

NOTICE OF INTENT TO REQUEST RELEASE OF FUNDS  
POSTED FROM JUNE 25, 2009 THROUGH JULY 6, 2009

June 25, 2009

Louisville/Jefferson County Metro Government  
527 West Jefferson Street  
Louisville, KY 40202

On or about July 6, 2009, Louisville/Jefferson County Metro Government will submit a request to the Department of Housing and Urban Development (HUD) for the release of HOME Investment Partnership Funds under the National Affordable Housing Act of 1990, as amended; Neighborhood Stabilization Program (NSP) authorized under Title III of the Housing and Economic Recovery Act of 2008; and NSP 2 under the American Recovery and Reinvestment Act 2009, to undertake the projects listed below in 2009 and 2010. In addition, on or about July 6, 2009, Louisville/Jefferson County Metro Government will submit a request to the Department of Local Government for the release of Neighborhood Stabilization Program (NSP) authorized under Title III of the Housing and Economic Recovery Act of 2008 for the projects listed below.

2009-2010 HOME Funded New Construction Projects: \$2,390,000

2009-2010 NSP-1 Funded New Construction Projects: \$6,900,000 (amount includes all NSP activities)

2009-2010 NSP-1 Funded New Construction Projects (Department of Local Government): \$3,500,000 (amount includes all NSP activities)

2009-2010 NSP-2 Funded New Construction Projects: Grant application will be submitted July 17, 2009. Funding determination expected no later than December 1, 2009.

2009-2010 NSP Program Income: Amount to be determined by future activities.

All activities will occur within the geographic boundaries of Louisville/Jefferson County.

In accordance with 24 CFR Part 58.15, a tiered review process has been structured for the activities listed above, whereby some environmental laws and authorities have been reviewed for the target area and other applicable laws and authorities will be complied with, when participating properties have been identified and projects are ripe for review. Specifically, the target area has been studied and compliance with the following laws and authorities has been established: coastal zone management, sole source aquifers, endangered species, wild and scenic rivers, air quality, environmental justice.

Compliance with the following laws and authorities will take place once properties within the target area have been identified, but prior to the commitment of funds: historic properties, floodplain management/Flood Disaster Protection Act requirements, wetlands, farmland protection, noise abatement, explosive and flammable operations, toxic chemicals and radioactive materials, airport clear zone and accident potential zone/notification. Compliance documentation on the aforementioned laws and authorities will be in each individual property file, and copies will be available, once

established, at Department of Housing and Family Services, 745 W. Main Street, Louisville, KY 40202.

The activities proposed are categorically excluded under HUD regulations at 24 CFR Part 58 from National Environmental Policy Act (NEPA) requirements. An Environmental Review Record (ERR) that documents the environmental determinations for these projects are on file at the Department of Housing and Family Services, 745 W. Main Street, Louisville, KY 40202 and may be examined or copied weekdays 8:00 A.M to 5:00 P.M.

## PUBLIC COMMENTS

Any individual, group, or agency may submit written comments on the ERR to the Department of Housing and Family Services, 745 W. Main Street, 4<sup>th</sup> Floor, Louisville, KY 40202, Attention Laura Dixon. All comments received by July 6, 2009 will be considered by the Louisville/Jefferson County Metro Government prior to authorizing submission of a request for release of funds.

## RELEASE OF FUNDS

Louisville/Jefferson County Metro Government certifies to HUD that Jerry E. Abramson in his 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 Louisville/Jefferson County Metro Government to use Program funds.

## OBJECTIONS TO RELEASE OF FUNDS

HUD will accept objections to its release of funds and the Louisville/Jefferson County Metro Government's certification for a period of fifteen days following the anticipated submission date or 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 Louisville/Jefferson County Metro Government; (b) Louisville/Jefferson County Metro Government has omitted a step or failed to make a decision or finding required by HUD regulations at 24 CFR Part 58; (c) Louisville/Jefferson County Metro Government has 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 Louisville Field Office at 601 W. Broadway, Louisville, KY 40202. Potential objectors should contact HUD to verify the actual last day of the objection period.

Jerry E. Abramson, Mayor

Louisville/Jefferson County Metro Government