

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

November 4, 2009

Responsible Entity: State of Hawaii, Department of Business, Economic Development & Tourism  
Hawaii Housing Finance & Development Corporation  
677 Queen Street, Suite 300  
Honolulu, Hawaii 96813

Project Name: Tax Credit Assistance Program – Ainakea Senior Residences project

These notices shall satisfy two separate but related procedural requirements for activities to be undertaken by the Hawaii Housing Finance and Development Corporation.

**REQUEST FOR RELEASE OF FUNDS**

On or about November 20, 2009, the Hawaii Housing Finance and Development Corporation, State of Hawaii, Department of Business, Economic Development and Tourism (HHFDC), will submit a request to the U. S. Department of Housing and Urban Development (HUD) for the release of \$3,300,000 of Tax Credit Assistance Program (TCAP) funds, authorized under the American Recovery and Reinvestment Act of 2009 (Public Law 111-5). TCAP funding of \$3,300,000 will be used for the construction of a low-income rental housing project known as the Ainakea Senior Residences project, which is expected to be completed by February 16, 2012. The total project cost is approximately \$8.2 million. The project involves twenty-nine one-bedroom affordable rental units for low-income seniors, a manager's unit, parking, a laundry, mail boxes, patio, meeting room and community garden. The project is located on Ainakea Drive in Kapa'au, North Kohala, County of Hawaii.

**FINDING OF NO SIGNIFICANT IMPACT**

For the purpose of considering and including TCAP funding for the Ainakea Senior Residences project, we have evaluated the environmental findings of the Final Environmental Assessment prepared for the Hawaii Island Community Development Corporation in September 2007 (FEA) and affirm the original findings that the project will have no significant impact on the human environment are still valid. There have been no substantial changes in the nature, magnitude or extent of the project; there are no new circumstances or environmental conditions which may affect the project or have a bearing on its impact; and the developer is not proposing selection of an alternative not in the original finding.

The HHFDC adopts the FEA as part of the environmental review record for the Ainakea Senior Residences project. Additional project information is contained in the Environmental Review Record on file and is available for public examination and copying upon request at the HHFDC, 677 Queen Street, Suite 300, Honolulu, Hawaii, between the hours of 7:45 am and 4:30 pm, Monday through Friday, except holidays and designated furlough days during which the office will be closed.

**PUBLIC COMMENTS**

Any individual, group, or agency disagreeing with this determination or wishing to comment on the project may submit written comments to the HHFDC at the above address. All comments received by November 19, 2009 will be considered by the HHFDC prior to authorizing submission of a Request for Release of Funds. Commentors should specify which Notice they are addressing.

**RELEASE OF FUNDS**

The HHFDC certifies to HUD that Karen Seddon, in her capacity as Executive Director, 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 the National Environmental Policy Act and related laws and authorities, and allows the HHFDC to use Program funds.

**OBJECTIONS TO RELEASE OF FUNDS**

HUD will accept objections to its release of funds and the HHFDC'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 the following bases: (a) the certification was not executed by the Certifying Officer of the HHFDC; (b) the HHFDC 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 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) and shall be addressed to HUD, Community Planning and Development Division, 500 Ala Moana Boulevard, Suite 3A, Honolulu, Hawaii, 96813. Potential objectors should contact HUD to verify the actual last day of the objection period.

KAREN SEDDON, Executive Director  
Hawaii Housing Finance and Development Corporation  
677 Queen Street, Suite 300  
Honolulu, Hawaii 96813