



**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-2445
Public Notice Date
December 28, 2004

Expiration Date
January 17, 2005

Postmaster Please Post Conspicuously Until:

File Number: 770311291

Interested parties are hereby notified that an application has been received for a Section 10 and Section 404 Department of the Army permit to conduct maintenance dredging with associated upland disposal of dredged materials and to construct a steel faced dock in Illinois River, at approximate mile 65, as described below and shown on the attached figure.

COMMENTS AND ADDITIONAL INFORMATION: Comments on the described work should reference the U.S. Army Corps of Engineers Public Notice Number **P-2445** 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 ([Charles Frerker](#))
1222 Spruce Street
St. Louis, Missouri 63103-2833

APPLICANT: Mr. Jason Mitchell, Consolidated Grain and Barge Company, Main & Carroll Streets, Naples, Illinois 62665 (217-754-3331 extension 214).

LOCATION: The project area is located at the applicant's existing barge terminal facility, along the left descending bank of the Illinois River, approximately 65 miles above the mouth of the Illinois River's confluence with the Mississippi River, in Scott County, Illinois. (See Attached Map and Drawing).

PROJECT DESCRIPTION: The Consolidated Grain and Barge Company requests reauthorization to periodically maintenance dredge approximately 1,000 cubic yards of accumulated river deposits from their existing barge terminal facility. The dredged materials would be removed with a clamshell crane and bucket. The contained dredge material would be loaded on a truck and hauled to one of the applicant's existing upland dredge disposal cells. This method of contained maintenance dredging only requires review and authorization under Section 10 of the Rivers and Harbor Act. No permits under Section 401 or Section 404 of the Clean Water Act apply to the proposed maintenance dredging activity. The applicant also requests authorization to construct a steel faced dock within the existing barge terminal area to replace the current offloading method of using a hydraulic crane mounted on a barge. The proposed dock would measure approximately 100-feet-long by 40-feet-

wide by 27-foot-high (above river level at pool). Installation of the proposed dock would not extend existing vessels/operations any further towards the navigation channel. The dock would be constructed by driving sheet pilings into the substrate to the point of resistance. A series of cables emanating from the sheet pile wall would be anchored to deadmen structures installed into the bankline. The void between the sheet pile wall and the existing bankline would be backfilled with clean rock material and capped with a concrete surface. The hydraulic crane would operate on the dock structure to offload dry fertilizer, steel products and clinker.

ADDITIONAL INFORMATION: Additional information may be obtained by contacting the applicant, Mr. Jason Mitchell at 217-754-3331 extension 214, or Mr. Charles Frerker, Regulatory Project Manager, U.S. Army Corps of Engineers at (314) 331-8583 or at electronic mail address: charles.frerker@mvs02.usace.army.mil

AUTHORITY: This permit will be processed under the provisions of Section 10 of the Rivers and Harbor Act and Section 404 of the Clean Water Act.

WATER QUALITY CERTIFICATION: The Illinois Environmental Protection Agency (IEPA) will evaluate the placement of rock material behind the sheet pile wall 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, with copy provided to the Corps of Engineers.

Issuance of this joint public notice also solicits comments from the Illinois Department of Natural Resources, Office of Water Resources for state approval of the proposed work in accordance with "an Act in relation to the regulation of the rivers, lakes and streams of the State of Illinois" (Ill. Rev. Stat.; Chap. 19, par 52 et seq.). Written comments concerning possible impacts to waters of Illinois should be addressed to Mr. Mike Diedrichsen, Illinois Department of Natural Resources, One Natural Resource Way, Springfield, Illinois, 62702-1271, with 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 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: The St. Louis District will evaluate any information provided by the State Historic Preservation Officer and the public in response to this public notice. In addition, issuance of this proposed action would prompt renewal of previously established requirements to avoid and protect a known cultural resource site in vicinity of the project area. Additional reconnaissance surveys of the project area may be required if warranted.

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 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

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.



This picture shows the area where the applicant intends to construct the steel faced dock. It is located on the left descending bank at approximate Mile 65 on the Illinois River. The applicant is currently operating a hydraulic crane on a floating barge.

Once completed, the applicant will relocate the crane on the proposed dock and continue operations. Only one barge would be located at the proposed dock at any given time. Products to be offloaded may include dry fertilizers, steel and clinker. Most of the products will run through the existing hopper and conveyor system. Steel products would be handled by the crane and moved directly to the bank.

Approximate dimensions of the permanent dock: 100' X 40' X 27' high (above river level at pool)

Applicant:

Consolidated Grain and Barge Co.
POC: Mr. Jason Mitchell
Main and Carroll Streets
Naples, IL 62665
217-754-3331 ext. 214
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Sheet 2 of 2