



DEPARTMENT OF THE ARMY
MOBILE DISTRICT, CORPS OF ENGINEERS
P.O. BOX 2288
MOBILE, AL 36628-0001

CESAM-RD-S-A
PUBLIC NOTICE NO. SAM-2013-00441-GAC

July 8, 2013

JOINT PUBLIC NOTICE
U.S. ARMY CORPS OF ENGINEERS AND
STATE OF ALABAMA
DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

PLACEMENT OF FILL MATERIAL AND STRUCTURES IN WATERS OF THE UNITED STATES IN CONJUNCTION WITH THE CONSTRUCTION OF A LIVING SHORELINE, SAND POCKET-BEACH PROJECT ON MOBILE BAY, MOBILE, MOBILE COUNTY, ALABAMA

TO WHOM IT MAY CONCERN:

This District has received an application for a Department of the Army permit pursuant to Section 404 of the Clean Water Act (33 USC 1344) and Section 10 of the River and Harbor Act of 1899 (33 U.S.C. 403) Please communicate this information to interested parties.

APPLICANT: Barry Wiseman and Jason Houk
6693 Bay Road
Mobile, Alabama 36605

AGENT: Barry Wiseman
6693 Bay Road
Mobile, Alabama 36605

LOCATION: On Mobile Bay at 6693 Bay Road, Mobile, Mobile County, Alabama.

WORK: The applicant proposes to stabilize waterfront area and create a living shoreline by constructing two sand pocket-beaches through the placement approximately 150 cubic yards of new, clean sand material. In addition the applicant proposes to remove and modify a portion of existing seawall and bulkhead structure. The modification of the existing structures proposes the placement of piles and approximately 50 tons of new rip rap to create new headland breakwaters to retain the new sand-pocket-beaches. The project is proposed in accordance with the attached plans and drawings on Mobile Bay, Mobile, Mobile County, Alabama.

PROJECT PURPOSE: The overall project purpose is to stabilize the existing shoreline. The applicant has applied for State water quality (WQ) certification in accordance with Section 401(a)(1) of the Clean Water Act and for coastal zone (CZ) consistency in accordance with the State Coastal Zone Management Program. Upon completion of the required advertising and public comment review, a determination relative to WQ certification and CZ consistency will be made by the Alabama Department of Environmental Management.

This public notice is being distributed to all known interested persons in order to assist in developing facts on which a decision by the U.S. Army Corps of Engineers (Corps) can be based. For accuracy and completeness of the record, all data in support of or in opposition to the proposed work should be submitted in writing setting forth sufficient detail to furnish a clear understanding of the reasons for support or opposition. The decision whether to issue a permit will be based on an evaluation of the probable impact, including cumulative impacts, of the proposed activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefit which reasonably may be expected to accrue from the proposal must be balanced against its reasonably foreseeable detriments. All factors which may be relevant to the proposal will be considered, including the cumulative effects thereof; among those are conservation, economics, aesthetics, general environmental concerns, wetlands, cultural values, 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 production and in general, the needs and welfare of the people.

The Corps 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 this proposed activity. Any comments received will be considered by the Corps 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 the 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. Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. Requests for public hearings shall state with particularity, the reasons for holding a public hearing. Evaluation of the probable impacts involving deposits of dredged or fill material into waters of the United States will include the application of guidelines established by the Administrator of the U.S. Environmental Protection Agency.

This notice initiates the Essential Fish Habitat (EFH) consultation requirements of the Magnuson-Stevens Fishery Conservation and Management Act. The proposal would potentially impact approximately 0.10 acre of waterbottoms utilized by various life stages of various marine species. Our initial determination is that the proposed action would not have a substantial adverse impact on EFH or federally managed fisheries. Our final determination relative to project impacts and the need for mitigation measures is subject to review by and coordination with the National Marine Fisheries Service and/or U.S. Department of Interior, Fish and Wildlife Service.

In accordance with Section 106 of the National Historic Preservation Act and Appendix C of 33 CFR 325, the undertaking defined in this notice is being considered for the potential to effect cultural and historic properties within the permit area. In accordance with Appendix C of 33 CFR Part 325, the Corps has determined that the permit area consists of the project site. Unless comment to this notice is received documenting that significant sites or properties exist which may be affected by this work

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or that adequately documents a potential exists for the location of significant sites or properties within the permit area, the Corps will consult with the State Historic Preservation Officer to make a final determination.

Preliminary review of this application and the U.S. Department of the Interior List of Endangered and Threatened Wildlife and Plants indicate that the proposed activity would not likely effect listed species, or their critical habitat. This notice and application will be coordinated with the U.S. Fish and Wildlife Service to assess if the proposed activity will affect listed endangered or threatened species or their critical habitat.

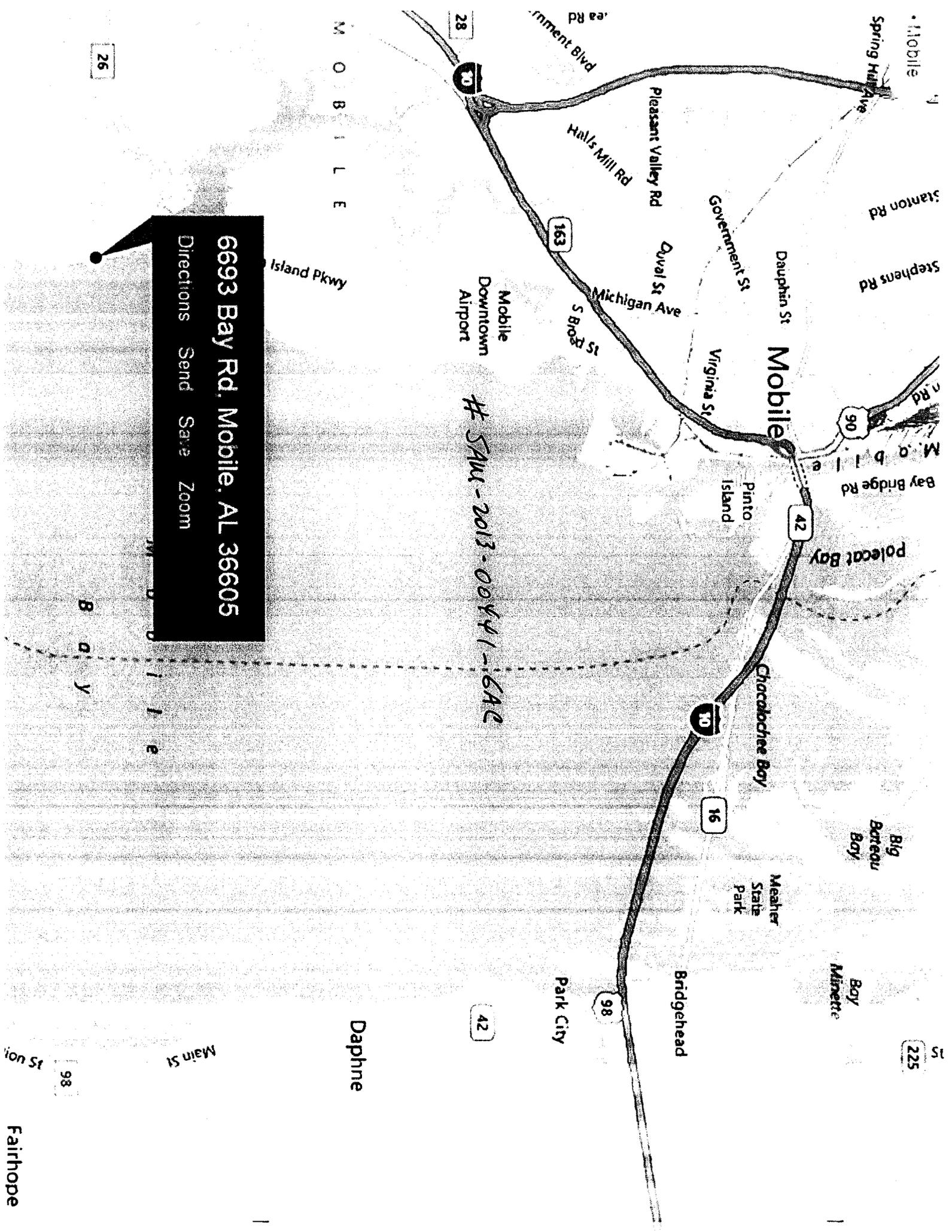
Correspondence concerning this Public Notice should refer to Public Notice Number **SAM-2013-00441-GAC** and should be directed to: District Commander, U.S. Army Engineer District, Mobile, Attention: Regulatory Division, Post Office Box 2288, Mobile, Alabama 36628-0001, with a copy furnished to Alabama Department of Environmental Management, Mobile Branch, Coastal Section, 3664 Dauphin Street, Suite B, Mobile, Alabama 36608. Comments should be received no later than **30 days** from the date of this Public Notice.

If you have any questions concerning this publication, you may contact the project manager via e-mail at glen.a.cunningham@usace.army.mil or telephone number **(251) 690-2658**. Please refer to the above Public Notice number.

For additional information about our Regulatory Program, please visit our web site at www.sam.usace.army.mil/Missions/Regulatory.aspx, and please take a moment to complete our customer satisfaction survey while you're there. Your responses are appreciated and will allow us to improve our services.

MOBILE DISTRICT
U.S. Army Corps of Engineers

Enclosures



26

6693 Bay Rd, Mobile, AL 36605
Directions Send Save Zoom

SAWS-2013-00441-6AC

M O B I L E

15

98

Fairhope

Main St

Daphne

42

Park City

98

Bridgehead

Meaher State Park

Boy Minette

Big Boreau Bay

Chocchochee Bay

16

Polecat Bay

42

Pinto Island

Mobile

Virginia St

S Broad St

Michigan Ave

Mobile Downtown Airport

163

Pleasant Valley Rd

Halls Mill Rd

28

Government Blvd

Dauphin St

Government St

Duval St

Stephens Rd

Stanton Rd

225

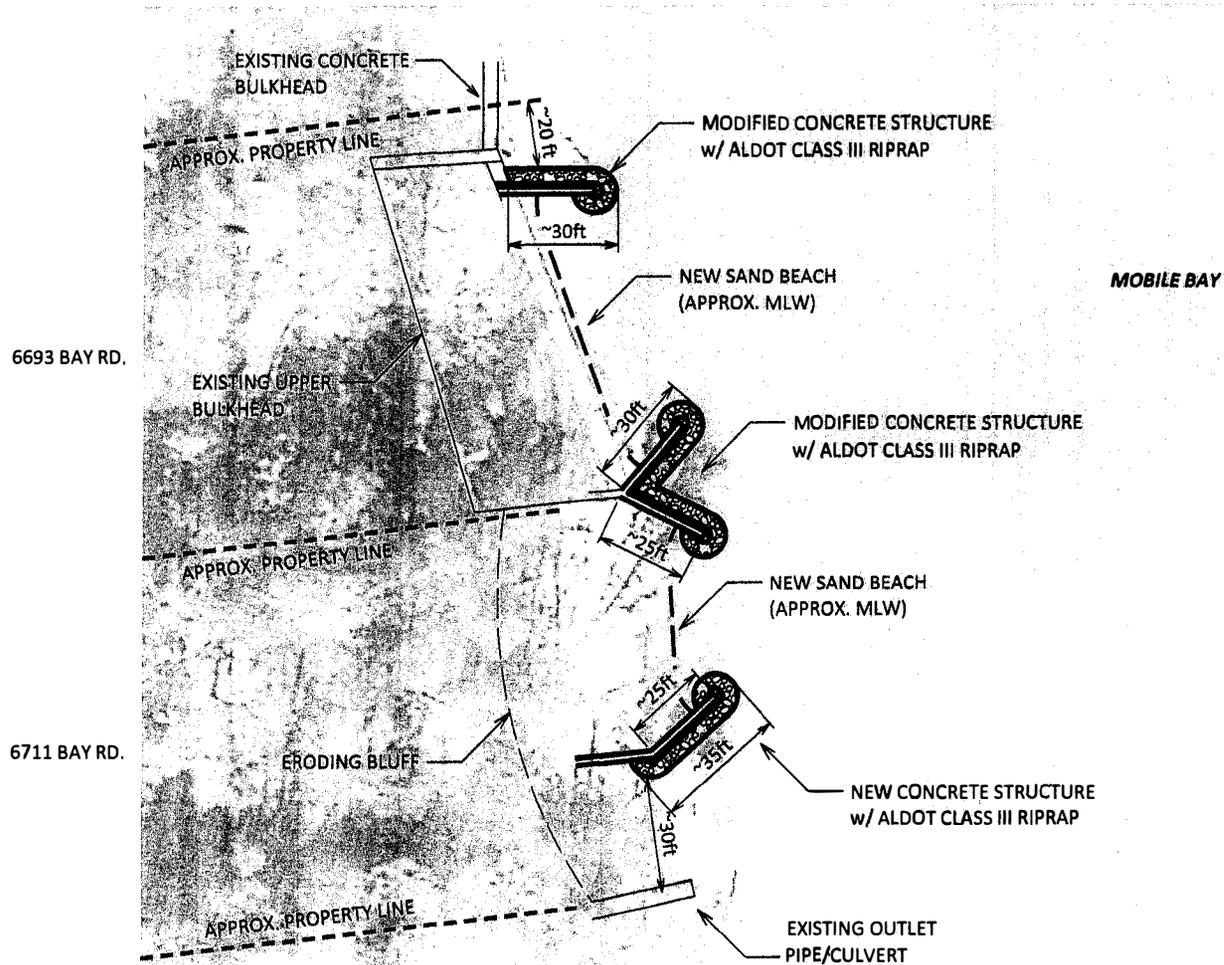
Bay Bridge Rd

Mobile

90

Mobile

Spring Hill Ave



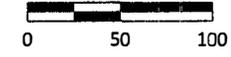
MOBILE BAY

6693 BAY RD.

6711 BAY RD.



APPROX. GRAPHIC SCALE IN FEET



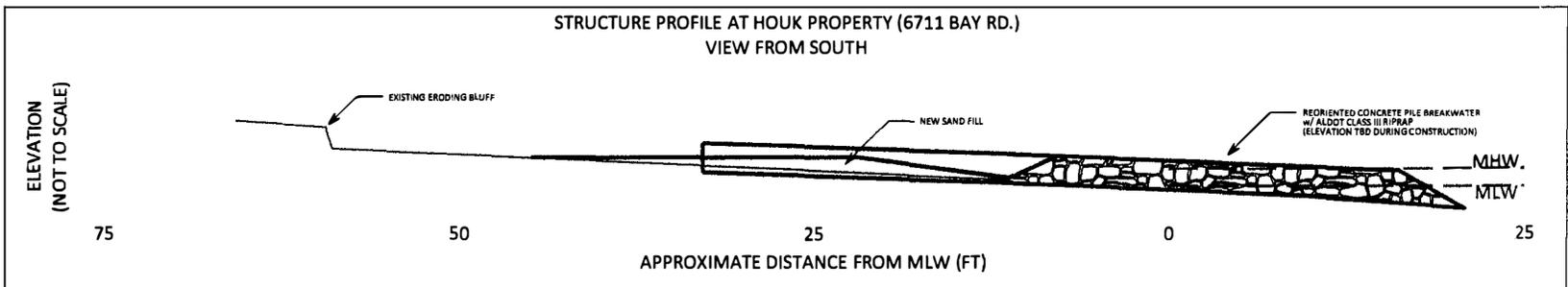
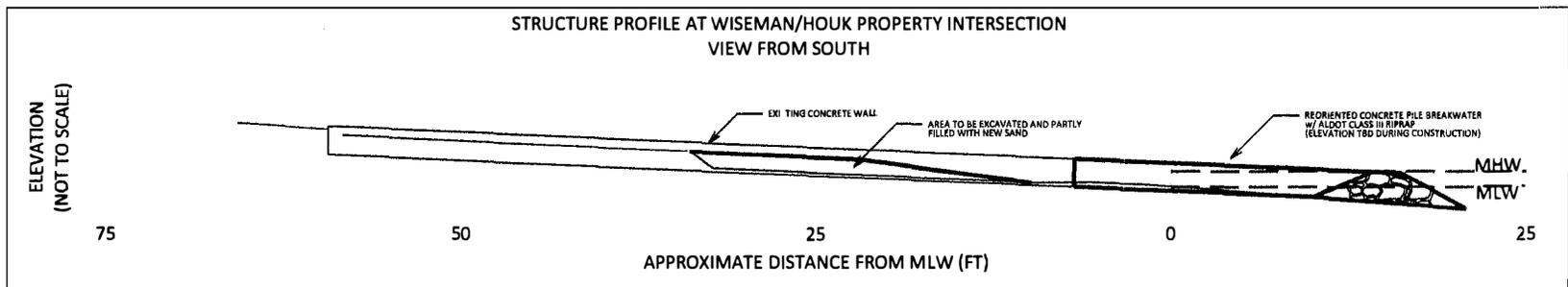
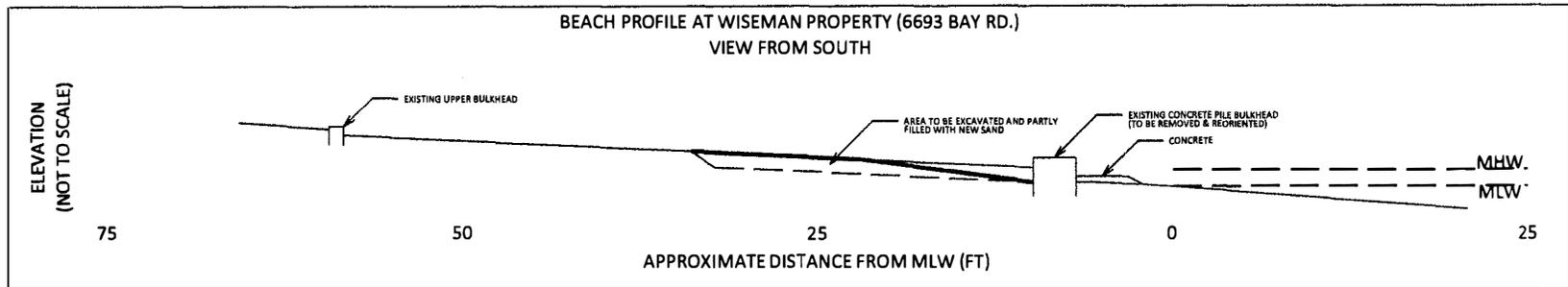
**Wiseman/Houk Living Shoreline
Plan View
Mobile Bay, AL**

DESIGNED BY: BB	CHECKED BY:
DRAWN BY: BB	REVIEWED BY:
DATE: 5/30/2013	SUBMITTED:



SOUTH COAST ENGINEERS
Engineering for the Coast

DRAWING NO.
1
SHEET 1 OF 3



NOTE: ALL BATHYMETRY AND ELEVATIONS ARE APPROXIMATED

**Wiseman/Houk Living Shoreline
Profile Views
Mobile Bay, AL**

DESIGNED BY: SLD	CHECKED BY:
DRAWN BY: BB	REVIEWED BY:
DATE: 5/30/2013	SUBMITTED:

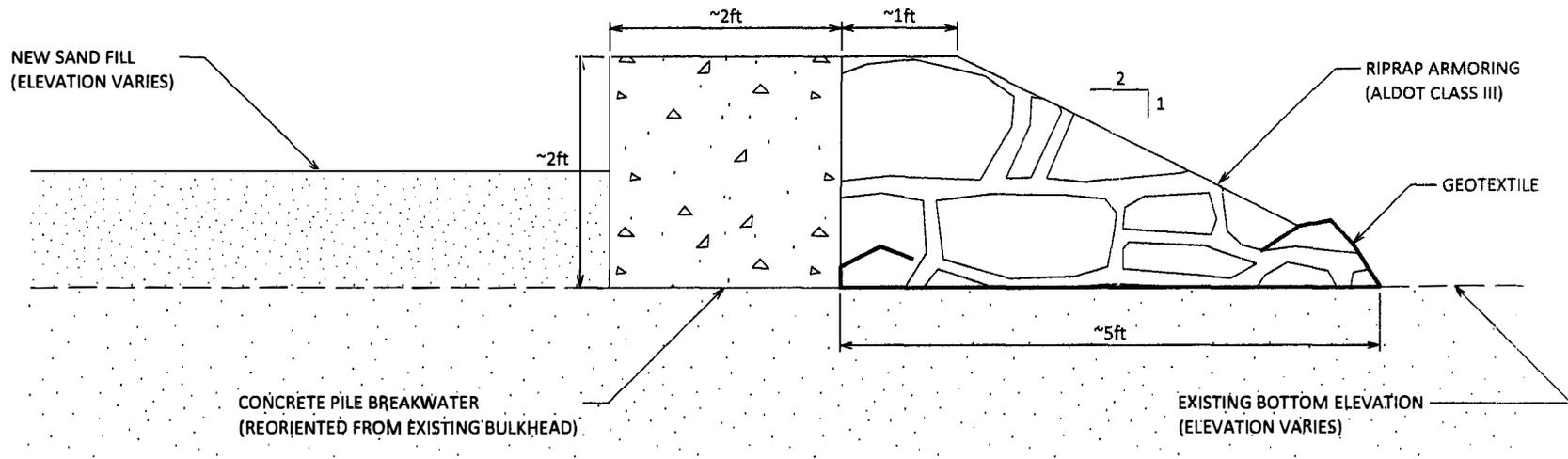


SOUTH COAST ENGINEERS
Engineering for the Coast

DRAWING NO.
2
SHEET 2 OF 3

← SHORELINE

MOBILE BAY →



Wiseman/Houk Living Shoreline
Structure Cross-section
Mobile Bay, AL

DESIGNED BY:
SLD
DRAWN BY:
BB
DATE:
6/10/2013

CHECKED BY:
REVIEWED BY:
SUBMITTED:



SOUTH COAST ENGINEERS
Engineering for the Coast

DRAWING NO.

3

SHEET 3 OF 3