

LEGAL COMBINED NOTICE
FINDING OF NO SIGNIFICANT IMPACT
AND
INTENT TO REQUEST RELEASE OF FUNDS
CITY OF BENTON HARBOR/COUNTY OF BERRIEN
200 PAW PAW AVENUE
BENTON HARBOR, MI 49022
(269) 927-8420

TO ALL INTERESTED AGENCIES AND PERSONS:

On or about September 16, 2011 the above-named City will request the United States Department of Housing and Urban Development to release Federal Funds under Title I. of the Housing and Community Development Act of 1974 (P.L. 93-383) for the following projects:

GRANT YEAR NO. B-11-MC-26-0035

RECREATION \$36,874.00

Funds under this activity will provide for youth recreational activities and services to very low, low and moderate income individuals residing in the City of Benton Harbor

ADMINISTRATION \$84,218.00

This activity will provide for staff and supplies specific to Block Grant Program administration and monitoring of funded activity.

PUBLIC FACILITIES AND IMPROVEMENT \$150,000.00

Funds under this activity will provide for public facility improvements for two public parks to include sidewalk replacement, benches, landscaping, play structure improvements and replacement of play equipment

SECTION 108 LOAN REPAYMENT **\$150,000.00**

The funds programmed under this activity will provide for planned Section 108 Loan repayments for defaulted loans.

SUB TOTAL (B-11-MC-26-0035) **\$421,092.00**

FUNDS REPROGRAMMED

<u>FROM:</u>	<u>TO:</u>	<u>AMOUNT</u>
2009 Public Service	2010 Recreation	\$6,826.00
2009 Recreation	2010 Recreation	\$27,953.00
2010 Public Service	2010 Recreation	\$35,000.00
2009 Homeownership	2010 Section 108 Loan Repayment	\$22,276.00

SUB TOTAL REPROGRAMMED FUNDS **\$92,055.00**

GRAND TOTAL OF FUNDS **\$513,147.00**

FINDING OF NO SIGNIFICANT IMPACT:

It has been determined that such request for release of funds will not constitute an action significantly affecting the quality of the human environment and accordingly, the above name City has decided not to prepare an Environmental Impact Statement under the National Environmental Policy Act of 1968 (P.L. 91-190) The reasons for such decision not to prepare such Statement are as follows:

- No other Local, State or Federal plans will be affected by the project.
- No negative effects are anticipated beyond short-term demolition noise and dust, short-term noise associated with resurfacing of effected street, and short-term imminent noises associated with the rehabilitation of homes.
- An Environmental Review Record respecting the proposed projects has been made by the above named City which documents the environmental review of the projects and fully sets forth the reasons why such a Statement

is not required. The Environmental Review Record is on file at the above address and is available for public examination and copying upon request in the Department of Community Development between the hours of 8:30 a.m. and 5:00 p.m.

- No further environmental review of such project is proposed to be conducted prior to the request for release of Federal Funds.

PUBLIC COMMENTS OF FUNDING:

All interested agencies, groups, and person disagreeing with this decision are invited to submit written comments for consideration by the City to the Department of Community Development at the above named address. Such written comments should be received on or before September 15, 2011.

All such comments so received will be considered and the City will not request the release of funds or take any administration action on the proposed project prior to the date specified in the preceding sentence.

The City of Benton Harbor will undertake the project described above with Block Grant Funds from the United States Department of Housing and Urban Development under Title I of the Housing and Community Development Act of 1974. The City of Benton Harbor is certifying to the United State Department of Housing and Urban Development that the City of Benton Harbor and Joseph L. Harris, in his official capacity as Emergency Manager, consent to accept the jurisdiction of the Federal Court if an action is brought to enforce responsibilities in relation to environmental reviews, decision making, an action; and that these responsibilities have been satisfied.

The legal effect of the certification is that upon approval, the City of Benton Harbor may use the Block Grant Funds, and the Untied States Department of Housing and Urban Development will have satisfied its responsibilities under the National Environmental Policy Act of 1969.

OBJECTIONS TO RELEASE OF FUNDS:

The United States Department of Housing and Urban Development will accept an objection to its approval only if it is on one of the following bases; (a) that the certification was not in fact executed by the certifying officer or other applicants environmental review record for the projects indicated omission of required decision, finding, or step applicable to the project in the environmental review process. Objections must be prepared and submitted in accordance with the required procedure (24 C.F.R. Part 58) and in may be addressed to United Department of Housing and Urban Development, 477 Michigan Avenue, Detroit, Michigan 48226.

Objections to the release of funds on bases other than those stated above will not be considered by the United States Department of Housing and Urban Development. No objections received after October 3, 2011 will be considered by the Department.

**Regina Sistrunk, Deputy Director
Community Development Department
CITY OF BENTON HARBOR**