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Planning, Housing, and
 Community Development Service
 for Texas Since 1979

TO:	Rexann Knowles, Judge's Secretary	DATE:	May 6, 2015
	Johnson County	PROJECT:	Sewer Improvements
RE:	Environmental Review Record	CONTRACT:	CD 7214241

Dear Rexann:

We have completed the Environmental Review for the County's 2014 TX CDBG project and have determined a "Finding of No Significant Impact." The next step is to certify the findings by signing the enclosed documents and to post a notice at the County Courthouse.

- 1. Environmental Review Record (ERR):** This ERR includes all environmental checklists and documentation required for this project. Please review and ask the County Judge to sign where indicated. The enclosed disk contains a digital copy of the preliminary Environmental Review Record for your reference.
- 2. Notice of Finding of No Significant Impact and Intent to Request Release of Funds:** The enclosed public notice is a copy of the notice that you posted at the County Courthouse on 5/7/2015. Please leave the notice on display until 5/26/2015. Please complete the Affidavit of Posting printed on the reverse side of the notice and fax or e-mail the notice to me.
- 3. Request for Release of Funds:** This form states that the ERR is complete and that Johnson County requests that the state releases funds for the project after the public comment period. Please ask the County Judge to sign the form and return it to GrantWorks, Inc. The appropriate date for the request has been pre-printed on the form; please do not alter this date.
- 4. Cover Letter to TDA-ORA on County Letterhead:** This letter states that Johnson County has completed the Environmental Assessment and determined a "Finding of No Significant Impact." The cover letter must be typed or reprinted on your locality's letterhead, signed by the County Judge as indicated, and returned to GrantWorks, Inc. with the additional environmental documents. I have enclosed a disk that includes the letter template for reprinting.

Once the documents are signed, please **return them to GrantWorks as soon as possible**. I will submit a complete ERR to the state for their review on the appropriate date. At that point, I will also compile a complete ERR for your records and send it to you in a separate file (a copy of which will also be maintained at GrantWorks). In the meantime, you may access the Environmental Review documents contained on the enclosed disk. Please give me a call if you have any questions regarding this transmittal. Thank you for your assistance.

Sincerely,

Julie Murray

Compliance Checklist for 24 CFR §58.6, Other Requirements

Project Name: Johnson County - Sewer Improvements

ERR FILE # 7214241

1. §58.6(a) and (b) Flood Disaster Protection Act of 1973, as amended; National Flood Insurance Reform Act of 1994

- a. Does the project involve new construction, major rehabilitation, minor rehabilitation, improvements, acquisition, management, new loans, loan refinancing or mortgage insurance? [X] Yes [] No

If No, compliance with this section is complete.

If Yes, continue.

- b. Is the project located in a FEMA identified Special Flood Hazard Area? [] Yes [X] No

If No, compliance with this section is complete.

If Yes, continue.

- c. Is the community participating in the National Flood Insurance Program (or has less than one year passed since FEMA notification of Special Flood Hazards)? [] Yes [] No

If Yes, Flood Insurance under the National Flood Insurance Program must be obtained. If HUD assistance is provided as a grant, insurance must be maintained for the economic life of the project and in the amount of the total project cost (or up to the maximum allowable coverage, whichever is less). If HUD assistance is provided as a loan, insurance must be maintained for the term of the loan and in the amount of the loan (or up to maximum allowable coverage, whichever is less). A copy of the flood insurance policy declaration must be kept on file in the ERR.

If No, Federal assistance may not be used in the Special Flood Hazards Area.

Cite and attach source documentation: (Documentation should include a FEMA Flood Map showing project location in reference to flood zone designation. If flood map is not available, use best available information.)

2. §58.6(c) Coastal Barrier Improvement Act, as amended by the Coastal Barriers Improvement Act of 1990 (16 U.S.C. 3501)

- a. Does the project involve new construction, conversion of land uses, major rehabilitation of existing structure, or acquisition of undeveloped land? [X] Yes [] No

If No, compliance with this section is complete.

If Yes, continue below.

- b. Is the project located in a coastal barrier resource area? [] Yes [X] No

If No, compliance with this section is complete.

If Yes, Federal assistance may not be used in such an area.

Cite and attach source documentation: (Documentation should include map (e.g. Google Earth) noting project distance from Coastal Barrier Resources.)

3. §58.6(d) Runway Clear Zones and Clear Zones [24 CFR §51.303(a) (3)]

- a. Does the project involve the sale or purchase of existing property? Yes [X] No []

If No, compliance with this section is complete.

If Yes, continue below.

- b. Is the project located within 2,500 feet of the end of a civil airport runway (Civil Airport's Runway Clear Zone) or within 15,000 feet of the end of a military runway (Military Airfield's Clear Zone)? Yes [] No [X]

If No, compliance with this section is complete.

If Yes, Notice must be provided to buyer. The notice must advise the buyer that the property is in a Runway Clear Zone or Clear Zone, what the implications of such a location are, and that there is a possibility that the property may, at a later date, be acquired by the airport operator. The buyer must sign a statement acknowledging receipt of this information, and a copy of the signed notice must be maintained in this ERR.

Cite and attach source document (Map indicating project site in proximity to end of runway)

AUTHORIZED RESPONSIBLE ENTITY OFFICIAL:

[Signature] May 6, 2015
Responsible Entity Certifying Official Signature 5/26/15 Date

Roger Harmon County Judge
Responsible Entity Certifying Official Name Title

Statutory Checklist for Compliance with 24 CFR §58.5 – NEPA Related Federal Laws and Authorities

Use this worksheet for projects that are Categorically Excluded Subject to 24 CFR §58.5 listed at 24 CFR §58.35(a) and for projects that require an Environmental Assessment.

Project Name: Johnson County - Sewer Improvements

ERR FILE # 7214241

Definitions: **A:** The project is in compliance.
 B: The project requires an additional compliance step or action.

Statute, Authority, Executive Order Cited in cited at 24 CFR §58.5	A	B	COMPLIANCE FINDING	SOURCE DOCUMENTATION
1. 58.5(a) Historic Properties [36 CFR 800]	X		Consultation- Review Procedures Required	In accordance with the required statutes and provisions, a listing of state and federal register properties has been reviewed ² . The Texas Historical Commission conducted a Section 106 Review of the project and has concurred with the determination that there shall be no historical properties affected as a result of this project. Please see project photos and Attachment A for the determination. TRIBAL: There are not tribal interests listed for Johnson County. See Attachment A.
2. 58.5(b)(1) Floodplain Management [24 CFR 55, Executive Order 11988]	X		Not Applicable to this Project	No portion of the project construction zone is in a 100-year floodplain; therefore, Executive Order 11988 and NFIP conditions are not applicable. ³ See Attachment B.
3. 58.35(b)(2) Wetland Protection [24 CFR 55, Executive Order 11990]	X		Not Applicable to this Project	According to the Wetland Maps provided by the US Fish & Wildlife and the US Geologic Survey ⁴ , no portion of the project is in a wetland; therefore, Executive Order 11990 is not applicable. See Attachment C and photos.
4. 58.35(c) Coastal Zone Management [Coastal Zone Management Act sections 307(c) & (d)]	X			Since the project is not located within the Texas Coastal Zone, ⁵ there are not any coastal barriers within the project area. See Attachment D.
5. 58.35(d) Sole Source Aquifers [40 CFR 149]	X		Not Applicable to this Project	The only Sole Source Aquifer in the State of Texas is the Edwards Aquifer. No portion of the project is located within a designated Sole Source Aquifer. ⁶ See Attachment D.

² "Texas Historic Sites Atlas," *Texas Historical Commission*, <http://atlas.thc.state.tx.us/shell-desig.htm> (accessed 5/6/15).

³ "FEMA Issued Flood Maps," *Federal Emergency Management Agency*, <http://msc.fema.gov> (accessed 5/6/15).

⁴ "USGS National Map Viewer" *USGS The National Map*, <http://107.20.228.18/wetlands/wetlandsmapper.html#> (accessed 5/6/15).

⁵ "Texas Coastal Management Program Map," *Texas General Land Office*, <http://www.glo.state.tx.us/coastal/maps/cmp/index.html> (accessed 5/6/15).

⁶ "Edwards Aquifer Map Viewer," *Texas Commission on Environmental Quality*, <http://tceq4apmgwebp1.tceq.texas.gov:8080/edwardsAquifer/> (accessed 5/6/15).

Johnson County 7214241

6. 35(e) Endangered Species [50 CFR 402]	X		Not Applicable to this Project	Project activities shall be confined to existing rights-of-way and utility easements. A list of the endangered and threatened species for Johnson County ⁷ has been reviewed. Suitable habitats ⁸ for each listed species have been compared with the project site to determine if any impacts could be expected. The project area is not consistent with the preferred habitats of any endangered species found in the County and project activities shall not occur within 750 feet of habitat for federally-listed species or 300 feet of mapped wetlands, wildlife refuges, fish hatcheries, wildlife management areas, or related significant fish and wildlife resources. The project will not have a significant impact on the species in the area. Please see project photos and Attachments E for supporting documentation.
7. 58.35(f) Wild and Scenic Rivers [36 CFR 297]	X		Not Applicable to this Project	A review of the project has been made in accordance with The Wild and Scenic Rivers Act of 1968 (16 U.S.C. 1271 et. seq.) as amended. The only Wild & Scenic River (WSR) in Texas is the Rio Grande River in Big Bend National Park. No portion of the project is adjacent to a Wild & Scenic River ⁹ or an Inventory River ¹⁰ . Please see Attachment D.
8. 58.35(g) Air Quality [CFR parts 6, 51,93]		X	Determination of Consistency, Approvals and Permits Obtained	The project area is located within an area of the state that does not meet federal air quality standards, otherwise known as a non-attainment area. ¹¹ 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. The Texas Commission on Environmental Quality was contacted and has agreed that the project shall not have an adverse effect on air quality. See Attachment D for correspondence.
9. 58.35(h) Farmland Protection [7 CFR 658]	X		Not Applicable to this Project	Project activities shall be confined to land that has been developed in an area committed to urban uses. See photos of project area.
10. 58.35(i)(1) Noise Control and Abatement [24 CFR 51B]	X		Not Applicable to this Project	The project does not involve housing or a noise sensitive development; therefore a noise study is not applicable. However, minimal noise will be created during construction. The construction period shall be brief (approximately 120 days) and will take place during normal business hours on weekdays. Local residents have been notified of the nature and location of the project during a formal hearing process during the application phase of this project. Any complaints will be taken into consideration.
11. 58.35 (i) (1) Explosive and Flammable Operations [24 CFR 51C]	X		Not Applicable to this Project	This project does not involve development, construction, rehabilitation, modernization or land use conversion of a property intended for residential, institutional, recreational, commercial, or industrial use, therefore section 24 CFR 51 C is Not Applicable. However, the EPA NEPAAssist ¹² mapper was consulted and no explosive or flammable operations are located within ½ mile of the project area. See Attachment G and photos of project areas.

⁷ "Endangered Species Lists," *United States Fish & Wildlife Service*, http://www.fws.gov/southwest/es/EndangeredSpecies/EndangeredSpecies_Lists/EndangeredSpecies_ListSpecies.cfm (accessed 5/6/15).

⁸ Nature Serve Explorer, <http://www.nps.gov/rigr/index.htm> (accessed 5/6/15).

⁹ "Rio Grande WSR," *National Wild and Scenic Rivers System*, <http://www.nps.gov/rigr/index.htm> (accessed 5/6/15).

¹⁰ National Inventory Rivers <http://www.nps.gov/ncrc/programs/rtca/nri/states/tx.html> (accessed 5/6/15).

¹¹ "Texas Attainment Status by Region," Texas Commission on Environmental Quality, <https://www.tceq.texas.gov/airquality/sip/> (accessed 5/6/15).

¹² "NEPAAssist," *Environmental Protection Agency (EPA)*, <http://nepassistool.epa.gov/NEPAAssist/entry.aspx>

Johnson County 7214241

12. 58.5(i)(1) Airport Hazards (Runway Clear Zones and Clear Zones/Accident Potential Zones) [24 CFR 51D]	X		Not Applicable to this Project	The project area is not within 2,500 feet of a civilian airport or within 15,000 feet of a military airfield. Therefore the project shall have no impact to Runway Clear Zones. See Attachment H for map.
13. 58.5(i)(2)(i) Contamination and Toxic Substances [24 CFR 58.5(i)(2)]	X		Not Applicable to this Project	The EPA's NEPAassist tool was consulted regarding the presences of (1) the Superfund National Priorities List (NPL); (2) Superfund Sites in Texas; and (3) an EPA map/list of the toxic releases. It has been determined that no superfund or permanent toxic waste sites are within ½ mile of the project area or will have an adverse effect on this type of project. In addition, the project area is not located on an underground storage tank. The project engineer will also address this issue in his preliminary study of the project site. Please see Attachment G for documentation.
14. 58.5(j) Environmental Justice [Executive Order 12898]	X		Not Applicable to this Project	The project will not have disproportionate adverse impacts to low-income or minority populations. The project was funded based on the fact that conditions would be improved for low-to-moderate income households.

DETERMINATION:

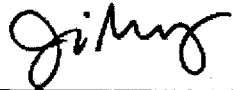
- Box "A" has been checked for all authorities.** If Categorically Excluded pursuant to §58.35(a), the project can convert to Exempt, per §58.34(a) (12), since the project does not require any compliance measure (e.g., consultation, mitigation, permit or approval) with respect to any law or authority cited at §58.5. The project is now made Exempt and **funds may be drawn down**; OR
- Box "B" has been checked for one or more authority.** The project cannot convert to Exempt since one or more authority requires compliance, including but not limited to consultation with or approval from an oversight agency, performance of a study or analysis, completion of remediation or mitigation measure, or obtaining of license or permit. **Complete pertinent compliance requirement(s), publish NOI/RROF, request release of funds (HUD-7105.15), and obtain HUD's Authority to Use Grant Funds (HUD-7015.16) per §58.70 and §58.71 before committing funds**; OR
- This project may result in a significant environmental impact to the environment and requires preparation of an Environmental Assessment (EA). Prepare the EA according to 24 CFR Part 58 Subpart E.

MITIGATION MEASURES AND CONDITIONS FOR PROJECT APPROVAL: *(If Box B is checked, provide details regarding further consultation, mitigation, permit requirements or approvals required to be incorporated into public notices and project requirements such as contracts, grants, loan conditions, etc as described in the Statutory Worksheet).*

Non-Attainment Areas: The Texas Commission on Environmental Quality was contacted and has agreed that the project shall not have an adverse effect on air quality. See Attachment J for correspondence.

There are no conditions to be mitigated.

PREPARER:



Preparer's Signature

May 6, 2015

Date

Julie Murray

Preparer's Name (printed)

Senior Environmental Specialist

Title

AUTHORIZED RESPONSIBLE ENTITY OFFICIAL:



Responsible Entity Certifying Official Signature 5/26/15

May 6, 2015

Date

Roger Harmon

Responsible Entity Certifying Official Name

County Judge

Title

Environmental Assessment

Project Name: Johnson County - Sewer Improvements

ERR FILE # 7214241

Project Location (give address and map coordinates):

The intersection of Gunn Court and FM 917, on Caddo Rd and the City limits, on Cedar Crest from N Main to Hwy 174, Caddo Rd from N Main to the west 2,100 LF, S Main from 22nd to the north 200 LF, 22nd from S Main to Eddy, in the City of Joshua, Johnson County, TX.

RE Contact Name and Phone Number: Rexann Knowles, Judge's Secretary

Recipient Name and Phone Number: Johnson County (817) 556-6360

Estimated Total Project Cost (all sources): Grant funds: \$500,000, Match:\$55,000

Amount of HUD Assistance: \$500,000 **HUD Grant Program:** CD

Description of the Project: *Include all contemplated actions that are logically either geographically or functionally a composite part of the project, regardless of the source of funding. [24 CFR 58.32, 40 CFR 1508.25] As appropriate, attach maps, site plans, renderings, photographs, budgets and other descriptive information.*

Install approximately 5,550 LF of 4"-8" sewer line, approximately 400 LF of 14" bore and steel encasement, 7 manholes, service reconnections, driveway and pavement repair, and all associated appurtenances.

Purpose of the Project: [*"Statement of Purpose and Need for the Proposal" - 40 CFR 1508.9(b)*]

The County, in conjunction with the Johnson County SUD, will replace sewer main and upgrade lift stations to better meet the current demands on the system.

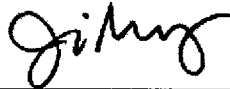
Existing Conditions and Trends: *Describe the existing conditions of the project area and its surroundings, and the trends likely to continue in the absence of the project. [24 CFR 58.40(a)]*

Residents of west Joshua and adjacent unincorporated areas of Johnson County receive wastewater service from the Johnson County Special Utility District (JCSUD). The district's main sewer lines serving the area are deteriorated clay tile and cannot support the growth being experienced west of the city in the unincorporated County. Currently wastewater flows from the west into the existing undersized lines and overload the Gunn Court lift station, which operates at just 50 gpm. The JCSUD must re-route wastewater flow around this lift station via new force main and upgraded lift station pumps, and replace downstream mains to accommodate the wastewater flow for the targeted area, reducing backups and bypasses.

FINDING: [58.40(g)]

- Finding of No Significant Impact (FONSI)**
(The project will not result in a significant impact on the quality of the human environment.)
- Finding of Significant Impact**
(The project may significantly affect the quality of the human environment.)

PREPARER:



Preparer's Signature

May 6, 2015

Date

Julie Murray, Senior Environmental Specialist

Preparer's Name and Title

Grantworks, Inc

Preparer's Agency

AUTHORIZED RESPONSIBLE ENTITY OFFICIAL:



Responsible Entity Certifying Official Signature 5/26/15

May 6, 2015

Date

Roger Harmon, County Judge

Responsible Entity Certifying Official Name and Title

Environmental Assessment Checklist

Instructions: Summarize the findings from the EA Worksheet here by choosing the appropriate determination from the drop-down box in the determination column for each resource. Then, cite the source document in the appropriate column.

Resource	Determination	Source Documentation
Land Development		
1. Conformance with Comprehensive Plans and Zoning	Not Applicable (State Why)	Since this project involves the replacement of existing facilities, there will be no change in land use and no changes in zoning required.
2. Land Use Compatibility and Urban Impact	Compatible	Since this project involves the replacement of existing facilities, there will be no change in land use or density.
3. Slope and Erosion	Slight Slope – No Impact	The project area is relatively flat and there shall be effectively no change to or effect on erosion. See project photos.
4. Soil Suitability	Not Applicable (State Why)	There are no negative impacts to the soils due to the limited nature of the project area. The project engineer has considered the soil association during the design phase of the project. Activities will take place in locations with previously disturbed soils from past construction of roadways, utilities, and other infrastructure. The contractor shall take steps to control erosion during construction through best management practices such as the use of erosion blankets.
5. Hazards and Nuisances and Site Safety	Not Applicable (State Why)	Work will be performed during the weekday during normal business hours using heavy equipment. Particulate dust matter may be increased in the area during construction, but will return to normal after the work is completed. Proper site safeguards will be in place, including trench safety. No hazardous sites are known to be present within the project area. See Attachment G and site photos.
6. Energy Consumption	Not Applicable (State Why)	The replacement of deteriorated lines shall decrease energy consumption by reducing the need for maintenance from back flows and bypasses.
Socioeconomic Factors		
7. Demographic Character Changes	Not Applicable (State Why)	The purpose of this project is to improve the conditions of those most in need in this community. This project will not result in major changes in the demographic makeup of the area since the work will occur in an existing residential area.
8. Displacement	No Displacement	Since the project does not entail housing activities, there shall be no residential displacement. In addition, there will be no displacement of businesses. All construction activities will be confined to rights-of-way and utility easements.
9. Employment and Income Patterns	No Impact	Since this project involves the rehabilitation or replacement of existing facilities, employment opportunities will not be enhanced. The short-term nature of the project shall only affect job availability as directly related to the temporary construction activities.
Community Facilities and Service		
10. Educational Facilities	Not Applicable (State Why)	The project shall not lead to any increased demands on the educational facilities. Any potential disturbance to educational facilities in the area will be minor and temporary traffic disturbances. There are no community schools located on the streets proposed for construction activities. See Attachment I.
11. Commercial Facilities	Not Applicable (State Why)	The project shall not lead to any increased demands on commercial facilities. Any potential disturbance to commercial facilities in the area will be minor and temporary traffic disturbances. There are no commercial facilities located on the streets proposed for construction activities. See Attachment I.

Resource	Determination	Source Documentation
12. Health Care	Not Applicable (State Why)	The project shall not lead to any increased demands on the health care facilities. Any potential disturbance to health care facilities in the area will be minor and temporary traffic disturbances. There are no hospitals or healthcare facilities located in the project area. See Attachment I.
13. Social Services	Not Applicable (State Why)	The project shall not lead to any increased demands on the social services. Any potential disturbance to social service facilities in the area will be minor and temporary traffic disturbances. There are no social services facilities located in the project area. See Attachment I.
14. Solid Waste	Not Applicable (State Why)	The project shall not generate substantial amounts of solid waste. The local disposal system will be able to adequately service the proposed development over its expected lifetime.
15. Waste Water	Not Applicable (State Why)	The replacement of deteriorated and undersized sewer lines shall positively benefit the wastewater treatment system by providing the capacity to meet the current demand.
16. Storm Water	Not Applicable (State Why)	This project will not alter the existing storm water drainage patterns or increase the impervious cover. The project will abide by the guidelines of Nationwide Permit 12 for Utility Line Activities and the Texas Commission on Environmental Quality 401 Water Quality Certification Conditions for Nationwide Permits.
17. Water Supply	Not Applicable (State Why)	The replacement of failing sewer lines may positively impact the local water supply by reducing the inflow and infiltration that can lead to the discharge of untreated effluent from the WWTP during wet weather.
18. Public Safety • Police	Not Applicable (State Why)	The project shall not lead to increased demand for public safety services. Any potential disturbance to police vehicles in the area will be minor and temporary traffic disturbances. Detours will be clearly marked during construction to permit traffic flow. There is more than one avenue of access to streets where construction activities will take place. Access for emergency vehicles shall be maintained.
• Fire	Not Applicable (State Why)	The project shall not lead to increased demand for public safety services. Any potential disturbance to fire fighting vehicles in the area will be minor and temporary traffic disturbances. Detours will be clearly marked during construction to permit traffic flow. There is more than one avenue of access to streets where construction activities will take place. Access for emergency vehicles shall be maintained.
• Emergency Medical	Not Applicable (State Why)	The project shall not lead to increased demand for public safety services. Any potential disturbance to emergency vehicles in the area will be minor and temporary traffic disturbances. Detours will be clearly marked during construction to permit traffic flow. There is more than one avenue of access to streets where construction activities will take place. Access for emergency vehicles shall be maintained.
19. Open Space and Recreation • Open Space	Not Applicable (State Why)	All activities will occur in public rights-of-way and utility easements and will not impact open space.
• Recreation	Not Applicable (State Why)	Any potential disturbance to recreational facilities in the area will be minor and temporary traffic disturbances.
• Cultural Facilities	Not Applicable (State Why)	Any potential disturbance to cultural facilities in the area will be minor and temporary traffic disturbances.
20. Transportation	Not Applicable (State Why)	Transportation along the project route could be disrupted during construction activities. These disruptions will be temporary and detours will be provided. There are no public transportation routes along the project route.
Natural Features		

Resource	Determination	Source Documentation
21. Water Resources	Not Applicable (State Why)	The replacement of failing sewer lines may positively impact the local water resources by reducing the inflow and infiltration that can lead to the discharge of untreated effluent from the WWTP during wet weather.
22. Unique Natural Features and Agricultural Lands	Not Applicable (State Why)	Project activities shall be confined to existing rights-of-way and utility easements. There are no unique natural features or agricultural lands present at the project site. See photos of project area.
23. Vegetation and Wildlife	No Impact	Project activities shall be confined to existing rights-of-way and utility easements. A list of the endangered and threatened species for Johnson County ¹³ has been reviewed. Suitable habitats ¹⁴ for each listed species have been compared with the project site to determine if any impacts could be expected. The project area is not consistent with the preferred habitats of any endangered species found in the County and project activities shall not occur within 750 feet of habitat for federally-listed species or 300 feet of mapped wetlands, wildlife refuges, fish hatcheries, wildlife management areas, or related significant fish and wildlife resources. The project will not have a significant impact on the species in the area. Please see Attachments E for supporting documentation.

¹³ "Endangered Species Lists," *United States Fish & Wildlife Service*, <http://www.fws.gov/endangered/> (accessed 3/2/12).

¹⁴ Nature Serve Explorer, <http://www.natureserve.org/explorer/servlet/NatureServe> (accessed 3/2/12).

Summary of Findings and Conclusions

Project Alternatives Considered [24 CFR 58.40(e), Ref. 40 CFR 1508.9] *(As appropriate, identify other reasonable courses of action that were considered and not selected, such as other sites, design modifications, or other uses of the subject site. Describe the benefits and adverse impacts to the human environment of each alternative and the reasons for rejecting it. Include consideration of the No Action Alternative, that is, not implementing the preferred alternative).*

Size Reduction/No Activity:

The wastewater system cannot meet the current demand which leads to back flows and bypasses. Reducing the scope or taking no action would leave the community at risk of contamination.

Revised Location: There is no other routing of sewer lines that would serve these households as well as the recommended route—along public rights-of-way in previously disturbed soils and as close as possible to existing sewer facilities. Alternative sewer line routes would be overland, requiring additional easement acquisition, disturbing native soils, and removal of existing flora.

Mitigation and Project Modification Measures Recommended [24 CFR 58.40(d), 40 CFR 1508.20] *(Recommend feasible ways in which the proposal or its external factors should be modified in order to minimize adverse environmental impacts and restore or enhance environmental quality.)*

No mitigations are required for the implementation of this project since there shall be no significant impacts. Best management practices shall be employed during construction activities to control erosion.

Additional Studies Performed *(List the reports, studies or analyses performed for this assessment, and attach studies or summaries.)*

No additional studies are required for this project.

List of Agencies and Persons Consulted [40 CFR 1508.9(b)] *(List agencies and persons consulted for this assessment.)*

Elizabeth McKeefler
Office of Compliance and Enforcement
Texas Commission on Environmental Quality (TCEQ)
PO Box 13087 - MC-205
Austin TX 78711-3087

Eli Martinez
Office of Planning and Coordination
Compliance Assurance and Enforcement Division
Environmental Protection Agency
1445 Ross Avenue, St. 1200
Dallas, TX 75202-2733

Mark Wolfe
State Historic Preservation Officer
Texas Historical Commission
PO Box 12276
Austin TX 78711-2276

AFFIDAVIT OF POSTING

State of Texas
Johnson County

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

Rexann Knowles, who, being by me duly sworn, stated:

1. Affiant is an employee of Johnson County and has personal knowledge of the facts stated in this affidavit.
2. On or before the date 5/7/2015 a notice was posted at the location of Johnson County Courthouse 2 North Main St., Cleburne, Tx. The notice was removed on or after 5/26/2015. A true and correct copy of the notice is attached.

Rexann Knowles
Posted by

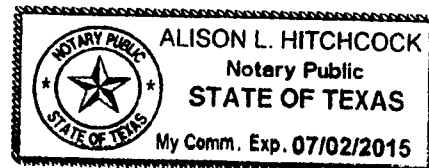
SUBSCRIBED AND SWORN TO BEFORE ME by the above-named affiant on

5/26, 2015, to certify which witness my hand and seal of office.

Alison L. Hitchcock
Notary Public in and for the State of Texas

My Commission expires:

7/2/15



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

Date of Posting: 5/7/2015

Johnson County, Johnson County Courthouse, 2 N Main St, Room 120, Cleburne, TX 76033, (817) 556-6360

These notices shall satisfy two separate but related procedural requirements for activities to be undertaken by Johnson County. Servicios de traducción están disponibles por petición al Condado. Translation services are available by contacting the County.

REQUEST FOR RELEASE OF FUNDS

On or after 5/27/2015 Johnson County will submit a request to the Texas Department of Agriculture - Office of Rural Affairs (TDA-ORA) for the release of Texas Community Development Block Grant funds under Title I of the Housing and Community Development act of 1974 (P.L. 93-383), as amended, to undertake a Sewer Improvements project known as 7214241, to install approximately 5,550 LF of 4"-8" sewer line, approximately 400 LF of 14" bore and steel encasement, 7 manholes, service reconnections, driveway and pavement repair, and all associated appurtenances at the intersection of Gunn Court and FM 917, on Caddo Rd and the City limits, on Cedar Crest from N Main to Hwy 174, Caddo Rd from N Main to the west 2,100 LF, S Main from 22nd to the north 200 LF, 22nd from S Main to Eddy, in the City of Joshua. Johnson County has been awarded \$500,000 in grant funds and shall contribute \$55,000 in match funds.

FINDING OF NO SIGNIFICANT IMPACT

Johnson 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 Johnson County Courthouse, 2 N Main St, Room 120, Cleburne, TX 76033 and may be examined or copied weekdays from 8:00 AM to 5:00 PM.

PUBLIC COMMENTS

Any individual, group, or agency may submit written comments on the ERR to the Office of the County Judge. All comments received by 5/26/2015 will be considered by Johnson County prior to authorizing submission of a request for release of funds. Comments should specify which part of this Notice they are addressing.

ENVIRONMENTAL CERTIFICATION

Johnson County certifies to TDA-ORA that Roger Harmon 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. TDA-ORA approval of the certification satisfies its responsibilities under NEPA and related laws and authorities, and allows Johnson County to use HUD program funds.

OBJECTIONS TO RELEASE OF FUNDS

TDA-ORA will accept objections to its release of funds and Johnson 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 or other officer of Johnson County approved by TDA-ORA (b) Johnson 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 project have committed funds or incurred costs not authorized by 24 CFR Part 58 before approval of a release of funds by TDA-ORA; 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) and shall be addressed to The Texas Department of Agriculture - Office of Rural Affairs at P.O. Box 12847, Austin, Texas 78711. Potential objectors should contact TDA-ORA to verify the actual last day of the objection period.

Roger Harmon, County Judge

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

Roger Harmon, County Judge

Date signed

5/27/2015

X 
Address of Certifying Officer

5-26-15

Johnson County

Johnson County Courthouse, 2 N Main St, Room 120

Cleburne, TX 76033

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

Warning: HUD will prosecute false claims and statements. Conviction may result in criminal and/or civil penalties. (18 U.S.C. 1001, 1010, 1012; 31 U.S.C. 3729, 3802)

Request for Release of Funds and Certification

Texas Department of Agriculture
Office of Rural Affairs
P.O. Box 12847

1700 North Congress Ave.
11th Floor
Austin, Texas 78701

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)

1. Program Title(s) Texas Community Development Block Grant	2. HUD/State Identification Number 7214241	3. Recipient Identification Number (optional)
4. OMB Catalog Number(s) CFDA No. 14.228	5. Name and address of responsible entity Roger Harmon, County Judge	
6. For information about this request, contact (name & phone number) Julie Murray, (512) 420-0303.331	Johnson County Johnson County Courthouse, 2 N Main St, Room 120 Cleburne, TX 76033	
8. HUD or State Agency and office unit to receive request Texas Department of Agriculture Office of Rural Affairs PO Box 12847 Austin, TX 78711	7. Name and address of recipient (if different than responsible entity) N/A	

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

9. Program Activity(ies)/Project Name(s) Johnson County Sewer Improvements	10. Location (Street address, city, county, State) the intersection of Gunn Court and FM 917, on Caddo Rd and the City limits, on Cedar Crest from N Main to Hwy 174, Caddo Rd from N Main to the west 2,100 LF, S Main from 22nd to the north 200 LF, 22nd from S Main to Eddy, in the City of Joshua, Cleburne, Johnson County, Texas.
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11. Program Activity/Project Description
Johnson County proposes to install approximately 5,550 LF of 4"-8" sewer line, approximately 400 LF of 14" bore and steel encasement, 7 manholes, service reconnections, driveway and pavement repair, and all associated appurtenances with the grant from the Texas Department of Agriculture - Office of Rural Affairs in the amount of \$500,000.

The environmental notice was posted at County Courthouse on 5/7/2015. The local comment period ended 5/26/2015. This RROF was signed on 5/27/2015 and submitted to the state. The state comment period is anticipated to end 6/11/2015 or 15 days after receipt of this request, whichever is later, with the issuance of the AUGF anticipated on 6/12/2015 or next business day after the end of the objection period.


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.
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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.

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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 Roger Harmon, County Judge
	Date signed 5/27/2015
Address of Certifying Officer Johnson County Johnson County Courthouse, 2 N Main St, Room 120 Cleburne, TX 76033	5-26-15

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
X	Date signed

Warning: HUD will prosecute false claims and statements. Conviction may result in criminal and/or civil penalties. (18 U.S.C. 1001, 1010, 1012; 31 U.S.C. 3729, 3802)

Request for Release of Funds and Certification

Texas Department of Agriculture
Office of Rural Affairs
P.O. Box 12847

1700 North Congress Ave.
11th Floor
Austin, Texas 78701

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

1. Program Title(s) Texas Community Development Block Grant	2. HUD/State Identification Number 7214241	3. Recipient Identification Number (optional)
4. OMB Catalog Number(s) CFDA No. 14.228	5. Name and address of responsible entity Roger Harmon, County Judge Johnson County Johnson County Courthouse, 2 N Main St, Room 120 Cleburne, TX 76033	
6. For information about this request, contact (name & phone number) Julie Murray, (512) 420-0303.331		
8. HUD or State Agency and office unit to receive request Texas Department of Agriculture Office of Rural Affairs PO Box 12847 Austin, TX 78711	7. Name and address of recipient (if different than responsible entity) N/A	

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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The environmental notice was posted at County Courthouse on 5/7/2015. The local comment period ended 5/26/2015. This RROF was signed on 5/27/2015 and submitted to the state. The state comment period is anticipated to end 6/11/2015 or 15 days after receipt of this request, whichever is later, with the issuance of the AUGF anticipated on 6/12/2015 or next business day after the end of the objection period.

(PLEASE RETYPE or REPRINT ON COUNTY LETTERHEAD & SEND TO
GRANTWORKS, INC.)

5/27/2015← (PLEASE MAINTAIN THIS DATE WHEN YOU REPRINT AND ERASE THIS AND THE ABOVE
PARENTHETICAL COMMENTS)

David Brown
Environmental Regulatory Officer
Texas Community Development Block Grant Program
Texas Department Agriculture - Office of Rural Affairs
PO Box 12847
Austin, Texas 78711

RE: Johnson County
TX CDBG Contract No. 7214241

Dear Mr. Brown:

This letter is to advise the Texas Department Agriculture – Office of Rural Affairs that Johnson County has completed an Environmental Assessment of its Community Development Block Grant Program Project. It has determined a Finding of No Significant Impact resulting from the proposed activities based upon observations by the project engineers, the grant consultant, and the staff of Johnson County. Consultation with the Texas Historical Commission, the Texas Commission on Environmental Quality, and the Environmental Protection Agency has yielded no objections to our findings. The consensus opinion is that implementation of this Sewer Improvements project will correct health and safety issues in the local community without negatively impacting the environment.

Johnson County has complied with the regulations concerning the coordination and compliance with this project with all other Federal and State laws and authorities as specified by 24 CFR 58.75 and has documented this compliance in its Environmental Review File.

Sincerely,

Roger Harmon, County Judge

Cc: GrantWorks, Inc. 2201 Northland Dr., Austin, TX 78756