

## **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-3083

**Public Notice Date** 

April 1, 2020

**Expiration Date** 

April 22, 2020

**Postmaster Please Post Conspicuously Until**:

File Number: MVS-2017-80 (Canterbury and Roland Storm Sanitary Relief (Nelson to Roland Blvd.)(12110) 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.

<u>COMMENTS AND ADDITIONAL INFORMATION</u>: 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: David Meyer

<u>APPLICANT</u>: Metropolitan St. Louis Sewer District, Attention: Mr. Kevin Koines, 2350 Market St., St. Louis, Missouri 63103

<u>LOCATION</u>: A small unnamed tributary runs through the backyards of the south side of the 6900 block of Roland Boulevard, Northwoods, Missouri. The tributary drains approximately 40 acres of mostly quarter-acre subdivision lots. Residents in the area indicate that the tributary overflows into the residential yards every year or two. These overflows cover most of 6904 through 6944 Roland Boulevard (38.7059,-90.2855) and occasionally enters resident's basements. The project is located in Section 28, Township 46 North, Range 6 East, St. Louis County, Missouri.

PROJECT DESCRIPTION: The applicant (Metropolitan St. Louis Sewer District) has received numerous complaints from residents on the 6900 block of Roland Boulevard in the city of Northwoods, Missouri, who experience yard and basement flooding, even during low intensity storm events. The applicant seeks authorization to conduct grading and excavation operations within waters of the United States to modify an unnamed intermittent tributary, for the purpose of increasing capacity, and to better manage the amount of runoff flowing through residential properties. The proposal plans for the improvements of approximately 600 feet of channel, with a modification that includes the widening and creation of a shallow trapezoidal channel, to contain 15-year and 100-year

design storms. The modified channel would have a bottom width of six feet, a minimum depth of two feet, and side slopes re-shaped 2:1 (h:v). Also, approximately 184 feet of 2-3 foot tall modular block wall would be installed along the left descending bank to minimize impacts to private property. The vacant lot located at 6906 Roland Blvd. will be used as storage in the form of a floodplain bench.

Additionally, the project involves 1800-feet of new gravity sanitary sewer ranging in size from 8-inch to 15-inch and the abandonment and filling of existing sanitary sewer ranging in size from 8-inch to 12-inch. The proposed sanitary sewer will run approximately along the same alignment; however, along Winchester Drive the new sewer will be placed across an unnamed tributary.

The applicant's agent, HR Green, Inc. has researched alternatives and has attempted to minimize impacts to the unnamed tributary. However, the agent has stated that the proposed impacts are necessary, ultimately choosing the alternative which has the appropriate balance of minimal impacts, economic feasibility, and to correct/mitigate stream bank deficiencies for the protection of private property.

LOCATION MAPS AND DRAWINGS: See attached. In addition, the project plans may be viewed in color and in more detail by visiting the Public Notice section of our website at http://www.mvs.usace.army.mil/Missions/Regulatory/PublicNotices/OpenNotices.aspx

ADDITIONAL INFORMATION: Additional information may be obtained by contacting David P. Meyer, Project Manager, U.S. Army Corps of Engineers, at (314) 331-8810. Your inquiries may also be sent by electronic facsimile to (314) 331-8741 or by e-mail to David.P.Meyer@usace.army.mil.

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

WATER QUALITY CERTIFICATION: Section 401 of the Clean Water Act (33 USC 1341) requires that all discharges of dredged or fill material must be certified by the appropriate state agency as complying with applicable effluent limitations and water quality standards. The project plans will be submitted to the Missouri Department of Natural Resources, Water Protection Program (the Agency) in accordance with Section 401. While the Corps of Engineers may provide all relevant information to DNR and request Section 401 review on behalf of the applicant, the applicant assumes final responsibility to ensure that both agencies receive all information required to complete their independent review. If issued, Certification 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, P.O. 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.

<u>PUBLIC HEARING</u>: 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.

<u>CULTURAL RESOURCES:</u> 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.

<u>SOLICITATION OF COMMENTS</u>: 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.

Robert S. Gramke
Robert S. Gramke

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.



























