

Environmental Review Record

Program Year 2015-2016

Request for Release of Funds



Dearborn Heights
Wayne County, MI

Mr. Ron Amen, Director
Community and Economic Development
26155 Richardson
Dearborn Heights, MI
(313)791-3500

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**Determination of Level of Review
For
CODE ENFORCEMENT**

[HUD recommended format per 24 CFR 58.40]

Project Name:	Code Enforcement
Responsible Entity (RE):	City of Dearborn Heights, Wayne County, MI
Certifying Officer Name & Title:	Mr. Ron Amen, Director of Community Development
Project Description:	Funding to provide code enforcement inspections within areas of low and moderate income.
Project Location:	City-wide(low and moderate income block group areas)
Estimated Total Project Cost (all sources):	\$125,000.00
Amount of HUD Assistance:	\$125,000.00
HUD Grant Program:	CDBG
Grant Recipient: 24 CFR 58.2(a)(5)	City of Dearborn Heights, Wayne County, MI
Grant Sub-recipient:	City of Dearborn Heights Building Department
Recipient Address & Phone:	City of Dearborn Heights, Community Development Department, 26155 Richardson, Dearborn Heights, MI 48127 (313)791-3500
RE Project Contact Name & Phone:	Mr. Ron Amen, (313)791-3500

24 CFR §58.6 – OTHER REQUIREMENTS

Use this worksheet for projects that are EXEMPT, CATEGORICALLY EXCLUDED SUBJECT TO (CEST), and CATEGORICALLY EXCLUDED NOT SUBJECT TO (CENST) Related Federal Statutes and Authorities.

This 58.6 Form is a component of the Environmental Review Record (ERR) [§58.38]. Supplement the ERR, as appropriate, with photographs, site plans, maps, narrative and other information that describe the project.

1. AIRPORT RUNWAY CLEAR ZONES AND CLEAR ZONES NOTIFICATION [24 CFR Part 51.303(a)(3)]

Does the project involve the sale or acquisition of property located within a Civil Airport Runway Clear Zone or a Military Airfield Clear Zone?

No. Cite or attach Source Documentation: As a public service, the nature of the project does not affect airport property. [Project complies with 24 CFR 51.303(a)(3).]

Yes. Notice must be provided to the buyer. The notice must advise the buyer that the property is in a Runway Clear Zone or Clear Zone, what the implications of such a location are, and that there is a possibility that the property may, at a later date, be acquired by the airport operator. The buyer must sign a statement acknowledging receipt of this information, and a copy of the signed notice must be maintained in the ERR.

2. COASTAL BARRIERS RESOURCES ACT [Coastal Barrier Improvement Act of 1990 (16 USC 3501)]

Is the project located in a coastal barrier resource area?

No. Cite or attach Source Documentation: As a public service, the nature of the project does not affect coastal areas. [Proceed with project.]

Yes. Federal assistance may not be used in such an area.

3. FLOOD DISASTER PROTECTION ACT [Flood Disaster Protection Act of 1973, as amended (42 USC 4001-4128)]

Does the project involve acquisition, construction, or rehabilitation of structures located in a FEMA-identified Special Flood Hazard Area (SFHA)?

No. Cite or attach Source Documentation: As a public service, the nature of the project does not involve SFHA property. [Proceed with project.]

Yes. Cite or attach Source Documentation: _____

Is the community participating in the National Insurance Program (or has less than one year passed since FEMA notification of Special Flood Hazards)?

Yes. Flood Insurance under the National Flood Insurance Program must be obtained. If HUD assistance is provided as a grant, insurance must be maintained for the economic life of the project and in the amount of the total project cost (or up to the maximum allowable coverage, whichever is less). If HUD assistance is provided as a loan, insurance must be maintained for the term of the loan and in the amount of the loan (or up to the maximum allowable coverage, whichever is less). A copy of the flood insurance policy declaration must be kept on file in the ERR. Community Panel Number: NA

No. Federal assistance may not be used in the Special Flood Hazard Area.

FINDING: [24 CFR 58.40(g)]

The subject project has been reviewed pursuant to HUD regulations 24 CFR Part 58, "Environmental Review Procedures for Entities Assuming HUD Environmental Responsibilities," and the following determination with respect to the project is made:

- Exempt** from NEPA review requirements per 24 CFR 58.34(a)(4)
- Categorically Excluded NOT Subject** to §58.5 authorities per 24 CFR 58.35(b)(____)
- Categorically Excluded SUBJECT** to §58.5 authorities per 24 CFR 58.35(a)(____)
(A Statutory Checklist for the §58.5 authorities is attached.)
- An **Environmental Assessment** (EA) is required to be performed. (An Environmental Assessment performed in accordance with subpart E of 24 CFR Part 58 is attached.)
- An **Environmental Impact Statement** (EIS) is required to be performed.

Jason T. Smith, AICP Preparer Name	 Signature
Professional Planner Title	4-22-15 Date

Ron Amen RE Certifying Officer	 Signature
Director of Community Development Title	 Date

**Determination of Level of Review
For
CRIME PREVENTION**

[HUD recommended format per 24 CFR 58.40]

Project Name:	Crime Prevention
Responsible Entity (RE):	City of Dearborn Heights, Wayne County, MI
Certifying Officer Name & Title:	Mr. Ron Amen, Director of Community Development
Project Description:	Funding for Crime Prevention services to limited clientele residents and residents within low and moderate-income eligible areas.
Project Location:	City-wide(low and moderate income block group areas)
Estimated Total Project Cost (all sources):	\$110,000.00
Amount of HUD Assistance:	\$50,000.00
HUD Grant Program:	CDBG
Grant Recipient: 24 CFR 58.2(a)(5)	City of Dearborn Heights, Wayne County, MI
Grant Sub-recipient:	City of Dearborn Heights Police Department
Recipient Address & Phone:	City of Dearborn Heights, Community Development Department, 26155 Richardson, Dearborn Heights, MI 48127 (313)791-3500
RE Project Contact Name & Phone:	Mr. Ron Amen, (313)791-3500

24 CFR §58.6 – OTHER REQUIREMENTS

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1. AIRPORT RUNWAY CLEAR ZONES AND CLEAR ZONES NOTIFICATION [24 CFR Part 51.303(a)(3)]

Does the project involve the sale or acquisition of property located within a Civil Airport Runway Clear Zone or a Military Airfield Clear Zone?

No. Cite or attach Source Documentation: As a public service, the nature of the project does not affect airport property. [Project complies with 24 CFR 51.303(a)(3).]

Yes. Notice must be provided to the buyer. The notice must advise the buyer that the property is in a Runway Clear Zone or Clear Zone, what the implications of such a location are, and that there is a possibility that the property may, at a later date, be acquired by the airport operator. The buyer must sign a statement acknowledging receipt of this information, and a copy of the signed notice must be maintained in the ERR.

2. COASTAL BARRIERS RESOURCES ACT [Coastal Barrier Improvement Act of 1990 (16 USC 3501)]

Is the project located in a coastal barrier resource area?

No. Cite or attach Source Documentation: As a public service, the nature of the project does not affect coastal areas. [Proceed with project.]

Yes. Federal assistance may not be used in such an area.

3. FLOOD DISASTER PROTECTION ACT [Flood Disaster Protection Act of 1973, as amended (42 USC 4001-4128)]

Does the project involve acquisition, construction, or rehabilitation of structures located in a FEMA-identified Special Flood Hazard Area (SFHA)?

No. Cite or attach Source Documentation: As a public service, the nature of the project does not involve SFHA property. [Proceed with project.]

Yes. Cite or attach Source Documentation: _____

Is the community participating in the National Insurance Program (or has less than one year passed since FEMA notification of Special Flood Hazards)?

Yes. Flood Insurance under the National Flood Insurance Program must be obtained. If HUD assistance is provided as a grant, insurance must be maintained for the economic life of the project and in the amount of the total project cost (or up to the maximum allowable coverage, whichever is less). If HUD assistance is provided as a loan, insurance must be maintained for the term of the loan and in the amount of the loan (or up to the maximum allowable coverage, whichever is less). A copy of the flood insurance policy declaration must be kept on file in the ERR. Community Panel Number: NA

No. Federal assistance may not be used in the Special Flood Hazard Area.

FINDING: [24 CFR 58.40(g)]

The subject project has been reviewed pursuant to HUD regulations 24 CFR Part 58, "Environmental Review Procedures for Entities Assuming HUD Environmental Responsibilities," and the following determination with respect to the project is made:

- Exempt** from NEPA review requirements per 24 CFR 58.34(a)(4)

- Categorically Excluded NOT Subject** to §58.5 authorities per 24 CFR 58.35(b)(____)

- Categorically Excluded SUBJECT** to §58.5 authorities per 24 CFR 58.35(a)(____)
(A Statutory Checklist for the §58.5 authorities is attached.)

- An **Environmental Assessment** (EA) is required to be performed. (An Environmental Assessment performed in accordance with subpart E of 24 CFR Part 58 is attached.)

- An **Environmental Impact Statement** (EIS) is required to be performed.

Jason T. Smith, AICP Preparer Name	 Signature
Professional Planner Title	4-22-15 Date

Ron Amen RE Certifying Officer	 Signature
Director of Community Development Title	 Date

**Determination of Level of Review
For
SENIOR CITIZEN SERVICES**

[HUD recommended format per 24 CFR 58.40]

Project Name:	Senior Citizen Services
Responsible Entity (RE):	City of Dearborn Heights, Wayne County, MI
Certifying Officer Name & Title:	Mr. Ron Amen, Director of Community Development
Project Description:	Provide support funding for operations at Berwyn and Eton Senior Centers.
Project Location:	26155 Richardson, Dearborn Heights, MI 48127 4900 Pardee Avenue, Dearborn Heights, MI 48125
Estimated Total Project Cost (all sources):	\$180,000
Amount of HUD Assistance:	\$91,290
HUD Grant Program:	CDBG
Grant Recipient: 24 CFR 58.2(a)(5)	City of Dearborn Heights, Wayne County, MI
Grant Sub-recipient:	City of Dearborn Heights Senior Services
Recipient Address & Phone:	City of Dearborn Heights, Community Development Department, 26155 Richardson, Dearborn Heights, MI 48127 (313)791-3500
RE Project Contact Name & Phone:	Mr. Ron Amen, (313)791-3500

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1. AIRPORT RUNWAY CLEAR ZONES AND CLEAR ZONES NOTIFICATION [24 CFR Part 51.303(a)(3)]

Does the project involve the sale or acquisition of property located within a Civil Airport Runway Clear Zone or a Military Airfield Clear Zone?

No. Cite or attach Source Documentation: As a public service, the nature of the project does not affect airport property. [Project complies with 24 CFR 51.303(a)(3).]

Yes. Notice must be provided to the buyer. The notice must advise the buyer that the property is in a Runway Clear Zone or Clear Zone, what the implications of such a location are, and that there is a possibility that the property may, at a later date, be acquired by the airport operator. The buyer must sign a statement acknowledging receipt of this information, and a copy of the signed notice must be maintained in the ERR.

2. COASTAL BARRIERS RESOURCES ACT [Coastal Barrier Improvement Act of 1990 (16 USC 3501)]

Is the project located in a coastal barrier resource area?

No. Cite or attach Source Documentation: As a public service, the nature of the project does not affect coastal areas. [Proceed with project.]

Yes. Federal assistance may not be used in such an area.

3. FLOOD DISASTER PROTECTION ACT [Flood Disaster Protection Act of 1973, as amended (42 USC 4001-4128)]

Does the project involve acquisition, construction, or rehabilitation of structures located in a FEMA-identified Special Flood Hazard Area (SFHA)?

No. Cite or attach Source Documentation: As a public service, the nature of the project does not involve SFHA property. [Proceed with project.]

Yes. Cite or attach Source Documentation: _____

Is the community participating in the National Insurance Program (or has less than one year passed since FEMA notification of Special Flood Hazards)?

Yes. Flood Insurance under the National Flood Insurance Program must be obtained. If HUD assistance is provided as a grant, insurance must be maintained for the economic life of the project and in the amount of the total project cost (or up to the maximum allowable coverage, whichever is less). If HUD assistance is provided as a loan, insurance must be maintained for the term of the loan and in the amount of the loan (or up to the maximum allowable coverage, whichever is less). A copy of the flood insurance policy declaration must be kept on file in the ERR. Community Panel Numbers: 26163C0244E & 26163C0231E.

No. Federal assistance may not be used in the Special Flood Hazard Area.

FINDING: [24 CFR 58.40(g)]

The subject project has been reviewed pursuant to HUD regulations 24 CFR Part 58, "Environmental Review Procedures for Entities Assuming HUD Environmental Responsibilities," and the following determination with respect to the project is made:

- Exempt** from NEPA review requirements per 24 CFR 58.34(a)(4)
- Categorically Excluded NOT Subject** to §58.5 authorities per 24 CFR 58.35(b)(____)
- Categorically Excluded SUBJECT** to §58.5 authorities per 24 CFR 58.35(a)(____)
(A Statutory Checklist for the §58.5 authorities is attached.)
- An **Environmental Assessment** (EA) is required to be performed. (An Environmental Assessment performed in accordance with subpart E of 24 CFR Part 58 is attached.)
- An **Environmental Impact Statement** (EIS) is required to be performed.

Jason T. Smith, AICP	
Preparer Name	Signature
Professional Planner	4-22-15
Title	Date

Ron Amen	_____
RE Certifying Officer	Signature
Director of Community Development	_____
Title	Date

**Determination of Level of Review
For
HOUSING REHABILITATION**

[HUD recommended format per 24 CFR 58.40]

Project Name:	Housing Rehabilitation
Responsible Entity (RE):	City of Dearborn Heights, Wayne County, MI
Certifying Officer Name & Title:	Mr. Ron Amen, Director of Community Development
Project Description:	Improvements will be made to homes owned by low and moderate income households.
Project Location:	City-wide (Specific project locations to be determined)
Estimated Total Project Cost (all sources):	\$318,893.13
Amount of HUD Assistance:	\$319,893.13
HUD Grant Program:	CDBG
Grant Recipient: 24 CFR 58.2(a)(5)	City of Dearborn Heights, Wayne County, MI
Recipient Address & Phone:	City of Dearborn Heights, Community Development Department, 26155 Richardson, Dearborn Heights, MI 48127 (313) 791-3500
RE Project Contact Name & Phone:	Mr. Ron Amen, (313)791-3500

24 CFR §58.6 – OTHER REQUIREMENTS

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This 58.6 Form is a component of the Environmental Review Record (ERR) [§58.38]. Supplement the ERR, as appropriate, with photographs, site plans, maps, narrative and other information that describe the project.

1. AIRPORT RUNWAY CLEAR ZONES AND CLEAR ZONES NOTIFICATION [24 CFR Part 51.303(a)(3)]

Does the project involve the sale or acquisition of property located within a Civil Airport Runway Clear Zone or a Military Airfield Clear Zone?

No. Cite or attach Source Documentation: There are no airports within the city limits and therefore clear zones will not be affected. [Project complies with 24 CFR 51.303(a)(3).]

Yes. Notice must be provided to the buyer. The notice must advise the buyer that the property is in a Runway Clear Zone or Clear Zone, what the implications of such a location are, and that there is a possibility that the property may, at a later date, be acquired by the airport operator. The buyer must sign a statement acknowledging receipt of this information, and a copy of the signed notice must be maintained in the ERR.

2. COASTAL BARRIERS RESOURCES ACT [Coastal Barrier Improvement Act of 1990 (16 USC 3501)]

Is the project located in a coastal barrier resource area?

No. Cite or attach Source Documentation: There are no coastal areas within the city limits and therefore coastal barrier resource areas will not be affected. [Proceed with project.]

Yes. Federal assistance may not be used in such an area.

3. FLOOD DISASTER PROTECTION ACT [Flood Disaster Protection Act of 1973, as amended (42 USC 4001-4128)]

Does the project involve acquisition, construction, or rehabilitation of structures located in a FEMA-identified Special Flood Hazard Area (SFHA)?

No. Cite or attach Source Documentation: Specific locations have yet to be determined. [Proceed with project.]

Yes. Cite or attach Source Documentation: _____

Is the community participating in the National Insurance Program (or has less than one year passed since FEMA notification of Special Flood Hazards)?

Yes. Flood Insurance under the National Flood Insurance Program must be obtained. If HUD assistance is provided as a grant, insurance must be maintained for the economic life of the project and in the amount of the total project cost (or up to the maximum allowable coverage, whichever is less). If HUD assistance is provided as a loan, insurance must be maintained for the term of the loan and in the amount of the loan (or up to the maximum allowable coverage, whichever is less). A copy of the flood insurance policy declaration must be kept on file in the ERR. Community Panel Number: TBD

No. Federal assistance may not be used in the Special Flood Hazard Area.

FINDING: [24 CFR 58.40(g)]

The subject project has been reviewed pursuant to HUD regulations 24 CFR Part 58, "Environmental Review Procedures for Entities Assuming HUD Environmental Responsibilities," and the following determination with respect to the project is made:

- Exempt** from NEPA review requirements per 24 CFR 58.34(a)(____)
- Categorically Excluded NOT Subject** to §58.5 authorities per 24 CFR 58.35(b)(____)
- Categorically Excluded SUBJECT** to §58.5 authorities per 24 CFR 58.35(a)(3)(i)
(A Statutory Checklist for the §58.5 authorities is attached.)
- An **Environmental Assessment** (EA) is required to be performed. (An Environmental Assessment performed in accordance with subpart E of 24 CFR Part 58 is attached.)
- An **Environmental Impact Statement** (EIS) is required to be performed.

Project Description:

The Community Development Department funds a zero percent deferred loan with no payments to low and moderate income individuals in order to perform eligible rehab repair activities in compliance with the ERR conversion regulations from CEST to EXEMPT. All the improvements will be minor, limited to those resulting from physical deterioration (exempt from all environmental review, per 24 CFR 58.34(a)(10) and will not require consultation from SHPO as defined in the February 2005 Guidelines for consulting with the State Historic Preservation Office (SHPO) under Section 106 of the National Historic Preservation Act of 1966, as amended. The homeowners must agree to sign a Mortgage and Promissory note, which is filed against their property to secure the loan. There is no interest charged and no payments are made during the life of the deferred loan, unless the homeowner moves or there is a change in the ownership of the property.

Eligible activities are limited to the following:

1) Minor improvements as defined in 24 CFR Subtitle A (4–1–09 Edition) § 55.2 Terminology. (8)(i)

Substantial improvement means either:

(A) Any repair, reconstruction, modernization or improvement of a structure, the cost of which equals or exceeds 50 percent of the market value of the structure either:

(1) Before the improvement or repair is started; or

(2) If the structure has been damaged, and is being restored, before the damage occurred; or

(B) Any repair, reconstruction, modernization or improvement of a structure that results in an increase of more than twenty percent in the number of dwelling units in a residential project or in the average peak number of customers and employees likely to be onsite at any one time for a commercial or industrial project.

2) Activities for temporary or permanent improvements that do not alter environmental conditions and are limited to protection, repair, or restoration activities necessary only to control or arrest the effects from disasters or imminent threats to public safety including those resulting from physical deterioration are exempt from all environmental review. 24 CFR 58.34(a)(10)

Substantial improvements will not be undertaken for the Home Repair Program. Substantial improvements are defined as the following:

(A) Any project for improvement of a structure to comply with existing state or local health, sanitary or safety code specifications that is solely necessary to assure safe living conditions, or

(B) Any alteration of a structure listed on the National Register of Historical Places or on a State Inventory of Historic Places.

As asserted by HUD, structural repairs, reconstruction, or improvements not meeting this definition are considered “minor improvements”.

In regard to State Historic Preservation Office (SHPO) Section 106 Review of historic structures, the City will follow procedural requirements associated with Section 106 Reviews.

PART I: STATUTORY CHECKLIST

[24 CFR 58.5]

Statute, Authority, Executive Order, Regulation, or Policy cited at 24 CFR §58.5	STATUS A B		Compliance Documentation
1. Air Quality [Clean Air Act sections 176(c) & (d), and 40 CFR 6, 51, 93]	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<p>According to the Michigan Department of Natural Resources and Environment (MDRE) air quality monitoring data, which was accessed via the MDNRE website on June of 2013, the City of Dearborn Heights is in attainment (did not exceed Primary NAAQS levels) for carbon monoxide, lead, nitrogen dioxide, particulate matter (PM₁₀), sulfur dioxide, and ozone (84ppb). The proposed project will not affect air quality during or after construction. No additional direct or indirect air pollutant emissions will result from the construction or operation of the proposed project. Projects will be located within a relatively flat area- there are no local topographical or meteorological conditions that hinder the dispersal of air emissions. The project will not impact City air quality.</p>
2. Airport Hazards (Clear Zones and Accident Potential Zones) [24 CFR 51D]	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<p>The nearest airport is the Detroit Metropolitan Airport, located in Romulus, Michigan. The Detroit Metropolitan Airport is The Detroit Metropolitan Airport is located approximately 15,000 feet from where any proposed site could potentially be located. Therefore, housing repair sites will not be located within any airport clear zones and are not considered an airport hazard.</p>
3. Coastal Zone Management [Coastal Zone Management Act sections 307(c) & (d)]	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<p>The City of Dearborn Heights is located approximately 15 miles from the Detroit River, a connecting waterway of the Great Lakes. This is the closest coastal zone to the proposed project. No shorelines, beaches, dunes or estuaries will be located in the vicinity of the projected site.</p> <p>Michigan's coastal zone, generally, extends a minimum of 1,000 feet from the ordinary high water mark according to the National Oceanic & Atmospheric Administration. The boundary extends further inland in some locations to encompass coastal lakes, river mouths, and bays; floodplains; wetlands; dune areas; urban areas; and public park, recreation, and natural areas. (See attached MDEQ Coastal Zone Boundary Map)</p>

<p>4. Contamination and Toxic Substances [24 CFR 58.5(i)(2)]</p>	<input checked="" type="checkbox"/>	<input type="checkbox"/> <p>No known toxic, hazardous, or radioactive substances are anticipated to be utilized or produced in conjunction with the proposed project. If any toxic, hazardous, or radioactive substances are encountered during construction activities, they will be disposed of in accordance with applicable local and State regulations. A type III landfill (Livonia Landfill) is the closest landfill to the project site and is located in Livonia, Michigan (3.00 miles away from where any proposed site could potentially be located) and is not within 3,000 feet of the project site. (See attached Landfill Location Map)</p> <p>The project site is not contaminated with hazardous substances and/or radioactive materials that could affect the health and safety of the occupants or conflict with the intended utilization of the property.</p> <p>Federal funds will NOT be used on activities supporting new development for habitation when the area may be affected by toxic chemicals or radioactive materials.</p>
<p>5. Endangered Species [50 CFR 402]</p>	<input checked="" type="checkbox"/>	<input type="checkbox"/> <p>In order for a property to be eligible for the Home Repair Program the land must have been previously developed. Raw land, farmland, open space, and wilderness are not eligible and therefore endangered species are not likely to be impacted.</p> <p>According to the U.S. Fish & Wildlife Service’s threatened, endangered, proposed, and candidate species list, the following federally listed species are found within Wayne County:</p> <ul style="list-style-type: none"> • Indiana bat (<i>Myotis sodalist</i>)- Endangered • Eastern massasauga (<i>Sistrurus catenatus</i>)- Candidate • Northern riffleshell (<i>Epioblasma torulosa rangiana</i>)- Endangered • Rayed bean (<i>Villosa fabalis</i>)- Candidate • Eastern prairie fringed orchid (<i>Plantathera leucophaea</i>)- Threatened <p>However, consistent with U.S. Fish & Wildlife Service decision process for “no effect” determinations, we have determined that the proposed project will have no effect on federally listed species because the project is within a developed area, and does not involve moving native vegetation.</p>

<p>6. Environmental Justice [Executive Order 12898]</p>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<p>Based on the limited project scope, which includes minor improvements to single unit homes, it is determined that this project will not result in disproportionate adverse human health or environmental impacts relative to minority and low income populations. The program is designed to provide emergency and other repairs of homes owned by lower - to moderate-income residents.</p> <p>The goals of Dearborn Heights CDBG Home Repair Program are the following:</p> <ol style="list-style-type: none"> 1. Reduce property vacancies 2. Arrest and reverse the decline of neighborhood housing values 3. Enhance the stability of neighborhoods that have been negatively impacted by foreclosure and abandonment 4. Develop activities that generate program income in order to sustain the Home Repair Program. <p>The CDBG funding by HUD regulations is targeted to persons of low and moderate income within the grantees jurisdiction. The proposed activities are intended to enhance the present living environment. The CDBG proposed activities will not result in any barrier or reduced access that would isolate an area or group from local facilities or services. The proposed projects are not likely to raise environmental justice issues and will not have adverse health or environmental effects, which disproportionately impact a minority or low-income population relative to the community at large.</p>
<p>7. Explosive and Flammable Operations [24 CFR 51.C]</p>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<p>Due to the nature of the project activities will not be conducted that will affect any hazardous operation involving explosive or flammable fuels or chemicals.</p>
<p>8. Farmland Protection [7 CFR 658]</p>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<p>According to the City of Dearborn Heights Master Plan, there is no planned farmland within the City.</p> <p>According to the Michigan Department of Agriculture <i>Local PDR Programs Qualified Under the Michigan Agricultural Preservation Fund</i>, there are no affected farmland protection programs in the Wayne County area.</p>

9. Floodplain Management [24 CFR 55, Executive Order 11988]	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<p>In accordance with 24 CFR 55.12(b)(2), financial assistance for “minor repairs” or improvements on one to four-family properties that do not meet the thresholds for “substantial improvement” under 55.2(b)(8) are not subject to the decision making steps in 24 CFR 55.20. Proposed projects will not exceed 50% of the SEV of the property and are therefore exempt from decision making steps in 24 CFR 55.20.</p> <p>In the event that a project is considered to be a “substantial improvement” FEMA maps will be visually inspected in order to determine whether project location is in a FEMA designated floodplain. Where site inspection or other information indicates potential for wetlands, National Wetlands inventory maps will be examined. If it is determined that the project has the potential to impact a wetland the project must comply with the provisions of EO 11988 and 24 CFR 55 to document that there is no practical alternatives to the project and to mitigate the effects of the project on floodplains. Determination of floodplain will be made at the time of site selection. See Floodplain Investigation Report. Community Panel Number: TBD</p>
10. Historic Preservation [36 CFR 800]	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<p>Per memorandum of understanding regarding consultation with SHPO: All structures that are fifty years of age or older will be reviewed by the SHPO unless the proposed work is considered a project type that does not require consultation with SHPO. Upon site selection, proper SHPO consultation will be conducted prior to commencement of construction.</p>
11. Noise Control [24 CFR 51B]	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<p>Noise levels will be minimal and limited to non-substantial housing rehabilitation activities.</p>
12. Water Quality (Sole Source Aquifers) [40 CFR 149]	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<p>Michigan is located in US EPA Region V. There are no designated sole source aquifers in Michigan</p>

<p>13. Wetland Protection [24 CFR 55, Executive Order 11990]</p>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<p>In accordance with 24 CFR 55.12(b)(2), financial assistance for “minor repairs” or improvements on one to four-family properties that do not meet the thresholds for “substantial improvement” under 55.2(b)(8) are not subject to the decision making steps in 24 CFR 55.20.</p> <p>In the event that a project is considered to be a “substantial improvement” each project site will be visually inspected for wetlands. Where site inspection or other information indicates potential for wetlands, National Wetlands inventory maps will be examined. If it is determined that the project has the potential to impact a wetland the project must comply with the provisions of EO 11990 and 24 CFR 55 to document that there is no practical alternatives to the project and to mitigate the effects of the project on wetlands.</p>
<p>14. Wild and Scenic Rivers [36 CFR 297]</p>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<p>Due to the suburban nature of projected project areas, and the fact that improvements to single family residential property will not extend beyond the property footprints, there will be no plant or animal displaced or affected by this project. There are no National Parks, State Parks, National Wilderness Areas (under the Wilderness Act) located in the vicinity of the project area. Furthermore, there are no designated wild, scenic, or natural rivers in Wayne County.</p>

DETERMINATION:

Box "A" has been checked for all authorities. The project can convert to Exempt, per §58.34(a)(12), since the project does not require any further compliance measure (e.g. consultation, mitigation, permit, or approval) with respect to any law or authority cited at §58.5. Complete Finding of Exempt Activity and document in writing per §58.34(a)(12) & (b); OR

Box "B" has been checked for one or more authorities. The project cannot convert to Exempt since one or more authorities require compliance, including but not limited to consultation with or approval from an oversight agency, performance of a study or analysis, completion of remediation or mitigation measure, or obtaining of license or permit. Complete pertinent compliance requirement(s), publish NOI/RROF, request release of funds (HUD-7015.15), and obtain HUD's Authority to Use Grant Funds (HUD-7015.16) per §§58.70 & 58.71 before committing funds: OR

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

Jason T. Smith, AICP	
Preparer Name	Signature
Professional Planner	4-22-15
Title	Date

Ron Amen	_____
RE Certifying Officer	Signature
Director of Community Development	_____
Title	Date

**Determination of Level of Review
For
Good Neighbor Program**

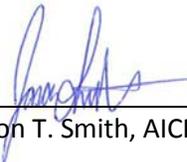
[HUD recommended format per 24 CFR 58.40]

Project Name:	Good Neighbor Program
Responsible Entity:	City of Dearborn Heights, Wayne County, MI
Certifying Officer Name & Title:	Mr. Ron Amen, Community and Economic Development Director, City of Dearborn Heights
Project Location:	City-wide (Specific project locations to be determined)
Estimated Total Project Cost (all sources):	\$50,000
Amount of HUD Assistance:	\$50,000
HUD Grant Program:	CDBG
Grant Recipient: [24 CFR 58.2(a)(5)]	Dearborn Heights
Recipient Address & Phone:	26155 Richardson, Dearborn Heights, MI 48127, (313)791-3500
RE Project Contact Name & Phone:	Mr. Ron Amen, (313)791-3500

FINDING: [24 CFR 58.40(g)]

The subject project has been reviewed pursuant to HUD regulations 24 CFR Part 58, "Environmental Review Procedures for Entities Assuming HUD Environmental Responsibilities," and the following determination with respect to the project is made:

- Exempt** from NEPA review requirements per 24 CFR 58.34(a)(___)
- Categorically Excluded NOT Subject** to §58.5 authorities per 24 CFR 58.35(b)(_____)
- Categorically Excluded SUBJECT** to §58.5 authorities per 24 CFR 58.35(a)(3)(i)
- An **Environmental Assessment** (EA) is required to be performed.
- An **Environmental Impact Statement** (EIS) is required to be performed.

PREPARER SIGNATURE:  _____ DATE: 4-22-15
Jason T. Smith, AICP

PREPARER'S AGENCY: Wade Trim Associates, Dearborn Heights CDBG Consultant

RESPONSIBLE ENTITY
CERTIFYING OFFICER: _____ DATE: _____
Mr. Ron Amen, Director of Community Development

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

The purpose of this project is to provide funds to improve low to moderate income areas in the City of Dearborn Heights. The project intends to improve the aesthetics of a neighborhood area or improve the living conditions for a low to moderate income household.

Description of the Project: [24 CFR 58.32, 40 CFR 1508.25]

The City intends to provide funding for potential acquisition, rehabilitation and/or blight removal of dilapidated single family structures throughout the City of Dearborn Heights.

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

Projects are going to be located within low to moderate income areas that are established/developed. Projects will be focused on existing structures. There has been an influx of vacant foreclosed homes in these areas, and the City is looking to mitigate this issue. Goals of the project include returning the foreclosed homes to functional use and improving the tax base while still providing affordable low and moderate income housing.

24 CFR §58.6 – OTHER REQUIREMENTS

Use this worksheet for projects that are EXEMPT, CATEGORICALLY EXCLUDED SUBJECT TO (CEST), and CATEGORICALLY EXCLUDED NOT SUBJECT TO (CENST) Related Federal Statutes and Authorities.

This 58.6 Form is a component of the Environmental Review Record (ERR) [§58.38]. Supplement the ERR, as appropriate, with photographs, site plans, maps, narrative and other information that describe the project.

1. AIRPORT RUNWAY CLEAR ZONES AND CLEAR ZONES NOTIFICATION [24 CFR Part 51.303(a)(3)]

Does the project involve the sale or acquisition of property located within a Civil Airport Runway Clear Zone or a Military Airfield Clear Zone?

No. Cite or attach Source Documentation: There are no airports within the city limits and therefore clear zones will not be affected. [Project complies with 24 CFR 51.303(a)(3).]

Yes. Notice must be provided to the buyer. The notice must advise the buyer that the property is in a Runway Clear Zone or Clear Zone, what the implications of such a location are, and that there is a possibility that the property may, at a later date, be acquired by the airport operator. The buyer must sign a statement acknowledging receipt of this information, and a copy of the signed notice must be maintained in the ERR.

2. COASTAL BARRIERS RESOURCES ACT [Coastal Barrier Improvement Act of 1990 (16 USC 3501)]

Is the project located in a coastal barrier resource area?

No. Cite or attach Source Documentation: There are no coastal areas within the city limits and therefore coastal barrier resource areas will not be affected. [Proceed with project.]

Yes. Federal assistance may not be used in such an area.

3. FLOOD DISASTER PROTECTION ACT [Flood Disaster Protection Act of 1973, as amended (42 USC 4001-4128)]

Does the project involve acquisition, construction, or rehabilitation of structures located in a FEMA-identified Special Flood Hazard Area (SFHA)?

No. Cite or attach Source Documentation: Specific project sites have yet to be determined. [Proceed with project.]

Yes. Cite or attach Source Documentation: _____

Is the community participating in the National Insurance Program (or has less than one year passed since FEMA notification of Special Flood Hazards)?

Yes. Flood Insurance under the National Flood Insurance Program must be obtained. If HUD assistance is provided as a grant, insurance must be maintained for the economic life of the project and in the amount of the total project cost (or up to the maximum allowable coverage, whichever is less). If HUD assistance is provided as a loan, insurance must be maintained for the term of the loan and in the amount of the loan (or up to the maximum allowable coverage, whichever is less). A copy of the flood insurance policy declaration must be kept on file in the ERR. Community Panel Number: TBD.

No. Federal assistance may not be used in the Special Flood Hazard Area.

STATUTORY CHECKLIST

[24 CFR 58.5]

“A box” The project is in compliance, either because: (1) the nature of the project does not implicate the authority under consideration, or (2) supporting information documents that project compliance has been achieved. In either case, information must be provided as to WHY the authority is not implicated, or HOW compliance is met; OR

“B box” The project requires an additional compliance step or action, including, but not limited to, consultation with or approval from an oversight agency, performance of a study or analysis, completion of remediation or mitigation measure, or obtaining of license or permit.

IMPORTANT: Compliance documentation consists of verifiable source documents and/or relevant base data. Appropriate documentation must be provided for each law or authority. Documents may be incorporated by reference into the ERR provided that each source document is identified and available for inspection by interested parties. Proprietary material and studies that are not otherwise generally available for public review shall be included in the ERR. Refer to HUD guidance for more information.

Statute, Authority, Executive Order, Regulation, or Policy cited at 24 CFR §58.5	STATUS		Compliance Documentation
	A	B	
1. Air Quality [Clean Air Act sections 176(c) & (d), and 40 CFR 6, 51, 93]	<input checked="" type="checkbox"/>	<input type="checkbox"/>	According to the Michigan Department of Environmental Quality (MDEQ) air quality monitoring data, which was accessed via the MDEQ website on March of 2012, Dearborn Heights is in attainment (did not exceed Primary NAAQS levels) for carbon monoxide, lead, nitrogen dioxide, particulate matter (PM ₁₀), sulfur dioxide, and ozone (84ppb). The proposed project will not affect air quality during or after construction and replacement of watermain. No additional direct or indirect air pollutant emissions will result from the construction or operation of the proposed project. This project is located within a relatively flat area- there are no local topographical or meteorological conditions that hinder the dispersal of air emissions. The project will not impact City quality.
2. Airport Hazards (Clear Zones and Accident Potential Zones) [24 CFR 51D]	<input checked="" type="checkbox"/>	<input type="checkbox"/>	The nearest airport is the Detroit Metropolitan Airport, located in Romulus, Michigan. The Detroit Metropolitan Airport is located approximately 15,000 feet from where any proposed site could potentially be located. Therefore, this project is not located within an airport clear zone and is not considered an airport hazard given that it is not within 2,500 feet of a runway.

<p>3. Coastal Zone Management [Coastal Zone Management Act sections 307(c) & (d)]</p>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<p>Dearborn Heights is located approximately 15 miles from the Detroit River, a connecting waterway of the Great Lakes. This is the closest coastal zone to the proposed project. No shorelines, beaches, dunes or estuaries will be located in the vicinity of the projected site.</p> <p>Michigan's coastal zone, generally, extends a minimum of 1,000 feet from the ordinary high water mark according to the National Oceanic & Atmospheric Administration. The boundary extends further inland in some locations to encompass coastal lakes, river mouths, and bays; floodplains; wetlands; dune areas; urban areas; and public park, recreation, and natural areas. (See attached MDEQ Coastal Zone Boundary Map)</p>
<p>4. Contamination and Toxic Substances [24 CFR 58.5(i)(2)]</p>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<p>No known toxic, hazardous, or radioactive substances are anticipated to be utilized or produced in conjunction with the proposed project. If any toxic, hazardous, or radioactive substances are encountered during construction activities, they will be disposed of in accordance with applicable local and State regulations. A type III landfill (Livonia Landfill) is the closest landfill to the project site and is located in Livonia, Michigan (3.00 miles away from where any proposed site could potentially be located) and is not within 3,000 feet of the project site. (See attached Landfill Location Map)</p> <p>The project site is not contaminated with hazardous substances and/or radioactive materials that could affect the health and safety of the occupants or conflict with the intended utilization of the property.</p>

<p>5. Endangered Species [50 CFR 402]</p>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<p>According to the U.S. Fish & Wildlife Service’s threatened, endangered, proposed, and candidate species list, the following federally listed species are found within Wayne County:</p> <ul style="list-style-type: none"> • Indiana bat (<i>Myotis sodalists</i>)- Endangered • Eastern massasauga (<i>Sistrurus catenatus</i>)- Candidate • Northern riffleshell (<i>Epioblasma torulosa rangiana</i>)- Endangered • Rayed bean (<i>Villosa fabalis</i>)- Candidate • Eastern prairie fringed orchid (<i>Plantathera leucophaea</i>)- Threatened <p>However, consistent with U.S. Fish & Wildlife Service decision process for “no effect” determinations, we have determined that the proposed project will have no effect on federally listed species because the project; is within a developed area, and does not involve moving native vegetation. (See attached listing of endangered species)</p>
<p>6. Environmental Justice [Executive Order 12898]</p>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<p>Based on the limited project scope, which includes the and replacement of energy efficient windows in the Dolores Hall Building at Vista Maria, it is determined that this project will not result in disproportionate adverse human health or environmental impacts relative to minority and low income populations.</p> <p>The CDBG funding by HUD regulations is targeted in areas of low and moderate income as defined by HUD.</p> <p>The CDBG proposed activities will not result in any barrier or reduced access that would isolate an area or group from local facilities or services. The proposed projects are not likely to raise environmental justice issues and will not have adverse health or environmental effects, which disproportionately impact a minority or low-income population relative to the community at large.</p>
<p>7. Explosive and Flammable Operations [24 CFR 51C]</p>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<p>None located within proposed site.</p>

8. Farmland Protection [7 CFR 658]	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<p>According to the City of Dearborn Heights Master Plan, there is no planned farmland within the City.</p> <p>According to the Michigan Department of Agriculture <i>Local PDR Programs Qualified Under the Michigan Agricultural Preservation Fund</i>, there are no affected farmland protection programs in the Wayne County area.</p>
9. Floodplain Management [24 CFR 55, Executive Order 11988]	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<p>In accordance with 24 CFR 55.12(b)(2), financial assistance for “minor repairs” or improvements on one to four-family properties that do not meet the thresholds for “substantial improvement” under 55.2(b)(8) are not subject to the decision making steps in 24 CFR 55.20. Proposed projects will not exceed 50% of the SEV of the property and are therefore exempt from decision making steps in 24 CFR 55.20.</p> <p>In the event that a project is considered to be a “substantial improvement” FEMA maps will be visually inspected in order to determine whether project location is in a FEMA designated floodplain. Where site inspection or other information indicates potential for wetlands, National Wetlands inventory maps will be examined. If it is determined that the project has the potential to impact a wetland the project must comply with the provisions of EO 11988 and 24 CFR 55 to document that there is no practical alternatives to the project and to mitigate the effects of the project on floodplains. Determination of floodplain will be made at the time of site selection. See Floodplain Investigation Report. Community Panel Number: TBD</p>
10. Historic Preservation [36 CFR 800]	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<p>Per memorandum of understanding regarding consultation with SHPO: All structures that are fifty years of age or older will be reviewed by the SHPO unless the proposed work is considered a project type that does not require consultation with SHPO. Upon site selection, proper SHPO consultation will be conducted prior to commencement of construction.</p>
11. Noise Control [24 CFR 51B]	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<p>Noise impacts from the proposed project will be limited to short-term impacts associated with the various construction activities. No long-term noise impacts will result from the project.</p>
12. Water Quality (Sole Source Aquifers) [40 CFR 149]	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<p>Michigan is located in US EPA Region V. There are no designated sole source aquifers in Michigan.</p>
13. Wetland Protection [24 CFR 55, Executive Order 11990]	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<p>Based on digital National Wetlands Inventory data published by the U.S. Fish and Wildlife Service (1979-1994), there are no wetlands in the vicinity of the project area. (See attached NWI map)</p>

<p>14. Wild and Scenic Rivers [36 CFR 297]</p>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<p>Due to the suburban nature of the area, and the fact that improvements to facilitate will not extend beyond the current facility footprints, there will be no plant or animal displaced or affected by this project. There are no National Parks, State Parks, National Wilderness Areas (under the Wilderness Act) located in the vicinity of the project area. Furthermore, there are no designated wild, scenic, or natural rivers in proximity to the project.</p>
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**Determination of Level of Review
For
Vista Maria Rehabilitation**

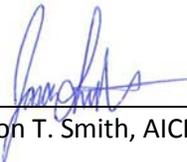
[HUD recommended format per 24 CFR 58.40]

Project Name:	Vista Maria Facility Rehabilitation
Responsible Entity:	City of Dearborn Heights, Wayne County, MI
Certifying Officer Name & Title:	Mr. Ron Amen, Community and Economic Development Director, City of Dearborn Heights
Project Location:	Vista Maria Facility, Dolores Hall, 20651 W. Warren Ave. Dearborn Heights, MI
Estimated Total Project Cost (all sources):	\$30,000
Amount of HUD Assistance:	\$30,000
HUD Grant Program:	CDBG
Grant Recipient : [24 CFR 58.2(a)(5)]	Dearborn Heights
Recipient Address & Phone:	26155 Richardson, Dearborn Heights, MI 48127, (313)791-3500
Grant Sub-Recipient:	Vista Maria
RE Project Contact Name & Phone:	Mr. Ron Amen, (313)791-3500

FINDING: [24 CFR 58.40(g)]

The subject project has been reviewed pursuant to HUD regulations 24 CFR Part 58, "Environmental Review Procedures for Entities Assuming HUD Environmental Responsibilities," and the following determination with respect to the project is made:

- Exempt** from NEPA review requirements per 24 CFR 58.34(a)(___)
- Categorically Excluded NOT Subject** to §58.5 authorities per 24 CFR 58.35(b)(_____)
- Categorically Excluded SUBJECT** to §58.5 authorities per 24 CFR 58.35(a)(3)(iii)
- An **Environmental Assessment** (EA) is required to be performed.
- An **Environmental Impact Statement** (EIS) is required to be performed.

PREPARER SIGNATURE:  _____ DATE: 4-22-15
Jason T. Smith, AICP

PREPARER'S AGENCY: Wade Trim Associates, Dearborn Heights CDBG Consultant

RESPONSIBLE ENTITY
CERTIFYING OFFICER: _____ DATE: _____
Mr. Ron Amen, Director of Community Development

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

The purpose of this project is to provide funds for rehabilitation of facilities located on the grounds of Vista Maria.

Description of the Project: [24 CFR 58.32, 40 CFR 1508.25]

Rehabilitation of facilities located on the grounds of Vista Maria..

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

Existing conditions and trends of the proposed project: Currently the area of the proposed project serves at-risk children and families, to break the intergenerational cycle of poverty by providing them with the education, daily assistance and supportive social connections critical to their sustained success. The proposed location within the grounds of Vista Maria are in the Dolores Hall building. The Dolores Hall building started construction in 1941 and ended in 1943.

Adverse effects that will continue in the absence of the project will be the continual high rate of energy consumption, as well as the safety and welfare of Vista Maria residents.

24 CFR §58.6 – OTHER REQUIREMENTS

Use this worksheet for projects that are EXEMPT, CATEGORICALLY EXCLUDED SUBJECT TO (CEST), and CATEGORICALLY EXCLUDED NOT SUBJECT TO (CENST) Related Federal Statutes and Authorities.

This 58.6 Form is a component of the Environmental Review Record (ERR) [§58.38]. Supplement the ERR, as appropriate, with photographs, site plans, maps, narrative and other information that describe the project.

1. AIRPORT RUNWAY CLEAR ZONES AND CLEAR ZONES NOTIFICATION [24 CFR Part 51.303(a)(3)]

Does the project involve the sale or acquisition of property located within a Civil Airport Runway Clear Zone or a Military Airfield Clear Zone?

No. Cite or attach Source Documentation: There are no airports within the city limits and therefore clear zones will not be affected. [Project complies with 24 CFR 51.303(a)(3).]

Yes. Notice must be provided to the buyer. The notice must advise the buyer that the property is in a Runway Clear Zone or Clear Zone, what the implications of such a location are, and that there is a possibility that the property may, at a later date, be acquired by the airport operator. The buyer must sign a statement acknowledging receipt of this information, and a copy of the signed notice must be maintained in the ERR.

2. COASTAL BARRIERS RESOURCES ACT [Coastal Barrier Improvement Act of 1990 (16 USC 3501)]

Is the project located in a coastal barrier resource area?

No. Cite or attach Source Documentation: There are no coastal areas within the city limits and therefore coastal barrier resource areas will not be affected. [Proceed with project.]

Yes. Federal assistance may not be used in such an area.

3. FLOOD DISASTER PROTECTION ACT [Flood Disaster Protection Act of 1973, as amended (42 USC 4001-4128)]

Does the project involve acquisition, construction, or rehabilitation of structures located in a FEMA-identified Special Flood Hazard Area (SFHA)?

No. Cite or attach Source Documentation: The proposed project is not located within a flood plain. [Proceed with project.]

Yes. Cite or attach Source Documentation: _____

Is the community participating in the National Insurance Program (or has less than one year passed since FEMA notification of Special Flood Hazards)?

Yes. Flood Insurance under the National Flood Insurance Program must be obtained. If HUD assistance is provided as a grant, insurance must be maintained for the economic life of the project and in the amount of the total project cost (or up to the maximum allowable coverage, whichever is less). If HUD assistance is provided as a loan, insurance must be maintained for the term of the loan and in the amount of the loan (or up to the maximum allowable coverage, whichever is less). A copy of the flood insurance policy declaration must be kept on file in the ERR. Panel Number: 26163C0255E.

No. Federal assistance may not be used in the Special Flood Hazard Area.

STATUTORY CHECKLIST

[24 CFR 58.5]

“A box” The project is in compliance, either because: (1) the nature of the project does not implicate the authority under consideration, or (2) supporting information documents that project compliance has been achieved. In either case, information must be provided as to WHY the authority is not implicated, or HOW compliance is met; OR

“B box” The project requires an additional compliance step or action, including, but not limited to, consultation with or approval from an oversight agency, performance of a study or analysis, completion of remediation or mitigation measure, or obtaining of license or permit.

IMPORTANT: Compliance documentation consists of verifiable source documents and/or relevant base data. Appropriate documentation must be provided for each law or authority. Documents may be incorporated by reference into the ERR provided that each source document is identified and available for inspection by interested parties. Proprietary material and studies that are not otherwise generally available for public review shall be included in the ERR. Refer to HUD guidance for more information.

Statute, Authority, Executive Order, Regulation, or Policy cited at 24 CFR §58.5	STATUS		Compliance Documentation
	A	B	
1. Air Quality [Clean Air Act sections 176(c) & (d), and 40 CFR 6, 51, 93]	<input checked="" type="checkbox"/>	<input type="checkbox"/>	According to the Michigan Department of Environmental Quality (MDEQ) air quality monitoring data, which was accessed via the MDEQ website on March of 2012, Dearborn Heights is in attainment (did not exceed Primary NAAQS levels) for carbon monoxide, lead, nitrogen dioxide, particulate matter (PM ₁₀), sulfur dioxide, and ozone (84ppb). The proposed project will not affect air quality during or after construction and replacement of watermain. No additional direct or indirect air pollutant emissions will result from the construction or operation of the proposed project. This project is located within a relatively flat area- there are no local topographical or meteorological conditions that hinder the dispersal of air emissions. The project will not impact City quality.
2. Airport Hazards (Clear Zones and Accident Potential Zones) [24 CFR 51D]	<input checked="" type="checkbox"/>	<input type="checkbox"/>	The nearest airport is the Detroit Metropolitan Airport, located in Romulus, Michigan. The Detroit Metropolitan Airport is located approximately 47,000 feet from the proposed project location. Therefore, this project is not located within an airport clear zone and is not considered an airport hazard given that it is not within 2,500 feet of a runway.

<p>3. Coastal Zone Management [Coastal Zone Management Act sections 307(c) & (d)]</p>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<p>Dearborn Heights is located approximately 15 miles from the Detroit River, a connecting waterway of the Great Lakes. This is the closest coastal zone to the proposed project. No shorelines, beaches, dunes or estuaries will be located in the vicinity of the projected site.</p> <p>Michigan's coastal zone, generally, extends a minimum of 1,000 feet from the ordinary high water mark according to the National Oceanic & Atmospheric Administration. The boundary extends further inland in some locations to encompass coastal lakes, river mouths, and bays; floodplains; wetlands; dune areas; urban areas; and public park, recreation, and natural areas. (See attached MDEQ Coastal Zone Boundary Map)</p>
<p>4. Contamination and Toxic Substances [24 CFR 58.5(i)(2)]</p>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<p>No known toxic, hazardous, or radioactive substances are anticipated to be utilized or produced in conjunction with the proposed project. If any toxic, hazardous, or radioactive substances are encountered during construction activities, they will be disposed of in accordance with applicable local and State regulations. A type III landfill (Livonia Landfill) is the closest landfill to the project site and is located in Livonia, Michigan (approximately 6.55 miles away from proposed project location) and is not within 3,000 feet of the project site. (See attached Landfill Location Map)</p> <p>The project site is not contaminated with hazardous substances and/or radioactive materials that could affect the health and safety of the occupants or conflict with the intended utilization of the property.</p>

<p>5. Endangered Species [50 CFR 402]</p>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<p>According to the U.S. Fish & Wildlife Service’s threatened, endangered, proposed, and candidate species list, the following federally listed species are found within Wayne County:</p> <ul style="list-style-type: none"> • Indiana bat (<i>Myotis sodalists</i>)- Endangered • Eastern massasauga (<i>Sistrurus catenatus</i>)- Candidate • Northern riffleshell (<i>Epioblasma torulosa rangiana</i>)- Endangered • Rayed bean (<i>Villosa fabalis</i>)- Candidate • Eastern prairie fringed orchid (<i>Plantathera leucophaea</i>)- Threatened <p>However, consistent with U.S. Fish & Wildlife Service decision process for “no effect” determinations, we have determined that the proposed project will have no effect on federally listed species because the project; is within a developed area, and does not involve moving native vegetation. (See attached listing of endangered species)</p>
<p>6. Environmental Justice [Executive Order 12898]</p>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<p>Based on the limited project scope, which includes the and replacement of energy efficient windows in the Dolores Hall Building at Vista Maria, it is determined that this project will not result in disproportionate adverse human health or environmental impacts relative to minority and low income populations.</p> <p>The CDBG funding by HUD regulations is targeted in areas of low and moderate income as defined by HUD.</p> <p>The CDBG proposed activities will not result in any barrier or reduced access that would isolate an area or group from local facilities or services. The proposed projects are not likely to raise environmental justice issues and will not have adverse health or environmental effects, which disproportionately impact a minority or low-income population relative to the community at large.</p>
<p>7. Explosive and Flammable Operations [24 CFR 51C]</p>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<p>None located within proposed site.</p>

8. Farmland Protection [7 CFR 658]	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<p>According to the City of Dearborn Heights Master Plan, there is no planned farmland within the City.</p> <p>According to the Michigan Department of Agriculture <i>Local PDR Programs Qualified Under the Michigan Agricultural Preservation Fund</i>, there are no affected farmland protection programs in the Wayne County area.</p>
9. Floodplain Management [24 CFR 55, Executive Order 11988]	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<p>This project is not located within a FEMA designated Floodplain. (See attached Location map) Community Panel Number: 26163C0255E</p>
10. Historic Preservation [36 CFR 800]	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<p>Dolores Hall was reviewed by the SHPO in 2012, and it was found that no historic properties were affected by the project (See attached letter).</p>
11. Noise Control [24 CFR 51B]	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<p>Noise impacts from the proposed project will be limited to short-term impacts associated with the various construction activities. No long-term noise impacts will result from the project.</p>
12. Water Quality (Sole Source Aquifers) [40 CFR 149]	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<p>Michigan is located in US EPA Region V. There are no designated sole source aquifers in Michigan.</p>
13. Wetland Protection [24 CFR 55, Executive Order 11990]	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<p>Based on digital National Wetlands Inventory data published by the U.S. Fish and Wildlife Service (1979-1994), there are no wetlands in the vicinity of the project area. (See attached NWI map)</p>
14. Wild and Scenic Rivers [36 CFR 297]	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<p>Due to the suburban nature of the area, and the fact that improvements to facilitate will not extend beyond the current facility footprints, there will be no plant or animal displaced or affected by this project. There are no National Parks, State Parks, National Wilderness Areas (under the Wilderness Act) located in the vicinity of the project area. Furthermore, there are no designated wild, scenic, or natural rivers in proximity to the project.</p>

**Determination of Level of Review
For
Berwyn Center Facility Rehabilitation**

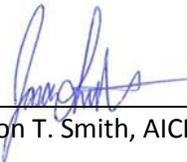
[HUD recommended format per 24 CFR 58.40]

Project Name:	Berwyn Center Facility Rehabilitation
Responsible Entity:	City of Dearborn Heights, Wayne County, MI
Certifying Officer Name & Title:	Mr. Ron Amen, Community and Economic Development Director, City of Dearborn Heights
Project Location:	26155 Richardson, Dearborn Heights, MI 48127
Estimated Total Project Cost (all sources):	\$75,000
Amount of HUD Assistance:	\$75,000
HUD Grant Program:	CDBG
Grant Recipient: [24 CFR 58.2(a)(5)]	Dearborn Heights
Recipient Address & Phone:	26155 Richardson, Dearborn Heights, MI 48127, (313)791-3500
Grant Sub-Recipient:	Government Recipient
RE Project Contact Name & Phone:	Mr. Ron Amen, (313)791-3500

FINDING: [24 CFR 58.40(g)]

The subject project has been reviewed pursuant to HUD regulations 24 CFR Part 58, "Environmental Review Procedures for Entities Assuming HUD Environmental Responsibilities," and the following determination with respect to the project is made:

- Exempt** from NEPA review requirements per 24 CFR 58.34(a)(___)
- Categorically Excluded NOT Subject** to §58.5 authorities per 24 CFR 58.35(b)(_____)
- Categorically Excluded SUBJECT** to §58.5 authorities per 24 CFR 58.35(a)(3)(iii)
- An **Environmental Assessment** (EA) is required to be performed.
- An **Environmental Impact Statement** (EIS) is required to be performed.

PREPARER SIGNATURE:  _____ DATE: 4-22-15

Jason T. Smith, AICP

PREPARER'S AGENCY: Wade Trim Associates, Dearborn Heights CDBG Consultant

RESPONSIBLE ENTITY
CERTIFYING OFFICER: _____ DATE: _____

Mr. Ron Amen, Director of Community Development

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

The purpose of this project is to rehabilitate the Berwyn Senior Center located at 26155 Richardson in Dearborn Heights.

Description of the Project: [24 CFR 58.32, 40 CFR 1508.25]

The proposed project is to rehabilitate the Berwyn Senior Center at 26155 Richardson in Dearborn Heights. Exact project scope has not been determined.

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

The Berwyn Senior Center services many of the senior population of the senior center. The center is a former school that has been converted and suffers from poor energy efficiency and is in need of many other accessibility improvements and rehabilitation improvement. The facility is located within a residential area, inside a former school. Current trends that are likely to continue in the absence of the project will be the continuation of the deterioration of the facilities, in which it may be harder for the elderly to be mobile inside the facilities, or a nuisance if the facilities are not updated.

24 CFR §58.6 – OTHER REQUIREMENTS

Use this worksheet for projects that are EXEMPT, CATEGORICALLY EXCLUDED SUBJECT TO (CEST), and CATEGORICALLY EXCLUDED NOT SUBJECT TO (CENST) Related Federal Statutes and Authorities.

This 58.6 Form is a component of the Environmental Review Record (ERR) [§58.38]. Supplement the ERR, as appropriate, with photographs, site plans, maps, narrative and other information that describe the project.

1. AIRPORT RUNWAY CLEAR ZONES AND CLEAR ZONES NOTIFICATION [24 CFR Part 51.303(a)(3)]

Does the project involve the sale or acquisition of property located within a Civil Airport Runway Clear Zone or a Military Airfield Clear Zone?

No. Cite or attach Source Documentation: There are no airports within the city limits and therefore clear zones will not be affected. [Project complies with 24 CFR 51.303(a)(3).]

Yes. Notice must be provided to the buyer. The notice must advise the buyer that the property is in a Runway Clear Zone or Clear Zone, what the implications of such a location are, and that there is a possibility that the property may, at a later date, be acquired by the airport operator. The buyer must sign a statement acknowledging receipt of this information, and a copy of the signed notice must be maintained in the ERR.

2. COASTAL BARRIERS RESOURCES ACT [Coastal Barrier Improvement Act of 1990 (16 USC 3501)]

Is the project located in a coastal barrier resource area?

No. Cite or attach Source Documentation: There are no coastal areas within the city limits and therefore coastal barrier resource areas will not be affected. [Proceed with project.]

Yes. Federal assistance may not be used in such an area.

3. FLOOD DISASTER PROTECTION ACT [Flood Disaster Protection Act of 1973, as amended (42 USC 4001-4128)]

Does the project involve acquisition, construction, or rehabilitation of structures located in a FEMA-identified Special Flood Hazard Area (SFHA)?

No. Cite or attach Source Documentation: The proposed project is not located within a flood plain. [Proceed with project.]

Yes. Cite or attach Source Documentation: _____

Is the community participating in the National Insurance Program (or has less than one year passed since FEMA notification of Special Flood Hazards)?

Yes. Flood Insurance under the National Flood Insurance Program must be obtained. If HUD assistance is provided as a grant, insurance must be maintained for the economic life of the project and in the amount of the total project cost (or up to the maximum allowable coverage, whichever is less). If HUD assistance is provided as a loan, insurance must be maintained for the term of the loan and in the amount of the loan (or up to the maximum allowable coverage, whichever is less). A copy of the flood insurance policy declaration must be kept on file in the ERR. Community Panel Number: 6163C0233E.

No. Federal assistance may not be used in the Special Flood Hazard Area.

STATUTORY CHECKLIST

[24 CFR 58.5]

“A box” The project is in compliance, either because: (1) the nature of the project does not implicate the authority under consideration, or (2) supporting information documents that project compliance has been achieved. In either case, information must be provided as to WHY the authority is not implicated, or HOW compliance is met; OR

“B box” The project requires an additional compliance step or action, including, but not limited to, consultation with or approval from an oversight agency, performance of a study or analysis, completion of remediation or mitigation measure, or obtaining of license or permit.

IMPORTANT: Compliance documentation consists of verifiable source documents and/or relevant base data. Appropriate documentation must be provided for each law or authority. Documents may be incorporated by reference into the ERR provided that each source document is identified and available for inspection by interested parties. Proprietary material and studies that are not otherwise generally available for public review shall be included in the ERR. Refer to HUD guidance for more information.

Statute, Authority, Executive Order, Regulation, or Policy cited at 24 CFR §58.5	STATUS		Compliance Documentation
	A	B	
1. Air Quality [Clean Air Act sections 176(c) & (d), and 40 CFR 6, 51, 93]	<input checked="" type="checkbox"/>	<input type="checkbox"/>	According to the Michigan Department of Environmental Quality (MDEQ) air quality monitoring data, which was accessed via the MDEQ website on March of 2012, Dearborn Heights is in attainment (did not exceed Primary NAAQS levels) for carbon monoxide, lead, nitrogen dioxide, particulate matter (PM ₁₀), sulfur dioxide, and ozone (84ppb). The proposed project will not affect air quality during or after construction and replacement of watermain. No additional direct or indirect air pollutant emissions will result from the construction or operation of the proposed project. This project is located within a relatively flat area- there are no local topographical or meteorological conditions that hinder the dispersal of air emissions. The project will not impact City quality.
2. Airport Hazards (Clear Zones and Accident Potential Zones) [24 CFR 51D]	<input checked="" type="checkbox"/>	<input type="checkbox"/>	The nearest airport is the Detroit Metropolitan Airport, located in Romulus, Michigan. The Detroit Metropolitan Airport is located approximately 33,500 feet from the proposed project location. Therefore, this project is not located within an airport clear zone and is not considered an airport hazard given that it is not within 2,500 feet of a runway.

<p>3. Coastal Zone Management [Coastal Zone Management Act sections 307(c) & (d)]</p>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<p>Dearborn Heights is located approximately 15 miles from the Detroit River, a connecting waterway of the Great Lakes. This is the closest coastal zone to the proposed project. No shorelines, beaches, dunes or estuaries will be located in the vicinity of the projected site.</p> <p>Michigan's coastal zone, generally, extends a minimum of 1,000 feet from the ordinary high water mark according to the National Oceanic & Atmospheric Administration. The boundary extends further inland in some locations to encompass coastal lakes, river mouths, and bays; floodplains; wetlands; dune areas; urban areas; and public park, recreation, and natural areas. (See attached MDEQ Coastal Zone Boundary Map)</p>
<p>4. Contamination and Toxic Substances [24 CFR 58.5(i)(2)]</p>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<p>No known toxic, hazardous, or radioactive substances are anticipated to be utilized or produced in conjunction with the proposed project. If any toxic, hazardous, or radioactive substances are encountered during construction activities, they will be disposed of in accordance with applicable local and State regulations. A type III landfill (Livonia Landfill) is the closest landfill to the project site and is located in Livonia, Michigan (approximately 5.55 miles away from proposed project location) and is not within 3,000 feet of the project site. (See attached Landfill Location Map)</p> <p>The project site is not contaminated with hazardous substances and/or radioactive materials that could affect the health and safety of the occupants or conflict with the intended utilization of the property.</p>

<p>5. Endangered Species [50 CFR 402]</p>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<p>According to the U.S. Fish & Wildlife Service’s threatened, endangered, proposed, and candidate species list, the following federally listed species are found within Wayne County:</p> <ul style="list-style-type: none"> • Indiana bat (<i>Myotis sodalists</i>)- Endangered • Eastern massasauga (<i>Sistrurus catenatus</i>)- Candidate • Northern riffleshell (<i>Epioblasma torulosa rangiana</i>)- Endangered • Rayed bean (<i>Villosa fabalis</i>)- Candidate • Eastern prairie fringed orchid (<i>Plantathera leucophaea</i>)- Threatened <p>However, consistent with U.S. Fish & Wildlife Service decision process for “no effect” determinations, we have determined that the proposed project will have no effect on federally listed species because the project; is within a developed area, and does not involve moving native vegetation. (See attached listing of endangered species)</p>
<p>6. Environmental Justice [Executive Order 12898]</p>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<p>Based on the limited project scope, which includes the and rehabilitation of three bathrooms, the installation of new flooring, toilets, tubs and sinks it is determined that this project will not result in disproportionate adverse human health or environmental impacts relative to minority and low income populations.</p> <p>The CDBG funding by HUD regulations is targeted in areas of low and moderate income as defined by HUD.</p> <p>The CDBG proposed activities will not result in any barrier or reduced access that would isolate an area or group from local facilities or services. The proposed projects are not likely to raise environmental justice issues and will not have adverse health or environmental effects, which disproportionately impact a minority or low-income population relative to the community at large.</p>
<p>7. Explosive and Flammable Operations [24 CFR 51C]</p>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<p>None located within proposed site.</p>

8. Farmland Protection [7 CFR 658]	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<p>According to the City of Dearborn Heights Master Plan, there is no planned farmland within the City.</p> <p>According to the Michigan Department of Agriculture <i>Local PDR Programs Qualified Under the Michigan Agricultural Preservation Fund</i>, there are no affected farmland protection programs in the Wayne County area.</p>
9. Floodplain Management [24 CFR 55, Executive Order 11988]	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<p>This project is not located within a FEMA designated Floodplain. (See attached Location map) Community Panel Number: 6163C0233E</p>
10. Historic Preservation [36 CFR 800]	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<p>The Berwyn Cenyer was built in 1958. It was determined by SHPO in 2010 that the Berwyn Center is not a historic property. Also, much the work to be completed will be interior improvements that do not require SHPO consultation.</p>
11. Noise Control [24 CFR 51B]	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<p>Noise impacts from the proposed project will be limited to short-term impacts associated with the various construction activities. No long-term noise impacts will result from the project.</p>
12. Water Quality (Sole Source Aquifers) [40 CFR 149]	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<p>Michigan is located in US EPA Region V. There are no designated sole source aquifers in Michigan.</p>
13. Wetland Protection [24 CFR 55, Executive Order 11990]	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<p>Based on digital National Wetlands Inventory data published by the U.S. Fish and Wildlife Service (1979-1994), there are no wetlands in the vicinity of the project area. (See attached NWI map)</p>
14. Wild and Scenic Rivers [36 CFR 297]	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<p>Due to the suburban nature of the area, and the fact that improvements to facilitate will not extend beyond the current facility footprints, there will be no plant or animal displaced or affected by this project. There are no National Parks, State Parks, National Wilderness Areas (under the Wilderness Act) located in the vicinity of the project area. Furthermore, there are no designated wild, scenic, or natural rivers in proximity to the project.</p>

ENVIRONMENTAL ASSESSMENT
For
Appleton Avenue Watermain Restoration Project

[HUD recommended format per 24 CFR 58.40]

Project Name:	Appleton Avenue Watermain Restoration Project
Responsible Entity:	City of Dearborn Heights, Michigan, Wayne County, Michigan
Certifying Officer Name & Title:	Mr. Ron Amen, Director of Community Development
Project Location:	Appleton Avenue, between Joy Road and Ann Arbor Trail
Estimated Total Project Cost (all sources):	\$550,000
Amount of HUD Assistance:	\$250,000.00
HUD Grant Program:	CDBG
Grant Recipient: [24 CFR 58.2(a)(5)]	Dearborn Heights, Michigan
Recipient Address & Phone:	26155 Richardson, Dearborn Heights, MI 48127, (313)791-3500
Grant Sub-Recipient:	City of Dearborn Heights, Department of Public Works
RE Project Contact Name & Phone:	Mr. Ron Amen, (313)791-3500

FINDING: [24 CFR 58.40(g)]

- Finding of No Significant Impact (FONSI)**
(The project will not result in a significant impact on the quality of the human environment.)
- Finding of Significant impact**
(The project may significantly affect the quality of the human environment.)

PREPARER SIGNATURE:  _____ DATE: 4-22-15
Jason T. Smith, AICP

PREPARER'S AGENCY: Wade Trim Associates, Dearborn Heights CDBG Consultant

RESPONSIBLE ENTITY
CERTIFYING OFFICER: _____ DATE: _____
Mr. Ron Amen, Director of Community Development

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

The purpose of this project is for watermain replacement in a low/mod income area in the north end of the City. The proposed watermain replacement is located on Appleton Avenue from Joy Road to Ann Arbor Trail. In past years there have been several breaks on the watermain.

Description of the Project: [24 CFR 58.32, 40 CFR 1508.25]

The selected watermain to be replaced is along Appleton Avenue from Joy Road to Ann Arbor Trail. The Watermain size will be increased from an 6-inch watermain to a 8-inch watermain. Approximately 3,000 linear feet of watermain is estimated to be replaced.

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

Existing conditions and trends; over the past several years the City has experienced several watermain breaks in the area of Appleton Avenue from Joy Road to Ann Arbor Trail. The area of potential impact is in a residential area; therefore, in the absence of the proposed project, potential watermain breaks serve as the alternative, if the project is not approved.

PART I: STATUTORY CHECKLIST

[24 CFR 58.5]

DIRECTIONS – For each authority, check either Box “A” or “B” under “Status.”

“A box” The project is in compliance, either because: (1) the nature of the project does not implicate the authority under consideration, or (2) supporting information documents that project compliance has been achieved. In either case, information must be provided as to WHY the authority is not implicated, or HOW compliance is met; OR

“B box” The project requires an additional compliance step or action, including, but not limited to, consultation with or approval from an oversight agency, performance of a study or analysis, completion of remediation or mitigation measure, or obtaining of license or permit.

IMPORTANT: Compliance documentation consists of verifiable source documents and/or relevant base data. Appropriate documentation must be provided for each law or authority. Documents may be incorporated by reference into the ERR provided that each source document is identified and available for inspection by interested parties. Proprietary material and studies that are not otherwise generally available for public review shall be included in the ERR. Refer to HUD guidance for more information.

Statute, Authority, Executive Order, Regulation, or Policy cited at 24 CFR §58.5	STATUS		Compliance Documentation
	A	B	
1. Air Quality [Clean Air Act sections 176(c) & (d), and 40 CFR 6, 51, 93]	<input checked="" type="checkbox"/>	<input type="checkbox"/>	According to the Michigan Department of Environmental Quality (MDEQ) air quality monitoring data, which was accessed via the MDEQ website on March of 2012, Dearborn Heights is in attainment (did not exceed Primary NAAQS levels) for carbon monoxide, lead, nitrogen dioxide, particulate matter (PM ₁₀), sulfur dioxide, and ozone (84ppb). The proposed project will not affect air quality during or after construction and replacement of watermain. No additional direct or indirect air pollutant emissions will result from the construction or operation of the proposed project. This project is located within a relatively flat area- there are no local topographical or meteorological conditions that hinder the dispersal of air emissions. The project will not impact City quality.
2. Airport Hazards (Clear Zones and Accident Potential Zones) [24 CFR 51D]	<input checked="" type="checkbox"/>	<input type="checkbox"/>	The nearest airport is the Detroit Metropolitan Airport, located in Romulus, Michigan. The Detroit Metropolitan Airport is located approximately 30,000 feet from the proposed project location. Therefore, this project is not located within an airport clear zone and is not considered an airport hazard given that it is not within 2,500 feet of a runway.

<p>3. Coastal Zone Management [Coastal Zone Management Act sections 307(c) & (d)]</p>	<input checked="" type="checkbox"/>	<input type="checkbox"/> <p>Dearborn Heights is located approximately 15 miles from the Detroit River, a connecting waterway of the Great Lakes. This is the closest coastal zone to the proposed project. No shorelines, beaches, dunes or estuaries will be located in the vicinity of the projected site.</p> <p>Michigan’s coastal zone, generally, extends a minimum of 1,000 feet from the ordinary high water mark according to the National Oceanic & Atmospheric Administration. The boundary extends further inland in some locations to encompass coastal lakes, river mouths, and bays; floodplains; wetlands; dune areas; urban areas; and public park, recreation, and natural areas. (See attached MDEQ Coastal Zone Boundary Map)</p>
<p>4. Contamination and Toxic Substances [24 CFR 58.5(i)(2)]</p>	<input checked="" type="checkbox"/>	<input type="checkbox"/> <p>No known toxic, hazardous, or radioactive substances are anticipated to be utilized or produced in conjunction with the proposed project. If any toxic, hazardous, or radioactive substances are encountered during construction activities, they will be disposed of in accordance with applicable local and State regulations. A type III landfill (Livonia Landfill) is the closest landfill to the project site and is located in Livonia, Michigan (approximately 9.58 miles away from proposed project location) and is not within 3,000 feet of the project site. (See attached Landfill Location Map)</p> <p>The project site is not contaminated with hazardous substances and/or radioactive materials that could affect the health and safety of the occupants or conflict with the intended utilization of the property.</p>

<p>5. Endangered Species [50 CFR 402]</p>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<p>According to the U.S. Fish & Wildlife Service’s threatened, endangered, proposed, and candidate species list, the following federally listed species are found within Wayne County:</p> <ul style="list-style-type: none"> • Indiana bat (<i>Myotis sodalists</i>)- Endangered • Eastern massasuaga (<i>Sistrurus catenatus</i>)- Candidate • Northern riffleshell (<i>Epioblasma torulosa rangiana</i>)- Endangered • Rayed bean (<i>Villosa fabalis</i>)- Cadidate • Eastern prairie fringed orchid (<i>Plantathera leucophaea</i>)- Threatened <p>However, consistent with U.S. Fish & Wildlife Service decision process for “no effect” determinations, we have determined that the proposed project will have no effect on federally listed species because the project; is within a developed area, and does not involve moving native vegetation. (See attached listing of endangered species)</p>
<p>6. Environmental Justice [Executive Order 12898]</p>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<p>Based on the limited project scope, which includes the construction and replacement of watermain on Harding Avenue from Annapolis Avenue to Van Born Road , it is determined that this project will not result in disproportionate adverse human health or environmental impacts relative to minority and low income populations.</p> <p>The CDBG funding by HUD regulations is targeted in areas of low and moderate income as defined by HUD.</p> <p>The CDBG proposed activities will not result in any barrier or reduced access that would isolate an area or group from local facilities or services. The proposed projects are not likely to raise environmental justice issues and will not have adverse health or environmental effects, which disproportionately impact a minority or low-income population relative to the community at large.</p>
<p>7. Explosive and Flammable Operations [24 CFR 51C]</p>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<p>None located within proposed site.</p>

8. Farmland Protection [7 CFR 658]	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<p>According to the City of Dearborn Heights Master Plan, there is no planned farmland within the City.</p> <p>According to the Michigan Department of Agriculture <i>Local PDR Programs Qualified Under the Michigan Agricultural Preservation Fund</i>, there are no affected farmland protection programs in the Wayne County area.</p>
9. Floodplain Management [24 CFR 55, Executive Order 11988]	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<p>This project is located within a FEMA designated Floodplain. Pursuant to the procedures for floodplain management and the protection of wetlands specified in Executive Orders 11988 and 11990, the City of Dearborn Heights has considered alternatives to avoid adverse effects and incompatible development in the floodplains. The City has determined that the floodplain site proposed is the only practical alternative (See attached Location map & Floodplain Investigation Report). Community Panel Number: 26163C0232E</p>
10. Historic Preservation [36 CFR 800]	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<p>Per memorandum of understanding regarding consultation with SHPO: All structures that are fifty years of age or older will be reviewed by the SHPO unless the proposed work is considered a project type that does not require consultation with SHPO.</p>
11. Noise Control [24 CFR 51B]	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<p>Noise impacts from the proposed project will be limited to short-term impacts associated with the various construction activities. No long-term noise impacts will result from the project.</p>
12. Water Quality (Sole Source Aquifers) [40 CFR 149]	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<p>Michigan is located in US EPA Region V. There are no designated sole source aquifers in Michigan.</p>
13. Wetland Protection [24 CFR 55, Executive Order 11990]	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<p>Based on digital National Wetlands Inventory data published by the U.S. Fish and Wildlife Service (1979-1994), there are no wetlands in the vicinity of the project area (See attached NWI map).</p>
14. Wild and Scenic Rivers [36 CFR 297]	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<p>Due to the suburban nature of the area, and the fact that improvements to facilitate will not extend beyond the current facility footprints, there will be no plant or animal displaced or affected by this project. There are no National Parks, State Parks, National Wilderness Areas (under the Wilderness Act) located in the vicinity of the project area. Furthermore, there are no designated wild, scenic, or natural rivers in proximity to the project.</p>

PART II: ENVIRONMENTAL ASSESSMENT CHECKLIST

[Environmental Review Guide HUD CPD-782, 24 CFR 58.40; 40 CFR 1508.8 & 1508.27]

For each impact category, evaluate the significance of the effects of the proposal on the character, features, and resources of the project area. Enter relevant base data and credible, verifiable source documentation to support the finding. Note names, dates of contact, telephone numbers, and page references. Then enter the appropriate determination of impact: None Anticipated, Potentially Adverse, or Potentially Beneficial. Attach additional material as appropriate. Note conditions or mitigation measures required.

Impact Categories	Anticipated or Potential Impact <ul style="list-style-type: none"> • Potentially Adverse • Potentially Beneficial • No Impact 	Source Documentation and Mitigation or Modification Required
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Land Development

Conformance with Comprehensive and Neighborhood Plans	No Impact	The proposed project fits into neighborhood plans that ask for infrastructure improvements in the neighborhood.
Land Use Compatibility and Conformance with Zoning	No Impact	The future land use map for the area surrounding the proposed project site is low density residential. The proposed project will have no impact on land use compatibility and conformance with zoning (See attached Future Land Use Map).
Urban Design-Visual Quality and Scale	No Impact	The proposed site project occurs underground and will have no impact on urban design and the visual quality of the area. The scale of the construction and expansion of water main line will have no impact on the neighborhood.
Slope	No Impact	The proposed site project is on a level topographic pattern, and does not have any slopes. Therefore, there will be no impact on the proposed project and the location (See attached USGS Map).
Erosion	No Impact	The proposed project is on a level topographic pattern and will have no impact on erosion in the City.
Soil Suitability	No Impact	The proposed project will replace and improve an existing water main and will have no impact on the soil suitability in the area.

Hazards and Nuisances, Including Site Safety	No Impact	The proposed project will have no impact on hazards and nuisances, all construction will be in compliance with local, regional, state and federal laws.
Noise-Effects of Ambient Noise on Project & Contribution to Community Noise Levels	No Impact	Noise impacts from the proposed project will be limited to short-term impacts associated with the various construction activities. No long-term noise impacts will result from the project.
Air Quality-Effects of Ambient Air Quality on Project & Contribution to Community Pollution Levels	No Impact	According to the Michigan Department of Environmental Quality (MDEQ) air quality monitoring data, which was accessed via the MDEQ website on March of 2012, Dearborn Heights is in attainment (did not exceed Primary NAAQS levels) for carbon monoxide, lead, nitrogen dioxide, particulate matter (PM ₁₀), sulfur dioxide, and ozone (84ppb). The proposed project will not affect air quality during or after construction and replacement of watermain. No additional direct or indirect air pollutant emissions will result from the construction or operation of the proposed project. This project is located within a relatively flat area- there are no local topographical or meteorological conditions that hinder the dispersal of air emissions. The project will not impact City quality.
Energy Conservation	No Impact	This project will have no impact on the quality of energy conservation.

Socioeconomic Factors

Demographic Character Changes	No Impact	Demographic character changes are not anticipated in the City of Dearborn due to the restoration of watermain line on Appleton Avenue from Joy Road to Ann Arbor Trail.
Displacement	No Impact	There will be no effects of displacement on the proposed site.
Employment and Income Patterns	No Impact	This project will have no impact on employment and income patterns.

Community Facilities and Services

Educational Facilities	No Impact	The proposed project will have no impact on educational facilities located around or near the project site.
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Commercial Facilities	No Impact	This project will have no impact on commercial facilities located near the proposed project site.
Health Care	No Impact	The proposed project will have no impact on health care.
Social Services	No Impact	No social services will be impacted by the proposed project.
Solid Waste	No Impact	No impact anticipated. Minimal demand for solid waste capacity. Disposal will be on regulated landfills.
Waste Water	No Impact	This project will not impact on City waste water.
Storm Water	No Impact	Following completion of the proposed project, any reconstruction of the street's drainage system will be improved to use Best Management Practices (BMPs).
Water Supply	Potentially Beneficial	This project will have a potentially beneficial impact on the water supply in Dearborn Heights with the watermain line improvements. In the past several years, the City has seen several watermain leaks that have caused stress through the south-end community of Dearborn Heights. Reconstructing the watermain will allow additional years onto the life of the watermain, as well as allowing additional supply of water to carry throughout the watermain.
Public Safety • Police	No Impact	The nature of the project will not affect the work of the police department, including response time.
• Fire	Potentially Beneficial	The improvements will include the replacement of any affected fire hydrants, and will increase the amount of water flow available to the area by increasing the diameter of the water main. This is advantageous for the work of the fire department.
• Emergency Medical	No Impact	The nature of the project will not affect the work of emergency medical professionals, including response time.
Open Space & Recreation • Open Space	No Impact	This project will have no impact open space.
• Recreation	No Impact	This project will have no impact on recreation.

• Cultural Facilities	No Impact	This project will have no impact on cultural facilities.
Transportation	No Impact	Due to construction activities, short term traffic displacement will occur on Appleton Avenue from Joy Road to Ann Arbor Trail. No long-term transportation impacts will result from the project.

Natural Features

Water Resources	Potentially Beneficial	The project will improve water quality through the reconstruction of the streets' drainage systems.
Surface Water	Potentially Beneficial	Following completion of the proposed project, any reconstruction of the street's drainage system will be improved to use Best Management Practices (BMPs).
Unique Natural Features & Agricultural Lands	No Impact	This project will not impact any unique natural features and agricultural lands.
Vegetation and Wildlife	No Impact	Consistent with U.S. Fish & Wildlife Service decision process for "no effect" determinations, we have determined that the proposed project will have no effect on federally listed species and vegetation, because the project is; within a developed area, and does not involve moving native vegetation.

PART III: 58.6 CHECKLIST

1. AIRPORT RUNWAY CLEAR ZONES AND CLEAR ZONES NOTIFICATION [24 CFR Part 51.303(a)(3)]

Does the project involve the sale or acquisition of property located within a Civil Airport Runway Clear Zone or a Military Airfield Clear Zone?

No. Cite or attach Source Documentation: There are no airports within the city limits and therefore clear zones will not be affected. [Project complies with 24 CFR 51.303(a)(3).]

Yes. Notice must be provided to the buyer. The notice must advise the buyer that the property is in a Runway Clear Zone or Clear Zone, what the implications of such a location are, and that there is a possibility that the property may, at a later date, be acquired by the airport operator. The buyer must sign a statement acknowledging receipt of this information, and a copy of the signed notice must be maintained in the ERR.

2. COASTAL BARRIERS RESOURCES ACT [Coastal Barrier Improvement Act of 1990 (16 USC 3501)]

Is the project located in a coastal barrier resource area?

No. Cite or attach Source Documentation: There are no coastal areas within the city limits and therefore coastal barrier resource areas will not be affected. [Proceed with project.]

Yes. Federal assistance may not be used in such an area.

3. FLOOD DISASTER PROTECTION ACT [Flood Disaster Protection Act of 1973, as amended (42 USC 4001-4128)]

Does the project involve acquisition, construction, or rehabilitation of structures located in a FEMA-identified Special Flood Hazard Area (SFHA)?

No. Cite or attach Source Documentation: _____ [Proceed with project.]

Yes. Cite or attach Source Documentation: Please refer to the attached Floodplain Investigation Report and Project Map.

Is the community participating in the National Insurance Program (or has less than one year passed since FEMA notification of Special Flood Hazards)?

Yes. Flood Insurance under the National Flood Insurance Program must be obtained. If HUD assistance is provided as a grant, insurance must be maintained for the economic life of the project and in the amount of the total project cost (or up to the maximum allowable coverage, whichever is less). If HUD assistance is provided as a loan, insurance must be maintained for the term of the loan and in the amount of the loan (or up to the maximum allowable coverage, whichever is less). A copy of the flood insurance policy declaration must be kept on file in the ERR. Community Panel Number: 261663C0263E.

No. Federal assistance may not be used in the Special Flood Hazard Area.

Summary of Findings and Conclusions

Project Alternatives Considered: [24 CFR 58.40(e), 40 CFR 1508.9]

The alternative to this project would be to keep the current watermain in place. Watermain breaks have been an issue in the past, and without repair would persist. These breaks are costly to fix and create an unsafe environment for adjacent residents.

A lack of quality, safely constructed watermain on Harding Avenue, from Annapolis Avenue and Van Born Road would otherwise act as a nuisance, contributing to safety hazards for residents in the south-end area of the City of Dearborn Heights. Additionally, the existing watermain has experienced several watermain breaks over the past several years.

Mitigation and Project Modification Measures Recommended: [24 CFR 58.40(d), 40 CFR 1508.20].)

None at this time.

Additional Studies Performed:

None at this time.

List of Agencies and Persons Consulted: [40 CFR 1508.9(b)]

- Southeast Michigan Council of Governments (SEMCOG)
- Environmental Health Services, Department of Public Health
- City of Taylor, Community Development Department
- Redford Township, Community Development Department
- City of Westland, Community Development Department
- City of Inkster, Community Development Department
- City of Garden City, Community Development Department
- City of Allen Park, Community Development Department
- Westwood Community Schools
- Dearborn Heights District 7 Schools
- Wayne County Planning Commission
- Environmental Protection Agency, Region V
- Wayne County Department of Public Services, Roads Maintenance Division
- Taylor Schools
- Dearborn Heights City Planning Commission
- Michigan State Housing Development Authority, Lansing Office
- Fair Housing Center of Metropolitan Detroit
- Wayne County Board of Commissioners
- Wayne County
- Observer and Eccentric Newspaper, Livonia Office
- Michigan Works! Detroit Workforce Development
- The Senior Alliance

- Southeast Michigan Area Rapid Transit (SMART)
- ARC of Dearborn/Dearborn Heights
- Wayne County Department of Environment
- Wayne County Department of Public Services Engineering Division
- U.S. Fish & Wildlife Service, National Wetlands Inventory
- Michigan Department of Natural Resources and Environment
- Federal Emergency Management Agency (FEMA)
- State Historic Preservation Office (SHPO)
- United States Geological Survey

Appendix

Request for Release of Funds and Certification

U.S. Department of Housing and Urban Development
Office of Community Planning and Development

OMB No. 2506-0087
(exp. 10/31/2014)

This form is to be used by Responsible Entities and Recipients (as defined in 24 CFR 58.2) when requesting the release of funds, and requesting the authority to use such funds, for HUD programs identified by statutes that provide for the assumption of the environmental review responsibility by units of general local government and States. Public reporting burden for this collection of information is estimated to average 36 minutes per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. This agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless that collection displays a valid OMB control number.

Part 1. Program Description and Request for Release of Funds (to be completed by Responsible Entity)

1. Program Title(s) Community Development Block Grant Entitlement	2. HUD/State Identification Number B-15-MC-26-0005	3. Recipient Identification Number (optional)
4. OMB Catalog Number(s) 14.218	5. Name and address of responsible entity City of Dearborn Heights Community and Economic Development Department 26155 Richardson Dearborn Heights, Mi 48127	
6. For information about this request, contact (name & phone number) Mr. Ron Amen, Director (313-791-3510)	7. Name and address of recipient (if different than responsible entity)	
8. HUD or State Agency and office unit to receive request US Department of Housing and Urban Development (Detroit Office)		

The recipient(s) of assistance under the program(s) listed above requests the release of funds and removal of environmental grant conditions governing the use of the assistance for the following

9. Program Activity(ies)/Project Name(s) See Attachment "A"	10. Location (Street address, city, county, State) See Attachment "A"
11. Program Activity/Project Description See Attachment "A"	

Part 2. Environmental Certification (to be completed by responsible entity)

With reference to the above Program Activity(ies)/Project(s), I, the undersigned officer of the responsible entity, certify that:

1. The responsible entity has fully carried out its responsibilities for environmental review, decision-making and action pertaining to the project(s) named above.
2. The responsible entity has assumed responsibility for and complied with and will continue to comply with, the National Environmental Policy Act of 1969, as amended, and the environmental procedures, permit requirements and statutory obligations of the laws cited in 24 CFR 58.5; and also agrees to comply with the authorities in 24 CFR 58.6 and applicable State and local laws.
3. The responsible entity has assumed responsibility for and complied with and will continue to comply with Section 106 of the National Historic Preservation Act, and its implementing regulations 36 CFR 800, including consultation with the State Historic Preservation Officer, Indian tribes and Native Hawaiian organizations, and the public.
4. After considering the type and degree of environmental effects identified by the environmental review completed for the proposed project described in Part 1 of this request, I have found that the proposal did did not require the preparation and dissemination of an environmental impact statement.
5. The responsible entity has disseminated and/or published in the manner prescribed by 24 CFR 58.43 and 58.55 a notice to the public in accordance with 24 CFR 58.70 and as evidenced by the attached copy (copies) or evidence of posting and mailing procedure.
6. The dates for all statutory and regulatory time periods for review, comment or other action are in compliance with procedures and requirements of 24 CFR Part 58.
7. In accordance with 24 CFR 58.71(b), the responsible entity will advise the recipient (if different from the responsible entity) of any special environmental conditions that must be adhered to in carrying out the project.

As the duly designated certifying official of the responsible entity, I also certify that:

8. I am authorized to and do consent to assume the status of Federal official under the National Environmental Policy Act of 1969 and each provision of law designated in the 24 CFR 58.5 list of NEPA-related authorities insofar as the provisions of these laws apply to the HUD responsibilities for environmental review, decision-making and action that have been assumed by the responsible entity.
9. I am authorized to and do accept, on behalf of the recipient personally, the jurisdiction of the Federal courts for the enforcement of all these responsibilities, in my capacity as certifying officer of the responsible entity.

Signature of Certifying Officer of the Responsible Entity

Daniel Paletko

X

Title of Certifying Officer

Daniel Paletko, Mayor

Date signed

5/20/15

Address of Certifying Officer

6045 Fenton Dearborn Heights, MI 48127

Part 3. To be completed when the Recipient is not the Responsible Entity

The recipient requests the release of funds for the programs and activities identified in Part 1 and agrees to abide by the special conditions, procedures and requirements of the environmental review and to advise the responsible entity of any proposed change in the scope of the project or any change in environmental conditions in accordance with 24 CFR 58.71(b).

Signature of Authorized Officer of the Recipient

X

Title of Authorized Officer

Date signed

Warning: HUD will prosecute false claims and statements. Conviction may result in criminal and/or civil penalties. (18 U.S.C. 1001, 1010, 1012; 31 U.S.C. 3729, 3802)

**Form HUD-7015.15
Attachment "A"**

<u>Program Activity</u>	<u>Location</u>	<u>Project Description</u>	<u>Funds</u>
Berwyn Center Facility Rehab	City Wide	Funds will be used to rehabilitate and complete improvements at the City Berwyn Senior Center which provides services to the City of Dearborn Heights Senior population.	\$75,000
Housing Rehabilitation	Income Eligible Areas – City Wide	Deferred no interest loan for eligible low and moderate income homeowners to rehabilitate single-family homes. Applications accepted on first come/first serve basis. Waiting list involved. Emergency assistance is also provided to eligible families.	\$318,893
Watermain Replacement	Appleton Avenue- From Joy Road to Ann Arbor Trail, Dearborn Heights, MI	Removal and replacement of watermain in the north end of the City, located on Appleton Avenue between Joy Road and Ann Arbor Trail.	\$250,000
Good Neighbor Program	City Wide	The City intends to provide funding for potential acquisition, rehabilitation, disposition and/or demolition of dilapidated single family structures throughout the City of Dearborn Heights.	\$50,000
Vista Maria Facility Rehabilitation	20651 West Warren Avenue, Dearborn Heights, MI 48127	Funds are improvements to buildings and property located on the grounds of Vista Maria.	\$30,000

Environmental Clearance Status Form (Form 7)

Projects	Estimated Cost	Exempt	Date of Determination		EA Required	FONSI Publ. Date	RROF Publ. Date	HUD 1015.15 Date Rec'd	Release Date	EO 12372 Yes/No
			24 CFR 58.35 A	24 CFR 58.35 B						
Code Enforcement	\$125,000	April 3, 2015			No					No
Crime Prevention LMA/LMC*	\$50,000	April 3, 2015			No					No
Berwyn Center Facility Rehabilitation	\$75,000		April 3, 2015		No	May 6, 2015	May 6, 2015			No
Housing Rehabilitation	\$318,893		April 3, 2015		No	May 6, 2015	May 6, 2015			No
Good Neighbor Program	\$50,000		April 3, 2015		No	May 6, 2015	May 6, 2015			No
Senior Citizen Services	\$91,290	April 3, 2015			No					No
Vista Maria Facility Rehab	\$30,000		April 3, 2015		No	May 6, 2015	May 6, 2015			No
Watermain Replacement	\$250,000		April 3, 2015		No	May 6, 2015	May 6, 2015			Yes
General Administration/Planning	\$182,587	April 3, 2015			No					No

* Public service activities are subject to 15% cap. 20% of funds (allocation + program income) may be used for planning and administrative services. Additional program income dollars will be used for CDBG eligible activities.

Listing of Applicable Statutes and Regulations by Area of Compliance

Historic Properties

National Historic Preservation Act of 1966, Section 106 (16 U.S.C. 470f)

Preservation of Historic and Archaeological Data Act Of 1974 (16 U.S.C. 469-469c)

Executive order 11593, Protection and Enhancement of the Cultural Environment

Floodplain

Flood Disaster Protection Act of 1973 (42 U.S.C. 4001 et. seq.) and Implementary Regulations

Title 24, Chapter X, Subchapter B, National Flood Insurance program (44 CFR 59-79)

Executive Order 11988 and HUD Procedure for Floodplain Management (24 CFR Part 55) (When Issued)

Wetlands

Executive Order 11990, Protection of Wetlands and Applicable State Legislation or Regulations. Also 24 CFR Part 55 (When issued)

Noise

HUD Regulations (24 CFR Part 51, Subpart B)

Air Quality*

Clean Air Act of 1970 as Amended (42 U.S.C. 7401-76) EPA Regulation 40 CFR Part 50, and Partially 40 CFR Part 51, 52, 61.

Man-made Hazards

HUD Regulation (24 CFR Part 51, Subpart C)

HUD Notice 79-33) Indefinite Notice, Sept 10, 1979.

HUD Regulation 24 (CFR Part 51 Subpart D)

Water Quality*

Federal Water pollution Control Act, as Amended (33 U.S.C. 1251-1376)

Safe Drinking Water Act of 1974 (42 U.S.C. 300f-300j-10) as Amended

U.S. Environmental Protection Agency (EPA) Implementing Regulations 40 CFR Parts 100-149

Solid Waste Disposal*

Solid Waste Disposal Act as Amended by the Resources Conservation and Recovery Act of 1976 (42 U.S.C. 6901-6987)

U.S. Environmental Protection Agency (EPA) Implementing Regulations 40 CFR Parts 240-265

Coastal Areas

Coastal Zone Management Act of 1972 as Amended (16 U.S.C. 1451-1464)

Coastal Barrier Resources Act of 1982 (16 U.S.C. 3501 et. seq.)

Endangered Species

Endangered Species Act of 1973 as Amended (16 U.S.C. 1531-1543)

Farmlands Protection

Farmlands Protection Policy Act of 1981 (U.S.C. 4201 et. seq.) Implementing Regulations 7 CFR Part 658

Wild and Scenic Rivers

Wild and Scenic Rivers Act of 1968 as Amended (16 U.S.C. 1271 et. seq.)

*Environmental laws that have permit, license or other forms of compliance usually implemented through a State agency are also listed here.



CITY OF DEARBORN HEIGHTS, WAYNE COUNTY, MI

Community Development Block Grant Activities

Program Year 2015-2016

Action Plan Executive Summary

The Community Development Block Grant Program (CDBG) is a federal program that is administered by the U.S. Department of Housing and Urban Development (HUD). CDBG funds are provided to states and units of local government. As an entitlement community, the City of Dearborn Heights is authorized to fund eligible activities that meet national and local goals/objectives. The broad national objectives are as follows:

- Activities benefiting low/moderate-income persons
- Activities which aid in preventing or eliminating slums or blight
- Activities meeting community development needs that have a particular urgency because existing conditions pose a serious and immediate threat to the health or welfare of the community and other financial resources do not exist to meet such needs.

The 2015-2016 Annual Action Plan directs funds exclusively toward meeting the national objective of benefiting low/moderate-income persons.

The City of Dearborn Heights expects to receive an estimated \$912,938 during the 2015-16 Federal Fiscal Year. Proposed activities have been selected through the public participation process consistent with requirements from the US Department of Housing and Urban Development (HUD). These activities are listed on the following page.

A public hearing was held on January 27, 2015 and March 10, 2015 to discuss potential projects and application received for funding for the 2014-2015 program year. This public hearing was a part of a two-part process that is required by HUD regulations. A summary of all proposals was presented at the public hearing and comments were solicited from the public.

In addition a 30-day public comment period was held on March 18, 2015 to April 20, 2015 for the purpose of receiving suggestions, proposals and ideas from interested citizens concerning the proposed use of Federal Housing and Community Development Block Grant (CDBG) funds and the draft 2015-2016 CDBG Action Plan.

The draft Action Plan was made available for public review at JFK Jr. Library, 24602 Van Born Rd., Dearborn Heights, MI 48125, the Caroline Kennedy Library, 24590 George, Dearborn Heights, MI 48127, the City Clerk's Office, 6045 Fenton, Dearborn Heights, MI 48127, and the Dearborn Heights Community and Economic Development Department.

CITY OF DEARBORN HEIGHTS, WAYNE COUNTY, MI
Community Development Block Grant Activities
Program Year 2015-2016
Action Plan Executive Summary

CDBG Activities Table 2015-2016	BUDGET (\$)
PUBLIC WORKS PROJECTS	
Vista Maria Facility Rehabilitation Funds are used for installation of energy efficient windows and other improvements to buildings located on the grounds of Vista Maria.	30,000
Watermain Replacement Removal and replacement of watermain in the north end of the City, located on Appleton Avenue between Joy Road and Ann Arbor Trail.	250,000
Code Enforcement Funding to provide code enforcement inspections within areas of low and moderate income throughout the City of Dearborn Heights.	125,000
REHABILITATION SERVICES PROJECTS	
Housing Rehabilitation Revolving Loan Fund/Deferred Loan for eligible low and moderate income homeowners to rehabilitate single-family homes. Applications accepted on first come/first serve basis. Waiting list involved.	313,731
Good Neighbor Program The City intends to provide funding for potential acquisition, rehabilitation, disposition and/or demolition of dilapidated single family structures throughout the City of Dearborn Heights.	50,000
HANDICAP ACCESSIBLE PROJECTS	
Berwyn Improvements Funds will be used to rehabilitate and complete improvements at the City Berwyn Senior Center which provides services to the City of Dearborn Heights Senior population.	75,000
PUBLIC SERVICES PROJECTS*	
Crime Prevention LMA/LMC Funding for Crime Prevention services to limited clientele residents and residents within low and moderate-income eligible areas of Dearborn Heights.	50,000
Senior Citizens Services Provide support funding for operations at Berwyn and Eton Senior Centers.	88,620
ADMINISTRATIVE SERVICES	
General Administration/Planning	182,587
TOTAL \$1,164,938	

NOTES:

**Public Services activities are subject to 15 percent Cap.*

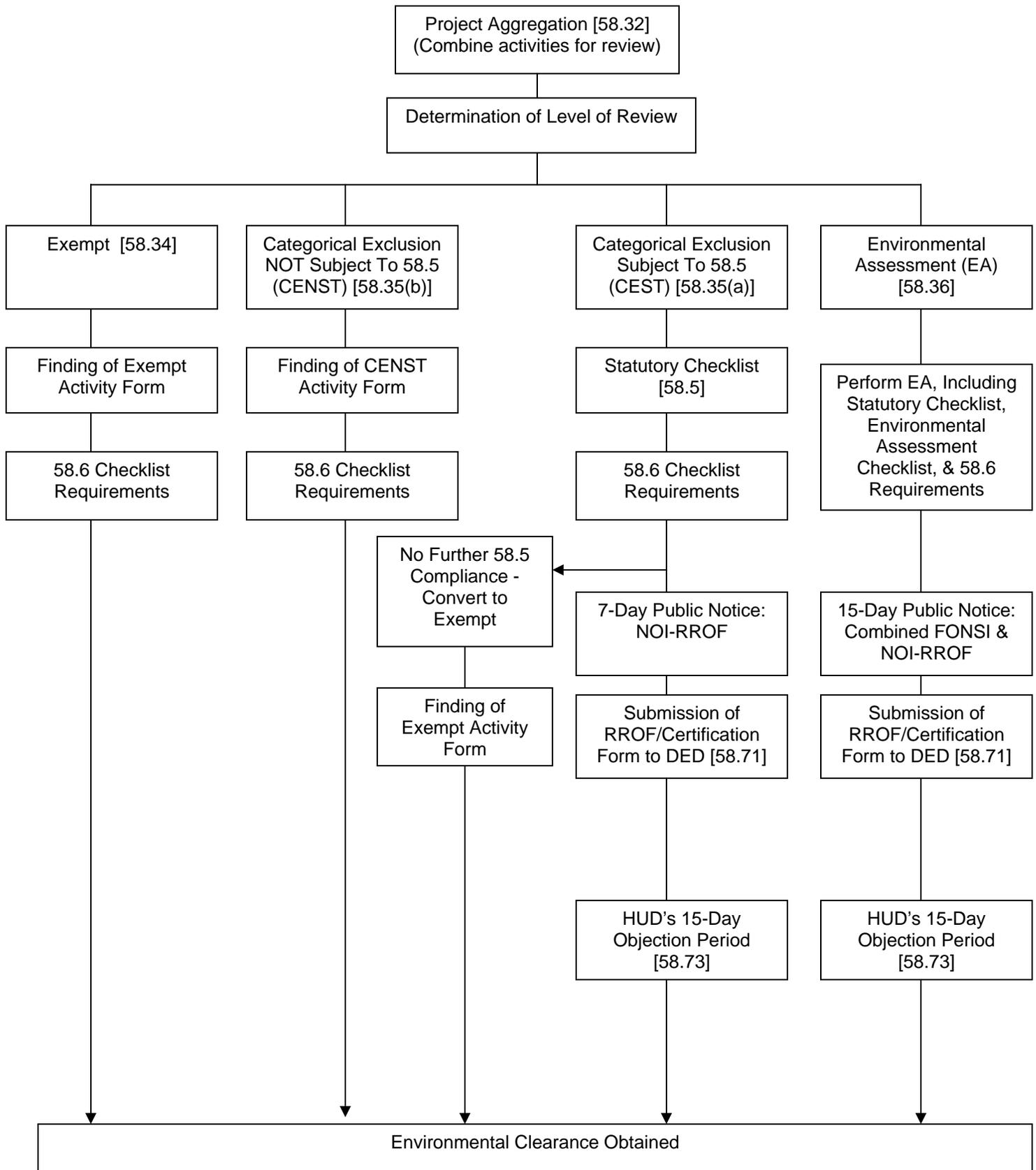
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***Includes \$200,000 reprogrammed dollars from past program years.*

ENVIRONMENTAL REVIEW PROCESS

CDBG PROJECTS



April 3, 2015

SEMCOG
535 Griswold Street
Suite 300
Detroit, MI 48226

Attention: Mr. William Parkus

Re: Environmental Review Record and Floodplain Investigation for the City of Dearborn Heights
2015-2016 Community Development Block Grant (CDBG) Program
24 CFR 58.5 Record/ Executive Orders 11988 and 11990

Dear Mr. Parkus:

Before committing any monies for projects and activities funded by the U.S. Department of Housing and Urban Development assistance under Title I CDBG programs (other than for exempt activities), a grant recipient must take into account, where applicable, other laws and comments from authorities cited in 24 CFR Part 58.5 and as well, the City of Dearborn Heights, Michigan is required by Executive Orders 11988 and 11990, Floodplain Management and Protection of Wetland regulations, to complete an assessment of the affects of proposed CDBG projects on the environment within the 100-year floodplain.

The grant recipient must document its compliance with this obligation in its Environmental Review Record. Thus, we are seeking (on behalf of the City of Dearborn Heights) your input as to any environmental impact the City's projects may have.

It is projected that housing rehabilitation activities may take place within the 100-year floodplain. Lastly, it is projected that code enforcement will take place within the 100-year floodplain.

The list of projects is contained in the attached Annual Plan Summary for Fiscal Year 2015-2016. We have also enclosed a map showing the location(s) of each project within the City. We ask that you review the project descriptions and provide any information on the criteria, standards, policies, or regulations of your agency that may apply to these projects. Your assistance is appreciated.

Please forward your comments directly to the City of Dearborn Heights, Community and Economic Development Department, 26155 Richardson, Dearborn Heights, Michigan 48127. If you do not have comments related to these projects then there is no need to respond. We ask that your response be made prior to May 6, 2015.

Very truly yours,

Wade Trim Associates, Inc.

Jason T. Smith, AICP
Professional Planner

JTS
DHT 6253-06D

Enclosures

cc: Mr. Ron Amen, Director, Community and Economic Development Department, City of Dearborn Heights
Mr. Christopher Klimchalk, Grants Manager, Community and Economic Development Department, City of Dearborn Heights



WADE TRIM

April 3, 2015

Mr. William Parkus
SEMCOG
535 Griswold Street
Suite 300
Detroit, MI 48226

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[58_5 ltr.doc](#)
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Mr. Christopher Klimchalk, Grants Manager, Community and Economic Development Department

Wade Trim Associates, Inc. 313.961.3650
500 Griswold Avenue 313.961.0898 fax
Suite 2500 www.wadetrim.com
Detroit, MI 48226





CITY OF DEARBORN HEIGHTS, WAYNE COUNTY, MI

Community Development Block Grant Activities

Program Year 2015-2016

Action Plan Executive Summary

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CITY OF DEARBORN HEIGHTS, WAYNE COUNTY, MI
Community Development Block Grant Activities
Program Year 2015-2016
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***Includes \$200,000 reprogrammed dollars from past program years.*

MR WILLIAM PARKUS
SEMCOG
535 GRISWOLD STREET, SUITE 300
DETROIT MI 48226

COMPLIANCE ASSISTANCE STAFF
MICHIGAN DEPARTMENT OF ENVIRONMENTAL QUALITY
CONSTITUTION HALL
525 WEST ALLEGAN STREET
LANSING MI 48909

JAMES K HAVEMAN
DEPARTMENT OF COMMUNITY HEALTH
PUBLIC SAFETY AND ENVIRONMENTAL HEALTH
201 TOWNSEND STREET
LANSING MI 48913

MR JEFF BAUM
CITY OF TAYLOR
COMMUNITY DEVELOPMENT DEPARTMENT
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TAYLOR MI 48180

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REDFORD TOWNSHIP
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COMMUNITY DEVELOPMENT DEPARTMENT
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WESTLAND MI 48186

MS JEANNIE FIELDS
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COMMUNITY DEVELOPMENT DEPARTMENT
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INKSTER MI 48141

DIRECTOR
CITY OF GARDEN CITY
COMMUNITY DEVELOPMENT DEPARTMENT
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GARDEN CITY MI 48135

DIRECTOR
CITY OF ALLEN PARK
COMMUNITY DEVELOPMENT DEPARTMENT
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ALLEN PARK MI 48101

MS SUE C CARNELL, SUPERINTENDENT
WESTWOOD COMMUNITY SCHOOLS
3335 SOUTH BEECH DALY
DEARBORN HEIGHTS MI 48125

MR JEFFREY BARTOLD, SUPERINTENDENT
DEARBORN HEIGHTS DISTRICT 7 SCHOOLS
20629 ANNAPOLIS
DEARBORN HEIGHTS MI 48125

PLANNING COMMISSION MEMBERS
WAYNE COUNTY PLANNING COMMISSION
WAYNE COUNTY BUILDING
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DETROIT MI 48226

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ENVIRONMENTAL PROTECTION AGENCY
REGION V
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CHICAGO IL 60604

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WAYNE COUNTY DEPARTMENT OF PUBLIC SERVICES
ROADS MAINTENANCE DIVISION
CENTRAL MAINTENANCE YARD
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DETROIT MI 48242

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TAYLOR SCHOOLS
23033 NORTHLINE ROAD
TAYLOR MI 48180

MR RICHARD COOGAN, CHAIR
CITY PLANNING COMMISSION
6045 FENTON
DEARBORN HEIGHTS MI 48237

JIM TISCHLER, COMMUNITY DEVELOPMENT DIVISION
MICHIGAN STATE HOUSING DEVELOPMENT AUTHORITY
LANSING OFFICE
735 E. MICHIGAN AVENUE
P.O. BOX 30044
LANSING MI 48912

MS MARGARET LM BROWN, EXECUTIVE DIRECTOR
FAIR HOUSING CENTER OF METROPOLITAN DETROIT
220 BAGLEY
ROOM 1020
DETROIT MI 48226

MS DIANE WEBB
WAYNE COUNTY BOARD OF COMMISSIONERS
THE GUARDIAN BUILDING
500 GRISWOLD
DETROIT MI 48226

MR WARREN EVANS, WAYNE COUNTY EXECUTIVE
WAYNE COUNTY
THE GUARDIAN BUILDING
500 GRISWOLD
DETROIT MI 48226

RESPONSIBLE PARTY
OBSERVER AND ECCENTRIC NEWSPAPER, LIVONIA OFFICE
36251 SCHOOLCRAFT ROAD
LIVONIA MI 48150

MS LUANN DUNSFORD
MICHIGAN WORKS! DETROIT WORKFORCE
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DETROIT MI 48226

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THE SENIOR ALLIANCE
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SUITE 201
WAYNE MI 48184

MR JOHN HERTEL, GENERAL MANAGER
SMART
535 GRISWOLD STREET
SUITE 600
DETROIT MI 48226

MS CHRISTINE LERCHEN, EXECUTIVE DIRECTOR
ARC OF DEARBORN/DEARBORN HEIGHTS
27325 W WARREN
DEARBORN HEIGHTS MI 48127

MR KEN KUCEL PE,
WAYNE COUNTY DEPARTMENT OF PUBLIC
SERVICES, ENVIRONMENTAL SERVICES GROUP
400 MONROE
SUITE 300
DETROIT MI 48226

MR RON AMEN
DIRECTOR
CITY OF DEARBORN HEIGHTS
COMMUNITY & ECONOMIC DEVELOPMENT DEPARTMENT
26155 RICHARDSON
DEARBORN HEIGHTS MI 48127

MR CHRISTOPHER KLIMCHALK
GRANTS MANAGER
CITY OF DEARBORN HEIGHTS
COMMUNITY & ECONOMIC DEVELOPMENT DEPARTMENT
26155 RICHARDSON
DEARBORN HEIGHTS MI 48127



Application for Federal Assistance (SF-424)

Thank you for your submission. An email will be sent to you to confirm your submission.

Your project number is 114274. SEMCOG will contact you if we have any questions about this submission. SEMCOG may edit the information for further clarification. You may view your project information using the following link:

<http://archive.semcog.org/data/apps/spoc/rr.check.cfm?fn=114274> If you have questions or comments, or to submit maps, pictures or schematics for this project, please contact Ed Hug at hug@semcog.org or 313-961-4266.



SEMCOG Application for Federal Assistance

Project Number 114274 - Watermain Replacement - Appleton Avenue

Application Type: Preapplication/ Notice of Intent
 Type of Funds Requested: Federal
 Planning Region: 1 - SEMCOG (Detroit)
 Attachments: [Location Map](#) [CDBG Program Executive Summary](#) [Unsigned SF 424](#)

Applicant Information

Legal Name: City of Dearborn Heights
 Street Address: 26155 Richardson
 County: Wayne
 City: Dearborn Heights
 State: MI
 Zip: 48127
 Country: USA: United States

Contact Information

Contact Name: Mr. Ron Amen
 Title: Director
 Organization: City of Dearborn Heights Department of Community and Economic Development
 Phone Number: 313-791-3500
 Fax Number: 313-791-3501
 E-mail: ramen@ci.dearborn-heights.mi.us

Project Information

Federal Funding Agency: HUD
 CFDA: 14.218 - Community Development Block Grants/Entitlement Grants
 Project Title: Watermain Replacement - Appleton Avenue

Project Description: City of Dearborn Heights Department of Public Works is proposing to supplement CDBG funds with money from the water budget to maximize the amount of watermain to be replaced in a single project. The Department has decided to replace the existing 6 inch watermain with a new 8 inch watermain on Appleton Avenue from Joy Road to Ann Arbor Trail, a distance of 3,000 feet of new main. This section of watermain has experienced 15 watermain repairs since 2005 with 9 repairs completed in 2014 alone. The increased frequency of repairs is due to the age of the watermain which is estimated at 70 years. The City will utilize pipe bursting technique of construction to run the new main which located between the curb and sidewalk on the west side of Appleton Avenue. All existing services will be reconnected to the new main. New gate valves and hydrants will also be placed. Restoration will include replacing any sidewalks and drive approaches disturbed during construction.

Project Relationships: Over the past several years the City has embarked in a watermain replacement program which is a high priority for the City. The proposed improvement fits into those plans. This section of watermain is also recommended to be replaced in the City's Water Master Plan.

Areas Affected: Wayne
Funding Program: Community Development Block Grant Program

Funding

Federal:	\$ 250,000
State:	\$ 0
Other:	\$ 300,000
Total:	\$ 550,000
Submitted for Executive Approval on:	04/03/2015

MEMORANDUM

DATE: February 2005
Update of the memorandum issued September 2002

FROM: Kathleen Schmidt, U.S. Department of Housing and Urban Development (HUD)
Brian D. Conway, State Historic Preservation Officer (SHPO)

TO: State, local and municipal officials and HUD-assisted non-profit organizations
and public housing authorities

SUBJECT: Guidelines for consulting with the State Historic Preservation Office (SHPO)
under Section 106 of the National Historic Preservation Act of 1966, as amended.

The State Historic Preservation Office (SHPO) and the U.S. Department of Housing and Urban Development (HUD) are working together to improve the Section 106 consultation process as it relates to projects funded in whole or in part with HUD funds. This memorandum explains your responsibilities under federal law, the Section 106 regulations, and provides guidelines for consultation with the SHPO. **The attached consultation guidelines are effective immediately.** These guidelines may be modified as necessary in the future.

Both the SHPO and HUD look forward to working with you under the attached consultation guidelines. A number of helpful websites are also available for more information.

Advisory Council on Historic Preservation: www.achp.gov

Michigan SHPO: www.michigan.gov/shpo

This website also includes Michigan Sites-on-Line, a directory of National and State Register listed sites in Michigan.

National Park Service/National Register of Historic Places: www.nps.gov

National Preservation Institute (offers Section 106 training programs): www.npi.org

National Trust for Historic Preservation: www.nthp.org

HUD Environmental web page:

<http://www.hud.gov/offices/cpd/energyenviron/environment/subjects/preservation/index.cfm>

Questions should be directed to Kathleen Schmidt of HUD at (414) 297-3214 extension 8108, or Diane Tuinstra, Environmental Review Assistant in the SHPO at (517) 335-2723.

DEFINITIONS

Area of potential effects (APE). The APE is defined in 36 CFR § 800.16(d) as the: “*geographic area or areas within which an undertaking may directly or indirectly cause changes in the character or use of historic properties, if any such properties exist. The area of potential effects is influenced by the scale and nature of an undertaking and may be different for different kinds of effects caused by the undertaking.*” For example, the APE for a housing rehabilitation project, particularly when the project is confined to the building’s interior, may be the physical boundaries of the house itself. In contrast, the APE for the development of a new industrial park may include a broad area surrounding the project site that could be visually or audibly impacted by the development. The industrial park development may also spark additional development in the area, a phenomenon known as secondary, or indirect, effects. These possible secondary effects must also be considered when defining the APE.

The Section 106 regulations are very specific and require that an agency first determine and document the APE. Only after an APE has been determined and documented should the necessary steps be taken to identify historic properties, if such properties exist. To determine the APE, it is **not** necessary to know whether any properties exist and an agency **cannot** first discern where historic properties are located and then define the APE so as to avoid including these properties within it. Determining the APE is not intended to center on what is convenient for the agency to avoid affecting historic properties.

Historic property. A historic property is defined in 36 CFR § 800.16(l)(1) as: “*any prehistoric or historic district, site, building, structure, or object included in, or eligible for inclusion in, the National Register of Historic Places.*” The term “eligible for inclusion in” refers to properties that are not listed in the National Register, but do meet the criteria for listing in the National Register.

National Register of Historic Places. The National Register of Historic Places is the official list of properties recognized by the federal government as worthy of preservation. To be included in, or eligible for inclusion in, the National Register a property must: 1) be at least 50 years of age; 2) retain its integrity; and 3) meet at least one of the following four criteria:

- A) Association with events, activities, or broad patterns of history;
- B) Association with persons significant in the past;
- C) Characteristic of a type, period, or method of construction, or has high artistic value; or
- D) Potential to yield information.

The National Register is not a complete list of all historic properties – it is being added to continuously. It is possible that a property may never be listed in the National Register and for this reason, it is necessary to consider properties that are eligible for inclusion in the National Register in the Section 106 review process.

Effect. Effect is defined in 36 CFR § 800.16(i) as: “*alteration to the characteristics of a historic property qualifying it for inclusion in or eligibility for the National Register.*” These characteristics relate to the design, materials and workmanship of the historic property, as well as location, setting, feeling, and association. For example, a farmstead may have a setting that will be affected by the proposed project. The contributing elements to the setting (i.e. fields, fences, trees, etc.) may be just as important to the farm as the buildings themselves. All of these characteristics must be considered when assessing the effects of a project.

Adverse effect. When a project will affect a historic property, the agency must apply the criteria of adverse effect to determine if the effect will be adverse, or negative. Adverse effect is defined in 36 CFR § 800.5(a)(1) as an action that may: “*alter, directly or indirectly, any of the characteristics that qualify the property for inclusion in the National Register in a manner that would diminish the integrity of the property’s location, design, setting, materials, workmanship, feeling, or association. . . adverse effects may include reasonably foreseeable effects caused by the undertaking that may occur later in time, be farther removed in distance or be cumulative.*” Adverse effects include, but are not limited to: demolition; alteration; removal of a property from its original setting; neglect; abandonment; or the introduction of visual, atmospheric, or audible elements.

THE ROLE OF THE FEDERAL AGENCY:
UNDERSTANDING YOUR RESPONSIBILITIES UNDER FEDERAL LAW

Section 106 of the National Historic Preservation Act (NHPA) of 1966, as amended, [16 USC 470, 36 CFR § 800; commonly known as Section 106] requires all federal agencies to take into account the effects of their undertakings on historic properties that are included in, or eligible for inclusion in, the National Register of Historic Places **prior** to the approval of the expenditure of any federal funds or to the issuance of any federal license or federal permit.

Under the Housing and Community Development Act [42 USC 5301], recipients of federal funds from HUD assume responsibility for compliance with all applicable federal laws. Therefore, you are acting on behalf of the federal agency as a federally-delegated authority. Federally-delegated authorities bear financial and legal responsibility for undertakings under Section 106.

Under Section 106, each federal agency or their federally-delegated authority is responsible for:

- 1) Determining if there is an undertaking (hereafter referred to as project);
- 2) Determining the project's area of potential effects (APE);
- 3) Identifying historic properties within the project's APE, if such properties exist; and
- 4) Assessing the effect(s) that the project may have on any historic properties in the APE.

Federal agencies or their federally-delegated authorities are **required** to consult with the SHPO during this identification and evaluation process.

Project Planning and Section 106

Timing is crucial to the Section 106 process. It is important that consideration of historic properties occur in the early stages of a project so that preservation concerns can receive thorough consideration as a project is planned. Early consideration also permits modifications to a project while they are relatively easy to accomplish and reduces the potential for conflict and delay. It is imperative that federal agencies seek to avoid adverse effects on historic properties, and planning is key if this is to be achieved. It may be possible to include preservation activities as eligible project costs.

Compliance with Section 106 and the National Environmental Policy Act (NEPA)

It should be understood that Section 106 and NEPA are **not** the same – they are two separate laws. The information submitted for a NEPA review will not suffice for a Section 106 review, **in many instances**. You should plan to complete your responsibilities under Section 106 **first** and then address historic properties in your NEPA compliance.

A project that is “categorically-excluded” under NEPA is **not** exempt from Section 106 review. If a project qualifies as an undertaking according to the Section 106 regulations [36 CFR § 800.3(a)], a Section 106 review must be completed.

Both NEPA and the Section 106 review processes are intended as analytical tools so that environmental issues, concerning both the natural and built environments, receive reasonable and fair consideration. These review processes are performed in the project planning stage, when adverse impacts to the environment can still be avoided or mitigated. Therefore, your compliance with these federal laws is essential to a timely execution of projects at the state and local level.

Involving Consulting Parties in the Section 106 Review Process

The Section 106 regulations require federal agencies, or their federally-delegated authorities, to actively consult with specific individuals and organizations throughout the Section 106 review process. A consulting party is defined as: “individuals and organizations with a demonstrated interest in the project due to the nature of their legal and economic relation to the undertaking or affected properties, or their concern with the undertaking's effect on historic properties” [36 CFR § 800.2(c)(5)]. Mandatory consulting parties include: the SHPO; a Tribal Historic Preservation Officer (THPO) if applicable; federally-recognized tribes if applicable; local units of government if the project may affect historic properties within their jurisdiction; and applicants for federal funds, licenses, or permits. Other individuals and

organizations may request to be consulting parties, but that decision is ultimately up to the federal agency. The federal agency, at an early stage of the Section 106 process, is required to consult with the SHPO to identify those individuals and organizations that have the right to be consulting parties.

Involving the Public in the Section 106 Review Process

The views of the public are essential to informed decision making in the Section 106 process and it is incumbent upon the federal agency to seek and consider the views of the public in a manner that reflects the nature and complexity of the undertaking and its effects on historic properties. The federal agency or their federally-delegated authority must provide the public with information about the project and allow the public to comment. Members of the public may also provide views on their own initiative for the federal agency to consider.

The federal agency must decide early how and when to involve the public in the Section 106 review process. A formal plan is not required, although that may be appropriate depending upon the scale of the undertaking and the magnitude of its effects on historic properties.

Because Section 106 compliance is the responsibility of the federal agency or their federally-delegated authority, concerns expressed by the public about specific projects should **first** be directed to the appropriate federal, state, county or municipal contact, not the SHPO. Doing otherwise may result in inefficient and erroneous communication and possible unforeseen delays in the consultation process. It is generally not appropriate for the public to contact the SHPO **unless** communication efforts with the federal agency or their federally-delegated authority have been unsuccessful.

A Proactive Approach to Section 106 Consultation

The SHPO strongly encourages communities to be proactive in their efforts to identify and evaluate their historic resources. Time spent evaluating these resources now will streamline the Section 106 review process in the future. Moreover, the identification of these resources is part of your responsibility as a recipient of federal funds.

The most effective way to identify historic resources is to conduct a reconnaissance-level, or “windshield”, survey of your community. This type of survey provides the most basic information about a community’s historic resources. It typically involves photographing areas that are likely to contain historic properties and evaluating their historic significance in consultation with a historic preservation professional. The SHPO maintains a list of such professionals. Research is conducted to develop a general history of the area and can be gathered from available local resource (see page 6 on where to go for information). Once completed, communities consult with the SHPO to finalize the survey and a copy of the survey is retained by the SHPO and used to expedite future Section 106 reviews. It is important to note that because historic properties are newly-identified on a continuing basis, surveys should periodically be updated.

Conducting a survey enables National Register-eligible properties to be identified and, in the case of historic districts, their boundaries to be defined. With adequate survey information, projects that fall outside the boundaries of these historic districts, specifically in areas that are not currently nor likely to become National Register-eligible, **may** eventually be exempt from Section 106 reviews. The SHPO believes that such an effort will significantly streamline the Section 106 review process.

Reconnaissance-level surveys can be cost-effective and provide innumerable benefits. Communities can enlist volunteers, such as students and retirees, to take photographs, conduct research and compile the data. Several communities may even choose to pool their resources to hire a historic preservation professional to undertake such a survey. Furthermore, communities may be eligible to receive HUD funds to conduct such a survey.

Several communities in Michigan have streamlined the Section 106 review process by entering into a programmatic agreement (PA) with the SHPO and the Council. A PA is an agreement that enables a community to undertake their own identification and evaluation efforts for specified projects, thus not necessitating SHPO involvement. Please contact the SHPO if you are interested in pursuing any of the above-mentioned options.

THE ROLE OF THE SHPO

State Historic Preservation Offices, created by the National Historic Preservation Act of 1966, as amended, exist in every state. In Michigan, the SHPO is part of the Michigan Historical Center, Department of History, Arts and Libraries. The SHPO identifies, evaluates, registers, interprets and protects the state's historic properties.

As mandated in the Section 106 regulations, the SHPO is a mandatory consulting party in the Section 106 review process. The SHPO **is not mandated** to conduct research, identify historic properties, or determine project effects related to Section 106 projects on behalf of a federal agency. The SHPO **is required** to respond, either with concurrence or non-concurrence, to a federal agency's adequately documented finding of effect. Furthermore, the SHPO is **not** a regulatory agency and, thus, does not have the authority to either clear or authorize federally-funded, licensed or permitted projects.

In order to avoid misunderstandings about the SHPO's role in the Section 106 process, the SHPO wishes to clarify the following points:

- **The SHPO does not have a complete list or database of all historic properties in the state.** The SHPO maintains a list of historic properties that are listed in the National Register of Historic Places and the State Register of Historic Sites. This list is available through Michigan Sites-on-Line at: www.michigan.gov/historicsites. In the case of Section 106 consultation, however, federal agencies or their delegated authorities are required to identify historic properties included in, or eligible for inclusion in, the National Register within the project's area of potential effects (APE). The identification of historic properties is the result of an appropriate level of effort undertaken by the federal agency, or its delegated authority, during the Section 106 process. Again, the SHPO does not conduct research or identify historic properties in a project's APE on behalf of an agency.
- **The SHPO is responsible for other programs in addition to Section 106 review activities.** In a given year, the SHPO is consulted on approximately 5000 federal undertakings of varying degrees of complexity. In addition to Section 106 review, the SHPO is responsible for implementing the National Register of Historic Places, and the Historical Marker and Centennial Farm programs, state and federal tax incentives programs, Michigan's Certified Local Government (CLG) program, several grant programs, assists governments in establishing local historic districts, and provides planning and technical assistance. The SHPO also oversees the state survey and archaeology programs.
- **The SHPO cannot conduct site visits.** The SHPO generally cannot accommodate requests for site visits concerning Section 106 projects. For this reason, the adequacy of information submitted to the SHPO for a Section 106 review is even more important.

GUIDELINES FOR HUD PROGRAM CONSULTATION WITH THE SHPO

HUD, in consultation with the SHPO, has developed the following guidelines for agency consultation with the SHPO. When preparing your annual action plan or yearly consolidated plan, please include the information described in these guidelines for the appropriate project type. The information described in these guidelines reflects the **minimum requirements** for a Section 106 review. Please contact HUD or the SHPO to determine if a project not mentioned in these guidelines requires consultation with the SHPO.

I. GENERAL INFORMATION

How to submit your project and when to expect a response

Specific guidelines for submitting projects are outlined in the subsequent pages of this memorandum. All projects, including housing rehabilitation projects, that are not submitted to the SHPO in the appropriate format or that do not provide complete information may be returned for revision and resubmission or with a request for more information. To assure a timely response from the SHPO, you are advised to initiate all consultation with the SHPO in accordance with these guidelines.

The SHPO has thirty (30) calendar days from the receipt of an adequately-documented finding of effect to respond. The SHPO **cannot guarantee** a thirty-day response to projects submitted without: 1) adequate documentation; and/or 2) demonstration of a reasonable, good-faith effort to identify historic properties within the project's area of potential effects (APE) and to assess the effects of the project on historic properties.

What is an adequately-documented finding? The adequacy of documentation necessary to support a finding of effect and documentation specifics are outlined in 36 CFR § 800.11. A finding must be supported by sufficient documentation to enable any reviewing parties to understand its basis. Documentation specifics are reflected in the information the SHPO requires for a project review and are outlined in the subsequent pages of this memorandum.

What is a reasonable and good faith effort? 36 CFR § 800.4(b)(1) indicates that federal agencies shall make a reasonable and good faith effort to carry out appropriate identification efforts, which may include background research, consultation, oral history interviews, sample field investigation, and field survey. The agency shall take into account past planning, research and studies, the magnitude and nature of the project and the degree of federal involvement, the nature and extent of potential effects on historic properties, and the likely nature and location of historic properties within the project's area of potential effects (APE).

What is a finding of effect? According to the Section 106 regulations, the final step in the process is to assess the effect(s) that a project may have on any historic properties in the APE. There are three findings of effect: 1) no historic properties affected; 2) no adverse effect; and 3) adverse effect.

- 1) **No historic properties affected [36 CFR § 800.4(d)(1)].** This determination means that: 1) there are no historic properties in the project's APE; **or** 2) there are historic properties present in the APE but the project will have no effect on them (see page 2 for definition of effect)
- 2) **No adverse effect [36 CFR § 800.5(b)].** This determination means that there are historic properties present in the project's APE and the project will have an effect on them, however, this effect does not meet the criteria of adverse effect (see page 2 for definition of adverse effect).
- 3) **Adverse effect [36 CFR § 800.5(d)(2)].** This determination means that there are historic properties present in the project's APE, the project will have an effect on them, and this effect does meet the criteria of adverse effect (see page 2 for definition of adverse effect).

Who can submit projects to the SHPO?

Consultants, property owners, non-profit housing corporations, housing coalitions, etc. are **not** recognized as federally-delegated authorities. The SHPO will not respond to these entities. Although projects may be submitted to the SHPO by some of these entities, excluding property owners, the project information **must** include the name, address, telephone and fax number of the federal agency or the federally-delegated authority contact. A response will not be provided for projects that fail to provide this information.

Where to go for information about historic properties

The SHPO recognizes that it may be difficult to gather information about historic properties in a project's APE and there may not be any information available in some instances. However, it is the responsibility of the federal agency or federally-delegated authority to conduct research on historic properties before submitting project information to the SHPO. The SHPO suggests that the following resources be considered:

General Resources

- City or county assessor's offices
- Colleges and universities, particularly those whose faculty are interested in local history
- Local historians
- Local historic district commissions
- Local historical societies
- Local, regional, or state libraries
- Long-term property owners and neighbors

Specific Resources

- City directories
- City atlases and plat maps
- County and local histories
- Deed records
- Property abstracts
- Tax records

In addition, the National Park Service maintains a list of properties listed in the National Register of Historic Places. Please reference their website at: www.cr.nps.gov/nr/. The SHPO maintains a website of historic properties that are listed in the National Register of Historic Places and the State Register of Historic Sites at: www.michigan.gov/historicsites.

Finally, the SHPO maintains a list of historic preservation professionals who can assist you in conducting research and identifying historic properties. Please contact the SHPO for a copy of this list.

Emergency situations

36 CFR § 800.12 addresses procedures to be followed in emergency situations. An emergency is defined as an action undertaken in response to a: "*disaster or emergency declared by the President of the United States, a tribal government, a state governor or to other immediate threats to life, public health, public safety, or property.*" The agency must notify the Council and the SHPO of the action and afford the SHPO seven (7) days, less if circumstances do not permit, to comment. Should the SHPO object to the action within this time period, the agency must follow the standard Section 106 review process.

Section 106 emergency provisions are applicable only to actions that will be undertaken within thirty (30) days after formal declaration of the disaster or emergency, unless circumstances warrant an extension of that time frame. Immediate rescue and salvage operations conducted to preserve life or property are exempt from the Section 106 review process.

The Section 106 regulations are clear and denote that emergencies must be of a unique and unusual community/neighborhood-wide nature, **not** concerning single residences. Also, emergencies must be the result of a sudden event or a natural disaster. **A gradually deteriorating situation over a period of time resulting in part from neglect or diminished maintenance would generally not be considered an emergency.** Single-family residential rehabilitation actions are generally not considered emergencies under these regulations or 24 CFR § 58.33.

II. SUBMITTING HOUSING REHABILITATION PROJECTS

All structures that are fifty (50) years of age or older must be reviewed by the SHPO, unless the proposed work is considered a project type that does not require consultation with the SHPO (see pages 12-13 for a list of these project types). Please do not direct property owners to contact the SHPO. The following items are required and must be submitted to the SHPO **before** the project work begins.

1. The housing rehabilitation card supplied by the SHPO.
 - A. This card must be completed and include the following information regarding the structure:
 - Address;
 - Municipal unit (the municipal unit is the actual location of the property, **not** the mailing address i.e. if a property is located in Alpha Township, but the mailing address is Beta City, the address should be given as Alpha Township);
 - County;
 - Date of construction (found in city/township tax assessor's records);
 - Date of photograph; and
 - Existing exterior materials.
 - B. **Attach** (staple, glue or tape) an original, clear photograph to the front of the card. Photographs should be no larger than 4.5" x 4.5". The subject of the photograph should not be obscured by shadows, trees, cars or any other type of object. 35mm color or black and white photographs are preferred. Digital photographs should have a high resolution; please do not enlarge photographs too much as this detracts from their resolution. Polaroid photographs are acceptable, however the quality of these photographs is very poor; if possible, the SHPO prefers that polaroids not be submitted.
 - C. A map with *legible* street/road names should be **attached** (stapled, glued or taped) to the back of the card. This map must highlight the exact location of the property. Please do not simply circle the approximate location of the property because in some instances, the location of a property on one side of the street or the other will determine whether the property is located in an eligible or listed historic district, and such information is critical. Many agencies and organizations use computer websites to supply the SHPO with the correct information. Two such websites include: <http://maps.yahoo.com> and <http://mapquest.com>. Maps copied from the local telephone book, showing nearby cross streets, also suffice. **Hand-drawn maps or copies of large-scale road maps are not acceptable.**
2. The historic significance response sheet supplied by the SHPO. This should be filled out with:
 - Your return address;
 - Date;
 - Address of the property to be reviewed;
 - Municipal unit (the municipal unit is the actual location of the property, **not** the mailing address i.e. if a property is located in Alpha Township, but the mailing address is Beta City, the address should be given as Alpha Township); and
 - County.

If the structure is determined to be historic, the SHPO will request to review the plans and specifications of the proposed work. These plans and specifications should be as detailed as possible and indicate the exact nature of the work to be undertaken.

III. SUBMITTING ALL OTHER PROJECTS

HUD, in consultation with the SHPO, has determined that the following undertakings may affect historic properties within the project's area of potential effects (APE) unless the proposed work is considered a project type that does not require consultation with the SHPO (see pages 15-16 for a list of these project types).

- Streetscape improvement projects
- Infrastructure projects
- New build/infill projects
- Construction of public housing units
- Commercial rehabilitation or development projects
- Construction of new government facilities

If your project meets **any or all** of the following criteria listed below **and** the proposed work is not listed on pages 12-13, you are required to complete the Section 106 review process **prior** to the initiation of any construction-related activity.

- Any properties to be affected by the project are fifty (50) years of age or older.
- Any properties to be affected by the project are included in, or eligible for inclusion in: 1) the State Register of Historic Sites; and/or 2) the National Register of Historic Places.
- Any properties to be affected by the project have historic significance (i.e. the factory building in which there was a significant invention; the site of an important workers' strike; the home of an important local historical figure, etc.)
- The project's APE includes any properties that are included in, or eligible for inclusion in: 1) the State Register of Historic Sites; and/or 2) the National Register of Historic Places.
- The project, or buildings in the project's APE, are located in: 1) a locally-designated historic district; 2) a historic district included in, or eligible for inclusion in the State Register of Historic Sites; and/or 3) a historic district included in, or eligible for inclusion in, the National Register of Historic Places.
- Any properties fifty (50) years of age or older will be altered, removed, abandoned, or demolished to accommodate the project.
- The project is in an established neighborhood (fifty (50) years of age or older) where trees, sidewalks, or other streetscape features may be added, altered, removed, or demolished to accommodate the project.

If your project does not meet any of the above criteria, you should document your decision in the event that you are requested to provide justification for your actions. If you are in doubt about any of the above criteria, it is in your best interest to assume that historic properties may be in the project's area of potential effects (APE) and to submit the required information needed for a project review (see pages 12-13) to the SHPO.

Unless your project is a housing rehabilitation or is project type that does not require consultation with the SHPO (see pages 15-16 for a list of these project types), you must submit the required information needed for a project review to the SHPO. The form required for submission of projects is on pages 13-14. The form is available for download on our website at www.michigan.gov/shpo in the Environmental Review section. The downloaded form may be filled in using MS Word, printed, and sent to us.

Please respond to each point, even if there is no information available. The terms “not applicable” or “unknown” are not acceptable responses. The following instructions will help you complete the form. If you have questions not answered by the instructions, please contact Diane Tuinstra at 517.335.2723 or tuinstrad@michigan.gov.

Section I: General Information

- a. Please provide the name of your project.
- b. Provide the street address of your project if applicable. If no street address exists please leave this blank.
- c. Municipal unit is not always the mailing address of the project location. For example, if a mailing address lists Lansing as the city, yet the project is outside the city limits, then the township is the municipal unit.
- d. Every project has a federal funding, licensing, or permitting agency. Include the **name**, address, and telephone number of the contact person at the federal agency. A federal agency or federally delegated authority contact is mandatory. Projects not receiving federal assistance, nor requiring a federal permit or license, are not subject to Section 106 review except in certain circumstances when mandated by state or local policy. If you do not know your federal agency please contact the party requiring you to apply for Section 106 review for this information.
- e. Include the **name**, address, and telephone number of the contact person at the state agency. If this is a grant program note the name of the program (i.e. CDBG, HOME, TEA-21, etc.)
- f. Please provide the name, address, telephone number, and email address of the contact person to who questions may be directed.

Section II: Ground Disturbing Activity

- a. Provide a USGS 7.5 minute quadrangle map with the location clearly marked. An entire quad map does not have to be submitted, an 8.5x11 inch portion of the map may be submitted. Map scale must be 1:24000. Photocopies are acceptable as long as the map and location are clear. Street maps and plat maps are not acceptable substitutes.
- b. Provide the name of the quadrangle map.
- c. Township, Range and Section refer to the coordinates of the project location. These are numbers such as T21N, R2W, Section 12. Do not put names of townships in this location. Alternative coordinates, such as UTM, may be submitted in addition to the Township, Range and Section.
- d. Describe the proposed dimensions of ground disturbing activity. Plans and specifications should not be substituted here. Example: 4 feet wide, 20 feet long, 2 feet deep.
- e. Describe the previous use of the land. Was it farm land, an industrial site, a homestead, etc.? Was there a utility corridor placed on the property, were sewer and waterlines placed there 10 years ago, etc.?
- f. Describe the current use and condition of the property.
- g. Ask the landowner(s) if they are aware of any artifacts being discovered on the property at any point in time. Include their description of items that have been found, if any.

Section III: Project Work Description and Area of Potential Effects

- a. This is a detailed description of the work that will be undertaken. Include any information about building removals, rehabilitation, and landscape alteration such as sidewalk or tree removals. The SHPO is mandated to assess the effects that a project will have on the historic built environment. Economic benefits, impacts to the natural and social environment are not relevant unless these bear some connection to the integrity of the historic built environment.
- b. Localized map highlighting the location of the project (i.e. a copy of a portion plat or a city street map). Maps must provide the precise location of the project. If the project will occur in several locations (i.e. curb and gutter replacement at several places along a roadway), all such locations must be noted. Please ensure that street/road names are included and legible.
- c. Draw/Outline/Highlight the APE for your project.
- d. *The terms “not applicable” or “unknown” are not acceptable responses.* Describe the steps taken to identify the area of potential effects and justify the boundaries chosen. **The area of potential effects** is defined as the geographic area or areas within which an undertaking may directly, or indirectly, cause changes in the character or use of historic properties. *In most instances, the area of potential effects is not simply the project’s physical boundaries, or right-of-way.* The area of potential effects is influenced by the scale and nature of an undertaking and may be different for different kinds of effects caused by an undertaking. In defining the APE, you must consider not only physical effects but also visual, auditory, and sociocultural (i.e. land use, traffic patterns, public access) effects.

Section IV: Identification of Historic Properties

- a. List and provide construction dates for all properties 50 years of age or older located in the APE. The terms “*not applicable*” or “*unknown*” are not acceptable responses. If research has been done and no approximate date is found, the term “not found” is acceptable. If your project is located in a National Register eligible, listed or local historic district it is not necessary to list every structure. Identify the district and describe its general characteristics and range of construction dates.
- b. A historic property is defined as any prehistoric or historic district, site, building, structure, or object that is 50 years of age or older and is listed in, or eligible for listing in, the National Register of Historic Places. It is your responsibility to make a reasonable and good faith effort to carry out appropriate identification efforts, which *may* include background research, consultation, oral history interviews, sample field investigation, and field survey. Michigan Sites-On-Line is a directory of properties listed in the National Register (www.michigan.gov/shpo). This directory, however, does not include properties eligible for listing in the National Register, and simply searching this directory does not fulfill your responsibility to identify historic properties. *The SHPO does not conduct research.*
- c. Please choose one.
- d. Please describe the condition, previous disturbance to and history of any historic property located in the APE and identified on section IV of this form.
- e. Key identified historic properties onto a localized map. This can be the same map that was created in Section III.b,c.

Section V: Photographs

Faxed or photocopied photographs are not acceptable. Photographs may be color or black and white. Printed digital photographs are acceptable provided they have a high dpi and clear resolution. Photographs must provide clear views (i.e. subject of the photograph should not be obscured by shadows, trees, cars, or any other type of obstruction) of any historic properties in the project’s area of potential effects. If submitting a project which is, or may be in, a historic district (especially in commercial or residential neighborhoods fifty years of age or older) please submit representative streetscape views of the built environment in the project’s area of potential effects to provide the SHPO with an idea of the architectural context. Remember to key all photographs to your localized map.

- a. Please photograph the location where the project will be taking place. If the project covers a large area, please provide several views.

- b. Please provide photographs of properties identified in Section IV.a. If the project is located in a National Register eligible, listed or local historic district it is not necessary to photograph every structure. Streetscape photographs that clearly illustrate the district are sufficient.

Section VI: Determination of Effect

Following a reasonable and good faith effort to identify historic properties within the project's area of potential effects, provide the SHPO with your finding of the project's effect upon historic properties within the project's area of potential effects.

- a. For a determination of: (1) *no historic properties affected* [36 CFR § 800.4(d)(1)] in which there are either no historic properties present or no historic properties affected, include the basis for this determination.
- b. For a determination of: *no adverse effect* [36 CFR § 800.5(b)]; explain why the criteria of adverse effect [36 CFR § 800.5(a)(1)] were not found applicable and include any conditions to avoid, minimize, or mitigate adverse effects. Adverse effects must be resolved in consultation with the SHPO pursuant to 36 CFR § 800.6. Please indicate the efforts undertaken to seek views provided by consulting parties and the public pursuant to 36 CFR § 800.6(a)(4), and provide copies or summaries of this information to the SHPO.
- c. For a determination of: *adverse effect* [36 CFR § 800.5(d)(2)]; explain why the criteria of adverse effect [36 CFR § 800.5(a)(1)] were found applicable and include any conditions to avoid, minimize, or mitigate adverse effects. Adverse effects must be resolved in consultation with the SHPO pursuant to 36 CFR § 800.6. Please indicate the efforts undertaken to seek views provided by consulting parties and the public pursuant to 36 CFR § 800.6(a)(4), and provide copies or summaries of this information to the SHPO.

IV. HUD PROJECT TYPES NOT REQUIRING CONSULTATION WITH THE SHPO

HUD, in consultation with the SHPO, has determined that the following activities do not meet the definition of undertaking since they do not have the potential to cause effects on historic properties per 36 CFR § 800.3(a) **or** they have limited potential to affect historic properties and therefore *no historic properties will be affected* by these undertakings per 36 CFR § 800.4(d). Therefore, you are not required to initiate consultation with the SHPO for the following federally-funded undertakings **if** permanent impacts upon original interior elements or surface treatments, particularly those elements of the historic property that contribute to its historic or architectural significance, are avoided. **You should document your decision in the event that your are requested to provide justification for your actions.**

Community Improvement Projects	General Activities	Interior Rehabilitation	Exterior Rehabilitation
Reconstruction of roads where no change in width, surface materials, surface treatments, or vertical alignments of drainage is to occur	Administration overhead, including salaries	Electrical work	Caulking, weatherstripping or replacement of missing or damaged window glass with glass of the same surface qualities (color, texture, and reflectivity)
Repair or replacement of existing curbs and sidewalks with identical materials within existing dimensions	Code enforcement	Installation of new kitchen and bath appliances, cabinets, counters, tubs, sinks and toilets	Installation or replacement of gutters and downspouts (if the color is historically appropriate for the period and style of the historic resource)
Repair or replacement of water, gas, storm, and/or sewer lines if it occurs within the dimensions of the original trench and permanent impacts upon surface treatments (sidewalks, curbs, raised planters, benches, streetlights, etc.) or landscape features (trees, shrubs, lawns, etc.) which contribute to the historic or architectural significance of the resource are avoided	Drug abuse resistance educational programs	Installation of insulation provided it is restricted to attics, crawl spaces, the upper surfaces of existing ceilings when the ceilings are not dropped ceilings, and proper vapor barriers are used	Flat or shallow pitch roof repair or replacement (shallow pitch is understood to have a rise-to-run ratio equal to or less than 3" to 12"), with no part of the surface of the roof visible from the ground
Tree planting or landscaping adjacent to the right-of-way	Emergency services programs	Installation of smoke or carbon monoxide alarms	Painting <u>previously</u> painted surfaces in color(s) historically appropriate for the period and style of the historic resource
Repainting parking spaces or streets	Equipment purchases	Interior surface treatments (floors, walls, ceilings and woodwork) provided the work is restricted to repainting, refinishing, repapering, or laying carpet or linoleum and the feature is not significant to the historic character of the property	In-kind <u>replacement</u> of asphalt shingles
	Home health care	Plumbing rehabilitation work and replacement, including pipes and fixtures	<u>Repair of existing</u> wheelchair ramps
	Outreach programs	Repair or replacement of concrete basement floors and interior basement walls	Repair or replacement of <u>existing</u> siding if done with siding that matches the existing siding in dimension, profile and material

Community Improvement Projects	General Activities	Interior Rehabilitation	Exterior Rehabilitation
	Public safety programs	Repair, replacement or cleaning of existing water heaters, heating systems (including duct work and piping) or other appliances	Repair, replace or install new sidewalks or driveways that match the existing sidewalk or driveway in materials and dimensions
	Public service activities	Replacement of door locks	Repair or replacement of chimneys with the same material and dimensions
	Planning activities and programs	Restroom improvements for handicapped access provided that the work is contained within the existing restroom	Repair of porch ceilings, steps, floors or railing if done in-kind to match existing original materials, configuration and dimensions
	Recreational activities and services		Repair or repainting of <u>existing</u> storm windows
	Relocation assistance		
	Section 108 principal and interest payments		
	Senior activities and services		
	Senior transportation and programming		
	Vector control programs		



RICK SNYDER
GOVERNOR

STATE OF MICHIGAN
MICHIGAN STATE HOUSING DEVELOPMENT AUTHORITY
STATE HISTORIC PRESERVATION OFFICE

GARY HEIDEL
EXECUTIVE DIRECTOR

May 23, 2012

RON AMEN
CITY OF DEARBORN HEIGHTS
26155 RICHARDSON
DEARBORN HEIGHTS MI 48217

RE: ER-10-519 Vista Maria Facility Rehabilitation Project, 20651 West Warren Street, Dearborn Heights,
Wayne County (HUD)

Dear Mr. Amen:

Under the authority of Section 106 of the National Historic Preservation Act of 1966, as amended, we have reviewed the above-cited undertaking at the location noted above. Based on the information provided for our review, it is the opinion of the State Historic Preservation Officer (SHPO) that **no historic properties are affected** within the area of potential effects of this undertaking.

The views of the public are essential to informed decision making in the Section 106 process. Federal Agency Officials or their delegated authorities must plan to involve the public in a manner that reflects the nature and complexity of the undertaking, its effects on historic properties and other provisions per 36 CFR § 800.2(d). We remind you that Federal Agency Officials or their delegated authorities are required to consult with the appropriate Indian tribe and/or Tribal Historic Preservation Officer (THPO) when the undertaking may occur on or affect any historic properties on tribal lands. **In all cases**, whether the project occurs on tribal lands or not, Federal Agency Officials or their delegated authorities are also required to make a reasonable and good faith effort to identify any Indian tribes or Native Hawaiian organizations that might attach religious and cultural significance to historic properties in the area of potential effects and invite them to be consulting parties per 36 CFR § 800.2(c-f).

This letter evidences the City of Dearborn Heights' compliance with 36 CFR § 800.4 "Identification of historic properties", and the fulfillment of the City of Dearborn Heights' responsibility to notify the SHPO, as a consulting party in the Section 106 process, under 36 CFR § 800.4(d)(1) "No historic properties affected."

The State Historic Preservation Office is not the office of record for this undertaking. You are therefore asked to maintain a copy of this letter with your environmental review record for this undertaking. If the scope of work changes in any way, or if artifacts or bones are discovered, please notify this office immediately.

If you have any questions, please contact Diane Tuinstra, Cultural Resource Management Specialist, at (517) 335-2723 or by email at tuinstrad@michigan.gov. **Please reference our project number in all communication with this office regarding this undertaking.** Thank you for this opportunity to review and comment, and for your cooperation.

Sincerely,

Diane Tuinstra
Cultural Resource Management Specialist

for Brian D. Conway
State Historic Preservation Officer

SAT:DRT

Copy: Jason Smith, Wade Trim Associates



MICHIGAN NAAQS ATTAINMENT STATUS

Attainment Areas:

The entire State of Michigan is currently designated “Attainment” with the National Ambient Air Quality Standards (NAAQS) for:

- ◆ Carbon Monoxide [CO]
 - ◆ Nitrogen Dioxide [NO₂]
 - ◆ Ozone [O₃]
 - ◆ Sulfur Dioxide [SO₂]
 - ◆ Particulate Matter Less Than 10 Microns [PM₁₀]
-

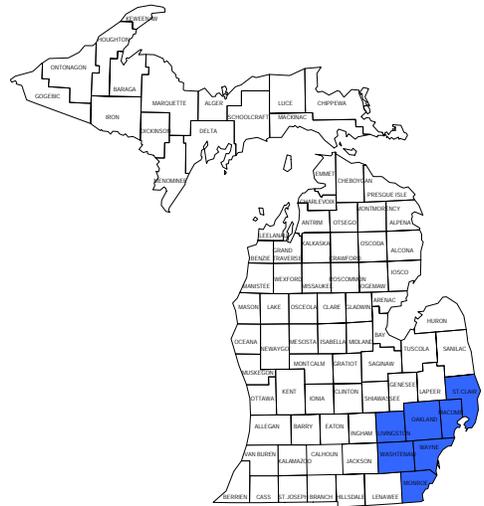
Nonattainment Areas:

◆ Annual and 24-hour PM_{2.5} (fine particles)

DEQ has requested that EPA redesignate area to Attainment.

Detroit Metropolitan Area

- Livingston
- Macomb
- Monroe
- Oakland
- St. Clair
- Washtenaw
- Wayne



* Note that **compliance** and **attainment** are two separate issues. All Michigan counties meet (are in compliance with) current PM_{2.5} Standards; but the EPA has not yet changed the attainment status. A single Wayne County monitor – located in an area heavily impacted by highway and industrial emissions – did not meet PM_{2.5} NAAQS until 2010.

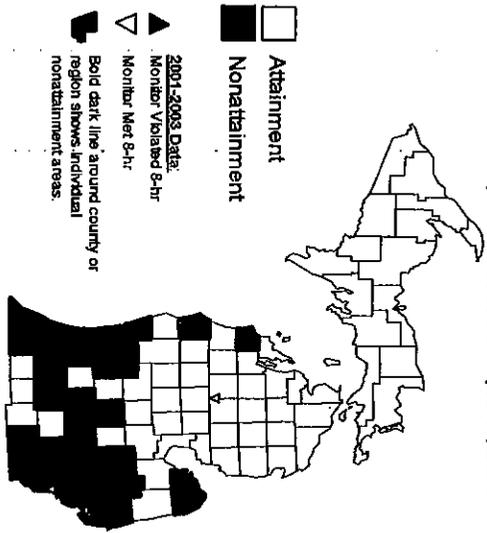
◆ Lead [Pb]

All Michigan Counties meet the Lead (Pb) National Ambient Air Quality Standards except for a small area in Ionia County (*less than 1 square mile in Belding*).



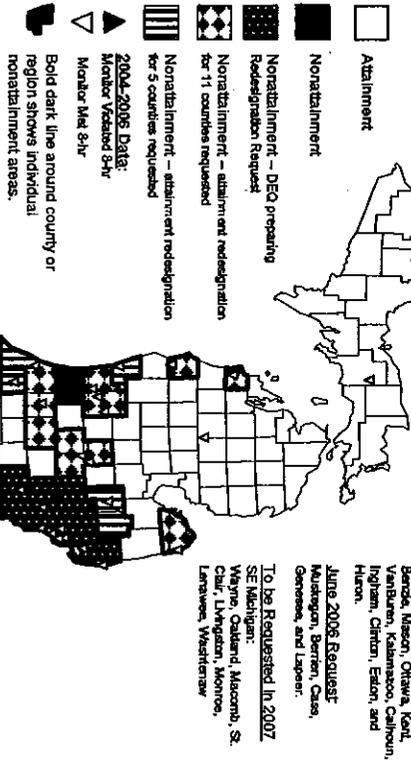
8-hour Ozone Designations June 15, 2004

per EPA action on April 15, 2004



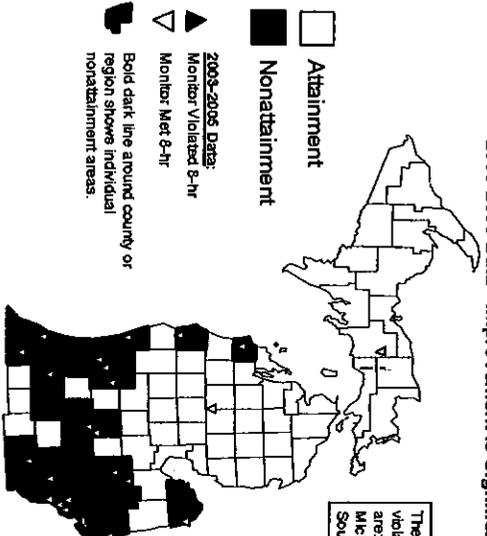
Ozone Attainment Designation Status

2004-2006 Data - plus County Redesignation Requests



Ozone Attainment Designation Status

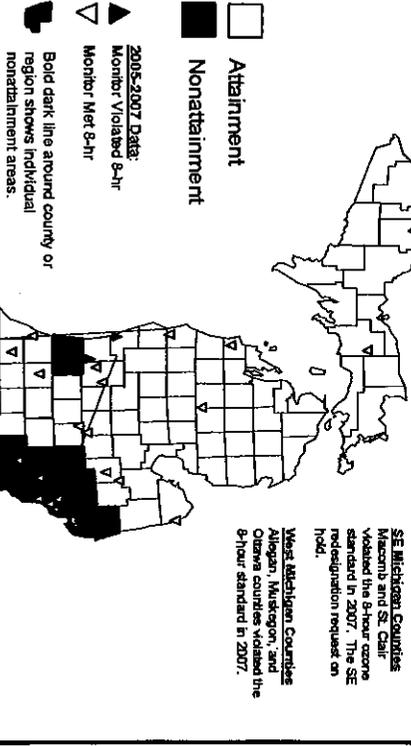
2003-2005 Data - Improvement is Significant



The only counties that show violation of 8-hour standard are: Allegan in West Michigan and Macomb in Southeast Michigan.

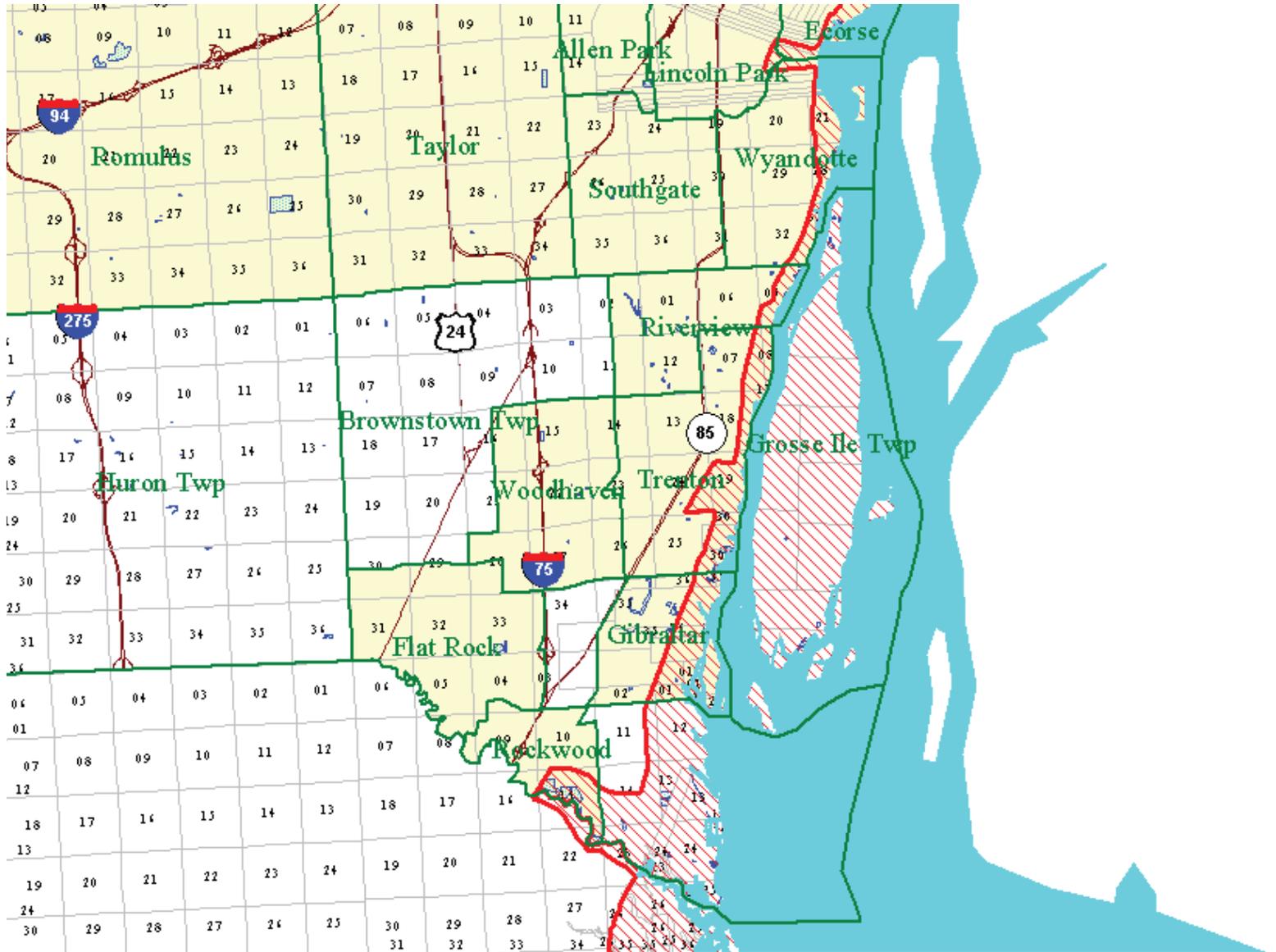
Ozone Attainment Designation Status

2005-2007 Data - SE Michigan Redesignation Request on Hold

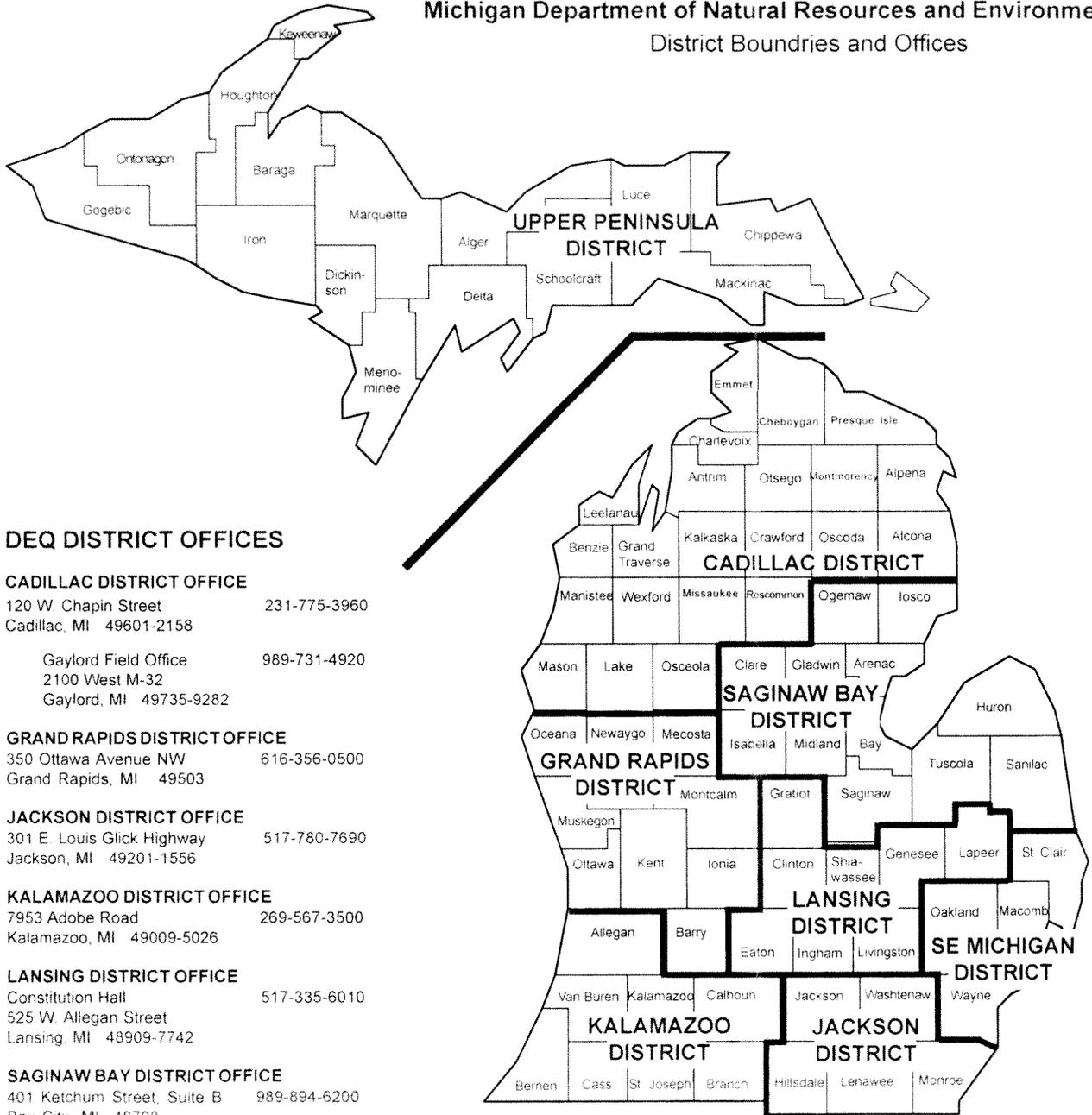


Wayne County
Ecorse, Lincoln Park, Wyandotte and Riverview, T3S R11E
Trenton, T4S R11E
Rockwood, Gibraltar and Brownstown Township T5S R10E

The heavy red line is the **Coastal Zone Management Boundary**
The red hatched area is the **Coastal Zone Management Area**.



**Michigan Department of Natural Resources and Environment
District Boundries and Offices**



DEQ DISTRICT OFFICES

CADILLAC DISTRICT OFFICE

120 W. Chapin Street 231-775-3960
Cadillac, MI 49601-2158

Gaylord Field Office 989-731-4920
2100 West M-32
Gaylord, MI 49735-9282

GRAND RAPIDS DISTRICT OFFICE

350 Ottawa Avenue NW 616-356-0500
Grand Rapids, MI 49503

JACKSON DISTRICT OFFICE

301 E. Louis Glick Highway 517-780-7690
Jackson, MI 49201-1556

KALAMAZOO DISTRICT OFFICE

7953 Adobe Road 269-567-3500
Kalamazoo, MI 49009-5026

LANSING DISTRICT OFFICE

Constitution Hall 517-335-6010
525 W. Allegan Street
Lansing, MI 48909-7742

SAGINAW BAY DISTRICT OFFICE

401 Ketchum Street, Suite B 989-894-6200
Bay City, MI 48708

SOUTHEAST MICHIGAN DISTRICT OFFICE

27700 Donald Court 586-753-3700
Warren, MI 48092-2793

Detroit Field Office 313-456-4700
Cadillac Place
3058 West Grand Boulevard, Suite 2-300
Detroit, MI 48202-6058

UPPER PENINSULA DISTRICT OFFICE

420 5th Street 906-346-8300
Gwinn, MI 49841

ENVIRONMENTAL ASSISTANCE CENTER

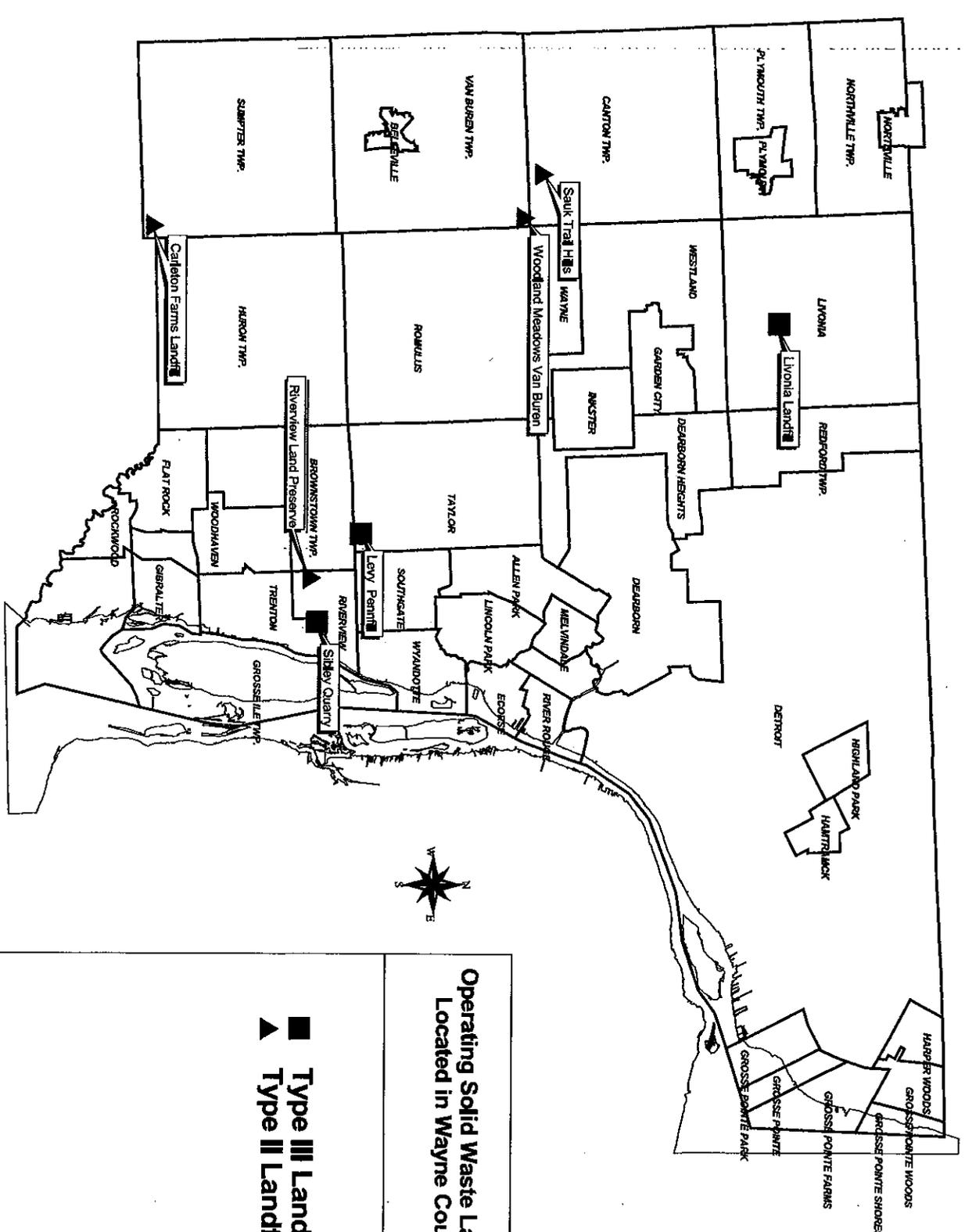
(for general information):
Telephone: 800-662-9278
Fax: 517-241-0673

POLLUTION EMERGENCIES

Telephone: 800-292-4706

DEQ WEB PAGE

www.michigan.gov/deq



**Operating Solid Waste Landfills
Located in Wayne County**

- Type III Landfills
- ▲ Type II Landfills



Wayne
Department of Environment
County

**County Distribution of Michigan's Federally
Threatened, Endangered, Proposed, and Candidate Species**

For more information about threatened and endangered species in Michigan, contact the
U.S. Fish & Wildlife Service office at 2651 Coolidge Road, Suite 101,
East Lansing, Michigan 48823 (517/351 6274)

County	Species	Status	Habitat
Alcona	Kirtland's warbler (<i>Dendroica kirtlandii</i>)	Endangered	Nests in young stands of jack pine
Alcona	Eastern massasauga (<i>Sistrurus catenatus catenatus</i>)	Candidate	
Alcona	Pitcher's thistle (<i>Cirsium pitcheri</i>)	Threatened	Stabilized dunes and blowout areas
Alger	Canada lynx (<i>Lynx canadensis</i>)	Threatened	A Canada lynx was recently documented in the Upper Peninsula. The counties listed here have the highest potential for Lynx presence: Alger, Baraga, Chippewa, Delta, Dickinson, Gogebic, Houghton, Iron, Keweenaw, Luce, Mackinac, Marquette, Menominee, Ontonagon, Schoolcraft.
Alger	Gray wolf (<i>Canis lupus</i>)	Endangered	Northern forested areas
Alger	Piping plover (<i>Charadrius melodus</i>)	Endangered	Beaches along shorelines of the Great Lakes
Alger	Piping plover (<i>Charadrius melodus</i>)	Critical Habitat Designated	
Alger	Pitcher's thistle (<i>Cirsium pitcheri</i>)	Threatened	Stabilized dunes and blowout areas
Allegan	Indiana bat (<i>Myotis sodalis</i>)	Endangered	Summer habitat includes small to medium river and stream corridors with well developed riparian woods; woodlots within 1 to 3 miles of small to medium rivers and streams; and upland forests. Caves and mines as hibernacula.
Allegan	Eastern massasauga (<i>Sistrurus catenatus catenatus</i>)	Candidate	
Allegan	Karner blue butterfly (<i>Lycæides melissa samuelis</i>)	Endangered	Pine barrens and oak savannas on sandy soils and containing wild lupines (<i>Lupinus perennis</i>), the only known food plant of larvae.
Allegan	Pitcher's thistle (<i>Cirsium pitcheri</i>)	Threatened	Stabilized dunes and blowout areas
Alpena	Piping plover (<i>Charadrius melodus</i>)	Endangered	Beaches along shorelines of the Great Lakes
Alpena	Eastern massasauga (<i>Sistrurus catenatus catenatus</i>)	Candidate	
Alpena	Hine's emerald dragonfly (<i>Somatochlora hineana</i>)	Endangered	Spring fed wetlands, wet meadows and marshes; calcareous streams & associated wetlands overlying dolomite bedrock
Alpena	Dwarf lake iris (<i>Iris lacustris</i>)	Threatened	Partially shaded sandy-gravelly soils on lakeshores
Alpena	Pitcher's thistle (<i>Cirsium pitcheri</i>)	Threatened	Stabilized dunes and blowout areas

County	Species	Status	Habitat
Wayne	Indiana bat (<i>Myotis sodalis</i>)	Endangered	Summer habitat includes small to medium river and stream corridors with well developed riparian woods; woodlots within 1 to 3 miles of small to medium rivers and streams; and upland forests. Caves and mines as hibernacula.
Wayne	Eastern massasauga (<i>Sistrurus catenatus catenatus</i>)	Candidate	
Wayne	Northern riffleshell (<i>Dysnomia torulosa rangiana</i>)	Endangered	Large streams and small rivers in firm sand of riffle areas; also occurs in Lake Erie
	Rayed bean (<i>Villosa fabalis</i>)	Candidate	
Wayne	Eastern prairie fringed orchid (<i>Plantathera leucophaea</i>)	Threatened	Mesic to wet prairies and meadows

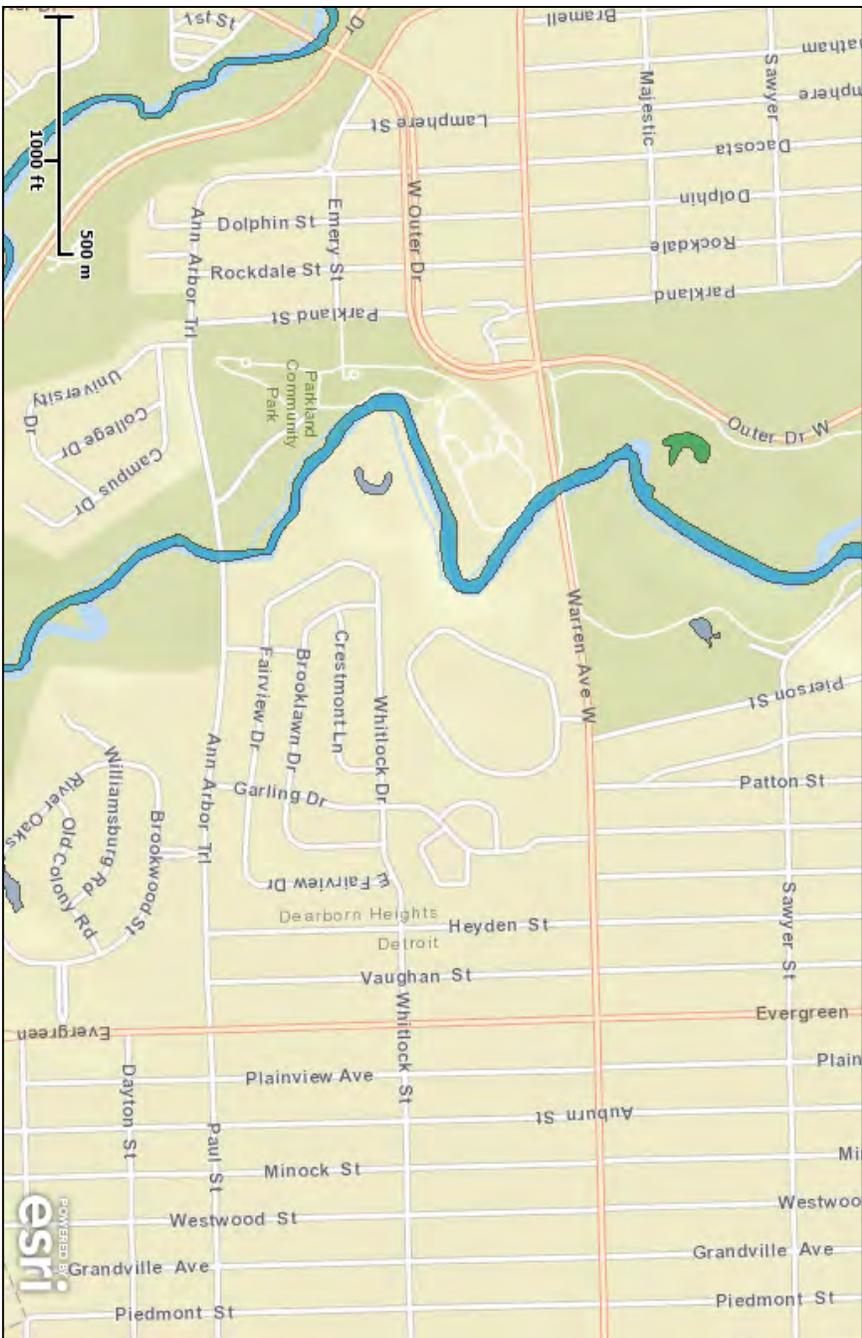
Revised July 2009



U.S. Fish and Wildlife Service National Wetlands Inventory

Vista Maria Rehab

Apr 3, 2015



- Wetlands**
- Freshwater Emergent
 - Freshwater Forested/Shrub
 - Estuarine and Marine Deepwater
 - Estuarine and Marine
 - Freshwater Pond
 - Lake
 - Riverine
 - Other
- Riparian**
- Herbaceous
 - Forested/Shrub
- Riparian Status**
- Digital Data

User Remarks:

Project at Vista Maria located at 20651 Warren Ave, Dearborn Heights, MI

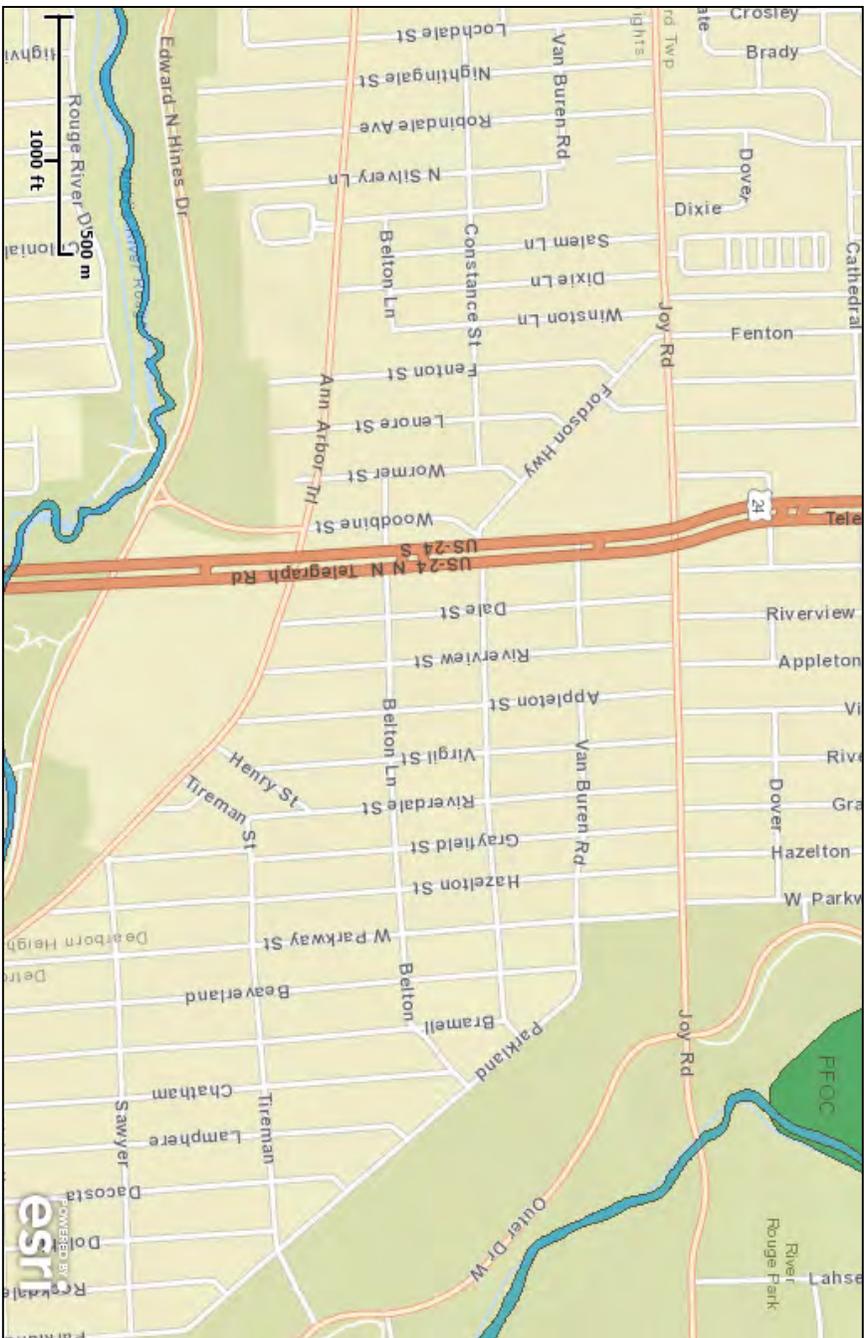
This map is for general reference only. The US Fish and Wildlife Service is not responsible for the accuracy or currentness of the base data shown on this map. All wetlands related data should be used in accordance with the layer metadata found on the Wetlands Mapper web site.



U.S. Fish and Wildlife Service National Wetlands Inventory

**Appleton Ave
Watermain
Replacement**

Apr 3, 2015



- Wetlands**
 - Freshwater Emergent
 - Freshwater Forested/Shrub
 - Estuarine and Marine Deepwater
 - Estuarine and Marine
 - Freshwater Pond
 - Lake
 - Riverine
 - Other
- Riparian**
 - Herbaceous
 - Forested/Shrub
- Riparian Status**
 - Digital Data

This map is for general reference only. The US Fish and Wildlife Service is not responsible for the accuracy or currentness of the base data shown on this map. All wetlands related data should be used in accordance with the layer metadata found on the Wetlands Mapper web site.

User Remarks:
Watermain replacement project on Appleton Avenue between Joy Road and Ann Arbor Trail

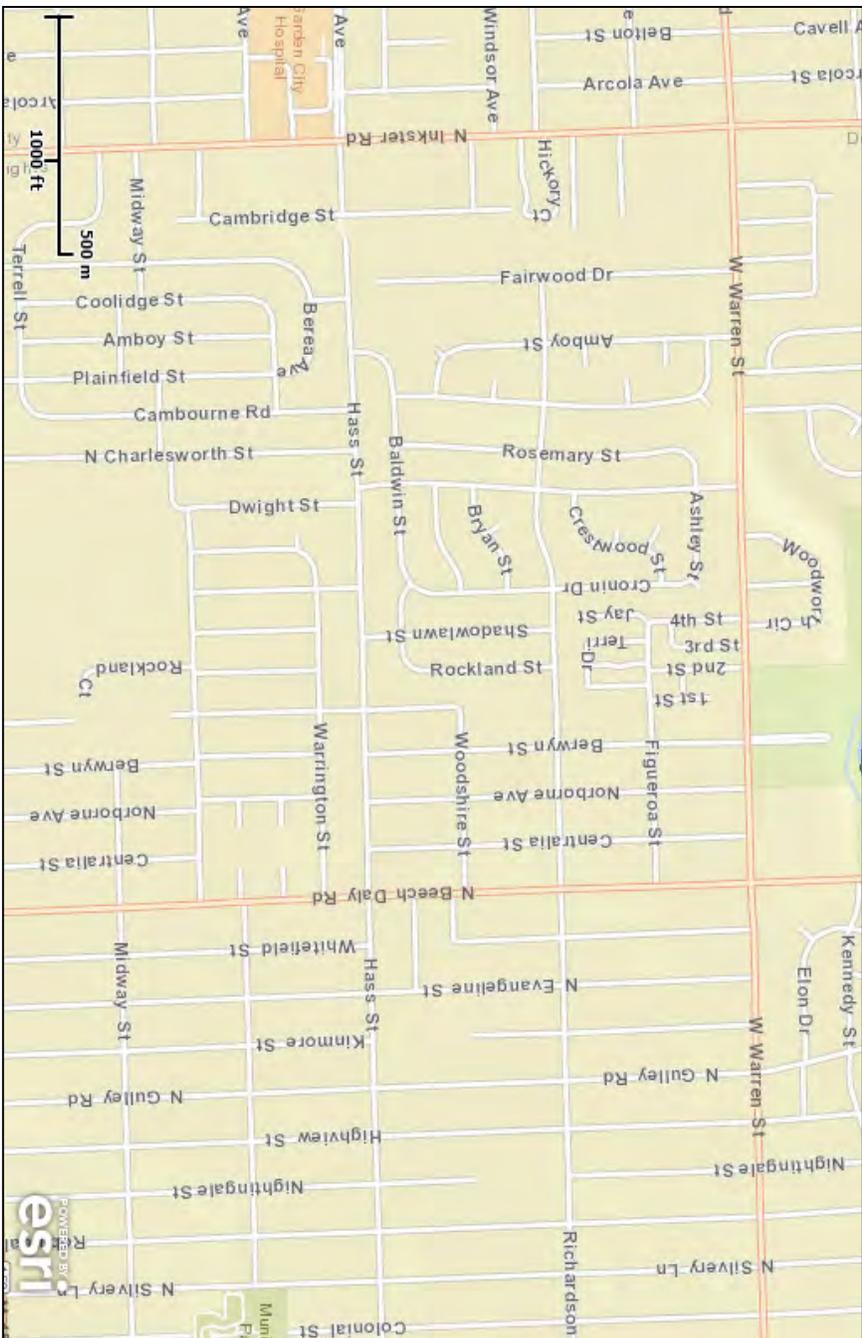


U.S. Fish and Wildlife Service

National Wetlands Inventory

Berwyn Center
Rehab

Apr 3, 2015



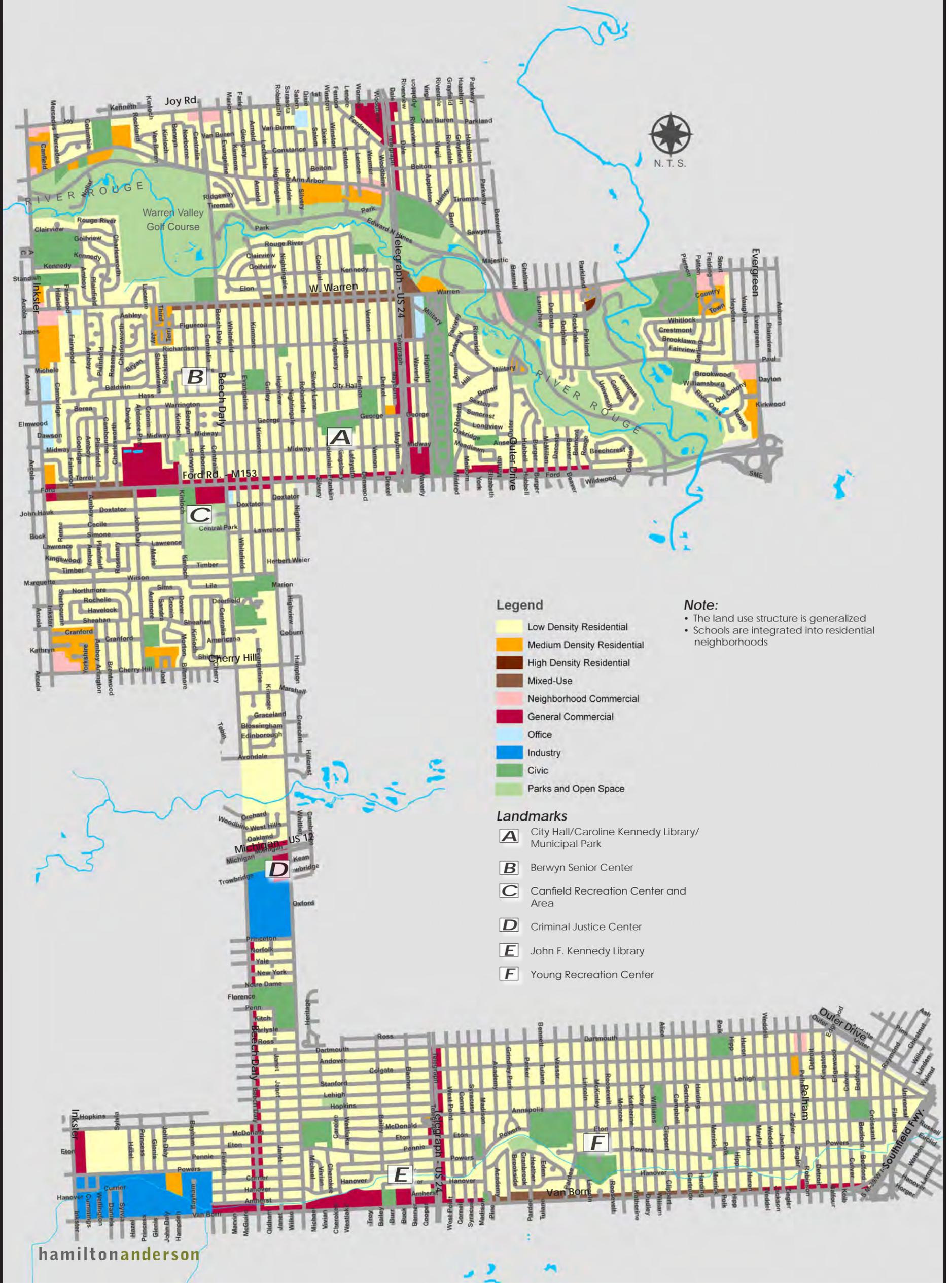
- Wetlands**
- Freshwater Emergent
 - Freshwater Forested/Shrub
 - Estuarine and Marine Deepwater
 - Estuarine and Marine
 - Freshwater Pond
 - Lake
 - Riverine
 - Other
- Riparian**
- Herbaceous
 - Forested/Shrub
- Riparian Status**
- Digital Data

This map is for general reference only. The US Fish and Wildlife Service is not responsible for the accuracy or currentness of the base data shown on this map. All wetlands related data should be used in accordance with the layer metadata found on the Wetlands Mapper web site.

User Remarks:

Improvements to Berwyn Center lated at 26155 Richardson, Dearborn Heights, MI

MAP TWENTY-ONE: FUTURE LAND USE PLAN



hamiltonanderson

S7 Consultation Technical Assistance

Decision Process for "No Effect" Determinations

Projects within a Developed Area - Step 4

Step 4: "No Effect" Determination and Documentation

Your project will have "no effect" on federally listed species. A "No Effect" determination is appropriate because your project is:

- within a Developed Area (an area that is already paved or supports structures and the only vegetation is limited to frequently mowed grass or conventional landscaping), and
- is not within or adjacent to any unlandscaped areas that support native vegetation (trees, shrubs, or grasses).

Since your project is not within suitable habitat for listed species, no listed species or designated critical habitat is anticipated to be directly or indirectly affected by this action.

To document your section 7 review and "no effect" determination, we recommend that you print this page (go to File<Print Preview), fill-in the project name and date, attach your [species list](#), and file in your administrative record.

2015 – 2016

**ENVIRONMENTAL REVIEW RECORD
FLOODPLAIN INVESTIGATION**

Prepared by:

Community and Economic Development Department
Dearborn Heights, Michigan

2015 – 2016
ENVIRONMENTAL REVIEW RECORD
FLOODPLAIN INVESTIGATION
Dearborn Heights, Michigan



Prepared by:

**Community and Economic Development Department
City of Dearborn Heights, Michigan**

26155 Richardson
Dearborn Heights, MI 48127
(313) 791-3505

With assistance from:

Wade-Trim

ACKNOWLEDGMENTS

Daniel Paletko, Mayor
John J. Riley, Treasurer

CITY COUNCIL

Kenneth R. Baron, Council Chairperson
Thomas Berry, Chair Pro-Tem
Lisa Hicks-Clayton
Bob Constan
Marge Horvath
Ned Apigian
Joseph Kosinski

DEPARTMENT ADMINISTRATION

Ronald Amen, Director
Christopher Klimchalk, Program Coordinator

26155 Richardson
Dearborn Heights, MI 48127
(313) 791-3500

ENVIRONMENTAL REVIEW RECORD FLOODPLAIN INVESTIGATION PREPARED WITH ASSISTANCE FROM:



**500 Griswold Avenue
Suite 2500
Detroit, MI 48226
313.961.3650**

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Appendix

Appendix 1 Public Hearing Notice and Minutes

Appendix 2 Agency Contact and Comments

Appendix 3 Issuance of Findings Statement, Public Hearing Notice

Appendix 4 Action Plan Projects Map

Appendix 5 Environmental Assessment Matrix

INTRODUCTION

Pursuant to the procedures for floodplain management and the protection of wetlands specified in Executive Orders 11988 and 11990, the City of Dearborn Heights is considering funding, with **2015-2016** Community Development Block Grant (CDBG) funds, project(s) with potential locations within the 100-year floodplain. The City shall consider alternatives to avoid adverse effects and incompatible development in the floodplains.

Prior to taking action the City shall, (1) design or modify its action in order to minimize potential harm to or within the floodplain, consistent with regulations, and (2) prepare and circulate a notice containing an explanation of why the action is proposed to be located in the floodplain.

As well, the City of Dearborn Heights, Michigan is required by Executive Orders 11988 and 11990, Floodplain Management and Protection of Wetland regulations, to complete an assessment of the effects of proposed CDBG projects on the environment within the 100-year floodplain. The City of Dearborn Heights will receive comments pertaining to concerns or practical alternatives to said proposed projects.

The projects under consideration are:

Housing Rehabilitation

The purpose of this City-wide program is to provide no interest loans to income eligible homeowners throughout the City for housing rehabilitation activities where the cost of rehabilitation is less than 50 percent of the current market value of the home. The City will be contributing **\$313,731** of the **FY 2015/2016** CDBG allocation to this program. The location of this project is City-wide.

Code Enforcement

This service provides funding to provide code enforcement inspections within areas of low and moderate income. This service will be provided in low and moderate income areas that may fall within the 100-Year Floodplain. This project is not subject to floodplain review pursuant to 24 CFR 55.12(c)(1) and therefore does not need to follow the decision making process in 24 CFR 55.20. The City will be contributing **\$125,000** of the **FY 2015/16** CDBG allocation to this program.

Good Neighbor Program

The City intends to provide funding for potential acquisition, rehabilitation, disposition and/or demolition of dilapidated single family structures throughout the City of Dearborn Heights. The City will be contributing **\$50,000.00** of the **FY 2015/2016** CDBG allocation to this program.

ANALYSIS

Part I: Alternatives

The initial component used in this analysis is the identification and evaluation of practicable alternatives to locating in the floodplain. The alternatives include carrying out the proposed actions at alternative sites, identifying alternative means that could possibly accomplish the same purposes of the proposed actions, and no action.

Alternative Sites

The City must evaluate whether or not these activities can occur on “flood-free” sites, or if necessary in a flood prone area, and then select the site having the least risk or environmental impact.

In determining the practicality of an alternative non-floodplain site, the general concepts of “site feasibility” were applied, in accordance with the Floodplain Management Guidelines for implementing Executive Order 11988 issued by the Water Resource Council in 1978. Pursuant to U. S. Department of Housing and Urban Development (HUD) program guidelines, the City’s entitlement allocation can only be spent to: serve low and moderate income persons; meet other community development needs having a particular urgency (i.e., existing conditions pose a serious threat to health or welfare of the community); and aid in the prevention or elimination of slums and blight (refer to 24 CFR 570.200(a) (2)). HUD has identified low and moderate income areas in the community where CDBG monies may be expended. These CDBG eligible areas are displayed on the Action Plan Projects Map (**Appendix 4**).

Housing Rehabilitation

The City of Dearborn Heights offers low and moderate-income homeowners the ability to reside in a safe and sanitary home by accessing Housing Rehabilitation dollars. This program is available citywide. As homeowners seek funding from the CEDD, non-floodplain projects will take priority. The City will require that homes located within the floodplain carry the necessary insurance and fully comply with the requirements of 24 CFR 58.5 and 58.6. As well, homeowners within the floodplain will receive limited assistance based on the SEV of the property.

The City could seek to lessen the amount of rehabilitation projects or to avoid assisting homes that are in the floodplain. These options are not acceptable, as it would be detrimental for a large segment of the community that is located within the affected areas. The housing rehabilitation program ensures that low and moderate-income homeowners are able to maintain property values due to the availability of financial assistance. Many of these homeowners would not be able to obtain assistance at a reasonable interest rate.

The substantially older age of the City’s housing stock suggests that programs for housing rehabilitation and lead safety are warranted citywide. As a general

rule, major housing maintenance and repair is required every 30 years. For example, roofs, windows and even mechanical equipment need to be replaced within 20 to 30 years after a housing structure is originally built.

Approximately, 98% of the housing stock was built prior to 1970. The older housing stock creates a serious maintenance issue for the community. A vast majority of Dearborn Heights' housing requires maintenance having gone through one or more housing maintenance cycles. Additionally, over 90% of the Dearborn Heights' housing stock is at risk of having lead-based paint; this poses a potential hazard to children under the age of 6.

In addition, the City's Housing Rehabilitation Program is an ongoing effort to improve the aging housing supply throughout the City's low and moderate income areas. For this reason, the justification of rehabilitating homes within the flood plain is justified. The proposed project does not call for the development of new homes, but instead the rehabilitating of existing homes within the 100-year floodplain.

Alternative Actions

Alternative actions must also be considered. These are actions which substitute for the proposed actions, in that they comprise new solutions or approaches which serve the same purpose or function as that proposed, but which may have less potential for harm.

The City does not have any practical alternative for rehabilitation of the neighborhoods, which are located in a floodplain. As a result, housing rehabilitation projects should be available citywide or within CDBG eligible areas. The City will design or modify its action in order to minimize potential harm to or within the floodplain.

No Action

No action is the last alternative examined. In every instance, this course of action was viewed as unacceptable.

HOUSING REHABILITATION

The Housing Rehabilitation Program is an on-going project throughout the City of Dearborn Heights. The lack of a City-wide rehab program to improve the City's housing supply could have an adverse affect on neighborhoods. This program improves many aspects of life for Dearborn Heights residents. For example, the updating and rehabilitating of homes prevent blight and slums which improves the overall quality and aesthetic value of homes. Property values are protected by making neighborhoods more attractive to current and potential residents.

Good Neighbor Program

The Good Neighbor Program is a continuation of the Neighborhood Stabilization Program that has occurred throughout the City of Dearborn Heights. The City

intends to purchase homes that have been vacant and have become a nuisance to neighborhoods in the City. This program aims improve the City's housing supply that otherwise could have an adverse affect on neighborhoods. This program improves many aspects of life for Dearborn Heights residents. For example, the updating and rehabilitating or demolition of homes prevent blight and slums which improves the overall quality and aesthetic value of homes. Property values are protected by making neighborhoods more attractive to current and potential residents.

Part II: Adverse Impacts

Since the City has determined that the floodplain sites are the only practicable alternative, the City must next identify what impacts may be expected from the proposed actions.

In assessing the expected impact, four (4) key areas were investigated. They include:

1. Natural Environment (topography, habitat, hazards, etc.);
2. Social Concerns (aesthetics, historical and cultural values, public services, etc.);
3. Economic Aspects (employment, land use pattern, energy resources, among others);
4. Legal Constraints (deeds, leases, etc.).

Table 1, the Environmental Assessment Matrix (**Appendix 5**), assesses these features for the proposed Housing Rehabilitation activities. This table reveals that the impacts of the proposed actions do not warrant the postponement or elimination of the activities included in this analysis.

Part III: Public Hearing and Public Input

Public Hearing

Dearborn Heights held public hearings on **January 27, 2015 and on March 10, 2015** to seek input on the proposed projects for **2015-2016**. At these meetings, the public was notified that they would have the opportunity to offer input on the impact of these projects.

Upon completion of a 15 day public comment period the City will hold a public hearing to present the final results of the Floodplain Investigation Report.

Public Input

The City is interested in discussing practicable alternatives to these projects, learning public perceptions of possible adverse impacts that could result from undertaking these projects within the floodplain, identifying any possible administrative measures that can be used to reduce or eliminate any adverse effects, and promoting comments in relation to the mentioned projects.

Copies of the proposed **FY 2015** floodplain draft will be available for public review at JFK Jr. Library, 24602 Van Born Rd., Dearborn Heights, MI 48125, the Caroline Kennedy Library, 24590 George, Dearborn Heights, MI 48127, the Clerk's Office, 6045 Fenton, Dearborn Heights, MI 48127, and the Dearborn Heights Community and Economic Development Department on March 18, 2015.

Persons with disabilities who require special accommodations should contact 313-791-3500. Advance notice is required. Written comments on all the above plans will be received through April 2, 2015 at 5:00 P.M. at the following address: City of Dearborn Heights, Community and Economic Development Department, 26155 Richardson, Dearborn Heights, Michigan, 48127 ATTN: DIRECTOR

The City is interested in discussing practicable alternatives to these projects, obtaining information on possible adverse impacts that may result and identifying any measures that may be utilized to reduce or eliminate detrimental effects.

In order to seek further input on the 2015-2016 proposed projects, Dearborn Heights is seeking public comments from March 18, 2015 – April 2, 2015.

FLOODPLAIN VALUES

Floodplains preserve water resource values (i.e., groundwater recharge), living resources values (i.e., wildlife and plant resources), cultural resource values (i.e., open space, recreation), and cultivated resource values (i.e., agricultural).

The floodplain exists in a state of dynamic equilibrium. If one part of the floodplain is disturbed, the entire system readjusts toward a new equilibrium and may affect its floodplain values. Actions that are designed for the floodplain must be cognizant of these values and undertake efforts to preserve and protect them. Local governments administer standards and regulations related to engineering, site design, and construction. Aspects of the development, which must be reviewed and approved by the engineer and/or building official, typically include hookups to utilities, wastewater and storm water engineering, and building construction. Sanitary and water service requires county and state permit approval, as well as roadwork may require county or state approval. Permits are withheld unless the construction drawings are in conformity with the approved design.

Listing of Other Agencies Involved and Minimization of Impacts

To mitigate any negative impacts to floodplain values and in order to pursue activities within the floodplain, the City must acquire permits from other governmental agencies. For example, a Floodplain Occupation Permit is required when anything is built above ground in the floodplain from the Michigan Department of Natural Resources. Other agencies to be contacted over the course of the implementation of the actions cited above will include the U.S.

Army Corps of Engineers and the Michigan Department of Public Health. In this manner, the actions will conform to applicable state and local floodplain protection standards.

Permits applicable to the protection of the floodplain values in the City of Dearborn Heights include the following:

SOIL EROSION AND SEDIMENTATION
CONTROL ACT (Act 347, P.A. of 1972)

Resource Affected: All surface waters
Administrative Mechanism: In most cases, permits are issued by designated county or local agencies. If a permit application involves two or more enforcing jurisdictions, a state permit is issued. Earth changes of one acre or more in size, or earth changes located within 500 feet of a lake or stream are subject to the permit requirements.

GOEMAERE-ANDERSON
WETLANDS PROTECTION ACT

Resource Affected: Wetlands contiguous to lakes or rivers; lakes or rivers; (Act 203, P.A. of 1979) noncontiguous wetlands greater than five acres in size, plus sites designated by the state.

Administrative Mechanism: State permit issued for activities in wetlands (local governments may also require a wetlands permit).

INLAND LAKES AND STREAMS
(Act 346, P.A. of 1972)

Resource Affected: Natural and artificial lakes, ponds, rivers, and streams, including major drains.

Administrative Mechanism: State permit required to create, enlarge, or diminish an inland lake or stream, or to build a structure in the lake or waterway.

NATURAL RIVERS ACT
(ACT 231, P.A. of 1970)

Resource Affected: Rivers, designated by the state for inclusion in the wild, scenic, and recreational river system, plus adjoining or related lands.

DAM CONSTRUCTION ACT
(Act 156, P.A. 1851)

Administrative Mechanism: State may administer zoning regulations in designated areas if the local government zoning does not meet requirements of the law.

Resource Affected: Rivers and streams.

FLOODPLAIN REGULATORY
AUTHORITY UNDER ACT 245,
P.A. 1929 (As Amended by Act 167
P.A. of 1968)

Administrative Mechanism: State permit required for the construction of dams which impound more than five acres of land or have a head of five or more feet of water. (This law applies to many retention basins.)

Resource Affected: River channels, streambeds, and floodplains with contributing drainage areas of two square miles or more.

Administrative Mechanism: Permits required to alter or occupy the river channel, stream bed, or floodplain. All developments and structures, including bridges and culverts, are subject to the requirements.

**Appendix 1
Public Notice/
Public Comments**

No comments received.

PUBLIC NOTICE
PROJECTS PARTIALLY OR FULLY LOCATED WITHIN
THE 100 YEAR FLOODPLAIN

CITY OF DEARBORN HEIGHTS
COMMUNITY AND ECONOMIC DEVELOPMENT DEPARTMENT (CEDD)
COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) **PY 2015**
PROPOSED PROJECTS FUNDS ESTIMATED ALLOCATION

PROPOSED PROJECTS IN THE 100 YEAR FLOODPLAIN	Proposed Total
RESIDENTIAL REHABILITATION	\$ 313,731.00
CODE ENFORCEMENT	\$ 125,000.00
GOOD NEIGHBOR PROGRAM	\$ 50,000.00
TOTAL	\$ 488,731.00

THE CITY OF DEARBORN HEIGHTS IS NOTIFYING THE PUBLIC OF ITS INTENT TO FUND THE ABOVE PROPOSED PROJECT(S) THAT MAY BE LOCATED PARTIALLY OR FULLY LOCATED WITHIN THE 100 YEAR FLOODPLAIN.

USE OF FEDERAL FUNDS REQUIRE COMPLIANCE WITH FEDERAL EXECITIVE ORDER 11988, FLOODPLAIN MANAGEMENT AND 11990, PROTECTION OF WETLANDS.

The City is interested in discussing practicable alternatives to these projects, learning public perceptions of possible adverse impacts that could result from undertaking these projects within the floodplain, identifying any possible administrative measures that can be used to reduce or eliminate any adverse effects, and promoting comments in relation to the mentioned projects.

Copies of the proposed DRAFT **PY 2015** Floodplain Investigation will be available for public review at JFK Jr. Library, 24602 Van Born Rd., Dearborn Heights, MI 48125, the Caroline Kennedy Library, 24590 George, Dearborn Heights, MI 48127, the Clerks Office, 6045 Fenton, Dearborn Heights, MI 48127, and the Dearborn Heights Community and Economic Development Department on **March 18, 2015**. Persons with disabilities who require special accommodations should contact 313-791-3500. Advance notice is required. Written comments on all the above plans will be received through **April 2, 2015 at 5:00 P.M.** at the following address: City of Dearborn Heights, Community and Economic Development Department, 26155 Richardson, Dearborn Heights, Michigan, 48127 ATTN: DIRECTOR

THIS PUBLIC NOTICE REQUIRES 15 DAYS COMMENT PERIOD FROM PUBLISHED DATE

Publish: March 18, 2015

**Ronald Amen, Director
Community and Economic
Development Department**

Appendix 2
Agency Contact and Comments

No comments received.

Appendix 3
Issuance of Findings Statement, Public Hearing Notice

Notice of Public Hearing
Floodplain and Wetlands Protection
City of Dearborn Heights, Wayne County, Michigan

The City of Dearborn Heights is considering funding, with Community Development Block Grant (CDBG) monies, for projects which may be located partially or fully within the 100-year floodplain. Use of federal funds requires compliance with federal Executive Orders 11988, Floodplain Management, and 11990, Protection of Wetlands. The subject project(s) are as follows:

Housing Rehabilitation

The purpose of this City-wide program is to provide no interest deferred loans to income eligible homeowners throughout the City for housing rehabilitation activities. The City will be contributing **\$313,731.00** of the **FY 2015** CDBG allocation to this program. The location of this project is City-wide.

Code Enforcement

The City will provide on-going funding assistance for staff, data collection, administration, transportation and other related code enforcement activities in the CDBG low and moderate-income areas of the City. The City will be contributing **\$125,000.00** of the **FY 2015** CDBG allocation to this program.

Good Neighbor Program

The City intends to provide funding for potential acquisition, rehabilitation, disposition and/or demolition of dilapidated single family structures throughout the City of Dearborn Heights. The City will be contributing **\$50,000.00** of the **FY 2015** CDBG allocation to this program.

The City is interested in discussing practicable alternatives to these projects, learning public perceptions of possible adverse impacts that could result from undertaking these projects within the floodplain and identifying any possible administrative measures which can be used to reduce or eliminate any adverse effects. A **Public Hearing** is scheduled for **Tuesday, April 14, 2015 at 7:00 PM**, at the City of Dearborn Heights' City Hall Council Chambers, 6045 Fenton Avenue, Dearborn Heights, MI 48127 to secure public input on these issues.

Please attend or send written comments to Mr. Ron Amen, Community and Economic Development Director, City of Dearborn Heights, 26155 Richardson, Dearborn Heights, Michigan 48127.

Publish: April 1, 2015
April 8, 2015

Ron Amen, Director
Community and Economic Development Department

Appendix 4
Action Plan Projects Map

Appendix 5
Environmental Assessment Matrix

**TABLE 1
ENVIRONMENTAL ASSESSMENT MATRIX**

PROJECT DESCRIPTION: Housing Rehabilitation

The purpose of this City wide program is to provide low interest loans to income eligible homeowners throughout the City for housing rehabilitation activities where the cost of rehabilitation is less than 50 percent of the current market value of the home. The City will be contributing \$313,731 of the FY 2015 CDBG allocation to this program.

Assessment Criteria	Negative Impacts						Positive Impacts					
	Short Term			Long Term			Short Term			Long Term		
	Direct	Indirect	Negligible	Direct	Indirect	Negligible	Direct	Indirect	Negligible	Direct	Indirect	Negligible
NATURAL ENVIRONMENT												
Plant and Animal Life												
Terrain Features												
Air												
Water												
Natural Hazards												
Resources												
Temperature												
SOCIAL ENVIRONMENT												
Public Services												
Community Facilities												
Aesthetics and Urban Design												
Social - Psychological												
Historic Properties												
Cultural Values												
Personal Safety												
Displacement												
Man-made Hazards												
Noise												
ECONOMIC ENVIRONMENT												
Infrastructure												
Employment												
Consumption Opportunities												
Land Use												
Tax Base												
Energy Resources												
LEGAL ENVIRONMENT												
Deeds, Leases, Permits												
Intergovernmental Review												
Conformance with Local Plans and Codes												

*Analysis by Wade-Trim, March 2015

**TABLE 2
ENVIRONMENTAL ASSESSMENT MATRIX**

PROJECT DESCRIPTION: Good Neighbor Program

The purpose of this City wide program is to acquire, rehab/demo, and disposition of dilapidated and vacant single family homes within the City of Dearborn Heights. The City will be contributing \$50,000 of the FY 2015/2016 CDBG allocation to this program. The location of this project is City-wide.

Assessment Criteria	Negative Impacts				Positive Impacts					
	Short Term		Long Term		Short Term		Long Term			
	Direct	Indirect	Negligible	Direct	Indirect	Negligible	Direct	Indirect	Negligible	
NATURAL ENVIRONMENT										
Plant and Animal Life										
Terrain Features										
Air										
Water										
Natural Hazards										
Resources										
Temperature										
SOCIAL ENVIRONMENT										
Public Services										
Community Facilities										
Aesthetics and Urban Design										
Social - Psychological										
Historic Properties										
Cultural Values										
Personal Safety										
Displacement										
Man-made Hazards										
Noise										
ECONOMIC ENVIRONMENT										
Infrastructure										
Employment										
Consumption Opportunities										
Land Use										
Tax Base										
Energy Resources										
LEGAL ENVIRONMENT										
Deeds, Leases, Permits										
Intergovernmental Review										
Conformance with Local Plans and Codes										