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, Missouri 63103-2833

Public Notice No.
P-2733
Public Notice Date
September 3, 2009
Expiration Date
September 24, 2009

Postmaster Please Post Conspicuously Until:

File Number: MVS-2006-311

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

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
Regulatory Branch
1222 Spruce Street
St. Louis, Missouri 63103-2833
ATTN: Jaynie Doerr

APPLICANT: City of St. Peters, attn: Liane Sargent, One St. Peters Centre Boulevard, St. Peters, Missouri 63376.

AGENT: Terracon Consultants, Inc., attn: Jim Valleroy, 11600 Lilburn Park Road, St. Louis, Missouri 63146.

LOCATION: The project area is located immediately to the south of Mexico Road at its intersection with West Sunny Hills Boulevard, in the City of St. Peters. More specifically, in US Survey 1685, Township 47 North, Range 3 East, St. Charles County, Missouri. See attached map for more detail.

PROJECT DESCRIPTION: The applicant seeks authorization to impact approximately 0.90-acres of forested wetland and 0.05-acres of emergent wetland and 257 lineal feet of an unnamed, perennial tributary to Dardenne Creek. The applicant proposes to construct a new roadway, named West Sunny Hills Boulevard Extension, which will serve as a connector to Mexico Road and Ohmes Road. Impacts associated with the project include grading in conjunction with the construction of a concrete culvert on the unnamed tributary and grading and filling associated with the construction of an approximate 150-foot wide roadway corridor. The construction of this proposed roadway will help reduce traffic congestion on existing roadways associated with recent residential development. Due to the topography of the area, complete avoidance of impacts to waters is not feasible; however the

impacts have been minimized by shifting the alignment along the western boundary of the site as much as possible. The applicant has proposed to mitigate on-site by possibly expanding and/or enhancing the existing wetlands or even creating a new wetland cell. Mitigation for impacts to the forested wetland will require at least a 3:1 ratio and a 1.5:1 ratio for the emergent wetland impacts. Impacts to the perennial tributary will be assessed using the Missouri Stream Mitigation Method and proposed mitigation will be calculated accordingly.

LOCATION MAPS AND DRAWINGS: See Sheets 1 and 2 attached.

ADDITIONAL INFORMATION: Additional information may be obtained by contacting Jaynie Doerr, Project Manager, U.S. Army Corps of Engineers, at (314) 331-8581. Your inquiries may also be sent by electronic facsimile to (314) 331-8741 or by e-mail to Jaynie.g.doerr@ usace.army.mil.

AUTHORITY: This permit will be processed under 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 Protection Program for state certification of the proposed work in accordance with Section 401 of the Clean Water Act. The certification is requested as of the date of this Public Notice, and if issued, will express the Agency's opinion that the proposed activities will not violate applicable water quality standards. Written comments concerning possible impacts to waters of Missouri should be addressed to: Water Protection Program, Post Office Box 176, Jefferson City, Missouri 65102-0176, with a 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 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 the applicant's proposal. Any request for a public hearing shall state, with particularity, the reason for the hearing, and must be based on issues that would warrant additional public review.

ENDANGERED SPECIES: A preliminary determination, in compliance with the Endangered Species Act, as amended, has been made that the work that is proposed would not affect species designated as threatened or endangered, or adversely affect critical habitat. Therefore, no formal consultation request has been made to the United States Department of Interior, Fish and Wildlife Service. In order to complete our evaluation, comments are solicited from the Fish and Wildlife Service and other interested agencies and individuals through this Public Notice.

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 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 that 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 activity described, will be considered including the cumulative effects. Among factors considered 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.

SOLICITATION OF COMMENTS: 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 the proposed activity. 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.

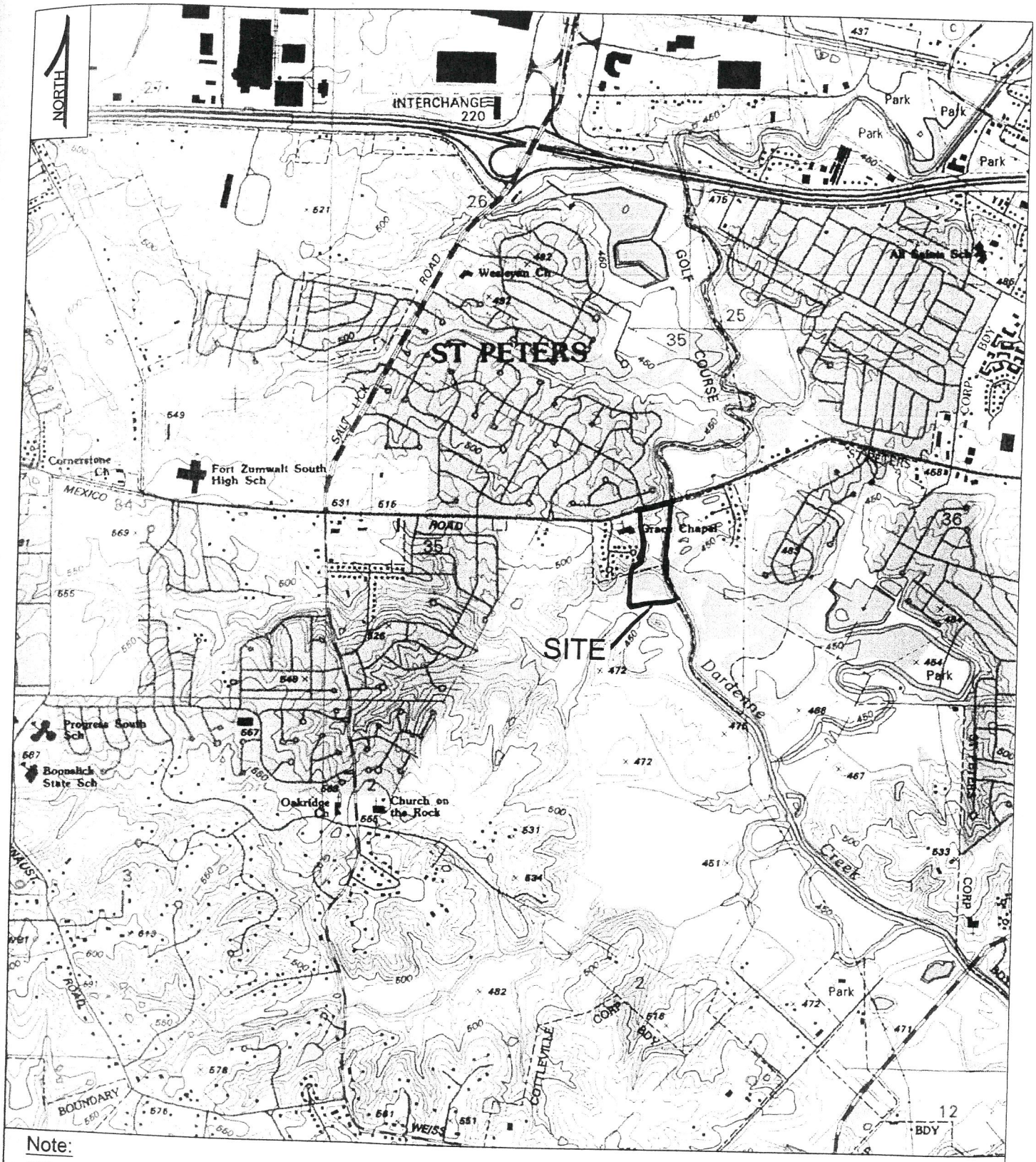
Danny D. McClendon

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.



Note:

USGS Topographical Map: O'Fallon Quadrangle, Dated 1994.

PICKETT RAY & SILVER
Civil Engineers Land Surveyors Natural Resources
Address:
333 Mid Rivers Mall Drive
St. Peters, Missouri 63376
Phone: (636)397-1211
Fax: (636)397-1104
Website: www.prs3.com

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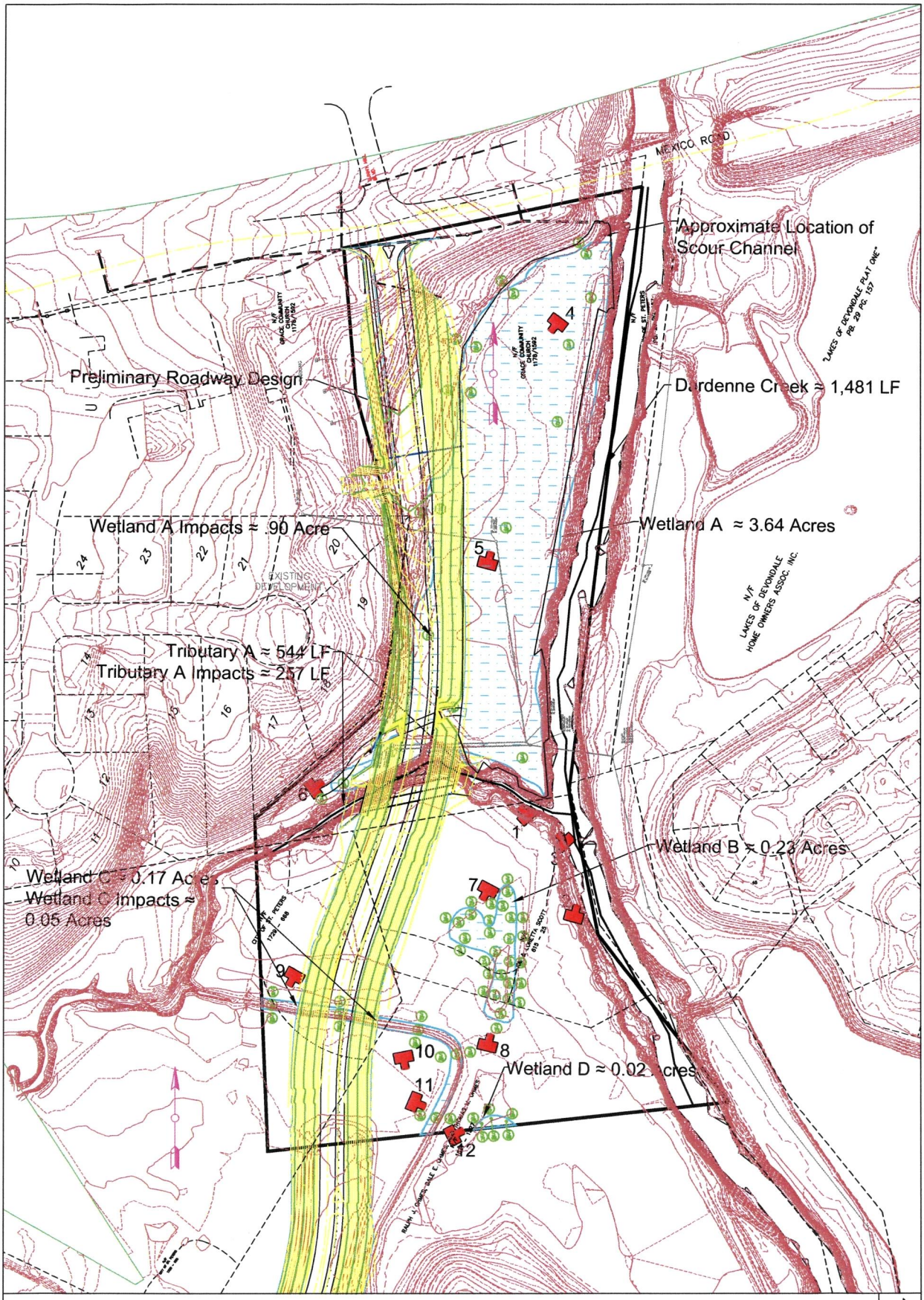
West Sunny Hills Extension
USGS Location Map
Plate 1

0 1000 2000 4000

GRAPHIC SCALE
1 inch = 2000ft.

PRS Job Number: 94206.SPCI.01E
Drawn By: MGC Date: 06-04-07
Checked By: JV Date: 06-04-07

MVS-2006-311



LEGEND:

- Indicates Approximate Photogragh Location; Number Corresponds to Photograph in Appendix A.
- Approximate Location of Sample Location; Number Corresponds to Sample in Appendix B (1= S1).
- Approximate Location of Proposed Boundary.

NORTH

PICKETT RAY & SILVER

Civil Engineers Land Surveyors Natural Resources

Address: 333 Mid Rivers Mall Drive St. Peters, Missouri 63376
Phone: (636)397-1211 Fax: (636)397-1104 Website: www.prs3.com

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West Sunny Hills Extension
Wetland Delineation
Plate 4

0 1000 2000 4000

GRAPHIC SCALE
1 inch = 150ft.

PRS Job Number: 94206.SPCI.00E
Drawn By: DWD Date: 07-20-09
Checked By : DST Date: 07-20-09

OUR PUBLIC NOTICES ARE NOW AVAILABLE ON THE WORLD WIDE WEB AT OUR ST LOUIS DISTRICT HOME PAGE (http://mvs.usace.army.mil/permits/pn.htm). If you have any trouble, please call Jackie Arbeiter at (314) 331-8667.

WE ARE ATTEMPTING TO REDUCE OUR PUBLIC NOTICE MAILING COSTS, CHECK OUR WEB PAGE THEN CONTACT US TO HAVE YOUR NAME REMOVED FROM OUR MAILING LIST. Please call Jaynie Doerr at (314) 331-8581 or mail this cover sheet to the St. Louis District, OD-F, 1222 Spruce St., St. Louis, MO 63103-2833, ATTN: Regulatory Branch, indicating that your name or company name be removed. Changes to our mailing list take a few weeks to take effect.

US ARMY CORPS OF ENGINEERS, ST. LOUIS
ATTN: CEMVS-OD-F
1222 SPRUCE STREET
ST. LOUIS, MISSOURI 63103-2833