

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

Date of Notice November 19, 2009

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

These notices shall satisfy two separate but related procedural requirements for activities to be undertaken by the Louisville/Jefferson County Metro Government.

REQUEST FOR RELEASE OF FUNDS

On or about At least one day after the end of the comment period December 5, 2009, the Louisville/Jefferson County Metro Government will submit a request to the U.S. Department of Housing and Urban Development (HUD) for the release of American Recovery and Reinvestment Act (ARRA) of 2009 funds for the Community Development Block Grant – Recovery Program (CDBG-R) ~~approximately million~~ to undertake a project known as Shagbark/Shanks Lane ~~the~~ Park DuValle Grocery Store Construction in the amount of \$3,184,833.

FINDING OF NO SIGNIFICANT IMPACT

The Louisville/Jefferson County Metro Government 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)~~ (NEPA) is not required. Additional project information is contained in the Environmental Review Record ~~(ERR)~~ on file at Department of Housing and Family Services, 745 W. Main Street, Louisville, KY 40202, 4th floor and may be examined or copied weekdays 8:00 A.M. to 5:00 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 Environmental Review Officer. Louisville Metro Department of Housing and Family Services, 745 W. Main Street, Louisville, KY 40202. All comments received by ~~if notice published: notice plus fifteen days~~ December 4, 2009; will be considered by the Louisville/Jefferson County Metro Government prior to authorizing submission of a request for release of funds. Comments should specify which Notice they are addressing.

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RELEASE OF FUNDS

The 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 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 the Louisville/Jefferson County Metro Government; (b) the 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) the grant recipient has committed funds or incurred costs not authorized by 24 CFR Part 58 before approval of a release of funds by HUD/State; 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 the HUD Louisville Field Office at 601 W. Broadway, Room 110, Louisville, KY 40202. Potential objectors should contact HUD to verify the actual last day of the objection period.

Jerry E. Abramson, Mayor