

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

Public Notice

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

**Public Notice No.
P-2631
Public Notice Date
May 17, 2007
Expiration Date
June 7, 2007**

Postmaster Please Post Conspicuously Until:

Regulatory Branch
Mississippi River (P-2631)
File Number: MVS-2006-7

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
(Regulatory Branch)
1222 Spruce Street
St. Louis, Missouri 63103-2833
ATTN: Linda Werdebaugh

APPLICANT: Mr. Jack Gorecki, Captain Jack's Marina, 601 North Shore Drive, St. Charles, Missouri 63301. (636-250-4530).

LOCATION: The project is located on the right descending bank of Mississippi River mile 221.5, in the Northwest 1.4 of Section 17, Township 48 North, Range 5 East, near Portage Des Sioux, St. Charles County, Missouri. (See Attached Location Maps).

PROJECT DESCRIPTION: The applicant requests permission to expand the north basin on the eastern shore to provide easier navigation between docks. The northern end will be extended 50 feet, while the southern end of the basin will be extended 215 feet diagonally, to the northeast. The amount of material to be excavated is approximately 45,000 cubic yards. (Please see attached drawing). The excavation will be performed with a track hoe. Excavated material will be placed in the existing authorized dredge disposal sites on the property, namely spoil site #4. The project involves bank stabilization of both the north and south basin. Gabion stone will be placed along the eroded banks. All stone revetment will be placed by track hoe. The project also includes the replacement of an existing collapsed culvert. Excavation to remove and replace the four-foot culvert will be performed by track hoe, also.

ADDITIONAL INFORMATION: Additional information may be obtained by contacting Linda Werdebaugh, Rivers Project Manager, U.S. Army Corps of Engineers at (314) 331-8632. Inquiries may also be sent by electronic facsimile to (314) 331-8741 or at electronic mail address: Linda.C.Werdebaugh@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: 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 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**), Higgin's eye pearly mussel (**Lampsilis higginsii**), Decurrent false aster (**Boltonia decurrens**), 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 will not affect species designated as threatened or endangered, or adversely affect critical habitat. In order to complete our evaluation, written comments are hereby solicited from the U.S. Fish and Wildlife Service and other interested agencies to ascertain any potential impacts upon a listed species or their critical habitat.

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 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.



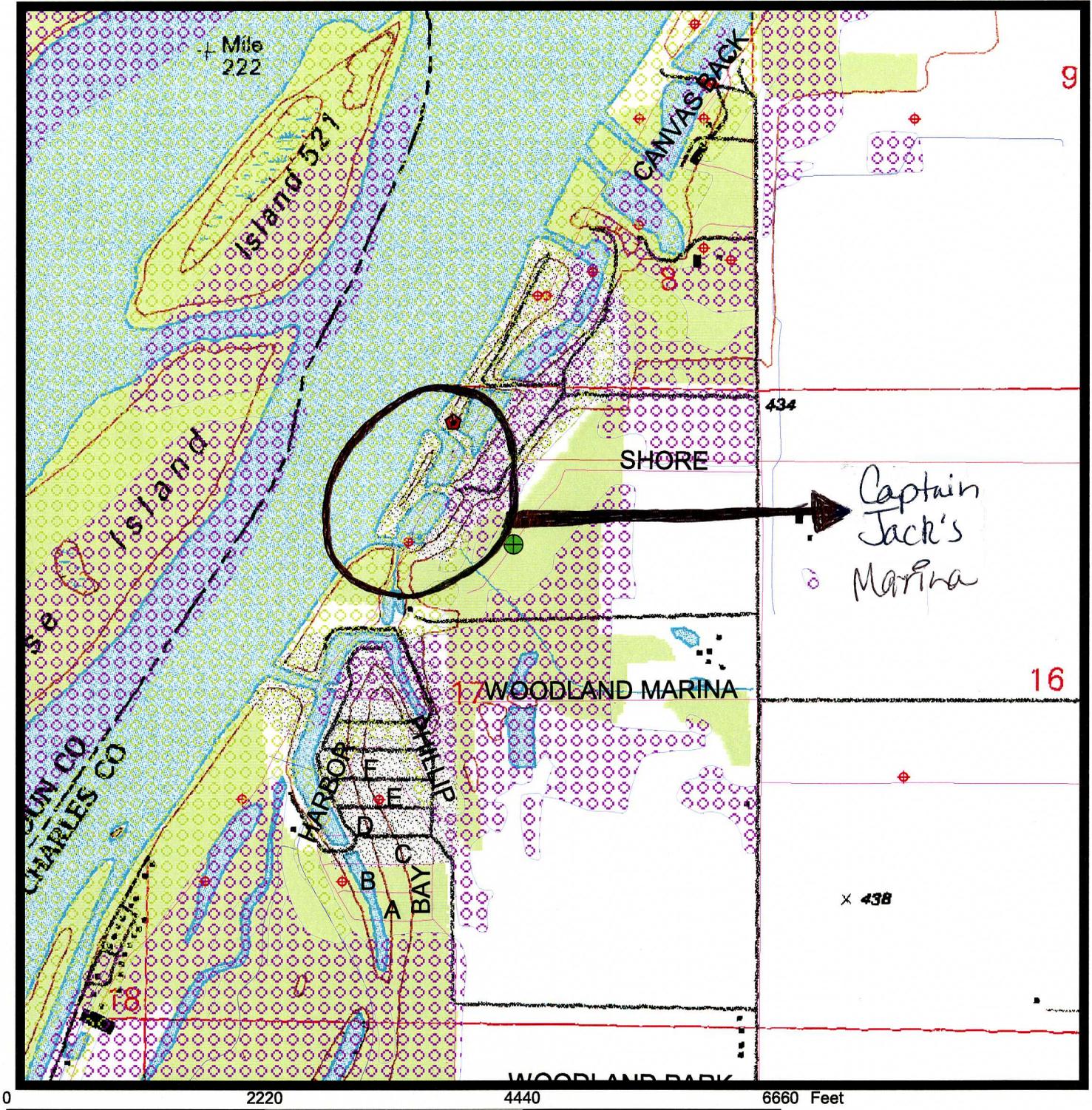
DANNY D. MCCLENDON
Chief, Regulatory Branch

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.

Harbor Expansion 2006-7



State: Missouri
 County: St Charles
 Nearest City: Marshall Landing
 Latitude: 38:55:44.3812
 (38.92899477)
 Longitude: -90:28:55.4786
 (-90.48207738)
 UTM X: 0718269.603

UTM Y: 4311704.003
 UTM Zone: 15
 USGS Quad: Grafton
 HUC 8 Name: Peruque-piasa
 HUC 8 Number: 07110009
 Section:
 Township: PN-2631
 Range:
 Meridian: Page 4 of 5

