



# Preble County Board of Commissioners

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*Rodney Creech*

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## LEGAL NOTICE

### COMBINED NOTICE

#### NOTICE TO PUBLIC OF A FINDING OF NO SIGNIFICANT IMPACT ON THE ENVIRONMENT (FONSI) FISCAL YEAR 2017 CDBG CRITICAL INFRASTRUCTURE PROGRAM

Date of Publication: March 23, 2018

Preble County Board of Commissioners  
Preble County Courthouse  
101 East Main Street  
Eaton, Ohio 45320

Phone Number for Questions: 937-456-8143

To All Interested Persons, Agencies, and Groups:

The Preble County Board of Commissioners proposes to request the State of Ohio to release Federal funds under Section 104 (g) of Title I of the Housing and Community Development Act of 1974, as amended; Section 288 of Title II of the Cranston Gonzales National Affordable Housing Act (NAHA), as amended; and/or Title IV of the Stewart B. McKinney Homeless Assistance Act, as amended; to be used for the following project(s):

Project Name/List of Project's Activities:

Preble County FY17 CDBG Critical Infrastructure Program - **Project #1, Activities #1, 2, & 3, Village of New Paris East Cherry Street Improvements Project**

Source of Federal Funds:

CDBG Grant Agreement # B-X-17-1CK-1

Purpose or Nature of the Project:

The project will assist the Village of New Paris to reconstruct the street base where needed, mill the street surface to correct the street profile and then pave approximately 1,850 linear feet of East Cherry Street from the Washington Street intersection, going east past Lincoln Street to the east corporation line of the Village of New Paris. The project will replace 3,300 linear feet of existing curb & gutter, 3,300 linear feet of sidewalk on both sides of the street, install 2 curb ramps at Lincoln Street, replace 2 storm inlets east of the Washington Street intersection, install 12 new storm inlets, 5 storm manholes, and 1,600 feet of 15" and 12" storm sewer line within the same project area. The 15" storm sewer line will be installed in East Cherry Street, beginning at Lincoln Street and going west to the Washington Street intersection. There will be 4 storm inlets installed in the area of the Lincoln Street intersection, two installed mid-block between Lincoln Street and Spring Street, two installed just east of the Spring Street intersection, two on the west side of the Spring St. intersection and 2 midway between Spring Street and Washington Street. The 12" storm sewer will be installed to connect the storm inlets to the main 15" storm line

Identification of Single or Multi-year Project:

Single-Year

Location:

Village of New Paris, Preble County, Ohio

Estimated Cost of Project:

\$280,000.00 - CDBG Critical Infrastructure; \$235,000.00 - OPWC Grant; \$115,600.00 - Village Cash

Environmental Finding of Project/Activity:

FONSI (Environmental Assessment – EA)

It has been determined that such Request for Release of Funds will not constitute an action significantly affecting the quality of the human environment and accordingly the Preble County Board of Commissioners has decided not to prepare an Environmental Impact Statement under the National Environmental Policy Act of 1969, as amended.

An Environmental Review Record (ERR) for each of the Project activities listed above has been conducted by the Preble County Board of Commissioners. The ERR's document the environmental reviews of the Projects and more fully set forth the reasons why such statement is not required. The ERR's are on file and available for the public's examination and copying, upon request, between the hours of 8:30 a.m. to 4:00 p.m., Monday through Friday (except holidays) at the above address.

**No further environmental review of such project is proposed to be conducted, prior to the Request for Release of Federal funds.**

The Preble County Board of Commissioners plans to undertake the above described Projects with the Federal funds cited above. Any interested person, agencies, and/or groups, who have any comments regarding the environment or who disagree with this Finding of No Significant Impact decision, are invited to submit written comments for consideration to the Preble County Board of Commissioners at the address above listed by 4:00 p.m. on Monday, April 9, 2018, which is at least 15 days after the publication of this Combined Notice. A notice regarding the responsible entity's intent to request release of funds is listed immediately below.

**NOTICE OF INTENT TO REQUEST RELEASE OF FUNDS (NOI/RROF)**

To All Interested Persons, Agencies, and Groups:

On or about, but not before, Tuesday, April 10, 2018, the Preble County Board of Commissioners will request the State of Ohio to release Federal funds under Section 104 (g) of Title I of the Housing and Community Development Act of 1974, as amended; Section 288 of Title II of the Cranston Gonzales National Affordable Housing Act (NAHA), as amended; and/or Title IV of the Stewart B. McKinney Homeless Assistance Act, as amended; to be used for the Projects described above.

The Board of Preble County Commissioners plans to undertake the Projects described above with the Federal funds listed above. Any interested person, agencies, and/or groups, who have any comments regarding the environment, are invited to submit written comments for consideration to the Board of Preble County Commissioners at the address listed prior to 4:00 p.m. Monday, April 9, 2018.

The Preble County Board of Commissioners is certifying to the State of Ohio that the Preble County Board of Commissioners and Chris Day, in his official capacity as President of the Preble County Board of Commissioners, consent to accept the jurisdiction of 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.

The legal effect of the certification is that upon its approval, the Preble County Board of Commissioners may use the Federal funds, and the State of Ohio will have satisfied its responsibilities under the National Environmental Policy Act of 1969, as amended.

The State of Ohio will accept an objection to its approval of the Release of Funds and acceptance of the certification only if it is on one of the following grounds: (a) the certification was not, in fact, executed by Preble County's chief executive officer or other officer of the Preble County Board of Commissioners approved by the State of Ohio; (b) that the Preble County Board of Commissioners has failed to make one of the two findings pursuant to Section 58.40 or to make the written determination required by section 58.35, 58.47, or 58.53 for the project, as applicable; (c) the Board of Preble County Commissioners has omitted one or more of the steps set forth at subpart E of 24 CFR Part 58 for the preparation, publication and completion of an Environmental Assessment; (d) the Board of Preble County Commissioners has omitted one or more of the steps set forth at Subparts F and G of 24 CFR Part 58 for the conduct, preparation, publication and completion of an Environmental Impact Statement; (e) the grant recipient has committed funds or incurred costs not authorized by 24 CFR Part 58 before release of funds and approval of the environmental certification by State; or (f) 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.

Written objections must be prepared and submitted in accordance with the required procedure (24 CFR Part 58), and must be addressed to the: State of Ohio; Environmental Grant Analyst; Office of Housing and Community Partnerships; P. O. Box 1001; Columbus, Ohio 43216-1001.

Objections to the Release of Funds on bases other than those stated above will not be considered by the State of Ohio. No objections received after Friday, April 27, 2018, (which is 15 days after it is anticipated that the State will receive a Request for Release of Funds), will be considered by the State of Ohio.

The address of the chief executive officer is:

Chris Day, President, Preble County Board of Commissioners  
Preble County Courthouse  
101 East Main Street  
Eaton, Ohio 45320