



REPLY TO
ATTENTION OF:

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

CESAM-RD-C
PUBLIC NOTICE NO. SAM-2008-1109-JEB

NOVEMBER 13, 2008

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

**CONSTRUCT A PUBLIC ACCESS BOATRAMP AND BOAT LAUNCHING
FACILITY BY EXCAVATING 0.23 ACRES OF HARDWOOD WETLANDS
ALONG HASTIE LAKE, A TRIBUTARY OF THE TENSAW RIVER,
STOCKTON, BALDWIN COUNTY, ALABAMA**

TO WHOM IT MAY CONCERN:

This District has received an application for a Department of the Army permit pursuant to Section 10 of the River and Harbor Act of 1899 (33 USC 403), and Section 404 of the Clean Water Act (33 USC 1344). Please communicate this information to interested parties.

APPLICANT/AGENT: Baldwin County Commission
Attention: Mr. Frank Burt, Chairman
312 Courthouse Square, Ste 18
Bay Minette, Alabama 36507

LOCATION OF WORK: Hastie Lake, Section 42, Township 1 South, Range 2 East, 30.963°N/ -87.876° W, Stockton, Baldwin County, Alabama.

WATERWAY: Hastie Lake, Section 42, Township 1 South, Range 2 East, 30.963°N/ -87.876° W, Stockton, Baldwin County, Alabama.

PROPOSED WORK: The applicant requests authorization to mechanically dredge 10,200 square feet (3,400 cubic yards) of hardwood, flood plain wetlands for the purpose of creating a public access boat ramp and boat launching facility associated with the planned Bi-Centennial Park near Stockton, Alabama. A 6 foot wide by 170 foot long wooden retaining wall will be constructed along each side of the dredged area. The retaining walls will be capped by wooden walkways measuring 6 feet wide by 170 feet long. Additionally, a concrete boat ramp measuring

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40 feet long by 60 feet wide will be constructed in adjacent uplands to access the dredged area. The ramp will include a 48 foot long by 5 foot wide access dock. All dredge spoil material will be removed from the site and taken to an upland location.

The applicant has stated the following concerning avoidance and minimization to Waters of the United States: " Due to the nature of the proposed activity, wetland avoidance on this property is impossible. However, the initial site plans for the boat ramp proposed to impact twice as many wetlands as the current site plan. The current site plan is the smallest boat ramp that could be used and still meet the minimal requirements for a public boat launch facility." The Corps has not verified the adequacy of the applicants avoidance and minimization statement at this time.

The applicant has stated the following concerning mitigation for unavoidable impacts to Waters of the United States: " In order to mitigate the loss of the above referenced wetlands, the Baldwin County Commission has entered into a tentative agreement with the Weeks Bay Mitigation Bank to purchase 0.5 wetland credits. The number of credits was calculated as follows: 0.23 acres of impacted wetlands x 4 to 1 ratio (0.91 WRAP score = 0.92 credits. The signed contract will be forwarded to the Corps upon acceptance of this mitigation plan." The Corps has not verified the adequacy of this mitigation proposal at this time.

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 (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 utilization 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.

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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.

The National Register of Historic Places will be consulted for properties listed in or eligible for the National Register which are known to exist and would be affected by the proposed work. Additional notification will be furnished to the State Historic Preservation Officer via this Public Notice. This review constitutes the full extent of cultural resources investigations unless comment to this notice is received documenting that significant sites or properties exist which may be affected by this work, or that adequately documents that a potential exists for the location of significant sites or properties within the permit area. Copies of this notice are being sent to the U.S. Department of the Interior, National Park Service, Division of Archeological Services.

Preliminary review of this application and the U.S. Department of the Interior List of Endangered and Threatened Wildlife and Plants indicates that listed endangered and threatened species or their critical habitat may occur within the project area. Notification to the United States Fish and Wildlife Service will be furnished via this Public Notice.

Correspondence concerning this Public Notice should refer to Public Notice Number **SAM-2008-1109-JEB** and should be directed to the District Commander, U.S. Army Engineer District, Mobile, Post Office Box 2288, Mobile, Alabama 36628-0001, Attention: Regulatory Division, with a copy to the Alabama Department of Environmental Management, 4171 Commanders Drive, Mobile, Alabama 36615, (If not in coastal zone: Post Office Box 301463, Montgomery, Alabama 36130-1463). Comments should be received no later than 30 days from the date of this Public Notice.

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If you have any questions concerning this publication, you may contact this office, **Mr. Eric Buckelew**, telephone number **251-690-3184**, e-mail **james.e.buckelew@usace.army.mil**. 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 Engineers

Enclosures

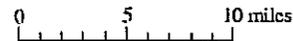
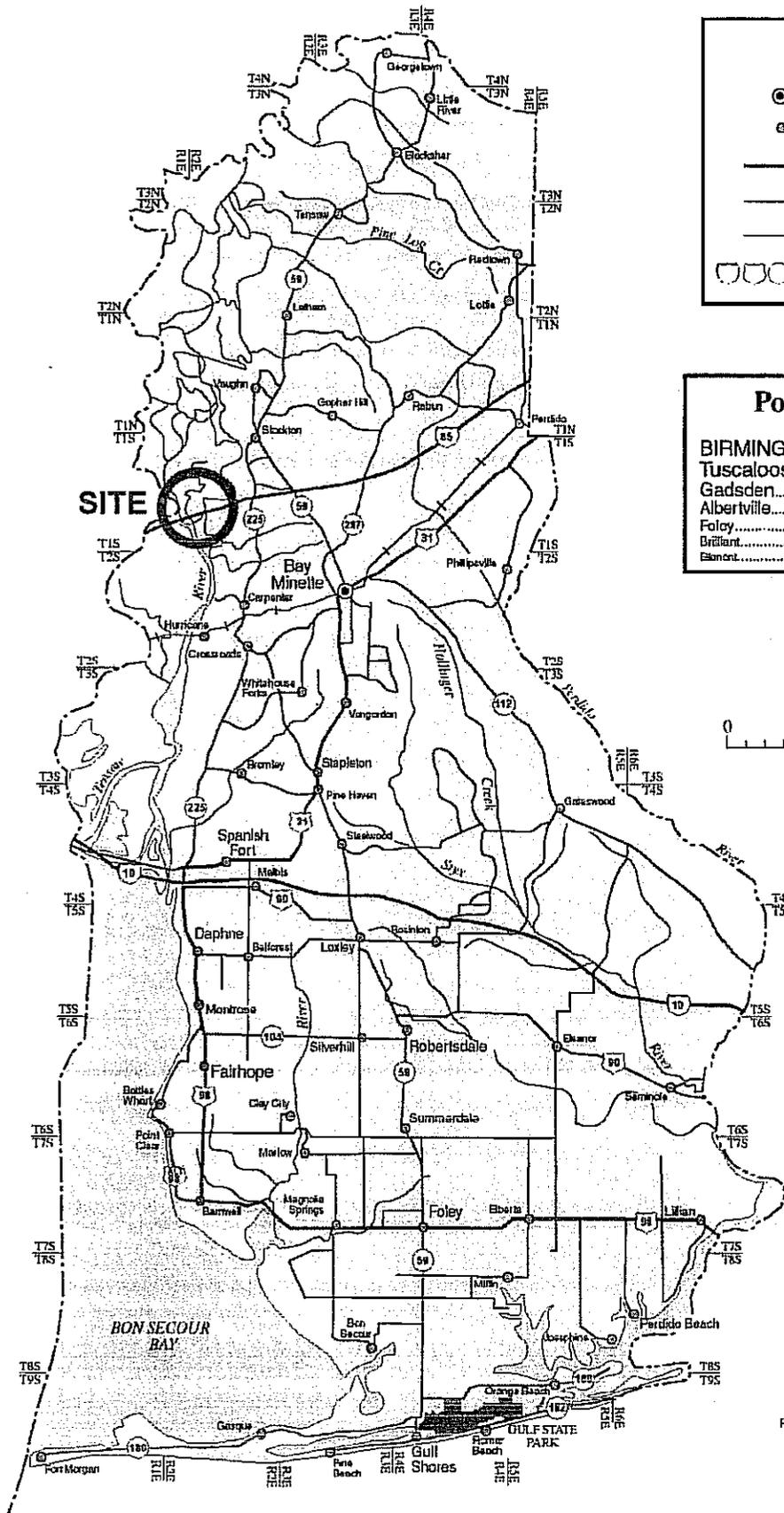
BALDWIN COUNTY

Legend

- County seat
- City, town or village
- Primary highway
- Secondary highway
- Other principal roads
- □ □ Route marker: Interstate, U.S.; State

Population Key

BIRMINGHAM100,000 to 500,000
Tuscaloosa50,000 to 100,000
Gadsden25,000 to 50,000
Albertville5,000 to 25,000
Foley1,000 to 5,000
Brantley500 to 1,000
Elementup to 500



Produced by the Dept. of Geography
College of Arts and Sciences
The University of Alabama

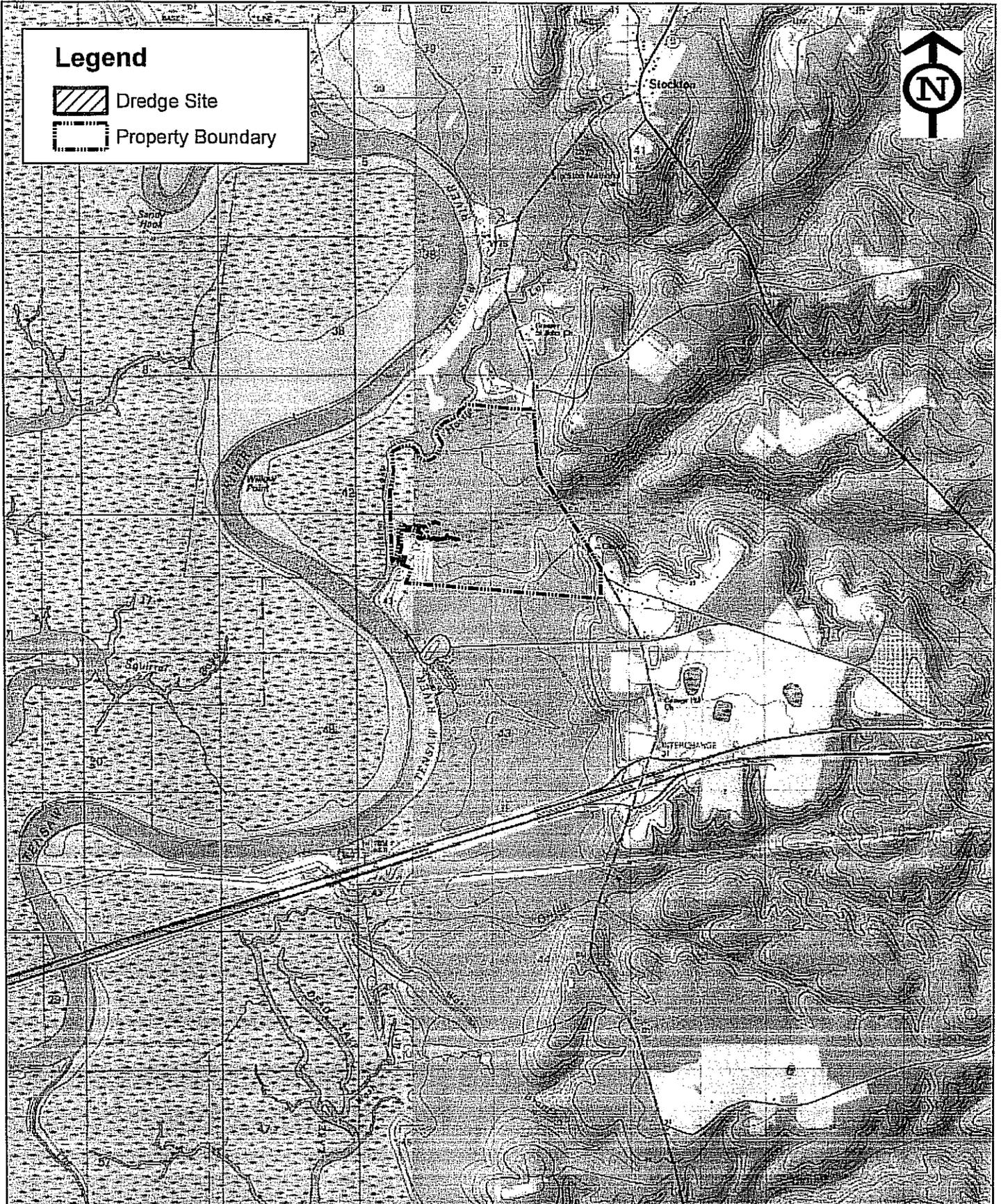
Baldwin County Commission
Bi-Centennial Park
-87.876, 30.963

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Bi-Centennial Park USGS Quad

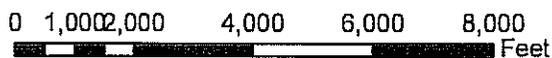


Legend

-  Dredge Site
-  Property Boundary



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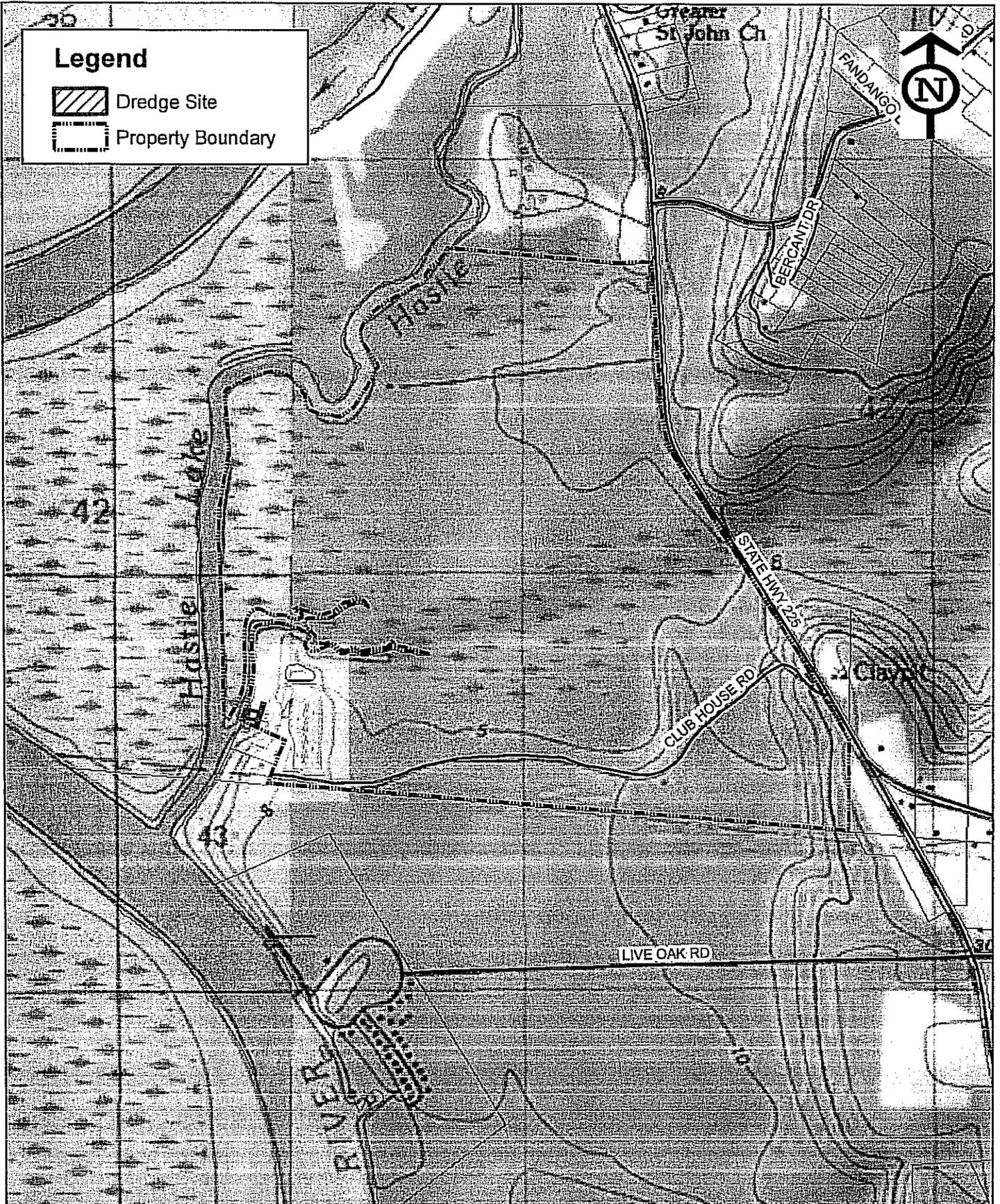


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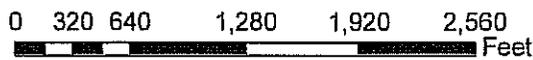
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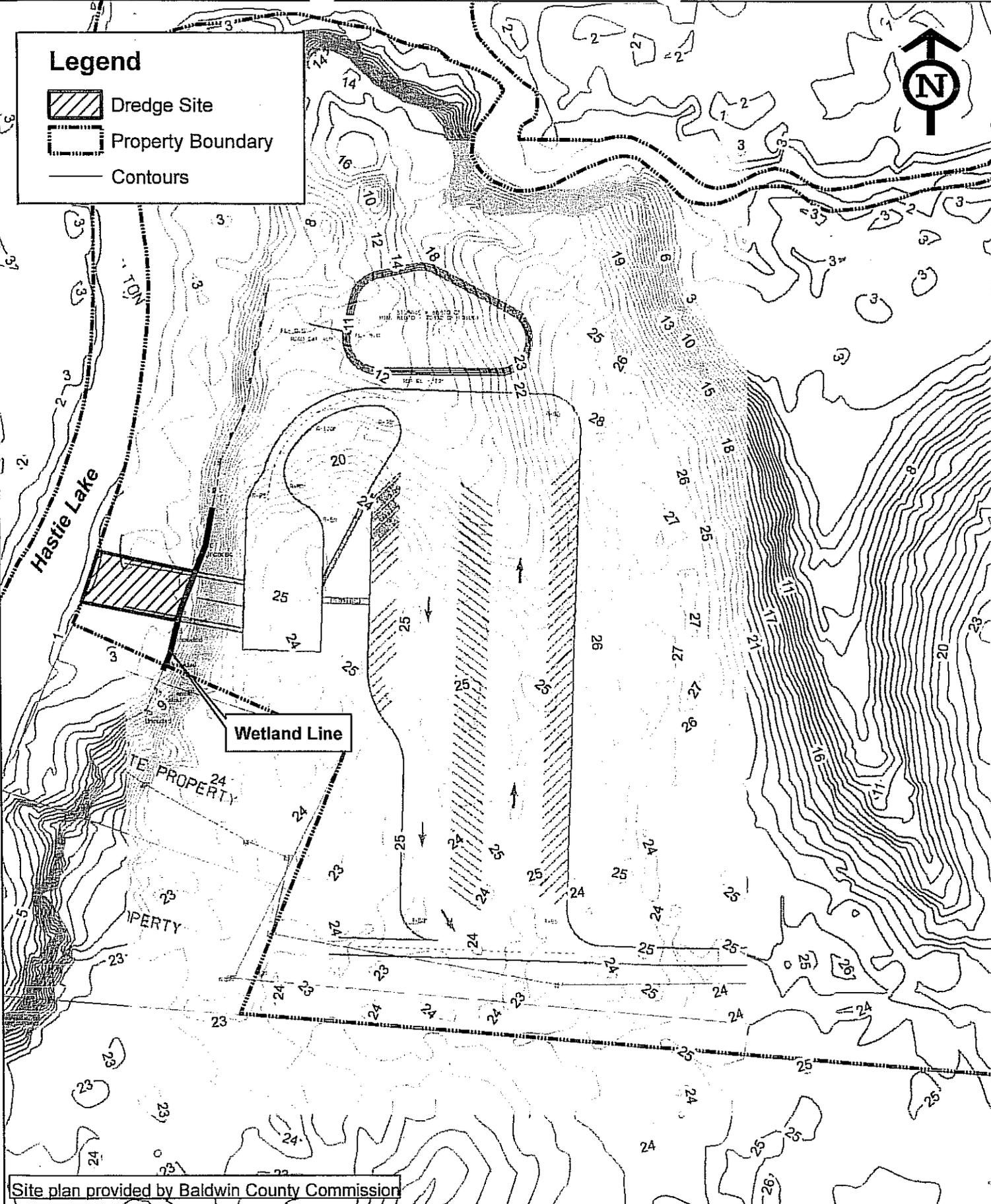
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Bi-Centennial Park Site Plan

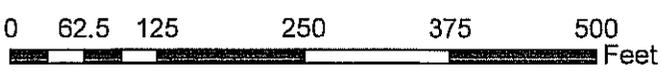
Legend

-  Dredge Site
-  Property Boundary
-  Contours



Site plan provided by Baldwin County Commission

Baldwin County Commission
Bi-Centennial Park
-87.876, 30.963



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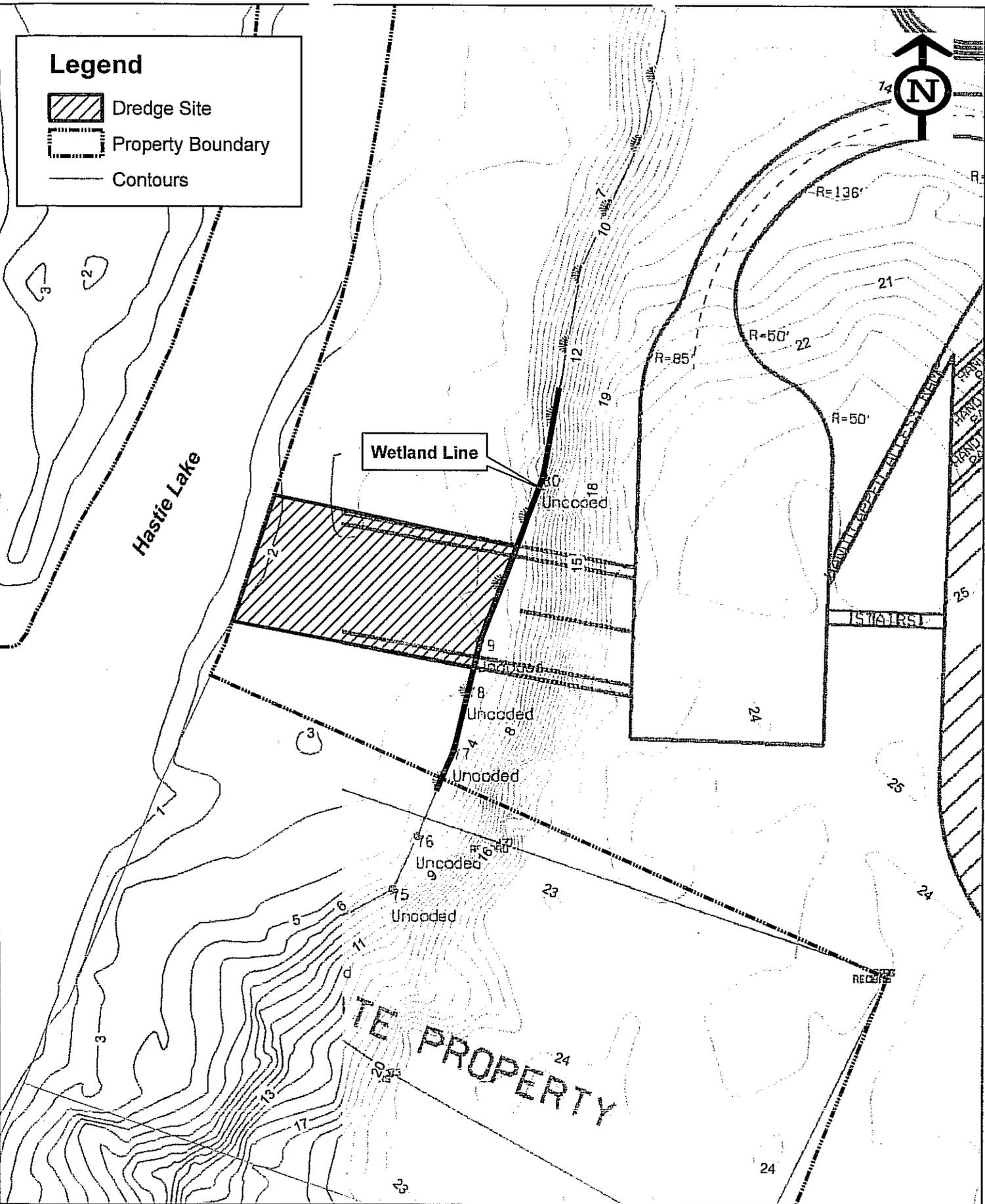
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Bi-Centennial Park Site Plan

Legend

-  Dredge Site
-  Property Boundary
-  Contours



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Bi-Centennial Park Site Plan

Legend

-  Alternate Site
-  Dredge Site
-  Property Boundary

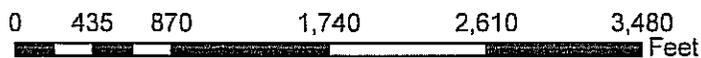


Alternate Site 2

Alternate Site 1

Site plan provided by Baldwin County Commission

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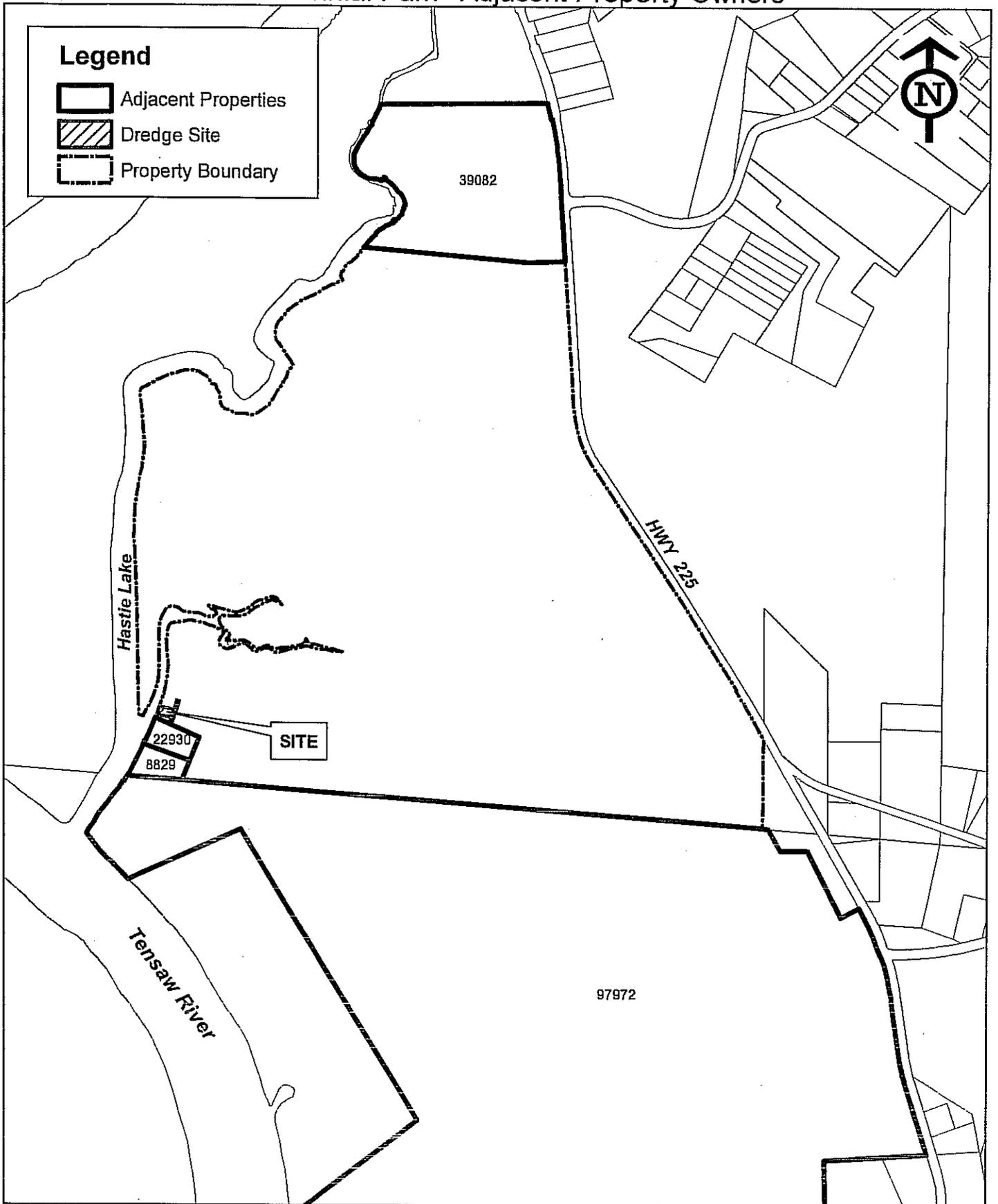


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Bi-Centennial Park - Adjacent Property Owners



Baldwin County Commission
Bi-Centennial Park
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0 325 650 1,300 1,950 2,600 Feet

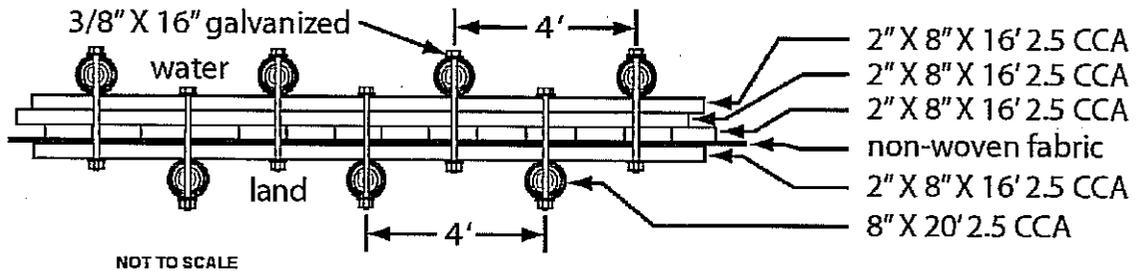
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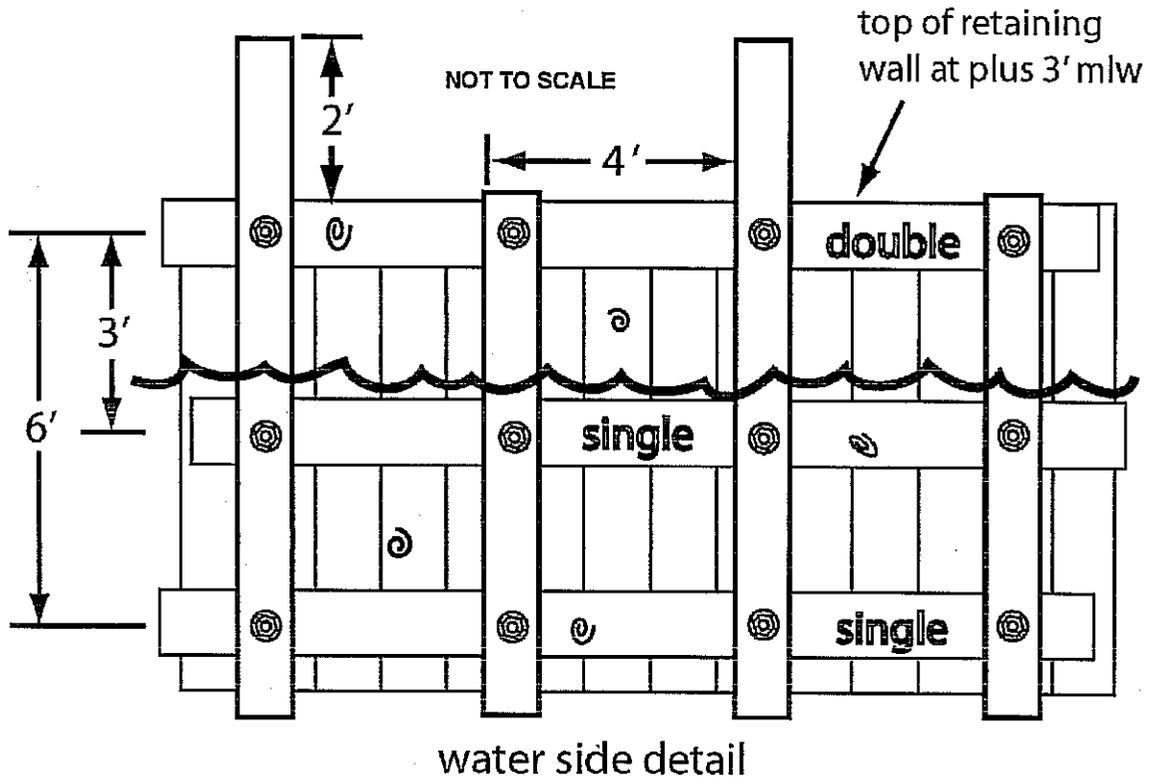
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Bi-Centennial Park - Details

Retaining Wall Detail



retaining wall detail - TOP VIEW



water side detail

All strict

Details Provided by M & N of Alabama, LLC

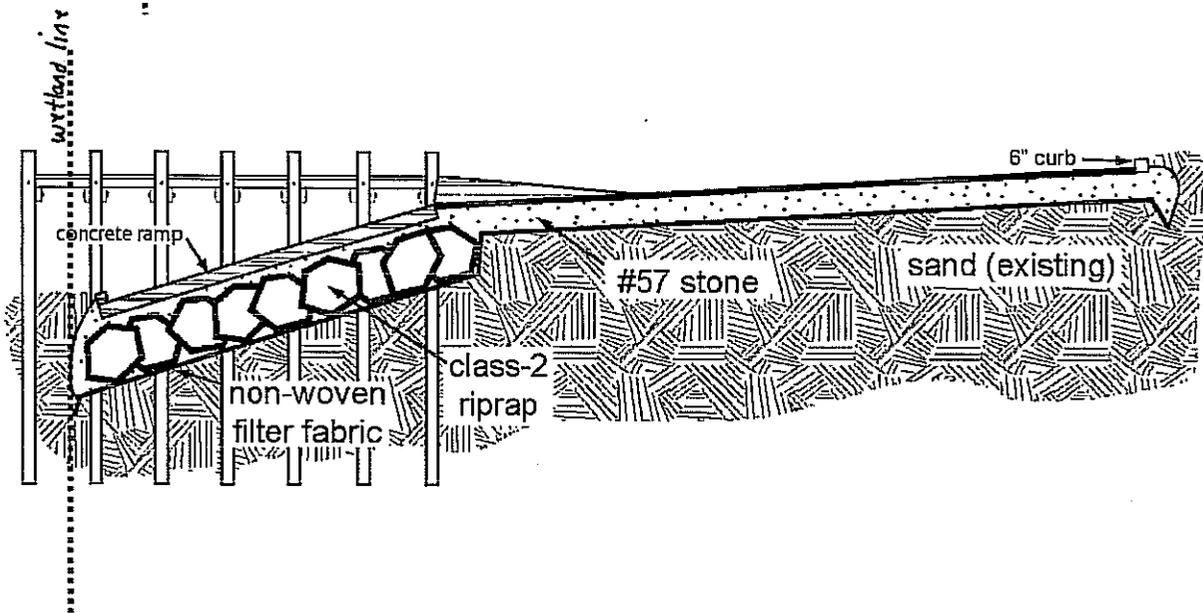
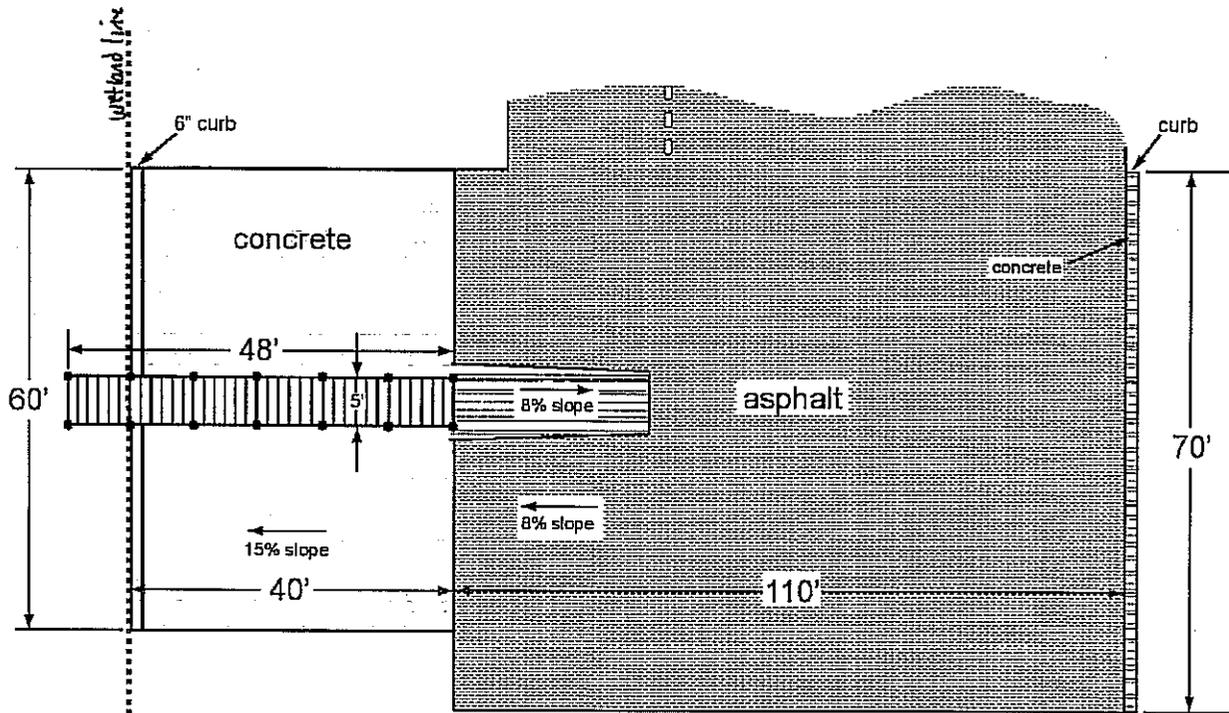
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Bi-Centennial Park - Details Ramp Plan and Profile



All structural details within wetlands provided by M & N of Alabama, LLC

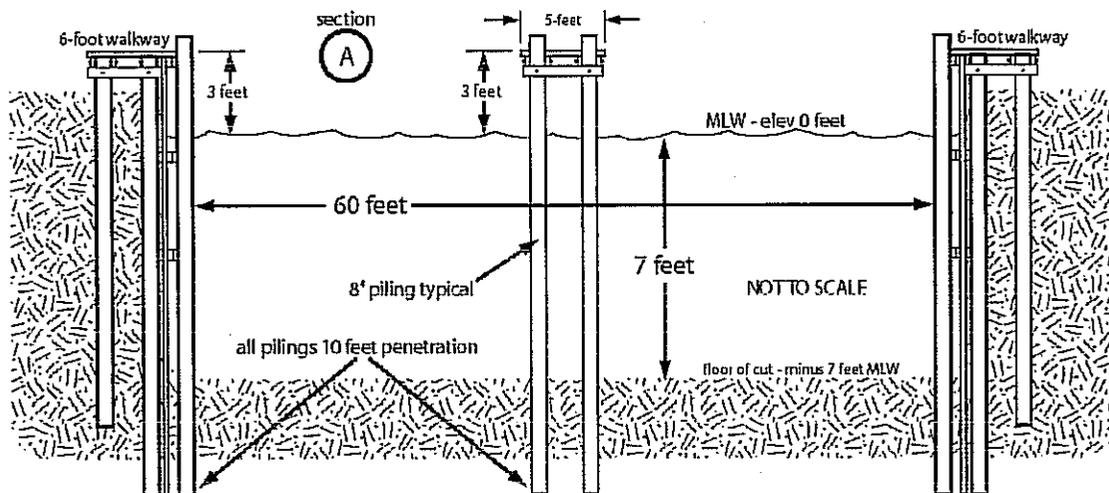
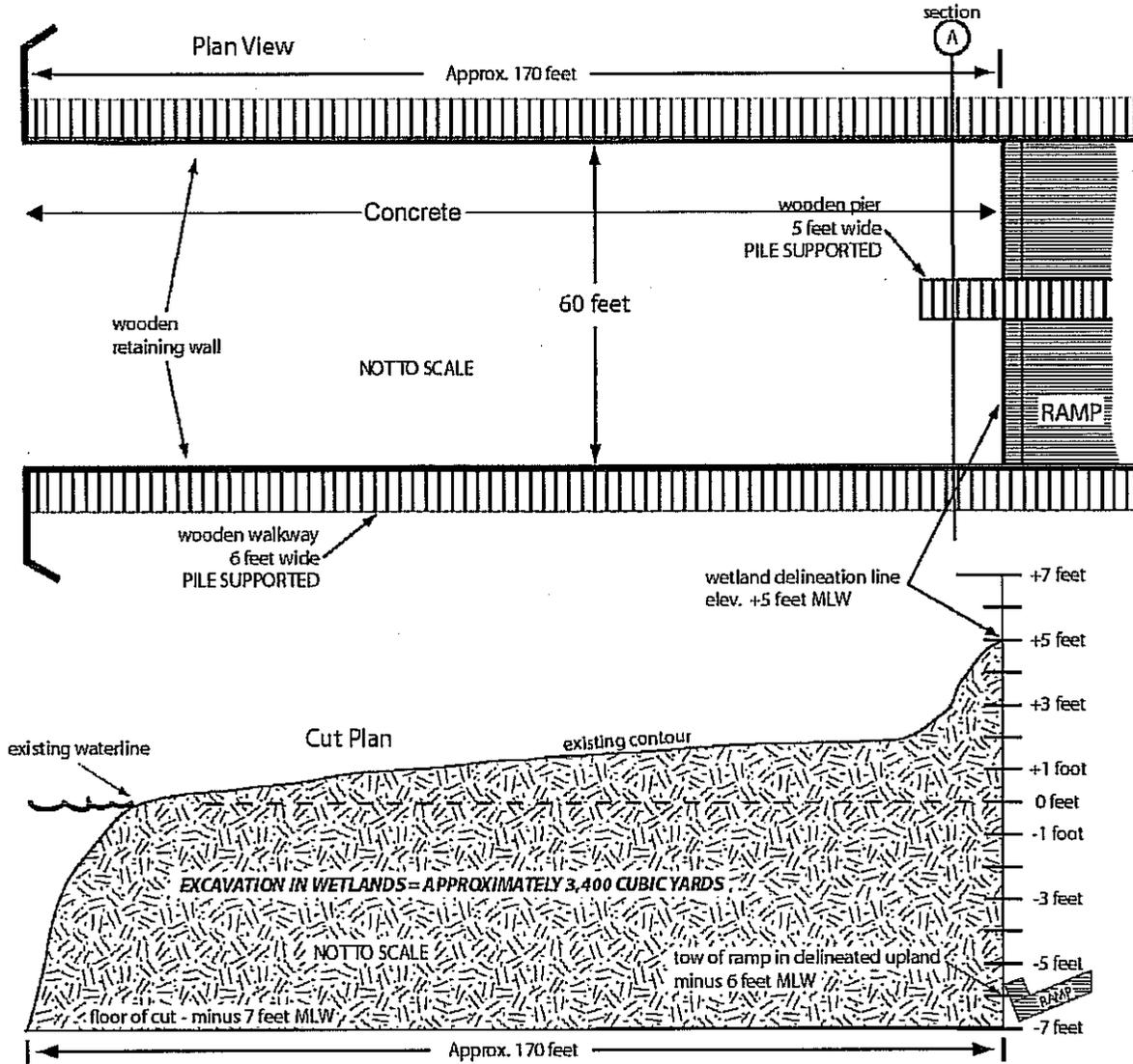
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Bi-Centennial Park - Ramp Details



All structural details within wetlands provided by M & N of Alabama, LLC