

Categorical Exclusion Review Checklist for DWSRF Projects

Applicant Burgaw, Town of

WIF # 1800

PWSID 04-71-010

P&S Serial # 13-00851

Required for all Categorical Exclusions (CE's)

Cross Cutting Authority	Responsible Agency, Action(s) Taken & Dates
Archeological and Historic Preservation Act of 1974, Pub. L. 86-523, as amended	North Carolina Cultural Resources for signoff. <input checked="" type="checkbox"/> Blanket letter from applicant OK? <u>9/27/13</u> <input type="checkbox"/> Comments from agency OK? _____
National Historic Preservation Act of 1966, PL 89-665, as amended	
Protection of Wetlands, Executive Order 11990 <i>note: blanket comments for NE-CR (SHPO) of USACE and PER received by deadline but not date stamped. I assign date of 9/30/2013 for database</i>	USACE <input type="checkbox"/> By "no permits required" comment letter from USACOE _____ <input type="checkbox"/> By sealed & signed "no jurisdiction" blanket comment letter from applicant's engineer _____ <input checked="" type="checkbox"/> By sealed & signed "no permits required" blanket comment letter from applicant's engineer <u>9/27/13</u> <input type="checkbox"/> By sealed & signed "all permits in place" blanket comment letter from applicant's engineer _____
Endangered Species Act, Pub. L. 93-205, as amended	USFWS for signoff <input checked="" type="checkbox"/> Comments from USFWS OK <u>9/30/13 (via email)</u> <input type="checkbox"/> By sealed & signed blanket letter from applicant's engineer for project scopes <u>that don't require comments</u> (see factsheet) _____ <input type="checkbox"/> By sealed & signed blanket letter from applicant's engineer after 30 days pass without USFWS comment _____
Fish and Wildlife Coordination Act, Pub. L. 85-624, as amended	
Wild and Scenic Rivers Act, Pub. L. 90-542, as amended	
Environmental Justice, Executive Order 12898	Loans and Grants group and Regional Engineer Based on the discussions with the regional engineer during the priority review period: <u>Re Eric Imhof 11/4/13</u> 1. Does the potentially affected community include an EJ community? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No 2. Are there significant environmental impacts likely to fall disproportionately on minority and/or low-income members of the community and/or tribal resources? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Coastal Barrier Resources Act, Pub. L. 97-348	Division of Coastal Management (DCM) 1. Is this project located in any of the following counties: <i>Beaufort, Bertie, Brunswick, Camden, Carteret, Chowan, Craven, Currituck, Dare, Gates, Hertford, Hyde, New Hanover, Onslow, Pamlico, Pasquotank, Pender, Perquimans, Tyrrell, and Washington?</i> <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Coastal Zone Management Act, Pub. L 92-583, as amended	2. If the answer to question #1 is "Yes", then DCM must find if the project is in an Area of Environmental Concern (AEC) established by the Coastal Resources Commission. Is it in one of these AEC's? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No DCM Response Date: <u>11-4-13</u> <i>Chad McEwen</i> 3. If the answer to question #2 is "Yes", then the project requires a CAMA permit. Does the project have a CAMA permit? <input type="checkbox"/> Yes <input type="checkbox"/> No CAMA Permit Date: _____

CE posted on Web? (optional) _____

Request for Categorical Exclusion from Substantive Environmental Review

Instructions:

1. Provide the DEH number for the project for which you are requesting consideration.
2. Please fill out the applicant's formal name. If you are a county authority, please specify which county. "County Water District VII" is not an acceptable name; "ABC County Water District VII" is acceptable.
3. Please check all applicable exclusions. Failure to check an applicable exclusion will result in the rejection of your request.
4. Either the "authorized representative," or the Professional Engineer responsible for the PER must sign the form. If the PE signs the form, it must include the PE seal.

WIF

DEH No.: 13-00851 1800

PWSID: NC 0471010

Applicant: Town of Burgaw

**Project
Description**

Replacement of approximately 7,200 feet of existing water line and 1,459 water meters. Installation of permanent emergency generator at well site.

We certify that the project described in the application for state-supplied financial assistance meets all of the applicable general criteria listed in [15A NCAC 01C .0408 \(1\)](#), and consists solely of activities exempted under the specific criteria of [15A NCAC 01C .0408 \(2\)](#) checked below:

Please check all the exclusion(s) that apply:

- Potable water systems including the construction or rehabilitation of wells for water supply purposes with associated groundwater withdrawals of less than 1,000,000 gallons per day where such withdrawals are not expected to cause alterations in established land use patterns, or degradation of groundwater or surface water quality.
[\[15A NCAC 01C .0408 \(2\)\(c\)\]](#).

Other potable water systems including the following:

- Improvements to water treatment plants that involve less than 1,000,000 gallons per day added capacity and total design withdrawal less than one-fifth of the 7-day, 10-year low flow of the contributing stream;
[\[15A NCAC 01C .0408 \(2\)\(b\)\(i\)\]](#)
- Improvements not intended to add capacity to the facility; [\[15A NCAC 01C .0408 \(2\)\(b\)\(ii\)\]](#)
- Installation of waterlines and appurtenances in existing rights-of-way for streets or utilities, or water lines and appurtenances less than five miles in length and having only directional bore stream crossings or no stream crossings; [\[NCGS. § 113A-12\(1\) & 15A NCAC 01C .0408 \(2\)\(b\)\(iii\)\]](#)
- Construction of water tanks, or booster pumping or secondary or remote disinfection stations;
[\[15A NCAC 01C .0408 \(2\)\(b\)\(iv\)\]](#)
- Dams less than 25 feet in height and having less than 50 acre-feet or storage capacity [\[15A NCAC 01C .0408 \(2\)\(h\)\]](#) (Notes: #1 Dam projects are ineligible for federally recognized CE. #2 Only off-stream raw water reservoirs for pre-treatment purposes are eligible for SRF funding.)

We further certify that the project does not have a significant direct, indirect, cumulative or secondary adverse environmental impact as described in [15A NCAC 01C .0306](#), and that none of the following descriptions apply to the project:

- the proposed activity may have a potential for significant adverse effects on wetlands; surface waters such as rivers, streams and estuaries; parklands; game lands; prime agricultural or forest lands; or areas of local, state or federally recognized scenic, recreational, archaeological, ecological, scientific research or historical value, including secondary impacts; or would threaten a species identified on the Department of Interior's or the state's threatened and endangered species lists; [15A NCAC 01C .0306 (1)] or
- the proposed activity could cause changes in industrial, commercial, residential, agricultural, or silvicultural land use concentrations or distributions which would be expected to create adverse water quality, instream flow, air quality, or ground water impacts; or affect long-term recreational benefits, fish, wildlife, or their natural habitats; [15A NCAC 01C .0306 (2)] or
- the proposed activity has secondary impacts, or is part of cumulative impacts, not generally covered in the approval process for the state action, and that may result in a potential risk to human health or the environment; [15A NCAC 01C .0306 (3)].

Therefore, we believe our project is eligible for consideration for a CE from the State's environmental assessment review processes and request that the State of North Carolina concur with our determination.

We understand that the State of North Carolina may determine that the proposed activity is of such an unusual nature or has such widespread implications that a concern for its environmental effects has been identified by DENR or expressed to DENR. We understand that, in this case, the activity may be ineligible for CE under 15A NCAC 01C .0306 (4).

We recognize that this request supplies information sufficient only for state-financed assistance under the 15A NCAC 01J and 01L rules. If we are applying (either additionally or exclusively) for federally-financed assistance under the Drinking Water State Revolving Fund Program, additional steps (including obtaining comment letters and publicizing the requested action) apply.

Michael S. Apke, P.E.



Authorized Representative Printed Name

Michael S. Apke 9/27/13

Authorized Representative Signature & Date
McGill Associates, P.A., Principal

Authorized Representative Title

State Use Only (Review)

Reviewed by: *Ravi Patel*

Date: *12/6/12*

Departmental Approval: *Vincent Jude Tomaid*

Date: ~~8/1~~ *9 Dec 2013*

effective 9/30/2013 - the RTP application deadline