



US Army Corps
of Engineers
Memphis District

Public Notice

FILE NUMBER: MVM 2020-327

NOTICE DATE:
February 11, 2021

Attn: Postmaster,
Please Post Until

EXPIRATION DATE:
March 13, 2021



Public Notice U.S. Army Corps of Engineers

AUTHORITY: The Memphis District Corps of Engineers, hereby gives notice pursuant to Section 10 of the River and Harbors Act of 1899 and Section 404 of the Clean Water Act (CWA) and 33 CFR 337 published in the Federal Register April 26, 1988, of the U.S. Government's proposed deposition of dredged material in connection with maintenance dredging.

APPLICANT:

U.S. Army Corps of Engineers – Memphis District
Operations Division
167 N. Main Street, RM B-202
Memphis, TN 38103-1894
Telephone (901) 544-3471

PURPOSE: To conduct maintenance dredging of sand and silt from the Northwest Tennessee Harbor to maintain navigation into and out of the harbor.

LOCATION: Northwest Tennessee Harbor, Lake County, Tennessee as shown in Figures 1 and 3. Approximate Latitude and Longitude for the project are 36.453996°N and -89.486408°W.

DESCRIPTION OF WORK: (Re-Issuance of existing maintenance dredging authorization). Maintenance dredging is conducted on an as-needed basis to maintain the minimum project channel dimensions at any river stage. The Northwest Tennessee Harbor Channel is 9,000 feet long, with a width of 130 feet transitioning to 225 feet for a berthing area and a 300-foot diameter turning basin. Channel maintenance dredging is done by the use of a cutterhead hydraulic dredge with floating pontoon pipe combined with shoreline pipe. The dredged material is and will continue to be deposited in an adjacent upland contained disposal area (see Figure 2) and effluent returned to the Mississippi River. The first site is a 66-acre site located landside of the levee. The second area is a 156-acre site, located in the batture land area. (Refer to Figure 2)

AVOIDANCE, MINIMIZATION, & COMPENSATION: The area to be dredged is the minimum space required for the harbor to maintain its shipping channel. No mitigation is proposed for this maintenance dredging project.

ENDANGERED SPECIES: This application is being coordinated with the U.S. Fish and Wildlife Service. Any comments they have submitted regarding endangered or threatened wildlife or plants or their critical habitat will be considered in our evaluation of the described work.

NATIONAL ENVIRONMENTAL POLICY ACT (NEPA). An Environmental Impact Statement (EIS) for the Mississippi Rivers and Tributaries Project was prepared pursuant to NEPA. A supplemental Environmental Assessment (EA) will be prepared at the conclusion of the comment period to update the record.

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.

WATER QUALITY CERTIFICATION: The Clean Water Act (CWA) Section 401 Certification Rule (Certification Rule, 40 CFR 121), effective September 11, 2020, requires certification for any license or permit that authorizes an activity that may result in a discharge. The scope of a CWA Section 401 certification is limited to assuring that a discharge from a federally licensed or permitted activity will comply with water quality requirements. The Memphis District has submitted a request for Section 401 Water Quality Certification and an Aquatic Resource Alteration Permit to the Tennessee Department of Environment and Conservation.

FLOODPLAIN: In accordance with 44 CFR Part 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 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.

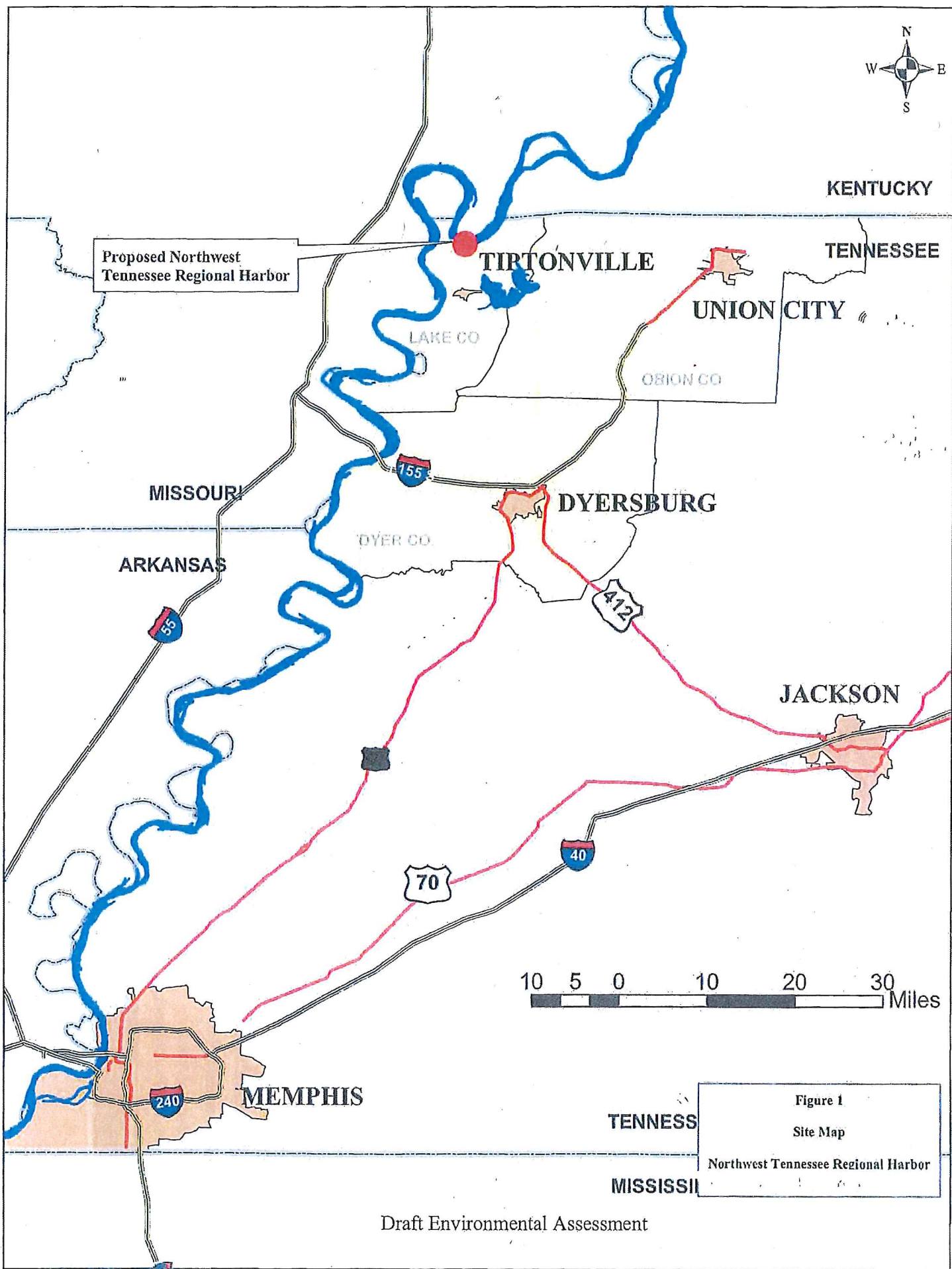
COMMENTS OR REQUEST FOR ADDITIONAL INFORMATION: Send comments to the Corps of Engineers, Memphis District. Comments must be received by the expiration date listed on page one of this notice and may be sent via mail or email to the following:

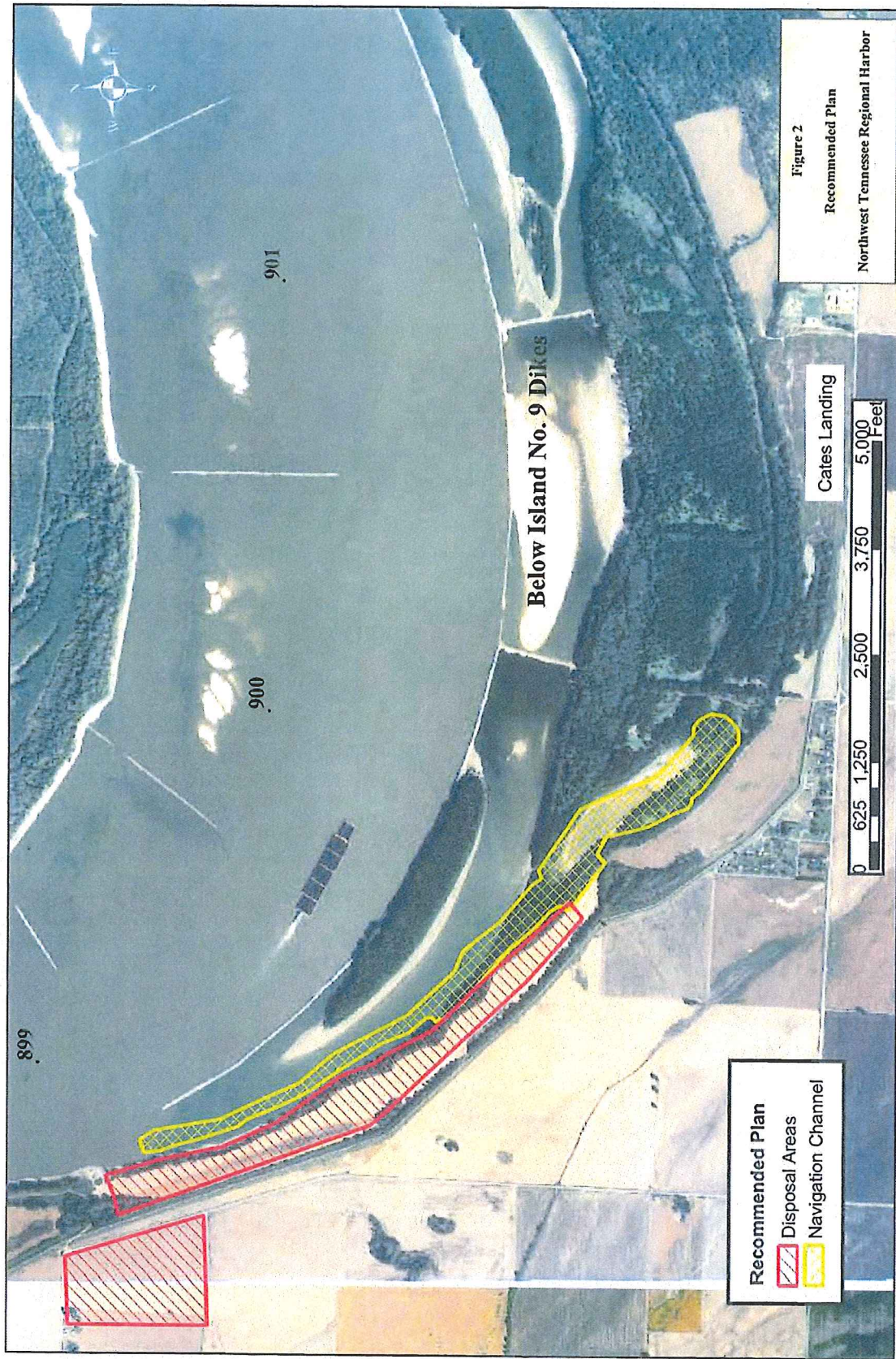
U.S. Army Corps of Engineers - Memphis District
Regulatory Division
ATTN: Benjamin.S.Pitcock
167 N. Main Street, B-202
Memphis, Tennessee 38103-1894
e-mail: benjamin.s.pitcock@usace.army.mil
phone: (901) 544-3468
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For Final Individual Permits actions 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 Division office for examination.

Gregg W. Williams
Chief
Regulatory Division

Attachments

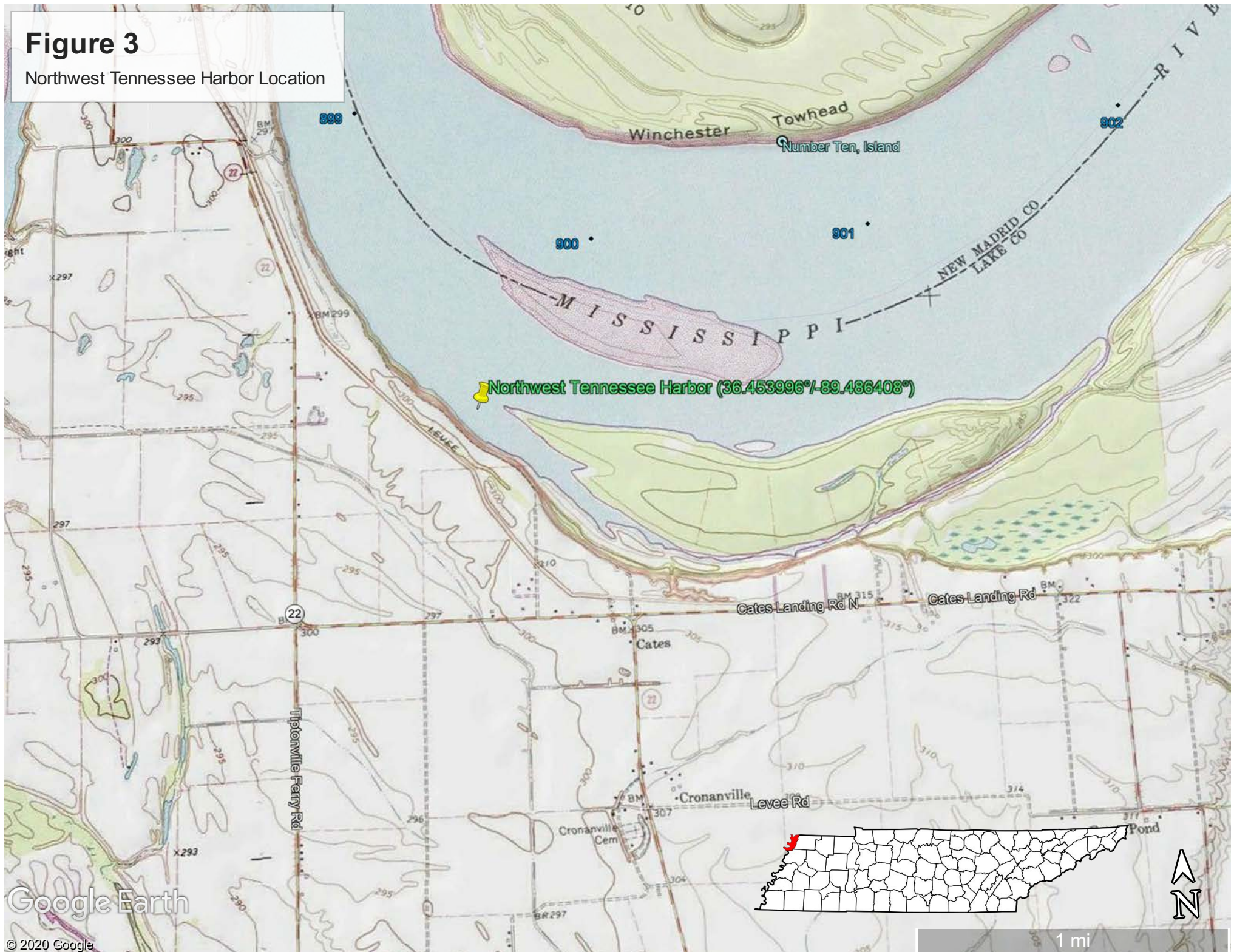




Draft Environmental Assessment

Figure 3

Northwest Tennessee Harbor Location



Google Earth

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