

**COMBINED NOTICE OF FINDING OF NO SIGNIFICANT IMPACT
AND INTENT TO REQUEST RELEASE OF FUNDS**

May 4, 2026

Town of Richlands, Virginia

222 Washington Square

Richlands, VA 24641

276-964-2566

This Notice shall satisfy the above-cited two separate but related procedural notification requirements.

REQUEST FOR RELEASE OF FUNDS

On or about Wednesday, May 27, 2026 the Town of Richlands will submit a request to the Virginia Department of Housing and Community Development (DHCD) for the release of CDBG Community Service Facility funds under the Housing and Community Development Act of 1974 – Title I: Community Development (PL 93-383), as amended, to undertake a project known as Richlands Urgent Need, for the purpose of replacing a generator at the Richlands wastewater plant.

FINDING OF NO SIGNIFICANT IMPACT

The Town of Richlands has determined that the project will have no significant impact on the human environment. Therefore, an Environmental Impact Statement under the National Environmental Policy Act of 1969 (NEPA) is not required. Additional project information is contained in the Environmental Review Record (ERR) on file at Cumberland Plateau Planning District Commission – 224 Clydesway Drive, Lebanon VA 24266 and may be examined or copied weekdays (8) A.M. to (5) P.M.

PUBLIC COMMENTS

Any individual, group, or agency disagreeing with this determination or wishing to comment on the project may submit written comments to the Cumberland Plateau Planning District Commission – PO Box 548, Lebanon VA 24266– ATTN: Angela Beavers. All comments received by Monday, May 22, 2026 will be considered by the Town of Richlands prior to authorizing submission of a request for release of funds. Commentors should specify which part of this Notice they are addressing.

RELEASE OF FUNDS

The Town of Richlands certifies to DHCD that Rod Cury in his capacity as Mayor consents 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. DHCD'S approval of the certification satisfies its responsibilities under NEPA and related laws and authorities, and allows the Town of Richlands to use Program funds.

OBJECTIONS TO RELEASE OF FUNDS

DHCD will consider objections to its release of funds and the Town of Richlands certification received by Wednesday, June 11, 2026 or a period of fifteen days from its 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 Certifying Officer or other officer of the Town of Richlands approved by DHCD; (b) the Town of Richlands has omitted a step or failed to make a decision or finding required by HUD regulations at 24 CFR Part 58; (c) the grant recipient or other participants in the project have committed funds or incurred costs not authorized by 24 CFR Part 58 before approval of a release of funds by DHCD; or (d) another Federal agency acting 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 (24 CFR Part 58) and shall be addressed to DHCD at:

Director
Virginia Department of Housing & Community Development
Attn: Program Administration and Assistance Office
Main Street Centre
600 E. Main St., Suite 300
Richmond, Virginia 23219-2430
(804) 371-7061 [TTP 371-7089 / FAX 371-7093]

Potential objectors should contact DHCD to verify the actual last day of the objection period.

Rod Cury, Mayor

Environmental Assessment / FONSI / FOSI

Determinations and Compliance Findings for HUD-assisted Projects

24 CFR Part 58

PROJECT INFORMATION:

Project Name:	Richlands Urgent Need - #24-UN-05
Responsible Entity (RE):	Town of Richlands
Grant Recipient (if different than RE):	
State/Local Identifier:	Richlands, Virginia
Preparer:	Angela Beavers Cumberland Plateau Planning District Commission 224 Clydesway Drive Lebanon, VA 24266
Certifying Officer Name:	Rod Cury
Certifying Officer Title:	Mayor
Grant Recipient (if different than RE):	
Consultant(s) (if applicable):	
Direct Comments to:	Angela Beavers Cumberland Plateau PDC 224 Clydesway Rd. Lebanon, VA 24266

Project Location:

425 Plant Road
Doran, VA
GPS centroid of the project area is 37.091062, -81.830181

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

The Town of Richlands, Virginia, is planning to replace a forty-year-old diesel generator at its wastewater treatment plant located at 425 Plant Road, Doran, VA. The project will involve removing the existing generator and installing a new 750 kw generator. No new ground disturbance will occur, as the replacement will take place within the existing, previously developed area, which is already protected from flooding by a dike surrounding the property.

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

The new generator will provide backup power to critical wastewater infrastructure, ensuring uninterrupted operations during emergency events.

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

Existing conditions is a forty-year-old diesel generator at wastewater treatment plant that needs replaced.

Funding Information:

Grant Number	HUD Program	Funding Amount
#24-UN-05	CDBG	\$488,390

Estimated Total HUD Funded Amount:

\$488,390

Estimated Total Project Cost (HUD and non-HUD funds) [24 CFR 58.32(d)]:

\$488,390

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

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

Compliance Factors: Statutes, Executive Orders, and Regulations listed at 24 CFR §58.5 and §58.6	Formal Compliance Steps or Mitigation required?		Compliance determinations:
	YES	NO:	
STATUTES, EXECUTIVE ORDERS, AND REGULATIONS LISTED AT 24 CFR 50.4 and 58.6			
Airport Hazards 24 CFR Part 51 Subpart D	☐	☒	In compliance
Coastal Barrier Resources Coastal Barrier Resources Act, as amended by the Coastal Barrier Improvement Act of 1990 [16 USC 3501]	☐	☒	In compliance
Flood Insurance Flood Disaster Protection Act of 1973 and National Flood Insurance Reform Act of 1994 [42 USC 4001-4128 and 42 USC 5154a]	☐	☒	In compliance
STATUTES, EXECUTIVE ORDERS, AND REGULATIONS LISTED AT 24 CFR 50.4 & 58.5			
Clean Air Clean Air Act, as amended, particularly section 176(c) & (d); 40 CFR Parts 6, 51, 93	☐	☒	In compliance
Coastal Zone Management Coastal Zone Management Act, sections 307(c) & (d)	☐	☒	In compliance
Contamination and Toxic Substances 24 CFR Part 50.3(l) & 58.5(l)(2)	☐	☒	In compliance
Endangered Species Endangered Species Act of 1973, particularly section 7; 50 CFR Part 402	☐	☒	In compliance
Explosive and Flammable Hazards 24 CFR Part 51 Subpart C	☐	☒	In compliance
Farmlands Protection Farmland Protection Policy Act of 1981, particularly sections 1504(b) and 1541; 7 CFR Part 658	☐	☒	In compliance
Floodplain Management Executive Order 11988, particularly section 2(a); 24 CFR Part 55	☒	☐	In compliance. 8-Step decision-making process analysis completed.
Historic Preservation National Historic Preservation Act of 1966, particularly sections 106 and 110; 36 CFR Part 800	☐	☒	In compliance
Noise Abatement and Control Noise Control Act of 1972, as amended by the Quiet Communities Act of 1978; 24 CFR Part 51 Subpart B	☐	☒	In compliance
Sole Source Aquifers Safe Drinking Water Act of 1974, as amended, particularly section 1424(e); 40 CFR Part 149	☐	☒	In compliance
Wetlands Protection Executive Order 11990, particularly sections 2 and 5	☐	☒	In compliance
Wild and Scenic Rivers Wild and Scenic Rivers Act of 1968, particularly section 7(b) and (c)	☐	☒	In compliance
ENVIRONMENTAL JUSTICE			
Environmental Justice Executive Order 12898	☐	☒	In compliance

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/potentially significant impact requiring avoidance or modification (may require an Environmental Impact Statement)

Environmental Assessment Factor	Impact Code	Impact Evaluation
LAND DEVELOPMENT		
Conformance with Plans / Compatible Land Use and Zoning / Scale and Urban Design	(2)	No impact anticipated
Soil Suitability/ Slope/ Erosion/ Drainage/ Storm Water Runoff	(2)	No impact anticipated
Hazards and Nuisances including Site Safety and Noise	(2)	No impact anticipated
Energy Consumption	(2)	No impact anticipated

Environmental Assessment Factor	Impact Code	Impact Evaluation
SOCIOECONOMIC		
Employment and Income Patterns	(2)	No impact anticipated
Demographic Character Changes, Displacement	(2)	No impact anticipated

Environmental Assessment Factor	Impact Code	Impact Evaluation
COMMUNITY FACILITIES AND SERVICES		
Educational and Cultural Facilities	(2)	No impact anticipated
Commercial Facilities	(2)	No impact anticipated
Health Care and Social Services	(2)	No impact anticipated
Solid Waste Disposal / Recycling	(2)	No impact anticipated

COMMUNITY FACILITIES AND SERVICES, Continued:		
Environmental Assessment Factor	Impact Code	Impact Evaluation
Wastewater, Sanitary Sewers	(1)	Minor beneficial impact anticipated. Generator will provide backup for wastewater facility.
Water Supply	(2)	No impact anticipated
Public Safety - Police, Fire and Emergency Medical	(2)	No impact anticipated
Parks, Open Space and Recreation	(2)	No impact anticipated
Transportation and Accessibility	(2)	No impact anticipated

Environmental Assessment Factor	Impact Code	Impact Evaluation
NATURAL FEATURES		
Unique Natural Features, Water Resources	(2)	No impact anticipated
Vegetation, Wildlife	(2)	No impact anticipated
Other Factors	(2)	No impact anticipated

Additional Studies Performed:

None

Field Inspection (Date and completed by):

Charlie Perkins
Cumberland Plateau PDC
8/16/2025

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

Organization:	Contact Name:	Contact Title:	Phone:	Email:
DEQ	Cynthia Robertson	EIR Coordinator	276-698-8546	Cynthia.Robertson@deq.virginia.gov
VDOT	Blake Ailor	Planning Manager (Bristol District)	276-791-5093	blake.ailor@vdot.virginia.gov
MRC	Consultation Inbox			scoping@mrc.virginia.gov
USACE	Consultation Inbox			cenao.reg_rod@usace.army.mil
USACE	G. Claire Trent	Project Manager	276-206-8347	claire.trent@usace.army.mil
Eastern Band of Cherokee Indians (N.C.)	Russell Townsend	Tribal Historic Preservation Specialist	828-554-6851	syerka@nc-chokeee.com
Eastern Band of Cherokee Indians (N.C.)	Michell Hicks	Principal Chief	828-359-7000	pmyers@nc-chokeee.com
Delaware Nation (O.K.)	Deborah Dotson	President	405-247-2448	ddotson@delawarenation-nsn.gov
Delaware Nation (O.K.)	Katelyn Lucas	Tribal Historic Preservation Officer (THPO)	405-544-8115	klucas@delawarenation-nsn.gov
Delaware Nation (O.K.)	Carissa Speck			cspeck@delawarenation-nsn.gov
Cherokee Nation (O.K.)	Elizabeth Toombs	THPO	918-453-5389	elizabethtoombs@cherokee.org
Monacan Indian Nation	Diane Shields	Chief	434-363-4864	tribaloffice@monacannation.com
Monacan Indian Nation	Consultation Inbox			Consultation@MonacanNation.com
DCR-NH	Online			nhreview@der.virginia.gov
DWR***	Consultation Inbox			ESSProjects@dwr.virginia.gov
USDA-NRCS***	Cameron Clark	Area Resource Soil Scientist	540-585-3625	cameron.clark@usda.gov
USFWS***	Consultation Inbox			virginiafieldoffice@fws.gov
DHR	Online			

List of Permits Obtained:

None

Any necessary permits will be obtained prior to beginning of project construction / implementation.

Public Outreach [24 CFR 50.23 & 58.43]:

Public Hearings for the Richlands Urgent Need Project were held on 5/7/2025 and 5/14/2025. An additional opportunity for public comment will occur with the publication of the Combined Notice in regards to this FONS I I EA and the Town of Richland's intent to request release of funds.

Early flood plain notice was published on 3/25/26 and final flood plain notice were published 4/15/2026 in the Richlands News Press

Cumulative Impact Analysis [24 CFR 58.32]:

Cumulative impact from the project is determined to be minimal.

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

The Town of Richlands has considered alternatives and mitigation measures to be taken to minimize adverse impacts and to restore and preserve natural and beneficial values. However, this project must occur in the vicinity of the floodplain due to the nature of the project and necessity of the actions included in the scope of work; the emergency generator must be located at the existing pump station, as moving said pump station would be cost prohibitive. Thus, the only alternative to this project --a no-action alternative --would allow existing conditions to persist.

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

A no-action alternative --would allow existing conditions to persist.

Summary of Findings and Conclusions:

While the project does by definition require an Environmental Assessment due to the project being located in the floodplain. The Responsible Entity has ensured that all mitigation factors have been accounted for, and cumulative impacts of the project have been determined to be minimal due to the nature of the project activities.

There should not be any adverse impacts to lives, property or natural values within the floodplain. The values of the floodplain should remain the same.

Permitting and consultation will be conducted to ensure that any and all mitigation and restoration measures will be undertaken for the protection of the natural and beneficial values of the floodplain in the project area. This project will comply with all state, federal, and local floodplain protection procedures and follow Best Management Practices (BMPs) for mitigation of potential environmental impacts.

The project activities will not occur in any noted area for any environmentally sensitive concerns, and necessary precautions to prevent secondary effects to the surrounding area will be taken in accordance with state and local building codes.

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.

[illegible]

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

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).

Summary:

Project Name:	Richlands Urgent Need - #24-UN-05
Responsible Entity (RE):	Town of Richlands
Grant Recipient (if different than RE):	
State/Local Identifier:	Richlands, Virginia
Estimated Total HUD Funded Amount:	\$488,390
Estimated Total Project Cost:	\$488,390

Determination:

☒	Finding of No Significant Impact [24 CFR 58.40(g)(1); 40 CFR 1508.27 [FONSI]	The project will not result in a significant impact on the quality of the human environment.
☐	Finding of Significant Impact [24 CFR 58.40(g)(2); 40 CFR 1508.27] [FOSI]	The project may significantly affect the quality of the human environment.

Certification:

	<u>Preparer's Signature</u>
5/01/2026	<u>Date of Preparer's Signature</u>
Angela Beavers, Transportation Planner Cumberland Plateau Planning District Commission	<u>Print Name / Title / Organization of Preparer</u>

	<u>Certifying Officer's Signature</u>
5/01/2026	<u>Date of Certifying Officer's Signature</u>
Rod Cury, Mayor Town of Richlands	<u>Print Name / Title / Organization of Certifying Officer</u>