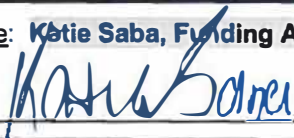




Categorical Exclusion Subject to Section 58.5 Worksheet

Grantee	City of New Philadelphia
Grant Number	A-F-19-2CU-1
Activity Name	Poplar Avenue Curb and Sidewalk Project
Activity Location	North and south side of Poplar Avenue, East side of 2 nd Street and north side of North Street
<p>Activity Description and Outcomes:</p> <p>The City proposes to repair/replace the curb and sidewalk on the north and south sides of Poplar Avenue NW, and curb on the north side of North Avenue NW from 2nd Street NW to North Broadway and curb on east side of 2nd Street NW between Poplar Avenue NW and North Avenue NW. The project will include removing the existing curb and sidewalk and will replace sidewalks to current dimensions, but will raise curb on 2nd Street NW and North Avenue NW to 4" minimum reveal. Existing drive approaches will be replaced on Poplar Street to match their existing dimensions. All work will be conducted within the existing public right-of-way. This project is all "in kind" replacement repair of existing sidewalks and curbs.</p> <p>940 Lineal feet of sidewalk (removed and replaced)</p> <p>350 Square feet of drive approaches (removed and replaced)</p> <p>920 Lineal feet of type 3 curb, and 1030 lineal feet of type 6 curb</p>	
<p>Determination:</p> <p><input type="checkbox"/> Categorical Exclusion Subject to Sec. 58.5 [per 24 CFR Section 58.35(a)]</p> <p><input checked="" type="checkbox"/> Categorical Exclusion, Subsequently Exempt (No compliance or mitigation required for any of the listed statutes or authorities) [per 24 CFR Section 58.34(a)(12)]</p>	
<p>Preparer Name: Katie Saba, Funding Administrator, W.E. Quicksall and Associates, Inc.</p>	
Signature	
Date:	5-11-2020

List of Attachments

<input checked="" type="checkbox"/> Location Map
<input checked="" type="checkbox"/> Site Photographs
<input type="checkbox"/> Copies of other Environmental Analyses (if applicable) List: [REDACTED]
<input type="checkbox"/> Other Relevant Correspondence and Notifications (if applicable) List: [REDACTED]
<input checked="" type="checkbox"/> Statutory Checklist Supporting Documentation
<input type="checkbox"/> Notice of Intent to Request Release of Funds (NOI/RROF)* Date: [REDACTED] <i>*Not required if project converts to "Exempt" per 24 CFR 58.34(a)(12)</i>
<input checked="" type="checkbox"/> Request for Release of Funds (RROF)* Date: 5/11/2020 <i>*Or Certification of Determination of Subsequent Exemption For a Categorical Exclusion Project if project converts to "Exempt" per 24 CFR 58.34(a)(12)</i>
<input checked="" type="checkbox"/> Release of Funds (ROF) Date: [REDACTED]
<input checked="" type="checkbox"/> Additional Documentation Describe: Floodplains, wetlands, sole aquifer map, civilian and military airport maps, pictures of site.

Statutory Checklist Instructions:

For each of the environmental laws and authorities listed below, determine the level of compliance required and provide a narrative explanation and list of supporting documentation. **The narrative must explain decision-making and compliance procedures.** Attach all supporting documentation to this worksheet.

Statutory Checklist

Statutes, Executive Orders, and Regulations listed at 24 CFR §58.5	Compliance Required?	Explanation and List of Compliance Documentation
<p>Historic Preservation</p> <p>Resources: State Historic Preservation Office HUD Historic Preservation</p>	<p>No</p>	<p>There are no historical structures within the project site. Pursuant to the Programatic Agreement between the City and the Ohio State Historic Preservation Office the work being done on the sidewalks and curbs is an exempt activity, pursuant to II., B. 2. All of the work being done is "in kind" replacement/repair of existing curbs and sidewalks.</p>
<p>Floodplain Management</p> <p>Resources: Floodplain Maps Floodplain Administrators HUD Floodplain Management</p>	<p>No</p>	<p>The activity proposed is not located within a designated floodplain. (FIRM map and wetlands map are attached). Contractor will be prohibited from placing any fill from contruciton activity in a wetland or floodplain.</p>
<p>Wetland Protection</p> <p>Resources: NRCS Web Soil Survey National Wetlands Inventory Ohio EPA Division of Surface Water US Army Corps of Engineers Regulatory (Permits) HUD Wetlands Protection</p>	<p>No</p>	<p>The activity proposed is not located within a designated floodplain or wetland map. (FIRM map and wetlands map are attached). Contractor will be prohibited from placing any fill from contruciton activity in a wetland or floodplain.</p>
<p>Coastal Zone Management</p> <p>Resources: Ohio Office of Coastal Management</p>	<p>No</p>	<p>Not applicable. No costal areas in Tuscarawas County. Map attached.</p>

Statutory Checklist

Statutes, Executive Orders, and Regulations listed at 24 CFR §58.5	Compliance Required?	Explanation and List of Compliance Documentation
Ohio Coastal Atlas Map Viewer HUD Coastal Zone Management		
<p align="center">Sole Source Aquifers</p> <p>Resources: Ohio EPA Sole Source Aquifers in Ohio HUD Sole Source Aquifers</p>	<p align="center">No</p>	<p>Tuscarawas County does not have any designated sole source aquifers. Map attached.</p>
<p align="center">Endangered Species</p> <p>Resources: US Fish & Wildlife Service Section 7 information Endangered Species in Ohio Ohio Natural Heritage Database HUD Endangered Species</p>	<p align="center">No</p>	<p>Project is within a developed urban area and no woodlots or trees with habitat suitable for endangered species like the Indiana Bat will be removed.</p>
<p align="center">Wild and Scenic Rivers</p> <p>Resources: ODNR Scenic Rivers HUD Wild and Scenic Rivers</p>	<p align="center">No</p>	<p>Not applicable. No wild or scenic rivers are located in Tuscarawas County.</p>
<p align="center">Air Quality</p> <p>Resources: Ohio EPA Asbestos Program Ohio EPA Notification of Demolition and Renovation HUD Air Quality</p>	<p align="center">No</p>	<p>The complete project will not affect air quality. The only potential air emissions that may occur would be dust during construction and exhaust from construction vehicles and equipment. Standard construction practices and equipment will minimize any short-term adverse impacts on air quality.</p>
<p align="center">Farmland Protection</p> <p>Resources: NRCS Farmland Protection Policy Act HUD Farmlands Protection</p>	<p align="center">No</p>	<p>Not applicable. No farmland in the project area. The project is in an established urban residential district.</p>

Statutory Checklist

Statutes, Executive Orders, and Regulations listed at 24 CFR §58.5	Compliance Required?	Explanation and List of Compliance Documentation
<p align="center">Noise Abatement and Control</p> <p>Resources: HUD Noise Abatement and Control HUD Noise Guidebook HUD Day/Night Noise Level Electronic Assessment Tool HUD Sound Transmission Classification Assessment Tool ODOT Traffic Count Data Ohio Airport Information Airport Master Records and Reports PUCO/ORDC Railroad Information System Federal Railroad Administration Query by Location tool</p>	<p align="center">No</p>	<p>The only noise associated with the proposed project will be from the operation of heavy equipment during construction. This impact will be temporary. Construction specifications and other contract provisions will restrict construction activities to daylight hours, typically 8:00 am to 5:00 pm to minimize disturbances from noise. The project will have no long term adverse impacts on noise levels.</p>
<p align="center">Airport Clear Zones and Accident Potential Zones</p> <p>Resources: Ohio Airport Information HUD Airport Hazards Airport Master Records and Reports</p>	<p align="center">No</p>	<p>No airport is within the area. The New Philadelphia City Airport is the closest civilian airport and is 2 miles/8,925.64 feet from the project site. Mansfield Lahm Airport is the closest military airport and is 60.30 miles/318,392.44 feet from the project site.</p> <p>Maps are attached.</p>
<p align="center">Explosive and Flammable Operations</p> <p>Resources: HUD Explosive and Flammable Facilities US EPA NEPAassist US EPA Envirofacts HUD Choosing an Environmentally Safe Site Acceptable Separation Distance Calculator Acceptable Separation Distance Guidebook</p>	<p align="center">No</p>	<p>There are no aboveground stationary storage tanks near the project and the project does not include a hazardous facility.</p>
<p align="center">Site Contamination</p> <p>Resources: HUD Site Contamination US EPA NEPAassist US EPA Envirofacts Ohio Tank Tracking & Environmental Regulations HUD Choosing an Environmentally Safe Site</p>	<p align="center">No</p>	<p>Not applicable.</p>

Statutory Checklist

Statutes, Executive Orders, and Regulations listed at 24 CFR §58.5	Compliance Required?	Explanation and List of Compliance Documentation
<p align="center">Environmental Justice</p> <p>Resources: HUD Environmental Justice US EPA Environmental Justice US EPA EJSCREEN</p>	<p align="center">No</p>	<p>No property is to be demolished or re-purposed for the project. This project will benefit the community as whole because it will provide access via sidewalks and will improve the street scapes by replacing damaged curbs and sidewalks.</p>

24 CFR Section 58.6 Requirements

Airport Runway Clear Zones and Clear Zones Notification

[24 C.F.R. 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. **Attach Source Document:**
(Project complies with 24 CFR 51.303(a)(3).)
- Yes. **Notice must be provided to 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. (for a sample notice, see the [HUD Exchange](#)) **(attach a copy of the signed notice)**

Coastal Barrier Resources Act

[Coastal Barrier Improvement Act of 1990 (16 U.S.C. 3501)]

Is the project located in a [coastal barrier resource area](#)?

- No. **Cite or attach Source Document.**
(Proceed with project.)
- Yes. Federal assistance may not be used in such an area.

Flood Disaster Protection Act*

[Flood Disaster Protection Act of 1973, as amended (42 U.S.C. 4001-4128)]

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

- No. **Attach copy of [Flood Insurance Rate Map \(FIRM\)](#)**
- Yes. **Attach copy of [Flood Insurance Rate Map \(FIRM\)](#)**

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). **(Attach a copy of the flood insurance policy declaration)**

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

**Per 24 CFR 58.6(a)(3), this requirement does not apply to State-administered CDBG, HOME, and ESG programs.*



Statement of Process and Status of Environmental Analysis

Instructions:

Provide a brief description of the administrative procedures associated with the construction and presentation of the environmental review record (ERR). List the Responsible Entity, Certifying Officer, the physical location of the ERR, the dates and comment periods associated with any public notices, and contact information for the submission of comments regarding the ERR.

State CDBG Allocation Funds have been awarded for the Project. Projects receiving Allocation must undergo an environmental review, consistent with requirements of Title 24 of the Code of Federal Regulations (CFR) Part 58.

Public Hearings were not held as part of the Environmental Review, but were held prior to the application submission to the State.

The CDBG Allocation funds have been awarded to the City of New Philadelphia. The Environmental Review was conducted by W.E. Quicksall and Associates, Inc. Certification that the ER and accompanying public notices have been completed according to 24CFR Part 58.7 requirements and was submitted to the Ohio Development Services Agency. The State of Ohio is responsible for reviewing the certification and release of federal funds.

This Environmental Review for this amendment was completed on May 11, 2020. The Honorable Joel Day, Mayor of the City of New Philadelphia, is the certifying officer for the City and assumes responsibility for the accuracy and completeness of the record. The record is public and open for review. The record for this project is available for review, between the hours of 8:00 a.m. and 4:30 p.m., Monday through Friday at the following address:

**City Hall
150 East High Avenue
New Philadelphia, Ohio 44663**

Monitoring and Enforcement Procedures

Instructions:

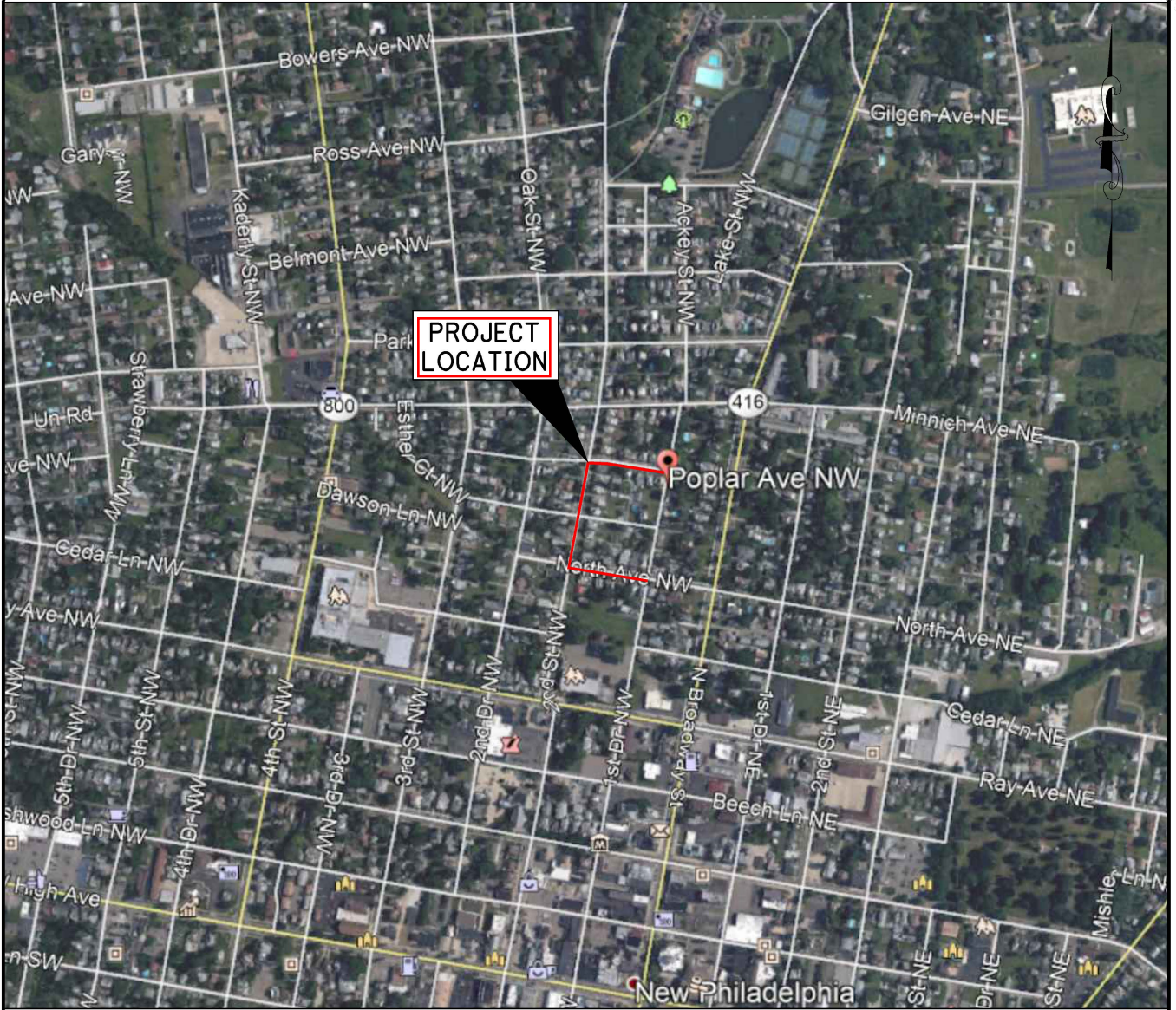
Describe any post-review monitoring or enforcement procedures associated with environmental mitigation actions.

Not Applicable - the project is Categorically Excluded, Subsequently Exempt (No Compliance or mitigation required for any of the listed statues or authorities).

List of Site Visits and Important Meetings

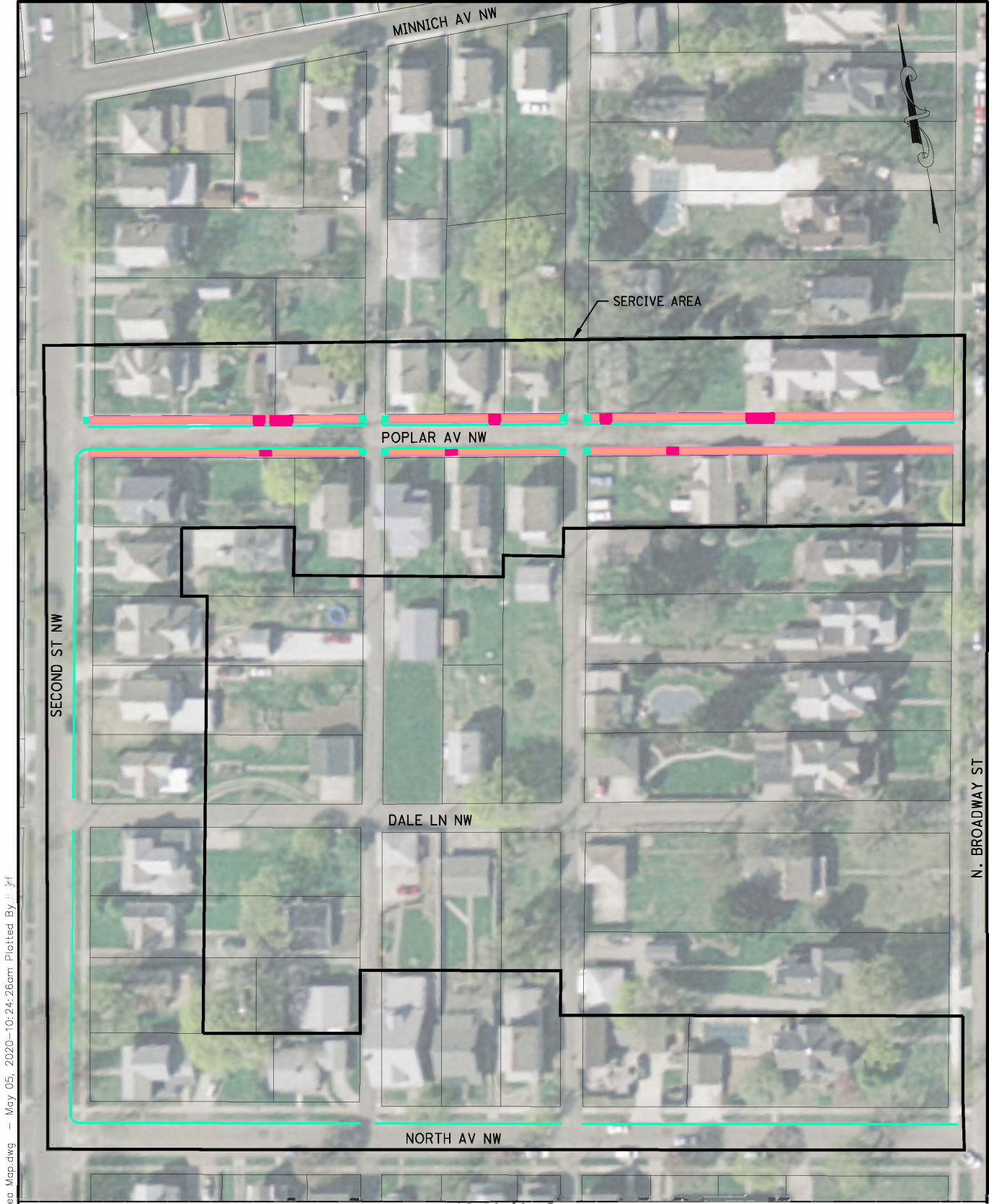
Date	Participants	Description
5/5/2020	Jesse R. Fox, Designer, W.E. Quicksall and Associates, Inc.	Conducted site visit and examined existing curbs and sidewalks that are being repaired and/or replaced.
[Redacted]	[Redacted]	[Redacted]
[Redacted]	[Redacted]	[Redacted]
[Redacted]	[Redacted]	[Redacted]
[Redacted]	[Redacted]	[Redacted]
[Redacted]	[Redacted]	[Redacted]
[Redacted]	[Redacted]	[Redacted]
[Redacted]	[Redacted]	[Redacted]
[Redacted]	[Redacted]	[Redacted]
[Redacted]	[Redacted]	[Redacted]
[Redacted]	[Redacted]	[Redacted]
[Redacted]	[Redacted]	[Redacted]
[Redacted]	[Redacted]	[Redacted]
[Redacted]	[Redacted]	[Redacted]
[Redacted]	[Redacted]	[Redacted]
[Redacted]	[Redacted]	[Redacted]
[Redacted]	[Redacted]	[Redacted]
[Redacted]	[Redacted]	[Redacted]
[Redacted]	[Redacted]	[Redacted]
[Redacted]	[Redacted]	[Redacted]

CITY OF NEW PHILADELPHIA, TUSCARAWAS COUNTY, OHIO
 PY 19 CDBG
 POPLAR AVENUE, NORTH AVE, AND 2ND ST NW CURB AND
 SIDEWALK IMPROVEMENT PROJECT



NOT TO SCALE

C:\2019\1901\1901 - Project Location Map.dwg — May 05, 2020-9:45:19am Plotted By : jrf



NOT TO SCALE

LEGEND

PROPOSED SIDEWALK REPLACEMENT



PROPOSED CURB, TYPE 3



PROPOSED ADA CURB RAMP



PROPOSED DRIVE APPROACH



O:\2019\1901\1901 - Service Area Map.dwg - May 05, 2020-10:24:26am Plotted By: JF



W. E. QUICKSALL AND ASSOCIATES, INC.
CIVIL ENGINEERS
 New Philadelphia, Ohio

Date: 6-11-19

Scale: NTS

SERVICE AREA MAP

WEQ COMMISSION NUMBER 1901



North Avenue NW



Poplar Avenue NW



Poplar Avenue NW



Poplar Avenue NW



Second Street NW

National Flood Hazard Layer FIRMette



Legend

SEE FIS REPORT FOR DETAILED LEGEND AND INDEX MAP FOR FIRM PANEL LAYOUT

SPECIAL FLOOD HAZARD AREAS		Without Base Flood Elevation (BFE) Zone A, V, A99
		With BFE or Depth Zone AE, AO, AH, VE, AR
		Regulatory Floodway

OTHER AREAS OF FLOOD HAZARD		0.2% Annual Chance Flood Hazard, Areas of 1% annual chance flood with average depth less than one foot or with drainage areas of less than one square mile Zone X
		Future Conditions 1% Annual Chance Flood Hazard Zone X
		Area with Reduced Flood Risk due to Levee. See Notes. Zone X
		Area with Flood Risk due to Levee Zone D

OTHER AREAS		NO SCREEN Area of Minimal Flood Hazard Zone X
		Effective LOMRs
		Area of Undetermined Flood Hazard Zone D

GENERAL STRUCTURES		Channel, Culvert, or Storm Sewer
		Levee, Dike, or Floodwall

OTHER FEATURES		Cross Sections with 1% Annual Chance Water Surface Elevation
		Coastal Transect
		Base Flood Elevation Line (BFE)
		Limit of Study
		Jurisdiction Boundary
		Profile Baseline
		Hydrographic Feature

MAP PANELS		Digital Data Available
		No Digital Data Available
		Unmapped



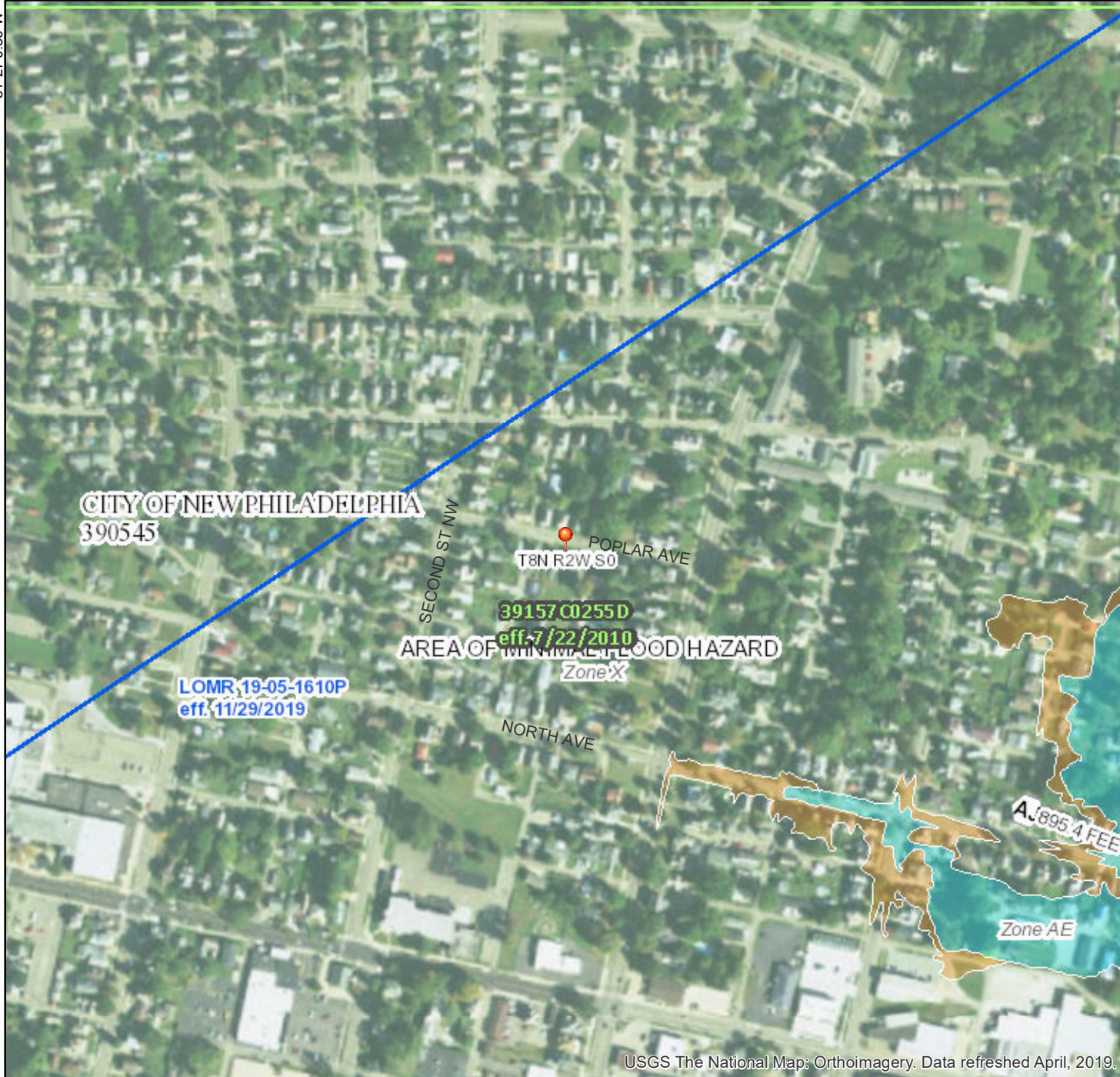
The pin displayed on the map is an approximate point selected by the user and does not represent an authoritative property location.

This map complies with FEMA's standards for the use of digital flood maps if it is not void as described below. The basemap shown complies with FEMA's basemap accuracy standards

The flood hazard information is derived directly from the authoritative NFHL web services provided by FEMA. This map was exported on 3/24/2020 at 3:03:56 PM and does not reflect changes or amendments subsequent to this date and time. The NFHL and effective information may change or become superseded by new data over time.

This map image is void if the one or more of the following map elements do not appear: basemap imagery, flood zone labels, legend, scale bar, map creation date, community identifiers, FIRM panel number, and FIRM effective date. Map images for unmapped and unmodernized areas cannot be used for regulatory purposes.

40°30'0.25"N



USGS The National Map; Orthoimagery. Data refreshed April, 2019.

0 250 500 1,000 1,500 2,000 Feet 1:6,000

40°29'32.89"N

81°26'23.41"W









81°27'0.86"W



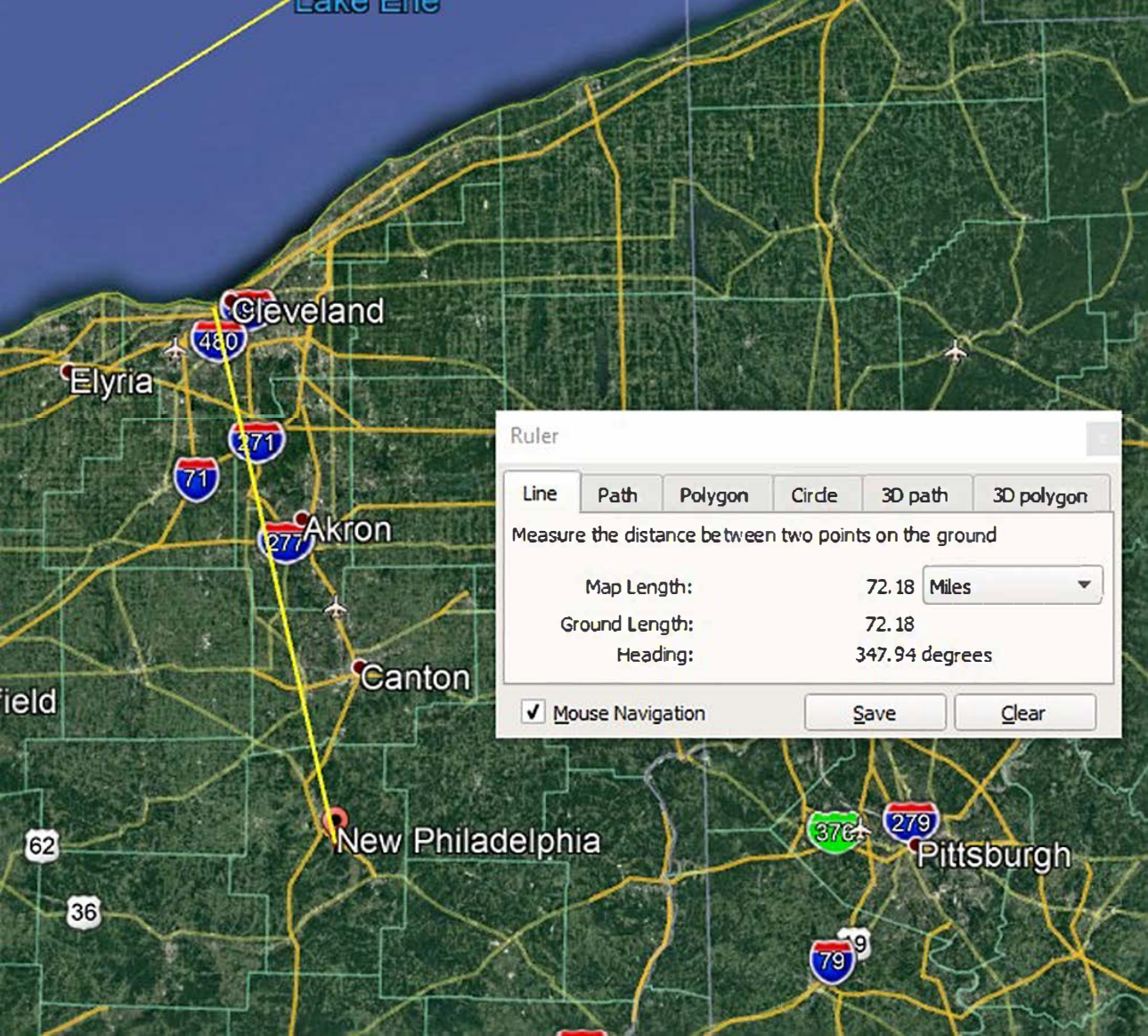
U.S. Fish and Wildlife Service, National Standards and Support Team,
wetlands_team@fws.gov

December 4, 2017

Wetlands

- | | | |
|--|---|--|
|  Estuarine and Marine Deepwater |  Freshwater Emergent Wetland |  Lake |
|  Estuarine and Marine Wetland |  Freshwater Forested/Shrub Wetland |  Other |
| |  Freshwater Pond |  Riverine |

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.



Ruler

Line Path Polygon Circle 3D path 3D polygon

Measure the distance between two points on the ground

Map Length: 72.18 Miles

Ground Length: 72.18

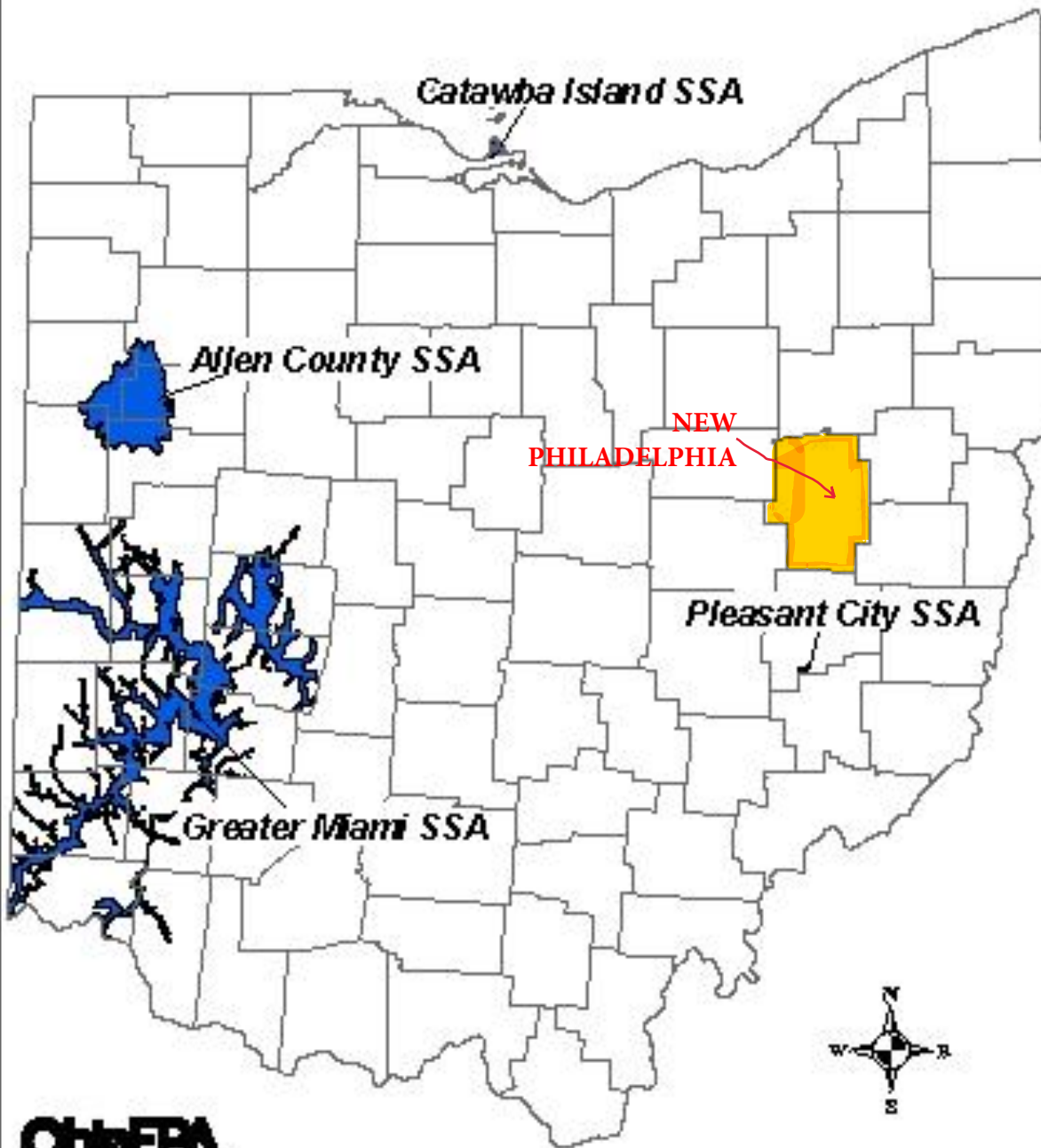
Heading: 347.94 degrees

Mouse Navigation

Save

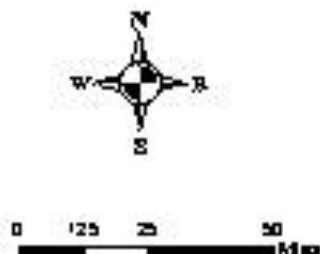
Clear

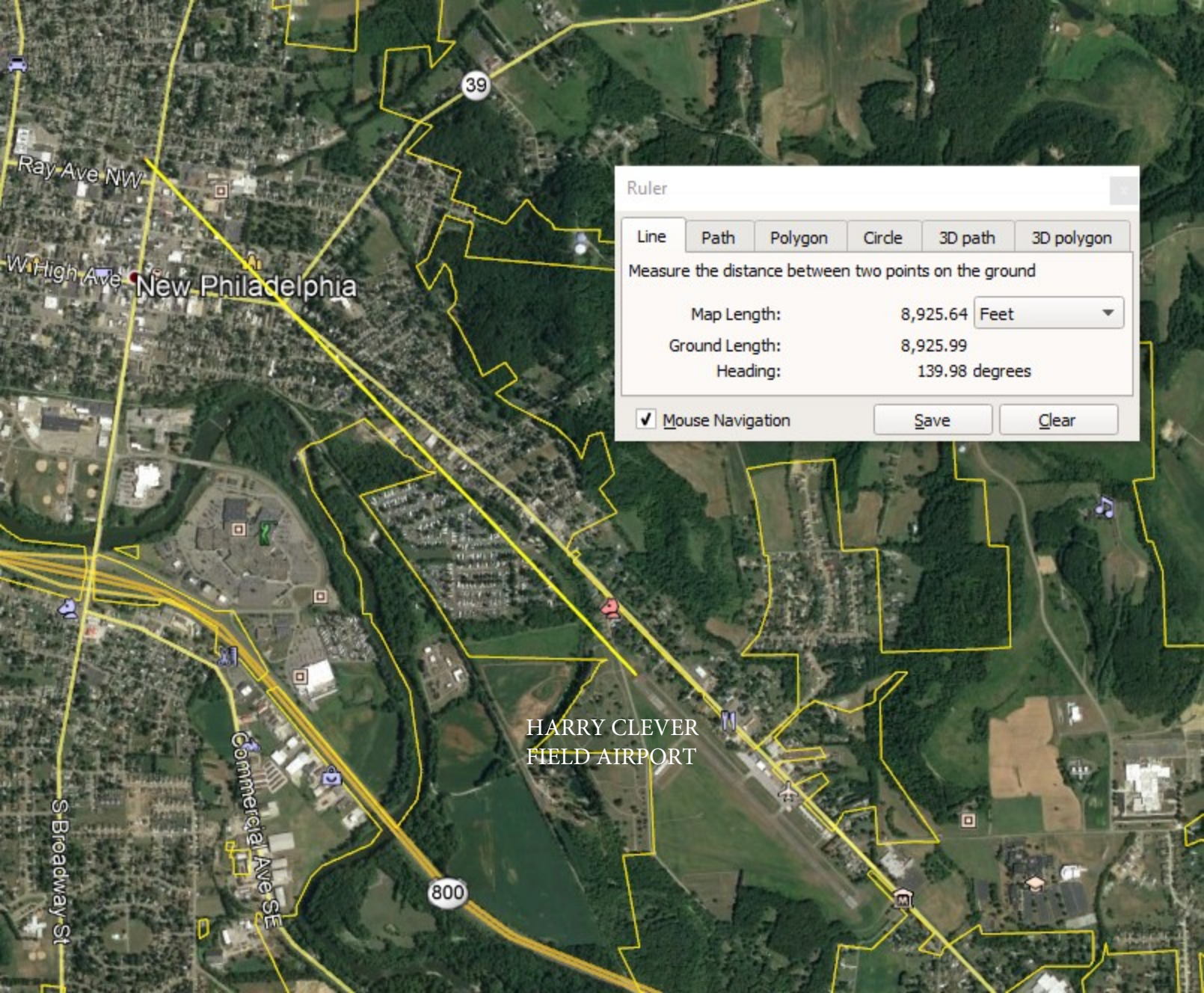
Sole Source Aquifers in Ohio



Ohio EPA
Division of Drinking
and Ground Waters

November 20, 2003





Ruler

- Line
- Path
- Polygon
- Circle
- 3D path
- 3D polygon

Measure the distance between two points on the ground

Map Length: 8,925.64 Feet

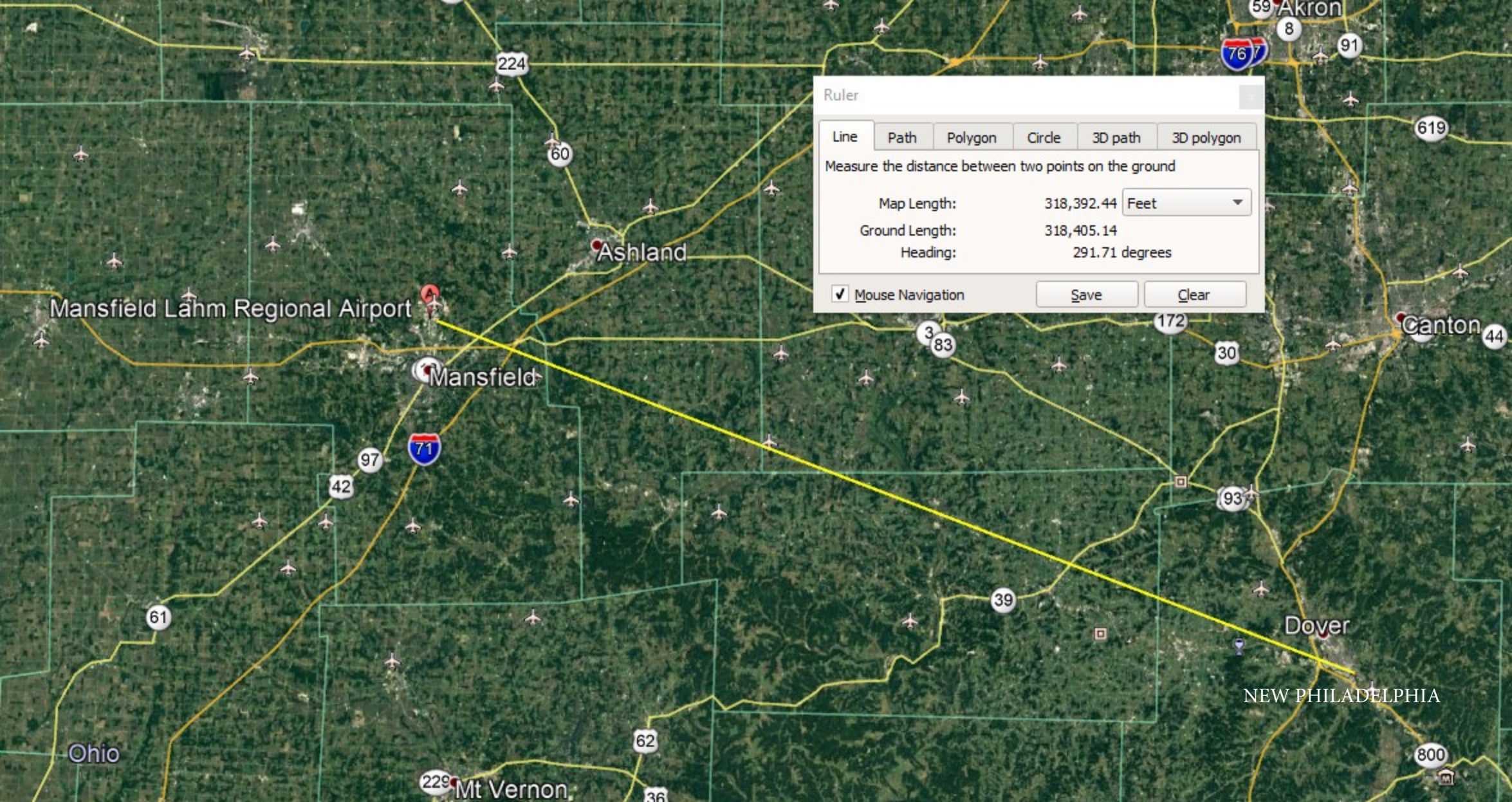
Ground Length: 8,925.99

Heading: 139.98 degrees

Mouse Navigation

Save

Clear



Ruler

Line Path Polygon Circle 3D path 3D polygon

Measure the distance between two points on the ground

Map Length: 318,392.44 Feet

Ground Length: 318,405.14

Heading: 291.71 degrees

Mouse Navigation

Save Clear



CERTIFICATION OF DETERMINATION OF SUBSEQUENT EXEMPTION FOR A CATEGORICAL EXCLUSION PROJECT

The City of New Philadelphia requests that the State of Ohio release Federal funds under Section 104 (g) of Title I of the Housing and Community Development Act of 1974, as amended; Section 288 of Title II of the Cranston Gonzales National Affordable Housing Act (NAHA), as amended; and/or Title IV of the Stewart B. McKinney Homeless Assistance Act, as amended; to be used for the following projects:

Table with 5 columns: Project Name, Location, Activity No., Activity Amt., Grant Agreement No. Row 1: Poplar Avenue Sidewalk/Curb Replacement, Poplar, 2nd, North, 2, \$162,909.00, A-F-19-2CU-1

An Environmental Review Record (ERR) has been prepared for each of the projects listed above by the City of New Philadelphia. The environmental review records are on file and available for the public's examination and copying, upon request, between the hours of 8:00 a.m. and 4:30 p.m., Monday through Friday (except holidays) at the address listed below.

Pursuant to the review, it is the finding of City of New Philadelphia that the above listed projects were initially determined to be categorically excluded per 24 CFR 58.35 (a) (1 - 6), and in compliance with the applicable requirements of 24 CFR 58.6. Upon completion of the items in the Statutory Checklist, the City of New Philadelphia has determined that there are no circumstances which require compliance with any other Federal laws and authorities cited in 24 CFR 58.5.

The above listed projects do not require an environmental impact statement or environmental assessment. No extraordinary circumstances exist for the projects. Therefore, pursuant to 24 CFR 58.34 (a) (12), the above projects can subsequently be determined to be exempt.

The environmental review was conducted by:

Katie Saba, Funding Administrator
W.E. Quicksall and Associates, Inc.
554 West High Avenue
New Philadelphia, Ohio 44663

I, as certifying officer, certify the accuracy of these statements:

Joel B. Day, Mayor
City of New Philadelphia
150 East High Avenue
New Philadelphia, Ohio 44663

Handwritten signature of Joel B. Day over a line labeled 'Signature' and date 5/11/2020 over a line labeled 'Date'.

Submit Certification to:
Ohio Development Services Agency
Office of Community Development
Environmental Specialist
P.O. Box 1001
Columbus, Ohio 43216-1001

EXPLANATION OF SUBSEQUENT EXEMPTION FOR A CATEGORICAL EXCLUSION PROJECT

A categorical exclusion project may be eligible for exemption (per 24 CFR 58.34 (a)(12)) if there are no circumstances which require compliance with the Federal laws and authorities cited in 24 CFR 58.5. Otherwise, the project requires a NOI/RROF in all cases. The relevant regulations are cited below.

24 CFR 58.34 (a) (12) (Exempt activities) Any of the categorical exclusions listed in §58.35 (a) provided that there are no circumstances which require compliance with any other Federal laws and authorities cited in §58.5.

24 CFR 58.35 Categorical exclusions.

Categorical exclusion refers to a category of activities for which no environmental impact statement or environmental assessment and finding of no significant impact under NEPA is required, except in extraordinary circumstances (see § 58.2 (a) (3)) in which a normally excluded activity may have a significant impact. Compliance with the other applicable Federal environmental laws and authorities listed in § 58.5 is required for any categorical exclusion listed in paragraph (a) of this section.

(a). *Categorical exclusions subject to § 58.5.* The following activities are categorically excluded under NEPA, but may be subject to review under authorities listed in § 58.5:

- (1) Acquisition, repair, improvement, reconstruction, or rehabilitation of public facilities and improvements (other than buildings) when the facilities and improvements are in place and will be retained in the same use without change in size or capacity of more than 20 percent (e.g., replacement of water or sewer lines, reconstruction of curbs and sidewalks, repaving of streets).
- (2) Special projects directed to the removal of material and architectural barriers that restrict the mobility of and accessibility to elderly and handicapped persons.
- (3) Rehabilitation of buildings and improvements when the following conditions are met:
 - (i) In the case of a building for residential use (with one to four units), the density is not increased beyond four units, the land use is not changed, and the footprint of the building is not increased in a floodplain or in a wetland;
 - (ii) In the case of multifamily residential buildings:
 - (A) Unit density is not changed more than 20 percent;
 - (B) The project does not involve changes in land use from residential to non-residential; and
 - (C) The estimated cost of rehabilitation is less than 75 percent of the total estimated cost of replacement after rehabilitation.
 - (iii) In the case of non-residential structures, including commercial, industrial, and public buildings:
 - (A) The facilities and improvements are in place and will not be changed in size or capacity by more than 20 percent; and
 - (B) The activity does not involve a change in land use, such as from non-residential to residential, commercial to industrial, or from one industrial use to another.
- (4) (i) An individual action on up to four dwelling units where there is a maximum of four units on any one site. The units can be four one-unit buildings or one four-unit building or any combination in between; or
 - (ii) An individual action on a project of five or more housing units developed on scattered sites when the sites are more than 2,000 feet apart and there are not more than four housing units on any one site.
 - (iii) Paragraphs (a)(4)(i) and (ii) of this section do not apply to rehabilitation of a building for residential use (with one to four units) (see paragraph (a)(3)(i) of this section).
- (5) Acquisition (including leasing) or disposition of, or equity loans on an existing structure, or acquisition (including leasing) of vacant land provided that the structure or land acquired, financed, or disposed of will be retained for the same use.
- (6) Combinations of the above activities.