# Using Brownfields Grants for Watershed Restoration and Revitalization

Camilla Warren EPA Region 4 Brownfields Wendy Jackson
Freshwater Land Trust

September 20, 2006 Webcast

The Watershed Academy

Webcast sponsored by EPA's Watershed Academy

### **Overview**

- Background
- Applicant Eligibility
- **■** Application Requirements
- General Considerations
- Proposal Organization
- Tips

# **Brownfields Revitalization Act Subtitle A – Brownfields Program**

- **■** Legislative authority for grants
- **■** Expands previous Brownfields grant program
  - cleanup funds provided
  - non-profits eligible applicants for cleanup or RLF subgrants
  - Petroleum sites eligible
  - Makes funds available for technical assistance, training and research
- Authorizes \$200 million for FY 02 thru FY 06
  - includes \$50 million for petroleum sites

### BROWNFIELDS DEFINITION

"Real property, the expansion, redevelopment, or reuse of which may be complicated by the presence or potential presence of a hazardous substance, pollutant, or contaminant."



### **Overall Program Emphasis**

- Human health and the environment
- Redevelopment and jobs
- Open Space and Parks
- Rural and Urban
- Local community involvement
- **■** Environmental Justice



### **Brownfield Grants**

- <u>Assessment</u> up to \$200,000 (site-specific up to \$350,000 with waiver)
  - 3 Year Project Period
- Cleanup up to \$200,000 per site
  - 3 Year Project Period
- Job Training up to \$200,000
  - 2 Year Project Period
- Revolving Loan Funds up to \$1 million
  - 5 Year Project Period
- Approximately \$72 million available for 200 grants

# What Contaminants May Be Assessed and Cleaned Up?

- √ Hazardous Substances
- ✓ Contaminants
- ✓ Pollutants
- ✓ Controlled Substances
- ✓ Mine-Scarred Lands
- ✓ Petroleum Products



### Who Is Eligible to Apply?

- ✓ Local Governments
- ✓ Land Clearance Authorities/Quasi-Governmental Entities Under Local Governmental Control
- ✓ State Legislated Government Entities ✓ Regional Councils of Government or Group of Local Governments
- ✓ Redevelopment Agency (State Chartered/Sanctioned)
- ✓ States
- ✓ Tribes
- ✓ Nonprofit Organizations (Cleanup Only)



### **Eligibility Requirements**

- Cleanup Grants
  - Must be sole owner & own property by date certain – this grant cycle – date is JUNE 30, 2006 ("own" = Fee Simple Title)
  - Phase I completed & Phase II underway
- Cleanup & RLF Grants
  - Must have a 20% Cost Share

### **Assessment Grants**



- Applicant Limitations
  - Limited to a total of \$400,000
    - \$200,000 for hazardous substances
    - \$200,000 for petroleum
    - Up to \$350,000 may be requested for a sitespecific waiver
  - Site-specific or Community-wide

# Assessment Grants (continued)

- Two Community-wide only if one is Hazardous Substance and one is Petroleum
- Two Site-Specific only if one is Hazardous
   Substance and one is Petroleum
- One Community-wide and One Site-specific proposal only if one is Hazardous Substance and the other is Petroleum
- Separate proposals for Hazardous Substances and Petroleum contamination

### **Waivers of Funding Limitation**

- Only applies to a site-specific assessment proposal
- If request waiver & applicant is planning to expend funding on site previously awarded funding in a community-wide or site-specific grant -
  - must include such funding in calculating total amount expended on site, &
  - request may not exceed \$350,000 on site subject to waiver

### **Assessment Grant - Activities**

- Property and Site Inventories
- **■** Environmental Site Assessments
  - Phase I/II ESAs
- Public Outreach and Involvement
- Cleanup Planning
- Redevelopment Planning
- 10% for Monitoring Public Health

### **Cleanup Grants**

- Applicant can apply for up to five sites \$200,000 each
- Separate proposal for each site
- Applicant must be sole owner & own property no later than 6/30/05 or not eligible for funding
- ASTM Phase I Report completed & minimum of Phase II Assessment underway or complete
- 20% cost share

### **Revolving Loan Fund Grants**

Up to \$1,000,000

- Certain Federal Cleanup Requirements Apply to All Cleanup Activities
  - (e.g. Community Notice)
- 20% Cost Share
  - Money, labor, material or services
  - Eligible and allowable costs
- Coalitions may apply

### **Revolving Loan Fund Grants**

- Up to 40% of RLF Funds May Be Used for Direct Cleanup
  - Subgrants to Eligible Entities and Nonprofits
  - Subgrantee must own the property
- 60% must be used for loans
  - Applicant can loan to itself

### **Eligible Borrowers for RLF**

- A Site Owner
- Site Developer
- Nonprofit Organization

## **Proposal Guidelines for Brownfields Assessment, RLF, and Cleanup Grants**

- Found on our website: http://www.epa.gov/brownfields/applicat.htm
- All details provided for potential applicants
- So if you want the money......

# **Early Considerations for Your Proposal**

- Requires Big Picture Thinking
  - Can you describe a Vision for long term?
  - What happens after the assessment?
  - Do you have other resources for the other steps?
- Very competitive
- Winning proposals require time and thought

### The Proposal

- Separate proposal for each Grant Type (assessment, cleanup or RLF)
- Address ALL Threshold & Ranking Criteria
- Each proposal must be complete (may require repetition between multiple proposals)
- 17 page limit
  - 2 page limit for cover letter
  - 15 page limit for proposal responses
  - minimal attachments
- Organize application according to Guidelines

### **Proposal Elements**

- Cover letter 2 pages
- Applicant information
- Threshold: Pass or Fail
- Ranking: Evaluated on a point system by a national panel (not by Region 4)
- State Letter(s)

# Proposal - Threshold Criteria (Assessment, Cleanup & RLF)

- Applicant Eligibility
- Community Notification
- State Acknowledgement Letter
- Site Eligibility & Property Ownership Eligibility
- State Petroleum Determination letter, if applicable
- May not substitute another site in a Site-specific proposal where subject site is determined ineligible

# Questions?

### **Petroleum Determination Letter**

- Threshold requirement
- Request from State early
- Provide necessary information
- Site-specific detail
  - Current and immediate past owner of site
  - Description of site
  - Acquisition description
    - When
    - What method

# Petroleum Determination Letter (continued)

- Provide site-specific detail (continued)
  - Your Liability to the site
  - Knowledge of its risk (Low)
  - Judgments, Orders or Third Party suits?
  - Subject to RCRA?
  - Financial Viability of Responsible Parties

# Threshold Criteria (Cleanup and RLF Applications)

- Cleanup Authority and Oversight Structure
- 20% Cost Share (or petition for a Hardship Waiver)
- Legal Authority to Manage RLF (RLF only)

### Threshold 'Lessons Learned'

- Investigate, Investigate, and Investigate
  - Look at Environmental Databases
  - Know Who Owns Site
  - Know Site History
- Give State Enough Time to Provide Letters
- Do Everything Suggested for Community Notification
  - Then Do More Attach Documentation
- Follow Guideline Instructions

### **Ranking Criteria**

- Note Points assigned unless otherwise noted, sub-questions/sub-items under each criterion will have equal weight
- **■** Emphasis on criteria with greater points

### 20 to 24 Point Ranking Criteria

- Reduction of Threats to Human Health and the Environment
  - 20 points for Assessment
  - 21 points for Cleanup and RLF
- Business Plan for <u>RLF</u> Loans and Subgrants
  - 24 points

### 16 Pt RANKING CRITERIA

- **■** Community Involvement
  - Early Relationship Building
  - Tools used (meetings, charettes, Internet)
  - Community Based group involvement
  - Citizen advisory committees, task forces, etc

### 15 Pt RANKING CRITERIA

### **■** Community Need

- Compare demographics to state/national
- Think sensitive populations (children/elderly)

### ■ Programmatic Capability

- Different weights for sub-questions
- Some sub-questions only applicable to previous recipients of Brownfields Grants
- Includes description of Management Structure for RLF

### 10 to 12 Pt RANKING CRITERIA

- Sustainable Reuse of Brownfields
  - 12 points
  - Address all 6 items
- Leveraging Additional Resources
  - 12 points for RLF grants
  - 10 points for Assessment & Cleanup
    - Project realistic costs
    - Explain funds
- Budget
  - 10 points
  - Explain costs in narrative

### 5 to 6 Pt RANKING CRITERIA

- Site Selection Process
  - 6 points
  - Assessment only
- Creation and/or Preservation of Greenspace/Open Space or Nonprofit Purpose
  - 5 points

# Leveraging Criteria – Some Examples

- Local or State incentives
  - Tax Incentives/TIFs/Brownfield job bonuses
- EDA Building demolition
- Enterprise Community funds

### **Planning Considerations**

- Focus On Target Areas Master Plans, EZs Main Street Programs
- Consider Your Project "Cradle to Graduation"
- > Identify Key Partners and involve them early
- > Identify Resources
- Regional Approaches Consider How Your Plan Fits With Your Surrounding Area (Coalitions/Planning Councils May Apply)

### **More Considerations**

- Decide if you want the 10% health monitoring
  - only local governments
  - call Health Department/College
  - studies/exposures?



# **Requirements to Remember**

- Public Notification
  - Proposal available for Public Comment
- Favorable to have all assessment complete
  - For cleanup grants only
- Investigate Site Ownership, Access and Eligibility Issues Early
  - assessment and cleanup only

# And....

- State letters
  - One for Acknowledgement
  - One for Petroleum
- Community Reference checks by EPA

#### **Common Weaknesses**

- Does not address all criteria
- Generic responses
  - Not specific to site or project
- Unclear site ownership issues
- Weak responses
  - i.e. Reduction of Threats and Sustainable Reuse criteria

# **Common Strengths**

- Strong Clear Vision
- Specific End Goals
- Reached out to other organizations (Govt., Public, and non-profits, etc.)
- Formed and/or utilized Community Task Force(s)
- Detailed without generalities

# **Suggestions for Better Proposals**

- Address each and every ranking criteria

   Address each question within criterion
- Create a plan not just a proposal
- Stick to specifics of project not broad principals
- Contact recent grant award recipients for their experiences or assistance

# **Application Package**

#### Submittal:

- US Postal Service or commercial delivery service
  - Postmarked by December 14, 2005, 5:00 p.m. EST
  - Send original to EPA contractor
  - Send complete copy to EPA Region 4
- Electronically through www.grants.gov
  - Received by 5:00 p.m. EDT on December 14, 2005
  - Refer to special instructions in Appendix 5 for submittal – registration process

# **Grant Alternative:** EPA's Targeted Brownfields Assessment (TBA) Program

- Eligible entities: states, tribes, and municipalities. Targets especially those without EPA Brownfields Assessment grants. TBAs help minimize the uncertainties of contamination.
- Region 4 awards 3-4 TBAs per year on an application basis; they are less than \$100,000 each; at no-cost to eligible party.
- Application process is outlined on: www.epa.gov/region4/waste/bf/tbaapplic.pdf



# Brownfields National Homepage www.epa.gov/brownfields

EPA Region 4 www.epa.gov/region4/waste/bf/index.htm



- Atlanta & Alabama Project Manager
  - Camilla Warren
  - 404-562-8519
- Revolving Loan Fund Grant Program
  - Wanda Jennings
  - 404-562-8682
- Job Training Grant Program
  - Kathleen Curry
  - 404-562-8660

# Questions?



#### Case Study

# Black Warrior-Cahaba Rivers Land Trust: Five Mile Creek Project

#### **Wendy Jackson**











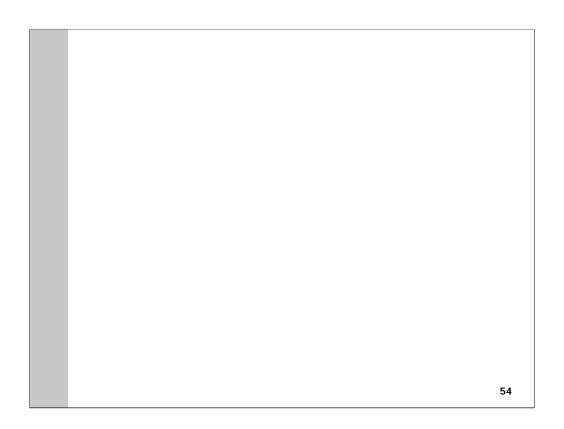
# Hope for 'Creosote Creek'



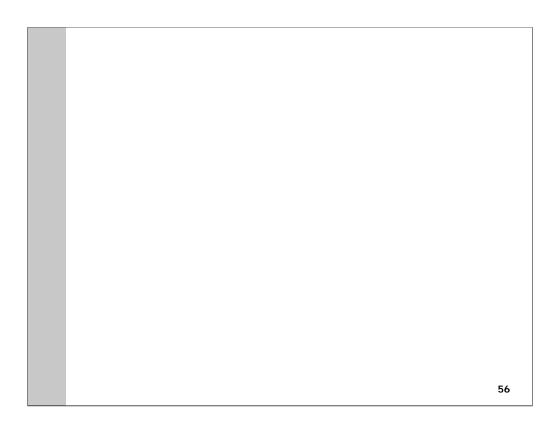
Iron and other substances pollute Five Mile Creek, which in places shows no signs of life. But state environmental officials are debating today requiring that the stream be cleaned up to the level that it is habitable by fish and wildlife

#### ADEM proposes cleanup for polluted Five Mile













Wendy Allen, executive director of the Black Warrior-Cahaba Rivers Land Trust, looks for snails under rocks on a recent visit to Five Mile Creek in Tarrant where a new park is being built.

# In upstream effort, cities unite for picturesque, protective plan

News staff urther

Question about it, Five Mile
Creek has a bad reputation.
For decades, local residents
have called it Creosote Creek
for the stinky, chemical smell
that rises from it. State inspectors have
found it littered with dead fish and crayfish near the discharge pipe of one of the
creek's chronic polluters. All in all, it's
not a pretty picture.

but it could be, argue conservationists and civic leaders up and down the creek. They've come up with a plan to turn the than a pollution pit into a community amenity.

In an alliance conservationists say is unique in Alabama, Jefferson County all the cities on Five Mile Creek have signed a memorandum of agreement to protect the stream by creating a greenway along its banks, buffering it from de-

35¢ + 50¢ outside metro area

# Land deal to guard waterway

#### Land trust wants 588 acres on Five Mile Creek

By KATHERINE BOUMA

Nearly 600 acres along Five Mile Creek will be used to prolect miles of the beleaguered waterway under a plan infor-

mally agreed upon Wednesday.

The Birmingham Water Works
Board and a Jefferson County
land preserve group, the Black
Warrior-Cahaba Rivers Land
Trust, said they intend for the

When the land was last appraised in 1990, it was worth about \$1 million, said Randy Chafin, assistant general manager of the Water Works. Final approval by boards of

following the appraisal.
"We've had a number of offers
to buy this piece of property, a
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The Water Works has owned the land since 1886, when the city of Birmingham first laid

# Five Mile Creek Setting sade SSR area of land setting sade SSR area of land of the polluted creek Five Mile Five Mile Total Total

Mineral Republic Conference of Conference of

has been preserved and is a pristine forest of primarily hardwoods, officials said.

We felt like this piece of land

#### INSIDE

▶ Part of Turkey Creek becomes nature preserve / 3B



# The Jews

# Greenway goal

3-5-03

Federal grant lays groundwork for Five Mile Creek

Things just keep looking up for Five Mile Creek.
First, after quite a political brawl, the state Environmental Management Commission set more stringent pollution standards to upgrade the creek's environmental quality. The new guidelines are supposed to make the creek suitable for fishing

and swimming.

Now, a proposed greenway along the creek has gotten a \$500,000 shot in the arm. The federal grant should help area leaders turn the waterway into a recreational asset in north Jeferson Countries.

rerson County.

The county and cities along Five
Mile envision a 25-mile stretch — extending from the creek's headwaters to where it meets with Locust Fork — that could be biked, hiked or canoed. The grant is expected to be used in part to develop a master plan.

The plan is important if individual

The plan is important if individual cities, planning agencies and other entities are to develop a workable network of parks and trails for area residents to enjoy. But the intent goes beyond recreation. Part of the project's goals is to form a buffer of land to protect the creek from development and pollution. That's equally opment and pollution. That's equally

important.

An ongoing challenge will be buying the land. The Black Warrior-Cahaba Rivers Land Trust already has acquired 588 acres for the project, but there are no guarantees that other land will be available.

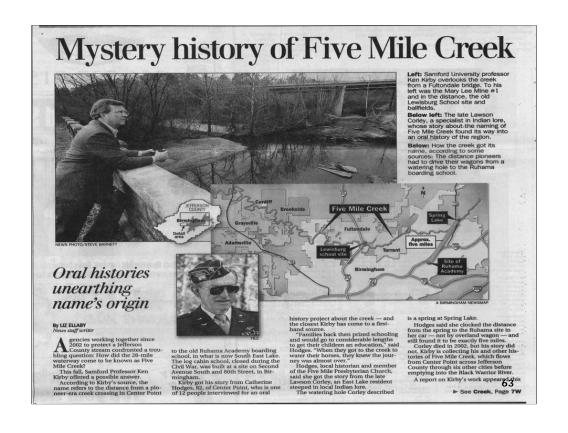
Still, area officials are laying the right groundwork, and they deserve credit for signing on to this worthwhile project. Tarrant got the ball rolling after buying out a flood-prone trailer park near Five Mile Creek's headwaters and converting it into a headwaters and converting it into a 13-acre park. Since then, Jefferson County and all the cities along the creek have signed an agreement to try to complete the greenway, with help from the Regional Planning

Commission.

The project is a good example of what is possible when leaders develop the right kind of vision and work together for the good of the entire community. Remember, this is one of the dirtiest waterways in the state. But that didn't stop area leaders from seeing what it could become, with the right investment.

Let's hope this \$500,000 grant will allow them to start turning their farsighted vision into a reality.







# Tarrant 'Park-Raising' set at Five Mile Creek

City plans 16-acre park at former 'Creosote Creek' with communities' help

By PATRICK HICKERSON

News staff writer

The star of the Five Mile Creek Greenway in Tarrant is tucked away like a Hol-lywood celebrity in a Manhattan apart-

After a 10-minute walk from the Alabama 79 entrance, up a rise, the creek flows about 20 feet wide. It trickles a little, shrouded in shadows by flowering

willows and bowing sycamores.
"Creosote Creek" has come a long

Volunteers on Saturday will begin transforming the 16-acre site at the northern edge of Tarrant into the first park, called Tarrant Community Park, along the planned 28-mile Five Mile Creek Greenway.

"The vision is to go west to Locust Fork in Graysville," Tarrant Fire Chief Billy Hewitt said.

Organizers are calling Saturday's event a "Park-Raising." likening it to the



Libba Vaughan, Tarrant Fire Chief Billy Hewitt and Tarrant Mayor Loxell Tuck visit Five Mile Creek where it runs alongside a 16-acre site that will be the ► See Five Mile, Page 5C first park along the planned Five Mile Creek Greenway.



Volunteers and conservation groups cleaned up an area along Five Mile Creek to help turn a former mobile home park into a recreational park. Here Huel Evans, Kandice Mattingly, 11, and J.R. Mattingly, 9, bring in a cance full of trash and debris.

# Tarrant event builds first park in a canon full of trash and debris. The park was barely taised in Tarrant Saurday alternoon before someone started predating a bieviet doing the figure-eight path. The park was barely taised in Tarrant Saurday alternoon before someone started predating a bieviet doing the figure-eight path. More than 200 volunteers turned out for a park-reising" shong Alabaran 79 by planting wild-reising a bieviet doing to the figure-eight path. Tarrant Magur Locall Tark shift he park should be open in a few weeks. In a bit of a supplies, the park was dedicated as "Chief William C. "Billy 'Heelt! Paik," honoring Tarrant Magur Locall Tark shift the discussion of the park should be open in a few weeks. In a bit of a supplies, the park was dedicated as "Chief William C. "Billy 'Heelt! Paik," honoring the park is witered as a facet in the planted by the park is witered as a facet in the planted by the park is witered as a facet in the planted by the park is witered as a facet in the planted by the park is witered as a facet in the planted as the park is witered as a facet in the planted as the park is witered as a facet in the planted as the park is witered as a facet in the planted as the park is witered as a facet in the park is witered as a facet in the planted as the park is witered as a facet in the planted as the park is witered as a facet in the planted as the park is witered as a facet in the planted as the park is witered as a facet in the planted as the park is witered as a facet in the park is witered. The park is witered as a facet in the park is w

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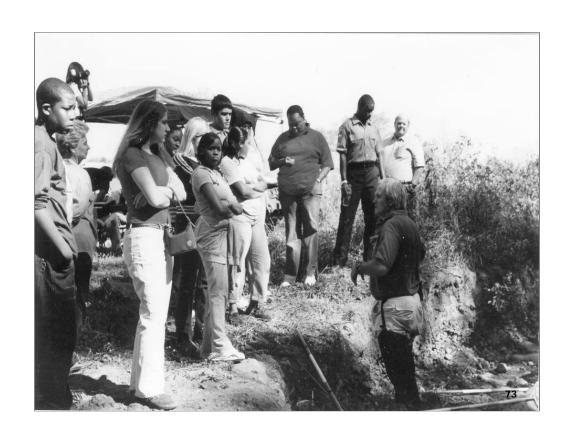


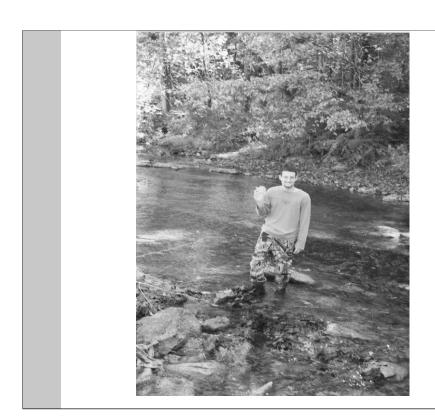












Oct 23-2002

# Tarrant may get grant for greenway project

By JENNIFER MURPHREE News staff writer

Tarrant officials believe they are close to receiving a \$100,000 National Park Service grant after getting a letter of conditional reward from Gov. Don Siegelman, endorsing and approving the

grant request.

The Alabama Department of Economics and Community Affairs would award the grant. Another grant, for \$1,000, has been

given to the city by the Kodak National Greenway Project. ADECA representatives said Tarrant should receive more de-tails on the grant by the end of this month.

Tarrant's proposed park and greenway project on Alabama 79 is a 10-acre site declared a disaster area in 2001.

Residents were evacuated from the former mobile-home park, and the first \$1.4 million FEMA grant came to the city in late 2001. The money jumpstarted the proposed park site's cleanup and aroused citizens' interest in the project.

So far, environmental testing has found the land suitable for recreational use.

"This money will go a long way in pushing this plan into fruition," said Tarrant Fire Chief Billy Hewitt, who has written federal and state grant requests for the preject. for the project.

Mayor Raymond Phillips said, "We think this proves the state will stay behind this project until it's done. Because we know it will take a lot more money, work and cooperation from the com-munity and all the help we can get from the state."

City officials are negotiating with Drummond Oil Co. about acquiring an 11-acre site and a 9-acre lake which are owned by Drummond and would add to the 10-acre park land already acquired.

### Jeffco could be targeted for system of greenways





wildlife can be seen wildlife can be seen along the Shades Creek greenway in Homewood, a project that began six years ago

Long-dormant plan resurrected; group set to build parks

By KATHERINE BOUMA News staff writer

By KATHERINE BOUMA
News staff writer

confluence of natural
disasters, illegal pollution
and voluntary donations
may bring a system of
greenways throughout
Jefferson County.

"All the ingredients are here,"
said Wendy Allen Jackson, executive director of the Black WarriorCahaba Rivers Land Trust. "We
could become the premier park
and recreation system and become
a mecca for the outdoors."

Dave Atkisson, president of the
Birmingham Regional Chamber of
Commerce, agrees. But first, he
said, Birmingham has to catch up
with cities that have been building
blike trails, jogging paths and other
"linear parks" for decades.

"The advantage Birmingham has
is that it's a naturally beautiful topography," Atkisson said.

The Land Trust has plans to
build a series of linear parks and
connect greenways along the significant waterways in the area: the
Cahaba River, Shades Creek, Village

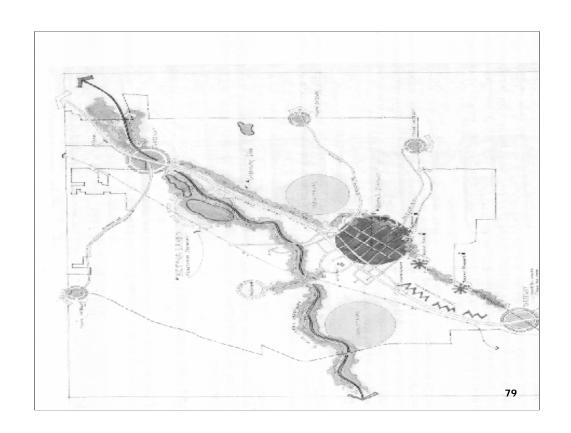
See Greenways, Page 2A

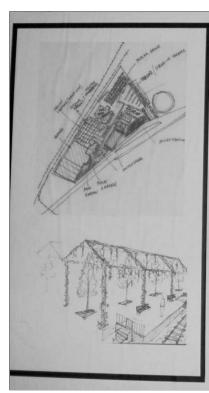
► See Greenways, Page 2A 76



### **Tarrant Pedestrian Trail**

2006-TA-0200
Jefferson County
A 3.9 mile long trail connecting residential neighborhoods and schools with Hewitt Park

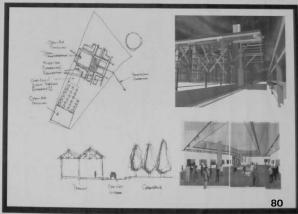




#### Composite of Brownfield Concept Plans Tarrant, AL Charette 2005 Auburn University, Master Landscape Architecture, MLA I

Over the past few decades, the quality and vitality of urban core areas in North America have been deteriorating. The redevelopment of urban brownfields is an important part of urban regeneration, and the issues of such redevelopment need more awareness and analysis. The scope of this charette suggested possible solutions to introduce redevelopment approaches. The specific objective was to undertake an identification and analysis of the Vulcan Nut and Bolt Factory in Tarrant, AL to make suggestions on a framework for how redevelopment might occur.

As we enter the new millennium, 'smart growth' issues are at the forefront of hte landscape architecture profession. In exploring an issue under this paradigm, a vehicle of thought is to encourage more awareness and debate on issues concerning brownfield redevelopment. Within the context of this charette, the implications of brownfield redevelopment were addressed in an environmental, economic and social context.



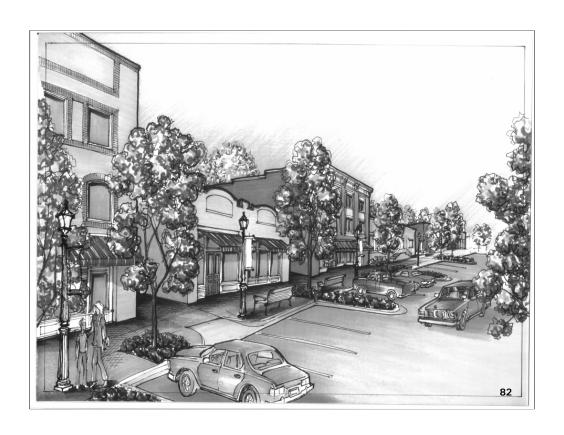
#### **Architectural Revitalization**

■ Retail revitalization on Ford Street

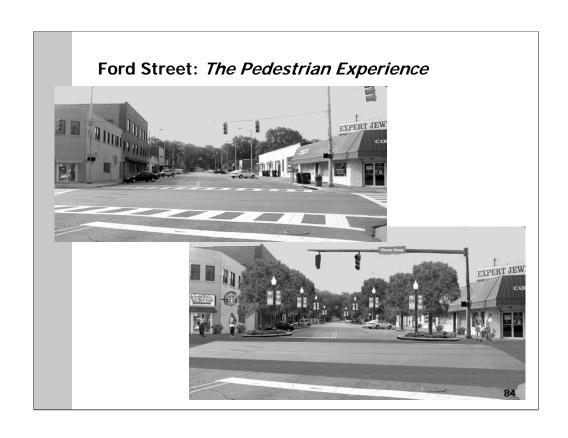




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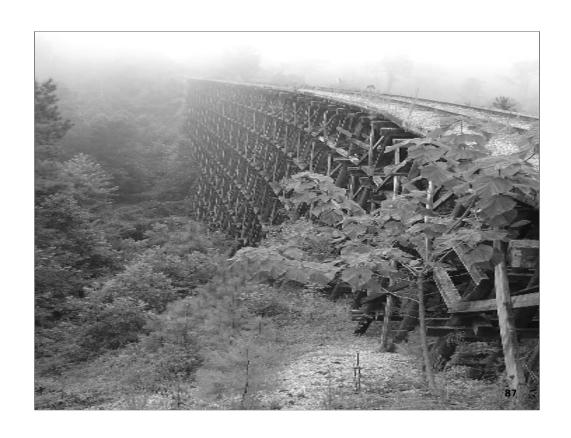


#### **The Commercial District**

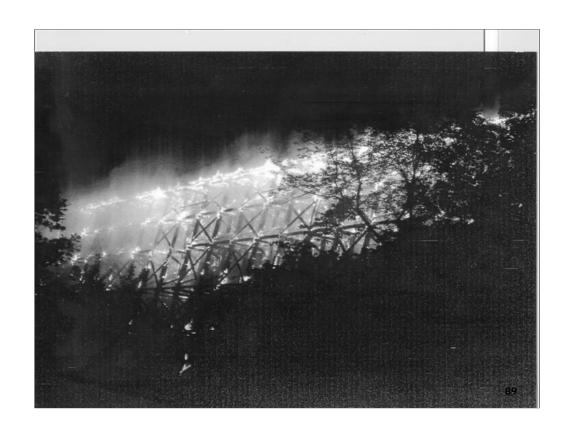












## **Questions?**

#### **Webcast Evaluation Form:**

www.clu-in.org/conf/tio/owbfgrants/feedback.cfm

#### **Webcast Additional Resources:**

www.clu-in.org/conf/tio/owbfgrants/resource.cfm