

U.S. Department of Housing and Urban Development 451 Seventh Street, SW Washington, DC 20410 www.hud.gov espanol.hud.gov

## Environmental Assessment Determinations and Compliance Findings for HUD-assisted Projects 24 CFR Part 58

## **Project Information**

Project Name: City of Belton HOME HRA/PWD/Disaster/Reservation Contract Program

Responsible Entity: City of Belton

Grant Recipient (if different than Responsible Entity): same

State/Local Identifier: <u>HRA/PWD/Disaster 2021-0015</u>

Preparer: Lacie Koska, Grant Consultant, Langford Community Management Services, Inc., 9017 W State Hwy 29 Ste 206 Liberty Hill, Texas 78642 (512)452-0432

Certifying Officer Name and Title: Sam Listi, City Manager

Consultant (if applicable):

Direct Comments to: Lacie Koska, Grant Consultant (512)452-0432

## Project Location: Within the city limits of Belton, TX

## Description of the Proposed Project [24 CFR 50.12 & 58.32; 40 CFR 1508.25]:

The City of Belton is participating in the HOME HRA/PWD/Disaster Reservation System in order to assist homeowners with rehabilitation or reconstruction of their homes. The projects are needed due to the number of families in the City that are living in substandard conditions. If funding is available, the project aspires to assist between one and fifty (1-50) low-income and very low-income homeowners at or below 80% AMFI. Reconstruction of these homes will meet Housing Quality Standards and the Texas Minimum Construction Standards. Reconstruction will consist of an approximately 1,100-plus square foot dwelling with 2 or 3 bedrooms and 1 or 2 bathrooms. Building materials will consist of concrete foundation and either face brick or Hardiplank panel Masonite material. The windows will be aluminum, insulated, with half-screens. The roof will be twenty-year fiberglass composition shingle with proper installation of felt and flashing. Bathrooms will contain plumbing fixtures that include toilet and fiberglass tub and shower. There will be central heating and air conditioning installed. All electrical wiring, panels, and services will conform to the National Electric Code plus local codes and ordinances. The structure shall meet the International Energy Code as demonstrated by RESCheck Compliance Certificate and/or Energy Efficiency Compliance Certification. The existing homes will be located within the city limits, and the reconstructed homes will be on the same lot.

## Statement of Purpose and Need for the Proposal [40 CFR 1508.9(b)]:

The projects are needed due to the number of families in the City that are living in substandard conditions. If funding is available, the project aspires to assist between one and fifty (1-50) low-income and very low-income homeowners at or below 80% AMFI. Reconstruction of these homes will meet Housing Quality Standards and the Texas Minimum Construction Standards.

## Existing Conditions and Trends [24 CFR 58.40(a)]:

There are families in the city that are living in substandard conditions. Homes are in disrepair, creating hazardous living conditions. These substandard homes, unless rehabilitated or rebuilt, will continue to threaten the safety and wellness of the inhabitants.

Environmental Assessment Determinations and Compliance Findings for HUD-assisted Projects 24 CFR Part 58 HOME HRA – City of Belton EA

## **Funding Information**

Grant Number	HUD Program	Funding Amount
2021-0015	HOME HRA RSP	TBD

## Estimated Total HUD Funded Amount: <u>\$ TBD</u>

Estimated Total Project Cost (HUD and non-HUD funds) [24 CFR 58.32(d)]: <u>\$ TBD</u>

## Compliance with 24 CFR 50.4, 58.5, and 58.6 Laws and Authorities

Record below the compliance or conformance determinations for each statute, executive order or regulation. Provide credible, traceable, and supportive source documentation for each authority. Where applicable, complete the necessary reviews or consultations and obtain or note applicable permits of approvals. Clearly note citations, dates/names/titles of contacts, and page references. Attach additional documentation as appropriate.

Compliance Factors: Statutes, Executive Orders, and Regulations listed at 24 CFR §58.5 and §58.6	Are formal compliance steps or mitigation required?	Compliance determinations
STATUTES, EXECUTIVE ORDER	S, AND REGULATION	S LISTED AT 24 CFR 50.4 and 58.6
<b>Airport Hazards</b> 24 CFR Part 51 Subpart D	Yes No	There are no project sites in the City of Belton that will be within 2,500 feet of a civilian airport or 15,000 feet of a military airfield. The closest civilian airport is Draughon-Miller
		Central Texas Regional Airport which is approximately 41,184 feet from the City of Belton. There will be no adverse effect from airport hazards.
		Attachment 1 includes: NPIAS Map, AirNav.com- Airport Search Results, Military Airport Map & Google for distance.
Coastal Barrier Resources Coastal Barrier Resources Act, as amended by the Coastal Barrier Improvement Act of 1990 [16 USC 3501]	Yes No	The City of Belton is approximately 188.7 miles from the John H. Chafee Coastal Barrier Resources System. There will be no adverse effect on the Barrier Resources System.
		Attachment 2 includes: USFWS Coastal Barrier Resources Systems Map.
Flood Insurance Flood Disaster Protection Act of	Yes No	The City of Belton participates in the FEMA National Flood Program.
1973 and National Flood Insurance Reform Act of 1994 [42 USC 4001-4128 and 42 USC 5154a]		Attachment 3 includes: FEMA Cities that Participate in the FEMA National Flood Program.

STATUTES, EXECUTIVE ORDERS, AND REGULATIONS LISTED AT 24 CFR 50.4 & 58.5								
Clean Air Clean Air Act, as amended, particularly section 176(c) & (d); 40 CFR Parts 6, 51, 93	Yes No	The City of Belton, in Bell County, is not located in a Nonattainment or Near Nonattainment Area. There will be no adverse effects on air quality. Attachment 4 includes: TCEQ EPA Texas' Nonattainment Areas map.						
Coastal Zone Management Coastal Zone Management Act, sections 307(c) & (d)	Yes No	The City of Belton is approximately 109.44 miles from Harris County, which is the closest county within the Texas Coastal Management Program. There will be no adverse effects on coastal zone management. Attachment 5 includes: General Land Office Texas Coastal Management Program map and EPA NEPAssist mapper for distance.						
Contamination and Toxic Substances 24 CFR Part 50.3(i) & 58.5(i)(2)	Yes No	This will be determined at each Site-Specific Review when actual addresses are known. Attachment 6: none for this report.						
Endangered Species Endangered Species Act of 1973, particularly section 7; 50 CFR Part 402	Yes No	There are no critical habitats within the City of Belton according to the USFWS IPaC Trust Resource Report. There will be no adverse effect on any endangered species. Attachment 7 includes: USFWS IPaC Trust Resource Report.						
<b>Explosive and Flammable</b> Hazards 24 CFR Part 51 Subpart C	Yes No	This will be determined at each Site-Specific Review when actual addresses are known. Attachment 8: none for this report.						
Farmlands Protection Farmland Protection Policy Act of 1981, particularly sections 1504(b) and 1541; 7 CFR Part 658	Yes No	There will be no adverse effect on farmlands because the home reconstruction activities will take place on land that Is already in urban development. The home will be demolished and rebuilt on-site in virtually the same footprint, and is not subject to the FPPA. Attachment 9: FPPA form.						
Floodplain Management Executive Order 11988, particularly section 2(a); 24 CFR Part 55	Yes No	This will be determined at each Site-Specific Review when actual addresses are known. Attachment 10: none for this report.						
Historic Preservation National Historic Preservation Act of 1966, particularly sections 106 and 110; 36 CFR Part 800	Yes No	This will be determined at each Site-Specific Review when actual addresses are known. Attachment 11 includes: Texas Historical Commission Atlas mapper.						
Noise Abatement and Control Noise Control Act of 1972, as amended by the Quiet Communities Act of 1978; 24 CFR Part 51 Subpart B	Yes No	This will be determined at each Site-Specific Review when actual addresses are known. Attachment 12: none for this report.						

Yes No	The City of Belton is approximately 20.3 miles from the Edwards Aquifer. There will be no adverse effect on sole source aquifers. Attachment 13 includes: TCEQ Edwards Aquifer Viewer v3.7.
Yes No	There are some Estuarine and Marine Deepwater, Freshwater Emergent Wetland, Freshwater Forested/Shrub, Freshwater Ponds, Riverines and other within city boundaries; however, the home reconstructions will occur on established residential lots in virtually the same footprint. There will be no adverse effect on wetlands. Attachment 14 includes: USFWS National Wetlands Inventory map.
Yes No	The City of Belton is approximately 271.16 miles from the portion of the Rio Grande River that is classified as Wild and Scenic. Additionally, there are no Study Rivers in Texas and there are no NRI rivers in Bell County. There will be no adverse effect on wild and scenic rivers, study rivers and NRI rivers. Attachment 15 includes: National Park Service National River Inventory List, Rivers.com Study rivers list and EPA NEPAssist map for distance.
Yes No	The HOME HRA program is designed to assist the low-income and very low-income population, by rehabilitating or rebuilding substandard homes. There is no adverse effect on minority or low-income populations; but only a beneficial effect as this program assists homeowners in changing their substandard living conditions. Attachment 16: none for this report.
	Yes No

**Environmental Assessment Factors** [24 CFR 58.40; Ref. 40 CFR 1508.8 &1508.27] Recorded below is the qualitative and quantitative significance of the effects of the proposal on the character, features and resources of the project area. Each factor has been evaluated and documented, as appropriate and in proportion to its relevance to the proposed action. Verifiable source documentation has been provided and described in support of each determination, as appropriate. Credible, traceable and supportive source documentation for each authority has been provided. Where applicable, the necessary reviews or consultations have been completed and applicable permits of approvals have been obtained or noted. Citations, dates/names/titles of contacts, and page references are clear. Additional documentation is attached, as appropriate. **All conditions, attenuation or mitigation measures have been clearly identified.** 

Impact Codes: Use an impact code from the following list to make the determination of impact for each factor.

- (1) Minor beneficial impact
- (2) No impact anticipated
- (3) Minor Adverse Impact May require mitigation

(4) Significant or potentially significant impact requiring avoidance or modification which may require an Environmental Impact Statement

Environmental	Impact	
Assessment Factor	Code	Impact Evaluation
LAND DEVELOPMENT		
Conformance with Plans / Compatible Land Use and Zoning / Scale and Urban Design	1	Construction activities of rehabilitating or reconstructing homes will occur on the existing residential lots, and in virtually the same footprints. There will be change to land use or zoning. There will be a beneficial effect on the street appeal.
Soil Suitability/ Slope/ Erosion/ Drainage/ Storm Water Runoff	2	Construction activities of rehabilitating or reconstructing homes will occur on the existing residential lots, and in virtually the same footprints. Soil conditions, slope, erosion, etc. will be considered by the engineer in plans for reconstructing the home on the existing lot.
Hazards and Nuisances including Site Safety and Noise		This will be determined at each Site-Specific Review when actual addresses are known.
Energy Consumption		The structure shall meet the International Energy Code as demonstrated by RESCheck Compliance Certificate and/or Energy Efficiency Compliance Certification.

Environmental Assessment Factor SOCIOECONOMIC	Impact Code	Impact Evaluation				
Employment and Income Patterns	2	The rehabilitation and reconstruction of homes will occur on existing residential lots, and will have no adverse effect on local businesses or employment.				
Demographic Character Changes, Displacement		There will be temporary displacement of the homeowners during the construction or rehabilitation of their home. There will be no demographic changes as the home will be re-occupied by the original tenants once construction is complete.				

Environmental	Impact				
Assessment Factor	Code	Impact Evaluation			
COMMUNITY FACILITIES AND SERVICES					
Educational and Cultural Facilities	2	The rehabilitation and reconstruction of homes will occur on existing residential lots, and will have no adverse effect on educational or cultural facilities, access to these resources, or participation by the public.			
Commercial Facilities	2	The rehabilitation and reconstruction of homes will occur on existing residential lots, and will have no adverse effect on local commercial facilities, access or participation.			
Health Care and Social Services	2	The rehabilitation and reconstruction of homes will occur on existing residential lots, and will have no adverse effect on health care or social services, access or participation.			
Solid Waste Disposal / Recycling	2	The rehabilitation and reconstruction of homes will occur on existing residential lots, and will have no adverse effect on the solid waste disposal or recycling for the area.			
Waste Water / Sanitary Sewers	2	The rehabilitation and reconstruction of homes will occur on existing residential lots, and will have no adverse effect on the waste water or sanitary sewer system. The homes will remain tied into the sewer infrastructure.			
Water Supply	2	The rehabilitation and reconstruction of homes will occur on existing			

		residential lots, and will have no adverse effect on the water supply. The homes will remain tied into the water supply infrastructure.
Public Safety - Police, Fire and Emergency Medical	2	The rehabilitation and reconstruction of homes will occur on existing residential lots, and will have no adverse effect on public safety, or access to or by public safety resources.
Parks, Open Space and Recreation	2	The rehabilitation and reconstruction of homes will occur on existing residential lots, and will have no adverse effect on any parks, open spaces or recreational areas in the city. There will be change or impediment to access or participation.
Transportation and Accessibility	2	The rehabilitation and reconstruction of homes will occur on existing residential lots, and will have no adverse effect on transportation resources or accessibility.

Environmental Assessment Factor	Impact Code	Impact Evaluation
NATURAL FEATURES		
Unique Natural Features, Water Resources Vegetation, Wildlife	2	The rehabilitation and reconstruction of homes will occur on existing residential lots, and will have no adverse effect on any natural features or water resources that exist in the city boundaries. The rehabilitation and reconstruction of homes will occur on existing
		residential lots, and will have no adverse effect on vegetation or wildlife. There are no critical habitats in the City of Belton, per the USFWS IPaC Trust Resource Report.
Other Factors		

Additional Studies Performed: None

Field Inspection (Date and completed by): TBD for each specific location

List of Sources, Agencies and Persons Consulted [40 CFR 1508.9(b)]: <u>AirNav.com, EPA NEPAssist, GLO, TCEQ, USFWS THC Atlas Mapper and USDA.</u>

List of Permits Obtained: None

Public Outreach [24 CFR 50.23 & 58.43]: Public Notice placed on 8/11/22 in the Belton Journal

Cumulative Impact Analysis [24 CFR 58.32]: These project activities are grouped as Functional Aggregation. The Environmental Assessment documentation and determinations include all project locations. The Site-Specific Reviews will determine the remaining compliances.

Alternatives [24 CFR 58.40(e); 40 CFR 1508.9]:

Alternate Activities: Under the HRA program, the qualifying homes are analyzed for rehabilitation before reconstruction is considered. Rehabilitation to bring the homes to an acceptable standard is the minimum of project activities. When the cost of rehabilitation is too great, reconstruction is the alternative that is chosen. Reconstructed homes will meet Housing Quality Standards and the Texas Minimum Construction Standards. There are no effective alternatives to consider.

Other Locations: The HOME HRA program is for the rehabilitation or reconstruction of existing homes, on their existing lots. Other locations for home replacement are not allowed under the program rules. Choosing other locations is not an alternative.

No Action Alternative [24 CFR 58.40(e)]: There are many families living in substandard conditions in the City of Belton. Those who qualify for the HRA program will have their substandard home rehabilitated to bring it up to

safety standards, or their home will be rebuilt. Taking no action and not proceeding with the rehabilitation or reconstruction of substandard homes will result in the families in these homes continuing to live in conditions that threaten their safety and health.

Summary of Findings and Conclusions: After a thorough research of all statutes, laws, authorities and executive orders cited at 24 CFR 58, the proposed project, which will involve multiple home sites in the City of Belton, is in compliance with the programs and categories identified with a determination on this report. The Site-Specific Reviews will allow a determination on those statutes, laws, authorities and executive orders that require a specific address on which to analyze compliance.

## Mitigation Measures and Conditions [40 CFR 1505.2(c)]

Summarize below all mitigation measures adopted by the Responsible Entity to reduce, avoid, or eliminate adverse environmental impacts and to avoid non-compliance or non-conformance with the above-listed authorities and factors. These measures/conditions must be incorporated into project contracts, development agreements, and other relevant documents. The staff responsible for implementing and monitoring mitigation measures should be clearly identified in the mitigation plan.

Law, Authority, or Factor	Mitigation Measure
None	

Determination:

Finding of No Significant Impact [24 CFR 58.40(g)(1); 40 CFR 1508.27] The project will not result in a significant impact on the quality of the human environment.

Finding of Significant Impact [24 CFR 58.40(g)(2); 40 CFR 1508.27] The project may significantly affect the quality of the human environment.

Preparer Signature:

Date: 8/1/22

Name/Title/Organization: Lacie Koska, Grant Consultant, Langford Community Management Services, Inc.

Certifying Officer Signature:	San 1.	Lite	Date: 8	1/22

Name/Title: Sam Listi, City Manager

This original, signed document and related supporting material must be retained on file by the Responsible Entity in an Environmental Review Record (ERR) for the activity/project (ref: 24 CFR Part 58.38) and in accordance with recordkeeping requirements for the HUD program(s).

My AlrNav

Attainment

# AIRNAV.com

Airports

Navaids A rspace Fixes Aviation Fuel St AIRBOSS IPhone App

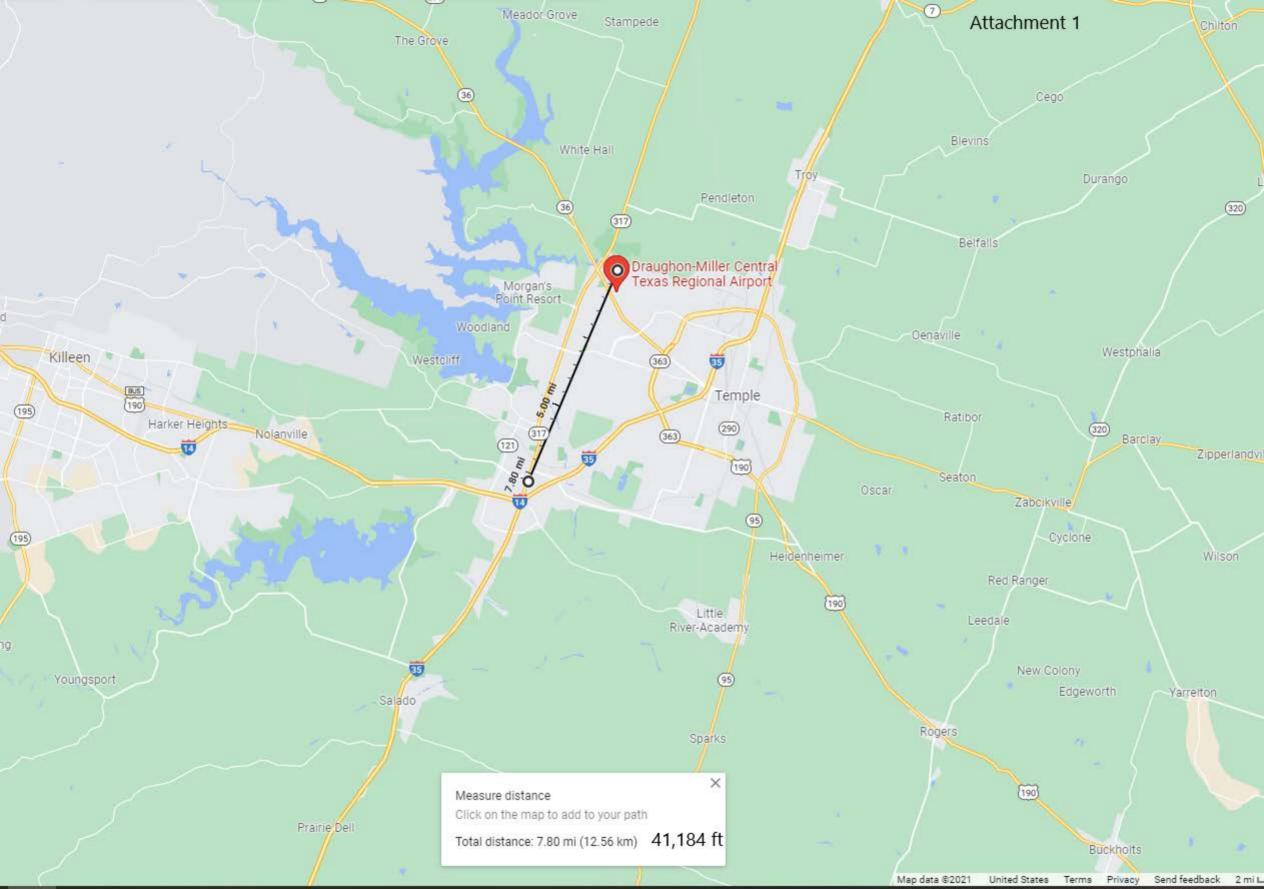
## **Airport Search Results**

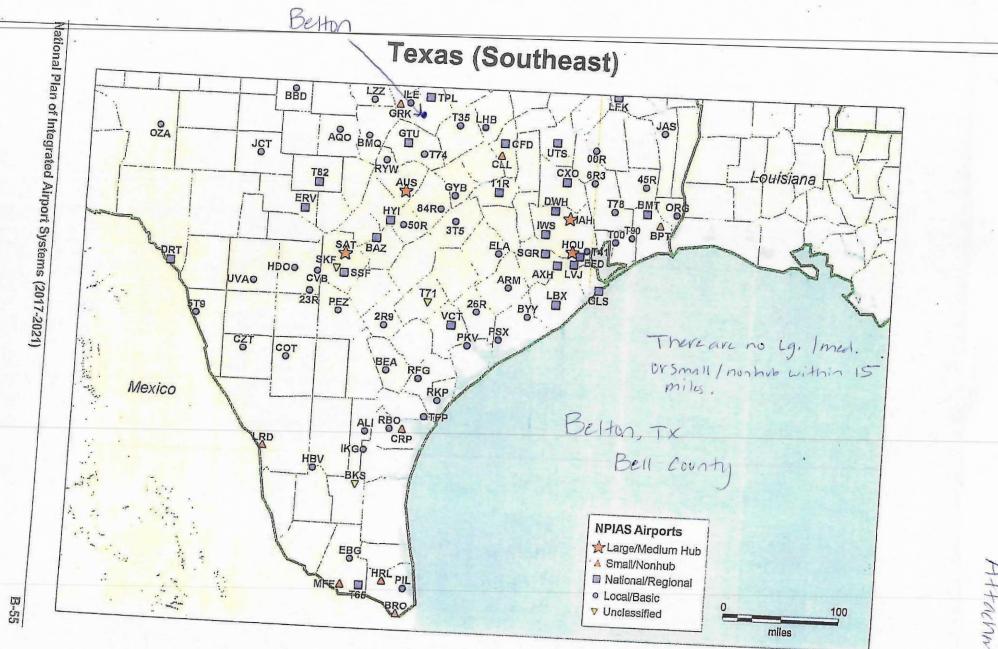
## 17 airports found near Belton, TX

#### ID CITY AIRPORT NAME WHERE 4.5 nm NE 7.80 m; TPL TEMPLE, TX DRAUGHON-MILLER CENTRAL TEXAS REGIONAL AIRPORT > 5TAI TEMPLE, TX CHARPING AIRPORT 6.5 nm NNE 4 6TS4 MOFFAT, TX STAMPEDE VALLEY AIRPORT 6.6 nm NE + TS92 TEMPLE, TX LITTLE PEACH AIRPORT 7.3 nm NNE 19TX TEMPLE, TX WOODY MC CLELLAN RANCH AIRPORT 8.8 nm NNW 4 7XA4 TROY, TX BUCKSHOT RANCH AIRPORT 9.3 nm ENE 23TX THE GROVE/RANCH. TX THE GROVE/RANCH AIRPORT 9.6 nm NNW M 2TX SALADO, TX SALADO AIRPORT 11.3 nm SSW 🙀 ILE KILLEEN, TX SKYLARK FIELD AIRPORT 11.3 nm W XA47 MOODY, TX TICK HILL AIRFIELD AIRPORT + 12.8 nm N TS29 EDDY, TX LIBERTY HILL INTERNATIONAL AIRPORT 14.7 nm NE 69TS KILLEEN, TX + WHITE AIRPORT 16.0 nm WSW GRK FORT HOOD/KILLEEN, TX ROBERT GRAY AAF AIRPORT 18.7 nm W XA32 BUCKHOLTS, TX WOLFE FIELD AIRPORT 18.9 nm SE + 6TA8 JARRELL, TX 19.1 nm SSW SPEARS RANCH AIRPORT 67TE KILLEEN, TX FISHER RANCH AIRPORT 19.1 nm WSW HI4XS DAVILLA, TX 20.0 nm SSE ISBELL RANCH AIRPORT

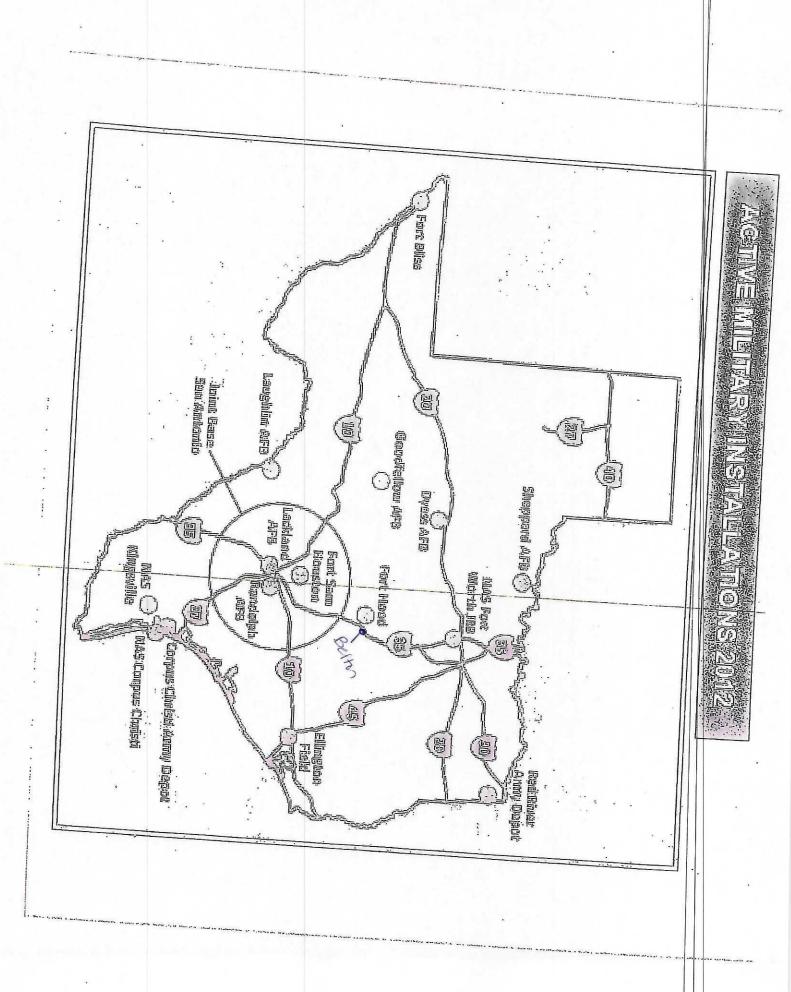
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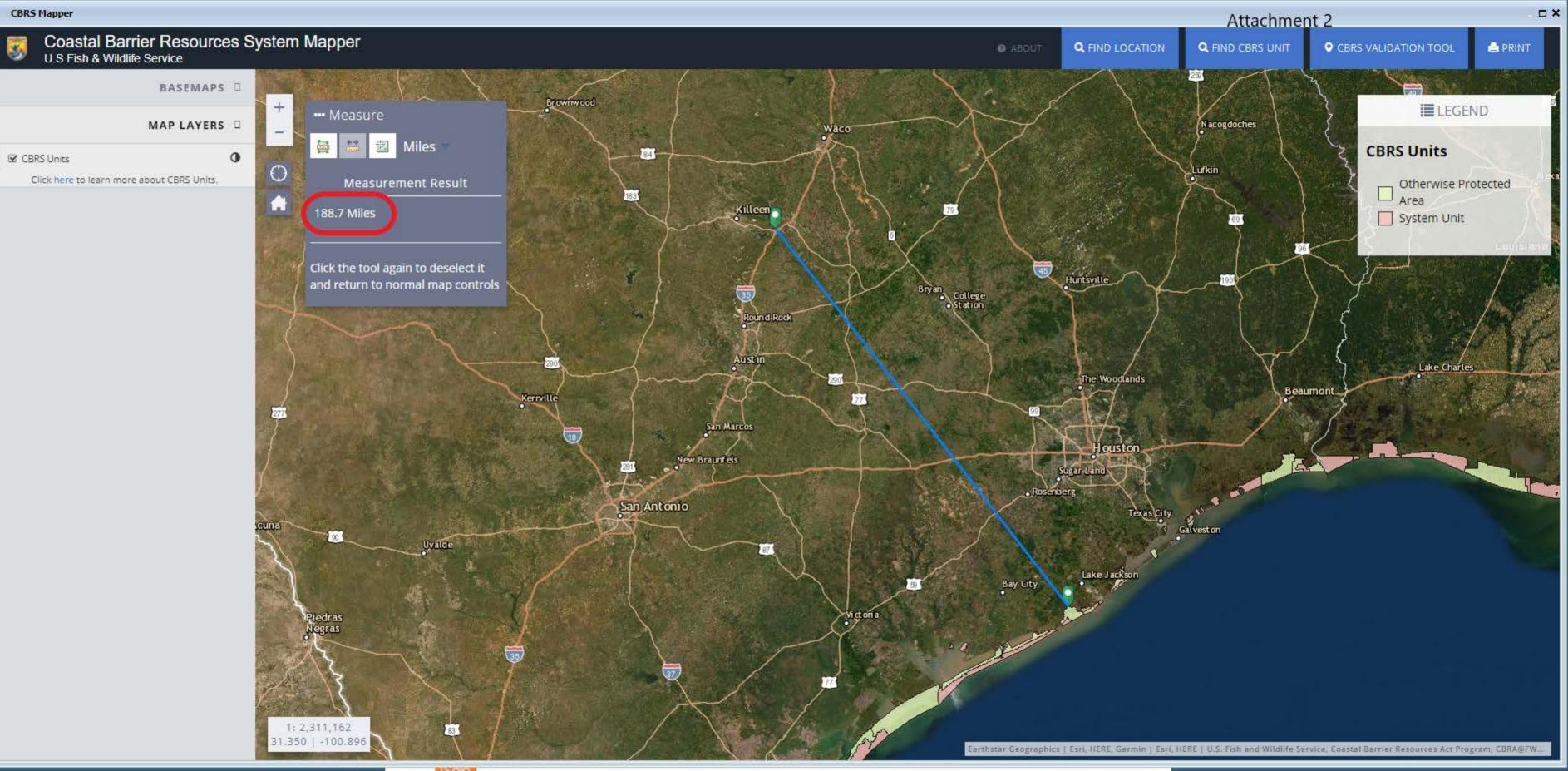
Privacy Policy Contact





Attachment





## Federal Emergency Management Agency Community Status Book Report TEXAS

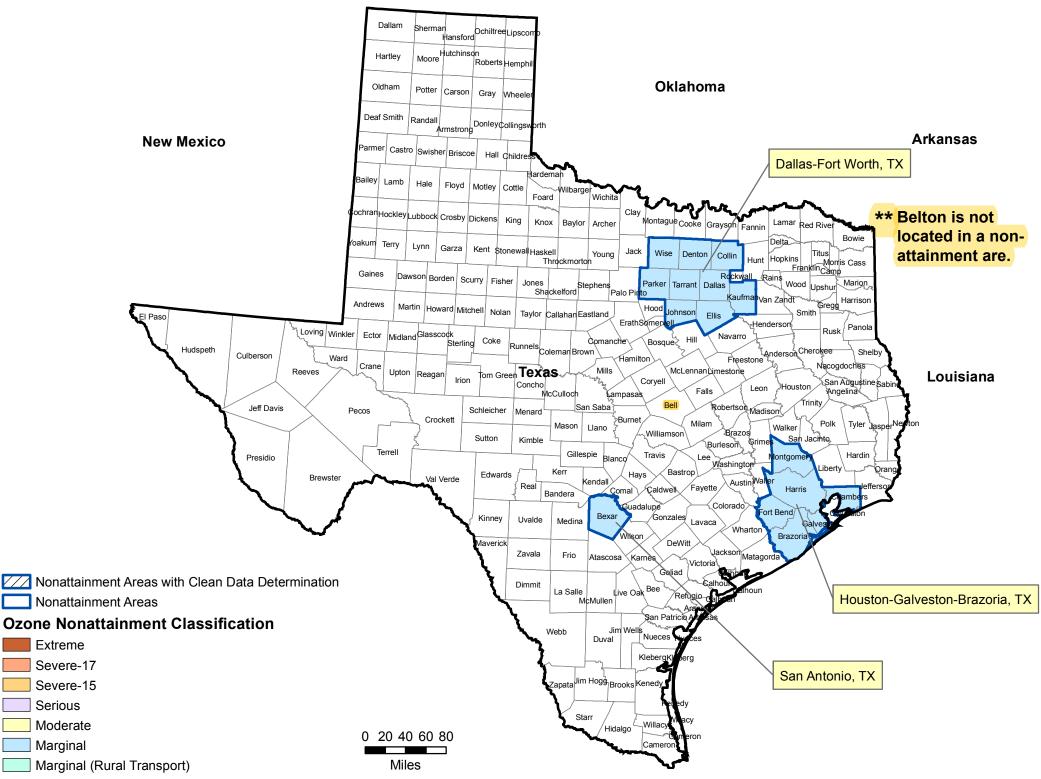
Attachment 3

## Communities Participating in the National Flood Program

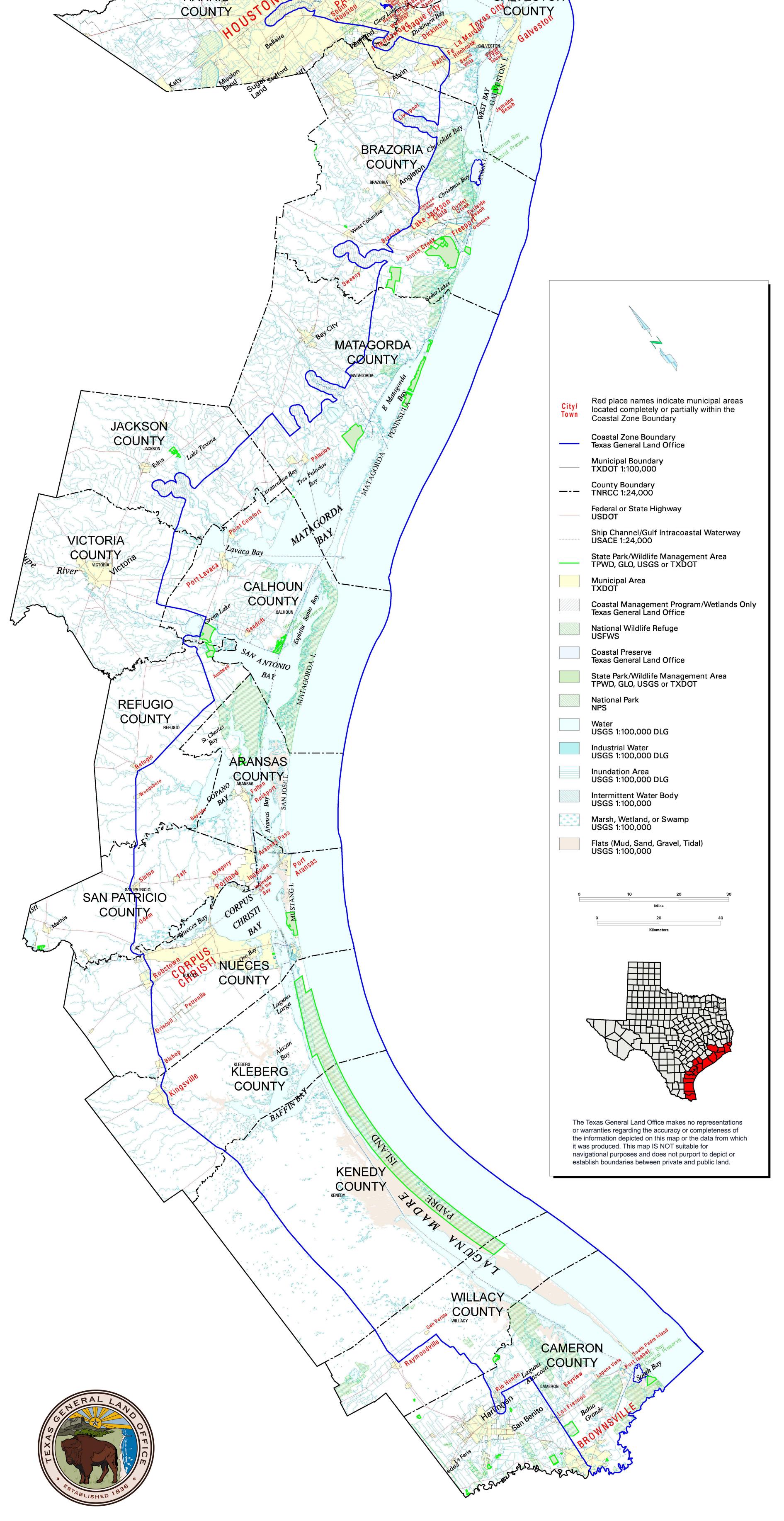
CID	Community Name	County		Init FIRM		Reg-Emer Date	Tribal	al CRS Entry Date	y Curr Ef Date		% Disc s SFHA	% Disc Non SFHA
	county map		-		_	1.000						
	AUSTIN COUNTY *	AUSTIN COUNTY	2/2577	01/17/20	10/18/19	01/17/20	No					
	AUSTIN, CITY OF	HAYS COUNTY/WILLIAMSON COUNTY/TRAVIS COUNTY	09/13/74	09/02/81	01/22/20	09'02/81	No	10/01/91	05/01/10	6	20%	10%
	AUSTWELL. CITY OF	REFUGIO COUNTY	05/28/76	09/04/85	09/26/14	02/04/85	No					
490983	AVERY, CITY OF	RED RIVER COUNTY	08/13/76	09/14/82	08/14/82(M)	) 09/14/82	No					
	AZLE, CITY OF	PARKER COUNTY/TARRANT COUNTY	03/08/74	10/15/85	09/25/09	10/15/85	No					
481206	BAILEY COUNTY *	BAILEY COUNTY				03/08/01(E)	No					
480065	BAILEY'S PRAIRIE, VILLAGE OF	BRAZORIA COUNTY	11/08/74	12/15/83	12/30/20	12/15/83	No					
480808	BAILEY, CITY OF	FANNIN COUNTY	11,05/76	07/01/92	02/18/11(M)	) 07/01/92	No					
480722	BAIRD, CITY OF	CALLAHAN COUNTY	08/11/76	01/01/87	04/01/87(L)	) 04/01/87	No					
490166	BALCH SPRINGS, CITY OF	DALLAS COUNTY	03/08/74	09:103/50	07/07/14	02/03/80	No					
481094	BALCONESHEIGHTS, CITY OF	BEXAR COUNTY	08/15/75	04/15/80	08/19/20	04/15/80	No					
480549	BALLINGER, CITY OF	RUNNELS COUNTY	06/28/74	02/16/80	02/16/20	02/16/90	No					
490537	BALMORHEA, CITY OF	REEVES COUNTY	06/29/74	09/16/98	09/16/83	11/01/85	No					
	BANDERA COUNTY *	BANDERA COUNTY	06/18/76	11/01/78	05/15/20	11/01/78	No					
	BANDERA, CITY OF	BANDERA COUNTY	04/12/74	12/01/77	05/15/20	12/01/77	No					
	BANGS, CITY OF	BROWN COUNTY	08/06/76	08/19/85	08/28/18(M)		No					
481087	BARDWELL, CITY OF	ELLIS COUNTY	07/30/76	03/01/91	08/03/13	03/01/91	No					
481087	BARRY, CITY OF	NAVARRO COUNTY	07/30/76	08/05/12	08/05/12(M)		No					
480951				and the second sec	12/20/19							
	BARTLETT. CITY OF	WILLIAMSON COLNTY/BELL COUNTY	09/12/75	09/27/91		03'25/85	No					
481501	BARTONVILLE, TOWN OF	DENTON COUNTY	08/12/79	09/01/87	04/18/11	09/01/87	No					
481193	BASTROP COUNTY	BASTROP COUNTY	08/09/77	08/1991	01/08/16	08'19/91	No	10/01/04	10/01/04	8	10%	05%
4\$0022	BASTROP, CITY OF	BASTROP COUNTY	03/19/76	08/19/91	01/19/06	03/18/91	No					
485455	BAY CITY, CITY OF	MATAGORDA COUNTY		04/23/71	01/15/21	04/23/71	No					
481207	EAYLOR COUNTY'	BAYLOR COUNTY		04/15/88	04/15/38(M)	) 04/15/86	No					
481589	BAYOU VISTA, CITY OF USE THE GALVESTON COUNTY	GALVESTON COUNTY		04/09/71	08/15/19	04/02/71	No					
481586	(485470) FIRM, BAYSIDE, CITY OF	REFUGIO COUNTY		03/18/85	09/28/14	03/18/85	No					
	BAYSIDE, CITY OF		00000				No	10/01/91	05/01/08	0	20%	10%
	BAYTOWN, CITY OF	CHAMBERS COUNTY/HARRIS COUNTY		02/28/70	01/19/18	07/01/74	No	IMO HA I	05/01/06	0	20%	10%
	BAYVIEW, TOWN OF	CAMERON COUNTY	04/25/75	02/16/18	02/16/18	09/01/81	No					
	BEACH CITY, CITY OF	CHAMBERS COUNTY	05/20/77	01/19/83	05.04/15	01/19/83	No					
481679	BEAR CREEK, VILLAGE OF THE VILLAGE OF BEAR CREEK HAS ADOPTED THE HAYS COUNTY (460321) FIRM.	HAYS COUNTY		02/18/88	09/02/05	03'24/93	No					
481654	BEASLEY, CITY OF	FORT BEND COUNTY	07/02/76	08.05,68	12/21/17	04/01/04	No	(				
485457	BEAUMONT, CITY OF	JEFFERSON COUNTY	09/02/70	09/02/70	08/08/02	10'30/70	No	10/01/08	10/01/13	7	15%	05%
	BEDFORD. CITY OF	TARRANT COUNTY	12/28/73	07/18/77	03/21/19	07/18/77	No					
481610	BEE CAVE, CITY OF	TRAVIS COUNTY	03/07/78	01/01/82	01/22/20	04/12/88	No					
480026	BEE COUNTY .	BEE COUNTY	10/18/74	04/01/82	05/20/10	04/01/82	No					
480027	BEEVILLE. CITY OF	BEE COUNTY	05/10/74	01/20/82	05/20/10	01/20/82	No					
	BELL COUNTY .	BELL COUNTY	01/10/75	02/15/84	09/28/08	02/15/84	No					
	THE CITY OF SALEDO, BELL COUNTY (480033) IS A PART OF THE UNIN CORPORATED AREA OF BELL COUNTY (480708).		08/28/74	09/30/81	08/18/07	02/30/81	No	10/01/93	05/01/14	7	15%	05%
								00185	UCI/U IV 13	'	15 /6	UD /a
	BELLMEAD. CITY OF	MCLENNAN COUNTY	03/15/74		12/20/19	02/15/78	No					
	BELLVILLE, CITY OF	AUSTIN COUNTY	11/19/76	01/17/20	10/18/19	06/17/98	No					
	BELTON, CITY OF	BELL COUNTY	03/08/74	07:05/82	09/26/08	07/05/82	No					
		DUVAL COUNTY	11/12/76	03/04/86	02/04/11(M)		No	1				-
480586	BENBROOK, CITY OF	TARRANT COUNTY	05/03/74	07/02/79	03/21/19	07/82/79	No	10/01/91	10/01/17	7	15%	05%

Attachment 4

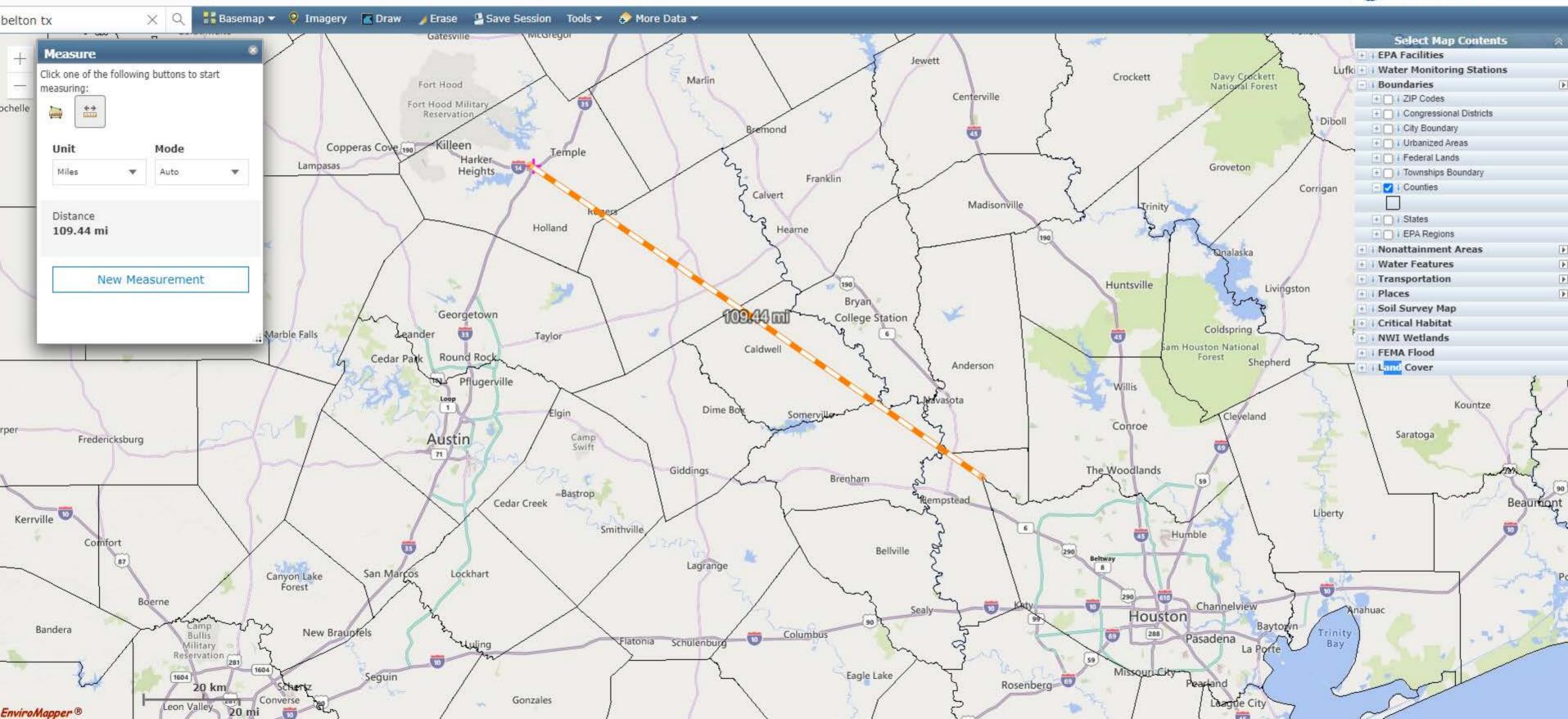
## Texas 8-hour Ozone Nonattainment Areas (2015 Standard)



# Attachment 5 The ORANGE COUNTY Texas MEN Villa Coastal ZEAUMON Zone JJERDERS MUN JEFFERSON Area COUNTY Approximately 146.34 mi. to Belton, TX CHAMBERS COUNTY Houston Sen specifico TRINITY GALVESTON BAY LAD LONG Aldine GALVESTON BAY HARRIS COUNTY



# **NEPAssist**



## Attachment 5

Home | Mobile | Help



# United States Department of the Interior

FISH AND WILDLIFE SERVICE Austin Ecological Services Field Office 10711 Burnet Road, Suite 200 Austin, TX 78758-4460 Phone: (512) 490-0057 Fax: (512) 490-0974



In Reply Refer To: Project Code: 2022-0070699 Project Name: City of Belton August 03, 2022

# Subject: List of threatened and endangered species that may occur in your proposed project location or may be affected by your proposed project

To Whom It May Concern:

The enclosed species list identifies threatened, endangered, proposed and candidate species, as well as proposed and final designated critical habitat, that may occur within the boundary of your proposed project and/or may be affected by your proposed project. The species list fulfills the requirements of the U.S. Fish and Wildlife Service (Service) under section 7(c) of the Endangered Species Act (Act) of 1973, as amended (16 U.S.C. 1531 *et seq.*).

New information based on updated surveys, changes in the abundance and distribution of species, changed habitat conditions, or other factors could change this list. Please feel free to contact us if you need more current information or assistance regarding the potential impacts to federally proposed, listed, and candidate species and federally designated and proposed critical habitat. Please note that under 50 CFR 402.12(e) of the regulations implementing section 7 of the Act, the accuracy of this species list should be verified after 90 days. This verification can be completed formally or informally as desired. The Service recommends that verification be completed by visiting the ECOS-IPaC website at regular intervals during project planning and implementation for updates to species lists and information. An updated list may be requested through the ECOS-IPaC system by completing the same process used to receive the enclosed list.

The purpose of the Act is to provide a means whereby threatened and endangered species and the ecosystems upon which they depend may be conserved. Under sections 7(a)(1) and 7(a)(2) of the Act and its implementing regulations (50 CFR 402 *et seq.*), Federal agencies are required to utilize their authorities to carry out programs for the conservation of threatened and endangered species and to determine whether projects may affect threatened and endangered species and/or designated critical habitat.

A Biological Assessment is required for construction projects (or other undertakings having similar physical impacts) that are major Federal actions significantly affecting the quality of the human environment as defined in the National Environmental Policy Act (42 U.S.C. 4332(2) (c)). For projects other than major construction activities, the Service suggests that a biological

evaluation similar to a Biological Assessment be prepared to determine whether the project may affect listed or proposed species and/or designated or proposed critical habitat. Recommended contents of a Biological Assessment are described at 50 CFR 402.12.

If a Federal agency determines, based on the Biological Assessment or biological evaluation, that listed species and/or designated critical habitat may be affected by the proposed project, the agency is required to consult with the Service pursuant to 50 CFR 402. In addition, the Service recommends that candidate species, proposed species and proposed critical habitat be addressed within the consultation. More information on the regulations and procedures for section 7 consultation, including the role of permit or license applicants, can be found in the "Endangered Species Consultation Handbook" at:

## http://www.fws.gov/endangered/esa-library/pdf/TOC-GLOS.PDF

**Migratory Birds**: In addition to responsibilities to protect threatened and endangered species under the Endangered Species Act (ESA), there are additional responsibilities under the Migratory Bird Treaty Act (MBTA) and the Bald and Golden Eagle Protection Act (BGEPA) to protect native birds from project-related impacts. Any activity, intentional or unintentional, resulting in take of migratory birds, including eagles, is prohibited unless otherwise permitted by the U.S. Fish and Wildlife Service (50 C.F.R. Sec. 10.12 and 16 U.S.C. Sec. 668(a)). For more information regarding these Acts see https://www.fws.gov/birds/policies-and-regulations.php.

The MBTA has no provision for allowing take of migratory birds that may be unintentionally killed or injured by otherwise lawful activities. It is the responsibility of the project proponent to comply with these Acts by identifying potential impacts to migratory birds and eagles within applicable NEPA documents (when there is a federal nexus) or a Bird/Eagle Conservation Plan (when there is no federal nexus). Proponents should implement conservation measures to avoid or minimize the production of project-related stressors or minimize the exposure of birds and their resources to the project-related stressors. For more information on avian stressors and recommended conservation measures see https://www.fws.gov/birds/bird-enthusiasts/threats-to-birds.php.

In addition to MBTA and BGEPA, Executive Order 13186: *Responsibilities of Federal Agencies to Protect Migratory Birds*, obligates all Federal agencies that engage in or authorize activities that might affect migratory birds, to minimize those effects and encourage conservation measures that will improve bird populations. Executive Order 13186 provides for the protection of both migratory birds and migratory bird habitat. For information regarding the implementation of Executive Order 13186, please visit https://www.fws.gov/birds/policies-and-regulations/ executive-orders/e0-13186.php.

We appreciate your concern for threatened and endangered species. The Service encourages Federal agencies to include conservation of threatened and endangered species into their project planning to further the purposes of the Act. Please include the Consultation Code in the header of this letter with any request for consultation or correspondence about your project that you submit to our office.

## Attachment(s):

Official Species List

# **Official Species List**

This list is provided pursuant to Section 7 of the Endangered Species Act, and fulfills the requirement for Federal agencies to "request of the Secretary of the Interior information whether any species which is listed or proposed to be listed may be present in the area of a proposed action".

This species list is provided by:

## **Austin Ecological Services Field Office**

10711 Burnet Road, Suite 200 Austin, TX 78758-4460 (512) 490-0057

# **Project Summary**

Project Code:2022-0070699Project Name:City of BeltonProject Type:Clearing LandProject Description:Reconstruction of a single family homes within existing lots.Project Location:Second Second S

Approximate location of the project can be viewed in Google Maps: <u>https://www.google.com/maps/@31.04158345,-97.5157097512539,14z</u>



Counties: Bell County, Texas

## **Endangered Species Act Species**

There is a total of 5 threatened, endangered, or candidate species on this species list.

Species on this list should be considered in an effects analysis for your project and could include species that exist in another geographic area. For example, certain fish may appear on the species list because a project could affect downstream species. Note that 2 of these species should be considered only under certain conditions.

IPaC does not display listed species or critical habitats under the sole jurisdiction of NOAA Fisheries<sup>1</sup>, as USFWS does not have the authority to speak on behalf of NOAA and the Department of Commerce.

See the "Critical habitats" section below for those critical habitats that lie wholly or partially within your project area under this office's jurisdiction. Please contact the designated FWS office if you have questions.

1.	NOAA Fisheries, also known as the National Marine Fisheries Service (NMFS), is an
	office of the National Oceanic and Atmospheric Administration within the Department of
	Commerce.

## Birds

NAME	STATUS
Golden-cheeked Warbler <i>Setophaga chrysoparia</i> No critical habitat has been designated for this species. Species profile: <u>https://ecos.fws.gov/ecp/species/33</u>	Endangered
<ul> <li>Piping Plover Charadrius melodus</li> <li>Population: [Atlantic Coast and Northern Great Plains populations] - Wherever found, except those areas where listed as endangered.</li> <li>There is final critical habitat for this species. The location of the critical habitat is not available.</li> <li>This species only needs to be considered under the following conditions: <ul> <li>Wind Energy Projects</li> </ul> </li> <li>Species profile: <a href="https://ecos.fws.gov/ecp/species/6039">https://ecos.fws.gov/ecp/species/6039</a></li> </ul>	Threatened
<ul> <li>Red Knot Calidris canutus rufa</li> <li>There is proposed critical habitat for this species. The location of the critical habitat is not available.</li> <li>This species only needs to be considered under the following conditions: <ul> <li>Wind Energy Projects</li> </ul> </li> <li>Species profile: <a href="https://ecos.fws.gov/ecp/species/1864">https://ecos.fws.gov/ecp/species/1864</a></li> </ul>	Threatened
Whooping Crane <i>Grus americana</i> Population: Wherever found, except where listed as an experimental population There is <b>final</b> critical habitat for this species. The location of the critical habitat is not available. Species profile: <u>https://ecos.fws.gov/ecp/species/758</u>	Endangered

## Insects

NAME

STATUS Candidate

Monarch Butterfly *Danaus plexippus* No critical habitat has been designated for this species. Species profile: <u>https://ecos.fws.gov/ecp/species/9743</u>

## **Critical habitats**

THERE ARE NO CRITICAL HABITATS WITHIN YOUR PROJECT AREA UNDER THIS OFFICE'S JURISDICTION.

# **IPaC User Contact Information**

Agency:Langford CommunityName:Lacie KoskaAddress:9017 W State Hwy 29 Ste 206City:Liberty HillState:TXZip:78642Emaillacie@lcmsinc.comPhone:5124520432

				Attachment	- 4
ar - 6171 (F3)	F	armland Protection I	Policy Act   NRCS		
	Conservation Service		oout NRCS   Career	s   National Centers	State Website
Inited States Department of Agriculto	Blog Contact Us				
topics ridgrams matcheoter	wing worrache to			Browse By Audience	A-Z Index   He
You are Here: Home / Land Use / Farmlan	d Protection Policy Act		Stay Co	nnected 🖪 💟	8
Land Use	Farmland Protectio	n Policy Act			
Cropland	To learn more about th			you can play the w	ebinar below
Farmland Protection Policy Act	download the webinar'	s slides as a PDF.			
Forestry Range & Pasture					
Urban Agriculture	Webinar - Farmland Protection Policy Act (FPPA) Overview				
FPPA Forms and Resources					
Farmland Protection Policy Act, Public					
Law					
FPPA Rule, 7 CFR 658 Farmland Conversion Impact Rating (Form AD-1006)					
Farmland Conversion Impact Rating, Corridors (Form NRCS-CPA-106)					
Annual Reports					
Farmland Protection Policy Act 2020 Annual Report 因	Background				
Farmland Protection Policy Act 2019 Annual Report 🖸	and the second se			ultural Land Study of 19 f farmland were being c	
Farmland Protection Pelicy Act 2018 Annual Report 🕅		F. S.		year. The 1981 Congre	essional report,

Farmland Protection Policy Act 2017 Annual Report 🖾 Archived Annual FPPA Reports The National Agricultural Land Study of 1980-81 found that millions of acres of farmland were being converted in the United States each year. The 1981 Congressional report, Compact Cities: Energy-Saving Strategies for the Eighties, identified the need for Congress to implement programs and policies to protect farmland and combat urban sprawl and the waste of energy and resources that accompanies sprawling development.

The Compact Cities report indicated that much of the sprawl was the result of programs funded by the Federal Government. With this in mind, Congress passed the Agriculture and Food Act of 1981 (Public Law 97-98)

containing the Farmland Protection Policy Act (FPPA) subtitle I of Title XV, Section 1539-1549. On June 17, 1994, the final rules and regulations were published in the Federal Register.

### Purpose

The FPPA is intended to minimize the impact Federal programs have on the unnecessary and irreversible conversion of farmland to nonagricultural uses. It assures that to the extent possible federal programs are administered to be compatible with state, local units of government, and private programs and policies to protect farmland. Federal agencies are required to develop and review their policies and procedures to implement the FPPA every two years.

The FPPA does not authorize the Federal Government to regulate the use of private or nonfederal land or, in any way, affect the property rights of owners.

For the purpose of FPPA, farmland includes prime farmland, unique farmland, and land of statewide or local importance. Farmland subject to FPPA requirements does not have to be currently used for cropland. It can be forest land, pastureland, cropland, or other land, but not water or urban built-up land.

### **Projects and Activities**

Projects are subject to FPPA requirements if they may irreversibly convert farmland (directly or indirectly) to nonagricultural use and are completed by a Federal agency or with assistance from a Federal agency.

#### Farmland Protection Policy Act | NRCS

### Assistance from a Federal agency includes:

Acquiring or disposing of land. Providing financing or loans, Managing property. Providing technical assistance

#### Activities that may be subject to FPPA include:

State highway construction projects, (through the Federal Highway Administration) Airport expansions Electric cooperative construction projects Railroad construction projects Telephone company construction projects Reservoir and hydroelectric projects Federal agency projects that convert farmland Other projects completed with Federal assistance.

#### Activities not subject to FPPA include:

Federal permitting and licensing

Projects planned and completed without the assistance of a Federal agency Projects on land already in urban development or used for water storage Construction within an existing right-of-way purchased on or before August 4, 1984

Construction for national defense purposes Construction of on-farm structures needed for farm operations

Surface mining, where restoration to agricultural use is planned

Construction of new minor secondary structures such as a garage or storage shed.

#### Farmland Conversion Impact Rating Form

If you represent a Federal agency in a project that has the potential to convert important farmland to non-farm use, please contact your local office of the Natural Resources Conservation Service (NRCS) or USDA Service Center. NRCS uses a land evaluation and site assessment (LESA) system to establish a farmland conversion impact rating score on proposed sites of Federally funded and assisted projects. This score is used as an indicator for the project sponsor to consider alternative sites if the potential adverse impacts on the farmland exceed the recommended allowable level.

The assessment is completed on form AD-1006, Farmland Conversion Impact Rating. The sponsoring agency completes the site assessment portion of the AD-1006, which assesses non-soil related criteria such as the potential for impact on the local agricultural economy if the land is converted to non-farm use and compatibility with existing agricultural use.

#### **Program Contacts**

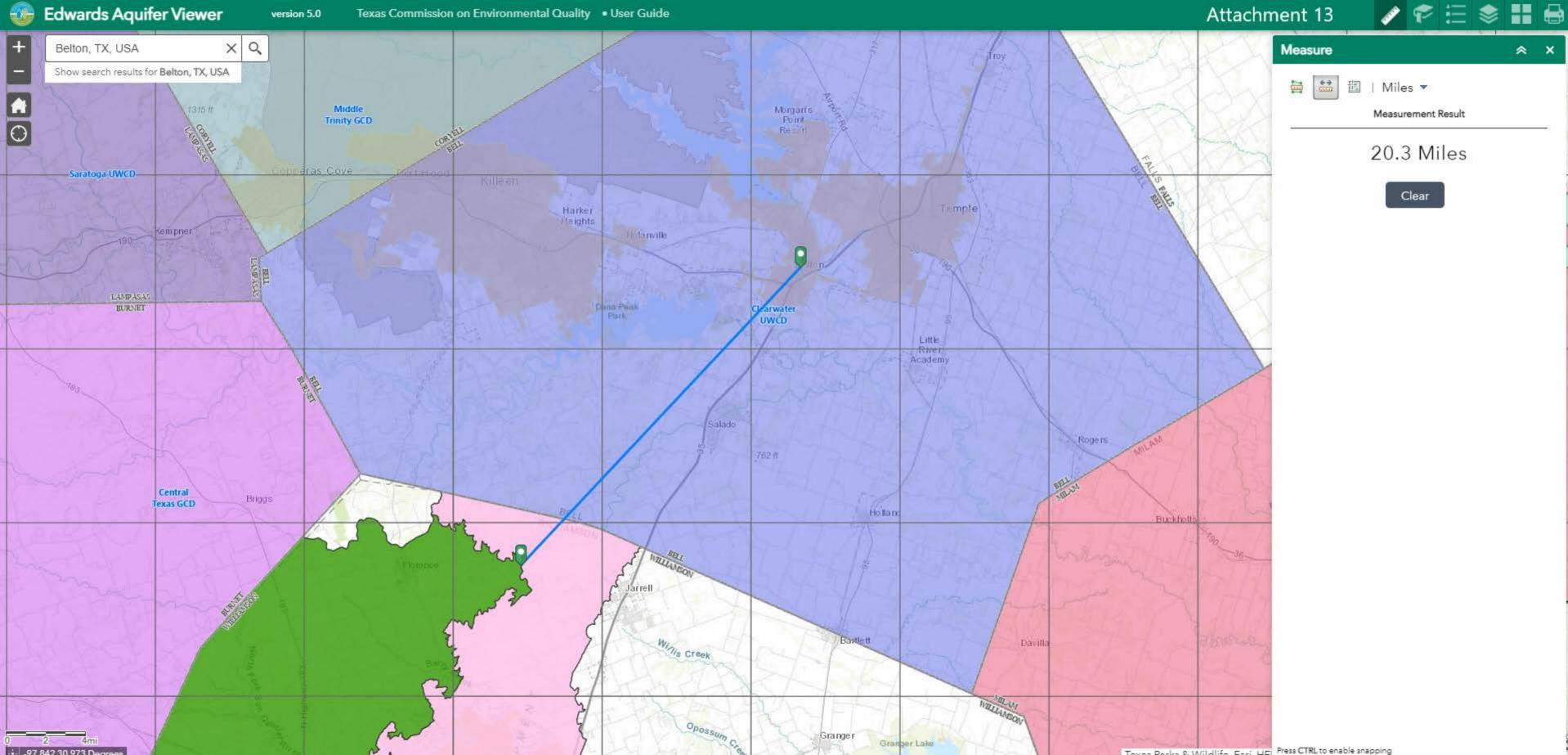
Michael Robotham, National Leader - Technical Soil Services, 202-720-5547

John Andreoni, Management Analyst - Soil & Plant Science Division, 720-544-2841

#### State FPPA Contacts

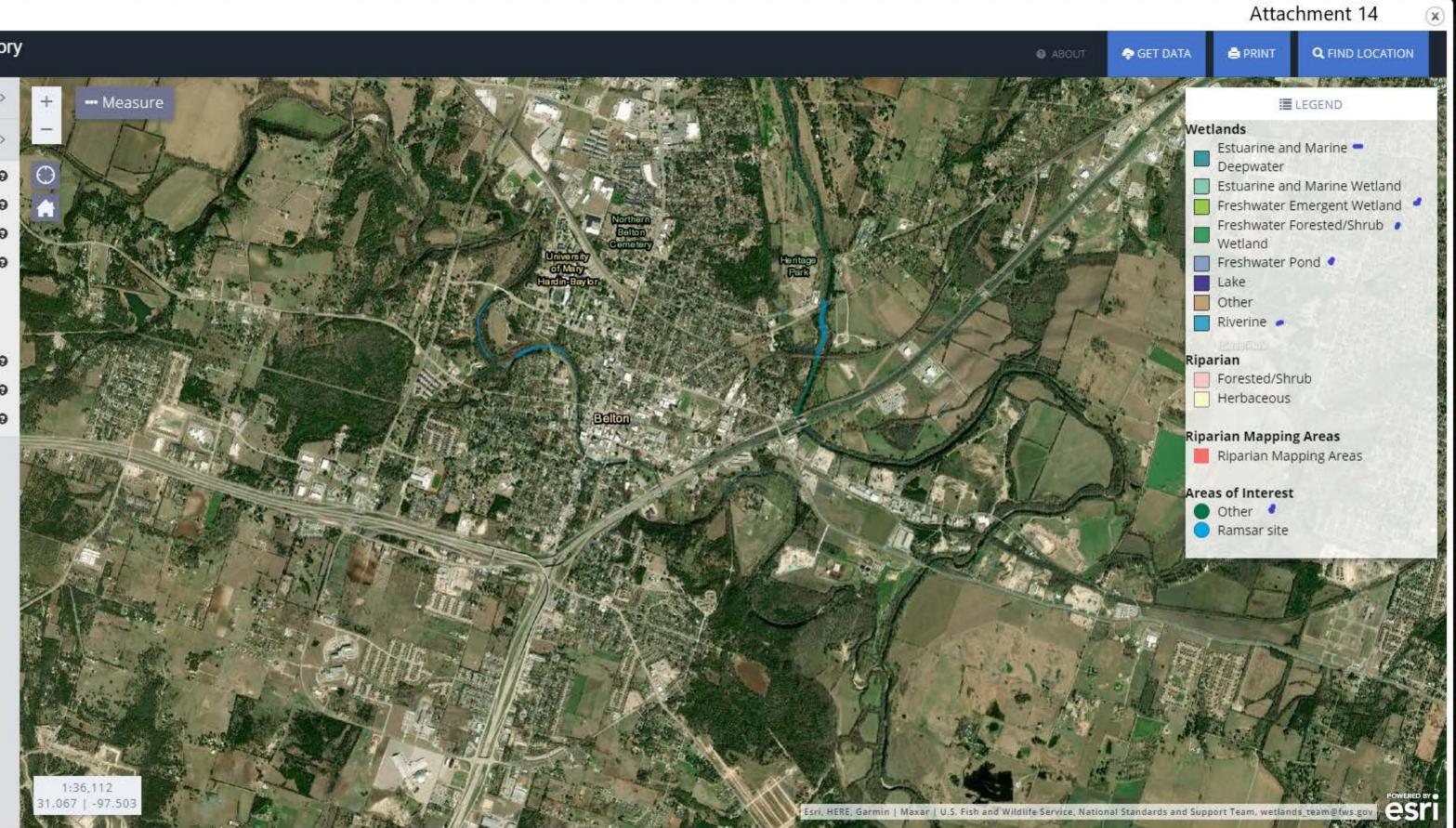
NRCS Home | U. DA.gov | Site Map | Civil Pights | FOIA | Plain Writing | Accessibility Statement

Policy and Links | Non-Discrimination Statement | Information Quality | USA.gov | WhiteHouse.gov

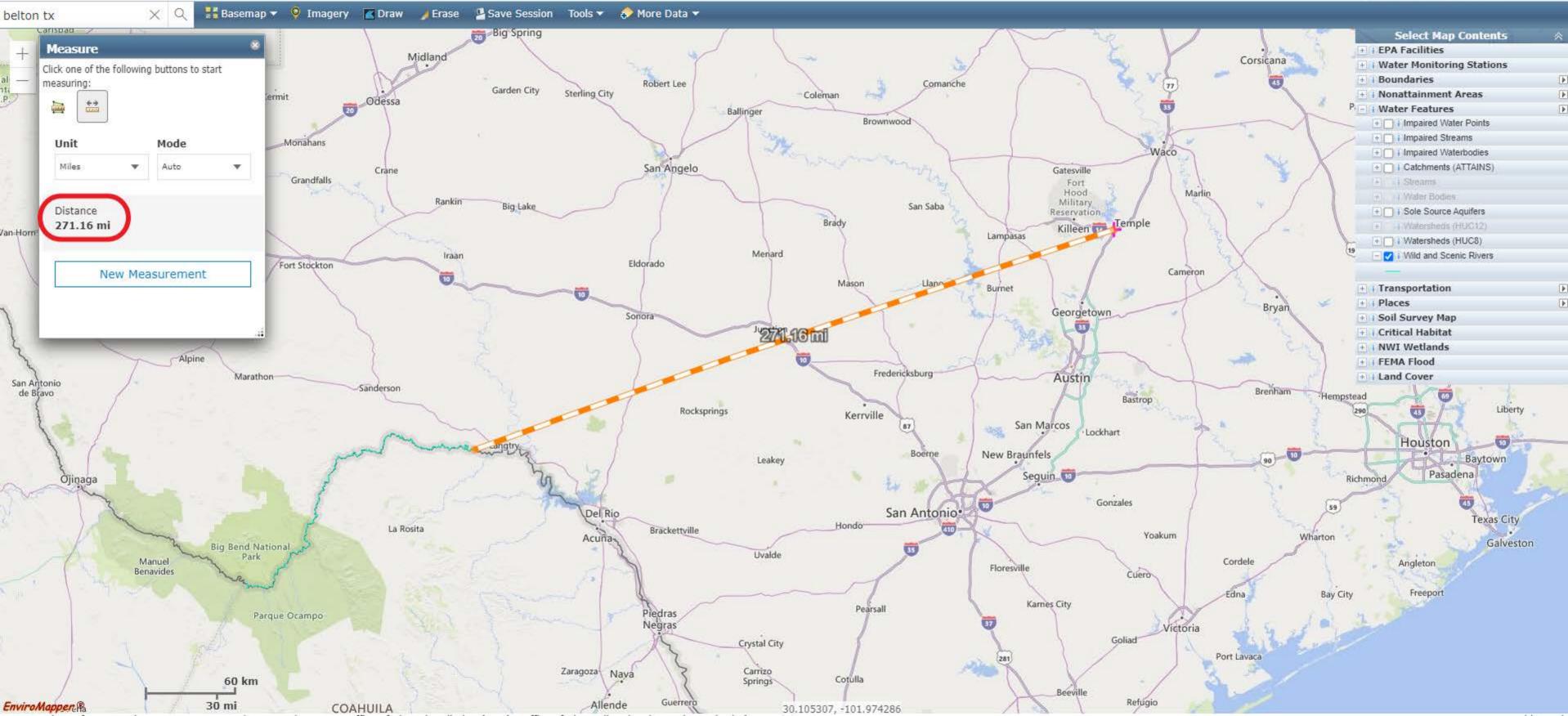


# National Wetlands Inventory surface waters and wetlands

	BASEMAPS
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🕑 Data Source	06
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🗹 Areas of Interest	¢
FWS Managed Lands	0 6
🗆 Historic Wetland Data	06



# **NEPAssist**



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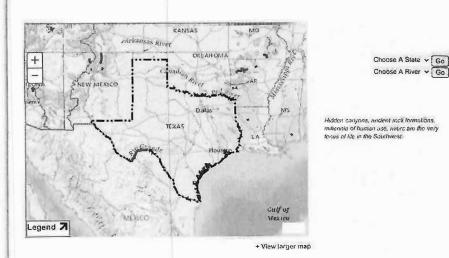
Texas



NATIONAL SYSTEM MANAGEMENT RESOURCES PUBLICATIONS CONTACT US 50 YEARS SITE INDEX

#### TEXAS

Texas has approximately 184.797 miles of river, of which 191.2 miles are designated as wild & scenic---1/101h of 1% of the state's river miles.



Rio Grande

NATIONWIDE RIVERS INVENTORY CONTACT US PRIVACY NOTICE Q & A SEARCH ENGINE SITE MAP

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#### **Designated Rivers**

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#### WILD & SCENIC RIVER STUDIES

#### Wild & Scenic River Studies

There are two study provisions in the Act — Section S(a), through which Congress directs the study of select rivers, and Section S(d)(1), which directs federal agenous to identify polential additions to the National Wild and Scenic Rivers System (National System) through idearal agency plans. A brief explanation is provided in the following respective sections.



Choose A State → Go Choose A River → Go

While progress should never come to a hall, there are many places it should never come to at all. — Paul Newman

None in Texas

#### **Current Active Studies**

Currently, there are three rivers or river systems under "authorized" study—two under Section 5(a) of the Wild & Scenic Rivers Act and one under Section 2(a)(ii). This does not include those that might be under assessment as part of normal agency land-planning processes.

Rivara Currenity Under Study

- Cave, Lake, No Name and Panther Creeks, Oregon (Public Law 113-291, December 19, 2014) – Under study by the National Park Service.
- Housatonic River, Connecticut (Governor Malloy Request for Section 2(a) (ii) Designation. November 16, 2016) – Under study by the National Park Service.

#### Section 2(a)(ii) Studies

Under Section 2(a)(ii) of the Act, a governor (or governors for a river in multiple states) of a state 'can request that a river be designated, provided certain conditions are met (refer to the Council White Paper on Section 2(a)(ii) for specifics). The NPS then conducts a study to determine of certain conditions are met. Here are some of the studis conducted under Section 2(a)(ii). Again, if you don't see a study listed, we do not have a copy.

Soution 2(a)(h) Studies Available for Developed

- Allagash River Study Report, Maine
- American River Eligibility Report, California
- American River Environmental Impact Statement, California
   Big & Little Darby Creeks Study Report & Environmental
- Assessment, Ohio
- · Eel River Eligibility Report, California
- · Eel River Environmental Impact Statement, California
- Klamath River Eligibility Report, California
- · Klamath River Environmental Impact Statement, California
- Klamath River Study Report, Oregon
- Lumber River Study Report, North Carolina
- · Smith River Eligibility Report, California
- · Smith River Environmental Impact Statement, California
- Trinity River Eligibility Report, California
- Trinity River Environmental Impact Statement, California
- Wallowa River Study Report, Oregon
- Westfield River Study Report & Environmental Assessment (Initial Study 1993), Massachusetts
- Westfield River Draft Study Report (Expansion 2002), Massachusetts

Section 5(d)(1), Agency-Identified Studies

In recent years, hundreds of rivers have been identified for study through Section 5(d)(1) of the Act. This provision directs federal agencies to identify potential addition to the National System

#### Wild & Scenic River Studies

through their respective resource and management plans. Its application has resulted in numerous individual river designalions, statewide legislation (e.g., Omnibus Oregon Wild and Scenic Rivers Act, P.L. 100-557; Michigan Scenic Rivers Act, P.L. 102-249) and multi-stale legislation (c.g., Omnibus Public Land Management Act of 2009, P.L. 111-11). Here are examples of agency identified studies and transmittal documents (if available).

Section S(d)(1) Studies Available for Download

#### Congressionally Authorized Study Reports

We have collected a few of the study reports prepared at the direction of Congress (see next section, "Section 5(a), Congressionally Authorized Studies," for the complete list of congressionally authorized studies). If you do not see a report here, we do not have it, and you will have to contact the study agency at the local level for a copy.

Gaugreestionally Authorized Study Reports Available for Downland

Section 5(a), Congressionally Authorized Studies

Through Section 5(a), Congress authorizes the study of select rivers and directs one of the four federal river-administering agencies to conduct the study, as outlined in Sections 4(a) and 5(c) of the Wild & Scenic Rivers Act, The enabling legislation of 1968, P.L. 90-542, authorized 27 rivers for study as potential components of the National System. Amendments to the law have increased the number of studies authonzed by Congress to 144.

These studies have lead to 48 designations by either Congress or the Secretary of the Intenor. One study led to the establishment of a National Recreation Area.

The number of rivers included in the National System differs from the number of nvers authorized for study by Congress for the following reasons:

- Not all rivers studied are found eligible or sultable for designation—many study rivers will not be included in the National System.
- Some rivers are designated by Congress or the Secretary of the Interior without a pre-authorization or 5(a) study (e.g., Niobrara River).
- Some rivers are designated as a result of recommendation in federal agency plans (e.g., 49 rivers designated in Oregon in 1988).

The 144 rivers below have been authorized for study. The agency leading the study is indicated as National Park Service (NPS), Bureau of Outdoor Recreation (BOR), Heritage Conservation and Recreation Service (HCRS), Bureau of Land Management (BLM), or U.S. Forest Service (USFS). Within the Department of the Interior, the study function was transferred from the HCRS (formerly the BOR) to the NPS by Secretarial Order Number 3017, January 25, 1978, All studies indicated as BOR or HCRS were completed by these agencies before the program was transferred to the NPS. The BLM was delegated responsibility for conducting studies on Public Lands on October 11, 1988. The USFS (Department of Agriculture) has always conducted studies on National Forest System Lands and as directed by Congress.

For each study over, the number in parentheses is the approximate number of miles to be studied. If nver segments were designated, the total designated mileage appears in the text.

Control 6(a), Congressionally Asthonized Station

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#### **Designated Rivers**

### National System

River Management

Management Plans

River Mgt. Society

GIS Mapping

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https://www.rivers.gov/study.nhn