



# CITY OF RAPID CITY

RAPID CITY, SOUTH DAKOTA 57701-2724

## GROWTH MANAGEMENT

300 Sixth Street  
Rapid City, SD 57701

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Growth Management Department  
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### MEMORANDUM

LF102704-15

TO: Legal and Finance Committee

FROM: Barbara Garcia, Community Development Specialist

DATE: October 19, 2004

RE: **Authorize Mayor to sign Combined Notice of Finding of No Significant Impact and Notice of Intent to Request Release of Grant Funds and the HUD Request for Release of Funds and Certification form for the South Dakota School of Mines and Technology EDI Grant for Rehabilitation of the former Children's Science Center**

Staff is seeking City Council authorization for the Mayor to sign the Combined Notice of Finding of No Significant Impact and Notice of Intent to Request Release of Grant Funds and the HUD Notice of Intent to Request Release of Grant Funds for the South Dakota School of Mines and Technology EDI Grant for Rehabilitation of the former Children's Science Center building.

HUD has awarded the South Dakota School of Mines and Technology \$300,000 of Economic Development Institute Special Project grant funds for the renovation and rehabilitation of the former Children's Science Center building located at 515 West Blvd., Rapid City, SD. The proposed renovation work to this City owned building was approved by Council on July 19, 2004. The Growth Management Department has completed an Environmental Review of this project and concluded that there is no adverse impact. A 15 day public comment period has been completed with no public comments received. The Request for Release of Funds and Certification must be sent to HUD in Denver for concurrence before South Dakota School of Mines and Technology may request their draws from HUD in Washington DC. No City funds or Rapid City Community Block Grant Funds are being used for this project.

**Staff Recommendation: City Council authorize the Mayor to sign the Combined Notice of Finding of No Significant Impact and Notice of Intent to Request Release of Grant Funds and the HUD Request for Release of Funds and Certification.**



EQUAL OPPORTUNITY EMPLOYER

**COMBINED NOTICE OF FINDING OF NO SIGNIFICANT IMPACT  
AND NOTICE OF INTENT TO REQUEST RELEASE OF GRANT FUNDS  
FOR THE REHABILITATION OF 515 WEST BLVD., RAPID CITY, SD  
(FORMER CHILDREN'S SCIENCE CENTER)**

City of Rapid City  
Growth Management Department/CD  
300 Sixth Street  
Rapid City, SD 57701  
(605) 394-4181

DATE ISSUED: October 10, 2004  
DATE EXPIRED: October 20, 2004

These notices shall satisfy two separate but related procedural requirements for activities to be undertaken by South Dakota School of Mines and Technology/Black Hills Education Consortium.

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

On or about October 21, 2004 the City of Rapid City will authorize South Dakota School of Mines and Technology/Black Hills Education Consortium to submit a request to the U.S. Department of Housing and Urban Development (HUD) for the release of FY 2002 Economic Development Initiative (EDI) -Special Project No. B-02-SP-SD-0677 funds under the VA-HUD Independent Agencies Appropriations Act of FY 2002 (PL 107-73), as amended, to undertake the following project:

**PROJECT:** Children's Science Center Building/ Black Hills Education Consortium renovation and rehabilitation  
**LOCATION:** 515 West Boulevard, Rapid City, Pennington County, SD.  
**SCOPE OF WORK:** The renovations and rehabilitation will repair roof damage and upgrade heating, air conditioning and bathrooms, including ADA requirements, some restoration of windows, doors and ceilings, electrical and plumbing work, and remodeling of meeting and office space to better serve the community's higher educational needs.  
**ESTIMATED COST:** Economic Development Initiative funds of \$300,000.

**FINDING OF NO SIGNIFICANT IMPACT:**

The activities proposed are categorically excluded under HUD regulations at 24 CFR Part 58 from the National Environmental Policy (NEPA) Act requirements. Based on the environmental review, the City has determined that a request for release of project funds will not significantly affect the human environment and hence, an environmental impact statement will not be undertaken under the National Environmental Policy Act of 1969 (PL91-910). The environmental assessment was completed and a finding of no significant impact was determined. The Environmental Review Record (ERR) that documents the environmental determinations for this project is on file at Growth Management Department/Community Development Office, 300 Sixth Street, Rapid City, SD and may be examined or copied weekdays from 8:00 a.m. to 4:00 p.m.

**PUBLIC COMMENTS**

Any individual, group, or agency may submit written comments on the Environmental Review Record to the City of Rapid City, Growth Management Department/CD, 300 Sixth Street, Rapid City, SD 57701. Comments must clearly specify which decision they object to – the Finding of No Significant Impact or the Request for Release of Funds. All comments received by October

# 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. 11/30/2004)

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) <b>South Dakota School of Mines and Technology/ Black Hills Education Consortium</b>	2. HUD/State Identification Number <b>B-02-SP-SD-0677</b>	3. Recipient Identification Number (optional)
4. OMB Catalog Number(s)	5. Name and address of responsible entity <b>City of Rapid City Growth Management Department/CD 300 Sixth Street Rapid City, SD 57701</b>	
6. For information about this request, contact (name & phone number) <b>Barbara Garcia - (605) 394-4181</b>	7. Name and address of recipient (if different than responsible entity) <b>South Dakota School of Mines &amp; Technology ATTN: Julie Smoragiewicz 501 East St. Joseph St. Rapid City, SD 57701</b>	
8. HUD or State Agency and office unit to receive request <b>US Department of HUD / Region VIII First Interstate Tower North, 633 17th St, #19 Denver, CO 80202-2607</b>		

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) <b>South Dakota School of Mines &amp; Technology/ Black Hills Education Consortium</b>	10. Location (Street address, city, county, State) <b>515 West Blvd. Rapid City, SD 57701</b>
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### 11. Program Activity/Project Description

**\$300,000 to the South Dakota School of Mines and Technology for renovations and rehabilitation related to development of the Black Hills Education Consortium.**

**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 <b>Mayor of Rapid City</b>
	Date signed

X

Address of Certifying Officer  
**300 Sixth Street, Rapid City, SD 57701**

**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 <b>President</b>
	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)