



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

CESAM-RD-C
PUBLIC NOTICE NO. SAM 2008-0680-HEH

27 June 2008

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

PROPOSED BULKHEAD CONSTRUCTION, MAINTENANCE DREDGING
AND LAND RECLAMATION IN
BAYOU ST. JOHN, 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: Ms. Caroline Lamberth
34270 Steelwood Drive
Loxley, AL 36551

AGENT: Sims Enterprises, Inc.
P. O. Box 2532
Gulf Shores, AL 36547

LOCATION: The project is located in waters of Bayou St. John fronting 30321 Ono Boulevard, Ono Island, Orange Beach (near Latitude 30.285203N and Longitude -87.526114W in Section 6, Township 9 South, Range 6 East) Baldwin County, Alabama.

WORK: The applicant proposes to perform the following work:

- (1) Bulkhead: An existing deteriorating wooden seawall would be removed and replaced by 100 linear feet of bulkhead. The bulkhead would have a fabric liner and would be backfilled with dewatered excavated and/or dredged material. The proposed bulkhead alignment would tie into existing bulkheads on the east and west property lines. Approximately 305 square feet (sq. ft.) of water bottoms would be filled. The proposed alignment would eliminate a 19-foot by 20-foot upland area (380 sq. ft). Approximately 65 cubic yards (CY) of material would be excavated from the upland area and the existing wall would be removed. The excavated material would be used to partially backfill the new bulkhead.
- (2) Perform maintenance dredging: Approximately 122 CY of material would be hydraulically dredged from 1,140 sq.ft. of water bottoms to a depth of 6-feet Mean High Tide. This includes: approximately 65 CY from a 420 sq.ft. area on both the east and west sides of an existing structure and approximately 28 CY of material from 300 sq.ft. for an access channel. The material would be de-watered in an upland disposal area on the applicant's property.
- (3) Pier: A 5-foot-wide by 20-foot-long access pier would be constructed from the proposed new bulkhead to an existing pier.

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 indicate 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.

The Mobile District has determined that the proposed action would not adversely impact Essential Fish Habitat or associated fisheries managed by the Gulf of Mexico Fishery Management Council or the National Marine Fisheries Service.

Correspondence concerning this Public Notice should refer to Public Notice Number SAM-2008-0680-HEH 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.

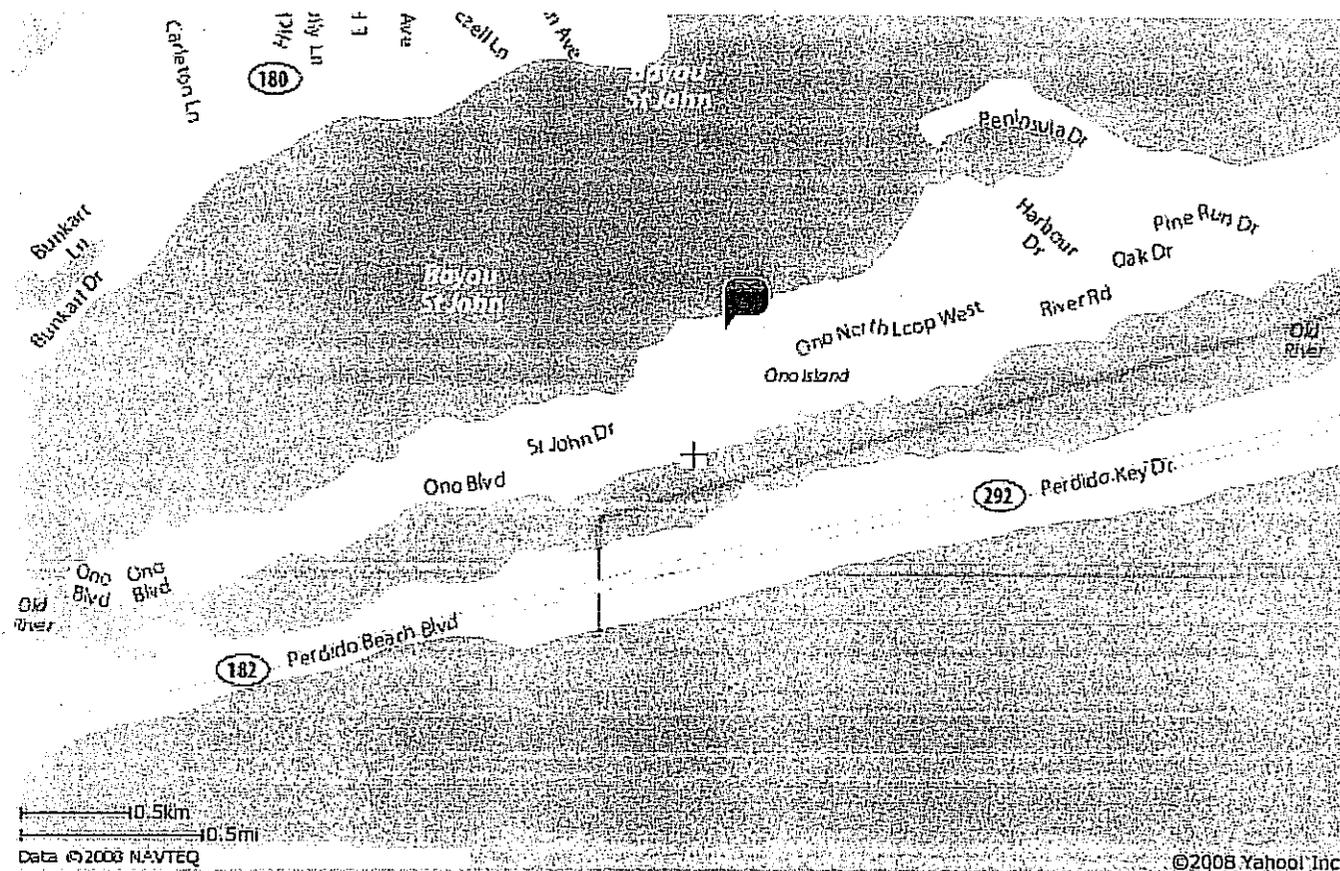
If you have any questions concerning this publication, you may contact the project manager via e-mail at harry.e.halley@usace.army.mil or telephone number (251) 690-3262. Please refer to the above Public Notice number.

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

1. Vicinity Map
2. Plan View: Bulkhead/Upland Excavated Area
3. Cross-Section: Bulkhead
4. Plan View: Dredge Area
5. Cross Section: Dredge Area
6. Plan View: Disposal Area
7. Detail View: Disposal Area
8. Typical Cross Section: Disposal Area



30321 Ono Blvd.

Driving Directions:

182 East to Ono Bridge and go left

Turn right on Ono Blvd + go 1.6 miles.
to 30321 Ono Blvd. House on left.

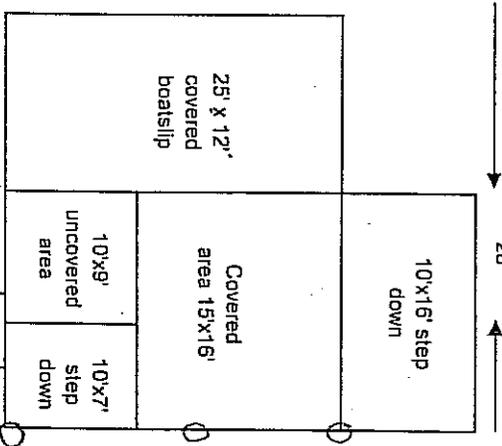
Unit 1 Lot 159
John McMurphy

SCALE
10'

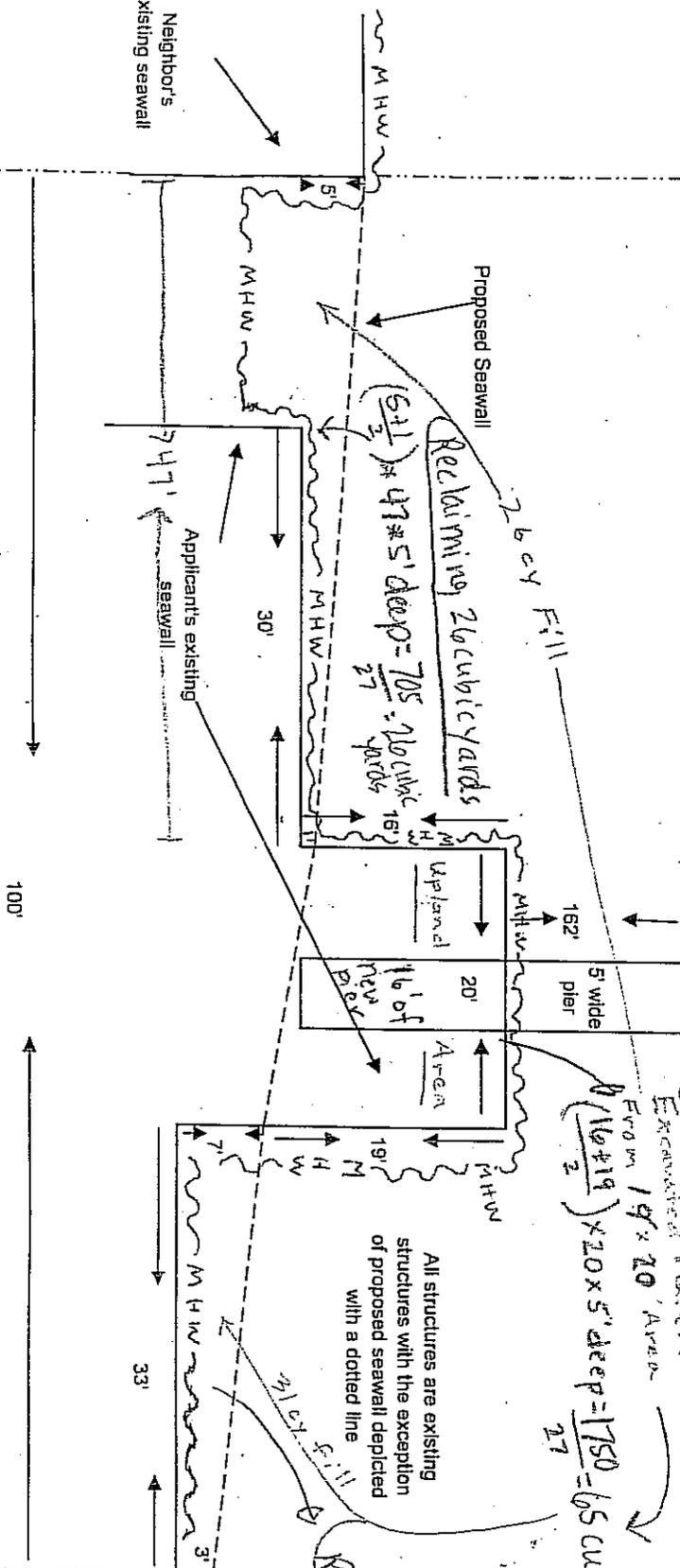
Bayou St. John

Unit 1 Lot 160
Caroline Lamberth
30321 Ono Blvd.
Orange Beach, AL 36561

Unit 1 Lot 161
Therese Greer



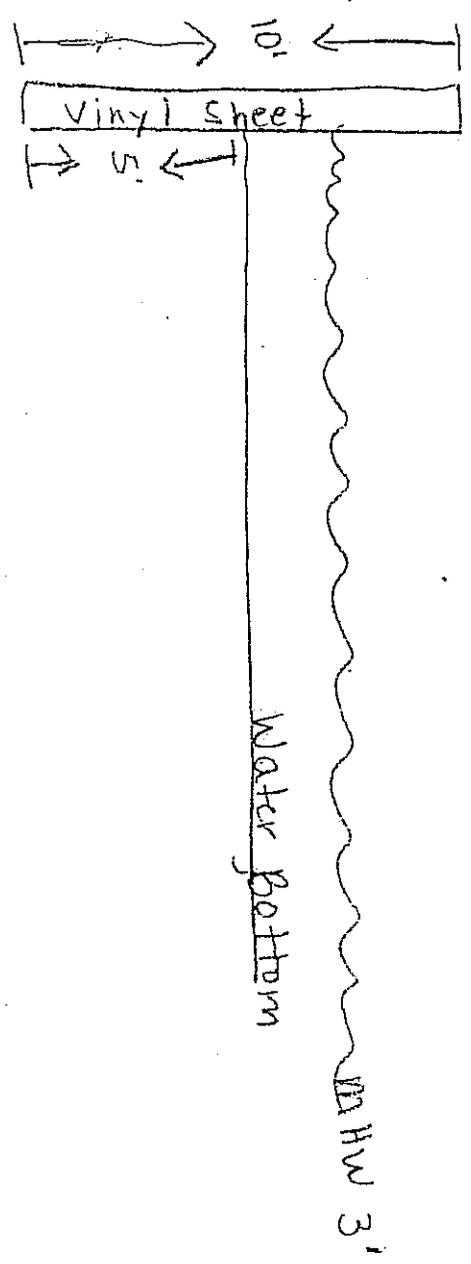
PROPOSED
UPLAND
EXCAVATION
PLAN



1
1

CROSS SECTION
SEAWALL

Unit 1 Lot 160
Caroline Lamberth



Unit 1 Lot 159
McMurphy

SCALE
10'

Bayou St. John

Dredge Area

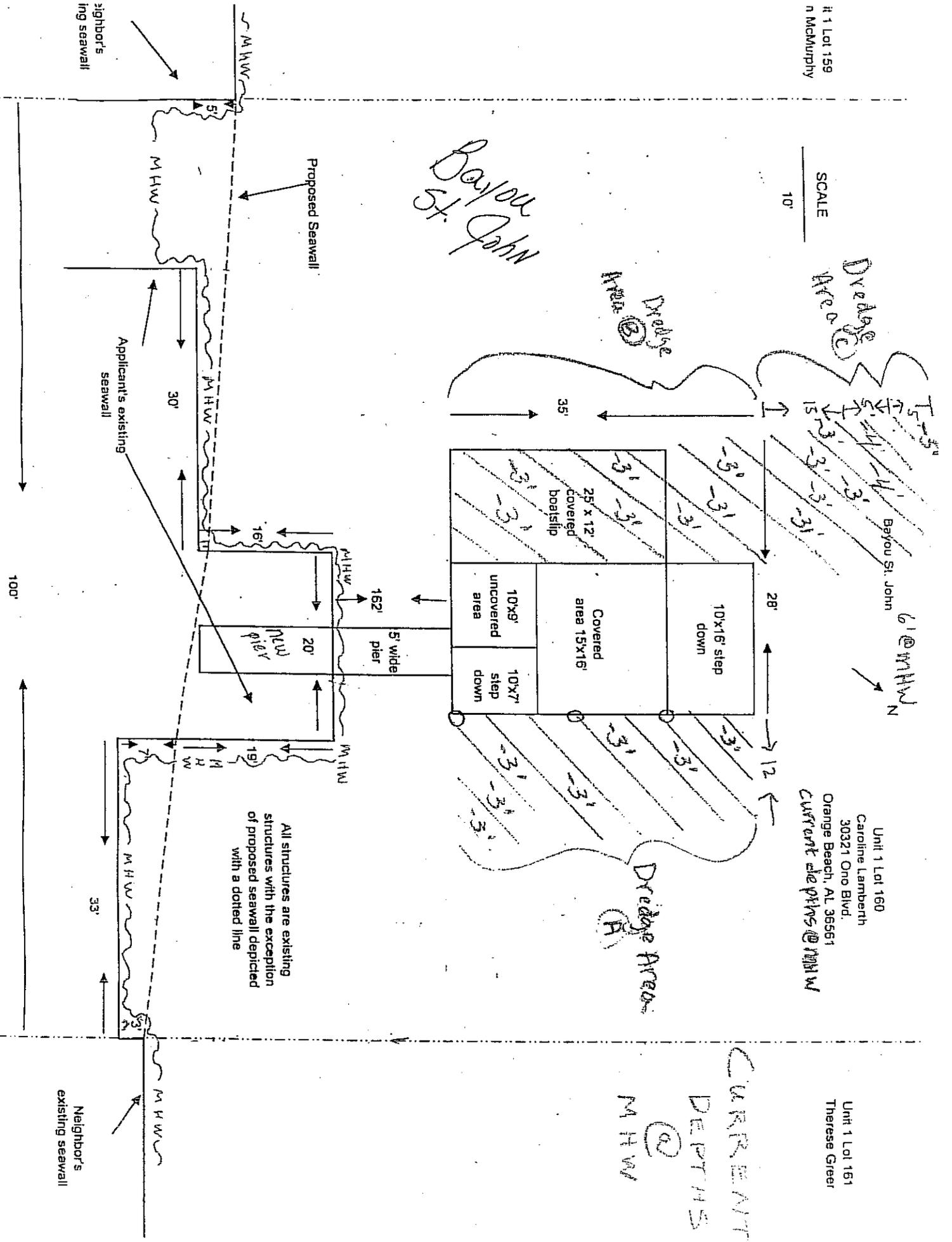
Dredge Area

Unit 1 Lot 160
Caroline Lambeth
30321 Ono Blvd.
Orange Beach, AL 36561
Current die pines @ MHW

Unit 1 Lot 161
Therese Greer

CURRENT DEPTHS

MHW



11 Lot 159
McMurphy

SCALE
10'

Bayou
St. John

Sand
deposited
upland

Dredge
Area
2.8 CY
300 #

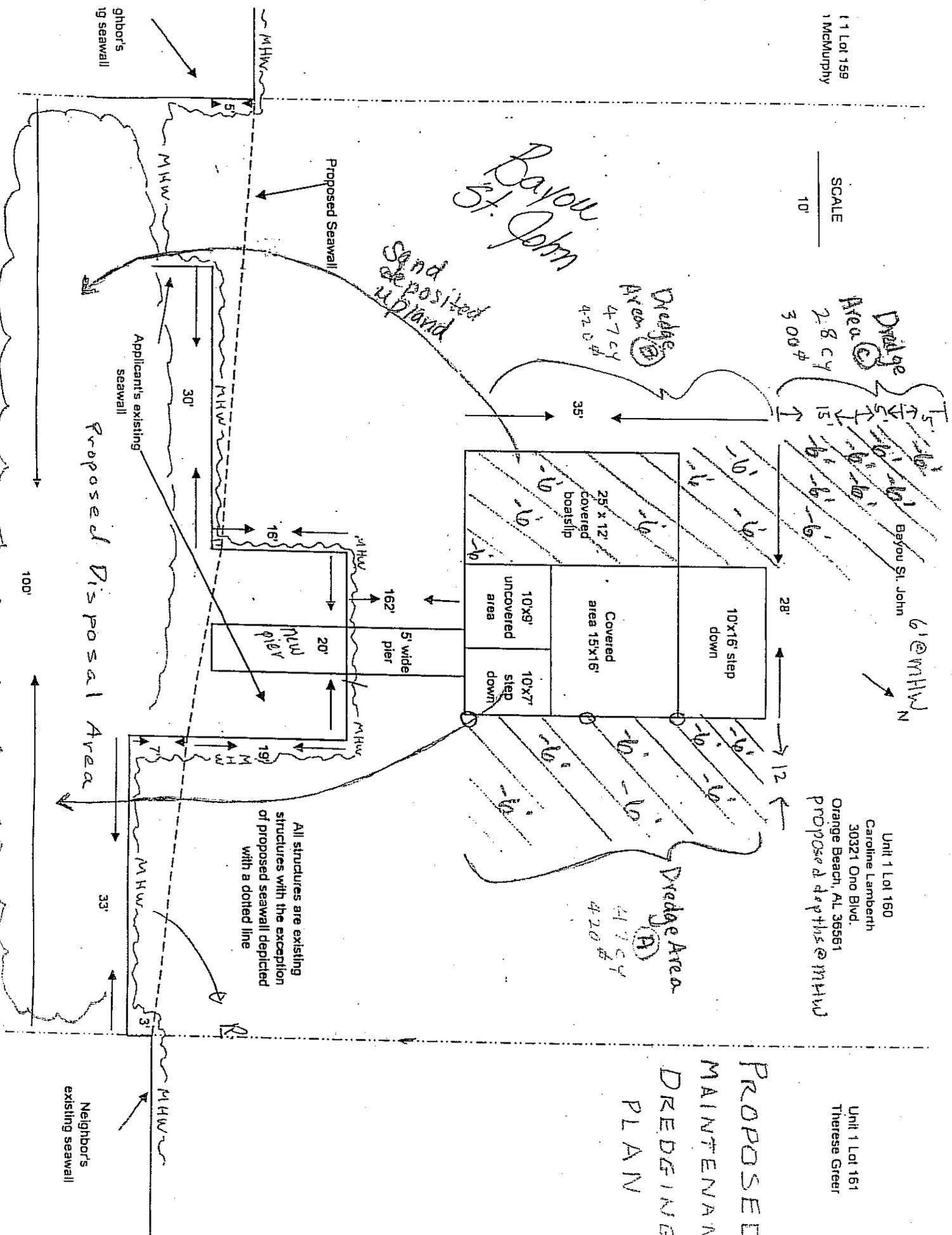
Dredge
Area
4.7 CY
4.20 #

Bayou St. John
6' @ MHW
N

Unit 1 Lot 160
Caroline Lamberth
30321 Ono Blvd.
Orange Beach, AL 36561
Proposed depth @ MHW

Unit 1 Lot 161
Theresa Greer

PROPOSED MAINTENANCE DREDGING PLAN



All structures are existing
structures with the exception
of proposed seawall depicted
with a dotted line

Neighbors
existing seawall

CROSS SECTION
DISPOSAL AREA

Caroline Lambert
30321 Ono Blvd.

Pit Detail

