

**STATUTORY CHECKLIST FOR CATEGORICALLY EXCLUDED
PROJECTS SUBJECT TO §58.5**

PROJECT NAME AND DESCRIPTION (Include all contemplated activities which are either geographically and/or functionally part of the project)

The 2014 Morristown HOME Single-Family Housing Rehabilitation Project will provide rehabilitation, energy efficiency and safety measures to qualifying homeowners of single family units throughout the City Limits of Morristown, Tennessee.

This is a homeowner rehabilitation project, and is determined to be Categorical Excluded according to §58.35(a)(3)(i).

If this is a project other than homeowner rehabilitation, cite the appropriate section(s) of the regulation at §58.35(a) which categorically excludes the project.

DIRECTIONS: - Once the review process for each compliance factor has been completed, the Statutory Check list must then be filled out. Specifically, the Responsible Entity (RE) must indicate whether the activity does or does not affect the resources under consideration. Consult the guidance provided in the table below or the web sites. Indicate **Status “A”** on the worksheet if the project does not require formal consultation with an outside agency and does not affect the resource in question. Document the determination made and the sources of information used – information sources are provided in the guidance. If the activity triggers formal compliance consultation with the oversight agency or affects the resource, indicate **Status “B”**. Any compliance documentation should also be attached to the Checklist and included in the ERR.

Compliance Factors:

Statutes, Executive Orders and Regulations listed at 24 CFR §58.5	Status A/B	Compliance Documentation
Historic Preservation [36 CFR Part 800]	B	Site Specific determination will be made when addresses are known

Guidance: <https://www.hudexchange.info/environmental-review/historic-preservation>

Statutes, Executive Orders and Regulations listed at 24 CFR §58.5	Status A/B	Compliance Documentation
Floodplain Management [Executive Order 11988, 24 CFR Part 55]	B	Site Specific determination will be made when addresses are known. No homes that qualify for rehab will be located within an established FEMA floodplain.

Guidance: <https://www.hudexchange.info/environmental-review/floodplain-management>

Statutes, Executive Orders and Regulations listed at 24 CFR §58.5	Status A/B	Compliance Documentation
Wetland Protection [Executive Order 11990, 3 CFR §§ 2,5]	A	Based on the project description this project includes no activities that would require evaluation under this section. This project is in compliance with Executive Order 11990.

Guidance: <https://www.hudexchange.info/environmental-review/wetlands-protection>

Statutes, Executive Orders and Regulations listed at 24 CFR §58.5	Status A/B	Compliance Documentation
Coastal Zone Management Act [16 U.S.C. 1451, §§ 307(c), (d)]	A	The project is not located in or does not affect a defined Coastal Zone. The project is in compliance with Coastal Zone Management Plan

Guidance: <https://www.hudexchange.info/environmental-review/coastal-zone-management>

Statutes, Executive Orders and Regulations listed at 24 CFR §58.5	Status A/B	Compliance Documentation
Sole Source Aquifers [140 CFR Part 149]	A	The project consists of activities that are unlikely to have an adverse impact on groundwater resources.

Guidance: <https://www.hudexchange.info/environmental-review/sole-source-aquifers>

Statutes, Executive Orders and Regulations listed at 24 CFR §58.5	Status A/B	Compliance Documentation
Endangered Species Act [50 CFR Part 402]	A	The project will have no known impact on listed endangered species due to activities involved in the project.

Guidance: <https://www.hudexchange.info/environmental-review/endangered-species>

Statutes, Executive Orders and Regulations listed at 24 CFR §58.5	Status A/B	Compliance Documentation
Wild and Scenic Rivers Act [16 U.S.C. 1271 §§ 7(b), (c)]	A	This project is not within proximity of a NWSRS river. The project is in compliance with the Wild and Scenic Rivers Act.

Guidance: <https://www.hudexchange.info/environmental-review/wild-and-scenic-rivers>

Statutes, Executive Orders and Regulations listed at 24 CFR §58.5	Status A/B	Compliance Documentation
Clean Air Act [40 CFR Parts 6, 51,93]	A	Rehab of existing properties only, this project does not include activities that would require further evaluation under the Clean Air Act. This project is in compliance of the Clean Air Act .

Guidance: <https://www.hudexchange.info/environmental-review/air-quality>

Statutes, Executive Orders and Regulations listed at 24 CFR §58.5	Status A/B	Compliance Documentation
Farmland Protection Policy Act [7 CFR Part 658]	A	This project does not include any activities that that could potentially convert agricultural land to a non-agricultural use. Project is in compliance with Farmland Protection Act.

Guidance: <https://www.hudexchange.info/environmental-review/farmlands-protection>

Statutes, Executive Orders and Regulations listed at 24 CFR §58.5	Status A/B	Compliance Documentation
Environmental Justice [Executive Order 12898]	A	No adverse environmental impacts were identified in this Tier 1 Review

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

Statutes, Executive Orders and Regulations listed at 24 CFR §58.5	Status A/B	Compliance Documentation
Noise Abatement and Control [24 CFR Part 51, Subpart B]	B	Site Specific determination will be made when addresses are known

Guidance: <https://www.hudexchange.info/environmental-review/noise-abatement-and-control>

Statutes, Executive Orders and Regulations listed at 24 CFR §58.5	Status A/B	Compliance Documentation
Explosive and Flammable Operations [24 CFR Part 51, Subpart C]	B	Site Specific determination will be made when addresses are known

Guidance: <https://www.hudexchange.info/environmental-review/explosive-and-flammable-facilities>

Statutes, Executive Orders and Regulations listed at 24 CFR §58.5	Status A/B	Compliance Documentation
Toxic Chemicals and Radioactive Materials [24 CFR Part 58, § 5(i)(2)]	B	Site Specific determination will be made when addresses are known

Guidance: <https://www.hudexchange.info/environmental-review/site-contamination>

Statutes, Executive Orders and Regulations listed at 24 CFR §58.5	Status A/B	Compliance Documentation
Airport Clear Zones and Accident Potential Zones [24 CFR Part 51, Subpart D]	B	Site Specific determination will be made when addresses are known


Guidance: <https://www.hudexchange.info/environmental-review/airport-hazards>

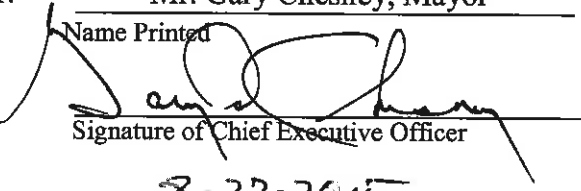
DETERMINATION:

X This project converts to Exempt, per § 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 (Status "A" has been determined in the status column for all authorities). Funds may be drawn down for this (now) EXEMPT project; OR

_____ This project cannot convert to Exempt because one or more statutes/authorities require consultation or mitigation. Complete consultation/mitigation requirements, publish NOI/RROF and obtain Authority to Use Grant Funds (HUD 7015.16) per §§ 58.70 and 58.71 before drawing down funds; OR

_____ The unusual circumstances of this project may result in a significant environmental impact. This project requires preparation of an Environmental Assessment. Prepare the EA according to 24 CFR Part 58 Subpart E.

Preparer: ALAN C HARTMAN, AICP
Name Printed

Signature
8-27-2015
Date

Certifying Officer: Mr. Gary Chesney, Mayor
Name Printed

Signature of Chief Executive Officer
8-27-2015
Date