



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: 2020-Housing-Rehab-Program

**HEROS
Number:** 900000010132331

**Responsible Entity
(RE):** MANHATTAN, 1101 Poyntz Ave Manhattan KS, 66502

**State / Local
Identifier:** CD2007, CD2008, CD2009

RE Preparer: Shaun Linenberger

**Certifying
Officer:** Ron R. Fehr

**Grant Recipient (if different than Responsible
Entity):**

Point of Contact:

**Consultant (if
applicable):**

Point of Contact:

**Project
Location:** Manhattan, KS 66502

Additional Location Information:

Within Manhattan, KS 66502 city limits. Geo-coded address: Longitude: -96.569300
Latitude: 39.197300, also includes zip code 66503. Project will be managed from City
Hall and will involve random addresses as applications for assistance are made.

Direct Comments

to:

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

The City of Manhattan intends to rehabilitate single family homes owned by LMI families within the City Limits, to preserve the stock of affordable homes. Homes in flood plains or on contaminated sites are not eligible. Homes will be tested for Lead, Radon and Asbestos when appropriate, and issues will be addressed in the scope of work if needed. Rehabilitation will include livability, safety and accessibility improvements, and each location will be reviewed and qualified by the Housing Rehabilitation Inspector. Comprehensive Rehab Projects will not exceed \$24,999; Emergency and Accessibility Projects will not exceed \$5,000; Mobile Home Emergency and Accessibility Projects will not exceed \$2,500. No acquisitions are involved, and usually there will be no ground disturbance, except in instances where foundation stabilization is required.

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

[City Limits small 5 29 2019.pdf](#)

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

Length of time covered by this review: 1 Year

Maximum number of dwelling units or lots addressed by this tiered review:
12

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:

7015.15 certified by Certifying Officer
on:

7015.16 certified by Authorizing Officer
on:

Funding Information

Grant Number	HUD Program	Program Name
B20-MC20-0009	Community Planning and Development (CPD)	Community Development Block Grants (CDBG) (Entitlement)

Estimated Total HUD Funded Amount: \$559,229.00

Estimated Total Project Cost [24 CFR 58.2 (a) (5)]: \$181,090.00

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	According to nfdc.faa.gov the Manhattan Regional Airport is located 4 miles South West of the City Limits of Manhattan, Kansas. Due to this noted distance, it is presumed that all CDBG Housing Rehabilitation Projects will be farther away than the required minimum 15,000 feet (2.84 miles) of a military airport or 2,500 feet (0.47 miles) of a civilian airport. The documentation this assessment is included in the HEROS Environmental Report along with the environmental constraints map. It is therefore determined that the CDBG Housing Rehabilitation project sites will be in compliance with the Airport Hazard Policy.
Coastal Barrier Resources Act	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	The City of Manhattan CDBG Housing Rehabilitation Program Projects are located in a state that does not contain CBR Units. The Manhattan CDBG Housing Rehab projects comply with the Coastal Barrier Resource Act.

Flood Insurance	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Each location will be evaluated on Tier 2 Level Review. Locations within a flood plain or requiring Flood Insurance will be ineligible for this project. FEMA FIRM Panels will be uploaded for each approved project site. FIRM Panels for applicable areas within Manhattan City Limits include Panels numbered: 20161C0334G, 20161C0335G, 20161C0342G, 20161C03434G, 20161C0351G, 20161C0352G, 20161C0353G, 20161C0354G, 20161C0358G, 20161C0361G, 20161C0362G, 20161C0366G.
STATUTES, EXECUTIVE ORDERS, AND REGULATIONS LISTED AT 24 CFR §50.4 & § 58.5		
Air Quality	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Coastal Zone Management Act	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	The City of Manhattan CDBG Housing Rehabilitation Program Projects are located in a state that does not participate in the Coastal Zone Management Program. Based on this information along with additional supplemental documents, Manhattan CDBG Housing Rehab projects comply with the Coastal Zone Management Program.
Contamination and Toxic Substances	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Endangered Species Act	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	The project sites will have no effect on critical habitats or endangered species as the project sites only include single family owned home renovations to existing homes within city limits that are known to not have endangered species.
Explosive and Flammable Hazards	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	As homes rehabilitated or modernized under the Housing Rehab Program they will not result in an increased number of people being exposed to hazardous operations and will not increase residential densities, nor convert the type of use, the provision of 24 CFR 51C are not implicated and no further action is required. This will be addressed in the Tier 2 ERR.
Farmlands Protection	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	The CDBG Housing Rehab project sites involved are existing single family

		homes located in developed residential neighborhoods within Manhattan City limits . Therefore Housing Rehab is not subject to the FPPA, per 7 CFR Part 658. No CDBG Housing Rehab project will be considered outside the city limits of Manhattan per policy.
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	Kansas currently has no designated Sole Source Aquifers according to Stephanie Lindberg at the EPA, Region 7 Drinking Water/Ground Water Branch, and the EPA.gov webpage map.
Wetlands Protection	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Based on the U.S. Fish and Wildlife Service National Wetlands Inventory Map, the only identified wetlands near the project area are freshwater ponds within City limits and in the watershed above the City which will not be affected by interior renovation of single family homes. No Project site will include draining, dredging, channelizing, filling, diking, or impounding of water bodies or streams, and no adverse impacts are expected. http://www.fws.gov/wetlands/data/Mapper.html
Wild and Scenic Rivers Act	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	The National Wild and Scenic River System states that Kansas has approximately 133,956 miles of river, but no designated wild & scenic rivers. The National Parks System report shows that there are currently no study river sections in Riley County. Therefore the CDBG Housing Rehabilitation project sites comply with the Wild and Scenic Rivers Act.
ENVIRONMENTAL JUSTICE		
Environmental Justice	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	The CDBG Housing Rehabilitation Program assists LMI homeowners with repairs that they are not able to either make or afford themselves. These projects are in single family residence and will not increase the structures

		<p>footprint or the population density of the unit. The projects will enhance livability and accessibility for LMI families, and any project sites that create identified adverse environmental impacts will not be considered. Based on the City of Manhattan CDBG Housing Rehabilitation Policy, the projects will comply with the Environmental Justice Regulations.</p>
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Supporting documentation

- [Kansas Radon Map by Zip Code.pdf](#)
- [2020 County Map Kansas Radon Program.pdf](#)
- [Air-Quality-Worksheet \(2\).docx](#)
- [2019 Coastal Barrier Resource System- State Locator Map.pdf](#)
- [CBRS United States Map.pdf](#)
- [Coastal-Barrier-Resources-Worksheet.docx](#)
- [NOAA Office for Coastal Management Areas\(1\).pdf](#)
- [Coastal-Zone-Management-Worksheet.docx](#)
- [Endangered-Species-Act-Worksheet.docx](#)
- [Species List Kansas Ecological Services Field Office.pdf](#)
- [Species By County Report-2020.pdf](#)
- [LMI Map 2011-2015 ACS R\(1\).pdf](#)
- [Environmental-Justice-Worksheet \(2\).docx](#)
- [Farmlands-Protection-Worksheet.docx](#)
- [LMI Map 2011-2015 ACS R.pdf](#)
- [Farmland\(1\).pdf](#)
- [Manhattan FEMA FIRM PANELS - 3-24-2020.pdf](#)
- [Flood-Insurance-Worksheet.docx](#)
- [CFR-2010-title24-vol1-sec55-12.pdf](#)
- [Floodplain-Management-Worksheet \(2\).docx](#)
- [THPO Letter - Binder.pdf](#)
- [2017 Programmatic Agreement until 071222-reduced.pdf](#)
- [Historic-Preservation-Worksheet.docx](#)
- [sole source aquifers.pdf](#)
- [Sole Source Aquifers map EPA Regn 7 3-24-2020.pdf](#)
- [Sole-Source-Aquifers-Worksheet.docx](#)
- [Wetlands Map - Manhattan 5-27-2020.pdf](#)
- [City Limits small 5 29 2019\(1\).pdf](#)
- [Wetlands-Protection-Worksheet.docx](#)
- [Wild-and-Scenic-Rivers-Worksheet \(2\).docx](#)
- [Kansas - Rivers \(United States National Park Service\).pdf](#)
- [Riley County GIS City Limits of Manhattan 5-28-2020.pdf](#)
- [Kansas - NWSRS 5-28-20.pdf](#)
- [City Limits small 5 29 2019\(2\).pdf](#)

- [Airport-Hazards-Worksheet.docx](#)
- [environmental values constraints 2003 - 2.pdf](#)
- [MANHATTAN RGNL- 2020.pdf](#)
- [Site-Contamination-Single-Family-Worksheet.docx](#)
- [KDHE hiddenLayer_All Programs.pdf](#)
- [KDHE Enviromapper.pdf](#)
- [Explosive-and-Flammable-Facilities-Worksheet \(2\).docx](#)
- [120319-B-Sign Notice of Potential Noise Impacts-updated.pdf](#)
- [Fort Riley Noise Levels Map.pdf](#)
- [Riley County Noise Attenuation Policy -Website Locations.docx](#)
- [Noise-Abatement-and-Control-CEST-Worksheet.docx](#)

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	<p>Air Quality</p> <p>Riley County, Kansas is a Radon Zone 1 based on the Kansas - EPA Map of Radon Zones. Per protocol with The City of Manhattan Community Development Housing Rehabilitation Program, applicable housing rehab projects will be tested for elevated levels of radon gas that exceed 4.0 pCi/L. When the individual test results are received it is then determined if a Radon Mitigation System will need to be installed in the home. If a radon mitigation system is installed, it is required to have a secondary test performed in order to determine the functionality of the newly installed mitigation system. Asbestos: Every project site will be assessed and necessary remediation will be included in the description of work to be completed. If found, asbestos will be removed prior to any other work being completed.</p>
2	<p>Contamination and Toxic Substances</p> <p>Project involves rehabilitation of LMI owned single family homes and may or may not include disturbing contaminated materials. Each housing Rehab project location will be evaluated on Tier 2 level review. No project site impacted by contamination or toxic substances will be eligible</p>
3	<p>Floodplain Management</p> <p>Each location will be evaluated on Tier 2 level review. Locations within flood plain Per FEMA Flood Maps will be ineligible for this project.</p>
4	<p>Historic Preservation</p> <p>Each Project site will be evaluated for Historic Preservation impacts in the Tier II level review. The Kansas SHPO will be consulted for any property not meeting the criteria of the 2017 Programmatic Agreement, and will abide by recommendations for preservation of Historic Properties. Tribes that the City has consulted, which have potential interest in the Manhattan area, did not identify any single family home addresses of historical or cultural significance. Instances identified on the check list that may have a potential impact on sites with significant historical or cultural relevance will be submitted to The KSPHO. The City will not take any action deemed to have an adverse effect.</p>

5	Noise Abatement and Control
	Noise level will be evaluated at each project site on the Tier II level review. If warranted, Mitigation actions will be included as part of the Tier II review and included as part of the Scope of Work for each Project Site. A HUD DNL Calculation will be included in the Tier 2 Review for each site.

Supporting documentation

[2-5} ERR Tier 2 - PY 2020 \(1\).pdf](#)

[Development Constraints MAR2015 30x40-Compressed 201504291502120521 - 2.pdf](#)

APPENDIX A: Site Specific Reviews