

**Environmental Assessment
Determinations and Compliance Findings
for HUD-assisted Projects
24 CFR Part 58**

Project Information

Project Name: Uahi-Ridge-Phase-2

HEROS Number: 900000010365839

Responsible Entity (RE): KAUAI COUNTY, 4193 Hardy St Lihue HI, 96766

RE Preparer: Steven Franco

State / Local Identifier:

Certifying Officer:

Grant Recipient (if different than Responsible Entity):

Point of Contact:

Consultant (if applicable):

Point of Contact:

Project Location: 4342 Uahi Rd APT 3, Lihue, HI 96766

Additional Location Information:
N/A

Direct Comments to:

Description of the Proposed Project [24 CFR 50.12 & 58.32; 40 CFR 1508.25]:

Uahi Ridge Phase 2 is the second phase of the Uahi Ridge affordable housing rental project in Lihue, Kauai, which provides safe and affordable long-term housing for 60 families in Lihue. It is located on a vacant site in an underdeveloped area near Kukui Grove Center, the island's largest shopping mall. The project is also near the county's major employers, county and state government offices, and the county's largest private employers, the Wilcox Hospital, Walmart, and Kauai Medical Clinic. The project will be a 60-unit (including 1 manager's unit and 1 homeless unit) affordable rental housing project for residents earning 30 to 60% of the area median income consisting of 48 one-bedroom, 24 two-bedroom (including 1 manager's unit), and 24 three-bedroom units. Amenities include a community room, playground equipment, and barbeque areas. Residents will have access to a charging station for electric vehicles and designated areas to store bicycles and surfboards. The developer purchased the property on February 29, 2024.

Statement of Purpose and Need for the Proposal [40 CFR 1508.9(b)]:

The Uahi Ridge project addresses the need for additional affordable housing to meet the unmet demand for affordable homes. The Hawaii Housing Planning Study, 2019, conducted by SMS Research, Inc. projects that between 2020 through 2025, Kauai will need 2,031 units for residents earning 60% of Area Median Income or less. The Kauai County General Plan, Technical Study: Socio-economic Analysis and Forecast SMS Research 2014 projects an average annual population increase of 2.39% in Lihue, an increase from 14,683 to 21,595 in 2030. The Lihue Community Plan, 2015 projected that the County of Kauai would need 10,000 additional new housing units between 2010 and 2035. The same study projected that the population for Lihue would grow by 1.89 percent per year between 2010 and 2035, and the housing units would need to increase by 2.53 percent per year, equating to 184 units per year to keep up with the demand. In 2010, Lihue was home to 18% of the island's residents. By 2035, it is projected that 25% of the island's residents will live in Lihue.

Existing Conditions and Trends [24 CFR 58.40(a)]:

The project includes one CPR lot (APT 3) located within TMK Parcel (4) 3-8-005:022 that is currently open land with a single-family home. The project is bordered to the northwest by the Aloha Church Assemblies (APT 1 within the same parcel), to the Southwest by unused and open land (APT 2 within the same parcel), to the East by open land, and to the south by the Kaunuaia Highway. The topography of the project is level at an elevation of approximately 211 feet above mean sea level. The project is in United States Federal Emergency Management Agency (FEMA) Flood Zone X: Area of Minimal Flood Hazard (FEMA, 2011). The project site is located in the Lihue basin which dominates the eastern part of the island of Kauai. The Lihue basin is a large (~110 km²) semicircular depression bounded by steep cliffs and partly filled by late rejuvenated-stage (or post-erosional stage) volcanic material (Stearns, 1985). The project conforms to local development requirements as the site has been granted a Project Development Use Permit and Class IV Zoning Permit Z from the

County of Kauai. The project will be built in accordance with the permits, and no other variances are contemplated at this time. The Uahi Ridge project is consistent with the goal of the Lihue Community Plan, June 2015 ("Plan") for the development of a mixed-use walkable community in the neighborhood. Although the site is located outside of the boundary for the Puhi Mauka area, the site is located between 15 to 20 minutes via foot to shopping, medical offices, and other commercial services, which is consistent with the Plan. The development of affordable housing complements the contemplated expansion of the Kauai Community College and the development of commercial and residential uses in the area as contemplated by the Plan.

Maps, photographs, and other documentation of project location and description:

[Figure 2 Project Location Map.pdf](#)

Determination:

✓	Finding of No Significant Impact [24 CFR 58.40(g)(1); 40 CFR 1508.13] The project will not result in a significant impact on the quality of human environment
	Finding of Significant Impact

Approval Documents:

7015.15 certified by Certifying Officer on:

7015.16 certified by Authorizing Officer on:

Funding Information

Grant / Project Identification Number	HUD Program	Program Name	Funding Amount
P12-UAHI RIDGE II	Public Housing	Project-Based Voucher Program	\$0.00

Estimated Total HUD Funded, Assisted or Insured Amount: \$4,725,741.00

Estimated Total Project Cost [24 CFR 58.2 (a) (5)]: \$34,025,069.00

Compliance with 24 CFR §50.4, §58.5 and §58.6 Laws and Authorities

Compliance Factors: Statutes, Executive Orders, and Regulations listed at 24 CFR §50.4, §58.5, and §58.6	Are formal compliance steps or mitigation required?	Compliance determination (See Appendix A for source determinations)
STATUTES, EXECUTIVE ORDERS, AND REGULATIONS LISTED AT 24 CFR §50.4 & § 58.6		
Airport Hazards Clear Zones and Accident Potential Zones; 24 CFR Part 51 Subpart D	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	The project site is not within 15,000 feet of a military airport or 2,500 feet of a civilian airport. The project is in compliance with Airport Hazards requirements. The closest airport is Lihue Airport which is 1.49 miles or 7,867 feet away. See Google Maps image.
Coastal Barrier Resources Act Coastal Barrier Resources Act, as amended by the Coastal Barrier Improvement Act of 1990 [16 USC 3501]	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	This project is located in a state that does not contain CBRS units. Therefore, this project is in compliance with the Coastal Barrier Resources Act.
Flood Insurance Flood Disaster Protection Act of 1973 and National Flood Insurance Reform Act of 1994 [42 USC 4001-4128 and 42 USC 5154a]	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Based on the project description the project includes no activities that would require further evaluation under this section. The project does not require flood insurance or is excepted from flood insurance. While flood insurance may not be mandatory in this instance, HUD recommends that all insurable structures maintain flood insurance under the National Flood Insurance Program (NFIP). The project is in compliance with Flood Insurance requirements. See FEMA map for area #1500020307E, effective on 09/16/2005, which shows that the project is in Flood Zone X.
STATUTES, EXECUTIVE ORDERS, AND REGULATIONS LISTED AT 24 CFR §50.4 & § 58.5		
Air Quality Clean Air Act, as amended, particularly section 176(c) & (d); 40 CFR Parts 6, 51, 93	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	The project's county or air quality management district is in attainment status for all criteria pollutants. The project is in compliance with the Clean Air Act. The project is in compliance with the Clean Air Act. See attached dataset from SPeCS for SIPS from the

		EPA website that does not include Hawaii.
<p>Coastal Zone Management Act Coastal Zone Management Act, sections 307(c) & (d)</p>	<p><input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p>	<p>This project is not located in or does not affect a Coastal Zone as defined in the state Coastal Management Plan. In Hawaii, the Special Management Area (SMA) permitting system is part of the CZM Program approved by Federal and State agencies. The project is not located in an SMA and therefore is in compliance with the Coastal Zone Management Act. See SMA map from Hawaii State GIS Program.</p>
<p>Contamination and Toxic Substances 24 CFR 50.3(i) & 58.5(i)(2)]</p>	<p><input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p>	<p>Site contamination was evaluated as follows: ASTM Phase I ESA, ASTM Phase II ESA. On-site or nearby toxic, hazardous, or radioactive substances that could affect the health and safety of project occupants or conflict with the intended use of the property were not found. The project is exempt from radon consideration. The project is in compliance with contamination and toxic substances requirements.</p>
<p>Endangered Species Act Endangered Species Act of 1973, particularly section 7; 50 CFR Part 402</p>	<p><input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p>	<p>This project will have No Effect on listed species because there are no listed species or designated critical habitats in the action area. An official species list was provided by the Pacific Islands Fish and Wildlife Office, and it determined that there are no critical habitats within the project area. However, the hoary bat, several bird species, and two plants listed do not have a critical habitat designation. A biological survey was conducted to ensure no endangered plants are present on the property. The developer will comply with the guidelines provided by the US Fish and Wildlife Service to avoid and minimize any potential impacts on the flora without a critical habitat. This project is in compliance with the Endangered Species Act without mitigation.</p>

<p>Explosive and Flammable Hazards Above-Ground Tanks)[24 CFR Part 51 Subpart C</p>	<p><input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p>	<p>There are no current or planned stationary aboveground storage containers of concern identified in the Phase I ESA within 1 mile of the project site. The project is in compliance with explosive and flammable hazard requirements.</p>
<p>Farmlands Protection Farmland Protection Policy Act of 1981, particularly sections 1504(b) and 1541; 7 CFR Part 658</p>	<p><input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p>	<p>The project is located on TMK (4) 3-8-005-022:003 and the entire parcel is in the Urban State Land Use District (see State GIS Map), and zoned R-20 under the Kauai County, which is for residential use (see the Lihue-Kapaia map by the Kauai Planning Department. Therefore, this project does not include any activities that could potentially convert agricultural land to a non-agricultural use. This project does not include any activities that could potentially convert agricultural land to a non-agricultural use. The project is in compliance with the Farmland Protection Policy Act.</p>
<p>Floodplain Management Executive Order 11988, particularly section 2(a); 24 CFR Part 55</p>	<p><input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p>	<p>This project does not occur in a floodplain. The project is located on TMK: (4) 3-8-005:022 APT 3, and the entire parcel is located in Flood Zone X. See FEMA Firmette map # 1500020307E and 1500020326F. The project is in compliance with Executive Order 11988.</p>
<p>Historic Preservation National Historic Preservation Act of 1966, particularly sections 106 and 110; 36 CFR Part 800</p>	<p><input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p>	<p>Based on Section 106 consultation, there are No Historic Properties Affected because the project will have no effect on the historic properties that are present. The project is in compliance with Section 106.</p>
<p>Noise Abatement and Control Noise Control Act of 1972, as amended by the Quiet Communities Act of 1978; 24 CFR Part 51 Subpart B</p>	<p><input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p>	<p>A Noise Assessment was conducted. There are three noise generators within threshold distances: Kaumuali'i Highway, Nawiliwili Road, and Lihue Airport. The project is outside of the noise contour map for Lihue Airport, (see Exhibit 3.2-1 in the Lihue Airport Noise Exposure Map Update) and therefore was not considered in the HUD noise calculator. With Kaumuali'i</p>

		Highway and Nawiliwili Road as noise generators, the noise level was acceptable: 62.0 db. See noise analysis. The project is in compliance with HUD's Noise regulation.
Sole Source Aquifers Safe Drinking Water Act of 1974, as amended, particularly section 1424(e); 40 CFR Part 149	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	The project is not located on a sole source aquifer area. See Sole Source Aquifer Map from U.S. Environmental Protection Agency that shows Kauai does not have any Sole Source Aquifers. The project is in compliance with Sole Source Aquifer requirements.
Wetlands Protection Executive Order 11990, particularly sections 2 and 5	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	The project will not impact on- or off-site wetlands. The project is in compliance with Executive Order 11990. The project will not impact on- or off-site wetlands. See U.S Fish and Wildlife Service National Wetland Inventory map, and then the overlay map showing the project in relation to wetland features. The wetland feature shown in the maps is not present. See letter from the Army Corps of Engineers stating that Uahi Ridge Phase 2 has no wetland present. The project is in compliance with Executive Order 11990.
Wild and Scenic Rivers Act Wild and Scenic Rivers Act of 1968, particularly section 7(b) and (c)	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	This project is not within proximity of a NWSRS river. According to the National Wild and Scenic Rivers System, Hawaii has no designated wild & scenic rivers. See map from the NWSRS website. The project is located in Lihue, which does not contain any national wild, scenic, or recreational river areas. See map from the Nationwide Rivers Inventory. The project is in compliance with the Wild and Scenic Rivers Act.
HUD HOUSING ENVIRONMENTAL STANDARDS		
ENVIRONMENTAL JUSTICE		
Environmental Justice Executive Order 12898	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	No adverse environmental impacts were identified in the project's total environmental review. The project is in compliance with Executive Order 12898.

Environmental Assessment Factors [24 CFR 58.40; Ref. 40 CFR 1508.8 &1508.27]

Impact Codes: An impact code from the following list has been used to make the determination of impact for each factor.

- (1) Minor beneficial impact
- (2) No impact anticipated
- (3) Minor Adverse Impact – May require mitigation
- (4) Significant or potentially significant impact requiring avoidance or modification which may require an Environmental Impact Statement.

Environmental Assessment Factor	Impact Code	Impact Evaluation	Mitigation
LAND DEVELOPMENT			
Conformance with Plans / Compatible Land Use and Zoning / Scale and Urban Design	1	The project is in the Urban State Land Use District and zoned R-20 for the County of Kaua'i. which is for residential use. The project conforms to local development requirements as the site has been granted a Project Development Use Permit and Class IV Zoning Permit Z from the County of Kauai.	
Soil Suitability / Slope/ Erosion / Drainage and Storm Water Runoff	2	All soil suitability, slope, erosion, drainage, and stormwater runoff issues will be addressed in accordance with applicable codes and requirements.	
Hazards and Nuisances including Site Safety and Site-Generated Noise	3	Operation of construction equipment will temporarily elevate ambient noise and concentrations of exhaust emission in the immediate vicinity of the project site.	During construction, site safety and noise impacts will be mitigated according to local regulations and requirements.
SOCIOECONOMIC			
Employment and Income Patterns	1	Project construction will generate potential employment opportunities for local residents. At least two-full time jobs will be created when the project is operational.	
Demographic Character Changes / Displacement	1	The project targets low-income families that live on the island of Kaua'i.	

Environmental Assessment Factor	Impact Code	Impact Evaluation	Mitigation
Environmental Justice EA Factor		There were no adverse environmental impacts identified in any other compliance review portion of this project's total environmental review, nor were any adverse environmental impacts disproportionately high for low-income and/or minority communities.	
COMMUNITY FACILITIES AND SERVICES			
Educational and Cultural Facilities (Access and Capacity)	2	The project is in close proximity to Chiefess Kamakahahei Middle School, Kauai Community College, Elsie Wilcox Elementary School, Kapaa High School and other charter schools.	
Commercial Facilities (Access and Proximity)	2	Project located off of Kaumualii Hwy with convenient access to stores, restaurants, and a variety of other businesses.	
Health Care / Social Services (Access and Capacity)	2	The project is located in close proximity to Kauai Urgent Care, Wilcox Medical Center, Kauai VA Clinic, and many other health care services along Kuhio Highway.	
Solid Waste Disposal and Recycling (Feasibility and Capacity)	2	The proposed project will produce solid waste, which is managed by the Public Works Department of the County of Kauai. The project will promote recycling to divert waste from the landfill.	
Waste Water and Sanitary Sewers (Feasibility and Capacity)	3	Project waste/water sewer will be connected to Puhi Sewer and Water Company.	
Water Supply (Feasibility and Capacity)	2	The existing County of Kauai Department of Water connection is available with sufficient capacity at Kaumualii Hwy. The project will connect to existing water main in an approved manner by the County of Kauai Department of Water.	

Environmental Assessment Factor	Impact Code	Impact Evaluation	Mitigation
Public Safety - Police, Fire and Emergency Medical	2	The project is within 3 miles of Kauai Police Station (Kaana St), and a fire station (Rice St and Hardy St) and emergency medical services (Haleko Road and Kukui Grove Street).	
Parks, Open Space and Recreation (Access and Capacity)	2	The project is close to Lihue County Park, Historical Monument Garden, Isenberg Park, and Nawiliwili Park.	
Transportation and Accessibility (Access and Capacity)	2	The project is close to public transportation routes.	
NATURAL FEATURES			
Unique Natural Features /Water Resources	2	There are no unique Natural Features or water resources on site.	
Vegetation / Wildlife (Introduction, Modification, Removal, Disruption, etc.)	2	No unique or endangered vegetation or wildlife has been identified on the project site.	
Other Factors 1			
Other Factors 2			
CLIMATE AND ENERGY			
Climate Change		The proposed project will not impact climate in the area and no mitigation is required.	
Energy Efficiency	2	The project will be built to LEED Silver. Photovoltaic or solar water heating system will be installed. Units will feature windows with Low-E glazing, ceiling fans, low flow plumbing fixtures and energy star appliances. Solar area lighting and solar walkway lighting bollards will be used. The site will feature a underground storm water detention system. The project will include features to promote multi-modal transportation including an EV	

Environmental Assessment Factor	Impact Code	Impact Evaluation	Mitigation
		Charging Station and storage for e-scooters and bicycles	

Supporting documentation

Additional Studies Performed:

Phase I ESA Phase II ESA Archeological Literary Review and Field Inspection
 Biological Survey

Field Inspection [Optional]: Date and completed by:

List of Sources, Agencies and Persons Consulted [40 CFR 1508.9(b)]:

State Historic Preservation Division Kauai Historic Preservation Review Commission
 Hawaii Department of Transportation Hawaii Housing and Finance Development Corporation
 Hawaii Department of Education Office of Planning and Sustainable Development
 County of Kauai Housing Agency County of Kauai Public Works
 County of Kauai Transportation Agency Puhi Sewer and Water Company Kauai
 Montessori Preschool & Aloha Church Kauai US Army Corps of Engineers US Fish and Wildlife

List of Permits Obtained:

Building Permit Grading Permit Zoning Permit Approval from Kauai Board of Water Supply,
 Kauai Fire Department Kauai Department of Health - Form 1 Approval NPDES (Hawaii State Department of Health Chapter 6E, HRS)

Public Outreach [24 CFR 58.43]:

Virtual Public Meeting: 3/18/24 Kauai Historic Preservation Review Commission: 3/21/24

Cumulative Impact Analysis [24 CFR 58.32]:

There will be no cumulative negative impact on the area.

Alternatives [24 CFR 58.40(e); 40 CFR 1508.9]

None.

No Action Alternative [24 CFR 58.40(e)]

Taking no action will result in Kauai County not serving 60 families.

Summary of Findings and Conclusions:

The Uahi Ridge Phase 1 development is well-aligned with the Lihue Community Plan for creating a mixed-use, walkable community in the Urban State Land Use District of Kauai. Key environmental considerations such as soil suitability, slope, erosion, drainage, and stormwater runoff are to be managed in accordance with local codes, mitigating any construction-related noise and emissions. Socioeconomically, the project is poised to generate employment during and after construction, aiming to serve low-income families without displacing current residents. It is consistent with environmental justice standards, with no disproportionate adverse impacts identified on minority or low-income groups. Infrastructure-wise, the project has ready access to educational, healthcare, commercial, and public safety facilities and is well-supported by the existing solid waste, wastewater, and water supply systems. Public transportation routes are readily accessible, promoting mobility. Regarding natural and community resources, the project will not adversely affect unique natural features, vegetation, wildlife, or water resources. Nearby parks and open spaces meet recreational needs, and the project's design promotes energy efficiency and sustainability, targeting LEED Silver certification with features like photovoltaic systems and low-impact stormwater management. The assessment concludes that the Uahi Ridge Phase 2 project complies with environmental regulations and community planning objectives, carrying no significant negative environmental impacts and providing several socioeconomic and community benefits.

Mitigation Measures and Conditions [CFR 1505.2(c)]:

Summarized below are all mitigation measures adopted by the Responsible Entity to reduce, avoid or eliminate adverse environmental impacts and to avoid non-compliance or non-conformance with the above-listed authorities and factors. These measures/conditions must be incorporated into project contracts, development agreements and other relevant documents. The staff responsible for implementing and monitoring mitigation measures should be clearly identified in the mitigation plan.

Law, Authority, or Factor	Mitigation Measure or Condition	Comments on Completed Measures	Mitigation Plan	Complete
Hazards and Nuisances including Site Safety	During construction, site safety and noise impacts will be mitigated according to local regulations and requirements.	N/A		

and Site- Generated Noise				
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Project Mitigation Plan

The State DOH administers rules and regulations relating to hours during which construction is permitted and the noise levels permitted during those hours. The contractor will be required to abide by the noise regulations.

Supporting documentation on completed measures

APPENDIX A: Related Federal Laws and Authorities

Airport Hazards

General policy	Legislation	Regulation
It is HUD’s policy to apply standards to prevent incompatible development around civil airports and military airfields.		24 CFR Part 51 Subpart D

1. To ensure compatible land use development, you must determine your site’s proximity to civil and military airports. Is your project within 15,000 feet of a military airport or 2,500 feet of a civilian airport?

✓ **No**

Based on the response, the review is in compliance with this section. Document and upload the map showing that the site is not within the applicable distances to a military or civilian airport below

Yes

Screen Summary

Compliance Determination

The project site is not within 15,000 feet of a military airport or 2,500 feet of a civilian airport. The project is in compliance with Airport Hazards requirements. The closest airport is Lihue Airport which is 1.49 miles or 7,867 feet away. See Google Maps image.

Supporting documentation

[Uahi Ridge 1 - Airport Hazard Map \(1\).png](#)

Are formal compliance steps or mitigation required?

Yes

✓ **No**

Coastal Barrier Resources

General requirements	Legislation	Regulation
HUD financial assistance may not be used for most activities in units of the Coastal Barrier Resources System (CBRS). See 16 USC 3504 for limitations on federal expenditures affecting the CBRS.	Coastal Barrier Resources Act (CBRA) of 1982, as amended by the Coastal Barrier Improvement Act of 1990 (16 USC 3501)	

This project is located in a state that does not contain CBRA units. Therefore, this project is in compliance with the Coastal Barrier Resources Act.

Compliance Determination

This project is located in a state that does not contain CBRS units. Therefore, this project is in compliance with the Coastal Barrier Resources Act.

Supporting documentation

Are formal compliance steps or mitigation required?

Yes

✓ No

Flood Insurance

General requirements	Legislation	Regulation
Certain types of federal financial assistance may not be used in floodplains unless the community participates in National Flood Insurance Program and flood insurance is both obtained and maintained.	Flood Disaster Protection Act of 1973 as amended (42 USC 4001-4128)	24 CFR 50.4(b)(1) and 24 CFR 58.6(a) and (b); 24 CFR 55.1(b).

1. Does this project involve financial assistance for construction, rehabilitation, or acquisition of a mobile home, building, or insurable personal property?

- ✓ No. This project does not require flood insurance or is excepted from flood insurance.

Based on the response, the review is in compliance with this section.

Yes

4. While flood insurance is not mandatory for this project, HUD strongly recommends that all insurable structures maintain flood insurance under the National Flood Insurance Program (NFIP). Will flood insurance be required as a mitigation measure or condition?

Yes

- ✓ No

Screen Summary

Compliance Determination

Based on the project description the project includes no activities that would require further evaluation under this section. The project does not require flood insurance or is excepted from flood insurance. While flood insurance may not be mandatory in this instance, HUD recommends that all insurable structures maintain flood insurance under the National Flood Insurance Program (NFIP). The project is in compliance with Flood Insurance requirements. See FEMA map for area #1500020307E, effective on 09/16/2005, which shows that the project is in Flood Zone X.

Supporting documentation

[Uahi - FEMA.pdf](#)

Are formal compliance steps or mitigation required?

Yes

✓ No

Air Quality

General requirements	Legislation	Regulation
The Clean Air Act is administered by the U.S. Environmental Protection Agency (EPA), which sets national standards on ambient pollutants. In addition, the Clean Air Act is administered by States, which must develop State Implementation Plans (SIPs) to regulate their state air quality. Projects funded by HUD must demonstrate that they conform to the appropriate SIP.	Clean Air Act (42 USC 7401 et seq.) as amended particularly Section 176(c) and (d) (42 USC 7506(c) and (d))	40 CFR Parts 6, 51 and 93

1. Does your project include new construction or conversion of land use facilitating the development of public, commercial, or industrial facilities OR five or more dwelling units?

Yes

No

Air Quality Attainment Status of Project’s County or Air Quality Management District

2. Is your project’s air quality management district or county in non-attainment or maintenance status for any criteria pollutants?

No, project’s county or air quality management district is in attainment status for all criteria pollutants.

Yes, project’s management district or county is in non-attainment or maintenance status for the following criteria pollutants (check all that apply):

Screen Summary

Compliance Determination

The project's county or air quality management district is in attainment status for all criteria pollutants. The project is in compliance with the Clean Air Act. The project is in compliance with the Clean Air Act. See attached dataset from SPeCS for SIPs from the EPA website that does not include Hawaii.

Supporting documentation

[Uahi Ridge 1 - EPA SIPs.xlsx](#)

Are formal compliance steps or mitigation required?

Yes

No

Coastal Zone Management Act

General requirements	Legislation	Regulation
Federal assistance to applicant agencies for activities affecting any coastal use or resource is granted only when such activities are consistent with federally approved State Coastal Zone Management Act Plans.	Coastal Zone Management Act (16 USC 1451-1464), particularly section 307(c) and (d) (16 USC 1456(c) and (d))	15 CFR Part 930

1. Is the project located in, or does it affect, a Coastal Zone as defined in your state Coastal Management Plan?

Yes

No

Based on the response, the review is in compliance with this section. Document and upload all documents used to make your determination below.

Screen Summary

Compliance Determination

This project is not located in or does not affect a Coastal Zone as defined in the state Coastal Management Plan. In Hawaii, the Special Management Area (SMA) permitting system is part of the CZM Program approved by Federal and State agencies. The project is not located in an SMA and therefore is in compliance with the Coastal Zone Management Act. See SMA map from Hawaii State GIS Program.

Supporting documentation

[Uahi - SMA Map.pdf](#)

Are formal compliance steps or mitigation required?

Yes

No

Contamination and Toxic Substances

General Requirements	Legislation	Regulations
It is HUD policy that all properties that are being proposed for use in HUD programs be free of hazardous materials, contamination, toxic chemicals and gases, and radioactive substances, where a hazard could affect the health and safety of the occupants or conflict with the intended utilization of the property.		24 CFR 58.5(i)(2) 24 CFR 50.3(i)
Reference		
https://www.onecpd.info/environmental-review/site-contamination		

1. How was site contamination evaluated?* Select all that apply.

- ✓ ASTM Phase I ESA
- ✓ ASTM Phase II ESA

Remediation or clean-up plan

ASTM Vapor Encroachment Screening.

None of the above

* HUD regulations at 24 CFR § 58.5(i)(2)(ii) require that the environmental review for multifamily housing with five or more dwelling units or non-residential property include the evaluation of previous uses of the site or other evidence of contamination on or near the site.

For acquisition and new construction of multifamily and nonresidential properties HUD strongly advises the review include an ASTM Phase I Environmental Site Assessment (ESA) to meet real estate transaction standards of due diligence and to help ensure compliance with HUD’s toxic policy at 24 CFR §58.5(i) and 24 CFR §50.3(i). Also note that some HUD programs require an ASTM Phase I ESA.

2. Were any on-site or nearby toxic, hazardous, or radioactive substances* (excluding radon) found that could affect the health and safety of project occupants or conflict with the intended use of the property? (Were any recognized environmental conditions or RECs identified in a Phase I ESA and confirmed in a Phase II ESA?)

Provide a map or other documentation of absence or presence of contamination** and explain evaluation of site contamination in the Screen Summary at the bottom of this screen.

✓ No

Explain:

Based on the February 2024 Phase I ESA report, the specific location of the drums/stained soil discussed in the 2005 Phase I ESA and 2007 Work Plan (MFA, 2005 & EnviroServices, 2007), were unknown. MI soil sampling conducted throughout the surfaces soils of the Subject Site did not identify petroleum contaminated soils above the HDOH Tier 1 EALs.

Yes

* This question covers the presence of radioactive substances excluding radon. Radon is addressed in the Radon Exempt Question.

** Utilize EPA's EnviroMapper, NEPAAssist, or state/tribal databases to identify nearby dumps, junk yards, landfills, hazardous waste sites, and industrial sites, including EPA National Priorities List Sites (Superfund sites), CERCLA or state-equivalent sites, RCRA Corrective Action sites with release(s) or suspected release(s) requiring clean-up action and/or further investigation. Additional supporting documentation may include other inspections and reports.

3. Evaluate the building(s) for radon. Do all buildings meet any of the exemptions* from having to consider radon in the contamination analysis listed in CPD Notice [CPD-23-103](#)?

✓ Yes

Explain:

Existing building is on a raised foundation.

No

* Notes:

- Buildings with no enclosed areas having ground contact.
- Buildings containing crawlspaces, utility tunnels, or parking garages would not be exempt, however buildings built on piers would be exempt, provided that there is open air between the lowest floor of the building and the ground.
- Buildings that are not residential and will not be occupied for more than 4 hours per day.
- Buildings with existing radon mitigation systems - document radon levels are below 4 pCi/L with test results dated within two years of submitting the application for HUD assistance and document the system includes an ongoing maintenance plan that includes periodic testing to ensure the system continues to meet the current EPA recommended levels. If the project does not require an application, document test results dated within two years of the date the environmental review is certified. Refer to program office guidance to ensure compliance with

program requirements.

- Buildings tested within five years of the submission of application for HUD assistance: test results document indoor radon levels are below current the EPA's recommended action levels of 4.0 pCi/L. For buildings with test data older than five years, any new environmental review must include a consideration of radon using one of the methods in Section A below.

Screen Summary

Compliance Determination

Site contamination was evaluated as follows: ASTM Phase I ESA, ASTM Phase II ESA. On-site or nearby toxic, hazardous, or radioactive substances that could affect the health and safety of project occupants or conflict with the intended use of the property were not found. The project is exempt from radon consideration. The project is in compliance with contamination and toxic substances requirements.

Supporting documentation

[Uahi Ridge Phase 2 \(CPR 3\) - Phase II ESA Report.pdf](#)

[Uahi Ridge Phase 2 \(CPR 3\) - Phase I ESA.pdf](#)

Are formal compliance steps or mitigation required?

Yes

✓ No

Endangered Species

General requirements	ESA Legislation	Regulations
Section 7 of the Endangered Species Act (ESA) mandates that federal agencies ensure that actions that they authorize, fund, or carry out shall not jeopardize the continued existence of federally listed plants and animals or result in the adverse modification or destruction of designated critical habitat. Where their actions may affect resources protected by the ESA, agencies must consult with the Fish and Wildlife Service and/or the National Marine Fisheries Service (“FWS” and “NMFS” or “the Services”).	The Endangered Species Act of 1973 (16 U.S.C. 1531 <i>et seq.</i>); particularly section 7 (16 USC 1536).	50 CFR Part 402

1. Does the project involve any activities that have the potential to affect species or habitats?

No, the project will have No Effect due to the nature of the activities involved in the project.

No, the project will have No Effect based on a letter of understanding, memorandum of agreement, programmatic agreement, or checklist provided by local HUD office

- ✓ Yes, the activities involved in the project have the potential to affect species and/or habitats.

2. Are federally listed species or designated critical habitats present in the action area?

- ✓ No, the project will have No Effect due to the absence of federally listed species and designated critical habitat

Based on the response, the review is in compliance with this section. Document and upload all documents used to make your determination below. Documentation may include letters from the Services, species lists from the Services’ websites, surveys or other documents and analysis showing that there are no species in the action area.

Yes, there are federally listed species or designated critical habitats present in the action area.

Screen Summary**Compliance Determination**

This project will have No Effect on listed species because there are no listed species or designated critical habitats in the action area. An official species list was provided by the Pacific Islands Fish and Wildlife Office, and it determined that there are no critical habitats within the project area. However, the hoary bat, several bird species, and two plants listed do not have a critical habitat designation. A biological survey was conducted to ensure no endangered plants are present on the property. The developer will comply with the guidelines provided by the US Fish and Wildlife Service to avoid and minimize any potential impacts on the flora without a critical habitat. This project is in compliance with the Endangered Species Act without mitigation.

Supporting documentation

[Ikenakea_UahiRidge 5172024.pdf](#)
[Species List_PIFAWO -UR2.pdf](#)

Are formal compliance steps or mitigation required?

Yes

✓ No

Explosive and Flammable Hazards

General requirements	Legislation	Regulation
HUD-assisted projects must meet Acceptable Separation Distance (ASD) requirements to protect them from explosive and flammable hazards.	N/A	24 CFR Part 51 Subpart C

1. Is the proposed HUD-assisted project itself the development of a hazardous facility (a facility that mainly stores, handles or processes flammable or combustible chemicals such as bulk fuel storage facilities and refineries)?

No

Yes

2. Does this project include any of the following activities: development, construction, rehabilitation that will increase residential densities, or conversion?

No

Yes

3. Within 1 mile of the project site, are there any current or planned stationary aboveground storage containers that are covered by 24 CFR 51C? Containers that are NOT covered under the regulation include:

- Containers 100 gallons or less in capacity, containing common liquid industrial fuels OR
- Containers of liquified petroleum gas (LPG) or propane with a water volume capacity of 1,000 gallons or less that meet the requirements of the 2017 or later version of National Fire Protection Association (NFPA) Code 58.

If all containers within the search area fit the above criteria, answer “No.” For any other type of aboveground storage container within the search area that holds one of the flammable or explosive materials listed in Appendix I of 24 CFR part 51 subpart C, answer “Yes.”

No

Based on the response, the review is in compliance with this section. Document and upload all documents used to make your determination below.

Yes

Screen Summary**Compliance Determination**

There are no current or planned stationary aboveground storage containers of concern identified in the Phase I ESA within 1 mile of the project site. The project is in compliance with explosive and flammable hazard requirements.

Supporting documentation

[Uahi Ridge Phase 2 \(CPR 3\) - Phase I ESA\(1\).pdf](#)

Are formal compliance steps or mitigation required?

Yes

No

Farmlands Protection

General requirements	Legislation	Regulation
The Farmland Protection Policy Act (FPPA) discourages federal activities that would convert farmland to nonagricultural purposes.	Farmland Protection Policy Act of 1981 (7 U.S.C. 4201 et seq.)	7 CFR Part 658

1. Does your project include any activities, including new construction, acquisition of undeveloped land or conversion, that could convert agricultural land to a non-agricultural use?

Yes

No

If your project includes new construction, acquisition of undeveloped land or conversion, explain how you determined that agricultural land would not be converted:

The project is located on TMK (4) 3-8-005-022:002 and the entire parcel is in the Urban State Land Use District (see State GIS Map), and zoned R-20 under the Kauai County, which is for residential use (see the Lihue-Kapaia map by the Kauai Planning Department. Therefore, this project does not include any activities that could potentially convert agricultural land to a non-agricultural use.

Based on the response, the review is in compliance with this section. Document and upload all documents used to make your determination below.

Screen Summary

Compliance Determination

The project is located on TMK (4) 3-8-005-022:003 and the entire parcel is in the Urban State Land Use District (see State GIS Map), and zoned R-20 under the Kauai County, which is for residential use (see the Lihue-Kapaia map by the Kauai Planning Department. Therefore, this project does not include any activities that could potentially convert agricultural land to a non-agricultural use. This project does not include any activities that could potentially convert agricultural land to a non-agricultural use. The project is in compliance with the Farmland Protection Policy Act.

Supporting documentation

[Uahi Ridge - Kauai Zoning Map.pdf](#)

[Uahi - SLUD Map.pdf](#)

Are formal compliance steps or mitigation required?

Yes

No

Floodplain Management

General Requirements	Legislation	Regulation
Executive Order 11988, Floodplain Management, requires Federal activities to avoid impacts to floodplains and to avoid direct and indirect support of floodplain development to the extent practicable.	Executive Order 11988 * Executive Order 13690 * 42 USC 4001-4128 * 42 USC 5154a * only applies to screen 2047 and not 2046	24 CFR 55

1. Does this project meet an exemption at 24 CFR 55.12 from compliance with HUD’s floodplain management regulations in Part 55?

Yes

(a) HUD-assisted activities described in 24 CFR 58.34 and 58.35(b).

(b) HUD-assisted activities described in 24 CFR 50.19, except as otherwise indicated in § 50.19.

(c) The approval of financial assistance for restoring and preserving the natural and beneficial functions and values of floodplains and wetlands, including through acquisition of such floodplain and wetland property, where a permanent covenant or comparable restriction is place on the property’s continued use for flood control, wetland projection, open space, or park land, but only if:

(1) The property is cleared of all existing buildings and walled structures; and

(2) The property is cleared of related improvements except those which:

(i) Are directly related to flood control, wetland protection, open space, or park land (including playgrounds and recreation areas);

(ii) Do not modify existing wetland areas or involve fill, paving, or other ground disturbance beyond minimal trails or paths; and

(iii) Are designed to be compatible with the beneficial floodplain or wetland function of the property.

(d) An action involving a repossession, receivership, foreclosure, or similar acquisition of property to protect or enforce HUD's financial interests under previously approved loans, grants, mortgage insurance,

or other HUD assistance.

(e) Policy-level actions described at 24 CFR 50.16 that do not involve site-based decisions.

(f) A minor amendment to a previously approved action with no additional adverse impact on or from a floodplain or wetland.

(g) HUD's or the responsible entity's approval of a project site, an incidental portion of which is situated in the FFRMS floodplain (not including the floodway, LiMWA, or coastal high hazard area) but only if: (1) The proposed project site does not include any existing or proposed buildings or improvements that modify or occupy the FFRMS floodplain except de minimis improvements such as recreation areas and trails; and (2) the proposed project will not result in any new construction in or modifications of a wetland .

(h) Issuance or use of Housing Vouchers, or other forms of rental subsidy where HUD, the awarding community, or the public housing agency that administers the contract awards rental subsidies that are not project-based (i.e., do not involve site-specific subsidies).

(i) Special projects directed to the removal of material and architectural barriers that restrict the mobility of and accessibility to elderly and persons with disabilities.

Describe:

No

Screen Summary

Compliance Determination

This project does not occur in a floodplain. The project is located on TMK: (4) 3-8-005:022 APT 3, and the entire parcel is located in Flood Zone X. See FEMA Firmette map # 1500020307E and 1500020326F. The project is in compliance with Executive Order 11988.

Supporting documentation

Are formal compliance steps or mitigation required?

Yes

✓ No

Historic Preservation

General requirements	Legislation	Regulation
Regulations under Section 106 of the National Historic Preservation Act (NHPA) require a consultative process to identify historic properties, assess project impacts on them, and avoid, minimize, or mitigate adverse effects	Section 106 of the National Historic Preservation Act (16 U.S.C. 470f)	36 CFR 800 “Protection of Historic Properties” https://www.govinfo.gov/content/pkg/CFR-2012-title36-vol3/pdf/CFR-2012-title36-vol3-part800.pdf

Threshold

Is Section 106 review required for your project?

No, because the project consists solely of activities listed as exempt in a Programmatic Agreement (PA). (See the PA Database to find applicable PAs.)
 No, because the project consists solely of activities included in a No Potential to Cause Effects memo or other determination [36 CFR 800.3(a)(1)].

- ✓ Yes, because the project includes activities with potential to cause effects (direct or indirect).

Step 1 – Initiate Consultation

Select all consulting parties below (check all that apply):

- ✓ State Historic Preservation Offer (SHPO) Response Period Elapsed
- ✓ Advisory Council on Historic Preservation Completed

Indian Tribes, including Tribal Historic Preservation Officers (THPOs) or Native Hawaiian Organizations (NHOs)

Other Consulting Parties

Describe the process of selecting consulting parties and initiating consultation here:

The Kauai County Agency in accordance with the NHPA, conducted extensive outreach to various Native Hawaiian Organizations (NHOs) and special interest groups potentially affected by or interested in the Uahi Ridge II project. A comprehensive list of these organizations and groups, along with copies of the letters we sent to initiate consultation, is included. We received only one formal response from the Kauai Historic Preservation Review Commission (KHPRC) and we provided their formal letter and our response to their recommendation to SHPD via HICRIS. The Hawaii State Historic Preservation Division did not respond during the Section 106 period.

Document and upload all correspondence, notices and notes (including comments and objections received below).

Was the Section 106 Lender Delegation Memo used for Section 106 consultation?

- Yes
- No

Step 2 – Identify and Evaluate Historic Properties

1. Define the Area of Potential Effect (APE), either by entering the address(es) or uploading a map depicting the APE below:

The project will be located North of Kaumualii Highway and consists of a parcel currently owned by Uahi Development II LLC. The new residential structures will be situated solely on Tax Map Key (TMK) (4)3-8-005-022:0003 (Also known as APT 3). APT 1 of the TMK will continue its current use with Aloha Church and is not a part of the project. Access to APT 1 will be maintained throughout construction. The proposed APE consists of (TMK) (4) 3-8-005-022:0003 and amounts to approximately 4.65 acres or 202,554 square feet. Please see the enclosed map of the APE.

In the chart below, list historic properties identified and evaluated in the APE. Every historic property that may be affected by the project should be included in the chart.

Upload the documentation (survey forms, Register nominations, concurrence(s) and/or objection(s), notes, and photos) that justify your National Register Status determination below.

Address / Location / District	National Register Status	SHPO Concurrence	Sensitive Information
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Additional Notes:**2. Was a survey of historic buildings and/or archeological sites done as part of the project?** Yes

Document and upload surveys and report(s) below.

For Archeological surveys, refer to HP Fact Sheet #6, Guidance on Archeological Investigations in HUD Projects.

Additional Notes:

No

Step 3 –Assess Effects of the Project on Historic Properties

Only properties that are listed on or eligible for the National Register of Historic Places receive further consideration under Section 106. Assess the effect(s) of the project by applying the Criteria of Adverse Effect. (36 CFR 800.5)] Consider direct and indirect effects as applicable as per guidance on direct and indirect effects.

Choose one of the findings below - No Historic Properties Affected, No Adverse Effect, or Adverse Effect; and seek concurrence from consulting parties.

 No Historic Properties Affected

Based on the response, the review is in compliance with this section. Document and upload concurrence(s) or objection(s) below.

Document reason for finding:

No historic properties present.

 Historic properties present, but project will have no effect upon them.

No Adverse Effect

Adverse Effect

Screen Summary

Compliance Determination

Based on Section 106 consultation, there are No Historic Properties Affected because the project will have no effect on the historic properties that are present. The project is in compliance with Section 106.

Supporting documentation

[KHPRC Response Uahi Ridge II 51524.pdf](#)

Are formal compliance steps or mitigation required?

Yes

✓ No

Noise Abatement and Control

General requirements	Legislation	Regulation
HUD’s noise regulations protect residential properties from excessive noise exposure. HUD encourages mitigation as appropriate.	Noise Control Act of 1972 General Services Administration Federal Management Circular 75-2: “Compatible Land Uses at Federal Airfields”	Title 24 CFR 51 Subpart B

1. What activities does your project involve? Check all that apply:

- New construction for residential use

NOTE: HUD assistance to new construction projects is generally prohibited if they are located in an Unacceptable zone, and HUD discourages assistance for new construction projects in Normally Unacceptable zones. See 24 CFR 51.101(a)(3) for further details.

Rehabilitation of an existing residential property

A research demonstration project which does not result in new construction or reconstruction

An interstate land sales registration

Any timely emergency assistance under disaster assistance provision or appropriations which are provided to save lives, protect property, protect public health and safety, remove debris and wreckage, or assistance that has the effect of restoring facilities substantially as they existed prior to the disaster
None of the above

4. Complete the Preliminary Screening to identify potential noise generators in the vicinity (1000’ from a major road, 3000’ from a railroad, or 15 miles from an airport).

Indicate the findings of the Preliminary Screening below:

There are no noise generators found within the threshold distances above.

- ✓ Noise generators were found within the threshold distances.

5. **Complete the Preliminary Screening to identify potential noise generators in the**

- ✓ Acceptable: (65 decibels or less; the ceiling may be shifted to 70 decibels in circumstances described in §24 CFR 51.105(a))

Indicate noise level here: 62

Based on the response, the review is in compliance with this section. Document and upload noise analysis, including noise level and data used to complete the analysis below.

Normally Unacceptable: (Above 65 decibels but not exceeding 75 decibels; the floor may be shifted to 70 decibels in circumstances described in §24 CFR 51.105(a))

Unacceptable: (Above 75 decibels)

HUD strongly encourages conversion of noise-exposed sites to land uses compatible with high noise levels.

Check here to affirm that you have considered converting this property to a non-residential use compatible with high noise levels.

Indicate noise level here: 62

Document and upload noise analysis, including noise level and data used to complete the analysis below.

Screen Summary

Compliance Determination

A Noise Assessment was conducted. There are three noise generators within threshold distances: Kaumuali'i Highway, Nawiliwili Road, and Lihue Airport. The project is outside of the noise contour map for Lihue Airport, (see Exhibit 3.2-1 in the Lihue Airport Noise Exposure Map Update) and therefore was not considered in the HUD noise calculator. With Kaumuali'i Highway and Nawiliwili Road as noise generators, the noise level was acceptable: 62.0 db. See noise analysis. The project is in compliance with HUD's Noise regulation.

Supporting documentation

[Lihue Aiport Noise Map.pdf](#)

[DNL Calculator - HUD Exchange - Uahi Ridge Phase 2.pdf](#)

Are formal compliance steps or mitigation required?

Yes

✓ No

Sole Source Aquifers

General requirements	Legislation	Regulation
<p>The Safe Drinking Water Act of 1974 protects drinking water systems which are the sole or principal drinking water source for an area and which, if contaminated, would create a significant hazard to public health.</p>	<p>Safe Drinking Water Act of 1974 (42 U.S.C. 201, 300f et seq., and 21 U.S.C. 349)</p>	<p>40 CFR Part 149</p>

1. Does the project consist solely of acquisition, leasing, or rehabilitation of an existing building(s)?

Yes

No

2. Is the project located on a sole source aquifer (SSA)?

A sole source aquifer is defined as an aquifer that supplies at least 50 percent of the drinking water consumed in the area overlying the aquifer. This includes streamflow source areas, which are upstream areas of losing streams that flow into the recharge area.

No

Based on the response, the review is in compliance with this section. Document and upload documentation used to make your determination, such as a map of your project (or jurisdiction, if appropriate) in relation to the nearest SSA and its source area, below.

Yes

Screen Summary

Compliance Determination

The project is not located on a sole source aquifer area. See Sole Source Aquifer Map from U.S. Environmental Protection Agency that shows Kauai does not have any Sole Source Aquifers. The project is in compliance with Sole Source Aquifer requirements.

Supporting documentation

[Uahi Ridge - Sole Source Aquifer Map .pdf](#)

Are formal compliance steps or mitigation required?

Yes

No

Wetlands Protection

General requirements	Legislation	Regulation
Executive Order 11990 discourages direct or indirect support of new construction impacting wetlands wherever there is a practicable alternative. The Fish and Wildlife Service’s National Wetlands Inventory can be used as a primary screening tool, but observed or known wetlands not indicated on NWI maps must also be processed Off-site impacts that result in draining, impounding, or destroying wetlands must also be processed.	Executive Order 11990	24 CFR 55.20 can be used for general guidance regarding the 8 Step Process.

1. Does this project involve new construction as defined in Executive Order 11990, expansion of a building’s footprint, or ground disturbance? The term "new construction" shall include draining, dredging, channelizing, filling, diking, impounding, and related activities and any structures or facilities begun or authorized after the effective date of the Order

No

Yes

2. Will the new construction or other ground disturbance impact an on- or off-site wetland? The term "wetlands" means those areas that are inundated by surface or ground water with a frequency sufficient to support, and under normal circumstances does or would support, a prevalence of vegetative or aquatic life that requires saturated or seasonally saturated soil conditions for growth and reproduction. Wetlands generally include swamps, marshes, bogs, and similar areas such as sloughs, potholes, wet meadows, river overflows, mud flats, and natural ponds.

"Wetlands under E.O. 11990 include isolated and non-jurisdictional wetlands."

No, a wetland will not be impacted in terms of E.O. 11990’s definition of new construction.

Based on the response, the review is in compliance with this section. Document and upload a map or any other relevant documentation below which explains your determination

Yes, there is a wetland that be impacted in terms of E.O. 11990’s definition of new construction.

**Screen Summary
Compliance Determination**

The project will not impact on- or off-site wetlands. The project is in compliance with Executive Order 11990. The project will not impact on- or off-site wetlands. See U.S. Fish and Wildlife Service National Wetland Inventory map, and then the overlay map showing the project in relation to wetland features. The wetland feature shown in the maps is not present. See letter from the Army Corps of Engineers stating that Uahi Ridge Phase 2 has no wetland present. The project is in compliance with Executive Order 11990.

Supporting documentation

[ACOE Letter - Uahi Ridge Phase 2.pdf](#)

[Uahi - National Wetlands Inventory Map.pdf](#)

[Uahi Ridge Overlay WETLANDS OVERLAY.pdf](#)

Are formal compliance steps or mitigation required?

Yes

✓ No

Wild and Scenic Rivers Act

General requirements	Legislation	Regulation
The Wild and Scenic Rivers Act provides federal protection for certain free-flowing, wild, scenic and recreational rivers designated as components or potential components of the National Wild and Scenic Rivers System (NWSRS) from the effects of construction or development.	The Wild and Scenic Rivers Act (16 U.S.C. 1271-1287), particularly section 7(b) and (c) (16 U.S.C. 1278(b) and (c))	36 CFR Part 297

1. Is your project within proximity of a NWSRS river?

No

Yes, the project is in proximity of a Designated Wild and Scenic River or Study Wild and Scenic River.

Yes, the project is in proximity of a Nationwide Rivers Inventory (NRI) River.

Screen Summary

Compliance Determination

This project is not within proximity of a NWSRS river. According to the National Wild and Scenic Rivers System, Hawaii has no designated wild & scenic rivers. See map from the NWSRS website. The project is located in Lihue, which does not contain any national wild, scenic, or recreational river areas. See map from the Nationwide Rivers Inventory. The project is in compliance with the Wild and Scenic Rivers Act.

Supporting documentation

[Uahi Ridge - NRI .png](#)

[Uahi Ridge - Designated Rivers.pdf](#)

Are formal compliance steps or mitigation required?

Yes

No

Environmental Justice

General requirements	Legislation	Regulation
Determine if the project creates adverse environmental impacts upon a low-income or minority community. If it does, engage the community in meaningful participation about mitigating the impacts or move the project.	Executive Order 12898	

HUD strongly encourages starting the Environmental Justice analysis only after all other laws and authorities, including Environmental Assessment factors if necessary, have been completed.

1. Were any adverse environmental impacts identified in any other compliance review portion of this project’s total environmental review?

Yes

No

Based on the response, the review is in compliance with this section.

Screen Summary

Compliance Determination

No adverse environmental impacts were identified in the project's total environmental review. The project is in compliance with Executive Order 12898.

Supporting documentation

Are formal compliance steps or mitigation required?

Yes

No