



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

# Public Notice

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

Public Notice No.  
**P-2847**  
Public Notice Date  
**May 2, 2013**

Expiration Date  
**May 22, 2013**

**Postmaster Please Post Conspicuously Until:**

Interested parties are hereby notified that an application has been received for a Section 10 Rivers and Harbors Act permit to authorize an existing barge fleeting area in the Mississippi River, 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 Number 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  
ATTN: CEMVS-OD-F (Charles Frerker)  
1222 Spruce Street  
St. Louis, Missouri 63103-2833

**APPLICANT:** Mr. James Smith, Magnolia Marine Transport, 697 Haining Road, Vicksburg, Mississippi 39183 (601-802-8607).

**LOCATION:** The existing 12 barge fleet is located along Maple Island, near the right descending bank of the Mississippi River, at approximate river mile 198.5 in St. Charles County, Missouri. (See Attached Figures).

**PROJECT DESCRIPTION:** Magnolia Marine Transport (MMT) requests a Section 10 Rivers and Harbors Act permit to authorize an existing, longtime established 12 barge fleet. Former fleet operators and MMT have operated barge fleets at the project area for decades. During a recent U.S. Coast Guard facility operation inspection, it was discovered MMT did not have an active Department of the Army permit for the fleet. The area has been leased and operated by other fleeting companies in the past that had proper forms of authorization. MMT seeks authorization to provide proper operating credentials and to protect the company from potential liabilities, such as other operator's break-away vessels striking the fleet. The fleet will continue to support a maximum of 12 barges arranged in a 2 barge wide by 6 barge long configuration. The barges are 54-feet-wide by 297-feet-long. MMT utilizes four existing 2-ton anchors buried in the river substrate with attached 1-1/8 inch diameter wires to securely moor the vessels. MMT utilizes the existing fleet to stage empty barges awaiting loading at the Phillip's 66 Wood River Refinery located a few miles downstream. No changes in the long established fleeting operation is proposed. There are two other Maple Island barge fleets located upstream of the existing MMT fleeting area that have existing permits. See the attached figures for additional information.

**ADDITIONAL INFORMATION:** Additional information may be obtained by contacting the applicant, Mr. James Smith at 601-802-8607, or Mr. Charles Frerker, Regulatory Project Manager, U.S. Army Corps of Engineers at (314) 331-8583 or at electronic mail address: [charles.f.frerker@usace.army.mil](mailto:charles.f.frerker@usace.army.mil)

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

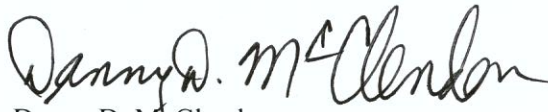
**ENDANGERED SPECIES:** The proposed project is within range of the endangered Indiana bat (*Myotis sodalis*), pallid sturgeon (*Scaphirhynchus albus*), least tern (*Sterna antillarum*), running buffalo clover (*Trifolium stolonifereum*) and the threatened decurrent false aster (*Boltonia decurrens*). A preliminary determination, in compliance with the Endangered Species Act as amended, has been made that the decades old, existing fleeting operation 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 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.

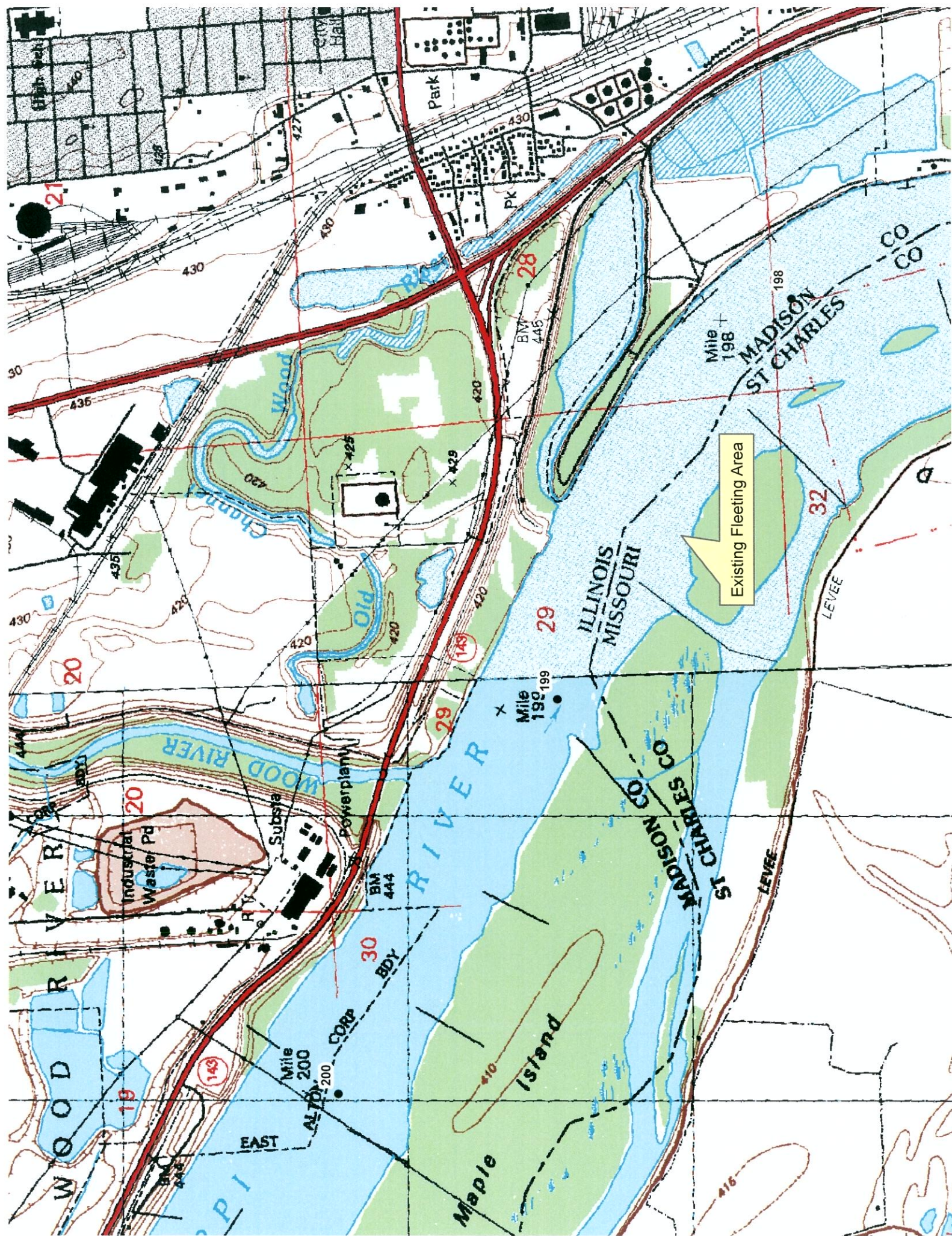
In accordance with 33 CFR 325.3, it is presumed that all interested parties and agencies will wish to respond to public notices; therefore, a lack of response will be interpreted as meaning that there is no objection to the proposed project.

  
Danny D. McClendon  
Chief, Regulatory Branch

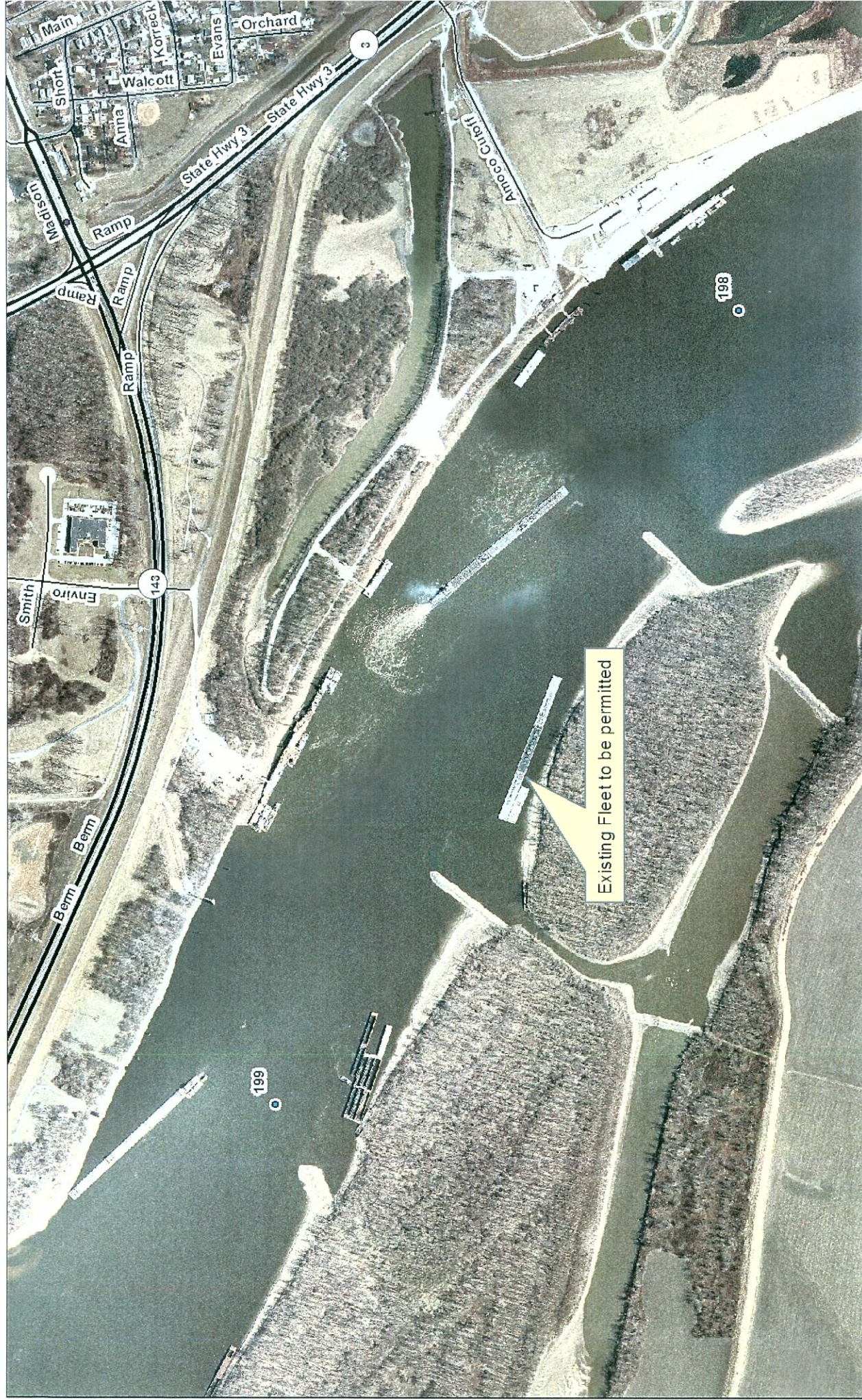
Attachments

**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.









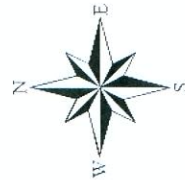
# P-2847 Magnolia Marine Transport

## Existing 12 Barge Fleeting

### Maple Island, St. Charles County, Missouri



US Army Corps  
of Engineers  
St Louis District



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