

# 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. 07/31/2017)

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) <i>Housing and Mortgage Finance Agency (HMFA)</i>	2. HUD/State Identification Number <i>B-13-DS-34-0001</i>	3. Recipient Identification Number (optional) <i>HMFA02890</i>
4. OMB Catalog Number(s) <i>14.269</i>	5. Name and address of responsible entity <i>Laura Shea, Assistant Commissioner New Jersey Department of Community Affairs 101 South Broad Street, PO Box 800, Trenton, NJ 08625-0800</i>	
6. For information about this request, contact (name & phone number) <i>Laura Shea, (609) 943-4243</i>		
8. HUD or State Agency and office unit to receive request <i>Disaster Recovery and Special Issues Division Office of Block Grant Assistance Department of Housing and Urban Development 451 Seventh St. SW, Room 7272 Washington, DC 20410</i>	7. Name and address of recipient (if different than responsible entity)	

**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) <i>HMFA02890</i>	10. Location (Street address, city, county, State) <i>128-134 S 10th Street and 109 S 9th Street Newark, NJ 07107</i>
11. Program Activity/Project Description <i>The applicant, previously known as the Fairmount 10th Street Apartments, will rehabilitate the existing (vacant) building at 128-134 South 10th Street in Newark and construct one new building at 101 South 9th Street in Newark, Essex county, New Jersey, for a total of twenty three units of permanent supportive and affordable housing. The building at 128-134 South 10th Street was originally built as a psychiatric hospital and subsequently used as state offices and transitional housing. The current proposal for this site is for the applicant to rehabilitate the building to include four studio, nine one-bedroom and eight two-bedroom units on floors one through four. Each unit will have its own heating and air conditioning units, windows and appliances will be energy star rated and provide as much energy efficiency as possible to keep the consumption of electricity low. There will not be on-site parking for this property. Site activities will include interior demolition and rehabilitation work in order to reconfigure the floors into residential apartment units. New mechanical equipment will also be installed in the building basement. Asphalt in the front courtyard (west side of the building) will be removed to allow for greater green space, and a new ADA ramp will be installed at the building's main entrance. Site remediation work will also be conducted, including abatement for asbestos containing materials (ACM) and lead based paint (LBP). Mold, mildew and other hazards (including underground storage tanks and/or contaminated soils, if present) will also be addressed if encountered.</i>	

*The second property, located on South 9th Street, is a vacant lot abutting the South 10th street property. The applicant is proposing to develop this site into a two-family home with two car garage parking spaces on the first level and two three-bedroom units on floors two and three. Each unit will be approximately 1,500 square feet. Site preparation activities will include geotechnical investigations prior to installation of building foundations, if necessary. In addition, site construction will also involve clearing and grading for the construction of the new building foundation.*

*The total HUD funded amount is \$3,600,000 (of which \$1,100,000 is CDBG funding), plus \$900,000 in private funds. The estimated total project cost is \$4,500,000.*

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

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**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. The responsible entity has assumed responsibility for and complied with and will continue to comply with Section 106 of the National Historic Preservation Act, and its implementing regulations 36 CFR 800, including consultation with the State Historic Preservation Officer, Indian tribes and Native Hawaiian organizations, and the public.
4. 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.
5. 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.
6. 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.
7. 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:

8. 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.
9. 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	Title of Certifying Officer
	Date signed
X Address of Certifying Officer	

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

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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)