



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

CESAM-RD-C
PUBLIC NOTICE NO. SAM-2008-489-TMZ

DATE: 3 June 2008

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

PROPOSED FILLING OF WETLANDS ADJACENT TO PINTO PASS, MOBILE COUNTY,
ALABAMA

AUSTAL, USA

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: Austal, USA
Attention: Mr. Joseph Rella
P. O. Box 1049
Mobile, Alabama 36633

WATERWAY: Pinto Pass, east of Addsko Road, near Mobile, Mobile County, Alabama; Section 00, Township 4 South, Range 1 West (N 30.6871618; W -88.0269461)

WORK: The applicant proposes to discharge fill material into approximately 1.8 acres of jurisdictional wetlands for the purpose of constructing a 700,000-square foot Modular Manufacturing Facility (MMF). The MMF will be an integral part of Austal's naval shipbuilding program. In the MMF, Austal will build ship modules, which will each measure roughly 50-feet-wide, 40-feet-high and 120-feet-long. After fabrication at the MMF, these units will be transported to Austal's waterfront ship assembly building on the Mobile River; it will not be feasible to locate the MMF any significant distance from the river because of the difficulty of using public roads to move the modules (the roads must be closed during module transport).

The property proposed as the site for the MMF is a 104-acre long-abandoned dredge spoil disposal area adjacent to Pinto Pass, a Section 10 traditionally navigable waterway. Forested wetlands occurring within the disposal site are dominated by exotic invasive species (primarily popcorn tree, *Sapium sebiferum*) and are of very low quality (WRAP score 0.27). Approximately 16 acres of similar low quality wetlands will be avoided. The wetland area proposed for fill impacts is centrally located on the west side of the site near Addsko Road, and cannot be practicably avoided. Mitigation for the loss of 1.8 acres of low quality wetlands will consist of purchasing the appropriate number of mitigation credits from a Corps-approved mitigation bank.

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.

The applicant has applied for state water quality (WQ) certification in accordance with Section 401(a)(1) of the Clean Water Act, and for coastal zone (CZ) consistency in accordance with the State Coastal Zone Management Program. Upon completion of the required advertising and public comment review, a determination relative to WQ certification and CZ consistency will be made by the Alabama Department of Environmental Management.

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.

Correspondence concerning this Public Notice should refer to Public Notice Number SAM-2008-489-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 15 **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 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, 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



BARRY A. VITTOR & ASSOCIATES, INC.
 Environmental Research and Consulting

LEGEND	
	Property (±102.5 ac)
	Wetlands (±16.7 ac)
	Spoil Site Berm (±2.7 ac)
	Spoil Site (±4.9 ac)

Location: S 01° 15' 00" W, US, R1W, Mobile County, Alabama
 Base Map: Mobile, AL
 USGS 7.5 minute Quadrangle

Latitude: N 30° 41' 15.05"
 Longitude: W 88° 01' 40.63"
 November 16, 2007

Vicinity map for Austal Marine.

THESE PLANS ARE FOR PERMITTING PURPOSES ONLY AND ARE NOT FOR CONSTRUCTION.

- NOTES**
1. ALL WORK SHALL BE IN ACCORDANCE WITH THE DISPLAY DRAWING, MOBILE, ALABAMA.
 2. THE CONTRACTOR SHALL BE RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS FROM THE LOCAL AUTHORITIES.
 3. THE CONTRACTOR SHALL BE RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS FROM THE LOCAL AUTHORITIES.

GENERAL NOTES

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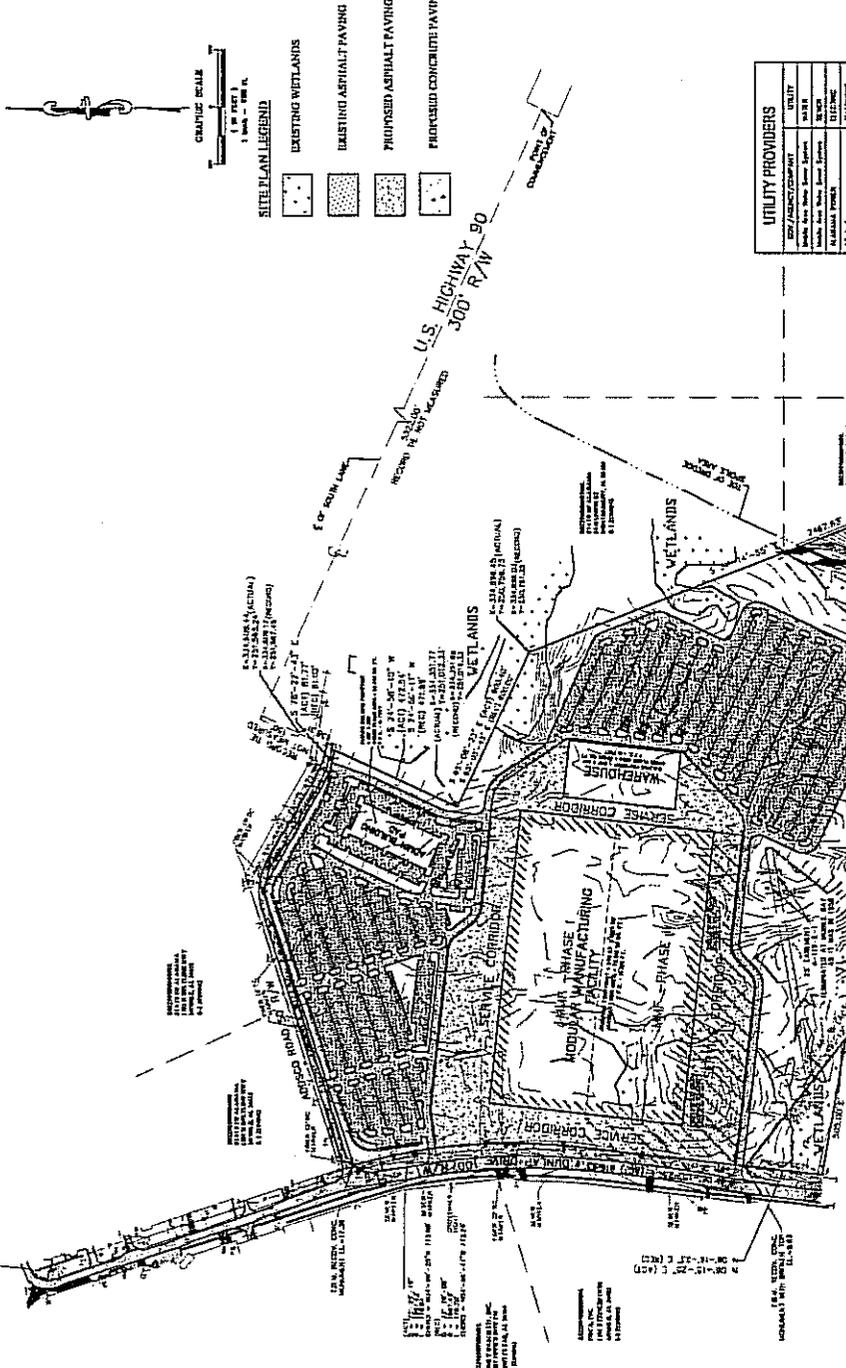


BOUNDARY AND TOPOGRAPHIC SURVEY PROVIDED BY:
HOME SURVEYING AND ENGINEERING COMPANY, INC.

TOPOGRAPHIC SURVEY

PART OF LOT 2
PREVIOUS TO
BIARELY ISLAND
ALABAMA, USA, LLC.
HOME SURVEYING AND ENGINEERING COMPANY, INC.

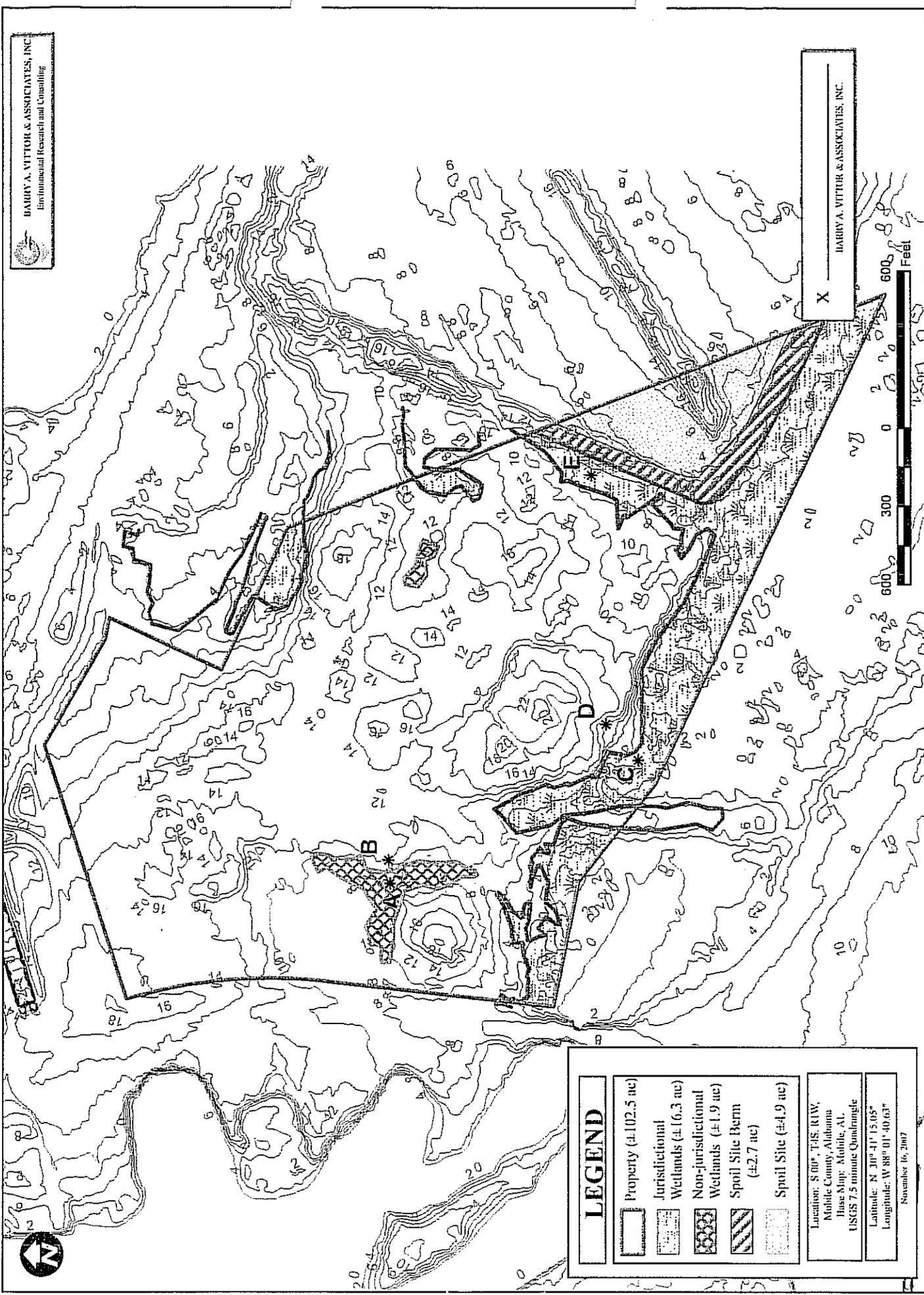
DATE: 01/11/2024
SCALE: 1"=400'
PROJECT NO.: 24-001



SITE DATA TABLE

ITEM	QUANTITY	UNIT
CONCRETE PAVING	12,500	SQ. YD.
ASPHALT PAVING	15,000	SQ. YD.
EXISTING ASPHALT PAVING	10,000	SQ. YD.
PROPOSED ASPHALT PAVING	15,000	SQ. YD.
PROPOSED CONCRETE PAVING	12,500	SQ. YD.
TOTAL PROPOSED PAVING	40,000	SQ. YD.

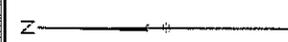
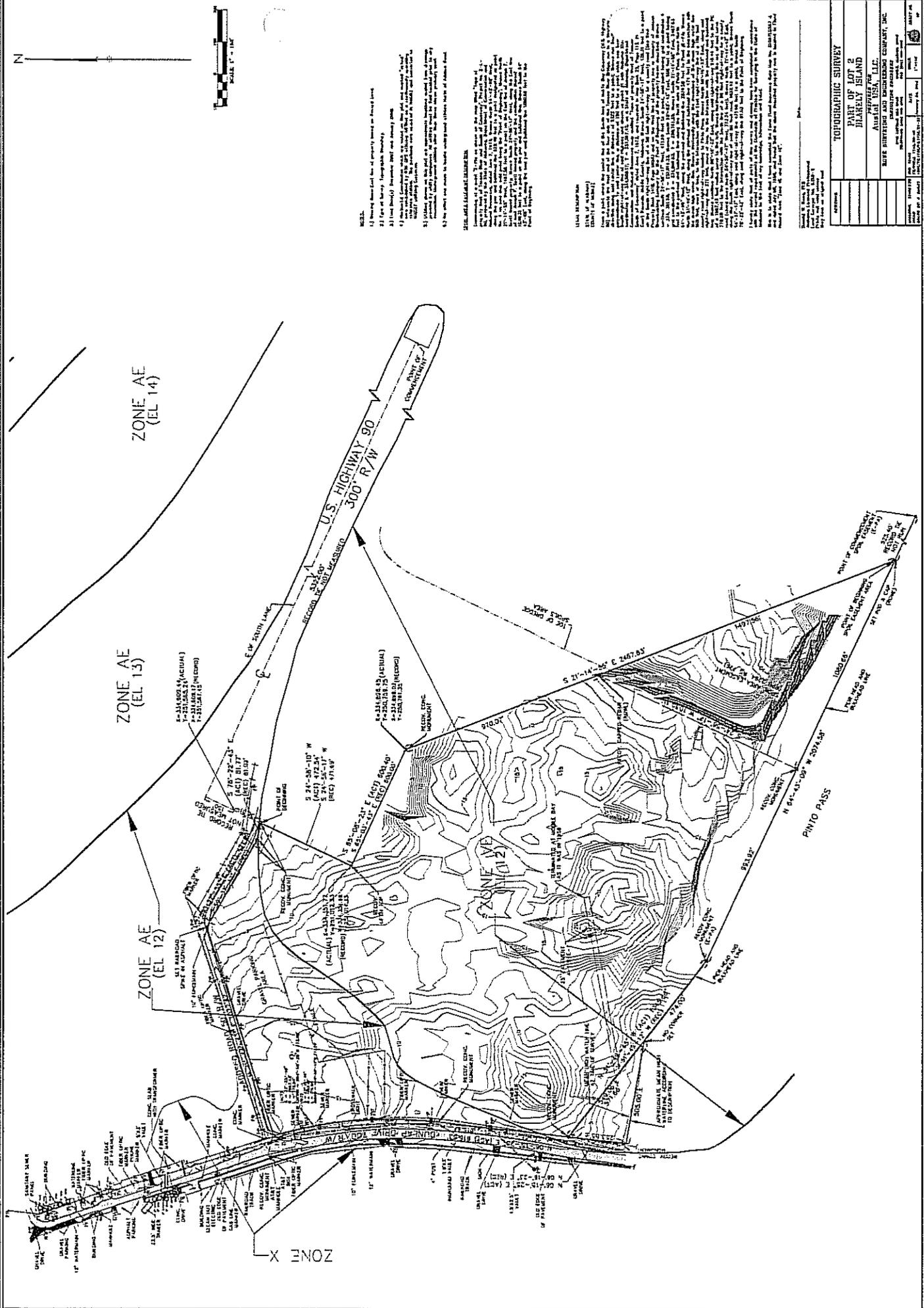




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 BARRY A. VITTOR & ASSOCIATES, INC.

LEGEND	
	Property (±102.5 ac)
	Jurisdictional Wetlands (±6.3 ac)
	Non-jurisdictional Wetlands (±1.9 ac)
	Spoil Site Berm (±2.7 ac)
	Spoil Site (±4.9 ac)
Location: S 00° T15S R1W, Mobile County, Alabama Base Map: Mobile, AL USGS 7.5 minute Quadrangle	
Latitude: N 30° 41' 15.05" Longitude: W 88° 01' 40.63"	
November 16, 2007	

Positions of wetland flags were fixed using GPS accurate to +/- 3 meters. Wetland boundaries have not been verified by the U.S. Army Corps of Engineers. Property boundaries are approximate.



- NOTES:**
- 1) Showing Zone AE (EL 12) as of property owned on Survey of 1987.
 - 2) See also Survey of 1987, Topographic Boundary.
 - 3) See also Survey of 1987, Boundary of 1987 and Survey of 1987.
 - 4) See also Survey of 1987, Boundary of 1987 and Survey of 1987.
 - 5) All other points on this map are approximate boundaries and should not be used for legal purposes.
 - 6) The owner is advised to obtain independent title insurance before closing.

TELEPHONE INFORMATION:

1. (Area of Survey)
 2. (Area of Survey)
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 9. (Area of Survey)
 10. (Area of Survey)

TOPOGRAPHIC SURVEY	
PART OF LOT 2	
BIANKEY ISLAND	
AUSTIN, TEXAS, U.S.A.	
BUREAU OF SURVEYING AND MAPPING COMPANY, INC.	
DATE OF SURVEY	1987
DATE OF PLOTTING	1987
DATE OF PRINTING	1987
SCALE	AS SHOWN
PROJECT NO.	1987-01
PROJECT NAME	TOPOGRAPHIC SURVEY
PROJECT LOCATION	BIANKEY ISLAND
PROJECT OWNER	AUSTIN, TEXAS, U.S.A.
PROJECT ENGINEER	BUREAU OF SURVEYING AND MAPPING COMPANY, INC.
PROJECT SURVEYOR	BUREAU OF SURVEYING AND MAPPING COMPANY, INC.
PROJECT CHECKER	BUREAU OF SURVEYING AND MAPPING COMPANY, INC.
PROJECT APPROVER	BUREAU OF SURVEYING AND MAPPING COMPANY, INC.