



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

**CESAM-RD-C**  
**PUBLIC NOTICE NO. SAM-2008-138-TMZ**

FEB 14 2008

**JOINT PUBLIC NOTICE**  
**U.S. ARMY CORPS OF ENGINEERS AND**  
**STATE OF ALABAMA**  
**DEPARTMENT OF ENVIRONMENTAL MANAGEMENT**  
**PROPOSED FILLING, CRAFT EAST VILLAGE SUBDIVISION**  
**GULF SHORES, BALDWIN 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:** Mr. Robert Harris  
P. O. Box 4573  
Gulf Shores, Alabama  
(251) 752-0112

**WATERWAY:** Wolf Bay watershed, Robinette Road, Gulf Shores, Baldwin County, Alabama (Section 34, Township 8 South, Range 4 East; N 30-18-32.3, W 87.39.22.0)

**WORK:** The applicant proposes to discharge fill material into approximately 7 acres of jurisdictional wetlands for the purpose of constructing a residential subdivision adjacent to the existing Craft Farms golf course in Gulf Shores. The project involves the clearing and filling of medium quality pine savannah wetlands for the construction of roads and house pads. Approximately 33,783 cubic yards of sandy clay will be used as the fill material. Best management practices including the use of hay bales, berms, and silt fences will be implemented as erosion control measures. The applicant proposes to compensate for the loss of wetlands by purchasing the appropriate number of mitigation credits from a Corps-approved mitigation bank. This project is not located in the Alabama Coastal Zone.

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.

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. 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 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 National Park Service, and concerned citizens regarding the existence or the potential for existence of significant cultural and historic properties within the permit area. Historic architectural or archaeological investigations may be necessary to ascertain the existence of such resources. Efforts will be made through the consultation process to avoid, minimize, or mitigate any adverse effects to significant cultural and historic properties that may occur as a result of this undertaking. The district engineer remains the final decision authority.

Preliminary review of this application and the U.S. Department of the Interior List of Endangered and Threatened Wildlife and Plants indicates that the proposed activity will not affect listed endangered or threatened species, or their critical habitat. The National Marine Fisheries Service requires the evaluation of impacts to Essential Fish Habitat of estuarine species.

Correspondence concerning this Public Notice should refer to Public Notice Number SAM-2008-138-TMZ and should be directed to:

District Engineer  
U.S. Army Engineer District, Mobile

Post Office Box 2288, Mobile, Alabama 36628-000  
Attention: Regulatory Division

with a copy to the:

Alabama Department of Environmental Management  
4171 Commanders Drive  
Mobile, Alabama 36615

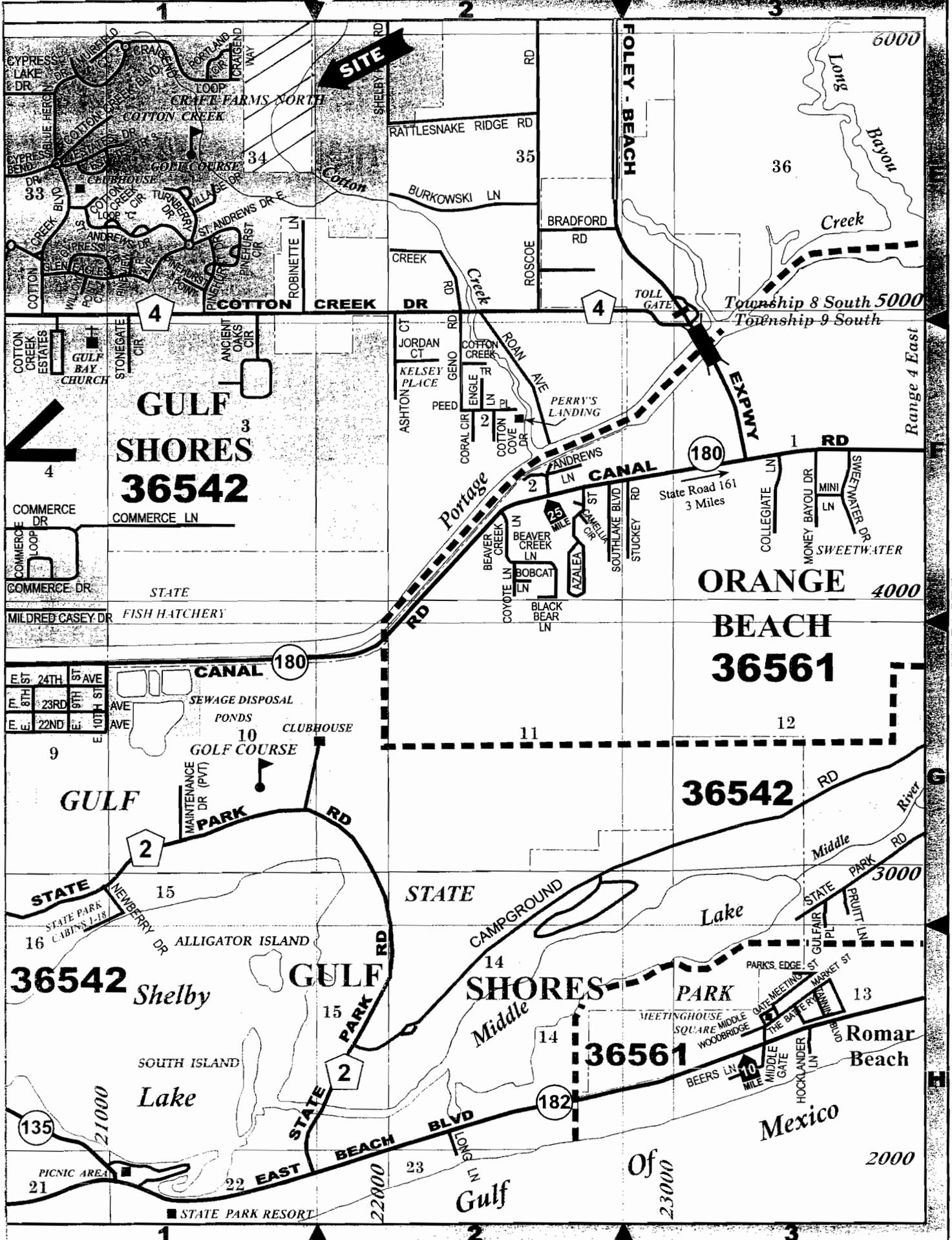
Comments should be received no later than **30 days** from the date of this Public notice.

If you have any questions concerning this publication, you may contact the project manager via e-mail at [tad.m.zebryk@usace.army.mil](mailto:tad.m.zebryk@usace.army.mil) or telephone number **(251) 684-2658**. Please refer to the above Public Notice number.

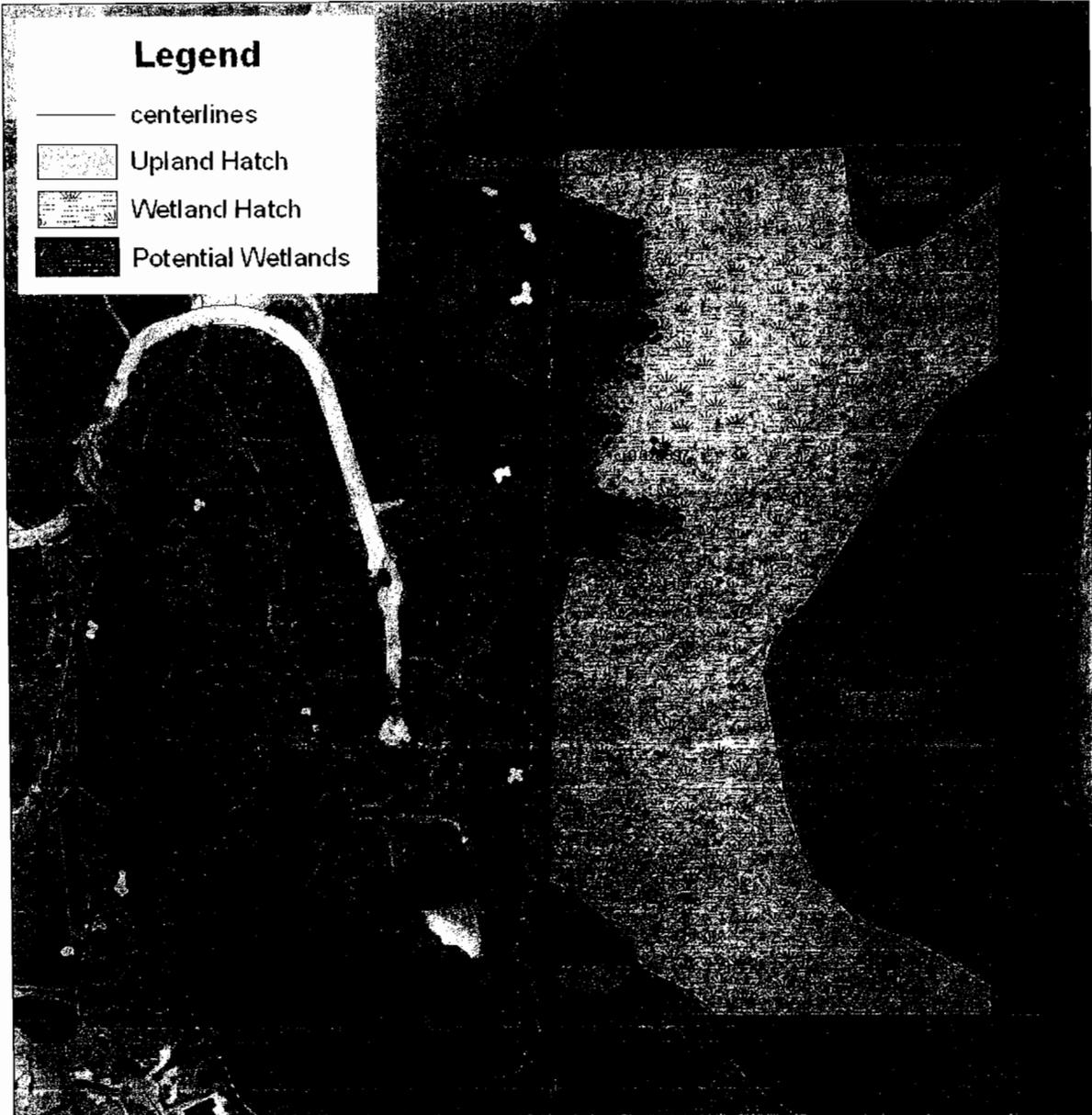
For additional information about our Regulatory Program, please visit our web site at [www.sam.usace.army.mil/RD/reg](http://www.sam.usace.army.mil/RD/reg), and please take a moment to complete our customer satisfaction survey while you're there. Your responses are appreciated and will allow us to improve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

Encls

MOBILE DISTRICT  
U.S. Army Corps of Engineer



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**Legend**

- centerlines
- [Sparse Hatching] Upland Hatch
- [Dense Hatching] Wetland Hatch
- [Solid Black] Potential Wetlands

1 inch equals 400 feet

Wetland Line was Located by GPS with WAAS.

Bob Harris/Chrysalis Homes  
 Water Shed: Wolf Bay  
 7.5 min Quadrangle: Gulf Shores, Al  
 Lat: 30d 18' 32.29" North  
 Lon: 87d 39' 22.05" West

49.62 Acres of Jurisdictional Wetlands  
 Including Waters of the U.S.  
 31 +/- .4 Acres of Non-wetlands  
 Section 34; T - 8 - S; R - 4 - E.  
 80.62 +/- .4 Acres Total

APPROVED

