

BROWNFIELDS REVOLVING LOAN AND GRANT FUND PROGRAM
BORROWER/SUBGRANTEE ELIGIBILITY

(Use Tab, arrow keys or mouse to move through questions; use Spacebar or mouse to check boxes)

A. BACKGROUND

1. Date:
2. Grant recipient:
3. Person providing information:
4. Property/site name:
5. Property address:
6. Current property owner:
7. Borrower/Subgrantee applicant name:
8. Borrower/Subgrantee applicant address:
9. Type of Action:
 Loan Subgrant
10. Proposed amount:

B. SITES ELIGIBLE FOR FUNDING

1. Does the site meet the definition of a Brownfields (*a real property, the expansion, redevelopment or reuse of which is complicated by the presence or potential presence of hazardous substances, pollutants, or contaminants*)?
 Yes No
2. Type of contamination present: (*If the site is commingled with hazardous substances and petroleum, check the box corresponding to the predominant contaminant.*)
 Hazardous Substances Petroleum
3. Describe the operational history and current use(s) of the site:
4. Describe the environmental concerns at the site, including when and how the site became contaminated and, to the extent possible, the nature and extent of the contamination:

5. Describe the proposed cleanup plan, to the extent possible:

6. Describe the proposed expansion, redevelopment or reuse of the site:

C. SITES NOT ELIGIBLE FOR FUNDING

Please answer the following questions to the best of your knowledge:

1. Is your facility listed (or proposed for listing) on the National Priorities List?
 Yes No

2. Is your facility subject to unilateral administrative orders, court orders, administrative orders on consent, or judicial consent decrees issued to or entered into by parties under CERCLA?
 Yes No

3. Is your facility subject to the jurisdiction, custody, or control by the US government? (Land held in trust by the US government for an Indian tribe is eligible.)
 Yes No

*Note: If you answered YES to any of the above (C.1-3) your property is **not** eligible.*

D. SITES NOT ELIGIBLE FOR FUNDING WITHOUT A PROPERTY SPECIFIC DETERMINATION

Certain properties cannot be approved without a "Property Specific Determination". Please answer the following questions to the best of your knowledge:

1. Is your site/facility subject to a planned or ongoing CERCLA removal action?
 Yes No

2. Has your site/facility been issued a permit by the U.S. or an authorized state under the Solid Waste Disposal Act (as amended by the Resource Conservation and Recovery Act (RCRA)), the Federal Water

Pollution Control Act (FWPCA), the Toxic Substances Control Act (TSCA), or the Safe Drinking Water Act (SWDA)?

Yes No

3. Is your site/facility subject to corrective action orders under RCRA (sections 3004(u) or 3008(h))?

Yes No

4. Is your site/facility a land disposal unit that has submitted a RCRA closure notification under subtitle C of RCRA or is subject to closure requirements specified in a closure plan or permit?

Yes No

5. Has your site/facility had a release of polychlorinated biphenyls (PCBs) that is subject to remediation under TSCA?

Yes No

6. Has your site/facility received funding for remediation from the Leaking Underground Storage Tank (LUST) Trust Fund?

Yes No

Note: If you answered YES to any of the above (D. 1-6), please call your Project Officer and she/he will explain how to prepare a property specific determination.

D. PROPERTY OWNERSHIP ELIGIBILITY

1. Are there any known ongoing anticipated environmental enforcement actions (at the federal, state or local level) regarding the responsibility of any party for contamination or hazardous substances at the site?

Yes No If yes, please explain:

Information on Liability and Defenses/Protections – Cooperative Agreement Recipient:

1. Did the cooperative agreement recipient ever arrange for the disposal of hazardous substances at the site, or transport hazardous substances to the site?

Yes No

2. Did the cooperative agreement recipient ever cause or contribute to any releases of hazardous substances at the site?
 Yes No

Information on Liability and Defenses/Protections – Applicant:

1. How was the property acquired (or will it be acquired)?
- a. Negotiated purchase from a private entity
 - b. Purchase or transfer from another governmental unit
 - c. Tax foreclosure
 - d. Eminent domain
 - e. Donation
 - f. Other (explain):
2. What was the date when the property was acquired (or the anticipated date when it will be acquired)?
3. What is the name and identity of the party from whom the property was (or will be) acquired?
4. Describe all familial, contractual, corporate or financial relationships or affiliations the applicant has or has had with all current and/or prior owners or operators of the property:
5. Did disposal of all hazardous substances at the site occur before the applicant acquired (or will acquire) the property?
 Yes No
6. Did the applicant ever arrange for the disposal of hazardous substances at the site, or transport hazardous substances to the site?
 Yes No
7. Did the applicant ever cause or contribute to any releases of hazardous substances at the site?
 Yes No
8. Did the applicant perform any environmental inquiry prior to the purchase of the property?
 Yes No
9. If a pre-purchase inquiry was performed, describe the types and dates of the assessments performed, indicate on whose behalf the assessments were performed, and indicate whether the applicant performed the pre-purchase inquiry in accordance with EPA's All Appropriate Inquiry rule (or ASTM E1527-05, or its equivalent at the time of purchase):