



REPLY TO
ATTENTION OF:

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

CESAM-RD-A-S
PUBLIC NOTICE NO. SAM-2014-01349-SBC

February 11, 2015

JOINT PUBLIC NOTICE
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
IMPROVEMENTS TO SCHILLINGER ROAD SOUTH FROM THREE NOTCH ROAD TO
COUNTRY DRIVE IN 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). 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: Mobile County Commission
Attention: Ms. Connie Hudson
10th Floor, South Tower
Mobile Government Plaza
Mobile, Alabama 36644-1600

AGENT: Hatch Mott MacDonald
Attention: Ms. Katie S. Parker
153 West I-65 Service Road North
Mobile, Alabama 36608

LOCATION OF WORK: The proposed project is located on Schillinger Road South, between Three Notch Road and a point 320 feet north of Country Drive, in Mobile County, Alabama. Specifically, the project is located within Sections 13 and 24 of Township 5 South, Range 3 West, and Sections 18 and 19 of Township 5 South, Range 2 West; (The linear project site begins at Latitude 30.58878°, Longitude -88.22513°, and ends at Latitude 30.61574°, Longitude -88.22479°). The project site includes wetland areas that drain to Halls Mill Creek, a perennial tributary to Dog River, in the Mobile Bay, Alabama drainage basin (HUC 03160205).

PROJECT PURPOSE: The overall purpose of the project is to widen a portion of Schillinger Road to ease traffic congestion and improve traffic safety and response times of emergency services for the area.

ALTERNATIVES: Ten alternative alignments were evaluated for minimization of the number of right-of-way acquisitions, but environmental impacts were not considered by the applicant in their alternatives analysis.

PROPOSED WORK: The applicant proposes to improve a 1.8-mile section of Schillenger Road by constructing additional lanes and resurfacing the existing road in order to convert the 2-lane road to a 5-lane road featuring a two-way center left turn lane. This project will include any necessary clearing, grubbing, grade, drain, base, pave, patching, leveling, milling, resurfacing, shoulder work, traffic control installations, intersection improvements, drainage improvements, and utility relocations, as required.

An abandoned oil transmission pipeline is located within the project area. The applicant proposes to drain and pump any residual oil from the pipeline and then remove all portions of the pipeline except where construction will allow it to be left in place.

The applicant proposes to place fill in seven separate wetland areas located along the linear project, and would fill a total of 1.5 acres of poor to medium quality wetlands. The largest individual area of wetland fill impact would be 0.5 acre in size.

AVOIDANCE & MINIMIZATION: The applicant has offered no analysis for avoidance and minimization of proposed impacts caused their project. The Corps has not verified the adequacy of the applicant's avoidance and minimization efforts at this time.

MITIGATION: The applicant proposes to mitigate for the unavoidable impacts to jurisdictional wetlands through purchase of the appropriate amount of in-kind mitigation credits from a U.S. Army Corps of Engineers' (Corps) approved 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 by the Alabama Department of Environmental Management.

HISTORIC PROPERTIES/CULTURAL RESOURCES: The applicant has not submitted any type of Cultural Resource assessment for the project area. 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. 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. In addition to the provided comments from the State Historic Preservation Officer (the Alabama Historical Commission), we are seeking comments from 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.

ENDANGERED SPECIES: The applicant indicated that they performed a review of endangered and threatened species within the project limits, and stated that “the existence of nesting or denning within the project limits is very unlikely” due to the project’s location within an existing right-of-way.

The following species, listed by the U.S. Fish and Wildlife Service (USFWS) as being either threatened or endangered, are found within Mobile County, and may be located within the watershed of the project: Florida manatee (*Trichechus manatus*), Wood stork (*Mycteria americana*), eastern indigo snake (*Drymarchon corais couperi*), Gulf Sturgeon (*Acipenser oxyrinchus desotoi*), and Alabama red-belly turtle (*Pseudemys alabamensis*).

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 species currently listed as endangered or threatened within Mobile County. This determination is being coordinated with the USFWS via this Public Notice.

COMMENTS: 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. 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.

Any comments received will be considered by the Corps in order to evaluate the impacts of this proposed activity and 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.

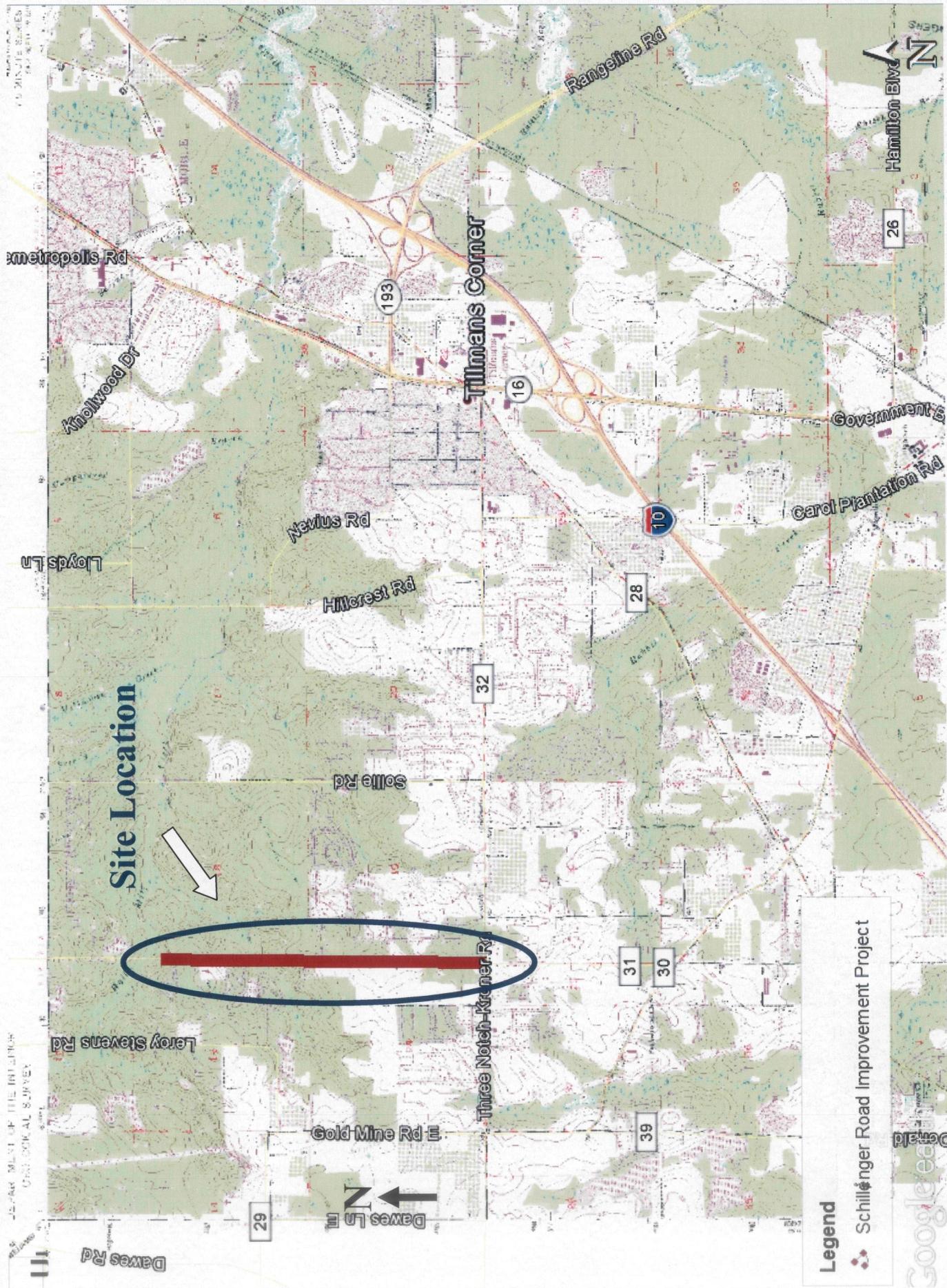
Correspondence concerning this notice should refer to Public Notice Number SAM-2014-01349-SBC and should be directed to the District Commander, U.S. Army Corps Engineers District, Mobile, Attention: Regulatory Division (RD-A-S), Attention: S. Brad Crosson, Post Office Box 2288, Mobile, Alabama 36628-0001, with a copy to the Alabama Department of Environmental Management, Mobile Branch, Coastal Section, 3664 Dauphin Street, Suite B, Mobile Alabama 36608.

Comments concerning this Public Notice 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. S. Brad Crosson at (251) 694-3664 or via e-mail at steven.b.crosson@usace.army.mil.

For additional information about our Regulatory Program, please visit our web site at www.sam.usace.army.mil/Missions/Regulatory.aspx.

MOBILE DISTRICT
U.S. Army Corps of Engineers

Enclosures



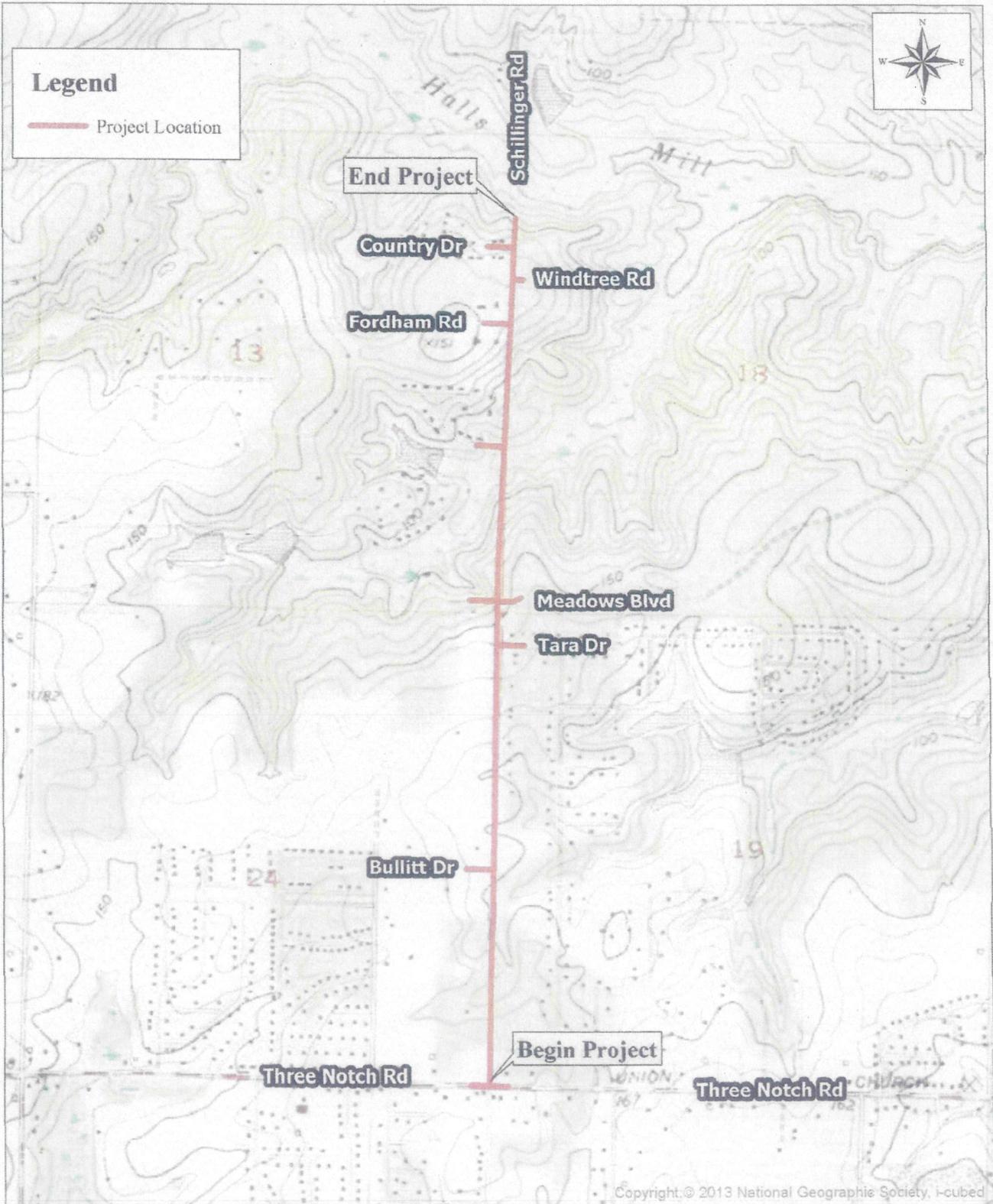
Site Location

Legend
Schillinger Road Improvement Project

Google Earth

Legend

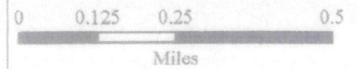
— Project Location



Copyright © 2013 National Geographic Society, I-cubed

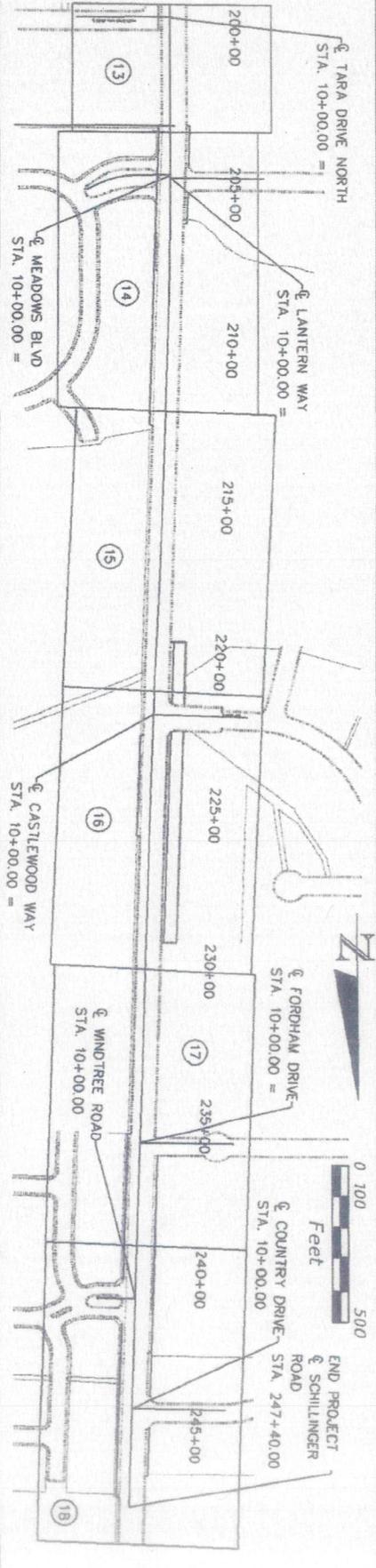
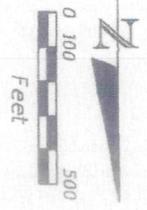
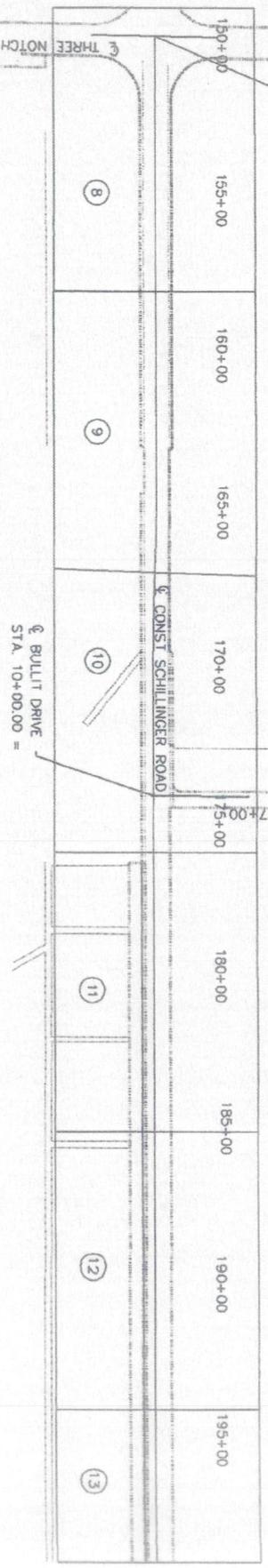


Topographic Quadrangle
Schillinger Road
Mobile County, Alabama
Project Number 14012
Sheet 6A



(X) SHEET NUMBER

BEGIN PROJECT
STA. 149+72.00
CONST SCHILLINGER ROAD=
STA. 10+00.00
THREE NOTCH ROAD



DATE	DESCRIPTION	DATE	DESCRIPTION
	REVISIONS		

WETLAND PERMIT
SCHILLINGER ROAD

SHEET NO. 7

LEGEND:
 WETLAND IMPACTS



MATCHLINE STA. 157+00.00

PROP R/W

PROPERTY LINES

CONST SCHILLINGER ROAD

PROP R/W

PROPERTY LINES

160+00

165+00

WETLAND A
 IMPACTS =
 0.3 ACRES

MATCHLINE STA. 167+00.00

DATE	DESCRIPTION	REVISIONS	DATE	DESCRIPTION

WETLAND PERMIT
 SCHILLINGER ROAD
 SHEET NO. 9

