

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

October 26, 2023

Tyler County 201 Veterans Way Woodville, TX, 75979 Ph. 409/ 283-2141

These notices shall satisfy two separate but related procedural requirements for activities to be undertaken by Tyler County.

REQUEST FOR RELEASE OF FUNDS

On or about November 13, 2023 Tyler County will submit a request to the Texas Department of Agriculture (TDA) for the release of the Community Development Block Grant (CDBG) program funds contract #CDV21-0367 under Title 1 of the Housing and Community Development Act of 1974, Public Law 93-383, as amended 42 U.S.C. 5301 et seq, to undertake a project known as Water System and Pipeline Improvements Project, CDV21-0384. The project locations are on US Highway 190. WaterLine location begins at Lat/Long 30.359172, -95.167623 from the intersection of US Highway 190 and FM 256 to the Booster Station Lat/Long 30.359172, -95.167623 which is located 1.4 miles west on US Highway 190. This is an urgent need project to address inadequate water line resulting in inadequate water pressure during maintenance or power outage. The water line installation portion of this project has been previously environmentally cleared under Authority to Use Grant Funds (AUGF) CDBG Project 7220470 on 02/18/2022. The clearance for this Request for Release of Funds notice represents work at the booster pump station.

Project Description: Waterline: Install approximately 7,650 l.f of 8-inch water main, 50 l.f. of casing pipe and boring, gate valves interconnects, fittings, and all associated appurtenances (previously cleared 2/18/22). In addition, improvements will be made to the existing Booster Station including the installation of a new 30,000 gal. ground storage tank, including concrete tank foundation, vertical turbine pump and all associated appurtenances. The project will also expand the west limit of fencing by approx. 50 feet, including minor clearing of around 0.05 acres. This notice covers engineering, administration & environmental activities. Approximate total amount of ground disturbance: 0.23 acres. Grant Amount \$350,000.00, Local Match Amount: \$17,500.00 Total Budget Amount: \$367,500.00.

FINDING OF NO SIGNIFICANT IMPACT

Tyler County 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 Tyler County, 201 Veterans Way Woodville, TX, 75979, where the record is available for review and may be examined or copied weekdays 8:00 A.M. to 4:00P.M. or online at <https://www.dropbox.com/scl/fo/b8vw4tv815n5sk9muipyl/h?rlkey=4ce27fc72nfbr7gv5medk5j88&dl=0>.

PUBLIC COMMENTS

Any individual, group, or agency may submit written comments on the ERR to Tyler County. Tyler County 201 Veterans Way Woodville, TX, 75979 Ph. 409/ 283-214. All comments received by November 10, 2023 will be considered by Tyler County prior to authorizing submission of a request for release of funds. Comments should specify which Notice they are addressing during the hours of 8:00A.M. to 4:00 PM.

ENVIRONMENTAL CERTIFICATION

Tyler County certifies to Texas Department of Agriculture that Milton Powers in his capacity as County Judge 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. TDA's approval of the certification satisfies its responsibilities under NEPA and related laws and authorities and allows Tyler County to use Program funds.

OBJECTIONS TO RELEASE OF FUNDS

TDA will accept objections to its release of fund and Tyler County 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 Tyler County (b) Tyler County 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 TDA; 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 Annessa Lewis, Environmental Review Specialist of Texas Department of Agriculture - Office of Rural Affairs(TDA-ORA), via email at CDBG_EnvReview@TexasAgriculture.gov . Potential objectors should contact TDA-ORA to verify the actual last day of the objection period.

Milton Powers County Judge Tyler County