



# Public Notice

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

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

Public Notice No.  
**P-2707**  
Public Notice Date  
**February 23, 2009**  
Expiration Date  
**March 15, 2009**

**Postmaster Please Post Conspicuously Until:**

Interested parties are hereby notified that an application has been received for a Department of the Army permit to hydraulically dredge sand from the Mississippi River, 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-CO-F (Charles Frerker)  
1222 Spruce Street  
St. Louis, Missouri 63103-2833

**APPLICANT:** Limited Leasing Company, c/o: Mr. Brian Viehmann, 1777 Highway 79 South, Old Monroe, Missouri 63369, (636) 665-5180.

**LOCATION:** Suction dredging activities are proposed within Mississippi River waters, located in the state of Missouri, between approximate river miles 191.0 to 194.0.

**PROJECT DESCRIPTION:** The applicant applied to suction dredge up to 700,000 yards of sand from the Mississippi River. The dredged sand would be contained in barges, transported to an adjacent river bank, off loaded with a barge mounted excavator and placed in a temporary conveyor system to deliver the sand to an adjacent landside site. The sand would be spread across the landside area to raise the existing elevation for future development (previously permitted under Department of the Army Permit P-2633). Dredging would be performed with a straight suction type dredge to pump river sand over appropriate sized screens. After passing through the screen, the sand would discharge into sand box type barges. Desirable sized sand particles would deposit in the barges while larger material passing over the screen returns to the river. Standard dredging conditions created by coordinated efforts with other Federal and state resource agencies would be applied to further minimize impacts to aquatic life, navigation and natural/manmade river features.

**ADDITIONAL INFORMATION:** Additional information may be obtained by contacting the applicant, Mr. Brian Viehmann at 636-665-5180, or Mr. Charles Frerker, Regulatory Project Manager, U.S. Army Corps of Engineers, at (314) 331-8583 or at electronic mail address: [charles.f.frerker@usace.army.mil](mailto: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:** By issuance of this public notice, the project plans are considered submitted to the Missouri Department of Natural Resources, Water Pollution Control Program for state certification 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.

**SECTION 404 (b)(1) EVALUATION:** The impact of the activity on the public interest will be evaluated in accordance with the Missouri Department of Natural Resources, Water Pollution Control Program 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.

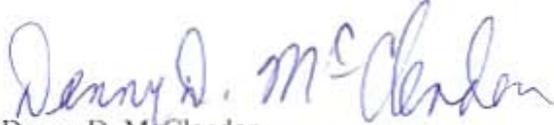
**ENDANGERED SPECIES:** The proposed dredging limits are within range of the endangered Pallid Sturgeon (*Scaphirhynchus albus*). Based upon recent study results concluded by ERDC for the type of dredge equipment to be utilized, the Corps of Engineers has determined the activity is not likely to adversely affect the Pallid Sturgeon. In order to further complete our evaluation, written comments are hereby solicited from the U.S. Fish and Wildlife Service and other interested parties to ascertain any potential impacts upon this listed species, any others species or their critical habitats.

**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.

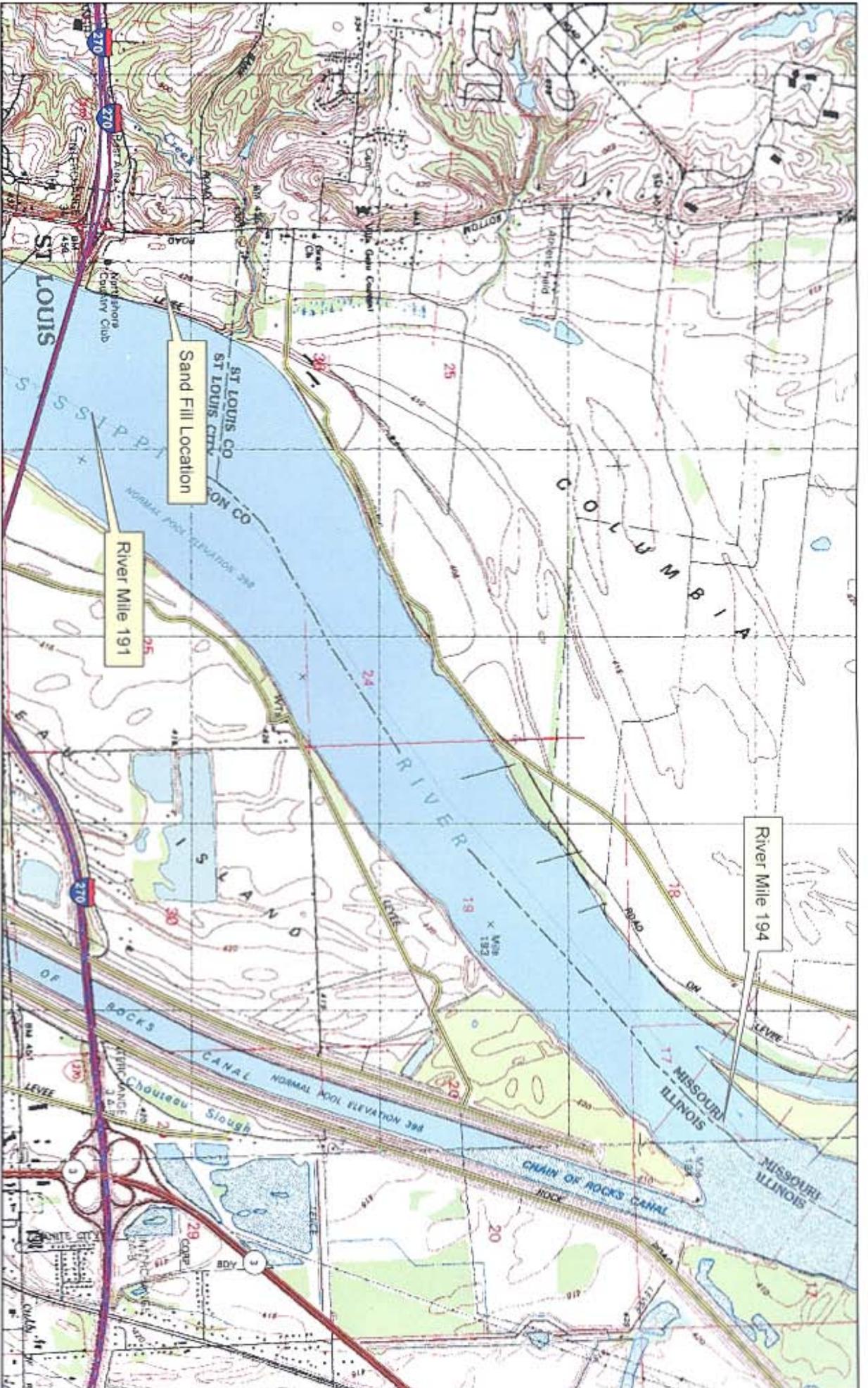
The U.S. Army Corps of Engineers is soliciting comments from the public; Federal, state, and local agencies and officials; Indian Tribes; and other interested parties in order to consider and evaluate the impacts of these proposed activities. Any comments received will be considered by the U.S. Army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

In accordance with 33 CFR 325.3, it is presumed that all interested parties and agencies will wish to respond to public notices; therefore, a lack of response will be interpreted as meaning that there is no objection to the proposed project.

  
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.



**Legend**

-  State Hwy
-  US Hwy
-  Interstate

**P-2707**  
**Dredging Reach**  
**St. Louis, Missouri**



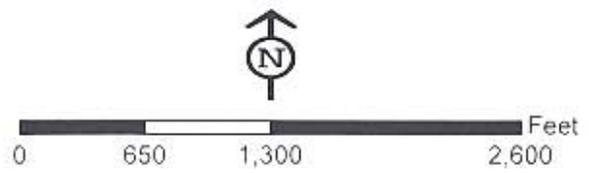
**US Army Corps**  
**of Engineers**  
 St. Louis District



**Legend**

- Street
- State Hwy
- US Hwy
- Interstate
- Stream

**P-2707**  
**Sand Off Loading Area**  
**St. Louis County, Missouri**



**US Army Corps of Engineers**  
 St Louis District