



**Community Development Block Grant**  
301 W. High Street, Room 770  
PO Box 118  
Jefferson City, MO 65102

## 2015 STATUTORY CHECKLIST

### FINDING OF CATEGORICAL EXCLUSION [§ 58.35(a)]

<b>PROJECT NAME</b>	<b>CDBG PROJECT # (IF FUNDED)</b>
<b>RESPONSIBLE ENTITY/GRANTEE LOCATION [24 CFR 58.2(A)(7)(II)]</b>	<b>RE TELEPHONE NUMBER</b>
<b>CERTIFYING OFFICER NAME, TITLE &amp; EMAIL [24 CFR 58.2(A)(2)]</b>	
<b>ERR PREPARER CONTACT NAME, ADDRESS, PHONE, &amp; EMAIL</b>	

<b><u>CDBG STATUTORY CHECKLIST</u></b>	
<b>PROJECT LOCATION(S)/ADDRESS(ES)</b>	
<b>ESTIMATED PROJECT COSTS - ALL FUNDING SOURCES &amp; AMOUNTS</b>	
<b>Total Project Cost:</b> _____	
<b>CDBG Funds:</b>	<b>Other State Funds:</b>
<b>Local Cash Contribution:</b>	<b>Federal Funds:</b>
<b>Private Contribution:</b>	<b>In-Kind Contribution:</b>
<b>RESPONSIBLE ENTITY <u>PROJECT CONTACT</u> NAME, ADDRESS, PHONE, &amp; EMAIL</b>	
<b>NAME OF GRANT <u>SUB-RECIPIENT</u>, IF APPLICABLE <input type="checkbox"/> N/A</b>	
<b>SUB-RECIPIENT <u>CONTACT PERSON</u> NAME, ADDRESS, PHONE &amp; EMAIL <input type="checkbox"/> N/A</b>	
<p><b><u>CONDITIONS FOR APPROVAL</u></b> [24 CFR 58.40(d), 40 CFR 1505.2(c) and 40 CFR 1508.20] - <i>As appropriate:</i> (List all mitigation and project modification measures, including permits, adopted by the Responsible Entity to eliminate or minimize adverse environmental impacts. These conditions must be included in project contracts and all relevant agreement documents.) <u>Attach additional pages as necessary.</u></p>	

**CDBG STATUTORY CHECKLIST**

In my capacity as *Environmental Preparer* as designated by the Responsible Entity, I hereby attest that the Statutory Checklist document is true and complete to the best of my knowledge.

**PREPARER SIGNATURE**

**DATE**

**PREPARER NAME & TITLE**

**PREPARER'S AGENCY (IF DIFFERENT FROM RE)**

In my capacity as *Certifying Officer* on behalf of the *Responsible Entity* and in conformance with 24 CFR Part 58, I have reviewed and independently evaluated the Statutory Checklist prepared by the above-designated individual, and supplemented the information where appropriate. On behalf of the Responsible Entity, I assume responsibility for the accuracy of the information contained herein.

**RE APPROVING OFFICIAL SIGNATURE**

**DATE**

**RE APPROVING OFFICIAL NAME & TITLE**

**CDBG STATUTORY CHECKLIST**

- **Does this project require a Tiered Reviewed approach?** [24 CFR §58.15]  YES  NO
- **Is this a multi-year/phased project?** [24 CFR §58.32(d)]  YES  NO

**Preliminary Project Design:** Check the applicable box or boxes and attach.

- PER:** Date \_\_\_\_\_ Firm \_\_\_\_\_
  - Addendums: # of Addendums to date? \_\_\_\_\_
- PAR:** Date \_\_\_\_\_ Firm \_\_\_\_\_
  - Addendums: # of Addendums to date? \_\_\_\_\_

**Property Acquisition:** Does the project require property acquisition?  YES  NO  
*Property acquisition must not occur prior to completion of the Environmental Review.*

- Real Property:
  - Vacant property
  - Includes building or structure
- Option to Purchase (*acceptable prior to completion of the Environmental Review*)
- Easement(s): (*Map easements*)
  - Temporary
  - Permanent

**Purpose of property acquisition:**

**Purpose and Need of the Project:** [*“Statement of Purpose and Need of the Proposal” – 40 CFR 1508.9(b)*]

Explain why the project is needed. Attach additional pages as necessary.

**CDBG STATUTORY CHECKLIST**

**Description of the Project:** [24 CFR 58.32, 40 CFR 1508.25] Explain all activities proposed by all funding sources. Attach additional descriptive information, including scaled location map, U.S.G.S. topographic map, aerial photograph, site plans, renderings, photographs, budgets, etc. Attach additional pages as necessary.

**Existing Conditions and Trends:** [24 CFR 58.40(a)] Describe existing conditions of the project area and its surroundings, and the trends likely to continue in absence of the project.

**STATUTORY CHECKLIST  
 SUMMARY OF ENVIRONMENTAL REVIEW**

**Impact Codes:** 1=No impact anticipated 2=Potentially beneficial 3=Potentially adverse 4=Requires Mitigation 5=Requires project modification 6=Permit Required

Environmental Impact	Code	List Source Documentation
Historic Properties (SHPO & Tribal contacts)		
Floodplain Management		
Flood Insurance		
Wetlands Protection		
Airport Hazards		
Endangered Species		
Wild & Scenic Rivers		
Coastal Zones		
Farmland Protection		
Noise Control		
Explosive/Flammable Operations		
Water Quality		
Air Quality		
Contamination/Toxic Materials		
Environmental Justice		
Other:		

<b><u>STATUTORY CHECKLIST</u></b>														
<b>FIELD VISIT CHECKLIST &amp; SITE EVALUATION</b>														
<b>Date of Visit:</b>	<b>Time:</b>	<b>Weather Conditions:</b>												
<b>Grantee/Applicant:</b>														
<b>Project Name:</b>	<b>CDBG Project # (if funded):</b>													
<b>Project Location/Address:</b>														
<b>Project Area Bounded By:</b>														
<b>Site Dimensions:</b>														
<b>Site Owner(s):</b>														
<b>Field Visit Conducted By:</b>														
<b><u>Attach the following:</u></b> <ul style="list-style-type: none"> <li>▪ Photographs of site and surrounding areas</li> <li>▪ Maps (street, topographic, aerial, etc.)</li> </ul>														
<b>EXISTING ENVIRONMENTAL CONDITIONS ON &amp; AROUND SITE:</b>														
<b>Land Use/Zoning</b> - check all that apply: <table style="width: 100%; border: none;"> <tr> <td><input type="checkbox"/> Residential</td> <td><input type="checkbox"/> Retail</td> <td><input type="checkbox"/> Never Developed</td> <td><input type="checkbox"/> Light Industrial</td> </tr> <tr> <td><input type="checkbox"/> Recreational</td> <td><input type="checkbox"/> Commercial</td> <td><input type="checkbox"/> Heavy industrial</td> <td><input type="checkbox"/> Currently Farmed</td> </tr> <tr> <td><input type="checkbox"/> Forest</td> <td><input type="checkbox"/> Pasture</td> <td><input type="checkbox"/> Conservation Area</td> <td><input type="checkbox"/> Other _____</td> </tr> </table>			<input type="checkbox"/> Residential	<input type="checkbox"/> Retail	<input type="checkbox"/> Never Developed	<input type="checkbox"/> Light Industrial	<input type="checkbox"/> Recreational	<input type="checkbox"/> Commercial	<input type="checkbox"/> Heavy industrial	<input type="checkbox"/> Currently Farmed	<input type="checkbox"/> Forest	<input type="checkbox"/> Pasture	<input type="checkbox"/> Conservation Area	<input type="checkbox"/> Other _____
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<input type="checkbox"/> Forest	<input type="checkbox"/> Pasture	<input type="checkbox"/> Conservation Area	<input type="checkbox"/> Other _____											
<b>Description of Existing Conditions:</b> (Explain in detail and attach additional pages as necessary.)   														
<b>Site Features and Topography:</b> (i.e., elevations, unique natural features, site slope, ravines, banks, mounds, caverns, cliffs, hills, depressions, erosion, sedimentation, drainage paths, etc. )   														
<b>Describe Site Access – Ingress &amp; Egress:</b> (Ease of accessing and exiting site, traffic control at site, safety and line of site, etc.)   														
<b>Interviews Conducted:</b> (Include names and titles of interviewees)   														

**STATUTORY CHECKLIST**

**FIELD VISIT CHECKLIST & SITE EVALUATION**

**Existing infrastructure on or near site - check all that apply and comment as appropriate:**

<input type="checkbox"/> Unpaved Roads Condition:	<input type="checkbox"/> Railroad Facilities/Tracks/Spurs Condition:
<input type="checkbox"/> Paved Roads Condition:	<input type="checkbox"/> Fencing/Security Condition:
<input type="checkbox"/> Sidewalks Condition:	<input type="checkbox"/> Culverts Condition:
<input type="checkbox"/> Crosswalks Condition:	<input type="checkbox"/> Drop Inlets Condition:
<input type="checkbox"/> Curb/Guttering Condition:	<input type="checkbox"/> Bridges Condition:
<input type="checkbox"/> Ditches Condition:	<input type="checkbox"/> Water Treatment Facility Condition:
<input type="checkbox"/> Water Lines	<input type="checkbox"/> Centralized Sewer System
<input type="checkbox"/> Water Wells	<input type="checkbox"/> Street Lights
<input type="checkbox"/> Parking Facilities Condition:	<input type="checkbox"/> Sewer Treatment Facilities Condition:
<input type="checkbox"/> Intersections Condition:	<input type="checkbox"/> Septic Tanks/Systems Condition:
<input type="checkbox"/> Bike/Pedestrian Lanes/Paths	<input type="checkbox"/> Fire Hydrants
<input type="checkbox"/> Electricity	<input type="checkbox"/> 911 Emergency Systems
<input type="checkbox"/> Traffic Signs	<input type="checkbox"/> Traffic Lights
<input type="checkbox"/> Gas Lines	<input type="checkbox"/> Other

**Check all that exist on or in close proximity to the project site. The importance of the proximity depends on the nature of the project. Further evaluation and documentation may be warranted if there is potential for environmental concerns.**

<input type="checkbox"/> Airport/Airport Clear Zones	<input type="checkbox"/> Former/Current/Proposed EPA Superfund Site	<input type="checkbox"/> Open Spaces
<input type="checkbox"/> Ambulance Facility	<input type="checkbox"/> Funeral Home	<input type="checkbox"/> Paint Facilities
<input type="checkbox"/> Animal Processing Plant	<input type="checkbox"/> Gas Station	<input type="checkbox"/> Police Station
<input type="checkbox"/> Apartments/Multi-Family	<input type="checkbox"/> Grocery Store	<input type="checkbox"/> Power Station/Transformer
<input type="checkbox"/> Arts/Cultural Center	<input type="checkbox"/> Group Home	<input type="checkbox"/> Printing Facilities
<input type="checkbox"/> Auto Repair Shop	<input type="checkbox"/> Heavily Traveled Roads	<input type="checkbox"/> Prison/Jail/Detention Center
<input type="checkbox"/> Bio-diesel Facility	<input type="checkbox"/> Heavy/Light Manufacturing Facilities	<input type="checkbox"/> Quarry
<input type="checkbox"/> Bus Stop/Station	<input type="checkbox"/> Highways – Interstate/State	<input type="checkbox"/> Recycling Facilities
<input type="checkbox"/> Car Dealership	<input type="checkbox"/> Historical Sites/Buildings	<input type="checkbox"/> Restaurants
<input type="checkbox"/> Cemeteries	<input type="checkbox"/> Hospitals	<input type="checkbox"/> Retaining Walls
<input type="checkbox"/> Chemical Manufacturer	<input type="checkbox"/> Industrial Park	<input type="checkbox"/> Rivers/Streams/Creeks
<input type="checkbox"/> Churches	<input type="checkbox"/> Lakes/Ponds	<input type="checkbox"/> Schools
<input type="checkbox"/> Car Dealership	<input type="checkbox"/> Library	<input type="checkbox"/> Senior Center
<input type="checkbox"/> Community Center	<input type="checkbox"/> Low Income Housing	<input type="checkbox"/> Senior Housing
<input type="checkbox"/> Conservation Areas	<input type="checkbox"/> Medical/Health Clinic	<input type="checkbox"/> Sheltered Workshop
<input type="checkbox"/> Daycare Center	<input type="checkbox"/> Museum	<input type="checkbox"/> Shopping Centers
<input type="checkbox"/> Doctor's Office/Health Clinic	<input type="checkbox"/> Neighborhoods	<input type="checkbox"/> Storage/Use of Explosives
<input type="checkbox"/> Dry Cleaners	<input type="checkbox"/> Nursing Homes	<input type="checkbox"/> Train Depot
<input type="checkbox"/> Ethanol Plant	<input type="checkbox"/> Office Buildings	<input type="checkbox"/> Veterinary Clinic/Hospital
<input type="checkbox"/> Fire Station	<input type="checkbox"/> Parks/Playgrounds	<input type="checkbox"/> Youth Center

**STATUTORY CHECKLIST**

**FIELD VISIT CHECKLIST & SITE EVALUATION**

**Contamination & Toxic Materials**

<b>QUESTION</b>	<b>SUBJECT PROPERTY</b>	<b>ADJOINING PROPERTIES</b>
<i>Is there evidence of any of the following?</i>		
<b>A.</b> Is the property or any adjoining property currently used, or has evidence of prior use, as a <b>gasoline station, motor vehicle repair facility, printing facility, dry cleaners, photo developing laboratory, junkyard, or as a waste treatment, storage, disposal, processing or recycling facility?</b>	<input type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> UNKNOWN	<input type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> UNKNOWN
<b>B.</b> Are there any damaged or discarded <b>automobile(s), automotive or industrial batteries, pesticides, paints, or other chemicals</b> in individual containers greater than 5 gal in volume or 50 gal in the aggregate, stored on or used at the property or adjoining properties?	<input type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> UNKNOWN	<input type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> UNKNOWN
<b>C.</b> Are there any industrial <b>drums</b> (typically 55 gal) or sack of <b>chemicals, herbicides or pesticides</b> located on the property or adjoining properties?	<input type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> UNKNOWN	<input type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> UNKNOWN
<b>D.</b> Has <b>fill dirt</b> been brought onto the property or adjoining properties that originated from a suspicious site or that is of an unknown origin?	<input type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> UNKNOWN	<input type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> UNKNOWN
<b>E.</b> Are there any <b>pits, ponds, or lagoons</b> located on the property or adjoining properties in connection with waste treatment or waste disposal?	<input type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> UNKNOWN	<input type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> UNKNOWN
<b>F.</b> Is there any <b>stained soil, distressed vegetation and/or discolored water</b> on the property or adjoining properties?	<input type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> UNKNOWN	<input type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> UNKNOWN
<b>G.</b> Are there any <b>storage tanks</b> , aboveground or underground (other than residential), located on the property or adjoining properties within 1 mile of site?	<input type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> UNKNOWN	<input type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> UNKNOWN
<b>H.</b> Are there any <b>vent pipes, fill pipes, or underground tank access ways</b> visible on the property or adjoining properties	<input type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> UNKNOWN	<input type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> UNKNOWN
<b>I.</b> Are there any flooring, drains, walls, ceilings, or grounds on the property or adjoining properties <b>stained by substances</b> (other than water) or emitting <b>noxious or foul odors of a chemical nature?</b>	<input type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> UNKNOWN	<input type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> UNKNOWN
<b>J.</b> Is the property served by a <b>private well or non-public water system?</b> (If yes, a follow-up investigation is required to determine if contaminants have been identified in the well or system that exceeds guidelines applicable to the water system, or if the well has been designated contaminated by any government environmental/health agency.)	<input type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> UNKNOWN	
<b>K.</b> Has the owner or occupant of the property been informed of the existence of past or current <b>hazardous substances or petroleum products or environmental violations</b> with respect to the property or adjoining properties?	<input type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> UNKNOWN	<input type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> UNKNOWN
<b>L.</b> Do the property or adjoining properties <b>discharge wastewater</b> (not including sanitary waste or storm water) onto the property or adjoining properties and/or into a storm water system?	<input type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> UNKNOWN	<input type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> UNKNOWN
<b>M.</b> Is there a <b>transformer, capacitor, or any hydraulic equipment</b> on the property or adjoining properties that are not marked as “non-PCB”?	<input type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> UNKNOWN	<input type="checkbox"/> YES <input type="checkbox"/> NO <input type="checkbox"/> UNKNOWN

**STATUTORY CHECKLIST**

**FIELD VISIT CHECKLIST & SITE EVALUATION**

**If answering "YES" or "UNKNOWN" to any above items, explain and describe the conditions:**  
*Use photographs and maps to mark and identify conditions. Attach more information as needed.*

**Is further evaluation warranted for determining the presence of contamination?  YES  NO**

Preparer of this form must complete the following required information.

Prepared by:

Address:

Name:

Title:

Email:

Agency:

Phone Number:

**Preparer represents that to the best of his/her knowledge the above statements and facts are true and correct and to the best of his/her actual knowledge, no material facts have been suppressed, omitted or misstated.**

**Signature:**

**Date:**

**STATUTORY CHECKLIST**

**HISTORIC PROPERTIES**

**(Historic Preservation Act 16 U.S.C. 470 & 36 CFR Part 800)**

[Section 106 Project Information Form](#); [MO SHPO Website](#)

1. Is any property in the project listed or eligible for listing on the National Register of Historic Places?  YES  NO  
*(Print information from websites and attach)*  
[National Historic Landmarks](#)  
[MO National Register Listing](#) - by County
2. Is any property in the project located within or directly adjacent to a historic property?  YES  NO
3. If a tiered review, was SHPO notified that site-specific reviews will be completed as activities and properties are known?  N/A  YES  NO
4. Is fill material required for the project?  YES  NO  
If Yes, has the location of the fill been reviewed by the SHPO?  YES  NO
5. Has the RE provided adequate public involvement for identifying and assessing impacts to historic properties consistent with 36 CFR Part 800.2(d)?  YES  NO  
*Check all that apply and attach:*  Public Notices  Public Hearing Minutes  Direct Mail  
 Newspapers/Newsletters  Postings (websites, high traffic buildings, neighborhoods, etc.)
6. Based on completion of the Determination to Consult with Tribes Under Section 106 form, is consultation with Tribes required? *(Form located on page IV-70.)*  YES  NO
7. According to HUD's Tribal Directory Assessment Tool, are there Tribes listed for the county in which the project is to occur? [HUD TDAT](#)  YES  NO  
*Print and attach web page(s) as documentation.*  
In response to submission of project information ,did any Tribes issue comments of concern or request more information, consultation, and/or a survey? *Attach all correspondence.*  N/A  YES  NO
8. Is a cultural resource survey required as part of the Section 106 Review?  YES  NO  
*If YES, check the appropriate box or boxes.*  
 Architectural Survey Completed – Date of SHPO/Tribal acceptance letter: \_\_\_\_\_  
 Archaeological Survey Completed – Date of SHPO/Tribal acceptance letter: \_\_\_\_\_
9. **SHPO Project Number Assigned:** \_\_\_\_\_
10. **Result of Section 106 Review:** *Attach Section 106 Project Information Form, attachments, and correspondence.*  
 No Historic Properties Affected - Date of SHPO Letter(s): \_\_\_\_\_  
 No Adverse Affect – Date of SHPO Letter(s): \_\_\_\_\_  
 No Adverse Effect With Conditions - Date of SHPO Letter(s): \_\_\_\_\_  
Date of SHPO letter accepting that conditions are satisfied: \_\_\_\_\_  
 Adverse Affect – Date of SHPO Letter(s): \_\_\_\_\_  
*[Project either rejected or requires Memorandum of Agreement (MOA)]*

**STATUTORY CHECKLIST**

11. **MOA** (Once received, *attach acceptance by applicable parties and final copy of MOA*)  N/A – MOA Not Required

**Check all that apply:**

- ACHP notified (*Must be contacted prior to executing MOA*)
    - ACHP chooses to participate     ACHP chooses not to participate
  - Indian Tribes Notified (*Must be contacted prior to executing MOA*);
    - N/A – No Tribes identified with interest in the project county
    - If Tribes are identified as having interest in the project county:
      - One or more Tribes choose to participate     No Tribes choose to participate
  - Stipulations must be completed and accepted by SHPO prior to beginning any physical project activities
  - Activities may begin, but all stipulations must be approved by SHPO prior to project close out
  - MOA Stipulations complete and accepted by SHPO and other participating parties
- Date of letter(s): \_\_\_\_\_

12. **Has compliance with Section 106 been met?**

YES     NO

If NO, explain why:

**SHPO STAFF:**

Judith Deel, Archaeology: 573/751-7862; [Judith.deel@dnr.mo.gov](mailto:Judith.deel@dnr.mo.gov)

Amanda Burke, Architecture: 573/522-4641; [amanda.burke@dnr.mo.gov](mailto:amanda.burke@dnr.mo.gov)

**COMMUNITY DEVELOPMENT BLOCK GRANT  
DETERMINATION TO CONSULT WITH TRIBES UNDER SECTION 106**

<b>RESPONSIBLE ENTITY (RE)</b>	
<b>PROJECT NAME</b>	
<b>CDBG PROJECT # (IF FUNDED)</b>	<b>PROJECT LOCATION/ADDRESS</b>

Section 106 requires consultation with federally-recognized Indian tribes when a project may affect a historic property of religious and cultural significance to the tribe. Historic properties of religious and cultural significance include archeological sites, burial grounds, sacred landscapes or features, ceremonial areas, traditional cultural places, traditional cultural landscapes, plant and animal communities, and buildings and structures with significant tribal association. Following are the activities that may affect historic properties of religious and cultural significance.

**If a project includes any of the types of activities below, invite tribes to consult:**

**Significant ground disturbance (digging)**

Examples: new sewer lines, utility lines (above and below ground), foundations, footings, grading, access roads.

**New construction in undeveloped natural areas**

Examples: industrial-scale energy facilities, transmission lines, pipelines, or new recreational facilities, in undeveloped natural areas like mountaintops, canyons, islands, forests, native grasslands, etc., and housing, commercial, and industrial facilities in such areas.

**Incongruent visual changes**

Examples: construction of a focal point that is out of character with the surrounding natural area, impairment of the vista or viewshed from an observation point in the natural landscape, or impairment of the recognized historic scenic qualities of an area.

**Incongruent audible changes**

Examples: increase in noise levels above an acceptable standard in areas known for their quiet, contemplative experience.

**Incongruent atmospheric changes**

Examples: introduction of lights that create skyglow in an area with a dark night sky.

**Work on a building with significant tribal association**

Examples: rehabilitation, demolition or removal of a surviving ancient tribal structure or village, or a building or structure that there is reason to believe was the location of a significant tribal event, home of an important person, or that served as a tribal school or community hall.

**Transfer, lease or sale of a historic property of religious and cultural significance**

Example: transfer, lease or sale of properties that contain archeological sites, burial grounds, sacred landscapes or features, ceremonial areas, plant and animal communities, or buildings and structures with significant tribal association.

**None of the above apply.**

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**Prepared By**

---

**Date**

**STATUTORY CHECKLIST**

**FLOODPLAIN MANAGEMENT**

(E.O. 11988, 24 CFR Part 55)

1. Floodplain Management applies to projects involving ANY of the following - check all that apply:
- Acquisition of land (including easements) or buildings
  - New Construction
  - Substantial Rehabilitation (i.e., modifications and improvements to buildings where rehabilitation costs exceed 50% of pre-rehabilitation value of building or where residential density increases more than 20%)
  - Expanding/altering the footprint of buildings or structures
  - Infrastructure Improvements – Water, Sewer, Drainage, Roads, Bridges, Ditches, Utilities
  - Other activities affecting land use \_\_\_\_\_

2. Is the project located in a 100-year floodplain or designated floodway?  YES  NO

[FEMA Map Service Center](#)

*Mark project boundaries on FEMA map if the area has been mapped by FEMA.*

*\*Part 55 prohibits federal financial assistance for use in a floodway except functionally dependent uses such as port authorities, floodwalls, bridges, levees, dams, etc.*

**\*UNMAPPED AREAS:** Obtain the best information possible from one or more of the following qualified sources: *Check all sources used and attach all documentation.*

- [CARES Internet Mapper](#) – Click to access mapper
- Project Engineer – Written statement/explanation
- Community Floodplain Administrator – Written statement/explanation
- US Army Corps of Engineers - Correspondence
- US Geological Survey Maps
- USDA Natural Resources Conservation Service – Correspondence and/or Soil Maps
- Regional Planning Commission/Regional Council of Government Mapping – Maps/Written statement
- Local flood control or levee district – Map/Written statement
- Other \_\_\_\_\_

3. Does the project involve a **Critical Action** (nursing home, hospital, data storage facility, etc)?  YES  NO

If YES, is the project located in a 500-year floodplain?  YES  NO

**If YES to #2 and/or #3 above, skip to #5 below. If NO to # 2 and #3 above, go on to #4 below.**

4. The project is NOT located in a floodplain.  
*Attach FEMA Firmette Map or Flood Insurance Rate Map and mark the project boundary on the map.*  
**Community Name/Number:** \_\_\_\_\_  
**Map Panel and Date of Map Panel:** \_\_\_\_\_

5. The project IS located in a floodplain. HUD's 8-Step Decision Making Process is required. See page IV-73.

*\* Refer to the Preliminary Engineering/Architectural Report and/or consult with the engineer/architect for assistance. Consultation with environmental professionals may also be appropriate.*

**STATUTORY CHECKLIST**

**FLOOD INSURANCE**

**(The Flood Disaster Protection Act of 1973, 24 CFR 58.6)**

The threshold for flood insurance requirements is included in *The Flood Disaster Protection Act of 1973*, as amended, requiring property owners purchase flood insurance for buildings located within *Special Flood Hazard Areas (SFHA)* when Federal financial assistance is used to acquire, repair, improve, or construct a building. Owners of HUD-assisted properties located within Special Flood Hazard Areas (SFHA) must purchase and maintain flood insurance protection as a condition of approval of any HUD financial assistance for proposed property acquisition, rehabilitation, conversion, repair or construction.

CDBG Grant - Owners of buildings located in a floodplain that are included in the project must maintain flood insurance for the life of the building, regardless of transfer of ownership.

CDBG Loan – Owners of buildings located in floodplain that are included in the project must maintain flood insurance for the term of the loan, in the amount of the loan.

*(Compliance with mandatory flood insurance purchase does not constitute compliance with floodplain management requirements discussed under the Floodplain Management section of this document.)*

1. Does the RE participate in the National Flood Insurance Program (NFIP)?  YES  NO  
*Access the following website and attach the appropriate page.*  
[MO communities participating in the NFIP](#)

2. Is any portion of the project located in a SFHA?  YES  NO  
 *\*If any portion of the project is located in a SFHA, attach a copy of the local jurisdiction's floodplain ordinance and permitting information.*  
If YES, does the project involve existing buildings or proposed buildings in the SFHA?  YES  NO  
 If YES, flood insurance is required and proof of purchase of flood insurance must be attached or submitted during the project once available.  
*\*If any portion of the project is located in a SFHA, HUD assistance is prohibited unless the community is participating in and is in good standing with the NFIP.*  
*\*\* Sewer lift stations located in a SFHA that are at least one foot above the base flood elevation, or as specified in the local floodplain management ordinance, are not subject to flood insurance requirements.*

**MO State Emergency Management Agency (SEMA)**  
2302 Militia Drive, PO Box 116  
Jefferson City, MO 65102  
  
Dale Schmutzler, Floodplain Management Officer, NFIP  
573/526-9135  
[Dale.schmutzler@sema.dps.mo.gov](mailto:Dale.schmutzler@sema.dps.mo.gov)

[HUD Flood Insurance Q & A](#)  
[FEMA NFIP](#)  
[MO Local Floodplain Managers](#) - (Subject to change)

**Additional Information/Explanations:**

**STATUTORY CHECKLIST**

**WETLANDS PROTECTION**  
**(E.O. 11990, 24 CFR Part 55)**

Executive Order 11990 requires all Federal agencies avoid impacts to wetlands, direct or indirect, by discouraging construction in wetlands whenever there is a practicable alternative.

1. Compliance with Wetlands Protection applies to Land Acquisition and/or Construction related to any of the following. *Check all that apply to the project:*

- Buildings and structures
- Roads
- Sewer and water systems
- Utility lines
- Storm drains and ditches
- Flood control systems
- Dredging, filling, excavation (includes rehabilitation to existing buildings and structures)
- Expansion or altering the footprint of buildings or structures

2. Attach a color wetlands map with the project boundary clearly marked. Acceptable mapping sites are listed below. Ensure the map is zoomed in close enough to exhibit details of the surrounding project area. *Maps listed are for preliminary screening purposes only.*

[FWS Nation Wetlands Inventory Mapper](#)  
[CARES GIS & Internet Mapping](#)

3. Are there drainage ways, streams, creeks or rivers on or near the project site?  YES  NO

If YES, or the project is located in or near wetlands, submit a cover letter with detailed project description, project location including township, range and section, clear and detailed map, and color photographs of the area to:

**U.S. Fish & Wildlife Service**  
Columbia Ecological Services Field  
Amy L. Salveter, Field Supervisor  
101 Park DeVille Drive, Suite A  
Columbia, MO 65203-0057  
Phone-573/234-2132

**U.S. Army Corps of Engineers**  
Contact your regions District Office for potential Jurisdiction Determination at the following website:  
[USACE Regulatory Officer Locator](#)  
**If a wetlands delineation is needed, contact NRCS:**  
**Wetlands Delineation Contacts** [NRCS Wetlands Delineation Contacts](#)

4. Is the project in a designated wetland, as indicated by qualified sources?  YES  NO

5. Is the project located in a 100-year floodplain or designated floodway?  YES  NO

\*\*If Yes, HUD's 8-step Decision Making Process **IS** required.  
\*\*If Yes, to Question 4 and No to Question 5, **please proceed to Question 6 to determine what level of HUD's 8-Step Decision Making Process is required.**

6. **Permitting Requirements:** Does the project involve new construction?  Yes  No

6a. Does the project require a USACE Section 404 Individual Permit?  YES  NO  
\*\*If yes, and project is **not** new construction, attach permit and complete **only Steps 6, 7 and 8** of HUD's 8-Step Decision Making Process. New construction requires full 8-Step.

6b. Does the project require a USACE Section 404 General or Nationwide Permit?  YES  NO  
\*\*If Yes, you must complete HUD's **entire 8-Step** Decision Making Process.

*Check all source documentation applicable and attach: Maps must be in color.*

- Color FWS Map(s)
- Color maps from other qualified agencies. Specify: \_\_\_\_\_
- Consultation correspondence (letters, e-mails, faxes, documented phone calls)
- US Fish & Wildlife Service Clearance
- US Army Corps of Engineers Clearance
- Other qualified agency clearance(s): \_\_\_\_\_
- Permitting Information
- Other sources of documentation: \_\_\_\_\_

**Additional Information/Explanations:**

**STATUTORY CHECKLIST**

N/A

**HUD 8-STEP DECISION MAKING PROCESS**

(Decision Making Process Under E.O. 11988 and 24 CFR 55.20)

*(Attach additional pages as necessary)*

**STEP 1 – Determine if the proposed action/project is located in a 100-year floodplain/wetland or in a 500-year floodplain/wetland if project is considered a critical action.**

a. Based on completion of the previous Floodplain Management and Wetlands Protection sections, is the HUD 8-Step Decision Making Process completed for:

Floodplains and Wetlands     Floodplains     Wetlands

b. Provide the dimensions of the project area(s) located in the floodplain and/or wetlands:

**STEP 2 – Involve the public in the decision-making process.**

**Publish the Early Public Notice**

The Early Public Notice is a notice of the proposal to consider an action in a floodplain and/or wetland. The notice must be published in a non-legal section of the newspaper of widest circulation. A minimum 15-day comment period begins the day after publication. If the RE receives written comments, the RE must consider the comments, respond in writing and provide copies to CDBG. The public notice must be submitted to environmental agencies and Tribes, as applicable.

*Attach a copy of the notice, affidavit of publication and/ or tear sheet, and proof of distribution to environmental agencies and Tribes.*

Name of Newspaper: \_\_\_\_\_

Date of publication: \_\_\_\_\_

Were comments in writing received?  YES     NO

If YES, explain and attach all correspondence:

**STATUTORY CHECKLIST**

**STEP 3 – Evaluate alternatives to locating the proposed action in a floodplain.**

*Explain in detail* each of the following to determine if the floodplain and/or wetland can be avoided:  
(Attach additional pages as necessary)

a. Identify and explain if alternative sites suitable for the project exist outside the floodplain/wetland:  
*(Refer to the engineer/architect, or engineering/architectural report for alternatives. Other buildings and/or sites and No Action must be evaluated.)*

b. Identify and explain if feasible alternative actions/methods may be used to fulfill the identical project objective: *(Can different or modified actions with less chance for impact be used to fulfill the same project?)*

c. Is there a storm/flood-related outdoor emergency warning system/siren serving the area in which the project is proposed?       YES    NO    Not relevant to the project  
If NO, explain how project beneficiaries are notified of an emergency situation:

d. Does an adequate evacuation plan exist, or will an evacuation plan be implemented by the facility and/or the community?       YES    NO    Not relevant to the project  
If NO, explain how the lack of an evacuation plan will impact project beneficiaries:

e. Are ingress and egress at the project site above or outside of the floodplain?    YES    NO  
If NO, explain how beneficiaries will be evacuated and how emergency response vehicles will access the site during flooding events:

f. Is there at least one route/road to the project site above or outside the floodplain to allow access by emergency response vehicles?    YES    NO    Not relevant to the project  
If NO, explain how emergency response vehicles will access the site during flooding events:

g. Identify and explain if threats to lives and property and/or adverse impacts to the floodplain/wetland *outweigh* benefits of the proposed project: *(Explain if impacts are too severe to human and natural environments to complete the project.)*

**STATUTORY CHECKLIST**

**STEP 4 – Identify indirect and direct impacts associated with occupying or modifying the floodplain/wetland.**

If the RE determines the only practicable alternative for the project/action is occupying or modifying the floodplain/wetland, then impacts to lives and properties and impacts to floodplains and/or wetlands must be identified. If the RE determines an alternative site for the project exists out of the floodplain/wetland, project activities may still have an impact on the nearby floodplain/wetland and must also be identified to determine ways to minimize harm.

**Explain in detail how the project/activity will affect the floodplain/wetland regarding the following types of impacts:**

Positive or beneficial impacts to the floodplain/wetland, both direct and indirect:

Negative or harmful impacts to the floodplain/wetland, both direct and indirect:

Concentrated impacts – at or near the floodplain/wetland:

Dispersed or remote impacts occurring distant from the floodplain/wetland:

Short-term impacts to the floodplain/wetland (temporary impacts occurring immediately after an action lasting a short while):

Long-term impacts to floodplain/wetland (impacts occurring during or after an action that persist for considerable time or indefinitely):

Explain if the project encourages development in the floodplain/wetland:

**STATUTORY CHECKLIST**

**STEP 5 – Identify mitigation measures to minimize impacts to and preserve benefits of the floodplain/wetland.**  
(Consult project engineer/architect and/or engineering/architectural report.)

a. Explain how actions will be designed and/or modified to minimize harm to, or within, the floodplain/wetland.

b. Explain how actions will be designed and/or modified to restore and/or preserve as much of the natural and beneficial floodplain/wetland values as possible.

c. Is there a local floodplain ordinance and floodplain development permitting process?  YES  NO

If YES, attach a copy of the floodplain permit *application* submitted to the local authorizing jurisdiction, and a copy of the floodplain development *permit* issued by the local jurisdiction.

d. Is flood insurance required for the project?  YES  NO

If YES, attach a copy of the flood insurance policy.

e. Is future development restricted on the project site(s)?  YES  NO

If YES, attach a copy of the property deed restriction.

**STATUTORY CHECKLIST**

**STEP 6 – Re-evaluate alternatives identified in Step 3. Take into account all identified impacts and mitigation measures.**

a. Explain whether it is possible to modify or relocate the project/activity and why.

b. If there are no alternatives, explain why the project/activity should occur. Consider impacts determined in Step 4 and minimization efforts identified in Step 5.

**STATUTORY CHECKLIST**

**STEP 7 – If re-evaluation results in no practicable alternative to relocate the project out of the floodplain/wetland, the decision must be made public.**

**Publish the Notice of Explanation**

The Notice of Explanation must include reasons for locating the project/activity in the floodplain/wetland, all alternatives considered, and all mitigations measures planned. The notice must be published in a non-legal section of the newspaper of widest circulation. A minimum 7-day comment period begins the day after publication. If the RE receives comments, the RE must consider the comments, respond in writing and provide copies to CDBG.

*Attach a copy of the notice, affidavit of publication and/ or tear sheet, and proof of distribution to environmental agencies and Tribes.*

Name of Newspaper: \_\_\_\_\_

Date of publication: \_\_\_\_\_

Were comments in writing received?  YES  NO

If YES, explain and attach all correspondence

**STEP 8 – Implement the Project.**

Project implementation can only proceed provided compliance has been demonstrated with respect to all of the prior steps and provided the project has been approved by the State in accordance with HUD regulation 24 CFR Part 58.

The Responsible Entity has a continuing responsibility to ensure that the mitigating measures identified in Step 7 are implemented. Mitigation measures must be incorporated, as appropriate, in project contracts and all related agreement documents.

**Are there any Conditions for Approval specific to floodplains/wetlands?**  YES  NO

If YES, list Conditions for Approval identified in the HUD 8 Step Process specific to floodplains and/or wetlands:

**Additional Information/Explanations:**

## STATUTORY CHECKLIST

### COASTAL ZONE MANAGEMENT

There are no Coastal Zones in Missouri.

Compliance Documentation: [NOAA Coastal Management](#)



#### States and Territories Working on Ocean and Coastal Management

Click on a state or territory below to see what we're doing to manage your state's oceans and coasts.



- |                               |                                |  |
|-------------------------------|--------------------------------|--|
| <a href="#">Alabama</a>       | <a href="#">Alaska</a>         | <a href="#">American Samoa</a>           |
| <a href="#">California</a>    | <a href="#">Connecticut</a>    | <a href="#">Delaware</a>                 |
| <a href="#">Florida</a>       | <a href="#">Georgia</a>        | <a href="#">Guam</a>                     |
| <a href="#">Hawaii</a>        | <a href="#">Illinois</a>       | <a href="#">Indiana</a>                  |
| <a href="#">Louisiana</a>     | <a href="#">Maine</a>          | <a href="#">Maryland</a>                 |
| <a href="#">Massachusetts</a> | <a href="#">Michigan</a>       | <a href="#">Minnesota</a>                |
| <a href="#">Mississippi</a>   | <a href="#">New Hampshire</a>  | <a href="#">New Jersey</a>               |
| <a href="#">New York</a>      | <a href="#">North Carolina</a> | <a href="#">Northern Mariana Islands</a> |
| <a href="#">Ohio</a>          | <a href="#">Oregon</a>         | <a href="#">Pennsylvania</a>             |
| <a href="#">Puerto Rico</a>   | <a href="#">Rhode Island</a>   | <a href="#">South Carolina</a>           |
| <a href="#">Texas</a>         | <a href="#">Virgin Islands</a> | <a href="#">Virginia</a>                 |
| <a href="#">Washington</a>    | <a href="#">Wisconsin</a>      |  |

[\(top\)](#)

**STATUTORY CHECKLIST**

**AIRPORT HAZARDS**  
**(Clear Zones and Accident Potential Zones)**  
**24 CFR Part 51 Subpart D**

HUD funds may not be used for assistance, subsidy, or insurance for construction, land development, community development, or redevelopment designed to make land available for construction, or rehabilitation that significantly prolongs the life of existing facilities in designated Runway Protection Zones (RPZ) at civil airports or Protection Zones (PZ) at military airfields and Accident Potential Zone (APZ) at military airfields, except where written assurances are made that the project proposed for development will not be frequently used by people, and where written assurances are provided by the airport operator indicating no plans exist to purchase the property as part of a RPZ, PZ, or APZ acquisition program.

If CDBG funds are proposed for development in proximity to these areas, documentation must be provided that the program will comply with the requirements referenced above.

1. Do project activities, regardless of funding source, involve new construction, major rehabilitation, change of land use, increases in residential density, or acquisition of real property?  YES  NO

2. Is the project site located within 2,500 feet of the end of a civil airport runway or within 15,000 ft (2.8 miles) from the end of a military airfield?  YES  NO

3. If the answer to either question above is NO, provide support documentation as proof of compliance.

4. If the answer to both questions is YES, documentation must be attached indicating compliance with 24 CFR Part 51 Sub-part D. Contact the applicable airport operator for dimensions of the affected zones and provide documentation that the project is located outside the affected zones.

**List attached compliance documentation:**

**Acceptable Compliance Documentation:** *Clearly indicate the project area on maps. Maps must be in color.*

[AirNav Listing of Airports by State & Name, or City](#)

[CARES Interactive Maps](#) (Select 'Transportation' map layer)

[Civil & Military Airports by State](#)

[FAA List of National Plan of Integrated Airport Systems Airports \(NAIPS\)](#)

[FAA NAIPS State Maps](#)

**Additional Information/Explanations:**

**STATUTORY CHECKLIST**

**ENDANGERED SPECIES**

**(Endangered Species Act (ESA), Section 7 - 50 CFR Part 402)**

The ESA mandates that Federally-assisted activities not jeopardize the existence of plants and animals listed or proposed for listing on the endangered species list. Activities proposed for areas harboring such species must avoid adversely modifying or destroying their habitat.

[Endangered Species Act of 1973](#)

**If the project involves acquisition, new construction, site clearance, or public infrastructure improvements contact the following agencies. *Attach all related documentation.***

**U.S. Fish & Wildlife Service (US F&W)**

Columbia Ecological Services Field  
Amy L. Salveter, Field Supervisor  
101 Park DeVille Drive, Suite A  
Columbia, MO 65203-0057  
Phone: 573/234-2132

[US Fish & Wildlife Services Columbia, MO Field Office](#)  
[iPac Information Planning and Conservation System Tool](#)

**MO Department of Conservation (MDC)**

Attention Policy Coordination  
PO Box 180  
Jefferson City, MO 65102  
573/522-4115

[MDC Website](#)

**Compliance:**

Agency Requirements: Are conditions/mitigation measures required by agencies?

YES  NO

**If Yes, 1) Explain** agency requirements **2) Explain** if they are feasible in relation to project goals **3) Describe** the mitigation plan to address requirements and if mitigation measures are required for completion *prior* to beginning any physical activity, etc: (Attach additional pages as needed.)

**Agency Recommendations Related to the Site:**

No recommendations provided by agencies.

Check all source documentation applicable and attach:

- US Fish and Wildlife clearance
- MO Department of Conservation clearance
- Consultation correspondence (letters, e-mails, faxes, documented phone calls)
- Permitting Information
- Other sources of documentation: \_\_\_\_\_

**Compliance has been met.**

**STATUTORY CHECKLIST**

**WILD AND SCENIC RIVERS**

**(Wild and Scenic Rivers Act of 1968, 36 CFR Part 297)**

The National Wild and Scenic River System was created to conserve scenic, recreational, and fish and wildlife values of certain rivers. The Wild and Scenic Rivers Act applies to rivers and segments designated by Congress or States.

[National Park Service Wild and Scenic Rivers](#)    [Wild and Scenic Rivers Act 36 CFR Part 297](#)

**Determine if proposed actions will occur within one mile of a Wild and Scenic River.**

**1. Federally Recognized Wild And Scenic Rivers:**     N/A

The Eleven Point River is the only Federally-recognized wild and scenic river in Missouri.

- a. Is the project site within 1 mile of the Eleven Point River?     YES     NO

[Eleven Point River](#) - Attach webpage.

- b. If YES and there is potential for adverse impacts, contact US Fish and Wildlife. *Attach related documentation.*

U.S. Fish and Wildlife Service  
Columbia Ecological Services Field  
Amy Salveter, Field Supervisor  
101 Park DeVille Drive, Suite A  
Columbia, MO 65203-0057  
Phone: 573/234-2132

- Are mitigation measures required by US Fish and Wildlife?     YES     NO

If YES, explain the mitigation measures:

**2. State Recognized Wild And Scenic Rivers:**     N/A

The National Park Service (NPS) Nationwide Rivers Inventory (NRI) lists river segments in the U.S. with one or more "outstandingly remarkable" natural or cultural values that are of more than local or regional significance. Federal agencies must avoid or mitigate actions adversely affecting NRI segments.

- a. Determine whether a designated segment lies within the jurisdictional County of the project site.

[NPS List of MO NRI Segments](#) - Attach webpage information

- b. Map river segments in relation to the project site to determine potential for impacts. The following website may be helpful for mapping some river segments: [River Segment Maps \(Limited\)](#). *Attach documentation.*

- c. Is the project site within 1 mile of a State designated wild and scenic river segment?     YES     NO

If YES with potential for adverse impacts, contact NPS. *Attach documentation.*

National Park Service  
Environmental Compliance  
Midwest Regional Office  
601 Riverside Drive  
Omaha, Nebraska 68102  
Phone: 402/661-1848

- Are mitigation measures required by the National Park Service?     YES     NO

If YES, explain the mitigation measures:

**STATUTORY CHECKLIST**

**FARMLAND PROTECTION**  
**(Farmland Protection Policy Act, 7 CFR 658)**

The purpose of the Farmland Protection Policy Act (FPPA) is to minimize unnecessary and irreversible conversion of farmland to non-agricultural uses.

- FPPA is NOT applicable to (1) land with a density of 30 structures per 40-acre area, (2) lands identified as “urbanized area” (UA) on the Census Bureau Map, (3) as urban area mapped with a “tint overprint” on the USGS topographical maps, or (4) as “urban-built-up” on the USDA Important Farmland Maps.
- FPPA IS applicable to land designated as *Prime* or *Unique* agricultural lands by USDA Natural Resources Conservation Service, including forestland, pastureland & cropland, and farmland of statewide or local importance.

**Compliance: Does the project involve new construction, acquisition or disposition of agricultural land, pasture or forested land that would result in development or conversion for non-agricultural use?**

**NO** Explain current land use and/or zoning classification of proposed project site(s):

Describe current land use of the project site and surrounding/adjacent parcels of the project site. Explain compatibility of proposed project activities with current land use. Attach support documentation for current zoning classification and/or land use such as ordinances, and color photos and maps. Attach additional pages as necessary:

**YES** Complete the: [USDA Farmland Conversion Impact Rating Form](#). Submit the form to the USDA NRCS office *in your region*.

Contact information for NRCS offices: [NRCS Service Center Locator for MO](#)

Describe the outcome of the NRCS rating, any conditions or mitigation measures required, and the feasibility of these requirements in relation to project goals. Attach all related documentation.

Related Website: [CARES Internet Mapping](#) – Print map in color. \* The map site listed above is for *preliminary screening purposes only*.

**STATUTORY CHECKLIST**

**NOISE CONTROL**  
**(24 CFR Part 51, Sub-part B)**

The purpose of the HUD Noise Regulation is to encourage suitable separation between noise sensitive land uses and major noise sources and establishes standards, requirements, and guidelines for noise control and abatement for HUD-assisted projects. If other funding sources are assisting the project also requiring noise control, comply with the strictest noise standards.

Explain potential noise associated with:

(a) Project Construction:

(b) Completed Project:

1. Is the proposed project a noise sensitive land use (residential, school, day care center, community center, library, hospital, nursing home, auditorium, health clinic, shelter, etc)?  YES  NO

2. Is the proposed project located within proximity of the following major noise sources?  YES  NO  
*Check all that apply and map locations in relation to the project area(s). Acceptable documentation includes on site measurements (preferred) or mapping sites allowing distance measurements.*

- Within 1,000 feet of a major roadway (high volume traffic, heavy truck traffic, etc.)
- Within 3,000 feet of a railroad  
Identify crossing locations and whistle stops - [FAA Railroad Crossing Inventory Query](#)  
*Refer to FAA's crossing inventory above and local government officials*
- There is a designated quiet zone in the area of the project.  
*If a quiet zone exists in the area of the project, explain and attach related documentation.*
- Within 15 miles of an airport (*See Airport Hazards section for mapping airports.*)
- Other significant noise sources: \_\_\_\_\_  
*(Industrial/manufacturing facilities; power generating stations; recreational facilities such as racing speedways/tracks, and motorcycle trails, etc.)*

3. Is the project a major noise source within proximity of a noise sensitive use?  YES  NO

If YES to both #2 and #3, or YES to #4, a Noise Assessment is ***required***. Refer to HUD's noise website, the 'HUD Noise Guidebook', and DNL Calculator at the websites below. *Attach all related documentation.*

[HUD Noise Abatement & Control](#)

[HUD Noise Guidebook](#)

[HUD Day/Night Noise Level Electronic Assessment Tool](#)

*\*The use of a noise meter may only be used when there is insufficient or inadequate data. See pages 101 -102 of 'HUD Noise Guidebook' as to when it is appropriate to use measurements from a noise meter.*

4. If a Noise Assessment was required, attach the assessment and explain the outcome below:  N/A

**STATUTORY CHECKLIST**

**EXPLOSIVE AND FLAMMABLE OPERATIONS**  
**(24 CFR Part 51 Sub-part C)**

HUD-assisted projects must be assessed for the presence of facilities presenting an explosive or flammable hazard to project sites in an effort to prevent injury to occupants and damage to buildings from industrial accidents.

1. Does the proposed project involve any of the following *residential* activities: conversion of non-residential land to residential land use, rehabilitation where unit density is increased, new housing construction, or vacant buildings made habitable?  YES  NO

2. Does the proposed project entail institutional, recreational, commercial, or industrial use, including open spaces, where people may congregate?  YES  NO

If NO to #1 or #2, document that no Explosive or Hazardous Operations are relevant to the project by attaching the site visit and other related documentation as indicated below.

3. If YES to #1 or #2, is the project within sight of or within one (1) mile of stationary hazardous facilities that store, handle, or process chemicals or petrochemicals of an explosive or flammable nature, such as liquid propane, gasoline or other above-ground storage tanks, particularly when there are no intervening topography, existing structures or barriers, are unsuitable for new development or substantial rehab projects?  YES  NO

*\* Mobile tanks (including railroad cars), buried tanks, and tanks with less than 100-gallon capacity and having common fuels are excluded.*

4. Does the proposed project involve the installation of hazardous facilities?  YES  NO

If YES to #3 or #4, the RE shall ensure that such hazardous facilities are located at an acceptable separation distance from residences and from any other facility or area where people may congregate or be present. Acceptable Separation Distance (ASD) must be determined by referring to the following:

[‘Siting of HUD-Assisted Projects Near Hazardous Facilities Guidebook’](#)  
[Acceptable Separation Distance Calculator](#).

*Attach all related documentation.*

**Acceptable Sources of Information:**

- Field Visit Checklist & Site Evaluation Form (*Refer to pages IV-64*)
- Maps with distances of the project site(s) to any explosive and hazardous operations
- Fire marshal, fire department, fire prevention agencies
- City, county, or project engineer
- Documented interviews with owners of aboveground fuel storage tanks/explosive and hazardous operations
- Current aboveground tank inspection reports
- Current color U.S.G.S topographic map
- Color survey land use maps

**Additional Information/Explanations:**

**STATUTORY CHECKLIST**

**WATER QUALITY**  
**Water Supply and Ground Water**  
**(Safe Drinking Water Act of 1974, Clean Water Act)**

The Safe Drinking Water Act (SDWA) protects public health by regulating the nation's public drinking water supply. The law requires many actions to protect drinking water and its sources: rivers, lakes, reservoirs, springs, and ground water wells. SDWA applies to every public water system in the U.S, but does not regulate private wells serving fewer than 25 people.

[Safe Drinking Water Act of 1974](#)

[Clean Water Act \(EPA\)](#)

1. a. Is there an existing municipal or public water supply adequate to serve the project?  YES  NO  
b. Is the water supply safe and free of contamination?  YES  NO

Refer to the following and/or to local inspection reports, and correspondence and/or documented telephone calls from Public Water Supply District or comparable source.

[EPA Safe Drinking Water Act Search Page](#)

[CARES Public Drinking Water System Reports](#)

[DNR Water Systems Search](#)

*Attach all related documentation.*

2. Will any waterways be affected by the project?  YES  NO
- d. Map the project site in relation to any nearby rivers, lakes, streams, or other water bodies that may receive effluent discharges from the project site that could impact potable water. *Attach the map and documentation from other qualified sources.*
- e. If the project could adversely impact water quality, explain how this will be addressed to the satisfaction of applicable environmental agencies and requirements.  N/A *Attach related documentation.*

3. Explain construction best management practices, construction staging controls, permitting, and/or local requirements for protecting groundwater during construction activities.

4. Will the project draw water from a Sole Source Aquifer?  YES  NO
- Print and attach the following webpage: [EPA-designated Sole Source Aquifers](#)

<p><b>5. WELLS:</b></p>	
<p>a. Will the project involve drilling a well? <span style="float: right;"><input type="checkbox"/> YES <input type="checkbox"/> NO</span></p> <p>If YES, is the location subject to rapid water withdrawal problems that will change depth of the water table? <i>Attach county health department inspection reports, letters and/or documented telephone calls.</i> <span style="float: right;"><input type="checkbox"/> YES <input type="checkbox"/> NO</span></p>	
<p>b. Will the project use a private well for its water supply? <span style="float: right;"><input type="checkbox"/> YES <input type="checkbox"/> NO</span></p> <p>If YES:</p> <p>Has the source been tested and free of contamination? <i>Submit most current inspections/reports.</i> <span style="float: right;"><input type="checkbox"/> YES <input type="checkbox"/> NO</span></p> <p>Are septic systems present on or around the project site and are they properly installed and maintained? <i>If YES, submit appropriate documentation.</i> <span style="float: right;"><input type="checkbox"/> YES <input type="checkbox"/> NO</span></p>	
<p>c. Do one or more wells exist on the project site? <span style="float: right;"><input type="checkbox"/> YES <input type="checkbox"/> NO</span></p> <p>If YES, will wells remain in use for the project? <span style="float: right;"><input type="checkbox"/> YES <input type="checkbox"/> NO</span></p>	
<p>d. Does the project require abandoning/decommissioning one or more wells? <span style="float: right;"><input type="checkbox"/> YES <input type="checkbox"/> NO</span></p> <p>If YES, contact:</p> <p>MO DNR Wellhead Protection Section PO Box 25 Rolla, MO 65402 573/368-2165</p>	
<p>e. <u>Public Water Supply Notification:</u> If any household will disconnect from a private well to connect to a municipal water system or Public Water Supply District as part of the CDBG-assisted project, wells must be plugged in accordance with <i>10 CSR23-3.110 – Plugging Wells</i>. DNR contact information is listed above, for further information. <a href="#">10 CSR23-3.110-Plugging Wells</a></p> <p>Contact the DNR Public Drinking Water Program, Wellhead Protection Section before construction begins on any public water supply well to determine if it is a non-community or community supply and if an engineer is required to evaluate the supply.</p> <p><i>Attach documented site visits and/or interviews with DNR, property owners, county health department, etc.</i></p>	<input type="checkbox"/> N/A
<p><b>For Further Information:</b></p> <p><a href="#">DNR Water Permits</a></p> <p><a href="#">DNR County Interactive Water Systems Data</a></p> <p><a href="#">DNR Surface Water</a>   <a href="#">DNR Groundwater</a></p> <p><a href="#">DNR Wellhead Protection Section</a></p> <p><a href="#">EPA - Locate Your Watershed</a></p>	
<p><b><u>Additional Information/Explanations:</u></b></p>	

**STATUTORY CHECKLIST**

**AIR QUALITY**

(Clean Air Act 42 U.S.C. 7400 Section 176 & 171, 40 CFR Parts 6, 51, 93)

**Federal, State and Local Compliance**

1. Is the project in an EPA-designated non-attainment or maintenance area for one or more of the six criteria pollutants regulated under the Clean Air Act?  YES  NO

Attach documentation from EPA: [EPA Currently Designated Nonattainment Areas](#)

If YES, a determination of conformity with the State Implementation Plan (SIP) is required for the project and specific pollutant for which the area was designated a non-attainment or maintenance area. Contact EPA Region VII to determine if the project requires a permit under the SIP.

EPA – State SIPs: US EPA Region 7  
Air and Waste Management Divisions  
11201 Renner Boulevard  
Lenexa, KS 66219  
913/551-7089

If applicable, obtain a letter of consistency from EPA proving the project is consistent with the SIP.  
*Provide explanations and attach all correspondence.*

2. Does the project require installation and/or operating permits, or indirect sources permit, in accordance with the Clean Air Act?  YES  NO

[DNR Air Permitting](#)

If YES, explain and attach all permitting documentation:

3. Are there local air pollution rules or policies for controlling fugitive dust, and vehicle and equipment emissions during construction activities?  YES  NO

*Attach County or City ordinances or codes.*

If NO, explain how fugitive dust from equipment and vehicles will be controlled during construction activities?

4. a.) Explain if the completed project could encourage similar developments in the area that could contribute or lead to future violations of air quality standards.
- b.) Explain the sources, types, and amounts of air emissions produced by the *finished* project and the mitigation needed to control or alleviate air emissions.

5. Noxious Odors or Fumes: Explain potential for odors and fumes from surrounding area sources and the completed project; include mitigation measures required to minimize migration of noxious odors or fumes.

## INDOOR AIR QUALITY

### Asbestos:

1. Does the project involve demolition or rehabilitation of residential, commercial, or bridge structures?  YES  NO

If YES:

- a. A current DNR Certified Asbestos Inspector must be hired to perform an asbestos inspection in accordance with DNR requirements. *See links below for more information or contact DNR's Asbestos Unit.*
- b. If friable asbestos containing materials are present requiring abatement, a current DNR registered asbestos abatement contractor must be hired.
- c. If CDBG funds are proposed for asbestos inspection and/or abatement, CDBG procurement methods apply.

*Attach all related documentation.*

2. Does the project include removal of asbestos water or sewer pipes?  YES  NO

If YES, wet methods must be used and debris material properly disposed in a sanitary landfill that accepts asbestos containing material. If the amount of asbestos containing material is over 260 linear feet, a DNR-certified abatement contractor must be used. Nothing is required if pipe is to be left in place.

#### Asbestos Resources:

DNR Asbestos Unit – 573/751-4817

#### [EPA Asbestos in Drinking Water](#)

[State Asbestos Rules 10 CSR 10-6.240, 6.241, 6.250](#)

[DNR Asbestos Information & Forms](#)

[Environmental Regulations for Demolition Project Checklist](#)

[Asbestos Requirements for Demolition & Renovation](#)

[Management of Non-Friable ACMs](#)

[EPA Asbestos Information](#)

[OSHA Asbestos Standards](#)

### Lead Paint:

1. Does the project involve rehabilitation to structures built prior to January 1, 1978?  YES  NO

If YES, is there *potential* for children under 6 years old to reside over 100 days or spend over 10 hours a week in the project structure?  YES  NO

If YES lead paint testing is required for deteriorated paint surfaces and paint surfaces that will be disturbed. A Missouri Licensed Lead Professional licensed through the Missouri Department of Health and Senior Services (DHSS) must be hired. Consult with the lead risk assessor to determine whether there is a need for soil testing. Comply with all DHSS requirements.

2. Does the project involve demolition of structures built prior to January 1, 1978?  YES  NO

If YES, will property re-use involve residential; child-occupied facility such as a day care center, pre-school, or playground; and common areas such as open spaces that may be used by children?  YES  NO

If YES, soil testing is required by an EPA-certified lead risk assessor also listed on the DHSS website.

3. Does the project involve demolition or rehabilitation of an *elevated water tower/tank*?  YES  NO

If YES, is lead based paint located on the interior and/or exterior of the tower/tank?  YES  NO

4. Does the project involve demolition or rehabilitation of a bridge?  YES  NO  
 If YES, does the bridge contain lead based paint?  YES  NO  
 If YES to c. or d. above, does the field visit reveal deteriorated paint such as crackling, peeling and chipping?  YES  NO

5. Explain mitigation measures to be implemented during the project including soil testing, remediation of existing lead in soils, and how soils will be protected from lead paint during demolition and/or construction activities.  
 If CDBG funds are proposed for lead testing, treatment, and/or abatement, CDBG procurement methods apply.

Lead Paint Resources:

DHSS Lead Licensing Program – 573/526-5873; toll free 888/837-0927

[EPA Lead Main Page](#)

[MO Licensed Lead Professionals](#)

[EPA Renovation, Repair, and Painting Program](#)

[RSMO 701.300-701.338](#)

[MO Dept. of Health & Senior Services Lead Licensing Main Page](#)

**Radon:** [A picocurie = unit of measure for levels of radon gas (pCi)]

1. Does the project entail new construction or major rehabilitation to any building for residential purposes or long term occupancy of people?  YES  NO

If YES, follow the directions below that are applicable to your project:

a. Existing Buildings:

N/A

A radon test must be conducted prior to construction improvements.

*Attach test results.*

Do test results reveal radon levels in excess of 4 picocuries?  YES  NO

If YES, mitigation is required and further testing at project completion.

Retesting: If re-testing was necessary, are radon levels in excess of 4 picocuries?  YES  NO

If YES, the project must include implementing a mitigation system.

*Attach test results and any explanations.*

b. New Construction:

N/A

New construction requires implementation of a radon mitigation system. Radon testing is required after construction is complete.

If Radon re-testing was required: Do test results reveal radon levels in excess of 4 picocuries?  YES  NO  
*Attach test results and any explanations.*

Radon Resources:

[HUD Radon Main Page](#)

[EPA Radon Main Page](#)

[EPA - Radon in MO](#)

- Mold:** Does the project entail rehabilitation of any building with evidence of mold on any building component, or an interior moisture-related problem, including roof leaks or moisture in and around the interior foundation or crawl space?  YES  NO  
*Document a site visit and attach color photos.*

If YES, describe how mold will be eliminated and construction measures undertaken to eliminate source(s) of mold-inducing moisture inside the structure. *Attach documentation evidencing mold remediation undertaken.*

[HUD Mold Main Page](#)

[EPA Mold Main Page](#)

**STATUTORY CHECKLIST**

**CONTAMINATION AND TOXIC MATERIALS**  
**(HUD Policy on Site Contamination [Sec. 58.5(i)(2)])**

HUD-assisted project sites must be free of contamination and chemicals where a hazard could affect health and safety of occupants or conflict with intended use of properties. Particular attention should be paid to sites located on or near landfills, industrial sites, gas stations, or other locations with potential for contaminants. If a project involves property acquisition, investigations must be complete and resolved *prior* to the formal transfer of property.

**Identify Site Contamination:** *Acceptable documentation: documented site visit, current historical property data, site inspections, ASTM E1527-05 Standard Phase I Environmental Site Assessment and, if applicable, Phase II and Phase III Assessments, other recent environmental studies, documentation from DNR and EPA staff*

1. Explain previous uses of the site and attach acceptable documentation: historical research of property, information from prior land owners, deed, title, easements, liens, aerial photographs, etc.

2. Is fill/borrow material required for the project?  Unknown  YES  NO

If YES, identify the origin of the fill on a map and complete and document a site visit.  
*Attach documentation.*

Based on the site visit, is there potential for contamination at the fill/borrow site?  YES  NO

- If YES:  The borrow site is rejected. Evaluate the potential for contamination of new borrow sites.  
 A current ASTM Phase I Environmental Site Assessment is attached.  
 An ASTM Phase I Environmental Site Assessment will be prepared.

3. Does the project require removal of florescent light fixtures?  YES  NO

If YES:  
Are any ballasts in fixtures identified as PCB-containing ballasts?  YES  NO

If YES, are there are signs of leaking?  YES  NO

If YES, the project must comply with: [DNR Universal Waste Rule](#)  
[DNR Fluorescent Lamp Ballasts](#)

*\*If a ballast is not labeled "No PCBs" assume it contains PCBs.*

4. Does the project anticipate removal of a HVAC unit?  YES  NO

- If YES:  
a. Will mercury-filled tipping mechanisms (thermostats) be removed?  YES  NO  
b. Will a Freon-based AC unit be replaced?  YES  NO

If YES to one or both, the project must comply with [DNR Universal Waste Rule](#)

**PROFESSIONAL ASTM ENVIRONMENTAL SITE ASSESSMENTS (ESA)**

1. Has a current ASTM 1527-05 Phase I ESA been completed?  YES  NO  
(Generally, a Phase I ESA is considered current for 180 days)
- If NO, move on to question #3 below.
  - If YES, Date of Phase I ESA Reconnaissance Visit: \_\_\_\_\_  
(Attach the Phase I assessment)
  - Based on the Phase I, does contamination exist or is suspected to exist at the site?  YES  NO
    - If NO, nothing further is required.  
  
Explain how contamination identified in the Phase I ESA will be addressed in the project. Explain any cleanup procedures/mitigation and whether the cost and timeline for cleanup are feasible for the project
    - If YES, will contamination affect the health and safety of occupants or conflict with intended use of the site?  YES  NO
    - If YES, is a Phase II Assessment recommended?  YES  NO  
*If YES, submit the Phase II Assessment once complete.*
2. Was a Phase II Assessment already completed?  N/A
- If YES, date of Phase II Assessment: \_\_\_\_\_
  - Based on the Phase II Assessment, does contamination exist at the site?  YES  NO
    - If NO, nothing further is required.
    - If YES, explain how contamination will be addressed in the project. Explain any cleanup procedures/mitigation and whether the cost and timeline for cleanup are feasible for the project.
3. If a current Phase I ESA **has NOT been completed**, determine if it is appropriate.  N/A
- Depending on the nature of the project, a Phase I ESA could be required if the potential for contamination exists. Following are questions to determine if a Phase I ESA is needed:
- a. Based on the current site visit conducted, other than water stains, is there evidence of stained soil or pavement on or around the project site?  YES  NO
  - b. Is the project site an EPA Superfund (CERCLA) site or within 1-mile of Superfund Site?  YES  NO  
Print and attach documentation from [EPA NPL/Superfund Sites](#)
  - c. Have hazardous substances, pollutants, or contaminants been stored or dumped on the project site?  YES  NO
  - d. Is the project site near an industry or in an industrial area disposing of chemicals and/or hazardous waste?  YES  NO  
  
*Obtain documentation from one or more of the following websites and attach.*  
[EPA NEPAassist](#)   [EPA EJView](#)   [EPA EnviroMapper](#)
  - e. Is the project site located within 3,000 feet of a toxic or solid waste landfill?  YES  NO  
*Print and attach documentation from one or both of the sites below:*  
[DNR Landfill & Transfer Station Map](#)  
[Missouri Hazardous Substance Site Locator](#)

f. Do aboveground or underground tanks exist on or adjacent to the project site?

YES  NO

[DNR Petroleum Storage Tank Database](#): Print database information

If tanks are present, have any tanks been identified by DNR as leaking?

YES  NO

Contact DNR Tanks Section for more information: 573/751-6822

g. Based on results of the above, is a Phase I ESA needed?

YES  NO

- If NO, nothing further is required.

- If YES, choose one of the following:

- A Phase I ESA will be conducted and submitted to CDBG.

- The site is rejected. Based on the rejection of the site, explain how the project will proceed:

**More information is found at the following:**

[MO DNR Hazardous Waste Program](#)

[DNR Brownfields/Voluntary Cleanup Program](#)

[Association for Standards & Testing Methods \(ASTM\)](#)

**Additional Information/Explanations:**

**STATUTORY CHECKLIST**

**ENVIRONMENTAL JUSTICE**

**(E.O. 12898)**

The purpose of Executive Order 12898 is to direct Federal agencies to identify and address as appropriate “disproportionately high and adverse human health or environmental effects of its programs, policies, and activities on minority populations and low-income populations”. Generally, this applies to low-income and minority neighborhoods where HUD-assisted projects are proposed for acquisition of existing housing, acquisition of land for development, change in land use, demolition, major rehabilitation, and new construction. At a minimum, Environmental Justice should address the consideration of actual and potential environmental impacts to people of low-income and minority status resulting from the proposed project, and mitigation measures to minimize adverse impacts as much as practicable within the principles of the Executive Order. It is imperative that consistency is maintained throughout the project. Attach additional pages as needed.

1. Explain the planning/ zoning classification and/or land use designation of the project site and immediate area. If zoning does not exist, explain the land use on and around the project area. (Acceptable documentation includes official planning & zoning information, color maps, color photographs, description of project and surrounding areas).

2. Explain opportunities for public involvement in decision making. (Acceptable support documentation includes: minutes from council/commission meetings and other public meetings/hearings; meeting sign-in sheets, copies of public notices and affidavits of publication; newspaper articles, website information, etc.)

3. Is the proposed project located in or around a low-income or minority neighborhood?  YES  NO  
If Yes, explain how individuals have been made aware of the project and the opportunity for public comment and involvement. Attach all related documentation.

[EPA EJView Map](#) and/or [EPA NEPAssist](#)

On the menu to the right:

(a) Click “Demographics (ACS) 2010”; click “Below Poverty”; choose Block Group, Tract, or County. Print & attach color map.

(b) Click “Demographics (SF1) 2010”; click “Minority”; choose Block Group, Tract, or County. Print & attach color map.

4. Explain all environmental impacts of the proposed project to low-income and minority persons.

Positive Impacts Anticipated:

Negative Impacts Anticipated:

5. Explain if project activities could contribute to existing adverse conditions to minority and/or low income persons.

**More information is found at the following:**

[EPA - Environmental Justice](#)

[EJScreen](#) – demonstration at [EJ Screen Tutorial](#)

[HUD Environmental Justice](#)

[Executive Order 12898](#)