

**Environmental Review
for Activity/Project that is Exempt or
Categorically Excluded Not Subject to Section 58.5
Pursuant to 24 CFR 58.34(a) and 58.35(b)**

Project Information

Project Name: CDBG-Admin-PY2023

HEROS Number: 900000010320626

Responsible Entity (RE): MUNCIE, 300 N High St Muncie IN, 47305

State / Local Identifier:

RE Preparer: Gretchen Cheesman

Grant Recipient (if different than Responsible Entity):

Point of Contact:

Consultant (if applicable):

Point of Contact:

Project Location: 300 N High St, Muncie, IN 47305

Additional Location Information:

N/A

Description of the Proposed Project [24 CFR 50.12 & 58.32; 40 CFR 1508.25]:

Administration of CDBG grant award for fiscal year 2023.

Level of Environmental Review Determination

Activity / Project is Exempt per 24 CFR 58.34(a):

58.34(a)(3)

Signature Page

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Funding Information

Grant / Project Identification Number	HUD Program	Program Name
B-23-MC-18-00100	Community Planning and Development (CPD)	Community Development Block Grants (CDBG) (Entitlement)

Estimated Total HUD Funded, Assisted or Insured Amount: \$1,287,189.00

Estimated Total Project Cost [24 CFR 58.2 (a) (5)]: \$257,437.80

Compliance with 24 CFR §50.4 & §58.6 Laws and Authorities

Compliance Factors: Statutes, Executive Orders, and Regulations listed at 24 CFR §50.4 & §58.6	Are formal compliance steps or mitigation required?	Compliance determination (See Appendix A for source determinations)
STATUTES, EXECUTIVE ORDERS, AND REGULATIONS LISTED AT 24 CFR §50.4 & § 58.6		
Airport Runway Clear Zones and Clear Zones 24 CFR part 51	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Project does not involve sale or acquisition of developed property.
Coastal Barrier Resources Act Coastal Barrier Resources Act, as amended by the Coastal Barrier Improvement Act of 1990 [16 USC 3501]	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	There are no coastal barrier resources in Delaware County, IN
Flood Insurance Flood Disaster Protection Act of 1973 and National Flood Insurance Reform Act of 1994 [42 USC 4001-4128 and 42 USC 5154a]	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	The project includes no activities that require flood insurance.

Mitigation Measures and Conditions [CFR 40 1505.2(c)]: Summarized below are all mitigation measures adopted by the Responsible Entity to reduce, avoid or eliminate adverse environmental impacts and to avoid non-compliance or non-conformance with the above-listed authorities and factors. These measures/conditions must be incorporated into project contracts, development agreements and other relevant documents. The staff responsible for implementing and monitoring mitigation measures should be clearly identified in the mitigation plan.

Law, Authority, or Factor	Mitigation Measure or Condition	Comments on Completed Measures	Mitigation Plan	Complete
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Project Mitigation Plan

Supporting documentation on completed measures

APPENDIX A: Related Federal Laws and Authorities

Airport Runway Clear Zones

General policy	Legislation	Regulation
It is HUD's policy to apply standards to prevent incompatible development around civil airports and military airfields.		24 CFR Part 51 Subpart D

1. **Does the project involve the sale or acquisition of developed property?**

No

Based on the response, the review is in compliance with this section.

Yes

Compliance Determination

Project does not involve sale or acquisition of developed property.

Supporting documentation

Are formal compliance steps or mitigation required?

No

Coastal Barrier Resources

General requirements	Legislation	Regulation
HUD financial assistance may not be used for most activities in units of the Coastal Barrier Resources System (CBRS). See 16 USC 3504 for limitations on federal expenditures affecting the CBRS.	Coastal Barrier Resources Act (CBRA) of 1982, as amended by the Coastal Barrier Improvement Act of 1990 (16 USC 3501)	

This project is located in a state that does not contain CBRA units. Therefore, this project is in compliance with the Coastal Barrier Resources Act.

Screen Summary

Compliance Determination

There are no coastal barrier resources in Delaware County, IN

Supporting documentation

Are formal compliance steps or mitigation required?

- Yes
- ✓ No

Flood Insurance

General requirements	Legislation	Regulation
Certain types of federal financial assistance may not be used in floodplains unless the community participates in National Flood Insurance Program and flood insurance is both obtained and maintained.	Flood Disaster Protection Act of 1973 as amended (42 USC 4001-4128)	24 CFR 50.4(b)(1) and 24 CFR 58.6(a) and (b); 24 CFR 55.1(b).

1. Does this project involve financial assistance for construction, rehabilitation, or acquisition of a mobile home, building, or insurable personal property?

- No. This project does not require flood insurance or is excepted from flood insurance.

Based on the response, the review is in compliance with this section.

Yes

4. While flood insurance is not mandatory for this project, HUD strongly recommends that all insurable structures maintain flood insurance under the National Flood Insurance Program (NFIP). Will flood insurance be required as a mitigation measure or condition?

Yes

- No

Screen Summary

Compliance Determination

The project includes no activities that require flood insurance.

Supporting documentation

Are formal compliance steps or mitigation required?

- Yes
 No



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**Tiered Environment Review
for Activity/Project that is
Categorically Excluded Subject to Section 58.5
Pursuant to 24 CFR 58.35(a)**

Project Information

Project Name: CDBG-PY23-Code-Enforcement-Demolitions

HEROS Number: 900000010324264

Responsible Entity (RE): MUNCIE, 300 N High St Muncie IN, 47305

State / Local Identifier:

RE Preparer: Gretchen Cheesman

Certifying Officer: Dan Ridenour

Grant Recipient (if different than Responsible Entity):

Point of Contact:

Consultant (if applicable):

Point of Contact:

Project Location: Muncie, IN 47305

Additional Location Information:

Demolition and code enforcement are city wide activities. Maps and photos may be uploaded when project locations are established.

Direct Comments to: communitydev@cityofmuncie.com
or
Gretchen Cheesman, Director, Community Development Dept., 300 N.
High St., Muncie, IN 47305

Description of the Proposed Project [24 CFR 50.12 & 58.32; 40 CFR 1508.25]:

Removal of blighted/dilapidated structures 1-4-units and provision of dumpsters to citizens that have code enforcement orders.

Maps, photographs, and other documentation of project location and description:

[Muncie Map.pdf](#)

Approximate size of the project area: more than 1 square mile

Length of time covered by this review: 2 Years

Maximum number of dwelling units or lots addressed by this tiered review:

55

Level of Environmental Review Determination:

Categorically Excluded per 24 CFR 58.35(a), and subject to laws and authorities at §58.5:
58.35(a)(4)

Determination:

	Extraordinary circumstances exist and this project may result in significant environmental impact. This project requires preparation of an Environmental Assessment (EA); OR
✓	There are no extraordinary circumstances which would require completion of an EA, and this project may remain CEST.

Approval Documents:

[heros-download-1689706371146.pdf](#)

7015.15 certified by Certifying Officer on:

7015.16 certified by Authorizing Officer on:

Funding Information

Grant Number	HUD Program	Program Name
B-23-MC-18-00100	Community Planning and Development (CPD)	Community Development Block Grants (CDBG) (Entitlement)

Estimated Total HUD Funded Amount: \$252,289.00

Estimated Total Project Cost [24 CFR 58.2 (a) (5)]: \$252,289.00

Compliance with 24 CFR §50.4, §58.5 and §58.6 Laws and Authorities

Compliance Factors: Statutes, Executive Orders, and Regulations listed at 24 CFR §50.4, §58.5, and §58.6	Was compliance achieved at the broad level of review?	Describe here compliance determinations made at the broad level and source documentation.
STATUTES, EXECUTIVE ORDERS, AND REGULATIONS LISTED AT 24 CFR §50.4 & § 58.6		
Airport Hazards	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	No projects will take place within a clear zone or accident potential zone. There are no residential areas within 2500 feet of the Delaware County Airport. Delaware County Airport does not qualify as a Commercial Airport. There are no military airports within 15,000 feet of Delaware County.
Coastal Barrier Resources Act	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	There are no Coastal Barrier Resources in Delaware County, Indiana.
Flood Insurance	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Project does not involve construction or rehabilitation. Could be beneficial in removing structures from floodplains.
STATUTES, EXECUTIVE ORDERS, AND REGULATIONS LISTED AT 24 CFR §50.4 & § 58.5		
Air Quality	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Muncie is not located in a non-attainment zone. Project could remove structures from sites with air pollution concerns. All structures to be demolished will be tested for asbestos. If present asbestos will be abated by licensed professional.
Coastal Zone Management Act	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	There are no Coastal Zones in Muncie.
Contamination and Toxic Substances	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Site contains no toxic chemicals, hazardous or radioactive substances. Structures are to be demolished as code enforcement action, city does not own property nor control future development, structures are vacant and following demolition land will be vacant thus the properties have no occupants.
Endangered Species Act	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	As long as trees are not being removed from demolition sites there will be no effect on endangered species (bats)
Explosive and Flammable Hazards	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	The project does not include development, construction, rehabilitation that will increase residential densities, or conversion.
Farmlands Protection	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	All demolitions are located in an urbanized area.
Floodplain Management	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Project does not involve construction or

		rehabilitation. Project could be beneficial in removing structures from floodplains.
Historic Preservation	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Noise Abatement and Control	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Demolition is not a noise sensitive activity.
Sole Source Aquifers	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Muncie is not located in a sole source aquifer area.
Wetlands Protection	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Project does not involve construction or rehabilitation. Project could be beneficial in removing structures from wetlands.
Wild and Scenic Rivers Act	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Indiana has no designated Wild and Scenic Rivers
ENVIRONMENTAL JUSTICE		
Environmental Justice	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Blighted structures are often concentrated in low income and minority neighborhoods. These structures bring down property values and are often dangerous, occupied by trespassers and a fire/safety danger. Removal has a positive effect on the neighborhoods.

Supporting documentation

- [Delaware County Non-Attainment Status.pdf](#)
- [Coastal Barrier State List.pdf](#)
- [Coastal Barrier State List\(1\).pdf](#)
- [FWS Email re Bats.msg](#)
- [Muncie Endangered Species List.pdf](#)
- [Muncie Urban Area.pdf](#)
- [PA City of Muncie + Indiana SHPO.pdf](#)
- [Sole Source Aquifer Map.pdf](#)
- [Muncie Wetlands Map.pdf](#)
- [Rivers Inventory Nationwide.pdf](#)
- [Rivers Wild and Scenic Map.pdf](#)
- [Airport Hazards.pdf](#)

Written Strategies

The following strategies provide the policy, standard, or process to be followed in the site-specific review for each law, authority, and factor that will require completion of a site-specific review.

1	Historic Preservation
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	Each structure to be demolished will be evaluated for eligibility/listing on the National Register of Historic Places pursuant to a programmatic agreement between the city/SHPO and Advisory Council on Historic Preservation. No listed or eligible properties will be demolished with program funds.
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Supporting documentation

[106 DETERMINATION OF ELIGIBILITY FORM.pdf](#)

APPENDIX A: Site Specific Reviews



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**Tiered Environment Review
for Activity/Project that is
Categorically Excluded Subject to Section 58.5
Pursuant to 24 CFR 58.35(a)**

Project Information

Project Name: CDBG-PY23-Homeowner-Rehab

HEROS Number: 900000010325912

Responsible Entity (RE): MUNCIE, 300 N High St Muncie IN, 47305

State / Local Identifier:

RE Preparer: Gretchen Cheesman

Certifying Officer: Dan Ridenour

Grant Recipient (if different than Responsible Entity):

Point of Contact:

Consultant (if applicable):

Point of Contact:

Project Location: Muncie, IN 47305

Additional Location Information:

City Wide

Direct Comments to: communitydev@cityofmuncie.com
Gretchen Cheesman, Director of Community Development
300 N High St Muncie, IN 47305

Description of the Proposed Project [24 CFR 50.12 & 58.32; 40 CFR 1508.25]:

Rehabilitation of single family or duplex homes primarily consisting of roof replacement, HVAC replacement/repair and accessibility improvements.

Maps, photographs, and other documentation of project location and description:

[Muncie - Google Maps.pdf](#)

Approximate size of the project area: more than 1 square mile

Length of time covered by this review: 2 Years

Maximum number of dwelling units or lots addressed by this tiered review:
25

Level of Environmental Review Determination:

Categorically Excluded per 24 CFR 58.35(a), and subject to laws and authorities at §58.5: 58.35(a)(3)

Determination:

	Extraordinary circumstances exist and this project may result in significant environmental impact. This project requires preparation of an Environmental Assessment (EA); OR
✓	There are no extraordinary circumstances which would require completion of an EA, and this project may remain CEST.

Approval Documents:

[heros-download-1689706750059.pdf](#)

7015.15 certified by Certifying Officer on:

7015.16 certified by Authorizing Officer on:

Funding Information

Grant Number	HUD Program	Program Name
B-23-MC-18-00100	Community Planning and Development (CPD)	Community Development Block Grants (CDBG) (Entitlement)

Estimated Total HUD Funded Amount: \$250,000.00

Estimated Total Project Cost [24 CFR 58.2 (a) (5)]: \$250,000.00

Compliance with 24 CFR §50.4, §58.5 and §58.6 Laws and Authorities

Compliance Factors: Statutes, Executive Orders, and Regulations listed at 24 CFR §50.4, §58.5, and §58.6	Was compliance achieved at the broad level of review?	Describe here compliance determinations made at the broad level and source documentation.
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STATUTES, EXECUTIVE ORDERS, AND REGULATIONS LISTED AT 24 CFR §50.4 & § 58.6		
Airport Hazards	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	No projects will take place within a clear zone or accident potential zone. There are no residential areas within 2500 feet of the Delaware County Airport. Delaware County Airport does not qualify as a Commercial Airport. There are no military airports within 15,000 feet of Delaware County.
Coastal Barrier Resources Act	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	No coastal barrier resources in Delaware County, IN
Flood Insurance	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Projects located in flood zones will not be selected unless owner has or obtains flood insurance. Exceptions may be granted if all aggregated repairs cost less than the National Flood Insurance Program's maximum deductible of 10,000.
STATUTES, EXECUTIVE ORDERS, AND REGULATIONS LISTED AT 24 CFR §50.4 & § 58.5		
Air Quality	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Project conforms with approved state plans for air quality. Muncie is not located in a non-attainment area.
Coastal Zone Management Act	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Muncie is not located in a Coastal Management Zone.
Contamination and Toxic Substances	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	There are no EPA Superfund, NPL or CERCLA listed sites in Muncie. There are no toxic or solid waste landfill sites in Muncie. Homes with underground storage tanks will not be assisted.
Endangered Species Act	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	The project (rehabilitation or renovation activities associated with existing structures) does not involve any activities that have a potential to affect species or habitats,
Explosive and Flammable Hazards	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Project does not increase residential density. The project does not include a hazardous facility.
Farmlands Protection	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	All land located within City of Muncie boundary is classified as urbanized area.
Floodplain Management	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Historic Preservation	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Noise Abatement and Control	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Projects are currently occupied.
Sole Source Aquifers	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	There are no sole source aquifers in Muncie,.
Wetlands Protection	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Wild and Scenic Rivers Act	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	There are no designated Wild or Scenic

		Rivers in Muncie.
ENVIRONMENTAL JUSTICE		
Environmental Justice	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	The project does not create an adverse environmental impact upon low-income or minority communities.

Supporting documentation

- [Delaware County Non-Attainment Status.pdf](#)
- [CBRS.pdf](#)
- [Coastal Programs.pdf](#)
- [Muncie Endangered Species List.pdf](#)
- [Muncie Urban Area.pdf](#)
- [Muncie Floodplain Map.pdf](#)
- [Sole Source Aquifer Map.pdf](#)
- [Rivers Wild and Scenic Map.pdf](#)
- [Rivers Inventory Nationwide.pdf](#)
- [Airport Hazards.pdf](#)
- [Super Fund NPL CERCLA Lists.pdf](#)
- [IDEM Permitted Solid Waste Landfills.pdf](#)
- [IDEM Haz Waste Landfill Permits.pdf](#)

Written Strategies

The following strategies provide the policy, standard, or process to be followed in the site-specific review for each law, authority, and factor that will require completion of a site-specific review.

1	Floodplain Management
	Firmettes will be generated when projects are identified at Tier 2.. Projects located in flood zones will not be selected unless owner has or obtains flood insurance.
2	Historic Preservation
	Projects will be evaluated for National Register listing or eligibility at Tier 2. If eligible or listed project will follow steps mandated in Programmatic POA between city and Indiana SHPO.
3	Wetlands Protection
	Wetland maps will be printed at Tier 2.

Supporting documentation

- [Checklist for Site Specific Reviews Housing Rehab.pdf](#)
- [PA City of Muncie + Indiana SHPO.pdf](#)
- [106 DETERMINATION OF ELIGIBILITY FORM.pdf](#)

APPENDIX A: Site Specific Reviews



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**Tiered Environment Review
for Activity/Project that is
Categorically Excluded Subject to Section 58.5
Pursuant to 24 CFR 58.35(a)**

Project Information

Project Name: CDBG-PY23-Infrastructure

HEROS Number: 900000010327170

Responsible Entity (RE): MUNCIE, 300 N High St Muncie IN, 47305

State / Local Identifier:

RE Preparer: Gretchen Cheesman

Certifying Officer: Dan Ridenour

Grant Recipient (if different than Responsible Entity):

Point of Contact:

Consultant (if applicable):

Point of Contact:

Project Location: Muncie, IN 47305

Additional Location Information:

Public facility improvements will occur on neighborhood streets in income eligible neighborhoods and will be evaluated for environmental factors when sites are identified.

Direct Comments to: communitydev@cityofmuncie.com
Gretchen Cheesman, Director of Community Development
300 N High St Muncie, IN 47305

Description of the Proposed Project [24 CFR 50.12 & 58.32; 40 CFR 1508.25]:

Milling and resurfacing of existing roadways Milling and resurfacing of existing roadways in conjunction with drainage improvements Modifications to curb/street interface to improve accessibility

Maps, photographs, and other documentation of project location and description:[Muncie Map.pdf](#)**Approximate size of the project area:** more than 1 square mile**Length of time covered by this review:** 2 Years**Maximum number of dwelling units or lots addressed by this tiered review:**

500

Level of Environmental Review Determination:

Categorically Excluded per 24 CFR 58.35(a), and subject to laws and authorities at §58.5: 58.35(a)(1)

Determination:

	Extraordinary circumstances exist and this project may result in significant environmental impact. This project requires preparation of an Environmental Assessment (EA); OR
✓	There are no extraordinary circumstances which would require completion of an EA, and this project may remain CEST.

Approval Documents:[heros-download-1689705883045.pdf](#)**7015.15 certified by Certifying Officer on:****7015.16 certified by Authorizing Officer on:****Funding Information**

Grant Number	HUD Program	Program Name
B-23-MC-18-00100	Community Planning and Development (CPD)	Community Development Block Grants (CDBG) (Entitlement)

Estimated Total HUD Funded Amount: \$1,000.00**Estimated Total Project Cost [24 CFR 58.2 (a) (5)]:** \$1,000.00**Compliance with 24 CFR §50.4, §58.5 and §58.6 Laws and Authorities**

Compliance Factors: Statutes, Executive Orders, and Regulations listed at 24 CFR §50.4, §58.5, and §58.6	Was compliance achieved at the broad level of review?	Describe here compliance determinations made at the broad level and source documentation.
STATUTES, EXECUTIVE ORDERS, AND REGULATIONS LISTED AT 24 CFR §50.4 & § 58.6		
Airport Hazards	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	No projects will take place within a clear zone or accident potential zone. There are no residential areas within 2500 feet of the Delaware County Airport. Delaware County Airport does not qualify as a Commercial Airport. There are no military airports within 15,000 feet of Delaware County.
Coastal Barrier Resources Act	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	No coastal barrier resources in Delaware County, IN
Flood Insurance	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Flood insurance is not required for infrastructure projects. No work will occur in flood zones.
STATUTES, EXECUTIVE ORDERS, AND REGULATIONS LISTED AT 24 CFR §50.4 & § 58.5		
Air Quality	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Project conforms with approved state plans for air quality. Muncie is not located in a non-attainment area.
Coastal Zone Management Act	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	No coastal zones exist in Delaware County, Indiana.
Contamination and Toxic Substances	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Project will take place in existing City right of way. The project will not effect the health and safety of occupants of homes or business along the route of the project.
Endangered Species Act	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	The project (resurfacing, repairing or maintaining existing streets, sidewalks, curbs, trails, parking lots or other existing paved surfaces) will have NO EFFECT on threatened or endangered species.
Explosive and Flammable Hazards	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Project itself is not a development of a hazardous facility. Project does not include development, construction, rehabilitation that will increase residential densities, or conversion. The proposed HUD-assisted project does not include a hazardous facility that stores, handles or processes flammable or combustible chemicals (such as bulk fuel storage facilities and refineries.)
Farmlands Protection	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	All land located within City of Muncie

		boundary is classified as urbanized area.
Floodplain Management	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Historic Preservation	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Infrastructure projects (streets, alleys, driveways, parking areas, curbs, gutters, sidewalks, site improvements) are considered to be exempt activities pursuant to POA between City of Muncie and Indiana State Historic Preservation Officer
Noise Abatement and Control	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Infrastructure improvements are not subject to noise assessment requirements.
Sole Source Aquifers	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	No sole source aquifers exist in Delaware County, IN.
Wetlands Protection	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Wild and Scenic Rivers Act	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	There are no designated wild or scenic rivers in Delaware County, IN.
ENVIRONMENTAL JUSTICE		
Environmental Justice	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	The project does not create any adverse environmental or human health impacts.

Supporting documentation

- [Delaware County Non-Attainment Status\(1\).pdf](#)
- [CBRS.pdf](#)
- [Coastal Programs.pdf](#)
- [Muncie Endangered Species List.pdf](#)
- [Muncie Urban Area.pdf](#)
- [PA City of Muncie + Indiana SHPO.pdf](#)
- [Sole Source Aquifer Map.pdf](#)
- [Muncie Wetlands Map.pdf](#)
- [Rivers Wild and Scenic Map.pdf](#)
- [Rivers Inventory Nationwide.pdf](#)
- [Airport Hazards.pdf](#)

Written Strategies

The following strategies provide the policy, standard, or process to be followed in the site-specific review for each law, authority, and factor that will require completion of a site-specific review.

1	Floodplain Management
	Floodplain Maps showing project locations will be uploaded when sites are identified.
2	Wetlands Protection
	Wetland Maps showing project locations will be uploaded when sites are identified.

Supporting documentation

- [Checklist for Site Specific Reviews INFRASTRUCTURE.docx](#)

APPENDIX A: Site Specific Reviews

**Environmental Review
for Activity/Project that is Exempt or
Categorically Excluded Not Subject to Section 58.5
Pursuant to 24 CFR 58.34(a) and 58.35(b)**

Project Information

Project Name: CDBG-PY23-McKinley-Park-Design

HEROS Number: 900000010327286

Responsible Entity (RE): MUNCIE, 300 N High St Muncie IN, 47305

State / Local Identifier:

RE Preparer: Brad King

Grant Recipient (if different than Responsible Entity):

Point of Contact:

Consultant (if applicable):

Point of Contact:

Project Location: , Muncie, IN 47305

Additional Location Information:

N/A

Description of the Proposed Project [24 CFR 50.12 & 58.32; 40 CFR 1508.25]:

Design for installation of a public park in a low- to moderate-income neighborhood.

[McK Park beacon map.pdf](#)

Level of Environmental Review Determination

Activity / Project is Exempt per 24 CFR 58.34(a):

58.34(a)(8)

Signature Page

[heros-download-1689703843115.pdf](#)

Funding Information

Grant / Project Identification Number	HUD Program	Program Name
B-23-MC-18-00100	Community Planning and Development (CPD)	Community Development Block Grants (CDBG) (Entitlement)

Estimated Total HUD Funded, Assisted or Insured Amount: \$40,000.00

Estimated Total Project Cost [24 CFR 58.2 (a) (5)]: \$40,000.00

Compliance with 24 CFR §50.4 & §58.6 Laws and Authorities

Compliance Factors: Statutes, Executive Orders, and Regulations listed at 24 CFR §50.4 & §58.6	Are formal compliance steps or mitigation required?	Compliance determination (See Appendix A for source determinations)
STATUTES, EXECUTIVE ORDERS, AND REGULATIONS LISTED AT 24 CFR §50.4 & § 58.6		
Airport Runway Clear Zones and Clear Zones 24 CFR part 51	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Based on the project description the project includes no activities that would require further evaluation under this section. The project is in compliance with Airport Runway Clear Zone requirements.
Coastal Barrier Resources Act Coastal Barrier Resources Act, as amended by the Coastal Barrier Improvement Act of 1990 [16 USC 3501]	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	This project is located in a state that does not contain CBRS units. Therefore, this project is in compliance with the Coastal Barrier Resources Act.
Flood Insurance Flood Disaster Protection Act of 1973 and National Flood Insurance Reform Act of 1994 [42 USC 4001-4128 and 42 USC 5154a]	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Based on the project description the project includes no activities that would require further evaluation under this section. The project does not require flood insurance or is excepted from flood insurance. While flood insurance may not be mandatory in this instance, HUD recommends that all insurable structures maintain flood insurance under the National Flood Insurance Program (NFIP). The project is in

Compliance Factors: Statutes, Executive Orders, and Regulations listed at 24 CFR §50.4 & §58.6	Are formal compliance steps or mitigation required?	Compliance determination (See Appendix A for source determinations)
STATUTES, EXECUTIVE ORDERS, AND REGULATIONS LISTED AT 24 CFR §50.4 & § 58.6		
		compliance with Flood Insurance requirements.

Mitigation Measures and Conditions [CFR 40 1505.2(c)]: Summarized below are all mitigation measures adopted by the Responsible Entity to reduce, avoid or eliminate adverse environmental impacts and to avoid non-compliance or non-conformance with the above-listed authorities and factors. These measures/conditions must be incorporated into project contracts, development agreements and other relevant documents. The staff responsible for implementing and monitoring mitigation measures should be clearly identified in the mitigation plan.

Law, Authority, or Factor	Mitigation Measure or Condition	Comments on Completed Measures	Mitigation Plan	Complete
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Project Mitigation Plan

Supporting documentation on completed measures

APPENDIX A: Related Federal Laws and Authorities

Airport Runway Clear Zones

General policy	Legislation	Regulation
It is HUD's policy to apply standards to prevent incompatible development around civil airports and military airfields.		24 CFR Part 51 Subpart D

1. **Does the project involve the sale or acquisition of developed property?**

No

Based on the response, the review is in compliance with this section.

Yes

Compliance Determination

Based on the project description the project includes no activities that would require further evaluation under this section. The project is in compliance with Airport Runway Clear Zone requirements.

Supporting documentation

[McK park to airport.jpg](#)

Are formal compliance steps or mitigation required?

Yes
 No

Coastal Barrier Resources

General requirements	Legislation	Regulation
HUD financial assistance may not be used for most activities in units of the Coastal Barrier Resources System (CBRS). See 16 USC 3504 for limitations on federal expenditures affecting the CBRS.	Coastal Barrier Resources Act (CBRA) of 1982, as amended by the Coastal Barrier Improvement Act of 1990 (16 USC 3501)	

This project is located in a state that does not contain CBRA units. Therefore, this project is in compliance with the Coastal Barrier Resources Act.

Screen Summary

Compliance Determination

This project is located in a state that does not contain CBRS units. Therefore, this project is in compliance with the Coastal Barrier Resources Act.

Supporting documentation

[CBRS.pdf](#)

Are formal compliance steps or mitigation required?

- Yes
- ✓ No

Flood Insurance

General requirements	Legislation	Regulation
Certain types of federal financial assistance may not be used in floodplains unless the community participates in National Flood Insurance Program and flood insurance is both obtained and maintained.	Flood Disaster Protection Act of 1973 as amended (42 USC 4001-4128)	24 CFR 50.4(b)(1) and 24 CFR 58.6(a) and (b); 24 CFR 55.1(b).

1. Does this project involve financial assistance for construction, rehabilitation, or acquisition of a mobile home, building, or insurable personal property?

- ✓ No. This project does not require flood insurance or is excepted from flood insurance.

Based on the response, the review is in compliance with this section.

Yes

4. While flood insurance is not mandatory for this project, HUD strongly recommends that all insurable structures maintain flood insurance under the National Flood Insurance Program (NFIP). Will flood insurance be required as a mitigation measure or condition?

Yes

- ✓ No

Screen Summary

Compliance Determination

Based on the project description the project includes no activities that would require further evaluation under this section. The project does not require flood insurance or is excepted from flood insurance. While flood insurance may not be mandatory in this instance, HUD recommends that all insurable structures maintain flood insurance under the National Flood Insurance Program (NFIP). The project is in compliance with Flood Insurance requirements.

Supporting documentation

Are formal compliance steps or mitigation required?

- Yes
- ✓ No

**Environmental Review
for Activity/Project that is Exempt or
Categorically Excluded Not Subject to Section 58.5
Pursuant to 24 CFR 58.34(a) and 58.35(b)**

Project Information

Project Name: CDBG-Public-Services-PY2023

HEROS Number: 900000010320639

Responsible Entity (RE): MUNCIE, 300 N High St Muncie IN, 47305

State / Local Identifier:

RE Preparer: Gretchen Cheesman

Grant Recipient (if different than Responsible Entity):

Point of Contact:

Consultant (if applicable):

Point of Contact:

Project Location: 300 N High St, Muncie, IN 47305

Additional Location Information:

N/A

Description of the Proposed Project [24 CFR 50.12 & 58.32; 40 CFR 1508.25]:

Public services that will not have a physical impact or result in any physical changes, including but not limited to services concerned with employment, crime prevention, child care, health, drug abuse, education, counseling, energy conservation and welfare or recreational needs.

Level of Environmental Review Determination

Activity / Project is Exempt per 24 CFR 58.34(a):
58.34(a)(4)

Signature Page

[heros-download-1689703283732.pdf](#)

Funding Information

Grant / Project Identification Number	HUD Program	Program Name
B-23-MC-18-00100	Community Planning and Development (CPD)	Community Development Block Grants (CDBG) (Entitlement)

Estimated Total HUD Funded, Assisted or Insured Amount: \$1,287,189.00

Estimated Total Project Cost [24 CFR 58.2 (a) (5)]: \$193,000.00

Compliance with 24 CFR §50.4 & §58.6 Laws and Authorities

Compliance Factors: Statutes, Executive Orders, and Regulations listed at 24 CFR §50.4 & §58.6	Are formal compliance steps or mitigation required?	Compliance determination (See Appendix A for source determinations)
STATUTES, EXECUTIVE ORDERS, AND REGULATIONS LISTED AT 24 CFR §50.4 & § 58.6		
Airport Runway Clear Zones and Clear Zones 24 CFR part 51	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Coastal Barrier Resources Act Coastal Barrier Resources Act, as amended by the Coastal Barrier Improvement Act of 1990 [16 USC 3501]	<input type="checkbox"/> Yes <input type="checkbox"/> No	
Flood Insurance Flood Disaster Protection Act of 1973 and National Flood Insurance Reform Act of 1994 [42 USC 4001-4128 and 42 USC 5154a]	<input type="checkbox"/> Yes <input type="checkbox"/> No	

Mitigation Measures and Conditions [CFR 40 1505.2(c)]: Summarized below are all mitigation measures adopted by the Responsible Entity to reduce, avoid or eliminate adverse environmental impacts and to avoid non-compliance or non-conformance with the above-listed authorities and factors. These measures/conditions must be incorporated into project contracts, development agreements and other relevant documents. The staff responsible for implementing and monitoring mitigation measures should be clearly identified in the mitigation plan.

Law, Authority, or Factor	Mitigation Measure or Condition	Comments on Completed Measures	Mitigation Plan	Complete
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Project Mitigation Plan

Supporting documentation on completed measures

APPENDIX A: Related Federal Laws and Authorities

Airport Runway Clear Zones

General policy	Legislation	Regulation
It is HUD's policy to apply standards to prevent incompatible development around civil airports and military airfields.		24 CFR Part 51 Subpart D

1. **Does the project involve the sale or acquisition of developed property?**

No

Based on the response, the review is in compliance with this section.

Yes

Compliance Determination

Supporting documentation

Are formal compliance steps or mitigation required?

Yes
 No

Coastal Barrier Resources

General requirements	Legislation	Regulation
HUD financial assistance may not be used for most activities in units of the Coastal Barrier Resources System (CBRS). See 16 USC 3504 for limitations on federal expenditures affecting the CBRS.	Coastal Barrier Resources Act (CBRA) of 1982, as amended by the Coastal Barrier Improvement Act of 1990 (16 USC 3501)	

This project is located in a state that does not contain CBRA units. Therefore, this project is in compliance with the Coastal Barrier Resources Act.

Screen Summary

Compliance Determination

Supporting documentation

Are formal compliance steps or mitigation required?

Yes

No

Flood Insurance

General requirements	Legislation	Regulation
Certain types of federal financial assistance may not be used in floodplains unless the community participates in National Flood Insurance Program and flood insurance is both obtained and maintained.	Flood Disaster Protection Act of 1973 as amended (42 USC 4001-4128)	24 CFR 50.4(b)(1) and 24 CFR 58.6(a) and (b); 24 CFR 55.1(b).

1. Does this project involve financial assistance for construction, rehabilitation, or acquisition of a mobile home, building, or insurable personal property?

Screen Summary

Compliance Determination

Supporting documentation

Are formal compliance steps or mitigation required?

Yes

No



U.S. Department of Housing and Urban
Development
451 Seventh Street, SW
Washington, DC 20410
www.hud.gov
espanol.hud.gov

**Tiered Environment Review
for Activity/Project that is
Categorically Excluded Subject to Section 58.5
Pursuant to 24 CFR 58.35(a)**

Project Information

Project Name: CDBG-PY23-Recovery-Housing-Acquisition

HEROS Number: 900000010327186

Responsible Entity (RE): MUNCIE, 300 N High St Muncie IN, 47305

State / Local Identifier:

RE Preparer: Gretchen Cheesman

Certifying Officer: Dan Ridenour

Grant Recipient (if different than Responsible Entity):

Point of Contact:

Consultant (if applicable):

Point of Contact:

Project Location: Muncie, IN 47305

Additional Location Information:

TBD

Direct Comments to: communitydev@cityofmuncie.com
Gretchen Cheesman, Director of Community Development
300 N High St Muncie, IN 47305

Description of the Proposed Project [24 CFR 50.12 & 58.32; 40 CFR 1508.25]:

Acquisition of a structure to house individuals following discharge from inpatient drug/alcohol treatment programs.

Maps, photographs, and other documentation of project location and description:

Approximate size of the project area: more than 1 square mile

Length of time covered by this review: 2 Years

Maximum number of dwelling units or lots addressed by this tiered review:
15

Level of Environmental Review Determination:

Categorically Excluded per 24 CFR 58.35(a), and subject to laws and authorities at §58.5: 58.35(a)(1)

Determination:

	Extraordinary circumstances exist and this project may result in significant environmental impact. This project requires preparation of an Environmental Assessment (EA); OR
✓	There are no extraordinary circumstances which would require completion of an EA, and this project may remain CEST.

Approval Documents:

[heros-download-1689705564817.pdf](#)

7015.15 certified by Certifying Officer on:

7015.16 certified by Authorizing Officer on:

Funding Information

Grant Number	HUD Program	Program Name
B-23-MC-18-00100	Community Planning and Development (CPD)	Community Development Block Grants (CDBG) (Entitlement)

Estimated Total HUD Funded Amount: \$250,000.00

Estimated Total Project Cost [24 CFR 58.2 (a) (5)]: \$250,000.00

Compliance with 24 CFR §50.4, §58.5 and §58.6 Laws and Authorities

Compliance Factors: Statutes, Executive Orders, and Regulations listed at 24 CFR §50.4, §58.5, and §58.6	Was compliance achieved at the broad level of review?	Describe here compliance determinations made at the broad level and source documentation.

STATUTES, EXECUTIVE ORDERS, AND REGULATIONS LISTED AT 24 CFR §50.4 & § 58.6		
Airport Hazards	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Project will not occur within a clear zone or accident potential zone. There are no residential areas within 2500 feet of the Delaware County Airport. Delaware County Airport does not qualify as a Commercial Airport. There are no military airports within 15,000 feet of Delaware County.
Coastal Barrier Resources Act	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	No coastal barrier resources existing in Delaware County, Indiana.
Flood Insurance	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	The project will not be funded if it is located in a flood zone. This will be determined at Floodplain Management section below.
STATUTES, EXECUTIVE ORDERS, AND REGULATIONS LISTED AT 24 CFR §50.4 & § 58.5		
Air Quality	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Project conforms with approved state plans for air quality. Muncie is not located in a non-attainment area.
Coastal Zone Management Act	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	No coastal zone exists in Delaware County, Indiana.
Contamination and Toxic Substances	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Endangered Species Act	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Explosive and Flammable Hazards	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Farmlands Protection	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	No farmlands are zoned or in use within municipal boundaries. Double checked at Tier 2 review.
Floodplain Management	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Historic Preservation	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Noise Abatement and Control	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Sole Source Aquifers	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	No sole source aquifers exist in Delaware County, Indiana.
Wetlands Protection	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Wild and Scenic Rivers Act	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	No Wild and Scenic rivers exist in Delaware County, Indiana.
ENVIRONMENTAL JUSTICE		
Environmental Justice	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Recovery housing will serve women and children 80% AMI and below without discriminating.

Supporting documentation

[Delaware County Non-Attainment Status.pdf](#)

[Coastal Barrier State List.pdf](#)

[Airport Hazards.pdf](#)

Written Strategies

The following strategies provide the policy, standard, or process to be followed in the site-specific review for each law, authority, and factor that will require completion of a site-specific review.

1	Contamination and Toxic Substances
	Site will undergo a Phase I Environmental Site Assessment to determine if there are contamination and/or toxic substance concerns.
2	Endangered Species
	Site will be evaluated for effects on endangered species.
3	Explosive and Flammable Hazards
	Site will be evaluated for explosive and flammable hazards.
4	Floodplain Management
	It will be determined if the site is located in a flood zone by consulting FIRMETTE.
5	Historic Preservation
	Site will be evaluated for National Register listing or eligibility. If site is eligible the project will proceed according to the Programmatic Agreement between City, Indiana SHPO and ACHP.
6	Noise Abatement and Control
	Noise assessment will be conducted with site is selected. If necessary, mitigation will be required.
7	Wetlands Protection
	Wetland map will be consulted prior to finalization of facility location.

Supporting documentation

[Checklist for Site Specific Reviews Recovery Housing Acquisition.docx](#)

APPENDIX A: Site Specific Reviews

**Environmental Review
for Activity/Project that is Exempt or
Categorically Excluded Not Subject to Section 58.5
Pursuant to 24 CFR 58.34(a) and 58.35(b)**

Project Information

Project Name: HOME-Admin-PY23

HEROS Number: 900000010327294

Responsible Entity (RE): MUNCIE, 300 N High St Muncie IN, 47305

State / Local Identifier:

RE Preparer: Gretchen Cheesman

Grant Recipient (if different than Responsible Entity):

Point of Contact:

Consultant (if applicable):

Point of Contact:

Project Location: 300 N High St, Muncie, IN 47305

Additional Location Information:

N/A

Description of the Proposed Project [24 CFR 50.12 & 58.32; 40 CFR 1508.25]:

Salary, training, and travel costs for HOME program manager.

[City Hall Beacon Map Aerial.pdf](#)

Level of Environmental Review Determination

Activity / Project is Exempt per 24 CFR 58.34(a):

58.34(a)(3)

Signature Page

[heros-download-1689701835406.pdf](#)

Funding Information

Grant / Project Identification Number	HUD Program	Program Name
M-23-MC-18-0206	Community Planning and Development (CPD)	HOME Program

Estimated Total HUD Funded, Assisted or Insured Amount: \$60,262.00

Estimated Total Project Cost [24 CFR 58.2 (a) (5)]: \$60,262.00

Compliance with 24 CFR §50.4 & §58.6 Laws and Authorities

Compliance Factors: Statutes, Executive Orders, and Regulations listed at 24 CFR §50.4 & §58.6	Are formal compliance steps or mitigation required?	Compliance determination (See Appendix A for source determinations)
STATUTES, EXECUTIVE ORDERS, AND REGULATIONS LISTED AT 24 CFR §50.4 & § 58.6		
Airport Runway Clear Zones and Clear Zones 24 CFR part 51	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Coastal Barrier Resources Act Coastal Barrier Resources Act, as amended by the Coastal Barrier Improvement Act of 1990 [16 USC 3501]	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	This project is located in a state that does not contain CBRS units. Therefore, this project is in compliance with the Coastal Barrier Resources Act.
Flood Insurance Flood Disaster Protection Act of 1973 and National Flood Insurance Reform Act of 1994 [42 USC 4001-4128 and 42 USC 5154a]	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Based on the project description the project includes no activities that would require further evaluation under this section. The project does not require flood insurance or is excepted from flood insurance. While flood insurance may not be mandatory in this instance, HUD recommends that all insurable structures maintain flood insurance under the National Flood Insurance Program (NFIP). The project is in compliance with Flood Insurance requirements.

Mitigation Measures and Conditions [CFR 40 1505.2(c)]: Summarized below are all mitigation measures adopted by the Responsible Entity to reduce, avoid or eliminate adverse environmental impacts and to avoid non-compliance or non-conformance with the above-listed authorities and factors. These measures/conditions must be incorporated into project contracts, development agreements and other relevant documents. The staff responsible for implementing and monitoring mitigation measures should be clearly identified in the mitigation plan.

Law, Authority, or Factor	Mitigation Measure or Condition	Comments on Completed Measures	Mitigation Plan	Complete
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Project Mitigation Plan

Supporting documentation on completed measures

APPENDIX A: Related Federal Laws and Authorities

Airport Runway Clear Zones

General policy	Legislation	Regulation
It is HUD's policy to apply standards to prevent incompatible development around civil airports and military airfields.		24 CFR Part 51 Subpart D

1. **Does the project involve the sale or acquisition of developed property?**

No

Based on the response, the review is in compliance with this section.

Yes

Compliance Determination

Supporting documentation

[City hall from airport map.jpg](#)

Are formal compliance steps or mitigation required?

No
 Yes

Coastal Barrier Resources

General requirements	Legislation	Regulation
HUD financial assistance may not be used for most activities in units of the Coastal Barrier Resources System (CBRS). See 16 USC 3504 for limitations on federal expenditures affecting the CBRS.	Coastal Barrier Resources Act (CBRA) of 1982, as amended by the Coastal Barrier Improvement Act of 1990 (16 USC 3501)	

This project is located in a state that does not contain CBRA units. Therefore, this project is in compliance with the Coastal Barrier Resources Act.

Screen Summary

Compliance Determination

This project is located in a state that does not contain CBRS units. Therefore, this project is in compliance with the Coastal Barrier Resources Act.

Supporting documentation

[CBRS.pdf](#)

Are formal compliance steps or mitigation required?

- Yes
- ✓ No

Flood Insurance

General requirements	Legislation	Regulation
Certain types of federal financial assistance may not be used in floodplains unless the community participates in National Flood Insurance Program and flood insurance is both obtained and maintained.	Flood Disaster Protection Act of 1973 as amended (42 USC 4001-4128)	24 CFR 50.4(b)(1) and 24 CFR 58.6(a) and (b); 24 CFR 55.1(b).

1. Does this project involve financial assistance for construction, rehabilitation, or acquisition of a mobile home, building, or insurable personal property?

- No. This project does not require flood insurance or is excepted from flood insurance.

Based on the response, the review is in compliance with this section.

Yes

4. While flood insurance is not mandatory for this project, HUD strongly recommends that all insurable structures maintain flood insurance under the National Flood Insurance Program (NFIP). Will flood insurance be required as a mitigation measure or condition?

Yes

- No

Screen Summary

Compliance Determination

Based on the project description the project includes no activities that would require further evaluation under this section. The project does not require flood insurance or is excepted from flood insurance. While flood insurance may not be mandatory in this instance, HUD recommends that all insurable structures maintain flood insurance under the National Flood Insurance Program (NFIP). The project is in compliance with Flood Insurance requirements.

Supporting documentation

Are formal compliance steps or mitigation required?

- Yes
 No

**Environmental Review
for Activity/Project that is Exempt or
Categorically Excluded Not Subject to Section 58.5
Pursuant to 24 CFR 58.34(a) and 58.35(b)**

Project Information

Project Name: HOME-PY23-CHDO-Operating

HEROS Number: 900000010327300

Responsible Entity (RE): MUNCIE, 300 N High St Muncie IN, 47305

State / Local Identifier:

RE Preparer: Gretchen Cheesman

Grant Recipient (if different than Responsible Entity):

Point of Contact:

Consultant (if applicable):

Point of Contact:

Project Location: 420 S High St, Muncie, IN 47305

Additional Location Information:

Pathstone Corporation

Description of the Proposed Project [24 CFR 50.12 & 58.32; 40 CFR 1508.25]:

Operating expenses for CHDO administering CHDO project (612 W. 5th).

[Pathstone Corp IN beacon map.pdf](#)

Level of Environmental Review Determination:

Activity / Project is Categorically Excluded Not Subject to per 24 CFR 58.35(b):
58.35(b)(3)

Signature Page

[heros-download-1689702230440.pdf](#)

Funding Information

Grant / Project Identification Number	HUD Program	Program Name
M-23-MC-18-0206	Community Planning and Development (CPD)	HOME Program

Estimated Total HUD Funded, Assisted or Insured Amount: \$10,000.00

Estimated Total Project Cost [24 CFR 58.2 (a) (5)]: \$10,000.00

Compliance with 24 CFR §50.4 & §58.6 Laws and Authorities

Compliance Factors: Statutes, Executive Orders, and Regulations listed at 24 CFR §50.4 & §58.6	Are formal compliance steps or mitigation required?	Compliance determination (See Appendix A for source determinations)
STATUTES, EXECUTIVE ORDERS, AND REGULATIONS LISTED AT 24 CFR §50.4 & § 58.6		
Airport Runway Clear Zones and Clear Zones 24 CFR part 51	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Coastal Barrier Resources Act Coastal Barrier Resources Act, as amended by the Coastal Barrier Improvement Act of 1990 [16 USC 3501]	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	No coastal barrier resources in Delaware County, IN.
Flood Insurance Flood Disaster Protection Act of 1973 and National Flood Insurance Reform Act of 1994 [42 USC 4001-4128 and 42 USC 5154a]	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	The project includes no activities that require flood insurance.

Mitigation Measures and Conditions [CFR 40 1505.2(c)]: Summarized below are all mitigation measures adopted by the Responsible Entity to reduce, avoid or eliminate adverse environmental impacts and to avoid non-compliance or non-conformance with the above-listed authorities and factors. These measures/conditions must be incorporated into project contracts, development agreements and other relevant documents. The staff responsible for implementing and monitoring mitigation measures should be clearly identified in the mitigation plan.

Law, Authority, or Factor	Mitigation Measure or Condition	Comments on Completed Measures	Mitigation Plan	Complete
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Project Mitigation Plan

Supporting documentation on completed measures

APPENDIX A: Related Federal Laws and Authorities

Airport Runway Clear Zones

General policy	Legislation	Regulation
It is HUD's policy to apply standards to prevent incompatible development around civil airports and military airfields.		24 CFR Part 51 Subpart D

1. **Does the project involve the sale or acquisition of developed property?**

No

Based on the response, the review is in compliance with this section.

Yes

Compliance Determination

Supporting documentation

Are formal compliance steps or mitigation required?

Yes
 No

Coastal Barrier Resources

General requirements	Legislation	Regulation
HUD financial assistance may not be used for most activities in units of the Coastal Barrier Resources System (CBRS). See 16 USC 3504 for limitations on federal expenditures affecting the CBRS.	Coastal Barrier Resources Act (CBRA) of 1982, as amended by the Coastal Barrier Improvement Act of 1990 (16 USC 3501)	

This project is located in a state that does not contain CBRA units. Therefore, this project is in compliance with the Coastal Barrier Resources Act.

Screen Summary

Compliance Determination

No coastal barrier resources in Delaware County, IN.

Supporting documentation

[CBRS.pdf](#)

Are formal compliance steps or mitigation required?

- Yes
 No

Flood Insurance

General requirements	Legislation	Regulation
Certain types of federal financial assistance may not be used in floodplains unless the community participates in National Flood Insurance Program and flood insurance is both obtained and maintained.	Flood Disaster Protection Act of 1973 as amended (42 USC 4001-4128)	24 CFR 50.4(b)(1) and 24 CFR 58.6(a) and (b); 24 CFR 55.1(b).

1. Does this project involve financial assistance for construction, rehabilitation, or acquisition of a mobile home, building, or insurable personal property?

- No. This project does not require flood insurance or is excepted from flood insurance.

Based on the response, the review is in compliance with this section.

Yes

4. While flood insurance is not mandatory for this project, HUD strongly recommends that all insurable structures maintain flood insurance under the National Flood Insurance Program (NFIP). Will flood insurance be required as a mitigation measure or condition?

Yes

- No

Screen Summary

Compliance Determination

The project includes no activities that require flood insurance.

Supporting documentation

Are formal compliance steps or mitigation required?

- Yes
 No



**U.S. Department of Housing and Urban
Development**
451 Seventh Street, SW
Washington, DC 20410
www.hud.gov
espanol.hud.gov

**Environmental Review for Activity/Project that is
Categorically Excluded Subject to Section 58.5
Pursuant to 24 CFR 58.35(a)**

Project Information

Project Name: HOME-PY23-Homeownership-Housing--612-W-5th

HEROS Number: 900000010327625

Responsible Entity (RE): MUNCIE, 300 N High St Muncie IN, 47305

State / Local Identifier:

RE Preparer: Gretchen Cheesman

Certifying Officer: Dan Ridenour

Grant Recipient (if different than Responsible Entity):

Point of Contact:

Consultant (if applicable):

Point of Contact:

Project Location: 612 W. 5th St., Muncie, IN 47302

Additional Location Information:

N/A

Direct Comments to: communitydev@cityofmuncie.com
Gretchen Cheesman, Director of Community Development
300 N High St Muncie, IN 47305

Description of the Proposed Project [24 CFR 50.12 & 58.32; 40 CFR 1508.25]:

Rehab of an existing single family home located at 612 W. 5th St. Home is currently owned by Muncie Land Bank and will be sold to Pathstone for this project.

Maps, photographs, and other documentation of project location and description:

[5th W 612 beacon aerial.pdf](#)

Level of Environmental Review Determination:

Categorically Excluded per 24 CFR 58.35(a), and subject to laws and authorities at 58.5:

Determination:

	This categorically excluded activity/project converts to EXEMPT per Section 58.34(a)(12), because it does not require any mitigation for compliance with any listed statutes or authorities, nor requires any formal permit or license; Funds may be committed and drawn down after certification of this part for this (now) EXEMPT project; OR
✓	This categorically excluded activity/project cannot convert to Exempt status because one or more statutes or authorities listed at Section 58.5 requires formal consultation or mitigation. Complete consultation/mitigation protocol requirements, publish NOI/RROF and obtain "Authority to Use Grant Funds" (HUD 7015.16) per Section 58.70 and 58.71 before committing or drawing down any funds; OR
	This project is not categorically excluded OR, if originally categorically excluded, is now subject to a full Environmental Assessment according to Part 58 Subpart E due to extraordinary circumstances (Section 58.35(c)).

Approval Documents:

[heros-download-1689773517214.pdf](#)

[CHDO Resv PY23 ERR Sign Pages-18.pdf](#)

7015.15 certified by Certifying Officer on:

7015.16 certified by Authorizing Officer on:

Funding Information

Grant / Project Identification Number	HUD Program	Program Name
M-23-MC-18-0206	Community Planning and Development (CPD)	HOME Program

Estimated Total HUD Funded, Assisted \$146,300.00

or Insured Amount:

Estimated Total Project Cost:

\$146,300.00

Compliance with 24 CFR §50.4, §58.5 and §58.6 Laws and Authorities

Compliance Factors: Statutes, Executive Orders, and Regulations listed at 24 CFR §50.4, §58.5, and §58.6	Are formal compliance steps or mitigation required?	Compliance determination (See Appendix A for source determinations)
STATUTES, EXECUTIVE ORDERS, AND REGULATIONS LISTED AT 24 CFR §50.4 & § 58.6		
Airport Hazards Clear Zones and Accident Potential Zones; 24 CFR Part 51 Subpart D	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	No projects will take place within a clear zone or accident potential zone. There are no residential areas within 2500 feet of the Delaware County Airport. Delaware County Airport does not qualify as a Commercial Airport. There are no military airports within 15,000 feet of Delaware County.
Coastal Barrier Resources Act Coastal Barrier Resources Act, as amended by the Coastal Barrier Improvement Act of 1990 [16 USC 3501]	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	No coastal barrier resources in Delaware County, IN
Flood Insurance Flood Disaster Protection Act of 1973 and National Flood Insurance Reform Act of 1994 [42 USC 4001-4128 and 42 USC 5154a]	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	612 W. 5th is not located in a FEMA-designated Special Flood Hazard Area. Flood insurance is not mandated. City of Muncie 180053 Map panel 18035C0234D dated 07/4/11
STATUTES, EXECUTIVE ORDERS, AND REGULATIONS LISTED AT 24 CFR §50.4 & § 58.5		
Air Quality Clean Air Act, as amended, particularly section 176(c) & (d); 40 CFR Parts 6, 51, 93	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Project conforms with approved state plans for air quality. Muncie is not located in a non-attainment area.
Coastal Zone Management Act Coastal Zone Management Act, sections 307(c) & (d)	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Indiana's coastal zone is based on watershed boundaries within coastal townships and the counties of Lake, Porter and LaPorte. The Indiana coastal zone is based on watershed boundaries and varies from a little less than two miles to 17 miles from the shore of Lake Michigan. (https://coast.noaa.gov/czm/mystate/#i)

		ndiana)
Contamination and Toxic Substances 24 CFR 50.3(i) & 58.5(i)(2)]	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	On-site or nearby toxic, hazardous, or radioactive substances that could affect the health and safety of project occupants or conflict with the intended use of the property were not found.
Endangered Species Act Endangered Species Act of 1973, particularly section 7; 50 CFR Part 402	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	This project will have No Effect on listed species due to the nature of the activities involved in the project.
Explosive and Flammable Hazards Above-Ground Tanks)[24 CFR Part 51 Subpart C	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Project itself is not a development of a hazardous facility. Project does not include development, construction, rehabilitation that will increase residential densities, or conversion. The proposed HUD-assisted project does not include a hazardous facility that stores, handles or processes flammable or combustible chemicals (such as bulk fuel storage facilities and refineries.)
Farmlands Protection Farmland Protection Policy Act of 1981, particularly sections 1504(b) and 1541; 7 CFR Part 658	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	This project does not include any activities that could potentially convert agricultural land to a non-agricultural use. The project is in compliance with the Farmland Protection Policy Act. The entirety of Muncie is "urbanized area" according to US Census.
Floodplain Management Executive Order 11988, particularly section 2(a); 24 CFR Part 55	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Map 180053 Panel 18035C0234D dated 7/14/2011 Property is located in Zone X, outside the 500 year flood area.
Historic Preservation National Historic Preservation Act of 1966, particularly sections 106 and 110; 36 CFR Part 800	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Project will be reviewed in keeping with the Programmatic Agreement with the Indiana SHPO.
Noise Abatement and Control Noise Control Act of 1972, as amended by the Quiet Communities Act of 1978; 24 CFR Part 51 Subpart B	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	See above and attached below
Sole Source Aquifers Safe Drinking Water Act of 1974, as amended, particularly section 1424(e); 40 CFR Part 149	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Based on the project description, the project consists of activities that are unlikely to have an adverse impact on groundwater resources. The project is in compliance with Sole Source Aquifer requirements.

Wetlands Protection Executive Order 11990, particularly sections 2 and 5	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Project is not located in a wetland. See attached map.
Wild and Scenic Rivers Act Wild and Scenic Rivers Act of 1968, particularly section 7(b) and (c)	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	There are no designated wild or scenic rivers in Delaware County, IN
HUD HOUSING ENVIRONMENTAL STANDARDS		
ENVIRONMENTAL JUSTICE		
Environmental Justice Executive Order 12898	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	No adverse environmental impacts were identified in the project's total environmental review. The project is in compliance with Executive Order 12898.

Mitigation Measures and Conditions [40 CFR 1505.2(c)]:

Summarized below are all mitigation measures adopted by the Responsible Entity to reduce, avoid or eliminate adverse environmental impacts and to avoid non-compliance or non-conformance with the above-listed authorities and factors. These measures/conditions must be incorporated into project contracts, development agreements and other relevant documents. The staff responsible for implementing and monitoring mitigation measures should be clearly identified in the mitigation plan.

Law, Authority, or Factor	Mitigation Measure or Condition	Comments on Completed Measures	Mitigation Plan	Complete
Noise Abatement and Control	Double pane windows and insulation will be installed as part of the rehabilitation in order to reduce interior noise.	N/A	Double pane windows and insulation will be installed as part of the rehabilitation in order to reduce interior noise.	

Project Mitigation Plan

Double pane windows and insulation will be installed as part of the rehabilitation in order to reduce interior noise. HOME Program manager will be responsible for implementation of mitigation. Mitigation will be included in contract.

Supporting documentation on completed measures

APPENDIX A: Related Federal Laws and Authorities

Airport Hazards

General policy	Legislation	Regulation
It is HUD's policy to apply standards to prevent incompatible development around civil airports and military airfields.		24 CFR Part 51 Subpart D

1. To ensure compatible land use development, you must determine your site's proximity to civil and military airports. Is your project within 15,000 feet of a military airport or 2,500 feet of a civilian airport?

No

Based on the response, the review is in compliance with this section. Document and upload the map showing that the site is not within the applicable distances to a military or civilian airport below

Yes

Screen Summary

Compliance Determination

No projects will take place within a clear zone or accident potential zone. There are no residential areas within 2500 feet of the Delaware County Airport. Delaware County Airport does not qualify as a Commercial Airport. There are no military airports within 15,000 feet of Delaware County.

Supporting documentation

[Airport Hazards.pdf](#)

Are formal compliance steps or mitigation required?

Yes

No

Coastal Barrier Resources

General requirements	Legislation	Regulation
HUD financial assistance may not be used for most activities in units of the Coastal Barrier Resources System (CBRS). See 16 USC 3504 for limitations on federal expenditures affecting the CBRS.	Coastal Barrier Resources Act (CBRA) of 1982, as amended by the Coastal Barrier Improvement Act of 1990 (16 USC 3501)	

This project is located in a state that does not contain CBRA units. Therefore, this project is in compliance with the Coastal Barrier Resources Act.

Screen Summary

Compliance Determination

No coastal barrier resources in Delaware County, IN

Supporting documentation

[CBRS.pdf](#)

Are formal compliance steps or mitigation required?

Yes

✓ No

Flood Insurance

General requirements	Legislation	Regulation
Certain types of federal financial assistance may not be used in floodplains unless the community participates in National Flood Insurance Program and flood insurance is both obtained and maintained.	Flood Disaster Protection Act of 1973 as amended (42 USC 4001-4128)	24 CFR 50.4(b)(1) and 24 CFR 58.6(a) and (b); 24 CFR 55.1(b).

1. Does this project involve financial assistance for construction, rehabilitation, or acquisition of a mobile home, building, or insurable personal property?

No. This project does not require flood insurance or is excepted from flood insurance.

Yes

2. Upload a FEMA/FIRM map showing the site here:

[612 W 5th Firmette.pdf](#)

The Federal Emergency Management Agency (FEMA) designates floodplains. The [FEMA Map Service Center](#) provides this information in the form of FEMA Flood Insurance Rate Maps (FIRMs). For projects in areas not mapped by FEMA, use the best available information to determine floodplain information. Include documentation, including a discussion of why this is the best available information for the site. Provide FEMA/FIRM floodplain zone designation, panel number, and date within your documentation.

Is the structure, part of the structure, or insurable property located in a FEMA-designated Special Flood Hazard Area?

No

Based on the response, the review is in compliance with this section.

Yes

4. While flood insurance is not mandatory for this project, HUD strongly recommends that all insurable structures maintain flood insurance under the National Flood Insurance Program (NFIP). Will flood insurance be required as a mitigation measure or condition?

Yes

✓ No

Screen Summary

Compliance Determination

612 W. 5th is not located in a FEMA-designated Special Flood Hazard Area. Flood insurance is not mandated. City of Muncie 180053 Map panel 18035C0234D dated 07/4/11

Supporting documentation

Are formal compliance steps or mitigation required?

Yes

✓ No

Air Quality

General requirements	Legislation	Regulation
The Clean Air Act is administered by the U.S. Environmental Protection Agency (EPA), which sets national standards on ambient pollutants. In addition, the Clean Air Act is administered by States, which must develop State Implementation Plans (SIPs) to regulate their state air quality. Projects funded by HUD must demonstrate that they conform to the appropriate SIP.	Clean Air Act (42 USC 7401 et seq.) as amended particularly Section 176(c) and (d) (42 USC 7506(c) and (d))	40 CFR Parts 6, 51 and 93

1. Does your project include new construction or conversion of land use facilitating the development of public, commercial, or industrial facilities OR five or more dwelling units?

Yes

✓ No

Based on the response, the review is in compliance with this section.

Screen Summary

Compliance Determination

Project conforms with approved state plans for air quality. Muncie is not located in a non-attainment area.

Supporting documentation

[Delaware County Non-Attainment Status.pdf](#)

Are formal compliance steps or mitigation required?

Yes

✓ No

Coastal Zone Management Act

General requirements	Legislation	Regulation
Federal assistance to applicant agencies for activities affecting any coastal use or resource is granted only when such activities are consistent with federally approved State Coastal Zone Management Act Plans.	Coastal Zone Management Act (16 USC 1451-1464), particularly section 307(c) and (d) (16 USC 1456(c) and (d))	15 CFR Part 930

1. Is the project located in, or does it affect, a Coastal Zone as defined in your state Coastal Management Plan?

Yes

No

Based on the response, the review is in compliance with this section. Document and upload all documents used to make your determination below.

Screen Summary

Compliance Determination

Indiana's coastal zone is based on watershed boundaries within coastal townships and the counties of Lake, Porter and LaPorte. The Indiana coastal zone is based on watershed boundaries and varies from a little less than two miles to 17 miles from the shore of Lake Michigan. (<https://coast.noaa.gov/czm/mystate/#indiana>)

Supporting documentation

Are formal compliance steps or mitigation required?

Yes

No

Contamination and Toxic Substances

General requirements	Legislation	Regulations
It is HUD policy that all properties that are being proposed for use in HUD programs be free of hazardous materials, contamination, toxic chemicals and gases, and radioactive substances, where a hazard could affect the health and safety of the occupants or conflict with the intended utilization of the property.		24 CFR 58.5(i)(2) 24 CFR 50.3(i)

1. Evaluate the site for contamination. Were any on-site or nearby toxic, hazardous, or radioactive substances found that could affect the health and safety of project occupants or conflict with the intended use of the property?

✓ No

Explain:

Historical use was residential, which would not have produced or left behind toxic, hazardous, or radioactive substances.

Based on the response, the review is in compliance with this section.

Yes

Check here if an ASTM Phase I Environmental Site Assessment (ESA) report was utilized.
[Note: HUD regulations does not require an ASTM Phase I ESA report for single family homes]

Screen Summary

Compliance Determination

On-site or nearby toxic, hazardous, or radioactive substances that could affect the health and safety of project occupants or conflict with the intended use of the property were not found.

Supporting documentation

[612 W 5th Area Map.pdf](#)

Are formal compliance steps or mitigation required?

Yes

✓ No

Endangered Species

General requirements	ESA Legislation	Regulations
<p>Section 7 of the Endangered Species Act (ESA) mandates that federal agencies ensure that actions that they authorize, fund, or carry out shall not jeopardize the continued existence of federally listed plants and animals or result in the adverse modification or destruction of designated critical habitat. Where their actions may affect resources protected by the ESA, agencies must consult with the Fish and Wildlife Service and/or the National Marine Fisheries Service (“FWS” and “NMFS” or “the Services”).</p>	<p>The Endangered Species Act of 1973 (16 U.S.C. 1531 <i>et seq.</i>); particularly section 7 (16 USC 1536).</p>	<p>50 CFR Part 402</p>

1. Does the project involve any activities that have the potential to affect species or habitats?

✓ No, the project will have No Effect due to the nature of the activities involved in the project.

This selection is only appropriate if none of the activities involved in the project have potential to affect species or habitats. Examples of actions without potential to affect listed species may include: purchasing existing buildings, completing interior renovations to existing buildings, and replacing exterior paint or siding on existing buildings.

Based on the response, the review is in compliance with this section.

No, the project will have No Effect based on a letter of understanding, memorandum of agreement, programmatic agreement, or checklist provided by local HUD office

Yes, the activities involved in the project have the potential to affect species and/or habitats.

Screen Summary

Compliance Determination

This project will have No Effect on listed species due to the nature of the activities involved in the project.

Supporting documentation

[Muncie Endangered Species List.pdf](#)

Are formal compliance steps or mitigation required?

Yes

✓ No

Explosive and Flammable Hazards

General requirements	Legislation	Regulation
HUD-assisted projects must meet Acceptable Separation Distance (ASD) requirements to protect them from explosive and flammable hazards.	N/A	24 CFR Part 51 Subpart C

1. Is the proposed HUD-assisted project itself the development of a hazardous facility (a facility that mainly stores, handles or processes flammable or combustible chemicals such as bulk fuel storage facilities and refineries)?

- No
 Yes

2. Does this project include any of the following activities: development, construction, rehabilitation that will increase residential densities, or conversion?

- No

Based on the response, the review is in compliance with this section.

Yes

Screen Summary

Compliance Determination

Project itself is not a development of a hazardous facility. Project does not include development, construction, rehabilitation that will increase residential densities, or conversion. The proposed HUD-assisted project does not include a hazardous facility that stores, handles or processes flammable or combustible chemicals (such as bulk fuel storage facilities and refineries.)

Supporting documentation

Are formal compliance steps or mitigation required?

- Yes
 No

Farmlands Protection

General requirements	Legislation	Regulation
The Farmland Protection Policy Act (FPPA) discourages federal activities that would convert farmland to nonagricultural purposes.	Farmland Protection Policy Act of 1981 (7 U.S.C. 4201 et seq.)	7 CFR Part 658

1. Does your project include any activities, including new construction, acquisition of undeveloped land or conversion, that could convert agricultural land to a non-agricultural use?

Yes

No

If your project includes new construction, acquisition of undeveloped land or conversion, explain how you determined that agricultural land would not be converted:

Based on the response, the review is in compliance with this section. Document and upload all documents used to make your determination below.

Screen Summary

Compliance Determination

This project does not include any activities that could potentially convert agricultural land to a non-agricultural use. The project is in compliance with the Farmland Protection Policy Act. The entirety of Muncie is "urbanized area" according to US Census.

Supporting documentation

[Muncie Urban Area.pdf](#)

Are formal compliance steps or mitigation required?

Yes

No

Floodplain Management

General Requirements	Legislation	Regulation
Executive Order 11988, Floodplain Management, requires federal activities to avoid impacts to floodplains and to avoid direct and indirect support of floodplain development to the extent practicable.	Executive Order 11988	24 CFR 55

1. Do any of the following exemptions apply? Select the applicable citation? [only one selection possible]

- 55.12(c)(3)
- 55.12(c)(4)
- 55.12(c)(5)
- 55.12(c)(6)
- 55.12(c)(7)
- 55.12(c)(8)
- 55.12(c)(9)
- 55.12(c)(10)
- 55.12(c)(11)
- None of the above

2. Upload a FEMA/FIRM map showing the site here:

[612 W 5th Firmette.pdf](#)

The Federal Emergency Management Agency (FEMA) designates floodplains. The FEMA Map Service Center provides this information in the form of FEMA Flood Insurance Rate Maps (FIRMs). For projects in areas not mapped by FEMA, use **the best available information** to determine floodplain information. Include documentation, including a discussion of why this is the best available information for the site.

Does your project occur in a floodplain?

- No

Based on the response, the review is in compliance with this section.

Yes

Screen Summary

Compliance Determination

Map 180053 Panel 18035C0234D dated 7/14/2011 Property is located in Zone X, outside the 500 year flood area.

Supporting documentation

Are formal compliance steps or mitigation required?

Yes

✓ No

Historic Preservation

General requirements	Legislation	Regulation
Regulations under Section 106 of the National Historic Preservation Act (NHPA) require a consultative process to identify historic properties, assess project impacts on them, and avoid, minimize, or mitigate adverse effects	Section 106 of the National Historic Preservation Act (16 U.S.C. 470f)	36 CFR 800 "Protection of Historic Properties" https://www.govinfo.gov/content/pkg/CFR-2012-title36-vol3/pdf/CFR-2012-title36-vol3-part800.pdf

Threshold

Is Section 106 review required for your project?

- ✓ No, because the project consists solely of activities listed as exempt in a Programmatic Agreement (PA). (See the PA Database to find applicable PAs.)
No, because the project consists solely of activities included in a No Potential to Cause Effects memo or other determination [36 CFR 800.3(a)(1)].
Yes, because the project includes activities with potential to cause effects (direct or indirect).

Threshold (a). Either upload the PA below or provide a link to it here:

PA is uploaded below.

Upload exemption(s) below or copy and paste all applicable text here:

Based on the response, the review is in compliance with this section.

Screen Summary

Compliance Determination

Project will be reviewed in keeping with the Programmatic Agreement with the Indiana SHPO.

Supporting documentation

[106 DETERMINATION OF ELIGIBILITY FORM.pdf](#)
[Muncie PA 2023-2028.pdf](#)

Are formal compliance steps or mitigation required?

Yes

✓ No

Noise Abatement and Control

General requirements	Legislation	Regulation
HUD's noise regulations protect residential properties from excessive noise exposure. HUD encourages mitigation as appropriate.	Noise Control Act of 1972 General Services Administration Federal Management Circular 75-2: "Compatible Land Uses at Federal Airfields"	Title 24 CFR 51 Subpart B

1. What activities does your project involve? Check all that apply:

New construction for residential use

Rehabilitation of an existing residential property

NOTE: For modernization projects in all noise zones, HUD encourages mitigation to reduce levels to acceptable compliance standards. See 24 CFR 51 Subpart B for further details. The definition of "modernization" is determined by program office guidance.

A research demonstration project which does not result in new construction or reconstruction

An interstate land sales registration

Any timely emergency assistance under disaster assistance provision or appropriations which are provided to save lives, protect property, protect public health and safety, remove debris and wreckage, or assistance that has the effect of restoring facilities substantially as they existed prior to the disaster

None of the above

2. Do you have standardized noise attenuation measures that apply to all modernization and/or minor rehabilitation projects, such as the use of double glazed windows or extra insulation?

Yes

No

3. Complete the Preliminary Screening to identify potential noise generators in the vicinity (1000' from a major road, 3000' from a railroad, or 15 miles from an airport).

Describe findings of the Preliminary Screening:

Noise level is 74 decibels.

Screen Summary

Compliance Determination

See above and attached below

Supporting documentation

[612 W 5th Distance to Tracks.pdf](#)

[CSX Perkins.pdf](#)

[Norfolk Kilgore.pdf](#)

[Norfolk 8th St.pdf](#)

[612 W 5th DNL Calculator - HUD Exchange.pdf](#)

Are formal compliance steps or mitigation required?

Yes

No

Sole Source Aquifers

General requirements	Legislation	Regulation
The Safe Drinking Water Act of 1974 protects drinking water systems which are the sole or principal drinking water source for an area and which, if contaminated, would create a significant hazard to public health.	Safe Drinking Water Act of 1974 (42 U.S.C. 201, 300f et seq., and 21 U.S.C. 349)	40 CFR Part 149

1. Does the project consist solely of acquisition, leasing, or rehabilitation of an existing building(s)?

Yes

Based on the response, the review is in compliance with this section.

No

Screen Summary

Compliance Determination

Based on the project description, the project consists of activities that are unlikely to have an adverse impact on groundwater resources. The project is in compliance with Sole Source Aquifer requirements.

Supporting documentation

[Sole Source Aquifer Map.pdf](#)

Are formal compliance steps or mitigation required?

Yes

No

Wetlands Protection

General requirements	Legislation	Regulation
Executive Order 11990 discourages direct or indirect support of new construction impacting wetlands wherever there is a practicable alternative. The Fish and Wildlife Service's National Wetlands Inventory can be used as a primary screening tool, but observed or known wetlands not indicated on NWI maps must also be processed Off-site impacts that result in draining, impounding, or destroying wetlands must also be processed.	Executive Order 11990	24 CFR 55.20 can be used for general guidance regarding the 8 Step Process.

1. Does this project involve new construction as defined in Executive Order 11990, expansion of a building's footprint, or ground disturbance? The term "new construction" shall include draining, dredging, channelizing, filling, diking, impounding, and related activities and any structures or facilities begun or authorized after the effective date of the Order

No

Based on the response, the review is in compliance with this section.

Yes

Screen Summary

Compliance Determination

Project is not located in a wetland. See attached map.

Supporting documentation

[612 W 5th Wetlands Map.pdf](#)

Are formal compliance steps or mitigation required?

Yes

No

Wild and Scenic Rivers Act

General requirements	Legislation	Regulation
The Wild and Scenic Rivers Act provides federal protection for certain free-flowing, wild, scenic and recreational rivers designated as components or potential components of the National Wild and Scenic Rivers System (NWSRS) from the effects of construction or development.	The Wild and Scenic Rivers Act (16 U.S.C. 1271-1287), particularly section 7(b) and (c) (16 U.S.C. 1278(b) and (c))	36 CFR Part 297

1. Is your project within proximity of a NWSRS river?

No

Yes, the project is in proximity of a Designated Wild and Scenic River or Study Wild and Scenic River.

Yes, the project is in proximity of a Nationwide Rivers Inventory (NRI) River.

Screen Summary

Compliance Determination

There are no designated wild or scenic rivers in Delaware County, IN

Supporting documentation

[Rivers Inventory Nationwide.pdf](#)

Are formal compliance steps or mitigation required?

Yes

No

Environmental Justice

General requirements	Legislation	Regulation
Determine if the project creates adverse environmental impacts upon a low-income or minority community. If it does, engage the community in meaningful participation about mitigating the impacts or move the project.	Executive Order 12898	

HUD strongly encourages starting the Environmental Justice analysis only after all other laws and authorities, including Environmental Assessment factors if necessary, have been completed.

1. Were any adverse environmental impacts identified in any other compliance review portion of this project's total environmental review?

Yes

No

Based on the response, the review is in compliance with this section.

Screen Summary

Compliance Determination

No adverse environmental impacts were identified in the project's total environmental review. The project is in compliance with Executive Order 12898.

Supporting documentation

Are formal compliance steps or mitigation required?

Yes

No

**Environmental Review
for Activity/Project that is Exempt or
Categorically Excluded Not Subject to Section 58.5
Pursuant to 24 CFR 58.34(a) and 58.35(b)**

Project Information

Project Name: HOME-PY23-DPA

HEROS Number: 900000010327314

Responsible Entity (RE): MUNCIE, 300 N High St Muncie IN, 47305

State / Local Identifier:

RE Preparer: Gretchen Cheesman

Grant Recipient (if different than Responsible Entity):

Point of Contact:

Consultant (if applicable):

Point of Contact:

Project Location: City Hall, Muncie, IN 47305

Additional Location Information:

420 S. High St. is the address of Pathstone Corporation, the subrecipient administering the DPA program. DPA is available to income qualified home buyers for properties located anywhere within the city limits of Muncie.

Description of the Proposed Project [24 CFR 50.12 & 58.32; 40 CFR 1508.25]:

Down payment and/or closing cost assistance for income eligible first time homebuyers.

[Pathstone Corp IN beacon map.pdf](#)

Level of Environmental Review Determination:

Activity / Project is Categorically Excluded Not Subject to per 24 CFR 58.35(b):
58.35(b)(5)

Signature Page

[heros-download-1689769922543.pdf](#)

Funding Information

Grant / Project Identification Number	HUD Program	Program Name
M-23-MC-18-0206	Community Planning and Development (CPD)	HOME Program

Estimated Total HUD Funded, Assisted or Insured Amount: \$30,000.00

Estimated Total Project Cost [24 CFR 58.2 (a) (5)]: \$30,000.00

Compliance with 24 CFR §50.4 & §58.6 Laws and Authorities

Compliance Factors: Statutes, Executive Orders, and Regulations listed at 24 CFR §50.4 & §58.6	Are formal compliance steps or mitigation required?	Compliance determination (See Appendix A for source determinations)
STATUTES, EXECUTIVE ORDERS, AND REGULATIONS LISTED AT 24 CFR §50.4 & § 58.6		
Airport Runway Clear Zones and Clear Zones 24 CFR part 51	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	No projects will take place within a clear zone or accident potential zone. There are no residential areas within 2500 feet of the Delaware County Airport. Delaware County Airport does not qualify as a Commercial Airport. There are no military airports within 15,000 feet of Delaware County.
Coastal Barrier Resources Act Coastal Barrier Resources Act, as amended by the Coastal Barrier Improvement Act of 1990 [16 USC 3501]	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Flood Insurance Flood Disaster Protection Act of 1973 and National Flood Insurance Reform Act of 1994 [42 USC 4001-4128 and 42 USC 5154a]	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Determination of location in a flood zone / requirement for flood insurance will be determined at Tier 2. Projects requiring flood insurance will not be accepted as DPA projects.

Mitigation Measures and Conditions [CFR 40 1505.2(c)]: Summarized below are all mitigation measures adopted by the Responsible Entity to reduce, avoid or eliminate adverse environmental impacts and to avoid non-compliance or non-conformance with the above-listed authorities and factors. These measures/conditions must be incorporated into project contracts, development agreements and other relevant documents. The staff responsible for implementing and monitoring mitigation measures should be clearly identified in the mitigation plan.

Law, Authority, or Factor	Mitigation Measure or Condition	Comments on Completed Measures	Mitigation Plan	Complete
Flood Insurance	For loans, loan insurance or guarantees, the amount of flood insurance coverage must at least equal the outstanding principal balance of the loan or the maximum limit of coverage made available under the National Flood Insurance Program, whichever is less. For grants and other non-loan forms of financial assistance, flood insurance coverage must be continued for the life of the building irrespective of the transfer of ownership. The amount of coverage must at least equal the total project cost or the maximum coverage limit of the National Flood Insurance Program, whichever is less.	N/A	Determine if home for which DPA is proposed is located in a flood zone requiring flood insurance. If yes, flood insurance will be required.	

Project Mitigation Plan

No properties located in a flood zone will be accepted into the DPA program.

Supporting documentation on completed measures

APPENDIX A: Related Federal Laws and Authorities

Airport Runway Clear Zones

General policy	Legislation	Regulation
It is HUD's policy to apply standards to prevent incompatible development around civil airports and military airfields.		24 CFR Part 51 Subpart D

1. **Does the project involve the sale or acquisition of developed property?**

No

✓ Yes

2. **Is the project in the Runway Protection Zone/Clear Zone (RPZ/CZ)?**

✓ No

Based on the response, the review is in compliance with this section.
Document and upload the map showing that the site is not within the applicable distances to a military or civilian airport below.

Yes

Screen Summary

Compliance Determination

No projects will take place within a clear zone or accident potential zone. There are no residential areas within 2500 feet of the Delaware County Airport. Delaware County Airport does not qualify as a Commercial Airport. There are no military airports within 15,000 feet of Delaware County.

Supporting documentation

[Airport Hazards.pdf](#)

Are formal compliance steps or mitigation required?

Yes

✓ No

Coastal Barrier Resources

General requirements	Legislation	Regulation
HUD financial assistance may not be used for most activities in units of the Coastal Barrier Resources System (CBRS). See 16 USC 3504 for limitations on federal expenditures affecting the CBRS.	Coastal Barrier Resources Act (CBRA) of 1982, as amended by the Coastal Barrier Improvement Act of 1990 (16 USC 3501)	

This project is located in a state that does not contain CBRA units. Therefore, this project is in compliance with the Coastal Barrier Resources Act.

Screen Summary

Compliance Determination

Supporting documentation

[CBRS.pdf](#)

Are formal compliance steps or mitigation required?

- Yes
- ✓ No

Flood Insurance

General requirements	Legislation	Regulation
Certain types of federal financial assistance may not be used in floodplains unless the community participates in National Flood Insurance Program and flood insurance is both obtained and maintained.	Flood Disaster Protection Act of 1973 as amended (42 USC 4001-4128)	24 CFR 50.4(b)(1) and 24 CFR 58.6(a) and (b); 24 CFR 55.1(b).

1. Does this project involve financial assistance for construction, rehabilitation, or acquisition of a mobile home, building, or insurable personal property?

- ✓ No. This project does not require flood insurance or is excepted from flood insurance.

Based on the response, the review is in compliance with this section.

Yes

4. While flood insurance is not mandatory for this project, HUD strongly recommends that all insurable structures maintain flood insurance under the National Flood Insurance Program (NFIP). Will flood insurance be required as a mitigation measure or condition?

Yes

- ✓ No

Screen Summary

Compliance Determination

Determination of location in a flood zone / requirement for flood insurance will be determined at Tier 2. Projects requiring flood insurance will not be accepted as DPA projects.

Supporting documentation

[Checklist for Site Specific Reviews DPA.docx](#)

Are formal compliance steps or mitigation required?

- Yes
✓ No