



**US Army Corps  
of Engineers.**

Vicksburg District  
4155 Clay Street  
Vicksburg, MS 39183-3435  
www.mvk.usace.army.mil



# Public Notice

APPLICATION NO.:	CPM-MVK-2013-1072
EVALUATOR:	Ms. Charlene Mosley
PHONE NO.:	(601) 631-5264
FAX NO.:	(601) 631-5459
E-MAIL:	Charlene.P.Mosley@usace.army.mil
DATE:	April 16, 2014
EXPIRATION DATE:	May 1, 2014

Interested parties are hereby notified that the U.S. Army Corps of Engineers, Vicksburg District, and the Mississippi Department of Environmental Quality are considering an application for a Department of the Army Permit and State Water Quality Certification for the work described herein. Comments should be forwarded to the Vicksburg District, Attention: CEMVK-OD-F, and the Mississippi Department of Environmental Quality at Post Office Box 10385, Jackson, Mississippi 39289-0385, and must reach these offices by the cited expiration date.

Law Requiring a Permit: Section 404 of the Clean Water Act (33 U.S.C. 1344), which applies to discharges of dredged or fill material into waters of the United States.

Name of Applicant:  
Mr. Dale Wilson  
9035 Highway 61  
Walls, Mississippi 38630

Name of Agent:  
Mr. Cullen Dendy  
Headwaters, Incorporated  
Post Office Box 3658  
Tupelo, Mississippi 38803

Location of Work: Section 28, T1S-R6W, latitude 34.9718N, longitude -89.831073W, within the Coldwater-Mississippi, Tennessee drainage basin, Desoto County, Mississippi.

Description of Work: (See enclosed map and drawings.) The following descriptions of the proposed project and associated impacts are based upon information provided by the applicant.

The applicant is applying for a Department of the Army permit to conduct regulated activities in jurisdictional wetlands in Desoto County, Mississippi. The applicant's stated purpose is to provide additional parking for a seasonal fireworks stand located on the proposed property.

The proposed project would involve the expansion of an existing 0.78-acre site. The applicant proposes to clear 0.9 acre of herbaceous wetlands. Approximately 2,564 cubic yards of fill material would be excavated on-site for the expansion. Additionally, 804 cubic yards of crushed limestone would be used as the surface for the proposed parking pad. The proposed project would provide additional parking for the seasonal fireworks stand located on the site.

Vegetation growing in the wetland area includes Bitter pecan, Water oak, Willow oak, Overcup oak, Sugarberry, American elm, Swamp privet, Giant cut grass, Poison ivy, Trumpet creeper, Smartweed, and Dwarf palmetto. Soils within the project site consist of Tensas-Alligator complex, occasionally flooded.

The applicant has proposed to mitigate for the unavoidable loss of wetland impacts by purchasing credits from an approved mitigation bank within the same 8-digit HUC unit 08030204.

Upon reviewing this notice, you should write to this office to provide your opinion of the impacts this work will have on the natural and human environment, and address any mitigation you believe is necessary to offset these impacts. Other comments are welcome, but the above information will further our review of the applicant's plan as proposed. Comments of a general nature are not as helpful as those specific to the impacts of the subject project.

**State Water Quality Permit:** The State Pollution Control Agency must certify that the described work will comply with the State's water quality standards and effluent limitations before a Corps permit is issued.

**Cultural Resources:** The Regulatory Archaeologist has reviewed the latest published version of the National Register of Historic Places, lists of properties determined eligible, and other sources of information. The following is current knowledge of the presence or absence of historic properties and the effects of the proposed undertaking upon these properties. The permit area is composed of low-lying wetlands with no existing or subsided natural levee landforms: and therefore, has a very low potential for yielding unidentified cultural deposits that may be eligible for the National Register of Historic Places. Copies of this public notice have been sent to the State Historic Preservation Officer, Federally Recognized Tribes, and other interested parties for comment on potential effects to historic properties that could result that could result from the proposed activity.

**Endangered Species:** Our initial finding is that the proposed work would not likely adversely affect any endangered species or their critical habitats. This proposal is being coordinated with the U.S. Fish and Wildlife Service, and any comments regarding endangered species or their critical habitat will be addressed in our evaluation of the described work.

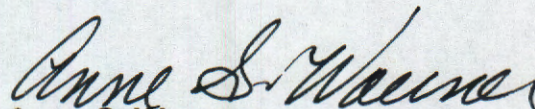
**Flood Plain:** In accordance with 44 CFR Part 60 (Flood Plain Management and Use), participating communities are required to review all proposed development to determine if a flood plain development permit is required. Flood plain administrators should review the proposed development described in this public notice and apprise this office of any flood plain development permit requirements.

**Evaluation Factors:** The decision whether or not to issue a permit will be based upon an evaluation of the probable impact of the proposed activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefits which may be expected to accrue from the proposal must be balanced against its expected adverse effects. All factors which may be relevant to the proposal will be considered; among these are conservation, economics, aesthetics, general environmental concerns, historic values, fish and wildlife values, flood damage prevention, land use classification, navigation, recreation, water supply, water quality, energy needs, safety, food requirements and, in general, the needs and welfare of the people. Evaluation of the proposed activity will include application of the guidelines published by the Environmental Protection Agency under authority of Section 404(b) of the Clean Water Act.

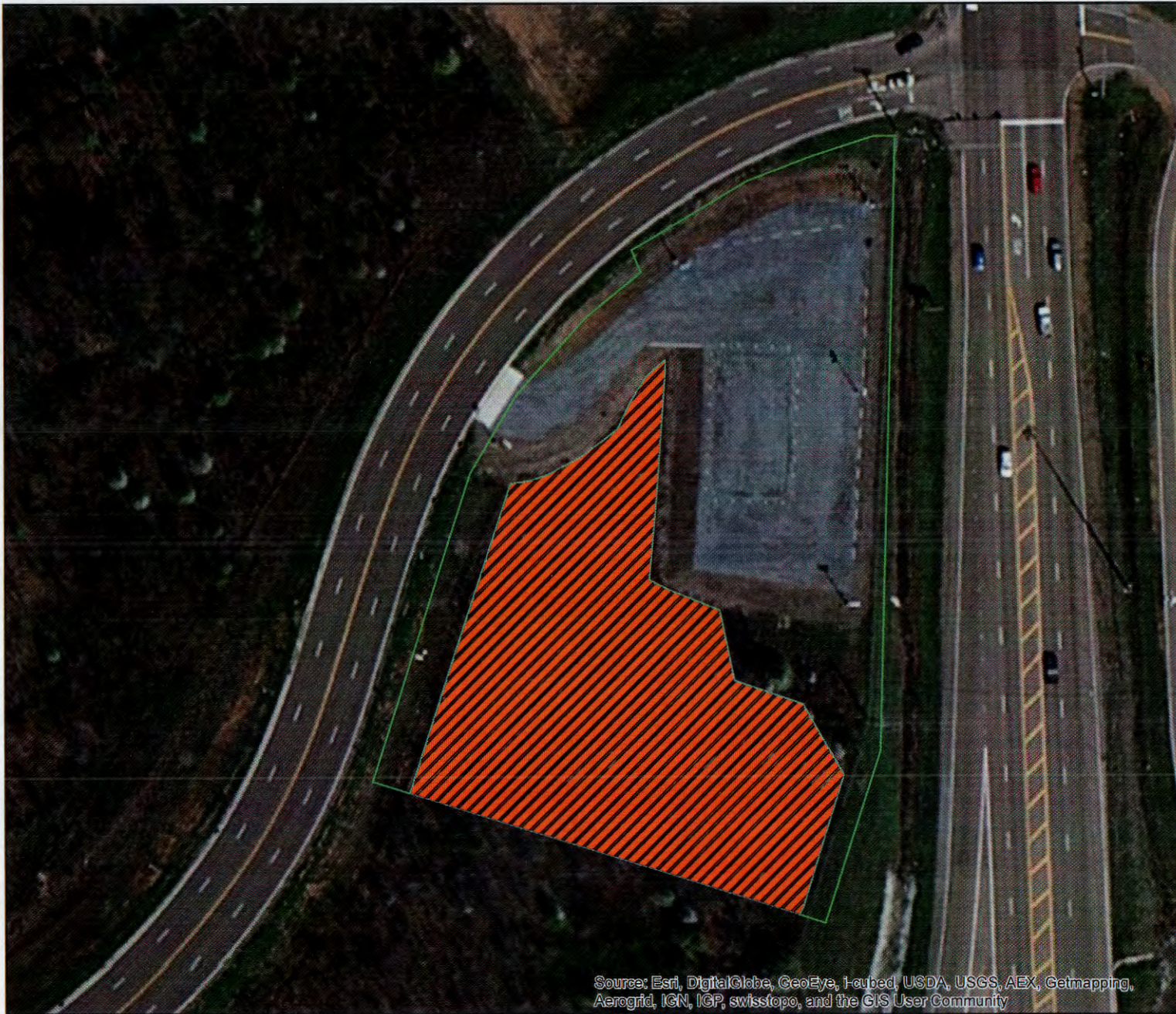
**Public Involvement:** The purpose of this notice is to solicit comments from the public; Federal, State, and local agencies and officials; Indian Tribes; and other interested parties. These comments will be used to evaluate the impacts of this project. All comments will be considered and used to help determine whether to issue the permit, deny the permit, or issue the permit with conditions, and to help us determine the amount and type of mitigation necessary. This information will be used in our Environmental Assessment or Impact Statement. Comments are also used to determine the need for a public hearing.

**Opportunity for a Public Hearing:** Any person may make a written request for a public hearing to consider this permit application. This request must be submitted by the public notice expiration date and must clearly state why a hearing is necessary. Failure of any agency or individual to comment on this notice will be interpreted to mean that there is no objection to the proposed work. Please bring this announcement to the attention of anyone you know who might be interested in this matter.

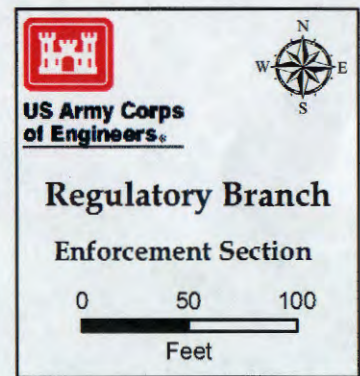
**Notification of Final Permit Actions:** Each month, the final permit actions from the preceding month are published on the Vicksburg District Regulatory web page. To access this information, you may follow the link from the Regulatory web page, <http://www.mvk.usace.army.mil/Missions/Regulatory.aspx>, and click on ORM Permit Decisions under Program Links.




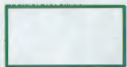
Anne S. Woerner  
Chief, Evaluation Section  
Regulatory Branch



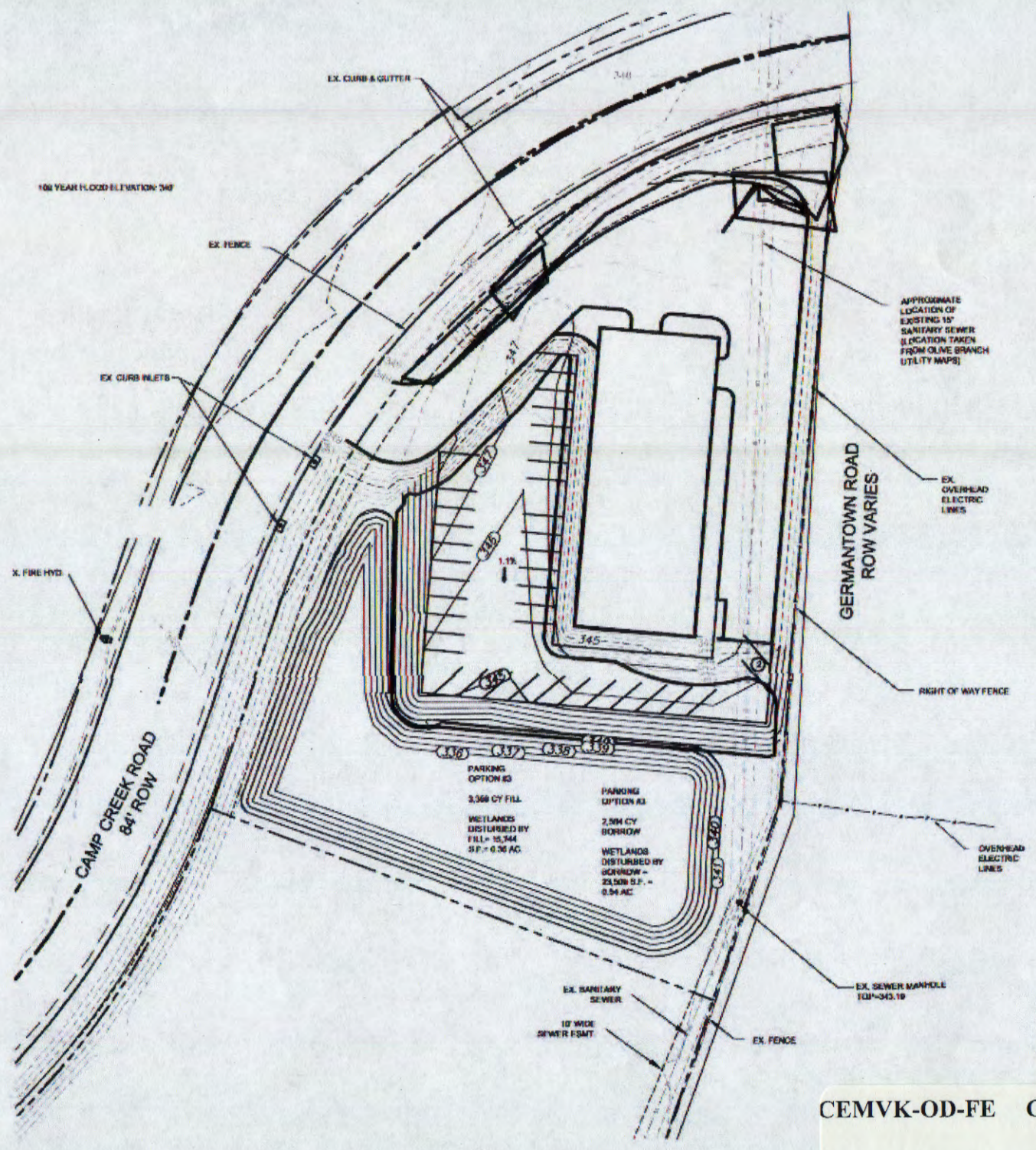
17 March 2014  
**MVK-2013-1072**  
 Headwaters Inc.  
 Camp Creek Site  
 Camp Creek Blvd.  
 Desoto County, MS  
**Preliminary  
 Jurisdictional Determination**  
 Jeremy Stokes



**Legend**

-  Wetland (0.9 Acre)
-  Upland (1.2 Acres)

**1:1,000**



100 YEAR FLOOD ELEVATION: 349

EX. CURB INLETS

X. FIRE HYD.

CAMP CREEK ROAD  
84' ROW

EX. CURB & GUTTER

EX. FENCE

APPROXIMATE  
LOCATION OF  
EXISTING 15"  
SANITARY SEWER  
(LOCATION TAKEN  
FROM OLIVE BRANCH  
UTILITY MAPS)

GERMANTOWN ROAD  
ROW VARIES

EX. OVERHEAD  
ELECTRIC  
LINES

RIGHT OF WAY FENCE

OVERHEAD  
ELECTRIC  
LINES

PARKING  
OPTION B3

3,368 CY FILL  
WETLANDS  
DISTURBED BY  
FILL = 15,744  
S.F. = 0.36 AC

PARKING  
OPTION A3

2,294 CY  
BORROW  
WETLANDS  
DISTURBED BY  
BORROW =  
21,508 S.F. =  
0.54 AC

EX. SANITARY  
SEWER  
10' WIDE  
SEWER ESMT

EX. SEWER MANHOLE  
EUM-343.19

EX. FENCE



CEMVK-OD-FE CPM-MVK-2013-1072

MR. DALE WILSON