

Section 4(f) is a federal regulation set up to protect the use of public land in projects.

Section 4(f) of the U.S. Department of Transportation Act of 1966 stipulates that TxDOT cannot approve the use of land from:

- Publicly owned parks or recreational areas
- Wildlife and waterfowl refuges
- Public and private historic sites

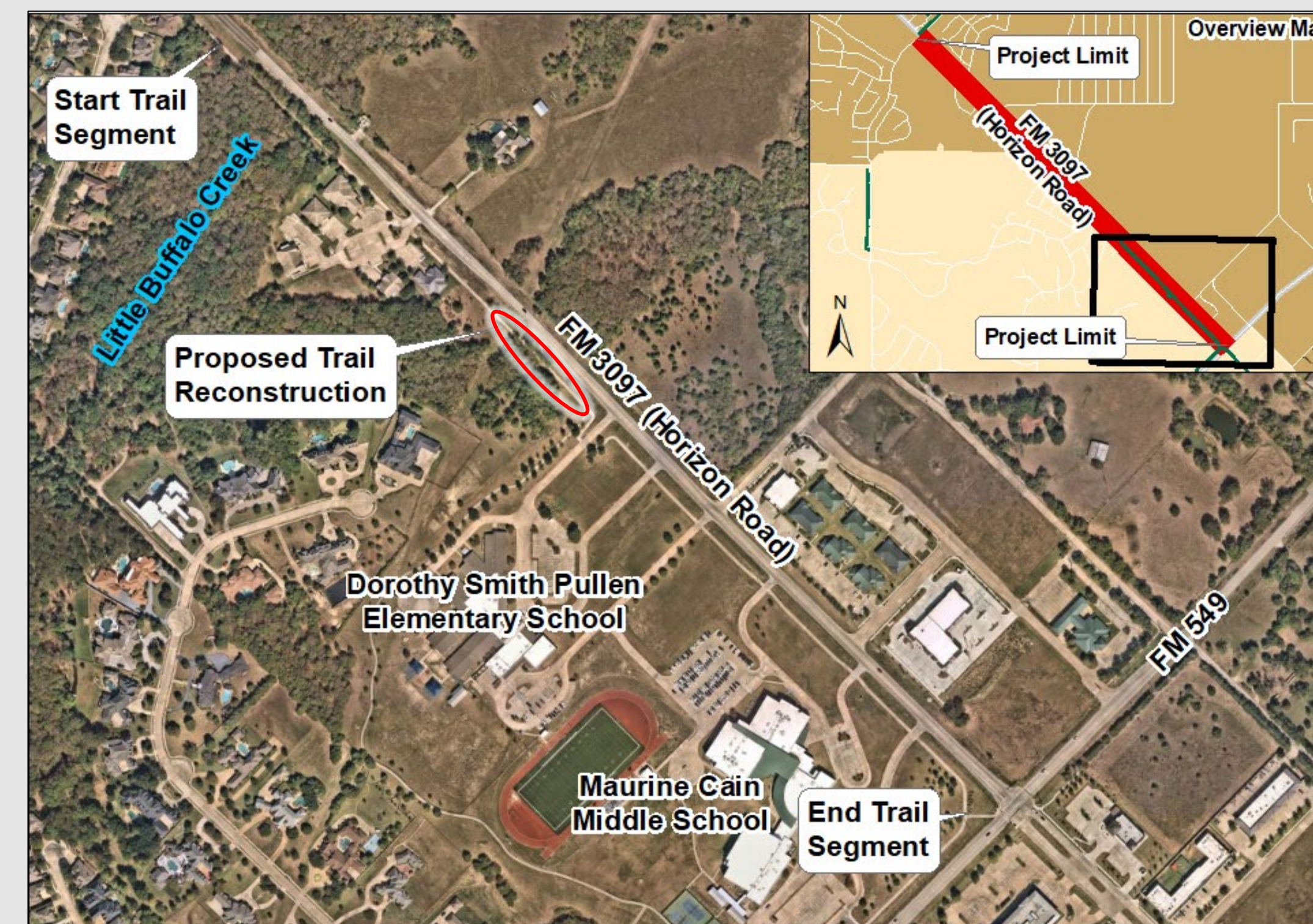
Unless the following conditions apply:

- There is no feasible and prudent avoidance alternative to the use of that land; and the action includes all possible planning to minimize harm to the property resulting from use; **OR**
- TxDOT determines that the use of the property will have a de minimis, minimal impact.

City of Heath Trail System

The proposed project is anticipated to affect a portion of existing trail in the City of Heath. The trail is adjacent to FM 3097 (Horizon Road) from Little Buffalo Creek to FM 549.

- The proposed project would reconstruct a portion of the trail across the tributary of Little Buffalo Creek to accommodate a proposed culvert extension.
- The use of this land is considered minimal and TxDOT anticipates making a Section 4(f) *de minimis* determination for this use.



This federal regulation requires TxDOT to inform and gather input from the public. The public is encouraged to be involved with the Section 4(f) process by asking questions and expressing concerns about historic properties and public and recreation areas.