

Publication Date: August 30, 2024

Notice of Intent to Request Release of Funds

This is to give notice that the City of New York - Department of Housing Preservation & Development (HPD) intends to utilize Project-Based vouchers (PBVs) from the U.S. Department of Housing and Urban Development's (HUD) Project-Based Section 8 Housing Assistance Payments Program, to be allocated by HPD and/or New York City Housing Authority (NYCHA), funding through the HOME Investment Partnership Program, Community Development Block Grant Disaster Recovery (CDBG-DR) allocated by New York City Office of Management (NYC OMB), Continuum of Care (CoC) project-based rental assistance (PBRA) through HUD CoC program and/or Mortgage Insurance from HUD's Risk Sharing program, to be allocated by the New York City Housing Development Corporation, in connection with the below-referenced project. The project may also seek funding from New York State Homes and Community Renewal. HPD is serving as the Responsible Entity (RE) for the environmental review of these actions pursuant to 24 CFR Part 58. This document constitutes the Notice of Intent to Request Release of Funds from HUD.

Financing is being sought in connection with the following:

The Lee, 133 Pitt Street, Manhattan

The Lee, located at 133 Pitt Street, New York, New York (Block 345 Lot 58) is an existing permanent supportive housing building operated by the Breaking Ground. The building contains 101 units funded with Continuum of Care (CoC) project-based rental assistance (PBRA) through the U.S. Department of Housing and Urban Development's (HUD) CoC program. These units are for chronically homeless tenants. The CoC program is designed to assist vulnerable individuals or families experiencing homelessness through the provision of permanent housing and access to onsite support services, with the goal of long-term housing stability. The CoC PBRA is provided to owners of an existing structure where the owner agrees to lease the units to homeless individuals and families. The CoC PBRA has a contract term of one year and is expected to continue on a renewal basis. All units will be affordable for households with incomes at 50% of Area Median Income or below.

Intent to Request Release of Funds:

On at least one day after the end of the comments or later, HPD will submit a request to HUD for the release of funds for the above referenced project. The proposed activities require are categorically excluded under HUD environmental regulations found under 24 CFR Part 58.35. The City of New York will certify to HUD in its request for release of funds that the City and HPD's Commissioner, in his official capacity as certifying officer, 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.

Environmental review records established for these projects are on file at HPD, Office of Development, Building and Land Development Services - Environmental Planning. Comments and/or objections to the disposition/obligation of funds for the aforementioned projects must be submitted to HPD electronically via email to nepa_env@hpd.nyc.gov on or before the 7th day following the date of this notice for all other projects listed. Only comments related to the environmental review will be considered. No comments or objections received after this date will be considered by HPD.

Objection to Request Release of Funds:

HUD will accept objections to its release of funds and the RE's certification for a period of seven days following the anticipated submission date or its actual receipt of the request (whichever is later) only if objections are on one of the following bases: (a) the certification was not executed by the Certifying Officer of HPD; (b) the RE 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 has committed funds or incurred costs not authorized by 24 CFR Part 58 before approval of a release of funds by HUD; or (d) another Federal agency acting pursuant to 40 CFR Part 1504 has submitted a written finding that the projects are 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 Luigi D'Ancona at NY_PH_Director@hud.gov. Potential objectors should contact HUD to verify the actual last day of the objection period.