

FLOODPLAIN MANAGEMENT DETERMINATION OF 24 CFR PART 55 APPLICABILITY

SECTION 1: Project Information		
1. Grantee/Applicant	2. State Project Identifier	3. Level of environmental Review <input type="checkbox"/> CEST
4. Grant Administrator	7. Chief Elected Official Name, Title	<input type="checkbox"/> EA
5. Grant Administrator Email	8. Chief Elected Official Email	<input type="checkbox"/> EIS
9. Description of Proposed Activities. Attach additional paper as necessary. (Description must provide detailed summary of proposed activities, whether activities are rehab/repair/renovation/replacement of existing facilities and infrastructure or new construction, and proposed ground disturbance including expected depth of excavation/digging).		

SECTION 2: Review of Exemptions to 24 CFR Part 55	
<p>10. Does the project meet one of the criteria below to be exempt from 24 CFR Part 55?</p> <p><input type="checkbox"/> §55.12(a) HUD-assisted activities described in 24 CFR §58.34 and §58.35(b) (<i>Exempt & CENST activities</i>).</p> <p><input type="checkbox"/> §55.12(c) Financial assistance for restoring and preserving the functions of the floodplain or wetland, where a permanent covenant or restriction is placed on the property's continued use for flood control, wetland protection, open space, or park land, but only if: the property is cleared of all existing buildings and walled structures; and only those improvements necessary or direct flood control and wetland protection, open space or park land remain.</p> <p><input type="checkbox"/> §55.12(f) A minor amendment to a previously approved action with no additional adverse impact on or from a floodplain or wetland</p> <p><input type="checkbox"/> §55.12(g) A project where an incidental portion of of the site is within the FFRMS floodplain (not including the floodway, LiMWA, or coastal high hazard area), but only if: existing or proposed improvements that modify or occupy the floodplain will not exceed the threshold for de minimis improvements; and the proposed project will not result in new construction in/modification of a wetland.</p> <p><input type="checkbox"/> §55.12(i) Special projects directed to the removal of material and architectural barriers that restrict the mobility of and accessibility to elderly and persons with disabilities</p>	<p>EXEMPTION IDENTIFIED.</p> <p>PROJECT IS EXEMPT FROM PART 55.</p> <p>SKIP TO SECTION 5.</p>
<p><input type="checkbox"/> →→→→ NO EXEMPTION EXISTS.</p>	<p>PROCEED TO SECTION 3.</p>

SECTION 3: Identification of FFRMS Floodplain, Wetland, & Other Special Flood Hazards

11. Is the proposed project site located in the FFRMS floodplain?	12. Type of Action	13. Description of method(s) used to determine floodplain and wetland status. If applicable, provide results and comparisons of elevations.
<input type="checkbox"/> FFRMS Floodplain using FFSST FVA <input type="checkbox"/> 500-year Floodplain using IDNR INFIP <input type="checkbox"/> 100-year Floodplain using IDNR INFIP <input type="checkbox"/> Regulatory Floodway using IDNR INFIP <input type="checkbox"/> Wetland (either in or directly adjacent to) <input type="checkbox"/> NOT LOCATED IN A FLOODPLAIN OR WETLAND	Critical Action Non-Critical Action	

SECTION 4: Permissible Uses in a Floodway/Floodplain Under 24 CFR §55.8

13. Does the project meet one of the criteria below to be eligible for funding pending completion of the 8-Step/5-Step Decision Making Process?			
<input type="checkbox"/> §55.8(a)(1)(ii) <input type="checkbox"/> §55.8(a)(1)(ii)(A) <input type="checkbox"/> §55.8(a)(1)(ii)(B) <input type="checkbox"/> §55.8(a)(1)(ii)(C)	<p>A permanent covenant or restriction will preserve the onsite FFRMS floodplain or wetland areas from future development and expansion of existing uses and may include rehab/reconstruction of properties affected by Presidentially declared disasters so long as the activity does not occur in the regulatory floodway.</p> <p>Activity is a functionally dependent use that must be necessarily located close/adjacent to water (e.g., dams, marinas, ports, waterfront parks, bridges) and utility lines.</p> <p>Activity is limited to de minimis improvements including minimal ground disturbance or placement of impervious surface area for improved accessibility, so long as it does not increase or negatively impact the floodplain.</p> <p>Activity is limited to removal/clearance of buildings and improvements in the floodway or floodplain.</p>	<p style="text-align: center;">PERMISSIBLE USE IDENTIFIED.</p> <p style="text-align: center;">CONTINUE TO SECTION 5.</p>	
<input type="checkbox"/> →→→→	<p>NO PERMISSIBLE USE IDENTIFIED.</p>		<p style="text-align: center;">PROJECT MUST BE RELOCATED TO A NEW SITE OR CANCELLED.</p>

SECTION 5: Review of Exemptions from 24 CFR §55.20

14. Does the project meet the criteria below for a partial exemption of the Decision-Making Process at §55.20?		
	<input type="checkbox"/> §55.13(b)	Minor repairs or improvements on one- to four-family properties that do not meet the thresholds for "substantial improvement" under § 55.2(b)(12)
<input type="checkbox"/>	<input type="checkbox"/> §55.13(f)	Special projects for the purpose of improving the energy or water efficiency of utilities or installing renewable energy that involve the repair, rehabilitation, modernization, weatherization, or improvement of existing structures or infrastructure, do not meet the thresholds for "substantial improvement" under § 55.2(b)(12), and do not include the installation of equipment below the FFRMS floodplain elevation
<input type="checkbox"/>	<input type="checkbox"/> →→→→	<p>NO EXEMPTION EXISTS. PROCEED TO SECTION 6.</p>

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SECTION 6: Applicability of the Modified 5-Step Decision-Making Process	
<p>15. Does the project meet one of the criteria below to undergo the modified 5-Step Process (i.e., Steps 2, 3, and 7 are eliminated)?</p> <p><input type="checkbox"/> §55.14(c) The repair, rehabilitation, modernization, weatherization, or improvement of existing multifamily housing projects, hospitals, nursing homes, assisted living facilities, board and care facilities, intermediate care facilities, and one- to four-family properties, in communities that are in the Regular Program of the NFIP and are in good standing (i.e., not suspended from program eligibility or placed on probation under 44 CFR 59.24), provided that the number of units is not increased more than 20 percent, the action does not involve a conversion from nonresidential to residential land use, the action does not meet the thresholds for “substantial improvement” under § 55.2(b)(12), and the footprint of the structure and paved areas is not increased by more than 20 percent.</p> <p><input type="checkbox"/> §55.14(d) The repair, rehabilitation, modernization, weatherization, or improvement of existing nonresidential buildings and structures, in communities that are in the Regular Program of the NFIP and are in good standing (i.e., not suspended from program eligibility or placed on probation under 44 CFR 59.24), provided that the action does not meet the thresholds for “substantial improvement” under § 55.2(b)(12) and the footprint of the structure and paved areas is not increased by more than 20 percent.</p> <p><input type="checkbox"/> §55.14(e) The repair, rehabilitation, or replacement of existing nonstructural improvements including streets, curbs, and gutters, where any increase of the total impervious surface area of the facility is de minimis. This provision does not include critical actions, levee systems, chemical storage facilities (including any tanks), wastewater facilities, or sewer lagoons.</p>	<p>EXCEPTION TO 8-STEP PROCESS IDENTIFIED.</p> <p>CONTINUE TO SECTION 7.</p> <p>Complete the 5 step decision making process using FORM Floodplain-003: The 5 Step Decision Making Process.</p>
<p><input type="checkbox"/> →→→→ NO EXEMPTION OR CONDITION FOR THE MODIFIED 5-STEP PROCESS EXISTS.</p>	<p>CONTINUE TO SECTION 7.</p> <p>Complete the 8 step decision making process using FORM Floodplain-002: The 8 Step Decision Making Process.</p>

SECTION 7: DETERMINATION & CERTIFICATION	
<p><input type="checkbox"/> Based on the proposed scope of work and location of the project, 24 CFR Part 55 does not apply to the project. No further review is necessary for floodplain/wetland management.</p> <p><input type="checkbox"/> Based on the proposed scope of work and location, the project is in the FFRMS floodplain but meets an exception criterion under §55.13. No further review is necessary for floodplain/wetland management.</p>	<p><input type="checkbox"/> Based on the proposed scope of work, regardless of location, the project meets an exemption criterion under §55.12. No further review is necessary for floodplain/wetland management.</p> <p><input type="checkbox"/> Based on the proposed scope of work and location of the project, 24 CFR Part 55 applies to the project. The project will undergo the decision making process, the level of which was determined in Section 6.</p>
16. Grant Administrator/Preparer Signature	19. Chief Elected Official Signature
17. Grant Administrator/Preparer Printed Name	20. Chief Elected Official Printed Name, Title
18. Date	21. Date