

EXHIBIT 2-E.1

Based on HUD Region VIII ERR GUIDE #1 - Version: 03/10 ENVIRONMENTAL REVIEW RECORD

Documentation of Exemption for Projects/Activities Found at 24 CFR §58.34(a), Which Are Exempt from National Environmental Policy Act Environmental Review, But Which Are Subject to the Other Requirements Found at 24 CFR §58.6

(Notes: Boxes will expand to accommodate information. See Exhibit 2-E.2 for additional instructions and guidance.)

1. Project/Activity Information:

Project Name and Description:

MDOC HOME Program Grant Number:

(Use the questions below to classify the proposed project/activity in compliance with HUD regulations found at 24 CFR §58.34(a).)

(Compliance with 24 CFR §58.6 (special flood hazards, coastal barriers resources, and airport/airfield clear zone hazards) is required for certain §58.34(a) activities. **Complete Part 3, below, only for §58.34(a)(10) and §58.34(a)(12) activities.**)

2. Classification of Project/Activity:

- | | | |
|-------------------------------------|----------------------------|---|
| <input type="checkbox"/> | 24 CFR §58.34(a)(1) | Environmental and other studies, resource identification, and the development of plans and strategies |
| <input checked="" type="checkbox"/> | 24 CFR §58.34(a)(2) | Information and financial services
(Not eligible under MDOC HOME Program) |
| <input type="checkbox"/> | 24 CFR §58.34(a)(3) | Administrative and management activities
(MDOC HOME Program-eligible Soft Costs) |
| <input checked="" type="checkbox"/> | 24 CFR §58.34(a)(4) | Public services that will not have a physical impact or result in any physical changes, including but not limited to services concerned with the following needs: <ul style="list-style-type: none">• Employment• Crime prevention• Child care• Health• Drug abuse• Education• Counseling• Energy conservation• Welfare• Recreation (Not eligible under MDOC HOME Program) |

- 24 CFR §58.34(a)(5) Inspections and testing of properties for hazards or defects
- 24 CFR §58.34(a)(6) Purchase of insurance
(Consultation with MDOC HOME Program required)
- 24 CFR §58.34(a)(7) Purchase of tools
(Consultation with MDOC HOME Program required)
- 24 CFR §58.34(a)(8) Engineering or design costs
- 24 CFR §58.34(a)(9) Technical assistance and training
(Consultation with MDOC HOME Program required)
- * 24 CFR §58.34(a)(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.
(*Also complete Section 3 – Other requirements, below.)
(Not eligible under MDOC HOME Program)
- 24 CFR §58.34(a)(11) Payment of principal and interest on loans made or obligations guaranteed by HUD
(Not eligible under MDOC HOME Program)
- * 24 CFR §58.34(a)(12) Any of the categorical exclusions listed in 24 CFR Part 58.35(a) provided there are no circumstances which require compliance with any Federal laws and authorities cited in 24 CFR Part 58.5. **(*Also complete Section 3 – Other requirements, below.)**
(Consultation with MDOC HOME Program required)

3. *Regulatory Checklist (ref.: 24 CFR §58.6 – Other requirements):
(*Complete only for §58.34(a)(10) and §58.34(a)(12) activities)

24 CFR §58.6(a) **Flood Disaster Protection Act of 1973, as amended**
(NOTE: Applicable only when project/activity site is located in a community participating in the National Flood Insurance Program, administered by the Federal Emergency Management Agency.)

Is the project/activity located within a Special Flood Hazard Area (SFHA) as mapped by the Federal Emergency Management Agency (FEMA)?

Yes No

FEMA Map Number: _____

If “**Yes**”, and the HOME-funded project/activity is Rental Housing, flood insurance **must be obtained** through the National Flood Insurance Program.

Insurance Policy Number: _____

24 CFR §58.6(b) National Flood Insurance Reform Act of 1994, Section 582, (42 USC 5154a)

(NOTE: Applicable only when the project site is located in an area where HUD disaster assistance is being made available.)

Is the project/activity located within a Special Flood Hazard Area (SFHA) as mapped by the Federal Emergency Management Agency (FEMA)?

Yes No

FEMA Map Number: _____

If “**Yes**”, would the HUD disaster assistance be made to a person who had previously received Federal flood disaster assistance conditioned on obtaining and maintaining flood insurance and that person failed to obtain and maintain the flood insurance?

Yes No

If “**Yes**”, the HUD disaster assistance cannot be made to that person in the Special Flood Hazard Area to make a payment (including any loan assistance payment) for repair, replacement, or restoration for flood damage to any personal, residential, or commercial property.

Insurance Policy Number: _____

N/A 24 CFR §58.6(c) Coastal Barrier Improvement Act of 1990, as amended

(NOTE: Not applicable in the HUD Region VIII area. There are no coastal barriers identified in HUD Region VIII and in HUD Office of Native Americans, Northern Plains, States of CO, MT, NE, ND, SD, UT, and WY.)

24 CFR §58.6(d) **Civilian Airport Runway Clear Zone and/or Military Airport Clear Zone**

(NOTE: Applicable only if the project/activity involves HUD assistance, subsidy, or insurance for the purchase or sale of an existing property in a Runway Clear Zone or Clear Zone pursuant to 24 CFR Part 51, Subpart D.)

Does the project involve *HUD assistance, subsidy, or insurance for the purchase or sale of an existing property in a Runway Clear Zone or Clear Zone pursuant to 24 CFR Part 51, Subpart D?*

Yes No

Source documentation _____

If **Yes**, the buyer must be advised that the property is in a runway clear zone or military airport clear zone, what the implications of such a location are, and that there is a possibility that the property may, at a later date, be acquired by the airport operator. The buyer must sign a statement acknowledging receipt of this information. For the appropriate content, go to:

<http://www.hud.gov/offices/cpd/environment/review/qa/airporthazards.pdf>.

NOTE: Projects/activities in runway clear zone or military airport clear zone will NOT be funded by the Montana HOME Program.

Environmental Preparer's name, title, and organization (printed or typed)

Environmental Preparer's signature

Date

Name of Responsible Entity (printed or typed)