

**NOTICE OF FINDING OF NO SIGNIFICANT IMPACT AND
NOTICE OF INTENT TO REQUEST RELEASE OF FUNDS**

4/17/15

City of Tucson Housing and Community Development Department
310 N. Commerce Park Loop
Tucson AZ 85745
520-837-5408

These notices shall satisfy two separate but related procedural requirements for activities to be undertaken by the City of Tucson Housing and Community Development Department.

REQUEST FOR RELEASE OF FUNDS

On or about May 4, 2015 the City of Tucson Housing and Community Development Department will submit a request to the U. S. Department of Housing and Urban Development (HUD) for the release of Community Development Block Grant Section 108 Economic Development Guaranteed Loan Program funds under Section 806 of the of the Housing and Community Development Act of 1992, *as amended*, to undertake a project known as 5th and Congress Hotel. The purpose of the project is building a mixed used development of 200,000 square feet including an eight story, 136 room AC Marriott boutique hotel, 5,000 square feet of new neighborhood retail/restaurant space and 200 parking spaces. The project will create over 160 permanent jobs, at least 51% of those positions being entry level and service level and held by low to moderate-income persons. The requested funding from HUD is \$8,000,000.00 in CDBG Section 108 Economic Development Guaranteed Loan funds.

FINDING OF NO SIGNIFICANT IMPACT

The City of Tucson Housing and Community Development Department (RE) has determined that the project will have no significant impact on the human environment. Therefore, an Environmental Impact Statement under the National Environmental Policy Act of 1969 (NEPA) is not required. Additional project information is contained in the Environmental Review Record (ERR) on file at the City of Tucson Housing and Community Development Department 310 N. Commerce Park Loop, Tucson AZ 85745 and may be examined or copied weekdays 7 A.M to 3 P.M.

PUBLIC COMMENTS

Any individual, group, or agency may submit written or email comments on the ERR to Glenn Fournie, City of Tucson Housing and Community Development Department, 310 N. Commerce Park Loop Tucson AZ 85745 Glenn.fournie@tucsonaz.gov . All comments received by May 3, 2015 will be considered by the City of Tucson Housing and Community Development Department prior to authorizing submission of a request for release of funds. Comments should specify which Notice they are addressing.

ENVIRONMENTAL CERTIFICATION

The City of Tucson Housing and Community Development Department certifies to HUD that Sally Stang in her capacity as Director of the City of Tucson Housing and Community Development Department 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 the City of Tucson Housing and Community Development Department to use Program funds.

OBJECTIONS TO RELEASE OF FUNDS

HUD will accept objections to its release of funds and the City of Tucson Housing and Community Development Department certification for a period of fifteen days following the anticipated submission date of May 4, 2015 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 City of Tucson Housing and Community Development Department; (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 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, Sec. 58.76) and shall be addressed to HUD at 1 N. Central Avenue, Suite 600 Phoenix AZ 85004. Potential objectors should contact HUD to verify the actual last day of the objection period.

Sally Stang, Director
City of Tucson Housing and Community Development Department