

**Application for Federal Assistance SF-424**

Version 02

* 1. Type of Submission: <input type="checkbox"/> Preapplication <input checked="" type="checkbox"/> Application <input type="checkbox"/> Changed/Corrected Application	* 2. Type of Application: <input checked="" type="checkbox"/> New <input type="checkbox"/> Continuation <input type="checkbox"/> Revision	* If Revision, select appropriate letter(s): <input type="text"/> * Other (Specify) <input type="text"/>
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* 3. Date Received: <input type="text" value="09/19/2014"/>	4. Applicant Identifier: <input type="text"/>
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5a. Federal Entity Identifier: <input type="text"/>	* 5b. Federal Award Identifier: <input type="text"/>
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**State Use Only:**

6. Date Received by State: <input type="text"/>	7. State Application Identifier: <input type="text"/>
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**8. APPLICANT INFORMATION:**

\* a. Legal Name:

* b. Employer/Taxpayer Identification Number (EIN/TIN): <input type="text" value="04-6002-284"/>	* c. Organizational DUNS: <input type="text" value="878139013"/>
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**d. Address:**

* Street1:	<input type="text" value="251 Causeway Street"/>
Street2:	<input type="text" value="Suite 400"/>
* City:	<input type="text" value="Boston"/>
County:	<input type="text"/>
* State:	<input type="text" value="MA: Massachusetts"/>
Province:	<input type="text"/>
* Country:	<input type="text" value="USA: UNITED STATES"/>
* Zip / Postal Code:	<input type="text" value="02114"/>

**e. Organizational Unit:**

Department Name: <input type="text" value="Department of Fish and Game"/>	Division Name: <input type="text" value="Division of Marine Fisheries"/>
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**f. Name and contact information of person to be contacted on matters involving this application:**

Prefix: <input type="text"/>	* First Name: <input type="text" value="Stephanie"/>
Middle Name: <input type="text"/>	
* Last Name: <input type="text" value="Cunningham"/>	
Suffix: <input type="text"/>	

Title:

Organizational Affiliation:

* Telephone Number: <input type="text" value="978-282-0308 x 133"/>	Fax Number: <input type="text"/>
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\* Email:

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**9. Type of Applicant 1: Select Applicant Type:**

A: State Government

Type of Applicant 2: Select Applicant Type:

Type of Applicant 3: Select Applicant Type:

\* Other (specify):

**\* 10. Name of Federal Agency:**

Fish and Wildlife Service

**11. Catalog of Federal Domestic Assistance Number:**

15.622

CFDA Title:

Sportfishing and Boating Safety Act

**\* 12. Funding Opportunity Number:**

F14AS00241

\* Title:

Boating Infrastructure Grants Tier 2

**13. Competition Identification Number:**

Title:

**14. Areas Affected by Project (Cities, Counties, States, etc.):**

**\* 15. Descriptive Title of Applicant's Project:**

Newburyport Visiting Transient Boater Project

Attach supporting documents as specified in agency instructions.

Add Attachments

Delete Attachments

View Attachments

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**16. Congressional Districts Of:**

\* a. Applicant

\* b. Program/Project

Attach an additional list of Program/Project Congressional Districts if needed.

Add Attachment

Delete Attachment

View Attachment

**17. Proposed Project:**

\* a. Start Date:

\* b. End Date:

**18. Estimated Funding (\$):**

* a. Federal	<input type="text" value="448,059.00"/>
* b. Applicant	<input type="text" value="0.00"/>
* c. State	<input type="text" value="0.00"/>
* d. Local	<input type="text" value="289,833.00"/>
* e. Other	<input type="text" value="0.00"/>
* f. Program Income	<input type="text" value="0.00"/>
* g. TOTAL	<input type="text" value="737,892.00"/>

**\* 19. Is Application Subject to Review By State Under Executive Order 12372 Process?**

- a. This application was made available to the State under the Executive Order 12372 Process for review on
- b. Program is subject to E.O. 12372 but has not been selected by the State for review.
- c. Program is not covered by E.O. 12372.

**\* 20. Is the Applicant Delinquent On Any Federal Debt? (If "Yes", provide explanation.)**

- Yes  No

**21. \*By signing this application, I certify (1) to the statements contained in the list of certifications\*\* and (2) that the statements herein are true, complete and accurate to the best of my knowledge. I also provide the required assurances\*\* and agree to comply with any resulting terms if I accept an award. I am aware that any false, fictitious, or fraudulent statements or claims may subject me to criminal, civil, or administrative penalties. (U.S. Code, Title 218, Section 1001)**

\*\* I AGREE

\*\* The list of certifications and assurances, or an internet site where you may obtain this list, is contained in the announcement or agency specific instructions.

**Authorized Representative:**

Prefix:  \* First Name:

Middle Name:

\* Last Name:

Suffix:

\* Title:

\* Telephone Number:  Fax Number:

\* Email:

\* Signature of Authorized Representative:  \* Date Signed:

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**\* Applicant Federal Debt Delinquency Explanation**

The following field should contain an explanation if the Applicant organization is delinquent on any Federal Debt. Maximum number of characters that can be entered is 4,000. Try and avoid extra spaces and carriage returns to maximize the availability of space.

# Newburyport Visiting Transient Boater Project Newburyport, Massachusetts

## FY2015 Boating Infrastructure Grant Program Tier 2 Application



*Newburyport central waterfront*

## **Project Statement:**

Newburyport, MA is a small city of approximately 17,400 people located on the Merrimack River and Atlantic Ocean about 35 miles north of Boston. An historic seaport and a vibrant contemporary tourist destination, Newburyport has been largely shaped by its waterfront. In the 17<sup>th</sup> and 18<sup>th</sup> centuries, Newburyport was a center for ship-building, fishing, and trade. In the 19<sup>th</sup> Century, the community's waterfront became industrialized and supported commercial activities such as the regional distribution of coal. In the late 20<sup>th</sup> century, the waterfront and downtown were revitalized through "urban renewal" public investments, and today the community has a thriving recreational waterfront and a flourishing downtown cultural center. Newburyport is an increasing destination for recreational boaters.

### **A. Need for Proposed Project:**

The City of Newburyport, MA needs to construct a new Visiting Boater Facility in order to properly serve thousands of transient recreational boaters with vessels over 26-feet visiting Newburyport's harbor each year. The City has an attractive 1400-foot central waterfront located along the Merrimack River estuary with 850 feet of floating docks available for transient recreational boaters to tie up. The bulkhead that the transient floats are tied to is owned and controlled by the quasi-public Newburyport Waterfront Trust. In the past decade or so, the City has installed a variety of improved infrastructure and services to upgrade the waterfront and the experience for visiting boaters, including the acquisition and installation of new floats; installation of shorepower and water on the floats; rebuilding and extending the boardwalk adjacent to the floats; repairing bulkheads and pilings; and installing new pathways connecting the waterfront to the nearby vibrant downtown. A new Visiting Boater Facility is needed to properly meet the existing and growing demand for a variety of boater services.

According to the City's Harbormaster, he and his staff currently serve between 2,500-4,000 visiting boaters annually out of a small existing shack on the City's Fish Pier at the eastern end of the central waterfront. The existing 450 square foot shack is not sufficient to meet the growing demand from visiting boaters for services. The low one-story profile of the existing facility also makes it difficult for boaters to see from the Merrimack River. The current structure has very limited customer service space, and no space available for staff lockers or storage space for safety equipment, shorepower pedestals, tools, etc. A large and unsightly "temporary" storage box sits nearby on a lawn. There are currently no toilets – visiting boaters have to be directed to restaurants and other facilities hundreds of yards away – no showers, and no on-site laundry facilities. Many visiting boaters have asked over the years about the availability of such services, particularly so they can clean up prior to going to a restaurant or other destination in the downtown. Many decide not to visit after contacting the Harbormaster

and determining that such facilities and services are not available, and to travel to other cities and towns instead. Construction of a new facility will specifically address these deficits and significantly improve services for visiting boaters.

**B. Project Objective:**

The key objective of this project is:

- Construction of a Visiting Boater Facility to provide services for visiting boaters including:
  - A 392 square foot space for the exclusive use of visiting boaters providing:
    - Four showers (two shower stalls for men, each with its own anteroom for privacy, plus a larger shared area with a dedicated sink, and two shower stalls for women, each with its own anteroom for privacy plus a larger shared area with a dedicated sink);
    - Handicapped accessible toilet in a large stall with a dedicated sink;
    - Washing machine and dryer for visiting boaters' laundry;
  - A 382 square foot reception and customer service space to provide information to visiting boaters;
  - 695 square feet of covered breezeway, open deck and porch which will be created due to raising the first floor of the building four feet above grade in order to accommodate anticipated storm surges and meet floodplain requirements; there will be ice and vending machines (paid for with funding separate from B.I.G. funds) to serve visiting boaters; the breezeway, deck, and porch will also tie together the shower, toilet, and laundry facilities with the customer service and staff areas for visiting boaters;
  - A 92 linear foot handicapped accessible ramp at a 1:20 slope on the landward side of the facility for visiting boaters in wheelchairs, or who have mobility issues, et al.
- Rededication of 6 moorings to dedicated BIG eligible transient boater use
- Rededication of 6 slots for associated BIG eligible transient dinghies

The construction project is anticipated to commence in the fall of 2015 and be completed in 2016.

The project will meet the goals of:

- Enhancing access to local recreational, historic, cultural, natural, and scenic resources for visiting boaters;
- Supporting Newburyport's economy based on tourism, a vibrant and attractive waterfront and downtown, and a high quality of life; and
- Promoting awareness of transient boating opportunities and strengthening ties with the boating community.

- Increasing transient access by the rededication of 6 moorings to BIG eligible boaters

### **C. Benefits and Results:**

Construction of Newburyport's Harbormaster and Visiting Boater Facility will provide multiple benefits, including:

- Establishment of a full-service attractive "gateway" to the community for 1500-4000 transient recreational boaters visiting annually.
- Creating a regional destination for transient recreational boaters travelling in Massachusetts Bay and the Gulf of Maine.
- Providing convenient showers, toilets, laundry, and access to staff and information for visiting transient recreational boaters.
- Increasing economic activity in the downtown area by attracting new and additional transient recreational boaters.
- Providing a model for similar facilities throughout the region.
- Increasing transient access by the rededication of 6 moorings to BIG eligible boaters.

### **D. Project Approach:**

Construction of a new Visiting Boater Facility will achieve the objectives and benefits outlined above. Specific steps include: site selection; designer selection; development of plans, specifications, and cost estimates; management of public involvement; advertising and bidding a public building construction project; managing construction; and operating and maintaining the new facility. Site selection and designer selection have been accomplished, and development of plans is well underway.

In recent years, Newburyport's Harbor Commission analyzed alternative sites and determined that the most advantageous location for the facility is directly on the waterfront on the City's Fish Pier at the eastern end of the community's central waterfront, easily visible and accessible from the transient boaters' floats and adjacent to the downtown. Mayor Donna D. Holaday has assigned Senior Project Manager Geordie Vining of the City's Planning Office to manage the project, and a project team was established including Harbormaster Paul Hogg and two members of the Harbor Commission Paul Dahn and Bob Dow. The project team defined a program for the facility. Then, in 2013, the City advertised a Request for Proposals and conducted a systematic search to find a design team for the envisioned facility. The City made a

selection and contracted with a team of architects and engineers headed by Olson Lewis + Architects, Inc. at the beginning of 2014. Since then, the project team has visited other visiting boater facilities in Scituate, MA and Marblehead, MA, and discussed services and needs with other towns; developed preliminary floor plans, elevations, renderings, and itemized cost estimates; and has conducted a number of public meetings with the general public and other stakeholders.

The site of the facility on the working Fish Pier site is very tight for a construction project, given the regular use of a hoist by commercial fishermen, an area for their equipment, and the commercial fishermen's parking and vehicular travel lane. As there is little room on the Fish Pier to stage the construction project, and adjacent waterfront land is valuable and programmed for other uses, the quasi-public Newburyport Redevelopment Authority (NRA) and Newburyport Waterfront Trust (WFT) have agreed to help facilitate the project by providing staging areas on adjacent parcels of land. The NRA is also allowing a fishermen's monument to be shifted from the Fish Pier to property controlled by the NRA in order to make room for the new facility. Similarly, the WFT is allowing the project's sewer line to be installed on their property.

The design of the proposed new Visiting Boater Facility will be 2500+ square feet including the raised breezeway, deck, and porch. (Please see the attached floor plans, elevations, and renderings.) The facility will be located on land owned and controlled by the City on the Fish Pier at the eastern end of Newburyport's central waterfront, directly and easily visible for visiting boaters from the floats and boardwalk. The facility will be managed by Newburyport's Harbormaster, and will be located directly adjacent to the float provided for the Harbormaster's boat.

The project includes removal of the shack, re-location of a small brick plaza with a monument and benches, and construction of the new facility. The structure needs to be raised approximately four feet in order to anticipate storm surges and meet floodplain code requirements, and so the facility will also include an open deck tying together the customer service space with the toilet and shower facilities via a breezeway, as well as connecting the structure to the surrounding plaza. A 92-foot handicapped accessible ramp at a 1:20 slope will be built on the landward side of the facility in compliance with the Americans with Disabilities Act as well as the state Architectural Access Board regulations. The breezeway will include various services and supplies for visiting boaters, and the overall deck space will be 695 square feet. The structure will also have a 392 square foot area reserved exclusively for visiting boaters with showers, a toilet, laundry facilities, etc. It will have an adjacent 382.5 square foot area for reception and administrative staff to answer questions and serve visiting boaters and others. In addition, the facility will have some additional components that we are not including as B.I.G. eligible costs, such as a separate 290 square foot toilet area that will be available to the general public (although likely used by visiting boaters as well), and a 391 square

foot second floor with the Harbormaster's office that will help raise the physical profile of the building for visiting boaters new to our harbor and searching for where to go.

Aesthetically and functionally, the structure will be sheathed in cedar shingles so that it integrates well into the New England tradition of waterfront buildings. At the same time, as a contemporary building it will be made energy efficient with good insulation, large high quality windows to take advantage of natural daylight, LED lighting, durable and low maintenance flooring, and low VOC paints. We also plan to incorporate photovoltaic panels in the structure's standing seam metal roof so that the building provides its own power.

The City will secure permits, funding, and fully develop the drawings, specifications, and bid package for public bidding under M.G.L. Chapter 149. The City will competitively bid the project out, award the project to the lowest responsible bidder, and initiate construction of the facility after the end of the next boating season in the fall of 2015. The construction project will be managed by the City's Senior Project Manager as well as the project's architects and engineers, and the facility will be operated and maintained by the Harbormaster and his staff once it is complete.

Additionally, in order to provide even more access to the many desirable resources and amenities found in Newburyport and at the proposed Boater Facility, the City is rededicating 6 existing resident moorings to become BIG eligible transient moorings. Additional dinghy dock space will be specifically allocated to these moorings.

**E. Description of Activity:**

The project involves removal of the existing shack, re-location of a small brick plaza with a monument and benches, and construction of the new facility on the City's paved Fish Pier. The City will apply for permits from the local Conservation Commission as well as the state Massachusetts Department of Environmental Protection's Chapter 91 program. As part of the permitting process, the applications will be circulated to the Natural Heritage and Endangered Species Program for review. The project will not involve any work in the river, as the facility will be set back on the upland on the Fish Pier, and there is no natural shoreline habitat in the area to potentially impact. Built out into the river in the 1980's, the Fish Pier consists of paved parking, paved working area, and a paved plaza. In addition, the project will have no impact on historic or archaeological resources. The site of the facility is on recently filled tidelands and therefore has no historic or archaeological use. The site is adjacent to, but not within, the Newburyport National Register District. We have carefully coordinated the siting of the facility with stakeholders associated with the 1835 Custom House, an historic building located on a diagonal 250 feet away, and the facility will have no adverse impact on views from the Custom House. The facility will be handicapped accessible in compliance with the Americans with Disability Act (ADA).

**F. Location of Project:**

As noted above, the location of the facility will be on the Merrimack River at the eastern end of Newburyport’s central waterfront on the municipal fish pier. Newburyport is located within Essex County on the North Shore of Boston in eastern Massachusetts. The GPS coordinates of the site are:

N 42° 48’ 45.5”

W 70° 52’ 03.9”

**G. Other Federal Grants:**

Currently, there is no other related work that is anticipated, planned, or underway and funded by other federal grants. The City’s work to install new floats, shorepower and water, rebuilding and extending the boardwalk, repairing the bulkheads and pilings, and installing new pathways has been funded by state grants, the private sector, and municipal resources.

\* \* \*

**Budget Justification:**

The SF424 Budget Object Class Category for this project is “Construction.” The Commonwealth of Massachusetts and the City of Newburyport are seeking a B.I.G. grant of \$448,059 with a 36% non-federal match of \$289,832, based upon pro-rated eligible costs of \$737,892. The overall cost of the 2508 SF facility is estimated to be \$1,375,053, and 1469 SF is considered B.I.G. eligible at a subtotal cost of \$916,970. Portions of this eligible area have been pro-rated based upon a ratio of 70:30, as discussed further below. Additional staging, moorings, and dinghy dock space provided by the City and local partners in the amount of \$37,800 bring the Transient Project total to \$954,770.

**Pro-rating:** The Harbormaster and staff collect usage fees from visiting boaters and track payments from visiting boaters based upon the length of their vessels and the duration of the transient boaters’ stay at the docks. Newburyport’s Harbormaster also serves members of the general public seeking information due to his location on the waterfront. Newburyport Harbormaster Paul Hogg indicates that these numbers show the ratio of transient boaters to others is 70:30. As the Visiting Boater Facility’s customer service area and raised deck will be shared with members of the general public, these areas have been pro-rated at 70% in the application. The utilities and pre-award engineering costs have been similarly pro-rated on the same basis. However, the 392 square foot area for showers, toilets, and laundry facilities will be used exclusively for visiting boaters and is therefore 100% eligible.

The Tables below provide more detailed financial and quantitative information about the overall cost of the facility as well as the grant request and match.

Table 1 summarizes the overall cost estimate itemized by building trade. The itemized costs are based upon professional cost estimates developed from architectural drawings (see attached) and grounded on public prevailing wage requirements. The overall cost of the 2508 SF facility is \$1,375,053 at an average cost per square foot of \$495/SF.

Table 2 summarizes the square footage of the facility's B.I.G. eligible components, the construction costs, the pro-rating and pro-rated eligible costs, the non-federal match, and the grant request.

TABLE 1:  
Newburyport Visiting Boater Facility Full Cost Estimate

<i>Item/Building System</i>	<i>Amount</i>
Design & Permitting (pre-award costs)	\$ 134,200
Site work	\$ 183,018
Utilities	\$ 55,615
Foundations	\$ 144,145
Superstructure	\$ 162,305
Exterior Closure	\$ 169,115
Roofing	\$ 72,640
Interior Construction	\$ 116,905
Interior Finishes	\$ 90,800
Plumbing	\$ 55,615
HVAC	\$ 111,230
Fire Protection	\$ 18,160
Electrical	\$ 36,320
Equipment	\$ 12,485
Furnishings	\$ 12,500
Staging on Redevelopment Authority property (in-kind: \$10,000)	
Staging on Waterfront Trust property (in-kind: \$10,000)	
<b>TOTAL:</b>	<b>\$ 1,375,053</b>
2508 Square Foot (SF) Total Floor Area (SF not include crawl space, attic, ramp, stairs; SF includes breezeway/deck/porch; calculation does not include design costs)	<b>\$548.27</b> Cost / SF <b>\$495/SF</b>
B.I.G. Eligible Floor Area: 1469 SF	<b>X \$548.27 = \$805,408.63</b> Total Cost / SF

59% Proration Estimate based on SF

TABLE 2:

Newburyport Visiting Transient Boater Project: Pro-Rated Costs, Grant Request, and Match

	Square Footage*	Total Cost	Pro-Rated Percent Eligible	Pro-Rated Eligible Costs	Non-Federal Match (36%)	B.I.G Request (64%)
<b>Function/Space*</b>						
Showers, Toilets, Laundry for Visiting Boaters	392	\$194,040	100%	\$194,040	\$69,854	\$124,186
Customer Service/Reception	382	\$189,090	70%	\$132,363	\$47,651	\$84,712
Breezeway/Deck/Porch	695	\$344,025	70%	\$240,818	\$86,694	\$154,124
Utilities (sewer, water, gas, electricity)		\$55,615	70%	\$38,931	\$14,015	\$24,916
Design, engineering, permitting (pre-award costs)		\$134,200	70%	\$93,940	\$33,818	\$60,122
Staging on WFT and NRA property (in-kind match)		\$20,000	100%	\$20,000	\$20,000	
6 additional dedicated transient moorings	\$1,300 ea	\$7,800	100%	\$7,800	\$7,800	
Additional dedicated dinghy dock sp.	6 slots	\$10,000	100%	\$10,000	\$10,000	
<b>TOTALS:</b>		<b>1469 \$954,770</b>		<b>\$737,892</b>	<b>\$232,033</b>	<b>\$448,059</b>
* See attached Floor Plan with spaces identified, square footage, and pro-rating. Average cost per square foot is \$495/SF.		<b>\$548.27 SF</b>		<b>(Further reduced eligible cost to \$737,892 total Facility cost of \$1,375,053 X .54%)</b>		

This is actually a 61% Request (39 / 61 split)

In other words: the total cost for 2,508 SF of the building is \$1,375,053 which = \$548.27 per SF, 1,469 BIG Eligible SF X \$548.27 = 805,408 which is 59% of the total cost and of the total Square Footage. However, they had data that indicated a 70:30 split between transient recreationals and others therefore, decided to be more conservative and used 70% in some items of cost instead of the SF calculation, which resulted in a prorated eligible cost of \$737,892 which is about 54% of the total of \$1,375,053. (The Total Cost column total of \$940,770 didn't include some of the costs from the previous table and made it more confusing.)

## Response to Ranking Criteria:

- 1) **Provide for public/private and public/public partnership efforts to develop, renovate, and maintain BIG facilities.** (5-15 points)

**Response:** Partners for this project include the City of Newburyport as the subgrantee, the non-profit quasi-public Newburyport Waterfront Trust, and the quasi-public Newburyport Redevelopment Authority.

- The City of Newburyport is providing a 36% financial match for the B.I.G. eligible costs. See the attached letter from Mayor Donna Holaday. Additionally, the City is dedicating 6 additional moorings and associated dinghy dock space to accommodate 6 additional transient boaters.
- The Newburyport Waterfront Trust (WFT) is offering a construction staging area at a monetary equivalent of \$10,000. The site of the facility on the working Fish Pier site is very tight for a construction project, given the regular use of a hoist by commercial fishermen, an area for their equipment, and the commercial fishermen's parking and vehicular travel lane. As there is little room on the Fish Pier to stage the construction project, and adjacent waterfront land is valuable and programmed for other uses, the WFT has agreed to help facilitate the construction of the B.I.G. facilities by providing a staging area on adjacent land. The WFT is also allowing the project's sewer line to be installed on their property. Please see the attached letter.
- The Newburyport Redevelopment Authority (NRA) is offering a construction staging area at a monetary equivalent of \$10,000. The site of the facility on the working Fish Pier site is very tight for a construction project, given the regular use of a hoist by commercial fishermen, an area for their equipment, and the commercial fishermen's parking and vehicular travel lane. As there is little room on the Fish Pier to stage the construction project, and adjacent waterfront land is valuable and programmed for other uses, the NRA has agreed to help facilitate the construction of the B.I.G. facilities by providing a staging area on adjacent land. The NRA is also allowing an existing fishermen's monument to be moved off of the Fish Pier to their property in order to make room for construction of the new facility. Please see the attached letter.

**15 points**

- 2) **Use innovative techniques to increase the availability of BIG facilities for transient nontrailerable recreational vessels (includes education/information).** (0-15 points)

**Response:** This facility will be innovative and a model for the region.

- Construction and operation of this facility will have a focus on green construction and environmental sustainability. The building will be energy efficient with good insulation, large high quality windows to take advantage of natural daylight, LED

lighting, durable and low maintenance flooring, and low VOC paints. The City also plans to incorporate state-of-the-art photovoltaic roof panels built into the structure's standing seam metal roof so that the building provides its own power. We are not aware of any other municipal visiting boater facilities with this innovative feature.

- The Visiting Boater Facility will be designed and built as a model resilient facility that can withstand and adapt to the impacts of coastal hazards, sea level rise, and climate change. The entire structure will be raised four feet above the grade of the Fish Pier and provide storm vents to safely accommodate storm surges. NOAA cites research that every dollar invested in the mitigation of storm-surge effects on coastal communities, such as the resilient features of this facility, saves the taxpayer four dollars in losses from natural hazards.
- The facility will be innovative for the region, as there is only one other such full-service stand-alone municipal visiting boater facility on the North Shore of Massachusetts in Marblehead 37 nautical miles away. Most coastal communities have no visiting boater facility, tuck such services into a much larger facility, or provide a very small and limited facility. The Newburyport facility will be a model for other coastal communities.

**10 points**

**3) Include private, local, or State funds above the required non-Federal match. If so, identify the percentage of non-Federal match.**

- Twenty-six percent to thirty-five percent (5 points)*
- Thirty-six percent to forty-nine percent (10 points)*
- Fifty percent and above (15 points)*

**Response:** The City of Newburyport is providing a 36% non-federal match for the project. (Please see the attached budget narrative.)

**10 points**

**4) Be cost efficient. Projects are cost efficient when the BIG facility or access site features add a high value of economic return and/or public use compared with the proposed funding. (0-10 points total)**

**Response:** Construction of the new Visiting Boater Facility with showers and restrooms and new services for transient boaters will be highly cost efficient as it will add new services and enhance the broader central waterfront's infrastructure and services in which the City has invested over \$4,950,000 dollars in the past decade, including:

- Providing new floats for visiting boaters (850 LF or approximately 32 berths);
- Extending water lines and power lines to the waterfront and installing shorepower and water services from pedestals on the floats for visiting boaters;
- Repairing and replacing bulkheads and pilings;
- Reconstructing and extending the boardwalk at the central waterfront and installing new lighting;
- Building connecting pathways from the waterfront to the adjacent downtown.

The existing floats are underutilized because a number of boaters tell the Harbormaster they will avoid visiting Newburyport due to the lack of showers and restrooms on the waterfront. This project will help bring in new transient boaters and capitalize on those larger investments. The facility will serve at least 2,500-4,000 visiting boaters per year for at least 30 years (75,000-120,000 visiting boaters), and so the \$448,059 B.I.G. grant investment will only be \$4-\$6 per boater and thus highly efficient.

Additionally, by providing 6 transient moorings, the federal cost share of the project is \$74,677/transient mooring (2 points).

**7 points**

- 5) Create or reestablish a significant link to prominent destination way points such as those near metropolitan population centers, cultural or natural areas, or that provide safe harbors. (0 or 10 points)**

**Response:** Newburyport's integrated facilities at the community's central waterfront provide 850 LF of floats for visiting boaters to tie-up. However, these floats are underutilized as evidenced by the number of boaters regularly indicating to the Harbormaster that they choose to avoid visiting Newburyport due to the lack of showers and restrooms at the waterfront. The Visiting Boater Facility project will directly draw such boaters to Newburyport central waterfront's floats, and thus create a link to prominent destination way points. The project will facilitate, enhance, and provide a significant link for visiting boaters to the regional destination of Newburyport, MA including a safe harbor approximately three miles from the mouth of the Merrimack River where it meets the Atlantic Ocean. The facility will also be located less than 1.5 miles (via the Clipper City Rail Trail & Harborwalk) to the MBTA Commuter Rail Station with direct train connections to Boston and a number of other north shore communities. The facility will also be located less than two miles from the Plum Island Airport. The facility will be 51 nautical miles from Boston, 46 miles from Stellwagen Bank, 67 nautical miles from Portland, ME, and 72 nautical miles from the Cape Cod Canal.

**10 points**

- 6) Create or reestablish access to recreational, historic, cultural, natural, or scenic opportunities of national, regional, or local significance. Projects that provide access to opportunities of national, regional, or local significance receive 5 points for each, for a maximum of 15 points.**

**Response:** Newburyport's integrated facilities at the community's central waterfront provide 850 LF of floats for visiting boaters to tie-up. However, these floats are underutilized as evidenced by the number of boaters regularly indicating to the Harbormaster that they choose to avoid visiting Newburyport due to the lack of showers and restrooms at the waterfront. Construction of the Visiting Boater Facility project will directly draw such boaters to Newburyport central waterfront's floats, and thus create a direct link for visiting boaters to access a wide variety of recreational, historic, cultural, natural, and scenic opportunities including local, state, and federal facilities.

- Nationally significant opportunities: Examples include the headquarters and visitor center of the U.S. Fish & Wildlife Service's Parker River National Wildlife Refuge, a nationally renowned site for birders. In addition, the facility will be adjacent to a large National Historic Register District with over 2,900 contributing structures. Other nationally significant opportunities include the federally-designated Essex National Heritage Area Scenic Byway, which is about 100 yards from the facility.
- Regionally significant opportunities: the facility will be inside the state-designated Newburyport Cultural District, which is the 19<sup>th</sup> designated by the Commonwealth. The facility will also be located near a number of buildings individually listed on the State Register of Historic Places, such as the historic Custom House located less than 100 yards away.
- Locally significant opportunities: There are also numerous locally significant opportunities, including the Firehouse Center for the Arts about 300 yards away and Newburyport's vibrant downtown. The City and state are also extending the Clipper City Rail Trail & Harborwalk next to the new facility.

**15 points**

**7) Create or reestablish positive economic impacts to a community. (1-5 points)**

**Response:** The Newburyport Visiting Boater Facility will have a significant positive economic impact on the community. Public infrastructure investments on the waterfront and the downtown serve as a catalyst for the economy, and the City is becoming more and more of a destination for boaters as we upgrade services. While our floats are well used on summer weekends, there is additional capacity in the transient boater floats during weekdays and shoulder seasons. Providing a high quality visiting boater center with showers, toilets, laundry, information, staff, and gathering space is anticipated to increase the number of boaters visiting the City by approximately 1,500. Tourists arriving by boat have been observed to spend on average over \$200 at Newburyport's restaurants, shopping at the downtown's stores, other entertainment, and purchasing supplies for their continuing journeys. These numbers are consistent with data from other sources. According to the Massachusetts Ocean Partnership's 2010 Massachusetts Recreational Boater Survey (conducted during the recession), each boater spends on average about \$100/year, and the average number of people per boat is between 2 to 3 (and up to 12) on each trip. A 2013 RWU Partnership Center feasibility study for Bristol, RI found each visiting boater to spend on average \$70/day in the town. In addition, approximately \$300,000 of new spending based on 1,500 additional boaters has an indirect multiplier effect in a tourism-based economy. The MA Ocean Partnership used an IMPLAN quantitative modeling system to calculate indirect effects with a multiplier of about 0.5, which would suggest creation of another \$150,000 in community income through associated new jobs, markets, and businesses. The Massachusetts Marine Trades Association in its 2001 Massachusetts Boating Economic Impact Study calculated even high rates of spending by boaters, as well as referenced multipliers of 2 to 3, or even 10-14 in Massachusetts. Applying even the lower end of this range of multipliers suggests over \$1 million in benefit per year. In addition, the

project will create a positive economic impact due to the direct construction of the facility through the creation of approximately 6 full-time equivalent temporary jobs.

**5 points**

- 8) **Include multi-State efforts that result in coordinating location of tie-up and other facilities.** To receive points for this criterion, an application must include formal documentation of multi-State efforts (e.g., signed memorandum of agreement, signed letter, etc.) (5 points)

**Response:** The Commonwealth of Massachusetts has coordinated with the Northeast Atlantic states to share information on transient tie-ups along the corridor. The Mariners Port facility will be included in all outreach materials, published or electronic, produced and distributed under the plan to states throughout the eastern Atlantic coast. (See the attached signed Cooperative Regional Agreement and associated Plan.)

**5 points**

**TOTAL POINTS: 77**

\* \* \*

## Attachment A: Photographs



Site on Fish Pier at eastern end of Newburyport central waterfront (off-season image)





Floats at embayment of Newburyport's central waterfront







Returning to Previous View



Backspace will take you to previous views.  
Use control-backspace to redo.



New Mooring Locations

Current Office Location

Additional Dingy Location

© 2014 Google

Google earth

1992

Imagery Date: 4/7/2013 42°48'47.29" N 70°52'05.92" W elev 0 ft eye alt 1082 ft

## Attachment D: Match Commitment and Partner Letters



City Hall, City of Newburyport  
P.O. Box 550  
Newburyport Massachusetts 01950  
newburyportwaterfronttrust.org

**Trustees**  
Joe Brown  
Douglas Locy  
Scott Sutherland  
Steve Hines

Boating and Infrastructure Grant (B.I.G.) Program  
ATTN: Stephanie Cunningham  
Massachusetts Division of Marine Fisheries  
30 Emerson Avenue  
Gloucester, MA 01930

September 16, 2014

Re.: Newburyport Visiting Boater Facility, B.I.G. FY2015 grant application

Dear Ms. Cunningham,

As the Chair of the Newburyport Waterfront Trust ("TRUST"), I am writing in support of the City of Newburyport's Visiting Boater Facility project and B.I.G. grant application. We had reviewed the project concept during a regular meeting of the TRUST and on March 5, 2014 and expressed our general support including a vote to allow a sewer line to be constructed on TRUST property connecting the new facility to the sewer main in Water Street.

The TRUST at its meeting on September 16, 2014 again reviewed and approved its support of this Visiting Boater project believing that this facility will greatly enhance the waterfront. The TRUST also voted to approve its partner support of the B.I.G grant application upon the understating that the TRUST holds and controls the bulkhead and that its support does not infringe upon TRUST rights to lease docks, piers, wharves and other maritime facilities under its founding Declaration of Public Trust.

The TRUST agrees that approximately 1000 square feet of TRUST property will be used as staging for the construction project at a monetary equivalent of \$10,000. This agreement is subject to TRUST authorization of when and where the project staging will be placed on Trust property.

Thank you for your consideration,

A handwritten signature in blue ink, appearing to read "Douglas A. Locy".

Douglas A. Locy, Chair

Cc: Andrew Port, Director of Planning & Development  
Brad Duffin, Chair, Harbor Commission  
Doug Bolick  
Waterfront Trustees



CITY OF NEWBURYPORT  
OFFICE OF PLANNING AND DEVELOPMENT

60 PLEASANT STREET • P.O. BOX 550  
NEWBURYPORT, MA 01950  
(978) 465-4400 • (978) 465-4452 (FAX)

DONNA D. HOLADAY  
MAYOR

September 18, 2014

Boating and Infrastructure Grant (B.I.G.) Program  
ATTN: Stephanie Cunningham  
Massachusetts Division of Marine Fisheries  
30 Emerson Avenue  
Gloucester, MA 01930

Re.: Newburyport Visiting Boater Facility  
B.I.G. FY2015 Match Commitment

Dear Ms. Cunningham:

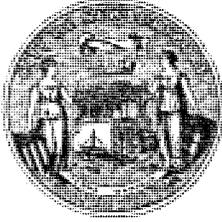
The City of Newburyport is pleased to submit this B.I.G. application for your consideration. We respectfully request funding of \$448,059 toward a total eligible project cost of \$700,092 to support construction of a Newburyport Visiting Boater Facility. Funding for this project is needed to address a significant lack of services for transient recreational boaters with vessels 26 feet or longer. As the Mayor of Newburyport, MA, I am writing to commit a non-federal match of \$252,033 to the Visiting Boater Facility project, which represents 36% of the project's eligible costs.

Our proposed plan includes removing a very small "shack" facility and replacing it with a larger full-service facility. I am writing to express the City's full support for this project which has been under discussion for many years. New services for visiting boaters will further enhance Newburyport's status as an attractive destination, improving the visits of thousands of transient recreational owners and improving the community's economy, overall character, and quality of life.

Thank you for your consideration.

Sincerely,

  
Donna D. Holaday  
Mayor



**Newburyport Redevelopment Authority**  
60 Pleasant Street • P.O. Box 550  
Newburyport, MA 01950  
(978) 465-4400 • (978) 465-4452 (fax)

September 19, 2014

Boating and Infrastructure Grant (B.I.G.) Program  
ATTN: Stephanie Cunningham  
Massachusetts Division of Marine Fisheries  
30 Emerson Avenue  
Gloucester, MA 01930

Re.: Newburyport Visiting Boater Facility  
B.I.G. FY2015 Grant Application

Dear Ms. Cunningham:

As Owner of both the waterfront property directly abutting the City of Newburyport's Fish Pier and anticipated Visiting Boater facility and the submerged tidelands adjacent to the Project, the Newburyport Redevelopment Authority (NRA) is providing this Letter of Support for the B.I.G. Grant Application to help finance the City of Newburyport's Visiting Boater Facility Project (the Project).

The NRA has a long history of collaborating with the City of Newburyport to improve public facilities at our community's waterfront. The NRA provided financial and staging area support for the recent Central Waterfront Bulkhead and Piles Project. The NRA is directly supporting this current Project in two tangible ways. First the NRA is allowing an existing fisherman's monument that is now located on the Fish Pier site to be relocated onto NRA property in order to accommodate the new Visiting Boater Facility on the Fish Pier. Second, given the limited space at the working Fish Pier site, the NRA will allow some construction materials and equipment to be staged on its property during a portion of the grant period. **The monetary equivalent of providing such staging area is \$10,000.**

Certainly, if you have any questions regarding this Letter of Support, please feel free to contact me.

Sincerely,

A handwritten signature in black ink, appearing to read 'Thomas Salemi'.

Thomas Salemi, Chairman of the  
Newburyport Redevelopment Authority



**Rhode Island  
Department of Environmental Management**

**Division of Fish and Wildlife**  
Great Swamp Field Headquarters  
277 Great Neck Road  
West Kingston, RI 02892

401 789-0281  
Fax 401 783-7490  
TDD 401 222-4462

September 19, 2014

Ms. Stephanie Cunningham  
Massachusetts Boating Infrastructure Grant Program  
Massachusetts Division of Marine Fisheries  
30 Emerson Ave.  
Gloucester, MA 01930

Dear Ms. Cunningham,

As the Rhode Island Boating Infrastructure Grant Coordinator, I was very pleased to read your Program's plan for a Multi-State Collaborative in southern New England. I fully support this endeavor and hope you will count on the RI BIG Program's participation in providing not only waypoint information but in creating a network of cooperating facilities for transient boaters traversing our states' waters.

The Massachusetts coast north of Boston is ideally situated to act as an information hub and a critical stop-over for the New England coastal area that encompasses New Hampshire, Massachusetts, Rhode Island, and Connecticut. The proposed transient boater facilities will provide a tremendous opportunity for my state program to provide information to transient boaters before they reach Rhode Island waters. And, what a great advantage for boaters to be able to educate themselves not only on state, regional, and local attractions and regulations, but to also learn the location of the next safe harbor or fueling and pumpout facility.

I am anxious to begin working with Massachusetts to help bring the Multi-State Collaborative into fruition and to expand the Collaborative to other states along the Atlantic coast.

Sincerely,

Veronica J. Masson  
Rhode Island Boating Infrastructure Grants Coordinator

# MEMORANDUM OF UNDERSTANDING

BETWEEN

The States of Rhode Island and Massachusetts.

WHEREAS, the above referenced states and local units of government support a vast array of recreational boating facilities on their respective waterways and coastal areas and,

WHEREAS, as a result of the Boating Infrastructure Grant (BIG) Program, there is an opportunity to promote public waterways with transient docking, and services available for vessels greater than or equal to 26', and

WHEREAS, communication amongst states and local coastal communities can help to facilitate developing a process for BIG Program implementation as states struggle to carry out a secondary vision of the Program, to promote public/private partnerships and entrepreneurial opportunities; goals of which are innovative for state agencies, and

WHEREAS, preliminary discussions to promote administration of the Program within individual states through vectors such as the States Organization for Boating Access (SOBA) meetings, etc., have proven fruitful and

WHEREAS, a more formal commitment amongst states and local units of government should serve to advance Program administration and to enable the transient boater to enjoy each of the state's and town's transient boating facilities, waterways, living resources, and history,

NOW, THEREFORE, we, the undersigned executives representing state and town entities agree to the following:

- Work cooperatively to provide continuity of public access to the shore by increasing and promoting transient slips, and related services for vessels greater than or equal to 26'.
- Advertise the BIG Program to ensure an inclusive, open and comprehensive contractor participation process.
- Collaborate on the development and use of innovative measures to encourage environmentally friendly marine construction activities, cooperative outreach implementation mechanisms, and expanded interstate agreements between federal, state, local governments and others.
- Exchange information that assists in the betterment of the overall BIG administrative process and project development.

**B**y this Agreement, we the undersigned coordinators for the BIG Program and those responsible for maritime activities on the local level for our respective states and towns, will work toward our goals in a spirit open to others, welcome new ideas, pursue fairness and equity, seek the most cost effective solutions, foster collaborative approaches, and commit to the common vision of the BIG Program. We agree to report annually to those states and local governments and the U.S. Fish & Wildlife Service on the progress toward achieving the goals of this agreement.

FOR THE STATE OF RHODE ISLAND

Michael L. Lapsky  
Signature

CHIEF  
Title

9/25/2007  
Date

Name (Print) MICHAEL L. LAPISKY

FOR THE STATE OF MASSACHUSETTS

Paul Diadeti  
Signature

Director  
Title

10/19/07  
Date

Name (Print) Paul Diadeti

## ASSURANCES - CONSTRUCTION PROGRAMS

OMB Number: 4040-0009  
Expiration Date: 06/30/2014

Public reporting burden for this collection of information is estimated to average 15 minutes per response, including time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding the burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to the Office of Management and Budget, Paperwork Reduction Project (0348-0042), Washington, DC 20503.

**PLEASE DO NOT RETURN YOUR COMPLETED FORM TO THE OFFICE OF MANAGEMENT AND BUDGET. SEND IT TO THE ADDRESS PROVIDED BY THE SPONSORING AGENCY.**

**NOTE:** Certain of these assurances may not be applicable to your project or program. If you have questions, please contact the Awarding Agency. Further, certain Federal assistance awarding agencies may require applicants to certify to additional assurances. If such is the case, you will be notified.

As the duly authorized representative of the applicant, I certify that the applicant:

1. Has the legal authority to apply for Federal assistance, and the institutional, managerial and financial capability (including funds sufficient to pay the non-Federal share of project costs) to ensure proper planning, management and completion of project described in this application.
2. Will give the awarding agency, the Comptroller General of the United States and, if appropriate, the State, the right to examine all records, books, papers, or documents related to the assistance; and will establish a proper accounting system in accordance with generally accepted accounting standards or agency directives.
3. Will not dispose of, modify the use of, or change the terms of the real property title or other interest in the site and facilities without permission and instructions from the awarding agency. Will record the Federal awarding agency directives and will include a covenant in the title of real property acquired in whole or in part with Federal assistance funds to assure non-discrimination during the useful life of the project.
4. Will comply with the requirements of the assistance awarding agency with regard to the drafting, review and approval of construction plans and specifications.
5. Will provide and maintain competent and adequate engineering supervision at the construction site to ensure that the complete work conforms with the approved plans and specifications and will furnish progressive reports and such other information as may be required by the assistance awarding agency or State.
6. Will initiate and complete the work within the applicable time frame after receipt of approval of the awarding agency.
7. Will establish safeguards to prohibit employees from using their positions for a purpose that constitutes or presents the appearance of personal or organizational conflict of interest, or personal gain.
8. Will comply with the Intergovernmental Personnel Act of 1970 (42 U.S.C. §§4728-4763) relating to prescribed standards of merit systems for programs funded under one of the 19 statutes or regulations specified in Appendix A of OPM's Standards for a Merit System of Personnel Administration (5 C.F.R. 900, Subpart F).
9. Will comply with the Lead-Based Paint Poisoning Prevention Act (42 U.S.C. §§4801 et seq.) which prohibits the use of lead-based paint in construction or rehabilitation of residence structures.
10. Will comply with all Federal statutes relating to non-discrimination. These include but are not limited to: (a) Title VI of the Civil Rights Act of 1964 (P.L. 88-352) which prohibits discrimination on the basis of race, color or national origin; (b) Title IX of the Education Amendments of 1972, as amended (20 U.S.C. §§1681 1683, and 1685-1686), which prohibits discrimination on the basis of sex; (c) Section 504 of the Rehabilitation Act of 1973, as amended (29 U.S.C. §794), which prohibits discrimination on the basis of handicaps; (d) the Age Discrimination Act of 1975, as amended (42 U.S.C. §§6101-6107), which prohibits discrimination on the basis of age; (e) the Drug Abuse Office and Treatment Act of 1972 (P.L. 92-255), as amended relating to nondiscrimination on the basis of drug abuse; (f) the Comprehensive Alcohol Abuse and Alcoholism Prevention, Treatment and Rehabilitation Act of 1970 (P.L. 91-616), as amended, relating to nondiscrimination on the basis of alcohol abuse or alcoholism; (g) §§523 and 527 of the Public Health Service Act of 1912 (42 U.S.C. §§290 dd-3 and 290 ee 3), as amended, relating to confidentiality of alcohol and drug abuse patient records; (h) Title VIII of the Civil Rights Act of 1968 (42 U.S.C. §§3601 et seq.), as amended, relating to nondiscrimination in the sale, rental or financing of housing; (i) any other nondiscrimination provisions in the specific statute(s) under which application for Federal assistance is being made; and (j) the requirements of any other nondiscrimination statute(s) which may apply to the application.

11. Will comply, or has already complied, with the requirements of Titles II and III of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 (P.L. 91-646) which provide for fair and equitable treatment of persons displaced or whose property is acquired as a result of Federal and federally-assisted programs. These requirements apply to all interests in real property acquired for project purposes regardless of Federal participation in purchases.
12. Will comply with the provisions of the Hatch Act (5 U.S.C. §§1501-1508 and 7324-7328) which limit the political activities of employees whose principal employment activities are funded in whole or in part with Federal funds.
13. Will comply, as applicable, with the provisions of the Davis-Bacon Act (40 U.S.C. §§276a to 276a-7), the Copeland Act (40 U.S.C. §276c and 18 U.S.C. §874), and the Contract Work Hours and Safety Standards Act (40 U.S.C. §§327-333) regarding labor standards for federally-assisted construction subagreements.
14. Will comply with flood insurance purchase requirements of Section 102(a) of the Flood Disaster Protection Act of 1973 (P.L. 93-234) which requires recipients in a special flood hazard area to participate in the program and to purchase flood insurance if the total cost of insurable construction and acquisition is \$10,000 or more.
15. Will comply with environmental standards which may be prescribed pursuant to the following: (a) institution of environmental quality control measures under the National Environmental Policy Act of 1969 (P.L. 91-190) and Executive Order (EO) 11514; (b) notification of violating facilities pursuant to EO 11738; (c) protection of wetlands pursuant to EO 11990; (d) evaluation of flood hazards in floodplains in accordance with EO 11988; (e) assurance of project consistency with the approved State management program developed under the Coastal Zone Management Act of 1972 (16 U.S.C. §§1451 et seq.); (f) conformity of Federal actions to State (Clean Air) implementation Plans under Section 176(c) of the Clean Air Act of 1955, as amended (42 U.S.C. §§7401 et seq.); (g) protection of underground sources of drinking water under the Safe Drinking Water Act of 1974, as amended (P.L. 93-523); and, (h) protection of endangered species under the Endangered Species Act of 1973, as amended (P.L. 93-205).
16. Will comply with the Wild and Scenic Rivers Act of 1968 (16 U.S.C. §§1271 et seq.) related to protecting components or potential components of the national wild and scenic rivers system.
17. Will assist the awarding agency in assuring compliance with Section 106 of the National Historic Preservation Act of 1966, as amended (16 U.S.C. §470), EO 11593 (identification and protection of historic properties), and the Archaeological and Historic Preservation Act of 1974 (16 U.S.C. §§469a-1 et seq).
18. Will cause to be performed the required financial and compliance audits in accordance with the Single Audit Act Amendments of 1996 and OMB Circular No. A-133, "Audits of States, Local Governments, and Non-Profit Organizations."
19. Will comply with all applicable requirements of all other Federal laws, executive orders, regulations, and policies governing this program.
20. Will comply with the requirements of Section 106(g) of the Trafficking Victims Protection Act (TVPA) of 2000, as amended (22 U.S.C. 7104) which prohibits grant award recipients or a sub-recipient from (1) Engaging in severe forms of trafficking in persons during the period of time that the award is in effect (2) Procuring a commercial sex act during the period of time that the award is in effect or (3) Using forced labor in the performance of the award or subawards under the award.

<b>SIGNATURE OF AUTHORIZED CERTIFYING OFFICIAL</b> Kevin Creighton	<b>TITLE</b> Chief Fiscal Officer
<b>APPLICANT ORGANIZATION</b> Commonwealth of Massachusetts	<b>DATE SUBMITTED</b> 09/19/2014

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## ASSURANCES - NON-CONSTRUCTION PROGRAMS

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**PLEASE DO NOT RETURN YOUR COMPLETED FORM TO THE OFFICE OF MANAGEMENT AND BUDGET. SEND IT TO THE ADDRESS PROVIDED BY THE SPONSORING AGENCY.**

**NOTE:** Certain of these assurances may not be applicable to your project or program. If you have questions, please contact the awarding agency. Further, certain Federal awarding agencies may require applicants to certify to additional assurances. If such is the case, you will be notified.

As the duly authorized representative of the applicant, I certify that the applicant:

1. Has the legal authority to apply for Federal assistance and the institutional, managerial and financial capability (including funds sufficient to pay the non-Federal share of project cost) to ensure proper planning, management and completion of the project described in this application.
2. Will give the awarding agency, the Comptroller General of the United States and, if appropriate, the State, through any authorized representative, access to and the right to examine all records, books, papers, or documents related to the award; and will establish a proper accounting system in accordance with generally accepted accounting standards or agency directives.
3. Will establish safeguards to prohibit employees from using their positions for a purpose that constitutes or presents the appearance of personal or organizational conflict of interest, or personal gain.
4. Will initiate and complete the work within the applicable time frame after receipt of approval of the awarding agency.
5. Will comply with the Intergovernmental Personnel Act of 1970 (42 U.S.C. §§4728-4763) relating to prescribed standards for merit systems for programs funded under one of the 19 statutes or regulations specified in Appendix A of OPM's Standards for a Merit System of Personnel Administration (5 C.F.R. 900, Subpart F).
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8. Will comply, as applicable, with provisions of the Hatch Act (5 U.S.C. §§1501-1508 and 7324-7328) which limit the political activities of employees whose principal employment activities are funded in whole or in part with Federal funds.

9. Will comply, as applicable, with the provisions of the Davis-Bacon Act (40 U.S.C. §§276a to 276a-7), the Copeland Act (40 U.S.C. §276c and 18 U.S.C. §874), and the Contract Work Hours and Safety Standards Act (40 U.S.C. §§327-333), regarding labor standards for federally-assisted construction subagreements.
10. Will comply, if applicable, with flood insurance purchase requirements of Section 102(a) of the Flood Disaster Protection Act of 1973 (P.L. 93-234) which requires recipients in a special flood hazard area to participate in the program and to purchase flood insurance if the total cost of insurable construction and acquisition is \$10,000 or more.
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12. Will comply with the Wild and Scenic Rivers Act of 1968 (16 U.S.C. §§1271 et seq.) related to protecting components or potential components of the national wild and scenic rivers system.
13. Will assist the awarding agency in assuring compliance with Section 106 of the National Historic Preservation Act of 1966, as amended (16 U.S.C. §470), EO 11593 (identification and protection of historic properties), and the Archaeological and Historic Preservation Act of 1974 (16 U.S.C. §§469a-1 et seq.).
14. Will comply with P.L. 93-348 regarding the protection of human subjects involved in research, development, and related activities supported by this award of assistance.
15. Will comply with the Laboratory Animal Welfare Act of 1966 (P.L. 89-544, as amended, 7 U.S.C. §§2131 et seq.) pertaining to the care, handling, and treatment of warm blooded animals held for research, teaching, or other activities supported by this award of assistance.
16. Will comply with the Lead-Based Paint Poisoning Prevention Act (42 U.S.C. §§4801 et seq.) which prohibits the use of lead-based paint in construction or rehabilitation of residence structures.
17. Will cause to be performed the required financial and compliance audits in accordance with the Single Audit Act Amendments of 1996 and OMB Circular No. A-133, "Audits of States, Local Governments, and Non-Profit Organizations."
18. Will comply with all applicable requirements of all other Federal laws, executive orders, regulations, and policies governing this program.
19. Will comply with the requirements of Section 106(g) of the Trafficking Victims Protection Act (TVPA) of 2000, as amended (22 U.S.C. 7104) which prohibits grant award recipients or a sub-recipient from (1) Engaging in severe forms of trafficking in persons during the period of time that the award is in effect (2) Procuring a commercial sex act during the period of time that the award is in effect or (3) Using forced labor in the performance of the award or subawards under the award.

<p>SIGNATURE OF AUTHORIZED CERTIFYING OFFICIAL</p> <p>Kevin Creighton</p>	<p>TITLE</p> <p>Chief Fiscal Officer</p>
<p>APPLICANT ORGANIZATION</p> <p>Commonwealth of Massachusetts</p>	<p>DATE SUBMITTED</p> <p>09/19/2014</p>

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