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# Public Notice

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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-3125

Public Notice Date:  
June 17, 2019

Expiration Date:  
July 7, 2019

Postmaster Please Post Conspicuously Until:

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File Number: MVS-2019-203

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. Please mail comments to the following address:

U.S. Army Corps of Engineers  
Regulatory Branch  
1222 Spruce Street  
St. Louis, Missouri 63103-2833  
ATTN: Jennifer L. Skiles

**APPLICANT:** Debrecht Properties (Attention: Mr. Larry Debrecht, PO Box 410617, St. Louis, Missouri 63141).

**LOCATION:** The project area is approximately 20-acres located at 407 and 415 Treefield Road. The site is accessed between 723 and 731 Summer Top Circle in the City of Fenton. The project is located in Section 33, Township 44 North, Range 5 East, St. Louis County, Missouri (Latitude: 38.5112, Longitude: -90.4587).

**PROJECT DESCRIPTION:** The applicant seeks authorization to conduct grading and filling operations in waters of the United States for construction of a single-family residential development. The development will consist of a 28-lot subdivision, including roadway, utilities and detention basins. The site currently exists as an undeveloped forested site surrounded by additional forested private properties and residential developments. Located within the project site are two intermittent tributaries:

Tributary A is an intermittent tributary that flows into Fenton Creek. Tributary A flows southwest to northeast through the southern portion of the site for 770 linear feet. The applicant proposes to construct a detention basin and outfall structure that affects approximately 165 linear feet of channel. Project plans include an additional 323 linear feet of Tributary A to be filled/piped by the construction of the entrance roadway and lot development.

Tributary B is an intermittent tributary that flows into Tributary A. It exists to the east of a retention basin for the Green Arbor Drive development. Several undefined drainages confluence to create Tributary B, which flows for approximately 385 linear feet onsite. The applicant proposes to construct a second detention basin and forebay on the site filling approximately 330 feet of tributary B.

Based on the proposed site plans, the applicant's project impacts approximately 488 linear feet of Tributary A and approximately 330 linear feet of Tributary B for infrastructure development on the parcel. Total project impacts are 818 linear of intermittent tributary.

Although the applicant is in the process of researching alternatives, reducing the size of the footprint and minimizing proposed impacts to the unnamed tributaries, they believe that the remaining impacts are unavoidable. The applicant is proposing to participate in an approved in-lieu fee mitigation program for stream impacts determined to be unavoidable.

**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/ConOps/permits/pn.htm>

**ADDITIONAL INFORMATION:** Additional information may be obtained by contacting Jennifer L. Skiles, Project Manager, U.S. Army Corps of Engineers, at (314) 331-8579. Your inquiries may also be sent by electronic facsimile to (314) 331-8741 or by e-mail to [Jennifer.L.Skiles@usace.army.mil](mailto:Jennifer.L.Skiles@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:** 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.

**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:** The proposed project is within the range of the endangered Indiana bat (**Myotis sodalis**) and the northern long-eared bat (**Myotis septentrionalis**) that is a proposed candidate for

endangered status. A preliminary determination, in compliance with the Endangered Species Act as amended, has been made that this activity may affect the habitat of these listed and candidate species. The Corps is coordinating with the U.S. Fish and Wildlife Service, taking measures to minimize potential effects of the project during construction, and providing habitat enhancement for bats. In order to further complete our evaluation, written comments are solicited by this public notice from the U.S. Fish and Wildlife Service and other interested agencies and individuals.

**CULTURAL RESOURCES:** The St. Louis District will evaluate information provided by the State Historic Preservation Officer (SHPO) and the public in response to this public notice and we may conduct, or require a reconnaissance survey of the project area. The Corps will continue to coordinate with SHPO and Native American Tribes as appropriate.

**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.

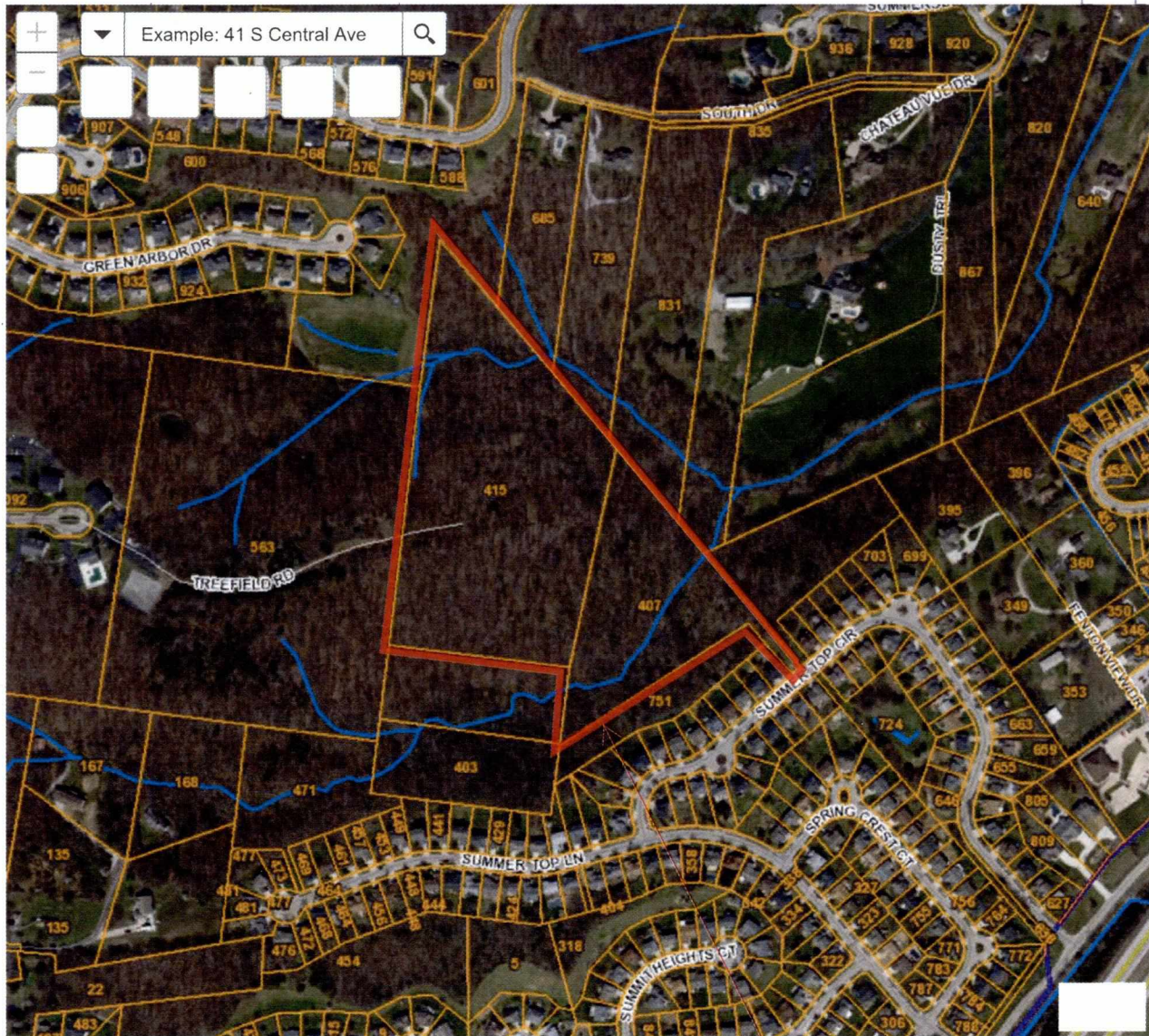
*Robert S. Gramke*

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.



Summer Crest  
Proposed Project location  
407 and 415 Treefield Road

400ft

Parcel 1  
D.B. 17984, Pg. 1985  
407 Treefield Rd.  
Adjusted Parcel B  
of Boundary Adjustment Plat  
P.B. 313, Pgs. 37-38  
Loc. #290440067  
8.27 Acres

CONNECT TO EXIST  
SAN MH 2901-0439

SUMMER CREST  
407 & 415 Treefield Road  
Fenton MO  
Concept Plan  
April 4, 2019 GLS job 18019



NOT TO  
SCALE

SUMMER CREST  
407 & 415 Treefield Road  
Fenton MO  
Concept Plan 14  
April 4, 2019 GLE job 18019

n/f  
Gregg Gerner  
685 South Drive  
D.B. 13209, Page 406

n/f  
Kenneth & Patricia Leicht  
739 South Drive  
Fenton, MO 63026  
D.B. 8109, Page 1611



NORTH

Not to  
Scale

STORMWATER  
MANAGEMENT  
2804-094D

60" RCP  
STORM SEWER

COMMON GROUND

FES  
D-1

OS  
D-3

FES  
H-1

AI  
H-2

CI  
H-3

MH  
3-4

MH  
3-10

MH  
3-3

MH  
3-6

MH  
3-3

Green Mar Terrace Apartments  
Common Ground  
D.B. 6551, Page 807

N07°17'42" E 1269.20' (M)  
N07°17'05" E 1289.60' (R)

Lot 16  
16100 sq. ft.

Lot 17  
21896 sq. ft.

Lot 18  
28537 sq. ft.

Lot 19  
21863 sq. ft.

Lot 20  
18390 sq. ft.

Lot 21  
19788 sq. ft.

Parcel 2  
D.B. 17984, Pg. 1985  
415 Treefield Rd.  
Loc. #280120120  
13.69 Acres

LIMITS OF  
DISTURBANCE

COMMON GROUND

South Drive

Oakwood Drive

Oakwood Trails Plat 1  
Common Ground  
D.B. 12941, Page 1555

STORMWATER  
MANAGEMENT  
2804-0940

60" RCP  
STORM SEWER

Green Mar Terrace Apartments  
Common Ground  
D.B. 6551, Page 807

Green Mar Terrace Apartments  
Common Ground  
D.B. 6551, Page 807

Patricia J. Donnelly  
1 Green Mountain Court  
D.B. 18902, Page 2340

n/l  
Gregg Gerner  
885 South Drive  
D.B. 13206, Page 406

n/l  
Kenneth & Patricia Leicht  
738 South Drive  
Fenton, MO 63026  
D.B. 8106, Page 1611

831 South Drive  
Fenton, MO 63026  
D.B. 13036, Page 2656

835 South Drive  
Fenton, MO 63026  
D.B. 8693, Page 1372

Summit Oaks  
Common Ground  
D.B. 10386, Page 1029



CONCEPT PLAN

**GOVERO**  
LAND SERVICES  
SURVEYING & ENGINEERING  
889 OLD WARE ROAD  
MARIETTA, MO 63026  
PH: 636.292.1111 FAX: 636.292.1112

PROJECT NO.	18019
DATE	03/14/19
DRAWN BY	DLO
CHECKED BY	CDO

11/11/19