

Form 2.1 Environmental Review for Activity/Project that is Categorically Excluded Subject to Section 58.5

Pursuant to 24 CFR 58.35(a)

Responsible Entity: New Jersey Department of Community Affairs, Charles Richman, Commissioner

Applicant Name Susan (First) Scott (Last)

-or- (Business/Project Name)

Project Location 18 S West Ave, (Street Address)

Beach Haven Borough (Municipality) Ocean (County) NJ (State)

140 (Block) 1 (Lot)

CONDITIONS FOR APPROVAL

Conditions for Approval [40 CFR 1505.2(c)]: (List all mitigation and project modification measures required by the Responsible Entity to eliminate or minimize adverse environmental impacts. These conditions must be included in project contracts and other relevant documents as required. The staff responsible for implementing and monitoring mitigation measures should be clearly identified in the mitigation plan.)

General

1. *Acquire all required federal, state and local permits prior to commencement of construction and comply with all permit conditions.*
2. *If the scope of work of a proposed activity changes significantly, the application for funding must be revised and resubmitted for reevaluation under the National Environmental Policy Act.*

Floodplain Management and Flood Insurance

The project is subject to the requirements of Permit by Rule N.J.A.C. 7:13-7.2(b)4 and the following conditions will be met:

1. *All proposed reconstruction, substantial improvements, and elevation activities in the 100-year floodplain must adhere to the most recent elevation requirements in accordance with the Flood Hazard Area Control Act rules (N.J.A.C. 7:13).*
2. *All structures funded by the CDBG-DR programs, if in, or partially in, the 100-year floodplain shown on the effective FEMA Flood Insurance Rate Map, must be covered by flood insurance and the flood insurance must be maintained for the economic life of the structure [24 CFR 58.6(a)(1)]. This means no funding can be provided in municipalities not participating in or suspended from participation in the National Flood Insurance Program.*
3. *No funding will be provided to any person who previously received federal flood disaster assistance conditioned on obtaining and maintaining flood insurance, but failed to obtain and maintain the insurance [24 CFR 58.6(b)].*

Endangered Species

While bat surveys are no longer required for northern long-eared bats in buildings, if bats (of any species) happen to be discovered during the process of renovation/demolitions/etc., work should cease and the construction manager should contact Mackenzie Hall, New Jersey Division of Fish and Wildlife, Endangered and Nongame Species Program, at 609-292-1244 on how to proceed. All bat species are protected by law in New Jersey and cannot be knowingly harmed or harassed.

Air Quality

Temporary impacts to air quality must be mitigated through Best Management Practices (BMPs) including the usage of water or chemical dust suppressant, covering load compartments of trucks carrying dust-generating material, and retrofitting older equipment with pollution controls.

Noise

To minimize noise impacts to nearby properties during construction the applicant should comply with the following:

1. Outfit all equipment with operating mufflers.
2. Comply with the applicable local noise ordinance.

FINDING

- ☐ This categorically excluded activity/project converts to **EXEMPT** per Section 58.34(a)(12), because it does not require any mitigation for compliance with any listed statutes or authorities, nor requires any formal permit or license; **Funds may be committed and drawn down after certification of this part** for this (now) EXEMPT project; OR
- ☒ This categorically excluded activity/project cannot convert to Exempt status because one or more statutes or authorities listed at Section 58.5 requires formal consultation or mitigation. Complete consultation/mitigation protocol requirements, **publish NOI/RROF and obtain "Authority to Use Grant Funds"** (HUD 7015.16) per Section 58.70 and 58.71 before committing or drawing down any funds; OR
- ☐ This project is not categorically excluded OR, if originally categorically excluded, is now subject to a full Environmental Assessment according to Part 58 Subpart E due to extraordinary circumstances (Section 58.35(c)).

FUNDING INFORMATION

Note: Certification signatures can be found at the end of the document.

Grant Number	HUD Program	Funding Amount
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B-13-DS-34-0001	CDBG-DR	\$50,447.90
		\$0.00
		\$0.00

Estimated Total HUD Funded Amount:

\$50,447.90

Estimated Total HUD Funded Amount Description

The total HUD funded amount includes eligible work in place (WIP) associated with debris removal and repairs totaling \$38,638.86 plus the estimated cost to repair including trim, flooring, painting and final cleaning totaling \$11,809.04. This totals \$50,447.90. (see "LMI0002088_Form 6.pdf" within the applicant documents)

Estimated Total Project Cost [24 CFR 58.32(d)]: (HUD and non-HUD funds)

\$53,715.32

Estimated Total Project Cost Description

The estimated total project cost includes \$41,906.28 total work in place (which includes \$38,638.86 of Eligible Work in Place plus \$3,267.42 of ineligible work in place) plus \$11,809.04 additional estimated cost to repair. This totals \$53,715.32. (see "LMI0002088_Form 6.pdf" within the applicant documents)

Statement of Purpose and Need for the Proposal [40 CFR 1508.9(b)]:

The project is intended to repair flood-related damages incurred as a result of Superstorm Sandy. The project will help the applicant and the community as a whole recover from Superstorm Sandy, thereby assisting in the restoration of the New Jersey shore community.

Description of the Proposed Project [24 CFR 50.12 & 58.32, 40 CFR 1508.25]: (Include all contemplated actions that are logically either geographically or functionally a composite part of the project, regardless of the source of funding. As appropriate, attach maps, site plans, renderings, photographs, budgets, and other descriptive information.)

The project will repair flood-related damages incurred as a result of Superstorm Sandy. The project site is a 1,772 square foot single unit within a multi-family building consisting of 7 units. This application is for the subject property only; no information was provided regarding damage to the other units. The building was built in 1985. The acreage is identified as 0.0548 (2,387 square feet) on the tax records and is entirely within the floodplain (see LMI0002088MF_FEMAFIRMPanel, LMI0002088MF_FloodplainMgmtFloodInsuranceNFIPMap and LMI0002088MF_TaxCard). The work includes mold clean up, debris removal, deck step repairs, electrical, HVAC, and windows. For a list of damages and proposed repairs, see "LMI0002088MF_FSW.pdf" within the supporting documents. According to the attached Form 6 (see "LMI0002088_Form 6.pdf" within the applicant documents), the property was not substantially damaged; therefore, elevation of the structure above the floodplain is not necessary. According to the Form 6, the estimated total cost of repair is \$53,715.32 (which includes \$3,267.42 of ineligible work

in place). The tax card states that the pre-storm (2012) assessed value of the structure was \$201,400. The cost to repair is 26.6% of the value of the home, and 3.8% of the estimated value of the entire multi-family structure as a whole (assuming each of the seven units was valued at \$201,400 in 2012); therefore, the project does not meet the threshold for substantial rehabilitation (greater than 50%) and elevation is not required.

STATUTORY CHECKLIST [24 CFR 50.4, 24 CFR 58.5]

DIRECTIONS - For each authority, check either Box "A" or "B" under "Status."

"A box" The project is in compliance, either because: (1) the nature of the project does not implicate the authority under consideration, or (2) supporting information documents that project compliance has been achieved. In either case, information must be provided as to WHY the authority is not implicated, or HOW compliance is met; OR

"B box" The project requires an additional compliance step or action, including, but not limited to, consultation with or approval from an oversight agency, performance of a study or analysis, completion of remediation or mitigation measure, or obtaining of license or permit.

IMPORTANT: Compliance documentation consists of verifiable source documents and/or relevant base data.

Appropriate documentation must be provided for each law or authority. Documents may be incorporated by reference into the ERR provided that each source document is identified and available for inspection by interested parties. Proprietary material and studies that are not otherwise generally available for public review shall be included in the ERR. Refer to HUD guidance for more information.

Statute, Authority, Executive Order, Regulation, or Policy cited at 24 CFR §50.4 & 58.5	STATUS	Compliance Documentation
1. Air Quality [Clean Air Act, as amended, particularly sections 176(c) & (d), and 40 CFR 6, 51, 93]	<input checked="" type="radio"/> A <input type="radio"/> B	<p>The project is within Ocean County, which is shown as being designated a nonattainment or maintenance area for the following National Ambient Air Quality Standard (NAAQS) pollutants (see LMI0002088MF_AirQualityMap) (see LMI0002088MF_COMap):</p> <ul style="list-style-type: none"> • Nonattainment area for 1-Hr Ozone (1979) – NAAQS revoked June 15, 2005. • Nonattainment area for 8 hour Ozone standard of 0.08 ppm (1997 standard) – NAAQS revoked April 6, 2015 • Nonattainment area for 8 hour Ozone standard of 0.075 ppm (2008 standard) • Maintenance area for Carbon Monoxide (1971) <p>Project activities must meet the regulatory requirements of New Jersey's Air Rules and Air Pollution Controls (see LMI0002088MF_AirQualityMemo). The project will involve rehabilitation of the residence. Temporary impacts to air quality may occur during construction; however, no long-term impacts to air quality are anticipated. The temporary impacts can be mitigated through Best Management Practices (BMPs) including the usage of water or chemical dust suppressant, covering load compartments of trucks carrying dust-generating material, and retrofitting older equipment with pollution controls.</p>
2. Airport Hazards (Clear Zones and Accident Potential Zones) [24 CFR 51D]	<input checked="" type="radio"/> A <input type="radio"/> B	<p>Newark Liberty International Airport is located approximately 76 miles to the north of the project. Atlantic City International Airport is located approximately 18 miles to the southwest of the project. The nearest military airfield, Lakehurst Naval Air Station, is located approximately 31.7 miles north of the project. The project is not within 15,000 feet of a military air field or 2,500 feet from the end of a civilian airport runway. The project is therefore not within an Airport Clear Zone or Accident Potential Zone (see LMI0002088MF_AirportHazardsMap).</p>

3. Coastal Zone Management [Coastal Zone Management Act sections 307(c) & (d)]	<input checked="" type="radio"/> A <input type="radio"/> B	<p>The property is located within the Coastal Area Facilities Act (CAFRA) zone. The project is a rehabilitation of a single unit within a multifamily building where elevation is not proposed, therefore it is exempt from CAFRA pursuant to N.J.A.C. 7:7-2.2(c)3. In addition, no work will be conducted at or below the mean high water line (MHWL); therefore, no Waterfront Development permitting will be required. Furthermore, no coastal wetlands are located in proximity to the project; therefore no impacts to coastal wetlands are anticipated and no coastal wetland permitting is required; therefore no consultation was required for this application. See LMI0002088MF_CoastalZoneManagementActMapCAFRA.</p>
4. Contamination and Toxic Substances [24 CFR 50.3(i) & 58.5(i)(2)]	<input checked="" type="radio"/> A <input type="radio"/> B	<p>The property is within 3,000 feet of a mapped toxic or hazardous waste site (see LMI0002088MF_HazardousSitesBufferZone) however the site was determined by NJDEP to be "non-threatening" to the project. (see LMI0002088MF_ToxicsSpreadsheet and LMI0002088MF_ToxicsEmail). No Recognized Environmental Conditions (RECs) were observed during the project site visit (see LMI0002088MF_Field report.pdf, LMI0002088MF_PropertyPhoto1 and LMI0002088MF_PropertyPhoto2).</p> <p>According to property tax information (see LMI0002088MF_TaxCard) the property was built in 1985. An asbestos survey was prepared by LEW Corporation on 11/25/2015, and was included in the applicant documentation. The building was built after 1980; therefore, an assessment does not appear to have been necessary, however, it was likely conducted as a standard part of the LMI application process. The asbestos report states that a sample was taken of the drywall/joint compound and the ceiling and was found to contain no asbestos. No sampling of roofing materials occurred; therefore these materials were presumed to be asbestos-containing until testing confirms they are not. If work is proposed on the roof then sampling of roof materials by a certified asbestos inspector is required to determine presence or absence of asbestos. (see LMI0002088_RO2_AsbestosReport contained within the Applicant provided information).</p> <p>Based on the 1985 construction date (post-1978), Lead-Based Paint (LBP) is not a concern.</p> <p>The property is located within a Tier 3 Low Radon Potential zone (see LMI0002088MF_RadonMap). Due to the location of the project, no impacts of radon are anticipated on the project site. In areas that are classified as Tier 3, no radon testing or mitigation is required.</p>

<p>5. Endangered Species [Endangered Species Act of 1973, particularly section 7; 50 CFR 402]</p>	<p><input checked="" type="radio"/> A <input type="radio"/> B</p>	<p><i>The project is a repair of an existing structure and does not include demolition (external of residence), major rehabilitation, new construction or acquisition of undeveloped land or change in land use. According to the centroids data layer, no federally-listed species are present. The centroids layer does indicate state-listed species may be present; however, the "Threatened and Endangered Animals" data attribute indicates "No" species are present, and the NJDEP Natural Heritage Program (NHP) results indicate no species are present (see discussion below). (see LMI0002088MF_EndangeresSpeciesMap and LMI0002088MF_EndangeredSpeciesCentroid). The USFWS IPaC report (LMI0002088MF_IPaCReport) identifies the Red Knot as a species of concern, the NJ HUD Environmental Review Tool Threatened and Endangered Species Layer indicates that the site is not within an area of threatened and endangered species of concern for red knot, therefore IPaC results do not apply for the species. (see LMI0002088MF_EndangeresSpeciesMap). The IPaC report also notes the potential for Seabeach Amaranth (federally-listed threatened flowering plant) near the project site; however, since the project site is disturbed, it is not expected to host acceptable habitat for Seabeach Amaranth, which prefers a dune environment. The IPaC report also identified for four migratory bird species (Hudsonian Godwit, Least Tern, Lesser Yellowlegs, Short-eared Owl) may be present near the site. It is noted, however, that notwithstanding the IPaC results the NHP response letter dated March 1, 2016 (LMI0002088MF_NHP Response) indicated no listed species on the site.</i></p> <p><i>The NHP response letter dated March 1, 2016 references the following species of birds with Special Concern status that may be found within the immediate vicinity of the project site:</i> <i>American Oyster Catcher (Nesting Colony)</i> <i>Caspian Tern (Foraging)</i> <i>Common Tern (Foraging and Nesting Colony)</i> <i>Glossy Ibis (Foraging)</i> <i>Gull-billed Tern (Foraging)</i> <i>Little Blue Heron (Foraging)</i> <i>Snowy Egret (Foraging)</i> <i>Tricolored Heron (Foraging)</i></p> <p><i>The NHP response letter dated March 1, 2016 references the following species of birds with State Threatened status that may be found within the immediate vicinity of the project site:</i> <i>Black-crowned Night-heron (Foraging and Nesting)</i> <i>Osprey (Foraging and Nesting)</i> <i>Yellow-crowned Night-heron (Foraging)</i></p> <p><i>The NHP response letter dated March 1, 2016 references the following species of birds with State Endangered status that may be found within the immediate vicinity of the project site:</i> <i>Black Skimmer (Foraging and Nesting Colony)</i> <i>Least Tern (Foraging)</i></p> <p><i>The NHP response letter dated March 1, 2016 also indicates other species in the vicinity of the project site: Special Concern listed Bottlenose Dolphin however it was not identified by NHP as being present on site.</i></p> <p><i>Because the project is a repair of an existing structure and does not include demolition (external of residence), major rehabilitation, new construction or acquisition of undeveloped land or change in land use, the project will not impact the identified species in the vicinity of the project and no consultation is necessary.</i></p> <p><i>The IPaC report does not identify the northern long eared bat. Additionally, the project does not involve tree removal and therefore may affect, but is not likely to adversely affect listed bats (see "LMI0002088MF_1_29_16_Latest Bat Guidance"). While bat surveys are no longer required for northern long-eared bats in building, if bats (of any species) happen to be discovered during the process of renovations/demolitions/etc., work should cease and the construction manager should contact Mackenzie Hall, New Jersey Division of Fish and Wildlife, Endangered and Nongame Species Program, at 609-292-1244 on how to proceed. All bat species are protected by law in New Jersey and cannot be knowingly harmed or harassed. (see LMI0002088MF_USFWSBatGuidanceEmail.pdf)</i></p>
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6. Environmental Justice [Executive Order 12898]	<input checked="" type="radio"/> A <input type="radio"/> B	<i>The subject property's census block group's population is 12% low income and 8% minority. See LMI0002088MF_EJMinorityMap, LMI0002088MF_EJPovertyMap and LMI0002088MF_EJChecklist. Based on the scope, the project is not anticipated to have an adverse impact on environmental justice populations. In fact, the project is anticipated to have a short-term benefit to these populations by providing an increased demand for construction-related jobs during the construction phase of the project. In addition, the LMI program is aimed at helping low to moderate income households.</i>
7. Explosive and Flammable Operations [24 CFR 51C]	<input checked="" type="radio"/> A <input type="radio"/> B	<i>The proposed project will rehabilitate the existing residence, and will not increase the density of development (i.e., will not add to the number of units). Therefore, the project is in compliance with the requirements of 24 CFR Part 51C.</i>
8. Farmland Protection [Farmland Protection Policy Act of 1981, particularly sections 1504(b) & 1541; 7 CFR 658]	<input checked="" type="radio"/> A <input type="radio"/> B	<i>The property is not mapped within farmland of statewide importance (see LMI0002088MF_FarmlandProtectionSoilsMap). In addition, the project will not involve the conversion of farmland into non-agricultural uses. Therefore, no impact to farmland of statewide importance will occur.</i>

9. Floodplain Management [24 CFR 55; Executive Order 11988, particularly section 2(a)]	<input type="radio"/> A <input checked="" type="radio"/> B	<p><i>The project will repair flood-related damages incurred as a result of Superstorm Sandy. The project site is a 1,772 square foot single unit within a multi-family building consisting of 7 units. This application is for the subject property only; no information was provided regarding damage to the other units. The work includes mold clean up, debris removal, deck step repairs, electrical, HVAC, and windows. According to the Form 6 (see "LMI0002088MF_Form 6.pdf" within the applicant documents), the estimated total cost of repair is \$53,715.32 (which includes \$3,267.42 of ineligible work in place). The property's tax card (LMI0002088MF_TaxCard) states that the pre-storm (2012) assessed value of the structure was \$201,400. The cost to repair is 26.6% of the value of the home, and 3.8% of the estimated value of the entire multi-family structure as a whole (assuming each of the seven units was valued at \$201,400 in 2012); therefore, the project does not meet the threshold for substantial rehabilitation (greater than 50%) and elevation is not required.</i></p> <p><i>The property is in the flood zone (see LMI0002088MF_FloodplainMgmtFloodInsuranceNFIPMap and LMI0002088MF_FEMAFIRMPanel). Specifically, the attributes within the GIS map show the entire property as being within the AE zone, which is a subset of the A zone (100-year floodplain, base flood elevations determined). The FEMA Flood Insurance Rate Map (FIRM) for the property area (FIRM 34029C0603F, Panel 603 of 611) also notes that the property is within Zone AE. The FIRM panel was issued September 29, 2006.</i></p> <p><i>Notwithstanding the property's location within the 100-year floodplain, because the project is a rehabilitation of a building that was not substantially damaged, the project is subject to a Flood Hazard Area Permit by Rule pursuant to N.J.A.C. 7:13-7.2(b)4.</i></p> <p><i>Since no practicable alternatives to locating within the floodplain were identified, a 5-step decision-making process was conducted as outlined in 24 CFR 55. The project is a rehabilitation of a single residence within a multi-unit building. The residence itself was not substantially damaged; therefore, per 24 CFR 55.12(a)(4), public notification of the proposed activity (Step 2), identification and evaluation of practicable alternatives (Step 3) and the determination of no practicable alternative and publication of a final notice (Step 7) of the 8-Step Floodplain process do not need to be conducted.</i></p> <p><i>Steps 1, 4, 5 and 6 have been conducted (see folder LMI0002088MF_5Step). Steps 2, 3 and 7 are not required (see previous paragraph). Step 8 will consist of the implementation of the proposed action. Implementation may require local and state permits, which could place additional design modifications or mitigation requirements on the project.</i></p> <p><i>A copy of the 5-step analysis can be found in the supporting documentation (see LMI0002088MF_5Step).</i></p> <p><i>Flood Insurance under the National Flood Insurance Program must be obtained.</i></p>
10. Historic Preservation [National Historic Preservation Act of 1966, particularly sections 106 & 110; 36 CFR 800]	<input checked="" type="radio"/> A <input type="radio"/> B	<p><i>The property is within a historic preservation exemption "Green Zone (Above Ground Only)" (see LMI0002088MF_HistoricPreservationMap). In addition, the project involves a rehabilitation and will only involve interior work. Therefore, there will be no ground disturbance and Archaeology review is not required. Furthermore, upon review, SOI-qualified professional Zachary Davis, RPA, has determined that the project is covered under Tier II Programmatic Allowance I for archaeological resources. Therefore, the project therefore does not require SHPO review.</i></p>
11. Noise Abatement and Control [Noise Control Act of 1972, as amended by the Quiet Communities Act of 1978; 24 CFR 51B]	<input checked="" type="radio"/> A <input type="radio"/> B	<p><i>Day/Night Noise Level (DNL) standards are applicable to projects "providing assistance, subsidy or insurance for housing, manufactured home parks, nursing homes, hospitals, and all programs providing assistance or insurance for land development, redevelopment or any other provision of facilities and services which are directed to making land available for housing or noise sensitive development" (24 CFR 51.101(a)(3)). The proposed project is a residence, which is considered a noise sensitive use; however, based on NJDEP and HUD guidance, applications that do not increase density do not need to demonstrate compliance with DNL Standards. Since the project will not increase density, no further assessment is necessary.</i></p>

12. Sole Source Aquifers [Safe Drinking Water Act of 1974, as amended, particularly section 1424(e); 40 CFR 149]	<input checked="" type="radio"/> A <input type="radio"/> B	<i>The property is identified as being within an area underlain by the Coastal Plain Sole Source Aquifer (see LMI0002088MF_SoleSourceAquiferMap). The project involves rehabilitation of the existing structure within its existing footprint, and will not increase impervious cover on the property. The property does not contain and is not proposed to contain any underground or aboveground storage tanks. The project is a rehabilitation of a residential unit and is therefore exempt from Sole Source Aquifer review (see LMI0002088MF_SSAMemo).</i>
13. Wetlands Protection [24 CFR 55, Executive Order 11990, particularly sections 2 & 5]	<input checked="" type="radio"/> A <input type="radio"/> B	<i>No wetlands are mapped on or within 150 feet of the property (see LMI0002088MF_WetlandProtectionMap), and no wetlands were observed during the site reconnaissance. Therefore, the project is not anticipated to impact wetlands.</i>
14. Wild and Scenic Rivers [Wild and Scenic Rivers Act of 1968, particularly section 7(b) & (c); 36 CFR 297]	<input checked="" type="radio"/> A <input type="radio"/> B	<p><i>The Wild and Scenic Rivers Act of 1968 protects selected rivers in a free-flowing condition (16 U.S.C. 1271) and prohibits federal support for activities that would harm a designated river's free-flowing condition, water quality, or outstanding resource values.</i></p> <p><i>Five designated Wild and Scenic rivers are located within the State of New Jersey; the Delaware (Lower) River, Delaware (Middle) River, Great Egg Harbor River, Maurice River and the Musconetcong River. The nearest river is the Great Egg Harbor River which is part of the Tuckahoe Wildlife Management Area. The project is approximately 21 miles to the northeast of the Great Egg Harbor River 1 mile buffer area (see LMI0002088MF_WildScenicRiversMap). The proposed project is not located within one-quarter mile of a wild and scenic river stream bank, or within a one-mile radius of a designated wild and scenic river and therefore consultation with the National Park Service is not required.</i></p>

24 CFR 58.6 CHECKLIST [24 CFR 50.4, 24 CFR 58.6]

1. AIRPORT RUNWAY CLEAR ZONES AND CLEAR ZONES NOTIFICATION [24 CFR Part 51.303(a)(3), D]

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

☒ **No.** Cite or attach Source Documentation: [Project complies with 24 CFR 51.303(a)(3)]

Newark Liberty International Airport is located approximately 76 miles to the north of the project. Atlantic City International Airport is located approximately 18 miles to the southwest of the project. The nearest military airfield, Lakehurst Naval Air Station, is located approximately 31.7 miles north of the project. The project is not within 15,000 feet of a military air field or 2,500 feet from the end of a civilian airport runway. The project is therefore not within an Airport Clear Zone or Accident Potential Zone (see LMI0002088MF_AirportHazardsMap). [Project complies with 24 CFR 51.303(a)(3).]

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

2. COASTAL BARRIERS RESOURCES ACT [Coastal Barrier Resources Act, as amended by the Coastal Barrier Improvement Act of 1990 (16 USC 3501)]

Is the project located in a coastal barrier resource area?

☒ **No.** Cite or attach Source Documentation: [Proceed with Project]

The nine designated units of the Coastal Barrier Resources System in New Jersey are uninhabited. The 12 "otherwise protected areas" associated with the Coastal Barrier Resources System in New Jersey are also uninhabited. Therefore, no project activities would occur on designated coastal barriers or in "otherwise protected areas," and the proposed project would have no impact on coastal barrier resources. The nearest CBRS unit is NJ-07P which is located approximately 1 mile to the west. See LMI0002088MF_CoastalBarrierResourceMapper.

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

3. FLOOD DISASTER PROTECTION ACT [Flood Disaster Protection Act of 1973 and National Flood Insurance Reform Act of 1994 (42 USC 4001-4128 and 42 USC 5154a)]

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

☐ **No.** Cite or attach Source Documentation: [Proceed with Project]

☒ **Yes.** Cite or attach Source Documentation:

LMI0002088MF_FEMAFIRMPanel and LMI0002088MF_FloodplainMgmtFloodInsuranceNFIPMap.

Is the community participating in the National Insurance Program (or has less than one year passed since FEMA notification of Special Flood Hazards)?

☒ **Yes. Flood Insurance under the National Flood Insurance Program must be obtained.** If HUD assistance is provided as a grant, insurance must be maintained for the economic life of the project and in the amount of the total project cost (or up to the maximum allowable coverage, whichever is less). If HUD assistance is provided as a loan, insurance must be maintained for the term of the loan and in the amount of the loan (or up to the maximum allowable coverage, whichever is less). A copy of the flood insurance policy declaration must be kept on file in the ERR.

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

☐ N/A

Summary of Findings and Conclusions

Field Inspection (Date and completed by):

February 11, 2016; conducted by Chris Mullan, Environmental Scientist, and Anna Vanderhoof, Staff Engineer. See LMI0002088MF_Field report.pdf.

Summary Statement of Findings and Conclusions:

The project will repair flood-related damages incurred as a result of Superstorm Sandy. The project does not increase the existing footprint, does not increase impervious coverage, does not increase the number of dwelling units, and will comply with existing municipal, state and federal laws. Based on the findings of this environmental review, the proposed project will have a net benefit on the project area.

Required Mitigation and Project Modification Measures: [24 CFR 58.40(d), 40 CFR 1505.2(c), 40 CFR 1508.20]
(Recommend feasible ways in which the proposal or its external factors should be modified in order to minimize adverse environmental impacts and restore or enhance environmental quality.)

General

- 1. Acquire all required federal, state and local permits prior to commencement of construction and comply with all permit conditions.*
- 2. If the scope of work of a proposed activity changes significantly, the application for funding must be revised and resubmitted for reevaluation under the National Environmental Policy Act.*

Floodplain Management and Flood Insurance

The project is subject to the requirements of Permit by Rule N.J.A.C. 7:13-7.2(b)4 and the following conditions will be met:

- 1. All structures funded by the CDBG-DR programs, if in, or partially in, the 100-year floodplain shown on the effective FEMA Flood Insurance Rate Map, must be covered by flood insurance and the flood insurance must be maintained for the economic life of the structure [24 CFR 58.6(a)(1)]. This means no funding can be provided in municipalities not participating in or suspended from participation in the National Flood Insurance Program.*
- 2. No funding will be provided to any person who previously received federal flood disaster assistance conditioned on obtaining and maintaining flood insurance, but failed to obtain and maintain the insurance [24 CFR 58.6(b)].*

Endangered Species

While bat surveys are no longer required for northern long-eared bats in buildings, if bats (of any species) happen to be discovered during the process of renovation/demolitions/etc., work should cease and the construction manager should contact Mackenzie Hall, New Jersey Division of Fish and Wildlife, Endangered and Nongame Species Program, at 609-292-1244 on how to proceed. All bat species are protected by law in New Jersey and cannot be knowingly harmed or harassed.

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of water or chemical dust suppressant, covering load compartments of trucks carrying dust-generating material, and retrofitting older equipment with pollution controls.

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To minimize noise impacts to nearby properties during construction the applicant should comply with the following:

- 1. Outfit all equipment with operating mufflers.*
- 2. Comply with the applicable local noise ordinance*

CERTIFICATIONS

Carolyn Seifried, Dewberry

2016-04-20 12:50:41

Preparer Agency and Name

Completion Date

Charles Rickman

RE Certifying Officer Name



RE Certifying Officer Signature

4/27/16

RE CO Signature Date