Public Notice

US Army Corps of Engineers

Memphis District

REFERENCE:
U.S. ARMY CORPS OF ENGINEERS
REPLY TO ATTN: Roger Allan
167 North Main Street, RM B202
Memphis, TN 38103-1894
Telephone: (901) 544-3682
Email: roger.s.allan@usace.army.mil
POSTMASTER PLEASE POST UNTIL:

PUBLIC NOTICE NO.
MVM-2013-094-RSA

Public Notice Date
May 16, 2013

Expiration Date
June 17, 2013

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 10 of the Rivers and Harbors Act of 1899.

APPLICANT: Trinity Marine Products, Inc.
Attn: Stuart Houart
265 County Highway 346
Caruthersville, Missouri 63830
(573) 333-6172

AGENT: Mike Stephens
Brough & Stephens, Inc.
5050 Poplar Avenue, Suite 1020
Memphis, Tennessee 38157
(901) 684-1112

LOCATION: The proposed project site is located on the right descending bank of the Mississippi River at approximate River Mile 848.2, latitude 36.2279° and longitude -89.6973°, in Pemiscot County, Missouri. The project area is shown on the enclosed location map (attachment 1), based on the Caruthersville, MO, 7.5 minute quadrangle.

PURPOSE: The applicant's stated project purpose is to extend the existing mooring line to enable barge receiving during low water conditions.

DESCRIPTION OF WORK: The proposed project entails work at an existing barge loading facility. The applicant proposes to install one 48-inch diameter single pipe dolphin 10 feet outward (east) from the existing pile cell at the upstream end of the project area and one 48-inch diameter single pipe dolphin 10 feet outward (east) of the existing dolphin at the downstream end of the project area. Details are shown on attachments 2-4.

Riprap would be placed around the dolphins to repair the existing revetment in the area. The placement of fill material associated with this portion of the project meets the criteria of a Nationwide Permit under the Department of the Army's Clean Water Act (Section 404) permitting authority.

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.

AVOIDANCE/MINIMIZATION: The applicant stated that riprap would be used to repair the existing revetment if required and that the project should not result in any notable impacts or changes to the existing dock area.

MITIGATION: No compensatory mitigation was proposed.

THREATENED & ENDANGERED SPECIES: This application is being coordinated with the U.S. Fish and Wildlife Service. Based on the location of known nesting colonies this project should not affect the interior least tern (*Sterna antillarum athalassos*). The pallid sturgeon (*Schaphirhynchus* albus) is also known to utilize the Mississippi River but it is not anticipated that this project will affect this species. Any comments USFWS may have regarding 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, Federally-recognized Tribes, 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 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 activity, must be balanced against its reasonably foreseeable detriments. All factors which may be relevant to the activity will be considered, including the cumulative effects thereof; among those are conservation, economics, aesthetics, general environmental concerns, wetlands, cultural values, 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-listed Tribes; and other interested parties in order to consider and evaluate the impacts of the 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 the 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 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 overall public interest of the proposed activity.

PUBLIC HEARING: Any person who has an interest, which may be affected by the deposition of this material, may request a public hearing. The request must be submitted in writing to the District Engineer within the comment period of this notice and must clearly set forth the interest, which may be affected, and the manner in which the interest may be affected by this activity. 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 and 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 nor are we an opponent of the project. We are merely the permitting authority of Section 404 and Section 10 permits required by our office.

If you wish to obtain additional information or to submit comments on the application, please contact Roger Allan at U.S. Army Corps of Engineers, 167 North Main Street, RM B202, Memphis, Tennessee 38103-1894, telephone 901/544-3682. 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 Permit 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.

Comments should be forwarded to reach this office by June 17, 2013.

Gregg Williams
Chief
Regulatory Branch

Enclosures

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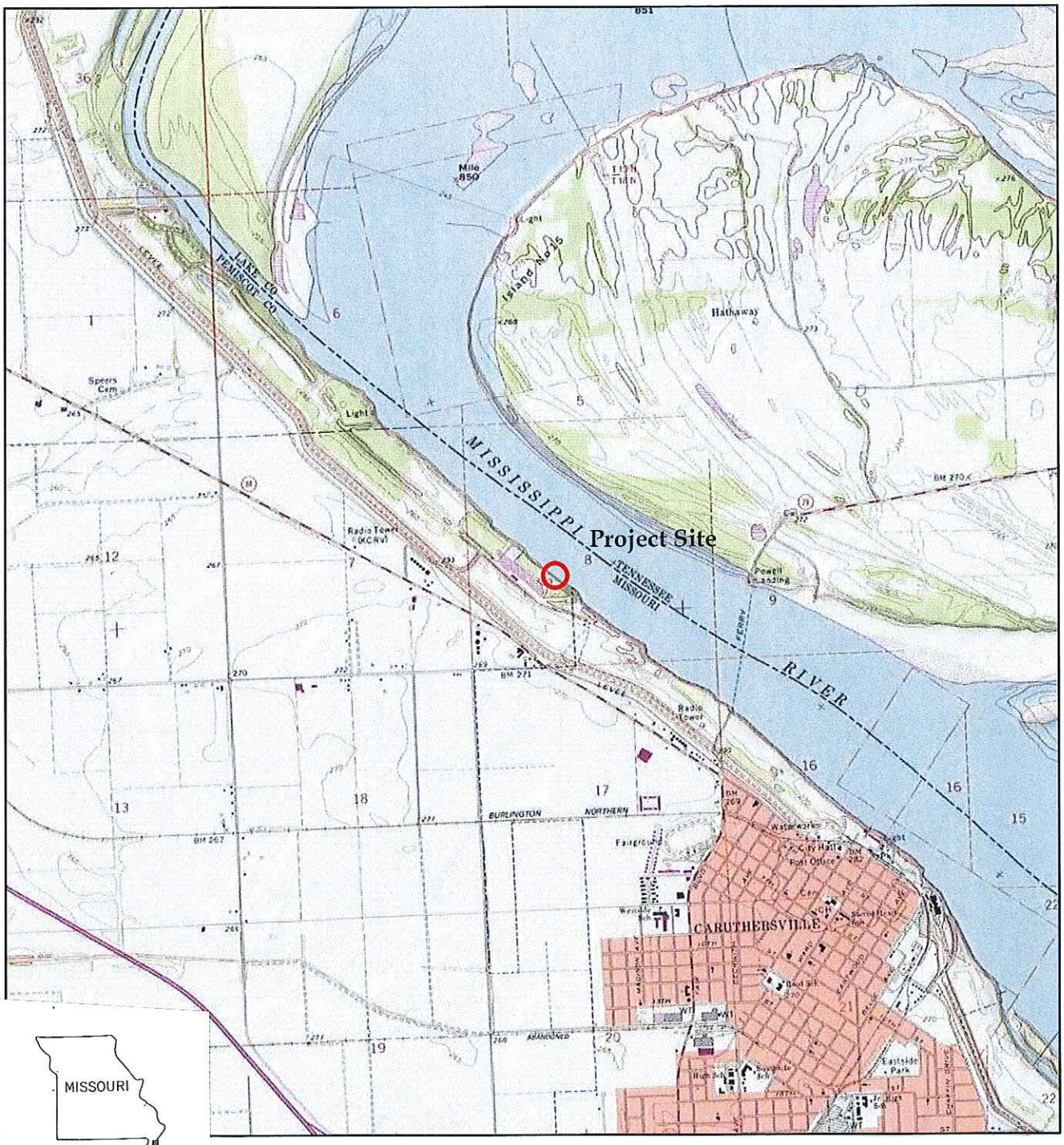

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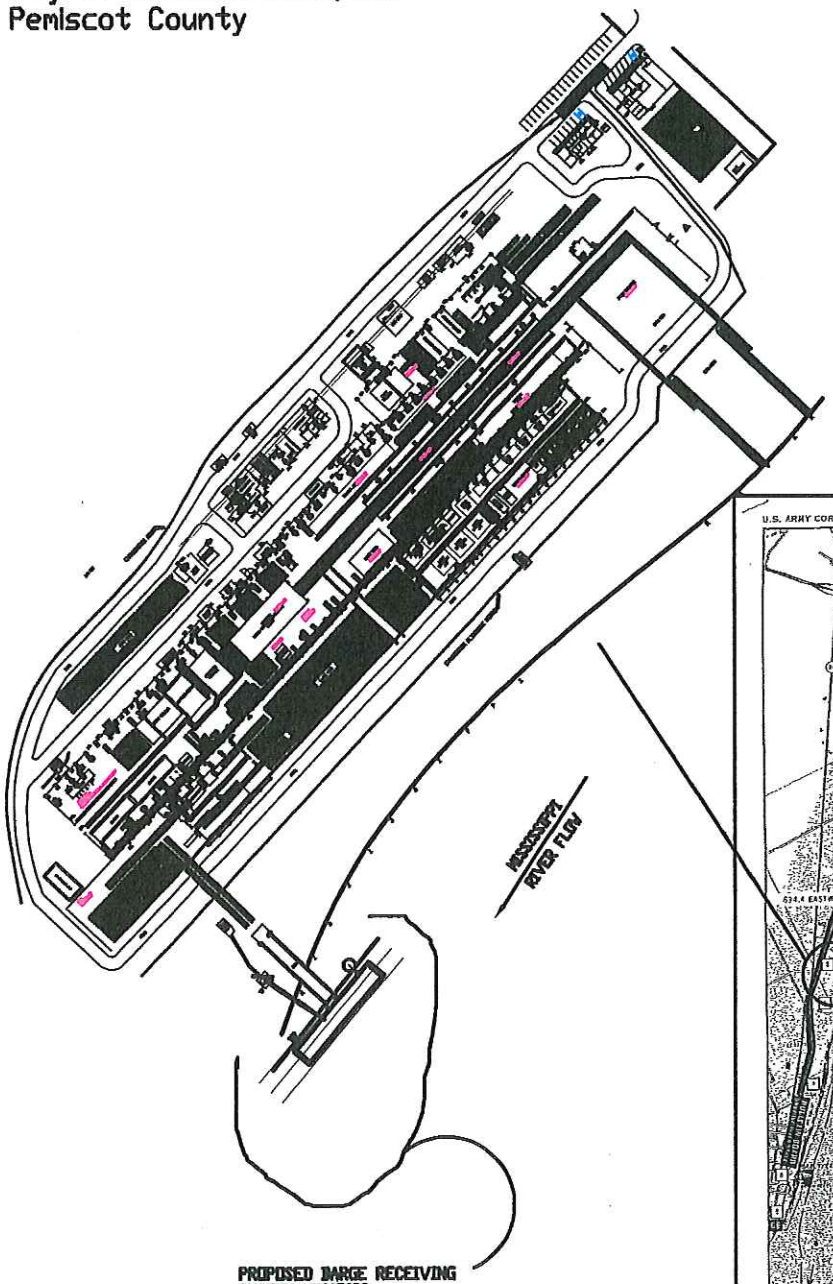
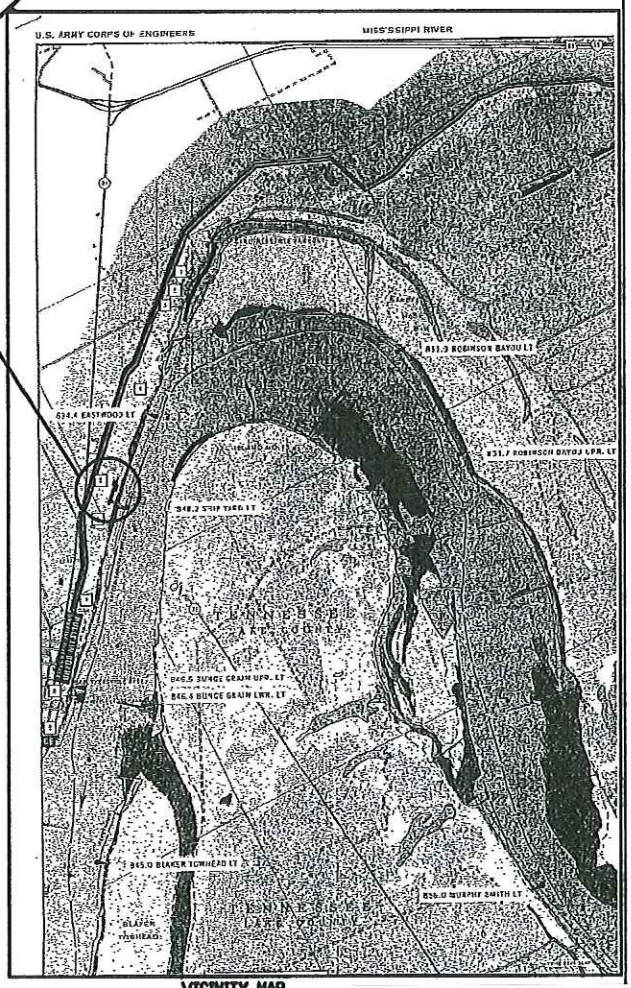
Attachment 1: Location Map

TRINITY BARGE CARUTHERSVILLE, MO.	Drwn TL Chkd Scale 1"=300' Date 11/2/12	B/S	BROUGH and STEPHENS, INC. Consulting Engineers MEMPHIS, TENNESSEE	FILE 12-318 SHEET NO. 1

PROPOSED BARGE RECEIVING SYSTEM MODIFIED

Mile Mark 848.2 @ Lower Mississippi River
City of Caruthersville, Mo.
Pemiscot County





VICINITY MAP

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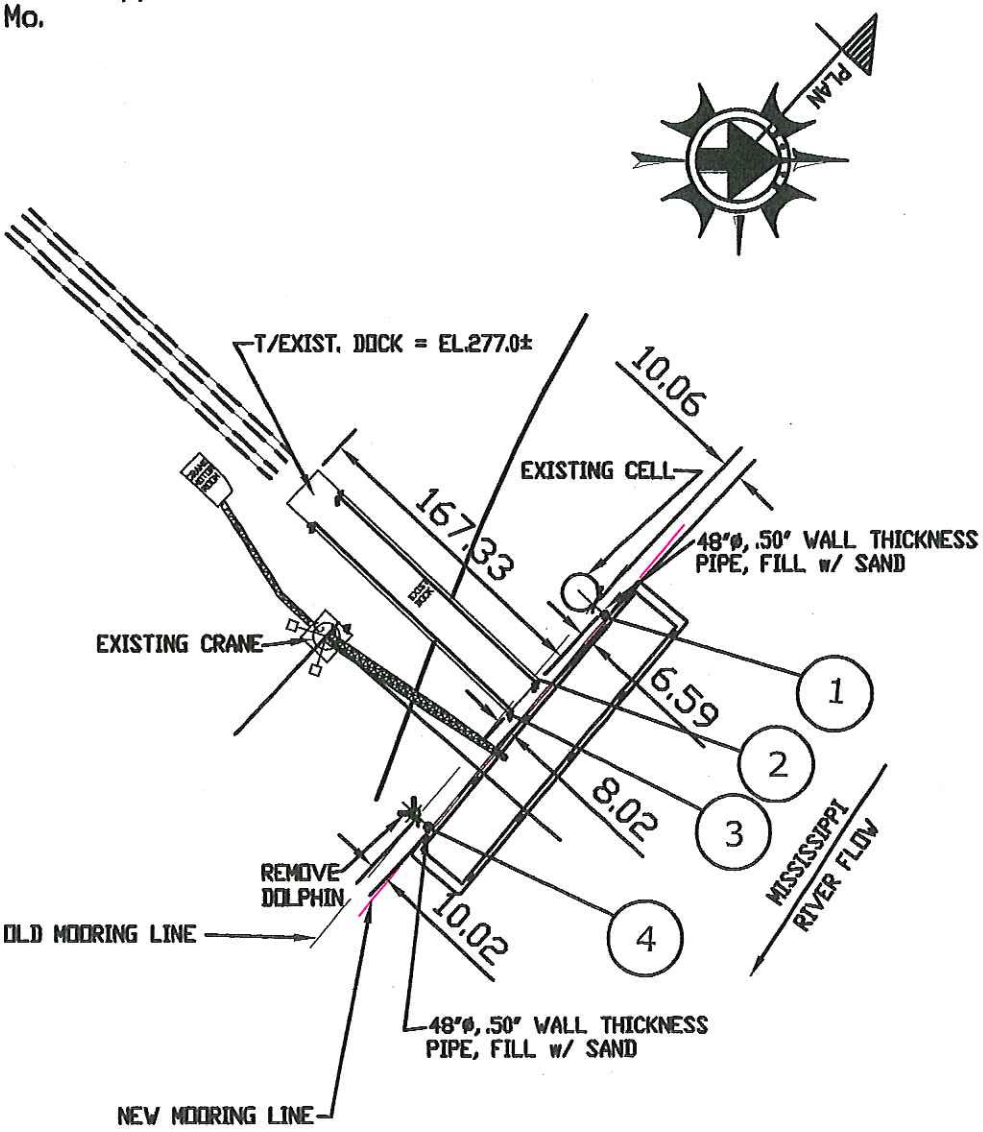
Attachment 2: Project Site

TRINITY BARGE CARUTHERSVILLE, MO.	Drwn TL Chkd Scale 1"=100' Date 11/2/12	B/S	BROUGH and STEPHENS, INC. Consulting Engineers MEMPHIS, TENNESSEE	FILE 12-318 SHEET NO. 2

PROPOSED BARGE RECEIVING SYSTEM MODIFIED

Mile Mark 848.2 @ Lower Mississippi River
City of Caruthersville, Mo.
Pemiscot County



	UTM ZONE 16 (FEET)				
MK.	GRID N	GRID E	LATITUDE	LONGITUDE	DESCRIPTION
1	13,146,742.380	1,171,082.145	36°11'54.48"	89°35'28.20"	NEW UP. 72"ø DOLPHIN
2	13,146,704.171	1,171,114.732	36°11'54.11"	89°35'27.79"	EXISTING UP. 72"ø DOLPHIN
3	13,146,686.500	1,171,132.224	36°11'53.94"	89°35'27.58"	EXISTING UP. DOCK CNR.
4	13,146,641.579	1,171,193.973	36°11'53.51"	89°35'26.81"	NEW DN. 72"ø DOLPHIN

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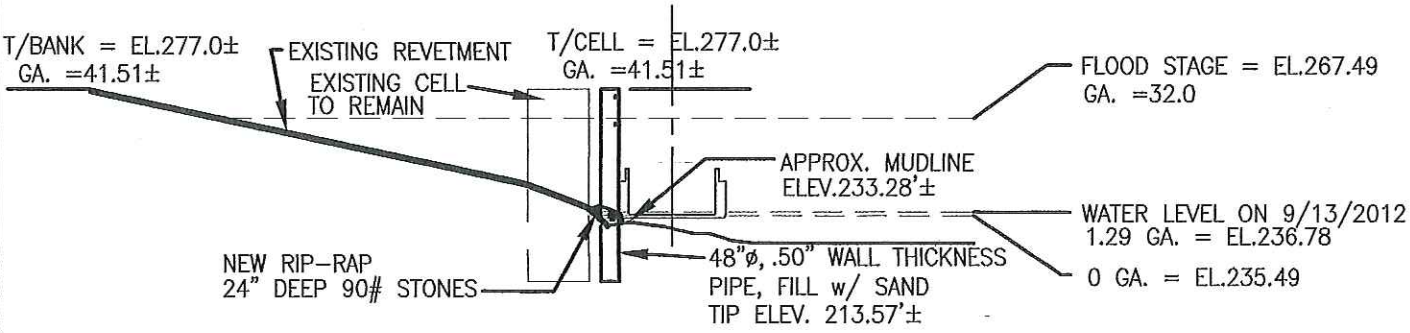
Attachment 3: Project Details

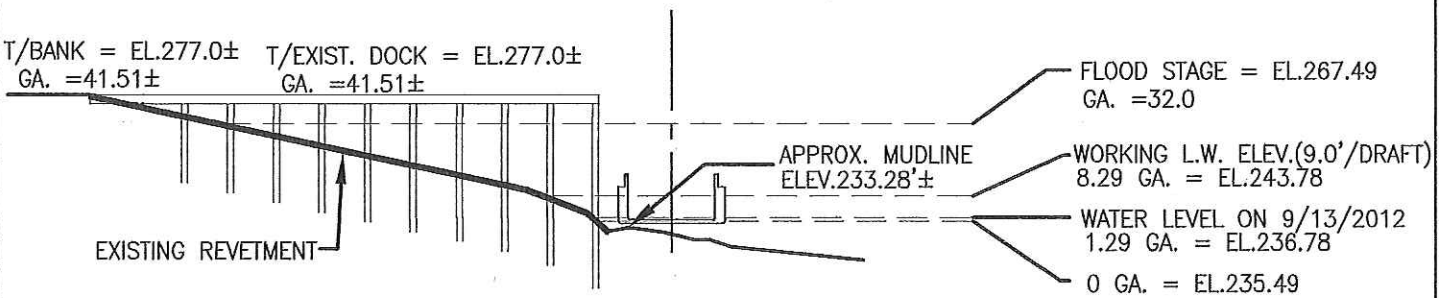
TRINITY BARGE CARUTHERSVILLE, MO.	Drwn TL Chkd Scale 1"=60' Date 11/2/12	B/S	BROUGH and STEPHENS, INC. Consulting Engineers MEMPHIS, TENNESSEE	FILE 12-318 SHEET NO. 3

PROPOSED BARGE RECEIVING SYSTEM MODIFIED

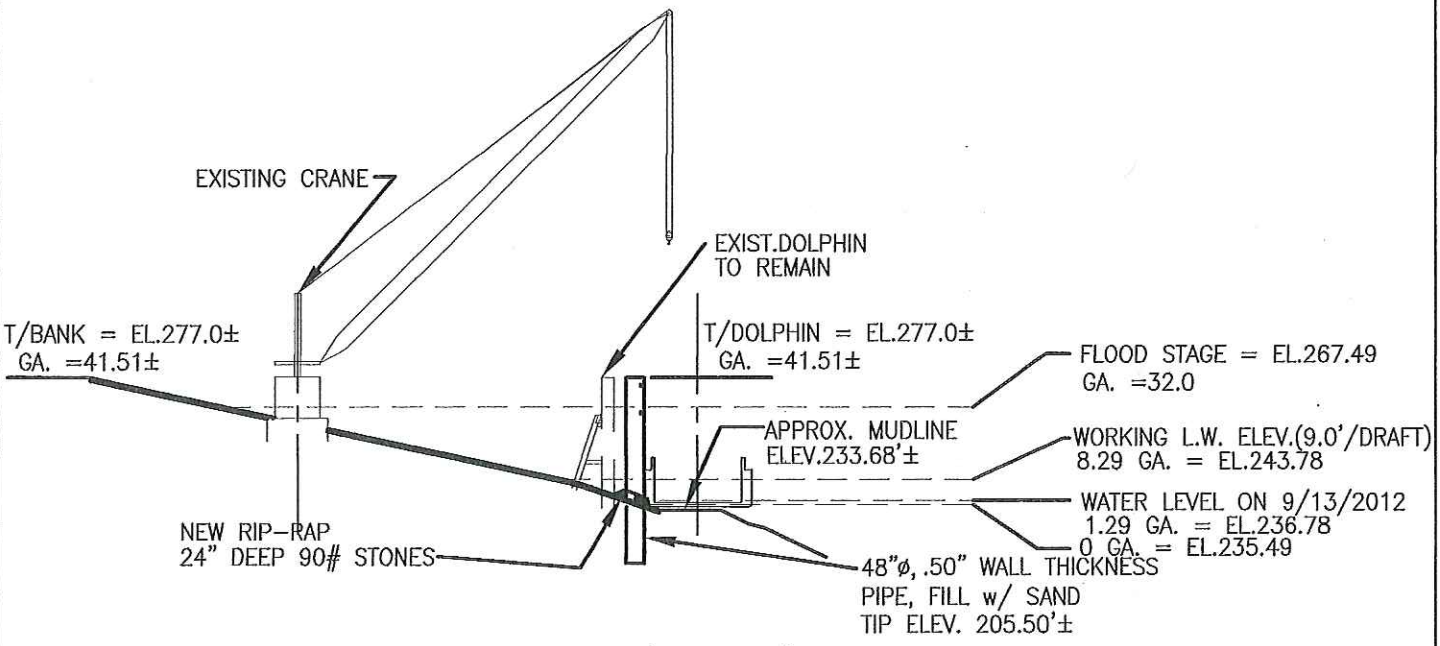
Mile Mark 848.2 @ Lower Mississippi River
City of Caruthersville, Mo.
Pemiscot County



PROPOSED DOLPHIN 10'± EAST/EXIST. CELL



EXISTING DOCK PROFILE



PROPOSED DOLPHIN 10'± EAST/EXIST. DOLPHIN

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Attachment 4: Project Details