

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

Date of Posting: Friday, November 4, 2022
Santee-Lynches Council of Governments
2525 Corporate Way, Suite 200
Sumter, SC 29154
803-775-7381

On or after Wednesday, November 16, 2022, Sumter County, on behalf of the Santee-Lynches Council of Governments will submit a request to the HUD for the release of HOME funds under Title II of the Cranston-Gonzalez National Affordable Housing Act of 1990, as amended, to undertake the following project:

Title: *Owner Occupied Rehabilitation Program*

Purpose: *Low- and Moderate-Income homeowners in Clarendon, Kershaw, Lee, and Sumter Counties may need assistance in maintaining safe and secure housing. This program will utilize grant funds for rehabilitation for eligible households.*

Location: *Clarendon, Kershaw, Lee, and Sumter County, South Carolina*

Project/Program Description: *The proposed project will provide owner-occupied rehabilitation to low- and moderate-income homeowners who are experiencing conditions in and around the home that pose a threat to health, safety, and welfare of the household occupants.*

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 58.35(a)(3)*

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

- *Airport Hazards – 24 CFR Part 51 Subpart D*
- *Flood Insurance – Flood Disaster Protection Act of 1973 and National Flood Insurance Reform Act of 1994*
- *Contamination and Toxic Substances – 24 CFR Part 58.5(i)(2)*
- *Historic Preservation – National Historic Preservation Act of 1966*
- *Noise Abatement and Control – Noise Control Act of 1972*
- *Wild and Scenic Rivers – Wild and Scenic Rivers Act of 1968*
- *Environmental Justice – Executive Order 12898*

Mitigation Measures/Conditions/Permits (if any):

- *Airport Hazards – Activities that occur within 15,000 feet of a military airport or 2,500 feet of a civilian airport will be ineligible for this program. All other sites must document the distance between the site and the nearest airport or airfield.*
- *Flood Insurance – Activities that occur within a Special Flood Hazard Area will require flood insurance coverage.*
- *Contamination and Toxic Substances – An analysis of potential site contamination will be completed as part of the Tier II process. In the event contamination is present then appropriate mitigation will occur in compliance with federal, state, and local regulations.*
- *Historic Preservation – As part of the Tier II process the County will consult with the State Historic Preservation Office to address any potential impact on historic properties.*

- *Noise Abatement and Control – The Tier II process will include an analysis of potential noise generators in the area to ensure compliance with this factor.*
- *Wild and Scenic Rivers – Each site must document the distance between the site and any Wild & Scenic Rivers, rivers on the National Rivers Inventory, and Study Rivers. Any activities that include a documented river within the area of potential effect is ineligible for this program.*
- *Environmental Justice – If a Tier II identifies any negative environmental impacts, then a demographic analysis will verify that low- and moderate-income and/or minority households are not impacted disproportionately.*

Estimated Project Cost: \$500,000 over 5 years

The activities proposed are categorically excluded under HUD regulations at 24 CFR Part 58 from National Environmental Policy Act (NEPA) requirements per 24 CFR 58.34(a)(3). An Environmental Review Record (ERR) that documents the environmental determinations for this project is on file at the Santee-Lynches Council of Governments Office, 2525 Corporate Way, Suite 200, Sumter, SC 29154, and may be examined or copied weekdays 9 A.M to 5 P.M. or a copy can be provided by emailing Sylvia Frierson at sfrierson@slcog.org.

PUBLIC COMMENTS

Any individual, group, or agency may submit written comments on the ERR at the Santee-Lynches Council of Governments Office at 2525 Corporate Way, Suite 200, Sumter, SC 29154 and may be examined or copied weekdays 9 A.M to 5 P.M. or a copy can be provided by emailing Sylvia Frierson at sfrierson@slcog.org, or calling at 803-774-1988. All comments received by Tuesday, November 15, 2022, will be considered by Sumter County prior to authorizing submission of a request for release of funds.

ENVIRONMENTAL CERTIFICATION

Sumter County certifies to HUD that Gary Mixon, Certifying Officer, in their capacity as County Administrator 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 Sumter County to use HUD program funds.

OBJECTIONS TO RELEASE OF FUNDS

HUD will accept objections to its release of funds and Sumter County 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 Sumter County; (b) Sumter County 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 via email and submitted in accordance

with the required procedures (24 CFR Part 58, Sec. 58.76) and shall be addressed to HUD – Columbia Office at CPD_COVID-19OEE-COL@hud.gov. Potential objectors should contact HUD – Columbia Office to verify the actual last day of the objection period.



Gary Mixon, Sumter County Administrator

11/3/2022

Date