

# CLEAN OHIO GREEN SPACE CONSERVATION PROGRAM

## District 5 Natural Resources Assistance Council (NRAC)

### PY1 7 APPLICATION GUIDANCE AND SCORING METHODOLOGY

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*This document, along with the "Ohio Public Works Commission Application for Financial Assistance" will be used by the NRAC to evaluate projects.*

*Questions? Contact Dennis Miller, District 5 Liaison at 419-784-3882 or [dmiller@mvpo.org](mailto:dmiller@mvpo.org)*

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## District 5 Round 17 Program Updates

Revised July 14, 2022

This District 14 Handbook is to be used in conjunction with the OPWC Clean Ohio Program Application. The **District 5 Methodology** is part of a complete **OPWC Clean Ohio Program Application** and must be uploaded as an attachment to the Clean Ohio Application in the online WorksWise Portal.

District 5 Funding Round 17 Allocation:	\$2,007,607
Deadline for submittal of Electronic Application File to NRAC:	October 14, 2022
Application Submittal in WorksWise:	November 10, 2022
Final NRAC Scoring Meeting:	December 2, 2022
Project Agreements Issued:	March 1, 2023

Please be advised that the applicants are required to use the August 4, 2022 revised version of the PY 17 Application Guidance and Scoring Methodology for District 5.

Clean Ohio Applications can be accessed through OPWC:  
<https://www.pwc.ohio.gov/Programs/Clean-Ohio-Application>

The latest advisory updates to the Clean Ohio Program can be found at:  
<https://www.pwc.ohio.gov/Advisories/Clean-Ohio>

## Round 17 Notes

- Applications solely for the purpose of a recreational trail as a standalone project are not eligible but can be included as an access improvement either with an application for green space acquisition or as an improvement only application post acquisition. Trail construction should create a small footprint on the overall acquisition project.
- All applicants are now required to use the OPWC WorksWise Portal to enter final applications. Applications must be submitted into the WorksWise Portal by the application due date. The District 5 Liaison or OPWC Program Representative will be able to assist you should you require it. More information is available here: <https://pwc.ohio.gov/WorksWise-Training>. If you experience issues with WorksWise, please contact the District 5 Liaison by phone at 419-784-3882 or email: [dmiller@mvp.o.org](mailto:dmiller@mvp.o.org) or OPWC District 5 Representative Ashley Ellrod by phone: 614-745-9076 or email: [Ashley.Ellrod@pwc.ohio.gov](mailto:Ashley.Ellrod@pwc.ohio.gov).
- District 5 will no longer accept paper copies of full applications. Electronic copies of Clean Ohio Application and supporting documents will still be required and will still be due to the Liaison via email by the due date. Please contact the District 5 Liaison if you have questions.
- Hydromodification projects that result in water quality improvements including partnerships with project funded by H2Ohio are now allowable.

## District 5

### NATURAL RESOURCE ASSISTANCE COUNCIL

Clean Ohio Fund, Ohio Public Works Commission - District 5

Ohio Natural Resource Assistance Council (NRAC)

c/o Maumee Valley Planning Organization, 1300 East Second Street, Suite 200, Defiance, Ohio 43512

Phone: (419) 784-3882; FAX: (419) 784-2061; Email: [dmiller@mvp.org](mailto:dmiller@mvp.org)

#### GENERAL CLEAN OHIO PROGRAM GUIDANCE FOR PY 17

- The District 5 NRAC recommends that each applicant thoroughly review the [Financial Assistance Instructions](#) and [Helpful Links for Supporting Documentation](#).
- It is also recommended to view the OPWC [Clean Ohio Advisories page](#) for more information regarding program specific policies and eligibility.
- The [Clean Ohio Application](#) Fillable pdf Form can be found on the OPWC website.
- **Application submittal Procedures- Beginning in Round 17, Clean Ohio Applications will be required to be submitted via the OPWC WorksWise Portal. Applicants are referred to [Ohio Public Works Commission > WorksWise Training](#). You will need to register as a WorksWise user. In addition to the online application submittal applicants will be required to submit an electronic application and supporting documentation to [dmiller@mvp.org](mailto:dmiller@mvp.org) or by delivering an electronic copy to the Maumee Valley Planning Organization, 1300 East Second Street, Suite 200, Defiance, Ohio 43512.**
- **Submittal Deadline- Applications will be due by 4:00 P.M. on Thursday, September 15, 2023.**
- [Post Award Administration Procedures](#) are also available on the OPWC Website. (To activate the hyperlinks right click the link and hit the ctrl key simultaneously then click open hyperlink)

#### DISTRICT 5 CLEAN OHIO CONSERVATION PROGRAM- POLICY CLARIFICATIONS

The following Policy Clarification are intended to offer guidance in complying with the provisions of Clean Ohio Funding for Round 17.

**ADMINISTRATION — PROGRAM YEAR 17:** In reviewing projects recommended by the districts, the Commission has identified several areas of concern, which should be conveyed to applicants in order to avoid delay in processing and approving applications for Program Year 17.

**READINESS TO PROCEED:** Projects with delayed schedules for acquisition will be questioned and possibly returned for re-submission in a future program year if they will not proceed during the current program year.

**Generally, projects not scheduled for acquisition within 12 months from the date of the Project Agreement will be rejected by the Commission.**

Projects delayed for reasons which are beyond the control of the applicant may, at the discretion of the Commission, receive a schedule extension. Projects with delayed schedules that lend themselves to a future funding year will be terminated.

**STRUCTURES:** The allowance for funding the acquisition of existing structures as a portion of a Clean Ohio project will be judged on a case by case basis. Demolition of existing structures will not be considered an allowable cost.

**FARMLAND PRESERVATION — AGRICULTURAL EASEMENTS:** Under Ohio Revised Code 164.25 the Ohio Public Works Commission is authorized to approve applications for Clean Ohio Conservation Funds (COCF) for open space acquisition and related development projects and to protect riparian corridors or watersheds, according to the criteria for such projects described in Ohio Revised Code 164.22. The term "agricultural" does not appear in that section pertaining to the criteria for COCF projects. The Ohio Department of Agriculture has statutory authority under Ohio Revised Code 901.22 to administer the Clean Ohio Agricultural Easement Program, for the acquisition and

preservation of farmland devoted to agricultural purposes through the creation of agricultural easements. Under the express terms of their respective statutes, the authority of the Department of Agriculture and the Ohio Public Works Commission over the programs within their purview is

mutually exclusive and they do not overlap. The Ohio Public Works Commission is without authority to approve grant projects for the primary and express purpose of protecting land for continuing agricultural uses.

The OPWC is without authority to approve grant projects for the primary and express purpose of protecting land for continuing agricultural purposes. From a practical standpoint a project may contain agricultural land that would: 1) be allowed to revert to its natural state; 2) serve as a buffer for a riparian corridor; or 3) that could be used for the demonstration of historical farming. Applications containing active farmland in production or for grazing of livestock must include a timely exit strategy. Clean Ohio funds may be used to buy out a farm lease as a right in land.

Program Year 17 projects that are primarily agricultural and fail to satisfy Ohio Revised Code 164.22 (A) or (B) will be returned to their respective Natural Resources Assistance Council as ineligible.

**APPRAISALS:** The appraisal and Appraisal Report must be performed by an appraiser who is a certified general real estate appraiser holding a current certificate as issued by the Ohio Department of Commerce and is also an Ohio Department of Transportation (ODOT) Prequalified Appraiser credentialed in Appraisal.” (vs. credentialed in “value analysis”).

Projects with Purchase Contracts exceeding the appraised value will be returned to the Natural Resources Assistance Councils for validation. These projects will not be issued a Notice to Proceed until this validation has occurred. A Notice to Proceed will be issued if the Purchase Contract and qualifying appraisal were available at the time the Natural Resources Assistance Council approved the project. This is to ensure that the purchase price history, comparables, adjustments, and disclaimers are accurate. Applicants that have an appraisal review rejected will not be issued a Notice to Proceed until these discrepancies are resolved.

All appraisals shall be at the request of the applicant. Appraisals shall be deemed valid for twelve months from the time they are performed.

The Commission may approve projects where the purchase price modestly exceeds the appraised value, if validated and approved by the respective NRAC. Justification must be provided to the NRAC for any acquisition contemplated above the appraised value but cannot exceed 5%. Any difference greater than 5% must be paid for with other funding outside the project. Under no circumstances shall an NRAC approve such a project if the known purpose is to circumvent rules or to cover other costs such as lost tax revenue.

It is important to validate the value of properties that are using the difference between the Purchase Contract and appraised value as they are receiving points in the rating and ranking process for this match. The District 5 NRAC requires an Appraisal Report or Restricted Appraisal Report. If a Restricted Appraisal Report is submitted with the application and the application is subsequently selected for funding, the Restricted Appraisal Report must be converted to an Appraisal Report, for the same point of time, for submission to the Commission as part of the Request to Proceed submittal.

All appraisal expenses will be considered an eligible expense under planning and implementation. These expenses will be reimbursed in accordance with the Ohio Public Works Commission

participation ratio. The list of approved can be found at [Ohio Department of Transportation appraisers](#). Search for Appraisers under Prequalification List on the left of the webpage. Please see the Clean Ohio Round 17 [Appraisal Standards](#).

**POST ACQUISITION/IN-KIND ACTIVITY:** All post acquisition activities must be concluded within a two-year period from the date of acquisition unless a formal extension has been approved by OPWC. The Ohio Public Works Commission will disburse on the projects' activities at the Project Agreement's participation ratio as the project proceeds. Requests to adjust this ratio will require Ohio Public Works Commission approval.

**OIL AND GAS LEASING:** Oil and gas leases in place at the time the Natural Resources Assistance Council approves the project will be treated as pre-existing easements which the applicant has little or no control. Requests to engage in new oil and gas leasing on Clean Ohio properties will be denied.

## DISTRICT 5 PROGRAM PROCEDURES ROUND 17

1. **Award Policy**  
“Conditional Awards” shall be made for those projects lacking local or other funding match to move forward to closing at time of application. Initially, conditional awards shall be extended for six months after the application funding award. An additional six months can be granted based on the consideration of progress by the District 5 NRAC. Awards to those projects that cannot move to closing prior to the initiation of the next funding round will be rescinded.
2. **Score Tie Breakers**  
When scores are tied the following criterion will be used to break the tie:
  - a. 1<sup>st</sup> tie breaker- project with highest % match dollars.
  - b. 2<sup>nd</sup> tie breaker-vote of committee.
3. **Last Project on Funding Line**  
If the last qualified project on the funding list cannot receive its full funding request, then it will be offered partial funding for thirty days after the date of NRAC approval. After that date any available funds will be offered to the next qualified project on the approved funding list until all funds are allocated.

### 4. **Required Documents**

- |          |         |   |
|----------|---------|---|
| Yes<br>— | No<br>— | Has the applicant provided an “option to purchase” or “purchase agreement” between the applicant and the seller?  |
| Yes<br>— | No<br>— | An Appraisal or Restricted Appraisal from an Ohio Department of Transportation prequalified appraiser is included. Please refer to Policy Clarifications above for additional information regarding appraisals. (A list of certified appraisers can be found at <a href="#">Ohio Department of Transportation appraisers</a> . If there are structures on the property provide a list of existing buildings and their intended use. Buildings to be demolished cannot be valued in the appraisal. Clean Ohio Funds can be utilized for demolition and requires supporting cost documentation.   |
| Yes<br>— | No<br>— | Deed Restriction including any and all other documents intended to be recorded need to be included in the application.  |
| Yes<br>— | No<br>— | The applicant has the ability to move forward if matching funding is not available.   |
| Yes<br>— | No<br>— | Has the applicant completed all previously funded Clean Ohio projects?<br>(The NRAC may request that OPWC hold current funding round requests based on inadequate past performance.)  |
| Yes<br>— | No<br>— | Would the project be free from encumbrances or are there additional restrictions to the title (such as oil and gas leases, etc.)? Title commitment is required at the time of application. The NRAC may require the removal of encumbrances prior to closing.   |
| Yes<br>— | No<br>— | Does the application involve land that will be extensively maintained and managed by other than natural means, forces or processes are not ideal projects for this program? The presumption is that when more than 15 percent of the land area associated with a project is maintained or managed by other than natural means, forces or processes, it is not a suitable project for District 5. It is also recommended that at least 85 percent of the grant funds requested for acquisition will be for the purchase of land to be maintained as a natural area, as opposed to the costs associated with purchasing pre-existing structures on the land, regardless of whether they are to be maintained to serve the project or demolished. If there are existing structures on the property being proposed for acquisition, applicants must provide the appraised value of the structure, proportion of value to the overall value and the intended actions for the structures (e.g. demolition, re-use). |

**No additional application information will be accepted after the application deadline, unless specifically requested by the District 5 NRAC Committee.**

### SCORING METHODOLOGY

Applicant Name: \_\_\_\_\_

Applicant Contact: \_\_\_\_\_

Project Title: \_\_\_\_\_

Date Application Received: \_\_\_\_\_ Date Application Reviewed: \_\_\_\_\_

Project Reviewed By: \_\_\_\_\_

Total Points Awarded: \_\_\_\_\_  
 (121.5 maximum points)  
 Project Ranking: \_\_\_\_\_ out of \_\_\_\_\_  
 Total Project Cost: \$ \_\_\_\_\_  
 Funding Requested: \$ \_\_\_\_\_

**NRAC SCORING METHODOLOGY -- Part I -- Required -- Qualification Section**

Project purpose must involve at least one of the following from B. or C. below:

A. Minimum Points for Funding  
Proposed projects that do not obtain a mean minimal score from committee members of at least seventy-five (75) points of the total possible maximum points that could be awarded by the District 5 NRAC committee members will only be funded in full or in part upon a vote of 2/3rds of the committee members in attendance and be contingent upon funding availability.

B. Open Space (ORC 164.22 A)  
 \_\_\_\_\_ openspace acquisition  
 \_\_\_\_\_ permanent conservation easement

C. Riparian Corridors or Watersheds (ORC 164.22 B)  
 \_\_\_\_\_ Protects or enhances riparian corridors or watersheds including the protection and enhancement of streams, rivers and other waters of the state.

D. \_\_\_\_\_ Improvement/restoration to previously funded COCF Project per Attachment A.

E. Would the project:

YES NO  
 \_\_\_\_\_ initiate or perpetuate hydromodification projects such as dams, ditch development or channelization?

\_\_\_\_\_ fund current legal obligations (such as fines, penalties, litigation expenses, mitigation or reclamation) under state or federal laws or local ordinances?

\_\_\_\_\_ fund facilities other than those required to provide public access to or use of openspace?

\_\_\_\_\_ fund facilities for active recreation such as tennis courts, ballfields and recreation centers?

\_\_\_\_\_ is the application incomplete?

\_\_\_\_\_ The project is determined to be an unacceptable use of Clean Ohio Conservation Funds by the District 5 NRAC. Eight NRAC members must affirm that the application is an unacceptable use of Clean Ohio Funds. (Factors considered shall include: an unjustified cost per acre, poor location, non-existent claimed benefits such as the presence of wetlands that is not supported by documentation

If Yes to any of the above in C, the project is ineligible (ORC 164.22).

Application is an eligible project- \_\_\_\_\_ YES \_\_\_\_\_ NO

If application represents an eligible project move on to Part II



Per ORC 164.24, Reviewing Applications, the NRACs shall consider all the following in approving or disapproving a grant: Does the project emphasize (document in application) the following pursuant to Section 164.22, ORC? Two points for each, 52 point maximum, no partial credit shall be awarded. Please refer to Glossary of Terms. (ORC 164.24 A1, ORC 164.24 A7, and ORC 164.24 A6)

**(Applicants shall provide supporting justification for each criterion.)**

1. \_\_\_\_ protects and/or restores habitat for rare, threatened and endangered species
2. \_\_\_\_ reduces or eliminates nonnative, invasive species of plants or animals
3. \_\_\_\_ preserves and/or restores viable habitat for native plant or animal species
4. \_\_\_\_ restores and preserves aquatic biological communities
5. \_\_\_\_ preserves and/or restores headwater area
6. \_\_\_\_ preserves or restores functioning floodplains
7. \_\_\_\_ preserves or restores water quality
8. \_\_\_\_ preserves or restores natural stream channels
9. \_\_\_\_ preserves or restores streamside forests
10. \_\_\_\_ preserves or restores wetlands
11. \_\_\_\_ preserves or restores other natural features that contribute to quality of life and state's natural heritage
12. \_\_\_\_ fee simple acquisition of lands to provide access to riparian corridors, coastal areas, Black Swamp or Oak Openings Region
13. \_\_\_\_ acquisition of easements protecting and enhancing riparian corridors watersheds, coastal areas, Black Swamp or Oak Openings Region
14. \_\_\_\_ reforests or re-vegetates land to improve water quality
15. \_\_\_\_ reforests or re-vegetates with only native species to improve water quality
16. \_\_\_\_ incorporates aesthetically pleasing and ecologically informed design including sensitivity to the terrain, natural resources and heritage of the property
17. \_\_\_\_ enhances environmental educational opportunities
18. \_\_\_\_ includes pedestrian/bicycle linkages to other openspace preserves and/or population centers
19. \_\_\_\_ supports established opens pace planning
20. \_\_\_\_ provides a combination of recreational, economic, social and/or aesthetic preservation benefits
21. \_\_\_\_ allows proper management of areas where safe fishing, hunting and/or trapping may take place in a manner that will preserve balanced natural ecosystems
22. \_\_\_\_ enhances economic development that relies on recreation and ecotourism
23. \_\_\_\_ contiguous to existing protected open-space
24. \_\_\_\_ site has historical or cultural significance
25. \_\_\_\_ preserves or restores coastal area, Black Swamp, and/or Oak Openings Region
26. \_\_\_\_ provides facilities for public access and use

**Part II SCORE: \_\_\_\_\_**

**(Applicants shall provide supporting justification for each criterion.)**

NRACs shall consider the following in approving or disapproving a grant:

1. Percentage of Clean Ohio matching funds necessary to complete project:

75% (required)    
  74-70% (2 points)    
  69-65% (3 points)    
  64-60% (4 points)    
  59-49% (5 points)    
  50% or less (7 points)

2. Level (list: % and in \$) of funding provided by other sources, both funding and in kind: **(ORC164.22 A2 and ORC 164.24 A3)**

Private\$ \_\_\_\_\_ % \_\_\_\_\_ Public\$ \_\_\_\_\_ % \_\_\_\_\_

Documentation in the form of a Letter of Commitment from other Funding Source.

\_\_\_\_\_ (1 point each for attracting significant [more than 5% Private and / or Public] non Clean Ohio Fund funding)

3. Documented Support: (1 point each maximum of 5 points). Documentation in the form of a letter or Resolution from the supporting Agency or Organization. **(ORC 164.24 A4)**

\_\_\_\_\_ local political subdivisions     \_\_\_\_\_ state agencies     \_\_\_\_\_ federal agencies

\_\_\_\_\_ community organizations     \_\_\_\_\_ conservation organizations     \_\_\_\_\_ additional (specify)

4. Level of conservation coordination with other Openspace, Riparian Corridor, Trails, Farmland Protection or Urban Revitalization Projects under the **Clean Ohio Fund** in other Public Works Commission Districts. (Select one that best applies) **(ORC 164.24 A5)**

\_\_\_\_\_ is a joint project (2 points)

\_\_\_\_\_ carries out an adopted community, watershed or other plan overlapping another district (1 point)

5. Extent of public access once project is completed: (Select one that best applies) **(ORC 164.24 A8)**

\_\_\_\_\_ open days and weekends (3 points)

\_\_\_\_\_ open limited, but regular hours (2 points)

\_\_\_\_\_ open by appointment or with written permission (1 point)

6. Operation and Maintenance once project is completed: (Select one that best applies)

\_\_\_\_\_ operation plan and resources in place to carryout plan, if appropriate (3 points)

\_\_\_\_\_ operation plan, volunteers and limited resources available (2 points)

\_\_\_\_\_ limited operation plan, limited resources available (1 point)

7. Project Management Experience of similar or related projects: (Select one that best applies)

\_\_\_\_\_ successfully completed 3-5 similar projects in the last 10 years (3 points)

\_\_\_\_\_ successfully completed 1-2 similar project in the last 5 years (2 points)

\_\_\_\_\_ has partnered on at least one similar project in the last 5 years (1 point)

8. Community Planning: Project is in concert with publicly adopted regional, community plan or watershed plan (Select one that best applies)

\_\_\_\_\_ project identified as important in the plan (1.5 points)

\_\_\_\_\_ area identified as important in the plan (1 points)

\_\_\_\_\_ project would be consistent with plan (.5 point)

9. Natural Resource Viability: How important is the project to the viability of the natural resources affected by the project? (Select all that apply)

\_\_\_\_\_ protects a globally endangered species or biological community (3 points)

\_\_\_\_\_ protects 1 or more state NHI ranked rare or endangered species (2 points)

\_\_\_\_\_ protects a threatened biological community or important example of Ohio's natural heritage (1 point)

\_\_\_\_\_ protects a high quality example of a regionally significant biological community (1 point)

The remaining questions will be scored in relation to all eligible applications for this grant cycle.

10. Financial readiness to proceed factor: (Documentation must be included demonstrating readiness to proceed) **(ORC 164.24 A10)**

\_\_\_\_\_ (9 points) Evidence that matching funds are committed.

\_\_\_\_\_ (5 points) Evidence that match will be available at closing.

\_\_\_\_\_ (1 point) Match is anticipated to be available.

11. Project addresses a situation where action must be taken now or opportunity will be lost forever

\_\_\_\_\_ (0-9 points)

(Supporting documentation required.)

**Part III SCORE:** \_\_\_\_\_

NRAC SCORING METHODOLOGY -- Part IV -- Other Project Observations 20 point maximum

The NRAC may adopt additional criteria which reflects local priorities as long as the criteria compliment and does not negate Parts I-III which carry out **(ORC 164.20-164.27)**.

The remaining questions will be scored based on the merits of the project as submitted.

	Well Below Average	Below Average	Average	Above Average	Well Above Average
	-5	-3	0	3	5
<b>Economic Impact</b>					
<b>Env./Habitat Impact</b>					
<b>Cost Effectiveness</b>					
<b>Other Project Factors</b>					

**\*\*Note: Any narrative comments for section IV should be noted on the back of this page.**

**Part IV SCORE:** \_\_\_\_\_

**Project Scoring Tabulation:**

**Total Score Part II: \_\_\_\_\_ (52 points possible)**

**Total Score Part III: \_\_\_\_\_ (51.5 points possible)**

**Total Score Part IV: \_\_\_\_\_ (20 points possible)**

**Total Project Score: \_\_\_\_\_ (123.5 points possible)**

**Allowable Access Improvements:**

(Including structures which provide for Americans with Disabilities Act (ADA) accessibility)

Benches  
Fencing  
Invasive Species Removal (f<sup>n</sup> Time)  
Kiosks/Signs  
Observation Decks  
Parking Lots  
Pedestrian bridges  
Plantings for Restoration  
Trails  
Trash Receptacles

**Permissible but cannot be part of Clean Ohio Application for funding or local match:**

(Including structures that allow for passive recreation, decorative or aesthetic items)

Fountains, Monuments  
Restrooms Shelter  
Houses  
Statues

**Prohibited:**

Ball Diamonds  
Buildings for well fields  
RV parks  
Wind Turbines

**Existing Buildings:**

Can be retained as nature centers or maintenance buildings. — must be in app and approved by NRAC

Reasonable additions to buildings for nature centers or maintenance buildings are permissible but not allowed as part of OPWC application or local match. — must be in app and approved by NRAC

**Other Costs that are not permitted for Clean Ohio Funding or Match:**

Administrative Costs  
Maintenance Items  
Monitoring Costs Seller Paid  
Items Taxes