



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

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# Public Notice

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Reply To:  
U.S. Army Corps of Engineers  
Attn: CEMVS-CO-F  
1222 Spruce Street  
St. Louis, MO 63103-2833

Public Notice No.  
P-2476  
Public Notice Date  
June 30, 2005

Expiration Date

**Postmaster Please Post Conspicuously Until: July 21, 2005**

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File Number: 200504320

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 map.

**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  
ATTN: CEMVS-CO-F (Keith McMullen)  
1222 Spruce Street  
St. Louis, Missouri 63103-2833

**APPLICANT:** Mr. Ernest Dennison, P.E., Waste Management of Illinois, Incorporated, 601 Madison Road, East St. Louis, Illinois 62201.

**AGENT:** Mr. Todd Soukup, Applied Land Analysis, Incorporated, 1907 West Lockport Road, Plainfield, Illinois 60544

**LOCATION:** The project is located west of Canteen Lake and north of the existing Milam Recycling and Disposal Facility (RDF) near Madison in Madison County, Illinois.

**PROJECT DESCRIPTION:** A 222 acre parcel of vacant land, to be called North Milam, approximately 1 mile north of the existing Milam RDF is proposed to be utilized in conjunction with daily activities at the Milam RDF. The RDF has been in operation for over 2 decades and requires large amounts of soil for cover daily. Movement of soil from North Milam to RDF can be accomplished with no truck travel over public highways and a haul distance of less than 1 mile.

North Milam may also be used for RDF activities other than as a borrow area in the future as well, given its close proximity to the existing facility. The proposal includes utilization of the soil from the 222 acre site by excavations and removal of these materials. Approximately **18.4 acres** of wetlands will be impacted; **9.9 acres** of forested and scrub/shrub wetlands and **8.5 acres** of farmed wetlands. Approximately **8.4 acres** of wetlands will be avoided and preserved without impacts.

**MITIGATION:** A mitigation plan, although not final, has been submitted to the resource agencies as part of the application process. The applicant proposes to mitigate in upland areas located in the northern portion of the North Milam property as well as on the adjacent Fowles property, which is where previous compensatory mitigation has already been constructed for previous Waste Management permits. The applicant is prepared to provide **19.8 acres** of forested wetlands for the **9.9 acres** of forested wetlands being impacted (2:1 ratio). In addition, **12.8 acres** of emergent wetlands will be created for the **8.5 acres** of farmed wetlands being impacted (1.5:1 ratio). Lastly, the applicant proposes to construct an **8.1 acre** open water, lacustrine habitat on the Fowles property for which 50% mitigation credit is proposed which would equate to **4.05 acres**. The forested and emergent wetland creation areas as well as the **8.4 acres** of wetlands being avoided will be placed in a permanent conservation easement and deeded to Madison County.

**DRAWINGS:** See Attached

**ADDITIONAL INFORMATION:** Additional information may be obtained by telephoning Mr. Keith McMullen, Assistant Chief/ Lead Project Manager, U.S. Army Corps of Engineers at (314) 331-8582 or at electronic mail address: Keith.A.Mcmullen@mvs02.usace.army.mil

**AUTHORITY:** This permit will be issued or denied under the following: Section 404 of the Clean Water Act (33 U.S.C. 1344), for discharge of dredged or fill material into waters of the United States.

**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/](http://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 this application. Request for public hearings shall state, with particularity, the reasons for holding the public hearing.

**ENDANGERED SPECIES:** A preliminary determination, in compliance with the Endangered Species Act, as amended, has been made that these proposed activities 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 by this public notice from the 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 and the public in response to this public notice and we may conduct, or 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 which 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 described activity will be considered including the cumulative effects thereof; among those 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.

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 these proposed activities. 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

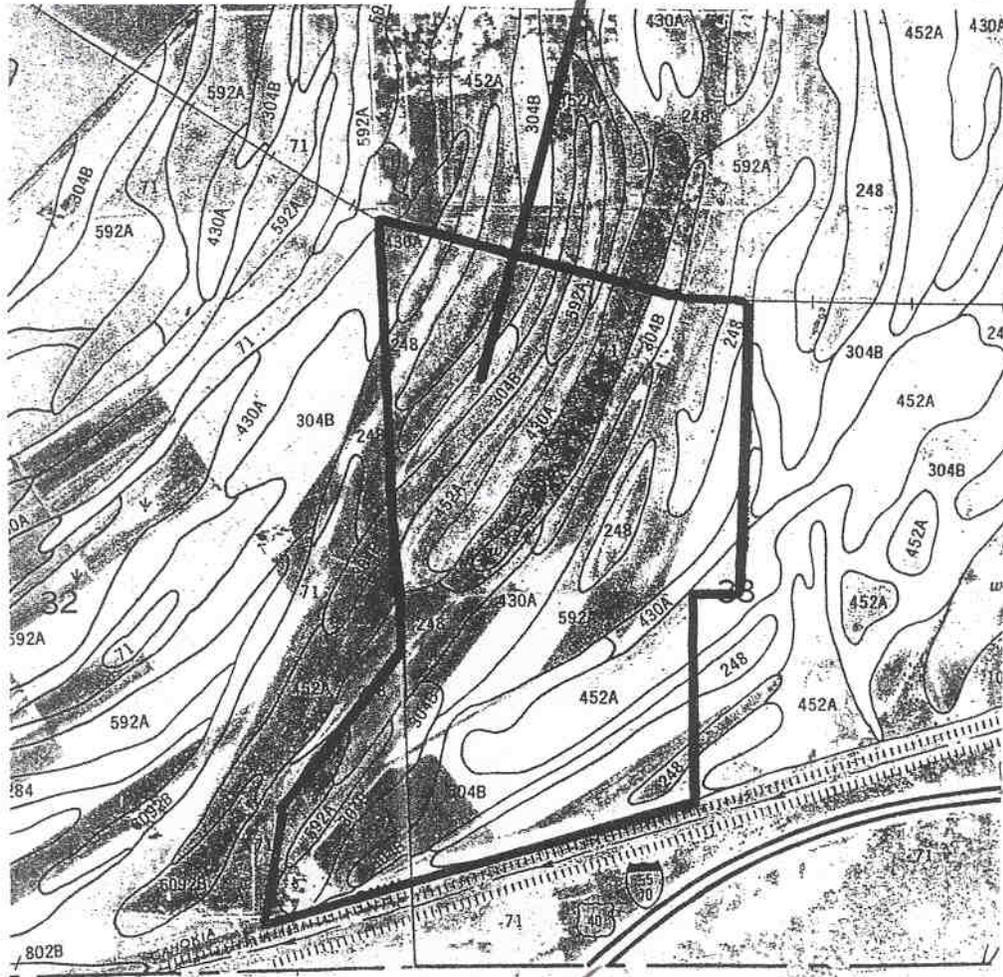
Attachment

**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.

# SUBJECT PROPERTY

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existing  
Milam  
RDF

to  
Collinsville

to  
St. Louis

P-2476  
File # 200504320  
SHEET 1 OF 2

Source: Soil Survey of Madison County, IL

Applied Land Analysis, Inc. P.O. Box 651 Plainfield, IL 60544	Project:	North Milam	Title:		Soil Survey Map
	Client:	Waste Management of Illinois, Inc.	Exhibit:	Scale:	Date:
			Ila	NTS	3/25/05



