



NEPA COMPLIANCE COMMITMENT MEMO

DATE: April 12, 2022

TO: Terra Linzer
Penny Dwoinen
Tiffany Ciavattone

FROM: Kim Siegel ^{KRS}
Environmental Compliance Specialist

RE: Future NEPA Compliance Commitment Memo for 440 E. Grand

Under the authority of the National Environmental Policy Act (NEPA) (24 CFR Part 58), as amended, The City of Detroit has accepted the role of Responsible Entity on behalf of HUD to ensure compliance as it would relate to HUD under NEPA. The scope of this project is acquisition of the site and does not include construction; therefore, there are no NEPA Compliance Commitments (NCC's) at this time.

However, if future federal funds are added to the project for rehabilitation, the following items are required:

1. A NEPA review in accordance with 24 CFR Part 58, based on the proposed activities.
 - a. This review will require a Section 106 review of the proposed activities
2. An asbestos containing material (ACM survey) of the property. If ACM is found, an asbestos closeout report will be required, detailing the following:
 - a. Assurance that all regulated asbestos containing materials were properly abated in accordance with project scope of work.
 - b. A copy of the project's "Notice of Intent to Renovate/Demolish" filed with DLEG, if required.
 - c. Third-party clearance reports.
 - d. Operations and Maintenance (O&M) plan for all non-friable asbestos containing materials that were not removed but will be managed in place, as needed.
 - e. Opinion on whether the asbestos work was conducted in accordance with the project plans/specifications and applicable regulations.
3. A lead-based paint (LBP) survey of the property. If LBP is found, a lead closeout report at site will be required, detailing the following:
 - a. Assurance that all lead hazards identified were properly remediated per the scope of work using lead safe renovation, interim controls, or abatement as appropriate.
 - b. When abatement was performed, provide abatement contractor's "Notification of Lead Abatement Activity" filed with MDHHS.
 - c. Third-party clearance reports.



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- d. O&M plan for any lead-based paint that was not removed but will be managed in place, as needed
- e. Follow the City of Detroit Property Maintenance Code and complete a Remediation and Clearance Summary every year or three years based on the lead control options utilized.
- f. Opinion on whether the lead hazard control work was conducted in accordance with the project plans/specifications and applicable regulations.

If applicable, the Environmental Review Requirements under NEPA will not be complete until the above mentioned conditions are met, and the completed work is documented. The Environmental Review Officer will issue a Final Closeout Memo once the continuing obligations are met or if the continuing obligations are required beyond construction closeout.

If you have any questions, you may contact me at (313) 628-1122 or Kim.Siegel@detroitmi.gov.