

Environmental Review Record

City of Palacios

Categorically Excluded Subject to Section 58.5

Texas Community Development Block Grant Program

Harvey Disaster Recovery

Contract No. 20-065-108-C295

Water Improvements/Street Improvements

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Executive Summary

The City of Palacios has completed an Environmental Assessment of its Community Development Block Grant Program Disaster Recovery Project. The project will involve improvements to approximately 10,260 Linear Feet (LF) of existing streets. The City of Palacios shall repair and reconstruct the driving surface, sub-grade, and road base by applying prime coat seal and asphalt; replace and install culverts, including driveway culverts and inlets; adjust manhole rings and covers; regrade roadside ditches; and complete associated appurtenances. The work will take place on Gray Street from University Avenue to McGlothlin Road, on East Matagorda Avenue from Gray St. to East Bayshore Drive, on Elizabeth Avenue from State Highway 35 to Ruthven Street, on Beecher Avenue from State Highway 35 to Gray Street, on East Texas Avenue from State Highway 35 to East Bayshore Drive/County Road 305, on Harrison Street from University Avenue to McGlothlin Road, and on State Highway 35 from University Avenue to McGlothlin Road. If funding allows the City will also consider additional work of the same Character on East Austin Avenue from First Street/State Hwy 35 to Gray Street, and on East University Avenue from First Street/State Hwy 35 to Gray Street. All sites are located in the City of Palacios, Matagorda County, Texas.

Based upon observations by the project engineers, the grant consultant, and the staff of the City of Palacios, the project is categorically excluded from the preparation of an Environmental Assessment because it falls under the Categorically Excluded per 24 CFR 58.35(a), and subject to laws and authorities at §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).

Consultation with the Texas Historical Commission, Comanche Nation, Apache Tribe of Oklahoma, Coushatta Tribe of Louisiana, Tonkawa Tribe of Indians of Oklahoma, and the Wichita and Affiliated Tribes (Wichita, Keechi, Waco & Tawakonie), Oklahoma has yielded no objections to our findings. The consensus opinion is that implementation of this Water Improvements/Street Improvements project will correct health and safety issues in the local community without negatively impacting the environment.

The City of Palacios has complied with the regulations concerning the coordination and compliance of this project with all other Federal and State laws and authorities as specified by 24 CFR 58 and has documented this compliance in its Environmental Review Record.

Project Activity	Project Location	From (Lat., Long.)	To (Lat., Long.)	Approximate Length (LF)
Street Improvements	Gray Street 28.725787, -96.207843	E. University Ave. 28.723272, -96.207844	McGlothlin Rd. 28.728253, -96.208108	1,830 LF
Street Improvements	E. Matagorda Ave. 28.722192, -96.20591	Gray St. 28.722178, -96.207800	E. Bayshore Dr. 28.722178, -96.203911	1,230 LF
Street Improvements	Elizabeth Ave.	State Hwy 35	Ruthven St.	1,160 LF

	28.724257, -96.208495	28.724247, -96.210342	28.724236, -96.206606	
Street Improvements	Beecher Ave. 28.727257, -96.209805	State Hwy 35 28.727231, -96.210328	Gray St. 28.727219, -96.207800	790 LF
Street Improvements	E. Texas Ave. 28.726247, -96.207778	State Hwy 35 28.726258, -96.210314	E. Bayshore Dr. 28.726233, -96.205175	1,650 LF
Street Improvements	Harrison Street 28.725776, -96.209686	University Ave. 28.723261, -96.209675	McGlothlin Rd. 28.728281, -96.209661	1,800 LF
Street Improvements	State Hwy 35 28.726219, -96.210364	University Ave. 28.723250, -96.210342	McGlothlin Rd. 28.728292, -96.210328	1,800 LF
Street Improvements	E. Austin Ave. 28.725250, -96.209183	State Hwy 35 (1 st St) 28.725258, -96.210336	Gray St. 28.725258, -96.207850	800 LF
Street Improvements	E. University Ave. 28.723247, -96.208969	State Hwy 35 (1 st St) 28.723261, -96.209675	Gray St. 28.723272, -96.207844	800 LF

Environmental Review for Activity/Project that is Categorically Excluded Subject to Section 58.5 Pursuant to 24 CFR 58.35(a)

Project Information

Project Name: City of Palacios - Water Improvements/Street Improvements

Responsible Entity: City of Palacios

Grant Recipient (if different than Responsible Entity):

State/Local Identifier: TX CDBG-DR: 20-065-108-C295

Preparer: Wesley McPhail, Environmental Specialist

Certifying Officer Name and Title: Lin Chau, Mayor

Grant Recipient (if different than Responsible Entity):

Consultant (if applicable): GrantWorks, Inc.

Direct Comments to: Wesley McPhail, Environmental Specialist
GrantWorks, Inc
wesley@grantworks.net
Phone: (512) 420-0303
Fax: (888) 883-5417

Project Location: The work will take place on Gray Street from University Avenue to McGlothlin Road, on East Matagorda Avenue from Gray St. to East Bayshore Drive, on Elizabeth Avenue from State Highway 35 to Ruthven Street, on Beecher Avenue from State Highway 35 to Gray Street, on East Texas Avenue from State Highway 35 to East Bayshore Drive/County Road 305, on Harrison Street from University Avenue to McGlothlin Road, and on State Highway 35 from University Avenue to McGlothlin Road. If funding allows the City will also consider additional work of the same Character on East Austin Avenue from First Street/State Hwy 35 to Gray Street, and on East University Avenue from First Street/State Hwy 35 to Gray Street. All sites are located in the City of Palacios, Matagorda County, Texas.

Description of the Proposed Project [24 CFR 50.12 & 58.32; 40 CFR 1508.25]: The project will involve improvements to approximately 10,260 Linear Feet (LF) of existing streets. The proposed work shall repair and reconstruct the driving surface, sub-grade, and road base by applying prime coat seal and asphalt; replace and install culverts, including driveway culverts and inlets; adjust manhole rings and covers; regrade roadside ditches; and complete associated appurtenances.

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Level of Environmental Review Determination:

Categorically Excluded per 24 CFR 58.35(a), and subject to laws and authorities at §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).

Funding Information

Grant Number	HUD Program	Funding Amount
Federal Award No. B-17-DM-48-0001 GLO Contract No. 20-065-108-C295	CDBG-DR	\$1,414,860.00

Estimated Total HUD Funded Amount: \$1,414,860.00

Estimated Total Project Cost (HUD and non-HUD funds) [24 CFR 58.32(d)]: Grant funds: \$1,414,860.00
Match: \$0.00

Compliance with 24 CFR 50.4, 58.5, and 58.6 Laws and Authorities

Record below the compliance or conformance determinations for each statute, executive order, or regulation. Provide credible, traceable, and supportive source documentation for each authority. Where applicable, complete the necessary reviews or consultations and obtain or note applicable permits of approvals. Clearly note citations, dates/names/titles of contacts, and page references. Attach additional documentation as appropriate.

Compliance Factors: Statutes, Executive Orders, and Regulations listed at 24 CFR §58.5 and §58.6	Are formal compliance steps or mitigation required?	Compliance Determinations
STATUTES, EXECUTIVE ORDERS, AND REGULATIONS LISTED AT 24 CFR 50.4 and 58.6		
Airport Hazards 24 CFR Part 51 Subpart D	Yes No <input type="checkbox"/> <input checked="" type="checkbox"/>	<p>The project area is not within 2,500 feet of a civilian airport or within 15,000 feet of a military airfield. Therefore, the project shall have no impact to Runway Clear Zones. See Attachment A for map.</p> <p>Sources: US Department of Transportation NGDA Runways; Runway/Airport Proximity Map</p>
Coastal Barrier Resources Coastal Barrier Resources Act, as amended by the Coastal Barrier Improvement Act of 1990 [16 USC 3501]	Yes No <input type="checkbox"/> <input checked="" type="checkbox"/>	<p>The project area is not located in a Coastal Barrier Resources System.</p> <p>Please see Attachment D for map.</p> <p>Source: USFWS, Coastal Barrier Resources</p>
Flood Insurance Flood Disaster Protection Act of 1973 and National Flood Insurance Reform Act of 1994 [42 USC 4001-4128 and 42 USC 5154a]	Yes No <input type="checkbox"/> <input checked="" type="checkbox"/>	<p>A portion of the project construction zone is located in a FEMA designated Moderate Flood Hazard Area, FIRM 4854950002D (2/05/1986) – Zone B 500 year floodplain. The proposed work is not a critical action. The City of Palacios is participating in the National Flood Insurance Program.</p> <p>Please see Attachments C for Floodplain Map and NFIP participation status.</p> <p>Source: FEMA Flood Maps; FEMA Community Status Book Report</p>
STATUTES, EXECUTIVE ORDERS, AND REGULATIONS LISTED AT 24 CFR 50.4 & 58.5		
Clean Air Clean Air Act, as amended, particularly section 176(c) & (d); 40 CFR Parts 6, 51, 93	Yes No <input type="checkbox"/> <input checked="" type="checkbox"/>	<p>The City of Palacios is located in Matagorda County</p> <p>The project area is located within an area of the state that is within attainment of the guidelines of the Federal Clean Air Act. The project does not include new construction or conversion of land use facilitating the development of public, commercial, or industrial facilities OR five or more dwelling units; therefore, under 40 CFR 93.153, it can be assumed that the project emissions will be below de minimis levels and that the project is in compliance with the Clean Air Act. During project construction there will be some increase in ambient dust particulate from machinery and soil disturbances. These will be only temporary in nature and all efforts will be made through proper construction methods to ensure dust control and properly functioning equipment. Please see Attachment D for reference map.</p> <p>Source: TCEQ Texas Attainment Status by Region</p>
Coastal Zone Management Coastal Zone Management Act, sections 307(c) & (d)	Yes No <input type="checkbox"/> <input checked="" type="checkbox"/>	<p>This project is located within the Texas Coastal Zone but not within any Coastal Barrier Resource Areas. The project is exempt from Consistency Review by the Texas General Land</p>

		<p>Office under a Programmatic Agreement letter dated 8/21/2020 stating that certain activities will not require consistency review as of 9/01/2020 including street rehabilitation and reconstruction of damaged streets. Please see Attachments E – Coastal Zone Management for map and agency correspondence.</p> <p>Source: GLO Texas Coastal Zone Boundary Map</p>
<p>Contamination and Toxic Substances 24 CFR Part 50.3(i) & 58.5(i)(2)</p>	<p>Yes No <input type="checkbox"/> <input checked="" type="checkbox"/></p>	<p>EPA’s NEPAssist Enviromapper was used to identify nearby dumps, junk yards, landfills, hazardous waste sites, and industrial sites, including EPA National Priorities List Sites (Superfund sites), CERCLA or state-equivalent sites, RCRA Corrective Action sites with release(s) or suspected release(s) requiring clean-up action and/or further investigation. Non-compliant facilities were not found on or near the project site that could affect or be affected by the project activities. Additionally, a site visit was conducted and photos were taken to document the absence of these sites. Please see project photos and Attachment F for NEPAssist report and ECHO reports for all facilities within 3,000 ft of the project site.</p> <p>Latest mapping and research for TCEQ data review hazardous waste facilities, including waste generators, storage facilities, or transporters reflected no registration at or immediately adjacent to the project site areas. TCEQ data indicates there are no industrial and hazardous waste (IHW) Treatment, Storage, and Disposal (TSD) sites located within 0.5 miles of the project area. There are some facilities outside the 0.5 mile radius, but no impact from these facilities is expected.</p> <p>With regards to underground storage tanks (UST), TCEQ research indicates that there is one (1) tank located adjacent to the project areas. No impact is expected.</p> <p>Leaking UST information from the TCEQ database reflects no leaking USTs within 0.5 miles of the project area. Considering the distance to the tanks and the scope of work, significant amounts of ground disturbances that have occurred in the project area already, no impact is expected. Please see Attachment F – Contamination and Toxic Substances for the TCEQ reports.</p> <p>Source: NEPAssist Enviromapper</p>
<p>Endangered Species Endangered Species Act of 1973, particularly section 7; 50 CFR Part 402</p>	<p>Yes No <input type="checkbox"/> <input checked="" type="checkbox"/></p>	<p>Project activities shall be confined to existing rights-of-way in previously disturbed areas committed primarily to urban and residential land use. A list of the endangered and threatened species for Matagorda County has been reviewed. Suitable habitats for each listed species have been compared with the project site to determine if any impacts could be expected. The project area is not consistent with the preferred habitats of any endangered species found in the County, and project activities shall not occur on, or adjacent to, mapped wildlife refuges, fish hatcheries, wildlife management areas, or related significant fish and wildlife resources. Based on the level of disturbance present at the project sites and the lack of evidence of endangered species</p>

		<p>habitat, no endangered species shall likely be affected. The Responsible Entity has made the determination of “no effect” on any federally or state listed species and project activities will not result in the destruction or adverse modification of critical habitat. Please see project photos and Attachments E for supporting documentation and memo to file.</p> <p>If construction workers identify or encounter threatened or endangered species during construction, they should cease construction immediately and contact Texas Parks & Wildlife for guidance.</p> <p>The following are general recommendations for the construction period: Consider avoiding clearing vegetation during general bird nesting season (between March and August), provide state listed and rate species to construction workers to ensure consistency with requirements to prevent impact to and/or avoid federally or state listed, threatened, endangered, or special status species; use best management practices including silt fencing and berming to prevent stormwater runoff.</p> <p>Sources: USFWS IPaC Resource List; TPWD Special Status Species List</p>
<p>Explosive and Flammable Hazards 24 CFR Part 51 Subpart C</p>	<p>Yes No <input type="checkbox"/> <input checked="" type="checkbox"/></p>	<p>This project does not include a hazardous facility (a facility that mainly stores, handles or processes flammable or combustible chemicals such as bulk fuel storage facilities and refineries) or any of the following activities: development, construction, rehabilitation that will increase residential densities, or conversion; therefore, this project is in compliance with 24 CFR 51 C. See Attachment H and photos of project areas.</p> <p>Sources: Site observations on 4/23/2020, NEPAassist, TCEQ</p>
<p>Farmlands Protection Farmland Protection Policy Act of 1981, particularly sections 1504(b) and 1541; 7 CFR Part 658</p>	<p>Yes No <input type="checkbox"/> <input checked="" type="checkbox"/></p>	<p>The proposed project does not include any activities that could convert agricultural land to non-agricultural use as it does not include new construction, acquisition of undeveloped land, or conversion of land use. Although the areas of work pass along areas shown as Prime Farmland on the NRCS map, these are occupied lots with homes and none of the work will take place outside of the road and drainage boundaries which are already existing. Per HUD Guidance, the project site meets one of the exemptions per 7 CFR 658.2(a), this is an area dedicated to urban use as there are more than 30 structures per 40 acres area, additionally the area is indicated as dedicated to Urban use per the TIGER web census, please see the attached NRCS Soil Survey map and Tiger Census map.</p> <p>Source: USDA Web Soil Survey, NRCS Soil Survey map, and Tiger Census Map.</p>
<p>Floodplain Management Executive Order 11988, particularly section 2(a); 24 CFR Part 55</p>	<p>Yes No <input type="checkbox"/> <input checked="" type="checkbox"/></p>	<p>No portion of the project construction zone is in a 100-year floodplain; therefore, Executive Order 11988 and NFIP conditions are not applicable. Per FIRM 4854950002D</p>

		<p>(2/05/1986), a portion of the project is situated in Zone B, the 500 year floodplain, this includes drainage work along a stretch of SH 35. The project engineer has confirmed that this work will not involve any road construction along SH 35. Work along this stretch of roadway will be entirely drainage related, and will consist of the regrading of an existing bar ditch with no related paving work. The PE has further stated that the bar ditch work will not even require traffic to be blocked through this section of roadway, as all of the associated work will be confined to the ditch itself. Additionally, a Certified Floodplain Manager has reviewed the area maps and project information, and has made the determination that there are other methods of egress from the area not involving SH 35. For this and the scope of the work, this would not constitute a critical action and would not require the 8 step process.</p> <p>Due to the nature and scope of the project, the proposed project activities shall have little or no impact on the floodplain. However, the following efforts shall be made to minimize negative impacts on the natural and beneficial floodplain values for restoration and preservation: The project shall be implemented using best management practices designed to protect improvements from flood damage; The project shall be implemented using best management practices designed to protect natural landscapes that serve to maintain or restore natural hydrology through infiltration; The consulting engineer shall take into consideration additional specifications to minimize damage and/or restore the native plant species; The project shall not lead to any significant increases in impermeable cover and shall have no negative impacts on the floodplain. Additionally, prior to construction, the project plans will meet any applicable, additional local floodplain requirements set forth by the community’s Floodplain Administrator</p> <p>See Attachment B for Floodplain Map.</p> <p>Source: FEMA Flood Maps;</p>
<p>Historic Preservation National Historic Preservation Act of 1966, particularly sections 106 and 110; 36 CFR Part 800</p>	<p>Yes No <input type="checkbox"/> <input checked="" type="checkbox"/></p>	<p>In accordance with the required statutes and provisions, a listing of state and federal register properties has been reviewed. The Texas Historical Commission conducted a Section 106 Review of the project and has concurred with the determination that there shall be no historical properties affected as a result of this project. Please see project photos and Attachment K for the determination. Though the project does not call for new ground disturbance, consultation with interested tribal nations was carried out. The letters were sent out on 10/07/2020. No responses were received and no objections to the project were made during the 30-day comment period. See Attachment K for correspondence.</p> <p>Source: Texas Historical Commission; Tribal consultation;</p>

<p>Noise Abatement and Control Noise Control Act of 1972, as amended by the Quiet Communities Act of 1978; 24 CFR Part 51 Subpart B</p>	<p>Yes No <input type="checkbox"/> <input checked="" type="checkbox"/></p>	<p>The project does not involve housing or a noise sensitive development; therefore, a noise study is not applicable. However, minimal noise will be created during construction. The construction period shall be brief (approximately 120 days) and will take place during normal business hours on weekdays. Local residents have been notified of the nature and location of the project during a formal hearing process during the application phase of this project. Any complaints will be taken into consideration.</p> <p>Sources: Project Performance Statement; Engineer drawings; Google Earth map</p>
<p>Sole Source Aquifers Safe Drinking Water Act of 1974, as amended, particularly section 1424(e); 40 CFR Part 149</p>	<p>Yes No <input type="checkbox"/> <input checked="" type="checkbox"/></p>	<p>The project is located in the City of Palacios, in Matagorda County.</p> <p>The only Sole Source Aquifer in the State of Texas is the Edwards Aquifer, in Central Texas, approximately 133.6 miles West of the project site.</p> <p>No portion of the project is located within a designated Sole Source Aquifer. See Attachment M.</p> <p>Source: EPA Edwards Aquifer</p>
<p>Wetlands Protection Executive Order 11990, particularly sections 2 and 5</p>	<p>Yes No <input type="checkbox"/> <input checked="" type="checkbox"/></p>	<p>According to the Wetland Maps provided by the US Fish & Wildlife and the US Geologic Survey, no portion of the project is in/will impact a wetland; therefore, Executive Order 11990 is not applicable. However, the project is wetland adjacent, with a large section of Freshwater Forested Shrub Wetland (PSS1CH) situated approximately 70 linear feet to the West of the project site, and paralleling the project for a distance of approximately 630 linear feet. The easternmost section of the project, at the East end of E Matagorda Ave. @ Bayshore Drive is also situated approximately 50 feet to the West of Tres Palacios Bay, which is identified as an Estuarine & Marine Deep-Water Wetland. There are also three freshwater ponds (PUBH or PUSCh) situated to the West of the project site by distances of approximately 450 linear feet or greater.</p> <p>Due to the nature and scope of the project, the proposed project activities shall have little or no negative impact on the wetland. However, the following efforts shall be made to minimize negative impacts on the natural and beneficial wetlands values for restoration and preservation: The project shall be implemented using best management practices designed to protect natural landscapes that serve to maintain or restore natural hydrology through infiltration; Best management practices shall be used during construction to ensue erosion control and to prevent the unintentional discharge of dredged or fill material into the wetland; The consulting engineer shall take into consideration additional specifications to minimize damage and/or restore the native plant species;</p>

		The project shall not lead to any significant increases in impermeable cover and shall have no negative impacts on the wetland. See Attachment N and photos. Sources: NWI Wetlands Map.
Wild and Scenic Rivers Wild and Scenic Rivers Act of 1968, particularly section 7(b) and (c)	Yes No <input type="checkbox"/> <input checked="" type="checkbox"/>	A review of the project has been made in accordance with The Wild and Scenic Rivers Act of 1968 (16 U.S.C. 1271 et. seq.) as amended. The only Wild & Scenic River (WSR) in Texas is the Rio Grande River in Big Bend National Park. No portion of the project is adjacent to a Wild & Scenic River, a Study River, or an Inventory River. Please see Attachment O. Source: Rio Grande WSR, National Wild and Scenic Rivers System
ENVIRONMENTAL JUSTICE		
Environmental Justice Executive Order 12898	Yes No <input type="checkbox"/> <input checked="" type="checkbox"/>	The project will not have disproportionate adverse impacts to low-income or minority populations. The project was funded based on the fact that conditions would be improved for low-to-moderate income households. Source: Project Performance Statement

Field Inspection (Date and completed by): **4/23/2020 by John Kaminski**

Summary of Findings and Conclusions: A review of this project has determined that it is Categorical Excluded but cannot convert to Exempt status because one or more statutes or authorities listed at Section 58.5 requires formal consultation or mitigation. A Notice of Intent to Request the Release of Grant Funds will be posted at City Hall, and a Request for the Release of Grant Funds will be submitted to the State.

Mitigation Measures and Conditions [40 CFR 1505.2(c)]

Summarize below all mitigation measures adopted by the Responsible Entity to reduce, avoid, or eliminate adverse environmental impacts and to avoid non-compliance or non-conformance with the above-listed authorities and factors. These measures/conditions must be incorporated into project contracts, development agreements, and other relevant documents. The staff responsible for implementing and monitoring mitigation measures should be clearly identified in the mitigation plan.

Law, Authority, or Factor	Mitigation Measure
Executive Order 11988, Floodplain Management	Due to the nature and scope of the project, the proposed project activities shall have little or no impact on the floodplain. However, the following efforts shall be made to minimize negative impacts on the natural and beneficial floodplain values for restoration and preservation: The project shall be implemented using best management practices designed to protect improvements from flood damage; The project shall be implemented using best management practices designed to protect natural landscapes that serve to maintain or restore natural hydrology through infiltration; The consulting engineer shall take into consideration additional specifications to minimize damage and/or restore the native plant species;

	<p>The project shall not lead to any significant increases in impermeable cover and shall have no negative impacts on the floodplain.</p> <p>Additionally, prior to construction, the project plans will meet any applicable, additional local floodplain requirements set forth by the community's Floodplain Administrator</p>
Executive Order 11990, Wetland Management	<p>Due to the nature and scope of the project, the proposed project activities shall have little or no negative impact on the wetland. However, the following efforts shall be made to minimize negative impacts on the natural and beneficial wetlands values for restoration and preservation:</p> <p>The project shall be implemented using best management practices designed to protect natural landscapes that serve to maintain or restore natural hydrology through infiltration;</p> <p>Best management practices shall be used during construction to ensue erosion control and to prevent the unintentional discharge of dredged or fill material into the wetland;</p> <p>The consulting engineer shall take into consideration additional specifications to minimize damage and/or restore the native plant species;</p> <p>The project shall not lead to any significant increases in impermeable cover and shall have no negative impacts on the wetland.</p>
Endangered Species Act of 1973, particularly section 7; 50 CFR Part 402	<p>Consider avoiding clearing vegetation during general bird nesting season (between March and August), provide state listed and rare species to construction workers to ensure consistency with requirements to prevent impact to and/or avoid federally or state listed, threatened, endangered, or special status species; use best management practices including silt fencing and berming to prevent stormwater runoff.</p>

Determination:

- This categorically excluded activity/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; **Funds may be committed and drawn down after certification of this part** for this (now) EXEMPT project; OR
- This categorically excluded activity/project cannot convert to Exempt status because one or more statutes or authorities listed at Section 58.5 requires formal consultation or mitigation. Complete consultation/mitigation protocol requirements, **publish NOI/RROF and obtain "Authority to Use Grant Funds"** (HUD 7015.16) per Section 58.70 and 58.71 before committing or drawing down any funds; OR
- This project is not categorically excluded OR, if originally categorically excluded, is now subject to a full Environmental Assessment according to Part 58 Subpart E due to extraordinary circumstances (Section 58.35(c)).

Wesley McPhail

November 20, 2020

Preparer's Signature

Date

Wesley McPhail, Environmental Specialist

GrantWorks, Inc

Preparer's Name and Title

Preparer's Agency

November 20, 2020

Responsible Entity Certifying Official Signature

Date

Lin Chau, Mayor

Responsible Entity Certifying Official Name and Title

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