



**US Army Corps
of Engineers** ®
Memphis District

ISSUE DATE: May 28, 2020

EXPIRATION DATE: June 12, 2020

PUBLIC NOTICE

**U.S. ARMY CORPS OF ENGINEERS
MEMPHIS DISTRICT**

U.S.C. Chapter 33, Section 408 Permit Evaluation

TITLE: Texas Eastern Transmission, LP Pipeline Inspection and Maintenance

INTRODUCTION: The authority to grant permission for temporary or permanent alterations of any US Army Corps of Engineers (USACE) federally authorized civil works project is contained in Section 14 of the Rivers and Harbors Act of 1899 and codified in 33 USC 408. Section 408 authorizes the USACE to grant permission for the alteration, occupation, or use of the project if the USACE determines that the activity will not be injurious to the public interest and will not impair the usefulness of the project. The St. Francis Basin Project, the federally authorized civil works project proposed for alteration, provides for managing flood risks to the alluvial valley in southeast Missouri and northeastern Arkansas. Texas Eastern Transmission, LP is proposing to inspect a section of pipeline in Dunklin County, Missouri. The inspection will meet the pipeline maintenance program requirements and safety regulations. Inspections of the pipeline are routine and would detect anomalies along pipe segments. Texas Eastern proposes to excavate an area measuring 15-feet wide, 10-feet long, and 4-feet deep, remove the pipe coating, inspect and assess the pipe, repair if necessary, recoat, and backfill to pre-existing topography and vegetation. This public notice is soliciting input for USACE's evaluation and review for the inspection (Figure 1).

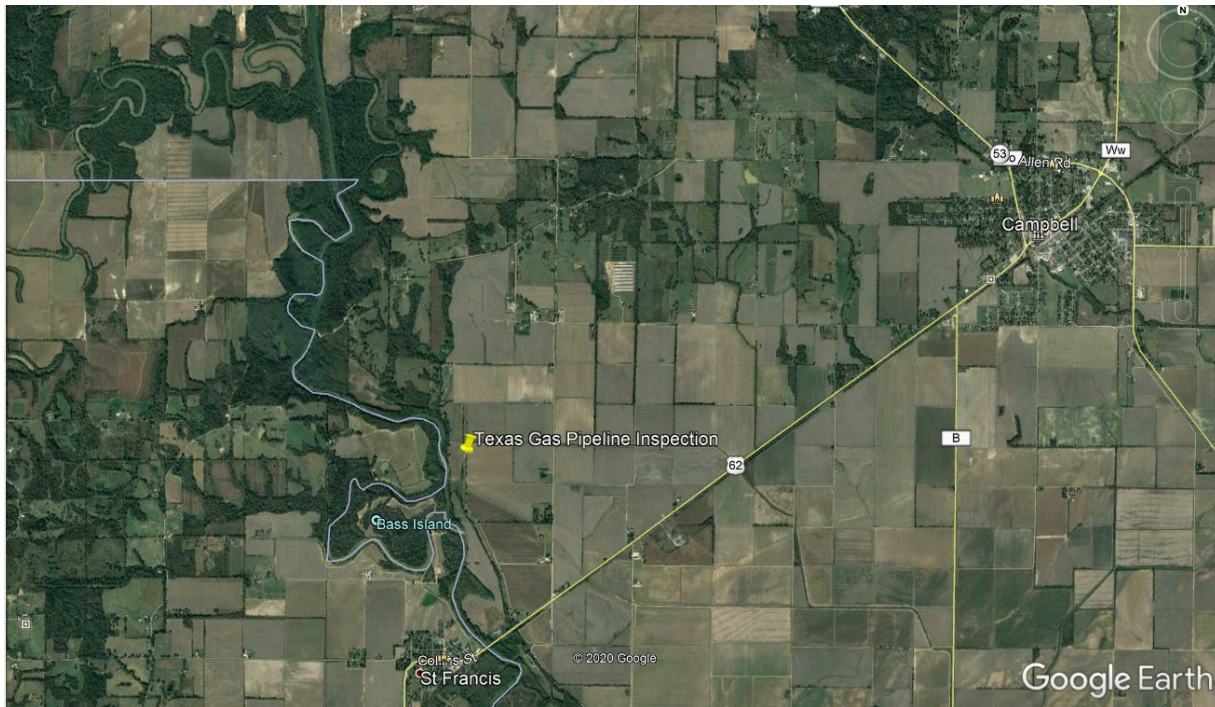


Figure 1. Section 408 Project Location for the Texas Eastern Transmission, LP (Texas Eastern) Gas Line Inspection within the U.S. Army Corps of Engineers Memphis District Boundaries.

PROJECT DESCRIPTION: Section 408 authorizes the USACE to grant permission for the alteration, occupation, or use of the project if the USACE determines that the activity will not be injurious to the public interest and will not impair the usefulness of the project. The St. Francis Basin Project, the federally authorized civil works project proposed for alteration, provides for managing flood risks to the alluvial valley in southeast Missouri and northeastern Arkansas. As part of its pipeline maintenance program and pursuant to safety regulations, Texas Eastern routinely performs inspection of its pipeline to detect anomalies along pipe segments. Texas Eastern proposes to perform an inspection and maintenance project (project) along its pipeline on Line 1, Milepost 8.944, in Section 12, Township 21 North, Range 8 East, in Dunklin County, Missouri. The project site is located on, and directly adjacent to, the St. Francis East to Big Lake West System Levee, and will be accessed via an existing road; no roads would be widened or improved to provide access. At Latitude 36.472742, Longitude -90.140463, Texas Eastern proposes to excavate an area measuring 15-feet wide, 10-feet long, and 4-feet deep; remove the pipe coating; inspect and assess the pipe; repair if necessary; recoat; and backfill to pre-existing topography and vegetation. Due to minimal excavation and the return of all backfill to existing topography, impacts would be temporary in nature; and the levee would be returned to pre-construction condition and grade. Temporary erosion and sediment control measures would be implemented during the excavation activities. Installation of permanent erosion control in the form of seeding, mulching, and stabilization measures would be implemented immediately upon completion of the project work.

ENVIRONMENTAL COMPLIANCE: A decision on a Section 408 request is a federal action, and therefore subject to the National Environmental Policy Act (NEPA) and other environmental compliance requirements. The scope of analysis for the NEPA and environmental compliance evaluations for the Section 408 review should be limited to the area of the alteration and those adjacent areas that are directly or indirectly affected by the alteration. As the proposed project would not result in fill material being placed into any wetlands or waters of the U.S., a Section

404 permit is not required from USACE Memphis Regulatory Division. Similarly, a Water Quality Certification would not be required from the State of Missouri. The proposed Section 408 alteration is within the USACE project footprint, no known historic properties would be affected. The proposed Section 408 alteration was determined to have no effect on threatened or endangered species or their critical habitat pursuant to the Endangered Species Act. The decision on this Section 408 request is being analyzed in accordance with NEPA and is limited to the Section 408 boundaries described herein.

PUBLIC INTEREST REVIEW: The purpose of this notice is to solicit comments from the public; federal, state, and local agencies and officials; Native American Tribes; and other interested parties. Comments received within 15 days of this publication will be used in the evaluation of potential impacts of the proposed action on important resources. All comments will be considered pursuant to NEPA. USACE has jurisdiction under 33 USC 408, only over the specific activities that have the potential to alter existing USACE projects. Please limit comments to the area of the alteration and those adjacent areas that are directly or indirectly affected by the alteration to the federally authorized civil works project described herein. **Comments may be submitted to Andrea.L.Carpenter@usace.army.mil and should be received by June 12, 2020.**

Sincerely,



Edward P. Lambert
Chief, Environmental Compliance Branch
Regional Planning and Environmental Division South