# ENVIRONMENTAL REVIEW RECORD

**Danville Curb Cut Reconstruction**
**Danville Borough, Montour County**

**CDBG Entitlement**

**Contract No.**
**C000073163; ESA 202110266406**

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EQUAL HOUSING OPPORTUNITY

# ENVIRONMENTAL REVIEW RECORD

GRANT NUMBER:
**C000073163; ESA 202110266406**

PROJECT NAME:
**Danville Curb Cut Reconstruction**

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# Environmental Review Record Checklist

| Components | Yes | No | N/A | Comments |
|---|---|---|---|---|
| 1. Brief Project Description | ☒ | ☐ | ☐ | Page 3 |
| 2. Explanation of Exemption or Categorical Exclusion Determinations (as relevant) | ☐ | ☐ | ☒ | Page 11 |
| 3. Statutory Checklist*; Environmental Requirements other than NEPA (For all Cat. Excl. Projects, including Cat. Excl. Projects determined to be exempt pursuant to 58.34(a)12, and projects requiring EA or EIS)/Other Requirements Checklist** | ☒ | ☐ | ☐ | Pages 4-5 24CFR58.36 |
| 4. Environmental Assessment Document (Depending on level of clearance req.) | ☐ | ☐ | ☒ | |
| 5. Environmental Assessment Checklist (Optional) | ☐ | ☐ | ☒ | |
| 6. Notice of Finding of No Significant Impact as posted/published (as relevant) | ☐ | ☐ | ☒ | |
| 7. Notice of Intent to Request a Release of Funds as posted/published (as relevant) | ☐ | ☐ | ☒ | |
| 8. Combined FONSI/RROF as posted/published (as relevant) | ☒ | ☐ | ☐ | |
| 9. a. Distribution List of FONSI (as relevant)<br>b. Distribution List of RROF (as relevant)<br>c. Distribution List of FONSI/RROF (as relevant) | ☒ | ☐ | ☐ | |
| 10. Any comments received and recipient responses | ☒ | ☐ | ☐ | |
| 11. Certification of Environmental Review, Request for Release of Funds submitted (as relevant) | ☒ | ☐ | ☐ | |
| 12. Notice of Removal of Grant Condition/Release of funds (as relevant) | ☒ | ☐ | ☐ | |
| 13. Post-Review Revisions and Changes, Written Decisions, Amendments, and Supplements (as relevant) | ☐ | ☐ | ☒ | |
| 14. Continuing Project (58.47) Determination (as relevant) | ☐ | ☐ | ☒ | |
| 15. EIS documentation required by 58.55-60 (as relevant) | ☐ | ☐ | ☒ | |

* Section 58.5 Requirements ** Section 58.6 Other Requirement

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# PART 1

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U.S. Department of Housing and Urban Development
451 Seventh Street, SW
Washington, DC 20410
www.hud.gov
espanol.hud.gov

# Environmental Review for Activity/Project that is Categorically Excluded Subject to Section 58.5

**Pursuant to 24 CFR 58.35(a)**

## Project Information

**Project Name:** Danville Curb Cut Reconstruction

**Responsible Entity:** Montour County
435 East Front Street
Danville, PA 17821-2021
(570) 271-3000

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

**State/Local Identifier**: C000073163; ESA 202110266406

**Preparer:** Teri Provost, NEPA ER Preparer, SEDA-Council of Governments

**Certifying Officer Name and Title:** Greg Molter, Planning Director

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

**Consultant** (if applicable): SEDA-Council of Governments

**Direct Comments to:** Teri Provost, NEPA ER Preparer
SEDA-Council of Governments
201 Furnace Road
Lewisburg, PA 17837
(570) 524-4491
tprovost@seda-cog.org

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**Project Location:** Ferry, Church and Pine Streets, Danville Borough, Montour County

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

Montour County 'on behalf of' Danville Borough has allocated Community Development Block Grant (CDBG) funding, Contract No. C000073163, in the amount of $76,954.62 and ESA No. 202110266406, (pending 2021 contract) in the amount of $83,769.00 to the Danville Curb Cut Reconstruction activity. The project scope includes the installation and/or reconstruction of approximately 24-30 curb ramps and truncated domes along Ferry, Church, and Pine Streets in Danville Borough that are located between Market Street and Walnut Street

**Statement of Purpose and Need for the Proposal** [40 CFR 1508.9(b)]:
The purpose of this project is to reconstruct the curbs along Ferry, Church and Pine Streets to be accessible by the limited-mobility.

**Existing Conditions and Trends** [24 CFR 58.40(a)]:
The existing curb ramps are not compliant or easily accessible by the limited-mobility.

## Funding Information

| Grant Number | HUD Program | Funding Amount |
|---|---|---|
| C000073163 | CDBG Entitlement | $76,954.62 |
| ESA20110266406 | CDBG Entitlement | $83,769.00 |

**Estimated Total HUD Funded Amount:** $160,723.62

**This project anticipates the use of funds or assistance from another Federal agency in addition to HUD in the form of** (if applicable)**:**

**Estimated Total Project Cost** (HUD and non-HUD funds) [24 CFR 58.32(d)]**:** $160,723.62

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

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

| **Compliance Factors**: Statutes, Executive Orders, and Regulations listed at 24 CFR §58.5 and §58.6 | Are formal compliance steps or mitigation required? | Compliance determinations |
|---|---|---|
| **STATUTES, EXECUTIVE ORDERS, AND REGULATIONS LISTED AT 24 CFR 50.4 and 58.6** | | |
| **Airport Hazards**<br><br>24 CFR Part 51 Subpart D | Yes ☐ No ☒ | No airports located near project.<br>Appendix H – checklist & map |
| **Coastal Barrier Resources**<br><br>Coastal Barrier Resources Act, as amended by the Coastal Barrier Improvement Act of 1990 [16 USC 3501] | Yes ☐ No ☒ | "Out" determination made.<br><br>Appendix B contains FIRM and Coastal Barrier Resources Map |
| **Flood Insurance**<br><br>Flood Disaster Protection Act of 1973 and National Flood Insurance Reform Act of 1994 [42 USC 4001-4128 and 42 USC 5154a] | Yes ☒ No ☐ | NFIP CID # 420714<br>Appendix A |
| **Clean Air**<br><br>Clean Air Act, as amended, particularly section 176(c) & (d); 40 CFR Parts 6, 51, 93 | Yes ☐ No ☒ | No air contaminants in proximity to project. Air Quality map included in Appendix L |
| **Coastal Zone Management**<br><br>Coastal Zone Management Act, sections 307(c) & (d) | Yes ☐ No ☒ | Only coastal areas in PA are Lake Erie and Delaware River.<br>Appendix B - map |
| **Contamination and Toxic Substances**<br><br>24 CFR Part 50.3(i) & 58.5(i)(2) | Yes ☐ No ☒ | EPA Superfund and CERCLA list were reviewed; property is not located within 3,000 feet of a toxic or solid waste landfill. PACT conducted Appendix K |
| **Endangered Species**<br><br>Endangered Species Act of 1973, particularly section 7; 50 CFR Part 402 | Yes ☐ No ☒ | PNDI-755275<br>PA Fish and Boat Conservation Measure: maintain or restore the riparian corridor.<br>Appendix D |
| **Explosive and Flammable Hazards**<br><br>24 CFR Part 51 Subpart C | Yes ☐ No ☒ | No areas of concern in project area per site visit and photographs.<br>No increase in number of persons exposed.<br>Appendix K & Attachment 2 |
| **Farmlands Protection**<br><br>Farmland Protection Policy Act of 1981, particularly sections 1504(b) and 1541; 7 CFR Part 658 | Yes ☐ No ☒ | No farmlands affected by project.<br>No change in land use.<br>Appendix G - NRCS USDA Websoil Mapper |

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| STATUTES, EXECUTIVE ORDERS, AND REGULATIONS LISTED AT 24 CFR 50.4 & 58.5 | | |
|---|---|---|
| **Floodplain Management**<br><br>Executive Order 11988, particularly section 2(a); 24 CFR Part 55 | Yes ☐ No ☒ | Project is located in a regulatory floodplain zone AE.<br>First FP Notice Sent: 3/30/2022<br>Final FP Notice Sent: 4/18/2022<br>8-Step Complete |
| **Historic Preservation**<br><br>National Historic Preservation Act of 1966, particularly sections 106 and 110; 36 CFR Part 800 | Yes ☐ No ☒ | PHMC/SHPO consulted.<br>ER # [redacted].<br>No effect due to project nature.<br>Appendix C - letter |
| **Noise Abatement and Control**<br><br>Noise Control Act of 1972, as amended by the Quiet Communities Act of 1978; 24 CFR Part 51 Subpart B | Yes ☐ No ☒ | Not a noise sensitive use.<br>Site visit – Part 1, page 12<br>Appendix I - checklist |
| **Sole Source Aquifers**<br><br>Safe Drinking Water Act of 1974, as amended, particularly section 1424(e); 40 CFR Part 149 | Yes ☐ No ☒ | No sole source aquifers in project area.<br><br>Appendix F - map |
| **Wetlands Protection**<br><br>Executive Order 11990, particularly sections 2 and 5 | Yes ☐ No ☒ | No wetlands located in project area.<br><br>Appendix A - map |
| **Wild and Scenic Rivers**<br><br>Wild and Scenic Rivers Act of 1968, particularly section 7(b) and (c) | Yes ☐ No ☒ | No effect to wild and scenic rivers.<br><br>Appendix E - map |
| **Environmental Justice**<br><br>Executive Order 12898 | Yes ☐ No ☒ | Project provides service to all persons and does not disproportionately affect LMI persons.<br><br>Appendix J - map |

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**Field Inspection** (Date and completed by): December 15, 2021, Melissa Matthews

**Summary of Findings and Conclusions:**

Upon consultation with local, state, and federal agencies, it has been determined that the Danville Curb Cut Reconstruction Project activities will not have an adverse impact on the surrounding environment.

The Environmental Review has been leveled as an EA due to the possible installation and reconstruction.

## COMPLIANCE THRESHOLD

**Historic Properties (includes archeology):** The "circumstances requiring compliance" threshold is considered to be a determination by the RE, made in consultation with the SHPO/THPO (and ACHP if it has decided to participate in 36 CFR Part 800 required consultations), that the undertaking will have either No Adverse Effect or an Adverse Effect on properties/archaeological resources on or eligible for listing on the National Register of Historic Properties (NR) in the Area of Potential Effect for the proposed undertaking. Compliance is achieved by documenting implementation of procedures set forth at 36 CFR 800 et. seq. The phrase "no circumstances which require compliance" [as used in §58.34(a)(12)] shall apply only when the RE has: reached an adequately documented finding of "No Historic Properties Affected," in accordance with 36 CFR §800.4(d)(1); AND, received no objections within thirty (30) days from the SHPO's/THPO's (and the ACHP's if it has decided to participate in Part 800 required consultations) date of receipt of a formal consultation letter from the Responsible Entity transmitting that finding. For the definition of an "adequately documented finding," see 36 CFR §800.11(b) & (d. Determinations are based on a review of the NR, field observation, a check with other individuals or groups having the requisite expertise, and consultations with the SHPO required by 36 CFR Part 800.

**Floodplain Management:** The project is within or will impact on the 100-year floodplain identified by the FEMA Flood Hazard Boundary or Flood Insurance Rate Map. If no such maps have been published, the same finding is necessary by the grantee's Engineer or local Flood Control Agency. If the Project involves a critical Capital Fund (e.g. a fire station, a hospital, etc), the 500-year flood plain applies. Initiate and complete reviews required by the HUD Procedures for the Implementation of Executive Order 11988", as set forth in 24 CFR Part 55 (Project may be approved if there is no practicable alternative outside the floodplain).

**Wetlands Protection:** The project is within, or will affect a wetland. This finding is based on review of Federal National Wetlands Inventory Maps unless more current information is available. Initiate and complete the Water Resources Council 8-step procedure (Project may be approved if there is no practicable alternative outside the wetland area).

**Coastal Zone Management (CZM):** The project is within the area covered by a Federally-approved CZM Program. A consistency determination/permit from the State CZM agency or other relevant jurisdictional authority is required to document consistency.

**Sole Source Aquifers and Safe Drinking Water:** The project will occur in an area designated by EPA as a sole source aquifer. Contact US EPA Regional Office to confirm whether project meets the threshold for a formal EPA review. If it does, then a circumstance requiring compliance exists. Compliance is achieved by obtaining EPA's formal review and approval of the project.

**Farmland Protection Policy Act of 1981:** The project involves the conversion of farmland to non-agricultural use. Recipients can obtain assistance from the USDA Soil Conservation Service, in determining whether a proposed location or site meets the Act's definition of farmland. If the site meets the Act's definition, then the recipient must complete the review process as set forth in 7 CFR Part 658, "Farmland Protection Policy: Final Rule."

**Endangered Species:** The project will affect an endangered species of plants or animals, or a critical habitat. This finding is based on a review of the "Federally-Listed Endangered and Threatened Species" for the area in which the project is situated. Initiate and complete consultation with the U.S. Fish and Wildlife Service (FWS) as required under Section 7 of the Endangered Species Act.

**Wild and Scenic Rivers:** The project will have an effect on a river which is a component of the National Wild and Scenic Rivers System or is under consideration for inclusion in the System. This finding is based on information from and consultation with the Department of the Interior (DOI). Consult DOI Park Service for resolution assistance.

**Air Quality:** The project is within a non-attainment area for which EPA has approved the State Implementation Plan (SIP), and there are SIP controls for such a project. Consider compliance issues in the project decision. If issues are transportation-related, priority must be given to implementing those portions of the SIP to achieve and maintain national primary air quality standards. The Department of Environmental Protection responsible for SIP implementation should be consulted. Permits should be obtained as relevant.

**Noise Abatement and Control (24 CFR Part 51B):** The project involves noise sensitive uses [24 CFR Part 51.101(a)(3)], and the ambient noise level at the Project site is above 65 dB. This finding is based on the HUD Noise Assessment Guidelines (NAG) or other acoustical data. Require appropriate mitigation measures or justify deviation from the HUD standards.

**Hazardous Operations Explosive or Flammable in Nature (24 CFR Part 51C):** The project is in the vicinity of hazardous operation involving explosive or flammable fuels or chemicals which exceed the standards and application of HUD Guidebook, "Siting of HUD-Assisted Projects Near Hazardous Facilities". Require appropriate mitigation measures as per the above-cited regulations. NOTE: 24 CFR Part 51C does not apply to projects involving the renovation only of existing commercial, industrial, institutional, or open space–recreational facilities.

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## COMPLIANCE THRESHOLD

**Runway Clear Zones at Designated Commercial Service Airports and Clear Zones and Accident Potential Zones at Military Airfields (24 CFR Part 51D): The project is located in such zones and consists of activities as cited in 24 CFR Part 51D, Section 51.302. Comply with appropriate procedures and policies set forth in the above cited regulations.**

**Site Contamination* [24 CFR part 58.5(i)(2)]: Based upon an evaluation of previous uses of the project site/structures involved and area in proximity** to the site, a site inspection, and other current techniques by qualified professionals determined necessary by the RE, site contamination issues have been identified. Particular attention should be given to any proposed site on or in the general proximity to such areas as dumps, landfills, industrial sites or other locations that are creating problems, or are suspected of creating problems related to hazardous materials, contamination, toxic chemicals and gases, and radioactive substances. Since it is HUD policy that properties being proposed for use in HUD programs be free of contamination problems that could affect the health and safety of occupants, or conflict with the intended utilization of a project property, the RE must either require appropriate mitigation measures to assure a safe site, or require evidence from the project sponsor that appropriate mitigation measures have been implemented by qualified professionals, consistent with relevant Federal, State, and local laws and regulations, ensuring that the occupants of proposed sites will not be adversely affected by the type of hazards listed above.**

**Environmental Justice (Executive Order 12898): The project has been determined to have adverse health or environmental effects, which disproportionately impact a minority or low-income population relative to the community at large. The potential for new or continued adverse effects must then be evaluated. If susceptible populations are impacted: mitigation or avoidance must be considered to the extent practicable; and public participation processes must involve the affected population in the decision-making process. Steps taken to identify, and as appropriate, to avoid or mitigate such impacts, and to involve the affected population, should be documented in the ERR.*****

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*** Excerpted from point III, page 56120, in the Supplementary Information section of amendment to 24 CFR Part 58, as published in the Federal Register, 9/29/03 (Volume 68, Number 188): "The policy set forth in Sec. 58.5(i)(2) requires due diligence in accordance with the language in that section, but is not intended to suggest any liability for damages caused by unknown or undiscovered hazards where an appropriate review has been performed. In addition, the policy that sites be free from hazardous materials, etc., does not require a complete absence of such materials, but only that the property be free of hazards where the hazard could affect the health and safety of occupants or conflict with the intended use of the property. The policy also does not prescribe any specific form of remediation, which may vary depending upon the nature of the hazard."**

**** HUD has left the definition of the term "proximity" as used in Sec. 58.5(i)(2), up to the Responsible Entity. As concerns certain Programs under which HUD is to perform environmental reviews (i.e. the HOPWA, SHOP, and Youthbuild Programs), proximity is discussed as the area within 3,000 feet of the project site.**

***** The Executive Order calls on Federal agencies, and in the case of HUD, units of general purpose government acting under an assumption of HUD's environmental review responsibility, to identify and address, to the extent practicable, disproportionately high adverse human health or environmental effects of their programs, policies and activities on minority and low income populations.**

**Docname: stat.checklist.3.25.04** **Revised 3/04**

## Other Requirements (Section 58.6) Checklist

**PROJECT NAME:** Danville Curb Cut Reconstruction

**GRANT NUMBER:** C000073163; ESA 202110266406

**In addition to the duties under the laws and authorities specified in 58.5 for assumption by Responsible Entities (RE) under the laws cited in 58.1(b), RE must comply with the following requirements. Applicability of the following requirements does not trigger the certification and release of funds procedure under this Part or preclude exemption of an activity under 58.34 (a) (12) and/or the applicability of 58.35(b). However, the RE remains responsible for addressing the following requirements in its ERR and meeting these requirements, where applicable, regardless of whether the activity is exempt under 58.34 or Categorically Excluded under 58.35 (a) or (b).**

**(a) Federal Flood Insurance Purchase Requirements (do not apply to funds from Federal formula grants made to a State).**

**(1) Does the project involve acquisition or construction (including rehabilitation) in a community identified by the Federal Emergency Management Agency (FEMA) as having special flood hazard areas (100 year and 500-year floodplains)? Yes ☒ No ☐ If "Yes," go to (a)(2). If "No," go to Question (b).**

**(2) Is the project located in 100-year flood plain (500-year floodplain for "critical" Capital Funds*)? Yes ☒ No ☐ If "Yes," go to (a) (3). If "No," go to Question (b).**

**(3) Is the community in which the project is located (X ) participating in the National Flood Insurance Program or, ( ) has less than a year passed since FEMA notified the community concerning such hazards. (Please check one of the above depending on the situation) Yes ☒ No ☐. If "Yes," attach a statement concerning how you will assure that flood insurance will be maintained in accordance with the "Flood Insurance Protection" guidance sheet attached to this Checklist and go to Question (b). The implementation of this project consistent with your statement must be made a condition on the environmental findings and recommendations for the project. If "No," project cannot be funded.**

***As defined in the U.S. Water Resources Council's Floodplain Management Guidelines for Implementing Executive Order 11988.**

**(b) Coastal Barriers Resources**

**Is the project to be undertaken located in the coastal Barrier Resources System, as amended by the Coastal Barrier Improvement Act of 1990 (16 U.S.C. 3501)?**
**Yes ☐ No ☒ If "Yes," Federal financial assistance may not be provided. If "No," then go to Question (c).**

**(c) Projects located in Close Proximity to Airports Contained on the HUD list of 24 CFR Part 51D Covered Airports.**

**Does the project involve assistance, subsidy, or insurance for the purchase or sale of an existing property in a Runway Clear Zone or Clear Zone as defined in 24 CFR Part 51D? Yes ☐ No ☒ If "Yes," the buyer must be advised that the property is in a runway Clear Zone or Clear Zone, what the implications of such a location are, and then 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. The implementation of this requirement must be made a condition in the environmental review findings and recommendations for this project.**

Prepared by: Teri Provost Title: NEPA ER Preparer, SEDA-COG Date: 3/28/2022

Signature: _____

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# 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)

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 Section102 (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.

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# 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 that 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

N/A

Type or print name of prospective buyer

(This notice must be maintained as part of the file on this Capital Fund)

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

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

| Law, Authority, or Factor | Mitigation Measure |
|---|---|
| | 8-Step |
| | |
| | |
| | |

**Determination:**

☐ This categorically excluded activity/project converts to **EXEMPT** per Section 58.34(a)(12), because it does not require any mitigation for compliance with any listed statutes or authorities, nor requires any formal permit or license; **Funds may be committed and drawn down after certification of this part** for this (now) EXEMPT project; OR

☐ This categorically excluded activity/project cannot convert to Exempt status because one or more statutes or authorities listed at Section 58.5 requires formal consultation or mitigation. Complete consultation/mitigation protocol requirements, **publish NOI/RROF and obtain "Authority to Use Grant Funds"** (HUD 7015.16) per Section 58.70 and 58.71 before committing or drawing down any funds; OR

☒ This project is not categorically excluded OR, if originally categorically excluded, is now subject to a full Environmental Assessment according to Part 58 Subpart E due to extraordinary circumstances (Section 58.35(c)).

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Preparer Signature: _____ Date: April 28, 2022

Name/Title/Organization: Teri Provost, NEPA ER Preparer, SEDA-Council of Governments

201 Furnace Road, Lewisburg, PA 17837

Certifying Officer Signature: _____ Date: April 28, 2022

Name/Title: Greg Molter, Planning Director

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

# ATTACHMENT 1

# TOPOGRAPHIC AND PROJECT LOCATION MAPS

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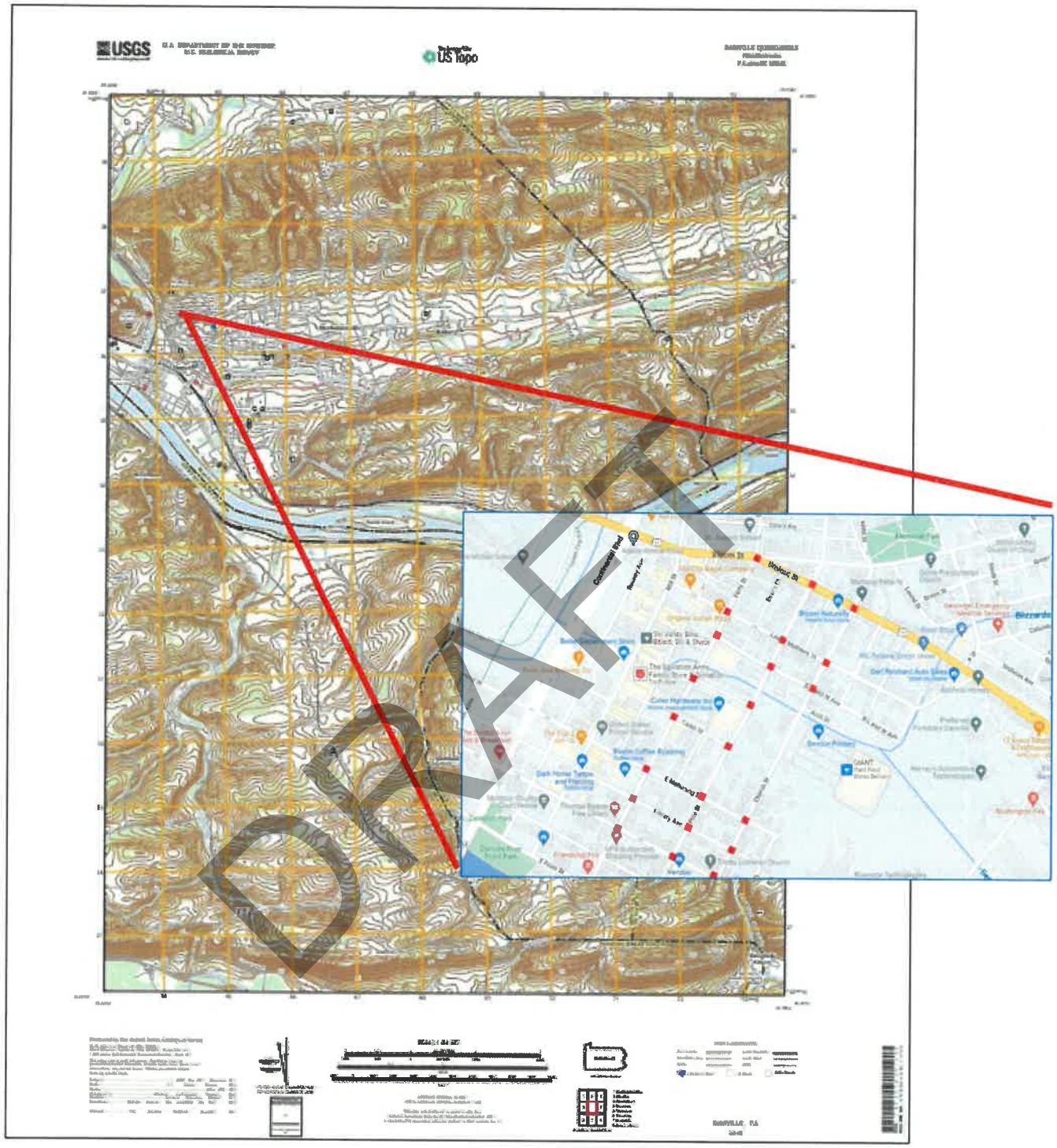


**DANVILLE QUADRANGLE**

Danville Curb Cut Reconstruction

Ferry, Church, and Pine Street – Danville, Montour County

Danville Curb Cut Reconstruction

Ferry, Church, and Pine Street – Danville, Montour County

# ATTACHMENT 2

# PHOTOGRAPHS

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# APPENDIX A

# FLOODPLAIN MANAGEMENT
# WETLANDS PROTECTION
# FLOOD INSURANCE

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## Floodplain Management (CEST and EA)

| General Requirements | Legislation | Regulation |
|---|---|---|
| Executive Order 11988, Floodplain Management, requires Federal activities to avoid impacts to floodplains and to avoid direct and indirect support of floodplain development to the extent practicable. | Executive Order 11988 | 24 CFR 55 |
| **Reference** | | |
| https://www.hudexchange.info/environmental-review/floodplain-management | | |

1. **Does 24 CFR 55.12(c) exempt this project from compliance with HUD's floodplain management regulations in Part 55?**

   ☐ Yes

   **Provide the applicable citation at 24 CFR 55.12(c) here. If project is exempt under 55.12(c)(7) or (8), provide supporting documentation.**

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

   ☒ No → *Continue to Question 2.*

2. **Provide a FEMA/FIRM or ABFE map showing the site.**
   The Federal Emergency Management Agency (FEMA) designates floodplains. The FEMA Map Service Center provides this information in the form of FEMA Flood Insurance Rate Maps (FIRMs) or Advisory Base Flood Elevations (ABFEs). For projects in areas not mapped by FEMA, use the best available information to determine floodplain information. Include documentation, including a discussion of why this is the best available information for the site.

   **Does your project occur in a floodplain?**

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

   ☒ Yes

   **Select the applicable floodplain using the FEMA map or the best available information:**

   ☐ Floodway → *Continue to Question 3, Floodways*

   ☐ Coastal High Hazard Area (V Zone) → *Continue to Question 4, Coastal High Hazard Areas*

   ☐ 500-year floodplain (B Zone or shaded X Zone) → *Continue to Question 5, 500-year Floodplains*

   ☒ 100-year floodplain (A Zone) →*The 8-Step Process is required. Continue to Question 6, 8-Step Process*

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3. **Floodways**

**Is this a functionally dependent use?**

☐ Yes

The 8-Step Process is required. Work with your HUD FEO to determine a way to satisfactorily continue with this project. Provide a completed 8-Step Process, including the early public notice and the final notice.

→*Continue to Question 6, 8-Step Process*

☐ No

Federal assistance may not be used at this location *unless a 55.12(c) exception applies*. You must either choose an alternate site or cancel the project at this location.

4. **Coastal High Hazard Area**

**Is this a critical action?**

☐ Yes

Critical actions are prohibited in coastal high hazard areas. Federal assistance may not be used at this location. Unless the action is excepted at 24 CFR 55.12(c), you must either choose an alternate site or cancel the project.

☐ No

**Does this action include construction that is not a functionally dependent use, existing construction (including improvements), or reconstruction following destruction caused by a disaster?**

☐ Yes, there is new construction.

New construction is prohibited in V Zones ((24 CFR 55.1(c)(3)).

☐ No, this action concerns only a functionally dependent use, existing construction (including improvements), or reconstruction following destruction caused by a disaster.

This construction must have met FEMA elevation and construction standards for a coastal high hazard area or other standards applicable at the time of construction.

→ *Continue to Question 6, 8-Step Process*

5. **500-year Floodplain**

**Is this a critical action?**

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

☐Yes → *Continue to Question 6, 8-Step Process*

6. **8-Step Process**.

**Does the 8-Step Process apply? Select one of the following options:**

☒ 8-Step Process applies.

Provide a completed 8-Step Process, including the early public notice and the final notice.

→ *Continue to Question 7, Mitigation*

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☐ 5-Step Process is applicable per 55.12(a)(1-3).
Provide documentation of 5-Step Process.
Select the applicable citation:

- ☐ *55.12(a)(1)* HUD actions involving the disposition of HUD-acquired multifamily housing projects or "bulk sales" of HUD-acquired one- to four-family properties in communities that are in the Regular Program of the National Flood Insurance Program (NFIP) and in good standing (i.e., not suspended from program eligibility or placed on probation under 44 CFR 59.24).
- ☐ *55.12(a)(2)* HUD's actions under the National Housing Act (12 U.S.C. 1701) for the purchase or refinancing of existing multifamily housing projects, hospitals, nursing homes, assisted living facilities, board and care facilities, and intermediate care facilities, in communities that are in good standing under the NFIP.
- ☐ *55.12(a)(3)* HUD's or the recipient's actions under any HUD program involving the repair, rehabilitation, modernization, weatherization, or improvement of existing multifamily housing projects, hospitals, nursing homes, assisted living facilities, board and care facilities, intermediate care facilities, and one- to four-family properties, in communities that are in the Regular Program of the National Flood Insurance Program (NFIP) and are in good standing, provided that the number of units is not increased more than 20 percent, the action does not involve a conversion from nonresidential to residential land use, the action does not meet the thresholds for "substantial improvement" under § 55.2(b)(10), and the footprint of the structure and paved areas is not significantly increased.
- ☐ *55.12(a)(4)* HUD's (or the recipient's) actions under any HUD program involving the repair, rehabilitation, modernization, weatherization, or improvement of existing nonresidential buildings and structures, in communities that are in the Regular Program of the NFIP and are in good standing, provided that the action does not meet the thresholds for "substantial improvement" under § 55.2(b)(10) and that the footprint of the structure and paved areas is not significantly increased.

→ *Continue to Question 7, Mitigation*

☐ 8-Step Process is inapplicable per 55.12(b)(1-4).
Select the applicable citation:

- ☐ *55.12(b)(1)* HUD's mortgage insurance actions and other financial assistance for the purchasing, mortgaging or refinancing of existing one- to four-family properties in communities that are in the Regular Program of the National Flood Insurance Program (NFIP) and in good standing (i.e., not suspended from program eligibility or placed on probation under 44 CFR 59.24), where the action is not a critical action and the property is not located in a floodway or coastal high hazard area.
- ☐ *55.12(b)(2)* Financial assistance for minor repairs or improvements on one- to four-family properties that do not meet the thresholds for "substantial improvement" under § 55.2(b)(10)
- ☐ *55.12(b)(3)* HUD actions involving the disposition of individual HUD-acquired, one- to four-family properties.
- ☐ *55.12(b)(4)* HUD guarantees under the Loan Guarantee Recovery Fund Program (24 CFR part 573) of loans that refinance existing loans and mortgages, where any new construction or rehabilitation financed by the existing loan or mortgage has been completed prior to the filing of an application under the program, and the refinancing will not allow further construction or rehabilitation, nor result in any physical impacts or changes except for routine maintenance.

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☐ *55.12(b)(5)* The approval of financial assistance to lease an existing structure located within the floodplain, but only if—

(i) The structure is located outside the floodway or Coastal High Hazard Area, and is in a community that is in the Regular Program of the NFIP and in good standing (i.e., not suspended from program eligibility or placed on probation under 44 CFR 59.24);

(ii) The project is not a critical action; and

(iii) The entire structure is or will be fully insured or insured to the maximum under the NFIP for at least the term of the lease.

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

7. **Mitigation**

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

- All areas of earth disturbance will be returned to their original condition.
- Sedimentation controls will be implemented during project activities.
- The activity will conform to all applicable laws, regulations, and permits.
- Upon completion, the site will be returned to its natural contours

**Which of the following mitigation/minimization measures have been identified for this project in the 8-Step or 5-Step Process? Select all that apply.**

☐ Permeable surfaces
☒ Natural landscape enhancements that maintain or restore natural hydrology
☒ Planting or restoring native plant species
☐ Bioswales
☐ Evapotranspiration
☐ Stormwater capture and reuse
☐ Green or vegetative roofs with drainage provisions
☐ Natural Resources Conservation Service conservation easements or similar easements
☐ Floodproofing of structures
☐ Elevating structures including freeboarding above the required base flood elevations
☒ Other

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

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**Worksheet Summary**

**Compliance Determination**

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

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

FEMA Map No. 42093C0155C effective 5/16/2008
First FP Notice published: March 30, 2022
Final FP Notice published: April 18, 2022
8-Step Complete

Consultation 3/28/2022 with:

- U.S. Army Corps of Engineers
- PEMA
- FEMA
- Montour County Historical Society
- State Historic Preservation Office
- Montour County Conservation
- Environmental Protection Agency
- PennDOT
- Danville Borough
- Montour County Planning
- Pennsylvania Department of Community and Economic Development

No additional requirements identified from consultations.

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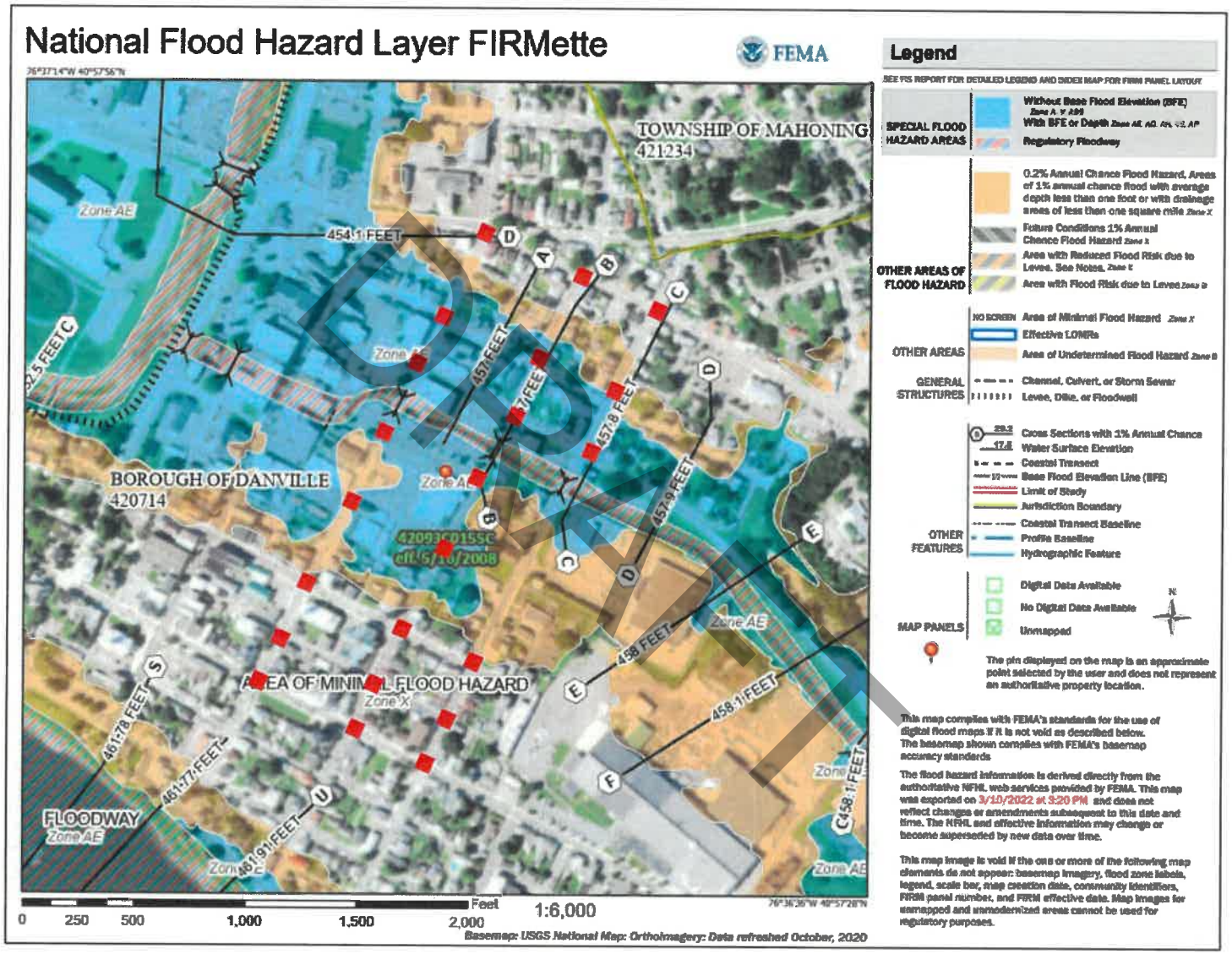
**Are formal compliance steps or mitigation required?**

☒ Yes – 8 Step

☐ No

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Danville Curb Cut Reconstruction

Ferry, Church, and Pine Street – Danville, Montour County

RUNDATE: March 30, 2022
CONTACT: Teri Provost, (570) 524-4491

**Early Notice and Public Review of a Proposed Activity in a 100-Year Floodplain**

March 30, 2022

To: All interested Agencies, Groups and Individuals

This is to give notice that Montour County 'obo' Danville Borough has determined that the following proposed action to be undertaken using Community Development Block Grant funds, Contract No. C000073163 and ESA202110266406, is located in the 100-year floodplain (Zone AE) of **Sechler Run**. Montour County will be identifying and evaluating practicable alternatives to locating the action in the floodplain and the potential impacts on the floodplain from the proposed action, as required by Federal Executive Order 11988, in accordance with HUD regulations at 24 CFR 55.20 Subpart C Procedures for Making Determinations on Floodplain Management and Protection of Wetlands. The proposed project is located in Danville Borough, Montour County.

Danville Curb Cut Reconstruction: Montour County 'on behalf of' Danville Borough has allocated Community Development Block Grant (CDBG) funding, Contract No. C000073163, in the amount of $76,954.62 and ESA No. 202110266406, (pending 2021 contract) in the amount of $83,769.00 to the Danville Curb Cut Reconstruction activity. The project scope includes the installation and/or reconstruction of approximately 24-30 curb ramps and truncated domes along Ferry, Church, and Pine Streets in Danville Borough that are located between Market Street and Walnut Street.

The project site is approximately 3.12 acres and encompasses approximately 3.12 acres of the floodplain/wetland. All areas of earth disturbance will be returned to their original condition; best management practices will be implemented during project activities, and native plant species will be planted or restored. There will be no change in the footprint as a result of the project, and it is anticipated that there will be no adverse effects to the floodplain.

There are three primary purposes for this notice. First, people who may be affected by activities in the floodplain and those who have an interest in the protection of the natural environment should be given an opportunity to express their concerns and provide information about these areas. Commenters are encouraged to offer alternative sites outside of the floodplain, alternative methods to serve the same project purpose, and methods to minimize and mitigate impacts. Second, an adequate public notice program can be an important public educational tool. The dissemination of information and request for public comment about the floodplain can facilitate and enhance Federal efforts to reduce the risks and impacts associated with the occupancy and modification of these special areas. Third, as a matter of fairness, when Montour County determines it will participate in actions taking place in the floodplain, it must inform those who may be put at greater or continued risk.

Written comments must be received by Greg Molter, Planning Director, 435 East Front Street, Danville, PA, 17821, 570-271-3000, and/or Teri Provost, SEDA-Council of Governments, 201 Furnace Road, Lewisburg, PA 17837, (570) 524-4491, by April 14, 2022. Issues raised during the course of the review will be integrated into the decision-making process. A full description of the project may also be reviewed at https://seda-cog.org/departments/community-development/environmental-reviews/. Comments may also be submitted via email at tprovost@seda-cog.org. A notice describing the Montour County's findings and a public explanation of its decision will be published in this paper on or after April 20, 2022. After publication of that notice, a 7-day period will be permitted for public comment on the decision.

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# Federal Emergency Management Agency
# Community Status Book Report
## PENNSYLVANIA
## Communities Participating in the National Flood Program

| CID | Community Name | County | Init FHBM Identified | Init FIRM Identified | Curr Eff Map Date | Reg-Emer Date | Tribal |
|---|---|---|---|---|---|---|---|
| 421825# | DALLAS, BOROUGH OF | LUZERNE COUNTY | 02/25/77 | 01/02/81 | 11/02/12 | 01/02/81 | No |
| 420602# | DALLAS, TOWNSHIP OF | LUZERNE COUNTY | 11/15/74 | 04/01/88 | 11/02/12 | 04/01/88 | No |
| 422739B | DALLASTOWN, BOROUGH OF | YORK COUNTY | | 09/25/09 | (NSFHA) | 07/14/09 | No |
| 420998A | DALTON, BOROUGH OF | LACKAWANNA COUNTY | 06/28/74 | 11/01/78 | 08/05/20 | 11/01/78 | No |
| 422163# | DAMASCUS, TOWNSHIP OF | WAYNE COUNTY | 12/06/74 | 09/30/88 | 05/16/13 | 09/30/88 | No |
| 420714# | DANVILLE, BOROUGH OF | MONTOUR COUNTY | 03/01/74 | 05/02/77 | 05/16/08 | 05/02/77 | No |
| 420411# | DARBY, BOROUGH OF | DELAWARE COUNTY | 11/23/73 | 07/18/77 | 11/18/09 | 07/18/77 | No |
| 421603D | DARBY, TOWNSHIP OF | DELAWARE COUNTY | 08/30/74 | 04/03/84 | 09/02/15 | 04/03/84 | No |
| 421319A | DARLINGTON, BOROUGH | BEAVER COUNTY | | 08/17/15 | 08/17/15 | 12/20/13 | No |
| 422312A | DARLINGTON, TOWNSHIP OF | BEAVER COUNTY | 12/13/74 | 09/01/86 | 08/17/15 | 09/01/86 | No |
| 422313A | DAUGHERTY, TOWNSHIP OF | BEAVER COUNTY | 12/27/74 | 06/01/82 | 08/17/15 | 06/01/82 | No |
| 420375# | DAUPHIN, BOROUGH OF | DAUPHIN COUNTY | 11/09/73 | 04/15/77 | 08/02/12 | 04/15/77 | No |
| 422060# | DAVIDSON, TOWNSHIP OF | SULLIVAN COUNTY | 12/06/74 | 02/06/91 | 03/03/14 | 02/06/91 | No |
| 420460A | DAWSON, BOROUGH OF | FAYETTE COUNTY | 12/21/73 | 03/04/88 | 07/18/17 | 03/04/88 | No |
| 421211A | DAYTON, BOROUGH OF | ARMSTRONG COUNTY | 09/20/74 | 05/01/85 | 02/17/16 | 05/01/85 | No |
| 421440# | DEAN, TOWNSHIP OF | CAMBRIA COUNTY | 11/08/74 | 06/19/89 | 06/19/12 | 06/19/89 | No |
| 421880# | DECATUR, TONWSHIP OF | MIFFLIN COUNTY | 11/15/74 | 06/01/87 | 08/16/06(L) | 06/01/87 | No |
| 421189# | DECATUR, TOWNSHIP OF | CLEARFIELD COUNTY | 09/20/74 | 11/16/90 | 11/02/11 | 11/16/90 | No |
| 422132A | DEEMSTON, BOROUGH OF | WASHINGTON COUNTY | 11/01/74 | 05/01/85 | 09/30/15(M) | 05/01/85 | No |
| 422640# | DEER LAKE, BOROUGH OF | SCHUYLKILL COUNTY | 03/04/77 | 02/02/89 | 11/19/14 | 02/02/89 | No |
| 421176A | DEERFIELD, TOWNSHIP OF | TIOGA COUNTY | 08/30/74 | 06/01/87 | 07/16/15 | 06/01/87 | No |
| 422118A | DEERFIELD, TOWSNHIP OF | WARREN COUNTY | 11/15/74 | 04/01/87 | 03/21/17 | 04/01/87 | No |
| 422001A | DELANO, TOWNSHIP OF | SCHUYLKILL COUNTY | 02/07/75 | 09/01/86 | 11/19/14 | 09/01/86 | No |
| 420690# | DELAWARE WATER GAP, BOROUGH OF | MONROE COUNTY | 06/21/74 | 08/16/88 | 05/02/13 | 08/16/88 | No |
| 421010# | DELAWARE, TOWNSHIP OF | NORTHUMBERLAND COUNTY | 08/05/77 | 11/19/80 | 07/16/08 | 11/19/80 | No |
| 421739# | DELAWARE, TOWNSHIP OF | JUNIATA COUNTY | 02/07/75 | 09/30/81 | 10/02/12 | 09/30/81 | No |
| 422283# | DELAWARE, TOWNSHIP OF | MERCER COUNTY | 07/11/75 | 07/30/82 | 06/09/14(M) | 07/30/82 | No |
| 421963# | DELAWARE, TOWNSHIP OF | PIKE COUNTY | 11/29/74 | 12/04/85 | 10/06/00 | 12/04/85 | No |
| 421177A | DELMAR, TOWNSHIP OF | TIOGA COUNTY | 04/04/75 | 08/15/90 | 07/16/15 | 08/15/90 | No |
| 422177# | DELMONT, BOROUGH OF | WESTMORELAND COUNTY | 11/22/74 | 08/05/97 | 03/17/11 | 09/29/78 | No |
| 422211B | DELTA, BOROUGH OF | YORK COUNTY | 11/22/74 | 09/01/83 | 12/16/15 | 09/01/83 | No |
| 422271# | DENNISON, TOWNSHIP OF | LUZERNE COUNTY | 11/29/74 | 04/15/81 | 11/02/12 | 04/15/81 | No |
| 420546B | DENVER, BOROUGH OF | LANCASTER COUNTY | 07/26/74 | 04/15/81 | 04/05/16 | 04/15/81 | No |
| 420874# | DERRY, BOROUGH OF | WESTMORELAND COUNTY | 06/28/74 | 06/01/78 | 03/17/11 | 06/01/78 | No |
| 421168# | DERRY, TOWNSHIP OF | MIFFLIN COUNTY | 12/20/74 | 09/01/78 | 08/16/06(L) | 09/01/78 | No |
| 421135# | DERRY, TOWNSHIP OF | MONTOUR COUNTY | 01/24/75 | 08/01/78 | 05/16/08 | 08/01/78 | No |
| 420376# | DERRY, TOWNSHIP OF | DAUPHIN COUNTY | 05/11/73 | 09/30/77 | 08/02/12 | 09/30/77 | No |
| 421205# | DERRY, TOWNSHIP OF | WESTMORELAND COUNTY | 09/20/74 | 06/01/78 | 03/17/11 | 06/01/78 | No |
| 421580# | DICKINSON, TOWNSHIP OF | CUMBERLAND COUNTY | 01/03/75 | 04/20/79 | 03/16/09 | 04/20/79 | No |
| 420528A | DICKSON CITY, BOROUGH OF | LACKAWANNA COUNTY | 02/08/74 | 01/16/80 | 08/05/20 | 01/16/80 | No |
| 420919B | DILLSBURG, BOROUGH OF | YORK COUNTY | 03/19/76 | 09/28/79 | 12/16/15 | 09/28/79 | No |
| 422078A | DIMOCK, TOWNSHIP OF | SUSQUEHANNA COUNTY | 01/17/75 | 04/01/86 | 04/02/13(M) | 04/01/86 | No |
| 421964# | DINGMAN, TOWNSHIP OF | PIKE COUNTY | 02/14/75 | 12/04/85 | 10/06/00 | 12/04/85 | No |
| 421378# | DISTRICT, TOWNSHIP OF | BERKS COUNTY | 11/15/74 | 08/19/85 | 07/03/12 | 08/19/85 | No |
| 422146# | DONEGAL, TOWNSHIP OF | WASHINGTON COUNTY | 12/06/74 | 10/15/82 | 09/30/15(M) | 10/15/82 | No |
| 422187# | DONEGAL, TOWNSHIP OF | WESTMORELAND COUNTY | 06/21/74 | 10/16/90 | 03/17/11 | 10/16/90 | No |
| 422347A | DONEGAL, TOWNSHIP OF | BUTLER COUNTY | 01/17/75 | 02/15/85 | 08/02/18(M) | 02/15/85 | No |
| 420851A | DONORA, BOROUGH OF | WASHINGTON COUNTY | 01/18/74 | 09/30/95 | 09/30/15 | 06/10/80 | No |
| 422630# | DORMONT, BOROUGH OF | ALLEGHENY COUNTY | | 10/04/95 | (NSFHA) | 03/30/79 | No |
| 421826# | DORRANCE, TOWNSHIP OF | LUZERNE COUNTY | 01/24/75 | 08/15/80 | 11/02/12 | 08/15/80 | No |
| 421911B | DOUGLASS, TOWNSHIP OF | MONTGOMERY COUNTY | 11/01/74 | 05/15/84 | 03/02/16 | 05/15/84 | No |

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## Flood Insurance (CEST and EA)

| General requirements | Legislation | Regulation |
|---|---|---|
| Certain types of federal financial assistance may not be used in floodplains unless the community participates in National Flood Insurance Program and flood insurance is both obtained and maintained. | Flood Disaster Protection Act of 1973 as amended (42 USC 4001-4128) | 24 CFR 50.4(b)(1) and 24 CFR 58.6(a) and (b); 24 CFR 55.1(b). |
| **Reference** | | |
| https://www.hudexchange.info/environmental-review/flood-insurance | | |

1. **Does this project involve financial assistance for construction, rehabilitation, or acquisition of a mobile home, building, or insurable personal property?**

   ☐ No. This project does not require flood insurance or is excepted from flood insurance.
   → *Continue to the Worksheet Summary.*

   ☒ Yes → *Continue to Question 2.*

2. **Provide a FEMA/FIRM map showing the site.**
   The Federal Emergency Management Agency (FEMA) designates floodplains. The FEMA Map Service Center provides this information in the form of FEMA Flood Insurance Rate Maps (FIRMs). For projects in areas not mapped by FEMA, use the best available information to determine floodplain information. Include documentation, including a discussion of why this is the best available information for the site. Provide FEMA/FIRM floodplain zone designation, panel number, and date within your documentation.

   **Is the structure, part of the structure, or insurable property located in a FEMA-designated Special Flood Hazard Area?**

   ☐ No → *Continue to the Worksheet Summary.*

   ☒ Yes → *Continue to Question 3.*

3. **Is the community participating in the National Flood Insurance Program or has less than one year passed since FEMA Notification of Special Flood Hazards?**

   ☒ Yes, the community is participating in the National Flood Insurance Program. For loans, loan insurance or loan guarantees, flood insurance coverage must be continued for the term of the loan. For grants and other non-loan forms of financial assistance, flood insurance coverage must be continued for the life of the building irrespective of the transfer of ownership. The amount of coverage must equal the total project cost or the maximum coverage limit of the National Flood Insurance Program, whichever is less

   Provide a copy of the flood insurance policy declaration or a paid receipt for the current annual flood insurance premium and a copy of the application for flood insurance.
   → *Continue to the Worksheet Summary.*

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☐ Yes, less than one year has passed since FEMA Notification of Special Flood Hazards.
If less than one year has passed since Notification of Special Flood Hazards, no flood Insurance is required.
→ *Continue to the Worksheet Summary.*

☐ No. The community is not participating, or its participation has been suspended.
Federal assistance may not be used at this location. Cancel the project at this location.

**Worksheet Summary**

**Compliance Determination**

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

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

FEMA Map No. 42093C0155C 5/16/2008

Consultation 3/28/2022 with:

- U.S. Army Corps of Engineers
- PEMA
- FEMA
- Montour County Historical Society
- State Historic Preservation Office
- Montour County Conservation
- Environmental Protection Agency
- PennDOT
- Danville Borough
- Montour County Planning
- Pennsylvania Department of Community and Economic Development

No additional requirements identified from consultations.
Not NFIP insurable structure.

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

☐ Yes
☒ No

***Danville Curb Cut Reconstruction***
***Danville Borough, Montour County***

## Wetlands (CEST and EA)

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

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

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

   ☐ Yes → *Continue to Question 2.*

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

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

   ☐ Yes, there is a wetland that be impacted in terms of E.O. 11990's definition of new construction.
   → *You must determine that there are no practicable alternatives to wetlands development by completing the 8-Step Process.*
   *Provide a completed 8-Step Process as well as all documents used to make your determination, including a map. Be sure to include the early public notice and the final notice with your documentation.*
   *Continue to Question 3.*

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

| |
|---|
| |

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

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

**Worksheet Summary**

**Compliance Determination**

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

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

Wetlands map from https://www.fws.gov/wetlands/Data/Mapper.html

FEMA Map No. 42093C0155C 5/16/2008

Consultation 3/28/2022 with:

- U.S. Army Corps of Engineers
- PEMA
- FEMA
- Montour County Historical Society
- State Historic Preservation Office
- Montour County Conservation
- Environmental Protection Agency
- PennDOT
- Danville Borough
- Montour County Planning
- Pennsylvania Department of Community and Economic Development

No additional requirements identified from consultations.

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

- ☐ Yes
- ☒ No

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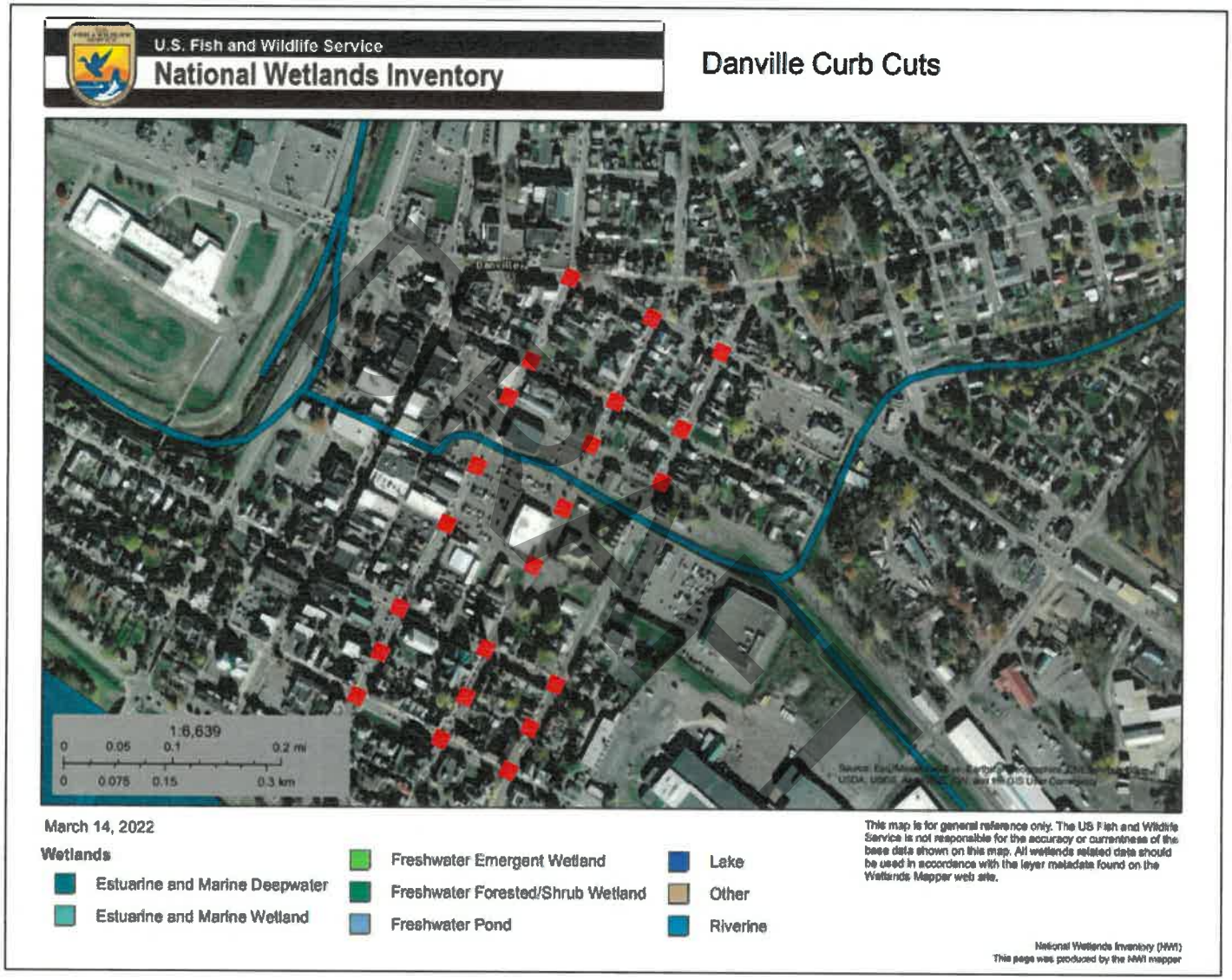


Danville Curb Cut Reconstruction

Ferry, Church, and Pine Street – Danville, Montour County

# APPENDIX B

# COASTAL BARRIER RESOURCES
# COASTAL ZONE MANAGEMENT

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***Danville Curb Cut Reconstruction***
***Danville Borough, Montour County***

**Coastal Barrier Resources (CEST and EA)**

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

Projects located in the following states must complete this form.

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

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

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

☐ Yes → *Continue to Question 2.*

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

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

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

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

☐ Project was not given approval

Project cannot proceed at this location.

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***Danville Curb Cut Reconstruction***
***Danville Borough, Montour County***

**Worksheet Summary**

**Compliance Determination**

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

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

No Coastal Barrier Resources located in Pennsylvania.
Pennsylvania is not required to complete this form.

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

☐ Yes
☒ No

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# Coastal Barrier Resources Act

Ecological Service

Search CBRA Website



## Official CBRS Maps

The John H. Chafee Coastal Barrier Resources System (CBRS) is a collection of specific units of land and associated aquatic habitats that serve as barriers protecting the Atlantic, Gulf, and Great Lakes coasts. The CBRS currently includes 585 System units, which comprise nearly 1.3 million acres of land and associated aquatic habitat. There are also 271 "otherwise protected areas," a category of coastal barriers already held for conservation purposes that include an additional 1.8 million acres of land and associated aquatic habitat.

### Step 1: Use the Google Earth KML file or the State Locator Maps (PDF format) below to find a unit name(s).

**State Locator Maps**

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

### Step 2: Download Official CBRS Maps (PDF format)

To download a map, click on a file name to save it, then open the file with a PDF viewer or editor.

Click here to access Official CBRS Maps

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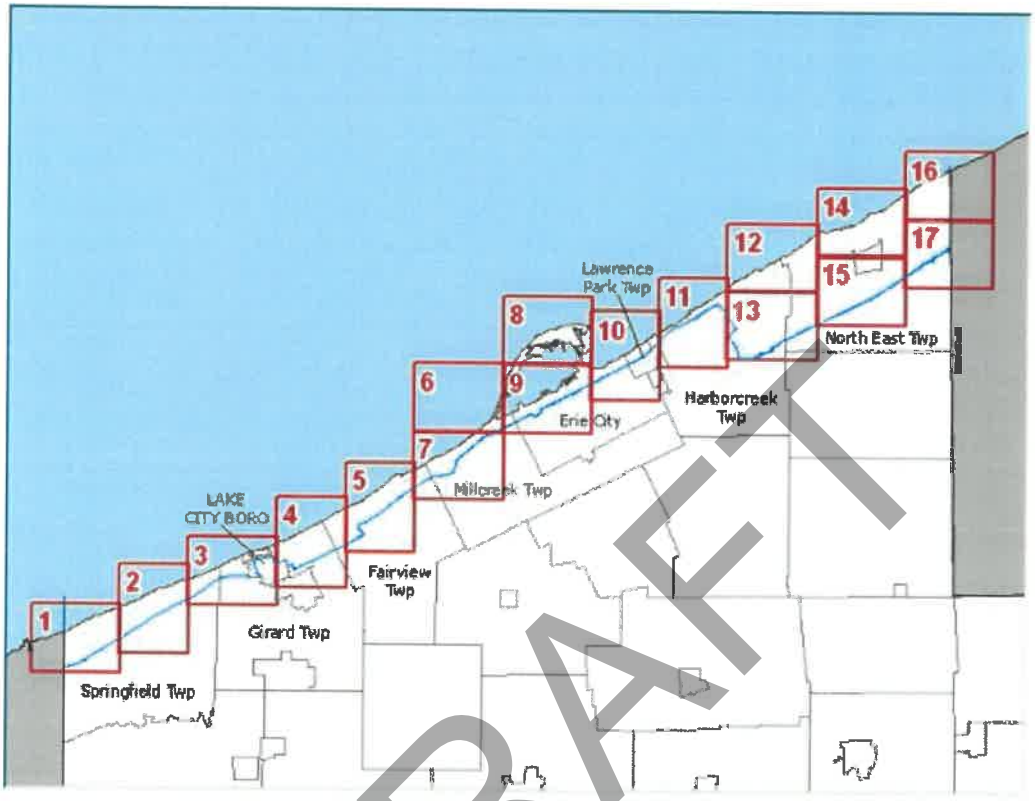
Last updated: 04/04/2014 11:38:40

pennsylvania
DEPARTMENT OF ENVIRONMENTAL PROTECTION

# Coastal Resources MANAGEMENT PROGRAM

## Lake Erie Coastal Zone Topographic Boundary Maps (306 area)

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Access Lake Erie Coastal Zone Topographic Map Series (pdf) (15MB)

Numbers on the map and below correspond to PDF page numbers.

**Page 1**
Springfield Township

**Page 2**
Springfield Township

**Page 3**
Springfield Township
Girard Township
Lake City Borough

**Page 4**
Girard Township
Fairview Township

**Page 5**
Fairview Township

**Page 6**
Millcreek Township
Presque Isle

**Page 7**
Fairview Township
Millcreek Township

**Page 8**
Presque Isle

**Page 9**
Millcreek Township
Erie City
Presque Isle

**Page 10**
Erie City
Lawrence Park Township
Harborcreek Township

**Page 11**
Harborcreek Township

**Page 12**
Harborcreek Township
North East Township

**Page 13**
Harborcreek Township
North East Township

**Page 14**
North East Township

**Page 15**
North East Township

**Page 16**
North East Township

**Page 17**
North East Township

Nether Providence Township
Ridley Township
Upland Borough

**Page 4**
Eddystone Borough
Norwood Borough
Prospect Park Borough
Ridley Township
Ridley Park Borough
Tinicum Township

**Page 5**
Darby Township
Folcroft Borough
Philadelphia City
Sharon Hill Borough
Tinicum Township

**Page 6**
Philadelphia City
Tinicum Township

**Page 7**
Philadelphia City

**Page 11**
Philadelphia City

**Page 12**
Philadelphia City

**Page 13**
Bensalem Township
Philadelphia City

**Page 14**
Bensalem Township
Bristol Township

Hulmeville Borough
Langhorne Manor Borough
Middletown Township
Penndel Borough

**Page 18**
Bristol Borough
Bristol Township
Middletown Township

**Page 19**
Bristol Township
Falls Township
Tullytown Borough

**Page 20**
Falls Township

**Page 24**
Falls Township
Morrisville Borough

**Page 25**
Falls Township
Morrisville Borough

**Page 26**
Morrisville Borough

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## Coastal Zone Management Act (CEST and EA)

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

Projects located in the following states must complete this form.

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

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

   ☐ Yes → *Continue to Question 2.*

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

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

   ☐ Yes → *Continue to Question 3.*

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

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

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

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

☐ No, project must be canceled.

Project cannot proceed at this location.

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

| |
|---|
| |

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

**Worksheet Summary**

**Compliance Determination**

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

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

| |
|---|
| Project is not located in a coastal zone area. (See project location map in Attachment 1)<br><br>Coastal Zone Map (Lake Erie): http://www.dep.state.pa.us/river/about/docs/LECZTopos.pdf<br><br>Coastal Zone Map (Delaware Estuary): https://www.dep.state.pa.us/river/about/boundMapsDECZ.htm |

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

☐ Yes

☒ No

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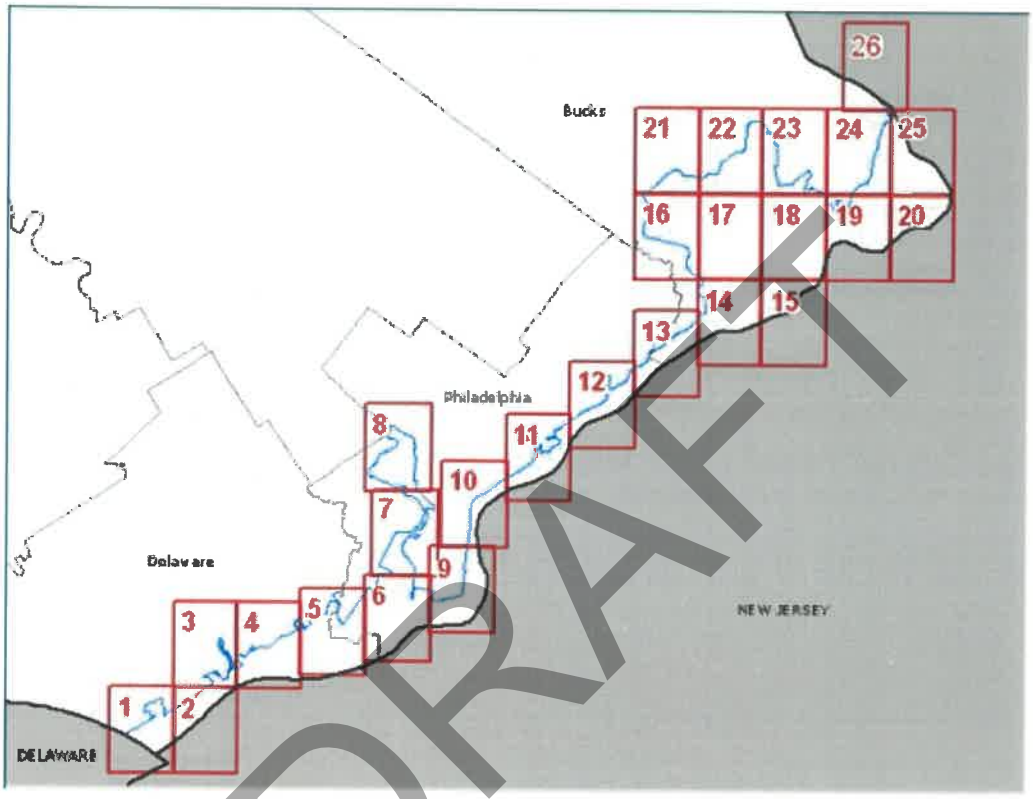
## Delaware Estuary Coastal Zone Topographic Boundary Maps (306 area)




DRAFT

Access Delaware Estuary Coastal Zone Topographic Map Series (pdf) (22MB)

Numbers on the map and below correspond to PDF page numbers.

**Page 1**
Lower Chichester Township
Marcus Hook Borough
Trainer Borough
Upper Chichester Township

**Page 2**
Chester City
Trainer Borough

**Page 3**
Chester City
Eddystone Borough

**Page 8**
Philadelphia City

**Page 9**
Philadelphia City

**Page 10**
Philadelphia City

**Page 15**
Bristol Borough
Bristol Township

**Page 16**
Bensalem Township
Lower Southampton Twp
Middletown Township

**Page 17**
Bensalem Township
Bristol Township

**Page 21**
Lower Southampton Twp
Middletown Twp

**Page 22**
Langhorne Borough
Langhorne Manor Borough
Middletown Township

**Page 23**
Bristol Township
Middletown Township

Nether Providence Township
Ridley Township
Upland Borough

**Page 4**
Eddystone Borough
Norwood Borough
Prospect Park Borough
Ridley Township
Ridley Park Borough
Tinicum Township

**Page 5**
Darby Township
Folcroft Borough
Philadelphia City
Sharon Hill Borough
Tinicum Township

**Page 6**
Philadelphia City
Tinicum Township

**Page 7**
Philadelphia City

**Page 11**
Philadelphia City

**Page 12**
Philadelphia City

**Page 13**
Bensalem Township
Philadelphia City

**Page 14**
Bensalem Township
Bristol Township

Hulmeville Borough
Langhorne Manor Borough
Middletown Township
Penndel Borough

**Page 18**
Bristol Borough
Bristol Township
Middletown Township

**Page 19**
Bristol Township
Falls Township
Tullytown Borough

**Page 20**
Falls Township

**Page 24**
Falls Township
Morrisville Borough

**Page 25**
Falls Township
Morrisville Borough

**Page 26**
Morrisville Borough

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# APPENDIX C

# CULTURAL RESOURCES

# HISTORIC PRESERVATION

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## Historic Preservation (CEST and EA)

| General requirements | Legislation | Regulation |
|---|---|---|
| Regulations under Section 106 of the National Historic Preservation Act (NHPA) require a consultative process to identify historic properties, assess project impacts on them, and avoid, minimize, or mitigate adverse effects | Section 106 of the National Historic Preservation Act (16 U.S.C. 470f) | 36 CFR 800 "Protection of Historic Properties" |
| **References** | | |
| https://www.hudexchange.info/environmental-review/historic-preservation | | |

### Threshold

**Is Section 106 review required for your project?**

☐ No, because the project consists solely of activities listed as exempt in a Programmatic Agreement (PA). (See the PA Database to find applicable PAs.)

**Either provide the PA itself or a link to it here. Mark the applicable exemptions or include the text here:**

> **III. EXEMPT ACTIVITIES**
>
> Municipalities are not required to complete Section 106 reviews for undertakings that are **limited solely** to those activities listed in Attachment B as they have limited potential to alter character defining qualities of properties listed on or eligible for listing on the National Register.
>
> *(See attached "**CDBG Small Communities Programmatic Agreement No Effect Activities List.**")*

→ *Continue to the Worksheet Summary.*

☐ No, because the project consists solely of activities included in a No Potential to Cause Effects memo or other determination [36 CFR 800.3(a)(1)].

**Either provide the memo itself or a link to it here. Explain and justify the other determination here:**

→ *Continue to the Worksheet Summary.*

☒ Yes, because the project includes activities with potential to cause effects (direct or indirect).

→ *Continue to Step 1.*

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**The Section 106 Process**
After determining the need to do a Section 106 review, initiate consultation with regulatory and other interested parties, identify and evaluate historic properties, assess effects of the project on properties listed on or eligible for the National Register of Historic Places, and resolve any adverse effects through project design modifications or mitigation.
Note that consultation continues through all phases of the review.
Step 1: Initiate consultation
Step 2: Identify and evaluate historic properties
Step 3: Assess effects of the project on historic properties
Step 4: Resolve any adverse effects

### Step 1 - Initiate Consultation

The following parties are entitled to participate in Section 106 reviews: Advisory Council on Historic Preservation; State Historic Preservation Officers (SHPOs); federally recognized Indian tribes/Tribal Historic Preservation Officers (THPOs); Native Hawaiian Organizations (NHOs); local governments; and project grantees. The general public and individuals and organizations with a demonstrated interest in a project may participate as consulting parties at the discretion of the RE or HUD official. Participation varies with the nature and scope of a project. Refer to HUD's website for guidance on consultation, including the required timeframes for response. Consultation should begin early to enable full consideration of preservation options.

Use the When to Consult with Tribes checklist within Notice CPD-12-006: Process for Tribal Consultation to determine if you should invite tribes to consult on a particular project. Use the Tribal Directory Assessment Tool (TDAT) to identify tribes that may have an interest in the area where the project is located. Note that consultants may not initiate consultation with Tribes.

**Select all consulting parties below (check all that apply):**

- ☒ State Historic Preservation Officer (SHPO)
- ☐ Advisory Council on Historic Preservation
- ☐ Indian Tribes, including Tribal Historic Preservation Officers (THPOs) or Native
- ☐ Hawaiian Organizations (NHOs)

**List all tribes that were consulted here and their status of consultation:**

**II. Consultation with Indian Tribes**

DRAFT

☒ Other Consulting Parties

**List all consulting parties that were consulted here and their status of consultation:**

Montour County Historical Society

**Describe the process of selecting consulting parties and initiating consultation here:**

All known parties with a demonstrated interest in the project and/or local area history. All parties were consulted via email.

*Provide all correspondence, notices, and notes (including comments and objections received) and continue to Step 2.*

### Step 2 - Identify and Evaluate Historic Properties

**Define the Area of Potential Effect (APE), either by entering the address(es) or providing a map depicting the APE.** Attach an additional page if necessary.

APE identified through PA-SHARE. No historic properties identified.

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Gather information about known historic properties in the APE. Historic buildings, districts and archeological sites may have been identified in local, state, and national surveys and registers, local historic districts, municipal plans, town and county histories, and local history websites. If not already listed on the National Register of Historic Places, identified properties are then evaluated to see if they are eligible for the National Register.
Refer to HUD's website for guidance on identifying and evaluating historic properties.

**In the space below, list historic properties identified and evaluated in the APE.**
Every historic property that may be affected by the project should be listed. For each historic property or district, include the National Register status, whether the SHPO has concurred with the finding, and whether information on the site is sensitive. Attach an additional page if necessary.

Provide the documentation (survey forms, Register nominations, concurrence(s) and/or objection(s), notes, and photos) that justify your National Register Status determination.

**Was a survey of historic buildings and/or archeological sites done as part of the project?**
If the APE contains previously unsurveyed buildings or structures over 50 years old, or there is a likely presence of previously unsurveyed archeological sites, a survey may be necessary. For Archeological surveys, refer to HP Fact Sheet #6, Guidance on Archeological Investigations in HUD Projects.

☐ Yes → *Provide survey(s) and report(s) and continue to Step 3.*
Additional notes:

☒ No → *Continue to Step 3.*

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### Step 3 - Assess Effects of the Project on Historic Properties

Only properties that are listed on or eligible for the National Register of Historic Places receive further consideration under Section 106. Assess the effect(s) of the project by applying the Criteria of Adverse Effect. (36 CFR 800.5)] Consider direct and indirect effects as applicable as per HUD guidance.

**Choose one of the findings below - No Historic Properties Affected, No Adverse Effect, or Adverse Effect; and seek concurrence from consulting parties.**

☒ No Historic Properties Affected
**Document reason for finding:**

☒ No historic properties present. → *Provide concurrence(s) or objection(s) and continue to the Worksheet Summary.*

☐ Historic properties present, but project will have no effect upon them. → *Provide concurrence(s) or objection(s) and continue to the Worksheet Summary.*

If consulting parties concur or fail to respond to user's request for concurrence, project is in compliance with this section. No further review is required. If consulting parties object, refer to (36 CFR 800.4(d)(1)) and consult further to try to resolve objection(s).

☐ No Adverse Effect

**Document reason for finding:**

**Does the No Adverse Effect finding contain conditions?**

☐ Yes

Check all that apply: (check all that apply)

- ☐ Avoidance
- ☐ Modification of project
- ☐ Other

**Describe conditions here:**

→ *Monitor satisfactory implementation of conditions. Provide concurrence(s) or objection(s) and continue to the Worksheet Summary.*

☐ No → *Provide concurrence(s) or objection(s) and continue to the Worksheet Summary.*

If consulting parties concur or fail to respond to user's request for concurrence, project is in compliance with this section. No further review is required. If consulting parties object, refer to (36 CFR 800.5(c)(2)) and consult further to try to resolve objection(s).

☐ Adverse Effect

**Document reason for finding:**

Copy and paste applicable Criteria into text box with summary and justification. Criteria of Adverse Effect: 36 CFR 800.5]

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Notify the Advisory Council on Historic Preservation of the Adverse Effect and provide the documentation outlined in 36 CFR 800.11(e). The Council has 15 days to decide whether to enter the consultation (Not required for projects covered by a Programmatic Agreement).

→ *Continue to Step 4.*

### Step 4 - Resolve Adverse Effects

Work with consulting parties to try to avoid, minimize or mitigate adverse effects. Refer to HUD guidance and 36 CFR 800.6 and 800.7.

**Were the Adverse Effects resolved?**

☐ Yes

**Describe the resolution of Adverse Effects, including consultation efforts and participation by the Advisory Council on Historic Preservation:**

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

→ *Provide signed Memorandum of Agreement (MOA) or Standard Mitigation Measures Agreement (SMMA). Continue to the Worksheet Summary.*

☐ No

The project must be cancelled unless the "Head of Agency" approves it. Either provide approval from the "Head of Agency" or cancel the project at this location.

**Describe the failure to resolve Adverse Effects, including consultation efforts and participation by the Advisory Council on Historic Preservation and "Head of the Agency":**

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

→ *Provide correspondence, comments, documentation of decision, and "Head of Agency" approval. Continue to the Worksheet Summary.*

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**Worksheet Summary**

**Compliance Determination**

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

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

Consultation 3/28/2022 with:

- U.S. Army Corps of Engineers
- PEMA
- FEMA
- Montour County Historical Society
- State Historic Preservation Office
- Montour County Conservation
- Environmental Protection Agency
- PennDOT
- Danville Borough
- Montour County Planning
- Pennsylvania Department of Community and Economic Development

No additional requirements identified from consultations.

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

☐ Yes
☒ No

## Appendix A

## When To Consult With Tribes Under Section 106

Section 106 requires consultation with federally-recognized Indian tribes when a project may affect a historic property of religious and cultural significance to the tribe. Historic properties of religious and cultural significance include: archeological sites, burial grounds, sacred landscapes or features, ceremonial areas, traditional cultural places, traditional cultural landscapes, plant and animal communities, and buildings and structures with significant tribal association. The types of activities that may affect historic properties of religious and cultural significance include: ground disturbance (digging), new construction in undeveloped natural areas, introduction of incongruent visual, audible, or atmospheric changes, work on a building with significant tribal association, and transfer, lease or sale of properties of the types listed above.

**If a project includes any of the types of activities below, invite tribes to consult:**

**significant ground disturbance (digging)**
Examples: new sewer lines, utility lines (above and below ground), foundations, footings, grading, access roads

**new construction in undeveloped natural areas**
Examples: industrial-scale energy facilities, transmission lines, pipelines, or new recreational facilities, in undeveloped natural areas like mountaintops, canyons, islands, forests, native grasslands, etc., and housing, commercial, and industrial facilities in such areas

**incongruent visual changes**
Examples: construction of a focal point that is out of character with the surrounding natural area, impairment of the vista or viewshed from an observation point in the natural landscape, or impairment of the recognized historic scenic qualities of an area

**incongruent audible changes**
Examples: increase in noise levels above an acceptable standard in areas known for their quiet, contemplative experience

**incongruent atmospheric changes**
Examples: introduction of lights that create skyglow in an area with a dark night sky

**work on a building with significant tribal association**
Examples: rehabilitation, demolition or removal of a surviving ancient tribal structure or village, or a building or structure that there is reason to believe was the location of a significant tribal event, home of an important person, or that served as a tribal school or community hall

**transfer, lease or sale of a historic property of religious and cultural significance**
Example: transfer, lease or sale of properties that contain archeological sites, burial grounds, sacred landscapes or features, ceremonial areas, plant and animal communities, or buildings and structures with significant tribal association

X **None of the above apply**

| **Danville Curb Cut Reconstruction** | | **March 28, 2022** |
|---|---|---|
| **Project** | **Reviewed By** | **Date** |

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# APPENDIX D

# ENDANGERED SPECIES

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## Endangered Species Act (CEST and EA)

| General requirements | ESA Legislation | Regulations |
|---|---|---|
| Section 7 of the Endangered Species Act (ESA) mandates that federal agencies ensure that actions that they authorize, fund, or carry out shall not jeopardize the continued existence of federally listed plants and animals or result in the adverse modification or destruction of designated critical habitat. Where their actions may affect resources protected by the ESA, agencies must consult with the Fish and Wildlife Service and/or the National Marine Fisheries Service ("FWS" and "NMFS" or "the Services"). | The Endangered Species Act of 1973 (16 U.S.C. 1531 et seq.); particularly section 7 (16 USC 1536). | 50 CFR Part 402 |
| References | | |
| https://www.hudexchange.info/environmental-review/endangered-species | | |

1. **Does the project involve any activities that have the potential to affect species or habitats?**

☐ No, the project will have No Effect due to the nature of the activities involved in the project.
→ *Based on the response, the review is in compliance with this section. Continue to the Worksheet Summary below. Provide any documents used to make your determination.*

☐ No, the project will have No Effect based on a letter of understanding, memorandum of agreement, programmatic agreement, or checklist provided by local HUD office.

**Explain your determination:**

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

☒ Yes, the activities involved in the project have the potential to affect species and/or habitats.
→ *Continue to Question 2.*

2. **Are federally listed species or designated critical habitats present in the action area?**

Obtain a list of protected species from the Services. This information is available on the FWS Website or you may contact your local FWS and/or NMFS offices directly.

☒ No, the project will have No Effect due to the absence of federally listed species and designated critical habitat.
→ *Based on the response, the review is in compliance with this section. Continue to the Worksheet Summary below. Provide any documents used to make your determination. Documentation may include letters from the Services, species lists from the Services' websites, surveys or other documents and analysis showing that there are no species in the action area.*

☐ Yes, there are federally listed species or designated critical habitats present in the action area.
→ *Continue to Question 3.*

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**3. What effects, if any, will your project have on federally listed species or designated critical habitat?**

☐ No Effect: Based on the specifics of both the project and any federally listed species in the action area, you have determined that the project will have absolutely no effect on listed species or critical habitat.

→ *Based on the response, the review is in compliance with this section. Continue to the Worksheet Summary below. Provide any documents used to make your determination. Documentation should include a species list and explanation of your conclusion, and may require maps, photographs, and surveys as appropriate.*

☐ May Affect, Not Likely to Adversely Affect: Any effects that the project may have on federally listed species or critical habitats would be beneficial, discountable, or insignificant.

→ *Continue to Question 4, Informal Consultation.*

☐ Likely to Adversely Affect: The project may have negative effects on one or more listed species or critical habitat.

→ *Continue to Question 5, Formal Consultation.*

**4. Informal Consultation is required**

Section 7 of ESA (16 USC. 1536) mandates consultation to resolve potential impacts to endangered and threatened species and critical habitats. If a HUD-assisted project may affect any federally listed endangered or threatened species or critical habitat, then compliance is required with Section 7. See 50 CFR Part 402 Subpart B Consultation Procedures.

**Did the Service(s) concur with the finding that the project is Not Likely to Adversely Affect?**

☐ **Yes, the Service(s) concurred with the finding.**

→ *Based on the response, the review is in compliance with this section. Continue to Question 6 and provide the following:*

*(1) A biological evaluation or equivalent document*
*(2) Concurrence(s) from FWS and/or NMFS*
*(3) Any other documentation of informal consultation*

*Exception: If finding was made based on procedures provided by a letter of understanding, memorandum of agreement, programmatic agreement, or checklist provided by local HUD office, provide whatever documentation is mandated by that agreement.*

☐ No, the Service(s) did not concur with the finding.

→ *Continue to Question 5.*

**5. Formal consultation is required**

Section 7 of ESA (16 USC 1536) mandates consultation to resolve potential impacts to federally listed endangered and threatened species and critical habitats. If a HUD assisted project may affect any endangered or threatened species or critical habitat, then compliance is required with Section 7. See 50 CFR Part 402 Subpart B Consultation Procedures.

→ *Once consultation is complete, the review is in compliance with this section. Continue to Question 6 and provide the following:*

*(1) A biological assessment, evaluation, or equivalent document*

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*(2) Biological opinion(s) issued by FWS and/or NMFS*
*(3) Any other documentation of formal consultation*

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

☐ Mitigation as follows will be implemented:

| |
|---|
| |

☐ No mitigation is necessary.

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

| |
|---|
| |

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**Worksheet Summary**

**Compliance Determination**

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

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

Consultation 3/28/2022 with:

- U.S. Army Corps of Engineers
- PEMA
- FEMA
- Montour County Historical Society
- State Historic Preservation Office
- Montour County Conservation
- Environmental Protection Agency
- Pennsylvania Game Commission
- Pennsylvania Department of Conservation and Natural Resources
- Pennsylvania Fish and Boat Commission
- U.S. Fish and Wildlife Service
- PennDOT
- Danville Borough
- Montour County Planning
- Pennsylvania Department of Community and Economic Development

No additional requirements identified from consultations.

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

☐ Yes

☒ No

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# 1. PROJECT INFORMATION

Project Name: **Danville Curb Cut Reconstruction**
Date of Review: **3/21/2022 12:37:30 PM**
Project Category: **Development, Additions/maintenance to existing development facilities**
Project Area: **3.12 acres**
County(s): **Montour**
Township/Municipality(s): **DANVILLE**
ZIP Code:
Quadrangle Name(s): **DANVILLE**
Watersheds HUC 8: **Upper Susquehanna-Lackawanna**
Watersheds HUC 12: **Logan Run; Sechler Run**
Decimal Degrees: **40.961447, -76.615113**
Degrees Minutes Seconds: **40° 57' 41.2102" N, 76° 36' 54.4054" W**

# 2. SEARCH RESULTS

| Agency | Results | Response |
|---|---|---|
| PA Game Commission | No Known Impact | No Further Review Required |
| PA Department of Conservation and Natural Resources | No Known Impact | No Further Review Required |
| PA Fish and Boat Commission | **Conservation Measure** | **No Further Review Required, See Agency Comments** |
| U.S. Fish and Wildlife Service | No Known Impact | No Further Review Required |

Pennsylvania Natural Diversity Inventory (PNDI) records indicate that while threatened and endangered and/or special concern species and resources are in the project vicinity and that recommended Conservation Measures should be implemented in their entirety to avoid and minimize impacts to these species, no further coordination is required with the jurisdictional agencies. If a DEP permit is required for this project, DEP has the discretion to incorporate one or more Conservation Measures into its permit. This response does not reflect potential agency concerns regarding potential impacts to other ecological resources, such as wetlands.

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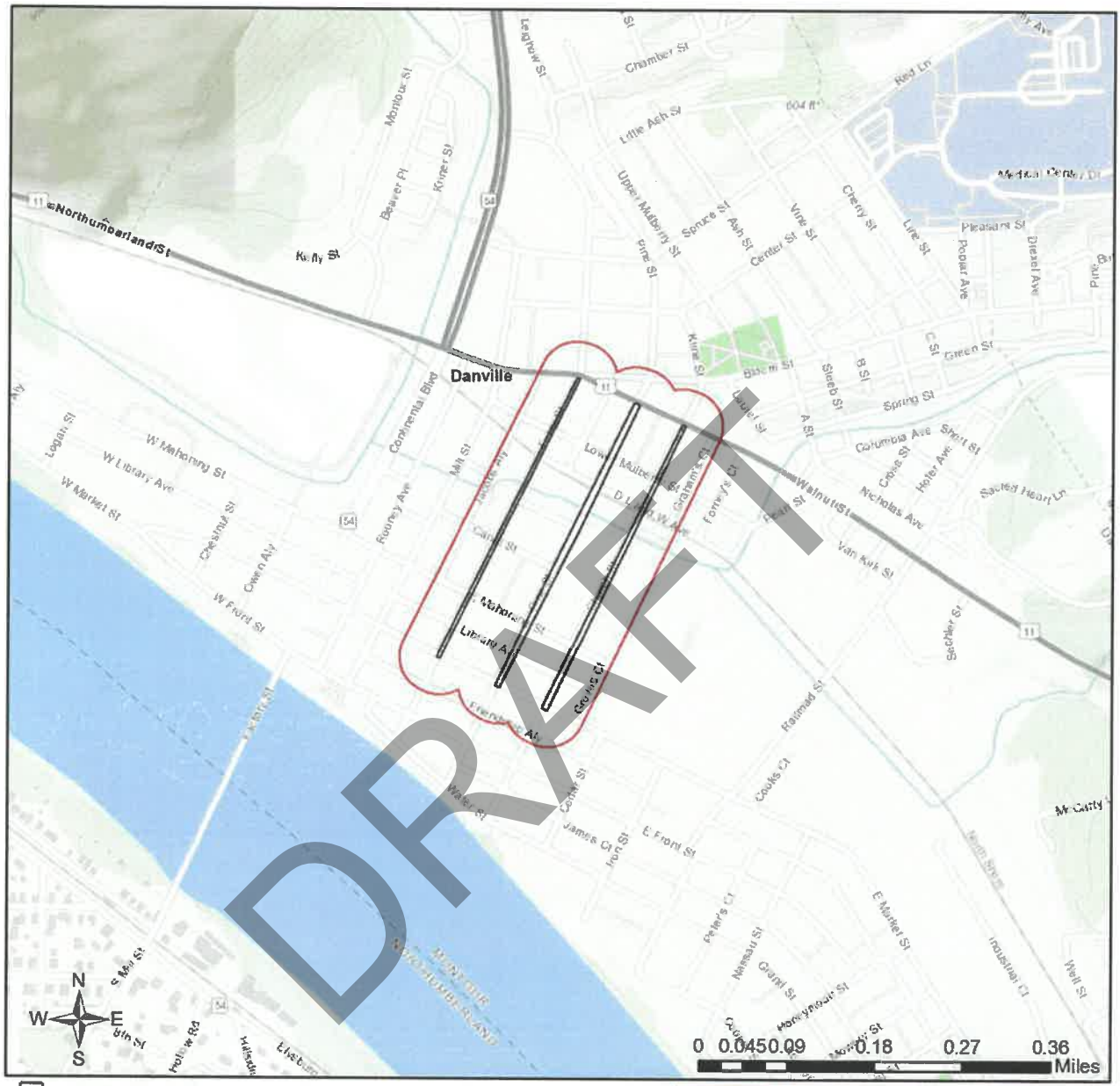
# Danville Curb Cut Reconstruction

Project Boundary

Buffered Project Boundary

Service Layer Credits: Source: Esri, Maxar, GeoEye, Earthstar Geographics, CNES/Airbus DS, USDA, USGS, AeroGRID, IGN, and the GIS User Community
Esri, HERE, Garmin, (c) OpenStreetMap contributors, and the GIS user community
Sources: Esri, HERE, Garmin, Intermap, increment P Corp., GEBCO, USGS, FAO, NPS, NRCAN, GeoBase, IGN, Kadaster NL, Ordnance Survey, Esri Japan, METI, Esri China

# Danville Curb Cut Reconstruction

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Project Boundary

Buffered Project Boundary

Service Layer Credits: Sources: Esri, HERE, Garmin, Intermap, increment P Corp., GEBCO, USGS, FAO, NPS, NRCAN, GeoBase, IGN, Kadaster NL, Ordnance Survey, Esri Japan, METI, Esri China (Hong Kong), (c) OpenStreetMap contributors, and the GIS User Community

# 3. AGENCY COMMENTS

Regardless of whether a DEP permit is necessary for this proposed project, any potential impacts to threatened and endangered species and/or special concern species and resources must be resolved with the appropriate jurisdictional agency. In some cases, a permit or authorization from the jurisdictional agency may be needed if adverse impacts to these species and habitats cannot be avoided.

These agency determinations and responses are **valid for two years** (from the date of the review), and are based on the project information that was provided, including the exact project location; the project type, description, and features; and any responses to questions that were generated during this search. If any of the following change: 1) project location, 2) project size or configuration, 3) project type, or 4) responses to the questions that were asked during the online review, the results of this review are not valid, and the review must be searched again via the PNDI Environmental Review Tool and resubmitted to the jurisdictional agencies. The PNDI tool is a primary screening tool, and a desktop review may reveal more or fewer impacts than what is listed on this PNDI receipt. The jursidictional agencies **strongly advise against** conducting surveys for the species listed on the receipt prior to consultation with the agencies.

## PA Game Commission
## RESPONSE:

No Impact is anticipated to threatened and endangered species and/or special concern species and resources.

## PA Department of Conservation and Natural Resources
## RESPONSE:

No Impact is anticipated to threatened and endangered species and/or special concern species and resources.

## PA Fish and Boat Commission
## RESPONSE:

Conservation Measure: The natural flow regime and water quality in this watershed are important to maintaining habitats occupied by rare fish and mussels. PFBC recommends that you take measures to maintain a natural flow regime, high water quality, and quantity. Maintenance or restoration of the riparian corridor will aid in connecting habitats and improving water quality and quantity for fish and mussels. PFBC recommends retaining (or restoring, if not already present) a riparian buffer (100 to 300 feet, if possible) on each side of the waterway (river, stream, creek). This buffer should be vegetated with native plant species. When adequately vegetated, this upland buffer will act to stabilize the streambanks (preventing or minimizing erosion), and filter pollutants (e.g., sediment, fertilizers, pesticides, road salt, oil). Where streambanks have become badly eroded (e.g., due to previous removal of native riparian vegetation), streambank fencing and/or bioengineering restoration techniques are recommended (geotextile, root wads, vegetative stabilization), rather than riprapping the streambanks; removing gravel bars; or attempting to dredge, ditch, channelize, or widen the stream. Use stringent erosion and sedimentation controls before, during, and after project implementation to ensure that sediment and contaminants do not enter any waterway(s) (rivers, creeks, streams, tributaries) or waterbodies (lakes, ponds).

**PFBC Species:** (Note: The Pennsylvania Conservation Explorer tool is a primary screening tool, and a desktop review may reveal more or fewer species than what is listed below.)

| Scientific Name | Common Name | Current Status |
|---|---|---|
| Alasmidonta marginata | Elktoe | Special Concern Species* |
| Alasmidonta undulata | Triangle Floater | Special Concern Species* |
| Lasmigona subviridis | Green Floater | Special Concern Species* |

## U.S. Fish and Wildlife Service
## RESPONSE:

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No impacts to **federally** listed or proposed species are anticipated. Therefore, no further consultation/coordination under the Endangered Species Act (87 Stat. 884, as amended; 16 U.S.C. 1531 et seq. is required. Because no take of federally listed species is anticipated, none is authorized. This response does not reflect potential Fish and Wildlife Service concerns under the Fish and Wildlife Coordination Act or other authorities.

* Special Concern Species or Resource - Plant or animal species classified as rare, tentatively undetermined or candidate as well as other taxa of conservation concern, significant natural communities, special concern populations (plants or animals) and unique geologic features.
** Sensitive Species - Species identified by the jurisdictional agency as collectible, having economic value, or being susceptible to decline as a result of visitation.

## 4. DEP INFORMATION

The Pa Department of Environmental Protection (DEP) requires that a signed copy of this receipt, along with any required documentation from jurisdictional agencies concerning resolution of potential impacts, be submitted with applications for permits requiring PNDI review. Two review options are available to permit applicants for handling PNDI coordination in conjunction with DEP's permit review process involving either T&E Species or species of special concern. Under sequential review, the permit applicant performs a PNDI screening and completes all coordination with the appropriate jurisdictional agencies prior to submitting the permit application. The applicant will include with its application, both a PNDI receipt and/or a clearance letter from the jurisdictional agency if the PNDI Receipt shows a Potential Impact to a species or the applicant chooses to obtain letters directly from the jurisdictional agencies. Under concurrent review, DEP, where feasible, will allow technical review of the permit to occur concurrently with the T&E species consultation with the jurisdictional agency. The applicant must still supply a copy of the PNDI Receipt with its permit application. The PNDI Receipt should also be submitted to the appropriate agency according to directions on the PNDI Receipt. The applicant and the jurisdictional agency will work together to resolve the potential impact(s). See the DEP PNDI policy at https://conservationexplorer.dcnr.pa.gov/content/resources.

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## 5. ADDITIONAL INFORMATION

The PNDI environmental review website is a preliminary screening tool. There are often delays in updating species status classifications. Because the proposed status represents the best available information regarding the conservation status of the species, state jurisdictional agency staff give the proposed statuses at least the same consideration as the current legal status. If surveys or further information reveal that a threatened and endangered and/or special concern species and resources exist in your project area, contact the appropriate jurisdictional agency/agencies immediately to identify and resolve any impacts.

For a list of species known to occur in the county where your project is located, please see the species lists by county found on the PA Natural Heritage Program (PNHP) home page (www.naturalheritage.state.pa.us). Also note that the PNDI Environmental Review Tool only contains information about species occurrences that have actually been reported to the PNHP.

## 6. AGENCY CONTACT INFORMATION

**PA Department of Conservation and Natural Resources**
Bureau of Forestry, Ecological Services Section
400 Market Street, PO Box 8552
Harrisburg, PA 17105-8552
Email: RA-HeritageReview@pa.gov

**PA Fish and Boat Commission**
Division of Environmental Services
595 E. Rolling Ridge Dr., Bellefonte, PA 16823
Email: RA-FBPACENOTIFY@pa.gov

**U.S. Fish and Wildlife Service**
Pennsylvania Field Office
Endangered Species Section
110 Radnor Rd; Suite 101
State College, PA 16801
Email: IR1_ESPenn@fws.gov
NO Faxes Please

**PA Game Commission**
Bureau of Wildlife Habitat Management
Division of Environmental Planning and Habitat Protection
2001 Elmerton Avenue, Harrisburg, PA 17110-9797
Email: RA-PGC_PNDI@pa.gov
NO Faxes Please

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## 7. PROJECT CONTACT INFORMATION

Name: Teri Provost, NEPA ER Preparer
Company/Business Name:SEDA-Council of Governments
Address: 201 Furnace Road
City, State, Zip: Lewisburg, PA 17837
Phone:(570)524-4491Fax:(570)524-9190
Email:tprovost@seda-cog.org

## 8. CERTIFICATION

I certify that ALL of the project information contained in this receipt (including project location, project size/configuration, project type, answers to questions) is true, accurate and complete. In addition, if the project type, location, size or configuration changes, or if the answers to any questions that were asked during this online review change, I agree to re-do the online environmental review.

applicant/project proponent signature

3/21/2022
date

# APPENDIX E

# WILD AND SCENIC RIVERS

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**Wild and Scenic Rivers (CEST and EA)**

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

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1. **Is your project within proximity of a NWSRS river as defined below?**
   Wild & Scenic Rivers: These rivers or river segments have been designated by Congress or by states (with the concurrence of the Secretary of the Interior) as wild, scenic, or recreational.
   Study Rivers: These rivers or river segments are being studied as a potential component of the Wild & Scenic River system.
   Nationwide Rivers Inventory (NRI): The National Park Service has compiled and maintains the NRI, a register of river segments that potentially qualify as national wild, scenic, or recreational river areas

   ☒ No

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

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

   → *Continue to Question 2.*

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

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

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

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

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

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

→ *Continue to Question 3.*

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

| |
|---|
| |

**for the impact or effect, including the timeline for implementation.**

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

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**Worksheet Summary**

**Compliance Determination**

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

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

| |
|---|
| Map located at http://www.dcnr.state.pa.us/brc/conservation/rivers/scenicrivers/index.htm<br><br>Map located at http://www.rivers.gov/pennsylvania.php |

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

☐ Yes

☒ No

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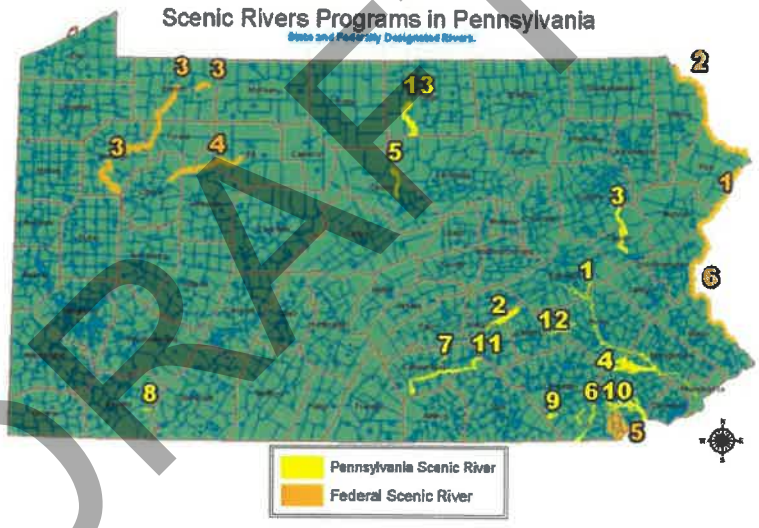
# Scenic Rivers

The following map depicts the location of Pennsylvania and Federally designated Scenic Rivers. The Pennsylvania Scenic rivers are depicted in yellow, the Federally designated Scenic Rivers are depicted on this map in orange. Click on the corridor you wish to study or it's name in the list below to get more information on it.

**Program Information**

Classification, PA Scenic Rivers Act and Managing Organizations

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## Pennsylvania Designated Rivers

| | Name | Date Designated | | Name | Date Designated |
|---|---|---|---|---|---|
| 1 | Schuylkill River | November 1978 | 8 | Bear Run | December 1988 |
| 2 | Stony Creek | March 1980 | 9 | Tucquan Creek | December 1988 |
| 3 | Lehigh River | April 1982 | 10 | Lower Brandywine | June 1989 |
| 4 | West (Northwest) French Creek | April 1982 | 11 | Yellow Breeches Creek | December 1992 |
| 5 | Lick Run | December 1982 | 12 | Tulpehocken Creek | December 1992 |
| 6 | Octoraro Creek | October 1983 | 13 | Pine Creek | December 1992 |
| 7 | Le Tort Spring Run | March 1988 | | | |

## Federal Designated Rivers

| | Name | Date Designated |
|---|---|---|
| 1 | Middle Delaware River | September 1965 |
| 2 | Upper Delaware River | November 1978 |
| 3 | Allegheny River | April 1992 |
| 4 | Clarion River | October 1996 |
| 5 | White Clay Creek | October 2000 |
| 6 | Lower Delaware River | November 2000 |



http://www.dcnr.state.pa.us/brc/conservation/rivers/scenicrivers/index.htm

# NATIONAL WILD AND SCENIC RIVERS SYSTEM

HOME | NATIONAL SYSTEM | MANAGEMENT | RESOURCES | PUBLICATIONS | CONTACT US | KID'S SITE

## PENNSYLVANIA

Pennsylvania has approximately 83,280 miles of river, of which 409.2 miles are designated as wild & scenic—approximately 1/2 of 1% of the state's river miles.

- Allegheny River
- Clarion River
- Delaware River (Lower)
- Delaware River (Middle)
- Delaware River (Upper)
- White Clay Creek

EXPLORE DESIGNATED RIVERS

Choose a State Go

Choose a River Go

*Still, white winters, subtle shades of spring green, lazy summer days, autumns lit with color, rivers in the Northeast showcase the seasons*

DRAFT



http://www.rivers.gov/pennsylvania.php

# Pennsylvania Segments

**Chuck Barscz**
**National Park Service**
**Rivers, Trails & Conservation Assistance**
**200 Chestnut Street, Rm. 260**
**Philadelphia, PA 19106**
**(215) 597-6482**

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| River | County | Reach | Length (miles) | Year Listed/ Updated | Potential Classification | ORVs | Description |
|---|---|---|---|---|---|---|---|
| Beech Creek | Centre | Orviston to headwaters | 17 | 1982 | | R, G | Geologic-(Segment flows through a narrow natural canyon which includes gorges and sheer mountain walls.)<br><br>Recreation-(Segment includes, on a seasonal basis, a diversity of gradients including class 3-4 rapids.) |
| Black Moshannon Creek | Centre | Moshannon Creek to Black Moshannon Dam | 22 | 1982 | | R | Recreation-(Segment includes a diversity of gradients including Class 3-5 rapids.) |
| Brandywine Creek | New Castle, Chester, Delaware | Rockland to Chadds Ford Junction | 6 | 1982 | | R, H, C | Historic-(Segment includes a National Historic Register district in Rockland.)<br><br>Recreation-(Unique proximity to urban populations in Wilmington, Newark, and Philadelphia.)<br><br>Cultural-(Stream valley has national significance as home of artists in the Wyeth family.) |
| Casselman River | Somerset | Youghiogheny River to Casselman | 14 | 1982 | | O | Wild-(Corridor is virtually undeveloped and remote.) |

| River | County | Reach | Length (miles) | Year Listed/ Updated | Potential Classification | ORVs | Description |
|---|---|---|---|---|---|---|---|
| Clarion River | Clarion, Forest, Jefferson, Elk | Clarion to Ridgeway | 53 | 1982 | | R | Recreation-(Corridor includes, or is adjacent to, a high diversity of public recreation areas, access sites and natural resource attractions.) |
| Clarion River | Clarion | Confluence with Allegheny River to Piney Dam Power Station | 25 | 1982 | | S | Scenic-(Segment includes a unique diversity of views and spatial experiences due to landforms, vegetation, stream channel variation and flow gradients.) |
| Conewago Creek | Adams | Beaverdam Creek to headwaters | 19 | 1982 | | G | Geologic-(Segment flows through the unique 680' "Narrows" water gap.) |
| Conneaut Creek | Ashtabula, Erie | SW limits of Conneaut (City) to Pennside, PA | 50 | 1982 | | H, O | Botanic-(Rich flora including instances of unique types in Ohio.)<br><br>Historic-(A prehistoric earthwork fortification at the Conneaut Works which is a National Historic Register Site.) |
| Conococheague Creek | Franklin | Maryland state border to Williamson | 13 | 1982 | | C | Cultural-(Segment includes an exceptional density of stone arch bridges.) |
| Devils Race Course - Rattling Run | Dauphin | Confluence with Stony Creek to the headwaters | 3 | 1982 | | O | See Stony Creek comments. |
| Double Run | Sullivan | Confluence with Loyalsock Creek to headwaters | 3 | 1982 | | S, R, G, H | See Loyalsock Creek comments. |
| Dry Run | Sullivan | Confluence with Loyalsock Creek to headwaters | 4 | 1982 | | S, R, G, H | See Loyalsock Creek comments. |
| French Creek | Crawford, Erie | Erie-Lackawanna R.R. outside of Cambridge Springs to the Union City Dam | 22 | 1982 | | O | Botanic-(Area includes the Muddy Creek Swamp which possesses an unusually diverse and complete range of succession types including virgin climax forest stand.) |
| French Creek | Berks, Chester | Hares Hill Road to the headwaters within Hopewell Village | 18 | 1982 | | G, H, O | Hydrologic-(Segment is the northernmost, least developed, free-flowing river within the Piedmont Province.)<br><br>Historic-(River related National Historic Register sites and a Historic District within the corridor.)<br><br>Geologic-(Area includes the unique Falls of French Creek, a series of diabase boulders.) |
| Hell Run | Lawrence | Confluence with Slippery Rock Creek to Houk Rd. Bridge | 2 | 1982 | | G, O | See Slippery Rock Creek (segment form Wurtenburg to south of McConnell's Mill) comments. |

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| River | County | Reach | Length (miles) | Year Listed/ Updated | Potential Classification | ORVs | Description |
|---|---|---|---|---|---|---|---|
| Indian Creek | Fayette, Westmoreland | Youghiogheny River to headwaters | 21 | 1982 | | R | Recreation-(Segment includes a diversity of gradients including Class 3-5 rapids.) |
| Kettle Creek | Sullivan | Confluence with Loyalsock Creek to headwaters | 8 | 1982 | | S, R, G, H | See Loyalsock Creek comments. |
| Kinzua Creek | McKean | Allegheny Reservoir to headwaters | 18 | 1982 | | H | Historic-(Segment includes the Kinzua Viaduct, a National Historic Register Site, which is the second highest bridge of this type on the North American continent.) |
| Laurel Hill Creek | Somerset | Ursina to Allen Creek | 15 | 1982 | | S | Scenic-(Segment includes a significant and diverse juxtaposition and combination of land, land uses, water and vegetative elements.) |
| Lehigh River | Carbon | Jim Thorpe to Lehigh Tannery | 23 | 1982 | | R, G | Recreation-(One of the most highly used whitewater runs in the mid-Atlantic region of the northeast United States. Segment includes a diversity of gradients including Class 3-5 rapids.)<br><br>Geologic-(Segment includes the Lehigh River Gorge with side walls of approximately 500 feet in height. Within the corridor is Glen Onoko a steep walled canyon of uncut timber and spectacular waterfalls.) |
| Little Juniata Creek | Blair, Huntingdon | Two miles south of Barree to south of Ironville | 10 | 1982 | | G | Geologic-(Segment passes through Tussey Mountain where the river winds within 2 miles trench with cliff-like valley walls up to 700' in height.) |
| Loyalsock Creek | Lycoming, Sullivan | Tiadaghton State Forest to Lopez | 36 | 1982 | | S, R, G, H | Geologic-(Segment includes a diversity of significant features including the 500' deep canyon gorge, the haystack outcrops, a labyrinth area and numerous waterfalls.)<br><br>Scenic-(The canyon vista area affords a diversity of views of the 500' deep canyon gorge.)<br><br>Historic-(Corridor includes the Hillsgrove Covered Bridge, a National Historic Register Site.)<br><br>Recreation-(Portion of segment is the location for the National Whitewater championships.) |
| Moshannon Creek | Clearfield, Centre | W. Br. Susquehanna River to Winburne | 26 | 1982 | | R | Recreation-(Segment possesses a unique combination of access sites, gradients, campsites and natural areas.) |
| Muddy Creek | Crawford | Confluence with French Creek to the bridge crossing near Eaton Corners | 7 | 1982 | | O | See French Creek (segment from Erie-Lackawanna R.R. outside of Cambridge Springs to the Union City Dam) comments. |

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| River | County | Reach | Length (miles) | Year Listed/ Updated | Potential Classification | ORVs | Description |
|---|---|---|---|---|---|---|---|
| Octoraro Creek | Lancaster, Chester | Octoraro Lake to one mile south of Christina | 11 | 1982 | | G | Geologic-(River flows through a unique valley with cliff-like walls over 250' high.) |
| Octoraro Creek | Cecil, Lancaster | Camp Horseshoe to Pine Grove | 9 | 1982 | | O | Botanic-(Corridor includes the highest quality extensive stand of hemlock documented in the Piedmont region. Also adjacent to the river is a red oak community with a regionally unique combination of canopy trees and ferns.) |
| Penns Creek | Centre, Mifflin, Union | Upstream from Glen Iron to Springs Mill | 19 | 1982 | | S, G | Geologic-(Segment flows through a lengthy series of water gaps.)<br><br>Scenic-(Within the segment is the nationally recognized Poe Paddy Drive, which affords a unique diversity of views due to variations in land forms and river channel.) |
| Slippery Rock Creek | Lawrence | Wurtenburg to south of McConnells Mill | 5 | 1982 | | G, O | Botanic-(Segment includes the McConnell's Mill State Park, a National Natural Landmark.)<br><br>Geologic-(Segment is unique in that its geologic history represents a deviation from the normal stream erosional evolution. McConnell's Mill gorge, in decided contrast to most river corridors in the region, represents inverse mountainous scenery.) |
| Slippery Rock Creek | Lawrence | South of Route 422 to east of Elliots Mills | 8 | 1982 | | G | Geologic-(Segment is a portion of a unique example of a deviation from normal stream erosional evolution.) |
| Stony Creek | Dauphin | Stony Creek Reservoir to the headwaters near the Appalachian Trail | 18 | 1982 | | G, O | Wild-(A major portion of the segment corridor and surrounding watersheds are virtually undeveloped and remote.)<br><br>Geologic-(Segment includes an undisturbed relic of a former periglacial climate.) |

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| River | County | Reach | Length (miles) | Year Listed/ Updated | Potential Classification | ORVs | Description |
|---|---|---|---|---|---|---|---|
| Susquehanna River | Bradford, Wyoming | Laceyville to south of Rt. 187 | 28 | 1982 | | S, H, O | Historic-(Segment includes the Iroquois "Prayer Rocks"; over this trail traveled the Six Nations war parties against southern Indians; a portion was the site of the colony for refugees from the French Revolution settled in 1793.)<br><br>Scenic-(A unique, undeveloped view of a large meander.)<br><br>Hydrologic-(One of the largest (in CFS) free-flowing, relatively undeveloped high order rivers in the northeast.) |
| Susquehanna River | Wyoming | Tunkhannock to one mile south of Carney Flat | 8 | 1982 | | G, O | Geologic-(Segment includes a sectionally unique undeveloped meander isolating a piece of land over 2 miles long and a mile wide.)<br><br>Hydrologic-(One of the largest (in CFS) free-flowing, relatively undeveloped high order rivers in the northeast.) |
| Susquehanna River | Bradford | North of Towanda to Paines Island | 12 | 1982 | | O | Hydrologic-(One of the largest (in CFS) free-flowing, relatively undeveloped high order rivers in the northeast.) |
| Susquehanna River, West Branch | Clearfield, Centre | West of Renova to Karthus | 20 | 1982 | | S, G | Geologic-("Canyon" reach between Keating and Karthus is the largest gentle water canyon in the northeast.)<br><br>Scenic-(A wide variety and diversity of unique views and spatial experiences related to the steep and mountainous topography, vegetation cover and diversity of the channel pattern.) |
| Susquehanna River, West Branch | Lycoming | Muncy to the Montoursville corporate boundary | 5 | 1982 | | O | Hydrologic-(An excellent example of a relatively undeveloped, high order river.) |
| Susquehanna River, West Branch | Clearfield, Centre | Karthus to downstream of Walton | 19 | 1982 | | O | Hydrologic-(An excellent and rare example of a relatively undeveloped river which flows through open low mountains.) |
| Susquehanna River, West Branch | Clearfield | Dowler Junction to north of Stiffiertown | 8 | 1982 | | O | Hydrologic-(An excellent and rare example of a relatively undeveloped river which flows through open low mountains.) |
| Susquehanna River, West Branch | Clinton | Queens Run to Young Woman's Creek | 18 | 1982 | | O | Hydrologic-(An excellent and rare example of a relatively undeveloped high order river which flows through open low mountains.) |

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# APPENDIX F

# SOLE SOURCE AQUIFERS

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## Sole Source Aquifers (CEST and EA)

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

1. **Is the project located on a sole source aquifer (SSA)[1]?**

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

   ☐ Yes → *Continue to Question 2.*

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

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

   ☐ No → *Continue to Question 3.*

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

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

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

   ☐ No → *Continue to Question 5.*

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

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

   ☐ No → *Continue to Question 5.*

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

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

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

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

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

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

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

DRAFT

**Worksheet Summary**

**Compliance Determination**

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

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

Region 3 Water Protection Division Sole Source Aquifer Program Map located at:
http://epa.gov.reg3wapd/presentations.ssa/

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

☐ Yes
☒ No

EPA United States Environmental Protection Agency

# Virtual Aquifers

## Region 3 Water Protection Division
## Sole Source Aquifer Program

What is a sole source aquifer? (and other information)

Click on the aquifer system name in the list below or on the map to access individual maps (note: pages contain frames).

- Columbia and Yorktown-Eastover Multiaquifer
- Maryland Piedmont Aquifer
- New Jersey Coastal Plain Aquifer
- Poolesville Area Aquifer
- Prospect Hill Aquifer
- Seven Valleys Aquifer

DRAFT

Web created and maintained by:
EPA R3 GIS Team
Environmental Assessment & Innovation Division

Last Update:
February 2, 2007

http://epa.gov.reg3wapd/presentations.ssa/

# APPENDIX G

# FARMLAND PROTECTION

DRAFT

## Farmlands Protection (CEST and EA)

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

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

   ☐ Yes → *Continue to Question 2.*

   ☒ No

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

   Consultation with Montour County Conservation District.

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

2. **Does "important farmland," including prime farmland, unique farmland, or farmland of statewide or local importance regulated under the Farmland Protection Policy Act, occur on the project site?**
   You may use the links below to determine important farmland occurs on the project site:

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

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

   ☐ Yes → *Continue to Question 3.*

DRAFT

3. **Consider alternatives to completing the project on important farmland and means of avoiding impacts to important farmland.**
   - Complete form AD-1006, "Farmland Conversion Impact Rating" http://www.nrcs.usda.gov/Internet/FSE_DOCUMENTS/stelprdb1045394.pdf and contact the state soil scientist before sending it to the local NRCS District Conservationist.
   - (NOTE: for corridor type projects, use instead form NRCS-CPA-106, "Farmland Conversion Impact Rating for Corridor Type Projects: http://www.nrcs.usda.gov/Internet/FSE_DOCUMENTS/stelprdb1045395.pdf.)
   - Work with NRCS to minimize the impact of the project on the protected farmland.
   - When you have finished with your analysis, return a copy of form AD-1006 (or form NRCS-CPA-106 if applicable) to the USDA-NRCS State Soil Scientist or his/her designee informing them of your determination.

**Document your conclusion:**

☐ Project will proceed with mitigation.

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

| |
|---|
| |

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

☐ Project will proceed without mitigation.

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

| |
|---|
| |

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

DRAFT

**Worksheet Summary**

**Compliance Determination**

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

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

Consultation 3/28/2022 with:

- U.S. Army Corps of Engineers
- PEMA
- FEMA
- Montour County Historical Society
- State Historic Preservation Office
- Montour County Conservation
- Environmental Protection Agency
- PennDOT
- Danville Borough
- Montour County Planning
- Pennsylvania Department of Community and Economic Development

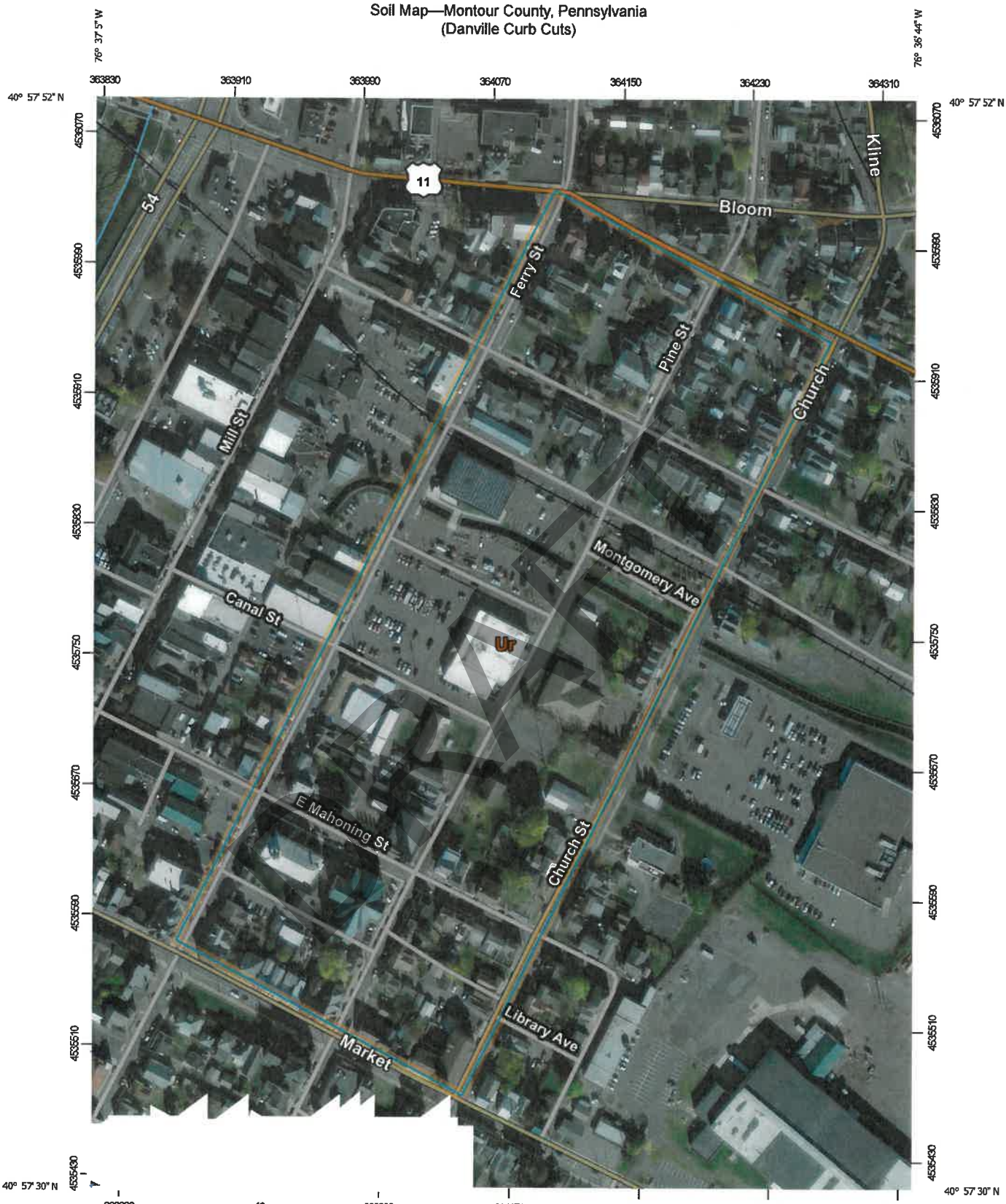
No additional requirements identified from consultations.

DRAFT

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

☐ Yes
☒ No

Soil Map—Montour County, Pennsylvania
(Danville Curb Cuts)



## MAP LEGEND

**Area of Interest (AOI)**
- Area of Interest (AOI)

**Soils**
- Soil Map Unit Polygons
- Soil Map Unit Lines
- Soil Map Unit Points

**Special Point Features**
- Blowout
- Borrow Pit
- Clay Spot
- Closed Depression
- Gravel Pit
- Gravelly Spot
- Landfill
- Lava Flow
- Marsh or swamp
- Mine or Quarry
- Miscellaneous Water
- Perennial Water
- Rock Outcrop
- Saline Spot
- Sandy Spot
- Severely Eroded Spot
- Sinkhole
- Slide or Slip
- Sodic Spot
- Spoil Area
- Stony Spot
- Very Stony Spot
- Wet Spot
- Other
- Special Line Features

**Water Features**
- Streams and Canals

**Transportation**
- Rails
- Interstate Highways
- US Routes
- Major Roads
- Local Roads

**Background**
- Aerial Photography

## MAP INFORMATION

The soil surveys that comprise your AOI were mapped at 1:20,000.

Warning: Soil Map may not be valid at this scale.

Enlargement of maps beyond the scale of mapping can cause misunderstanding of the detail of mapping and accuracy of soil line placement. The maps do not show the small areas of contrasting soils that could have been shown at a more detailed scale.

Please rely on the bar scale on each map sheet for map measurements.

Source of Map: Natural Resources Conservation Service
Web Soil Survey URL:
Coordinate System: Web Mercator (EPSG:3857)

Maps from the Web Soil Survey are based on the Web Mercator projection, which preserves direction and shape but distorts distance and area. A projection that preserves area, such as the Albers equal-area conic projection, should be used if more accurate calculations of distance or area are required.

This product is generated from the USDA-NRCS certified data as of the version date(s) listed below.

Soil Survey Area: Montour County, Pennsylvania
Survey Area Data: Version 16, Sep 1, 2021

Soil map units are labeled (as space allows) for map scales 1:50,000 or larger.

Date(s) aerial images were photographed: Nov 7, 2011—Nov 22, 2016

The orthophoto or other base map on which the soil lines were compiled and digitized probably differs from the background imagery displayed on these maps. As a result, some minor shifting of map unit boundaries may be evident.

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# Map Unit Legend

| Map Unit Symbol | Map Unit Name | Acres in AOI | Percent of AOI |
|---|---|---|---|
| Ur | Urban land | 25.2 | 100.0% |
| **Totals for Area of Interest** | | **25.2** | **100.0%** |

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# APPENDIX H

# TRANSPORTATION AND AVIATION

DRAFT

## Airport Hazards (CEST and EA)

| General policy | Legislation | Regulation |
|---|---|---|
| It is HUD's policy to apply standards to prevent incompatible development around civil airports and military airfields. | | 24 CFR Part 51 Subpart D |
| **References** | | |
| https://www.hudexchange.info/environmental-review/airport-hazards | | |

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

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

   ☐Yes → *Continue to Question 2.*

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

   ☐Yes, project is in an APZ → *Continue to Question 3.*

   ☐Yes, project is an RPZ/CZ → *Project cannot proceed at this location.*

   ☐No, project is not within an APZ or RPZ/CZ

   → *Based on the response, the review is in compliance with this section. Continue to the Worksheet Summary below. Provide a map showing that the site is not within either zone.*

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

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

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

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

   ☐ No, the project cannot be brought into conformance with DOD guidelines and has not been approved. → *Project cannot proceed at this location.*

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☐ Project is not consistent with DOD guidelines, but it has been approved by Certifying Officer or HUD Approving Official.

**Explain approval process:**

| |
|---|
| |

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

| |
|---|
| |

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

DRAFT

**Worksheet Summary**

**Compliance Determination**

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

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

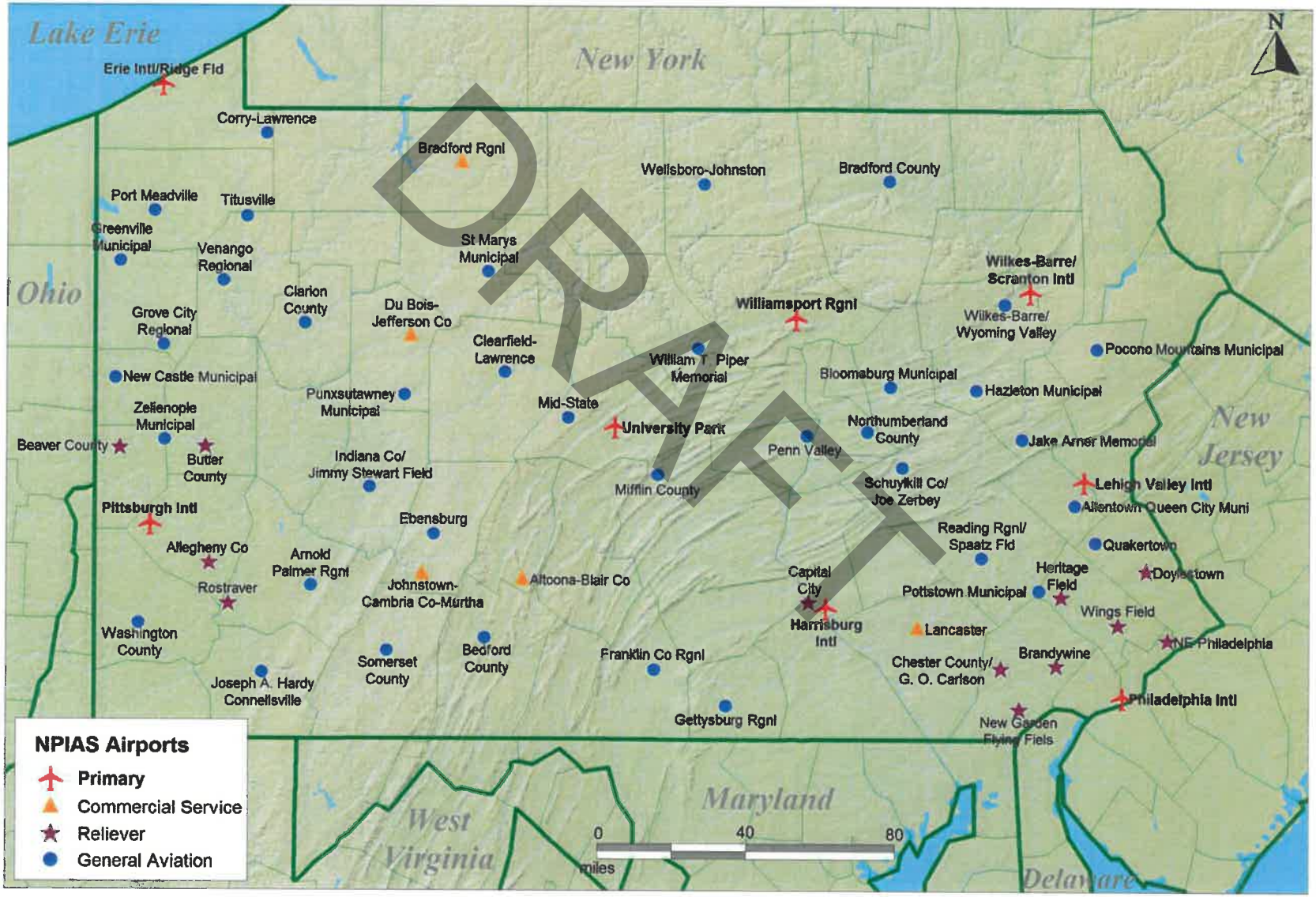
| |
|---|
| The Environmental Justice Map measurement shows no civilian airports within 2,500 feet of the project and no military airports within 15,000 feet of the project. |

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

☐ Yes

☒ No

# Pennsylvania




DRAFT

AV-57 (10-14)

pennsylvania
DEPARTMENT OF TRANSPORTATION

# NOTICE OF PROPOSED CONSTRUCTION OR ALTERATION

**PLEASE TYPE OR PRINT ALL INFORMATION IN BLUE OR BLACK INK** | DATE:

## SPONSOR INFORMATION

| NAME OF SPONSOR | | SPONSOR'S REPRESENTATIVE (If different than Sponsor) | |
|---|---|---|---|
| DAYTIME PHONE NUMBER | EMAIL OR FAX NUMBER | DAYTIME PHONE NUMBER | EMAIL OR FAX NUMBER |
| STREET ADDRESS/P.O. BOX | | STREET ADDRESS/P.O. BOX | |
| CITY | STATE / ZIP CODE | CITY | STATE / ZIP CODE |

## NATURE OF PROPOSAL

**A. NOTICE OF:**
- ☐ New Construction
- ☐ Alteration

**B. DURATION:**
- ☐ Permanent
- ☐ Temporary (____ months, ____ days)

**C. WORK SCHEDULE DATES:**
Beginning _____ End _____

**D. DESCRIPTION OF PROPOSAL** Include sketches, diagrams and/or maps as necessary to depict the location or structures.

☐ Antenna Tower ☐ Crane ☐ Building ☐ Landfill ☐ Wind Turbine ☐ Pole ☐ Antenna Extension

☐ Other _____

## LOCATION OF STRUCTURE

| A. Coordinates: (To nearest second) | B. Nearest City or Town, and State: | C. Name of nearest airport, heliport or seaplane base: | HEIGHT & ELEVATION (Complete to nearest foot) |
|---|---|---|---|
| ° ' " LATITUDE | D. County | Distance from C: miles | A. ELEVATION OF SITE: (above mean seal level) |
| ° ' " LONGITUDE | | Direction from structure to airport: | B. HEIGHT OF STRUCTURE: Including all appurtenances and lighting (if any) above ground level. |
| | | | C. OVERALL HEIGHT: (above mean sea level (A + B)) |

## CERTIFICATION

I HEREBY CERTIFY that all of the above statements made by me are true, complete, and correct to the best of my knowledge. In addition, I agree to obstruction mark and/or light the structure in accordance with established marking and lighting standards if necessary.

| DATE: | NAME/TITLE OF PERSON FILING NOTICE (Print): | SIGNATURE: |
|---|---|---|
| | | |

## FOR BUREAU OF AVIATION USE ONLY

**THE PROPOSAL:**

- ☐ IS NOT IDENTIFIED AS AN OBSTRUCTION under any standard of FAR Part 77, Subpart C and PA Aviation Code, Act 1984-164.
- ☐ IS IDENTIFIED AS AN OBSTRUCTION under the standards of FAR Part 77, Subpart C and PA Aviation Code, Act 1984-164.
- ☐ Should be obstruction ☐ marked, ☐ lighted per FAA Advisory Circular 70/7460-1. Chapter(s) 3 & 4.
- ☐ Obstruction marking and lighting are not necessary.
- ☐ Proposal was determined to be a NON-COMPATIBLE LAND USE in accordance with Pennsylvania Airport Land Use Compatibility Guidelines.

NOTE: A Notice is required anytime the project is abandoned and when construction is completed.

SIGNATURE: _____ DATE: _____

DRAFT

T **NOTICE OF PROPOSED DEVELOPMENT OR ALTERATION (AV-57)**

**REFERENCES:**

A. Department of Transportation Aviation Regulations, Chapter 471, Title 67, PA Consolidated Statutes.
**Sec. 479.4. AIRPORT OBSTRUCTIONS**
A person who plans to erect a new structure, to add to an existing structure, or to erect or maintain any object (natural or man-made), as defined in 14 Code of Federal Regulations Part 77.9 (as amended or replaced), shall first obtain approval from the Department by submitting a written notice (Form AV-57) to the Department at least thirty (30) days prior to commencement thereof.

B. Federal Air Regulation, Part 77 and Part 157
**§77.9 CONSTRUCTION OR ALTERATION REQUIRING NOTICE**
If requested by the FAA, or if you propose any of the following types of construction or alteration, you must file notice with the FAA of:

(a) Any construction or alteration of more than 200 feet in height above the ground level at its site.

(b) Any construction or alteration of greater height than an imaginary surface extending outward and upward at one of the following slopes:

(1) 100 to 1 for a horizontal distance of 20,000 feet from the nearest point of the nearest runway of each airport described in subparagraph (d) of this paragraph with at least one runway more than 3,200 feet in actual length, excluding heliports.

(2) 50 to 1 for a horizontal distance of 10,000 feet from the nearest point of the nearest runway of each airport described in subparagraph (d) of this paragraph with its longest runway no more than 3,200 feet in actual length, excluding heliports.

(3) 25 to 1 for a horizontal distance of 5,000 feet from the nearest point of the nearest landing and takeoff area of each heliport described in subparagraph (d) of this paragraph.

(c) Any highway, railroad, or other traverse way for mobile objects, of a height which, if adjusted upward 17 feet for an interstate Highway that is part of the National System of Military and Interstate Highways where overcrossings are designed for a minimum of 17 feet vertical distance, 15 feet for any other public roadway, 10 feet or the height of the highest mobile object that would normally traverse the road, whichever is greater, for a private road, 23 feet for a railroad, and for a waterway or any other traverse way not previously mentioned, an amount equal to the height of the highest mobile object that would normally traverse it, would exceed a standard of subparagraph (a) or (b) of this paragraph.

(d) Any construction or alteration on any of the following airports (and heliports):

(1) An airport that is available for public use and is listed in the Airport Directory of the current Airman's Information Manual or in either the Alaska or Pacific Airman's Guide and Chart Supplement.

(2) An airport under construction, that is the subject of a notice or proposal on file with the Federal Aviation Administration, and except for military airports, it is clearly indicated that that airport will be available for public use.

(3) An airport that is operated by an armed force of the United States.

(4) An airport or heliport with at least one FAA-approved instrument approach procedure.

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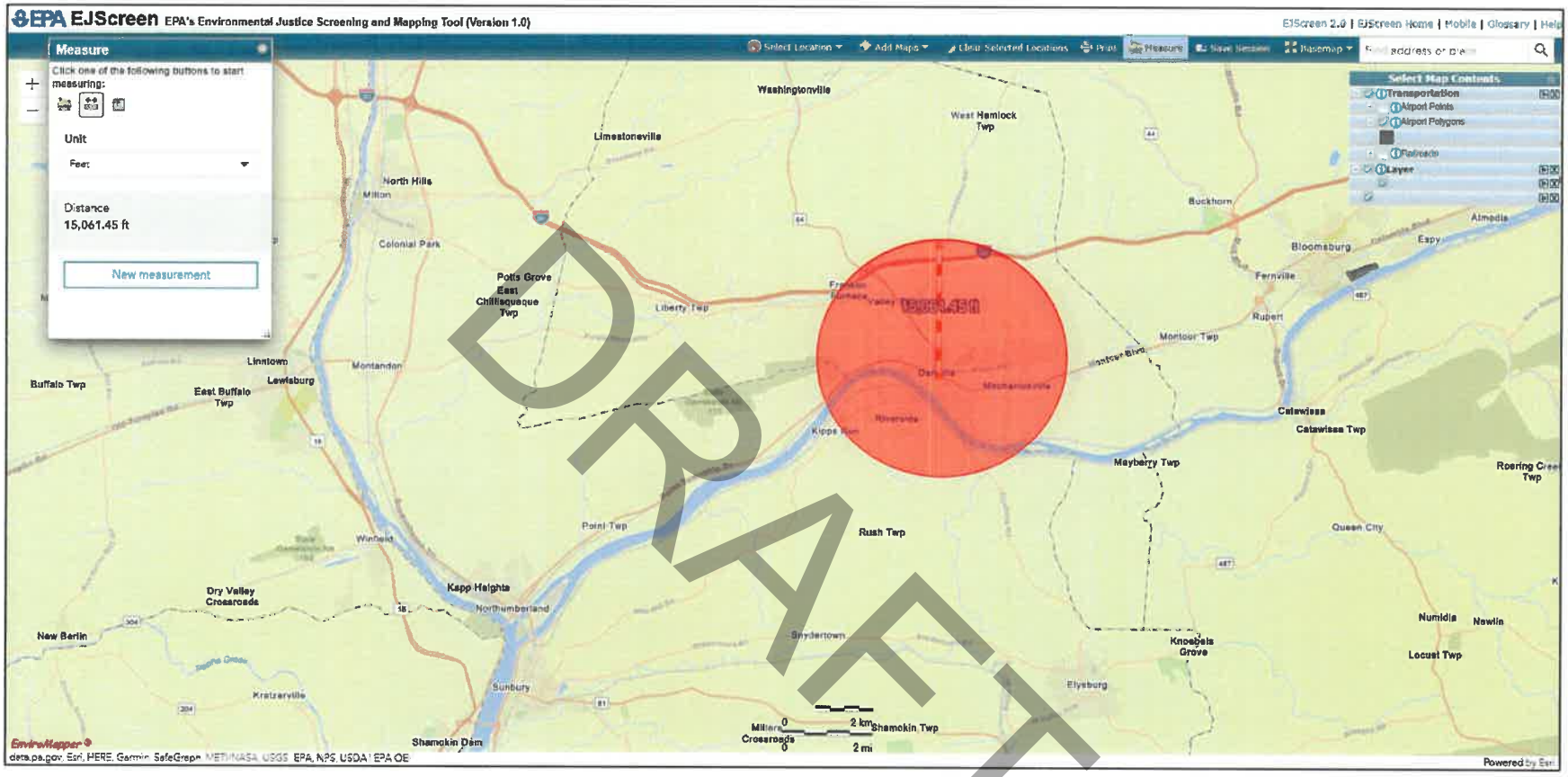
**INSTRUCTIONS:**

1. Complete all applicable sections of the form:
   (a) Sponsor Information (and point of contact if different than sponsor).
   (b) Nature of Proposal: List type of notice, duration of proposal, work dates, and full description of the proposal (Include sketches, diagrams and/or maps as necessary to depict the location or structures.)
   (c) Location of Structure: Enter exact latitude/longitudinal coordinates of the structure(s). Indicate County, nearest city or town, and proximity to nearest airport (public or private).
   (d) Height and Elevation: Enter the base elevation of the site, the height of the structure, and the overall height projected above mean sea level - to the nearest foot.
   (e) Certification: Owner/authorized agent must sign and date.

Please mail the completed notice to: PA Department of Transportation
Bureau of Aviation
P.O. Box 3457
Harrisburg, PA 17105

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Danville Curb Cut Reconstruction

Ferry, Church, and Pine Street – Danville, Montour County

*No civilian airports are located within 2,500 feet of the project.*
*No military airports are within 15,000 feet of any of the project sites.*

# APPENDIX I

# NOISE ABATEMENT AND CONTROL

DRAFT

**Noise (CEST Level Reviews)**

| General requirements | Legislation | Regulation |
|---|---|---|
| HUD's Noise regulations protect residential properties from excessive Noise exposure. HUD encourages mitigation as appropriate. | Noise Control Act of 1972<br><br>General Services Administration Federal Management Circular 75-2: "Compatible Land Uses at Federal Airfields" | Title 24 CFR 51 Subpart B |
| **References** | | |
| https://www.hudexchange.info/programs/environmental-review/ Noise-abatement-and- control | | |

1. **What activities does your project involve? Check all that apply:**

☐ New construction for residential use

NOTE: HUD assistance to new construction projects is generally prohibited if they are located in an Unacceptable zone, and HUD discourages assistance for new construction projects in Normally Unacceptable zones. See 24 CFR 51.101(a)(3) for further details.

→ *Continue to Question 4.*

☐ Rehabilitation of an existing residential property

NOTE: For modernization projects in all noise zones, HUD encourages mitigation to reduce levels to acceptable compliance standards. See 24 CFR 51 Subpart B for further details.

→ *Continue to Question 2.*

☐ A research demonstration project which does not result in new construction or reconstruction, interstate, land sales registration, or any timely emergency assistance under disaster assistance provisions or appropriations which are provided to save lives, protect property, protect public health and safety, remove debris and wreckage, or assistance that has the effect of restoring facilities substantially as they existed prior to the disaster

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

☒ None of the above

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

DRAFT

2. **Do you have standardized noise attenuation measures that apply to all modernization and/or minor rehabilitation projects, such as the use of double glazed windows or extra insulation?**

☐ Yes

Indicate the type of measures that will apply (check all that apply):

☐ Improved building envelope components (better windows and doors, strengthened sheathing, insulation, sealed gaps, etc.)

☐ Redesigned building envelope (more durable or substantial materials, increased air gap, resilient channels, staggered wall studs, etc.)

☐ Other

**Explain:**

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

☐ No

→ *Continue to Question 3.*

3. **Complete the Preliminary Screening to identify potential noise generators in the vicinity (1000' from a major road, 3000' from a railroad, or 15 miles from an airport). Describe findings of the Preliminary Screening:**

→ *Continue to Question 6.*

4. **Complete the Preliminary Screening to identify potential noise generators in the vicinity (1000' from a major road, 3000' from a railroad, or 15 miles from an airport). Indicate the findings of the Preliminary Screening below:**

☐ There are no noise generators found within the threshold distances above.

→ *Based on the response, the review is in compliance with this section. Continue to the Worksheet Summary below. Provide a map showing the location of the project relative to any noise generators.*

☐ Noise generators were found within the threshold distances.

→ *Continue to Question 5.*

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5. **Complete the Noise Assessment Guidelines to quantify the noise exposure. Indicate the findings of the Noise Assessment below:**

☐ Acceptable: (65 decibels or less; the ceiling may be shifted to 70 decibels in circumstances described in §24 CFR 51.105(a))

**Indicate noise level here:**

→ *Based on the response, the review is in compliance with this section. Continue to the Worksheet Summary below. Provide noise analysis, including noise level and data used to complete the analysis.*

☐ Normally Unacceptable: (Above 65 decibels but not exceeding 75 decibels; the floor may be shifted to 70 decibels in circumstances described in 24 CFR 51.105(a))

**Indicate noise level here:**

**Is the project in a largely undeveloped area[1]?**

☐ No

→*Your project requires completion of an Environmental Assessment (EA) pursuant to 51.104(b)(1)(i). Elevate this review to an EA-level review. Provide Noise analysis, including Noise level and data used to complete the analysis.*
*Continue to Question 6.*

☐ Yes

→ *Your project requires completion of an Environmental Impact Statement (EIS) pursuant to 51.104(b)(1)(i). Elevate this review to an EIS-level review.*
*Provide noise analysis, including noise level and data used to complete the analysis.*
*Continue to Question 6.*

☐ Unacceptable: (Above 75 decibels)

**Indicate noise level here:**

***Your project requires completion of an Environmental Impact Statement (EIS) pursuant to 51.104(b)(1)(i). You may either complete an EIS or provide a waiver signed by the appropriate authority. Indicate your choice:***

☐ Convert to an EIS
→ *Provide noise analysis, including noise level and data used to complete the analysis.*

[1] A largely undeveloped area means within 2 miles of the project site is less than 50 percent developed with urban uses and does not have water and sewer capacity to serve the project.

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*Continue to Question 6.*

☐ Provide waiver

→ *Provide an Environmental Impact Statement waiver from the Certifying Officer or the Assistant Secretary for Community Planning and Development* per 24 CFR 51.104(b)(2) and Noise analysis, including Noise level and data used to complete the analysis.
Continue to Question 6.

6. **HUD strongly encourages mitigation be used to eliminate adverse noise impacts. Explain in detail the exact measures that must be implemented to mitigate for the impact or effect, including the timeline for implementation. This information will be automatically included in the Mitigation summary for the environmental review.**

☐ Mitigation as follows will be implemented:

| |
|---|
| |

→ *Provide drawings, specifications, and other materials as needed to describe the project's noise mitigation measures.*
*Continue to the Worksheet Summary.*

☐ No mitigation is necessary.
**Explain why mitigation will not be made here:**

| |
|---|
| |

→ *Continue to the Worksheet Summary.*

DRAFT

**Worksheet Summary**

**Compliance Determination**

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

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

Consultation 3/28/2022 with:
U.S. Army Corps of Engineers
PEMA
FEMA
Montour County Historical Society
State Historic Preservation Office
Montour County Conservation
Environmental Protection Agency
PennDOT
Danville Borough
Montour County Planning
Pennsylvania Department of Community and Economic Development

No additional requirements identified from consultations.

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

☐ Yes
☒ No

DRAFT

# APPENDIX J

# ENVIRONMENTAL JUSTICE

DRAFT

## Environmental Justice (CEST and EA)

| General requirements | Legislation | Regulation |
|---|---|---|
| Determine if the project creates adverse environmental impacts upon a low-income or minority community. If it does, engage the community in meaningful participation about mitigating the impacts or move the project. | Executive Order 12898 | |
| | | References |
| | | https://www.hudexchange.info/environmental-review/environmental-justice |

**HUD strongly encourages starting the Environmental Justice analysis only after all other laws and authorities, including Environmental Assessment factors if necessary, have been completed.**

1. **Were any adverse environmental impacts identified in any other compliance review portion of this project's total environmental review?**

   ☐ Yes → *Continue to Question 2.*

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

2. **Were these adverse environmental impacts disproportionately high for low-income and/or minority communities?**

   ☐ Yes

   **Explain:**

   → *Continue to Question 3. Provide any supporting documentation.*

   ☐ No

   **Explain:**

   → *Continue to Question 3. Provide any supporting documentation.*

DRAFT

3. **All adverse impacts should be mitigated. Explain in detail the proposed measures that must be implemented to mitigate for the impact or effect, including the timeline for implementation.**

☐ Mitigation as follows will be implemented:

| |
|---|
| |

→ *Continue to Question 4.*

☐ No mitigation is necessary.

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

| |
|---|
| |

→ *Continue to Question 4.*

4. **Describe how the affected low-income or minority community was engaged or meaningfully involved in the decision on what mitigation actions, if any, will be taken.**

| |
|---|
| |

→ *Continue to the Worksheet Summary and provide any supporting documentation.*

**Worksheet Summary**

**Compliance Determination**

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

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

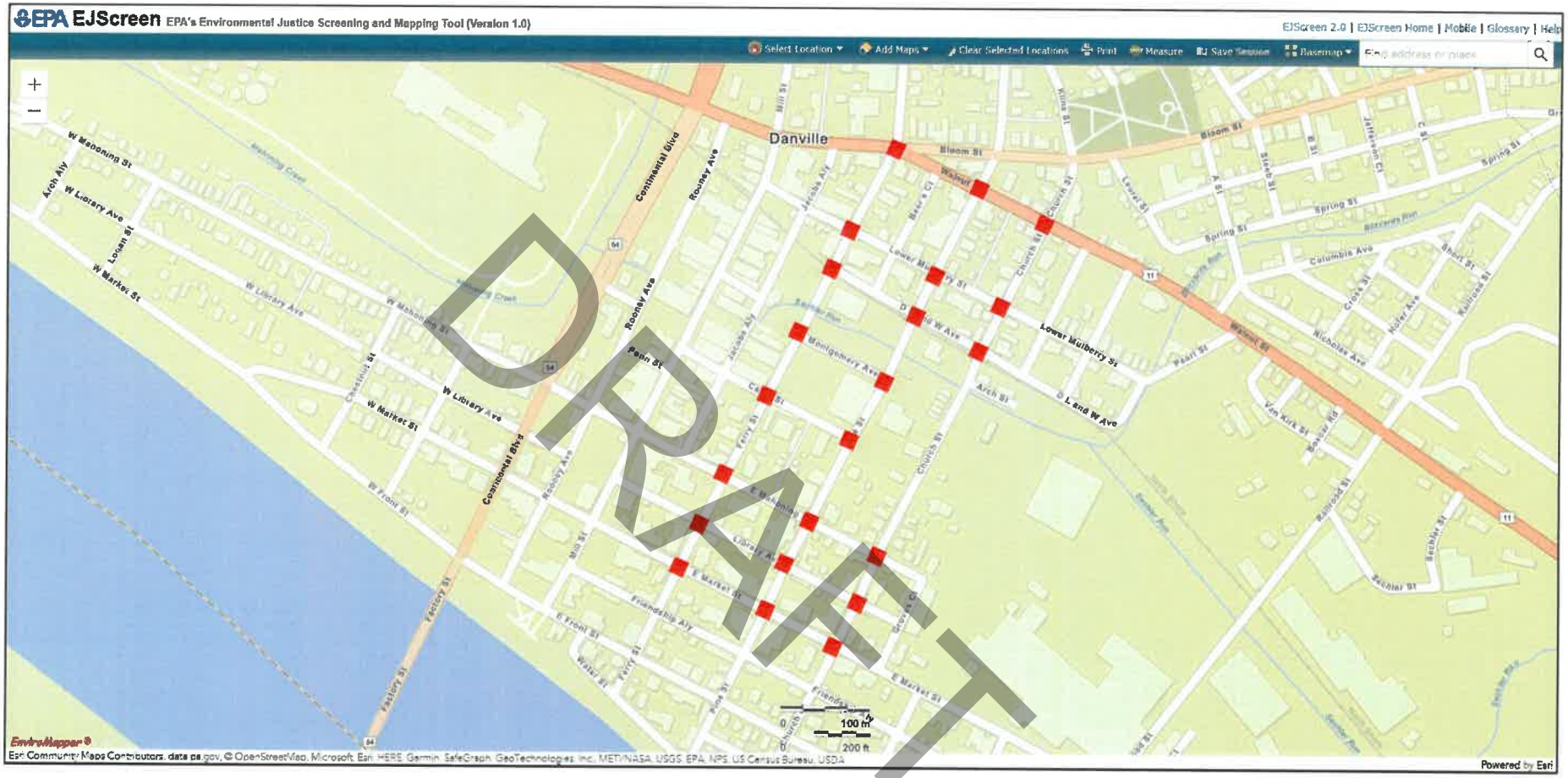
Consultation 3/28/2022 with:
U.S. Army Corps of Engineers
PEMA
FEMA
Montour County Historical Society
State Historic Preservation Office
Montour County Conservation
Environmental Protection Agency
PennDOT
Danville Borough
Montour County Planning
Pennsylvania Department of Community and Economic Development

No additional requirements identified from consultations.

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

☐ Yes
☒ No

DRAFT

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Danville Curb Cut Reconstruction

Ferry, Church, and Pine Street – Danville, Montour County

# APPENDIX K

# CONTAMINATION AND TOXIC SUBSTANCES

# EXPLOSIVE AND FLAMMABLE HAZARDS

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## Contamination and Toxic Substances (Multifamily and Non-Residential Properties)

| General requirements | Legislation | Regulations |
|---|---|---|
| It is HUD policy that all properties that are being proposed for use in HUD programs be free of hazardous materials, contamination, toxic chemicals and gases, and radioactive substances, where a hazard could affect the health and safety of the occupants or conflict with the intended utilization of the property. | | 24 CFR 58.5(i)(2)<br>24 CFR 50.3(i) |
| **Reference** | | |
| https://www.hudexchange.info/programs/environmental-review/site-contamination | | |

1. **How was site contamination evaluated?[1] Select all that apply.**

   ☐ ASTM Phase I ESA
   ☐ ASTM Phase II ESA
   ☐ Remediation or clean-up plan
   ☐ ASTM Vapor Encroachment Screening
   ☒ None of the above

   → *Provide documentation and reports and include an explanation of how site contamination was evaluated in the Worksheet Summary.*
   *Continue to Question 2.*

2. **Were any on-site or nearby toxic, hazardous, or radioactive substances found that could affect the health and safety of project occupants or conflict with the intended use of the property? (Were any recognized environmental conditions or RECs identified in a Phase I ESA and confirmed in a Phase II ESA?)**

   ☒ No
   **Explain:**
   → *Based on the response, the review is in compliance with this section. Continue to the Worksheet Summary below.*

   ☐ Yes.
   → *Describe the findings, including any recognized environmental conditions (RECs), in Worksheet Summary below. Continue to Question 3.*

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[1] HUD regulations at 24 CFR § 58.5(i)(2)(ii) require that the environmental review for multifamily housing with five or more dwelling units or Non-residential property include the evaluation of previous uses of the site or other evidence of contamination on or near the site. For acquisition and new construction of multifamily and Nonresidential properties HUD strongly advises the review include an ASTM Phase I Environmental Site Assessment (ESA) to meet real estate transaction standards of due diligence and to help ensure compliance with HUD's toxic policy at 24 CFR §58.5(i) and 24 CFR §50.3(i). Also note that some HUD programs require an ASTM Phase I ESA.

3. **Mitigation**

Document the mitigation needed according to the requirements of the appropriate federal, state, tribal, or local oversight agency. If the adverse environmental effects cannot be mitigated, then HUD assistance may not be used for the project at this site.

**Can adverse environmental impacts be mitigated?**

☐ Adverse environmental impacts cannot feasibly be mitigated

→ Project cannot proceed at this location.

☐ Yes, adverse environmental impacts can be eliminated through mitigation.

→ *Provide all mitigation requirements[2] and documents. Continue to Question 4.*

4. **Describe how compliance was achieved. Include any of the following that apply: State Voluntary Clean-up Program, a No Further Action letter, use of engineering controls[3], or use of institutional controls[4].**

| |
|---|
| |

**If a remediation plan or clean-up program was necessary, which standard does it follow?**

☐ Complete removal

→ *Continue to the Worksheet Summary.*

☐ Risk-based corrective action (RBCA)

→ *Continue to the Worksheet Summary.*

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[2] Mitigation requirements include all clean-up actions required by applicable federal, state, tribal, or local law. Additionally, provide, as applicable, the long-term operations and maintenance plan, Remedial Action Work Plan, and other equivalent documents.

[3] Engineering controls are any physical mechanism used to contain or stabilize contamination or ensure the effectiveness of a remedial action. Engineering controls may include, without limitation, caps, covers, dikes, trenches, leachate collection systems, signs, fences, physical access controls, ground water monitoring systems and ground water containment systems including, without limitation, slurry walls and ground water pumping systems

[4] Institutional controls are mechanisms used to limit human activities at or near a contaminated site, or to ensure the effectiveness of the remedial action over time, when contaminants remain at a site at levels above the applicable remediation standard which would allow for unrestricted use of the property. Institutional controls may include structure, land, and natural resource use restrictions, well restriction areas, classification exception areas, deed notices, and declarations of environmental restrictions.

**Worksheet Summary**

**Compliance Determination**

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

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

U.S. EPA SUPERFUND PROGRAM DATA - SEMS Superfund Public User Database

DEP PACT Tool –

Environmental Justice Map at https://www.epa.gov/ejscreen

Consultation 3/28/2022 with:
U.S. Army Corps of Engineers
PEMA
FEMA
Montour County Historical Society
State Historic Preservation Office
Montour County Conservation
Environmental Protection Agency
PennDOT
Danville Borough
Montour County Planning
Pennsylvania Department of Community and Economic Development

No additional requirements identified from consultations.

DRAFT

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

☐ Yes
☒ No

http://www.epa.gov/reg3hwmd/super/pa.htm



Superfund Home
Cleanup Home
Region 3 Home

Mid-Atlantic Cleanup
Region 3 Superfund
Federal Facilities
Delaware
District of Columbia
Maryland
Pennsylvania
Virginia
West Virginia
Administrative Record Online
Five-Year Reviews and Closeout Reports

Enforcement
Grants & Funding
Partnerships
Related Links

# Pennsylvania Superfund Sites

[All Sites | District of Columbia | Delaware | Federal Facilities | Maryland | Pennsylvania | Virginia | West Virginia]

| Site Name | EPA ID | NPL Status | City | County | Zip |
|---|---|---|---|---|---|
| Bell Landfill | PAD980705107 | Final | Wyalusing | Bradford | 18853 |
| Centre County Kepone | PAD000436261 | Final | State College | Centre | 16801 |
| Drake Chemical | PAD003058047 | Final | Lock Haven | Clinton | 17745 |
| Safety Light Corporation | PAD987295276 | Final | Bloomsburg | Columbia | 17815 |
| AVCO Lycoming | PAD003053709 | Final | Williamsport | Lycoming | 17701 |
| Jacks Creek/Sitkin Smelting | PAD980829493 | Final | Lewistown | Mifflin | 17044 |
| Route 522 Bridge | PA0002021731 | Non | Lewistown | Mifflin | 17044 |
| MW Manufacturing | PAD980691372 | Final | Valley TWP | Montour | 17821 |
| Dewart Farms | PASFN0305473 | Non | Watsontown | Northumberland | 17777 |
| Baker Brothers Scrap Yard | PAD987389624 | Non | Lewisburg | Union | 17837 |

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**Explosive and Flammable Hazards (CEST and EA)**

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

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

   ☒ No

   → *Continue to Question 2.*

   ☐ Yes

   **Explain:**

   → *Continue to Question 5.*

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

   ☒ No

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

   ☐ Yes

   → *Continue to Question 3.*

3. **Within 1 mile of the project site, are there any current or *planned* stationary aboveground storage containers:**
   - Of more than 100-gallon capacity, containing common liquid industrial fuels OR
   - Of any capacity, containing hazardous liquids or gases that are not common liquid industrial fuels?

   ☐ No

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

   ☐ Yes

   → Continue to Question 4.

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

☐ Yes

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

☐ No

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

5. **Is the hazardous facility located at an acceptable separation distance from residences and any other facility or area where people may congregate or be present?**
Please visit HUD's website for information on calculating Acceptable Separation Distance.

☐ Yes

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

☐ No

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

6. **For the project to be brought into compliance with this section, all adverse impacts must be mitigated. Explain in detail the exact measures that must be implemented to make the Separation Distance acceptable, including the timeline for implementation. If negative effects cannot be mitigated, cancel the project at this location.**
Note that only licensed professional engineers should design and implement blast barriers. If a barrier will be used or the project will be modified to compensate for an unacceptable separation distance, provide approval from a licensed professional engineer.

| |
|---|
| |

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**Worksheet Summary**

**Compliance Determination**

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

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

U.S. EPA SUPERFUND PROGRAM DATA - SEMS Superfund Public User Database

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PEMA
FEMA
Montour County Historical Society
State Historic Preservation Office
Montour County Conservation
Environmental Protection Agency
PennDOT
Danville Borough
Montour County Planning
Pennsylvania Department of Community and Economic Development

No additional requirements identified from consultations.

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

☐ Yes
☒ No

# APPENDIX L

# CLEAN AIR

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## Air Quality (CEST and EA)

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

**Scope of Work**

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

   ☐ Yes
   → *Continue to Question 2.*

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

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

2. **Is your project's air quality management district or county in non-attainment or maintenance status for any criteria pollutants?**
   Follow the link below to determine compliance status of project county or air quality management district:
   http://www.epa.gov/oaqps001/greenbk/

   ☐ No, project's county or air quality management district is in attainment status for all criteria pollutants
   → *Based on the response, the review is in compliance with this section. Continue to the Worksheet Summary below. Provide any documents used to make your determination.*

   ☐ Yes, project's management district or county is in non-attainment or maintenance status for one or more criteria pollutants.
   Describe the findings:

   → *Continue to Question 3.*

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

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

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

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

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

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

| |
|---|
| |

**Worksheet Summary**

**Compliance Determination**

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

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

| |
|---|
| https://www3.epa.gov/airquality/greenbook/<br><br>Nonattainment area maps. |

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

☐ Yes

☒ No

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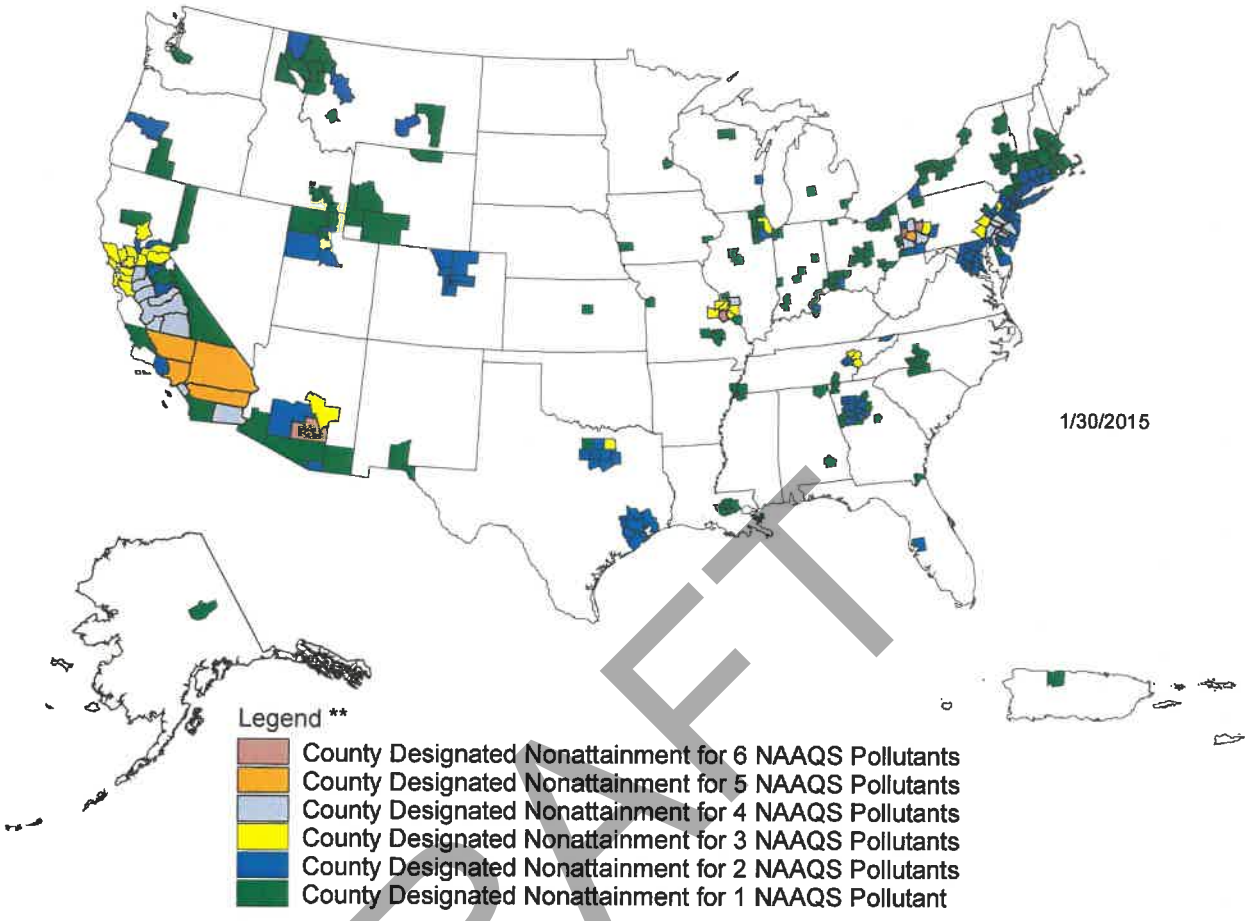
# Counties Designated "Nonattainment"

for Clean Air Act's National Ambient Air Quality Standards (NAAQS) *

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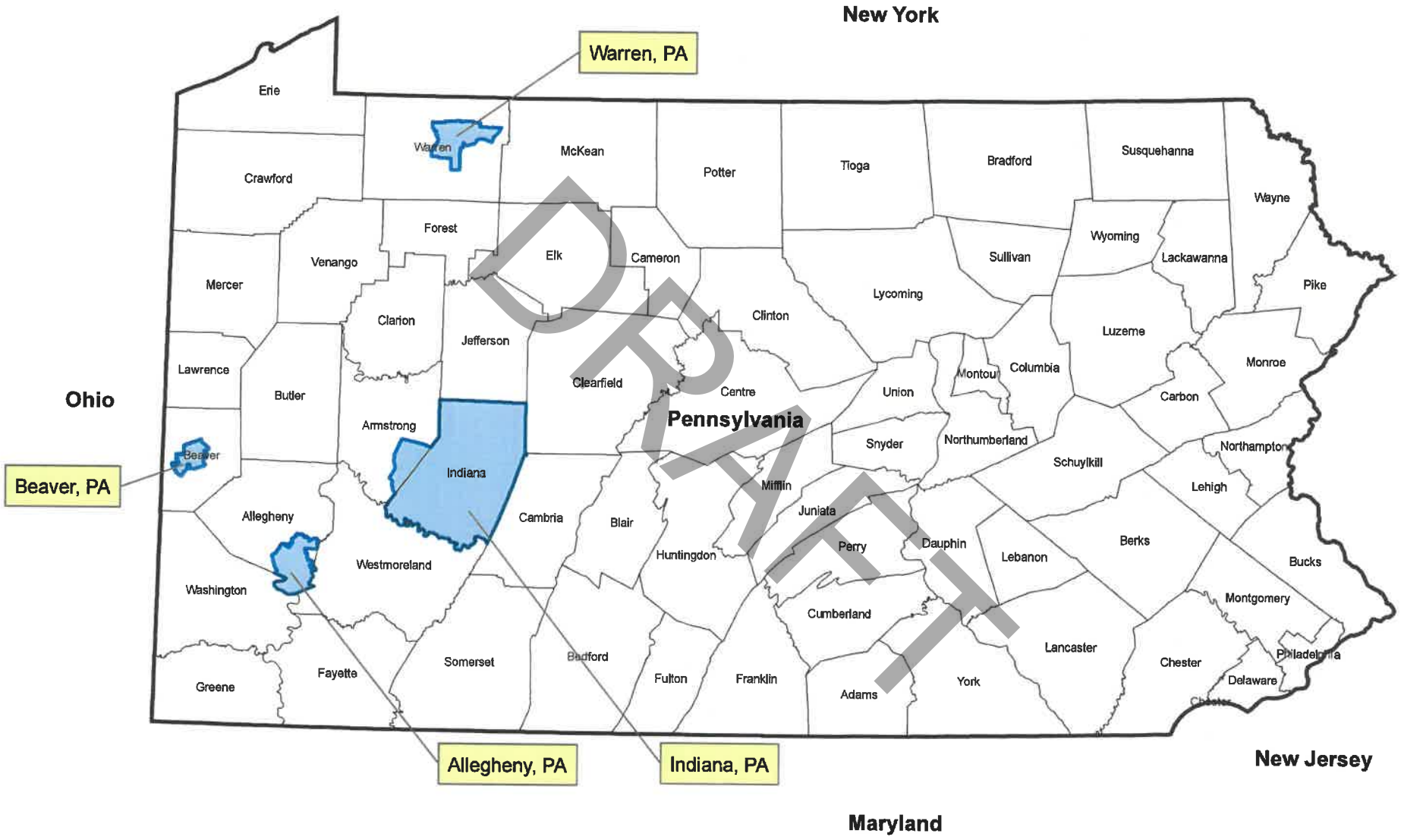
Guam - Piti and Tanguisson Counties are designated nonattainment for the SO2 NAAQS

* The National Ambient Air Quality Standards (NAAQS) are health standards for Carbon Monoxide, Lead (1978 and 2008), Nitrogen Dioxide, 8-hour Ozone (1997 and 2008), Particulate Matter (PM-10 and PM-2.5 (1997 and 2006)), and Sulfur Dioxide.(1971 and 2010)

** Included in the counts are counties designated for NAAQS and revised NAAQS pollutants. 1-hour Ozone is excluded. Partial counties, those with part of the county designated nonattainment and part attainment, are shown as full counties on the map.

# Pennsylvania SO2 Nonattainment Areas (2010 Standard)

12/05/2013

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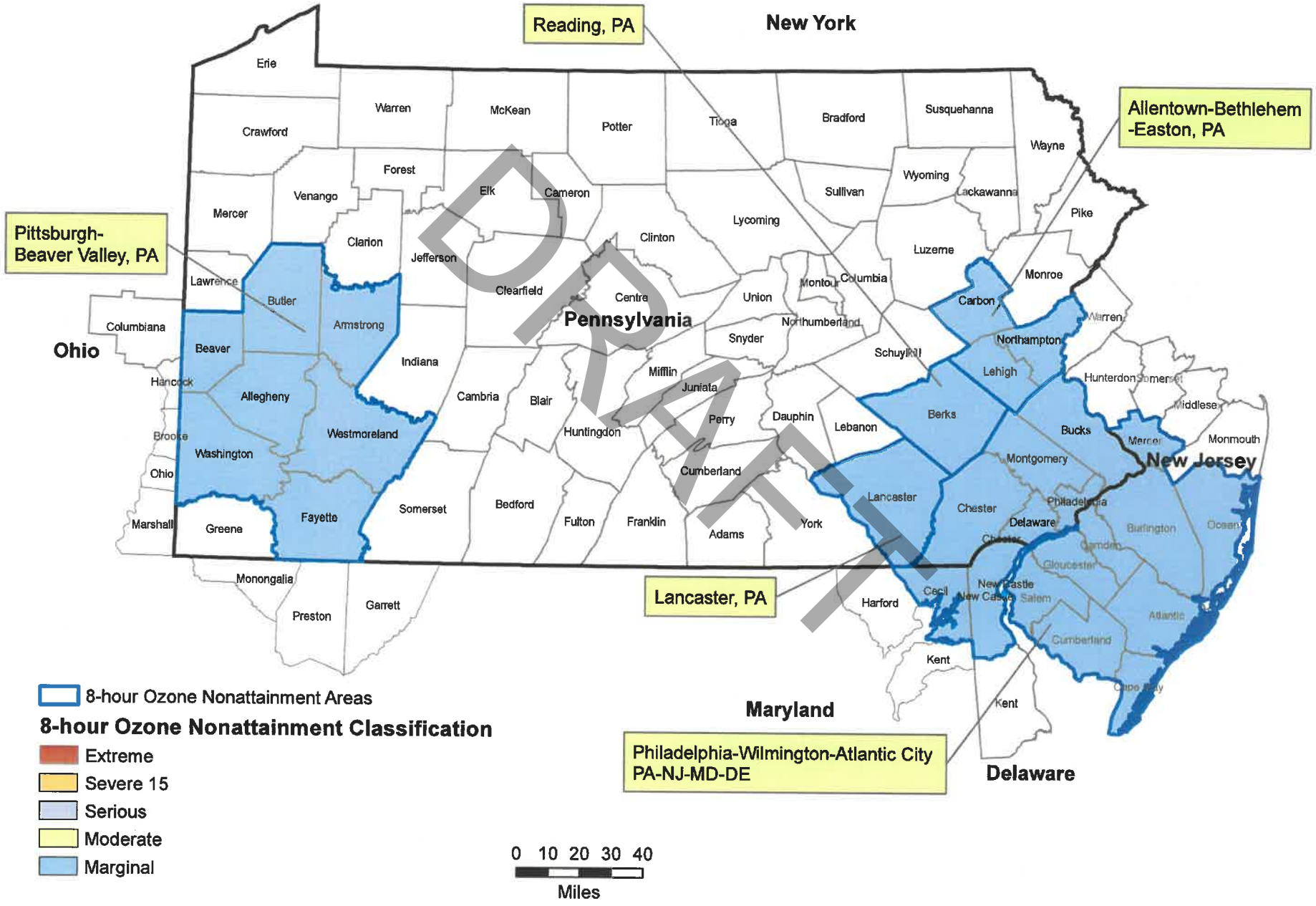
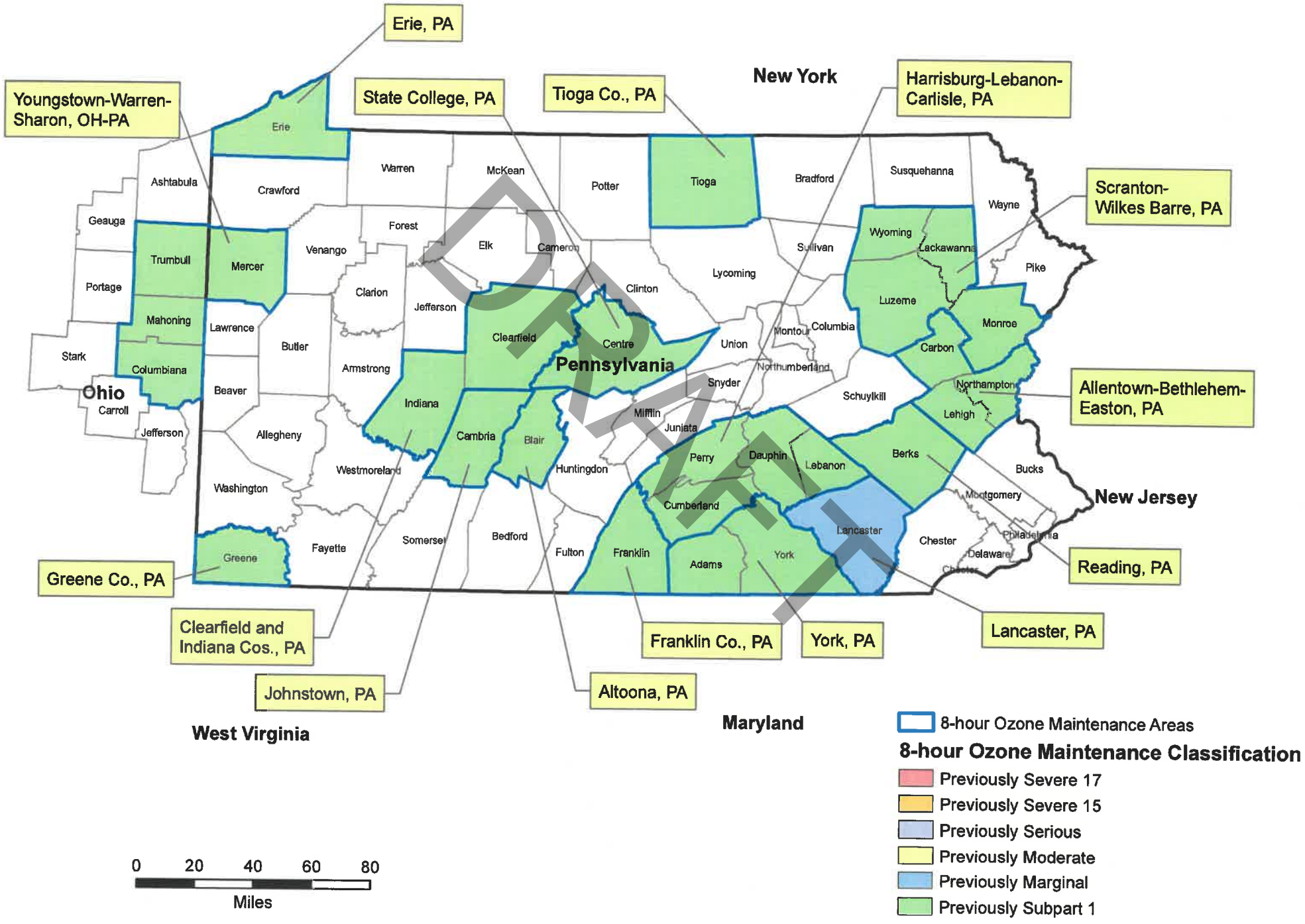
# Pennsylvania 8-hour Ozone Nonattainment Areas (2008 Standard)

12/05/2013



# Pennsylvania 8-hour Ozone Maintenance Areas (1997 Standard)

1/30/2015

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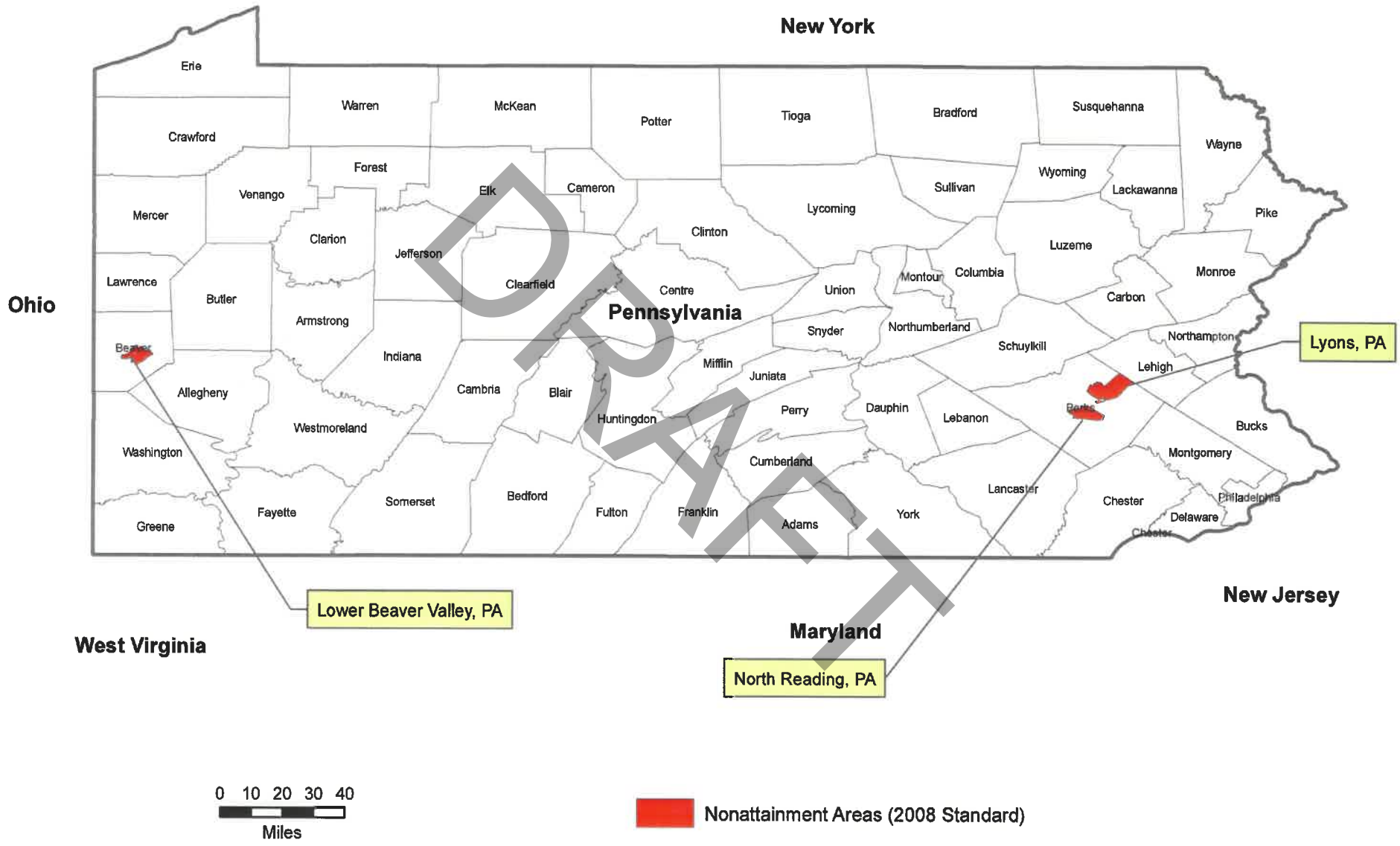
# Pennsylvania Lead Nonattainment Areas (2008 Standard)

12/05/2013

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http://epa.gov/oar/oaqps/greenbk/rnc.html
Last updated on 1/30/2015

Green Book



# Classifications of PM-2.5 (2006) Nonattainment Areas

As of January 30, 2015

**MODERATE**

Allentown, PA
Chico, CA
Fairbanks, AK
Imperial Co, CA
Johnstown, PA
Klamath Falls, OR
Knoxville-Sevierville-La Follette, TN
Lancaster, PA
Liberty-Clairton, PA
Logan, UT-ID
Los Angeles-South Coast Air Basin, CA
Nogales, AZ
Oakridge, OR
Philadelphia-Wilmington, PA-NJ-DE (PA portion)
Pittsburgh-Beaver Valley, PA
Provo, UT
Sacramento, CA
Salt Lake City, UT
San Francisco Bay Area, CA
San Joaquin Valley, CA
Tacoma, WA
West Central Pinal, AZ

Go Top

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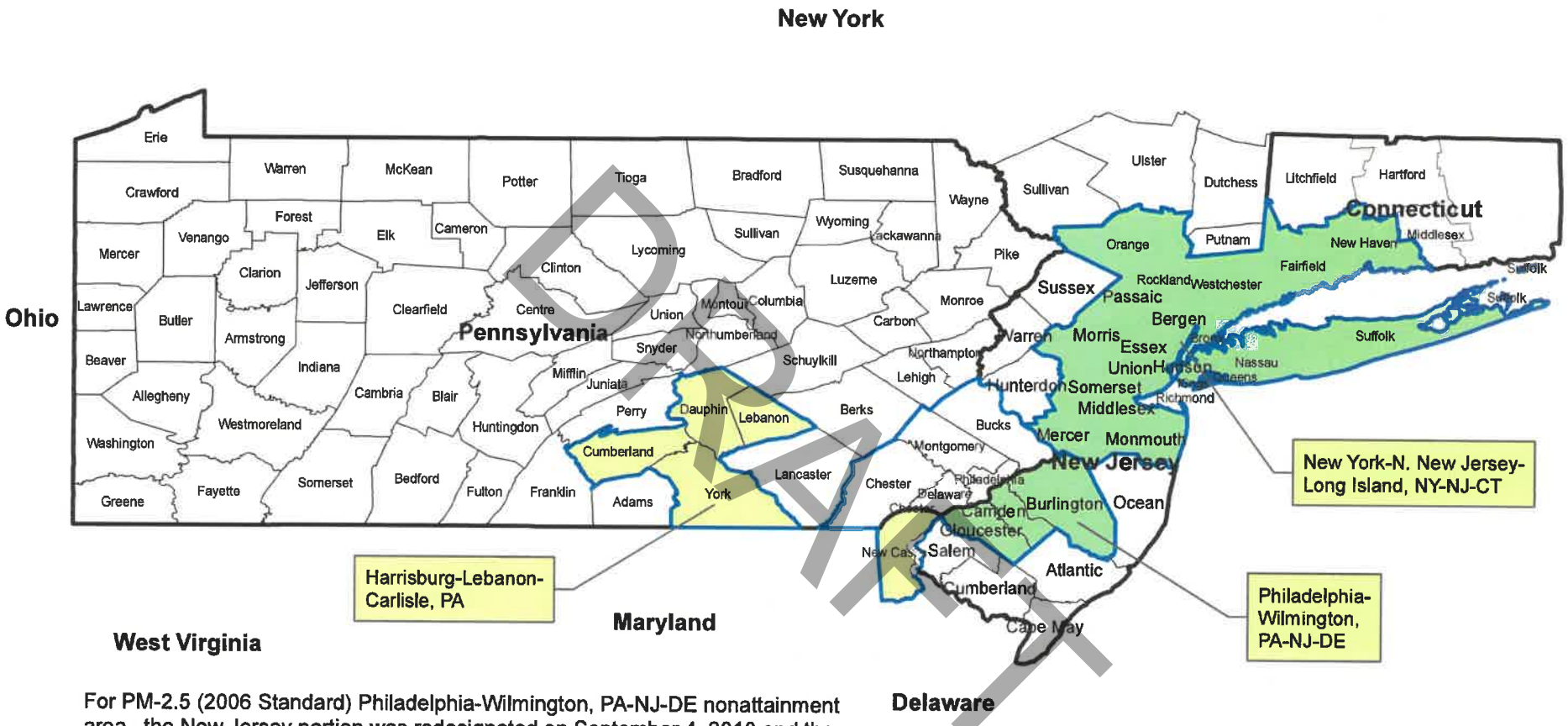
# Pennsylvania, New York, New Jersey, Connecticut, Delaware PM-2.5 Maintenance Areas (2006 Standard)

1/30/2015




For PM-2.5 (2006 Standard) Philadelphia-Wilmington, PA-NJ-DE nonattainment area, the New Jersey portion was redesignated on September 4, 2013 and the Delaware portion was redesignated a year later on September 4, 2014. The Pennsylvania portion has not been redesignated. The entire area is not considered in maintenance until all states in a multi-state area are redesignated.

0 25 50 75 100
Miles

PM-2.5 MaintenanceAreas

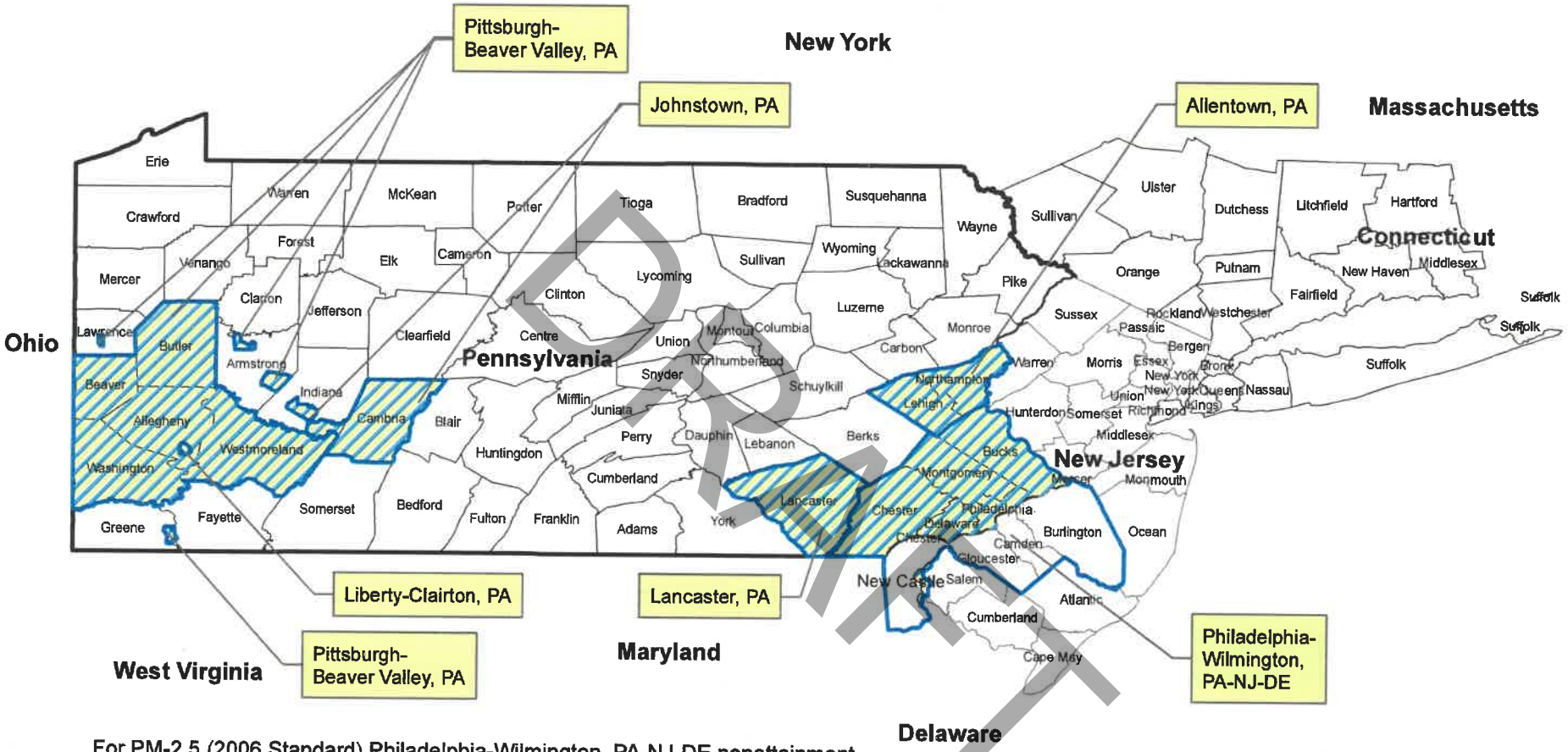
**PM-2.5 Maintenance Classification**

Previously Moderate

Previously Subpart 1

# Pennsylvania, New York, New Jersey, Connecticut, Delaware PM-2.5 Nonattainment Areas (2006 Standard)

1/30/2015




For PM-2.5 (2006 Standard) Philadelphia-Wilmington, PA-NJ-DE nonattainment area, the New Jersey portion was redesignated on September 4, 2013 and the Delaware portion was redesignated a year later on September 4, 2014. The Pennsylvania portion has not been redesignated. The entire area is not considered in maintenance until all states in a multi-state area are redesignated.

PM-2.5 Nonattainment Areas

PM-2.5 Nonattainment Areas with Clean Data

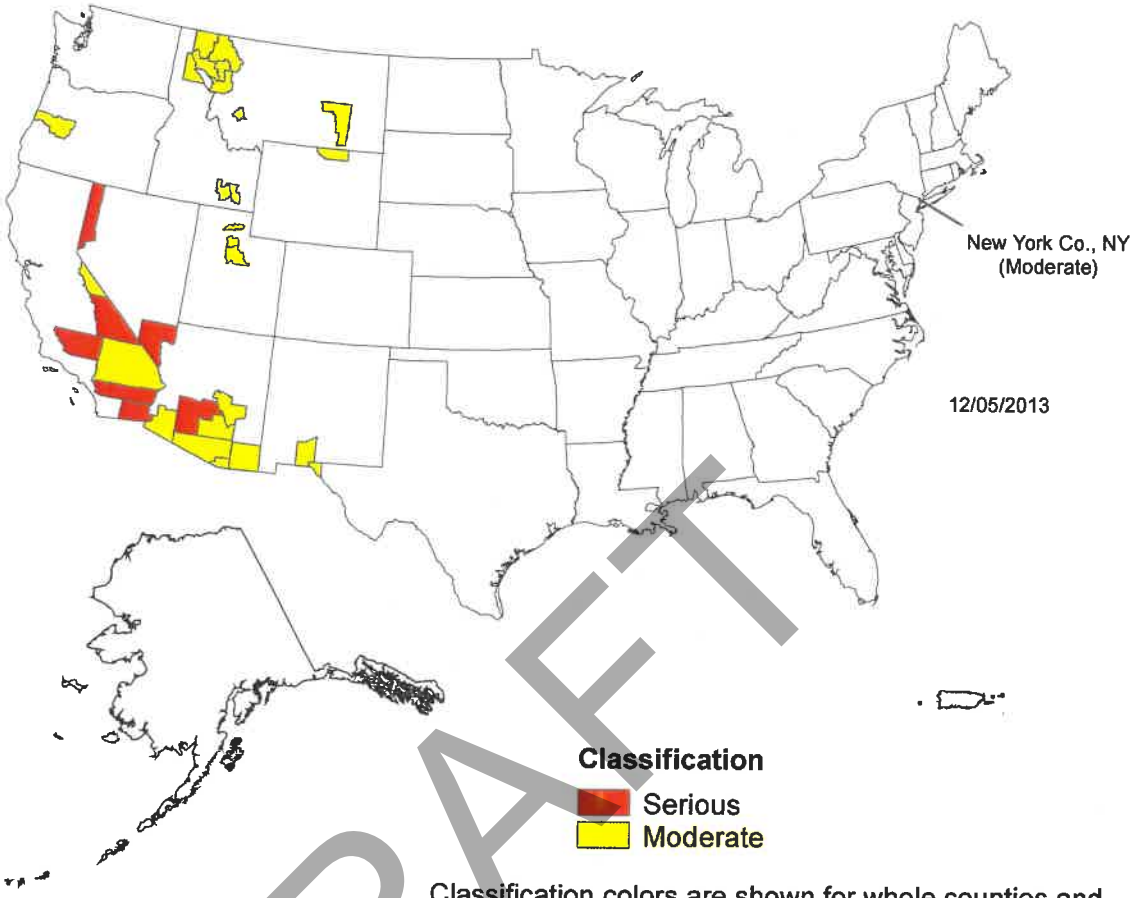
**PM-2.5 Nonattainment Classification**

Moderate

0 25 50 75 100

Miles

# Counties Designated Nonattainment for PM-10




Classification colors are shown for whole counties and denote the highest area classification that the county is in

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# APPENDIX M

# GENERAL CONSULTATION

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# APPENDIX N

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

# CERTIFICATION OF ENVIRONMENTAL REVIEW, REQUEST FOR RELEASE OF FUNDS

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# APPENDIX O

# AUTHORITY TO USE GRANT FUNDS

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