



US Army Corps
of Engineers
Memphis District

Public Notice

FILE NUMBER: MVM-2013-139 (CDG)

NOTICE DATE:
April 3, 2013

Attn: Postmaster,
Please Post Until

EXPIRATION DATE:
⇒ May 3, 2013

Joint Public Notice

U.S. Army Corps of Engineers and State of Arkansas

AUTHORITY: Pursuant to 33 CFR 325, as published in the Federal Register dated November 13, 1986, this notice announces an application submitted for a Department of the Army permit under Section 404 of the Clean Water Act and Section 10 of the Rivers and Harbors Act.

APPLICANT:

Luke Poyner
ADM Grain Company
601 W. Division Street
Altamont, Illinois
(618) 954-9194

PURPOSE: The purpose of this project is to extend the existing load out dock 35 feet towards the river channel in order to keep the facility operational during low water conditions.

LOCATION: The project site is located on the right descending bank of the Mississippi River at approximate River Mile 661.5 in Phillips County, Arkansas, at latitude 34.492907° and longitude -90.593583°. (Attachment 1)

DESCRIPTION OF WORK: The applicant proposes to; 1) install a 72" diameter pipe piling 31 feet towards the channel from the existing dock structure in order to move the loadout tower and spout, 2) move one existing 72" dolphin 51 feet upstream and 3) move one existing dolphin 35 feet towards the channel. (Attachment 2)

WATER QUALITY CERTIFICATION: By copy of this public notice, the applicant is requesting water quality certification from the Arkansas Department of Environmental Quality that the activity will comply with applicable requirements set forth in 33 U.S.C. and 1341 (a)(1) of the Clean Water Act and all State laws and regulations promulgated pursuant thereto. This certification or evidence of the water quality certification or waiver of the right to certify must be submitted prior to the issuance of a Corps of Engineers permit. The Corps of Engineers' evaluation of the impact of the activity on the public interest will include application of the guidelines promulgated by the Administrator, EPA, under authority of Section 404(b) of the Clean Water Act.

ENDANGERED SPECIES: This notice is being coordinated with the USFWS. The interior least tern and pallid sturgeon are known to utilize the Mississippi River. Any comments USFWS may have regarding these or other endangered or threatened wildlife or plants or their critical habitat, will be considered in our evaluation of the described work.

CULTURAL RESOURCES: The Memphis District will evaluate information provided by the State Historic Preservation Officer and the public in response to this public notice and we may conduct or require a survey of the project area.

FLOOD PLAIN: In accordance with 44 CFR Part 60 (Flood Plain Management and Use), participating communities are required to review all proposed development to determine if a flood plain development permit is required. Flood plain administrators should review the proposed public notice and notify this office of any flood plain development permit requirements.

PUBLIC INTEREST REVIEW: The purpose of this public notice is to advise all interested parties of the activities for which a permit is sought and to solicit comments and information necessary to evaluate the probable impact on the public interest.

The decision whether to issue a permit will be based on an evaluation of the probable impact including cumulative impacts of the activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefits which reasonably may be expected to accrue from the project must be balanced against its reasonably foreseeable detriments. All factors which may be relevant to the project will be considered, including the cumulative effects thereof; among those are conservation, economics, aesthetics, general environmental concerns, wetlands, historic properties, fish and wildlife values, flood hazards, floodplain values, land use, navigation, shoreline erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production, mineral needs, considerations of property ownership and in general, the needs and welfare of the people.

The Corps of Engineers is soliciting comments from the public; Federal, state and local agencies and officials; Federally recognized Tribes and other interested parties in order to consider and evaluate the impacts of this proposed activity. Any comments received will be considered by the Corps of Engineers to determine whether to issue, modify, condition or deny a permit for this proposal. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects and the other public interest factors listed above. Comments are used in the preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the proposed activity.

PUBLIC HEARING: Any person may request, in writing, within the comment period specified in this notice that a public hearing be held to consider this application. Requests for a public hearing shall state, with particularity, the reason for holding a public hearing. The District Engineer will determine if the issues raised are substantial and whether a hearing is needed for making a decision. If a public hearing is held, it will be for the purpose of obtaining additional information that we could not otherwise obtain through a public notice process; not to inform the public about the specific details of the project in greater detail than what is found in this notice. This is not a Corps project. We are not a proponent or are we an opponent of the project. We are merely the permitting authority of Section 404 and Section 10 permits required by our office.

COMMENTS OR REQUEST FOR ADDITIONAL INFORMATION: Send comments to the Corps of Engineers, Memphis District and Arkansas Department of Environmental Quality. Comments may be sent via mail or E-mail to the following:

U.S. Army Engineer District-Memphis
ATTN: Christian D. Greene
167 North Main Street, Room B-202
Memphis, Tennessee 38103-1894
E-mail: christian.d.greene@usace.army.mil
phone: (901) 544-3468
fax: (901) 544-0211

Mark Hathcote
State Permits Branch, Water Division
Arkansas Department of Environmental Quality
5301 North Shore Drive
Little Rock, Arkansas 72118-5317
E-mail: hathcote@adeq.state.ar.us

The Corps may provide copies of all comments, (including name & address of those providing comments) to the applicant for consideration and response prior to a decision. Comments should be received by the expiration date listed on page one of this notice.

For Final Individual Permits actions in the Memphis District, go to the following link:

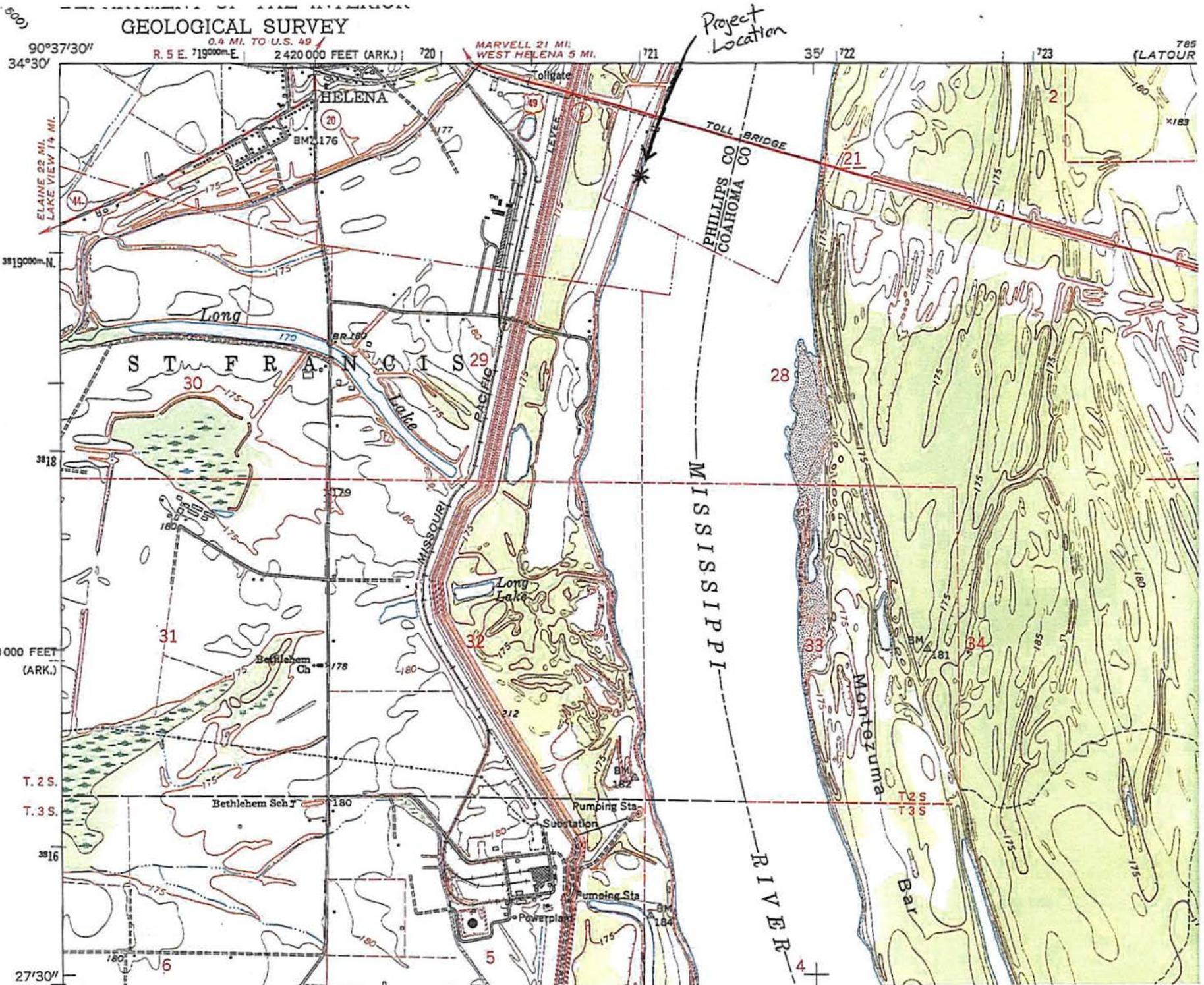
<http://geo.usace.army.mil/egis/f?p=340:2:0::NO:RP>. Using the Filter by District drop down box, select MVM-Memphis District, then select the year and month (information will populate in the table below). All pending individual permits can be located by selecting the **"Pending IP"** tab above. All of the environmental documents and statements of findings supporting issuance or denial of the permit decisions are available upon written request and where applicable, upon the payment of administrative fees. They are also available at the Memphis District, Regulatory Branch office for examination.



Gregg Williams
Chief
Regulatory Branch

Attachments

GEOLOGICAL SURVEY



500
34°30'
3818
660 000 FEET (ARK.)
T. 2 S.
T. 3 S.
3816
27°30'

90°37'30"
0.4 MI. TO U.S. 49
R. 5 E. 719000m E. 2 420 000 FEET (ARK.)

MARVELL 21 MI. WEST HELENA 5 MI.

Project Location

TOLL BRIDGE
PHILLIPS CO
COAHOMA CO

MISSISSIPPI

RIVER

STFRANCIS

Montezuma

Bar

Bethlehem Sch

Pumping Sta

Substation

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Powerplant

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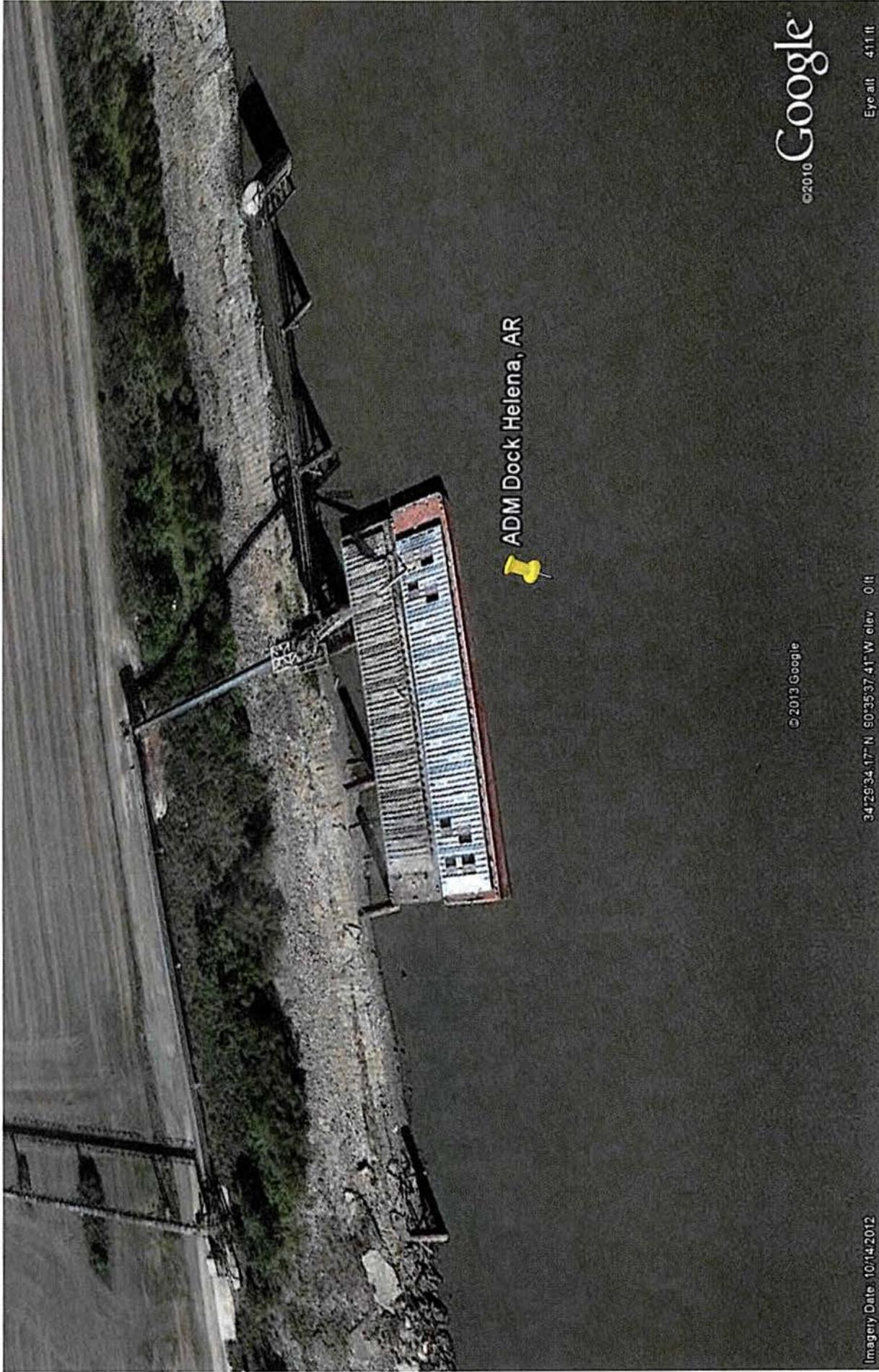
Pumping Sta

Substation

Pumping Sta

Powerplant

Bethlehem Ch



©2010 Google

Eye alt 411 ft

© 2013 Google

34°29'34.17" N 90°35'37.41" W elev. 0 ft

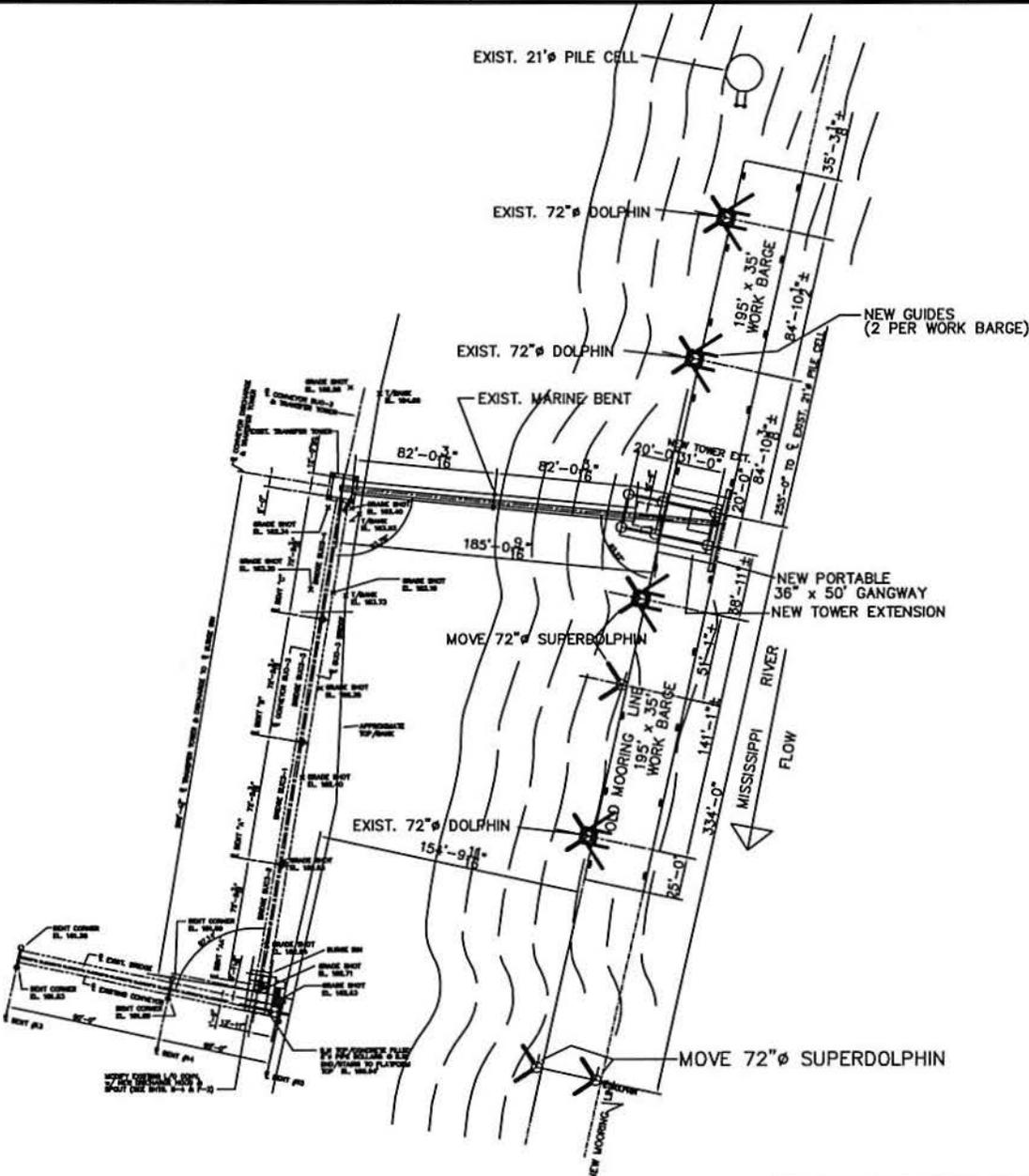
Imagery Date: 10/14/2012

MVM-2013-139

ADM Dock Extension

North →

			Drwn <u>TL</u>	 BROUGH and STEPHENS, INC. Consulting Engineers MEMPHIS, TENNESSEE	FILE 13042
			Chkd _____		SHEET NO.
			Scale <u>1"=100'</u>		1
REV.	BY	DATE	Date <u>2/18/13</u>		



PROPOSED DOCK ADDITION
 FOR EXISTING DOCK
 AT ADM GRAIN CO.
 AT HELENA, ARK.
 COUNTY OF PHILLIPS

APPLICATION BY
 BROUGH & STEPHENS, INC.
 CONSULTING ENGINEERS

FILE 13042

SHEET NO.

2

BROUGH and STEPHENS, INC.
Consulting Engineers

MEMPHIS, TENNESSEE

B/S

Drwn TL

Chkd

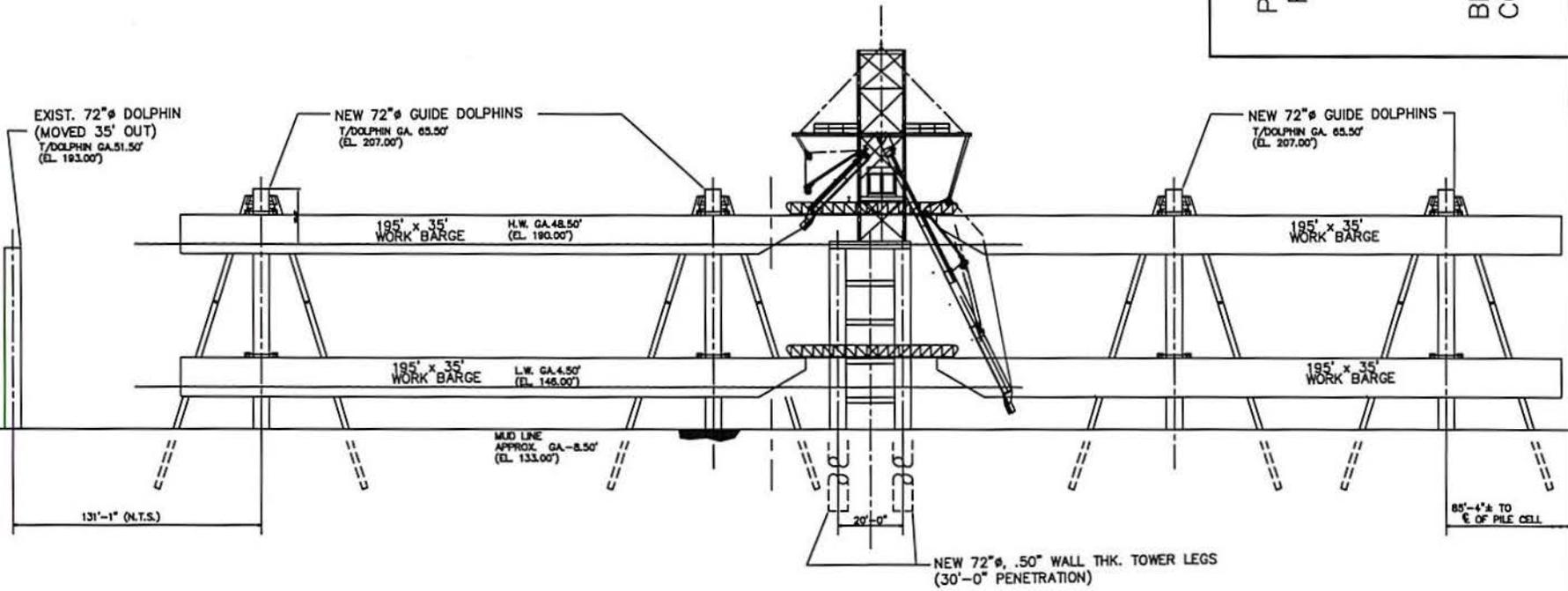
Scale 1"=50'

Date 2/18/13

DATE

BY

REV.

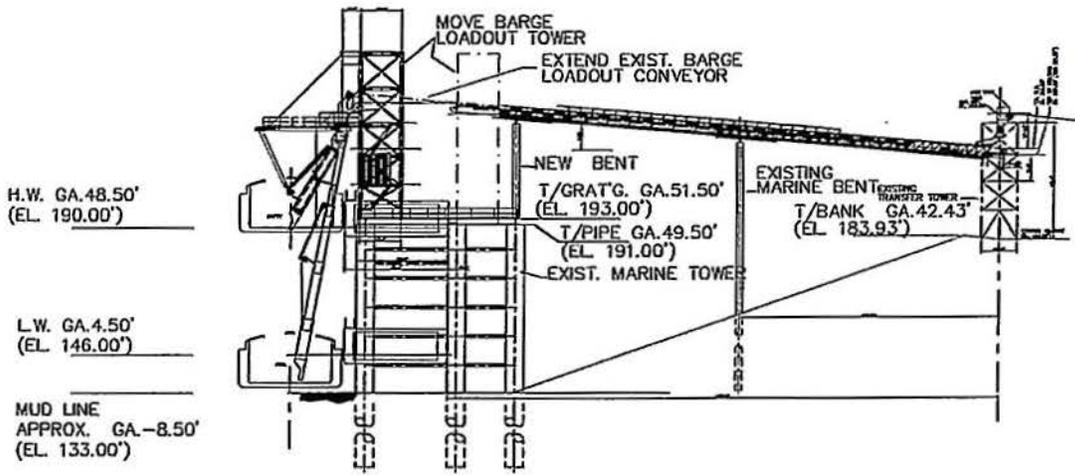


RIVERFRONT ELEVATION

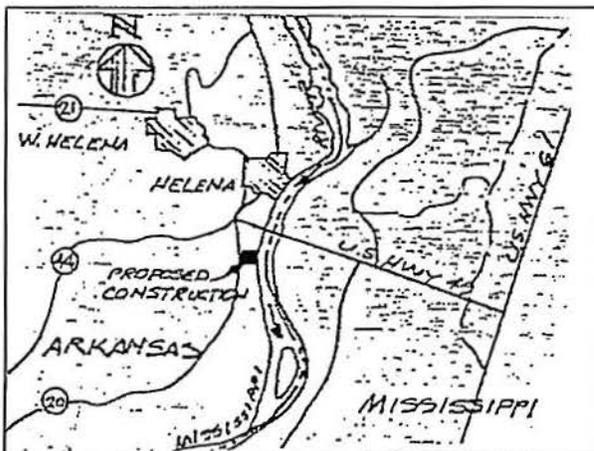
PROPOSED DOCK ADDITION
FOR EXISTING DOCK
AT ADM GRAIN CO.

AT HELENA, ARK.
COUNTY OF PHILLIPS
APPLICATION BY
BROUGH & STEPHENS, INC.
CONSULTING ENGINEERS

			Drwn TL	B/S	BROUGH and STEPHENS, INC. Consulting Engineers MEMPHIS, TENNESSEE	FILE 13042
			Chkd			SHEET NO.
REV.	BY	DATE	Scale 1"=60'			3
			Date 2/18/13			



CROSS-SECTION/DOCK



VICINITY MAP
MILE 661.3 ON
MISSISSIPPI RIVER

PROPOSED DOCK ADDITION
FOR EXISTING DOCK
AT ADM GRAIN CO.

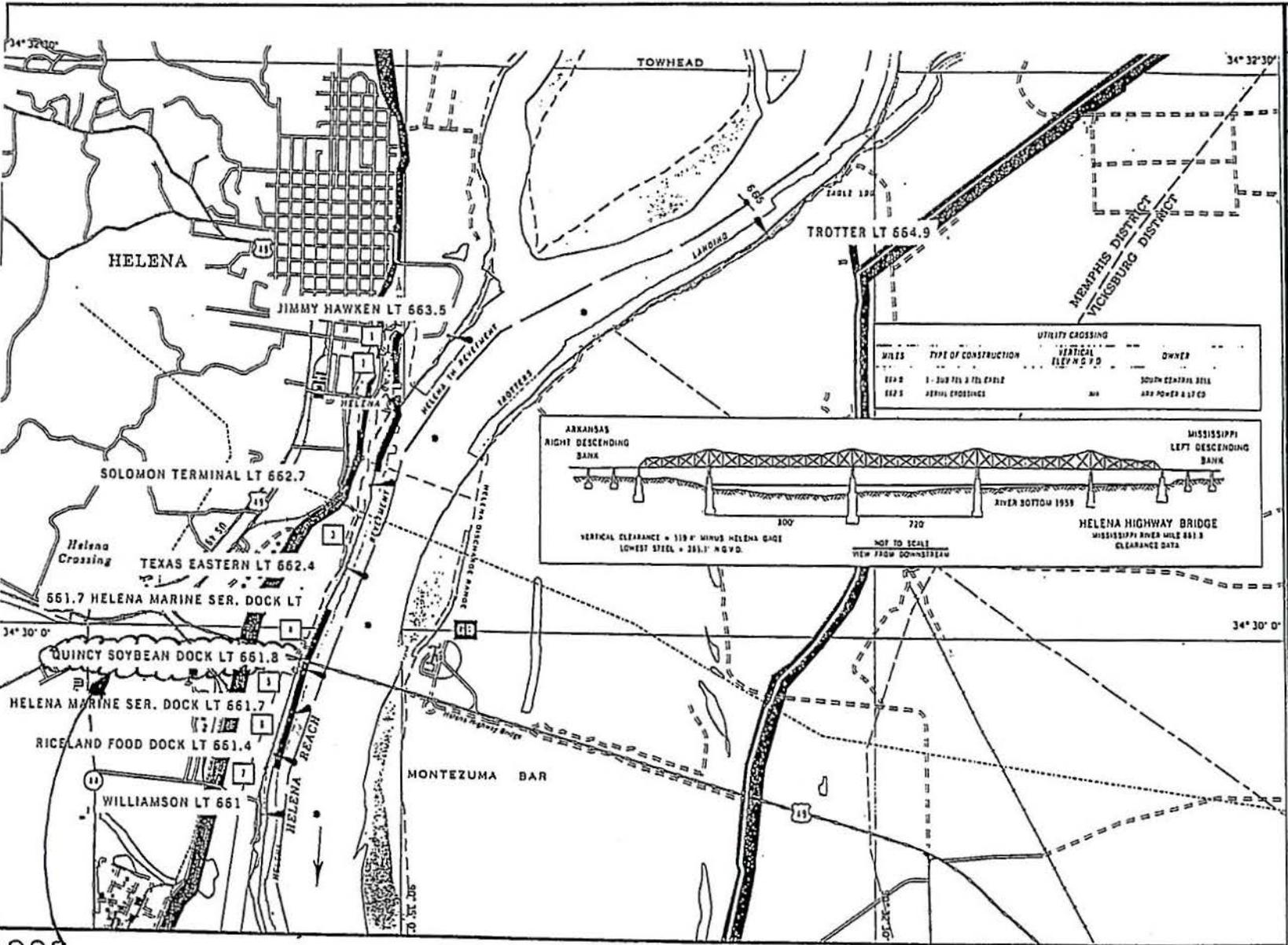
AT HELENA, ARK.
COUNTY OF PHILLIPS
APPLICATION BY
BROUGH & STEPHENS, INC.
CONSULTING ENGINEERS

REV.	BY	DATE	Drawn	TL
			Checked	NOTED
			Scale	6/17/05

B/S
BROUGH and STEPHENS, INC.
 Consulting Engineers
 MEMPHIS, TENNESSEE

FILE #
 SHEET NO. **3a**
 MAP NO. 66

13042



**PROPOSED
 MODIFICATIONS**

C:\AutoCAD2004\acadwgs\ADM\helena\PERMIT1.dwg, 6/14/2005 5:50:34 PM, hp deskjet 5600 series (Copy 1)

1998

SCALE 1:31,680
 1 INCH = 1/2 MILE