



U.S. Department of Housing and Urban Development

451 Seventh Street, SW  
Washington, DC 20410  
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## Environmental Review for Activity/Project that is Categorically Excluded Subject to Section 58.5 Pursuant to 24 CFR 58.35(a)

### Project Information

**Project Name:** McFarland Street Infrastructure Project

**Responsible Entity:** City of McFarland

**Grant Recipient** (if different than Responsible Entity):

**State/Local Identifier:**

**Preparer:** Brianahi De Leon

**Certifying Officer Name and Title:** Diego Viramontes, City Manager

**Grant Recipient** (if different than Responsible Entity):

**Consultant** (if applicable): N/A

**Direct Comments to:** Brianahi De Leon, Senior City Planner

**Project Location:** 8 Streets and 3 overpasses within the City of McFarland, CA

STREET NAME	FROM	TO
A Street	Browning Road	Wiley Street
B Street	Industrial Street	Wiley Street
7th Street	California Avenue	W. Perkins Avenue
Robertson Avenue	5th Steet	2nd Street
9th Street	W. Kern Avenue	W. Perkins Avenue
San Juan Street	E. Perkins Avenue	Glenwood Avenue
Mount Arbor Street	E. Sherwood Avenue	E. Kern Avenue
3rd Street	Hail Lane	Frontage Road
Overpass on Sherwood Avenue		
Overpass on Perkins Avenue		
Overpass on Elmo Highway		

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

The work to be done consists in general of, but is not limited to, cold-plane 3 inches of existing roadway surface, proof roll subgrade, installation of hot mix asphalt; reconstruction of x-gutters,

curb and gutters, sidewalks and ADA curb ramps; installing traffic stripes, pavement markings, and roadside signs.

**Level of Environmental Review Determination:**

Categorically Excluded per 24 CFR 58.35(a), and subject to laws and authorities at §58.5(a)(1)(iii):

- (1) Reconstruction of curbs, sidewalks, and repaving of street improvements when the following conditions are met:
  - (iii) In the case of improvements:
    - A. The improvements will be made to its original condition. The work being completed will not alter the size, capacity, or project area of more than 20% as the condition of the curbs, sidewalks, and streets will be put back to its original condition and purpose. ADA ramps will be reconstructed in the same locations and made ADA compliant.
    - B. There will be no change in any land use from its current land use to anything else.

**Funding Information**

<b>Grant Number</b>	<b>HUD Program</b>	<b>Funding Amount</b>
B-24-CP-CA-0384	Community Project Funding	\$6,000,000

**Estimated Total HUD Funded Amount:** \$6,000,000

**Estimated Total Project Cost (HUD and non-HUD funds) [24 CFR 58.32(d)]:** \$7,885,000.00

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

Record below the compliance or conformance determinations for each statute, executive order, or regulation. Provide credible, traceable, and supportive source documentation for each authority. Where applicable, complete the necessary reviews or consultations and obtain or note applicable permits of approvals. Clearly note citations, dates/names/titles of contacts, and page references. Attach additional documentation as appropriate.

<b>Compliance Factors:</b> Statutes, Executive Orders, and Regulations listed at 24 CFR §58.5 and §58.6	Are formal compliance steps or mitigation required?	Compliance determinations

**STATUTES, EXECUTIVE ORDERS, AND REGULATIONS LISTED AT 24 CFR 50.4 & 58.6**

<p><b>Airport Hazards</b></p> <p>24 CFR Part 51 Subpart D</p>	<p>Yes No</p> <p><input type="checkbox"/> <input checked="" type="checkbox"/></p>	<p><b>No significant impact.</b> The project is located approximately 22.1 miles from the Bakersfield Municipal Airport and 4.7 miles to the Delano Municipal Airport (Source: Google Earth: measured July 30, 2024). The project site is not in an Accidental Potential Zone (APZ) and is not near any Military airfields.</p>
<p><b>Coastal Barrier Resources</b></p> <p>Coastal Barrier Resources Act, as amended by the Coastal Barrier Improvement Act of 1990 [16 USC 3501]</p>	<p>Yes No</p> <p><input type="checkbox"/> <input checked="" type="checkbox"/></p>	<p><b>No significant impact.</b> Per a review of the U.S. Fish and Wildlife Services Coastal Barrier Resources Mapping system on 7/31/24, there are no Coastal Barriers in the State of California.</p>
<p><b>Flood Insurance</b></p> <p>Flood Disaster Protection Act of 1973 and National Flood Insurance Reform Act of 1994 [42 USC 4001-4128 and 42 USC 5154a]</p>	<p>Yes No</p> <p><input type="checkbox"/> <input checked="" type="checkbox"/></p>	<p><b>No significant impact.</b> Per review of the FEMA Flood Map Services on 8/6/24 indicated that partial project sites sit on a floodplain area that has 0.2% annual chance of flood hazard and a 1% annual chance of flood hazard. Appropriate measures will be made to ensure that in the process of development, if that flood does occur, no loss of life, injury to persons, or property is resulted in the process. Due to these measures and the probability of a flood to these areas, no further review is required.</p>

**STATUTES, EXECUTIVE ORDERS, AND REGULATIONS LISTED AT 24 CFR 50.4 & 58.5**

<p><b>Clean Air</b></p> <p>Clean Air Act, as amended, particularly section 176(c) &amp; (d); 40 CFR Parts 6, 51, 93</p>	<p>Yes No</p> <p><input type="checkbox"/> <input checked="" type="checkbox"/></p>	<p><b>No significant impact.</b> The project does not include any new construction or conversion of land use facilitating the development of public, commercial, or industrial facilities or five or more dwelling units. As such, no further review or compliance steps are needed.</p>
<p><b>Coastal Zone Management</b></p> <p>Coastal Zone Management Act, sections 307(c) &amp; (d)</p>	<p>Yes No</p> <p><input type="checkbox"/> <input checked="" type="checkbox"/></p>	<p><b>No significant impact.</b> The project site is located about 138 miles from the Pacific shoreline (source: Google Maps, measured on 8/5/24). Because the effects of this project will not extend 138 miles in any direction, the proposal will have no effect on a coastal zone.</p>

<p><b>Contamination and Toxic Substances</b></p> <p>24 CFR Part 50.3(i) &amp; 58.5(i)(2)</p>	<p>Yes    No</p> <p><input type="checkbox"/>   <input checked="" type="checkbox"/></p>	<p><b><u>No significant impact.</u></b> A site visit was conducted by Community Development Department. The site visit resulted in finding that the site is consistent with the land use map. The material that was originally used will be reinstalled. No hazardous, toxic, or radioactive materials or substances were identified.</p>
<p><b>Endangered Species</b></p> <p>Endangered Species Act of 1973, particularly section 7; 50 CFR Part 402</p>	<p>Yes    No</p> <p><input type="checkbox"/>   <input checked="" type="checkbox"/></p>	<p><b><u>No significant impact.</u></b> This project is not located within or adjacent to a river with a riparian habitat or a canal which has been identified by the U.S. Fish and Wildlife Service as a corridor for native resident wildlife species. Based on the project location and the scope of work being rehabilitation of various streets this project will not adversely affect any species or critical habitat.</p>
<p><b>Explosive and Flammable Hazards</b></p> <p>24 CFR Part 51 Subpart C</p>	<p>Yes    No</p> <p><input type="checkbox"/>   <input checked="" type="checkbox"/></p>	<p><b><u>No significant impact.</u></b> The HUD-assisted project is not the development of any hazardous facility and does not include any of the following: development, construction, and/or rehabilitation that will increase residential densities, or conversion.</p>
<p><b>Farmlands Protection</b></p> <p>Farmland Protection Policy Act of 1981, particularly sections 1504(b) and 1541; 7 CFR Part 658</p>	<p>Yes    No</p> <p><input type="checkbox"/>   <input checked="" type="checkbox"/></p>	<p><b><u>No significant impact.</u></b> The proposed project does not involve any activities that convert agriculture land into nonagricultural land. The proposed project sites are already existing streets.</p>
<p><b>Floodplain Management</b></p> <p>Executive Order 11988, particularly section 2(a); 24 CFR Part 55</p>	<p>Yes    No</p> <p><input type="checkbox"/>   <input checked="" type="checkbox"/></p>	<p><b><u>No significant impact.</u></b> Per review of the FEMA Flood Map Services on 8/6/24 indicated that partial project sites sit on a floodplain area that has 0.2% annual chance of flood hazard and a 1% annual chance of flood hazard. Appropriate measures will be made to ensure that in the process of development, if that flood does occur, no loss of life, injury to persons, or property is resulted in the process. Due to these measures and the probability of a flood to these areas, no further review is required.</p>
<p><b>Historic Preservation</b></p>	<p>Yes    No</p> <p><input type="checkbox"/>   <input checked="" type="checkbox"/></p>	<p><b><u>No significant impact.</u></b> The project sites are various streets throughout the City limits. A site visit was conducted on 8/6/24 by</p>

National Historic Preservation Act of 1966, particularly sections 106 and 110; 36 CFR Part 800		Community Development Department. All (11) eleven streets were reviewed through site visit and records. Both concluded that there was no record of historical or cultural significance found. The project consists of rehabilitation and redesign of already existing streets.
<b>Noise Abatement and Control</b>  Noise Control Act of 1972, as amended by the Quiet Communities Act of 1978; 24 CFR Part 51 Subpart B	Yes    No <input type="checkbox"/> <input checked="" type="checkbox"/>	<b><u>No significant impact.</u></b> Some minimal noise will be anticipated due to the rehabilitation but will follow the City of McFarland Municipal Code ordinance. Noise will be restricted to certain hours and decibels per the city ordinances. Due to these measures, no further review is required.
<b>Sole Source Aquifers</b>  Safe Drinking Water Act of 1974, as amended, particularly section 1424(e); 40 CFR Part 149	Yes    No <input type="checkbox"/> <input checked="" type="checkbox"/>	<b><u>No significant impact.</u></b> No sole source aquifers exist within city limits of McFarland, per map of “Designated Sole Source Aquifers in EPA Region IX”. (Source: <a href="#">Sole Source Aquifer Contacts in EPA's Regional Offices   US EPA</a> Reviewed on 8/6/24).
<b>Wetlands Protection</b>  Executive Order 11990, particularly sections 2 and 5	Yes    No <input type="checkbox"/> <input checked="" type="checkbox"/>	<b><u>No significant impact.</u></b> A site visit was conducted on 8/6/24 by Community Development Department. A review of the wetland mapping system was also conducted and was confirmed that the project is not located on then U.S. Fish and Wildlife Service’s National Wetlands Inventory.
<b>Wild and Scenic Rivers</b>  Wild and Scenic Rivers Act of 1968, particularly section 7(b) and (c)	Yes    No <input type="checkbox"/> <input checked="" type="checkbox"/>	<b><u>No significant impact.</u></b> Although the Poso Creek is designated as a Scenic Route based on the National Wild and Scenic Rivers website, none of the segments of the project are located within limits of the Wild and Scenic River designation.
<b>ENVIRONMENTAL JUSTICE</b>		
<b>Environmental Justice</b>  Executive Order 12898	Yes    No <input type="checkbox"/> <input checked="" type="checkbox"/>	<b><u>No significant impact.</u></b> Project is an existing development and is suitable to the existing environment. The improvements made through this project will greatly benefit the low-income residents by providing an improved streets for pedestrians, cyclists, and drivers. There are no significant environmental impacts to the low-income/minority residents that could be created through the project.

**Field Inspection** (Date and completed by): **Brianahi De Leon on 8/6/24.**

**Summary of Findings and Conclusions:** The proposed project will not have any adverse impact on the environment. Within the confines of the City of McFarland’s zoning laws, building codes, and regulations set forth by the San Joaquin Valley Air Pollution Control District (SJVAPCD) the project impacts will be mitigated if any impacts are found. If this project were to not proceed, the community of McFarland and surrounding neighbors would be greatly affected. The lack of improvements on public infrastructure such as roads and overpasses lead to a decreased quality of life. As road conditions begin to decline, you begin to see higher accident rates and a decline in the overall public safety.

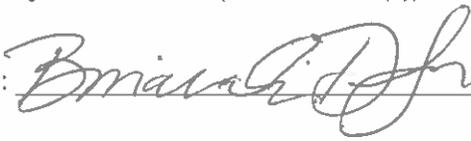
**Mitigation Measures and Conditions [40 CFR 1505.2(c)]**

Summarize below 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
N/A	N/A

**Determination:**

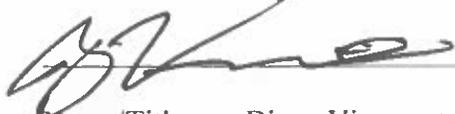
- This categorically excluded activity/project converts to Exempt, per 58.34(a)(12) because there are no circumstances which require compliance with any of the federal laws and authorities cited at §58.5. **Funds may be committed and drawn down after certification of this part** for this (now) EXEMPT project; OR
- This categorically excluded activity/project cannot convert to Exempt because there are circumstances which require compliance with one or more federal laws and authorities cited at §58.5. Complete consultation/mitigation protocol requirements, **publish NOI/RROF and obtain “Authority to Use Grant Funds”** (HUD 7015.16) per Section 58.70 and 58.71 before committing or drawing down any funds; OR
- This project is now subject to a full Environmental Assessment according to Part 58 Subpart E due to extraordinary circumstances (Section 58.35(c)).

Preparer Signature:  Date: 9/4/24

Name/Title/Organization: Brianahi De Leon, Senior City Planner, City of McFarland

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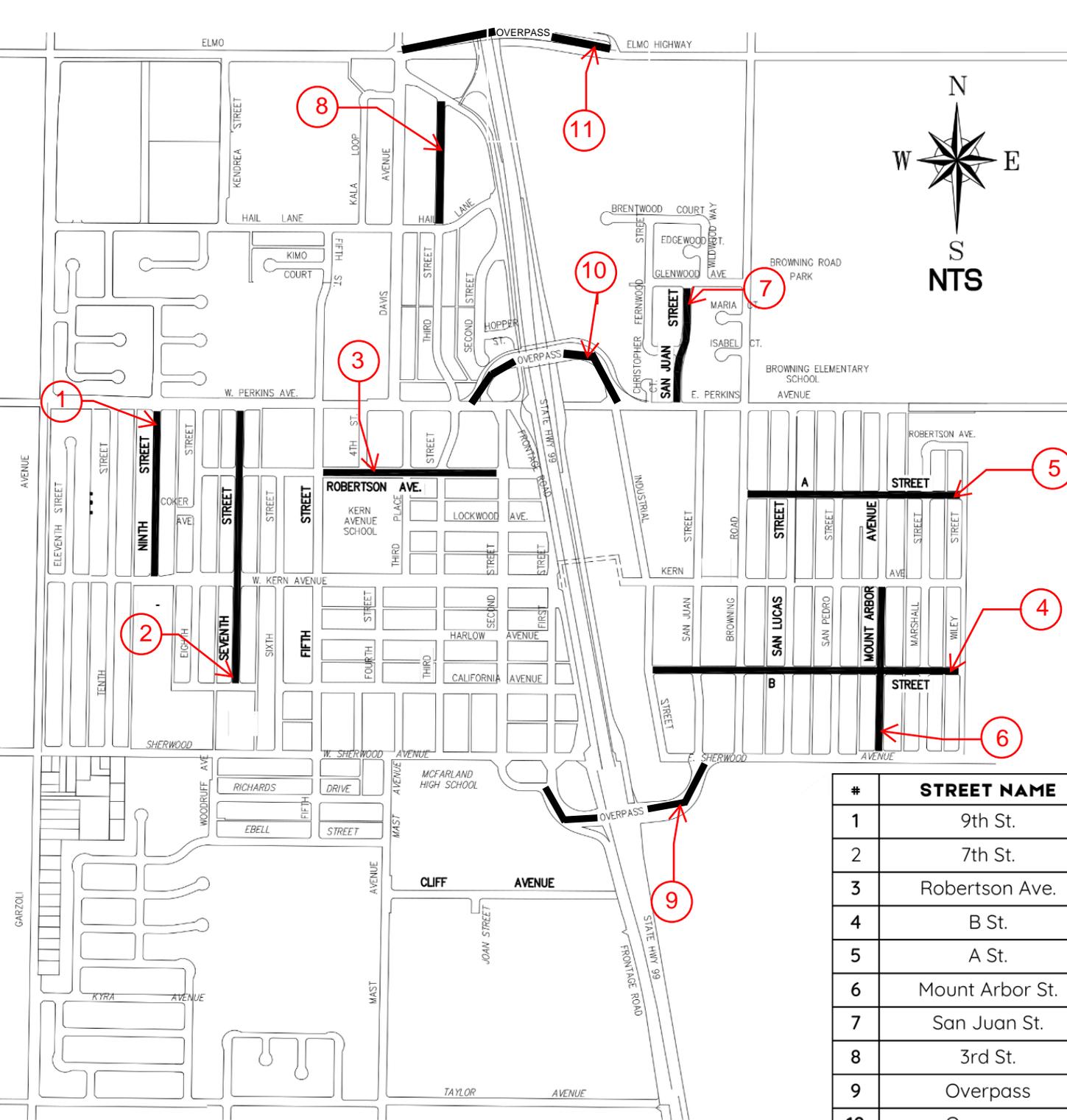
Responsible Entity Agency Official Signature:



Date: 9/9/2024

Name/Title: Diego Viramontes, City Manager

This original, signed document and related supporting material must be retained on file by the Responsible Entity in an Environmental Review Record (ERR) for the activity/project (ref: 24 CFR Part 58.38) and in accordance with recordkeeping requirements for the HUD program(s).



**2024 STREET REHABILITATION - VARIOUS LOCATIONS  
LOCATION MAP**

#	STREET NAME	FROM	TO
1	9th St.	W. Kern Ave.	W. Perkins Ave.
2	7th St.	California Ave.	W. Perkins Ave.
3	Robertson Ave.	5th St.	2nd St.
4	B St.	Industrial St.	Wiley St.
5	A St.	Browning Rd.	Wiley St.
6	Mount Arbor St.	E. Sherwood Ave.	E. Kern Ave.
7	San Juan St.	E. Perkins Ave.	Glenwood Ave.
8	3rd St.	Hail Ln.	Frontage Rd.
9	Overpass	W. Sherwood Ave.	E. Sherwood Ave.
10	Overpass	W. Perkins Ave.	E. Perkins Ave.
11	Overpass	W. Elmo Hwy.	E. Elmo Hwy.



**A Street**



**Third Street**



**B Street**



**Perkins Bridge**



**Mount Arbor Street**