



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

This is a suggested format that may be used by Responsible Entities to document completion of an Exempt or
Categorically Excluded Not Subject to Section 58.5 environmental review.

Project Information

Project Name: City of Avon Park - Distribution System and DWTP Infrastructure upgrades

Responsible Entity: City of Avon Park, Florida

Grant Recipient (if different than Responsible Entity): Click or tap here to enter text.

State/Local Identifier: CDBG-MIT MT039

Preparer: J. Corbett Alday

Certifying Officer Name and Title: Garrett Anderson, Mayor, City of Avon Park

Consultant (if applicable): Guardian CRM, Inc.

Project Location: City Hall, 110 E. Main Street, Avon Park, Florida 33825

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

The City of Avon Park will administer CDBG-MIT funding to improve the existing City potable water system through the replacement of asbestos water lines with PVC and the added bore for increased water pressure. Additionally, the City will improve water quality through the design and installation of an upgraded chlorine system at the Glenwood and the Crystal Lake water treatment plants. These improvements are critical in the provision of safe accessible water benefiting this area and the entire City and surrounding areas.

Level of Environmental Review Determination:

☒ Activity/Project is Exempt per 24 CFR 58.34(a): (1), (3), (5) and (8)

x	1.	Environmental and other studies, resource identification and the development of plans and strategies;
	2.	Information and financial services;

x	3.	Administrative and Management Activities;
	4.	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;
x	5.	Inspections and testing of properties for hazards or defects;
	6.	Purchase of insurance;
	7.	Purchase of tools;
x	8.	Engineering or design costs;
	9.	Technical assistance and training;
	10.	Assistance for temporary or permanent improvements that do not alter environmental conditions and are limited to protection, repair, or restoration activities necessary only to control or arrest the effects from disasters or imminent threats to public safety including those resulting from physical deterioration; <i>{This exemption applies only in certain circumstances; HUD has released clarification regarding the use and applicability of this exemption. Documentation of Compliance with 24 CFR Part 58.6 required when this exemption is used.}</i>
	11.	Payment of principal and interest on loans made or obligations guaranteed by HUD;
	12.	Any of the categorical exclusions listed in Sec. 58.35(a) provided that if there are no circumstances that require compliance with any other federal laws and authorities cited in Section 58.5. <i>{Before you can consider activities listed in Sec. 58.35(a) as exempt activities, you must complete the categorical exclusion checklist and related review process. Documentation of Compliance with 24 CFR Part 58.6 is required}</i>

☐ Activity/Project is Categorically Excluded Not Subject To §58.5 per 24 CFR 58.35(b):
(choose all that apply below)

	1.	Tenant-based rental assistance;
	2.	Supportive services including, but not limited to, health care, housing services, permanent housing placement, day care, nutritional services, short-term payments for rent/mortgage/utility costs, and assistance in gaining access to local, state, and federal government benefits and services;
	3.	Operating cost including maintenance, security, operations, utilities, furnishings, equipment, supplies, staff training and recruitment and other incidental costs;
	4.	Economic development activities, including but not limited to, equipment purchase, inventory financing, interest subsidy, operating expenses and similar costs not associated with construction or expansion of existing operations;
	5.	Activities to assist homebuyers to purchase existing dwelling units or dwelling units under construction, including closing costs and down payment assistance, interest

	buydowns, and similar activities which result in transfer of title;
6.	Affordable housing pre-development costs including legal, consulting, developer and other costs related to obtaining site options, project financing, administrative costs and fees for loan commitments, zoning approvals, and other related activities which do not have a physical impact;
7.	Approval of supplemental assistance (including insurance or guarantee) to a project previously approved under this part, if the approval is made by the same responsible entity that conducted the environmental review on the original project and re-evaluation of the environmental findings is not required under §58.47.

Funding Information

Grant Number	HUD Program	Funding Amount
MT039	CDBG-MIT	670,622.50

Estimated Total HUD Funded Amount: 670,622.50

This project anticipates the use of funds or assistance from another Federal agency in addition to HUD in the form of (if applicable): N/A

**Estimated Total Project Cost (indicate all HUD and non-HUD funds) [24 CFR 58.32(d)]:
Design Costs=\$48,150, Environmental Review=\$10,000, Construction=\$525,000, Grant Administration=\$46,652, Inspections=\$40,820.50 for a combined total of \$670,622.50**

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

Record below the compliance or conformance determinations for each statute, executive order, or regulation. Provide credible, traceable, and supportive source documentation for each authority. Where applicable, complete the necessary reviews or consultations and obtain or note applicable permits of approvals. Clearly note citations, dates/names/titles of contacts, and page references. Attach additional documentation as appropriate.

Compliance Factors: Statutes, Executive Orders, and Regulations listed at 24 CFR 50.4 and 58.6	Are formal compliance steps or mitigation required?	Compliance determinations

STATUTES, EXECUTIVE ORDERS, AND REGULATIONS LISTED AT 24 CFR §58.6		
Airport Runway Clear Zones and Accident Potential Zones 24 CFR Part 51 Subpart D	Yes No <input type="checkbox"/> <input checked="" type="checkbox"/>	The activity is for the administration, management, engineering and design of CDBG-MIT funding. There is no civilian airport located within 2,500 feet or a military airport located within 15,000 feet of the activity location. The activity is not located within a FAA designated airport runway clear zone or runway protection zone, or within a military airfield clear zone or accident potential zone. See enclosed airport location maps.
Coastal Barrier Resources Coastal Barrier Resources Act, as amended by the Coastal Barrier Improvement Act of 1990 [16 USC 3501]	Yes No <input type="checkbox"/> <input checked="" type="checkbox"/>	The activity is for the administration, management, engineering and design of CDBG-MIT funding. The activity is not located within a Coastal Barrier Resource area. See enclosed CBRS with project location defined.
Flood Insurance Flood Disaster Protection Act of 1973 and National Flood Insurance Reform Act of 1994 [42 USC 4001-4128 and 42 USC 5154a]	Yes No <input type="checkbox"/> <input checked="" type="checkbox"/>	The activity is for the administration, management, engineering and design of CDBG-MIT funding. The activity does not involve financial assistance for construction, rehabilitation or acquisition of insurable property. The activity of the project is exempt from the flood insurance requirement. Highlands County participates in the NFIP. See project description. City Hall is not in a FEMA Flood Hazard Zone, therefore, flood insurance is not required.

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

Summarize below 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
N/A	N/A

Preparer Signature:

J Corbett Alday

Date: 4/18/2022

Preparer Name/Title/Organization: J. Corbett Alday, Vice President & COO, Guardian CRM, Inc.

Responsible Entity Agency Official Signature:

J. Anderson

Date: Click or tap to enter a date.

4/22/2022

RE Name/Title: Garrett Anderson, Mayor, City of Avon Park

This original, signed document and related supporting material must be retained on file by the Responsible Entity in an Environmental Review Record (ERR) for the activity/project (ref: 24 CFR Part 58.38) and in accordance with recordkeeping requirements for the HUD program(s).