

# Environmental Review for Leasing or Rental Assistance Project that is Categorically Excluded Subject to Section 58.5 Pursuant to 24 CFR 58.35(a)(5)

## **Project Information**

Project Name: SF IV La Trinidad, LLC (PR-RA-00018)

Responsible Entity: Puerto Rico Department of Housing

Grant Recipient (if different than Responsible Entity): N/A

State/Local Identifier: Puerto Rico

Preparer: Steve Swick, RPG

Certifying Officer Name and Title: Sally Acevedo Cosme, Pedro De Leon Rodriguez, Permit

and Environmental Compliance Officers, CDBG-DR Program

Consultant (if applicable): HORNE LLP

**Project Location:** Calle Castillo # 11 Ponce PR 00730 (Figure 1)

#### **Description of the Proposed Project** [24 CFR 58.32; 40 CFR 1508.25]:

The property has 66 units at the above location. The Rental Assistance Program was developed to respond to the urgent need of preserving the loss of extremely affordable rental units and promoting housing sustainability by providing rental assistance to low-income elderly residents of hurricane-impacted areas who are at risk of becoming homeless, due to the impending loss of funding for Act 173 Program subsidies in Puerto Rico.

This temporary assistance will allow time for PRDOH to achieve exit strategies for the subsidized rental units. Through the end of the twenty-four (24) month duration of this program, PRDOH expects to resolve the housing needs, aggravated by the hurricanes' impact for approximately 1,000 rental units, through these Exit Strategies, securing the ability to keep serving all the remaining Act 173 Program beneficiaries while an exit strategy is achieved.

The Rental Assistance Program will select participants with priority, as defined in the Program Selection Sequence, which has been carefully considered and designed to provide rental assistance to the most precarious necessities within the current Act 173 Program housing properties. The complex at the address above is participating in this program.



#### **Level of Environmental Review Determination:**

Categorically Excluded per 24 CFR 58.35(a), and subject to laws and authorities at §58.5, per 24 CFR 58.35(a)(5).

## **Funding Information**

Grant Number	HUD Program	Funding Amount
B-17-DM-72-0001	CDBG-DR	\$777,600
B-18-DP-72-0001		

Estimated Total HUD Funded Amount: \$777,600

Estimated Total Project Cost (HUD and non-HUD funds): \$777,600



#### Compliance with 24 CFR 58.5 and 58.6 Laws and Authorities

Record below the compliance or conformance determinations for each statute, executive order, or regulation. Provide credible, traceable, and supportive source documentation for each authority. Where applicable, complete the necessary reviews or consultations and obtain or note applicable permits or approvals. Clearly note citations, dates/names/titles of contacts, and page references. Attach additional documentation as appropriate.

Compliance Factors: Statutes, Executive Orders, and Regulations listed at 24 CFR §58.5 and §58.6	Are formal compliance steps or mitigation required?	Compliance determinations
STATUTES, EXECUTIVE OI	RDERS, AND R	EGULATIONS LISTED AT 24 CFR 58.6
Airport Hazards	Yes No	This project consists only of leasing or rental
24 CFR Part 51 Subpart D		assistance and is in compliance with the HUD's Airport Hazard regulations without further evaluation.
Coastal Barrier Resources	Yes No	The project is located approximately 3.2
Coastal Barrier Resources Act, as amended by the Coastal Barrier Improvement Act of 1990 [16 USC 3501]		miles from the nearest Coastal Barrier Resource System area (Figure 2). Therefore, the project complies with this regulation.
Flood Insurance Flood Disaster Protection Act of 1973 and National Flood Insurance Reform Act of 1994 [42 USC 4001-4128 and 42 USC 5154a]	Yes No	The project location is within a Zone AO – Special Flood Hazard Area (100-year floodplain) (Figure 3) on FEMA Panel 72000C1665J dated 11/18/2009. Flood insurance has been obtained for this project location. See Appendix C.
STATUTES, EXECUTIVE OI & 58.5	RDERS, AND R	EGULATIONS LISTED AT 24 CFR 50.4
Clean Air Clean Air Act, as amended, particularly section 176(c) & (d); 40 CFR Parts 6, 51, 93	Yes No	This project consists only of leasing or rental assistance and is in compliance with the Clean Air Act without further evaluation.
Coastal Zone Management Coastal Zone Management Act, sections 307(c) & (d)	Yes No	This project consists only of leasing or rental assistance and is in compliance with the Coastal Zone Management Act without further evaluation.

<b>Contamination and Toxic</b>	***	TI
Substances	Yes No	There are 53 toxic sites located within 3,000
		feet of the project location including:
24 CFR 58.5(i)(2)		<ul> <li>1 air emission facility 1200 feet from the project site</li> <li>28 Brownfields sites with the closest 925 feet from the project site</li> <li>3 NPDES water discharge sites with the closest 1,464 feet from the project site</li> <li>20 RCRA sites, with one site within the EPA buffer allowance (below)</li> <li>1 Toxic Release Inventory site</li> </ul>
		As shown on <b>Figure 4</b> , one site is located 160 feet west of the project site (PRPHA Caribe Housing Project, 10 Virtud St). The site has no violations, no biennial report, no handler information, and no waste codes. The list of Toxic sites within 3,000 feet of the project site are included in <b>Appendix D</b> . None of the toxics sites adversely impact the project site.  Based upon USGS aerial photograph maps, the prior uses for this site was some sort of office setting, perhaps even a school. Nonetheless, the past use would not interfere with the current use as a multi-family rental complex. As shown on <b>Figure 5</b> , the structures in 1962 were linear buildings surrounding a courtyard.  Therefore, this topic is in compliance.
<b>Endangered Species</b>	Yes No	This project consists only of leasing or rental
Endangered Species Act of 1973, particularly section 7; 50 CFR Part 402		assistance and is in compliance with the Endangered Species Act without further evaluation.
Explosive and Flammable Hazards	Yes No	This project consists only of leasing or rental assistance and is in compliance with HUD's Explosive and Flammable Hazards standards
24 CFR Part 51 Subpart C		without further evaluation.
Farmlands Protection	Yes No	This project consists only of leasing or rental
Farmland Protection Policy Act of 1981, particularly sections		assistance and is in compliance with the Farmland Protection Policy Act without further evaluation.

***************************************		
1504(b) and 1541; 7 CFR Part		
658		
Floodplain Management  Executive Order 11988, particularly section 2(a); 24 CFR Part 55	Yes No	The project location is within a Zone AO – Special Flood Hazard Area (Figure 3) on FEMA Panel 72000C1665J dated 11/18/2009. Pursuant to the updated regulations at 24 CFR 55.12(b)(5), if units are leased within a building of five or more residential units or any nonresidential properties are leased on one site in a SFHA, the 8-Step Process is not required if the entire building, i.e. all units and common areas, are fully covered by flood insurance. This building is fully covered by flood insurance. The Insurance Certificates are included in Appendix C; therefore, the 8-step Decision Making Process is not required.
Historic Preservation  National Historic Preservation Act of 1966, particularly sections 106 and 110; 36 CFR Part 800	Yes No	HUD has determined that leasing and rental assistance with no associated repairs, rehabilitation, or other activities with physical impacts has No Potential to Cause Effects under 36 CFR 800.3(a)(1) (see Appendix A). Therefore, this project is in compliance with Section 106 of the National Historic Preservation Act without further obligations.
Noise Abatement and Control 24 CFR Part 51 Subpart B	Yes No	This project consists only of leasing or rental assistance. HUD's Noise standards do not apply.
Sole Source Aquifers  Safe Drinking Water Act of 1974, as amended, particularly section 1424(e); 40 CFR Part 149	Yes No	This project consists only of leasing or rental assistance and is in compliance with the Safe Drinking Water Act without further evaluation.
Wetlands Protection  Executive Order 11990, particularly sections 2 and 5; 24 CFR Part 55 wetlands provisions	Yes No	This project consists only of leasing or rental assistance without any new construction.  Executive Order 11990 and Part 55 wetlands provisions do not apply to projects that do not involve new construction in a wetland.
Wild and Scenic Rivers  Wild and Scenic Rivers Act of 1968, particularly section 7(b) and (c)	Yes No	This project consists only of leasing or rental assistance and is in compliance with the Wild and Scenic Rivers Act without further evaluation.



ENVIRONMENTAL JUSTICE				
Environmental Justice	Yes No	There are no adverse environmental impacts		
Executive Order 12898		that are disproportionately high for low-income and/or minority communities.		

#### **Mitigation Measures and Conditions**

Summarize below all mitigation measures either taken or required as a condition of approval of the project by the Responsible Entity to reduce, avoid, or eliminate adverse environmental impacts and to avoid non-compliance or non-conformance with the above-listed authorities and factors. These measures/conditions must be incorporated into project contracts, development agreements, and other relevant documents. The staff responsible for implementing and monitoring mitigation measures should be clearly identified in the mitigation plan.

The only mitigation measure required for this property is the obtainment of flood insurance. Flood insurance has already been obtained.

Appendix A – Memo on Historical Properties (program is for Continuum of Care but applies to all Rental and Leasing programs meeting the same requirements)

Appendix B – Figures

Appendix C – Flood Insurance Certificates

Appendix D – List of Toxics Sites Within 3,000 feet of Project Site



#### **Determination:**

	This categorically excluded activity/project co		
	because it does not require any mitigation for cor		
	requires any formal permit or license; Funds ma	y be committed and drawn	down for this (now)
$\boxtimes$	EXEMPT project; OR This categorically excluded activity/project can	not convert to Exempt status	hecause one or more
	statutes or authorities listed at Section 58.5 requ		
	consultation/mitigation protocol requirements,		
	7015.15), and obtain "Authority to Use Gran	•	`
	58.71 before committing or drawing down any f		
	This project is not categorically excluded OR, if		
	to a full Environmental Assessment according	ig to Part 58 Subpart E d	ue to extraordinary
	circumstances (Section 58.35(c)).		
Prepa	rer Signature:		
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H	-f1		
gu			
		Date:	April 19, 2021
Name	e/Title/Organization: Steve Swick, RPG / Senio	or Manager / HORNE LLP	
D			
Respo	onsible Entity Agency Official Signature:		
	1aaned	Date	April 21, 2021
	Z-V- (- 1 V	Date.	· · · · · · · · · · · · · · · · · · ·

Name/Title: Sally Acevedo Cosme, Pedro De Leon Rodriguez, Permit and Environmental Compliance Officers, CDBG-DR Program

This original, signed document and related supporting material must be retained on file by the Responsible Entity in an Environmental Review Record (ERR) for the activity/project (ref: 24 CFR Part 58.38) and in accordance with recordkeeping requirements for the HUD program(s).

## SECULATIVE NO CHARLES IN CO.

## U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT WASHINGTON, DC 20410-7000

OFFICE OF THE ASSISTANT SECRETARY FOR

FEB 2 0 2014

MEMORANDUM FOR:

**CPD Division Directors** 

Regional Environmental Officers

FROM:

Danuelle Schopp, Director, Office of Environment and

Energy, DGE

SUBJECT:

Determination that Continuum of Care (CoC) Leasing and Rental Assistance with no associated physical building activities have "No Potential to Cause Effects" under Section 106 of the National Historic Preservation Act and its implementing regulations 36 CFR Part 800

The U.S. Department of Housing and Urban Development (HUD) has determined that leasing and rental assistance activities in the Continuum of Care (CoC) Program that include no maintenance, repairs, or rehabilitation to the leased or rented properties have "No Potential to Cause Effects," as described in 36 CFR 800.3(a)(1). These leasing and rental assistance activities provide transitional or permanent housing for the homeless in existing scattered site buildings with no associated physical changes to the buildings, and have no potential to cause effects on historic properties, assuming such properties were present. Neither HUD nor the grantees participating in the CoC Program have any further obligations for these projects under Section 106 of the National Historic Preservation Act (Section 106) or 36 CFR Part 800. No consultation with the State Historic Preservation Officer (SHPO), Tribal Historic Preservation Officer (THPO), or other interested parties is required.

A copy of this memorandum in the Environmental Review Record for a qualifying individual CoC project will document compliance with Section 106, 36 CFR Part 800, 24 CFR Part 50, and 24 CFR Part 58 regarding historic properties.

Leasing and rental assistance with associated unit or building repairs, rehabilitation, or new construction do not qualify for the treatment described in this memo. Likewise, other types of projects participating in the CoC Program, including repairs, rehabilitation, and new construction, do not qualify for the treatment described in this memo. These activities must be fully reviewed under the Section 106 process, including consultation with a SHPO, THPO and/or tribal authority, interested parties and the public, to aid HUD or the Responsible Entity in making an effect determination.

Please direct any questions regarding this memorandum to Nancy E. Boone, Federal Preservation Officer, at Nancy.E.Boone@hud.gov or 202-402-5718.



#### Appendix B – Figures

Figure 1 – Location Map

Figure 2 – Coastal Barrier Resources

Figure 3 – Flood Hazard Area

 $Figure\ 4-Toxics$ 

Figure 5 – Historical Imagery



Calle Castillo #11 Ponce, PR 00730

18.014315, -66.609850

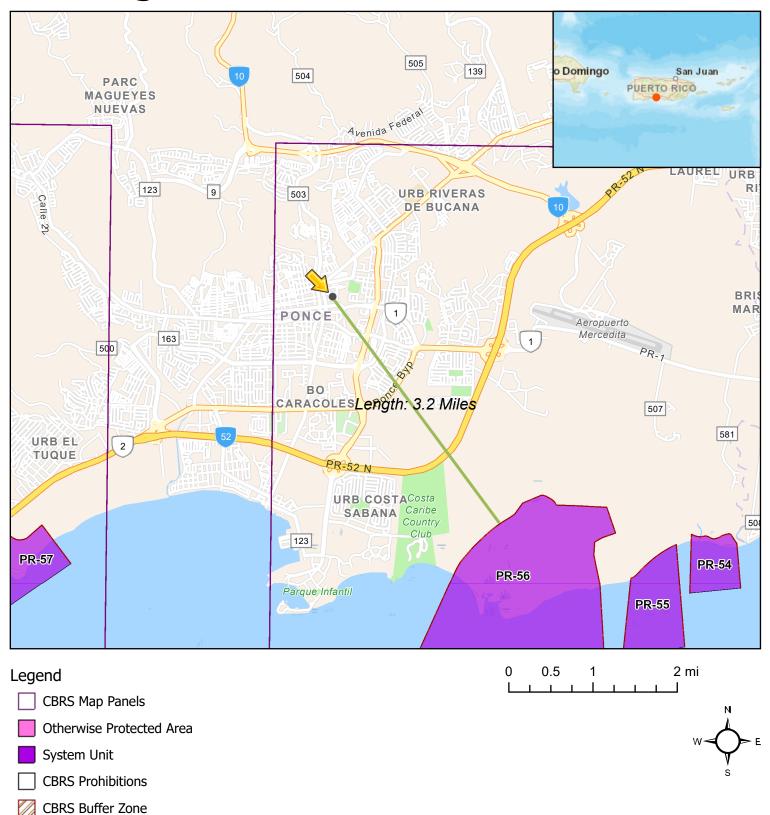
## Figure 1: Project Location







# Figure 2: Coastal Barrier Resources

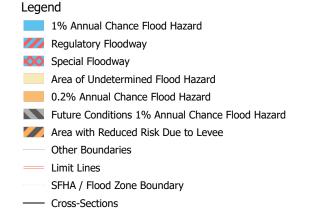


PR-RA-00018: SF IV La Trinidad, LLC Calle Castillo #11

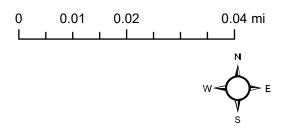
Ponce, PR 00730 18.014315, -66.609850

## Figure 3: Flood Hazards





FIRM Panels



PR-RA-00018: SF IV La Trinidad, LLC

Calle Castillo #11

Ponce, PR 00730

18.014315, -66.609850

## Figure 4: Toxics

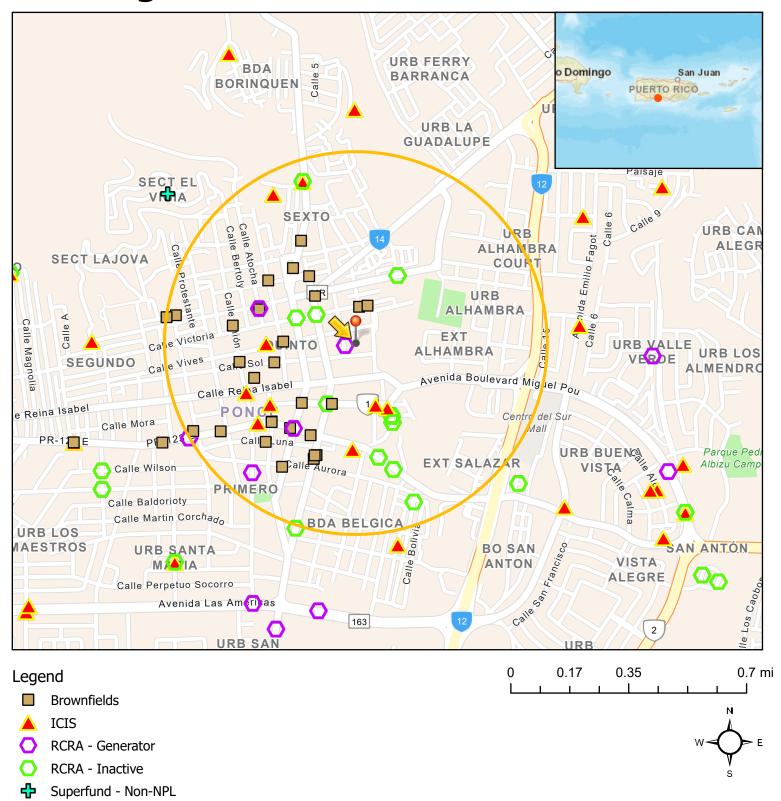


Figure 5: PR-RA-00018 Historical Imagery: Left (present day), Right (1962). Different structure present historically.





**Appendix C – Flood Insurance Certificate** 





## Service Team

Our ability to provide superior service starts with quality people.

The key individuals assisting you with your account are:

Account Executive				
Sheila Torres				
p (787) 756-6768	f (787) 641-2679			
sheila.torres@hubinternational.com	1			
Account Executive Assistant				
Judith Sanchez				
p (787) 756-6707	f (787) 641-2679			
judith.sanchez@hubinternational.com				
Claims				
p (787) 641-2738	f (787) 641-2679			
clcreclamaciones@hubinternational.com				



## Named Insureds

SF IV La Trinidad, LLC

SF IV La Trinidad, LLC &/or Stabilis Fund IV, LP &/or Stabilis Capital Management, LP

NOTE: Review Named Insured(s) and Property Owners

Please check to ensure all appropriate entities are named. Any entity (including Partnerships, corporations, joint ventures, individuals, etc.) not listed above is not included as a Named Insured. Entities with limited interests in policies, such as those who are to be included as an Additional Insured, Loss Payee, Lessor, or Mortgagee, are listed in the relevant coverage sections of this proposal.



## **Information Summary**

First Named Insured: SF IV La Trinidad, LLC

The First Named Insured will be the insured that is:

- A. Responsible for payment of premium
- B. Authorized to make changes in policy with approval of insurance company
- C. Authorized to cancel the policy
- D. Designated to receive notice of cancellation

Mailing Address: 767 Fifth Avenue, 12th Floor

New York, NY 10153

Coverage Becomes Effective 12:01 A.M. Standard Time at your mailing address.

**Locations:** See Attached

**Effective Date:** 2/6/2021 to 2/6/2022

DISCLAIMER: This document contains only a summary of your insurance coverage. It is your responsibility to carefully and completely review the actual policies for actual terms, limits and conditions. In the event of any inconsistency between the terms of the policies and the provisions of this document, the terms of the policies will govern and control.



## Locations

Client: SF IV La Trinidad, LLC

Carrier: MAPFRE PRAICO Insurance Company

A.M. Best Rating: A (Excellent)

Policy Term: 2/6/2021 to 2/6/2022

Loc#	Bldg #	Description and Address	City	State	Zip
1	1	Fifteen story concrete building 11 Calle Castillo	Ponce	PR	00715



## **Property**

Carrier: MAPFRE PRAICO Insurance Company

A.M. Best Rating: A (Excellent)

Policy Term: 2/6/2021 to 2/6/2022

The Commercial Property policy covers your buildings, contents or specified other property against perils defined by the form, subject to the terms of the policy. Coverage for off-premises property is limited.

#### Coverage/Limits

Loc#	Bldg #	Add	ress	Description			
1	1	11 C	11 Calle Castillo, Ponce, PR		Fifteen story concrete building		
Subjec	Subject of Insurance Limit		Cause of Loss	Deductible Coins %		Valuation	
Building		\$3,000,000 Special	Special	\$250/2%	100%	Actual Cash Value	
Dullulli	d		\$3,000,000	Эресіаі	Wind	100 /0	Actual Casil Value
Building	9		\$3,000,000	Earthquake	5%	100%	Actual Cash Value

#### **Additional Coverages**

Loc.	Bldg.	Description	Limit	Deductible
		Equipment Breakdown Coverage		\$1,000
		Flood – Sub Limit	\$500,000	1%

#### **Additional Interests**

Name	Loc	Interest	Comments
Puerto Rico Housing Finance Authority	1		Mortgagee



## **Property Coverage Definitions**

#### **BUILDINGS**

This coverage provides protection for permanent structures listed on the policy. Completed additions, permanently-installed fixtures, machinery and equipment, outdoor fixtures, owned personal property used to service, repair or maintain the building and additions under construction or repair are all included in this definition. Various additional endorsements and extensions can also be added to ensure that adequate protection is being provided for your particular situation.

#### **COINSURANCE**

A policy may contain a coinsurance provision requiring that the limits of insurance be a minimum percentage (usually 80%) of the insurable value of your property. If the limits of your policy are less than what is required by this provision, then any claim payment made to you may be reduced by the same percentage as the deficiency. For example, covered property worth \$100,000 may require a minimum of 80%, or \$80,000, of coverage for compliance with the policy's coinsurance requirement. If only \$60,000 of coverage is carried (25% less than the required \$80,000), then any loss payment would be reduced by 25%.

#### **DEDUCTIBLE**

The deductible provision specifies the amount that will be deducted from any payment made to you because of a covered loss.



#### **VALUATION**

 ACTUAL CASH VALUE VALUATION – This valuation method pays for the cost to repair or replace damaged property with like kind and quality, less reasonable deductions for wear and tear, deterioration, and economic obsolescence.

#### **CAUSES OF LOSS - SPECIAL FORM**

This coverage will protect covered property against direct physical loss arising from any cause not specifically excluded. The advantage of this form is that the insurance company must prove that a loss is specifically excluded in order to deny coverage under the policy. **Some examples of exclusions include:** 

- Backup of sewers and drains
- Mysterious disappearance of property
- Wear and tear, latent defect inherent vice, insects and vermin
- Dampness or dryness of the atmosphere and changes in the temperature
- Artificially generated electrical currents
- Explosion of steam boilers
- Flood
- Earthquake
- Mold
- Terrorism
- Virus and Bacteria



## **General Liability**

This type of policy protects your business from claims arising from your legal liability for injury or damages to other people or their property. Coverage payments can include judgments, attorney fees, court costs, or other related expenses as defined in the form.

#### General Coverage Information

Coverage Description	Limits
General Aggregate	\$1,000,000
Products and Completed Operations Aggregate	Included
Personal and Advertising Injury	\$1,000,000
Each Occurrence	\$1,000,000
Damage to Premises Rented to You (any- one premises)	\$100,000
Medical Expense/Medical Payments (any one person)	\$5,000
Employers Liability Stop Gap	\$1,000,000 / \$1,000,000 aggregate

#### **Commercial General Liability Schedule of Hazards**

Loc#	Classification	Class Code	Basis	Exposure
1	Apartment Buildings	60010	Units	130

**Note:** This portion of the policy may be subject to audit at expiration of the policy term. It is important to obtain certificates of insurance for General Liability for all subcontractors. Please be reminded, you could be responsible for the premium on any uninsured subcontractors.

#### **Additional Coverages**

Description	Limit
Hired & Non Owned Auto Liability	\$1,000,000

#### **Additional Interest**

Name	Description	Comments
Puerto Rico Housing Finance	Additional Insured	
Authority	Additional insured	



## Recommendations

#### BUILDING AND PERSONAL PROPERTY FORM

**Coinsurance**. Buildings and Business Personal Property limits should be reviewed to determine if they are adequate and in compliance with the coinsurance requirements under your policy.

**Off-Premises Services – Direct Damage**. Coverage for damage resulting from an off-premises interruption of power or other utility service is excluded. This coverage can be added by endorsement and is recommended if your property is subject to this exposure. Coverage is available with and without spoilage.

**Replacement Cost**. Loss settlement under the form is on an actual cash value basis which is defined as current replacement cost less physical depreciation. Replacement cost coverage would eliminate depreciation if property is actually repaired or replaced. We recommend this coverage enhancement.

**Signs and Glass**. Coverage applying to outdoor signs and building glass is extremely limited under the form. Separate coverage is available for this property and is recommended if there is an exposure.

**Incidental Property**. Coverage on outdoor fences, radio and television antennas, trees, shrubs and plants, including debris removal expense is covered only for fire, lightning, explosion, riot or civil commotion or aircraft. The maximum which will be paid is \$1,000 with a limit of \$250 for any one tree, shrub or plant. Coverage is available by endorsement and is recommended if there is an exposure.

**Debris Removal**. The cost to remove debris of covered property under the form is extremely limited. Coverage is available by endorsement and is recommended.

**Ordinance or Law**. The form excludes any loss, or increase of loss, caused by the enforcement of any ordinance or law regulating the construction, use, or repair of any property. Coverage for loss to the undamaged portion of the building, demolition cost and increased cost of construction arising out of ordinances or laws can be provided by endorsement and is recommended.

#### **BUSINESS INCOME AND/OR EXTRA EXPENSE COVERAGE FORM**

This coverage is designed to provide protection against loss of income, payment of necessary continuing expenses, and extra expenses from a covered cause of loss. Flood is a standard exclusion on these form.

It may be possible to purchase higher limits as well as Flood Coverage for Business Income and Extra Expense on a limited basis.

**Business Income**. Business Income coverage is recommended to provide protection against loss of income and payment of necessary continuing expenses arising from suspension of your operations due to physical damage to your property by an insured cause of loss.

**Extra Expense**. Extra Expense is recommended to pay for costs in excess of normal operating expenses which you incur to continue operations without interruption after a direct property damage loss.

**Rental Income**. Coverage for loss of rental income resulting from untenantability of all, or a portion, of the insured building due to damage or destruction of real or personal property by an insured peril is available and is recommended if your operations include this exposure.

**Coinsurance**. Limits under these forms should be reviewed to determine if they are adequate and in compliance with any coinsurance requirements under your policy.

**Off-Premises Services – Time Element**. Coverage for damage resulting from an off-premises interruption of power or other utility service is excluded. Coverage is available by endorsement and is recommended if your operations are subject to this exposure.



#### **COMMERCIAL GENERAL LIABILITY FORM**

**Pollution**. Pollution is an excluded peril under the Commercial General Liability and Garage Liability policies. Oil and other waste storage on your premises may subject you to potential pollution liability. Coverage is available subject to high minimum premiums.

**Underground Storage Tanks Liability**. If you have underground storage tanks subject to 1988 EPA regulations, insurance covering this exposure should be pursued.

#### **COMMERCIAL UMBRELLA COVERAGE**

Umbrella coverage is recommended to provide catastrophic coverage for liability claims which exceed your underlying liability insurance or to provide replacement coverage for underlying liability policies which are reduced or exhausted by loss. Minimum limits of \$5.000.000 are recommended.

#### **FLOOD INSURANCE**

Coverage for Flood, whether from rising water or wind-driven water, is a standard exclusion on Buildings, Business Personal Property and Business Income and Extra Expense coverages. Limited coverage can be obtained from the National Flood Program for Buildings and Business Personal Property but not Business Income or Extra Expense.

Primary Flood coverage, as well as Excess Flood coverage, may be available on a limited basis.

#### **DIRECTORS & OFFICERS LIABILITY**

Directors and officers can be held personally liable if their negligent acts result in loss to the company or its shareholders. Claims can be initiated by shareholders, employees (wrongful termination, discrimination, defamation), customers (restraint of trade, deceptive trade practices), competitors (copyright, patent or business interference), and government regulators. Coverage is available and should be considered.

#### **WORKERS COMPENSATION & EMPLOYERS LIABILITY COVERAGE**

Workers Compensation coverage may be mandatory under your State statutes.

#### **TERRORISM**

You are hereby notified that under the Terrorism Risk Insurance Act, as amended in 2015, the definition of act of terrorism has changed. As defined in Section 102 (1) of the Act: The term "act of terrorism" means any act or acts that is certified by the Secretary of the Treasury – in consultation with the Secretary of Homeland Security, and the Attorney General of the United States – to be an act of terrorism; to be a violent act or an act that is dangerous to human life, property, or infrastructure; to have resulted in damage within the United States, or outside the United States in the case of certain air carriers or vessels or the premises of a United States mission; and to have been committed by an individual or individuals as a part of an effort to coerce the civilian population of the United States or to influence the policy or affect the conduct of the United States Government by coercion. Under the coverage, any losses resulting from certified acts of terrorism may be partially reimbursed by the United States Government under a formula established by the Terrorism Risk Insurance Act, as amended. However, your policy may contain other exclusions which might affect the coverage, such as an exclusion for nuclear events. Under the formal, the United States Government generally reimburses 85% through 2015; 84% beginning on January 1, 2016; 83% beginning on January 1, 2017; 82% beginning on January 1, 2018, 81% beginning on January 1, 2019 and; 80% beginning on January 1, 2020 of covered terrorism losses exceeding the statutorily established deductible paid by the insurance company providing the coverage. The Terrorism Risk Insurance Act, as amended, contains a \$100 billion cap that limits United States government reimbursement as well as insurers' liability for losses resulting from certified acts of terrorism when the amount of such losses exceed \$100 billion in any one calendar year. If the aggregate insured losses for all insured exceed \$100 billion, your coverage may be reduced. The portion of the annual premium that is attributable to coverage for acts of terrorism is \$0.00 per \$100. Of payroll and does not include any charges for the portion of losses covered by the United States government under the Act.



## **Carrier Rating**

**A.M. Best Company** is the leading provider of ratings, news and financial data for the insurance industry worldwide. Their Best Financial strength rating is an independent option of the insurer' financial strength and ability to meet its ongoing insurance policy and contract obligations. The rating is based on a comprehensive and qualitative evaluation of a company's balance sheet, strength, operating performance and business profile.

As professional agents it has long been our established policy to make every effort to deal only with companies having a Best's Rating of A++, A+, A or A-, which are the four highest ratings available, and a minimum of \$50 million in Policyholders' Surplus. It must be noted that neither HUB International nor any affiliated company guarantees the financial solvency of any insurance carrier. The following list outlines the A. M. Best Company rating scale and associated descriptions.

**Financial Strength Ratings**: An A.M. Best's Financial Strength Rating is an opinion of an insurer's ability to meet its obligation to policyholders.

A.M. Best Rating			
A++, A+	Superior	C, C-	Weak
A, A-	Excellent	D	Poor
B++, B+	Very Good	Е	Under Regulatory Supervision
B, B-	Good	F	In Liquidation
C++, C+	Marginal		

**Financial Size Categories**: A.M. Best assigns each letter rated insurance company a Financial Size Category. This is designed to provide a convenient indicator of the size of a company in terms of its statutory surplus and related accounts.

Financial Size Categories (In millions of U.S. dollars)			
Class I	Up to 1	Class IX	250 to 500
Class II	1 to 2	Class X	500 to 750
Class III	2 to 5	Class XI	750 to 1,000
Class IV	5 to 10	Class XII	1,000 to 1,250
Class V	10 to 25	Class XIII	1,250 to 1,500
Class VI	25 to 50	Class XIV	1,500 to 2,000
Class VII	50 to 100	Class XV	Greater than 2,000
Class VIII	100 to 250		



## **General Statement**

#### **COVERAGE AND LIMITS**

This exhibit describes coverage, amounts, limits, etc., but it does not take the place of the actual insurance policies. While we have made every effort to remove inaccuracies from this report, some may exist. For definitive coverage provisions and exclusions, refer to the policies, endorsements and amendments.

For property quotes, we have used values that you provided. Please carefully examine these values and/or secure an outside appraisal to ensure their accuracy and adequacy.

This proposal is based upon exposures to loss that currently exist and were made known to the agency. All changes and new exposures need to be reported by you, so that proper coverage may be offered.

Higher limits of liability may be available for additional premium.

#### **INSURER SOLVENCY**

Hub International is not technically qualified to comment on the solvency or claims-paying ability of any insurer. In an effort to help you assess the quality of the carrier(s), we have provided rating information from the A.M. Best rating organization. A more detailed report is available on request.

We caution you that catastrophic occurrences or other business matters can quickly have a negative impact on any insurer's financial condition. State "guarantee" funds created for the protection of policyholders may limit or preclude access to reimbursement for certain types of claims and/or to companies with significant net worth.

#### **NON-ADMITTED INSURER**

If a non-admitted insurer is providing coverage there is no protection by the state guaranty fund in the event of the insurer's insolvency.

#### **PREMIUM PAYMENT**

Regardless of the payment method you choose, it is important to note that *carriers are not obligated to reinstate cancelled policies*.

Agency Bill Items: If your premium is billed by Hub International, payment is due on the effective date of the coverage or installment. Endorsement and audit premium adjustments are due on the date billed. Failure to promptly remit may result in cancellation of your coverage.

Company Bill Items: If your policy is a "company bill" contract, you must remit your payment directly to the insurance company on a timely basis. Unfortunately, insurers do not always notify us about the status of a "company bill" payment, so you can't rely on us to remind you about overdue premiums or policy cancellations. If you encounter any billing problem or have a billing concern, please call us immediately, so that we can investigate for you.

Premium Financing: You may ask us to "finance" your premium through an independent finance company. This is an unforgiving payment system. Please carefully review the finance agreement for full details on the late payment and finance charges that apply. Your insurance policy is collateral for the loan. If you miss a payment, coverage will be cancelled. Because we may not always receive late notices, Hub International cannot accept responsibility for following up on late payments or threatened "non-payment" cancellations. Please do not count on us to remind you to make the payment.

This proposal contains only a summary of your insurance coverage and policy. It is your responsibility to carefully and completely review the entire policy for its actual terms, limits and conditions. In the event of any inconsistency between the terms of the policy and the provisions of this proposal, the terms of the policy will govern and control.



## The HUB Advantage

### **Our Commitment - The HUB Advantage**

HUB International is dedicated to maintaining and upholding the highest standards of ethical conduct and integrity in all of our dealings with you, our client. We want to be your trusted risk advisor, and as such, we need to earn your confidence. So we are making a promise. We call it The HUB Advantage. Our mission is to make the advantage yours - and this is our commitment.

- We strive to secure the most favorable terms from insurers, taking into account all of the circumstances the risk you need to insure, the cost of insurance, the financial condition of the insurer, the insurer's
  reputation for service, and any other factors that are specific to your situation.
- We are open and honest as to how we are paid for placing your insurance. Our answers to your
  questions will be forthright and understandable. When we intend to seek a fixed fee for our efforts, we will
  disclose it to you in writing and obtain your approval prior to coverage being bound.
- You make the ultimate decision as to both the terms of insurance and the company providing your
  coverage. Our objective is to provide you with choices that meet your insurance needs, and to educate
  you so your decision is fully informed and best suited to your circumstances.
- We comply with the laws of every jurisdiction in which we operate, including those that apply to how insurance brokerages and agencies are paid. If the laws change, we will respond in a timely and appropriate manner.

We take our responsibility to our customers very seriously. If at any time you feel that we are not fulfilling your expectations - that we are not meeting our Client Commitment - please contact your account executive or call our toll free client hotline at 1-866-857-4073, and your concerns will be addressed as soon as possible.

### The HUB Advantage

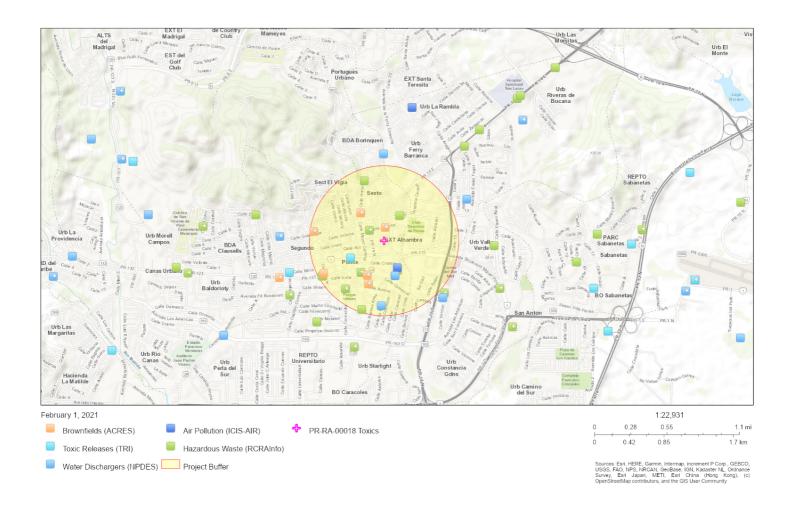
The privilege is ours, but the advantage is yours.





Appendix D - List of Toxics Sites Within 3,000 feet of Project Site

## NEPAssist Report PR-RA-00018 Toxics

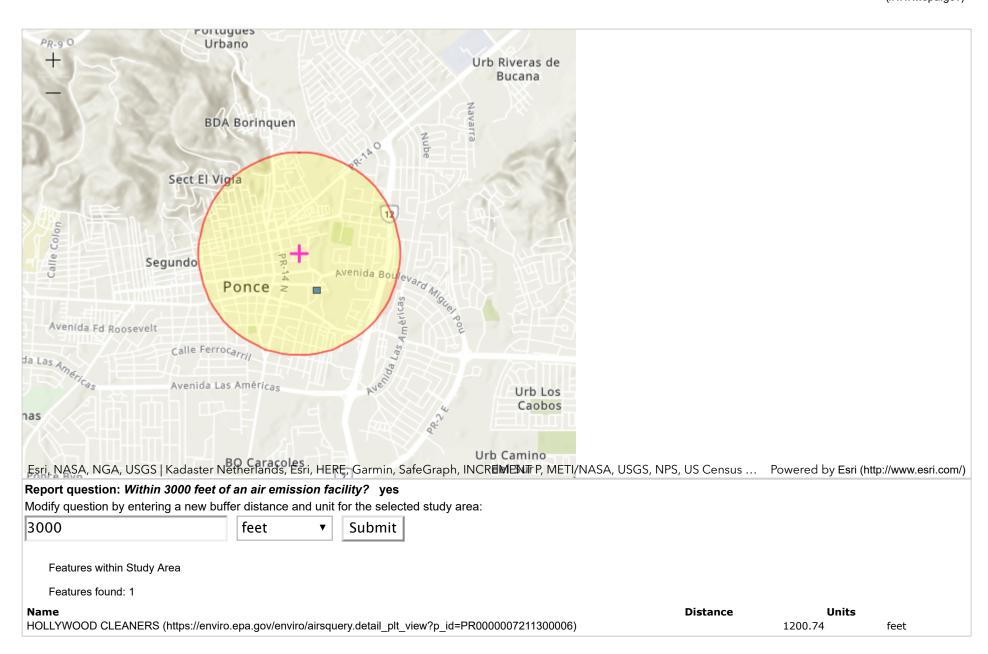


Project Location	18.014315,-66.60985
Within 3000 feet of an Ozone 8-hr (1997 standard) Non-Attainment/Maintenance Area?	no
Within 3000 feet of an Ozone 8-hr (2008 standard) Non-Attainment/Maintenance Area?	no
Within 3000 feet of a Lead (2008 standard) Non-Attainment/Maintenance Area?	no
Within 3000 feet of a SO2 1-hr (2010 standard) Non-Attainment/Maintenance Area?	no
Within 3000 feet of a PM2.5 24hr (2006 standard) Non-Attainment/Maintenance Area?	no
Within 3000 feet of a PM2.5 Annual (1997 standard) Non-Attainment/Maintenance Area?	no
Within 3000 feet of a PM2.5 Annual (2012 standard) Non-Attainment/Maintenance Area?	no
Within 3000 feet of a PM10 (1987 standard) Non-Attainment/Maintenance Area?	no
Within 3000 feet of a Federal Land?	no
Within 3000 feet of an impaired stream?	yes
Within 3000 feet of an impaired waterbody?	no
Within 3000 feet of a waterbody?	no
Within 3000 feet of a stream?	yes
Within 3000 feet of an NWI wetland?	Available Online
Within 3000 feet of a Brownfields site?	yes
Within 3000 feet of a Superfund site?	no
Within 3000 feet of a Toxic Release Inventory (TRI) site?	yes
Within 3000 feet of a water discharger (NPDES)?	yes
Within 3000 feet of a hazardous waste (RCRA) facility?	yes
Within 3000 feet of an air emission facility?	yes

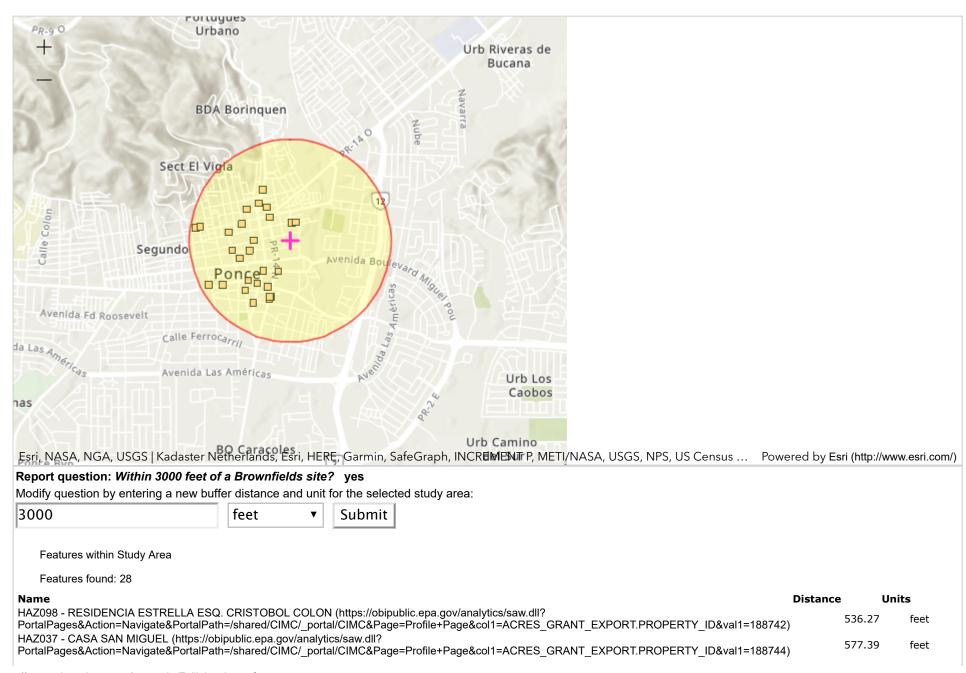
Within 3000 feet of a school?	yes
Within 3000 feet of an airport?	no
Within 3000 feet of a hospital?	yes
Within 3000 feet of a designated sole source aquifer?	no
Within 3000 feet of a historic property on the National Register of Historic Places?	yes
Within 3000 feet of a Toxic Substances Control Act (TSCA) site?	no
Within 3000 feet of a Land Cession Boundary?	no
Within 3000 feet of a tribal area (lower 48 states)?	no

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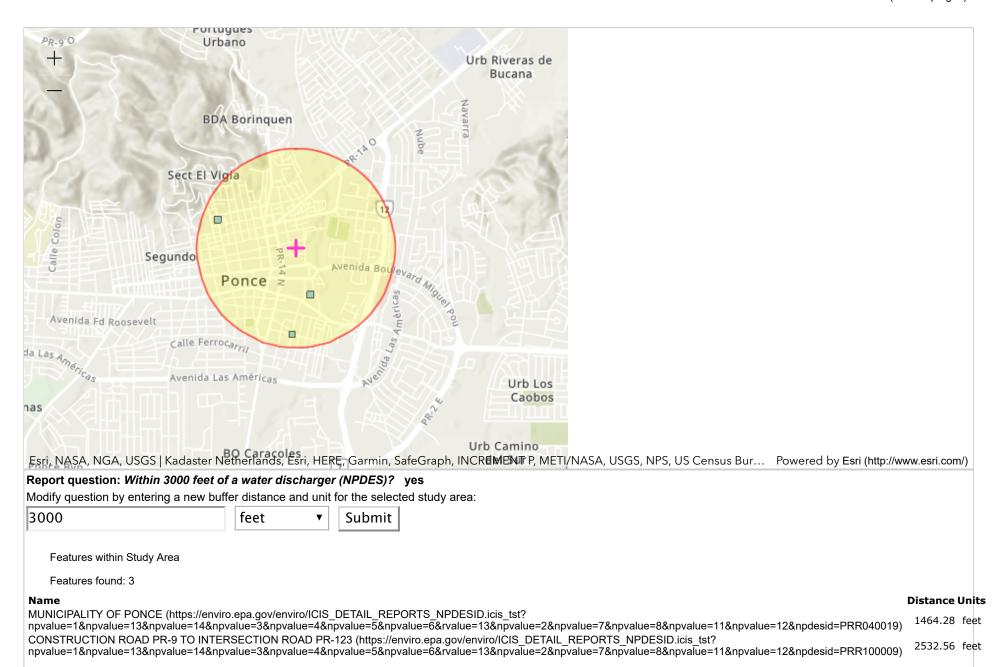


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HAZ025-TWO STORY BUILDING (https://obipublic.epa.gov/analytics/saw.dll? PortalPages&Action=Navigate&PortalPath=/shared/CIMC/ portal/CIMC&Page=Profile+Page&col1=ACRES GRANT EXPORT.PROPERTY ID&val1=188361)	925.43	feet
HAZ065 - RESIDENCIA DE ESTUDIANTES (https://obipublic.epa.gov/analytics/saw.dll?  PortalPages&Action=Navigate&PortalPath=/shared/CIMC/ portal/CIMC&Page=Profile+Page&col1=ACRES GRANT EXPORT.PROPERTY ID&val1=188681)	970.73	feet
HAZ049 FARMACIA MOSCOSO (https://obipublic.epa.gov/analytics/saw.dll? PortalPages&Action=Navigate&PortalPath=/shared/CIMC/_portal/CIMC&Page=Profile+Page&col1=ACRES_GRANT_EXPORT.PROPERTY_ID&val1=172374)	1083.10	feet
HAZ034-CASA MARTORELL (https://obipublic.epa.gov/analytics/saw.dll?  PortalPages&Action=Navigate&PortalPath=/shared/CIMC/ portal/CIMC&Page=Profile+Page&col1=ACRES GRANT EXPORT.PROPERTY ID&val1=188441)	1199.15	feet
HAZ039-CASA ESQ TRICOCHE Y SALUD (https://obipublic.epa.gov/analytics/saw.dll?	1214.48	feet
PortalPages&Action=Navigate&PortalPath=/shared/CIMC/_portal/CIMC&Page=Profile+Page&col1=ACRES_GRANT_EXPORT.PROPERTY_ID&val1=188461) HAZ054 - PROPIEDAD COMERCIAL #2 (https://obipublic.epa.gov/analytics/saw.dll?	1249.80	feet
PortalPages&Action=Navigate&PortalPath=/shared/CIMC/_portal/CIMC&Page=Profile+Page&col1=ACRES_GRANT_EXPORT.PROPERTY_ID&val1=188601) HAZ094 - CASA MAYOR #3 (https://obipublic.epa.gov/analytics/saw.dll?		
PortalPages&Action=Navigate&PortalPath=/shared/CIMC/_portal/CIMC&Page=Profile+Page&col1=ACRES_GRANT_EXPORT.PROPERTY_ID&val1=188741) HAZ040-CASA VIVES (https://obipublic.epa.gov/analytics/saw.dll?	1455.95	feet
PortalPages&Action=Navigate&PortalPath=/shared/CIMC/_portal/CIMC&Page=Profile+Page&col1=ACRES_GRANT_EXPORT.PROPERTY_ID&val1=172459)	1523.45	feet
HAZ103 - CASINO CAFÉ (https://obipublic.epa.gov/analytics/saw.dll? PortalPages&Action=Navigate&PortalPath=/shared/CIMC/_portal/CIMC&Page=Profile+Page&col1=ACRES_GRANT_EXPORT.PROPERTY_ID&val1=188743)	1524.42	feet
HAZ046 - MUEBLERÍA #1 (ITALIANA) (https://obipublic.epa.gov/analytics/saw.dll? PortalPages&Action=Navigate&PortalPath=/shared/CIMC/_portal/CIMC&Page=Profile+Page&col1=ACRES_GRANT_EXPORT.PROPERTY_ID&val1=188521)	1596.35	feet
HAZ077 - FOX DELICIAS THEATER/MALL (https://obipublic.epa.gov/analytics/saw.dll? PortalPages&Action=Navigate&PortalPath=/shared/CIMC/_portal/CIMC&Page=Profile+Page&col1=ACRES_GRANT_EXPORT.PROPERTY_ID&val1=188701)	1601.96	feet
HAZ030-CASA FERRÉ (https://obipublic.epa.gov/analytics/saw.dll? PortalPages&Action=Navigate&PortalPath=/shared/CIMC/_portal/CIMC&Page=Profile+Page&col1=ACRES_GRANT_EXPORT.PROPERTY_ID&val1=188381)	1604.38	feet
HAZ041-CASA FAM. ZALDO DE NEBOT (https://obipublic.epa.gov/analytics/saw.dll?  PortalPages&Action=Navigate&PortalPath=/shared/CIMC/ portal/CIMC&Page=Profile+Page&col1=ACRES GRANT EXPORT.PROPERTY ID&val1=172460)	1714.52	feet
HAZ045 - HOTEL PORRATA (https://obipublic.epa.gov/analytics/saw.dll?  PortalPages&Action=Navigate&PortalPath=/shared/CIMC/ portal/CIMC&Page=Profile+Page&col1=ACRES GRANT EXPORT.PROPERTY ID&val1=188501)	1717.47	feet
HAZ092 - ALMACÉN INDUSTRIAL (https://obipublic.epa.gov/analytics/saw.dll?	1724.80	feet
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PortalPages&Action=Navigate&PortalPath=/shared/CIMC/_portal/CIMC&Page=Profile+Page&col1=ACRES_GRANT_EXPORT.PROPERTY_ID&val1=188561) HAZ060-#58 CALLE SALUD (https://obipublic.epa.gov/analytics/saw.dll?	1761.21	
PortalPages&Action=Navigate&PortalPath=/shared/CIMC/_portal/CIMC&Page=Profile+Page&col1=ACRES_GRANT_EXPORT.PROPERTY_ID&val1=172463) HAZ061-#56 CALLE SALUD (https://obipublic.epa.gov/analytics/saw.dll?		feet
PortalPages&Action=Navigate&PortalPath=/shared/CIMC/_portal/CIMC&Page=Profile+Page&col1=ACRES_GRANT_EXPORT.PROPERTY_ID&val1=172372) HAZ062-#54 CALLE SALUD (https://obipublic.epa.gov/analytics/saw.dll?	1774.87	feet
PortalPages&Action=Navigate&PortalPath=/shared/CIMC/_portal/CIMC&Page=Profile+Page&col1=ACRES_GRANT_EXPORT.PROPERTY_ID&val1=172373)  HAZ020-CINEMA VICTORIA (https://obipublic.epa.gov/analytics/saw.dll?	1827.38	feet
PortalPages&Action=Navigate`&PortalPath=/shared/CIMC/_portal/CIMC&Page=Profile+Page&col1=ACRES_GRANT_EXPORT.PROPERTY_ID&val1=172458)	1852.20	feet
HAZ024-BAZAR ATOCHA (https://obipublic.epa.gov/analytics/saw.dll? PortalPages&Action=Navigate&PortalPath=/shared/CIMC/_portal/CIMC&Page=Profile+Page&col1=ACRES_GRANT_EXPORT.PROPERTY_ID&val1=188341)	1988.64	feet
HAZ052 - EDIFICIO AURORA & MAYOR (https://obipublic.epa.gov/analytics/saw.dll? PortalPages&Action=Navigate&PortalPath=/shared/CIMC/_portal/CIMC&Page=Profile+Page&col1=ACRES_GRANT_EXPORT.PROPERTY_ID&val1=188541)	2137.90	feet
HAZ042-CENTRO ESPAÑOL DE PONCE (https://obipublic.epa.gov/analytics/saw.dll? PortalPages&Action=Navigate&PortalPath=/shared/CIMC/ portal/CIMC&Page=Profile+Page&col1=ACRES GRANT EXPORT.PROPERTY ID&val1=188481)	2402.98	feet
HAZ031-CASA FRONTISPICIO #18 (https://obipublic.epa.gov/analytics/saw.dll? PortalPages&Action=Navigate&PortalPath=/shared/CIMC/_portal/CIMC&Page=Profile+Page&col1=ACRES_GRANT_EXPORT.PROPERTY_ID&val1=188401)	2713.08	feet
PET023 FORMER TEXACO (#817) (https://obipublic.epa.gov/analytics/saw.dll? PortalPages&Action=Navigate&PortalPath=/shared/CIMC/ portal/CIMC&Page=Profile+Page&col1=ACRES GRANT EXPORT.PROPERTY ID&val1=172705)	2752.72	feet
HAZ032-CASA FRONTISPICIO #30 (https://obipublic.epa.gov/analytics/saw.dll?  PortalPages&Action=Navigate&PortalPath=/shared/CIMC/ portal/CIMC&Page=Profile+Page&col1=ACRES GRANT EXPORT.PROPERTY ID&val1=188421)	2846.52	feet
FOLIAIT AGESANCIIOIT-INAVIGALEAFOLIAIT-ALIT-ASITALEU/CIINIC/_POLIAI/CIINICAFAGE-PTOIIIE#FAGEACOLIT-ACRES_GRAINI_EAFORT.FROPERTY_ID&VAIT=188421)		

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npvalue=1&npvalue=13&npvalue=14&npvalue=3&npvalue=4&npvalue=5&npvalue=5&npvalue=13&npvalue=7&npvalue=8&npvalue=11&npvalue=12&npdesid=PRR10BB76)

2600.69 feet

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Report question: Within 3000 feet of a hazardous waste (RCRA) facility? yes

Modify question by entering a new buffer distance and unit for the selected study area:

3000 feet ▼ Submit

Features within Study Area

Features found: 20

#### Name

PRPHA - CARIBE HOUSING PROJECT (https://enviro.epa.gov/enviro/efsystemquery.rcrainfo?

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PATH LAB INC (https://enviro.epa.gov/enviro/efsystemquery.rcrainfo?
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ANCIANI BODY SHOP (https://enviro.epa.gov/enviro/efsystemquery.rcrainfo?

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