Parish: Orleans

# Record of Environmental Consideration

REVISED FOR FEMA ENVIRONMENTAL -- LOUISIANA -- 2006

Project Name/Number: Schaumburg Elementary School - Building A Repair / PW#13045

FIPS#033-UA9M2-00

**Project Location:** 9501 Grant Street, New Orleans, LA 70127

Latitude: 30.01915, Longitude: -89.97598

Project Description: Heavy rains and high winds from Hurricane Katrina (DR-1603) caused significant exterior and interior damage to Schaumburg Elementary School - Building A Repair of the Recovery School District. This pw reimburses the eligible applicant for replacement of interior components, lighting, window/frames, wallboard, doors, ceiling tiles, flooring, electrical systems, HVAC/mechanical systems, and lavatory components. Cleaning activities such as power washing are also associated with this PW. The new building material will be replaced according to codes and standards upgrades. All work will be performed in a previously disturbed area with no indication of nearby waterways or other bodies of water.

Documen	tation Re	<u>equirements</u>

	(Short version) Act, Endangered S (Review Conclude)	All consultation and agreements implemented to comply with the National Historic Preservation Species Act, and Executive Orders 11988, 11990 and 12898 are completed and no other laws apply. led)
$\boxtimes$	(Long version) attached to this RI	All applicable laws and executive orders were reviewed. Additional information for compliance is EC and/or included in project files, as applicable.
Na	tional Envi	ronmental Policy Act (NEPA) Determination

Statutorily excluded from NEPA review. (Review Concluded)
Programmatic Categorical Exclusion - Category (Reference PCE in comments) (Review Concluded)
Categorical Exclusion - Category
No Extraordinary Circumstances exist.
Are project conditions required?  Yes (see section V) No (Review Concluded)
Extraordinary Circumstances exist (See Section IV).
Extraordinary Circumstances mitigated. (See Section IV comments)
Are project conditions required?  Yes (see section V) No (Review Concluded)
Environmental Assessment
Supplemental Environmental Assessment (Reference EA or PEA in comments)
Environmental Impact Statement

Comments: This project meets the criteria for an Alternative Arrangement (Permanent Schools) type of project. This project has conditions and requires mitigation under the other Environmental and Historic Preservation (EHP) laws which are listed under the NEPA level of environmental review in the project worksheet. Any changes to this approved scope of work will require submission to, and evaluation and approval by, the state and FEMA prior to initiation of any work, for compliance with the National Environmental Policy Act. The applicant is required to obtain and comply with all local, state and federal permits and requirements. Non-compliance with the requirements noted above may jeopardize the receipt of federal funding.

## **Reviewer and Approvals**

	Project is Non-Compliant	(See attached	documentation	justifying se	lection)
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FEMA Environmental Reviewer:
Name: Adam Borden, FEMA- Environmental Specialist
Signature Date
FEMA Regional Environmental Officer or Delegated Approving Official: Name: Howard R. Bush, Environmental Liason Officer
Signature Date 8.29.04
I. Compliance Review for Environmental Laws (other than NEPA)
A. National Historic Preservation Act (NHPA)
Not type of activity with potential to affect historic properties.
Activity meets Programmatic Agreement, December 3, 2004. Appendix A:
Are project conditions required?  Yes (see Section V) No
Programmatic Agreement not applicable, must conduct standard Section 106 Review.
HISTORIC BUILDINGS AND STRUCTURES
No historic properties that are listed or 45/50 years or older in project area. (Review Concluded)
Building or structure listed or 45/50 years or older in project area and activity not exempt from review.
Determination of No Historic Properties Affected (FEMA finding/SHPO/THPO concurrence on file)
Are project conditions required?
Determination of Historic Properties Affected (FEMA finding/SHPO/THPO concurrence on file)
Property a National Historic Landmark and National Park Service was provided early notification
during the consultation process. If not, explain in comments
No Adverse Effect Determination (FEMA finding/SHPO/THPO concurrence on file).
Are project conditions required?  Yes (see Section V) No (Review Concluded)  Adverse Effect Determination (FEMA finding/SHPO/THPO concurrence on file)
Resolution of Adverse Effect completed. (MOA on file)
Are project conditions required Yes (see Section V) No (Review Concluded)
ARCHEOLOGICAL RESOURCES
Project affects only previously disturbed ground. (Review Concluded)
Project affects undisturbed ground.
Project area has no potential for presence of archeological resources
Determination of no historic properties affected (FEMA finding/SHPO/THPO concurrence or consultation on file). (Review Concluded)
Project area has potential for presence of archeological resources
Determination of no historic properties affected (FEMA finding/SHPO/THPO concurrence on file)
Are project conditions required Yes (see Section V) No (Review Concluded)
Determination of historic properties affected
NR eligible resources not present (FEMA finding/SHPO/THPO concurrence on file).
Are project conditions required Yes (see Section V) No (Review Concluded)
NR eligible resources present in project area. (FEMA finding/ SHPO/THPO concurrence on
file)  No Adverse Effect Determination (FEMA finding/SUBO/TUBO concurrence on file)
<ul> <li>No Adverse Effect Determination. (FEMA finding/ SHPO/THPO concurrence on file)</li> <li>Are project conditions required? ☐ Yes (see Section V) ☐ No (Review Concluded)</li> </ul>
Adverse Effect Determination. (FEMA finding/ SHPO/THPO concurrence on file)
Resolution of Adverse Effect completed. (MOA on file)
Are project conditions required? Yes (see Section V) No
(Review Concluded)

Reviewer Name: Adam Borden, Env. Specialist FEMA-1603/1607-DR-LA	Project Name/Env. Database No: Schaumburg Elementary School - Building A Repair PW#13045 Parish: Orleans
Comments: Per NEMIS Special Consideration Correspondence/Consultation/References:	ons, this facility was built in 2002
B. Endangered Species Act  No listed species and/or designated critical (Review Concluded)  Listed species and/or designated critical has been been been been been been been bee	al habitat present in areas affected directly or indirectly by the Federal action.  habitat present in the areas affected directly or indirectly by the Federal action.  habitat present in the areas affected directly or indirectly by the Federal action.  habitat present in the areas affected directly or indirectly by the Federal action.  Habitat (See comments for justification)  Habitat (See Section V) No (Review Concluded)  Habitat (FEMA durrence on file) (Review Concluded)
near this site, thus FEMA finds there will be	previously developed area. Neither listed species nor their habitat occur in or no effect to threatened or endangered species.  USFWS emergency consultation provisions determined in letters dated
☐ Project is on or connected to CBRA Unit file) ☐ Proposed action an exception un ☐ Proposed action not excepted un	Unit or Otherwise Protected Area (Review Concluded). or Otherwise Protected Area. (FEMA determination/USFWS consultation on other Section 3505.a.6 (Review Concluded)
Comments: Project is not within a CBRA zo Correspondence/Consultation/References:	ne. Louisiana Coastal Barrier Resource System Maps referenced 08/29/06.
Project requires Section 404/401 under Nationwide Permits.	
	J.S., including wetlands, occur in or near the project area. USFWS National Wetlands Inventory map (http://www.fws.gov/nwi/) queried

E. Coastal Zone Management Act

□ Project is not located in a coastal zone area and does not affect a coastal zone area (Review concluded)
 □ Project is located in a coastal zone area and/or affects the coastal zone
 □ State administering agency does not require consistency review.
 □ State administering agency requires consistency review.
 Are project conditions required? □ YES (see Section V) □ NO (Review Concluded)

Comments: This project is located within the Louisiana Coastal Management Zone. LA Department of Natural Resources (DNR) has determined that receipt of federal assistance is consistent with the Louisiana Coastal Resource Program. Projects within the coastal zone may still require a coastal use permit or other authorization from DNR. Projects may be coordinated by contacting LA DNR at 1-800-276-4019.

F. Fish and Wildlife Coordination Act  ☐ Project does not affect, control, or modify a waterway/body of water. (Review Concluded) ☐ Project affects controls or modifies a waterway/body of water. ☐ Coordination with USFWS conducted ☐ No Recommendations offered by USFWS. (Review Concluded) ☐ Recommendations provided by USFWS. ☐ Are project conditions required? ☐ YES (see Section V) ☐ NO (Review Concluded)
Comments: No streams or water bodies are located in or near the project area.  Correspondence/Consultation/References: Louisiana Map (http://www.lamap.doa.louisiana.gov/) queried 08/29/06.
G. Clean Air Act  ☐ Project will not result in permanent air emissions. (Review Concluded)  ☐ Project is located in an attainment area. (Review Concluded) ☐ Project is located in a non-attainment area. ☐ Coordination required with applicable state administering agency. Are project conditions required? ☐ YES (see section V) ☐ NO (Review Concluded)
Comments: Ensure that if damaged ac unit or refrigerator contains refrigerant that is an ozone depleting substance subject to Clean Air Act requirements, that this refrigerant is removed and recovered by certified chlorofluorocarbon (cfc) technician per 40 CFR part 82, and that documentation of appropriate disposal is obtained.  Correspondence/Consultation/References: EPA Region 6 Non-attainment Map.
H. Farmland Protection Policy Act  ☐ Project does not affect designated prime or unique farmland. (Review Concluded) ☐ Project causes unnecessary or irreversible conversion of designated prime or unique farmland. ☐ Coordination with Natural Resource Conservation Commission required. ☐ Farmland Conversion Impact Rating, Form AD-1006, completed. ☐ Are project conditions required? ☐ YES (see section V) ☐ NO (Review Concluded)  Comments: The project site is in a developed urbanized area and Farmland Protection Policy Act (FPPA) is precluded. No prime or unique farmland present. Correspondence/Consultation/References: National Resource Conservation Service, Web Soil Survey (http://websoilsurvey.nrcs.usda.gov/app/) referenced 08/29/06.
I. Migratory Bird Treaty Act  ☐ Project not located within a flyway zone. (Review Concluded)  ☑ Project located within a flyway zone.  ☐ Project does not have potential to take migratory birds. (Review Concluded)  ☐ Are project conditions required? ☐ Yes (see section V) ☒ No (Review Concluded)  ☐ Project has potential to take migratory birds.  ☐ Contact made with USFWS  ☐ Are project conditions required? ☐ YES (see section V) ☐ NO (Review Concluded)
Comments: The site is an existing disturbed area with little value to migratory birds and would not be included in the USFWS migratory bird management program.
Correspondence/Consultation/References: USFWS guidance letter dated September 15, 2005 for Katrina
J. Magnuson-Stevens Fishery Conservation and Management Act  Project not located in or near Essential Fish Habitat. (Review Concluded)  Project located in or near Essential Fish Habitat

Project located in or near Essential Fish Habitat.

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Project does not adversely affect Essential Fish Habitat. (Review Concluded)  Are project conditions required? ☐ Yes (see Section V) ☐ No (Review Concluded)  Project adversely affects Essential Fish Habitat (FEMA determination/USFWS/NMFS concurning NOAA Fisheries provided no recommendation(s) (Review Concluded).  Are project conditions required? ☐ Yes (see Section V) ☐ No (Review Concluded)  NOAA Fisheries provided recommendation(s)  Written reply to NOAA Fisheries recommendations completed.  Are project conditions required? ☐ YES (see Section V) ☐ NO (Review Concluded)	<u>d)</u>
Comments: Project is not located in or near any surface waters with the potential to affect EFH species.  Correspondence/Consultation/References: Louisiana Map (http://www.lamap.doa.louisiana.gov/) references	ed 08/29/06.
<ul> <li>K. Wild and Scenic Rivers Act</li> <li>         □ Project is not along and does not affect Wild or Scenic River (WSR) - (Review Concluded)         □ Project is along or affects WSR         □ Project adversely affects WSR as determined by NPS/USFS. FEMA cannot fund the action.         (NPS/USFS/USFWS/BLM consultation on file) (Review Concluded)         □ Project does not adversely affect WSR. (NPS/USFS/USFWS/BLM consultation on file)         Are project conditions required? □ YES (see Section V) □ NO (Review Concluded)</li> </ul>	
Comments: None Correspondence/Consultation/References: National Wild and Scenic Rivers <a href="http://www.nps.gov/rivers/wireferenced">http://www.nps.gov/rivers/wireferenced</a> 08/29/06.	ildriverslist.html.
L. Other Relevant Laws and Environmental Regulations  State Hazardous Materials and Solid Waste Laws  Comments: - In accordance with the Formosan Termite Initiative Act, (LA R.S. 3:3391.1 thru 3391.13) the parishes of Calcasieu, Cameron, Jefferson Davis, Orleans, Jefferson, Plaquemines, St. Bernard, St. Charles, Baptist, St. Tammany, Tangipahoa and Washington are under quarantine. The movement of wood or cellul temporary housing or architectural components (e.g. beams, doors and other wood salvaged from a structure the quarantined parishes without written authorization from the commissioner of the Louisiana Department and forestry or his designee(s).  - Removal and disposal of debris containing household hazardous waste and certain categories of liquid was performed in accordance with all applicable federal and state laws, regulations, executive orders and guidel 33 part VII requires that specified items, including lead acid batteries, used oil filters, used motor oil, scrap (refrigerants), radioactive waste or regulated infectious wastes must be segregated from and excluded from debris collection, staging, processing and disposal sites. Failure to comply with applicable legal requirement collection and/or disposal operations will jeopardize federal funding. The clean-up or restoration/repair of a result of such operations are ineligible for federal funding. Previously obligated funding is subject to dedetermination of ineligibility is made.  -Mercury containing devices - this project potentially involves the disposal of metallic mercury containing devices. The applicant is responsible for ensuring that these devices are recovered, recycled, reused or sequacordance with the Louisiana Department of Environmental Quality (LDEQ) "Declaration of Emergency; Containing Devices and Electronic Equipment as Universal Waste" letter dated October 3, 2005.	st. John the lose material, e) may not leave of Agriculture astes must be ines. LAC title o tires, cfc's non-hazardous nts in debris sites damaged as obligation if a electronic uestered in
II. Compliance Review for Executive Orders	
A. E.O. 11988 - Floodplains  ☐ No Effect on Floodplains/Flood levels and project outside Floodplain - (Review Concluded)  ☐ Located in Floodplain or Effects on Floodplains/Flood levels  ☐ No adverse effect on floodplain and not adversely affected by the floodplain. (Review Concluded)  ☐ Are project conditions required? ☐ Yes (see Section V) ☐ No (Review Concluded)  ☐ Beneficial Effect on Floodplain Occupancy/Values (Review Concluded).	<u>uded),</u>

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Reviewer Name: Adam Borden, Env. Specialist Project Name/Env. Database No: Schaumburg Elementary School - Building A Repair FEMA-1603/1607-DR-LA PW#13045 Parish: Orleans		
Possible adverse effects associated with investment in floodplain, occupancy or modification of floodplain environment		
8 Step Process Complete - documentation on file     Are project conditions required?		
Comments: The site is located in Zone A2. http://store.msc.fema.gov/webapp/wcs/stores/servlet/FemaWelcomeView?storeId=10001&catalogId=10001&langId=-1,		
The city of New Orleans / Orleans Parish enrolled in the National Flood Insurance Program (NFIP) as of 08/03/1970. Facility is located within an "A4" zone, area of 100-yr flooding, base flood elevations and flood hazard factors as determined per Flood Insurance Rate Map (FIRM) panel number 2252030115 E, dated 03/01/1984. Project is repair of building and replacement of equipment and components. In compliance with EO 11988, an 8-step process was completed and is attached. As per 44 CFR 9.11, mitgation or minimization standards must be applied. Where possible, building contents, materials, components and equipment (mechanical or electrical) must be elevated to or above advisory base flood elevations. Per 44 CFR 9.12, a final public notice is to be published 15 days prior to the start of any construction activities. Documentation of completed public notice is to be forwarded to FEMA and LA GOHSEP for inclusion in the permanent project files. A. C. Clark, Floodplain Specialist  **Correspondence/Consultation/References:** FEMA Flood Insurance Rate Map, Community Panel No. # 2252030115 E, dated 03/01/1984		
B. E.O. 11990 - Wetlands  No Effects on Wetland(s) and project located outside Wetland(s) - (Review Concluded)  Located in Wetland or effects Wetland(s)  Beneficial Effect on Wetland - (Review Concluded)  Possible adverse effect associated with constructing in or near wetland  Review completed as part of floodplain review  8 Step Process Complete - documentation on file  Are project conditions required?  YES (see Section V) NO (Review Concluded)		
Comments: No wetlands were observed during site visit or determined to be present by checking the USFWS National Wetlands Inventory (NWI) maps.  Correspondence/Consultation/References: USFWS NWI map accessed on-line (http://wetlandsfws.er.usgs.gov/wtlnds/launch.html) 08/29/06.		
C. E.O. 12898 - Environmental Justice for Low Income and Minority Populations  No Low income or minority population in, near or affected by the project - (Review Concluded)  Low income or minority population in or near project area  No disproportionately high and adverse impact on low income or minority population- (Review Concluded)  Disproportionately high or adverse effects on low income or minority population  Are project conditions required? YES (see Section V) No (Review Concluded)  Comments: The percent populations of 70127 are: 85.6% Black, 11.3% White, and 1.6% Hispanic. The median household income in 1999 was \$ 30,954 and 15.3% of families are below poverty level.		
Correspondence/Consultation/References: U.S. Census bureau 2000 data at <a href="http://factfinder.census.gov">http://factfinder.census.gov</a> , referenced 08/08/06.		
III. Other Environmental Issues		
Identify other potential environmental concerns in the comment box not clearly falling under a law or executive order (see environmental concerns scoping checklist for guidance).		
State Hazardous Materials and Solid Waste Laws  Comments: - In accordance with the Formosan Termite Initiative Act, (LA R.S. 3:3391.1 thru 3391.13) the Louisiana parishes of Calcasieu, Cameron, Jefferson Davis, Orleans, Jefferson, Plaquemines, St. Bernard, St. Charles, St. John the Baptist, St. Tammany, Tangipahoa and Washington are under quarantine. The movement of wood or cellulose material, temporary housing or architectural components (e.g. beams, doors and other wood salvaged from a structure) may not leave		

Reviewer Name: Adam Borden, Env. Specialist FEMA-1603/1607-DR-LA

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the quarantined parishes without written authorization from the commissioner of the Louisiana Department of Agriculture and forestry or his designee(s).

-Removal and disposal of debris containing household hazardous waste and certain categories of liquid wastes must be performed in accordance with all applicable federal and state laws, regulations, executive orders and guidelines. LAC title 33 part VII requires that specified items, including lead acid batteries, used oil filters, used motor oil, scrap tires, cfc's (refrigerants), radioactive waste or regulated infectious wastes must be segregated from and excluded from non-hazardous debris collection, staging, processing and disposal sites. Failure to comply with applicable legal requirements in debris collection and/or disposal operations will jeopardize federal funding. The clean-up or restoration/repair of sites damaged as a result of such operations are ineligible for federal funding. Previously obligated funding is subject to de-obligation if a determination of ineligibility is made.

-Mercury containing devices - this project potentially involves the disposal of metallic mercury containing electronic devices. The applicant is responsible for ensuring that these devices are recovered, recycled, reused or sequestered in accordance with the Louisiana Department of Environmental Quality (LDEQ) "Declaration of Emergency; Mercury-Containing Devices and Electronic Equipment as Universal Waste" letter dated October 3, 2005.

Correspondence/Consultation/Reference:

#### IV. Extraordinary Circumstances

Based on the review of compliance with other environmental laws and Executive Orders, and in consideration of other environmental factors, review the project for extraordinary circumstances.

\* A "Yes" under any circumstance may require an Environmental Assessment (EA) with the exception of (ii) which should be applied in conjunction with controversy on an environmental issue. If the circumstance can be mitigated, please explain in comments. If no, leave blank.

	(viii) Potential for adverse effects on health or safety; and (ix) Potential to violate a federal, state, local or tribal law or requirement imposed for the	
	such as wetlands, coastal zones, wildlife refuge and wilderness areas, wild and scenic rivers, sole or principal drinking water aquifers;	
	regulations or standards requiring action or attention; (vii) Actions with the potential to affect special status areas adversely or other critical resources	
	cultural, historical or other protected resources; (vi) Presence of hazardous or toxic substances at levels which exceed Federal, state or local	
	unique or unknown environmental risks; (v) Presence of endangered or threatened species or their critical habitat, or archaeological,	
	conditions; (iv) Employment of unproven technology with potential adverse effects or actions involving	
	<ul> <li>(i) Greater scope or size than normally experienced for a particular category of action</li> <li>(ii) Actions with a high level of public controversy</li> <li>(iii) Potential for degradation, even though slight, of already existing poor environmental</li> </ul>	
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### V. Environmental Review Project Conditions

**Project Conditions:** 

Vac

Parish: Orleans

#### The following conditions apply as a condition of FEMA funding reimbursement:

- In accordance with the Formosan Termite Initiative Act, (LA R.S. 3:3391.1 thru 3391.13) the Louisiana parishes of Calcasieu, Cameron, Jefferson Davis, Orleans, Jefferson, Plaquemines, St. Bernard, St. Charles, St. John the Baptist, St. Tammany, Tangipahoa and Washington are under quarantine. The movement of wood or cellulose material, temporary housing or architectural components (e.g. beams, doors and other wood salvaged from a structure) may not leave the quarantined parishes without written authorization from the commissioner of the Louisiana Department of Agriculture and forestry or his designee(s).
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  sequestered in accordance with the Louisiana Department of Environmental Quality (LDEQ) "Declaration of
  Emergency; Mercury-Containing Devices and Electronic Equipment as Universal Waste" letter dated October 3,
  2005
- Ensure that if damaged AC unit or refrigerator contains refrigerant that is an ozone depleting substance subject to Clean Air Act requirements, that this refrigerant is removed and recovered by certified chlorofluorocarbon (cfc) technician per 40 CFR part 82, and that documentation of appropriate disposal is obtained.
- As per 44 CFR 9.11, mitgation or minimization standards must be applied. Where possible, building contents, materials, components and equipment (mechanical or electrical) must be elevated to or above advisory base flood elevations. Per 44 CFR 9.12, a final public notice is to be published 15 days prior to the start of any construction activities. Documentation of completed public notice is to be forwarded to FEMA and LA GOHSEP for inclusion in the permanent project files.