



Public Notice

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

**Reply To:
U.S. Army Corps of Engineers
Attn: Regulatory Branch
1222 Spruce Street
St. Louis, Missouri 63103-2833**

**Public Notice No.
P-2384
Public Notice Date
February 3, 2004**

**Expiration Date
March 3, 2004**

Postmaster Please Post Conspicuously Until:

File Number: 2003-06000

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

APPLICANT: Mr. Ken Davis, T.R. Hughes, Inc., 239 Fox Hill Road, St. Charles, Missouri 63301

LOCATION: The project area is located west of Guthrie Road and north of Interstate 70 near Lake St. Louis in unincorporated St. Charles County, Missouri.

PROJECT DESCRIPTION: The applicant seeks authorization to develop a residential neighborhood on the 230 acre site. Approximately 6.58 acres of wetlands and approximately 10,265 lineal feet of tributaries and Peruque Creek exist on the project site. 4.58 acres of wetlands will be impacted as will 3347 lineal feet (0.20 acres) of the tributaries on site, for a grand total of 4.78 acres of wetland impacts. The applicant is preparing an alternative analysis and compensatory wetland mitigation plan to offset the proposed wetland impacts. The tributaries on the site are connected to Peruque Creek, a tributary to the Mississippi River.

DRAWINGS: See attached maps.

ADDITIONAL INFORMATION: Additional information may be obtained by contacting Mr. Keith McMullen, Assistant Chief/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: The project plans have been submitted to the Missouri Department of Natural Resources, Water Pollution Control Program for state certification of the proposed work in accordance with Section 401 of the Clean Water Act. The certification is requested as of the date of this Public Notice, and if issued, 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 Pollution Control Program, Post Office 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: 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 From The Public: 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 30 days from the date of this issuance of this notice.



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 FILE # 200306000
 SHEET 1 OF 3

1" = 2000'

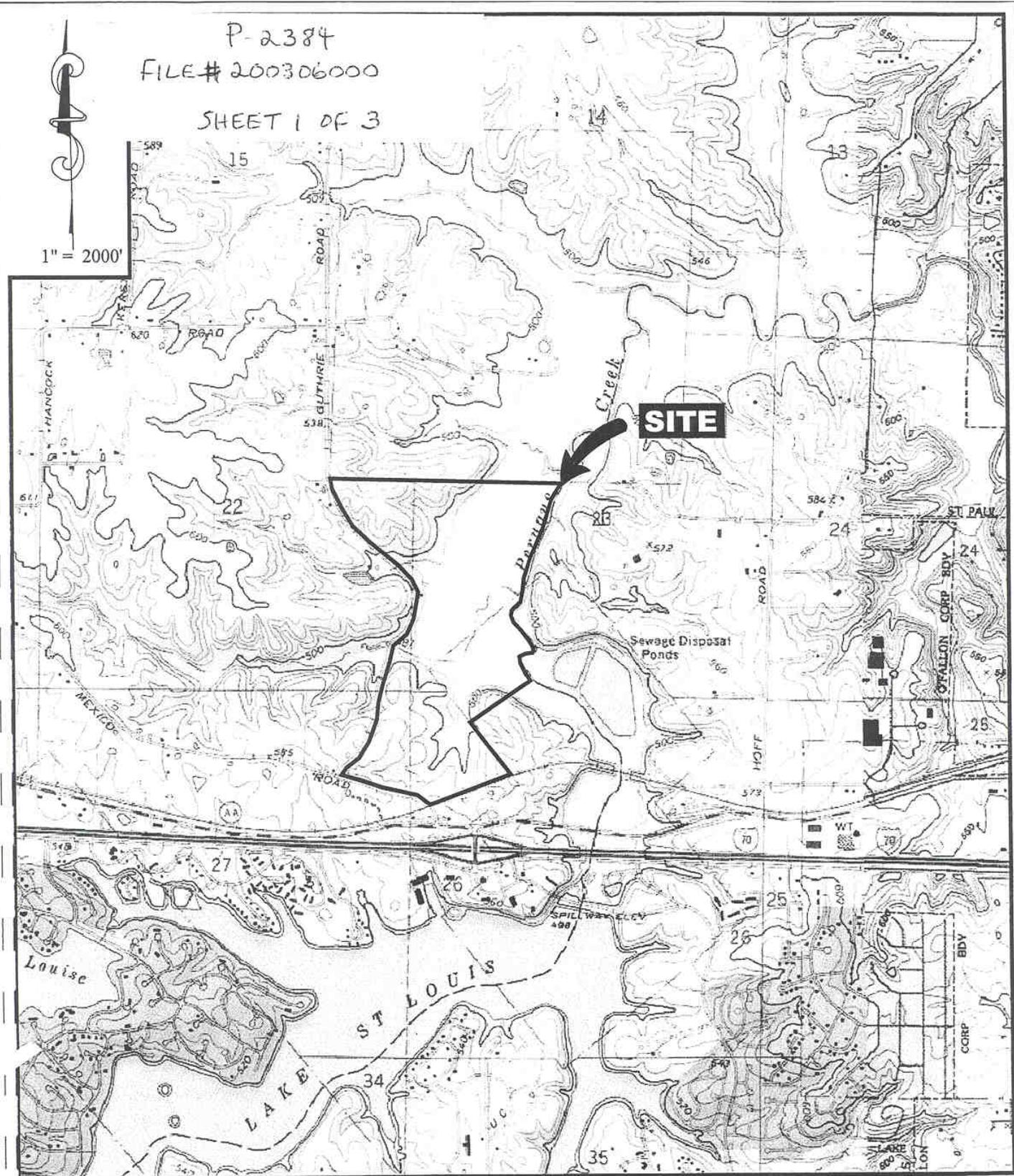


FIGURE 1

REFERENCE
 USGS TOPOGRAPHIC MAP
 WENTZVILLE, MISSOURI QUADRANGLE
 DATED 1979
 PHOTO REVISED 1982
 10' CONTOURS



SCI ENGINEERING, INC.
www.sciengineering.com

GUTHRIE ROAD TRACT
 O'FALLON, MISSOURI

VICINITY MAP

JULY 2003

SCI NO. 2003-0093.30

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 SHEET 2 OF 3

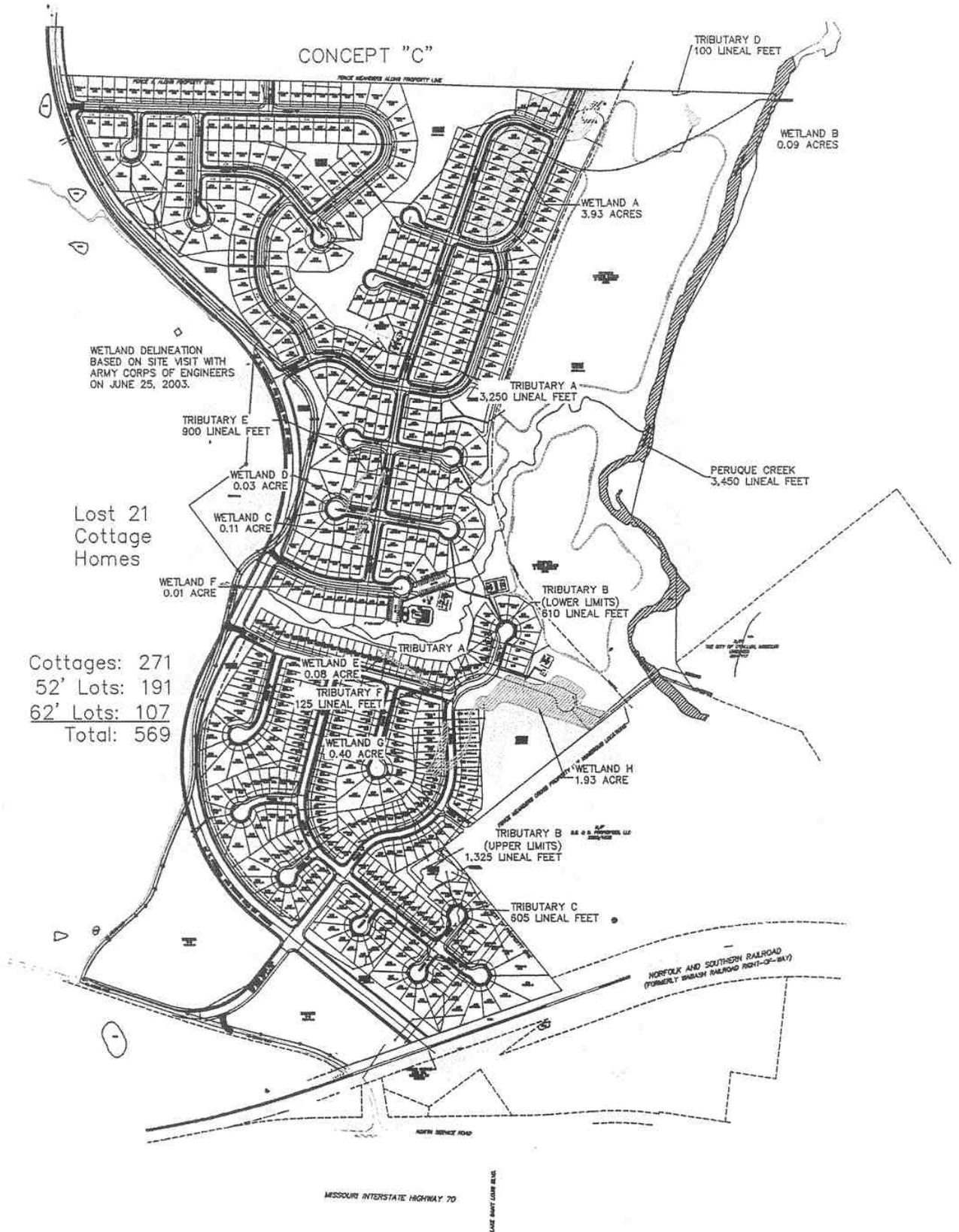


Table 3.1 Summary of Waterbody Impacts – Guthrie Road Tract

Waterbody	Length (feet)	Width (feet)	Type	Size (acre)	Permanent Impact (feet)	Permanent Impact (acres)
Peruque Creek	3,450	40-60	Perennial	3.96	0	0.00
Tributary A	3,250	5-7	Intermittent	0.45	80	0.01
Tributary B (lower limits)	610	2-3	Intermittent	0.04	520	0.03
Tributary B (upper limits)	1,325	2-3	Ephemeral	0.08	1,325	0.08
Tributary C	605	2-3	Ephemeral	0.03	605	0.03
Tributary D	100	2-3	Intermittent	0.01	0	0.00
Tributary E	900	2-3	Perennial	0.05	692	0.04
Tributary F	125	2-3	Intermittent	0.01	125	0.01
Subtotal	10,265	---	---	4.63	3,347	0.20
Wetland A	---	---	Emergent	3.93	---	3.93
Wetland B	---	---	Forested	0.09	---	0.00
Wetland C	---	---	Emergent	0.11	---	0.11
Wetland D	---	---	Emergent	0.03	---	0.03
Wetland E	---	---	Emergent	0.08	---	0.08
Wetland F	---	---	Emergent	0.01	---	0.01
Wetland G	---	---	Emergent	0.40	---	0.40
Wetland H	---	---	Forested	1.93	---	0.02
Subtotal	---	---	---	6.58	---	4.58
Total	10,265	---	---	11.21	3,347	4.78

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