

**\*\*\*PUBLIC NOTICE\*\*\***  
**NOTICE OF INTENT TO REQUEST RELEASE OF FUNDS**

under the following federal grants:  
Community Development Block Grant Program (CDBG),  
HOME Investment Partnerships Program (HOME).

**June 7, 2009**

**CITY of IRVING – Housing and Human Services Department**

**2520 W. Irving Blvd., Suite 300, Irving, Texas 75061**

**972-721-4800**

**E-Mail:** vballou@cityofirving.org

On or about June 26, 2009 the City of Irving will submit a request to HUD for the release federal funds under the Community Development Block Grant (CDBG) and HOME Investment Partnerships Program (HOME) to undertake a project known as Elwood Redevelopment for the purpose of the construction of two single family homes.

The proposed project has been classified as "categorically excluded" from requirements of the National Environmental Protection Act of 1969 (NEPA) and therefore will not require full environmental assessments or impact statements. An Environmental Review Record (ERR) that documents the environmental determinations for this project is on file at City of Irving Housing and Human Services Department, 2520 W. Irving Blvd. #300, Irving, Texas 75061 and is available for public review, upon request during normal business hours, Monday through Friday from 8:00 a.m. to 5:00 p.m.

**PUBLIC COMMENTS**

Any individual, group, or agency may submit written comments on the ERR to Vivian Ballou, Executive Director, Housing and Human Services Department, 2520 W. Irving Blvd., Suite 300, Irving, Texas 75061. All comments received by June 22, 2009 will be considered by the City of Irving prior to authorizing submission of a request for the release of funds.

**RELEASE OF FUNDS**

The City of Irving, Texas certifies to HUD that the City of Irving, and the Honorable Herbert A. Gears, in his official capacity as Mayor and Certifying Officer, consents to accept jurisdiction of the Federal Courts if an action is brought to enforce responsibilities in relation to environmental review, decision-making, and action, and that these responsibilities have been satisfied. The legal effect of the certification is that, upon its approval, the City of Irving, Texas may use the federal funds identified above, and HUD will have satisfied its responsibilities under the National Environmental Policy Act of 1969.

**OBJECTIONS TO RELEASE OF FUNDS**

HUD will consider objections to its release of funds and the City's certification received by July 20, 2009 or a period of fifteen days from its 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 or other officer of the City of Irving approved by HUD; (b) the City of Irving 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 project have 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 must be prepared and submitted in accordance with the required procedures (24 CFR Part 58) and shall be addressed to HUD, Office of Community Planning & Development, P.O. Box 2905, Fort Worth, Texas 76113. Potential objectors should contact HUD to verify the actual last day of the objection period.

**The Honorable Herbert A. Gears, Mayor**  
**Certifying Officer**  
**City of Irving, Texas**