

**Environmental Assessment
Determinations and Compliance Findings
for HUD-assisted Projects
24 CFR Part 58**

Project Information

Project Name: Bennet-Park-Vacant-Home-Removal-Project

HEROS Number: 900000010328489

Responsible Entity (RE): MOORHEAD, ACCOUNTING DEPARTMENT MOORHEAD MN,
56560

RE Preparer: Tanya Kunza

State / Local Identifier:

Certifying Officer: Lisa Bode

Grant Recipient (if different than Responsible Entity):

Point of Contact:

Consultant (if applicable):

Point of Contact:

Project Location: 1700 3rd Ave S, Moorhead, MN 56560

Additional Location Information:
N/A

Direct Comments to:

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

This project will provide Bennett Park Cooperative CDBG funds for the removal of abandoned mobile homes in the park. Demolition and removal costs.

Statement of Purpose and Need for the Proposal [40 CFR 1508.9(b)]:

Bennett Park is a mobile home park located in the City of Moorhead. Currently there are a number of mobile homes that have been abandoned and left with in the park which has led to them deteriorating and becoming blighted. These abandoned trailers are attracting crime to the park, there have been instances where squatters have broken into these trailers and there has been police involvement with associated crime within the trailers. Demolition and removal of these abandoned trailers are necessary to the livelihood of the mobile home park and the removal of this slum and blight is greatly needed for the existing mobile homeowners.

Existing Conditions and Trends [24 CFR 58.40(a)]:

Single family homeowners who live in the vicinity of the park have voiced complaints and concerns of the slum and blighted abandoned homes within Bennett Park. Bennett Park has been working with the City of Moorhead in order to correct and address a number of violations within the park. the removal of these abandoned homes is extremely needed as they are attracting crime and squatters to their trailer park. Many low to moderate income families with children reside in the adjacent trailers and this is becoming a safety concern for the number of reported crimes taking place in these abandoned trailers. The City of Moorhead has been working with Bennett Park for years on maintain its appearance and being in compliance with city codes. Bennett Park is located next to a newly constructed underpass that has created more visibility and an increased amount of travelers by their park. Bennett Park is also closely located to the City of Moorhead's one and only highschool which is in the process of having a new one built on same location. This new and modern highschool is now more accessible with the newly opened underpass, this part of Moorhead has gone through some changes making it a more vibrant part of town and with the decline of Bennett Parks appearance and reputation, the need is greater than ever to assist the park cooperative with the removal of these abandoned trailers.

Maps, photographs, and other documentation of project location and description:

Determination:

✓	Finding of No Significant Impact [24 CFR 58.40(g)(1); 40 CFR 1508.13] The project will not result in a significant impact on the quality of human environment
	Finding of Significant Impact

Approval Documents:

**7015.15 certified by Certifying Officer
on:**

**7015.16 certified by Authorizing Officer
on:**

Funding Information

Grant / Project Identification Number	HUD Program	Program Name	Funding Amount
B23-MC-27-0004	Community Planning and Development (CPD)	Community Development Block Grants (CDBG) (Entitlement)	\$30,000.00

**Estimated Total HUD Funded,
Assisted or Insured Amount:** \$30,000.00

Estimated Total Project Cost [24 CFR 58.2 (a) (5)]: \$30,000.00

Compliance with 24 CFR §50.4, §58.5 and §58.6 Laws and Authorities

Compliance Factors: Statutes, Executive Orders, and Regulations listed at 24 CFR §50.4, §58.5, and §58.6	Are formal compliance steps or mitigation required?	Compliance determination (See Appendix A for source determinations)
STATUTES, EXECUTIVE ORDERS, AND REGULATIONS LISTED AT 24 CFR §50.4 & § 58.6		
Airport Hazards Clear Zones and Accident Potential Zones; 24 CFR Part 51 Subpart D	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	The project site is not within 15,000 feet of a military airport or 2,500 feet of a civilian airport. The project is in compliance with Airport Hazards requirements.
Coastal Barrier Resources Act Coastal Barrier Resources Act, as amended by the Coastal Barrier Improvement Act of 1990 [16 USC 3501]	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	This project is not located in a CBRS Unit. Therefore, this project has no potential to impact a CBRS Unit and is in compliance with the Coastal Barrier Resources Act.

Flood Insurance Flood Disaster Protection Act of 1973 and National Flood Insurance Reform Act of 1994 [42 USC 4001-4128 and 42 USC 5154a]	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Based on the project description the project includes no activities that would require further evaluation under this section. The project does not require flood insurance or is excepted from flood insurance. While flood insurance may not be mandatory in this instance, HUD recommends that all insurable structures maintain flood insurance under the National Flood Insurance Program (NFIP). The project is in compliance with Flood Insurance requirements.
STATUTES, EXECUTIVE ORDERS, AND REGULATIONS LISTED AT 24 CFR §50.4 & § 58.5		
Air Quality Clean Air Act, as amended, particularly section 176(c) & (d); 40 CFR Parts 6, 51, 93	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Based on the project description, this project includes no activities that would require further evaluation under the Clean Air Act. The project is in compliance with the Clean Air Act.
Coastal Zone Management Act Coastal Zone Management Act, sections 307(c) & (d)	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	This project is not located in or does not affect a Coastal Zone as defined in the state Coastal Management Plan. The project is in compliance with the Coastal Zone Management Act.
Contamination and Toxic Substances 24 CFR 50.3(i) & 58.5(i)(2))	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	On-site or nearby toxic, hazardous, or radioactive substances that could affect the health and safety of project occupants or conflict with the intended use of the property were not found. The project is in compliance with contamination and toxic substances requirements.
Endangered Species Act Endangered Species Act of 1973, particularly section 7; 50 CFR Part 402	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	This project will have No Effect on listed species due to the nature of the activities involved in the project. This project is in compliance with the Endangered Species Act.
Explosive and Flammable Hazards Above-Ground Tanks)[24 CFR Part 51 Subpart C	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Based on the project description the project includes no activities that would require further evaluation under this section. The project is in compliance with explosive and flammable hazard requirements.
Farmlands Protection Farmland Protection Policy Act of	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	This project does not include any activities that could potentially convert

1981, particularly sections 1504(b) and 1541; 7 CFR Part 658		agricultural land to a non-agricultural use. The project is in compliance with the Farmland Protection Policy Act.
Floodplain Management Executive Order 11988, particularly section 2(a); 24 CFR Part 55	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	This project does not occur in a floodplain. The project is in compliance with Executive Order 11988.
Historic Preservation National Historic Preservation Act of 1966, particularly sections 106 and 110; 36 CFR Part 800	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Based on Section 106 consultation there are No Historic Properties Affected because there are no historic properties present. The project is in compliance with Section 106.
Noise Abatement and Control Noise Control Act of 1972, as amended by the Quiet Communities Act of 1978; 24 CFR Part 51 Subpart B	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Based on the project description, this project includes no activities that would require further evaluation under HUD's noise regulation. The project is in compliance with HUD's Noise regulation.
Sole Source Aquifers Safe Drinking Water Act of 1974, as amended, particularly section 1424(e); 40 CFR Part 149	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	The project is not located on a sole source aquifer area. The project is in compliance with Sole Source Aquifer requirements.
Wetlands Protection Executive Order 11990, particularly sections 2 and 5	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Based on the project description this project includes no activities that would require further evaluation under this section. The project is in compliance with Executive Order 11990.
Wild and Scenic Rivers Act Wild and Scenic Rivers Act of 1968, particularly section 7(b) and (c)	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	This project is not within proximity of a NWSRS river. The project is in compliance with the Wild and Scenic Rivers Act.
HUD HOUSING ENVIRONMENTAL STANDARDS		
ENVIRONMENTAL JUSTICE		
Environmental Justice Executive Order 12898	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	No adverse environmental impacts were identified in the project's total environmental review. The project is in compliance with Executive Order 12898.

Environmental Assessment Factors [24 CFR 58.40; Ref. 40 CFR 1508.8 &1508.27]

Impact Codes: An impact code from the following list has been used 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.

Environmental Assessment Factor	Impact Code	Impact Evaluation	Mitigation
LAND DEVELOPMENT			
Conformance with Plans / Compatible Land Use and Zoning / Scale and Urban Design	2	The demolition project is part of the City of Moorhead's overall plan to eliminate slum and blight. This demolition is in conformance with plans and compatible land use and zoning.	No mitigation would be required.
Soil Suitability / Slope/ Erosion / Drainage and Storm Water Runoff	2	The demolition of the abandoned mobile homes will not impact the slope or create drainage or stormwater issues.	No mitigation would be required.
Hazards and Nuisances including Site Safety and Site-Generated Noise	3	The demolition of the abandoned homes will generate noise during demolition activities that could be a temporary nuisance to adjacent properties.	To mitigate the minor impact of noise, the demolition activities will take place between 8am and 5pm Monday through Friday.
SOCIOECONOMIC			
Employment and Income Patterns	2	The demolition of the abandoned homes will have no impact on employment and income patterns.	No mitigation would be required.
Demographic Character Changes / Displacement	2	The demolition of the abandoned homes will have no impact on demographic character changes and displacement.	No mitigation would be required.
Environmental Justice EA Factor	2	The demolition of the abandoned homes will have no adverse environmental impacts.	No mitigation would be required.
COMMUNITY FACILITIES AND SERVICES			
Educational and Cultural Facilities (Access and Capacity)	2	The demolition of the abandoned homes will have no impact on the access and capacity of educational and cultural facilities.	No mitigation would be required.
Commercial Facilities (Access and Proximity)	2	The demolition of the abandoned homes will have no impact on access and proximity to commercial facilities.	No mitigation would be required.

Environmental Assessment Factor	Impact Code	Impact Evaluation	Mitigation
Health Care / Social Services (Access and Capacity)	2	The demolition of the abandoned homes will have no impact on access and capacity of health care and social services.	No mitigation would be required.
Solid Waste Disposal and Recycling (Feasibility and Capacity)	2	The demolition of the abandoned homes will have no impact on the feasibility and capacity of solid waste disposal and recycling.	No mitigation would be required.
Waste Water and Sanitary Sewers (Feasibility and Capacity)	2	The demolition of the abandoned homes will have no impact on feasibility and capacity of waster water and sanitary sewers.	No mitigation would be required.
Water Supply (Feasibility and Capacity)	2	The demolition of the abandoned homes will have no impact on feasibility and capacity of water supply.	No mitigation would be required.
Public Safety - Police, Fire and Emergency Medical	1	The demolition of the abandoned homes will have a minor beneficial impact on public safety. These abandoned homes have led to an increase in police calls pertaining to assaults that have occurred in the abandoned homes and crime associated with squatters.	No mitigation would be required.
Parks, Open Space and Recreation (Access and Capacity)	2	The demolition of the abandoned homes will have no impact on access and capacity of parks and open space.	No mitigation would be required.
Transportation and Accessibility (Access and Capacity)	2	The demolition of the abandoned homes will have no impact on access and capacity of transportation and accessibility.	No mitigation would be required.
NATURAL FEATURES			
Unique Natural Features /Water Resources	2	The demolition of the abandoned homes will have no impact on any unique natural features or water resources.	No mitigation would be required.
Vegetation / Wildlife (Introduction, Modification, Removal, Disruption, etc.)	2	The demolition of the abandoned homes will have no impact on vegetation and wildlife.	No mitigation would be required.

Environmental Assessment Factor	Impact Code	Impact Evaluation	Mitigation
Other Factors 1	2	The demolition of the abandoned homes will have no impact on other factors, as no other factors are known to exist.	No mitigation would be required.
Other Factors 2	2	The demolition of the abandoned homes will have no impact on other factors, as no other factors are known to exist.	No mitigation would be required.
CLIMATE AND ENERGY			
Climate Change	2	The demolition of the abandoned homes will have no impact on the climate.	No mitigation would be required.
Energy Efficiency	2	The demolition of the abandoned homes will have no impact on energy efficiency.	No mitigation would be required.

Supporting documentation

Additional Studies Performed:

No additional studies were performed

Field Inspection [Optional]: Date and completed by:

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

City of Moorhead code enforcement City of MOorhead police department Bennett Park Cooperative North country Foundation

List of Permits Obtained:

Attached you will find a copy of the permits.

Public Outreach [24 CFR 58.43]:

This project was in the 2023 Action Plan for the City of Moorhead which was out for a 30 day public comment period February 23, 2023 - March 25, 2023. The Finding of No Significant Impact was out for a 15 day public comment period, April 19, 2024 through May 6, 2024.

[Permits.pdf](#)

Cumulative Impact Analysis [24 CFR 58.32]:

The proposed project does not cause any adverse environmental impacts and will not result in a significant impact on the quality of the environment.

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

Bennett Park Cooperative went through the process of obtaining title to the abandoned homes, these homes were inspected and were non rehabilitate. In order for Bennett Park cooperative to continue to provide affordable housing to the residents of Moorhead, these abandoned mobile homes need to be demolished and removed to prevent slum and blight.

No Action Alternative [24 CFR 58.40(e)]

If no action is taken upon these abandoned mobile homes there will be continued police calls due to crime and illegal activity which has already begun to take place within the abandoned homes. They are creating slum and blight iwthiin the mobile park cooperative where low to moderate income individuals reside.

Summary of Findings and Conclusions:

The proposed project is to eliminate slum and blight in the Bennett Park Cooperative Community by demolition of the abandoned mobile homes. The project will have no significant impact on the environment..

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

Summarized below are 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 or Condition	Comments on Completed Measures	Mitigation Plan	Complete
Conformance with Plans / Compatible Land Use and Zoning / Scale and Urban Design	No mitigation would be required.	N/A		

Soil Suitability / Slope/ Erosion / Drainage and Storm Water Runoff	No mitigation would be required.	N/A		
Hazards and Nuisances including Site Safety and Site-Generated Noise	To mitigate the minor impact of noise, the demolition activities will take place between 8am and 5pm Monday through Friday.	N/A		
Employment and Income Patterns	No mitigation would be required.	N/A		
Demographic Character Changes / Displacement	No mitigation would be required.	N/A		
Environmental Justice EA Factor	No mitigation would be required.	N/A		
Educational and Cultural Facilities (Access and Capacity)	No mitigation would be required.	N/A		
Commercial Facilities (Access and Proximity)	No mitigation would be required.	N/A		
Health Care / Social Services (Access and Capacity)	No mitigation would be required.	N/A		
Solid Waste Disposal and Recycling (Feasibility and Capacity)	No mitigation would be required.	N/A		
Waste Water and Sanitary Sewers	No mitigation would be required.	N/A		

(Feasibility and Capacity)				
Water Supply (Feasibility and Capacity)	No mitigation would be required.	N/A		
Public Safety - Police, Fire and Emergency Medical	No mitigation would be required.	N/A		
Parks, Open Space and Recreation (Access and Capacity)	No mitigation would be required.	N/A		
Transportation and Accessibility (Access and Capacity)	No mitigation would be required.	N/A		
Unique Natural Features /Water Resources	No mitigation would be required.	N/A		
Vegetation / Wildlife (Introduction, Modification, Removal, Disruption, etc.)	No mitigation would be required.	N/A		
Other Factors 1	No mitigation would be required.	N/A		
Other Factors 2	No mitigation would be required.	N/A		
Climate Change	No mitigation would be required.	N/A		
Energy Efficiency	No mitigation would be required.	N/A		

Project Mitigation Plan

The demolition contractor will be informed that they must perform demolition activities between the hours of 8am and 5pm Monday through Friday to mitigate noise nuisance for adjacent neighbors.

Supporting documentation on completed measures

APPENDIX A: Related Federal Laws and Authorities

Airport Hazards

General policy	Legislation	Regulation
It is HUD's policy to apply standards to prevent incompatible development around civil airports and military airfields.		24 CFR Part 51 Subpart D

1. To ensure compatible land use development, you must determine your site's proximity to civil and military airports. Is your project within 15,000 feet of a military airport or 2,500 feet of a civilian airport?

✓ No

Based on the response, the review is in compliance with this section. Document and upload the map showing that the site is not within the applicable distances to a military or civilian airport below

Yes

Screen Summary

Compliance Determination

The project site is not within 15,000 feet of a military airport or 2,500 feet of a civilian airport. The project is in compliance with Airport Hazards requirements.

Supporting documentation

[airport map.pdf](#)

Are formal compliance steps or mitigation required?

Yes

✓ No

Coastal Barrier Resources

General requirements	Legislation	Regulation
HUD financial assistance may not be used for most activities in units of the Coastal Barrier Resources System (CBRS). See 16 USC 3504 for limitations on federal expenditures affecting the CBRS.	Coastal Barrier Resources Act (CBRA) of 1982, as amended by the Coastal Barrier Improvement Act of 1990 (16 USC 3501)	

1. Is the project located in a CBRS Unit?

✓ No

Document and upload map and documentation below.

Yes

Compliance Determination

This project is not located in a CBRS Unit. Therefore, this project has no potential to impact a CBRS Unit and is in compliance with the Coastal Barrier Resources Act.

Supporting documentation

[coastal barrier resources map.pdf](#)

Are formal compliance steps or mitigation required?

Yes

✓ No

Flood Insurance

General requirements	Legislation	Regulation
Certain types of federal financial assistance may not be used in floodplains unless the community participates in National Flood Insurance Program and flood insurance is both obtained and maintained.	Flood Disaster Protection Act of 1973 as amended (42 USC 4001-4128)	24 CFR 50.4(b)(1) and 24 CFR 58.6(a) and (b); 24 CFR 55.1(b).

1. Does this project involve financial assistance for construction, rehabilitation, or acquisition of a mobile home, building, or insurable personal property?

- ✓ No. This project does not require flood insurance or is excepted from flood insurance.

Based on the response, the review is in compliance with this section.

Yes

4. While flood insurance is not mandatory for this project, HUD strongly recommends that all insurable structures maintain flood insurance under the National Flood Insurance Program (NFIP). Will flood insurance be required as a mitigation measure or condition?

Yes

- ✓ No

Screen Summary

Compliance Determination

Based on the project description the project includes no activities that would require further evaluation under this section. The project does not require flood insurance or is excepted from flood insurance. While flood insurance may not be mandatory in this instance, HUD recommends that all insurable structures maintain flood insurance under the National Flood Insurance Program (NFIP). The project is in compliance with Flood Insurance requirements.

Supporting documentation

[flood map.pdf](#)

Are formal compliance steps or mitigation required?

Yes

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✓ No

Air Quality

General requirements	Legislation	Regulation
The Clean Air Act is administered by the U.S. Environmental Protection Agency (EPA), which sets national standards on ambient pollutants. In addition, the Clean Air Act is administered by States, which must develop State Implementation Plans (SIPs) to regulate their state air quality. Projects funded by HUD must demonstrate that they conform to the appropriate SIP.	Clean Air Act (42 USC 7401 et seq.) as amended particularly Section 176(c) and (d) (42 USC 7506(c) and (d))	40 CFR Parts 6, 51 and 93

1. Does your project include new construction or conversion of land use facilitating the development of public, commercial, or industrial facilities OR five or more dwelling units?

Yes

✓ No

Based on the response, the review is in compliance with this section.

Screen Summary

Compliance Determination

Based on the project description, this project includes no activities that would require further evaluation under the Clean Air Act. The project is in compliance with the Clean Air Act.

Supporting documentation

Are formal compliance steps or mitigation required?

Yes

✓ No

Coastal Zone Management Act

General requirements	Legislation	Regulation
Federal assistance to applicant agencies for activities affecting any coastal use or resource is granted only when such activities are consistent with federally approved State Coastal Zone Management Act Plans.	Coastal Zone Management Act (16 USC 1451-1464), particularly section 307(c) and (d) (16 USC 1456(c) and (d))	15 CFR Part 930

1. Is the project located in, or does it affect, a Coastal Zone as defined in your state Coastal Management Plan?

Yes

✓ No

Based on the response, the review is in compliance with this section. Document and upload all documents used to make your determination below.

Screen Summary

Compliance Determination

This project is not located in or does not affect a Coastal Zone as defined in the state Coastal Management Plan. The project is in compliance with the Coastal Zone Management Act.

Supporting documentation

[coastal zone management.pdf](#)

Are formal compliance steps or mitigation required?

Yes

✓ No

Contamination and Toxic Substances

General requirements	Legislation	Regulations
It is HUD policy that all properties that are being proposed for use in HUD programs be free of hazardous materials, contamination, toxic chemicals and gases, and radioactive substances, where a hazard could affect the health and safety of the occupants or conflict with the intended utilization of the property.		24 CFR 58.5(i)(2) 24 CFR 50.3(i)

1. Evaluate the site for contamination. Were any on-site or nearby toxic, hazardous, or radioactive substances found that could affect the health and safety of project occupants or conflict with the intended use of the property?

✓ No

Yes

Check here if an ASTM Phase I Environmental Site Assessment (ESA) report was utilized. [Note: HUD regulations does not require an ASTM Phase I ESA report for single family homes]

Screen Summary

Compliance Determination

On-site or nearby toxic, hazardous, or radioactive substances that could affect the health and safety of project occupants or conflict with the intended use of the property were not found. The project is in compliance with contamination and toxic substances requirements.

Supporting documentation

Are formal compliance steps or mitigation required?

Yes

✓ No

Endangered Species

General requirements	ESA Legislation	Regulations
Section 7 of the Endangered Species Act (ESA) mandates that federal agencies ensure that actions that they authorize, fund, or carry out shall not jeopardize the continued existence of federally listed plants and animals or result in the adverse modification or destruction of designated critical habitat. Where their actions may affect resources protected by the ESA, agencies must consult with the Fish and Wildlife Service and/or the National Marine Fisheries Service ("FWS" and "NMFS" or "the Services").	The Endangered Species Act of 1973 (16 U.S.C. 1531 <i>et seq.</i>); particularly section 7 (16 USC 1536).	50 CFR Part 402

1. Does the project involve any activities that have the potential to affect species or habitats?

- ✓ No, the project will have No Effect due to the nature of the activities involved in the project.

This selection is only appropriate if none of the activities involved in the project have potential to affect species or habitats. Examples of actions without potential to affect listed species may include: purchasing existing buildings, completing interior renovations to existing buildings, and replacing exterior paint or siding on existing buildings.

Based on the response, the review is in compliance with this section.

No, the project will have No Effect based on a letter of understanding, memorandum of agreement, programmatic agreement, or checklist provided by local HUD office

Yes, the activities involved in the project have the potential to affect species and/or habitats.

Screen Summary

Compliance Determination

This project will have No Effect on listed species due to the nature of the activities involved in the project. This project is in compliance with the Endangered Species Act.

Supporting documentation

Are formal compliance steps or mitigation required?

Yes

✓ No

Explosive and Flammable Hazards

General requirements	Legislation	Regulation
HUD-assisted projects must meet Acceptable Separation Distance (ASD) requirements to protect them from explosive and flammable hazards.	N/A	24 CFR Part 51 Subpart C

1. Is the proposed HUD-assisted project itself the development of a hazardous facility (a facility that mainly stores, handles or processes flammable or combustible chemicals such as bulk fuel storage facilities and refineries)?

✓ No

Yes

2. Does this project include any of the following activities: development, construction, rehabilitation that will increase residential densities, or conversion?

✓ No

Based on the response, the review is in compliance with this section.

Yes

Screen Summary

Compliance Determination

Based on the project description the project includes no activities that would require further evaluation under this section. The project is in compliance with explosive and flammable hazard requirements.

Supporting documentation

Are formal compliance steps or mitigation required?

Yes

✓ No

Farmlands Protection

General requirements	Legislation	Regulation
The Farmland Protection Policy Act (FPPA) discourages federal activities that would convert farmland to nonagricultural purposes.	Farmland Protection Policy Act of 1981 (7 U.S.C. 4201 et seq.)	7 CFR Part 658

1. Does your project include any activities, including new construction, acquisition of undeveloped land or conversion, that could convert agricultural land to a non-agricultural use?

Yes

✓ No

If your project includes new construction, acquisition of undeveloped land or conversion, explain how you determined that agricultural land would not be converted:

Based on the response, the review is in compliance with this section. Document and upload all documents used to make your determination below.

Screen Summary

Compliance Determination

This project does not include any activities that could potentially convert agricultural land to a non-agricultural use. The project is in compliance with the Farmland Protection Policy Act.

Supporting documentation

[Urban Area.pdf](#)

Are formal compliance steps or mitigation required?

Yes

✓ No

Floodplain Management

General Requirements	Legislation	Regulation
Executive Order 11988, Floodplain Management, requires federal activities to avoid impacts to floodplains and to avoid direct and indirect support of floodplain development to the extent practicable.	Executive Order 11988	24 CFR 55

1. Do any of the following exemptions apply? Select the applicable citation? [only one selection possible]

55.12(c)(3)

55.12(c)(4)

55.12(c)(5)

55.12(c)(6)

55.12(c)(7)

55.12(c)(8)

55.12(c)(9)

55.12(c)(10)

55.12(c)(11)

✓ None of the above

2. Upload a FEMA/FIRM map showing the site here:

[FEMA.pdf](#)

The Federal Emergency Management Agency (FEMA) designates floodplains. The FEMA Map Service Center provides this information in the form of FEMA Flood Insurance Rate Maps (FIRMs). For projects in areas not mapped by FEMA, use **the best available information** to determine floodplain information. Include documentation, including a discussion of why this is the best available information for the site.

Does your project occur in a floodplain?

✓ No

Based on the response, the review is in compliance with this section.

Yes

Screen Summary

Compliance Determination

This project does not occur in a floodplain. The project is in compliance with Executive Order 11988.

Supporting documentation

Are formal compliance steps or mitigation required?

Yes

✓ No

Historic Preservation

General requirements	Legislation	Regulation
Regulations under Section 106 of the National Historic Preservation Act (NHPA) require a consultative process to identify historic properties, assess project impacts on them, and avoid, minimize, or mitigate adverse effects	Section 106 of the National Historic Preservation Act (16 U.S.C. 470f)	36 CFR 800 "Protection of Historic Properties" https://www.govinfo.gov/content/pkg/CFR-2012-title36-vol3/pdf/CFR-2012-title36-vol3-part800.pdf

Threshold

Is Section 106 review required for your project?

No, because the project consists solely of activities listed as exempt in a Programmatic Agreement (PA). (See the PA Database to find applicable PAs.)
No, because the project consists solely of activities included in a No Potential to Cause Effects memo or other determination [36 CFR 800.3(a)(1)].

- ✓ Yes, because the project includes activities with potential to cause effects (direct or indirect).

Step 1 – Initiate Consultation

Select all consulting parties below (check all that apply):

✓ State Historic Preservation Offer (SHPO) Completed

✓ Advisory Council on Historic Preservation Completed

Indian Tribes, including Tribal Historic Preservation Officers (THPOs) or Native Hawaiian Organizations (NHOs)

Other Consulting Parties

Describe the process of selecting consulting parties and initiating consultation here:

SHPO letter of clearance received

Document and upload all correspondence, notices and notes (including comments and objections received below).

Was the Section 106 Lender Delegation Memo used for Section 106 consultation?

Yes

No

Step 2 – Identify and Evaluate Historic Properties

1. **Define the Area of Potential Effect (APE), either by entering the address(es) or uploading a map depicting the APE below:**

1700 3rd Ave South Moorhead MN

In the chart below, list historic properties identified and evaluated in the APE. Every historic property that may be affected by the project should be included in the chart.

Upload the documentation (survey forms, Register nominations, concurrence(s) and/or objection(s), notes, and photos) that justify your National Register Status determination below.

Address / Location / District	National Register Status	SHPO Concurrence	Sensitive Information
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Additional Notes:

2. **Was a survey of historic buildings and/or archeological sites done as part of the project?**

Yes

✓ No

Step 3 –Assess Effects of the Project on Historic Properties

Only properties that are listed on or eligible for the National Register of Historic Places receive

further consideration under Section 106. Assess the effect(s) of the project by applying the Criteria of Adverse Effect. (36 CFR 800.5)] Consider direct and indirect effects as applicable as per guidance on direct and indirect effects.

Choose one of the findings below - No Historic Properties Affected, No Adverse Effect, or Adverse Effect; and seek concurrence from consulting parties.

☒ No Historic Properties Affected

Based on the response, the review is in compliance with this section. Document and upload concurrence(s) or objection(s) below.

Document reason for finding:

☒ No historic properties present.

Historic properties present, but project will have no effect upon them.

No Adverse Effect

Adverse Effect

Screen Summary

Compliance Determination

Based on Section 106 consultation there are No Historic Properties Affected because there are no historic properties present. The project is in compliance with Section 106.

Supporting documentation

[November 10-SHPO.pdf](#)

Are formal compliance steps or mitigation required?

Yes

☒ No

Noise Abatement and Control

General requirements	Legislation	Regulation
HUD's noise regulations protect residential properties from excessive noise exposure. HUD encourages mitigation as appropriate.	Noise Control Act of 1972 General Services Administration Federal Management Circular 75-2: "Compatible Land Uses at Federal Airfields"	Title 24 CFR 51 Subpart B

1. What activities does your project involve? Check all that apply:

New construction for residential use

Rehabilitation of an existing residential property

A research demonstration project which does not result in new construction or reconstruction

An interstate land sales registration

Any timely emergency assistance under disaster assistance provision or appropriations which are provided to save lives, protect property, protect public health and safety, remove debris and wreckage, or assistance that has the effect of restoring facilities substantially as they existed prior to the disaster

✓ None of the above

Screen Summary

Compliance Determination

Based on the project description, this project includes no activities that would require further evaluation under HUD's noise regulation. The project is in compliance with HUD's Noise regulation.

Supporting documentation

Are formal compliance steps or mitigation required?

Yes

Bennet-Park-Vacant-
Home-Removal-Project

Moorhead, MN

900000010328489

✓ No

Sole Source Aquifers

General requirements	Legislation	Regulation
The Safe Drinking Water Act of 1974 protects drinking water systems which are the sole or principal drinking water source for an area and which, if contaminated, would create a significant hazard to public health.	Safe Drinking Water Act of 1974 (42 U.S.C. 201, 300f et seq., and 21 U.S.C. 349)	40 CFR Part 149

1. Does the project consist solely of acquisition, leasing, or rehabilitation of an existing building(s)?

Yes

✓ No

2. Is the project located on a sole source aquifer (SSA)?

A sole source aquifer is defined as an aquifer that supplies at least 50 percent of the drinking water consumed in the area overlying the aquifer. This includes streamflow source areas, which are upstream areas of losing streams that flow into the recharge area.

✓ No

Based on the response, the review is in compliance with this section. Document and upload documentation used to make your determination, such as a map of your project (or jurisdiction, if appropriate) in relation to the nearest SSA and its source area, below.

Yes

Screen Summary

Compliance Determination

The project is not located on a sole source aquifer area. The project is in compliance with Sole Source Aquifer requirements.

Supporting documentation

[sole source aquifer.pdf](#)

Are formal compliance steps or mitigation required?

Yes

✓ No

Wetlands Protection

General requirements	Legislation	Regulation
Executive Order 11990 discourages direct or indirect support of new construction impacting wetlands wherever there is a practicable alternative. The Fish and Wildlife Service's National Wetlands Inventory can be used as a primary screening tool, but observed or known wetlands not indicated on NWI maps must also be processed Off-site impacts that result in draining, impounding, or destroying wetlands must also be processed.	Executive Order 11990	24 CFR 55.20 can be used for general guidance regarding the 8 Step Process.

1. Does this project involve new construction as defined in Executive Order 11990, expansion of a building's footprint, or ground disturbance? The term "new construction" shall include draining, dredging, channelizing, filling, diking, impounding, and related activities and any structures or facilities begun or authorized after the effective date of the Order

✓ No

Based on the response, the review is in compliance with this section.

Yes

Screen Summary

Compliance Determination

Based on the project description this project includes no activities that would require further evaluation under this section. The project is in compliance with Executive Order 11990.

Supporting documentation

Are formal compliance steps or mitigation required?

Yes

✓ No

Wild and Scenic Rivers Act

General requirements	Legislation	Regulation
The Wild and Scenic Rivers Act provides federal protection for certain free-flowing, wild, scenic and recreational rivers designated as components or potential components of the National Wild and Scenic Rivers System (NWSRS) from the effects of construction or development.	The Wild and Scenic Rivers Act (16 U.S.C. 1271-1287), particularly section 7(b) and (c) (16 U.S.C. 1278(b) and (c))	36 CFR Part 297

1. Is your project within proximity of a NWSRS river?

✓ No

Yes, the project is in proximity of a Designated Wild and Scenic River or Study Wild and Scenic River.

Yes, the project is in proximity of a Nationwide Rivers Inventory (NRI) River.

Screen Summary

Compliance Determination

This project is not within proximity of a NWSRS river. The project is in compliance with the Wild and Scenic Rivers Act.

Supporting documentation

Are formal compliance steps or mitigation required?

Yes

✓ No

Environmental Justice

General requirements	Legislation	Regulation
Determine if the project creates adverse environmental impacts upon a low-income or minority community. If it does, engage the community in meaningful participation about mitigating the impacts or move the project.	Executive Order 12898	

HUD strongly encourages starting the Environmental Justice analysis only after all other laws and authorities, including Environmental Assessment factors if necessary, have been completed.

1. Were any adverse environmental impacts identified in any other compliance review portion of this project's total environmental review?

Yes

✓ No

Based on the response, the review is in compliance with this section.

Screen Summary

Compliance Determination

No adverse environmental impacts were identified in the project's total environmental review. The project is in compliance with Executive Order 12898.

Supporting documentation

Are formal compliance steps or mitigation required?

Yes

✓ No



U.S. Department of Housing and Urban
Development
451 Seventh Street, SW
Washington, DC 20410
www.hud.gov
espanol.hud.gov

**Environmental Assessment
Determinations and Compliance Findings
for HUD-assisted Projects
24 CFR Part 58**

Project Information

Project Name: Bennet-Park-Vacant-Home-Removal-Project

HEROS Number: 900000010328489

Project Location: 1700 3rd Ave S, Moorhead, MN 56560

Additional Location Information:
N/A

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

This project will provide Bennett Park Cooperative CDBG funds for the removal of abandoned mobile homes in the park. Demolition and removal costs.

Funding Information

Grant Number	HUD Program	Program Name	
B23-MC-27-0004	Community Planning and Development (CPD)	Community Development Block Grants (CDBG) (Entitlement)	\$30,000.00

Estimated Total HUD Funded Amount: \$30,000.00

Estimated Total Project Cost [24 CFR 58.2 (a) (5)]: \$30,000.00

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

Summarized below are 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 or Condition
Conformance with Plans / Compatible Land Use and Zoning / Scale and Urban Design	No mitigation would be required.
Soil Suitability / Slope/ Erosion / Drainage and	No mitigation would be required.

Storm Water Runoff	
Hazards and Nuisances including Site Safety and Site-Generated Noise	To mitigate the minor impact of noise, the demolition activities will take place between 8am and 5pm Monday through Friday.
Energy Efficiency	No mitigation would be required.
Employment and Income Patterns	No mitigation would be required.
Demographic Character Changes / Displacement	No mitigation would be required.
Educational and Cultural Facilities (Access and Capacity)	No mitigation would be required.
Commercial Facilities (Access and Proximity)	No mitigation would be required.
Health Care / Social Services (Access and Capacity)	No mitigation would be required.
Solid Waste Disposal and Recycling (Feasibility and Capacity)	No mitigation would be required.
Waste Water and Sanitary Sewers (Feasibility and Capacity)	No mitigation would be required.
Water Supply (Feasibility and Capacity)	No mitigation would be required.
Public Safety - Police, Fire and Emergency Medical	No mitigation would be required.
Parks, Open Space and Recreation (Access and Capacity)	No mitigation would be required.
Transportation and Accessibility (Access and Capacity)	No mitigation would be required.
Unique Natural Features /Water Resources	No mitigation would be required.
Vegetation / Wildlife (Introduction, Modification, Removal, Disruption, etc.)	No mitigation would be required.
Climate Change	No mitigation would be required.
Environmental Justice EA Factor	No mitigation would be required.
Other Factors 1	No mitigation would be required.
Other Factors 2	No mitigation would be required.
Permits, reviews, and approvals	Attached you will find a copy of the permits.

Project Mitigation Plan

The demolition contractor will be informed that they must perform demolition activities between the hours of 8am and 5pm Monday through Friday to mitigate noise nuisance for adjacent neighbors.

Determination:

<input checked="" type="checkbox"/>	Finding of No Significant Impact [24 CFR 58.40(g)(1); 40 CFR 1508.13] The project will not result in a significant impact on the quality of human environment
<input type="checkbox"/>	Finding of Significant Impact

Preparer Signature: Tanya Kunza Date: April 19, 2024

Name / Title/ Organization: Tanya Kunza / / MOORHEAD

Certifying Officer Signature: Lisa Bode Date: 4/19/2024
Name/ Title: Lisa Bode Governmental Affairs Director

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