



## Truro Board of Selectmen Meeting

Tuesday , October 7, 2014 at 6pm

Truro Town Hall

24 Town Hall Road

- Open Meeting
- Review and Approve Authorizing Vice-Chair as Environmental Certifying Officer to sign and Clerk of Board of Selectmen to sign on behalf of the Board of Selectmen the Environmental Review 2014 CDBG Program for Housing Rehabilitation
- **Executive Session:** “Move that the Board enter into Executive Session in accordance with the provisions of Massachusetts General Law, Chapter 30A, section 21(a) number 3, to discuss strategy relative to collective bargaining involving agreements with LIUNA, AFSCME and the Police Federation, whereas discussion of these matters in open session would have a detrimental effect on the bargaining position of the Town, and not reconvene in open session ”

TOWN OF TRURO  
ENVIRONMENTAL REVIEW  
2014 CDBG PROGRAM

Housing Rehabilitation

Completed by  
Alice Boyd  
Bailey Boyd Associates, Inc.  
September 24, 2014

**Finding of Categorical Exclusion**  
**24 CFR Part 58.35 (A)(3)(i)**

It is the finding of the Town of Truro, Massachusetts, that the activities proposed in its Mass. CDBG application for Fiscal Year 2014, consist solely or primarily of those which are categorically excluded from the environmental review requirements of NEPA, and that these activities comply with the environmental requirements of related federal authorities. The activities and the related authority for exclusion are listed below:

1. Regional Housing Rehabilitation Program: The two-town program will rehabilitate existing low and moderate-income homes.

Authority: 58.35 (a)(3)(i): rehabilitation of buildings and other improvements meeting the requirements specified.

## Statutory Checklist

Federal Laws and Authorities listed at Sec. 58.5

**Project Name and Identification No.**

FY14 Truro Housing Rehab

Area of Statutory or Regulatory Compliance	Not Applicable to This Project	Consultation Required*	Review Required*	Permits Required*	Determination of consistency Approvals, Permits Obtained*	Conditions and/or Mitigation	Program compliance documentation. Additional materials may be attached.
Historic Properties		X					Each individual home will be referred to Mass Historic Commission previous to consideration. <i>Source: Mass Historic Commission State Historic Preservation Officer.</i>
Floodplain Management	X						FEMA Floodplain Maps will be reviewed and sited for each home address under consideration. Flood insurance is required. Single-home rehab projects are exempt. <i>Source: 24CFR 55.2 (b)(8).</i>
Wetlands Protection	X						Local Conservation Commission will continue to be consulted for any rehab project that abuts a wetland (septics being the primary concern).
Coastal Zone Management	X						If any project is located in a coastal zone, CZM regulations will be referenced and assistance requested. <i>Source: Mass Office of Coastal Zone Management, 24 CFR 55.2(b)(8).</i>
Water Quality - Aquifers	X						Project sites are located in a sole source aquifer. Work will have no negative impact on aquifer as scope is limited to rehab. <i>Source: EPA NE: Drinking Water - Sole Source Aquifer Program.</i>
Endangered Species	X						Fish and Wildlife will be consulted if project affects a listed or proposed species or or habitat. <i>Source: NE Region Endangered Species listing</i>
Wild and Scenic Rivers	X						No new construction or acquisition of undeveloped land. No rivers in the target areas are listed. <i>Source: <a href="http://www.mass.gov/dfwele/river/programs/wildandscenic/index">http://www.mass.gov/dfwele/river/programs/wildandscenic/index</a>.</i>
Air Quality	X						Project does not meet the threshold levels for compliance established by MEPA. <i>Source: <a href="http://www.mass.gov/envir/mepa/">www.mass.gov/envir/mepa/</a></i>
Farmlands Protection	X						No project under consideration is subject to the Farmland Protection Act. <i>Source: <a href="http://www.nrcs.usda.gov/programs/fppa/">www.nrcs.usda.gov/programs/fppa/</a></i>
Manmade Hazards:							
Thermal/Explosive	X						A visual assessment will be made within 1 mile radius of each project under consideration. No increased density is anticipated. <i>Source: 24 CFR Part 51 (c)</i>
Noise	X						Each project will be reviewed for noise-generating sources. Impact is unlikely for HR projects. <i>Source: 24 CFR Part 51 Subpart B.</i>
Airport Clear Zones	X						Selected sites will not be located within 2500' of runway end or airport clear zone of local airport. <i>Source: 24CFR Part 51 D</i>
Toxic Sites	X						Selected sites will be free of hazardous materials, contamination, toxic chemicals and gasses, and radioactive substances. Visual Assessment will be made on each site. <i>Source: EPA Superfund list, CERCLA, MEPA</i>
Environmental Justice	X						No acquisition, development or new construction in any HR project. All units are existing and scattered site. Minorities are recruited and positive impact on LMI households. <i>Source: Executive Order 12898</i>

\* Attach evidence that required actions have been taken.

### Statutory Checklist

Federal Laws and Authorities listed at Sec. 58.6 and  
Permits, Licenses, Forms of Compliance Under Other Laws - Federal, State and Local

**Project Name and Identification No.** FY 14 Town of Truro Housing Rehab

<b>Other Areas of Statutory and Regulatory Compliance Applicable to Project</b>	Not Applicable to This Project	Consultation Required*	Review Required*	Permits Required*	Determination of consistency Approvals, Permits Obtained*	Conditions and/or Mitigation	Provide compliance documentation. Additional material may be attached.
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Federal Requirements							
Flood Insurance - 58.6(a)	X						Flood insurance is required on any project site within a flood plain based upon the individual FEMA floodplain map. <i>Source: 24CFR 55.2 (b)(8).</i>
Coastal Barriers - 58.6(b)	X						No projects are considered if they are located in a Coastal Barrier. <i>Source: Mass Office of Coastal Zone Management, 24 CFR 55.2(b)(8), 58.6(b).</i>
Airport Clear Zone Notification - 58.6(c)	X						Selected sites will not be located within 2500' of runway end or airport clear zone of local airport. <i>Source: 24CFR Part 51 D; 58.6(c)</i>
Water Quality	X						Work will have no negative impact on water quality. <i>Source: EPA NE</i>
Solid Waste Disposal	X						Solid waste disposal will be enhanced by the replacement of failing septic. Permits will be secured and appropriate agencies contacted. <i>Source: Local Health Department and Conservation Commission</i>
Fish and Wildlife	X						No project will have an impact on fish and wildlife. All projects are rehab of existing structures in current residential dwellings. <i>Source: visual assessment.</i>

State or Local Statutes	(to be added by Responsible Entity)						

Prepared by:	<div style="background-color: #90EE90; padding: 5px; display: inline-block; text-align: center;"> <b>SIGN HERE</b> </div>	Title
		Environmental Certifying Officer
Date:		

Notice of Intent to  
Request the Release of Funds (NOIRROF)

September 26, 2014

Town of Truro  
PO Box 2030  
24 Town Hall Road  
Truro, MA 02666

**TO ALL INTERESTED AGENCIES, GROUPS AND PERSONS:**

On or about the 16th day of October, 2014 the Town of Truro will submit a request to the Commonwealth of Massachusetts Department of Housing and Community Development (DHCD) for the release of CDBG funds under Title I of the Housing and Community Development Act 1974 (PL 93-383) as amended to undertake a project known as the Truro Regional Housing Rehabilitation Program for the purpose of completing moderate rehabilitation of homes in the towns of Truro, Wellfleet and Provincetown totaling up to \$632,808.

The activity proposed is categorically excluded under HUD regulations at 24 CFR Part 58 from the National Environmental Policy Act (NEPA) requirements. An Environmental Review Record (ERR) that documents the environmental determinations for this project is on file at Truro Town Hall and is available for public examination and copying, upon request weekdays between the hours of 8:30 a.m. and 4:00 p.m.

**PUBLIC COMMENTS**

Any individual, group, or agency may submit written comments on the ERR to Charleen Greenhalgh, Acting Town Administrator at Truro Town Hall on or before October 15, 2014. All such comments so received will be considered prior to authorized submission of a request for release of funds.

**RELEASE OF FUNDS**

The Town of Truro certifies to DHCD that Charleen Greenhalgh, in her official capacity as Acting Town Administrator, consents to accept the jurisdiction of the Federal Courts if an action is brought to enforce responsibilities in relation to the environmental review process and that these responsibilities have been satisfied. HUD's and Massachusetts DHCD's approval of the certification satisfies its responsibilities under NEPA and related laws and authorities and allows the Town of Truro to use Program funds.

**OBJECTION TO RELEASE OF FUNDS**

Massachusetts DHCD will accept objections to its release of funds and the Town of Truro 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 bases:  
a) The certification was not in fact executed by the Town's Certifying Officer; b) The Town 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 HUD or the Massachusetts Department of Housing and Community Development; 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 Massachusetts Community Development Block Grant, Department of Housing and Community Development, 100 Cambridge Street, Suite 300, Boston, MA 02114. Potential objectors should contact the Massachusetts Department of Housing and Community Development to verify the actual last date of the objection period.

Charleen Greenhalgh, Acting Town Administrator  
Truro Town Hall  
PO Box 2030  
24 Town Hall Road  
Truro, MA 02666

## DESIGNATION OF ENVIRONMENTAL CERTIFYING OFFICER

The Town of Truro has appointed the Vice Chairman of the Board of Selectmen as the Town's Environmental Certifying Officer for the purpose of the Town's FY14 CDBG grant.



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On behalf of the Truro Board of Selectmen