

## **Memo to File**

### **NEPA Level of Review Determination**

Date: August 1, 2014

To: NCR39451 Oceanport File

From: Christy Hartmann, ICF Task Order Management Team, NJ DEP Sandy Recovery Project

Subject: NEPA Level of Review Determination, NCR 39451, Oceanport Streetscape Project

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A NEPA level of review determination of a CEST for Oceanport (NCR39451) was discussed and agreed to by DEP and ICF team members, including the DEP NCR Program Manager, Jerri Weigand, ICF Task Order Mgmt Team Lead, Christy Hartmann, and conveyed to Gannett Fleming via the Task Order #1026 issued on June 4, 2014. Gannett Fleming is required to agree or disagree with the determination as the first activity under the task order within the first 5 days (due June 9, 2014). In an email to ICF and DEP dated June 26, 2014, Gannett Fleming questioned the level of review determination (i.e., CEST) made by the DEP/ICF team.

The CEST determination is confirmed by this memo to file. The level of review determination is further reinforced via information provided by the engineer of record in an email to Jerri Weigand on June 9, 2014. That email was conveyed to Gannett Fleming on June 9, 2014. The email clearly indicates that impervious surfaces will only increase by 10.3% in the project area. The increase in impervious surface in the town overall is negligible. In addition, the project involves installation of new side walk. However, the new sidewalk will be installed over existing driveway, asphalt or other impervious surface except for a very small area of 20' x 8' which ICF and DEP believe to be de minimis. The new sidewalk does not constitute a change in use as the existing impervious surface is used by pedestrians now.