

SAMPLE NOI/RROF

The language below is HUD's recommended wording of the Notice of Intent to Request a Release of Funds. This Notice is used to request environmental clearance for a project that is classified as a CEST (Categorical Exclusion Subject To) 24 CFR 58.5 as defined at 24 CFR Part 58.35(a) or for projects for which a Notice of Finding of No Significant Impact (FONSI) was previously issued. Words in **bold type** are required language. Words in *italics* are to be replaced by language appropriate to the particular project and Responsible Entity.

NOTICE OF INTENT TO REQUEST RELEASE OF FUNDS

Date of Publication: *(date published)*

Name of Responsible Entity (RE): (local unit of government or county)

Address:

City, State, Zip Code:

Contact: (Name and Phone Number of RE Certifying Officer)

On or after *at least one day after the end of the comment period* **the name of the RE will submit a request to the Mississippi Development Authority for the release of Community Development Block Grant funds under Title I of the Housing and Community Development Act of 1974, as amended, to undertake the following project:**

Project Title: *project name*

Purpose: *nature/scope of project*

Location: *project location*

Estimated Cost: *both estimated HUD funding & total project cost, as applicable*

The activities proposed *alternative #1: are categorically excluded under HUD regulations at 24 CFR Part 58 from National Environmental Policy Act (NEPA) requirements or alternative #2: comprise a project for which a Finding of No Significant Impact on the environment was [published/posted] on [date of Finding publication].* **An Environmental Review Record (ERR) that documents the environmental determinations for this project is on file at name and address of RE office where ERR can be examined and name and address of other locations where the record is available for review and may be examined or copied weekdays __A.M to __P.M.**

PUBLIC COMMENTS

Any individual, group, or agency may submit written comments on the ERR to the RE designated office responsible for receiving and responding to comments. All comments received by if notice is published: notice date plus seven days; will be considered by the name of RE prior to submission of a request for release of funds.

RELEASE OF FUNDS

The name of RE certifies to Mississippi Development Authority that name of Certifying Officer in his/her capacity as Official Title for Communities 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. The Mississippi Development Authority's approval of the certification satisfies its responsibilities under NEPA and related laws and authorities and allows the name of grant recipient to use HUD program funds.

OBJECTIONS TO RELEASE OF FUNDS

The Mississippi Development Authority will accept objections to its release of fund and the Name of the RE's 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 the name of RE; (b) the RE 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 Mississippi Development Authority; 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 (24 CFR Part 58, Sec. 58.76) and shall be addressed to Attention: Shirley Thompson at Mississippi Development Authority, Community Services Division, Post Office Box 849, Jackson, Mississippi, 39205-0849. Potential objectors should contact The Mississippi Development Authority to verify the actual last day of the objection period.

Typed Name and Title of RE Certifying Officer

NOTE: The seven or ten-day public comment periods are the minimum time periods required by regulation prior to the submission of a RROF/Certification Form. The RE may choose to allow a longer comment period. The fifteen -day objection period is a statutory requirement. The objection period follows the submission date specified in the Notice or the actual date of receipt by MDA, whichever is later. A copy of the Public Notice (NOI/RROF), an affidavit of publication, and the RROF/Certification Form may be emailed or faxed to MDA in order to start the 15 day HUD Objection Period, but the original signed documents must be received by MDA before environmental clearance will be issued.