

PALM BEACH COUNTY  
BOARD OF COUNTY COMMISSIONERSAGENDA ITEM SUMMARY

Meeting Date: April 21, 2009 [X] Consent [ ] Regular [ ] Public Hearing

Department: Housing and Community Development

Submitted By: Housing and Community Development

**I. EXECUTIVE BRIEF**

**Motion and Title:** Staff recommends motion to approve: Three (3) "Request for Release of Funds (RROF) and Certification" forms (HUD-7015.15) to comply with environmental grant conditions for the following project proposed to be funded under the Community Development Block Grant (CDBG) Program and the CDBG Disaster Recovery Initiative funding program: Centro Campesino Farmworker Center – Villa Lago Development.

**Summary:** Activities funded under the CDBG and the CDBG Disaster Recovery Initiative Programs are required to comply with environmental grant regulations established by the U.S. Department of Housing and Urban Development (HUD) at 24 CFR Part 58. Under these regulations, the County is required to: A) aggregate geographically or functionally, all activities into projects; B) determine which project is in need of an environmental assessment and, where applicable, issue an environmental clearance finding; C) publish the finding to receive public input; and D) for the CDBG Program, submit HUD-7015.15 to the U.S. Department of Housing and Urban Development and for the CDBG Disaster Recovery Initiative Program, submit HUD 7015.15 forms to the State of Florida, Department of Community Affairs. Steps A through C have been finalized by the issuance of a Finding of No Significant Impact on March 15, 2009 that includes conditions that will be part of the agreement with the developer. The project was reviewed by the U.S. Environmental Protection Agency - Region 4, HUD Florida State Office, FL Department of Environmental Protection-State Clearinghouse, PBC Health Department, PBC Facilities Department, PBC Environmental Resource Management, and the FL Department of Community Affairs-Small Cities CDBG Program. Execution of the HUD-7015.15 forms and their submission to HUD and the State of Florida will accomplish Step D. The public comment period expired on April 7, 2009. Any public input received prior to the BCC meeting is provided as additional back-up. Countywide (TKF)

**Background and Justification:** During 2007, Palm Beach County contracted with Dunkelberger Engineering & Testing, Inc. to have an Enhanced Phase I Environmental Site Assessment (ESA) conducted at the Villa Lago site. The results of the ESA, completed in July 2007, which included limited soil sampling, indicated the presence of arsenic and dieldrin above State Soil Cleanup Target Levels (SCTL) for these contaminants. Therefore in September 2007, a Phase II ESA was done by URS Corporation (URS) to determine the extent of the contaminants at the site. The results of the Phase II ESA showed that concentrations of dieldrin and arsenic were identified throughout the shallow soil interval (backfill material) above the Residential Direct Exposure (RDE) Soil Cleanup Target Levels (SCTL). Because the estimated volume of impacted soils was 79,860 to 105,500 cubic yards, URS determined that the excavation, disposal, and replacement of this volume of soil was economically unfeasible. URS recommended a site specific human health risk assessment. (continued on page 3)

**Attachments:**

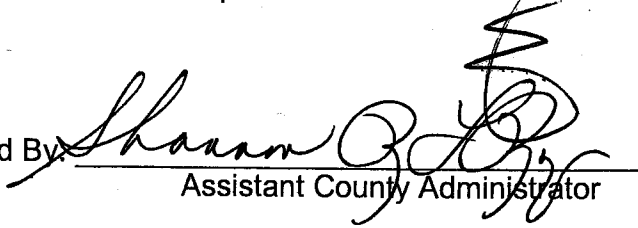
- a) Three (3) Requests for Release of Funds and Certification Form (9 original copies); and
- b) Copies of the "Notice of Finding of No Significant Impact and Notice of Intent to Request Release of Funds".

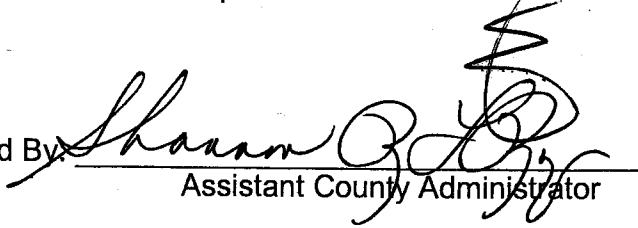
Recommended By:

  
Department Director

  
3/31/09  
Date

Approved By:

  
Assistant County Administrator

  
4/8/09  
Date

## II. FISCAL IMPACT ANALYSIS

### A. Five Year Summary of Fiscal Impact:

Fiscal Years:	2009	2010	2011	2012	2013
Capital Expenditures:	_____	_____	_____	_____	_____
Operating Costs:	_____	_____	_____	_____	_____
External Revenues:	_____	_____	_____	_____	_____
Program Income (County):	_____	_____	_____	_____	_____
In-Kind Match (County):	_____	_____	_____	_____	_____
NET FISCAL IMPACT:	<u>X</u>	_____	_____	_____	_____
# OF ADDITIONAL FTE POSITIONS (Cumulative):	_____	_____	_____	_____	_____
Is Item Included In Current Budget?	Yes _____	No _____			
Budget Account #: Fund _____ Agency _____ Org. _____ Object _____					Reporting Category

### B. Recommended Sources of Funds/Summary of Fiscal Impact:

X No fiscal impact – Approval of the agenda item will satisfy a HUD environmental regulation that will allow HCD to enter into future CDBG Program and CDBG DRI Program contracts.

### C. Departmental Fiscal Review:

Shairette Major 3-31-09  
Shairette Major

## III. REVIEW COMMENTS

### A. OFMB Fiscal and/or Contract Administration Comments:

OFMB 4/7/09 Contract Administration 4/7/09  
CN 4/2/09 JV 4/3/09

### B. Legal Sufficiency:

Senior Assistant County Attorney 4/7/09

### C. Other Department Review:

\_\_\_\_\_  
Department Director

This summary is not to be used as a basis for payment.

**Background and Justification (continued from Page 1):**

In 2008, a human health risk assessment (HHRA) was conducted by URS on behalf of Palm Beach County. The HHRA evaluated potential exposure to surface and subsurface soil containing 4,4-DDD, 4,4-DDE, dieldrin, chlordane, arsenic and copper at the Villa Lago development. Risks and hazards were evaluated for the age adjusted resident, adult resident gardener, excavation worker, groundskeeper and consumption of homegrown produce by the resident. The risk due to direct contact with the soil was within or below the target risk range of 1E-06 to 1E-04 established by the National Oil and Hazardous Substances Pollution Contingency Plan (USEPA, 1990) and was below the target hazard index of 1 for all evaluated receptor populations with the exception of two scenarios dealing with high ingestion rates of homegrown produce (large and small gardens). Although it was considered unlikely for the produce ingestion rates to occur, it was believed that appropriate methods should be put in place to eliminate the possibility of those scenarios at the subject property.

After conversations with the developer, Centro Campesino Farmworker Center, it was determined that the following requirements will be implemented at the site: A limit on produce garden size to eliminate the possibility of the highest level of produce consumption. The size of the limited produce garden should not exceed 80 square feet; proper notice shall be given to existing and future residents to inform them of the potential risk associated with the site; a soil condition disclosure shall be provided to all construction contractors and subcontractors that are expected to perform work at the property; and a disclosure shall be provided to the occupants of all existing homes of the type and level of contaminants and a recommendation to limit the size of a garden that is planted for produce consumption to 80 square feet per home. Based on these requirements, Palm Beach County has determined that the project will not have a significant impact on the human environment. Therefore, an Environmental Impact Statement under the National Environmental Policy Act of 1969 (NEPA) was not required for this project.

Therefore, Combined Notices of Finding of No Significant Impact and Notices of Intent to Request Release of Funds under the CDBG and the CDBG Disaster Recovery Initiative Programs were issued for the project, and were published in the Palm Beach Post on March 15, 2009 to receive public input. Additionally, copies of the notices were mailed or emailed on March 19, 2009 to the US Environmental Protection Agency-Region 4, the Florida Department of Environmental Protection-State Clearinghouse, the Treasure Coast Planning Council, HUD Florida State Office, the PBC Health Department, PBC Environmental Resource Management, PBC Facilities Development, and the Florida Department of Community Affairs-Small Cities CDBG Program.

After submission to HUD and the State of Florida of the Requests for Release of Funds and Certification for the project, HUD and the State of Florida will issue removal of grant conditions and release the funds. With the receipt of the documents from HUD and the State of Florida, Palm Beach County will have satisfied the Environmental Review process for the project.

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# ATTACHMENT "a"

## REQUEST FOR RELEASE OF FUNDS AND CERTIFICATION FORM

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. 3/31/2011)

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) Community Development Block Grant (CDBG) Program	2. HUD/State Identification Number B-08-UC-12-0004	3. Recipient Identification Number (optional)
4. OMB Catalog Number(s) 14-218	5. Name and address of responsible entity Palm Beach County Board of County Commissioners P.O. Box 1989 West Palm Beach, FL 33402	
6. For information about this request, contact (name & phone number) Edward W. Lowery (561) 233-3600	7. Name and address of recipient (if different than responsible entity)	
8. HUD or State Agency and office unit to receive request Florida Department of Community Affairs Small Cities CDBG Program-Disaster Recovery Initiative 2555 Shumand Oak Blvd., Tallahassee, FL 32399-2100		

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) Centro Campesino Farmworker Center - Villa Lago Project	10. Location (Street address, city, county, State) NW Corner of Island Road and NW 1st Avenue, South Bay, Florida
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11. Program Activity/Project Description

The project entails the demolition and clearance of dilapidated residential structures; rehabilitation of existing residential structures; and the construction of new residential structures at the Villa Lago Development. Activities under this project were aggregated geographically, as all activities will take place at the Villa Lago development, located at the NW corner of Island Road and NW 1st Avenue in the City of south Bay., Florida. The estimated range of CDBG funding for the above activities is \$177,846.

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

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. 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.
- 4. 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.
- 5. 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.
- 6. 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:

- 7. 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.
- 8. 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 John F. Koons, Chairperson Palm Beach County Board of County Commissioners
X	Date signed
Address of Certifying Officer	
301 N. Olive Avenue, West Palm Beach, FL 34401	

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

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
X	Date signed

**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)

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. 3/31/2011)

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) 2005 Supplemental Community Development Block Grant (CDBG) Disaster Recovery Initiative (DRI) Program	2. HUD/State Identification Number 08DB-D3-10-60-01-A07	3. Recipient Identification Number (optional)
4. OMB Catalog Number(s) 14-218	5. Name and address of responsible entity Palm Beach County Board of County Commissioners P.O. Box 1989 West Palm Beach, FL 33402	
6. For information about this request, contact (name & phone number) Edward W. Lowery (561) 233-3600	7. Name and address of recipient (if different than responsible entity)	
8. HUD or State Agency and office unit to receive request Florida Department of Community Affairs Small Cities CDBG Program-Disaster Recovery Initiative 2555 Shumand Oak Blvd., Tallahassee, FL 32399-2100		

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) Centro Campesino Farmworker Center - Villa Lago Project (Activity #2)	10. Location (Street address, city, county, State) NW Corner of Island Road and NW 1st Avenue, South Bay, Florida
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11. Program Activity/Project Description

The activity entails the rehabilitation of 35 residential structures at the Villa Lago Development in the City of South Bay damaged by Hurricane Wilma. The activity will serve the National Objective of benefiting low- and moderate income persons per 24 CFR 570.208 (a) (3)- Housing Activities, and is classified as Eligible Rehabilitation and Preservation Activities per per 24 CFR 570.202(a). The activity will serve 35 households, all of whom are LMI. The activity will serve 120 individuals, all of whom are LMI. The total project cost is \$8,009,649. The CDBG funding recommendation is to fund this activity for \$1,750,000.

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

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. 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.
- 4. 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.
- 5. 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.
- 6. 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:

- 7. 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.
- 8. 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
	John F. Koons, Chairperson Palm Beach County Board of County Commissioners
	Date signed

X

Address of Certifying Officer

301 N. Olive Avenue, West Palm Beach, FL 34401

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

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)



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. 3/31/2011)

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) 2005 Community Development Block Grant (CDBG) Disaster Recovery Initiative (DRI) Program	2. HUD/State Identification Number 07DB-3V-10-60-01-Z07	3. Recipient Identification Number (optional)
4. OMB Catalog Number(s) 14-218	5. Name and address of responsible entity Palm Beach County Board of County Commissioners P.O. Box 1989 West Palm Beach, FL 33402	
6. For information about this request, contact (name & phone number) Edward W. Lowery (561) 233-3600	7. Name and address of recipient (if different than responsible entity)	
8. HUD or State Agency and office unit to receive request Florida Department of Community Affairs Small Cities CDBG Program-Disaster Recovery Initiative 2555 Shumand Oak Blvd., Tallahassee, FL 32399-2100		

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) Centro Campesino Farmworker Center - Villa Lago Project (Activity #3)	10. Location (Street address, city, county, State) NW Corner of Island Road and NW 1st Avenue, South Bay, Florida
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11. Program Activity/Project Description The activity entails the demolition and construction of 20 residential structures at the Villa Lago Development in the City of South Bay damaged by Hurricane Wilma. The activity will serve the National Objective of benefiting low- and moderate income persons per 24 CFR 570.208(a) (3)- Housing Activities, and is classified as Eligible Rehabilitation and Preservation Activities per per 24 CFR 570.202(a). The activity will serve 20 households all of which are LMI households. The activity will serve 78 individuals, all of which are LMI. The total project cost is \$4,380,840. The CDBG funding recommendation is to fund this activity for \$1,380,000.
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**Part 2. Environmental Certification (to be completed by responsible entity)**

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. 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.
- 4. 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.
- 5. 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.
- 6. 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:

- 7. 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.
- 8. 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  X	Title of Certifying Officer John F. Koons, Chairperson Palm Beach County Board of County Commissioners
	Date signed
	Address of Certifying Officer 301 N. Olive Avenue, West Palm Beach, FL 34401

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

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  X	Title of Authorized Officer
	Date signed
<b>Warning:</b> 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)	

## **ATTACHMENT "b"**

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

NO. 3979074  
PALM BEACH COUNTY  
NOTICE OF FINDING OF NO  
SIGNIFICANT IMPACT AND  
NOTICE OF INTENT TO REQUEST  
RELEASE OF FUNDS

On or about April 27, 2009, with the Community will submit a request to the U.S. Department of Housing and Urban Development (HUD) for the release of Community Development Block Grant (CDBG) Program funds under the U.S. Department of Housing and Community Development Act of 1974, in connection with the release of the funds.

[illegible]

contacted by the National Oil and Hazardous Substances Pollution Conference Plan, 1990, and

**THE** **NEW** **YORK** **TIMES**

**PUBLIC COMMENTS**  
Any individual, group or agency disagreeing with this determination or wishing to comment on this project may submit written comments to: Palm Beach County Housing and Community Development, 160 Australian Avenue, Suite 300, West Palm Beach, FL 33406. All comments received by April 7, 2008, will be considered by Palm Beach County prior to authorizing submission of a request for release of funds. Comments should specify which notice they are addressing.

Palm Beach County certifies to HUD that the Honorable John F. Koors, in his capacity as Chairman of the Palm Beach County Board of County Commissioners, consents to accept jurisdiction of the Federal Court in this action in order to enforce responsibilities in relation to the environmental review process and that these responsibilities have been satisfied. HUD's approval of the certification transfers its responsibilities under NEPA and related laws and authorities, and allows Palm Beach County to do the same thing.

HUD will accept objections to its release of funds and Palm Beach County's certification for a period of fifteen (15) days following the anticipated submission date or its actual receipt of the request (whichever is later) only if they are on one of the following basis: (a) the certification was not executed by the Certifying Officer of Palm Beach County; (b) Palm Beach County has omitted a step or failed to make a decision or finding required by HUD regulations at 24 CFR Part 58; or (c) the grant recipient has committed fraud or incurred costs not authorized by 24 CFR Part 58. HUD's approval of release of funds by HUD, or if 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 regulated procedures (24 CFR Part 58), and must be addressed to the U.S. Department of Housing and Urban Development, Office of Field Director, Richard M. Glick Building, 209 E. South 1st Avenue, Suite 200, Miami, Florida 33131. Potential objectors should contact HUD or (305) 534-2478 to verify the current date, time of the objection period.

Publication Date: March 15, 2009

**PALM BEACH COUNTY  
CONCURRENT NOTICE OF FINDING  
OF NO SIGNIFICANT IMPACT  
AND NOTICE OF INTENT TO  
REQUEST RELEASE OF FUNDS**

**PUBLISH:** March 15, 2009

This notice shall satisfy two separate and related procedural requirements for activities to be undertaken by Palm Beach County:

REQUIREMENT FOR RELEASE OF FUNDS

# QUEST FOR RELEASE OF FUNDS

On or about April 22, 2009, Palm Beach County will submit a request to the U.S. Department of Housing and Urban Development (HUD) for the release of Community Development Block Grant (CDBG) Program funds under Title of the Housing and Community Development Act of 1974, as amended, to undertake the project listed below.

**CDBG** funding is \$177,846. The project is located in a 33 acre site used until 1976 to grow agricultural products. The range of activities to be undertaken may include the demolition and clearance of dilapidated residential structures, rehabilitation of existing residential structures, and the construction of new residential structures. The estimated range of CDBG funding is \$177,846.

### FINDING OF NO SIGNIFICANT IMPACT

During 2007, Palm Beach County contracted with Durbaker Engineering & Testing, Inc. to have an Enhanced Phase I Environmental Site Assessment (ESA) conducted at the site. The results of the ESA, completed in July 2007, which included limited soil sampling, indicated the presence of arsenic and dieldrin above State Soil Cleanup Target Levels (SCCL) for these contaminants. Therefore in September 2007, a Phase I ESA Variability by the University (URS) to determine the extent of the contaminants of the site. The results of the Phase I ESA showed that concentrations of dieldrin and arsenic were identified through the site in shallow buried landfill material above the residential property. The URS estimated that the site contained approximately 10,000 cubic yards of contaminated soil. URS estimated that 79,000 to 83,000 cubic yards, URS determined that the excavation, disposal, and replacement of this volume of soil was infeasible. URS recommended a site specific remedial analysis.

To this end in 2006 a Human Health Risk Assessment (HHRA) was commissioned and was undertaken by the County Council Environmental Health Department. To access the full review please visit our website at [www.lincs.gov.uk](http://www.lincs.gov.uk). The HHRA considered the potential risks from the landfill site to the surrounding community taking into account all relevant information including 4,4-DDD's, 4-DDE dieldrin, chlordane, gamma HCH and mirex. The assessment, risks and hazards were evaluated for the associated waste management activities including site workers, groundkeeper, and visitors.

assessments of homgrown produce. The assessment concluded that the risk due to direct contact with soil was not within or below the target risk range of 1E-05 to 1E-04 established by the National Oil and Hazardous Substances Pollution Contingency Plan (NCPA, 1990) and below the target hazard range of 1E-05 to 1E-04 for receptor populations with the exception of the resident scientists. The assessment also found that ingestion rates (consisting up to 8 variabilities of homgrown produce in a large garden plot and 4 variabilities of homgrown produce in a small garden plot), and the potential soil ingestion rates of homgrown produce can vary depending upon assumptions regarding overall produce intake, percentage of intake that is homgrown and whether the average intake rates for general-bound intake rates are used. Risks from ingestion of produce ranged from 1E-05 to 1E-04 for the Reasonable Maximum Exposure (RME) and 1E-05 to 1E-04 for the Central Tendency Exposure (CTE). The threshold index (TI) ranged from 0.63 to 2.5 for the RME and 0.25 to 1.0 for the CTE. This indicates that detected concentration of Chemicals of Potential Concern (COPCs) at this site do not pose an unacceptable level of cancer risk or non-cancerous health hazard for the average exposures evaluated in the HRA but may pose a risk for the conservative RME populations. According to the assessment this analysis indicates that a range of risk estimates, including a discussion of uncertainties for key exposure assumptions, is necessary to ensure that risk managers have sufficient information to make sound risk management decisions.

senior risk management personnel, and to ensure that the risk management decisions made by Palm Beach County Council reflect only the scenarios with the two highest produce ingestion rates (RME scenarios for the large and small gardens) and cumulative HI's above 1. The summed cancer risks for all scenarios considered, and the cumulative HI's for the remaining scenarios, were within or below USEPA's risk ranges (1E-04 to 1E-06) and larger HI's equal to or less than 1, respectively. Although the potential for cancer risk from produce ingestion is to occur, it is believed that such potential is of low concern. The two highest produce ingestion rates to occur, it is believed, are the most likely to occur, and the potential for cancer risk from these scenarios is considered to be of low concern. The developer, Canino Consulting Foremanwork, Inc., is using the results of the risk assessment to be implemented at the site. A limit on produce garden size is allowed to ensure the possibility of the highest level of produce consumption. The size of the limited produce garden should not exceed 80 square feet. Proper notice be given to existing and future residents of the property of the potential risk associated with the site. A soil condition disclosure to all commercial contractors and subcontractors that are expected to perform work at the property, and a disclosure to the occupants of all existing homes of the type and level of contaminants and a recommendation to limit the size of a garden that is planted for produce consumption to 80 square feet per home. To view the disclosure forms, please visit our website, [www.thefarm.com/land](http://www.thefarm.com/land). Based on these requirements, Palm Beach County has determined that the project will not have a 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 Palm Beach County Department of Housing and Community Development at 1600 Australian Avenue, Suite 300, West Palm Beach, FL 33406, (561) 233-3600, and which 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 this project may submit written comments to: Palm Beach County Housing and Community Development, 160 Australian Avenue, Suite 300, West Palm Beach, FL 33406. All comments received by April 7, 2009 will be considered by Palm Beach County prior to authorizing submission of a request for release of funds. Comments should specify which notice they are addressing.

### RELEASE OF FUNDS

Palm Beach County certifies to HUD that the Honorable John F. Koons, in his capacity as Chairperson of the Palm Beach County Board of County Commissioners, consents to accept the jurisdiction of the Federal Government 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 Palm Beach County to use Program funds.

**OBJECTIONS TO RELEASE OF FUNDS**

HUD will accept objections to its release of funds and Palm Beach County's certification for a period of fifteen (15) days following the anticipated submission date or its actual receipt of the request (whichever is later) only if they are on one of the following basis: a) the certification was not executed by the Certifying Officer of Palm Beach County; b) Palm Beach County 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 release of funds by HUD; 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 U.S. Department of Housing and Urban Development, Office of Field Director, Brickell Plaza Federal Building, 909 SE 1st Avenue, Suite 500, Miami, Florida 33131. Potential objectors should contact HUD at (305) 536-5678, to verify the actual last day of the objection period.

IN ACCORDANCE WITH THE PROVISIONS OF THE AMERICANS WITH DISABILITIES ACT (ADA), THIS AD AND DOCUMENTS LISTED ABOVE MAY BE REQUESTED IN AN ALTERNATE FORMAT. PLEASE CONTACT HCD AT (561) 233-3616.

**Publication Date:** March 15, 2009



NO. 3979083  
**PALM BEACH COUNTY  
CONCURRENT NOTICE OF FINDING  
OF NO SIGNIFICANT IMPACT  
AND NOTICE OF INTENT TO  
REQUEST RELEASE OF FUNDS**

This notice shall satisfy the separate but related procedural requirements of Florida Statute 290.046; Federal Small Area Community Development Block Grant (CDBG) Rule 98-43; and Palm Beach County's CDBG Participation Plan. In 2004, the Florida Department of Community Affairs announced the availability of \$91,245,920 in Community Development Block Grant Disaster Recovery funding. Palm Beach County received a total allocation of \$19,035,920 (07DB-3V-10-60-01-207). In 2007, the Florida Department of Community Affairs announced the availability of \$100,066,518 in Community Development Block Grant Disaster Recovery funding. Palm Beach County received a total allocation of \$19,565,549 (08DB-3V-10-60-01-207). Funding under both programs was to be utilized to assist local governments and private agencies in addressing the recovery needs of low and moderate income households.

**REQUEST FOR RELEASE OF FUNDS**

On or about April 22, 2009, Palm Beach County Housing & Community Development will submit a request to the Florida Department of Community Affairs for the release of 2005 Community Development Block Grant Disaster Recovery Initiative Funds under the Department of Defense Appropriations Act, 2006 and the Emergency Supplemental Appropriations Act for Defense, the Global War on Terror and Hurricane Recovery, 2006, as amended, to undertake the following activities as described below:

**Carino Composites Fortworker Plant:** Demolition and replacement of 20 residential structures of the Villa Lago Development located on the northwest corner of Island Road and NW 15 Avenue in the City of South Bay. (Estimated DBGR cost: \$1,280,000)

**Carino Composites Fortworker Plant:** Demolition and replacement of 30 residential structures of the Villa Lago Development located on the northwest corner of Island Road and NW 15 Avenue in the City of South Bay. (Estimated DBGR cost: \$1,720,000)

These activities are located on a 34-acre site used until 1975 to grow agricultural products.

**FINDINGS OF NO SIGNIFICANT IMPACT**

During 2007, Palm Beach County contracted with Dunbar Engineering & Testing, Inc. to have an Environmental Phase I Environmental Site Assessment (ESA) conducted of the site. The results of the ESA conducted during 2007, which included limited soil sampling, indicated the presence of arsenic and lead in the soil and cleanup levels (CCLs) for these contaminants. However, in September 2007, the Florida Department of Community Affairs (FDCA) announced the availability of \$100,066,518 in Community Development Block Grant Disaster Recovery funding. Palm Beach County received a total allocation of \$19,565,549 (08DB-3V-10-60-01-207). Funding under both programs was to be utilized to assist local governments and private agencies in addressing the recovery needs of low and moderate income households.

The FDCA was commissioned and was undertaken by Dunbar Engineering & Testing, Inc. to have an Environmental Phase I Environmental Site Assessment (ESA) conducted of the site. The results of the ESA conducted during 2007, which included limited soil sampling, indicated the presence of arsenic and lead in the soil and cleanup levels (CCLs) for these contaminants. However, in September 2007, the Florida Department of Community Affairs (FDCA) announced the availability of \$100,066,518 in Community Development Block Grant Disaster Recovery funding. Palm Beach County received a total allocation of \$19,565,549 (08DB-3V-10-60-01-207). Funding under both programs was to be utilized to assist local governments and private agencies in addressing the recovery needs of low and moderate income households.

The FDCA was commissioned and was undertaken by Dunbar Engineering & Testing, Inc. to have an Environmental Phase I Environmental Site Assessment (ESA) conducted of the site. The results of the ESA conducted during 2007, which included limited soil sampling, indicated the presence of arsenic and lead in the soil and cleanup levels (CCLs) for these contaminants. However, in September 2007, the Florida Department of Community Affairs (FDCA) announced the availability of \$100,066,518 in Community Development Block Grant Disaster Recovery funding. Palm Beach County received a total allocation of \$19,565,549 (08DB-3V-10-60-01-207). Funding under both programs was to be utilized to assist local governments and private agencies in addressing the recovery needs of low and moderate income households.

**PUBLIC COMMENTS**

Any individual, group, or agency desiring with this determination or wishing to comment on the findings of this notice should contact the Palm Beach County Department of Housing and Community Development. All comments received by April 22, 2009 will be considered by Palm Beach County prior to submitting a request to the Florida Department of Community Affairs for the release of funds.

**RELEASE OF FUNDS**

Palm Beach County Board of County Commissioners certifies to the Florida Department of Community Affairs that the County Administrator, as County Administrator, consents to accept the responsibilities of the federal courts if litigation is brought to enforce responsibilities in relation to the environmental review process and that these responsibilities have been satisfied. The Florida Department of Community Affairs' approval of the certification satisfies its responsibilities under NEPA and related laws and regulations, and allows Palm Beach County Board of County Commissioners to use Program funds.

**OBJECTIONS**

The Florida Department of Community Affairs will accept objections to its release of funds and Palm Beach County's certification for a period of 15 days following the anticipated submission date or its actual release of the request (whichever is later) only if they are on the following bases: (a) the certification was not executed by the Chief Executive Officer of Palm Beach County; (b) Palm Beach County 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 cost not authorized by 24 CFR Part 58 before approval of a release of funds by the Florida Department of Community Affairs; or (d) another Federal agency acting pursuant to 24 CFR Part 1.204 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 Florida Department of Community Affairs.

IN ACCORDANCE WITH THE PROVISIONS OF THE AMERICANS WITH DISABILITIES ACT (ADA), THIS AD AND DOCUMENTS LISTED ABOVE MAY BE REQUESTED IN AN ALTERNATE FORMAT. PLEASE CONTACT HCD AT (561) 233-3016.

**PUBLISH: March 15, 2009**

**PALM BEACH COUNTY  
NOTICE OF FINDING OF NO  
SIGNIFICANT IMPACT AND  
NOTICE OF INTENT TO REQUEST  
RELEASE OF FUNDS**

### REQUEST FOR RELEASE OF FUNDS

**Sanitary Engineering** is a multi-year project, funded through the CDBG Program. All activities will take place at the Villa Logan Hotel, located at NW 1st Avenue in the City of Miami. The project is located in a 33 acre site used until 1976 to grow agricultural products. The project consists of a number of activities to be undertaken, including the demolition and clearance of dilapidated residential structures; rehabilitation of existing residential structures; and the construction of new residential structures. The estimated range of CDBG funding is \$177,846.

### FINDING OF NO SIGNIFICANT IMPACT

to this and in 2008. Human Health Risk Assessment (H-HRA) was commissioned and was undertaken by URS Corporation, a registered company. (To access the full report please visit our website [www.palmbeachcounty.com/Environmental](http://www.palmbeachcounty.com/Environmental)). The risk assessment employed a worst case scenario, considering 4,4DDO, 4,4DDE, dieldrin, chlordane, endosulfan, and heptachlor. The chemical risks and hazards were evaluated by the use of a Human Health Risk Assessment (HHRA) model, which incorporates worker, residential, and consumer exposure pathways. The assessment considered the risk due to direct contact with soil (up to 10 cm below the larger risk range of 1E-06 to 1E-04 additional risk for the National Oil and Hazardous Substances Pollution Contingency Plan (NORM, 1990) and below the larger hazard range of 1E-06 to 1E-04 for the most sensitive populations) versus ingestion of the resident scenario with the potential for 100% ingestion rates (consuming up to 8 Varieties of homegrown produce in a large garden plot) and 10 Varieties of homegrown produce in a small garden plot). Also points out that ingestion rates of homegrown produce can vary depending upon assumptions regarding overall produce intake, percentage of intake that is homegrown and whether the average intake rates for upper-banded intake rates are used. Risks from ingestion of produce ranged from 1E-06 to 1E-03 for the Reasonable Maximum Exposure (RME) and 1E-05 to 1E-03 for the Central Tendency Exposure (CTE). The hazard index (HI) ranged from 0.69 to 2.5 for the RME and 0.23 to 1.0 for the CTE. This indicates that detected concentration of Chemicals of Potential Concern (COPCs) at the site do not pose an unacceptable level of cancer risk or non-cancerous health hazard for the average consumer evaluated in the HHRA but may pose a risk for the conservative RME assumptions. According to the assessment this analysis indicates that a range of risk estimates, including discussion of uncertainties for his exposure assumptions, is necessary to ensure that risk managers have sufficient information to make sound risk management decisions.

Palm Beach County conducted this study only the scenario with the two highest produce ingestion rates (RME scenarios for the large and small gardens) had cumulative HIs above 1. The summed cancer risks for all scenarios (cancer risk) and the cumulative HIs for the remaining scenarios, were within or below USEPA's risk range (1E-04 to 1E-06) and larger HI (equal to or less than 1), respectively. Although this conclusion indicates that the two highest produce ingestion rates to occur, it is believed that appropriate assumptions were used to minimize the possibility of those scenarios at the subject property.

Based on the findings of the HHRA, the developer, Centro Campestre Farmworker Center, it was determined that the following requirements will be implemented at the site: A limit on produce garden size to minimize the possibility of the highest level of produce consumption. The size of the limited produce garden should not exceed 80 square feet. Proper notice be given to existing and future residents in the form of the potential risk associated with the site; A soil condition disclosure to all construction contractors and subcontractors that are expected to perform work at the property; and a disclosure to the occupants of all existing homes of the type and level of contaminants and a recommendation to limit the size of a garden that is planted for produce consumption to 80 square feet per home. (to view the disclosure forms, please visit our website, [www.palmbeach.com/naa](http://www.palmbeach.com/naa)). Based on these requirements, Palm Beach County has determined that the project will not have a 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 Palm Beach County Department of Housing and Community Development at 100 Australian Avenue, Suite 300, West Palm Beach, FL 33406, (561) 233-3600, and which 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 this project may submit written comments to: Palm Beach County Housing and Community Development, 168 Australian Avenue, Suite 500, West Palm Beach, FL 33406. All comments received by April 7, 2009 will be considered by Palm Beach County prior to authorizing submission of a request for release of funds. Comments should specify which notices they are addressing.

### RELEASE OF FINDS

Palm Beach County certifies to HUD that the Honorable John F. Koons, in his capacity as Chairperson of the Palm Beach County Board of County Commissioners, consents to accept the jurisdiction of the Federal Court 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 Palm Beach County to use Program funds.

### OBJECTIONS TO RELEASE OF FUNDS

**OBJECTIONS TO RELEASE OF FUNDS**

HUD will accept objections to its release of funds and Palm Beach County's certification for a period of fifteen (15) days following the anticipated submission date or its actual receipt of the request (whichever is later) only if they are on one of the following basis: a) the certification was not executed by the Certifying Officer of Palm Beach County; b) Palm Beach County 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 release of funds by HUD; 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 U.S. Department of Housing and Urban Development, Office of Field Director, Brickell Plaza Federal Building, 909 SE 1<sup>st</sup> Avenue, Suite 500, Miami, Florida 33131. Potential objectors should contact HUD at (305) 536-5628 to verify the current deadline for submission of objections.

IN ACCORDANCE WITH THE PROVISIONS OF THE AMERICANS WITH DISABILITIES ACT (ADA), THIS AD AND DOCUMENTS LISTED ABOVE MAY BE REQUESTED IN AN ALTERNATE FORMAT. PLEASE CONTACT HED AT (561) 233-3616.

**Publication Date:** March 15, 2009



**PALM BEACH COUNTY  
CONCURRENT NOTICE OF FINDING  
OF NO SIGNIFICANT IMPACT  
AND NOTICE OF INTENT TO  
REQUEST RELEASE OF FUNDS**

2025 RELEASE UNDER E.O. 14176

South Carolina Department of Transportation - Reconstruction of 2-lane undivided highway to 4-lane divided highway with 10' shoulders. Development located at the northeast corner of Grand Strand and Ft. Mifflin Road. Estimated Project cost \$17,750,000.

I saw the line until 1976 to some particular products.

## FRANCIS & TAYLOR

[illegible]

The proposed development will comply with all state highest produce ingestion rates [RHE] as determined by the Department of Agriculture's Record number above 1. The summer months are considered the most sensitive time for risk minimizing activities, which include irrigation scheduling, fertilization practices, and pest control [see 1], respectively. These measures reduce the potential for contamination from toxic substances. It is believed that such management controls would have been sufficient to eliminate the probability of adverse impacts of the subject agricultural activity.

All negotiations with the developer, County Competitive Forestry Center, it was determined that the following requirements will be implemented at the site: "A limit on garden size to eliminate the possibility of the highest level of produce consumption." The size of the limited garden should not exceed 80 square feet; no more fertile soil growing medium and fewer residents to inform them of the potential risk associated with eating it; full disclosure documents to all construction contractors and subcontractors that are prepared to permit visit the property; and a disclosure to the occupants of all existing homes of the type and level of contaminants used or recommended to limit the size of a garden that is planted for produce consumption to 80 square feet maximum. (To view the disclosure forms, please visit our website: [www.palmbeachcounty.com](#), click on "Environmental Issues/Economic Development") based on these requirements, Palm Beach County has determined that there will not likely have a significant impact on air quality, water resources, noise, traffic, or other environmental factors covered under the Environmental Policy Act of 1967 (NEPA).

In addition, detailed project information is available in the Environmental Review Report submitted to the Palm Beach County Department of Housing and Community Development at 100 South Ocean Avenue, Suite 500, West Palm Beach, FL 33406, (561) 233-3600, and which may be reviewed during business hours, 8:00 am to 5:00 pm.

**FINANCIAL COMMENTS**

Any individual, group, or agency desiring to file this declaration or wishing to comment on the project may submit written comments to Palm Beach County's Department of Housing and Community Development. All comments received by August 1, 2012 will be considered by Palm Beach County prior to submitting a submission of a Notice of Intended Funds. Comments should specify which Notice they are commenting on.

### RELEASE OF FUNDS

1. The St. Johns County Board of County Commissioners certifies to the Florida Department of Community Affairs and United Way that it has the authority as County Administrator, consents to accept the jurisdiction of the federal courts if the project is found to enforce responsibilities in relation to the environmental review process and that these responsibilities have been satisfied. The Florida Department of Community Affairs, approved the certification of these responsibilities under NEPA and related laws and ordinances, and allows Palm Beach County Board of County Commissioners to use Program funds.

## COLLECTIONS

**OBJECTIONS**

The Florida Department of Community Affairs will accept objections to its release of funds and Palm Beach County's certification for a periodical review (15) days following the anticipated submission date, or its actual receipt of the request (whichever is later) only if the objections are made in writing to the certification review committee by the following dates: (a) objections to the certification review committee by the date of the certification review committee meeting; (b) Palm Beach County has omitted a step or failed to execute by certifying the release of funds by HUD; (c) HUD's actions at 24 CFR Part 58; (d) the grant recipient has not received funds or incurred debt as authorized by 24 CFR Part 58 before approval of a release of funds by the Florida Department of Community Affairs; or (e) another Federal agency acting pursuant to 24 CFR Part 58 has informed 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 Florida Department of Community Affairs.

IN ACCORDANCE WITH THE PROVISIONS OF THE AMERICANS WITH DISABILITIES ACT (ADA), THIS AD AND DOCUMENTS LISTED ABOVE MAY BE REQUESTED IN AN ALTERNATE FORMAT. PLEASE CONTACT HCB AT (361) 233-3616.

**PUBLISH:** March 15, 2009