

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

June 5, 2014  
City of Houston  
Housing and Community Development Department (HCDD)  
601 Sawyer, 4<sup>th</sup> 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 Monday, June 23, 2014 the City of Houston's Housing and Community Development Department, on behalf of the Houston Housing Authority, will submit a request to the U.S. Department of Housing and Urban Development (HUD) for the release of the following federal funds.....**Capital Fund Program Grant funds authorized by Section 9 of the United States Housing Act of 1937 and described in regulations found at 24 CFR Part 905 to undertake a project known as:**

**Project Title:** 306 Crosstimbers (Independence Heights): Acquisition, Demolition, and New Construction

**Location:** 306 Crosstimbers, Houston, TX 77022

**Purpose of project:** Site acquisition, demolition of the former Kennedy School, and new construction of multifamily apartment housing for low to moderate income persons.

Houston Housing Authority has confirmed that the architects for the project at 306 Crosstimbers will be assigned to design noise mitigation measures to ensure that interior noise levels will be below 45 dB, as mandated by 24 CFR 51 for federally funded noise sensitive new construction.

**Grant No. and Amount:** TX005P00551-14.....\$3,000,000.00

On or about Monday, June 23, 2014 the City of Houston's Housing and Community Development Department, on behalf of the Houston Housing Authority, will also submit a request to the Texas General Land Office (GLO), who is acting in the role of the U.S. Department of Housing and Urban Development (HUD) for the release of the following federal funds.....**Community Development Block Grant Disaster Recovery Round 2.2 (CDBG-DR) funds authorized by Consolidated Security, Disaster Assistance, and Continuing Appropriations Act, (Public Law 110-329), enacted on September 30, 2008, as amended. These particular funds are part of a CDBG grant administered by the Texas General Land Office (GLO) for Hurricane Ike Disaster Relief. GLO will act in the stead of**

**the Department of Housing and Urban Development (HUD) and be overseen by HUD. The funds will be utilized to undertake the following project:**

**Project Title: 306 Crosstimbers (Independence Heights): New Construction**

**Location: 306 Crosstimbers, Houston, TX 77022**

**Purpose of project:** New construction of multifamily apartment housing for low to moderate income persons at the site of the former Kennedy School.

Houston Housing Authority has confirmed that the architects for the project at 306 Crosstimbers will be assigned to design noise mitigation measures to ensure that interior noise levels will be below 45 dB, as mandated by 24 CFR 51 for federally funded noise sensitive new construction.

**GLO Contract No. and Amount: 13-181-000-7294.....\$7,200,000.00**

**This project will also receive \$5,000,000.00 of Low Income Housing Tax Credit (LIHTC) Equity.**

**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.

**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, 4<sup>th</sup> Floor, Houston, Texas 77007. All comments received by the close of business on Friday, June 20, 2014 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 and to GLO, acting in the role of 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 and GLO's approval of the respective certifications satisfies their responsibilities under NEPA and related laws and authorities, and allows the Houston Housing Authority to use Program funds.

## **OBJECTIONS TO RELEASE OF FUNDS**

HUD and GLO, acting in the role of HUD, will consider objections to their respective releases of funds and the City of Houston certifications received by the close of business on Tuesday, July 8, 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 GLO; (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 GLO; 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 to HUD 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.

Objections to GLO must be prepared and submitted in accordance with the required procedures (24 CFR Part 58) and shall be addressed to: Texas General Land Office, 3429 Executive Center Drive, Austin, Texas 78731. Potential objectors should contact GLO to verify the actual last day of the objection period.

Annise Parker, Mayor  
City of Houston