

**COMBINED NOTICE  
NOTICE TO PUBLIC OF NO SIGNIFICANT IMPACT  
ON THE ENVIRONMENT AND  
NOTICE TO PUBLIC OF REQUEST FOR RELEASE OF FUNDS**

Date Published May 5, 2020

City of Ludington  
(Name of Applicant)

400 S Harrison Street Ludington, MI 49431  
(Street, City, Zip Code)

231-845-6237  
(Telephone Number)

**TO ALL INTERESTED AGENCIES, GROUPS AND PERSONS:**

On or about June 6, 2020 the above-named City of Ludington will request the Michigan Strategic Fund to release Federal funds under Title I of the Housing and Community Development Act of 1974 (P.L. 93-383) for the following project:

N James Street Plaza  
(Project Title or Name)

Creation of a public plaza with pavilion structure, new bathrooms, improved sidewalks, green spaces, raingardens, and historically relevant components  
(Purpose or Nature of the Project)

City of Ludington, Mason County, Michigan  
(Location - City, County, State - of Project)

\$2,359,100.00  
(Estimated Cost of Project)

**Finding of No Significant Impact**

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 above-named City of Ludington has decided not to prepare an Environmental Impact Statement (EIS) under the National Environmental Policy Act of 1969 (P.L. 91-190).

The reasons for such decision not to prepare an EIS are as follows:

1.) Consistency Findings or compliance with 58.5 or 50.4 as appropriate, (National Historic Preservation Act, Executive Order (EO) 11988 on Floodplain Management, EO 11990 on Protective Wetlands, Coastal Zone Management Plan, Sole Source Aquifers, Endangered Species Act, Clean Air Act, EO12898 on Environmental Justice,

2.) \_\_\_\_\_

3.) \_\_\_\_\_

An Environmental Review Record respecting the proposed project has been made by the above-named City of Ludington which documents the environmental review of the project and more fully sets forth the reasons why an EIS is not required. This Environmental Review Record is on file at the above address and is available for public examination and copying upon request at The City Municipal building \_\_\_ between the hours of 8am and 5pm\_\_\_. The record will also be available on the city web site at [www.ludington-mi.gov](http://www.ludington-mi.gov)

No further environmental review of such project is proposed to be conducted prior to the request for release of federal funds.

### **Public Comments on Finding**

All interested agencies, groups, and persons disagreeing with this decision are invited to submit written comments for consideration by the City of Ludington to the Community Development Department on or before May 20, 2020. All such comments so received will be considered and the City of Ludington will not request the release of federal funds or take any administrative action on the proposed project prior to the date specified in the preceding sentence.

### **Release of Funds**

City of Ludington will undertake the project described above with Community Development Block Grant funds from the Michigan Strategic Fund under Title I of the Housing and Community Development Act of 1974. City of Ludington is certifying to the Michigan Strategic Fund that City of Ludington and Mitch Foster in his official capacity as City Manager consent to accept the 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. The legal effect of the certification is that upon its approval City of Ludington may use the Block Grant funds and the Michigan Strategic Fund will have satisfied its responsibilities under the National Environmental Policy Act of 1969.

### **Objections to Michigan Strategic Fund Release of Funds**

The Michigan Strategic Fund will accept an objection to its approval only if it is on one of the following bases:

- a) The certification was not in fact executed by the responsible entity's Certifying Officer
- b) The responsible entity has failed to make one of the two findings pursuant to 58.40 or to make the written determination required by 58.35, 58.47 or 58.53 for the project, as applicable.
- c) The responsible entity has omitted one or more of the steps set forth at subpart E of this part for the preparation, publication and completion of an EA.
- d) The responsible entity has omitted one or more of the steps set forth at subparts F and G of this part for the conduct, preparation, publication and completion of an EIS.
- e) The recipient or other participants in the development process have committed funds, incurred costs or undertaken activities not authorized by this part before release of funds and approval of the environmental certification by HUD (or the state).
- 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.

Objections must be prepared and submitted to the Michigan Strategic Fund, c/o Michigan Economic Development Corporation, 300 North Washington Square, 4<sup>th</sup> Floor, Lansing, Michigan 48913.

Objections to the release of funds on bases other than those stated above will not be considered by the Michigan Strategic Fund. No objection received after June 5, 2020 will be considered by the Michigan Strategic Fund.

  
\_\_\_\_\_  
Signature of Certifying Officer

Mitch Foster  
\_\_\_\_\_  
Print Name

City Manager  
\_\_\_\_\_  
Title

400 S Harrison Street Ludington, MI 49431  
\_\_\_\_\_  
Address

\_\_\_\_\_