



REPLY TO  
ATTENTION OF:

DEPARTMENT OF THE ARMY  
U.S. ARMY ENGINEER DISTRICT, MOBILE DISTRICT  
P.O. BOX 2288  
MOBILE, ALABAMA 36628-0001

July 18, 2013

**CESAM-RD-A-S**

**JOINT PUBLIC NOTICE SAM-2013-00484-SBC  
U.S. ARMY CORPS OF ENGINEERS  
AND  
STATE OF ALABAMA  
DEPARTMENT OF ENVIRONMENTAL MANAGEMENT**

**PROPOSED FILLING OF WATERS OF THE UNITED STATES IN  
CONJUNCTION WITH THE CONSTRUCTION OF A RESIDENTIAL  
DEVELOPMENT, MOBILE, MOBILE COUNTY, ALABAMA**

TO ALL CONCERNED: The U.S. Army Corps of Engineers, Mobile District, (Corps) has received an application for a Department of the Army permit pursuant to Section 404 of the Clean Water Act (33 USC 1344). This public notice is being distributed to all known interested persons to assist in developing facts on which a decision by the Corps can be based. Please communicate this information to interested parties.

**APPLICANT: Williams Engineering  
Attention: Mr. Don Williams  
6300 Piccadilly Square Drive  
Mobile, Alabama 36609-5143**

**AGENT: Barry A. Vittor & Associates, Inc.  
Attention: Mr. David J. Knowles  
8060 Cottage Hill Road  
Mobile, Alabama 36695**

**LOCATION: On Norden Drive South, Section 15, Township 4 South, Range 2 West, 12 Mile Creek which drains to the Mobile River, Mobile, Mobile County, Alabama (Latitude 30.69347° North, Longitude -88.16877° West).**

**PROPOSED WORK: The applicant proposes to permanently fill approximately 0.9 acre of forested wetlands in order to construct 12 residential lots and a paved access road on a 5.3 acre parcel. In addition, the applicant proposes to construct two stormwater detention basins on upland areas of the project site. The basins will collect all stormwater runoff from the proposed project site and discharge all runoff water to 12-Mile Creek. The 5.3 acre subject parcel currently contains a total of 1.7 acres of medium quality forested wetlands.**

**AVOIDANCE and MINIMIZATION: The applicant has indicated that the requested wetland fill is necessary "in order to utilize the uplands that are most feasible to build**

**on (due to areas of significant relief on the property.” The Corps has not verified the adequacy of the applicant’s avoidance and minimization at this time.**

**MITIGATION: The applicant proposes to purchase wetland credits from a Corps authorized mitigation bank for mitigation of all unavoidable wetland impacts. The Corps has not verified the adequacy of this mitigation proposal at this time.**

The applicant has applied for certification from the State of Alabama in accordance with Section 401(a)(1) of the Clean Water Act and upon completion of the required advertising, a determination relative to certification will be made by the Alabama Department of Environmental Management.

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 affect 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. Although the extent of Federal control and responsibility for these considerations are confined to the limits of the permit area for this particular project, the potential indirect effects that may occur to historic properties as a result of the this undertaking are also being considered. We are seeking comment from the State Historic Preservation Officer, Federally recognized American Indian tribes, local historical societies, museums, universities, the U.S. Department of the Interior, National Park Service, Division of Archeological Services and concerned citizens regarding the existence or the potential for existence of significant cultural and historic properties within the permit area. Unless comment to this notice is received documenting that significant sites or properties exist which may be affected by this work 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.

The applicant submitted a survey report indicating that no threatened or endangered species were located at the site. 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 will have no effect on any listed endangered or threatened species. This determination is being coordinated with the U.S. Fish and Wildlife Service via this Public Notice.

This public notice is being distributed to all known interested persons and serves to solicit comments from the public, Federal, State and local agencies and officials, Indian Tribes and other interested parties, in order to assist in developing facts on which a decision by the Corps can be based.

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.

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.

Correspondence concerning this Public Notice should refer to Number **SAM-2013-00484-SBC** and should be directed to the District Engineer, U.S. Army Engineer District, Attention: Regulatory Division, South Alabama Branch, Post Office Box 2288, Mobile, Alabama 36628-0001, with copies to the Alabama Department of Environmental Management, 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, **Mr. Brad Crosson** at phone **(251) 694-3664** or via e-mail at **steven.b.crosson@usace.army.mil**. Please refer to the above public notice number.

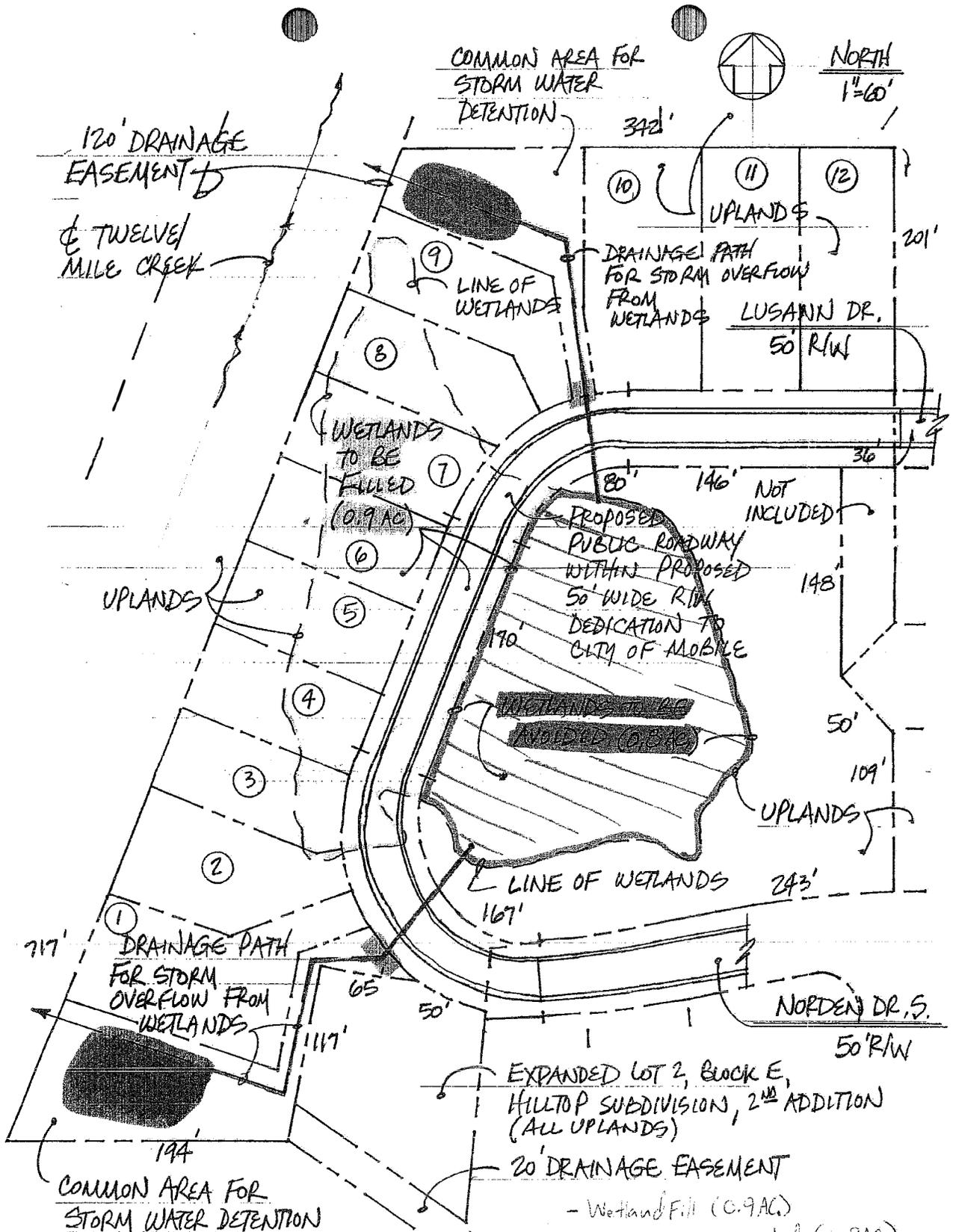
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For additional information about our Regulatory Program, please visit our web site at [www.sam.usace.army.mil/Missions/Regulatory.aspx](http://www.sam.usace.army.mil/Missions/Regulatory.aspx).

MOBILE DISTRICT  
U.S. Army Corps of Engineers

Enclosures



- Storm Water Detention Basins
- Overflow Piping For Avoided Wetland

- Wetland Fill (0.9 AC)
- Wetlands to be Avoided (0.8 AC)
- Stormwater Collection Points for Road Runoff

**WETLANDS SUMMARY:**

5.3 ACRE TOTAL SITE EXISTING  
 1.7 ACRE WETLANDS EXISTING  
 0.9 ACRE PROP. WETLANDS TO BE FILLED  
 0.8 ACRE PROP. WETLANDS TO BE AVOIDED

**PROPOSED WETLANDS SUMMARY**

COSGROVE SUBDIVISION  
 CITY OF MOBILE, ALABAMA  
 SCALE: 1"=60' JUNE, 2013  
 M. DON WILLIAMS ENG.



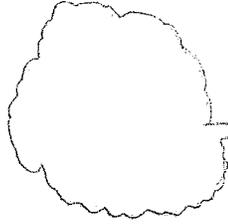
Cosgrove Subdivision - Stormwater Collection



Single Family Residence



Paved Road Centerpoint/Crown



Overflow Pipe

Piping

Collection Point for Road Runoff

Avoided Wetlands

Detention for Stormwater

Piping

West Property Boundary

