



TIERING ENVIRONMENTAL REVIEWS

MAY 11, 2017

HEROS

The word "HEROS" is written in a bold, dark blue, sans-serif font. The letter "O" is replaced by a stylized globe showing the Americas in green and blue.

Presenters

Presenters: Liz Zepeda, Danielle Schopp, Sandra Frye

Moderator: Ben Sturm (Cloudburst)

- Presentation is in listen-only mode
- Q & A session at end of presentation

Webinar Format

- Webinar will last approximately 60 minutes and is being recorded
- Use the Question Pod to submit questions at any time during the webinar
- Submit unanswered questions: <https://www.hudexchange.info/ask-a-question> (for HEROS questions) or to your [Field Environmental Officer](#) (for substantive questions about how to prepare a tiered review)
- Use the Question Pod to request assistance with technical difficulties
- Feedback survey link and instructions to get credit will be emailed

Webinar Format

- At certain points in today's presentation, we may be demonstrating a website and sharing our computer screen.
- To see this most clearly, you may want to use the "Full Screen" button in the upper right of the GoToWebinar window.
- To submit a question, you will need to click the "Full Screen" button again to resume normal view.

Agenda

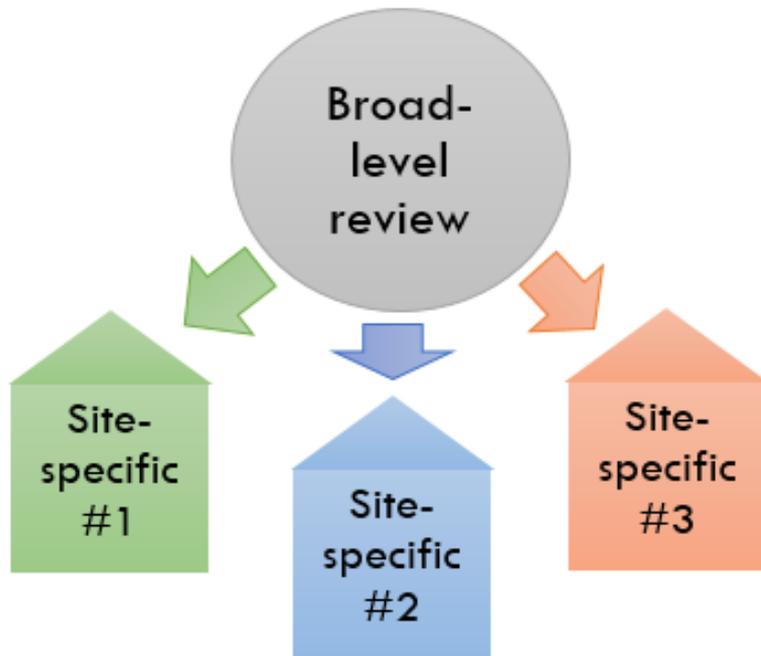
PART 1: Theory and Basics of Completing a Tiered Review

- Overview/basics
- Conducting a Broad-Level Tiered Review
- Conducting Site-Specific Tiered Reviews
- Tiering Reviews in HEROS

PART 2: Example Tiered Review

- Completing a Tiered Review in HEROS

What is Tiering?



Goal of tiering = eliminate repetitive discussions of the same issues and to focus on the actual issues ripe for decision at each level of environmental review

A tiered review consists of two stages:

1. A broad-level review
2. Subsequent site-specific reviews

Two Stages of Review

Stage 1 - Broad-level review: identify and evaluate the issues that can be fully addressed and resolved, notwithstanding possible limited knowledge of the project

- ALSO establish the standards, constraints, and processes to be followed in the site-specific reviews.

Stage 2 - Site-specific reviews: evaluate the remaining issues based on the policies established in the broad-level review as individual sites are selected for review

Together, the broad-level review and all site-specific reviews comprise a complete environmental review record

Limitations on Activities

- The 7015.15 – RROF and 7015.16 – AUGF should be completed at the broad-level
 - It is *not* necessary to get HUD approval on site-specific reviews
- Funds cannot be spent or committed **on a specific site or activity** until both the broad-level review and the site-specific review have been completed for the site
 - Refer to 24 CFR Part 58.22

Why Tier?

Pros

- Save time & money on Request for Release of Funds, public notices
- Avoid repetitive analysis

Cons

- More challenging
- More room for error

When to Use Tiering

| When to Tier | When NOT to Tier |
|---|--|
| <p>Preparing to conduct a program of similar or repetitive activities</p> <ul style="list-style-type: none">• Example #1: single family home repairs• Example #2: sidewalk repairs | <p>Preparing to conduct unspecified activities using a single funding source</p> <ul style="list-style-type: none">• Example: using CDBG funds to do any activity permissible under that program |
| <p>Activities will be scattered but limited to a specific geographic range</p> <ul style="list-style-type: none">• Example: neighborhood or defined portion of city | <p>Sites have already been identified</p> <ul style="list-style-type: none">• Example: constructing a new housing development |
| <p>RE is familiar with HUD's tiering policies and has discussed strategy with field staff</p> | <p>RE is new to the environmental review process and thinks tiering sounds easier</p> |

BROAD-LEVEL REVIEW

Project Description

Project description must define...

1. All contemplated activities
2. All proposed funding sources
3. Maximum number of units/properties
4. Average cost per unit
5. Geographic range
6. “Expiration date”

Related Laws and Authorities

Consider each of required environmental laws and authorities and either...

- Resolve at the broad level

OR

- Define a protocol to achieve compliance at site-specific level

Compliance at Broad-Level

- Possible if full scope of project can be determined to comply with an environmental law, authority, or factor
 - May comply due to geography **or** activities involved (or a combination!)
- Example: Compliance based on **location** – Las Vegas
 - No Coastal Zones or Coastal Barriers in Nevada → compliance with CZMA & CBRA at broad level
- Example: Compliance based on **activities** – single family interior rehab
 - No new construction/ground disturbance → compliance with EO 11990, Wetlands Protection

Examples of Compliance Determinations

| Good | Good | Bad |
|---|--|--|
| <p>Proposed activities are limited to interior rehabilitation with no potential for ground disturbance, which will have no effect on wetlands. Project is therefore in compliance with EO 11990 and Wetlands Protection requirements in 24 CFR Part 55.</p> | <p>Proposed project is in compliance with EO 11990 and Wetlands Protection requirements in 24 CFR Part 55, because there are no wetlands in the geographic range covered by this review. (See attached wetlands map provided by the US Fish and Wildlife Service.)</p> | <p>Proposed project complies with Part 55.</p> |

Defining Protocols

- What if compliance cannot be achieved at Broad-Level?
 - If compliance cannot be achieved at broad level, broad-level review must define procedures to be followed at site-specific level

- Protocol should define how to:
 1. Determine compliance
 2. Mitigate impacts where possible
 3. Dismiss sites as appropriate

Examples of Site-Specific Protocols

| Good | Good | Bad |
|--|--|--|
| <p>All actions will be mapped on FEMA-issued Flood Insurance Rate Maps (FIRMs). An 8-Step Process will be completed at the site-specific level for any sites located in a Special Flood Hazard Area (SFHA) and mitigation measures will be tailored to the site. An early warning system and emergency evacuation and relocation plan will be required for all sites in an SFHA.</p> | <p>All actions will be mapped on FEMA-issued Flood Insurance Rate Maps (FIRMs). Any sites located in a Special Flood Hazard Area (SFHA) will be rejected for this program.</p> | <p>Compliance will be achieved at site-specific level.</p> |

Tiering Environmental Assessments (EAs)

In addition to the related laws and authorities in 58.5 and 58.6, EAs must complete a more thorough NEPA review and consider all EA factors and analysis

- Like all EAs, tiered EAs must include a finding of no significant impact (FONSI) prior to Request for Release of Funds
 - Protocols must be specific and detailed to ensure that there will not be a significant impact on the human environment

Completing Broad Level Reviews

Public Notice must be clear about the nature and scope of the proposal

- Plain language project description must communicate scale of the review to the public
- A sample notice is available [on the HUD Exchange](#)

Complete Request for Release of Funds process at broad level

- *But* do not commit funds to individual sites until site-specific review has been completed

Site-Specific Reviews

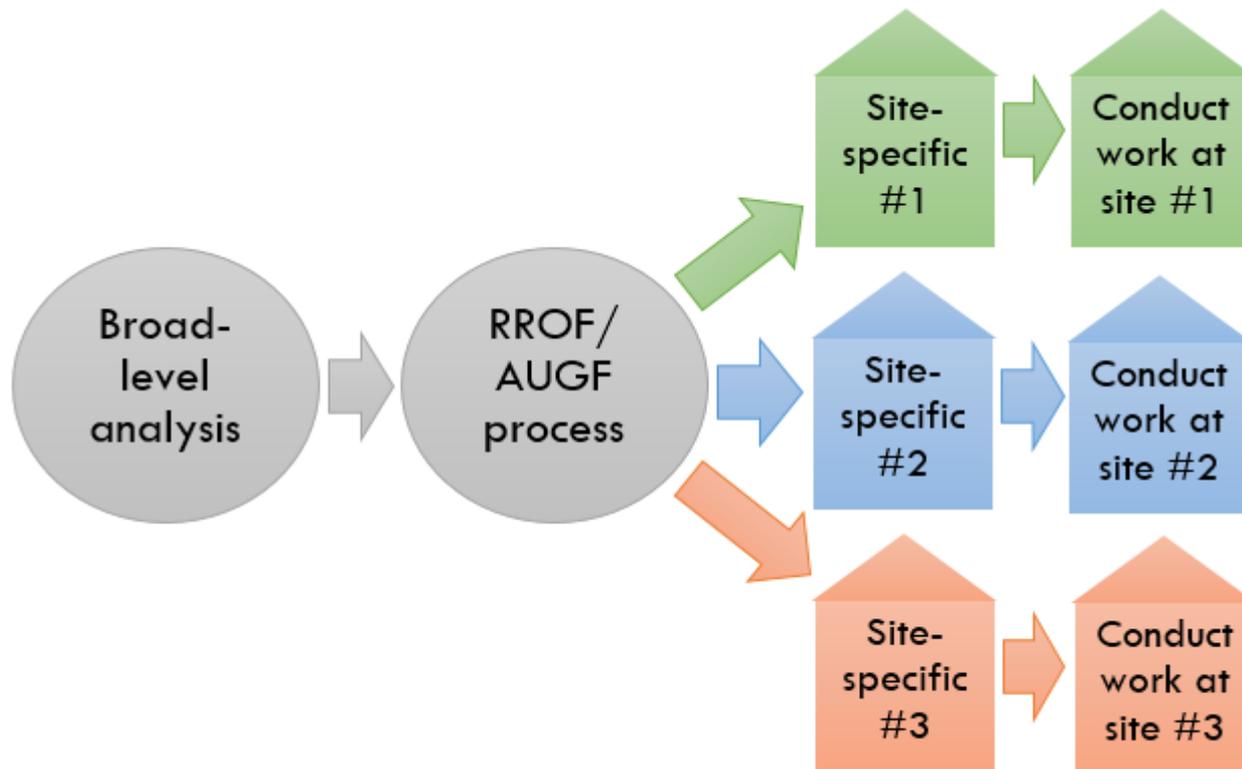
Site-Specific Reviews

- Complete site-specific reviews as sites are identified
- Determine and document compliance with all required laws and authorities that were not already resolved
 - Follow protocols defined at broad level to concentrate on the pertinent issues
- If site-specific activity does not conform to limits established at broad level, separate review is required

Recordkeeping

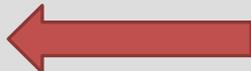
- Environmental review record is not complete without *both* broad-level and site-specific reviews
 - Site-specifics must identify corresponding broad-level review
 - Both parts should be filed together
- Avoid monitoring findings – make sure records are complete!

Reminder of Process

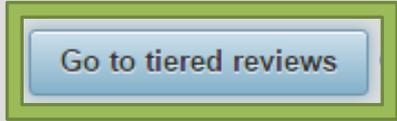


Tiered Reviews in HEROS

Getting Started

My Environmental Reviews (50/58) 

HEROS integrates guidance and assistance into the environmental review format, but it is not a substitute for learning and this system. Responsible Entities are urged to attend regular environmental trainings lead by HUD staff and ensure that the ensuring that their environmental review records are accurate and complete.

 Start a new environmental review  Go to tiered reviews

| Name of Project  | City  | State  | Status  | Level of Review  |
|---|--|---|--|---|
| <input type="text"/> | <input type="text"/> | <input type="text"/> | <input type="text"/> | <input type="text"/> |

My Tiered Reviews (50/58) 

Environmental reviews may be tiered to eliminate repetitive discussions of the same issues at subsequent levels of review. development or when site-specific analysis or mitigation is not currently feasible and a more narrow or focused analysis is b consulting with your Field Environmental Officer (FEO) before initiating a tiered review.

HEROS integrates guidance and assistance into the environmental review format, but it is not a substitute for learning and this system. Responsible Entities are urged to attend regular environmental trainings lead by HUD staff and ensure that the ensuring that their environmental review records are accurate and complete.

 Start a new broad-level/Tier 1 review

| Name of Project  | City  | State  | Status  | Level of Review  | La |
|---|--|---|--|---|----|
| <input type="text"/> | <input type="text"/> | <input type="text"/> | <input type="text"/> | <input type="text"/> | MM |

Starting a Tiered Review

My Environmental Reviews Reports ▾ Admin Logout

1105 - Initial Screen (50/58 - Tiered) **Project Name: South-Neighborhood-Rehab-Program**

Environmental Review Record created on March 29, 2017 by Liz Zepeda.

* Indicates that field is required

* **Project Name:** ⓘ

* **HUD Funding Source:**
Include *only* funding sources for which this review will fulfill HUD's environmental review requirements. Do not include funding sources that will require a separate environmental review (e.g. if this project receives funding from both Part 50 and Part 58 programs).

| Grant/Project Number | HUD Program | Program Name | Fu |
|--|--------------------------------------|---|----|
| <input type="text" value="CDBG12345"/> | Community Planning and Development ▾ | Community Development Block Grants (CDBG) (Entitlement) ▾ | \$ |

* **Estimated Total HUD Funded Amount:** \$

* **Estimated Total Project Cost:** \$

* **Does this project anticipate the use of funds or assistance from another Federal agency in addition to HUD?**

No
 Yes

* **Indicate the date that the environmental review process for this project began:** ⓘ

State / Local Identifier [optional]: ⓘ

Choosing Level of Review

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1210 - Tiered Review: Level of Review (58) **Project Name: South-Neighborhood-Rehab-Program**

What level of Review is required by the scope of the project?
Select the level of review

Categorical Exclusion subject to the Federal laws and authorities cited in §58.5 (CEST) ▾

Select the applicable CEST Citations:
http://edocket.access.gpo.gov/cfr_2004/aprqtr/pdf/24cfr58.35.pdf

58.35(a)(1)
 58.35(a)(2)
 58.35(a)(3)
 58.35(a)(4)
 58.35(a)(5)
 58.35(a)(6)

Save and Go Back Save and Continue

This HEROS version was deployed on Thu Jul 28, 2016 at 10:52

* Description of the Proposed Project [24 CFR 50.21; 24 CFR 58.32; 40 CFR 1508.25]:

Provide a project description that captures the maximum anticipated scope of the proposal. It should include all contemplated actions which logically are, either geographically or functionally, a composite part of the project, regardless of the source of funding. Describe all physical aspects of the project, such as plans for multiple phases of development, size and number of buildings, and activities to be undertaken. Include details of the physical impacts of the project, including whether there will be ground disturbance. If applicable, indicate whether the project site will require acquisition or if the sponsor already has ownership.

This project entails the rehabilitation of single family residential homes located in the imaginary South Neighborhood neighborhood of Washington, DC. The scale of this project will include an estimated total of 50-60 homes. South Neighborhood has approximately 1500 homes and is approximately half a square mile, so these 50-60 homes would be selected throughout the neighborhood. CDBG funds will be used to rehabilitate homes damaged during a monster attack in February, 2017. A maximum of \$25,000 will be expended on a per-home basis. Most homes affected by the attack experienced window and roof damage, and most of the work is anticipated to be exterior rehabilitation; however, interior repairs will be necessary in other cases. In addition to CDBG funds, the project will be leveraged by private donations and local funds.

* Project Location

If more than one zip code may be affected, select a representative zip code to validate. **If you cannot validate the location now, be sure to do so before completing the review.** In the Location Information text box specify street addresses and/or geographic boundaries where applications will be accepted or where projects will be selected.

Attach a map or photographs from a site visit in addition to a text description if appropriate.

* City: * State:

* Zip Code:

Location Information:

South Neighborhood is about 1/2 a square mile and is primarily residential. South Neighborhood is located in eastern DC and is bordered by Fake Street to the north, South Something Street to the east, Other Street to the west, and Yet Another Street to the south.

South Neighborhood Map.jpg 

Project Summary, Cont.

Approximately how large is the project area (geographic area where applications will be accepted or projects will be selected)?

1/2 square mile ▼

What activities are involved in the project? (Check all that apply.)

- Acquisition
- Leasing
- Maintenance ⓘ
- Repair/Improvement/Rehabilitation
- New construction/Reconstruction
- Demolition
- Disposition
- Removal of architectural barriers
- Soft Costs ⓘ

What length of time does this tiered review cover?

3 Years ▼

What is the maximum number of dwelling units or lots that will be addressed by this tiered review?

60

Save and Go Back

Save and Continue

Related Laws and Authorities

→ Determine where compliance is achieved at broad level

1251 – Tiered Review: Related Laws and Authorities (50/58)

Project Name: Mount-Rainier-SF-Rehab

Directions: Indicate whether compliance was achieved at the broad level review for each law and authority. If you have determined that due to the nature of the program, compliance has been achieved at the broad level of review and there is no need for additional follow up at site-specific level, check "Yes." If further review at a site-specific level is needed, check "No."

If compliance was achieved at the broad level, describe how and provide your source documentation. If necessary, summarize the supporting documentation and provide page numbers.

As a reminder, state and local requirements may differ from Federal requirements, and compliance with one does not guarantee compliance with the other.

| Compliance Factors: Statutes, Executive Orders, and Regulations listed at 24 CFR 50.4, 58.5, and §58.6 | Was compliance achieved at the broad level of review? | Describe here compliance determinations made at the broad level and source documentation | Supporting Compliance Documentation Uploads |
|--|--|--|--|
| STATUTES, EXECUTIVE ORDERS, AND REGULATIONS LISTED AT 24 CFR §50.4 & 58.6 | | | |
| Airport Hazards [Clear Zones and Accident Potential Zones; 24 CFR Part 51 Subpart D] | <input type="radio"/> Yes <input type="radio"/> No | <div style="border: 1px solid gray; height: 40px;"></div> | <input type="button" value="Upload"/> |
| Coastal Barrier Resources [Coastal Barrier Resources Act, as amended by the Coastal Barrier Improvement Act of 1990 [16 USC 3501]] | <input type="radio"/> Yes <input type="radio"/> No | <div style="border: 1px solid gray; height: 40px;"></div> | <input type="button" value="Upload"/> |
| Flood Insurance [Flood Disaster Protection Act of 1973 and National Flood Insurance Reform Act of 1994 [42 USC 4001-4128 and 42 USC 5154a]] | <input type="radio"/> Yes <input type="radio"/> No | <div style="border: 1px solid gray; height: 40px;"></div> | <input type="button" value="Upload"/> |
| STATUTES, EXECUTIVE ORDERS, AND REGULATIONS LISTED AT 24 CFR §50.4 & 58.5 | | | |
| Air Quality [Clean Air Act, as amended, particularly section 176(c) & (d); 40 CFR Parts 6, 51, | <input type="radio"/> Yes <input type="radio"/> No | <div style="border: 1px solid gray; height: 40px;"></div> | <input type="button" value="Upload"/> |

Written Strategies

→ Address only laws that must be considered at site-specific level

1252 – Tiered Review: Written Strategy (50/58)

Project Name: South-Neighborhood-Rehab-Program

Written Strategy

In the section below, provide the policy, standard, or process to be followed in the site-specific review for each law, authority, and factor that will require completion of a site-specific review.

* **Flood Insurance** [Flood Disaster Protection Act of 1973 and National Flood Insurance Reform Act of 1994 [42 USC 4001-4128 and 42 USC 5154a]]

* **Contamination and Toxic Substances** [24 CFR 50.3(i) & 58.5(i)(2)]
(HUD Standard)

* **Floodplain Management** [Executive Order 11988, particularly section 2(a); 24 CFR Part 55]

* **Historic Preservation** [National Historic Preservation Act of 1966, particularly sections 106 & 110; 36 CFR Part 800]

Finalizing Review

Follow the same process to finalize tiered reviews in HEROS as you would for standard reviews

- Remember to provide clear public notice

The screenshot shows the HUD Environmental Review Online System (HEROS) interface. At the top right, it says "HEROS version training-1886-32321". The main header is "HUD Environmental Review Online System (HEROS)" with "HEROS Home" on the left and "Guide to HEROS" on the right. Below the header is a navigation bar with "My Environmental Reviews", "Reports", "Admin", and "Logout". The main content area is titled "7015.15 - Request for Release of Funds and Certification" and "Project Name: South-Neighborhood-Rehab-Program". A text block explains the form's purpose: "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." Below this is a note: "Upload the notice to the public in accordance with 24 CFR 58.70 here. If all required users are not able to complete this form within HEROS at this time, you may upload a completed 7015.15 form here as well." There is an "Upload" button. The form is divided into sections, with "Part 1. Program Description and Request for Release of Funds (to be completed by Responsible Entity)" visible. Under "1. Program Title(s):", there is a text input field containing "Community Development Block Grants (CDBG) (Entitlement)". Below that, "2. HUD/State Identification Number:" is partially visible with "CDBG12345" in the input field.

HEROS version training-1886-32321

HUD Environmental Review Online System (HEROS)

HEROS Home Guide to HEROS

My Environmental Reviews Reports ▾ Admin Logout

7015.15 - Request for Release of Funds and Certification **Project Name: South-Neighborhood-Rehab-Program**

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.

Upload the notice to the public in accordance with 24 CFR 58.70 here. If all required users are not able to complete this form within HEROS at this time, you may upload a completed 7015.15 form here as well.

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

1. Program Title(s):

Community Development Block Grants (CDBG) (Entitlement)

2. HUD/State Identification Number: CDBG12345

Site-Specific Reviews

1240 - Site-Specific or Second Tier Reviews (50/58)

Project Name: South-Neighborhood-Rehab-Program

Ensure that the information provided on this screen and in the attached documents does not violate HUD's guidance on sensitive information. Be cautious when providing information that may endanger certain types of projects, such as domestic violence shelters. If your project location is sensitive and should be kept confidential, disclose neither the street address  nor the services provided  by the facility. Note that to maintain a degree of privacy does not mean a diminution of the environmental review responsibility. The same level of technical analysis and performance of environmental review requirements must be achieved in compliance with HUD environmental regulations.

Site-Specific Review Name  * Site #1 - 123 Project Street

Site Address:

* Street 123 Project Street * City Washington

* State District of Columbia * Zip 20001

Upload your completed Site-Specific or Second Tier Review here:

File Upload:

- Site 1 Checklist.pdf 
- Site 1 Flood Map.pdf 
- Site 1 SHPO Letter.pdf 
- Site 1 NEPAssist Report.pdf 

Site-Specific Review Name  * Site #2 - 987 Fake Street

Site Address:

* Street 987 Fake Street * City Washington

* State District of Columbia * Zip 20003

Upload your completed Site-Specific or Second Tier Review here:

File Upload:

- Site 2 Checklist with Docs.pdf 

Other Levels of Review

HEROS does not have formats for tiered EAs or EISs

- EA or EIS-level broad-level reviews should be created outside HEROS and uploaded when complete

1230 - Tiered Review: EA Upload (50/58) **Project Name: South-Neighborhood-Rehab-Program**

Upload your completed Broad Level Review here:

In the broad level review, identify and evaluate those issues ripe for decision and exclude those issues not relevant to the policy, program, or project under consideration. The broad review should also establish the policy, standard, or process to be followed in the site-specific review.

The Broad Level Review should be completed and include a Finding of No Significant Impact (FONSI) or other determination as appropriate. If a Finding of Significant Impact (FOSI) was made, an Environmental Impact Statement (EIS) is required. Use the side menu to navigate to the Tiered Review: Level of Review screen and change the level of review to EIS.

File Upload:

Posting to HUD Exchange

Tiered reviews are archived [on the HUD Exchange](#) for 5 years

The screenshot shows the HUD Exchange website interface. At the top is a dark blue header with the HUD logo, the text "HUD EXCHANGE Secretary Ben Carson", a search icon, and a menu icon. Below the header is a breadcrumb trail: "Home > Programs > Environmental Review > Environmental Review Records". The main heading is "Environmental Review Records". A large grey box contains two paragraphs of text explaining the page's purpose and search filters. To the right of this box is a "Related Resources" section with two links. Below the grey box is a section titled "Environmental Review Records" which contains a "Filter By" sidebar with two dropdown menus and a list of three project entries, each with a PDF icon, project name, location, and public comment availability date.

HUD EXCHANGE
Secretary Ben Carson

Home > Programs > Environmental Review > Environmental Review Records

Environmental Review Records

HUD's Environmental Review Records page houses environmental reviews made publicly available through the HUD Environmental Review Online System (HEROS). This includes environmental assessments, CEST reviews, and CEST reviews that converted to exempt.

Use the search filters below to find projects with recent environmental reviews. Reviews currently in public comment period will appear above archived reviews. Tiered reviews will be available for five years. For reviews in public comment period, send your comments to the person identified in the Environmental Review Record. If you have submitted an environmental review through HEROS for posting but do not see it on this website within 24 hours, submit an inquiry through [Ask a Question](#). New or updated environmental reviews are posted here between 8 AM and 10 PM ET Monday through Saturday.

Related Resources

- [Environmental Review Main](#)
- [Environmental Impact Statements](#)

Environmental Review Records

Filter By

All Report Statuses

All States

- [Great River Landing](#)
Minneapolis, MN
Public comment available until 05/17/2017
- [Ebenezer Park Apartments](#)
Minneapolis, MN
Public comment available until 05/09/2017
- [Owner Occupied Rehabilitation](#)
Goshen, IN

Example Tiered Review

PUTTING IT ALL TOGETHER...

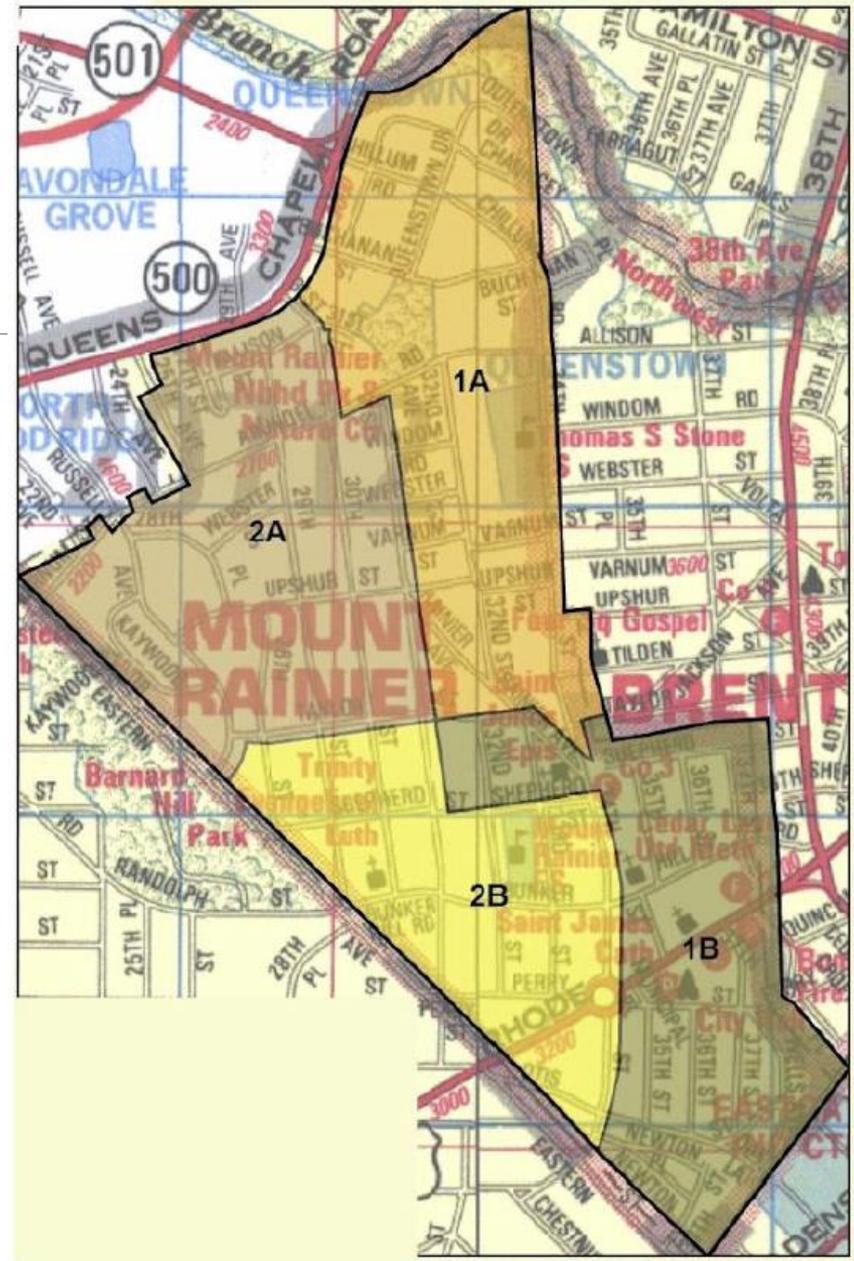
Example Tiered Review

Single family rehab program

- Weatherization program: replacing windows, doors, and insulation, sealing gaps

Mount Rainier, MD

- Borders on Washington, DC
- 1 square mile
- Historic district



Broad Level Analysis

1251 – Tiered Review: Related Laws and Authorities (50/58)

Project Name: Mount-Rainier-SF-Rehab

Directions: Indicate whether compliance was achieved at the broad level review for each law and authority. If you have determined that due to the nature of the program, compliance has been achieved at the broad level of review and there is no need for additional follow up at site-specific level, check "Yes." If further review at a site-specific level is needed, check "No."

If compliance was achieved at the broad level, describe how and provide your source documentation. If necessary, summarize the supporting documentation and provide page numbers.

As a reminder, state and local requirements may differ from Federal requirements, and compliance with one does not guarantee compliance with the other.

| Compliance Factors: Statutes, Executive Orders, and Regulations listed at 24 CFR 50.4, 58.5, and §58.6 | Was compliance achieved at the broad level of review? | Describe here compliance determinations made at the broad level and source documentation | Supporting Compliance Documentation Uploads |
|--|---|---|---|
| STATUTES, EXECUTIVE ORDERS, AND REGULATIONS LISTED AT 24 CFR s.50.4 & 58.6 | | | |
| Airport Hazards [Clear Zones and Accident Potential Zones; 24 CFR Part 51 Subpart D] | <input checked="" type="radio"/> Yes <input type="radio"/> No | No portion of the project area is within 15,000 feet of a military airport or 2,500 feet of a civilian airport. The closest airport is College Park Airport, approximate 2.7 miles northeast of the city. Therefore, compliance is achieved at the broad level. | <input type="button" value="Upload"/> Airports Map.PNG ✘ |
| Coastal Barrier Resources [Coastal Barrier Resources Act, as amended by the Coastal Barrier Improvement Act of 1990 [16 USC 3501]] | <input checked="" type="radio"/> Yes <input type="radio"/> No | The project area is in Prince George's County, MD, which does not contain any Coastal Barrier Units. Therefore, compliance is achieved at the broad level. | <input type="button" value="Upload"/> Maryland CBRA Map.pdf ✘ |
| Flood Insurance [Flood Disaster Protection Act of 1973 and National Flood Insurance Reform Act | <input type="radio"/> Yes <input checked="" type="radio"/> No | | <input type="button" value="Upload"/> |

How this Project Would Comply



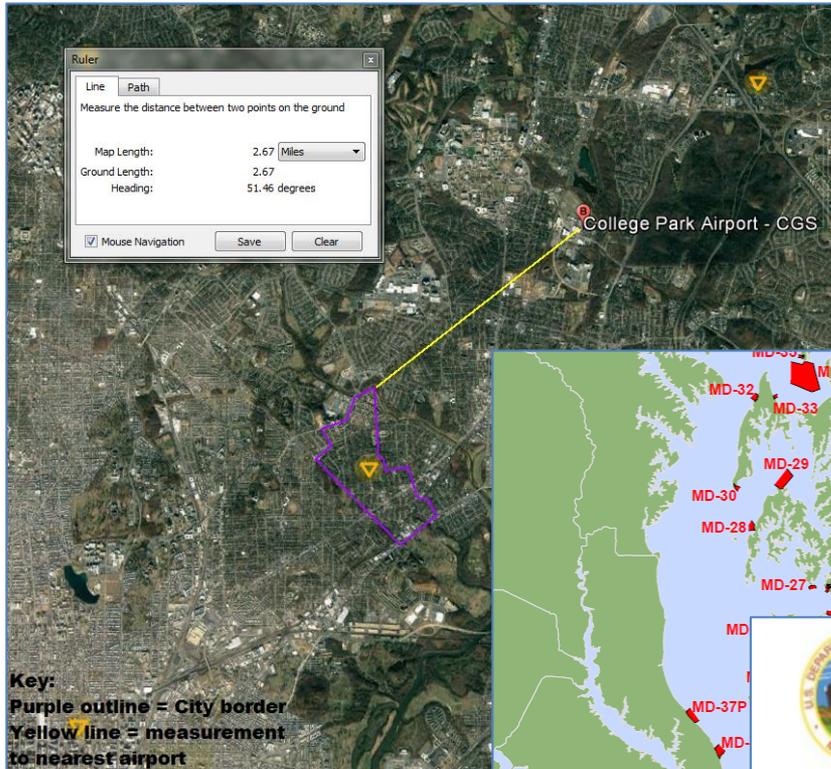
Group 1 Determinations

| | | |
|--|---|--|
| Air Quality [Clean Air Act, as amended, particularly sections 1702(a) & 1702(b)] | <input checked="" type="radio"/> Yes <input type="radio"/> No | The county is in non-attainment (marginal) for 8-hour ozone (2008). However, given the scope of the project, which is limited to single family rehab, the project is well below de minimis levels and in compliance with the Clean Air Act. |
| Farmlands Protection [Farmland Protection Policy Act of 1981, particularly sections 2001 & 2002] | <input checked="" type="radio"/> Yes <input type="radio"/> No | The proposed project will be limited to repairs and rehabilitation and will not convert any undeveloped land. Therefore, it complies with the Farmlands Protection Policy Act. |
| Sole Source Aquifers [Safe Drinking Water Act of 1974, as amended, particularly section 1402] | <input checked="" type="radio"/> Yes <input type="radio"/> No | Prince George's County does not contain any EPA-designated sole source aquifers (see attached EPA map of Region 3). Further, this project is for rehabilitation of existing units and is therefore unlikely to have any impact on sole source aquifers. |
| Wild and Scenic Rivers [Wild and Scenic Rivers Act of 1968, particularly section 7001] | <input checked="" type="radio"/> Yes <input type="radio"/> No | This project is for rehabilitation of existing units and is therefore unlikely to have any impact on wild and scenic rivers. Further, Maryland has no designated Wild and Scenic Rivers, and there are no rivers on the National Rivers Inventory in Prince George's County. See https://www.rivers.gov/maryland.php . |

Group 2 Determinations

| | | |
|--|---|---|
| Coastal Barrier Resources [Coastal Barrier Resources Act, as amended by the Coastal Barrier | <input checked="" type="radio"/> Yes <input type="radio"/> No | The project area is in Prince George's County, MD, which does not contain any Coastal Barrier Units. Therefore, compliance is achieved at the broad level. |
| Airport Hazards [Clear Zones and Accident Potential Zones; 24 CFR Part | <input checked="" type="radio"/> Yes <input type="radio"/> No | No portion of the project area is within 15,000 feet of a military airport or 2,500 feet of a civilian airport. The closest airport is College Park Airport, approximate 2.7 miles northeast of the city. Therefore, compliance is achieved at the broad level. |
| Endangered Species [Endangered Species Act of 1973, particularly section 7; 50 CFR Part 402] | <input checked="" type="radio"/> Yes <input type="radio"/> No | The Indiana bat, which has been known to nest in attics, is listed within Prince George's County. Attics will be impacted by some repairs as part of this project. However, a species list from the US Fish and Wildlife Service (see attached letter received from US FWS on 5/11/17 and IPaC report generated on 4/11/17) confirms that the Indiana bat does not occur within Mount Rainier, which is entirely urban development. |

Group 2 Documentation



United States Department of the Interior



U.S. Fish and Wildlife Service
Mid-Atlantic Fish and Wildlife Conservation Office
177 Admiral Cochrane Dr.
Annapolis, MD 21401

In Reply Refer To
Consultation Code: 123456789

May 11, 2017

Project Name: Sample Tiered Review
Subject: List of threatened and endangered species that may occur in your proposed project location, and/or may be affected by your proposed project.

To Whom It May Concern:

The enclosed species list identifies threatened, endangered, proposed and candidate species, as well as proposed and final designated critical habitat, under the jurisdiction of the U.S. Fish and Wildlife Service (Service) that may occur within the boundary of your proposed project and/or

Group 3 Determinations

| | | |
|--|--|---|
| <p>Coastal Zone Management</p> <p>[Coastal Zone Management Act, sections 307(c) & (d)]</p> | <p><input checked="" type="radio"/> Yes <input type="radio"/> No</p> | <p>Maryland's Coastal Zone Management standards apply within Prince George's County. All actions must comply with those standards, which require any development or redevelopment of land for residential, commercial, industrial, or institutional purposes to use small-scale non-structural stormwater management practices and site planning that mimics natural hydrologic conditions, to the maximum extent practicable. Development or redevelopment must be consistent with this policy when channel stability and 100 percent of the average annual predevelopment groundwater recharge are maintained, nonpoint source pollution is minimized, and structural stormwater management practices are used only if determined to be absolutely necessary. Given the scope of this project, all activities should comply with this standard.</p> |
| <p>Explosive and Flammable Hazards</p> <p>(Above-Ground Tanks)[24 CFR Part C]</p> | <p><input checked="" type="radio"/> Yes <input type="radio"/> No</p> | <p>The proposed project will not make any vacant unit habitable or otherwise increase residential density, so the project complies with Part 51 Subpart C. Additionally, no above ground storage tanks were identified within 1 mile of Mount Rainier city limits.</p> |
| <p>Noise Abatement and Control</p> <p>[Noise Control Act of 1972, as amended by the Quiet C A</p> | <p><input checked="" type="radio"/> Yes <input type="radio"/> No</p> | <p>The types of repairs involved in this project, including installing new windows, doors, and insulation, and sealing gaps, will improve noise attenuation. Site-specific noise evaluation is not required.</p> |
| <p>Wetlands Protection</p> <p>[Executive Order 11990, particularly sections 2 & 5]</p> | <p><input checked="" type="radio"/> Yes <input type="radio"/> No</p> | <p>The project area is nearly entirely developed and contains only one small wetland (see attached map from the USFWS Wetlands Mapper). This project is limited to repairs and rehabilitation of existing buildings and will not convert undeveloped land, expand the footprint of any buildings or paved areas, or involve any ground disturbance. </p> |

Group 4: Compliance at Site Level

1252 –Tiered Review: Written Strategy (50/58)

Project Name: Mount-Rainier-SF-Rehab

Written Strategy

In the section below, provide the policy, standard, or process to be followed in the site-specific review for each law, authority, and factor that will require completion of a site-specific review.

* **Flood Insurance** [Flood Disaster Protection Act of 1973 and National Flood Insurance Reform Act of 1994 [42 USC 4001-4128 and 42 USC 5154a]]

* **Contamination and Toxic Substances** [24 CFR 50.3(i) & 58.5(i)(2)]
(HUD Standard)

* **Floodplain Management** [Executive Order 11988, particularly section 2(a); 24 CFR Part 55]

* **Historic Preservation** [National Historic Preservation Act of 1966, particularly sections 106 & 110; 36 CFR Part 800]

Group 4 Protocols

* **Flood Insurance** [Flood Disaster Protection Act of 1973 and National Flood Insurance Reform Act of 1994 [42 USC 4001-4128]]

All projects in FEMA-designated Special Flood Hazard Areas (SFHAs) will be required to maintain flood insurance. Therefore, all site-specific reviews will include a Flood Insurance Rate Map (FIRM). Projects within a SFHA must also provide proof of insurance.

* **Contamination and Toxic Substances** [24 CFR 50.3(i) & 58.5(i)(2)] (HUD Standard)

There are three toxic releases within 1 mile of the project area (see attached NEPAssist report). Each site will be mapped in relation to those releases, and any within 3000 feet will be evaluated more closely to determine if the site is safe for occupancy. Given the small scale of this project, which is limited to minor weatherization actions, little can be done to remediate for toxics or contamination within the scope of this action; however, other funding sources will be considered for cleanup efforts if it is determined to be necessary as sites are evaluated.

* **Floodplain Management** [Executive Order 11988, particularly section 2(a); 24 CFR Part 55]

FEMA FIRMs (see attached maps) show that only a small portion of Mount Rainier is located in a SFHA. There is a 100-year floodplain in the northern portion of the city and a 500-year floodplain south of that. The project area contains a floodway, but there are no existing homes within the floodway. Each site will be compared to FEMA maps to determine whether the property is within the 100-year floodplain. For any proposed projects within the 100-year floodplain, a 5-Step Process will be completed to evaluate practicable mitigation measures.

* **Historic Preservation** [National Historic Preservation Act of 1966, particularly sections 106 & 110; 36 CFR Part 800]

Mount Rainier contains a historic district (see attached map) and about half of all houses in Mount Rainier were constructed prior to 1950. A procedural Programmatic Agreement (PA) was negotiated with the SHPO that outlines a process for the identification, evaluation and treatment of individual historic properties in site-specific reviews. Under the PA (see attached), proposals that involve only interior repairs and rehabilitation do not require further consultation or evaluation. For projects that would involve replacing key elements such as windows and doors on structures constructed in 1940 or earlier, the SHPO will be consulted at the site-specific level to determine the sensitivity of the building and ensure that all actions are consistent with historic standards. Proposals that would involve impacts to the exterior of buildings constructed after 1940 should be consistent with historical features to the extent practicable, but consultation with the SHPO is not required.

* **Environmental Justice** [Executive Order 12898]

Mount Rainier has a significant minority population: 50% of the population is African American and 36% is Hispanic. To avoid Environmental Justice issues, projects with adverse environmental impacts will not approved.

Group 4 Documentation at Broad Level

Map



EJSCREEN ACS Summary Report



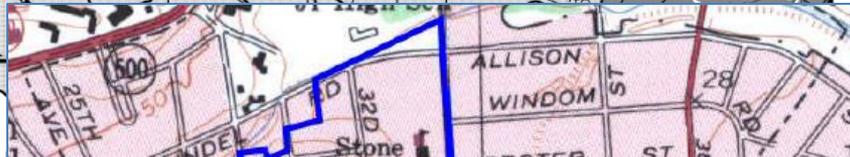
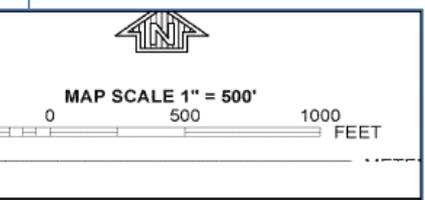
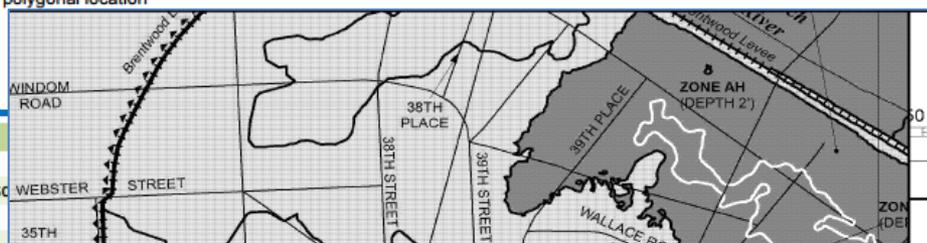
Location: User-specified polygonal location
 Ring (buffer): 0-miles radius
 Description:

Summary of ACS Estimates

| |
|--------------------------------------|
| Population |
| Population Density (per sq. mile) |
| Minority Population |
| % Minority |
| Households |
| Housing Units |
| Housing Units Built Before 1950 |
| Per Capita Income |
| Land Area (sq. miles) (Source: SF1) |
| % Land Area |
| Water Area (sq. miles) (Source: SF1) |
| % Water Area |

Population by Race

| |
|--|
| Total |
| Population Reporting One Race |
| White |
| Black |
| American Indian |
| Asian |
| Pacific Islander |
| Some Other Race |
| Population Reporting Two or More Races |
| Total Hispanic Population |
| Total Non-Hispanic Population |
| White Alone |
| Black Alone |
| American Indian Alone |



Geographic

POLYGON
 (38.946000,-6.977340,38.467000,-76.977340) with buffer 0

Note: The information is from the 2000 National Report Regions. Click on the map to view more information.

- National Report Regions
- Project Area
- Within an 1/4 mile
- Within an 1/2 mile
- Within a 1/2 mile

**PROGRAMMATIC AGREEMENT
 AMONG
 THE MARYLAND STATE HISTORIC PRESERVATION OFFICER
 AND
 THE CITY OF MOUNT RAINIER
 REGARDING ADMINISTRATION OF THE
 HOUSING AND COMMUNITY DEVELOPMENT PROGRAMS FUNDED BY THE
 U. S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT**

WHEREAS, the U.S. Department of Housing and Urban Development (HUD) provides formula grant funding to the Prince George's County (County); and

WHEREAS, Mount Rainier (City) has in the past received entitlement funds that remain to be spent; and

WHEREAS, HUD regulations at 24 CFR § 58 impart statutory authorities that permit certain entities to assume

Site-Specific Reviews

Site-Specific Environmental Review Record

Project Name: Mount Rainier Single Family Rehab - Site-Specific Review
Property: 123 Project Street, Mount Rainier, MD 20712

HUD Program(s): CDBG

HUD Grant Number(s): CDBG-2017-12345

Responsible Entity: Mount Rainier, MD

Preparer: Jane Doe, Community & Economic Development Specialist

Telephone Number: (301)123-4567

Month/Year: May 2017

Estimated cost: \$50,000 total in renovation, including \$25,000 in CDBG funds

Project Description

123 Project Street is a single family residence owned by a low income family. The home was constructed in 1928 and is located in Mount Rainier's historic district. The renovations will consist of replacing the home's aging windows, doors, and insulation to provide improved weather resistance and noise attenuation.

Written Strategy

In the section below is the policy, standard, or process to be followed in the site-specific review for each law, authority, and factor that will require completion of a site-specific review.

Floodplain Management: FEMA FIRMs (see attached maps) show that only a small portion of Mount Rainier is located in a SFHA. There is a 100-year floodplain in the northern portion of the city and a 500-year floodplain south of that. The project area contains a floodway, but there are no existing homes within the floodway. Each site will be compared to FEMA maps to determine whether the property is within the 100-year floodplain. For any proposed projects within the 100-year floodplain, the site-specific review will determine whether the 5-Step Process is required or whether the project is exempt from the 5- and 8-Step Process under 24 CFR 55.12(b)(2). If the project is considered "substantial improvement" under 55.2(b)(10), a 5-Step Process will be completed to evaluate practicable mitigation measures at the site-specific level.

Basics of Site and Plans

- Project location, proposed activities
- Maps, photographs of site
- Funding info

Floodplain Management & Flood Insurance

- FEMA Map
- Proof of insurance (if in SFHA)
- Completed 5-Step Process (if in SFHA + substantial improvement)

Historic Preservation

- Age of building, proximity to historic district
- Documentation of compliance with PA (as appropriate)
- Consultation history (as required)
- Any required mitigation

Toxics and Contamination

- Map of site relative to any of the 3 sources of contamination
- Discussion of potential risks and recommendations

Environmental Justice

- Confirmation that project has no adverse environmental impacts



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

**Tiered Environment Review
for Activity/Project that is
Categorically Excluded Subject to Section 58.5
Pursuant to 24 CFR 58.35(a)**

Project Information

Project Name: Mount-Rainier-SF-Rehab

HEROS Number: 900000010028472

Responsible Entity (RE): City of Mount Rainier, Mount Rainier, MD 20712

State / Local Identifier:

RE Preparer: Jane Doe

Certifying Officer: Mayor Fake

Grant Recipient (if different than Responsible Entity):

Environmental Review Record

Project Location: Mount Rainier, MD 20712

Additional Location Information:

Mount Rainier is bordered by Queens Chapel Road to the north, the town of Brentwood to the east, the CSX rail line to the south and Eastern Avenue, the D.C. line, to the west. The city is approximately 1 square mile in size.

Direct Comments to: public-comments@ceq.gov

Questions?

Have more questions?

- Submit unanswered HEROS questions to [Ask A Question](#)
- For project-specific questions or questions about how to prepare a tiered review, talk to your [Field Environmental Officer](#)



Additional Information

HUD Exchange

<https://www.hudexchange.info/programs/environmental-review/>

- Tiering on the HUD Exchange

<https://www.hudexchange.info/programs/environmental-review/tiered-environmental-reviews/>

- OEE Staff Contact Information

<https://www.hudexchange.info/programs/environmental-review/hud-environmental-staff-contacts/#headquarters-environmental-staff>

- HEROS “How To” Videos

<https://www.hudexchange.info/environmental-review/heros-e-tutorials/>

HEROS <https://heros.hud.gov>

Summary

Evaluations

- Feedback survey link and instructions to get credit in LMS will be emailed to you

Thank you for
your
participation!

HEROS