



CITY OF RAPID CITY

RAPID CITY, SOUTH DAKOTA 57701-2724

GROWTH MANAGEMENT

300 Sixth Street
Rapid City, SD 57701

Barbara Garcia, Community Development Specialist
Growth Management Department
city web: www.rcgov.org

Phone: 605-394-4181
Fax: 605-394-2232
e-mail: Barbara.garcia@rcgov.org

MEMORANDUM

TO: Legal & Finance Committee

FROM: Barbara Garcia, Community Development Specialist

DATE: October 5, 2005

RE: Authorization for Mayor to sign the Combined Notice of Finding of No Significant Impact and Notice of Intent to Request Release of Grant Funds and the HUD Request for Release of Funds and Certification form for the Central States Fair, Inc. Economic Development Initiative Grant for a paved parking lot, exterior lighting and drainage mitigation at the Pennington County Fairgrounds, adjacent to the Events Center.

Staff is seeking Council authorization for the Mayor to sign the Combined Notice of Finding of No Significant Impact and Notice of Intent to Request Release of Grant Funds and the HUD Request for Release of Funds and Certification form for the Central States Fair, Inc. Economic Development Initiative Grant for a paved parking lot, exterior lighting and drainage mitigation at the Pennington County Fairgrounds, adjacent to the Events Center.

HUD has awarded Central States Fair, Inc. \$350,000 of Economic Development Initiative FY 2002 Special Project Grant funds for the construction of a paved parking lot (approximately 222 feet x 284 feet) east of the existing parking lot adjacent to the Events Center, installation of new exterior lighting for the parking lot and drainage mitigation needed for the project.

The Growth Management Department has completed an Environmental Review of this project and has determined that there will be no adverse impact on the environment as long as the required mitigations are accomplished. A 10 day public comment period has been completed with no public comments received. The Request for Release of Funds and Certification must be sent to HUD in Denver for concurrence and a 15 day comment period before Central States Fair, Inc. may request their draws from HUD in Washington D.C.



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Mitigation required by the Environmental Review must also be certified by an Engineer prior to HUD release of funds.

No City funds or Rapid City Community Block Grant Funds are being used for this project. No fee was collected for the performance of an Environmental Review for this project. Central States Fair, Inc. was exempted from the fee for this Environmental Review at the April 18, 2005 City Council Meeting.

Staff Recommendation: City Council authorize the Mayor to sign the Combined Notice of Finding of No Significant Impact and Notice of Intent to Request Release of Grant Funds and the HUD Request for Release of Funds and Certification.

Request for Release of Funds and Certification

U.S. Department of Housing and Urban Development
Office of Community Planning and Development

OMB No. 2506-0087
(exp. 11/30/2004)

This form is to be used by Responsible Entities and Recipients (as defined in 24 CFR 58.2) when requesting the release of funds, and requesting the authority to use such funds, for HUD programs identified by statutes that provide for the assumption of the environmental review responsibility by units of general local government and States. Public reporting burden for this collection of information is estimated to average 36 minutes per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. This agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless that collection displays a valid OMB control number.

Part 1. Program Description and Request for Release of Funds (to be completed by Responsible Entity)

1. Program Title(s) Central States Fair, Inc.	2. HUD/State Identification Number B-02-SP-SD-0677	3. Recipient Identification Number (optional)
4. OMB Catalog Number(s)	5. Name and address of responsible entity City of Rapid City Growth Management Department/CD 300 Sixth Street Rapid City, SD 57701	
6. For information about this request, contact (name & phone number) Barbara Garcia (605) 394-4181	7. Name and address of recipient (if different than responsible entity) Central States Fair, Inc. 800 San Francisco Street Rapid City, SD 57701	
8. HUD or State Agency and office unit to receive request HUD/Environmental Division/Region VIII 1670 Broadway Street Denver, CO 80202-4801		

The recipient(s) of assistance under the program(s) listed above requests the release of funds and removal of environmental grant conditions governing the use of the assistance for the following

9. Program Activity(ies)/Project Name(s) Pennington County Fairgrounds - Adjacent to Events Center	10. Location (Street address, city, county, State) Centre Street, Rapid City AKA (N1080' of East 30 acres of SE1/4, NE1/4, T1N, R8E, Sec. 6, Unplatted, BHM, Pennington County, SD
--------------------------------------------------------------------------------------------------------------	----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------

11. Program Activity/Project Description

Construct paved parking lot (approximately 222 feet x 284 feet) east of existing parking lot adjacent to the Events Center; install new exterior lighting and do drainage mitigation for project.

Part 2. Environmental Certification (to be completed by responsible entity)

With reference to the above Program Activity(ies)/Project(s), I, the undersigned officer of the responsible entity, certify that:

1. The responsible entity has fully carried out its responsibilities for environmental review, decision-making and action pertaining to the project(s) named above.
2. The responsible entity has assumed responsibility for and complied with and will continue to comply with, the National Environmental Policy Act of 1969, as amended, and the environmental procedures, permit requirements and statutory obligations of the laws cited in 24 CFR 58.5; and also agrees to comply with the authorities in 24 CFR 58.6 and applicable State and local laws.
3. After considering the type and degree of environmental effects identified by the environmental review completed for the proposed project described in Part 1 of this request, I have found that the proposal did did not require the preparation and dissemination of an environmental impact statement.
4. The responsible entity has disseminated and/or published in the manner prescribed by 24 CFR 58.43 and 58.55 a notice to the public in accordance with 24 CFR 58.70 and as evidenced by the attached copy (copies) or evidence of posting and mailing procedure.
5. The dates for all statutory and regulatory time periods for review, comment or other action are in compliance with procedures and requirements of 24 CFR Part 58.
6. In accordance with 24 CFR 58.71(b), the responsible entity will advise the recipient (if different from the responsible entity) of any special environmental conditions that must be adhered to in carrying out the project.

As the duly designated certifying official of the responsible entity, I also certify that:

7. I am authorized to and do consent to assume the status of Federal official under the National Environmental Policy Act of 1969 and each provision of law designated in the 24 CFR 58.5 list of NEPA-related authorities insofar as the provisions of these laws apply to the HUD responsibilities for environmental review, decision-making and action that have been assumed by the responsible entity.
8. I am authorized to and do accept, on behalf of the recipient personally, the jurisdiction of the Federal courts for the enforcement of all these responsibilities, in my capacity as certifying officer of the responsible entity.

Signature of Certifying Officer of the Responsible Entity	Title of Certifying Officer Mayor, City of Rapid City
	Date signed

X
Address of Certifying Officer
**City of Rapid City
300 Sixth Street
Rapid City, SD 57701**

Part 3. To be completed when the Recipient is not the Responsible Entity

The recipient requests the release of funds for the programs and activities identified in Part 1 and agrees to abide by the special conditions, procedures and requirements of the environmental review and to advise the responsible entity of any proposed change in the scope of the project or any change in environmental conditions in accordance with 24 CFR 58.71(b).

Signature of Authorized Officer of the Recipient	Title of Authorized Officer General Manager
	Date signed

X
Warning: HUD will prosecute false claims and statements. Conviction may result in criminal and/or civil penalties. (18 U.S.C. 1001, 1010, 1012; 31 U.S.C. 3729, 3802)

**COMBINED NOTICE OF FINDING OF NO SIGNIFICANT IMPACT
AND OF INTENT TO REQUEST A RELEASE OF GRANT FUNDS
TO PROVIDE PAVED PARKING LOT, EXTERIOR LIGHTING AND
DRAINAGE MITIGATION FOR PENNINGTON COUNTY
FAIRGROUNDS**

City of Rapid City
Growth Management Department
300 Sixth St.
Rapid City, SD 57701
Telephone: (605) 394-4181
Fax #: (605) 394-2232

Date Issued: October 1 2005
Date Expired: October 10, 2005

TO ALL INTERESTED AGENCIES, GROUPS AND PERSONS:

On or about October 11, 2005, the City of Rapid City will authorize Central States Fair, Inc., to submit a request to the U.S. Department of Housing and Urban Development (HUD) for the release of funds for VA-HUD Economic Development Initiative funds under Title/Section PL 107-73 of the VA-HUD Independent Agencies Appropriations Act of FY 2002, as amended, to undertake the following project:

PROJECT: Pennington County Fairgrounds
SCOPE OF PROJECT: Construction of a paved parking lot adjacent to the Events Center, installation of lighting and drainage mitigation for the project.
LOCATION: Pennington County Fairgrounds, Rapid City, South Dakota.
VA-HUD ECONOMIC DEVELOPMENT FUNDS: \$350,000

FINDING OF NO SIGNIFICANT IMPACT:

An environmental review for the project has been made by the City of Rapid City and is available for public examination and copying at the Growth Management Department, 300 Sixth Street, Rapid City, SD, and may be examined or copied weekdays from 8:00 A.M. to 4:00 P.M. Based on this review, the City has determined that a request for release of project funds will not significantly affect the human environment and hence, an environmental impact statement will not be undertaken under the National Environmental Policy Act of 1969 (PL91-910).

The reasons for the decision not to prepare an environmental impact statement are as follows:

An environmental assessment was completed and a finding of no significant impact was determined. The activities proposed are categorically excluded under HUD regulations at 24 CFR Part 58 from the National Environmental Policy Act (NEPA) requirements.

PUBLIC COMMENTS ON FINDING:

Any individual, group, or agency may submit written comments on the Environmental Review Record to the City of Rapid City, Growth Management Department. All comments must be received by October 11, 2005 and must clearly specify which decision they object to – the Finding of No Significant Impact or the Request for Release of Funds. All comments so received will be considered prior to the Rapid City Growth Management Department taking any administrative action or requesting release of funds on the date listed immediately above.

RELEASE OF GRANT FUNDS:

The City of Rapid City certifies to HUD that the Mayor and his designee in his/her official capacity, consent to accept the jurisdiction of the Federal Courts if an action is brought to enforce responsibilities in relation to the environmental review process and that these responsibilities have been satisfied. HUD's approval of the certification satisfies its responsibilities under NEPA and related laws and authorities, and allows Central States Fair, Inc. to use Program funds.

OBJECTIONS TO RELEASE OF FUNDS

HUD will accept objections to its release of funds and the City of Rapid City's certification for a period of fifteen days following the anticipated submission date or its actual receipt of the request (whichever is later) only if they are on one of the following bases: (a) the certification was not executed by the Chief Executive Officer or other Certifying Officer of the City of Rapid City (b) the City of Rapid City has omitted a step or failed to make a decision of finding required by HUD regulations at 24 CFR Part 58; (c) the grant recipient has committed funds or incurred costs not authorized by 24 CFR Part 58 before approval of a release of funds by HUD; or (d) another Federal agency pursuant to 40 CFR Part 1504 has submitted a written finding that the project is unsatisfactory from the standpoint of environmental quality. Objections must be prepared and submitted in accordance with the required procedures in 24 CFR Part 58, and may be addressed to HUD, Environmental Division, 1670 Broadway Street, Denver, Colorado, 80202-4801. Objections to the release of funds on a basis other than these stated above will not be considered by HUD. No objections received after 15 days from the date of request for funds listed above will be considered by HUD. Potential objectors should contact HUD to verify the actual last day of the objection period.

Jim Shaw, Mayor
City of Rapid City
300 Sixth Street
Rapid City, SD 57701



CITY OF RAPID CITY

RAPID CITY, SOUTH DAKOTA 57701-2724

GROWTH MANAGEMENT

300 Sixth Street
Rapid City, SD 57701
(605) 394-4181

SUMMARY OF FINDINGS OF ENVIRONMENTAL REVIEW

DATE: August 22, 2005

APPLICANT: Central States Fair, Inc.

LOCATION: Pennington County Fair Grounds

ACTIVITY: Proposal to add lighting, drainage, improvements and a paved parking lot that measures 222 feet x 284 feet, east of an existing parking lot adjacent to the Events Center at the Pennington County Fairgrounds. *(See attached map)*

Historical Preservation Society – No historical properties affected. However, if ground disturbance related to this project results in the discovery of any bones, artifacts, foundations, or other indications of past human occupation of the area, the project should be temporarily stopped and the State Historic Preservation Officer notified immediately. Should this project change substantially, (i.e. new locations of impacts) from that presented, the State Historical Preservation Office requests to review those changes. *(See letter attached)*

Department of the Army – Corps of Engineers, Omaha – Flood-Plain Management – The proposed project is in the 100 year flood plain. (Flood Map is attached).

Army Corps of Engineers letter states that this project should pose no adverse effects on the flood plain, if the following is addressed: If proposed power line construction crosses the flood plains of small drainage ways and streams, flood related problems should not occur if the supporting structures for overhead power lines are located as far from the banks of the drainage ways and streams as possible. This will minimize the potential for erosion hazards and flood flow obstruction. Similarly, flood related problems should not occur with underground power lines, if the lines are buried far enough below the beds of drainage ways and streams to prevent exposure due to streambed erosion during periods of



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high flood flows. If any above ground construction is subject to flood damage, such as electrical boxes, they should either be placed, or flood proofed to, a level above the 100 year flood elevation. In addition, your plans should be coordinated with the U.S. Environmental Protection Agency, which is currently involved in a program to protect groundwater resources. (See *letter attached*)

Department of the Army – Corps of Engineers, Pierre, SD – They have determined that a Department of the Army permit will not be required under Section 404 of the Clean Water Act permit requirements. However, if in the future you anticipated doing work or placing material in any waters of the United States, you must provide their office with an application for review for possible permit requirements. You are still required to obtain other applicable Federal, State, Tribal and local permits, as required.

U.S. Fish & Wildlife Service – No significant impact on fish, wildlife or wetlands. If project changes, submit plans for review.

U.S. Department of Game, Fish and Parks Division of Wildlife – No significant impact on fish, wildlife or wetlands. If project changes, submit plans for review.

South Dakota Department of Environment and Natural Resources –

Drinking Water Quality – No adverse environmental effects. If project changes, submit plans for review.

Ground Water Quality – No anticipated adverse impacts to ground water quality by this project. However, project may affect surface water quality and you are required to contact DENR Surface Water Quality Program at (605) 773-3352, regarding requirements for a storm water permit, since area to be disturbed exceeds one (1) acre.

Surface Water Quality – Permit has been obtained, effective date July 1, 2005, expiration date June 20, 2007. Central State Fair, Inc. is authorized to discharge storm water from construction activities in accordance with the conditions and requirements set forth herein. No anticipated adverse effects to water quality by this project.

Air Quality Division of Environmental Quality – Determination that the project will have little or no impact on the air quality in this area. Project is approved.

Waste Management – Hazardous Waste/Solid Waste/Asbestos – Determination that this project will have little or no impact on the waste management in this area.

Air Quality – SD DENR Air Quality Division of Environmental Quality.

There may be some fugitive dust during the construction process; however, construction crews must follow all applicable ordinances and codes to minimize



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the amount of dust entering the air, and being tracked from the site. Determination of no adverse impact on the air quality.

Solid Waste – SD Department of Environment and Natural Resources Office of Solid Waste Management – No Significant impact on waste management in this area from the proposed project regarding hazardous waste, solid waste and/or asbestos. If project changes or relocates, must notify for further review.

U.S. Department of Agriculture, Farmland Soil Scientist – No Significant impact on the prime or important farmland. If project is relocated, must notify for further review.

Manmade Hazards: Thermal/Explosive & Toxic Sites –
Adverse conditions identified that must be mitigated prior to release of funds. The location of the proposed parking lot does not meet HUD safety guidelines for the minimum acceptable separation distance for thermal radiation from hazardous materials sites. Hazardous tanks at Black Hills Oil Marketers, 1012 Centre St., Rapid City, SD, containing gasoline, diesel fuel, Jet A kerosene, Aviation fuel and road diesel fuel are located within the minimum allowed separation distance for people in unprotected areas, of 976 feet. Depending on the actual location of the parking lot, there could also be adverse conditions from blast overpressure from propane tanks located at Amerigas, 1305 Centre St., Rapid City, SD. Blast overpressure safety guidelines require a minimum of 1,120 feet of separation from the tanks to the proposed site. (Hazard area map attached) HUD guidelines do not allow the use of HUD funds in areas that do not meet the minimum separation distance or approved mitigation standards. Mitigation would require either the relocation of the parking lot to an area outside the danger zone for thermal radiation and/or blast overpressure, or the creation of an approved, engineer certified, safety barrier.

All applicable codes and ordinances must be followed, planning reviews, approvals, permits and inspections obtained, as applicable. All mitigation required must be accomplished.

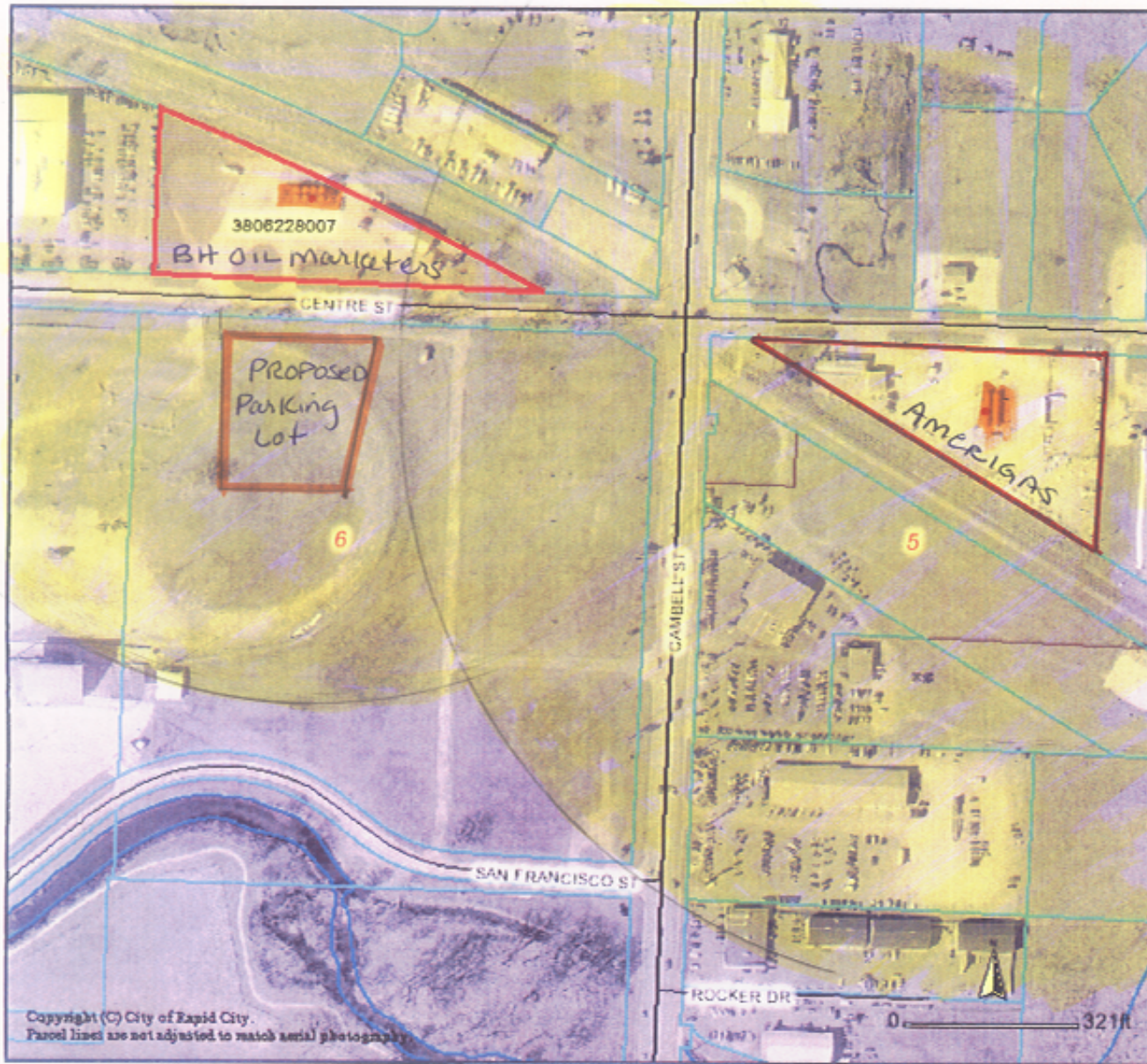


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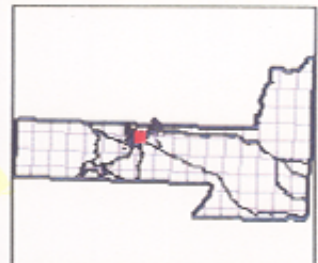
Central States Fair Grounds Hazard Area for Proposed Parking Lot

Danger area

Print Close



	SECTION
	RAILROAD
	NOT CLASSIFIED
	UNPAVED
	3RD HIGHWAY
	COUNTY HIGHWAY
	MAIN ROAD
	MINOR ACCESS
	COLLECTOR
	FRONT
	TRAVEL ROAD
	UNPAVED FRONT
	UNPAVED FRONT
	FRONT
	SPUR
	NOT YET IMPAVED
	FOURTH/SECTION LINE
	SECTION
	TOWNSHIP
	PARCEL BOUNDARY
	LOT LINE
	PARCEL LINE
	ROAD ROW
	RR ROW
	SECTION
	TOWNSHIP
	WATER LINE
	PLSS SECTION
	County Line
	City Boundary
	Rapid City
	San Jose
	New Underwood
	Waste
	Waste
	Quinn
	Hill City
	Kayston
	Aerial Photography



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 Parcel lines are not adjusted to match aerial photography.

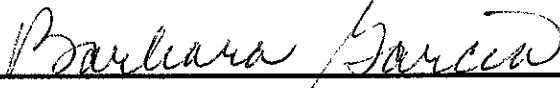
ENVIRONMENTAL REVIEW DETERMINATION

Project Name: **Central States Fair, Inc.**
Project ID Number: **Pennington County Fairgrounds**
Grant Number: **B-02-SP-SD-0677**

The recipient has completed the project with the attached cited authorities and:

- The issues noted require a more complete assessment.
- No significant issues were identified:
A Notice of Intent to Request Release of Funds (NOI/RROF) and a Request for Release of Funds (RROF) is attached.
- None of the laws or authorities cited above were found relevant to the project.
 - The project has therefore been determined to be **exempt** under 24 CFR, Part 58.34; or
 - The project has been determined to be **categorically excluded** under 24 CFR, Part 58.35.

Prepared by: Barbara Garcia, Community Development Specialist



Date: September 27, 2005

**ENVIRONMENTAL REVIEW STATUTORY CHECKLIST
FOR CATEGORICALLY EXCLUSION SUBJECT TO SECTION 58.5**

Project: Central States Fair, Inc.

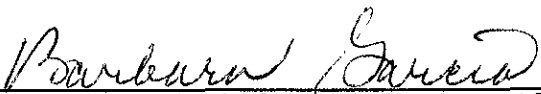
Date: 8/10/2005

Location: N1080' of East 30 acres of SE1/4,NE1/4 T1N-R08E SEC 06, Unplatted, BHM, Pennington County, SD

Work Description: Pennington County Fair Grounds - Events Center: add paved parking lot (222 feet x 284 feet, East of existing lot adjacent to the Events Center), drainage improvements and add new exterior lighting

Category	Evaluation Questions	N/A			Contact
		No	Yes	Proj	
APPLICABLE TO ALL ACTIONS					
Historic Pres.	Does it affect local, state or potential historic, architectural or archeological resources?	X		X	Letter sent: 7/1/05 State Historic Pres. Office
	APPLICABLE TO ANY CONSTRUCTION ACTIONS IN FLOOD PLAIN				
Flood Plain Management	Will the project be located in a 100 year flood plain?		X		Letter sent: 7/1/05 US Corps Eng.
	Will the project change the 100 year floodplain, or affect the floodway?	X			
APPLICABLE TO ANY CONSTRUCTION ACTION IN OR NEAR A WETLAND					
Wetlands Protection	Are wetlands affected by project action?	X		X	Letter sent: 7/1/05 US Fish & Wildlife & SD Dept. Game Fish & Parks
	Will there be any cut or fill in a waterway?	X			Letter sent: 7/1/05 US Corps Eng. (404 permit)
Coastal Zone Management	N/A - No Coastal Areas			X	N/A for SD
APPLICABLE TO ANY ACTIVITY THAT MAY AFFECT WATER QUALITY					
Water Quality	Does project conform to State Water Quality Standards and EPA effluent discharge requirements?		X	X	Letter Sent: 7/1/2005 SD Dept Env & Nat Res, Office Water Quality
	Does the activity involve disposal or placement of dredged or fill material in navigable water?	X			Letter Sent: 7/1/2005 US Corp Engs for 404 permit
APPLICABLE TO ANY PROJECT THAT MAY CONTAMINATE AN AQUIFER DESIGNATED AS A SOLE SOURCE OF DRINKING WATER					
Water Quality - Drinking Water	Does project affect aquifer recharge area which is a primary source of local drinking water?	X		X	Letter Sent: 7/1/2005 US Dept. Env & Nat Resources Office Drinking Water
	Does it adversely affect other ground water supplies?	X			Letter Sent: 7/1/2005 US Dept. Env & Nat Resources Office Ground Water
APPLICABLE TO ANY PROJECT THAT MAY CONTAMINATE AN AQUIFER DESIGNATED AS A SOLE SOURCE OF DRINKING WATER					
Water Quality - Ground Water	Does project affect aquifer recharge area which is a primary source of local drinking water?	X		X	Letter Sent: 7/1/2005 US Dept. Env & Nat Resources Office Drinking Water
	Does it adversely affect other ground water supplies?	X			Letter Sent: 7/1/2005 US Dept. Env & Nat Resources Office Ground Water
	Is the site subject to rapid water withdrawal problems which change the depth or character of the water table, affect water supply, and/or vegetation?	X			
	Are there a large number of well, or wells that pump large quantities of water from the water table near the proposed project site?	X			
	Are septic systems being used?	X			

APPLICABLE TO ALL ACTIONS								
Water Quality Surface Water	Are there visual or other indications of water quality problems on or near the site?	X				City Planners, Hydrologist, Soil Scientist, City Engineer		
	Will the project involve the discharge of sewage effluent into surface water bodies?	X						
	Will the project involve a substantial increase in impervious surface area? If so, have runoff control measures been included in the design?	X		X				
	Will the project affect surface water flows or water levels in ponds as a result of excessive ground water well pumping?	X						
APPLICABLE TO ANY PROJECT WHICH MAY JEOPARDIZE ENDANGERED OR THREATENED SPECIES OR DESTROY CRITICAL HABITAT								
Endangered Species	Are endangered species or wildlife habitat area impacted by project?	X			X	Letter Sent: 7/1/2005	US Fish & Wildlife Service & SD Dept of Game, Fish & Parks	
	Is there a natural setting present?	X				Letter Sent: 7/1/2005		
APPLICABLE TO ANY PROJECT WHICH MAY JEOPARDIZE WILD OR SCENIC RIVERS.								
Wild & Scenic Rivers	Will any wild or scenic rivers or waterways be impacted by project?	X		X		Letter Sent: 7/1/2005	HCRS & USDA Forest Service	
APPLICABLE TO ALL ACTIONS								
Air Quality	Does project conform to latest approved State Implementation Plan regarding air quality?		X			X	Letter Sent: 7/1/2005	SD Dept Env & Nat Res. Office Air Quality - Rapid City Air Quality Specialist
	Would project induce air pollution concentrations?	X						
	If housing project, is project impacted by an aggregate of air pollutant sources? i.e.							
	transit terminals	X						
	freeway	X						
	highways	X						
large scale parking lot	X							
APPLICABLE TO ANY ACTIVITY WHICH GENERATES SOLID WASTE								
Solid Waste	Is project adversely affected by:					X	Letter Sent: 7/1/2005	SD Dept of Env & Nat Res, Office Solid Waste
	sanitary landfill?	X						
	abandoned dumps?	X						
	other solid waste or hazardous waste disposal sites?	X						
APPLICABLE TO ANY ACTIVITY WHERE CONSTRUCTION TAKES PLACE IN OR NEAR PRIME AGRICULTURAL LANDS								
Farmlands Protection	Is the activity going to encourage the conversion of prime, unique or locally important farmland?	X		X		Letter Sent: 7/1/05	Consult Soil Conservation Service	
APPLICABLE TO ALL ACTIONS								
Manmade Hazards: Thermal, Explosive, Toxic Sites	Is the project site located near or in an area where hazardous operations handling petroleum, propane, benzene, hexane, or other fuels, gases or chemicals of an explosive or flammable nature are stored?		X			See Hazards Memo	Consult local or State Fire Dept/Marshall.	
	Is there any evidence of industrial facility storage tanks, processing or transport tanks in the project site vicinity?		X			See Hazards Memo	Calculate acceptable separation distance.	
	Is the property affected by toxic sites?	X		X			Check CERCLIS database; EPA Superfund, Dept. Public Health	
	Does the property have toxic sites located on it?	X		X				

APPLICABLE TO ANY ACTIONS PROPOSED FOR CONSTRUCTION NEAR A CIVIL/MILITARY AIRFIELD						
Airport Runway Clear Zones Siting	Is any part of this project located in the Runway Clear Zones at civil airports designated by the FAA as commercial service airports and for Clear Zones and Accident Potential Zones at military airfields?	X		X	Map attached	Consult with SD Dept of Trans, Office of Local Gov Assistance
APPLICABLE TO ALL ACTIONS						
Noise Standards	Is project affected by or induce noise impacts on residential land use in excess of HUD's exterior 65 DNL or interior standard of 45 DNL?	X		X		Do noise evaluation
APPLICABLE TO ALL ACTIONS						
Environmental Justice	Will this project adversely affect any minority or low income persons based on location?	X		X		
FEDERAL REQUIREMENTS						
APPLICABLE TO ALL ACTIONS						
Flood Insurance	Does the community participate in FEMA?		X			FEMA MAPS
	Is property in 100 year flood plain?		X			
APPLICABLE TO ALL ACTIONS						
Coastal Barriers	N/A - No coastal Areas			X		N/A for SD
APPLICABLE TO ALL ACTIONS						
Airport Clear Zone Notification	Is property located in or near military or civilian airport clear or safety zone?	X		X	Map Attached	Local Airport Board
APPLICABLE TO ALL ACTIONS						
Solid Waste Disposal	Will the existing or planned solid waste disposal system adequately service the proposed development?		X		Letter sent: 7/1/2005	Local Landfill; Local Planning Dept.; Environmental Specialist
	Will the project cause the design capacity of the facilities to be exceeded?	X				
	Will the proposed project be adversely affected by it's proximity to solid waste disposal facilities?	X				
	Does the community have an adequate number of vehicles to provide collection service to project?		X			
	Will the residents or users of proposed project have to pay annual/monthly costs for these services?	X				
	Will these costs create a severe financial hardship for project residents?	X				
APPLICABLE TO ALL ACTIONS						
Fish & Wildlife	Will the project create special hazards for animal life?	X			Letter sent: 7/1/2005	SD Dept. of Game, Fish and Parks
	Will the project destroy existing wildlife habitats?	X				
	Will the project threaten any animal species listed as either rare or endangered?	X				
	Will the project damage game fish habitats or spawning grounds?	X				
	Will the project create conditions favorable to the proliferation of pest species?	X				
	Will excessive grading alter the groundwater level and thus cause the slow death of trees and ground cover which in turn destroys animal habitat?	X				
(SEE COMMENTS SHEET ATTACHED)						
<input type="checkbox"/> Project requires additional consultation <input checked="" type="checkbox"/> Project is Categorically Excluded						
 Barbara Garcia, Community Development Specialist					Date <u>9-27-05</u>	

**ENVIRONMENTAL REVIEW STATUTORY CHECKLIST
COMMENTS SHEET**

Project: Central States Fair, Inc.

Location: Pennington County Fair Grounds adjacent to the Events Center - North 1080 feet of East 30 acres of SE1/4, NE1/4, T1N-R8E, Sec 6, Unplatted, BHM, Pennington County, SD

Work Description: Add paved parking lot (222 feet x 284 feet, east of existing lot adjacent to the Events Center), drainage improvements and add new exterior lighting.

COMMENTS

Historical Preservation

This property is not located in a historical district nor is it adjacent to one. The area has not been determined to have archeological significance. Letter received from State Historical Society concurring that there are no historic properties affected dated July 11, 2005.

Flood Plain Management

Property is located in the 100 year flood zone. FIRM Community Panel # 465420 0008, dated 02/16/96. Confirmation letter from Army Corps of Engineers, Omaha, NE that as no structures are proposed, this project is not a major concern. **See letter for comments regarding power line construction.** Letter dated July 19, 2005. Public Notice of Intent was published requesting public comment on the project. No comments were received during the 15 day comment period. Determination of no adverse effects. **Confirmation letter from Department of the Army Corps of Engineers, Pierre, SD that a Section 404 permit will not be required for proposed work dated July 11, 2005.**

Wetlands Protection

No wetlands were observed on the property. Determination of no adverse effects. Confirmation letters from U.S. Fish and Wildlife Service, SD ES Field Office dated 7/11/05 and SD Department of Game, Fish and Parks dated 7/16/05.

Coastal Zone Management

N/A - There are no coastal zones in South Dakota

Water Quality

Project will not have any affect on water systems or navigable water ways. Property is within the City limits and is required to meet City codes and ordinances for construction and water drainage. Concurrence letters received are listed under specific category for water quality.

Water Quality - Drinking Water

Construction of parking lot will not affect drinking water systems. Construction must be accomplished according to local City codes and ordinances. Determination of no adverse environmental effects to drinking water. Concurrence letter received from SD DENR - Office of Drinking Water dated July 11, 2005.

Water Quality - Ground Water

Construction is required to meet City codes and ordinances for drainage. Project lies within the Rapid Creek flood plain associated with a source area for public drinking water supply. **Since the project is going to disturb more than one acre of land, a storm water permit must be obtained from DENR Surface Water Quality Program and precautions must be taken to minimize impacts to ground and surface water resources from construction related activities at this site.** Permit was procured and is effective from July 1, 2002 to June 30, 2007. A pollution prevention plan has been outlined. Determination that there should be no adverse impacts to ground water quality from this project. Concurrence letter received from Ground Water Quality Program dated July 13, 2005.

Water Quality - Surface Water

No water quality problems visible on site. Construction will be required to meet City, State and Federal regulations for drainage. Determination of no adverse effects on surface water quality. Concurrence letter received from SD DENR Surface Water Quality Office dated August 2, 2005.

Endangered Species

New construction infill project in a developed commercial area. There is minimal vegetation (grass and weeds) and no wildlife identified on the lot. Determination of no adverse effects on any wildlife or plant species. Concurrence letters received from U.S. Fish and Wildlife Service, SD ES Field Office dated 7/11/05 and SD Department of Game, Fish and Parks dated 7/16/05.

Wild & Scenic Rivers

There are no designated wild or scenic rivers in SD. Determination that project will not have any affect on any rivers, streams or ponds. Concurrence letter from US Army Corps of Engineers dated 7/11/2005.

Air Quality

There will be some dust created during the construction process as land excavating and grading are accomplished, that will be temporary in duration. Determination of no adverse effects on air quality. Concurrence letter received from SD DENR Air Quality Division of Environmental Quality dated 7/19/2005.

Solid Waste

Area serviced by City waste disposal. Rapid City Material Recovery Facility has capacity to service the needs of the community. Determination of no adverse effects on waste management in this area from hazardous waste, solid waste and/or asbestos. Concurrence letter received from SD DENR Office of Solid Waste Management, Pierre, SD dated 7/12/05.

Farmlands Protection

Project is in a developed commercial area of Rapid City. Determination of no adverse effects on farmlands. Concurrence letter received from Natural Resources Conservation Service, State Soil Scientist dated July 20, 2005.

Manmade Hazards: Thermal/Explosive & Toxic Sites

Site visit identified six above ground tanks located across Centre street, to the north of the proposed sight, at Black Hills Oil Marketers and three above ground propane tanks at Amerigas, across Campbell Street to the east of the proposed site. **The distance from the tanks owned by Black Hills Oil Marketers to the proposed parking lot does not meet HUD safety requirements for sites where people congregate outdoors in unprotected areas. The distance from the tanks owned by Amerigas to the proposed parking lot appears to meet HUD safety requirements for sites where people congregate outdoors in unprotected areas. Actual site layout must meet minimum distance requirements.** Relocation of the site to meet minimum acceptable separation distances or acceptable mitigation measures will be required. **Mitigation must be certified by an engineer. Mitigating measures listed in §51.205 may be taken into account in determining compliance with this section. (See attached report)**

Airport Runway Clear Zones Siting

This property is not located in or near any airport runway clear zones. The property is located 5 miles from the Ellsworth AFB runway clear zones and 5 miles from Rapid City Regional Airport's clear zone. Determination of no adverse effects or requirements to disclose. (See attached map)

Noise standards

Project is for paving a parking lot, installing lighting and drainage modifications, and does not involve construction of residences. Project is located in a commercial/light industrial area. Nearest residential housing is located approximately 1450 feet to the southwest of the proposed site. Property is located 5 miles from both Ellsworth AFB and Rapid City Regional Airport, which is outside the 65 decibel range area of both airports. Site has been used as parking area for many years for the annual Fair and several other activities throughout the year, and usage will not be changed. Usage is intermittent. Determination is that this project will not cause adverse effects from noise. (See attached map)

Environmental Justice

This project will not adversely affect any minority or low income persons. This project will provide additional paved parking, reducing dust emissions during usage, and safety lighting for the Central States Fair Grounds, which will benefit all residents. Determination of no adverse effect.

Flood Insurance

Community participates in FIRM. This property is located in the 100 year flood zone. Flood insurance is available for purchase, however there is no requirement for purchase, as this project does not include the construction or rehab of any residential or business structures. (See attached map)

Coastal Barriers

N/A - There are no coastal areas in South Dakota.

Airport Clear Zone Notification

Property is not located in or near an airport clear zone or safety zone. Map attached. Notification is not required.

Solid Waste Disposal

Facility is already being serviced by local waste disposal system and landfill. Disposal of construction materials, if any, will be done in accordance with local codes and ordinances, and will not adversely impact landfill. Landfill capacity is adequate to absorb the volume of waste that will be created by new construction in the area through year 2057. Determination of no adverse effect. Letter of concurrence received from SD DENR Waste Management/Hazardous Waste/Solid Waste/Asbestos Department dated 7/12/05.

Fish & Wildlife

Paving of a parking lot, drainage modifications and the addition of new lighting is being conducted in a developed commercial area. Project will not affect any fish or wildlife habitats. Determination of no adverse effects. Concurrence letters received from U.S. Fish and Wildlife Service, SD ES Field Office dated 7/11/05 and SD Department of Game, Fish and Parks dated 7/16/05.

Other

Construction within the City limits of Rapid City requires compliance with all applicable construction, paving, drainage and electrical codes and ordinances.

Additional Studies Performed

No additional studies were performed.

Mitigation Measures Needed

Mitigation is required to meet thermal/explosive protection requirements per HUD guidelines. Mitigation measures must be certified by an Engineer. Powerline construction and storm water must be addressed per applicable codes, ordinances, Corps of Engineer and DENR guidelines.

Barbara Garcia

Barbara Garcia, Community Development Specialist

9-27-05

Date