



Community and Economic Development

Davis County Administration - P.O. Box 618 - Farmington Utah 84025
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NOTICE OF INTENT TO REQUEST RELEASE OF FUNDS FOR TIERED PROJECTS AND PROGRAMS

Date of Publication: 07/9/2024
Davis County Community and Economic Development
61 S. Main Street
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On or after July 17, 2024 the Davis County Community and Economic Development Department will submit a request to the Office of Housing and Urban Development (HUD) for the release of Community Development Block Grant Federal Funds under Title 1 of the Housing and Community Development Act of 1974, as amended (PL 93-383), to undertake the following project:

Tier 1 Broad Review Project/Program Title: Davis County Critical Home Repair Program
Purpose: Provide grants/loans up to \$15,000 to income qualified residents of Davis County to conduct needed home repairs that address issues of health and safety.

Location: Within Davis County except Layton and Clearfield who are their own entitlement communities.

Project/Program Description: Davis County is partnering with Salt Lake Valley Habitat for Humanity to administer a Critical Home Repair Program. Income qualified residents can apply for grants/loans of up to \$15,000 to conduct needed home repairs that address health and safety conditions- 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: 24 CFR Part 58.35(a)(3)(i)

Tier 2 Site Specific Review: The site specific reviews will cover the following laws and authorities not addressed in the Tier 1 broad review:

- Flood Disaster Protection Act of 1973 and National Flood Insurance Reform Act of 1994 [42 USC 4001-4128 and 42 USC 5154a]
- Contamination and Toxic Substances [24 CFR 50.3(i) & 58.5(i)(2)]
- Floodplain Management [Executive Order 11988, particularly section 2(a); 24 CFR Part 55]
- National Historic Preservation Act of 1966, particularly sections 106 & 110; 36 CFR Part 800
- Environmental Justice [Executive Order 12898]

Mitigation Measures/Conditions/Permits (if any):

- Flood Disaster Protection Act of 1973 and National Flood Insurance Reform Act of 1994: Every home assisted will be evaluated using a FEMA Firmette to determine whether the home is located in a FEMA designated floodplain. If so, flood insurance will be required as a mitigation effort.
- Contamination and Toxic Substances: Every home assisted will be evaluated to verify that the home and immediate area is free of hazardous materials, contamination, toxic chemicals and gases, and radioactive substances, where a hazard could affect the health and safety of the occupants or conflict with the intended utilization of the property. This will be done via



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an on-site inspection of the property including lead based paint inspection if the home was built prior to 1978. Additionally, NEPA Assist and the Utah Division of Environmental Quality online database will be used to verify contamination and toxic substances near homes that are assisted. Any hazards that have the potential to impact the home or occupants will be remediated.

- Floodplain Management: Every home assisted will be evaluated using a FEMA Firmette to determine whether the home is located in a FEMA designated floodplain. If so, mitigation measures may be required depending on the nature of the activities at the individual home to prevent impact to a floodplain.
- National Historic Preservation Act of 1966: Davis County has a programmatic agreement with the State Historic Preservation Office and if the activities at an individual home are specifically listed as exempt in the programmatic agreement then no mitigation will be required. If the activities are not specifically listed as exempt and the home is older than 50 years then the County will work with the State Historic Preservation Office to determine what, if any, mitigation is required.
- Environmental Justice: After all laws and authorities have been evaluated, environmental justice will be reviewed to determine whether the activities at any individual home will have adverse environmental impacts. If so, additional further remediation may be required

Estimated Project Cost: HUD Funding: \$150,000, Estimated Total Project Cost: \$350,000

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 58.35(a)(3)(i). An Environmental Review Record (ERR) that documents the environmental determinations for this project is on file at Davis County Community and Economic Development Department, 61 S. Main Street, Farmington, UT 84025, Suite 304 and may be examined or copied weekdays 8:00 A.M to 5:00 P.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 Community and Economic Development Department. All comments received by July 16, 2024 will be considered by the Davis County Community and Economic Development Department prior to authorizing submission of a request for release of funds.

ENVIRONMENTAL CERTIFICATION

The Davis County Community and Economic Development Department certifies to HUD that Kent Andersen, Certifying Officer, in his capacity as Director, Community and Economic Development 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. HUD's approval of the certification satisfies its responsibilities under NEPA and related laws and authorities and allows the Davis County Community and Economic Development Department to use HUD program funds.



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OBJECTIONS TO RELEASE OF FUNDS

HUD will accept objections to its release of funds and the Davis County Community and Economic Development Department'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 Davis County Community and Economic Development Department; (b) the Davis County Community and Economic Development Department 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 HUD; 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 via email in accordance with the required procedures (24 CFR Part 58, Sec. 58.76) and shall be addressed to Noemi Ghirghi, CPD Region VIII Director, at CPDRROFDEN@hud.gov. Potential objectors should contact CPDRROFDEN@hud.gov to verify the actual last day of the objection period.

Kent Andersen, Director, Community and Economic Development, Certifying Officer