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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: Regulatory Branch  
1222 Spruce Street  
St. Louis, Missouri 63103-2833**

**Public Notice No.  
P-2553  
Public Notice Date  
July 5, 2006**

**Expiration Date  
July 26, 2006**

**Postmaster Please Post Conspicuously Until:**

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File Number: 2006-655

Interested parties are hereby notified that an application has been received for a Department of the Army permit for certain work in a water of the United States, as described below and shown on the attached maps.

**COMMENTS AND ADDITIONAL INFORMATION:** All comments and/or requests for public hearing must reach this office no later than the 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  
Regulatory Branch  
1222 Spruce Street  
St. Louis, Missouri 63103-2833  
ATTN: Mr. Keith A. McMullen

**APPLICANT:** Mr. Dave Nichols, Director of Project Development, Missouri Department of Transportation, P.O. Box 270, Jefferson City, Missouri 65109. (573) 526-6884.

**LOCATION:** The project area is located along Highway 67 from approximately 2 miles south of Route F in Wayne County to Route O in Butler County (Section B) to the Madison County line to the end of 4 lanes south of Fredrickstown (Section E). More specifically, the 5 sections (Sections B-E and the corridor south of Poplar Bluff) occur in parts of sections 4, 9, 16, 21, 28 T22N, R5E; sections 9, 10, 16, 21, 28, 33, T23N, R5E; section 6, T26N, R6E; sections 7, 18, 19, 30, and 31, T27N, R6E; section 1, T27N, R5E; sections 1, 2, 12, 13, 14, 23, 26, 27, 34 and 35, T28N, R5E; sections 1, 2, 11, 14, 23, 26 and 35, T29N, R5E; sections 13, 24, 25 and 36, T30N, R5E; sections 4, 5, 6, 7 and 18, T30N, R6E; sections 1, 11, 12, 14, 15, 22, 27, 28 and 33, T31N, R6E; section 6, T31N, R7E; sections 6, 8, 17, 20 29, 31 and 32, T32N, R7E and section 31 T33N, R7E in Hendrickson, Naylor, Fairdealing, Fredericktown, Cherokee Pass, Cascade, Coldwater, Greenville and Greenville SW quadrangles.

**PROJECT DESCRIPTION:** The entire project is approximately 71 miles in length and involves improvements to Route 67 in Madison, Wayne and Butler Counties, in Missouri. NOTE: Section A (from Route O near Wayne County line south for 4 miles to the current 4 lane divided section of Route 67 north of Poplar Bluff) was permitted by the Little Rock District, Corps of Engineers. The purpose of the project is to accommodate projected traffic demands, to improve safety and to correct existing roadway deficiencies. A number of alternatives were developed and evaluated in order to meet the transportation objectives of the Route 67 project corridor as part of the EIS process. Wetland and stream impacts were calculated for each job number throughout the route. As design details are completed for each subsequent section of the corridor, the applicant will submit all engineering information and environmental impact assessments to the Corps of Engineers and Missouri Department of Natural Resources as a request for permit modification. The project is divided into 5 Sections (this Public Notice is for Sections B-E) and is also a phased project with portions or job numbers being constructed in 2006, 2007 and 2008. It is hoped that all construction will be completed by 2012.

The first job number to be constructed is **JOPO931 (within Section C)** is for a new bridge structure over the St. Francis River at Wappapello Lake. Approximately **1.69** acres of wetlands and **150** linear feet along the St. Francis River will be impacted. **Section B, (JOPO930)**, from 2 miles south of Route F in Wayne County to Route O in Butler County will impact **7.36** acres of wetlands and approximately **2480** linear feet of stream impacts will occur within this Section. The 6 jurisdictional streams to be impacted (one perennial and 5 intermittent) include a stream relocation of Widows Creek and bridges or culverts over Otter Creek, Wolf Run Creek, Goldbeck Hollow and Walker Hollow respectively. The majority of the wetland impacts (**7.17** acres) occur on Corps of Engineers property at Wappapello Lake. The **remainder of Section C** includes a bypass of Greenville and Route 34 at Silva to 2 miles south of Route F in Wayne County. This section includes **23.19** acres of wetland impacts as well as 10 jurisdictional streams being impacted. Of those 10 streams, 6 are perennial and 4 are intermittent totaling **4632** linear feet of impact. The creeks being impacted by bridges or culverts include Frazier Creek, Hubble Creek, Bounds Creek, unnamed tributary to the St. Francis River, North Greenville Stream and Pleasant Valley Creek. All **23.19** acres of wetland impacts are located on Corps of Engineers property. The next phase is **Section D (JOPO929)** and extends from the Madison County line to Route 34. A total of **1.6** acres of wetlands (all on private property) and **5550** linear feet of 13 jurisdictional streams (10 perennial and 3 intermittent) are to be impacted. The streams to be impacted due to culverts or bridges include Coon Creek, Cedar Creek, Wilmore Creek, Hunter Creek, Bennett Creek, unnamed tributary to Bennett Creek, unnamed tributary to the St. Francis River, unnamed tributary to Hubble Creek, Peters Branch and Silva Stream. The last section, **Section E (JOPO928)**, extends from the Madison County line to the end of 4 lanes south of Fredericktown. Approximately **1.07** acres of wetlands (all on private property) and **4293** linear feet of 11 jurisdictional streams (4 perennial and 7 intermittent) are to be impacted. The streams to be impacted include Twelvemile Creek, Twelvemile Creek Side Channel, Griffon Hollow, unnamed tributary to Twelvemile Creek and an unnamed tributary to Greenwood Branch.

Future impacts include improvements to the existing 4-lane divided pavement from just south of Route JJ (southern end of the Section A job) around Poplar Bluff and an improved 4-lane facility paralleling existing Route 67 from the southern end of the Poplar Bluff bypass to 2 miles north of the Arkansas state line. (NOTE: this section of the corridor does not have a job number at the present time). The impacts associated with the future improvements include an additional **38.41** acres of wetlands and **1245** linear feet of 7 perennial, jurisdictional streams. The applicant has discussed avoidance measures and alternatives through the lengthy Environmental Impact Statement (EIS) process. Compensatory mitigation may occur at several approved or currently proposed wetland mitigation banks.

**LOCATION MAPS AND DRAWINGS:** See attached maps.

**ADDITIONAL INFORMATION:** Additional information may be obtained by contacting Keith A. McMullen, Lead Project Manager, U.S. Army Corps of Engineers, at (314) 331-8582. Your inquiries may also be sent by electronic facsimile to (314) 331-8741 or by e-mail to 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).

**WATER QUALITY CERTIFICATION:** The project plans have been submitted to the Missouri Department of Natural Resources, Water Protection 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 Protection 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. Alexander fen and Bounds fen located within Section D could possibly contain Hine's emerald dragonfly, a Federally endangered species. The applicant's consultants are doing additional work to determine if suitable habitat is present within these fens. Indiana bats could potentially occur in several places throughout the corridor. Therefore, at a minimum, tree clearing will not be allowed between March 16 and November 14 of each year. The St. Francis River is designated as a sensitive stream, therefore no work below the ordinary high water mark will be allowed from March 15 to June 15. Lastly, a rare species of crayfish is known to occur in several streams being impacted by the project. The applicant will continue to coordinate with the Missouri Department of Conservation in order to implement protective and avoidance measures. 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:** A Memorandum of Agreement (MOA) for treatment of historic properties in the Route 67 corridor was signed by the U.S. Army Corps of Engineers, St. Louis District; U.S. Forest Service, Mark Twain National Forest; Missouri State Historic Preservation Office, Federal Highway Administration and Missouri Department of Transportation. The St. Louis District Corps of

Engineers 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 OF PROBABLE IMPACTS:** 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

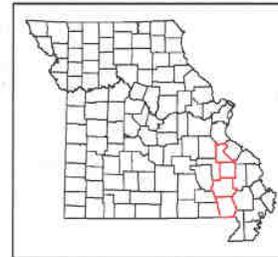
Attachments

**NOTICE TO POSTMASTERS:**

It is requested that this notice be conspicuously and continually placed for 21 days from the date of this issuance of this notice.

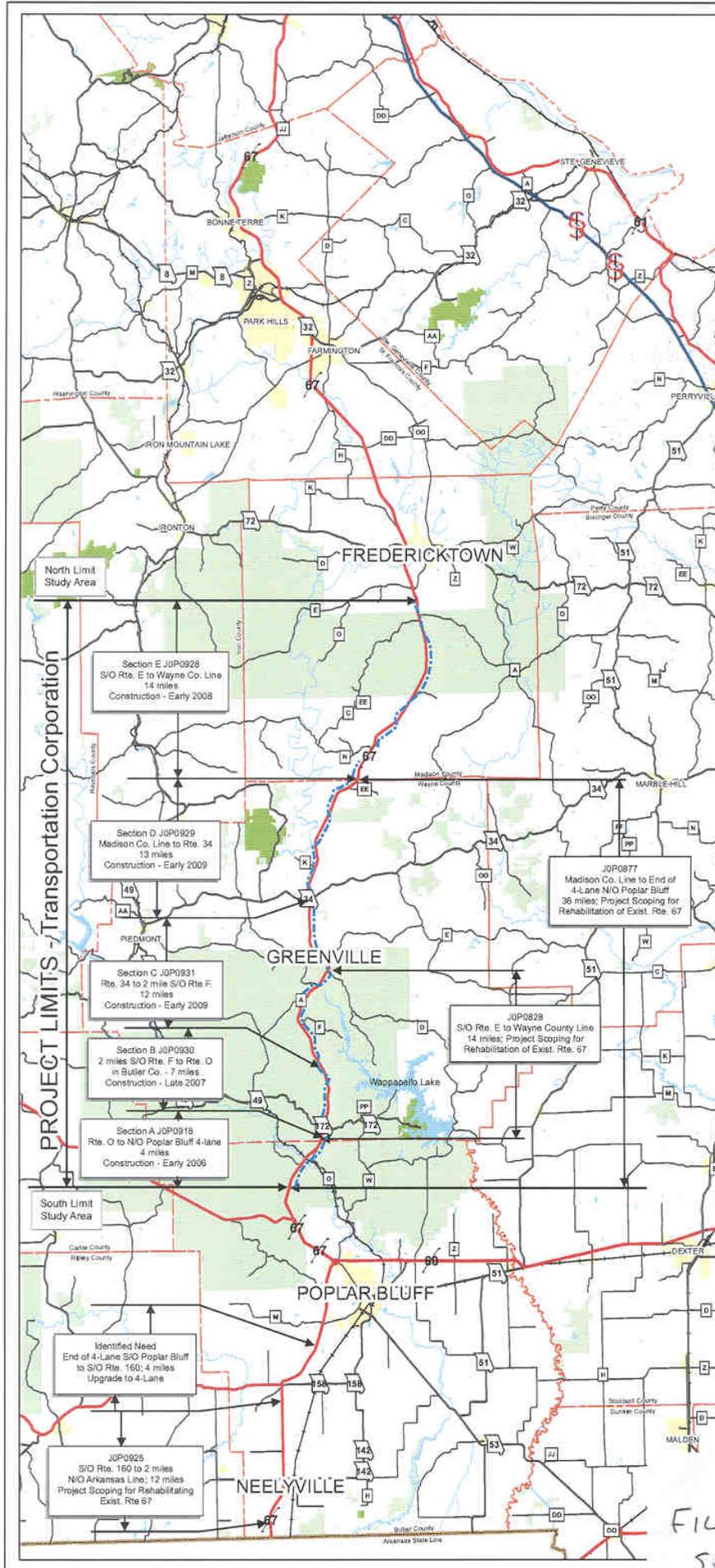
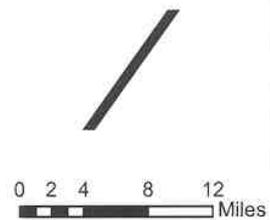


# Route 67



### Legend

- Interstate
- U.S. Highway
- State Highway
- State Lettered Highway
- Alignment Location (Approximate)
- Railroads
- City Limits
- State Parks
- National Forest
- Rivers
- Lakes
- County Boundary
- State Boundary



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