

ENVIRONMENTAL DATA FORM

REQUIRED FOR THE:

**Water Development Fund,
Rural Water Assistance Fund,
Water Infrastructure Fund,
State Participation Program,
Economically Distressed Areas Program,
Agricultural Loan Program,
State Water Implementation Fund for Texas**

Mid-level Environmental Review: Environmental Data Form

A mid-level environmental review is required by 31 Texas Administrative Code §363.14 of the Texas Water Development Board's (TWDB) rules for most projects receiving state funding. The purpose of a mid-level review is to ensure the proposed project has been adequately reviewed by regulatory agencies and determine, within a reasonable level of certainty, if the project is expected to have adverse environmental impacts. The attached form applies to projects which appear to cause environmental impacts that are limited in number or scope or which may be readily avoided, minimized, or mitigated. If however, based upon the information provided in this form and recommendations from regulatory agencies, this is not the case, the preparation of a full Environmental Assessment may be required.

Preliminary Review Available and Encouraged

As a service to our clients, preliminary review of the Environmental Data Form by TWDB staff prior to agency coordination is available and encouraged. Preliminary review ensures that the appropriate agency coordination requirements are identified in advance.

Timing

The Environmental Data Form may be submitted with the application or prepared during the planning phase of the project after a loan commitment has been secured. Please note that issuance of an Environmental Determination by TWDB environmental staff is required prior to TWDB approval of the Engineering Feasibility Report and release of design and/or construction funds.

Levels of Environmental Review in State Programs

1. **Categorical Exclusion (CE)**: Generally applies to infrastructure rehabilitation or functional replacement, minor expansion of facilities, construction of adjoining facilities on existing sites, etc. If you believe the proposed project will qualify for a CE, consult with TWDB environmental review staff before proceeding with this form.
2. **Mid-level Review**: The majority of projects financed by the TWDB will qualify for a mid-level environmental review and will use this form.
3. **Full Environmental Review**: For projects that may have numerous environmental impacts that cannot be readily avoided, minimized or mitigated, consult with TWDB environmental review staff prior to submitting this form regarding the potential need to prepare an Environmental Assessment.

A full explanation of TWDB environmental requirements is provided in 31 Texas Administrative Code §363.14. Draft and final versions of the Environmental Data Form, as well as any questions regarding the preparation of the document or review process, should be submitted to:

**Environmental Reviewer
Regional Water Planning & Development
Water Supply & Infrastructure
Texas Water Development Board
P.O. Box 13231
Austin, Texas 78711-3231
Telephone: (512) 936-0938**

General Information	
Authority:	
TWDB Project No:	
Project Name:	
County:	
Funding Source/ Loan Number:	/ / /
Total Estimated Project Costs:	
TWDB Funded Phases:	<input type="checkbox"/> Planning <input type="checkbox"/> Acquisition <input type="checkbox"/> Design <input type="checkbox"/> Construction
Other Funding Source(s):	
Consultant Project Name/Number (if applicable):	
Authority:	<i>Legal Name:</i>
	<i>Contact Person:</i>
	<i>Mailing Address:</i>
	<i>Phone:</i>
	<i>Email:</i>
Project Engineer:	<i>Company:</i>
	<i>Contact Person:</i>
	<i>Mailing Address:</i>
	<i>Phone:</i>
	<i>Email:</i>
Environmental Consultant (if different):	<i>Company:</i>
	<i>Contact Person:</i>
	<i>Mailing Address:</i>
	<i>Phone:</i>
	<i>Email:</i>

Proposed Project

Does the proposed project involve a probable or known public controversy relating to environmental or social impacts (e.g. substantial rate increase, displacement of persons, etc.)?

Yes No *If Yes, a public meeting or hearing may be required.*

Attach additional sheets if the space provided is not adequate.

Purpose and need for the proposed project:

Empty space for providing the purpose and need for the proposed project.

General Information

Provide a concise description of the proposed project:

General Information

Provide a bulleted list of project components:

How many streams crossings intersect the proposed project area? #:
Does the project involve the dewatering of any stream segments? Yes No
Proposed construction methods to be used at crossings (e.g. trenching, dewatering, boring, etc.):

Is coordination with the U.S. Army Corps of Engineers for a jurisdictional determination for permitting requirements required? Yes No

If Yes, please describe the status of this coordination:

Estimated Project Schedule for the Completion of:

Planning:	Start of Construction:
Acquisition:	Construction Completion:
Permitting:	
Design:	

General Information

Mitigative Measures

Provide a list of potential adverse impacts of the proposed project and a description of how those impacts will be avoided, minimized, or mitigated. This list will be used to develop conditions for the Environmental Determination issued by the TWDB. Please ensure the information is consistent with what was provided to regulatory agencies and incorporates applicable agency recommendations. When responding to recommendations provided by regulatory agencies, identify which are feasible and which will not be implemented.

<i>Impact:</i>	<i>Recommended/required by What Entity? (if applicable)</i>	<i>Mitigative Measures Description:</i>

Other Programs and Projects

Provide a description of any other projects in progress that may be affected by the proposed project (e.g. TxDOT plans for Road Construction, etc.).

List of Required Attachments Documents lacking required attachments will not be accepted	
<i>Provide the following maps in PDF format when submitted digitally. Identify the project footprint on all maps. Example project maps are provided online at:</i> http://www.twdb.texas.gov/financial/instructions/doc/TWDB-1800.pdf	
Regional Location Map	Attached? <input type="checkbox"/> Yes <input type="checkbox"/> No
USGS Topographic Map(s) for Proposed Project	Attached? <input type="checkbox"/> Yes <input type="checkbox"/> No
Project footprint or plans/plats	Attached? <input type="checkbox"/> Yes <input type="checkbox"/> No
FEMA Floodplain Map(s)	Attached? <input type="checkbox"/> Yes <input type="checkbox"/> No

Agency Coordination	
<i>Mandatory Requirements</i>	
Texas Parks and Wildlife Department, Wildlife Habitat Assessment Program	Attached? <input type="checkbox"/> Yes <input type="checkbox"/> No
Texas Historical Commission	Attached? <input type="checkbox"/> Yes <input type="checkbox"/> No
United States Army Corps of Engineers	Attached? <input type="checkbox"/> Yes <input type="checkbox"/> No
United States Fish and Wildlife Service	Attached? <input type="checkbox"/> Yes <input type="checkbox"/> No
<i>Circumstantial Requirements: Provide coordination materials from the listed entity for each of the circumstances that apply to the proposed project.</i>	
<i>Circumstance:</i>	<i>Coordination Attached?</i>
Will the project involve construction in the floodplain? <input type="checkbox"/> Yes <input type="checkbox"/> No	National Flood Insurance Program Local Floodplain Administrator <input type="checkbox"/> Yes <input type="checkbox"/> No TWDB: Flood Mitigation Planning Division <input type="checkbox"/> Yes (Notification, no response required)
Have you contacted TPWD to determine if this project requires a sand, shell, gravel or marl permit? <input type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Public Utility *Public utilities are exempt from this requirement (Parks and Wildlife Code §86.0191, 31 TAC §69.120).	Texas Parks & Wildlife Department Sand and Gravel Permitting Coordinator <input type="checkbox"/> Yes <input type="checkbox"/> No
Is the project located within the Coastal Management Zone? (See Appendix C) <input type="checkbox"/> Yes <input type="checkbox"/> No	General Land Office <input type="checkbox"/> Yes <input type="checkbox"/> No National Marine Fisheries Service <input type="checkbox"/> Yes <input type="checkbox"/> No
Will the project be on lands within the floodplain or adjacent to the channel of the Rio Grande River? <input type="checkbox"/> Yes <input type="checkbox"/> No	International Boundary & Water Commission <input type="checkbox"/> Yes <input type="checkbox"/> No
Will the project impact National Forests or Grasslands? <input type="checkbox"/> Yes <input type="checkbox"/> No	U.S. Forest Service <input type="checkbox"/> Yes <input type="checkbox"/> No
Will the project impact National Parks? <input type="checkbox"/> Yes <input type="checkbox"/> No	U.S. National Park Service <input type="checkbox"/> Yes <input type="checkbox"/> No
** Additional coordination may be required by the TWDB based on the outcome of the environmental review. ** Projects on state-owned lands and riverbeds require an easement from the General Land Office. Easements are required prior to the release of construction funds.	

Sample Agency Correspondence Letter

DATE

CONTACT NAME

ADDRESS

RE: Review Requested for State Funded Project
Consultation# _____, Date _____
_____ (Project Name) _____
_____ (Applicant) _____
_____ (Project Location) _____

Dear CONTACT:

The APPLICANT is pursuing funding through the Texas Water Development Board's State funded FUNDING PROGRAM for the proposed PROJECT NAME (TWDB PROJECT NUMBER). The purpose of this coordination is to identify potential environmental and permitting issues: specifically, permits or mitigative conditions required to ensure compliance with environmental regulations specific to your agency's area of jurisdiction.

The attached Environmental Data Form provides a project description, project maps and a list of all agencies with whom we are coordinating. Recommended or required actions identified through this coordination, including permits, will be considered for inclusion as conditions in the TWDB's environmental determination. Please cite the relevant authority (statute/regulation) for recommendations.

INCLUDE A BRIEF EXPLANATION TAILORED TO THE AGENCY'S SPECIFIC AREA OF JURISDICTION.

INCLUDE THE FOLLOWING INFORMATION IN YOUR DESCRIPTION:

- How the project will/will not potentially adversely affect any environmentally sensitive features and/or require permitting or mitigation.
- A description of how impacts will be avoided (to be included as conditions of the environmental determination, e.g., avoidance of clearing or construction activities during migratory bird nesting season).

We request your concurrence with our determination that _____. If you have any questions or need any additional information, please contact me at (tel:) _____ or by e-mail at _____.

Sincerely,
APPLICANT

Enclosure: Environmental Data Form

Appendix B

Review Agencies and Addresses: The following addresses should be used to select the appropriate offices to receive the Environmental Data Form.

(These addresses were last updated 3/18/15)

U. S. ARMY CORPS OF ENGINEERS

District Offices

FORT WORTH DISTRICT

U.S. Army Corps of Engineers, Fort Worth
District
Regulatory Division (CESWF-DE-R)
819 Taylor Street, Room 3A37
Post Office Box 17300
Fort Worth, Texas 76102-0300
817-886-1731

TULSA DISTRICT

U.S. Army Corps of Engineers, Tulsa District
Regulatory Office (CESWT-RO)
1645 South 101st East Avenue
Tulsa, Oklahoma 74128-4609
918-669-7401

ALBUQUERQUE DISTRICT

U.S. Army Corps of Engineers, Albuquerque
District
Las Cruces Regulatory Office (CESPA-RD-
TX)
505 South Main Street, Suite 142
Las Cruces, New Mexico 88001-1210
575-556-9939

GALVESTON DISTRICT

U.S. Army Corps of Engineers, Galveston
District
Regulatory Division (CESWG-RD)
2000 Fort Point Road
Post Office Box 1229
Galveston, Texas 77553-1229
409-766-3982

U. S. FISH AND WILDLIFE SERVICE

District Offices

ARLINGTON

U.S. Fish and Wildlife Service
Ecological Services Field Office
2005 NE Green Oaks Blvd, Suite 140
Arlington, TX 76006-6247
817-277-1100

CLEAR LAKE

U.S. Fish and Wildlife Service
Ecological Services Field Office
17629 El Camino Real #211
Houston, TX 77058
281-286-8282

AUSTIN

U.S. Fish and Wildlife Service
Ecological Services Field Office
10711 Burnet Road, Suite 200
Austin, TX 78758-4460
512-490-0057

CORPUS CHRISTI

U.S. Fish and Wildlife Service
Corpus Christi ES Field Office
P.O. Box 81468
Corpus Christi, TX 78468-1468
361-994-9005

TEXAS HISTORICAL COMMISSION

Mark Wolfe
State Historic Preservation Officer
Texas Historical Commission
P.O. Box 12276
Austin, TX 78711-2276

TEXAS PARKS AND WILDLIFE DEPARTMENT

Texas Parks and Wildlife Department
Habitat Assessment Program, Wildlife Division
4200 Smith School Road,
Austin, TX 78744
512-389-4800

TPWD Wildlife Habitat Assessment Program is now accepting projects through electronic submittal. Review requests can be submitted to WHAB@tpwd.texas.gov. If submitting requests electronically, please include geographic location files when available (e.g. GIS shape file, .kmz, etc.).

Texas Parks and Wildlife Department
ATTN: Inland Fisheries: Sand & Gravel Permitting Coordinator
4200 Smith School Road,
Austin, TX 78744-3291
512-389-4800

GENERAL LAND OFFICE

Texas General Land Office
1700 N. Congress Ave.
Austin, TX 78701-1495
512-463-5001

NATIONAL MARINE FISHERIES SERVICE

NOAA NMFS
Attn: Fishery Management Branch
Galveston Laboratory
4700 Avenue U
Galveston, TX 77551
409-766-3500

INTERNATIONAL BOUNDARY & WATER COMMISSION

International Boundary & Water Commission
4171 North Mesa, Suite C-100
El Paso, TX 79902-1441
1-800-262-8857

U.S. FOREST SERVICE

National Forests & Grasslands in Texas
2221 North Raguette
Lufkin, TX 75904
Attn: Environmental Coordinator

U.S. NATIONAL PARK SERVICE

The National Park Service Intermountain Regional
Office, Planning and Environmental Compliance
Division, only accepts projects through electronic
submittal. Review requests should be submitted to
IMRextrev@nps.gov.
(303) 969-2500

Wild & Scenic River Coordinator
Wilderness Act Coordinator
Big Bend National Park
P.O. Box 129
Big Bend National Park, TX 79834
(432) 477-2251

**NATIONAL FLOOD INSURANCE PROGRAM:
LOCAL FLOODPLAIN ADMINISTRATOR
(Coordination required for projects to be constructed in the 100-year floodplain)**