



Environmental Review for Activity/Project that is Exempt or Categorically Excluded Not Subject to Section 58.5 Pursuant to 24 CFR Part 58.34(a) and 58.35(b)

This is a suggested format that may be used by Responsible Entities to document completion of an Exempt or Categorically Excluded Not Subject to Section 58.5 environmental review.

Project Information

Project Name: CDBG-DR Infrastructure Activity Delivery Costs

Responsible Entity: Lee County, FL

Grant Recipient (if different than Responsible Entity): N/A

State/Local Identifier: B-23-UN-12-0002; 124ACD

Preparer: Jennifer Posey

Certifying Officer Name and Title: Glen V. Salyer, Assistant County Manager

Consultant (if applicable): N/A

Project Location: Lee County Administrative Offices

Description of the Proposed Project [24 CFR 58.32; 40 CFR 1508.25]: It is estimated that approximately \$52,873,043 of CDBG-DR funds will be used to fund the activity delivery costs associated with Infrastructure programs.

Activity delivery costs (ADCs) are defined as allowable costs incurred for implementing and carrying out eligible CDBG-DR activities. All ADCs must be allocable to a CDBG-DR activity. ADCs include direct costs integral to the delivery of the final CDBG-DR assisted activity. In some circumstances, ADCs may include:

- Indirect costs;
- Compensation of employees for the time devoted to the performance of implementing and carrying out a specific eligible CDBG-DR activity in accordance with 2 CFR 200.430 and 200.431

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- Cost of materials acquired, consumed, or expended by staff in carrying out a specific eligible CDBG-DR activity
- Travel costs incurred specifically for carrying out eligible activities
- Developing activity specific policies and procedures (i.e., Housing Rehab program, Econ. Dev. program, Infrastructure program)
- Processing applications for assistance
- Project specific Environmental Review, design, and engineering
- Activity specific construction oversight
- Project specific accounting and payments
- Marketing and outreach to applicants and contractors for a specific activity
- Applicant intake
- Activity specific monitoring, oversight, and management
- Activity specific legal services (drafting contracts, collections)
- Activity specific staff and contracted services
- All of the above activities for subrecipients

Staff will track time to implement and carry out each distinct activity.

Costs include all eligible ADCs for the following the following Infrastructure Programs:

- 1) HMGP Match
- 2) Critical Public Facilities and Infrastructure

All activities will be eligible in accordance with 24 CFR 570.205 and 570.206 and will be undertaken at Lee County Administrative Offices.

Level of Environmental Review Determination:

☒ Activity/Project is Exempt per 24 CFR 58.34(a): (1) Environmental and other studies, resource identification and the development of plans and strategies, (2) Information and Financial Services, (3) Administrative and management activities, (5) Inspections and testing of properties for hazards or defects, (6) Purchase on insurance, (7) Purchase of tools, and (8) Engineering or design costs. Which are exempt CDBG-DR Infrastructure Activity Delivery Costs

☐ Activity/Project is Categorically Excluded Not Subject To §58.5 per 24 CFR 58.35(b):

Funding Information

Grant Number	HUD Program	Funding Amount
B-23-UN-12-0002	Community Development Disaster Recovery Funds – Infrastructure Activity Delivery Costs	\$52,873,043

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Estimated Total HUD Funded Amount: \$52,873,043

This project anticipates the use of funds or assistance from another Federal agency in addition to HUD in the form of (if applicable): N/A

Estimated Total Project Cost (HUD and non-HUD funds) [24 CFR 58.32(d)]: \$52,873,043

Compliance with 24 CFR §50.4 and §58.6 Laws and Authorities

Record below the compliance or conformance determinations for each statute, executive order, or regulation. Provide credible, traceable, and supportive source documentation for each authority. Where applicable, complete the necessary reviews or consultations and obtain or note applicable permits of approvals. Clearly note citations, dates/names/titles of contacts, and page references. Attach additional documentation as appropriate.

Compliance Factors: Statutes, Executive Orders, and Regulations listed at 24 CFR 50.4 and 58.6	Are formal compliance steps or mitigation required?	Compliance determinations
STATUTES, EXECUTIVE ORDERS, AND REGULATIONS LISTED AT 24 CFR §58.6		
Airport Runway Clear Zones and Accident Potential Zones 24 CFR Part 51 Subpart D	Yes No <input type="checkbox"/> <input checked="" type="checkbox"/>	<p>Activity delivery costs for Infrastructure activities will be undertaken through the Lee County administrative offices to provide county-wide benefits and are exempt per 24 CFR 58.34(a)(2) and (3).</p> <p>The location of the activities are outside of all Airport Clear Zones and Accident Potential Zones. See attached map.</p> <p>The exempt activity delivery costs listed above do not involve new construction; substantial rehabilitation; acquisition of undeveloped land; activities that would significantly prolong the physical or economic life of existing facilities or change the use of the facility to a use that is not consistent with the recommendations of the Department of Defense (DOD)'s Land Use Compatibility Guidelines; activities that would significantly increase the density or number of people at the site; or activities that</p>

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		would introduce explosive, flammable, or toxic materials to the area.
Coastal Barrier Resources Coastal Barrier Resources Act, as amended by the Coastal Barrier Improvement Act of 1990 [16 USC 3501]	Yes No <input type="checkbox"/> <input checked="" type="checkbox"/>	Activity delivery costs for Infrastructure activities will be undertaken through the Lee County administrative offices to provide county-wide benefits and are exempt per 24 CFR 58.34(a)(2) and (3). The location of the activities is NOT within the Coastal Barrier Resource System. See attached map. The exempt activity delivery costs listed above do not involve construction or rehabilitation activities in Coastal Barrier Resources Act units.
Flood Insurance Flood Disaster Protection Act of 1973 and National Flood Insurance Reform Act of 1994 [42 USC 4001-4128 and 42 USC 5154a]	Yes No <input type="checkbox"/> <input checked="" type="checkbox"/>	Activity delivery costs for Infrastructure activities will be undertaken through the Lee County administrative offices to provide county-wide benefits and are exempt per 24 CFR 58.34(a)(2) and (3). The location of the activities is in Zone X, 0.2% Annual Chance of Flood Hazard, Areas of 1% annual chance flood with average depth less than one foot or with drainage areas of less than one square mile. See attached map. The exempt activity delivery costs listed above do not involve mortgage insurance, refinance, acquisition, repairs, rehabilitation, or construction of a structure, mobile home, or insurable personal property.

Mitigation Measures and Conditions [40 CFR 1505.2(c)]

Summarize below 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
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N/A	

Preparer Signature: _____ Date: _____

Name/Title/Organization: Jennifer Posey, Analyst, Strategic Resources and Government Affairs,
Lee County

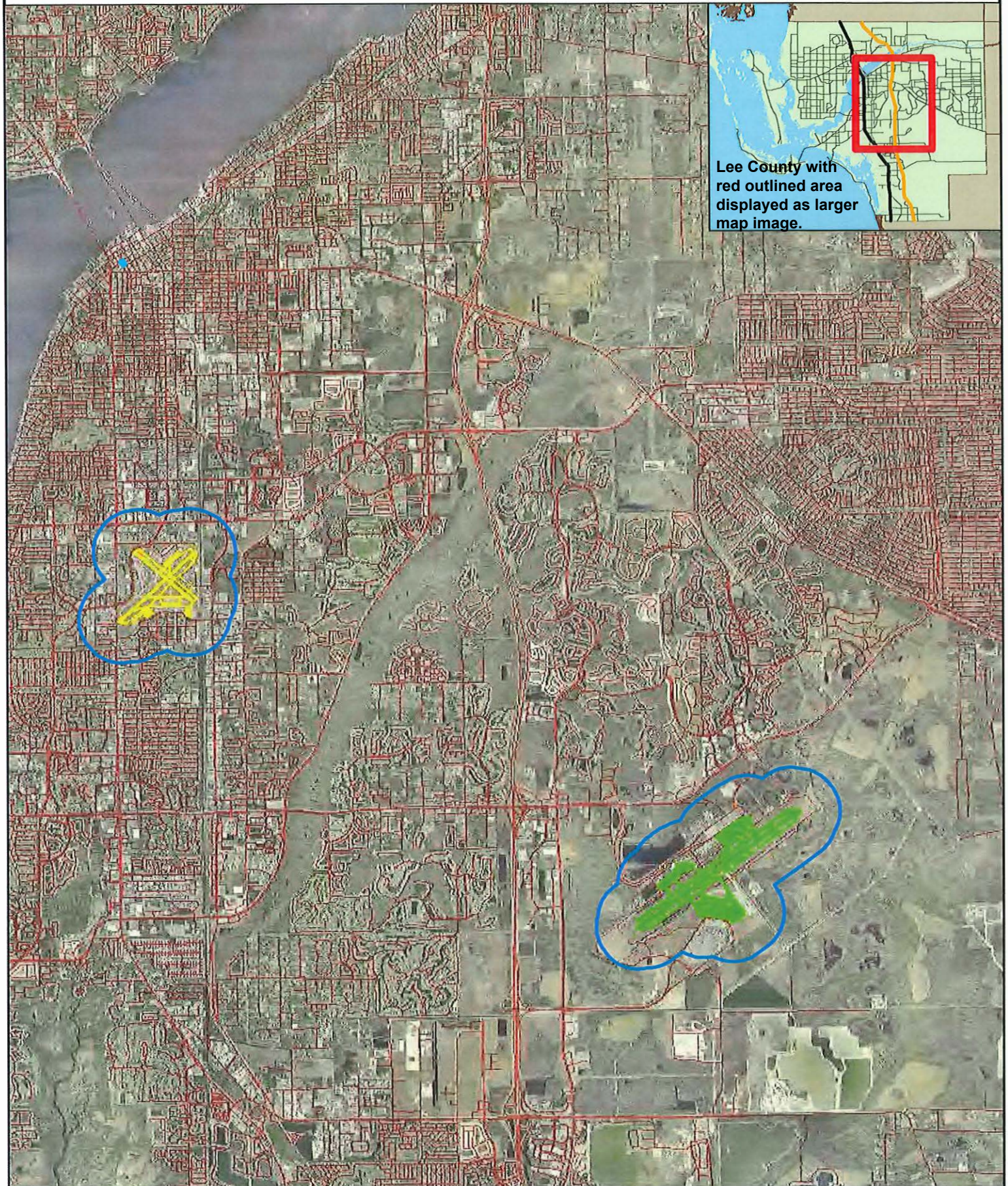
Responsible Entity Agency Official Signature:

_____ Date: _____

Name/Title: Glen V. Salyer, Assistant County Manager

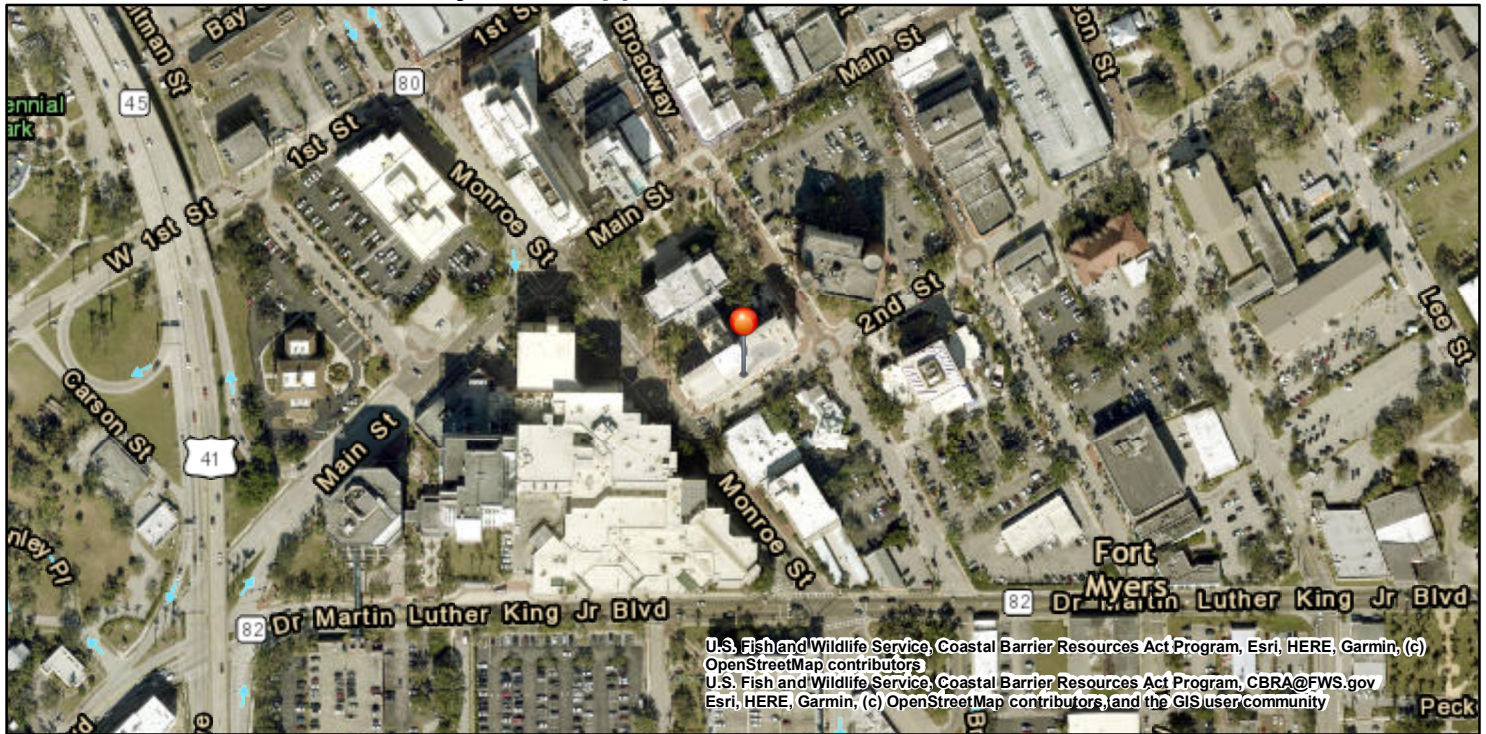
This original, signed document and related supporting material must be retained on file by the Responsible Entity in an Environmental Review Record (ERR) for the activity/project (ref: 24 CFR Part 58.38) and in accordance with recordkeeping requirements for the HUD program(s).

Airport Runway Clear Zones and Accident Potential Zones



Lee County with
red outlined area
displayed as larger
map image.

Coastal Barrier Resources System Mapper Documentation



CBRS Units

- Otherwise Protected Area
- System Unit
- CBRS Buffer Zone
- 81.869915, 26.641955

0 65 130 260 390 ft
1:4,514

The pin location displayed on the map is a point selected by the user. Failure of the user to ensure that the pin location displayed on this map correctly corresponds with the user supplied address/location description below may result in an invalid federal flood insurance policy. **The U.S. Fish and Wildlife Service (Service) has not validated the pin location with respect to the user supplied address/location description below. The Service recommends that all pin locations be verified by federal agencies prior to use of this map for the provision or denial of federal funding or financial assistance.** Please note that a structure bisected by the Coastal Barrier Resources System (CBRS) boundary (i.e., both "partially in" and "partially out") is within the CBRS and therefore affected by CBRA's restrictions on federal flood insurance. A pin placed on a bisected structure must be placed on the portion of the structure within the unit (including any attached features such as a deck or stairs).

User Name: Lee County - CDBG-DR

User Organization: Strategic Resources and Government Affairs

User Supplied Address/Location Description: 2115 Second Street, Fort Myers, FL 33901

Pin Location: Outside CBRS

Pin Flood Insurance Prohibition Date: N/A

Pin System Unit Establishment Date: N/A

The user placed pin location is not within the CBRS. The official CBRS maps are accessible at <https://www.fws.gov/library/collections/official-coastal-barrier-resources-system-maps>.

The CBRS information is derived directly from the CBRS web service provided by the Service. This map was exported on 8/11/2023 and does not reflect changes or amendments subsequent to this date. The CBRS boundaries on this map may become superseded by new boundaries over time.

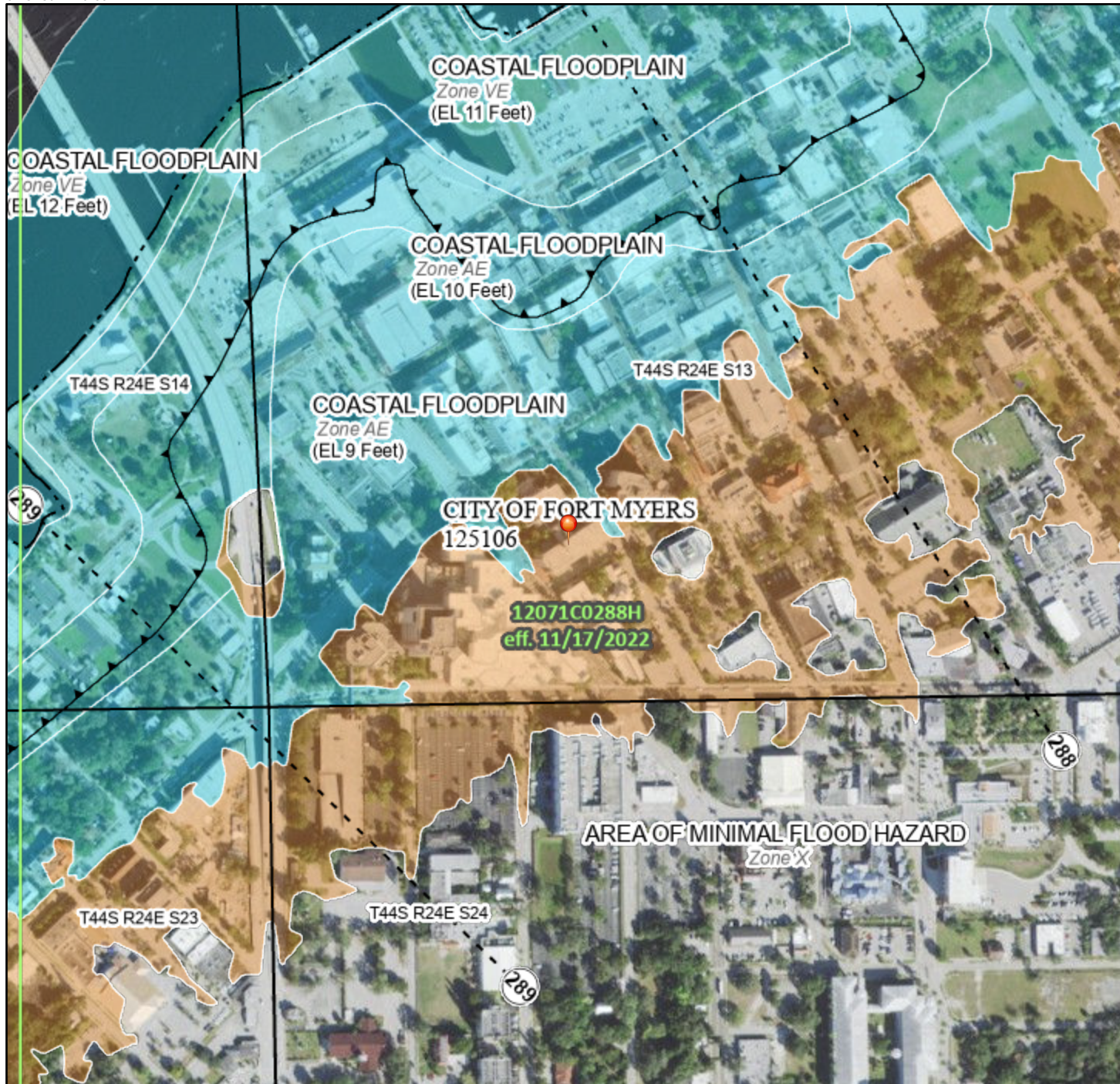
This map image may be void if one or more of the following map elements do not appear: basemap imagery, CBRS unit labels, prohibition date labels, legend, scale bar, map creation date. For additional information about flood insurance and the CBRS, visit: <https://www.fws.gov/node/263838>.



National Flood Hazard Layer FIRMette



81°52'30"W 26°38'47"N



0 250 500 1,000 1,500 2,000 Feet

1:6,000

81°51'53"W 26°38'15"N

Basemap Imagery Source: USGS National Map 2023

Legend

SEE FIS REPORT FOR DETAILED LEGEND AND INDEX MAP FOR FIRM PANEL LAYOUT

SPECIAL FLOOD HAZARD AREAS		Without Base Flood Elevation (BFE) Zone A, V, A99
		With BFE or Depth Zone AE, AO, AH, VE, AR
		Regulatory Floodway
OTHER AREAS OF FLOOD HAZARD		0.2% Annual Chance Flood Hazard, Areas of 1% annual chance flood with average depth less than one foot or with drainage areas of less than one square mile Zone X
		Future Conditions 1% Annual Chance Flood Hazard Zone X
		Area with Reduced Flood Risk due to Levee. See Notes. Zone X
		Area with Flood Risk due to Levee Zone D
OTHER AREAS		NO SCREEN Area of Minimal Flood Hazard Zone X
		Effective LOMRs
		Area of Undetermined Flood Hazard Zone D
GENERAL STRUCTURES		Channel, Culvert, or Storm Sewer
		Levee, Dike, or Floodwall
OTHER FEATURES		20.2 Cross Sections with 1% Annual Chance Water Surface Elevation
		17.5 Cross Sections with 1% Annual Chance Water Surface Elevation
		Coastal Transect
		Base Flood Elevation Line (BFE)
		Limit of Study
		Jurisdiction Boundary
OTHER FEATURES		Coastal Transect Baseline
		Profile Baseline
		Hydrographic Feature
MAP PANELS		Digital Data Available
		No Digital Data Available
		Unmapped



The pin displayed on the map is an approximate point selected by the user and does not represent an authoritative property location.

This map complies with FEMA's standards for the use of digital flood maps if it is not void as described below. The basemap shown complies with FEMA's basemap accuracy standards

The flood hazard information is derived directly from the authoritative NFHL web services provided by FEMA. This map was exported on **8/11/2023 at 1:30 PM** and does not reflect changes or amendments subsequent to this date and time. The NFHL and effective information may change or become superseded by new data over time.

This map image is void if the one or more of the following map elements do not appear: basemap imagery, flood zone labels, legend, scale bar, map creation date, community identifiers, FIRM panel number, and FIRM effective date. Map images for unmapped and unmodernized areas cannot be used for regulatory purposes.