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

Project Information

Project ID: PR-RGRW-00095

Project Name: Productos Zaynoe

Responsible Entity: Puerto Rico Department of Housing

Grant Recipient (if different than Responsible Entity): Same as above

State/Local Identifier: Puerto Rico/Lares, PR

Preparer: Clifford Jarman

Certifying Officer Name and Title: Permit and Compliance Officers: Sally Acevedo Cosme, Pedro De León Rodriguez, María T. Torres Bregón, Angel G. López-Guzmán, Ivelisse Lorenzo Torres, Santa Damarys Ramírez Lebrón, Mónica M. Machuca Ríos, Ianmario Heredia Diadone, and Janette I. Cambrelén

Consultant (if applicable): Tetra Tech, 251 Calle Recinto Sur, Ste. 202, San Juan, PR 00091

Direct Comments to: PRDOH (environmentcdbg@vivienda.pr.gov)

Project Location:

The property is a 0.72-acre site located at Bo. Buenos Aires Carretera PR-129 Interior Sector Jobo, in the Municipality of Lares, Puerto Rico (Parcel ID# 186-004-213-38-000). The proposed project parcel is located at 18.276604, -66.855071. This land is currently used for processing culantro in bank table with soil and pots. The farm has four greenhouses. This farm was previously used for coffee cultivation.

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

The proposed use of grant funds is for the construction of a new processing building. The building would include room for storage of chemicals, material and equipment; a cooler to preserve the product; a product package area; garage for agricultural vehicles; office; and bathroom.

The new processing building would consist of a mobile modular metal structure 30-feet by 20-feet within a footprint approximately 40-feet long by 25-feet wide, located at 18.27661, -66.85502. The new building would be placed on an already graded area in front of the existing greenhouses.

The applicant intends to connect the existing water and electric utilities to the new processing room.

Site photos are included in **Appendix A**. A site map (Figure 1) is included in **Appendix B**.

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

The Re-Grow Puerto Rico Urban-Rural Agriculture Program (RGRW) will increase agricultural capacity while promoting and increasing food security inland wide. This Program will enhance and expand agricultural production related to economic revitalization and sustainable development activities. This agricultural project associated with the construction of a new processing building is in keeping with the overall objectives of the Economic Development Program.

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

The land is used for agricultural purposes; therefore, there is no change in land use associated with the project.

Structure of this Environmental Review Report (ERR).

This ERR discusses the Funding Information immediately below. The environmental impacts of the proposed action are discussed in the Compliance with 24 CFR 58.5 and 58.6 Laws and Authorities checklist and Environmental Factors checklist. The listing of Additional Studies Performed, and Sources, Agencies and Persons Consulted follows the checklists. The discussions of Public Outreach, Cumulative Impacts, Alternatives, and Summary of Findings and Conclusions are presented at the end of the ERR, before the listing of Mitigation Measures and Determination signatures. The appendices contain detailed information.

Appendix A – Site Inspection

Appendix B – Maps

Appendix C – Additional Documentation

Appendix D – Endangered Species

Appendix E – SHPO Consultation

Funding Information

| Grant Number | HUD Program | Funding Amount |
|-----------------|------------------------------|----------------|
| B-18-DP-72-0001 | CDBG-DR, Re-Grow Puerto Rico | \$172,500,000 |
| B-17-DM-72-0001 | Urban-Rural Agricultural | |
| | Program | |

Estimated Total HUD Funded Amount: \$50,000

Estimated Total Project Cost (HUD and non-HUD funds) [24 CFR 58.32(d)]: \$50,000

Compliance with 24 CFR 58.5 and 58.6 Laws and Authorities

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

| Compliance Factors: Statutes, Executive Orders, and Regulations listed at 24 CFR §58.5 and §58.6 | Are formal compliance steps or mitigation required? | Compliance determinations |
|---|---|--|
| STATUTES, EXECUTIVE ORDERS, | AND REGULATION | ONS LISTED AT 24 CFR 58.6 |
| Airport Hazards 24 CFR Part 51 Subpart D | Yes No | The project consists of the construction of a modular processing building. The nearest airport is approximately 99,603 feet from the proposed site. The nearest military airport is approximately 290,640 feet from the proposed site. 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. Refer to Figure 2 in Appendix B. |
| Coastal Barrier Resources Coastal Barrier Resources Act, as amended by the Coastal Barrier Improvement Act of 1990 [16 USC 3501] | Yes No | Puerto Rico has various Coastal Barrier Resources Systems (CBRS). The project is in inland northern Puerto Rico. The distance to the nearest CBRS unit is 74,462 feet. Therefore, this project has no potential to impact a CBRS Unit and is in compliance with the Coastal Barrier Resources Act. Refer to Figure 3 in Appendix B . |
| Flood Insurance Flood Disaster Protection Act of 1973 and National Flood Insurance Reform Act of 1994 [42 USC 4001-4128 and 42 USC 5154a] | Yes No | The Project site is not located in a 100-year floodplain per Floodplain Insurance Map 72000C0590H, effective date April 19, 2005. This project is in compliance with Floodplain Insurance requirements. (See Figures 4, 5, and 6 in Appendix B .) |
| STATUTES, EXECUTIVE ORDERS, | AND REGULATION | ONS LISTED AT 24 CFR 58.5 |
| Clean Air | Yes No | The Project site is not located in a county or air quality management district that is in attainment |

| Clean Air Act, as amended, particularly section 176(c) & (d); 40 CFR Parts 6, 51, 93 | | status or non-attainment status for any criteria pollutants. The Municipio of Lares is not listed in the EPA Green Book "Puerto Rico Nonattainment/Maintenance Status for Each County by Year for all Criteria Pollutants" The project consists of the construction of a modular processing building. The installation and operation of the modular processing building will have no impact on air quality. The project is in compliance with Clean Air Act. Refer to EPA listing in Appendix C . |
|---|--------|--|
| Coastal Zone Management Coastal Zone Management Act, sections 307(c) & (d) | Yes No | The project is located 78,415 feet from the nearest Coastal Zone Management area and does not affect a Coastal Zone as defined in the PR Coastal Zone Management Plan. The project is in compliance with the Coastal Zone Management Act. See Figure 8 in Appendix B . |
| Contamination and Toxic Substances 24 CFR Part 58.5(i)(2) | Yes No | A site visit conducted on November 21, 2022, no debris or rubbish or visible signs vegetative stress, contamination, or toxic substances were noted at the project site. The new processing building would include a room for the compliant storage of fertilizer. See Appendix A . Site contamination was evaluated through online data searches to determine if toxic sites are located within 3,000-feet of the proposed project. There are no sites of environmental concern identified within 3,000 feet of the project site. Refer to Figures 9 and 10 in Appendix B . The project is in compliance with Contamination and Toxic Substances. |
| Endangered Species Endangered Species Act of 1973, particularly section 7; 50 CFR Part 402 | Yes No | The project will have No Effect on listed species. According to EPA NEPAssist Enviromapper, the nearest critical or proposed critical habitat is 49,320 feet to the northeast of the project location. Per the Official Species List from the U.S. Fish and Wildlife Service (USFWS) Information for Planning and Consultation (IPaC) website, the Puerto Rican Boa, Puerto Rican Broad-winged Hawk, and Puerto Rican Parrot can be found, but there are no critical habitats at this |

| | | location. The proposed project will have no potential to affect species or habitats due to the agricultural nature of the activities involved in the project. The proposed processing building would be next to greenhouses that have been used for agricultural purposes in the past and the area is cleared of trees. If a Puerto Rican Boa is encountered, work will cease until it moves off the site or, failing that, the Puerto Rico Department of Natural and Environmental Resources (PRDNER) Rangers will be notified for safe capture and relocation of the animal, in accordance with the USFW Puerto Rican Boa Conservation Measures guidelines. |
|--|--------|--|
| | | https://ipac.ecosphere.fws.gov/guideline/desig n/population/156/office/41430.pdf |
| | | Refer to Figures 11 and 12 in Appendix B and IPaC report in Appendix D . This project is in compliance with the Endangered Species Act. |
| Explosive and Flammable Hazards | Yes No | The project does not include development, construction, or rehabilitation that will increase residential density. |
| 24 CFR Part 51 Subpart C | | The project is in compliance with Explosive and Flammable Hazard requirements. |
| | | Refer to site visit report in Appendix A . |
| Farmlands Protection Farmland Protection Policy Act of 1981, particularly sections 1504(b) and 1541; 7 CFR Part 658 | Yes No | The project site is designated as farmland of statewide importance. The proposed project includes construction of an agricultural processing building. The project does not include any activities that could potentially convert agricultural land to nonagricultural use. This project is in compliance with the Farmland Protection Policy Act. Refer to Figure 13 in Appendix B. |
| Floodplain Management Executive Order 11988, particularly section 2(a); 24 CFR Part 55 | Yes No | The Project site is not located in a 100-year floodplain per Floodplain Insurance Map 72000C0590H, effective date April 19, 2005. The project site is not located in Preliminary Firm or an Advisory Base Flood Elevation (ABFE) special flood hazard area. See Figures 4, 5, 6, and 7. This |

| | | project is in compliance with Executive Order 11988. (See maps in Appendix B .) |
|---|--------|--|
| Historic Preservation National Historic Preservation Act of 1966, particularly sections 106 and 110; 36 CFR Part 800 | Yes No | The site was evaluated on December 21, 2022, by and SOI Qualified Archaeologist. Documentation with maps was subsequently submitted to SHPO on January 5, 2023 (Appendix E). SHPO concurred with a finding of No Historic Properties Affected within the project's Area of Potential on Effects on February 2, 2023. This project is in compliance with Historic Preservation requirements. (See Figure 14 in Appendix B and Appendix E). |
| Noise Abatement and Control Noise Control Act of 1972, as amended by the Quiet Communities Act of 1978; 24 CFR Part 51 Subpart B | Yes No | HUD's noise regulations protect residential properties from excessive noise exposure. The proposed project involves the construction of a modular agricultural processing building at a farm site. HUD noise regulations do not apply as the project does not include new construction for residential use or rehabilitation of an existing residential property. The proposed project is in compliance with Noise Abatement and Control. |
| Sole Source Aquifers Safe Drinking Water Act of 1974, as amended, particularly section 1424(e); 40 CFR Part 149 | Yes No | There are no EPA sole source aquifers in Puerto Rico. The project is in compliance with Sole Source Aquifer requirements. Refer to Figure 15 in Appendix B . |
| Wetlands Protection Executive Order 11990, particularly sections 2 and 5 | Yes No | The closest fresh-water bodies are an intermittent tributary of Río Guajataca, 420 feet northeast, Río Guajataca, 1,640 feet southwest, and Río Ángeles, 2,200 southeast of the property. The NWI maps show no wetlands on the or adjacent to the project site. This project does not impact any on or off-site wetlands and includes no activities that would require further evaluation under this section. The project is in compliance with Executive Order 11990. Refer to Figure 16 in Appendix B . |
| Wild and Scenic Rivers | Yes No | This project is not within proximity of a National Wild and Scenic River (WSR). The distance to the nearest WSR is approximately 368,260 feet. The |

| Wild and Scenic Rivers Act of 1968, particularly section | project is in compliance with the Wild and Scenic Rivers Act. Refer to Figure 17 in Appendix B . |
|--|---|
| 7(b) and (c) | |

| ENVIRONMENTAL JUSTICE | | |
|--|--------|--|
| Environmental Justice Executive Order 12898 | Yes No | No adverse environmental impacts were identified in any other compliance review portion of this project that may disproportionately be high for low-income and/or minority communities. Therefore, this topic complies with Executive Order 12898. |

Environmental Assessment Factors [24 CFR 58.40; Ref. 40 CFR 1508.8 &1508.27] Recorded below is the qualitative and quantitative significance of the effects of the proposal on the character, features and resources of the project area. Each factor has been evaluated and documented, as appropriate and in proportion to its relevance to the proposed action. Verifiable source documentation has been provided and described in support of each determination, as appropriate. Credible, traceable, and supportive source documentation for each authority has been provided. Where applicable, the necessary reviews or consultations have been completed and applicable permits of approvals have been obtained or noted. Citations, dates/names/titles of contacts, and page references are clear. Additional documentation is attached, as appropriate. All conditions, attenuation or mitigation measures have been clearly identified.

Impact Codes: Use an impact code from the following list to make the determination of impact for each factor.

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

| Environmental | Impact | |
|--------------------------|--------|--|
| Assessment Factor | Code | Impact Evaluation |
| LAND DEVELOPMENT | | |
| Conformance with Plans / | 2 | The proposed project is located on a private farm. The proposed action is construction of an agricultural processing |

| Compatible Land Use and Zoning / Scale and Urban Design | | building. The project site is not zoned. The proposed action is compliant with the current agricultural land use of the Project area. |
|---|----------------|---|
| Soil Suitability/ Slope/ Erosion/ Drainage/ Storm Water Runoff | | The proposed project is located in rural, mountainous terrain, on soil classified as Guanajibo loam (GoC), with 2 to 12 percent slopes, surrounded by secondary forest vegetation cover. The project site is graded and in located in front of existing greenhouses. |
| | | The project site area is rated "moderate" for landslide susceptibility (see Figure 18 in Appendix B). The proposed location of the processing room has been evenly graded. There will be little to no additional runoff associated with the project. |
| Hazards and Nuisances including Site Safety and Noise | 2 | During implementation of the project, construction activities may result in temporary elevation of ambient noise levels in immediate areas around active construction areas. The only nearby receptors are the residents of the farm. |
| | | There is no access to the project area by the public. Standard BMPs, such as construction fencing, would be applied to protect the farm resident public from typical construction hazards. |
| Energy Consumption | 2 | The project site is connected to the local electricity provider. The project would result in a minor increase in electrical usage at the site for lights and coolers in the new building. There would be no substantial change in energy demand in the area. |
| Environmental Assessment Factor | Impact Code | Impact Evaluation |
| SOCIOECONON | MIC | |
| Employment and Income Patterns | 2 | Temporary employment of workers related to construction activities would result, but no new permanent jobs would be created as a result of this project. These workers are expected to come from the local region. However, since the project will include an economic component, it may aid in restoring some employment opportunities and increase income. The proposed project would not negatively impact employment or income patterns. |
| Demographic Character | 2 | The proposed project would not result in demographic character changes or displacement. Given the nature of the |

| Changes, | project area, no relocations or demolition of residential |
|--------------|---|
| Displacement | structures or businesses would occur as part of this project. |

| Environmental Assessment Factor | Impact Code | Impact Evaluation |
|--|----------------|---|
| COMMUNITY FA | CILITIES A | AND SERVICES |
| Educational and Cultural Facilities | 2 | The project would not result in any change to regional or local area educational and cultural facilities or increase demand for them. |
| Commercial Facilities | 2 | The agricultural activity of the project property will improve. Other commercial facilities would not be impacted by the proposed project. |
| Health Care and Social Services | 2 | Health care and social services facilities would not be impacted by the proposed project. The project would not increase demand for health care and social services facilities. |
| Solid Waste Disposal / Recycling | 2 | Waste vegetation from any clearing activities will either be composted on site or at regional composting centers. Soil from any grading would be recycled on the farm as fill. Left over construction materials that could be reused on the farm (e.g., piping, structural materials) would be stored for later use. The remaining construction solid waste materials would be collected for transport to the local landfill. The amount of impact of solid waste resulting from the construction of the proposed project would be minor. During operations, the products and byproducts would be agricultural, which waste would be biodegradable. |
| Wastewater / Sanitary Sewers | 2 | The proposed project would include a bathroom in the new processing building. The sewer would be connected to the existing sewage disposal for the farm. Current farm conditions would remain unchanged. |
| Water Supply | 2 | Applicant has access to a water supply from the local utility with auxiliary water storage tanks for collection of rainwater. The proposed project will have minor impact on water usage. |
| Public Safety - Police, Fire and | 2 | The proposed project would not create any new demand for emergency or health services. |

| Emergency Medical | | |
|--|---|--|
| Parks, Open Space and Recreation | 2 | The proposed project would not create or destroy any new parks, open space, or recreational activities. It also would not increase use of those facilities. |
| Transportation and Accessibility | 2 | The proposed project would not involve the creation of new roads nor any increase in long-term traffic on existing roads. There would be some minor use of the existing road during construction. All residents and businesses would retain access to their properties during and after the project. |

| Environmental Assessment Factor | Impact Code | Impact Evaluation |
|--|----------------|--|
| NATURAL FEATURES | | |
| Unique Natural Features, Water Resources | 2 | The proposed project will be situated on previous agricultural property and will have no impact to unique natural features or water resources. |
| Vegetation, Wildlife | 2 | The proposed project will occur on land previously used for agricultural purposes and will continue in that capacity. The proposed project will have no impact on vegetation and wildlife. |
| Climate Change | 2 | This is a small project with no measurable impact on climate change factors. With respect to climate change impact on the project, agricultural activities could be affected by drought. |

Additional Studies Performed: None required

Field Inspection (Date and completed by):

Site inspection was conducted on November 21, 2022 by Carlos Medina.

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

Puerto Rico State Historic Preservation Office

FAA, National Plan for Integrated Airport Systems:

<u>www.faa.gov/airports/planning_capacity/npias/reports/NPIAS-Report-2017-2021-Appendix-B-Part6.pdf</u>

John H. Chafee Coastal Barrier Resources System, Puerto Rico <u>map.</u> <u>www.fws.gov/CBRA/Maps/Locator/PR.pdf</u>

National Wild and Scenic Rivers System: www.rivers.gov/puerto-rico.php

Puerto Rico Community Development Block Grant Disaster Recovery Action Plan, July 2018. www.cdbg-dr.pr.gov/en/action-plan/

Programmatic Agreement among the Federal Emergency Management Agency, the Puerto Rico State Historic Preservation Office and the Central Office for Recovery, Reconstruction and Resilience – amended to include the Puerto Rico Department of Housing.

US Environmental Protection Agency, National Ambient Air Quality Standards, Nonattainment Areas for Criteria Pollutants (Green Book): www3.epa.gov/airquality/greenbook/anayo pr.html

US EPA, Environmental Topics, Air Topics: www.epa.gov/environmental-topics/air-topics

US Fish and Wildlife Service, Environmental Conservation Online System: https://ecos.fws.gov/ecp/report/species-listings-by-state?stateAbbrev=PR&stateName=Puerto%20Rico&statusCategory=Listed

Federal Emergency Management Agency, Flood Mapping Service: https://msc.fema.gov/portal/home (compilation of numerous maps)

US Fish and Wildlife Service, National Wetlands Inventory:

<u>www.fws.gov/wetlands/data/mapper.html</u> (compilation of numerous maps)

Puerto Rico Coastal Zone Management Program Plan, September 2009.

US EPA, Sole Source Aquifers. Esri HERE, Garmin, NOAA, USGS, EPA.

US Geological Survey, Data Release of May Showing Concentration of Landslides Caused by Hurricane Maria,

www.sciencebase.gov/catalog/item/59de6459e4b05fe04ccd39d8

List of Permits Obtained:

None required

Public Outreach [24 CFR 58.43]:

The local community has been very proactive in the recovery process. Puerto Rico Department of Agriculture has worked closely with the agricultural community. The project includes a FONSI / NOI-RROF in compliance with NEPA regulations for HUD.

Cumulative Impact Analysis [24 CFR 58.32]:

In accordance with 24 CFR 58.32 (Aggregation), there are no cumulative impacts associated with the proposed project. The growth of agricultural products at the farm would not increase. The project would allow more efficient processing of the agricultural products. Water use would increase to a minor degree in the new building but would only impact the existing site water supply. There are no other wells nearby to be affected.

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

The RGRW Program's goal is to increase agricultural capacity while promoting and increasing food security island-wide. This Program seeks to enhance and expand agricultural production related to economic revitalization and sustainable development activities. The applicant submitted a proposal to enhance and expand agricultural production on their property. The proposed use of grant funds will allow the applicant to expand the cultivation, processing, and delivery of agricultural products through the construction of a new processing building. Any alternative that would involve an off-property location would not enhance and expand agricultural production or allow for the economic development for this applicant. The actions are proposed in an area in front of the existing greenhouses and existing water and power supplies. The proposed site has been previously cleared and graded. Alternative locations on the property would be farther from the greenhouses the new building would serve, the road, and existing utilities. The project parcel does not have much more space for an alternative location and would require additional tree removal and grading.

No Action Alternative [24 CFR 58.40(e)]:

Under the No Action Alternative, the applicant would not receive federal funding for the construction of a new modular processing building which would inhibit the economic growth opportunity that the applicant would not otherwise have under the PRDOH Re-Grow Puerto Rico program. As a result, these owners may not be able to experience the growth needed to recover and expand their agriculture activities. A provision of the grant allows for economic development for businesses. The No-Action alternative would not allow for the economic development for this applicant.

Summary of Findings and Conclusions:

The proposed activity has been found to not have any adverse effects on the environment nor is there the requirement for further consultation with federal agencies associated with the topics evaluated above. There are no environmental review topics addressed above that result in the need for additional formal compliance steps with federal agencies or the requirement for mitigations other than those listed below. There may be additional approvals or permits from local agencies.

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

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

| Law, Authority, or Factor | Mitigation Measure |
|---|---|
| | |
| Dalawai naki an | |
| Determination: | pact [24 CFR 58.40(g)(1); 40 CFR 1508.27] |
| The project will not result in a environment. | a significant impact on the quality of the human |
| Finding of Significant Impac | † [24 CFR 58.40(g)(2); 40 CFR 1508.27] |
| The project may significantly affe | ect the quality of the human environment. |
| | |
| Preparer Signature: | James |
| | |
| Name/Title/Organization: <u>Clifford J</u> | larman, Senior Environmental Scientist, Tetra Tech Inc. |
| Certifying Officer Signature: المنافة | Date: May 17, 2023 |
| Name/Title: María T. Torres Bregón, CDBG-E | DR/MIT Permits and Environmental Compliance Specialist |

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

Appendix A





Environmental Field Observation - Puerto Rico Department of Housing

| APPLICANT INFORMATION | | | | | | | |
|---|------------------|----|---|--|--|--|--|
| Application ID | | | | | | | |
| Applicant Name | | | | | | | |
| Property Address | Bo Buenos A | | | | | | |
| Parcel ID | | | | | | | |
| Coordinates | 18.276604, | | | | | | |
| Inspector Name | | | | | | | |
| Inspection Date | /a /a | | | | | | |
| Building Type | Pipe Metal Frame | | | | | | |
| Number of Units | | 1 | | | | | |
| Number of Stories | 1 | | | | | | |
| Year Built; Data Source | | | | | | | |
| ENVIRONMENTAL OBSERVATIONS (attach photos and notes, as necessary, for any YES answers) | | | | | | | |
| OBSERVATION ITEMS | YES | NO | COMMENTS | | | | |
| A. Is the structure in use? B. is structure a greenhouse? C. Is Electricity connected? D. Is water connected? (Utilities or Well) 1. Are there signs of poor housekeeping on site? (mounds of rubble, garbage, storm debris, solid waste, petroleum products, paint, pesticides, cleaning fluids, vehicle batteries, abandoned vehicles, pits, pools, ponds of hazardous substances, etc.) 2. Are there any 55-gallon drums visible on site? If yes, are they leaking? | | | At the back of the area where the applicant plans the Scope of Work are the greenhouse for the Culantro production. This greenhouse is about 3 greenhouse side by side of 150' long x 18' width. At the right side of the area where the applicant plans the Scope of Work is another greenhouse for the Culantro production. This greenhouse is approximately 200' long x 36' width. Applicant plan to do a processing room with a metal wagon of 30' x 20'. This area footprint is approximately 40' long x 25' width. Two areas with greenhouse in use. Electricity connected Water connected from public services. | | | | |
| 3. Are there any (or signs of any) underground storage tanks on the property? 4. Are there signs of ASTs on the parcel or adjacent parcel? If yes, list approximate size and contents, if known. | ☑ | | 600 gallons 400 gallons 400 gallons Rain water Rain water Mix of fertilizer | | | | |
| 5. Is there any stained soil or pavement on the parcel? | | Ø | | | | | |
| 6. Is a water drainage system in use? | | Ø | | | | | |







| 7. Is a warehouse in use for storage of Fertilizer or Pesticides ? | | | Open room for fertilizer |
|--|---|-------------------------|---|
| 8 . Are there any groundwater monitoring wells on the site or adjacent parcel? | | V | |
| 9. Is there evidence of a faulty septic system ? | | Ø | |
| 10. Is there distressed vegetation on the parcel? | | | |
| 11. Is there any visible indication of MOLD? | | Ø | |
| 12 . Is there any visible evidence of asbestos , chipping , flaking or peeling paint , or hazardous materials present in or on the structure? | | V | |
| 13. Are any additional site hazards observed? | | Ø | |
| 14 . Is there any permanent standing water , such as a pond or stream, located on the site (do not include ponding from recent rain / weather events)? | Ø | | Water stream located to the right elevation of the parcel |
| 15. Does the subject property have water frontage? | | Ø | |
| 16. Is there any indication of the presence of Wetlands? | | $\overline{\checkmark}$ | |
| 17 . Are there any obvious signs of animals or birds nesting on or near the site? | | Ø | |
| 18 . Is the applicant aware of any significant historical event or persons associated with the structure, or of it being located in a historic district/area? | | V | |
| 19. Is a historic marker present? | | Ø | |

Additional Notes:

Case: PR-RGRW-00095 Productos Zaynoe

Correct coordinates:18.2766044, -66.8550719

Scope of Work: New structure for packaging.

Land current in use for: Processing of culantro in bank table with soil and pots.

Past land use was: Coffee plantation

What the applicant plans to do: Applicants plan to do a a processing room with a wagon of 30' x 20'.

Where the applicant plans to do the ground disturbance for the new structures:

Scope of work 1: 18.27661, -66.85502 Applicant plan to do a processing room with a metal wagon of 30' x 20'. This area footprint is approximately 40' long x 25' width.

Any new water connection, well, cisterns or power connection: No new meter for water or electricity needed. Applicant plan to connect the existing utilities to the new process room.







Site Sketch

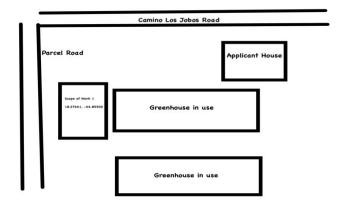




Photo Direction: East

Front of Structure



Facing Away From Front

Photo Direction: West





Photo Direction: South

Side #1 of Structure



Facing Away From Side #1

Photo Direction: North





Photo Direction: East

Back of Structure



Facing Away From Back

Photo Direction: West





Photo Direction: North

Side #2 of Structure



Facing Away From Side #2

Photo Direction: South





Streetscape #1
Photo Direction: Northwest



Streetscape #2

Photo Direction: South









Photo Description: Architectural details

Photo Direction: East



Structural Details

Photo Description: Architectural details

Photo Direction: East





Photo Description: Architectural details

Photo Direction: Northwest



Structural Details

Photo Description: Architectural details

Photo Direction: Northeast





Photo Description: Architectural details

Photo Direction: East



Structural Details

Photo Description: Architectural details

Photo Direction: South





Photo Description: Architectural details

Photo Direction: Northwest



Structural Details

Photo Description: Architectural details

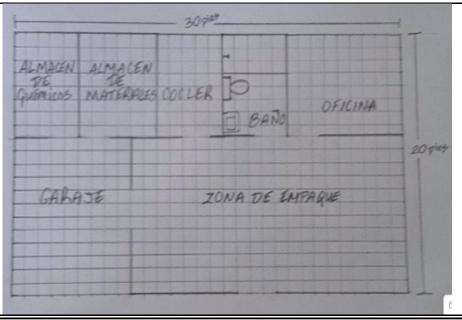
Photo Direction: Northeast





Photo Description: Architectural details

Photo Direction: North



Structural Details

Photo Description: Architectural details

Photo Direction: North





Photo Description: Greenhouse in use

Photo Direction: Northeast



Structure Occupied

Photo Description: Greenhouses in use

Photo Direction: Northeast





Photo Description: Greenhouse in use

Photo Direction: East



Structure Occupied

Photo Description: Scope of Work 1

Photo Direction: North





Photo Description: Scope of work 1

Photo Direction: East



Structure Occupied

Photo Description: Scope of work 1

Photo Direction: Northeast





Photo Description: Scope of Work 1

Photo Direction: Northwest





Greenhouse Photos

Photo Description: Greenhouse in use

Photo Direction: North





Photo Description: Power pole
Photo Direction: Northeast



Aboveground Storage Tanks

Photo Description: Water tanks

Photo Direction: Northeast



Aboveground Storage Tanks

Photo Description: Tank for mix of fertilizer

Photo Direction: Northeast





Standing Water stream
Photo Description: Water stream
Photo Direction: East

Appendix B





PUERTO RICO



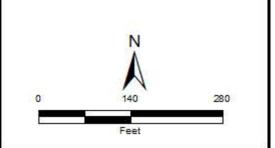


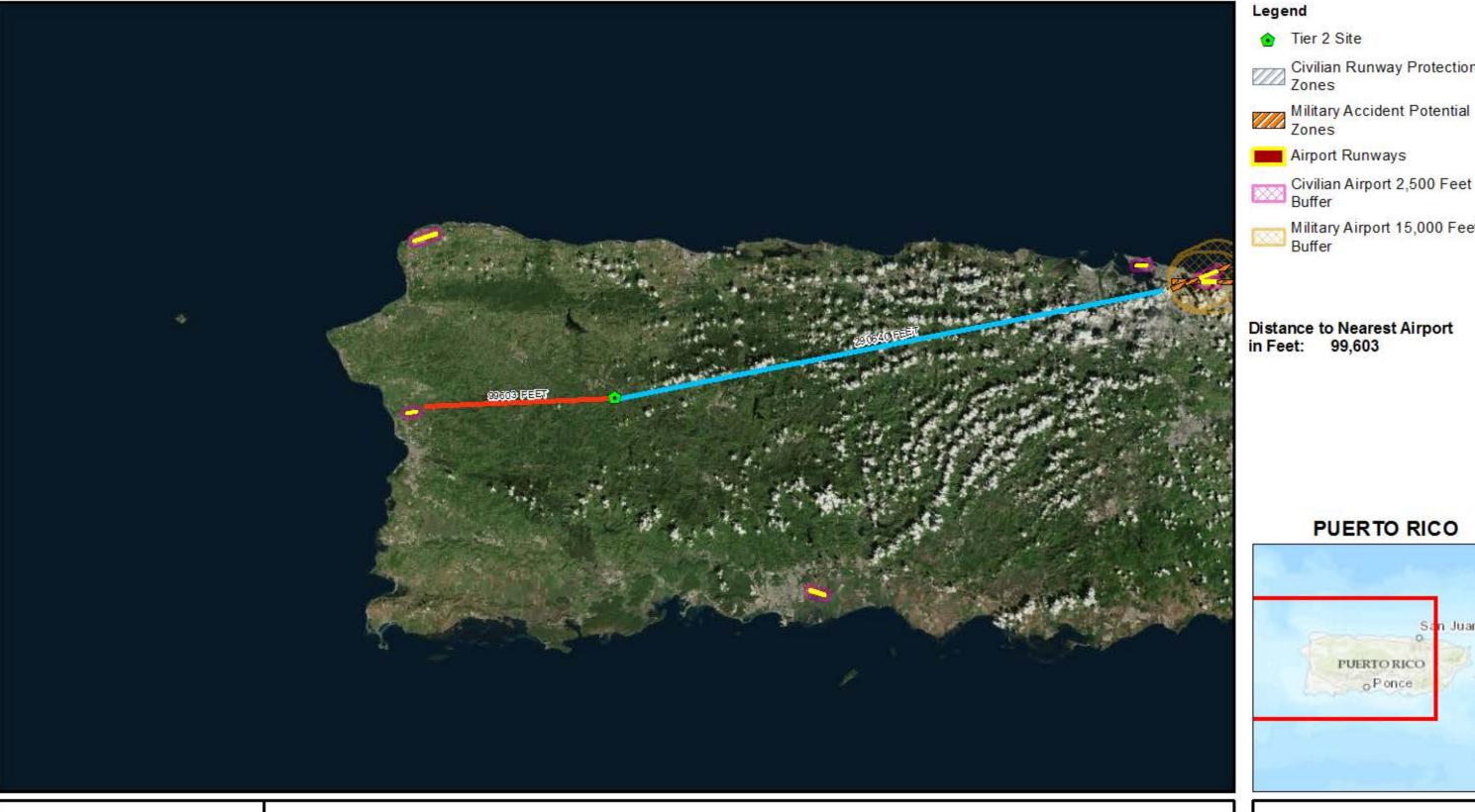


APPLICANT ID: PR-RGRW-00095

ADDRESS: Bo Buenos Aires Carretera 129 interior Sector Jobo, PR 00669

Parcel Coordinates: 18.276604, -66.855071

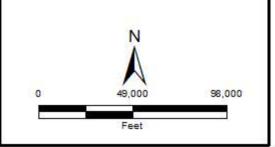






APPLICANT ID: PR-RGRW-00095

ADDRESS: Bo Buenos Aires Carretera 129 interior Sector Jobo, PR 00669 Parcel Coordinates: 18.276604, -66.855071



Civilian Runway Protection

Civilian Airport 2,500 Feet

Military Airport 15,000 Feet

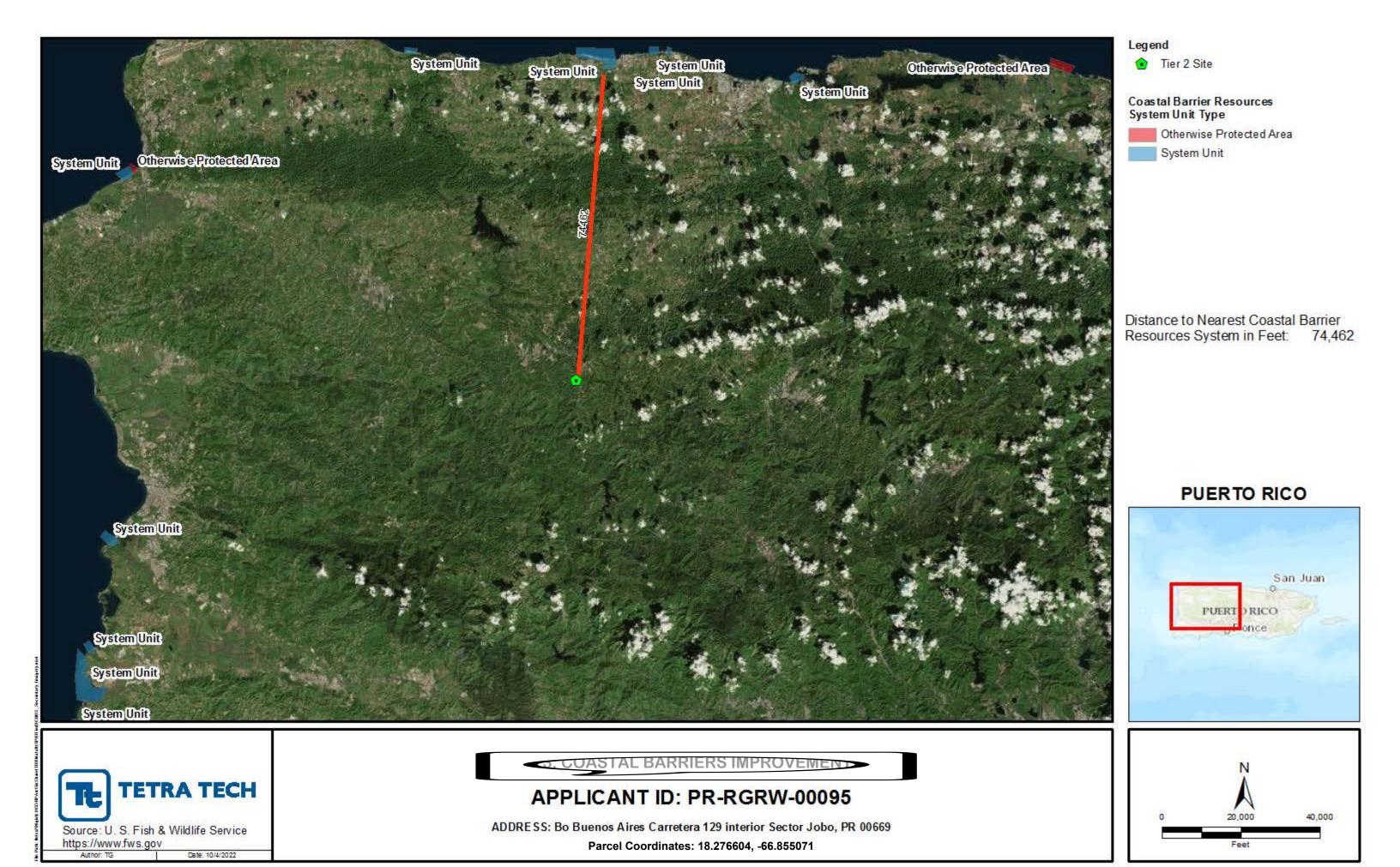
PUERTO RICO

PUERTO RICO o Ponce

Buffer

Buffer

TETRA TECH Source: USDOT https://www.faa.gov







PUERTO RICO



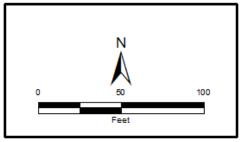




APPLICANT ID: PR-RGRW-00095

ADDRESS: Bo Buenos Aires Carretera 129 interior Sector Jobo, PR 00669

Parcel Coordinates: 18.276604, -66.855071



a: NATIONAL FLOOD HAZARD LAYER FIR

250

500

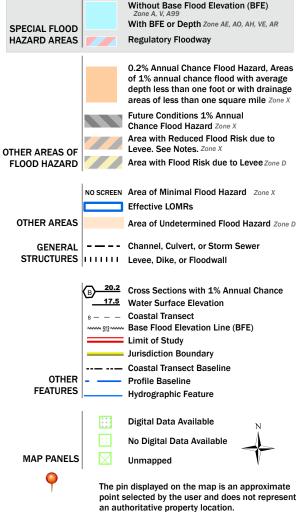
1,000

1,500





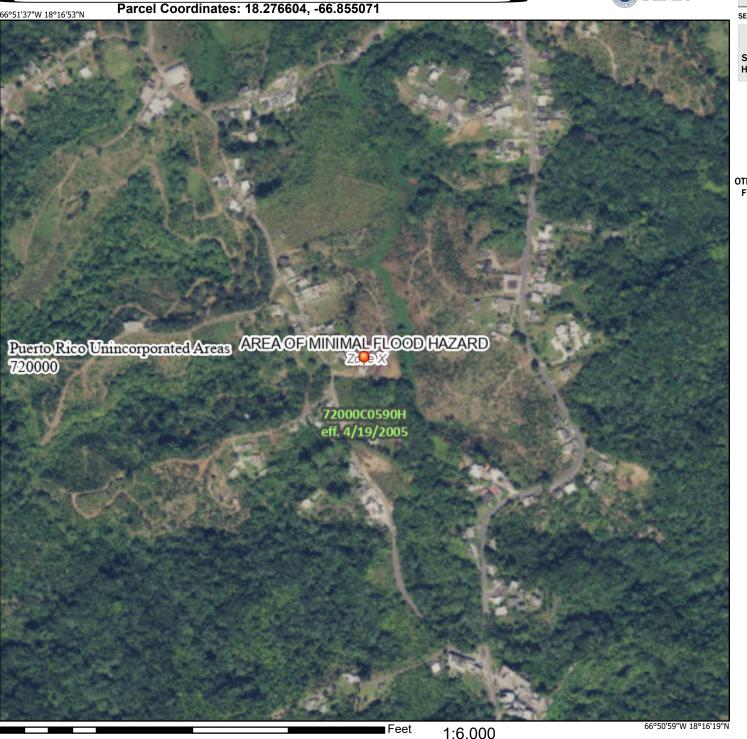
SEE FIS REPORT FOR DETAILED LEGEND AND INDEX MAP FOR FIRM PANEL LAYOUT



This map complies with FEMA's standards for the use of digital flood maps if it is not void as described below. The basemap shown complies with FEMA's basemap accuracy standards

The flood hazard information is derived directly from the authoritative NFHL web services provided by FEMA. This map was exported on 2/26/2023 at 8:55 PM and does not reflect changes or amendments subsequent to this date and time. The NFHL and effective information may change or become superseded by new data over time.

This map image is void if the one or more of the following map elements do not appear: basemap imagery, flood zone labels, legend, scale bar, map creation date, community identifiers, FIRM panel number, and FIRM effective date. Map images for unmapped and unmodernized areas cannot be used for regulatory purposes.

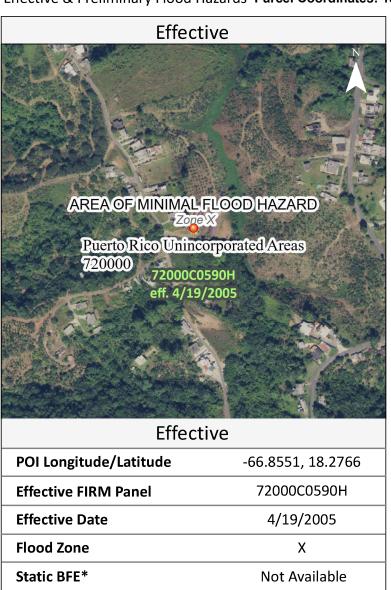


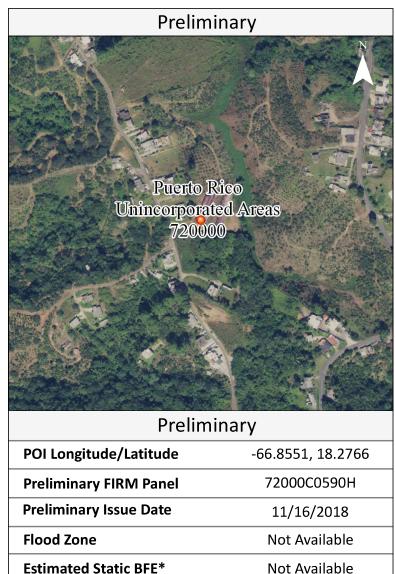
2.000

E 6: COMPARISON OF FLOOD HA









* A Base Flood Elevation is the expected elevation of flood water during the 1% annual chance storm event. Structures below the estimated water surface elevation may experience flooding during a base flood event.

Not Available

Not Available

Hazard Level

Flood Hazard Zone

High Flood Hazard

Flood Depth

Vertical Datum

AE, A, AH, AO, VE and V Zones. Properties in these flood zones have a 1% chance of flooding each year. This represents a 26% chance of flooding over the life of a 30-year mortgage.

Estimated Flood Depth

Vertical Datum

Moderate Flood Hazard **Shaded Zone X.** Properties in the moderate flood risk areas also have a chance of flooding from storm events that have a less than 1% chance of occurring each year. Moderate flood risk indicates an area that may be provided flood risk reduction due to a flood control system or an area that is prone to flooding during a 0.2% annual chance storm event. These areas may have been indicated as areas of shallow flooding by your community.

Unshaded Zone X. Properties on higher ground and away from local flooding sources have a reduced flood risk when compared to the Moderate and High Flood Risk categories. Structures in these areas may be affected by larger storm events, in excess of the 0.2% annual chance storm event.

Low Flood Hazard

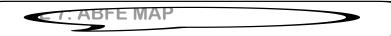
Insurance Note: High Risk Areas are called 'Special Flood Hazard Areas' and flood insurance is mandatory for federally backed mortgage holders. Properties in Moderate and Low Flood Risk areas may purchase flood insurance at a lower-cost rate, known as Preferred Risk Policies. See your local insurance agent or visit https://www.fema.gov/national-flood-insurance-program for more information.

Disclaimer: This report is for informational purposes only and is not authorized for official use. The positional accuracy may be compromised in some areas. Please contact your local floodplain administrator for more information or go to msc.fema.gov to view an official copy of the Flood Insurance Rate Maps.

Service Layer Credits: USGS, USDA

Not Available

Not Available



My Map Parcel Coordinates: 18.276604, -66.855071

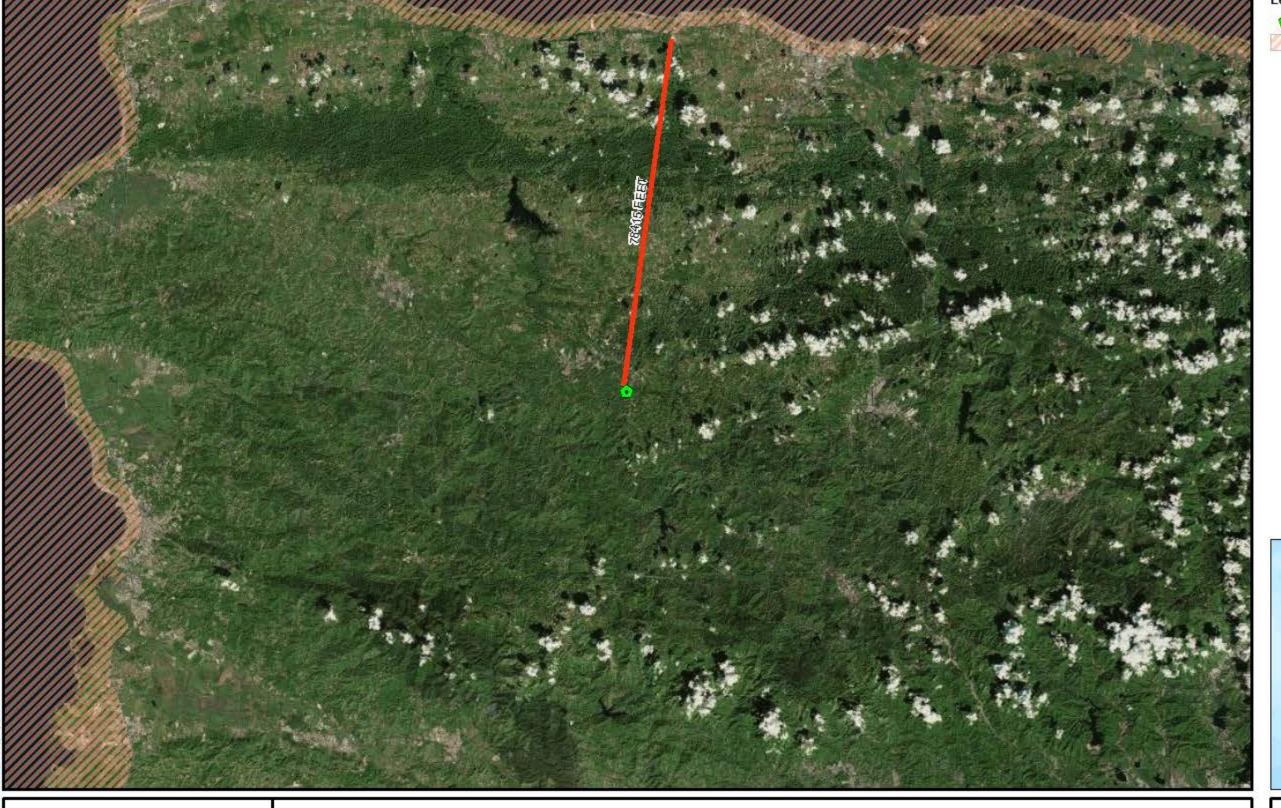
ΑО

PuertoRico_ABFE_1PCT Advisory Base Flood Elevation (zoom in to make visible) Flood Hazard Boundary (zoom in to make visible) Limit of Moderate Wave Action (LiMWA) Flood Hazard Extent 1% Annual Chance Flood 0.2% Annual Chance Flood Zone/BFE Boundary Flood Hazard Area (zoom in to make visible) Flood Hazard Zone А

100ft

esri

FEMA



Legend





Coastal Zone Management Boundary

Distance to Nearest Coastal Zone Management Boundary in Feet: 78,415

PUERTO RICO



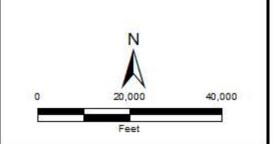


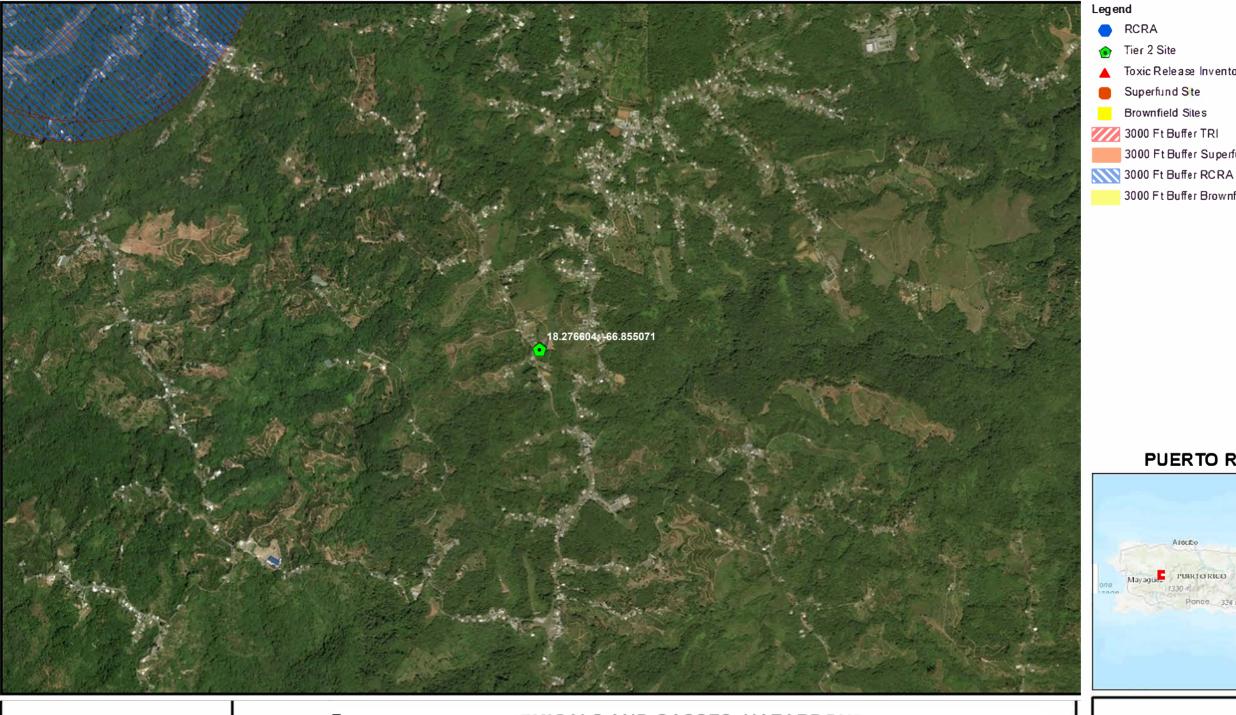
Date: 10/4/2022

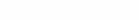


APPLICANT ID: PR-RGRW-00095

ADDRESS: Bo Buenos Aires Carretera 129 interior Sector Jobo, PR 00669 Parcel Coordinates: 18.276604, -66.855071







Tier 2 Site

Superfund Ste Brownfield Sites

Toxic Release Inventory Site

3000 Ft Buffer Superfund

3000 Ft Buffer Brownfield

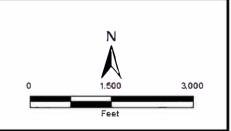


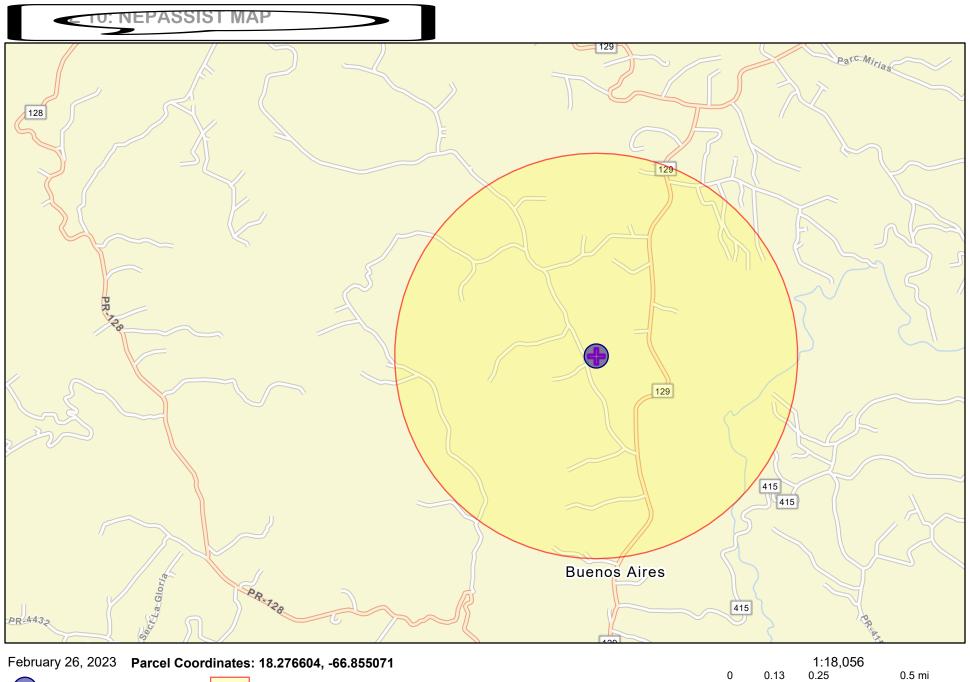


TOXIC CHEMICALS AND GASSES, HAZARDOUS MATERIAL

CONTAMINATION, AND RADIOACTIVE SUBSTANCES **APPLICANT ID: PR-RGRW-00095**

ADDRESS: Bo Buenos Aires Carretera 129 interior Sector Jobo, PR 00669 Parcel Coordinates: 18.276604, -66.855071

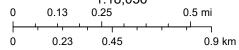




Project 2

Project Buffer

Search Result (point)



Esri Community Maps Contributors, Esri, HERE, Garmin, Foursquare, SafeGraph, GeoTechnologies, Inc, METI/NASA, USGS, NPS, US Census



PUERTO RICO



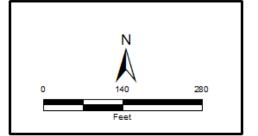


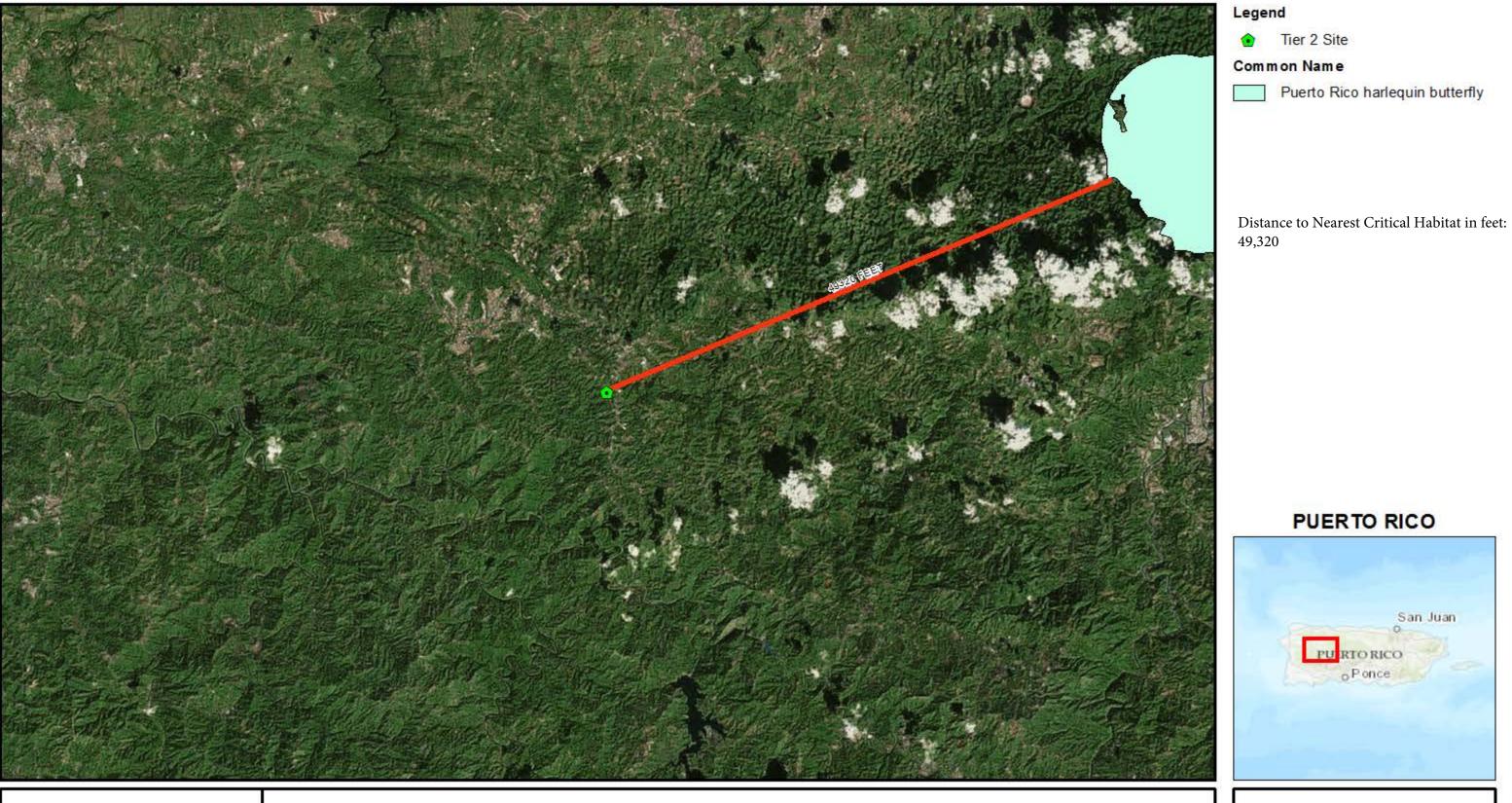


APPLICANT ID: PR-RGRW-00095

ADDRESS: Bo Buenos Aires Carretera 129 interior Sector Jobo, PR 00669

Parcel Coordinates: 18.276604, -66.855071





TETRA TECH

Date: 2/21/2023

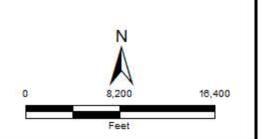
Source: U.S. FISH & WILDLIFE SERVICE

https://ecos.fws.gov



APPLICANT ID: PR-RGRW-00095

ADDRESS: Bo Buenos Aires Carretera 129 interior Sector Jobo, PR 00669 Parcel Coordinates: 18.276604, -66.855071



PUERTO RICO

o Ponce







Farm Class

All areas are prime farmland

Farmland of statewide importance

Farmland of statewide importance, if irrigated

Prime farmland if drained

Prime farmland if irrigated

Prime farmland if irrigated and reclaimed of excess salts and sodium

Prime farmland if protected from flooding or not frequently flooded during the growing season

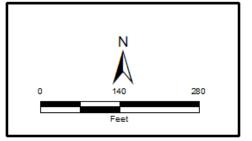


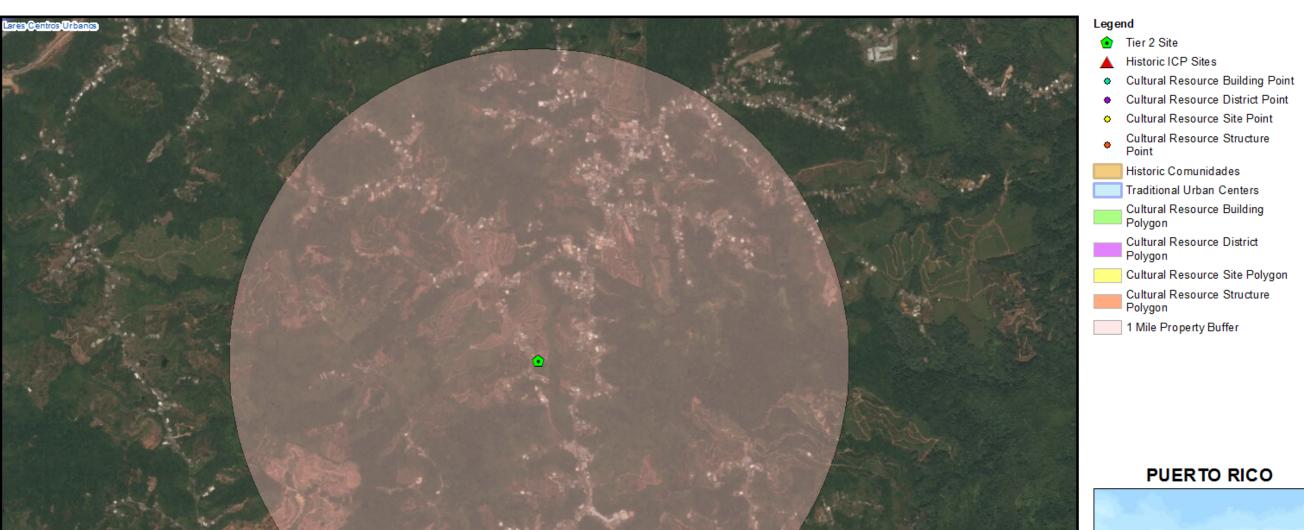




APPLICANT ID: PR-RGRW-00095

ADDRESS: Bo Buenos Aires Carretera 129 interior Sector Jobo, PR 00669 Parcel Coordinates: 18.276604, -66.855071









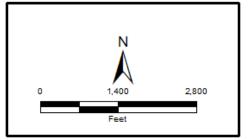
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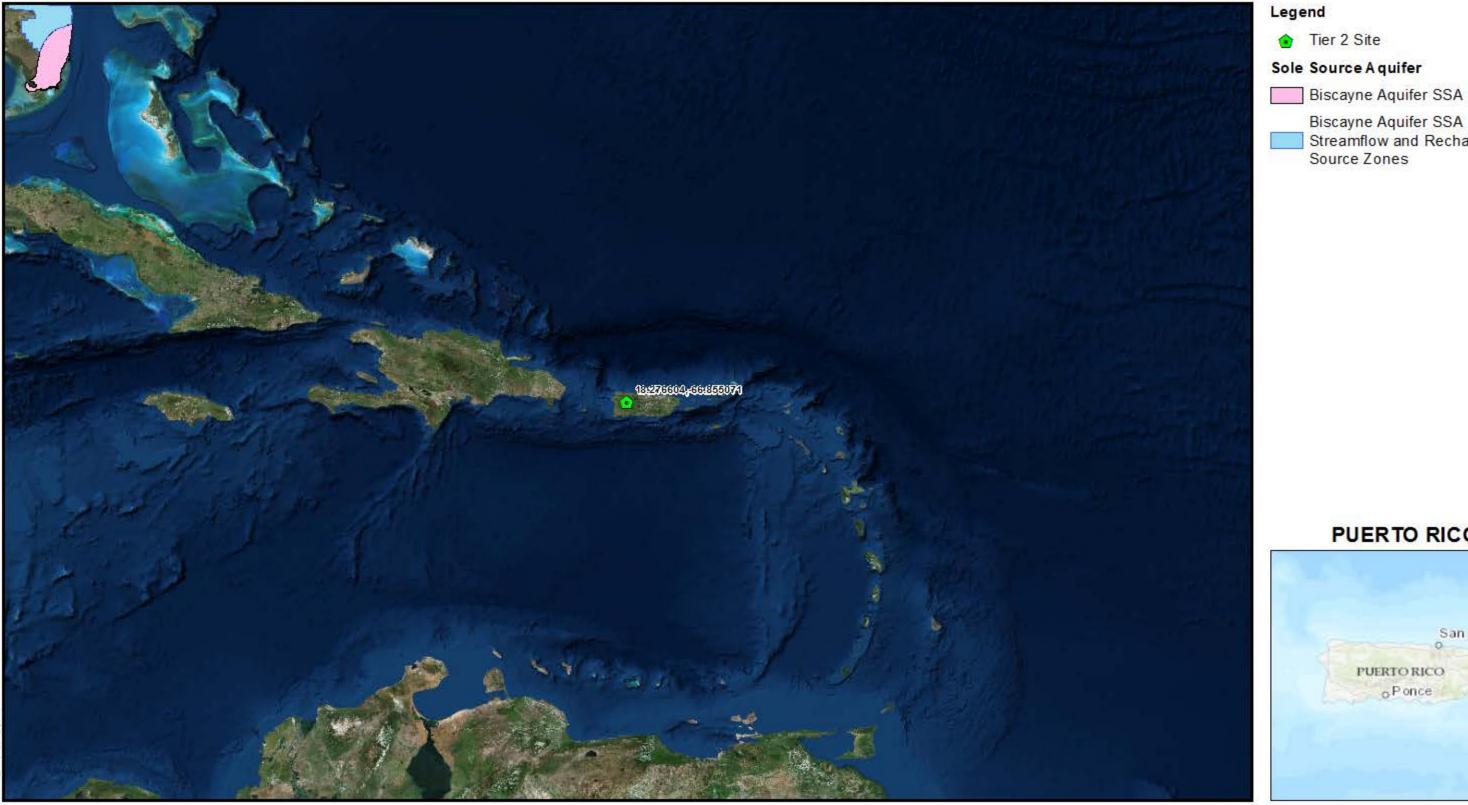


APPLICANT ID: PR-RGRW-00095

ADDRESS: Bo Buenos Aires Carretera 129 interior Sector Jobo, PR 00669

Parcel Coordinates: 18.276604, -66.855071





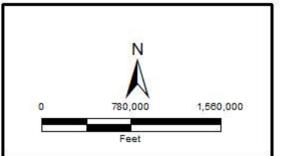


https://www.faa.gov

APPLICANT ID: PR-RGRW-00095

E 15: SULE SOURCE AQUIFERS

ADDRESS: Bo Buenos Aires Carretera 129 interior Sector Jobo, PR 00669 Parcel Coordinates: 18.276604, -66.855071



PUERTO RICO

Biscayne Aquifer SSA Streamflow and Recharge

Source Zones





Legend

Tier 2 Site

WETLAND TYPE

Estuarine and Marine Deepwater

Estuarine and Marine Wetland

Freshwater Emergent Wetland

Freshwater Forested/Shrub Wetland

Freshwater Pond

Lake

Riverine

PUERTO RICO





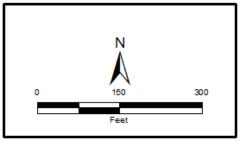
Date: 10/4/2022

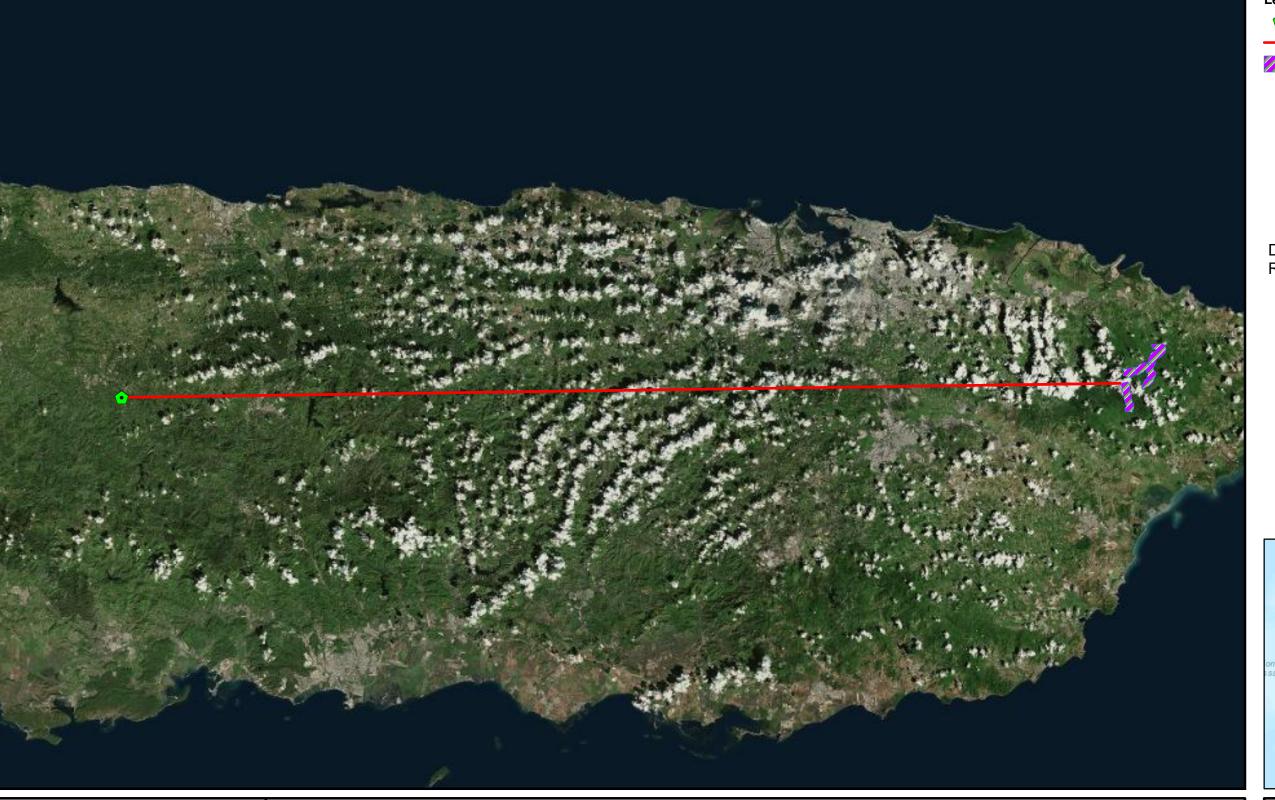
= 10: WETLANDS

APPLICANT ID: PR-RGRW-00095

ADDRESS: Bo Buenos Aires Carretera 129 interior Sector Jobo, PR 00669

Parcel Coordinates: 18.276604, -66.855071



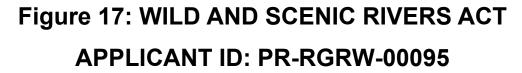


▶ Project Parcel▶ Nearest WSR✓ Wild and Scenic Rivers

Distance to Nearest Wild and Scenic River in Feet: 368260

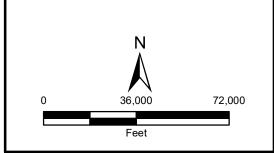
PUERTO RICO





ADDRESS: Bo Buenos Aires Carretera 129 interior Sector Jobo, PR 00669
Name of Development: Productos Zaynow
Parcel Coordinates: 18.276604, -66.855071









PUERTO RICO



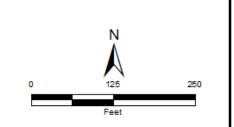




APPLICANT ID: PR-RGRW-00095

ADDRESS: Bo Buenos Aires Carretera 129 interior Sector Jobo, PR 00669

Parcel Coordinates: 18.276604, -66.855071



Appendix C

O EPA Med States Environmental Protection Agen

Green Book

You are here: EPA Home > Green Book > National Area and Counly -Level Multi-Pollutant Information > Puerto Rico Nonattainment/Maintenance Status for Each County by Year ior All Criteria Pollutants

Puerto Rico Nonattainment/Maintenance Status for Each County by Year for All Criteria Pollutants

Data is current as of December 31, 2021

Listed by County, NAAQS, Area. The 8-hour Ozone (1997) standard was revoked on April 6, 2015 and the 1-hour Ozone (1979) standard was revoked on June 15, 2005.

• The 1997 Primary Annual Ptvl-2.5 NAAQS (level of 15 µg/m³) is revoked in attainment and maintenance areas for that NAAQS. For additional information see the PM-2.5 NAAQS SIP Requirements Final Rule, effective October 24, 2016. (81 FR 58009).

| mportant Notes | | | _ | | | | | | | | | | | | | | | | | | | | | Download Na | alonal Daiaset | dbf I XIS | Data diction |
|--------------------|-----------------------|----------------------|----|-------|------|------|------|------|------|------|-------|------|--------|---------|------|----|-------|----|------|------|----|----------|------------------------------|----------------|--------------------------|----------------------|-------------------------------|
| County | NMQS | Area Name | | | | | | | | | | Nona | ttainn | nent ir | Year | | | | | | | | Redesignation to Maintenance | Classification | Whole or/ Part County | Population (2010) | State/ County FPS Codes |
| PUERTO RICO | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| Arecibo Municipio | Lead (2008) | Arecibo, FR | | | | | | | | | | | | | | 11 | 12 13 | 14 | 15 1 | 6 17 | 18 | 19 20 21 | " | | Part | 32,185 | 72/013 |
| Bayamon Municipio | Sulfur Dioxide (2010) | San Juan, FR | | | | | | | | | | | | | | | | | | | 18 | 19 20 21 | II | | Part | 22,921 | 72/021 |
| Catano Municipio | Sulfur Dioxide (2010) | San Juan, PR | | | | | | | | | | | | | | | | | | | 18 | 19 20 21 | 11 | | Whole | 28,140 | 72/033 |
| Guaynabo Municipio | PM-10 (1987) | Mun. of Guaynabo, FR | 92 | 93 94 | 4 95 | 96 9 | 7 98 | 99 0 | 0 01 | 02 (| 03 04 | 05 | 06 0 | 07 08 | 09 | | | | | | | | 02/11/2010 | Moderate | Part | 90,470 | 72/061 |
| Guaynabo Municipio | Sulfur Dioxide (2010) | San Juan, PR | | | | | | | | | | | | | | | | | | | 18 | 19 20 21 | // | | Part | 23,802 | 72/061 |
| Salinas Municipio | Sulfur Dioxide (2010) | Guayama-Salinas, FR | | | | | | | | | | | | | | | | | | | 18 | 19 20 21 | 11 | | Part | 23,401 | 72/123 |
| San Juan Municipio | Sulfur Dioxide (2010) | San Juan, PR | | | | | | | | | | | | | | | | | | | 18 | 19 20 21 | // | | Part | 147,963 | 72/127 |
| Toa Baja Municipio | Sulfur Dioxide (2010) | San Juan, PR | | | | | | | | | | | | | | | | | | | 18 | 19 20 21 | " | | Part | 52,441 | 72/137 |

Appendix D

IPaC resource list

This report is an automatically generated list of species and other resources such as critical habitat (collectively referred to as *trust resources*) under the U.S. Fish and Wildlife Service's (USFWS) jurisdiction that are known or expected to be on or near the project area referenced below. The list may also include trust resources that occur outside of the project area, but that could potentially be directly or indirectly affected by activities in the project area. However, determining the likelihood and extent of effects a project may have on trust resources typically requires gathering additional site-specific (e.g., vegetation/species surveys) and project-specific (e.g., magnitude and timing of proposed activities) information.

Below is a summary of the project information you provided and contact information for the USFWS office(s) with jurisdiction in the defined project area. Please read the introduction to each section that follows (Endangered Species, Migratory Birds, USFWS Facilities, and NWI Wetlands) for additional information applicable to the trust resources addressed in that section.

Location

Lares County, Puerto Rico



Local office

Caribbean Ecological Services Field Office

- **\((787) 834-1600**
- **(787) 851-7440**
- CARIBBEAN ES@FWS.GOV

MAILING ADDRESS

Post Office Box 491 Boqueron, PR 00622-0491

PHYSICAL ADDRESS

Office Park I State Road #2 Km 156.5, Suite 303} Mayaguez, PR 00680

Endangered species

This resource list is for informational purposes only and does not constitute an analysis of project level impacts.

The primary information used to generate this list is the known or expected range of each species. Additional areas of influence (AOI) for species are also considered. An AOI includes areas outside of the species range if the species could be indirectly affected by activities in that area (e.g., placing a dam upstream of a fish population even if that fish does not occur at the dam site, may indirectly impact the species by reducing or eliminating water flow downstream). Because species can move, and site conditions can change, the species on this list are not guaranteed to be found on or near the project area. To fully determine any potential effects to species, additional site-specific and project-specific information is often required.

Section 7 of the Endangered Species Act **requires** Federal agencies to "request of the Secretary information whether any species which is listed or proposed to be listed may be present in the area of such proposed action" for any project that is conducted, permitted, funded, or licensed by any Federal agency. A letter from the local office and a species list which fulfills this requirement can **only** be obtained by requesting an official species list from either the Regulatory Review section in IPaC (see directions below) or from the local field office directly.

For project evaluations that require USFWS concurrence/review, please return to the IPaC website and request an official species list by doing the following:

- 1. Draw the project location and click CONTINUE.
- 2. Click DEFINE PROJECT.
- 3. Log in (if directed to do so).
- 4. Provide a name and description for your project.
- 5. Click REQUEST SPECIES LIST.

Listed species¹ and their critical habitats are managed by the <u>Ecological Services Program</u> of the U.S. Fish and Wildlife Service (USFWS) and the fisheries division of the National Oceanic and Atmospheric Administration (NOAA Fisheries²).

Species and critical habitats under the sole responsibility of NOAA Fisheries are **not** shown on this list. Please contact <u>NOAA</u> Fisheries for species under their jurisdiction.

- 1. Species listed under the <u>Endangered Species Act</u> are threatened or endangered; IPaC also shows species that are candidates, or proposed, for listing. See the <u>listing status page</u> for more information. IPaC only shows species that are regulated by USFWS (see FAQ).
- 2. <u>NOAA Fisheries</u>, also known as the National Marine Fisheries Service (NMFS), is an office of the National Oceanic and Atmospheric Administration within the Department of Commerce.

The following species are potentially affected by activities in this location:

Birds

NAME STATUS

Puerto Rican Broad-winged Hawk Buteo platypterus brunnescens

Endangered

Wherever found

No critical habitat has been designated for this species.

https://ecos.fws.gov/ecp/species/5512

Puerto Rican Parrot Amazona vittata

Endangered

Wherever found

No critical habitat has been designated for this species.

https://ecos.fws.gov/ecp/species/3067

Reptiles

NAME STATUS

Puerto Rican Boa Chilabothrus inornatus

Endangered

Wherever found

No critical habitat has been designated for this species.

https://ecos.fws.gov/ecp/species/6628

Critical habitats

Potential effects to critical habitat(s) in this location must be analyzed along with the endangered species themselves.

There are no critical habitats at this location.

Migratory birds

Certain birds are protected under the Migratory Bird Treaty Act¹ and the Bald and Golden Eagle Protection Act².

Any person or organization who plans or conducts activities that may result in impacts to migratory birds, eagles, and their habitats should follow appropriate regulations and consider implementing appropriate conservation measures, as described below.

- 1. The Migratory Birds Treaty Act of 1918.
- 2. The Bald and Golden Eagle Protection Act of 1940.

Additional information can be found using the following links:

- Birds of Conservation Concern https://www.fws.gov/program/migratory-birds/species
- Measures for avoiding and minimizing impacts to birds https://www.fws.gov/library/collections/avoiding-and-minimizing-incidental-take-migratory-birds
- Nationwide conservation measures for birds https://www.fws.gov/sites/default/files/documents/nationwide-standard-conservation-measures.pdf

There are no migratory birds of conservation concern expected to occur at this location.

Tell me more about conservation measures I can implement to avoid or minimize impacts to migratory birds.

Nationwide Conservation Measures describes measures that can help avoid and minimize impacts to all birds at any location year round. Implementation of these measures is particularly important when birds are most likely to occur in the project area. When birds may be breeding in the area, identifying the locations of any active nests and avoiding their destruction is a very helpful impact minimization measure. To see when birds are most likely to occur and be breeding in your project area, view the Probability of Presence Summary. Additional measures or permits may be advisable depending on the type of activity you are conducting and the type of infrastructure or bird species present on your project site.

What does IPaC use to generate the list of migratory birds that potentially occur in my specified location?

The Migratory Bird Resource List is comprised of USFWS <u>Birds of Conservation Concern (BCC)</u> and other species that may warrant special attention in your project location.

The migratory bird list generated for your project is derived from data provided by the <u>Avian Knowledge Network (AKN)</u>. The AKN data is based on a growing collection of <u>survey</u>, <u>banding</u>, <u>and citizen science datasets</u> and is queried and filtered to return a list of those birds reported as occurring in the 10km grid cell(s) which your project intersects, and that have been identified as warranting special attention because they are a BCC species in that area, an eagle (<u>Eagle Act</u> requirements may apply), or a species that has a particular vulnerability to offshore activities or development.

Again, the Migratory Bird Resource list includes only a subset of birds that may occur in your project area. It is not representative of all birds that may occur in your project area. To get a list of all birds potentially present in your project area, please visit the <u>Rapid Avian Information Locator (RAIL) Tool</u>.

What does IPaC use to generate the probability of presence graphs for the migratory birds potentially occurring in my specified location?

The probability of presence graphs associated with your migratory bird list are based on data provided by the <u>Avian Knowledge Network (AKN)</u>. This data is derived from a growing collection of <u>survey</u>, <u>banding</u>, <u>and citizen science datasets</u>.

Probability of presence data is continuously being updated as new and better information becomes available. To learn more about how the probability of presence graphs are produced and how to interpret them, go the Probability of Presence Summary and then click on the "Tell me about these graphs" link.

How do I know if a bird is breeding, wintering or migrating in my area?

To see what part of a particular bird's range your project area falls within (i.e. breeding, wintering, migrating or year-round), you may query your location using the RAIL Tool and look at the range maps provided for birds in your area at the bottom of the profiles provided for each bird in your results. If a bird on your migratory bird species list has a breeding season associated with it, if that bird does occur in your project area, there may be nests present at some point within the timeframe specified. If "Breeds elsewhere" is indicated, then the bird likely does not breed in your project area.

What are the levels of concern for migratory birds?

Migratory birds delivered through IPaC fall into the following distinct categories of concern:

- 1. "BCC Rangewide" birds are <u>Birds of Conservation Concern</u> (BCC) that are of concern throughout their range anywhere within the USA (including Hawaii, the Pacific Islands, Puerto Rico, and the Virgin Islands);
- 2. "BCC BCR" birds are BCCs that are of concern only in particular Bird Conservation Regions (BCRs) in the continental USA; and
- 3. "Non-BCC Vulnerable" birds are not BCC species in your project area, but appear on your list either because of the <u>Eagle Act</u> requirements (for eagles) or (for non-eagles) potential susceptibilities in offshore areas from certain types of development or activities (e.g. offshore energy development or longline fishing).

Although it is important to try to avoid and minimize impacts to all birds, efforts should be made, in particular, to avoid and minimize impacts to the birds on this list, especially eagles and BCC species of rangewide concern. For more information on conservation measures you can implement to help avoid and minimize migratory bird impacts and requirements for eagles, please see the FAQs for these topics.

Details about birds that are potentially affected by offshore projects

For additional details about the relative occurrence and abundance of both individual bird species and groups of bird species within your project area off the Atlantic Coast, please visit the Northeast Ocean Data Portal. The Portal also offers data and information about other taxa besides birds that may be helpful to you in your project review. Alternately, you may download the bird model results files underlying the portal maps through the NOAA NCCOS Integrative Statistical Modeling and Predictive Mapping of Marine Bird Distributions and Abundance on the Atlantic Outer Continental Shelf project webpage.

Bird tracking data can also provide additional details about occurrence and habitat use throughout the year, including migration. Models relying on survey data may not include this information. For additional information on marine bird tracking data, see the <u>Diving Bird Study</u> and the <u>nanotag studies</u> or contact <u>Caleb Spiegel</u> or <u>Pam Loring</u>.

What if I have eagles on my list?

If your project has the potential to disturb or kill eagles, you may need to <u>obtain a permit</u> to avoid violating the Eagle Act should such impacts occur.

Proper Interpretation and Use of Your Migratory Bird Report

The migratory bird list generated is not a list of all birds in your project area, only a subset of birds of priority concern. To learn more about how your list is generated, and see options for identifying what other birds may be in your project area, please see the FAQ "What does IPaC use to generate the migratory birds potentially occurring in my specified location". Please be aware this report provides the "probability of presence" of birds within the 10 km grid cell(s) that overlap your project; not your exact project footprint. On the graphs provided, please also look carefully at the survey effort (indicated by the black vertical bar) and for the existence of the "no data" indicator (a red horizontal bar). A high

survey effort is the key component. If the survey effort is high, then the probability of presence score can be viewed as more dependable. In contrast, a low survey effort bar or no data bar means a lack of data and, therefore, a lack of certainty about presence of the species. This list is not perfect; it is simply a starting point for identifying what birds of concern have the potential to be in your project area, when they might be there, and if they might be breeding (which means nests might be present). The list helps you know what to look for to confirm presence, and helps guide you in knowing when to implement conservation measures to avoid or minimize potential impacts from your project activities, should presence be confirmed. To learn more about conservation measures, visit the FAQ "Tell me about conservation measures I can implement to avoid or minimize impacts to migratory birds" at the bottom of your migratory bird trust resources page.

Facilities

National Wildlife Refuge lands

Any activity proposed on lands managed by the <u>National Wildlife Refuge</u> system must undergo a 'Compatibility Determination' conducted by the Refuge. Please contact the individual Refuges to discuss any questions or concerns.

There are no refuge lands at this location.

Fish hatcheries

There are no fish hatcheries at this location.

Wetlands in the National Wetlands Inventory (NWI)

Impacts to <u>NWI wetlands</u> and other aquatic habitats may be subject to regulation under Section 404 of the Clean Water Act, or other State/Federal statutes.

For more information please contact the Regulatory Program of the local <u>U.S. Army Corps of Engineers District</u>.

This location did not intersect any wetlands mapped by NWI.

NOTE: This initial screening does **not** replace an on-site delineation to determine whether wetlands occur. Additional information on the NWI data is provided below.

Data limitations

The Service's objective of mapping wetlands and deepwater habitats is to produce reconnaissance level information on the location, type and size of these resources. The maps are prepared from the analysis of high altitude imagery. Wetlands are identified based on vegetation, visible hydrology and geography. A margin of error is inherent in the use of imagery; thus, detailed on-the-ground inspection of any particular site may result in revision of the wetland boundaries or classification established through image analysis.

The accuracy of image interpretation depends on the quality of the imagery, the experience of the image analysts, the amount and quality of the collateral data and the amount of ground truth verification work conducted. Metadata should be consulted to determine the date of the source imagery used and any mapping problems.

Wetlands or other mapped features may have changed since the date of the imagery or field work. There may be occasional differences in polygon boundaries or classifications between the information depicted on the map and the actual conditions on site.

Data exclusions

Certain wetland habitats are excluded from the National mapping program because of the limitations of aerial imagery as the primary data source used to detect wetlands. These habitats include seagrasses or submerged aquatic vegetation that are found in the intertidal and subtidal zones of estuaries and nearshore coastal waters. Some deepwater reef communities (coral or tuberficid worm reefs) have also been excluded from the inventory. These habitats, because of their depth, go undetected by aerial imagery.

Data precautions

Federal, state, and local regulatory agencies with jurisdiction over wetlands may define and describe wetlands in a different manner than that used in this inventory. There is no attempt, in either the design or products of this inventory, to define the limits of proprietary jurisdiction of any Federal, state, or local government or to establish the geographical scope of the regulatory programs of government agencies. Persons intending to engage in activities involving modifications within or adjacent to wetland areas should seek the advice of appropriate Federal, state, or local agencies concerning specified agency regulatory programs and proprietary jurisdictions that may affect such activities.

Appendix E



GOVERNMENT OF PUERTO RICO

STATE HISTORIC PRESERVATION OFFICE

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

February 2, 2023

Lauren Bair Poche

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

SHPO: 01-04-23-07 PR-RGRW-00095 - PRODUCTOS ZAYNOE LOCALIZADO EN EL BO. BUENOS AIRES CARR. PR-129 INTERIOR SECTOR JOBO, LARES, PUERTO RICO

Dear Ms. Bair,

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

Conly afterin

State Historic Preservation Officer

CARC/GMO/IMC





January 5, 2023

Carlos A. Rubio Cancela Director Ejecutivo Oficina Estatal de Conservación Histórica 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-00095 - Productos Zaynoe - Bo. Buenos Aires, Carretera PR-129 Interior, Sector Jobo, Lares, 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) and the Home Repair, Reconstruction, or Relocation (R3) Program. 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, we are submitting documentation for activities proposed by Productos Zaynoe in Bo. Buenos Aires at Carretera PR-129 Interior, Sector Jobo in the municipality of Lares. This undertaking will involve the construction of a new processing room measuring approximately 40' long by 25' wide that will involve ground disturbance. Based on the submitted documentation prepared by SOI-qualified Archaeologist Jesus E. Vega, Ph.D., the Program requests a concurrence that a determination 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

Enclosures

| 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: Productos Zaynoe | • , |
| Case ID: PR-RGRW-00095 | City: Lares |

| Project Location: Bo. Buenos Aires Carretera PR- | 129 Interior Sector Jobo, Lares | | | | | |
|---|---------------------------------|--|--|--|--|--|
| Project Coordinates: 18.276604, -66.855071 | | | | | | |
| TPID (Número de Catastro): 186-004-213-38-000 | | | | | | |
| Type of Undertaking: | | | | | | |
| □ Substantial Repair | | | | | | |
| | | | | | | |
| Construction Date (AH est.): c2000 | Property Size (acres): 0.72 | | | | | |

| SOI-Qualified Architect/Architectural Historian: n/a | |
|--|--|
| Date Reviewed : n/a | |
| SOI-Qualified Archaeologist: Jesus E. Vega, Ph.D. | |
| Date Reviewed: December 21, 2022 | |

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 activity at the farm of Productos Zaynoe (spelled Zaynow in the site inspection) includes the construction of a new processing room with a metal wagon for processing culantro in bank table with soils and pots, in compliance with Section 106 NHPA Effect Determination. The dimensions of the metal wagon are 30' by 20.' This activity will require ground disturbance. The applicant intends to connect the existing utilities to the new processing room. The property is located at Bo. Buenos Aires, Carretera PR-129 Interior Sector Jobo, Municipality of Adjuntas. This land is currently used for processing culantro in bank table with soil and pots. The farm has three greenhouses 150' long by 18' wide north of the terrain for the proposed construction, and a fourth greenhouse to the right of the construction area. This farm was previously used for coffee cultivation.

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 includes a processing room with a metal wagon of 30' x 20' within a

| 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: Productos Zaynoe | |
| Case ID: PR-RGRW-00095 | City: Lares |

footprint approximately 40' long by 25' wide, located at 18.27661, -66.85502. The direct APE includes a 15-meter buffer to the rear and sides. The visual APE is the viewshed of the proposed project.

Identification of Historic Properties - Archaeology

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 there are no reported archaeological sites and/or NRHP listed/eligible historic properties within a half-mile radius of the property. "No data" in Table 1 denotes no corresponding Institute of Puerto Rican Culture (IPRC), State Historic Preservation Office (SHPO), or National Register of Historic Places (NRHP) identification was found. The proposed project is located in rural, mountainous terrain, on soil classified as Guanajibo loam (GoC), with 2 to 12 percent slopes, surrounded by secondary forest vegetation cover, 500 meters above mean sea level. The north coast is approximately 15.07 miles northwest of the property. The closest fresh-water bodies are an intermittent tributary of Río Guajataca, 0.08 miles northeast, Río Guajataca, 0.31 miles southwest, and Río Ángeles, 0.42 miles southeast. There are no archaeological studies conducted within a half-mile radius of the APE.

Table 1. Archaeological Sites and/or NRHP Listed/Eligible Historic Properties Within a Half-Mile Radius of Project Area

| Name | SHPO ID | IPRC ID | Location | Description | NRHP |
|---------|---------|---------|----------|-------------|---------|
| No data | No data | No data | No data | No data | No data |

Table 2. Cultural Resource Studies Conducted Within a Half-Mile Radius of Project Area

| Author | Title | Year | SHPO/IPRC ID | Results | Location |
|---------|---------|------|--------------|---------|----------|
| No data | No data | Nd | No data | No data | No data |

| 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: Productos Zaynoe | |
| Case ID: PR-RGRW-00095 | City: Lares |

Determination

The following historic properties have been identified within the APE:

- Direct Effect:
 - o N/A
- Indirect Effect:
 - o N/A

Based on the results of our historic property identification efforts, there are no reported archaeological materials or significant cultural properties within a half-mile radius of the proposed project area. There are no known archaeological sites or NRHP listed/eligible historic properties within or adjacent to where the direct Area of Potential Effect (APE) of case PR-RGRW-00095 is located. The proposed project area is not within the boundaries or visual APE of any NRHP listed/eligible historic properties, or to a Traditional Urban Center or Historic District. The surrounding terrain has been terraced and superficially impacted by construction of agricultural infrastructure. There are no archaeological studies within a half-mile radius. Therefore, the Program has determined that project actions described in the undertaking will not impact any cultural properties.

| PUERTO RICO 2017 DISASTER RECOVERY, CDBG-DR PROGRAM | |
|---|---------------------------|
| REGROW PUERTO RICO PROGRAM | GOVERNMENT OF PUERTO RICO |
| Section 106 NHPA Effect Determination | DEPARTMENT OF TIOCSARD |
| Applicant: Productos Zaynoe | , |
| Case ID: PR-RGRW-00095 | City: Lares |

Recommendation

| The Puerto Rico Department of Housing requests that the Puerto Rico SHPO concur that th | е |
|---|---|
| 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 and: | d the above information |
| □ Concurs with the information provided. | |
| □ Does not concur with the information provided. | |
| Comments: | |
| Carlos Rubio-Cancela State Historic Preservation Officer | Date: |

REGROW PUERTO RICO PROGRAM

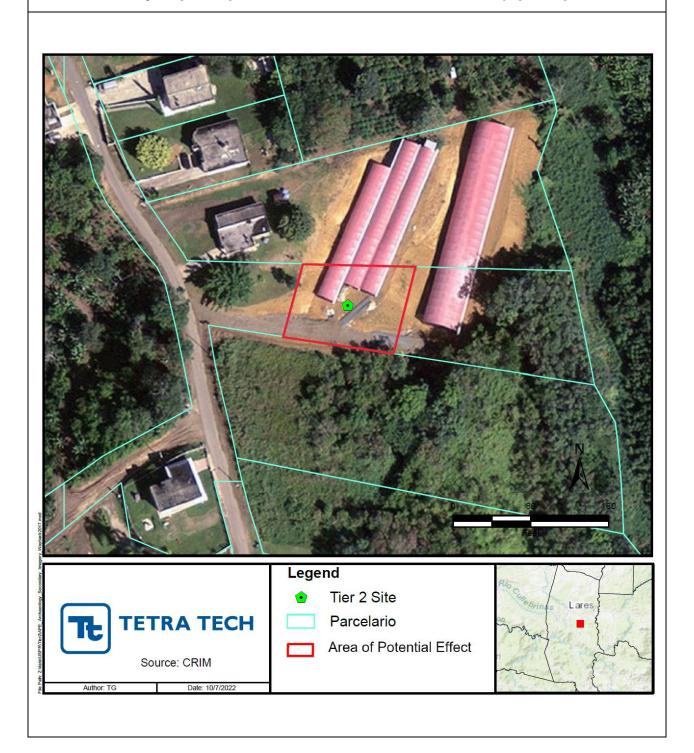
Section 106 NHPA Effect Determination



Applicant: Productos Zaynoe

Case ID: PR-RGRW-00095 City: Lares

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



REGROW PUERTO RICO PROGRAM

Section 106 NHPA Effect Determination



Applicant: Productos Zaynoe

Case ID: PR-RGRW-00095 City: Lares

Project (Parcel) Location - Aerial Map Tier 2 Site



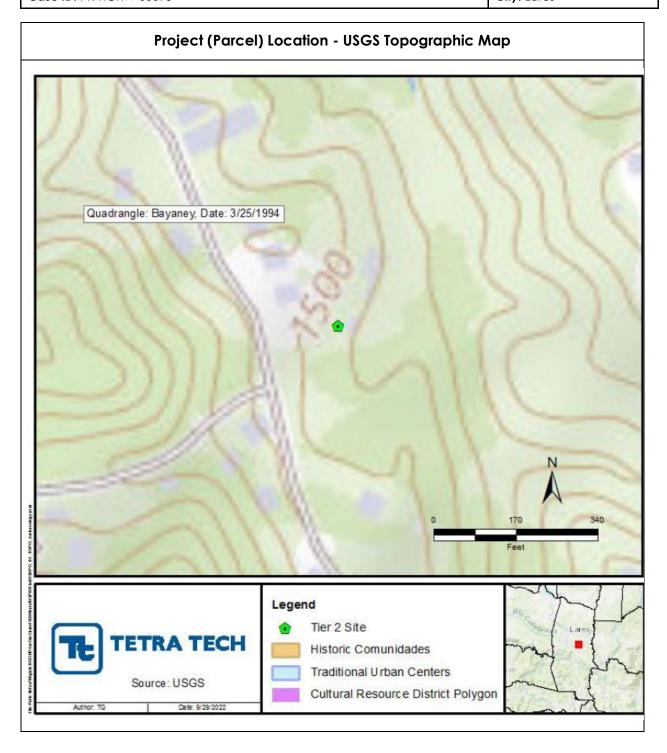
REGROW PUERTO RICO PROGRAM

Section 106 NHPA Effect Determination



Applicant: Productos Zaynoe

Case ID: PR-RGRW-00095 City: Lares



REGROW PUERTO RICO PROGRAM

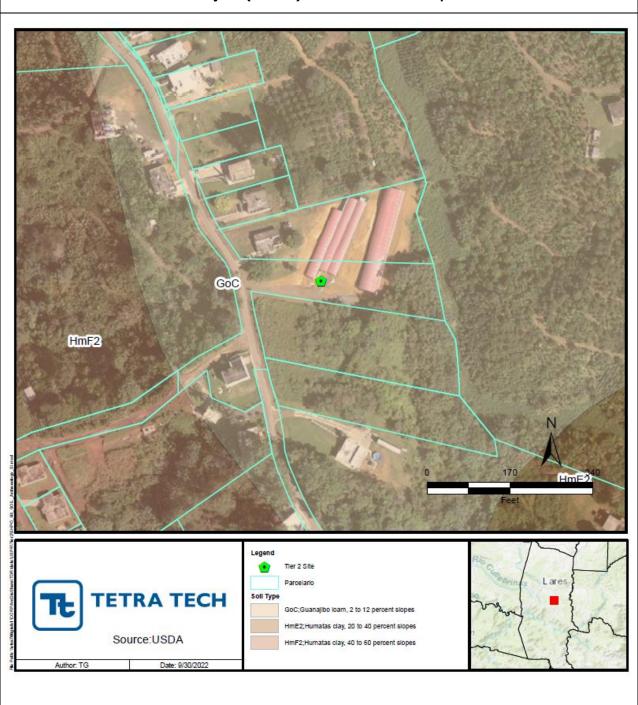
Section 106 NHPA Effect Determination



Applicant: Productos Zaynoe

Case ID: PR-RGRW-00095 City: Lares

Project (Parcel) Location – Soils Map



REGROW PUERTO RICO PROGRAM

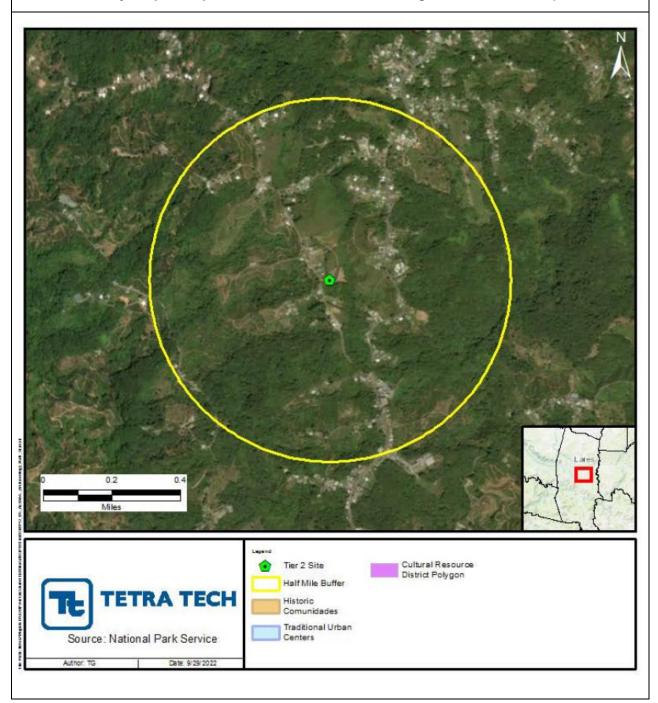
Section 106 NHPA Effect Determination



Applicant: Productos Zaynoe

Case ID: PR-RGRW-00095 City: Lares

Project (Parcel) Location with Previous Investigations - Aerial Map



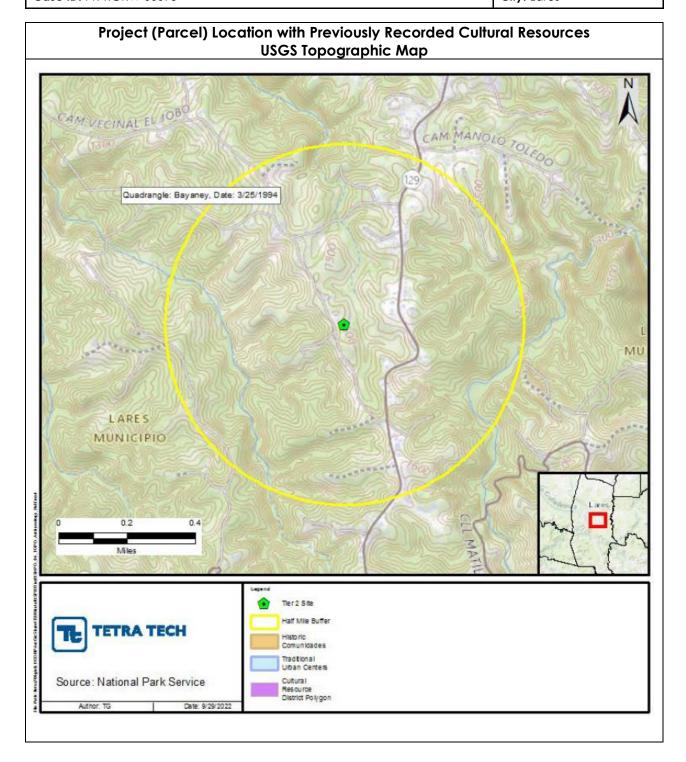
REGROW PUERTO RICO PROGRAM

Section 106 NHPA Effect Determination



Applicant: Productos Zaynoe

Case ID: PR-RGRW-00095 City: Lares



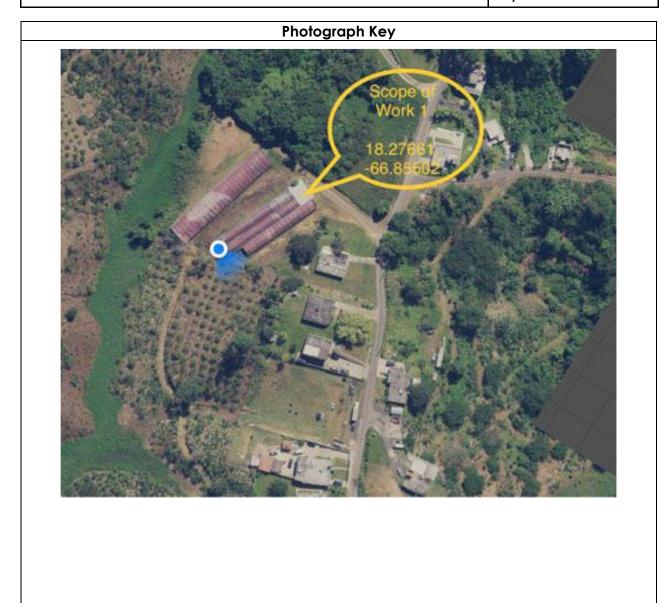
REGROW PUERTO RICO PROGRAM

Section 106 NHPA Effect Determination



Applicant: Productos Zaynoe

Case ID: PR-RGRW-00095 City: Lares



REGROW PUERTO RICO PROGRAM

Section 106 NHPA Effect Determination







GOVERNMENT OF PUERTO RICO

Photo # 1:

Description (include direction): East

Date: 11/21/2022

Scope of Work, area 1



Photo # 2:

Description (include direction): Northwest

Date: 11/21/2022

Scope of Work, area 1



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,

Juan C Pérez Bofill, P.E. M.Eng Director of Disaster Recovery CDBG DR-MIT