh Lewis, Industrial Hygienist
8344 East R. L. Thornton Freeway, Suite 420
Dallas, TX 75228
Phone: (214) 320-2400

COASTAL AREAS - COASTAL BARRIER RESOURCES

United States Department of the Interior

U. S. Fish and Wildlife Service
Ecological Services Field Office
Field Supervisor
Jefferson, Brazoria, Cherokee, Chambers,
Matagorda, and Galveston County:
Call (281) 286-8282
Other coastal counties:
Call (361) 994-9005

COASTAL AREAS - COASTAL ZONE MANAGEMENT

Texas General Land Office

Coastal Zone Management
Sally Davenport, Associate Deputy Commissioner
1700 North Congress Avenue
Stephen F. Austin Building
Austin, TX 78701-1495
Phone: (512) 936-5059
Fax: (512) 463-5098
Debbie Cortez – (512) 936-0681
www.glo.state.tx.us

ENDANGERED SPECIES

Congress designated the U. S. Department of the Interior - Fish and Wildlife as the regulatory authority.

United States Department of the Interior

U. S. Fish and Wildlife Service
Ecological Services Field Office
Field Supervisor
10711 Burnet Road, Suite 200
Austin, TX 78758-4455
Phone: (512) 490-0057
Fax: (512) 490-0974
Biologists in Ecological Services Reference Notebook

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Austin, TX 78758-4455
Phone: (512) 490-0057
Fax: (512) 490-0974
Biologists in Ecological Services Reference Notebook

Historic Preservation

Texas Historical Commission - Windows Internet Explorer

http://www.thc.state.tx.us/crm/crmsend.html





File Edit View Favorites Tools Help

Texas Historical Commission

TEXAS HISTORICAL COMMISSION

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Cultural Resource Management
Grants and Economic Incentives
Heritage Travel
Historic Properties
LaSalle Projects
Main Street
Markers and Designations
Military History
Museum Services
Preservation Resources



What to Send for a Project Review

Please provide the following information to assist our reviewers in expediting your project:

1. Specify whether the property is owned or controlled by a public agency. Control in this sense includes that would allow an entity to construct utility lines across private property.
2. Identify project location, including county. When appropriate, provide a street address for the property.

Done

Start

Sent Items ... Multi-Family... Working on ... Staff Traini... TRAVELDRI... Texas Hist...

Internet 100%

6:49 PM Tuesday



Housing Assistance Division

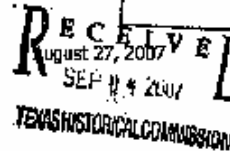
Housing Programs Administrator
Beverly A. Freeman

Staff
Karen S. Snipes
Kimberly Redmon

Housing Inspectors
Derek Robinson
Frederick H. Taylor

Texas Historical Commission
Mr. Charles Peveto
P.O. Box 12276
Austin, Texas 78711

Dear Mr. Peveto:



The City of Port Arthur has received HOME Investment Partnerships Program (HOME) and Community Development Block Grant funds that will be used for rehabilitation activities at the following location:

1121 Nederland Avenue – This structure will have the following repairs: replace electrical lights and switches, replace floors and repair sub-floors, level foundation, repair and replace plumbing as needed; repair and replace roof.

A city map, an appraisal report and a photograph of the structure is attached for your review.

Prior to implementing the above housing activities, the City of Port Arthur must comply with the Environmental Review Procedure for Entities Assuming HUD Environmental Responsibilities under 24 CFR Part 58. The environmental review procedure requires that the City of Port Arthur obtain concurrent/approval from this agency of the following:

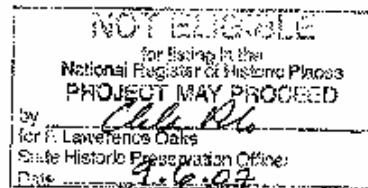
1. the environment will not adversely impact the housing activities and
2. the housing activities will not adversely impact the environment

If the City of Port Arthur does not receive a written determination from your agency within 30 days of the receipt of this letter, the City of Port Arthur will proceed with the housing activities.

If you have any questions, please do not hesitate to contact the City of Port Arthur at (409) 983-8259. Thank you for your immediate attention regarding this matter.

Sincerely,

Beverly A. Freeman
Housing Programs Administrator





FEMA

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Advanced Search

- National Flood Insurance Program

- Flood Insurance**
- Ask the Expert
- Flood Insurance Library
- Flood Insurance Publications
- Flood Insurance Statistics
- Flood Insurance Workshops & Training
- FloodSmart

Map Service Center

You are about to enter the FEMA Map Service Center (MSC) website.

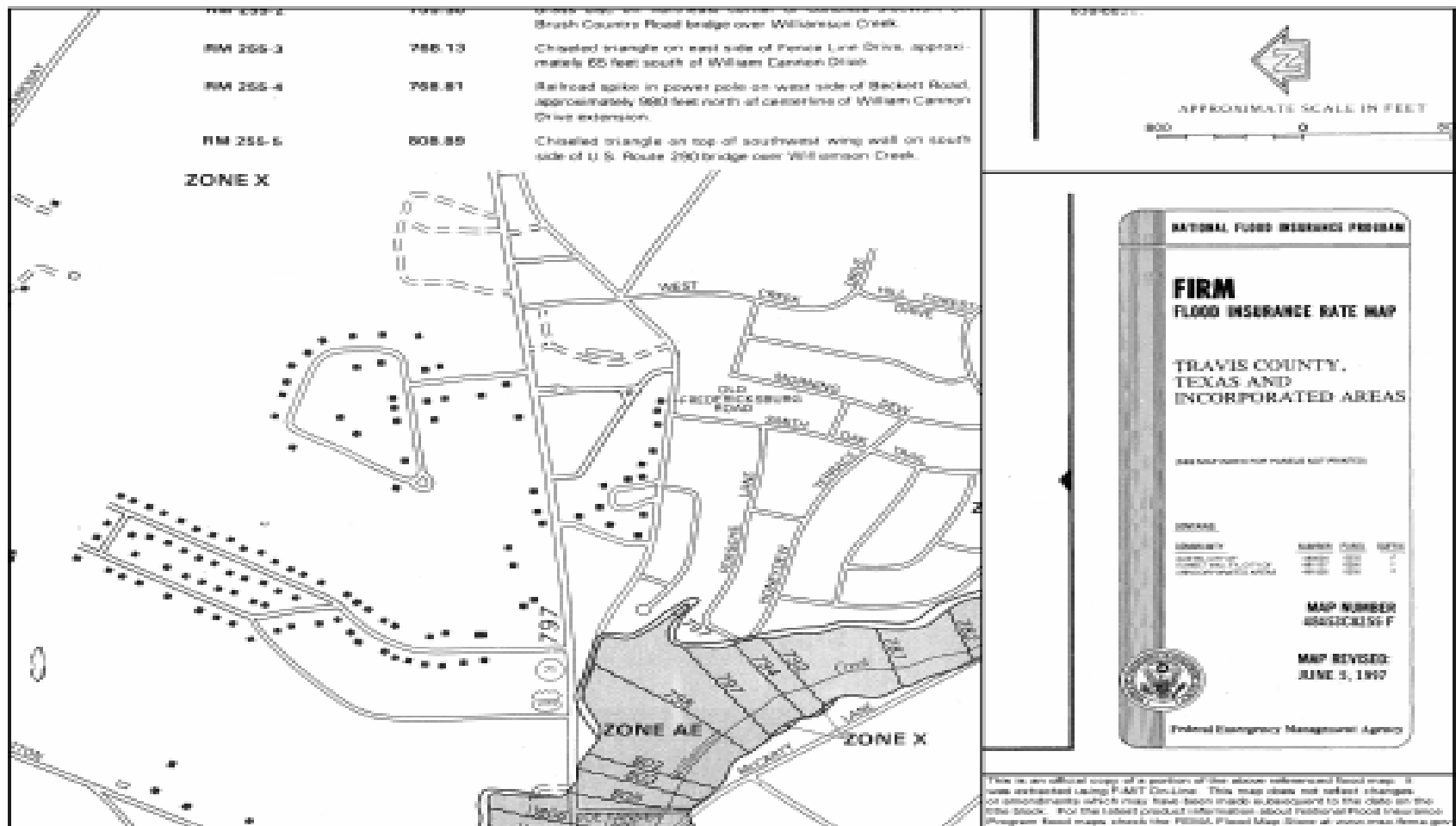
- [View Digital and Paper Flood Maps](#)
- [Purchase Flood Maps](#)
- [More information about FEMA's flood maps and flood mapping initiatives](#)

Enter the [Map Service Center](#)

View Digital and Paper Flood Maps

The [MSC](#) is the official government distribution center for digital and paper flood hazard mapping products created by FEMA in support of the [National Flood Insurance Program \(NFIP\)](#).

Appropriate FEMA Documentation





U.S. Fish & Wildlife Service

National Wetlands Inventory

Providing Wetland Information to the American People

MAPS - On-line

[Wetlands Mapper](#): view, download, or print maps of wetland digital data
[Wetlands Data Extraction Tool](#): Download Seamless Digital Wetlands Data

MAPS INFORMATION

[Status and Era Maps](#)
[Metadata and Map Search](#)
[Hard-Copy Maps](#)
[Code Definitions](#)
[Wetlands Definition](#)

WETLAND INFORMATION

[Wetland Functions](#)

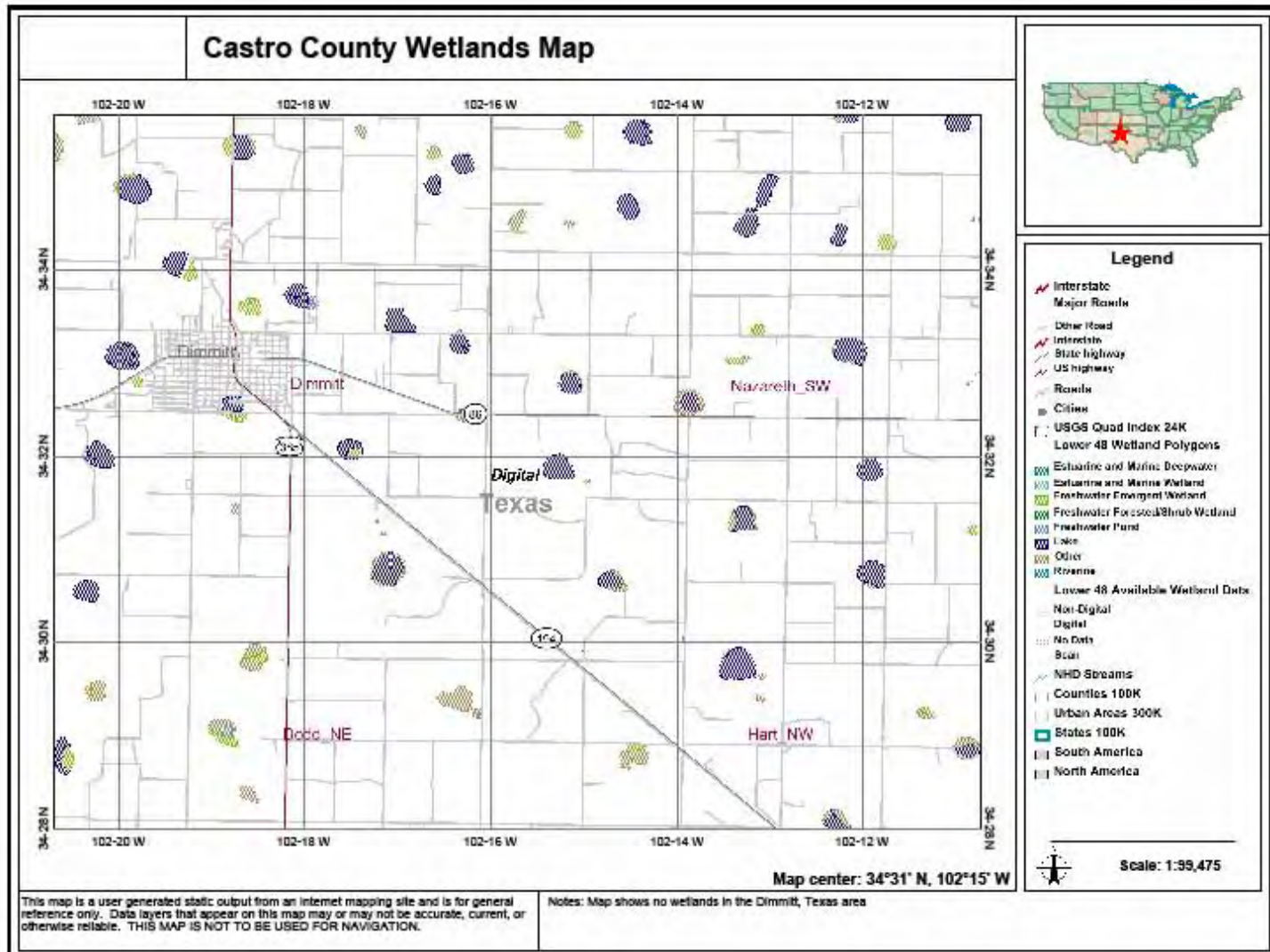
FEATURES

- Our **Wetlands Mapper** provides views and access to the newest wetlands habitat data.
- **Draft National Wetlands Mapping Standard "Federal Register Notice,"** August 7, 2007, 90-day comment period, "(Search for: 44135; then look for fr07au07N Office of Water Notice of Availability and comment period for...)"
"Comment Docket #EPA-HQ-OW-2007-0697"



Photos available from USFWS image lib

Wetlands Mapper



If you are not near the coastline, this type of map from yahoo is an option for documentation

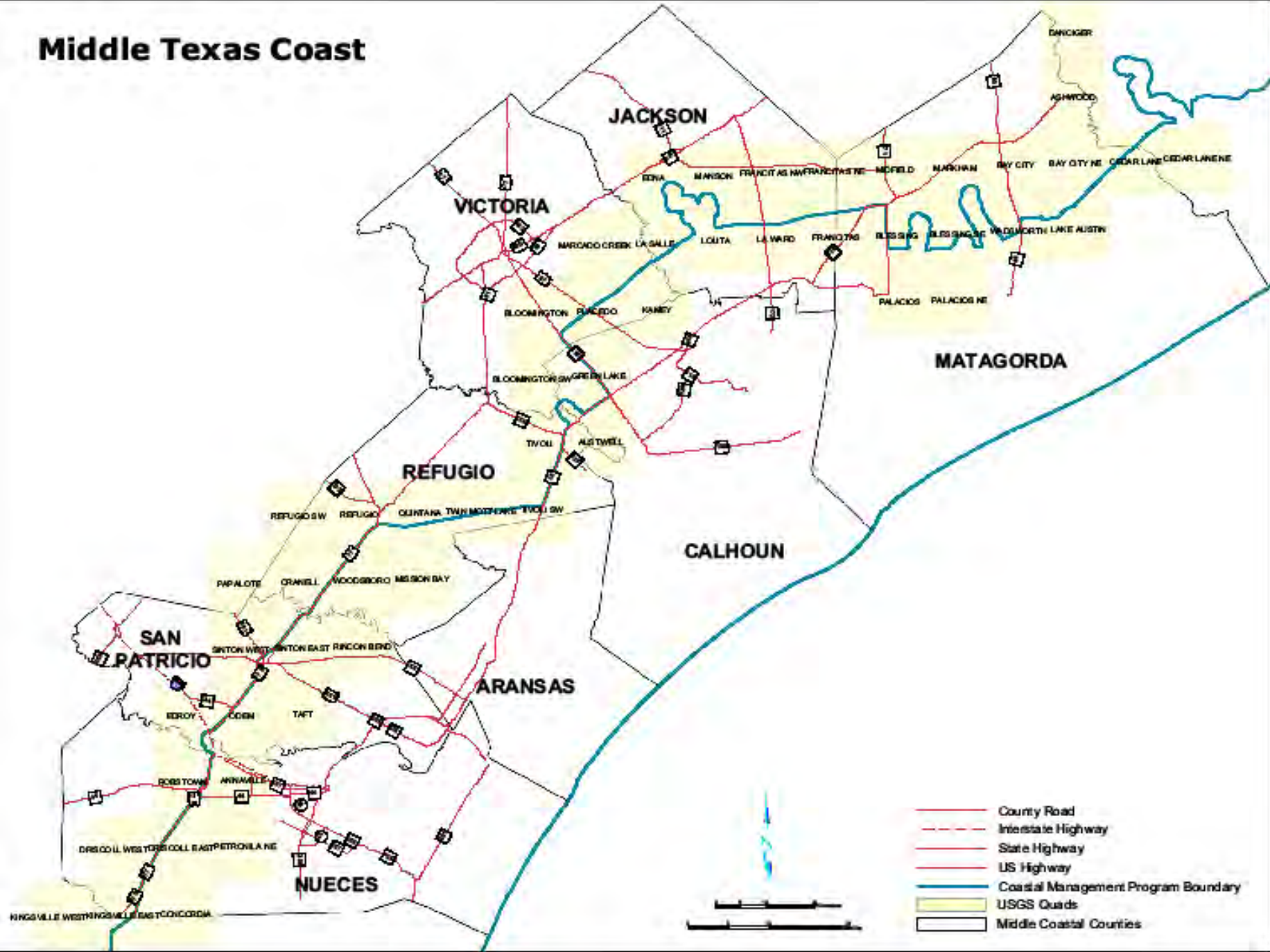


Texas Coastal Management Program



Available on
the GLO
Website

Middle Texas Coast





TCEQ TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

SITE SEARCH:

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- > [Air](#) > [Water](#) > [Waste](#)
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 - > [Agency Organization Map](#)

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- [Permits, Licenses & Registrations](#)
- [Compliance, Enforcement & Cleanups](#)
- [Drinking Water & Water Availability](#)
- [Reporting](#)
- [Environmental Quality](#)
- [Assistance, Education & Participation](#)
- [Pollution Prevention & Recycling](#)
- [Contracts, Funding & Fees](#)
- [TCEQ Home](#)

BACK TO: [Programs Requiring Financial Assurance](#)

Public Drinking Water Systems and Utilities

Public water systems and retail public utilities required to provide financial assurance as part of their Certificate of Convenience and Necessity (CCN) must do so according to the rules found in [Subchapter O of Chapter 37](#). [Exit...](#)

If you are unsure whether your CCN requires you to provide financial assurance, please contact TCEQ's Water Supply Division at **512/239-4691**.

To find out more about the financial assurance options and mechanisms, [contact us](#)

>> Questions or Comments:
revenue@tceq.state.tx.us

RELATED LINKS:

[Establishing, Managing and Operating Public Water Systems](#)



U.S. Environmental Protection Agency

Region 6 Water Programs

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Educator Resources	Septic Systems	Stormwater	Tribal Water Protection	Mexico Border Projects
Water Conservation	Homeland Security	More...		Underground Injection Wells

Sole Source Aquifer

Program Documents

- [Frequently Asked Questions \(FAQ's\) \(PDF\)](#) (2 pp, 15 KB, [About PDF](#))
- [Designation of Sole Source Aquifers Fact Sheet](#)
General description of the Sole Source Aquifer Program and the process of designating a Sole Source Aquifer.
- [The Effects of Sole Source Designation](#)
Explains how the program functions to protect the aquifer in a Sole Source Aquifer

- Region 6 Home
- Region 6 Water Programs
- Compliance & Enforcement
- Drinking Water
- Grants, Loans & Other Resources
- Ground Water
- Monitoring & Assessment
- TMDLs
- NPDES Permits



U.S. Fish & Wildlife Service

The Endangered Species Program

last updated:
October 29,
2007

Search this Site:

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Search FWS Site:

Search

Search Species:

Search

Service Extends Comment Period on Polar Bear Research

October 2, 2007



polar bear resting but alert

Polar bear resting but alert. Credit: Susanne Miller

The U.S. Fish and Wildlife Service today announced that it will give the public additional time to review and comment on nine new research papers analyzing polar bear population status and threats by extending its currently open



[Working Together -- Partnerships for Endangered Species Recovery](#)



[Species Information](#)



National Wild & Scenic Rivers System

Wild & Scenic Rivers

A National System

Rivers & Trails

WSR Council

Management

Information

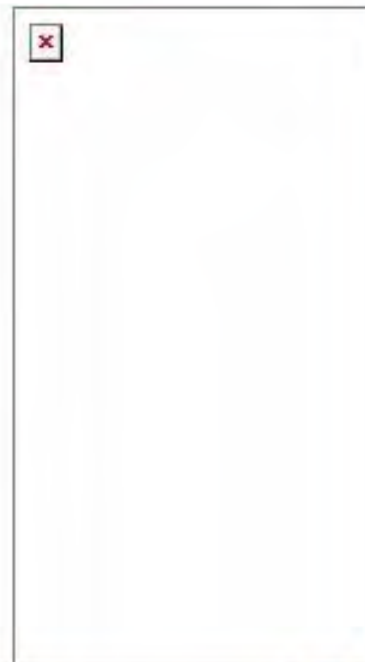
Publications

Contact Us

Site Index

Home

It is hereby declared to be the policy of the United States that certain selected rivers of the Nation which, with their immediate environments, possess outstandingly remarkable scenic, recreational, geologic, fish and wildlife, historic, cultural or other similar values, shall be preserved in free-flowing condition, and that they and their immediate environments shall be protected for the benefit and enjoyment of present and future generations. The Congress declares that the established national policy of dams and other construction at appropriate sections of the rivers of the United States needs to be complemented by a policy that would preserve other selected rivers or sections thereof in their free-flowing condition to protect the water quality of such





TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

SITE SEARCH: please enter search phrase Go

- SUBJECT INDEX
- > [Air](#) > [Water](#) > [Waste](#)
 - > [Search TCEQ Data](#)
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Site Navigation

BACK TO: [State Implementation Plan](#)

>> Questions or Comments: siprules@tceq.state.tx.us

- [Rules, Policy & Legislation](#)
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Texas Attainment Status by Region

This page contains information on the areas of Texas that are deemed in "nonattainment" or "near nonattainment" of national ambient air quality standards (NAAQS).

- [What are Texas' nonattainment areas?](#)
- [Map of Texas' Nonattainment and Near Nonattainment Areas](#)
- [What about the PM_{2.5} standard?](#)
- [How is nonattainment related to Early Action Compact areas?](#)

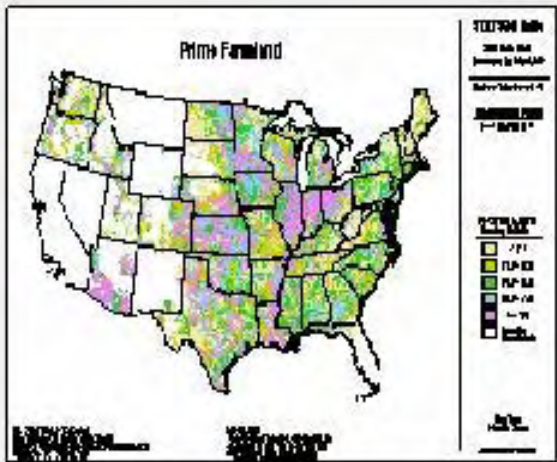
What are Texas' nonattainment areas?



Search National NRCS Enter Keywords GO

- Technical Resources
Agronomy & Erosion
Air Quality
Biology
Conservation Practices
Cultural Resources
Ecology
Economics
eFOTG
Engineering
Environmental Compliance
Forestry

Prime Farmland



- Map 2350 - GIF
Map 2350 - PDF

Description

National distribution of Prime Farmland, based on STATSGO soil map unit delineations.

Cautions for this Product:

This map should not be used to determine exact locations of areas of prime farmlands. Each STATSGO map unit is composed of from 1 to 21 soil components; an individual map unit may or may not have all of its named components. Numerous inclusions of other unnamed soils are possible.



You are here: WSS Home

Search
Enter Keywords
Go
All NRCS Sites

- Browse by Subject
Soils Home
National Cooperative Soil Survey (NCSS)
Archived Soil Surveys
Status Maps
Official Soil Series Descriptions (OSD)

The simple yet powerful way to access and use soil data.



Welcome to Web Soil Survey (WSS)



Welcome to Web Soil Survey (WSS) soil data and information produced by the National Cooperative Soil Survey. It is operated by the USDA Natural Resources Conservation Service (NRCS) and provides access to the largest natural resource information system in the world. NRCS has soil maps and data available online for more than 95

- I Want To...
Start Web Soil Survey (WSS)
Know the requirements for running Web Soil Survey
Know whether my web browser works with Web Soil Survey
Know the Web Soil Survey hours of operation
Find what areas of the U.S. have soil data



HUD Noise Guidebook

- **<http://www.hud.gov/offices/cpd/energyenviron/environment/resources/guidebooks/noise/>**

The background of the slide features a soft-focus image of a residential scene. On the left, a portion of a red brick house with a white window is visible. The rest of the background is dominated by a field of tall, golden-brown grasses or reeds, suggesting a rural or natural setting. The overall tone is warm and slightly hazy.

Explosive and Flammable!

- **<http://www.hud.gov/offices/cpd/environment/asdCalculator.cfm>**

The background of the slide features a soft-focus, painterly illustration of a residential scene. On the left, a portion of a red brick house with a white window is visible. The rest of the background is dominated by warm, golden-yellow and light blue tones, suggesting a bright, sunny day with trees and a clear sky.

Hazardous Guidelines HUD

- <http://www.hud.gov/offices/cpd/environment/training/guidebooks/hazfacilities/>



U.S. Environmental Protection Agency

National Priorities List

Contact Us | Print Version Search: All EPA This Area Go

You are here: [EPA Home](#) » [Superfund](#) » [Sites](#) » National Priorities List (NPL)

National Priorities List (NPL)

Welcome to the *National Priorities List (NPL)* web site. The NPL is the list of national priorities among the known releases or threatened releases of hazardous substances, pollutants, or contaminants throughout the United States and its territories. The NPL is intended primarily to guide the EPA in determining which sites warrant further investigation. From this web site, you can locate NPL sites, check their cleanup progress, and get information on new and proposed NPL sites.

NPL Highlights

- Basic Query
- Advanced Query
- NPL US Map
- HRS Toolbox

- NPL Site Listing Process
- Locate NPL Sites
- NPL Site Status Information
- Current NPL Updates: New Proposed and New Final NPL Sites
- NPL Resources
- Basic Query
- Advanced Query
- NPL Sites in the US

[OSWER Home](#) | [Superfund Home](#) | [Innovative Technologies Home](#)

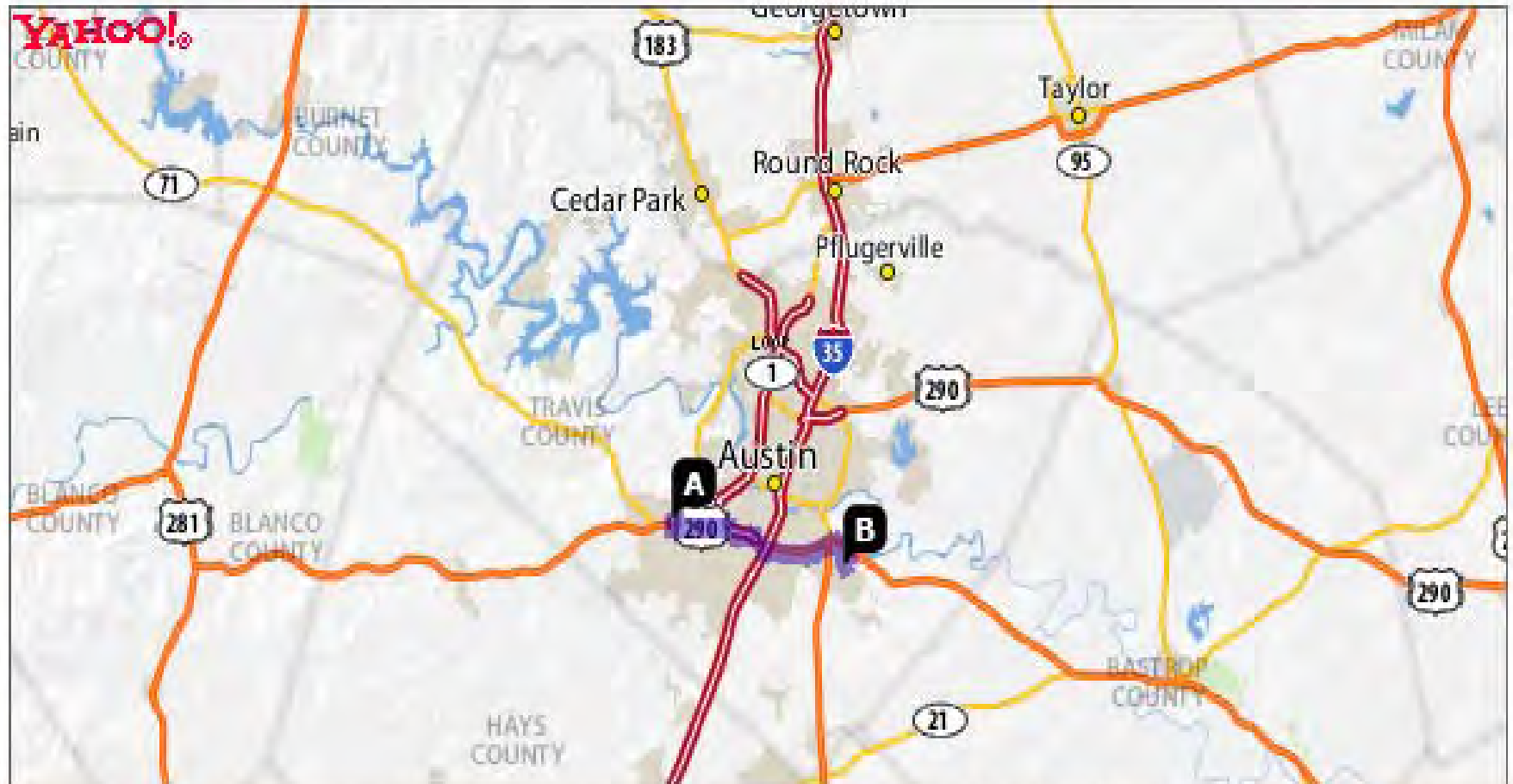
[EPA Home](#) | [Privacy and Security Notice](#) | [Contact](#)

9. Follow the signs to your terminal

B AUSTIN-BERGSTROM INTERNATIONAL AIRPORT AUSTIN-BERGSTROM INTERNATIONAL AIRPORT, AUSTIN, TX 78719, UNITED STATES

Distance: 13.9 miles, Time: 21 mins

Map Layout:





Alternatives!

Environmental Assessment Checklist

ALTERNATIVES

Determine and describe possible alternatives to the proposed project, including the alternative of not implementing the project. The feasibility of each alternative and the reasons why each should be adopted or rejected should be discussed sufficiently to indicate that an adequate consideration of each alternative has occurred.

Alternative 1

Alternative 2

COMPARATIVE ANALYSIS: Local and area-wide plans that demonstrate environmental considerations can serve as the context within which a comparison of alternative sites is made (i.e. by a project's consistency with the environmental criteria for site selection as may be established with such plans).

Additional Studies Performed (Attach Study or Summary)

Mitigation Measures Needed:

SAMPLE

COMBINED NOTICE OF FINDING OF NO SIGNIFICANT IMPACT AND INTENT TO REQUEST RELEASE OF FUNDS

(Date of Notice)
(Name of Responsible Entity [RE])
(Address)
(City, State, Zip Code)
(Telephone Number of RE Preparer Agency)

This Notice shall satisfy the above-cited two separate but related procedural notification requirements.

REQUEST FOR RELEASE OF FUNDS

On or about (at least one day after the end of the comment period) the (name of RE) will [if the RE is not also the grantee insert the following language here--"authorize the (name of grantee) to"] submit a request to the (HUD/state administering agency) for the release of (name of grant program) funds under [Title/Section ()] of the (name of the Act) of (date of Act), as amended, to undertake a project known as (project title), for the purpose of (nature/scope of project, and project address/location if applicable).

FINDING OF NO SIGNIFICANT IMPACT

The (name of RE) has determined that the project will have no significant impact on the human environment. Therefore, an Environmental Impact Statement under the National Environmental Policy Act of 1969 (NEPA) is not required. Additional project information is contained in the Environmental Review Record (ERR) on file at (name and address of RE office where err can be examined and name and address of other locations where the record is available for review) and may be examined or copied weekdays () A.M. to () P.M.

PUBLIC COMMENTS

Any individual, group, or agency disagreeing with this determination or wishing to comment on the project may submit written comments to the (RE designated office responsible for receiving and responding to comments). All comments received by (if notice published: notice date plus fifteen days--if notice posted: posting date plus eighteen days) will be considered by the (name of RE) prior to authorizing submission of a request for release of funds. Commentors should specify which part of this Notice they are addressing.

RELEASE OF FUNDS

The (name of RE) certifies to (HUD/state) that (name of certifying officer) in (his/her) capacity as (official title) consents to accept the jurisdiction of the Federal Courts if an action is brought to enforce responsibilities in relation to the environmental review process and that these responsibilities have been satisfied. (HUD/s/state/s) approval of the certification satisfies its responsibilities under NEPA and related laws and authorities, and allows the (name of grantee) to use Program funds.

OBJECTIONS TO RELEASE OF FUNDS

(HUD/state) will consider objections to its release of funds and the (RE's name) certification received by (anticipated date of HUD/state receipt of rrof/c plus fifteen days) or a period of fifteen days from its receipt of the request (whichever is later) only if they are on one of the following bases: (a) the certification was not executed by the Certifying Officer or other officer of the (name of RE) approved by (HUD/state); (b) the (RE) has omitted a step or failed to make a decision or finding required by HUD regulations at 24 CFR Part 58; (c) the grant recipient or other participants in the project have committed funds or incurred costs not authorized by 24 CFR Part 58 before approval of a release of funds by (HUD/state); or (d) another Federal agency acting pursuant to 40 CFR Part 1504 has submitted a written finding that the project is unsatisfactory from the standpoint of environmental quality. Objections must be prepared and submitted in accordance with the required procedures (24 CFR Part 58) and shall be addressed to (HUD/state grant administration office) at (address of that office). Potential objectors should contact (HUD/state) to verify the actual last day of the objection period.

(name and title of RE certifying officer)



Notices to all Interested Parties!

- 24 CFR 58.43, at a minimum the responsible entity must distribute the notice to all interested parties, local media, local, state and federal agencies, the regional office of the EPA and the HUD Field Office.



Public Notice and Mandated Comment Periods

- You will then be required to Publish or Post a Combined Notice, a *Finding of No Significant Impact and a Request for Release of Funds (FONSI)*

	Local Comment Period	Federal Comment Period
Publish	15 days	15 days
Post	18 days	15 days

The background of the slide features a soft-focus image of a red brick house on the left and a field of tall, golden-brown grass on the right, under a bright, hazy sky.

HUD Address and contact person

- Jack Pipkin, Environmental Officer
- HUD, Fort Worth Regional Office
- 801 Cherry Street
- Unit #45 – Suite 2500
- Fort Worth, Texas 76102
- Phone: (817) 978-5985, Fax: (817) 978-5559

Request for Release of Funds (RROF)

Request for Release of Funds and Certification

U.S. Department of Housing and Urban Development
Office of Community Planning and Development

OMB No. 2506-0087
(exp. 12/31/2007)

This form is to be used by Responsible Entities and Recipients (as defined in 24 CFR 58.2) when requesting the release of funds, and requesting the authority to use such funds, for HUD programs identified by statutes that provide for the assumption of the environmental review responsibility by units of general local government and States. Public reporting burden for this collection of information is estimated to average 36 minutes per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. This agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless that collection displays a valid OMB control number.

Part 1. Program Description and Request for Release of Funds (to be completed by Responsible Entity)

1. Program Title(s)	2. HUD/State Identification Number (HUD GRANT NUMBER)	3. Recipient Identification Number (optional)
4. OMB Catalog Number(s)	5. Name and address of responsible entity	
6. For information about this request, contact (name & phone number)		
8. HUD or State Agency and office unit to receive request	7. Name and address of recipient (if different than responsible entity)	
The recipient(s) of assistance under the program(s) listed above requests the release of funds and removal of environmental grant conditions governing the use of the assistance for the following		
9. Program Activity(ies)/Project Name(s)	10. Location (Street address, city, county, State)	
11. Program Activity/Project Description (Including grant amount)		

Part 2. Environmental Certification (to be completed by responsible entity)

With reference to the above Program Activity(ies)/Project(s), I, the undersigned officer of the responsible entity, certify that:

- The responsible entity has fully carried out its responsibilities for environmental review, decision-making and action pertaining to the project(s) named above.
- The responsible entity has assumed responsibility for and complied with and will continue to comply with, the National Environmental Policy Act of 1969, as amended, and the environmental procedures, permit requirements and statutory obligations of the laws cited in 24 CFR 58.5; and also agrees to comply with the authorities in 24 CFR 58.6 and applicable State and local laws.
- After considering the type and degree of environmental effects identified by the environmental review completed for the proposed project described in Part 1 of this request, I have found that the proposal did did not require the preparation and dissemination of an environmental impact statement.
- The responsible entity has disseminated and/or published in the manner prescribed by 24 CFR 58.43 and 58.55 a notice to the public in accordance with 24 CFR 58.70 and as evidenced by the attached copy (copies) or evidence of posting and mailing procedure.
- The dates for all statutory and regulatory time periods for review, comment or other action are in compliance with procedures and requirements of 24 CFR Part 58.
- In accordance with 24 CFR 58.71(b), the responsible entity will advise the recipient (if different from the responsible entity) of any special environmental conditions that must be adhered to in carrying out the project.

As the duly designated certifying official of the responsible entity, I also certify that:

- I am authorized to and do consent to assume the status of Federal official under the National Environmental Policy Act of 1969 and each provision of law designated in the 24 CFR 58.5 list of NEPA-related authorities insofar as the provisions of these laws apply to the HUD responsibilities for environmental review, decision-making and action that have been assumed by the responsible entity.
- I am authorized to and do accept, on behalf of the recipient personally, the jurisdiction of the Federal courts for the enforcement of all these responsibilities, in my capacity as certifying officer of the responsible entity.

Signature of Certifying Officer of the Responsible Entity	Name & Title of Certifying Officer
	Date signed
X	
Address of Certifying Officer	

Part 3. To be completed when the Recipient is not the Responsible Entity

The recipient requests the release of funds for the programs and activities identified in Part 1 and agrees to abide by the special conditions, procedures and requirements of the environmental review and to advise the responsible entity of any proposed change in the scope of the project or any change in environmental conditions in accordance with 24 CFR 58.71(b).

Signature of Authorized Officer of the Recipient	Name & Title of Authorized Officer
	Date signed
X	

Warning: HUD will prosecute false claims and statements. Conviction may result in criminal and/or civil penalties. (18 U.S.C. 1001, 1010, 1012; 31 U.S.C. 3729, 3802)

Authority to Use Grant Funds

Authority to Use Grant Funds

U.S. Department of Housing
and Urban Development
Office of Community Planning
and Development

To: (name & address of Grant Recipient & name & title of Chief Executive Officer)

Copy To: (name & address of SubRecipient)

We received your Request for Release of Funds and Certification, form HUD-7015.15 on:

Your Request was for HUD/State Identification Number:

All objections, if received, have been considered. And the minimum waiting period has transpired.
You are hereby authorized to use funds provided to you under the above HUD/State Identification Number.
File this form for proper record keeping, audit, and inspection purposes.

Typed Name & Title of Authorizing Officer:

Signature of Authorizing Officer:

Date Signed:

X

Previous editions are obsolete
Authority to Use Grant Funds - Attachment U

form HUD-7015.16 (2/94)
ref. Handbook 6513.01
January, 2006



Important!

- **No construction work may begin nor can you execute contracts or close loans until all levels of this tiered review are completed!**



Environmental Golden Rule

Sec. 58.22 Limitations on activities pending clearance.

- (a) Neither a recipient nor any participant in the development process, including public or private nonprofit or for-profit entities, or any of their contractors, may commit HUD assistance under a program listed in Sec. 58.1(b) on an activity or project until HUD or the state has approved the recipient's RROF and the related certification from the responsible entity.
- In addition, until the RROF and the related certification have been approved, neither a recipient **nor any participant in the development process may commit non-HUD funds** on or undertake an activity or project under a program listed in Sec. 58.1(b) if the activity or project would have an adverse environmental impact or limit the choice of reasonable alternatives.

**Sample Only!
Sample!**

**SITE SPECIFIC CHECKLIST
New Home Inc. Contract Number 1000*****

Grant Recipient: _____ Project Name: _____

Project Description (Include all actions which are either geographically or functionally related):

Location: _____

This project is determined to be categorically excluded or require EA according to: [Cite section(s)] _____

Date of Publication: _____ Date of Issuance of Authority to Use Grant Funds: _____

The following Compliance Factors were evaluated in the Broad Review: _____

Compliance Factors:

Statutes, Executive Orders, and
Regulations listed at 24 CFR §58.5

N/A

Categorical
Review,
Permits
Required

Categorical
Determination

Conditions,
Mitigation

Compliance Documentation

Historic Preservation [36 CFR Part 800]					
Floodplain Management [24 CFR 55, Executive Order 11988]					
Noise Abatement and Control [24 CFR 51B]					

PREPARER SIGNATURE: _____ DATE: _____

PREPARER NAME: _____

RESPONSIBLE ENTITY

OFFICIAL SIGNATURE: _____

NAME, TITLE: _____

DATE: _____

Maintain ERR

- **Copy of Project Description**
- **Copy of Checklists & Support Documentation, Publication, Affidavit, and Request for Release of Funds (RROF)**
- **Copy of Authority to Use Grant Funds**
- **Copy of mailed letter and e-mail clearance from TDHCA**



Coming Attractions:

- **Follow-up Webinar Environmental Training**
- **Environmental Training attached to NSP Implementation**
- **OCC Training**
 - **Location(s) to be determined**
 - **Dates to be determined...pending Pandemic**



Environmental Compliance

- **Cynthia Vallejo, TDHCA**
 - **Environmental Specialist**
 - **cynthia.vallejo@tdhca.state.tx.us**