

Project Location: East side of Effingham St. south of County St. north of South St. approximately in front of 726 Effingham St.; West side of Effingham St. south of County St. north of South St. approximately in front of 710 South St.; South side of Portsmouth Blvd. approximately adjoining 1801 Portsmouth Blvd.; North side of Afton Pkwy east of Prospect Pkwy, west of Emmons Pl. approximately in front of 28 Prospect Pkwy.; South side of Afton Pkwy east of Ericsson St., west of Farragut St. approximately in front of 60 Afton Pkwy.; North side of Village St. east of Academy Ave. west of Tyre Neck Rd. approximately in front of 5940 Village St.

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

Purchase and install at existing bus stops, Hampton Rds Transit bus shelters. Each bus shelter measures about ten ft. high by 11.5 ft wide. The bus shelters are installed in the existing disturbed right-of-way. The bus shelters are mounted on a pad 16 ft long, as measured parallel to the roadway and 8 ft. wide as measured perpendicular from the back of curb or roadway shoulder.

Statement of Purpose and Need for the Proposal [40 CFR 1508.9(b)]: To provide bus riders a space to wait that is sheltered from bad weather.

Existing Conditions and Trends [24 CFR 58.40(a)]: The sites are flat developed urban area in predominately residential areas that are low income.

Funding Information

<u>Grant Number</u>	<u>HUD Program</u>	<u>Funding Amount</u>
<u>B- 20-MC-51-0018</u>	<u>CDBG</u>	<u>\$60,000</u>

Estimated Total HUD Funded Amount: \$60,000

Estimated Total Project Cost (HUD and non-HUD funds) [24 CFR 58.32(d)]: \$450,000

**Compliance with 24 CFR 50.4, 58.5, 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.

<u>Compliance Factors: Statutes, Executive Orders, and Regulations listed at 24 CFR §58.5 and §58.6</u>	<u>Are formal compliance steps or mitigation required?</u>	<u>Compliance determinations</u>
<b><u>STATUTES, EXECUTIVE ORDERS, AND REGULATIONS LISTED AT 24 CFR 50.4 &amp; 58.6</u></b>		
<u>Airport Hazards 24 CFR Part 51 Subpart D</u>	<u>Yes</u> <input type="checkbox"/> <u>No</u> <input checked="" type="checkbox"/>	<u>Projects not located in Close Proximity to Airports Contained on the HUD list of 24 CFR Part 51D Covered Airports</u>
<u>Coastal Barrier Resources Coastal Barrier Resources Act, as amended by the Coastal Barrier Improvement Act of 1990 [16 USC 3501]</u>	<u>Yes</u> <input type="checkbox"/> <u>No</u> <input checked="" type="checkbox"/>	<u>City not subject to Coastal Barrier Resources Act.</u>
<u>Flood Insurance Flood Disaster Protection Act of 1973 and National Flood Insurance Reform Act of 1994 [42 USC 4001-4128 and 42 USC 5154a]</u>	<u>Yes</u> <input type="checkbox"/> <u>No</u> <input checked="" type="checkbox"/>	<u>Does not require flood insurance protection.</u>
<b><u>STATUTES, EXECUTIVE ORDERS, AND REGULATIONS LISTED AT 24 CFR 50.4 &amp; 58.5</u></b>		
<u>Clean Air Clean Air Act, as amended, particularly section 176(c) &amp; (d); 40 CFR Parts 6, 51, 93</u>	<u>Yes</u> <input type="checkbox"/> <u>No</u> <input checked="" type="checkbox"/>	<u>Project not subject to Clean Air Act regulations.</u>
<u>Coastal Zone Management Coastal Zone Management Act, sections 307(c) &amp; (d)</u>	<u>Yes</u> <input type="checkbox"/> <u>No</u> <input checked="" type="checkbox"/>	<u>Installation of bus shelters not subject to Coastal Zone Management Act</u>

<u>Compliance Factors: Statutes, Executive Orders, and Regulations listed at 24 CFR §58.5 and §58.6</u>	<u>Are formal compliance steps or mitigation required?</u>	<u>Compliance determinations</u>
<u>Contamination and Toxic Substances 24 CFR Part 50.3(i) &amp; 58.5(i)(2)</u>	Yes No <input type="checkbox"/> <input type="checkbox"/>	<u>No toxic, hazardous, or radioactive substances known at bus shelters that could affect the health and safety or conflict with the intended use.</u>
<u>Endangered Species Endangered Species Act of 1973, particularly section 7; 50 CFR Part 402</u>	Yes No <input type="checkbox"/> <input type="checkbox"/>	<u>Installation of bus shelters in disturbed right-of-way at developed sites does not have potential to effect endangered species.</u>
<u>Explosive and Flammable Hazards 24 CFR Part 51 Subpart C</u>	Yes No <input type="checkbox"/> <input type="checkbox"/>	<u>Project does not include development, construction, rehabilitation that will increase residential densities, or conversion.</u>
<u>Farmlands Protection Farmland Protection Policy Act of 1981, particularly sections 1504(b) and 1541; 7 CFR Part 658</u>	Yes No <input type="checkbox"/> <input checked="" type="checkbox"/>	<u>Site not farmland.</u>
<u>Floodplain Management Executive Order 11988, particularly section 2(a); 24 CFR Part 55</u>	Yes No <input checked="" type="checkbox"/> <input type="checkbox"/>	<u>Sites may be in 100-year floodplain. City has completed 8-step decision making process and determined no significant impact of installation of bus shelter in disturbed right-of-way serving existing uses. 12/7/20</u>
<u>Historic Preservation National Historic Preservation Act of 1966, particularly sections 106 and 110; 36 CFR Part 800</u>	Yes No <input type="checkbox"/> <input checked="" type="checkbox"/>	<u>No effect to historic resources per Va DHR 12/8/20.</u>
<u>Noise Abatement and Control Noise Control Act of 1972, as amended by the Quiet Communities Act of 1978; 24 CFR Part 51 Subpart B</u>	Yes No <input type="checkbox"/> <input checked="" type="checkbox"/>	<u>Use not noise sensitive, does not generate excess noise.</u>
<u>Sole Source Aquifers Safe Drinking Water Act of 1974, as amended, particularly section 1424(e); 40 CFR Part 149</u>	Yes No <input type="checkbox"/> <input checked="" type="checkbox"/>	<u>City not within Sole Source Aquifer.</u>
<u>Wetlands Protection Executive Order 11990, particularly sections 2 and 5</u>	Yes No <input type="checkbox"/> <input checked="" type="checkbox"/>	<u>Disturbed sites, no wetlands.</u>
<u>Wild and Scenic Rivers Wild and Scenic Rivers Act of 1968, particularly section 7(b) and (c)</u>	Yes No <input type="checkbox"/> <input checked="" type="checkbox"/>	<u>No Wild &amp; Scenic Rivers in city.</u>
<b><u>ENVIRONMENTAL JUSTICE</u></b>		
<u>Environmental Justice Executive Order 12898</u>	Yes No <input type="checkbox"/> <input checked="" type="checkbox"/>	<u>Project has no adverse effects so no consideration of environmental justice required.</u>

Environmental Assessment Factors [24 CFR 58.40; Ref. 40 CFR 1508.8 & 1508.27] Recorded below is the qualitative and quantitative significance of the effects of the proposal on the character, features and resources of the project area. Each factor has been evaluated and documented, as appropriate and in proportion to its relevance to the proposed action. Verifiable source documentation has been provided and described in support of each determination, as appropriate. Credible, traceable and supportive source documentation for each authority has been provided. Where applicable, the necessary reviews or consultations have been completed and applicable permits of approvals have been obtained or noted. Citations, dates/names/titles of contacts, and page references are clear. Additional documentation is attached, as appropriate. All conditions, attenuation or mitigation measures have been clearly identified.

Impact Codes: Use an impact code from the following list to make the determination of impact for each factor.

- (1) Minor beneficial impact
- (2) No impact anticipated
- (3) Minor Adverse Impact – May require mitigation
- (4) Significant or potentially significant impact requiring avoidance or modification which may require an Environmental Impact Statement

<u>Environmental Assessment Factor</u>	<u>Impact Code</u>	<u>Impact Evaluation</u>
<b>LAND DEVELOPMENT</b>		
<u>Conformance with Plans / Compatible Land Use and Zoning / Scale and Urban Design</u>	<u>2</u>	<u>Use permitted and supports other nearby public uses and residential areas.</u>
<u>Soil Suitability/ Slope/ Erosion/ Drainage/ Storm Water Runoff</u>	<u>2</u>	<u>Sites generally flat. Use in developed right-of-way, not impact.</u>
<u>Hazards and Nuisances including Site Safety and Noise</u>	<u>2</u>	<u>No known hazards or nuisances at sites.</u>
<u>Energy Consumption</u>	<u>2</u>	<u>Does not increase energy consumption.</u>
<b>SOCIOECONOMIC</b>		
<u>Employment and Income Patterns</u>	<u>2</u>	<u>Does not create or reduce jobs, does not effect income patterns.</u>
<u>Demographic Character Changes, Displacement</u>	<u>2</u>	<u>Sites in developed right-of-way, bus shelter serving existing residents no displacement or demographic character.</u>
<b>COMMUNITY FACILITIES AND SERVICES</b>		
<u>Educational and Cultural Facilities</u>	<u>2</u>	<u>Does not effect educational or cultural facilities.</u>
<u>Commercial Facilities</u>	<u>2</u>	<u>Does not create need or impact commercial facilities.</u>
<u>Health Care and Social Services</u>	<u>2</u>	<u>Does not create need or impact health care or social services..</u>
<u>Solid Waste Disposal / Recycling</u>	<u>2</u>	<u>Does not create expansion of services.</u>
<u>Waste Water / Sanitary Sewers</u>	<u>2</u>	<u>Bus shelters does not effect waste water or sanitary sewers.</u>
<u>Water Supply</u>	<u>2</u>	<u>Bus shelters does not generate need for water.</u>
<u>Public Safety - Police, Fire and Emergency Medical</u>	<u>2</u>	<u>Bus shelters do not generate need for services.</u>
<u>Parks, Open Space and Recreation</u>	<u>2</u>	<u>Bus shelters do not generate need for services.</u>
<u>Transportation and Accessibility</u>	<u>1</u>	<u>Bus shelters at existing bus stops supports safer bus transportation.</u>
<b>NATURAL FEATURES</b>		
<u>Unique Natural Features, Water Resources</u>	<u>2</u>	<u>No unique natural features observed at site.</u>
<u>Vegetation, Wildlife</u>	<u>2</u>	<u>Site of field covered in grass, no significant vegetation or wildlife observed</u>
<u>Other Factors</u>		

**Additional Studies Performed: none**

**Field Inspection (Date and completed by): November 1, 2020, Jeffrey Crimer**

**List of Sources, Agencies and Persons Consulted [40 CFR 1508.9(b)]:  
Va SHPO, CZM**

**List of Permits Obtained:**

**Public Outreach [24 CFR 50.23 & 58.43]:  
FONSI published 12/13/20**

**Cumulative Impact Analysis [24 CFR 58.32]:**

**Project will have no significant impact**

**Alternatives [24 CFR 58.40(e); 40 CFR 1508.9]**

Do not complete project.

No Action Alternative [24 CFR 58.40(e)]:

If project is not completed existing bus shelters serving existing residents cannot be improved to support the health and safety of the community.

Summary of Findings and Conclusions:

The use can be completed with no significant impact to the environment.

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.

<u>Law, Authority, or Factor</u>	<u>Mitigation Measure</u>

Determination:

Finding of No Significant Impact [24 CFR 58.40(g)(1); 40 CFR 1508.27]

The project will not result in a significant impact on the quality of the human environment.

Finding of Significant Impact [24 CFR 58.40(g)(2); 40 CFR 1508.27]

The project may significantly affect the quality of the human environment.

Preparer Signature: Jeffrey Crimer Date: 12/10/20

Name/Title/Organization: Principal Planner, City of Portsmouth

Certifying Officer Signature: Mr. LaVoris A. Pace

Name/Title: Interim City 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).