

**EPA BROWNFIELDS GRANT - PROPERTY ELIGIBILITY DETERMINATION**

**\*NOTE –EPA has 30-calendar days to review and approve this request. No activities can commence without EPA approval.\***

**A. BACKGROUND**

OPTIONAL PED #:

1. Grant Recipient:	
2. Grant Number:	
3. Grant Type:	Assessment <input type="checkbox"/> Cleanup <input type="checkbox"/> RLF <input type="checkbox"/> Section 128(a) – State/Tribal <input type="checkbox"/>
4a. Contaminants:	Hazardous <input type="checkbox"/> Petroleum <input type="checkbox"/>
4b. Contaminants (for grants prior to 2021):	Hazardous 0% Petroleum 0% Not applicable <input type="checkbox"/>
5. Property Name:	
6. Property Address:	
7. Target Area Confirmation	This property is in the target area defined in our workplan. Yes <input type="checkbox"/> No <input type="checkbox"/> Please justify work:
7a. Opportunity Zone	Is this property in an Opportunity Zone? <input type="checkbox"/> Yes <input type="checkbox"/> No
8. Work requested at this time:	<input type="checkbox"/> Phase I ESA <input type="checkbox"/> Phase II ESA <input type="checkbox"/> Supplemental Phase II ESA <input type="checkbox"/> Phase II – ACM/LBP Survey <input type="checkbox"/> Phase III – Cleanup Plan <input type="checkbox"/> Phase III - ABCA <input type="checkbox"/> Other, please explain: Clarification/Comments, if necessary:
9. Current property owner(s):	
10. How was property acquired by current owner?	<input type="checkbox"/> Bought Outright <input type="checkbox"/> Foreclosure/Tax Delinquent <input type="checkbox"/> Eminent Domain <input type="checkbox"/> Donation <input type="checkbox"/> Other, please explain:
11. Date acquired by current owner:	
11a. Date of current owner Phase I (if applicable):	
12. Prospective purchaser(s): (if known)	
12a. Date of prospective purchaser(s) Phase I (if applicable):	
13. Estimated property size (in acres):	
14. Date form is submitted to EPA:	

16. Describe your relationship, if any, with the current property owner, the prospective purchaser and/or the entity who requested this assessment.	
17. What is the current condition of the property?	
18. Identify when and how the property became contaminated; describe previous known uses. If the land has been vacant for many years, tell us why you think it's contaminated:	
19. Is there reason to believe hazardous substances are located on the property?	Yes <input type="checkbox"/> No <input type="checkbox"/>
20. Is the primary environmental concern a pollutant or contaminant (such as asbestos, lead-based paint, mold, brine, etc)? Please explain.	
21. Describe any steps taken by the owner to ensure environmental concerns were not exacerbated.	
22. Describe potential reuse plans, if any (if known).	

**B. CERCLA – Determining Potential Liability**

	Yes	No
Did grant recipient cause or contribute to the property contamination?		
Did grant recipient generate, transport, or dispose of any hazardous waste at the property?		
Are there any known ongoing or anticipated environmental enforcement actions (at the federal, state, or local level) regarding the responsibility of any party for contamination or hazardous substances at the site?		

**C. SITES REQUIRING A PROPERTY SPECIFIC DETERMINATION**

	Yes	No
Is the property subject to a planned or ongoing CERCLA removal action?		
Has the property been issued a permit by the U.S. or an authorized state under the Solid Waste Disposal Act (as amended by the Resource Conservation and Recovery Act (RCRA)), the Federal Water Pollution Control Act (FWPCA), the Toxic Substances Control Act (TSCA), or the Safe Drinking Water Act (SWDA)?		
Is the property subject to corrective action orders under RCRA?		
Is the property a land disposal unit that has submitted a RCRA closure notification or is subject to closure requirements specified in a closure plan or permit?		
Has the property had a release of polychlorinated biphenyls (PCBs) that is subject to remediation under TSCA? (Toxic Substance Control Act)		

Has the property received funding for remediation from the Leaking Underground Storage Tank (LUST) Trust Fund?		
<b><i>If you answered YES to any of the above, please call your EPA Project Officer and they will explain how to prepare a Property Specific Determination.</i></b>		

**D. SITES INELIGIBLE FOR FUNDING**

	Yes	No
Is the property listed (or proposed for listing), or within the bounds of a site listed or proposed for listing on the National Priorities List?		
Is the property subject to unilateral administrative orders, court orders, or consent decrees issued to or entered into by parties under CERCLA?		
Is the property subject to the jurisdiction, custody, or control of the US government?		
<b><i>If you answered YES to any of the above, the property is not eligible for assessment under this grant</i></b>		

**E. PETROLEUM SITES**

	Yes	No	N/A
Have you requested petroleum site eligibility determination from your state environmental authority, if applicable?			
Date submitted to state for Eligibility Determination Letter:			
Have you provided your EPA Project Officer with a copy of the petroleum property eligibility determination from state?			
<b><i>Tribal grant recipients should contact your EPA Project Officer for additional information needed, so EPA can make petroleum site eligibility determination.</i></b>			

**F. ACCESS**

	Yes	No
Do you have a written access agreement for this property?		

**G. ALL APPROPRIATE INQUIRY** **NOT APPLICABLE**

	Yes	No
If this is a Phase I assessment, will it be conducted in compliance with AAI?		
Please affirm that the AAI Checklist will be attached to the final Phase I report.		
<b><i>Every Phase I assessment conducted with EPA Brownfields Assessment Grant funds must be conducted in compliance with the All Appropriate Inquiries Final Rule at 40 CFR Part 312. Checklist available at: <a href="https://www.epa.gov/system/files/documents/2023-04/4_10_23_AAI%20reporting%20checklist.pdf">https://www.epa.gov/system/files/documents/2023-04/4_10_23_AAI%20reporting%20checklist.pdf</a></i></b>		

**H. PHOTO OF SITE**

Please attach a photo of the site, if available.

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**SITE ELIGIBILITY DETERMINATION**

		Yes	No
Is property eligible for Brownfields funds under this grant?			
Explain, if necessary			
Project Officer Name		Date of Determination	
Date of Attorney Consultation, if necessary			

**PROJECT OFFICER NOTES**