

COMBINED NOTICE OF FINDING OF NO SIGNIFICANT IMPACT AND INTENT TO REQUEST RELEASE OF FUNDS

December 4, 2013
City of Houston
Housing and Community Development Department (HCDD)
601 Sawyer, 4th Floor
Houston, TX 77007
(713) 868-8324

This Notice shall satisfy the above-cited two separate but related procedural notification requirements.

REQUEST FOR RELEASE OF FUNDS

On or about Friday, December 20, 2013 City of Houston's Housing and Community Development Department will submit a request to the U.S. Department of Housing and Urban Development for the release of Community Development Block Grant (CDBG) funds authorized by Title I of the Housing and Community Development Act of 1974 (P.L. 93-383, as amended), to undertake a project known as:

Project Title: Health & Human Services Department (HDHHS) Lead Based Paint Mitigation Activities:

- 1) Matching Grant for HDHHS's Lead Based Paint Hazard Reduction Demonstration (LHRD) 2013 First Allocation;
- 2) Matching Grant for HDHHS's Lead Based Paint Hazard Reduction Demonstration (LHRD) 2011 Second Allocation

Location: Various locations throughout the City of Houston

Purpose of project: Ensuring that housing for low-to-moderate income persons in the City of Houston is free of any potential hazards to residents/occupants

Grant No.: HDHHS's LHRD Matching Grant Funds for 2013 1st Allocation: B-13-MC-48-0018 (\$325,000)

HDHHS's LHRD Matching Grant Funds for 2011 2nd Allocation: B-13-MC-48-0018 (\$325,000);

\$325,000 is for the Matching Grant for the Health & Human Services Department's LHRD 2013 First Allocation, while the other \$325,000.00 is for the Matching Grant for the Health & Human Services Department's LHRD 2011 Second Allocation. Both of these allocations are being matched by CDBG-2013.

FINDING OF NO SIGNIFICANT IMPACT

The City of Houston has determined that the project will have no significant impact on the human environment. Therefore, an Environmental Impact Statement under the National

Environmental Policy Act of 1969 (NEPA) is not required. Additional project information is contained in the Environmental Review Record (ERR) on file at the above address and is available for public examination or copying weekdays 8 A.M. to 5 P.M.

REVIEW PROCESS

In accordance with §58.15, a tiered review process has been structured, whereby some environmental laws and authorities have been reviewed for the target area(s) and other applicable laws and authorities will be complied with, when individual projects are ripe for review. Once the lots are selected, each lot will undergo an environmental review.

None of the properties selected will impact a floodplain, a wetland, an endangered species zone or adversely impact a historical property. No lot will be adversely affected by hazardous operations or toxic, hazardous or radioactive materials, contamination, chemicals or gases. Noise attenuation will be performed on the rehabilitated dwellings as necessary per 24 CFR Part 51. Lead and asbestos will be treated in a manner consistent with program requirements and Federal, state and local law.

The ERR on file documents the environmental determinations for this project, and more fully describes the tiered review process cited above.

PUBLIC COMMENTS

Any individual, group, or agency disagreeing with this determination or wishing to comment on the project may submit written comments to the City of Houston, Housing and Community Development Department, ATTN: Environmental Review Officer, 601 Sawyer, 4th Floor, Houston, Texas 77007. All comments received by the close of business on Thursday, December 19, 2013 will be considered by the City of Houston prior to authorizing submission of a request for release of funds. Commentors should specify which part of this Notice they are addressing.

RELEASE OF FUNDS

The City of Houston certifies to HUD that Annise Parker, in her capacity as Mayor, consents to accept the jurisdiction of the Federal Courts if an action is brought to enforce responsibilities in relation to the environmental review process and that these responsibilities have been satisfied. HUD's approval of the certification satisfies its responsibilities under NEPA and related laws and authorities, and allows the City of Houston to use Program funds.

OBJECTIONS TO RELEASE OF FUNDS

HUD will consider objections to its release of funds and the City of Houston certification received by the close of business on Monday, January 6, 2014 or a period of fifteen days from its receipt of the request (whichever is later) only if they are on one of the following bases: (a) the certification was not executed by the Certifying Officer or other officer of the City of Houston approved by HUD; (b) the City of Houston, as Responsible Entity, has omitted a step or failed to

make a decision or finding required by HUD regulations at 24 CFR Part 58; (c) the grant recipient or other participants in the project have committed funds or incurred costs not authorized by 24 CFR Part 58 before approval of a release of funds by HUD; or (d) another Federal agency acting pursuant to 40 CFR Part 1504 has submitted a written finding that the project is unsatisfactory from the standpoint of environmental quality. Objections must be prepared and submitted in accordance with the required procedures (24 CFR Part 58) and shall be addressed to: U.S. Department of Housing and Urban Development, 1301 Fannin Street, Suite 2200, Houston, Texas 77002. Potential objectors should contact HUD to verify the actual last day of the objection period.

Annise Parker, Mayor
City of Houston