

New Jersey

Department of Community Affairs

SUPERSTORM SANDY COMMUNITY DEVELOPMENT BLOCK GRANT - DISASTER RECOVERY

Public Law 113-2, January 29, 2013
FR-5696-N-01; March 5, 2013
FR-5696-N-06; November 18, 2013
FR-5696-N-11; October 16, 2014
FR-5936-N-01; June 7, 2016
FR-6039-N-01; August 7, 2017



ACTION PLAN AMENDMENT NUMBER 24

NON-SUBSTANTIAL AMENDMENT FOR THE FOLLOWING:

Exclusion of expenditures associated with the Rebuild by Design (RBD), Hudson River project from the overall low- to moderate-income (LMI) benefit calculation

Community Development Block Grant Disaster Recovery (CDBG-DR)

DATE SUBMITTED TO HUD: October 18, 2017

DATE APPROVED BY HUD: October 25, 2017

Chris Christie
Governor

Kim Guadagno
Lt. Governor

Charles A. Richman, III
Commissioner



**Non-Substantial Action Plan Amendment Number Twenty-Four to Superstorm Sandy
Disaster Relief
Appropriation, Public Law 113-2, 2013**

I. OVERVIEW

The purpose of this Non-Substantial Action Plan Amendment (APA) Number 24 to the State's approved Action Plan is to exclude the expenditure of the Rebuild By Design (RBD), Hudson River project allocation from the calculation of the State's overall LMI benefit calculation. The amendment process follows the guidance in the applicable Federal Register Notice related to non-substantial amendments and will be posted on the Department of Community Affairs (DCA) website in accordance with the U.S. Department of Housing and Urban Development (HUD) requirements.

II. ACTION PLAN CLARIFICATION/MODIFICATION

As allowed under FR-6039-N-01, DCA chooses to exclude the expenditures associated with the RBD Hudson River project from the calculation of the State's overall LMI benefit requirement.

HUD allocated funds for the RBD projects in the October 16, 2014 Federal Register Notice (79 FR 62182), having selected proposals "to address the structural and environmental vulnerabilities that Hurricane Sandy exposed in communities throughout the region and to provide fundable solutions to better protect residents from future disasters." HUD later recognized, however, that the defined areas in the original proposals it selected may hinder the ability of certain grantees to meet the low- to moderate-income (LMI) national objective, which dictates that at least 50% of each grantee's CDBG-DR allocation serve the LMI population.

Accordingly, HUD issued a Federal Register Notice on August 7, 2017 (FR-6039-N-01) that provides grantees with a limited waiver: the option to include or exclude the RBD allocation from their grant's overall benefit calculation. DCA chooses to exclude the RBD Hudson River project from the State's overall benefit calculation. To take advantage of this limited waiver, a grantee is required to notify HUD and the public through a non-substantial amendment to its Action Plan. This non-substantial APA Number 24 addresses the waiver and has no effect on the RBD funding allocation beyond its exclusion from the overall LMI benefit calculation.