



US Army Corps
of Engineers
Memphis District

Public Notice

REPLY TO ATTN: Randy Clark
U.S. Army Corps of Engineers
167 North Main Street, Room B-202
Memphis, Tennessee 38103-1894
Telephone: (901) 544-0735
Fax (901) 544-0211
E-Mail: James.R.Clark@usace.army.mil
POSTMASTER PLEASE POST UNTIL:

PUBLIC NOTICE NO:
MVM-2014-184-RC

PUBLIC NOTICE DATE:
May 1, 2014

EXPIRATION DATE:
May 30, 2014

Public Notice 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. Brent Gaines
James Marine Wickliffe
4500 Clarks River Road
Paducah, Kentucky 47003
(270) 898-7392

DESCRIPTION OF WORK: The proposed project will consist of three total fleets. The first fleeting area is (Westvaco Upper) is currently in place, but is proposed to expand this bank fleet located at RM 950. This fleet is currently approved for 8 barges wide (300') by 6 barges long (1,200'). The proposal would take this fleet bank fleet to 9 barges wide (335') by 7 barges long (1,400') on the left descending bank. This area will have a maximum 63 barge limit.

In addition, the proposal includes two moveable tow make-up anchorage fleets (Westvaco Anchor #1 and #2) just below bank fleet (Westvaco Upper). Westvaco anchor fleets #1 and #2 will have a barge fleet capacity of 112 barges and be 16 barges wide (560') x 7 barges long (1,400'). Each anchor fleet will be anchored by two movable anchor barges moored with (3) 5000 lb anchors (2 forward and 1 aft). See attached drawing.

The referenced area has been stabilized with revetment by the U.S. Army Corps of Engineers and currently subject to occupation by towing vessels.

PURPOSE: The purpose of the project, according to the applicant, is to afford a safe and secure location for fleeting barges.

LOCATION: The project is located on the Lower Mississippi River Mile 950.1, left descending bank, at approximate latitude 36.96231° and longitude -89.09359° on the Wickliffe NE 7.5 minute quadrangle in Ballard County, Kentucky (see attached map).

THREATENED AND ENDANGERED SPECIES: This notice is being coordinated with the U.S. Fish and Wildlife Services (USFWS). The Memphis District is aware that the interior least tern, *Sterna antillarum* and the pallid sturgeon, *Scaphirhynchus albus*, are known to utilize the Mississippi River. No dredging is to occur with

this project; therefore no impacts are expected to affect these species. Any comments USFWS may have regarding this species or other endangered/threatened wildlife/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 and the public in response to this public notice and we may conduct or require a survey of the project area.

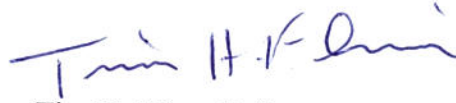
FLOOD PLAIN: In accordance with 44 CFR Part 60 (Flood Plain Management and Use), participating communities are required to review all proposed development to determine if a flood plain development permit is required. Flood plain administrators should review the proposed public notice and notify this office of any flood plain development permit requirements.

PUBLIC INTEREST REVIEW: The 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. This is not a Corps project. We are not a proponent or are we an opponent of the project. We are merely the permitting authority of Section 10 permits required by our office.

COMMENTS OR REQUEST FOR ADDITIONAL INFORMATION: If you wish to obtain additional information or to submit comments on this project, please contact Randy Clark at the U.S. Corps of Engineers, 167 North Main Street, Room B-B-202, Memphis, Tennessee 38103-1894, telephone (901) 544-0735. Copies of all comments, including the names and address of commenters, may be provided to the bank sponsor for consideration and response prior to a decision by the Corps.

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 Branch office for examination

A handwritten signature in blue ink, appearing to read "Tim H. Flinn".

Tim H. Flinn, P. E.
Acting Chief
Regulatory Branch

Attachments

