

September 11, 2012

Ms. Karen M. Griego  
Office of Healthy Homes and Lead Hazard Control  
Program Environmental Clearance Officer  
U.S. Department of Housing and Urban Development  
611 West 6<sup>th</sup> Street, Suite 801  
Los Angeles, CA 90017

Dear Ms. Griego:

**Re: 2012 Lead Hazard Reduction Demonstration Grant**  
NYLHD0238-12  
June 1, 2012 to May 31, 2015

The City of New York - Department of Housing Preservation and Development (HPD) has completed the Tier I Environmental Review and is requesting the release of environmental conditions. Enclosed you will find each of the items listed below, as requested in the instructions package.

- Notice of Intent to Request Release of Funds publication and affidavits of publication
- Project abstract
- Determination of Exemption form for HUD funded projects per 24 CFR 58.34(a);  
Compliance documentation for other requirements cited at 24 CFR 58.6
- Rehabilitation Environmental Review (RER) form
- Program Target Areas map
- Program Target Areas and Floodplains map
- Coastal Zone consistency documentation and map
- Form HUD-7015.15 - Request for Release of Funds and Certification

In an effort to assure the contact information in your files is accurate, and that the letter approving the environmental certification reaches all affected parties, we are providing you with the information below:

**Certifying Officer:**

**Name: Patrick S. Blanchfield, AICP, Director of Environmental Planning**

**Address: HPD, 100 Gold Street, Rm 9I-7, New York, New York 10038**

**Phone: (212) 863-5056**

**Fax: (212) 863-5052**

**Email: blanchfp@hpd.nyc.gov**

**Program Director:**

**Name: Thomas O'Hagan**

**Address: HPD, 100 Gold Street, 9U-7A**

**Phone: (212) 863-6389**

**Fax: (212) 863-5793**

**Email: toh@hpd.nyc.gov**

**Program Manager:**

**Name: James Hsi**

**Address: HPD, 100 Gold Street, 9U-2C**

**Phone: (212) 863-6811**

**Email: hsi@hpd.nyc.gov**

Please let me know if you require additional information.

Sincerely,



Patrick S. Blanchfield, AICP

Director of Environmental Planning



## NOTICE OF INTENT TO REQUEST RELEASE OF FUNDS

August 29, 2012

The City of New York - Department of Housing Preservation & Development  
100 Gold Street  
New York, NY 10038  
(212) 863-6389

On or about September 7, 2012, the City of New York - Department of Housing Preservation & Development (HPD) will submit a request to the U.S. Department of Housing and Urban Development (HUD) for the release of funds from the Lead Hazard Reduction Demonstration Grant Program, authorized by §1011 of the Residential Lead-Based Paint Hazard Reduction Act of 1992 (Title X of the Housing and Community Development Act of 1992, Public Law 102-550, and the Appropriations Act of 2012, Public Law 112-55). The request is being made for the purpose of reducing lead-based paint hazards in targeted areas of Queens (Elmhurst/Corona and Middle Village/Ridgewood), Brooklyn (Williamsburg/Greenpoint, Bedford-Stuyvesant, Bushwick, Brownsville/Ocean Hill, East New York/Starrett City, Sunset Park, Flatbush and East Flatbush) and the Bronx (Kingsbridge Heights/Mosholu, Morrisania/East Tremont, and Highbridge/South Concourse). The requested funding would support New York City's ongoing efforts to prevent childhood lead poisoning. HPD's lead grant program, the Primary Prevention Program, is requesting the release of \$3,000,000, supported by \$1,982,984 in match funding, for the period June 1, 2012 to May 31, 2015.

The proposed hazard control 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. In accordance with §58.15, a tiered review process has been structured, whereby some environmental laws and authorities have been reviewed and studied for the intended target areas listed above. Other applicable environmental laws and authorities will be complied with, when individual projects are ripe for review. Specifically, the target areas have been studied and compliance with the following laws and authorities have been established in this Tier 1 review: Floodplain Management, Coastal Barriers Resource Act, and Coastal Zone Management Act. In the Tier 2 review, compliance with the following environmental laws and authorities will take place for proposed projects funded under the program listed above: Historic Preservation, National Flood Insurance Program requirements, Explosive & Flammable Operations, toxics/hazardous materials. Should individual aggregate projects exceed the threshold for categorical exclusion detailed at §58.35(a), an Environmental Assessment will be completed and a separate Finding of No Significant Impact and Request for Release of Funds published. Copies of the compliance documentation worksheets are available at the address below.

An Environmental Review Record (ERR) which documents the environmental determinations for the requested funding, and more fully describes the tiered review process cited above, is on file at HPD, Office of Development, Environmental Planning, 100 Gold Street, Room 9I-7, New York, New York 10038. The ERR is also available on HPD's website.

### PUBLIC COMMENTS

Any individual, group, or agency may submit written comments on the ERR to HPD. Written comments or objections to the obligation and/or use of Lead Hazard Reduction Demonstration Grant Funds must be received by HPD at 100 Gold Street, New York, NY 10038, Attn: P.

Blanchfield, AICP, Room 9I-7 on or before September 6, 2012. All comments received will be considered by HPD prior to authorizing submission of a Request for Release of Funds and Environmental Certification to HUD. No comments or objections received after this date will be considered.

#### RELEASE OF FUNDS

The City of New York certifies to HUD in its request for release of funds that the City and HPD's Commissioner, in his official capacity as certifying officer for Lead Hazard Reduction Demonstration Grant funds, consents to accept jurisdiction of the federal courts if an action is brought to enforce responsibilities in relation to environmental reviews, decision making and action, 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 HPD to utilize federal funds and implement the Program.

#### OBJECTIONS TO RELEASE OF FUNDS

HUD will consider objections to its release of funds and 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 HPD (b) the HPD has omitted a step or failed to make a decision or finding required by HUD regulations at 24 CFR Part 58; (c) the HPD 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: Karen Griego, Office of Healthy Homes and Lead Hazard Control Program Environmental Clearance Officer, U.S. Department of Housing and Urban Development, 611 West 6<sup>th</sup> Street, Suite 801, Los Angeles, CA 90017. Potential objectors may contact HUD to verify the actual last day of the objection period.

Mathew Wambua, Commissioner  
City of New York - Department of Housing Preservation & Development

**AFFIDAVIT OF PUBLICATION**

**STATE OF NEW YORK**

**COUNTY OF NEW YORK**

Alison Bloom, being duly sworn, hereby declares and says, that she is the Advertising Account Executive responsible for placing of advertisement in **El Diario** for Miller Advertising Agency Inc; Located in New York, NY, and that the **Legal Advertisement** of which the annexed is a true copy, has been published in the said publication for the **New York City Department of Housing Preservation and Development** on the **29<sup>th</sup>** day of **August** of the year **2012**.

  
Alison Bloom

**Subscribed to and  
Sworn before me**

This 11<sup>th</sup> day of September 2012

  
Notary Public

Donna Perez  
Notary Public State Of New York  
No. 01PE6151365  
Qualified In New York County  
Commission Expires August, 14<sup>th</sup> - 2014



# THE NEW YORK OBSERVER

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I, Georgia Lillie, solemnly swear that

Legal Notice Manager

of *The New York Observer*, published the English language in the County of New York, State of New York and that from my own personal knowledge and reference to the files of said public the attached

Legal Notice / Advertisement

was published on the following date(s)

- 08/29/2012



Georgia Lillie

Subscribed and sworn to before me  
This 29TH day of AUGUST, 2012



(notary public) My commission expires:

## PUBLIC NOTICE

### NOTICE OF INTENT TO REQUEST RELEASE OF FUNDS

August 29, 2012

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100 Gold Street, New York, NY 10038, (212) 863-8389

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The proposed hazard control 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. In accordance with §58.15, a tiered review process has been structured, whereby some environmental laws and authorities have been reviewed and studied for the intended target areas listed above. Other applicable environmental laws and authorities will be complied with, when individual projects are ripe for review. Specifically, the target areas have been studied and compliance with the following laws and authorities have been established in this Tier 1 review: Floodplain Management, Coastal Barriers Resource Act, and Coastal Zone Management Act. In the Tier 2 review, compliance with the following environmental laws and authorities will take place for proposed projects funded under the program listed above: Historic Preservation, National Flood Insurance Program requirements, Explosive & Flammable Operations, toxics/hazardous materials. Should individual aggregate projects exceed the threshold for categorical exclusion detailed at §58.35(a), an Environmental Assessment will be completed and a separate Finding of No Significant Impact and Request for Release of Funds published. Copies of the compliance documentation worksheets are available at the address below.

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**PUBLIC COMMENTS:** Any individual, group, or agency may submit written comments on the ERR to HPD. Written comments or objections to the obligation and/or use of Lead Hazard Reduction Demonstration Grant Funds must be received by HPD at 100 Gold Street, New York, NY 10038, Attn: P. Blanchfield, AICP, Room 9F-7 on or before September 6, 2012. All comments received will be considered by HPD prior to authorizing submission of a Request for Release of Funds and Environmental Certification to HUD. No comments or objections received after this date will be considered.

**RELEASE OF FUNDS:** The City of New York certifies to HUD in its request for release of funds that the City and HPD's Commissioner, in his official capacity as certifying officer for Lead Hazard Reduction Demonstration Grant funds, consents to accept jurisdiction of the federal courts if an action is brought to enforce responsibilities in relation to environmental reviews, decision making and action, 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 HPD to utilize federal funds and implement the Program.

**OBJECTIONS TO RELEASE OF FUNDS:** HUD will consider objections to its release of funds and 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 HPD (b) the HPD has omitted a step or failed to make a decision or finding required by HUD regulations at 24 CFR Part 58; (c) the HPD 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: Karen Griego, Office of Healthy Homes and Lead Hazard Control Program Environmental Clearance Officer, U.S. Department of Housing and Urban Development, 611 West 6th Street, Suite 801, Los Angeles, CA 90017. Potential objectors may contact HUD to verify the actual last day of the objection period.

**NYC**  
Department of  
Housing Preservation  
& Development  
nyc.gov/hpd

MICHAEL R. BLOOMBERG  
Mayor

MATHEW M. WAMBUA  
Commissioner

Qualified in Queens County  
Commission Expires 11/27/15

## ABSTRACT

On behalf of the City of New York, the New York City Departments of Housing Preservation and Development (“HPD”) and of Health and Mental Hygiene (“DOHMH”) submit a proposal for grant funding under HUD’s Notice of Funding Availability for the 2012 Lead Hazard Reduction Demonstration Grant program. The main objective of this proposal is to reduce lead-based paint hazards in 240 units, located in high risk neighborhoods in the boroughs of Brooklyn, the Bronx, and Queens, and housed in buildings constructed prior to 1940. HPD requests \$3 million of federal funds to assist the City’s ongoing commitment to eliminating lead hazards and childhood lead poisoning.

Based on DOHMH’s surveillance data of elevated blood lead levels in children, HPD has selected Corona, Ridgewood-Glendale, and Jackson Heights in the borough of Queens; Flatbush, Borough Park, Sunset Park, Bushwick, East New York, Bushwick-Bedford Stuyvesant, Williamsburg, and Cypress Hills in the borough of Brooklyn; and Belmont-Fordham-Bedford Park, Morrisania, Wakefield, and Tremont areas in the Bronx. Based on 2010 Decennial Census Estimates, 2006-2010 American Community Survey 5 Year Estimates, and the 2008 New York City Housing and Vacancy Survey, these targeted areas have some of the highest incidences of elevated blood lead levels in children less than six years of age, and have a significant number of buildings built pre-1940, including a high percentage of families living at very-low income levels. The City of New York expects that its proposal will contribute to 240 lead-safer units. HPD and DOHMH will partner with two community-based organizations and conduct outreach to owners in need of assistance with loans and grant funding.

Both HPD and DOHMH have a successful record of using federal grants for lead paint treatment. Both City agencies have received multiple HUD lead hazard grants since 1995. Excluding the current 2010 grant currently being implemented, HPD has successfully completed 9<sup>1</sup> grants that have treated and cleared over 3,561 units, which represent 595 units over goal. HPD was also funded by three Lead Outreach grants in 2003, 2004, and 2005 for a total of \$1.5 million. Under these three initiatives 570 units were enrolled for lead-risk assessment and treatment, or 140 above its goal of 430 units. Finally, HPD and DOHMH are currently working with HUD under the 2010 grant. Based on the last quarterly period, the Program has received a “green” rating on all submitted reports, and is above benchmark goals in units assessed and treated/cleared. The Program plans to treat 240 dwelling units under this initiative. HPD uses City Capital funds to support its lead grant program, known as Primary Prevention Program (“PPP”).

The City’s proposal describes HPD’s planned partnership with two community-based organizations: Belmont Arthur Avenue Local Development Corporation (BAALDC) of the Bronx and Brooklyn Housing and Family Services (BHFS) of Brooklyn. The two groups have been serving their respective communities with housing assistance and other social outreach services for more than three decades. Each group has trained multi-lingual staff who work with owners, tenants and tenants organizations. They also offer services, including owner outreach for building improvements, youth services, home ownership, counseling, rehabilitation of affordable housing, and unemployment assistance. The Program worked successfully with BHFS under the 2004 and 2007 grants, and is currently working with both BHFS and BALALDC under the 2010 grant. The two groups will also work with several different faith-based organizations. To assist these partners and their outreach services and EPA contractor training,

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<sup>1</sup> Round II: NYLAG002194; Round IV: NYLAG007497; Round VIII: NYLHB016600; LHRD 2003: NYLHD0009-03; LHRD 2004: NYLHD0023-04; LHRD 2005: NYLHD0139-05; LHRD 2007: NYLHD0169-07; LHRD 2010: NYLHD0214-10; LHC 2005: NYLHB0296-05; LHC 2007: NYLHB0356-07

each group will receive a total of \$60,000 of grant funding during their twenty-four month commitment. Their contract term from October 1, 2012 to September 30, 2014 will allow the Program ample time to process and enroll units for treatment and clearance.

The requested grant funding of \$3,000,000 will support several main objectives during the proposed 36 months of the grant's term. The first objective is to treat 240 units. Of the planned 240 units, it is expected that 50 units will be part of a systems replacement rehabilitation loan. This objective plans to perform 360 lead risk assessments. The second objective is to provide outreach to local community residents in each of the three boroughs' targeted neighborhoods. The two partnering groups will commit to coordinating with their local Community Board districts over their two year contract. The local Community Board leaders will be a helpful conduit to assist with contacting owners, faith-based organizations, libraries and schools, and planned community events. This outreach activity will be supported by the use of various community events and the media. Informed awareness is a vitally important component of reducing the dangers of lead-based paint. Training and certification courses will also be offered to local, minority contract workers. The two CBO partners commit to training 75 workers in EPA/RRP certification. In addition, the groups will commit to the training of 1,000 local residents in healthy homes and lead poisoning prevention seminars in the respective target neighborhoods. The third goal is to have 67 children less than 6 years of age screened for lead poisoning as part of its enrollment of units under for treatment under this proposal.

All the major goals will be monitored by the Program on a daily, weekly, and monthly basis. Monthly Lead Task Force meeting will track the progress of the Program's strengths and weaknesses, and develop alternative plans to ensure the effectiveness of its strategies. Each of the objectives is supported by critical benchmarks that focus on specific goals.

The proposal will leverage additional public and private sources. The match in-cash and match-in-kind contributions will be a total of \$1,982,984, consisting mostly of City funds. The total match of in-kind contributions represents 66% of the requested federal lead grant. These match funds mirror grant requirements, with 81% of the in-kind funds going towards lead hazard control direct costs, 12% to other allowable direct costs, and 7% to indirect (administrative) costs. When examining the estimated costs for the entire grant (grant and in-kind funds, combined), 89.1% of the grant funds will go towards lead hazard control direct costs, 7.3% to other allowable direct costs, and 3.6% to indirect (administrative) costs.

The main personnel under this initiative can be reached as follows: Thomas O'Hagan, Department of Housing Preservation and Development, 100 Gold Street, NY, NY 10038 at (212) 863 – 6389; Deborah Gomez, Department of Housing Preservation and Development, 100 Gold Street, NY, NY 10038 at (212) 863 – 6443; Leslyn Daligadu, Department of Health and Mental Hygiene, 253 Broadway, New York, NY 10007 at (212) 442 – 1531; Larry Jayson of BHFS, 415 Albemarle Road, Brooklyn, NY 11218, a partnering group; and Consolato Cicciu of BAALDC, 660 East 183 Street, Bronx, NY 10458 at (718) 295-2882

**Office of Healthy Homes and Lead Hazard Control (FY 2012)  
Determination of Exemption per 24 CFR 58.34(a)  
and  
Determination of Categorical Exclusion per 24 CFR 58.35(b)**

Grantee Name: City of New York – Department of Housing Preservation & Development (HPD)  
Grant Number: NYLHD0238-12  
Grantee Address: 100 Gold Street, New York, NY 10038  
Project Description: Reduce lead-based paint hazards in 240 units, located in the most at-risk neighborhoods in the boroughs of Brooklyn, the Bronx and Queens, and housed in buildings pre-1940. (See attached Abstract)  
Funding Source(s): Lead Hazard Control  Lead Hazard Reduction Demo  Healthy Homes Prod  Other   
Funding Amount: \$1,950,000

**May be used to document compliance with “Exempt projects” at 24 CFR 58.34(a)  
May be subject to provisions of Sec 58.6, as applicable**

**I hereby certify that the above detailed project has been reviewed and determined to be exempt from environmental review per 24 CFR 58.34(a) as follows (mark all that apply):**

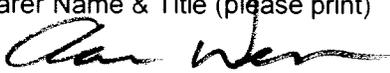
|          |   |
|----------|---|
|          | 1. Environmental and other studies, resource identification and the development of plans and strategies;  |
|          | 2. Information and financial services;  |
| <b>X</b> | 3. Administrative and management activities;  |
|          | 4. Public services that will not have a physical impact or result in any physical changes, including but not limited to services concerned with (Sec 3) <i>employment</i> , crime prevention, child care, <i>health</i> , drug abuse, <i>education</i> , counseling, energy conservation and welfare or recreational needs;   |
| <b>X</b> | 5. Inspections and testing of properties for hazards or defects;  |
|          | 6. Purchase of insurance;   |
|          | 7. Purchase of tools;   |
| <b>X</b> | 8. Engineering or design costs;   |
| <b>X</b> | 9. Technical assistance and training;   |
|          | 10. Assistance for temporary or permanent improvements that do not alter environmental conditions and are limited to protection, repair, or restoration activities necessary only to control or arrest the effects from disasters or imminent threats to public safety including those resulting from physical deterioration; |
|          | 11. Payment of principal and interest on loans made or obligations guaranteed by HUD;   |
|          | 12. Any of the categorical exclusions listed in Sec. 58.35(a) provided that there are no circumstances that require compliance with any other Federal laws and authorities cited in Sec. 58.5.  |

If your project (in whole) or a specific activity fits into any of the above categories, a Request for Release of Funds (RROF) is not required. No further environmental release or approval from HUD is necessary for these activities. However, the Responsible Entity must still document in writing its compliance with and/or determine the applicability of “other requirements” per 24 CFR 58.6 (third page of this document).

By signing below, the Responsible Entity certifies, in writing, that each activity or project is exempt and meets the conditions specified for such exemption under section 24 CFR 58.34(a). Please send the original to the Program Environmental Clearance Officer and keep a copy of this determination in your program or project files.

Aaron Werner, AICP, Environmental Planner - HPD

Preparer Name & Title (please print)

  
Preparer Signature

8/29/12  
Date

**May be used to document compliance with "Categorically Excluded" projects at 24 CFR 58.35(b)  
May be subject to provisions of Sec 58.6, as applicable**

I hereby certify that some or all of the above detailed project/program has been reviewed and determined to be categorically excluded from environmental review per 24 CFR 58.35(b) as follows (mark all that apply):

|          |  |
|----------|--|
|          | 1. Supportive services including, but not limited to, health care, housing services, permanent housing placement, day care, nutritional services, short-term payments for rent/mortgage/utility costs, and assistance in gaining access to local, State, and Federal government benefits and services; |
| <b>X</b> | 2. Operating costs including maintenance, security, operation, utilities, furnishings, equipment, supplies, staff training and recruitment and other incidental costs;   |
|          | 3. Economic development activities, including but not limited to, equipment purchase, inventory financing, interest subsidy, operating expenses and similar costs not associated with construction or expansion of existing operations;  |

If your project (**in whole**) or a specific activity fits into any of the above categories, a Request for Release of Funds (RROF) is not required. No further environmental release or approval from HUD is necessary for these activities. However, the Responsible Entity must still document in writing its compliance with and/or determine the applicability of "other requirements" per 24 CFR 58.6 (second page of this document).

By signing below, the Responsible Entity certifies, in writing, that each activity or project is exempt and meets the conditions specified for such exemption under section 24 CFR 58.34(a). Please send the original to the Program Environmental Clearance Officer and keep a copy of this determination in your program or project files.

Patrick S. Blanchfield, AICP, Director of Environmental Planning - HPD

Responsible Entity Official Name & Title (please print)

  
Responsible Entity Official Signature

8/29/12  
Date

**LEVEL OF ENVIRONMENTAL REVIEW DETERMINATION: (FY 2012)**

**\*Note: Not applicable at the program environmental review (Tier 1) stage unless construction materials and equipment are purchased and stored on site. Otherwise, compliance documentation with 24 CFR 58.6 provisions are required at the (Tier 2) project-level.**

**Project Name / Description:**

**Level of Environmental Review (cite regulation):**

\_\_\_\_\_  
(Exempt per 24 CFR 58.34; Categorically excluded not subject to statutes per § 58.35(b); Categorically excluded subject to statutes per § 58.35(a); Environmental Assessment per § 58.36.)

**STATUTES and REGULATIONS listed at 24 CFR 58.6**

**FLOOD INSURANCE / FLOOD DISASTER PROTECTION ACT**

1. Does the project involve the acquisition, construction, or rehabilitation of structures, buildings, or mobile homes?  
 No; flood insurance is not required. The review of this factor is completed.  
 Yes; continue.
2. Is the structure or part of the structure located in a FEMA designated Special Flood Hazard Area?  
 No. Source Document (FEMA/FIRM floodplain zone designation, panel number, date): \_\_\_\_\_ (Factor review completed).  
 Yes. Source Document (FEMA/FIRM floodplain zone designation, panel number, date): \_\_\_\_\_ (Continue review).
3. Is the community participating in the National Insurance Program (or has less than one year passed since FEMA notification of Special Flood Hazards)?  
 Yes - Flood Insurance under the National Flood Insurance Program must be obtained and maintained for the economic life of the project, in the amount of the total project cost. A copy of the flood insurance policy declaration must be kept in the Environmental Review Record.  
 No (**Federal assistance may not be used in the Special Flood Hazards Area**).

**COASTAL BARRIERS RESOURCES ACT**

1. Is the project located in a coastal barrier resource area? (See [www.fema.gov/nfip/cobra.shtm](http://www.fema.gov/nfip/cobra.shtm)).  
 No; Cite Source Documentation: \_\_\_\_\_

\_\_\_\_\_  
(This element is completed).

- Yes - **Federal assistance may not be used in such an area.**

**AIRPORT RUNWAY CLEAR ZONES AND CLEAR ZONES DISCLOSURES**

1. Does the project involve the sale or acquisition of existing property within a Civil Airport's Runway Clear Zone, Approach Protection Zone, or a Military Installation's Clear Zone?  
 No; cite Source Document, page: \_\_\_\_\_

\_\_\_\_\_  
Project complies with 24 CFR 51.303(a)(3).

- Yes; **Disclosure statement must be provided** to buyer and a copy of the signed disclosure statement must be maintained in this Environmental Review Record.

\_\_\_\_\_  
Preparer Name/Title (print, sign & date)

\_\_\_\_\_  
Responsible Entity Official Name/Title (print, sign & date)

## **OHHLHC Rehabilitation Environmental Review (FY 2012)**

This Rehabilitation Environmental Review (RER) tiered review format [per 24CFR §58.15] may only be used for the environmental review of the rehabilitation (i.e., lead-based paint hazard control, healthy homes interventions) of existing residential structures [according to §58.35(a)(3)(i)] with or without the acquisition of the existing structure [according to §58.35(a)(5)]. It may not be used for projects involving changes in use or new construction activities. It may also be used for the rehabilitation of individual units in a multi-family structure, but not for the rehabilitation/acquisition of an entire multi-family building (>4 units), where using a Statutory Worksheet is recommended (consult OHHLHC Program Environmental Clearance Officer). *NOTE: Consult OHHLHC PECO should you wish to alter this recommended worksheet.*

**Program/project name and description:** (include maximum number of units to be remediated and maximum per-project grant/loan amounts)

The 2012 Lead Hazard Reduction Demonstration Grant offers grant funding to building owners for lead treatment through NYC's Primary Prevention Program, a joint initiative between the Department of Housing Preservation and Development (HPD) and the Department of Health and Mental Hygiene (DOHMH). The Program gives owners the means to make their buildings lead-safe through a mixture of abatement and low-level interim treatment work. The grants are dispensed as forgivable loans, valued at between \$9,000 and \$10,000 per apartment, which is the average cost of the lead treatment work. Some units may receive up to \$9,000 of non-LHR funding in conjunction with other moderate rehabilitation work.

The grant will assist with reducing lead-based paint hazards in 240 units, located in the most at-risk neighborhoods in the boroughs of Brooklyn, the Bronx and Queens, and housed in buildings constructed pre-1940. (See Area of Consideration below and attached Abstract)

**Period of Performance** From: (month/year) June/2012 To: (month/year) May/2015

**Area of Consideration:** (Define the geographic area from which applications for this program will be accepted. Attach a composite map showing target area and floodplains.)

The grant will assist with reducing lead-based paint hazards in 240 units located in targeted areas of Queens (Elmhurst/Corona and Middle Village/Ridgewood), Brooklyn (Williamsburg/Greenpoint, Bedford-Stuyvesant, Bushwick, Brownsville/Ocean Hill, East New York/Starrett City, Sunset Park, Flatbush and East Flatbush) and the Bronx (Kingsbridge Heights/Mosholu, Morrisania/East Tremont, and Highbridge/South Concourse).

See Figure 1 – Target Areas and Figure 2 – Floodplains.

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**Instructions:** The Factors addressed in this RER, Tier I, apply to the entire program area of consideration. Prepare an RER form once for each program that meets the criteria of rehabilitation/acquisition at §58.35(a)(3) &/or (5), and retain it in the Environmental Review Record (ERR). A new RER must be completed whenever there is a new Consolidated Plan, LHC/LHRD/HHP award or changes in the area of consideration or changes in the environmental conditions which could affect the program. Publish or disseminate a Notice of Intent to Request Release of Funds (NOI/RROF) per §58.70, after completion of this RER. The NOI/RROF shall identify the issues to be addressed in the site-specific reviews (Appendix

A) per §58.15. Do not commit HUD funds to any specific projects before obtaining the Authority to Use Grant Funds (HUD form 7015.15) for the program or before completing the site-specific Appendix A.

Site specific factors (including historic preservation, explosive/flammable operations, toxic substances, airport clear zones, flood insurance, coastal barriers)) shall be addressed by completing an Appendix A after an individual application is received and before approving any specific loan or grant. A separate Appendix A shall be completed and maintained for each structure to document compliance with these laws and authorities. Appropriate mitigation of impacts shall be documented and carried out for each site. Documents supporting compliance shall be maintained in the ERR.

## TARGET AREA – WIDE FACTORS

### Floodplain Management

Is any part of the area of consideration located in a Special Flood Hazard Area (SFHA, i.e., area designated "A" or "V" Zone by FEMA)?

( X ) YES; complete Part I on page 2 of this form.

( ) NO; **provide Source Documentation.**

**See Figure 2 – Target areas and Floodplains. Target Areas exclude all floodplains in accordance with the alternative permitted under Part I below.**

Source Documentation (FEMA FIRM panel number(s) and dates): \_\_\_\_\_  
(The entire program is in compliance with Executive Order 11988, Floodplain Management).

### Coastal Zone Management

Is any part of the area of consideration within the Coastal Zone according to the local Coastal Commission, Planning Department or equivalent (if certified Local Coastal Plan)?

( X ) YES; complete Part II on the back of this form.

( ) NO: **provide Source Documentation.**

Source Documentation: \_\_\_\_\_

NOTES: Ordinarily, the following laws/authorities listed at 24 CFR 58.5 are not invoked by housing rehabilitation projects: Executive Order 11990 Protection of Wetlands; Endangered Species Act, 16 USC 1531 et seq., as amended, particularly 16 USC 1536, 50 CFR 402; Wild and Scenic Rivers Act of 1968, 16 U.S.C. 1271 et. seq., as amended [particularly Sections 7(b) and (c)]; Clean Air Act, 42 U.S.C. 7401 et seq. as amended, particularly section 176(c) and (d), Farmland Protection Act, 7 CFR 658.3(c); Noise Abatement, 24 CFR 51.101(a)(2); Sole Source Aquifers, Memorandum of Agreement between HUD Region IX and U.S. Environmental Protection Agency Region IX, dated 4/30/90, and Executive Order 12898 Environmental Justice. However, should exceptional circumstances require compliance steps with any of these authorities, such compliance must be documented prior to approving the site-specific loan or grant.

## Part I FLOODPLAIN MANAGEMENT

1. Will this program ever involve any of the following activities **within Special Flood Hazard Areas** (100 year floodplain): a) property acquisition, b) rehabilitation interventions of single family units costing more than 50% of the market value of the structure before rehabilitation, **OR** c) rehabilitation interventions of units in multifamily residential structures (>4 unit buildings)?

Yes, proceed. (See # 2 and complete # 3 [if applicable] & 4)

No, compliance with Executive Order 11988 is established by program definition. (Complete # 4)  
**See Figure 2 – Target areas and Floodplains. Target Areas exclude all floodplains in accordance with the alternative permitted below.**

2. Before approving any rehabilitation acquisition loans or grants within a SFHA, comply with Executive Order 11988 by completing the 8-step-decision-making process for the entire area of consideration, according to 24 CFR §55.20, as applicable. ATTACH A COPY OF THIS 8-STEP PROCESS (including copies of all published notices). OR,

As an *alternative* to doing the 8-step process, the responsible entity may choose to revise the boundaries of the area of consideration to exclude the Special Flood Hazard Areas (SFHA's). However, properties within the excluded portions would then be ineligible for HUD-assisted acquisition/rehabilitation loans or grants under this program.

Is this the selected alternative?  Yes  No

*If yes, attach the map identifying the target area of consideration boundaries, excluding SFHA's.*

**See Figure 2 – Target Areas excluding Floodplains.**

3. Did completion of the 8-step process result in a determination that there is no practicable alternative to carrying out rehabilitation and/or acquisition of residential units within the Special Flood Hazard Area?

**N/A – Alternative to 8-step process selected. Refer to Figure 2.**

Yes; proceed  No; proceed

4. Is the community participating in the National Flood Insurance Program?

Yes; proceed  No; proceed

5. If answer to **either** questions #3 or #4 or both is **no**, loans and grants may **not** be approved within the Special Flood Hazard Area.

6. If answers to both questions #3 and #4 are **yes**, compliance review of this factor is complete. Rehabilitation activities in SFHAs may proceed subject to the implementation of mitigation measures identified in the 8 Step Process.

**WARNING:** The *Flood Disaster Protection Act* (listed at §58.6) additionally mandates the purchase of flood insurance for buildings located in SFHA's as a condition of approval for federal financial assistance. Flood insurance protection is mandatory for acquisition, construction, reconstruction, repair and improvement activities, *including lead-based paint hazard control and healthy homes interventions*. Responsible Entities with projects located in SFHA's are responsible for ensuring that flood insurance is maintained for the statutorily-prescribed period and dollar amount. In the case of grants, flood insurance must be maintained for the life of the building. In the case of loans, flood insurance must be maintained for the term of the loan. A copy of the flood insurance Policy Declaration must be maintained in the Environmental Review Record. The amount of flood insurance coverage must be at least equal to the total project cost (less the estimated land cost) or to the maximum limit of coverage made available by the NFIP Act.

**Part II COASTAL ZONE MANAGEMENT**       (check if not applicable)

Complete this part if any part of the area of consideration is within the designated Coastal Zone.

1. Have all acquisition/rehabilitation activities under this program been found to be consistent with the applicable Coastal Zone Management Plan?

( X ) Yes    ( ) No

Source Documentation (attach permit or determination of consistency):

**See attached letter from New York State Department of State and Coastal Zone Map.**

- a. If question #1 was answered "Yes", STOP HERE. Compliance with the Coastal Zone Management Act is documented.
  
- b. If question #1 was answered "No", obtain the coastal zone permit or determination of consistency.

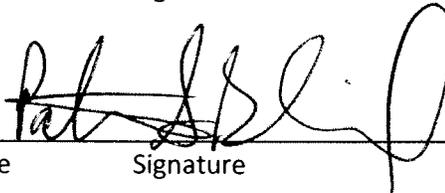
**DO NOT APPROVE LOAN OR GRANT WITHIN THE COASTAL ZONE before obtaining requisite permit or determination.**

Aaron Werner, AICP  
Environmental Planner - HPD  
Preparer-Name/Title

  
Signature

8/29/12  
Date

Patrick S. Blanchfield, AICP  
Director of Environmental Planning - HPD  
Responsible Entity Official-Name/Title

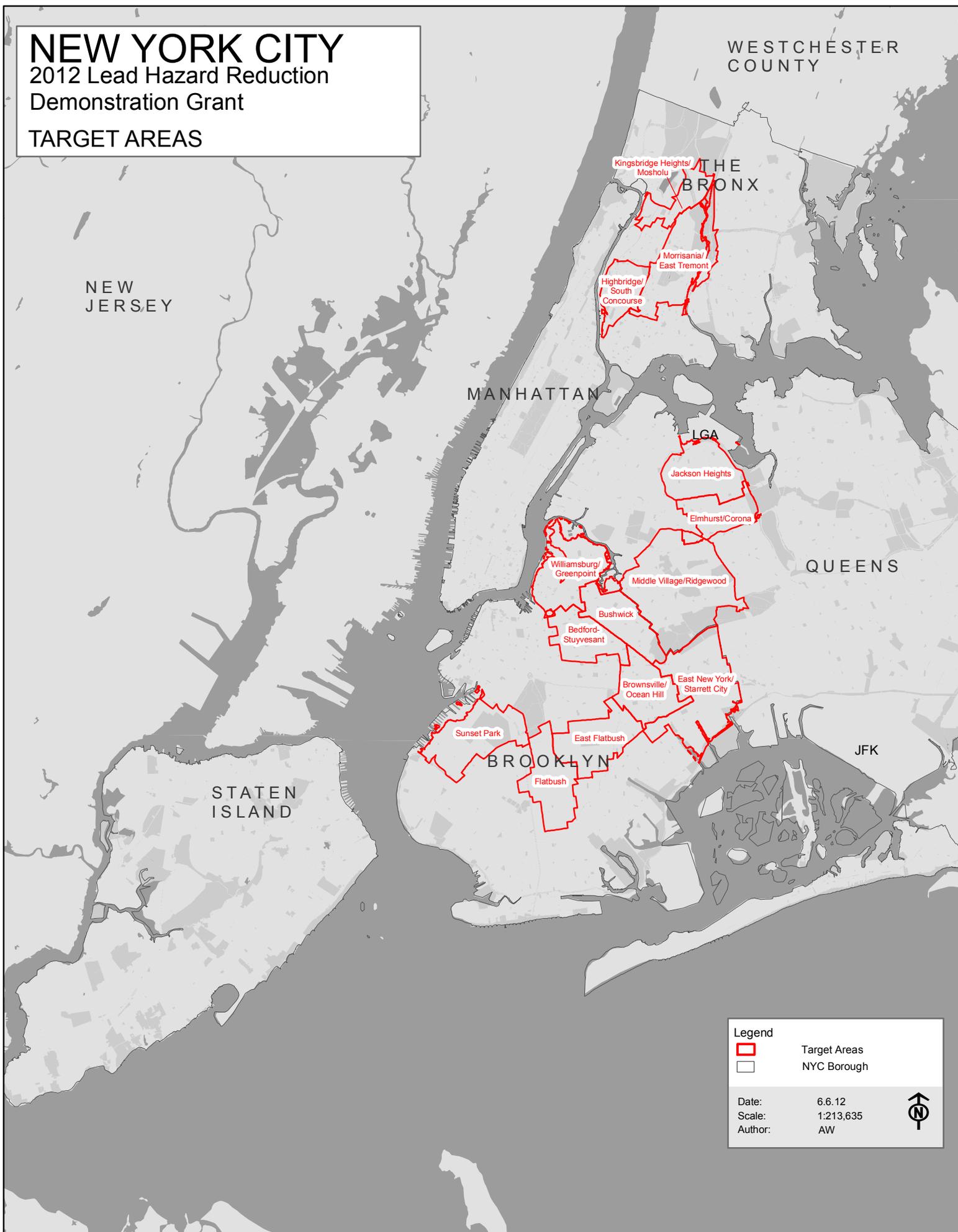
  
Signature

8/29/12  
Date

# NEW YORK CITY

## 2012 Lead Hazard Reduction Demonstration Grant

### TARGET AREAS



**Legend**

-  Target Areas
-  NYC Borough

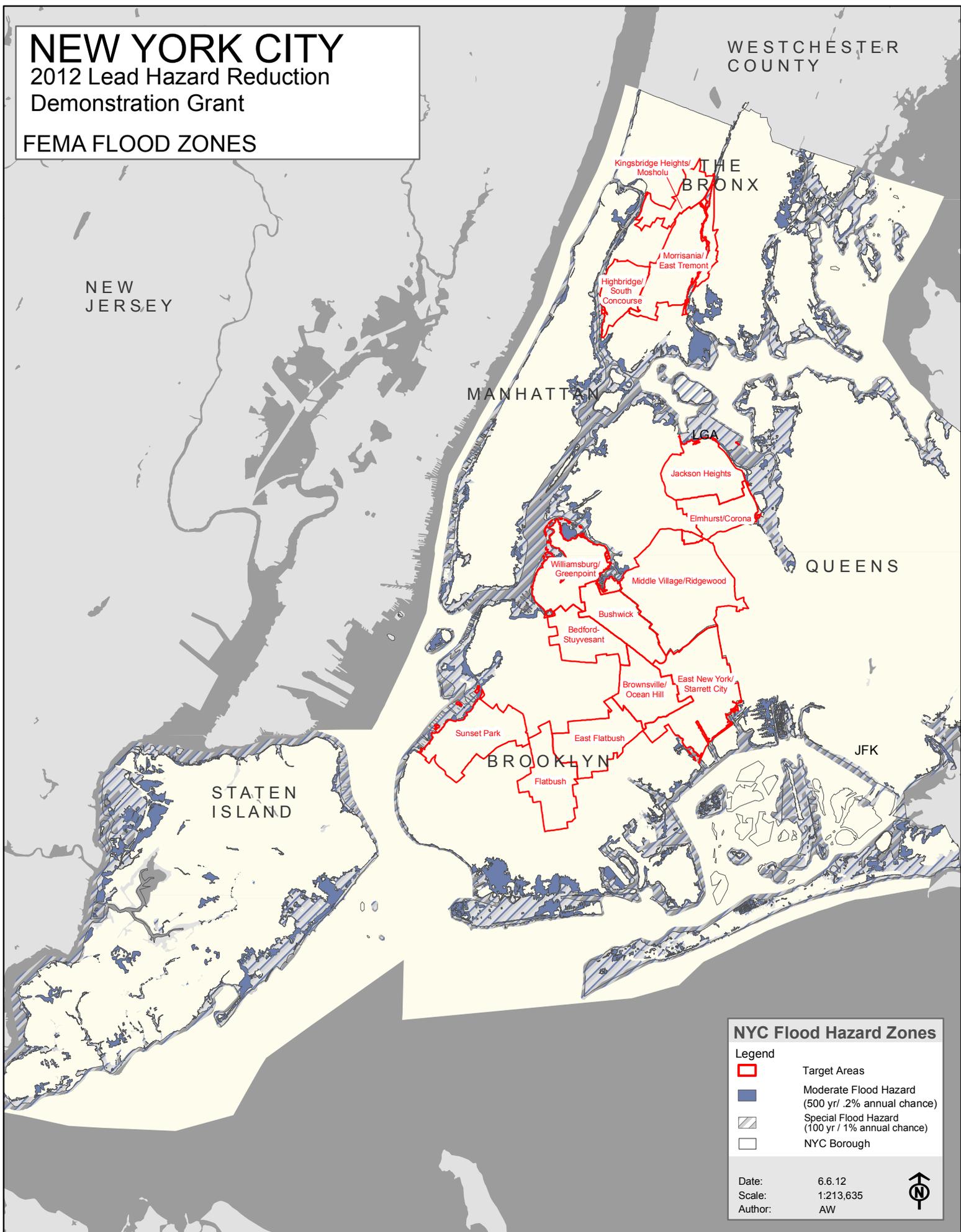
Date: 6.6.12  
Scale: 1:213,635  
Author: AW



# NEW YORK CITY

## 2012 Lead Hazard Reduction Demonstration Grant

### FEMA FLOOD ZONES



#### NYC Flood Hazard Zones

**Legend**

- Target Areas
- Moderate Flood Hazard (500 yr / .2% annual chance)
- Special Flood Hazard (100 yr / 1% annual chance)
- NYC Borough

Date: 6.6.12  
 Scale: 1:213,635  
 Author: AW

For Internal Use Only:

Date Received: \_\_\_\_\_

WRP no. \_\_\_\_\_

DOS no. \_\_\_\_\_

## NEW YORK CITY WATERFRONT REVITALIZATION PROGRAM Consistency Assessment Form

Proposed actions that are subject to CEQR, ULURP or other local, state or federal discretionary review procedures, and that are within New York City's designated coastal zone, must be reviewed and assessed for their consistency with the New York City Waterfront Revitalization Program (WRP). The WRP was adopted as a 197-a Plan by the Council of the City of New York on October 13, 1999, and subsequently approved by the New York State Department of State with the concurrence of the United States Department of Commerce pursuant to applicable state and federal law, including the Waterfront Revitalization of Coastal Areas and Inland Waterways Act. As a result of these approvals, state and federal discretionary actions within the city's coastal zone must be consistent to the maximum extent practicable with the WRP policies and the city must be given the opportunity to comment on all state and federal projects within its coastal zone.

This form is intended to assist an applicant in certifying that the proposed activity is consistent with the WRP. It should be completed when the local, state, or federal application is prepared. The completed form and accompanying information will be used by the New York State Department of State, other state agencies or the New York City Department of City Planning in their review of the applicant's certification of consistency.

### A. APPLICANT

1. Name: City of New York - Department of Housing Preservation & Development (HPD)
2. Address: 100 Gold Street, New York, NY 10038 (c/o Patrick Blanchfield)
3. Telephone: 212-863-5056 Fax: 212-863-5052 E-mail: blanchfp@hpd.nyc.gov
4. Project site owner: (multiple sites with various owners)

### B. PROPOSED ACTIVITY

1. Brief description of activity:

The City of New York has been awarded funding in connection with the 2012 Lead Hazard Control (LHC) Grant Program from the US Department of Housing and Urban Development (HUD). The Department of Housing Preservation & Development (HPD) will administer the 2012 LHC grant for the City of New York. The grant funding would be used to assist the City's on-going efforts to eliminate childhood lead poisoning through survey/assessment and rehabilitation to reduce residential lead hazards.

2. Purpose of activity:

The City's primary objective is to reduce lead-based paint hazards in 240 units, located in some of the most at-risk neighborhoods in the boroughs of Brooklyn, the Bronx and Queens. In addition, the grant would be used to provide outreach to community residents in the targeted neighborhoods.

3. Location of activity: (street address/borough or site description):

The target areas include the neighborhoods of Corona, Ridgewood-Glendale, and Jackson Heights in the borough of Queens; Flatbush, Borough Park, Sunset Park, Bushwick, East New York, Bushwick-Bedford Stuyvesant, Williamsburg, and Cypress Hills in the borough of Brooklyn; and Belmont-Fordham-Bedford Park, Morrisania, Wakefield, and Tremont neighborhoods in the Bronx.

**Proposed Activity Cont'd**

4. If a federal or state permit or license was issued or is required for the proposed activity, identify the permit type(s), the authorizing agency and provide the application or permit number(s), if known:  
N/A
  
5. Is federal or state funding being used to finance the project? If so, please identify the funding source(s).  
HPD would utilize grant funding from HUD's 2012 Lead Hazard Control (LHC) Grant Program.
  
6. Will the proposed project require the preparation of an environmental impact statement?  
Yes \_\_\_\_\_ No  \_\_\_\_\_ If yes, identify Lead Agency:
  
7. Identify **city** discretionary actions, such as a zoning amendment or adoption of an urban renewal plan, required for the proposed project.  
N/A

**C. COASTAL ASSESSMENT**

| <b>Location Questions:</b>  | <b>Yes</b>                          | <b>No</b>                           |
|---|-------------------------------------|-------------------------------------|
| 1. Is the project site on the waterfront or at the water's edge?  | <input checked="" type="checkbox"/> | _____                               |
| 2. Does the proposed project require a waterfront site?   | <input checked="" type="checkbox"/> | _____                               |
| 3. Would the action result in a physical alteration to a waterfront site, including land along the shoreline, land underwater, or coastal waters? | _____                               | <input checked="" type="checkbox"/> |
| <b>Policy Questions</b>   | <b>Yes</b>                          | <b>No</b>                           |

The following questions represent, in a broad sense, the policies of the WRP. Numbers in parentheses after each question indicate the policy or policies addressed by the question. The new Waterfront Revitalization Program offers detailed explanations of the policies, including criteria for consistency determinations.

Check either "Yes" or "No" for each of the following questions. For all "yes" responses, provide an attachment assessing the effects of the proposed activity on the relevant policies or standards. Explain how the action would be consistent with the goals of those policies and standards.

|   |                                     |                                     |
|---|-------------------------------------|-------------------------------------|
| 4. Will the proposed project result in revitalization or redevelopment of a deteriorated or under-used waterfront site? (1) | <input checked="" type="checkbox"/> | _____                               |
| 5. Is the project site appropriate for residential or commercial redevelopment? (1.1)                                       | <input checked="" type="checkbox"/> | _____                               |
| 6. Will the action result in a change in scale or character of a neighborhood? (1.2)  | _____                               | <input checked="" type="checkbox"/> |

**Policy Questions cont'd**

|   | Yes        | No         |
|---|------------|------------|
| 7. Will the proposed activity require provision of new public services or infrastructure in undeveloped or sparsely populated sections of the coastal area? (1.3)                                       | _____      | ✓<br>_____ |
| 8. Is the action located in one of the designated Significant Maritime and Industrial Areas (SMIA): South Bronx, Newtown Creek, Brooklyn Navy Yard, Red Hook, Sunset Park, or Staten Island? (2)        | ✓<br>_____ | _____      |
| 9. Are there any waterfront structures, such as piers, docks, bulkheads or wharves, located on the project sites? (2)   | _____      | ✓<br>_____ |
| 10. Would the action involve the siting or construction of a facility essential to the generation or transmission of energy, or a natural gas facility, or would it develop new energy resources? (2.1) | _____      | ✓<br>_____ |
| 11. Does the action involve the siting of a working waterfront use outside of a SMIA? (2.2)   | _____      | ✓<br>_____ |
| 12. Does the proposed project involve infrastructure improvement, such as construction or repair of piers, docks, or bulkheads? (2.3, 3.2)  | _____      | ✓<br>_____ |
| 13. Would the action involve mining, dredging, or dredge disposal, or placement of dredged or fill materials in coastal waters? (2.3, 3.1, 4, 5.3, 6.3)   | _____      | ✓<br>_____ |
| 14. Would the action be located in a commercial or recreational boating center, such as City Island, Sheepshead Bay or Great Kills or an area devoted to water-dependent transportation? (3)            | _____      | ✓<br>_____ |
| 15. Would the proposed project have an adverse effect upon the land or water uses within a commercial or recreation boating center or water-dependent transportation center? (3.1)                      | _____      | ✓<br>_____ |
| 16. Would the proposed project create any conflicts between commercial and recreational boating? (3.2)  | _____      | ✓<br>_____ |
| 17. Does the proposed project involve any boating activity that would have an impact on the aquatic environment or surrounding land and water uses? (3.3)   | _____      | ✓<br>_____ |
| 18. Is the action located in one of the designated Special Natural Waterfront Areas (SNWA): Long Island Sound- East River, Jamaica Bay, or Northwest Staten Island? (4 and 9.2)                         | ✓<br>_____ | _____      |
| 19. Is the project site in or adjacent to a Significant Coastal Fish and Wildlife Habitat? (4.1)  | _____      | ✓<br>_____ |
| 20. Is the site located within or adjacent to a Recognized Ecological Complex: South Shore of Staten Island or Riverdale Natural Area District? (4.1 and 9.2)   | _____      | ✓<br>_____ |
| 21. Would the action involve any activity in or near a tidal or freshwater wetland? (4.2)   | _____      | ✓<br>_____ |
| 22. Does the project site contain a rare ecological community or would the proposed project affect a vulnerable plant, fish, or wildlife species? (4.3)   | _____      | ✓<br>_____ |
| 23. Would the action have any effects on commercial or recreational use of fish resources? (4.4)  | _____      | ✓<br>_____ |
| 24. Would the proposed project in any way affect the water quality classification of nearby waters or be unable to be consistent with that classification? (5)  | _____      | ✓<br>_____ |
| 25. Would the action result in any direct or indirect discharges, including toxins, hazardous substances, or other pollutants, effluent, or waste, into any waterbody? (5.1)                            | _____      | ✓<br>_____ |
| 26. Would the action result in the draining of stormwater runoff or sewer overflows into coastal waters? (5.1)  | _____      | ✓<br>_____ |
| 27. Will any activity associated with the project generate nonpoint source pollution? (5.2)   | _____      | ✓<br>_____ |
| 28. Would the action cause violations of the National or State air quality standards? (5.2)   | _____      | ✓<br>_____ |

**Policy Questions cont'd**

|   | Yes        | No         |
|---|------------|------------|
| 29. Would the action result in significant amounts of acid rain precursors (nitrates and sulfates)? (5.2C)  | _____      | ✓<br>_____ |
| 30. Will the project involve the excavation or placing of fill in or near navigable waters, marshes, estuaries, tidal marshes or other wetlands? (5.3)  | _____      | ✓<br>_____ |
| 31. Would the proposed action have any effects on surface or ground water supplies? (5.4)   | _____      | ✓<br>_____ |
| 32. Would the action result in any activities within a federally designated flood hazard area or state-designated erosion hazards area? (6)   | ✓<br>_____ | _____      |
| 33. Would the action result in any construction activities that would lead to erosion? (6)  | _____      | ✓<br>_____ |
| 34. Would the action involve construction or reconstruction of a flood or erosion control structure? (6.1)  | _____      | ✓<br>_____ |
| 35. Would the action involve any new or increased activity on or near any beach, dune, barrier island, or bluff? (6.1)  | _____      | ✓<br>_____ |
| 36. Does the proposed project involve use of public funds for flood prevention or erosion control? (6.2)  | _____      | ✓<br>_____ |
| 37. Would the proposed project affect a non-renewable source of sand ? (6.3)  | _____      | ✓<br>_____ |
| 38. Would the action result in shipping, handling, or storing of solid wastes, hazardous materials, or other pollutants? (7)  | ✓<br>_____ | _____      |
| 39. Would the action affect any sites that have been used as landfills? (7.1)   | _____      | ✓<br>_____ |
| 40. Would the action result in development of a site that may contain contamination or that has a history of underground fuel tanks, oil spills, or other form or petroleum product use or storage? (7.2) | _____      | ✓<br>_____ |
| 41. Will the proposed activity result in any transport, storage, treatment, or disposal of solid wastes or hazardous materials, or the siting of a solid or hazardous waste facility? (7.3)               | ✓<br>_____ | _____      |
| 42. Would the action result in a reduction of existing or required access to or along coastal waters, public access areas, or public parks or open spaces? (8)  | _____      | ✓<br>_____ |
| 43. Will the proposed project affect or be located in, on, or adjacent to any federal, state, or city park or other land in public ownership protected for open space preservation? (8)                   | ✓<br>_____ | _____      |
| 44. Would the action result in the provision of open space without provision for its maintenance? (8.1)   | _____      | ✓<br>_____ |
| 45. Would the action result in any development along the shoreline but NOT include new water-enhanced or water-dependent recreational space? (8.2)  | _____      | ✓<br>_____ |
| 46. Will the proposed project impede visual access to coastal lands, waters and open space? (8.3)   | _____      | ✓<br>_____ |
| 47. Does the proposed project involve publicly owned or acquired land that could accommodate waterfront open space or recreation? (8.4)   | _____      | ✓<br>_____ |
| 48. Does the project site involve lands or waters held in public trust by the state or city? (8.5)  | _____      | ✓<br>_____ |
| 49. Would the action affect natural or built resources that contribute to the scenic quality of a coastal area? (9)   | _____      | ✓<br>_____ |
| 50. Does the site currently include elements that degrade the area's scenic quality or block views to the water? (9.1)  | _____      | ✓<br>_____ |

Policy Questions cont'd

Yes No

51. Would the proposed action have a significant adverse impact on historic, archeological, or cultural resources? (10)

             ✓  

52. Will the proposed activity affect or be located in, on, or adjacent to an historic resource listed on the National or State Register of Historic Places, or designated as a landmark by the City of New York? (10)

  ✓             

D. CERTIFICATION

The applicant or agent must certify that the proposed activity is consistent with New York City's Waterfront Revitalization Program, pursuant to the New York State Coastal Management Program. If this certification cannot be made, the proposed activity shall not be undertaken. If the certification can be made, complete this section.

"The proposed activity complies with New York State's Coastal Management Program as expressed in New York City's approved Local Waterfront Revitalization Program, pursuant to New York State's Coastal Management Program, and will be conducted in a manner consistent with such program."

Applicant/Agent Name: City of New York - Department of Housing Preservation & Development

Address: 100 Gold Street - Room 9I-7

New York, NY 10038

Telephone 212-863-5056

Applicant/Agent Signature: 

Date: 6/14/12

Patrick S. Blanchfield, Dir. of Env. Planning, HPD

## COASTAL ASSESSMENT EXPLANATION OF CONSISTENCY

### 2012 Lead Hazard Control (LHC) Grant

The answer to the following Policy Questions was **yes**; therefore, more detailed explanations on relevant policies are provided below.

Policy Questions:

*4. Will the proposed project result in revitalization or redevelopment of a deteriorated or under-used waterfront site? (1)*

**Yes, funding may support the revitalization of deteriorated residential buildings in coastal areas. Funding made available through the LHC grant would be used to reduce lead hazards in existing residential buildings. It would support existing residential developments in coastal areas by creating safe housing conditions free of lead hazards.**

*5. Is the project site appropriate for residential or commercial redevelopment? (1.1)*

**Yes, the sites are appropriate since funding would be used to reduce lead hazards through rehabilitation activities in existing residential buildings. Funding would not result in new construction on any vacant sites.**

*8. Is the action located in one of the designated Significant Maritime and Industrial Areas (SMIA): South Bronx, Newtown Creek, Brooklyn Navy Yard, Red Hook, Sunset Park, or Staten Island? (2)*

**Older, existing residential buildings which are located within with one of the designated SMIA's may be funded through the LHC grant; however, the rehabilitation activity associated with the LHC grant would have no substantial effect on this policy.**

*18. Is the action located in one of the designated Special Natural Waterfront Areas (SNWA): Long Island Sound- East River, Jamaica Bay, or Northwest Staten Island? (4 and 9.2)*

**Older, existing residential buildings which are located within one of the designated SNWA's may be funded through the LHC grant, however, the rehabilitation activity associated with the LHC grant would have not affect on ecological systems or scenic resources within coastal areas. The LHC grant would have no substantial effect on either policy.**

*32. Would the action result in any activities within a federally designated flood hazard area or state designated erosion hazards area? (6)*

**No, buildings would not be located within federally designated flood hazard or state designated erosion hazard areas. Buildings located within the federally designated flood hazard area would not be funded through the LHC grant. The boundaries of the LHC grant's target neighborhoods have been modified to specifically omit areas within federally designated flood hazard areas.**

38. *Would the action result in shipping, handling, or storing of solid wastes, hazardous materials, or other pollutants? (7).*

**The LHC grant would involve rehabilitation activities that may result in the generation, handling, storage and shipment of construction and demolition debris, and other regulated waste. The shipping, handling and storage of waste generated by LHC-related activities would be handled in accordance with applicable regulations. No deleterious effects on humans or the environment are anticipated. Work would be performed by United States Environmental Protection Agency-licensed (EPA) firms with licensed workers who hold an EPA certification.**

41. *Will the proposed activity result in any transport, storage, treatment, or disposal of solid wastes or hazardous materials, or the siting of a solid or hazardous waste facility? (7.3)*

**The LHC grant would involve rehabilitation activities that may result in the storage and transportation of construction and demolition debris, and other regulated waste. The waste would be transported by State licensed haulers that would comply with federal, state and local regulations regarding commercial trucking.**

43. *Will the proposed project affect or be located in, on, or adjacent to any federal, state, or city park or other land in public ownership protected for open space preservation? (8)*

**Buildings awarded funding through the LHC grant may be located adjacent to federal, state, or city parkland or other land in public ownership protected for open space preservation; however, grant activities would occur at existing residential buildings and are limited to minor and moderate rehabilitation. The action would not alter public access to any public open space or coastal waters.**

52. *Will the proposed activity affect or be located in, on or adjacent to an historic resource listed on the National or State Register of Historic Places, or designated as a landmark by the City of New York ?(10)*

**Buildings awarded through the LHC grant may be located in, on or adjacent to a historic resource listed on the National or State Register of Historic Places, or designated as a landmark by the City of New York. However, prior to a grant award, HPD will consult with the New York City Landmarks Preservation Commission. In the event the rehabilitation activity has the potential to affect a historic structure, it will be referred to the State Office of Historic Preservation (SHPO) to determine whether the project would result in an adverse effect on historic properties. In the event the project could result in an adverse affect on a historic property, HPD would resolve adverse effects in consultation with the SHPO, the Advisory Council on Historic Preservation (ACHP) if it wishes to participate, and any consulting parties. The grant may not be approved until adverse effects are resolved or ACHP comment is considered by HPD.**

# NEW YORK CITY

## 2012 Lead Hazard Reduction Demonstration Grant

### COASTAL ZONE

WESTCHESTER  
COUNTY

NEW  
JERSEY

MANHATTAN

THE  
BRONX

LGA

Jackson Heights

Elmhurst/Corona

QUEENS

Williamsburg/  
Greenpoint

Middle Village/Ridgewood

Bushwick

Bedford-  
Stuyvesant

East New York  
Starrett City

Brownsville/  
Ocean Hill

JFK

Sunset Park

East Flatbush

Flatbush

BROOKLYN

STATEN  
ISLAND

**NYC Coastal Zone**

**Legend**

- Target Areas
- Coastal Zone
- Park or Cemetery
- NYC Borough

Date: 6.6.12  
 Scale: 1:219,156  
 Author: AW





STATE OF NEW YORK  
**DEPARTMENT OF STATE**  
ONE COMMERCE PLAZA  
99 WASHINGTON AVENUE  
ALBANY, NY 12231-0001

ANDREW M. CUOMO  
GOVERNOR

CESAR A. PERALES  
SECRETARY OF STATE

July 5, 2012

Patrick S. Blanchfield, AICP  
Director of Environmental Planning, HPD  
NYC Department of Housing Preservation  
and Development  
100 Gold Street  
New York, New York 10038

Re: F-2012-0590(FA)  
NYC Department of Housing Preservation  
and Development  
2012 Lead Hazard Control Grant Program  
**General Concurrence - No Objection To Funding**

Dear Mr. Blanchfield:

The Department of State received the information you submitted regarding the above matter on 6/18/2012.

The Department of State has determined that this proposal meets the Department's general consistency concurrence criteria. Therefore, the Department of State has no objection to the use of HUD funds for this financial assistance activity. This concurrence pertains to the financial assistance activity for this project only. If federal permits or other form of federal agency authorization is required for this activity, the Department of State will conduct a separate review for those permit activities. In such a case, please forward a copy of the federal application for authorization, a completed Federal Consistency Assessment Form, and all supporting information to the Department at the same time it is submitted to the federal agency from which the necessary authorization is requested.

When communicating with us regarding this matter, please contact Jeffrey Zappieri at (518) 474-6000 and refer to our file #F-2012-0590(FA).

Sincerely,

Jeffrey Zappieri  
Supervisor, Consistency Review Unit  
Division of Coastal Resources

JZ/dc

# Request for Release of Funds and Certification

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

OMB No. 2506-0087  
(exp. 10/31/2014)

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

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

|  |   |   |
|--|---|---|
| 1. Program Title(s)<br><b>FY '12 Lead Hazard Reduction Demonstration Grant</b>   | 2. HUD/State Identification Number<br><b>NYLHD0238-12</b>   | 3. Recipient Identification Number (optional) |
| 4. OMB Catalog Number(s)<br><b>CFDA 14.905</b>   | 5. Name and address of responsible entity<br><b>City of New York - Department of Housing Preservation &amp; Development<br/>100 Gold Street<br/>New York, NY 10038-1605</b> |   |
| 6. For information about this request, contact (name & phone number)<br><b>Patrick S. Blanchfield, AICP (212)863-5056</b>  | 7. Name and address of recipient (if different than responsible entity)   |   |
| 8. HUD or State Agency and office unit to receive request<br><b>HUD OHHLHC (Attn: Karen Griego)<br/>611 West 6th Street, Suite 801<br/>Los Angeles, CA 90017</b> |   |   |

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

|   |   |
|---|---|
| 9. Program Activity(ies)/Project Name(s)<br><b>Moderate rehabilitation, including a mixture of lead abatement and low-level interim treatment work.</b> | 10. Location (Street address, city, county, State)<br><b>Target areas in the New York City boroughs of Queens, Brooklyn, and the Bronx.</b> |
|---|---|

11. Program Activity/Project Description

**The 2012 Lead Hazard Reduction Demonstration Grant offers grant funding to building owners for lead treatment through the City of New York's Primary Prevention Program, a joint initiative between the Department of Housing Preservation and Development (HPD) and the Department of Health and Mental Hygiene (DOHMH). The program gives owners the means to make their buildings lead-safe through a mixture of abatement and low-level interim treatment work, and may be used in conjunction with other moderate rehabilitation work.**

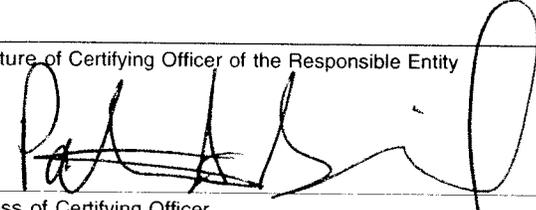
**Part 2. Environmental Certification (to be completed by responsible entity)**

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

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

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

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

|   |  |
|---|--|
| Signature of Certifying Officer of the Responsible Entity<br>   | Title of Certifying Officer<br><b>Patrick S. Blanchfield, AICP</b><br><b>Director of Environmental Planning, HPD</b> |
| X   | Date signed<br><b>9/11/12</b>  |
| Address of Certifying Officer<br><b>City of New York - Dept of Housing Preservation and Development</b><br><b>Environmental Planning</b><br><b>100 Gold Street, Rm 9I-7, New York, NY 10038</b> |  |

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

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

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

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

THE CITY OF NEW YORK  
DEPARTMENT OF HOUSING PRESERVATION AND DEVELOPMENT  
Office of Development

**DEPARTMENTAL MEMORANDUM**

**DATE:** April 2, 2012

**TO:** Delegation File

**FROM:** John E. Gearrity 

**SUBJECT:** Delegation of Authority To Patrick Blanchfield

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I am the Assistant Commissioner for Building and Land Development Services of the Department of Housing Preservation and Development ("HPD") of the City of New York. In such capacity, I have been authorized, pursuant to delegation of authority from the Deputy Commissioner for Development, dated April 2, 2012, to execute certain legal documents on behalf of HPD.

I hereby authorize Patrick Blanchfield, HPD's Director of Environmental Review, to execute all environmental determinations and certifications by the Division of Building and Land Development Services which would normally require my signature.

cc: Patrick Blanchfield  
Matthew Shafit