




US Army Corps  
of Engineers  
Memphis District

# Public Notice

FILE NUMBER: MVM 2021-197 (JN)

NOTICE DATE:  
July 15, 2021

Attn: Postmaster,  
Please Post Until  EXPIRATION DATE:  
August 5, 2021

## Joint 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 River and Harbors Act of 1899. The authority to grant permission for temporary or permanent alterations of any U.S. Army Corps of Engineers federally authorized civil works project is contained in Section 14 of the Rivers and harbors Act of 1899 and codified in 33 USC 408.

### **APPLICANT:**

Mr. William D. Lozier  
Memphis Riverboats, Inc.  
45 South Riverside Drive  
Memphis, TN 38103  
Telephone (901) 527-2628

### **AGENT:**

Laura B. Qualls  
Memphis Riverboats, Inc.  
45 South Riverside Drive  
Memphis, TN 38103  
Telephone (901) 497-8551

**PURPOSE:** The purpose of the project is to relocate and permanently moor the existing Memphis Riverboat facility from its present location in order to bring more guests to an unused area of the Riverfront, while exiting the location of the new cobblestone redevelopment project.

**LOCATION:** The Memphis Riverboat facility is located in Memphis, Shelby County, Tennessee, on the left descending bank of the Wolf River Harbor at Longitude 35.1446° and Latitude -90.0567° as shown on the Memphis NW, 7.5 minute Quadrangle map. The proposed new location will be located approximately 0.53 miles north of the present location at Longitude 35.1520° and Latitude -90.0546° (see attached maps).

**DESCRIPTION OF WORK:** The project will involve the relocation of the Memphis Riverboat facility from their existing operation located at the Cobblestone Landing to a new location previously known as the old Lonestar Dock location approximately 0.53 mile north (see attached map). The new location will be used for mooring their existing fleet and barges and will eventually be used as a boarding location. The fleet and barges will be stored at the new location and will be moored to the three existing dolphins. Utilities and water will also be connected. The footprint of the project will be 500 feet long by 100 feet wide, leaving approximately 200 to 237 feet for river traffic between the new facility and the Mud Island Marina (see attached drawing). Future plans (approx. 6-months after moving) entail construction of a long gangway from the fleet over to the shoreline. The gangway will potentially be approximately 150 feet long and will not go over or touch the floodwall. The gangway will land on the river side of the existing sidewalk, adjacent to the floodwall. Present plans are to use the existing dock for employee access until the new gangway is built. The disconnection from the present location of the Memphis Riverboat facility will consist of detaching from the existing deadman anchors. No impact to the cobblestones is proposed. In addition, minimal vegetation clearing may be necessary to accommodate the construction of the gangway at the new location.

**ENDANGERED AND THREATENED SPECIES:** This notice is being coordinated with the USFWS. Any comments USFWS may have regarding endangered or threatened wildlife or plants, 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.

**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 of Engineers project. We are not a proponent nor are we an opponent of the project. We are merely the permitting authority of Section 404 and Section 10 permits required by our office.

**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 e-mail to the following:

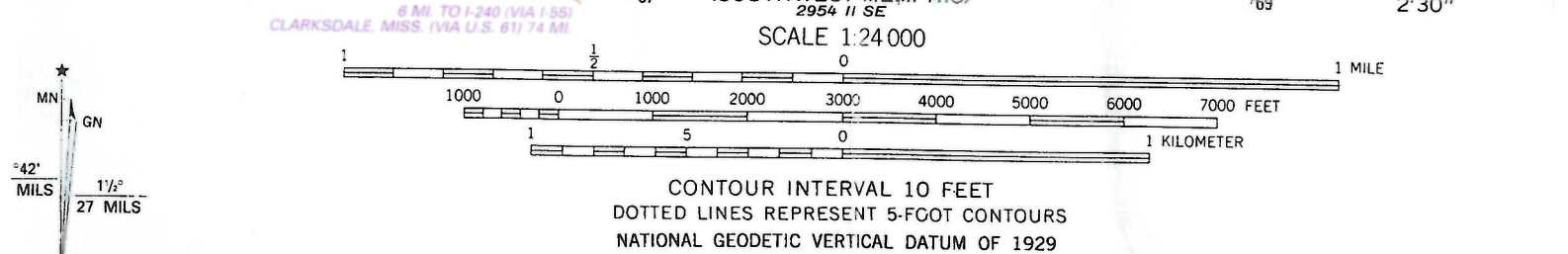
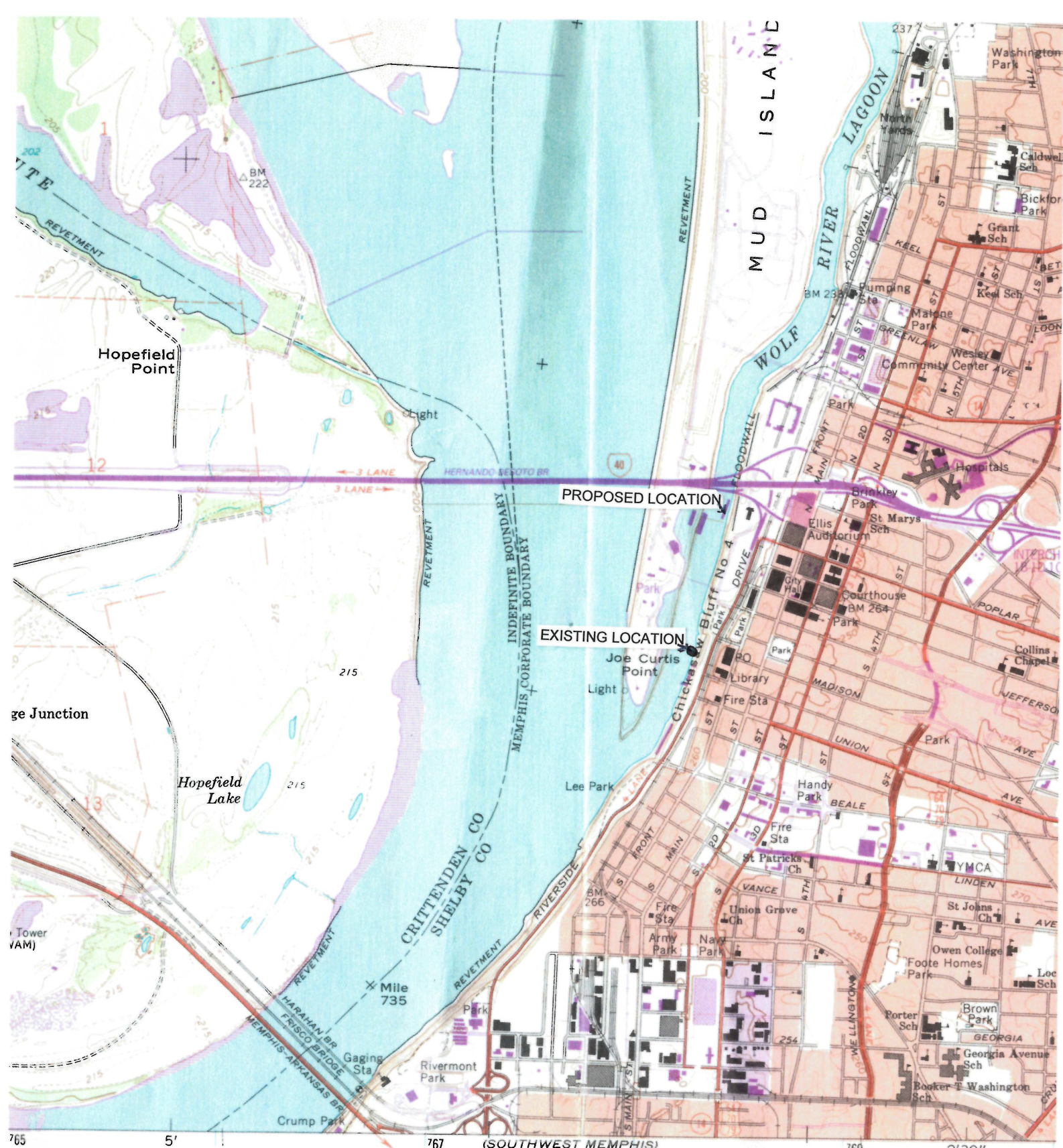
U.S. Army Corps of Engineers – Memphis District  
ATTN: Joanna Neu  
167 N. Main Street, Room B-202  
Memphis, Tennessee 38103-1894  
E-mail: joanna.k.neu@usace.army.mil  
Phone: (901) 544-0731

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





CONTOUR INTERVAL 10 FEET  
 DOTTED LINES REPRESENT 5-FOOT CONTOURS  
 NATIONAL GEODETIC VERTICAL DATUM OF 1929  
 THIS MAP COMPLIES WITH NATIONAL MAP ACCURACY STANDARDS  
 FOR SALE BY U.S. GEOLOGICAL SURVEY, DENVER, COLORADO 80225, OR RESTON, VIRGINIA 22092  
 TENNESSEE DEPARTMENT OF CONSERVATION, DIVISION OF GEOLOGY, NASHVILLE, TENNESSEE 37212



# MVM 2021-197

Proposed Memphis Riverboats Relocation

## Legend

Proposed Location

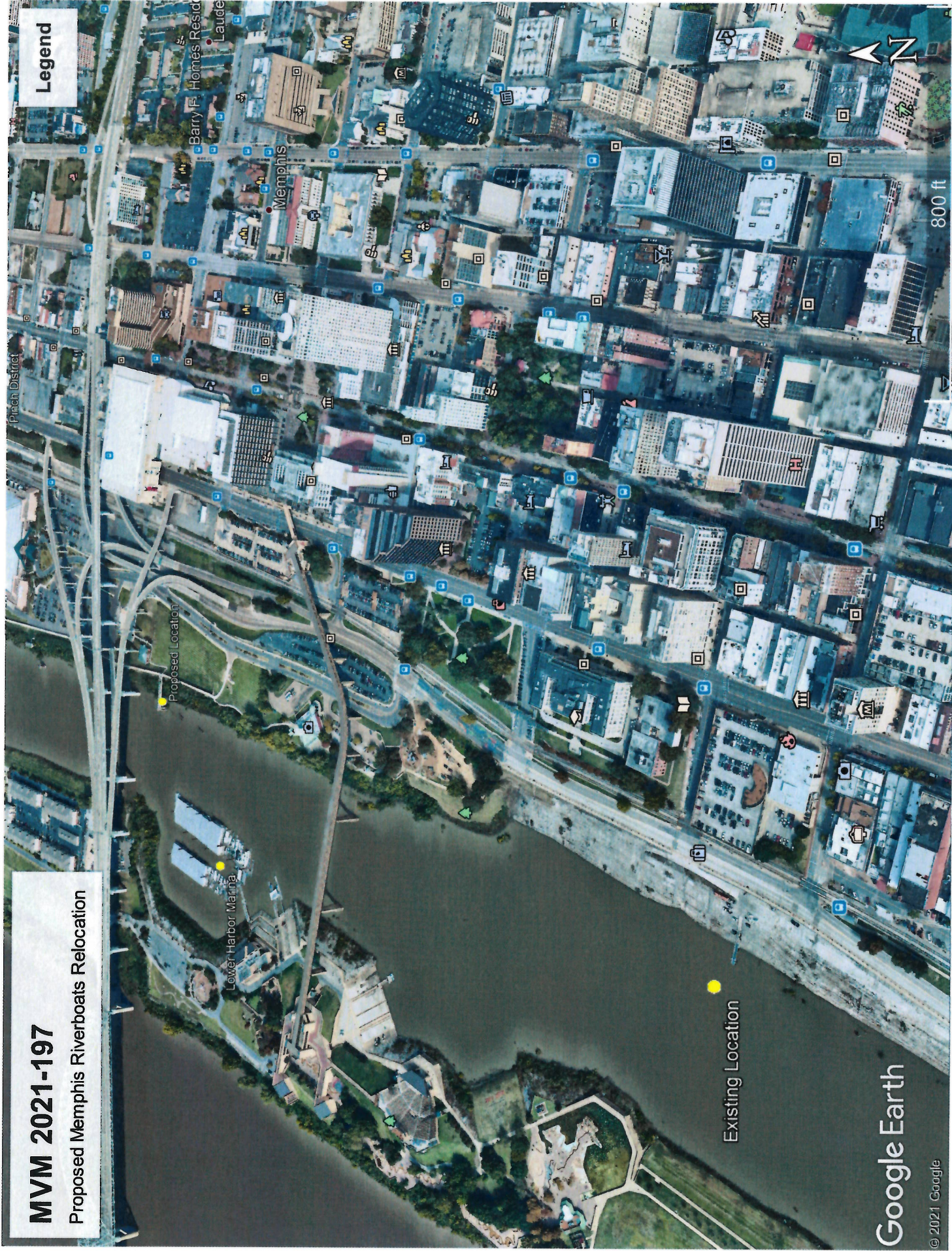
Lower Harbor Marina

Existing Location

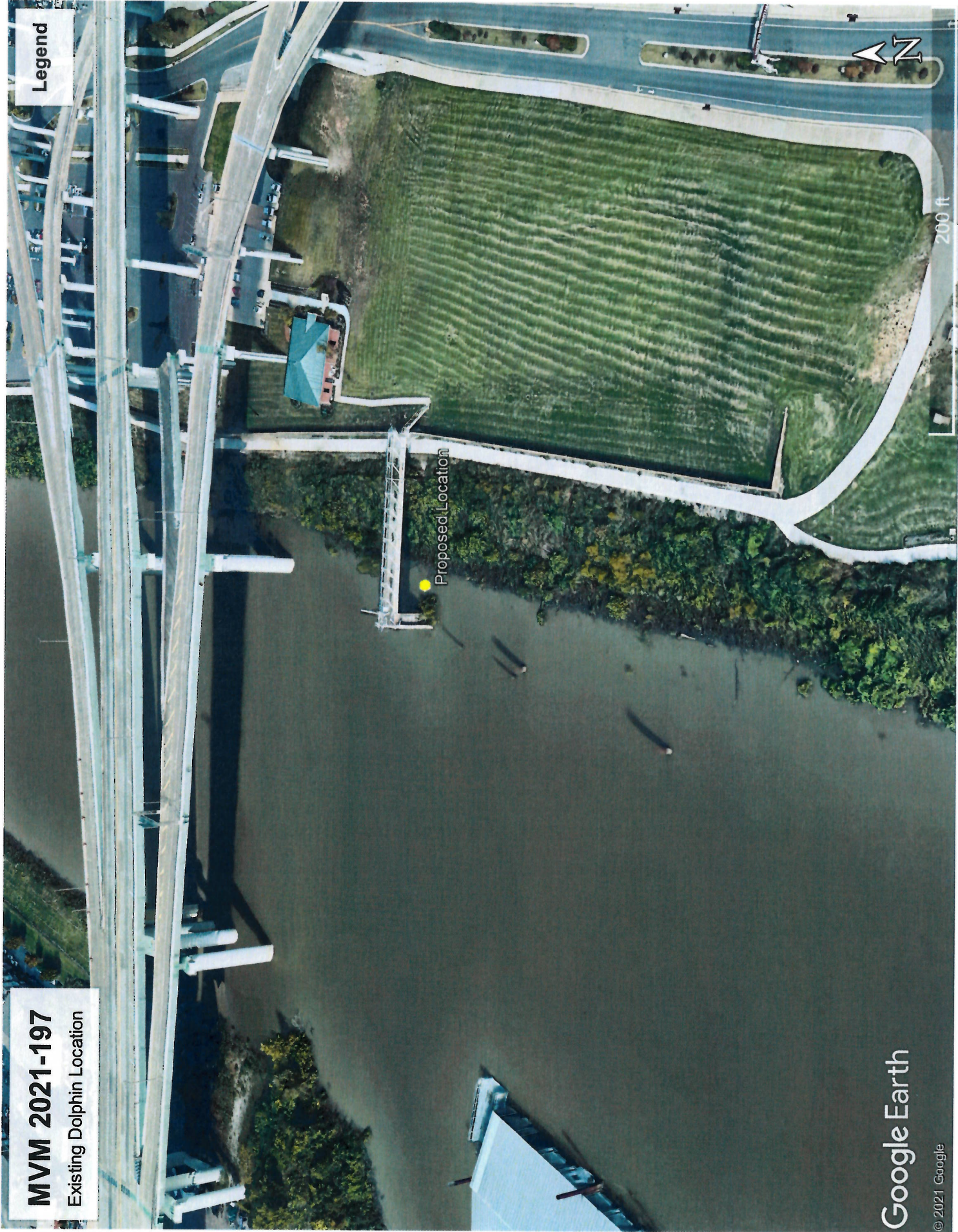
Google Earth

© 2021 Google

800 ft







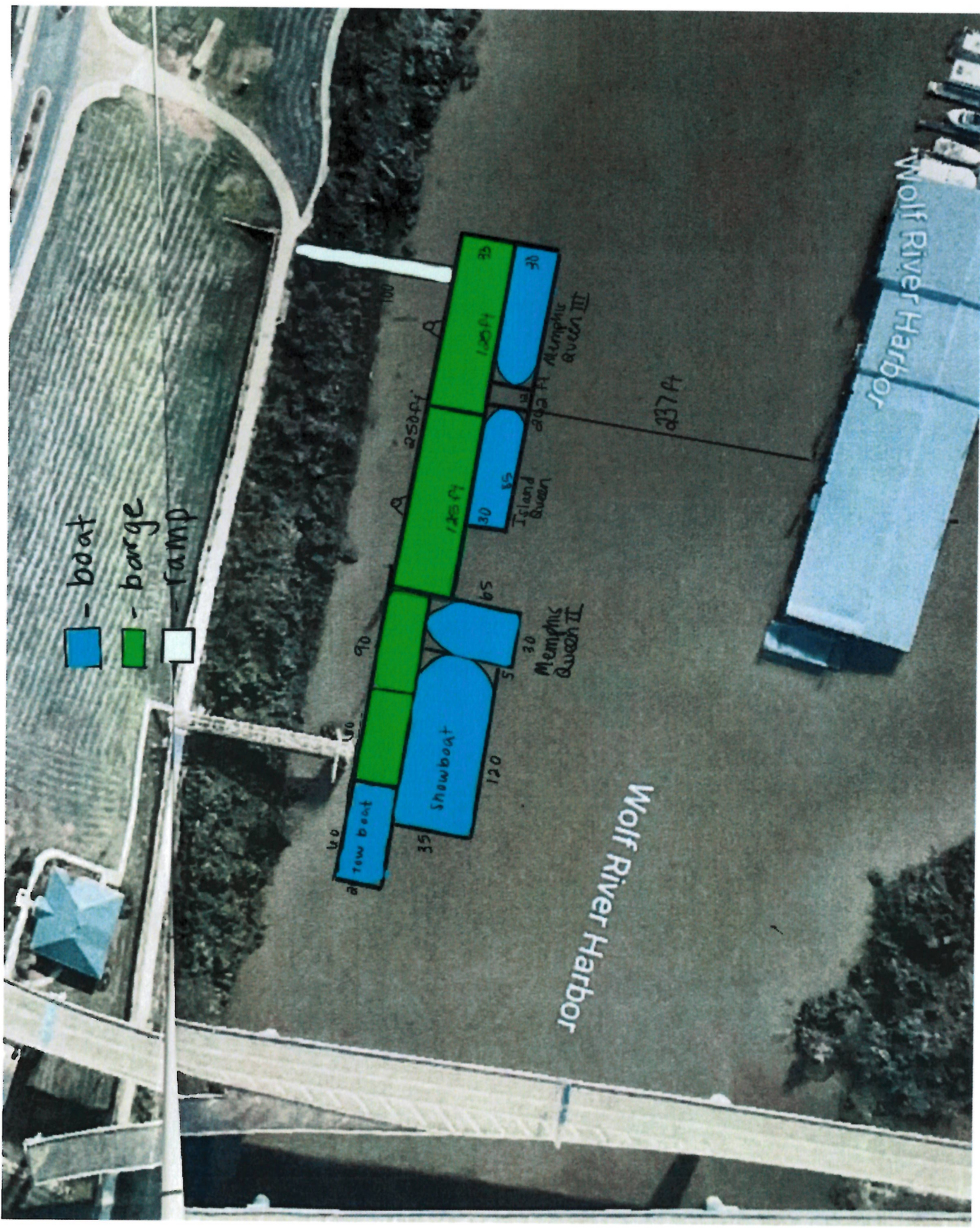
**MVM 2021-197**  
Existing Dolphin Location

**Legend**

Google Earth

© 2021 Google





boat - blue  
barge - green  
dam - white



Wolf River Harbor

Wolf River Harbor