



**Development
Services Agency**

December 19, 2018

Daryll Gray, Commissioner
Brown County Board of Commissioners
800 Mount Orab Pike
Georgetown, Ohio 45121

RE: Project-Specific Release of Environmental Conditions for **B-C-18-1AH-1**

Dear Daryll Gray:

The Office of Community Development (OCD) has processed a project-specific Request for Release of Funds (Environmental Conditions) and/or Certification associated with the grant identified above. A copy of the attached *Notice of Project Specific Release of Funds Respecting Environmental Grant Conditions* must be maintained in the environmental review record of each listed project. Additionally, the grantee is required to maintain, update, and monitor the environmental review record for each listed project.

If all other project grant conditions are satisfied, Brown County Board of Commissioners may now obligate funds and proceed with the listed project(s). Brown County Board of Commissioners may not initiate the implementation of any remaining projects in this grant until applicable Request for Release of Funds and/or Certification documentation is submitted to, and processed by, OCD.

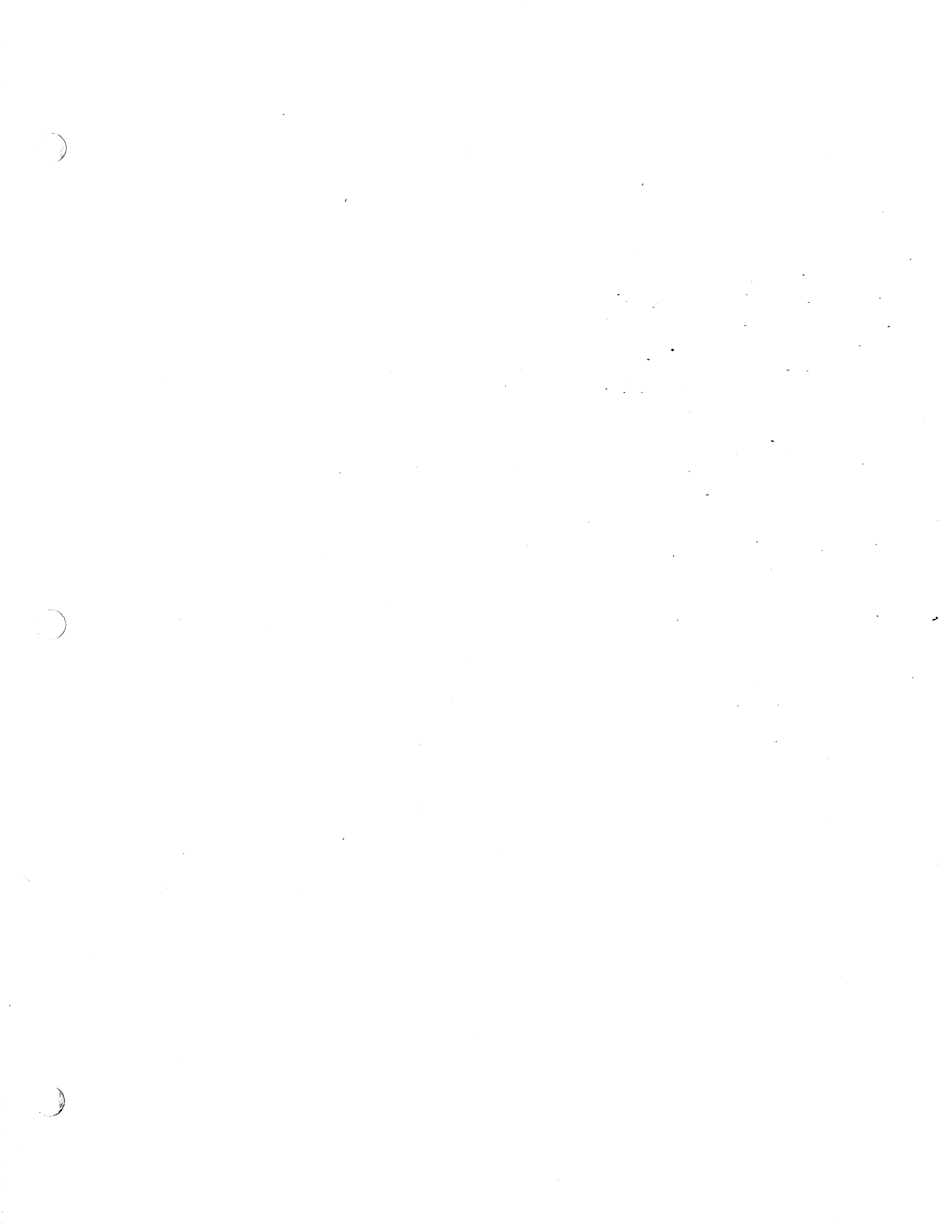
If you have any questions or concerns, please contact Cecilia Castillo, Environmental Grant Analyst, at (614) 466-2285.

Sincerely,

Matthew LaMantia, Deputy Chief
Office of Community Development

ML/CC

c: Kelly Cole, Brown County



**NOTICE OF PROJECT SPECIFIC RELEASE OF FUNDS RESPECTING
ENVIRONMENTAL GRANT CONDITIONS
Pursuant to 24 CFR Part 58**

Ohio Development Services Agency
Community Services Division
Office of Community Development

Pursuant to Section 104 (g) of Title I of the Housing and Community Development Act of 1974, as amended; Section 288 of the Cranston Gonzales National Affordable Housing Act (NAHA), as amended; and/or Title IV of the Stewart B. McKinney Homeless Assistance Act, as amended; and/or Ohio Development Services Agency policy.

<p>1. Grantee:</p> <p>Daryll Gray, Commissioner Brown County Board of Commissioners 800 Mount Orab Pike Georgetown, Ohio 45121</p> <p>Grant Number: B-C-18-1AH-1</p>	<p>2. With copy to:</p> <p>Kelly Cole Brown County 800 Mount Orab Pike Georgetown, Ohio 45121</p>
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Project	Activity	Amount	Date Received	Release Date	Environmental Review Type
1 - Rehabilitation Assistance	1 - Housing - Private Rehabilitation	\$10,000.00	12/03/2018	12/19/2018	Categorical Exclusion Subject to Section 58.5
3 - Repair Assistance	1 - Housing - Home / Building Repair	\$120,000.00	12/03/2018	12/19/2018	Categorical Exclusion Subject to Section 58.5

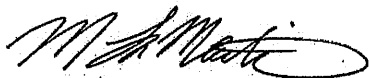
The Office of Community Development (OCD) has processed the Request for Release of Funds and/or Certification (RROF) pertaining to the project(s)/activity(ies) listed above.

OCD has not received any objections to the RROF, or, if objections were received, they have been considered and adequately resolved and the objection period, as specified in 24 CFR Part 58, has expired.

Environmental conditions for the above requested project(s)/activity(ies) have been removed. This notice does not release other funding conditions specified in the grant agreement, letter of award, or other specific conditions placed by OCD or the U.S. Department of Housing and Urban Development (HUD) on the grantee or project.

The Brown County Board of Commissioners is hereby authorized to commence work and obligate funds provided in the above referenced grant agreement or program income fund for the above listed project(s)/activity(ies). This notice of release of funds does not provide a release of other federal funds, which require environmental clearance prior to proceeding with the project (s)/activity(ies).

If project(s)/activity(ies) are continued in subsequent program years, such authority is conditioned on the availability of funds, a submission of an application by the grantee, approval by OCD of said application, an environmental review record update, and submission of a RROF or certification to OCD. This notice must be retained in the environmental review record(s) of the subject project(s)/activity(ies).

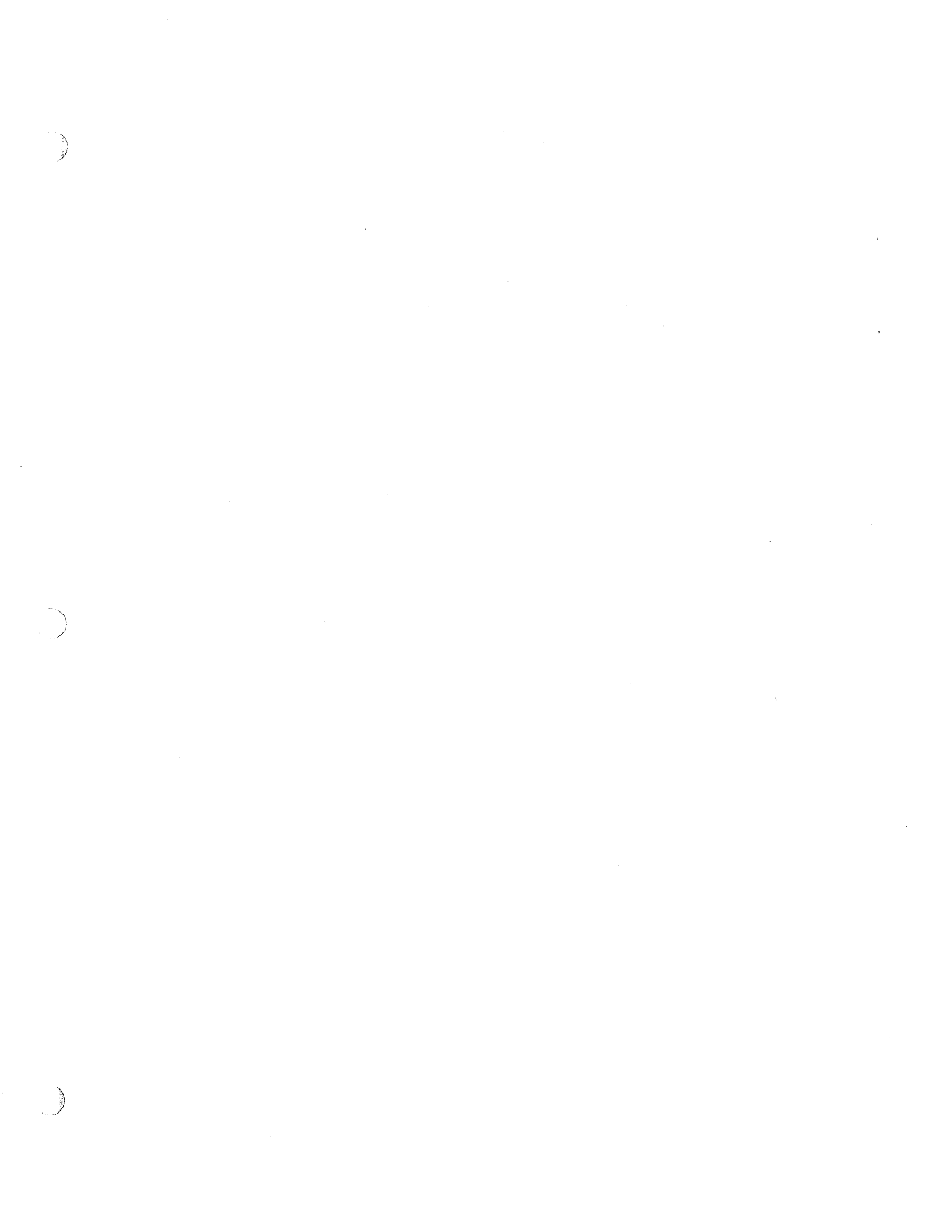


Signature

Matthew LaMantia, Deputy Chief, OCD

12-19-2018

Date



Date: December 19, 2018

**OHIO DEVELOPMENT SERVICES AGENCY
COMMUNITY HOUSING IMPACT AND PRESERVATION PROGRAM
CFDA NUMBER - 14.228
ENVIRONMENTAL STATUS
PREPARED BY THE OFFICE OF COMMUNITY DEVELOPMENT**

Brown County Board of Commissioners

B-C-18-1AH-1

OCD Rep: John Saunders

Project	Activity	Request Date	Release Date	Release Form Printed	Objections	Environmental Review Type
1 - Rehabilitation Assistance	1 - Housing - Private Rehabilitation	11/28/2018	12/19/2018	Yes	No	Categorical Exclusion Subject to Section 58.5
3 - Repair Assistance	1 - Housing - Home / Building Repair	11/28/2018	12/19/2018	Yes	No	Categorical Exclusion Subject to Section 58.5
4 - Administration / Fair Housing	2 - Administration - General Admin		09/01/2018		No	Exempt
4 - Administration / Fair Housing	1 - Fair Housing - Fair Housing Program		09/01/2018		No	Exempt





**Development
Services Agency**

December 19, 2018

Daryll Gray, Commissioner
Brown County Board of Commissioners
800 Mount Orab Pike
Georgetown, Ohio 45121

RE: Project-Specific Release of Environmental Conditions for **B-C-18-1AH-2**

Dear Daryll Gray:

The Office of Community Development (OCD) has processed a project-specific Request for Release of Funds (Environmental Conditions) and/or Certification associated with the grant identified above. A copy of the attached *Notice of Project Specific Release of Funds Respecting Environmental Grant Conditions* must be maintained in the environmental review record of each listed project. Additionally, the grantee is required to maintain, update, and monitor the environmental review record for each listed project.

If all other project grant conditions are satisfied, Brown County Board of Commissioners may now obligate funds and proceed with the listed project(s). Brown County Board of Commissioners may not initiate the implementation of any remaining projects in this grant until applicable Request for Release of Funds and/or Certification documentation is submitted to, and processed by, OCD.

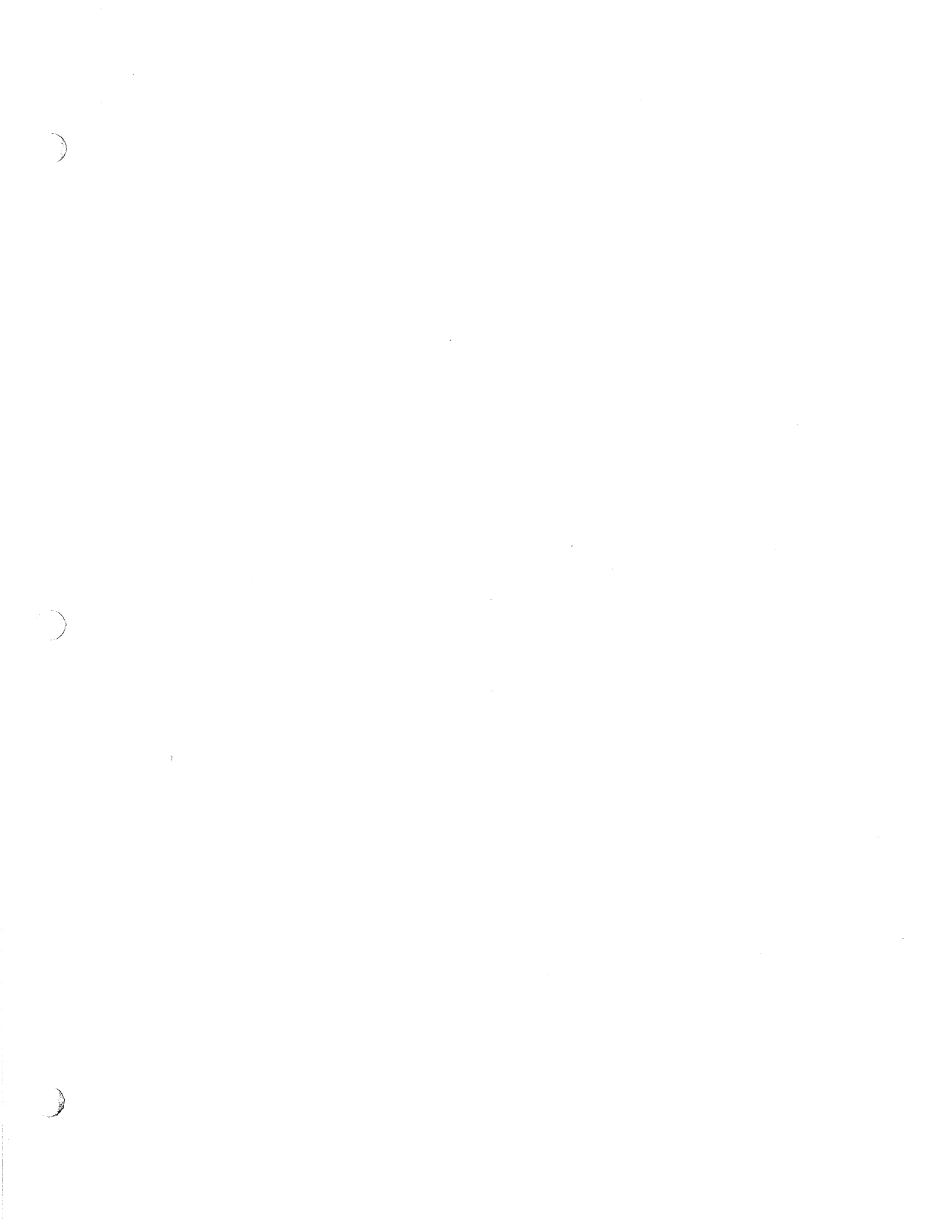
If you have any questions or concerns, please contact Cecilia Castillo, Environmental Grant Analyst, at (614) 466-2285.

Sincerely,

Matthew LaMantia, Deputy Chief
Office of Community Development

ML/CC

c: Kelly Cole, Brown County



**NOTICE OF PROJECT SPECIFIC RELEASE OF FUNDS RESPECTING
ENVIRONMENTAL GRANT CONDITIONS
Pursuant to 24 CFR Part 58**

Ohio Development Services Agency
Community Services Division
Office of Community Development

Pursuant to Section 104 (g) of Title I of the Housing and Community Development Act of 1974, as amended; Section 288 of the Cranston Gonzales National Affordable Housing Act (NAHA), as amended; and/or Title IV of the Stewart B. McKinney Homeless Assistance Act, as amended; and/or Ohio Development Services Agency policy.

<p>1. Grantee:</p> <p>Daryll Gray, Commissioner Brown County Board of Commissioners 800 Mount Orab Pike Georgetown, Ohio 45121</p> <p>Grant Number: B-C-18-1AH-2</p>	<p>2. With copy to:</p> <p>Kelly Cole Brown County 800 Mount Orab Pike Georgetown, Ohio 45121</p>
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Project	Activity	Amount	Date Received	Release Date	Environmental Review Type
1 - Rehabilitation Assistance	1 - Housing - Private Rehabilitation	\$190,000.00	12/03/2018	12/19/2018	Categorical Exclusion Subject to Section 58.5
2 - Tenant-Based Rental Assistance	1 - Housing - Rental / Housing Assistance	\$32,000.00	12/03/2018	12/19/2018	Categorical Exclusion Subject to Section 58.5

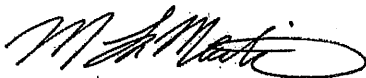
The Office of Community Development (OCD) has processed the Request for Release of Funds and/or Certification (RROF) pertaining to the project(s)/activity(ies) listed above.

OCD has not received any objections to the RROF, or, if objections were received, they have been considered and adequately resolved and the objection period, as specified in 24 CFR Part 58, has expired.

Environmental conditions for the above requested project(s)/activity(ies) have been removed. This notice does not release other funding conditions specified in the grant agreement, letter of award, or other specific conditions placed by OCD or the U.S. Department of Housing and Urban Development (HUD) on the grantee or project.

The Brown County Board of Commissioners is hereby authorized to commence work and obligate funds provided in the above referenced grant agreement or program income fund for the above listed project(s)/activity(ies). This notice of release of funds does not provide a release of other federal funds, which require environmental clearance prior to proceeding with the project(s)/activity(ies).

If project(s)/activity(ies) are continued in subsequent program years, such authority is conditioned on the availability of funds, a submission of an application by the grantee, approval by OCD of said application, an environmental review record update, and submission of a RROF or certification to OCD. This notice must be retained in the environmental review record(s) of the subject project(s)/activity(ies).



Signature

Matthew LaMantia, Deputy Chief, OCD

12-19-2018

Date



Date: December 19, 2018

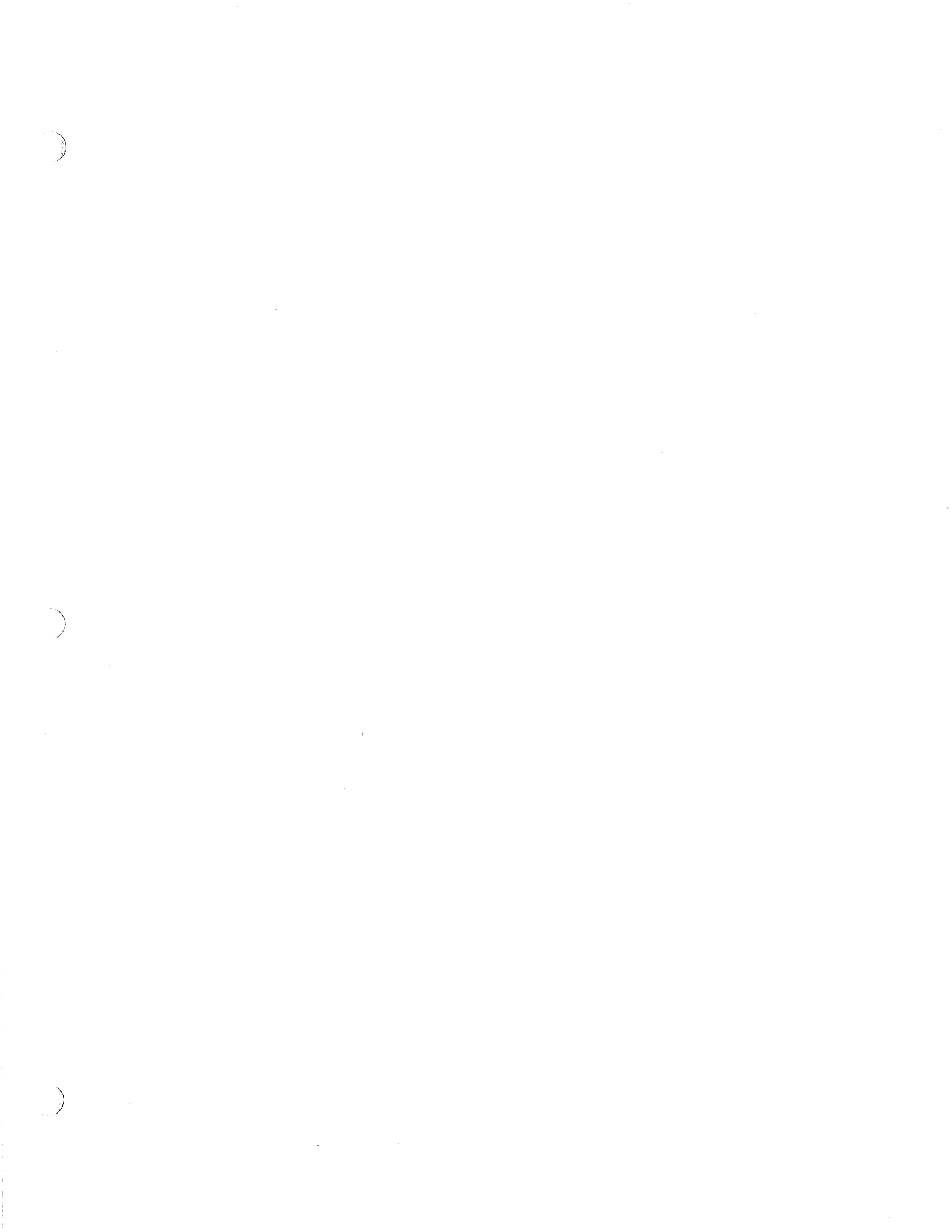
**OHIO DEVELOPMENT SERVICES AGENCY
COMMUNITY HOUSING IMPACT AND PRESERVATION PROGRAM
CFDA NUMBER - 14.239
ENVIRONMENTAL STATUS
PREPARED BY THE OFFICE OF COMMUNITY DEVELOPMENT**

Brown County Board of Commissioners

B-C-18-1AH-2

OCD Rep: John Saunders

Project	Activity	Request Date	Release Date	Release Form Printed	Objections	Environmental Review Type
1 - Rehabilitation Assistance	1 - Housing - Private Rehabilitation	11/28/2018	12/19/2018	Yes	No	Categorical Exclusion Subject to Section 58.5
2 - Tenant-Based Rental Assistance	1 - Housing - Rental / Housing Assistance	11/28/2018	12/19/2018	Yes	No	Categorical Exclusion Subject to Section 58.5
4 - Administration / Fair Housing	2 - Administration - General Admin		09/01/2018		No	Exempt





Categorical Exclusion Subject to Section 58.5 Worksheet

Grantee	Brown County
Grant Number	B-C-18-1AH-1 and -2
Activity Name	Home Repair, Private Rehab, and Tenant Based Rental Assistance
Activity Location	Countywide
Activity Description and Outcomes: Home Repair-single item repaired on LMI Dwelling, Private Rehabilitation-whole house rehab to single family LMI residence, TBRA-short term rent assistance to LMI qualified families in approved housing	
Determination: <input checked="" type="checkbox"/> Categorical Exclusion Subject to Sec. 58.5 [per 24 CFR Section 58.35(a)] <input type="checkbox"/> Categorical Exclusion, Subsequently Exempt (No compliance or mitigation required for any of the listed statutes or authorities) [per 24 CFR Section 58.34(a)(12)]	
Preparer Name: Kelly Cole	
Signature <u>Kelly Cole</u>	Date: 11/13/18



Categorical Exclusion Subject to Section 58.5 Worksheet

Grantee	Brown County
Grant Number	B-C-18-1AH-1 and -2
Activity Name	Home Repair, Private Rehab, and Tenant Based Rental Assistance
Activity Location	Countywide
Activity Description and Outcomes: Home Repair-single item repaired on LMI Dwelling, Private Rehabilitation-whole house rehab to single family LMI residence, TBRA-short term rent assistance to LMI qualified families in approved housing	
Determination: <input checked="" type="checkbox"/> Categorical Exclusion Subject to Sec. 58.5 [per 24 CFR Section 58.35(a)] <input type="checkbox"/> Categorical Exclusion, Subsequently Exempt (No compliance or mitigation required for any of the listed statutes or authorities) [per 24 CFR Section 58.34(a)(12)]	
Preparer Name: Kelly Cole	
Signature <i>Kelly Cole</i>	Date: 11/13/18

List of Attachments

<input checked="" type="checkbox"/> Location Map
<input type="checkbox"/> Site Photographs
<input type="checkbox"/> Copies of other Environmental Analyses (if applicable) List: [REDACTED]
<input type="checkbox"/> Other Relevant Correspondence and Notifications (if applicable) List: [REDACTED]
<input checked="" type="checkbox"/> Statutory Checklist Supporting Documentation
<input checked="" type="checkbox"/> Notice of Intent to Request Release of Funds (NOI/RROF)* Date: <u>11/14/18</u> <i>*Not required if project converts to "Exempt" per 24 CFR 58.34(a)(12)</i>
<input checked="" type="checkbox"/> Request for Release of Funds (RROF)* Date: <u>11/28/18</u> <i>*Or Certification of Determination of Subsequent Exemption For a Categorical Exclusion Project if project converts to "Exempt" per 24 CFR 58.34(a)(12)</i>
<input type="checkbox"/> Release of Funds (ROF) Date: [REDACTED]
<input type="checkbox"/> Additional Documentation Describe: [REDACTED]



125 Mill Creek Rd
Cincinnati, OH 45228
Tel: 513-263-1000
Fax: 513-263-1001

Statutory Checklist Instructions:

For each of the environmental laws and authorities listed below, determine the level of compliance required and provide a narrative explanation and list of supporting documentation. **The narrative must explain decision-making and compliance procedures.** Attach all supporting documentation to this worksheet.

Statutory Checklist

Statutes, Executive Orders, and Regulations listed at 24 CFR §58.5	Compliance Required?	Explanation and List of Compliance Documentation
<p>Historic Preservation</p> <p>Resources: State Historic Preservation Office HUD Historic Preservation</p>	No	<p>Brown County has a Programmatic Agreement in place with the State Historical Society and conducts individual reviews on a per project basis. See copy of current PA</p>
<p>Floodplain Management</p> <p>Resources: Floodplain Maps Floodplain Administrators HUD Floodplain Management</p>	No	<p>Projects will be assessed on an individual basis. Rehabilitation components will have no affect on or be affected by potential positioning in a flood plain. See Fema 100 Year Flood Plain Map-Brown County</p>
<p>Wetland Protection</p> <p>Resources: NRCS Web Soil Survey National Wetlands Inventory Ohio EPA Division of Surface Water US Army Corps of Engineers Regulatory (Permits) HUD Wetlands Protection</p>	No	<p>NA No wetlands will be disturbed by any of the housing repair/rehab projects conducted See Map</p>
<p>Coastal Zone Management</p> <p>Resources: Ohio Office of Coastal Management</p>	No	<p>NA-Coastal Zones only in the northern part of Ohio--See Map</p>

Statutory Checklist

Statutes, Executive Orders, and Regulations listed at 24 CFR §58.5	Compliance Required?	Explanation and List of Compliance Documentation
<u>Ohio Coastal Atlas Map Viewer</u> <u>HUD Coastal Zone Management</u>		
<p align="center">Sole Source Aquifers</p> <p>Resources: <u>Ohio EPA Sole Source Aquifers in Ohio</u> <u>HUD Sole Source Aquifers</u></p>	<p align="center">No</p>	<p align="center">No Impact--no sole source aquifers in Brown County</p>
<p align="center">Endangered Species</p> <p>Resources: <u>US Fish & Wildlife Service Section 7 information</u> <u>Endangered Species in Ohio</u> <u>Ohio Natural Heritage Database</u> <u>HUD Endangered Species</u></p>	<p align="center">No</p>	<p align="center">See attached Ohio/Brown County Endangered Species. No impact on species or habitat--no new construction</p>
<p align="center">Wild and Scenic Rivers</p> <p>Resources: <u>ODNR Scenic Rivers</u> <u>HUD Wild and Scenic Rivers</u></p>	<p align="center">No</p>	<p align="center">NA--no scenic rivers in Brown County</p>
<p align="center">Air Quality</p> <p>Resources: <u>Ohio EPA Asbestos Program</u> <u>Ohio EPA Notification of Demolition and Renovation</u> <u>HUD Air Quality</u></p>	<p align="center">No</p>	<p align="center">NA-Air Quality will not be impacted by rehab or repair of the project dwellings--see attached OEPA AQ Map for Brown County</p>
<p align="center">Farmland Protection</p> <p>Resources: <u>NRCS Farmland Protection Policy Act</u> <u>HUD Farmlands Protection</u></p>	<p align="center">No</p>	<p align="center">NA-No disturbance of agricultural lands will occur. Residential only. See ODA Farmland Preservation Fact Sheet.</p>

Statutes, Executive Orders, and Regulations listed at 24 CFR §58.5	Compliance Required?	Explanation and List of Compliance Documentation
<p align="center">Noise Abatement and Control</p> <p>Resources: HUD Noise Abatement and Control HUD Noise Guidebook HUD Day/Night Noise Level Electronic Assessment Tool HUD Sound Transmission Classification Assessment Tool ODOT Traffic Count Data Ohio Airport Information Airport Master Records and Reports PUCO/ORDC Railroad Information System Federal Railroad Administration Query by Location tool</p>	<p align="center">No</p>	<p>Although minimal noise may occur during construction/rehab-all noise levels will be minimal and temporary. See attached Noise Abatement and Control sheet</p>
<p align="center">Airport Clear Zones and Accident Potential Zones</p> <p>Resources: Ohio Airport Information HUD Airport Hazards Airport Master Records and Reports</p>	<p align="center">No</p>	<p>No homes exist within the runway path of the Brown County Airport therefore no impacts would be expected. See attached map & HUD info.</p>
<p align="center">Explosive and Flammable Operations</p> <p>Resources: HUD Explosive and Flammable Facilities US EPA NEPAssist US EPA Envirofacts HUD Choosing an Environmentally Safe Site Acceptable Separation Distance Calculator Acceptable Separation Distance Guidebook</p>	<p align="center">No</p>	<p>NA--Residential projects, not proximate to this type of facility--see attached</p>
<p align="center">Site Contamination</p> <p>Resources: HUD Site Contamination US EPA NEPAssist US EPA Envirofacts Ohio Tank Tracking & Environmental Regulations HUD Choosing an Environmentally Safe Site</p>	<p align="center">No</p>	<p>NA-residential projects-not proximate to this type of facility</p>

Statutory Checklist

Statutes, Executive Orders, and Regulations listed at 24 CFR §58.5	Compliance Required?	Explanation and List of Compliance Documentation
Environmental Justice	No	No compliance necessary-see attached Fact Sheet
Resources: HUD Environmental Justice US EPA Environmental Justice US EPA EJSCREEN		

24 CFR Section 58.6 Requirements**Airport Runway Clear Zones and Clear Zones Notification***[24 C.F.R. Part 51.303(a)(3)]*

Does the project involve the sale or acquisition of property located within a Civil Airport Runway Clear Zone or a Military Airfield Clear Zone?

No. Attach Source Document:

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

Yes. Notice must be provided to buyer. The notice must advise the buyer that the property is in a Runway Clear Zone or Clear Zone, what the implications of such a location are, and that there is a possibility that the property may, at a later date, be acquired by the airport operator. The buyer must sign a statement acknowledging receipt of this information. (for a sample notice, see the HUD Exchange) **(attach a copy of the signed notice)**

Coastal Barrier Resources Act*[Coastal Barrier Improvement Act of 1990 (16 U.S.C. 3501)]*

Is the project located in a coastal barrier resource area?

No. Cite or attach Source Document.

(Proceed with project.)

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

Flood Disaster Protection Act**[Flood Disaster Protection Act of 1973, as amended (42 U.S.C. 4001-4128)]*

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

No. Attach copy of Flood Insurance Rate Map (FIRM)

Yes. Attach copy of Flood Insurance Rate Map (FIRM)

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. If HUD assistance is provided as a grant, insurance must be maintained for the economic life of the project and in the amount of the total project cost (or up to the maximum allowable coverage, whichever is less). If HUD assistance is provided as a loan, insurance must be maintained for the term of the loan and in the amount of the loan (or up to the maximum allowable coverage, whichever is less). **(Attach a copy of the flood insurance policy declaration)**

No. Federal assistance may not be used in the Special Flood Hazard Area.

**Per 24 CFR 58.6(a)(3), this requirement does not apply to State-administered CDBG, HOME, and ESG programs.*

Statement of Process and Status of Environmental Analysis**Instructions:**

Provide a brief description of the administrative procedures associated with the construction and presentation of the environmental review record (ERR). List the Responsible Entity, Certifying Officer, the physical location of the ERR, the dates and comment periods associated with any public notices, and contact information for the submission of comments regarding the ERR.

The funding source for these projects requires that an En. Review Record, consistent with the requirements of Title 24 of the Code of Federal Regulations be prepared. This Environmental Review was completed on November 13, 2018 by Kelly Cole. The President of the Brown County Board of Commissioners, Barry L. Woodruff, is the certifying officer and assumes full responsibility for the accuracy and completeness of the Record, which is public and open for review in the Brown County Commissioners office during regular business hours. The County will publish a "Notice of Intent" to be published on 11/18/18 and will submit the NOI/RROF and certification on or about the 28th of November, 2018 and before December 1, 2018.

Monitoring and Enforcement Procedures**Instructions:**

Describe any post-review monitoring or enforcement procedures associated with environmental mitigation actions.

Brown County has been awarded the FY 18 CHIP funding in the amount of \$400,000 dollars. The primary activities that will be implemented with the funding are Home Repair, Private Owner Rehab, and Tenant Based Rental Assistance A;; projects will conducted on a countywide basis.

Home Repair Activity: This activity will assist 10 units with needed repairs and will be funded at 120,000. This activity allows for the repair of one item in the home. These projects will increase the health and safety standards of the home. The anticipated, all inclusive cost per unit in \$12,00.00.

Private Owner Rehabilitation: \$200,000 of Home and CDBG funds will be used to implement 5 projects and bring those home up to Residential Rehabilitation Standards and local codes. This activity will also include lead abatement is required. Relocation will be a component of the activity if the situation warrants.

Tenant Based Rental Assistance: Temporary rental assistance for LMI families or individuals. This program will be implemented by the Brown County MHA as a supplement to the Section 8 Voucher Program. The budget for this activity is \$32,000 which includes up to \$3000.00 of administration money.

The county has also been award \$48,000.00 with which to Administer the above activities and Fair Housing Outreach program.

Participants in the Review

Name	Title	Organization
Christopher T. Wojno	Private Consultant	Christopher T. Wojno, LLC
James Berry	Brown County Bldg. Inspector	Brown County Bldg. Dept.
Kelly Cole	BCD, Director	Brown County Development
[REDACTED]	[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]	[REDACTED]
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PROGRAMMATIC AGREEMENT

for Coordination

between

Brown County

and the

Ohio State Historic Preservation Office

for the

~~Administration of Programs Using HUD Allocated Funds with Delegated Review
Responsibilities Authorized Under 24 CFR Part 58~~

WHEREAS, the U.S. Department of Housing and Urban Development ("HUD") has allocated Community Development Block Grant (CDBG) and other funds to the State of Ohio Development Services Agency ("State"); and

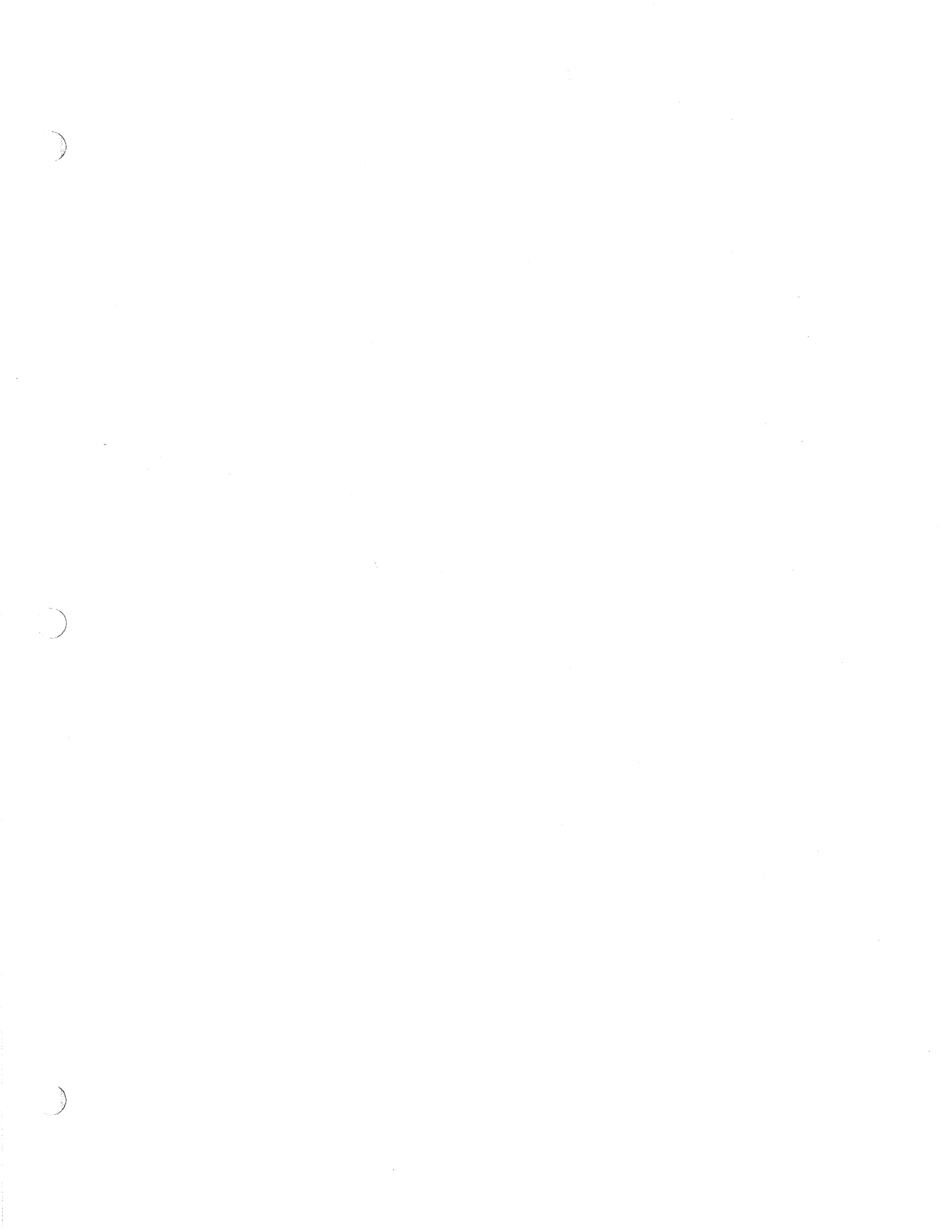
WHEREAS, the State has awarded CDBG and other funds to Brown County (hereinafter referred to as "grantee"); and

WHEREAS, the funding sources covered by this Programmatic Agreement may include, but are not limited to CDBG, Home Investment Partnership (HOME), Economic Development Initiative (EDI), Emergency Shelter Grants, Supportive Housing, Housing Opportunities for Persons with AIDS (HOPWA), and Neighborhood Stabilization Program (NSP) Grants; and

WHEREAS, in accordance with 24 CFR Part 58, the grantee assumes responsibility for environmental review, decision-making, and actions that would otherwise apply to HUD under the National Environmental Policy Act (NEPA) and other provisions of law and this agreement coordinates the analysis and review of projects as provided under 36 CFR Part 800, regulations implementing Section 106 of the National Historic Preservation Act (16 U.S.C. 470), in order to meet the purposes and requirements of both statutes in a timely and efficient manner; and

WHEREAS, the grantee has determined that the undertakings it carries out using the above-listed HUD funding sources may affect properties that are listed in or eligible for listing in the National Register of Historic Places ("National Register"); and

WHEREAS, the grantee has consulted with the Ohio State Historic Preservation Officer (SHPO) regarding the development of this agreement pursuant to 36 CFR Part 800, regulations implementing Section 106 of the National Historic Preservation Act ("NHPA")(16 U.S.C. 470); and



- c. Rental or purchase of equipment that does not physically impact buildings or sites.
- d. Temporary board-up, bracing, or shoring of a property, provided that it is installed without permanent damage to the building or site.
- e. Mortgage refinancing or purchasing of a property where no change in use, new construction, or rehabilitation will occur.
- f. Acquisition of vacant land when no subsequent redevelopment of the property is anticipated (including land banking).
- g. Acquisition of land with demolition or rehabilitation of buildings that are less than fifty years old (including land banking).
- ~~h. Rehabilitation of mobile and manufactured homes.~~
- i. Loans used to fund rehabilitations of buildings less than fifty years old.

2. Site Work

- a. Repair, line painting, paving, resurfacing, and maintenance of existing streets, roads, alleys, parking lots, sidewalks, curbs, ramps, and driveways where no change in width, surfaces, or vertical alignment to drainage is to occur; the replacement in kind of concrete sidewalks where no change in width occurs.
- b. New curb cuts and simple accessibility improvements at roadway crossings to meet ADA requirements. Any improvements that require retaining walls or multiple levels shall be submitted for review.
- c. Maintenance and repair of existing landscape features, including planting, fences, retaining walls, and walkways.
- d. Installation of exterior lighting fixtures on poles outside of individual properties, including parking lots, sidewalks, and freestanding yard lights; installation of new or replacement lighting fixtures that are to be attached to a building less than fifty years old. This exemption is not meant to include street lighting that will serve multiple properties.
- e. Installation of emergency public warning sirens on existing poles and new poles; installation of emergency public warning sirens to a building less than than fifty years old.
- f. Within previously excavated trenches, the repair, maintenance, or replacement of existing residential water and sanitary sewer connections and lines. This exemption does not apply to the installation of water or sewer main lines, but only to connections between individual properties and existing public systems.
- g. Repair, in kind replacement, or reconstruction of existing catch basins.

- d. Kitchen and bathroom remodeling if no walls, windows, or doors are removed or relocated so as to alter the floor plan.
 - e. Installation of new furnace, boiler or water heater; furnace cleaning or repair.
 - f. Installation or repair of all electrical, plumbing, heating, ventilation, and air conditioning systems as long as no alteration is made to structural features or decorative features.
 - g. Installation of new ceiling openings for attic access or pull-down stairs; removal and sealing up of obsolete pull-down stairs.
 - h. Asbestos abatement activities that do not involve removal or alteration of structural or decorative features.
 - i. Lead paint hazard abatement such as HEPA cleaning and HUD approved paint removal or stabilization. Any decorative features shall be treated with care and retained for re-installation after treatment.
-

- C. Activities defined in 24 CFR Section 58.34 of the "Environmental Review Procedures for Entities Assuming HUD Environmental Review Responsibilities, as amended" are exempt from review under this agreement.
- D. Activities defined in 24 CFR Section 58.35(b) of the "Environmental Review Procedures for Entities Assuming HUD Environmental Review Responsibilities, as amended" are exempt from review under this agreement.

III. Project Review

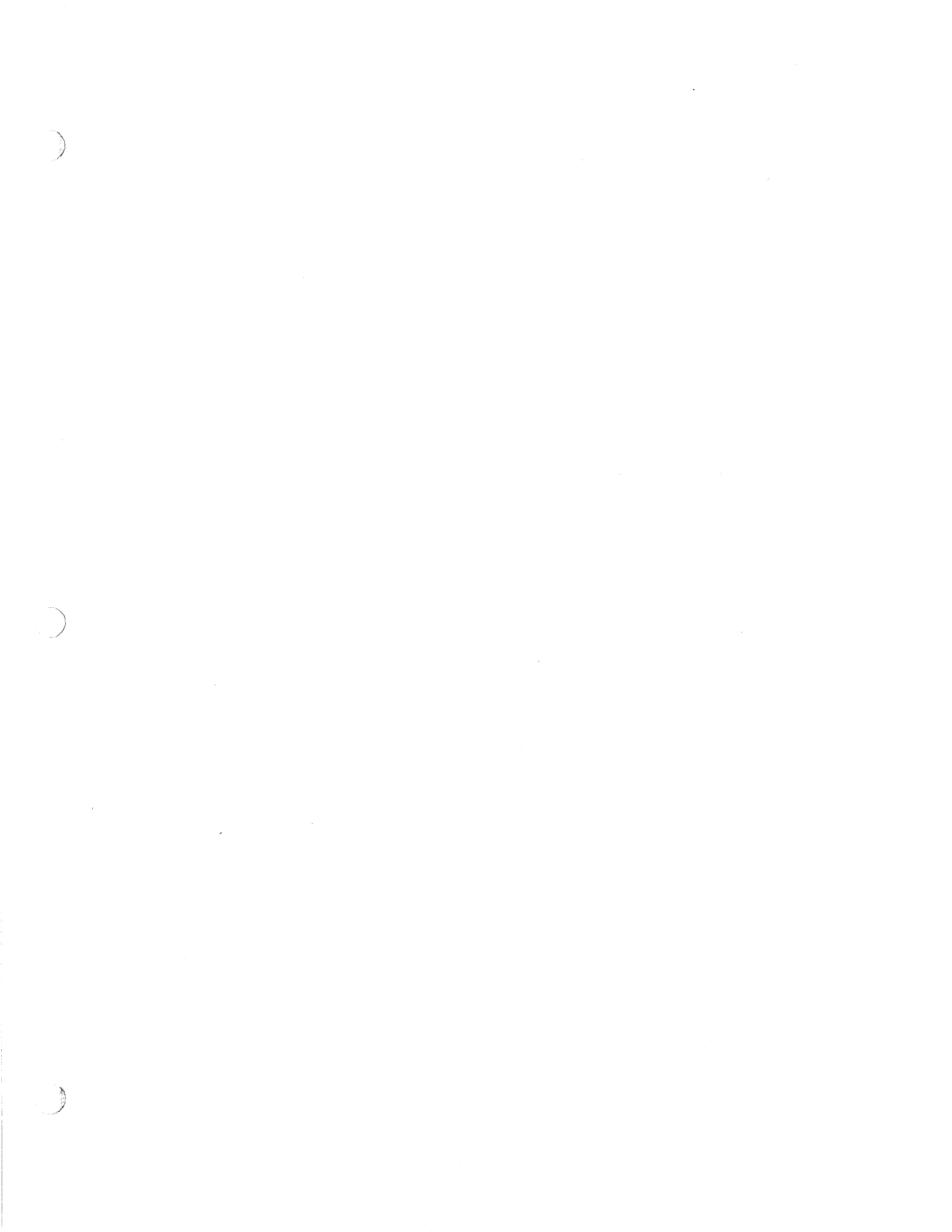
- A. If the grantee determines that an undertaking will involve any activities that are not exempt under Stipulation II, the grantee will, in accordance with 36 CFR Part 800, consult with the SHPO before starting the undertaking by submitting the following documentation to the SHPO:
 - 1. Project location, including a map;
 - 2. Project description, including work write-ups, plans, or specifications, as appropriate;
 - 3. Color photographs of all elevations of the building or site;
 - 4. Date any buildings in the project area were built;
 - 5. Statement of whether any properties in the project area are listed in or eligible for listing in the National Register;
 - 6. If there are listed or eligible properties, a statement of whether and how the undertaking will affect the historic properties.
- B. This submission should include, and the SHPO will consider, the following information if it explains the grantee's decisions regarding National Register eligibility and effect:
 - 1. Condition assessments for various historic elements;
 - 2. An explanation of the goals of the undertaking;

V. Public Involvement and Participation

- A. In accordance with citizen participation requirements for State-administered HUD programs (24 CFR Section 570.486), the grantee will seek public input and notify the public of proposed actions.
1. The grantee will, at a minimum, hold two public hearings to seek public comment regarding the planning and implementation of State-administered HUD programs. The first public hearing will address basic program parameters, and the second public hearing will provide specific information regarding proposed activities. Notice of both hearings will be published 10 days in advance in a newspaper of general circulation.
 2. The grantee will hold an additional public hearing if a State-administered HUD program is amended. The Amendment Public Hearing provides citizens with an opportunity to review and comment on a substantial change in the program. Notice of an Amendment Public Hearing will be published 10 days in advance in a newspaper of general circulation.
- B. The public notification procedures outlined in 24 CFR Part 58 for a Notice of Intent to Request Release of Funds (NOI/RROF) and Finding of No Significant Impact (FONSI) require the grantee to make information about individual projects available for public inspection, and to consider the views of the public and consulting parties in decision-making about individual projects
- C. For individual projects located in locally designated districts or those that may affect locally listed properties, the appropriate local review board will be presented with information regarding the proposed project for consideration as part of their regularly scheduled hearing, along with any project alternatives considered.

VI. Post Review Discovery

- A. In the event that historic properties are discovered or unanticipated effects on historic properties found after completion of the Section 106 process, the grantee will follow the process established at 36 CFR Part 800.13. In all cases of discovery or unanticipated effects, the grantee will contact SHPO as soon as practicable and provide sufficient information so that SHPO can make meaningful comments and recommendations.
- B. In the event that human remains are discovered during the development or construction of any project subject to this agreement, construction will cease in the area of the discovery. The grantee will contact SHPO and the County Sheriff and/or County Coroner within 48 hours. The grantee will also consult with SHPO, DSA and the County Sheriff and/or Coroner to develop and carry out a treatment plan for the care and disposition of human remains.
- C. When the human remains are determined to be of Native American Indian origin, the treatment plan will also be developed in consultation with appropriate federally recognized Native American Indian Tribes. The grantee may call upon



IX. Definitions

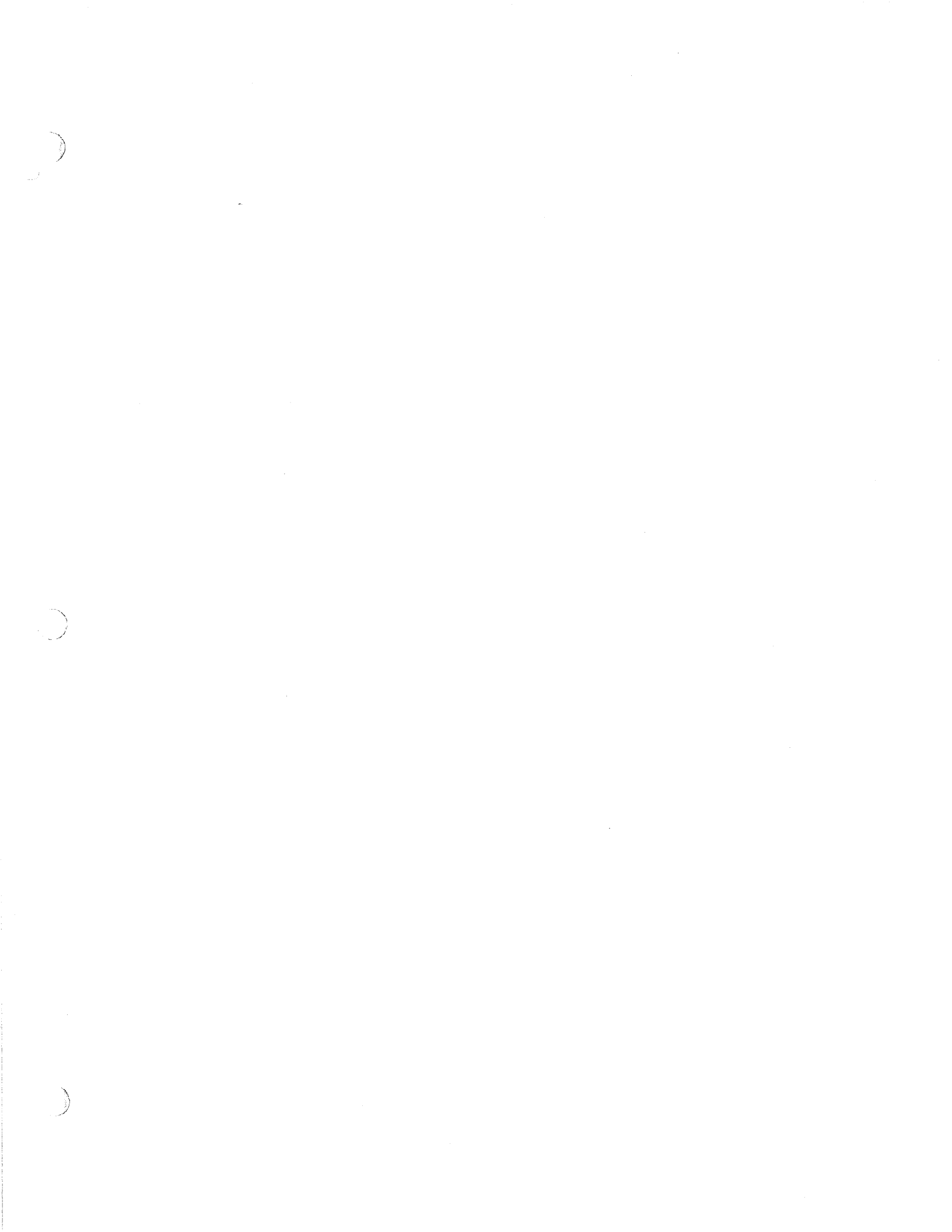
The definitions provided in the National Historic Preservation Act and the regulations at 36 CFR Part 800 apply to terms used throughout this agreement, such as "historic property" and "effect."

X. Amendment & Duration

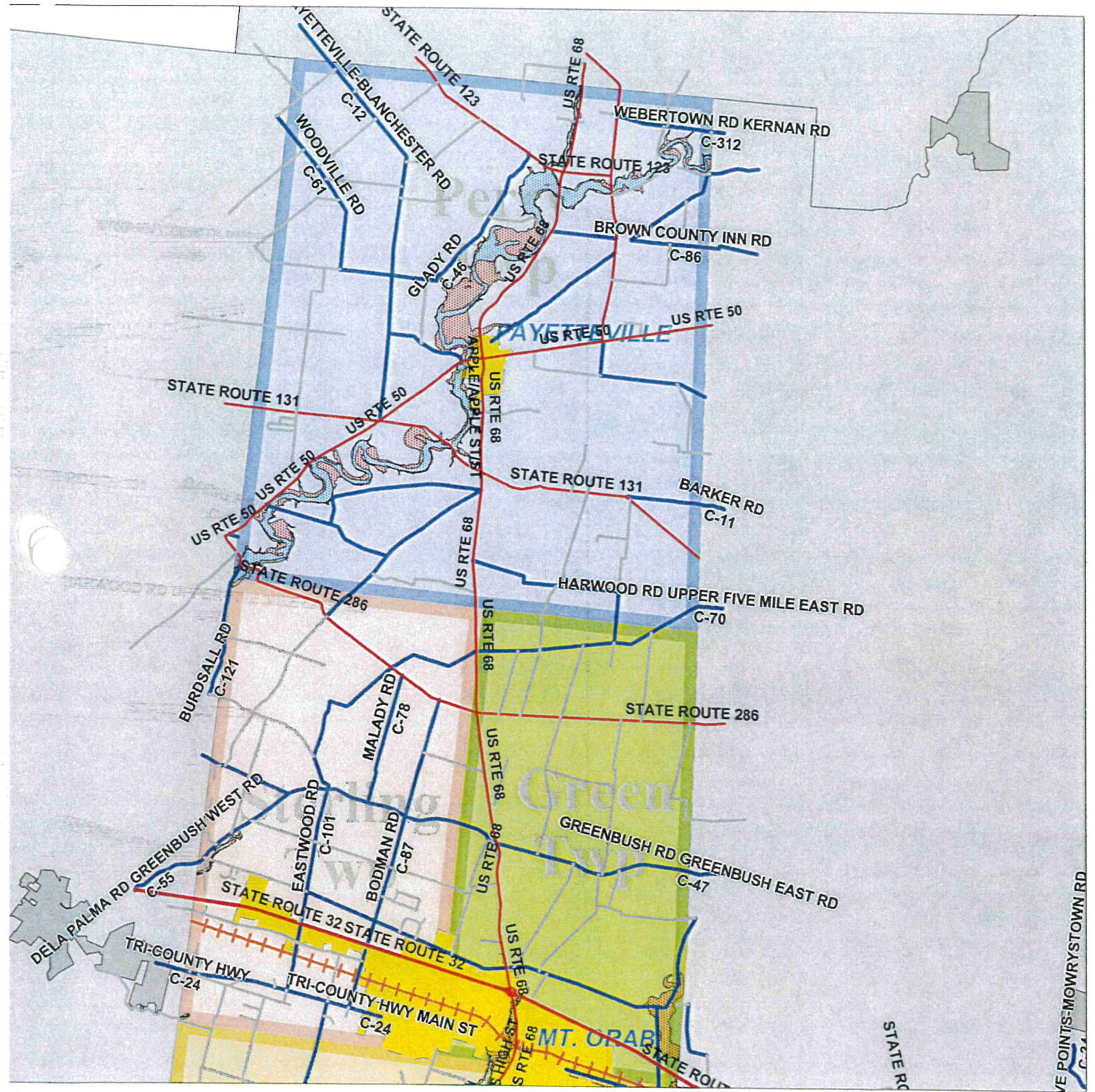
~~This agreement will continue in full force until December 31, 2019 and may be reviewed for modifications, termination, or renewal before this date has passed. At the request of either party, this agreement may be reviewed for modifications at any time. This PA may be amended when such an amendment is agreed to in writing by all signatories. The amendment will be effective on the date a copy signed by all of the signatories is filed with the ACHP.~~

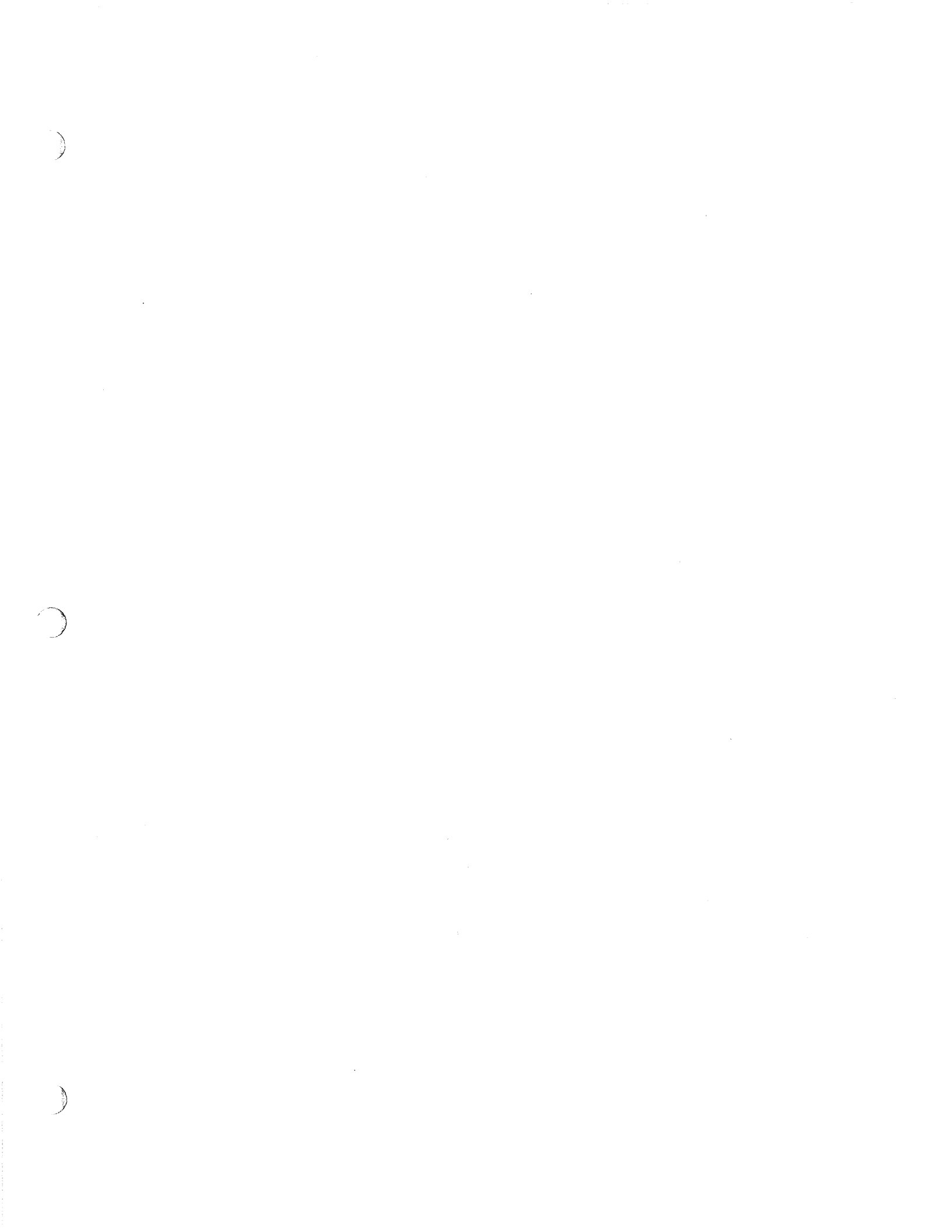
XI. Emergencies

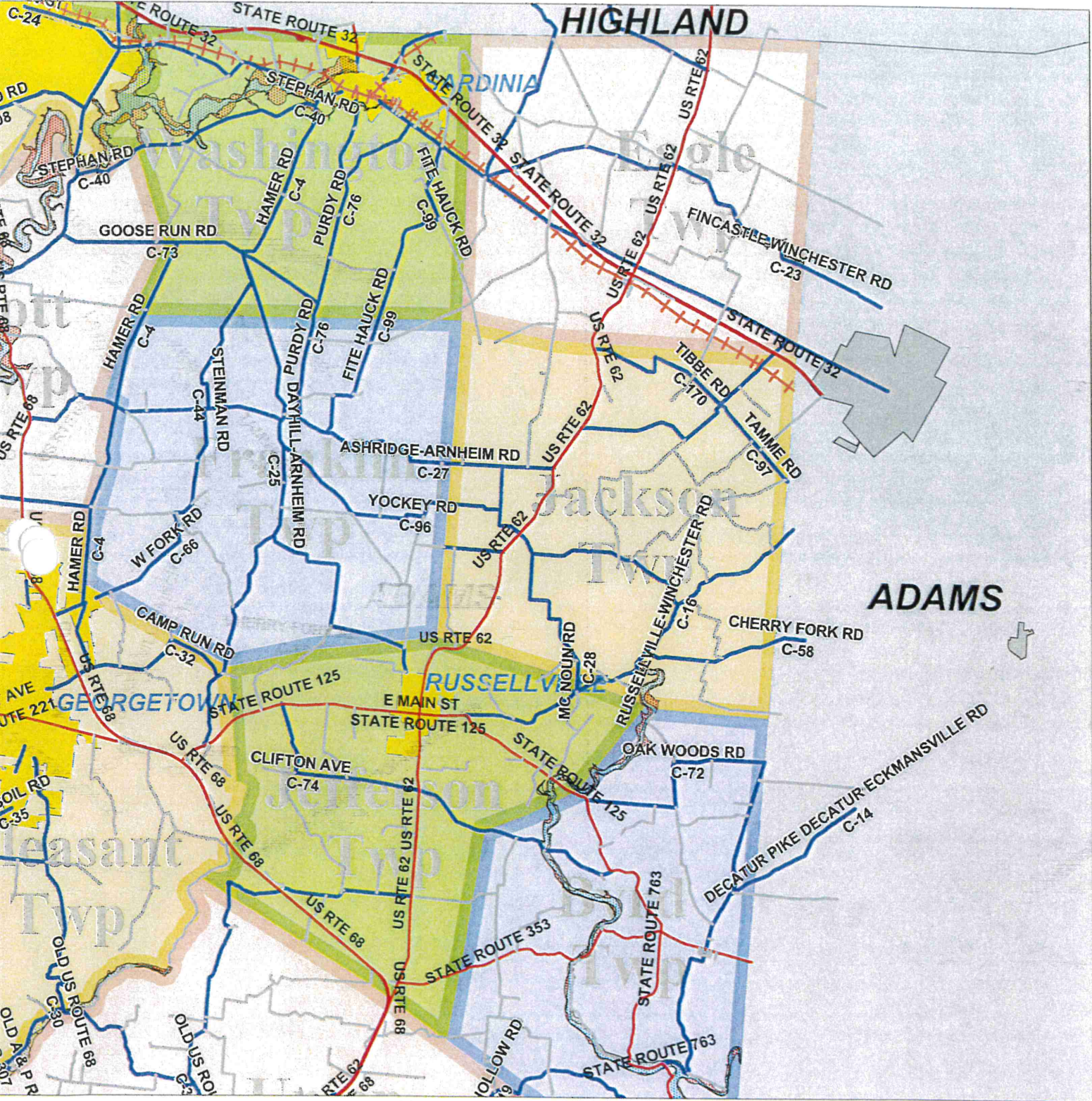
- A. In the event that the grantee determines that a project must be completed on an emergency basis due to an imminent threat to life or property or in response to a natural disaster or emergency, the grantee may set aside the timeline established in Stipulation III to facilitate expedited review by the SHPO.
1. The grantee shall notify the SHPO in advance by phone of its intention to submit a project for emergency review.
 2. The grantee will submit a request for an expedited review time of five business days, including the following documentation:
 - a. Cover letter describing the nature of the emergency and the proposed treatment. Emergency nature of review shall be noted in bold in reference line.
 - b. The address of the property and the nature of the emergency
 - c. Recent photographs of the property
 - d. A signed copy of any local order compelling immediate action
 - e. An Ohio Historic Inventory Form or other documentation regarding the National Register eligibility of the affected property
 3. The SHPO shall promptly notify the grantee of its concurrence with the grantee's effect determination or may request additional information to complete the review. SHPO may recommend to grantee that resolution of adverse effects requiring the execution of a Memorandum of Agreement is necessary, but may agree to grantee's recommendation to defer completion of such an agreement until the necessary emergency actions have been taken.

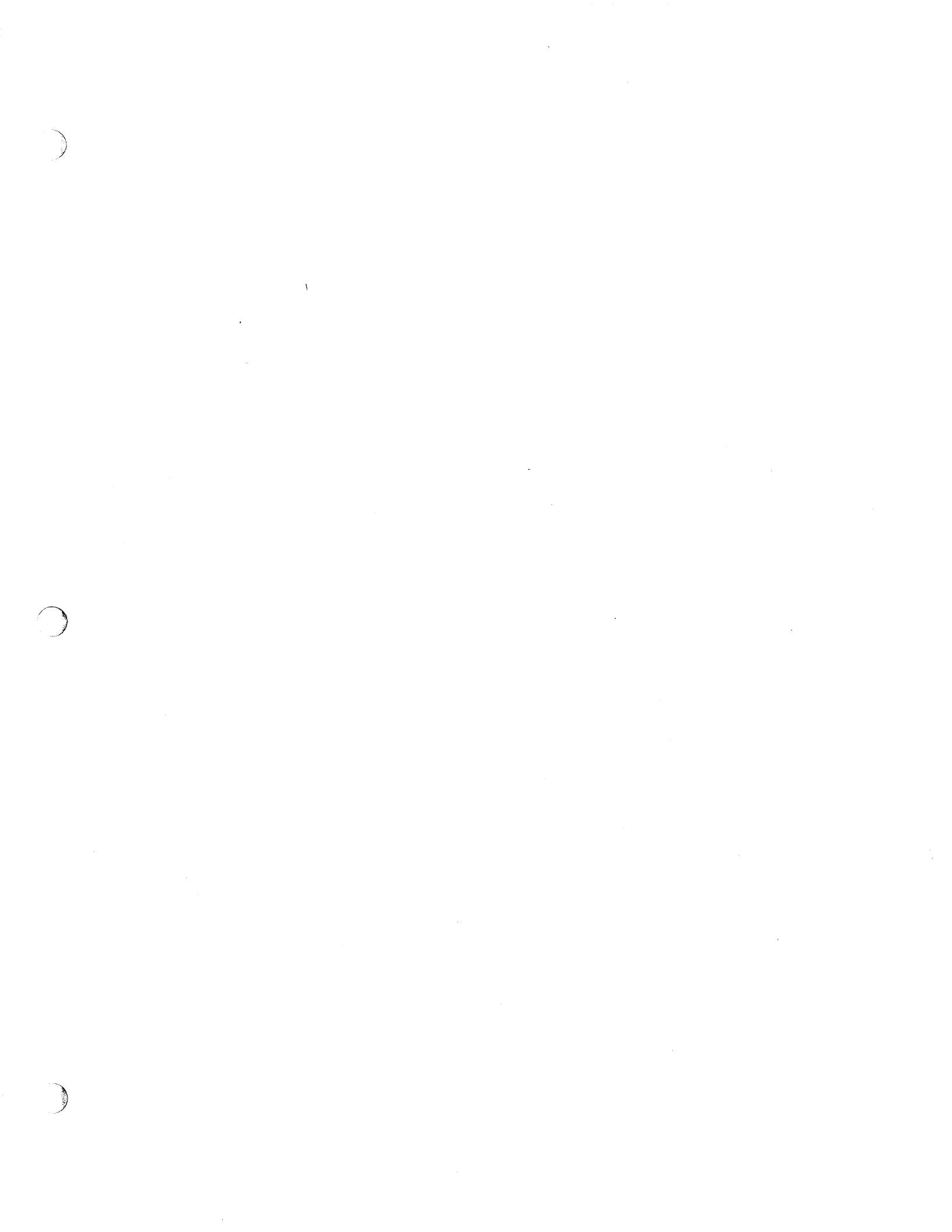


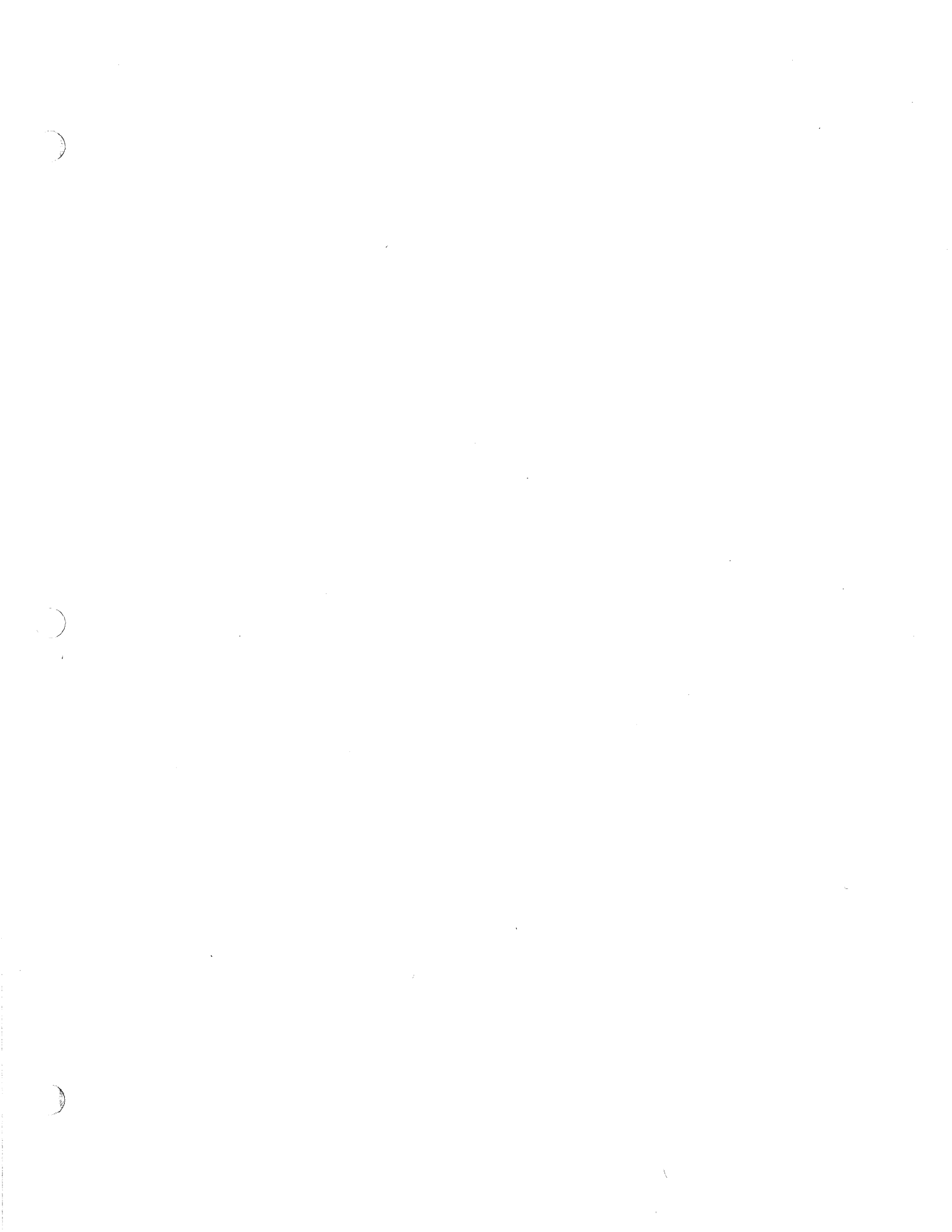
FEMA LAYER 100 YR FLOOD PLAIN BROWN CO. GIS











COMMUNITY CONTACT LIST

Date: 10/06/2014

Page 7 of 90



The Designated Floodplain Administrator (DFPA) is the position within the community per ordinance or resolution designated as the floodplain administrator.

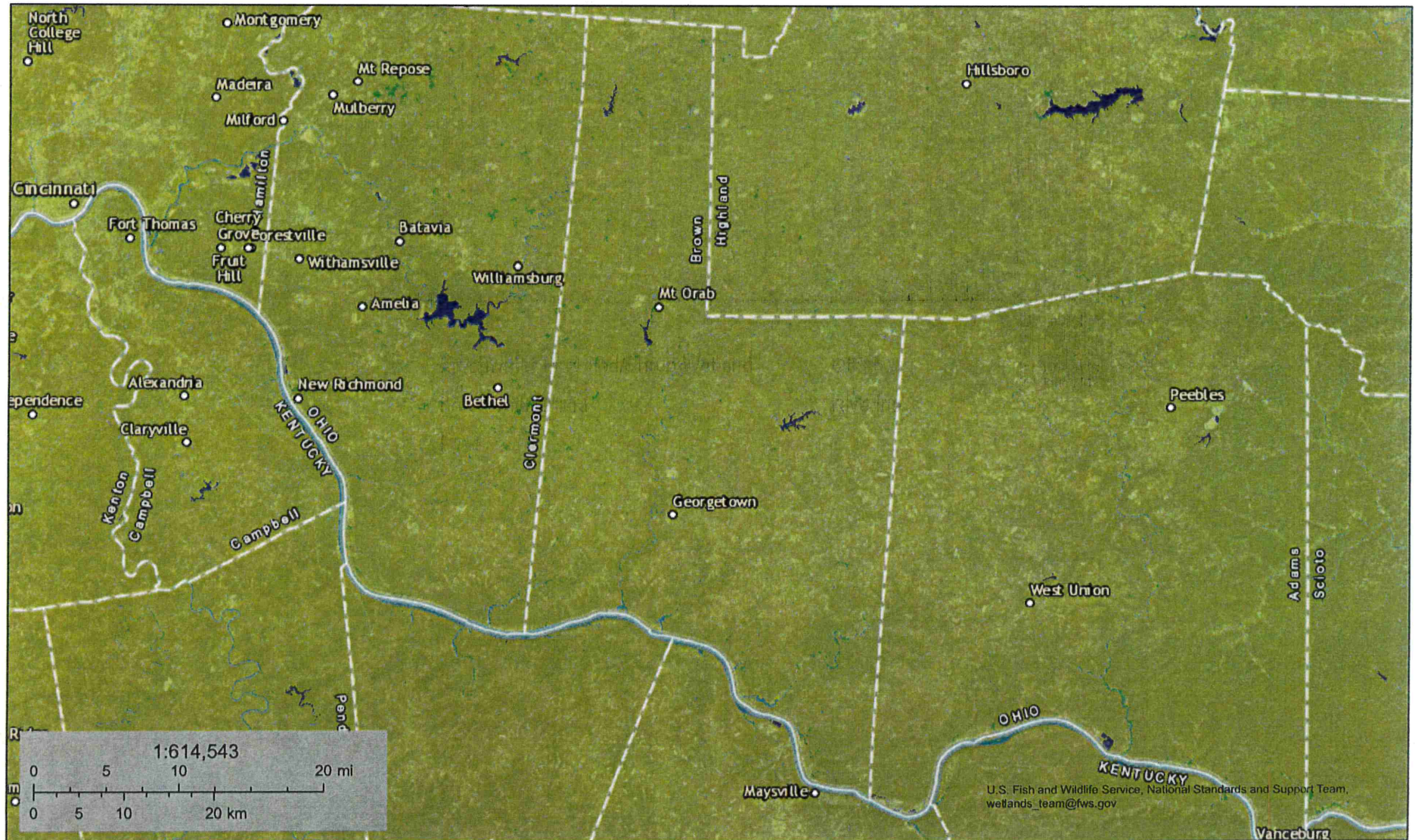
The Local Contact (LC) is generally the person that is actively administering the floodplain management program in his/her community.

If a name has a by it, the (LC) may not be the official designated by communities regulations.

The Ohio Department of Natural Resources - Division of Water - Floodplain Management Program

COMMUNITY/DFPA/STATUS	LOCAL CONTACT (LC)	Updated:
St. Clairsville DFPA: ZONING ADMINISTRATOR Status: R	<input type="checkbox"/> Tom Murphy, Planning and Zoning Administrator P. O. Box 537 100 North Market St. Clairsville OH 43950 Tel: (740) 695-1953 FAX:	03/25/2014
Brown County		
Aberdeen DFPA: ADMINISTRATOR Status: R	<input type="checkbox"/> Delbert Hester, Village Administrator P. O. Box 509 99 Main Cross Street Aberdeen OH 45101-0509 Tel: (937) 795-2212 FAX: (937) 795-2421	03/18/2014
Brown County DFPA: COUNTY ENGINEER Status: R	<input type="checkbox"/> Todd Cluxton, P.E., County Engineer 25 Veterans Blvd. P. O. Box 2 Georgetown OH 45121 Tel: (937) 378-6456 FAX: (937) 378-4175	03/26/2014
Fayetteville DFPA: Status: N	<input type="checkbox"/> Bernard Vilvens, Mayor 81 W. Pike St. Fayetteville OH 45118 Tel: (513) 875-3251 FAX: Same as above	03/12/2014
Georgetown DFPA: FLOODPLAIN ADMINISTRATOR Status: R	<input type="checkbox"/> Dale Cahall, Mayor 301 S. Main St. Georgetown OH 45121 Tel: (937) 378-6395 FAX: (937) 378-4505	09/30/2010
Hamersville DFPA: NONE Status: R	<input type="checkbox"/> Laurence Talbott, Mayor 130 W. Main St. P. O. Box 146 Hamersville OH 45130 Tel: (937) 379-1936 FAX: Same	10/06/2009
Higginsport DFPA: MAYOR Status: R	<input type="checkbox"/> Jason Kirschner, Mayor 610 Washington Street Higginsport OH 45131 Tel: (937) 375-4395 FAX:	04/28/2008
Mount Orab DFPA: ZONING ADMINISTRATOR Status: R	<input type="checkbox"/> Bruce Lunsford, Mayor 211 S. High St. Mount Orab OH 45154-0338 Tel: (937) 444-2692 FAX: (937) 444-3115	09/17/2010
Ripley DFPA: VILLAGE ADMINISTRATOR Status: R	<input type="checkbox"/> Charles Ashmore, Village Administrator 123 Waterworks Rd., P. O. Box 2 Ripley OH 45167 Tel: (937) 392-4377 FAX: (937) 392-4378	03/21/2014





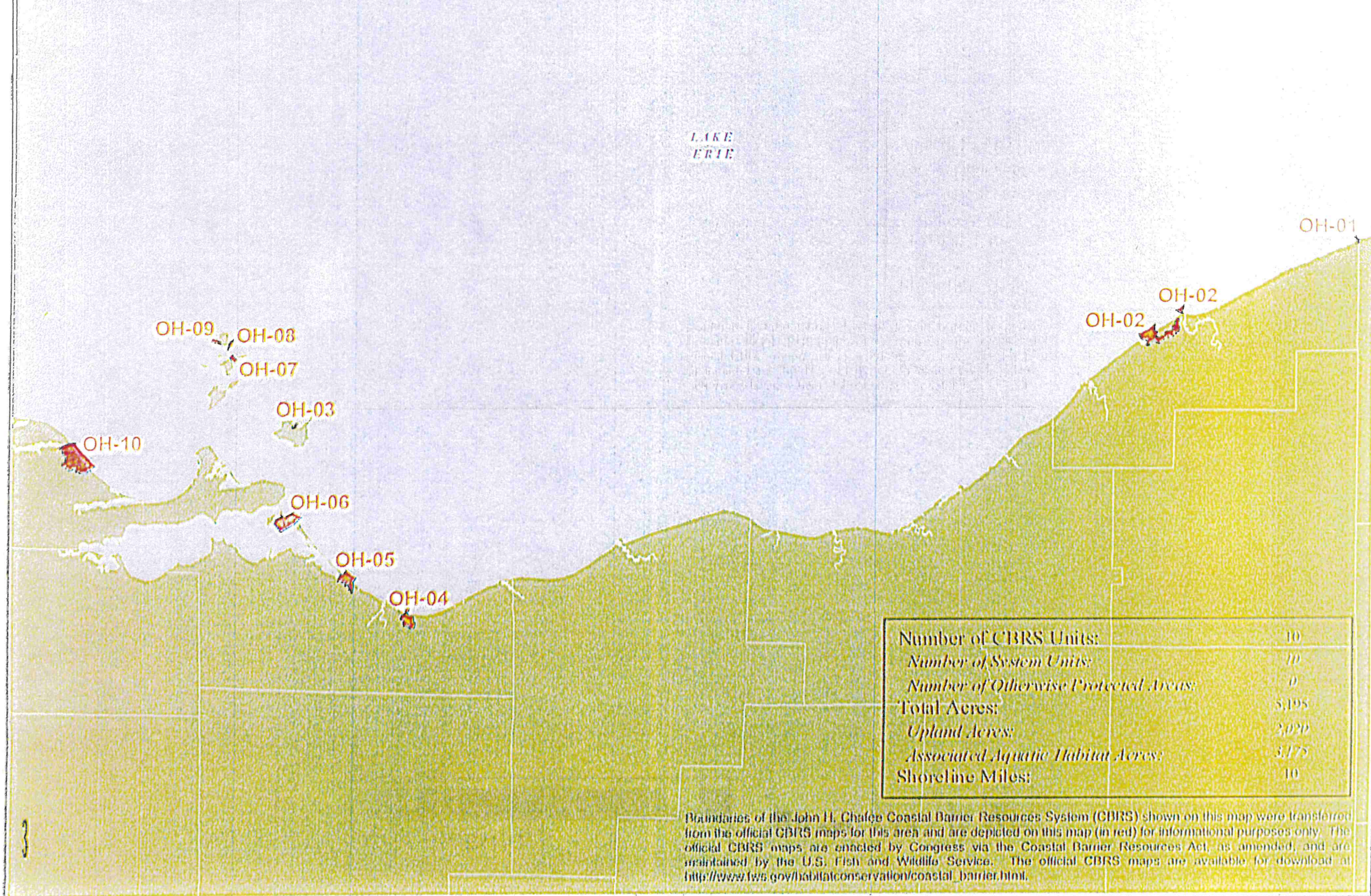
November 28, 2018

- | | | |
|--|---|--|
|  Estuarine and Marine Deepwater |  Freshwater Forested/Shrub Wetland |  Other |
|  Estuarine and Marine Wetland |  Freshwater Pond |  Riverine |
|  Freshwater Emergent Wetland |  Lake | |

This map is for general reference only. The US Fish and Wildlife Service is not responsible for the accuracy or currentness of the base data shown on this map. All wetlands related data should be used in accordance with the layer metadata found on the Wetlands Mapper web site.



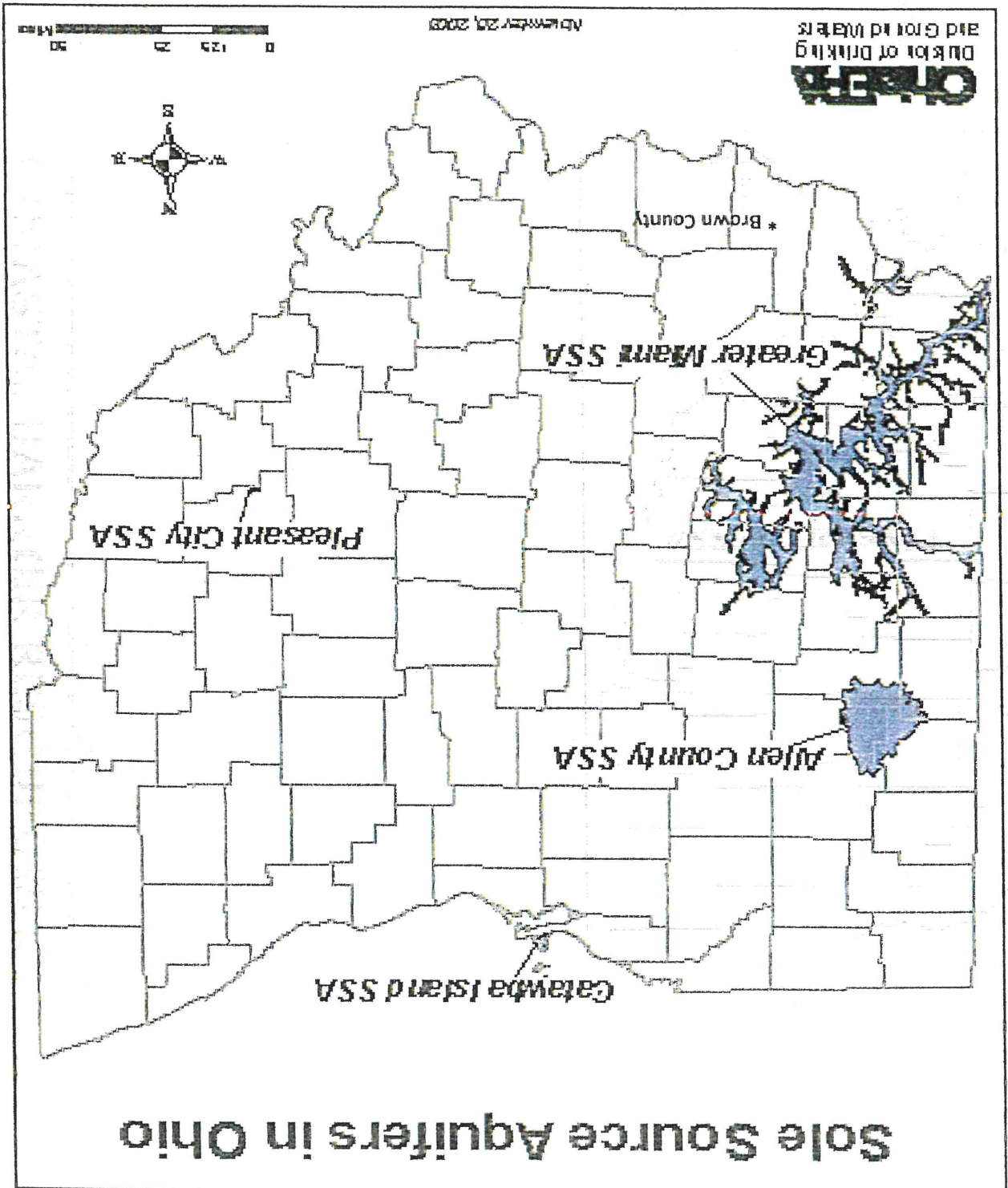
JOHN H. CHAFEE COASTAL BARRIER RESOURCES SYSTEM OHIO



Boundaries of the John H. Chafee Coastal Barrier Resources System (CBRS) shown on this map were transferred from the official CBRS maps for this area and are depicted on this map (in red) for informational purposes only. The official CBRS maps are enacted by Congress via the Coastal Barrier Resources Act, as amended, and are maintained by the U.S. Fish and Wildlife Service. The official CBRS maps are available for download at http://www.fws.gov/habitatconservation/coastal_barrier.html.



Sole Source Aquifers in Ohio







Brown County

Scientific Name	Common Name	Last Observed	State Status	Federal Status
<i>Astragalus canadensis</i>	Canada Milk-vetch	2005-07-11	T	
<i>Bartonia paniculata</i>	Screw-stem	2004-03-19	T	
<i>Corallorhiza wisteriana</i>	Spring Coral-root	2001-04-11	P	
<i>Erysimum capitatum</i>	Western Wallflower	2013-05-19	E	
<i>Juncus secundus</i>	One-sided Rush	1968-08-11	P	
<i>Opuntia humifusa</i>	Common Prickly Pear	1975-04-01	P	
<i>Passiflora incarnata</i>	Maypop	2002-09-02	T	
<i>Phacelia bipinnatifida</i>	Fern-leaved Scorpion-weed	2014-04-25	P	
<i>Ribes missouriense</i>	Missouri Gooseberry	2014-04-25	T	
<i>Salix caroliniana</i>	Carolina Willow	2004-05-04	P	
<i>Sida hermaphrodita</i>	Virginia-mallow	2002-09-02	P	
<i>Spartanium androcladum</i>	Keeled Bur-reed	2002-08-08	T	
<i>Spermacoce glabra</i>	Smooth Buttonweed	2008-09-06	P	
<i>Symphotrichum oblongifolium</i>	Shale Barren Aster	1997-10-02	T	
<i>Trifolium stoloniferum</i>	Running Buffalo Clover	2009-06-01	E	FE
<i>Urtica chamaedryoides</i>	Spring Nettle	2013-05-19	E	
<i>Viburnum molle</i>	Soft-leaved Arrow-wood	2009-10-18	T	
<i>Viburnum rufidulum</i>	Southern Black-haw	2005-04-21	P	



Ohio Division of Wildlife
 Ohio Natural Heritage Database
 Date Accessed: March 6, 2015
 Status based on 2014-15 Rare Plant List.

Status:

- X = Extirpated
- E = Endangered
- T = Threatened

List Created: July 2016





ODNR Division of STATE PARKS & WATERCRAFT

Custom Search



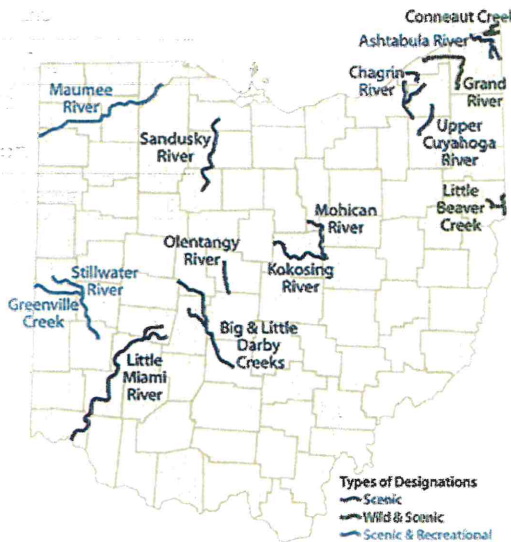
OHIO DNR > I WANT TO... > RECREATION > REGULATION > LANDOWNERS > PROGRAMS > MEDIA & NEWS > CONTACT >

Scenic Rivers > Program > Map of Ohio's Scenic Rivers > Map of Scenic Rivers

Map of Scenic Rivers in Ohio

Rivers with "Scenic" Designation

- Ashtabula
- Chagrin
- Big & Little Darby
- Kokosing
- Little Miami
- Mohican
- Olentangy
- Sandusky
- Upper Cuyahoga



Rivers Designated as "Wild & Scenic"

- Conneaut
- Grand
- Little Beaver

Rivers with "Scenic & Recreational" Designation

- Maumee
- Stillwater/Greenville

LIST OF SCENIC RIVERS

Select a River

SCENIC RIVERS MENU

- Stream Quality
- Stream Life
- Designation
- Project Reviews

[Scenic Rivers Contacts](#)

[Back to Program Page](#)

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Specialty plates help preserve Ohio's Scenic Rivers

[Details >](#)



Watercraft Home

Ohio Department of
NATURAL RESOURCES
Division of Parks and Watercraft

- #### BOATING LINKS
- [Online Boat Registration Renewal](#)
 - [Find a Watercraft Registration Agent](#)
 - [What It Costs to Register a Boat](#)
 - [Required Safety Equipment](#)
 - [Paddle Ohio](#)
 - [Ohio State Parks](#)
 - [Web Sitemap](#)

- #### LATEST TWEETS
- Tweets by @OhioWatercraft
- #### CONNECT WITH DIVISION OF WATERCRAFT

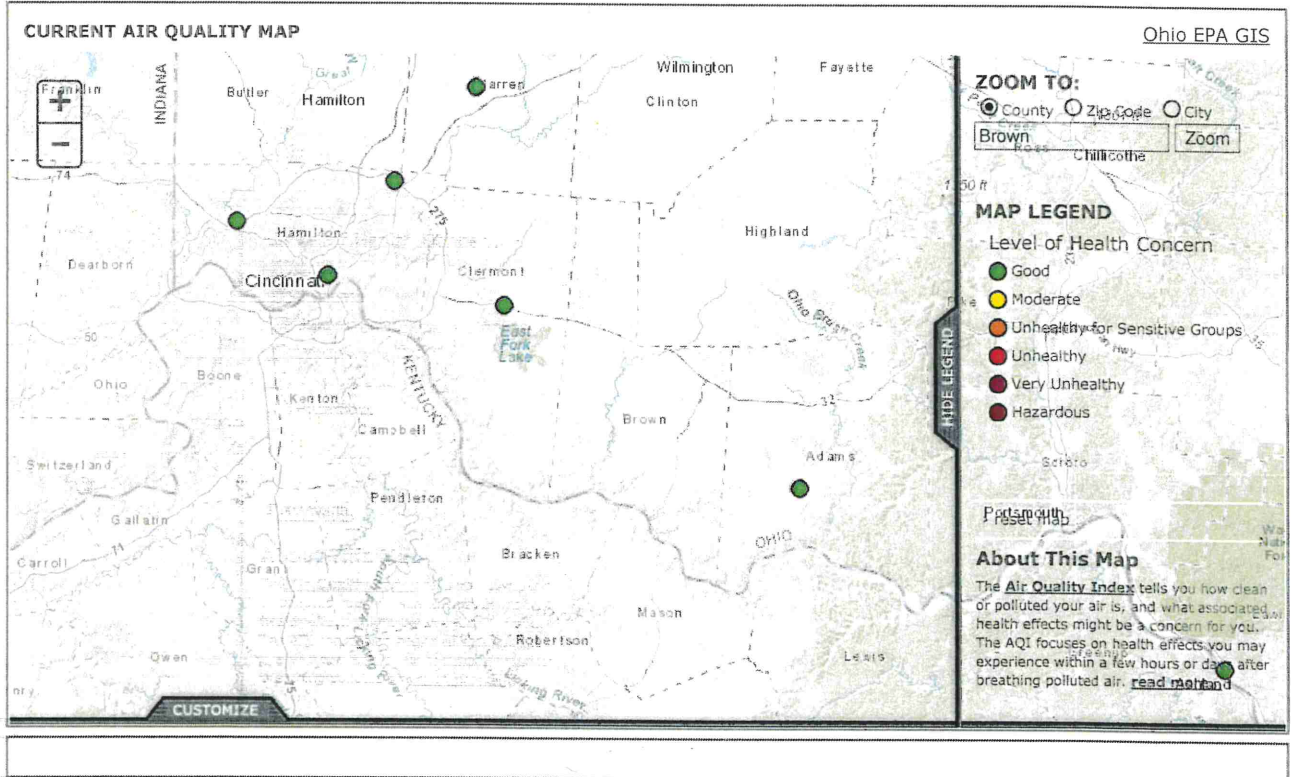
CONTACT INFO

ODNR Division of Parks and Watercraft
2045 Morse Road
Columbus, Ohio 43229-6693

1-877-4BOATER toll-free, in Ohio only
(614) 265-6480
(614) 261-8407 Fax

watercraft@dnr.state.oh.us



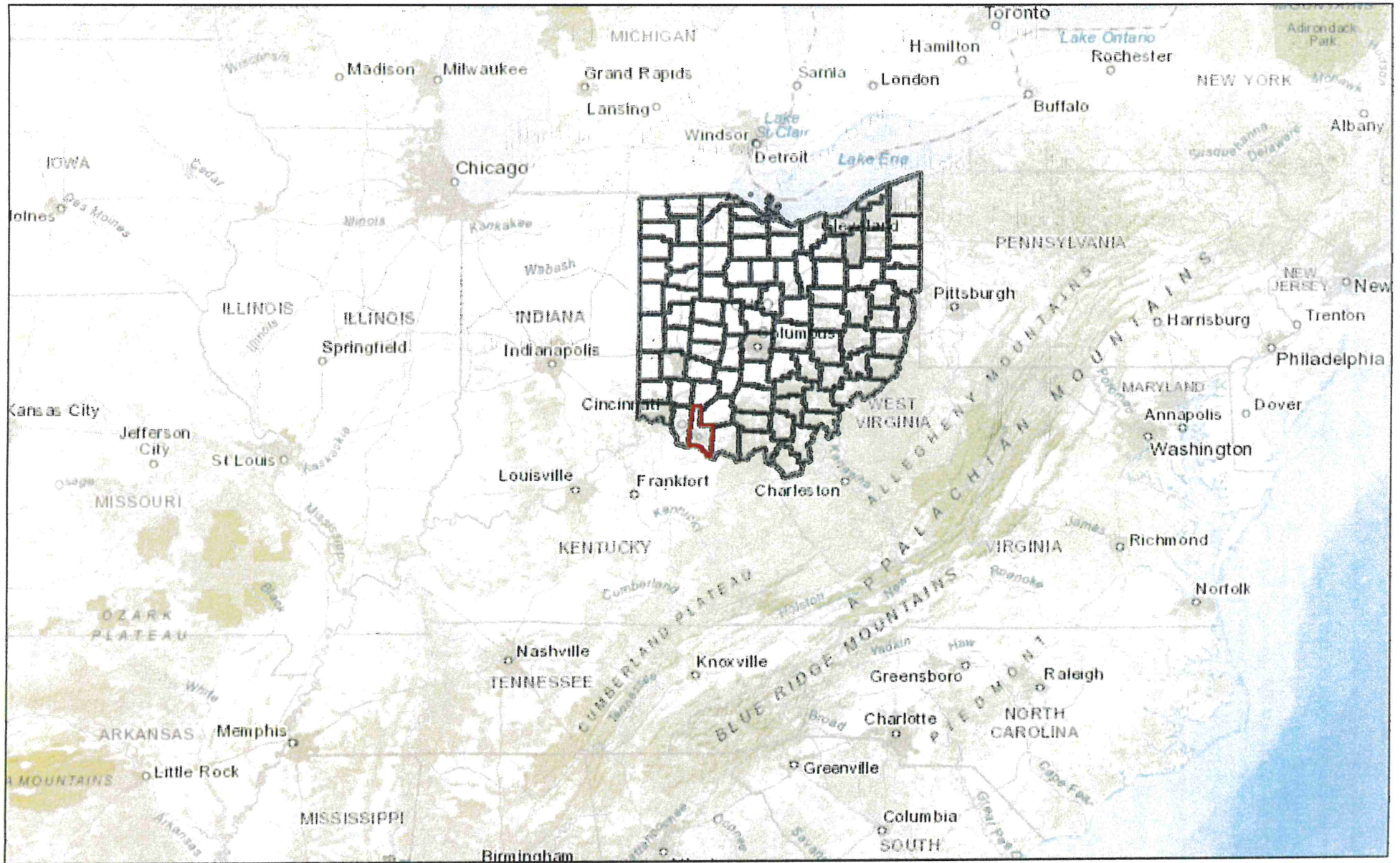


Ohio Environmental Protection Agency Divisions and Offices

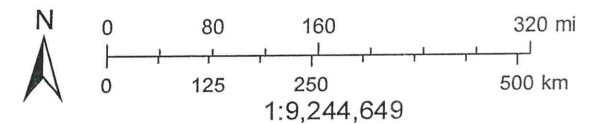
- | | | | | |
|--|----------------------------|---|--------------------------------|---|
| Air Pollution Control | District Offices | Environmental Education | Environmental Services | Public Interest Center |
| Compliance Assistance and Pollution Prevention | Drinking and Ground Waters | Environmental and Financial Assistance | Fiscal Administration | Special Investigations |
| Director's Office | Employee Services | Environmental Response and Revitalization | Legal Services | Surface Water |
| | | | Materials and Waste Management | Report Environmental EMERGENCIES
800-282-9378 |

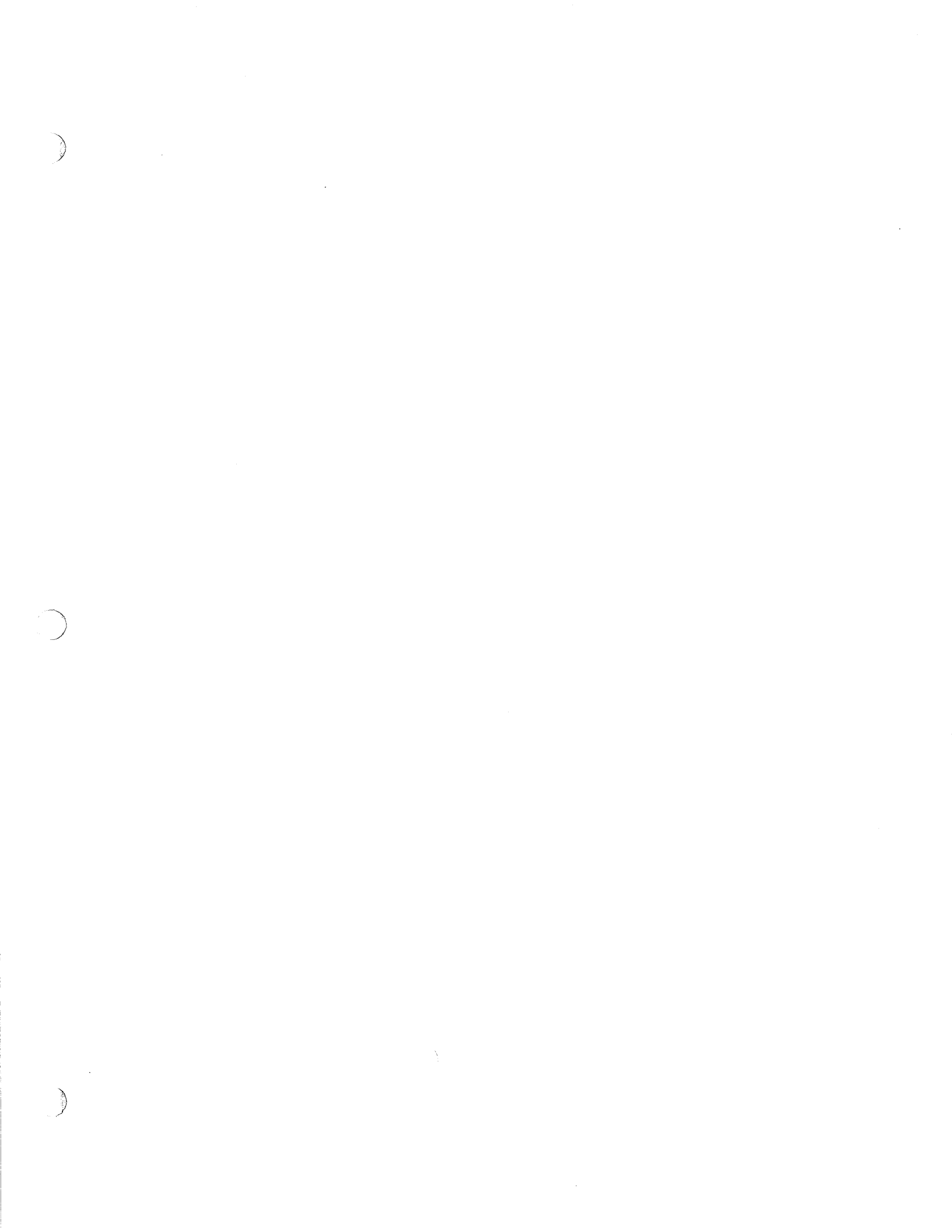


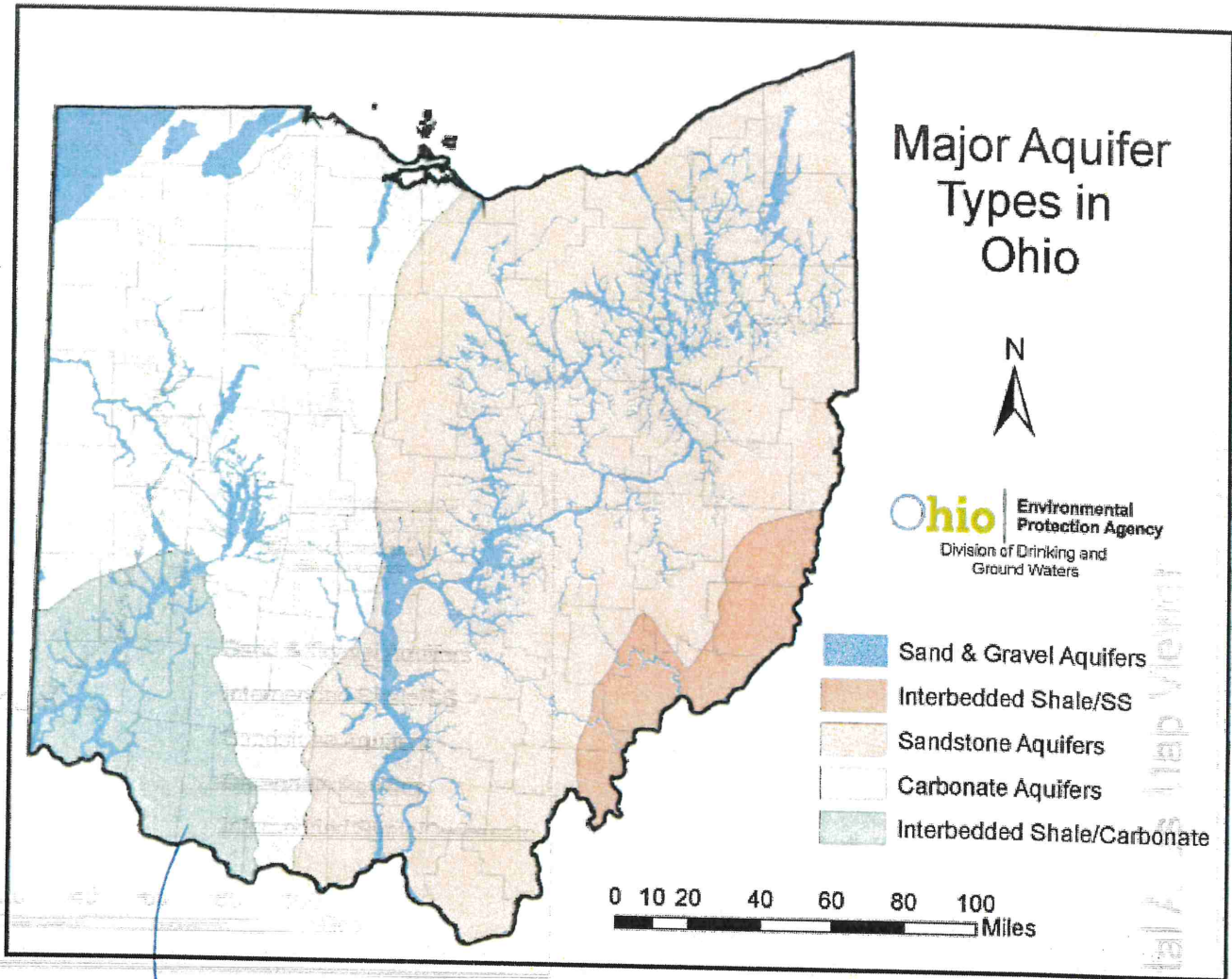
Ohio Coastal / Bas Map Viewer



January 29, 2018







↘ Brown County



Governor Ted Strickland
Lieutenant Governor Lee Fisher
Director Robert J. Boggs

Office of Communication
8995 East Main Street, Reynoldsburg, OH 43068
Phone: 614-752-9817 • Fax: 614-466-7754
www.ohioagriculture.gov • communications@agri.ohio.gov

Ohio Farmland Preservation: Keeping Ohio's Agricultural Tradition

REYNOLDSBURG, Ohio (Feb. 18, 2009) – Land is at the heart of agriculture, and farmland preservation is at the center of the Ohio Department of Agriculture's work to maintain the state's agricultural heritage while providing food, energy, products, and jobs. Food and agriculture together constitute the state's largest industry, contributing more than \$98 billion annually to the state's economy and providing jobs to one in seven Ohioans. The department's Farmland Preservation Office strives to educate the public about the importance of saving Ohio's valued farmland and to assist farmers and local officials with farmland protection efforts.

Ohio's Farmland is Vanishing at a Startling Rate

Between 1950 and 2000, Ohio lost more than 6.9 million acres of farmland, representing nearly one-third of Ohio's agricultural land and a size equivalent to 23 Ohio counties. Ohio is losing farmland at a much faster rate than other states, ranking second in the nation for lost farmland but only 22nd in the nation for population growth. It is up to today's generation to take steps toward protecting the agricultural land that still exists today.

Agricultural land suffers from development pressure, especially near Ohio's metropolitan areas. For example, the six-county ring around Cleveland (Lake, Geauga, Portage, Summit, Medina, and Lorain counties) produces more than \$241 million annually in agricultural products. Protecting this valuable farmland is essential to securing agricultural production in this region for years to come.

Ohio Farmers Want to Protect Their Land

The Ohio Department of Agriculture has worked to provide options to farmers who want to preserve their land for future generations. The department's easement programs have preserved nearly 200 farms totaling more than 35,000 acres since 1999. These programs entail voluntary legal agreements between the landowner, the local community, and the state that ensures farmland remains in agricultural use forever. Under an agricultural easement, the land itself stays under private ownership, but the easement prohibits any future non-agricultural development by landowners.

Tools to Protect Farmland

Clean Ohio Agricultural Easement Purchase Program (AEPP) - The program purchases agricultural easements from interested Ohio farmland owners. Awards are issued for up to 75 percent of the points-based appraised value of a farm's development rights. A payment cap has been set at \$2,000 per acre, with a maximum of \$500,000 per farm. All easement transactions are recorded on the property deed and transfer with the land to successive owners.

- more -





Noise Abatement and Control

Introduction

HUD's noise standards may be found in 24 CFR Part 51, Subpart B. For proposed new construction in high noise areas, the project must incorporate noise attenuation features. Consideration of noise applies to the acquisition of undeveloped land and existing development as well.

All sites whose environmental or community noise exposure exceeds the day night average sound level (DNL) of 65 decibels (dB) are considered noise-impacted areas. For new construction that is proposed in high noise areas, grantees shall incorporate noise attenuation features to the extent required by HUD environmental criteria and standards contained in Subpart B (Noise Abatement and Control) of 24 CFR Part 51. The interior standard is 45dB.

The "Normally Unacceptable" noise zone includes community noise levels from above 65 decibels to 75 decibels. Approvals in this noise zone require a minimum of 5 dB additional sound attenuation for buildings having noise-sensitive uses if the day-night average sound level is greater than 65 dB but does not exceed 70 dB, or a minimum of 10 decibels of additional sound attenuation if the day-night average sound level is greater than 70 dB but does not exceed 75 dB.

Locations with day-night average noise levels above 75 dB have "Unacceptable" noise exposure. For new construction, noise attenuation measures in these locations require the approval of the Assistant Secretary for Community Planning and Development (for projects reviewed under Part 50) or the Responsible Entity's Certifying Officer (for projects reviewed under Part 58). The acceptance of such locations normally requires an environmental impact statement.

In "Unacceptable" noise zones, HUD strongly encourages conversion of noise-exposed sites to land uses compatible with the high noise levels.

HUD Guidance

Are there potential noise generators in the vicinity of the project? Review general location maps and/or conduct a field review to screen for major roadways (within 1,000 feet), railroads (within 3,000 feet), and military or FAA-regulated airfields (with 15 miles) in the vicinity of the project.

If a noise assessment was performed, was the noise found to be Acceptable, Normally Unacceptable, or Unacceptable?

Site Acceptability Standards

Noise Zone	Day-night average sound level (in decibels)	Special approvals and requirements
Acceptable	Not exceeding 65 dB	None
Normally Unacceptable	Above 65 dB but not exceeding 75 dB	<ul style="list-style-type: none"> Environmental assessment and attenuation required for new construction Attenuation strongly encouraged for major rehabilitation <p>Note: An environmental impact statement is required if the project site is largely undeveloped or will encourage incompatible development.</p>
Unacceptable	Above 75 dB	<ul style="list-style-type: none"> Environmental impact statement required Attenuation required for new construction with approval by the Assistant Secretary of CPD or Certifying Officer

Compliance and Documentation

The environmental review record should contain one of the following:

- Documentation the proposed action is not within 1000 feet of a major roadway, 3,000 feet of a railroad, or 15 miles of a military or FAA-regulated civil airfield
- If within those distances, documentation showing the noise level is *Acceptable* (at or below 65 DNL)

Regulations

24 CFR Part 51, Subpart B
<http://www.gpo.gov/fdsys/search/pagedetails.na=&se=&sm=&fr=&rcode=&dateBrowse=&2013-title24-vol1-part51-subpartB&packageId=CFR-2013-title24-vol1&browsePath=Title+24%2FSubtitle+A%2FPart+51%2FSubpart+B&collapse=true&fromBrowse=tr>

Resources

FAA Noise Map Archive
<http://www.faa.gov/airports/environmental/air-airport-noise-exposure-maps>

FHWA Barrier Design
<http://www.fhwa.dot.gov/environment/noise/n-noise-barriers-design-information>

FRA Crossing Database
<http://safetydata.fra.dot.gov/OfficeofSafety/Data>

View Additional Resources

Federal Related Laws and Authorities

Air Quality
</environmental-review/air-quality>

Airport Hazards
</environmental-review/airport-hazards>

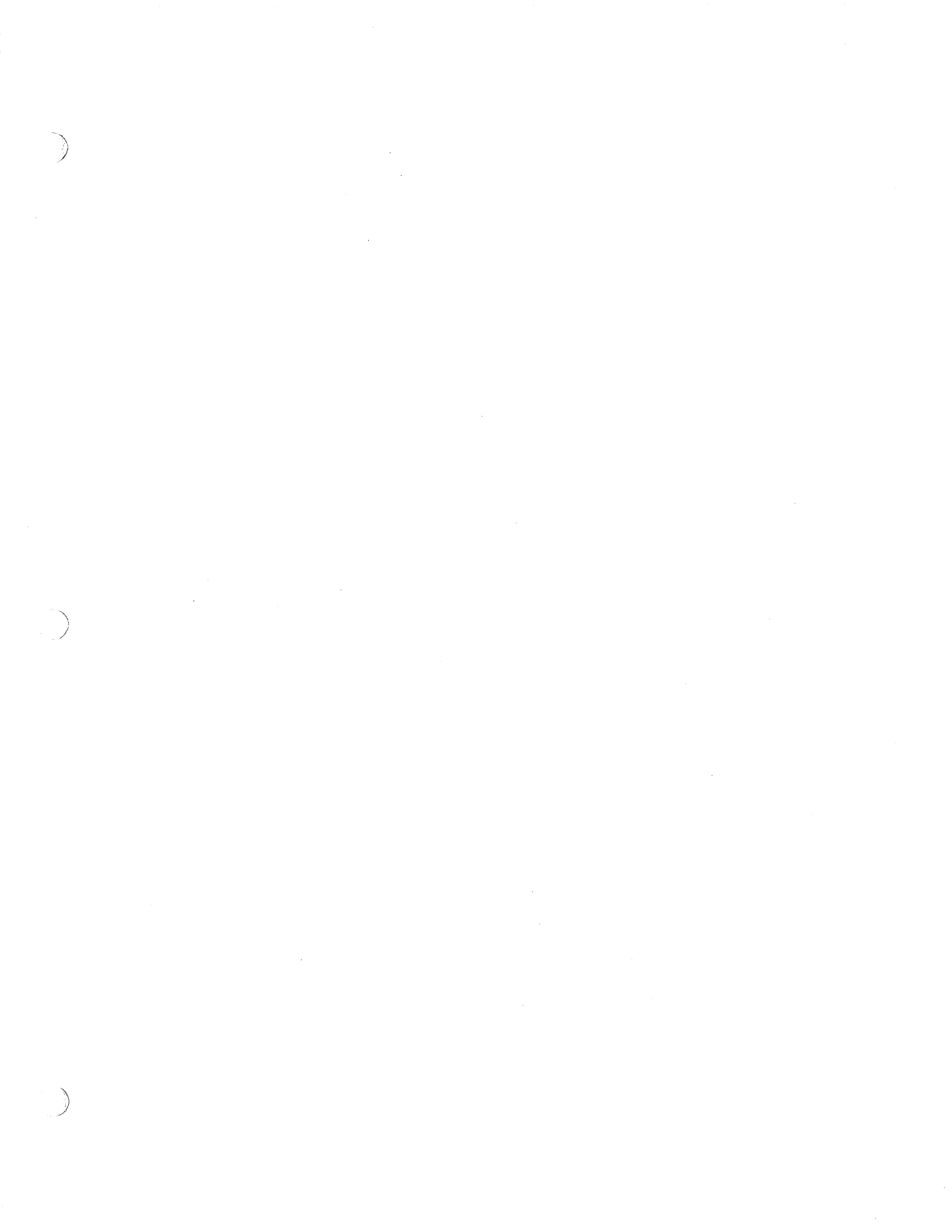
Coastal Barrier Resources
</environmental-review/coastal-barrier-resources>

Coastal Zone Management
</environmental-review/coastal-zone-management>

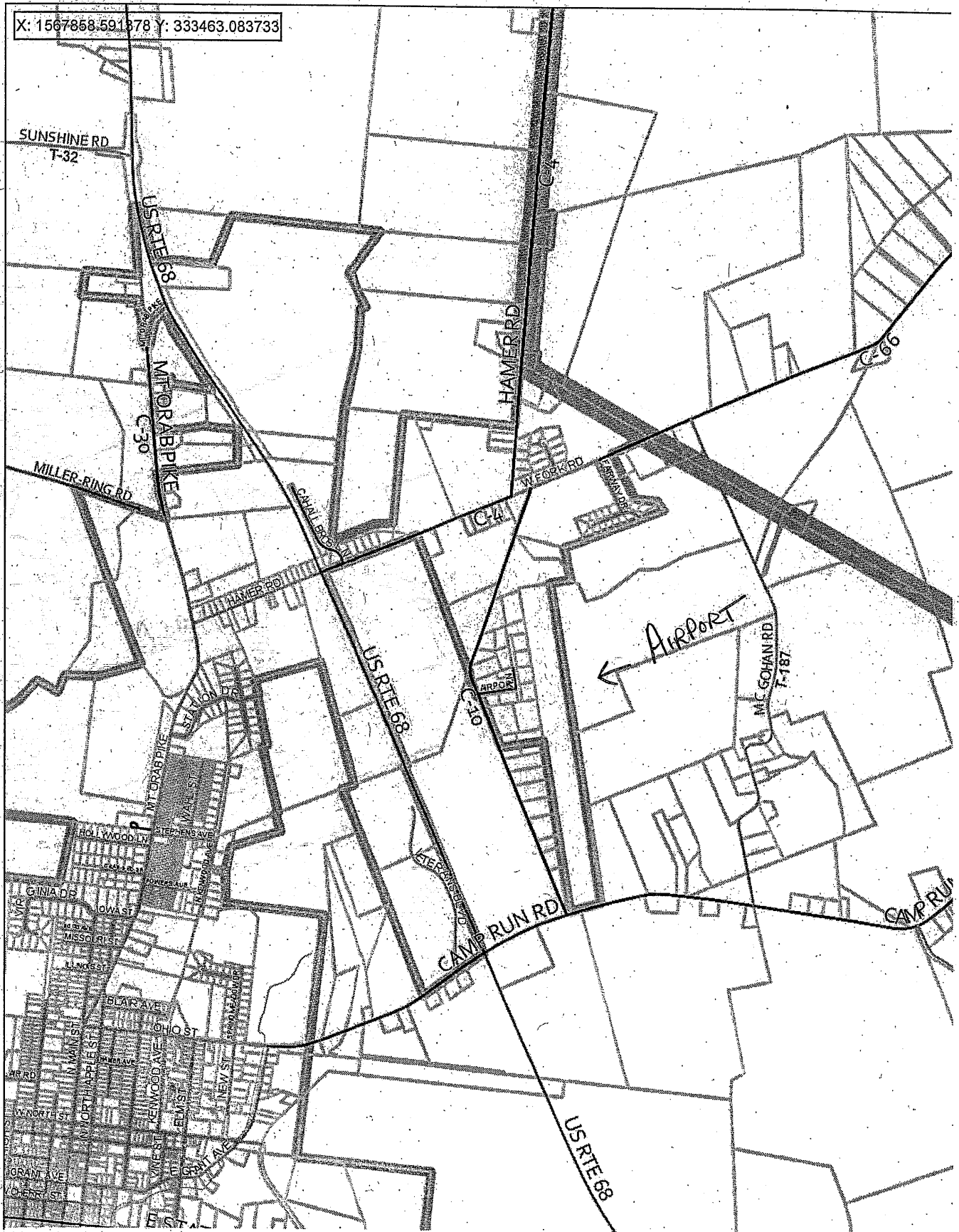
Environmental Justice
</environmental-review/environmental-justice>

Endangered Species
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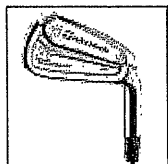
Explosive and Flammable Facilities
</environmental-review/explosive-and-flammable-facilities>



Brown County Airport
runway path







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< Regulations (<http://regulations.vlex.com>)

24 CFR 51.303 - General policy.

Updated to:

April 2013

CONTENT

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Title 24: Housing and Urban Development

Subtitle A: Office of the Secretary, Department of Housing and Urban Development

PART 51: ENVIRONMENTAL CRITERIA AND STANDARDS

Subpart D: Siting of HUD Assisted Projects in Runway Clear Zones at Civil Airports and Clear Zones and Accident Potential Zones at Military Airfields

51.303 - General policy.

It is HUD's general policy to apply standards to prevent incompatible development around civil airports and military airfields.

(a) HUD policy for actions in Runway Clear Zones and Clear Zones.

(1) HUD policy is not to provide any assistance, subsidy or insurance for projects and actions covered by this part except as stated in ? 51.303(a)(2) below.

(2) If a project proposed for HUD assistance, subsidy or insurance is one which will not be frequently used or occupied by people, HUD policy is to provide assistance, subsidy or insurance only when written assurances are provided to HUD by the airport operator to the effect that there are no plans to purchase the land involved with such facilities as part of a Runway Clear Zone or Clear Zone acquisition program.

(3) Special notification requirements for Runway Clear Zones and Clear Zones. In all cases involving HUD assistance, subsidy, or insurance for the purchase or sale of an existing property in a Runway Clear Zone or Clear Zone, HUD (or the responsible entity or recipient under 24 CFR part 58) shall advise the buyer that the property is

PUMA Women's Monolite Golf ...
~~\$75.00~~ \$49.99



Explosive and Flammable Facilities

Introduction

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

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

HUD Guidance

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

1. Aboveground stationary storage tanks near the project

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

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

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

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

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

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



24 CFR Part 51, Subpart C (<http://www.gpo.gov/fdsys/search/pagedetails.action?st=24+CFR+Part+51&granuleId=CFR-2013-title24-vol1-part51-subpartC&packageId=CFR-2013-title24-vol1&browsePath=Title+24%2FSubtitle+A%2FPart+51%2FSubpart+C&collapse=true&fromBrowse=true>)

Resources

Guides and Training Manuals

Acceptable Separation Distance Guidebook (</resource/2762/acceptable-separation-distance-guidebook/>)

Barrier Design Guidance for HUD Assisted Projects Near Hazardous Facilities (</resource/2763/barrier-design-guidance-for-hud-assisted-projects-near-hazardous-facil/>)

Acceptable Separation Distance Electronic Assessment Tool (</environmental-review/asd-calculator/>)

Acceptable Separation Distance Flow Chart (</resource/2767/acceptable-separation-distance-flow-chart/>)

Acceptable Separation Distance Mitigation Options Flow Chart (</resource/2768/acceptable-separation-distance-mitigation-options-flow-chart/>)

Webinars and Virtual Trainings

24 CFR Part 51 Subpart C Mitigation Training Module - Slides (</training-events/courses/24-cfr-51-part-c-mitigation-training-slides/>)

Acceptable Separation Distance Training Webinar (</training-events/courses/acceptable-separation-distance-asd-training/>)

Federal Related Laws and Authorities

Air Quality (</environmental-review/air-quality>)

Airport Hazards (</environmental-review/airport-hazards>)

Coastal Barrier Resources (</environmental-review/coastal-barrier-resources>)

Coastal Zone Management (</environmental-review/coastal-zone-management>)

Environmental Justice (</environmental-review/environmental-justice>)

Endangered Species (</environmental-review/endangered-species>)

Explosive and Flammable Facilities (</environmental-review/explosive-and-flammable-facilities>)

Farmlands Protection (</environmental-review/farmlands-protection>)

Flood Insurance (</environmental-review/flood-insurance>)

Floodplain Management (</environmental-review/floodplain-management>)

Historic Preservation (</environmental-review/historic-preservation>)

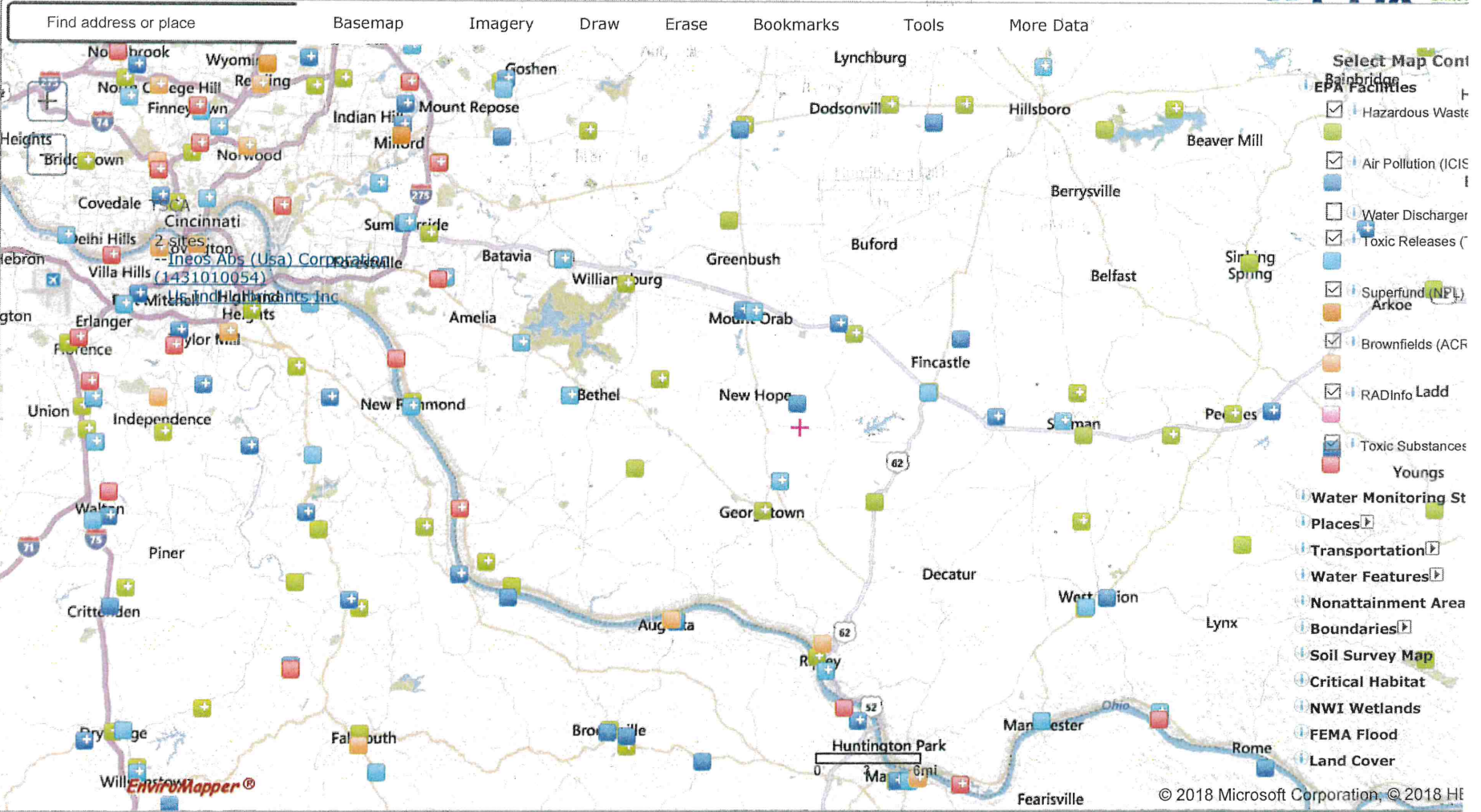
Noise Abatement and Control (</environmental-review/noise-abatement-and-control>)

Site Contamination (</environmental-review/site-contamination>)

Sole Source Aquifers (</environmental-review/sole-source-aquifers>)

Wetlands Protection (</environmental-review/wetlands-protection>)







Environmental Justice

Checklist for HUD or Responsible Entity

General requirements	Legislation	Regulation
Address disproportionately high and adverse human health or environmental effects on minority and low-income populations.	Executive Order 12898, February 11, 2004	24 CFR 50.4(l) and 24 CFR 58.5(j).

1. Is there an adverse environmental impact caused by the proposed action, or is the proposed action subject to an adverse environmental impact?

This question is designed to determine how the Environmental Justice analysis is reflected in the environmental review as a whole. Your consideration of the other environmental laws and authorities is your supporting documentation for this question. If any other environmental law or authority required mitigation (i.e., 8-step process for locating in a flood plain, waiver of noise requirements), then there is an adverse environmental impact.

- No: STOP here. The project does not pose an Environmental Justice concern.
 Yes: PROCEED to #2

2. Will the project have a disproportionate impact on low-income or minority populations?

The following steps will help you make this determination:

- 1) Describe the project.
- 2) Consider historic uses of the site, past land uses and patterns (such as lending discrimination and exclusionary zoning).
- 3) Determine the demographic profile of the people using the project and/or living and working in the vicinity of the project. EPA's environmental justice geographic assessment tool provides helpful demographic information: <http://epamap14.epa.gov/ejmap/entry.html>
- 4) Describe the adverse environmental impact you identified in your environmental review. Identify adjacent land uses, paying particular attention to toxic sites, dumps, incinerators, hazardous materials (e.g. asbestos), and other issues with the potential to have adverse human health effects. (This may already have been considered in your review of toxic and hazardous substances.)
- 5) Consider how the adverse environmental impact and any potentially harmful adjacent land uses would impact the people using and/or surrounding the project.
- 6) Consider whether market-rate development exists in the area. If not, would this project succeed as a market-rate project at the proposed site?

- No: STOP here. Maintain documentation concerning your determination of no disproportionate impact.
 Yes: Consult with HUD environmental staff to develop a mitigation plan. An Environmental Justice mitigation plan must include public outreach, participation and community involvement. The project can not move forward until the EJ issue is mitigated to the satisfaction of HUD or the Responsible Entity and the impacted community.

DISCLAIMER: This document is intended as a tool to help Region X HUD grantees and HUD staff complete environmental requirements. This document is subject to change. This is not a policy statement. Legislation and Regulations take precedence over any information found in this document.

