

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

POSTED

May 23, 2023

City of Bandera, 511 Main Street, P.O Box 896, Bandera, Bandera County, TX 78003,
(830) 796-3765

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

REQUEST FOR RELEASE OF FUNDS

On or about June 13th, 2023, the City of Bandera will submit a request to the Texas Department of Agriculture (Department), Office of Rural Affairs for the release of 2022 Community Development Block Grant funds under Section 104(f) of Title I of the Housing and Community Development Act of 1974 as amended, to undertake a project known as 2022 CDBG City of Bandera Water System Improvement Project #CDV21-0395. The City of Bandera has an aged deteriorating water main along Madrona Lane that results in frequent maintenance issues, water loss, low pressure, and disruptions in service. The existing lines are old, deteriorated, and undersized. The proposed improvements are required to increase pressures for the quality and quantity of water. The city also needs to maintain regulatory compliance with TCEQ, minimize maintenance and operational costs, and provide a desired level of service. Water System Improvements: Install approximately one thousand seven hundred sixty-five linear feet (1,765 l.f.) of water line, fire hydrants, related pavement repair, valves, fittings, and all associated appurtenances, to include administrative services and engineering fees. Funding: CDBG – \$350,000; Matching funds from the City's Utility Fund -\$17,500. Total Estimated Project Cost: \$367,500. Project Location: Along Madrona Lane from Old Medina Highway to Old Medina Highway; and along Madrona Lane to the dead end, Bandera, Bandera County, TX.

FINDING OF NO SIGNIFICANT IMPACT

The City of Bandera 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). The ERR will be made available to the public for review electronically or by U.S. mail. Please submit your request by U.S. mail to the City of Bandera, 511 Main Street, P.O Box 896, Bandera, Bandera County, TX 78003, or by email to specialist@cityofbandera.org.

PUBLIC COMMENTS

Any individual, group, or agency may submit written comments on the ERR to the City of Bandera. All comments received by 6/12/23 will be considered by the City of Bandera prior to authorizing submission of a request for release of funds. Objections must be prepared and submitted via email in accordance with the required procedures (24 CFR

Part 58, Sec. 58.76) and shall be addressed to the City of Bandera at specialist@cityofbandera.org. Comments should specify which Notice they are addressing. Potential objectors should contact the City of Bandera via email to verify the actual last day of the objection period.

ENVIRONMENTAL CERTIFICATION

The City of Bandera certifies to the Texas Department of Agriculture (TDA), Office of Rural Affairs that Rebeca Gibson, in her 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. The Department's approval of the certification satisfies its responsibilities under NEPA and related laws and authorities and allows the City of Bandera to use Program funds.

OBJECTIONS TO RELEASE OF FUNDS

The Texas Department of Agriculture will accept objections to its release of funds and the City of Bandera'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 Bandera; (b) the City of Bandera 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 the Department; 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 Environmental Review Specialist, Texas Department of Agriculture by email at CDBG_ENVReview@TexasAgriculture.gov. Potential objectors should contact the TDA Environmental Review Specialist at CDBG_ENVReview@TexasAgriculture.gov to verify the actual last day of the objection period.

Rebeca Gibson, Mayor