



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
PUBLIC NOTICE NO.: SAM-2006-1881-LCS

SEP 13 2006

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

MARINA CONSTRUCTION, FISH RIVER
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). Please communicate this information to interested parties.

APPLICANT: Clark Achee Homes, Inc.
Attention: Pat Achee
Post Office Box 1946
Fairhope, Alabama 36533

WATERWAY: Fish River, approximately 681 feet south of the intersection of County Road 9 and County Road 32, near Marlow, Baldwin County, Alabama.

WORK: The applicant proposes to construct a marina associated with 20 proposed cottages, with associated utilities and amenities. The marina would include the construction of 20, 10' x 20' slips, nine 3' x 20' finger piers, one 6' x 20' finger pier, and an irregular shaped finger pier measuring approximately 16' at the widest point by 20' long. Approximately 242 linear feet of 10' wide boardwalk would be constructed along the entire shoreline length. Approximately 78 linear feet of wooden bulkhead would be constructed to tie in with existing bulkhead. The marina would be set back 10.4' from the southern property line and a minimum of 20' from the northern property line. An irregularly-shaped upland area on the southeast side of the mouth of an unnamed tributary to Fish River, measuring approximately 0.04 acre would be excavated along the existing upland land cut. The area would be excavated to approximately -5' mean low water. From the excavated area approximately 620 cubic yards of sand and silt would be removed, and disposed of on adjacent uplands in

a diked disposal area. Turbidity curtains would be installed adjacent to the excavation area. No filling or clearing of wetlands would occur as a result of the marina or associated cottage construction. See attached drawings for additional details.

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 certified that the proposed activity complies with and will be conducted in a manner that is consistent with the State Coastal Zone Management Program. Upon completion of the required advertising, a determination relative to 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 (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.

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.



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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.

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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 has been consulted and no resources eligible for the National Register are known to exist which would be affected by the proposed work. In addition, because this is a maintenance dredging project, it would occur in a previously disturbed area. 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 there would be no impact on endangered or threatened species, or their critical habitat.

Correspondence concerning this Public Notice should refer to Public Notice Number SAM2006-1881-LCS 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, in time to be received not later than 30 calendar days after date of this notice.

If you have any questions concerning this publication, you may contact this office, Mr. Chuck Sumner, telephone number 251-690-2658. 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.

Enclosures

MOBILE DISTRICT
U.S. Army Corps of Engineers

UTM Zone 16

423309 E

3371261 N

magnolia Springs Quadrangle



31

1 inch equals 800 feet

32

20

South River Park
Cem

River

Site

Clayton

Camp

20

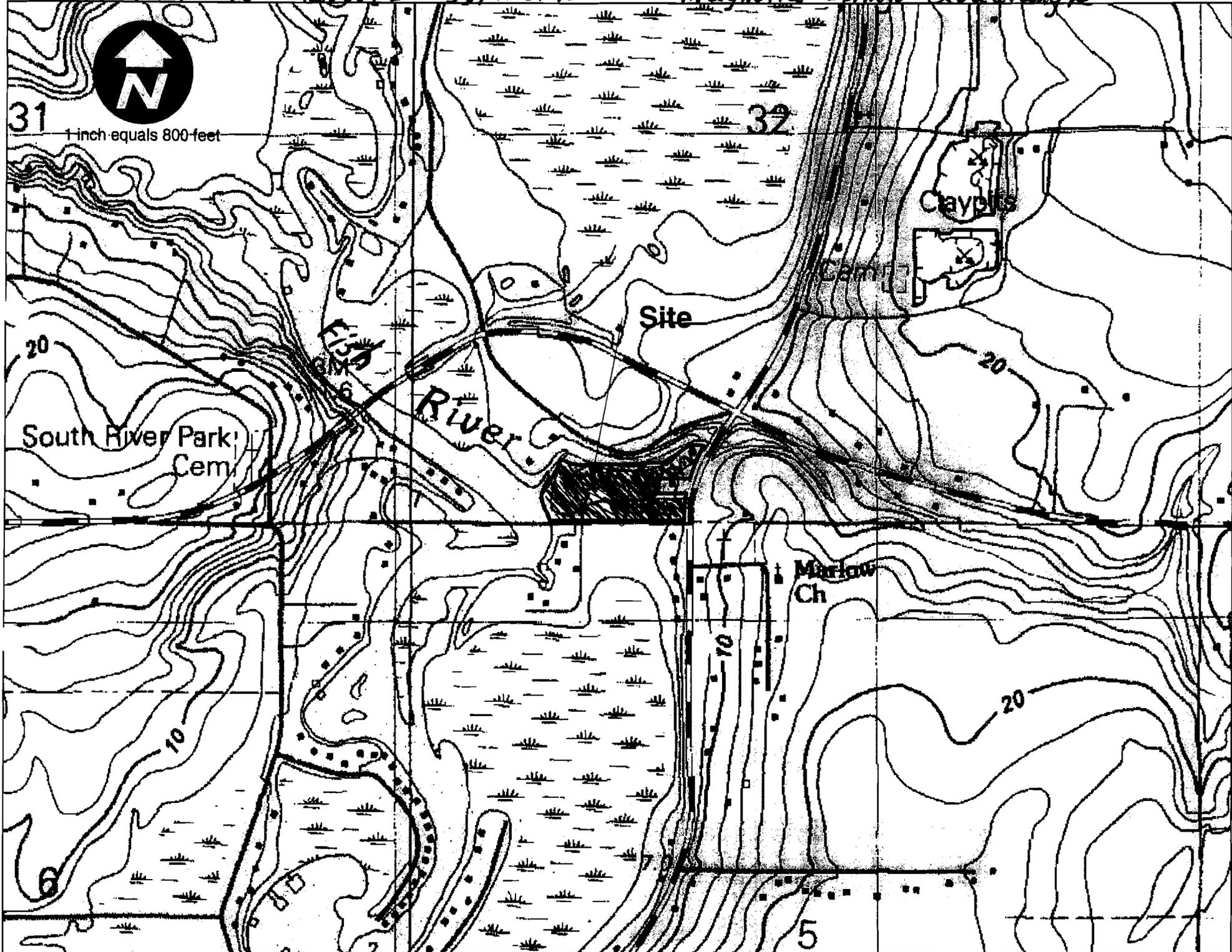
Marlow
Ch

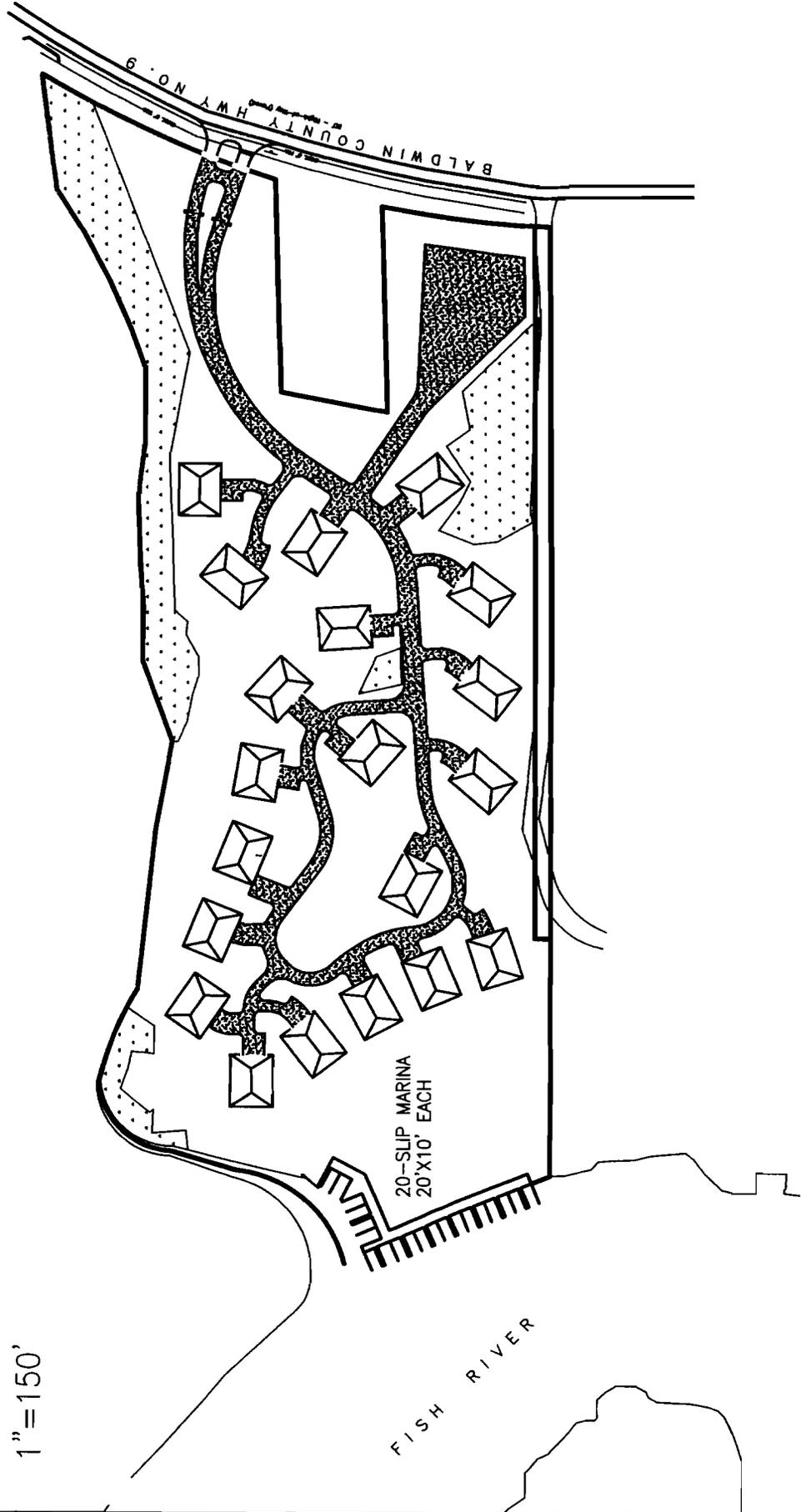
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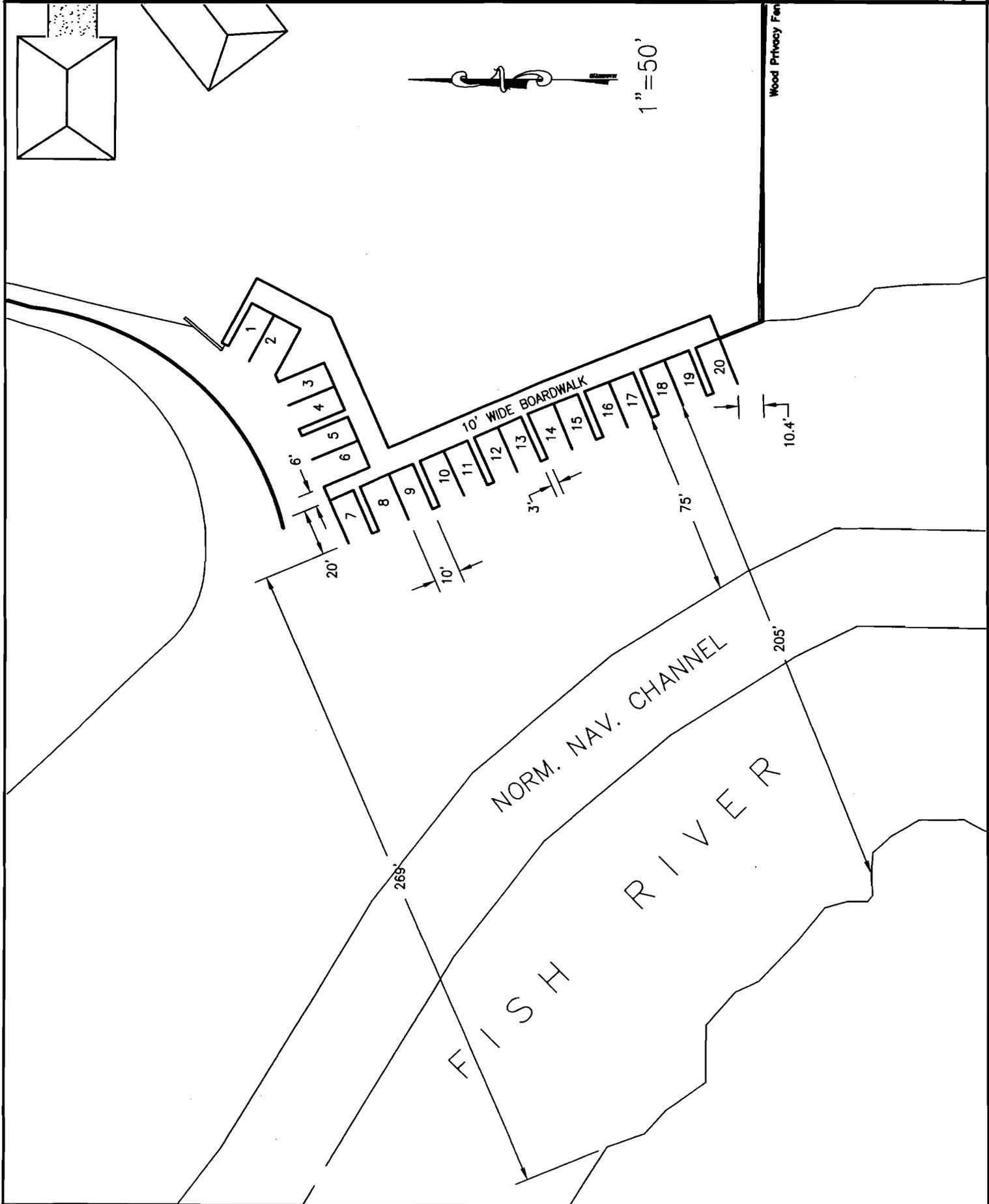


1" = 150'

FISH RIVER

20-SLIP MARINA
20'X10' EACH

BALDWIN COUNTY HWY NO. 9

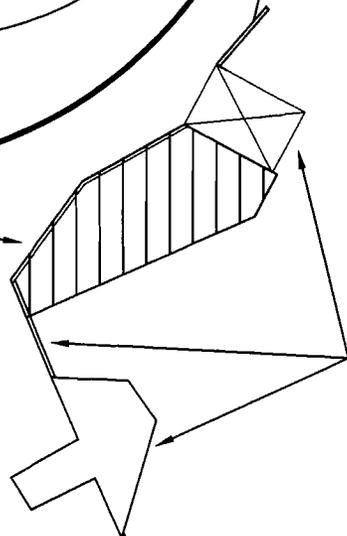




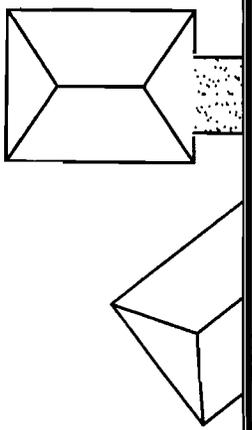
1"=50'

F I S H
R I V E R

PROPOSED .04 ACRE
UPLAND AREA TO BE
EXCAVATED FOR
BOAT SLIPS



EXISTING COVERED
BOAT SLIPS, PIER,
AND BULKHEAD



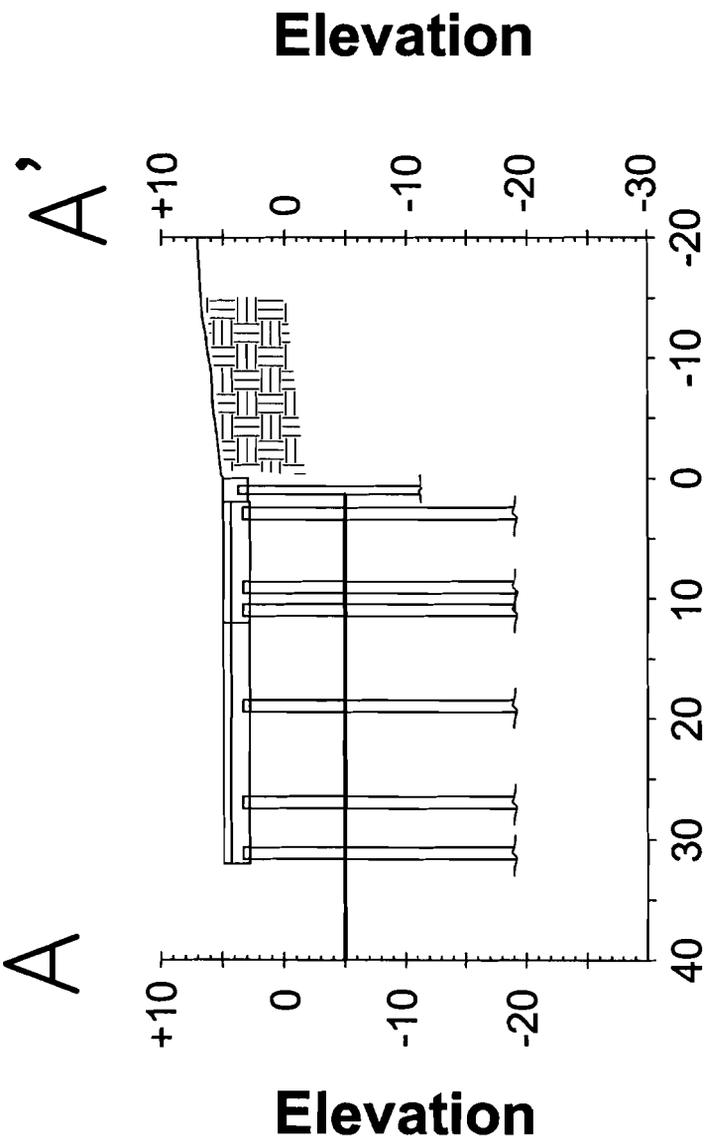
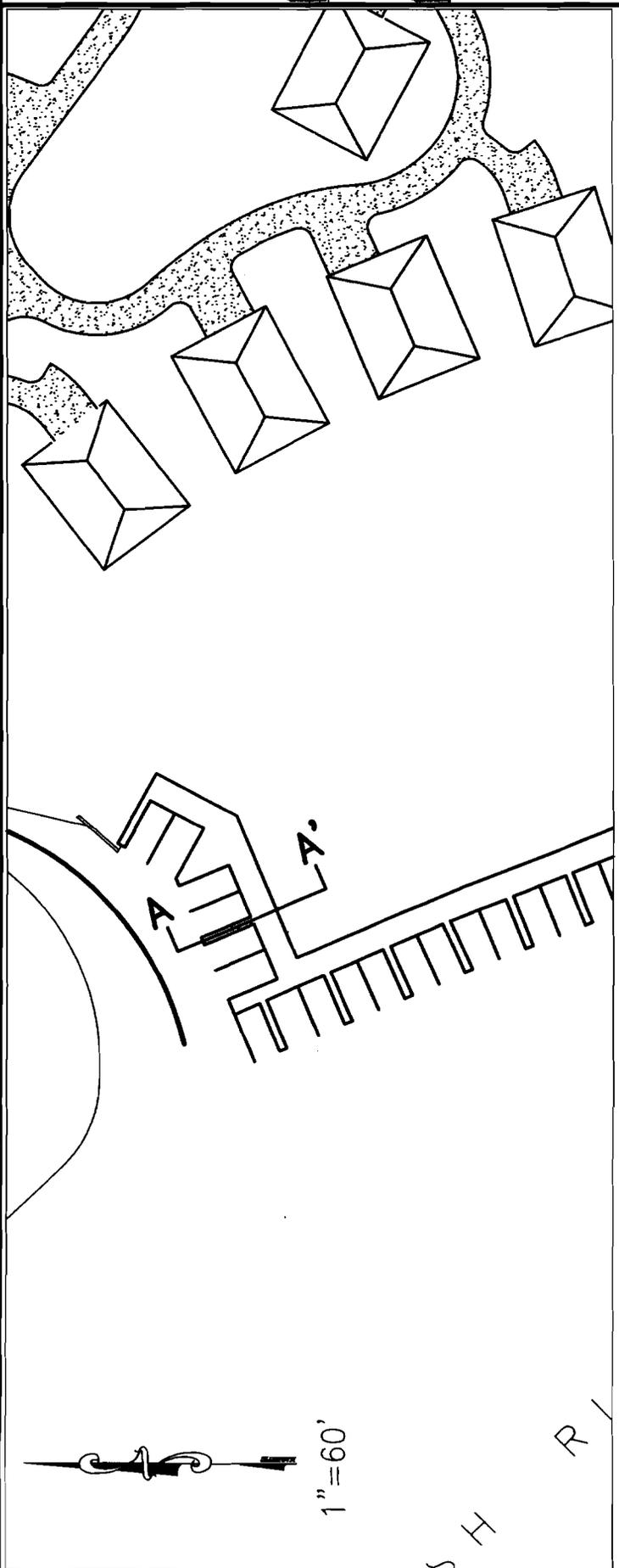
Wood Privacy Fer

DATE	V.E.H.
DATE	V.E.H.
DATE	B.V.O.
DATE	9/7/06

THE COTTAGES AT FISH RIVER
CLARK ACHEE HOMES, INC.
DREDGE PLAN

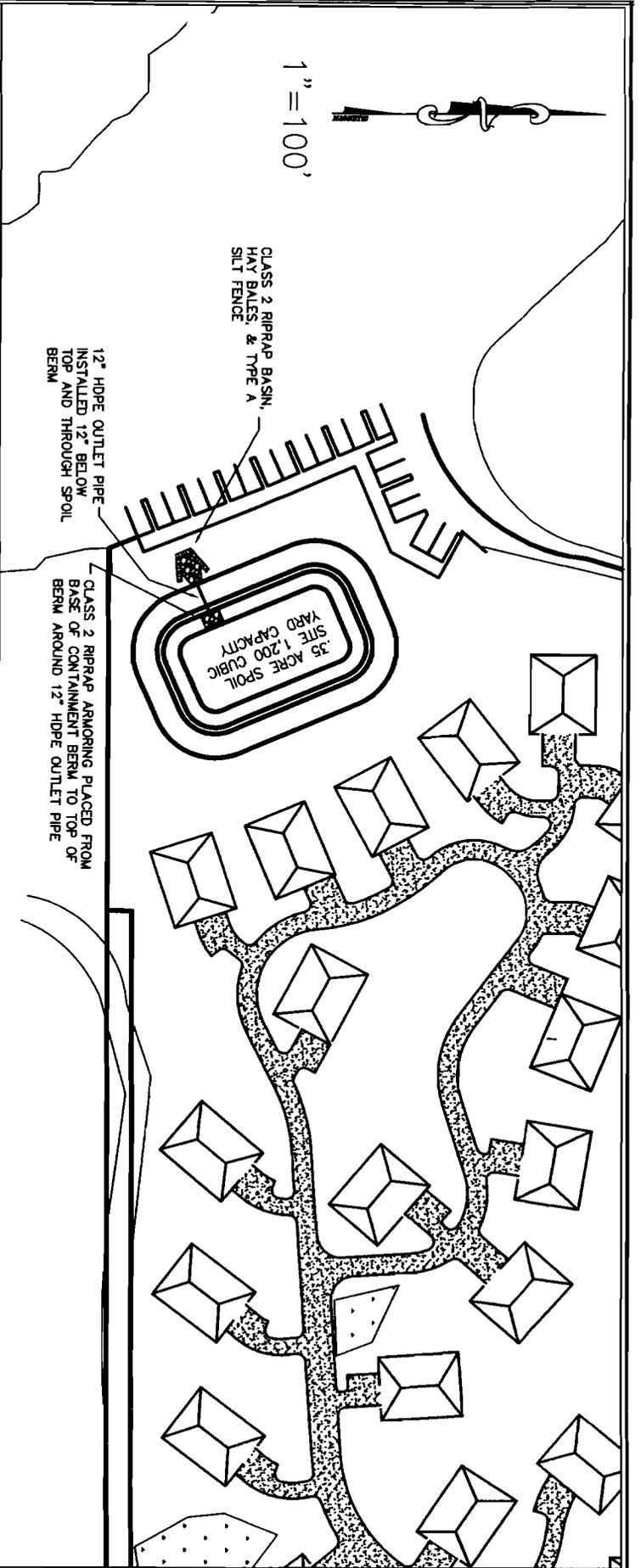


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1" = 100'



CLASS 2 RIPRAP BASIN,
HAY BALES, & TYPE A
SILT FENCE

12" HDPE OUTLET PIPE
INSTALLED 12" BELOW
TOP AND THROUGH SPOIL
BERM

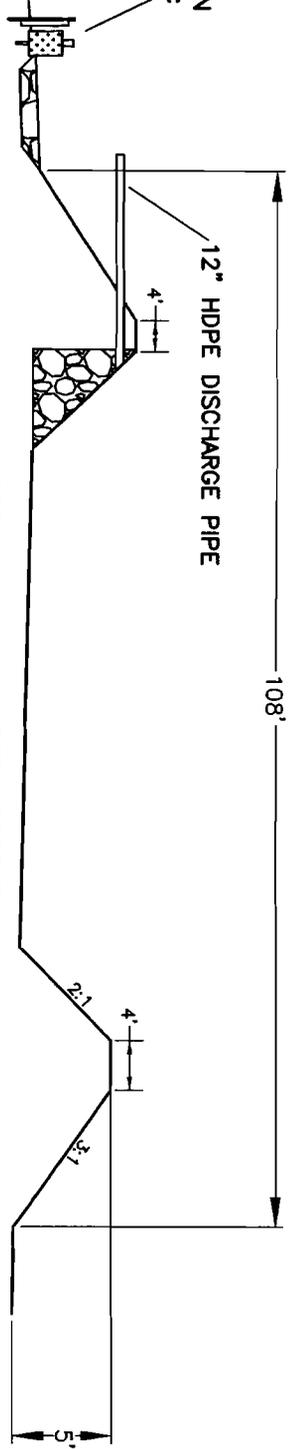
CLASS 2 RIPRAP ARMORING PLACED FROM
BASE OF CONTAINMENT BERM TO TOP OF
BERM AROUND 12" HDPE OUTLET PIPE

RIP RAP BASIN
HAY BALES &
SILT FENCE

12" HDPE DISCHARGE PIPE

108'

SPOIL CONTAINMENT BERM PROFILE
N.T.S.



SETTLED TOP OF FILL
21" MIN

OVERFILL 10% FOR SETTLEMENT

NOTE: STACK HAYBALES CONTINUOUS ON THE DOWNSTREAM SIDE OF TRAP

3' MAX FILL HEIGHT

5' MIN

3' MIN

1:1 MAX SLOPE

GEOTEXTILE

RIPRAP SEDIMENTATION TRAP
N.T.S.

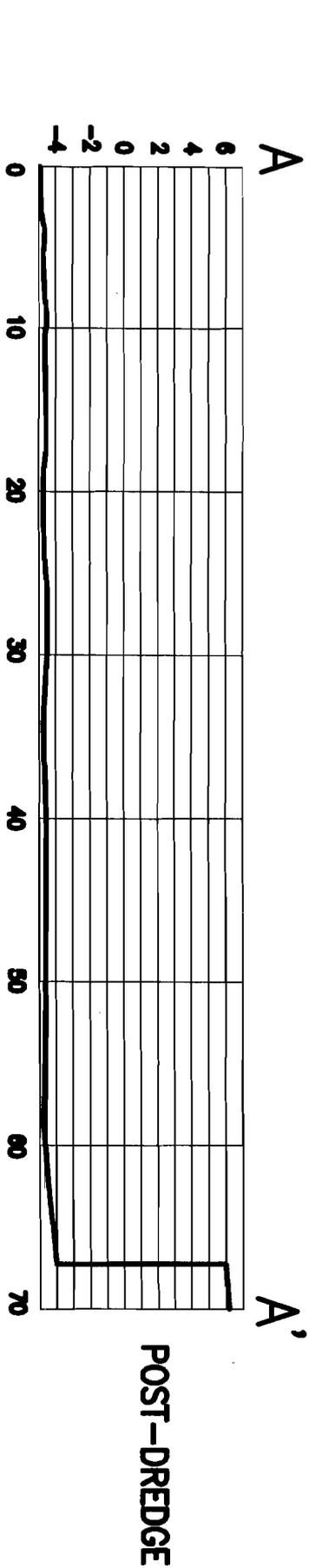
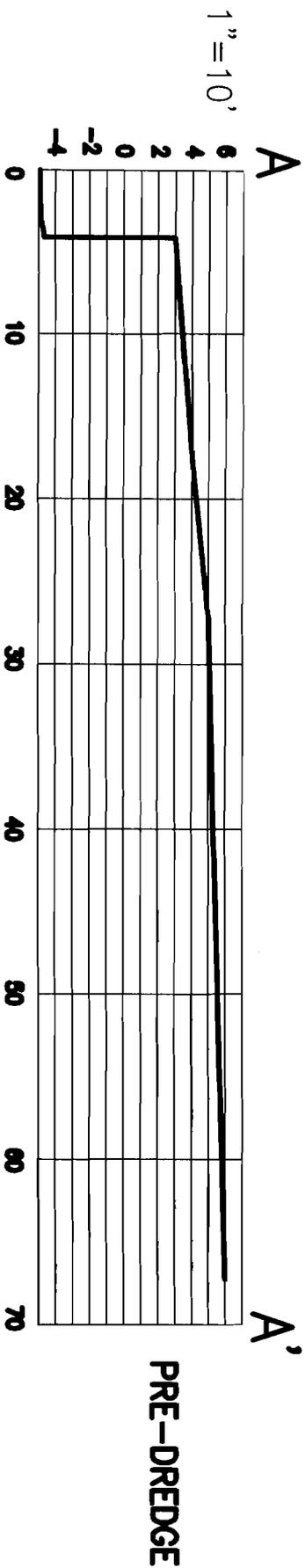
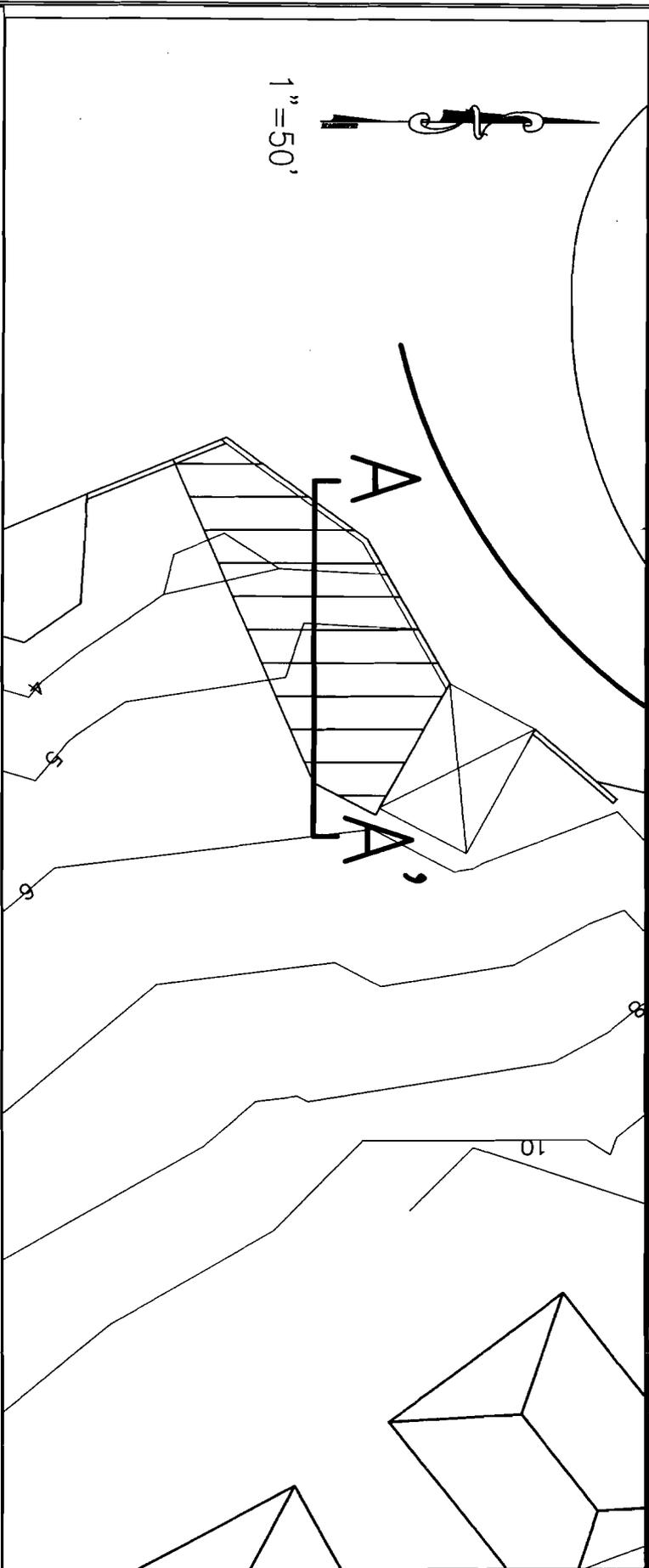


THE COTTAGES AT FISH RIVER
CLARK ACHEE HOMES, INC.
SPOIL BERM DETAILS

8/7/08

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CONSULTING ENGINEERS-POLEY, ALA.

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✓	V.R.H.
✓	V.R.H.
✓	B.V.G.
✓	8/7/06

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THE COTTAGES AT FISH RIVER
CLARK ACHEE HOMES, INC.
DREDGE PLAN

