



DEPARTMENT OF THE ARMY
MOBILE DISTRICT, CORPS OF ENGINEERS
218 SUMMIT PARKWAY, SUIT 222
HOMEWOOD, AL 35209

MAR 10 2008

CESAM-RD-I
PUBLIC NOTICE NO. SAM-2008-00297-HWL

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

**REQUEST FOR WORK IN WATERS OF THE UNITED STATES ASSOCIATED WITH THE
REPAIR OF THE EXISTING PARADISE POINT MARINA, SHELBY 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: Paradise Point Marina
Attention: Mr. Chris Horton
231 Paradise Point Drive
Columbiana, AL 35051

WATERWAY: The project is located near Columbiana in Shelby County along Lay Lake. Specifically, the proposed project is located in portions of Section 36, Township 21 South and Range 1 East. The latitudinal and longitudinal coordinates for the subject property are roughly: 33.154883° North and -86.493662° West.

WORK: The purpose of the proposed project is to conduct repair and maintenance of an existing marina. The marina will require dredging, construction/repair of docking facilities, and repair of existing bulkheads as well other shoreline stabilization. The project will involve dredging approximately 2,073 cubic yards of material from two areas. The first area will be 2-feet deep by 40-feet wide by 300-feet long; this dredging would provide access to the existing sewer pump out station. The second area will be 2-feet deep by 40-feet wide by 400-feet long. This maintenance dredging would be to return the project area to previously dredged depths. The dredging will be conducted mechanically with a crane and/or drag line type equipment. The bulk head repair is to fix 350-feet of existing seawall that has started to fail. Minor backfill in waters of the U.S. may be associated with this repair. The dredged material that is removed from the 2 dredged areas will be disposed of at an upland portion of the property. The disposal site is approximately 900-feet from the shoreline and will be contained so as not to reenter the waterway. The applicant provided the attached drawings depicting the proposed activity.

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

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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. 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 indicate that the proposed activity will not affect listed endangered or threatened species, or their critical habitat.

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Correspondence concerning this Public Notice should refer to Public Notice Number SAM-2008-0297-HWL and should be directed to the District Engineer, U.S. Army Engineer District, Mobile, 218 Summit Parkway, Suite 222, Homewood, AL 35209, 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.

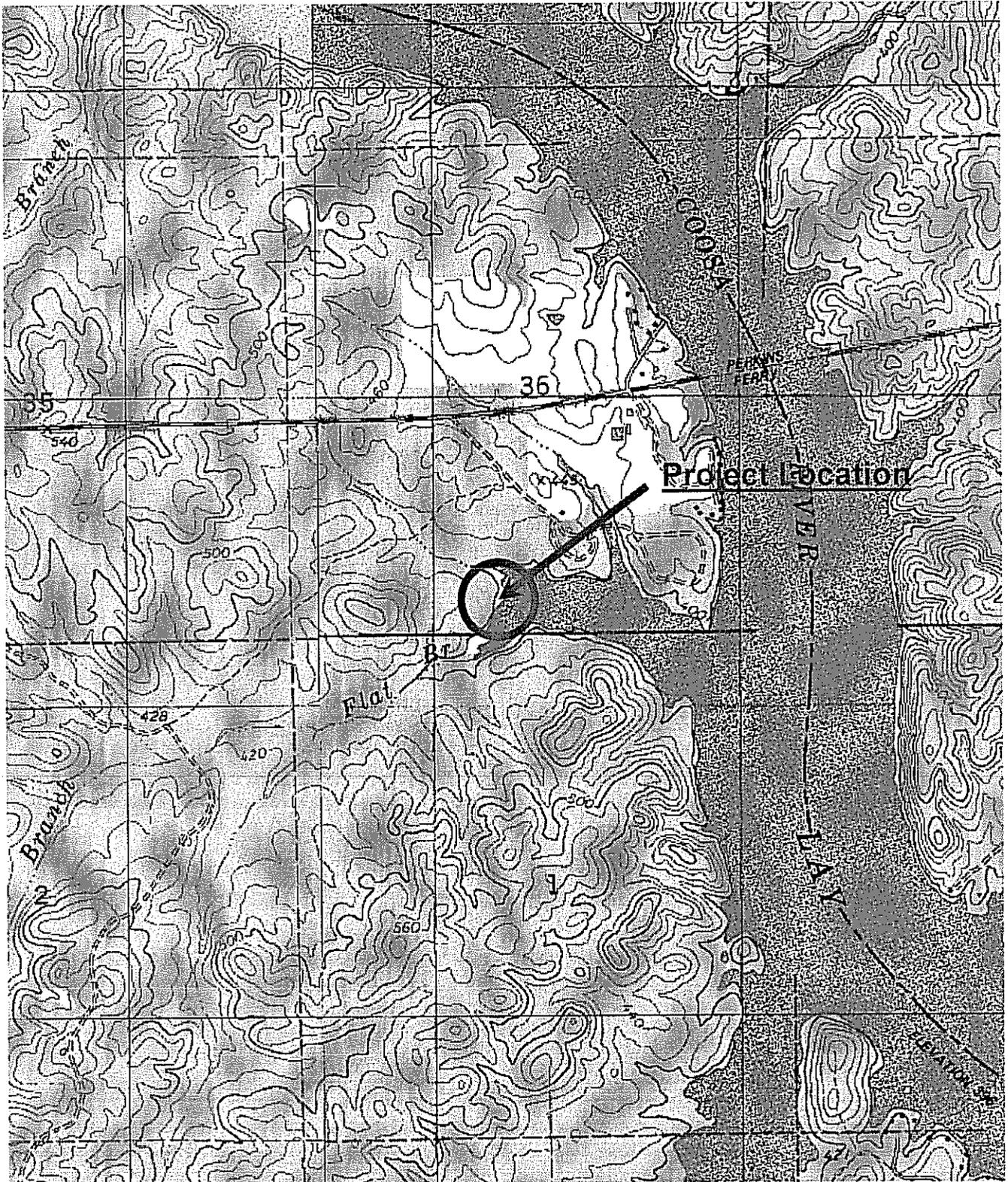
If you have any questions concerning this publication, you may contact the project manager, **Mr. Howard Ladner**, via e-mail at howard.w.ladner@usace.army.mil or telephone number **(205) 290-9096**. Please refer to the above Public Notice number.

For additional information about our Regulatory Program, please visit our web site at 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.

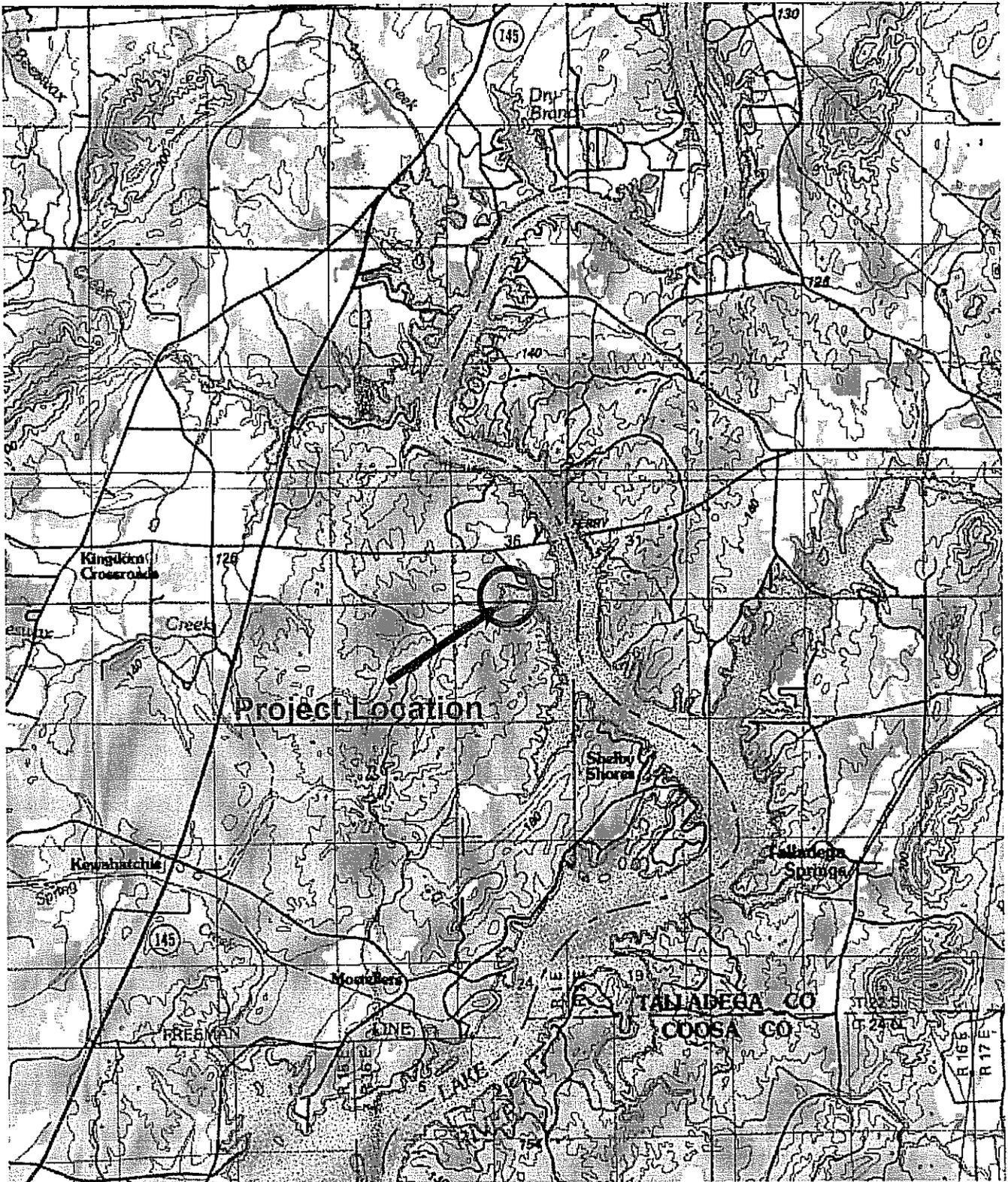
MOBILE DISTRICT
U.S. Army Corps of Engineer

Enclosures

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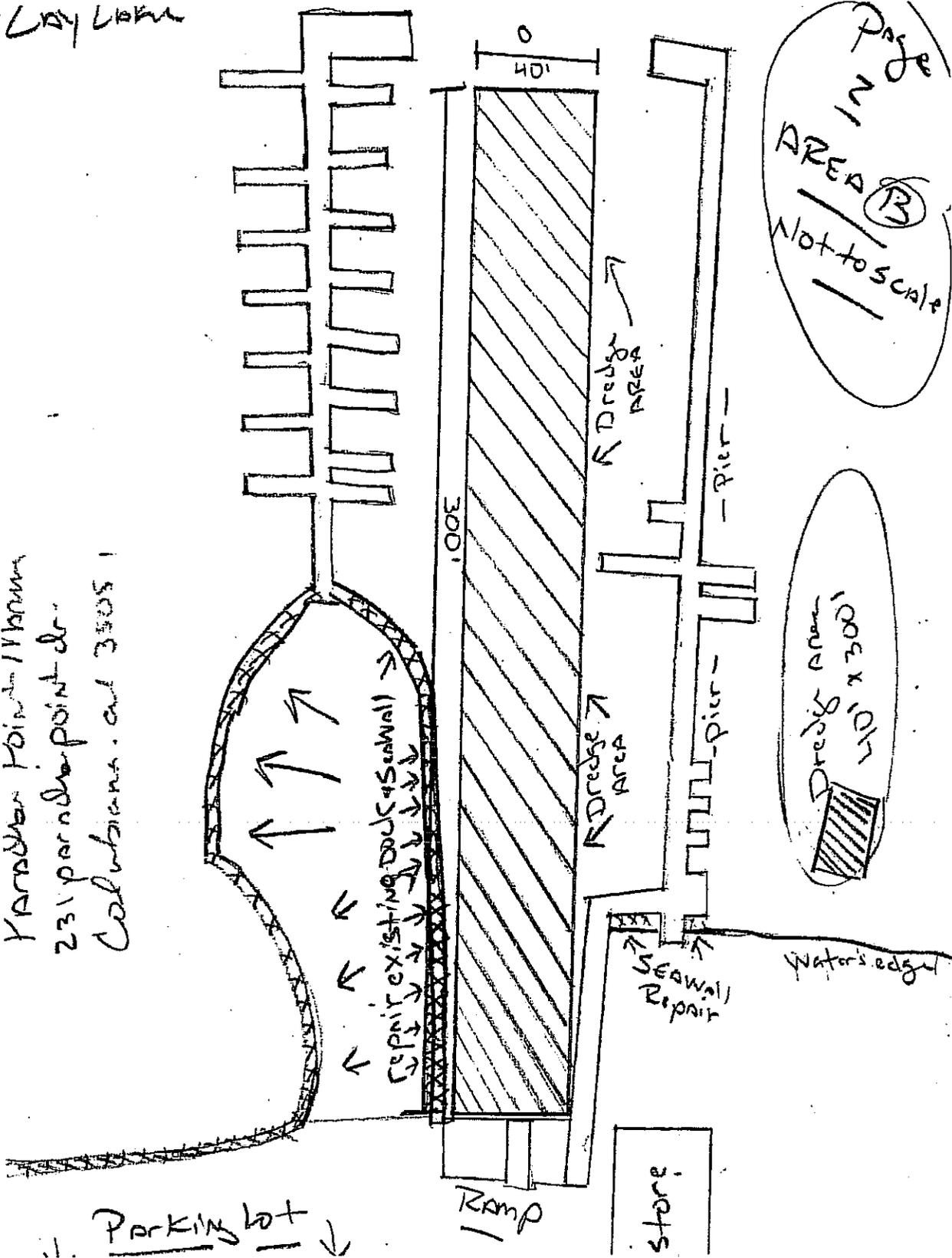


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City Work

Karsten Point Marina
231 parallel point dr.
Columbus. ca 35051



1. Parking lot ↓

Ramp

store

Seawall Repair

Water's edge

Page 1 in Page 2
AREA (B)
Not to scale

Dredge Area
100' x 300'

Overviews
of property

