



OREGON DEPARTMENT OF EMERGENCY MANAGEMENT

State of Oregon Department of Emergency Management (OEM) EHP Compliance Guide for FEMA Grant Subapplicants

Introduction:

This guide, created by the State of Oregon Department of Emergency Management (OEM), is designed to assist FEMA grant subapplicants in successfully navigating Environmental and Historic Preservation (EHP) compliance. This guide offers online resources that provide state and federal agency information on relevant legislation, detailed steps for compliance and contacts to assist the subapplicant in completing the EHP requirements across sections A-K of the EHP questions in the FEMAGO subapplication.

Overview:

- At a minimum you should include maps (USGS 1:24000 scale), photos and a copy of the completed FEMA EHP checklist as attachments in each of the EHP review sections.
- Include a website screenshot or saved pdf of the information retrieved for the relevant sections to confirm "yes" responses, or verify "no" responses provided in FEMAGO

Section A&B. National Historic Preservation Act (NHPA):

Objective: Protect and preserve historic properties potentially affected by federally funded projects.

- Contact: [Oregon SHPO \(Oregon Parks and Recreation\)](#) - Email: oregon.heritage@opr.oregon.gov, Phone: 503-986-0690, Fax: 503-986-0793
- Detailed Steps:
 1. [Oregon Historic Sites Database](#) - Identify potential historic sites in your project area.
 2. [State Historic Preservation Office](#) - For projects involving ground disturbance must consider potential impacts on archaeological resources.
 3. Conduct an assessment with a qualified historian to document the site's historical significance.
 4. [Consult with the Oregon SHPO](#) to evaluate project impacts and explore mitigation strategies.
 5. If you respond "yes" in this section, develop a mitigation plan, secure approval from SHPO, include information in subapplication.

C. Endangered Species Act and Wildlife Coordination Act:

Objective: Protect endangered and threatened species as well as their habitats.

- Contact: [Oregon Dept. of Fish and Wildlife](#)- Phone: 503-947-6000, Email- ODFW.WildlifeInfo@odfw.oregon.gov; [U.S. Fish and Wildlife Service Regional Office](#) - Find your local office via service locator.
- Detailed Steps:
 1. Initiate an ecological survey to identify any endangered species in the project area.
 2. Use the [IPaC tool](#) to review potential impacts and recommended conservation measures.
 3. Use the IPaC tool to generate automated reports that outline the potential impacts and required actions for project compliance. These reports can be included in your project documentation and submissions for regulatory compliance.
 4. Coordinate with Oregon and U.S. Fish and Wildlife Service for guidance on mitigating adverse impacts.
 5. If you respond "yes" in this section, include IPaC report information in subapplication.

D. Clean Water Act and Rivers and Harbors Act:

Objective: Regulate discharges of pollutants into the waters of the United States and manage construction activities in navigable waters.

- Contact: [US Army Corps of Engineers](#), Portland District - Phone: (503) 808-4379
- USACE Nationwide Permits in Oregon [User Guide](#)
- Detailed Steps:
 1. Identify all water bodies potentially impacted by the project. The use of [U.S. Geological Survey \(USGS\) topographical maps](#) may assist with this process.
 2. Apply for necessary permits through the [US Army Corps of Engineers Permit Portal](#).
 3. Utilize [Silver Jackets resources](#) to collaborate on flood risk management strategies if project activities intersect with floodplain areas or require specialized insight into local water management challenges.
 4. If you respond "yes" in this section, develop erosion control and pollution prevention plans to minimize impacts, include information in subapplication.

E. Executive Orders 11988 and 11990 (Floodplains and Wetlands):

Objective: Avoid to the extent possible the long and short term adverse impacts associated with the occupancy and modification of floodplains and the destruction or modification of wetlands.

- Contact: [Portland District Regulatory Branch, US Army Corps of Engineers](#) - Email: CENWP-OD-G@usace.army.mil, Phone: (503) 808-4379.
- Detailed Steps:

1. Use GIS and environmental assessment tools to delineate floodplains and wetlands in the project area. The [U.S. Fish and Wildlife Wetlands Mapper](#) may help in part with this.
2. Consult with local environmental authorities and the Army Corps of Engineers for guidance on mitigation.
3. If you respond “yes” in this section, design compensation measures that enhance or restore other wetlands and floodplains, include information in subapplication.

F. Coastal Zone Management Act and Coastal Barrier Resources Act:

Objective: Ensure that federal actions are consistent with state coastal management programs and protect sensitive coastal areas.

- Contact: Oregon Department of Land Conservation and Development - Email: ocmp.info@dlcd.oregon.gov, Phone: (503) 934-0072
- Detailed Steps:
 1. Review your project's compatibility with state coastal management plans using [Oregon Coastal Management Program](#).
 2. [Consult with NOAA](#) to ensure compliance with the Coastal Zone Management Act, especially regarding projects that might affect designated coastal barrier resources.
 3. If you respond “yes” in this section, develop required mitigation strategies to minimize impacts on coastal resources and barrier systems, include information in subapplication.

G. Farmland Protection Policy Act:

Objective: Minimize the impact of federal programs on the conversion of farmland to non-agricultural uses.

- Contact: USDA Natural Resources Conservation Service - Oregon - Phone: (503) 414-3200, Email: information@or.usda.gov.
- Detailed Steps:
 1. Evaluate potential impacts on farmlands using the [Web Soil Survey](#) to identify prime farmland.
 2. Coordinate with local agricultural agencies to assess potential project impacts.
 3. If you respond “yes” in this section, develop required mitigation strategies to minimize impacts on coastal resources and barrier systems, include information in subapplication.

H. Resource Conservation and Recovery Act and Comprehensive Environmental Response, Compensation, and Liability Act (Superfund):

Objective: Manage hazardous wastes and address hazardous waste sites to reduce environmental hazards.

- Contact: EPA Region 10 Office (serving Oregon) - Phone: (800) 424-4372, Email: region10@epa.gov.
- Detailed Steps:
 1. [NEPAAssist](#) - is a web-based tool designed to support the environmental review process by providing easy access to environmental data from EPA's GIS

- databases and other sources. It allows for immediate screenings of environmental assessment indicators to help evaluate potential impacts for project planning.
2. Further determine if the project area contains or is near hazardous waste sites using the [EPA's Superfund Site Information](#).
 3. Conduct a risk assessment to evaluate potential environmental and health impacts.
 4. [Collaborate with EPA](#) to develop cleanup and mitigation plans if necessary.
 5. If you respond "yes" in this section, develop required mitigation strategies to minimize impacts of waste management and remediation, include information in subapplication.

I. Executive Order 12898 (Environmental Justice):

Objective: Ensure that environmental and human health effects of federal actions do not disproportionately impact minority and low-income populations.

- Contact: EPA Office of Environmental Justice - Email: environmentaljustice@epa.gov, Phone: (202) 564-2515.
- Detailed Steps:
 1. Use [Grant Equity Threshold Tool \(GETT\)](#) to identify disadvantaged community concerns in the project area across multiple FEMA ArchGIS tools (CEJST, CDRZ, CRCI). **This site now requires an organization account to login.**
 2. Engage with local communities to understand their concerns and integrate community input into project planning.
 3. If you respond "yes" in this section, develop required mitigation strategies to minimize impacts, increase protection and benefits to these communities, include information in subapplication.
 4. The [EJScreen](#) tool website is offline.

J. Other Environmental/Historic Preservation Laws:

Objective: Comply with any additional applicable environmental or historic preservation laws specific to the project area or the nature of the project.

- Contact: [Oregon Department of Environmental Quality](#) - Phone: (800) 452-4011, Email: contact.DEQ@state.or.us.
- Detailed Steps:
 1. Consult the [Oregon Department of Environmental Quality](#) for state-specific environmental regulations.
 2. Review any local ordinances and regulations that may impact the project.
 3. If you respond "yes" in this section, develop required mitigation strategies, include information in subapplication.

Additional Resources:

- [US Fish & Wildlife Service Guidance](#) - Detailed regulatory frameworks and contact for local offices.
- [Oregon Water Resources Department](#) - State-specific water regulations and permitting information.
- [EPA Water Permits](#) - Federal guidelines on discharging pollutants.
 - Detailed information on obtaining [National Pollutant Discharge Elimination System \(NPDES\) permits](#) and other relevant regulations.
- Flood mitigation resources: [Federal Flood Risk Management Resources \(army.mil\)](#)
- [FEMA Flood Map Service Center](#) - For locating floodplain areas.
- [US Army Corps Wetlands Delineation Manual](#) - For guidelines on wetlands assessments.
- [Oregon Coastal Management Program](#) - Offers guidance on state-specific coastal policies.
- [NOAA Office for Coastal Management](#) - Provides national guidelines and educational resources for coastal management.
- [Natural Resources Conservation Service](#) - Provides guidelines for farmland conservation.
- [Superfund Site Information](#) - Database of contaminated sites and remediation information.
- [EPA's Waste Management](#) - Guidelines on hazardous and non-hazardous waste management.
- [Regulatory Compliance Tools](#): Explore tools and databases provided by the EPA to assist businesses, government agencies, and other organizations in complying with waste management regulations.
- [Environmental Justice & NEPA](#) - EPA resources on integrating environmental justice with NEPA reviews.
 - [NEPA Desk Guide 1999](#)
 - [Integration Guidelines](#): Access resources and guidelines on how to integrate environmental justice considerations into NEPA reviews. This ensures that environmental justice is systematically addressed in federal project assessments.
 - [Community Involvement Tools](#): Employ the tools designed to facilitate effective community involvement, which is crucial for understanding and addressing the concerns of communities potentially affected by federal projects. These tools can aid in ensuring transparent and inclusive communication throughout the NEPA review process.
 - [Training and Educational Resources](#): Utilize the available training materials and educational resources to better understand the principles of environmental justice and how they intersect with NEPA processes. These resources help in enhancing the capabilities of those involved in conducting NEPA reviews with an environmental justice perspective.

- [State and Tribal Historic Preservation Offices](#) - For local historic preservation laws and contacts.
- Archaeology and Ground Disturbance
 - *Use the table below as a model for capturing ground disturbance information.*

					Ground Disturbance			
Location	Generator dimensions	2-foot buffer around generator	Fuel tank dimensions	2-foot buffer around fuel tank	Generator w/buffer	Fuel tank w/buffer	Fuel tank connect	Total ground disturbance (sq ft.)