

April 18, 2011

Ms. Karen M. Griego-West
Office of Healthy Homes and Lead Hazard Control
Program Environmental Clearance Officer
U.S. Department of Housing and Urban Development
611 West 6th Street, Suite 805
Los Angeles, CA 90017

Dear Ms. Griego-West:

Re: Lead Hazard Reduction Demonstration 2010 Grant

LHD10-16

March 1, 2011 to August 31, 2014

The City of New York - Department of Housing Preservation and Development (HPD) has completed the Tier I Environmental Review and is requesting the release of environmental conditions. Enclosed you will find each of the items checked below, as requested in the instructions package.

- ✓ Project abstract
- ✓ Determination of Exemption form for HUD funded projects per 24 CFR 58.34(a);
Compliance documentation for other requirements cited at 24 CFR 58.6
- ✓ Rehabilitation Environmental Review (RER) form
- ✓ Program Target Area of Consideration map
- ✓ Notice of Intent to Request Release of Funds publication and certificate of publication
- ✓ Form HUD-7015.15 - Request for Release of Funds and Certification



NOTICE OF INTENT TO REQUEST RELEASE OF FUNDS

April 6, 2011

The City of New York - Department of Housing Preservation & Development
100 Gold Street
New York, NY 10038

(212) 863-6389

On or about April 15, 2011, the City of New York - Department of Housing Preservation & Development (HPD) will submit a request to the U.S. Department of Housing and Urban Development (HUD) for the release of funds from HUD's 2010 Lead Hazard Reduction Demonstration Grant Program, for the purpose of reducing lead-based paint hazards in targeted areas of Queens (Corona and Ridgewood-Glendale), Brooklyn (Flatbush, Borough Park, Kensington-Windsor Terrace, Bushwick, East New York, Bushwick-Bedford Stuyvesant and Greenpoint) and the Bronx (Morrisania, Wakefield, Highbridge and Tremont).

The requested funding would support New York City's ongoing efforts to prevent childhood lead poisoning. HPD's lead grant program, the Primary Prevention Program is requesting the release of \$4,500,000, supported by \$3,810,302 in match funding, for the period March 1, 2011 to August 31, 2014.

The proposed hazard control activities to be funded under this/these program(s) is/are categorically excluded from the National Environmental Policy Act requirements, but subject to compliance with some of the environmental laws and authorities listed at § 58.5 of 24 CFR Part 58. In accordance with §58.15, a tiered review process has been structured, whereby some environmental laws and authorities have been reviewed and studied for the intended target area(s) listed above. Other applicable environmental laws and authorities will be complied with, when individual projects are ripe for review. Specifically, the target area(s) has/have been studied and compliance with the following laws and authorities have been established in this Tier 1 review: Floodplain Management, Coastal Barriers Resource Act, and Coastal Zone Management Act. In the Tier 2 review, compliance with the following environmental laws and authorities will take place for proposed projects funded under the program(s) listed above: Historic Preservation, National Flood Insurance Program requirements, Explosive & Flammable Operations, toxics/hazardous materials. Should individual aggregate projects exceed the threshold for categorical exclusion detailed at §58.35(a), an Environmental Assessment will be completed and a separate Finding of No Significant Impact and Request for Release of Funds published. Copies of the compliance documentation worksheets are available at the address below.

An Environmental Review Record (ERR) which documents the environmental determinations for the requested funding, and more fully describes the tiered review process cited above, is on file at HPD, Office of Development, Division of Environmental Planning & Implementation, 100 Gold Street, Room 9I-6, New York, New York 10038. The ERR is also available on HPD's website.

PUBLIC COMMENTS

Any individual, group, or agency may submit written comments on the ERR to HPD. Written comments or objections to the obligation and/or use of Lead Hazard Reduction Demonstration Grant Program Funds must be received by HPD at 100 Gold Street, New York, NY 10038, Attn: P. Blanchfield, AICP, Room 9I-6 on or before April 14, 2011. All comments received will be considered by HPD prior to authorizing submission of a Request for Release of Funds and Environmental Certification to HUD. No comments or objections received after this date will be considered.

RELEASE OF FUNDS

The City of New York certifies to HUD in its request for release of funds that the City and HPD's Commissioner, in his official capacity as certifying officer for Lead Hazard Reduction Demonstration Grant Program funds, consents to accept jurisdiction of the federal courts if an action is brought to enforce responsibilities in relation to environmental reviews, decision-making and action, 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 HPD to utilize federal funds and implement the Program.

OBJECTIONS TO RELEASE OF FUNDS

HUD will consider objections to its release of funds and certification for a period of fifteen days following either the anticipated submission date (cited above) or HUD's actual receipt of the request (whichever is later) only if the objections are on one of the following bases: (a) that the Certification was not executed by the Certifying Officer of the HPD (b) the HPD has omitted a step or failed to make a decision or finding required by HUD regulations at 24 CFR Part 58; (c) the HPD has committed funds or incurred costs not authorized by 24 CFR Part 58 before approval of a release of funds by HUD; (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 may be addressed to HUD as follows: Karen Griego-West, Office of Healthy Homes and Lead Hazard Control Program Environmental Clearance Officer, U.S. Department of Housing and Urban Development, 611 West 6th Street, Suite 805, Los Angeles, CA 90017. Potential objectors may contact HUD to verify the actual last day of the objection period.

Mathew Wambua, Commissioner
City of New York - Department of Housing Preservation & Development

**Office of Healthy Homes and Lead Hazard Control (FY 2010)
 Determination of Exemption per 24 CFR 58.34(a)
 and
 Determination of Categorical Exclusion per 24 CFR 58.35(b)**

Grantee Name: City of New York
 Grant Number: LHD 10-16
 Grantee Address: 100 Gold Street, New York, NY 10038
 Project Description: Reduce lead-based paint hazards in 300 units, located in three of the most at-risk neighborhoods in the boroughs of Brooklyn, the Bronx and Queens, and housed in buildings pre-1940. (See attached Abstract)
 Funding Source(s): __Lead Hazard Control Lead Hazard Reduction Demo __Healthy Homes Prod __Other
 Funding Amount(s): \$1,174,071

**May be used to document compliance with "Exempt Projects" at 24 CFR 58.34(a)
 May be subject to provisions of Sec 58.6, as applicable**


I hereby certify that the above detailed project/program has been reviewed and determined to be exempt from environmental review per 24 CFR 58.34(a) as follows (mark all that apply):

	1. Environmental and other studies, resource identification and the development of plans and strategies;
	2. Information and financial services;
X	3. Administrative and management activities;
	4. Public services that will not have a physical impact or result in any physical changes, including but not limited to services concerned with (Sec 3) <i>employment</i> , crime prevention, child care, <i>health</i> , drug abuse, <i>education</i> , counseling, energy conservation and welfare or recreational needs;
X	5. Inspections and testing of properties for hazards or defects;
	6. Purchase of insurance;
	7. Purchase of tools;
X	8. Engineering or design costs;
X	9. Technical assistance and training;
	10. Assistance for temporary or permanent improvements that do not alter environmental conditions and are limited to protection, repair, or restoration activities necessary only to control or arrest the effects from disasters or imminent threats to public safety including those resulting from physical deterioration;
	11. Payment of principal and interest on loans made or obligations guaranteed by HUD;
	12. Any of the categorical exclusions listed in Sec. 58.35(a) provided that there are no circumstances that require compliance with any other Federal laws and authorities cited in Sec. 58.5.

If your project (in whole) or a specific activity fits into any of the above categories, a Request for Release of Funds (RROF) is not required. No further environmental release or approval from HUD is necessary for these activities. However, the Responsible Entity must still document in writing its compliance with and/or determine the applicability of "other requirements" per 24 CFR 58.6 (third page of this document).

By signing below, the Responsible Entity certifies, in writing, that each activity or project is exempt and meets the conditions specified for such exemption under section 24 CFR 58.34(a). Please send the original to the Program Environmental Clearance Officer and keep a copy of this determination in your program or project files.

John E. Gearrity, Executive Director of Environmental Policy & Implementation
 Responsible Entity Certifying Official (or designee) Name & Title (please print)


 Responsible Entity Certifying Official (or designee) Signature

3/15/11
 Date

**May be used to document compliance with "Categorically Excluded" projects at 24 CFR 58.35(b)
May be subject to provisions of Sec 58.6, as applicable**

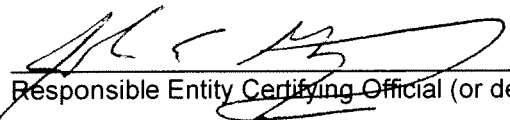
I hereby certify that some or all of the above detailed project/program has been reviewed and determined to be categorically excluded from environmental review per 24 CFR 58.35(b) as follows (mark all that apply):

	1. Supportive services including, but not limited to, health care, housing services, permanent housing placement, day care, nutritional services, short-term payments for rent/mortgage/utility costs, and assistance in gaining access to local, State, and Federal government benefits and services;
X	2. Operating costs including maintenance, security, operation, utilities, furnishings, equipment, supplies, staff training and recruitment and other incidental costs;
	3. Economic development activities, including but not limited to, equipment purchase, inventory financing, interest subsidy, operating expenses and similar costs not associated with construction or expansion of existing operations;

If your project (**in whole**) or a specific activity fits into any of the above categories, a Request for Release of Funds (RROF) is not required. No further environmental release or approval from HUD is necessary for these activities. However, the Responsible Entity must still document in writing its compliance with and/or determine the applicability of "other requirements" per 24 CFR 58.6 (second page of this document).

By signing below, the Responsible Entity certifies, in writing, that each activity or project cited above is categorically excluded and not subject to the environmental laws/authorities cited at 24 CFR 58.5. Please send the original to the Program Environmental Clearance Officer and keep a copy of this determination in your program or project files.

John E. Gearrity, Executive Director of Environmental Policy & Implementation
Responsible Entity Certifying Official (or designee) Name & Title (please print)


Responsible Entity Certifying Official (or designee) Signature

3/15/11
Date

LEVEL OF ENVIRONMENTAL REVIEW DETERMINATION: (2010)

***Note:** Not applicable at the program environmental review (Tier 1) stage for OHHLHC Lead-Based Paint, Lead Hazard Reduction Demonstration or Healthy Homes Production Grants where compliance documentation for 24 CFR 58.6 provisions are required at the (Tier 2) project-level. 58.6 provisions are incorporated into the Appendix A. Complete this form only for exempt projects, i.e., healthy homes work, not including lead hazard control, is considered maintenance.

Project Name / Description:

Level of Environmental Review (cite regulation):

(Exempt per 24 CFR 58.34; Categorically excluded not subject to statutes per § 58.35(b); Categorically excluded subject to statutes per § 58.35(a); Environmental Assessment per § 58.36.)

STATUTES and REGULATIONS listed at 24 CFR 58.6
FLOOD INSURANCE / FLOOD DISASTER PROTECTION ACT

1. Does the project involve the acquisition, construction, or rehabilitation of structures, buildings, or mobile homes?
 No; flood insurance is not required. The review of this factor is completed.
 Yes; continue.
2. Is the structure or part of the structure located in a FEMA designated Special Flood Hazard Area?
 No. Source Document (FEMA/FIRM floodplain zone designation, panel number, date): _____ (Factor review completed).
 Yes. Source Document (FEMA/FIRM floodplain zone designation, panel number, date): _____ (Continue review).
3. Is the community participating in the National Insurance Program (or has less than one year passed since FEMA notification of Special Flood Hazards)?
 Yes - Flood Insurance under the National Flood Insurance Program must be obtained and maintained for the economic life of the project, in the amount of the total project cost. A copy of the flood insurance policy declaration must be kept in the Environmental Review Record.
 No (**Federal assistance may not be used in the Special Flood Hazards Area**).

COASTAL BARRIERS RESOURCES ACT

1. Is the project located in a coastal barrier resource area? (See www.fema.gov/nfip/cobra.shtml).
 No; Cite Source Documentation: _____

(This element is completed).

- Yes - **Federal assistance may not be used in such an area.**

AIRPORT RUNWAY CLEAR ZONES AND CLEAR ZONES DISCLOSURES

1. Does the project involve the sale or acquisition of existing property within a Civil Airport's Runway Clear Zone, Approach Protection Zone, or a Military Installation's Clear Zone?
 No; cite Source Document, page: _____

Project complies with 24 CFR 51.303(a)(3).

- Yes; **Disclosure statement must be provided** to buyer and a copy of the signed disclosure statement must be maintained in this Environmental Review Record.

Preparer Signature / Name /Date

Responsible Entity Official Signature / Title/ Date

ABSTRACT

On behalf of the City of New York, the New York City Departments of Housing Preservation and Development (“HPD”) and of Health and Mental Hygiene (“DOHMH”) submit a proposal for grant funding under HUD’s Notice of Funding Availability for the 2010 Lead Hazard Reduction Demonstration Grant program. The main objective of this proposal is to reduce lead-based paint hazards in 300 units, located in three of the most at-risk neighborhoods in the boroughs of Brooklyn, the Bronx and Queens, and housed in buildings pre-1940. HPD requests \$4.5 million of federal funds to assist the City’s on-going commitment to eliminating lead hazards and childhood lead poisoning.

Based on DOHMH’s surveillance data of elevated blood levels in children, HPD has selected Corona and Ridgewood-Glendale in the borough of Queens; Flatbush, Borough Park, Kensington-Windsor Terrace, Bushwick, East New York, Bushwick-Bedford Stuyvesant, and Greenpoint in the borough of Brooklyn; and Wakefield, Morrisania, Highbridge and Tremont areas in the Bronx.. Based on the 2000 U.S. Census, the U.S. Bureau of the Census 2008 New York City Housing and Vacancy Survey, and the DOHMH 2008 data from its Blood Lead Registry Report, these targeted areas have the highest incidences of elevated blood levels in children less than six years of age, and have a significant number of buildings built pre-1940, including a high percentage of families living at very low-income levels. The City of New York expects that its proposal will contribute to 300 lead-safer units. HPD and DOHMH will partner with two community-based organizations and conduct outreach to owners in need of assistance with loans and grant funding.

Both HPD and DOHMH have a successful record of using federal grants for lead paint treatment. Both City agencies have received multiple HUD Lead-Based Paint Hazard-Reduction grants since 1995. Under Rounds II, IV and VIII, the Demonstration 2003 and 2004 grants, HPD completed and cleared 2,073 units, which represented 245 units over goal. Under the Demonstration 2005 and LHC 2005 grants, HPD completed and cleared 588 units, or 62 units above goal. In addition to the aforementioned grants, HPD was funded by three Lead Outreach grants in 2003, 2004 and 2005 for a total of \$1.5 million. Under these three initiatives, 570 units were enrolled for lead-risk assessment and treatment, or 140 above its goal of 430 units. Finally, HPD is currently working with HUD under the 2007 Demonstration and the 2007 Lead Hazard Control Grants. The two current grants were recently extended for six months, non-cost, to enable the Program to increase its original goals of treated and cleared units due to the availability of match-in-cash contributions. Based on the last quarterly period, the Program is above goal for each grant. With the non-cost extension, the Program plans to exceed the Demonstration 2007 benchmarks by 115 units or 475 units in total. The Lead Hazard Control 2007 Grant will complete and clear an additional 71 units above goal for a total of 325 units. HPD uses City Capital funds to support its lead grant program, known as the Primary Prevention Program (“PPP”).

The City’s proposal describes HPD’s planned partnership with two community-based organizations: Belmont Arthur Avenue LDC (BAALDC) of the Bronx and Brooklyn Housing and Family Services of Brooklyn (BHFS). The two groups have been serving their respective communities with housing assistance and other social outreach services for more than three decades. Each group has trained multi-lingual staff who work with owners, tenants and tenants’ organizations. They also offer services, including owner outreach for building improvements, youth services, home ownership counseling, rehabilitation of affordable housing, and unemployment assistance. The Program

worked successfully with BHFS under the Demonstration 2004 and 2007 grants. The two groups will also work with several different faith-based organizations. To assist these partners and their outreach services and EPA contractor training, each group will receive a total of \$80,000 of grant funding during their twenty-four month commitment. Their contract term from April 1, 2011 to March 31, 2013 will allow the Program ample time to process their enrolled units for treatment and clearance.

The requested grant funding of \$4,500,000 will support several main objectives during the proposed three and one-half years of the grant's term. The first objective is to treat 300 units. Of the planned 300 units, it is expected that 60 units will be part of either a system replacement rehabilitation loan or the Weatherization Grant programs in the Bronx, Queens and Brooklyn. This objective plans to perform 450 lead risk assessments. The second objective is to provide outreach to local community residents in each of the two borough-targeted neighborhoods. The two partnering groups will commit to coordinating with local Community Board districts over their two-year contract. The local community board leaders will be a helpful conduit and assist with contacting owners, faith-based organizations, libraries and schools, and planned community events. This outreach activity will be supported by the use of various community events and the media. Informed awareness is a vitally important component of reducing the dangers of lead-based paint. Training and certification courses will also be offered the local, minority contractor workers. The two CBO partners will commit to training 100 workers in EPA/RRP certification. In addition, the groups will assist with the training of 1,500 local residents in healthy homes and lead poisoning prevention seminars in their respective target neighborhoods. The third goal is to have 100 children under 6 years of age blood screened as part of its enrollment of units for treatment under this proposal.

All the major goals will be monitored by the Program on a daily, weekly and monthly basis, described under the "critical benchmarks and interim goals" on this application's Logic Model. Monthly Lead Task Force meetings will track the progress of the Program's strengths and weaknesses, and develop alternative plans to ensure the effectiveness of its strategies. Each of the objectives is supported by critical benchmarks that focus on specific goals. The outcomes are subject to built-in measuring tools for the short, intermediate and long terms.

The proposal will leverage additional public and private sources. The match in-cash and match-in-kind contributions will be a total of \$3,810,302, consisting mostly of City capital funds. The total match of in-kind contributions represents 84.67% of the requested federal lead grant. Nearly 92% of the funds will go directly to lead hazard reduction costs, with the remaining 8% for Administrative and Indirect costs.

The main personnel under this initiative can be reached as follows: Thomas O'Hagan, Department of Housing Preservation and Development, 100 Gold Street, NY, NY 10038 at (212) 863-6389; James Hsi, Department of Housing Preservation and Development, 100 Gold Street, NY, NY 10038 at (212) 863-6811; Andrew Faciano, Department of Health and Mental Hygiene, 253 Broadway, New York, NY 10007 at (212) 676-6353; Larry Jayson of BHFS, 415 Albemarle Road, Brooklyn, NY 11218, a partnering group; and Consolato Ciccio of BAALDC, 660 East 183 Street, Bronx, New York 10458 at (718) 295-2882.

OHHLHC Rehabilitation Environmental Review (Jan 2011)

This **Rehabilitation Environmental Review (RER)** tiered review format [per 24CFR §58.15] may only be used for the environmental review of the **rehabilitation (i.e., lead-based paint hazard control, healthy homes interventions) of existing residential structures** [according to §58.35(a)(3)(i)] with or without the acquisition of the existing structure [according to §58.35(a)(5)]. **It may not be used for projects involving changes in use or new construction activities.** It may also be used for the rehabilitation of individual units in a multi-family structure, but not for the rehabilitation/acquisition of an entire multi-family building, where using a Statutory Worksheet is recommended (consult OHHLHC Program Environmental Clearance Officer).

Program/project name and description: *(include maximum number of units to be remediated and maximum per-project grant/loan amounts)*

The 2010 Lead Hazard Reduction Grant offers grant funding to building owners for lead treatment through NYC's Primary Prevention Program, a joint initiative between the Department of Housing Preservation and Development (HPD) and the Department of Health and Mental Hygiene (DOHMH). The Program gives owners the means to make their buildings lead-safe through a mixture of abatement and low-level interim treatment work. The grants are dispensed as forgivable loans, valued at between \$10,000 and \$11,000 per apartment, which is the average cost of the lead treatment work. Some units may receive up to \$10,000 of non-LHR funding in conjunction with other moderate rehabilitation work.

Period of Performance From: (month/year) March 2011 To: (month/year) August 2014

Area of Consideration: (Define the geographic area from which applications for this program will be accepted. Attach a composite map showing target area and floodplains.)

See Figure 1, Target Areas and Floodplains.

Instructions: The Factors addressed in this RER, Tier I, apply to the entire program **area of consideration**. Prepare an RER form **once for each program** that meets the criteria of rehabilitation/acquisition at §58.35(a)(3) &/or (5), and retain it in the Environmental Review Record (ERR). A new RER must be completed whenever there is a new Consolidated Plan, **LHC/LHRD/HHP award** or changes in the area of consideration or changes in the environmental conditions which could affect the program. Publish or disseminate a Notice of Intent to Request Release of Funds (**NOI/RROF**) per §58.70, after completion of this RER. The NOI/RROF shall identify the issues to be addressed in the **site-specific reviews (Appendix A)** per §58.15. **Do not commit HUD funds to any specific projects before obtaining the Authority to Use Grant Funds** (HUD form 7015.16) for the program or before completing the site-specific **Appendix A**.

Site specific factors (including historic preservation, explosive/flammable operations, toxic substances, airport clear zones, flood insurance, coastal barriers)) shall be addressed by completing an **Appendix A** after an individual application is received and **before approving any specific loan or grant**. **A separate Appendix A shall be completed and maintained for each structure to document compliance with these laws and authorities. Appropriate mitigation of impacts shall be documented and carried out for each site. Documents supporting compliance shall be maintained in the ERR.**

TARGET AREA – WIDE FACTORS

Floodplain Management

Is any part of the area of consideration located in a Special Flood Hazard Area (SFHA, i.e., area designated "A" or "V" Zone by FEMA)?

- (X) YES; complete Part I on page 2 of this form.
- () NO; provide Source Documentation.

Source Documentation (FEMA FIRM panel number(s) and dates): _____
(The entire program is in compliance with Executive Order 11988, Floodplain Management).

Coastal Zone Management

Is any part of the area of consideration within the Coastal Zone according to the local Coastal Commission, Planning Department or equivalent (if certified Local Coastal Plan)?

- (X) YES; complete Part II on the back of this form.
- () NO; provide Source Documentation.

Source Documentation: _____

NOTES: Ordinarily, the following laws/authorities listed at 24 CFR 58.5 are not invoked by housing rehabilitation projects: Executive Order 11990 Protection of Wetlands; Endangered Species Act, 16 USC 1531 et seq., as amended, particularly 16 USC 1536, 50 CFR 402; Wild and Scenic Rivers Act of 1968, 16 U.S.C. 1271 et. seq., as amended [particularly Sections 7(b) and (c)]; Clean Air Act, 42 U.S.C. 7401 et seq. as amended, particularly section 176(c) and (d), Farmland Protection Act, 7 CFR 658.3(c); Noise Abatement, 24 CFR 51.101(a)(2); Sole Source Aquifers, Memorandum of Agreement between HUD Region IX and U.S. Environmental Protection Agency Region IX, dated 4/30/90, and Executive Order 12898 Environmental Justice. However, **should exceptional circumstances require compliance steps with any of these authorities, such compliance must be documented prior to approving the site-specific loan or grant.**

Part I FLOODPLAIN MANAGEMENT (Check if N/A & State Reason Below Under "NOTE")

1. Will this program involve any of the following activities within Special Flood Hazard Areas (100 year floodplain): a) property acquisition, b) rehabilitation of single family units costing more than 50% of the market value of the structure before rehabilitation, OR c) rehabilitation of units in multifamily residential structures?

- () Yes, proceed. () No, compliance with Executive Order 11988 is established by program definition.

2. Before approving any rehabilitation/acquisition loans or grants within a SFHA, comply with Executive Order 11988 by completing the 8-step-decision-making process for the entire area of consideration, according to 24 CFR §55.20, as applicable. **ATTACH A COPY OF THIS 8-STEP PROCESS (including copies of all published notices).**

3. Did completion of the 8-step process result in a determination that there is no practicable alternative to carrying out rehabilitation and/or acquisition of residential units within the Special Flood Hazard Area?

- () Yes; proceed () No; proceed

4. Is the community participating in the National Flood Insurance Program?

- () Yes; proceed () No; proceed

5. If answer to **either** questions #3 or #4 or both is **no**, loans and grants may **not** be approved within the Special Flood Hazard Area.

6. If answers to both questions #3 and #4 are **yes**, compliance review of this factor is complete. Rehabilitation activities in SFHAs may proceed subject to the implementation of mitigation measures identified in the 8 Step Process.

NOTE: As an alternative to doing the 8-step process, the responsible entity may choose to revise the boundaries of the area of consideration to exclude the Special Flood Hazard Areas (SFHA's). However, properties within the excluded portions would then be ineligible for HUD-assisted acquisition/rehabilitation loans or grants under this program.

Is this the selected alternative? **(X) Yes** () No

If yes, attach the map identifying the target area of consideration boundaries, excluding SFHA's. See Figure 1, Target Areas and Floodplains; SFHA's have been excluded from consideration.

WARNING: The **Flood Disaster Protection Act** (listed at §58.6) additionally mandates the purchase of **flood insurance** for buildings located in SFHA's as a condition of approval for federal financial assistance. Flood insurance protection is mandatory for acquisition, construction, reconstruction, repair and improvement activities, *including lead-based paint hazard control and healthy homes interventions*. Responsible Entities with projects located in SFHA's are responsible for ensuring that flood insurance is maintained for the statutorily-prescribed period and dollar amount. In the case of grants, flood insurance must be maintained for the life of the building. In the case of loans, flood insurance must be maintained for the term of the loan. **A copy of the flood insurance Policy Declaration must be maintained in the Environmental Review Record.** The amount of flood insurance coverage must be at least equal to the total project cost (less the estimated land cost) or to the maximum limit of coverage made available by the NFIP Act.

Part II COASTAL ZONE MANAGEMENT (check if not applicable)

Complete this part if any part of the area of consideration is within the designated Coastal Zone.

1. Have all acquisition/rehabilitation activities under this program been found to be consistent with the applicable Coastal Zone Management Plan?

(X) Yes () No

Source Documentation (attach permit or determination of consistency):

NEW YORK CITY WATERFRONT REVITALIZATION PROGRAM, Consistency Assessment Form, dated March 30, 2011 (attached)

- a. If question #1 was answered "Yes", STOP HERE. Compliance with the Coastal Zone Management Act is documented.
- b. If question #1 was answered "No", obtain the coastal zone permit or determination of consistency.

DO NOT APPROVE LOAN OR GRANT WITHIN THE COASTAL ZONE before obtaining requisite permit or determination.

Thomas O'Hagan, Lead Grant Director

Preparer Name and Title

Signature

Date

John E. Gearrity

Responsible Entity Official-Name

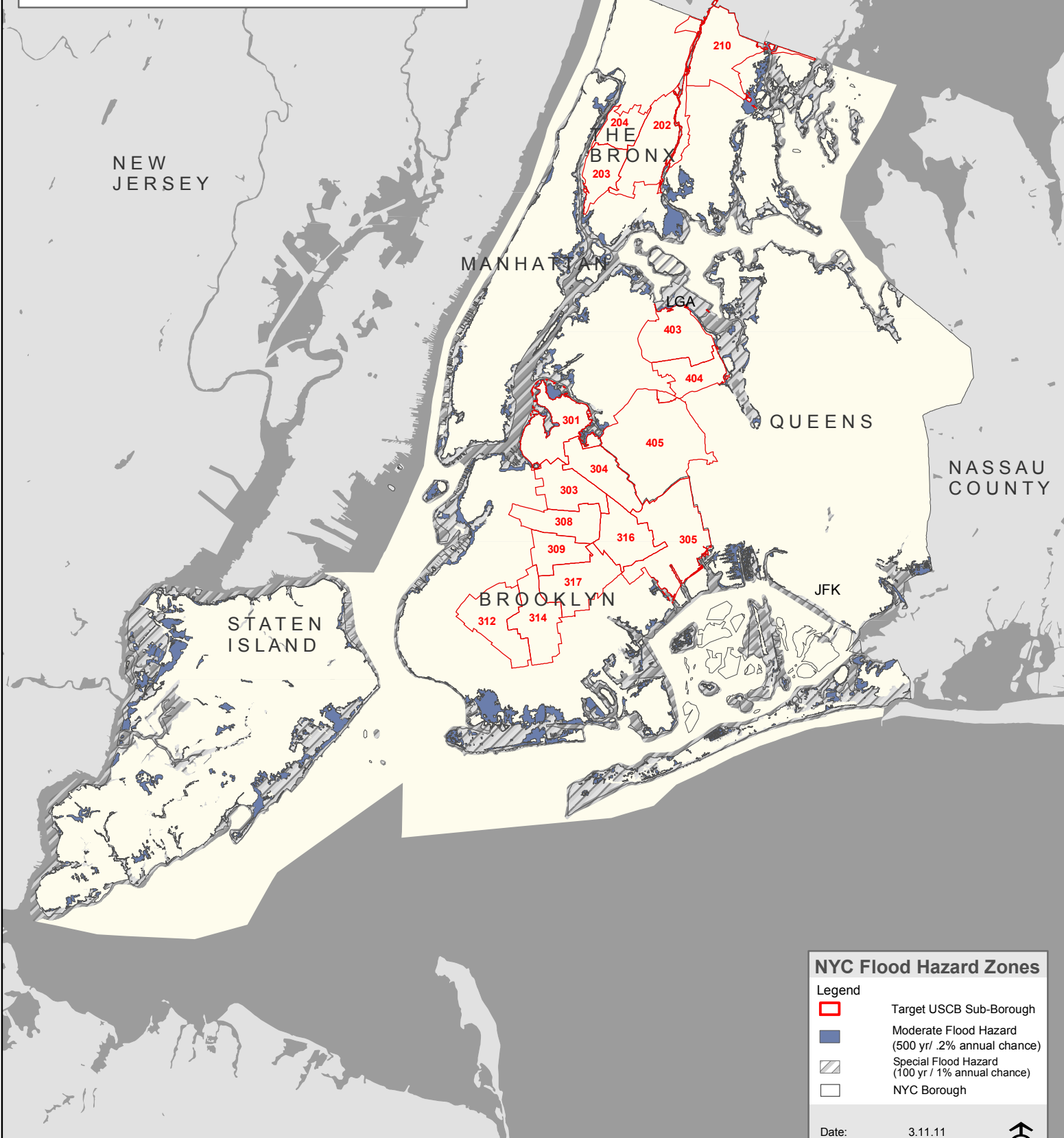
Signature

Date

NEW YORK CITY

FEMA Flood Zones

2010 Lead Hazard Reduction
Demonstration Grant Program



NYC Flood Hazard Zones

- Legend
- Target USCB Sub-Borough
 - Moderate Flood Hazard (500 yr / .2% annual chance)
 - Special Flood Hazard (100 yr / 1% annual chance)
 - NYC Borough

Date: 3.11.11
Scale: 1:259,871
Author: AW



For Internal Use Only:

WRP no. _____

Date Received: _____

DOS no. _____

NEW YORK CITY WATERFRONT REVITALIZATION PROGRAM Consistency Assessment Form

Proposed actions that are subject to CEQR, ULURP or other local, state or federal discretionary review procedures, and that are within New York City's designated coastal zone, must be reviewed and assessed for their consistency with the New York City Waterfront Revitalization Program (WRP). The WRP was adopted as a 197-a Plan by the Council of the City of New York on October 13, 1999, and subsequently approved by the New York State Department of State with the concurrence of the United States Department of Commerce pursuant to applicable state and federal law, including the Waterfront Revitalization of Coastal Areas and Inland Waterways Act. As a result of these approvals, state and federal discretionary actions within the city's coastal zone must be consistent to the maximum extent practicable with the WRP policies and the city must be given the opportunity to comment on all state and federal projects within its coastal zone.

This form is intended to assist an applicant in certifying that the proposed activity is consistent with the WRP. It should be completed when the local, state, or federal application is prepared. The completed form and accompanying information will be used by the New York State Department of State, other state agencies or the New York City Department of City Planning in their review of the applicant's certification of consistency.

A. APPLICANT

1. Name: _____
2. Address: _____
3. Telephone: _____ Fax: _____ E-mail: _____
4. Project site owner: _____

B. PROPOSED ACTIVITY

1. Brief description of activity:

2. Purpose of activity:

3. Location of activity: (street address/borough or site description):

Proposed Activity Cont'd

- 4. If a federal or state permit or license was issued or is required for the proposed activity, identify the permit type(s), the authorizing agency and provide the application or permit number(s), if known:

- 5. Is federal or state funding being used to finance the project? If so, please identify the funding source(s).

- 6. Will the proposed project require the preparation of an environmental impact statement?
 Yes _____ No _____ If yes, identify Lead Agency:

- 7. Identify **city** discretionary actions, such as a zoning amendment or adoption of an urban renewal plan, required for the proposed project.

C. COASTAL ASSESSMENT

Location Questions:

Yes No

- 1. Is the project site on the waterfront or at the water's edge? _____
- 2. Does the proposed project require a waterfront site? _____
- 3. Would the action result in a physical alteration to a waterfront site, including land along the shoreline, land underwater, or coastal waters? _____

Policy Questions

Yes No

The following questions represent, in a broad sense, the policies of the WRP. Numbers in parentheses after each question indicate the policy or policies addressed by the question. The new Waterfront Revitalization Program offers detailed explanations of the policies, including criteria for consistency determinations.

Check either "Yes" or "No" for each of the following questions. For all "yes" responses, provide an attachment assessing the effects of the proposed activity on the relevant policies or standards. Explain how the action would be consistent with the goals of those policies and standards.

- 4. Will the proposed project result in revitalization or redevelopment of a deteriorated or under-used waterfront site? (1) _____
- 5. Is the project site appropriate for residential or commercial redevelopment? (1.1) _____
- 6. Will the action result in a change in scale or character of a neighborhood? (1.2) _____

Policy Questions cont'd

Yes No

- 7. Will the proposed activity require provision of new public services or infrastructure in undeveloped or sparsely populated sections of the coastal area? (1.3) _____
- 8. Is the action located in one of the designated Significant Maritime and Industrial Areas (SMIA): South Bronx, Newtown Creek, Brooklyn Navy Yard, Red Hook, Sunset Park, or Staten Island? (2) _____
- 9. Are there any waterfront structures, such as piers, docks, bulkheads or wharves, located on the project sites? (2) _____
- 10. Would the action involve the siting or construction of a facility essential to the generation or transmission of energy, or a natural gas facility, or would it develop new energy resources? (2.1) _____
- 11. Does the action involve the siting of a working waterfront use outside of a SMIA? (2.2) _____
- 12. Does the proposed project involve infrastructure improvement, such as construction or repair of piers, docks, or bulkheads? (2.3, 3.2) _____
- 13. Would the action involve mining, dredging, or dredge disposal, or placement of dredged or fill materials in coastal waters? (2.3, 3.1, 4, 5.3, 6.3) _____
- 14. Would the action be located in a commercial or recreational boating center, such as City Island, Sheepshead Bay or Great Kills or an area devoted to water-dependent transportation? (3) _____
- 15. Would the proposed project have an adverse effect upon the land or water uses within a commercial or recreation boating center or water-dependent transportation center? (3.1) _____
- 16. Would the proposed project create any conflicts between commercial and recreational boating? (3.2) _____
- 17. Does the proposed project involve any boating activity that would have an impact on the aquatic environment or surrounding land and water uses? (3.3) _____
- 18. Is the action located in one of the designated Special Natural Waterfront Areas (SNWA): Long Island Sound- East River, Jamaica Bay, or Northwest Staten Island? (4 and 9.2) _____
- 19. Is the project site in or adjacent to a Significant Coastal Fish and Wildlife Habitat? (4.1) _____
- 20. Is the site located within or adjacent to a Recognized Ecological Complex: South Shore of Staten Island or Riverdale Natural Area District? (4.1and 9.2) _____
- 21. Would the action involve any activity in or near a tidal or freshwater wetland? (4.2) _____
- 22. Does the project site contain a rare ecological community or would the proposed project affect a vulnerable plant, fish, or wildlife species? (4.3) _____
- 23. Would the action have any effects on commercial or recreational use of fish resources? (4.4) _____
- 24. Would the proposed project in any way affect the water quality classification of nearby waters or be unable to be consistent with that classification? (5) _____
- 25. Would the action result in any direct or indirect discharges, including toxins, hazardous substances, or other pollutants, effluent, or waste, into any waterbody? (5.1) _____
- 26. Would the action result in the draining of stormwater runoff or sewer overflows into coastal waters? (5.1) _____
- 27. Will any activity associated with the project generate nonpoint source pollution? (5.2) _____
- 28. Would the action cause violations of the National or State air quality standards? (5.2) _____

Policy Questions cont'd

Yes No

29. Would the action result in significant amounts of acid rain precursors (nitrates and sulfates)? (5.2C)

30. Will the project involve the excavation or placing of fill in or near navigable waters, marshes, estuaries, tidal marshes or other wetlands? (5.3)

31. Would the proposed action have any effects on surface or ground water supplies? (5.4)

32. Would the action result in any activities within a federally designated flood hazard area or state-designated erosion hazards area? (6)

33. Would the action result in any construction activities that would lead to erosion? (6)

34. Would the action involve construction or reconstruction of a flood or erosion control structure? (6.1)

35. Would the action involve any new or increased activity on or near any beach, dune, barrier island, or bluff? (6.1)

36. Does the proposed project involve use of public funds for flood prevention or erosion control? (6.2)

37. Would the proposed project affect a non-renewable source of sand ? (6.3)

38. Would the action result in shipping, handling, or storing of solid wastes, hazardous materials, or other pollutants? (7)

39. Would the action affect any sites that have been used as landfills? (7.1)

40. Would the action result in development of a site that may contain contamination or that has a history of underground fuel tanks, oil spills, or other form or petroleum product use or storage? (7.2)

41. Will the proposed activity result in any transport, storage, treatment, or disposal of solid wastes or hazardous materials, or the siting of a solid or hazardous waste facility? (7.3)

42. Would the action result in a reduction of existing or required access to or along coastal waters, public access areas, or public parks or open spaces? (8)

43. Will the proposed project affect or be located in, on, or adjacent to any federal, state, or city park or other land in public ownership protected for open space preservation? (8)

44. Would the action result in the provision of open space without provision for its maintenance? (8.1)

45. Would the action result in any development along the shoreline but NOT include new water-enhanced or water-dependent recreational space? (8.2)

46. Will the proposed project impede visual access to coastal lands, waters and open space? (8.3)

47. Does the proposed project involve publicly owned or acquired land that could accommodate waterfront open space or recreation? (8.4)

48. Does the project site involve lands or waters held in public trust by the state or city? (8.5)

49. Would the action affect natural or built resources that contribute to the scenic quality of a coastal area? (9)

50. Does the site currently include elements that degrade the area's scenic quality or block views to the water? (9.1)

Policy Questions cont'd

Yes No

51. Would the proposed action have a significant adverse impact on historic, archeological, or cultural resources? (10)

52. Will the proposed activity affect or be located in, on, or adjacent to an historic resource listed on the National or State Register of Historic Places, or designated as a landmark by the City of New York? (10)

D. CERTIFICATION

The applicant or agent must certify that the proposed activity is consistent with New York City's Waterfront Revitalization Program, pursuant to the New York State Coastal Management Program. If this certification cannot be made, the proposed activity shall not be undertaken. If the certification can be made, complete this section.

"The proposed activity complies with New York State's Coastal Management Program as expressed in New York City's approved Local Waterfront Revitalization Program, pursuant to New York State's Coastal Management Program, and will be conducted in a manner consistent with such program."

Applicant/Agent Name: City of New York Department of Housing Preservation and Development

Address: 100 Gold Street, Room 9I-7, New York, NY 10038; c/o J. Gearrity

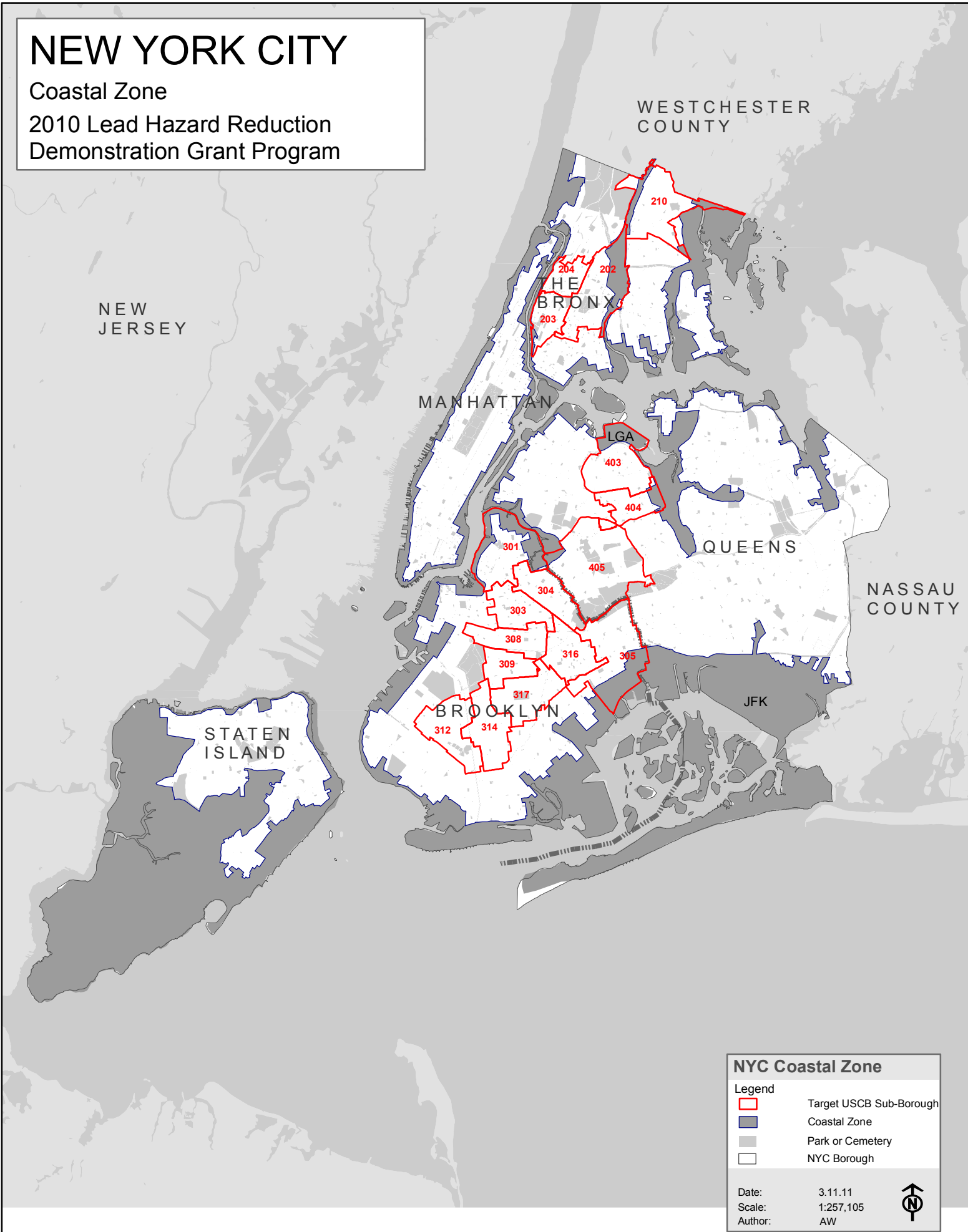
Telephone 212-863-6539

Applicant/Agent Signature:  Date: 3/30/11

NEW YORK CITY

Coastal Zone

2010 Lead Hazard Reduction
Demonstration Grant Program



NYC Coastal Zone

Legend

- Target USCB Sub-Borough
- Coastal Zone
- Park or Cemetery
- NYC Borough

Date: 3.11.11
Scale: 1:257,105
Author: AW

In an effort to assure the contact information in your files is accurate, and that the letter approving the environmental certification reaches all affected parties, we are providing you with the information below:

Certifying Officer:

Name: Mr. John Gearrity

Address: HPD, 100 Gold Street, New York, New York 10038

Phone: (212) 863-6539

Fax: (212) 863-6386

Email: gearritj@hpd.nyc.gov

Program Director:

Name: Thomas O'Hagan

Address: HPD 100 Gold Street

Phone: (212) 863-6389

Fax: (212) 863-5793

Email: toh@hpd.nyc.gov

Program Manager:

Name: James Hsi

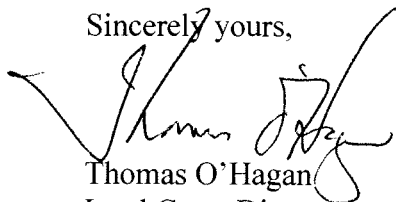
Address: HPD, 100 Gold Street

Phone: (212) 863-6811

Email: hsi@hpd.nyc.gov

Please let me know if you require additional information.

Sincerely yours,



Thomas O'Hagan

Lead Grant Director

100 Gold Street, Room 9-U7A

New York, New York 10038

(212) 863-6389

toh@hpd.nyc.gov

NYC



THE
NEW YORK OBSERVER

NEW YORK'S WEEKLY NEWSPAPER

321 W 44th Street, 5th Floor • New York, NY 10036 • (212) 755-2400

An Independent Weekly Newspaper

State of New York

ss:

County of New York

I, Iain Potts, solemnly swear that I am

Legal Notice Manager

of *The New York Observer*, published in the English language in the County of New York, State of New York and that from my own personal knowledge and reference to the files of said publication the attached

Legal Notice / Advertisement

was published on the following date(s):

- 4/6/2011



Iain Potts

Subscribed and sworn to before me
this 6th day of April, 2011

SEAN WOODRUFF (notary public)

My commission expires:

Notary Public State of New York

No. 01006187588

Qualified in New York County

Commission Expires 5-19-12

NOTICE OF INTENT TO REQUEST RELEASE OF FUNDS

April 6, 2011

The City of New York - Department of Housing Preservation & Development
100 Gold Street, New York, NY 10038
(212) 863-6389

On or about April 15, 2011, the City of New York - Department of Housing Preservation & Development (HPD) will submit a request to the U.S. Department of Housing and Urban Development (HUD) for the release of funds from HUD's 2010 Lead Hazard Reduction Demonstration Grant Program, for the purpose of reducing lead-based paint hazards in targeted areas of Queens (Corona and Ridgewood-Glendale), Brooklyn (Flatbush, Borough Park, Kensington-Windsor Terrace, Bushwick, East New York, Bushwick-Bedford Stuyvesant and Greenpoint) and the Bronx (Morrisania, Wakefield, Highbridge and Tremont).

The requested funding would support New York City's ongoing efforts to prevent childhood lead poisoning. HPD's lead grant program, the Primary Prevention Program is requesting the release of \$4,500,000, supported by \$3,810,302 in match funding, for the period March 1, 2011 to August 31, 2014.

The proposed hazard control activities to be funded under this/these program(s) is/are categorically excluded from the National Environmental Policy Act requirements, but subject to compliance with some of the environmental laws and authorities listed at § 58.5 of 24 CFR Part 58. In accordance with § 58.15, a tiered review process has been structured, whereby some environmental laws and authorities have been reviewed and studied for the intended target area(s) listed above. Other applicable environmental laws and authorities will be complied with, when individual projects are ripe for review. Specifically, the target area(s) has/have been studied and compliance with the following laws and authorities have been established in this Tier 1 review: Floodplain Management, Coastal Barriers Resource Act, and Coastal Zone Management Act. In the Tier 2 review, compliance with the following environmental laws and authorities will take place for proposed projects funded under the program(s) listed above: Historic Preservation, National Flood Insurance Program requirements, Explosive & Flammable Operations, Toxics/hazardous materials. Should individual aggregate projects exceed the threshold for categorical exclusion detailed at § 58.35(a), an Environmental Assessment will be completed and a separate Finding of No Significant Impact and Request for Release of Funds published. Copies of the compliance documentation worksheets are available at the address below.

An Environmental Review Record (ERR) which documents the environmental determinations for the requested funding, and more fully describes the tiered review process cited above, is on file at HPD, Office of Development, Division of Environmental Planning & Implementation, 100 Gold Street, Room 9I-6, New York, New York 10038. The ERR is also available on HPD's website.

PUBLIC COMMENTS

Any individual, group, or agency may submit written comments on the ERR to HPD. Written comments or objections to the obligation and/or use of Lead Hazard Reduction Demonstration Grant Program Funds must be received by HPD at 100 Gold Street, New York, NY 10038, Attn: P. Blanchfield, AICP, Room 9I-6 on or before April 14, 2011. All comments received will be considered by HPD prior to authorizing submission of a Request for Release of Funds and Environmental Certification to HUD. No comments or objections received after this date will be considered.

RELEASE OF FUNDS

The City of New York certifies to HUD in its request for release of funds that the City and HPD's Commissioner, in his official capacity as certifying officer for Lead Hazard Reduction Demonstration Grant Program funds, consents to accept jurisdiction of the federal courts if an action is brought to enforce responsibilities in relation to environmental reviews, decision-making and action, 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 HPD to utilize federal funds and implement the Program.

OBJECTIONS TO RELEASE OF FUNDS

HUD will consider objections to its release of funds and certification for a period of fifteen days following either the anticipated submission date (cited above) or HUD's actual receipt of the request (whichever is later) only if the objections are on one of the following bases: (a) that the Certification was not executed by the Certifying Officer of the HPD (b) the HPD has omitted a step or failed to make a decision or finding required by HUD regulations at 24 CFR Part 58; (c) the HPD has committed funds or incurred costs not authorized by 24 CFR Part 58 before approval of a release of funds by HUD; (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 may be addressed to HUD as follows: Karen Griego-West, Office of Healthy Homes and Lead Hazard Control Program Environmental Clearance Officer, U.S. Department of Housing and Urban Development, 611 West 6th Street, Suite 805, Los Angeles, CA 90017. Potential objectors may contact HUD to verify the actual last day of the objection period.

NYC

Department of
Housing Preservation
& Development
nyc.gov/hpd

MICHAEL R. BLOOMBERG
Mayor

MATHEW M. WAMBUA
Commissioner

AVISO DEL INTENTO DE SOLICITAR LA CONCESIÓN DE FONDOS

06 de abril 2011

**La Ciudad de Nueva York - Departamento de Conservación y Desarrollo de la Vivienda
100 Gold Street, New York, NY 10038
(212) 863-6389**

El o cerca del 15 de abril de 2011, la ciudad de Nueva York - Departamento de Conservación y Desarrollo de la Vivienda (HPD) someterá una petición al Departamento de Desarrollo Urbano y de la Vivienda de los E.E.U.U. (HUD) para la concesión de fondos para el Programa de HUD 2010 para Demostración de la Reducción del Peligro del Plomo, con el fin de reducir los peligros de la pintura a base de plomo en áreas señaladas en Queens (Corona y Ridgewood-Glendale), en Brooklyn (Flatbush, Borough Park, Kensington-Windsor Terrace, Bushwick, en East New York, Bushwick-Bedford Stuyvesant y Greenpoint) y en El Bronx (Morrisania, Wakefield, Highbridge y Tremont).

Los fondos solicitados apoyarían los esfuerzos actuales de la Ciudad de Nueva York para prevenir en los niños el envenenamiento con plomo. El programa de Concesión para el plomo del HPD, el Programa Primario de Prevención está solicitando una concesión de \$4,500,000, apoyado por \$3,810,302 de fondos iguales, para el período del 1 de marzo de 2011 al 31 de agosto de 2014.

Las actividades propuestas para controlar el peligro a ser financiadas bajo este/estos programas(s) categóricamente están excluidas de los requisitos Nacionales del Acto de la Política Medioambiental, pero cumplen con algunas leyes ambientales y mandatos enumerados en el § 58.5 del 24 CFR parte 58. De acuerdo con §58.15, se ha estructurado un proceso con escalas de revisión, por lo cual algunas leyes ambientales y mandatos han sido revisado y estudiado para las áreas señalada(s) enumeradas arriba. Otras leyes ambientales y mandatos aplicables serán cumplidos, cuando los proyectos individuales estén listos para revisión. Específicamente, el área señalada(s) ha/han sido estudiadas y han cumplido con las leyes y mandatos siguientes establecidos en esta revisión de la Escala 1: Manejo del Terreno Inundable, Acto de Barreras a Recursos Costeros, y Acto de Administración de la Zona Costera. En la revisión de la Escala 2, cumplimiento con las siguientes leyes ambientales y mandatos se implementarán para los propuestos proyectos financiados bajo los programas enumerados arriba: Preservación Histórica, requisitos Nacionales del Programa del Seguro de Inundación, Operaciones Explosivas e Inflamables, Materiales Tóxicos/Peligrosos. Si los proyectos agregados individuales excedieren al comienzo de la exclusión categórica detallada en §58.35 (a), se hará por separado una Evaluación Ambiental y se publicará un Informe de No Haber Encontrado un Impacto Significativo y una Solicitud de Concesión de Fondos. Las copias de la documentación sobre el cumplimiento están disponibles en la dirección indicada abajo.

Un Expediente de Revisión Ambiental (ERR) que documenta las determinaciones ambientales para la financiación solicitada, y que describe más a fondo el proceso de escalas de revisión citado arriba, está en el archivo del HPD, Office of Development, Division of Environmental Planning & Implementation, 100 Gold Street, Room 9I-6, New York, New York, 10038. El ERR está también disponible en el Web site del HPD.

COMENTARIOS PÚBLICOS

Cualquier individuo, grupo, o agencia puede someter comentarios escritos sobre el ERR a HPD. Los comentarios u objeciones escritos a la obligación y/o al uso de los fondos del Programa de Concesión para Demostración de la Reducción del Peligro del Plomo deben recibirse en el HPD 100 Gold Street, New York, NY, 10038, Attn: P. Blanchfield, AICP, Room 9I-6 en o antes del 14 de abril de 2011. Todos los comentarios recibidos serán considerados por HPD antes de la sumisión que autoriza la Solicitud de Concesión de Fondos y de la Certificación Ambiental a HUD. Ningún comentario u objeción recibidos después de esta fecha será considerado.

CONCESION DE FONDOS

La ciudad de Nueva York Certifica a HUD en su solicitud de concesión de fondos que la Ciudad y el Comisionado de HPD, en su capacidad como oficial que certifica el programa de Concesión de fondos para Demostración de la Reducción del Peligro del Plomo, consiente aceptar la jurisdicción de las cortes federales si una acción se trae para hacer cumplir responsabilidades en lo referente a revisiones ambientales, toma de decisiones y acción y que se hayan satisfecho estas responsabilidades. La aprobación de HUD de la certificación satisface sus responsabilidades bajo EPA y las leyes y mandatos relacionados, permite que HPD utilice Fondos Federales y que ejecute el Programa.

OBJECIONES A LA CONCESION DE FONDOS

HUD considerará objeciones a su solicitud de fondos y certificación por un período de quince días seguidos a la fecha anticipada de la sumisión (citada arriba) o al recibo real de HUD de la petición (cualquiera que sea más tarde) solamente si las objeciones están basadas en lo siguientes: (a) que la certificación no fue ejecutada por el oficial certificador del HPD (b) el HPD ha omitido un paso o no ha podido hacer una decisión o investigación requerida por las regulaciones de HUD en 24 partes 58 de CFR; (c) el HPD ha destinado fondos o contraído los costes no autorizados por 24 partes 58 de CFR antes de la aprobación de la solicitud de fondos por HUD; (d) otra agencia federal que actuaba conforme a la parte 1504 de 40 CFR ha sometido una investigación por escrito alegando que el proyecto es insatisfactorio desde el punto de vista de la calidad ambiental. Las objeciones se deben preparar y someter de acuerdo con los procedimientos requeridos (24 partes 58 de CFR), y se pueden enviar a HUD como sigue: Karen Griego-West, Office of Healthy Homes and Lead Hazard Control Program Environmental Clearance Officer, U.S. Department of Housing and Urban Development, 611 West 6th Street, Suite 805, Los Angeles, CA 90017. Los objetores potenciales pueden entrar en contacto con HUD para verificar el último día del período de objeción.

NYC

Department of
Housing Preservation
& Development
nyc.gov/hpd

MICHAEL R. BLOOMBERG
Mayor

MATHEW M. WAMBUA
Commissioner

Request for Release of Funds and Certification

U.S. Department of Housing and Urban Development
Office of Community Planning and Development

OMB No. 2506-0087
(exp. 3/31/2011)

This form is to be used by Responsible Entities and Recipients (as defined in 24 CFR 58.2) when requesting the release of funds, and requesting the authority to use such funds, for HUD programs identified by statutes that provide for the assumption of the environmental review responsibility by units of general local government and States. Public reporting burden for this collection of information is estimated to average 36 minutes per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. This agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless that collection displays a valid OMB control number.

Part 1. Program Description and Request for Release of Funds (to be completed by Responsible Entity)

1. Program Title(s) FY '10 Lead Based Paint Hazard Reduction Demonstration Program	2. HUD/State Identification Number NYLHD0214-10	3. Recipient Identification Number (optional)
4. OMB Catalog Number(s) CFDA 14.905	5. Name and address of responsible entity The City of New York Department of Housing Preservation and Development 100 Gold Street New York, NY 10038-1605	
6. For information about this request, contact (name & phone number) John E. Gearrity, 212-863-6539	7. Name and address of recipient (if different than responsible entity)	
8. HUD or State Agency and office unit to receive request U.S. HUD, OHHLHC (ATTN:Karen Griego-West) 611 West 6th Street, Suite 805 Los Angeles, CA 90017		

The recipient(s) of assistance under the program(s) listed above requests the release of funds and removal of environmental grant conditions governing the use of the assistance for the following

9. Program Activity(ies)/Project Name(s) Moderate rehabilitation, including a mixture of lead abatement and low-level interim treatment work.	10. Location (Street address, city, county, State) Target areas in the boroughs of Queens, Brooklyn, and the Bronx.
---	---

11. Program Activity/Project Description

The 2010 Lead Hazard Reduction Grant offers grant funding to building owners for lead treatment through NYC's Primary Prevention Program, a joint initiative between the Department of Housing Preservation and Development (HPD) and the Department of Health and Mental Hygiene (DOHMH). The Program gives owners the means to make their buildings lead-safe through a mixture of abatement and low-level interim treatment work, and may be used in conjunction with other moderate rehabilitation work.

Part 2. Environmental Certification (to be completed by responsible entity)

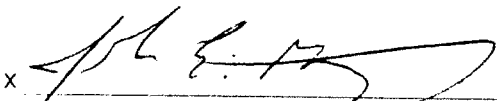
With reference to the above Program Activity(ies)/Project(s), I, the undersigned officer of the responsible entity, certify that:

1. The responsible entity has fully carried out its responsibilities for environmental review, decision-making and action pertaining to the project(s) named above.
2. The responsible entity has assumed responsibility for and complied with and will continue to comply with, the National Environmental Policy Act of 1969, as amended, and the environmental procedures, permit requirements and statutory obligations of the laws cited in 24 CFR 58.5; and also agrees to comply with the authorities in 24 CFR 58.6 and applicable State and local laws.
3. After considering the type and degree of environmental effects identified by the environmental review completed for the proposed project described in Part 1 of this request, I have found that the proposal did did not require the preparation and dissemination of an environmental impact statement.
4. The responsible entity has disseminated and/or published in the manner prescribed by 24 CFR 58.43 and 58.55 a notice to the public in accordance with 24 CFR 58.70 and as evidenced by the attached copy (copies) or evidence of posting and mailing procedure.
5. The dates for all statutory and regulatory time periods for review, comment or other action are in compliance with procedures and requirements of 24 CFR Part 58.
6. In accordance with 24 CFR 58.71(b), the responsible entity will advise the recipient (if different from the responsible entity) of any special environmental conditions that must be adhered to in carrying out the project.

As the duly designated certifying official of the responsible entity, I also certify that:

7. I am authorized to and do consent to assume the status of Federal official under the National Environmental Policy Act of 1969 and each provision of law designated in the 24 CFR 58.5 list of NEPA-related authorities insofar as the provisions of these laws apply to the HUD responsibilities for environmental review, decision-making and action that have been assumed by the responsible entity.
8. I am authorized to and do accept, on behalf of the recipient personally, the jurisdiction of the Federal courts for the enforcement of all these responsibilities, in my capacity as certifying officer of the responsible entity.

Signature of Certifying Officer of the Responsible Entity

X 

Title of Certifying Officer

Executive Director Environmental Policy and Implementation

Date signed

04/18/2011

Address of Certifying Officer

New York City Department of Housing Preservation and Development
100 Gold Street
New York, NY 10038-1605

Part 3. To be completed when the Recipient is not the Responsible Entity

The recipient requests the release of funds for the programs and activities identified in Part 1 and agrees to abide by the special conditions, procedures and requirements of the environmental review and to advise the responsible entity of any proposed change in the scope of the project or any change in environmental conditions in accordance with 24 CFR 58.71(b).

Signature of Authorized Officer of the Recipient

Title of Authorized Officer

Date signed

X

Warning: HUD will prosecute false claims and statements. Conviction may result in criminal and/or civil penalties. (18 U.S.C. 1001, 1010, 1012; 31 U.S.C. 3729, 3802)