

COMBINED NOTICE OF FINDING OF NO SIGNIFICANT IMPACT & INTENT TO REQUEST RELEASE OF FUNDS- & FINAL NOTICE & PUBLIC EXPLANATION OF A PROPOSED ACTIVITY IN A FEDERAL FLOOD RISK MANAGEMENT STANDARD FLOODPLAIN (FFRMS) & WETLAND

January 12, 2026

Calhoun County 211 S. Ann Street, Suite 301 Port Lavaca, TX 77979 Ph: 361.553.4600

These notices shall satisfy three separate but related procedural requirements for activities to be undertaken by Calhoun County (County).

To All Interested Parties Including: FEMA, Flood Mitigation Planning TWDB, TPWD, USFWS, Golden Crescent Regional Planning Group, Groups, Schicke Point Community & Groups and Individuals of the Calhoun County.

REQUEST FOR RELEASE OF FUNDS

On or about January 29, 2026, County will submit a request to the Texas General Land Office (TGLO) for the release of Community Development Block Grant funds under HUD's Community Development Block Grant Mitigation (CDBG-MIT) program to provide financial assistance in accordance with Executive Order 12892, resulting from a major declared disaster that occurred in 2015, 2016, or 2017 as amended. Hurricane Harvey HUD MID / GLO's Regional Mitigation Program to undertake a project known as GLO Contract GLO's Regional Mitigation Program and this Contract to undertake a project known as Schicke Point Drainage Project, GLO CDBG MIT Contract No.#24-065-173-F139/ B-18-DP-48-0002.

The construction improvements will occur in the Schicke Point subdivision outside the City of Palacios, Calhoun County, TX 77465. See Table 1 below for specific project locations.

PROJECT DESCRIPTION: Schicke Point Drainage Improvements (GLO#17-32978-P): County shall demolish and replace culverts; improve ditches & outfalls; restore roadways and associated appurtenances. Project includes the following activities: 18,703 LF of ditch improvements, demolish 80 EA existing culvert structures, modify outfall structure, install approximately 2,924 LF 15-inch to 24-inch culverts (90 LF 15", 1,526 LF 18", 1308 LF 24"), Hydromulch Seeding, SW3P. The areas of impact include drainage along both sides of the existing roads in the Schicke Point area. Clearance includes engineering, environmental and administration activities. Total Approximate Area of Disturbance 20.13 Acres.

TABLE 1 Calhoun County Schicke Point Drainage Improvements Approx Total Disturbance Table

Location/ Street	From...To	Lat/Long	Approx Length LF	Approx Width LF	Approx Disturb (acres)
Peggy Lane	Approx 325' west of Schicke Rd @ Peggy St east to dead end	28.63704, -96.35023	2,284	50	2.62
Lou Lou Lane	Approx 350' east of Schicke Rd @ Lou Lou Ln east to dead end	28.63920, -96.35316	1,170	50	1.35
Hughes Street	Schicke Rd @ Hughes St east to dead end	28.63626, -96.35250	1,260	50	1.45
Mesquite Lane	Schicke Rd @ Mesquite St east by 1,500'	28.63774, -96.35294	1,500	50	1.72
Cedar Lane	Schicke Rd @ Cedar Ln east to dead end	28.63849, -96.35110	2,125	50	2.44
Seahorse Lane	West end of Seahorse Dr east to Schicke Rd thence SW to Seahorse Dr to dead end	28.63995, -96.35157	2,300	50	2.64
Schicke Road	Bay Street south to past Seahorse Drive	28.64277, -96.35460	5,280	60	7.27
Seahorse Drive Outfall #1	East of Schicke Rd to end of Seahorse Drive	28.6402203, -96.3551442	355	10	0.08
Lou Lou Lane Outfall #2	East of Schicke Rd to end of Lou Lou Lane	28.6391892, -96.3551849	425	10	0.10
Bay Street Outfall #3	Approx 382' SO of Schicke Rd & Bay St North cross country 5,280' ending at Lou Lou Rd	28.6368434, -96.3523028	2,004	10	0.46
TOTALS			18,703		20.13

HUD GRANT BUDGET: CDBG MIT Contract Amt \$1,175,769.00 + Match Amount HUD: \$0.00

PROJECT NEED: County shall make improvements to increase its resilience to disasters and reduce or eliminate long-term risk of disaster-related loss of life, injury, damage to and loss of property, and suffering and hardship by lessening the impact of future disasters. Project will address inadequate drainage system as needed to alleviate drainage problems. Beneficiaries: 45 of which 14 or 31.11% are low and moderate income persons.

FINDING OF NO SIGNIFICANT IMPACT

Calhoun 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 Calhoun County, 211 S. Ann Street, Suite 301 Port Lavaca, Calhoun County Texas, 77979, Phone 361.553.4600, email to: vern.lyssy@calhouncotx.org, where the ERR can be examined & is available for review & or copied weekdays 8:30 A.M. to 4:30 P.M. In addition, ERR can be accessed electronically at

https://www.dropbox.com/scl/fi/xzosi94gszuv2w8xgr1t7/CalhounCoSchicke_ERR_-F139-PUBLIC-ACCESS.pdf?rlkey=60ma8ikxe45tahk57mb0f6dp5&dl=0

FINAL NOTICE & PUBLIC EXPLANATION OF PROPOSED ACTIVITY IN A FEDERAL FLOOD RISK MANAGEMENT STANDARD FLOODPLAIN (FFRMS)

This is to give notice that Calhoun County has conducted an evaluation as required by Executive Orders 11988, as amended by Executive Order 13690, in accordance with HUD regulations at 24 CFR 55.20 in Subpart C Procedures for Making Determinations on Floodplain Management and Wetlands Protection. The activity is funded under CDBG MIT Contract # 24-065-173-F139. The proposed project locations are indicated above in Table 1 in Calhoun County Texas, and is located in the Federal Flood Risk Management Standard (FFRMS) floodplain. The extent of the FFRMS floodplain was determined using a freeboard value approach which included analyzing the 0.2% floodplain maps for Calhoun County as well as USGS 7.5 minute TOPO maps.

The proposed project is partially located within the floodplain. According to the FEMA NFHL Data layer, FEMA FIRM Map Panel 48321C0550F, Effective 1/15/2021, it is estimated that approximately 20.13 acres of this project is located in the FFRMS floodplain. These sources indicate approximately 16.23 acres are located within Zone AE, approximately 0.15 acres are located in Zone VE [ditch work in this area is functionally dependent consistent with 55.8(a)(3)], and approximately 3.74 acres are identified as being within .02% flood risk area. All areas are for ditch improvements to ensure the continuous existing natural and beneficial functions of conveyance of flood water within residential areas within a coastal community.

The areas located within the floodplain are indicated in Table 2 below.

**TABLE 2 Calhoun County Schicke Point Drainage Improvements
Approximate Floodplain Disturbance
NFIP FEMA MAP PANEL 48321C0550F, Effective 1/15/2021**

Location/ Street	1%Annual Chance Flood Hazard Floodplain (Acres) Zone AE	1%Annual Chance Flood Hazard (Acres) Zone VE FUNCTIONALLY DEPENDENT	.02% Annual Chance Flood Hazard (Acres)	Approx Floodplain Total (Acres)
Peggy Lane	2.62	0.00	0.00	2.62
Lou Lou Lane	0.10	0.07	1.16	1.33
Hughes Street	1.45	0.00	0.00	1.45
Mesquite Lane	1.47	0.00	0.25	1.72
Cedar Lane	1.62	0.00	0.82	2.44
Seahorse Lane	1.13	0.00	1.51	2.64
Schike Road	7.27	0.00	0.00	7.27
Seahorse Drive Outfall #1	0.02	0.08	0.00	0.10
Lou Lou Lane Outfall #2	0.10	0.00	0.00	0.10
Baystreet Outfall #3	0.46	0.00	0.00	0.46
TOTALS	16.23	0.15	3.74	20.13
Schicke Point subdivision located outside the City of Palacios, Calhoun County, TX 77465				

Calhoun County has considered the following alternatives & mitigation measures to be taken to minimize adverse impacts & to restore & preserve natural & beneficial functions and intrinsic values of the existing floodplain.

ALTERNATIVES

1. Moving this work to another location was considered, however, the improvements at Schicke Point are where drainage problems occur regularly during rain events.
2. Using other drainage piping was considered, however, it was determined that the integration with the area and elevation would not be feasible potentially causing unnecessary environmental impact and could be cost prohibitive.
3. Not improving conditions at the Schicke Point would not meet the needs of the community to improve drainage in the area. It would not meet the needs of the Calhoun County as this project is included as a solution to drainage issues in the County's planning processes. It also does not facilitate preservation of human health and the environment as continued flooding would result.

MITIGATION AND BEST MANAGEMENT PRACTICES

Floodplain/FFRMS: The proposed project will be under the guidance of using Best Management Practices during construction by implementing silt fencing to prevent erosion & restoring the disrupted soils to its natural contours & appearance & to preserve the surrounding terrain in the floodplain. Construction will include appropriate grades to ensure proper drainage & be advised to keep within the compliance of State & local floodplain protection procedures. The outfall structures are functionally dependent as they are necessary to ensure the flood waters are managed out to the bay.

Threatened & Endangered Species: Judicious use & placement of sediment control fence to exclude wildlife from the construction area. Where possible include no-till drilling, hydromulching and/or hydroseeding rather than erosion control blankets or mats to reduce risk to wildlife. According to information provided by USFWS & TPWD regarding species habitats, the best times for construction are August 1 to January 31.

Federal Law: Migratory Bird Treaty Act: Review site for nests prior to construction to avoid disturbance from a minimum zone of 100 meters surrounding any raptor nest February 1 through July 15 or minimum zone of 25' for other bird nests from March 1 to June 30. If any nests are discovered in vegetation or bare ground of occupied nests, avoid disturbance until the eggs have hatched & the young have fledged. Construction may continue on other areas of the site.

State Law: Parks and Wildlife Code

- Review site prior to & during construction will occur to ensure no wildlife species are located within the construction area & action will be taken to avoid impact if found. Notify TPWD if endangered species are found or if further assistance is necessary to clear & area. In general, the species will be permitted to leave the sight without disturbance. Where possible, construction will avoid clearing during the height of nesting season & in general will avoid wildlife impact.
- Environmental documentation will be provided to contractors to ensure an understanding of the mitigation necessary to prevent impact to wildlife in the construction areas.

Historical & Cultural Resources

- If historic properties are discovered or unanticipated effects on historic properties are found, work should cease in the immediate area; work can continue where no historic properties are present. Please contact the THC History Programs Division at 512-463-5853 to consult on further actions that may be necessary to protect historic properties.
- If cultural materials are encountered during construction or disturbance activities, work should cease in the immediate area; work can continue where no cultural materials are present. Please contact the THC's Archeology Division at 512-463-6096 to consult on further actions that may be necessary to protect the cultural remains.

General Mitigation and Best Management Practices (BMPs)

- Locate utilities & potential underground gas lines prior to construction.
- Use scheduling to prevent impact to community traffic conditions.
- Use BMPs & adjust schedule to ensure appropriate access to parks or recreation areas & to identify where utility lines & other lines are located prior to construction.

Calhoun County has reevaluated alternatives to building in the FFRMS Floodplain and has determined that it has no practicable alternative to FFRMS Floodplain development. Environmental files documenting compliance with Executive Order 11988, as amended by Executive Order 13690, are available for public inspection, review and

copying upon request at to Calhoun County, 211 S. Ann Street, Suite 301 Port Lavaca, Calhoun County Texas, 77979, Phone 361.553.4600, email to: vern.lyssy@calhouncotx.org .

There are three primary purposes for this notice. First, people who may be affected by activities in FFRMS Floodplain and those who have an interest in the protection of the natural environment should be given an opportunity to express their concerns and provide information about these areas. Second, an adequate public notice program can be an important public educational tool. The dissemination of information and request for public comment about FFRMS Floodplain can facilitate and enhance Federal efforts to reduce the risks and impacts associated with the occupancy and modification of these special areas. Third, as a matter of fairness, when the Federal government determines it will participate in actions taking place in FFRMS Floodplain, it must inform those who may be put at greater or continued risk.

PUBLIC COMMENTS

Any individual, group, or agency may submit written comments on the ERR DOCUMENT to County. All comments received by January 28, 2026, will be considered by County prior to authorizing submission of a request for release of funds. Comments may be submitted to Calhoun County, 211 S. Ann Street, Suite 301 Port Lavaca, Calhoun County Texas, 77979, Phone 361.553.4600, email to: vern.lyssy@calhouncotx.org . Comments should specify which Notice they are addressing weekdays 8:30 A.M to 4:30 P.M. CST.

Written comments regarding the Final Floodplain Notice must be received by County. At the following address on or before on or before January 28, 2026. Comments may be submitted to Calhoun County, 211 S. Ann Street, Suite 301 Port Lavaca, Calhoun County Texas, 77979, Phone 361.553.4600, email to: vern.lyssy@calhouncotx.org. Comments should specify which Notice they are addressing weekdays 8:30 A.M to 4:30 P.M. CST.

ENVIRONMENTAL CERTIFICATION

Calhoun County certifies to TGLO that Vern Lyssy 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 & that these responsibilities have been satisfied. TGLO approval of the certification satisfies its responsibilities under NEPA & related laws & authorities & allows Calhoun County to use Program funds.

OBJECTIONS TO RELEASE OF FUNDS

TGLO will accept objections to its release of funds & the Calhoun County 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 County, (b) County has omitted a step or failed to make a decision or finding required by HUD regulations at 24 CFR part 58; (c) County 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 TGLO; 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 & submitted in accordance with the required procedures (24 CFR Part 58, Sec. 58.76) & shall be addressed to the Texas General Land Office, Attention: Heather Lagrone, Texas General Land Office, PO Box 12873, Austin, TX 78711- TX 78711-2873, env.reviews@recovery.texas.gov. Potential objectors should contact TGLO to verify the actual last day of the objection period.

Vern Lyssy, County Judge