**SECTION III. HOME HHR ENVIRONMENTAL REVIEW**

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1. **Introduction**

All HOME activities are subject to the provisions of the National Environmental Policy Act of 1969 (NEPA), which establishes national policy and procedures for protecting, restoring and enhancing environmental quality. They are also subject to other statutes, Executive Orders and regulations dealing with a number of specific environmental concerns, such as historic preservation, floodplains, wetlands, noise and others. NEPA is intended to: (1) improve decision-making by ensuring that all relevant information is considered; and, (2) make that information available to the public.

Environmental regulations are found in the Environmental Review Procedures for Entitles Assuming HUD Environmental Responsibilities - 24 CFR Part 58, dated April 1, 1997. You may review the most recent regulations online at the following electronic address:

<http://www.gpo.gov/fdsys/pkg/CFR-2004-title24-vol1/content-detail.html>.

Sections 58.10 through 58.14 require grantees (local governments receiving funds) to assume the responsibility for environmental reviews. Overall Environmental Review for the HOME program is done by the Environmental Desk. Grantees can meet their responsibilities by familiarizing themselves with the areas addressed by environmental review and providing DEHCR with accurate information about activity sites. The Grantee has a legal responsibility for meeting all environmental review requirements stated in the HOME contract. In addition, the contract between the Grantee and the Department contains environmental review requirements. In the event of conflict between the language specified in a grantee’s contract and this handbook or other supporting documents, the provisions in the contract shall take precedence.

1. **The Importance of Environmental Review**

The Department of Administration (DOA) cannot release HOME contract funds until the environmental review process is complete, and an award and contract are in place.

1. **Environmental Review Program Implementation Responsibilities**

**Statutory Checklist**

Each project file should contain a project specific completed copy of the Statutory Checklist (Attachment III-2).

**Historic Properties**

Attachment 3 outlines the steps to be taken when reviewing individual projects for their potential impact on historic resources.

For each property that is 50 years or older and where the proposed work is not listed as Historical Activities Exempt from Further Review (Attachment III-4), you must complete an Initial Project Review Form (Attachment III-5) and return it to DOA. DOA will determine whether additional historical review is required.

**Failure to properly complete the Initial Project Review form will result in delays. Please provide all requested information. It is essential that the proposed exempt and non-exempt worklists be included. Photos can be color or black and white, and should depict a full view of the property and close-ups of work areas.**

If the project is located in an incorporated area, include a complete street address. If your community is unincorporated, include the Town, Range and Section. The accuracy of information you supply makes a difference in how long it takes to review your project. If you have questions, please call the DOA Environmental Review Desk at 608/267-2712.

Any projects that propose demolition, relocation, new construction, capital improvements or ground disturbance must review Attachment III-7. No work other than activities listed as exempt can be undertaken until there has been an opportunity to review the property to determine its eligibility for inclusion in the National Register of Historic Places. The time needed for review is approximately 30 days. NOTE: A realtor's estimate of the building's age is not acceptable. A title abstract or similar documentation of the age must be used.

**NOTE:** In the event that a property address you have submitted is listed on the Wisconsin Historical Society’s *Wisconsin Architecture and Historic Inventory* database, DOA will make a determination whether the property is eligible for inclusion in the National Register of Historic Places, and whether the activities proposed will have an adverse impact on the property. In this limited number of cases, DOA may require considerable assistance from grantees to gather historical information about the property. Please read Attachment III-7 to better understand the new review process.

**Archeological Review**

If a project causes new ground disturbance and if the project cannot be characterized as repair, replacement, rehabilitation, or renovation, the proposed project must be submitted to the DOA Environmental Desk for archeological review. For each such project, complete an Archeological Review form (Attachment III-6). Accurate documentation helps to speed the review process. Note: All new construction requires an archeological review. The review process is similar to that of historic properties. DOA will determine whether projects affect sites eligible for listing on the National Register, and whether adverse impacts will occur, and what mitigation measures must be taken.

**Coastal Zone Management**

Grantees proposing rehab projects on sites in coastal zone erosion areas should submit projects to the Regional Planning Commission which has jurisdiction in the Grantee’s community for review. Coastal zone erosion areas include:

* areas along or adjacent to the Lake Michigan or Lake Superior shoreline, or
* along rivers or streams that drain into either lake, or
* areas within two miles of either shoreline.

**Wild and Scenic Rivers**

Grantees are discouraged from rehabbing sites that front the Upper and Lower St. Croix and Wolf rivers, and other river segments found on Attachment III-8. If the grantee proposes to undertake such projects, please, consult with the DOA Environmental Desk at 608/267-2712 before starting the project.

**Runway Clear Zones**

Grantees must consult with HUD Circular letter HD 85-8 and notify residents of any property found in runway clear zones, in accordance with Attachment III-9.

**Manufactured Hazards or Manmade Hazards**

Grantees must determine whether leaking underground storage tanks, hazardous waste facilities, toxic chemicals or radioactive materials, or other potential public health and safety problems either directly or indirectly affect proposed project sites. A list of contaminated sites can be found at: <http://dnr.wi.gov/botw/SetUpBasicSearchForm.do>. If there are any questions, please consult with the DOA Environmental Desk at 608/267-2712 for assistance.

Manufactured hazards include exposure to hazardous chemicals via the air, soil, and water, as well as risks to life and property through proximity to railroads and other industrial activities. ‘Air-borne hazards’ refer to releases of chemicals from above ground chemical storage facilities. ‘Water-borne hazards’ include contamination of groundwater by leaking underground storage tanks into well fields. Soil contamination by chemical spills is another means by which humans are exposed to manufactured hazards. Housing sites located within one-quarter mile of industries using or storing hazardous chemicals are generally not suitable. Sites where new construction is to occur must be evaluated to determine whether hazards exist. Sites adjacent to active railroads are also hazards which exposes residents to risk through railroad accidents. Such sites should be avoided wherever possible.

**Noise**

General: Regulations found at 24 CFR Part 51, Subpart B, establish noise standards to encourage noise control at the state and community level. In order to determine whether sound levels at a given location are acceptable, HUD has adopted the use of a day-night average sound level (DNL) descriptor. An acceptable DNL does not exceed 65 decibels (dBs). DNLs above 65, but not in excess of 75dBs, are acceptable only if measures are taken to mitigate (lessen or minimize) the noise. Typical sources of excessive noise are highways, railroads, airports and stationary noise sources such as factories and each one is described below:

1. **Highways:** Generally speaking, a major highway is an interstate or other comparable 4-lane divided highway, truck routes in urban areas, U.S.-numbered highways, state-numbered highways, and principal streets within cities. Local access streets in residential districts are not major highways. If the project site is located within 1,000 feet (approximately 0.2 miles) of a major highway, then it is necessary to conduct a noise assessment.

An important piece of information in making such an assessment is the traffic count--the number of cars and trucks using the highway in a 24-hour period. Traffic counts are often available either from a city’s streets or traffic department, or from the State Department of Transportation, Planning and Budget Division, Data Development Section, 4802 Sheboygan Avenue, Madison, Wisconsin 53705. Traffic counts for major streets are also available from DOA.

Traffic counts do not exist for all streets. When counts do not exist, it is necessary to get the traffic count closest to the location of the facility. Once traffic counts are obtained, a noise assessment can be calculated. Contact the Environmental Review desk at 608/267-2712 for more information.

1. **Railroads:** The principal factors in measuring railroad noise are: the distance from the project site to the tracks, the number of trains per day, the speed of the trains, the average number of engines and cars for each train, and whether there are any intervening buildings to moderate the noise. This information can usually be obtained from the nearest freight agent of the railroad. Abandoned tracks, or railroad lines with less than daily service, are not considered to be significant noise sources.
2. **Airports:** The most critical factors in assessing airport noise are: the number of scheduled jet flights, the portion of which are night flights, and the distance of the project site from the flight path. The airport manager can supply this information to you. The number of none jet flights is not a factor in this calculation.
3. **Stationary Noise Sources:** Factories and industrial facilities should be considered potential noise sources as well. The distance from the project site to the noise source, the hours of operation of the industrial facility, and whether there are any intervening buildings to moderate the noise must be considered.

The focus of the regulations is to determine the noise level of the actual location where the funded activity is to take place. In most cases, it is the interior noise level of a building that is of importance. If interior noise levels are determined to be excessive, then measures may be required to reduce the interior noise to an acceptable level.

Noise Standards

1. Is the project site located within 1,000 feet of a major road, highway, county trunk, truck route, state or federal highway, or urban business route? \_\_\_ Yes \_\_\_ No
2. Is the project site located within 3,000 feet of an active rail line (used as least daily)?

\_\_\_ Yes \_\_\_ No

1. Is the project located within two miles of a general aviation, or military airport handling jet operations with scheduled air service? \_\_\_ Yes \_\_\_ No
2. Is the project site located within 1,000 feet of any other noise-generating source, such as an industrial plant? \_\_\_ Yes \_\_\_ No

If the answer to any of the above four questions is “yes,” then a potential noise problem exists which may require additional mitigation measures.

If sites are located along roads with more than 10,000 vehicles per day, railroads with more than two trains per day, airports with scheduled jet service, or are adjacent to large stationery noise sources, grantees are encouraged to work with property owners to consider and include noise abatement measures as a part of the project. Consult with DOA Environmental Desk at 608/267-2712 for recommendations on spe­cific noise abatement measures.

**Floodplain Management**

The use of HOME funds for substantial rehab (defined as costing 50% or more of the before-rehab market value of the structure) on properties in the 100-year floodplain is discouraged by federal regulations. The Grantee's initial responsibility for all projects is to record the Flood Insurance Rate Map number (FIRM) for each such property. Contact either DNR district offices, local government emergency units or zoning offices for assistance in locating floodplain maps of your area.

Executive Order 11988 requires federal agencies and recipients of federal funds to protect the values and benefits of floodplains, and to reduce risks of flood losses by not conducting, supporting, or allowing actions located in a floodplain unless it is the only practicable alternative. Whether a property is located in or near a floodplain depends on the nearness of drainage ways, streams, rivers or coastlines (in terms of horizontal distance), the volume of water, and the relative elevation of the floodplain and the affected property. If such features exist within one mile of the property, the location of the 100-year floodplain must be determined in Question 2 (below), as follows:

1. Are there drainage ways, streams, rivers, or coastlines on or within one mile of the project site? \_\_\_ Yes \_\_\_ No
2. If yes, is the project site located in the 100-year floodplain? \_\_\_ Yes \_\_\_ No

FIRM Map #: \_\_\_\_\_\_\_\_\_\_ Effective Date:\_\_\_\_\_\_\_\_\_\_

**NOTE:** If a project is determined to lie within a 100-year floodplain, it may be necessary to consider an alternative site.

The floodplains for most sections of Wisconsin have been mapped by the Federal Emergency Management Agency (FEMA), through its Flood Insurance Rate Map (FIRM) program. Consult the map of your area. They are often available locally, through planning departments of local governments, regional planning commissions, public libraries, etc., or from the Department of Natural Resources. FIRMS are also available at the following web address: <http://store.msc.fema.gov/>. The DNR employs a Floodplain Zoning Specialist in each county in Wisconsin. That individual can respond to specific questions about floodplains in your community. When making your determination, please note the map number and its effective date.

Where such sites cannot be avoided, please contact DOA for assistance. Flood insurance will be required on homes using Federal HOME funds for one year from the date on which the loan is made. If a resident is unable to afford the cost of insurance, the grantee may purchase it. Furthermore, owners and tenants must be notified if the property lies in “the 1% Annual Chance Flood” zone (100-year floodplain). Finally, the HOME program will fund rehab of such properties one time only. If a residence is subsequently flood damaged, the program will not pay for the same repair costs a second time.

Several restrictions apply to the disposition of multi-family properties, including notification of tenants about local, state or federal floodplain regulations, and any land use restrictions that limit the use of the property. Critical actions (defined as any activity for which even a slight chance of flooding is too great because of the potential loss of life, injury or potential property damage) require notification of current and prospective tenants about the hazards and about the availability of flood insurance.

**Wetlands Protection**

Executive Order 11990 requires all agencies to refrain from supporting construction in wetlands whenever there is practicable alternative, to avoid either destroying or modifying wetlands. Adverse impacts include erosion or sedimentation, pollution through septic tank seepage, filling, and similar excessive or improper uses of the wetlands.

Selecting sites outside wetlands is essential for projects using federal funds, because Executive Order 11990 discourages federal agencies from initiating or participating in new construction within areas affecting wetlands.

Grantees must obtain a permit from the Corps of Engineers before undertaking activities that affect wetlands. The term "wetland" refers to marshes, bogs, and other areas that are inundated at least seasonally. Other areas considered wetland are sloughs, wet meadows, river overflows and ponds. Avoiding such areas is strongly recommended.

1. Is the project site located in a wetland area, or are there any ponds, marshes, bogs, swamps, or other wetlands within 500 feet of the project area? \_\_\_ Yes \_\_\_ No
2. If the project site is located in or near a wetland area, will your project result in fill (such as topsoil, gravel, etc.) being placed in the wetland area, or will it result in greatly increased usage of the wetland? If the answer to either question is “yes,” further technical analysis may be required to determine if mitigating measures are necessary. \_\_\_ Yes \_\_\_ No

Floodplains and Wetlands

Approximately 85% of the nation’s wetlands are on or adjacent to floodplains. The procedures for fulfilling the requirements of Executive Order 11990 should be combined with and performed at the same time as the floodplain analysis under Executive Order 11988.

**Water Quality**

The Safe Drinking Water Act of 1979 (42 U.S.C. 201, 300 (f) et seq., and 21 U.S.C. 349) governs activities which affect the water in the U.S. It requires that permits be obtained from the Corps of Engineers before dredging or filling of rivers, streams, lakes, or wet-lands. This act also controls the discharge of effluents (such as treated sewage) into water. If any project plan includes such activities, contact DOA for assistance.

**Solid Waste Disposal**

Projects that substantially increase pressure on existing landfills, or that generate hazardous waste, are discouraged. Hazardous waste disposal must meet DNR regulations, and licensed carriers must transport and dispose hazardous waste.

**Endangered Species**

If the project consists of new construction of any type, it must be reviewed by the U.S. Fish and Wildlife Service to determine whether it would have an impact on endangered or threatened species. You may review the current list of such species by accessing the following website: <http://www.fws.gov/midwest/endangered/lists/wisc-cty.html>

**Farmland Protection**

New construction activities that represent the first such intrusion into an area previously zoned agricultural are discouraged, and new construction should not occur on land zoned agricultural.

**Air Quality**

Grantees should refrain from projects that either increase the amount of air pollution (such as through greatly increasing automobile traffic), or which subject the residents to excessive levels of air pollution. Please consult with DOA Environmental Desk at 608/267-2712 if you have questions about this area.

**Thermal and Explosive Hazards**

The proximity of petroleum or chemical storage tanks to a proposed housing site is also an environmental con­cern. Many older neighborhoods in cities and towns contain industries which use or store such products. While fire safety codes generally assure safe operation and minimize these risks, such sites may represent hazards to residents. Therefore, it is important that housing sites be evaluated carefully to determine whether such risk is present. Grantees should make every effort to avoid sites that place residents at risk.

In general, sites within one-quarter mile of such a site, particularly when there are no intervening structures, are generally unsuitable for new housing development, or for substantial rehab projects (i.e., those whose value exceeds 50% of the before-rehab value of the house). The Department of Administration maintains a list of above-ground and underground storage tanks. Consult with the DOA Environmental Desk at 608/267-2712 for assistance in evaluating potential hazards.

**Red Flags**

The following "red flag" issues are those most likely to occur in projects involving moderate or substantial rehab:

1. Issue: Property may be 50 years old or older

What to do: Determine exact age of building from title abstract or other document. Follow instructions on flow chart "Steps in Historic Review Process" (Attachment 3). Contact the DOA Environmental Desk if further assistance is required;

1. Issue: Property is located near a river, lake, wetland or other body of water that is inundated at least seasonally.

What to do: Determine whether site is located in 100-year or 500-year floodplain, is located in or adjacent to a wetland, lies in a designated coastal zone county (along either Lake Superior or Lake Michigan); and if near a river, whether the river is a designated "Wild and Scenic River" (see Attachment 8). Avoid such sites if possible. Contact DOA Environmental Desk for further assistance;

1. Issue: Property is located near a commercial airport.

What to do: Consult Attachment 9 to determine if proposed site is in Runway Clear Zone.

Recommendation: Avoid such sites if possible. Contact DOA Environmental Desk if no alternatives exist;

1. Issue: Property is located within one-quarter mile of an industrial site using or storing flammable or explosive materials.

What to do: Determine, if possible, the names of the materials used in the industrial facility. Contact DOA Environmental Desk to determine whether site is located a safe distance from site;

1. Issue: Property is located near a busy highway or thoroughfare, air­port, rail line, or other significant noise source.

What to do: Contact DOA Environmental Desk to determine whether potential interior noise levels are excessive, and whether acoustical buffering is rec­ommended;

1. Issue: Property is located near a manmade hazard, such as a hazard­ous waste facility, leaking underground storage tank, or other public health and safety hazard.

What to do: Avoid such sites if at all possible. Contact DOA Environmental Desk for further instructions; and

1. Issue: Project activity would take place on land zoned agricultural (new construction only).

What to do: Avoid such sites if possible. Contact DOA Environmental Desk if no alternatives exist.

You may contact DOA Environmental Desk at 608/267-2712. All correspon­dence/information related to any of the above situations should be submitted to:

Environmental Desk

Department of Administration

Division of Housing

101 E. Wilson Street 5th Floor

P. O. Box 7970

Madison, WI 53707-7970

[DOAEnvironmentalDesk@Wisconsin.gov](mailto:DOAEnvironmentalDesk@Wisconsin.gov)

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| **Historic Properties** | | | | |  |  |  | | |  |  | | |  |  | |
| National Historic Preservation Act, 16 U.S.C. 470 (f), Sections 106 and 110  E.O. 11593, Protection and Enhancement of the Cultural Environment.  Archeological and Historic Preservation Act of 1974 |  | 36 CFR Part 1294, 36 CFR Part 800 |  | All actions affecting proper-ties on or eligible for National Register of Historic Places. | | | |  | Protect sites, build­ings, and objects with National, State, or local historic or cultural significance. Identify effects of project on properties. | | |  | **Note**: The DOA Environmental Review Coordinator assumes the responsibility for Sec. 106 compliance. | | |
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| **Floodplains** | | | | |  |  |  | | |  |  | | |  |  | |
| E.O. 11988 Floodplain Management Guidelines (44 PR 47623)  Flood Disaster Protection Act of 1973, as amended  National Flood Insurance Program  HUD General Statement Policies |  | 24 CFR Part 55 |  | Any action proposed for a floodplain. | | | |  | Involve the public throughout the floodplain management decision-making process.  Avoid direct or indirect support of floodplain development wherever there is a practicable alternative. | | |  | Department of Natural Resources  Flood Hazard Boundary Map and/or Flood Insurance Rate Map  Corps of Engineers  Local Planning Agency | | |

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| **Wetlands** | | | | |  |  |  | | |  |  | | |  | | |
| E.O. 11990, Protection of Wetlands (44 PR 47623) |  | 24 CFR Part 55 |  | Any construction action proposed for in a wetland. | | | |  | Avoid direct or indirect support of new construction in wetland wherever there is a practicable alternative. | | |  | Department of Natural   Resources | | | |
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| **Coastal Zone Management** | | | | |  |  |  | | |  |  | | |  | | |
| Coastal Zone Management Act 16 U.S.C. 1451‑1464  Pursuant to the Coastal Barrier Resources Act, as amended, 1982 |  | 15 CFR Part 930 44 FR 37142 |  | Any proposed activity affect­ing areas covered by an approved coastal zone. Applies to counties bordering Lake Michigan and Lake Superior. | | | |  | Needed to meet requirements of categorical exclusions 58.35(b). Section 5 and 6 of the Act prohibit expenditures of federal funds within the Coastal Barriers Resources system. Ensure that projects are consistent with coastal zone program.  HUD assistance may not be used for most activities proposed in the Coastal Barrier Resource System | | |  | Department of Administration   Office of Coastal Zone   Management  Regional Planning Commission   Coastal Zone Planner | | |
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| **Water Quality** | | | | |  |  |  | | |  |  | | |  | | |
| Clean Water Act, 33 U.S.C. 1251­1376, et seq., Section 404  Water resources include any requirement related to fish and wildlife and scenic rivers |  | 33 CFR Part 320­325, 33 CFR Part 230 |  | Any activity involving disposal or placement of dredged or fill material in navigable waters. | | | |  | The 404 permit program is administered by Corps of Engineers. EPA has authority to veto permit.  Compliance with 208 plan.  Projects cannot affect rivers, streams, lakes and wetlands, either by dredging, filling or discharging effluents. | | |  | Army Corps of Engineers Department of Natural   Resources | | |
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| **Sole Source Aquifers** | | | | |  |  |  | | |  |  | | |  |
| Safe Drinking Water 42 U.S.C. 300 |  |  |  | Federally assisted projects which may contaminate an aquifer designed by EPA as the sole source of drinking water for a community. No sole source aquifers in Wisconsin, per EPA.  If capacity of a storm sewer is overloaded so runoff from the project cannot be accommodated = major impact.  • For larger projects consider: storm water  • Runoff pollution  • Reduction of paved or impermeable areas  Civil engineer should per-form analysis to determine if the system for storm water is adequate. | | | |  | Prohibits financial assistance to projects which EPA determines may contaminate a designated sole source aquifer.  . | | |  | None required for projects   occurring in Wisconsin. | | |

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| **Endangered Species** | | | | |  |  |  | | |  |  | | |  |
| Endangered Species Act 16 U.S.C. 1531, Section 7 |  | 50 CFR Part 402 |  | Any action which might jeopardize continued assistance of endangered or threatened species or result in destruction or modifi­cation of critical habitat. | | | |  | Federal agencies shall insure that their actions conserve listed species and ensure, in consulta­tion with FWS, that their actions do not jeopardize listed species or modify critical habitat. | | |  | U.S. Fish & Wildlife Service Department of Natural   Resources | | |
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| **Wild and Scenic Rivers** | | | | |  |  |  | | |  |  | | |  |
| Wild and Scenic Rivers Act, 16 U.S.C. 1271 and 1278 (b)-(c) |  | President's Environ-mental Message, 8‑2‑79, CBQ Memorandum, 8‑10-80, Interagency Consultation on Rivers in the Nationwide Inventory. |  | Rivers designated under the Act pro­posed activity affecting rivers on the Nationwide Inventory of poten­tial wild, scenic and recreational rivers. Currently affects projects sited along Wolf River and Upper and Lower St. Croix Rivers, and numerous other river segments considered for inclusion in the Nationwide Rivers Inventory (1982). | | | |  | Preserve wild and scenic rivers. Assure that federal actions do not foreclose designation under the Wild and Scenic Rivers Act.  Considers impact to Wild & Scenic Rivers in relation to floodplains, wetlands, Safe Water Drinking Act, and endangered species. | | |  | U.S. Department of Interior Department of Natural   Resources  Review proposed project on:   National Wild & Scenic Rivers   System Components - WI | | |

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| **Air Quality** | | | | |  |  |  | | |  |  | | |  |  | |
| Clean Air Act 42 U.S.C. 7400 et seq., Section 176(c) and (d) (42 U.S.C. 7506(c) and (d)) and Section 117  Determining conformity of federal actions to state or federal implementation plans (EPA 40 CFR Parts 6, 51 and 93) |  |  |  | Large stationary pollution sources. | | | |  | Compliance with stationary source air pollution standards for major sources emitting 100 tons per year of a single air pollutant.  Grantees refrain from projects that either increase air pollution (major increase in traffic) or expose residents to excessive levels of air pollution. | | |  | Department of Natural    Resources | | |
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|  |  |  |  | All actions, and actions in southeast Wisconsin EPA-designated non-compliance areas. | | | |  | Screen to determine if site is in a location in violation of ambient air quality standard--assess impacts on project. | | |  | Department of Natural    Resources  Check Compliance or Non-  Compliance area | | |
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| NR 406 |  | DNR |  | • Installation of large fuel burning equipment  • Demolition  • Construction of new roads or parking area of over 1,000 cars  • Sandblasting/paint removal, particularly water towers | | | |  | DNR administrative rule NR 406. | | |  | Contact the Air Management    Specialist | | |

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| **Farmland Protection** | | | | |  |  |  | | |  |  | | |  |  | |
| Farmland Protection Policy Act of 1981 7 U.S.C. 4201, (FPPA) et seq., particularly Sec. 1540(b) and 1541 (7 U.S.C. 4201(b) and 4202) |  | 7 CFR Part 658 |  | Any federally-assisted action which encourages the con­version of prime, unique, state/locally important farmlands.  Land is defined urban use if any one is true:  • density exceeds 30 structures per 40 acres; if land is urban use, FPPA does not apply.  • the land is zoned for residential use.  • land use plan adopted 10 years prior | | | |  | Minimize the extent to which federal programs contribute to the unnecessary conversion of farm-land to nonagricultural uses.  Prime Farmland:  • Conversion Impact Rating Form AB-1006 from local Soil Conservation Service (SCC or DOA); fill out and return to SCS and office will return determination in 45 days | | |  | Department of Agriculture,   Trade and Consumer   Protection  Department of Administration,    Bureau of Housing  Clerk’s Office | | |
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| **HUD Environmental Standards** | | | | |  |  |  | | |  |  | | |  |  | |
| Noise  HUD Regulation: Noise Abatement Control |  | 24 CFR Part 51, Sub. B |  | All actions. | | | |  | Determine if site is near a major noise source, i.e., civil airports (within 5 miles); or military airfields (within 15 miles); or major highways or busy roads (within 1,000 feet); or railroads (within 3,000 feet).  Compliance with special provisions for CDBG projects required. | | |  | Department of Administration,   Bureau of Housing ER Desk  Department of Transportation  Railroads  Public Works | | |
|  |  |  |  |  | | | |  |  | | |  |  | | |
| Thermal/Explosive Hazards |  | 24 CFR Part 51, Sub. C |  | All actions. | | | |  | Application and criteria for determining Acceptable Separation Distance (ASD). Minimize the impact of environmental hazards on HUD-assisted activities--chemical and radioactive materials, activities of flammable or explosive nature, aircraft hazards. If HUD requirements and hazard cannot be mitigated, project determination “NOT IN COMPLIANCE.” | | |  | State and Local Emergency   Government Office | | |

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| Environmental Justice  Executive Order 12898. Federal Actions to Address Environmental Justice in Minority Populations and Low-Income Population, February 11, 1994 |  |  |  |  |  | Help provide safe, healthy housing. Reduce exposure to adverse environmental concerns. |  |  |
|  |  |  |  |  |  |  |  |  |
| Toxic Chemicals and Radio Active Materials  HUD Notice 79-33, Policy Guidance to Address the Problems Posed by Toxic Chemicals and Radioactive Materials, September 10, 1979 |  |  |  | All actions |  | Check for general proximity (from proposed site) to: dumps, landfills, industrial locations.  If HUD requirements and cited hazard cannot be mitigated to reach safety for human health project determination “NOT IN COMPLIANCE.” |  | Department of Natural   Resources/EPA Local Area for   CERCLA  Superfund/Spill Information    Site List  Owner/operators of Storage    Facilities  Local officials and state   agencies for previous uses of   site |

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| Airport Clear Zones  HUD Environmental Standards |  | 24 CFR Part 51, Sub. D  24 CFR Part 5 |  | All actions. |  | Runway clear zone notification. All requirements in 24 CFR 51.303(a)(3).  Financial assistance may not be provided in an area identified by FEMA as having special flood hazards unless flood insurance is obtained by property owner.  Minimize the impact of environ-mental hazards on HUD-assisted activities--chemical and radio­active materials, activities of flammable or explosive nature, aircraft hazards. Zone notification 24 CFR 51.303(a)(3). |  | Check for proposed project site on Reference HUD Circular Letter HD 85-8, Purchase of Sale of Property in Runway Clear Zone  Responsible entity advise buyer. Buyer must sign statement |
|  |  |  |  |  |  |  |  |  |
| **Manmade Hazards**  HUD Notice |  |  |  | All actions |  | Avoid sites on, or adjacent to, leaking underground storage tanks, waste disposal sites or sites/ facilities which may cause or threaten to cause environmental pollution and/or negatively impact human health. |  | Department of Natural   Resources |

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| **Solid Waste and Hazardous Waste Disposal** | | |  |  |  |  |  |  |
|  |  |  |  |  |  |  |  |  |
| 42 U.S.C. 6901-6987 |  | 40 CFR 257.3-1 |  | All applicable actions. |  | State or regional solid waste management is mandated for siting of sanitary landfills and the closing of open dumps.  Prohibit hazardous waste disposal in a number of sensitive ecological areas (e.g., floodplains, sole source acquifers).  Lead-based paint or asbestos.  Will the solid waste disposal service/support proposed project developments. |  | Department of Public Works  Department of Natural    Resources  Private Contractors |

**ATTACHMENT III-2**

(A copy should be placed in file of each activity funded under recipient's grant.)

STATUTORY CHECKLIST

Project Address:

**AREA OF STATUTORY--REGULATORY COMPLIANCE**

|  |  |  |
| --- | --- | --- |
| **Environmental Issue** | **Property in Compliance if:** | **Compliance Status** |
| Historic Properties | Property is less than 50 years old, or if activity is listed on "Activities Exempt from Further Review." | \_\_\_ Compliance or Not Applicable  \_\_\_ Consultation/Review Required  \_\_\_ Conditions and/or Mitigation Actions Required |
| Floodplain Management | Property not located in 100 year floodplain. F.I.R.M. \_\_\_\_\_\_\_\_\_\_ | \_\_\_ Compliance or Not Applicable  \_\_\_ Consultation/Review Required  \_\_\_ Conditions and/or Mitigation Actions Required |
| Coastal Areas Protection and Management | Property not on a river or stream flowing into or within one-half mile of Lake Michigan or Lake Superior, or located on shoreline of either lake. | \_\_\_ Compliance or Not Applicable  \_\_\_ Consultation/Review Required  \_\_\_ Conditions and/or Mitigation Actions Required |
| Wild and Scenic Rivers | Property not located on either the St. Croix or Wolf Rivers or National Wild and Scenic Rivers System Components - Wisconsin. | \_\_\_ Compliance or Not Applicable  \_\_\_ Consultation/Review Required  \_\_\_ Conditions and/or Mitigation Actions Required |
| Runway Clear Zones, Clear Zones and Accident Potential Zones | Not listed on HUD Circular letter HD-85-8, 5/23/85. | \_\_\_ Compliance or Not Applicable  \_\_\_ Consultation/Review Required  \_\_\_ Conditions and/or Mitigation Actions Required |
| Manmade Hazards | Not located on or adjacent to site of a previous chemical spill, leaking underground storage tank, Superfund site, industrial site, old mine, hazardous industry. | \_\_\_ Compliance or Not Applicable  \_\_\_ Consultation/Review Required  \_\_\_ Conditions and/or Mitigation Actions Required |
| Noise | Project not within: 5 miles of civil airport; 15 miles of military airfield; 1,000 feet of busy roadway; 3,000 feet from railroad. | \_\_\_ Compliance or Not Applicable  \_\_\_ Consultation/Review Required  \_\_\_ Conditions and/or Mitigation Actions Required |
| Wetlands Protection | Project site not located in an existing wetland or impacting on existing wetland. No direct or indirect effect. | \_\_\_ Compliance or Not Applicable  \_\_\_ Consultation/Review Required  \_\_\_ Conditions and/or Mitigation Actions Required |
| Water Quality | Project causes no dredged or fill materials in navigable waters, including wetlands: preapproved general permit or no effect.. | \_\_\_ Compliance or Not Applicable  \_\_\_ Consultation/Review Required  \_\_\_ Conditions and/or Mitigation Actions Required |
| Water Quality: Sole Source Aquifers | None in Wisconsin per EPA. | X Not Applicable to this Project: in Compliance |

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| --- | --- | --- |
| **Environmental Issue** | **Property in Compliance if:** | **Compliance Action** |
| Solid Waste Disposal Availability, Renovation and Demolition with Asbestos or Lead Based Paint | No hazardous waste is generated or no excessive pressure placed on existing landfills.\* | \_\_\_ Compliance or Not Applicable  \_\_\_ Consultation/Review Required  \_\_\_ Conditions and/or Mitigation Actions Required |
| Endangered Species | No threats to either species or habitats. | \_\_\_ Compliance or Not Applicable  \_\_\_ Consultation/Review Required  \_\_\_ Conditions and/or Mitigation Actions Required |
| Farmland Protection | Unique or protected farmland is not developed. | \_\_\_ Compliance or Not Applicable  \_\_\_ Consultation/Review Required  \_\_\_ Conditions and/or Mitigation Actions Required |
| Air Quality | No permanent effect on air quality (construction dust excluded), if: NO DEMOLITION or installation of large fuel burning equipment. | \_\_\_ Compliance or Not Applicable  \_\_\_ Consultation/Review Required  \_\_\_ Conditions and/or Mitigation Actions Required |
| Thermal and Explosive Hazards | Property not located or adjacent to an industrial facility that creates explosive or thermal hazard. | \_\_\_ Compliance or Not Applicable  \_\_\_ Consultation/Review Required  \_\_\_ Conditions and/or Mitigation Actions Required |

\* NOTE: Building components containing lead-based paint are not considered hazardous waste and may be disposed with other household waste, unless the lead-based paint is concentrated in the form of debris, paint chips, dust and sledge and exceeds the regulatory limit of 5mg/L lead in the waste leachate.

I certify that, to the best of my knowledge, this activity is in compliance with NEPA and the implementing regulations of the program funding this activity.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Grant Administrator Date**ATTACHMENT III-2A**

**COMPLIANCE WORKSHEET**

***NOTE: This worksheet has been designed to assist grantees to determine whether a project is in compliance with environmental concerns found on the Statutory Checklist.***

**WATER/FLOODPLAINS/WETLANDS/ RIVERS**

Obtain a copy of the floodplain map depicting the proposed project location. Please include the map's Legend and Panel number(s). Avoid actions in a 100- or 500-year floodplain. If an action must occur in a 100-year floodplain, provide the required documentation to meet with HUD compliance. An 8-step flood-action-plan and a 32-day public notice may be required.

Is the project located on a lake, river, stream, or another body of water? (List names) \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Is the project located in a wetland or adjacent to a wetland?

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Is the water supply municipal or a private on-site well? If a public system is not available, will individual wells meet the Safe Drinking Water Act? \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

List all lakes, rivers, streams, and wetlands within one mile of proposed site. \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**ENDANGERED SPECIES AND PLANT LIFE**

Will the project affect endangered species and, or, their habitats?

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**WASTE DISPOSAL**

Provide evidence of available solid waste disposal facility for proposed project waste disposal. \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**ZONING**

Provide the current zoning, and if a zoning change will occur, supply zoning change documentation. \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**NOISE - ROADWAY**

List roadways within 1,000 feet of proposed project (10,000, or more, vehicles per day)

Name of roadway

The distance from the road to proposed project site

The distance to the nearest traffic lane

The number of traffic lanes

The distance to the furthest traffic lane

The speed limit.

Distance to stop signs of traffic lights

**AIRPORTS/RUNWAY CLEAR ZONES AND CLEAR ZONES**

*(SEE NOTICE TO PROSPECTIVE BUYERS – attached)*

Cite public airports within five miles and military airports within 15 miles of the proposed project site.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**NOISE - RAILROADS**

When an active railroad is the only noise source within 1,000 feet, review only the 1,000 feet range. If more than one noise source exists, list active railroads within 3,000 feet of the proposed project site. Provide the following:

The distance from proposed project to railroad (If the distance is 1,000 feet, or less, obtain remaining info.)The number of locomotives per train The number of cars per train

The speed of train

The number of trains in a day

The number of trains at night

Is it a one-way track? \_\_\_Yes \_\_\_ No

Is it a two-way track? \_\_\_Yes \_\_\_ No

Number of train tracks

Is it a single track? \_\_\_Yes \_\_\_ NoIs it a double track?. \_\_\_Yes \_\_\_ No

Are the train tracks bolted? \_\_\_Yes \_\_\_ No

Are the train tracks welded? \_\_\_Yes \_\_\_ No

Provide a detailed description and photos of any existing noise barriers between the railroad and the proposed project site.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**MANUFACTURED OR MANMADE HAZARDS**

List industrial plants or facilities within one-quarter mile of proposed project site, and locate them on the site map.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

List above ground storage tank facilities within one-quarter mile of proposed project site, and locate them on the site map.\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

List chemical or pesticide related storage facilities/warehouses and farmer's Co-ops within one-quarter mile of site, and locate them on the site map.

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List landfills, hazardous waste disposal sites and superfund sites within one-quarter mile of the proposed project site.

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List Leaking Underground Storage Tanks (L.U.S.T.S.), Toxic or Chemical Spills or Radioactive materials (on or adjacent to site area) or Electromagnetic hazards (Information Line: 1 800-EMF-2383) within one-quarter mile of the proposed project site.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**AIR QUALITY:**

(Ref: The Clean Air Act/Federal and State: 40 CFR Parts 6, 51, and 93)

Is the project located in a non-attainment zone? \_\_\_Yes \_\_\_ No

NOTE: Southeastern Wisconsin counties (Kenosha, Racine, Milwaukee and adjacent suburban counties) are designated by the EPA as a non-attainment zone.

List industries, manufacturing, and processing plants (including quarries and mines within one-half mile of proposed project site) and locate them on the site map.\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

If a hazardous industry or facility exists, provide the facility name, address, and contact person, if available, for the potential hazard.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

**ATTACHMENT III-3**

STEPS IN HISTORIC REVIEW PROCESS

|  |  |  |  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- | --- | --- | --- |
|  | | **1. Determine Age of Building** | | | | |  | | |
|  | | |  |  | | | | | |
| If less than 50 years\* old, no historic review required. Activity may proceed. | | |  | If 50 years\* of age or greater, go to Step 2. | | | | | |
|  | | |  |  | | | | | |
|  | | **2. Determine Exact Activities to be Performed** | | | | |  | | |
|  | | |  |  | | | | | |
| If found on "Activities Exempt from Further Review" list, then no further review required. Activity may proceed. | | |  | If not found on "Activities Exempt from Further Review" list, fill out "Initial Project Review Form" and submit (with appropriate documentation as required) to Environmental Desk. DO NOT CARRY OUT ACTIVITIES. STOP! Go to Step 3. (EXEMPT ACTIVITIES MAY BE COMPLETED) | | | | | |
|  | | |  |  | | | | | |
|  | | **3. Environmental Desk consults WHS database to determine National Register eligibility** | | | | |  | | |
|  |  | |  |  | | | | | |
|  | DOA requires additional information (such as plans, specifications, etc.) from grantee and other sources. | | 🡽 | DOA makes its determination, as follows. | | | | | |
|  |  | |  |  |  |  | |  |  | |
|  |  | |  | No effect on historic resources. |  | No adverse effect on historic resources. | |  | Adverse effect on historic resources. | |
|  |  | |  |  |  |  | |  |  | |
|  |  | |  | Grantee may pro­ceed with activity upon notification by DOA. |  | DOA, reports to WHS. Grantee may proceed with activity upon notification by DOA. | |  | DOA notifies WHS and Advisory Council on Historic Preservation. Consults with grantee to reduce adverse impacts | |

\* **NOTE**: Age of building is calculated as 50 years before current year.

**ATTACHMENT III-4**

ACTIVITIES EXEMPT FROM FURTHER REVIEW

*General Guidance: Any activity that repairs or replaces existing installations is generally permitted without review by the State Historical Society. Any activity that modifies or enlarges an installation may have an effect on its historic character and must be reviewed by the SHS. Note, however, that the replacement of an existing wheelchair ramp, as well as the replacement of existing landscaping features are activities that must be reviewed by the SHSW.*

**Non-Construction Work**

1. Acquisition of properties when there is assurance by the Division that historic structures and buildings will be secured and protected from vandalism, arson, and the elements, pending their rehabilitation, disposal or reuse. **NOTE:** If the project is acquisition and rehabilitation, the project must be submitted for any needed review prior to acquisition.

2. Architectural and engineering fees and other non-construction fees and costs.

3. Rental or purchase of vehicles or other motorized equipment.

4. Rental and installation of scaffolding.

5. Temporary bracing or shoring as part of stabilization, provided that it is installed without permanent damage to the building site.

**Site Work**

6. Installation of temporary, reversible barriers such as chain link fences and polyethylene sheeting and tarps.

7. Repair, line painting, resurfacing, and maintenance of existing streets, alleys, sidewalks, and curbs, provided that no change in width, surface, vertical alignment, or drainage will result.

8. Maintenance and repair of existing landscape features, including plantings, fences, walkways, and statuary. **Note**: Replacement of these features is considered to be new construction and is subject to SHS review.

9. Upgrading, replacement, and repair of existing utility service lines and sewer systems, including private septic and water systems, as long as work is confined to existing and disturbed rights-of-way.

10. Maintenance, repair, and in-kind replacement of street lights, traffic signals, and traffic signs.

**Building Exterior**

11. Repair or partial replacement of porches, cornices, exterior siding, doors, balustrades, stairs, or other trim when the repair or replacement is done in-kind and matches the appearance of the material being replaced.

12. Repair of existing wheelchair ramps, unless the ramps are to be substantially replaced. **Note:** Because ramps may significantly affect the appearance of a historic building, the replacement of ramps is considered to be new construction and is subject to SHS review.

13. Foundation repair and replacement of cast-in-place concrete.

14. Removal of exterior paint by non-destructive means, limited to:

* Hand-scraping;
* Low-pressure water wash, less than 600 psi;
* Heat plates or hot air guns;
* Chemical paint removers, if the cleaning contract requires that the chemicals be tested on the surfaces to ensure that no damage will result.

***Note that water washes, heat plates, hot air guns and chemical paint removers can be destructive to the building or harmful to the person removing paint. These methods should be used cautiously.***

15. Exterior painting of wood siding, features and trim.

16. Exterior painting of brickwork, if existing surfaces are already painted.

17. Repair or in-kind installation of roofing, gutters, and down spouts. The SHPO will not review color choices in roofing materials.

18. Window repair, including caulking and weather-stripping of existing window frames, installation of new, clear glass in existing sashes, and replacement glazing compound in existing sashes.

19. Installation of storm windows, as follows:

a. Glass and screen replacement in existing storm window units.

b. New wood or baked-enamel finished metal storm windows, installed on the exterior, provided that they:

* Completely fill the original window openings with glazed window units;
* Match the meeting rail (or other major division) pattern of the primary window;
* Do not protrude beyond the face of the building.

c. New interior storm windows, provided that they:

* Completely fill the original interior window opening with glazing;
* Do not cause damage to the original interior trim;
* Match the meeting rail (or other major division) pattern of the primary window;
* Are designed to seal completely so as to protect the primary window from condensation damage.

20. Replacement of primary (non-storm) windows, provided that they:

* Utilize the same material as the original window (in-kind replacement);
* Completely fill the original window opening with glazing;
* Do not cause damage to the original interior trim;
* Match the meeting rail (or other major division) pattern of the existing windows.

21. Installation of storm doors on elevations not facing streets, if the storm doors are undecorated and have a painted finish. *Decorated storm doors* include those with false metal hinges, scalloped windows, applied window muntins, and stamped metal to imitate framing members.

22. Caulking and weather-stripping with compatibly colored materials.

23. Repair or in-kind replacement of signs and awnings.

**Building Interior**

24. Finishing of unfinished basements or attics.

25. Repair of existing interior walls. Note: This exemption applies to limited repair of wall surfaces only. Removal and replacement of entire wall surfaces, and reconstruction of walls is subject to SHS review.

26. Application of new drywall over plaster surfaces if:

* Interior trim and features are removed and reapplied in original locations over the new drywall; and
* No decorative plasterwork exists on the wall surfaces.

27. Repair and refinishing of interior floors.

28. Replacement of floors in-kind when original floors have been damaged beyond repair.

29. Installation of wallpaper.

30. Installation of carpeting, providing that installation does not damage any underlying wood, stone, or terrazzo floor surfaces.

31. Replacement of vinyl or similar floor coverings.

32. Repair or installation of new basement floors.

33. Kitchen and bathroom remodeling, if no walls, windows, or doors are altered.

**Mechanical, Electrical, and Plumbing Systems**

34. Installation of new furnaces and water heaters, if:

* The work utilizes the existing heat distribution system; and
* Does not result in installation or relocation of chimneys or condenser units.

35. Upgrading, repair and replacement of electrical systems and plumbing systems and fixtures.

**Note**: The removal of original electrical fixtures, such as lights, and the installation of new electrical fixtures are subject to SHS review.

36. Asbestos abatement activities that do not involve removal or alteration of interior decorative features.

**ATTACHMENT III-5**

INITIAL PROJECT REVIEW FORM

**(To be submitted when properties are 50+ years old and activities are not exempt from review)**

Date: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

County Where Project Located: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Age:

Project Address:

Owner Name:

Requesting Agency:

Contact Person:

Title:

Mailing Address:

City: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ State: \_\_\_\_\_\_\_\_\_\_ Zip:

Phone: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Fax:

E-mail:

Please complete and return form to: Environmental Desk

Department of Administration

Division of Energy, Housing and Community Resources

101 E. Wilson Street (53703)

P. O. Box 7970

Madison, WI 53707-7970

[DOAEnvironmentalDesk@Wisconsin.gov](mailto:DOAEnvironmentalDesk@Wisconsin.gov)

I. ADMINISTRATIVE DATA

Program Category Name \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Subrecipient ID Number: Contract #

Name(s) of Federal and/or State Agency(ies) Involved in Project:

Description of Project: Use the following procedure to describe the nature and extent of work involved in the proposed project:

1. Submit list of proposed work to be done.

2. Submit list of proposed work items which DO NOT appear on the Activities Exempt from Further Review list (Attachment 9).

II. ARCHITECTURAL/HISTORIC RESOURCES CHECKLIST

To the best of your ability, indicate if the Project site may impact property(ies) on the following lists:

\_\_\_\_\_ National Register of Historic Places

\_\_\_\_\_ Properties determined eligible for the National Register

\_\_\_\_\_ State Register of Historic Places

\_\_\_\_\_ Wisconsin inventory of historic places

\_\_\_\_\_ Locally-designated historic property

\_\_\_\_\_ Local intensive survey--see attached list of community surveys (Give name and date \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

\_\_\_\_\_ None of the above

III. PROJECT LOCATION AND MAPS

A. If the project is within an **incorporated** community, fill out this section:

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Location of Project \_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_

(Village/City) (Town) (County)

Name of Project Map, if available: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

[Note: If the project is within an incorporated area an accompanying City Map (such as a DOT map) is required for review.]

B. If the project is within an **unincorporated** area, fill out this section:

Township(s) \_\_\_\_\_\_\_ Range(s) \_\_\_\_\_\_\_ Section(s) \_\_\_\_\_\_\_

[Note: If the project is within an incorporated area a township map is acceptable, a 7.5" USGS Quad Map is most helpful, copies of quad maps (available from surveyor or planning offices) **must** include the map's name.]

IV. PHOTOGRAPHS

Please include clear 3 x 5 inch general photographs of each building 50 years or older and specific photos of areas in which work will be carried out. Photographs should be appropriately labeled (i.e., name of property, location of property, description of view, name of photographer and date photograph was taken.) All photographs must be keyed on the accompanying map.

[Note: Either black and whites or color photographs or Polaroids or colored copies are acceptable. Black and white photo copies are not acceptable. Photographs must be unobstructed, in focus and properly developed to be acceptable. Your project may be delayed if the photographs do not meet these requirements.]

**ATTACHMENT III-6**

ARCHEOLOGICAL REVIEW

**(To be submitted for projects in which new construction or other ground disturbance is proposed)**

Date: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

County Where Project Located: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Age:

Project Address:

Owner/Consulting Firm Name:

Requesting Agency:

Contact Person:

Title:

Mailing Address:

City: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ State: \_\_\_\_\_\_\_\_\_\_ Zip:

Phone: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Fax:

E-mail:

Please complete and return form to: Environmental Desk

Department of Administration

Division of Energy Housing and Community Resources

101 E. Wilson Street (53703)

P. O. Box 7970

Madison, WI 53707-7970

[DOAEnvironmentalDesk@Wisconsin.gov](mailto:DOAEnvironmentalDesk@Wisconsin.gov)

I. ADMINISTRATIVE DATA

Program Category Name \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Subrecipient ID Number: Contract #

Name(s) of Federal and/or State Agency(ies), licenses, permits involved in project:

Description of Project: Use the following procedure to describe the proposed project:

1. Project area in acres, square feet, etc.

2. Describe nature and amount of prior ground disturbance (beyond normal agricultural activity) which has taken place in the project area, if any, and date(s) of occurrence is known.

3. Submit current land use and past land use(s) if known.

4. Quarter, quarter (or comparable legal description).

5. Site maps of the proposed development area and of the city, village, town or unincorporated area.

6. Include photo and other available documentation verifying previous ground disturbance such as installed sewer, water main, roads, and other existing properties.

II. PROJECT LOCATION AND MAPS

A. If the proposed project is within an **incorporated** area, submit a City Map (such as a DOT map). Fill out this section:

Street address:

Location of Project \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

(Village/City) (Town) (County)

B. If the project is within an **unincorporated** area, submit a 7.5” USGS Quad Map; copies of quad maps (available from surveyor or planning offices) **must** include the map’s name. Fill out this section:

Township(s) \_\_\_\_\_\_\_ Range(s) \_\_\_\_\_\_\_ Section(s) \_\_\_\_\_\_\_

Town(s) \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ County(s)\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

C. The results of any consultation with a local constituency (local historical societies, tribal organizations, etc.).

III. PHOTOGRAPHS

Please include clear 3 x 5 inch full view photographs of all structures (pumps, windmills, barns, houses, etc.) in the area(s) in which work will be carried out. Photographs should be appropriately labeled (i.e., name of property, location of property, description of view, name of photographer and date photograph was taken.) All photographs must be keyed on the accompanying map.

[Note: Either black and whites or color photographs or Polaroids or colored copies are acceptable. Black and white photo copies are not acceptable. Photographs must be unobstructed, in focus and properly developed to be acceptable. Your project may be delayed if the photographs do not meet these requirements.]

**ATTACHMENT III-7**

Historical REVIEW REQUIREMENTS FOR ACTIVITIES OTHER THAN REHAB

Demolition

1. A grantee may proceed with the demolition of properties which have been formally determined by Bureau of Housing (DOA) as not eligible for listing on the Register, provided there will be no effect to other adjacent historic properties and/or districts.

2. Where demolition of a historic property is required to avoid or eliminate a significant public hazard as defined in Section 66.05, Wis. Stats., and/or a local ordinance, the DOA and the grantee will comply with the regulations outlined in 36 CFR Part 800.12 (b) and (c) pertaining to Emergency Undertakings.

3. Demolition of historic properties will be reviewed on a case-by-case basis by the DOA. When such a review is necessary, the DOA requires that the following documentation be provided to it as soon as the demo­lition is proposed:

a. A written description of the property.

b. The location of the property delineated on a land parcel or Land Use Quarter Section (LUQS) map.

c. The reasons for demolition (including adequate documentation of any building code violations) and an explanation as to why rehabilitation or preservation is neither prudent nor feasible.

d. Photographic evidence and a written description of the deteriorated condition of the building or structure to be demolished.

e. Photographs of each elevation and any significant architectural ele­ments (interior and/or exterior) of the subject property.

4. The DOA will review the documentation within thirty (30) working days after receipt of adequate documentation and will concur or object in writing to the proposed demolition. An informational copy of concurrence or objection will be forwarded to the SHPO.

Relocation

1. The relocation of historic properties will be reviewed by the DOA's staff on a case-by-case basis. The DOA requires that the following written docu­mentation be submitted to initiate the con­sultation process:

1. The present location of the property delineated on a land parcel or Land Use Quarter Section (LUQS) map(s).
2. The location of the site proposed for relocation delineated on a land parcel or Land Use Quarter Section (LUQS) map(s).
3. Written description of the proposed site to which the property will be moved.
4. The reasons for the relocation.
5. An analysis of the various alternatives considered and why they are considered neither prudent not feasible.
6. Photographs of the property in question that adequately illustrate the character and integrity of the subject property and its immediate setting.

2. The DOA will review the documentation within thirty (30) calendar days of receipt of adequate documentation and shall concur or object in writing to the proposed relocation. An informational copy will be forwarded to the SHPO.

New Construction

1. Design proposals for new construction either adjacent to a historic property or within a historic district shall be developed in conformance with the recommended approaches for new construction as contained within the Standards. To ensure compliance with the Standards, plans for new construction will be developed in consultation with the DOA. Final plans, drawings, and specifications will be submitted to DOA for review and comment at least two months prior to the initiation of construction activities.

Capital Improvements

1. Activities such as sewer system repair/replacement, road improvements, curb and gutter replacement, and landscaping which are proposed for areas **outside** of Historic Districts already listed on the Register or Register-eligible Historic Districts or are not adjacent to properties listed or eligible for listing on the Register may proceed after consultation with DOA.

2. The above-mentioned capital improvements which involve historic proper­ties but provide for replacement in-kind may proceed after review by DOA.

3. Documentation for projects involving historic properties that are not replacement in-kind shall be reviewed prior to project implementation by the DOA pursuant to 36 CFR 800.5 to ensure confor­mance with the recommended approaches in the Standards.

Archeology

1. Prior to any **new** ground-disturbing activities, the DOA shall determine the potential existence of any signifi­cant archaeological resources. The grantee shall send the DOA the following to initiate the consultation process:

a. A map locating the proposed activity.

b. The following information on the new ground disturbance in the project area:

1) the nature and date of the disturbance

2) map indicating depth and location of disturbance

2. If DOA determines in writing within thirty (30) days that the poten­tial for significant archaeological resources exists, the grantee will carry out an archaeological survey of the affected area in consultation with DOA. Archaeological testing, as deemed appro­priate, will be undertaken by the grantee. DOA will conduct an evaluation to determine if properties identified dur­ing the survey meet Register criteria (36 CFR 60.6).

3. If archaeological resources are found that the DOA determines meet Register criteria, they will be avoided or pre­served in place, whenever feasible. When it is not feasible to pre­serve a resource in place, the SHPO will be consulted and a treatment consis­tent with the Council's Handbook Treatment of Archaeological Properties (and its subsequent revisions) and approved by the SHPO will be developed and implemented. The DOA will ensure that all iden­tification and testing efforts will be conducted in accordance with the Secretary of the Interior's Standards and Guidelines for Identification (48 FR 44716) and appropriate internal guidance and regulations from SHPO.

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| **ATTACHMENT III-8**  NATIONAL WILD AND SCENIC RIVERS SYSTEM COMPONENTS – WISCONSIN | | |
|  | | |
| River Name | County(s) | Segment Reach Description |

|  |  |  |
| --- | --- | --- |
| Lower St. Croix River | Polk St. Croix Pierce | From dam at Taylor Falls, MN, downstream to confluence with Mississippi River. |

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|  |  |  |
| --- | --- | --- |
| Upper St. Croix and Namekagon Rivers | Polk Burnett Douglas Washburn Bayfield | St. Croix from Taylor Falls, MN, to the dam at Gordon, WI; Namekagon from its confluence with the St. Croix to the dam at Namekagon Lake. |

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| Wolf River | Menomoniee | From the Langlade-Menomoniee County line downstream to Keshena Falls near the Village of Keshena. |

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RIVERS IN WISCONSIN WITH POTENTIAL FOR INCLUSION IN THE

NATIONAL WILD AND SCENIC RIVERS INVENTORY

|  |  |  |
| --- | --- | --- |
| River Name | County(s) | Segment Reach Description |

|  |  |  |
| --- | --- | --- |
| Bad | Ashland | From Town of Mellen to mouth. |

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| --- | --- | --- |
| Black | La Crosse Jackson | From confluence with Mississippi River (above Lake Onalaska) to Black River Falls dam. |

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| Black, East Fork | Jackson Wood Clark | Mouth to source. |

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| Bois Brule | Douglas | Mouth to campground at County road south. |

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| Chippewa | Pepin Dunn | From its confluence with Mississippi River to Eau Claire-Dunn County line. |

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| Chippewa | Rusk Sawyer | Holcombe Flowage to dam at Radisson. |

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| Chippewa, East Fork | Iron | From Sturgeon Bay at upper end of Blaisdell Lake to bridge crossing in Sec. 13 of Glidden. |

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| --- | --- | --- |
| Chippewa, East Fork | Iron | Glidden to source. |

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| --- | --- | --- |
| River Name | County(s) | Segment Reach Description |

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| --- | --- | --- |
| Clam | Burnett Polk | Clam River flowage to Clam Falls flowage. |

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| --- | --- | --- |
| Crystal | Waupaca | Long Lake to Waupaca. |

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| --- | --- | --- |
| Des Plains | Kenosha | Wisconsin-Illinois state line to source. |

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| Flambeau | Rusk Price Sawyer | Big Falls Reservoir to Crowley dam. |

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| Flambeau, South Fork | Sawyer Rusk Price | Confluence with Flambeau to SR 13 south of Park Falls; Three Mile Creek to Round Lake. |

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| --- | --- | --- |
| Fox | Outagamie Brown | Kaukauna to De Pere. |

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| --- | --- | --- |
| Fox | Kenosha Racine Waukesha | Wilmot to Waterford dam.  Waterford to Waukesha. |

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| Jump, including North Fork | Chippewa Price Rusk Taylor | From Holcombe flowage to Spring Creek flowage. |

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| Jump, South Fork | Price | Confluence with Jump River to SR 13 at Prentice. |

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| Kickapoo | Crawford Richland Vernon | Confluence with Wisconsin River to Ontario. |

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| La Crosse | La Crosse | Mouth to Perch Lake dam. |

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| Marengo | Ashland | Confluence with Bad River to Town of Marengo. |

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| Mecan | Marquette Waushara | From backwaters of impoundment at Germania to Richford. |

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|  |  |  |
| --- | --- | --- |
| Milwaukee | Milwaukee Ozaukee Washington Fond du Lac | Thiensville to Grafton.   Waubeka to West Bend.  Young America to Campbellsport.  Campbellsport to Eden. |

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| --- | --- | --- |
| River Name | County(s) | Segment Reach Description |

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| --- | --- | --- |
| Nemaji | Douglas | From drive-in theater south of Superior village to Wisconsin-Minnesota state line. |

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| --- | --- | --- |
| Oconto | Oconto | Underhill to confluence with Peshtigo Brook. |

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| --- | --- | --- |
| Peshtigo | Marinette Forest | Backwaters of Caldron Falls Reservoir to source. |

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| --- | --- | --- |
| Pike, including south branch | Marinette | Mouth to Brock pond dam. |

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| --- | --- | --- |
| Pike River north branch | Marinette | Mouth to township road 1/2 mile downstream of U.S. 8. |

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| --- | --- | --- |
| Pine River | Florence Forest | From backwaters of Pine River dam to source. |

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| --- | --- | --- |
| Plover | Portage Marathon | Stevens Point to Bevent. |

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| --- | --- | --- |
| Popple | Florence Forest | Mouth to source. |

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| --- | --- | --- |
| Potato River | Iron | Confluence with Bad River to Town of Upson. |

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| --- | --- | --- |
| Somo River | Lincoln | Lake Mohawksin to junction of Big Somo and Little Somo creeks at Clifford. |

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|  |  |  |
| --- | --- | --- |
| Thornapple | Rusk Sawyer | Mouth to source (except part within Chequamegon National Forest). |

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| Totagetic | Douglas Sawyer Washburn | From Minong flowage (formerly Lake Nancy) to Nelson Lake. |

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| --- | --- | --- |
| White | Ashland Bayfield | From impoundment at SR 112 crossing to source. |

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| --- | --- | --- |
| Wisconsin | Marathon Lincoln | Merrill to Wausau. Wausau to Marathon County line south. |

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| --- | --- | --- |
| Wolf | Outagamie Waupaca Shawano | County Road P two miles north of Shioctin to Shawano. |

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| Yellow | Juneau Wood | From Necedah Bluff to Spillway at Lake Baxter. |

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**ATTACHMENT III-9**

**Residential Units Located Within A Runway Clear Zone**

|  |  |  |
| --- | --- | --- |
| General Mitchell Field | Community | Zip Code |
|  |  |  |
| 5365 South Pennsylvania Avenue | Cudahy | 53110 |
| 5377 South Pennsylvania Avenue | Cudahy | 53110 |
| 5401 South Pennsylvania Avenue | Cudahy | 53110 |
| 5411 South Pennsylvania Avenue | Cudahy | 53110 |
|  |  |  |
| Eau Claire County Airport |  |  |
|  |  |  |
| 2011 North North Lane | Eau Claire | 54701 |
| 2017 North North Lane | Eau Claire | 54701 |
| 2023 North North Lane | Eau Claire | 54701 |
|  |  |  |
| Manitowoc Municipal Airport |  |  |
|  |  |  |
| 2301 Menasha Avenue | Manitowoc | 54220 |
| 2302 Menasha Avenue | Manitowoc | 54220 |
| 1532 - 23rd Street | Manitowoc | 54220 |
| 2141 Richmond Avenue | Manitowoc | 54220 |
| 2201 Richmond Avenue | Manitowoc | 54220 |
| 2204 Richmond Avenue | Manitowoc | 54220 |
| 2207 Richmond Avenue | Manitowoc | 54220 |
| 2210 Richmond Avenue | Manitowoc | 54220 |
| 2215 Richmond Avenue | Manitowoc | 54220 |
| 2216 Richmond Avenue | Manitowoc | 54220 |
| 2223 Richmond Avenue | Manitowoc | 54220 |
| 2224 Richmond Avenue | Manitowoc | 54220 |
| 2228 Richmond Avenue | Manitowoc | 54220 |
| 2233 Richmond Avenue | Manitowoc | 54220 |
| 2234 Richmond Avenue | Manitowoc | 54220 |
| 2238 Richmond Avenue | Manitowoc | 54220 |
| 2244 Richmond Avenue | Manitowoc | 54220 |
| 2250 Richmond Avenue | Manitowoc | 54220 |
| 2259 Richmond Avenue | Manitowoc | 54220 |
| 2260 Richmond Avenue | Manitowoc | 54220 |
| 2204 Lexington Avenue | Manitowoc | 54220 |
| 2210 Lexington Avenue | Manitowoc | 54220 |
| 2215 Lexington Avenue | Manitowoc | 54220 |
| 2216 Lexington Avenue | Manitowoc | 54220 |
| 2221 Lexington Avenue | Manitowoc | 54220 |
| 2222 Lexington Avenue | Manitowoc | 54220 |
| 2225 Lexington Avenue | Manitowoc | 54220 |
| 2226 Lexington Avenue | Manitowoc | 54220 |
|  |  |  |
| Rock County Airport |  |  |
|  |  |  |
| 2751 Happy Hollow Road | Janesville | 53545 |
| 2801 Happy Hollow Road | Janesville | 53545 |
|  |  |  |
| Wittman Field |  |  |
|  |  |  |
| 171- 23rd Street | Oshkosh | 54901 |
| 149 - 24th Street (Bethany Park Village) | Oshkosh | 54901 |
| 172 - 25th Street | Oshkosh | 54901 |
| 166 - 25th Street | Oshkosh | 54901 |
| 172 - 25th Street | Oshkosh | 54901 |
| 173 - 25th Street | Oshkosh | 54901 |
| 176 - 25th Street | Oshkosh | 54901 |
| 182 - 25th Street | Oshkosh | 54901 |
| 183 - 25th Street | Oshkosh | 54901 |

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| --- | --- | --- | --- |
| Witmann Field (cont). | | Community | Zip Code |
|  | |  |  |
| 2312 Oregon Street | | Oshkosh | 54901 |
| 2316 Oregon Street | | Oshkosh | 54901 |
| 2505 Oregon Street | | Oshkosh | 54901 |
| 2511 Oregon Street | | Oshkosh | 54901 |
| 2515 Oregon Street | | Oshkosh | 54901 |
| 2516 Oregon Street | | Oshkosh | 54901 |
| 2519 Oregon Street | | Oshkosh | 54901 |
| 2523 Oregon Street | | Oshkosh | 54901 |
| 2524 Oregon Street | | Oshkosh | 54901 |
|  | |  |  |
| La Crosse County Airport | |  |  |
|  | |  |  |
| 202 Fanta Reed Road | | La Crosse | 54601 |
| 206 Fanta Reed Road | | La Crosse | 54601 |
|  | |  |  |
| 2542 - 1st Avenue West | | La Crosse | 54601 |
| 2546 - 1st Avenue West | | La Crosse | 54601 |
| 2550 - 1st Avenue West | | La Crosse | 54601 |
| 2554 - 1st Avenue West | | La Crosse | 54601 |
| 2558 - 1st Avenue West | | La Crosse | 54601 |
|  | |  |  |
| 2548 - 1st Avenue East | | La Crosse | 54601 |
| 2553 - 1st Avenue East | | La Crosse | 54601 |
| 2556 - 1st Avenue East | | La Crosse | 54601 |
| 2560 - 1st Avenue East | | La Crosse | 54601 |
|  | |  |  |
| 2541 North Bainbridge Street | | La Crosse | 54601 |
| 2544 North Bainbridge Street | | La Crosse | 54601 |
| 2545 North Bainbridge Street | | La Crosse | 54601 |
| 2548 North Bainbridge Street | | La Crosse | 54601 |
| 2549 North Bainbridge Street | | La Crosse | 54601 |
| 2552 North Bainbridge Street | | La Crosse | 54601 |
| 2555 North Bainbridge Street | | La Crosse | 54601 |
| 2556 North Bainbridge Street | | La Crosse | 54601 |
| 2559 North Bainbridge Street | | La Crosse | 54601 |
|  | |  |  |
| 2544 - 2nd Avenue East | | La Crosse | 54601 |
| 2548 - 2nd Avenue East | | La Crosse | 54601 |
| 2549 - 2nd Avenue East | | La Crosse | 54601 |
| 2552 - 2nd Avenue East | | La Crosse | 54601 |
| 2553 - 2nd Avenue East | | La Crosse | 54601 |
| 2556 - 2nd Avenue East | | La Crosse | 54601 |
| 2557 - 2nd Avenue East | | La Crosse | 54601 |
| 2560 - 2nd Avenue East | | La Crosse | 54601 |
| 2561 - 2nd Avenue East | | La Crosse | 54601 |
|  | |  |  |
| Alexander Field | |  |  |
|  | |  |  |
| 4051 Sampson Street | Town of Grand Rapids  (Near Wisconsin Rapids | | 54481 |
| 431 North Brentwood Drive | Town of Grand Rapids  (Near Wisconsin Rapids | | 54481 |
|  |  | |  |
| Hayward Airport |  | |  |
|  |  | |  |
| Mr. Mel Friske, Route 1 | Hayward | | 54843 |

NOTICE TO PROSPECTIVE BUYERS OF PROPERTIES LOCATED IN

RUNWAY CLEAR ZONES AND CLEAR ZONES

*In accordance with Section 51.303 (a)(3), this notice must be given to anyone interested either in buying an existing HUD property, or using HUD assistance to buy an existing property, which is located in either a Runway Clear Zone at a civil airport or a Clear Zone at a military installation. This includes any of the properties found on the two previous pages.*

The property which you are interested in purchasing at (to be filled in by Grantee) \_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ is located in the Runway Clear Zone/Clear Zone for (to be filled in by Grantee) \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Studies have shown that if an accident were to occur it is more likely to occur within the Runway Clear Zone/Clear Zone than in other areas around the airport/airfield. Please note that we are not discussing the chances that an accident will occur, only where one is most likely to occur.

You should also be aware that the airport/airfield operator may wish to purchase the property at some point in the future as part of a clear zone acquisition program. Such programs have been underway for many years at airports and airfields across the country. We cannot predict if or when this might happen since it is a function of many factors, particularly the availability of funds, but it is a possibility.

We wanted to bring this information to your attention. Your signature on the space below indicates that you are now aware that the property you are interested in is located in a Runway Clear Zone/Clear Zone.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ (Signature of Prospective Buyer)

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ (Type or Print Name of Prospective Buyer)

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ (Date)

(This notice must be maintained as part of the HUD file on this action.)

**NOTE**: This is a sample letter format. Grantees must re-type on their letterhead.

**ATTACHMENT III-10**

**Federally Listed Threatened and Endangered Species in Wisconsin**

(Updated May 28, 1999)

**Listed Species**

(**E**) Endangered (**T**) Threatened (**PS**) Potential Breeding

(**W**) Wintering (**B**) Breeding (**H**) Historic records, but no known extant sites

|  |  |  |
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| **County** | **Species** | **Habitat** |
| Adams | bald eagle (BE)  peregrine falcon (PF)  Karner blue butterfly | Breeding & Wintering (B & W)  Potential Breeding (PB)  prairie, oak savanna, and jack pine areas with wild lupine |
| Ashland | BE  piping plover  gray wolf | B  sandy beaches;  bare alluvial and dredge  spoil islands  northern forested area |
| Barron | BE  Karner blue butterfly (H) | B  prairie, oak savanna, and jack pine areas with wild lupine |
| Bayfield | BE  gray wolf  Fassett’s locoweed | B  northern forested areas  open sandy lakeshores |
| Brown | BE  PF  dwarf lake iris | B & W  B  partially shaded sandy-gravelly soils on lakeshores |
| Buffalo | BE  PF  Higgins’ eye pearly mussel | B & W  B  Mississippi River |
| Burnett | BE  gray wolf  Karner blue butterfly | B  northern forested areas  prairie, oak savanna, and jack pine areas with wild lupine |
| Calumet | BE | W |
| Chippewa | BE | B |
| Clark | BE  Gray wolf  Karner blue butterfly | B  Northern forested areas prairie, oak savanna, and jack pine areas with wild lupine |
| Columbia | BE  PF | W  PB |
| Crawford | BE  PF  Higgins’ eye pearly mussel | B & W  PB  Lower Wisc. & Mississippi Rivers |
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| **Federally Listed Threatened and Endangered Species in Wisconsin** | | |  | | |  |
|  |  |  | | | | |
| **County** | **Species** | **Habitat** | | | | |
| Dane | BE  PF  prairie bush-clover  eastern prairie  fringed orchid | W  B  dry to mesic prairies, with gravelly soil  wet grasslands | | | | |
| Dodge | BE | B | | | | |
| Door | BE  PF  Pitcher’s thistle  dwarf lake iris  Hine’s emerald dragonfly | B  PB  stabilized dunes & blowout areas  partially shaded sandy-gravelly soils on lakeshores  calcareous streams & associated wetlands overlying dolomite bedrock | | | | |
| Douglas | BE  gray wolf  Kirtland’s warbler 1  piping plover | B  northern forested areas  potential breeding in jack pine, sandy beaches;  bare alluvial and dredge spoil islands | | | | |
| Dunn | BE  Karner blue butterfly | B  prairie, oak savanna, and jack pine areas with wild lupine | | | | |
| Eau Claire | BE  Karner blue butterfly  Gray wolf | B & W  prairie, oak savanna, and jack pine areas with wild lupine  northern forested areas | | | | |
| Florence | BE  gray wolf | B  northern forested areas | | | | |
| Forest | BE  gray wolf | B  northern forested areas | | | | |
| Grant | BE  PF  northern monkshood  Higgins’ eye pearly mussel  prairie bush-clover | B & W  PB  north facing slopes  lower Wisc a& Mississippi Rivers  dry to mesic prairies, with gravelly soil | | | | |
| Green | eastern prairie  fringed orchid | wet grasslands | | | | |
| Green Lake | BE  Karner blue butterfly | B  prairie, oak savanna, and jack pine areas with wild lupine | | | | |
|  |  |  | | | | |
| **Federally Listed Threatened and Endangered Species in Wisconsin** | | | |  |  | |
|  |  |  | | | | |
| **County** | **Species** | **Habitat** | | | | |
| Iowa | BE  PF  Higgins’ eye pearly mussel | B & W  PB  Lower Wisconsin River | | | | |
| Iron | BE  gray wolf | B  northern forested areas | | | | |
| Jackson | BE  Kirtland’s warbler 1  Karner blue butterfly  Gray wolf | B  potential breeding in jack pines  prairie, oak savanna, and jack pine areas with wild lupine  northern forested areas | | | | |
| Jefferson | eastern prairie  fringed orchid | wet grasslands | | | | |
| Juneau | BE  PF  Karner blue butterfly  Gray wolf | B & W  PB  prairie, oak savanna, and jack pine areas with wild lupine | | | | |
| Kenosha | PF  eastern prairie  fringed orchid | B  wet grasslands | | | | |
| La Crosse | BE  PF  Higgins’ eye pearly mussel | B & W  B  Mississippi River | | | | |
| Langlade | BE | B | | | | |
| Lincoln | BE  gray wolf | B  northern forested areas | | | | |
| Manitowoc | PF  Pitcher’s thistle | B  stabilized dunes and blowout areas | | | | |
| Marathon | BE | B | | | | |
| Marinette | BE  Kirkland's warbler 1 | B  Potential breeding in jack pine | | | | |
| Marquette | Karner blue butterfly | Praire, oak savanna, and jack pine areas with wild lupine | | | | |
| Menominee | BE  Karner blue butterfly | B  prairie, oak savanna, and jack pine areas with wild lupine | | | | |
| Milwaukee | PF | B | | | | |
| Monroe | northern monkshood  Karner blue butterfly  Gray wolf | north facing slopes  prairie, oak savanna, and jack pine areas with wild lupine  northern forested areas | | | | |
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| **Federally Listed Threatened and Endangered Species in Wisconsin** | | |  |  |
|  |  |  | | |
| **County** | **Species** | **Habitat** | | |
| Oconto | BE  Karner blue butterfly | B  prairie, oak savanna, and jack pine areas with wild lupine | | |
| Oneida | BE  gray wolf | B  northern forested areas | | |
| Outagamie | BE  Karner blue butterfly | B & W  prairie, oak savanna, and jack pine areas with wild lupine | | |
| Ozaukee | eastern prairie  fringed orchid  PF | wet grasslands  PB | | |
| Pepin | BE  PF | B & W  PB | | |
| Pierce | BE  PF  prairie bush-clover  Higgins’ eye pearly mussel | B & w  PB  dry to mesic prairies, with gravelly soil  Mississippi & St. Croix Rivers | | |
| Polk | BE  PF  gray wolf  winged mapleleaf mussel  Higgins’ eye pearly mussel  Karner blue butterfly (H) | B & W  PB  northern forested areas  St. Croix River  St. Croix River  prairie, oak savanna, and jack pine areas with wild lupine | | |
| Portage | BE  Fassett’s locoweed  Karner blue butterfly | B  open sandy lakeshores  prairie, oak savanna, and jack pine areas with wild lupine | | |
| Price | BE  gray wolf | B  northern forested areas | | |
| Racine | PF  eastern prairie fringed orchid | PB  wet grasslands | | |
| Richland | BE  PF  northern monkshood  Higgins’ eye pearly mussel | B  PB  north facing slopes  lower Wisconsin River | | |
| Rock | prairie bus-clover  eastern prairie  fringed orchid | dry to mesic prairies with gravelly soil  wet grasslands | | |

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| **Federally Listed Threatened and Endangered Species in Wisconsin** | | |  |  |
|  |  |  | | |
| **County** | **Species** | **Habitat** | | |
| Rusk | BE  gray wolf | B  northern forested areas | | |
| St. Croix | BE  PF  Higgins’ eye pearly mussel  Karner blue butterfly (H) | B & W  PB  St. Croix River  prairie, oak savanna, and jack pine areas with wild lupine | | |
| Sauk | BE  PF  northern monkshood  prairie bush-clover  Karner blue butterfly | B & W  PB  north facing slopes  dry to mesic prairies with gravelly soil  prairie, oak savanna, and jack pine areas with wild lupine | | |
| Sawyer | gray wolf  BE | B  northern forested areas | | |
| Shawano | BE  Karner blue butterfly | B & W  prairie, oak savanna, and jack pine areas with wild lupine | | |
| Sheboygan | PF  Pitcher’s thistle  eastern prairie fringed orchid | B  stabilized dunes, and blowout areas  wet grasslands | | |
| Taylor | BE  gray wolf | B  northern forested areas | | |
| Trempealeau | BE  PF  Higgins’ eye pearly mussel | W  PB  Mississippi River | | |
| Vernon | BE  PF  northern monkshood  Higgins’ eye pearly mussel | B & W  PB  north facing slopes  Mississippi River | | |
| Vilas | BE  gray wolf  Kirtlan's warbler 1 | B  northern forested areas  potential breeding in jack pine | | |
| Walworth | eastern prairie fringed orchid | wet grasslands | | |
| Washburn | BE  gray wolf  Kirtland’s warbler 1 | B  northern forested areas  potential breeding in jack pine | | |
| Waukesha | eastern prairie fringed orchid | wet grasslands | | |
| **Federally Listed Threatened and Endangered Species in Wisconsin** | | |  |  |
|  |  |  | | |
| **County** | **Species** | **Habitat** | | |
| Waupaca | Be  Karner blue butterfly | B & W  prairie, oak savanna, and jack pine areas with wild lupine | | |
| Waushara | BE  Fassett’s locoweed  Karner blue butterfly | B  open sandy lakeshores  prairies, oak savanna, and jack pine areas, with wild lupine | | |
| Winnebago | BE  eastern prairie fringed orchid | B & W  wet grasslands | | |
| Wood | BE  Karner blue butterfly  Gray wolf | B  prairie, oak savanna, and jack pine areas with wild lupine  northern forested areas | | |
|  | | | | |
| 1 Kirtland’s warblers are not known to nest in Wisconsin. Singing males only were present in 1978, 1979. 1980, 1988, 1989, 1990, 1991 and 1992. | | | | |

**Listed Species**

**E** = endangered **T** = threatened **B** = breeding **W** = wintering

**PB** = potential breeding **PT** = proposed threatened

T bald eagle haliaeetus leucocephalus

E peregrine falcon falco peregrinus

E Kietlands’s warbler dendrocica kirtlandii

E piping plover charadrius melodus

E gray wolf canis lupus

E Karner blue butterfly lycaeides melissa samuelis

E Higgins’ eye pearly mussel lampsilis higginsi

E winged mapleleaf mussel quadrula fragosa

T northern monkshood aconitum noveboracense

T prairie bush-clover lespedezaleptostachya

T Pitcher’s thistle cirsium pitcheri

T fassett’s locoweed oxytropis campestris var. chartaceae

T dwarf lake iris iris lacustris

T eastern prairie finged orchid platanthera leucohaea

E Hine’s emerald dragonfly somatochlora hineana

PT Canada lynx lynx canadensis