



NOTICE OF INTENT TO REQUEST RELEASE OF FUNDS FOR TIERED PROJECTS AND PROGRAMS

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City and County of Denver
Department of Housing Stability
201 W. Colfax Avenue, Dept. 1101
Denver, Colorado 80202

On or after 12 December 2024, the Denver Department of Housing Stability (HOST) will submit a request to the US Department of Housing and Urban Development (HUD) for the release of Economic Development Initiative-Community Project Funding/Congressionally Directed Spending funds under the Consolidated Appropriations Act, 2023, (P.L. 117-328), as amended, to undertake the following project:

Tier 1 Broad Review Project/Program Title: CASR-Residential-Energy-Efficiency-CPF-Grant

Purpose: Denver's Healthy, Efficient and Affordable Housing for Low-Income Neighborhoods initiative will provide home electrification and weatherization retrofits for buildings with critical needs targeting single and multi-family homes in Denver's low-income neighborhoods (e.g., identified NEST Neighborhoods). These projects will help the City and County of Denver meet its goals of reducing greenhouse gas emissions from income-qualified homes, improving indoor air quality, and reducing exposure to pollutants for those living with chronic respiratory and health conditions. These retrofits will be paired with targeted community engagement focused on indoor air quality and occupant health, and will engage key stakeholders at the local, regional, state and utility levels.

Location: Projects will take place in the City and County of Denver. Individual project locations will be identified as part of the project and Tier 2 reviews will be conducted as needed.

Project/Program Description: Participants are provided with air quality testing, home assessments and electrification retrofits aimed at increasing indoor air quality to the maximum extent possible and reducing natural gas emissions. Tier 2 site specific reviews will be completed for those laws and authorities not addressed in the Tier 1 broad review for each address under this program when addresses become known.

Level of Environmental Review Citation: 24 CFR Part 58.35(a)(3)(i) & 24 CFR Part 58.35(a)(3)(ii)

Tier 2 Site Specific Review: The site-specific reviews will cover the following laws and authorities not addressed in the Tier 1 broad review:

- Flood Insurance [Flood Disaster Protection Act of 1973 and National Flood Insurance Reform Act of 1994 [42 USC 4001-4128 and 42 USC 5154a]]: Each identified site will be mapped on the National Flood Hazard Layer website (<https://www.fema.gov/flood-maps/national-flood-hazard-layer>) to determine if it is located in a floodplain. Appropriate mitigation measures will be taken as needed.
- Contamination and Toxic Substances [24 CFR 50.3(i) & 58.5(i)(2)] (HUD Standard): Each identified site will be mapped on the EPA's NEPAassist website (<https://nepassisttool.epa.gov/nepassist/nepamap.aspx>) to determine potential contamination and toxic substances issues. Appropriate mitigation measures will be taken as needed.

- Floodplain Management [Executive Order 11988, particularly section 2(a); 24 CFR Part 55]: Each identified site will be mapped on the National Flood Hazard Layer website (<https://www.fema.gov/flood-maps/national-flood-hazard-layer>) to determine if it is located in a floodplain. Appropriate mitigation measures will be taken as needed, or the applicant will be asked to not invest HUD funds in that location.
- Historic Preservation [National Historic Preservation Act of 1966, particularly sections 106 & 110; 36 CFR Part 800]: Each identified site will be reviewed per HOST's Programmatic Agreement with the Colorado State Historic Preservation Office (SHPO) to see if the project needs to be submitted for consultation per Section 106 of the National Historic Preservation Act (NHPA). If so, then consultation will commence as needed.
- Noise Abatement and Control [Noise Control Act of 1972, as amended by the Quiet Communities Act of 1978; 24 CFR Part 51 Subpart B]: Each site will be reviewed to determine if the project is noise exposed. As outlined in guidance provided by a HUD Memo entitled "Model HUD Noise Policy for Single-Family Rehabilitation Programs" and HUD Notice CPD-16-02, most work under this program should qualify for "minor, isolated, or individual repairs." Any project involving moderate or major rehabilitation will require a noise assessment per the referenced memo.
- Wetlands Protection [Executive Order 11990, particularly sections 2 & 5]: Each identified site will be reviewed per the USFWS Wetlands Mapper website (<https://www.fws.gov/program/national-wetlands-inventory/wetlands-mapper>) to see if the project is located in a wetland or related area. Appropriate mitigation measures will be taken as needed.

Estimated Project Cost: Estimated project costs are expected to be approximately \$2,400,000.00; Federal assistance consists of CPF funds in the amount of approximately \$2,000,000.00.

The activity/activities proposed are categorically excluded under HUD regulations at 24 CFR Part 58 from National Environmental Policy Act (NEPA) requirements per 24 CFR Part 58.35(a)(3)(i) & 24 CFR Part 58.35(a)(3)(ii). An Environmental Review Record (ERR) that documents the environmental determinations for this project is on file at HOST. Due to staff working remotely, the ERR will be made available to the public for review electronically via email. Please submit your request by email to Brian Ray James, Environmental Officer, at brian.james@denvergov.org or leave a message at 720-913-1707.

PUBLIC COMMENTS

Any individual, group, or agency may submit written comments on the ERR to HOST at housing.environmentalreviews@denver.org or leave a message at 720-913-1707. All comments received by 11 December 2025, will be considered by HOST prior to authorizing submission of a request for release of funds.

ENVIRONMENTAL CERTIFICATION

HOST certifies to HUD that Mayor Mike Johnston, in his capacity as Certifying Officer, 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. HUD's approval of the certification satisfies its responsibilities under NEPA and related laws and authorities and allows HOST to use HUD program funds.



OBJECTIONS TO RELEASE OF FUNDS

HUD will accept objections to its release of fund and HOST's certification for a period of fifteen 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 bases: (a) the certification was not executed by the Certifying Officer of HOST; (b) HOST 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 development process have committed funds, incurred costs or undertaken activities 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 project is unsatisfactory from the standpoint of environmental quality. Objections must be prepared and submitted via email in accordance with the required procedures (24 CFR Part 58, Sec. 58.76) and shall be addressed to Noemi Ghirghi, CPD Region VIII Director, at CPDRROFDEN@hud.gov. Potential objectors should contact CPDRROFDEN@hud.gov to verify the actual last day of the objection period.

Mayor Mike Johnston, Certifying Officer, City and County of Denver