Davis COUNTY

# Clerk / Auditor

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**Curtis Koch, MBA, CGFM**
Clerk/Auditor

## NOTICE OF INTENT TO REQUEST RELEASE OF FUNDS FOR TIERED PROJECTS AND PROGRAMS

2/20/2018

*Davis County Government*
*PO Box 618*
*Farmington, UT 84025*
*801-451-3276*

On or about *March 2nd, 2018* the *County of Davis* will submit a request to the *U.S. Department of Housing and Urban Development* the release of *Community Development Block Grant* funds to undertake the following project: To assist eligible first time home buyers with grants up to $5,000 to help with down payment, closing costs, and/or up-front mortgage insurance. The funds will also be used to provide home owner s with grants up to $4,000 for repair items in the home that pose a danger to the health and safety of the occupants .Funds will also assist homeowners with the repair or replacement of their damaged roof.

**Tier 1 Broad Review Project/Program Title**: *DCHA-Down-Payment-Assistance,-Roof-Repair,-Home-Repair*

**Purpose:** *Davis County is in need of funding to assist low to moderate income persons with down payment assistance, roof repair, and general emergency home repairs.*
Location: *These activities will be performed within Davis County's participating cities.*
Project/Program Description: *This project will assist eligible first time home buyers with grants up to $5,000 to help with down payment, closing costs, and/or up-front mortgage insurance. The funds will also be use d to provide home owner s with grants up to $4,000 for repair items in the home that pose a danger to the health and safety of the occupants .Funds will also assist homeowners with the repair or replacement of their damaged roof..* Tier 2 site specific reviews will be completed for those laws and authorities not addressed in the tier 1 broad review for each address under this program when addresses become known.

**Level of Environmental Review Citation:** *The following citations apply: Categorically Excluded per 24 CFR Part 58.5(a)(3)(i) and 58.5.*
Tier 2 Site Specific Review: The site specific reviews will cover the following laws and authorities not addressed in the Tier 1 broad review: The following laws and authorities will be addressed in the individual tier 2 site review: 24 CFR Part 51 Subpart D; Flood Disaster Protection Act of 1973 and National Flood Insurance Reform Act of 1994 [42 USC 4001-4128 and 42 USC 5154a]; Clean Air Act, as amended, particularly section 176(c) & (d); 40 CFR Parts 6, 51, 93; 24 CFR Part 50.3(i) & 58.5(i)(2); 24 CFR Part 50.3(i) & 58.5(i)(2); 24 CFR Part 51 Subpart C; Farmland Protection Policy Act of 1981, particularly

sections 1504(b) and 1541; 7 CFR Part 658; Executive Order 11988, particularly section 2(a); 24 CFR Part 55; National Historic Preservation Act of 1966, particularly sections 106 and 110; 36 CFR Part 800; Noise Control Act of 1972, as amended by the Quiet Communities Act of 1978; 24 CFR Part 51 Subpart B; Executive Order 11990, particularly sections 2 and 5; and Executive Order 12898.

**Mitigation Measures/Conditions/Permits (if any):** Davis County will address each applicable tier 2 laws and authorities by the following actions:

- Airport Hazards: Once a home address is located, Davis County will determine if it within 15,000 feet of Hill Airforce Base or Sky Park Airport. If it is not, it will be exempt, as Hill Airforce Base and Sky Park Airport are the only two airports located in Davis County.
- Flood Insurance: Davis County will ensure that flood insurance is acquired for all applicable sites.
- Air Quality: Upon site-specific review, Davis County will utilize SIP to determine if there is any potential for air emission
- Contamination and Toxic Substances: Upon site-specific review, Davis County will utilize the NEPA Assist map and determine if the site is located near contamination or toxic substances.
- Explosive and Flammable Hazards: Upon site-specific review, Davis County will ensure the location is at least one mile from any flammable hazards or explosives.
- Farmlands Protection: Upon site-specific review, Davis County will utilize the TigerWEB map tool to determine if the site is FPPA Exempt.
- Floodplain Management: Upon site-specific review, Davis County will consult a FEMA flood plain map to determine if the site is located near a floodplain.
- Historic Preservation: Upon site-specific review, Davis County will search the list of Historical Sites in Davis County to determine if the site is near a historical site.
- Noise Abatement and Control: Upon site-specific review, Davis County will ensure that the site is the appropriate distance from major roadways, railroad, and airports/air force bases. Davis County will ensure the location does not experience 65 decibels or more.
- Wetlands Protection: Upon site-specific review, Davis County will consult the NWI map to determine if any wetlands are located near the site location.
- Environmental Justice: Upon site review, Davis County will evaluate if the location changes any factors that affect Environmental Justice populations.

**Estimated Project Cost: CDBG Funding: *$175,000 (total cost) $175,000***

The activity/activities proposed are categorically excluded under HUD regulations at 24 CFR Part 58 from National Environmental Policy Act (NEPA) requirements per *24 CFR Part 58.5(a)(3)(i) and 58.5.*An Environmental Review Record (ERR) that documents the environmental determinations for this project is on file at Davis County Clerk/Auditors, 61 South Main Street, STE 102, Farmington, UT 84025 and may be examined or copied weekdays 8A.M to 4:30P.M. *or* at https://www.hudexchange.info/programs/environmental-review/environmental-review-records/.

**PUBLIC COMMENTS**

Any individual, group, or agency may submit written comments on the ERR to the *Davis County Clerk/Auditors office, attention to Tony Zambrana, Grant Auditor.* All comments received by *March 5th* will be considered by the *Grant Auditor prior* to authorizing submission of a request for release of funds.

## ENVIRONMENTAL CERTIFICATION

The *Davis County Government* certifies to Community Planning and Development, Region VIII U.S. Department of Housing and Urban Development that *Curtis Koch*, Certifying Officer, *in his* capacity as *Clerk Auditor* 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. Community Planning and Development, Region VIII U.S. Department of Housing and Urban Development approval of the certification satisfies its responsibilities under NEPA and related laws and authorities and allows the *County of Davis* to use HUD program funds.

## OBJECTIONS TO RELEASE OF FUNDS

The Community Planning and Development office, Region VIII U.S. Department of Housing and Urban Development will accept objections to its release of fund and the *County of Davis's* 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 *County of Davis;* (b) the *County of Davis* 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 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 Community Planning and Development, Region VIII U.S. Department of Housing and Urban Development; 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, Sec. 58.76) and shall be addressed to Community Planning and Development, Region VIII, U.S. Department of Housing and Urban Development at 1670 Broadway, 24th Floor, Denver, CO 80202. Potential objectors should contact Community Planning and Development, Region VIII, U.S. Department of Housing and Urban Development to verify the actual last day of the objection period.

*Curtis Koch, Clerk/Auditor,* Certifying Officer

Note: The seven or ten-day public comment periods are the minimum time periods required by regulation prior to submission of a Request for Release of funds and Certification (form HUD-7015.15 to HUD/State. The Responsible Entity may choose to allow a longer comment period. The fifteen-day objection period is a statutory requirement. The objection period follows the submission date specified in the Notice or the actual date of receipt by HUD/State, whichever is later.