

Combined Public Notice [1] Notice of Finding of No Significant Impact on the Environment; and [2] Notice of Intent to Request Release of Funds

On or about October 14, 2019, Shelby County Government will submit a request to the United States Department of Housing and Urban Development for the release of grant funds under Grant Number B-13-US-47-0002 of the HUD National Disaster Resiliency Grant under Title 1 of the Housing and Community Development Act of 1984 P.L. 93-383 to undertake a project known as South Cypress Creek Watershed and West Junction Neighborhood Redevelopment for the purpose of helping the community address unmet recovery needs from the 2011 flood and preparing the community to weather future storms better than in prior flooding events.

Nature/Scope of the Project:

The proposed project includes watershed restoration within the South Cypress Creek Basin and Redevelopment in the West Junction Neighborhood. Specific elements include: creek restoration; wetland creation & restoration; construction of raingardens and other stormwater BMP's; creation of park areas; construction of trails; voluntary buyout of properties at risk within the flood plain; identification of properties for infill development and/or side lot acquisition; and creation of open fields.

Project Location Descriptions:

The proposed project is located within an area of southwest Memphis, and generally bounded by CN Railroad on the north, Ford Road on the east, West Mitchell Road on the south, and an irregular boundary between Weaver Road and CN Railroad on the west.

Estimated Funding Sources:

Funding Source: U.S. Department of HUD National Disaster Resilience Grant Funds
Estimated Funding: \$8,988,097.00

Funding Source: City of Memphis
Estimated Funding: \$1,600,000.00

[1] FINDING OF NO SIGNIFICANT IMPACT

It has been determined that the proposed project will not constitute an action significantly affecting the quality of the human environment and, accordingly, Shelby County has decided not to prepare an Environmental Impact Statement under

the National Environmental Policy Act of 1969 as amended ([P.L. 91-1 190, 42 U.S.C. 4321-4347, January 1, 1970, as amended by Pub. L. 94-52, July 3, 1975, Pub. L. 94-83, August 9, 1975, and Pub. L. 97-258, § 4(b), Sept. 13, 1982).

Environmental Review Records regarding the proposed project have been made available by Shelby County and document the environmental review of the project and more fully set forth the reasons why such a Statement is not required. Environmental Review Records are on file and available for public examination and copying upon request at the Shelby County Department of Roads and Bridges, 6449 Haley Road, Memphis, TN 38134 between the hours of 8:00 a.m. and 3:00 p.m. Monday through Friday. No further environmental review of this project is proposed to be conducted prior to the request of release of Federal funds.

All interested agencies, groups, and persons disagreeing with this decision are invited to submit written comments for consideration by Shelby County Department of Roads and Bridges. Comments may not be sent by facsimile (fax). Such written comments should specify that these comments are to be considered for the FONSI and should be received at Shelby County Department of Roads and Bridges, Attention: South Cypress Creek Watershed and West Junction Neighborhood Redevelopment, 6449 Haley Road, Memphis, TN 38134 on or before October 14, 2019. All such comments so received will be considered and the County will not request release of Federal funds or take any administrative action on the proposed project prior to October 14, 2019.

[2] NOTICE OF INTENT TO REQUEST RELEASE OF FUNDS [NOI / RROF]

At least one day after the termination of the public comment period for the FONSI, but not before comments on the FONSI have been considered and resolved, Shelby County will submit a Request for Release of Funds [RROF] and Certification to HUD. By doing so, the County will ask HUD to allow it to commit funds to the project, certifying that [1] It has performed the environmental review prescribed by HUD regulations ["Environmental Review Procedures for Title 1 Community Development Block Grant Program" -24 C.F.R. Part 58, and [2] Shelby County and Lee Harris in his official capacity as Mayor consent to accept the jurisdiction of the federal courts if an action is brought to enforce responsibilities in relation to the environmental review or resulting decision making and action. The legal effect of the certification is that by approving it, HUD will have satisfied its responsibilities under the National Environment Act, thus allowing the County to commit Community

Development Block Grant funds to the project.

HUD will accept objections to its approval of the release of funds and Shelby County's certification for a period of fifteen days following the anticipated submission date or its actual receipt of the request (whichever is later) only on one of the following bases: [a] that the certification was not in fact executed by the Certifying Officer; [b] that applicant's Environmental Review Record for the project indicated omission of a required decision, finding, or step applicable to the project in the environmental review process 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 address specifically the RROF separately from the FONSI comments and these comments must be prepared and submitted in accordance with the required procedure [24 CFR Part 58] and may be addressed to the U. S. Department of HUD, Office of Community Planning and Development, Knoxville Field Office, John J. Duncan Federal Building, 710 Locust Street S.W., Suite 300, Knoxville, Tennessee 37902-2526.

Objections to the release of funds on bases other than those stated above will not be considered by HUD. Potential objectors should contact HUD to verify the actual last day of the objection period.

Lee Harris, Mayor
Shelby County, Tennessee