

## EXHIBIT H-23

### NOISE ABATEMENT AND CONTROL REGULATION: 25 CFR Part 51, Subpart B

The Noise Control Act of 1972 directed EPA to promote an environment for all Americans free from noise that jeopardizes their health and welfare. Quiet Communities Act of 1978 amended The Noise Control Act of 1972 to encourage noise control programs at the State and community level. All the legislative and regulatory mandates combine to create a serious requirement for HUD to be aware of the problem of noise and to take positive steps to protect residential and other sensitive land uses from high noise levels. HUD requirements contain standards for exterior noise levels along with policies for approving HUD supported or assisted housing projects in high noise areas. In general, the requirements established three zones: an acceptable zone where all projects could be approved, a normally unacceptable zone where mitigation measures would be required and where each project would have to be individually evaluated for approval or denial, and an unacceptable zone in which projects would not, as a rule, be approved.

Applicants shall take into consideration the noise criteria and standards in the environmental review process and consider corrective actions **when noise sensitive land development is proposed** in noise exposed areas.

For HOME noise sensitive projects, including rental housing developments, check if any of the following conditions are present: (check all that apply)

#### Noise Sensitive Conditions

- Existing or proposed commercial or military airport within 15 miles of the site.
  
- Roadways within 1,000 feet of the site with such characteristics (e.g. high traffic levels (above the Average Daily Traffic (ADT), high speed (over 55 mph), heavy truck/bus usage (weighing more than 26,000 pounds with three or more axles), slope gradients (2% or more), etc.) that would indicate high ambient vehicular noise levels.
  
- At-grade or elevated transit lines or railroads with 3,000 feet of the site.
  
- Other significant noise sources (e.g. industrial/manufacturing facilities, power generating stations, etc.) in proximity to the site.

IF any of the above were marked, **a noise assessment will need to be conducted, meet HUD federal requirements and be submitted to IFA with this exhibit.**

IF none of the above were marked, check the box below to signify that no noise sensitive conditions exist and that a noise assessment will not need to be conducted.

- I certify that the funded project does not need to complete a noise assessment per the requirements of 24 CFR Part 51, Subpart B.

APPLICATION CERTIFICATION

As the duly designated certifying official of the applicant, I also certify that I am authorized to and do consent to assume the status of responsible federal official under the National Environmental Policy Act of 1969 and each provision of law designated in the 24 CFR Part 58.

BY: \_\_\_\_\_

Signature of Ownership Entity Representative

\_\_\_\_\_ Date

\_\_\_\_\_

Print Name

Title

