

US Army Corps
of Engineers
Memphis District

Public Notice

FILE NUMBER: MVM 2019-327 (RC)

NOTICE DATE:
December 31, 2019

Attn: Postmaster,
Please Post Until  **EXPIRATION DATE:**
January 30, 2020

Public Notice **U.S. Army Corps of Engineers**

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 & Harbors Act.

APPLICANT:

Mr. Patrick D. Peay
Mississippi Limestone Corporation
P. O. Box 252
1500 Port Road
Friars Point, Mississippi 38631
(662) 383-2207

PURPOSE: The purpose of the project is to dredge fine aggregate (sand) that meets the U.S. Army Corps of Engineers specifications to be used in the manufacturing of articulated concrete mattress. These articulated concrete mattresses are used in connection to the Mississippi River Corps of Engineers Channel Improvement program (see attached map).

LOCATION: The project area will be located in the Mississippi River in Mississippi County, Arkansas, across from the Corps of Engineers office site at Richardson Landing in Drummonds, Tipton County, Tennessee, near River Mile 769.0, at Latitude 35.5213° and Longitude -89.8927°, as shown on the Nodena, ARK-TENN, 7.5-minute quadrangle map.

DESCRIPTION OF WORK: The applicant proposes to hydraulically dredge approximately 65,000 tons of sand from the Mississippi River and stockpile the material at the Corps of Engineers casting field until utilized in manufacturing the articulated concrete mattress. Sand will be unloaded and deposited at Richardson Landing from a flat deck barge. Sand will then be unloaded onto trucks utilizing a machine barge that contains an excavator, and a small hopper with a 36-inch belt to a larger hopper which will enable trucks to drive under and be loaded. Trucks will then dump sand in supply piles in upland areas where it will be pushed by dozers and loaders.

AVOIDANCE/MINIMIZATION: The applicant will only dredge the minimum amount required to meet the project purpose.

MITIGATION: The applicant did not propose compensatory mitigation.

ENDANGERED SPECIES: This notice is being coordinated with the U.S. Fish and Wildlife Service (USFWS). The proposed activities are part of the Memphis District's Channel Improvement Program of the Mississippi River and Tributaries Project. The associated effects of the channel improvement program on the endangered pallid sturgeon, interior least tern, and fat pocketbook mussel is being coordinated with the USFWS. A review of the USFWS, ECOS species by county report indicates that two endangered species may occur in the project area. These include the Least tern (*Sterna antillarum*) and Pallid sturgeon (*scaphirhynchus albus*). Any comments USFWS, or other interested parties, may have regarding these or other endangered or threatened species or their critical habitat, will be considered in our evaluation of the described work.

CULTURAL RESOURCES: In compliance with Section 106 of the National Historic Preservation Act of 1966 (NHPA), as amended, the Memphis District will identify and evaluate potential effects of the proposed action on historic properties through consultation with federal, state, and local agencies, federally-recognized Indian Tribes, the public, and other interested parties.

FLOODPLAIN: In accordance with 44 CFR Pat 60 (Floodplain Management and Use), Participating communities are required to review all proposed development to determine if a floodplain development permit is required. Floodplain administrators should review the proposed public notice and notify this office of any floodplain 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.

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.

COMMENTS OR REQUEST FOR ADDITIONAL INFORMATION: Send comments to the Corps of Engineers, Memphis District. Comments must be received by the expiration date listed on page one of this notice and may be sent via mail or email to the following:

U. S. Army Corps of Engineers – Memphis District
ATTN: Randy Clark
167 N. Main Street, Room B-202
Memphis, Tennessee 38103-1894
E-mail: james.r.clark@usace.army.mil
Phone: (901) 544-0735
Fax: (901) 544-0211

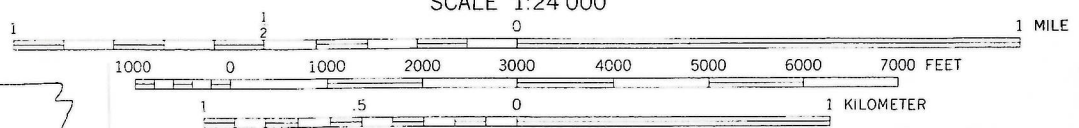
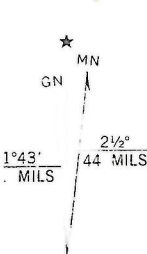
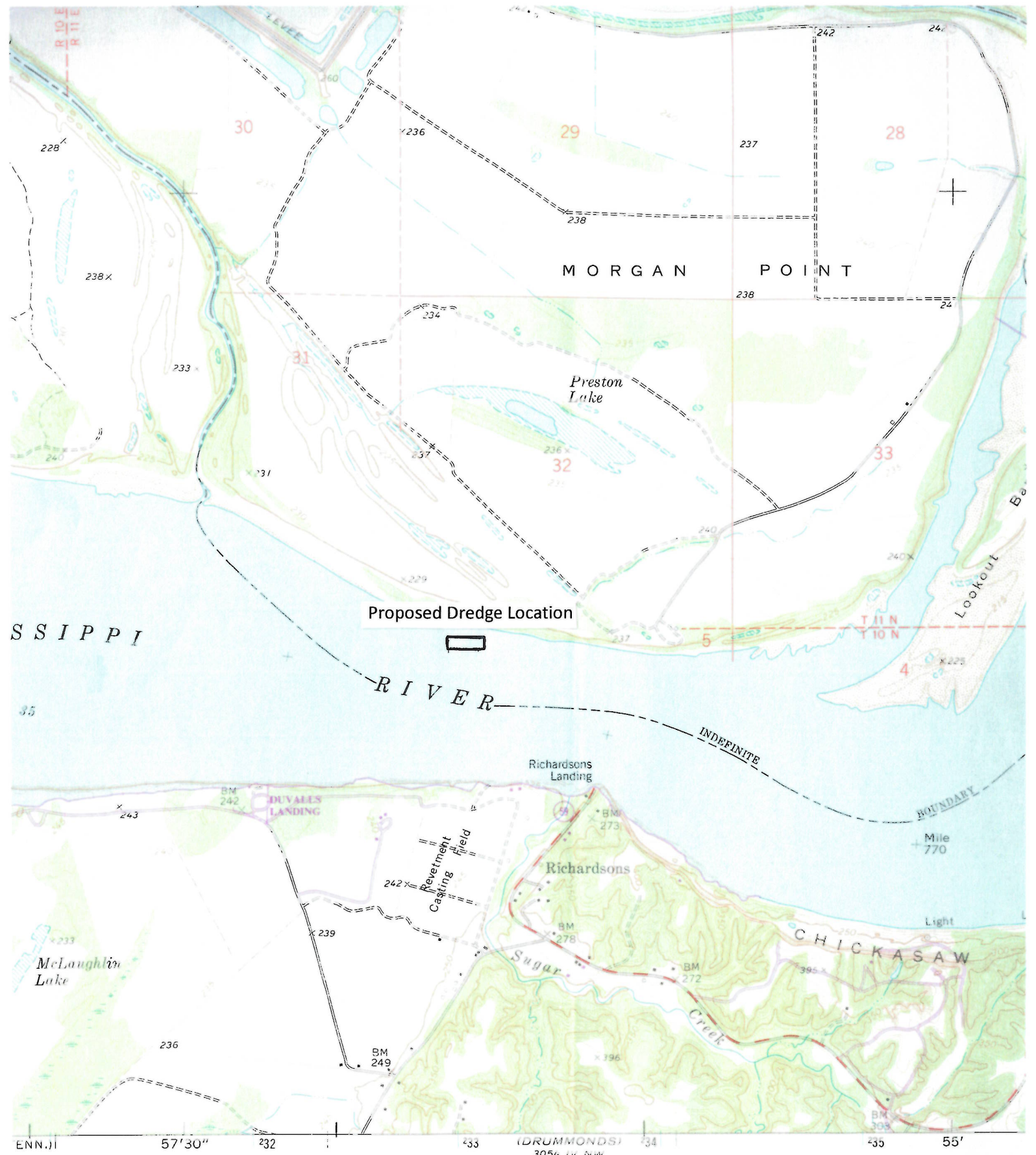
The Corps of Engineers may provide copies of all comments, (including name & address of those providing comments) to the applicant for consideration and response prior to a decision. Comments must be received by the expiration date listed on page one of this notice.

For Final Individual Permits actions in the Memphis District, go to the following link: <http://permits.ops.usace.army.mil/orm-public>. 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 W. Williams
Chief
Regulatory Branch

Attachments



CONTOUR INTERVAL 5 AND 10 FEET
NATIONAL GEODETIC VERTICAL DATUM OF 1929

NODENA, ARK.—TENN.
SW/4 OSCEOLA 15' QUADRANGLE
35089-E8-TF-024