



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: 2023-25-CHDO-HOME-Rochester

HEROS Number: 900000010330770

Responsible Entity (RE): ROCHESTER, 30 Church St Rm.106A Rochester NY, 14614

State / Local Identifier: New York

RE Preparer: Henry Fitts

Certifying Officer: Malik Evans

Grant Recipient (if different than Responsible Entity):

Point of Contact:

Consultant (if applicable):

Point of Contact:

Project Location: Rochester, NY 14614

Additional Location Information:

Properties may be located anywhere within the city of Rochester.

Direct Comments to:

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

The HOME Rochester program to rehabilitate vacant 1-4 unit structures to be appropriate for sale to low-income first-time home buyers at no more than 95% the Median Sales Price for the Rochester MSA. Each property is surveyed for lead paint, asbestos, and other hazardous materials, and a complete scope of work is produced, to ensure that mechanicals as well as other safety, security, and health issues are addressed. In addition, many cosmetic improvements are made. If the roof, furnace, or other significant mechanicals are in the house

prior to renovation but are well within their useful life, they will be repaired and retained rather than replaced. All work is completed by licensed contractors, and regularly overseen by a City inspector during construction. Possible work scope can also include improvement or repair of driveway, siding, shed/garage, and landscaping. All properties are 1-4 unit structures on single parcels within the City of Rochester. At this time the addresses are not known. The property is purchased and held by the CHDO (the Rochester Housing Development Fund Corporation) until the construction is complete and the home is sold to the new owner-occupant. Properties are typically vacant and blighted structures purchased through the City's Tax Foreclosure Auction, available through the Rochester Land Bank or local lenders' REO listings, the City's agreement with HUD through the ACA agreement, and in some cases on the private market. Funding sources in addition to CHDO funds can include the purchase mortgage by the buyer, New York State assistance, foundation assistance, and City dollars. The scope of projects covered under this tier 1 review will only include a maximum environmental impact up to and including rehab of existing 1-4 unit residential buildings through which 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. Projects beyond this scope will not be covered by this tiered review and will be subject to an individual environmental review. When addresses are determined for site specific projects, a tier 2 site specific statutory checklist review will be completed before the project begins.

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:
13

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
M-21-MC-36-0504	Community Planning and Development (CPD)	HOME Program
M-22-MC-36-0504	Community Planning and Development (CPD)	HOME Program
M-23-MC-36-0504	Community Planning and Development (CPD)	HOME Program

Estimated Total HUD Funded Amount: \$1,099,700.57

Estimated Total Project Cost [24 CFR 58.2 (a) (5)]: \$1,099,700.57

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 type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Coastal Barrier Resources Act	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	There are no Coastal Barrier Resource Areas in the city of Rochester. See attached map of the Great Lakes Coastal Barrier Resource System.
Flood Insurance	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
STATUTES, EXECUTIVE ORDERS, AND REGULATIONS LISTED AT 24 CFR §50.4 & § 58.5		
Air Quality	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	There are no Non-Attainment areas in Monroe County, and projects will not involve new sources of emissions, thus all potential projects would be in compliance for review for this element. See list of, "Current Nonattainment Counties for All Criteria Pollutants" printed from the EPA Green Book online at: https://www3.epa.gov/airquality/greenbook/ancl.html
Coastal Zone Management Act	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	These projects will not involve new construction, expansion to existing building footprint, or other uses that would convert undeveloped land into

		new uses. Thus it is not subject to review for this element.
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 Northern Long-eared Bat is the only endangered species native to Western New York. According to the NYS DEC there is no known presence of the species in Monroe County. Due to this, the projects are very unlikely to have an adverse impact for endangered species. https://www.dec.ny.gov/animals/106090.html
Explosive and Flammable Hazards	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	The scope of these projects will only involve rehab of existing 1-4 unit buildings and will not increase residential densities or introduce new explosive or flammable hazards. Thus the environmental impact is de minimis and not subject to review for this element.
Farmlands Protection	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	All the projects will be located within the urbanized area in the city of Rochester. There are no prime farmlands regulated under the Farmland Protection Policy Act.
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	The scope of these projects will only include rehab of existing 1-4 unit buildings, and will not include expansion to building footprint, increase in unit count, change in land use, or introduction of new noise sensitive uses, and thus the environmental impact is de minimis and not subject to review for this element.
Sole Source Aquifers	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	There are no federally designated Sole Source Aquifers in the city of Rochester. See online EPA map for Sole Source Aquifers at https://epa.maps.arcgis.com/apps/webappviewer/index.html?id=9ebb047ba3ec41ada1877155fe31356b
Wetlands Protection	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	The scope of the projects assisted only includes rehab of existing buildings with only no increase to the building

		footprint. These projects will not include construction or otherwise convert undeveloped land that could include wetlands and thus will not impact protected wetlands. Thus these projects are not subject to review for this element.
Wild and Scenic Rivers Act	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	There are no Wild and Scenic Rivers in the city of Rochester. See the map of New York on the National Wild and Scenic Rivers System website: https://www.rivers.gov/new-york.php
ENVIRONMENTAL JUSTICE		
Environmental Justice	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	The scope of this program will only include rehab of existing 1-4 unit structures. It will not increase the unit count and it will not involve change in land use. Due to this, it is very unlikely that the projects will have disproportionate potential for high and adverse human health and environmental effects on minority or low-income populations. This Project is designed to improve housing conditions and access to homeownership for low-income households. In addition, studies have shown that a HOME Rochester property on a street can positively impact housing values and mitigate disinvestment or blight.

Supporting documentation

[Coastal Barrier Resource NY Great Lakes.pdf](#)

[Sole Source Aquifers Rochester.jpg](#)

[Wild and Scenic Rivers Rochester.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	Airport Hazards
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	<p>During the tier 2 site specific reviews, staff will confirm that each project does not include new construction or rehab would otherwise substantially prolong the physical or economic life of the facility, increase the density or number of people living at the site, or introduce new explosive, flammable or toxic materials to the area. If any of these factors would be involved in the prospective project, it must proceed with its own standalone environmental review not covered under the tier 1 review. Staff will then confirm that the project does not involve the purchase or sale of property. If not, it is in compliance with this review factor. If it does involve sale or purchase of property, staff will check the address on an online map to determine whether project site is located within 3,000 feet of The Monroe County Airport. If so, they will check the attached airport Clear Zone map to determine whether the project is located in the Clear Zone. A printout of the map(s) will be attached for documentation. If located in the Clear Zone, they will provide the prospective buyer with an official notice in accordance with 24 CFR s. 51.303 (a)(3) that outlines what the implications of such a location are, and that there is a possibility that the property may, at a later date, be acquired by the airport operator. The buyer must sign a statement acknowledging receipt of this information. The notice and signed statement will be attached for documentation.</p>
2	<p>Flood Insurance</p> <p>During the tier 2 review staff will check each prospective site address on the FEMA interactive online map and attach a printout as documentation. If a property is located in the Special Flood Hazard Area, the purchase of flood insurance is mandatory. This refers to any parcel located in the 1% Annual Chance Flood Hazard area as indicated by the light blue highlighted area on the FEMA Flood Map: https://msc.fema.gov/portal/search?AddressQuery=Rochester%2C%20ny#searchresultsanchor If the federal funding assistance is a grant, flood insurance must be maintained for the life of the property. If the federal funds assistance is a loan (except for loans less than \$5,000 and repaid within 1 year), flood insurance must be maintained for the life of the loan. If applicable, staff will attach documentation of the enforcement of this requirement.</p>
3	<p>Contamination and Toxic Substances</p>

	<p>During tier 2 site specific reviews, each location will be reviewed for the following potential toxic substances: Lead (only buildings built before 1978): If the building is mixed residential/commercial use, a certified individual will conduct a visual inspection to determine the existence of lead-based paint and whether it will be disturbed. For commercial only rehab projects, lead testing is not required if intended occupants will not include children. For residential only projects, a lead dust wipe test will be conducted before and after the rehab and a clearance report will be required. Asbestos (only buildings built before 1977): A certified individual will conduct a visual inspection to determine whether ACM will be disturbed as part of the proposed rehab. If ACM is suspected and will be disturbed the use of a licensed, certified contractor will be required to undertake the project. Other Substances: Each project address will be reviewed on the following interactive maps for known sources of contamination: https://www.epa.gov/superfund/search-superfund-sites-where-you-live#npl for location near EPA superfund national priorities; and http://www.dec.ny.gov/cfmx/extapps/derexternal/index.cfm?pageid=2 for spills incidents. There are no toxic or solid waste landfills in the city of Rochester. Non-residential properties must also research and consider any prior historical uses on the site that may be associated with elevated risk for contamination that may not be officially documented. Documentation of these review measures will be attached. Determine whether any known contamination can be mitigated and document any environmental or soils management plans. Follow up with their implementation as the project proceeds. If a project site requires cleanup or an EMP it will be excluded from this tiered programmatic review and a standalone environmental review must be conducted.</p>
4	<p>Floodplain Management</p> <p>During the tier 2 site specific review, each site address will be reviewed to confirm whether the project will involve activities beyond minor rehab of existing 1-4 unit residential structures. If not, the project is exempt from further review for this factor and compliant per 24 CFR s. 55.12(b). If so, the site address will be checked on the FEMA mapping website to confirm the site is not in a floodplain: https://msc.fema.gov/portal/home A printout of the map will be attached as documentation. If the project would occur in a 100- or 500-yr floodplain, staff will initiate and document the modified 5-Step process and required notices before project may commence. The 8-step process is not required because all projects will meet the exceptions in 24 CFR s. 55.12 (a) as the program is limited to only include rehab of existing structures that don't rise to the level of substantial rehab. If the project occurs in a floodway HUD funds may not be used in the project.</p>
5	<p>Historic Preservation</p> <p>During the tier 2 site specific review, each address will be considered as to their potential for historic import, including but not limited to age of building constructed prior to 1976, Designated Building of Historic Value, or is located within a City of Rochester Preservation District; In such cases, the project will not commence until consultation with SHPO is complete. Documentation of the consultation will be attached to the review record. If after consultation with SHPO a project is determined to have an Adverse Impact or need additional mitigation, a MOA should be negotiated. If substantial, these projects will not be covered by this tiered review, and will therefore require publication of a notice and separate Authority to Use Grant Funds from HUD before the funding agreement is signed with the sub-grantee.</p>

Supporting documentation
[Airport Clear Zone.pdf](#)

APPENDIX A: Site Specific Reviews



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**Tiered Environment Review
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Categorically Excluded Subject to Section 58.5
Pursuant to 24 CFR 58.35(a)**

Project Information

Project Name: 2023-25-CHDO-HOME-Rochester

HEROS Number: 900000010330770

State / Local Identifier: New York

Project Location: Rochester, NY 14614

Additional Location Information:

Properties may be located anywhere within the city of Rochester.

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

The HOME Rochester program to rehabilitate vacant 1-4 unit structures to be appropriate for sale to low-income first-time home buyers at no more than 95% the Median Sales Price for the Rochester MSA. Each property is surveyed for lead paint, asbestos, and other hazardous materials, and a complete scope of work is produced, to ensure that mechanicals as well as other safety, security, and health issues are addressed. In addition, many cosmetic improvements are made. If the roof, furnace, or other significant mechanicals are in the house prior to renovation but are well within their useful life, they will be repaired and retained rather than replaced. All work is completed by licensed contractors, and regularly overseen by a City inspector during construction. Possible work scope can also include improvement or repair of driveway, siding, shed/garage, and landscaping. All properties are 1-4 unit structures on single parcels within the City of Rochester. At this time the addresses are not known. The property is purchased and held by the CHDO (the Rochester Housing Development Fund Corporation) until the construction is complete and the home is sold to the new owner-occupant. Properties are typically vacant and blighted structures purchased through the City's Tax Foreclosure Auction, available through the Rochester Land Bank or local lenders' REO listings, the City's agreement with HUD through the ACA agreement, and in some cases on the private market. Funding sources in addition to CHDO funds can include the purchase mortgage by the buyer, New York State assistance, foundation assistance, and City dollars. The scope of projects covered under this tier 1 review will only include a maximum environmental impact up to and including rehab of existing 1-4 unit residential buildings through which 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. Projects beyond this scope will not be covered by this tiered review and will be subject to an individual environmental review. When addresses are determined for site specific projects, a tier 2 site specific statutory checklist review will be completed before the project begins.

Level of Environment Review Determination:

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

Funding Information

Grant Number	HUD Program	Program Name	Funding Amount
M-21-MC-36-0504	Community Planning and Development (CPD)	HOME Program	
M-22-MC-36-0504	Community Planning and Development (CPD)	HOME Program	
M-23-MC-36-0504	Community Planning and Development (CPD)	HOME Program	

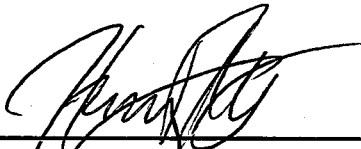
Estimated Total HUD Funded Amount: \$1,099,700.57

Estimated Total Project Cost [24 CFR 58.2 (a) (5)]: \$1,099,700.57

Mitigation Measures and Conditions [40 CFR 1505.2(c)]: Consult the completed environmental review record for information on the 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.

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.

Preparer Signature:  Date: 6/26/23

Name / Title/ Organization: Henry Fitts / / ROCHESTER

Responsible Entity Agency Official Signature:  Date: 6/26/23

Name/ Title: Malik Evans, Mayor

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



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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: 2023-13-Rental-Housing-Rehabilitation-Program

HEROS Number: 900000010332221

Responsible Entity (RE): ROCHESTER, 30 Church St Rm 106A Rochester NY, 14614

State / Local Identifier:

RE Preparer: Henry Fitts

Certifying Officer: Malik Evans

Grant Recipient (if different than Responsible Entity):

Point of Contact:

Consultant (if applicable):

Point of Contact:

Project Location: ROCHESTER, NY 14610

Additional Location Information:

Sites may be located anywhere within the city of Rochester

Direct Comments to:

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

This program will provide financial assistance to landlords to enable them to make housing repairs to the benefit of low-income tenant households. The funds will be distributed to address a variety of efforts including: to enhance targeted areas of development, address city-wide blight and address health and safety hazards. The scope of projects covered under this tier 1 review will only include a maximum environmental impact up to and including including rehab of existing 1-4 unit residential buildings through which 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. Projects beyond this scope will not be covered by this tiered review and will be subject to an individual environmental review. When addresses are determined for site specific projects, a tier 2 site specific statutory checklist review will be completed for each before the project begins.

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)(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
B-23-MC-36-0003	Community Planning and Development (CPD)	Community Development Block Grants (CDBG) (Entitlement)

Estimated Total HUD Funded Amount: \$190,000.00

Estimated Total Project Cost [24 CFR 58.2 (a) (5)]: \$190,000.00

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 type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Coastal Barrier Resources Act	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	There are no Coastal Barrier Resource Areas in the city of Rochester. See attached map of the Great Lakes Coastal Barrier Resource System.
Flood Insurance	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
STATUTES, EXECUTIVE ORDERS, AND REGULATIONS LISTED AT 24 CFR §50.4 & § 58.5		
Air Quality	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	There are no Non-Attainment areas in Monroe County, and these projects will not include new sources of emissions, thus all potential projects would be in compliance for review for this element. See list of, "Current Nonattainment Counties for All Criteria Pollutants" printed from the EPA Green Book online at: https://www3.epa.gov/airquality/greenbook/ancl.html
Coastal Zone Management Act	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	These projects will not involve new construction, expansion to existing building footprint, major rehab, or other uses that would convert undeveloped land into new uses. Thus it is not subject to review for this element.
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 Northern Long-eared Bat is the only endangered species native to Western New York. According to the NYS DEC there is no known presence of the species in Monroe County. Due to this, the projects are very unlikely to have an adverse impact for endangered species. https://www.dec.ny.gov/animals/106090.html
Explosive and Flammable Hazards	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	The scope of these projects will only involve minor rehab of 1-4 unit buildings and will not increase residential densities, or convert a building for habitation. Thus the environmental

		impact is de minimis and not subject to review for this element.
Farmlands Protection	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	All the projects will be located within the urbanized area in the city of Rochester. There are no prime farmlands regulated under the Farmland Protection Policy Act.
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	The scope of these projects will only include rehab of existing 1-4 unit buildings, and will not include expansion to building footprint, increase in unit count, change in land use, or introduction of new noise sensitive uses, and thus the environmental impact is de minimis and not subject to review for this element.
Sole Source Aquifers	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	There are no federally designated Sole Source Aquifers in the city of Rochester. See online EPA map for Sole Source Aquifers at https://epa.maps.arcgis.com/apps/webappviewer/index.html?id=9ebb047ba3ec41ada1877155fe31356b
Wetlands Protection	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	The scope of the projects assisted only includes rehab of existing buildings with only no increase to the building footprint. These projects will not include new construction or otherwise convert undeveloped land that could include wetlands and thus will not impact protected wetlands. Thus these projects are not subject to review for this element.
Wild and Scenic Rivers Act	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	There are no Wild and Scenic Rivers in the city of Rochester. See the map of New York on the National Wild and Scenic Rivers System website: https://www.rivers.gov/new-york.php
ENVIRONMENTAL JUSTICE		
Environmental Justice	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	The scope of this program will only include rehab of existing 1-4 unit structures. It will not increase the unit count and it will not involve change in land use. Due to this, it is very unlikely that the projects will have

		disproportionate potential for high and adverse human health and environmental effects on minority or low-income populations.
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Supporting documentation

Coastal Barrier Resource NY Great Lakes.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	<p>Airport Hazards</p> <p>During the tier 2 site specific reviews, staff will confirm that each project does not include new construction or rehab that would otherwise substantially prolong the physical or economic life of the facility, increase the density or number of people living at the site, or introduce new explosive, flammable or toxic materials to the area. If any of these factors would be involved in the prospective project, it must proceed with its own standalone environmental review not covered under the tier 1 review. Staff will then confirm that the project does not involve the purchase or sale of property. If not, it is in compliance with this review factor. If it does involve sale or purchase of property, staff will check the address on an online map to determine whether project site is located within 3,000 feet of The Monroe County Airport. If so, they will check the attached airport Clear Zone map to determine whether the project is located in the Clear Zone. A printout of the map(s) will be attached for documentation. If located in the Clear Zone, they will provide the prospective buyer with an official notice in accordance with 24 CFR s. 51.303 (a)(3) that outlines what the implications of such a location are, and that there is a possibility that the property may, at a later date, be acquired by the airport operator. The buyer must sign a statement acknowledging receipt of this information. The notice and signed statement will be attached for documentation.</p>
2	<p>Flood Insurance</p> <p>During the tier 2 review staff will check each prospective site address on the FEMA interactive online map and attach a printout as documentation. If a property is located in the Special Flood Hazard Area, the purchase of flood insurance is mandatory. This refers to any parcel located in the 1% Annual Chance Flood Hazard area as indicated by the light blue highlighted area on the FEMA Flood Map: https://msc.fema.gov/portal/search?AddressQuery=Rochester%2C%20ny#searchresultsanchor If the federal funding assistance is a grant, flood insurance must be maintained for the life of the property. If the federal funds assistance is a loan (except for loans less than \$5,000 and repaid within 1 year), flood insurance must be maintained for the life of the loan. If applicable, staff will attach documentation of the enforcement of this requirement.</p>
3	<p>Contamination and Toxic Substances</p>

	<p>During tier 2 site specific reviews, each location will be reviewed for the following potential toxic substances: Lead (only buildings built before 1978): If the building is mixed residential/commercial use, a certified individual will conduct a visual inspection to determine the existence of lead-based paint and whether it will be disturbed. For commercial only rehab projects, lead testing is not required if intended occupants will not include children. For residential only projects, a lead dust wipe test will be conducted before and after the rehab and a clearance report will be required. Asbestos (only buildings built before 1977): A certified individual will conduct a visual inspection to determine whether ACM will be disturbed as part of the proposed rehab. If ACM is suspected and will be disturbed the use of a licensed, certified contractor will be required to undertake the project. Other Substances: Each project address will be reviewed on the following interactive maps for known sources of contamination: https://www.epa.gov/superfund/search-superfund-sites-where-you-live#npl for location near EPA superfund national priorities; and http://www.dec.ny.gov/cfm/external/derexternal/index.cfm?pageid=2 for spills incidents. There are no toxic or solid waste landfills in the city of Rochester. Non-residential properties must also research and consider any prior historical uses on the site that may be associated with elevated risk for contamination that may not be officially documented. Documentation of these review measures will be attached. Determine whether any known contamination can be mitigated and document any environmental or soils management plans. Follow up with their implementation as the project proceeds. If a project site requires cleanup or an EMP it will be excluded from this tiered programmatic review and a standalone environmental review must be conducted.</p>
<p>4</p>	<p>Floodplain Management</p> <p>During the tier 2 site specific review, each site address will be reviewed to confirm whether the project will involve activities beyond minor rehab of existing 1-4 unit residential structures. If not, the project is exempt from further review for this factor and compliant per 24 CFR s. 55.12(b). If so, the site address will be checked on the FEMA mapping website to confirm the site is not in a floodplain: https://msc.fema.gov/portal/home A printout of the map will be attached as documentation. If the project would occur in a 100- or 500-yr floodplain, staff will initiate and document the modified 5-Step process and required notices before project may commence. The 8-step process is not required because all projects will meet the exceptions in 24 CFR s. 55.12 (a) as the program is limited to only include rehab of existing structures that don't rise to the level of substantial rehab. If the project occurs in a floodway HUD funds may not be used in the project.</p>
<p>5</p>	<p>Historic Preservation</p> <p>During the tier 2 site specific review, each address will be considered as to their potential for historic import, including but not limited to age of building constructed prior to 1976, Designated Building of Historic Value, or is located within a City of Rochester Preservation District; In such cases, the project will not commence until consultation with SHPO is complete. Documentation of the consultation will be attached to the review record. If after consultation with SHPO a project is determined to have an Adverse Impact or need additional mitigation, a MOA should be negotiated. If substantial, these projects will not be covered by this tiered review, and will therefore require publication of a notice and separate Authority to Use Grant Funds from HUD before the funding agreement is signed with the sub-grantee.</p>

Supporting documentation

APPENDIX A: Site Specific Reviews



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: 2023-13-Rental-Housing-Rehabilitation-Program

HEROS Number: 900000010332221

State / Local Identifier:

Project Location: ROCHESTER, NY 14610

Additional Location Information:

Sites may be located anywhere within the city of Rochester

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

This program will provide financial assistance to landlords to enable them to make housing repairs to the benefit of low-income tenant households. The funds will be distributed to address a variety of efforts including: to enhance targeted areas of development, address city-wide blight and address health and safety hazards. The scope of projects covered under this tier 1 review will only include a maximum environmental impact up to and including rehab of existing 1-4 unit residential buildings through which 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. Projects beyond this scope will not be covered by this tiered review and will be subject to an individual environmental review. When addresses are determined for site specific projects, a tier 2 site specific statutory checklist review will be completed for each before the project begins.

Level of Environment Review Determination:

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

Funding Information

Grant Number	HUD Program	Program Name	Funding Amount
B-23-MC-36-0003	Community Planning and Development (CPD)	Community Development Block Grants (CDBG) (Entitlement)	


Estimated Total HUD Funded Amount: \$190,000.00

Estimated Total Project Cost [24 CFR 58.2 (a) (5)]: \$190,000.00

Mitigation Measures and Conditions [40 CFR 1505.2(c)]: Consult the completed environmental review record for information on the 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.

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.

Preparer Signature:  Date: 6/26/23

Name / Title / Organization: Henry Fitts / / ROCHESTER

Responsible Entity Agency Official Signature:  Date: 6/26/23

Name / Title: Malik Evans, Mayor

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



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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: 2023-12-Emergency-Assistance-Program

HEROS Number: 900000010332163

Responsible Entity (RE): ROCHESTER, 30 Church St Rm 106A Rochester NY, 14614

State / Local Identifier:

RE Preparer: Henry Fitts

Certifying Officer: Malik Evans

Grant Recipient (if different than Responsible Entity):

Point of Contact:

Consultant (if applicable):

Point of Contact:

Project Location: ROCHESTER, NY 14610

Additional Location Information:

Project sites may be locate anywhere within the city of Rochester

Direct Comments to:

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

This program will provide financial assistance to address emergencies including repair or replacement of heating systems and/or hot water tanks and/or interior plumbing for income eligible owner-occupants. The scope of projects covered under this tier 1 review will only include a maximum environmental impact up to and including rehab of existing 1-4 unit residential buildings through which 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. When addresses are determined for site specific projects, a tier 2 site specific statutory checklist review will be completed before the project begins. When addresses are determined for site specific projects, a tier 2 site specific statutory checklist review will be completed before the project begins.

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:
50

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
B-23-MC-36-0003	Community Planning and Development (CPD)	Community Development Block Grants (CDBG) (Entitlement)

Estimated Total HUD Funded Amount: \$200,000.00

Estimated Total Project Cost [24 CFR 58.2 (a) (5)]: \$200,000.00

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 type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Coastal Barrier Resources Act	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	There are no Coastal Barrier Resource Areas in the city of Rochester. See attached map of the Great Lakes Coastal Barrier Resource System.
Flood Insurance	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
STATUTES, EXECUTIVE ORDERS, AND REGULATIONS LISTED AT 24 CFR §50.4 & § 58.5		
Air Quality	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	There are no Non-Attainment areas in Monroe County, and these projects will not include new sources of emissions, thus all potential projects would be in compliance for review for this element. See list of, "Current Nonattainment Counties for All Criteria Pollutants" printed from the EPA Green Book online at: https://www3.epa.gov/airquality/greenbook/ancl.html
Coastal Zone Management Act	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	These projects will not involve new construction, expansion to existing building footprint, or other uses that would convert undeveloped land into new uses. Thus it is not subject to review for this element.
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 Northern Long-eared Bat is the only endangered species native to Western New York. According to the NYS DEC there is no known presence of the species in Monroe County. Due to this, the projects are very unlikely to have an adverse impact for endangered species. https://www.dec.ny.gov/animals/106090.html
Explosive and Flammable Hazards	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	The scope of these projects will only involve rehab of 1-4 unit buildings and will not increase residential densities, or convert a building for habitation. Thus the environmental impact is de minimis

		and not subject to review for this element.
Farmlands Protection	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	All the projects will be located within the urbanized area in the city of Rochester. There are no prime farmlands regulated under the Farmland Protection Policy Act.
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	The scope of these projects will only include rehab of existing 1-4 unit buildings, and will not include expansion to building footprint, increase in unit count, change in land use, or introduction of new noise sensitive uses, and thus the environmental impact is de minimis and not subject to review for this element.
Sole Source Aquifers	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	There are no federally designated Sole Source Aquifers in the city of Rochester. See online EPA map for Sole Source Aquifers at https://epa.maps.arcgis.com/apps/webappviewer/index.html?id=9ebb047ba3ec41ada1877155fe31356b
Wetlands Protection	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	The scope of the projects assisted only includes rehab of existing buildings with on increase to the building footprint. These projects will not include new construction or otherwise convert undeveloped land that could include wetlands and thus will not impact protected wetlands. Thus these projects are not subject to review for this element.
Wild and Scenic Rivers Act	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	There are no Wild and Scenic Rivers in the city of Rochester. See the map of New York on the National Wild and Scenic Rivers System website: https://www.rivers.gov/new-york.php
ENVIRONMENTAL JUSTICE		
Environmental Justice	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	The scope of this program will only include rehab of existing 1-4 unit structures. It will not increase the unit count and it will not involve change in land use. Due to this, it is very unlikely

		that the projects will have disproportionate potential for high and adverse human health and environmental effects on minority or low-income populations.
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Supporting documentation

Coastal Barrier Resource NY Great Lakes.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	Airport Hazards
	<p>During the tier 2 site specific reviews, staff will confirm that each project does not include new construction or rehab that would substantially prolong the physical or economic life of the facility, increase the density or number of people living at the site, or introduce new explosive, flammable or toxic materials to the area. If any of these factors would be involved in the prospective project, it must proceed with its own standalone environmental review not covered under the tier 1 review. Staff will then confirm that the project does not involve the purchase or sale of property. If not, it is in compliance with this review factor. If it does involve sale or purchase of property, staff will check the address on an online map to determine whether project site is located within 3,000 feet of The Monroe County Airport. If so, they will check the attached airport Clear Zone map to determine whether the project is located in the Clear Zone. A printout of the map(s) will be attached for documentation. If located in the Clear Zone, they will provide the prospective buyer with an official notice in accordance with 24 CFR s. 51.303 (a)(3) that outlines what the implications of such a location are, and that there is a possibility that the property may, at a later date, be acquired by the airport operator. The buyer must sign a statement acknowledging receipt of this information. The notice and signed statement will be attached for documentation.</p>
2	Flood Insurance
	<p>During the tier 2 review staff will check each prospective site address on the FEMA interactive online map and attach a printout as documentation. If a property is located in the Special Flood Hazard Area, the purchase of flood insurance is mandatory. This refers to any parcel located in the 1% Annual Chance Flood Hazard area as indicated by the light blue highlighted area on the FEMA Flood Map: https://msc.fema.gov/portal/search?AddressQuery=Rochester%2C%20ny#searchresultsanchor If the federal funding assistance is a grant, flood insurance must be maintained for the life of the property. If the federal funds assistance is a loan (except for loans less than \$5,000 and repaid within 1 year), flood insurance must be maintained for the life of the loan. If applicable, staff will attach documentation of the enforcement of this requirement.</p>
3	Contamination and Toxic Substances

	<p>During tier 2 site specific reviews, each location will be reviewed for the following potential toxic substances: Lead (only buildings built before 1978): If the building is mixed residential/commercial use, a certified individual will conduct a visual inspection to determine the existence of lead-based paint and whether it will be disturbed. For commercial only rehab projects, lead testing is not required if intended occupants will not include children. For residential only projects, a lead dust wipe test will be conducted before and after the rehab and a clearance report will be required. Asbestos (only buildings built before 1977): A certified individual will conduct a visual inspection to determine whether ACM will be disturbed as part of the proposed rehab. If ACM is suspected and will be disturbed the use of a licensed, certified contractor will be required to undertake the project. Other Substances: Each project address will be reviewed on the following interactive maps for known sources of contamination: https://www.epa.gov/superfund/search-superfund-sites-where-you-live#npl for location near EPA superfund national priorities; and http://www.dec.ny.gov/cfm/external/derexternal/index.cfm?pageid=2 for spills incidents. There are no toxic or solid waste landfills in the city of Rochester. Non-residential properties must also research and consider any prior historical uses on the site that may be associated with elevated risk for contamination that may not be officially documented. Documentation of these review measures will be attached. Determine whether any known contamination can be mitigated and document any environmental or soils management plans. Follow up with their implementation as the project proceeds. If a project site requires cleanup or an EMP it will be excluded from this tiered programmatic review and a standalone environmental review must be conducted.</p>
4	<p>Floodplain Management</p> <p>During the tier 2 site specific review, each site address will be reviewed to confirm whether the project will involve activities beyond rehab of existing 1-4 unit residential structures. If not, the project is exempt from further review for this factor and compliant per 24 CFR s. 55.12(b). If so, the site address will be checked on the FEMA mapping website to confirm the site is not in a floodplain: https://msc.fema.gov/portal/home A printout of the map will be attached as documentation. If the project would occur in a 100- or 500-yr floodplain, staff will initiate and document the modified 5-Step process and required notices before project may commence. The 8-step process is not required because all projects will meet the exceptions in 24 CFR s. 55.12 (a) as the program is limited to only include rehab of existing structures that don't rise to the level of substantial rehab. If the project occurs in a floodway HUD funds may not be used in the project.</p>
5	<p>Historic Preservation</p> <p>During the tier 2 site specific review, each address will be considered as to their potential for historic import, including but not limited to age of building constructed prior to 1976, Designated Building of Historic Value, or is located within a City of Rochester Preservation District; In such cases, the project will not commence until consultation with SHPO is complete. Documentation of the consultation will be attached to the review record. If after consultation with SHPO a project is determined to have an Adverse Impact or need additional mitigation, a MOA should be negotiated. If substantial, these projects will not be covered by this tiered review, and will therefore require publication of a notice and separate Authority to Use Grant Funds from HUD before the funding agreement is signed with the sub-grantee.</p>

Supporting documentation

APPENDIX A: Site Specific Reviews



U.S. Department of Housing and Urban
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Washington, DC 20410
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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: 2023-12-Emergency-Assistance-Program

HEROS Number: 900000010332163

State / Local Identifier:

Project Location: ROCHESTER, NY 14610

Additional Location Information:

Project sites may be locate anywhere within the city of Rochester

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

This program will provide financial assistance to address emergencies including repair or replacement of heating systems and/or hot water tanks and/or interior plumbing for income eligible owner-occupants. The scope of projects covered under this tier 1 review will only include a maximum environmental impact up to and including rehab of existing 1-4 unit residential buildings through which 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. When addresses are determined for site specific projects, a tier 2 site specific statutory checklist review will be completed before the project begins. When addresses are determined for site specific projects, a tier 2 site specific statutory checklist review will be completed before the project begins.

Level of Environment Review Determination:

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

Funding Information

Grant Number	HUD Program	Program Name	Funding Amount
B-23-MC-36-0003	Community Planning and Development (CPD)	Community Development Block Grants (CDBG) (Entitlement)	


Estimated Total HUD Funded Amount: \$200,000.00

Estimated Total Project Cost [24 CFR 58.2 (a) (5)]: \$200,000.00

Mitigation Measures and Conditions [40 CFR 1505.2(c)]: Consult the completed environmental review record for information on the 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.

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.

Preparer Signature:  Date: 6/26/23

Name / Title/ Organization: Henry Fitts / / ROCHESTER

Responsible Entity Agency Official Signature:  Date: 6/26/23

Name/ Title: Malik Evans, Mayor

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



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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: 2023-11-Owner-Occupant-Housing-Rehabilitation-Program-

HEROS Number: 900000010332149

Responsible Entity (RE): ROCHESTER, 30 Church St Rm 106A Rochester NY, 14614

State / Local Identifier:

RE Preparer: Henry Fitts

Certifying Officer: Malik Evans

Grant Recipient (if different than Responsible Entity):

Point of Contact:

Consultant (if applicable):

Point of Contact:

Project Location: Rochester, NY 14614

Additional Location Information:

Project sites may be anywhere in the city of Rochester

Direct Comments to:

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

This program will provide financial assistance for rehabilitation to eligible property owners to address blight and hazards. The funds will be distributed to address a variety of efforts including: to enhance targeted areas of development, to address city-wide blight and to address health and safety hazards. The scope of projects covered under this tier 1 review will only include a maximum environmental impact up to and including rehab of existing 1-4 unit residential buildings through which 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. Projects beyond this scope will not be covered by this tiered review and will be subject to an individual environmental review. When addresses are determined for site specific projects, a tier 2 site specific statutory checklist review will be completed before the project begins.

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:
50

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
B-20-MC-36-0003	Community Planning and Development (CPD)	Community Development Block Grants (CDBG) (Entitlement)
B-21-MC-36-0003	Community Planning and Development (CPD)	Community Development Block Grants (CDBG) (Entitlement)
B-22-MC-36-0003	Community Planning and Development (CPD)	Community Development Block Grants (CDBG) (Entitlement)
B-23-MC-36-0003	Community Planning and Development (CPD)	Community Development Block Grants (CDBG) (Entitlement)

Estimated Total HUD Funded Amount: \$918,404.57

Estimated Total Project Cost [24 CFR 58.2 (a) (5)]: \$918,404.57

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 type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Coastal Barrier Resources Act	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	There are no Coastal Barrier Resource Areas in the city of Rochester. See attached map of the Great Lakes Coastal Barrier Resource System.
Flood Insurance	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
STATUTES, EXECUTIVE ORDERS, AND REGULATIONS LISTED AT 24 CFR §50.4 & § 58.5		
Air Quality	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	There are no Non-Attainment areas in Monroe County, and these projects will not include new sources of emissions, thus all potential projects would be in compliance for review for this element. See list of, "Current Nonattainment Counties for All Criteria Pollutants" printed from the EPA Green Book online at: https://www3.epa.gov/airquality/greenbook/ancl.html
Coastal Zone Management Act	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	These projects will not involve new construction, expansion to existing building footprint, major rehab, or other uses that would convert undeveloped land into new uses. Thus it is not subject to review for this element.
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 Northern Long-eared Bat is the only endangered species native to Western New York. According to the NYS DEC there is no known presence of the species in Monroe County. Due to this, the projects are very unlikely to have an adverse impact for endangered species.

		https://www.dec.ny.gov/animals/106090.html
Explosive and Flammable Hazards	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	The scope of these projects will only involve rehab of 1-4 unit buildings and will not increase residential densities, or convert a building for habitation. Thus the environmental impact is de minimis and not subject to review for this element.
Farmlands Protection	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	All the projects will be located within the urbanized area in the city of Rochester. There are no prime farmlands regulated under the Farmland Protection Policy Act.
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	The scope of these projects will only include rehab of existing 1-4 unit buildings, and will not include expansion to building footprint, increase in unit count, change in land use, or introduction of new noise sensitive uses, and thus the environmental impact is de minimis and not subject to review for this element.
Sole Source Aquifers	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	There are no federally designated Sole Source Aquifers in the city of Rochester. See online EPA map for Sole Source Aquifers at https://epa.maps.arcgis.com/apps/webappviewer/index.html?id=9ebb047ba3ec41ada1877155fe31356b
Wetlands Protection	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	The scope of the projects assisted only includes rehab of existing buildings with only no increase to the building footprint. These projects will not include construction or otherwise convert undeveloped land that could include wetlands and thus will not impact protected wetlands. Thus these projects are not subject to review for this element.
Wild and Scenic Rivers Act	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	There are no Wild and Scenic Rivers in the city of Rochester. See the map of New York on the National Wild and Scenic Rivers System website:

		https://www.rivers.gov/new-york.php
ENVIRONMENTAL JUSTICE		
Environmental Justice	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	The scope of this program will only include rehab of existing 1-4 unit structures. It will not increase the unit count and it will not involve change in land use. Due to this, it is very unlikely that the projects will have disproportionate potential for high and adverse human health and environmental effects on minority or low-income populations.

Supporting documentation

[Coastal Barrier Resource NY Great Lakes.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	Airport Hazards
	<p>During the tier 2 site specific reviews, staff will confirm that each project does not include new construction or rehab that would substantially prolong the physical or economic life of the facility, increase the density or number of people living at the site, or introduce new explosive, flammable or toxic materials to the area. If any of these factors would be involved in the prospective project, it must proceed with its own standalone environmental review not covered under the tier 1 review. Staff will then confirm that the project does not involve the purchase or sale of property. If not, it is in compliance with this review factor. If it does involve sale or purchase of property, staff will check the address on an online map to determine whether project site is located within 3,000 feet of The Monroe County Airport. If so, they will check the attached airport Clear Zone map to determine whether the project is located in the Clear Zone. A printout of the map(s) will be attached for documentation. If located in the Clear Zone, they will provide the prospective buyer with an official notice in accordance with 24 CFR s. 51.303 (a)(3) that outlines what the implications of such a location are, and that there is a possibility that the property may, at a later date, be acquired by the airport operator. The buyer must sign a statement acknowledging receipt of this information. The notice and signed statement will be attached for documentation.</p>
2	Flood Insurance

	<p>During the tier 2 review staff will check each prospective site address on the FEMA interactive online map and attach a printout as documentation. If a property is located in the Special Flood Hazard Area, the purchase of flood insurance is mandatory. This refers to any parcel located in the 1% Annual Chance Flood Hazard area as indicated by the light blue highlighted area on the FEMA Flood Map: https://msc.fema.gov/portal/search?AddressQuery=Rochester%2C%20ny#searchresultsanchor If the federal funding assistance is a grant, flood insurance must be maintained for the life of the property. If the federal funds assistance is a loan (except for loans less than \$5,000 and repaid within 1 year), flood insurance must be maintained for the life of the loan. If applicable, staff will attach documentation of the enforcement of this requirement.</p>
3	<p>Contamination and Toxic Substances</p> <p>During tier 2 site specific reviews, each location will be reviewed for the following potential toxic substances: Lead (only buildings built before 1978): If the building is mixed residential/commercial use, a certified individual will conduct a visual inspection to determine the existence of lead-based paint and whether it will be disturbed. For commercial only rehab projects, lead testing is not required if intended occupants will not include children. For residential only projects, a lead dust wipe test will be conducted before and after the rehab and a clearance report will be required. Asbestos (only buildings built before 1977): A certified individual will conduct a visual inspection to determine whether ACM will be disturbed as part of the proposed rehab. If ACM is suspected and will be disturbed the use of a licensed, certified contractor will be required to undertake the project. Other Substances: Each project address will be reviewed on the following interactive maps for known sources of contamination: https://www.epa.gov/superfund/search-superfund-sites-where-you-live#npl for location near EPA superfund national priorities; and http://www.dec.ny.gov/cfm/external/index.cfm?pageid=2 for spills incidents. There are no toxic or solid waste landfills in the city of Rochester. Non-residential properties must also research and consider any prior historical uses on the site that may be associated with elevated risk for contamination that may not be officially documented. Documentation of these review measures will be attached. Determine whether any known contamination can be mitigated and document any environmental or soils management plans. Follow up with their implementation as the project proceeds. If a project site requires cleanup or an EMP it will be excluded from this tiered programmatic review and a standalone environmental review must be conducted.</p>
4	<p>Floodplain Management</p>

	<p>During the tier 2 site specific review, each site address will be reviewed to confirm whether the project will involve activities beyond rehab of existing 1-4 unit residential structures. If not, the project is exempt from further review for this factor and compliant per 24 CFR s. 55.12(b). If so, the site address will be checked on the FEMA mapping website to confirm the site is not in a floodplain: https://msc.fema.gov/portal/home A printout of the map will be attached as documentation. If the project would occur in a 100- or 500-yr floodplain, staff will initiate and document the modified 5-Step process and required notices before project may commence. The 8-step process is not required because all projects will meet the exceptions in 24 CFR s. 55.12 (a) as the program is limited to only include rehab of existing structures that don't rise to the level of substantial rehab. If the project occurs in a floodway HUD funds may not be used in the project.</p>
5	<p>Historic Preservation</p> <p>During the tier 2 site specific review, each address will be considered as to their potential for historic import, including but not limited to age of building constructed prior to 1976, Designated Building of Historic Value, or is located within a City of Rochester Preservation District; In such cases, the project will not commence until consultation with SHPO is complete. Documentation of the consultation will be attached to the review record. If after consultation with SHPO a project is determined to have an Adverse Impact or need additional mitigation, a MOA should be negotiated. If substantial, these projects will not be covered by this tiered review, and will therefore require publication of a notice and separate Authority to Use Grant Funds from HUD before the funding agreement is signed with the sub-grantee.</p>

Supporting documentation

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: 2023-11-Owner-Occupant-Housing-Rehabilitation-Program-

HEROS Number: 900000010332149

State / Local Identifier:

Project Location: Rochester, NY 14614

Additional Location Information:

Project sites may be anywhere in the city of Rochester

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

This program will provide financial assistance for rehabilitation to eligible property owners to address blight and hazards. The funds will be distributed to address a variety of efforts including: to enhance targeted areas of development, to address city-wide blight and to address health and safety hazards. The scope of projects covered under this tier 1 review will only include a maximum environmental impact up to and including rehab of existing 1-4 unit residential buildings through which 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. Projects beyond this scope will not be covered by this tiered review and will be subject to an individual environmental review. When addresses are determined for site specific projects, a tier 2 site specific statutory checklist review will be completed before the project begins.

Level of Environment Review Determination:

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

Funding Information

Grant Number	HUD Program	Program Name	Funding Amount
B-20-MC-36-0003	Community Planning and Development (CPD)	Community Development Block Grants (CDBG) (Entitlement)	
B-21-MC-36-0003	Community Planning and Development (CPD)	Community Development Block Grants (CDBG) (Entitlement)	
B-22-MC-36	Community Planning and	Community Development Block	

0003	Development (CPD)	Grants (CDBG) (Entitlement)
B-23-MC-36-0003	Community Planning and Development (CPD)	Community Development Block Grants (CDBG) (Entitlement)

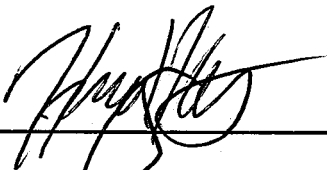
Estimated Total HUD Funded Amount: \$918,404.57

Estimated Total Project Cost [24 CFR 58.2 (a) (5)]: \$918,404.57

Mitigation Measures and Conditions [40 CFR 1505.2(c)]: Consult the completed environmental review record for information on the 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.

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.

Preparer Signature:  Date: 6/26/23

Name / Title / Organization: Henry Fitts / / ROCHESTER

Responsible Entity Agency Official Signature:  Date: 6/26/23

Name/Title: Malik Evans, Mayor

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



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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: 2023-10-Lead-Hazard-Control

HEROS Number: 900000010332197

Responsible Entity (RE): ROCHESTER, 30 Church St Rm 106A Rochester NY, 14614

State / Local Identifier:

RE Preparer: Henry Fitts

Certifying Officer: Malik Evans

Grant Recipient (if different than Responsible Entity):

Point of Contact:

Consultant (if applicable):

Point of Contact:

Project Location: ROCHESTER, NY 14610

Additional Location Information:

Sites may be located anywhere within the city of Rochester

Direct Comments to:

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

Funds will be used for rehab costs to mitigate lead hazards in residential units. The scope of projects covered under this tier 1 review will only include a maximum environmental impact up to and including rehab of existing 1-4 unit residential buildings through which 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. When addresses are determined for site specific projects, a tier 2 site specific statutory checklist review will be completed before the project begins. When addresses are determined for site specific projects, a tier 2

site specific statutory checklist review will be completed before the project begins.

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:

50

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
B-23-MC-36-0003	Community Planning and Development (CPD)	Community Development Block Grants (CDBG) (Entitlement)
NYLHD0425-19	Healthy Homes and Lead Hazard Control	

Estimated Total HUD Funded Amount: \$6,756,930.99

Estimated Total Project Cost [24 CFR 58.2 (a) (5)]: \$6,756,930.99

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 type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Coastal Barrier Resources Act	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	There are no Coastal Barrier Resource Areas in the city of Rochester. See attached map of the Great Lakes Coastal Barrier Resource System.
Flood Insurance	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
STATUTES, EXECUTIVE ORDERS, AND REGULATIONS LISTED AT 24 CFR §50.4 & § 58.5		
Air Quality	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	There are no Non-Attainment areas in Monroe County, thus all potential projects would be in compliance for review for this element. See list of, "Current Nonattainment Counties for All Criteria Pollutants" printed from the EPA Green Book online at: https://www3.epa.gov/airquality/greenbook/ancl.html
Coastal Zone Management Act	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	These projects will not involve new construction, expansion to existing building footprint, major rehab, or other uses that would convert undeveloped land into new uses. Thus it is not subject to review for this element.
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 Northern Long-eared Bat is the only endangered species native to Western New York. According to the NYS DEC there is no known presence of the species in Monroe County. Due to this, the projects are very unlikely to have an adverse impact for endangered species. https://www.dec.ny.gov/animals/106090.html
Explosive and Flammable Hazards	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	The scope of these projects will only involve rehab of 1-4 unit buildings and will not increase residential densities, or convert a building for habitation. Thus the environmental impact is de minimis and not subject to review for this element.
Farmlands Protection	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	All the projects will be located within

		the urbanized area in the city of Rochester. There are no prime farmlands regulated under the Farmland Protection Policy Act.
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	The scope of these projects will only include rehab of existing 1-4 unit buildings, and will not include expansion to building footprint, increase in unit count, change in land use, or introduction of new noise sensitive uses, and thus the environmental impact is de minimis and not subject to review for this element.
Sole Source Aquifers	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	There are no federally designated Sole Source Aquifers in the city of Rochester. See online EPA map for Sole Source Aquifers at https://epa.maps.arcgis.com/apps/webappviewer/index.html?id=9ebb047ba3ec41ada1877155fe31356b
Wetlands Protection	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	The scope of the projects assisted only includes rehab of existing buildings with no increase to the building footprint. These projects will not include new construction or otherwise convert undeveloped land that could include wetlands and thus will not impact protected wetlands. Thus these projects are not subject to review for this element.
Wild and Scenic Rivers Act	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	There are no Wild and Scenic Rivers in the city of Rochester. See the map of New York on the National Wild and Scenic Rivers System website: https://www.rivers.gov/new-york.php
ENVIRONMENTAL JUSTICE		
Environmental Justice	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	The scope of this program will only include rehab of existing 1-4 unit structures. It will not increase the unit count and it will not involve change in land use. Due to this, it is very unlikely that the projects will have disproportionate potential for high and adverse human health and environmental effects on minority or

		low-income populations.
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Supporting documentation

Coastal Barrier Resource NY Great Lakes.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	<p>Airport Hazards</p> <p>During the tier 2 site specific reviews, staff will confirm that each project does not include new construction or rehab that will substantially prolong the physical or economic life of the facility, increase the density or number of people living at the site, or introduce new explosive, flammable or toxic materials to the area. If any of these factors would be involved in the prospective project, it must proceed with its own standalone environmental review not covered under the tier 1 review. Staff will then confirm that the project does not involve the purchase or sale of property. If not, it is in compliance with this review factor. If it does involve sale or purchase of property, staff will check the address on an online map to determine whether project site is located within 3,000 feet of The Monroe County Airport. If so, they will check the attached airport Clear Zone map to determine whether the project is located in the Clear Zone. A printout of the map(s) will be attached for documentation. If located in the Clear Zone, they will provide the prospective buyer with an official notice in accordance with 24 CFR s. 51.303 (a)(3) that outlines what the implications of such a location are, and that there is a possibility that the property may, at a later date, be acquired by the airport operator. The buyer must sign a statement acknowledging receipt of this information. The notice and signed statement will be attached for documentation.</p>
2	<p>Flood Insurance</p> <p>During the tier 2 review staff will check each prospective site address on the FEMA interactive online map and attach a printout as documentation. If a property is located in the Special Flood Hazard Area, the purchase of flood insurance is mandatory. This refers to any parcel located in the 1% Annual Chance Flood Hazard area as indicated by the light blue highlighted area on the FEMA Flood Map: https://msc.fema.gov/portal/search?AddressQuery=Rochester%2C%20ny#searchresultsanchor If the federal funding assistance is a grant, flood insurance must be maintained for the life of the property. If the federal funds assistance is a loan (except for loans less than \$5,000 and repaid within 1 year), flood insurance must be maintained for the life of the loan. If applicable, staff will attach documentation of the enforcement of this requirement.</p>
3	<p>Contamination and Toxic Substances</p>

	<p>During tier 2 site specific reviews, each location will be reviewed for the following potential toxic substances: Lead (only buildings built before 1978): If the building is mixed residential/commercial use, a certified individual will conduct a visual inspection to determine the existence of lead-based paint and whether it will be disturbed. For commercial only rehab projects, lead testing is not required if intended occupants will not include children. For residential only projects, a lead dust wipe test will be conducted before and after the rehab and a clearance report will be required. Asbestos (only buildings built before 1977): A certified individual will conduct a visual inspection to determine whether ACM will be disturbed as part of the proposed rehab. If ACM is suspected and will be disturbed the use of a licensed, certified contractor will be required to undertake the project. Other Substances: Each project address will be reviewed on the following interactive maps for known sources of contamination: https://www.epa.gov/superfund/search-superfund-sites-where-you-live#npl for location near EPA superfund national priorities; and http://www.dec.ny.gov/cfm/external/derexternal/index.cfm?pageid=2 for spills incidents. There are no toxic or solid waste landfills in the city of Rochester. Non-residential properties must also research and consider any prior historical uses on the site that may be associated with elevated risk for contamination that may not be officially documented. Documentation of these review measures will be attached. Determine whether any known contamination can be mitigated and document any environmental or soils management plans. Follow up with their implementation as the project proceeds. If a project site requires cleanup or an EMP it will be excluded from this tiered programmatic review and a standalone environmental review must be conducted.</p>
4	<p>Floodplain Management</p> <p>During the tier 2 site specific review, each site address will be reviewed to confirm whether the project will involve activities beyond minor rehab of existing 1-4 unit residential structures. If not, the project is exempt from further review for this factor and compliant per 24 CFR s. 55.12(b). If so, the site address will be checked on the FEMA mapping website to confirm the site is not in a floodplain: https://msc.fema.gov/portal/home A printout of the map will be attached as documentation. If the project would occur in a 100- or 500-yr floodplain, staff will initiate and document the modified 5-Step process and required notices before project may commence. The 8-step process is not required because all projects will meet the exceptions in 24 CFR s. 55.12 (a) as the program is limited to only include rehab of existing structures that don't rise to the level of substantial rehab. If the project occurs in a floodway HUD funds may not be used in the project.</p>
5	<p>Historic Preservation</p> <p>During the tier 2 site specific review, each address will be considered as to their potential for historic import, including but not limited to age of building constructed prior to 1976, Designated Building of Historic Value, or is located within a City of Rochester Preservation District; In such cases, the project will not commence until consultation with SHPO is complete. Documentation of the consultation will be attached to the review record. If after consultation with SHPO a project is determined to have an Adverse Impact or need additional mitigation, a MOA should be negotiated. If substantial, these projects will not be covered by this tiered review, and will therefore require publication of a notice and separate Authority to Use Grant Funds from HUD before the funding agreement is signed with the sub-grantee.</p>

Supporting documentation

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: 2023-10-Lead-Hazard-Control

HEROS Number: 900000010332197

State / Local Identifier:

Project Location: ROCHESTER, NY 14610

Additional Location Information:

Sites may be located anywhere within the city of Rochester

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

Funds will be used for rehab costs to mitigate lead hazards in residential units. The scope of projects covered under this tier 1 review will only include a maximum environmental impact up to and including including rehab of existing 1-4 unit residential buildings through which 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. When addresses are determined for site specific projects, a tier 2 site specific statutory checklist review will be completed before the project begins. When addresses are determined for site specific projects, a tier 2 site specific statutory checklist review will be completed before the project begins.

Level of Environment Review Determination:

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

Funding Information

Grant Number	HUD Program	Program Name	Funding Amount
B-23-MC-36-0003	Community Planning and Development (CPD)	Community Development Block Grants (CDBG) (Entitlement)	
NYLHD0425-19	Healthy Homes and Lead Hazard Control		

Estimated Total HUD Funded Amount: \$6,756,930.99

Estimated Total Project Cost [24 CFR 58.2 (a) (5)]: \$6,756,930.99

Mitigation Measures and Conditions [40 CFR 1505.2(c)]: Consult the completed environmental review record for information on the 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.

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.

Preparer Signature:  Date: 6/26/23

Name / Title/ Organization: Henry Fitz / / ROCHESTER

Responsible Entity Agency Official Signature:  Date: 6/26/23

Name/ Title: Malik Evans, Mayor

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



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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: 2023-09-Demolition-Program

HEROS Number: 900000010332067

Responsible Entity (RE): ROCHESTER, 30 Church St Rm 106A Rochester NY, 14614

State / Local Identifier:

RE Preparer: Henry Fitts

Certifying Officer: Malik Evans

Grant Recipient (if different than Responsible Entity):

Point of Contact:

Consultant (if applicable):

Point of Contact:

Project Location: Rochester, NY 14614

Additional Location Information:

Addresses may include any locations within the city of Rochester

Direct Comments to:

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

Funds will be used for demolition of residential, industrial and/or commercial properties. Includes implementation of a Clean Demo Strategy, which requires the removal of all subsurface concrete structures and utilizing clean virgin soil for backfill focused on targeted areas of past and future development. The scope of projects covered under this tier 1 review will only include a maximum environmental impact up to and including including demolition of 1-4 unit residential buildings. Projects beyond this scope will not be covered by this tiered review and will be subject to an individual environmental review. When

addresses are determined for site specific projects, a tier 2 site specific statutory checklist review will be completed before the project begins.

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:

50

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:

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-36-0003	Community Planning and Development (CPD)	Community Development Block Grants (CDBG) (Entitlement)

Estimated Total HUD Funded Amount: \$1,960,439.00

Estimated Total Project Cost [24 CFR 58.2 (a) (5)]: \$1,960,439.00

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 type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Coastal Barrier Resources Act	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	There are no Coast Barrier Resource Areas in the city of Rochester. See attached map of the Great Lakes Coastal Barrier Resource System.
Flood Insurance	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
STATUTES, EXECUTIVE ORDERS, AND REGULATIONS LISTED AT 24 CFR §50.4 & § 58.5		
Air Quality	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	There are no Non-Attainment areas in Monroe County. See list of, "Current Nonattainment Counties for All Criteria Pollutants" printed from the EPA Green Book online at: https://www3.epa.gov/airquality/greenbook/ancl.html
Coastal Zone Management Act	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	These projects will not involve new construction, expansion to existing building footprint, or other uses that would convert undeveloped land into new uses. Thus it is not subject to review for this element.
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 Northern Long-eared Bat is the only endangered species native to Western New York. According to the NYS DEC there is no known presence of the species in Monroe County. Due to this, the projects are very unlikely to have an adverse impact for endangered species. https://www.dec.ny.gov/animals/106090.html
Explosive and Flammable Hazards	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	The scope of these projects will only involve demolition of 1-4 unit buildings and will not increase residential densities, or convert a building for habitation. Thus the environmental impact is de minimis and not subject to review for this element.
Farmlands Protection	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	All the projects will be located within the urban area in the city of Rochester. There are no prime farmlands regulated

		under the Farmland Protection Policy Act.
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	The scope of these projects will only include demolition of existing 1-4 unit buildings, and will not include expansion to building footprint, increase in unit count, change in land use, or introduction of new noise sensitive uses, and thus the environmental impact is de minimis and not subject to review for this element.
Sole Source Aquifers	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	There are no federally designated Sole Source Aquifers in the city of Rochester. See online EPA map for Sole Source Aquifers at https://epa.maps.arcgis.com/apps/webappviewer/index.html?id=9ebb047ba3ec41ada1877155fe31356b
Wetlands Protection	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	The scope of the projects will include only demolition. These projects will not include expand building footprint or otherwise convert undeveloped land that could include wetlands and thus will not impact protected wetlands. Thus these projects are not subject to review for this element.
Wild and Scenic Rivers Act	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	There are no Wild and Scenic Rivers in the city of Rochester. See the map of New York on the National Wild and Scenic Rivers System website: https://www.rivers.gov/new-york.php
ENVIRONMENTAL JUSTICE		
Environmental Justice	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	The scope of this program will only include demolition of existing structures that are generally blighted and dangerous. Contaminated materials are removed from the site if they are found. Due to this, it is very unlikely that the projects will have disproportionate potential for high and adverse human health and environmental effects on minority or low-income populations.

Supporting documentationCoastal Barrier Resource NY Great Lakes.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	<p>Airport Hazards</p>
	<p>During the tier 2 site specific reviews, staff will confirm that each project does not include new construction or that would substantially prolong the physical or economic life of the facility, increase the density or number of people living at the site, or introduce new explosive, flammable or toxic materials to the area. If any of these factors would be involved in the prospective project, it must proceed with its own standalone environmental review not covered under the tier 1 review. Staff will then confirm that the project does not involve the purchase or sale of property. If not, it is in compliance with this review factor. If it does involve sale or purchase of property, staff will check the address on an online map to determine whether project site is located within 3,000 feet of The Monroe County Airport. If so, they will check the attached airport Clear Zone map to determine whether the project is located in the Clear Zone. A printout of the map(s) will be attached for documentation. If located in the Clear Zone, they will provide the prospective buyer with an official notice in accordance with 24 CFR s. 51.303 (a)(3) that outlines what the implications of such a location are, and that there is a possibility that the property may, at a later date, be acquired by the airport operator. The buyer must sign a statement acknowledging receipt of this information. The notice and signed statement will be attached for documentation.</p>
2	<p>Flood Insurance</p>
	<p>During the tier 2 review staff will check each prospective site address on the FEMA interactive online map and attach a printout as documentation. If a property is located in the Special Flood Hazard Area, the purchase of flood insurance is mandatory. This refers to any parcel located in the 1% Annual Chance Flood Hazard area as indicated by the light blue highlighted area on the FEMA Flood Map: https://msc.fema.gov/portal/search?AddressQuery=Rochester%2C%20ny#searchresultsanchor If the federal funding assistance is a grant, flood insurance must be maintained for the life of the property. If the federal funds assistance is a loan (except for loans less than \$5,000 and repaid within 1 year), flood insurance must be maintained for the life of the loan. If applicable, staff will attach documentation of the enforcement of this requirement.</p>
3	<p>Contamination and Toxic Substances</p>

	<p>During tier 2 site specific reviews, each location will be reviewed for the following potential toxic substances: Lead (only buildings built before 1978): If the building is mixed residential/commercial use, a certified individual will conduct a visual inspection to determine the existence of lead-based paint and whether it will be disturbed. For commercial only rehab projects, lead testing is not required if intended occupants will not include children. For residential only projects, a lead dust wipe test will be conducted before and after the rehab and a clearance report will be required. Asbestos (only buildings built before 1977): A certified individual will conduct a visual inspection to determine whether ACM will be disturbed as part of the proposed rehab. If ACM is suspected and will be disturbed the use of a licensed, certified contractor will be required to undertake the project. Other Substances: Each project address will be reviewed on the following interactive maps for known sources of contamination: https://www.epa.gov/superfund/search-superfund-sites-where-you-live#npl for location near EPA superfund national priorities; and http://www.dec.ny.gov/cfm/external/derexternal/index.cfm?pageid=2 for spills incidents. There are no toxic or solid waste landfills in the city of Rochester. Non-residential properties must also research and consider any prior historical uses on the site that may be associated with elevated risk for contamination that may not be officially documented. Documentation of these review measures will be attached. Determine whether any known contamination can be mitigated and document any environmental or soils management plans. Follow up with their implementation as the project proceeds. If a project site requires cleanup or an EMP it will be excluded from this tiered programmatic review and a standalone environmental review must be conducted.</p>
4	<p>Floodplain Management</p> <p>During the tier 2 site specific review, each site address will be reviewed to confirm whether the project will involve activities beyond minor rehab of existing 1-4 unit residential structures. If not, the project is exempt from further review for this factor and compliant per 24 CFR s. 55.12(b). If so, the site address will be checked on the FEMA mapping website to confirm the site is not in a floodplain: https://msc.fema.gov/portal/home A printout of the map will be attached as documentation. If the project would occur in a 100- or 500-yr floodplain, staff will initiate and document the modified 5-Step process and required notices before project may commence. The 8-step process is not required because all projects will meet the exceptions in 24 CFR s. 55.12 (a) as the program is limited to only include rehab of existing structures that don't rise to the level of substantial rehab. If the project occurs in a floodway HUD funds may not be used in the project.</p>
5	<p>Historic Preservation</p> <p>During the tier 2 site specific review, each address will be considered as to their potential for historic import, including but not limited to age of building constructed prior to 1976, Designated Building of Historic Value, or is located within a City of Rochester Preservation District; In such cases, the project will not commence until consultation with SHPO is complete. Documentation of the consultation will be attached to the review record. If after consultation with SHPO a project is determined to have an Adverse Impact or need additional mitigation, a MOA should be negotiated. If substantial, these projects will not be covered by this tiered review, and will therefore require publication of a notice and separate Authority to Use Grant Funds from HUD before the funding agreement is signed with the sub-grantee.</p>

Supporting documentation

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: 2023-09-Demolition-Program

HEROS Number: 900000010332067

State / Local Identifier:

Project Location: Rochester, NY 14614

Additional Location Information:

Addresses may include any locations within the city of Rochester

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

Funds will be used for demolition of residential, industrial and/or commercial properties. Includes implementation of a Clean Demo Strategy, which requires the removal of all subsurface concrete structures and utilizing clean virgin soil for backfill focused on targeted areas of past and future development. The scope of projects covered under this tier 1 review will only include a maximum environmental impact up to and including including demolition of 1-4 unit residential buildings. Projects beyond this scope will not be covered by this tiered review and will be subject to an individual environmental review. When addresses are determined for site specific projects, a tier 2 site specific statutory checklist review will be completed before the project begins.

Level of Environment Review Determination:

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

Funding Information

Grant Number	HUD Program	Program Name	Funding Amount
B-23-MC-36-0003	Community Planning and Development (CPD)	Community Development Block Grants (CDBG) (Entitlement)	

Estimated Total HUD Funded Amount: \$1,960,439.00

Estimated Total Project Cost [24 CFR 58.2 (a) (5)]: \$1,960,439.00

Mitigation Measures and Conditions [40 CFR 1505.2(c)]: Consult the completed environmental review record for information on the 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.

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.

Preparer Signature:  Date: 6/26/23

Name / Title/ Organization: Henry Fitts / / ROCHESTER

Responsible Entity Agency Official Signature:  Date: 6/26/23

Name/ Title: Malik Evans, Mayor

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



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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: 2023-01-Business-Development-Financial-Assistance

HEROS Number: 900000010330975

Responsible Entity (RE): ROCHESTER, 30 Church St Rm 106A Rochester NY, 14614

State / Local Identifier:

RE Preparer: Henry Fitts

Certifying Officer: Malik Evans

Grant Recipient (if different than Responsible Entity):

Point of Contact:

Consultant (if applicable):

Point of Contact:

Project Location: Rochester, NY

Additional Location Information:

Sites may be located anywhere within the city of Rochester

Direct Comments to:

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

The program provides loans, grants, grant-to-loans/loans-to-grants and interest rate subsidies to city businesses or businesses which are relocating to the City, or which are expanding and creating jobs. The maximum scope of construction activities covered under this tier 1 review would be minor rehab. Funding can be used for purchase and renovation (interior and exterior) of real estate, purchase of machinery and equipment (including security equipment), predevelopment services including environmental testing, feasibility & planning studies and architectural assistance, targeted support to MWBEs, and working capital including payroll,

insurance, utilities, lease/mortgage, inventory, supplies, architectural and accounting services. The scope of projects covered under this review will only include a maximum environmental impact up to and including including rehab of existing non-residential facilities through which building footprint will not be expanded, size or capacity will not be changed by more than 20 percent, and will not involve a change in land use, such as from non-residential to residential, commercial to industrial, or from one industrial use to another. Projects beyond this scope will not be covered by this tiered review and will be subject to an individual environmental review. When addresses are determined for site specific projects, a tier 2 site specific statutory checklist review will be completed before the project begins.

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:
50

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
B-19-MC-36-0003	Community Planning and Development (CPD)	Community Development Block Grants (CDBG) (Entitlement)
B-20-MC-36-0003	Community Planning and Development (CPD)	Community Development Block Grants (CDBG) (Entitlement)
B-21-MC-36-0003	Community Planning and Development (CPD)	Community Development Block Grants (CDBG) (Entitlement)

B-22-MC-36-0003	Community Planning and Development (CPD)	Community Development Block Grants (CDBG) (Entitlement)
B-23-MC-36-0003	Community Planning and Development (CPD)	Community Development Block Grants (CDBG) (Entitlement)

Estimated Total HUD Funded Amount: \$1,799,426.77

Estimated Total Project Cost [24 CFR 58.2 (a) (5)]: \$1,799,426.77

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 type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Coastal Barrier Resources Act	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	There are no Coastal Barrier Resource Areas in the city of Rochester. See attached map of the Great Lakes Coastal Barrier Resource System.
Flood Insurance	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
STATUTES, EXECUTIVE ORDERS, AND REGULATIONS LISTED AT 24 CFR §50.4 & § 58.5		
Air Quality	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	There are no Non-Attainment areas in Monroe County, and projects will not include new sources of emissions, thus all potential projects would be in compliance for review for this element. See list of, "Current Nonattainment Counties for All Criteria Pollutants" printed from the EPA Green Book online at: https://www3.epa.gov/airquality/greenbook/ancl.html
Coastal Zone Management Act	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	These projects will not involve new construction, expansion of building footprint, or other uses that would convert undeveloped land into new uses. Thus it is not subject to review for this element.
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 Northern Long-eared Bat is the only endangered species native to Western New York. According to the NYS DEC there is no known presence of the species in Monroe County. Due to this, the projects are very unlikely to have an adverse impact for endangered species. https://www.dec.ny.gov/animals/106090.html
Explosive and Flammable Hazards	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	The scope of these projects will only involve minor rehab of commercial/retail buildings with no new explosive or flammable hazards, and will not increase residential densities, or convert a building for habitation. Thus the environmental impact is de minimis and not subject to review for this element.
Farmlands Protection	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	All the projects will be located within the urbanized area in the city of Rochester. There are no prime farmlands regulated under the Farmland Protection Policy Act.
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	The scope of these projects will only include minor rehab of existing commercial/retail buildings, and will not include expansion to building footprint, increase in residential unit count, change in land use, or introduction of new noise sensitive uses, and thus the environmental impact is de minimis and not subject to review for this element.
Sole Source Aquifers	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	There are no federally designated Sole Source Aquifers in the city of Rochester. See online EPA map for Sole Source Aquifers at https://epa.maps.arcgis.com/apps/webappviewer/index.html?id=9ebb047ba3ec41ada1877155fe31356b
Wetlands Protection	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	The scope of the projects assisted only includes rehab of existing buildings with no increase to the building footprint. These projects will not include new construction or otherwise convert

		undeveloped land that could include wetlands and thus will not impact protected wetlands. Thus these projects are not subject to review for this element.
Wild and Scenic Rivers Act	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	There are no Wild and Scenic Rivers in the city of Rochester. See the map of New York on the National Wild and Scenic Rivers System website: https://www.rivers.gov/new-york.php
ENVIRONMENTAL JUSTICE		
Environmental Justice	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	The scope of this program will only include rehab of existing structures and will not change the land use, add residential units, increase building footprint, increase building capacity by more than 20%, nor cost more than 75% of the replacement cost of the building after rehab. Due to this, it is very unlikely that the projects will have disproportionate potential for high and adverse human health and environmental effects on minority or low-income populations.

Supporting documentation

[Coastal Barrier Resource NY Great Lakes.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	Airport Hazards
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	<p>During the tier 2 site specific reviews, staff will confirm that each project does not include new construction or rehab that would otherwise substantially prolong the physical or economic life of the facility, increase the density or number of people living at the site, or introduce new explosive, flammable or toxic materials to the area. If any of these factors would be involved in the prospective project, it must proceed with its own standalone environmental review not covered under the tier 1 review. Staff will then confirm that the project does not involve the purchase or sale of property. If not, it is in compliance with this review factor. If it does involve sale or purchase of property, staff will check the address on an online map to determine whether project site is located within 3,000 feet of The Monroe County Airport. If so, they will check the attached airport Clear Zone map to determine whether the project is located in the Clear Zone. A printout of the map(s) will be attached for documentation. If located in the Clear Zone, they will provide the prospective buyer with an official notice in accordance with 24 CFR s. 51.303 (a)(3) that outlines what the implications of such a location are, and that there is a possibility that the property may, at a later date, be acquired by the airport operator. The buyer must sign a statement acknowledging receipt of this information. The notice and signed statement will be attached for documentation.</p>
2	<p>Flood Insurance</p> <p>During the tier 2 review staff will check each prospective site address on the FEMA interactive online map and attach a printout as documentation. If a property is located in the Special Flood Hazard Area, the purchase of flood insurance is mandatory. This refers to any parcel located in the 1% Annual Chance Flood Hazard area as indicated by the light blue highlighted area on the FEMA Flood Map: https://msc.fema.gov/portal/search?AddressQuery=Rochester%2C%20ny#searchresultsanchor If the federal funding assistance is a grant, flood insurance must be maintained for the life of the property. If the federal funds assistance is a loan (except for loans less than \$5,000 and repaid within 1 year), flood insurance must be maintained for the life of the loan. If applicable, staff will attach documentation of the enforcement of this requirement.</p>
3	<p>Contamination and Toxic Substances</p>

	<p>During tier 2 site specific reviews, each location will be reviewed for the following potential toxic substances: Lead (only buildings built before 1978): If the building is mixed residential/commercial use, a certified individual will conduct a visual inspection to determine the existence of lead-based paint and whether it will be disturbed. For commercial only rehab projects, lead testing is not required if intended occupants will not include children. For residential only projects, a lead dust wipe test will be conducted before and after the rehab and a clearance report will be required. Asbestos (only buildings built before 1977): A certified individual will conduct a visual inspection to determine whether ACM will be disturbed as part of the proposed rehab. If ACM is suspected and will be disturbed the use of a licensed, certified contractor will be required to undertake the project. Other Substances: Each project address will be reviewed on the following interactive maps for known sources of contamination: https://www.epa.gov/superfund/search-superfund-sites-where-you-live#npl for location near EPA superfund national priorities; and http://www.dec.ny.gov/cfm/externalapps/derexternal/index.cfm?pageid=2 for spills incidents. There are no toxic or solid waste landfills in the city of Rochester. Non-residential properties must also research and consider any prior historical uses on the site that may be associated with elevated risk for contamination that may not be officially documented. Documentation of these review measures will be attached. Determine whether any known contamination can be mitigated and document any environmental or soils management plans. Follow up with their implementation as the project proceeds. If a project site requires cleanup or an EMP it will be excluded from this tiered programmatic review and a standalone environmental review must be conducted.</p>
4	<p>Floodplain Management</p>
	<p>During the tier 2 site specific review, each site address will be reviewed to confirm whether the project will involve activities beyond minor rehab of existing non-residential structures. If not, the project is exempt from further review for this factor and compliant per 24 CFR s. 55.12(b). If so, the site address will be checked on the FEMA mapping website to confirm the site is not in a floodplain: https://msc.fema.gov/portal/home A printout of the map will be attached as documentation. If the project would occur in a 100- or 500-yr floodplain, staff will initiate and document the modified 5-Step process and required notices before project may commence. The 8-step process is not required because all projects will meet the exceptions in 24 CFR s. 55.12 (a) as the program is limited to only include rehab of existing structures that don't rise to the level of substantial rehab. If the project occurs in a floodway HUD funds may not be used in the project.</p>
5	<p>Historic Preservation</p>

During the tier 2 site specific review, each address will be considered as to their potential for historic import, including but not limited to age of building constructed prior to 1976, Designated Building of Historic Value, or is located within a City of Rochester Preservation District; In such cases, the project will not commence until consultation with SHPO is complete. Documentation of the consultation will be attached to the review record. If after consultation with SHPO a project is determined to have an Adverse Impact or need additional mitigation, a MOA should be negotiated. If substantial, these projects will not be covered by this tiered review, and will therefore require publication of a notice and separate Authority to Use Grant Funds from HUD before the funding agreement is signed with the sub-grantee.

Supporting documentation

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: 2023-01-Business-Development-Financial-Assistance

HEROS Number: 900000010330975

State / Local Identifier:

Project Location: Rochester, NY

Additional Location Information:

Sites may be located anywhere within the city of Rochester

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

The program provides loans, grants, grant-to-loans/loans-to-grants and interest rate subsidies to city businesses or businesses which are relocating to the City, or which are expanding and creating jobs. The maximum scope of construction activities covered under this tier 1 review would be minor rehab. Funding can be used for purchase and renovation (interior and exterior) of real estate, purchase of machinery and equipment (including security equipment), predevelopment services including environmental testing, feasibility & planning studies and architectural assistance, targeted support to MWBEs, and working capital including payroll, insurance, utilities, lease/mortgage, inventory, supplies, architectural and accounting services. The scope of projects covered under this review will only include a maximum environmental impact up to and including including rehab of existing non-residential facilities through which building footprint will not be expanded, size or capacity will not be changed by more than 20 percent, and will not involve a change in land use, such as from non-residential to residential, commercial to industrial, or from one industrial use to another. Projects beyond this scope will not be covered by this tiered review and will be subject to an individual environmental review. When addresses are determined for site specific projects, a tier 2 site specific statutory checklist review will be completed before the project begins.

Level of Environment Review Determination:

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

Funding Information

Grant Number	HUD Program	Program Name	Funding Amount
B-19-MC-36	Community Planning and	Community Development Block	

0003	Development (CPD)	Grants (CDBG) (Entitlement)
B-20-MC-36-0003	Community Planning and Development (CPD)	Community Development Block Grants (CDBG) (Entitlement)
B-21-MC-36-0003	Community Planning and Development (CPD)	Community Development Block Grants (CDBG) (Entitlement)
B-22-MC-36-0003	Community Planning and Development (CPD)	Community Development Block Grants (CDBG) (Entitlement)
B-23-MC-36-0003	Community Planning and Development (CPD)	Community Development Block Grants (CDBG) (Entitlement)

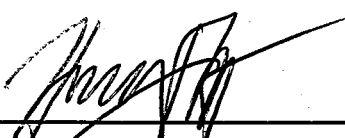
Estimated Total HUD Funded Amount: \$1,799,426.77

Estimated Total Project Cost [24 CFR 58.2 (a) (5)]: \$1,799,426.77

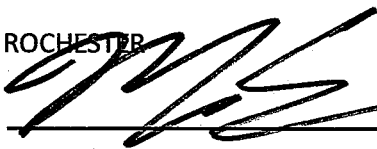
Mitigation Measures and Conditions [40 CFR 1505.2(c)]: Consult the completed environmental review record for information on the mitigation measures adopted by the Responsible Entity to reduce, avoid, or eliminate adverse environmental impacts and to avoid non-compliance or non-conformance with the above-listed 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.

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.

Preparer Signature:  Date: 6/26/23

Name / Title/ Organization: Henry Fitts / / ROCHESTER

Responsible Entity Agency Official Signature:  Date: 6/26/23

Name/Title: Malik Evans, Mayor

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