

**NOTICE OF INTENT TO REQUEST RELEASE OF FUNDS**

*April 29, 2016*

*City of Pinehurst, Texas*

*2497 Martin Luther King Jr. Drive*

*Orange, TX 77630*

*Telephone Number of (409) 866-3873*

On or after May 10, 2016, the City of Pinehurst, Texas will submit a request to the Texas Department of Agriculture for the release of \$275,000.00 in Community Development Block Grant (CDBG) funds under Title 1 of the Housing and Community Development Act of 1974, to undertake a project known as Sewer System Improvements Project #7215380 for the purpose of making improvements to the Influent Lift Station and Aeration Pond within the City's existing Wastewater Treatment Plant located at 3000 Gull Street, Orange, TX 77630. Work shall include the removal of existing lift station pumps and installation of two (2) ten horse powered (10hp) pumps, three (3) fifteen horse powered (15hp) pumps, five (5) pump rails, electrical including new control panel for lift station, removal and replacement of four (4) aerators in aeration pond, electrical modification, additional plant improvements, and all appurtenances.

The activities proposed are categorically excluded under HUD regulations at 24 CFR Part 58 from National Environmental Policy Act (NEPA) requirements. An Environmental Review Record (ERR) that documents the environmental determinations for this project is on file at The Office of the City Administrator, Pinehurst City Hall, 2497 Martin Luther King Jr. Drive, Orange, TX 77630, and may be examined or copied weekdays 8:00 A.M to 5:00 P.M.

**PUBLIC COMMENTS**


Any individual, group, or agency may submit written comments on the ERR to the Office of City Administrator, Pinehurst City Hall, 2497 Martin Luther King Jr. Drive, Orange, TX 77630. All comments received by May 9, 2016 will be considered by the City of Pinehurst, Texas prior to authorizing submission of a request for release of funds.

**ENVIRONMENTAL CERTIFICATION**

The City of Pinehurst, Texas certifies to the Texas Department of Agriculture that Joseph L. Runnels 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 Department of Agriculture's approval of the certification satisfies its responsibilities under NEPA and related laws and authorities and allows the City of Pinehurst, Texas 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 Pinehurst, Texas' 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 Pinehurst, Texas; (b) the City of Pinehurst, Texas 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 Department of Agriculture; 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 the Texas Department of Agriculture, office of Rural Affairs at 1700 North Congress Avenue, 11<sup>th</sup> Floor, Austin, TX 78701. Potential objectors should contact The Texas Department of Agriculture at (512) 963-6724 to verify the actual last day of the objection period.

  
Joseph L. Runnels, Mayor  
City of Pinehurst, Texas

**THE NOTICE OF INTENT TO REQUEST TO REQUEST RELEASE OF FUNDS was posted on April 29, 2016 on the front door of Pinehurst City Hall, 2497 Martin Luther King Jr. Drive, Orange, TX 77630 and place on the City of Pinehurst, Texas' website for a period of ten (10) days ending May 9, 2016.**

  
Robbie Hood, City Administrator

4-29-16  
Date Posted

Robbie Hood, City Administrator

Date (1 day after end of Comment Period)

Sworn to and subscribed before me, this [redacted] day of [redacted], 2016

Debbie Cormier, City Secretary, Notary Public

My Commission Expires \_\_\_\_\_