

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

February 11, 2021

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

This notice shall satisfy two separate but related procedural requirements for activities to be undertaken by the Lexington-Fayette Urban County Government.

REQUEST FOR RELEASE OF FUNDS

On or about March 1, 2021 the Lexington-Fayette Urban County Government (LFUCG) will submit a request to the U.S. Department of Housing and Urban Development (HUD) for the release of federal HOME Investment Partnerships funds under the National Affordable Housing Act of 1990 to undertake the following project:

Development of Rental Housing Units – Using HOME funds allocated by LFUCG, developer AU Associates, Inc., proposes the new construction of 24 affordable housing units of permanent rental housing for individuals 55+ on the existing 1.21-acre lot at 6411 Polo Club Lane. Four (4) units will have HOME funds. Total estimated project cost: \$5,529,720. Approximately \$453,409 of HOME funds will be used.

FINDING OF NO SIGNIFICANT IMPACT (FONSI)

The Lexington-Fayette Urban County 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) is not required. Additional project information is contained in the Environmental Review Record (ERR) and can be found at www.lexingtonky.gov/legal-notices or a written request for the file can be sent to LFUCG Division of Grants and Special Programs, 6th Floor, 200 East Main Street, Lexington, KY 40507 or via email to grants@lexingtonky.gov.

PUBLIC COMMENTS

Any individual, group or agency may submit written comments on the ERR to the LFUCG Division of Grants and Special Programs at 200 East Main Street, 6th Floor, Lexington, KY 40507 or submitted to grants@lexingtonky.gov. All comments received by February 26, 2021 will be considered by LFUCG prior to authorizing submission of a Request for Release of Funds. Comments should specify which Notice they are addressing.

ENVIRONMENTAL CERTIFICATION

The LFUCG certifies to HUD that Linda Gorton in her capacity as Mayor consents to accept the jurisdiction of 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,

Kentucky Office approval of the certification satisfies its responsibilities under NEPA and related laws authorities and allows the LFUCG to use Program funds.

OBJECTIONS TO RELEASE OF FUNDS

HUD, Kentucky Office will accept objections to its release of funds and LFUCG 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 LFUCG; (b) LFUCG has omitted a step or failed to make 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, Kentucky Office; or (d) another Federal agency acting pursuant to 40 CFR Part 1504 has submitted in written funding that a project is unsatisfactory from the standpoint of environmental quality. Objections must be prepared and submitted via email in accordance with the required procedures (24 CFR Part 58, Sec. 58.76) and shall be addressed to HUD, Kentucky Office at CPD_COVID-19OEE-LOU@hud.gov. Potential objectors should contact HUD, Kentucky Office via email to verify the actual last day of the objection period

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