

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

February 18, 2014  
City of Houston  
Housing and Community Development Department (HCDD)  
601 Sawyer, 4<sup>th</sup> Floor  
Houston, TX 77007  
(713) 868-8324

**This Notice shall satisfy the above-cited two separate but related procedural notification requirements.**

## **REQUEST FOR RELEASE OF FUNDS**

On or about Thursday, March 6, 2014 City of Houston's Housing and Community Development Department will submit a request to the Texas General Land Office (GLO), who is acting in the role of the U.S. Department of Housing and Urban Development (HUD) for the release of federal Community Development Block Grant Disaster Recovery Round 2.2 (CDBG-DR) funds authorized by Consolidated Security, Disaster Assistance, and Continuing Appropriations Act, (Public Law 110-329), enacted on September 30, 2008, as amended. These particular funds are part of a CDBG grant administered by the Texas General Land Office (GLO) for Hurricane Ike Disaster Relief. GLO will act in the stead of the Department of Housing and Urban Development (HUD) and be overseen by HUD.

The funds will be utilized to undertake the following project:

**Project Title:               Residences at Hardy Yards**

**Location: 5 Acre Portion in southeast of 33.35 Acre Site Identified in the John Austin Survey, Abstract No. 1., which has been identified as the site that has received its Final Certificate of Completion from the TCEQ that it is acceptable for residential use, at former Hardy Yards site, Houston, Texas 77009**

**Purpose of project:   This project is being performed in order to provide affordable housing for low to moderate income persons by reserving a portion of units in the proposed multifamily development on the former Hardy Yards site for these individuals and families. An approximate 5 acres of a total 33.35 (15.15%) will be specifically used for affordable housing. The remainder will be used for market-rate residential as well as commercial development. Noise mitigation will be performed at the site after construction if applicable so that interior noise levels are below 45 decibels (dB) as certified by an architect or acoustical engineer.**

**GLO Contract No.:           13-181-000-7294**

**Total Federal Funding:     \$14,500,000.00**

### **FINDING OF NO SIGNIFICANT IMPACT**

The City of Houston 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) on file at the above address and is available for public examination or copying weekdays 8 A.M. to 5 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 City of Houston, Housing and Community Development Department, ATTN: Environmental Review Officer, 601 Sawyer, 4<sup>th</sup> Floor, Houston, Texas 77007. All comments received by the close of business on Wednesday, March 5, 2014 will be considered by the City of Houston prior to authorizing submission of a request for release of funds. Commentors should specify which part of this Notice they are addressing.

### **RELEASE OF FUNDS**

The City of Houston certifies to GLO, acting in the role of HUD, that Annise Parker, in her 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. GLO's approval of the certification satisfies its responsibilities under NEPA and related laws and authorities, and allows the City of Houston to use Program funds.

### **OBJECTIONS TO RELEASE OF FUNDS**

GLO will consider objections to its release of funds and the City of Houston certification received by the close of business on Friday, March 21, 2014 or a period of fifteen days from its 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 or other officer of the City of Houston approved by GLO; (b) the City of Houston, as Responsible Entity, 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 project have committed funds or incurred costs not authorized by 24 CFR Part 58 before approval of a release of funds by GLO; 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: Texas General Land Office, 3429 Executive Center Drive, Austin, Texas 78731. Potential objectors should contact GLO to verify the actual last day of the objection period.

Annise Parker, Mayor  
City of Houston