

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

August 13, 2020

**POSTED**

City of Smiley, P. O. Box 189, Smiley, Gonzales County, TX 78159, (830) 587-6220

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

## REQUEST FOR RELEASE OF FUNDS

On or about September 1, 2020 the City of Smiley will submit a request to the Texas General Land Office for the release of Community Development Block Grant Disaster Recovery 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 Street Improvements under GLO Contract #20-065-044-C130 for the purpose of improving the driving surfaces of certain roadways in the city.

**Project Description:** Contractor shall repair, reconstruct, and improve the driving surface by paving and extending streets, regrading ditches, and installing driveway culverts, and all associated appurtenances. No acquisition is required.

- Beverly Street will be extended west from Ellis Street, to provide access to existing residents.
- Ellis Street, from Beverly Street to Steele Street, is currently a gravel road. The road will be paved with drainage improvements.
- Bundick Street, from Anglin Street to Ellis Street, will be reconstructed while providing draining ditches and driveway culverts. Bundick Street will also be extended past Ellis Street, to provide access to existing city residents.
- Commerce Street, from US 87 to Steele Street, will be reconstructed.
- Steele Street, from Commerce Street to Anglin Street, will be reconstructed.

**Project Locations:** Smiley, Gonzales County, TX 78159

Street Improvements	Location Approximate Lat/Long	Proposed HUD Performance Measures
Beverly Street	Dead-end to Ellis Street 29.27328,-97.640176	240 LF
Ellis Street	Beverly Street to Steele Street 29.272532,-97.640351	1,600 LF
Bundick Street	Dead-end west of Ellis Street to Anglin Street 29.273169,-97.637214	1,530 LF
Commerce Street	US 87 to Steele Street 29.268853,-97.63778	420 LF
Steel Street	Commerce Street to Anglin Street 29.269434,-97.637657	120 LF

Estimated grant funding is \$595,907.00.

### FINDING OF NO SIGNIFICANT IMPACT

The City of Smiley 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 City of Smiley at the address above, or by email to [smileytx@gvec.net](mailto:smileytx@gvec.net). The ERR can be accessed online at the following website [www.smileytx.com](http://www.smileytx.com).

### PUBLIC COMMENTS

Any individual, group, or agency may submit written comments on the ERR to the City of Smiley. All comments received by August 31, 2020 will be considered by the City of Smiley prior to authorizing submission of a request for release of funds. Comments 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 Smiley at [smileytx@gvec.net](mailto:smileytx@gvec.net). Commenters should specify which Notice they are addressing. Potential objectors should contact the City of Smiley via email to verify the actual last day of the objection period.

### ENVIRONMENTAL CERTIFICATION

The City of Smiley certifies to the Texas General Land Office that Michael K. Mills, 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 Texas General Land Office's approval of the certification satisfies its responsibilities under NEPA and related laws and authorities and allows the City of Smiley to use Program funds.

### OBJECTIONS TO RELEASE OF FUNDS

The Texas General Land Office will accept objections to its release of funds and the City of Smiley'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 Smiley; (b) the City of Smiley 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 PO Box 12873 Austin, Texas 78711-2873, or ATTN: Environmental Review Specialist at [cdr@recovery.texas.gov](mailto:cdr@recovery.texas.gov). Potential objectors should contact the GLO at (512) 475-5000 to verify the actual last day of the objection period.

Michael K. Mills, Mayor