



FEMA

FINDING OF NO SIGNIFICANT IMPACT

Eagle Hill Road Multi-Purpose Building
Shoalwater Bay Indian Tribe, Washington
FEMA-EMW-2011-SS-00042-S01

The Shoalwater Bay Indian Tribe (Tribe) has applied to the U.S. Department of Homeland Security's Federal Emergency Management Agency (FEMA) Tribal Homeland Security Grant Program (HSGP) for funding assistance for improvements to a new multi-purpose building. The grant program's goals include building homeland security capabilities at the state, tribal, and local levels by implementing objectives included in the State Preparedness Report, consistent with Implementing Recommendations of the 9/11 Commission Act of 2007 (Public Law 110-53).

The Tribe has also applied to the US Bureau of Indian Affairs (BIA) and US Department of Housing and Urban Development (HUD) for funding assistance with the multi-purpose building project. In accordance with HUD's Responsible Entity requirements (24 CFR Part 58), the Tribe prepared an Environmental Assessment (EA) for the Proposed Action and issued a Finding of No Significant Impact (FONSI) on October 28, 2011. Neither the BIA or HUD grants are sufficient to complete the overall project, thus FEMA funding will enable project completion.

The Proposed Action is located on Eagle Hill Road in Tokeland on the Shoalwater Bay Indian Reservation and includes the following:

- HUD funding will construct a 3,200 square foot building for multi-purpose use including to serve as emergency sheltering and operations. The site is .7 acres and work includes provision of parking and a septic system.
- BIA funding will widen a .4 mile section of lower Eagle Hill Road for tsunami evacuation purposes, which includes slope stabilizing.
- FEMA funding will finish some of the building's interior spaces for emergency operations/communications functions, install security features, provide building utilities and an elevator, install a 60 foot communications tower, install fiber optic cable to the new building, and purchase communications equipment.

In accordance with the National Environmental Policy Act (NEPA) of 1969 and FEMA's implementation regulations; FEMA reviewed the Tribe's EA and FONSI (attached) and supporting documentation (Floodplain and Wetland Evaluations, Phase I Environmental Site Assessment, Biological Assessment, Cultural Resources Assessment), and current resource data; to identify and evaluate potential environmental impacts resulting from the alternatives presented and ensure sufficiency with FEMA's NEPA regulations 44 CFR Part 10. Alternatives sites were

evaluated in the EA, including No Action. Initial public involvement was completed as part of the EO 11988 and 11990 decision-making process. The Proposed Action is the preferred alternative because the No Action alternative and other site alternatives would not address the project's purpose and need. FEMA concurs with the Tribe's findings and provided its draft FONSI for a 15-day public review, no comments were received.

FINDINGS

Based upon the completed Environmental and Historic Preservation Screening Memo (EHPSM), EA-FONSI and supporting documentation, and attached Mitigation and Conservation Measures; and in accordance with FEMA's regulations in 44 Code of Federal Regulations (CFR) Part 10 for environmental consideration, including Executive Orders (EO) addressing floodplains (EO 11988), wetlands (EO 11990), and environmental justice (EO 12898), FEMA determined the proposed project will not significantly affect the quality of the natural and human environment. As a result of this FONSI, an EIS will not be prepared (44 CFR Part 10.8) and the project as described in the HSGP grant application and (EHPSM) may proceed.

APPROVAL

 9-18-12

Mark G. Eberlein

Date

Acting Environmental Officer

MITIGATION AND CONSERVATION MEASURES

Mitigation and conservation measures refer to actions that would minimize or eliminate potential adverse environmental impacts that could result from the Proposed Action:

- The Tribe shall secure and comply with all applicable federal, state, and Tribe project permitting.
- Best management practices must be established before site work and maintained to minimize sedimentation and turbidity from disturbed soils.
- All equipment and stock-piling, and excavated material will be conducted from the road.
- No vegetation clearing or earthworks will be conducted within 150 of the nearby unnamed perennial stream.
- Site work involving in-water work must occur within the work window of June 15 to October 15.
- Wetland fill within the Eagle Hill Road right of way must be mitigated according to a plan that achieve an 80 percent survival and functional trajectories rate within 5 years of mitigation activities.
- Best management practices must be implemented for equipment spill prevention and concrete work isolated.
- No heavy equipment must enter the upper or lower wetland areas during site work.
- The subgrantee must follow all conservation measures outlined in the Biological Assessment and concurrence letters from USFWS on 3/30/2012 and NMFS on 7/17/2012.
- The Tribe must implement and comply with the HUD EA and FONSI Mitigation Measures.
- Any change to the approved scope of work will require re-evaluation for compliance with NEPA and other laws and Executive Orders.
- In the event that archaeological or historic materials are discovered during project activities, work in the immediate vicinity shall be discontinued, the area secured, and the SHPO, Tribe cultural resources office, and FEMA notified.