



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-2797
Public Notice Date
June 6, 2011
Expiration Date
June 27, 2011

Postmaster Please Post Conspicuously Until:

File Number: MVS-2010-489

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: Jeff Martin; True Manufacturing, P.O. Box 970, 2001 East Terra Lane, O'Fallon, Missouri 63366.

AGENT: SCI Engineering, 130 Point West Boulevard, St. Charles, Missouri 63301.

LOCATION: The project area is approximately 36 acres in size, near Valley Trails Lane, south of Highway D, southwest of New Melle, Missouri. More specifically, it is located in Section 4, Township 45 North, Range 1 East, St. Charles County (see attached location map).

PROJECT DESCRIPTION: The applicant seeks authorization to impact 1,570 linear feet of four ephemeral streams and 2,627 linear feet of an intermittent stream to construct a 34.5 acre recreational lake. Of this total, 932 linear feet of the unnamed tributaries will be filled to construct the dam and an additional 3,265 linear feet will be inundated with water. The purpose of the project is to provide a recreational opportunity located close to the existing on-site private lodge and to provide estate planning requirements relative to the future ownership of the property. Currently, a small, aesthetic pond is situated in close proximity to the lodge; however it is not large enough to provide the depth and area necessary for those utilizing the lodge to pursue aquatic sports and hobbies.

The applicant has owned the property for over ten years and wishes to construct a lake large enough to be shared with other family members in the future. Complete avoidance was not possible as five on-site tributaries are located on the property which feed into Callaway Creek. The applicant's original plan cited for the location of the dam directly in Callaway Creek (a perennial tributary) and would have impounded approximately 1200 linear feet of the tributary, creating an approximate 45-50 acre lake.

Through avoidance and minimization efforts, the applicant re-considered the location of the impoundment thereby reducing the size of the lake and overall impact to jurisdictional waters. The applicant proposes to perform on-site and off-site mitigation methods to compensate for unavoidable impacts to the unnamed tributaries. Mitigation will include a combination of enhancement and restoration of on-site riparian corridors as well as within the Femme Osage Creek watershed. The applicant may investigate the purchase of any remaining mitigation credits from a stream mitigation bank.

The unnamed tributaries flow to Callaway Creek, which flows to Femme Osage Creek, a primary tributary to the Missouri River.

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. However, 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.

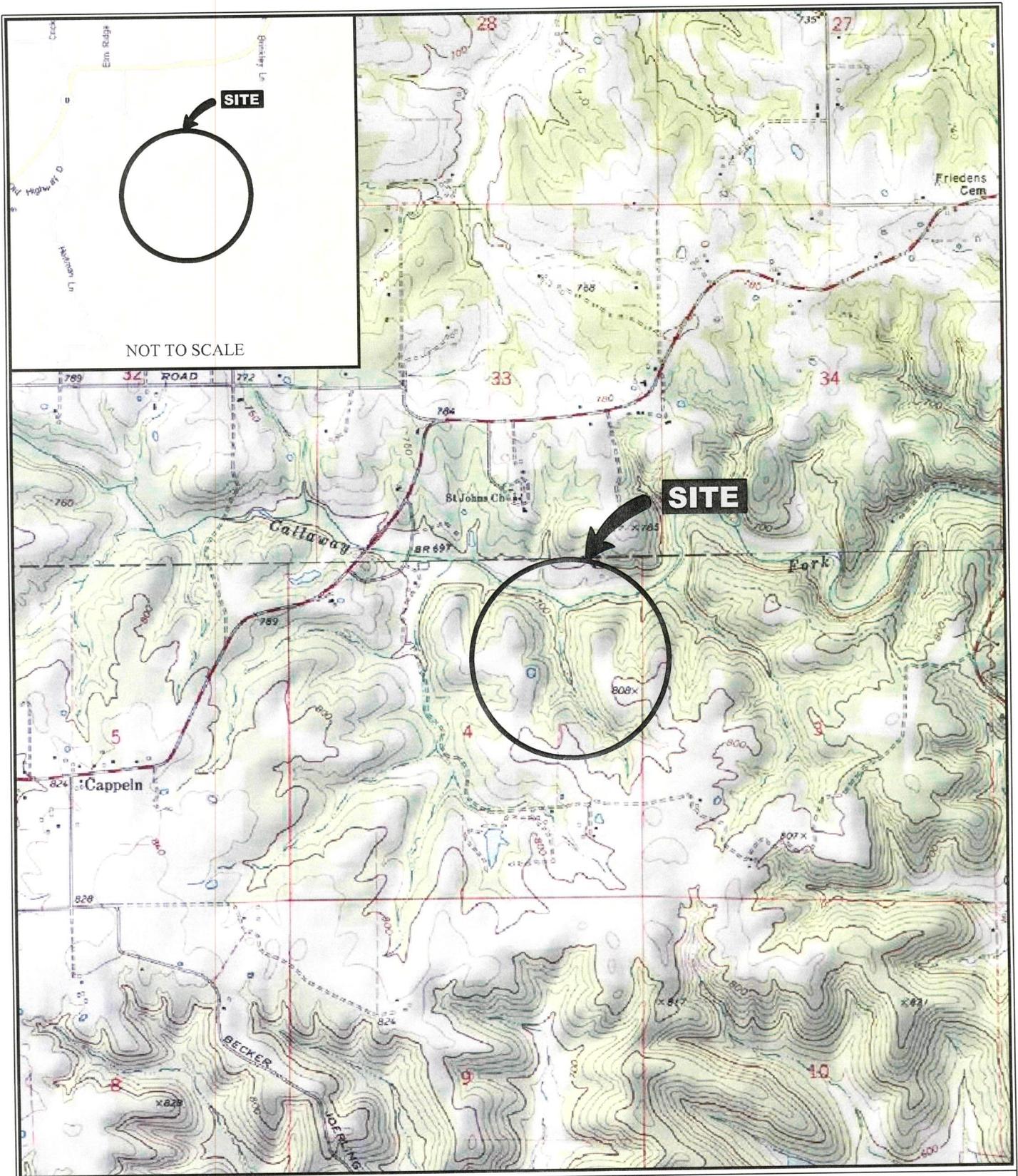


DANNY D. MCCLENDON
Chief, Regulatory Branch

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.



NOT TO SCALE

SITE

PROJECT NAME
TRUE LODGE LAKE
ST. CHARLES COUNTY, MISSOURI

VICINITY AND TOPOGRAPHIC MAP

General Notes/Legend

USGS TOPOGRAPHIC MAP
NEW MELLE, MISSOURI QUADRANGLE
DATED 1972
PHOTO REVISED 1988
20' CONTOURS

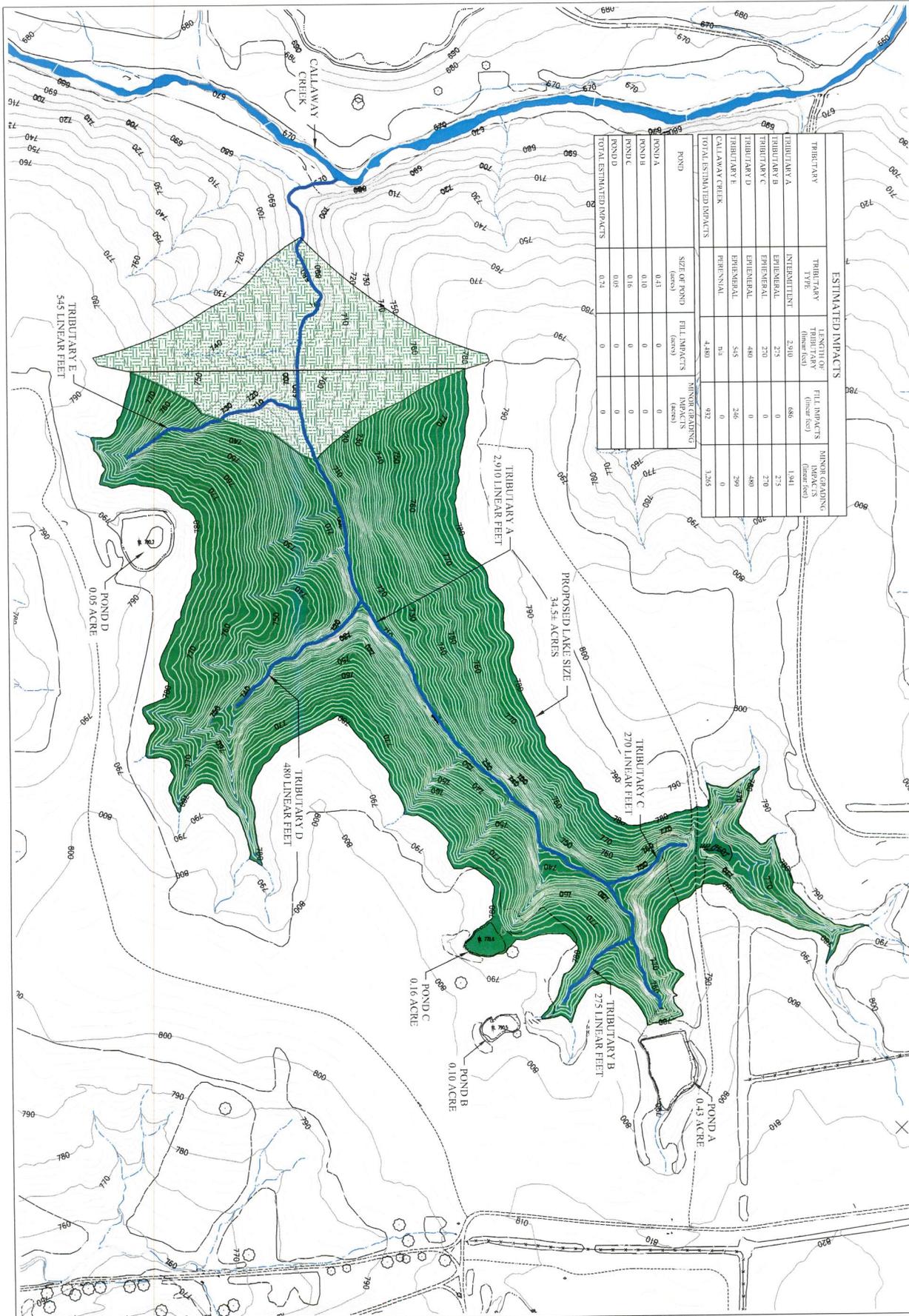


SCALE 1" = 2000'
FIGURE 1



DRAWN BY	LAP	DATE	JOB NUMBER
CHECKED BY	SEB	09/2010	2010-0506.30

MICROSOFT STREETS AND TRIPS 2007



ESTIMATED IMPACTS			
TRIBUTARY	TRIBUTARY TYPE	LENGTH OF TRIBUTARY (linear feet)	FILL IMPACTS (linear feet)
TRIBUTARY A	ENTRENCHMENT	275	686
TRIBUTARY B	ENTRENCHMENT	270	0
TRIBUTARY C	ENTRENCHMENT	480	0
TRIBUTARY D	ENTRENCHMENT	545	246
TRIBUTARY E	ENTRENCHMENT	74	0
TOTAL ESTIMATED IMPACTS			
TRIBUTARY			932
TRIBUTARY			1,265

SIZE OF POND (acres)	FILL IMPACTS (linear feet)	MINOR GRADING IMPACTS (linear feet)
POND A	0	0
POND B	0.10	0
POND C	0.16	0
POND D	0.05	0
POND E	0	0
TOTAL ESTIMATED IMPACTS		
	0.24	0

SCALE 1" = 250'
 JOB NUMBER 2010-0506.31
 DATE 01/2011
 DRAWN BY DKN
 CHECKED BY JLP
 FIGURE 4

PROJECT NAME
 TRUE LODGE LAKE
 ST. CHARLES COUNTY, MISSOURI
IMPOUNDMENT PLAN

General Notes/Legend
 ■ INDICATES PRELIMINARY LAKE FOOTPRINT - ELEVATION 780
 ■ INDICATES PROPOSED DAM FOOTPRINT
 ■ INDICATES JURISDICTIONAL CREEK CHANNEL
 ■ INDICATES JURISDICTIONAL CREEK CHANNEL
 BASED ON UNDATED PLAN PROVIDED FROM THE CLAYTON ENGINEERING COMPANY.
 DIMENSIONS AND LOCATIONS ARE APPROXIMATE. ACTUAL MAY VARY.
 DRAWING SHALL NOT BE USED OUTSIDE THE CONTEXT OF THE REPORT FOR WHICH IT WAS GENERATED.



OUR PUBLIC NOTICES ARE NOW AVAILABLE ON THE WORLD WIDE WEB AT OUR ST. LOUIS DISTRICT HOME PAGE (<http://www.mvs.usace.army.mil/ConOps/permits/pn.htm>). If you have any trouble, please call Danny McClendon at (314) 331-8574 or by e-mail to: Danny.D.McClendon@usace.army.mil

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

US ARMY ENGINEER DISTRICT, ST. LOUIS
ATTN: CEMVS-OD-F
1222 SPRUCE STREET
ST. LOUIS, MISSOURI 63103-2833