

**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-2746

Public Notice Date

January 6, 2010

Expiration Date

January 26, 2010

Postmaster Please Post Conspicuously Until:

File Number: MVS-2009-796

Interested parties are hereby notified that an application has been received for a Department of the Army permit to construct a new loading and off-loading dock structure within waters of the United States, as described below and shown on the attached map.

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 (Tyson Zobrist)
1222 Spruce Street
St. Louis, Missouri 63103-2833

APPLICANT: St. Louis Port Authority, c/o: Mr. Otis Williams, 1015 Locust, Suite 1200, St. Louis, Missouri 63101, (314) 259-3464.

LOCATION: Construction of the new City of St. Louis Municipal Middle Dock is proposed along the right descending bank of the Mississippi River at mile 181.6 and will connect the existing North and South municipal docks. More specifically, the project is located at Latitude 38.390726 North and Longitude -90.10792 West, Township 46, Range 07 East, St. Louis County, Missouri. (See Attachments)

PROJECT DESCRIPTION: The St. Louis Port Authority proposes to construct an approximate 540 foot dock structure connecting the North and South, St. Louis City Municipal docks, along the right descending bank of the Mississippi River at river mile 181.6. The project would involve the removal of an existing 24 foot by 162 foot concrete dock structure, removal of an existing sheet pile cell, installation of a new tie-back dead man system, installation of a sheet pile bulkhead and the back filling of the bulkhead with clean crushed stone. The new middle dock would be constructed at a similar elevation and alignment as the north and south docks creating increased linear footage at the St. Louis City Municipal loading and off-loading river terminal facility. The new middle dock would not project into the river any further than the existing north and south docks. Approximately 1.10 acres of the Mississippi River would be impacted by the proposed plans. Similar loading and off-loading activities would occur at this location as conducted along the north and south docks. The use of temporary barges for construction purposes may be moored at this location to complete the work.

ADDITIONAL INFORMATION: Additional information may be obtained by contacting the applicant, Mr. Otis Williams at (314) 259-3464, or the Corps of Engineers Regulatory Project Manager Mr. Tyson Zobrist at (314) 331-8578 or at electronic mail address: Tyson.J.Zobrist@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 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.

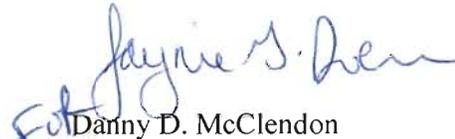
ENDANGERED SPECIES: The proposed project is within the range of the Federally endangered Indiana bat (*Myotis sodalis*), Pallid Sturgeon (*Scaphirhynchus albus*) and Pink Mucket (*Lampsilis abrupta*). We have determined that the proposed construction activities are not likely to adversely impact federally listed species. 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 these 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.

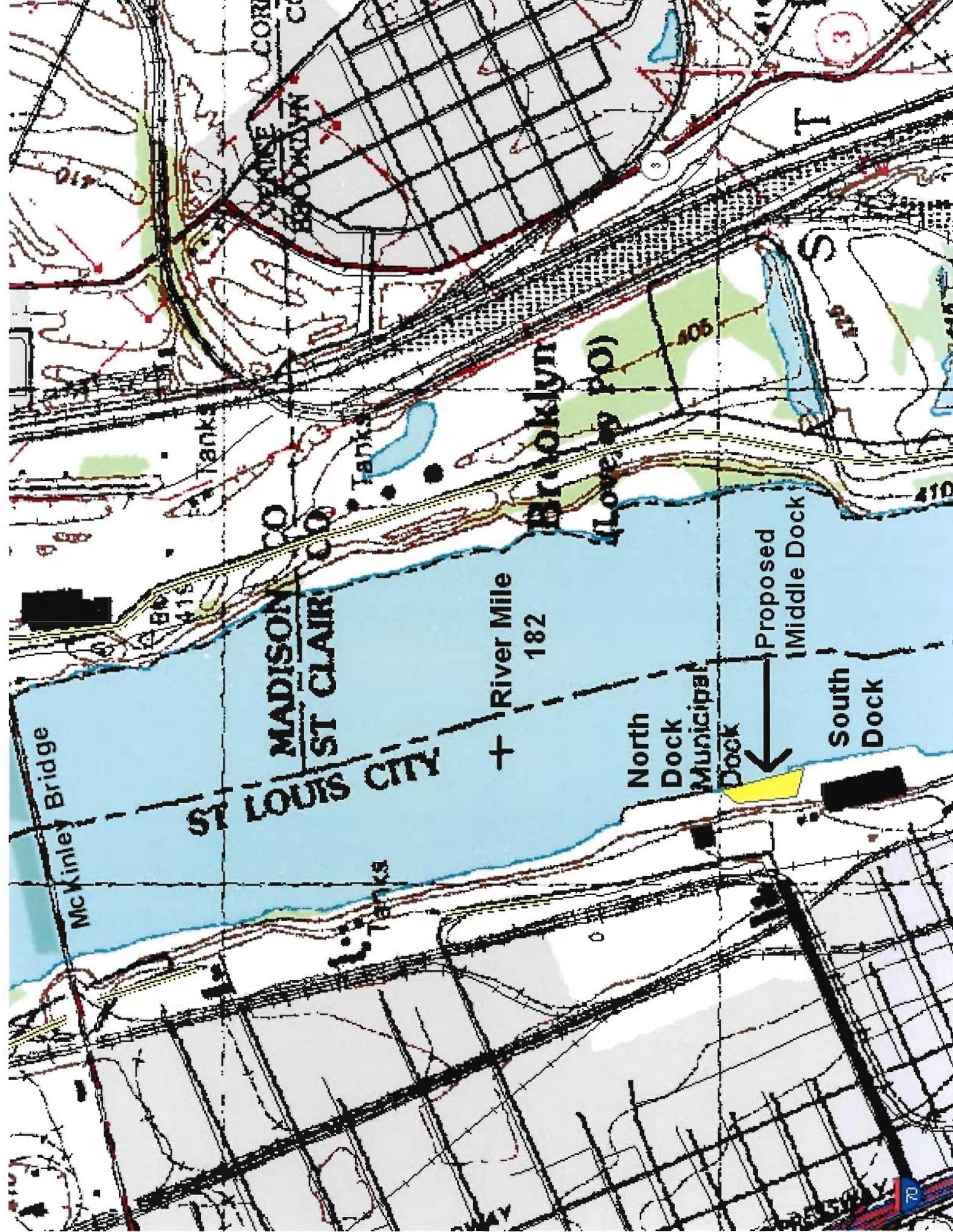
In accordance with 33 CFR 325.3, it is presumed that all interested parties and agencies will wish to respond to public notices; therefore, a lack of response will be interpreted as meaning that there is no objection to the proposed project.


Danny D. McClendon
Chief, Regulatory Branch

Attachments 1, 2, 3, 4

NOTICE TO POSTMASTERS:

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



McKinley Bridge

ST LOUIS CITY

MADISON CO
ST CLAIR CO

River Mile
182

Brooklyn
(Lovesey PO)

North
Dock
Municipal
Dock

Proposed
Middle Dock

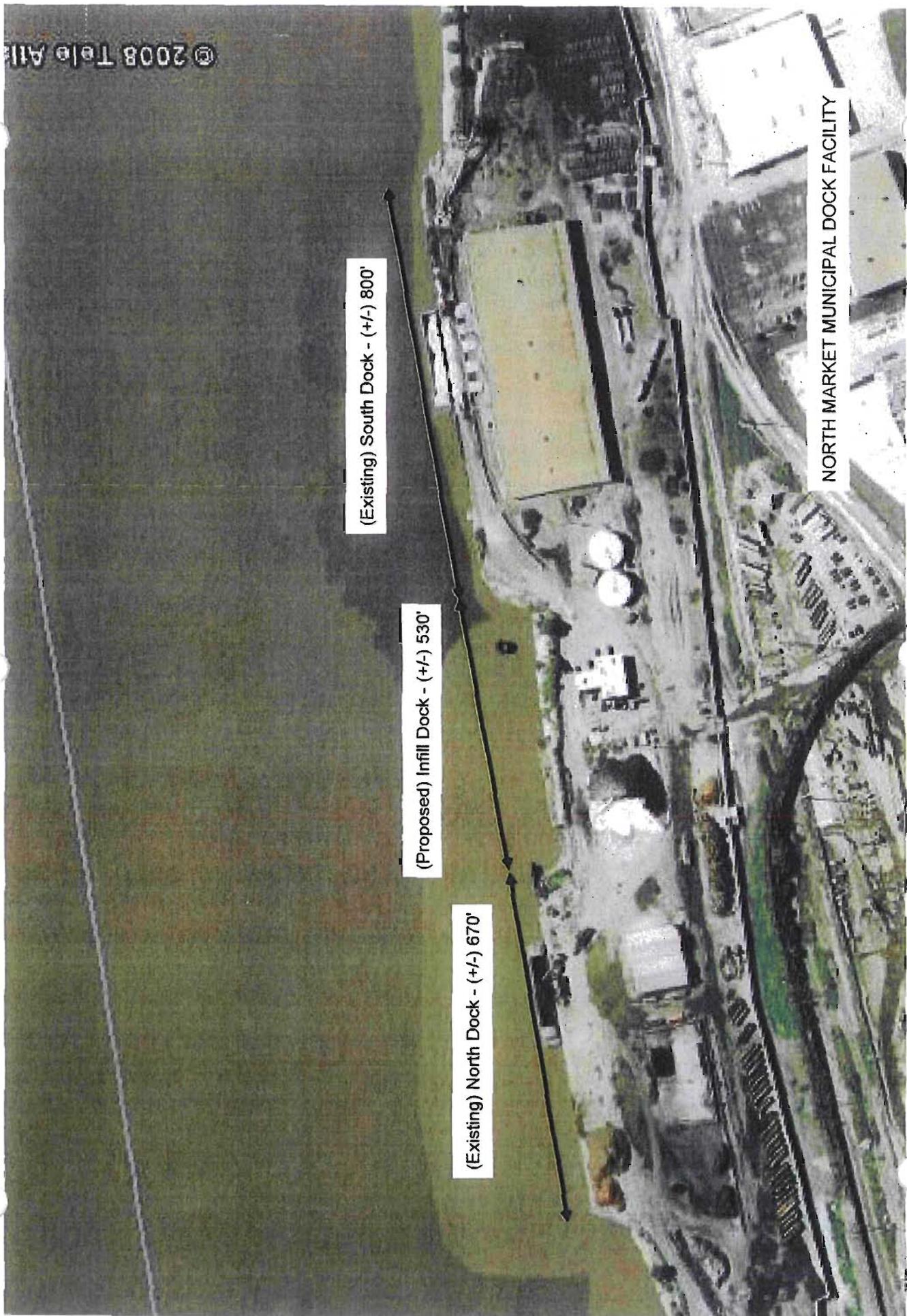
South
Dock

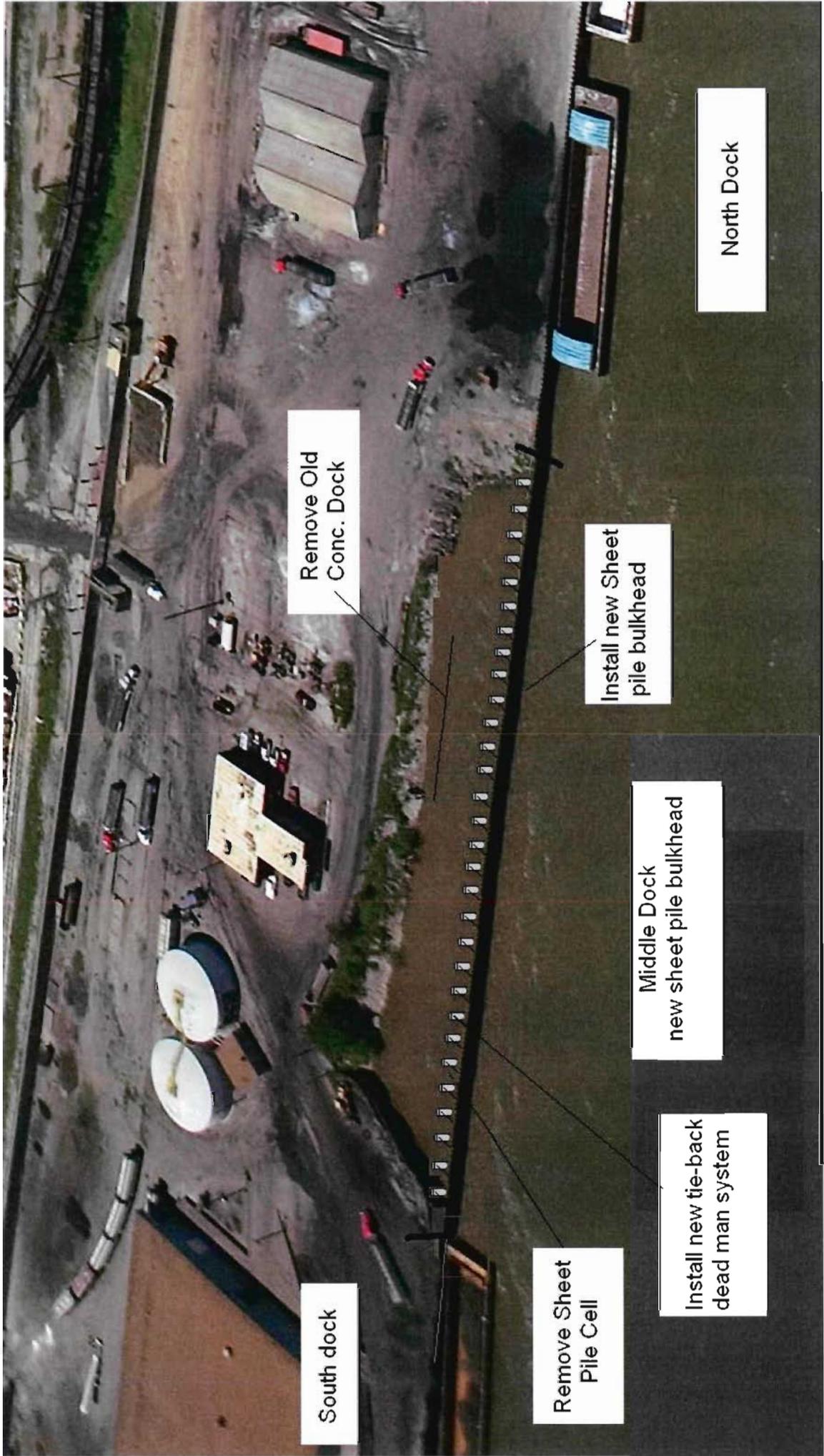
NORTH MARKET MUNICIPAL DOCK FACILITY

(Existing) South Dock - (+/-) 800'

(Proposed) Infill Dock - (+/-) 530'

(Existing) North Dock - (+/-) 670'





South dock

Remove Sheet
Pile Cell

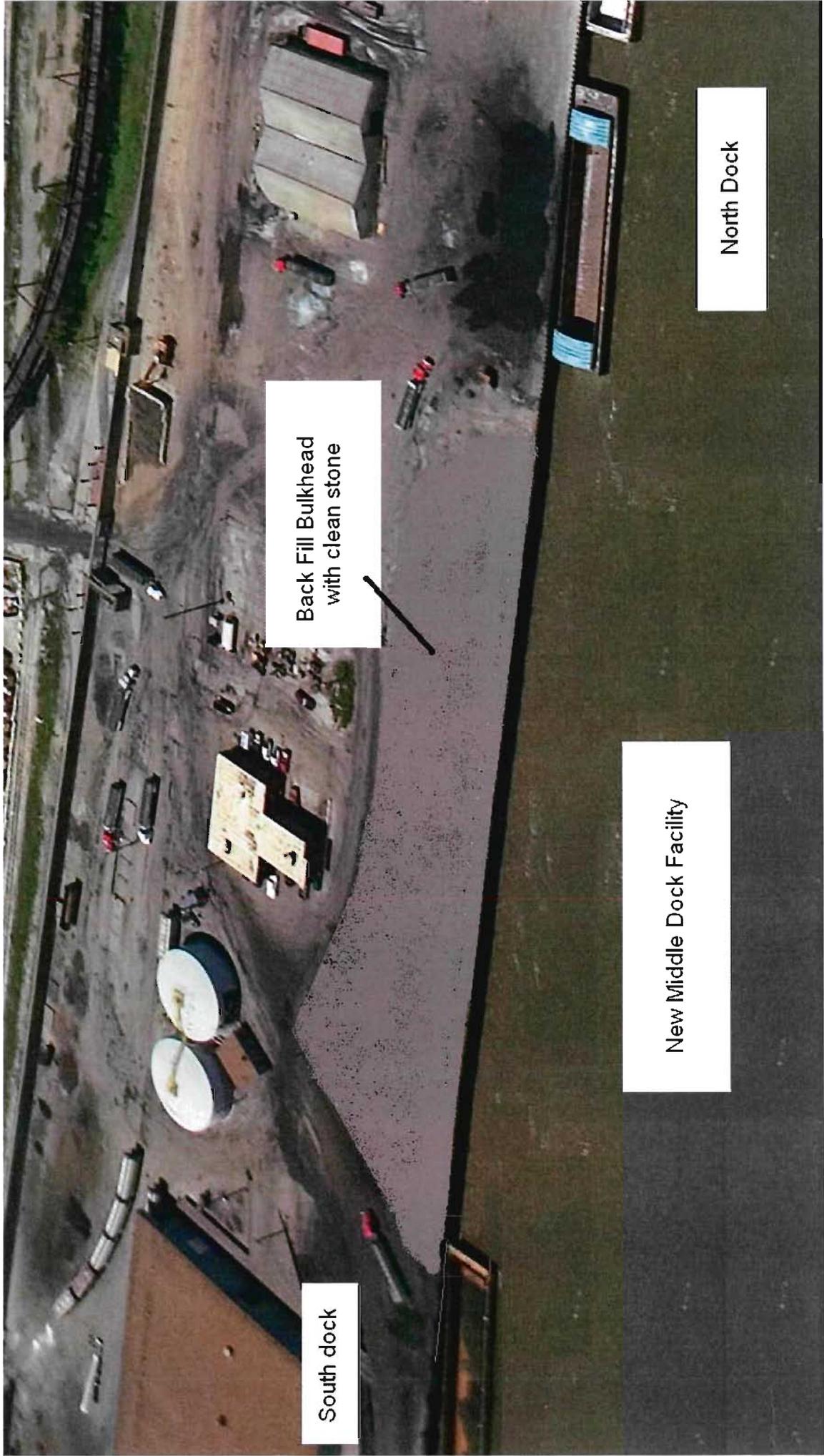
Remove Old
Conc. Dock

Install new Sheet
pile bulkhead

Middle Dock
new sheet pile bulkhead

Install new tie-back
dead man system

North Dock



North Dock

Back Fill Bulkhead
with clean stone

New Middle Dock Facility

South dock