

ATTACHMENT 1

Section 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 any program on any activity or project until HUD or the State has approved the recipient's Request to Release Funds (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 any activity or project under any program if the activity or project would have an adverse environmental impact or limit the choice of reasonable alternatives.

- (b) An option agreement on a proposed site or property is allowable prior to the completion of the environmental review, if the option agreement is a nominal portion of the purchase price.

ATTACHMENT 2

Belmont Apartments Project

Floodplain Decision-Making Process

24 CFR 55.20

Step 1 Determine whether the proposed action is located in a 100-year floodplain.

According to the Flood Insurance Rate Map (FIRM), community panel number 22051C0145E, produced by the Federal Emergency Management Agency dated March 23, 1995, the subject property is located in Zone AE, which is within the 100-year floodplain. According to FEMA Flood Recovery Guidance released in April 2006, the subject property has a base flood elevation of three feet.

The City of Gretna has not acted as a natural floodplain for the Mississippi River since the U.S. Corps of Engineers started to build a system of levees in the 1920s. The controls on the river system have significantly modified the natural floodplain and replaced it with a managed system that extends to the Gulf of Mexico. Therefore, no further or significant impacts to the floodplain would result from this project.

However, the impact of hurricanes, such as Hurricane Katrina in August 2005, may result in a failure of the levee system and therefore cause loss of life and property to flooding events. It is due to this potential impact that the 8-step decision making process is being completed.

Step 2 Notify the public.

A Public Notice was printed in the Times-Picayune, the local and regional newspaper for the City of Gretna, on October 29, 2008. The target group for this Public Notice is persons residing in the Gretna. Thirty (30) calendar days were provided for comment on the public notice. An affidavit of the Public Notice is attached to this documentation.

Step 3 Identify and evaluate practicable alternatives to locating the proposed action in a floodplain.

The Belmont Apartments is an apartment complex that has 204 apartment units and two pools. The apartment complex is currently occupied with tenants. The apartment complex is proposed for rehabilitation to include appliance upgrades and cosmetic changes to include new HVACs, new energy efficient water heaters, new energy star appliances, sidewalk repair.

Alternative 1: Determine not to approve any action.

Response: The subject property is currently outdated and is in need of upgrades. Adopting a "no action option" will result in the continued deterioration of the property,

and the lack of affordable housing in the City of Gretna. The impact of such a decision will be twofold: (1) to deprive the residents of Gretna to move into affordable housing as twenty percent of the 204 apartment units will be offered as affordable housing, and (2) it will leave the neighborhood in a perpetual state of physical decline.

The entire project site and surrounding target neighborhood are located in a 100 year floodplain, as is 80 percent of the City of Gretna. The complex is currently developed and is occupied. The rehabilitation will improve the quality of life in the neighborhood.

Alternative 2: Rehabilitate the apartment building

Response: The rehabilitation of the subject property will upgrade the interior and exterior components of the property and assist in the mitigation of the lack of available and affordable housing in the City of Gretna. The Rehabilitation process will also aid in the improvement of the viewscape of the neighborhood.

The City of Gretna is protected from flooding caused by hurricanes with the reconstruction of a levee system surrounding the city that is rated to provide protection from a Category 3 hurricane. The levee system does not eliminate the City's designated 100-year floodplains, but rather protects it from the impact of hurricane caused storm surges.

Step 4 Identify potential direct and indirect impacts associated with the occupancy of the floodplain.

The proposed project will not adversely affect the 100 year floodplain because the lower Mississippi River no longer functions as a natural floodplain system and is controlled by man-made levees and pumping systems.

However, the impact of the hurricanes, such as Hurricane Katrina in August 2005, may result in a failure of the levee system and therefore cause loss of life and property to flooding events. Based on the rehabilitation plans for the property, the plans include appliance upgrades and cosmetic changes to include new HVACs, new energy efficient water heaters, new energy star appliances, sidewalk repair.

Step 5 Design or modify the proposed action to minimize the potential adverse impacts within the floodplain.

The proposed project will not alter the floodplain beyond what is already occurred from the construction of levees to control the Mississippi River and previous developments on the subject property.

The City of Gretna estimates that the hurricane warning time to safely evacuate all residents of Gretna is as much as forty-eight (48) hours. In 2006, the City of Gretna released its Emergency Preparedness Plan which was updated to address inadequacies in the evacuation for Hurricane Katrina. All residents of the apartment building will need to

follow the City's Emergency Preparedness Plan. Emergency information and evacuation procedures during a storm/flood event will be provided to the community by radio and television through the City's Emergency Broadcast System.

Step 6 Reevaluate the proposed alternatives.

Although the proposed project site is located within a 100-year floodplain, the lower Mississippi River system has not been a natural river system since the 1920's. The proposed project will not impact or alter the floodplain beyond what has already occurred from the construction of the protective levee system.

The threat of flooding to life and property is still a concern, as the levee system may fail in extreme weather events, such as hurricanes. Due to the nature of hurricanes, there are adequate emergency systems in place to give residents enough warning time to evacuate if there is danger of an incoming hurricane.

Plans for the site include the rehabilitation of 204 apartment units to include appliance upgrades and cosmetic changes to include new HVACs, new energy efficient water heaters, new energy star appliances, sidewalk repair. Twenty percent of the apartment units will be offered as affordable housing.

The "no action" alternative is not feasible due to safety concerns on-site and to surrounding communities.

Step 7 Determination of No Practicable Alternative Publish of Final Notice

It is our determination that there is no practicable alternative to locating the project within the AE Flood Zone because:

- 1) All other possible locations within the City of Gretna are also located within the 100-year floodplain. Therefore, location of the project outside of the floodplain is not a feasible option.
- 2) The funding parameters for this project are tied to the present project location.
- 3) If rehabilitation did not occur, the apartment complex will continue to deteriorate.
- 4) Plans for the site include rehabilitation of 204 units to include appliance upgrades and cosmetic changes to include new HVACs, new energy efficient water heaters, new energy star appliances, sidewalk repair, including affordable housing and market rate units.

Step 8 Implement the proposed action.

Having considered all practical alternatives and public comments Summit will proceed with the rehabilitation of Belmont Apartments.

ATTACHMENT 3

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

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: _____ (1) _____
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: _____

ATTACHMENT 4

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 Categorical Exclusion (not subject to 58.5) 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 Categorical 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: _____ CatEx Not Subject to the Laws of 58.5

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: _____

ATTACHMENT 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 Categorically 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 Categorically 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

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: CatEx Subject to the Laws of 58.5
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: _____

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

Consultation,
Review,
Permits
Required

Consistency
Determination

Condition,
Mitigation

Compliance Documentation

Compliance Factors: Statutes, Executive Orders, and Regulations listed at 24 CFR §58.5	N/A	Consultation, Review, Permits Required	Consistency Determination	Condition, 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)]					
Sole Source Aquifers [40 CFR 149], SDWA (42 U.S.C. 201, 300(f) et seq., and 21 U.S.C. 349)					
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]					

Compliance Factors:

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

N/A Consultation, Review, Permits Required Consistency Determination Condition, Mitigation

Compliance Documentation

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: _____
ERR Document

STATUTORY CHECKLIST

Are all the project's activities exempt under 58.34(a)(1)-(11) and/or Categorically Excluded (CE) from EPA procedures under 58.35(b)? Yes No.

If 'Exempt' or CE under 24 CFR 58.35(b) use appropriate certification form to certify environmental determination and complete Compliance Documentation Checklist (58.6). Attach supporting documentation and complete Compliance Documentation Checklist (58.6). Sign and date certification and keep in the project ERR. Remaining portions of the Checklist need not be completed. Do not initiate RROF procedures. Funds may be obligated for this project.

If "No" proceed to question B.

B. Perform all relevant compliance requirement reviews of the Statutory Checklist and complete all columns as appropriate, sign and date form.

1. Is this a 58.35(a) CE Project? Yes No.

If "Yes", use appropriate certification form and Statutory Checklist for Categorical Excluded Projects Only. Attach supporting documentation and complete Compliance Documentation Checklist (58.6). Sign and date certification and keep in the project ERR.

If "No" then go to question C.

2. Does the project trigger a 58.5 Compliance Threshold? Yes No.

If "Yes" then initiate RROF procedures, beginning with dissemination, publication and/or posting of RROF Notice.

If "No"; project may be converted to exempt under 58.34(a)(12). Document this determination on the Statutory Checklist for Categorical Excluded Projects Only. Do not initiate Public Notice/RROF procedures. Completing the Compliance Documentation Checklist. After signing and dating the certifications funds may be obligated. Keep certifications, checklists and support documentation in the project ERR.

C. If No to B (1), then this project requires an Environmental Assessment (EA)

Fill out the Environmental Assessment Checklist and document all determinations as necessary and appropriate. Sign and date.

Even if an EA has already been completed, 24 CFR Part 58, Subpart H procedures, beginning with publication/posting of FONSI/RROF Notice, cannot be initiated until all 58.5 and 58.6 determinations and compliance processes have been completed. Some CE projects may require an EA or an EIS because of their environmental effect.

STATUTORY COMPLIANCE THRESHOLDS

Provide explanatory statement and date in Compliance Documentation and attach supporting documentation.

Historic Properties (including archeology):

A) The RE and SHPO agree that there are No Historic Properties Affected per 36 CFR 800.4, no adverse effects on historic properties per §800.5(b), or SHPO has not objected within 30 days to such fully documented determinations.

B) The proposal has an adverse effect on historic properties. Consult with SHPO et al., per §800.5 et seq., to resolve or mitigate adverse effects. Provide statement and date in Compliance Documentation and attach supporting documentation

* The National Historic Preservation Act of 1966 (16 U.S.C. 470f *et seq.*): as amended: particularly section 106 (16 U.S.C. 470f); except as provided in § 58.17 of this part for section 17 projects.

* Executive Order 11593. Protection and Enhancement of the Cultural Environment, May 13, 1971 (36 FR 8921 *et seq.*): particularly section 2(c).

* The Reservoir Salvage Act of 1960 (16 U.S.C. 469 *et seq.*) particularly section 3 (16 U.S.C. 469a-1): as amended

* The Archeological Historic Preservation Act of 1974.

Floodplain Management:

A) The project does not involve acquisition, management, or construction within (or will impact) a 100 year floodplain (Zones A or V) identified by FEMA maps, or does not involve a "critical action" (see 24 CFR 55.2(a)(2)) within a 500 year floodplain (Zone B). If FEMA has not published the appropriate flood map, the RE must make a finding based on best available data.

B) Comply with Executive Order and Regulation and not support development or occupation of flood hazard area. Or complete 8-step decision making process according to 24 CFR Part 55.20 to document that there are no practicable alternatives to the proposal and to mitigate effects of the project in a floodplain.

* Flood Disaster Protection Act of 1973 (42 U.S.C. 4001 *et seq.*) as amended: particularly sections 102(a) (42 U.S.C. 4012a (a) and 4106 (a).

* Executive Order 11988. Floodplain Management, May 24, 1977 (42 FR28931 *et seq.*): particularly section 2(a).

Statutory Checklist

COMPLIANCE THRESHOLDS (continued)

Wetlands Protection:

- A)** The project does not involve construction within or adjacent (or will affect) to wetlands, marshes, wet meadows, mud flats or natural ponds per field observation and maps issued by the US Fish & Wildlife Service or U.S. Corps of Engineers.
- B)** Comply with Executive Order and not support development or occupation of Wetland. Or Complete the 8-step decision making process in 24 CFR 55.20 to document there are no practicable alternatives and to mitigate effects of the project on wetlands. Such action also may require obtaining a permit from the U.S. Corps of Engineers under Section 404 of the Clean Water Act or providing alternate wetland as required by US F&W.

* Executive Order 11990. Protection of Wetlands. May 24, 1977 (42 FR 28951 *et seq.*); particularly section 2 and 5.

Coastal Zone Management:

- A)** The project does not involve the placement, erection or removal of materials, nor an increase in the intensity of use in the Coastal Zone (CZ) per certified local coastal plan.
- B)** Secure concurrence from the CZ Commission or delegated local planning commission with your determination of consistency with the applicable CZ Plan, or obtain coastal zone permit.

* The Coastal zone Management Act of 1972 (16 U.S.C. 1451 *et seq.*) as amended: particularly section 307 (c) and (d) (16 U.S.C. 1456 (c) and (d)).

* The Coastal Barrier Resources Act of 1982 (16 U.S.C. 3501 *et seq.* particularly sections 5 and 6 (16 U.S.C. 3504 and 3505).

Sole Source Aquifers (Safe Drinking Water Act):

- A)** The project is not located within a U.S. EPA-designated sole source aquifer watershed area per EPA Ground Water Office,
- B)** Consult with the Water Management Division of EPA to design mitigation measures to avoid contaminating the aquifer and implement appropriate mitigation measures.

* The Safe Drinking Water Act of 1974 (42 U.S.C. 201.300 (f) *et seq.* and 21 U.S.C. 349) as amended: particularly section 1424(e) (42 U.S.C. 300b-303(e)).

Farmland Protection:

- A)** The project site does not include prime or unique farmland, or other farmland of statewide or local importance as identified by the U.S. Department of Agriculture, Natural Resources Conservation Service (NRCS) (formerly the Soil Conservation Service), **OR** the project site includes prime or unique farmland, but is located in an area committed (zoned) to urban uses;
- B)** Request evaluation of land type from the NRCS using Form AD-1006, and consider the resulting rating in deciding whether to approve the proposal, as well as mitigation measures (including measures to prevent adverse effects on adjacent farmlands).

* Farmland Protection Policy Act of 1961 (7 U.S.C. 4201 *et seq.*) particularly section 1540(b) and 1541 (7 U.S.C. 4201 and 4242).

Endangered Species:

- A)** The RE determines that the proposal will have "no effect" or "is not likely to adversely affect" any federally protected (listed or proposed) Threatened or Endangered Species (i.e., plants or animals, fish, or invertebrates), nor adversely modify critical habitats. This finding is to be based on special study completed by a professional biologist or botanist and approved by the U.S. Fish and Wildlife Service **and/or with State Department of Fish and Game**. A determination of "no effect" does not require U.S. FWS concurrence.

- B)** Consult with the U.S. FWS or with the National Marine Fisheries Service, in accordance with procedural regulations contained in 50 CFR Part 402. Formal consultation with FWS or NMFS is always required for federally funded "major construction" activities and anytime a "likely to adversely affect" determination is made.

* The Endangered Species Act of 1973 (16 U.S.C. 1531 *et seq.* as amended: particularly Section 7 (b) and (c) (16 U.S.C. 1278 (b) and (c)).

Wild and Scenic Rivers:

- A)** The project is not located within one mile of a listed Wild and Scenic River, **OR** the project will have no effects on the natural, free flowing or scenic qualities of a river in the National Wild and Scenic Rivers system.

- B)** Consult with the U.S. Department of Interior, National Park Service for impact resolution and mitigation.

* The Wild and Scenic Rivers Act of 1968 (16 U.S.C. 1271 *et seq.*) as amended: particularly section 7 (b) and (c) (16 U.S.C. 1278 (c) and (d)).

Statutory Checklist

COMPLIANCE THRESHOLDS (continued)

Air Quality:

A) The project is located within an "attainment" area, **OR**, if within a "non-attainment" area, conforms with the EPA-approved State Implementation Plan (SIP), per contact with the State Air Quality Management District or Board, **AND** the project requires no individual NESHAP permit or notification;

B) Negotiate suitable mitigation measures with the Air Quality Management District or Board, obtain necessary permits, issue required notices. (For example, 40 CFR §61.145 requires 10-day prior notification to the Air Quality District Administrator whenever either 260 linear ft., 160 sq.ft., or 35 cubic ft., of asbestos containing material is to be disturbed).

* The Clean Air Act (42 U.S.C. 7401 *et seq.*) as amended; particularly section 176 (c) and (d) (42 U.S.C. 7308 (c) and (d))

Noise Abatement and Control:

A) The project **does not** involve development of noise sensitive uses, **OR** the project is not within 1,000 feet of a major or arterial roadway, 3,000 feet of a railroad, or 15 miles from a major (listed) airport **OR** ambient noise level is documented to be 65 LDN (CNEL) or less, based upon the HUD Noise Assessment Guidelines (NAG) for calculating noise levels and Airport Noise Contour map;

B) Apply the noise standard, per 24 CFR §51.101, to the decision whether to approve the proposal (see §51.104), and implement noise attenuation measures (NAG page 39-40) as applicable.

* Environmental Criteria and Standards (24 CFR Part 51) and Site Contamination.

Explosive or Flammable Operations:

A) The project is located at an Acceptable Separation Distance (ASD) from any above-ground explosive or flammable fuels or chemicals containers according to "Siting of HUD-Assisted Projects Near Hazardous Facilities" (Appendices F & G, pp. 51-52), **OR** the project will not increase danger to residents, expose neither people nor buildings to such hazards;

B) mitigate the blast overpressure or thermal radiation hazard with the construction of a barrier of adequate size and strength to protect the project. (per 24 CFR 51.205).

* Environmental Criteria and Standards (24 CFR Part 51) and Site Contamination.

Airport Clear Zones and Accident Potential Zones:

A) The project is not within an FAA-designated civilian airport Runway Clear Zone (RCZ) -or Runway Protection Zone, or within a military airfield Clear Zone (CZ) or Accident Potential Zone (APZ) -Approach Protection Zone, based upon information from the airport or military airfield administrator identifying the boundaries of such zones, **OR** the project involves only minor rehabilitation, **OR** the project involves only the sale or purchase of an existing property in the RCZ or CZ;

B) It is **HUD** policy not to provide any development assistance, subsidy or insurance in RCZs or CZs unless the project will not be frequently used or occupied by people and the airport operator provides written assurances that there are no plans to purchase the project site.

* Environmental Criteria and Standards (24 CFR Part 51) and Site Contamination.

Toxic Chemicals and Radioactive Materials:

A) The subject and adjacent properties are free of hazardous materials, contamination, toxic chemicals, gasses and radioactive substances which could affect the health or safety of occupants or conflict with the intended use of the subject property. Particular attention should be given to nearby dumps, landfills, industrial sites and other operations with hazardous wastes. If the property: (i) is listed on an EPA Superfund National Priorities or CERCLA list or equivalent State list; (ii) is located within 3,000 feet of a toxic or solid waste landfill site; (iii) has an underground storage tank other than a residential fuel tank, or (iv) is known or suspected to be contaminated by toxic chemicals or radioactive materials, then, the grantee must provide an ASTM Phase I report, Phase 2 if required and Remediation Plan as appropriate. Proposed site must be free of hazardous materials, contamination, toxic chemicals, gasses and radioactive substances.

B) Mitigate the adverse environmental condition by removing, stabilizing or encapsulating the toxic substances in accordance with the requirements of the appropriate Federal, state or local oversight agency; **OR** reject the proposal.

* 24 CFR 58.5(i), Environmental Criteria and Standards (24 CFR Part 51) and Site Contamination.

Environmental Justice:

A) The proposed site is suitable for its proposed use and will **NOT** adversely impact any disadvantaged population.

B) Site suitability is a concern; the proposal is adversely affected by environmental conditions impacting low income or minority populations. Avoid such impacts or mitigate them to the extent practicable. Address and mitigate the disproportional human health or environmental effects adversely affecting the low income or minority populations **OR** reject the proposal.

* Executive Order 12898 Federal Actions to address environmental justice in minority populations and low-income populations.

ATTACHMENT 6

STATUTORY CHECKLIST

24 CFR §58.5 STATUTES, EXECUTIVE ORDERS & REGULATIONS

Project Name: _____

Project Description (Include purpose, need, and all actions which are either geographically or functionally related):

Location: _____

If this project is determined to be categorically excluded according to: 24 CFR 58.35, then use Statutory checklist for categorical excluded projects only.

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

N/A	Consultation, Review, Permits Required	Consistency Determination	Condition, 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)]					
Sole Source Aquifers Safe Drinking Water Act (42 USC 201, 300(f) & 21 U.S.C. 349) [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)]					

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

N/A Consultation,
 Review,
 Permits
 Required Consistency
 Determination Condition,
 Mitigation

Compliance Documentation
Appendix III

Clean Air 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 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]					

PREPARER SIGNATURE: _____ DATE: _____

PREPARER NAME: _____

RESPONSIBLE ENTITY AGENCY

OFFICIAL SIGNATURE: _____ DATE: _____

NAME, TITLE: _____

Environmental Assessment Checklist

Project Name and Identification No. _____

Impact Categories	IMPACT ANTICIPATED			REQUIRES MITIGATION OR MODIFICATION	NOTE CONDITIONS AND/OR SOURCE DOCUMENTATION THAT SUPPORTS FINDING REFERENCE NOTES
	NONE	MINOR	MAJOR		
Land Development					
Conformance with Comprehensive Plans and Zoning					
Compatibility and Urban Impact					
Slope					
Erosion					
Soil Suitability					
Hazards and Nuisances Including Site Safety					
Energy Consumption					
Noise					
Effects of Ambient Noise on Project and Contribution to Community Noise Levels					
Air Quality					
Effects of Ambient Air Quality on Project and Contribution to Community Pollution Levels					
Environmental Design, Historic Values and Urban Impact					
Visual Quality Coherence, Diversity, Compatible Use and Scale					
Historic, Cultural and Archaeological Resources					

Environmental Assessment Checklist

Impact Categories	IMPACT ANTICIPATED			REQUIRES MITIGATION OR MODIFICATION	NOTE CONDITIONS AND/OR SOURCE DOCUMENTATION THAT SUPPORTS FINDING REFERENCE NOTES
	NONE	MINOR	MAJOR		
Socioeconomic					
Demographic Character Changes					
Displacement					
Employment and Income Patterns					
Community Facilities and Services.					
Educational Facilities					
Commercial Facilities					
Health Care					
Social Services					
Solid Waste					
Waste Water					
Storm Water					
Water Supply					
Public Safety	Police				
	Fire				
	Emergency Medical				
Open Space and Recreation	Open Space				
	Recreation				
	Cultural Facilities				
Transportation					

Environmental Assessment Checklist

Impact Categories	IMPACT ANTICIPATED			REQUIRES MITIGATION OR MODIFICATION	NOTE CONDITIONS AND/OR SOURCE DOCUMENTATION THAT SUPPORTS FINDING REFERENCE NOTES
	NONE	MINOR	MAJOR		
Natural Features					
Water Resources					
Surface Water					
Floodplains					
Wetlands					
Coastal Zone					
Unique Natural Features and Agricultural Lands					
Vegetation and Wildlife					

Summary of Findings and Conclusions

Summary of Environmental Conditions

Environmental Assessment Checklist

Finding of No Significant Impact

1. Is project in compliance with applicable laws and regulations? Yes No

2. Is an EIS required? Yes No

3. Finding of No Significant Impact (FONSI) can be made. Project will not significantly affect the quality of the human environment. Yes No

Prepared By: _____

Title: _____

Date: _____

Certified By: _____

Title: _____

Date: _____

FLOOD INSURANCE PROTECTION

Duration of Flood Insurance Coverage. The statutory period for flood insurance coverage may extend beyond project completion. For loans, loan insurance or guaranty, flood insurance coverage must be continued for the term of the loan. For grants and other non-loan forms of assistance, coverage must be continued for the life of the property, regardless of transfer of ownership of such property. Section 582(c) of the Community Development and Regulatory Improvement Act of 1994 mandates that "... The requirement of maintaining flood insurance shall apply during the life of the property, regardless of transfer of ownership of such property." (42 U.S.C. 5154a)

Such anticipated economic or useful life of the property may vary with the nature of the assisted activity. For example, construction of a new or substantially improved building requires flood insurance coverage for the life of the building, while for minor rehabilitation such as repairing, weatherizing, or roofing of a building, the grantee may require flood insurance coverage ranging from five to fifteen years as deemed feasible. HUD will accept any period within that range that appears reasonable.

Dollar Amount of Flood Insurance Coverage. For loans, loan insurance or guaranty, the amount of flood insurance coverage need not exceed the outstanding principal balance of the loan. For grants and other forms of financial assistance, the amount of flood insurance coverage must be at least equal to the development or project cost (less estimated land cost) or to the maximum limit of coverage made available by the Act with respect to the particular type of building involved (SF-Single Family, OR-Other Residential, NR-Non Residential, or SB-Small Business), whichever is less. The development or project cost is the total cost for acquiring, constructing, reconstructing, repairing or improving the building. This cost covers both the Federally assisted and the non-Federally assisted portion of the cost, including any machinery, equipment, fixtures, and furnishings. If the Federal assistance includes any portion of the cost of any machinery, equipment, fixtures or furnishings, the total cost of such items must also be covered by flood insurance.

Proof of Purchase. The standard documentation for compliance with Section 102 (a) is the Policy Declarations form issued by the National Flood Insurance Program or issued by any property insurance company offering coverage under the National Flood Insurance Program. The insured has its insurer automatically forward to the grantee in the same manner as to the insured, information copies of the Policy Declarations form for verification of compliance with the Act. Any financially assisted SFHA building lacking a current Policy Declarations form is in Noncompliance.

Grantee's Evidence of Compliance under the Certification. The grantee must maintain a complete and up-to-date listing of its on-file and current Policy Declarations for all financially assisted SFHA buildings. As a part of the listing, the grantee should identify any such assisted building for which a current Policy Declarations form is lacking and attach a copy of the written request made by the grantee to the owner to obtain a current Policy Declarations form.

**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.)

Compliance Documentation Checklist

24 CFR 58.6

PROJECT NAME / DESCRIPTION: _____

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: _____

ATTACHMENT 7

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

Patrick Forbes, Executive Director
Louisiana Division of Administration
Office of Community Development ("OCD")
Disaster Recovery Unit ("DRU")
617 N. Third Street, 6th Floor
Baton Rouge, LA 70802
(225) 219-9600

Notice Issued: March 13, 2019

These notices shall satisfy two separate but related procedural requirements for activities to be undertaken by the Office of Community Development / Disaster Recovery Unit.

REQUEST FOR RELEASE OF FUNDS

On or about March 29, 2019 the the Louisiana Office of Community Development / Disaster Recovery Unit (OCD/DRU) will submit a request to the HUD for the release of Restore LA Homeowner Assistance Program funds under the Fiscal Year 2016 part of the Continuing Appropriate Act, 2017 (Public Law 114-223), in accordance with the "Notice of Funding Availability" published in the Federal Register on November 21, 2016 to undertake additional project activities known as MHU Relocations. These funds will be used for the purpose of assisting homeowners to replace and relocate flood-damaged manufactured housing units (MHUs) or the construction of new stick-built homes to replace MHUs to best serve the long-term housing needs of the flood-affected citizens. The funding for this activity has been previously released for use by the program and no additional HUD funding is being requested pertinent to the new activities. The new property locations of the proposed actions include:

12504_MHU - 220 Liz Drive, St. Martinville, LA 70582 Lot 36
17562_MHU - 39268 Germany Road, Prairieville, LA 70737
18236_MHU - 37000 Rustic Lane, Denham Springs, LA 70706
23657_MHU - 5373 Hwy 371, Ringgold, LA 71068
37110_MHU - 34321 Ambrose Hoover Road, Tickfaw, LA 70466
38955_MHU - 48081 Woodhaven Road, Tickfaw, LA 70466
41189_MHU - 107 Caston Lane, Greensburg, LA 70441
63454_MHU - 816 Braquet Road, Carencro, LA 70520
25468_MHU - 184 Gussie Lane, Amite, LA 70442
34153_MHU - 19774 Palmer Road, Livingston, LA 70754
35611_MHU - 34145 Ambrose Hoover Road, Albany, LA 70711
37836_MHU - 115 LeAnn Drive, Amite, LA 70422
40447_MHU - 44416 S Airport Road, Hammond, LA 70403

FINDING OF NO SIGNIFICANT IMPACT

The OCD/DRU 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 OCD/DRU Office at 617 N. Third Street, Baton Rouge, Louisiana and may be examined or copied weekdays between 8:00am to 4:00 pm. If you need to make contact by phone, call Ann Herring at (225) 219-9620.

PUBLIC COMMENTS

Any individual, group, or agency may submit written comments on the ERR to the OCD/DRU. All comments received by March 28, 2019 will be considered by the OCD/DRU prior to authorizing submission of a request for release of funds. Comments should specify which Notice they are addressing.

ENVIRONMENTAL CERTIFICATION

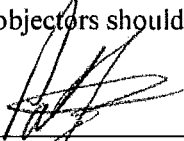
The OCD/DRU certifies to HUD that Patrick Forbes, in his capacity as Executive Director consents to accept the jurisdiction of the Federal Courts if an action is brought to enforce responsibilities in relation to the environmental review process and that these responsibilities have been satisfied. HUD's approval of the certification satisfies its responsibilities under NEPA and related laws and authorities and allows the OCD/DRU to use Program funds.

OBJECTIONS TO RELEASE OF FUNDS

HUD will accept objections to its release of fund and the OCD/DRU's certification for a period of fifteen days following the anticipated submission date or 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 OCD/DRU; (b) the OCD/DRU 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 development process have committed funds, incurred costs or undertaken activities not authorized by 24 CFR Part 58 before approval of a release of funds by HUD; 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, Sec. 58.76) and shall be addressed to HUD at:

Tennille Parker
DRSI, Division Director
Department of Housing and Urban Development
451 Seventh Street SW, Rm 7-272
Washington, DC 20410

Potential objectors should contact HUD to verify the actual last day of the objection period.



Patrick Forbes, Executive Director,
Office of Community Development

ATTACHMENT 8

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. 07/31/2017)

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) State of Louisiana Disaster Recovery Assistance Program	2. HUD/State Identification Number (HUD GRANT NUMBER) B-16-DL-22-0001	3. Recipient Identification Number (optional)
4. OMB Catalog Number(s) 14.228	5. Name and address of responsible entity Louisiana Division of Administration Office of Community Development ("OCD") Disaster Recovery Unit 617 N. Third Street, 6th Floor Baton Rouge, LA 70802	
6. For information about this request, contact (name, phone and fax number) Ann Herring Ph: (225) 219-9620	7. Name and address of recipient (if different than responsible entity)	
8. HUD or State Agency and office unit to receive request Tennille Parker DRSI, Division Director Department of Housing and Urban Development 451 Seventh Street SW, Rm 7-272 Washington, DC 20410	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) 2016 Unnamed Storms	10. Location (Street address, city, county, State) East Baton Rouge Parish, Louisiana	

11. Program Activity/Project Description (including grant amount)

Project Description summary:

The OCD/DRU intends to provide funding for minor and major rehabilitation, reconstruction, buyouts/demolition to greenspace on single dwelling residential homes and 1-4 rental units located both in and out of the floodplain within East Baton Rouge Parish, Louisiana.

The estimated total disaster assistance for the parish is \$136,700,000.

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:

1. The responsible entity has fully carried out its responsibilities for environmental review, decision-making and action pertaining to the project(s) named above.
2. 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.
3. The responsible entity has assumed responsibility for and complied with and will continue to comply with Section 106 of the National Historic Preservation Act, and its implementing regulations 36 CFR 800, including consultation with the State Historic Preservation Officer, Indian tribes and Native Hawaiian organizations, and the public.
4. 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.
5. 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.
6. 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.
7. 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:

8. 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.
9. 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

Title of Certifying Officer

X *Richard W. Gray*

Director of Compliance, OCD-DRU

Date signed

4-10-17

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

Title of Authorized Officer

X

Date signed

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)

CAPITAL CITY PRESS

Publisher of
THE ADVOCATE

PROOF OF PUBLICATION

The hereto attached notice was published in THE ADVOCATE, a daily newspaper of general circulation published in Baton Rouge, Louisiana, and the Official Journal of the State of Louisiana, City of Baton Rouge, and Parish of East Baton Rouge or published daily in THE NEW ORLEANS ADVOCATE, in New Orleans Louisiana, or published daily in THE ACADIANA ADVOCATE in Lafayette, Louisiana, in the following issues:

03/23/2017

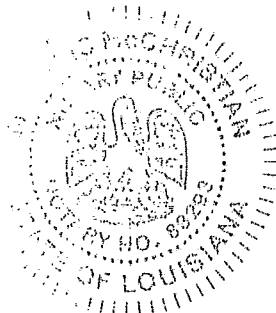
Shelley Calloni, Public Notices Representative

Sworn and subscribed before me by the person whose signature appears above

3/23/2017

M. Monic McChristian,
Notary Public ID# 88293
State of Louisiana

My Commission Expires: Indefinite



PUBLIC NOTICE

NOTICE OF FINDING OF NO SIGNIFICANT IMPACT NOTICE AND NOTICE OF INTENT TO REQUEST RELEASE OF FUNDS 2016 UNNAMED STORMS EAST BATON ROUGE PARISH

Patrick Forbes,
Executive Director,
OCD/DRU,
Louisiana Division
of Administration,
Office of Community
Development ("OCD"),
Disaster Recovery Unit
617 N. Third Street,
6th Floor,
Baton Rouge, LA 70802
(225) 219-9600

Notice Issued: March 23, 2017

REQUEST FOR RELEASE OF FUNDS

On or about April 10, 2017, the Louisiana Office of Community Development / Disaster Recovery Unit (OCD/DRU) will submit a request to the US Department of Housing and Urban Development (HUD) for the release of funds under the Fiscal Year 2015 part of the Continuing Appropriation Act 2017 (Public Law 114-273). In accordance with the "Notice of Funding Availability" published in the Federal Register on November 21, 2016, for the purpose of enacting a program that includes minor and major rehabilitation, reconstruction, buyouts/demolition, to greenspace in or out of the floodplain in single dwelling residential homes and 4 rental units in 51 parishes. This Combined Notice covers improvements of approximately 36,650 residential properties within the target area of the City of Baton Rouge/Parish of East Baton Rouge. The estimated total amount requested for this activity for the parish is \$136,700,000.

FINDING OF NO SIGNIFICANT IMPACT

The Office of Community Development 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 Report (ERR) on file at the OCD/DRU Office at 617 N. Third Street, Baton Rouge, Louisiana and may be examined weekdays between 8:00 am to 4:00 pm. If you need to make contact by phone, call Ann Hemling at (225) 219-9620.

PUBLIC COMMENTS

Any individual, group, or agency may submit written

comments on the ERR to the OCD/DRU. All comments received by April 7, 2017, will be considered by this office prior to the finalizing submission of a request for release of funds. All comments should specify which part of this notice they are addressing.

RELEASE OF FUNDS

OCD/DRU certifies to HUD that Patrick Forbes, in his capacity as Executive Director, 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 approval of the certification satisfies its responsibilities under NEPA and related laws and authorities, and allows the OCD/DRU to use Program Funds.

OBJECTIONS TO RELEASE OF FUNDS

HUD will accept objections to its release of funds and to the OCD/DRU certification received by April 25, 2017, 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 OCD/DRU; approved by HUD; (b) OCD/DRU 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 in excess of the authorized activities and authorized by 24 CFR Part 58; (d) before approval of a release of funds by HUD; or (e) 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 admitted in accordance with the required procedures (24 CFR Part 58, Sec. 58.76) and shall be addressed to the following to verify the actual last day of the objection period:

Tamille Parker
DRSU, Division Director
Department of Housing
and Urban Development
451 Seventh Street SW,
Rm 7-272
Washington, DC 20410

Patrick Forbes,
Executive Director,
OCD/DRU,
Office of
Community
Development

March 22, 2017
Date

159009.mar 23.17

RAMBOLL ENVIRON-DOA DRU 159009-01
JILLIAN STEVENS
8235 YMCA PLAZA DR STE 300
BATON ROUGE, LA 70810

ATTACHMENT 9

**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) Patrick Forbes Executive Director Office of Community Development 617 Third Street, 6th Floor Baton Rouge, LA 70802	Copy To: (name & address of SubRecipient) Ann Herring
---	---

We received your Request for Release of Funds and Certification, form HUD-7015.15 on	4/11/2017
Your Request was for HUD/State Identification Number	B-16-DG-22-0001

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.

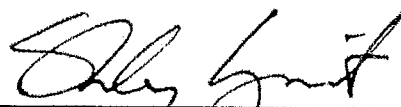
Project Activity: East Baton Rouge Parish

Program Description: This project will provide funding from the Great Floods of 2016 grant for rehabilitation, reconstruction, buyouts/demolition to green space on single residential homes and 1-4 rental units located in and out of the floodplain in this parish.

This release is conditioned upon the completion of site specific environmental reviews prior to committing CDBG-DR funding to a project.

CDBG-DR funds: \$136,700,000

Project Location: Scattered sites in East Baton Rouge Parish

Typed Name of Authorizing Officer Stanley Gimont Title of Authorizing Officer Deputy Assistant Secretary for Grant Programs, Acting	Signature of Authorizing Officer X 	Date (mm/dd/yyyy) APR 27 2017
--	--	----------------------------------

Previous editions are obsolete.