

SUMMARY OF LEVELS OF ENVIRONMENTAL REVIEW & DOCUMENTATION REQUIRED IN ERR

rev. Spring 2020

LEVEL OF ENVIRONMENTAL REVIEW				
58.34(a) Exempt	58.35(b) <u>C</u> ategorically <u>E</u> xcluded NOT <u>S</u> ubject to 58.5 (CENST)	58.35(a) <u>C</u> ategorically <u>E</u> xcluded, S ubject to 58.5 statutory authorities (CEST)		58.36 NEPA Environmental Assessment (EA)
TYPE OF ACTIVITIES				
Environmental and other studies (1) Resource identification (1) Development of plans and strategies (1) Information and financial services (2) Administrative and Management Activities (3) Public services, e.g., employment, crime prevention, child care, health, drug abuse, education, counseling, energy conservation, welfare, recreational needs (4) Inspections and testing for hazards or defects (5) Purchase of insurance (6) and tools (7) Engineering or design costs (8) Technical assistance and training (9) Temporary or permanent improvements that do not alter environmental conditions and are limited to protection, repair or restoration activities to control or arrest the effects from disasters or imminent threats to public safety, including those resulting from physical deterioration (10) Payments of principal and interest on loans or obligations guaranteed by HUD (11)	Tenant-based rental assistance (1) Supportive services such as health care, housing services, permanent housing placement, day care, nutritional services, short-term payments for rent, mortgage, or utilities, assistance in gaining access to government benefits (2) Operating costs including maintenance, furnishings, security, equipment, operation, supplies, utilities, staff training and recruitment (3) Economic development activities including equipment purchase, inventory financing, interest subsidy, operating costs, and other expenses not associated with construction or expansion (4) Activities to assist homeownership of existing dwelling units or units under construction, including closing costs and down payment assistance to homebuyers, interest buy downs or other actions resulting in transfer of title (5) Affordable housing pre-development costs: legal consulting, developer and other site-option costs, project financing, administrative costs for loan commitments, zoning approvals, and other activities which don't have a physical impact (6) Approval of supplemental assistance (including insurance or guarantee) to a project previously approved under Part 58, if: approval is by same the RE, and re-evaluation is not required, per 58.47 (7)	Acquisition, repair, improvement, reconstruction, or rehabilitation of public facilities and improvements (other than buildings) when the facilities and improvements are already in place and will be retained in the same use without change in size or capacity of more than 20% (1) <ul style="list-style-type: none"> • Replacement of water or sewer lines • Reconstruction of curbs & sidewalks • repaving of streets Special projects directed toward the removal of material and architectural barriers that restrict the mobility of and accessibility to the elderly and handicapped (2) Single Family Housing Rehab (3)(i) <ul style="list-style-type: none"> • Unit density is not increased beyond 4 units, • Project doesn't involve change in land use Multifamily Housing Rehab (3)(ii) <ul style="list-style-type: none"> • Unit density change is not more than 20% • Project doesn't involve change in land use • Cost of rehabilitation is less than 75% of the estimated cost of replacement after rehab Rehab of Non-Residential Structures (3)(iii) <ul style="list-style-type: none"> • Facilities and improvements were in place and will not be changed in size or capacity by more than 20% • Activity does not involve change in land use Individual action (e.g., disposition, new construction, demolition, acquisition) on a 1 to 4 family dwelling; or individual action on five or more units scattered on sites more than 2000 feet apart and no more than 4 units per site (4) Acquisition (including leasing) or disposition of, or equity loans on an existing structure or acquisition (including leasing) of vacant land provided that the structure or land acquired or disposed of will be retained for the same use (5) Combinations of the above activities (6)	Activities not exempt or categorically excluded. Generally, new construction (or other individual action: disposition, acquisition, demolition, reconstruction) of 5 or more homes*, conversion from one type of land use to another, or any project involving the construction of new infrastructure *The construction of 4 or fewer homes may still require an EA if it is new development and no existing infrastructure is in place.	
DOCUMENTATION REQUIRED IN ERR				
Environmental Review for Activity/Project that is Exempt** ♦ No HUD approval necessary	Environmental Review for Activity/Project that is Categorically Exclusion Not Subject to Sec. 58.5* ♦ No HUD approval necessary	Environmental Review for Activity/Project that is Categorically Excluded Subject to Sec. 58.5. If "No" checked for all items on 58.5 ('statutory') checklist: ♦ Under 'Determination,' indicate that the project 'converts to exempt' (58.34(a)(12)) ♦ No HUD approval necessary	Environmental Review for Activity/Project that is Categorically Excluded Subject to Sec. 58.5 If " Yes " checked for one or more items on 58.5 ('statutory') checklist: ♦ Under 'Determination,' the project cannot convert to exempt ♦ Issue a public notice – NOI/RROF ♦ Request for Release of Funds (RROF, form 7015.15) ♦ Authority to Use Grant Funds (AUGF, form 7015.16)	Environmental Assessment Combined FONSI notice and NOI/RROF Form 7015.15 Form 7015.16

*HUD recommended format

Adapted from chart prepared by Anchorage Office of Native American Programs, HUD