

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

**DATE OF PUBLICATION:** AUGUST 7, 2018

City of Benton Harbor  
200 E. Wall Street  
Benton Harbor, MI 49022  
269-927-8420

This Notice shall satisfy the above-cited two separate but related notification requirements for activities to be undertaken by the City of Benton Harbor (City).

## REQUEST FOR RELEASE OF FUNDS

On or about AUGUST 14, 2018, the City of Benton Harbor (City) will submit a request to the U.S. Department of Housing and Urban Development (HUD) for the release of Community Development Block Grant (CDBG) funds under Title II of the Cranston-Gonzalez National Affordable Housing Act, as amended, to undertake the following project:

**Project Title:** *Buss Complex Street and Sidewalk Improvements*

**Purpose:** To mill and resurface Buss and Sickie Streets, make curb repairs, remove physical obstacles in the road, storm sewer improvements and construct sidewalk ramps on Buss and Sickie Streets, within the Buss Public Housing Complex.

**Location:** *Buss and Sickie Streets, city of Benton Harbor, Berrien County, Benton Harbor, Michigan*

**Estimated Cost:** *\$350,000 CDBG funds*

## FINDING OF NO SIGNIFICANT IMPACT

The City of Benton Harbor has determined that the above referenced projects will have no significant impact on the human environment. Therefore, an Environmental Impact Statements under the National Environmental Policy Act of 1969 (NEPA) is not required. Additional project information is contained in the Environmental Review Records (ERR) on file at the City's Community & Economic Development Department, 200 E. Wall Street, Benton Harbor, MI 49022, and may be examined or copied weekdays from 8:30 a.m. to 5:00 p.m.

## **PUBLIC COMMENTS ON THE FINDING**

Any individual, group, or agency disagreeing with this determination or wishing to comment on the above project may submit written comments to the Authority. All comments received by AUGUST 14, 2018 will be considered by the City prior to authorizing submission of a request for release of funds. Commenters should specify which part of this Notice they are addressing.

## **RELEASE OF FUNDS**

The City certifies to HUD that Darwin Watson in his capacity as the City Manager of the City 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 approval of the certification satisfies its responsibilities under NEPA and related laws and authorities, and allows the City to use program funds.

## **OBJECTIONS TO RELEASE OF FUNDS**

HUD will consider objections to its release of funds and the City certification received by AUGUST 14, 2018 or a period of fifteen days from its 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 or other officer of the City approved by HUD; (b) the City 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 in accordance with the required procedures (24CFR Part 58) and shall be addressed to HUD, Detroit Field Office, Office of Community Planning and Development, at the Patrick V. McNamara Federal Building, 477 Michigan Avenue, Room 1710, Detroit, MI 48226-2592. Potential objectors should contact HUD to verify the actual last day of the objection period.

Darwin Watson, City Manager  
City of Benton Harbor