

NOTICE TO PUBLIC OF PROPOSED ACTION
LOCATED WITHIN THE FLOODPLAIN AND WETLAND

**Early Notice and Public Review of a Proposed
Activity in a Floodplain and Wetland
Published – July 2, 2015**

To: All interested Agencies, Groups and Individuals

This is to give notice that the City of Montgomery has conducted an evaluation as required by Executive Order 11988 and 11990, in accordance with the Texas Department of Agriculture – Community Development program protocols and HUD regulations at 24 CFR 55.20 Subpart C Procedures for Making Determinations on Floodplain and Wetland Management, to determine the potential effect that its activity in the floodplain and wetland will have on the human environment for Mont15TCF-Kroger under ERR#Mont15TCF-Kroger-tbd. The purpose of this project is to extend water, sewer, street, and drainage to a proposed commercial business. The utility extensions will consist of 2,100 L.F. of 10" sanitary sewer line with 9 manholes and 1,600 L.F of 8" waterline, 7 valves and 4 fire hydrants. Proposed improvements also include a 1,900 l.f. concrete access street and 1,800 l.f. of drainage improvements. Project will include the construction of a 114,000 square foot building and parking.

Location:

All work will occur in the City of Montgomery, Montgomery County, Texas at the northwest corner of the intersection of SH 105 and Lone Star Parkway.

According to FEMA MAP(S): FM48339C0200G and NEPassist, a portion of the project is located in a FEMA designated floodzone (A) and a part of the project involves enhancing an existing creek with is within a FEMA “regulated floodway”.

- Area within FEMA Zone A (northeast and southeast portions of project site - approximately 5.0 acres)
- Area within FEMA “regulated floodway” (Along Stewart Creek = approximately 2.0 acres)

According to a Phase 1 Environmental Site Assessment - April, 2015, a portion of the project (approximately 2.0 acres) will occur within a wetland, adjacent to the Ordinary High Water Mark (OHWM) of Stewart Creek in the SE part of the site.

There are three primary purposes for this notice. First, people who may be affected by activities in floodplains and wetlands 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 about floodplains and wetlands can facilitate and enhance Federal efforts to reduce the risks 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 floodplains or wetlands, it must inform those who may be put at greater or continued risk.

Written comments must be received by the **[City of Montgomery]** at the following address on or before **July 20, 2015 or 15 days after publication of this notice, whichever is later: Public Management, Inc., Post Office Box 795876, Dallas, Texas 75379 and (775) 574-8318**, during the hours of 9:00 AM to 5:00 PM.9:00 AM to 5:00 PM. Comments may also be submitted via email at **tcave@publicmgt.com**.