



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-3076
Public Notice Date
January 12, 2018
Expiration Date
February 2, 2018

Postmaster Please Post Conspicuously Until:

File Number: MVS-2017-723

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: David Kirchner; Kirchner Properties Belleville LLC – d/b/a/KPNA, P.O. Box 128, Suite 150, Nashville, Illinois 62263

AGENT: Gary S Mueller, Project Manager; API Survey LLC, PO Box 333, Nashville, Illinois 62263.

LOCATION: The approximate 39-acre project area is located West of Illinois Route 127 (see attached location map). Specifically, in Section 12, Township 2 South, and Range 3 West, in Washington County, Illinois.

SITE DESCRIPTION: The site is an abandoned motocross motorcycle race track. Two tributaries were identified within the project site, Dome Creek and the Northeast Branch of Dome Creek. The channels range in width, approximately 2-4 feet wide at the ordinary high water mark (OHWM). One small lake exists on the northern edge of the property adjacent to the Northeast Branch of Dome Creek. The tributaries flow to Nashville Creek, which flows to Little Crooked Creek a tributary to the Kaskaskia River.

PROJECT DESCRIPTION: The applicant, Kirchner Properties Belleville LLC – d/b/a/KPNA, seeks to develop both a residential subdivision and commercial properties within the identified site. The preliminary development plan avoids any impacts to Dome Creek. The small lake as well as

approximately 1300' of the Northeast Branch of Dome Creek will be impacted by construction of a 3.5 acre lake on the northern edge of the property. The lake will have a maximum depth of 14' and a retaining wall installed around the entire lake. The 14' depth will provide deep water habitat and cooler water conditions during the summer months. A 12' concrete weir outlet control structure will be installed at the downstream end of the lake. A new walking path will be installed along the south side of the lake, therefore the upstream end of the lake will have a 12' x 3' box culvert installed so the path can cross the stream. In addition, a 60' long, 12' x 3' box culvert will be installed just upstream of the path to allow for a future driveway. The Existing 12' x 3' box culvert under IL 127 will be extended 60' onto the site to allow a turning lane to be added to the highway.

MITIGATION: The applicant has not submitted a formal mitigation plan. The entire length of Dome Creek and of the Northeast Branch of Dome Creek will be cleaned out to remove unsuitable material such as asphalt and tires and stabilized.

LOCATION MAPS AND DRAWINGS: See Attachments 1-3.

ADDITIONAL INFORMATION: Additional information may be obtained by contacting Amy Henke, Project Manager, U.S. Army Corps of Engineers, at (314) 331-8649. Your inquiries may also be sent by e-mail to Amy.C.Henke@usace.army.mil, or mailed to the address at the top of this notice.

AUTHORITY: This permit will be processed under Section 404 of the Clean Water Act (33 U.S.C. 1344).

WATER QUALITY CERTIFICATION: This public notice also provides documentation to the Illinois Environmental Protection Agency (IEPA) for water quality certification, or waiver thereof, for the proposed activity in accordance with Section 401 of the Clean Water Act. Certification or waiver indicates that IEPA believes the activity will not violate applicable water quality standards. The review by the IEPA is conducted in accordance with the Illinois water quality standards under 35 Illinois Administrative Code Subtitle C. The water quality standards provide for the IEPA to review individual projects by providing an antidegradation assessment, which includes an evaluation of alternatives to any proposed increase in pollutant loading that may result from this activity. The "Fact Sheet" containing the antidegradation assessment for this proposed project may be found on the IEPA's web site, at www.epa.state.il.us/public-notices/. In the event that the IEPA is unable to publish the "Fact Sheet" corresponding to the timeframe of this Joint Public Notice, a separate public notice and "Fact Sheet" will be published by the IEPA at the web site identified above. You may also obtain a copy of the "Fact Sheet" by contacting the IEPA at the address or telephone number shown below.

Written comments specifically concerning possible impacts to water quality should be addressed to:

Illinois Environmental Protection Agency
Bureau of Water
Watershed Management Section
1021 N. Grand Avenue East
P.O. Box 19276
Springfield, Illinois 62794-9276

A copy of all written comments should also be provided to the Corps of Engineers. If you have any questions please contact the IEPA at (217) 782-3362.

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.

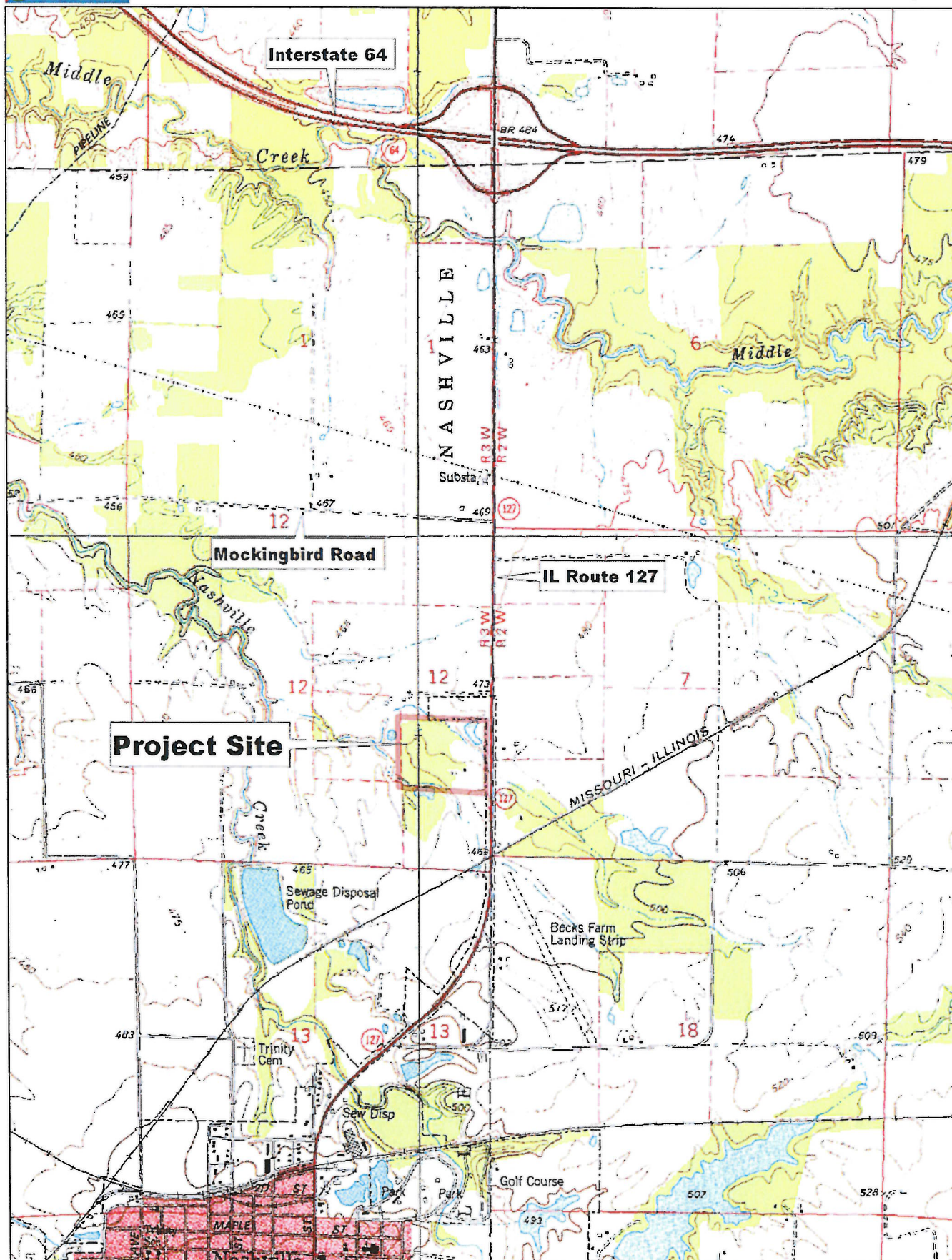
SOLICITATION OF COMMENTS: The U.S. Army Corps of Engineers is soliciting comments from the public; Federal, state, and local agencies and officials; Indian Tribes; and other interested parties in order to consider and evaluate the impacts of the proposed activity. Any comments received will be considered 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
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.



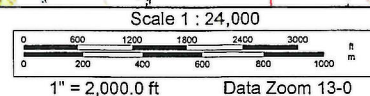
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10/20/2016

March 2015 Photo

EX. POND

ORIGINAL POND LIMITS

CASTLE BALLY

EX. STREAM TO REMAIN

127

Holzhauser Avenue Dr

Google Earth

1998

Imagery Date: 10/20/2016 38°21'56.27" N 89°22'20.34" W elev 474 ft eye alt

P3076
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CASTLE BALLY
NASHVILLE, ILLINOIS

API Survey LLC
 17625 Mockingbird Road
 P.O. Box 333
 Nashville, Illinois 62263
 Fax 618-478-9031
 Fax 618-478-9000
 Email: api@apisurvey.com
 IDPR Design Firm License No. 184-006526