

**COMBINED NOTICE OF FINDING OF NO SIGNIFICANT IMPACT
and NOTICE OF INTENT TO REQUEST RELEASE OF FUNDS
and FINAL NOTICE AND PUBLIC EXPLANATION OF A PROPOSED ACTIVITY IN A
WETLAND**

6/18/25

**Atascosa County, #1 Courthouse Circle Drive, Suite 101, Jourdanton, TX 78026
(830) 769-3093**

This Notice shall satisfy the above-cited three separate but related procedural notification requirements to be undertaken by Atascosa County.

To: All interested Agencies, Groups, and Individuals

REQUEST FOR RELEASE OF FUNDS

On or about 7/7/25, Atascosa County (County) will submit a request to the Texas General Land Office (GLO) for the release of Community Development Block Grant Mitigation (CDBG-MIT) funding appropriated under the Supplemental Appropriations for Disaster Relief Requirements Act, 2018 (Pub. L. 115-123), as amended, to undertake a project known as Flood and Drainage Improvements to decrease the instances of roadway flooding and problems with ingress/egress, under GLO Contract #24-065-123-E965.

Project Description: Subrecipient shall acquire easement; remove and replace culverts; install headwalls and riprap; replace roadway and sidewalk, and complete associated appurtenances.

Project Location: River Oaks Drive, from 640 ft northwest of the intersection of River Oaks Drive and Farm to Market 2504 northwestward 651.5 ft, (29.07914, -98.6917), 651.5 Linear Feet, Poteet, Atascosa County, TX

Funding Information for Grant Number 22-065-123-E965:

Estimated Total HUD Funded Amount: \$1,505,200.00

Total Non-HUD Funds: \$00

Estimated Total Project Cost (HUD and non-HUD funds) [24 CFR 58.32(d)]: \$1,505,200.00

FINDING OF NO SIGNIFICANT IMPACT

The 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). The ERR will be made available to the public for review either electronically or by U.S. mail. Please submit your request by U.S. mail to the County at the address above, or by email to tgazza@co.atascosa.tx.us.

FINAL NOTICE AND PUBLIC EXPLANATION OF A PROPOSED ACTIVITY IN A WETLAND

This is to give notice that the County has, under 24 CFR Part 58, conducted an evaluation as required by Executive Order 11990, in accordance with HUD regulations at 24 CFR 55.20 Subpart C, Procedures for Making Determinations on Wetlands Protection. The activity is funded under The TX General Land Office Community Development Block Grant Mitigation (CDBG-MIT) Program. The project location is stated under REQUEST FOR RELEASE OF FUNDS. According to the USFWS National Wetlands Inventory (NWI) map, the project is located in a Riverine Wetland totaling approximately <0.10-acres. Work will likely be approached under Nationwide Permit 14, *Linear Transportation Projects*. Limits and conditions of the permit will be followed. HUD's 8-Step decision-making process of §55.20 to comply with 24 CFR Part 55 was completed.

The County has considered the following alternatives and mitigation measures to minimize adverse impacts and to restore and preserve natural and beneficial functions and intrinsic values of the existing wetland: One alternative considered was replacing the existing culvert with a small bridge structure. While this option could have provided even greater flood capacity and reduced long-term maintenance, it was ultimately not selected due to cost being over available budget. Additionally, a bridge would have required

more extensive permitting and a longer construction timeline, which would have delayed the project. It also would have had a larger environmental footprint and caused more disruption to the community, especially since River Oaks Drive is the only access point for residents in the subdivision. Given these factors, upgrading the culvert was the most practical and cost-effective solution.

No Action Alternative [24 CFR 58.40(e)]: Taking no action would incur no costs for the improvements and would cause no construction-related environmental impact but would be unable to provide the new culvert crossing that will increase the amount of flow that can be conveyed through the drainage crossing, mitigating future flooding.

The County has reevaluated alternatives to building in the wetland and has determined that it has no practicable alternative to wetland development. Environmental files documenting compliance with Executive Order 11990 are available for public inspection, review and copying as outlined in the paragraph of FINDING OF NO SIGNIFICANT IMPACT.

There are three primary purposes for this notice. First, people who may be affected by activities in a wetland and those who have an interest in the protection of the natural environment should be given an opportunity to express their concerns and provide information about these areas. Second, an adequate public notice program can be an important public educational tool. The dissemination of information and request for public comment about wetlands can facilitate and enhance Federal efforts to reduce the risks and impacts associated with the occupancy and modification of these special areas. Third, as a matter of fairness, when the Federal government determines it will participate in actions taking place in wetlands, it must inform those who may be put at greater or continued risk.

PUBLIC COMMENTS

Any individual, group, or agency may submit written comments/objections on the ERR to Atascosa County. Written comments received by 7/3/25 will be considered by the County prior to authorizing submission of a request for release of funds. Comments must be addressed to the County at tgarza@co.atascosa.tx.us or by mail to: Atascosa County, #1 Courthouse Circle Drive, Suite 101, Jourdanton, TX 78026, (830) 769-3093, Attn: County Judge's Office. Comments should specify which Notice they are addressing. Potential objectors should contact the County via email to verify the actual last day of the objection period.

ENVIRONMENTAL CERTIFICATION

Atascosa County certifies to the Texas General Land Office that Weldon Cude, 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. GLO's approval of the certification satisfies its responsibilities under NEPA and related laws and authorities and allows Atascosa County to use Program funds.

OBJECTIONS TO RELEASE OF FUNDS

GLO will accept objections to its release of funds and the 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 the County; (b) the 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 GLO (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, Texas General Land Office, Community Development and Revitalization, P.O. Box 12873, Austin, TX 78711-2873, or env.reviews@recovery.texas.gov. Potential objectors should contact the GLO at (512) 475-5000 to verify the actual last day of the objection period.

Weldon Cude, County Judge