

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

(May 17, 2011)  
(City of McAlester  
(28 E. Washington (P.O. Box 578)  
(McAlester, OK 74701)  
((918)423-9300)

This Notice shall satisfy the above-cited two separate but related procedural notification requirements.

REQUEST FOR RELEASE OF FUNDS

On or about (June 1, 2011) the (City of McAlester) will submit a request to the Oklahoma Department of Commerce for the release of the Community Development Block Grant funds under Title 1 of the Housing and Community Development Act of 1974, as amended, to undertake a project known as (Grant #13914-CDBG-09), for the purpose of (installing 530 ft. of 8" sewer main and 3 new manholes in the alley between West Kiowa and West Apache from Elm Street to "A" Street; 830 ft of 8" sewer main and 3 new manholes in the alley between West Osage and West Miami from "A" Street to Elm Street; 780' of 8" sewer main and 2 new manholes located on "B" Street from West Peoria to West Modoc and from the intersection of West Modoc and "B" Street to "C" Street; 350' of 6" water main located on Elm Street from West Creek Avenue to Peoria Avenue; and 350' of 6" water main on Seneca Avenue and Elm Street East to the railroad.).

FINDING OF NO SIGNIFICANT IMPACT

The (City of McAlester) 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 McAlester City Hall located at 28 E. Washington, McAlester, OK 74701 and may be examined or copied weekdays (8:00) a.m. to (5:00 ) p.m.

PUBLIC COMMENTS

Any individual, group, or agency disagreeing with this determination or wishing to comment on the project may submit written comments to the (McAlester City Clerk at the address above). All comments received by (June 1, 2011) will be considered by the (City of McAlester) prior to authorizing submission of a request for release of funds. Commentators should specify which part of this Notice they are addressing.

## RELEASE OF FUNDS

The City of McAlester certifies to the Oklahoma Department of Commerce that (Kevin Priddle) in his capacity as (Mayor) 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. The Oklahoma Department of Commerce's approval of the certification satisfies its responsibilities under NEPA and related laws and authorities, and allows the (City of McAlester) to use Program funds.

## OBJECTIONS TO RELEASE OF FUNDS

The Oklahoma Department of Commerce will consider objections to its release of funds and the City of McAlester) certification received by (June 17, 2011) 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 McAlester) approved by the Oklahoma Department of Commerce (b) the (City of McAlester) 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 the Oklahoma Department of Commerce 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 the Oklahoma Department of Commerce at 900 N. Stiles, Oklahoma City, OK 73104-3234. Potential objectors should contact the Oklahoma Department of Commerce to verify the actual last day of the objection period.

Kevin Priddle, Mayor

\_\_\_\_\_  
Signature

**July 2009**