

**US ARMY CORPS
OF ENGINEERS
St. Louis District
Gateway to Excellence**

Public Notice

Reply To:
U.S. Army Corps of Engineers
Attn: CEMVS-OD-F
1222 Spruce Street
St. Louis, MO 63103-2833

Public Notice No.
P-2693
Public Notice Date
January 7, 2009

Expiration Date
January 27, 2009

Postmaster Please Post Conspicuously Until:

File Number: 2008-721

Interested parties are hereby notified that an application has been received for a Department of the Army permit for work in waters of the United States, as described below and shown on the attached figures.

COMMENTS AND ADDITIONAL INFORMATION: Comments on the described work should reference the U.S. Army Corps of Engineers File Number shown above and must reach this office no later than the above expiration date of the Public Notice to become part of the record and be considered in the decision. Comments should be mailed to the following address:

U.S. Army Corps of Engineers
ATTN: CEMVS-OD-F (Charles Frerker)
1222 Spruce Street
St. Louis, Missouri 63103-2833

APPLICANT: Mr. David Ash, Cedar Hill Resort, RR1, Box 89, Batchtown, Illinois 62006, 314-280-8997.

LOCATION: Suction dredging activities would take place within the existing Cedar Hill Resort marina basin, located in the Northwest ¼ of Section 32, Township 12, Range 2, along the left descending bank of the Mississippi River, at approximate river mile 239.5, in Calhoun County, Illinois. (See Attached Map).

PROJECT DESCRIPTION: The applicant proposes to suction dredge approximately 2,000 cubic yards of accumulated sediments from the Cedar Hill resort basin. The activity is sought to return the original designed bottom elevation of existing marina. The dredged material would be directed across and along the bottom of the Mississippi River in a ballasted pipeline to its proposed open water disposal site, at approximate river mile 239.5. The dredge material would be placed in waters located in the State of Missouri. (See Attached Drawing)

ADDITIONAL INFORMATION: Additional information may be obtained by contacting Charles Frerker, Project Manager, U.S. Army Corps of Engineers at (314) 331-8583 or at electronic mail address: charles.f.frerker@usace.army.mil

AUTHORITY: This permit will be processed under the provisions of Section 10 of the Rivers and Harbors Act of 1899 (33 U.S.C. 403) and Section 404 of the Clean Water Act (33 U.S.C. 1344).

WATER QUALITY CERTIFICATION: The project plans have been submitted to the Missouri Department of Natural Resources, Water Pollution Control Program for state certifications of the proposed activity in accordance with Section 401 of the Clean Water Act. Written comments concerning possible impacts to waters of Missouri should be addressed to: Water Pollution Control Program, P.O. Box 176, Jefferson City, Missouri 65102-0176, with copy provided to the Corps of Engineers. The certification, if issued, will express the Agency's opinion that the proposed activity will not violate Missouri's applicable water quality standards.

SECTION 404 (b)(1) EVALUATION: The impact of the activity on the public interest will be evaluated in accordance with the Environmental Protection Agency guidelines pursuant to Section 404 (b)(1) of the Clean Water Act.

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. Request for public hearings shall state, with particularity, the reasons for holding the public hearing.

ENDANGERED SPECIES: The proposed project is within the range of the endangered Indiana bat (**Myotis sodalis**), Gray bat (**Myotis grisescens**), and Least tern (**Sterna antillarum**). In order to complete our evaluation, written comments are hereby solicited from the U.S. Fish and Wildlife Service and other interested agencies to ascertain any potential impacts upon a listed species or their critical habitat.

CULTURAL RESOURCES: The St. Louis 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 reconnaissance survey of the project area.

EVALUATION: The decision whether to issue a permit will be based on an evaluation of the probable impact including cumulative impacts of the described activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefit which may reasonably be expected to accrue from the described activity must be balanced against its reasonably foreseeable detriments. All factors, which may be relevant to the described activity 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, flood plain values, land use, navigation, shoreline erosion, and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production, mineral needs, consideration of property ownership and, in general, the needs and welfare of the people.

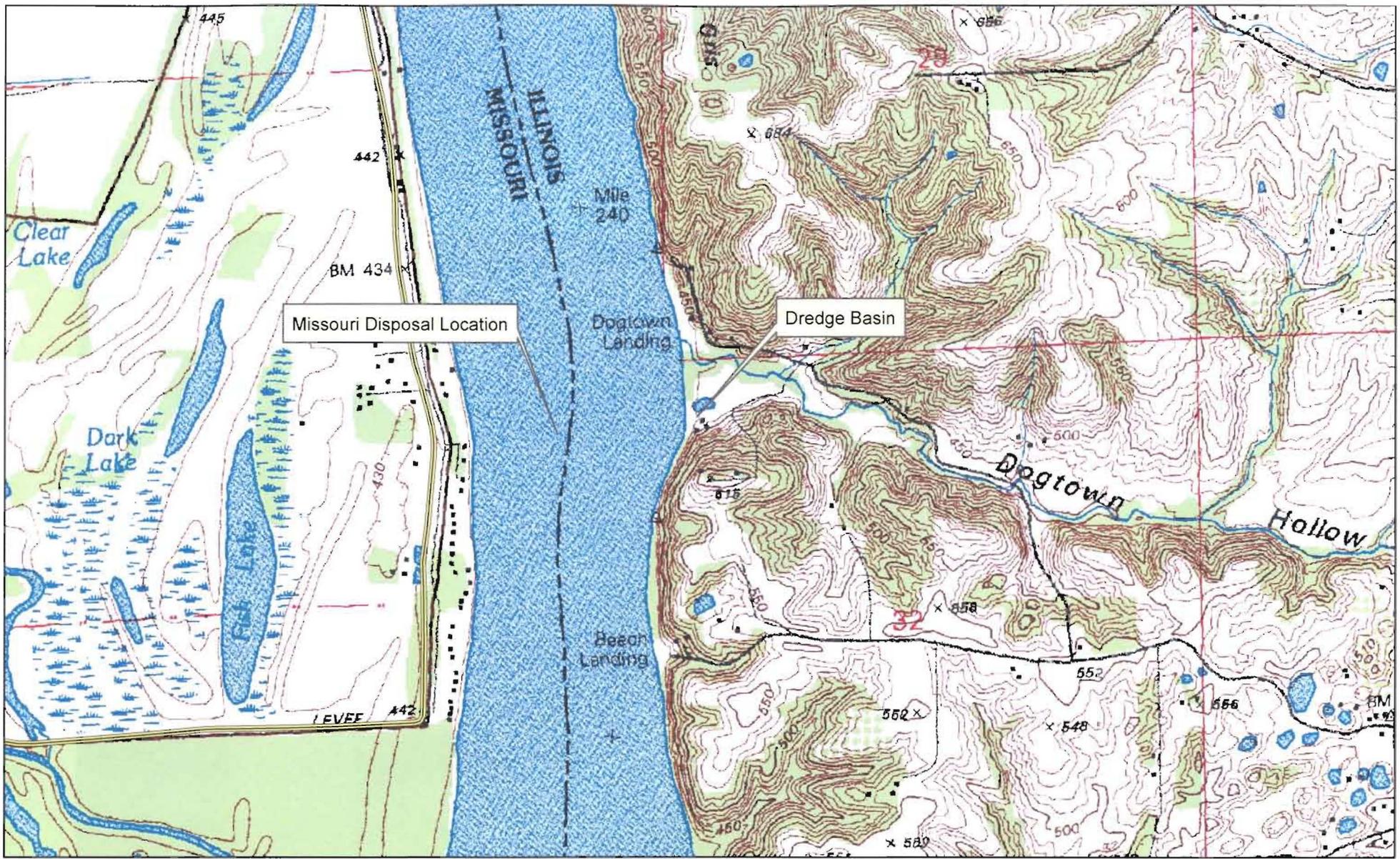
The U.S. Army Corps of Engineers is soliciting comments from the public; Federal, state, and local agencies and officials; Indian Tribes; and other interested parties in order to consider and evaluate the impacts of these proposed activities. Any comments received will be considered by the U.S. Army 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 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.


for Danny D. McClendon
Chief, Regulatory Branch

Attachments

NOTICE TO POSTMASTERS:

It is requested that this notice be conspicuously and continually placed for 21 days from the date of this issuance of this notice.



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**Cedar Hill Resort Basin Dredging
River Mile 239.5, Calhoun County, Illinois**

Legend

-  State Hwy
-  US Hwy
-  Interstate



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St Louis District



Dredge Basin

Missouri Disposal Location

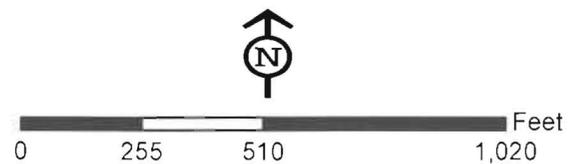
Legend

- State Hwy
- US Hwy
- Interstate

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Cedar Hill Resort Basin Dredging

Calhoun County, Illinois



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