



Engineering Department

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June 2, 2023

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

These notices shall satisfy two separate but related procedural requirements for activities to be undertaken by the City of Encinitas.

REQUEST FOR RELEASE OF FUNDS

On or about June 17, 2023, the City of Encinitas (City) will submit a request to the U.S. Department of Housing and Urban Development ("HUD") for the release of \$4,000,000 in Economic Development Initiative – Community Project Funding (Grant No. B-23-CP-CA-0159) to undertake a project known as the Leucadia Streetscape Drainage Improvements Project (Project).

The Project Site is located within the North Coast Highway 101 right-of-way in the Leucadia community of Encinitas, California. The affected alignment extends from approximately Jupiter Street on the southern end to just north of La Costa Avenue on the northern end. Proposed improvements include a series of subsurface storm drain pipes installed beneath the median of North Coast Highway 101 corridor that would provide additional storage capacity during storm events, thereby reducing the frequency and intensity of flooding events that are common in this area of the corridor. Stormwater flows would be discharged north towards facilities located near Batiquitos Lagoon and South Ponto Beach, as occurs under existing conditions. The proposed storm drain pipes would connect to three existing outfalls at the north end of the alignment near La Costa Avenue.

The total project cost (HUD and non-HUD funds) is estimated at approximately \$15,000,000, with HUD funding accounting for \$4,000,000.

FINDING OF NO SIGNIFICANT IMPACT

The City has determined that the Project will have no significant impact on the human environment. Therefore, an Environmental Impact Statement under the National Environmental Policy Act of 1969 (NEPA) is not required. The NEPA Environmental Assessment (prepared in accordance with Title 24 of the Code of Federal Regulations, Part

58) and associated figures can be accessed online at the following website: <https://www.encinitasca.gov/government/public-notices/engineering-public-notices>. The Environmental Review Record (ERR), which includes the NEPA Environmental Assessment, associated figures, and all supporting documents, will be made available to the public for review electronically upon request. Please submit your request by e-mail to Matt Widelski, Principal Engineer at mwidelski@encinitasca.gov.

PUBLIC COMMENTS

Any individual, group, or agency disagreeing with this determination or wishing to comment on the project may submit written comments on the ERR to Matt Widelski, Principal Engineer, via e-mail to mwidelski@encinitasca.gov. All comments received by publication date plus fifteen days will be considered by the City of Encinitas prior to authorizing submission of a request for release of funds. Comments should specify which Notice they are addressing.

ENVIRONMENTAL CERTIFICATION

The City certifies to HUD that Matt Widelski, in his capacity as Principal Engineer, City of Encinitas, as the NEPA 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 the City to use Program funds.

OBJECTIONS TO RELEASE OF FUNDS

HUD will accept objections to its release of funds and the City's environmental 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 the City; (b) the City 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 in accordance with the required procedures (24 CFR Part 58, Sec. 58.76) and shall be e-mailed to the HUD grant administration office at: CA_Webmanager@hud.gov. Potential objectors should contact the Los Angeles Regional Field Office via e-mail at CA_Webmanager@hud.gov to verify the actual last day of the objection period.

Matt Widelski
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Phone: 760-633-2862 ▪ Email: mwidelski@encinitasca.gov



Signature

5/24/2023

Date