

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

9/17/22

POSTED

City of Lexington, 604 Wheatley Street, Lexington, TX 78947
(979) 773-2221

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

REQUEST FOR RELEASE OF FUNDS

On or about 10/06/22, the City of Lexington will submit a request to the Texas Department of Agriculture (Department), Office of Rural Affairs for the release of 2021 Community Development Block Grant (CDBG) 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 Downtown Revitalization Project CDM21-0344 for the purpose of sidewalk reconstruction and accessibility improvements. Description: Reconstruct approximately 782 l.f of sidewalks, install 1,000 l.f. of curb and gutter, 4 storm drain inlets, 17 ADA ramps, crosswalk, asphalt pavement repair, and all associated appurtenances, to include Administration and Engineering services and fees at the following locations in Lexington, Lee County, TX:

STREET	FROM	TO
Third Street	Rockdale Street	Main Street, to include the west and south intersections with Main Street
Main Street	Third Street	South, approximately 305 LF
Fourth Street	In front of the <i>Fourth Street Bakery</i> , 516 4 th Street	West, approximately 16 LF
Fourth Street	Main Street	North and west intersections with Main Street
N Rockdale Street	Third Street	South, approximately 101 LF

Estimated Total HUD Funded Amount: \$335,300; City of Lexington General Fund: \$50,295; Estimated Total Project Cost: \$385,595.

FINDING OF NO SIGNIFICANT IMPACT

The City of Lexington 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 Lexington at the address stated above, or by

email to tina@cityoflexingtontx.com

PUBLIC COMMENTS

Any individual, group, or agency may submit written comments on the ERR to the City of Lexington. All comments received by 10/05/22 will be considered by the City of Lexington 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 Lexington at tina@cityoflexingtontx.com or by mail to the City of Lexington at the address stated above. Comments should specify which Notice they are addressing. Potential objectors should contact the City of Lexington to verify the actual last day of the objection period.

ENVIRONMENTAL CERTIFICATION

The City of Lexington certifies to the Texas Department of Agriculture, Office of Rural Affairs that Allen Retzlaff, 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. The Department's approval of the certification satisfies its responsibilities under NEPA and related laws and authorities and allows the City of Lexington 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 Lexington'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 Lexington; (b) the City of Lexington 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 Environmental Review Specialist at TDA to verify the actual last day of the objection period.

Allen Retzlaff, Mayor