

Wild and Scenic Rivers

Checklist for HUD or Responsible Entity

General requirements	Legislation	Regulation
Establishes a method for providing Federal protection for certain free-flowing and scenic rivers designated as components or potential components of the National Wild and Scenic Rivers System from the effects of construction.	The Wild and Scenic Rivers Act (Pub L. 90-542 as amended: 16 U.S.C. 1271-1287)	24 CFR 58.5(f) 24 CFR 50.4(f)

1. Does the project include new construction, conversion of land use, major rehabilitation of existing structures, demolition, or the acquisition of undeveloped land?

- No: STOP here. The project is not subject to the Wild and Scenic Rivers Act
 Yes: PROCEED to #2

2. Is the Project within one mile of a designated Wild and Scenic River?

If the project is more than a mile away from a designated river you can make a determination of “no effect.” For a list of designated rivers by state, please visit the National Park Service website: <http://www.rivers.gov/rivers/map.php>. Maintain documentation supporting your determination in your ERR. Documentation could include a printout of the list of rivers and a map identifying your site.

- No: STOP here.
 Yes: PROCEED to #3

3. Will the Project have an effect on the designated River?

Contact the National Park Service, Pacific West Region, at (510) 817-1300 and request information on the Managing Agency of the river. Determine, with the Managing Agency, if the project will alter, directly or indirectly, any of the characteristics that qualifies the river for inclusion as a wild and scenic river.

- No: STOP here. Maintain documentation concerning your determination of “no effect” and verification from the Managing Agency.
 Yes: Consult with the Managing Agency to assist in mitigation and resolution of issues. Prepare a determination based on the results of the mitigation and include it and verification from the Managing Agency’s concurrence in the ERR.

DISCLAIMER: This document is intended as a tool to help HUD Region X grantees and HUD staff complete environmental requirements. This document is subject to change. This is not a policy statement, and the Wild and Scenic Rivers legislation and regulations take precedence over any information found in this document.