

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

Date of Notice: 6/9/2025

Leon County, 130 E. St. Mary, PO Box 429, Centerville, TX 75833, (903) 536-2331

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

REQUEST FOR RELEASE OF FUNDS

On or about 6/25/2025 Leon County will submit a request to the Texas General Land Office for the release of Community Development Block Grant - Mitigation (CDBG-MIT) funds appropriated under the Supplemental Appropriations for Disaster Relief Requirements Act, 2018 (Pub. L. 115-123), as amended, to undertake a project known as Leon County 24-065-039-E531 Street Improvements. Leon County proposes to remove and replace approximately two thousand six hundred and three linear feet (2,603 LF) of existing roadway, replace concrete driveway, and complete associated appurtenances. Construction shall take place from the intersection of State Highway 75 and CR305/Garland Road to 2,603 linear feet west along CR 305/Garland Road, Centerville, Leon County, TX 75831. Additional work, if needed, includes extending or replacing an existing cross-culvert and relocating any existing utility lines that are discovered during construction.

| Facility Description | Project Location | Approximate Lat/ Long |
|-----------------------------|---|------------------------------|
| County Road 305 (CR 305) | From State Hwy 75 and CR 305/Garland Road to 2,603 LF west along CR305/Garland Road | 31.38546,-96.01072 |

To request a map of the project area, contact the County at the address, phone number, or email address below. Leon County has been awarded \$500,000.00 in grant funds and shall contribute \$0.00 in match funds. Total project cost is \$500,000.

FINDING OF NO SIGNIFICANT IMPACT

Leon 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 the Leon County County Courthouse, 130 E. St. Mary, Centerville, Texas 75833 and may be examined or copied weekdays from 8:00 AM to 5:00 PM. A digital copy of the ERR may be obtained by contacting Tammy Sanders, Judge's Assistant via email tammy.sanders@co.leon.tx.us or by phone at (903) 536-2331.

PUBLIC COMMENTS

Any individual, group, or agency may submit written comments on the ERR to the Office of the County Judge, Leon County, 130 E. St. Mary, Centerville, TX 75833. Comments may also be submitted via email to tammy.sanders@co.leon.tx.us or by phone at (903) 536-2331. All comments received by 6/24/2025 will be considered by Leon County prior to authorizing submission of a request for release of funds. Comments should specify which Notice they are addressing.

ENVIRONMENTAL CERTIFICATION

Leon County certifies to the Texas General Land Office that Byron Ryder in their 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. Texas General Land Office approval of the certification satisfies its responsibilities under NEPA and related laws and authorities, and allows Leon County to use HUD program funds.

OBJECTIONS TO RELEASE OF FUNDS

The Texas General Land Office will accept objections to its release of funds and Leon County'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 Leon County approved by the Texas General Land Office (b) Leon 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 the Texas General Land Office; 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 Heather Lagrone, the Texas General Land Office – Community Development and Revitalization at P.O. Box 12873, Austin, Texas 78711-2873, env.reviews@recovery.texas.gov. Potential objectors should contact the Texas General Land Office to verify the actual last day of the objection period.

Byron Ryder, County Judge

AFFIDAVIT OF POSTING

State of Texas
Leon County

BEFORE ME, the undersigned Notary Public, on this day personally appeared,

_____, who, being by me duly sworn, stated:

1. Affiant is an employee of _____ and has personal knowledge of the facts stated in this affidavit.
2. On or before the date 6/9/2025 a notice was posted at the location of _____ . The notice was removed on or after close of business 6/24/2025. A true and correct copy of the notice is attached.

Posted by

SUBSCRIBED AND SWORN TO BEFORE ME by the above-named affiant on

_____, to certify which witness my hand and seal of office.

Notary Public in and for the State of Texas

My Commission expires:

Request for Release of Funds and Certification

U.S. Department of Housing and Urban Development
Office of Community Planning and Development

OMB No. 2506-0087
(exp. 04/30/2027)

This form is to be used by Responsible Entities and Recipients (as defined in 24 CFR 58.2) when requesting the release of funds, and requesting the authority to use such funds, for HUD programs identified by statutes that provide for the assumption of the environmental review responsibility by units of general local government and States. Public reporting burden for this collection of information is estimated to average 36 minutes per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. This agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless that collection displays a valid OMB control number.

Part 1. Program Description and Request for Release of Funds (to be completed by Responsible Entity)

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| 1. Program Title(s) Community Development Block Grant – Mitigation (CDBG-MIT) | 2. HUD/State Identification Number Federal Award No. B-18-DP-48-0002 Texas General Land Office Contract No. 24-065-039-E531 | 3. Recipient Identification Number (optional) |
| 4. OMB Catalog Number(s) CFDA No. 14.228 | 5. Name and address of responsible entity Byron Ryder, County Judge Leon County 130 E. St. Mary, PO Box 429, Centerville, TX 75833 | |
| 6. For information about this request, contact (name & phone number) Casity King (346) 666-5175 | 7. Name and address of recipient (if different than responsible entity) N/A | |
| 8. HUD or State Agency and office unit to receive request Texas General Land Office Community Development and Revitalization P.O. Box 12873, Austin, Texas 78711-2873 | | |

The recipient(s) of assistance under the program(s) listed above requests the release of funds and removal of environmental grant conditions governing the use of the assistance for the following

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| 9. Program Activity(ies)/Project Name(s) Leon County 24-065-039-E531 - Leon County Street Improvements | 10. Location (Street address, city, county, State) The proposed proejct shall take place throughtout Leon County, Leon County, Texas. Please see the RROF attachment for description of project location and project map for area of potential effect. |
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11. Program Activity/Project Description
Leon County proposes to remove and replace approximately two thousand six hundred and three linear feet (2,603 LF) of existing roadway, replace concrete driveway, and complete associated appurtenances with the grant from the Texas General Land Office – Community Development and Revitalization in the amount of \$500,000.00 and shall contribute \$0.00 in match funds. Total project cost is \$500,000.00 All required mitigation measures are included in the RROF attachment.

Part 2. Environmental Certification (to be completed by responsible entity)

With reference to the above Program Activity(ies)/Project(s), I, the undersigned officer of the responsible entity, certify that:

1. The responsible entity has fully carried out its responsibilities for environmental review, decision-making and action pertaining to the project(s) named above.
2. The responsible entity has assumed responsibility for and complied with and will continue to comply with, the National Environmental Policy Act of 1969, as amended, and the environmental procedures, permit requirements and statutory obligations of the laws cited in 24 CFR 58.5; and also agrees to comply with the authorities in 24 CFR 58.6 and applicable State and local laws.
3. The responsible entity has assumed responsibility for and complied with and will continue to comply with Section 106 of the National Historic Preservation Act, and its implementing regulations 36 CFR 800, including consultation with the State Historic Preservation Officer, Indian tribes and Native Hawaiian organizations, and the public.
4. After considering the type and degree of environmental effects identified by the environmental review completed for the proposed project described in Part 1 of this request, I have found that the proposal did did not require the preparation and dissemination of an environmental impact statement.
5. The responsible entity has disseminated and/or published in the manner prescribed by 24 CFR 58.43 and 58.55 a notice to the public in accordance with 24 CFR 58.70 and as evidenced by the attached copy (copies) or evidence of posting and mailing procedure.
6. The dates for all statutory and regulatory time periods for review, comment or other action are in compliance with procedures and requirements of 24 CFR Part 58.
7. In accordance with 24 CFR 58.71(b), the responsible entity will advise the recipient (if different from the responsible entity) of any special environmental conditions that must be adhered to in carrying out the project.

As the duly designated certifying official of the responsible entity, I also certify that:

8. I am authorized to and do consent to assume the status of Federal official under the National Environmental Policy Act of 1969 and each provision of law designated in the 24 CFR 58.5 list of NEPA-related authorities insofar as the provisions of these laws apply to the HUD responsibilities for environmental review, decision-making and action that have been assumed by the responsible entity.
9. I am authorized to and do accept, on behalf of the recipient personally, the jurisdiction of the Federal courts for the enforcement of all these responsibilities, in my capacity as certifying officer of the responsible entity.

Signature of Certifying Officer of the Responsible Entity

Title of Certifying Officer

Byron Ryder, County Judge

Date signed

6/25/2025

X

Address of Certifying Officer

**Leon County
130 E. St. Mary, PO Box 429,
Centerville, TX 75833**

Part 3. To be completed when the Recipient is not the Responsible Entity

The recipient requests the release of funds for the programs and activities identified in Part 1 and agrees to abide by the special conditions, procedures and requirements of the environmental review and to advise the responsible entity of any proposed change in the scope of the project or any change in environmental conditions in accordance with 24 CFR 58.71(b).

Signature of Authorized Officer of the Recipient

Title of Authorized Officer

Date signed

X

We, the undersigned, certify under penalty of perjury that the information provided above is true and correct. WARNING: Anyone who knowingly submits a false claim or makes a false statement is subject to criminal and/or civil penalties, including confinement for up to 5 years, fines, and civil and administrative penalties. (18 U.S.C. §§ 287, 1001, 1010, 1012, 1014; 31 U.S.C. §3729, 3802)

Request for Release of Funds Attachment

**Leon County 24-065-039-E531 - Leon County Street Improvements
Texas Community Development Block Grant Mitigation
Contract No. 24-065-039-E531**

Project Location: Construction shall take place from the intersection of State Highway 75 and CR305/Garland Road to 2,603 linear feet west along CR 305/Garland Road, Centerville, Leon County, TX 75831. Please see the project maps for the Area of Potential Effect.

| Facility Description | Project Location | Approximate Lat/ Long |
|-----------------------------|---|-----------------------|
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Mitigation Measures and Conditions [40 CFR 1505.2(c)]

Summarize below all mitigation measures adopted by the Responsible Entity to reduce, avoid, or eliminate adverse environmental impacts and to avoid non-compliance or non-conformance with the above-listed authorities and factors. These measures/conditions must be incorporated into project contracts, development agreements, and other relevant documents. The staff responsible for implementing and monitoring mitigation measures should be clearly identified in the mitigation plan.

| Law, Authority, or Factor | Mitigation Measures and Conditions |
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| Clean Air Clean Air Act, as amended, particularly section 176(c) & (d); 40 CFR Parts 6, 51, 93 | Best Management Practices: <i>During project construction, there will be some increase in ambient dust particulate from machinery and soil disturbances. These will be only temporary in nature and all efforts will be made through proper construction methods to ensure dust control and properly functioning equipment.</i> |
| Contamination and Toxic Substances 24 CFR Part 50.3(i) & 58.5(i)(2) | Best Management Practices: <ul style="list-style-type: none"> • <i>Construction and waste disposal activities must be completed in accordance with applicable local, state, and federal permits, statutes, and regulations. Any debris or waste disposal should be at an appropriately authorized disposal facility.</i> • <i>Best management practices shall be used to control runoff from construction sites to prevent detrimental impact to surface and ground water</i> |
| Endangered Species Endangered Species Act of 1973, particularly section 7; 50 CFR Part 402 | Best Management Practices: <ul style="list-style-type: none"> • <i>If construction workers identify or encounter threatened or endangered species or state listed rare species, construction should cease immediately, and Texas Parks & Wildlife should be contacted for guidance.</i> • <i>Implement erosion control measures such as silt fences and erosion control blankets to prevent soil erosion</i> • <i>Avoid activities requiring vegetation removal or disturbance during peak bird nesting season (March through August) to prevent the destruction of migratory birds, nests, or eggs. When project activities cannot occur outside the bird nesting season, conduct surveys prior to scheduled activity to determine if active nests are present within the area of impact. If evidence of</i> |

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| | <p><i>migratory birds is found, a qualified biologist with USFWS should be notified.</i></p> <ul style="list-style-type: none"> • <i>Properly dispose of construction materials to prevent contamination of soil and water resources</i> |
| <p>Historic Preservation National Historic Preservation Act of 1966, particularly sections 106 and 110; 36 CFR Part 800</p> | <p>Inadvertent Discovery Condition: <i>If historic properties are discovered or cultural materials are encountered during construction or disturbance activities or unanticipated effects on historic properties are found, work should cease in the immediate area and THC's History Programs, THC's Archeology Division, and the Texas General Land Office (GLO) should be contacted to consult on further actions that may be necessary to protect historic properties or cultural remains. Work can continue in areas where no historic properties are present.</i></p> |
| <p>Wetlands Protection Executive Order 11990, particularly sections 2 and 5</p> | <p>Mitigation Measures:</p> <ul style="list-style-type: none"> • <i>The project shall be implemented using best management practices designed to protect natural landscapes that serve to maintain or restore natural hydrology through infiltration.</i> • <i>The consulting engineer will implement sediment and erosion control measures such as silt fences, sediment basins, or sediment ponds to trap sediment runoff from construction activities and prevent it from entering wetland areas. These measures assist in reducing sedimentation in wetlands and protect water quality.</i> • <i>Best management practices shall be used to prevent unintentional pollution of wetlands. o Examples of best management practice used to prevent pollution are inspections for leaks and malfunctions of construction equipment before project work commences and taking precautions to ensure the proper collection and disposal of all on and off-site waste.</i> • <i>The consulting engineer shall implement construction techniques that minimize disturbance to wetlands, such as avoiding heavy equipment operation in wetland areas and minimizing soil compaction. They will also limit the duration of construction activities in wetland areas to reduce disturbance and erosion potential.</i> • <i>Preventative construction techniques will be used to reduce the availability of construction-related pollutants that might contaminate runoff.</i> • <i>The consulting engineer shall avoid clearing vegetation in wetland areas unless absolutely necessary and also re-establish native vegetation in disturbed areas to stabilize the soil. Preserving and restoring native vegetation in and around the wetlands assists in stabilizing the soil, prevents erosion, and promotes infiltration of water.</i> • <i>The consulting engineer will acquire all necessary permits, including any from USACE relating to wetlands, prior to construction.</i> • <i>The consulting engineer shall design and implement stormwater management practices that promote infiltration and reduce runoff, such as rain gardens, bioswales, and retention ponds. The implemented practices will assist in reducing the volume and velocity of stormwater runoff, minimizing erosion and sedimentation in wetlands.</i> |

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| | <ul style="list-style-type: none">• <i>The consulting engineer shall use geotextiles and mulching materials to stabilize exposed soils during and after construction activities. Geotextiles will assist in controlling erosion by stabilizing soils, while mulching will provide temporary ground cover, reducing surface runoff and protecting the soil from erosion.</i>• <i>The consulting engineer shall regularly monitor and maintain erosion control measures to ensure their effectiveness throughout the longevity of the project. Inspecting all sediment and erosion control measures, vegetation restoration areas, and stormwater management practices will assist in addressing any issues promptly.</i>• <i>All general and regional conditions of Section 401 Water Quality Certification, and the Coastal Management Program of the applicable non-reporting Nationwide Permit must be adhered to. Wetland impacts will remain below the Pre-Construction Notification (PCN) acreage thresholds specified by the applicable permit. If design plans change, the consulting engineer will re-consult with USACE to verify all required permitting is obtained prior to construction.</i> |
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