

# Environmental Review for Community Development

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# Test



# What do I need to know about this process?

- **Why Are Environmental Reviews Important?**
  - They ensure a quality project by: Assuring a safe, decent and sanitary environment for people occupying or residing there
  - Taking impacts on the environment into account
  - Ensuring the project site is suitable for the activity being proposed
- They prevent time delays and cost overruns that might otherwise occur because of unknown environmental conditions

# Governing Regulations

- 40 CFR 1500-1508, Council on Environmental Quality's regulations implementing the National Environmental Policy Act (NEPA)
- 24 CFR Part 58 (Environmental Review Procedures for Entities Assuming HUD Environmental Responsibilities)
- Points to NEPA and other applicable regulations and sections of Federal laws and authorities (Section 58.5)
- 24 CFR Part 51 (Environmental Criteria and Standards)
- 24 CFR Part 55 (Floodplain Management)
- 24 CFR Part 35 (Lead Based Paint Rule)
  
- Go to <http://www.hud.gov/offices/lead/training/index.cfm> for more info on LBP training
- 36 CFR Part 800 (Protection of Historic Properties)

# Levels of Environmental Review

	Exempt	Categorically Excluded, not subject to 58.5	Categorically Excluded, subject to 58.5	Environmental Assessment	Environmental Impact Statement
Regulatory Citations	24 CFR Part 58.34	24 CFR Part 58.35(b)	25 CFR Part 58.35(a)	24 CFR Part 58.36	24 CFR Part 58.37
Examples	Administration, Project Planning, Environmental Studies, and Engineering Design	<p>Supportive Services, such as health care, housing services, etc., and assistance in accessing local, state and Federal government benefits</p> <p>Economic development activities, including equipment purchase, operating expenses and similar costs not associated with construction or expansion of existing operations</p> <p>Tenant-based rental assistance</p>	<p>Acquisition, repair, improvements, reconstruction or rehab; facilities have same use w/out changes in size or capacity &gt; 20%</p> <p>Rehab of residential buildings (&lt;= 4 units), when density is not increased beyond four units, land use is not changed, and footprint of the building is not increased in floodplain or wetland.</p> <p>Projects to remove barriers restricting mobility &amp; accessibility to elderly and handicapped persons</p>	<p>New construction, or land acquisition for housing or economic development</p> <p>Converting a property to another use (e.g. commercial to residential, commercial to public facility, etc.)</p> <p>Rehab that exceeds the thresholds for categorical exclusion</p>	<p>Projects having a regional and/or long-term impact, e.g., construction of a power plant or landfill</p> <p>Will pose significant or potentially significant impacts on unique resources, e.g., endangered species, unique landforms, etc. Effects are highly uncertain or involve unique or unknown risks.</p> <p>High controversial for scientific or engineering reasons</p>

**CHOOSE ONE**

Exempt Activities  
Part 58.34

Comply with §58.6  
Other Requirements

Document  
File

Not Subject to §58.5  
at §58.35 (b)

Not Subject to Laws and  
Authorities - §58.5

Comply with §58.6  
Other Requirements

Document  
File

Categorically  
Excluded  
Projects  
§58.35 (a)

Statutory Checklist  
§ 58.5

Compliance Action  
Required

§58.6 Other  
Requirements

Mitigate to Achieve  
Compliance

NOI / RROF  
Publication  
7 or 10 Days  
§58.45(b)



RROF to  
HUD-7015.15  
§58.71

HUD Receives Comments  
§58.73 and §58.74  
Fifteen (15) Days From  
Receipt

HUD Approves RROF  
HUD-7015.16  
§58.22

**COMMIT FUNDS  
AND PROCEED**

NEPA Environmental  
Assessments - §58.36

Format II  
Assessment  
§58.40

**FONSI / NOI / RROF**  
Comment Periods Post 18-Days or  
Publish 15-Days; HUD Removes  
Grant Condition §58.43 and §58.45

Environmental Impact  
Statement Projects  
§58.37

Scoping and  
Notices

Final EIS  
30-Days

Record of  
Decision

**NOTE: REFER TO  
24 CFR PART 58  
FOR COMPLETE  
INSTRUCTIONS**



Questions?