

**NC Division of Water Infrastructure
CDBG-I Environmental Review
Agency Scoping Check List**

This list is intended to be a guide to help ensure that all environmental cross-cutting agency review has been completed. It is NOT intended to be an exhaustive list of environmental requirements. A supplement is attached to the end of the checklist with additional information including county lists and contact information. Every effort will be made to keep the contact information up to date; however, information should always be verified when making contact for project scoping.

Historic Preservation			
<p>1. For all projects receiving assistance, a letter must be obtained from the State Historic Preservation Officer (SHPO) with the NC Dept. of Natural and Cultural Resources. Provide details of correspondence with SHPO below and include any findings, impacts, mitigative measures, and recommendations in the ERR.</p>			
Date of Correspondence:		Finding:	<input type="checkbox"/> No historic properties affected <input type="checkbox"/> No adverse effect <input type="checkbox"/> Adverse effect
<p>2. For all projects involving ground disturbance, a letter must be obtained from the Catawba Indian Nation Tribal Historic Preservation Officer (THPO). Provide details of correspondence with the Catawba THPO below and include any findings, impacts, mitigative measures, and recommendations in the ERR.</p>			
Date of Correspondence:		Finding:	<input type="checkbox"/> No historic properties affected <input type="checkbox"/> No adverse effect <input type="checkbox"/> Adverse effect
<p>3. For projects located in the counties listed in the attachment and involving disturbance of soil not classified as Urban Soil (as defined in the attachment), a letter must be obtained from the Eastern Band of Cherokee Indians (EBCI) THPO.</p> <ul style="list-style-type: none"> Is the project located in an EBCI county? <input type="checkbox"/> Yes <input type="checkbox"/> No Does the project disturb soil not classified as Urban Soil? <input type="checkbox"/> Yes <input type="checkbox"/> No If "Yes" to both, then provide details of correspondence from the EBCI THPO. 			
Date of Correspondence:		Finding:	<input type="checkbox"/> No historic properties affected <input type="checkbox"/> No adverse effect <input type="checkbox"/> Adverse effect

<p>4. For projects located in the counties listed in the attachment and involving ground disturbance, the Tuscarora Nation of New York must be contacted.</p> <ul style="list-style-type: none"> Is the project located in a Tuscarora county? <input type="checkbox"/> Yes <input type="checkbox"/> No Does the project include ground disturbance? <input type="checkbox"/> Yes <input type="checkbox"/> No If “Yes” to both, then provide details of correspondence from the Tuscarora Nation. 			
Date of Correspondence:		Result:	<input type="checkbox"/> No response <input type="checkbox"/> No Interest in the project <input type="checkbox"/> Interest in the project
<p>5. For projects located in the counties listed in the attachment and involving ground disturbance, the Muscogee (Creek) Indian Nation must be contacted.</p> <ul style="list-style-type: none"> Is the project located in a Muscogee county? <input type="checkbox"/> Yes <input type="checkbox"/> No Does the project include ground disturbance? <input type="checkbox"/> Yes <input type="checkbox"/> No If “Yes” to both, then provide details of correspondence from the Tuscarora Nation. 			
Date of Correspondence:		Result:	<input type="checkbox"/> No response <input type="checkbox"/> No Interest in the project <input type="checkbox"/> Interest in the project
<p>Federal Flood Risk Management Standard (FFRMS) Floodplain Management (24 FR 55.7)</p>			
<p>6. Determine if the project requires the 8-step process for floodplains as outlined in the ER/EID guidance.</p> <ul style="list-style-type: none"> Is the project is a critical or non-critical action (§55.16) Identify the FFRMS Floodplain. 			
<input type="checkbox"/> Yes	Then send a copy of each notice prepared as part of the process to FEMA. Obtain any required floodplain development permits.		
<input type="checkbox"/> No	FEMA does not need to be notified. Maintain maps as part of the ERR.		

Wetland Protection

7. Determine if the project requires the 8-step process for floodplains as outlined in the ER/EID guidance.

- Determine if critical or non-critical action (§55.16).
- Determine whether the action involves ground disturbance located in or that impacts a wetland.
- Shall verify whether the project area is located in proximity to wetlands identified on the National Wetland Inventory (NWI) and assess the site for visual indication of the presence of wetlands such as hydrology (water), hydric soils, or wetland vegetation.
- Where the primary screening is inconclusive, potential wetlands should be further evaluated using one or more of the methods listed in §55.9.
- If proposed project includes ground disturbance activities (including grading, clearing, draining, filling, diking, impounding, and related activities for any structure or facilities) that will may have a direct or indirectly impact to onsite wetland, contact the local U.S. Army Corps of Engineers (USACE) and N.C. Division of Coastal Management office for assistance as needed.
- Will construction result in the loss of any wetlands?
- If any construction will impact a wetland (§55.10), the 8 step process must be completed and documented in the ERR. This requirement applies regardless of whether the USACE or the N.C. Division of Coastal management requires or has issued a Section 404 permit.

8. Will construction result in the loss of any wetlands?

<input type="checkbox"/> Yes	Contact the USACE and Division of Coastal Management to determine whether authorization is required. Provide details of the correspondence below.		
<input type="checkbox"/> No	Correspondence data is not required.		
Date of Correspondence with ACE:		Finding:	
Date of Correspondence with NCDCM:		Finding:	

Coastal Zone Management			
<p>9. Certain projects may require a Consistency Determination from the Division of Coastal Management (DCM).</p> <ul style="list-style-type: none"> Is the project located in a CAMA county? <input type="checkbox"/> Yes <input type="checkbox"/> No Does the project involve new construction, conversion of land use, major rehabilitation, or acquisition of undeveloped land? <input type="checkbox"/> Yes <input type="checkbox"/> No If “Yes” to both, then a Consistency Determination must be submitted the State Environmental Review Clearinghouse for distribution to the DCM. Contact DCM for information regarding preparing the submission and the Clearinghouse for information on submitting documents to them. Include all documentation in the ERR and provide date below. 			
Date Sent to Clearinghouse:		Finding:	
Threatened & Endangered Species			
<p>10. Does the project include ground disturbance, vegetation removal, filling of ponds, streams, or other waters, or generation of a typical noise levels?</p>			

<input type="checkbox"/> Yes	Then proceed with biological survey steps below
<input type="checkbox"/> No	No further action is required.
<p>11. Consult county list of species from US FWS here: https://www.fws.gov/ for North Carolina and County project is located in.</p> <ul style="list-style-type: none"> Are listed species present in the county where the project will take place? 	
<input type="checkbox"/> Yes	Then continue with biological survey steps.
<input type="checkbox"/> No	Document finding of “No Impact” in ERR and no further action is required
<p>12. Prepare a biological survey following instructions from the US FWS here: https://www.fws.gov/rivers/service/esa-section-7-consultation</p> <ul style="list-style-type: none"> Can a finding of “no effect” be made based on the instructions for the biological evaluation? NOTE: “No Effect” means no positive or negative effect. 	
<input type="checkbox"/> Yes	Include the biological survey in the ERR and no further action is required.
<input type="checkbox"/> No	Then Fish and Wildlife Service or National Marine Fisheries Service must be contacted for concurrence with a determination of “not likely to adversely affect” or for formal consultation for “likely to adversely affect”

Provide details of correspondence with USFWS or NMFS below, and include any findings, impacts, mitigative measures, and recommendations in the ERR.			
Date of Correspondence:		Finding:	<input type="checkbox"/> Not likely to adversely affect <input type="checkbox"/> Likely to adversely affect
Wild and Scenic Rivers			
14. Certain projects may require consultation with the National Park Service or USFWS regarding wild and scenic rivers. <ul style="list-style-type: none"> Is the project located in a county that contains a designated Wild and Scenic River or in a river basin that contains a listed river? <input type="checkbox"/> Yes <input type="checkbox"/> No Will a listed river potentially be affected? 			
<input type="checkbox"/> Yes	Contact the USFWS or National Park Service and provide details of correspondence below.		
<input type="checkbox"/> No	Correspondence data is not required.		
Date of Correspondence:		Finding:	

Air Quality			
15. Projects that include emergency generators may require a permit from the NC Division of Air Quality (NCDAQ). Does the project include any of the following generators: <ul style="list-style-type: none"> Natural gas-fired generator with capacity greater than 310 kw or 460 hp? Liquefied petroleum generator with capacity greater than 830 kw or 1,150 hp Diesel or kerosene fired generator with capacity greater than 370 kw or 410 hp Gasoline-fired generator with capacity greater than 21 kw or 31 hp? 			
<input type="checkbox"/> Yes	Contact the NCDAQ about permitting requirements and provide details below		
<input type="checkbox"/> No	Correspondence data is not required.		
Date of Correspondence:		Finding:	

Farmland Protection			
16. Does the project involve construction on vacant land that is not urban?			
<input type="checkbox"/> Yes	Contact the Natural Resource Conservation Service (NRCS) to determine if the project will remove important farmlands from agricultural production and provide details below.		
<input type="checkbox"/> No	Correspondence data is not required.		
Date of Correspondence:		Finding:	

Supplemental Information for completion of the Agency scoping list

State Historic Preservation Office:

Environmental Review Coordinator
State Historic Preservation Office
4617 Mail Service Center
Raleigh, NC 27699-4617
(Physical Address: 109 E. Jones St. Raleigh, NC 27601)
(919) 807-6570
Environmental.Review@ncdcr.gov
<https://www.hpo.nc.gov/environmental-review>

Catawba Indian Nation THPO:

Catawba Indian Nation
THPO Archaeology Department
1536 Tom Steven Road
Rock Hill, SC 29730
(803) 328-2427 ex. 226
No email - Must submit consultation requests via letter

Tuscarora Nation of New York:

Tuscarora Nation of New York
Tuscarora Reservation
2006 Mt. Hope Road
Lewiston, NY 14092
(716) 297-1148
No email - Must submit consultation requests via letter

Eastern Band of Cherokee Indians THPO:

Tribal Historic Preservation Officer
Eastern Band of Cherokee Indians
Qualla Boundary Reservation
P.O. Box 455
Cherokee, NC 28719
(828) 359-6852
syerka@nc-choerokee.com

Muscogee (Creek) Nation THPO:

Tribal Historic Preservation Officer
Cultural Preservation Department
Muscogee (Creek) Nation
P.O. Box 580
Okmulgee, OK 74447
(918) 732-7835
section106@mcn-nsn.gov

FEMA:

Department of Homeland Security
FEMA Deputy Environmental Office
3003 Chamblee Tucker Road
Atlanta, GA 30341-4112
stephanie.madson@fema.dhs.gov

US Army Corps of Engineers:

<http://www.saw.usace.army.mil/Missions/RegulatoryPermitProgram/Contact.aspx>

ASHEVILLE REGULATORY FIELD OFFICE

US Army Corps of Engineers
151 Patton Avenue, Room 208
Asheville, North Carolina 28801-5006
General Number: (828) 271-7980
Fax Number: (828) 281-8120

RALEIGH REGULATORY FIELD OFFICE

US Army Corps of Engineers
3331 Heritage Trade Drive, Suite 105
Wake Forest, North Carolina 27587
General Number: (919) 554-4884
Fax Number: (919) 562-0421

WASHINGTON REGULATORY FIELD OFFICE

US Army Corps of Engineers
2407 West Fifth Street Washington, NC 27889
General Number: (910) 251-4610
Fax Number: (252) 975-1399

WILMINGTON REGULATORY FIELD OFFICE

US Army Corps of Engineers 69 Darlington Avenue
Wilmington, NC 28403
General Number: 910-251-4633
Fax Number: (910) 251-4025

U.S. Fish & Wildlife Service:

See map to determine appropriate field office:

<https://www.fws.gov/office/eastern-north-carolina-ecological-services>

Raleigh Field Office
P.O. Box 33726
Raleigh, NC 27636
(919) 856-4520 ex. 26

Asheville Field Office 160
Zillcoa Street
Asheville, NC 28801
(828) 258-3939

US EPA Region 4

Chief, NEPA Program Office
U.S. EPA Region 4
61 Forsyth Street SW
Atlanta, GA 30303-8960
(404) 562-9512
Militscher.chris@epa.gov

Natural Resource Conservation Service:

Contact the appropriate local NRCS office:

<http://offices.sc.egov.usda.gov/locator/app>

NC Division of Coastal Management:

Federal Consistency Coordinator
NC Division of Coastal Management
400 Commerce Avenue
Morehead City, NC 28557-3421
(252) 808-2808 ext. 233

NC Division of Air Quality:

Contact the air quality staff at the appropriate DEQ regional office:

<http://deq.nc.gov/contact/regional-offices>

Eastern Band of Cherokee Indian Counties

Alleghany	Caldwell	Gaston	Lincoln	Polk	Wilkes
Ashe	Catawba	Graham	Macon	Rutherford	Yancey
Avery	Cherokee	Haywood	Madison	Swain	
Buncombe	Clay	Henderson	McDowell	Transylvania	
Burke	Cleveland	Jackson	Mitchell	Watauga	

Tuscarora Nation of New York Counties

Beaufort	Edgecombe	Johnston	Nash	Wayne
Bertie	Greene	Jones	Northampton	Wilson
Craven	Halifax	Lenoir	Pitt	

Muscogee (Creek) Indian Nation Counties

Ashe	Clay	Jackson	Mitchell	Transylvania
Avery	Graham	Macon	Polk	Watauga

Buncombe	Haywood	Madison	Rutherford	Yancey
Cherokee	Henderson	McDowell	Swain	

CAMA Counties

Beaufort	Carteret	Dare	New Hanover	Pender
Bertie	Chowan	Gates	Onslow	Perquimans
Brunswick	Craven	Hertford	Pamlico	Tyrrell
Camden	Currituck	Hyde	Pasquotank	Washington

Wild & Scenic Rivers in North Carolina

River	Drainage Basin	Designated Reach	River Counties
Chattooga River	Savannah	The segment from 0.8 miles below Cashiers Lake in North Carolina to the Tugaloo Reservoir. The West Fork from its confluence with the main stem upstream 7.3 miles	Jackson
Horsepasture River	Savannah	From Bohaynee Road (N.C. 281) downstream to Lake Jocassee.	Jackson
New River	New	The South Fork from its confluence with Dog Creek downstream 22 miles to the confluence with the North Fork. The main stem from the confluence of the North and South Forks with Dog Creek downstream approximately 4.5 miles to the Virginia state line	Ashe and Alleghany
Lumber River	Lumber	From State Route 1412/1203 (river mile 0) to the Scotland/Robeson County lines at the end of the Maxton Airport Swamp (river mile 22) and from Back Swamp (river mile 56) to the North/South Carolina border (river mile 115).	Hoke, Scotland, Robeson and Columbus
Wilson Creek	Catawba	From the headwaters below Calloway Peak to the confluence with Johns River.	Avery and Caldwell