

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

May 16, 2024

City of Cumberland, Maryland
57 N. Liberty Street
Cumberland, Maryland 21502
301 759-6437

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

REQUEST FOR RELEASE OF FUNDS

On or about Monday, June 3, 2024 the City of Cumberland will submit a request to the U. S. Department of Housing and Urban Development for the release of Community Development Block Grant funds under Title I of the Housing and Community Development Act of 1974, as amended, to undertake a project known as Constitution Park Improvement/Trails Project for the purpose of design and build a trail system limited to within the Constitution Park boundaries in South Cumberland to maximize space and trail alignment which may include 1-5 miles of all-weather, multi-user, natural surface trails, an accessible nature immersion trail up to 1 mile as described within the design documents. Minimal ground disturbance will be less than 2 ft below existing grades.

Additional amenities as described within the Proposed Future Development Zones such as the trailhead with kiosk, water fountain and bike repair station, fixed surface asphalt or concrete pump track covering roughly 7,040 Sq ft (see maps and shape files) adjacent to the paved parking lot, an engineered, roughly 80,900 Sq ft area skills park disturbing 40-60% of that space created using construction similar to the traditional mountain bike trail described herein to include a diverse range of elements such as rock gardens, stone features, drops, rollers, table tops, and berms with a potential for pre-fabricated semi-permanent features securely mounted with 24" to 48" ground screws (see map and shape files), 3-4 ADA space paved parking lot adjacent to the accessible playground and future skills park (see map and shape files), and zones for mountain bike specific trails as indicated within the map and shape files for flow trails, jump trails, and downhill trails for future build-out where construction disturbance will be kept at a minimum with corridor widths of 10 ft or less and trail tread at 6 ft or less as purpose-built trails to enhance the overall appeal of the park for mountain biking enthusiasts. The first 1-5 miles and proposed development zones are flagged for review except the mountain bike specific trails. The project is funded by \$312,247 Community Development Block Grant funds, \$14,154 Community Development Block Grant CARES ACT funds, and \$72,000 American Rescue Plan Act funds in the Constitution Park in South Cumberland.

FINDING OF NO SIGNIFICANT IMPACT

The City of Cumberland 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. Additional project information is contained in the Environmental Review Record (ERR) on file at the City of Cumberland Department of Community Development office located at 446 N. Mechanic Street, Cumberland, Maryland 21502, where the Environmental Review Record can be examined and may be examined or copied weekdays 8 A.M to 3 P.M.

PUBLIC COMMENTS

Any individual, group, or agency may submit written comments on the ERR to the Lee Borrer at the City of Cumberland Department of Community Development office located at 446 N. Mechanic Street, Cumberland, Maryland 21502 or mailed to Lee Borrer at 57 N. Liberty Street, Cumberland, Maryland 21502. All comments received by May 31, 2024 will be considered by the City of Cumberland prior to authorizing submission of a request for release of funds. Comments should specify which Notice they are addressing.

ENVIRONMENTAL CERTIFICATION

The City of Cumberland certifies to HUD that Raymond M. Morriss in his capacity as Mayor 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 of Cumberland to use Program funds.

OBJECTIONS TO RELEASE OF FUNDS

HUD will accept objections to its release of fund and the City of Cumberland'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 the City of Cumberland; (b) the City of Cumberland 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 addressed to Ebony Madyn, Director, Office of Community Planning and Development, Baltimore Field Office, U. S. Department of Housing and Urban Development, Bank of America Building, Tower II, 100 South Charles Street, Suite 500, Baltimore, Maryland 21201. Potential objectors should contact, Office of Community Planning and Development, Baltimore Field Office, U. S. Department of Housing and Urban Development to verify the actual last day of the objection period.

Raymond M. Morriss, Mayor