

Meeting Date
12/15/2015



AGENDA	
Section	CONSENT
Item No.	II.B.1

**AGENDA REPORT**  
**BREVARD COUNTY BOARD OF COUNTY COMMISSIONERS**

SUBJECT:	APPROVAL, RE: FORMAT II ENVIRONMENTAL ASSESSMENT "FINDING OF NO SIGNIFICANT IMPACT" (FONSI); AND REQUEST FOR RELEASE OF FUNDS, RE: COMMUNITY DEVELOPMENT BLOCK GRANT AND HOME FUNDED COUNTYWIDE HOUSING ACTIVITIES (Fiscal Impact: None)
DEPT/OFFICE:	Community Services Group / Housing & Human Services

**Requested Action:**

In accordance with Community Development Block Grant (CDBG) and HOME Investment Partnership (HOME) program requirements, it is requested that the Board of County Commissioners accept "The Finding of No Significant Impact" (FONSI) for the Format II Environmental Assessments conducted countywide for all unincorporated areas of Brevard County and municipalities included in the Urban County Agreement; and authorize the Chairman to sign form 7015.15, Request for Release of Funds (RROF) and amendments as required by the Department of Housing and Urban Development (HUD).

**Summary Explanation & Background:**

Every five years, HUD requires recipients of CDBG and HOME funding to prepare a countywide environmental review for all unincorporated areas of Brevard County, and those included in the Urban County Agreement. This environmental review covers most aspects of an environmental assessment and streamlines efforts of HUD staff and county employees to ensure that each category is addressed while reducing or eliminating redundancy for project due diligence. Within their respective jurisdictions, the HOME and CDBG programs will spend millions of dollars promoting safe neighborhoods and countywide housing activities that include: purchase assistance, replacement housing, demolition of unsafe structures, new construction, nonprofit housing activities, acquisition, reconstruction, and rehabilitation. For this approval period, public facilities and improvement projects are not included. HUD regulations now require environmental reviews and RROF to be submitted for those projects on an individual basis.

In accordance with Chapter 24, Section 58.1 of the Code of Federal Regulations, staff conducted the necessary assessments and determined that the proposed projects presented no significant impact on the human environment. As indicated in the assessment, Brevard County's CDBG and HOME funded Housing Development Projects are ongoing for unspecified sites. As sites are specified, they will undergo compliance assessments and the proper measures will be taken. Additionally, as required by the regulations, a notice was placed in Florida Today on November 21, 2015, soliciting public comment through December 8, 2015, on the FONSI and notifying of Brevard County's intent to submit a request to HUD for the release of CDBG and HOME program funds to undertake projects at unspecified sites. No public comment was received to date.

**Fiscal Impact:** FY15/16 – There will be no impact to the General Fund.  
**FY16/17 – There will be no impact to the General Fund.**

Contact: Chenita Joiner, Community Resource and Development Manager, 321-633-2076

Clerk to the Board Instructions: Once the documents are signed by the Chair, please return to HHS.

Exhibits Attached: Environmental Review, Finding of No Significant Impact (FONSI), and Request for Release of Funds (RROF) for countywide housing development activities.

Contract /Agreement (If attached): Reviewed by County Attorney    Yes         No     PR     N/A

County Manager	Assistant County Manager	Department Director / Extension
Stockton Whitten	Venetta Valdengo	Ian Golden, Director (X52007)



Tammy Etheridge, Clerk to the Board, 400 South Street • P.O. Box 999, Titusville, Florida 32781-0999

Telephone: (321) 637-2001  
Fax: (321) 264-6972

December 16, 2015

MEMORANDUM

TO: Ian Golden, Housing and Human Services Director Attn: Chenita Joiner

RE: Item II.B.1., Format II Environmental Assessment "Finding of No Significant Impact" (FONSI), and Request for Release of Funds for the Community Development Block Grant (CDBG) and HOME Investment Partnership (HOME) Funded Countywide Housing Activities

The Board of County Commissioners, in regular session on December 15, 2015, accepted FONSI for the Format II Environmental Assessments conducted Countywide for all unincorporated areas of Brevard County and municipalities included in the Urban County Agreement; and executed Form 7015.15, Request for Release of Funds (RROF) and amendments as required by the Department of Housing and Urban Development (HUD). Enclosed are the original Form 7015.15 and Format II Environmental Assessment for your action.

Your continued cooperation is always appreciated.

Sincerely,

BOARD OF COUNTY COMMISSIONERS  
SCOTT ELLIS, CLERK

Tammy Etheridge, Deputy Clerk

/ds

Encls. (2)

cc: Finance  
Budget

# Request for Release of Funds and Certification

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

OMB No. 2506-0087  
(exp. 07/31/2017)

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

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

1. Program Title(s) Community Development Block Grant & HOME Investment Partnership	2. HUD/State Identification Number B-15-UC-12-0011, M-15-DC-12-0200	3. Recipient Identification Number (optional) 596000523
4. OMB Catalog Number(s) CDBG 14.218, HOME 14.239	5. Name and address of responsible entity Brevard County Board of County Commissioners c/o Housing and Human Services Department 2725 Judge Fran Jamieson Way, Suite B-106 Viera, Florida 32940	
6. For information about this request, contact (name & phone number) <small>Ian Golden, Director, Brevard County Housing and Human Services Department, 2725 Fran Jamieson Way, 321-633-2007</small>		
8. HUD or State Agency and office unit to receive request HUD Office of Community Planning & Development Jacksonville, FL	7. Name and address of recipient (if different than responsible entity)	

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

9. Program Activity(ies)/Project Name(s) Brevard County, County Wide Housing Development Activities	10. Location (Street address, city, county, State) County Wide, Brevard County, Florida
--------------------------------------------------------------------------------------------------------	--------------------------------------------------------------------------------------------

### 11. Program Activity/Project Description

Brevard County county wide housing projects that include the following activities; purchase assistance, replacement housing, demolition of unsafe structures, new construction, Community Housing Development Organizations(CHDO) and nonprofit housing activities, acquisition, reconstruction and rehabilitation and other housing related and applicable activities.

Original Sent  
back to MS  
Joiner @ housing  
per phone  
conversation

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

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

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

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

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

Signature of Certifying Officer of the Responsible Entity   X	Title of Certifying Officer Jim Barfield, Chairman Brevard County Board of County Commissioners
	Date signed December 15, 2015

Address of Certifying Officer  
As Approved By The Board: December 15, 2015  
Brevard County Board of County Commissioners, 2725 Judge Fran Jamieson Way, Suite B-106 Viera, Florida 32940

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

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

Signature of Authorized Officer of the Recipient  X	Title of Authorized Officer
	Date signed

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

U. S. DEPARTMENT OF HOUSING & URBAN DEVELOPMENT  
Community Development Block Grant, Rental Rehabilitation  
and Housing Development Grant Programs

## ENVIRONMENTAL REVIEWS AT THE COMMUNITY LEVEL

ENVIRONMENTAL  
REVIEW RECORD

# FORMAT II

# ENVIRONMENTAL ASSESSMENT

PROJECT: BREVARD COUNTY, FLORIDA



PROGRAM: COUNTYWIDE HOUSING 2015-2020

ok  
kept original  
Per. C. Janner  
housing

**PROJECT ABSTRACT**

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**FORMAT II**

**Name of Grantee**  
**BREVARD COUNTY** \_\_\_\_\_

**ENVIRONMENTAL ASSESSMENT**

**Application/Grant Number**  
**B-15-UC-12-0011, M-15-DC-12-0200**  
**YEARS 2015-2020**

**Date:**

**Original**  **Revision**

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**Name and Title Officer:**

**CHAIRMAN:** Jim Barfield  
**Brevard County Board of County Commissioners** \_\_\_\_\_  
**2725 Judge Fran Jamieson Way, Building "C"** \_\_\_\_\_  
**Viera, FL 32940**

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**Project Name: Brevard County Housing Projects**

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**Locations of Physical Development(s):** **Countywide**

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**Lead Agency:**

**Brevard County Housing and Human Services Department (BCHHS)**

**Address: 2725 Judge Fran Jamieson Way, Building "B", Suite B106**  
**Viera, FL 32940**

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**Project Representative: Ian Golden** \_\_\_\_\_ **Telephone: (321) 633-2076** \_\_\_\_\_

**Address: 2725 Judge Fran Jamieson Way, Building "B"** \_\_\_\_\_  
**Viera, FL 32940**

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## PROJECT SUMMARY DESCRIPTION

<b>ENVIRONMENTAL REVIEW STATUS</b>	<b>Project Name: Brevard County Housing Projects</b> <b>Component Activities: See below</b>  <b>Locations: Countywide</b>	<input checked="" type="checkbox"/> <b>Original</b> _____ <b>Revision Dated:</b> _____ _____ <b>Amendment Dated</b> _____					
	<b>Timing &amp; Estimated Funding</b> (In Millions of Dollars)						
	Brevard County countywide housing activities being conducted by Brevard County Housing & Human Services (BCHHS) includes replacement housing, acquisition, land acquisition, construction, reconstruction, rehabilitation, affordable housing activities, low-income rentals, transitional facilities, emergency shelters and group homes for mentally ill and physically impaired persons.		<b>Yr 1</b>	<b>Yr 2</b>	<b>Yr 3</b>	<b>Yr 4</b>	<b>Yr 5</b>
		<b>Total</b>	2016	2017	2018	2019	2020
		<b>Estimated Funding</b>					
		<b>\$1,063,265</b>	\$212,653	\$212,653	\$212,653	\$212,653	\$212,653

**ENVIRONMENTAL ASSESSMENT**

**PROJECT DATA**

**Purpose of the Project:**

Brevard County countywide housing activities being conducted by Brevard County Housing & Human Services (BCHHS) includes, but are not limited to, first time home buyer assistance, replacement housing CHDO and non-profit activities, acquisition, land acquisition, construction, reconstruction, rehabilitation, affordable housing activities, low-income rentals, transitional facilities, emergency shelters, and group homes for the mentally ill and physically impaired persons.

This environmental assessment is designed to cover all aspects of these activities.

**Status of the Project:**

This project is ongoing and is currently for unspecified sites. However, all sites, as they are specified, will undergo compliance, as appropriate, and proper measures will be taken.

**Project and Area Description:**

Brevard County countywide housing activities being conducted by Brevard County Housing & Human Services (BCHHS) includes, but are not limited to, first time home buyer assistance, replacement housing CHDO and non-profit activities, acquisition, land acquisition, construction, reconstruction, rehabilitation, affordable housing activities, low-income rentals, transitional facilities, emergency shelters, and group homes for the mentally ill and physically impaired persons.

All projects will be countywide.

**ENVIRONMENTAL ASSESSMENT**

**PROJECT DATA**

**Existing Conditions and Trends:**

In order to meet goals of making available affordable housing and rentals to very low, low, and moderate-income families and individuals, and preserving neighborhoods, Brevard County plans to implement its affordable housing program countywide.

**Project and Area Maps and Plans:**

Projects will include, but not be limited to, acquisition, new construction, reconstruction, rehabilitation, land acquisition, affordable housing projects, low-income rental developments, emergency shelters, battered spouse abuse shelters, halfway houses for run-away children, transitional shelters, group homes for mentally impaired persons, and child-care facilities.

Area maps and plans will be generated via the website, from geographical and demographical data obtained through the geographical information systems and the United States Census Bureau, Brevard County's Consolidated Plan and Comprehensive Plan, and from other sources.

All projects will be Countywide.

**Environmental Review**

**Statutory Checklist**

Federal Laws and Authorities listed at Sec. 58.5

**Project Name and Identification No.**

Brevard County Countywide Housing Projects

B-15-UC-12-0011, M-15-DC-12-0200

Area of Statutory or Regulatory Compliance	Not Applicable to This Project	Consultation Required*	Review Required*	Permits Required*	Determination of consistency Approvals, Permits Obtained*	Conditions and/or Mitigation Actions Required	Provide compliance documentation. Additional material may be attached.
Historic Properties		X					See unspecified site strategy
Floodplain Management		X					See unspecified site strategy
Wetlands Protection		X					See unspecified site strategy
Coastal Zone Management		X					See unspecified site strategy
Water Quality - Aquifers	X						N/A-No sole source aquifers
Endangered Species		X					See unspecified site strategy
Wild and Scenic Rivers	X						N/A-No wild and scenic rivers
Air Quality	X						N/A - Activities will not be located in a metropolitan area
Farmlands Protection	X						N/A-No prime or unique farmlands
Manmade Hazards:							
Thermal/Explosive		X					See unspecified site strategy
Noise		X					See unspecified site strategy
Airport Clear Zones		X					See unspecified site strategy
Toxic Sites		X					See unspecified site strategy
Environmental Justice		X					See unspecified site strategy

## Statutory Checklist

Federal Laws and Authorities listed at Sec. 58.6 and  
Permits, Licenses, Forms of Compliance Under Other Laws - Federal, State and Local

**Project Name and Identification No.** Brevard County Countywide Housing Projects

Other Areas of Statutory and Regulatory Compliance Applicable to Project	Not Applicable to This Project	Consultation Required*	Review Required*	Permits Required*	Determination of consistency Approvals, Permits Obtained*	Conditions and/or Mitigation Actions Required	
							Provide compliance documentation. Additional material may be attached.

**Federal Requirements**

Flood Insurance - 58.6(a)		X					See unspecified site strategy
Coastal Barriers - 58.6(b)		X					See unspecified site strategy
Airport Clear Zone Notification - 58.6(c)		X					See unspecified site strategy
Water Quality		X					See unspecified site strategy
Solid Waste Disposal		X					See unspecified site strategy
Fish and Wildlife		X					See unspecified site strategy

**State or Local Statutes** (to be added by Responsible Entity)


## Statutory Checklist

## Checklist of Applicable Statutes and Regulations as Amended

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### **Noise**

Hud Regulations (25CFR Part 51, Subpart B)

### **Air Quality**

Clean Air Act of 1970 as amended (42 U.S.C. 7401-7642) Regulation 40 CFR Part 50, and Partially 40 CFR Part 51.52.61

### **Historic Properties**

National Historic Preservation act of 1966, Section 106 (16 U.S.C. 470-470+1\*

Preservation of Historic and Archeological Data Act of 1974 116 U.S.C. 469-(69c)

Executive Order 11593 – Protection and Enhancement Of the Cultural Environment

*\*Except as provided in 24 CFR 58.17 and Section 17 (i) (1), United States Housing Act of 1937, as amended*

### **Coastal Areas**

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

### **Wild and Scenic River**

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

### **Wetlands and Floodplain**

Executive Order 11990 Protection of Wetlands  
Executive Order 11988 Floodplain Management  
And U.S. Water Resources Council Guidelines

### **Farmlands**

Farmland Protection Policy Act of 1981 (7 U.S.C. 4201)

### **Water Quality**

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

Safe Drinking Water Act of 1974 (42 U.S.C. 300f-300j-101 as Amended

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

### **Man-made Hazards**

HUD Regulations (24CFR Part 51, Subpart C and Subpart D)

### **Fish and Wildlife**

Fish and Wildlife Coordination Act (16 U.S.C. 661-666C)

### **Endangered Species**

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

# Environmental Assessment Checklist

**Project Name and Identification No.**

**Brevard County Countywide Housing Projects  
B-15-UC-12-0011, M-15-DC-12-0200**

Impact Categories	1	2	3	4	5	6	Source or Documentation (Note date of contract or page reference) Additional material may be attached
	No Impact Anticipated	Potentially Beneficial	Potentially Adverse Requires Documentation Only	Potentially Adverse Requires More Study	Needs Mitigation	Requires Project Modification	
<b>Land Development</b>							
Conformance with Comprehensive Plans and Zoning	X	X					Projects will complement Comprehensive Plan as sites are zoned correctly for projects.
Compatibility and Urban Impact	X	X					Compatible with existing Comprehensive Plan
Slope	X						Projects will follow existing topography maps
Erosion	X						Projects will have no erosion problem per type of projects
Soil Suitability	X						No impact on soil suitability per type of projects
Hazards and Nuisances, including Site Safety	X	X					Project will alleviate site hazards
Energy Consumption	X	X					Energy consumption will not be a factor
<b>Noise</b>							
Effect of Ambient Noise on Project and Contribution to Community Noise Level	X	X					See unspecified site strategy

# Environmental Assessment Checklist

Brevard County Countywide Housing Projects

Project Name and Identification No.

	1	2	3	4	5	6	
Impact Categories	No Impact Anticipated	Potentially Beneficial	Potentially Adverse Requires Documentation Only	Potentially Adverse Requires More Study	Needs Mitigation	Requires Project Modification	Source or Documentation (Note date of contract or page reference) Additional material may be attached
<b>Air Quality</b>							
Effects of Ambient Air Quality on Project and Contribution to Community Pollution Levels	X						See unspecified site strategy
<b>Environmental Design and Historic Values</b>							
Visual Quality--Coherence, Diversity, Compatible Use, and Scale	X	X					Scope of project
Historic, Cultural, and Archeological Resources	X	X					See unspecified site strategy
<b>Socioeconomic</b>							
Demographic/ Character Changes	X	X					No major impact on demographics, project will enhance the character of the area
Displacement	X						See unspecified site strategy
Employment and Income Patterns	X	X					Impact on income patterns anticipated with creating additional jobs
<b>Community Facilities and Services</b>							
Educational Facilities	X						No significant impact on education facilities per type of projects
Commercial Facilities	X						No significant impact on commercial facilities per type of projects
Health Care	X						No significant impact on health care per type of projects
Social Services	X						No impact anticipated

# Environmental Assessment Checklist

Brevard County Countywide Housing Projects

Project Name and Identification No.

Impact Categories	1	2	3	4	5	6	Source or Documentation (Note date of contract or page reference) Additional material may be attached
	No Impact Anticipated	Potentially Beneficial	Potentially Adverse Requires Documentation Only	Potentially Adverse Requires More Study	Needs Mitigation	Requires Project Modification	

## Community Facilities and Services (Continued)

Solid Waste	X						Proposed projects have limited impact on solid waste
Waste Water	X	X					Per nature of project, no impact on wastewater
Storm Water	X						Per type of project, no impact anticipated
Water Supply	X						Per type of project, no impact anticipated
Public Safety: Police	X						Per type of project, no impact anticipated
Fire	X						No impact on fire fighting capabilities
Emerg. Medical	X						No impact anticipated

## Open Space & Recreation

Open Space	X						No impact anticipated
Recreation	X						No impact anticipated
Cultural Facilities	X						No impact anticipated
Transportation	X						No impact anticipated

# Environmental Assessment Checklist

Project Name and Identification No.

Brevard County Countywide Housing Projects

Impact Categories	1 No Impact Anticipated	2 Potentially Beneficial	3 Potentially Adverse Requires Documentation Only	4 Potentially Adverse Requires More Study	5 Needs Mitigation	6 Requires Project Modification	Source or Documentation (Note date of contract or page reference) Additional material may be attached
Water Resources	X						No impact anticipated
Surface Water	X						No impact anticipated
Floodplains	X						See unspecified site strategy
Wetlands	X						See unspecified site strategy
Coastal Zone	X						See unspecified site strategy
Unique Natural Features and Agricultural Lands	X						N/A-No prime or unique farmlands
Vegetation and Wildlife	X						See unspecified site strategy



**Statutory Checklist**

***Checklist of Applicable  
Statutes and Regulations***

Citations for the following Statutes and Regulations are listed in the appendix:

Noise

Air Quality

Historic Properties

Coastal Areas

Wetlands and Floodplain

Farmlands

Water Quality

Solid Waste Disposal

Man-made Hazards

Fish and Wildlife

Endangered Species

Prepared by: Alan Woolwich

Handwritten signature in blue ink, appearing to read 'Alan Woolwich', with the date '2/4/16' written to the right.

Reviewed by Chenita Joiner and Ian Golden

Date: February 4, 2016

**Assessment Checklist**

**Summary of Findings and Conclusions:**

Impact/Mitigation will depend upon individual application of site screening.

**Summary of Environmental Conditions:**

Impact/Mitigation will depend upon individual application of site screening.

**Project Modifications and Alternatives Considered:**

Impact/Mitigation will depend upon individual application of site screening.

**Additional Studies Performed (Attach Study of Summary):**

Impact/Mitigation will depend upon individual application of site screening.

**Mitigation Measures Needed:**

Impact/Mitigation will depend upon individual application of site screening.

# Environmental Assessment Checklist

**Project Name and Identification No.**

Brevard County Countywide Housing Projects

B-15-UC-12-0011, M-15-DC-12-0200

## Conclusions:

1. Is project in compliance with applicable laws and regulations?

Yes  No

2. Is an Environmental Impact Statement Required?

Yes  No

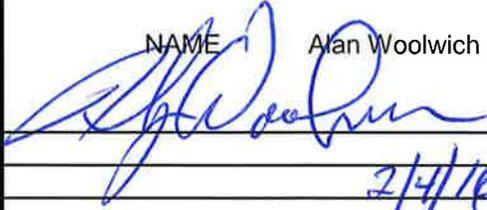
3. Can a Finding of No Significant Impact (FONSI) be made? (Project will not significantly affect the quality of the human environment.)

Yes  No

This Environmental Assessment was prepared by:

NAME Alan Woolwich

TITLE Planner II

  
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Date: February 4, 2016

Additional Notes:

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\_\_\_\_\_  
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\_\_\_\_\_

# Environmental Assessment

**Project Name and Identification Number: Brevard County Countywide Housing Projects, B-15-UC-12-0011, M-15-DC-12-0200**

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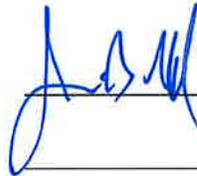
## Environmental Review Finding

On the basis of the environmental assessment of the above project I have made the following finding:

	<b>A FINDING OF NO SIGNIFICANT IMPACT</b>
--	-------------------------------------------

I find that this project is not a major federal action which will have a significant effect on the human environment and that a request to HUD for the release of project funds will not require an Environmental Impact Statement.

\_\_\_\_\_ Date



\_\_\_\_\_  
Jim Barfield, Chair, Brevard County Board of County Commissioners

	<b>A FINDING OF SIGNIFICANT IMPACT</b>
--	----------------------------------------

I find that this project is a major federal action which may or will have a significant effect on the human environment and that a request to HUD for the release of project funds will require an Environmental Impact Statement.

\_\_\_\_\_ Date

\_\_\_\_\_  
Jim Barfield, Chair, Brevard County Board of County Commissioners

Brevard County  
Housing Projects - Countywide  
2015-2020 Environmental Monitoring Strategy  
For 1 to 4 Units on Unspecified Sites

To ensure that Housing Projects at sites unspecified prior to the release of funds are in compliance with the environmental laws and authorities, the following strategy will be employed:

Projects must comply with environmental statutes, regulation, and Executive Orders other than NEPA. Proposed projects to be included in the environmental monitoring strategy under the Brevard County Housing Projects include the following countywide activities:

- Replacement housing
- Demolition of unsafe structures
- Acquisition
- New construction
- Reconstruction
- Rehabilitation

**Historic Properties**

Section 106 of the National Historic Preservation Act of 1966, as amended, mandates the agencies with jurisdiction over federally assisted activities afford the National Advisory Council on Historic Preservation and the State Historic Preservation Officer (SHPO) a reasonable opportunity for comment on the project's impact on historic properties. Contact SHPO to obtain review requirements if a structure is over 50 years old or is adjacent to a Historic District or if a project involves soils disturbance (archaeological).

Pursuant to HUD guidance on compliance with the Section 106 review process (36 CFR 800), if a structure is over 50 years old, the Brevard County Housing and Human Services Office (BCHHS) will need to submit to SHPO for its review, photographs of the existing structure and a description of the proposed improvements. Should the SHPO comment, evidence of proper disposition of SHPO's comments must be contained in the environmental review record.

Pending a determination of eligibility for inclusion in the National Register of Historic Places, pending a determination of local historic significance, the proposed rehabilitation of structures over 50 years old must conform to the Secretary of the Interior Standards for Rehabilitation. BCHHS staff will provide a good determination of the age of all structures proposed for rehabilitation. For new development on previously undisturbed areas, the SHPO will be consulted on archaeological resources.

### **Floodplain Management**

No rehabilitation or reconstruction will take place in the Floodway except for a functional dependent use. Work may be allowed in a 100-year floodplain, but all applicable federal, state, and local requirements must be in compliance. In that case, floodplain impacts must be assessed. An eight-step review process required by Executive Order 11988 will be performed if the project is located in a floodplain area, and is for commercial rehabilitation or residential rehabilitation of five or more units in a structure. Executive Order 11988 directs Federally funded agencies to take certain steps to avoid: (a) to the extent possible the long and the short term adverse impacts associated with the occupancy and modification of floodplains and (b) the direct development within or modification of floodplains, wherever there is a practical alternative.

Brevard County shall continue to implement land use density restrictions within Designated flood hazard areas in order to protect infrastructure and human life, conserve flood storage capacities, and to improve, where feasible, the quality of water within the water shed. Because activities maintain the health, welfare, and safety of citizens in existing floodplain areas, it has been determined that this activity within a floodplain is unavoidable. However, BCHHS staff will adhere to the following guidelines:

- ✓ The extent of rehabilitation should not constitute a significant change that will affect the floodplain.
- ✓ All property owners will have homeowners insurance prior to receiving rehabilitation assistance.

The County will use the latest version of the Floodplain maps issued by FEMA to access the flood designation for the proposed activity.

### **Wetlands Protection**

Executive Order 11990 requires all federal executive agencies to refrain from supporting construction in wetlands wherever there is a practical alternative. Section 10 of Executive Order 11990 authorizes that responsibility applicable to projects covered by Section 104 (h) of the Housing and Community Development Act of 1974 that may be assumed by the applicant if the applicant had also assumed all the responsibilities for environmental review. BCHHS will take the following steps:

- ✓ All projects will be in compliance with the wetlands Ordinance Chapter 62, Article X, Division 4, Section 62-3691 adopted by Brevard County.
- ✓ The goal of the Brevard County Wetland Ordinance is to promote a "no net loss of wetland function or acreage." This regulation applies the standards established in the ordinance to development in and adjacent to wetlands.
- ✓ To avoid to the extent possible the long and short-term impacts associated with the destruction or modification of wetlands.
- ✓ To avoid direct or indirect support of new construction in wetlands, wherever there is a practical alternative. If BCHHS determines that there is no practical alternative to the use of wetlands for a project, the agency must act to reduce the adverse impacts on the wetlands. In this case, an eight-step review process required by Executive Order 11990 will be performed.

Also, if wetlands are identified or thought to exist, the US ARMY Corp will be consulted regarding the wetlands delineation line and or any section 404 permitting requirements.

### **Coastal Areas Protection Management**

Adhere to the established growth management strategies of Brevard County that will allow growth to continue within the coastal zone which does not damage or destroy the function of coastal resources, protects human life and limits public expenditures in areas subject to destruction by natural disasters. No sole source aquifers in Brevard County per US EPA.

### **Water Quality**

Any activity that will be located in an area that is specified within an Environmental Protection Agency designation sole aquifer area will adhere to all permitting policies and regulations of the Environmental Protection Agency.

### **Endangered Species**

Activities involving new development or significant expansion will go through the County development review process, which will include an evaluation for endangered species impacts. Any site-appropriate modifications will be determined in consultation with the Brevard County Natural Resources Management Office through the permitting process. All mitigation measures, if needed, will be in compliance with the County Comprehensive Plan and Land Development Regulations, and applicable federal and state agency regulations. Therefore, no significant adverse impacts to threatened or endangered species are anticipated as a result of activities undertaken in connection with proposed projects. Any activity of the program will not be allowable if it affects the endangered species of critical habitats listed under Section 4 of the Endangered Species Act of 1978.

### **Beaches and Dunes**

Housing programs will adhere to the existing Brevard County policies developed to protect, enhance and restore a naturally functioning beach system if applicable. Any activities that would have an adverse effect on this policy will not be allowable.

### **Wild and Scenic Rivers**

There are no wild or scenic rivers designated in Brevard County.

### **Air Quality**

It has been determined that activity will not be located in a metropolitan area in a non-attainment with National Ambient Air Quality Standard. Therefore, requirements of the Clean Air Act of 1970, do not apply.

### **Farmlands Protection**

According to the USDA, Brevard County does not have any unique farmlands with the exception of a few orange groves located in Merritt Island. The majority of Brevard County requests are normally in housing subdivisions with the county, however, if it should occur on agricultural property, the project will be reviewed using the Site Assessment Criteria in the regulations (7 CFR Part 658) or HUD guidance on Agricultural Lands. None present in proposed project areas.

### **Noise**

Activity may be located in areas with a day-night average sound level exceeding 65 decibels. The HUD regulations relative to environmental criteria and standards for Noise Abatement and Control will apply to the activities.

### **Runway Clear Zones, Clear & Accident Potential Zones**

No action may be implemented within a Runway Clear Zone.

### **Thermal and Explosive Hazards**

Activities may be located near or in an area exposed to thermal/explosive hazard, where conventional (e.g. petroleum) or hazardous gases (e.g. propane), or chemical (e.g. benzene or hexane) of flammable nature are stored, if the activity is beyond the Acceptable Separation Distance (ASD) from the hazard under HUD safety standards or when proper mitigating measures are taken as set forth in 24 CFR 51 Subpart C.

BCHHS staff shall consult with the Brevard County Fire Department of Hazardous Explosive or Flammable sites or HUD if on-site review raises questions concerning this project.

If it is determined the site is located within the acceptable separation distance, the owner must take the required measures to mediate the site in conformance with the regulations or re-site the project beyond the acceptable separation distance. If not, the County will not recommend funding for the activity.

### **Water Quality**

Activities within Brevard County will not result in the discharge of effluent into navigable waters, nor result in the dredging, filling, and disposal of dredged materials into any body of water or wetlands, nor result in additional sewage beyond the capacity of the Brevard County existing wastewater system. Therefore, the requirements of the Clean Water Act of 1977 do not apply.

### **Solid Waste Disposal**

It has been determined that activities may not be located near a sanitary landfill or hazardous waste disposal site. Therefore, BCHHS staff will consult the list of Hazardous Waste sites within Brevard County. The requirements of the Resource Conservation and Recovery Act of 1976 prohibit federally assisted projects in ecologically sensitive areas, which have been affected by hazardous waste disposal sites that do not satisfy EPA criteria.

### **Toxic and Hazardous Chemicals**

The BCHHS office will ensure no proposal is accepted until it is determined that there is no potential of contaminated soil and/or groundwater. If such is suspected, a Phase I site assessment will be undertaken and any applicable mitigation will be achieved.

**Environmental Justice**

Project sites will not adversely affect low and moderate-income citizens; instead, the projects will enhance low and moderate-income families.

**State Regulations**

Except for rehabilitation of historic properties, consultation with State authorities will not be required. Permits are required for dredging and filling in waters of the State, construction, and connection of sewage collection and treatment facilities, drainage appurtenances and discharges in waters of the State under Federal and State laws.

**Local Regulations**

No proposed activities may commence until all permits required by Brevard County have been obtained and approved by the Brevard County Planning and Development Department.

**Implementation of Compliance**

The BCHHS staff, in consultation with appropriate agencies, is responsible for the implementation of environmental requirements and must assure compliance before transferring funds to any project.

**Documentation of Compliance**

The BCHHS staff shall maintain documentation of all required consultation and permits with each project file. The Community Development Specialist will complete: a) a checklist showing that each proposed activity will comply with the National Environmental Policy Act and other Federal, State and local environmental laws and authorities, b) citations for all applicable environmental consultation and permits, and c) a finding which sets forth that implementation of any activity will not affect the original finding of categorical exclusion or finding of no significant impact.

**Projects in Non-Compliance**

Activities not in compliance with the National Environmental Policy Act and other Federal, State and local environmental laws and authorities shall not commence until such compliance is achieved.

**BREVARD COUNTY, FLORIDA  
ENVIRONMENTAL SCREENING CHECKLIST  
Housing**

**Address:**

<b>Requirements</b>	<b>YES</b>	<b>NO</b>
<b>(1.) Historic Preservation</b> Is proposal located in or adjacent to a designated Historic District? Is structure over 50 years old? Will there be soil disturbance in previously undisturbed areas?	_____	_____
For "YES", was SHPO consulted?	_____	_____
<b>(2.) Floodplain Management</b> Is the eight-step process required and/or flood insurance required?	_____	_____
<b>(3.) Wetlands Protection</b> Is the eight-step process required and/or is US Army Corp of Engineers consultation required?	_____	_____
<b>(4.) Coastal Zone Management</b> Does project require review under coastal areas protection management?	_____	_____
<b>(5.) Endangered Species</b> Does project impact endangered species or habitats and if so, has there been a Section 4 consultation?	_____	_____
<b>(6.) Noise</b> Is mitigation required due to proximity of roadways, railways, and/or airports?	_____	_____
<b>(7.) Thermal and Explosive Hazards</b> Are there such hazards located within one mile of proposal requiring compliance with 24 CFR 51 C (ie ASD calculations)?	_____	_____
<b>(8.) Runway Clear Zones, Clear and Accident Potential Zones</b> Is the proposal located in such zones as indicated on an airport layout plan or AICUZ?	_____	_____
<b>(9.) Toxic and Hazardous Chemicals</b> Does site have potential for contaminated soil and/or groundwater, and is a Phase I required?	_____	_____
<b>(10.) Environmental Justice</b> Will minority and/or low-income populations be adversely impacted?	_____	_____
<b>*For any "yes" question, list mitigation required. For mitigation see attached</b>	_____	_____

**Note: Until mitigation has been approved, project cannot be initiated.**

Person Completing Form: SAMPLE \_\_\_\_\_ Date: SAMPLE \_\_\_\_\_

**ENVIRONMENTAL REVIEW RECORD**  
**Community Development Block Grant, Home Investment  
Partnerships and Neighborhood Stabilization Programs**  
**Multi -Year Clearance**  
**2015 - 2020**

To Whom It May Concern:

Brevard County, Florida, has reviewed the following programs/activities to be funded with Community Development Block Grant (CDBG), Home Investment Partnerships (HOME), and/or Neighborhood Stabilization Program funds with regard to compliance with the U.S. Department of Housing & Urban Development's (HUD) Environmental Review regulations:

IDIS Project ID # Project Name

- (5) Home Rehabilitation Loan Program - CDBG
- (6) Homeownership Assistance Program - CDBG and HOME
- (10) Rental Accessibility Modification Program - CDBG
- (11) Housing Development Assistance Program - HOME
- (n/a) Neighborhood Stabilization Program (NSP)

**Projects Subject to Statutory-Regulatory Compliance under 24 CFR Part 58.5**

**PROJECT NAME:** Home Rehabilitation Loan Program (project ID 5)

**PROJECT PURPOSE/NATURE:** To provide no-interest, deferred payment, home rehabilitation loans to income eligible owner-occupants.

**STATUS OF THE PROJECT:** Continuation of an existing program

**PROJECT AREA:** Brevard County, Countywide (See attached map 1).

**DETERMINATION:** The project is categorically excluded from NEPA requirements under 24 CFR 58.35(a)(3), (i) which covers rehabilitation of buildings and improvements where in the case of a building for residential use (with one to four units) the density is not increased beyond four units, the land use is not changed, and the footprint of the building is not increased in a floodplain or in a wetland; and (ii) where in the case of multifamily residential buildings, the unit density is not changed more than 20 percent, the project does not involve changes in land use from residential to non-residential, and the estimated cost of rehabilitation is less than 75 percent of the total estimated cost of replacement after rehabilitation. This project will be carried out in compliance with the federal laws and authorities cited at 24 CFR 58.5 and 58.6 and with requirements listed at 24 CFR 51, as described below. Since this project is categorically excluded from NEPA review under 24 CFR 58.35(a), the recipient does not have to publish a FONSI.

**PROJECT NAME:** Homeownership Assistance Program (project ID 6)

**PROJECT PURPOSE/NATURE:** To assist low and moderate income first-time homebuyers living or working in Brevard County through the provision of down payment, interest write down and settlement cost assistance; and to acquire and rehabilitate properties for resale to qualified low-and moderate-income homebuyers.

**STATUS OF THE PROJECT:** Continuation of an existing program

**DETERMINATION:** The aspect of the project allowing for the provision of down payment, interest write down and settlement cost assistance is categorically excluded from NEPA requirements under 24 CFR 58.35(b)(5), which covers activities to assist homebuyers to purchase existing dwelling units or dwelling units under construction, including closing costs and down payment assistance, interest buy downs and similar activities that result in the transfer of title. Activities of this type require flood insurance only where necessary under the Flood Disaster Protection Act of 1973. Pursuant to 24 CFR 58.35(b), this aspect of the project does not require any further action under 24 CFR 58.5 because HUD has determined that the activities involved would not alter any conditions that would require a review or compliance determination under the federal laws and authorities cited in that section. As this project does not involve property development, construction, rehabilitation, modernization or conversion activities or property near a runway clear zone, it is not subject to the requirements of 24 CFR 51. This aspect of the project will be reviewed for compliance with the requirements of 24 CFR 58.6, as described below.

The acquisition and rehabilitation aspect of this project is categorically excluded under 24 CFR 58.35(a)(3), (i) which covers rehabilitation of buildings and improvements where in the case of a building for residential use (with one to four units) the density is not increased beyond four units, the land use is not changed, and the footprint of the building is not increased in a floodplain or in a wetland; and (ii) where in the case of multifamily residential buildings, the unit density is not changed more than 20 percent, the project does not involve changes in land use from residential to non-residential, and the estimated cost of rehabilitation is less than 75 percent of the total estimated cost of replacement after rehabilitation.; and 24 CFR 58.35(a)(5), which covers acquisition or disposition of an existing structure provided that the structure acquired or disposed of will be retained for the same use. This aspect of the project would be carried out in compliance with the federal laws and authorities cited at 24 CFR 58.5 and 58.6 and with requirements listed at 24 CFR 51, as described below. Since the project as a whole is categorically excluded from NEPA review, the recipient does not have to publish a FONSI.

**PROJECT NAME:** Rental Accessibility Modification Program (project ID 10)

**PROJECT PURPOSE/NATURE:** To provide grants for accessibility modifications to rental units for tenants with disabilities.

**STATUS OF THE PROJECT:** Continuation of an existing program

**PROJECT AREA:** Brevard County, Countywide (See attached map 1).

**DETERMINATION:** The project is categorically excluded from NEPA requirements under 24 CFR 58.35(a)(2), which covers special projects directed to the removal of material and architectural barriers that restrict the mobility of and accessibility to handicapped persons; 24 CFR 58.35(a)(3), (i) which covers rehabilitation of buildings and improvements where in the case of a building for residential use (with one to four units) the density is not increased beyond four units, the land use is not changed, and the footprint of the building is not increased in a floodplain or in a wetland; and (ii) where in the case of multifamily residential buildings, the unit density is not changed more than 20 percent, the project does not involve changes in land use from residential to non-residential, and the estimated cost of rehabilitation is less than 75 percent of the total

estimated cost of replacement after rehabilitation. This project will be carried out in compliance with the federal laws and authorities cited at 24 CFR 58.5 and 58.6 and with requirements listed at 24 CFR 51, as described below. Since this project is categorically excluded from NEPA review under 24 CFR 58.35(a), the recipient does not have to publish a FONSI.

**PROJECT NAME:** Housing Development Assistance Program (project ID 11)

**PROJECT PURPOSE/NATURE:** To support the development and preservation of affordable rental and sales housing stock by providing loans and/or grant financing to housing developers. Activities to be funded may include feasibility studies, pre-development, acquisition, rehabilitation and/or construction.

**STATUS OF THE PROJECT:** Continuation of an existing program

**PROJECT AREA:** Brevard County, County wide (see attached map 1).

**DETERMINATION:** Activities carried out as part of this project are categorically excluded from NEPA requirements if they meet conditions under 24 CFR 58.35(a)(3)(ii) which covers the rehabilitation of multifamily residential buildings where unit density is not changed more than 20%, the project does not involve changes in land use from residential to non-residential and the estimated cost of rehabilitation is less than 75% of the total estimated cost of replacement after rehabilitation; 24 CFR 58.35(a)(5), which covers acquisition or disposition of an existing structure or acquisition of vacant land provided that the structure or land acquired or disposed of will be retained for the same use; 58.35(b)(5), which covers activities to assist homebuyers to purchase existing units or dwelling units under construction, including closing costs and down payment assistance, interest buy downs, and similar activities that result in the transfer of title; or 58.35(b)(6), which covers affordable housing predevelopment costs that do not have a physical impact. Pursuant to 58.35(c), if the recipient determines that an activity undertaken as part of this project may have a significant environmental effect it shall comply with NEPA requirements. Activities undertaken as part of this project will be carried out in compliance with the federal laws and authorities cited at 24 CFR 58.5 and 58.6 and with requirements listed at 24 CFR 51, as described below. Since this project is categorically excluded from NEPA review, the recipient does not have to publish a FONSI.

**PROJECT NAME:** Neighborhood Stabilization Program (project ID n/a)

**STATUS OF THE PROJECT:** Additional federally-assisted program

**PROJECT AREA:** Brevard County and eligible cities (see attached map 2).

**PROJECT PURPOSE/NATURE:** Provides grants to local communities to purchase foreclosed or abandoned homes and to rehabilitate, resell, or redevelop these homes in order to stabilize neighborhoods and stem the decline of house values of neighboring homes. Properties will be originally acquired by Brevard County and rehabilitated by selected private developers and non-profit organizations and sold. The County will be providing loans to some eligible households and non-profit organizations to purchase homes.

**DETERMINATION:** The project is categorically excluded from NEPA requirements under 24 CFR 58.35(a)(3), (i) which covers rehabilitation of buildings and improvements where in the case of a building for residential use (with one to four units) the density is

not increased beyond four units, the land use is not changed, and the footprint of the building is not increased in a floodplain or in a wetland; and (ii) where in the case of multifamily residential buildings, the unit density is not changed more than 20 percent, the project does not involve changes in land use from residential to non-residential, and the estimated cost of rehabilitation is less than 75 percent of the total estimated cost of replacement after rehabilitation. This project will be carried out in compliance with the federal laws and authorities cited at 24 CFR 58.5 and 58.6 and with requirements listed at 24 CFR 51, as described below. Since this project is categorically excluded from NEPA review under 24 CFR 58.35(a), the recipient does not have to publish a FONSI.

### **STATUTORY/REGULATORY COMPLIANCE PURSUANT TO 24 CFR 51, 58.5 and 58.6**

The statutory/regulatory compliance findings, including procedures that must be undertaken to determine potential environmental impacts, for projects that may be subject to 24 CFR 51, 58.5 and 58.6, are combined and summarized below.

#### Historic Properties (for projects subject to 24 CFR 58.5)

Whether a project will have an impact on historic properties is determined through a state-approved process consistent with federal guidelines (36 CFR 800) for implementing Section 106 of the National Historic Preservation Act, as amended. First, staff will determine whether the proposed activity is an “undertaking” as defined by 36 CFR 800 (i.e., whether the proposed project will be carried out with Federal financial assistance). If the project is not found to be an “undertaking,” then no further action is required under Section 106. For a project that is found to be an “undertaking,” the County will make a determination regarding the project’s impact on historic properties. Three possible determinations could be made: 1) a finding of no effect; 2) a finding of no adverse effect; or 3) a finding of adverse effect. The County will then submit a letter to the Florida State Historic Preservation Officer describing the project and requesting concurrence with the County determination of the project’s impact on historic properties. In addition to the letter, a site map showing the property's location, data sheets, which include photos, and assessment sheets will be included. Renovation specifications will be included for properties known to be in current or proposed historic districts. The State Historic Preservation Officer will have 30 days to respond. After 30 days, the County will either be in receipt of a memorandum from the State on the matter and will proceed accordingly or the County will assume that the State is in concurrence with the County determination. If the State concurs with a County determination that the proposed project will have either no effect or no adverse effect on properties that are listed or eligible for listing in the National Register of Historic Places and that it has met the requirements of Section 106 of the National Historic Preservation Act, the statutory-regulatory requirements will be considered fulfilled. If the State concurs with a County determination that there is an adverse effect on historic properties, the County will notify the Brevard County Historical Society of the finding and invite them to participate as the County works with the State Historic Preservation Office to determine what changes need to take place within the planned rehabilitation (such as what materials and colors are acceptable for rehabilitation work) to obtain a no effect or a no adverse effect ruling.

#### Floodplain Management (for projects subject to 24 CFR 58.5 and/or 58.6)

The County will conduct site-specific reviews in accordance with 24 CFR Part 55 and Executive Order 11988 to determine if proposed activities will be impacted by or have any adverse impact

on the 100-year floodplain. Where avoidance of activities in the floodplain or activities that may adversely impact the floodplain is not possible, measures will be taken to mitigate any potential adverse impacts to the floodplain and/or risk of flood loss. Required mitigation measures may include the purchase of flood insurance. Other site-appropriate modifications (such as the elevating or grading of properties) will be determined in consultation with the Brevard County Natural Resources Management Office through the permitting process. All mitigation measures will be in compliance with the County Comprehensive Plan and Land Development Regulations, which regulate development in floodplain districts in the County.

Wetlands Protection (for projects subject to 24 CFR 58.5)

According to the Brevard County Comprehensive Plan and Land Development Regulations and Brevard County NRMO, activities involving existing residential structures, if no new site plan is required, there will not be an impact on wetlands in the County. Activities involving new development or significant expansion will go through the County development review process, which will include an evaluation for wetlands impacts.

Coastal Zone Management/Coastal Barrier Resources (for projects subject to 24 CFR 58.5 and 58.6)

Accordingly activities must be executed in a manner consistent with the Coastal Resources Management Program; i.e., all applicable permits or approvals described in the document entitled Coastal Resources Management Program” must be received prior to project implementation. Therefore, as each site and specific activity is identified, if any of the enforceable programs are applicable, the required permits and approvals will be obtained. Projects located within a Coastal Barrier Resources System or an Otherwise Protected Area will not have an adverse impact on such resources.

Water Quality (for projects subject to 24 CFR 58.5)

For activities that do not involve changes in the footprint of a building or other impervious areas, no water quality review is necessary. If an activity involving greater than 2,500 square feet of land disturbance requires the County to approve a Site Plan or a Plot Plan. The activity will be subject to the Land development regulations that require storm water from the site to be treated. If proposed activities unavoidably involve dredging or filling in navigable waters, smaller water bodies or wetlands, appropriate permits from all federal, state and local agencies will be obtained, and mitigation measures will be implemented.

Water Quality - Aquifers (for projects subject to 24 CFR 58.5)

This impact category is not applicable to the proposed projects, as Brevard County has no federally listed sole source aquifers.

Endangered Species (for projects subject to 24 CFR 58.5)

Activities involving new development or significant expansion will go through the County development review process, which will include an evaluation for endangered species impacts. Any site-appropriate modifications will be determined in consultation with the Brevard County Natural Resources Management Office through the permitting process. All mitigation measures, if needed, will be in compliance with the County Comprehensive Plan and Land Development Regulations, and applicable federal and state agency regulations. Therefore, no significant adverse impacts to threatened or endangered species are anticipated as a result of activities undertaken in connection with proposed projects.

Wild and Scenic Rivers (for projects subject to 24 CFR 58.5)

This impact category is not applicable to the proposed projects, as the Department of Interior has not designated any wild and scenic rivers within Brevard County.

Air Quality (for projects subject to 24 CFR 58.5)

Brevard County is not designated a non-attainment area. Due to the limited size and scope of proposed projects the projects will not have an adverse impact on air quality.

Farmlands Protection (for projects subject to 24 CFR 58.5)

This impact category is not applicable to the proposed projects as the majority of the projects are urban in nature and located in neighborhoods with established infrastructure and development patterns. Therefore, no significant adverse impacts to farmlands are anticipated as a result of activities undertaken in connection with proposed projects.

Noise (for projects subject to 24 CFR 51 and 58.5)

Review for compliance with noise regulations is done on a site-specific basis. If an area is determined to have unacceptable noise levels, County staff will ensure that mitigation measures are implemented.

Thermal/Explosive Hazards (for projects subject to 24 CFR 51 and 58.5)

Projects will be reviewed for compliance with regulations related to thermal or explosive hazards on a site-specific basis. If a site is determined to be within an unacceptable distance of thermal or explosive hazards, County staff will implement mitigating measures.

Solid/Hazardous Wastes (for projects subject to 24 CFR 51 and 58.5)

Activities involving new development or significant expansion of existing structures will go through the County development review process, which will include an evaluation for contaminated land issues. Projects will be reviewed on a site-specific basis.

Airport Clear Zones (for projects subject to 24 CFR 51, 58.5 and 58.6)

This impact category is not applicable to the proposed projects as no airport runway clear zones will be impacted. Projects will be reviewed for compliance on a site-specific basis.

Toxic Chemicals and Radioactive Materials (for projects subject to 24 CFR 58.5)

Brevard County is not aware of any sites within the County that have radiological concerns or radioactive contamination. Projects will be reviewed for compliance with toxic chemicals and radioactive materials on a site-specific basis.

Environmental Justice (for projects subject to 24 CFR 58.5)

The County has determined that as all projects are efforts to assist low- and moderate-income persons within existing neighborhoods, and as majority of program beneficiaries of the continuing projects among this group have been minorities, the programs implemented will not have a disproportionately high and adverse human health or environmental effect on minority or low-income populations.

The above findings were made by Brevard County on \_\_\_\_\_.



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Mr. Jim Barfield, Chairman, Brevard County Board of County Commissioners