

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

November 23, 2023

Kentucky Housing Corporation  
1231 Louisville Road  
Frankfort, KY 40601  
(502) 564-7630

**These notices are related to Federal assistance provided in response to the Presidentially declared disaster, Kentucky Severe Storms, Flooding, Landslides, and Mudslides (DR-4663-KY, Incident Period: July 26, 2022-August 11, 2022, Declaration Date July 29, 2022). These notices shall satisfy two separate but related procedural requirements for activities to be undertaken by the Commonwealth of Kentucky.**

Per 24 CFR 58.33, the combined Notice of Finding of No Significant Impact (FONSI) and Notice of Intent to Request Release of Funds (NOI-RROF) will be published simultaneously with the submission of the Request for Release of Funds (RROF) to the U.S Department of Housing and Urban Development (HUD) for HOME Investment Partnerships (HOME) funds. The funds are needed on an emergency basis due to the impacts of a Presidentially declared disaster, Kentucky Severe Storms, Flooding, Landslides, and Mudslides (DR-4663-KY, Declaration Date July 29, 2022). As a result, the comment periods required under 24 CFR 58.45 for the FONSI and NOI-RROF and the HUD objection period required under 24 CFR 58.74 have been combined to occur in the same 15-day period. Commenters may submit comments to Kentucky Housing Corporation (KHC) and objections to HUD to ensure they will receive full consideration.

**NOTE:** The project also includes Community Development Block Grant Disaster Recovery (CDBG-DR) and Community Development Block Grant Disaster Mitigation (CDBG-MIT) funding through the Kentucky Department for Local Government (DLG). DLG is serving as the Responsible Entity for CDBG-DR and CDBG-MIT funds and will complete a separate request of release of funds to HUD for the CDBG-DR and CDBG-MIT funding for this project.

### **REQUEST FOR RELEASE OF FUNDS**

On or about November 24, 2023, simultaneous with start of the public comment period initiated by the November 23, 2023 publication of the FONSI and NOI-RROF as allowed by 24 CFR 58.33, KHC will submit a request to the U.S. Department of Housing and Urban Development (HUD) for the release of release of HOME Investment Partnerships (HOME) Program funds (under Title II of the Cranston-Gonzalez National Affordable Housing Act of 1990, as amended) pursuant to undertake a project known as Olive Branch, Knott County, KY-Team KY. DLG will submit a separate request for the release of CDBG-DR and CDBG-MIT funds to HUD for this project.

**Project Title:** Olive Branch, Knott County, KY-Team KY  
**Project Location:** County Road 1390, Talcum, Knott County, KY  
Geographic Coordinates: 37.382968333/ -83.1079075

**Purpose of Project:** The Commonwealth of Kentucky, in partnership with Kentucky Housing Corporation (KHC), will build up to 142 single-family detached housing units in a new subdivision on approximately 77 acres to create replacement housing following the July 2022 Southeastern Kentucky flood disaster.

**Project Cost:** Up to \$1,500,000 in HOME funds administered by KHC, up to \$42,851,693 in CDBG-DR funds administered by DLG, up to \$914,800 in CDBG-MIT funds administered by DLG, and \$7,893,360 in non-HUD funding for a total project cost of \$53,159,853 for 142 units.

**Applicant/Recipient Agency:** The Commonwealth of Kentucky, 702 Capital Avenue, Frankfort, KY 40601

### **FINDING OF NO SIGNIFICANT IMPACT**

Kentucky Housing Corporation (KHC) has determined that the project will have no significant impact on the human environment. Therefore, an Environmental Impact Statement under the National Environmental Policy Act of 1969 (NEPA) is not required. Additional project information is contained in the Environmental Review Record (ERR) on file at <https://www.kyhousing.org/> and <https://cpd.hud.gov/cpd-public/environmental-reviews> or at the office of the Knott County Fiscal Court at 54 West Main Street, Hindman, KY 41822 (606-785-5592), and is available for public examination and copying, upon request, between the hours of 9A.M. and 4 P.M.

### **PUBLIC COMMENTS**

Any individual, group, or agency disagreeing with this determination or wishing to comment on the project may submit written comments to the Kentucky Housing Corporation, Attn. Curtis Stauffer, at the address at the top of this notice or via email at [cstauffer@kyhousing.org](mailto:cstauffer@kyhousing.org). All comments received by December 11, 2023, will be considered by KHC. Comments should specify which notice they are addressing.

### **ENVIRONMENTAL CERTIFICATION**

KHC certifies to HUD that Winston Miller in his capacity as Executive 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 their responsibilities under NEPA and related laws and authorities and allows KHC to use HOME Program funds.

### **OBJECTIONS TO RELEASE OF FUNDS**

HUD will accept objections to its release of funds and DLG's certification for a period of 15 days following the anticipated submission date (concurrent with the KHC public comment period as permitted under 24 CFR 58.33), 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 DLG; (b) DLG 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 has committed funds or incurred costs 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 to funding must be prepared and submitted in accordance with the required procedures (24 CFR Part 58) and shall be addressed to the HUD Louisville Field Office at [CPD\\_COVID-19OEE-LOU@hud.gov](mailto:CPD_COVID-19OEE-LOU@hud.gov). Potential objectors should contact HUD to verify the actual last day of the objection period.

**Winston Miller, Executive Director- Kentucky Housing Corporation**