

# ENVIRONMENTAL REVIEW RECORD

GRANT NUMBER:  
**ESA 201910299788**

PROJECT NAME:  
**Owner-Occupied Housing Rehabilitation**  
**Milton Borough**



EQUAL HOUSING  
OPPORTUNITY

## **Tier 1 Review**

During the Tier 1 review properties to be rehabilitated have not been identified, therefore you are not able to meet compliance with Flood Insurance, Historic Preservation, Floodplain Management, Explosive and Flammable Hazards, and Contamination and Toxic Substances. Instead, the Tier 1 for these compliance areas should establish the policy, standards, or processes to be followed in the Tier II and include a plan to address mitigation measures that will be undertaken. Per DCED, NO consultations are required at this point.

1. You may now publish or post your Notice.
2. When comment period expires forward RROF with a copy of the notice to DCED for approval.

## **The Release of Funds**

In a tiered environmental review, grantees publish a Finding of No Significant Impact (FONSI) and/or Notice of Intent to Request Release of Funds (NOI/RROF) following the completion of the Tier 1 review. Grantees do not republish these notices or submit additional Request for Release of Funds (RROF) following site-specific Tier 2 reviews. Tier 2 documentation remains in the grantee environmental review property file, and is subject to monitoring by DCED, failure to comply may result in the loss of project funding.

## **Tier 2 Review**

When specific sites are selected for participation in a program, grantees must revisit the Tier 1 checklist(s) and conduct a focused evaluation of **all** compliance areas that were not adequately addressed during the Tier 1 review. For each site, create a "Tier 2 compliance checklist," and compile all associated correspondence and documentation into a site environmental review record. **Final design, specifications or bidding may not begin for a site until all Tier 2 compliance areas for that site are complete.**

1. Properties are identified
2. Create individual files for each property
3. Copy the 58.5 checklist that was completed for Tier I, document compliance review conducted for Tier 2 and place in each individual property file, this process is completed for each property identified to be rehabilitated.

In cases where a particular site-specific activity does not conform to the limits established in the broad-level review, the broad-level review cannot be employed for that site. For example, sites that are outside the defined geographic boundaries, do not fit within the defined protocols for a particular law or authority, or involve activities that are not part of the project description for the broad-level review will require a new environmental review, separate from the tiered review

Tier 2 checklist is completed by achieving compliance with the regulations that were not satisfied during the Tier I review (Historic Preservation, Floodplain Management, Explosive and Flammable Hazards, Contamination/Toxic Substances, Flood Insurance and possibly Noise Attenuation).



## STATE HISTORIC PRESERVATION OFFICE (SHPO) REVIEW PROCESS AND FORMS

State and federal laws require all projects receiving federal or state funds or permits that have the potential to affect historic or archaeological resources to be reviewed by the State Historic Preservation Office (SHPO). **With the programmatic agreement in place between PA SHPO and the Department of Community & Economic Development (DCED), all requests for review for projects funded by HUD and under the administration of DCED should be sent directly to the DCED Historic Preservation Specialist at the address below:**

Pamela Reilly, DCED Historic Preservation Specialist  
Center for Compliance, Monitoring, and Training  
Department of Community and Economic Development  
Commonwealth Keystone Building, 4th Floor  
400 North Street  
Harrisburg, PA 17120-0225  
717.720.1441 (Phone)  
717.214.5416 (Fax)  
preilly@pa.gov

**All submissions must include the *Section 106 Consultation Form* and a *USGS/City Map* with project location marked. All housing rehabilitation or demolition projects also require a completed *Individual Property Information Form* and photos of all buildings.**

If you have any questions, call, or email Pamela Reilly, DCED Historic Preservation Specialist, for assistance.

**Remember, the following basic information is necessary for every Section 106 review:**

- Project location, description, and funding source
- Amount and location of ground disturbance for archaeological review
- Project's effect on buildings over 50 years old
- Photos of structures and project site showing entire building and its setting
- USGS map with project location clearly marked
- Location of project and nearby historic property(ies) and historic districts

**When a project has no potential to affect historic structures or archaeological resources, it is not an undertaking under federal law, and no review is required** (examples of projects that are not undertakings include the hiring of code inspectors or the purchase of movable equipment like phones or fire trucks.) Retain records of such non-undertaking projects for monitoring purposes. **If the project involves only activities included on the *No Effect Activities List* and no ground disturbance is planned, no review by the PA SHPO/DCED Historic Preservation Specialist is required.** However, records must be kept for the submission of an annual report of all projects not reviewed. This annual report of all *No Effect List Projects* should be submitted to the DCED Historic Preservation Specialist on a yearly basis. An *Annual Report Form* is available for use.

**The only time NO review is required is:**

- When the project is not an undertaking that could affect buildings or archaeological sites
- When only buildings less than 50 years old are affected
- When all projects activities are included on the *No Effect Activities List*
- When no new ground disturbance is planned

For more information about the PA State Historic Preservation Office, staff listings, grant programs, identified historic resources, and related information, please visit their website: [www.phmc.pa.gov](http://www.phmc.pa.gov).

Download USGS quad maps from the cultural resource website: [www.dot7.state.pa.us/crgis](http://www.dot7.state.pa.us/crgis).

## NO EFFECT ACTIVITIES LIST

**These activities require NO consultation with the DCED Historic Preservation Specialist**

No individual project review is required if the local HUD program administrator determines that the project activities do not constitute an undertaking (a project that has the potential to physically affect archaeological or standing structures) or will involve:

1. Properties less than fifty (50) years old; or
2. Project activities that are limited solely to those General Community Development Activities listed below

However, all projects not submitted for review should be noted on the *Annual Report of No Effect Activities List* and submitted yearly to the DCED Historic Preservation Specialist.

**GENERAL COMMUNITY DEVELOPMENT ACTIVITIES Property Rehabilitation Activities****Property Exterior**

1. Repairs or in-kind replacement\* of:
  - a. roofs
  - b. doors
  - c. foundations
  - d. porches (including railings, post/columns, brackets, cornices, steps, flooring, screening, and decorative trim)
  - e. siding
  - f. exterior architectural details and features g. cellar or bulkhead doors
  - h. gutters or downspouts i. awnings and signs
  - j. sidewalks, curbs, and steps k. driveways
  - l. windows to include:
    - i. repair, scraping and repainting of existing windows
    - ii. in-kind, replacement of window sash, glass, and hardware, including jam tracks
    - iii. in-kind, replacement of damaged and non-operable transoms
2. Installation or repair of storm windows and doors, provided they conform to the shape and size of the historic windows and doors and do not protrude beyond the face of the building. The meeting rail of storm windows must match the existing sash. Color of the storm door or window should be chosen to minimize the visual impact, matching either the surround or the door or window itself. Unpainted mill finish aluminum is not acceptable. Storm doors must be of plain, non-decorative design so as not to detract from the door itself.
3. Application of caulking, weather-stripping, or re-glazing materials.
4. Installation of doors and window locks and/or electronic security apparatus
5. Removal of exterior paint by non-destructive means (e.g. scraping, sanding, or wet sanding.) No sandblasting and/or water washing higher than 300 PSI.
6. Exterior lead paint remediation (limited to scraping and repainting of exterior surfaces that does not remove or cover over original wood trim or building features)
7. Repair or repointing of chimneys to match original design, material, and pointing mortar composition
8. Masonry repair using material\* that matches original mortar composition, color, joint profile, and width
9. Repair or in-kind replacement of existing wheelchair ramps (design changes require review.)
10. Clean and seal treatments to secure and protect vacant structures from deterioration and vandalism, if treatments do not remove or damage architectural features of the property, such as window/door trim.

\* In-kind replacement is understood to mean that of matching material, dimensions, design, detailing, and operation. If new materials proposed, individual property consultation must occur.

**Property Interior**

1. Repair, replacement or installation of the following systems provided that such work does not affect or change the appearance of the street-facing façade:
  - a. electrical systems
  - b. plumbing pipes and fixtures
  - c. mechanical systems
  - d. installation of fire detectors
  - e. ventilation systems
  - f. kitchen, bathroom, and/or utility room improvement
2. Finishing of unfinished basement or attics, including repair or installation of cellar floors.
3. In-kind repair, repainting, or refinishing of existing interior walls, ceilings, doors, moldings, fireplaces, mantels, and woodwork.
4. Application of new drywall unless it covers plaster surfaces with interior trim and architectural features.
5. Repair and refinishing of existing floors, including installation of carpet or floor covering.
6. Restroom improvements for handicapped accessibility, if work is contained within the existing restroom and no structural changes are needed.
7. Asbestos abatement activities that do not involve removal or alteration of decorative features.
8. Activities to bring a property up to code standards provided no structural changes are needed.
9. Acquisition of properties limited to the legal transfer of ownership with no physical improvements. **PLEASE NOTE:** Acquisition for the purpose of demolition is **not** a No Effect Activity and must be submitted for individual review.
10. Acquisition for rehabilitation pending reuse or disposal of the property provided that buildings are secured to avoid further deterioration and vandalism.
11. Environmental assessments and abatement, including soil tests and removal of underground tanks.
12. Installation of temporary, reversible barriers such as chain link fences and polyethylene sheeting and tarps.
13. Street, sidewalk, driveway, curb and alley maintenance, repair and replacement, to include line painting, resurfacing and landscaping, provided that no change in the appearance, width, surface, vertical alignment, or drainage will result from the project.
14. Resurfacing of existing parking lots, if regarding does not exceed a depth of six (6) inches.
15. ADA curbcuts, as long as they do not impact contributing elements of a historic property or district, such as a retaining wall, exterior building wall or decorative sidewalk.
16. Maintenance and in-kind repair of existing landscape features, including plantings, fences, retaining walls, walkways, and statuary.
17. Parking meter repair or replacement, if the new meters are of similar size and placement to existing.
18. Upgrading, replacement, and repair of existing utility service lines and sewer systems, as long as work is confined to existing and disturbed rights-of-way.
19. Construction or installation of new sewer lines or waterlines in previously disturbed or excavated ground provided that the construction activity is limited to the road cartway or berm and no new ground disturbance is proposed.
20. Recreation activities in existing parks, including resurfacing athletic courts, installation of playground equipment, picnic tables, and other amenities that require minimal ground disturbance.
21. Replacement of sewer and water treatment plant equipment



# INDIVIDUAL PROPERTY INFORMATION FORM

*for Rehabilitation or Demolition Projects  
for DCED Administered HUD Programs*

**REHABILITATION BEYOND THE NO EFFECT ACTIVITIES LIST IS PROPOSED FOR THE PROPERTY BELOW**

Rehabilitation       Demolition

1. SUBMITTED BY:

1. PROJECT FUNDING SOURCE:

CDBG    HOME    CDBG-DR    Other: \_\_\_\_\_

2. PROPERTY LOCATION (INCLUDE STREET ADDRESS, MUNICIPALITY, & COUNTY):

4. AGE OF BUILDING (ORIGINAL CONSTRUCTION DATE):

5. BUILDING USE (RESIDENCE, COMMERCIAL PROPERTY, PUBLIC USE) AND ADDITIONAL INFORMATION (CONDITION, CHANGES TO BUILDING, YEARS VACANT):

6. Has the property been individually listed or determined eligible for the National Register?     Yes    No    Unsure

7. Is this property located near or within a National Register listed or eligible historic district?     Yes    No    Unsure

8. Is this property proposed for demolition?     Yes    No    Unsure

*Describe proposed work and changes to original features:*

9. Windows:

10. Siding:

11. Doors:

12. Porches:

13. Roofs and Chimneys:

14. Cornice and Trim:

15. Dormers:

16. Other:

**PLEASE PROVIDE:**

**USGS map or city street map** with the project location clearly marked and showing historic district boundaries, if present.

Property photographs: Front and rear views, and streetscape views to show setting

## 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
- None of the above apply**

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Project

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Reviewed By

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Date



# PROJECT REVIEW FORM

## Request to Initiate SHPO Consultation on State and Federal Undertakings

<b>SHPO USE ONLY</b>		Reviewers: _____ / _____
DATE RECEIVED:	DATE DUE:	
ER NUMBER:	HRSF: _____	

REV: 03/2020

### SECTION A: PROJECT NAME & LOCATION

Is this a new submittal?	YES	NO	OR	This is additional information for ER Number:		
Project Name	County		Municipality			
Project Address	City/State/ Zip					

### SECTION B: CONTACT INFORMATION & MAILING ADDRESS

Name	Phone
Company	Fax
Street/PO Box	Email
City/State/Zip	Email cc:

### SECTION C: PROJECT DESCRIPTION

This project is located on: (check all that apply)	Federal property	State property	Municipal property	Private property
List all federal and state agencies and programs providing funds, permits, licenses.	Agency Type	Agency/Program/Permit Name	Project/Permit/Tracking Number (if applicable)	

### Proposed Work – Attach project description, scope of work, site plans, and/or drawings

Project includes (check all that apply):	Construction	Demolition	Rehabilitation	Disposition
Total acres of project area:	Total acres of earth disturbance:			
Are there any buildings or structures within the project area?	Yes	No	Approximate age of buildings:	
Does this project involve properties listed in or eligible for the National Register of Historic Places, or locally designated? Inventory here: <a href="https://gis.penndot.gov/crgis">https://gis.penndot.gov/crgis</a>	Yes	No	Unsure	Name _____
				Key Number _____

<p><b>Please email this form and pdf attachments to:</b> <a href="mailto:RA-PH-PASHPO-ER@pa.gov">RA-PH-PASHPO-ER@pa.gov</a></p> <p><b>Or, please print and mail completed form and all attachments to:</b> PHMC- PA State Historic Preservation Office 400 North Street Commonwealth Keystone Building, 2nd Floor Harrisburg, PA 17120-0093</p>	<p><b>Attachments – Please include the following information with this form</b></p> <p><b>Map</b> – 7.5' USGS quad, streetmap, or parcel map showing the project's Area of Potential Effect</p> <p><b>Description/Scope of Work</b>– Narrative description of the project, including any ground disturbance and previous land use, and any potential to impact historic resources</p> <p><b>Site Plans/Drawings</b> – Indicate location and age of buildings, any proposed improvements, and past and present land use</p> <p><b>Photographs</b> – Attach digital photographs of the project site, including images of all buildings and structures keyed to a site plan, for buildings older than 50 years use the Abbreviated HRSF</p>
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SHPO DETERMINATION (SHPO USE ONLY)	
<p>There are <b>NO HISTORIC PROPERTIES</b> in the Area of Potential Effect</p> <p>The project will have <b>NO EFFECT</b> on historic properties</p> <p>The project will have <b>NO ADVERSE EFFECTS</b> on historic properties: _____ Key# _____</p>	<p>The project will have <b>NO ADVERSE EFFECTS WITH CONDITIONS</b> (see attached)</p> <p><b>SHPO REQUESTS ADDITIONAL INFORMATION</b> (see attached)</p>
<p><b>DIVISION CHIEF, ENVIRONMENTAL REVIEW:</b> _____ <b>DATE:</b> _____</p> <p style="text-align: right;"><b>SHPO REVIEWER:</b> _____</p>	

# **ENVIRONMENTAL REVIEW RECORD**

**GRANT NUMBER:  
ESA 201910299788**

**PROJECT NAME:  
Owner-Occupied Housing Rehabilitation  
Milton Borough**

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## Environmental Review Record Checklist

Components	Yes	No	N/A	Comments
<b>1. Brief Project Description</b>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Page 3
<b>2. Explanation of Exemption or Categorical Exclusion Determinations (as relevant)</b>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
<b>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**</b>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Pages 6-7
<b>4. Environmental Assessment Document (Depending on level of clearance req.)</b>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Pages 2-14
<b>5. Environmental Assessment Checklist (Optional)</b>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Page 11
<b>6. Notice of Finding of No Significant Impact as posted/published (as relevant)</b>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
<b>7. Notice of Intent to Request a Release of Funds as posted/published (as relevant)</b>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
<b>8. Combined FONSI/RROF as posted/published (as relevant)</b>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Appendix N
<b>9. a. Distribution List of FONSI (as relevant) b. Distribution List of RROF (as relevant) c. Distribution List of FONSI/RROF (as relevant)</b>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Appendix N
<b>10. Any comments received and recipient responses</b>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Appendices A through M
<b>11. Certification of Environmental Review, Request for Release of Funds submitted (as relevant)</b>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Appendix N
<b>12. Notice of Removal of Grant Condition/Release of funds (as relevant)</b>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Appendix O
<b>13. Post-Review Revisions and Changes, Written Decisions, Amendments, and Supplements (as relevant)</b>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
<b>14. Continuing Project (58.47) Determination (as relevant)</b>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
<b>15. EIS documentation required by 58.55-60 (as relevant)</b>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	

\* Section 58.5 Requirements

\*\* Section 58.6 Other Requirement

**PART 1**  
**BROAD-LEVEL TIERED ENVIRONMENTAL REVIEW**  
**HOUSING REHAB**  
**TIER ONE**  
**CATEGORICALLY EXCLUDED SUBJECT TO SECTION 58.5**  
**PURSUANT TO 24 CFR 58.35 (a)(3)(i)**

## Environmental Review Record Checklist

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<b>1. Brief Project Description</b>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Page 3
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<b>15. EIS documentation required by 58.55-60 (as relevant)</b>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	

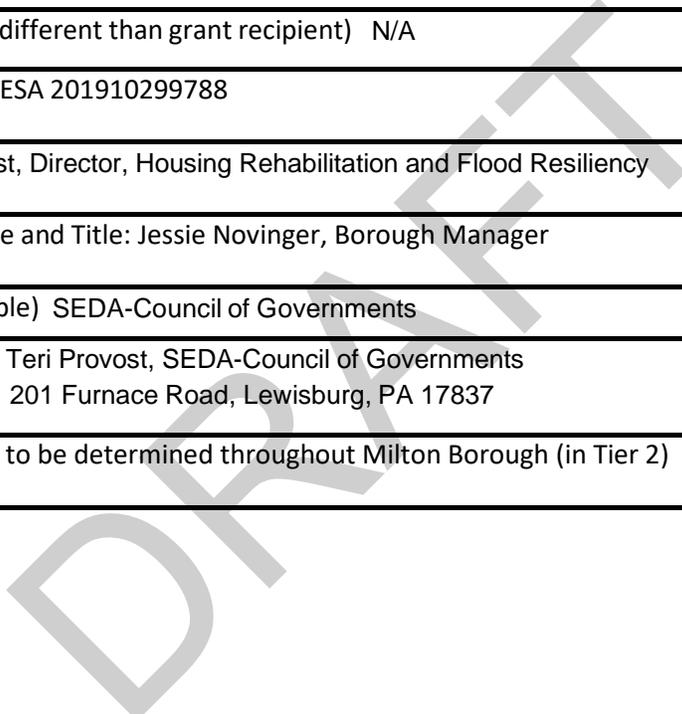
\* Section 58.5 Requirements

\*\* Section 58.6 Other Requirement



**ENVIRONMENTAL REVIEW HOUSING REHAB**  
**Categorically Excluded Subject to Section 58.5**  
**Pursuant to 24 CFR 58.35(a)**

<u>Project Information – Tier Review</u>
Project Name: Milton Borough-Owner Occupied Housing Rehabilitation – Phase I
Grant Recipient: Milton Borough
Responsible Entity: (if different than grant recipient) N/A
State/Local Identifier: ESA 201910299788
Preparer: Teri Provost, Director, Housing Rehabilitation and Flood Resiliency
Certifying Officer Name and Title: Jessie Novinger, Borough Manager
Consultant: (if applicable) SEDA-Council of Governments
Direct Comments to: Teri Provost, SEDA-Council of Governments 201 Furnace Road, Lewisburg, PA 17837
Project Location: Sites to be determined throughout Milton Borough (in Tier 2)



Proposed Project Description: Milton Borough proposes to use federal HOME funds, ESA number 201910299788 (pending contract) in the amount of \$500,000, to rehabilitate owner-occupied homes within the Borough. Anticipated activities associated with the scattered sites for housing rehabilitation throughout Milton Borough include, but are not necessarily limited to, roofs, downspouts and gutters, windows, porches, steps, balconies, exterior doors and screen doors, fascia and soffits, exterior painting or siding, sidewalks, electrical system improvements, furnace, water heater, plumbing, handrails/guardrails, lead-paint related work, interior doors, bathroom improvements, wall/ceiling/floor repair, interior painting, insulation, and weatherization. The houses identified for the housing rehabilitation work will generally not receive more than \$65,000 each in HOME funding. We anticipate the rehabilitation of approximately nine homes with this funding.

The proposed housing rehabilitation activities to be funded under the HOME program are Categorically Excluded from the National Environmental Policy Act requirements but are subject to compliance with the environmental laws and authorities listed at §58.5 of 24 CFR Part 58. In accordance with §58.15, a tiered review process has been structured, whereby some environmental laws and authorities are being reviewed and studied for the intended target area listed above. Specifically, the target area will be studied and compliance with the following laws and authorities will be established in this Tier 1 review: Floodplain Management, Coastal Barriers Resources Act, Sole Source Aquifers, Wild and Scenic River, Wetlands Protection, Coastal Zone Management Act, Clean Air Act, Explosive & Flammable Hazards, Farmlands Protection, Airport Hazards, and Environmental Justice. As sites are identified for rehabilitation, compliance with the following environmental laws and authorities will take place in the Tier 2 review: Historic Preservation, National Flood Insurance Program requirements, Endangered Species Act, Noise Abatement and Control, and Contamination and Toxic Substances. Additionally, lead based paint, asbestos, and radon will be treated consistent with program requirements and federal, state, and local laws.

Maximum number of units addressed by this tiered review: 9

Level of Environmental Review Determination: Categorically Excluded Subject to 58.5(a)(3)(i)

**Funding Information**

Grant Number	HUD Program	Funding Amount
ESA 201910299788 (pending contract)	HOME	\$500,000

**Estimated Total HUD Funded Amount: \$500,000**

**Estimated Total Project Cost: \$500,000**

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

Record below the compliance or conformance determination 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 approval. Clearly note citations, dated/names/titles of contacts and page references. Attach additional documentations as appropriate.

<b>Compliance Factors:</b>  Statutes, Executive Orders and Regulations listed at 24 CFR 58.5 and 58.6	Are Formal compliance steps or mitigation required?	Compliance Determinations
<b>Statutes, Executive Orders, and Regulations listed at 24 CFR 50.4 &amp; 58.6</b>		
<b>Airport Hazards</b>  24 CFR Part 51 Subpart D	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	24 CFR Part 51 Subpart D, no major rehabilitation to be undertaken as part of the housing rehabilitation activity. A copy of the runways in Pennsylvania map can be located in tier one of the ERR.  Appendix H
<b>Coastal Barrier Resources</b>  Coastal Barrier Resources Act, as amended by the Coastal Barrier Improvement Act of 1990 [16 USC 3501}	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	"Out" determination made, the first tier of the ER contains the FIRM and Coastal Barrier Resources Map.  Appendix B
<b>Flood Insurance</b>  Flood Disaster Protection Act of 1973 and National Flood Insurance Reform Act of 1994 [42 USC 4001-4128 and 42 USC 5154a]	Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>	<p style="text-align: center;"><b>Conducted in (Tier 2)</b></p> Property owners in a floodplain must purchase and maintain flood insurance protection. Coverage is limited to the building and improvements. See FEMA map in tier one of the ERR. Appendix A

**Statutes, Executive Orders and Regulations listed at 24 CFR 50.4 & 58.5**

**Tier 1**

<p><b>Clean Air</b></p> <p><i>Clean Air Act, as amended, particularly section 176 (c) &amp; (d); 40 CFR Parts 6, 51, 93</i></p>	<p>Yes No  <input type="checkbox"/> <input checked="" type="checkbox"/></p>	<p>Attainment area – any area that meets the national primary or secondary ambient air quality standard. Air quality map included in the first tier of the ERR.</p> <p>Appendix I</p>
<p><b>Coastal Zone Management</b></p> <p><i>Coastal Zone Management Act, sections 307 (c) &amp; (d)</i></p>	<p>Yes No  <input type="checkbox"/> <input checked="" type="checkbox"/></p>	<p>Housing Rehabilitation less than 75% - not substantial, therefore the work will not be substantial rehabilitation according to the guidelines developed by 24 CFR Part 58.5 (c). In Pennsylvania, the only coastal areas are Lake Erie and the Delaware River. The Coastal Zone map can be located in the first tier of the ERR.</p> <p>Appendix B</p>
<p><b>Endangered Species</b></p> <p><i>Endangered Species Act of 1973, particularly section 7; 50 CFR Part 402</i></p>	<p>Yes No  <input type="checkbox"/> <input checked="" type="checkbox"/></p>	<p>PNDI-</p> <p>PNDI will be conducted for individual sites as part of Tier 2.</p> <p>Appendix D</p>
<p><b>Farmlands Protection</b></p> <p><i>Farmlands Protection Policy Act of 1981, particularly sections 1504(b) and 1541; 7 CFR Part 658</i></p>	<p>Yes No  <input type="checkbox"/> <input checked="" type="checkbox"/></p>	<p>Exception to 24 CFR Part 58.5(h) Owner/Occupied Housing Rehabilitation – No effect on farmlands, as there is no proposal to convert land use.</p> <p>Appendix G</p>
<p><b>Noise Abatement and Control</b></p> <p><i>Noise Control Act of 1972, as amended by the Quiet Communities Act of 1978; 24 CFR Part 51 Subpart B</i></p>	<p>Yes No  <input type="checkbox"/> <input checked="" type="checkbox"/></p>	<p align="center"><b>Conducted in Tier 2</b></p> <p align="center"><i>HUD encourages noise attenuation measures for rehabilitation when replacing windows, doors or siding.</i></p>
<p><b>Sole Source Aquifers</b></p> <p><i>Safe Drinking Water Act of 1974, as amended, particularly section 1424(e); 40 CFR Part 149</i></p>	<p>Yes No  <input type="checkbox"/> <input checked="" type="checkbox"/></p>	<p>No Sole Source Aquifers in project area – see Sole Source Aquifer Map, Tier one ERR. The grantee provides DCED with a finding that the proposed property is not located on, nor does it affect, a SSA designated by EPA</p>
<p><b>Wetlands Protection</b></p> <p><i>Executive Order 11990 particularly sections 2 and 5</i></p>	<p>Yes No  <input type="checkbox"/> <input checked="" type="checkbox"/></p>	<p>No rehabilitation activities will occur within wetlands. Existing owner-occupied housing rehabilitation.</p> <p>Appendix A</p>

<b>Environmental Justice</b>  Executive Order 12898	Yes    No <input type="checkbox"/> <input checked="" type="checkbox"/>	Housing Rehabilitation to Low- and Moderate-Income Households only, based on an intake process to determine eligibility. To be completed in Tier 2, after all compliance areas have been reviewed. Appendix J
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**Tier 2**

**Statutes, Executive Orders and Regulations listed at 24 CFR 50.4 & 58.5**  
 Specific review must be completed once applications are received for each property.

<p><b>Contamination and Toxic Substances</b></p> <p><i>24 CFR Part 50.3(i) &amp; 58.5 (i)(2)</i></p>	<p>Yes No  <input type="checkbox"/> <input checked="" type="checkbox"/></p>	<p>An ESA is not required for housing rehabilitation; however, due diligence is mandated. As such, an investigation was ensued to discover the previous use(s) of the site. Site visits will take place during Tier 2. The EPA Superfund and CERCLA list were reviewed and the property is not located within 3,000 feet of a toxic or solid waste landfill site and does not have an underground storage tank. The Superfund list can be located in the ERR, see Tier one. During the first Tier the below strategies were applied in practice and by publication of the NOI RROF to the second Tier.</p> <p>Tier two compliance                  EPA ECHO database consulted                  Site/Visual Inspection                  History review of individual property</p> <p>Vapor Intrusion – Site visit, tier two                  Radon – reviewed the EPA map of Radon Zones, see Tier one                  Asbestos – Site visit, tier two                  Lead-based paint – Site visit, tier two                  Mold – Site visit, tier two                  Meth- Site visit, tier two                  Appendix K</p>
<p><b>Explosive and Flammable Hazards</b></p> <p><i>24 CFR part 51 Subpart C</i></p>	<p>Yes No  <input type="checkbox"/> <input checked="" type="checkbox"/></p>	<p>Exception to 24 CFR Part 51 Subpart C is housing rehabilitation without expansion, as the number of persons being exposed has not increased.</p> <p>Appendix K &amp; Attachment 2</p>
<p><b>Floodplain Management</b></p> <p><i>Executive Order 11988, particularly section 2(a); 24 CFR Part 55</i></p>	<p>Yes No  <input type="checkbox"/> <input checked="" type="checkbox"/></p>	<p>Housing Rehabilitation less than 50% - not substantial; therefore, the work will not be substantial rehabilitation according to the guidelines developed by Executive Order 11988/24 CFR Part 55. See FEMA map in the first tier of the ERR. (24 CFR 55.12 (b) (2))</p> <p>Appendix A</p>
<p><b>Historic Preservation</b></p> <p>National Historic Preservation Act of 1966, particularly sections 106 and 110; 36 CFR Part 800</p>	<p>Yes No  <input type="checkbox"/> <input checked="" type="checkbox"/></p>	<p>PHMC/SHPO Consultation, Tier two consultation with PHMC. Additionally, tribal consultation is not required as there is no change to the footprint of the structures.</p> <p>Appendix C</p>

<p><b>Noise Abatement and Control</b></p> <p><i>Noise Control Act of 1972, as amended by the Quiet Communities Act of 1978; 24 CFR Part 51 Subpart B</i></p>	<p>Yes    No</p> <p><input type="checkbox"/>    <input checked="" type="checkbox"/></p>	<p><i>HUD encourages noise attenuation measures for rehabilitation when replacing windows, doors or siding.</i></p>
<p><b>Field Inspections:</b> (date and completed by) Inspections to take place after site selection in Tier 2.</p>		
<p><b>Summary of Findings and Conclusions:</b>  The tier one has been undertaken and there are no circumstances which require completion of an Environmental assessment, this project remains a CEST 58.5, with a tiering strategy.</p>		

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**Mitigation Measures and Conditions [40 CFR 1505.2(e)]**

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 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
Flood Disaster Protection Act	Secure flood insurance on the property if located in SFHA.
Floodplain Protection	Elevate building or incorporate measures to reduce flood damage, as required.
Historic Preservation	Consult with the PA State Historic Preservation Officer.

**Determination:**

There are no extraordinary circumstances which would require completion of an Environmental Assessment, and this project may remain Categorical Excluded Subject to; or

Extraordinary circumstances exist and this project may result in significant environmental impact. This project requires preparation of an Environmental Assessment (EA)

Preparer Signature:	Date: June 2, 2020
Name/Title/Organization: Teri Provost, Director SEDA-Council of Governments	
Responsible Entity/Agency Official Signature:	Date: June 2, 2020
Name/Title: Jessie Novinger, Borough Manager	

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 58.38) and in accordance with recordkeeping requirements for the HUD program(s).



COMMONWEALTH OF PENNSYLVANIA  
DEPARTMENT OF COMMUNITY & ECONOMIC DEVELOPMENT

May 14, 2020

The Honorable Mark Shearer  
President, Milton Borough  
233 South Turbot Avenue  
Milton, PA 17837

Re: HOME Program  
ESA# 201910299788  
Milton Borough

Dear Councilman Shearer:

On behalf of Governor Tom Wolf, I am pleased to inform you that the Department of Community Development (DCED) is prepared to award a grant in the amount of \$500,000 for Milton Borough (ESA # 201910299788). The award of this grant is **CONDITIONED** upon the submittal and subsequent DCED approval of an Environmental Review.

As described by HUD, an environmental review is the process of reviewing a project and its potential environmental impacts to determine whether it meets federal, state, and local environmental standards. The environmental review process is required for all HUD-assisted projects to ensure that the proposed project does not negatively impact the surrounding environment and that the property site itself will not have an adverse environmental or health effect on end users.

The new HOME Final Rule, 24 CFR Part 92 states that completion of the environmental review process is mandatory before taking a physical action on a site, or making a commitment or expenditure of HUD or non-HUD funds for property acquisition, rehabilitation, conversion, lease, repair or construction activities. Non-HUD funds means any other federal, state, local, private, or other funds.

Grantees shall begin the environmental review process at the earliest possible time so that potential conflicts between program procedures and environmental requirements are identified at an early stage. The environmental review must be submitted to DCED within 60 days of the date of this letter or funding will be in jeopardy. Please send the necessary environmental review information to the attention of Christine Howe, Environmental Review Officer, DCED, 400 North Street, 4<sup>th</sup> Floor, Harrisburg, PA, 17120.

DCED will not fully execute a contract until the Grantee has performed the environmental review responsibilities in accordance with 24 CFR Part 58 and the Request for Release of Funds (RROF) has been submitted and the Authority to Use Grant funds has been approved by DCED.

Prevailing wage requirements are generally applicable to projects using grant funds toward construction, demolition, reconstruction, alteration, repair work, renovations, build-out, and installation of machinery and equipment in excess of \$25,000. Any questions as to prevailing wage obligations and whether they apply to your project should be directed to the Bureau of Labor Law Compliance at (800) 932-0665.

Should you have any questions, please contact Helen Klinger, Economic Development Analyst, at (717) 720-7438, or via email at [heklinger@pa.gov](mailto:heklinger@pa.gov).

Sincerely,



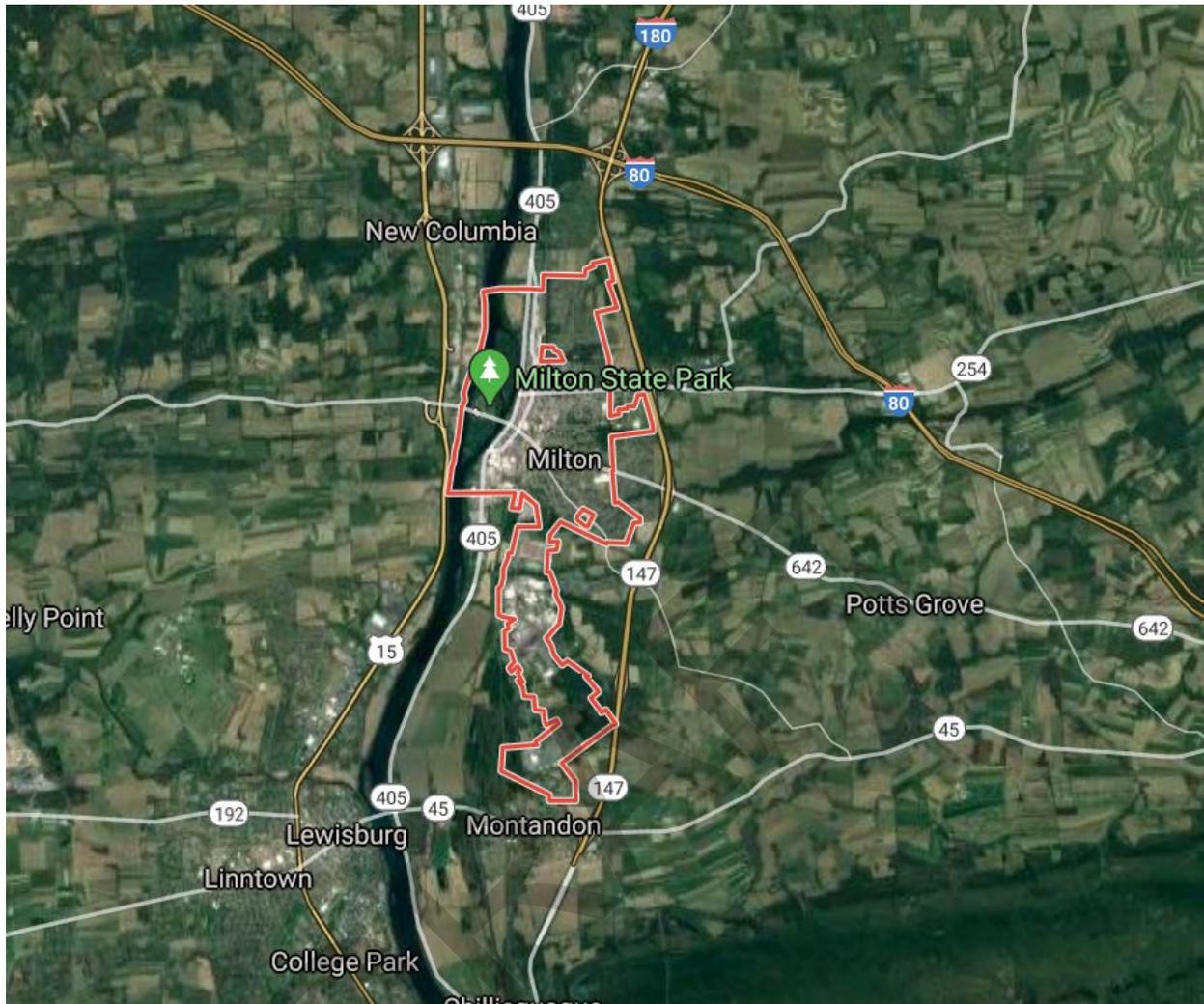
Dennis M. Davin  
Secretary

Federal Fund Award Number M-17-SG-42-0100  
M-18-SG-42-0100

- cc: The Honorable Fred Keller, U.S. House of Representatives  
The Honorable Robert P. Casey, Jr., U.S. Senate  
The Honorable Pat Toomey, U.S. Senate  
The Honorable Lynda Schlegel Culver Representative  
The Honorable John R. Gordner, Senate  
Fadia Halma, Director, Lehigh Valley Regional Office, DCED  
Helen Klinger, HOME Economic Development Analyst, DCED  
Teri Provost, Director, Housing Rehabilitation, SEDA-COG, Milton Borough

**ATTACHMENT 1**  
**TOPOGRAPHIC AND PROJECT**  
**LOCATION MAPS**

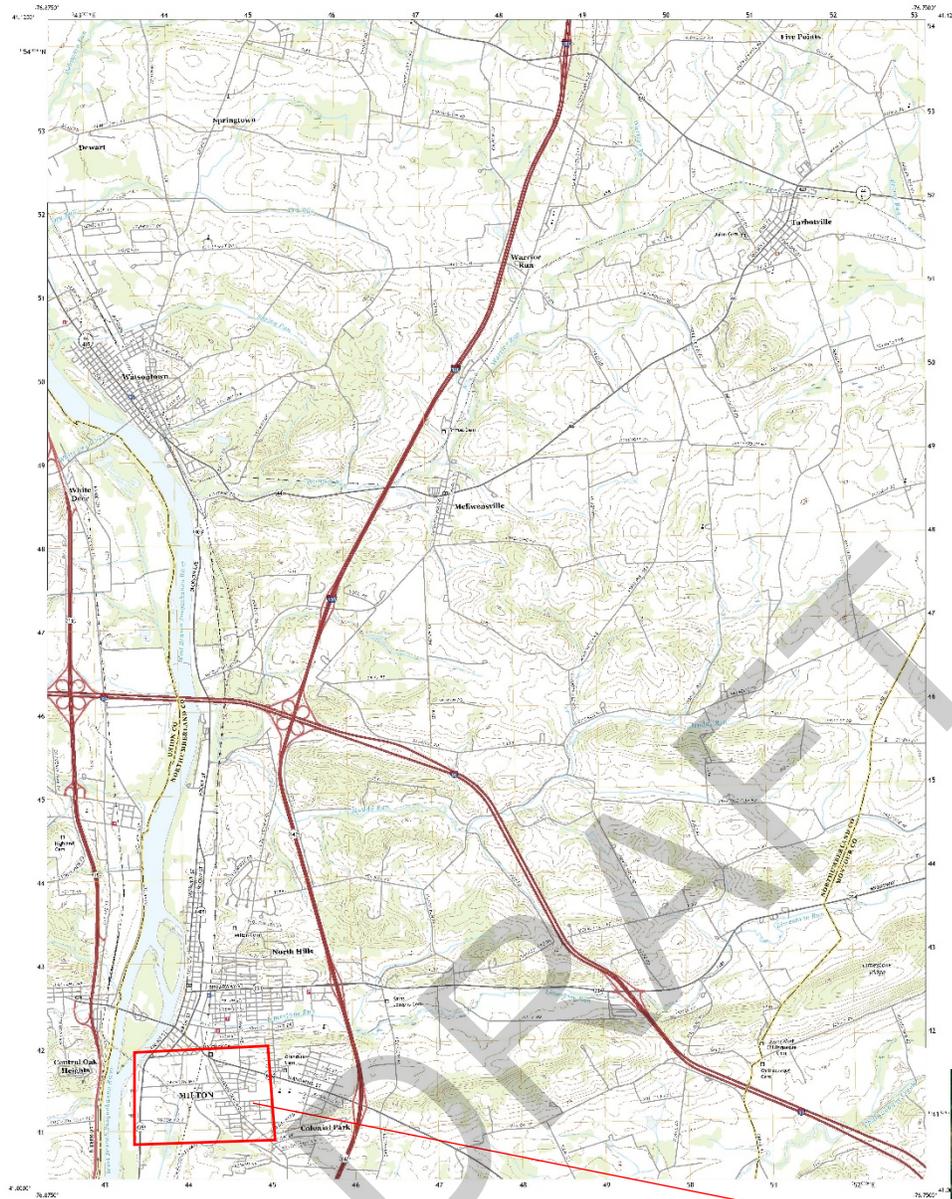
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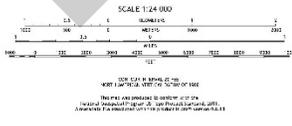
## **Milton Borough HOME Housing Rehabilitation Projects**

**All housing rehabilitation activities will take place  
within the limits of the Borough of Milton**

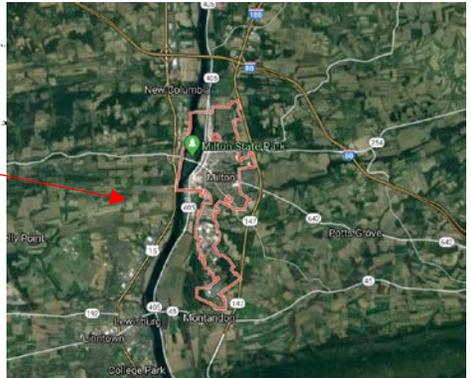
**Individual homes for rehabilitation will be selected  
as Tier 2 of the Environmental Review**



Produced by the United States Geological Survey  
 Metadata: Date: 11/11/2019  
 1:250,000 Scale  
 7.5 Minute Series  
 1:250,000 Scale  
 7.5 Minute Series  
 1:250,000 Scale  
 7.5 Minute Series



MILTON, PA  
2019



# Milton Borough HOME Housing Rehabilitation Projects

All housing rehabilitation activities will take place within the limits of the Borough of Milton

Individual homes for rehabilitation will be selected as Tier 2 of the Environmental Review

**APPENDIX A**  
**FLOODPLAIN MANAGEMENT**  
**WETLANDS PROTECTION**  
**FLOOD INSURANCE**

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May 19, 2020

**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
<b>Reference</b>		
<a href="https://www.hudexchange.info/environmental-review/floodplain-management">https://www.hudexchange.info/environmental-review/floodplain-management</a>		

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

## 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).
<b>Reference</b>		
<a href="https://www.hudexchange.info/environmental-review/flood-insurance">https://www.hudexchange.info/environmental-review/flood-insurance</a>		

**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.*

- 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

To be completed in Tier 2 for any home identified for possible federal HOME funds.

CID #425384

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

- Yes  
 No

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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*

### 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.

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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*

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.

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- 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.
- 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.

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**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.

**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.*

May 19, 2020

**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

Machinery and Equipment will be elevated above the BFE and according to the local floodplain ordinance.

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

- Yes
- No

<b>CID</b>	<b>Community Name</b>	<b>County</b>	<b>Init FHBM Identified</b>	<b>Init FIRM Identified</b>	<b>Curr Eff Map Date</b>	<b>Reg-Emer Date</b>	<b>Tribal</b>
425384#	MILTON, BOROUGH OF	NORTHUMBERLAND COUNTY	03/10/72	03/10/72	07/16/08	03/10/72	No

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## 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		
<a href="https://www.hudexchange.info/environmental-review/wetlands-protection">https://www.hudexchange.info/environmental-review/wetlands-protection</a>		

**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.

- 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>

- No new earth disturbance; Rehab of existing, owner-occupied housing rehab- no change in footprint.

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

- Yes  
 No

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**APPENDIX B**

**COASTAL BARRIER RESOURCES  
COASTAL ZONE MANAGEMENT**

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

General requirements	Legislative	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		
<a href="https://www.hudexchange.info/environmental-review/coastal-barrier-resources">https://www.hudexchange.info/environmental-review/coastal-barrier-resources</a>		

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.

**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.

Map located in Appendix B.

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

Yes

No

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# Coastal Barrier Resources Act

Ecological Service

 Search CBRA Website

- [Home](#)
- [CBRA Act ↓](#)
- [CBRS Maps ↓](#)
- [Property Determinations](#)
- [Project Consultations ↓](#)
- [Search Engine](#)
- [Other Information ↓](#)

## 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

<a href="#">Alabama</a>	<a href="#">Georgia</a>	<a href="#">Massachusetts</a>	<a href="#">New Jersey</a>	<a href="#">Ohio</a>	<a href="#">Texas</a>
<a href="#">Connecticut</a>	<a href="#">Louisiana</a>	<a href="#">Michigan</a>	<a href="#">New York Great Lakes</a>	<a href="#">Puerto Rico</a>	<a href="#">Virgin Islands</a>
<a href="#">Delaware</a>	<a href="#">Maine</a>	<a href="#">Minnesota</a>	<a href="#">New York Long Island</a>	<a href="#">Rhode Island</a>	<a href="#">Virginia</a>
<a href="#">Florida</a>	<a href="#">Maryland</a>	<a href="#">Mississippi</a>	<a href="#">North Carolina</a>	<a href="#">South Carolina</a>	<a href="#">Wisconsin</a>

## 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](#)

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

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- [U.S. Fish and Wildlife Service Home Page](#) | [Department of the Interior](#) | [USA.gov](#) | [About the U.S. Fish and Wildlife Service](#) | [Accessibility](#) | [Privacy](#) | [Notices](#) | [Disclaimer](#) | [FOIA](#)
- [DOI Inspector General](#)

### 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		
<a href="https://www.onecpd.info/environmental-review/coastal-zone-management">https://www.onecpd.info/environmental-review/coastal-zone-management</a>		

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	

**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.

**4. 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

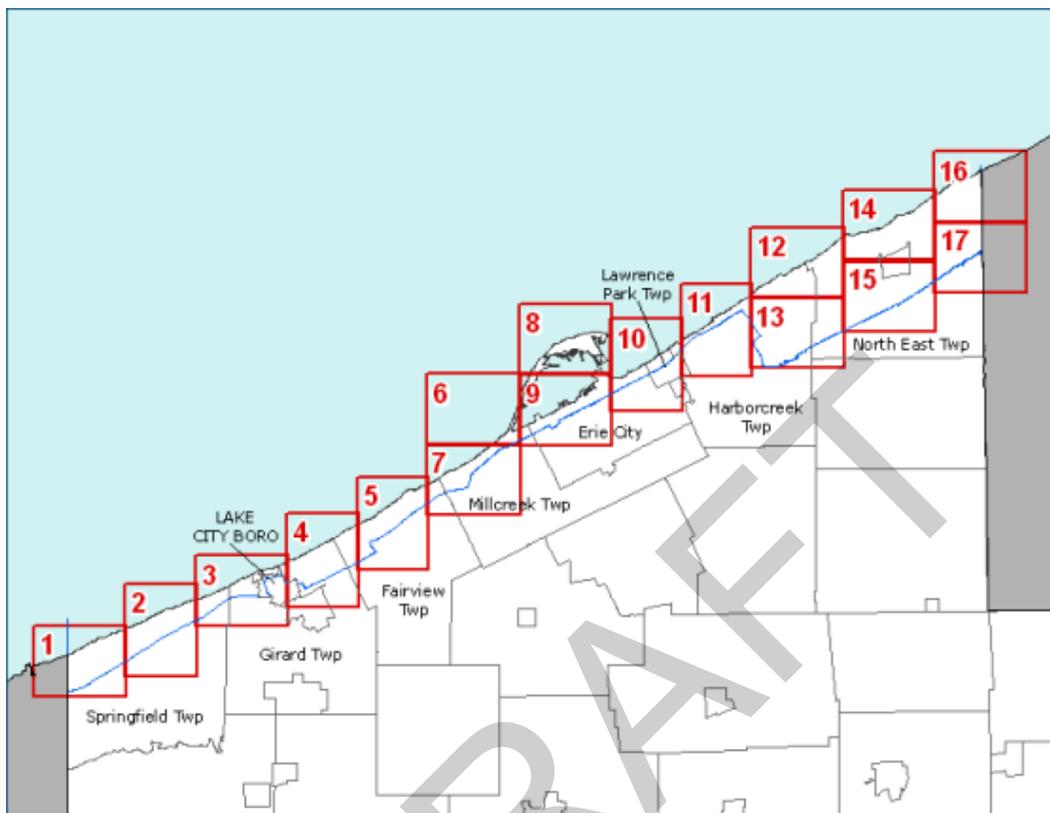
Coastal Zone Map (Lake Erie): <http://www.dep.state.pa.us/river/about/docs/LECZTopos.pdf>

Coastal Zone Map (Delaware Estuary):  
<https://www.dep.state.pa.us/river/about/boundMapsDECZ.htm>

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

- Yes  
 No

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



[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 6**  
Millcreek Township  
Presque Isle

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

**Page 14**  
North East Township

**Page 2**  
Springfield Township

**Page 7**  
Fairview Township  
Millcreek Township

**Page 11**  
Harborcreek Township

**Page 15**  
North East Township

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

**Page 8**  
Presque Isle

**Page 12**  
Harborcreek Township  
North East Township

**Page 16**  
North East Township

**Page 4**  
Girard Township  
Fairview Township

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

**Page 13**  
Harborcreek Township  
North East Township

**Page 17**  
North East Township

**Page 5**  
Fairview Township

Nether Providence Township  
Ridley Township  
Upland Borough

Hulmeville Borough  
Langhorne Manor Borough  
Middletown Township  
Pennel Borough

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

**Page 11**  
Philadelphia City

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

**Page 24**  
Falls Township  
Morrisville Borough

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

**Page 12**  
Philadelphia City

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

**Page 25**  
Falls Township  
Morrisville Borough

**Page 6**  
Philadelphia City  
Tinicum Township

**Page 13**  
Bensalem Township  
Philadelphia City

**Page 20**  
Falls Township

**Page 26**  
Morrisville Borough

**Page 7**  
Philadelphia City

**Page 14**  
Bensalem Township  
Bristol Township

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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)	<a href="#">36 CFR 800 "Protection of Historic Properties"</a>
References		
<a href="https://www.hudexchange.info/environmental-review/historic-preservation">https://www.hudexchange.info/environmental-review/historic-preservation</a>		

### 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:**

→ 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.

**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:**

- Other Consulting Parties

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

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

*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.

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.

**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](#)

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”:**

**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.*

**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

- To be completed in Tier 2.

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

- Yes
- No

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# PROJECT REVIEW FORM

## Request to Initiate SHPO Consultation on State and Federal Undertakings

<b>SHPO USE ONLY</b>		Reviewers: _____ / _____
DATE RECEIVED:	DATE DUE:	
ER NUMBER:	HRSF: _____	

REV: 03/2020

### SECTION A: PROJECT NAME & LOCATION

Is this a new submittal?	YES	NO	OR	This is additional information for ER Number:		
Project Name	County		Municipality			
Project Address	City/State/ Zip					

### SECTION B: CONTACT INFORMATION & MAILING ADDRESS

Name	Phone
Company	Fax
Street/PO Box	Email
City/State/Zip	Email cc:

### SECTION C: PROJECT DESCRIPTION

This project is located on: (check all that apply)	Federal property	State property	Municipal property	Private property
List all federal and state agencies and programs providing funds, permits, licenses.	Agency Type	Agency/Program/Permit Name	Project/Permit/Tracking Number (if applicable)	

### Proposed Work – Attach project description, scope of work, site plans, and/or drawings

Project includes (check all that apply):	Construction	Demolition	Rehabilitation	Disposition
Total acres of project area:	Total acres of earth disturbance:			
Are there any buildings or structures within the project area?	Yes	No	Approximate age of buildings:	
Does this project involve properties listed in or eligible for the National Register of Historic Places, or locally designated? Inventory here: <a href="https://gis.penndot.gov/crgis">https://gis.penndot.gov/crgis</a>	Yes	No	Unsure	Name _____
				Key Number _____

<p><b>Please email this form and pdf attachments to:</b> <a href="mailto:RA-PH-PASHPO-ER@pa.gov">RA-PH-PASHPO-ER@pa.gov</a></p> <p><b>Or, please print and mail completed form and all attachments to:</b> PHMC- PA State Historic Preservation Office 400 North Street Commonwealth Keystone Building, 2nd Floor Harrisburg, PA 17120-0093</p>	<p><b>Attachments – Please include the following information with this form</b></p> <p><b>Map</b> – 7.5' USGS quad, streetmap, or parcel map showing the project's Area of Potential Effect</p> <p><b>Description/Scope of Work</b>– Narrative description of the project, including any ground disturbance and previous land use, and any potential to impact historic resources</p> <p><b>Site Plans/Drawings</b> – Indicate location and age of buildings, any proposed improvements, and past and present land use</p> <p><b>Photographs</b> – Attach digital photographs of the project site, including images of all buildings and structures keyed to a site plan, for buildings older than 50 years use the Abbreviated HRSF</p>
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SHPO DETERMINATION (SHPO USE ONLY)	
<p>There are <b>NO HISTORIC PROPERTIES</b> in the Area of Potential Effect</p> <p>The project will have <b>NO EFFECT</b> on historic properties</p> <p>The project will have <b>NO ADVERSE EFFECTS</b> on historic properties: _____ Key# _____</p>	<p>The project will have <b>NO ADVERSE EFFECTS WITH CONDITIONS</b> (see attached)</p> <p><b>SHPO REQUESTS ADDITIONAL INFORMATION</b> (see attached)</p>
<p><b>DIVISION CHIEF, ENVIRONMENTAL REVIEW:</b> _____ <b>DATE:</b> _____</p> <p style="text-align: right;"><b>SHPO REVIEWER:</b> _____</p>	

## 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
- None of the above apply**

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Project

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Reviewed By

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Date

**APPENDIX D**  
**ENDANGERED SPECIES**

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PNDI SEARCHES WILL BE COMPLETED AS  
TIER 2  
AS PROPERTIES ARE IDENTIFIED FOR  
REHABILITATION

THE SEARCH WILL BE ADDED TO THE  
ENVIRONMENTAL REVIEW AS THEY ARE  
COMPLETED



## 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		
<a href="https://www.hudexchange.info/environmental-review/endangered-species">https://www.hudexchange.info/environmental-review/endangered-species</a>		

### 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.*

**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*
- (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:**

## **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

- PNDI to be completed in Tier 2

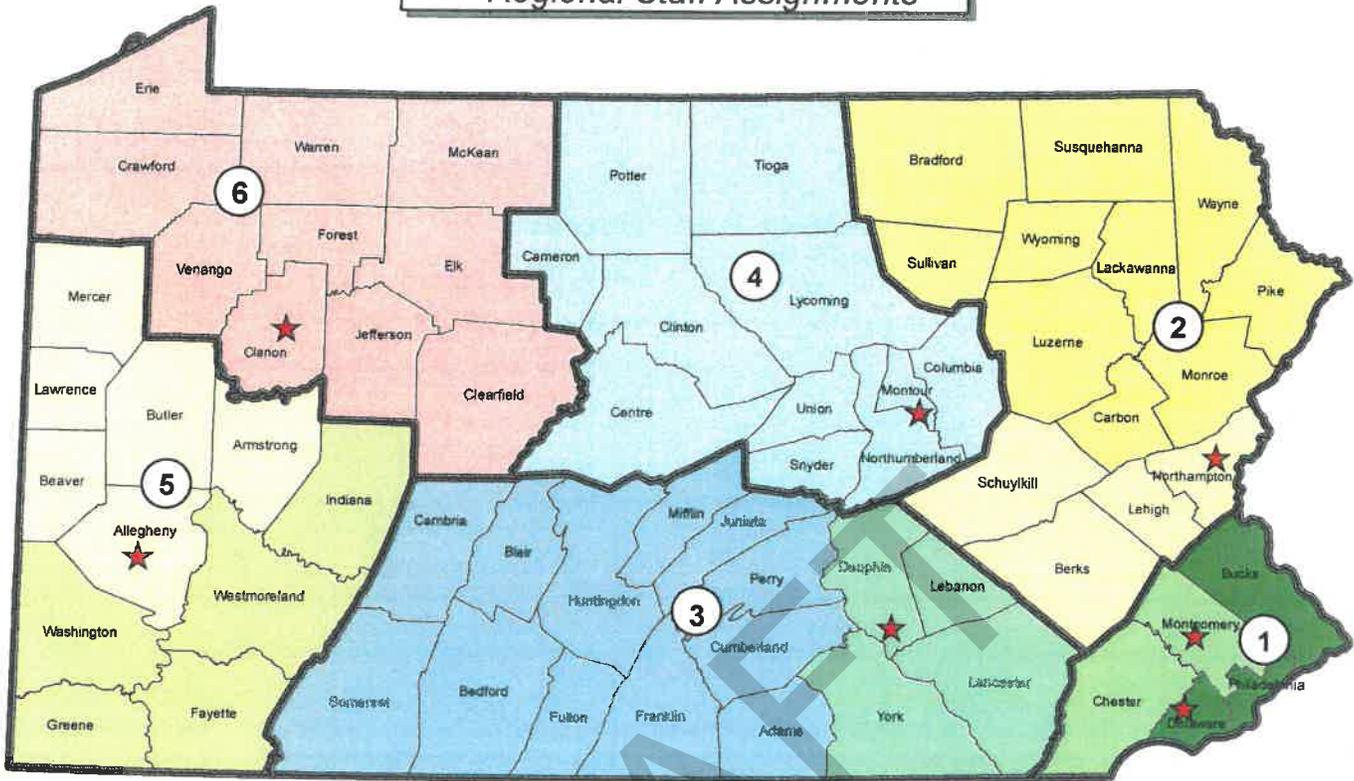
**Are formal compliance steps or mitigation required?**

- Yes
- No

DRAFT

# BUREAU OF RECREATION AND CONSERVATION

## Regional Staff Assignments



★ Regional Office Locations

### **NORTHWEST REGION (6)**

158 South Second Avenue  
Clarion, PA 16214-2404

**Erin Wiley Moyers**  
Regional Advisor  
Ph: (814) 226-2329  
E-mail: ewiley@pa.gov

### **NORTHCENTRAL REGION (4)**

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Montour Building #4, Room 2016  
Danville, PA 17821

**Wes Fahringer**  
Regional Advisor  
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E-mail: mfahringer@pa.gov

### **NORTHEAST REGION (2)**

Jacobsburg Environmental Education Center  
400 Belfast Rd  
Nazareth, PA 18064

**Lorne Possinger**  
Recreation and Conservation Manager  
Ph: (610) 746-5607  
E-mail: lpossinger@pa.gov

### **SOUTHWEST REGION (5)**

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Suite 324  
Pittsburgh, PA 15222-2420

**Kathy Frankel**  
Recreation and Conservation Manager  
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E-mail: kfrankel@pa.gov

### **SOUTHCENTRAL REGION (3)**

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Middletown, PA 17057

**Lori Kieffer Yeich**  
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E-mail: lyeich@pa.gov

### **Christine Dettore**

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### **SOUTHEAST REGION (1)**

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Regional Advisor  
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E-mail: agilchrist@pa.gov  
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Collegeville, PA 19426

**Jean Lynch**  
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Ridley Creek State Park  
1023 Sycamore Mills Road  
Media, PA 19063

Updated: February 16, 2018



**pennsylvania**

DEPARTMENT OF CONSERVATION  
AND NATURAL RESOURCES

www.dcnr.state.pa.us

**APPENDIX E**  
**WILD AND SCENIC RIVERS**

DRAFT

## 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		
<a href="https://www.hudexchange.info/environmental-review/wild-and-scenic-rivers">https://www.hudexchange.info/environmental-review/wild-and-scenic-rivers</a>		

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.*

### **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>

Map located at <http://www.rivers.gov/pennsylvania.php>

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

- Yes  
 No

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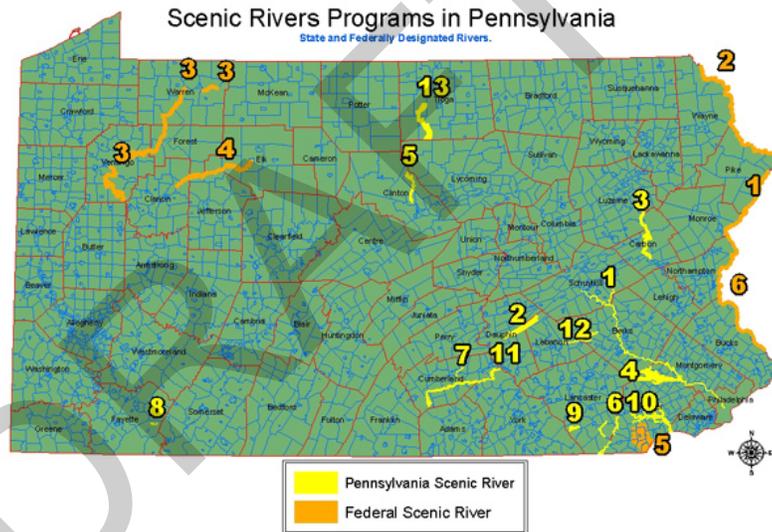
## Scenic Rivers

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



### Pennsylvania Designated Rivers

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

### Federal Designated Rivers

Name	Date Designated
1 <a href="#">Middle Delaware River</a>	September 1965
2 <a href="#">Upper Delaware River</a>	November 1978
3 <a href="#">Allegheny River</a>	April 1992
4 <a href="#">Clarion River</a>	October 1996
5 <a href="#">White Clay Creek</a>	October 2000
6 <a href="#">Lower Delaware River</a>	November 2000



# NATIONAL WILD AND SCENIC RIVERS SYSTEM



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

## PENNSYLVANIA

Pennsylvania has approximately 83,260 miles of river, of which 409.3 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.*



- NATIONWIDE RIVERS INVENTORY
- KID'S SITE
- CONTACT US
- PRIVACY NOTICE
- Q & A SEARCH ENGINE
- SITE MAP

#### Designated Rivers

- About WSR Act
- State Listings
- Profile Pages

#### National System

- WSR Table
- Study Rivers
- Stewardship
- WSR Act Legislation

#### River Management

- Council
- Agencies
- Management Plans
- GIS Mapping

#### Resources

- Q & A Search
- Bibliography
- Publications
- GIS Mapping
- Logo & Sign Standards
- Display



Pennsylvania Segments

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



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.)  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.)  Recreation-(Unique proximity to urban populations in Wilmington, Newark, and Philadelphia.)  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.)  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.)  Historic-(River related National Historic Register sites and a Historic District within the corridor.)  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.

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.)  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.)  Scenic-(The canyon vista area affords a diversity of views of the 500' deep canyon gorge.)  Historic-(Corridor includes the Hillsgrove Covered Bridge, a National Historic Register Site.)  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.

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.)  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.)  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.)  Geologic-(Segment includes an undisturbed relic of a former periglacial climate.)

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.)  Scenic-(A unique, undeveloped view of a large meander.)  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.)  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.)  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 Stiffertown	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.)

**APPENDIX F**  
**SOLE SOURCE AQUIFERS**

DRAFT

## 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
<b>Reference</b>		
<a href="https://www.hudexchange.info/environmental-review/sole-source-aquifers">https://www.hudexchange.info/environmental-review/sole-source-aquifers</a>		

**1. Is the project located on a sole source aquifer (SSA)<sup>1</sup>?**

- 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.*

---

<sup>1</sup> 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.*

**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?**

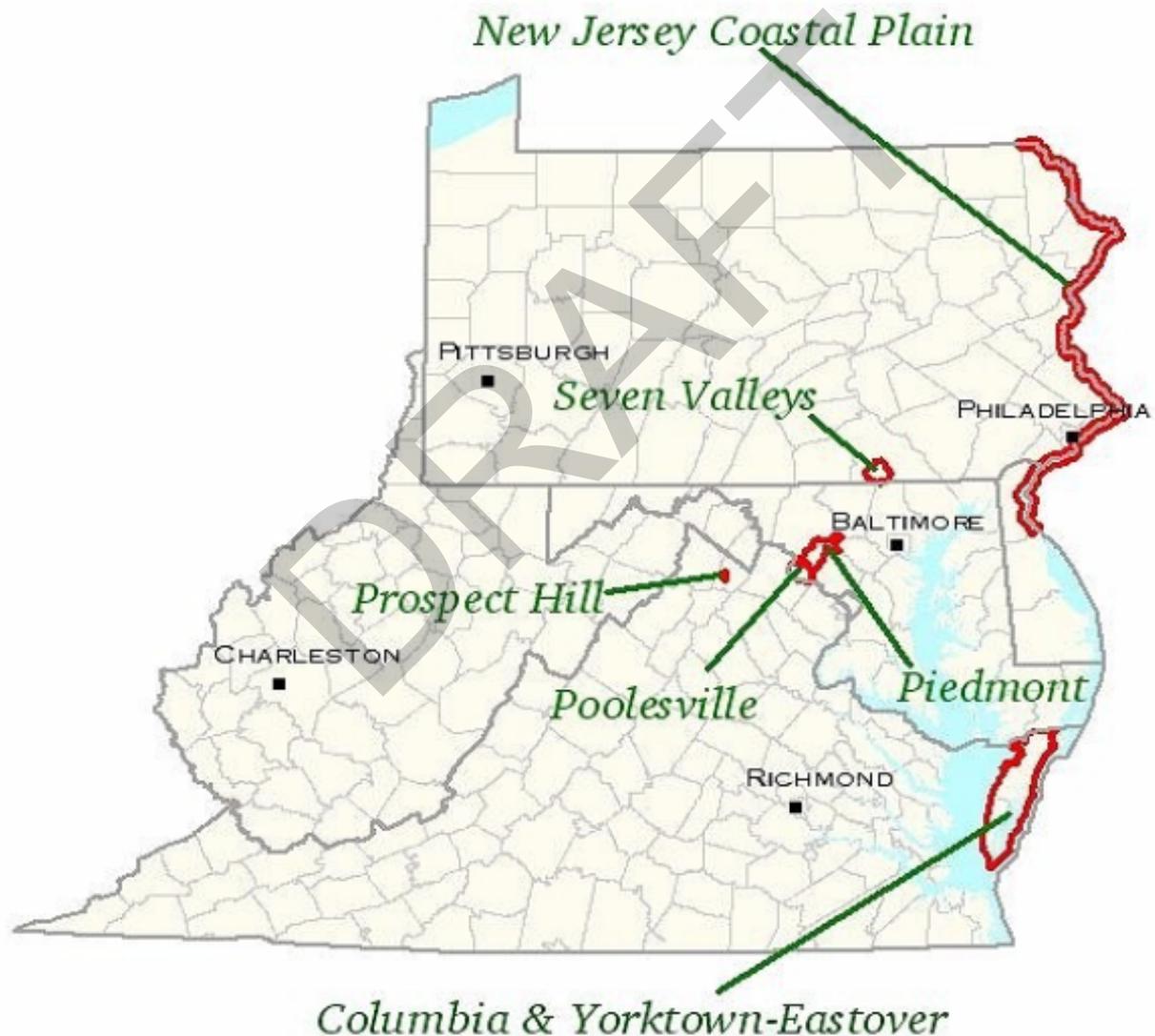
- Yes  
 No

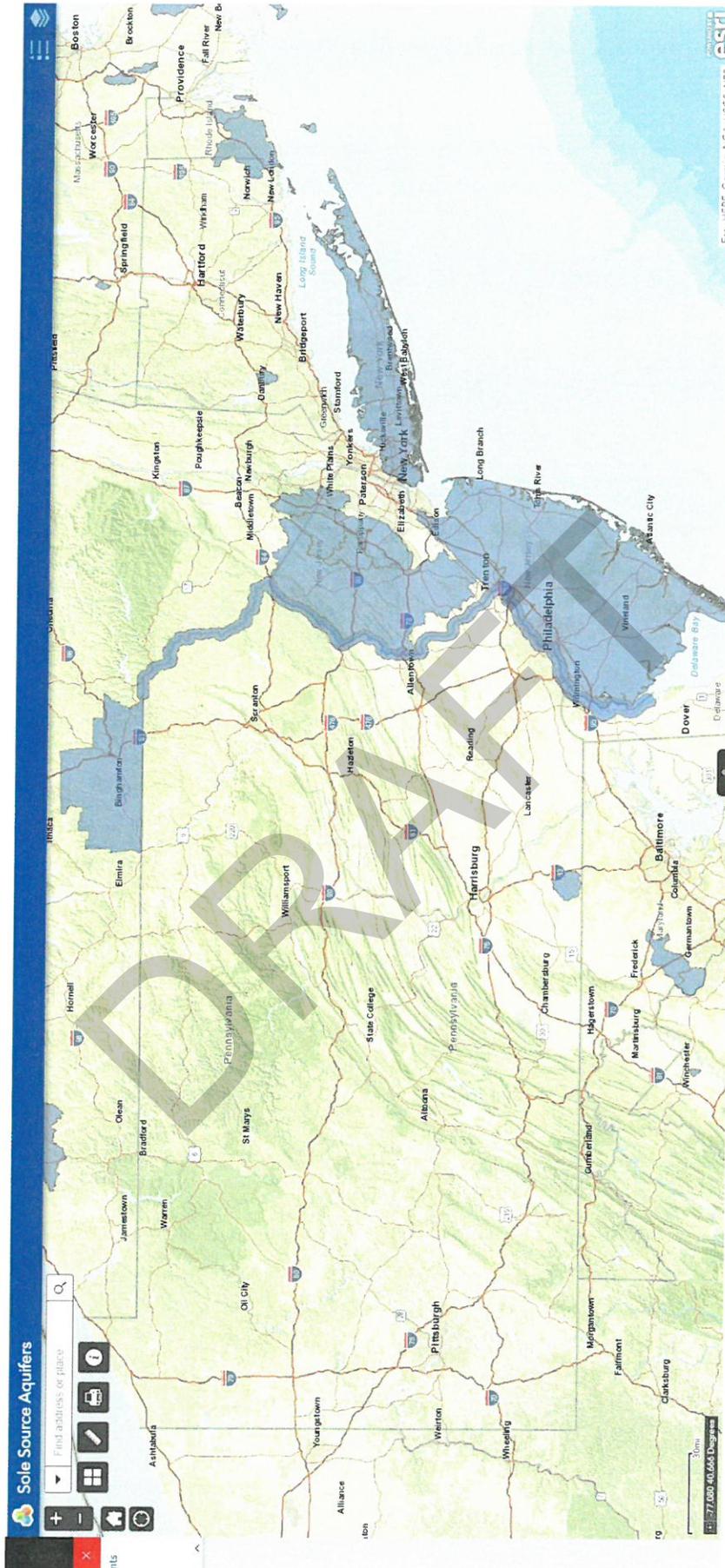
## Region 3 Water Protection Division Sole Source Aquifer Program

[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](#)





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HERE GARDIN NGA USGS NPS

**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.)	<a href="#">7 CFR Part 658</a>
Reference		
<a href="https://www.hudexchange.info/environmental-review/farmlands-protection">https://www.hudexchange.info/environmental-review/farmlands-protection</a>		

**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:**

→ *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/](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.*

**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](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](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.*

**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 conversion of land use; scope of work is Rehab of LMI EOOH.

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

- Yes
- No

**APPENDIX H**  
**TRANSPORTATION**  
**AND**  
**AVIATION**

DRAFT

May 19, 2020

**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
<b>References</b>		
<a href="https://www.hudexchange.info/environmental-review/airport-hazards">https://www.hudexchange.info/environmental-review/airport-hazards</a>		

**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.*

**2. 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.*

**3. 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.*

May 19, 2020

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

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 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.*

**Worksheet Summary**

**Compliance Determination**

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

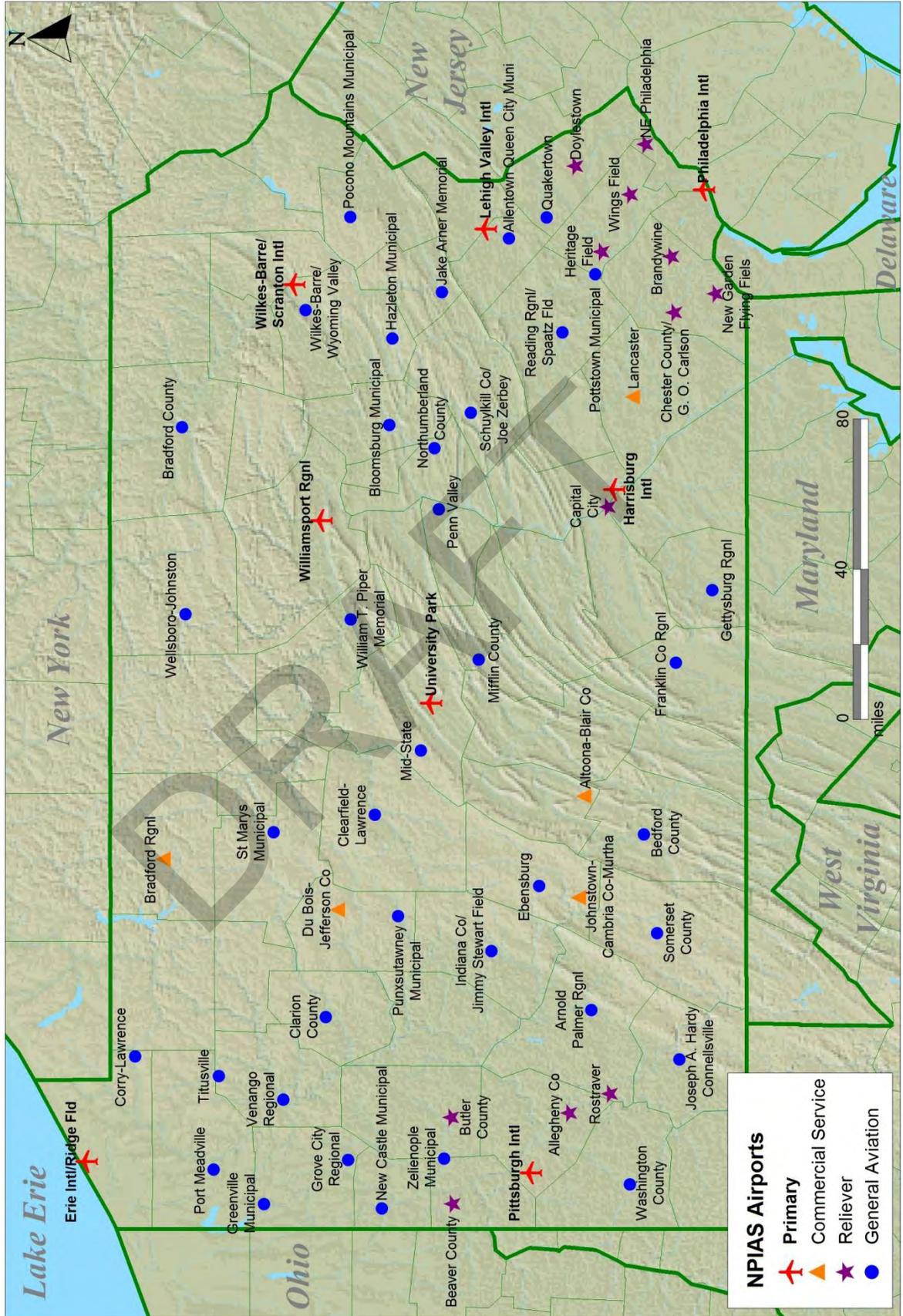
- Map panel numbers and dates
- Names of all consulted parties and relevant consultation dates
- Names of plans or reports and relevant page numbers
- Any additional requirements specific to your region

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





# 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		
<b>A. NOTICE OF:</b> <input type="checkbox"/> New Construction <input type="checkbox"/> Alteration	<b>B. DURATION:</b> <input type="checkbox"/> Permanent <input type="checkbox"/> Temporary ( ___ months, ___ days)	<b>C. WORK SCHEDULE DATES:</b> Beginning _____ End _____
<b>D. DESCRIPTION OF PROPOSAL</b> Include sketches, diagrams and/or maps as necessary to depict the location of structures. <input type="checkbox"/> Antenna Tower <input type="checkbox"/> Crane <input type="checkbox"/> Building <input type="checkbox"/> Landfill <input checked="" type="checkbox"/> Wind Turbine <input checked="" type="checkbox"/> Pole <input type="checkbox"/> Antenna Extension <input type="checkbox"/> Other _____ _____ _____		

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

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: T	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: \_\_\_\_\_

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.

**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

**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  General Services Administration Federal Management Circular 75-2: "Compatible Land Uses at Federal Airfields"	Title 24 CFR 51 Subpart B
<b>References</b>		
<a href="https://www.hudexchange.info/programs/environmental-review/Noise-abatement-and-control">https://www.hudexchange.info/programs/environmental-review/Noise-abatement-and-control</a>		

### 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.*

**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:**

Minor rehab will included better windows, doors, sheathing insulation, etc.

→ 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:**

DRY

→ 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.

**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<sup>1</sup>?**

- 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.  
Continue to Question 6.*

---

<sup>1</sup> 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.

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:

A large empty rectangular box with a black border, intended for the user to describe mitigation measures. A large, light gray watermark reading 'DRAFT' is oriented diagonally across the box.

→ *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:**

A large empty rectangular box with a black border, intended for the user to explain why mitigation is not necessary. A large, light gray watermark reading 'DRAFT' is oriented diagonally across the box.

→ *Continue to the Worksheet Summary.*

### **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

- To be completed in Tier 2.

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

- Yes
- No

**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		
<a href="https://www.hudexchange.info/environmental-review/environmental-justice">https://www.hudexchange.info/environmental-review/environmental-justice</a>		

**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.

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

To be completed in Tier 2, however this Rehab work (EOOH) is being conducted on LMI households and no known adverse environmental impacts exist.

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

- Yes  
 No

**APPENDIX K**

**CONTAMINATION AND TOXIC SUBSTANCES**

**EXPLOSIVE AND FLAMMABLE HAZARDS**

DRAFT

## Contamination and Toxic Substances (Single Family 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) 24 CFR 50.3(i)
<b>Reference</b>		
<a href="https://www.hudexchange.info/programs/environmental-review/site-contamination">https://www.hudexchange.info/programs/environmental-review/site-contamination</a>		

**1. Evaluate the site for contamination. 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?**

Provide a map or other documentation of absence or presence of contamination<sup>1</sup> and explain evaluation of site contamination in the Worksheet below.

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 2.

Check here if an ASTM Phase I Environmental Site Assessment (ESA) report was utilized. [Note: HUD regulations does not require an ASTM Phase I ESA report for single family homes.]

---

<sup>1</sup> Utilize EPA's EnviroMapper and state/tribal databases to identify nearby dumps, junk yards, landfills, hazardous waste sites, and industrial sites, including EPA National Priorities List Sites (Superfund sites), CERCLA or state- equivalent sites, RCRA Corrective Action sites with release(s) or suspected release(s) requiring clean-up action and/or further investigation. Additional supporting documentation may include other inspections and reports.

## 2. Mitigation

Document the mitigation needed according to the requirements of the appropriate federal, state, tribal, or local oversight agency. If the adverse environmental mitigation 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<sup>2</sup> and documents. Continue to Question 3.*

## 3. 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<sup>3</sup>, or use of institutional controls<sup>4</sup>.

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

- Complete removal
- Risk-based corrective action (RBCA)
- Other

→ *Continue to the Worksheet Summary.*

---

<sup>2</sup> 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.

<sup>3</sup> 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.

<sup>4</sup> 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>

- To be completed in Tier 2.

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

- Yes  
 No

DRAFT



## Mid-Atlantic Superfund

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## Pennsylvania Superfund Sites

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

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**Northcentral Regional Office (Williamsport)**

208 West Third Street  
Williamsport, PA 177016448

Tuesday, June 2, 2020

Ms. Teri Provost  
SEDA-COG obo Milton Borough  
201 Furnace Road  
Lewisburg, PA 17837

Dear Ms. Provost:

Thank you for using the DEP Permit Application Consultation Tool (PACT) submittal. Your project information has been submitted to the Department of Environmental Protection. Please follow-up with the appropriate regional office to schedule a Pre-Application conference. Regional Office contact information for your project can be found at the end of this document.

Based on your answers to the PACT questionnaire, the tool has provided the attached responses highlighting important considerations related to your project. These responses are based solely on the project information you provided, and may not be comprehensive, but will serve as a starting point for the conference.

This conference, while not required, will assist the DEP in coordinating the review of all necessary permits for proposed projects to ensure timely processing, efficient use of resources, thorough environmental review, and consistent department action on proposed projects.

Please be aware that the applicant has the responsibility of complying with all relevant environmental laws and regulations for the project, and permits may be required before construction or the commencement of operations.

Sincerely,

Jared Dressler, Assistant Regional Director, Northcentral Regional Office (Williamsport)

DRAFT

The following Permit Application information was submitted to DEP on 6/2/2020 2:25:28 PM.

#### Project Overview

**Project Name:** Milton Borough EOOH Housing Rehabilitation

**Selected Municipalities:** Milton Boro (Northumberland)

**Associated DEP Office:** Northcentral Regional Office (Williamsport)

#### Applicant Information

**Applicant Company:** SEDA-COG obo Milton Borough

**Address 1:** 201 Furnace Road

**Address 2:** not specified

**City:** Lewisburg

**State:** PA

**Zip:** 17837

**Contact:** Ms. Teri Provost

**Contact e-mail:** tprovost@seda-cog.org

**Contact phone:** 5705244491

#### Consultant Information

**Consultant Company:** SEDA-COG obo Milton Borough

**Address 1:** 201 Furnace Road

**Address 2:** not specified

**City:** Lewisburg

**State:** PA

**Zip:** 17837

**Contact:** Ms. Teri Provost

**Contact e-mail:** tprovost@seda-cog.org

**Contact phone:** 5705244491

#### Project Details

**Anticipated Timeframe:** Commencement: 9/1/2020; Completion: 9/1/2023

**Project Summary:** Milton Borough proposes to use federal HOME funds, ESA number 201910299788 (pending contract) in the amount of \$500,000, to rehabilitate owner-occupied homes within the Borough. Anticipated activities associated with the scattered sites for housing rehabilitation throughout Milton Borough include, but are not necessarily limited to, roofs, downspouts and gutters, windows, porches, steps, balconies, exterior doors and screen doors, fascia and soffits, exterior painting or siding, sidewalks, electrical system improvements, furnace, water heater, plumbing, handrails/guardrails, lead-paint related work, interior doors, bathroom improvements, wall/ceiling/floor repair, interior painting, insulation, and weatherization. The houses identified for the housing rehabilitation work will generally not receive more than \$65,000 each in HOME funding. We anticipate the rehabilitation of approximately nine homes with this funding.

The proposed housing rehabilitation activities to be funded under the HOME program are Categorically Excluded from the National Environmental Policy Act requirements but are subject to compliance with the environmental laws and authorities listed at §58.5 of 24 CFR Part 58. In accordance with §58.15, a tiered review process has been structured, whereby some environmental laws and authorities are being reviewed and studied for the intended target area listed above. Specifically, the target area will be studied and compliance with the following laws and authorities will be established in this Tier 1 review: Floodplain Management, Coastal Barriers Resources Act, Sole Source Aquifers, Wild and Scenic River, Wetlands Protection, Coastal Zone Management Act, Clean Air Act, Explosive & Flammable Hazards, Farmlands Protection, Airport Hazards, and Environmental Justice. As sites are identified for rehabilitation, compliance with the following environmental laws and authorities will take place in the Tier 2 review: Historic Preservation, National Flood Insurance Program requirements, Endangered Species Act, Noise Abatement and Control, and Contamination and Toxic Substances. Additionally, lead based paint, asbestos, and radon will be treated consistent with program requirements and federal, state, and local laws. Additional project information is contained in the Environmental Review Record (ERR). The ERR will be made available to the public for review either electronically or by U.S. mail. Please submit your request by U.S. mail to Teri Provost, SEDA-COG, 201 Furnace Road, Lewisburg, PA 17837 or by email to tprovost@seda-cog.org. The ERR can be accessed online at the following website <https://seda-cog.org/departments/community-development/environmental-reviews/>.

**NAIC:** Construction - Single-Family Housing Construction

**Job Creation:** Fewer than 25 jobs created or retained

**Economic impact:** Less than \$1 million in private investment

#### Attachments

These links, if present, provide you access to the attachments that you provided as part of the Pre-Application Information. You are advised to save the attachments to your local computer or a network share when prompted by your browser.

No file attachments were provided.

## **DEP Permit Application Consultation Tool Responses**

The applicant should contact the Pennsylvania Historical and Museum Commission, Bureau for Historic Preservation, Commonwealth Keystone Building, 400 North Street, Harrisburg, PA 17120, telephone number 717.783.8946, to determine if the project will pass through or otherwise impact historic or archaeological sites. Any review comments by the commission should be included with the appropriate Department of Environmental Protection (DEP) permit applications.

The Pennsylvania Natural Diversity Inventory Environmental Review Tool (PNDI ER Tool) should be used to determine if any resources of special concern are located within the project area. Relevant information should be included with the appropriate DEP permit applications. PNDI information can be found at [http://www.gis.dcnr.state.pa.us/hgis-er/PNDI\\_Introduction.aspx](http://www.gis.dcnr.state.pa.us/hgis-er/PNDI_Introduction.aspx).

If you have questions regarding contaminated soil handling or disposal, contact the appropriate regional Waste Management Program office. If you have remediation questions as relating to Act 2 or the Corrective Action Process (regulated tanks), contact the Environmental Cleanup and Brownfields Program in the appropriate regional office.

Any utility company with transmission lines within the project area should be contacted at least 30 days prior to work start. The applicant or contractor should call 1.800.242.1776 (PA One Call) before beginning any excavation.

All downstream public water supplies which may be affected by sedimentation or stream flow changes from the project must be contacted by the applicant or contractor at least 30 days prior to work start. Any public water supply problem resulting from this project must immediately be reported to the Safe Drinking Water Program at the appropriate regional office.

The applicant may access DEP's eMapPA website at <http://www.depgis.state.pa.us/emappa> to view nearby facilities that may be of significance.

If the project is located in an environmental justice area, certain permits require enhanced public notice and participation. Details on this program can be found at <http://www.dep.pa.gov/publicparticipation/officeofenvironmentaljustice/pages/default.aspx>.

After submission of an application to DEP, the application package can be tracked online via eFACTS on the Web at <http://www.ahs.dep.pa.gov/efactsweb/>.

You can also view DEP's Policy on Permit Review Process and Permit Decision Guarantee. For applicable permits, Appendix A lists the timeframes in which you can expect a final decision on a complete permit application. (<http://www.dep.pa.gov/business/otherprograms/permits>).

### **Air Quality**

No narrative guidance is applicable for this category based on your questionnaire response.

### **Environmental Cleanup**

No narrative guidance is applicable for this category based on your questionnaire response.

### **Mining**

No narrative guidance is applicable for this category based on your questionnaire response.

### **Oil and Gas Management**

No narrative guidance is applicable for this category based on your questionnaire response.

### **Waterways and Wetlands**

No narrative guidance is applicable for this category based on your questionnaire response.

### **Waste Management**

No narrative guidance is applicable for this category based on your questionnaire response.

### **Radiation Protection**

No narrative guidance is applicable for this category based on your questionnaire response.

### **Safe Drinking Water**

No narrative guidance is applicable for this category based on your questionnaire response.

### **Clean Water**

No narrative guidance is applicable for this category based on your questionnaire response.

### **Pollution Prevention and Energy Assistance**

No narrative guidance is applicable for this category based on your questionnaire response.

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**Questions and Answers Received from Applicant**

Question #	Question Text	Yes/No Answer
1	Will the project involve the installation, modification or reactivation of a facility or equipment, stationary or mobile, that will result in the production of air emissions (i.e., NOX, VOC, etc.) from sources (existing or proposed)?	No
2	Will the project involve the removal of asbestos?	No
3	Will the project involve Bridge Painting?	No
4	Is the project located in Philadelphia?	No
5	Is the project located in Allegheny County?	No
6	Are you unsure whether an Air Quality Plan Approval or Operating Permit is required?	No
7	At this site, has there been a release of regulated substances as defined by the Land Recycling and Environmental Remediation Standards Act (Act 2)?	No
8	Has remediation under a state or federal superfund program or Act 2 occurred at the site?	No
9	Has there been a release from tanks regulated under the Storage Tank and Spill Prevention Act?	No
10	Does the project involve installation or removal of an aboveground storage tank (AST) at a new or existing facility with a total capacity greater than 21,000 gallons?	No
11	Does the project involve installation of a field constructed underground storage tank storing petroleum or a regulated hazardous substance as defined in DEP's Regulated Substances List, 2570-BK-DEP2724?	No
12	Does this project involve the installation or removal of any regulated aboveground or underground storage tanks?	No
13	Does the project involve mining of coal or industrial minerals, coal refuse disposal and/or the operation of a coal or industrial minerals preparation/processing facility?	No
14	Does this project require the discharge of acid mine drainage, pumping of mine pools or strip pit impoundments to surface waters?	No
15	Is the project site above or adjacent to an active or abandoned underground mine or in an area prone to mine subsidence?	No
16	Will the project involve drilling a well for oil or gas production within 200 feet of a conventional oil or gas well or within 500 feet of an unconventional oil or gas well, or will the oil and gas related project involve the construction and operation of an on-site residual waste processing facility for beneficial use?	No
17	Will the project include any access roads, water lines, gathering lines, well pads or other oil and gas related structures involving any of the following: placement of fill, excavation within or placement of a structure, located in, along, across or projecting into a watercourse, floodway or body of water (including wetlands)?	No
18	Will the oil or gas related project involve the construction and operation of an off site residual waste processing facility for beneficial reuse?	No
19	Will the oil or gas related project involve discharge of industrial wastewater or contaminated stormwater to a dry swale, surface water, ground water, or an existing sanitary sewer system or storm water system?	No
20	Will the project involve a point source discharge to waters of the Commonwealth?	No
21	Will the project involve a construction activity that results in earth disturbance <b>greater than 1 acre</b> ?	No
22	Does the project involve any of the following: placement of fill, excavation within or placement of a structure, located in, along, across or projecting into a watercourse, floodway or body of water (including wetlands)?	No
23	Will this project involve construction, modification, removal or destruction of a highway obstruction or an obstruction in a floodplain constructed, owned or maintained by the Commonwealth or a political subdivision of the Commonwealth?	No
24	Does the project involve construction, modification or removal of a dam or interfere with the flow from or otherwise impact a dam?	No
25	Will the construction or operation of this project involve the generation of Hazardous, Residual or Municipal waste including contaminated soil or contaminated dredged material?	No
26	Will the construction or operation of this project involve the transportation, treatment, storage, processing, reuse or recycling, or disposal of Hazardous, Residual or Municipal waste including contaminated soil or contaminated dredged material?	No
27	Will the project involve construction/demolition and deconstruction operations?	No
28	Will the project involve the use or disposal of a radiation source (e.g. radioactive material or X-ray equipment)?	No
29	Does the project include abandonment, removal, or plugging of water lines or water wells?	No

30	Will the project include infiltration of storm water or waste water to ground water within one-half mile of a public water supply well, spring or infiltration gallery?	No
31	Will the project impact a public drinking water source?	No
32	Does the project include the construction or modification of a drinking water supply to serve 15 or more connections or 25 or more people, at least 60 days out of the year?	No
33	Is the project expected to substantially modify a permitted public water system?	No
34	Will the project involve the withdrawal of more than 10,000 gpd surface or groundwater for potable or non potable use?	No
35	Will the project be served by an existing public water supply?	No
36	Will this project involve a new or increased drinking water withdrawal from a stream or other water body?	No
37	Will the project involve discharge of stormwater or wastewater from an industrial activity or sewage to a dry swale, surface water, ground water or an existing sanitary sewer system or separate storm water system?	No
38	Will the project involve construction of industrial waste or sewage treatment facilities, sanitary sewers, or sewage pumping stations?	No
39	Will the project include removal, abandonment, or plugging of sewerage lines?	No
40	Will the project result in a sewage increase of 800 gallons per day or more to an existing on-lot system, or to an existing public sewage system?	No
41	Will the project involve relocation of sewer lines?	No
42	Will new or replaced natural gas transmission lines be hydrostatically tested?	No
43	Will there be waste concrete and concrete truck wash downs during the project?	No
44	Is this project for the beneficial use of biosolids for land application within Pennsylvania?	No
45	Will the project involve new building construction or significant renovations to existing buildings?	No
46	Will the project involve the construction of a new school or modifications/additions to an existing school?	No

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### Additional Resources

For additional program specific information or to schedule your Pre-Application Conference please refer to the following available resources.

#### **Northcentral Regional Office (Williamsport)**

General Information	570.327.3636
Assistant Regional Director's Office	570.327.3695
Air Quality Program	570.327.3638
Environmental Cleanup and Brownfields Program	570.321.6525
Waste Management Program	570.327.3653
Waterways and Wetlands Program	570.327.3574
Safe Drinking Water Program	570.327.3490
Clean Water Program	570.327.3670
Pollution Prevention and Energy Assistance Program	570.327.3636

#### **District Mining Offices**

For further information, please contact the appropriate District Mining Office (DMO). Specifically, the California DMO is responsible for Bituminous underground mines, Pottsville DMO is responsible for Anthracite underground mines and the geographically related DMO is responsible for underground Industrial Mineral mines.

- The California Office, 25 Technology Drive, California Technology Park Coal Center, PA 15423, or call 724.769.1100
- The District Mining Office in New Stanton, P.O. Box 131, 131 Broadview Road, New Stanton PA 15672, or call 724.925.5500
- The District Mining Office in Cambria, 286 Industrial Park Road, Ebensburg, PA 15931-0625, or call 814.472.1900
- The District Mining Office in Moshannon, 186 Enterprise Drive, Philipsburg, PA 16866, or call 814.342.8200
- The District Mining Office in Knox, White Memorial Building, P.O. Box 669, Knox, PA 16232-0669, or call 814.797.1191
- The District Mining Office in Pottsville, 5 West Laurel Boulevard, Pottsville, PA 17901-2454, or call 570.621.3118

#### **District Oil and Gas Offices**

For further information on Oil and Gas, please contact the appropriate District Oil and Gas Office:

- Eastern District, 208 West Third Street, Williamsport, PA 17701, or call 570.327.3636
- Southwest District, 400 Waterfront Drive, Pittsburgh, PA 15222, or call 412.442.4000
- Northwest District, 230 Chestnut Street, Meadville PA 16335, or call 814.332.6860

**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
<b>Reference</b>		
<a href="https://www.hudexchange.info/environmental-review/air-quality">https://www.hudexchange.info/environmental-review/air-quality</a>		

### 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.

- 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/>

Nonattainment area maps.

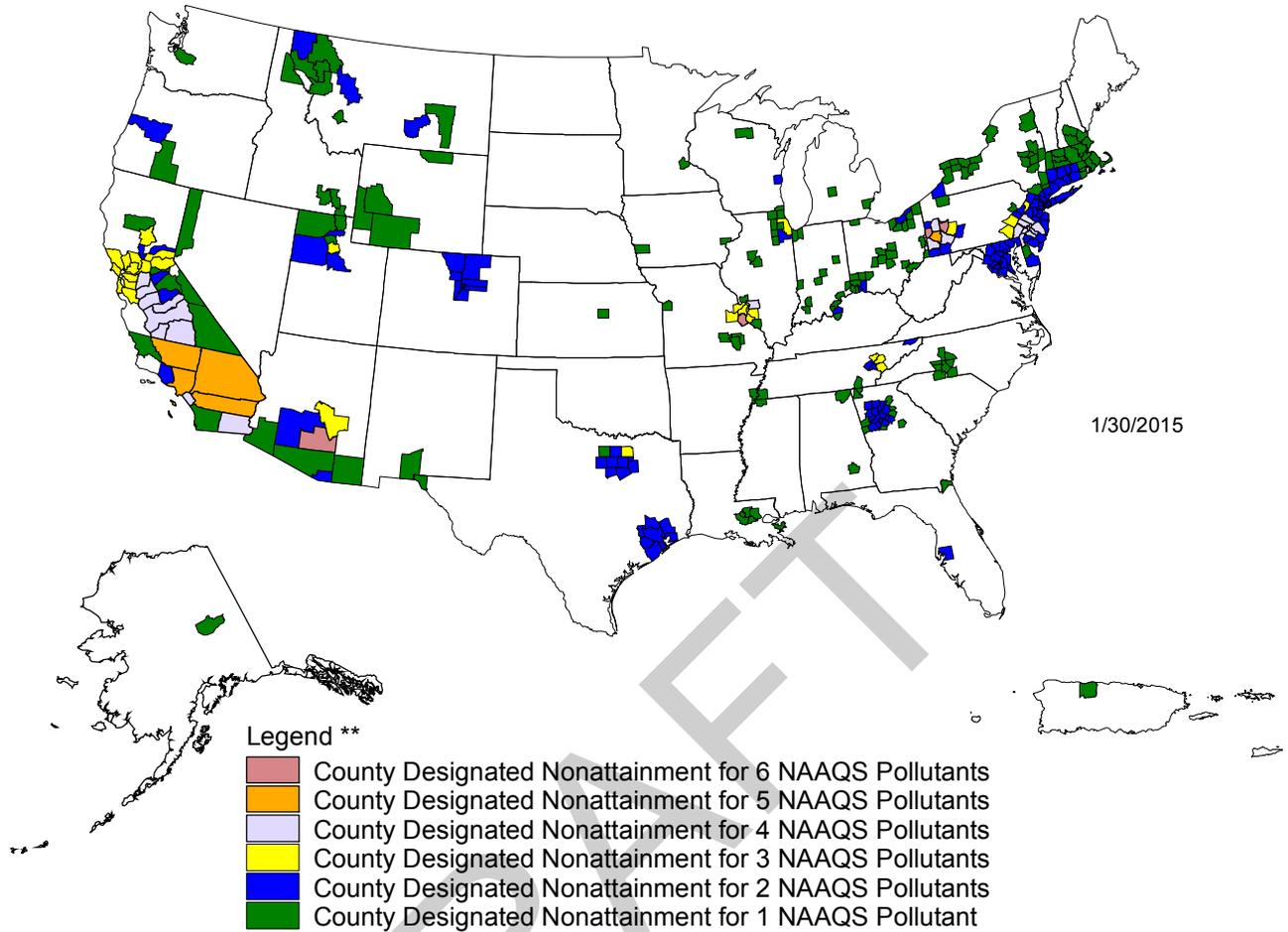
**Are formal compliance steps or mitigation required?**

- Yes  
 No

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# Counties Designated "Nonattainment"

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



Guam - Piti and Tanguisson Counties are designated nonattainment for the SO<sub>2</sub> NAAQS

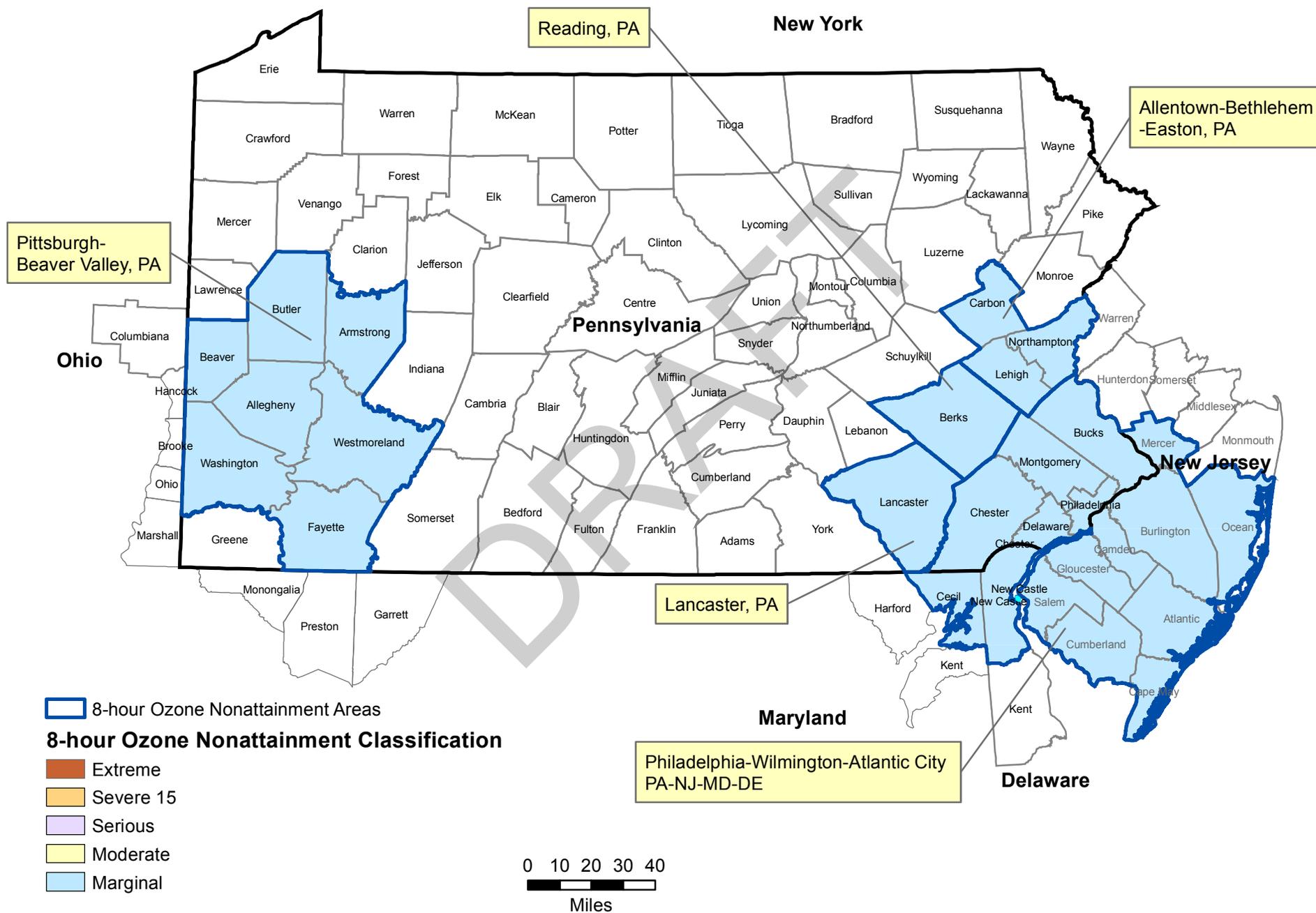
\* The National Ambient Air Quality Standards (NAAQS) are health standards for Carbon Monoxide, Lead (1978 and 2008), Nitrogen Dioxide, 8-hour Ozone (1997 and 2008), Particulate Matter (PM-10 and PM-2.5 (1997 and 2006)), and Sulfur Dioxide.(1971 and 2010)

\*\* 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.



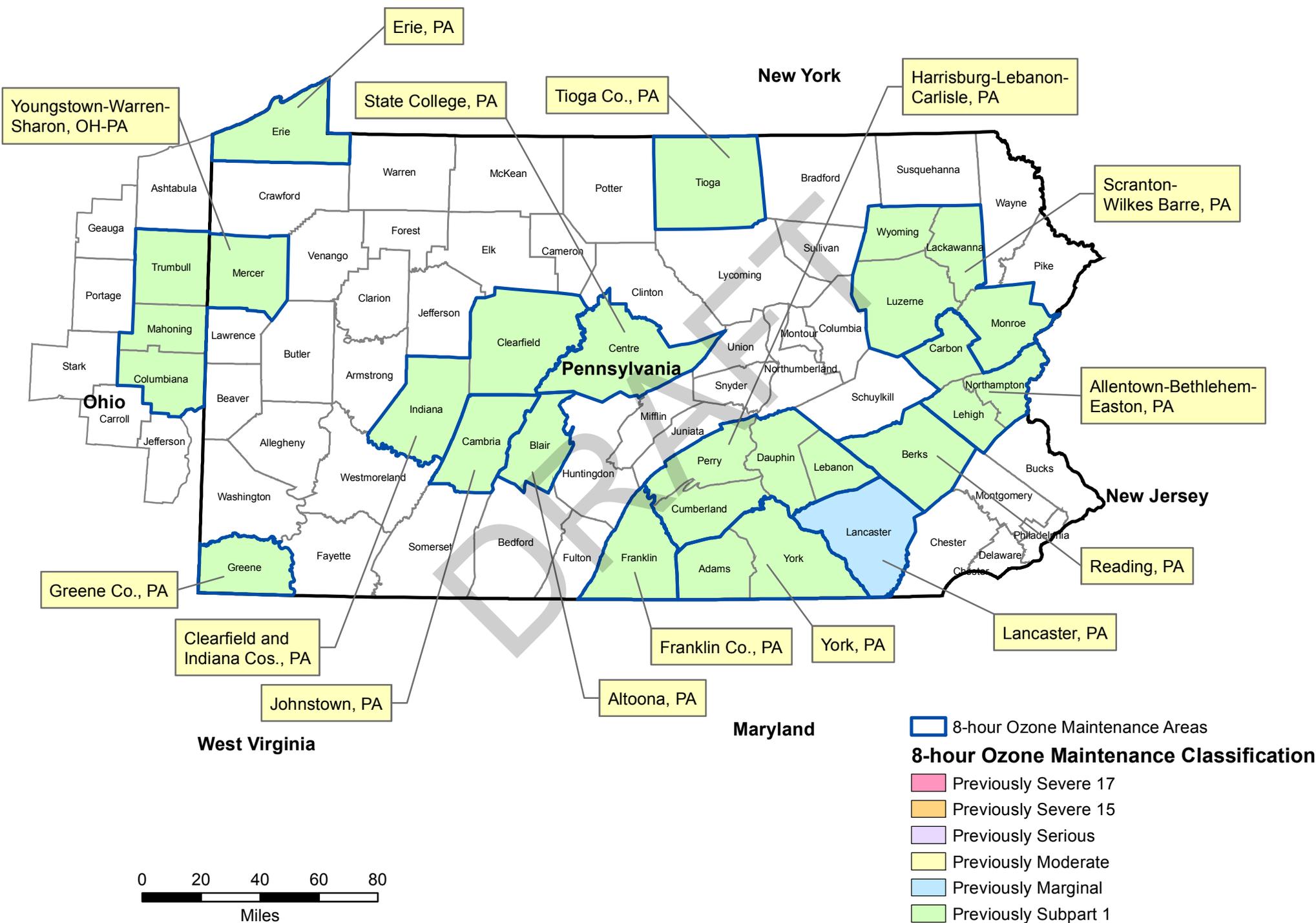
# Pennsylvania 8-hour Ozone Nonattainment Areas (2008 Standard)

12/05/2013

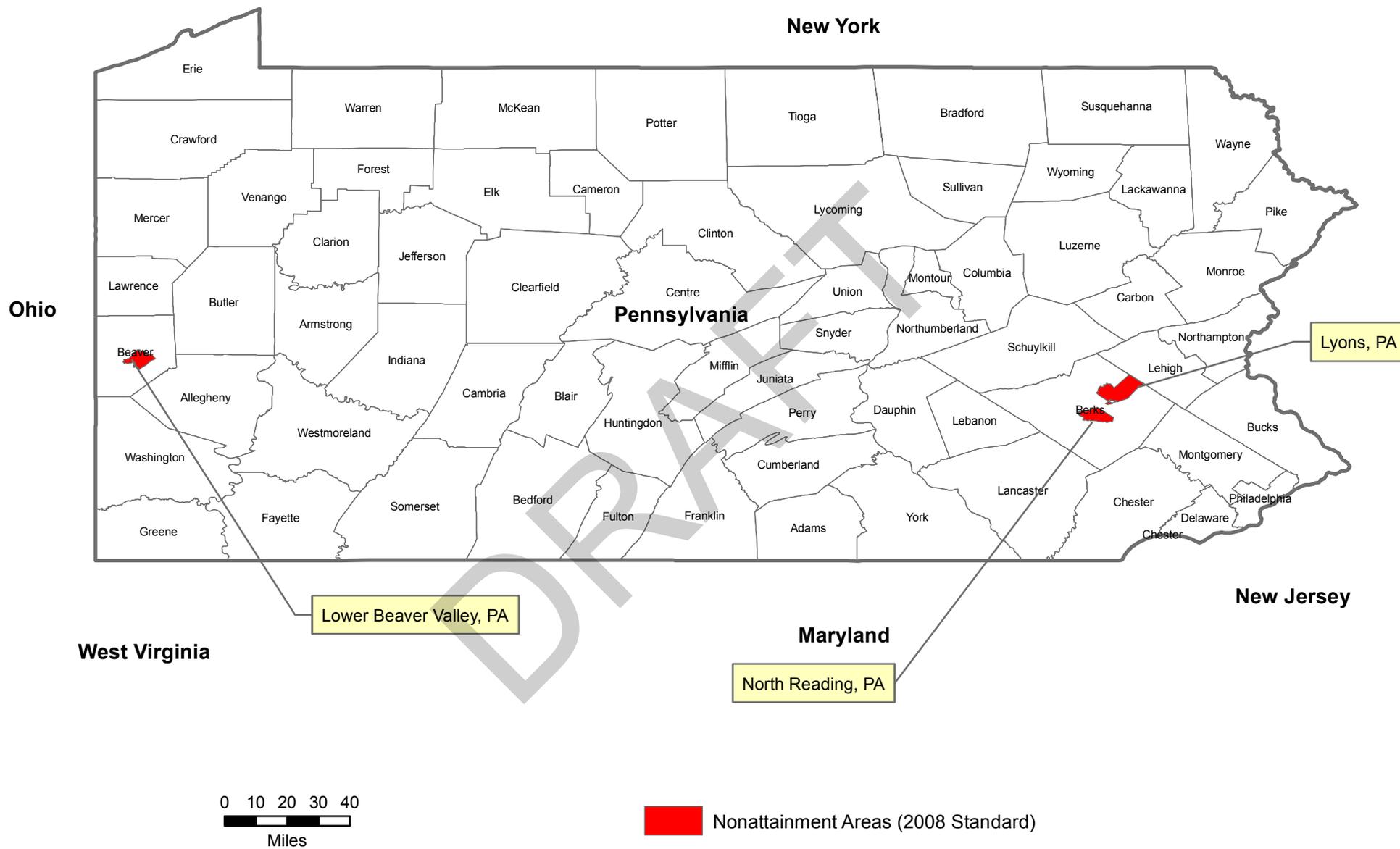


# Pennsylvania 8-hour Ozone Maintenance Areas (1997 Standard)

1/30/2015



# Pennsylvania Lead Nonattainment Areas (2008 Standard)





## Green Book

You are here: [EPA Home](#) | [Green Book](#) | Classifications of PM-2.5 (2006) Nonattainment Areas

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

# **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](#)

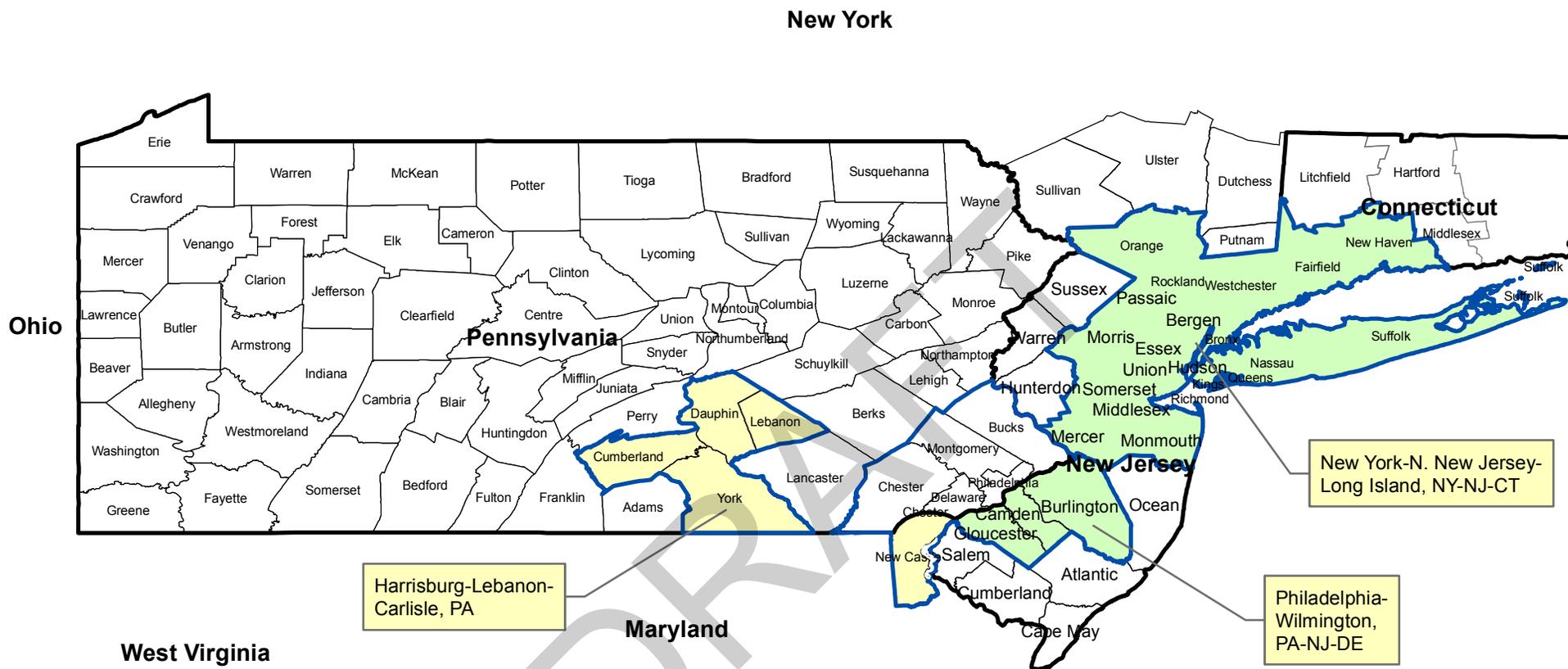
[West Central Pinal, AZ](#)

[Go Top](#)

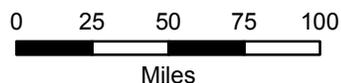
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# Pennsylvania, New York, New Jersey, Connecticut, Delaware PM-2.5 Maintenance Areas (2006 Standard)

1/30/2015



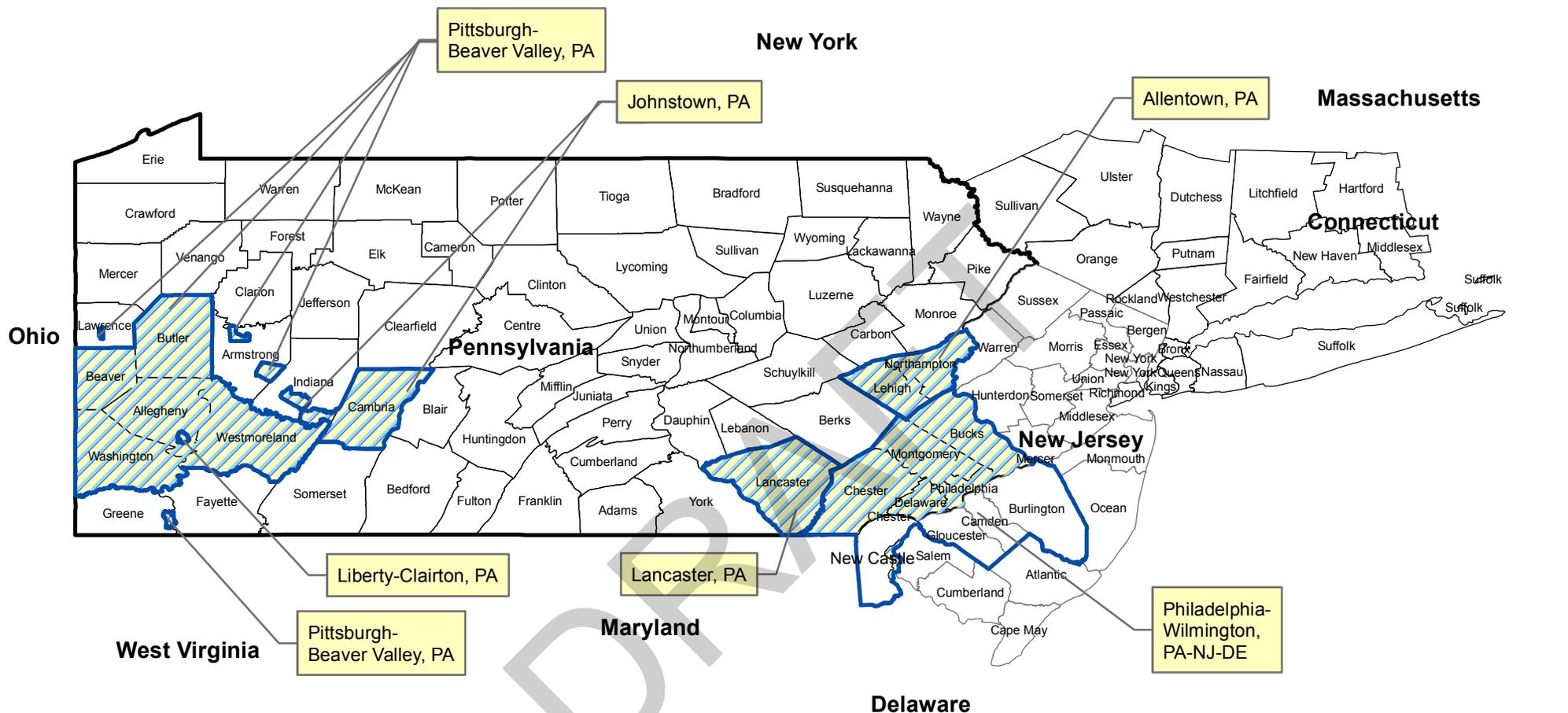
For PM-2.5 (2006 Standard) Philadelphia-Wilmington, PA-NJ-DE nonattainment area, the New Jersey portion was redesignated on September 4, 2013 and the Delaware portion was redesignated a year later on September 4, 2014. The Pennsylvania portion has not been redesignated. The entire area is not considered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



- PM-2.5 Maintenance Areas
- 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

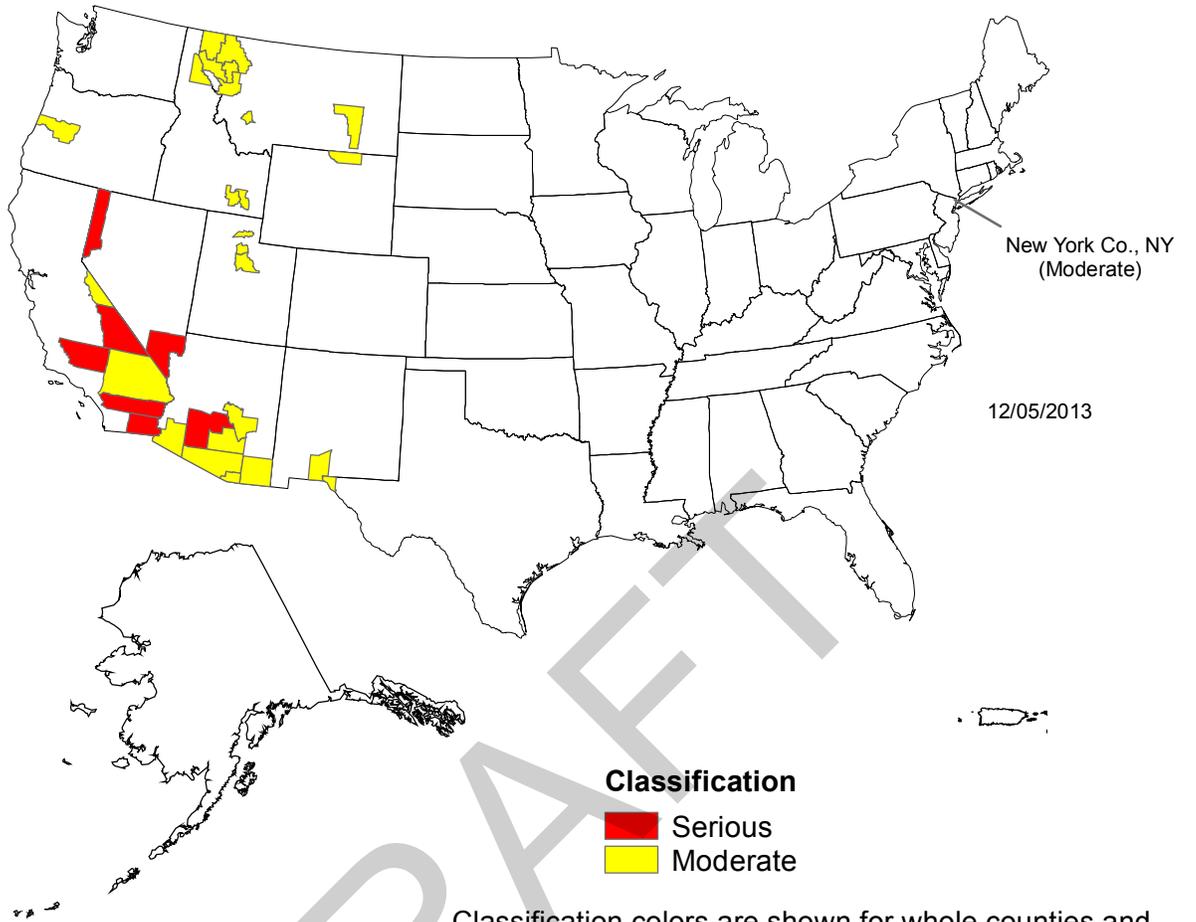


For PM-2.5 (2006 Standard) Philadelphia-Wilmington, PA-NJ-DE nonattainment area, the New Jersey portion was redesignated on September 4, 2013 and the Delaware portion was redesignated a year later on September 4, 2014. The Pennsylvania portion has not been redesignated. The entire area is not considered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



# Counties Designated Nonattainment for PM-10



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

**APPENDIX M**  
**GENERAL CONSULTATION**

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Note to File

**From:** Teri Provost, Director, Housing Rehabilitation and Flood Resiliency  
**Subject:** HOME NEPA Environmental Review Records  
**Date:** March 12, 2019

A handwritten signature in black ink, appearing to be "Teri Provost", written over the signature line of the header.

On March 12, 2019, by phone, Chris Howe, DCED, confirmed that a 15-day consultation comment period is acceptable for all HOME contracts. Ms. Howe also indicated that the DEP PACT Tool is not required for HOME ERRs.

Additionally, Ms. Howe has further indicated that a 5-step is not required for housing rehabilitation projects and likely no consultation letters are required; simply stated to send NOI/RROF notices to all that would have received the consultation letters.

**Person submitting Note to File:** Teri Provost, Director, Housing Rehabilitation and Flood Resiliency, SEDA-COG

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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**

# Request for Release of Funds and Certification

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

OMB No. 2506-0087  
(exp. 03/31/2020)

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

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

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

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

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

---

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

---

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

1. The responsible entity has fully carried out its responsibilities for environmental review, decision-making and action pertaining to the project(s) named above.
2. The responsible entity has assumed responsibility for and complied with and will continue to comply with, the National Environmental Policy Act of 1969, as amended, and the environmental procedures, permit requirements and statutory obligations of the laws cited in 24 CFR 58.5; and also agrees to comply with the authorities in 24 CFR 58.6 and applicable State and local laws.
3. The responsible entity has assumed responsibility for and complied with and will continue to comply with Section 106 of the National Historic Preservation Act, and its implementing regulations 36 CFR 800, including consultation with the State Historic Preservation Officer, Indian tribes and Native Hawaiian organizations, and the public.
4. After considering the type and degree of environmental effects identified by the environmental review completed for the proposed project described in Part 1 of this request, I have found that the proposal did  did not  require the preparation and dissemination of an environmental impact statement.
5. The responsible entity has disseminated and/or published in the manner prescribed by 24 CFR 58.43 and 58.55 a notice to the public in accordance with 24 CFR 58.70 and as evidenced by the attached copy (copies) or evidence of posting and mailing procedure.
6. The dates for all statutory and regulatory time periods for review, comment or other action are in compliance with procedures and requirements of 24 CFR Part 58.
7. In accordance with 24 CFR 58.71(b), the responsible entity will advise the recipient (if different from the responsible entity) of any special environmental conditions that must be adhered to in carrying out the project.

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

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

---

Signature of Certifying Officer of the Responsible Entity

Title of Certifying Officer

---

Date signed

**X**

---

Address of Certifying Officer

---

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

---

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

---

Signature of Authorized Officer of the Recipient

Title of Authorized Officer

---

Date signed

**X**

---

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

RUN DATE: June 4, 2020  
CONTACT PERSON: Teri Provost, (570) 524-4491

## **NOTICE OF INTENT TO REQUEST RELEASE OF FUNDS**

June 4, 2020

Milton Borough  
2 Filbert Street  
Milton, PA 17847  
(570) 742-8759

On or about June 12, 2020, Milton Borough will submit a request to the Department of Community and Economic Development (DCED) for the release of HOME funds, in association with ESA No. 201910299788 in the amount of \$500,000, under the Cranston-Gonzalez National Affordable Housing Act of 1990 (NAHA), as amended, to undertake the following project:

### **Milton Borough Owner-Occupied Housing Rehabilitation – Phase I**

Milton Borough proposes to use federal HOME funds, ESA number 201910299788 (pending contract) in the amount of \$500,000, to rehabilitate owner-occupied homes within the Borough. Anticipated activities associated with the scattered sites for housing rehabilitation throughout Milton Borough include, but are not necessarily limited to, roofs, downspouts and gutters, windows, porches, steps, balconies, exterior doors and screen doors, fascia and soffits, exterior painting or siding, sidewalks, electrical system improvements, furnace, water heater, plumbing, handrails/guardrails, lead-paint related work, interior doors, bathroom improvements, wall/ceiling/floor repair, interior painting, insulation, and weatherization. The houses identified for the housing rehabilitation work will generally not receive more than \$65,000 each in HOME funding. We anticipate the rehabilitation of approximately nine homes with this funding.

The proposed housing rehabilitation activities to be funded under the HOME program are Categorically Excluded from the National Environmental Policy Act requirements but are subject to compliance with the environmental laws and authorities listed at §58.5 of 24 CFR Part 58. In accordance with §58.15, a tiered review process has been structured, whereby some environmental laws and authorities are being reviewed and studied for the intended target area listed above. Specifically, the target area will be studied and compliance with the following laws and authorities will be established in this Tier 1 review: Floodplain Management, Coastal Barriers Resources Act, Sole Source Aquifers, Wild and Scenic River, Wetlands Protection, Coastal Zone Management Act, Clean Air Act, Explosive & Flammable Hazards, Farmlands Protection, Airport Hazards, and Environmental Justice. As sites are identified for rehabilitation, compliance with the following environmental laws and authorities will take place in the Tier 2 review: Historic Preservation, National Flood Insurance Program requirements, Endangered Species Act, Noise Abatement and Control, and Contamination and Toxic Substances. Additionally, lead based paint, asbestos, and radon will be treated consistent with program requirements and federal, state, and local laws. Additional project information is contained in the Environmental Review Record (ERR). The ERR will be made available to the public for review either electronically or by U.S. mail. Please submit your request by U.S. mail to Teri Provost, SEDA-COG, 201 Furnace Road, Lewisburg, PA 17837 or by email to [tprovost@seda-cog.org](mailto:tprovost@seda-cog.org). The ERR can be accessed online at the following website <https://seda-cog.org/departments/community-development/environmental-reviews/>.

### **PUBLIC COMMENTS**

Any individual, group, or agency may submit written comments on the ERR to Teri Provost, Housing Rehabilitation Program, SEDA-COG, 201 Furnace Road, Lewisburg, PA 17837: or Milton Borough, 2 Filbert Street, Milton, PA 17847. All comments received by June 11, 2020, will be considered by Milton Borough, prior to authorizing submission of a request for release of funds.

### **ENVIRONMENTAL CERTIFICATION**

Milton Borough certifies to DCED that Jessie Novinger, in her capacity as Borough Manager, consents to accept the jurisdiction of the Federal Courts if an action is brought to enforce responsibilities in relation to the Environmental Review process and that these responsibilities have been satisfied. DCED's approval of the certification satisfies its responsibilities under NEPA and related laws and authorities and allows Milton Borough to utilize Program funds and implement the program.

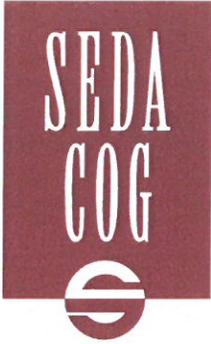
### **OBJECTIONS TO RELEASE OF FUNDS**

DCED will accept objections to its release of funds for Milton Borough's certification received by June 29, 2020 or for a period of 15 days from its receipt of the request (whichever is later) only if they are on one of the following basis: (a) that the certification was not in fact executed by the Certifying Officer of Milton Borough; or (b) Milton Borough has omitted a step or failed to make a decision or finding by HUD regulations 24 CFR Part 58; or (c) the grant recipient has committed funds or incurred costs not authorized by 24 CFR Part 58 before approval of a release of funds by DCED; or (d) another Federal Agency, acting pursuant to 40 CFR Part 1504 has submitted a written finding to DCED that the project is unsatisfactory from the standpoint of environmental quality. Objections must be prepared and submitted in accordance with the required procedures (24 CFR Part 58, Sec 58.76) and may be addressed to the Department of Community and Economic Development, Office of Community Development, Commonwealth Keystone Building, 400 North Street, Fourth Floor, Harrisburg, PA 17120. Potential objectors should contact DCED to verify the actual last day of the objection period.

Jessie Novinger, Borough Manager  
Milton Borough



DRAFT



Date: October 9, 2019

To: Environmental Reviews File

From: Teri Provost, Director Housing Rehabilitation

Re: Administrative Exemptions

A handwritten signature in blue ink is written over the "From" and "Re" lines of the memo. The signature is stylized and appears to be "T. Provost".

Direction was provided by Chris Howe, DCED, in reference to Administrative NEPA Environmental Reviews on October 7, 2019 during the Community Development & Housing conference. Chris Howe indicated that exemption forms should no longer be forwarded to DCED, that they must be maintained by the Grantee. Therefore, our office will no longer forward exemption forms to DCED as previously required by the department.

DRAFT



TO: All Interested Community Groups and Public Agencies

FROM: Teri Provost, Director  
Housing Rehabilitation Program

DATE: June 1, 2020

SUBJECT: NOTICE OF INTENT TO REQUEST RELEASE OF FUNDS  
OWNER-OCCUPIED HOUSING REHABILITATION PROGRAM  
PHASE I MILTON BOROUGH, NORTHUMBERLAND COUNTY, HOME  
ENVIRONMENTAL REVIEW

Please find attached a copy of the above-mentioned Notice. Comments pertaining to this finding will be received at the address below on or before June 11, 2020. If you have any questions or require further clarification, please feel free to contact me.

TLP:dmk

Enclosure



RUN DATE: June 4, 2020  
CONTACT PERSON: Teri Provost, (570) 524-4491

## **NOTICE OF INTENT TO REQUEST RELEASE OF FUNDS**

June 4, 2020

Milton Borough  
2 Filbert Street  
Milton, PA 17847  
(570) 742-8759

On or about June 12, 2020, Milton Borough will submit a request to the Department of Community and Economic Development (DCED) for the release of HOME funds, in association with ESA No. 201910299788 in the amount of \$500,000, under the Cranston-Gonzalez National Affordable Housing Act of 1990 (NAHA), as amended, to undertake the following project:

### **Milton Borough Owner-Occupied Housing Rehabilitation – Phase I**

Milton Borough proposes to use federal HOME funds, ESA number 201910299788 (pending contract) in the amount of \$500,000, to rehabilitate owner-occupied homes within the Borough. Anticipated activities associated with the scattered sites for housing rehabilitation throughout Milton Borough include, but are not necessarily limited to, roofs, downspouts and gutters, windows, porches, steps, balconies, exterior doors and screen doors, fascia and soffits, exterior painting or siding, sidewalks, electrical system improvements, furnace, water heater, plumbing, handrails/guardrails, lead-paint related work, interior doors, bathroom improvements, wall/ceiling/floor repair, interior painting, insulation, and weatherization. The houses identified for the housing rehabilitation work will generally not receive more than \$65,000 each in HOME funding. We anticipate the rehabilitation of approximately nine homes with this funding.

The proposed housing rehabilitation activities to be funded under the HOME program are Categorically Excluded from the National Environmental Policy Act requirements but are subject to compliance with the environmental laws and authorities listed at §58.5 of 24 CFR Part 58. In accordance with §58.15, a tiered review process has been structured, whereby some environmental laws and authorities are being reviewed and studied for the intended target area listed above. Specifically, the target area will be studied and compliance with the following laws and authorities will be established in this Tier 1 review: Floodplain Management, Coastal Barriers Resources Act, Sole Source Aquifers, Wild and Scenic River, Wetlands Protection, Coastal Zone Management Act, Clean Air Act, Explosive & Flammable Hazards, Farmlands Protection, Airport Hazards, and Environmental Justice. As sites are identified for rehabilitation, compliance with the following environmental laws and authorities will take place in the Tier 2 review: Historic Preservation, National Flood Insurance Program requirements, Endangered Species Act, Noise Abatement and Control, and Contamination and Toxic Substances. Additionally, lead based paint, asbestos, and radon will be treated consistent with program requirements and federal, state, and local laws. Additional project information is contained in the Environmental Review Record (ERR). The ERR will be made available to the public for review either electronically or by U.S. mail. Please submit your request by U.S. mail to Teri Provost, SEDA-COG, 201 Furnace Road, Lewisburg, PA 17837 or by email to [tprovost@seda-cog.org](mailto:tprovost@seda-cog.org). The ERR can be accessed online at the following website <https://seda-cog.org/departments/community-development/environmental-reviews/>.

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Any individual, group, or agency may submit written comments on the ERR to Teri Provost, Housing Rehabilitation Program, SEDA-COG, 201 Furnace Road, Lewisburg, PA 17837: or Milton Borough, 2 Filbert Street, Milton, PA 17847. All comments received by June 11, 2020, will be considered by Milton Borough, prior to authorizing submission of a request for release of funds.

### **ENVIRONMENTAL CERTIFICATION**

Milton Borough certifies to DCED that Jessie Novinger, in her capacity as Borough Manager, consents to accept the jurisdiction of the Federal Courts if an action is brought to enforce responsibilities in relation to the Environmental Review process and that these responsibilities have been satisfied. DCED's approval of the certification satisfies its responsibilities under NEPA and related laws and authorities and allows Milton Borough to utilize Program funds and implement the program.

### **OBJECTIONS TO RELEASE OF FUNDS**

DCED will accept objections to its release of funds for Milton Borough's certification received by June 29, 2020 or for a period of 15 days from its receipt of the request (whichever is later) only if they are on one of the following basis: (a) that the certification was not in fact executed by the Certifying Officer of Milton Borough; or (b) Milton Borough has omitted a step or failed to make a decision or finding by HUD regulations 24 CFR Part 58; or (c) the grant recipient has committed funds or incurred costs not authorized by 24 CFR Part 58 before approval of a release of funds by DCED; or (d) another Federal Agency, acting pursuant to 40 CFR Part 1504 has submitted a written finding to DCED that the project is unsatisfactory from the standpoint of environmental quality. Objections must be prepared and submitted in accordance with the required procedures (24 CFR Part 58, Sec 58.76) and may be addressed to the Department of Community and Economic Development, Office of Community Development, Commonwealth Keystone Building, 400 North Street, Fourth Floor, Harrisburg, PA 17120. Potential objectors should contact DCED to verify the actual last day of the objection period.

Jessie Novinger, Borough Manager  
Milton Borough



DRAFT

Notice of Intent to Request Release of Funds

Sent to the following:

Christine Howe  
PA DCED  
Commonwealth Keystone Bldg  
400 North St 4th Flr  
Harrisburg PA 17120-0225

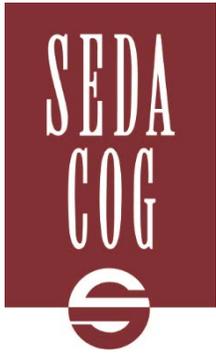
PA DCED REGIONAL  
Fadia Halma  
DCED Lehigh Valley Regional Office  
400 North Street, 4th Floor  
Commonwealth Keystone Building  
Harrisburg, PA 17120-0225

Barbara Rudnick  
rudnick.barbara@epa.gov

Pamela Reilly  
DCED Historic Preservation Specialist  
DCED, Office of Comm. Dev. & Housing  
Commonwealth Keystone Building  
400 North St 4th Flr  
Harrisburg PA 17120

Justin Skavery, Grants Manager  
Northumberland County  
399 Stadium Drive  
Sunbury, PA 17801-

DRAFT



May 29, 2020

Jessie Novinger, Borough Manager  
Milton Borough  
2 Filbert Street  
Milton, PA 17847

Dear Jessie:

Enclosed please find a Request for Release of Funds and Certification (RROF) form, as well as the signature page of the Environmental Review Record, relative to Categorically Excluded Subject to 58.5 activities associated with the EOOH-Phase II. A hard copy will also be sent to you via USPS.

Housing and Urban Development (HUD) HOME funded rehab projects must be environmentally cleared within 60 days of the conditioned award. As such, it is a condition of the funding that you submit this document back to me as soon as possible, but no later than June 10, 2020.

Please affix your signature where the red "X" appears and return both to my attention, so I may forward the RROF to the Department of Community and Economic Development on June 11, 2020, and include the signature page in the Environmental Review Record.

If you have any questions or concerns, please do not hesitate to contact me.

Sincerely,

Teri Provost, Director (Sent Electronically)  
Housing Rehabilitation Department

TLP:dmk

Enclosure



# Request for Release of Funds and Certification

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

OMB No. 2506-0087  
(exp. 03/31/2020)

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

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

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

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

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

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

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

1. The responsible entity has fully carried out its responsibilities for environmental review, decision-making and action pertaining to the project(s) named above.
2. The responsible entity has assumed responsibility for and complied with and will continue to comply with, the National Environmental Policy Act of 1969, as amended, and the environmental procedures, permit requirements and statutory obligations of the laws cited in 24 CFR 58.5; and also agrees to comply with the authorities in 24 CFR 58.6 and applicable State and local laws.
3. The responsible entity has assumed responsibility for and complied with and will continue to comply with Section 106 of the National Historic Preservation Act, and its implementing regulations 36 CFR 800, including consultation with the State Historic Preservation Officer, Indian tribes and Native Hawaiian organizations, and the public.
4. After considering the type and degree of environmental effects identified by the environmental review completed for the proposed project described in Part 1 of this request, I have found that the proposal did  did not  require the preparation and dissemination of an environmental impact statement.
5. The responsible entity has disseminated and/or published in the manner prescribed by 24 CFR 58.43 and 58.55 a notice to the public in accordance with 24 CFR 58.70 and as evidenced by the attached copy (copies) or evidence of posting and mailing procedure.
6. The dates for all statutory and regulatory time periods for review, comment or other action are in compliance with procedures and requirements of 24 CFR Part 58.
7. In accordance with 24 CFR 58.71(b), the responsible entity will advise the recipient (if different from the responsible entity) of any special environmental conditions that must be adhered to in carrying out the project.

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

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

---

Signature of Certifying Officer of the Responsible Entity

Title of Certifying Officer

---

Date signed

**X**

---

Address of Certifying Officer

---

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

---

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

---

Signature of Authorized Officer of the Recipient

Title of Authorized Officer

---

Date signed

**X**

---

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

**Mitigation Measures and Conditions [40 CFR 1505.2(e)]**

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 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
Flood Disaster Protection Act	Secure flood insurance on the property if located in SFHA.
Floodplain Protection	Elevate building or incorporate measures to reduce flood damage, as required.
Historic Preservation	Consult with the PA State Historic Preservation Officer.

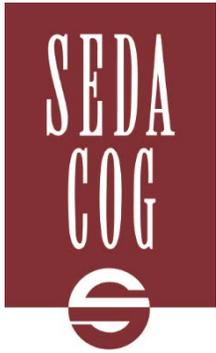
**Determination:**

There are no extraordinary circumstances which would require completion of an Environmental Assessment, and this project may remain Categorical Excluded Subject to; or

Extraordinary circumstances exist and this project may result in significant environmental impact. This project requires preparation of an Environmental Assessment (EA)

Preparer Signature:	Date: June 2, 2020
Name/Title/Organization: Teri Provost, Director SEDA-Council of Governments	
Responsible Entity/Agency Official Signature: X	Date: June 2, 2020
Name/Title: Jessie Novinger, Borough Manager	

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 58.38) and in accordance with recordkeeping requirements for the HUD program(s).



June 12, 2020

Christine Howe  
Department of Community and Economic Development  
Commonwealth Keystone Building  
400 North Street, 4th Floor  
Harrisburg, PA 17120-0225

Dear Ms. Howe:

Enclosed please find a Request for Release of Funds and Certification form relative to the Milton Borough HOME Housing Rehabilitation activities located in Milton Borough, Northumberland County. I have also enclosed the public notice for your records. The public notice was published in the *Standard Journal* newspaper on June 4, 2020.

If you have questions or concerns regarding this certification form, please do not hesitate to contact me.

Sincerely,

Teri Provost, Director  
Housing Rehabilitation Program

TLP:dmk

Enclosures



# Request for Release of Funds and Certification

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

OMB No. 2506-0087  
(exp. 03/31/2020)

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

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

1. Program Title(s) <b>HOME Investment Partnerships Program</b>	2. HUD/State Identification Number <b>ESA 201910299788</b>	3. Recipient Identification Number (optional)
4. OMB Catalog Number(s) 14.239	5. Name and address of responsible entity <b>Milton Borough 2 Filbert Street Milton, PA 17847</b>	
6. For information about this request, contact (name & phone number) <b>Teri Provost, 570-524-4491</b>		
8. HUD or State Agency and office unit to receive request <b>PA Department of Community and Economic Development</b>	7. Name and address of recipient (if different than responsible entity)	

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

9. Program Activity(ies)/Project Name(s) <b>Milton Borough- Owner-Occupied Housing Rehabilitation - Phase II</b>	10. Location (Street address, city, county, State)
---	--

### 11. Program Activity/Project Description

Milton Borough proposes to use federal HOME funds, ESA number 201910299788 (pending contract) in the amount of \$500,000, to rehabilitate owner-occupied homes within the Borough. Anticipated activities associated with the scattered sites for housing rehabilitation throughout Milton Borough include, but are not necessarily limited to, roofs, downspouts and gutters, windows, porches, steps, balconies, exterior doors and screen doors, fascia and soffits, exterior painting or siding, sidewalks, electrical system improvements, furnace, water heater, plumbing, handrails/guardrails, lead-paint related work, interior doors, bathroom improvements, wall/ceiling/floor repair, interior painting, insulation, and weatherization. The houses identified for the housing rehabilitation work will generally not receive more than \$65,000 each in HOME funding. We anticipate the rehabilitation of approximately nine homes with this funding.

The proposed housing rehabilitation activities to be funded under the HOME program are Categorical Excluded from the National Environmental Policy Act requirements but are subject to compliance with the environmental laws and authorities listed at §58.5 of 24 CFR Part 58. In accordance with §58.15, a tiered review process has been structured, whereby some environmental laws and authorities are being reviewed and studied for the intended target area listed above. Specifically, the target area will be studied and compliance with the following laws and authorities will be established in this Tier 1 review: Floodplain Management, Coastal Barriers Resources Act, Sole Source Aquifers, Wild and Scenic River, Wetlands Protection, Coastal Zone Management Act, Clean Air Act, Explosive & Flammable Hazards, Farmlands Protection, Airport Hazards, and Environmental Justice. As sites are identified for rehabilitation, compliance with the following environmental laws and authorities will take place in the Tier 2 review: Historic Preservation, National Flood Insurance Program requirements, Endangered Species Act, Noise Abatement and Control, and Contamination and Toxic Substances. Additionally, lead based paint, asbestos, and radon will be treated consistent with program requirements and federal, state, and local laws.

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

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

1. The responsible entity has fully carried out its responsibilities for environmental review, decision-making and action pertaining to the project(s) named above.
2. The responsible entity has assumed responsibility for and complied with and will continue to comply with, the National Environmental Policy Act of 1969, as amended, and the environmental procedures, permit requirements and statutory obligations of the laws cited in 24 CFR 58.5; and also agrees to comply with the authorities in 24 CFR 58.6 and applicable State and local laws.
3. The responsible entity has assumed responsibility for and complied with and will continue to comply with Section 106 of the National Historic Preservation Act, and its implementing regulations 36 CFR 800, including consultation with the State Historic Preservation Officer, Indian tribes and Native Hawaiian organizations, and the public.
4. After considering the type and degree of environmental effects identified by the environmental review completed for the proposed project described in Part 1 of this request, I have found that the proposal did  did not  require the preparation and dissemination of an environmental impact statement.
5. The responsible entity has disseminated and/or published in the manner prescribed by 24 CFR 58.43 and 58.55 a notice to the public in accordance with 24 CFR 58.70 and as evidenced by the attached copy (copies) or evidence of posting and mailing procedure.
6. The dates for all statutory and regulatory time periods for review, comment or other action are in compliance with procedures and requirements of 24 CFR Part 58.
7. In accordance with 24 CFR 58.71(b), the responsible entity will advise the recipient (if different from the responsible entity) of any special environmental conditions that must be adhered to in carrying out the project.

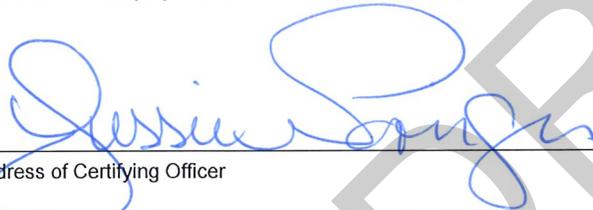
As the duly designated certifying official of the responsible entity, I also certify that:

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9. I am authorized to and do accept, on behalf of the recipient personally, the jurisdiction of the Federal courts for the enforcement of all these responsibilities, in my capacity as certifying officer of the responsible entity.

Signature of Certifying Officer of the Responsible Entity

Title of Certifying Officer

X



Borough Manager

Date signed

June 12, 2020

Address of Certifying Officer

Milton Borough, 2 Filbert Street, Milton, PA 17847

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

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

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Title of Authorized Officer

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**Mitigation Measures and Conditions [40 CFR 1505.2(e)]**

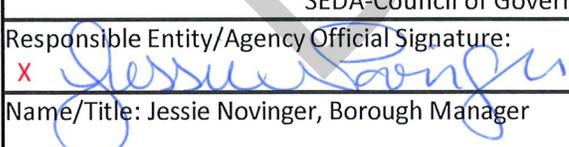
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Law, Authority or Factor	Mitigation Measure
Flood Disaster Protection Act	Secure flood insurance on the property if located in SFHA.
Floodplain Protection	Elevate building or incorporate measures to reduce flood damage, as required.
Historic Preservation	Consult with the PA State Historic Preservation Officer.

**Determination:**

There are no extraordinary circumstances which would require completion of an Environmental Assessment, and this project may remain Categorically Excluded Subject to; or

Extraordinary circumstances exist and this project may result in significant environmental impact. This project requires preparation of an Environmental Assessment (EA)

Preparer Signature:	Date: June 2, 2020
Name/Title/Organization: Teri Provost, Director SEDA-Council of Governments	
Responsible Entity/Agency Official Signature: 	Date: June 2, 2020
Name/Title: Jessie Novinger, Borough Manager	

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 58.38) and in accordance with recordkeeping requirements for the HUD program(s).

RUN DATE: June 4, 2020  
CONTACT PERSON: Teri Provost, (570) 524-4491

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June 4, 2020

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Milton Borough certifies to DCED that Jessie Novinger, in her capacity as Borough Manager, consents to accept the jurisdiction of the Federal Courts if an action is brought to enforce responsibilities in relation to the Environmental Review process and that these responsibilities have been satisfied. DCED's approval of the certification satisfies its responsibilities under NEPA and related laws and authorities and allows Milton Borough to utilize Program funds and implement the program.

### **OBJECTIONS TO RELEASE OF FUNDS**

DCED will accept objections to its release of funds for Milton Borough's certification received by June 29, 2020 or for a period of 15 days from its receipt of the request (whichever is later) only if they are on one of the following basis: (a) that the certification was not in fact executed by the Certifying Officer of Milton Borough; or (b) Milton Borough has omitted a step or failed to make a decision or finding by HUD regulations 24 CFR Part 58; or (c) the grant recipient has committed funds or incurred costs not authorized by 24 CFR Part 58 before approval of a release of funds by DCED; or (d) another Federal Agency, acting pursuant to 40 CFR Part 1504 has submitted a written finding to DCED that the project is unsatisfactory from the standpoint of environmental quality. Objections must be prepared and submitted in accordance with the required procedures (24 CFR Part 58, Sec 58.76) and may be addressed to the Department of Community and Economic Development, Office of Community Development, Commonwealth Keystone Building, 400 North Street, Fourth Floor, Harrisburg, PA 17120. Potential objectors should contact DCED to verify the actual last day of the objection period.

Jessie Novinger, Borough Manager  
Milton Borough



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