



**CITY OF CLEVELAND**  
Mayor Justin M. Bibb

## **NOTICE OF INTENT TO REQUEST RELEASE OF FUNDS**

10/04/23

City of Cleveland  
601 Lakeside Ave. E  
Cleveland, OH, 44114  
216-664-4094

On or about October 12, 2023, the City of Cleveland will submit a request to the U.S. Department of Housing and Urban Development (HUD) for the release of the Radon Testing and Mitigation Demonstration Program for Public Housing which is authorized under the Consolidated Appropriations Act, 2023 (Public Law 117-328) for the following multi-year program/project: King Kennedy Radon Project, for the purpose of mitigating radon contained within the Cuyahoga County Metropolitan Housing Authority "CMHA" King Kennedy, Phoenix Village, and King Kennedy Renaissance Delaney buildings. The project is being conducted by State of Ohio licensed and certified radon specialists, and shall involve activities relative to Active Soil Depressurization, like suction points, piping, fan instillation, exhaust discharging, installing sealants, labels, electrical and more. The City of Cleveland is requesting the release of \$174,000.

The proposed radon mitigation 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. Copies of the compliance documentation worksheets are available at the address below.

An Environmental Review Record (ERR) that documents the environmental determinations for this project is on file at Cleveland City Hall, 601 Lakeside Ave. E, Room 320, Cleveland, OH, 44114, and may be examined or copied weekdays 9 a.m. to 5 p.m.

### **PUBLIC COMMENTS**

Any individual, group, or agency may submit written comments on the ERR to Cleveland City Hall, 601 Lakeside Ave. E, Room 320, Cleveland, OH, 44114. All comments received by October 11, 2023, will be considered by the City of Cleveland prior to authorizing submission of a Request for Release of Funds and Environmental Certification to HUD.

### **RELEASE OF FUNDS**

The City of Cleveland certifies to HUD that Martin Bielat in his official capacity as Compliance Manager 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 Cleveland to utilize federal funds and implement the Program.

### **OBJECTIONS TO RELEASE OF FUNDS**

HUD will consider objections to its release of funds and the City of Cleveland 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 City of Cleveland; (b) the City of Cleveland has omitted a step or failed to make a decision or finding required by HUD regulations at 24 CFR Part 58; (c) the City of Cleveland 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 and sent to the email address as follows: Karen M. Griego, Office of Lead Hazard Control and Healthy Homes, Program Environmental Clearance Officer, U.S. Department of Housing and Urban Development [LeadRegulations@HUD.GOV](mailto:LeadRegulations@HUD.GOV). Potential objectors may contact HUD directly to verify the actual last day of the objection/comment period.

City of Cleveland/Martin Bielat, Compliance Manager

CI07-50133-02