

Request for Release of Funds and Certification

U.S. Department of Housing and Urban Development
 Office of Community Planning and Development

OMB No. 2506-0087
 (exp. 07/31/2017)

This form is to be used by Responsible Entities and Recipients (as defined in 24 CFR 58.2) when requesting the release of funds, and requesting the authority to use such funds, for HUD programs identified by statutes that provide for the assumption of the environmental review responsibility by units of general local government and States. Public reporting burden for this collection of information is estimated to average 36 minutes per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. This agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless that collection displays a valid OMB control number.

Part 1. Program Description and Request for Release of Funds (to be completed by Responsible Entity)

1. Program Title(s)	2. HUD/State Identification Number	3. Recipient Identification Number (optional)
4. OMB Catalog Number(s)	5. Name and address of responsible entity	
6. For information about this request, contact (name & phone number)		
8. HUD or State Agency and office unit to receive request	7. Name and address of recipient (if different than responsible entity)	

The recipient(s) of assistance under the program(s) listed above requests the release of funds and removal of environmental grant conditions governing the use of the assistance for the following

9. Program Activity(ies)/Project Name(s)	10. Location (Street address, city, county, State)
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11. Program Activity/Project Description

Part 2. Environmental Certification (to be completed by responsible entity)

With reference to the above Program Activity(ies)/Project(s), I, the undersigned officer of the responsible entity, certify that:

1. The responsible entity has fully carried out its responsibilities for environmental review, decision-making and action pertaining to the project(s) named above.
2. The responsible entity has assumed responsibility for and complied with and will continue to comply with, the National Environmental Policy Act of 1969, as amended, and the environmental procedures, permit requirements and statutory obligations of the laws cited in 24 CFR 58.5; and also agrees to comply with the authorities in 24 CFR 58.6 and applicable State and local laws.
3. The responsible entity has assumed responsibility for and complied with and will continue to comply with Section 106 of the National Historic Preservation Act, and its implementing regulations 36 CFR 800, including consultation with the State Historic Preservation Officer, Indian tribes and Native Hawaiian organizations, and the public.
4. After considering the type and degree of environmental effects identified by the environmental review completed for the proposed project described in Part 1 of this request, I have found that the proposal did did not require the preparation and dissemination of an environmental impact statement.
5. The responsible entity has disseminated and/or published in the manner prescribed by 24 CFR 58.43 and 58.55 a notice to the public in accordance with 24 CFR 58.70 and as evidenced by the attached copy (copies) or evidence of posting and mailing procedure.
6. The dates for all statutory and regulatory time periods for review, comment or other action are in compliance with procedures and requirements of 24 CFR Part 58.
7. In accordance with 24 CFR 58.71(b), the responsible entity will advise the recipient (if different from the responsible entity) of any special environmental conditions that must be adhered to in carrying out the project.

As the duly designated certifying official of the responsible entity, I also certify that:

8. I am authorized to and do consent to assume the status of Federal official under the National Environmental Policy Act of 1969 and each provision of law designated in the 24 CFR 58.5 list of NEPA-related authorities insofar as the provisions of these laws apply to the HUD responsibilities for environmental review, decision-making and action that have been assumed by the responsible entity.
9. I am authorized to and do accept, on behalf of the recipient personally, the jurisdiction of the Federal courts for the enforcement of all these responsibilities, in my capacity as certifying officer of the responsible entity.

Signature of Certifying Officer of the Responsible Entity	Title of Certifying Officer
X	Date signed

Address of Certifying Officer

Part 3. To be completed when the Recipient is not the Responsible Entity

The recipient requests the release of funds for the programs and activities identified in Part 1 and agrees to abide by the special conditions, procedures and requirements of the environmental review and to advise the responsible entity of any proposed change in the scope of the project or any change in environmental conditions in accordance with 24 CFR 58.71(b).

Signature of Authorized Officer of the Recipient	Title of Authorized Officer
X	Date signed

Warning: HUD will prosecute false claims and statements. Conviction may result in criminal and/or civil penalties. (18 U.S.C. 1001, 1010, 1012; 31 U.S.C. 3729, 3802)

Comment Periods for Public Notices

Following are examples to help the Recipient (RE) calculate the time necessary for public comment periods for various environmental notices. These timetables assume no delays from mailing and do not take into consideration time to address any objections. They also assume that the correct dates were used in the publication. Full 24-hour days must be used. A comment period begins at 12:01 AM on the day after a notice is published in a paper or posted or is received by the Oregon Business Development Department. The comment period ends at midnight of the last day.

NOTE - OBDD will accept objections to the RROF for a period of fifteen days following the anticipated submission date or actual receipt of the RROF and completed ERR, whichever is later.

Categorical Exclusion					
<i>Notice of Intent Request for Release of Funds (NOI-RROF) and Request for Release</i>					
<i>PUBLISHED</i>			<i>POSTED NOTICE</i>		
Date of Publication-NOI-RROF	March	17	Date of Publication-NOI-RROF	March	17
Comment period to locality	+	<u>7</u> days	Comment period to locality	+	<u>10</u> days
Local comment period ends	March	24	Local comment period ends	March	27
RROF send to State	March	25	RROF send to State	March	28
State receives RROF	March	27	State receives RROF	March	30
Period for comments to State	+	<u>15</u> days	Period for comments to State	+	<u>15</u> days
		42			45
Days in month	-	<u>31</u>	Days in month	-	<u>31</u>
Comment period ends	April	11	Comment period ends	April	14
Earliest date State can release	April	12	Earliest date State can release	April	15
Total time:		<u>25</u> days	Total time:		<u>28</u> days

Combined Notice					
<i>Includes Finding of No Significant Impact (FONSI) and</i>					
<i>Notice of Intent to Request Release of Funds (NOI-RROF) and Request for Release of</i>					
<i>PUBLISHED</i>			<i>POSTED NOTICE</i>		
Date of Publication-Combined	March	17	Date of Publication-Combined	March	17
Comment period to locality	+	<u>15</u> days	Comment period to locality	+	<u>18</u> days
		32			35
Days in month	-	<u>31</u>	Days in month	-	<u>31</u>
Local comment period ends	April	1	Local comment period ends	April	4
RROF send to State	April	2	RROF send to State	April	5
State receives RROF	April	4	State receives RROF	April	7
Period for comments to State	+	<u>15</u> days	Period for comments to State	+	<u>15</u> days
Comment period ends	April	19	Comment period ends	April	22
Earliest date State can release	April	20	Earliest date State can release	April	23
Total time:		<u>33</u> days	Total time:		<u>36</u> days

Below are charts to assist the recipient in setting their calendar for dissemination of environmental notices.

Categorical Exclusion <i>Notice of Intent Request for Release of Funds (NOI-RROF) and Request for Release</i>			
<i>PUBLISHED</i>		<i>POSTED NOTICE</i>	
Date of Publication-NOI-RROF		Date of Publication-NOI-RROF	
Comment period to locality	+ 7 days	Comment period to locality	+ 10 days
Local comment period ends		Local comment period ends	
<i>RROF</i> send to State		<i>RROF</i> send to State	
State receives <i>RROF</i>		State receives <i>RROF</i>	
Period for comments to State	+ 15 days	Period for comments to State	+ 15 days
Days in month	-	Days in month	-
Comment period ends		Comment period ends	
Earliest date State can release		Earliest date State can release	
Total time:	25 days	Total time:	28 days

Combined Notice Includes <i>Finding of No Significant Impact</i> (FONSI) and <i>Notice of Intent to Request Release of Funds (NOI-RROF) and Request for Release of</i>			
<i>PUBLISHED</i>		<i>POSTED NOTICE</i>	
Date of Publication-Combined		Date of Publication-Combined	
Comment period to locality	+ 15 days	Comment period to locality	+ 18 days
Days in month	-	Days in month	-
Local comment period ends		Local comment period ends	
<i>RROF</i> send to State		<i>RROF</i> send to State	
State receives <i>RROF</i>		State receives <i>RROF</i>	
Period for comments to State	+ 15 days	Period for comments to State	+ 15 days
Comment period ends		Comment period ends	
Earliest date State can release		Earliest date State can release	
Total time:	33 days	Total time:	36 days

ERR approved for Publishing

From: GONZALES Shelby M * BIZ <Shelby.M.GONZALES@biz.oregon.gov>

Sent: Wednesday, February 09, 2022 9:30 AM

To: Andy Clay <andy.clay@svdp.us>; Sarah Moehrke <sarah.moehrke@ci.florence.or.us>

Subject: RE: ERR Florence – Project #H21009

Good Morning!

The Environmental Review Record for H21009 Florence has been approved and is ready for publishing per CDBG and HUD standards. Please save a copy of this email for your records.

Thank you,

Shelby Gonzales

CDBG Project Manager

Business Oregon | <https://www.oregon.gov/biz/Pages/default.aspx>

971-375-7892 mobile



Notice of Intent to Request Release of Funds
 Owner-Occupied Housing Rehabilitation Program

City of Florence	February 19, 2022
Responsible Entity City / County	Date of Notice
250 Highway 101	(541) 997-3437
Address	Telephone Number
Florence	Oregon, 97439
City	State Zip

On or about March 3, 2022, The City of Florence will submit a Request for Release of Funds (RROF) to the Oregon Business Development Department (OBDD) for the release of Community Development Block Grant (CDBG) funds under Title I of the Housing and Community Development Act of 1974 as amended, for its housing rehabilitation program. The purpose of The City of Florence’s housing rehabilitation program is to use to perform repair and rehabilitation of existing single-family, owner-occupied units located in Cities of Florence, Veneta, Oakridge, Westfir, Lowell, Cottage Grove, Junction City and Creswell as well as unincorporated portions of Lane County. Annually, the program rehabilitates over 13 low- to-moderate-income homes with approximately \$400,000 of CDBG funds.

Specific locations of individual units to be rehabilitated cannot be determined prior to the completion of the Area-Wide Environmental Review and the RROF. For the housing rehabilitation activities proposed The City of Florence is using a Tiered Environmental Review format and process proposed under HUD Regulations for the National Environmental Policy Act at 24 CFR Part 58.15.

In this first tier, a broad area-wide statutory review of the housing rehabilitation program has identified laws and authorities that we have determined will not be triggered by the location of the rehab program. These laws include: Floodplain Management (24 CFR Part 55 and Executive Order 11988), Wetland Protection (Executive Order 11990), Sole Source Aquifers (The Safe Drinking Water Act, 40 CFR Part 149), The Coastal Zone Management Act of 1972, the Wild and Scenic Rivers Act of 1968, The Clean Air Act, The Farmland Protection Policy Act of 1981, The Environmental Justice Executive Order 12898, The Noise Abatement and Control Standard (24 CFR part 51B), The Explosive and Flammable Operations Standard (24 CFR Part 51C) and Airport Clear Zones and Accident Potential Zones (24 CFR Part 51D).

In the second tier review, The City of Florence identified laws and authorities that must be analyzed with site-specific environmental review checklists for each property location. These laws include: Historic Preservation (36 CFR Part 800), Flood Disaster Protection Act of 1973, The Endangered Species Act (50 CFR Part 402) and Toxic Chemicals and Radioactive Materials (24 CFR, Part 58.5(i)).

An Environmental Review Record (ERR) that documents the environmental determinations for this project, along with a copy of The City of Florence policies and processes to be followed for site specific reviews, is on file, and may be examined or copied Monday through Saturday from 10 a.m. to 6 p.m. at the Siuslaw Public Library, Florence Branch (1460 9th Street). The report can also be viewed at on the City of Florence’s website: <https://www.ci.florence.or.us/economicdevelopment/housing-rehabilitation-program>

PUBLIC COMMENTS: Any individual, group, or agency may submit written comments on the ERR to the City of Florence (250 Highway 101) or by email (economicdevelopment@ci.florence.or.us). All comments received by March 1, 2022 will be considered by the City of Florence prior to submission of a request for release of funds.

OBJECTIONS TO RELEASE OF FUNDS: OBDD will accept an objection to its approval of the release of funds and the City of Florence certification for a period of fifteen days following the anticipated submission date or actual receipt of the request for release of funds (whichever is later) only if they are on one of the following bases:

OBDD will accept objections to its Release of Funds only if they are based on one of the following:

- A. The certification was not executed by the Certifying Officer of the City of Florence.
- B. The City of Florence has omitted a step or failed to make a decision or finding required by HUD regulations at 24 CFR Part 58.
- C. The City of Florence has committed funds or incurred costs not authorized by 24 CFR Part 58 before approval of a release of funds by OBDD.
- 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 procedure (24 CFR Part 58), and shall be addressed to OBDD at 775 Summer Street NE, Suite 200, Salem, OR 97301-1280. Objections to the release of funds on bases other than those stated above will not be considered by OBDD.

Potential objectors should contact OBDD to verify the actual last day of the objection period. It is estimated that any objection received after March 22, 2022 will not be considered by OBDD.

Name of Certifying Officer:	Joe Henry
Title:	Mayor
Address:	250 Highway 101
	Florence, OR 97439