



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

Public Notice

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

Public Notice No.

P-2382b

Public Notice Date

May 12, 2004

Expiration Date

June 2, 2004

Postmaster Please Post Conspicuously Until:

File Number: 200305041 (This is a supplement to the original Public Notice # P-2382)

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 (Alan Edmondson)
1222 Spruce Street
St. Louis, Missouri 63103-2833

APPLICANTS: Mr. Joseph DeSherlia, DeSherlia Enterprises, L.L.C., 245 E. Fairgrounds Ave., Jerseyville, Illinois 62052 and Mayor John R. Mosby, City of Grafton, P.O. Box 287, Grafton, Illinois 62037.

LOCATION: The project is proposed to occur on the left descending bank of the Illinois River at approximate river mile 0.7, just upstream of the confluence of the Mississippi River. The proposed activity is bordered by Water street to the north, Maple street to the east, and Harrison street to the west. Specifically, the project occurs in the Northeast $\frac{1}{4}$ of Section 16, Township 6 North, and Range 12 West, in the City of Grafton, Illinois.

PROJECT DESCRIPTION: The applicant proposes to construct a boat harbor along the north side of the Illinois River in Grafton, Illinois. The purpose of the project is to provide a full service harbor and marina that will be a recreational destination for patrons in the surrounding Metropolitan St. Louis area. Please refer to the previous public notice, P-2382, for a more detailed description.

This supplemental notice addresses the applicant's modified intentions to conduct dredging versus land based excavation to create the outer portions of the marina basin. Approximately 51,000 cubic yards would be dredged with associated open water discharge into the Illinois River, at approximately River Mile 0.8. The inner, landward, portion of the marina will be excavated from land as described in the original public notice. The amount of land based excavation material to be placed in the on site wetland remains unchanged.

The breakwater structure, as shown on the attached drawing, would be constructed prior to dredging activities to protect the site and the dredging vessel from direct water flows. The vessel used for the dredging will be moored just offshore during downtime and evening hours. The dredge material will be disposed of from a submerged dredge pipe approximately 200 feet downstream and approximately 290 feet from shore.

Information about the original public notice, P-2382, may be found at <http://www.mvs.usace.army.mil/permits/closed03.htm> All other portions of the project remain unchanged, as described in the original public notice.

DRAWINGS: See Attached

ADDITIONAL INFORMATION: Additional information may be obtained by telephoning Mr. Alan Edmondson, Project Manager, U.S. Army Corps of Engineers at (314) 331-8811 or at electronic mail address: Alan.R.Edmondson@mvs02.usace.army.mil

AUTHORITY: This permit will be processed under the provisions of Section 10 of the Rivers and Harbors Act of 1899 (33 U.S.C. 403) and 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 this application. Request for public hearings shall state, with particularity, the reasons for holding the public hearing.

ENDANGERED SPECIES: The proposed project is within the range of the endangered Indiana bat (Myotis sodalis), Gray bat (Myotis grisescens), and the threatened Bald eagle (Haliaeetus leucocephalus). A preliminary determination, in compliance with the Endangered Species Act as amended, has been made that this proposed activity is not likely to affect species designated as threatened or endangered, or adversely affect critical habitat. In order to complete our evaluation, comments are solicited by this public notice from the U.S. Fish and Wildlife Service and other interested agencies and individuals.

CULTURAL RESOURCES: Coordination with the State Historic Preservation Officer has begun. Additional information received 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, 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.

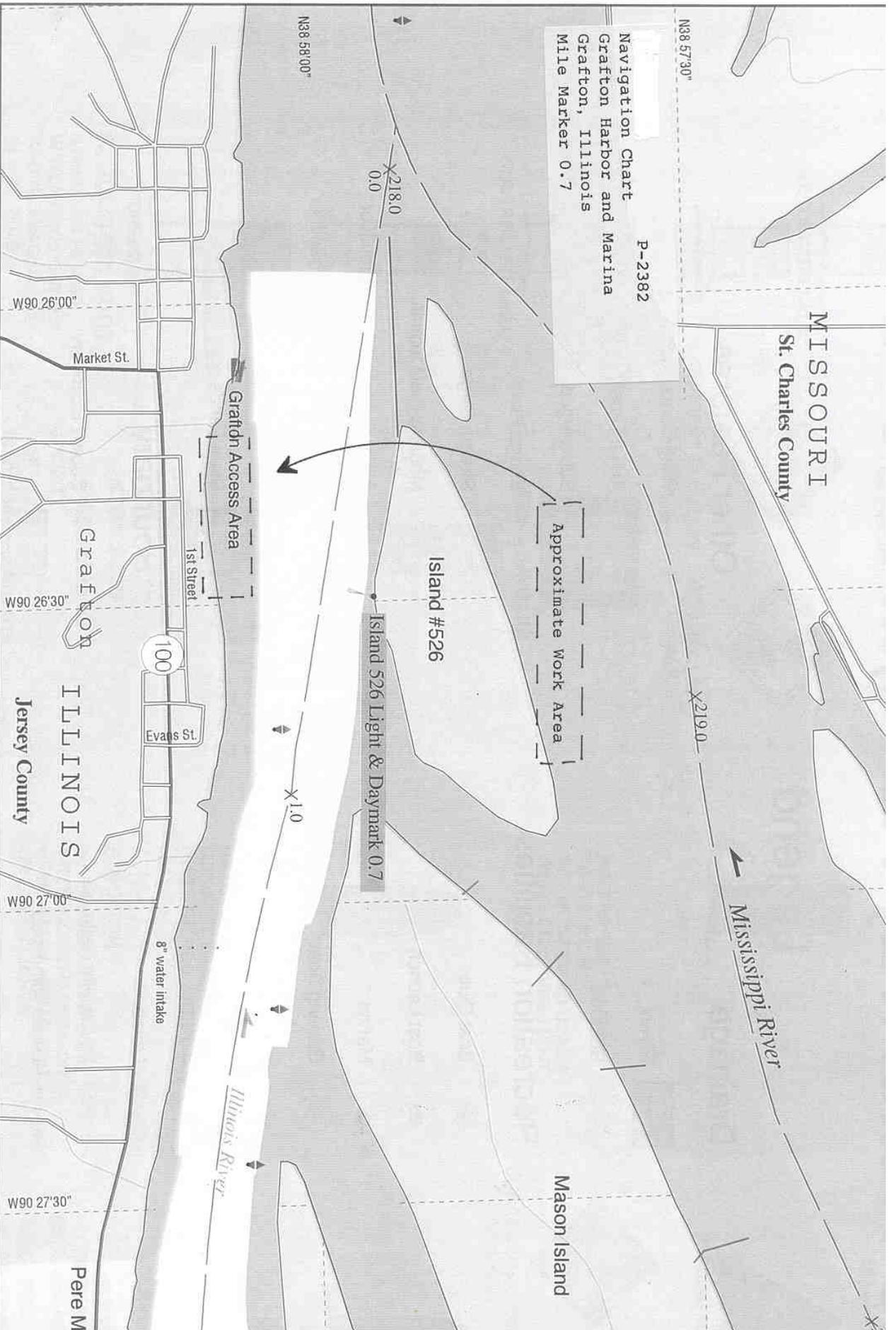
Comments are used in the preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the proposed activity.

Danny D. McClendon
Chief, Regulatory Branch

Attachments: Exhibits 1 and 2

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.



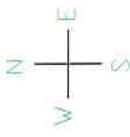
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- 1) The legend is located immediately preceding map No. 1
- 2) Barge Facility information and submerged cable and pipeline clearances are located in appendices A and B respectively.



Excavation Map P-2382b
 Grafton Harbor and Marina
 Grafton, Illinois
 Illinois River Mile 0.7

-  FILL AREA - DISPOSAL A
-  TEMP. FILL AREA - DISPOSAL B
-  INLAND EXCAVATION (To be placed in fill areas)
-  HYDRAULIC DREDGE EXCAVATION (To be put back into channel)



GRAFTON HARBOR
 GRAFTON, ILLINOIS

