

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

9/18/20

**POSTED**

City of Fayetteville, 202 W. Main Street, Fayetteville, TX 78940  
(979) 378-2559

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

REQUEST FOR RELEASE OF FUNDS

On or about 10/7/20 the City of Fayetteville will submit a request to the Texas Department of Agriculture (Department), Office of Rural Affairs for the release of 2019 Community Development Block Grant (CDBG) Texas Capital Funds (TCF) under Section 104(f) of Title I of the Housing and Community Development Act of 1974 as amended, to undertake a project known as City of Fayetteville Downtown Revitalization Project #7219162 to enhance pedestrian safety and access, and encourage economic growth.

Sidewalk Activities: The “minimum necessary” activities are to consist of installation of approximately 2,205 LF of concrete sidewalk, 7 ADA ramps, lighting, pavement markings and striping for ADA-compliant parking, all associated appurtenances, to include administration and engineering costs. Grant funding \$350,000, \$35,000 city match, \$35,000 Economic Development Corporation match, total estimated project cost \$420,000.

Project Locations: Fayetteville, Fayette County, TX 78940

STREET	FROM	TO
Washington Street	Fayette Street	Main Street
Live Oak Street	Fayette Street	Main Street
Main Street	Washington Street	Live Oak Street
Fayette Street	Washington Street	Live Oak Street
Courthouse Square	Fayette Street	Main Street
Courthouse Square	Washington Street	Live Oak Street

FINDING OF NO SIGNIFICANT IMPACT

The City of Fayetteville 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 Fayetteville at the address stated above, or by email to [fayettevilletx@cvctx.com](mailto:fayettevilletx@cvctx.com). The ERR can also be viewed on the city's website at <http://fayettevillecitytx.com/index.php>.

#### PUBLIC COMMENTS

Any individual, group, or agency may submit written comments on the ERR to the City of Fayetteville. All comments received by 10/6/20 will be considered by the City of Fayetteville 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 Fayetteville at [fayettevilletx@cvctx.com](mailto:fayettevilletx@cvctx.com), or by mail to the City of Fayetteville at the address stated above. Comments should specify which Notice they are addressing. Potential objectors should contact the City of Fayetteville to verify the actual last day of the objection period.

#### ENVIRONMENTAL CERTIFICATION

The City of Fayetteville certifies to the Texas Department of Agriculture, Office of Rural Affairs that Carl Marino, 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 Fayetteville 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 Fayetteville'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 Fayetteville; (b) the City of Fayetteville 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 Pam Wozniak, Environmental Review Specialist, Texas Department of Agriculture by email at [pamela.wozniak@texasagriculture.gov](mailto:pamela.wozniak@texasagriculture.gov). Potential objectors should contact Pam Wozniak at TDA to verify the actual last day of the objection period.

Carl Marino, Mayor

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