

Determination of Exemption and Determination of Categorical Exclusion (not subject to Section 58.5)

Determination of activities per 24 CFR 58.34(a) and 58.35(b)

Grant Number:	
Activity Address:	
Activity Description: Low-income homebuyer downpayment , closing costs and buy down assistance.	
Estimated Total Activity Amount: \$	
Funding Source: CDBG HOME ESG HOPWA EDI ICDBG NAHASDA Other:	
<input checked="" type="checkbox"/>	The activity falls into the category below, which is listed at 24 CFR 58.34(a) as Exempt.
<input type="checkbox"/>	1. Environmental and other studies, resource identification, and development of plans and strategies
<input type="checkbox"/>	2. Information and financial services
<input type="checkbox"/>	3. Administrative and management activities
<input type="checkbox"/>	4. Public services that will not have a physical impact or result in any physical changes including but not limited to services concerned with: <ul style="list-style-type: none"> ▪ Employment ▪ Crime prevention ▪ Child care ▪ Health ▪ Recreation needs ▪ Drug abuse ▪ Education ▪ Counseling ▪ Energy conservation ▪ Welfare ▪ Other _____
<input type="checkbox"/>	5. Inspections and testing of properties for hazards or defects
<input type="checkbox"/>	6. Purchase of insurance
<input type="checkbox"/>	7. Purchase of tools
<input type="checkbox"/>	8. Engineering or design costs
<input type="checkbox"/>	9. Technical assistance and training
<input type="checkbox"/>	10. Temporary or permanent improvements that do not alter environmental conditions and are limited to activities to protect, repair or arrest the effects of disasters or imminent threats to public safety, including those resulting from physical deterioration.
<input type="checkbox"/>	11. Payment of principal and interest on loans made or obligations guaranteed by HUD
<input checked="" type="checkbox"/>	The activity falls into the category listed below, which is listed at 24 CFR 58.35(b) as a Categorically Excluded activity not subject to Section 58.5.
<input type="checkbox"/>	1. Tenant-based rental assistance
<input type="checkbox"/>	2. Supportive Services (including but not limited to): <ul style="list-style-type: none"> ▪ Health care ▪ Housing services ▪ Permanent housing placement ▪ Day care ▪ Nutritional services ▪ Short term payments for rent/mortgage/utility costs ▪ Assistance in gaining access to government benefits/services
<input type="checkbox"/>	3. Operating Costs: <ul style="list-style-type: none"> ▪ Maintenance ▪ Security ▪ Operation ▪ Utilities ▪ Furnishings ▪ Equipment ▪ Supplies ▪ Staff training and recruitment

<input type="checkbox"/>	4. Economic Development Activities: <ul style="list-style-type: none"> ▪ Equipment purchase ▪ Inventory financing ▪ Interest subsidy ▪ Operating costs ▪ Other expenses not associated with construction or expansion
<input type="checkbox"/>	5. Activities to assist homeownership of existing or dwelling units under construction not assisted with Federal funds: <ul style="list-style-type: none"> ▪ Closing costs and down payment assistance to homebuyers ▪ Interest buydowns or other actions resulting in transfer of title
<input type="checkbox"/>	6. Affordable housing pre-development costs <ul style="list-style-type: none"> ▪ Legal consulting ▪ Developer and other site-option costs ▪ Project financing ▪ Administrative costs for loan commitments, zoning approvals, and other activities which don't have a physical impact
<input type="checkbox"/>	7. Approval of supplemental assistance (including insurance or guarantee) to a project previously approved under Part 58, if :the same responsible entity conducted the environmental review on the original project and re-evaluation of the environmental findings is not required under Section 58.47

NOTE: The activity is subject to compliance with “other requirements” per 24 CFR 58.6. Documentation of compliance must be determined and attached as part of the Environmental Review Record. See checklist on page 2 of this form.

A Request for Release of Funds (RROF) is not required. The activity may be initiated without further environmental review beyond 24 CFR Part 58.6.

Signature.

Preparer Signature _____ Date _____

Preparer Name and Title (print) _____

AHFC Reviewer Signature _____ Date _____

AHFC Reviewer Name and Title (print) _____

Compliance Checklist for the “Other Requirements” in 24 CFR 58.6

Grant Number:
 Address:
 Activity Description: Low-income homebuyer downpayment, closing costs and buy down assistance.

Section 1. Flood Disaster Protection Act

Are funds for acquisition (including equipment) or construction (including repair and rehabilitation) purposes?	Yes Continue	No Proceed to Section 2-Act does not apply
Is the Activity in an area identified as having special flood hazards (SFHA)? Identify FEMA flood map used to make this determination: _____ Community Name and Number _____ Map panel number and date	Yes Document and Continue	No Document and Proceed to Section 2-Act does not apply
Is the Community participating in the National Insurance Program (or has less than one year passed since FEMA notification of Special Flood Hazards)?	Yes-Document and follow instructions below.	No-Federal Assistance may not be used for this project.
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 on file.		

Section 2. Airport Runway Clear Zones (Civil) and Accident Potential Zones (Military)

Does the project involve HUD assistance, subsidy or insurance for the purchase or sale of an existing property?	Yes Continue	No—Proceed to Section 3-- Regulation does not apply.
Is the project located within 2,500 feet of a civil airport or 15,000 feet of a military airfield?	Yes Continue	No—Document and Proceed to Section 3-- Regulation does not apply.
Is the project located within an FAA-designated civilian airport Runway Clear Zone (RCA) or Runway Protection Zone, or within the military Airfield Clear Zone (CZ) or Accident Potential Zone/Approach Protection Zone (APZ), based upon information from the airport or military airfield administrator identifying the boundaries of such zones?	Yes Continue	No—Document and Proceed to Section 3— regulation does not apply.
Comply with 24 CFR Part 51, Subpart D. This may include providing a written notice to a prospective buyer or leaser of the potential hazards from airplane accidents and the potential that an airfield operator may wish to purchase the property. Maintain copies of the signed notice. For properties located in a military clear zone, make and document a determination of whether the use of the property is consistent with DOD guidelines. Notice Sample: http://www.hud.gov/offices/cpd/energyenviron/environment/compliance/qa/airporthazards.pdf		

Section 3. Coastal Barrier Resources Act

Section 58.6 also requires compliance with the Coastal Barrier Resources Act. There are no Coastal Barrier Resource Areas in Washington, Oregon, Alaska, or Idaho. Therefore, the Act does not apply.

Signature.

Preparer Signature _____ Date _____

Preparer Name and Title (print) _____

AHFC Reviewer Signature _____ Date _____

AHFC Reviewer Name and Title (print) _____