



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-2764/P-2765

Public Notice Date
July 14, 2010

Expiration Date
August 04, 2010

Postmaster Please Post Conspicuously Until:

File Number: MVS-2006-802 and MVS-1998-10100

NOTE: (This is a supplement to the original Public Notice # P-2576/2577)

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) ATTN: Alan Edmondson
1222 Spruce Street
St. Louis, Missouri 63103-2833

APPLICANT: Port Charles Harbor, 6247 Hwy V, St. Charles, Missouri, 63301, (636) 250-2628. (ATTN: Mr. Paul Hopkins)

LOCATION: The project is located on the right descending bank of Mississippi River at approximate mile 221.5, St. Charles County, Missouri. Specifically, the project is located on the Grafton USGS quadrangle maps, Section 08, Township 48 North, Range 5 East.

PROJECT DESCRIPTION: Port Charles Harbor is an existing harbor facility which offers wet/dry slips, mechanical & refinishing service, boat restoration, and a ship store. Historically, maintenance dredging has been conducted only at the mouth of the harbor to provide safe access in and out of the area. **P-2577** authorized periodic maintenance dredging to ensure continued safe passage of vessels in and out of the harbor. The dredge material was authorized to be placed adjacent to the mouth of the harbor on an upland area. All available upland areas used for the dredge disposal have been utilized. Under **P-2765**, the applicant now seeks authorization to continue with periodic maintenance by placing dredged material into the river just outside the harbor entrance at river mile 221.5. **P-2576** previously authorized the expansion of the harbor by digging out a new area 250 feet wide and 300 feet long. After issuance of the permit, it was revealed that the proposed 250x300 feet would be inadequate to accomplish the project. Since the applicant could not accomplish the goals of the project as authorized, the applicant never proceeded with the work. Under **P-2564** the applicant now wishes to proceed with the project by altering the original proposal to construct an area 250 feet wide and 480 feet long. The area, which was authorized to be approximately 1.72 acres in size excavated out of non-jurisdictional areas, is now proposed to be 2.75 acres in size. This material will still be hauled away to an approved non-wetland site. The expansion project is assigned pending permit number P-2576.

LOCATION MAPS AND DRAWINGS: See attached.

ADDITIONAL INFORMATION: Additional information may be obtained by contacting Alan Edmondson, Project Manager, U.S. Army Corps of Engineers, at (314) 331-8811. Your inquiries may also be sent by electronic facsimile to (314) 331-8741 or by e-mail to *Alan.Edmondson@mvs02.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 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.

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.

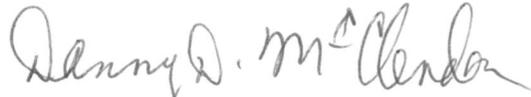
ENDANGERED SPECIES: A preliminary determination, in compliance with the Endangered Species Act, as amended, has been made that the work that is proposed would not affect species designated as threatened or endangered, or adversely affect critical habitat. Therefore, no formal consultation request has 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.



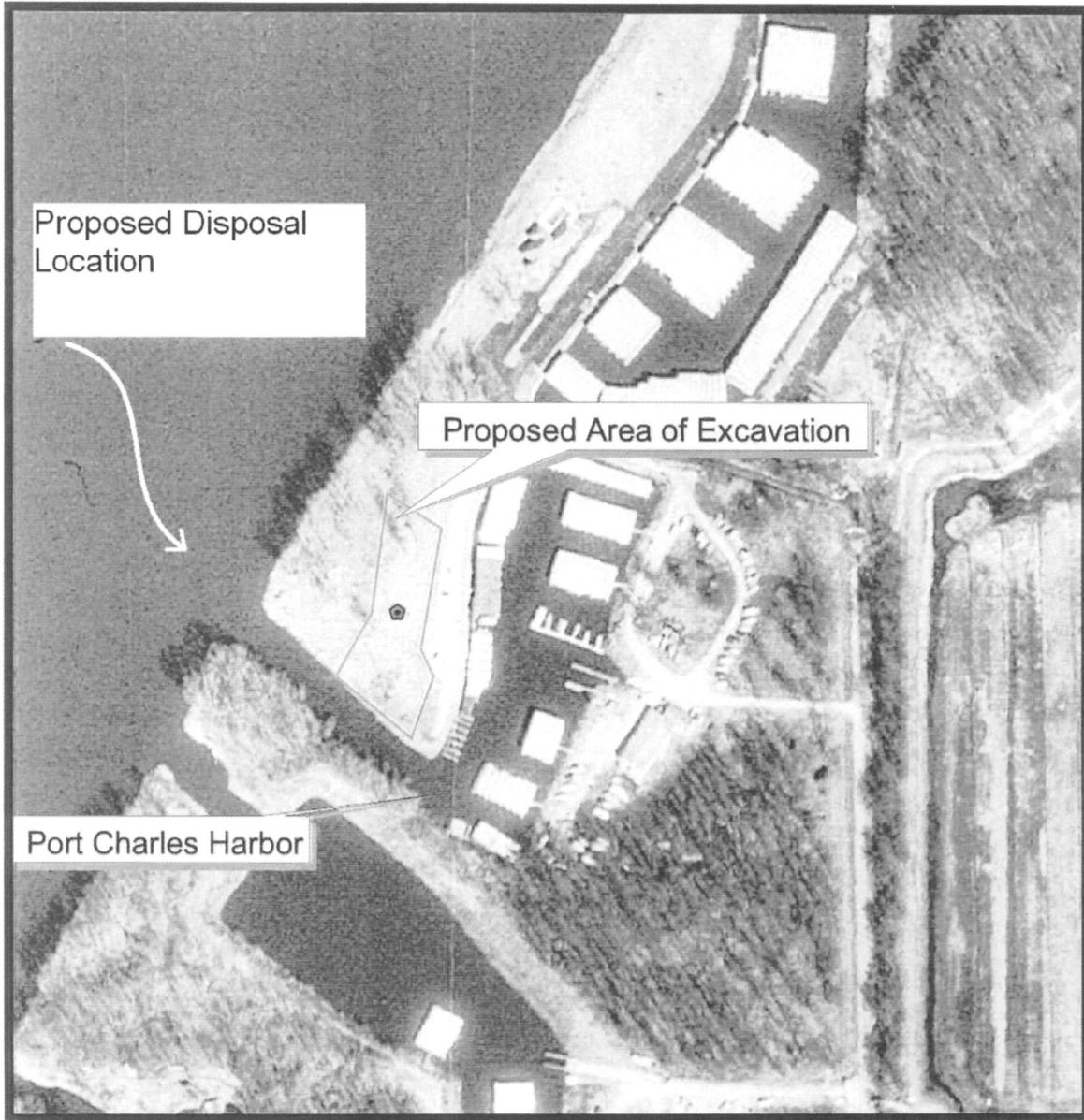
DANNY D. MCCLENDON
Chief, Regulatory Branch

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.

Port Charles Harbor Harbor Expansion

MVS-2006-802 & MVS-1998-10100



Jul 22, 2007
Made By: AE



State: Missouri	UTM Y: 4312288.535
County: St Charles	UTM Zone: 15
Nearest City: Marshall Landing	USGS Quad: Grafton
Latitude: 38:56:02.8925 (38.93413681)	HUC 8 Name: Peruque-piasa
Longitude: -90:28:34.7424 (-90.47631732)	HUC 8 Number: 07110009
UTM X: 0718753.183	Section: 8
	Township: 48 N
	Range: 5 E