



DEPARTMENT OF THE ARMY
MOBILE DISTRICT, CORPS OF ENGINEERS
BIRMINGHAM FIELD OFFICE
218 SUMMIT PARKWAY, SUITE 222
HOMEWOOD, ALABAMA 35209

CESAM-RD-N
PUBLIC NOTICE NO. SAM-2013-01078-CMS

September 19, 2013

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

**PROPOSED PLACEMENT OF FILL MATERIAL IN WETLANDS AND UNNAMED
TRIBUTARIES TO RYAN CREEK IN ASSOCIATION WITH A PROPOSED
INTERCHANGE ON I-65 AT COUNTY ROAD 222, NEAR CULLMAN,
CULLMAN 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). Please communicate this information to interested parties.

APPLICANT: Alabama Department of Transportation (ALDOT)
1409 Coliseum Boulevard
Montgomery, Alabama 36110

LOCATION: The proposed project is located south of the city of Cullman in Cullman County, Alabama (N 34.130257, W 86.867549) within Section 32, Township 10 South, Range 3 West. The project is located in the Sipsey Fork watershed (HUC 03160110).

PROJECT PURPOSE: The basic project purpose is to construct an interchange.

WORK: The applicant proposes to construct an interchange on I-65 at County Road 22 between State Route (SR) 69 and SR-74 (US-278) including associated acceleration/deceleration lanes. The proposed work would include the discharge of dredged and/or fill material into waters of the United States. These activities would impact 2.99 acres of scrub shrub wetlands, 76 linear feet of ephemeral stream, and 96 linear feet of perennial stream.

AVOIDANCE & MINIMIZATION: The applicant stated approximately 0.37 acre of wetlands on the east side of northbound I-65 within the right-of-way will be avoided.

MITIGATION: The applicant utilized the Mobile District 2012 Compensatory Stream Mitigation Standard Operation Procedures and Guidelines to establish the number of stream credits required to mitigate for the stream impacts. The applicant proposes to purchase stream credits from a Corps-approved commercial mitigation bank. The applicant proposes to debit 2.99 wetland credits from an ALDOT mitigation bank.

WATER QUALITY: 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.

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 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 use 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.

HISTORIC AND CULTURAL RESOURCES: 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. A Phase I archaeological study was conducted at the site. Following a review of the Phase I report, the Alabama Historical Commission provided project concurrence to the applicant via letter dated September 29, 2010. Copies of this public notice are being sent to the State Historic Preservation Officer for review.

ENDANGERED/THREATENED SPECIES: A preliminary review of this application and the U.S. Department of the Interior List of Endangered and Threatened Wildlife and Plants indicated that the proposed activity will not affect listed endangered or threatened species, or their critical habitat. The applicant requested project review by the U.S. Fish and Wildlife Service and received a stamped reply dated July 23, 2012 stating that neither federally listed species nor designated critical habitat are known to occur within the project area (File number: 2009-TA-0464). Copies of this notice are being sent to the U.S. Fish and Wildlife Service for review.

Correspondence concerning this Public Notice should refer to Public Notice Number SAM-2013-01078-CMS and should be directed to:

U.S. Army Corps of Engineers Mobile District
Birmingham Field Office
Attn: Courtney Shea
218 Summit Parkway, Suite 222
Homewood, AL 35209

with a copy to the:

Alabama Department of Environmental Management
Post Office Box 301463
Montgomery, Alabama 36130-1463

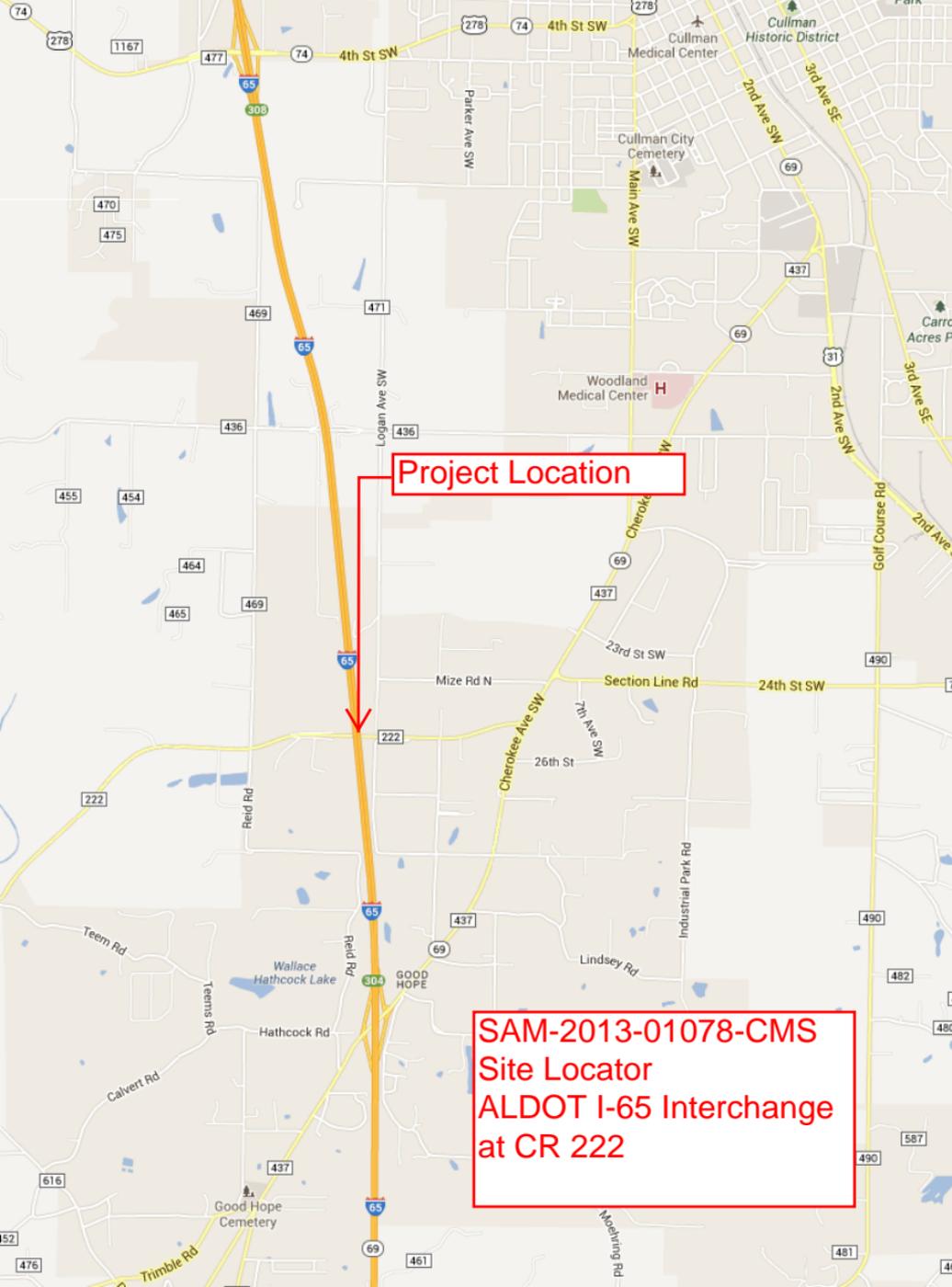
Comments should be received no later than **30 days** from the date of this Public notice.

If you have any questions concerning this publication, you may contact the project manager via e-mail at **Courtney.M.Shea@usace.army.mil** or telephone number **(205) 290-9096**. Please refer to the above Public Notice number.

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

MOBILE DISTRICT
U.S. Army Corps of Engineers

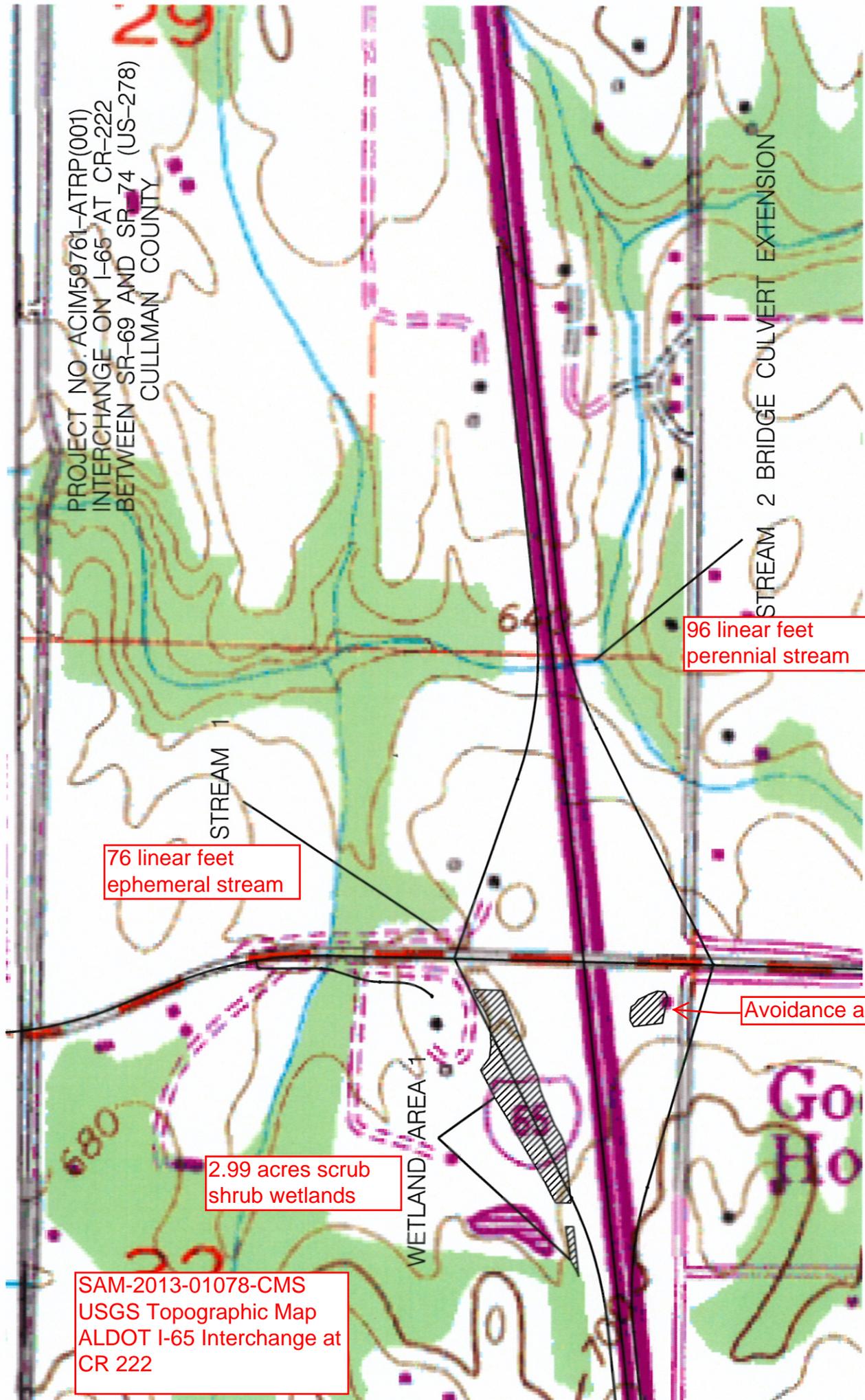
Enclosures



Project Location

**SAM-2013-01078-CMS
Site Locator
ALDOT I-65 Interchange
at CR 222**

PROJECT NO. ACIM59761-ATRP(001)
INTERCHANGE ON I-65 AT CR-222
BETWEEN SR-69 AND SR-74 (US-278)
CULLMAN COUNTY



76 linear feet
ephemeral stream

96 linear feet
perennial stream

Avoidance area

2.99 acres scrub
shrub wetlands

SAM-2013-01078-CMS
USGS Topographic Map
ALDOT I-65 Interchange at
CR 222

STREAM 1

STREAM 2 BRIDGE CULVERT EXTENSION

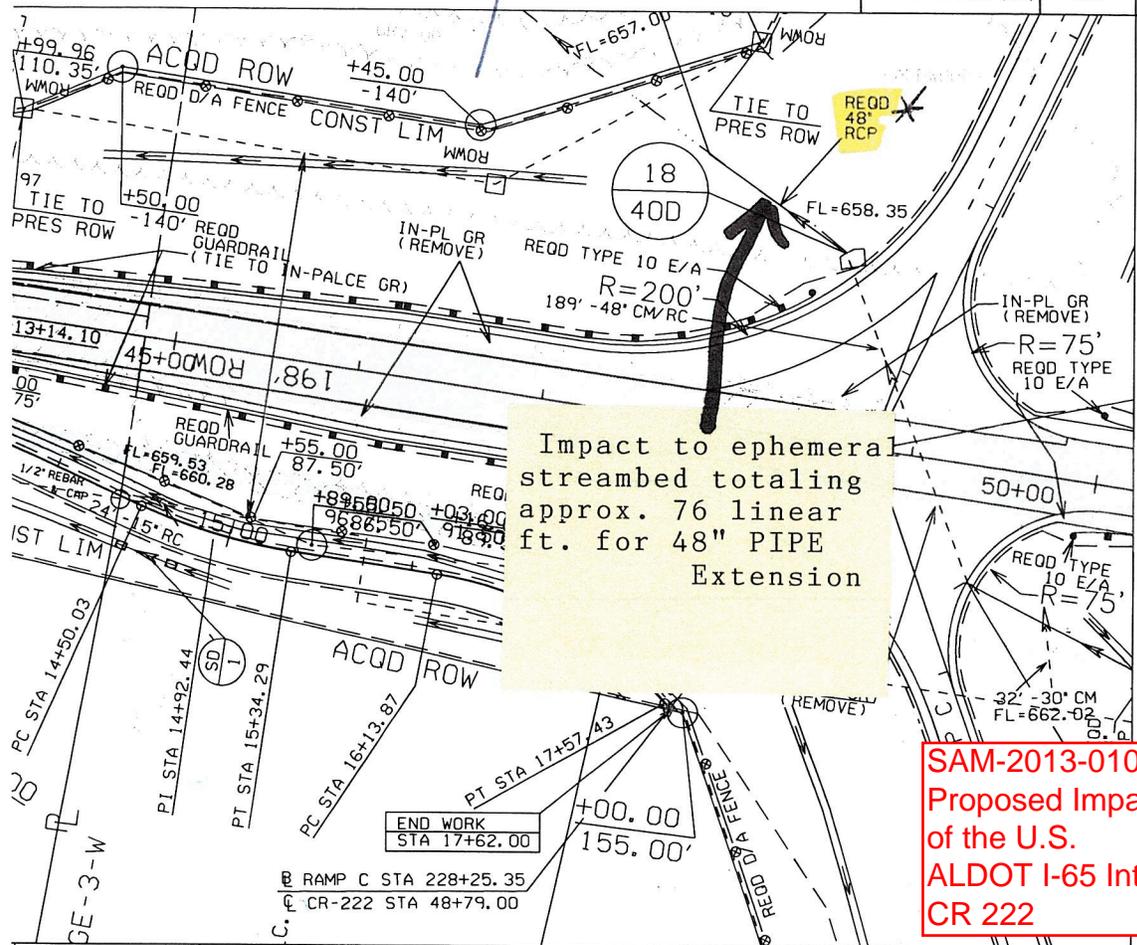
WETLAND AREA 1

ET

REFERENCE PROJECT NO	3CAL YEAR	SHEET NO
ACIM59761-ATRP(001)	2014	

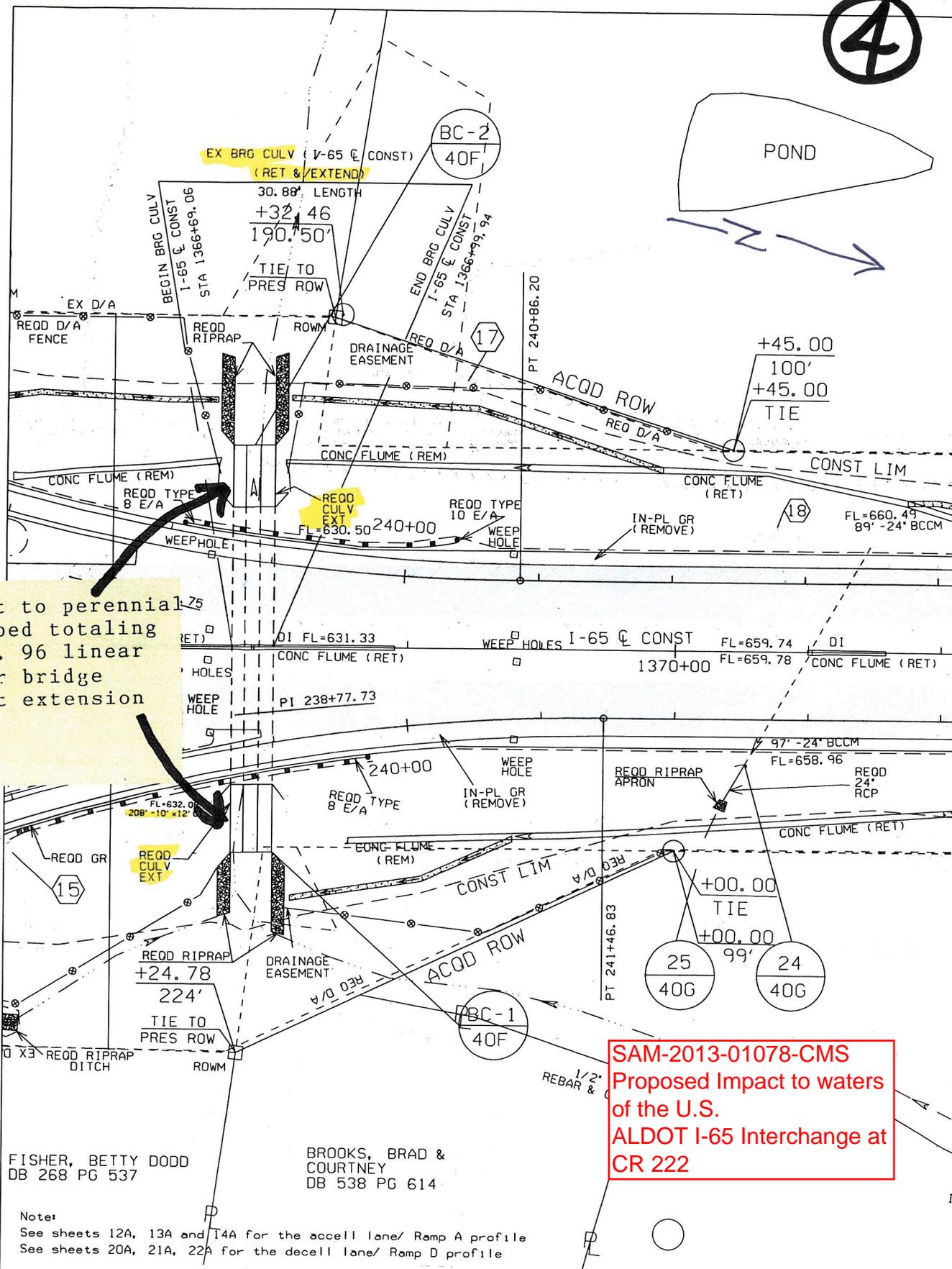
3

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SAM-2013-01078-CMS
Proposed Impact to waters of the U.S.
ALDOT I-65 Interchange at CR 222

DEPARTMENT OF TRANSPORTATION STANDARD SECTION DS	HORIZ	0	50	SCALE (FEET)	VERT	0	5	SHEET TITLE	ROUTE
	[Scale Bar]				[Scale Bar]				PLAN & PROFILE SHEET



Impact to perennial streambed totaling approx. 96 linear ft. for bridge culvert extension

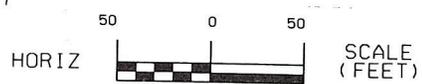
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ALDOT I-65 Interchange at CR 222

FISHER, BETTY DODD
DB 268 PG 537

BROOKS, BRAD &
COURTNEY
DB 538 PG 614

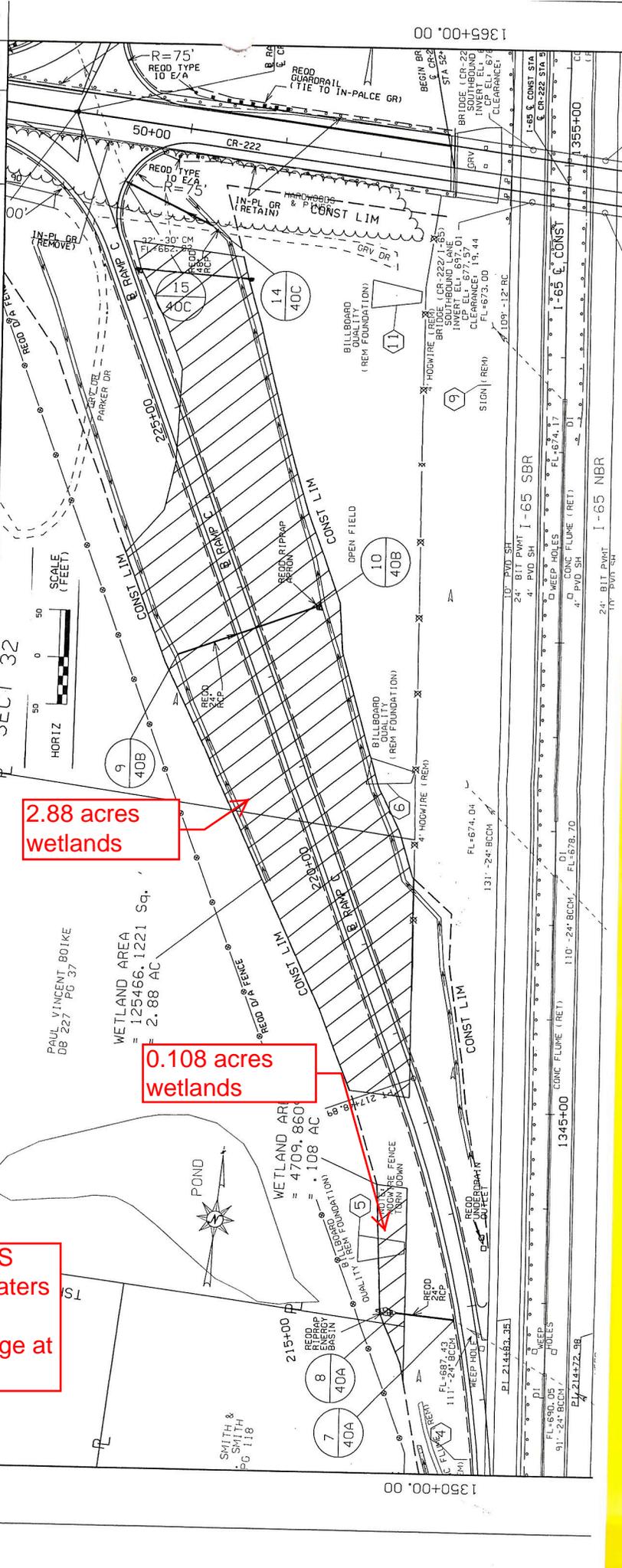
Note:
See sheets 12A, 13A and 14A for the accel lane/ Ramp A profile
See sheets 20A, 21A, 22A for the decell lane/ Ramp D profile

RESPONSIBLE PE:
DATE:



DESIGNER:
DATE:

PLAN



**SAM-2013-01078-CMS
Proposed Impact to waters
of the U.S.
ALDOT I-65 Interchange at
CR 222**

**2.88 acres
wetlands**

**0.108 acres
wetlands**

PAUL VINCENT BOIKE
DB 227 PG 37

WETLAND AREA
= 125466, 1221 Sq.
= 2.88 AC

WETLAND AREA
= 4709, 860
= .108 AC

SMITH &
SMITH
PG 118



1365+00.00

1350+00.00