

**STATUTORY CHECKLIST [§58.35(a) activities]
for Categorical Exclusions and Environmental Assessments**

Note: Review of the items on this checklist is required for both Categorical Exclusions under Sec. 58.35(a) and projects requiring an Environmental Assessment under Sec. 58.36. If no compliance with any of the items is required, a Categorical Exclusion [58.35(a)] may become “exempt” under the provisions of Sec. 58.34 (a) (12). In such cases attach the completed Statutory Checklist to a written determination of the exemption. Projects requiring an Environmental Assessment under Sec. 58.36 cannot be determined to be exempt even if no compliance with Statutory Checklist items is found. Three items listed at Sec. 58.6 are applicable to all projects, including those determined to be exempt.

Project Name and Identification No. 1 Yost Street, Norwalk, CT Site No. #1313
Mitigation (elevation) and associated repairs, construction of new space to relocate laundry and mechanicals, garage renovation.

Area of Statutory or Regulatory Compliance	Not Applicable to This Project	Consultation Required*	Review Required*	Permits Required*	Determination of consistency Approvals, Permits Obtained	Conditions and/or Mitigation Actions Required	Provide compliance documentation. Additional material may be attached.
Document Laws and authorities listed at 24 CFR Sec. 58.5							
1. Historic Properties [58.5(a)] [Section 106 of NHPA]	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	SHPO office stated that the project will have no adverse effect on historic resources in a letter dated December 12, 2016.
2. Flood Management [58.5(b)] [Ex Or 11988] [24 CFR 55]	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Site is located in a AE flood zone based on FEMA Map 09001C0533G, dated July 8, 2013. (See attached map). Local approvals will be needed.
3. Wetland Protection [58.5 (b)]	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Site does not contain mapped inland wetlands based on "Norwalk Inland Wetlands Map," Map dated February 2010. (See attached map)
4. Coastal Zone Management [58.5(c)]	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Site is located within the Coastal Boundary. Source: "Coastal Boundary – Norwalk, CT," January 2012. (See attached map)
5. Water Quality – Aquifers [58.5(d)] [40 CFR 149]	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Project does not involve on-site water and sewer facilities, nor is it in a sole source aquifer zone. (See attached map)
6. Endangered Species [58.5(e)] [16 U.S.C. 1531 et seq.]	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Fish and Wildlife Service indicates that there are two possible threatened species at the site including the Red Knot and Northern Long-Eared Bat. (See attached letter) Project not located on a waterfront with sandy beaches. (See Figure 1). The proposed work does not appear to have the potential to impact these species.
7. Wild and Scenic Rivers [58.5 (f)] [16 U.S.C. 1531 et seq.]	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Project is not proximal to any listed National Wild and Scenic Rivers.
8. Air Quality [58.5(g)] [42 U.S.C. 7401 et seq.]	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Project is solely residential rehabilitation with no identifiable increase in air pollution.
9. Farmland Protection [58.5(h)]	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Project does not involve modifications to the existing structure footprint. Project is not located on "Farmland Soils – Norwalk, CT" map prepared by CT DEEP, April 2011. (See attached map)
Manmade Hazards 10 A. Thermal Explosive [58.5(i)]	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Project does not add density to development.

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Document Laws and authorities listed at 24 CFR Sec. 58.5

10 B. Noise [58.5(i)]	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Project will restore the structure to substantially as it existed prior to storm.				
10 C. Airport Clear Zones [58.5 (i)]	<input checked="" type="checkbox"/>	<input type="checkbox"/>	The property is not located with 3,000 feet of a civil airport or 15,000 feet of a military airfield.				
10 D. Toxic Sites [58.5 (i)(2)(i)]	<input checked="" type="checkbox"/>	<input type="checkbox"/>	The site 1) is not listed on EPA Superfund National Priorities or CERCLA List or equivalent State list, 2) is not located within 3,000 feet of a toxic or solid waste landfill, 3) does not have an underground storage tank (which is not a residential fuel tank) and 4) is not known or suspected to be contaminated by toxic chemicals or radioactive materials.				
11. Environmental Justice [58.5(j)]	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Project does not anticipate high & adverse human health and environmental effects on minority or low-income populations; if required mitigation or avoidance of impacts will be considered.				

Document Laws and authorities listed at Sec. 58.6 and other potential environmental concerns

12 A. Flood Insurance [58.6(a) & (b)]	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Site is located in a AE flood zone based on FIRM map 09001C0533G, dated July 8, 2013 (See attached map). Owner required to obtain flood insurance and maintain in the amount of the loan, in perpetuity. Flood insurance requirements must also extend to subsequent owners.
12 B. Coastal Barriers [58.6(c)]	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	No coastal barrier resources system (CBRS) areas mapped at the site or immediate vicinity
12 C. Airport Clear Zone Notification [58.6(d)]	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	The property is not located with 3,000 feet of a civil airport or 15,000 feet of a military airfield. The project does not involve the purchase or sale of an existing structure in an airport clear zone.
13 A. Solid Waste Disposal [42 U.S.C. S3251 et seq.] and [42 U.S.C. 6901-6987 et seq.]	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Site is serviced by municipal solid waste disposal and project activities are not expected to affect capacities of waste disposal services.
13 B. Fish and Wildlife [U.S.C. 661-666c]	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Program activities will not result in impounding, diverting, deepening, channelizing or modification of any stream or body of water; not a water control project.
13 C. Lead-Based Paint [24 CFR Part 35] and [40 CFR 745.80 Subpart E]	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Lead greater than 0.5% by weight not detected on painted surfaces within the work zone.
13 D. Asbestos	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Asbestos greater than 1% chrysotile identified in the work zone within materials in the garage.
13 E. Radon [50.3 (i) 1]	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	the proposed renovations will reportedly involve filling in the basement and a vented space will be present between the filled-in basement and enclosed living space.
13 F. Mold	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Mold not identified in work zone.
Other: State and Local 14 A. Flood Management Certification [CGS 25-68]	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Site is located in a AE flood zone based on FEMA Map 09001C0533G, dated July 8, 2013. (See attached map). Certification through the General Permit for CDBG-DR activities with DEEP required. See Appendix B Certification form.

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14 B. Structures, Dredging & Fill Act [CGS 22a-359 to 22a-363f]	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Project is not located waterward of coastal jurisdiction line (CJL). Project not subject to permitting through DEEP Office of Long Island Sound Program (OLISP).
14 C. Tidal Wetlands Act [CGS 22a-28 to 22a-35]	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	No tidal wetlands mapped at the site. (See attached map)
14 D. Local inland wetlands/watercourses [CGS 22a042]	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Site does not contain mapped inland wetlands based on "Norwalk Inland Wetlands Map," Map dated February 2010. (See attached map)
14 E. Various Municipal Zoning Approvals	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Zoning approvals are not anticipated at this time.

DETERMINATION:

- This project converts to Exempt, per §58.349(a)(12) because it does not require any mitigation for compliance with any listed statutes or authorities, nor requires any formal permit or license. Funds may be drawn down for this (now) EXEMPT project; OR
- This project cannot convert to Exempt because one or more statutes/authorities requires consultation or mitigation. Complete consultation/mitigation requirements, publish NOI/RRF 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 (EA). Prepare the EA according to 24 CFR Part 58 Subpart E.

Prepared By:

David Vasilov
Name

2/15/17
Date

Responsible Entity or Designee Signature:

Hermia Delaire
Name Hermia Delaire, CDBG-DR Program Manager

3/28/2017
Date