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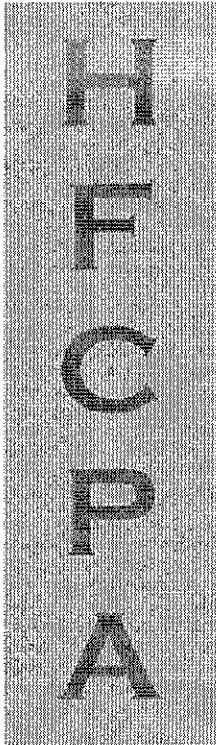
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Division of Environmental Health and Engineering

Cooperative Project Agreement



A Health Facility Improvement Project Between:
The Alaska Native Tribal Health Consortium and
The Native Village of Akhiok
Project No. AN 07-GJ5
May 2008

**COOPERATIVE PROJECT AGREEMENT
HEALTH FACILITY IMPROVEMENT PROJECT
NATIVE VILLAGE OF AKHIOK, ALASKA**

PROJECT NO. AN 07-GJ5

To complete this project, the ANTHC and the Native Village of Akhiok mutually agree to the terms and conditions contained in this Agreement.

PREPARED BY:

5/20/08
Date

Joe Durenberger
Joe Durenberger, P.E.
Health Facilities Engineer
DEHE, ANTHC

RECOMMENDED BY:

5/20/08
Date

Matthew Dixon
Matthew Dixon, P.E.
Director of Operations
DEHE, ANTHC

APPROVED BY:

5/20/08
Date

Paul Sherry
Paul Sherry
Chief Executive Officer
ANTHC

**APPROVED BY THE
NATIVE VILLAGE OF
AKHIOK:**

5-22-08
Date

Linda Amode
Vice-President, Native Village of Akhiok

**COOPERATIVE PROJECT AGREEMENT
HEALTH FACILITY IMPROVEMENT PROJECT
NATIVE VILLAGE OF AKHIOK, ALASKA**

PROJECT NO. AN 07-GJ5

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**COOPERATIVE PROJECT AGREEMENT
HEALTH FACILITY IMPROVEMENT PROJECT
NATIVE VILLAGE OF AKHIOK, ALASKA**

PROJECT NO. AN 07-GJ5

**DATE OF AGREEMENT:
May 2008**

A. INTRODUCTION

Throughout this Cooperative Project Agreement (CPA) the following entities are referred to as follows:

Native Village of Akhiok	=	Village
Alaska Native Tribal Health Consortium	=	ANTHC
Division of Environmental Health and Engineering	=	DEHE
Denali Commission	=	Commission
Indian Health Service	=	IHS
Kodiak Area Native Association	=	KANA

The ANTHC, DEHE, role is to provide lasting solutions to promote healthy communities.

This CPA contains information about the project scope of work, funding, costs, and administration, and is being performed under the provisions of the following agreements:

- Memorandum of Understanding between the Denali Commission and the Alaska Native Tribal Health Consortium for Alaska Health, Sanitation, and Other Related Infrastructure, dated May 2007. This MOU defines the roles and responsibilities of each party.
- Denali Commission Financial Assistance Award Project No. 185-05, Amendment 6, dated February 2008.
- Denali Commission Financial Assistance Award Project No. 185-05, Amendment 8, dated May 2008.

B. SCOPE OF PROJECT

This project will construct a new health clinic in the Native Village of Akhiok, Alaska. The scope of this project includes site preparation, materials and equipment, construction, and labor.

C. PROJECT COST

C 1. Cost Estimate Table

Job Type	Scope of Work	Qty	Units	Unit Cost	Total Cost	Funding Sources		
						Denali FY08	IHS	KANA
M-CL	Construct clinic	1	LS	\$1,671,165	\$1,671,165	\$1,327,806	\$308,143	\$35,216
M-CB	ANTHC Support Services Charges*			\$151,280	\$151,280			
Total Award					\$1,822,445	\$1,479,086	\$308,143	\$35,216

* ANTHC Support Services Charges pay for construction management and construction administration services

C 2. Project Funding

Contributor	Fiscal Year	Description	Amount
Commission	Federal 2008	NA	\$ 1,479,086
IHS	FY08	NA	\$ 308,143
KANA	FY07	RHO	35,216
TOTAL PROJECT FUNDING			\$ 1,822,445

Commission funding for this project originally came via Financial Assistance Award Project No. 185-05, Amendment 6, dated February 2008. Financial Assistance Award Project No. 185-05, Amendment 8, dated May 2008, amends the original funding amounts and includes new information about cost share matches.

The Denali Commission stipulates that each project include an in-kind cost share contribution. For this project, the Denali Commission Sub-Award constitutes approximately 80% of the funding and the cost share contribution constitutes a minimum of 20% of the funding. Therefore, this CPA identifies in-kind contributions from the IHS in the amount of \$308,143, and from KANA in the amount of \$35,216. This funding will be added to the Denali Commission project cost amount of \$1,479,086, bringing the total project cost amount to \$1,822,445.

The amount in Financial Assistance Award Project No. 185-05, Amendment 8, for the Commission's percent share for construction, less additional match, is \$1,373,437. However, because a balance of \$148,560 remains in order to fully fund the projects listed in that award, a percentage of the total construction amount was removed from each project. Thus, the Cost Estimate Table shows total of \$1,327,806 for the Commission's total construction amount.

Denali Commission funding for this health facility improvement project has been made available to the ANTHC through a separate Financial Assistance Award (FAA), or amendment or addendum to an FAA, between the Denali Commission and the ANTHC.

It is understood that funding transfers will be made to the ANTHC incrementally. Project activities should not proceed until funding for each increment of work is available to the ANTHC. By signing this Agreement, the Village is assuring that funding from other contributing agencies, if applicable, shall be made available to the project. When allowable by the granting agency, the Council authorizes funds to be disbursed directly to ANTHC. If in-kind or other funding sources are unavailable, project activities will be curtailed.

D. PROJECT ADMINISTRATION

In conformance with the Commission's Financial Assistance Award No. 185-05, Amendment 6, dated February 2008, the following Project Management Methodology option has been selected:

Construction Management shall be accomplished by ANTHC or its Contractor. ANTHC shall take responsibility for all project oversight, technical assistance, and management of the construction process. Project Construction shall be through ANTHC Construction Contract.

This Agreement shall take effect upon signature by all parties and remain in effect until the expiration of the "Performance Period" specified within the Commission's Financial Assistance Award, or subsequent Amendment(s) or Addendum(s).

E. SUSTAINED OPERATIONS CONSIDERATIONS

The Village will assume ownership and responsibility for all operation and maintenance of facilities constructed under this project.

F. NATIONAL HISTORIC PRESERVATION ACT REQUIREMENTS

The National Historic Preservation Act (NHPA) provides for cultural resources identification and protection through avoidance or mitigation to avoid unnecessary disturbance of reported or known human burials. The NHPA also requires Tribes to be consulting parties if archeological discoveries are made during construction.

The Native American Graves Protection and Repatriation Act (NAGPRA) contains stipulations regarding the appropriate treatment and disposition of human burials, funerary, and associated items discovered on Federal lands or Indian Allotments. NAGPRA recognizes the inherent rights and claims of the Native people but often is inapplicable to ANTHC projects. For this reason, as a policy the ANTHC recognizes the inherent rights and claims of the tribal entity when human remains and associated items are uncovered through construction projects.

Therefore, if construction for this project results in the discovery of ancient cultural items (i.e., human burials, associated items, and/or archaeological artifacts), ANTHC will ensure that the Native Village of Akhiok will be a consulting party. In addition, the following responsibilities are assumed by the project participant in order to comply with the NHPA, NAGPRA, and ANTHC policy recognizing inherent rights and claims:

- Identifying any known or reported archaeological site, artifact, or ancient human remains to avoid unnecessary damage to sensitive resources.
- Delaying construction in the vicinity of a discovery until procedures in conformance with 36 CFR 800 are complete.
- Determining appropriate mitigation measures and performing all mitigation in conformance with 36 CFR 800.
- Ensuring an archaeologist, retained or employed by any party to facilitate construction operations, will view and document any and all cultural items discovered during excavation if an adverse effect determination has been made.
- Ensuring that if removal of ancient human remains is necessary, the archaeologist will remove the entire body and that unless the Native Village of Akhiok request further study of the remains, tests upon or photographs of any ancient human remains will not occur unless specific, separate Agreements have been made with the Native Village of Akhiok.
- Contacting the Village Public Safety Officer if a modern human burial is discovered to determine if a criminal act can be identified. If the burial is from an archaeological context, the burial will be treated as archaeological remains and need not be treated as a scene of crime.
- Acknowledging that the Native Village of Akhiok assume full responsibility for any and all cultural items discovered during excavation on all but private lands.
- Acknowledging that the Native Village of Akhiok reserve the inherent right to determine the appropriate disposition of any and all cultural items discovered during excavation on all but private lands.

- Acknowledging that the inherent claims or rights of the Native Village of Akhiok are not diminished by the fact that the land is under ownership by another party.
- Ensuring that if a discovery is made on Federal lands, Indian Allotment lands, or lands not yet conveyed to the Village or Regional Corporation, parties to facility construction operations shall comply with the NAGPRA if appropriate.
- Acknowledging that all other inherent rights and claims regarding any and all cultural items discovered on any lands other than private lands during excavation for or in support of facility construction not expressly covered in these responsibilities are reserved to the Native Village of Akhiok alone.

G. NEPA ENVIRONMENTAL REVIEW REQUIREMENTS

The National Environmental Policy Act (NEPA) is the basic national charter for protection of the environment. It establishes policy, sets goals, and provides means for carrying out the policy. The provisions are written to make sure that federal agencies act according to the letter and spirit of the Act. Federal agencies must comply with the procedures and achieve the goals of the Act.

For this purpose, The Denali Commission recognizes Indian Health Service (IHS) policy (Federal Register, Vol. 58, No. 3, January 6, 1993, pp. 569-572) which allows for categorical exclusion of health and sanitation facility projects that do not have a significant impact on the environment. The procedures are outlined in the *Environmental Review Manual*, issued in January 2007 and including an “Environmental Review and Documentation” checklist. The checklist and backup documentation support a determination of categorical exclusion (CATEX) from further environmental review or a finding of no significant impact (FONSI).

The Denali Commission will be the lead federal agency for the NEPA process.

H. AUTHORITY FOR APPROVAL

Upon signing this document, the ANTHC Chief Executive Officer delegates authority to sign all subsequent agreements related to this project to the Director of Operations, DEHE.

I. PROVISIONS FOR PROJECT COMPLETION

The following sections from the ANTHC, DEHE, Cooperative Project Agreement Provisions Manual for Health Facilities Projects (Orange Book), dated June 2003, are incorporated into this Agreement by reference. For the purposes of this Agreement, all references to “Local Participant” shall mean the Village.

- Section 1, "Provisions for All Cooperative Project Agreements"
- Section 2, "Provisions for ANTHC Management of Local Force Account Labor"
- Section 5, "Insurance and Indemnification Provisions for Force Account Labor Projects Managed by the ANTHC or the Local Participant"
- Section 6, "Assurances for All Construction Programs" (Standard Form 424D)

The following federal provisions apply to this project:

- 15 CFR 24, Uniform Admin Requirements for Grants/Cooperative Agreements to State and Local Governments
[<www.access.gpo.gov/nara/cfr/waisidx_99/15cfr24_99.html>](http://www.access.gpo.gov/nara/cfr/waisidx_99/15cfr24_99.html)
(applies to local or tribal government)
- OMB Circular A-87, Cost Principles for State and Local Governments and Indian Tribal Governments [<www.whitehouse.gov/OMB/circulars/a087/a087-all.html>](http://www.whitehouse.gov/OMB/circulars/a087/a087-all.html)
(applies to local or tribal government)
- OMB Circular A-133, Audits of States, Local Governments and Non-Profit Organizations [<www.whitehouse.gov/OMB/circulars/a133/a133.html>](http://www.whitehouse.gov/OMB/circulars/a133/a133.html)
(applies to all Agreements)
- 15 CFR, Part 14, Uniform Administrative Requirements for Grants and Agreements with Institutions of Higher Education, Hospitals, Other Nonprofit, and Commercial Organizations
[<www.access.gpo.gov/nara/cfr/waisidx_99/15cfr14_99.html>](http://www.access.gpo.gov/nara/cfr/waisidx_99/15cfr14_99.html)
(applies to non-profits)
- OMB Circular A-122, Cost Principles for Nonprofit Organizations
[<www.whitehouse.gov/OMB/circulars/a122/a122.html>](http://www.whitehouse.gov/OMB/circulars/a122/a122.html) (applies to non-profits)

APPENDIX

Final Environmental Review Memorandum
Environmental Review and Documentation

Maps

Project Activity Map



ALASKA NATIVE TRIBAL HEALTH CONSORTIUM
Division of Environmental Health and Engineering
1901 Bragaw Street, Suite 200
Anchorage, Alaska 99508

MEMORANDUM

DATE: April 1, 2008

FROM: Environmental Coordinator

SUBJECT: New Health Clinic Facility –Akhiok, Alaska
NEPA Environmental Review – Project No. AN 07-GJ5

TO: THE FILE RECORD

Federal funding for this project requires an environmental review in accordance with the National Environmental Policy Act (NEPA) and the National Historic Preservation Act (NHPA). The Alaska Native Tribal Health Consortium (ANTHC) has considered all potential environmental concerns (specific and cumulative effects) associated with the project in consultation with applicable federal, state, and local authorities. An Environmental Review has been completed with respect to the proposed new health facility in Akhiok, Alaska.

FINDINGS

The ANTHC uses the Indian Health Service (IHS) environmental review procedures for conducting environmental analyses of all health and sanitation facilities projects, as outlined in the Environmental Review Manual, issued in January 2007. This environmental review finds that no further environmental investigation is needed. All actions involving construction have been reviewed and no extraordinary or exceptional circumstances were found to exist. It is therefore recommended that the Denali Commission approve a determination of eligibility for categorical exclusion from the requirement to conduct further environmental evaluation for this project. Current IHS policy (Federal Register, Vol. 58, No. 3, January 6, 1993, pp. 569-572) allows for categorical exclusion of health and sanitation facility projects that do not have a significant impact on the environment, as determined by the attached "Environmental Review and Documentation."

BACKGROUND

Akhiok is located at the southern end of Kodiak Island at Alitak Bay. It lies 80 miles southwest of the City of Kodiak, and 340 miles southwest of Anchorage. It lies at approximately 56.945560° North Latitude and -154.170280° West Longitude. (Sec. 28, T037S, R031W, Seward Meridian.) Akhiok is an Alutiiq village dependent upon fishing and subsistence activities.

The city is accessible only by air and water. Island Air Service offers regular passenger service. In addition, regular and charter flights are available from the City of Kodiak. There is a State-owned gravel runway 3,320' in long by 60' wide, and a seaplane base at Moser Bay, owned by Columbia Ward Fisheries. Barge services are sporadic. Breakwater and boat launch are available, but the existing dock is a temporary structure.

ENVIRONMENTAL RESOURCES OF IMPORTANCE

The community of Akhiok is in the vicinity of critical habitat for Steller's eider species, which is endangered and/or threatened. The proposed health clinic construction will take place within established community boundaries and therefore work is not anticipated to adversely affect the noted threatened or endangered species. The USFWS was contacted for concurrence.

SCOPE OF REVIEW

ANTHC will assist the community to construct a new health clinic in Akhiok, Alaska. The Akhiok clinic will be approximately 1,632 sq ft single story wood frame building. The clinic is being built on the site of an existing building and will utilize the existing community water and sewer service. The building sit for this project is 70'X 120' (0.2 ac). There is an existing road and power pedestal for this lot.

PROPOSED MITIGATION MEASURES

Given the environmental review performed by the ANTHC, no mitigation activities are proposed for this project.

SUMMARY

ANTHC has completed the environmental review for this project. ANTHC will revisit this environmental review to determine if potential environmental concerns have been addressed if the project scope changes.

Riki Lebman

Tribe:	Native Village of Akhiok
Project, Program, Grant Description & Location:	The review covers the new construction of a health clinic in Akhiok, Alaska.

Considerations	Basis for Determination (Documentation)
1. Will the proposed action result in a known violation or continuance of a violation of applicable (Federal, Tribal, State or local) laws or requirements for protection of environment or public health and safety?	No. Reviewer's Experience - The construction of this proposed project will be in compliance with all applicable laws and requirements and will have the appropriate regulatory approvals.
2. Will the proposed action result in a conflict with existing or proposed federal, Tribal, state, and local land use plans?	No. Printed Materials – The project site is not zoned. The Village Traditional Council has identified this project as an essential community facility.
3. Is there a controversy with respect to environmental effects of the proposed action based on reasonable and substantial issues?	No. Printed Materials—The CPA for this project, which is signed, afforded the Village the opportunity to address controversies with respect to environmental effects of the construction of the proposed project.
4. Is the proposed action significantly greater in scope than normal for the area or does it have significant unusual characteristics?	No. Reviewer's Experience – The construction of the proposed project is typical in scope in comparison with other ANTHC health clinic improvement projects in rural Alaska and has no unusual, significant characteristics.
5. Does the proposed action establish a precedent for future action or represent a decision in principle about future actions with potentially significant environmental effects?	No. Reviewer's Experience – The construction of the proposed project is not anticipated to result in any cumulative impacts that will result in degradation of environmental concerns as outlined in NEPA.

ENVIRONMENTAL INFORMATION AND DOCUMENTATION

Tribe: Native Village of Akhiok	Reservation
Project, Program, Grant Description & Location:	The review covers the new construction of a health clinic in Akhiok, Alaska.
6. Does the proposed action have significant adverse direct or indirect effects on park land, other public lands, or areas of recognized scenic or recreational value?	No. Printed Materials – Areas of recognized scenic or recreational value Alaska Wildlife Refuges, U.S. Fish and Wildlife Service 2003 National Wildlife Refuge www.alaska.fws.gov/nwr/map.htm , USDOI NPS http://www.nps.gov.state.ak . Alaska Department of Natural Resource Division of Parks and Outdoor Recreation, Individual State Parks http://www.dnr.state.ak.us/parks/units/index.htm Although the community of Akhiok lies within the Kodiak National Wildlife Refuge, legislation recognizes the communities lying within the refuge boundary are compatible with this Federal designation. This project will occur within the established community boundaries and therefore work is not anticipated to adversely affect the noted National Wildlife Refuge.
7. Does the proposed action include construction of a new municipal solid waste landfill at a new solid waste disposal site?	No. Printed Materials - This project does not address the need for constructing a new municipal solid waste landfill.
8. Will the proposed action create a need for additional capacity at solid waste disposal facilities?	No. Printed Materials – The proposed project will not generate any additional solid waste than the existing facility because it will not affect community population levels.
9. Does the proposed action include construction of a new wastewater treatment facility that will discharge treated sewage effluent to the waters of the U.S.	No. Printed Materials - This project does not address the need for constructing a new wastewater treatment facility that will discharge treated surface effluent into surface waters.
10. Will the proposed action create a need for additional capacity at wastewater treatment facilities?	No. Printed Materials – The construction of the proposed project will not affect the capacity of the community's wastewater treatment facilities.
11. Will the proposed action create a need for additional capacity in the drinking water supply?	No. Review's Experience – The construction of the proposed project will not create a need for additional drinking water supply as the same population will continue to be served as previously.

Tribe:	Native Village of Akhiok	Reservation
Project, Program, Grant Description & Location:	The review covers the new construction of a health clinic in Akhiok, Alaska.	
12. Are there other considerations about the proposed action that could adversely affect the environment and/or public health and safety?	No. Printed Materials – The construction of the proposed project is not anticipated to adversely affect the environment and/or public health and safety. No toxic building materials will be utilized.	
13. Will the proposed action create a need for additional capacity in health care facilities and for health care services?	No. Review's Experience – The construction of the proposed project is not anticipated to create a need for additional capacity in health care facilities and for health care services because it will not affect community population levels.	
14. Will the proposed action create a need for additional energy supply or generation?	No. Review's Experience - The construction of the proposed project will not create a need for additional energy supply or generation.	
15. Will the proposed action create a need for additional capacity in educational facilities?	No. Printed Materials- The construction of the proposed project will not affect any need for additional capacity in educational facilities because the same population will be serve as previously.	
16. Will the proposed action create a need for additional capacity in transportation systems?	No. Printed materials – The construction of the proposed project will serve the same population in a community lacking a transportation system.	
17. Historic Preservation:	Reviewer's Experience - All work will occur in previously disturbed ground or in an area of low potential, therefore this project has no potential to affect historic properties on or eligible for the National Register of Historic Places. The State Historic Preservation Officer was provided with an opportunity to review these findings and concurred on January 1, 2007.	
a. Does the proposed action involve the purchase, construction, alteration, renovation, or lease of a building or portion of a building that is more than 50 years old?	b. Will the proposed action adversely affect properties listed, or eligible for listing, on the National Register of Historic Places?	No. Printed Materials – The State Historic Preservation Officer concurred with the proposed project on December 20, 2006. No historic properties eligible or on the National Register of Historic Places will be adversely impacted by the construction of the proposed project.

Tribe:	Native Village of Akhiok	Reservation
Project, Program, Grant Description & Location:	The review covers the new construction of a health clinic in Akhiok, Alaska.	
18. Endangered Species Act: Is the proposed action likely to adversely affect a plant or animal species listed on the Federal or applicable state list of endangered or threatened species or a specific critical habitat of an endangered or threatened species?	No. Printed Materials (http://alaska.fws.gov/fisheries/endangered/listing.htm , http://www.adfg.state.ak.us.cfm?adfg=endangered.list) – Alaska Region Endangered Species Listing. Proposed Candidate and Delisted Species in Alaska, April 2007 and Programmatic Agreement (PA) signed January 28, 2008. Although the community of Akhiok will be in the vicinity of critical habitat for Steller's eider species, which is endangered and/or threatened, all construction will take place within established community boundaries and therefore work is not anticipated to adversely affect the noted threatened or endangered species. Concurrence was received from USFWS on April 22, 2008.	
19. Will the proposed action require major sedimentation and erosion control measures?	No. Printed Materials – construction plans indicate that fill will be used. If soils are disturbed, revegetation will occur to stabilize them. The site plans disclose that project will excavate and backfill a trench to lay the water line. Other erosion control measures may be used as deemed necessary such as keeping soil hydrated to reduce dust.	
20. Will the proposed action violate a storm water permit or a wastewater discharge permit either for construction or ongoing operations?	No. Printed Materials – An NPDES permit is not required.	
21. Safe Drinking Water Act: Will the proposed action impact an EPA designated sole source aquifer?	No. Personal Contact – Website on file, http://cfpub.epa.gov/safewater/sourcewater/sourcewater . Chris Miller, Alaska Department of Environmental Conservation. Currently there are no designated sole source aquifers in Alaska.	
22. Wetlands and Water Resources (lakes, rivers, ponds, streams, etc.): Will the proposed action violate a Section 404 (Clean Water Act) permit for actions in a wetland and/or Section 10 (Rivers and Harbors Act) permit for actions in a stream or river?	No. Printed Materials (http://www.poa.usace.army.mil/reg/NeedPermit.htm , http://wetlandsfws.er.usgs.gov/wtlands/launch.html) - A review of the USFWS Wetland Online Mapper indicated that there is no wetland mapping for the community of Akhiok, Alaska. All construction will be done upon consultation with the U.S. Army Corps of Engineers (COE) and in conformance with any requisite COE permit.	

ENVIRONMENTAL INFORMATION AND DOCUMENTATION

Tribe: Native Village of Akhiok	Project, Program, Grant Description & Location: The review covers the new construction of a health clinic in Akhiok, Alaska. Reservation	<p>23. Floodplains:</p> <p>a. Is the proposed action located in either a 100-year or, for critical actions, a 500-year floodplain? (If Flood Insurance Rate Maps do not exist for the project site, a floodplain survey or consultation may be required. Also may need to consider if the facility will require flood insurance).</p> <p>b. Will the proposed action adversely impact flood flows in a floodplain or support development in a floodplain?</p> <p>24. Existing site: Would the proposed action involve the purchase, construction or lease of new facilities (including portable facilities and trailers), substantially increase the capacity of an existing health care facility?</p> <p>25. New site: Does the proposed action involve purchase, construction, or lease of new facilities (including portable facilities and trailers) where such action is for buildings equal to or more than 12,000 square feet (1080 square meters) of useable space when more than 5 acres (2 hectares) of surface land area are involved at a new site?</p>
		<p>No. – Printed Materials <a href="http://msc.fema.gov/weapp/wcs/stores/servlet/CategoryDisplay?storeId=10001&amp;catalogId=10001&amp;langId=-1&amp;categoryId=12001&amp;parentCategoryId=&amp;communityId=&amp;stateName=&amp;countyName=&amp;communityName=&amp;communitySelected=0&amp;isCountySelected=0&amp;isCo mmSelected=0&amp;userType=G&amp;urlUserType=G&amp;src=0&amp;catState=13008; http://www.poas.usace.army.mil/en/cw/fld_haz/communities.htm .</p> <p>The community of Akhiok, Alaska is not in a floodplain. (Federal Emergency Management Agency [FEMA]. 2007. Flood Maps. Map Center and USACE Alaskan Communities Flood Hazard Data.</p> <p>No. Printed Materials – The project is designed to drain in areas that will not adversely impact flood flows.</p> <p>No. Printed Materials - The proposed health facility will be a new facility of 1600 square feet that replaces an existing facility. Since current levels of staffing will remain the same this project would not substantially increase the capacity of the existing care facility.</p> <p>No. Printed Materials – Less than 2 hectares (5 acres) will be involved in the proposed health facility.</p>

Tribe:	Native Village of Akhiok	Reservation
Project, Program, Grant Description & Location:	The review covers the new construction of a health clinic in Akhiok, Alaska.	
26. New site: Does the proposed action involve purchase, construction, or lease of health care facilities (other than buildings) for projects equal to or more than 5 acres (2 hectares) of surface land area at a new site?	No. Printed Materials – Less than 2 hectares (5 acres) will be involved in the proposed health facility.	
27. Does the proposed action involve the sale or transfer of real property, on which any hazardous substance was stored for one year or more, known to have been released, or disposed of? (Provide relevant documentation for any hazardous substance releases. See 40 CFR 373.2(b), 302.4, and 261.30 for reportable quantities.)	No. Printed Materials - (http://www.dec.state.ak.us/spar/csp/list.htm ; http://www.epa.gov/superfund/index.htm) Alaska Department of Environmental Conservation and EPA Superfund websites. Two contaminated sites were identified on Sitskinak Island about 25 miles away from Akhiok and will not be an issue in this project. If hazardous waste/or petroleum products or their derivatives are uncovered through the course of construction, the Project Engineer will contact the Alaska Department of Environmental Conservation and follow their recommendations to ensure full legal compliance.	
28. Does the proposed action involve the sale or transfer of real property, on which underground or above ground storage tanks are located?	No. Printed Materials - The proposed action does not involve the transfer of real property.	

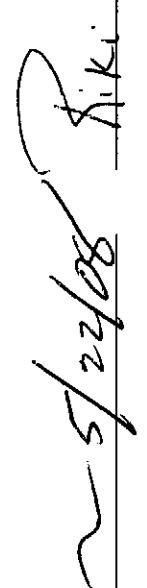
Tribe:	Native Village of Akhiok	Reservation
Project, Program, Grant Description & Location:	The review covers the new construction of a health clinic in Akhiok, Alaska.	
29. Will the proposed action violate Tribal, local, state, or federal law on the use and storage of hazardous substances or the transportation, storage, and disposal of hazardous wastes or medical wastes?	No. Printed Materials - The proposed project does not violate local, state, or federal law on the use and storage of hazardous substances or transportation, storage and disposal of hazardous wastes or medical wastes. (Activities that may generate reportable quantities include air conditioning repair and service, pesticide application, motor pools, automobile repair, welding, landscaping, agricultural activities, print shops, hospitals, clinics, & medical centers. Repair, renovation, or demolition activities can generate waste that has asbestos-containing materials, asbestos, lead-based paint, PCBs, CFCs, etc.)	No. Printed Materials - 18AAC50, Air Quality Control, Alaska Department of Environmental Conservation, December 30, 2007. This project will not result in a violation of the conformity rule per the State of Alaska Implementation Plan. This project is not located in an area subject to the conformity rule per the State of Alaska Implementation Plan. Only four communities in Alaska are subject to conformity: Anchorage (CO); Eagle River (PM 10); Fairbanks (CO); and Juneau (PM 10).
30. Will the proposed action adversely affect community air pollution for a long period of time?		No. Printed Materials - This project will benefit the health and environment for the tribe and the community as a whole.
31. If the proposed action is implemented, will it have a disproportionately high and adverse human health or environmental impact on the Tribe, low-income populations, or minority populations?		

Tribe:	Native Village of Akhiok	Reservation
Project, Program, Grant Description & Location:	The review covers the new construction of a health clinic in Akhiok, Alaska.	
32. Will the proposed action adversely affect community noise levels?	No. Printed Material – This project will not affect community noise levels because no blasting will occur and heavy equipment use will be limited to the daytime (10 hour).	
33. Wilderness Act: Will the proposed action adversely impact a Wilderness Area?	No. Printed Materials (http://en.wikipedia.org/wiki/List_of_U.S._Wilderness_Areas#Alaska) – This community is located near the Kodiak National Wildlife Refuge but since construction activity is located within the community's footprint it is unlikely to adversely impact the wilderness area.	
34. Farmland Protection Policy Act: Will the proposed action convert significant agricultural lands to non-agricultural uses and exceed 160-point score on the farmland impact rating?	No. Printed Materials - Website – There are no Prime or Unique farmlands in the State of Alaska. Further, there are no Farmlands of Statewide Importance. http://www.ak.nrcs.usda.gov/technical/soils/soilslocal.html	
35. Coastal Zone Management Act: Will the proposed action directly affect a Coastal Zone in a manner inconsistent with the State Coastal Zone Management Plan?	No. Printed Materials (http://www.alaskacoast.state.ak.us) – Alaska Coastal Zone and Coastal District boundaries, National Oceanic and Atmospheric Administration, June 2, 2005. The community of Akhiok is located within the Kodiak Island Borough Coastal District; therefore a coastal zone questionnaire will be submitted to the State of Alaska Department of Natural Resources.	
36. Wild and Scenic Rivers Act: Will the proposed action affect a wild, scenic, or recreational river area or create conditions inconsistent with the character of the river? (A consideration for activities that are in or near any wild and scenic waterway including construction of stream/river crossings, intake structures, outfalls, etc.)	No. Printed Materials (http://www.rivers.gov/wildriverslist.html#ak) National Wild and Scenic Rivers (Alaska) List. This project is not a “Water Resource Project” that will impact a wild, scenic, or recreational river, hence will not create conditions that are inconsistent with the character of the river.	

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Based on the available record, the IHS has made the following determination on the proposed activity/action/undertaking. The record was examined to identify potential extraordinary or exceptional circumstances which would require further environmental review.

I certify that to the best of my knowledge and ability the information presented above is true and correct. The record was examined to identify potential extraordinary or exceptional circumstances which would require further environmental review.

 
John Deneen 5/22/08 Ricki L. H. 5/22/08
ANTHC Project Engineer ANTHC Environmental Coordinator

Date

ANTHC Environmental Coordinator

Date

