

March 12, 2013

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

This notice shall satisfy two separate but related procedural requirements for activities to be undertaken by the City of Wilmington.

REQUEST FOR RELEASE OF FUNDS

After **March 31, 2013** the City of Wilmington (City) will submit a request to the HUD/Greensboro Field Office for the release of the Community Development Block Grants (CDBG) under the authority of Title I of the Housing and Community Development Act of 1974, as amended. Activities being conducted as part of the CDBG program for which funds are being requested are described below:

Activities to be carried out include demolition and renovation activities at the City of Wilmington former maintenance garage site located in a HUD designated revitalization area, site address of 901 Fanning Street, Wilmington, New Hanover County, North Carolina. The project will eliminate existing blight caused by dilapidated buildings, fencing, overgrown landscaping, and creates and preserves open space. The City intends to demolish buildings that are in disrepair, stabilize the remaining buildings, and expand green and open space. The funds will be used solely as identified, in accordance with the budget, plans and specifications, and environmental assessment. These activities are designed to carry out public use and promote the HUD livability principles. This request for release of funds will cover the fiscal year of 2012-2013:

<u>CDBG</u>	<u>FY 12/13</u>	<u>\$215,620</u>
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FINDING OF NO SIGNIFICANT IMPACT

The City 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 City, 305 Chestnut Street, Community Services Department, 2nd Floor, Wilmington, NC 28402 and may be examined or copied weekdays 8:00 A.M. to 5:00 P.M., copy charges may apply.

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 Wilmington, Community Services Department, Teresa V. Campo, Community Development Compliance Specialist, P. O. Box 1810, Wilmington, NC 28401. All comments received by March 31, 2013 will be considered by the City prior to authorizing submission of a request for release of funds. Comments should specify which Notice they are addressing.

RELEASE OF FUNDS

The City certifies to the HUD/Greensboro Field Office that the City Manager, Sterling Cheatham, in his capacity 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. The HUD/Greensboro Field Office's approval of the certification satisfies its responsibilities under NEPA and related laws and authorities, and allows the City of Wilmington to use Program funds.

OBJECTIONS TO RELEASE OF FUNDS

The HUD/Greensboro Field Office will accept objections to its release of funds and the Responsible Entity's (RE) 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 Wilmington;
- b) the RE 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 has committed funds or incurred costs not authorized by 24 CFR Part 58 before approval of a release of funds by the HUD/Greensboro Field Office; 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:
Lenwood E. Smith, II, PWS, Environmental Protection Specialist
US Department of Housing and Urban Development
1500 Pinecroft Road, Suite 401
Greensboro, NC 27407-3838**

Potential objectors should contact the HUD/Greensboro Field Office at (336) 851-8054 to verify the actual last day of the objection period.