



# GHURA

Guam Housing and Urban Renewal Authority  
Aturidat Ginima' Yan Rinueban Siudad Guahan  
117 Bien Venida Avenue, Sinajana, GU 96910  
Phone: (671) 477-9851 · Fax: (671) 300-7565 · TTY: (671) 472-3701  
Website: [www.ghura.org](http://www.ghura.org)



## Acquisition and Rehabilitation of Affordable Rental Units (Yigo 21-units)

### Environmental Review Record Notice of Intent to Request the Release of Funds

### Community Development Block Grant Program HOME Investment Partnerships Program

April 2024

*This record is for Public View  
Originally published and made available for public comment on  
April 10-17, 2024.*

*Submitted to HUD for review and approval on April 22, 2023.*

*Additional access can be found at:*  
**<https://cpd.hud.gov/cpd-public/environmental-reviews>**

# 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. 04/30/2027)

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)

<p>1. Program Title(s) Community Development Block Grant (CDBG) &amp; HOME Investment Partnerships Grant (HOME)</p>	<p>2. HUD/State Identification Number <b>See in 11. Below (BOLD)</b> <i>Insufficient space here.</i></p>	<p>3. Recipient Identification Number (optional)</p>
<p>4. OMB Catalog Number(s) (CDBG) 14.225 and (HOME) 14.239</p> <p>6. For information about this request, contact (name &amp; phone number) Elizabeth F. Napoli / Executive Director /671-472-1442</p>	<p>5. Name and address of responsible entity  Government of Guam, PO Box 2950, Hagatna, Guam 96932</p>	
<p>8. HUD or State Agency and office unit to receive request  US Department of Housing and Urban Development, Ofc. of Community Planning and Development, Honolulu Field Office, 1003 Bishop Street, Suite 2100, Honolulu, HI 96813-6463, CPDHonolulu@hud.gov</p>	<p>7. Name and address of recipient (if different than responsible entity)</p>	

**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**

<p>9. Program Activity(ies)/Project Name(s)  Acquisition and Rehabilitation of Affordable Rental Units (AARU Yigo 21- Unit)</p>	<p>10. Location (Street address, city, county, State)  150 Chalan Nette, Yigo GU 96929</p>
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### 11. Program Activity/Project Description

Guam will use HUD CPD CDBG and HOME funds and anticipates the use of funds from the Treasury's Emergency Rental Assistance program to acquire and rehabilitate an existing 21 unit apartment. This RROF is specific to HUD CPD Funds. The current facility rental unit operates to accommodate the low income families on the island of Guam. The acquisition will use funds from CPD CDBG (\$1,632,987.08) and HOME (\$1,003,012.92) programs and anticipates US Treasury's Emergency Rental Assistance program (\$659,000.00). For the Rehabilitation GHURA has identified funds from HUD CPD HOME program (\$399,974.00) and anticipates additional Treasury's Emergency Rental Assistance program (\$79,994.80). The area of the facility is approximately A= 15,000 square ft and the size of the lot property is approximately A=1,070 square meter and include the 21 unit apartment with parking areas, storm water and Gazebo. The rehabilitation are the following: (1.) Pressure wash to remove all dirt and existing coating and repair all the structural roof cracks before applying the 40 mil thickness elastomeric paints on the entire roof. The rehab work for structural roof crack repair will be done by License Specialty Contractor for crack repair. (2.) All main doors front and back will be replace with aluminum doors and hardware, remove and replace all electrical outlets, removal and replace all existing light fixtures.(3.) Install new railing on the top of CMU railing to meet the minimum height requirement (34-inches minimum).

Location: 150 Chalan Nette, Yigo GU 96929

Total CPD Funds requested for this project \$2,955,979.20 and is detailed below:

Funding:	M-17-ST-66-0001	- \$284,481.75	B-20-ST-66-0001	- \$127,246.18	B-22-ST-66-0001	- \$52,666.02
	M-18-ST-66-0001	- \$912,418.00	B-21-ST-66-0001	- \$461,889.88	B-22-ST-66-0001	- \$991,185.00
	M-19-ST-66-0001	- \$126,092.37				

Other Funding: ERA2 \$738,994.80

No public comments received on published NOI and RROF.

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

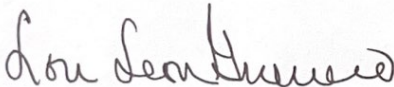
With reference to the above Program Activity(ies)/Project(s), I, the undersigned officer of the responsible entity, certify that:

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. The responsible entity has assumed responsibility for and complied with and will continue to comply with Section 106 of the National Historic Preservation Act, and its implementing regulations 36 CFR 800, including consultation with the State Historic Preservation Officer, Indian tribes and Native Hawaiian organizations, and the public.
4. 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.
5. 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.
6. 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.
7. 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:

8. 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.
9. 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



X LOURDES A. LEON GUERRERO

Title of Certifying Officer  
Governor of Guam

Date signed

4/22/2024

Address of Certifying Officer

Ricardo J. Bordallo Complex, 513 West Marine Corps Dr, Hagåtña, 96910, Guam

**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

Date signed

X

We, the undersigned, certify under penalty of perjury that the information provided above is true and correct. WARNING: Anyone who knowingly submits a false claim or makes a false statement is subject to criminal and/or civil penalties, including confinement for up to 5 years, fines, and civil and administrative penalties. (18 U.S.C. §§ 287, 1001, 1010, 1012, 1014; 31 U.S.C. §3729, 3802)



# GHURA

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April 18, 2024

**Lourdes A. Leon Guerrero**  
Governor of Guam

**Joshua F. Tenorio**  
Lt. Governor of Guam

**John J. Rivera**  
Chairman

**Nathanael P. Sanchez**  
Vice Chairman

**Anisia S. Delia**  
Commissioner

**Frank T. Ishizaki**  
Commissioner

**Emilia F. Rice**  
Commissioner

**Karl E. Corpus**  
Resident Commissioner

**Elizabeth F. Napoli**  
Executive Director

**Fernando B. Esteves**  
Deputy Director

TO: The Honorable Lourdes A. Leon Guerrero  
Governor of Guam

SUBJECT: **Request the Release of Funds (RROF) for the Acquisition and Rehabilitation of Affordable Rental Units (ARRU Yigo 21- Unit)**

In Reference To: Environmental Review of U.S. Department of Housing and Urban Development (HUD) Funded Programs

Hafa Adai, Governor Leon Guerrero:

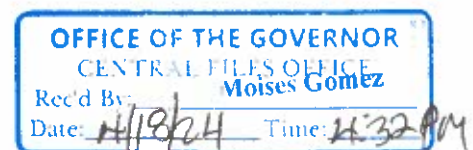
The Notice of Intent/Request for Release of Funds (NOI/RROF) for the Acquisition and Rehabilitation of Affordable Rental Unit (ARRU Yigo 210 Unit) has undergone a 7-day posting from April 10 to April 17, 2024, to allow for public review and comments. As of today, April 18, 2024, our office has received no comments or concerns from the public.

Attached, please find the advertisement/publishing details and the original letter sent to your office. GHURA is now seeking your approval and signature for the Request for Release of Funds to fulfill the HUD program requirements.

Thank you for your attention to this matter. Please feel free to reach out if you have any questions or concerns, or if further information is required.

Respectfully,

Elizabeth F. Napoli  
Executive Director



# 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  
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Signature of Certifying Officer of the Responsible Entity

**X**

Title of Certifying Officer  
Governor of Guam

Date signed

Address of Certifying Officer

Ricardo J. Bordallo Complex, 513 West Marine Corps Dr, Hagåtña, 96910, Guam

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

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Signature of Authorized Officer of the Recipient

**X**

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Date signed

We, the undersigned, certify under penalty of perjury that the information provided above is true and correct. WARNING: Anyone who knowingly submits a false claim or makes a false statement is subject to criminal and/or civil penalties, including confinement for up to 5 years, fines, and civil and administrative penalties. (18 U.S.C. §§ 287, 1001, 1010, 1012, 1014; 31 U.S.C. §3729, 3802)



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**FOR MORE INFORMATION**  
 CALL: 671-483-2000  
 EMAIL: ADVERTISE@GUAMPDN.COM

**MAYOR ANTHONY P. CHARGUALAF, JR.**  
 PO Box 786 Hagatna, Guam 96932  
 Tel No: 475-2509/10/11 • Fax: 828-2543  
 Email Address: inalahanmayor@gmail.com

**INALAHAN MUNICIPAL PLANNING COUNCIL MEETING AGENDA**

**Wednesday, April 24, 2024 – 6:30PM**  
**Inaláhan Mayor's Office**

- I. Call to Order
- II. Roll Call
- III. Secretary's Report
- IV. Treasurer's Report
- V. Public Comment (3 Minutes/person)
- VI. Mayor's Report
- VII. Old Business
  - i. Gadão Festival
- VIII. New Business
  - i. May Fiesta
- IX. Next Meeting
- X. Adjournment

**GHURA**  
 Guam Housing and Urban Renewal Authority  
 Aturidat Ginima' Yan Rinueban Siudad Guahan  
 117 Bien Venida Avenue, Sinajana, Guam 96910  
 Tel: (671) 477-9851 • Fax: (671) 472-7565 • TTY: (671) 472-3701

**Lourdes A. Leon Guerrero**  
 Governor of Guam

**Joshua F. Tenorio**  
 Lt. Governor of Guam

**NOTICE OF INTENT TO REQUEST RELEASE OF FUNDS**  
**ACQUISITION AND REHABILITATION OF AFFORDABLE RENTAL UNITS (ARRU YIGO 21- UNIT)**  
 PAID FOR WITH HUD FUNDS by GHURA

April 10, 2024  
 Government of Guam/Guam Housing and Urban Renewal Authority  
 117 Bien Venida Ave., Sinajana, Guam 96910  
 Attention: Sonny P. Perez, PE; (sperez@ghura.org)

**REQUEST FOR RELEASE OF FUNDS**

On or about April 18, 2024, the Guam Housing and Urban Renewal Authority (GHURA) will submit a request to the Director of the Office of Community Planning and Development, U.S. Department of Housing and Urban Development, Hawaii State Office-Pacific/Hawaii Region, for the release of Community Development Block Grant funds under Title I of the Housing and Community Development Act of 1974, as amended, and HOME Investment Partnerships Grant Funds at Title II of the Cranston-Gonzalez National Affordable Housing Act, as amended, 42 U.S.C. 12701 et seq. to undertake a project known as Acquisition and Rehabilitation of Affordable Rental Units.

Project / Funding Source	Project Location	Budget Amount
Acquisition and Rehabilitation of Affordable Rental Units (ARRU Yigo 21-Unit)	150 Chalan Nette, Yigo, GU 96910	\$284,481.75
M-17-ST-66-0001		\$912,418.00
M-18-ST-66-0001		\$126,092.37
M-19-ST-66-0001		\$127,246.18
B-20-ST-66-0001		\$461,889.88
B-21-ST-66-0001		\$52,666.02
B-22-ST-66-0001		\$991,185.00
B-23-ST-66-0001		Total=\$2,955,979.20

The activities proposed are categorically excluded under HUD regulations at 24 CFR Part 58 from National Environmental Policy Act (NEPA) requirements. The Environmental Review Record (ERR) documentation for this project is on file at GHURA's Main Office, located at 117 Bien Venida Avenue, Sinajana, Guam where ERR can be examined or copied weekdays from 8:00 a.m. to 5:00 p.m., excluding holidays.

**PUBLIC COMMENTS**

Any individual, group, or agency may submit written comments on the ERR to the GHURA's Main Office, Attention: Sonny P. Perez, Architectural and Engineering Division. All comments received by the 17th of April 2024 will be considered by GHURA prior to authorizing submission of a request for release of funds.

**ENVIRONMENTAL CERTIFICATION**

The Government of Guam certifies to the Director of the Office of Community Planning and Development, U.S. HUD, Hawaii State Office-Pacific/Hawaii Region that Lourdes A. Leon Guerrero in her capacity as Governor of Guam 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. The U.S. HUD Hawaii State Office's approval of the certification satisfies its responsibilities under NEPA and related laws and authorities and allows GHURA to use Program funds.

**OBJECTIONS TO RELEASE OF FUNDS**

The Office of Community Planning and Development, U.S. HUD Hawaii State Office-Pacific/Hawaii Region will accept objections to its release of funds and the Government of Guam's certification for a period of fifteen days following the anticipated submission date or its actual receipt of the request (whichever is later) only if they are on one of the following basis: (a) the certification was not executed by the Certifying Officer of the Government of Guam; (b) Government of Guam has omitted a step or failed to make a decision or finding required by HUD regulations at 24 CFR Part 58; (c) the grant recipient or other participants in the development process have committed funds, incurred costs or undertaken activities not authorized by 24 CFR Part 58 before approval of a release of funds by U.S. HUD, Hawaii State Office-Pacific/Hawaii Region; or (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, Sec. 58.76) and shall be addressed to HUD Office of Community Planning and Development, Honolulu Field Office, 1003 Bishop Street, Suite 2100, Honolulu, Hawaii 96813, and be emailed to CPDHonolulu@hud.gov. Potential objectors should contact the aforementioned office to verify the actual last day of the objection period.

**Lourdes A. Leon Guerrero**  
 Governor of Guam

GHURA does not discriminate against persons with disabilities.  
 The Chief Planner has been designated as Section 504 Coordinator.  
 The Coordinator can be contacted at the above address and telephone numbers.

# CLASSIFIEDS

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**Good:** Text only. 3 days in print/7 days online **\$35**  
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**Best:** Text with border & image. 8 days in print/14 days online **\$60**

### CATEGORIES

**Animals for Sale:** Livestock / Pets • **Automotive:** Cars/ Motorcycles/Pickups and SUVs • **Celebrations** • **Fundraisers** • **Goods for Sale:** Auto Parts/Baby Items/Computers/Electronics/ Exercise Equipment/Furniture/Household Goods/Miscellaneous/ Musical Instruments/Sports and Outdoors Equipment/Tool • **Lost and Found** • **Heavy Equipment** • **Repairs and Installation:** Air Conditioning/Appliances/Cellphones/Computers/Electrical/Electronics/ Plumbing/Repair and Installation Services Needed • **Services:** Child and Elderly Care/Educational/Lawn Care or Yardwork/Other Services/ Therapeutic Massage/Tutoring/Cleaning Services • **Wanted to Buy** • **Watercraft:** Boats/Personal Water Craft

## EMPLOYMENT CLASSIFIED PACKAGES

There are no line limits

**Good:** Text only. 3 days in print and 7 days online **\$99**  
**Better:** Text with border. 5 days in print/10 days online **\$114**  
**Best:** Text with border & image. 8 days in print/14 days online **\$120**

### CATEGORIES

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## REAL ESTATE CLASSIFIED PACKAGES

There are no line limits

**Good:** Text only. 3 days in print / 7 days online **\$81**  
**Better:** Text with border. 5 days in print / 10 days online **\$96**  
**Best:** Text with border & image. 8 days in print/14 days online **\$105**

### CATEGORIES

**Businesses for sale** • **For Lease Land** • **For Rent Commercial** • **For Rent Residential** • **For Sale Commercial** • **For Sale Residential** • **For Sale Land** • **Rooms for Rent**

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### Employment Open Liners

**\$16.50** per line/per day for print and 3 days online.  
**\$75** 5 days online – No Line Limit

### Real Estate Open Liners

**\$14.70** per line/per day for print and 3 days online.  
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### Optional Adds for Open Liners

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Edward Allan P. Tan, *Pro Se*  
 P.O. Box 9360  
 Dededo, Guam 96912  
 tan.edward83@gmail.com  
 (671) 787-9140

### IN THE SUPERIOR COURT OF GUAM

### IN THE MATTER OF THE ESTATE OF

HERMINIA PENA TAN,

Decedent,

BY

EDWARD ALLAN P. TAN,

Administrator.

PROBATE CASE NO.  
 PR0030-24

### NOTICE TO CREDITORS

**NOTICE IS HEREBY GIVEN** by the undersigned, Administrator of the Estate of Herminia Pena Tan, Deceased, to the creditors of and all persons having claims against said Estate or against said Decedent, that within two (2) months after the first publication of this Notice, they either file them with the necessary vouchers in the office of the Clerk of the Superior Court of Guam, or exhibit them with necessary vouchers to the undersigned, who is the Administrator of the Estate and whose mailing address is P.O. Box 9360, Dededo, Guam 96912, the same being the place for the transaction of the said Estates.

DATED this 29th day of March, 2024.

By: /s/ EDWARD ALLAN P. TAN  
 Administrator

**GHURA**  
 Guam Housing and Urban Renewal Authority  
 Aturidat Ginima' Yan Rinueban Siudad Guahan  
 117 Bien Venida Avenue, Sinajana, Guam 96910  
 Tel: (671) 477-9851 • Fax: (671) 472-7565 • TTY: (671) 472-3701

Lourdes A. Leon Guerrero  
 Governor of Guam

Joshua F. Tenorio  
 Lt. Governor of Guam

## NOTICE OF INTENT TO REQUEST RELEASE OF FUNDS ACQUISITION AND REHABILITATION OF AFFORDABLE RENTAL UNITS (ARRU YIGO 21- UNIT)

PAID FOR WITH HUD FUNDS by GHURA

April 10, 2024  
 Government of Guam/Guam Housing and Urban Renewal Authority  
 117 Bien Venida Ave., Sinajana, Guam 96910  
 Attention: Sonny P. Perez, PE; (sperez@ghura.org)

**REQUEST FOR RELEASE OF FUNDS**  
 On or about April 18, 2024, the Guam Housing and Urban Renewal Authority (GHURA) will submit a request to the Director of the Office of Community Planning and Development, U.S. Department of Housing and Urban Development, Hawaii State Office-Pacific/Hawaii Region, for the release of Community Development Block Grant funds under Title I of the Housing and Community Development Act of 1974, as amended, and HOME Investment Partnerships Grant Funds at title II of the Cranston-Gonzalez National Affordable Housing Act, as amended, 42 U.S.C. 12701 et seq. to undertake a project known as Acquisition and Rehabilitation of Affordable Rental Units.

Project / Funding Source	Project Location	Budget Amount
Acquisition and Rehabilitation of Affordable Rental Units (ARRU Yigo 21-Unit)	150 Chalan Nette, Yigo, GU 96910	\$284,481.75
M-17-ST-66-0001		\$912,418.00
M-18-ST-66-0001		\$126,092.37
M-19-ST-66-0001		\$127,246.18
B-20-ST-66-0001		\$461,889.88
B-21-ST-66-0001		\$52,666.02
B-22-ST-66-0001		\$991,185.00
B-23-ST-66-0001		Total=\$2,955,979.20

The activities proposed are categorically excluded under HUD regulations at 24 CFR Part 58 from National Environmental Policy Act (NEPA) requirements. The Environmental Review Record (ERR) documentation for this project is on file at GHURA's Main Office, located at 117 Bien Venida Avenue, Sinajana, Guam where ERR can be examined or copied weekdays from 8:00 a.m. to 5:00 p.m., excluding holidays.

**PUBLIC COMMENTS**  
 Any individual, group, or agency may submit written comments on the ERR to the GHURA's Main Office, Attention: Sonny P. Perez, Architectural and Engineering Division. All comments received by the 17th of April 2024 will be considered by GHURA prior to authorizing submission of a request for release of funds.

**ENVIRONMENTAL CERTIFICATION**  
 The Government of Guam certifies to the Director of the Office of Community Planning and Development, U.S. HUD, Hawaii State Office-Pacific/Hawaii Region that Lourdes A. Leon Guerrero in her capacity as Governor of Guam 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. The U.S. HUD Hawaii State Office's approval of the certification satisfies its responsibilities under NEPA and related laws and authorities and allows GHURA to use Program funds.

**OBJECTIONS TO RELEASE OF FUNDS**  
 The Office of Community Planning and Development, U.S. HUD Hawaii State Office-Pacific/Hawaii Region will accept objections to its release of funds and the Government of Guam's certification for a period of fifteen days following the anticipated submission date or its actual receipt of the request (whichever is later) only if they are on one of the following basis: (a) the certification was not executed by the Certifying Officer of the Government of Guam; (b) Government of Guam has omitted a step or failed to make a decision or finding required by HUD regulations at 24 CFR Part 58; (c) the grant recipient or other participants in the development process have committed funds, incurred costs or undertaken activities not authorized by 24 CFR Part 58 before approval of a release of funds by U.S. HUD, Hawaii State Office-Pacific/Hawaii Region; or (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, Sec. 58.76) and shall be addressed to HUD Office of Community Planning and Development, Honolulu Field Office, 1003 Bishop Street, Suite 2100, Honolulu, Hawaii 96813, and be emailed to CPDHonolulu@hud.gov. Potential objectors should contact the aforementioned office to verify the actual last day of the objection period.

Lourdes A. Leon Guerrero  
 Governor of Guam

GHURA does not discriminate against persons with disabilities. The Chief Planner has been designated as Section 504 Coordinator. The Coordinator can be contacted at the above address and telephone numbers.





U.S. Department of Housing and Urban  
Development  
451 Seventh Street, SW  
Washington, DC 20410  
[www.hud.gov](http://www.hud.gov)  
[espanol.hud.gov](http://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:** Acquisition-and-Rehabilitation-of-Affordable-Rental-Units-

**HEROS Number:** 900000010391136

**State / Local Identifier:**

**Project Location:** 150 Chlan Nette, Yigo, GU 96929

**Additional Location Information:**

N/A

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

Guam will use HUD CPD CDBG and HOME funds and anticipates the use of funds from the Treasury's Emergency Rental Assistance program to acquire and rehabilitate an existing 21 unit apartment. The project is located on 150 Chalan Nette, Yigo, GU 96929. The area of the facility is approximately A= 15,000 square ft and the size of the lot property is approximately A=1,070 square meter and include the 21 unit apartment with parking areas, storm water and Gazebo. The rehabilitation are the following: (1.) Pressure wash to remove all dirt and existing coating and repair all the structural roof cracks before applying the 40 mil thickness elastomeric paints on the entire roof. The rehab work for structural roof crack repair will be done by License Specialty Contractor for crack repair. (2.) All main doors front and back will be replace with aluminum doors and hardware, remove and replace all electrical outlets, removal and replace all existing light fixtures. (3.) Install new railing on the top of CMU railing to meet the minimum height requirement (34-inches minimum).

**Level of Environment Review Determination:**

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

58.35(a)(5)

58.35(a)(6)

58.35(a)(3)(ii)

**Funding Information**

Grant Number	HUD Program	Program Name	
B-20-ST-66-0001	Community Planning and Development (CPD)	Community Development Block Grants (CDBG) (Entitlement)	\$127,246.18
B-21-ST-66-0001	Community Planning and Development (CPD)	Community Development Block Grants (CDBG) (Entitlement)	\$461,889.88

B-22-ST-66-0001	Community Planning and Development (CPD)	Community Development Block Grants (CDBG) (Entitlement)	\$52,666.02
B-23-ST-66-0001	Community Planning and Development (CPD)	Community Development Block Grants (CDBG) (Entitlement)	\$991,185.00
ERA2	Other	ERA2	\$738,994.80
M-17-ST-66-0001	Community Planning and Development (CPD)	Community Development Block Grants (CDBG) (Entitlement)	\$284,481.75
M-18-ST-66-0001	Community Planning and Development (CPD)	Community Development Block Grants (CDBG) (Entitlement)	\$912,418.00
M-19-ST-66-0001	Community Planning and Development (CPD)	Community Development Block Grants (CDBG) (Entitlement)	\$126,092.37

**Estimated Total HUD Funded Amount:** \$2,955,979.20

**Estimated Total Project Cost [24 CFR 58.2 (a) (5)]:** \$3,694,974.00

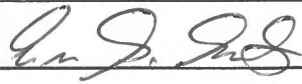
**Mitigation Measures and Conditions [CFR 1505.2(c)]:**

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	Complete
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**Determination:**

<input type="checkbox"/>	This categorically excluded activity/project converts to <b>EXEMPT</b> 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; <b>Funds may be committed and drawn down after certification of this part</b> for this (now) EXEMPT project; OR
<input checked="" type="checkbox"/>	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, <b>publish NOI/RROF and obtain "Authority to Use Grant Funds"</b> (HUD 7015.16) per Section 58.70 and 58.71 before committing or drawing down any funds; OR
<input type="checkbox"/>	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)).

Preparer Signature:  FOR SONNY PEREZ Date: 4/18/2024

Name / Title/ Organization: Sonny P. Perez, A/E Manager / / GOVERNMENT OF GUAM

Responsible Entity Agency Official Signature: Elizabeth F. Napoli Date: 04/19/2024

Name/ Title: Elizabeth F. Napoli / Executive Director

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

**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:** Acquisition-and-Rehabilitation-of-Affordable-Rental-Units-

**HEROS Number:** 900000010391136

**Responsible Entity (RE):** GOVERNMENT OF GUAM, 117 BIEN VENIDA AVENUE  
SINAJANA GU, 96910

**State / Local Identifier:**

**RE Preparer:** Sonny P. Perez, A/E Manager

**Certifying Officer:** Gov. Lourdes A. Leon Guerrero

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

**Point of Contact:**

**Consultant (if applicable):**

**Point of Contact:**

**Project Location:** 150 Chlan Nette, Yigo, GU 96929

**Additional Location Information:**

N/A

**Direct Comments to:**

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

Guam will use HUD CPD CDBG and HOME funds and anticipates the use of funds from the Treasury's Emergency Rental Assistance program to acquire and rehabilitate an existing 21 unit apartment. The project is located on 150 Chalan Nette, Yigo, GU 96929. The area of the facility is approximately A= 15,000 square ft and the size of the lot property is approximately A=1,070 square meter and include the 21 unit apartment with parking areas, storm water and Gazebo. The rehabilitation are the following: (1.) Pressure wash to remove all dirt and existing coating and repair all the structural roof cracks before applying the 40 mil thickness elastomeric paints on the entire roof. The rehab work for structural roof crack repair will be done by License Specialty Contractor for crack repair. (2.) All main doors front and back will be replace with aluminum doors and hardware, remove and replace all electrical outlets, removal and replace all existing light fixtures. (3.) Install new railing on the top of CMU railing to meet the minimum height requirement (34- inches minimum).

**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)(5)
- 58.35(a)(6)
- 58.35(a)(3)(ii)

**Determination:**

	This categorically excluded activity/project converts to <b>EXEMPT</b> 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; <b>Funds may be committed and drawn down after certification of this part</b> 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, <b>publish NOI/RROF and obtain "Authority to Use Grant Funds"</b> (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**

<b>Grant / Project Identification Number</b>	<b>HUD Program</b>	<b>Program Name</b>	<b>Funding Amount</b>
B-20-ST-66-0001	Community Planning and Development (CPD)	Community Development Block Grants (CDBG) (Entitlement)	\$127,246.18
B-21-ST-66-0001	Community Planning and Development (CPD)	Community Development Block Grants (CDBG) (Entitlement)	\$461,889.88
B-22-ST-66-0001	Community Planning and Development (CPD)	Community Development Block Grants (CDBG) (Entitlement)	\$52,666.02
B-23-ST-66-0001	Community Planning and Development (CPD)	Community Development Block Grants (CDBG) (Entitlement)	\$991,185.00
ERA2	Other	ERA2	\$738,994.80
M-17-ST-66-0001	Community Planning and Development (CPD)	Community Development Block Grants (CDBG) (Entitlement)	\$284,481.75
M-18-ST-66-0001	Community Planning and Development (CPD)	Community Development Block Grants (CDBG) (Entitlement)	\$912,418.00
M-19-ST-66-0001	Community Planning and Development (CPD)	Community Development Block Grants (CDBG) (Entitlement)	\$126,092.37

**Estimated Total HUD Funded,  
Assisted or Insured Amount:** \$2,955,979.20

**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:** \$3,694,974.00

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

<b>Compliance Factors:</b> 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)
<b>STATUTES, EXECUTIVE ORDERS, AND REGULATIONS LISTED AT 24 CFR §50.4 &amp; § 58.6</b>		
<b>Airport Hazards</b> Clear Zones and Accident Potential Zones; 24 CFR Part 51 Subpart D	<input type="checkbox"/> Yes <input checked="" 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.
<b>Coastal Barrier Resources Act</b> Coastal Barrier Resources Act, as amended by the Coastal Barrier Improvement Act of 1990 [16 USC 3501]	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	This project is located in a state that does not contain CBRS units. Therefore, this project is in compliance with the Coastal Barrier Resources Act.
<b>Flood Insurance</b> 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 checked="" type="checkbox"/> No	Based on the project description the project includes no activities that would require further evaluation under this section. The project does not require flood insurance or is excepted from flood insurance. 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.
<b>STATUTES, EXECUTIVE ORDERS, AND REGULATIONS LISTED AT 24 CFR §50.4 &amp; § 58.5</b>		
<b>Air Quality</b> Clean Air Act, as amended, particularly section 176(c) & (d); 40 CFR Parts 6, 51, 93	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Based on the project description, this project includes no activities that would require further evaluation under the Clean Air Act. The project is in compliance with the Clean Air Act.
<b>Coastal Zone Management Act</b> Coastal Zone Management Act, sections 307(c) & (d)	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	This project is not located in or does not affect a Coastal Zone as defined in the state Coastal Management Plan. The project is in compliance with the Coastal Zone Management Act.

<p><b>Contamination and Toxic Substances</b> 24 CFR 50.3(i) &amp; 58.5(i)(2)]</p>	<p><input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p>	<p>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.</p>
<p><b>Endangered Species Act</b> Endangered Species Act of 1973, particularly section 7; 50 CFR Part 402</p>	<p><input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p>	<p>This project will have No Effect on listed species due to the nature of the activities involved in the project. This project is in compliance with the Endangered Species Act.</p>
<p><b>Explosive and Flammable Hazards</b> Above-Ground Tanks)[24 CFR Part 51 Subpart C</p>	<p><input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p>	<p>Based on the project description the project includes no activities that would require further evaluation under this section. The project is in compliance with explosive and flammable hazard requirements.</p>
<p><b>Farmlands Protection</b> Farmland Protection Policy Act of 1981, particularly sections 1504(b) and 1541; 7 CFR Part 658</p>	<p><input type="checkbox"/> Yes <input checked="" 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><b>Floodplain Management</b> Executive Order 11988, particularly section 2(a); 24 CFR Part 55</p>	<p><input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p>	<p>This project does not occur in a floodplain. The project is in compliance with Executive Order 11988.</p>
<p><b>Historic Preservation</b> National Historic Preservation Act of 1966, particularly sections 106 and 110; 36 CFR Part 800</p>	<p><input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p>	<p>Based on the project description the project is covered by a Programmatic Agreement that includes an applicable exemption that exempts this project from the requirements of Section 106. The project is in compliance with Section 106.</p>
<p><b>Noise Abatement and Control</b> 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 checked="" 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><b>Sole Source Aquifers</b> Safe Drinking Water Act of 1974, as</p>	<p><input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p>	<p>Based on the project description, the project consists of activities that are unlikely to have an adverse impact on</p>

amended, particularly section 1424(e); 40 CFR Part 149		groundwater resources. The project is in compliance with Sole Source Aquifer requirements.
<b>Wetlands Protection</b> Executive Order 11990, particularly sections 2 and 5	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Based on the project description this project includes no activities that would require further evaluation under this section. The project is in compliance with Executive Order 11990.
<b>Wild and Scenic Rivers Act</b> Wild and Scenic Rivers Act of 1968, particularly section 7(b) and (c)	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	This project is not within proximity of a NWSRS river. The project is in compliance with the Wild and Scenic Rivers Act.
<b>HUD HOUSING ENVIRONMENTAL STANDARDS</b>		
<b>ENVIRONMENTAL JUSTICE</b>		
<b>Environmental Justice</b> Executive Order 12898	<input type="checkbox"/> Yes <input checked="" 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.

**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

[21 UNIT APARTMENT TO GIAA.JPG](#)

[21 UNIT APARTMENT TO AAFB.JPG](#)

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)	

**This project is located in a state that does not contain CBRA units. Therefore, this project is in compliance with the Coastal Barrier Resources Act.**

#### Screen Summary

##### **Compliance Determination**

This project is located in a state that does not contain CBRS units. Therefore, this project is in compliance with the Coastal Barrier Resources Act.

##### **Supporting documentation**

[CBRS.pdf](#)

**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.

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**

Based on the project description the project includes no activities that would require further evaluation under this section. The project does not require flood insurance or is excepted from flood insurance. 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**

[FLOOD\\_ZONE.pdf](#)

**Are formal compliance steps or mitigation required?**

Acquisition-and-  
Rehabilitation-of-  
Affordable-Rental-Units-

Yigo, GU

900000010391136

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

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

### Screen Summary

#### **Compliance Determination**

Based on the project description, this project includes no activities that would require further evaluation under the Clean Air Act. The project is in compliance with the Clean Air Act.

#### **Supporting documentation**

[AIR QUALITY NEPA ASSIST\(1\).pdf](#)

[AIR QUALITY NEPA ASSIST 2.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

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 is not located in or does not affect a Coastal Zone as defined in the state Coastal Management Plan. The project is in compliance with the Coastal Zone Management Act.

#### Supporting documentation

[5 BSP Review\\_ConConcurrence GHURA FC2024-0004.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

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**

Acquisition-and-  
Rehabilitation-of-  
Affordable-Rental-Units-

Yigo, GU

900000010391136

[GHURA Yigo Phase I.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.

This selection is only appropriate if none of the activities involved in the project have potential to affect species or habitats. Examples of actions without potential to affect listed species may include: purchasing existing buildings, completing interior renovations to existing buildings, and replacing exterior paint or siding on existing buildings.

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

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.

### Screen Summary

#### Compliance Determination

This project will have No Effect on listed species due to the nature of the activities involved in the project. This project is in compliance with the Endangered Species Act.

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**Supporting documentation**

[Endangered Species - Guam.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

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

Yes

#### Screen Summary

##### **Compliance Determination**

Based on the project description the project includes no activities that would require further evaluation under this section. The project is in compliance with explosive and flammable hazard requirements.

##### **Supporting documentation**

[21 UNIT APARTMENT TO EXPLOSIVE MOBIL STATION.JPG](#)

**Are formal compliance steps or mitigation required?**

Yes

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✓ 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.)	<a href="#">7 CFR Part 658</a>

**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:

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**

**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:**

[FLOOD\\_ZONE\(1\).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**

[FLOOD\\_ZONE\(2\).pdf](#)

**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” <a href="https://www.govinfo.gov/content/pkg/CFR-2012-title36-vol3/pdf/CFR-2012-title36-vol3-part800.pdf">https://www.govinfo.gov/content/pkg/CFR-2012-title36-vol3/pdf/CFR-2012-title36-vol3-part800.pdf</a>

**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 (a). Either upload the PA below or provide a link to it here:**

**Upload exemption(s) below or copy and paste all applicable text here:**

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

**Screen Summary**

**Compliance Determination**

Based on the project description the project is covered by a Programmatic Agreement that includes an applicable exemption that exempts this project from the requirements of Section 106. The project is in compliance with Section 106.

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**Supporting documentation**

[RC 2024-0178 of 030824 \(1\).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 Abatement and Control.pdf](#)

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**Are formal compliance steps or mitigation required?**

Yes

✓ No

### Sole Source Aquifers

General requirements	Legislation	Regulation
<b>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.</b>	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

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

No

#### Screen Summary

##### Compliance Determination

Based on the project description, the project consists of activities that are unlikely to have an adverse impact on groundwater resources. The project is in compliance with Sole Source Aquifer requirements.

##### Supporting documentation

[SOLE SOURCE AQUIFER.pdf](#)

Are formal compliance steps or mitigation required?

Yes

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

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

Yes

### Screen Summary

#### Compliance Determination

Based on the project description this project includes no activities that would require further evaluation under this section. The project is in compliance with Executive Order 11990.

#### Supporting documentation

[WETLAND.pdf](#)

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**

[Wild and Scenic Rivers - Guam.pdf](#)

#### **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**

**Are formal compliance steps or mitigation required?**

Yes

No