

## **NOTICE OF INTENT TO REQUEST RELEASE OF FUNDS**

**October 30, 2024**

**Alameda County Community Development Agency Healthy Homes Department**

**2000 Embarcadero #300**

**Oakland, CA 94606**

**510-567-8291**

On or about November 7, 2024, the Alameda County Community Development Agency will submit a request to the U.S. Department of Housing and Urban Development (HUD) for the release of the Lead Hazard Reduction Grant Program with Healthy Homes Supplemental Modification, which is authorized under Section 1011 of the Residential Lead-Based Paint Hazard Reduction Act of 1992 (Title X of the Housing and Community Development Act of 1992) (42 U.S.C. 4852), and funding is provided by the Consolidated Appropriations Act, 2023 (Public Law 117-328, enacted December 29, 2022), and prior years as specified in the Notice of Funding Opportunity instrument for the following multi-year program/project: Lead Hazard Reduction Grant Program including Healthy Homes Supplemental grant, for the purpose of identifying and addressing lead hazards and healthy housing repairs and improvements in Alameda County. The Alameda County Community Development Agency Healthy Homes Department is requesting the release of \$5,000,000 Lead Based Paint Hazard Reduction Grant funds and \$700,000 Healthy Homes Supplemental Funds and will provide \$848,219 of matching funds.

The proposed lead hazard control, healthy homes, and minor home repair activities to be funded under this/these program(s) is/are categorically excluded from the National Environmental Policy Act requirements, but subject to compliance with some of the environmental laws and authorities listed at § 58.5 of 24 CFR Part 58. In accordance with §58.15, a tiered review process has been structured, whereby some environmental laws and authorities have been reviewed and studied for the intended target area(s) listed above. Other applicable environmental laws and authorities will be complied with, when individual projects are ripe for review. Specifically, the target area(s) has/have been studied and compliance with the following laws and authorities has been achieved in this Tier 1 Review: Airport Hazards, Coastal Barrier Resources, Air Quality, Coastal Zone Management, Endangered Species Act, Explosive and Flammable Hazards, Farmlands Protection, Floodplain Management, Noise Abatement and Control, Sole Source Aquifers, Wild and Scenic Rivers, and Environmental Justice. Site-specific environmental reviews will include compliance with the following environmental laws and authorities for proposed projects funded under the program(s) listed above: Flood Insurance, Contamination and Toxic Substances, Historic Preservation, and Wetlands Protection. Should individual aggregate projects exceed the threshold for categorical exclusion detailed at §58.35(a), an Environmental Assessment will be completed and a separate Finding of No Significant Impact and Request for Release of Funds published. Copies of the compliance documentation worksheets are available at the address below.

An Environmental Review Record (ERR) that documents the environmental determinations for this project, and more fully describes the tiered review process cited above, is on file at the Alameda County Healthy Homes Department, 2000 Embarcadero #300, Oakland or at <https://cpd.hud.gov/cpd-public/environmental-reviews> or <http://achhd.acgov.org/review.htm> or an electronic copy can be requested by e-mail to [healthyhomesadmin@acgov.org](mailto:healthyhomesadmin@acgov.org) and may be examined or copied weekdays 8:30 a.m. to 5:00 p.m.

## PUBLIC COMMENTS

Any individual, group, or agency may submit written comments on the ERR to the Alameda County Community Development Agency Healthy Homes Department. All comments received by November 6, 2024, will be considered by the Alameda County Community Development Agency Healthy Homes Department prior to authorizing submission of a Request for Release of Funds and Environmental Certification to HUD.

## RELEASE OF FUNDS

The Alameda County Community Development Agency Healthy Homes Department certifies to HUD that Michelle Starratt in her official capacity as Housing Director, 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 Alameda County Community Development Agency Healthy Homes Department to utilize federal funds and implement the Program.

## OBJECTIONS TO RELEASE OF FUNDS

HUD will consider objections to its release of funds and the Alameda County Community Development Agency Healthy Homes Department certification for a period of fifteen days following either the anticipated submission date (cited above) or HUD's actual receipt of the request (whichever is later) only if the objections are on one of the following bases: (a) that the Certification was not executed by the Certifying Officer of the Alameda County Community Development Agency Healthy Homes Department; (b) the Alameda County Community Development Agency Healthy Homes Department has omitted a step or failed to make a decision or finding required by HUD regulations at 24 CFR Part 58; (c) the Alameda County Community Development Agency Healthy Homes Department has committed funds or incurred costs not authorized by 24 CFR Part 58 before approval of a release of funds by HUD; (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), and may be addressed to HUD and sent to the email address as follows: David Nuccio: [david.a.nuccio@hud.gov](mailto:david.a.nuccio@hud.gov), Office of Lead Hazard Control and Healthy Homes, Program Environmental Clearance Officer, U.S. Department of Housing and Urban Development [LeadRegulations@HUD.GOV](mailto:LeadRegulations@HUD.GOV) Potential objectors may contact HUD directly to verify the actual last day of the objection/comment period.

Michelle Starratt, Housing Director, Alameda County Community Development Agency