



FEMA

June 28, 2023

Nancy Ward, Director
Governor's Authorized Representative
California Governor's Office of Emergency Services
3650 Schriever Avenue
Mather, CA 95655

Reference: Application Approval, HMGP DR-4482-796-023R, Phase 1
El Dorado County, California
California Wildfire Mitigation Program Home Hardening Initiative – El Dorado
FIPS Code: 017-99017, Supplement 16

Dear Nancy Ward:

We approve and issue Hazard Mitigation Grant Program (HMGP) funds for El Dorado County, California (sub-recipient), HMGP DR-4482-796-023R, California Wildfire Mitigation Program Home Hardening Initiative – El Dorado, Phase 1.

The total project cost for Phase 1 is \$1,337,650.00. As shown in the enclosed Obligation Report - Supplement 16, we are obligating \$1,203,885.00 for the 90 percent Federal share; the 10 percent non-Federal share is \$133,765.00. We are obligating \$66,882.50 for the 100% Federal share Subrecipient Management Costs. These funds are available in SmartLink for immediate and eligible disbursements. The following is a summary of the approved funding:

Project Phase:	Federal Share:	Non-Federal Share:	Total Project Cost:
Phase 1, Supplement 16	\$1,203,885.00	\$133,765.00	\$1,337,650.00
Phase 1, Management Costs	\$66,882.50	\$0	\$66,882.50

This HMGP project approval and obligation of funds are subject to the following conditions:

- 1. Scope of Work (SOW)** – Phase 1 activities will include recruiting and engaging homeowners within the project area, reviewing homeowner applications to ensure minimum eligibility criteria is met, performing home assessments to identify the defensible space and retrofit measures recommended for the home based upon the unique property risks and exposures, developing proposed scopes of work for homesites and achieving environmental clearance. Tuolumne County anticipates submitting Phase I deliverables to Cal OES/FEMA in batches.

The following Phase 1 activities and deliverables are expected by the activity completion date identified below:

Phase 1 Activity	Estimated Timeline
Education and Outreach	3 Months
Eligibility Determination	3 Months
Home assessments & SOW Development	6 months
Environmental Studies	8 months

- 2. Phase 1 Completion Date** – The work schedule included with the project application indicates that Phase 1 will take 20 months to complete; therefore, the Phase 1 completion date is February 28, 2025. All Phase 1 project deliverables must be submitted to the assigned FEMA HMA Specialist by the Phase 1 completion date. Please inform the sub-recipient that work completed after this date is not eligible for federal funding, and that federal funds may be de-obligated for work completed outside the completion date when there is no approved time extension.
- 3. Phase 2 Approval** – Please inform the sub-recipient that Phase 2 approval is contingent on programmatic review and Environmental and Historical Preservation (EHP) approval. Phase 2 activities may not commence until written approval has been received. Any Phase 2 activities completed prior to approval may be de-obligated. In addition, if Phase 2 is unapproved, federal funds may be de-obligated for previously completed Phase 1 activities.
- 4. Record of Environmental Considerations (REC)** – Phase 1 of this project has been determined to be Categorically Excluded from the need to prepare either an Environmental Impact Statement or Environmental Assessment in accordance with FEMA Instruction 108-1-1 and FEMA Directive 108-1-1 as authorized by DHS Instruction Manual 023-01-001- 01, Revision 1. Categorical Exclusions A4 (information gathering, data analysis and processing, information dissemination, review, interpretation, and development of documents) and A7 (the commitment of resources, personnel, and funding to conduct audits, surveys, and data collection of a minimally intrusive nature) have been applied. Particular attention should be given to the project conditions before and during project implementation. Failure to comply with these conditions may jeopardize federal assistance including funding.
- 5. Standard Conditions** – This project approval is subject to the enclosed *Standard Mitigation Grant Program (HMGP) Conditions*, amended August 2018. Please note that federal funds may be de-obligated for work that does not comply with these conditions.

If you have any questions, please contact Stephanie Stephens, Hazard Mitigation Assistance Specialist, by email Stephanie.Stephens@fema.dhs.gov, or phone (202) 893-1604.

Sincerely,

KATHRYN J LIPIECKI Digitally signed by KATHRYN J LIPIECKI
Date: 2023.06.28 10:02:46 -07'00'

Kathryn Lipiecki
Director, Mitigation Division
FEMA Region 9

Enclosures (3):

Obligation Report - Supplement 16
Record of Environmental Considerations (REC)
Standard Mitigation Grant (HMGP) Conditions

Nancy Ward
June 28, 2023
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cc: Ron Miller, Acting State Hazard Mitigation Officer, California Governor's Office of Emergency Services
Robert McCord, Chief, Hazard Mitigation Assistance Branch, FEMA Region 9

HAZARD MITIGATION GRANT PROGRAM

Obligation

Disaster No	FEMA Project No	Amendment No	State Application ID	Action No	Supplemental No	State	Recipient
4482	23 -R	0	796	1	16	CA	Statewide

Subrecipient: El Dorado (County)

Project Title : California Wildfire Mitigation Program Home Hardening Initiative - El Dorado Cou

Subrecipient FIPS Code: 017-99017

Total Amount Previously Allocated	Total Amount Previously Obligated	Total Amount Pending Obligation	Total Amount Available for New Obligation		
\$1,203,885.00	\$1,203,885.00	\$0.00	\$0.00		

Project Amount	Subrecipient Management Cost Amount	Total Obligation	IFMIS Date	IFMIS Status	FY
\$1,203,885.00	\$66,882.50	\$1,270,767.50	06/27/2023	Accept	2023

Comments

Date: 06/27/2023 User Id: SSCOTT39

Comment: Approved funding for 4482-796-23R California Wildfire Mitigation Program for \$1,203,885.00 Federal Share and \$66,882.50 Sub Recipient Management Costs.

Authorization

Preparer Name: STEVEN SCOTT

Preparation Date: 06/27/2023

HMO Authorization Name: STEPHANIE STEPHENS

HMO Authorization Date: 06/27/2023

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RECORD OF ENVIRONMENTAL CONSIDERATION (REC)

Project HMGP-4482-0023-CA (4482-796-023) (1)

Title: El Dorado County Home Hardening Initiative (Phase 1)

NEPA DETERMINATION

Non Compliant Flag: No	EA Draft Date:	EA Final Date:
EA Public Notice Date:	EA Fonsi	Level: CATEX
EIS Notice of Intent	EIS ROD Date:	

Comment As part of the California Wildfire Mitigation Program - Home Hardening Initiative, El Dorado County will perform defensible space and retrofit measures on existing residential homes to mitigate wildfire risks in the Weber Creek area (38,430740, -120,464790). The program is aimed at reducing or preventing loss of life and property by creating defensible space around homes and implementing ignition-resistant improvements on existing structures. El Dorado County will conduct the program in two phases. Phase 1 activities will include recruiting and engaging homeowners within the project area, reviewing homeowner applications to ensure minimum program eligibility criteria are met (the applicant is the homeowner), performing home assessments to identify the defensible space and retrofit measures recommended for each home based upon the unique property risks and exposures, developing proposed scopes of work for homesites, and completing environmental studies. El Dorado County anticipates submitting Phase 1 deliverables in batches. Phase 2 will involve implementing defensible space and home hardening measures, including site specific commencement of work, nesting bird surveys (if applicable), site-specific post-assessments, and property closeouts. No ground activities are proposed or permitted during Phase 1 without prior notice to FEMA. This review does not cover any defensible space or structural retrofit activities, which would be conducted during Phase 2 and will require a separate review.

This project has been determined to be Categorically Excluded from the need to prepare either an Environmental Impact Statement or Environmental Assessment in accordance with FEMA Instruction 108-1-1 and FEMA Directive 108-1-1 as authorized by DHS Instruction Manual 023-01-001-01, Revision 1. Categorical Exclusions A4 (information gathering, data analysis and processing, information dissemination, review, interpretation, and development of documents) and A7 (the commitment of resources, personnel, and funding to conduct audits, surveys, and data collection of a minimally intrusive nature) have been applied. Particular attention should be given to the project conditions before and during project implementation. Failure to comply with these conditions may jeopardize federal assistance including funding. - lholm2 - 06/13/2023 15:30:10 GMT

CATEX CATEGORIES

Catex Category Code	Description	Selected
a4	(a4) Information gathering, data analysis and processing, information dissemination, review, interpretation, and development of documents. If any of these activities result in proposals for further action, those proposals must be covered by an appropriate CATEX. Examples include but are not limited to: (a) Document mailings, publication and distribution, training and information programs, historical and cultural demonstrations, and public affairs actions. (b) Studies, reports, proposals, analyses, literature reviews; computer modeling; and non-intrusive intelligence gathering activities.	Yes
a7	(a7) The commitment of resources, personnel, and funding to conduct audits, surveys, and data collection of a minimally intrusive nature. If any of these commitments result in proposals for further action, those proposals must be covered by an appropriate CATEX. Examples include, but are not limited to: (a) Activities designed to support the improvement or upgrade management of natural resources, such as surveys for threatened and endangered species, wildlife and wildlife habitat, historic properties, and archeological sites; wetland delineations; timber stand examination; minimal water, air, waste, material and soil sampling; audits, photography, and interpretation. (b) Minimally-intrusive geological, geophysical, and geo-technical activities, including mapping and engineering surveys. (c) Conducting Facility Audits, Environmental Site Assessments and Environmental Baseline Surveys, and (d) Vulnerability, risk, and structural integrity assessments of infrastructure.	Yes

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RECORD OF ENVIRONMENTAL CONSIDERATION (REC)

Project HMGP-4482-0023-CA (4482-796-023) (1)

Title: El Dorado County Home Hardening Initiative (Phase 1)

EXTRAORDINARY

Extraordinary Circumstance Code	Description	Selected ?
	No Extraordinary Circumstances were selected	

ENVIRONMENTAL LAW / EXECUTIVE ORDER

Environmental Law/ Executive Order	Status	Description	Comment
Clean Air Act (CAA)	Completed	Project will not result in permanent air emissions - Review concluded	
Coastal Barrier Resources Act (CBRA)	Completed	Project is not on or connected to CBRA Unit or otherwise protected area - Review concluded	
Clean Water Act (CWA)	Completed	Project would not affect any water of the U.S. - Review concluded	
Coastal Zone Management Act (CZMA)	Completed	Project is not located in a coastal zone area and does not affect a coastal zone area - Review concluded	
Executive Order 11988 - Floodplains	Completed	No effect on floodplain/flood levels and project outside floodplain - Review concluded	The proposed action is to provide Phase 1 funding to the Subrecipient for homeowner engagement, reviewing program applications, performing home assessments to identify recommended mitigation measures, developing proposed scopes of work for homesites, and completing environmental studies without any proposed ground disturbance. These actions will have no effect on and will not be affected by floodplains/flood levels. - lholm2 - 06/13/2023 15:28:32 GMT
Executive Order 11990 - Wetlands	Completed	No effects on wetlands and project outside wetlands - Review concluded	The proposed action is to provide Phase 1 funding to the Subrecipient for homeowner engagement, reviewing program applications, performing home assessments to identify recommended mitigation measures, developing proposed scopes of work for homesites, and completing environmental studies without any proposed ground disturbance. These actions will have no effect on and will not be affected by wetlands. - lholm2 - 06/13/2023 15:28:49 GMT
Executive Order 12898 - Environmental Justice for Low Income and Minority Populations	Completed	Low income or minority population in or near project area	FEMA has determined Phase 1 activities, which will include homeowner engagement, reviewing program applications, performing home assessments to identify recommended mitigation measures, developing proposed scopes of work for homesites, and completing environmental studies, have limited or no potential to affect minority or

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RECORD OF ENVIRONMENTAL CONSIDERATION (REC)

Project HMGP-4482-0023-CA (4482-796-023) (1)

Title: El Dorado County Home Hardening Initiative (Phase 1)

Environmental Law/ Executive Order	Status	Description	Comment
			low-income populations and FEMA has no further EO 12898 responsibilities with regard to them. - lholm2 - 06/13/2023 15:29:11 GMT
	Completed	No disproportionately high and adverse impact on low income or minority population - Review concluded	
Endangered Species Act (ESA)	Completed	Listed species and/or designated critical habitat present in areas affected directly or indirectly by the federal action	Phase 1 of the proposed action is to provide funding to the Subrecipient for homeowner engagement, reviewing program applications, performing home assessments to identify recommended mitigation measures, developing proposed scopes of work for homesites, and completing environmental studies. These actions would result in no impacts to endangered species. Endangered Species Act (ESA) review will need to be completed prior to implementing any subsequent phases of the project. The proposed Phase 1 scope of work will not destroy or adversely modify suitable habitat and will not affect any other listed or proposed species under the jurisdiction of the U.S. Fish and Wildlife Service or National Marine Fisheries Service (the Services). It is therefore determined the proposed action would have "No Effect" on listed species and consultation with the Services under Section 7 of the ESA is not required. - lholm2 - 06/13/2023 15:26:00 GMT
	Completed	No effect to species or designated critical habitat (See comments for justification) - Review concluded	
Farmland Protection Policy Act (FPPA)	Completed	Project does not affect designated prime or unique farmland - Review concluded	
Fish and Wildlife Coordination Act (FWCA)	Completed	Project does not affect, control, or modify a waterway/body of water - Review concluded	
Migratory Bird Treaty Act (MBTA)	Completed	Project located within a flyway zone	The project is in the Flyway, however, based on the Phase 1 project scope of work there is no potential for take of migratory birds. - lholm2 - 06/13/2023 15:27:37 GMT
	Completed	Project does not have potential to take migratory birds - Review concluded	
Magnuson-Stevens Fishery Conservation and Management Act (MSA)	Completed	Project not located in or near Essential Fish Habitat - Review concluded	

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RECORD OF ENVIRONMENTAL CONSIDERATION (REC)

Project HMGP-4482-0023-CA (4482-796-023) (1)

Title: El Dorado County Home Hardening Initiative (Phase 1)

Environmental Law/ Executive Order	Status	Description	Comment
National Historic Preservation Act (NHPA)	Completed	Not type of activity with potential to affect historic properties - Review concluded	Phase 1 of the Undertaking complies with Stipulation I.A.7.F (assistance provided for planning, studies, design, and engineering costs) of the Programmatic Agreement among the Federal Emergency Management Agency (FEMA), State Historic Preservation Office (SHPO), and California Office of Emergency Services (Cal OES), signed October 30, 2019. Thus, the Undertaking does not require SHPO review, and FEMA has no further Section 106 responsibilities in accordance with 36 CFR 800.3(a)(1). - lholm2 - 06/13/2023 02:28:21 GMT
Wild and Scenic Rivers Act (WSR)	Completed	Project is not along and does not affect Wild and Scenic River - Review concluded	

CONDITIONS

Standard Conditions:

Any change to the approved scope of work will require re-evaluation for compliance with NEPA and other Laws and Executive Orders.

This review does not address all federal, state and local requirements. Acceptance of federal funding requires recipient to comply with all federal, state and local laws. Failure to obtain all appropriate federal, state and local environmental permits and clearances may jeopardize federal funding.

If ground disturbing activities occur during construction, applicant will monitor ground disturbance and if any potential archeological resources are discovered, will immediately cease construction in that area and notify the State and FEMA.

Standard Mitigation Grant Program (HMGP) Conditions

FEMA Region IX, August, 2018

The following list applies to Recipients and Subrecipients accepting HMGP funds from the Federal Emergency Management Agency (FEMA) of the Department of Homeland Security (DHS):

1. **Applicable Federal, State, and Local Laws and Regulations.** The Recipient/Subrecipient must comply with all applicable Federal, State, and Local laws and regulations, regardless of whether they are on this list or other project documents. DHS financial assistance Recipients and Subrecipients are required to follow the provisions of the State HMGP Administrative Plan, applicable Hazard Mitigation Assistance Uniform Guidance, and Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards located in Title 2 of the Code of Federal Regulations (CFR) Part 200, adopted by DHS in 2 CFR 3002.
2. **Financial Management Systems.** The Recipient and Subrecipient must maintain financial management systems to account for and track funds, as referenced in 2 CFR 200.302.
3. **Match or Cost Share.** Non-federal match or cost share must comply with 2 CFR 200.306, the scope of work (SOW), and any agreements among the Subrecipient, the Recipient, and FEMA.
4. **Budget Changes.** Unanticipated adjustments are permitted within the approved total cost. However, if costs exceed the federal share, the Subrecipient must notify the Governor's Authorized Representative (GAR) of overruns before implementation. The GAR shall submit a written request for approval to FEMA Region IX. The subaward must continue to meet HMGP requirements, including cost effectiveness and cost share. Refer to 2 CFR 200.308 for additional information.
5. **Real Property and Land.** The acquisition, use, and disposition must comply with 2 CFR 200.311.
6. **Equipment.** The acquisition, use, and disposition must comply with 2 CFR 200.313.
7. **Supplies.** Upon project completion, FEMA must be compensated for unused supplies, exceeding \$5,000 (fair market value), and not needed for other federal programs. Refer to 2 CFR 200.314.
8. **Procurement.** Procurement procedures must be in conformance with 2 CFR 200.318-320.
9. **Monitoring and Reporting Program Performance.** The Recipient and Subrecipient must submit quarterly progress reports, as referenced in the 2 CFR 200.328 and State HMGP Administrative Plan.
10. **Records Retention.** In accordance with 2 CFR 200.333, financial/ programmatic records related to expenditures must be maintained at least 3 years after the date of Recipient's final expenditure report.
11. **Enforcement and Termination.** If the Recipient or Subrecipient fails to comply with the award or subaward terms, whether stated in a Federal statute or regulation, the State HMGP Administrative Plan, subapplication, a notice of award, an assurance, or elsewhere, FEMA may take one or more of the actions outlined in 2 CFR 200.338, including termination or partial termination of the award or subaward outlined in 2 CFR 200.339.
12. **Allowable Costs.** Funds are to be used for allowable costs in compliance with 2 CFR 200.403, the approved SOW, and any agreements among the Subrecipient, Recipient, and FEMA.

13. **Non-Federal Audit.** The Recipient and Subrecipient are responsible for obtaining audits in accordance with the Single Audit Act of 1984, in compliance with 2 CFR 200.501.
14. **Debarred and Suspended Parties.** Recipients and Subrecipients are subject to the non-procurement debarment and suspension regulations implementing Executive Orders 12549 and 12689, and 2 CFR 180. These regulations restrict federal financial assistance awards, subawards, and contracts with parties that are debarred, suspended, or otherwise excluded from or ineligible for participation in the federal assistance programs or activities.
15. **Equipment Rates.** Rates claimed for use of Subrecipient-owned equipment in excess of the FEMA-approved rates must be approved under State guidelines issued by the State Comptroller's Office or must be certified by the Recipient to include only those costs attributable to equipment usage less any fixed overhead and/or profit.
16. **Duplication of Funding between Public Assistance (PA) and HMGP.** Funding for PA Section 406 and HMGP Section 404 are permitted on the same facility/location, but the activities identified under each program must be distinct with separately accounted funds. At closeout, FEMA may adjust the funding to ensure the Subrecipient was reimbursed for eligible work from only one funding source.
17. **Historic Properties and Cultural Resources.** In compliance with 2 CFR 800, if a potential historic property or cultural resource is discovered during construction, the Subrecipient must cease work in the area and take all reasonable measures to avoid or minimize harm to the discovered property/resource. During construction, the Subrecipient will monitor ground disturbance activity, and if any potential archeological resources are discovered, will immediately cease work in that area, and notify the Recipient and FEMA. Construction in the area may resume with FEMA's written approval after FEMA's consultation, if applicable, with the State Historic Preservation Officer (SHPO).
18. **NEPA and Changes to the Scope of Work (SOW).** To comply with the National Environmental Policy Act (NEPA), and other Laws and Executive Orders, any change to the approved SOW shall be re-evaluated before implementation. Construction associated with a SOW change, prior to FEMA approval, may be ineligible for funding. Acceptance of federal funding requires environmental permits and clearances in compliance with all appropriate federal, state and local laws, and failure to comply may jeopardize funding.

Within their authority, the Recipient and Subrecipient must use of all practicable means, consistent with other essential policies, to create and maintain productive harmony for people and nature, and fulfill the social, economic, and other needs of present and future generations of Americans.