

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

August 22, 2016

Jim Gray, Mayor
Lexington-Fayette Urban County Government
200 E. Main Street
Lexington, KY 40507
(859) 258-3100

TO ALL INTERESTED AGENCIES, GROUPS AND PERSONS:

On or about September 6, 2016 the Lexington-Fayette Urban County Government (LFUCG) will request the U.S. Department of Housing and Urban Development (HUD) to release federal Community Block Grant (CDBG) funds under Title I of the Housing and Community Development Act of 1974, as amended for the following projects:

Cadentown School Accessible Sidewalk Project – Using CDBG funds to install an ADA compliant concrete sidewalk from Caden Lane to the Historic Cadentown School at 705 Caden Lane. Approximately \$24,000 in CDBG funds will be used.

Russell School Recreational Space – Using CDBG funds allocated by the Lexington-Fayette Urban County Government, Community Action Council proposed to resurface both the existing basketball court and existing ¼ mile running track that divides the Russell School and Dunbar Center properties, replace two basketball goals and install three new spectator benches to service local residents within the area. Approximately \$20,000 in CDBG funds will be used.

Finding of No Significant Impact (FONSI)

It has been determined that such a request for release of funds will not constitute an action significantly affecting the quality of the human environment and, accordingly LFUCG has decided not to prepare an Environmental Impact Statement under the National Environmental Policy Act of 1969, P.L. 91-190 (NEPA).

The reason for the decision not to prepare an Environmental Impact Statement is as follows:
The projects will provide a service to residents within area with insignificant environmental impact.

An Environmental Review Record respecting the project has been made by LFUCG, which documents the environmental review of the project. The Environmental Review Record is on file at the above address for LFUCG and is available for public examination or copying upon request, at the Division of Grants and Special Programs, 6th Floor, between the hours of 8 a.m. - 5 p.m. Monday through Friday.

Public Comments of FONSI

All interested agencies, groups and persons disagreeing with this decision are invited to submit written comments for consideration by LFUCG to the Division of Grants and Special Programs. Such written comments should be received at 200 E. Main Street, 6th Floor, Lexington, KY 40507, on or before September 6, 2016. All comments will be considered and LFUCG will not request the release of federal funds or take any administrative action on the proposed project prior to September 6, 2016.

Notice of Intent to Request Release of Funds (NOI/RROF)

At least one day after the termination of the public comment period for the FONSI, but not before comments on the FONSI have been considered and resolved, LFUCG will submit a Request for Release of Funds (RROF) and Certification to HUD. By so doing, LFUCG will ask HUD to allow it to commit funds to these projects, certifying that Jim Gray, in his official capacity as the certifying officer, consents to accept the jurisdiction of the Federal courts if an action is brought to enforce responsibilities in relation to environmental reviews, decision making, and action; and that these responsibilities have been satisfied. The legal effect of the certification is that upon its approval, LFUCG may undertake this project, and HUD will have satisfied its responsibilities under NEPA. HUD will consider an objection to release of funds and approval of this certification for a period of fifteen days following the anticipated submission date or its actual receipt if it is on one of the following bases; (a) that the certification was not in fact executed by the certifying officer of the responsible entity; (b) LFUCG has omitted a step or failed to make a decision or finding required 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 LFUCG; 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 Release of Funds

Objections must be prepared and submitted in accordance with the required procedures (24 CFR 58, Subpart H), and may be addressed to HUD at: U.S. Department of HUD, Kentucky Office, 601 W. Broadway, Louisville, KY 40202, Attn: Roger A. Leonard. Potential objectors should contact HUD to verify the actual last day of the objection period.

Objections to this undertaking on any bases other than those stated above will not be considered by HUD.

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Lexington, KY 40507