E-P.6 - NOTICE OF INTENT TO REQUEST RELEASE OF FUNDS FOR RESIDENTIAL REHABILITATION PROJECTS USING RER/APPENDIX A TIERED REVIEW PROTOCOL

## January 1, 2020

Name of Responsible Entity [RE]: Arizona Department of Housing

Address: 1110 W. Washington, Suite 310

City, State, Zip Code: Phoenix, Arizona 85007

Telephone Number of RE: 602-771-1000

**REQUEST FOR RELEASE OF FUNDS**

On or about January 9, 2020 the Arizona Department of Housing (ADOH) will submit a request to the U.S. Department of Housing and Urban Development (HUD) for the release of CDBG and HOME funds under Title I of the Housing and Community Development Act of 1974 and Title II of the Cranston Gonzalez National Affordable Housing Act of 1990 respectively, as amended, to undertake a project known as Single Family Owner Occupied Housing Rehabilitation, for the purpose of:

**Operating a program to provide for the substantial rehabilitation of homes owned by low income residents.**

During the periodJuly 1, 2020 to June 30, 2023approximately *$* 900,000in CDBG ($300,000 in FY 2020, $300,000 in FY 2021,$300,000 in FY 2022 funds) and $900,000 in HOME ($300,000 in FY 2020, $300,000 in FY 2021,$300,000 in FY 2022 funds)will be used bythe Foundation for Better Living to rehabilitate approximately36 homes/units.The area of consideration for this program is: the low income neighborhoods of Southside, Northside and Eastside.

The activities proposed are categorically excluded under HUD regulations at 24 CFR Part 58 from National Environmental Policy Act (NEPA).An Environmental Review Record (ERR) that documents the environmental determinations for this project is on file at ADOH, and may be examined or copied weekdays from 8 A.M to 5 P.M. ADOH will use the Appendix A format to supplement this ERR with additional site-specific reviews further addressing Historic Preservation, Explosive and Flammable Operations, Airport Clear Zones, Flood Insurance, Toxic Substances and Hazardous Materials prior to approving any loan or grant under these programs.

# PUBLIC COMMENTS

Any individual, group, or agency may submit written comments on the ERR to the ADOH, 1110 W. Washington, Suite 310, Phoenix, Arizona 85007. All comments received by January 8, 2020 will be considered by the ADOH prior to authorizing submission of a request for release of funds.

# ENVIRONMENTAL CERTIFICATION

The ADOHcertifies to the U.S. Department of Housing and Urban Development (HUD)that John Smithinhiscapacity as Deputy Director of ADOHconsents 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 Foundation for Better Livingto use Program funds.

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# OBJECTIONS TO RELEASE OF FUNDS

HUD will consider objections to its release of funds and the ADOH certification received by January 25, 2020 or for a period of fifteen days following its actual 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 of the ADOH ;( b) the ADOH 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 HUD at *One North Central Avenue, Suite 600, Phoenix, Arizona 85004***.** Potential objectors should contact the HUD to verify the actual last day of the objection period.

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*Signature of RE Certifying Officer*

John Smith, Deputy Director ADOH