

ADECA RECREATION PROGRAMS

CDBG APPLICATION
WORKSHOP
MAY 5, 2010

RECREATION PROGRAMS

- LAND AND WATER CONSERVATION FUND
 - RECREATIONAL TRAILS PROGRAM

TEAM MEMBERS:

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LWCF PURPOSE

- The Land and Water Conservation Fund (LWCF) Program was created in 1965 “...to assist in preserving, developing and assuring accessibility to all citizens of the United States of America of present and future generations ...such quality and quantity of outdoor recreation resources as may be available and are necessary and desirable for individual active participation...”
- The LWCF Program provides matching grants to States, and through the States to local governments, for the acquisition and development of public outdoor recreation areas and facilities.

LWCF ELIGIBLE APPLICANTS

- State Agencies
- Cities and Towns
- Counties
- Federally Recognized Indian Tribes

INELIGIBLE TO APPLY TO LWCF, IF ...

- Educational institution
- Private organization
- Open recreation grant at the time of application deadline
- Unresolved audit findings on previous grants with the State
- Outstanding compliance issues on previously funded LWCF assisted park sites

PROJECT TYPES

- **Acquisition of land for public outdoor recreation use**
- **Development of existing land for public outdoor recreation use**
- **Combination acquisition and development**
 - **Single or Multiple Sites**

LWCF SPECIFICATIONS

- Matching Requirement: 50%
- Matching Sources:
 - Cash
 - In-kind Services
 - Donations (including land)

FY2010 APPLICATION STATS

- Grant Funds Available: \$600,000
 - 31 Applications Received
 - \$1.4 million in Total Requests
- We expect to make awards no later than July 2010

RECREATIONAL TRAILS PROGRAM

U.S. Department of Transportation
Federal Highway Administration (FHWA)

Administered by

Alabama Department of Economic and Community
Affairs – Recreation Programs

334-242-5483

PERMISSIBLE USES

- Development of Urban Trail Links
- Maintenance of Existing Trails
- Restoration of Areas Damaged by Use
- Improving Handicap Access
- Acquisition of Easements
- Fee Simple Acquisition
- Construction of New Trails
- Trail Sides & Trail Heads
 - Drainage
 - Crossings
 - Stabilization
 - Parking
 - Signage
 - Shelters
 - Utilities
 - Access Facilities
 - Support Facilities

USES NOT PERMITTED

- Condemnation of any property interest
- Upgrading, expanding, or otherwise facilitating motorized use or access to trails predominantly used by nonmotorized trail users.
- Construction of sidewalks
- Trail planning, or architectural/engineering activities only
- Acquisition or development of trail head facilities where a trail does not yet exist

ELIGIBLE APPLICANTS

- Non-Profit 501(c)3 Organizations
- Municipal and County Organizations
- State Agencies
- Federal Agencies

Private Organizations

- Youth Conservation or Service Corps
- Trail Clubs or Trail Associations
- Land Trusts
- Conservation Organizations
- Private Schools, Colleges or Universities
- Utilities
- Youth Clubs (Boy Scouts, Girl Scouts, Campfire, 4-H, etc.)

Municipal/County Organizations

- City, Town, Township, Village, Borough, Parish, or County Agencies
- Public Education Institutions (such as School Districts)
- Public Housing Agencies
- Regional Park or Forest Agencies
- Public Utilities (such as water and sewer districts or public electric utilities)

State and Federal Agencies

- State Park Agencies
- State Forest Agencies
- State Fish and Game or Wildlife Agencies
- Federal Park, Forest, & Fish & Wildlife Agencies
- State Public Housing Agencies
- State Public Education Institutions (state schools, colleges, universities)

INELIGIBLE IF...

- Open recreation grant (either RTP or LWCF) at the time of application deadline
- Unresolved LWCF and /or RTP non-compliance issue(s)
- Unresolved audit findings with any State Grant

TYPES of TRAIL PROJECTS

- **Acquisition/Development**
 - **Motorized**
 - **Non-Motorized**
 - **Diversified**
 - **Single Site**
 - **Multiple Site**
- **Environmental or Trail Safety Education**

ELIGIBLE ACTIVITIES

- Acquisition of Land for a Trail
- Trail Construction/Development
 - Trail/Trail Head Renovation
 - Trail Maintenance
 - Trail Building Equipment
 - Publications

RTP SPECIFICATIONS

- Matching Requirement: 20%
- Matching Sources:
 - Cash
 - In-kind Services
 - Donations (including land)

ELIGIBLE MATCHING FUNDS

- HUD Community Development Block (CDBG) Grants
- Federal-aid highway program funds, such as the Federal Lands Highway Program, National Scenic Byways Program, and Transportation Enhancement Activities (23 U.S.C. 101 et seq.).
- Federal funds made available to Indian tribes.
- Funds made available under the Federal Emergency Management Administration.
- Land and Water Conservation Fund
(applicant must request a waiver in writing to be able to be considered for both LWCF & RTP in same year)

**UP TO A TOTAL OF 95% FEDERAL FUNDS
CAN BE USED TOWARDS LOCAL MATCH**

ELIGIBLE MATCHING FUNDS

- General Funds
- GO and Revenue Bonds
- Project Sponsor Labor and Equipment
- Donated Labor and Equipment
- Donated Cash
- Donated Supplies
- Donated land for a right-of-way

FY2010 APPLICATION STATS

- Grant Funds Available: \$1,300,000
 - 39 Applications Received
 - \$3.3 million in Total Requests
- We expect to make awards no later than July 2010

NEXT APPLICATION CYCLE

- FY2011 FUNDING CYCLES FOR BOTH LWCF AND RTP HAVE NOT YET BEEN DETERMINED DUE TO UNCERTAINTY OF FUNDING
- WE DO NOT ANTICIPATE ANOTHER GRANT CYCLE UNTIL THIS FALL AT THE EARLIEST
- NEW APPLICATION PROCEDURES ARE BEING DESIGNED

COMPLIANCE

Section 6(f)(3) of the Land and Water
Conservation Fund Act of 1965

APPLIES TO ALL LWCF AND
RTP PROJECTS IN ALABAMA!

Retention and Use

- Property acquired or developed with LWCF and RTP assistance must be maintained for public outdoor recreation in perpetuity.
 - Amount of participation of the Fund is not considered. The post completion responsibilities are applicable to the entire area depicted or otherwise described on the 6(f)(3) boundary map submitted with the subgrantee application.

- This property has been acquired or developed with Federal financial assistance provided by the National Park Service of the U. S. Department of the Interior in accordance with the Land and Water Conservation Fund Act of 1965, as amended, 16 U.S.C. 4601-5 et sec. (1970 ed.). Pursuant to a requirement of that law, this property may not be converted to other than public outdoor recreation uses (whether by transfer, sale or in any other manner) without the express written approval of the Secretary of the Interior. By law, the Secretary shall approve such conversion only if he finds it to be in accord with the then existing comprehensive statewide outdoor recreation plan and only upon such conditions as he deems necessary to assure the substitution of other recreation properties of at least equal fair market value and or reasonably equivalent usefulness and location.

Conversions of Use

- What is a Conversion?
- A conversion occurs when property acquired and/or developed with LWCF or RTP assistance is no longer available for use for PUBLIC OUTDOOR RECREATION, either whole or in part.

Situations that trigger a conversion

- Conveyance of property interest for private and/or non-public outdoor recreation use (such as the sale of the property)
- Non-outdoor recreation uses (public or private) are made of the project area, or a portion thereof, including those occurring on pre-existing rights-of-way or easements (such as road widening, public utilities)

Situations that may trigger a conversion

- Unallowable indoor facilities are developed within the project area without State approval, such as unauthorized public facilities (senior centers, community centers, schools, fire or police stations, scout huts, storm shelters, warning sirens) and sheltering of an outdoor facility
- Public outdoor recreation use is terminated (park closed or abandoned)

INDOOR STRUCTURES

- BUILDINGS WITH FOUR WALLS AND A ROOF ARE CONSIDERED TO BE INDOOR ACTIVITY STRUCTURES ONLY, AND GENERALLY SPEAKING, ARE NOT ALLOWED WITHIN THE 6(f)(3) BOUNDARIES OF A LWCF/RTP ASSISTED AREA!

INDOOR STRUCTURES

STRUCTURES THAT ARE GENERALLY
ALLOWABLE:

- RESTROOMS, COMFORT STATIONS, BATH HOUSES
- MAINTENANCE AND UTILITY BUILDINGS (OF A REASONABLE SIZE)
- BATTING CAGES
- CONCESSION STANDS
- PRESS BOXES/ANNOUNCING BOOTHS
- DUGOUTS
- PAVILIONS AND SHELTERS (OPEN ON AT LEAST 3 SIDES)

STRUCTURES

STRUCTURES THAT ARE GENERALLY NOT ALLOWED:

- SPECIAL USE INDOOR ACTIVITY BUILDINGS, SUCH AS SENIOR CENTERS, BOY/GIRL SCOUT HUTS
- ENCLOSED SWIMMING POOLS
- GYMNASIUMS
- RECREATION AND/OR CIVIC CENTERS
- CELLULAR, RADIO, TV TOWERS

Underground Utility Easements

- TEMPORARY underground utility easements may be allowed as long as the easement is restored to its pre-existing condition within 12 months after the ground is disturbed.
- If restoration exceeds the 12 month period, OR the easement is PERMANENT, a conversion may be triggered.

ADECA must be consulted in either case.

Commercial Signage

- Commercial signs are only allowable when the advertising is attached to allowable structures such as benches, fencing, walls, and buildings and are not inconsistent with the park setting.
- Stand-alone commercial advertising such as a billboard that creates a footprint, or commercial signage permanently affixed to a natural feature, is a conversion.
- This includes “booster” or “sponsor” signage

Construction of Public Facilities (such as a Community Center)

Will only be approved if:

- The proposed facility clearly creates a net gain in outdoor recreation benefits
- The facility is compatible with and significantly supportive of the outdoor recreation area
- Recreation use remains the overall primary function of the site

Other Issues

- Temporary non-conforming uses within the park area must be approved by ADECA.
- Sheltering an existing facility located within the park area must be approved by ADECA.
- Removal or closure of an existing area, facility, or feature must be approved in advance by ADECA. Replacement with same facilities does not apply.

Other Issues

ADECA approval must be obtained prior to any change from one eligible use to another when the proposed use would significantly contravene the original plans or intent for the area as described in the original project application.

Do I have a LWCF or RTP Project in my Area?

There's a good chance that you do.

Since the beginning of both programs, there have been almost 1,000 LWCF and RTP projects completed in Alabama!

How do I find out if I have a
LWCF project in my area?

Call the ADECA Recreation
Programs Section or visit:

[http://waso-
lwcf.ncrc.nps.gov/public/index.cfm](http://waso-lwcf.ncrc.nps.gov/public/index.cfm)

Or “Google” lwcf in your
neighborhood

How do I find out if I have a RTP
project in my area?

Call the ADECA Recreation
Programs Section or visit:

www.trails.alabama.gov

CONCURRENCE LETTERS

- Use the same form/format that you use for concurrence letters sent to Corps of Engineers, US Fish and Wildlife Service, or Alabama Historical Commission
 - Address them to ADECA Recreation Programs

The Bottom Line is.....

If you're not sure –

CALL US!

Any Questions?

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