



# Public Notice

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

Reply To:  
U.S. Army Corps of Engineers  
Attn: Matthew Collins (OD-F)  
1222 Spruce Street  
St. Louis, MO 63103-2833

Public Notice No  
**P-2980**  
Public Notice Date  
**Dec. 27, 2016**

**Postmaster Please Post Conspicuously Until:**

Expiration Date **Jan 11, 2017**

File Number: MVS-2016-976

Interested parties are hereby notified that an application has been received for a Department of the Army permit for a new residential development and associated infrastructure, as described below, and shown on the attached figures.

**COMMENTS AND ADDITIONAL INFORMATION:** Comments on the described work should reference the U.S. Army Corps of Engineers Public Notice Numbers shown above and must reach this office no later than the above expiration date 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  
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St. Louis, Missouri 63103-2833

**APPLICANT:** J.D. Street & Company, Inc. (POC Michael V. Brammell) 144 Weldon Parkway, Maryland Heights, MO 63043. Phone: 314-432-6600 Email: [mbramell@jdstreet.com](mailto:mbramell@jdstreet.com)

**AGENT:** None

**LOCATION:** The project location is on the right descending bank of the Mississippi River at River Mile 170.3, approximately 1.6 miles north of the I-270 / I-255 (Jefferson Barracks) Bridge. The existing captive barge is located at 38.51167, -90.27083. Please see project aerial below.

**PROJECT DESCRIPTION:**

J.D. Street & Company, Inc. is proposing to modify their existing War Department Permit to increase the size of their existing captive barge fleeting area, from 40' (width) x 195' (length) to 54' x 225'. The existing barge is reaching the end of its service life and will need to be replaced. A barge measuring 54' x 225' is a common, commercially available, barge size. A larger captive barge will also prevent the need for a spacer barge during low water conditions.

The captive barge was originally authorized as a mooring and terminal facility by a War Department Permit on January 9, 1950. The facility will be reauthorized using permit number P-2980 and file number MVS 2016-976.

**MITIGATION:** No Section 404 impacts included as a part of this project, therefore the Corps proposes that no mitigation is required as a part of this permit modification

**ADDITIONAL INFORMATION:** Additional information may be obtained by contacting the applicant, Michael Brammell at (314) 432-6600 or [mbramell@jdstreet.com](mailto:mbramell@jdstreet.com); or by contacting Matthew Collins, Regulatory Project Manager, U.S. Army Corps of Engineers at (314) 331-8626 or [matthew.p.collins@usace.army.mil](mailto:matthew.p.collins@usace.army.mil)

**AUTHORITY:** This permit will be processed under the provisions of Section 10 of the Rivers and Harbors Act of 1899.

**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 range of the endangered Indiana bat (*Myotis sodalis*), gray bat (*Myotis grisescens*), least tern (*Sterna antillarum*), pallid sturgeon (*Scaphirhynchus albus*), pink mucket (*Lampsilis abrupta*), Scaleshell (*Leptodea leptodon*), Sheepsnose (*Plethobasus cyphus*), Snuffbox (*Epioblasma triquetra*), Spectaclecase (*Cumberlandia monodonta*) and the threatened northern long-eared bat (*Myotis septentrionalis*), piping plover (*Charadrius melodus*), and rufa red knot (*Calidris canutus rufa*). A preliminary determination, in compliance with the Endangered Species Act as amended, will be made upon completion of the survey. 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, tribal interests, 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.

**SOLICITATION OF COMMENTS:** 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.

In accordance with 33 CFR 325.3, it is presumed that all interested parties and agencies will wish to respond to public notices; therefore, a lack of response will be interpreted as meaning that there is no objection to the proposed project.

  
Dan D. McClendon  
Chief, Regulatory Branch

**Attachments:**  
Aerial Photo

**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.



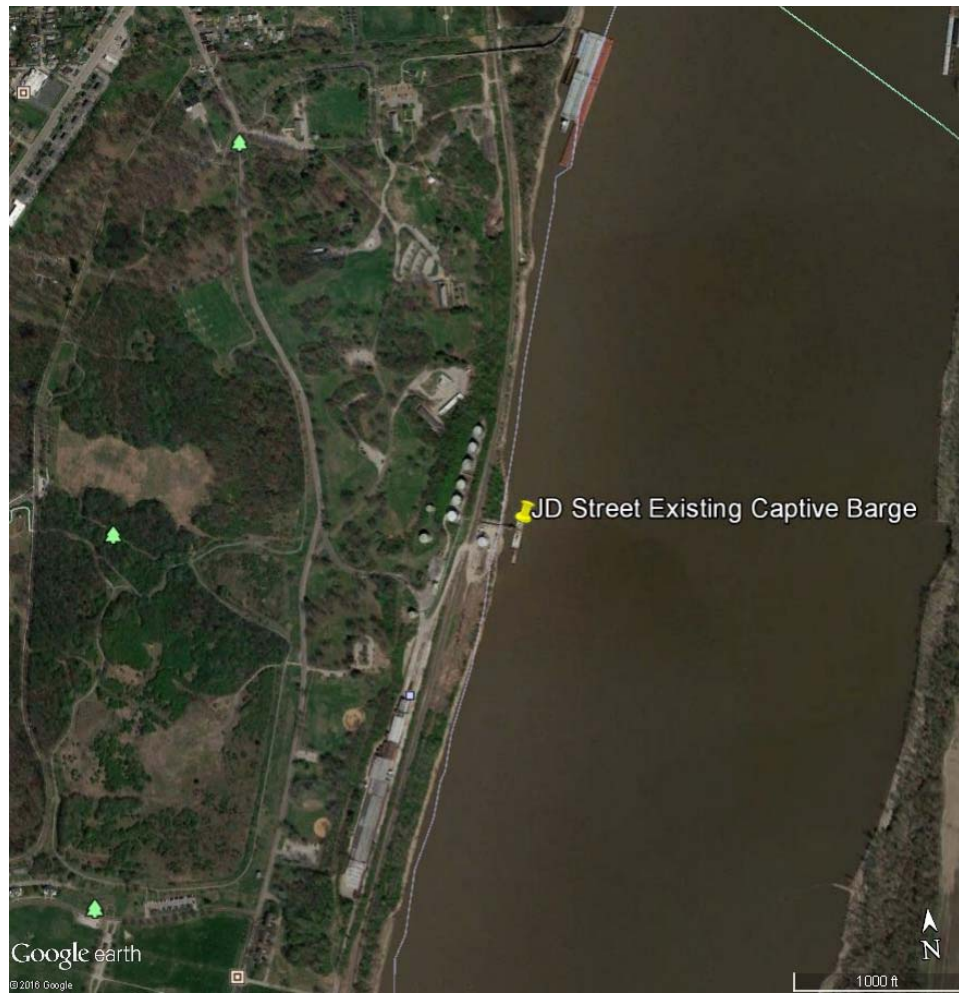


Figure 1: Aerial photo (Google Earth Imagery Date 4/2/2016 – Accessed 12/22/2016) of the existing JD Street Captive Barge