Environmental Assessment
Determinations and Compliance Findings for HUD-assisted Projects
24 CFR Part 58

**Project Information**

**Project Name:** Little-Canada-Sidewalk

**HEROS Number:** 900000010132236

**Responsible Entity (RE):** RAMSEY COUNTY, COMMUNITY & ECONOMIC DEVELOPMENT ST PAUL MN, 55102

**RE Preparer:** Mary Lou Egan

**State / Local Identifier:**

**Certifying Officer:** Josh Olson

**Grant Recipient (if different than Responsible Entity):**

**Point of Contact:**

**Consultant (if applicable):**

**Point of Contact:**

**Project Location:** 2950 Centerville Rd, Little Canada, MN

**Additional Location Information:**
Allen Avenue, between Centerville Road and Desoto Street Little Canada, MN 55117
Little Canada, MN 55117
Direct Comments to:  askced@co.ramsey.mn.us

Description of the Proposed Project [24 CFR 50.12 & 58.32; 40 CFR 1508.25]:
Install sidewalk along Allen Ave. Allen Avenue, a public street, is located within the existing right-of-way. There are no buildings or structures within the right-of-way. Location is in a LMI Area.

Statement of Purpose and Need for the Proposal [40 CFR 1508.9(b)]:
removal and replacement of existing signs, light fixtures and hydrants within the right-of-way, excavation, installation of the aggregate base, concrete walk, pedestrian ramps and retaining walls. Construction also includes repair of irrigation systems that may be damaged during construction and replacement of the boulevard vegetation.

Existing Conditions and Trends [24 CFR 58.40(a)]:
Park currently has no sidewalk in place. This will provide access to trail network.

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

Determination:

| Finding of No Significant Impact [24 CFR 58.40(g)(1); 40 CFR 1508.13] | The project will not result in a significant impact on the quality of human environment |
| Finding of Significant Impact |

Approval Documents:
EA assessment determination - signed.pdf

7015.15 certified by Certifying Officer on:

7015.16 certified by Authorizing Officer on:

Funding Information

<table>
<thead>
<tr>
<th>Grant / Project Identification Number</th>
<th>HUD Program</th>
<th>Program Name</th>
</tr>
</thead>
<tbody>
<tr>
<td>G102102</td>
<td>Community Planning and Development (CPD)</td>
<td>Community Development Block Grants (CDBG) (Entitlement)</td>
</tr>
</tbody>
</table>

Estimated Total HUD Funded, Assisted or Insured Amount: $175,000.00
**Estimated Total Project Cost [24 CFR 58.2 (a) (5)]:**

$750,000.00

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

<table>
<thead>
<tr>
<th>Compliance Factors: Statutes, Executive Orders, and Regulations listed at 24 CFR §50.4, §58.5, and §58.6</th>
<th>Are formal compliance steps or mitigation required?</th>
<th>Compliance determination (See Appendix A for source determinations)</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>STATUTES, EXECUTIVE ORDERS, AND REGULATIONS LISTED AT 24 CFR §50.4 &amp; § 58.6</strong></td>
<td></td>
<td></td>
</tr>
<tr>
<td><strong>Airport Hazards</strong></td>
<td>☐ Yes ☑ No</td>
<td>The project site is not within 15,000 feet of a military airport or 2,500 feet of a civilian airport. The project is in compliance with Airport Hazards requirements.</td>
</tr>
<tr>
<td>Clean Zones and Accident Potential Zones; 24 CFR Part 51 Subpart D</td>
<td></td>
<td></td>
</tr>
<tr>
<td><strong>Coastal Barrier Resources Act</strong></td>
<td>☐ Yes ☑ No</td>
<td>This project is not located in a CBRS Unit. Therefore, this project has no potential to impact a CBRS Unit and is in compliance with the Coastal Barrier Resources Act.</td>
</tr>
<tr>
<td>Coastal Barrier Resources Act, as amended by the Coastal Barrier Improvement Act of 1990 [16 USC 3501]</td>
<td></td>
<td></td>
</tr>
<tr>
<td><strong>Flood Insurance</strong></td>
<td>☐ Yes ☑ No</td>
<td>Based on the project description the project includes no activities that would require further evaluation under this section. The project does not require flood insurance or is excepted from flood insurance. While flood insurance may not be mandatory in this instance, HUD recommends that all insurable structures maintain flood insurance under the National Flood Insurance Program (NFIP). The project is in compliance with Flood Insurance requirements.</td>
</tr>
<tr>
<td><strong>STATUTES, EXECUTIVE ORDERS, AND REGULATIONS LISTED AT 24 CFR §50.4 &amp; § 58.5</strong></td>
<td></td>
<td></td>
</tr>
<tr>
<td><strong>Air Quality</strong></td>
<td>☐ Yes ☑ No</td>
<td>Based on the project description, this project includes no activities that would require further evaluation under the Clean Air Act. The project is in compliance with the Clean Air Act.</td>
</tr>
<tr>
<td>Clean Air Act, as amended, particularly section 176(c) &amp; (d); 40 CFR Parts 6, 51, 93</td>
<td></td>
<td></td>
</tr>
<tr>
<td><strong>Coastal Zone Management Act</strong></td>
<td>☐ Yes ☑ No</td>
<td>This project is not located in or does not affect a Coastal Zone as defined in the state Coastal Management Plan. The</td>
</tr>
<tr>
<td><strong>Contamination and Toxic Substances</strong>&lt;br&gt;24 CFR 50.3(i) &amp; 58.5(i)(2)]</td>
<td>☐ Yes ☑ No</td>
<td>Site contamination was evaluated as follows: ASTM Phase II ESA. On-site or nearby toxic, hazardous, or radioactive substances that could affect the health and safety of project occupants or conflict with the intended use of the property were not found. The project is in compliance with contamination and toxic substances requirements.</td>
</tr>
<tr>
<td>---</td>
<td>---</td>
<td>---</td>
</tr>
<tr>
<td><strong>Endangered Species Act</strong>&lt;br&gt;Endangered Species Act of 1973, particularly section 7; 50 CFR Part 402</td>
<td>☐ Yes ☑ No</td>
<td>This project will have No Effect on listed species due to the nature of the activities involved in the project. This project is in compliance with the Endangered Species Act.</td>
</tr>
<tr>
<td><strong>Explosive and Flammable Hazards</strong>&lt;br&gt;Above-Ground Tanks][24 CFR Part 51 Subpart C</td>
<td>☐ Yes ☑ No</td>
<td>Based on the project description the project includes no activities that would require further evaluation under this section. The project is in compliance with explosive and flammable hazard requirements.</td>
</tr>
<tr>
<td><strong>Farmlands Protection</strong>&lt;br&gt;Farmland Protection Policy Act of 1981, particularly sections 1504(b) and 1541; 7 CFR Part 658</td>
<td>☐ Yes ☑ No</td>
<td>This project does not include any activities that could potentially convert agricultural land to a non-agricultural use. The project is in compliance with the Farmland Protection Policy Act.</td>
</tr>
<tr>
<td><strong>Floodplain Management</strong>&lt;br&gt;Executive Order 11988, particularly section 2(a); 24 CFR Part 55</td>
<td>☐ Yes ☑ No</td>
<td>This project does not occur in a floodplain. The project is in compliance with Executive Order 11988.</td>
</tr>
<tr>
<td><strong>Historic Preservation</strong>&lt;br&gt;National Historic Preservation Act of 1966, particularly sections 106 and 110; 36 CFR Part 800</td>
<td>☐ Yes ☑ No</td>
<td>Based on Section 106 consultation the project will have No Adverse Effect on historic properties. Conditions: None. Upon satisfactory implementation of the conditions, which should be monitored, the project is in compliance with Section 106.</td>
</tr>
<tr>
<td><strong>Noise Abatement and Control</strong>&lt;br&gt;Noise Control Act of 1972, as amended by the Quiet Communities Act of 1978; 24 CFR Part 51 Subpart B</td>
<td>☐ Yes ☑ No</td>
<td>Based on the project description, this project includes no activities that would require further evaluation under HUD's noise regulation. The project is in compliance with HUD's Noise regulation.</td>
</tr>
<tr>
<td><strong>Sole Source Aquifers</strong>&lt;br&gt;Safe Drinking Water Act of 1974, as</td>
<td>☐ Yes ☑ No</td>
<td>The project is not located on a sole source aquifer area. The project is in compliance with the Coastal Zone Management Act.</td>
</tr>
</tbody>
</table>
amended, particularly section 1424(e); 40 CFR Part 149

<table>
<thead>
<tr>
<th>Environmental Assessment Factor</th>
<th>Impact Code</th>
<th>Impact Evaluation</th>
<th>Mitigation</th>
</tr>
</thead>
<tbody>
<tr>
<td>LAND DEVELOPMENT</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Conformance with Plans / Compatible Land Use and Zoning / Scale and Urban Design</td>
<td>1</td>
<td>Minor benefit</td>
<td>None required.</td>
</tr>
<tr>
<td>Hazards and Nuisances including Site Safety and Site-Generated Noise</td>
<td>2</td>
<td>No impact.</td>
<td>None required.</td>
</tr>
<tr>
<td>Energy Consumption/Energy Efficiency</td>
<td>1</td>
<td>Minor benefit.</td>
<td>None required.</td>
</tr>
<tr>
<td>SOCIOECONOMIC</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Employment and Income Patterns</td>
<td>2</td>
<td>No impact.</td>
<td>None required.</td>
</tr>
<tr>
<td>Demographic Character Changes / Displacement</td>
<td>2</td>
<td>No impact.</td>
<td>None required.</td>
</tr>
</tbody>
</table>

**Environmental Assessment Factors [24 CFR 58.40; Ref. 40 CFR 1508.8 &1508.27]**

**Impact Codes:** An impact code from the following list has been used to make the determination of impact for each factor.

1. Minor beneficial impact
2. No impact anticipated
3. Minor Adverse Impact – May require mitigation
4. Significant or potentially significant impact requiring avoidance or modification which may require an Environmental Impact Statement.

**Environmental Justice**

Executive Order 12898

☐ Yes ☑ No

No adverse environmental impacts were identified in the project’s total environmental review. The project is in compliance with Executive Order 12898.
<table>
<thead>
<tr>
<th>Environmental Assessment Factor</th>
<th>Impact Code</th>
<th>Impact Evaluation</th>
<th>Mitigation</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>LAND DEVELOPMENT</strong></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Educational and Cultural Facilities (Access and Capacity)</td>
<td>1</td>
<td>Minor benefit.</td>
<td>None required.</td>
</tr>
<tr>
<td>Commercial Facilities (Access and Proximity)</td>
<td>2</td>
<td>No impact.</td>
<td>None required.</td>
</tr>
<tr>
<td>Health Care / Social Services (Access and Capacity)</td>
<td>2</td>
<td>No impact.</td>
<td>None required.</td>
</tr>
<tr>
<td>Solid Waste Disposal and Recycling (Feasibility and Capacity)</td>
<td>2</td>
<td>No impact.</td>
<td>None required.</td>
</tr>
<tr>
<td>Waste Water and Sanitary Sewers (Feasibility and Capacity)</td>
<td>2</td>
<td>No impact.</td>
<td>None required.</td>
</tr>
<tr>
<td>Water Supply (Feasibility and Capacity)</td>
<td>2</td>
<td>No impact.</td>
<td>None required.</td>
</tr>
<tr>
<td>Public Safety - Police, Fire and Emergency Medical</td>
<td>2</td>
<td>No impact.</td>
<td>None required.</td>
</tr>
<tr>
<td>Parks, Open Space and Recreation (Access and Capacity)</td>
<td>1</td>
<td>Minor benefit.</td>
<td>None required.</td>
</tr>
<tr>
<td>Transportation and Accessibility (Access and Capacity)</td>
<td>1</td>
<td>Minor benefit.</td>
<td>None required.</td>
</tr>
<tr>
<td><strong>NATURAL FEATURES</strong></td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Unique Natural Features /Water Resources</td>
<td>2</td>
<td>No impact.</td>
<td>None required.</td>
</tr>
<tr>
<td>Vegetation / Wildlife (Introduction, Modification, Removal, Disruption, etc.)</td>
<td>2</td>
<td>No impact.</td>
<td>None required.</td>
</tr>
<tr>
<td>Other Factors</td>
<td>2</td>
<td>No impact.</td>
<td>None required.</td>
</tr>
</tbody>
</table>

**Supporting documentation**

- Little-Canada-Trails-Map-PDF.pdf
- Allen Avenue Zoning Map - City of Little Canada (1).pdf

**Additional Studies Performed:**

**Field Inspection [Optional]:** Date and completed by:

**List of Sources, Agencies and Persons Consulted [40 CFR 1508.9(b)]:**
List of Permits Obtained:

Public Outreach [24 CFR 58.43]:

Cumulative Impact Analysis [24 CFR 58.32]:

Alternatives [24 CFR 58.40(e); 40 CFR 1508.9]

No Action Alternative [24 CFR 58.40(e)]

Summary of Findings and Conclusions:

Mitigation Measures and Conditions [CFR 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.

<table>
<thead>
<tr>
<th>Law, Authority, or Factor</th>
<th>Mitigation Measure or Condition</th>
<th>Comments on Completed Measures</th>
<th>Complete</th>
</tr>
</thead>
<tbody>
<tr>
<td>Conformance with Plans / Compatible Land Use and Zoning / Scale and Urban Design</td>
<td>None required.</td>
<td>N/A</td>
<td></td>
</tr>
<tr>
<td>Soil Suitability / Slope/ Erosion / Drainage and Storm Water Runoff</td>
<td>None required.</td>
<td>N/A</td>
<td></td>
</tr>
<tr>
<td>Hazards and Nuisances including Site Safety and Site-Generated Noise</td>
<td>None required.</td>
<td>N/A</td>
<td></td>
</tr>
<tr>
<td>Category</td>
<td>Requirement</td>
<td>Notes</td>
<td></td>
</tr>
<tr>
<td>--------------------------------------------------------------------------</td>
<td>-------------</td>
<td>-------</td>
<td></td>
</tr>
<tr>
<td>Energy Consumption/Energy Efficiency</td>
<td>None required.</td>
<td>N/A</td>
<td></td>
</tr>
<tr>
<td>Employment and Income Patterns</td>
<td>None required.</td>
<td>N/A</td>
<td></td>
</tr>
<tr>
<td>Demographic Character Changes / Displacement</td>
<td>None required.</td>
<td>N/A</td>
<td></td>
</tr>
<tr>
<td>Educational and Cultural Facilities (Access and Capacity)</td>
<td>None required.</td>
<td>N/A</td>
<td></td>
</tr>
<tr>
<td>Commercial Facilities (Access and Proximity)</td>
<td>None required.</td>
<td>N/A</td>
<td></td>
</tr>
<tr>
<td>Health Care / Social Services (Access and Capacity)</td>
<td>None required.</td>
<td>N/A</td>
<td></td>
</tr>
<tr>
<td>Solid Waste Disposal and Recycling (Feasibility and Capacity)</td>
<td>None required.</td>
<td>N/A</td>
<td></td>
</tr>
<tr>
<td>Waste Water and Sanitary Sewers (Feasibility and Capacity)</td>
<td>None required.</td>
<td>N/A</td>
<td></td>
</tr>
<tr>
<td>Water Supply (Feasibility and Capacity)</td>
<td>None required.</td>
<td>N/A</td>
<td></td>
</tr>
<tr>
<td>Public Safety - Police, Fire and Emergency Medical</td>
<td>None required.</td>
<td>N/A</td>
<td></td>
</tr>
<tr>
<td>Parks, Open Space and Recreation (Access and Capacity)</td>
<td>None required.</td>
<td>N/A</td>
<td></td>
</tr>
<tr>
<td>Transportation and Accessibility (Access and Capacity)</td>
<td>None required.</td>
<td>N/A</td>
<td></td>
</tr>
<tr>
<td>Unique Natural Features /Water Resources</td>
<td>None required.</td>
<td>N/A</td>
<td></td>
</tr>
<tr>
<td>Vegetation / Wildlife (Introduction, Modification,</td>
<td>None required.</td>
<td>N/A</td>
<td></td>
</tr>
</tbody>
</table>
Removal, Disruption, etc.) |              |              |
Other Factors            | None required. | N/A          |

**Mitigation Plan**
No mitigation required.

**Supporting documentation on completed measures**
APPENDIX A: Related Federal Laws and Authorities

Airport Hazards

<table>
<thead>
<tr>
<th>General policy</th>
<th>Legislation</th>
<th>Regulation</th>
</tr>
</thead>
<tbody>
<tr>
<td>It is HUD’s policy to apply standards to prevent incompatible development around civil airports and military airfields.</td>
<td></td>
<td>24 CFR Part 51 Subpart D</td>
</tr>
</tbody>
</table>

1. To ensure compatible land use development, you must determine your site’s proximity to civil and military airports. Is your project within 15,000 feet of a military airport or 2,500 feet of a civilian airport?

✓ No

Based on the response, the review is in compliance with this section. Document and upload the map showing that the site is not within the applicable distances to a military or civilian airport below

Yes

Screen Summary
Compliance Determination
The project site is not within 15,000 feet of a military airport or 2,500 feet of a civilian airport. The project is in compliance with Airport Hazards requirements.

Supporting documentation

Airport Clear Zone Map.pdf

Are formal compliance steps or mitigation required?

Yes

✓ No
Coastal Barrier Resources

<table>
<thead>
<tr>
<th>General requirements</th>
<th>Legislation</th>
<th>Regulation</th>
</tr>
</thead>
<tbody>
<tr>
<td>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.</td>
<td>Coastal Barrier Resources Act (CBRA) of 1982, as amended by the Coastal Barrier Improvement Act of 1990 (16 USC 3501)</td>
<td></td>
</tr>
</tbody>
</table>

1. Is the project located in a CBRS Unit?
   - Yes
   - No

   Document and upload map and documentation below.

   Yes

Compliance Determination
This project is not located in a CBRS Unit. Therefore, this project has no potential to impact a CBRS Unit and is in compliance with the Coastal Barrier Resources Act.

Supporting documentation

[MN Coastal Zone Boundaries-Ramsey County Map.pdf](MN Coastal Zone Boundaries-Ramsey County Map.pdf)

Are formal compliance steps or mitigation required?
   - Yes
   - No

   ✓ No
Flood Insurance

<table>
<thead>
<tr>
<th>General requirements</th>
<th>Legislation</th>
<th>Regulation</th>
</tr>
</thead>
<tbody>
<tr>
<td>Certain types of federal financial assistance may not be used in floodplains unless</td>
<td>Flood Disaster Protection Act of 1973 as amended (42 USC</td>
<td>24 CFR 50.4(b)(1) and 24 CFR</td>
</tr>
<tr>
<td>the community participates in National Flood Insurance Program and flood insurance is</td>
<td>4001-4128)</td>
<td>58.6(a) and (b); 24 CFR 55.1(b).</td>
</tr>
<tr>
<td>both obtained and maintained.</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

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

  ✓ No. This project does not require flood insurance or is excepted from flood insurance.

  Based on the response, the review is in compliance with this section.

  Yes

Screen Summary

Compliance Determination
Based on the project description the project includes no activities that would require further evaluation under this section. The project does not require flood insurance or is excepted from flood insurance. While flood insurance may not be mandatory in this instance, HUD recommends that all insurable structures maintain flood insurance under the National Flood Insurance Program (NFIP). The project is in compliance with Flood Insurance requirements.

Supporting documentation

Are formal compliance steps or mitigation required?

  Yes

  ✓ No
Air Quality

<table>
<thead>
<tr>
<th>General requirements</th>
<th>Legislation</th>
<th>Regulation</th>
</tr>
</thead>
<tbody>
<tr>
<td>The Clean Air Act is administered by the U.S. Environmental Protection Agency (EPA), which sets national standards on ambient pollutants. In addition, the Clean Air Act is administered by States, which must develop State Implementation Plans (SIPs) to regulate their state air quality. Projects funded by HUD must demonstrate that they conform to the appropriate SIP.</td>
<td>Clean Air Act (42 USC 7401 et seq.) as amended particularly Section 176(c) and (d) (42 USC 7506(c) and (d))</td>
<td>40 CFR Parts 6, 51 and 93</td>
</tr>
</tbody>
</table>

1. Does your project include new construction or conversion of land use facilitating the development of public, commercial, or industrial facilities OR five or more dwelling units?

   Yes
   ✓ No

Based on the response, the review is in compliance with this section.

Screen Summary
Compliance Determination
Based on the project description, this project includes no activities that would require further evaluation under the Clean Air Act. The project is in compliance with the Clean Air Act.

Supporting documentation
Are formal compliance steps or mitigation required?

   Yes
   ✓ No
Coastal Zone Management Act

<table>
<thead>
<tr>
<th>General requirements</th>
<th>Legislation</th>
<th>Regulation</th>
</tr>
</thead>
<tbody>
<tr>
<td>Federal assistance to applicant agencies for activities affecting any coastal use or resource is granted only when such activities are consistent with federally approved State Coastal Zone Management Act Plans.</td>
<td>Coastal Zone Management Act (16 USC 1451-1464), particularly section 307(c) and (d) (16 USC 1456(c) and (d))</td>
<td>15 CFR Part 930</td>
</tr>
</tbody>
</table>

1. Is the project located in, or does it affect, a Coastal Zone as defined in your state Coastal Management Plan?

   Yes

   ✓ No

   Based on the response, the review is in compliance with this section. Document and upload all documents used to make your determination below.

Screen Summary

Compliance Determination
This project is not located in or does not affect a Coastal Zone as defined in the state Coastal Management Plan. The project is in compliance with the Coastal Zone Management Act.

Supporting documentation

MN Coastal Zone Boundaries-Ramsey County Map(1).pdf

Are formal compliance steps or mitigation required?

   Yes

   ✓ No
Contamination and Toxic Substances

<table>
<thead>
<tr>
<th>General requirements</th>
<th>Legislation</th>
<th>Regulations</th>
</tr>
</thead>
<tbody>
<tr>
<td>It is HUD policy that all properties that are being proposed for use in HUD programs be free of hazardous materials, contamination, toxic chemicals and gases, and radioactive substances, where a hazard could affect the health and safety of the occupants or conflict with the intended utilization of the property.</td>
<td></td>
<td>24 CFR 58.5(i)(2) 24 CFR 50.3(i)</td>
</tr>
</tbody>
</table>

1. How was site contamination evaluated? Select all that apply. Document and upload documentation and reports and evaluation explanation of site contamination below.

   American Society for Testing and Materials (ASTM) Phase I Environmental Site Assessment (ESA)
   ✓ ASTM Phase II ESA
   Remediation or clean-up plan
   ASTM Vapor Encroachment Screening
   None of the Above

2. Were any on-site or nearby toxic, hazardous, or radioactive substances found that could affect the health and safety of project occupants or conflict with the intended use of the property? (Were any recognized environmental conditions or RECs identified in a Phase I ESA and confirmed in a Phase II ESA?)

   ✓ No
   Yes

Screen Summary
Compliance Determination
Site contamination was evaluated as follows: ASTM Phase II ESA. On-site or nearby toxic, hazardous, or radioactive substances that could affect the health and safety of project occupants or conflict with the intended use of the property were not found. The project is in compliance with contamination and toxic substances requirements.

Supporting documentation

Are formal compliance steps or mitigation required?
Little-Canada-Sidewalk  Little Canada, MN  900000010132236

Yes

✓  No
Endangered Species

<table>
<thead>
<tr>
<th>General requirements</th>
<th>ESA Legislation</th>
<th>Regulations</th>
</tr>
</thead>
<tbody>
<tr>
<td>Section 7 of the Endangered Species Act (ESA) mandates that federal agencies ensure that actions that they authorize, fund, or carry out shall not jeopardize the continued existence of federally listed plants and animals or result in the adverse modification or destruction of designated critical habitat. Where their actions may affect resources protected by the ESA, agencies must consult with the Fish and Wildlife Service and/or the National Marine Fisheries Service (“FWS” and “NMFS” or “the Services”).</td>
<td>The Endangered Species Act of 1973 (16 U.S.C. 1531 et seq.); particularly section 7 (16 USC 1536).</td>
<td>50 CFR Part 402</td>
</tr>
</tbody>
</table>

1. Does the project involve any activities that have the potential to affect species or habitats?

✓ No, the project will have No Effect due to the nature of the activities involved in the project.

This selection is only appropriate if none of the activities involved in the project have potential to affect species or habitats. Examples of actions without potential to affect listed species may include: purchasing existing buildings, completing interior renovations to existing buildings, and replacing exterior paint or siding on existing buildings.

Based on the response, the review is in compliance with this section.

No, the project will have No Effect based on a letter of understanding, memorandum of agreement, programmatic agreement, or checklist provided by local HUD office

Yes, the activities involved in the project have the potential to affect species and/or habitats.

Screen Summary
Compliance Determination
This project will have No Effect on listed species due to the nature of the activities involved in the project. This project is in compliance with the Endangered Species Act.

Supporting documentation
Are formal compliance steps or mitigation required?

Yes

No
Explosive and Flammable Hazards

<table>
<thead>
<tr>
<th>General requirements</th>
<th>Legislation</th>
<th>Regulation</th>
</tr>
</thead>
<tbody>
<tr>
<td>HUD-assisted projects must meet Acceptable Separation Distance (ASD) requirements to protect them from explosive and flammable hazards.</td>
<td>N/A</td>
<td>24 CFR Part 51 Subpart C</td>
</tr>
</tbody>
</table>

1. Is the proposed HUD-assisted project itself the development of a hazardous facility (a facility that mainly stores, handles or processes flammable or combustible chemicals such as bulk fuel storage facilities and refineries)?

✓ No

Yes

2. Does this project include any of the following activities: development, construction, rehabilitation that will increase residential densities, or conversion?

✓ No

Based on the response, the review is in compliance with this section.

Yes

Screen Summary

Compliance Determination

Based on the project description the project includes no activities that would require further evaluation under this section. The project is in compliance with explosive and flammable hazard requirements.

Supporting documentation

Are formal compliance steps or mitigation required?

Yes

✓ No
### Farmlands Protection

<table>
<thead>
<tr>
<th>General requirements</th>
<th>Legislation</th>
<th>Regulation</th>
</tr>
</thead>
</table>

1. Does your project include any activities, including new construction, acquisition of undeveloped land or conversion, that could convert agricultural land to a non-agricultural use?

   - Yes
   - Yes

   If your project includes new construction, acquisition of undeveloped land or conversion, explain how you determined that agricultural land would not be converted:

   Based on the response, the review is in compliance with this section. Document and upload all documents used to make your determination below.

**Screen Summary**

**Compliance Determination**

This project does not include any activities that could potentially convert agricultural land to a non-agricultural use. The project is in compliance with the Farmland Protection Policy Act.

**Supporting documentation**

**Are formal compliance steps or mitigation required?**

   - Yes
   - Yes

   - No
Floodplain Management

<table>
<thead>
<tr>
<th>General Requirements</th>
<th>Legislation</th>
<th>Regulation</th>
</tr>
</thead>
<tbody>
<tr>
<td>Executive Order 11988, Floodplain Management, requires federal activities to avoid impacts to floodplains and to avoid direct and indirect support of floodplain development to the extent practicable.</td>
<td>Executive Order 11988</td>
<td>24 CFR 55</td>
</tr>
</tbody>
</table>

1. Do any of the following exemptions apply? Select the applicable citation? [only one selection possible]

- 55.12(c)(3)
- 55.12(c)(4)
- 55.12(c)(5)
- 55.12(c)(6)
- 55.12(c)(7)
- 55.12(c)(8)
- 55.12(c)(9)
- 55.12(c)(10)
- 55.12(c)(11)

✓ None of the above

2. Upload a FEMA/FIRM map showing the site here:

   FIRMETTE_50724500-a697-11ea-9950-0050569c218e(1).pdf

The Federal Emergency Management Agency (FEMA) designates floodplains. The FEMA Map Service Center provides this information in the form of FEMA Flood Insurance Rate Maps (FIRMs). For projects in areas not mapped by FEMA, use the best available information to determine floodplain information. Include documentation, including a discussion of why this is the best available information for the site.

Does your project occur in a floodplain?

✓ No

Based on the response, the review is in compliance with this section.

Yes
**Screen Summary**

**Compliance Determination**

This project does not occur in a floodplain. The project is in compliance with Executive Order 11988.

**Supporting documentation**

[FIRMETTE_50724500-a697-11ea-9950-0050569c218e.pdf](FIRMETTE_50724500-a697-11ea-9950-0050569c218e.pdf)

Are formal compliance steps or mitigation required?

- Yes
- ☑ No
## Historic Preservation

<table>
<thead>
<tr>
<th>General requirements</th>
<th>Legislation</th>
<th>Regulation</th>
</tr>
</thead>
<tbody>
<tr>
<td>Regulations under Section 106 of the National Historic Preservation Act (NHPA) require a consultative process to identify historic properties, assess project impacts on them, and avoid, minimize, or mitigate adverse effects</td>
<td>Section 106 of the National Historic Preservation Act (16 U.S.C. 470f)</td>
<td>36 CFR 800 “Protection of Historic Properties”</td>
</tr>
<tr>
<td></td>
<td></td>
<td><a href="http://www.access.gpo.gov/nara/cfr/waisdx_10/36cfr800_10.html">http://www.access.gpo.gov/nara/cfr/waisdx_10/36cfr800_10.html</a></td>
</tr>
</tbody>
</table>

### Threshold

**Is Section 106 review required for your project?**

- No, because the project consists solely of activities listed as exempt in a Programmatic Agreement (PA). (See the PA Database to find applicable PAs.)
- No, because the project consists solely of activities included in a No Potential to Cause Effects memo or other determination (36 CFR 800.3(a)(1)).
- Yes, because the project includes activities with potential to cause effects (direct or indirect).

### Step 1 – Initiate Consultation

Select all consulting parties below (check all that apply):

- ✔ State Historic Preservation Offer (SHPO)   Completed

Indian Tribes, including Tribal Historic Preservation Officers (THPOs) or Native Hawaiian Organizations (NHOs)

Other Consulting Parties
Describe the process of selecting consulting parties and initiating consultation here:

Letter to SHPO office with details of project.

Document and upload all correspondence, notices and notes (including comments and objections received below).

Step 2 – Identify and Evaluate Historic Properties

1. Define the Area of Potential Effect (APE), either by entering the address(es) or uploading a map depicting the APE below:

In the chart below, list historic properties identified and evaluated in the APE. Every historic property that may be affected by the project should be included in the chart.

Upload the documentation (survey forms, Register nominations, concurrence(s) and/or objection(s), notes, and photos) that justify your National Register Status determination below.

<table>
<thead>
<tr>
<th>Address / Location / District</th>
<th>National Register Status</th>
<th>SHPO Concurrence</th>
<th>Sensitive Information</th>
</tr>
</thead>
<tbody>
<tr>
<td>Allen Road Pioneer Park Little Canada MN</td>
<td>Not Eligible</td>
<td>Yes</td>
<td>✓ Not Sensitive</td>
</tr>
</tbody>
</table>

Additional Notes:

2. Was a survey of historic buildings and/or archaeological sites done as part of the project?

   Yes

   ✓ No

Step 3 – Assess Effects of the Project on Historic Properties

Only properties that are listed on or eligible for the National Register of Historic Places receive further consideration under Section 106. Assess the effect(s) of the project by applying the Criteria of Adverse Effect. [36 CFR 800.5] Consider direct and indirect effects as applicable as per guidance on direct and indirect effects.

Choose one of the findings below - No Historic Properties Affected, No Adverse Effect, or
Adverse Effect; and seek concurrence from consulting parties.

No Historic Properties Affected

✓ No Adverse Effect

Based on the response, the review is in compliance with this section.

Document reason for finding:

See SHPO letter

Does the No Adverse Effect finding contain conditions?

Yes (check all that apply)

✓ No

Based on the response, the review is in compliance with this section. Document and upload concurrence(s) or objection(s) below.

Adverse Effect

Screen Summary

Compliance Determination

Based on Section 106 consultation the project will have No Adverse Effect on historic properties. Conditions: None. Upon satisfactory implementation of the conditions, which should be monitored, the project is in compliance with Section 106.

Supporting documentation

SHPO clearance.pdf

Are formal compliance steps or mitigation required?

Yes

✓ No
Noise Abatement and Control

<table>
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<tr>
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<tbody>
<tr>
<td>HUD’s noise regulations protect residential properties from excessive noise exposure. HUD encourages mitigation as appropriate.</td>
<td>Noise Control Act of 1972</td>
<td>Title 24 CFR 51 Subpart B</td>
</tr>
<tr>
<td></td>
<td>General Services Administration Federal Management Circular 75-2: “Compatible Land Uses at Federal Airfields”</td>
<td></td>
</tr>
</tbody>
</table>

1. **What activities does your project involve? Check all that apply:**

   - New construction for residential use
   - Rehabilitation of an existing residential property
   - A research demonstration project which does not result in new construction or reconstruction

   - An interstate land sales registration

   - Any timely emergency assistance under disaster assistance provision or appropriations which are provided to save lives, protect property, protect public health and safety, remove debris and wreckage, or assistance that has the effect of restoring facilities substantially as they existed prior to the disaster

   - **None of the above**

**Screen Summary**

**Compliance Determination**

Based on the project description, this project includes no activities that would require further evaluation under HUD’s noise regulation. The project is in compliance with HUD’s Noise regulation.

**Supporting documentation**

**Are formal compliance steps or mitigation required?**

- Yes
- **No**
Sole Source Aquifers

<table>
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<tr>
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</tr>
</thead>
<tbody>
<tr>
<td>The Safe Drinking Water Act of 1974 protects drinking water systems which are the sole or principal drinking water source for an area and which, if contaminated, would create a significant hazard to public health.</td>
<td>Safe Drinking Water Act of 1974 (42 U.S.C. 201, 300f et seq., and 21 U.S.C. 349)</td>
<td>40 CFR Part 149</td>
</tr>
</tbody>
</table>

1. Does the project consist solely of acquisition, leasing, or rehabilitation of an existing building(s)?
   - Yes
   - No

2. Is the project located on a sole source aquifer (SSA)?
   A sole source aquifer is defined as an aquifer that supplies at least 50 percent of the drinking water consumed in the area overlying the aquifer. This includes streamflow source areas, which are upstream areas of losing streams that flow into the recharge area.
   - No

Based on the response, the review is in compliance with this section. Document and upload documentation used to make your determination, such as a map of your project (or jurisdiction, if appropriate) in relation to the nearest SSA and its source area, below.

Yes

**Screen Summary**

**Compliance Determination**

The project is not located on a sole source aquifer area. The project is in compliance with Sole Source Aquifer requirements.

**Supporting documentation**
Are formal compliance steps or mitigation required?
   Yes
   ✓ No
Wetlands Protection

<table>
<thead>
<tr>
<th>General requirements</th>
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<th>Regulation</th>
</tr>
</thead>
<tbody>
<tr>
<td>Executive Order 11990 discourages direct or indirect support of new construction impacting wetlands wherever there is a practicable alternative. The Fish and Wildlife Service’s National Wetlands Inventory can be used as a primary screening tool, but observed or known wetlands not indicated on NWI maps must also be processed. Off-site impacts that result in draining, impounding, or destroying wetlands must also be processed.</td>
<td>Executive Order 11990</td>
<td>24 CFR 55.20 can be used for general guidance regarding the 8 Step Process.</td>
</tr>
</tbody>
</table>

1. Does this project involve new construction as defined in Executive Order 11990, expansion of a building’s footprint, or ground disturbance? The term "new construction" shall include draining, dredging, channelizing, filling, diking, impounding, and related activities and any structures or facilities begun or authorized after the effective date of the Order

   - No
   - Yes

2. Will the new construction or other ground disturbance impact an on- or off-site wetland? The term "wetlands" means those areas that are inundated by surface or ground water with a frequency sufficient to support, and under normal circumstances does or would support, a prevalence of vegetative or aquatic life that requires saturated or seasonally saturated soil conditions for growth and reproduction. Wetlands generally include swamps, marshes, bogs, and similar areas such as sloughs, potholes, wet meadows, river overflows, mud flats, and natural ponds.

   "Wetlands under E.O. 11990 include isolated and non-jurisdictional wetlands."

   - No, a wetland will not be impacted in terms of E.O. 11990’s definition of new construction.

   Based on the response, the review is in compliance with this section. Document and upload a map or any other relevant documentation below which explains your determination

   - Yes, there is a wetland that be impacted in terms of E.O. 11990’s definition of new construction.

Screen Summary
Compliance Determination

07/01/2020 17:02
The project will not impact on- or off-site wetlands. The project is in compliance with Executive Order 11990.

**Supporting documentation**

[Allen Sidewalk Wetlands.pdf](#)

**Are formal compliance steps or mitigation required?**

- **Yes**
- **✓ No**
Wild and Scenic Rivers Act

<table>
<thead>
<tr>
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<th>Regulation</th>
</tr>
</thead>
<tbody>
<tr>
<td>The Wild and Scenic Rivers Act provides federal protection for certain free-flowing, wild, scenic and recreational rivers designated as components or potential components of the National Wild and Scenic Rivers System (NWSRS) from the effects of construction or development.</td>
<td>The Wild and Scenic Rivers Act (16 U.S.C. 1271-1287), particularly section 7(b) and (c) (16 U.S.C. 1278(b) and (c))</td>
<td>36 CFR Part 297</td>
</tr>
</tbody>
</table>

1. **Is your project within proximity of a NWSRS river?**
   - No
   
   Yes, the project is in proximity of a Designated Wild and Scenic River or Study Wild and Scenic River.
   
   Yes, the project is in proximity of a Nationwide Rivers Inventory (NRI) River.

**Screen Summary**

**Compliance Determination**

This project is not within proximity of a NWSRS river. The project is in compliance with the Wild and Scenic Rivers Act.

**Supporting documentation**

[Wild and Scenic Rivers.pdf](#)

**Are formal compliance steps or mitigation required?**

- Yes
- No
Environmental Justice

<table>
<thead>
<tr>
<th>General requirements</th>
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<th>Regulation</th>
</tr>
</thead>
<tbody>
<tr>
<td>Determine if the project creates adverse environmental impacts upon a low-income or minority community. If it does, engage the community in meaningful participation about mitigating the impacts or move the project.</td>
<td>Executive Order 12898</td>
<td></td>
</tr>
</tbody>
</table>

HUD strongly encourages starting the Environmental Justice analysis only after all other laws and authorities, including Environmental Assessment factors if necessary, have been completed.

1. Were any adverse environmental impacts identified in any other compliance review portion of this project’s total environmental review?

   Yes

   ✓ No

   Based on the response, the review is in compliance with this section.

Screen Summary

Compliance Determination

No adverse environmental impacts were identified in the project’s total environmental review. The project is in compliance with Executive Order 12898.

Supporting documentation

Are formal compliance steps or mitigation required?

   Yes

   ✓ No