

NOTICE OF INTENT TO REQUEST RELEASE OF FUNDS FOR TIERED PROJECTS AND PROGRAMS

Date of Publication: August 24, 2022

On or after August 25, 2022, the City of Salem, under the direction of the Interim City Manager will submit a request to the U.S. Department of Housing and Urban Development (HUD) for the release of 2019-20 Community Development Block Grant (CDBG) funds under Title I of the Housing and Community Development Act of 1974, as amended to, Polk Community Development Corporation (“Polk CDC”) to undertake the following project:

Tier 1 Broad Review Project/Program Title: Polk CDC – Owner Occupied Rehab Project

Purpose: Provide minor home repair, rehabilitation and accessibility improvements for low-to-moderate income homeowners.

Location: Salem City Limits (West Salem, Polk County)

Project Description: The Polk CDC Owner Occupied Rehab Project will provide minor home repair, rehabilitation and accessibility improvements to homeowner occupied, single family homes for low- and moderate-income households. Tier 2 site specific reviews will be completed for those laws and authorities not addressed in the Tier 1 broad review for each address under this program when addresses become known.

Level of Environmental Review Citation: 24 CFR Part 58.35(a)(3)(i) – Residential Rehabilitation

Tier 2 Site Specific Review: The site-specific review will be completed for those laws and authorities not addressed in the Tier 1 broad review: The City has identified laws and authorities that must be analyzed with site specific environmental review for each Home Owner Occupied Repair project. These laws include: Flood Insurance (Flood Disaster Protection Act of 1973 and National Flood Insurance Reform Act of 1994), Contamination and Toxic Substances 24 CFR 50.3(i) and 58.5(i)(2), Floodplain Management 24 CFR 55, Historic Preservation 36 CFR 800, Noise Abatement and Control 24 CFR 51 subpart B.

Estimated Project Cost: \$180,530.00

Mitigation Measures/Conditions/Permits (if any): For Flood Insurance and Floodplain management, the FEMA National Flood Hazard Layer (official) Map will be used to confirm whether any of the projects are located within a Special Flood Hazard Area (SFHA). If the project is located within the SFHA, then the project will not be approved for federal funds. For Contamination and Toxic Substances, the project will be clear of hazards that impact health and safety of occupants. For Historic Preservation, if any property is identified as eligible for the national register, the proposed rehabilitation will meet Secretary of the Interior Standards. For Noise Abatement and Control, noise generators will be identified, and the HUD Noise Calculator will be used to determine compliance. If the noise levels are above the acceptable limits, then noise attenuation

steps will be considered. If the cost of the noise attenuation plus the rehab is over the program limits, then the project will not be approved.

The activity/activities proposed are categorically excluded under HUD regulations at 24 CFR Part 58 from National Environmental Policy Act (NEPA) requirements per 24 CFR 58.15. An Environmental Review Record (ERR) that documents the environmental determinations for this project is on file at City of Salem, Urban Development Department, 350 Commercial St. NE Salem, OR 97301 and may be examined or copied weekdays from 8 AM to 5 PM or at <https://www.hudexchange.info/programs/environmental-review/environmental-review-records/>.

PUBLIC COMMENTS

Any individual, group, or agency may submit written comments on the ERR to the City of Salem. All comments received by September 8, 2022, will be considered by the City of Salem prior to authorizing submission of a request for release of funds.

ENVIRONMENTAL CERTIFICATION

The City of Salem certifies to HUD that Kristin Retherford, Certifying Officer, in her capacity as Interim City Manager 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 Salem to use HUD program funds.

OBJECTIONS TO RELEASE OF FUNDS

HUD will accept objections to its release of funds and the City of Salem 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 City of Salem; (b) the City of Salem 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 development process have committed funds, incurred costs or undertaken activities 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, Sec. 58.76) and shall be addressed to the HUD Oregon State Office, Attn: Director of Community Planning and Development, 1220 SW 3rd Avenue, Suite 400, Portland, OR 97204. Potential objectors should contact HUD State of Oregon Office to verify the actual last day of the objection period.

Kristin Retherford, Interim City Manager Certifying Officer