

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

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The City of Charleston
75 Calhoun Street, Third Floor
Charleston, SC, 29401
(843) 724-3766

On or after May 14, 2022 the City of Charleston will submit a request to HUD, South Carolina for the release of Community Development Block Grant (CDBG) funds under Title 1 of the Housing and Community Development Act of 1974, Public Law 93-383, as amended 42 U.S.C. 5301 et seq and HOME Investment Partnerships Program (HOME) funds under Title II of the Cranston-Gonzales National Affordable Housing Act of 1990 as amended to undertake the following project:

Tier 1 Broad Review Project/Program Title: City of Charleston - Peninsula

Purpose: This proposed project is a broad level review of Peninsula Charleston for all home rehabilitation activities categorically excluded under NEPA, but maybe subject to review under Section 58.5.

Location: The proposed area for broad level review includes peninsular Charleston. This area is unique and common to itself.

Project/Program Description: The City of Charleston Housing and Community Development home rehabilitation programs encompass substantial rehabilitation, roof replacements, and minor repairs of single family homes. 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)

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; Coastal Zone Management Act, sections 307(c) & (d); National Historic Preservation Act of 1966, particularly sections 106 & 110; 36 CFR Part 800

Mitigation Measures/Conditions/Permits (if any): The proposed activities being considered under this broad level review could be located in a FEMA-designated Special Flood Hazard Area (SFHA). If the structure or insurable property is located within the SFHA, the following insurance requirements must be met: For loans, loan insurance or guarantees, the amount of flood insurance coverage must at least equal the outstanding principal balance of the loan or the maximum limit of coverage made available under the National Flood Insurance Program, whichever is less. For grants and other non-loan forms of financial assistance, flood insurance coverage must be continued for the life of the building irrespective of the transfer of ownership. The amount of coverage must at least equal the total project cost or the maximum coverage limit of the National Flood Insurance Program, whichever is less. With flood insurance the project is in compliance with flood insurance requirements. The South Carolina Department of Archives - Preservation Office (SHPO) has been made aware of the proposed activities considered under this broad level review. As properties are designated to receive grants, formal consultation with SHPO and Tribal Nations will be conducted during the Tier II Review.

Estimated Project Cost: Approximately \$450,000 per year

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). An Environmental Review Record (ERR) that documents the environmental determinations for this project is on file at The City of Charleston, Department of Housing and Community Development, 75 Calhoun Street, Suite 3200, Charleston, SC 29401. Project information may be reviewed weekdays between 8 A.M. and 4:30 P.M. by appointment only. Please call (843) 724-3766 during office hours to setup an appointment.

PUBLIC COMMENTS

Any individual, group, or agency may submit written comments on the ERR to the City of Charleston, Department of Housing and Community Development. All comments received by May 13, 2022 will be considered by the City of Charleston prior to authorizing submission of a request for release of funds.

ENVIRONMENTAL CERTIFICATION

The City of Charleston certifies to HUD, South Carolina that John J. Tecklenburg in his capacity as Mayor 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, South Carolina's approval of the certification satisfies its responsibilities under NEPA and related laws and authorities and allows the City of Charleston to use HUD program funds.

OBJECTIONS TO RELEASE OF FUNDS

HUD, South Carolina will accept objections to its release of fund and the City of Charleston'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 City of Charleston (b) the City of Charleston 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, South Carolina; 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 Mr. Bradley Evatt, CPD Director, U.S. Department of Housing and Urban Development, Columbia Field Office, Community Planning and Development Division, Strom Thurmond Federal Building, 1835 Assembly Street, 13th Floor, Columbia, SC 29201-2480 at bradley.s.evatt@hud.gov. Potential objectors should contact Mr. Bradley S. Evatt, CPD Director in the Columbia Field Office via email to verify the actual last day of the objection period.

John J. Tecklenburg, Mayor
City of Charleston
Certifying Officer