

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-2659
Public Notice Date
January 23, 2008
Expiration Date
February 13, 2008

Postmaster Please Post Conspicuously Until:

File Number: MVS-2007-631

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: 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: Ms. Laurie Farmer

APPLICANT: Metropolitan St. Louis Sewer District, 2350 Market Street, St. Louis, Missouri 63103.

AGENT: Shannon & Wilson, Inc. Attn: Mr. James Dutt, 2043 Westport Center Drive, St. Louis, Missouri 63146. (314) 699-9660.

LOCATION: The proposed 10,300 linear feet relief alignment is located east of Route 141 (Woods Mille Road), between Ladue Road and Olive Boulevard. The alignment traverses the Creve Coeur Creek watershed and is located within the municipal limits of Chesterfield, in St. Louis County, Missouri (see attached location map).

PROJECT DESCRIPTION: The applicant seeks authorization to replace an existing sewer pipe that currently lacks the capacity to accommodate stormflow following heavy rain events. The 10,300 linear feet replacement reach will require construction limits varying between 80 and 115 feet in width. The installation of the relief pipe will require clearing and grubbing to allow room for trench excavation, equipment access, and temporary stockpiling of excavated materials. Jurisdictional waters within the alignment consist of Creve Coeur Creek, 9 unnamed tributaries, and 14 wetlands proposed to be crossed and impacted by the project. Permanent fill will not be placed within wetlands. However, work will require clearing and grubbing of wetland areas, resulting in permanent impacts to 1.34 acres of forested wetlands and 0.30 acres of scrub-shrub wetlands.

LOCATION MAPS AND DRAWINGS: See attached. Maps are also available for viewing on our online version of this Public Notice which may be accessed through the St. Louis District Regulatory Branch Public Notice webpage at the following link: <http://www.mvs.usace.army.mil/permits/pn.htm>

ADDITIONAL INFORMATION: Additional information may be obtained by contacting Laurie Farmer, Project Manager, U.S. Army Corps of Engineers, at (314) 331-8810. Your inquiries may also be sent by electronic facsimile to (314) 331-8741 or by e-mail to Laurie.M.Farmer@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. 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 has done a preliminary evaluation based on information provided by the State Historic Preservation Officer. Based on this evaluation and the fact that the projects are located within existing residential subdivisions with previously modified tributaries, additional reconnaissance surveys might not be required. However, if substantial information from the response to public notice indicates that further investigation is necessary the USACE will re-consider its decision.

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.



Legend

-  Wetland
-  Stream (color varies by Segment)
-  NWI Mapped Wetland
-  Study Area

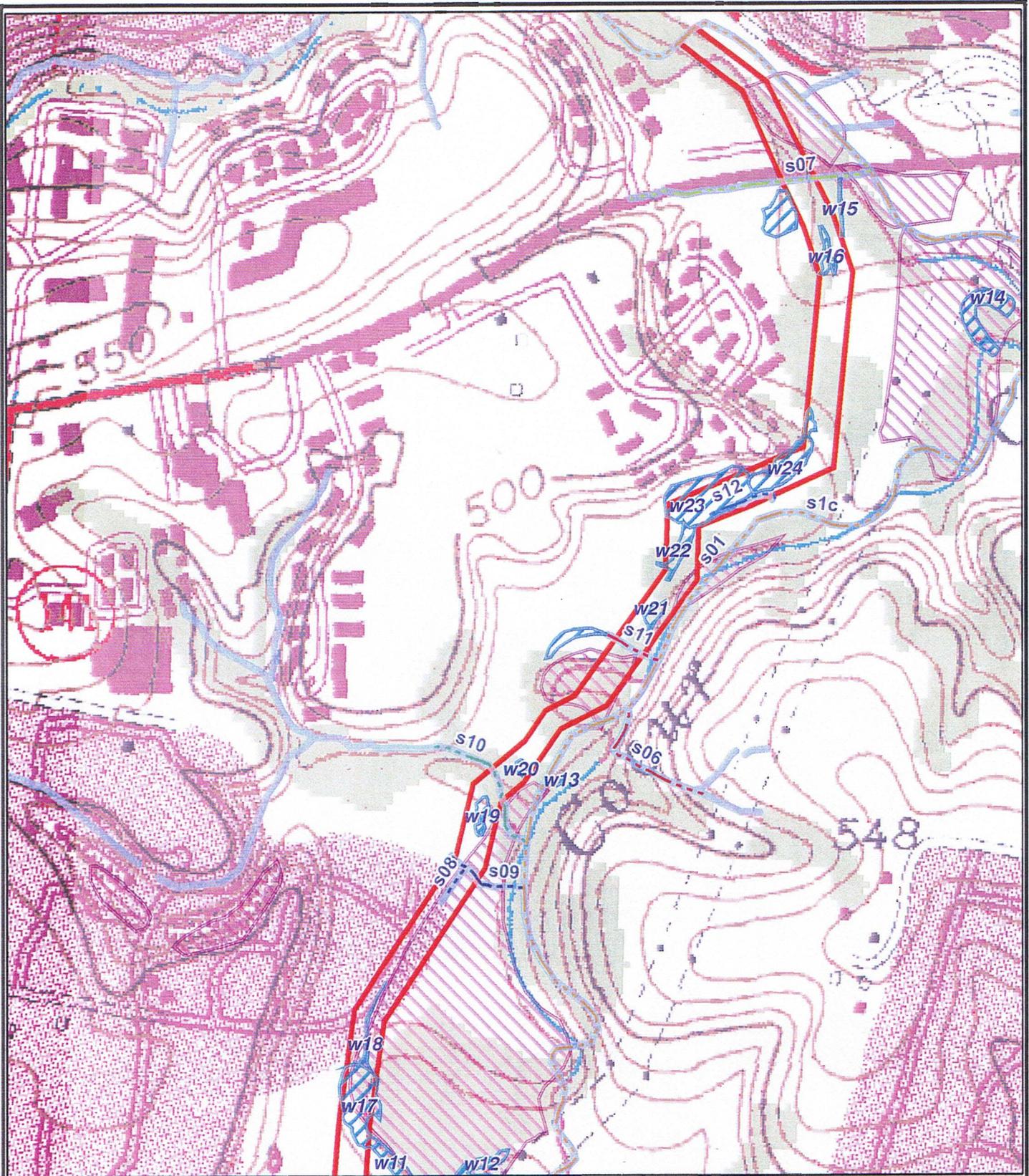
Metropolitan Sewer District
 Creve Coeur Creek Sanitary Trunk Sewer Relief
 Phase II

Study Area Overview

September 2007



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Legend

-  Stream (color varies by Segment)
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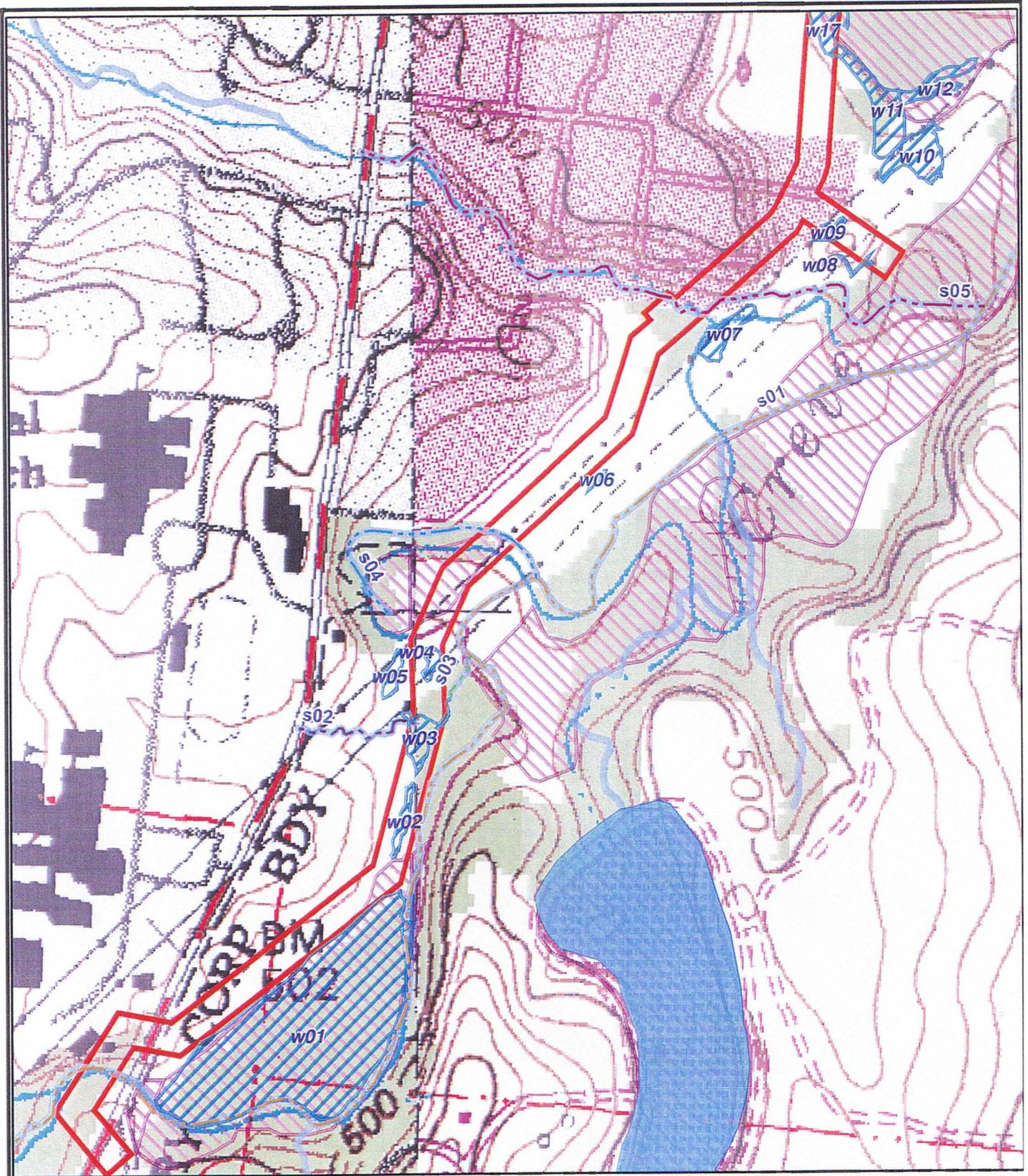
Metropolitan Sewer District
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Plan View - USGS Map

September 2007



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Legend

-  Stream (color varies by Segment)
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Metropolitan Sewer District
 Creve Coeur Creek Sanitary Trunk Sewer Relief
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Plan View - USGS Map

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OUR PUBLIC NOTICES ARE NOW AVAILABLE ON THE WORLD WIDE WEB AT OUR ST. LOUIS DISTRICT HOME PAGE (<http://mvs/usace.army.mil/permits/pn.htm>). If you have any trouble, please call Danny McClendon at (314) 331-8574 or by e-mail to: Danny.D.McClendon@usace.army.mil

WE ARE ATTEMPTING TO REDUCE OUR PUBLIC NOTICE MAILING COSTS; CHECK OUR WEB PAGE THEN CONTACT US TO HAVE YOUR NAMED REMOVED FROM OUR MAILING LIST, please call Jaynie Doerr at (314) 331-8581, or by email to: Jaynie.G.Doerr@usace.army.mil, or mail this cover-sheet to the St. Louis District, OD-F, 1222 Spruce Street, St. Louis, MO 63103-2833, ATTN: Regulatory Branch, indicating that your name or company named be removed. Changes to our mailing list may take a few weeks to take effect.

US ARMY ENGINEER DISTRICT, ST. LOUIS
ATTN: CEMVS-OD-F
1222 SPRUCE STREET
ST. LOUIS, MISSOURI 63103-2833