

Town of Barnstable
Planning & Development Department
www.townofbarnstable.us/planninganddevelopment



Elizabeth Jenkins, AICP
Director

FOR IMMEDIATE RELEASE
August 10, 2022

CONTACT: Elizabeth Jenkins
elizabeth.jenkins@town.barnstable.ma.us

**TOWN OF BARNSTABLE
COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROGRAM
NOTICE OF INTENT (NOI) TO REQUEST RELEASE OF FUNDS (RROF)**

Town of Barnstable - Responsible Entity (RE)
367 Main Street
Hyannis MA 02601
(P): 508-862-4678
(F): 508-862-4782

On **Wednesday, August 17, 2022**, the Town of Barnstable will submit a request to the U.S. Department of Housing and Urban Development (HUD) for the release of CDBG funds for the following project: *Hyannis Village Marketplace Early Education Center* for the purpose of installing a fire suppression system at the site in Downtown Hyannis (in the Neighborhood Revitalization Strategy Area). The Town of Barnstable is requesting the release of \$71,691.58, to be matched with \$1,954,637 of leveraged funding through June 30, 2023.

The proposed activities to be funded under this program are categorically excluded from the National Environmental Policy Act requirements, but subject to compliance with some of the environmental laws and authorities listed at §58.5 of 24 CFR Part 58. Other applicable environmental laws and authorities will be compiled when individual projects are ripe for review. Specifically, the target area has been studied and reviewed for compliance with all of the required laws and authorities under 24 CFR Part 58. Should individual aggregate projects exceed the threshold for categorical exclusion detailed at §58.35(a), further review will be completed, and a separate Request for Release of Funds published. Compliance documentation is available at the address below.

An Environmental Review Record (ERR) that documents the environmental determinations for this project, and more fully describes the process cited above is on file at the Planning and Development Department, 367 Main Street Hyannis MA 02601. The ERR may be examined or copied weekdays (Monday through Friday) from 8:30 a.m. to 4:30 p.m. Translated versions of this NOI are available upon request.

PUBLIC COMMENTS

Any individual, group, or agency may submit written comments on the ERR to the Planning and Development Department. The Town of Barnstable will accept written comments on the findings of its ERR and of its intention to request release of funds from HUD. All comments received by **Wednesday, August 17, 2022**, will be considered by the Town of Barnstable and HUD prior to authorizing submission of a Request for Release of Funds and Environmental Certification to HUD. HUD will receive objections for at least fifteen days following receipt of the request for release of funds (**September 1, 2022**).

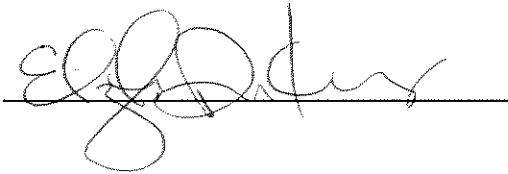
RELEASE OF FUNDS

The Town of Barnstable certifies to HUD that Elizabeth Jenkins in her official capacity as the Director of the Planning and Development Department consents to accept the jurisdiction of the Federal Courts if an action is

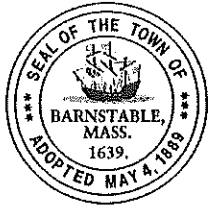
brought to enforce responsibilities in relation to the environmental review process and that these responsibilities have been satisfied. HUD's approval of the certification satisfies its responsibilities under NEPA and related laws and authorities, and allows the Town of Barnstable to utilize federal funds and implement the Program.

OBJECTIONS TO RELEASE OF FUNDS

HUD will consider objections to its release of funds and the Town of Barnstable certification for a period of fifteen days following either the anticipated submission date (cited above) or HUD's actual receipt of the request (whichever is later) only if the objections are on one of the following bases: (a) that the Certification was not executed by the Certifying Officer of the Town of Barnstable; (b) the Town of Barnstable has omitted a step or failed to make a decision or finding required by HUD regulations at 24 CFR Part 58; (c) the Town of Barnstable has committed funds or incurred costs not authorized by 24 CFR Part 58 before approval of a release of funds by HUD; (d) another Federal agency acting pursuant to 40 CFR Part 1504 has submitted a written finding that the project is unsatisfactory from the standpoint of environmental quality. Objections must be prepared and submitted in accordance with the required procedures (24 CFR Part 58), and may be addressed to HUD as follows: Robert D. Shumeyko, Thomas P. O'Neill Federal Building, 10 Causeway Street Room 535 Boston, MA 02222. Potential objectors may contact HUD directly to verify the actual last day of the objection/comment period.

A handwritten signature in black ink, appearing to read "Elizabeth Jenkins", is written over a solid horizontal line.

Town of Barnstable
Elizabeth Jenkins, AICP
Director of Planning and Development



Ciudad de Barnstable

Departamento de Planificación y Desarrollo

www.townofbarnstable.us/planninganddevelopment



Elizabeth Jenkins, AICP
Directora

PARA PUBLICACIÓN INMEDIATA
10 de agosto de 2022

CONTACTO: Elizabeth Jenkins
elizabeth.jenkins@town.barnstable.ma.us

CIUDAD DE BARNSTABLE PROGRAMA DE SUBVENCIÓN EN BLOQUE PARA EL DESARROLLO DE LA COMUNIDAD (CDBG, por su sigla en inglés) NOTIFICACIÓN DE INTENCIÓN PARA SOLICITAR LA LIBERACIÓN DE FONDOS

Ciudad de Barnstable - Entidad responsable (ER)
367 Main Street
Hyannis MA 02601
(P): 508-862-4678
(F): 508-862-4782

El **miércoles, 17 de agosto de 2022**, la ciudad de Barnstable presentará una solicitud al Departamento de Vivienda y Desarrollo Urbano de los Estados Unidos (HUD, por su sigla en inglés) para la liberación de fondos CDBG para el siguiente proyecto: *Centro de Educación Temprana de Hyannis Village Marketplace* con el fin de instalar un sistema de extinción de incendios en las instalaciones en el centro de Hyannis (en la zona de la estrategia de revitalización del barrio). La ciudad de Barnstable solicita la liberación de 71.691,58 dólares, que se complementarán con 1.954.637 USD de financiación apalancada hasta el 30 de junio de 2023.

Las actividades propuestas que se financiarán en el marco de este programa están excluidas categóricamente de los requisitos de la Ley Nacional de Política Medioambiental, pero están sujetas al cumplimiento de algunas de las leyes y autoridades medioambientales enumeradas en la sección 58.5 del CFR 24, parte 58. Se recopilarán otras leyes y autoridades medioambientales aplicables cuando los proyectos individuales estén listos para su revisión. En concreto, se ha estudiado y revisado la zona objetivo para comprobar el cumplimiento de todas las leyes y autoridades exigidas en el CFR 24, parte 58. En caso de que los proyectos agregados individuales superen el umbral de exclusión categórica detallado en la sección 58.35(a), se realizará una revisión adicional y se publicará otra solicitud de liberación de fondos separada. La documentación sobre el cumplimiento está disponible en la siguiente dirección.

En el Departamento de Planificación y Desarrollo, 367 Main Street Hyannis MA 02601, se encuentra archivado un Registro de Revisión Ambiental (ERR, por su sigla en inglés) que documenta las determinaciones ambientales de este proyecto y describe con mayor detalle el proceso citado anteriormente. El ERR puede examinarse o copiarse los días laborables (de lunes a viernes) de 8:30 a 16:30.

COMENTARIOS PÚBLICOS

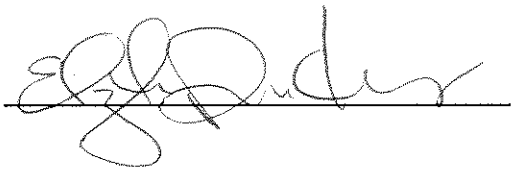
Cualquier persona, grupo u organismo puede presentar observaciones por escrito sobre el ERR al Departamento de Planificación y Desarrollo. Todos los comentarios recibidos hasta el **miércoles, 17 de agosto de 2022**, (por lo menos 7 días después de la publicación de esta notificación) serán considerados por la Ciudad de Barnstable antes de autorizar la presentación de una Solicitud de Liberación de Fondos y Certificación Ambiental al HUD. HUD recibirá objeciones durante al menos quince días después de recibir la solicitud de liberación de fondos del concesionario (**1 de septiembre de 2022**).

LIBERACIÓN DE FONDOS

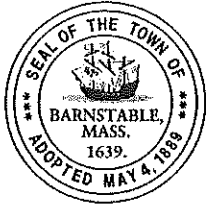
La ciudad de Barnstable certifica al HUD que Elizabeth Jenkins, en su carácter oficial de Directora del Departamento de Planificación y Desarrollo consiente en aceptar la jurisdicción de los Tribunales Federales en caso de que se interponga una acción para hacer cumplir las responsabilidades en relación con el proceso de revisión medioambiental y la verificación de que dichas responsabilidades han sido satisfechas. La aprobación de la certificación por parte del HUD satisface sus responsabilidades de conformidad con la Ley Nacional de Política Ambiental (NEPA, por su sigla en inglés) y las leyes y autoridades relacionadas, y permite a la ciudad de Barnstable utilizar los fondos federales y aplicar el Programa.

OBJECIONES A LA LIBERACIÓN DE FONDOS

El HUD considerará las objeciones a su liberación de fondos y a la certificación de la ciudad of Barnstable durante un período de quince días a partir de la fecha de presentación anticipada (citada anteriormente) o de la recepción efectiva de la solicitud por parte del HUD (lo que ocurra más tarde) sólo si las objeciones se basan en una de las siguientes razones (a) que la Certificación no fue ejecutada por el Funcionario Certificador de la ciudad de Barnstable; (b) que la ciudad de Barnstable ha omitido un paso o no ha tomado una decisión o constatación requerida por las regulaciones del HUD según lo dispuesto en el CFR 24, Parte 58; (c) la ciudad de Barnstable ha comprometido fondos o ha incurrido en costes no autorizados por el CFR 24, Parte 58, antes de que el HUD aprobara una liberación de fondos; (d) otra agencia federal que actúe de conformidad con el CFR 40, Parte 1504, ha presentado una conclusión escrita de que el proyecto es insatisfactorio desde el punto de vista de la calidad medioambiental. Las objeciones deben prepararse y presentarse de acuerdo con los procedimientos requeridos (CFR 24, Parte 58), y pueden dirigirse al HUD de la siguiente manera: Robert D. Shumeyko, Thomas P. O'Neill Federal Building, 10 Causeway Street Room 535 Boston, MA 02222. Los posibles objetores pueden ponerse en contacto directamente con el HUD para verificar el último día del plazo en que se pueden presentar objeciones/comentarios.



Ciudad de Barnstable
Elizabeth Jenkins, AICP
Directora de Planificación y Desarrollo



Cidade de Barnstable

Departamento de Planejamento e Desenvolvimento

www.townofbarnstable.us/planninganddevelopment



Elizabeth Jenkins, AICP
Diretora

PARA DIVULGAÇÃO IMEDIATA
10 de agosto de 2022

CONTATO: Elizabeth Jenkins
elizabeth.jenkins@town.barnstable.ma.us

CIDADE DE BARNSTABLE

PROGRAMA DE SUBSÍDIO COMUNITÁRIO PARA BLOCOS DE DESENVOLVIMENTO (CDBG)

AVISO DE INTENÇÃO (NOI) PARA SOLICITAÇÃO DE DISPONIBILIZAÇÃO DE FUNDOS (RROF)

Cidade de Barnstable - Entidade Responsável (RE)
367 Main Street
Hyannis MA 02601
(Fone): 508-862-4678
(Fax): 508-862-4782

Na **quarta-feira, 17 de agosto de 2022**, a Cidade de Barnstable apresentará um pedido ao Departamento de Habitação e Desenvolvimento Urbano dos Estados Unidos (HUD) para a liberação de fundos CDBG para o seguinte projeto: *Centro de Educação Pré-Escolar da Vila Hyannis Marketplace* com o objetivo de instalar um sistema de supressão de incêndio no local no Centro de Hyannis (na Área de Estratégia de Revitalização do Bairro). A Cidade de Barnstable está solicitando a liberação de \$71.691,58, a serem equiparados com \$1.954.637 de financiamento alavancado até 30 de junho de 2023.

As atividades propostas a serem financiadas sob este programa estão categoricamente excluídas das exigências da Lei Nacional de Política Ambiental, mas sujeitas ao cumprimento de algumas das leis e autoridades ambientais listadas no §58.5 do 24 CFR Parte 58. Outras leis e autoridades ambientais aplicáveis serão compiladas quando os projetos individuais estiverem maduros para revisão. Especificamente, a área alvo foi estudada e revisada para o cumprimento de todas as leis e autoridades requeridas sob o 24 CFR Parte 58. Caso projetos individuais agregados excedam o limite para exclusão categórica detalhada no §58.35(a), uma revisão adicional será completada e uma Solicitação de Liberação de Fundos separada será publicada. A documentação de conformidade está disponível no endereço abaixo.

Um Registro de Revisão Ambiental (ERR) que documenta as determinações ambientais para este projeto e descreve mais detalhadamente o processo citado acima está em arquivo no Departamento de Planejamento e Desenvolvimento, 367 Main Street Hyannis MA 02601. O ERR pode ser examinado ou copiado nos dias úteis (de segunda a sexta-feira) das 8h30 às 16h30.

COMENTÁRIOS DO PÚBLICO

Qualquer indivíduo, grupo ou agência pode enviar comentários por escrito sobre o ERR ao Departamento de Planejamento e Desenvolvimento. Todos os comentários recebidos até quarta-feira, 17 de agosto de 2022 (pelo menos 7 dias após a publicação deste aviso) serão considerados pela cidade de Barnstable antes de autorizar o envio de um Pedido de Liberação de Fundos e Certificação Ambiental ao HUD. O HUD receberá objeções por pelo menos 15 dias após o recebimento da solicitação de liberação de fundos (1 de setembro de 2022).

LIBERAÇÃO DE FUNDOS

A Cidade de Barnstable certifica à HUD que Elizabeth Jenkins, em sua capacidade oficial como Diretora do Departamento de Planejamento e Desenvolvimento, consente em aceitar a jurisdição dos Tribunais Federais se for instaurada uma ação para impor responsabilidades em relação ao processo de revisão ambiental e que essas responsabilidades tenham sido cumpridas. A aprovação da certificação pela HUD satisfaz suas responsabilidades sob a NEPA e leis e autoridades relacionadas, e permite que a Cidade de Barnstable utilize fundos federais e implemente o Programa.

OBJEÇÕES À LIBERAÇÃO DE FUNDOS

A HUD considerará objeções a sua liberação de fundos e a certificação da Cidade de Barnstable por um período de quinze dias após a data de apresentação antecipada (citada acima) ou o recebimento efetivo do pedido pela HUD (o que vier mais tarde) somente se as objeções estiverem em uma das seguintes bases: (a) que a Certificação não foi executada pelo Oficial Certificador da Cidade de Barnstable; (b) que a Prefeitura de Barnstable omitiu uma etapa ou não tomou uma decisão ou constatação exigida pelos regulamentos da HUD no 24 CFR Parte 58; (c) que a Prefeitura de Barnstable comprometeu fundos ou incorreu custos não autorizados pelo 24 CFR Parte 58 antes da aprovação de uma liberação de fundos pela HUD; (d) que outro órgão federal agindo de acordo com o 40 CFR Parte 1504 apresentou uma constatação por escrito de que o projeto é insatisfatório do ponto de vista da qualidade ambiental. As objeções devem ser preparadas e apresentadas de acordo com os procedimentos exigidos (24 CFR Parte 58), e podem ser endereçadas à HUD da seguinte forma: Robert D. Shumeyko, Thomas P. O'Neill Federal Building, 10 Causeway Street Room 535 Boston, MA 02222. Os oponentes em potencial podem entrar em contato diretamente com a HUD para verificar o último dia real do período de objeção e comentário.



Cidade de Barnstable
Elizabeth Jenkins, AICP
Diretora de Planejamento e Desenvolvimento



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

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

Project Information

Project Name: Hyannis-Village-Marketplace-Early-Education-Center-

HEROS Number: 900000010247192

Responsible Entity (RE): BARNSTABLE, 367 Main St Hyannis MA, 02601

State / Local Identifier:

RE Preparer: Fiona Coughlan

Certifying Office

r:

Grant Recipient (if different than Responsible Entity):

Point of Contact:

Consultant (if applicable): Barrett Planning Group LLC

Point of Contact: Fiona Coughlan

Project Location: 261 Stevens St, Hyannis, MA 02601

Additional Location Information:

In the NRSA (Downtown Hyannis).

Direct Comments to:

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

The Y, a Human Service organization, was recently awarded a major Massachusetts capital grant-the Early Education and Out of School Time Capital Grant Fund Program (EOST)-to remodel a former office building into a new early education Center in Hyannis Village Marketplace on Stevens Street. The new center is an investment of \$2M and will serve more than 51 % low-income children with a maximum enrollment of 65 children, infant through preschool. There is currently a wait list for these Child Care, Early Head Start and Head Start services of over 200 children. The site is centrally located to serve families from the surrounding Cape Cod communities, provides for ample parking, and easy in-and-out access. Indoor space for the project totals 5,314 sq. ft. Outdoor space 4,875 sq. ft. for outdoor play. The center is on grade for safe egress and handicap accessibility. This project is over 95% completed and recently was notified of a previously unidentified Town of Barnstable regulation related to the installation of required fire suppression system. The regulation would require the contractor to connect directly to the town water supply which is over 1000ft away and will cost an additional \$85,000 (estimated cost prior to applying Davis Bacon wage requirements). When applying for the original building permit an on-site immediately located 6-inch diameter domestic water supply line was flow tested and deemed adequate for this purpose. We are requesting this funding because our contingency funding for this project has been fully used on MEP cost escalations and a few existing conditions discovered during demolition that had to be re-worked. Without the active fire suppression system this center cannot be licensed or opened.

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

Level of Environmental Review Determination:

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

Determination:

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

Approval Documents:

**7015.15 certified by Certifying Officer
on:**

**7015.16 certified by Authorizing Officer
on:**

Funding Information

Grant / Project Identification Number	HUD Program	Program Name
B-22-MC-25-0032	Community Planning and Development (CPD)	Community Development Block Grants (CDBG) (Entitlement)

**Estimated Total HUD Funded,
Assisted or Insured Amount:** \$71,691.58

This project anticipates the use of funds or assistance from another federal agency in addition to HUD in the form of:

Estimated Total Project Cost: \$2,039,637.00

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

Compliance Factors: Statutes, Executive Orders, and Regulations listed at 24 CFR §50.4, §58.5, and §58.6	Are formal compliance steps or mitigation required?	Compliance determination (See Appendix A for source determinations)
STATUTES, EXECUTIVE ORDERS, AND REGULATIONS LISTED AT 24 CFR §50.4 & § 58.6		
Airport Hazards Clear Zones and Accident Potential Zones; 24 CFR Part 51 Subpart D	<input type="checkbox"/> Yes <input type="checkbox"/> No	The project site is not within 15,000 feet of a military airport or 2,500 feet of a civilian airport. The project is in

		compliance with Airport Hazards requirements.
Coastal Barrier Resources Act Coastal Barrier Resources Act, as amended by the Coastal Barrier Improvement Act of 1990 [16 USC 3501]	<input type="checkbox"/> Yes <input type="checkbox"/> No	This project is not located in a CBRS Unit. Therefore, this project has no potential to impact a CBRS Unit and is in compliance with the Coastal Barrier Resources Act.
Flood Insurance Flood Disaster Protection Act of 1973 and National Flood Insurance Reform Act of 1994 [42 USC 4001-4128 and 42 USC 5154a]	<input type="checkbox"/> Yes <input type="checkbox"/> No	The structure or insurable property is not located in a FEMA-designated Special Flood Hazard Area. While flood insurance may not be mandatory in this instance, HUD recommends that all insurable structures maintain flood insurance under the National Flood Insurance Program (NFIP). The project is in compliance with flood insurance requirements.
STATUTES, EXECUTIVE ORDERS, AND REGULATIONS LISTED AT 24 CFR §50.4 & § 58.5		
Air Quality Clean Air Act, as amended, particularly section 176(c) & (d); 40 CFR Parts 6, 51, 93	<input type="checkbox"/> Yes <input type="checkbox"/> No	The project's county or air quality management district is in attainment status for all criteria pollutants. The project is in compliance with the Clean Air Act.
Coastal Zone Management Act Coastal Zone Management Act, sections 307(c) & (d)	<input type="checkbox"/> Yes <input type="checkbox"/> No	Based on the project description the project does not include any activities that would affect a Coastal Zone. The project is in compliance with the Coastal Zone Management Act.
Contamination and Toxic Substances 24 CFR 50.3(i) & 58.5(i)(2)]	<input type="checkbox"/> Yes <input type="checkbox"/> No	Site contamination was evaluated as follows: ASTM Phase I ESA. On-site or nearby toxic, hazardous, or radioactive substances that could affect the health and safety of project occupants or conflict with the intended use of the property were not found. The project is in compliance with contamination and toxic substances requirements.
Endangered Species Act Endangered Species Act of 1973, particularly section 7; 50 CFR Part 402	<input type="checkbox"/> Yes <input type="checkbox"/> No	This project May Affect, but is Not Likely to Adversely Affect, listed species, and informal consultation was conducted. This project is in compliance with the Endangered Species Act without mitigation.

<p>Explosive and Flammable Hazards Above-Ground Tanks)[24 CFR Part 51 Subpart C</p>	<p><input type="checkbox"/> Yes <input type="checkbox"/> No</p>	<p>There is a current or planned stationary aboveground storage container of concern within 1 mile of the project site. The Separation Distance from the project is acceptable. The project is in compliance with explosive and flammable hazard requirements.</p>
<p>Farmlands Protection Farmland Protection Policy Act of 1981, particularly sections 1504(b) and 1541; 7 CFR Part 658</p>	<p><input type="checkbox"/> Yes <input type="checkbox"/> No</p>	<p>This project does not include any activities that could potentially convert agricultural land to a non-agricultural use. The project is in compliance with the Farmland Protection Policy Act.</p>
<p>Floodplain Management Executive Order 11988, particularly section 2(a); 24 CFR Part 55</p>	<p><input type="checkbox"/> Yes <input type="checkbox"/> No</p>	<p>This project does not occur in a floodplain. The project is in compliance with Executive Order 11988.</p>
<p>Historic Preservation National Historic Preservation Act of 1966, particularly sections 106 and 110; 36 CFR Part 800</p>	<p><input type="checkbox"/> Yes <input type="checkbox"/> No</p>	<p>Based on the project description the project has No Potential to Cause Effects. The project is in compliance with Section 106.</p>
<p>Noise Abatement and Control Noise Control Act of 1972, as amended by the Quiet Communities Act of 1978; 24 CFR Part 51 Subpart B</p>	<p><input type="checkbox"/> Yes <input type="checkbox"/> No</p>	<p>Based on the project description, this project includes no activities that would require further evaluation under HUD's noise regulation. The project is in compliance with HUD's Noise regulation.</p>
<p>Sole Source Aquifers Safe Drinking Water Act of 1974, as amended, particularly section 1424(e); 40 CFR Part 149</p>	<p><input type="checkbox"/> Yes <input type="checkbox"/> No</p>	<p>The project is located on a sole source aquifer. Following consultation with the regional EPA office, it has been determined that this project will not contaminate the aquifer and create a significant hazard to public health. The project is in compliance with Sole Source Aquifer requirements.</p>
<p>Wetlands Protection Executive Order 11990, particularly sections 2 and 5</p>	<p><input type="checkbox"/> Yes <input type="checkbox"/> No</p>	<p>The project will not impact on- or off-site wetlands. The project is in compliance with Executive Order 11990.</p>
<p>Wild and Scenic Rivers Act Wild and Scenic Rivers Act of 1968, particularly section 7(b) and (c)</p>	<p><input type="checkbox"/> Yes <input type="checkbox"/> No</p>	<p>This project is not within proximity of a NWSRS river. The project is in compliance with the Wild and Scenic Rivers Act.</p>
<p>HUD HOUSING ENVIRONMENTAL STANDARDS</p>		
<p>ENVIRONMENTAL JUSTICE</p>		

Environmental Justice Executive Order 12898	<input type="checkbox"/> Yes <input type="checkbox"/> No	No adverse environmental impacts were identified in the project's total environmental review. The project is in compliance with Executive Order 12898.
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Mitigation Measures and Conditions [40 CFR 1505.2(c)]:

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

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

Supporting documentation on completed measures

APPENDIX A: Related Federal Laws and Authorities

Airport Hazards

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

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

✓ No

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

Yes

Screen Summary

Compliance Determination

The project site is not within 15,000 feet of a military airport or 2,500 feet of a civilian airport. The project is in compliance with Airport Hazards requirements.

Supporting documentation

[Airport-Hazards-Worksheet.docx](#)
[Airport Clear Zones Barnstable.pdf](#)
[261 Stevens St Barnstable Municipal Airport.pdf](#)

Are formal compliance steps or mitigation required?

Yes

No

Coastal Barrier Resources

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

1. Is the project located in a CBRS Unit?

✓ No

Document and upload map and documentation below.

Yes

Screen Summary

Compliance Determination

This project is not located in a CBRS Unit. Therefore, this project has no potential to impact a CBRS Unit and is in compliance with the Coastal Barrier Resources Act.

Supporting documentation

[261 Stevens St ArcGIS Hub CBRS.pdf](#)
[CBRS Projects Mapper 261 Stevens St.pdf](#)
[CBRS Mapper 261 Stevens St.pdf](#)
[Coastal-Barrier-Resources-Worksheet.docx](#)

Are formal compliance steps or mitigation required?

Yes

No

Flood Insurance

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

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

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

✓ Yes

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

[FEMA Map_261 Stevens St.png](#)

[FIRMETTE_261 Stevens St.pdf](#)

[FIRMETTE_National Flood Hazard Layer_261 Stevens St\(1\).pdf](#)

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

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

✓ No

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

Yes

4. While flood insurance is not mandatory for this project, HUD strongly recommends

that all insurable structures maintain flood insurance under the National Flood Insurance Program (NFIP). Will flood insurance be required as a mitigation measure or condition?

Yes

✓ No

Screen Summary

Compliance Determination

The structure or insurable property is not located in a FEMA-designated Special Flood Hazard Area. While flood insurance may not be mandatory in this instance, HUD recommends that all insurable structures maintain flood insurance under the National Flood Insurance Program (NFIP). The project is in compliance with flood insurance requirements.

Supporting documentation

[261 Stevens St Town of Barnstable FEMA Map.pdf](#)

[Flood-Insurance-Worksheet.docx](#)

[FIRMETTE National Flood Hazard Layer 261 Stevens St.pdf](#)

Are formal compliance steps or mitigation required?

Yes

No

Air Quality

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

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

Yes

No

Air Quality Attainment Status of Project's County or Air Quality Management District

2. Is your project's air quality management district or county in non-attainment or maintenance status for any criteria pollutants?

No, project's county or air quality management district is in attainment status for all criteria pollutants.

Yes, project's management district or county is in non-attainment or maintenance status for the following criteria pollutants (check all that apply):

Screen Summary

Compliance Determination

The project's county or air quality management district is in attainment status for all criteria pollutants. The project is in compliance with the Clean Air Act.

Supporting documentation

[2012 Designated Areas and States.pdf](#)

[Nonattainment Areas Ozone 2015.pdf](#)

[Air-Quality-Worksheet.docx](#)

[Nonattainment Areas Sulfur Dioxide 2010.pdf](#)

[Nonattainment Areas Carbon Monoxide 1971.pdf](#)

[Summary Nonattainment Area Population Exposure Report.pdf](#)

[Criteria Pollutant Nonattainment Summary Report.xls](#)

[Details of Criteria Pollutant Nonattainment Area Summary Report.xls](#)

[Lead \(2008\) Designated Areas:States.pdf](#)

[Nitrogen Dioxide \(1971\) Designated Areas:States.pdf](#)

Are formal compliance steps or mitigation required?

Yes

No

Coastal Zone Management Act

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

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

Yes

No

2. Does this project include new construction, conversion, major rehabilitation, or substantial improvement activities?

Yes

No

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

Screen Summary

Compliance Determination

Based on the project description the project does not include any activities that would affect a Coastal Zone. The project is in compliance with the Coastal Zone Management Act.

Supporting documentation

[Coastal-Zone-Management-Worksheet.docx](#)

Hyannis-Village-
Marketplace-Early-
Education-Center-

Hyannis, MA

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[MA CZM Regions.pdf](#)

[State CZMA Boundaries.pdf](#)

[czm-policy-guide-fed-actions.pdf](#)

[czm-policy-guide-fcr.pdf](#)

[Barrett Planning Group LLC Mail - Federal Consistency Question.pdf](#)

Are formal compliance steps or mitigation required?

Yes

No

Contamination and Toxic Substances

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

1. How was site contamination evaluated? Select all that apply. Document and upload documentation and reports and evaluation explanation of site contamination below.

- American Society for Testing and Materials (ASTM) Phase I Environmental Site Assessment (ESA)
ASTM Phase II ESA
Remediation or clean-up plan
ASTM Vapor Encroachment Screening
None of the Above

2. Were any on-site or nearby toxic, hazardous, or radioactive substances found that could affect the health and safety of project occupants or conflict with the intended use of the property? (Were any recognized environmental conditions or RECs identified in a Phase I ESA and confirmed in a Phase II ESA?)

- No

Explain:

Based on the Phase 1 review and interpretation of reasonably ascertainable information and observations made during the Subject Property reconnaissance, the report offers the following regarding Recognized Environmental Conditions ("RECs"), Historical Recognized Environmental Conditions ("HRECs") and Controlled Recognized Environmental Conditions ("CRECs"): -No RECs as defined in Section 1.1 were identified at the Subject Property; -No Historical Recognized Environmental Conditions ("HRECs") as defined in Section 1.1 were identified at the Subject Property; and -No Controlled Recognized Environmental Conditions ("CRECs") as defined in Section 1.1 were identified at the Subject Property.

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

Yes

Screen Summary

Compliance Determination

Site contamination was evaluated as follows: ASTM Phase I ESA. On-site or nearby toxic, hazardous, or radioactive substances that could affect the health and safety of project occupants or conflict with the intended use of the property were not found. The project is in compliance with contamination and toxic substances requirements.

Supporting documentation

[NPLs Deleted NPLs Proposed NPLs Map.pdf](#)
[MA DEP Underground Storage Tanks Barnstable.csv](#)
[ENVIROFACTS Search US EPA Barnstable.xlsx](#)
[Site-Contamination-Multi-Family-Worksheet.docx](#)
[TRI Facilities Cape Cod.pdf](#)
[MA hazardous waste facilities and recyclers.pdf](#)
[list-superfund-npl-sites-massachusetts.pdf](#)
[ASTM Phase I - Stevens Street April 2021.pdf](#)

Are formal compliance steps or mitigation required?

Yes

No

Endangered Species

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

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

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

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

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

2. Are federally listed species or designated critical habitats present in the action area?

No, the project will have No Effect due to the absence of federally listed species and designated critical habitat

- ✓ Yes, there are federally listed species or designated critical habitats present in the action area.

3. What effects, if any, will your project have on federally listed species or designated critical habitat?

No Effect: Based on the specifics of both the project and any federally listed species in the action area, you have determined that the project will have absolutely no effect on listed species or critical habitat. in the action area.

- ✓ May Affect, Not Likely to Adversely Affect: Any effects that the project may have on federally listed species or critical habitats would be beneficial, discountable, or insignificant.

Likely to Adversely Affect: The project may have negative effects on one or more listed species or critical habitat.

4. Informal Consultation is required

Section 7 of ESA (16 USC. 1536) mandates consultation to resolve potential impacts to endangered and threatened species and critical habitats. If a HUD-assisted project may affect any federally listed endangered or threatened species or critical habitat, then compliance is required with Section 7. See 50 CFR Part 402 Subpart B Consultation Procedures.

Did the Service(s) concur with the finding that the project is Not Likely to Adversely Affect?

- ✓ Yes, the Service(s) concurred with the finding.

Based on the response, the review is in compliance with this section. Document and upload the following below:

- (1) A biological evaluation or equivalent document
- (2) Concurrence(s) from FWS and/or NMFS
- (3) Any other documentation of informal consultation

Exception: If finding was made based on procedures provided by a letter of understanding, memorandum of agreement, programmatic agreement, or checklist provided by local HUD office, provide whatever documentation is mandated by that agreement.

No, the Service(s) did not concur with the finding.

6. For the project to be brought into compliance with this section, all adverse impacts must be mitigated. Explain in detail the exact measures that must be implemented to mitigate for the impact or effect, including the timeline for implementation. This information will be automatically included in the Mitigation summary for the environmental review. If negative effects cannot be mitigated, cancel the project using the button at the bottom of this screen.

Mitigation as follows will be implemented:

- ✓ No mitigation is necessary.

Explain why mitigation will not be made here:

This finding is based on information from an IPaC review and a Verification Letter from the U.S. Department of the Interior that states "this letter verifies that the PBO satisfies and concludes your responsibilities for this Action under ESA Section 7(a)(2) with respect to the northern long-eared bat." Other species on the species list are not affected by this project, as supported in the Biological Assessment generated from IPaC.

Screen

Summary

Compliance Determination

This project May Affect, but is Not Likely to Adversely Affect, listed species, and informal consultation was conducted. This project is in compliance with the Endangered Species Act without mitigation.

Supporting documentation

[Long Eared Bat Locations MA.pdf](#)

[Map of Critical Env Concern 261 Stevens St.pdf](#)

[19-348 YMCA Site Plan rev 2-14-22.pdf](#)

[Monarch Butterfuly Information.pdf](#)

[Town of Barnstable BioMap2.pdf](#)

[Species Listings Barnstable County Report.csv](#)

[Endangered-Species-Act-Worksheet.docx](#)

[Species List New England Ecological Services Field Office \(1\).pdf](#)

[Sandplain Gerardia Information.pdf](#)

[MA Verification Letter Northern Long-Eared Bat \(NLEB\) Consultation and 4\(d\) Rule Consistency 2022-03-29.pdf](#)

[Biomap2 261 Stevens St.pdf](#)

[Biological Assessment 2022-03-29 \(2\).pdf](#)

[American Chaffseed Information\(1\).pdf](#)

[American Chaffseed Information 2.pdf](#)

Are formal compliance steps or mitigation required?

Yes

No

Explosive and Flammable Hazards

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

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

No

Yes

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

No

Yes

3. Within 1 mile of the project site, are there any current or planned stationary aboveground storage containers that are covered by 24 CFR 51C? Containers that are NOT covered under the regulation include:

- Containers 100 gallons or less in capacity, containing common liquid industrial fuels OR

- Containers of liquified petroleum gas (LPG) or propane with a water volume capacity of 1,000 gallons or less that meet the requirements of the 2017 or later version of National Fire Protection Association (NFPA) Code 58.

If all containers within the search area fit the above criteria, answer "No." For any other type of aboveground storage container within the search area that holds one of the flammable or explosive materials listed in Appendix I of 24 CFR part 51 subpart C, answer "Yes."

No

Yes

4. Based on the analysis, is the proposed HUD-assisted project located at or beyond the required separation distance from all covered tanks?

✓ Yes

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

No

Screen Summary

Compliance Determination

There is a current or planned stationary aboveground storage container of concern within 1 mile of the project site. The Separation Distance from the project is acceptable. The project is in compliance with explosive and flammable hazard requirements.

Supporting documentation

[24 CFR 51 203 Safety Standards.pdf](#)

[268 STEVENS ST SITE 4 Acceptable Separation Distance \(ASD\) Electronic Assessment Tool - HUD Exchange.pdf](#)

[268 STEVENS ST SITE 5 and 6 Acceptable Separation Distance \(ASD\) Electronic Assessment Tool - HUD Exchange.pdf](#)

[502-cmr-5.pdf](#)

[eCode Town of Barnstable Fuel and Chemical Storage Tanks.pdf](#)

[27 BETTYS POND RD Map.pdf](#)

[33 CHASE ST Map.pdf](#)

[35 WASHINGTON ST Map.pdf](#)

[27 BETTYS POND RD Acceptable Separation Distance \(ASD\) Electronic Assessment Tool - HUD Exchange.pdf](#)

[33 CHASE ST Acceptable Separation Distance \(ASD\) Electronic Assessment Tool - HUD Exchange.pdf](#)

[Explosive-and-Flammable-Facilities-Worksheet.docx](#)

[35 WASHINGTON ST Acceptable Separation Distance \(ASD\) Electronic Assessment Tool - HUD Exchange.pdf](#)

[268 STEVENS ST Map.pdf](#)

[268 STEVENS ST SITE 1 Acceptable Separation Distance \(ASD\) Electronic Assessment Tool - HUD Exchange.pdf](#)

[268 STEVENS ST SITE 3 Acceptable Separation Distance \(ASD\) Electronic Assessment Tool - HUD Exchange.pdf](#)

[268 STEVENS ST SITE 2 Acceptable Separation Distance \(ASD\) Electronic Assessment Tool - HUD Exchange.pdf](#)

Are formal compliance steps or mitigation required?

Yes

No

Farmlands Protection

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

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

Yes

No

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

Zoning maps from the Town of Barnstable.

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

Screen Summary

Compliance Determination

This project does not include any activities that could potentially convert agricultural land to a non-agricultural use. The project is in compliance with the Farmland Protection Policy Act.

Supporting documentation

[Hyannis Zoning Map.pdf](#)

[Barnstable Zoning Map.pdf](#)

[Town of Barnstable - Assessing Division -.pdf](#)

[261 Stevens St Zoning Map.pdf](#)

[Farmlands-Protection-Worksheet.docx](#)

Are formal compliance steps or mitigation required?

Yes

No

Floodplain Management

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

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

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

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

[FEMA Map 261 Stevens St.png](#)

[FIRMETTE 261 Stevens St.pdf](#)

[FIRMETTE National Flood Hazard Layer 261 Stevens St\(1\).pdf](#)

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

Does your project occur in a floodplain?

- No

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

Yes

Screen Summary

Compliance Determination

This project does not occur in a floodplain. The project is in compliance with Executive Order 11988.

Supporting documentation

[Part-55-Floodplain-Management-Compliance-Critical-Actions-Flowchart.pdf](#)

[Flood-Insurance-study.pdf](#)

[261 Stevens St. Town of Barnstable FEMA Map\(1\).pdf](#)

[Floodplain-Management-Worksheet.docx](#)

Are formal compliance steps or mitigation required?

Yes

No

Historic Preservation

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

Threshold

Is Section 106 review required for your project?

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

Threshold (b). Document and upload the memo or explanation/justification of the other determination below:

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

Screen Summary

Compliance Determination

Based on the project description the project has No Potential to Cause Effects. The project is in compliance with Section 106.

Supporting documentation

[YMCA MHC Letter\(2\).pdf](#)

[Historic-Preservation-Worksheet.docx](#)

[PNF_MHC.pdf](#)

[YMCA MHC Letter 2.pdf](#)

[YMCA MHC Letter 3.pdf](#)

[national-register-listed-20220106.xlsx](#)

[histpresmap_Cape Cod.pdf](#)

[MACRIS Barnstable Search.xlsx](#)

[NRHP Map.pdf](#)

[FinalHandout_Historic Buildings.pdf](#)

[Section-106-Agreement-Database \(1\).xlsx](#)

[HUD-Disaster-Recovery-Agreement-Database \(1\).xlsx](#)

[Mass Historic Commission Ruling 3-16-2020.pdf](#)

Are formal compliance steps or mitigation required?

Yes

No

Noise Abatement and Control

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

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

New construction for residential use

Rehabilitation of an existing residential property

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

An interstate land sales registration

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

✓ None of the above

Screen Summary

Compliance Determination

Based on the project description, this project includes no activities that would require further evaluation under HUD's noise regulation. The project is in compliance with HUD's Noise regulation.

Supporting documentation

[noise exposure maps FAA.pdf](#)
[noiseabatement Barnstable Airport.pdf](#)
[flightpaths Barnstable Airport.pdf](#)

[eCode Noise Ordinance Barnstable.pdf](#)
[Noise Abatement Major RdWy.pdf](#)
[Noise Abatement Major RailWy\(1\).pdf](#)
[Noise Abatement Major RailWy 2.pdf](#)
[Noise Abatement Major Airport\(1\).pdf](#)
[Noise Abatement Major Airport 2.pdf](#)
[Noise-Abatement-and-Control-CEST-Worksheet.docx](#)

Are formal compliance steps or mitigation required?

Yes

No

Sole Source Aquifers

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

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

Yes

No

2. Is the project located on a sole source aquifer (SSA)?

A sole source aquifer is defined as an aquifer that supplies at least 50 percent of the drinking water consumed in the area overlying the aquifer. This includes streamflow source areas, which are upstream areas of losing streams that flow into the recharge area.

< No

Yes

3. Does your region have a memorandum of understanding (MOU) or other working agreement with Environmental Protection Agency (EPA) for HUD projects impacting a sole source aquifer?

Yes

No

5. Will the proposed project contaminate the aquifer and create a significant hazard to public health?

Consult with your Regional EPA Office. Your consultation request should include detailed information about your proposed project and its relationship to the aquifer and associated streamflow source area. EPA will also want to know about water, stormwater and waste water at the proposed project. Follow your MOU or working agreement or contact your Regional EPA office for specific information you may need to provide. EPA may request additional information if impacts to the aquifer are questionable after this information is submitted for review. Does your MOU or working agreement exclude your project from further review?

✓ No

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

Yes

Screen Summary

Compliance Determination

The project is located on a sole source aquifer. Following consultation with the regional EPA office, it has been determined that this project will not contaminate the aquifer and create a significant hazard to public health. The project is in compliance with Sole Source Aquifer requirements.

Supporting documentation

[19-348 YMCA Site Plan rev 2-14-22\(1\).pdf](#)

[YMCA Childcare-Village Market Place-CD ISSUED 20191025.pdf](#)

[YMCA Landscape Plan Final.pdf](#)

[Barrett Planning Group LLC Mail - Hyannis Marketplace Early Childhood Center Env Review Follow Up.pdf](#)

[EPA Region 1 SSA Project Review Information for Applicants April 2022_FOR TED.pdf](#)

[Sole-Source-Aquifers-Worksheet.docx](#)

[USGS National Water Info System Mapper.pdf](#)

[Sole Source Aquifer Map 261 Stevens St.pdf](#)

[Barrett Planning Group LLC Mail - RE External Message Re MOU - Sole Source Aquifer.pdf](#)

[SSA Review-YMCA Barnstable-revfinal.docx](#)

Are formal compliance steps or mitigation required?

Yes

Hyannis-Village-
Marketplace-Early-
Education-Center-

Hyannis, MA

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No

Wetlands Protection

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

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

No

Yes

2. Will the new construction or other ground disturbance impact an on- or off-site wetland? The term "wetlands" means those areas that are inundated by surface or ground water with a frequency sufficient to support, and under normal circumstances does or would support, a prevalence of vegetative or aquatic life that requires saturated or seasonally saturated soil conditions for growth and reproduction. Wetlands generally include swamps, marshes, bogs, and similar areas such as sloughs, potholes, wet meadows, river overflows, mud flats, and natural ponds.

"Wetlands under E.O. 11990 include isolated and non-jurisdictional wetlands."

No, a wetland will not be impacted in terms of E.O. 11990's definition of new construction.

Based on the response, the review is in compliance with this section. Document and upload a map or any other relevant documentation below which explains your determination

Yes, there is a wetland that be impacted in terms of E.O. 11990's definition of new construction.

Screen Summary

Compliance Determination

The project will not impact on- or off-site wetlands. The project is in compliance with Executive Order 11990.

Supporting documentation

[Town of Barnstable Map 261 Stevens St.pdf](#)

[MA DEP Wetlands Map 261 Stevens St.pdf](#)

[CCC Wetlands Map 261 Stevens St.pdf](#)

[National Wetlands Inv Map 261 Stevens St.pdf](#)

[National Wetlands Inv Projects Map 261 Stevens St.pdf](#)

[Wetlands Protection Town of Barnstable Town Bylaws.pdf](#)

[Wetlands-Protection-Worksheet.docx](#)

Are formal compliance steps or mitigation required?

Yes

No

Wild and Scenic Rivers Act

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

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

✓ No

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

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

Screen Summary

Compliance Determination

This project is not within proximity of a NWSRS river. The project is in compliance with the Wild and Scenic Rivers Act.

Supporting documentation

[National Wild and Scenic River Mapper MA.pdf](#)
[NWSRS Eligible and Suitable Rivers Map ArcGIS.pdf](#)
[MA Wild and Scenic Rivers.pdf](#)
[Wild-and-Scenic-Rivers-Worksheet.docx](#)

Are formal compliance steps or mitigation required?

Yes

No

Environmental Justice

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

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

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

Yes

✓ No

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

Screen Summary

Compliance Determination

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

Supporting documentation

[EJ Screen Report 261 Stevens St.pdf](#)

[EPA Enviromapper 261 Stevens St.pdf](#)

[EJ Screen ACS Summary Report 261 Stevens St.pdf](#)

[EJ Screen Census 2010 Summary Report 261 Stevens St.pdf](#)

[CDC Infographic Barnstable County.pdf](#)

[MA ArcGIS EJ Mapper.pdf](#)

[EJ MA Statewide.pdf](#)

[Environmental-Justice-Worksheet.docx](#)

Are formal compliance steps or mitigation required?

Hyannis-Village-
Marketplace-Early-
Education-Center-

Hyannis, MA

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Yes

No