Public Notice

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

Reply To:
U.S. Army Corps of Engineers
Attn: Regulatory Branch
1222 Spruce Street
St. Louis, Missouri 63103-2833

Public Notice No.
P-2941
Public Notice Date
February 25, 2016
Expiration Date
March 16, 2016

Postmaster Please Post Conspicuously Until:

File Number: MVS-2015-850

Interested parties are hereby notified that a Mitigation Bank Prospectus has been received pursuant to the guidelines contained in the Federal Guidance for the Establishment, Use, and Operation of Mitigation Banks (60 Fed. Reg. Pages 58605-58614, 1995).

COMMENTS AND ADDITIONAL INFORMATION: All comments and/or requests for public hearing must reach this office no later than the 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: Mr. Tyson Zobrist

APPLICANT: Eberhardt Revocable Trust, Attn: Mr. Gary Eberhardt, 16 Williamsburg Rd., St. Louis, Missouri 63141. (314) 910-0272.

LOCATION: The proposed wetland mitigation bank is located in the northeast portion of Granite City and is directly west of the new Morrison Road, connecting Lakeview Road to the intersection of Lake Drive and Breckenridge Lane. More specifically, the proposed mitigation bank is located within the Northwest ¼ of Section 3, Township 3 North, Range 09 West of the 3rd Principle Meridian, Madison County, Illinois.

PROJECT DESCRIPTION: Applicant seeks approval from the Mitigation Bank Review Team (MBRT) which is composed of representatives from the U.S. Army Corps of Engineers, Illinois Department of Natural Resources, the U.S. Environmental Protection Agency, and U.S. Fish and Wildlife Service to establish a wetland mitigation bank within the American Bottoms. The primary objective of the proposed mitigation bank is to restore, create, enhance and permanently protect 62.20 acres of three wetland types (51.82 acres Emergent, 3.56 acres Scrub Shrub and 6.82 acres Forested) as well as create and protect 5.00 acres of bottomland forest and 5.82 acres of tallgrass prairie buffer within a 72.74 acre site that is currently in agricultural production. If approved, the restoration, creation and enhancement activities will be performed generating credits from the environmental improvements and will be available for sale on an incremental basis as long as the mitigation bank meets its

anticipated goals set forth in the banking document. Credits from the project will not be available for sale until documentation is provided by the bank sponsor that environmental restoration will proceed and written approval is granted by the Corps in consultation with the MBRT. The mitigation bank sponsor is developing the mitigation bank with the intent to sell the mitigation credits to recipients of Section 404 Permits who are required to compensate for unavoidable and adverse environmental impacts to waters of the United States. Specifically, the waters of the United States that will be compensated at the proposed bank include wetlands with emergent, scrub shrub and forested classifications. Upon request, a copy of the Mitigation Banking Prospectus is available for review in our office.

If approved by the MBRT, the mitigation bank would assist in improving the chemical, physical, and biological integrity of the American Bottoms. The mitigation bank when fully completed will contain a total of 72.74 acres of restored, created, enhanced, and site protected wetland resources, bottomland forest and tallgrass prairie buffer that will provide an additional option for compensating impacts that occur within the geographic service area of the bank. The geographic service area is proposed to consist of the American Bottoms. The U.S. Army Corps of Engineers may deem impact areas outside the geographic service area to be appropriately mitigated at the proposed bank, on a case-by-case basis. This mitigation bank proposal does not preclude any Section 404 permit applicant who intends or is required to use the mitigation bank from complying with Clean Water Act Section 404(b)(1) Guidelines, the National Environmental Policy Act, and our evaluation of probable impacts on public interest. Likewise, the U.S. Army Corps of Engineers is committed to determining compensatory mitigation through the implementation of current Regulatory Guidance and best professional judgment to consider on-site or within the immediate sub-watershed mitigation opportunities first, when impacts to waters of the United States cannot be practicably avoided or further minimized.

LOCATION MAPS AND DRAWINGS: See attached maps.

ADDITIONAL INFORMATION: Additional information may be obtained by contacting Tyson Zobrist, Project Manager, U.S. Army Corps of Engineers, at (314) 331-8578. Your inquiries may also be sent by e-mail to Tyson.J.Zobrist@usace.army.mil.

AUTHORITY: Section 404 of the Clean Water Act (33 U.S.C. 1344).

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 OF PROBABLE IMPACTS: The decision whether to authorize Eberhardt Revocable Trust to enter into an agreement with the Corps and MBRT 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 FROM THE PUBLIC: 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 approve, modify, or deny authorization 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 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.

TETRA TECH, INC.

www.tetratech.com

1634 Eastport Plaza
Collinsville, IL 62234
618-343-2300
FAX: 618-345-1281

Drawing Description
Eberhardt Trust Service Area

American Bottoms

Project No.:
Date: September 2015
Drawn By: RMN

Figure Number
2

Path: P:\TT\Dawdy Projects\Juneau\Morrison Road\MorrisonRoad\Madison County Watersheds.mxd

Image Source: ESRI Basemaps

0 0.5 1 2 Miles

N

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Drawing Description

Project Area

Eberhardt Wetland
Mitigation Bank Project
Granite City, Madison County, IL

Project No.: 100-AMC-T34171
Date: May 2015
Drawn By: RMN

Figure Number

1

Path: P:\TT\Dawdy Projects\Juneau\Figures\Figure 1 Project Area.mxd

Legend

- Nominal Pool (415 Feet)
- Elevation Contours
- Culvert with Flap Gate
- Stop Log Structure
- Parcel
- Tallgrass Prairie 416-420 ft (5.54 acres)
- Palustrine Emergent Wetland 414 ft (51.82 acres)
- Shrub Scrub Wetland 416 ft (3.56 acres)
- Bottomland Hardwood Forest 418 ft (5.00 acres)
- Forested Wetland 417 ft (6.82 acres)

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Drawing Description
Proposed Habitats & Nominal Pool Elevation

Eberhardt Wetland
Mitigation Bank Project
Granite City, Madison County, IL

Project No: 100-AMC-T34171
Date: February 2016
Drawn By: DEF

Figure Number
3

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