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New York Field Office
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New York State Office of Parks,
Recreation and Historic Preservation
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P.O. Box 189
Waterford, NY 12188

Therese Fretwell, Regional Environmental Officer
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New York Regional Office
Jacob J. Javits Federal Office Building
26 Federal Plaza, Room 3541
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Mark H. Garrow, Chief
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New York State Homes and
Community Renewal
Office of Community Renewal
38-40 State Street, 4th Floor
Albany, NY 12207

Martin Brand, Regional Director
New York State Department of
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Office)
21 South Putt Corners Road
New Paltz, NY 12561-1696

United States Army Corps of Engineers
United States Army Engineer District, New
York

Jacob J. Javits Federal Office Building
26 Federal Plaza, Room 2109
New York, NY 10278-0090

Ms. Grace Musumeci
United States Environmental Protection
Agency

Region II Main Regional Office
290 Broadway, 25th Floor
New York, NY 10007-1866



PUBLIC NOTICE

NOTICE OF COMBINED NOTICE OF FINDING OF NO SIGNIFICANT IMPACT (FONSI) AND NOTICE OF INTENT TO REQUEST RELEASE OF FUNDS

TOWN OF SAUGERTIES REPLACE CULVERT AT WILHELM ROAD PROJECT

NOVEMBER 25, 2015

To Whom it may Concern:

Name of Responsible Entity and Recipient: New York State Homes and Community Renewal (HCR), 38-40 State Street, Hampton Plaza, Albany, NY 12207, in cooperation with the New York State Housing Trust Fund Corporation (HTFC), of the same address. Contact: Thomas J. King (518) 473-0015.

Pursuant to 24 CFR Section 58.43, this combined Notice of Finding of No Significant Impact and Notice of Intent to Request Release of Funds (FONSI/NOIRROF) satisfies two separate procedural requirements for project activities proposed to be undertaken by HCR.

Project Description: The Governor's Office of Storm Recovery (GOSR), an office of HCR's HTFC, is responsible for the direct administration of the United States Department of Housing and Urban Development (HUD) Community Development Block Grant – Disaster Recovery (CDBG-DR) program in New York State. GOSR proposes to provide CDBG-DR funding to design, engineer, and construct a replacement for an existing inadequately sized 8-foot diameter cast iron culvert located on Wilhelm Road (crossing Beaver Kill), in the Town of Saugerties, Ulster County, New York (the "Proposed Project"). During Hurricane Irene, Tropical Storm Lee and Superstorm Sandy, the Wilhelm Road culvert was overwhelmed by stormwater, which caused flooding, erosion, and damage to the culvert as well as surrounding infrastructure. Resizing the culvert to accommodate measured stormwater flows will minimize localized flooding during and after future storms.

It has been determined that the required dimension for the replacement culvert would be an interior width of 16 feet and a minimum clear opening height of 7.64 feet to pass the 100-year storm. Due to the excavation of the old culvert, disturbed and damaged roadway will be replaced. Construction will involve the removal of asphalt and aggregate, extraction of the old culvert, excavation, stabilization of existing utilities near the site, placement of the new culvert, and addition of fill material and repairing with a four-inch base coat and two-inch finishing coat.

The Town is requesting \$575,645 for the completion of the design and installation of this project.

FINDING OF NO SIGNIFICANT IMPACT

An Environmental Assessment (EA) for the Proposed Project has been prepared in accordance with the National Environmental Policy Act of 1969 (NEPA) and HUD environmental review regulations at 24 CFR Part 58. The EA is incorporated by reference into this FONSI. Subject to public comments, no further review of the Proposed Project is anticipated. HCR has determined that the EA for the project identified herein complies with the requirements of HUD environmental review regulations at 24 CFR Part 58. HCR has determined that

the Proposed Project will have no significant impact on the human environment and therefore does not require the preparation of an environmental impact statement under NEPA.

Public Review: Public viewing of the EA is available online at <http://stormrecovery.ny.gov/environmental-docs> and is also available in person Monday – Friday, 9:00 AM – 5:00 PM at the following address: Governor’s Office of Storm Recovery, 99 Washington Avenue, Suite 1224, Albany, New York 12260. Contact: Thomas J. King (518) 473-0015.

Further information may be requested by writing to the above address, emailing NYSCDBG_DR_ER@nyshcr.org or by calling (518) 473-0015. This combined notice is being sent to individuals and groups known to be interested in these activities, local news media, appropriate local, state and federal agencies, the regional office of the U.S. Environmental Protection Agency having jurisdiction, and to the HUD Field Office, and is being published in a newspaper of general circulation in the affected community.

Public Comments on FONSI and/or NOIRROF: Any individual, group or agency may submit written comments on the Project. The public is hereby advised to specify in their comments with “notice” their comments address. Comments should be submitted via email, in the proper format, on or before December 11, 2015 at NYSCDBG_DR_ER@nyshcr.org. Written comments may also be submitted at the following address, or by mail, in the proper format, to be received on or before December 11, 2015: Governor’s Office of Storm Recovery, 99 Washington Avenue, Suite 1224, Albany, New York 12260. Comments may be received by telephone by contacting Thomas J. King at (518) 473-0015. All comments must be received on or before 5pm on December 11, 2015 or they will not be considered. If modifications result from public comment, these will be made prior to proceeding with the expenditure of funds.

REQUEST FOR RELEASE OF FUNDS AND CERTIFICATION

On or about December 12, 2015, the HCR certifying officer will submit a request and certification to HUD for the release of CDBG-DR funds as authorized by related laws and policies for the purpose of implementing this part of the New York CDBG-DR program.

HCR certifies to HUD that Thomas J. King, in his capacity as Certifying Officer, consents to accept the jurisdiction of the U.S. 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 GOSR to use CDBG-DR program funds.

Objection to Release of Funds: HUD will accept objections to the RROF and/or FONSI certification for a period of fifteen (15) days. The last day of the objection period will be December 30, 2015 or 15 days after the RROF is received by HUD, whichever is later. Potential objectors may contact HUD to verify the actual last day of the objection period.

The only permissible grounds for objections claiming a responsible entity’s non-compliance with 24 CFR Part 58 are: (a) Certification was not executed by HCR’s Certifying Officer; (b) the responsible entity has omitted a step or failed to make a decision or finding required by HUD regulations at 24 CFR Part 58; (c) the responsible entity or has committed funds or incurred costs not authorized by 24 CFR Part 58 before release of funds and approval of environmental certification; 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) and shall be addressed to Tennille Smith Parker, Director, Disaster Recovery and Special Issues Division, Office of Block Grant Assistance, U.S. Department of Housing & Urban Development, 451 7th Street SW, Washington, DC 20410, Phone: (202) 402-4649.

Thomas J. King, Esq.
Certifying Officer
November 25, 2015