



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

ISSUE DATE: May 23, 2022

EXPIRATION DATE: June 10, 2022

PUBLIC NOTICE

**U.S. Army Corps of Engineers
Memphis District**

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

TITLE: Section 408 Permission Evaluation for Consolidated Grain and Barge Co., Dyer County, Tennessee.

INTRODUCTION: The authority to grant permission for temporary or permanent alterations of any U.S. 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. Consolidated Grain and Barge (CGB) is proposing to build a new truck receiving pit/conveyor tunnel structure near the Mississippi River at its Boothspoint River Terminal located in Dyer County, Tennessee (Figure 1).

PROJECT DESCRIPTION: Section 408 authorizes USACE to grant permission for the alteration or occupation or use of the project if USACE determines that the activity will not be injurious to the public interest and will not impair the usefulness of the project. The Mississippi River Channel Improvement, the federally authorized civil works project proposed for alteration, provides for channel improvement to increase the flood carrying capacity and reduce flood heights, to stabilize alignment and prevent bank caving that would destroy the main line levees, and to provide an aligned navigation channel. The proposed request would involve creating 3 below-grade truck dump hoppers and conveyor belts that transport grain to either storage bins within the facility or out to the river to be loaded onto barges. The new riverside conveyor belt would be perpendicular to the truck pits allowing CGB to reuse the existing conveyor tower near the riverbank (Figure 2). The pit structure itself would be constructed of cast-in-place reinforced concrete base slabs and pit walls, resting on steel H-piles. The truck hoppers would be supported by steel beams resting on the pit walls, with a pre-engineered metal building set on top to protect the underlying machinery from the elements (Figure 2).

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 alteration and

those adjacent areas that are directly or indirectly affected by the alteration. The proposed project meets criteria set forth in Nationwide Permit 14, Linear Transportation Projects. Additionally, as the proposed Section 408 alteration is within the USACE project footprint, no known historic properties would be affected. Furthermore, 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 in preparing environmental documentation 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 jennifer.hiltonsmith@usace.army.mil and should be received by June 10, 2022.**

Sincerely,



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

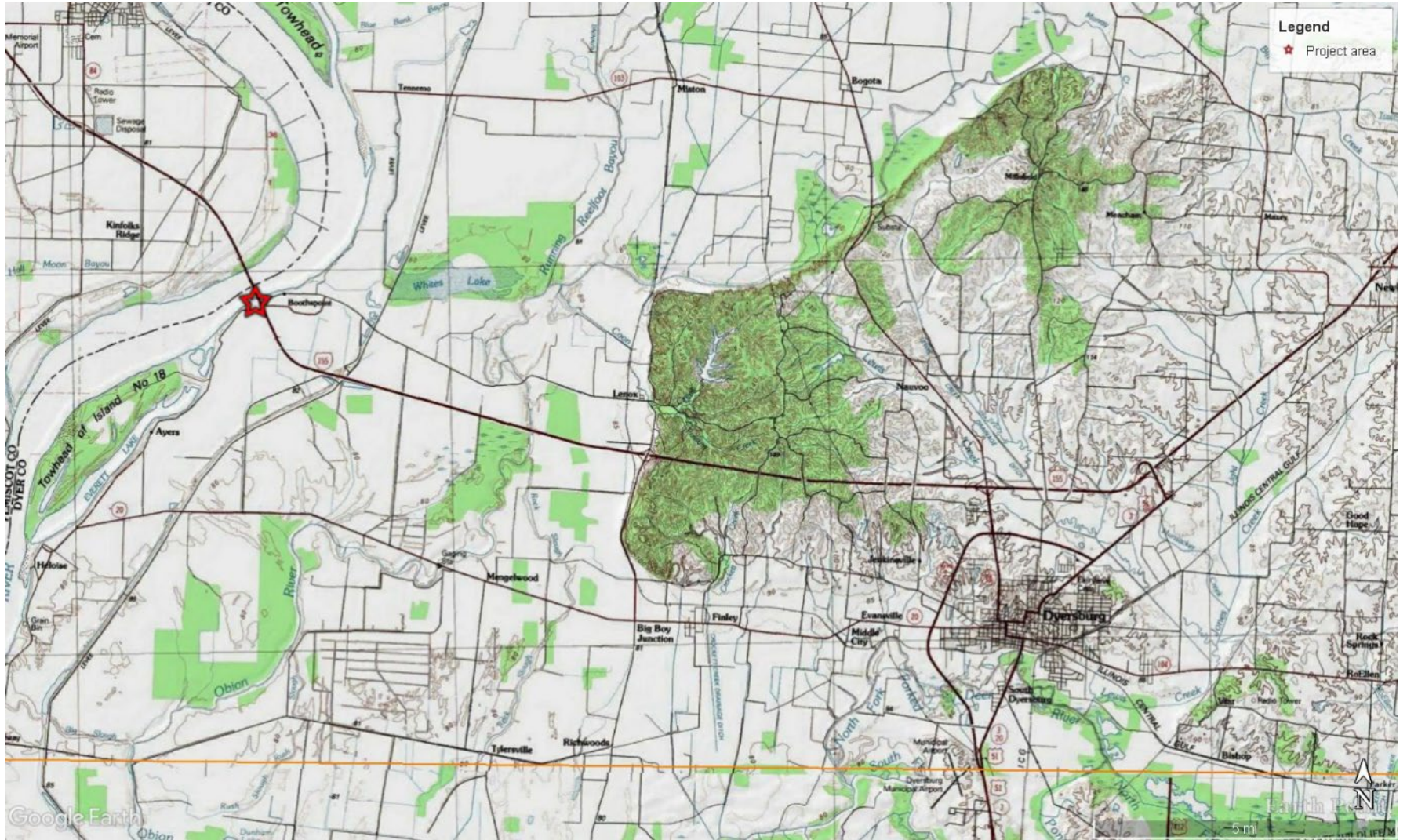


Figure 1. Proposed Section 408 project location for Consolidated Grain and Barge, Dyer County, Tennessee.

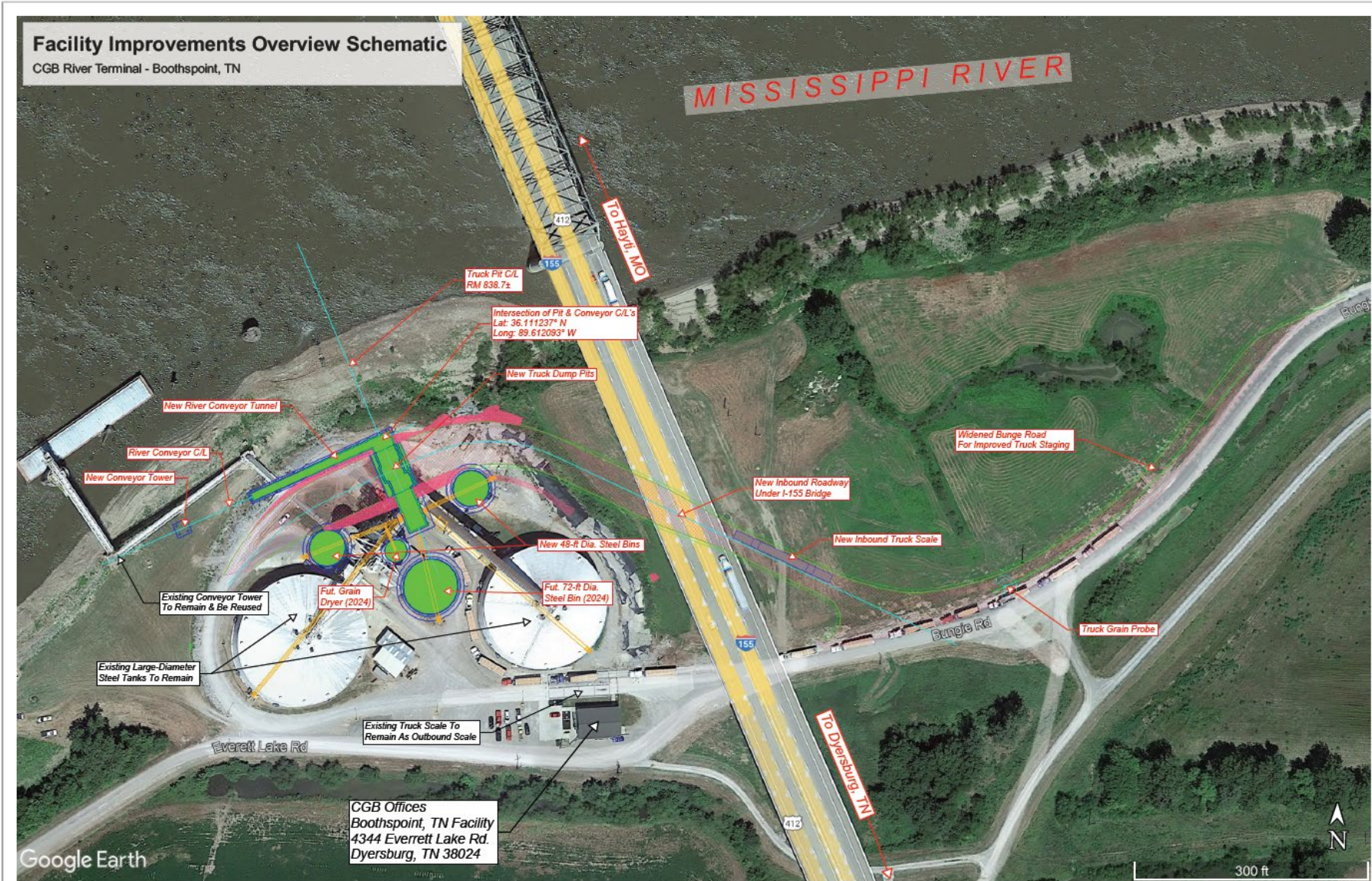


Figure 2. Proposed Section 408 project features, Consolidated Grain and Barge, Dyer County, Tennessee.