Agency Name: *EDA*

CDBG-DR Program: *Stronger NJ Business Loan (SBL)*

Application ID Number: *SBL621290*

DETERMINATION OF LEVEL OF REVIEW

Applicant Name: *DMM Associates* **Business/Project Name:** *Thundering Surf* **Program Year:**

Project Location: *300 Taylor Ave, Beach Haven, NJ, 08008*

Project Description (Attach additional descriptive information, as appropriate to the activity, including narrative, maps, photographs, site plans, budgets and other information):

Reconstruction of a mini-golf course and a water slide. Please see attached project files for additional details.

The subject project has been reviewed pursuant to HUD regulations 24 CFR Part 58, "Environmental Review Procedures for Entities Assuming HUD Environmental Responsibilities," and the following determination with respect to the project is made:

☐ **Tier 2**

☐ **Exempt** from NEPA review requirements per 24 CFR 58.34(a)

☐ **Categorically Excluded NOT Subject To (CENST)** §58.5 authorities per 24 CFR 58.35(b)

☒ **Categorically Excluded SUBJECT To (CEST)** §58.5 authorities per 24 CFR 58.35(a) (A Statutory Checklist for the §58.5 authorities is attached.)

☐ An **Environmental Assessment (EA)** is required to be performed. (An Environmental Assessment performed in accordance with subpart E of 24 CFR Part 58 is attached.)

The ERR (see §58.38) must contain all the environmental review documents, public notices and written determinations or environmental findings required by Part 58 as evidence of review, decision making and actions pertaining to a particular project. Include additional information including checklists, studies, analyses and documentation as appropriate:

Determined by: *Neil Sullivan*

Reason for Initial Determination:

58.35(a) (3) (iii). In the case of non-residential structures, including commercial, industrial, and public buildings: (A) The facilities and improvements are in place and will not be changed in size or capacity by more than 20 percent; AND (B) The activity does not involve a change in land use, such as from non-residential to residential, commercial to industrial, or from one industrial use to another.

Nicholas Malmi	7/6/2015
Principal Name	**Completion Date for DLR**