

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

*City of Port Lavaca  
202 N. Virginia  
Port Lavaca, Texas 77979-0105  
(361) 552-9793*

**These notices shall satisfy two separate but related procedural requirements for activities to be undertaken by the City of Port Lavaca. Posted on September 5, 2019.**

**REQUEST FOR RELEASE OF FUNDS**

On or about September 24, 2019, the City of Port Lavaca will submit a request to the Texas Department of Housing and Community Affairs (TDHCA) for the release of HOME funds under Title II of the Cranston Gonzalez National Affordable Housing Act of 1990, as amended, to undertake a project known as HOME Reservation System Program for the purpose of Rehabilitating or reconstructing up to 50 homes if funding becomes available. The homes to be rehabilitated will have a maximum of \$60,000 per home for assistance and rehabilitation could include items such as roof replacement, replacement of major systems such as electrical, HVAC and plumbing as well as replacement of appliances, floor repair, window replacement etc. Homes to be reconstructed will have a maximum of \$100,000 per home for assistance and homes built will be between 888 – 1,200 square feet and will have two to three bedrooms and up to two bathrooms based on size of household. Materials used for construction will include asphalt composite roof, low E aluminum windows, and insulated metal doors. The homes will be ADA compliant and meet model energy efficiency codes. The review will be tiered, the purpose of tiering is to address those issues ripe for decision during the broad review and define the procedures to be used at the site-specific level for those issues not ready for review. Once sites are identified, a review of historical preservation including tribal, flood management, noise, explosive and hazardous issues will occur. Mitigation, if appropriate, is outlined in the tiering plan. The City will utilize a multi-year release as funding becomes available for the following years 2019, 2020, 2021, 2022, and 2023.

**FINDING OF NO SIGNIFICANT IMPACT**

The City of Port Lavaca 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) at 202 N. Virginia, Port Lavaca, TX 77979-0105 and may be examined or copied weekdays from 8am to 5pm.

**PUBLIC COMMENTS**

Any individual, group, or agency disagreeing with this determination or wishing to comment on the project may submit written comments to the City of Port Lavaca, 202 N. Virginia, Port Lavaca, TX 77979-0105. All comments received by September 23, 2019 will be considered by the City prior to authorizing submission of a request for release of funds. Commenter should specify which Notice they are addressing.

**ENVIRONMENTAL CERTIFICATION**

The City of Port Lavaca certifies to TDHCA that Jack Whitlow 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. TDHCA's approval of the certification satisfies its responsibilities under NEPA and related laws and authorities, and allows the City to use Program funds.

**OBJECTIONS TO RELEASE OF FUNDS**

TDHCA will consider objections to its approval of request for release of funds and the City of Port Lavaca 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 the City approved by TDHCA; (b) the City has omitted a step or failed to make a decision or finding required by TDHCA 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 TDHCA; 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 Brenda Hull, TDHCA, 221 E. 11th Street, Austin, TX 78701. Potential objectors should contact TDHCA to verify the actual last day of the objection period.

Jack Whitlow, Mayor

# AFFIDAVIT OF POSTING

*State of Texas*  
*City of Port Lavaca*  
*Calhoun County*

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

\_\_\_\_\_, who, being by me duly sworn, stated:

1. Affiant is an employee of \_\_\_\_\_ and has personal knowledge of the facts stated in this affidavit.
2. On or before **September 5, 2019**, a notice was posted at the location of \_\_\_\_\_ . The notice was removed on or after the close of business **September 23, 2019**. A true and correct copy of the notice is attached.

\_\_\_\_\_  
Posted by

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

**\_\_\_\_\_, 2019, to certify which witness my hand and seal of office.**

\_\_\_\_\_  
Notary Public in and for the State of Texas

My Commission expires:  
\_\_\_\_\_