

# **ABBREVIATED RECORD OF ENVIRONMENTAL CONSIDERATION**

See 44 Code of Federal Regulation Part 10.

**Project Name/Number:** EOR0616 Kirsch-Rooney Stadium Outfield Fence, PW #8805,  
FIPS #071-UDUS2-00

**Project Location:** 615 City Park Ave., New Orleans, LA 70119, Orleans Parish, Latitude:  
29.987319, Longitude: -90.10682

**Project Description:** On August 29, 2005, hurricane force winds, heavy rains, and flooding associated with Hurricane Katrina (DR-1603) caused major damage to the facilities of Delgado Community College. As a result 435 LF of 10' tall outfield fence surrounding a ball field constructed of 2"x 8" posts with 1'x 3" purlins and 5/8" plywood facing, in use at the time of the disaster, was damaged beyond repair. Proposed mitigation measure is for the replacement of the wood fence with an 8' tall fence constructed of 9 gauge chain-link fabric, 2 1/2" steel posts placed at 8' intervals capped with 4" split corrugated HDPE flexible pipe, and covered with tarp windshields and a privacy screen. The location is in an urban area on previously disturbed ground, no waterways or protected lands in the immediate area.

## **Documentation Requirements**

- ☒ (Short version) All consultation and agreements implemented to comply with the National Historic Preservation Act, Endangered Species Act, and Executive Orders 11988, 11990 and 12898 are completed and no other laws apply. **(Review Concluded)**
- ☐ (Long version) All applicable laws and executive orders were reviewed. Additional information for compliance is attached to this REC and/or included in project files, as applicable.

## **National Environmental Policy Act (NEPA) Determination**

- ☐ Statutorily excluded from NEPA review. **(Review Concluded)**
- ☐ Programmatic Categorical Exclusion - **(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:**

The scope of work for this project meets the criteria for an Alternative Arrangement 'Permanent Schools' type of project.

**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? ☐ Yes (see section V) ☐ No **(Review Concluded)**
- ☐ 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)**

**Comments:**

Scope of work indicates ground disturbing activities associated with the removal and replacement of fencing, the scope of work meets the Programmatic Agreement (12/3/2004) Allowance, Appendix A, Section I, E. If the scope of work changes, this project will need to be resubmitted for further historic review.

**Correspondence/Consultation/References:**

NHPA effect determinations made by Katherine Zeringue, FEMA Historic Preservation Specialist/Archaeologist.

**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/ 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)**

**Comments:**

Scope of work indicates ground disturbing activities associated with the removal and replacement of fencing. Upon consultation of SHPO data, there are no known archaeological sites within 0.25 miles of the project area. Therefore, the scope of work meets the Programmatic Agreement (12/3/2004) Allowance, Appendix A, Section I, E. If during the course of work, archaeological artifacts (prehistoric or historic) or human remains are discovered, the applicant shall stop work in the vicinity of the discovery and take all reasonable measures to avoid or minimize harm to the finds. The applicant shall inform their Public Assistance (PA) contacts with FEMA, who will in turn contact FEMA Historic Preservation staff. The applicant will not proceed with work until FEMA Historic Preservation staff have completed consultation with the Louisiana State Historic Preservation Officer (SHPO). In addition, if unmarked graves are present, compliance with the Louisiana Unmarked Human Burial Sites Preservation Act (R.S. 8:671 ET SEQ) is required. The applicant shall notify the law enforcement agency of the jurisdiction where the remains are located within 24-hours of discovery. The applicant shall also notify FEMA and the Louisiana Unmarked Burial Sites Board (call the Louisiana Division of Archeology at 225-342-

8170) within seventy-two hours of the discovery. Failure to comply with these stipulations may jeopardize receipt of FEMA funding. If the scope of work changes, this project will need to be resubmitted for further historic review.

**Correspondence/Consultation/References:**

Archaeological determinations made by Katherine Zeringue, FEMA Historic Preservation Specialist/Archaeologist.

### **THREATENED AND ENDANGERED SPECIES**

☒ No listed species and/or designated critical habitat present in areas affected directly or indirectly by the Federal action.

**(Review Concluded)**

☐ Listed species and/or designated critical habitat present in the areas affected directly or indirectly by the Federal action.

☐ No effect to species or designated critical habitat. (See comments for justification)

Are project conditions required? ☐ Yes (see section V) ☐ No **(Review Concluded)**

☐ May affect, but not likely to adversely affect species or designated critical habitat (FEMA determination/USFWS/NMFS concurrence on file) **(Review Concluded)**

Are project conditions required? ☐ Yes (see section V) ☐ No **(Review Concluded)**

☐ Likely to adversely affect species or designated critical habitat

☐ Formal consultation concluded. (Biological Assessment and Biological Opinion on file)

Are project conditions required? ☐ YES (see section V) ☐ NO **(Review Concluded)**

**Comments**

Project is located in an urban or previously developed area. Neither listed species nor their habitat occur in or near this site, thus FEMA finds there will be no effect to threatened or endangered species.

**Correspondence/Consultation/References:**

USFWS emergency consultation provisions determined in letter dated September 15, 2005.

### **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)**

☐ 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? ☐ YES (see section V) ☐ NO **(Review Concluded)**

**Comments:** The site is located in Zone "B".

<http://store.msc.fema.gov/webapp/wcs/stores/servlet/FemaWelcomeView?storeId=10001&catalogId=10001&langId=-1>

**Correspondence/Consultation/References:** FEMA Flood Insurance Rate Map, Community Panel No. 225203 0095E, revised 03/01/1984.

### **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>) 06/22/2006.

**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 70119 are: 72.1% African American, 23.3% White and 5.6% Hispanic. The median household income in 1999 was \$ 21,297 and 29.2 % of families are below poverty level.

**Correspondence/Consultation/References:** U.S. Census bureau 2000 data at <http://factfinder.census.gov>, referenced 06/22/2006.

**OTHER RELEVANT LAWS AND ENVIRONMENTAL REGULATIONS**

- ☐ No impacts to other substantive laws/Executive Orders identified. Review concluded.  
☒ Other applicable substantive laws/Executive Orders. (Identify law/E.O. and conditions if any below).

**Comments:**

Resource Conservation and Recovery Act  
Formosan Termite Initiative Act  
Coastal Zone Management Act

**Correspondence/Consultation/Reference:**

**V. ENVIRONMENTAL REVIEW PROJECT CONDITIONS****Project Conditions:**

**This project must comply with all conditions of the attached Programmatic Categorical Exclusion. In addition, the following conditions apply as a condition of FEMA funding reimbursement:**

- Resource Conservation and Recovery Act: Unusable equipment, debris and material shall be disposed of in an approved manner and location. In the event significant items (or evidence thereof) are discovered during implementation of the project applicant shall handle, manage, and dispose of petroleum products, hazardous materials and/or toxic waste in accordance to the requirements and to the satisfaction of the governing local, state and federal agencies.
- Formosan Termite Initiative Act: In accordance with the Formosan Termite Initiative Act, (LA R.S. 3:3391.1 through 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 salvage 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).

- Coastal Zone Management Act: This project is located within the Louisiana Coastal Management Zone. LA DNR has determined that receipt of federal assistance is consistent with the Louisiana 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.

No extraordinary circumstances as described in 44 CFR 10.8(d)(3) were identified during project review.

**REVIEWER AND APPROVALS**

FEMA Environmental Reviewer.

Name: Karyn Harrison

Signature Karyn Harrison . Date 7/18/06 .

FEMA Regional Environmental Officer or delegated approving official.

Name: WM FAGAN

Signature WM FAGAN . Date 7/18/2006 .