



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

CESAM-RD-I
PUBLIC NOTICE NO. SAM-2008-00917-NSB

Date: 4-August-2008

JOINT PUBLIC NOTICE
U.S. ARMY CORPS OF ENGINEERS AND
STATE OF MISSISSIPPI DEPARTMENT OF ENVIRONMENTAL QUALITY

**PROPOSED FILLING OF WETLANDS & STREAMS FOR A
INDUSTRIAL DEVELOPMENT,
MISSISSIPPI RAIL CAR, LAUDERDALE COUNTY, MISSISSIPPI**

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. George A. Huser
3140 Crescent Avenue
Erlanger, Kentucky 41018

AGENT: Wildlife Technical Services, Inc.
Attention: Mr. Clay Cromwell
P.O. Box 820188
Vicksburg, Mississippi 39182

LOCATION: The 67 acre project site is located adjacent to Highway 19 South, at latitude 32° 17' 46" North and longitude 88° 30' 12" West, within partial Section 7 & 12, partial Range 17 & 18 East, Township 5 North, near Browns Creek, near the City of Meridian, Lauderdale County, Mississippi.

WORK: The applicant requests authorization to fill 2.31 acres of jurisdictional wetlands and 256 linear feet of ephemeral stream (Non-Relatively Permanent Water) for the construction of a rail car repair facility along the Meridian & Bigbee railroad alignment.

It was noted that the previous owner conducted unauthorized fill activities within the proposed project area. Approximately .58 acres of wetlands were impacted at the site.

A finalized mitigation plan has not been provided.

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The applicant has applied for certification from the State of Mississippi 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

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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.

Correspondence concerning this Public Notice should refer to Public Notice Number: SAM-2008-00917-NSB and should be directed to:

Department of the Army
Mobile District, Corps of Engineers
Attention: Mr. Nicholas Baggett
Regulatory Division/Birmingham Field Office
218 Summit Parkway, Suite 222
Homewood, Alabama 35209

with a copy to the:

Mississippi Department of Environmental Quality
Office of Pollution Control
Post Office Box 10385
Jackson, Mississippi 39209

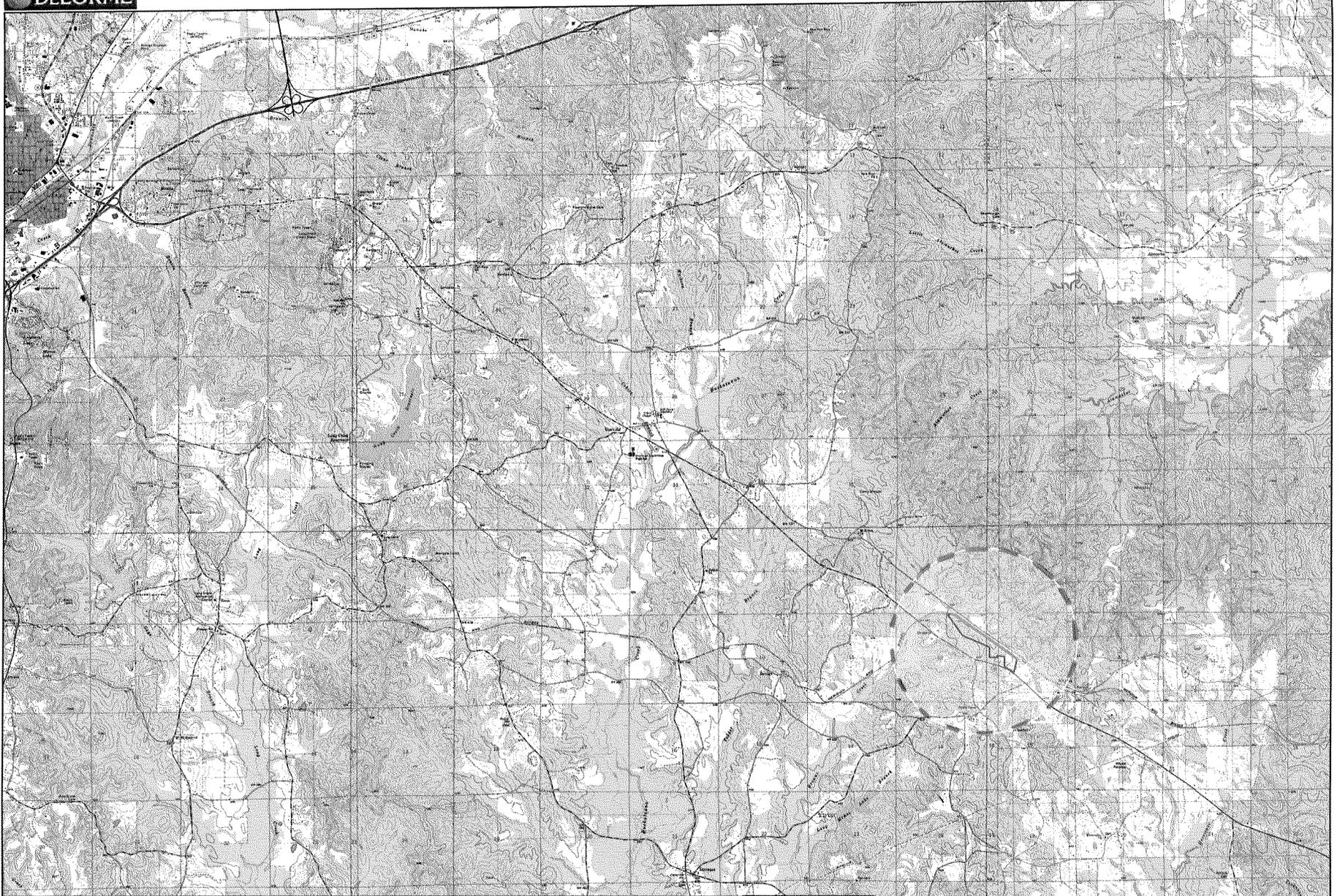
Comments should be received no later than 30 days from the date of this Public notice.

If you have any questions concerning this publication, you may contact the project manager via e-mail at Mr. Nicholas Baggett at nicholas.s.baggett@usace.army.mil or telephone number 662-327-2142(Ext 288). Please refer to the above Public Notice number.

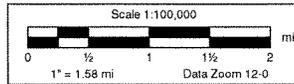
For additional information about our Regulatory Program, please visit our web site at www.sam.usace.army.mil/RD/reg, and please take a moment to complete our customer satisfaction survey while you're there. Your responses are appreciated and will allow us to improve our services.

Encls

MOBILE DISTRICT
U.S. Army Corps of Engineers



Mississippi Rail Car
Lauderdale County, Mississippi
General Location Map

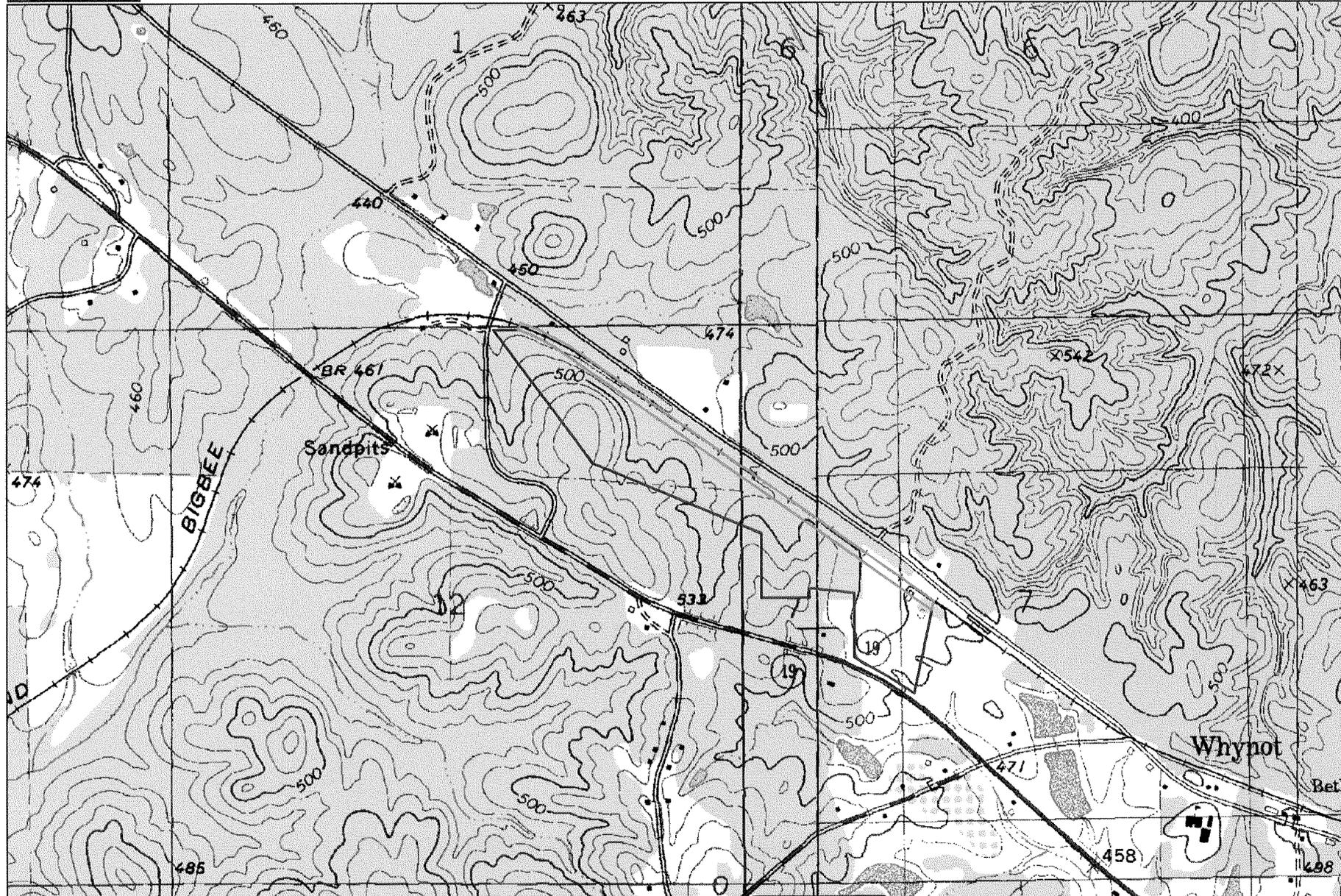


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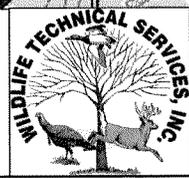
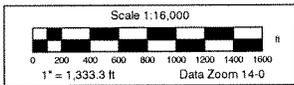
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Mississippi Rail Car
 Lauderdale County, Mississippi
 Site Location Map

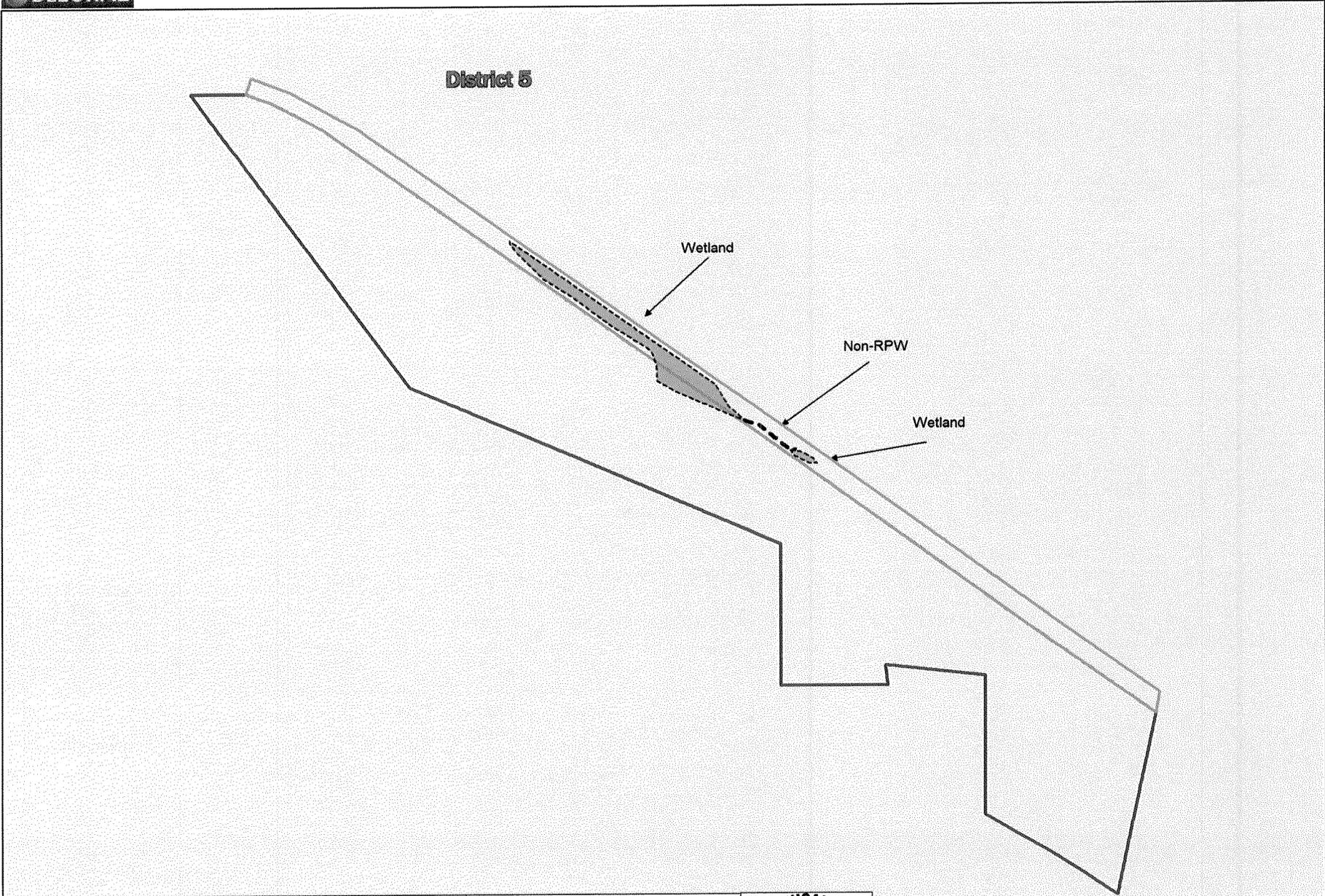


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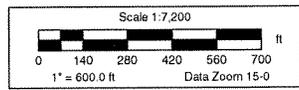
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Mississippi Rail Car
Lauderdale County, Mississippi
Wetland Location Map

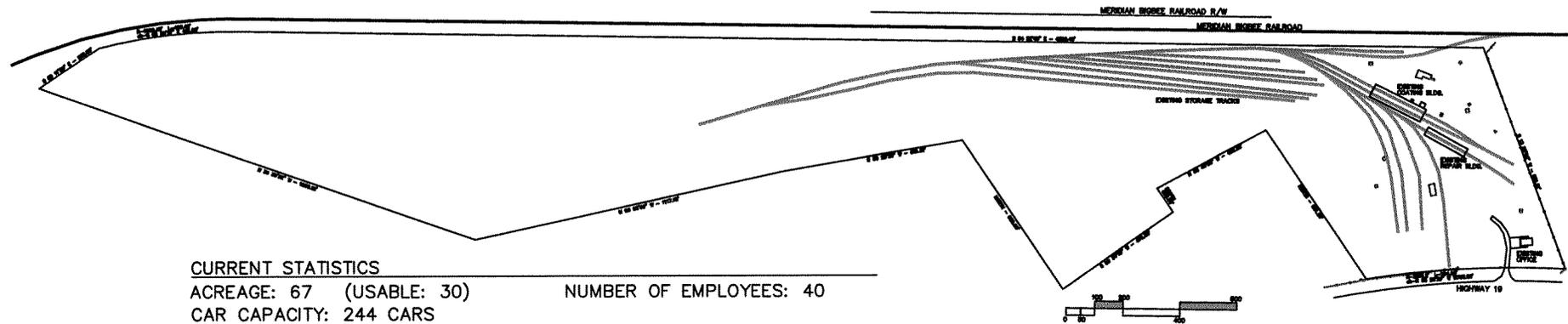


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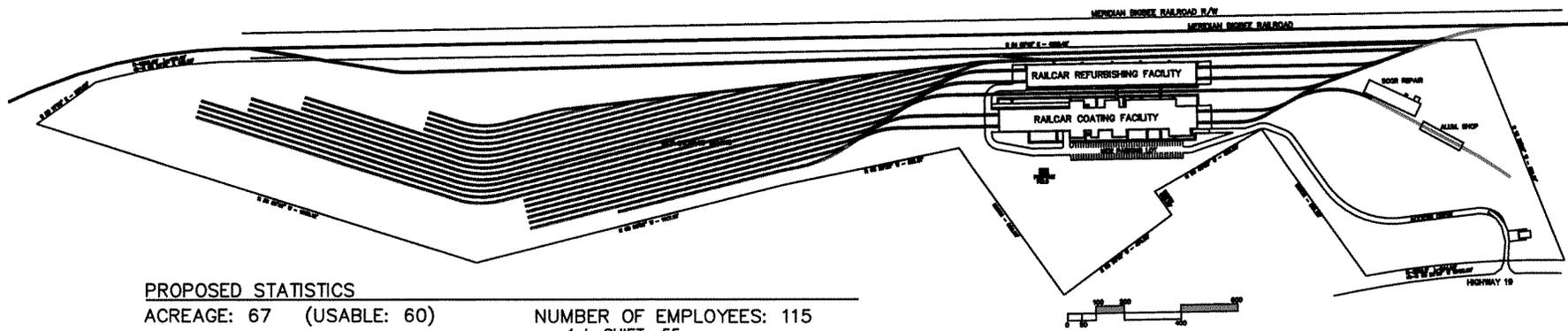




CURRENT STATISTICS

ACREAGE: 67 (USABLE: 30) NUMBER OF EMPLOYEES: 40
 CAR CAPACITY: 244 CARS
 TRACK LENGTH: 14,693 L.F.
 WORK AREA UNDER ROOF: 15,576 S.F.

EXISTING SITE PLAN



PROPOSED STATISTICS

ACREAGE: 67 (USABLE: 60) NUMBER OF EMPLOYEES: 115
 CAR CAPACITY: 984 CARS 1st. SHIFT 55
 TRACK LENGTH: 59,076 L.F. 2nd. SHIFT 40
 3rd. SHIFT 20
 WORK AREA UNDER ROOF: 132,232 S.F. INCREASE OF 75 EMPLOYEES

PROPOSED SITE PLAN

CAR REPAIR FACILITY
MISSISSIPPI RAILCAR
 MERIDIAN MISSISSIPPI

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