



U.S. Department of Housing and Urban
Development
451 Seventh Street, SW
Washington, DC 20410
www.hud.gov
espanol.hud.gov

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: PR-RGRW-01859

HEROS Number: 900000010357425

State / Local Identifier:

Project Location: , San Juan, PR 00909

Additional Location Information:

The project is located at latitude 18.444560, longitude -66.074757 at the address given above. Tax ID Number: 040-078-510-02-901

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

This project (PR-RGRW-01859) entails the award of a grant to Baraka Coffee LLC, a coffee and tea manufacturing business, at Corona Commercial Park, 54 Calle Progreso, Suite 101, San Juan, PR 00909. Tax ID Number: 040-078-510-02-901. Coordinates (latitude 18.444560, longitude -66.074757). The specific scope of work for this project includes the purchase and installation of affixed equipment including a coffee roaster, grinder, weigh and fill machine. The year built of the structure is circa 1956. Project funding amount: \$97,802.00

Level of Environment Review Determination:

Categorically Excluded per 24 CFR 58.35(a), and subject to laws and authorities at §58.5:
58.34(a)(12)
58.35(a)(3)(iii)

Funding Information

Grant Number	HUD Program	Program Name
B-17-DM-72-0001	Community Planning and Development (CPD)	Community Development Block Grants (Disaster Recovery Assistance)
B-18-DE-72-0001	Community Planning and Development (CPD)	Community Development Block Grants (Disaster Recovery Assistance)
B-18-DP-72-0001	Community Planning and Development (CPD)	Community Development Block Grants (Disaster Recovery Assistance)
B-19-DP-78-0002	Community Planning and Development (CPD)	Community Development Block Grants (Disaster Recovery Assistance)

Estimated Total HUD Funded Amount: \$97,802.00

Estimated Total Project Cost [24 CFR 58.2 (a) (5)]: \$97,802.00

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	Complete
Floodplain Management	N/A	N/A	

Determination:

<input type="checkbox"/>	This categorically excluded activity/project converts to EXEMPT per Section 58.34(a)(12), because it does not require any mitigation for compliance with any listed statutes or authorities, nor requires any formal permit or license; Funds may be committed and drawn down after certification of this part for this (now) EXEMPT project; OR
<input checked="" type="checkbox"/>	This categorically excluded activity/project cannot convert to Exempt status because one or more statutes or authorities listed at Section 58.5 requires formal consultation or mitigation. 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
<input type="checkbox"/>	This project is not categorically excluded OR, if originally categorically excluded, 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:** 10/19/2023

Name / Title/ Organization: Ricardo Espiet Lopez / / Department of Housing - Puerto Rico

Responsible Entity Agency Official Signature:  **Date:** 01/10/2024

Name/ Title: Limary Vélez Marrero / Permits and Environmental Compliance Specialist

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

**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: PR-RGRW-01859

HEROS Number: 900000010357425

Responsible Entity (RE): Department of Housing - Puerto Rico, P.O. Box 21365 San
Juan PR, 00928

State / Local Identifier:

RE Preparer: Ricardo Espiet Lopez

Certifying Office Limary Velez Marrero
r:

Grant Recipient (if different than Responsible Entity):

Point of Contact:

Consultant (if applicable): HORNE LLP

Point of Contact: Justin Neely

Project Location: , SAN JUAN, PR 00909

Additional Location Information:

The project is located at latitude 18.444560, longitude -66.074757 at the address given above. Tax ID Number: 040-078-510-02-901

Direct Comments to: environmentcdbg@vivienda.pr.gov

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

This project (PR-RGRW-01859) entails the award of a grant to Baraka Coffee LLC, a coffee and tea manufacturing business, at Corona Commercial Park, 54 Calle Progreso, Suite 101, San Juan, PR 00909. Tax ID Number: 040-078-510-02-901. Coordinates (latitude 18.444560, longitude -66.074757). The specific scope of work for this project includes the purchase and installation of affixed equipment including a coffee roaster, grinder, weigh and fill machine. The year built of the structure is circa 1956. Project funding amount: \$97,802.00

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

[PR-RGRW-01859 Cost Sheet.pdf](#)

Level of Environmental Review Determination:

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

Determination:

	This categorically excluded activity/project converts to EXEMPT per Section 58.34(a)(12), because it does not require any mitigation for compliance with any listed statutes or authorities, nor requires any formal permit or license; 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 status because one or more statutes or authorities listed at Section 58.5 requires formal consultation or mitigation. 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 not categorically excluded OR, if originally categorically excluded, is now subject to a full Environmental Assessment according to Part 58 Subpart E due to extraordinary circumstances (Section 58.35(c)).

Approval Documents:

[PR-RGRW-01859 Sig Page.pdf](#)

[01859-SIG-PAGE.pdf](#)

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
B-17-DM-72-0001	Community Planning and Development (CPD)	Community Development Block Grants (Disaster Recovery Assistance)	\$0.00
B-18-DE-72-0001	Community Planning and Development (CPD)	Community Development Block Grants (Disaster Recovery Assistance)	\$0.00
B-18-DP-72-0001	Community Planning and Development (CPD)	Community Development Block Grants (Disaster Recovery Assistance)	\$0.00
B-19-DP-78-0002	Community Planning and Development (CPD)	Community Development Block Grants (Disaster Recovery Assistance)	\$0.00

Estimated Total HUD Funded, Assisted or Insured Amount: \$97,802.00

Estimated Total Project Cost: \$97,802.00

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 nearest airport RPZ/CZ is approximately 5,126.5 feet away. 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.
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 not located in a CBRS Unit. It is 29,477.5 feet from a protected area. Therefore, this project has no potential to impact a CBRS Unit and is in compliance with the Coastal Barrier Resources Act.

<p>Flood Insurance Flood Disaster Protection Act of 1973 and National Flood Insurance Reform Act of 1994 [42 USC 4001-4128 and 42 USC 5154a]</p>	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<p>Flood Map Number 72000C0355J, effective on 11/18/2009: The structure or insurable property is not located in a FEMA-designated Special Flood Hazard Area. 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.</p>
<p>STATUTES, EXECUTIVE ORDERS, AND REGULATIONS LISTED AT 24 CFR §50.4 & § 58.5</p>		
<p>Air Quality Clean Air Act, as amended, particularly section 176(c) & (d); 40 CFR Parts 6, 51, 93</p>	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<p>Based on the project description, this project includes no activities that would require further evaluation under the Clean Air Act. The project is in compliance with the Clean Air Act.</p>
<p>Coastal Zone Management Act Coastal Zone Management Act, sections 307(c) & (d)</p>	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<p>Based on the project description the project does not include any activities that would affect a Coastal Zone. The project is in compliance with the Coastal Zone Management Act.</p>
<p>Contamination and Toxic Substances 24 CFR 50.3(i) & 58.5(i)(2)]</p>	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<p>Site contamination was evaluated as follows: None of the above. 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 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>	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<p>This project is within a developed urban area and does not involve new construction activities. The proposed activities do not increase the altered capacity or use of the structure. The activities carried out will not generate a negative impact on the existing species. According to the previous determinations, this project is classified as a "No Effect". This project is in compliance with the Endangered Species Act.</p>

Explosive and Flammable Hazards Above-Ground Tanks)[24 CFR Part 51 Subpart C	<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 is in compliance with explosive and flammable hazard requirements.
Farmlands Protection Farmland Protection Policy Act of 1981, particularly sections 1504(b) and 1541; 7 CFR Part 658	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	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.
Floodplain Management Executive Order 11988, particularly section 2(a); 24 CFR Part 55	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Flood Map Number 72000C0355J, effective on 11/18/2009: This project is located in a 100-year floodplain. The 5-Step Process is applicable per 55.12(a)(1-4). With the 5-Step Process the project will be in compliance with Executive Order 11988.
Historic Preservation National Historic Preservation Act of 1966, particularly sections 106 and 110; 36 CFR Part 800	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	(circa 1956) Based on Section 106 consultation there are No Historic Properties Affected because there are no historic properties present. The project is in compliance with Section 106.
Noise Abatement and Control Noise Control Act of 1972, as amended by the Quiet Communities Act of 1978; 24 CFR Part 51 Subpart B	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Based on the project description, this project includes no activities that would require further evaluation under HUD's noise regulation. 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	Based on the project description, the project consists of activities that are unlikely to have an adverse impact on groundwater resources. According to EPA, there are no sole source aquifers in Puerto Rico. 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	Based on the project description this project includes no activities that would require further evaluation under this section. 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. The project is located 111,567.3 feet from the nearest Wild

		and Scenic River. 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.

Mitigation Measures and Conditions [40 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
Floodplain Management	N/A	N/A		

Project Mitigation Plan

The structure is located in the ABFE Zone AE (100 yr floodplain), but mitigation/minimization measures not required as the project activities are not substantial improvement, and the building footprint is not being increased.

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 nearest airport RPZ/CZ is approximately 5,126.5 feet away. 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.

Supporting documentation

[PR-RGRW-01859 Airports.pdf](#)

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)	

1. Is the project located in a CBRS Unit?

No

Document and upload map and documentation below.

Yes

Screen Summary

Compliance Determination

This project is not located in a CBRS Unit. It is 29,477.5 feet from a protected area. Therefore, this project has no potential to impact a CBRS Unit and is in compliance with the Coastal Barrier Resources Act.

Supporting documentation

[PR-RGRW-01859 CBRS.pdf](#)

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.

✓ Yes

2. Upload a FEMA/FIRM map showing the site here:

[PR-RGRW-01859 Flood Map.pdf](#)

The Federal Emergency Management Agency (FEMA) designates floodplains. The [FEMA Map Service Center](#) provides this information in the form of FEMA Flood Insurance Rate Maps (FIRMs). For projects in areas not mapped by FEMA, use the best available information to determine floodplain information. Include documentation, including a discussion of why this is the best available information for the site. Provide FEMA/FIRM floodplain zone designation, panel number, and date within your documentation.

Is the structure, part of the structure, or insurable property located in a FEMA-designated Special Flood Hazard Area?

✓ No

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

Flood Map Number 72000C0355J, effective on 11/18/2009: The structure or insurable property is not located in a FEMA-designated Special Flood Hazard Area. 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.

Supporting documentation

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

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

Screen Summary

Compliance Determination

Based on the project description, this project includes no activities that would require further evaluation under the Clean Air Act. The project is in compliance with the Clean Air Act.

Supporting documentation

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

2. Does this project include new construction, conversion, major rehabilitation, or substantial improvement activities?

- Yes
 No

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

Screen Summary

Compliance Determination

Based on the project description the project does not include any activities that would affect a Coastal Zone. The project is in compliance with the Coastal Zone Management Act.

Supporting documentation

[PR-RGRW-01859 CZM.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)

1. How was site contamination evaluated? Select all that apply. Document and upload documentation and reports and evaluation explanation of site contamination below.

- American Society for Testing and Materials (ASTM) Phase I Environmental Site Assessment (ESA)
- ASTM Phase II ESA
- Remediation or clean-up plan
- ASTM Vapor Encroachment Screening
- None of the Above

2. Were any on-site or nearby toxic, hazardous, or radioactive substances 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?)

- No

Explain:

Based on ECHO reports for the facilities, there is no impact for the intended use of this project. See attached table.

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

Yes

Screen Summary

Compliance Determination

Site contamination was evaluated as follows: None of the above. 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 in compliance with contamination and toxic substances requirements.

Supporting documentation

[PR-RGRW-01859 Toxics.pdf](#)

[PR-RGRW-01859 Toxic Table.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.

This selection is only appropriate if none of the activities involved in the project have potential to affect species or habitats. Examples of actions without potential to affect listed species may include: purchasing existing buildings, completing interior renovations to existing buildings, and replacing exterior paint or siding on existing buildings.
Based on the response, the review is in compliance with this section.

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.

Screen Summary

Compliance Determination

This project is within a developed urban area and does not involve new construction activities. The proposed activities do not increase the altered capacity or use of the structure. The activities carried out will not generate a negative impact on the existing species. According to the previous determinations, this project is classified as a "No Effect". This project is in compliance with the Endangered Species Act.

Supporting documentation

[PR-RGRW-01859_USFWS No Effect Memo_PRDOH V2.pdf](#)

[IPac - PR-RGRW-01859.pdf](#)

[PR-RGRW-01859 Location.pdf](#)

[PR-RGRW-01859 Endangered Species.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

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

Yes

Screen Summary

Compliance Determination

Based on the project description the project includes no activities that would require further evaluation under this section. The project is in compliance with explosive and flammable hazard requirements.

Supporting documentation

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:

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 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

[PR-RGRW-01859 Farmlands.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	24 CFR 55

1. Do any of the following exemptions apply? Select the applicable citation? [only one selection possible]

55.12(c)(3)

55.12(c)(4)

55.12(c)(5)

55.12(c)(6)

55.12(c)(7)

55.12(c)(8)

55.12(c)(9)

55.12(c)(10)

55.12(c)(11)

None of the above

2. Upload a FEMA/FIRM map showing the site here:

[PR-RGRW-01859 Flood Map.pdf](#)

The Federal Emergency Management Agency (FEMA) designates floodplains. The FEMA Map Service Center provides this information in the form of FEMA Flood Insurance Rate Maps (FIRMs). For projects in areas not mapped by FEMA, use **the best available information** to determine floodplain information. Include documentation, including a discussion of why this is the best available information for the site.

Does your project occur in a floodplain?

No

Yes

Select the applicable floodplain using the FEMA map or the best available information:

Floodway

Coastal High Hazard Area (V Zone)

✓ 100-year floodplain (A Zone)

500-year floodplain (B Zone or shaded X Zone)

8-Step Process

Does the 8-Step Process apply? Select one of the following options:

8-Step Process applies

✓ **5-Step Process** is applicable per 55.12(a)(1-4). Provide documentation of 5-Step Process.

Document and upload the completed 5-Step Process below.
Select the applicable citation: [only one can be selected]

55.12(a)(1)

55.12(a)(2)

55.12(a)(3)

✓ 55.12(a)(4)

8-Step Process is inapplicable per 55.12(b)(1-5).

Mitigation

For the project to be brought into compliance with this section, all adverse impacts must be mitigated. Explain in detail the exact measures that must be implemented to mitigate for the impact or effect, including the timeline for implementation. This information will be automatically included in the Mitigation summary for the

environmental review. If negative effects cannot be mitigated, cancel the project using the button at the bottom of this screen.

N/A

Which of the following mitigation/minimization measures have been identified for this project in the 8-Step or 5-Step Process? Select all that apply.

Permeable surfaces

Natural landscape enhancements that maintain or restore natural hydrology

Planting or restoring native plant species

Bioswales

Evapotranspiration

Stormwater capture and reuse

Green or vegetative roofs with drainage provisions

Natural Resources Conservation Service conservation easements or similar easements

Floodproofing of structures

Elevating structures including freeboarding above the required base flood elevations

Other

Screen Summary

Compliance Determination

Flood Map Number 72000C0355J, effective on 11/18/2009: This project is located in a 100-year floodplain. The 5-Step Process is applicable per 55.12(a)(1-4). With the 5-Step Process the project will be in compliance with Executive Order 11988.

Supporting documentation

[PR-RGRW-01859 Flood 5-Step.docx](#)

[PR-RGRW-01859 ABFE.pdf](#)

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) 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:

Only SHPO was consulted as No Historic Properties Affected was determined and no Tribal Lands were identified.

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:

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
-------------------------------	--------------------------	------------------	-----------------------

Additional Notes:

No Historic Properties present within the APE

2. Was a survey of historic buildings and/or archeological sites done as part of the project?

- Yes
- ✓ 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

(circa 1956) Based on Section 106 consultation there are No Historic Properties Affected because there are no historic properties present. The project is in compliance with Section 106.

Supporting documentation

[PR-RGRW-01859 Historic.pdf](#)

[PR-RGRW-01859 San Juan SHPO Consultation Package NHPA.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

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

Screen Summary

Compliance Determination

Based on the project description, this project includes no activities that would require further evaluation under HUD's noise regulation. The project is in compliance with HUD's Noise regulation.

Supporting documentation

Are formal compliance steps or mitigation required?

Yes

No

Sole Source Aquifers

General requirements	Legislation	Regulation
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.	Safe Drinking Water Act of 1974 (42 U.S.C. 201, 300f et seq., and 21 U.S.C. 349)	40 CFR Part 149

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

Yes

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

No

Screen Summary

Compliance Determination

Based on the project description, the project consists of activities that are unlikely to have an adverse impact on groundwater resources. According to EPA, there are no sole source aquifers in Puerto Rico. The project is in compliance with Sole Source Aquifer requirements.

Supporting documentation

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

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

Yes

Screen Summary

Compliance Determination

Based on the project description this project includes no activities that would require further evaluation under this section. The project is in compliance with Executive Order 11990.

Supporting documentation

[PR-RGRW-01859 Wetlands.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. The project is located 111,567.3 feet from the nearest Wild and Scenic River. The project is in compliance with the Wild and Scenic Rivers Act.

Supporting documentation

[PR-RGRW-01859 Wild and Scenic.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



**DEPARTAMENTO DE LA VIVIENDA
PROGRAMA RENACER AGRÍCOLA DE PUERTO RICO –
AGRICULTURA URBANA Y RURAL
FORMULARIO SOBRE USO PREVISTO DE LOS FONDOS**

Yo, Gabriel Beauchamp Senquiz, representante autorizado/a para el negocio Baraka Coffee LLC, con el Caso Número PR-RGRW-01859 para el Programa Renacer Agrícola de Puerto Rico – Agricultura Urbana y Rural (**Programa Renacer Agrícola**), por la presente reconozco que fondos de subvención por la suma de \$97,802.00 se usarán de conformidad con el uso de fondos descrito a continuación.

Además, reconozco que, como parte del proceso de revisión de recibos, el Formulario sobre Uso Previsto de los Fondos será comparado con los recibos recopilados para verificar el cumplimiento con la información provista en dicho formulario.

Item	Equipment Expense Type RGRW	Unmet Need	Initials
Coffee Grinder	Farm Equipment (Regrow Only)	\$13,400.00	GBS
Coffee Roaster	Farm Equipment (Regrow Only)	\$59,452.00	GBS
Weight & Fill machine	Farm Equipment (Regrow Only)	\$24,950.00	GBS

\$97,802.00

Total de Uso Previsto de los
Fondos

Además, reconozco y entiendo que:

- El incumplimiento con el uso previsto de los fondos descrito en este Formulario podría requerir el pago de los fondos a Departamento de la Vivienda.
- Los fondos del Programa Renacer Agrícola solo pueden ser utilizados para actividades elegibles y el uso permitido de los fondos, según se establece en las Guías del Programa Renacer Agrícola.
- El Formulario sobre Uso Previsto de los Fondos será revisado por el equipo del Programa Renacer Agrícola y, **si es aprobado**, será el formulario oficial que se utilizará durante el proceso de revisión de los recibos.

Gabriel Beauchamp Senquiz

08/15/2023

Nombre

Firma

Fecha



GOVERNMENT OF PUERTO RICO
STATE HISTORIC PRESERVATION OFFICE

Executive Director | Carlos A. Rubio-Cancela | carubio@prshpo.pr.gov

Thursday, September 28, 2023

Lauren Bair Poche

HORNE- Architectural Historian Manager
10000 Perkins Rowe, Suite 610 Bldg. G
Baton Rouge, LA 70810

SHPO: 09-27-23-08 SAN JUAN, PUERTO RICO DISASTER RECOVERY, CDBG-DR RE-GROW PR URBAN-RURAL AGRICULTURAL (RE-GROW PR) PROGRAM, PR-RGRW-01859, BARAKA COFFEE LLC, CORONA COMMERCIAL PARK, 54 CALLE PROGRESSO, SUITE 101, SAN JUAN, PUERTO RICO

Dear Ms. Poche,

Our Office has received and reviewed the above referenced project in accordance with 54 USC 306108 (commonly known as Section 106 of the *National Historic Preservation Act, as amended*) and 36 CFR Part 800: *Protection of Historic Properties* from the Advisory Council on Historic Preservation. The State Historic Preservation Officer (SHPO) is to advise and assist federal agencies and other responsible entities when identifying historic properties, assessing effects upon them, and considering alternatives to avoid or reduce the project's effects.

Our records support your finding of **no historic properties affected** within the project's area of potential effects.

Please note that should the Agency discover other historic properties at any point during project implementation, you should notify the SHPO immediately. If you have any questions concerning our comments, do not hesitate to contact our Office.

Sincerely,

Carlos A. Rubio-Cancela
State Historic Preservation Officer
CARC/GMO/EVR



September 27, 2023

Carlos A. Rubio Cancela
State Historic Preservation Officer
Puerto Rico State Historic Preservation Office
Cuartel de Ballajá (Tercer Piso)
San Juan, PR 00902-3935

Puerto Rico Disaster Recovery, CDBG-DR Re-Grow PR Urban-Rural Agricultural (Re-Grow PR) Program

Section 106 NHPA Effect Determination Submittal: PR-RGRW-01859 – Baraka Coffee LLC – Corona Commercial Park, 54 Calle Progreso, Suite 101, San Juan, Puerto Rico – *No Historic Properties Affected*

Dear Architect Rubio Cancela,

In accordance with Section 106 of the National Historic Preservation Act and its implementing regulations, 36 CFR Part 800, HORNE is providing information for your review and requesting your concurrence regarding the above-referenced projects on behalf of the Puerto Rico Department of Housing (PRDOH). On February 9, 2018, an allocation of Community Development Block Grant - Disaster Recovery (CDBG-DR) funds was approved by the United States Department of Housing and Urban Development (HUD) under the Federal Register Volume 83, No. 28, 83 FR 5844, to assist the Commonwealth of Puerto Rico in meeting unmet needs in the wake of Hurricanes Irma and Maria. On August 14, 2018, an additional \$8.22 billion recovery allocation was allocated to Puerto Rico under the Federal Register Volume 83, No. 157, 83 FR 40314. With these funding allocations, the Puerto Rico Department of Housing (Housing) aims to lead a comprehensive and transparent recovery for the benefit of Puerto Rico residents.

On behalf of PRDOH and the subrecipient, the Puerto Rico Department of Agriculture, HORNE is submitting documentation for activities proposed by Baraka Coffee LLC in the Corona Commercial Park at 54 Calle Progreso, Suite 101 in the municipality of San Juan. The proposed activities for PR-RGRW-01859 consist of a new affixed coffee roaster, grinder, weigh and fill machine. Based on the submitted documentation, the Program requests a concurrence that a finding of no historic properties affected is appropriate for this proposed project.

Please contact me by email at lauren.poche@horne.com or phone at 225-405-7676 with any questions or concerns.

Kindest regards,



Lauren Bair Poche, M.A.

Architectural Historian, Historic Preservation Senior Manager

Attachments

PUERTO RICO 2017 DISASTER RECOVERY, CDBG-DR PROGRAM REgROW PUERTO RICO PROGRAM Section 106 NHPA Effect Determination		
Applicant: Baraka Coffee LLC		
Case ID: PR-RGRW-01859	City: Carolina	

Project Location: Corona Commercial Park, 54 Calle Progreso, Suite 101, San Juan PR 00909	
Project Coordinates: 18.44456, -66.074757	
TPID (Número de Catastro): 040-078-510-02-901	
Type of Undertaking: <input checked="" type="checkbox"/> Substantial Repair/Improvements <input type="checkbox"/> New Construction	
Construction Date (AH est.): ca. 1956	Property Size (acres): 5.7

SOI-Qualified Architect/Architectural Historian: Andrea McCarthy, M.A.
Date Reviewed: 9/12/2023
SOI-Qualified Archaeologist: n/a
Date Reviewed: n/a

In compliance with Section 106 of the National Historic Preservation Act (NHPA), the Program is responsible for identifying historic properties listed in the NRHP and any properties not listed that would be considered eligible for listing that are located within the geographic area of potential effects (APE) of the proposed project and assessing the potential effects of its undertakings on these historic properties.

Project Description (Undertaking)

The proposed Scope of Work for this project includes the installation of a new coffee roaster, grinder, weigh and fill machine. This will be affixed to the structure.

Area of Potential Effects

As defined in 36 CFR §800.16(d), the area of potential effects (APE) is the geographic area or areas within which an undertaking may directly or indirectly cause changes in the character or use of historic properties if any such properties exist. Based on this definition and the nature and scope of the Undertaking, the Program has determined that the direct APE for this project is the area described within the building where the equipment will be installed. The visual APE is the viewshed of the proposed project area. Because the equipment will be installed on the interior of the building, there is no indirect APE.

Identification of Historic Properties - Archaeology

There are no ground disturbing activities anticipated.

PUERTO RICO 2017 DISASTER RECOVERY, CDBG-DR PROGRAM ReGROW PUERTO RICO PROGRAM Section 106 NHPA Effect Determination	
Applicant: Baraka Coffee LLC	
Case ID: PR-RGRW-01859	City: Carolina

Identification of Historic Properties - Architecture

Existing information on previously identified historic properties has been reviewed to determine if any such properties are located within the APE of this undertaking. The review of this existing information, by a Program contracted Historic Preservation Specialist meeting the Secretary of the Interior's Professional Qualification Standards (36 CFR Part 61), shows that the project area is not adjacent to nor within the boundaries of a National Register of Historic Places (NRHP)-eligible or listed traditional urban center or historic district.

There is one known NRHP-listed property, the Distrito Histórico Instituto Loaiza Cordero para Niños Ciegos, is approximately 0.07 miles to the north. The circa 1927 Mediterranean Revival campus is significant on the e state level and meets Criteria A, B, and C. One known NRHP eligible property is within ¼ mile of the subject property; this is the Insular Fire Service Building/Fire College which is approximately 0.08 miles to the northwest. The 1944 former fire service building is potentially eligible under Criteria A and C due to its association with historic events, workmanship, and architecture. The proposed project will not affect either historic property

The proposed project is located in an urban area of southern San Juan. The surrounding area is a mixture of residential, commercial, and industrial building.

This subject property, shown below, is present in the 1962 imagery but not in 1950 aerials. Therefore, a construction date of 1956 has been determined.



Figures 1 & 2. Detail of 1962 aerial image (historicaerials.com) and of 2023 Google Maps aerial image indicating the location of the building on the property.

The building on the property (shown below) is a part of a large industrial complex. The complex is largely made of concrete buildings of different heights. The roof lines are all

PUERTO RICO 2017 DISASTER RECOVERY, CDBG-DR PROGRAM REgROW PUERTO RICO PROGRAM Section 106 NHPA Effect Determination		
Applicant: Baraka Coffee LLC		
Case ID: PR-RGRW-01859	City: Carolina	

different, but most roofing is metal. The entire complex is roughly U shaped, and approximately 5.7 acres.



Figure 3. Image from 2023, view to the north.

This building **does not** meet the requirements to be eligible for listing on the National Register of Historic Places.

Determination

The following historic properties have been identified within the APE:

- Direct Effect:
 - There are no historic properties within the Direct APE.
- Indirect Effect:
 - There are no historic properties within the Indirect APE.

The project area is not located within nor adjacent to the boundaries of a National Register of Historic Places (NRHP)-eligible or listed traditional urban center or historic district. Based on the results of our historic property identification efforts, the Program has determined that no previously identified historic properties are located within or adjacent to the parcel that contains the proposed Area of Potential Effect. Therefore, no historic properties will be affected by this project.

PUERTO RICO 2017 DISASTER RECOVERY, CDBG-DR PROGRAM REGrow PUERTO RICO PROGRAM Section 106 NHPA Effect Determination	 GOVERNMENT OF PUERTO RICO DEPARTMENT OF HOUSING
Applicant: Baraka Coffee LLC	
Case ID: PR-RGRW-01859	City: Carolina

Recommendation

The Puerto Rico Department of Housing requests that the Puerto Rico SHPO concur that the following determination is appropriate for the undertaking (Choose One):

- No Historic Properties Affected
- No Adverse Effect
 Condition (if applicable):
- Adverse Effect
 Proposed Resolution (if applicable)

This Section is to be Completed by SHPO Staff Only

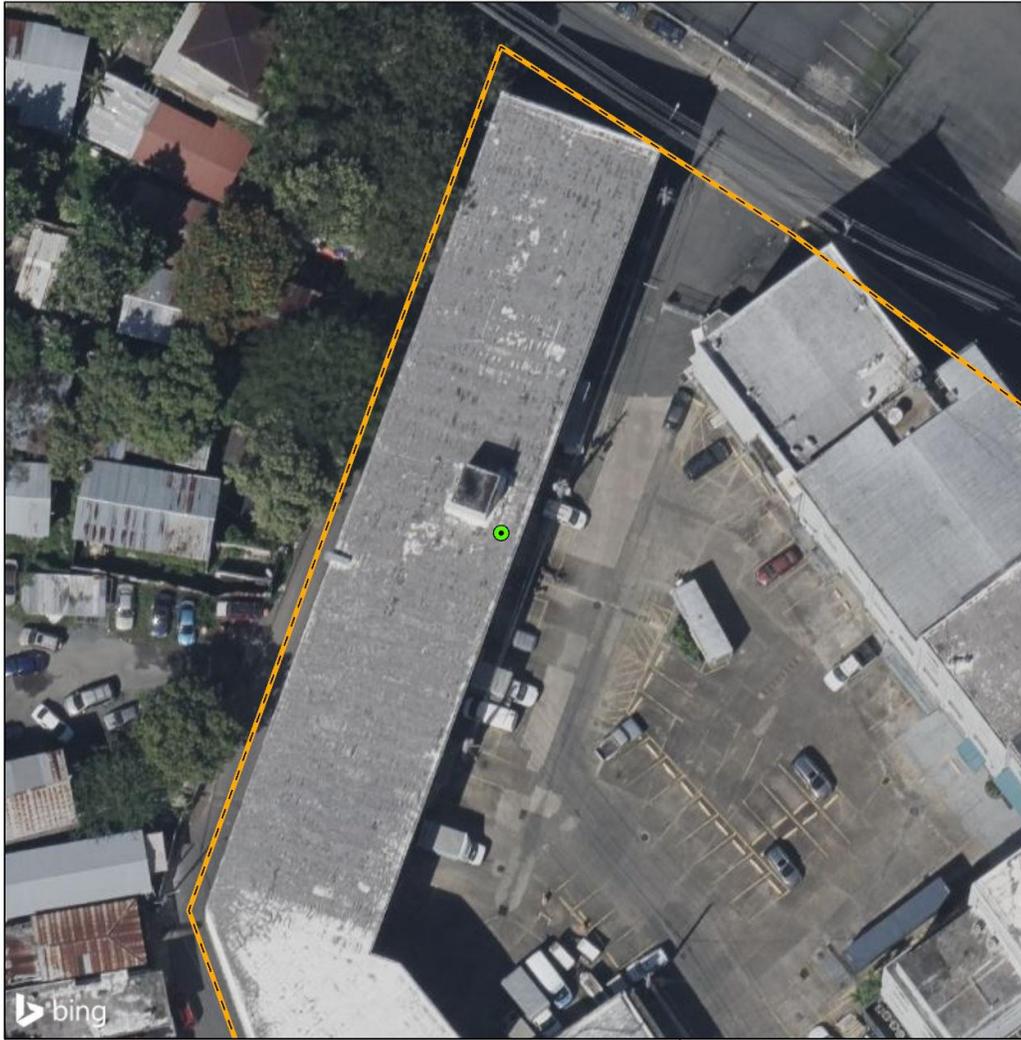
The Puerto Rico State Historic Preservation Office has reviewed the above information and: <input type="checkbox"/> Concurs with the information provided. <input type="checkbox"/> Does not concur with the information provided.	
Comments: 	
Carlos Rubio-Cancela State Historic Preservation Officer	Date:

Applicant: Baraka Coffee LLC

Case ID: PR-RGRW-01859

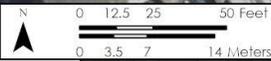
City: Carolina

Project (Parcel) Location – Area of Potential Effect Map (Aerial)



bing

Corona Commercial Park, 54 Calle Progreso, Suite 101, San Juan, Puerto Rico



- Legend
- PR-RGRW-01859/ Area of Potential Effect
 - ▭ CRIM Parcel Boundary

Name: WGS 1984 Web Mercator Auxiliary Sphere Scale: 1:500





Applicant: Baraka Coffee LLC

Case ID: PR-RGRW-01859

City: Carolina

Project (Parcel) Location - Aerial Map

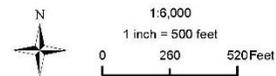
Project Location - Aerial Base
Puerto Rico Department of Housing
Re-Grow Program

Latitude: 18.4446
Longitude: -66.0748



Application ID#: PR-RGRW-01859

Address: Corona Commercial Park, 54 Calle Progreso, Suite 101, San Juan, PR 00909



Sources: Esri Imagery Basemap service.

-  Applicant Parcel
-  Parcels



Applicant: Baraka Coffee LLC

Case ID: PR-RGRW-01859

City: Carolina

Project (Parcel) Location - USGS Topographic Map

Project Location - Topographic Base

Puerto Rico Department of Housing

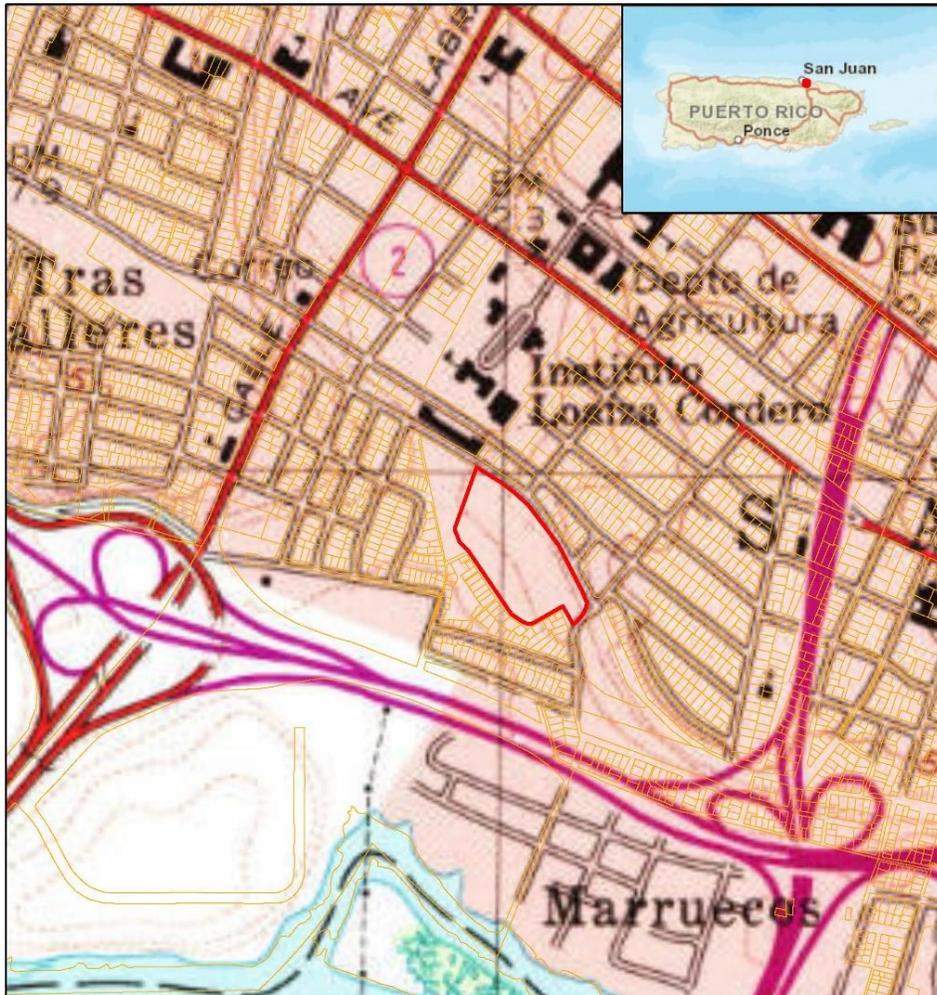
Re-Grow Program

Application ID#: PR-RGRW-01859

Address: Corona Commercial Park, 54 Calle Progreso, Suite 101, San Juan, PR 00909

Latitude: 18.4446

Longitude: -66.0748



-  Applicant Parcel
-  Parcels



Sources: Esri Imagery Basemap service.



Applicant: Baraka Coffee LLC

Case ID: PR-RGRW-01859

City: Carolina

Project (Parcel) Location with Previously Recorded Cultural Resources - Aerial Map

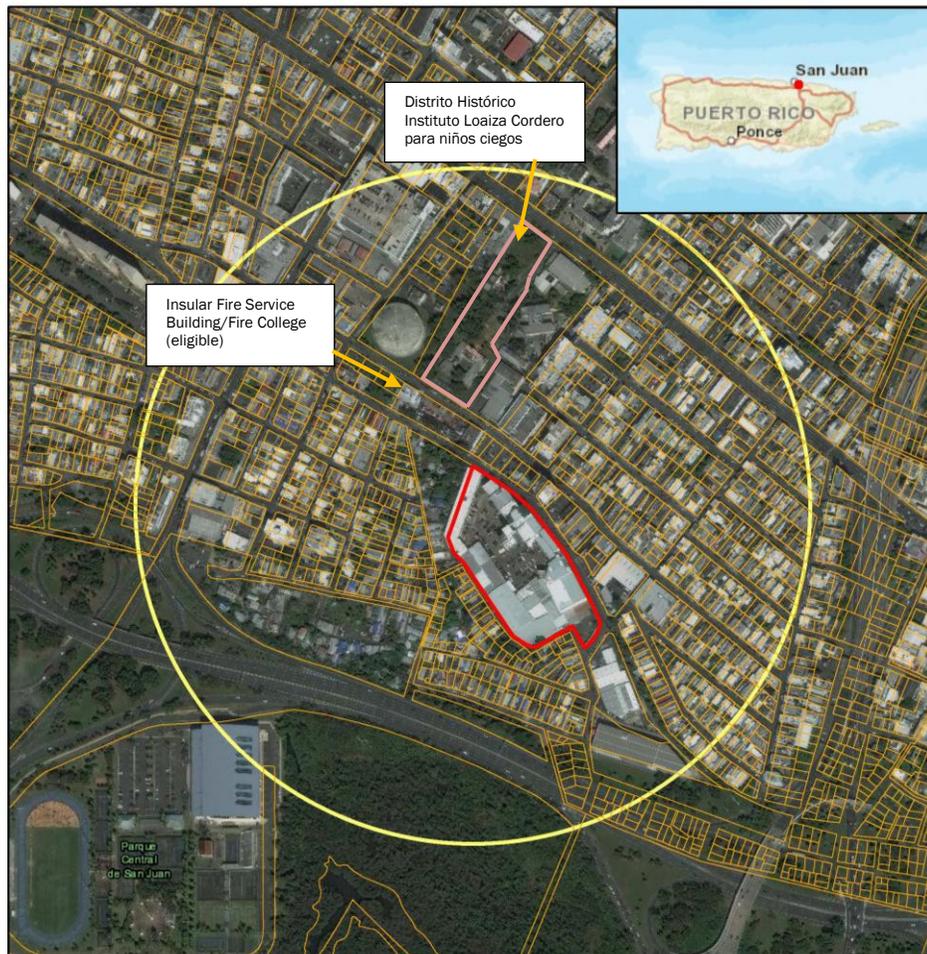
Historic Properties - Aerial Base
Puerto Rico Department of Housing
Re-Grow Program

Latitude: 18.4446
Longitude: -66.0748

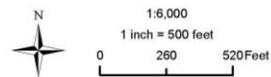


Application ID#: PR-RGRW-01859

Address: Corona Commercial Park, 54 Calle Progreso, Suite 101, San Juan, PR 00909



- Applicant Parcel
- Parcels
- Project Site Buffer - 1/4 Mile
- Historic Districts
- Historic Communities
- Traditional Urban Centers
- ▲ Sitios Historicos JP
- Zonas Historicas puntos
- Zonas Historicas Limites



Sources: Esri Imagery Basemap service.



Applicant: Baraka Coffee LLC

Case ID: PR-RGRW-01859

City: Carolina

Project (Parcel) Location with Previously Recorded Cultural Resources USGS Topographic Map

Historic Properties - Topographic Base

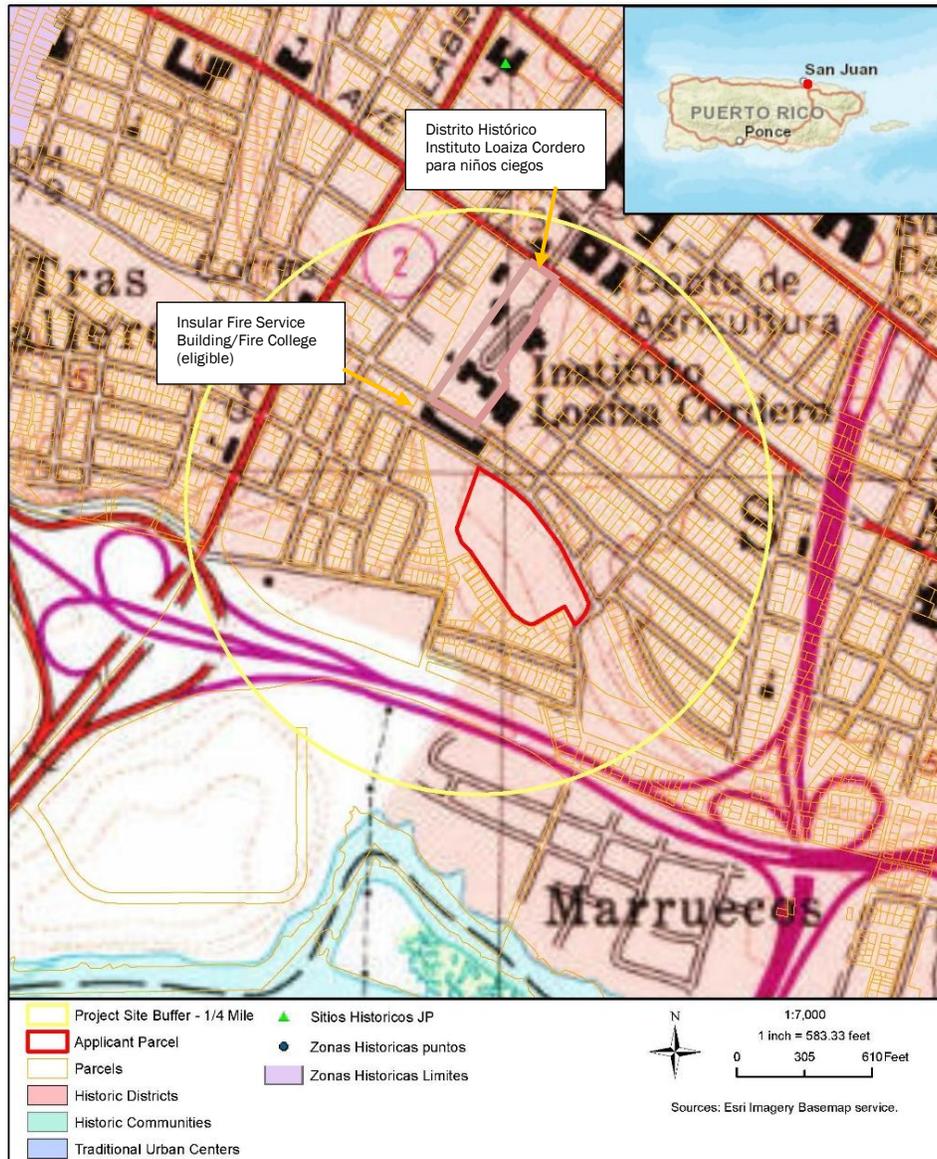
Puerto Rico Department of Housing

Re-Grow Program

Application ID#: PR-RGRW-01859

Address: Corona Commercial Park, 54 Calle Progreso, Suite 101, San Juan, PR 00909

Latitude: 18.4446
Longitude: -66.0748



Applicant: Baraka Coffee LLC

Case ID: PR-RGRW-01859

City: Carolina



Photo #: 1

Description (include direction): Street view of complex entrance

Date: 2023



Photo #: 2

Description (include direction): View to the Northwest, entrance where equipment will be located.

Date: 9/1/2023

Applicant: Baraka Coffee LLC

Case ID: PR-RGRW-01859

City: Carolina



Photo #: 3

Description (include direction): Alternative view of area where equipment will be installed.

Date: 1/9/2023



Photo #: 4

Description (include direction): Interior view of equipment location.

Date: 1/9/23

Applicant: Baraka Coffee LLC

Case ID: PR-RGRW-01859

City: Carolina



Photo #: 5

Description (include direction): Interior view of area where equipment will be installed.

Date: 1/9/2023



October 20, 2022

Arch. Carlos A. Rubio Cancela

Executive Director

State Historic Preservation Officer

Cuartel de Ballajá Bldg.

San Juan, Puerto Rico

Re: Authorization to Submit Documents

Dear Arch. Rubio Cancela:

The U.S. Department of Housing (HUD) approved the allocations of Community Development Block Grant (CDBG-DR) funds on February 9, 2018. It also approved the allocation of Community Development Block Grant Mitigation (CDBG-MIT) funds on January 27, 2020. The purpose of these allocations is to address unsatisfied needs as a result of Hurricanes Irma and Maria in September 2017; and to carry out strategic and high-impact activities to mitigate disaster risks and reduce future losses.

To comply with the environmental requirements established by HUD, the Department of Housing of Puerto Rico (PRDOH) contracted Horne Federal LLC to provide environmental registry review services, among others, that will support the objectives of the agenda for both CDBG-DR and CDBG -MIT Programs.

In line to expedite the processes, Horne Federal LLC, is authorized to submit to the State Historic Preservation Officer, documentation of projects related to both the CDBG-DR and CDBG-MIT on behalf of PRDOH.

Cordially,

A handwritten signature in blue ink, appearing to be 'JB', is written over the typed name.

Juan C. Pérez Bofill, P.E. M.Eng

Director of Disaster Recovery

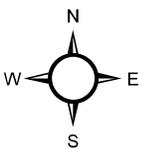
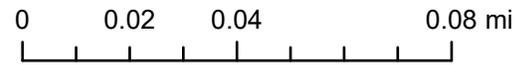
CDBG DR-MIT

PR-RGRW-01859 ABFE



Legend

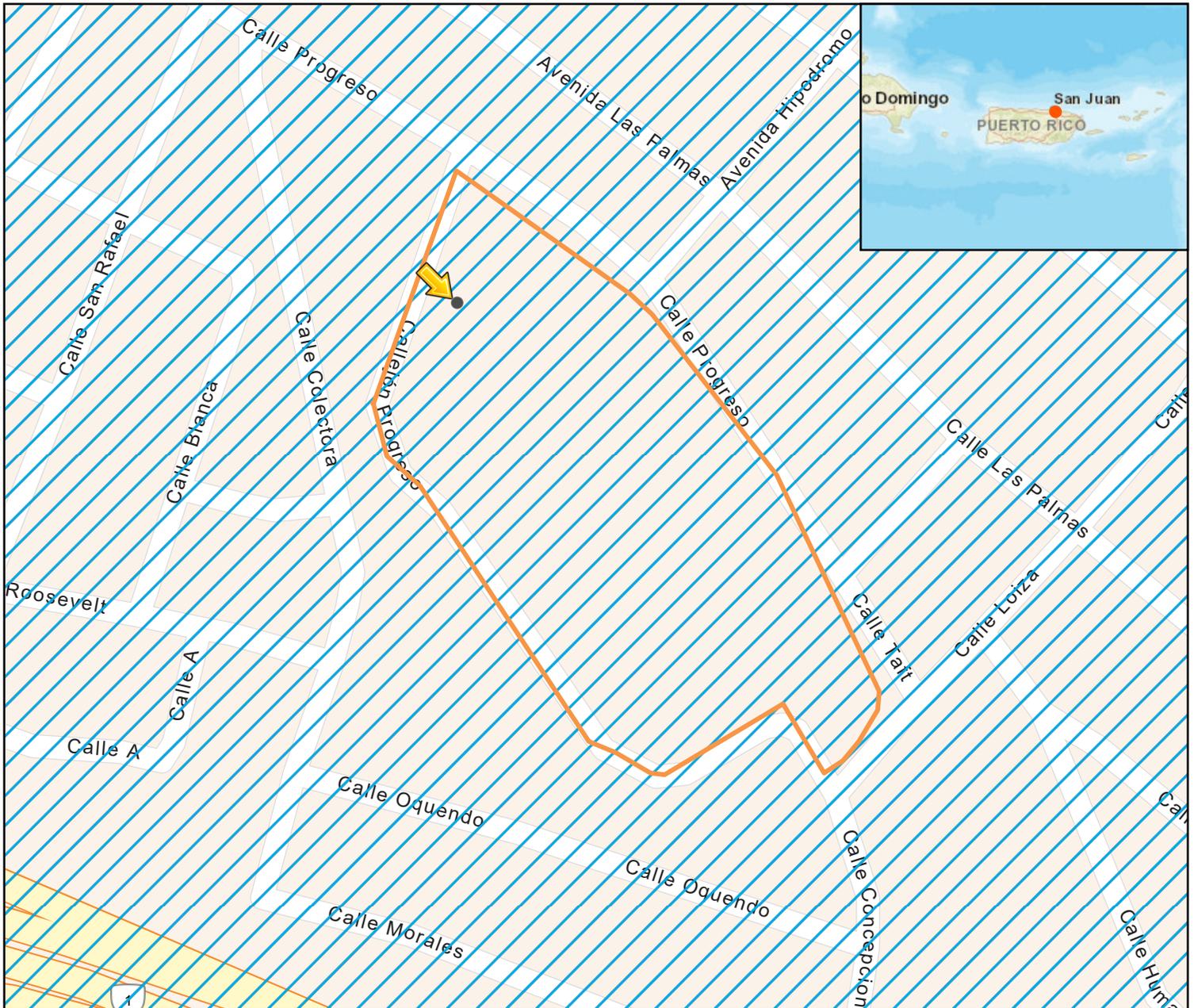
- A
- AO
- AE
- Coastal A Zone
- VE
- 0.2% Annual Chance Flood Zone
- A-Floodway
- AE-Floodway
- Coastal A Zone and Floodway
- Zone/BFE Boundary
- 1% Annual Chance Flood
- 0.2% Annual Chance Flood
- Limit of Moderate Wave Action (LiMWA)
- Advisory Base Flood Elevation (zoom in to make visible)
- Streamline (zoom in to make visible)



FEMA Map Service

ABFE 1PCT

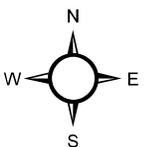
PR-RGRW-01859 CZM



Legend

 Coastal Zone Management Act Boundary

0 0.02 0.04 0.08 mi



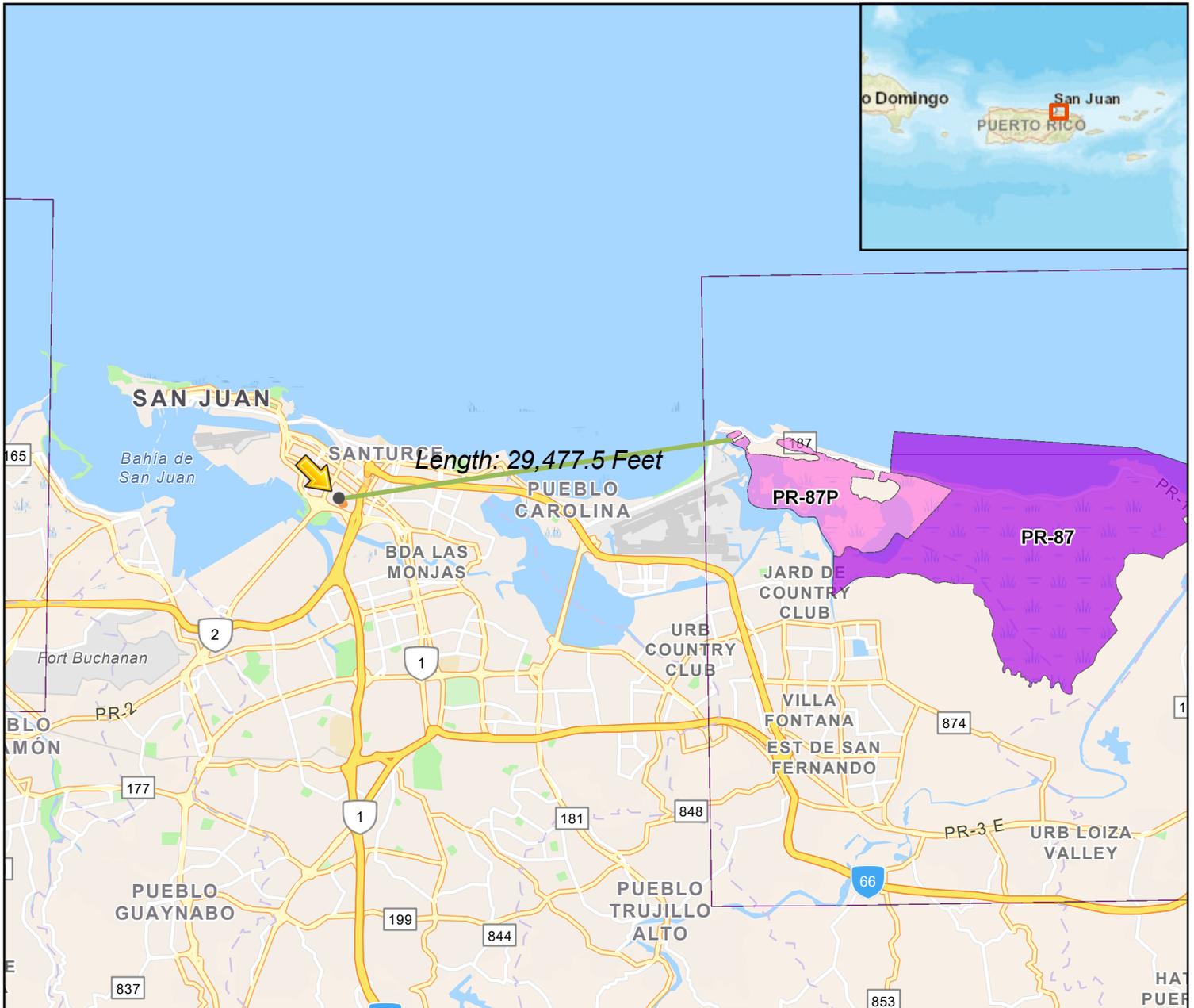
NOAA

Coastal Zone Management Act

<https://arcgis.horne.com/portal/apps/experiencebuilder/experience/?id=883eb165a91d411996af67b92f45a429>

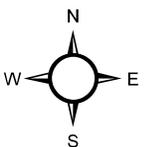
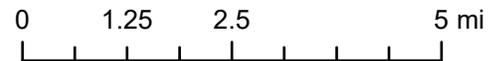
8/21/2023 10:25 AM

PR-RGRW-01859 CBRS



Legend

- CBRS Map Panels
- Otherwise Protected Area
- System Unit
- CBRS Prohibitions



U.S. Fish and Wildlife Service

Coastal Barrier Resources Act Program

<https://fwsprimary.wim.usgs.gov/CBRSMapper-v2/>

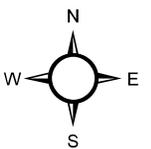
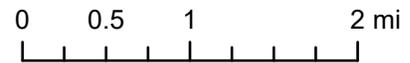
8/21/2023 10:20 AM

PR-RGRW-01859 Airports



Legend

- Military Airports 15,000ft Buffer
- Civilian Airports 2,500ft Buffer
- Military Accident Potential Zones APZ 2
- Military Accident Potential Zones APZ 1
- Runway Protection Zones
- Airport Runways



Runway Protection Zones

Category

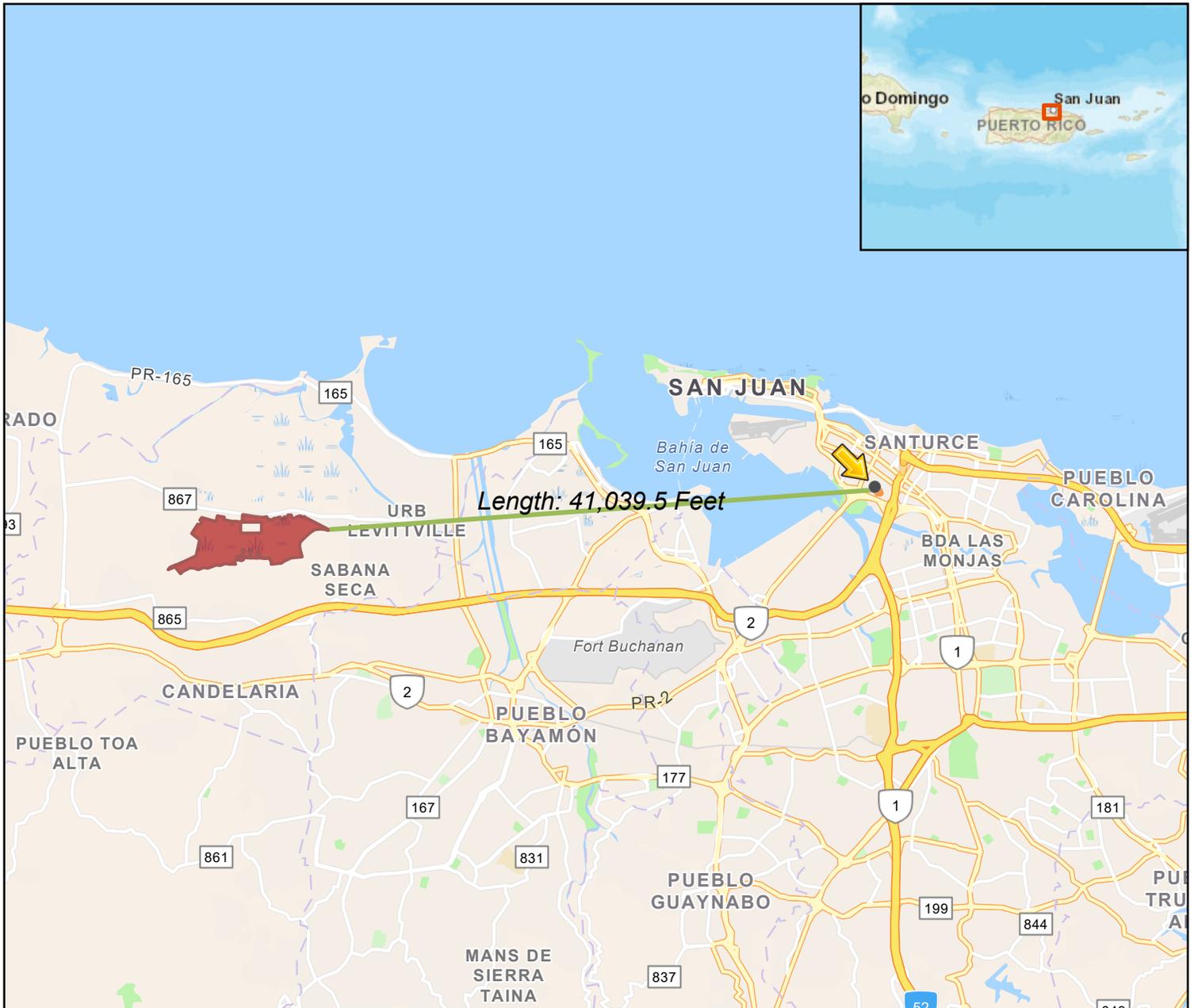
- Major
- Minor Airport

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Major Civil and Military Airports

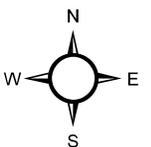
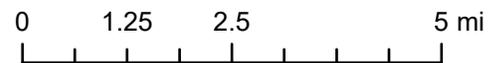
8/21/2023 10:23 AM

PR-RGRW-01859 End. Species



Legend

 USFWS Critical Habitat - Polygon Features - Final (agency service)



Endangered Species Habitat

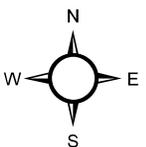
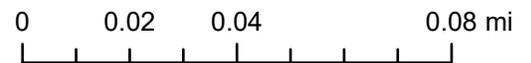
U.S. Fish and Wildlife Service

PR-RGRW-01859 Farmlands



Legend

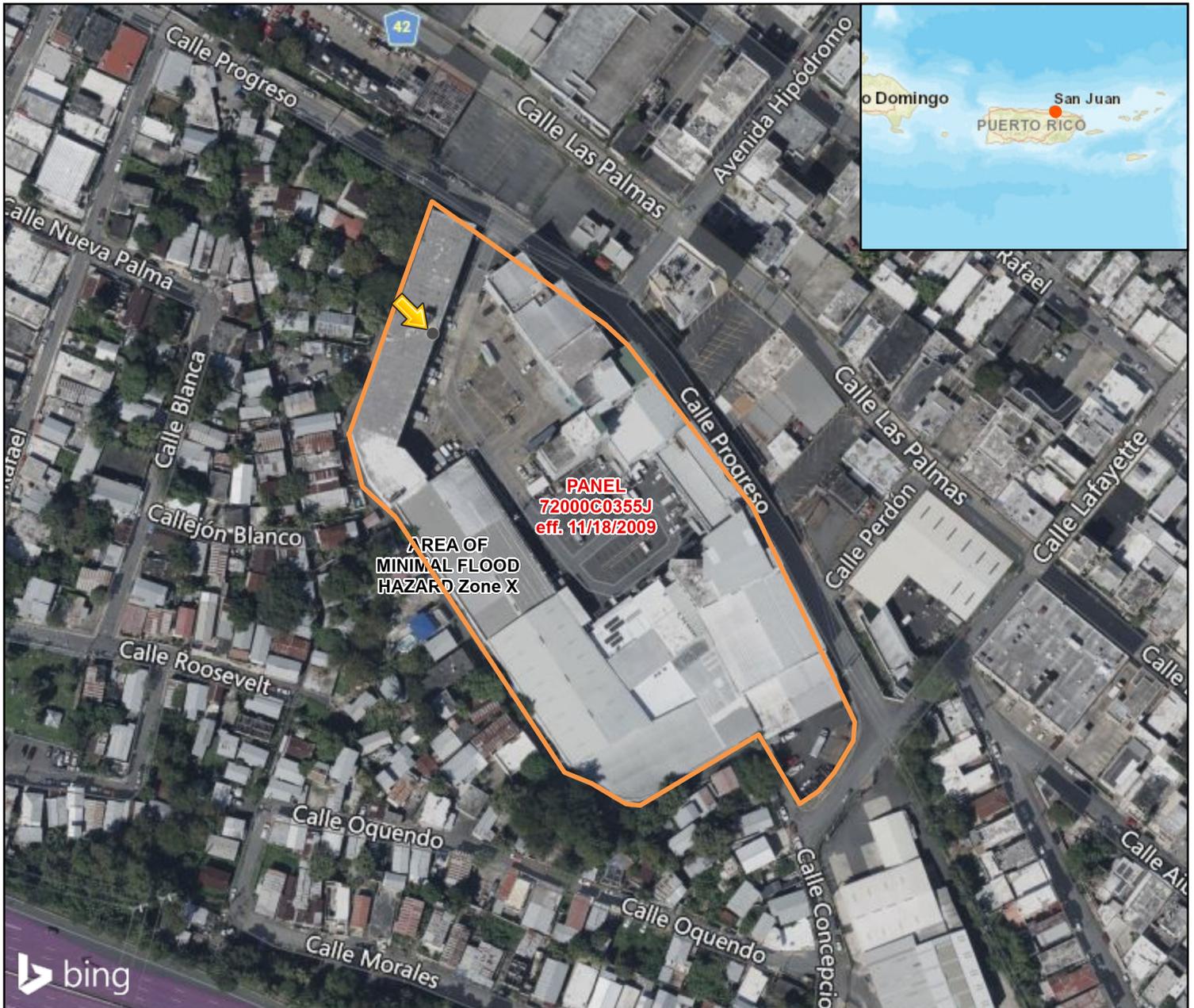
- Prime Farmland
- Farmland of Local Importance
- Farmland of Statewide Importance
- Farmland of Unique Importance
- Not Prime Farmland



USGS USA Soils

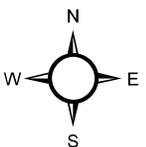
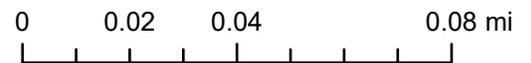
Farmland dataset

PR-RGRW-01859 Flood Map



Legend

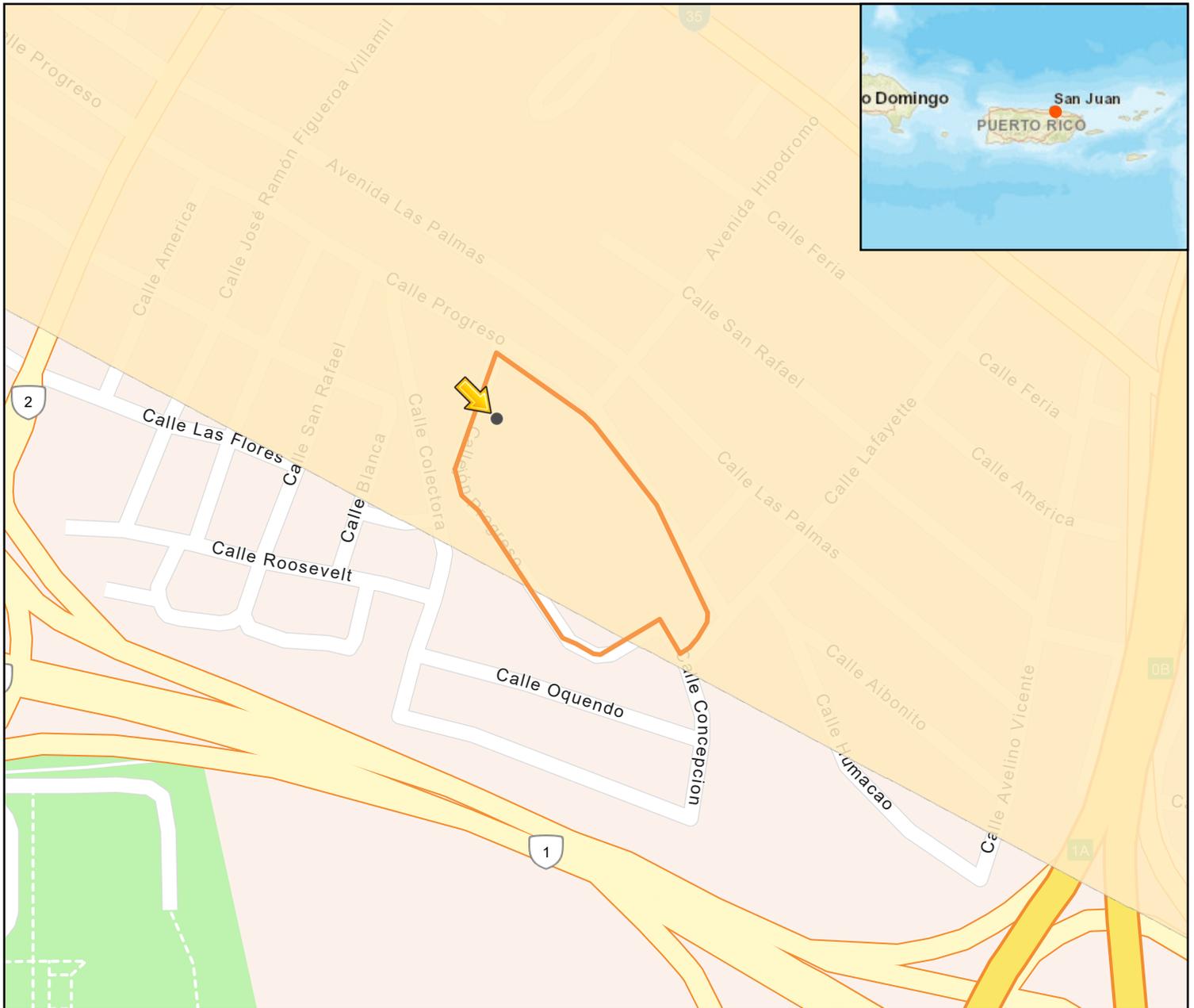
-  1% Annual Chance Flood Hazard
-  Regulatory Floodway
-  Special Floodway
-  Area of Undetermined Flood Hazard
-  0.2% Annual Chance Flood Hazard
-  Future Conditions 1% Annual Chance Flood Hazard
-  Area with Reduced Risk Due to Levee
-  FEMA Floodzone Panels - Effective



FEMA Map Service

Flood Insurance Rate Maps

PR-RGRW-01859 Historic



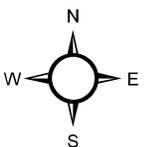
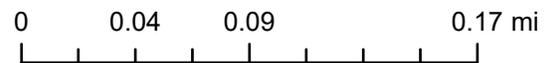
Legend

- National Historic Landmark
- National Register of Historic Places
- Removed from National Register of Historic Places

National Register Of Historic Places Points

- National Historic Landmark
- National Register of Historic Places
- Removed from National Register of Historic Places

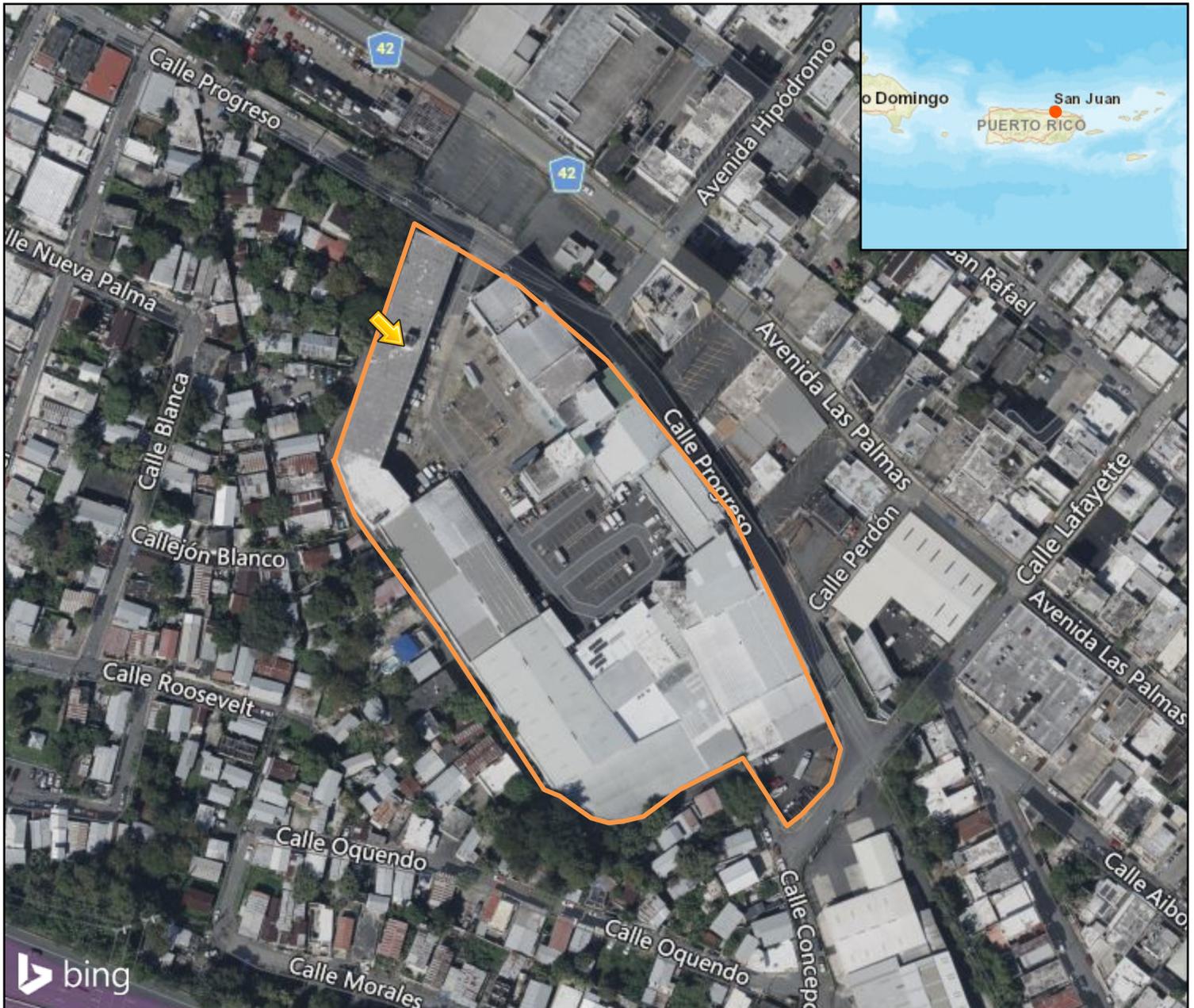
National Register of Historic Places Polygons



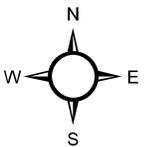
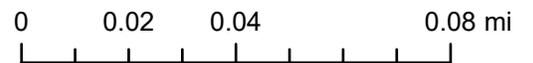
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National Register of Historic Places
 Local Historic Areas digitized by Horne

PR-RGRW-01859 Location

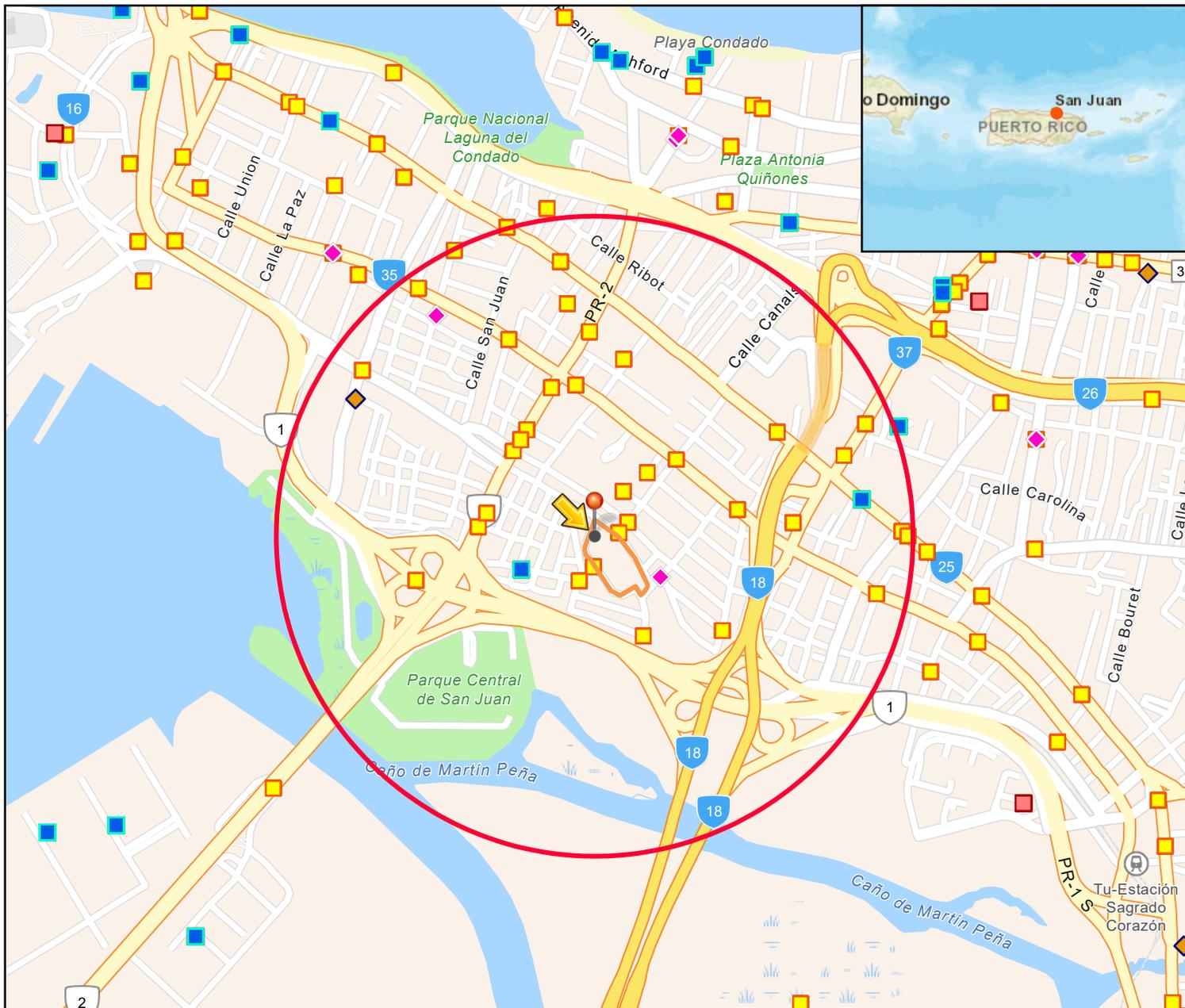


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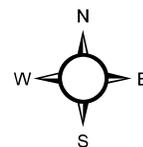
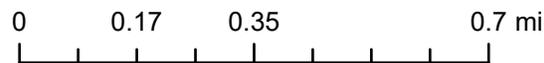
CaseID	Registry ID	PGM SYS ID	Name	Location	Municipio	Latitude	Longitude	Type	Report	Distance	Impact
PR-RGRW-01859	#####	PRR00004651	ENVIRONMENTAL QUALITY BOARD	PROGRESO ST COR OF HIPODROMO	SAN JUAN	18.44464	-66.0741	RCRAINFO	https://echo.epa.gov/detailed-facility-report?Id=1100078024958&type=sup&e=compare=US	231.080275	No
PR-RGRW-01859	#####	PRR000026567	DREW MARINE USA INC CO OVERSEAS OF THE AMERICAS	COMMERCIAL INDUSTRIAL PARK PROGRESS STREET #49	SAN JUAN	18.44376	-66.07479	RCRAINFO	https://echo.epa.gov/detailed-facility-report?Id=1100706643998&type=sup&e=compare=US	288.576271	No
PR-RGRW-01859	#####	PRR000026757	DREW MARINE USA INC CO OVERSEAS OF THE AMERICAS	COMMERCIAL INDUSTRIAL PARK PROGRESS STREET #49 20	SAN JUAN	18.44376	-66.07479	RCRAINFO	https://echo.epa.gov/detailed-facility-report?Id=1100706643998&type=sup&e=compare=US	288.576271	No
PR-RGRW-01859	#####	PRR000024101	SANTURCE METAL & BAG	CALLE LAS PALMAS 1104	SAN JUAN	18.44491	-66.07386	RCRAINFO	https://echo.epa.gov/detailed-facility-report?Id=1100439855418&type=sup&e=compare=US	337.41069	No
PR-RGRW-01859	#####	PRR000021214	COMPANIA DE FOMENTO INDUSTRIAL	355 ROOSEVELT AVE	SAN JUAN	18.4434	-66.07518	RCRAINFO	https://echo.epa.gov/detailed-facility-report?Id=110004891797&type=sup&e=compare=US	444.850952	No
PR-RGRW-01859	#####	PRR000026825	ROD RODDER	198 ROOSEVELT AVE	SAN JUAN	18.4434	-66.07518	RCRAINFO	https://echo.epa.gov/detailed-facility-report?Id=110002285151&type=sup&e=compare=US	444.850952	No
PR-RGRW-01859	#####	PRR000019374	DOCTOR CENTER HOSPITAL	1395 SAN RAFAEL RD	SAN JUAN	18.44571	-66.07398	RCRAINFO	https://echo.epa.gov/detailed-facility-report?Id=1100126319628&type=sup&e=compare=US	498.108326	No
PR-RGRW-01859	#####	PRR000021700161	J.A.B. CLEANERS INC. (DIA SAN FRANCISCO CLEANERS)	LOJA ST CONDADO #1702	SAN JUAN	18.4435	-66.07297	AIR	https://echo.epa.gov/detailed-facility-report?Id=11000217170&type=sup&e=compare=US	739.42068	No
PR-RGRW-01859	#####	PRR0000594	DEPARTMENT OF NATURAL AND ENVIRONMENTAL RESOURCES (DNER) PUMP STATION	STREET VILAMAL (END) STOP 18	SAN JUAN	18.44369	-66.07975	NPDES	https://echo.epa.gov/detailed-facility-report?Id=110007429688&type=sup&e=compare=US	757.113476	No
PR-RGRW-01859	#####	PRD987378486	ENVIRONMENTAL QUALITY LAB INC	1397 FERIA ST STOP 20	SAN JUAN	18.44619	-66.07333	RCRAINFO	https://echo.epa.gov/detailed-facility-report?Id=110016661708&type=sup&e=compare=US	772.576501	No
PR-RGRW-01859	#####	PRR000005831	CARIBBEAN PETROLEUM LP SS GULF 040	CARR 2 KM 1.0 AVE KENNEDY IND	SAN JUAN	18.44515	-66.07769	RCRAINFO	https://echo.epa.gov/detailed-facility-report?Id=110004891928&type=sup&e=compare=US	1036.22346	No
PR-RGRW-01859	#####	PRR000006680	ROMPICOBY DTI SEA	PIER 48 PASO CONCEPCION DE	SAN JUAN	18.44198	-66.07344	RCRAINFO	https://echo.epa.gov/detailed-facility-report?Id=11000493978&type=sup&e=compare=US	1042.04883	No
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PR-RGRW-01859	#####	PRR000010522	HIPODROMO SERVICE STATION	FERNANDEZ JUNCOA AVE	SAN JUAN	18.44654	-66.07254	RCRAINFO	https://echo.epa.gov/detailed-facility-report?Id=1100106110349&type=sup&e=compare=US	1053.56484	No
PR-RGRW-01859	#####	PRR000022558	SUNSET CONTRACTORS & RECYCLING INC COMMERCIAL SERVICE BUILDING	STREET C/M 1.2	SAN JUAN	18.4448	-66.07393	RCRAINFO	https://echo.epa.gov/detailed-facility-report?Id=110041696126&type=sup&e=compare=US	1097.51753	No
PR-RGRW-01859	#####	PRR000020451	ESSO STANDARD OIL CO. - PR CD 030	CALLE LAS PALMAS ESQ RH TODD	SAN JUAN	18.44676	-66.07697	RCRAINFO	https://echo.epa.gov/detailed-facility-report?Id=110041696126&type=sup&e=compare=US	1106.5611	No
PR-RGRW-01859	#####	PRR000005835	SHELL CO PR LTD SS 0310 VIADUCTO	LABRA ST STOP 18	SAN JUAN	18.44706	-66.07677	RCRAINFO	https://echo.epa.gov/detailed-facility-report?Id=110004891136&type=sup&e=compare=US	1144.20009	No
PR-RGRW-01859	#####	PRR000002306	VIADUCTO SHELL SERVICE STATION	906 ROBERTO H TODD AVE	SAN JUAN	18.44706	-66.07677	RCRAINFO	https://echo.epa.gov/detailed-facility-report?Id=110004891136&type=sup&e=compare=US	1144.20009	No
PR-RGRW-01859	#####	PRR000024315	WALMART SUPERCENTER #503	CALLE LABRA ESQ CALLE CORCHOADO PDA 18 SANTURCE	SAN JUAN	18.44732	-66.0766	RCRAINFO	https://echo.epa.gov/detailed-facility-report?Id=110055065600&type=sup&e=compare=US	1187.44714	No
PR-RGRW-01859	#####	PRR000019341	METROPOLITAN ONCOLOGY CENTER CORP	1427 FERNANDEZ JUNCOA AVE	SAN JUAN	18.44524	-66.07088	RCRAINFO	https://echo.epa.gov/detailed-facility-report?Id=110037441738&type=sup&e=compare=US	1367.4833	No
PR-RGRW-01859	#####	PRR000009241	TEXACO PR INC STOP 18 SS	FERNANDEZ JUNCOA AVE 1256	SAN JUAN	18.44847	-66.07527	RCRAINFO	https://echo.epa.gov/detailed-facility-report?Id=110004894233&type=sup&e=compare=US	1431.00497	No
PR-RGRW-01859	#####	PRR000014493	MERINO BUILDING	700 ROBERTO H TODD AVE STOP 18	SAN JUAN	18.4484	-66.07593	RCRAINFO	https://echo.epa.gov/detailed-facility-report?Id=110015438479&type=sup&e=compare=US	1452.28431	No
PR-RGRW-01859	#####	PRR000025437	WALGREENS #12599	700 AVE ROBERTO H TODD	SAN JUAN	18.4484	-66.07593	RCRAINFO	https://echo.epa.gov/detailed-facility-report?Id=11006697828&type=sup&e=compare=US	1452.28431	No
PR-RGRW-01859	#####	PRR000016396	C & R PROFESSON PRINTERS	ARIBONTO ST 20 STOP	SAN JUAN	18.44312	-66.07129	RCRAINFO	https://echo.epa.gov/detailed-facility-report?Id=110013934878&type=sup&e=compare=US	1493.45735	No
PR-RGRW-01859	#####	PRR000016907	PARADA 6-1/2 SERVICE STATION	FERNANDEZ JUNCOA AVE	SAN JUAN	18.44914	-66.07397	RCRAINFO	https://echo.epa.gov/detailed-facility-report?Id=110015712547&type=sup&e=compare=US	1684.20579	No
PR-RGRW-01859	#####	PRR000014274	MONACOLLOS TRANSMISSION CENTER	RD 1 KM 5.3	SAN JUAN	18.44342	-66.07961	RCRAINFO	https://echo.epa.gov/detailed-facility-report?Id=1100122596528&type=sup&e=compare=US	1730.75295	No
PR-RGRW-01859	#####	PRR000017295	HOSPITAL PAVIA SANTURCE	1462 PROF AUGUSTO RODRIGUEZ ST	SAN JUAN	18.4449	-66.06937	RCRAINFO	https://echo.epa.gov/detailed-facility-report?Id=110032955884&type=sup&e=compare=US	1872.17014	No
PR-RGRW-01859	#####	PRR000009256	TEXACO PR INC WILLIAM RODRIGUEZ SS	RD 2 KM 2.4	TOA BALA	18.44984	-66.0749	RCRAINFO	https://echo.epa.gov/detailed-facility-report?Id=110007821269&type=sup&e=compare=US	1913.14662	No
PR-RGRW-01859	#####	PRD987374584	PR ENVIRONMENTAL QUALITY BOARD	1418 PONCE DE LEON AVE	SAN JUAN	18.44726	-66.0698	RCRAINFO	https://echo.epa.gov/detailed-facility-report?Id=110007811387&type=sup&e=compare=US	1979.18424	No
PR-RGRW-01859	#####	PRD982729899	CAFE YAUCONO	AVE FERNANDEZ JUNCOA 1103	SAN JUAN	18.44964	-66.07709	RCRAINFO	https://echo.epa.gov/detailed-facility-report?Id=110004889461&type=sup&e=compare=US	2013.58784	No
PR-RGRW-01859	#####	PRR000019232	PREPA PRINTING OFFICE	605 CONDADO ST SAN ALBERTO BLDG	SAN JUAN	18.45057	-66.0755	RCRAINFO	https://echo.epa.gov/detailed-facility-report?Id=110022385568&type=sup&e=compare=US	2197.46837	No
PR-RGRW-01859	#####	PRR000015178	MAXON ENGINEERING SERVICES	605 CONDADO ST	MAYAGUEZ	18.50507	-66.0755	RCRAINFO	https://echo.epa.gov/detailed-facility-report?Id=110004891901&type=sup&e=compare=US	2197.46837	No
PR-RGRW-01859	#####	PRR000016870	CLINICAL RESEARCH PR INC	359 DE DIEGO AVE SUITE 501	SAN JUAN	18.44664	-66.06799	RCRAINFO	https://echo.epa.gov/detailed-facility-report?Id=1100312659548&type=sup&e=compare=US	2465.90337	No
PR-RGRW-01859	#####	PRR1000010	CIUDADELA PHASE III	1511 PONCE DE LEON AVE COND PONCE DE LEON APT 175	SAN JUAN	18.4455	-66.06795	NPDES	https://echo.epa.gov/detailed-facility-report?Id=1100700672206&type=sup&e=compare=US	2539.1031	No
PR-RGRW-01859	#####	PRR1000032	CIUDADELA PHASE III	1511 PONCE DE LEON AVENUE	SAN JUAN	18.4455	-66.06795	NPDES	https://echo.epa.gov/detailed-facility-report?Id=1100700672206&type=sup&e=compare=US	2539.1031	No
PR-RGRW-01859	#####	PRR00000721700041	ONE HOUR ELECTRIC CLEANERS	705 CALLE MONSERRATE PDA. 15	SAN JUAN	18.45026	-66.07906	AIR	https://echo.epa.gov/detailed-facility-report?Id=110001661960&type=sup&e=compare=US	2502.10658	No
PR-RGRW-01859	#####	PRR000020550	243075 TRAS TALLERES	1006 CALLE CERRA ANDINO	SAN JUAN	18.44811	-66.08126	ACRES	https://echo.epa.gov/detailed-facility-report?Id=110071089255&type=sup&e=compare=US	2593.54116	No
PR-RGRW-01859	#####	PRR000002596	LUMA - NEOS BUILDING	1110 PONCE DE LEON AVE STE 709 NEOS BLDG	SAN JUAN	18.45165	-66.07669	RCRAINFO	https://echo.epa.gov/detailed-facility-report?Id=1100048922518&type=sup&e=compare=US	2594.63489	No
PR-RGRW-01859	#####	PRR000002596	SHELL CO PR LTD SS 048493 CALLE CERRA	954 CERRA & LAS PALMAS ST	SAN JUAN	18.44885	-66.08107	RCRAINFO	https://echo.epa.gov/detailed-facility-report?Id=11000781976238&type=sup&e=compare=US	2684.28799	No
PR-RGRW-01859	#####	PRR000010256	TEXACO PR INC FERNANDEZ JUNCOA SS	FERNANDEZ JUNCOA AVE 1607	SAN JUAN	18.44307	-66.0671	RCRAINFO	https://echo.epa.gov/detailed-facility-report?Id=110007821660&type=sup&e=compare=US	2709.03418	No
PR-RGRW-01859	#####	PRR000016659	OMEGA ENGINEERING S E	310 JOE DE DIEGO AVE	SAN JUAN	18.44747	-66.06741	RCRAINFO	https://echo.epa.gov/detailed-facility-report?Id=1100156862758&type=sup&e=compare=US	2788.60041	No
PR-RGRW-01859	#####	PRR000022246	MECANICA DON POCHE	AVE FERNANDEZ JUNCOA #1014	SAN JUAN	18.45096	-66.07955	RCRAINFO	https://echo.epa.gov/detailed-facility-report?Id=110041690939&type=sup&e=compare=US	2856.81722	No
PR-RGRW-01859	#####	PRR0000724716	A C T A HAZARDOUS WASTE SVCS	1603 PONCE DE LEON AVE	SAN JUAN	18.44668	-66.06641	RCRAINFO	https://echo.epa.gov/detailed-facility-report?Id=110004888337&type=sup&e=compare=US	2893.9932	No
PR-RGRW-01859	#####	PRD987366184	CHASE MANHATTAN BANK NA THE	1600 PONCE DE LEON AVE	SAN JUAN	18.44566	-66.06625	RCRAINFO	https://echo.epa.gov/detailed-facility-report?Id=1100048895958&type=sup&e=compare=US	2949.10888	No
PR-RGRW-01859	#####	PRR000021519	AES INTERNATIONAL INC	611 MONSERRATE ST - 2ND FLOOR	SAN JUAN	18.45194	-66.07857	RCRAINFO	https://echo.epa.gov/detailed-facility-report?Id=11003543949&type=sup&e=compare=US	2987.32185	No

PR-RGRW-01859 Toxics



Legend

- Toxic Substances Control Act
- ◆ Brownfields
- Hazardous waste
- ◆ Air pollution
- Water dischargers
- Toxic releases
- ⊙ Superfund



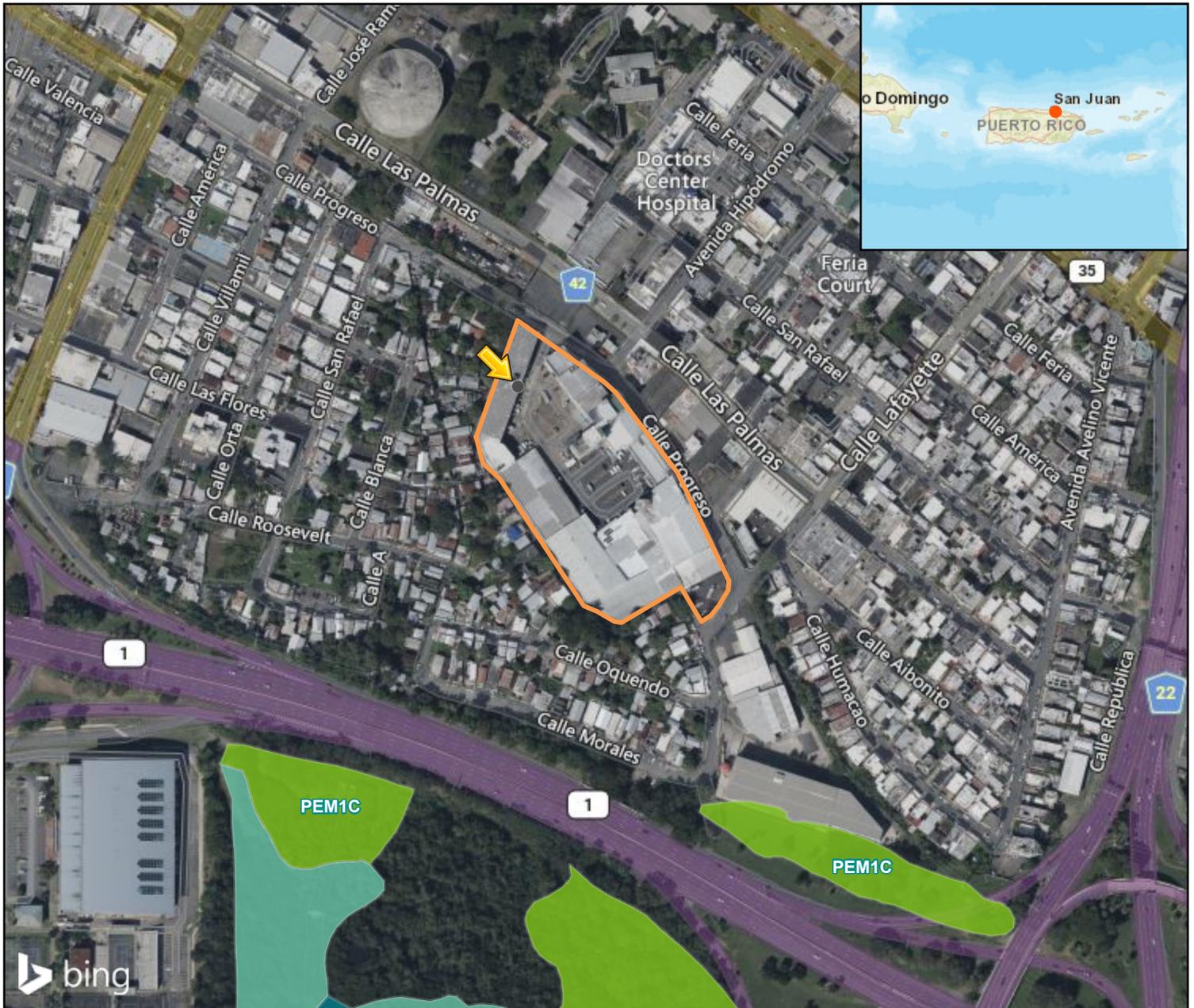
Envirofacts Facility Locations

EPA

<https://ejscreen.epa.gov/mapper/>

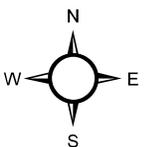
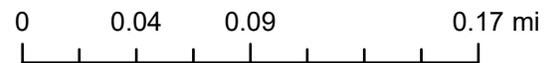
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PR-RGRW-01859 Wetlands



Legend

- Estuarine and Marine Deepwater
- Estuarine and Marine Wetland
- Freshwater Emergent Wetland



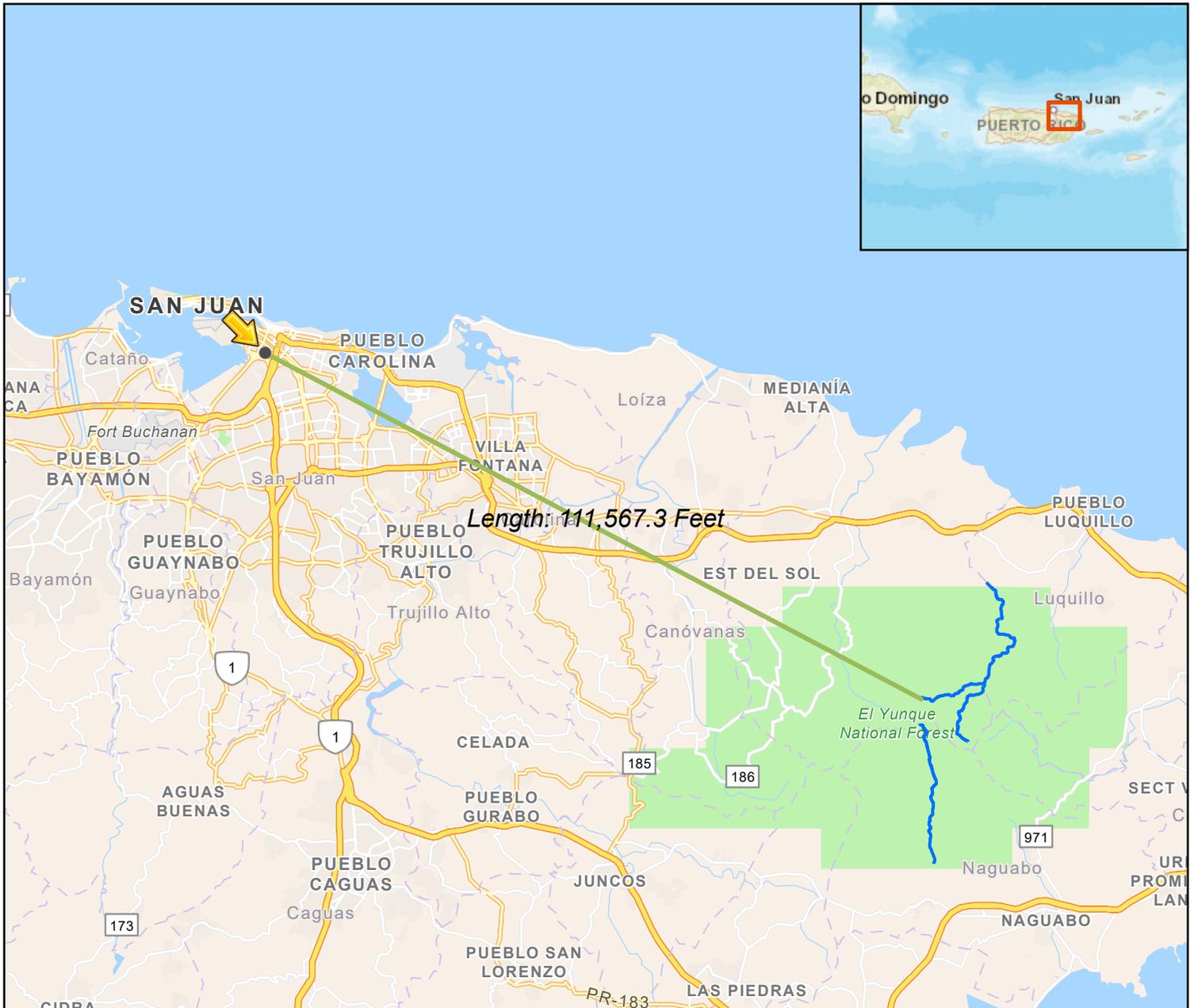
National Wetlands Inventory

U.S. Fish and Wildlife Service

<https://fwsprimary.wim.usgs.gov/wetlands/apps/wetlands-mapper/>

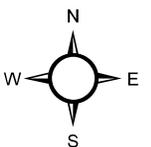
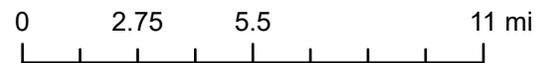
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PR-RGRW-01859 Wild & Scenic



Legend

— Wild and Scenic Rivers



National Wild and Scenic River System

National Park Service

<https://nps.maps.arcgis.com/apps/View/index.html?appid=ff42a57d0aae43c49a88daee0e353142>

8/21/2023 10:30 AM



United States Department of the Interior



FISH AND WILDLIFE SERVICE

Caribbean Ecological Services

Field Office

P.O. Box 491

Boqueron, PR 00622

JAN 14 2013

In Reply Refer To:
FWS/R4/CESFO/BKT/HUD

Mr. Efrain Maldonado
Field Office Director
U.S. Department of Housing and Urban Development
235 Federico Costa Street, Suite 200
San Juan, Puerto Rico 00918

Re: Blanket Clearance Letter for Federally
sponsored projects, Housing and Urban
Development

Dear Mr. Maldonado:

The U.S. Fish and Wildlife Service (USFWS) is one of two lead Federal Agencies responsible for the protection and conservation of Federal Trust Resources, including threatened or endangered species listed under the Endangered Species Act of 1973 (16 U.S.C. 1531 et seq.) (ESA). In the U.S. Caribbean, the USFWS has jurisdiction over terrestrial plants and animals, the Antillean manatee and sea turtles when nesting. The National Marine Fisheries Service has jurisdiction over marine species, except for the manatee. The ESA directs all Federal agencies to participate in conserving these species. Specially, section 7 of the ESA requires Federal agencies to consult with the USFWS to ensure that actions they fund authorize, permit, or otherwise carry out will not jeopardize the continued existence of any listed species or adversely modify designated critical habitat. The USFWS issued regulations in 1986 detailing the consultation process. As part of this consultation process, the USFWS review development projects to assist Federal agencies on the compliance of the ESA.

The U.S. Department of Housing and Urban Development (HUD) typically allocate grant funds for rural and urban development projects. Obligations under the ESA, as well as the National Environmental Policy Act (NEPA), require HUD to perform consultation and an environmental impact review prior to the project's authorization. Primarily, these projects involve repair or reconstruction of existing facilities associated with developed land.

In order to expedite the consultation process, the Caribbean Ecological Services Field Office has developed this Blanket Clearance Letter (BCL) to cover for activities and projects that typically result in no adverse effects to federally-listed species under our jurisdiction. If projects comply with the project criteria discussed below, no further consultation with the USFWS is needed.

Project Criteria

1. Street resurfacing.
2. Construction of gutters and sidewalks along existing roads.
3. Reconstruction or emergency repairs of existing buildings, facilities and homes.
4. Rehabilitation of existing occupied single family homes, and buildings; provided that equipment storage or staging areas are not located on vacant property harboring a wetland and/or forested vegetation and that the lighting associated to the new facilities is not visible directly or indirectly from a beach.
5. Demolition of dilapidated single family homes or buildings; provided that the demolition debris is disposed in certified receiving facilities; equipment storage or staging areas are not located on vacant property harboring a wetland and/or forested vegetation.
6. Rebuilding of demolished single family homes or buildings, provided that the new construction is within the existing footprint of the previous structure and/or within pre-existing grassed or paved areas, and that the lighting associated to the new facilities are not visible directly or indirectly from a beach.
7. Activities within existing Right of Ways (ROWs) of roads, bridges and highways, when limited to actions that do not involve cutting native vegetation or mayor earth moving; and are not located within, or adjacent to, drainages, wetlands, or aquatic systems. These activities include the installation of potable water and sanitary pipelines.
8. Improvements to existing recreational facilities, including the installation of roofs to existing basketball courts, provided that the lighting associated to the facilities are not visible directly or indirectly from the beach.
9. Construction of electric underground systems in existing towns and communities, provided that the property is not a wetland area and the lighting associated to the facilities are not visible directly or indirectly from the beach.
10. Construction of facilities on vacant properties covered with grasses in urban areas, provided that the lighting associated to the facilities are not visible directly or indirectly from the beach.
11. Construction of houses, buildings or acquiring lands in urban areas covered by grass for relocation of low income families and/or facilities that have been affected by weather conditions.

Determination:

Based on the nature of the projects described above and habitat characteristics described on project criteria, we have determined that the actions and type of projects described above may be conducted within this BCL without adversely affecting federally-listed

species under our jurisdiction. Thus, consultation under Section 7 of the Endangered Species Act is not required.

In all situations, HUD, and the municipalities are expected to implement Best Management Practices, where applicable, to ensure that impacts from erosion and stream sedimentation are appropriately minimized.

The Service encourages your agency to enhance the conservation of our trust resources (i.e.; listed species, wetlands, aquatic habitats, migratory birds and marine mammals). We therefore, provide the following recommendations that have proven to help in this way.

Water Crossing Structures:

1. Use of bottomless culverts or single span bridges instead of traditional box or RCP culverts or any other water crossing structure that impacts the stream bottom, particularly in streams which support native fish. The use of bottomless culverts or a short span bridge would provide a more stable crossing and would not alter the stream habitat. However, if bottomless structures or bridges are not feasible due to cost or engineering constraints, we recommend the following criteria be used to maintain good habitat in the streams:
 - a. The stream should not be widened to fit the bridge since this can lead to sedimentation during low flows and possible bank erosion during high flows. Rather, the bridge should be designed to fit the stream channel at the point of crossing. Culverts should be sized to carry natural bank full flow. Additional flow can be capture by culverts placed at a higher elevation so as not to impact bank full flows.
 - b. Bridge abutments, wing walls or any other structures should not intrude into the active stream channel.
 - c. All culvert footings must be countersunk into the stream channel at both the invert and outlet ends at a minimum of 10% of the culvert height. This will align the water crossing structure with the slope of the stream.
 - d. Waterways must not be blocked as to impede the free movement of water and fish. Materials moved during construction, such as grubbing, earth fills, and earth cut materials must not be piled where they can fall back into the stream and block the drainage courses.
 - e. Appropriate erosion and/or sedimentation controls measures are to be undertaken to protect water quality until riverbanks are re-vegetated. It has been our experience that appropriate erosion and/or sedimentation control measures are not implemented properly by project contractors. In order to function properly, silt fences need to be buried 6" (proper depth is marked by a line on the silt fence) and supported at regular intervals by wood stakes. For that reason we are recommending that

the enclosed drawing of proper silt fence installation is included in all final project construction plans.

- f. Upon completion of a water crossing construction, any temporary fill, must be removed from the construction area and disposed in a landfill.

Limitations:

Actions that do not meet the above project criteria, such as actions requiring placement of fill, disturbance, or modification to land outside of an existing access road or ROW; actions that occur on vacant property harboring a wetland and/or forest vegetation; actions requiring excavation, clearing of native vegetation, or alteration of storm water drainage patterns; or actions that require lighting which can be directly or indirectly seen from a beach, must be individually coordinated through the Caribbean Ecological Services Field Office and will be evaluated on a case by case basis.

The Service reserves the right to revoke or modify this BCL if:

1. New information reveals that the categories of work covered in this BCL may affect listed or designated critical habitat in a manner, or to an extent, not previously considered.
2. The categories of work included in this BCL are subsequently modified to include activities not considered in this review.
3. New species are listed or critical habitat designated that may be affected.

It is our mission to work with others, to conserve, protect and enhance fish wildlife and plants and their habitats for the continuing benefit of our people.

To obtain additional information on threatened and endangered species, you may visit our website <http://www.fws.gov/caribbean/ES> where you will also find the Map of the Species by Municipality and the Map of Critical Habitat. The USFWS has also developed a web based tool called IPac. Please visit <http://www.ecos.fws.gov/ipac> and familiarize yourself with the features we offer. We encourage you to begin your project planning process by requesting an **Official Species List** for your individual project that will include all species that may occur in the vicinity of the action area and includes a map of the action area. The site will also identify designated critical habitat, or other natural resources of concern that may be affected by your proposed project. At this time, best management practices or conservation measures are not available at the site but we expect the site to continue growing in its offering.

These maps provide information on the species/habitat relations within a municipality and could provide the applicants an insight if the proposed action is covered under this BCL or may affect a species, thus requiring individual review.

If you have any additional question regarding this BCL, please do not hesitate to contact Marelisa Rivera, Deputy Field Supervisor, at 787-851-7297 extension 206.

Sincerely yours,



Edwin E. Muñiz
Field Supervisor

Enclosures (Fact Sheets)

cc: OCAM, San Juan
Office of Federal Funds, 78 Municipalities of Puerto Rico
AAA
PRFAA
DNER



Ecological Services in the Caribbean

Caribbean Field Office

Project evaluation



Our mission is to conserve, protect and enhance fish and wildlife and their habitats through consultation, cooperation and communication for the continuing benefit of the American people.

Legal authorities:

- Endangered Species Act (ESA)
- Fish and Wildlife Coordination Act
- Migratory Bird Treaty Act
- Coastal Barriers Act

Roles and Responsibilities:

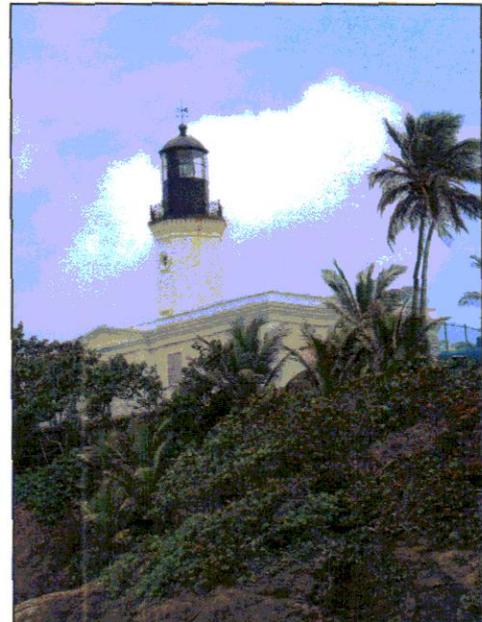
- Provide technical assistance to Federal and Commonwealth agencies to minimize possible impacts of land and water projects to our trust resources
 - *Wetlands and other aquatic habitats
 - *Endangered Species and their habitats
 - *Migratory Birds
 - *Critical Wildlife Areas
 - *Coastal Barriers
- Assist with ESA Section 7 compliance through informal and formal consultation processes

How do we assist others?

- Determine presence / absence of wetland resources, threatened and endangered species habitat, coastal barriers, important wildlife areas within the action area
- Evaluate possible direct, indirect and cumulative impacts
- Provide conservation recommendations to avoid, minimize and/or mitigate impacts
- General recommendations for habitat enhancement

Minimum requirements for the evaluation of projects:

- An 8.5 by 11 inch copy of the specific site location on a USGS topographic map (1:20,000) marked with an arrow (➔)
- Project description
- Aerial photo of the project site
- Latitude and Longitude (degrees, minutes and seconds or decimal degrees)
- Environmental Documents (EA and EIS)
- Specific studies (by qualified personnel)



For more information:

US Fish and Wildlife Service
Caribbean Field Office
Raod 301, Km. 5.1
Bo. Corozo
Boquerón, PR 00622

<http://www.fws.gov>

<http://www.fws.gov/caribbean/es>



Endangered Species Lists Using Web-based Tools

The U.S. Fish and Wildlife Service's Caribbean Ecological Services Field Office (CESFO) provides technical assistance to private individuals and organizations, as well as Federal, state, and local agencies pursuant to the Endangered Species Act of 1973 (ESA) (87 Stat. 884, as amended; 16 U.S.C. 1531 et seq.). To assist project sponsors or applicants with the process of determining whether a Federally-listed species and/or "critical habitat" may occur within their proposed project area, we have developed Web-based tools. These tools were developed primarily to assist Federal agencies that are consulting with us under Section 7(a)(2) of the Endangered Species Act (ESA) (87 Stat. 884, as amended; 16 U.S.C. 1531 et seq.).

IPaC. The US Fish & Wildlife Service (USFWS) has a tool named IPaC. IPaC stands for Information, Planning, and Conservation. This system is designed for easy, public access to the natural resources information for which the USFWS has trust or regulatory responsibility. Examples include Threatened and Endangered species, migratory birds, National Refuge lands, Coastal Barrier Resource Units, and the management of invasive species. One of the primary goals of the IPaC system is to provide information in a manner that assists individuals in planning their activities within the context of natural resource conservation. The IPaC system also assists people through the various regulatory consultation, permitting and approval processes administered by the USFWS, helping achieve more effective and efficient results for both the project proponents and natural resources. Through IPaC, you can get a preliminary USFWS species list in addition to links to species life history information, the USFWS Migratory Bird program, and more. You can access IPaC at: <http://ecos.fws.gov/ipac>

CESFO List of Threatened & Endangered Species and Critical Habitat Designations: CESFO has developed another tool (Species Map) that can be used as a quick reference to find out where the Federally-listed species



are known to occur, as well as those likely to occur, in any given municipality in Puerto Rico and island in the

U.S. Virgin islands. It identifies general areas where the species may be located. However, it does not represent the absolute distribution of the species and does not constitute a recommendation or comment issued by our agency in reference to a proposed project. This list represents the best available information regarding known or likely occurrences of Federally-listed species and is subject to change as new information becomes available. You can access this database at <http://www.fws.gov/caribbean/es/PDF/Map/pdf>



Be aware that Section 9 of the ESA prohibits unauthorized taking of listed species and applies to Federal and non-Federal activities. Under the Act, it is illegal for any person subject to the jurisdiction of the United States to take (includes harass, harm, pursue, hunt, shoot, wound, kill, trap, capture, or collect; or to attempt any of these), import or export, ship in interstate or foreign commerce in the course of commercial activity, or sell or offer for sale in interstate or foreign commerce any endangered fish or wildlife species and most threatened fish and wildlife species. It is also illegal to possess, sell, deliver, carry, transport, or ship any such wildlife that has been taken illegally. "Harm" includes any act which actually kills or injures fish or wildlife, and case law has clarified that such acts may include significant habitat modification or degradation that significantly impairs

essential behavioral patterns of fish or wildlife. For projects not authorized, funded, or carried out by a Federal agency, consultation with the Service pursuant to Section 7(a)(2) of the ESA is not required. However, no person is authorized to "take" any listed species without appropriate authorizations from the Service. Therefore, we provide technical assistance to individuals and agencies to assist with project planning to avoid the potential for "take," or when appropriate, to provide assistance with their application for an incidental take permit pursuant to Section 10(a)(1)(B) of the ESA.

If the project is within the distribution of the species, additional information may be needed to determine the presence of habitat. In some cases, specialized surveys may be needed to determine the presence or absence of the species in a particular area.

For additional information on fish and wildlife resources or State-listed species, we suggest contacting the Puerto Rico Department of Natural and Environmental Resources and the U.S. Virgin Islands Department of Planning and Natural Resources.

For further assistance, please feel free to contact us at (787) 851-7297 or visit our Web page at www.fws.gov/caribbean/es if you need further assistance.

For further information visit our national websites at:

<http://www.fws.gov>

<http://ecos.fws.gov>



U.S. Fish & Wildlife Service

Consultations with Federal Agencies

Section 7 of the Endangered Species Act

The purposes of the Endangered Species Act are to provide a means for conserving the ecosystems upon which endangered and threatened species depend and a program for the conservation of such species. The ESA directs all Federal agencies to participate in conserving these species. Specifically, section 7 (a)(1) of the ESA charges Federal agencies to aid in the conservation of listed species, and section 7 (a)(2) requires the agencies to ensure that their activities are not likely to jeopardize the continued existence of listed species or adversely modify designated critical habitats.

How does the consultation process support the recovery of species and their ecosystems?

The Endangered Species Program of the U.S. Fish and Wildlife Service uses section 7 tools in partnership with other Service programs and other Federal agencies to collaboratively solve conservation challenges, as well as create opportunities, using section 7 consultations, to recover the ecosystems of listed species. Consultations also provide ways to implement recovery tasks by addressing threats to listed species that may result from Federal agency programs and activities.

What is the consultation process that occurs under section 7(a)(2)?

The provision under section 7 that is most often associated with the Service and other Federal agencies is section 7(a)(2). It requires Federal agencies to consult with the Service to ensure that actions they fund, authorize, permit, or otherwise carry out will not jeopardize the continued existence of any listed species or adversely modify designated critical habitats. The



Photo Credit: USGS - Sirenia Project

In response to requests for consultations from the U. S. Coast Guard with regard to manatees and sea turtles, the South Florida Office of the U. S. Fish and Wildlife Service has provided guidance about events such as fireworks displays, regattas, boat parades and races, and fishing tournaments.

Service issued regulations in 1986 detailing the consultation process, and we have since completed a handbook describing the process in detail. The handbook is available on our web site at http://www.fws.gov/endangered/esa-library/pdf/esa_section7_handbook.pdf.

What is the Service doing to facilitate the consultation process?

Designing projects in ways that are compatible with the conservation needs of listed species and their ecosystems is among the most effective methods of ensuring a more rapid and efficient section 7 consultation process, as well as species' recovery. The Information, Planning, and Conservation System is an emerging tool for action agencies, their applicants, and other project proponents to use

during the initial phases of project development and assessment. The system will allow for more effective integration of listed resource conservation needs and the eventual streamlining of section 7(a)(2) consultation.

How does a consultation get started?

Early coordination is one of the most effective methods of (1) streamlining section 7 consultation, (2) reducing the need to make project modifications during the consultation process, and (3) improving the ability of section 7 to fulfill its role as a recovery tool. Federal agencies, applicants, and the Service engage in early coordination to develop methods of integrating proposed activities with the conservation needs of listed resources before the proposed actions are fully designed.

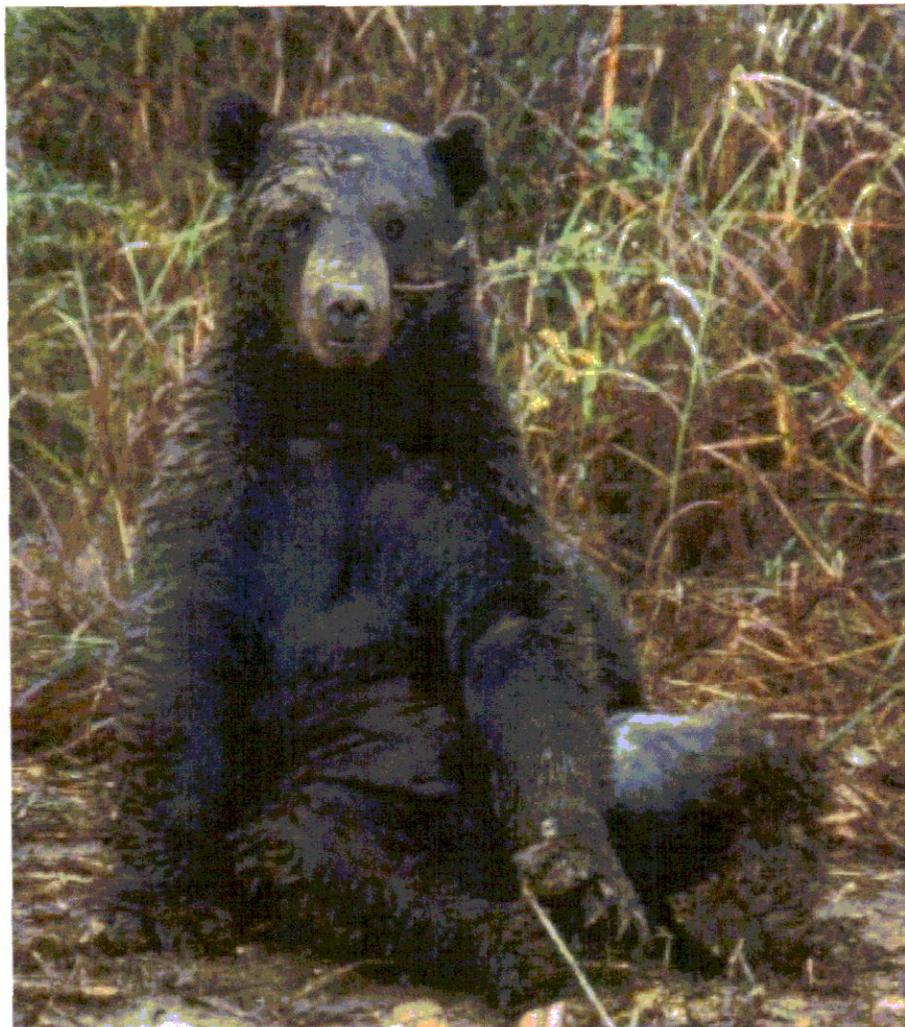
USGS

Before initiating an action, the Federal agency or its non-Federal permit applicant should coordinate with the Service as to the species that may be within their action area. If a listed species is present, the Federal agency must determine whether the project may affect it. If so, consultation may be required. If the action agency determines (and the Service agrees) that the project is not likely to adversely affect a listed species or designated critical habitat, and the Service concurs in writing, then the consultation (informal to this point) is concluded.

What happens if a Federal project may adversely affect a listed species?

If the Federal agency determines that a project is likely to adversely affect a listed species or designated critical habitat, the agency initiates formal consultation by providing information with regard to the nature of the anticipated effects. The ESA requires that consultation be completed within 90 days, and the regulations allow an additional 45 days for the Service to prepare a biological opinion. The analysis of whether or not the proposed action is likely to jeopardize the continued existence of the species or adversely modify designated critical habitat is contained in a biological opinion. If a jeopardy or adverse modification determination is made, the biological opinion must identify any reasonable and prudent alternatives that could allow the project to move forward.

The Service must anticipate any incidental take that may result from the proposed project and, provided that such take will not jeopardize the continued existence of the listed species, authorize that take in an incidental take statement. The latter contains clear terms and conditions designed to reduce the impact of the anticipated take to the species involved. The authorization of incidental take is contingent upon the Federal agency carrying out the terms and conditions. If the Service issues either a non-jeopardy opinion or a jeopardy opinion that contains reasonable and prudent alternatives, it may include an incidental take statement.



Dan Anderson/USFWS

This Louisiana black bear was one of the largest ever captured on Tensas River National Wildlife Refuge, weighing in at over 400 pounds. The bear was trapped using a leg-hold cable snare that does not injure the animal. The biological information obtained, including weight, sex, a tooth for aging, and other measurements, is part of the Service's ongoing research efforts to aid in the recovery of this threatened subspecies. Afterwards, the bear was released on site.

What is the consultation workload?

In Fiscal Year 2010, the Service assisted Federal agencies in carrying out their responsibilities under section 7 on more than 30,000 occasions. The vast majority of the workload was technical assistance to Federal agencies and informal consultations on actions that were not likely to adversely affect listed species or their designated critical habitat. A large percentage of projects, as initially planned, would have had adverse impacts to listed species, but were dealt with through informal consultation. In these situations, the Federal agency made changes to the project design so that adverse impacts to listed species were avoided.

What type of guidance is available for other Federal agencies?

Guidance is available on our section 7 web site at <http://www.fws.gov/endangered/what-we-do/consultations-overview.html>. Please call us at 703-358-2171 if you have any questions, or see our Endangered Species Program Contacts at <http://www.fws.gov/endangered/regions/index.html> to locate a Service office in your area.

**U. S. Fish and Wildlife Service
Endangered Species Program
4401 N. Fairfax Drive, Room 420
Arlington, VA 22203
703-358-2171
<http://www.fws.gov/endangered/>**

April 2011