



Community Advancement and Development
Division of Economic Development, West Virginia Department of Commerce
1900 Kanawha Boulevard East
Building 3, Suite 700
Charleston, WV 25305
<https://wvcad.org>

**Environmental Review
For Activity/Project that is
Categorically Excluded Subject to Section 58.5
Pursuant to 24 CFR Part 58.35(a)**

Project Information

CDBG Project Name: _____

CDBG Project Number: _____

ARC Project Name: _____

ARC Project Number: _____

HEROS Number: _____

Grantee (Responsible Entity): _____

Grantee Address: _____

Grantee Phone: _____

Certifying Officer: _____

(Local Elected Official and Title)

Preparer/Lead Agency: _____

Preparer Address: _____

Project Engineer: _____

Engineering Company: _____

Direct Comments to: _____

Project Location:

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

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Statement of Purpose and Need for the Proposal [40 CFR 1508.9(b)]:

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Existing Conditions and Trends [24 CFR 58.40(a)]:

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HUD Funding Information

Grant Number	HUD Program	Funding Amount

Estimated Total HUD Funded Amount: _____

ARC Funding Information

Grant Number	ARC Program	Funding Amount

Estimated Total ARC Funded Amount: _____

Other Funding Information

Funding Source	Date Committed	Funding Amount

Estimated Total Other Funding Amount: _____

Estimated Total Project Cost (HUD, ARC, and other funds) [24 CFR 58.32(d)]: _____

Statutory Worksheet

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

Record below the compliance or conformance determinations for each statute, executive order, or regulation. **Provide credible, traceable, and supportive source documentation for each authority.** Where applicable, complete the necessary reviews or consultations and obtain or note applicable permits of approvals. Clearly note citations, dates/names/titles of contacts, and page references.

Attach additional documentation as appropriate.

Compliance Factors: Statutes, Executive Orders, and Regulations listed at 24 CFR §58.5 and §58.6	Are formal compliance steps or mitigation required?	Compliance determinations
STATUTES, EXECUTIVE ORDERS, AND REGULATIONS LISTED AT 24 CFR 50.4 and 58.6		
Airport Runway Clear Zones and Accident Potential Zones 24 CFR Part 51 Subpart D	Yes No <input type="checkbox"/> <input type="checkbox"/>	
Coastal Barrier Resources Coastal Barrier Resources Act, as amended by the Coastal Barrier Improvement Act of 1990 [16 USC 3501]	Yes No <input type="checkbox"/> <input type="checkbox"/>	
Flood Insurance Flood Disaster Protection Act of 1973 and National Flood Insurance Reform Act of 1994 [42 USC 4001- 4128 and 42 USC 5154a]	Yes No <input type="checkbox"/> <input type="checkbox"/>	

Be sure to include the "Other Requirements (Section 58.6) Checklist" Form with this document.

STATUTES, EXECUTIVE ORDERS, AND REGULATIONS LISTED AT 24 CFR 50.4 and 58.5		
Clean Air Clean Air Act, as amended, particularly section 176(c) & (d); 40 CFR Parts 6, 51, 93	Yes No <input type="checkbox"/> <input type="checkbox"/>	
Coastal Zone Management Coastal Zone Management Act, sections 307(c) & (d)	Yes No <input type="checkbox"/> <input type="checkbox"/>	
Contamination and Toxic Substances 24 CFR Part 50.3(i) & 58.5(i)(2)	Yes No <input type="checkbox"/> <input type="checkbox"/>	

Endangered Species Endangered Species Act of 1973, particularly section 7; 50 CFR Part 402	Yes No <input type="checkbox"/> <input type="checkbox"/>	
Explosive and Flammable Hazards 24 CFR Part 51 Subpart C	Yes No <input type="checkbox"/> <input type="checkbox"/>	
Farmlands Protection Farmland Protection Policy Act of 1981, particularly sections 1504(b) and 1541; 7 CFR Part 658	Yes No <input type="checkbox"/> <input type="checkbox"/>	
Floodplain Management Executive Order 11988, particularly section 2(a); 24 CFR Part 55	Yes No <input type="checkbox"/> <input type="checkbox"/>	
Historic Preservation National Historic Preservation Act of 1966, particularly sections 106 and 110; 36 CFR Part 800	Yes No <input type="checkbox"/> <input type="checkbox"/>	
Noise Abatement and Control Noise Control Act of 1972, as amended by the Quiet Communities Act of 1978; 24 CFR Part 51 Subpart B	Yes No <input type="checkbox"/> <input type="checkbox"/>	
Sole Source Aquifers Safe Drinking Water Act of 1974, as amended, particularly section 1424(e); 40 CFR Part 149	Yes No <input type="checkbox"/> <input type="checkbox"/>	
Wetlands Protection Executive Order 11990, particularly sections 2 and 5	Yes No <input type="checkbox"/> <input type="checkbox"/>	
Wild and Scenic Rivers Wild and Scenic Rivers Act of 1968, particularly section 7(b) and (c)	Yes No <input type="checkbox"/> <input type="checkbox"/>	
ENVIRONMENTAL JUSTICE		
Environmental Justice Executive Order 12898	Yes No <input type="checkbox"/> <input type="checkbox"/>	

Field Inspection (Date and completed by):

Summary of Findings and Conclusions:

Mitigation Measures and Conditions [40 CFR 1505.2(c)]

Summarize below 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

Determination:

- This categorically excluded activity/project converts to **EXEMPT** per Section 58.34(a)(12), because it does not require any mitigation for compliance with any listed statutes or authorities, nor requires any formal permit or license; Recipient does not have to publish or submit a NOI-RROF; **Funds may be committed and drawn down after WVDO issues a Notice to Proceed** for this (now) EXEMPT project.; OR
- This categorically excluded activity/project cannot convert to Exempt status because one or more statutes or authorities listed at Section 58.5 requires formal consultation or mitigation. Complete consultation/mitigation protocol requirements, **publish NOI/RROF and obtain "Authority to Use Grant Funds"** (HUD 7015.16) per Section 58.70 and 58.71 before committing or drawing down any funds; OR
- This project is not categorically excluded OR, if originally categorically excluded, is **now subject to a full Environmental Assessment** according to Part 58 Subpart E due to extraordinary circumstances (Section 58.35(c)).

Preparer Signature: _____ Date: _____

Name, Title: _____

Organization: _____

Responsible Entity

Certifying Officer Signature: _____ Date: _____

Name, Title: _____

Organization: _____

This original, signed document and related supporting material must be retained on file by the Responsible Entity in an Environmental Review Record (ERR) for the activity/project (ref: 24 CFR Part 58.38) and in accordance with recordkeeping requirements for the HUD program(s).



U.S. Fish and Wildlife Service

Coastal Barrier Resources System Mapper - Beta

Measure

Streets

Imagery/Labels

Topo

USGS Topo

Enter address or zip code...

Find Location

CBRS

Enter CBRS unit number(e.g. Q01P)

Find CBRS

Zoom History

← → 🌐

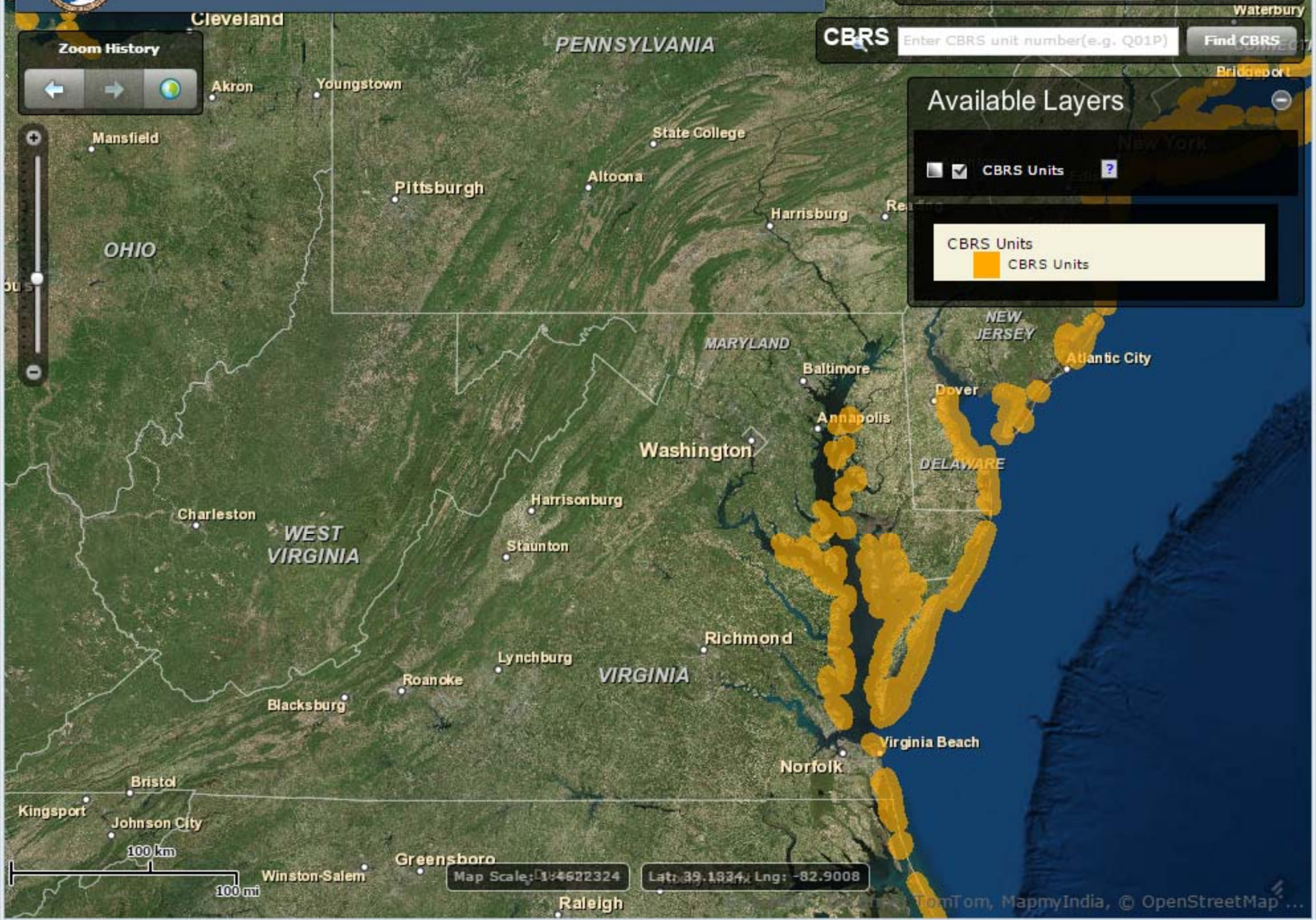
Zoom slider

Available Layers

CBRS Units

CBRS Units

CBRS Units

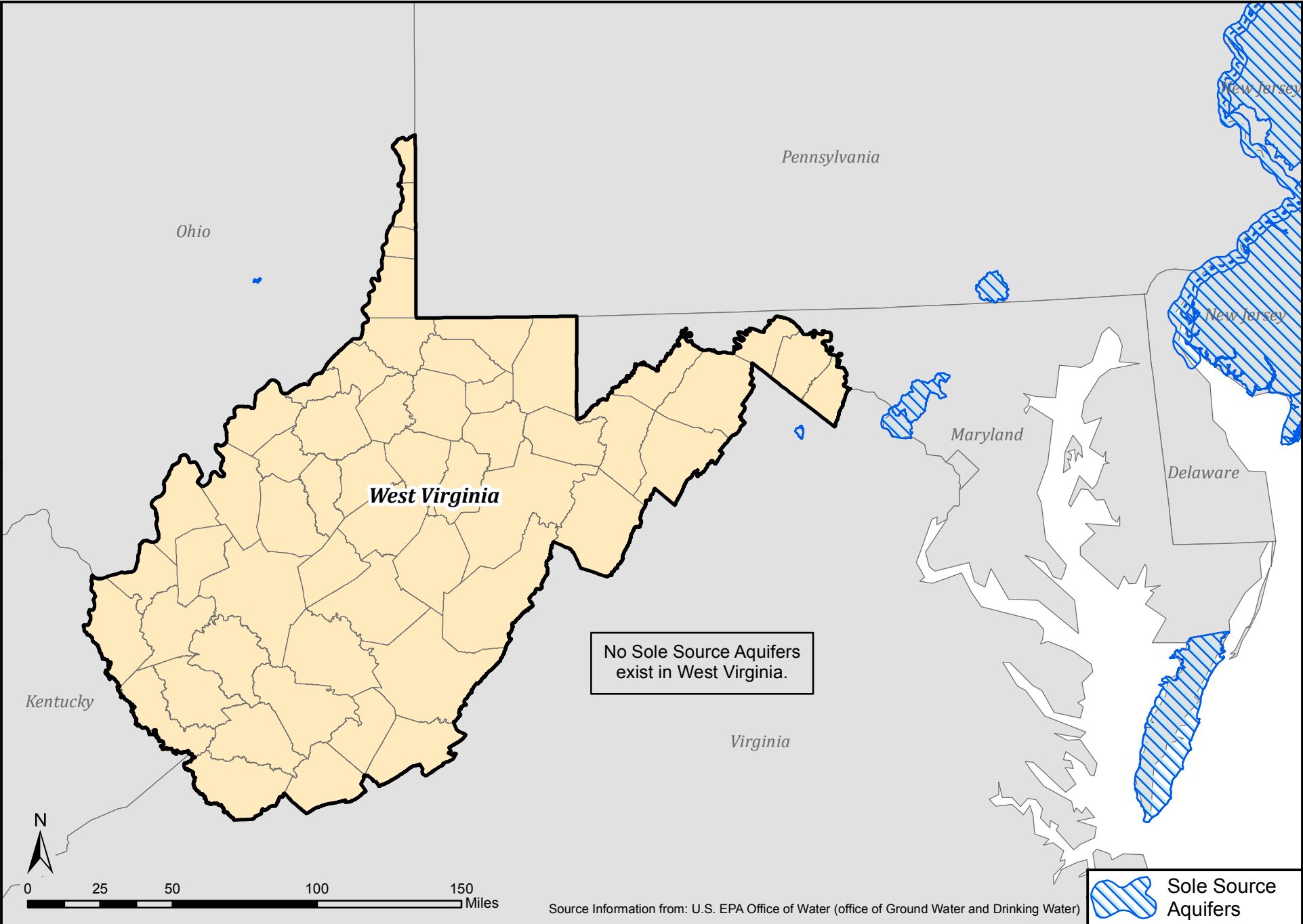


Map Scale: 1:4622324 Lat: 39.1934 Lng: -82.9008

U.S. Coastal Zone Management Program Areas



U.S. Sole Source Aquifers



Source Information from: U.S. EPA Office of Water (office of Ground Water and Drinking Water)