

**Environmental Review
for Activity/Project that is
Categorically Excluded Not Subject to Section 50.4
Pursuant to 24 CFR Part 50.19(b)**

Project Information

Project Name: FY22-CPF-Soft-Costs-Nationwide-Programmatic

HEROS Number: 900000010270633

Applicant / Grant Recipient: Miscellaneous

Point of Contact: Miscellaneous

HUD Preparer: Omri Gross

Consultant (if applicable):

Point of Contact:

Project Location: , Washington, DC

Additional Location Information:

The attached Bill text lists locations for all CPF projects funded for 1,014 recipients.

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

This review has been updated on 1/23/23 to align with recent legislative changes to the FY22 CPF Grant program. This nationwide programmatic review covers all planning, management, administrative, and maintenance activities for FY22 Community Project Funding (CPF) grants in all states from the date of the FY22 legislative enactment on March 15, 2022. Planning activities include data gathering, studies, analysis, and preparation of plans and the identification of actions that will implement such plans, including environmental reviews and professional services necessary to implement the project (e.g., environmental consulting, inspections, testing, architectural services, engineering, surveying, appraisal, legal, accounting, financial advisory services, etc.). This review also covers management costs, as provided under 24 CFR 570.205 and administrative costs, as provided under 24 CFR 570.206. This review also covers purchase of insurance and purchase of vehicles, but does NOT cover additional equipment purchases. This review also covers supportive services under 50.19(b)(12) and public services under 50.19(b)(4). This review also covers maintenance activities as defined by CPD Notice 16-02: Guidance for Categorizing an Activity as Maintenance for Compliance with HUD Environmental Regulations under 24 CFR Parts 50 and 58. It is important to note that some

maintenance activities may require purchase of flood insurance if they occur in a Special Flood Hazard Area (SFHA), and costs exceed the standard deductible for the specific type of structure or unit under the National Flood Insurance Program (NFIP). This programmatic review covers planning, management, administrative, and maintenance activities for 1,014 CPF grants (see attached Bill text and list of grant numbers). With the recent legislative changes that were enacted and apply retroactively for CPF FY22 from the March 15, 2022 date of enactment, there is no longer a 20 percent cap on CPF grants for planning, management, administrative, and maintenance activities.

Does this project involve over 200 lots, dwelling units, or beds?

✓ No

Yes (Consult early with the Environmental Clearance Officer (ECO), who is required to sign off on this project if it requires an Environmental Assessment)

Level of Environmental Review Determination:

Categorically Excluded not Subject to Part 50.4 per CFR 50.19(b):

- 50.19(b)(1)
- 50.19(b)(2)
- 50.19(b)(3)
- 50.19(b)(4)
- 50.19(b)(5)
- 50.19(b)(6)
- 50.19(b)(8)
- 50.19(b)(9)
- 50.19(b)(12)
- 50.19(b)(13)

Maps, photographs, and other documentation of project location and description:

- [FY22 CPF Grants.xlsx](#)
- [Bill Text HUD Projects.pdf](#)

Review Certified by	Holly Kelly, Director, Congressional Grants Division	on	03/15/2022
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Funding Information

Grant / Project Identification Number	HUD Program	Program Name
See attachment	Community Planning and Development (CPD)	Community Project Funding (CPF) Grants

Estimated Total HUD Funded, Assisted or Insured Amount: \$1,516,409,207.00

Estimated Total Project Cost [24 CFR 58.2 (a) (5)]: \$1,516,409,207.00

Compliance with 24 CFR §50.4, §58.5 & §58.6 Laws and Authorities

Compliance Factors: Statutes, Executive Orders, and Regulations listed at 24 CFR §50.4, §58.5, and §58.6	Are formal compliance steps or mitigation required?	Compliance determination (See Appendix A for source determinations)
STATUTES, EXECUTIVE ORDERS, AND REGULATIONS LISTED AT 24 CFR §50.4 & § 58.6		

Mitigation Measures and Conditions [CFR 40 1505.2(c)]: Summarized below are all mitigation measures adopted by the Responsible Entity to reduce, avoid or eliminate adverse environmental impacts and to avoid non-compliance or non-conformance with the above-listed authorities and factors. These measures/conditions must be incorporated into project contracts, development agreements and other relevant documents. The staff responsible for implementing and monitoring mitigation measures should be clearly identified in the mitigation plan.

Law, Authority, or Factor	Mitigation Measure or Condition	Comments on Completed Measures	Mitigation Plan	Complete
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Project Mitigation Plan

Supporting documentation on completed measures

APPENDIX A: Related Federal Laws and Authorities

Airport Runway Clear Zones

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

1. Does the project involve the sale or acquisition of developed property?

Compliance Determination

Supporting documentation

Are formal compliance steps or mitigation required?

Coastal Barrier Resources

General requirements	Legislation	Regulation
HUD financial assistance may not be used for most activities in units of the Coastal Barrier Resources System (CBRS). See 16 USC 3504 for limitations on federal expenditures affecting the CBRS.	Coastal Barrier Resources Act (CBRA) of 1982, as amended by the Coastal Barrier Improvement Act of 1990 (16 USC 3501)	

This project is located in a state that does not contain CBRA units. Therefore, this project is in compliance with the Coastal Barrier Resources Act.

Screen Summary

Compliance Determination

Supporting documentation

Are formal compliance steps or mitigation required?

Flood Insurance

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).

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

Screen Summary

Compliance Determination

Supporting documentation

Are formal compliance steps or mitigation required?

Housing Requirements

General requirements	Legislation	Regulations
Many Housing Programs have additional requirements beyond those listed at 50.4. Some of these relate to compliance with 50.3(i) and others relate to site nuisances and hazards		24 CFR 50.3(i) 24 CFR 35

Hazardous Substances

Requirements for evaluating additional housing requirements vary by program. Refer to the appropriate guidance for the program area (i.e, the Multifamily Accelerated Processing (MAP) guide, Chapter 7 of the Healthcare Mortgage Insurance Handbook, etc.) for specific requirements.

Lead-based paint

Was a lead-based paint inspection or survey performed by the appropriate certified lead professional?

Yes

No, because the project was previously deemed to be lead free.

No, because the project does not involve any buildings constructed prior to 1978.

No, because program guidance does not require testing for this type of project
For example: HUD's lead-based paint requirements at 24 CFR Part 35 do not apply to housing designated exclusively for the elderly or persons with disabilities, unless a child of less than 6 years of age resides or is expected to reside in such housing. In addition, the requirements do not apply to 0-bedroom dwelling units.

Radon

Was radon testing performed following the appropriate and latest ANSI-AARST standard?

Yes

No, because program guidance does not require testing for this type of project.

Note that radon testing is encouraged for all HUD projects, even where it is not required. Explain why radon testing was not completed below.

Asbestos

Was a comprehensive asbestos building survey performed pursuant to the relevant requirements of the latest ASTM standard?

Yes

No, because the project does not involve any buildings constructed prior to 1978.
Provide documentation of construction date(s) below.

No, because program guidance does not require testing for this type of project
Explain in textbox below.

Additional Nuisances and Hazards

Many Housing Programs have additional requirements with respect to common nuisances and hazards. These include High Pressure Pipelines; Fall Hazards (High Voltage Transmission Lines and Support Structures); Oil or Gas Wells, Sour Gas Wells and Slush Pits; and Development planned on filled ground. There may also be additional regional or local requirements.

Mitigation

Describe all mitigation measures that will be taken for the Housing Requirements.

Screen Summary

Compliance Determination

Supporting documentation

Are formal compliance steps or mitigation required?