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



APPLICATION NO.: MVK-2006-662

**EVALUATOR:** Mr. Jason Christy

PHONE NO.: (601) 631-5298

E-MAIL: Jason.A.Christy@usace.army.mil

DATE: March 10, 2021 EXPIRATION DATE March 31, 2021

Interested parties are hereby notified that the U.S. Army Corps of Engineers, Vicksburg District is considering an application for a Department of the Army permit for the work described herein. Comments should be forwarded to the Vicksburg District, Attention: CEMVK-RD, 4155 Clay Street, Vicksburg, Mississippi 39183-3435.

The Clean Water Act (CWA) Section 401 Certification Rule (Certification Rule, 40 CFR 121), effective September 11, 2020, requires certification for any license or permit that authorizes an activity that may result in a discharge. The scope of a CWA Section 401 certification is limited to assuring that a discharge from a Federally licensed or permitted activity will comply with water quality requirements. The applicant is responsible for requesting certification and providing required information to the certifying agency. As of the date of this public notice, the applicant has submitted a certification request to the Mississippi Department of Environmental Quality (certifying authority) and the Corps of Engineers has notified the certifying agency of the reasonable period of time for them to act upon the certification.

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

Name of Applicant:

Ms. Amber Hoffman
BFI Waste Systems of Mississippi, LLC
57 Landfill Road
Leland, Mississippi 38756

Name of Agent:
Ms. Rachael Sulkers
Hodges, Harbin, Newberry
and Tribble
4757 Best Road
Atlanta, Georgia 30337

<u>Location of Work</u>: Section 17, T18N-R7W, Latitude 33.405578, Longitude -90.953584, within the Deer-Steele Drainage Basin (8-digit USGS HUC: 08030209), Washington County, Mississippi.

<u>Description of Work</u>: (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 for the discharge of dredged and/or fill material into jurisdictional wetlands for purposes of a landfill expansion.

BFI Waste Systems of Mississippi, LLC proposes to construct waste disposal cells and stormwater ponds at the Big River Landfill located in Washington County, Mississippi. The purpose of the project is to provide additional storage for the landfills continued operations. The project area was previously permitted in 2009; however, the work was not conducted in the current project area before the permit expired.

The project area is approximately 125.60 acres in size. Within the property boundary, approximately 22.39 acres of jurisdictional forested wetlands would be impacted by the proposed project. The project will be completed in three phases, the first will involve construction of an access road (involving fill of approximately 1.27 acres of jurisdictional wetlands), phase II will be the construction of storage cells 5H, 5J, and 5K (clearing and grading 17.39 acres of jurisdictional wetlands), and phase III will be the construction of a detention pond (clearing and grading 3.73 acres of jurisdictional wetlands).

The vegetative communities within the project area are dominated by Tulip Poplar, Silver Maple, Beech, Water Hickory, Netted Chainfern, and Royal Fern. Herbaceous coverage also consists of Broom Sedge, Soft Rush, Hop sedge, and woodland Bluegrass. Soil within the project site is dominated by Sharkey clay.

The applicant proposes to mitigate for the unavoidable loss of wetland functions through the purchase of credits from a USACE approved mitigation bank that services the project's 8-digit HUC (08030209) service area.

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.

<u>State Water Quality Permit</u>: 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.

<u>Cultural Resources</u>: The Regulatory Archaeologist has reviewed the latest published version of the <u>National Register of Historic Places</u>, state lists of properties determined eligible, and other sources of information. The permit area has been previously assessed for cultural resources. No Historic Properties will be affected by the proposed activity.

Endangered Species: Threatened and Endangered Species for this area include the Northern long-eared bat, Wood stork, and Pondberry. Utilizing the Standard Local Operating Procedures for Endangered Species (SLOPES) as signed on June 28, 2017, between the U.S. Army Corps of Engineers, Vicksburg District and the U.S. Fish and Wildlife Service, the Corps has determined that the proposed activity may affect the Northern long-eared bat; however, this project complies with the final 4(d) rule with incidental take covered by the U.S. Fish and Wildlife Service's Biological Opinion for the final 4(d) rule for the Northern long-eared bat. In addition, this project is not likely to adversely affect the Wood stork and will have no effect on the Pondberry.

Floodplain: In accordance with 44 CFR Part 60 (Floodplain Management and Use), participating communities are required to review all proposed development to determine if a floodplain development permit is required. Floodplain administrators should review the proposed development described in this public notice and apprise this office of any flood plain development permit requirements. The proposed project site is not within the 100-year floodplain.

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.

<u>Public Involvement</u>: 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.

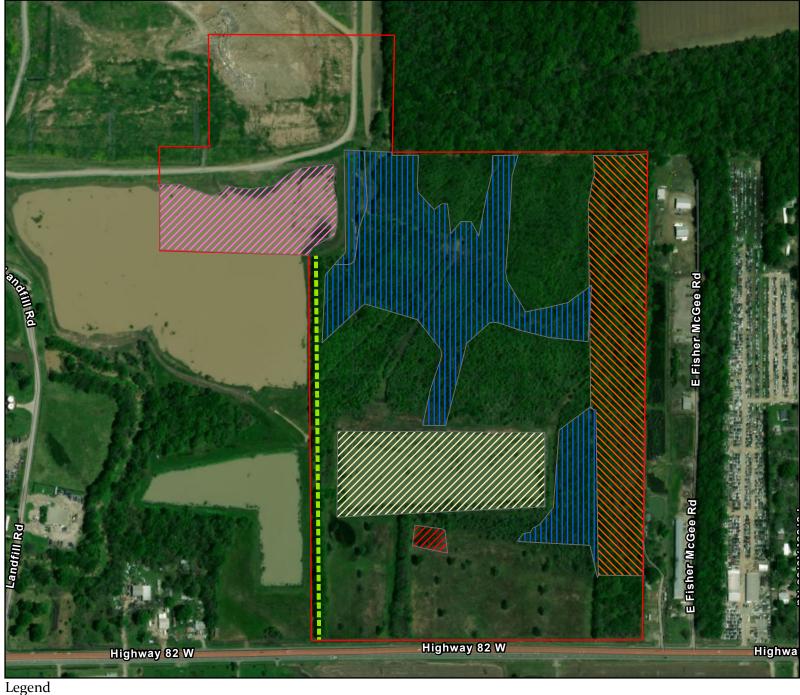
Opportunity for a Public Hearing: Any person may make a written request for a public hearing to consider this permit application. This request must be submitted by the public notice expiration date and must clearly state why a hearing is necessary. Failure of any agency or individual to comment on this 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.

Cori Carraway
Cori Carraway

Chief. Permit and Evaluation Branch

**Regulatory Division** 



Washington County, MS

## 10 DECEMBER 2020 MVK-2006-662

BFI Waste Systems of Mississippi Big River Landfill Washington County, MS

Approved
Jurisdictional Determination

Jeremy Stokes





Excluded Ditch (2,003.16')

Boundary

Existing Borrow Area (Non-Jurisdictional)(10.36 Acres)

Previoulsy Permitted (7.54 Acres)

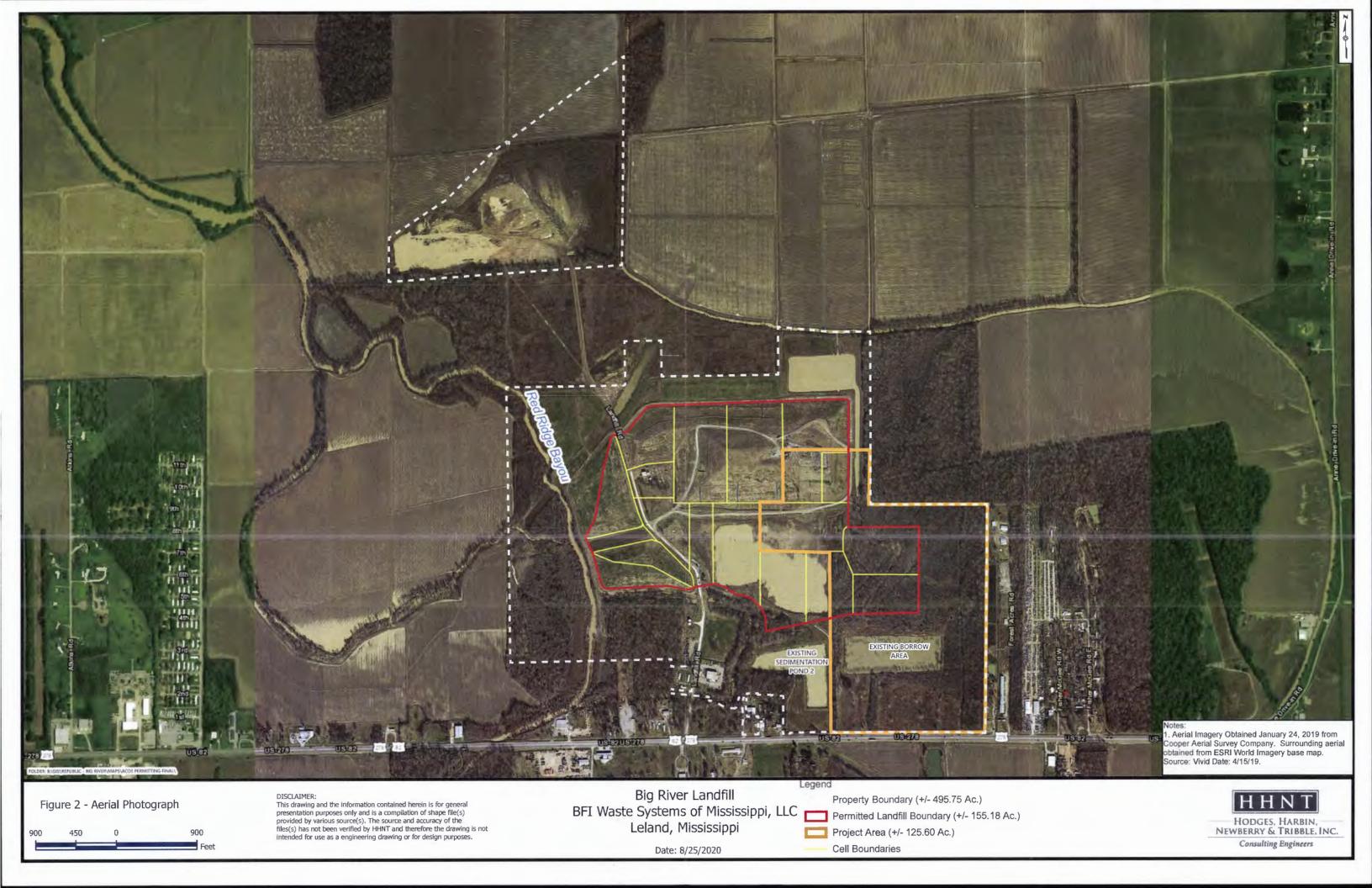
Jurisdictional Forested Wetlands Impacted (22.39 Acres)

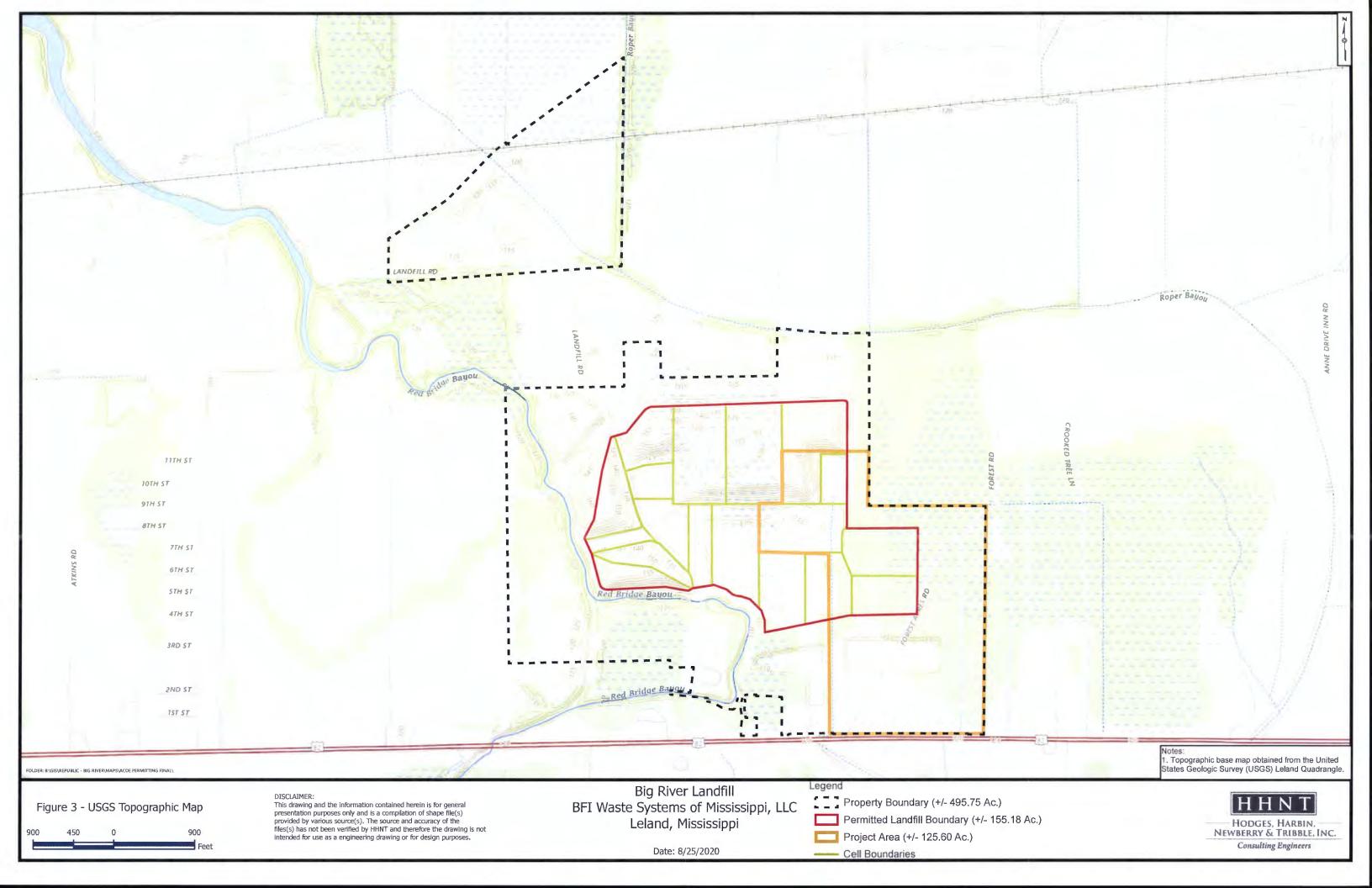
Jurisdictional Forested Wetlands Not-Impacted (13.78 Acres)

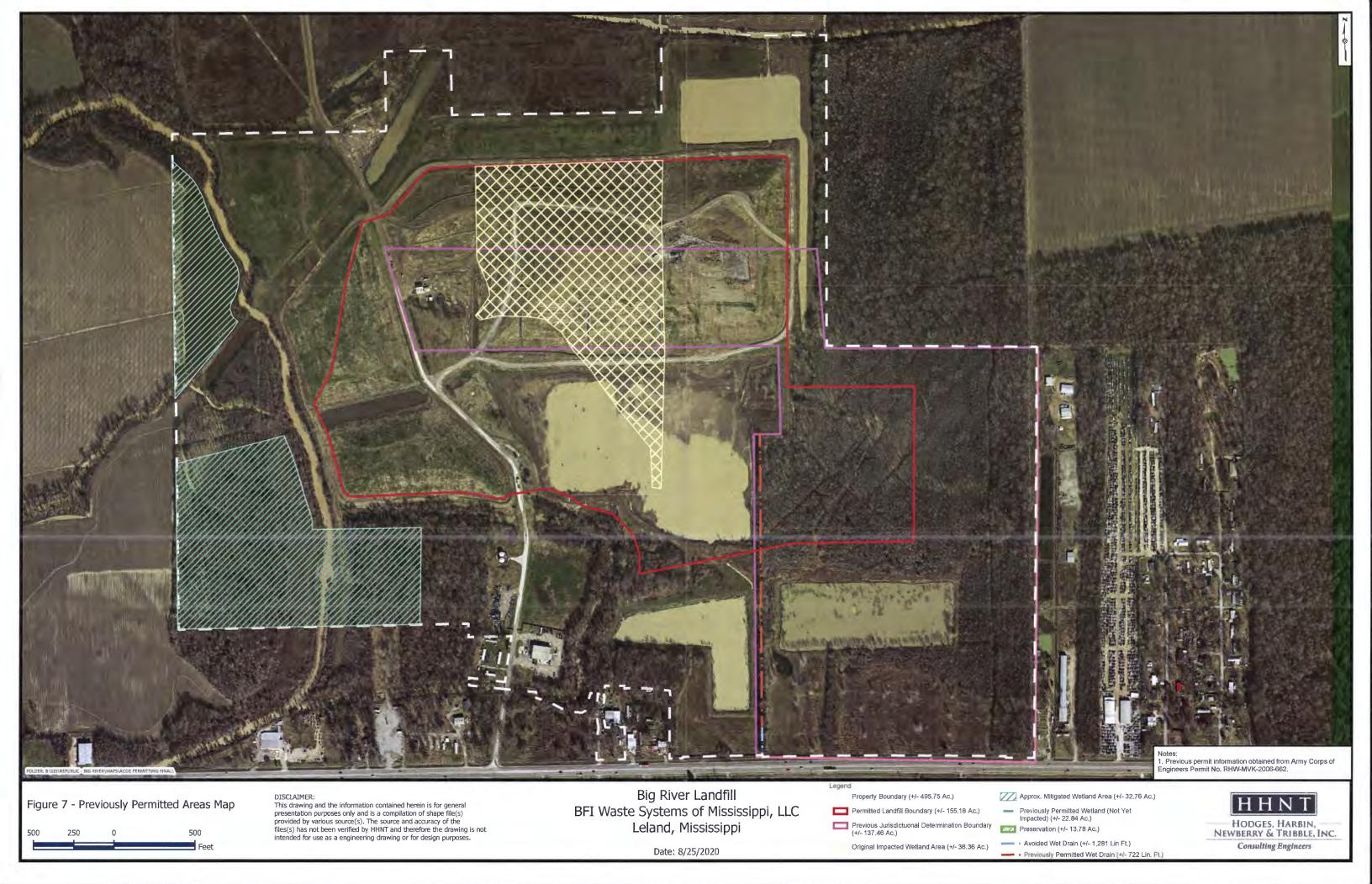
Excluded-Scrub-Shub Wetlands Impacted (.44 Acre)

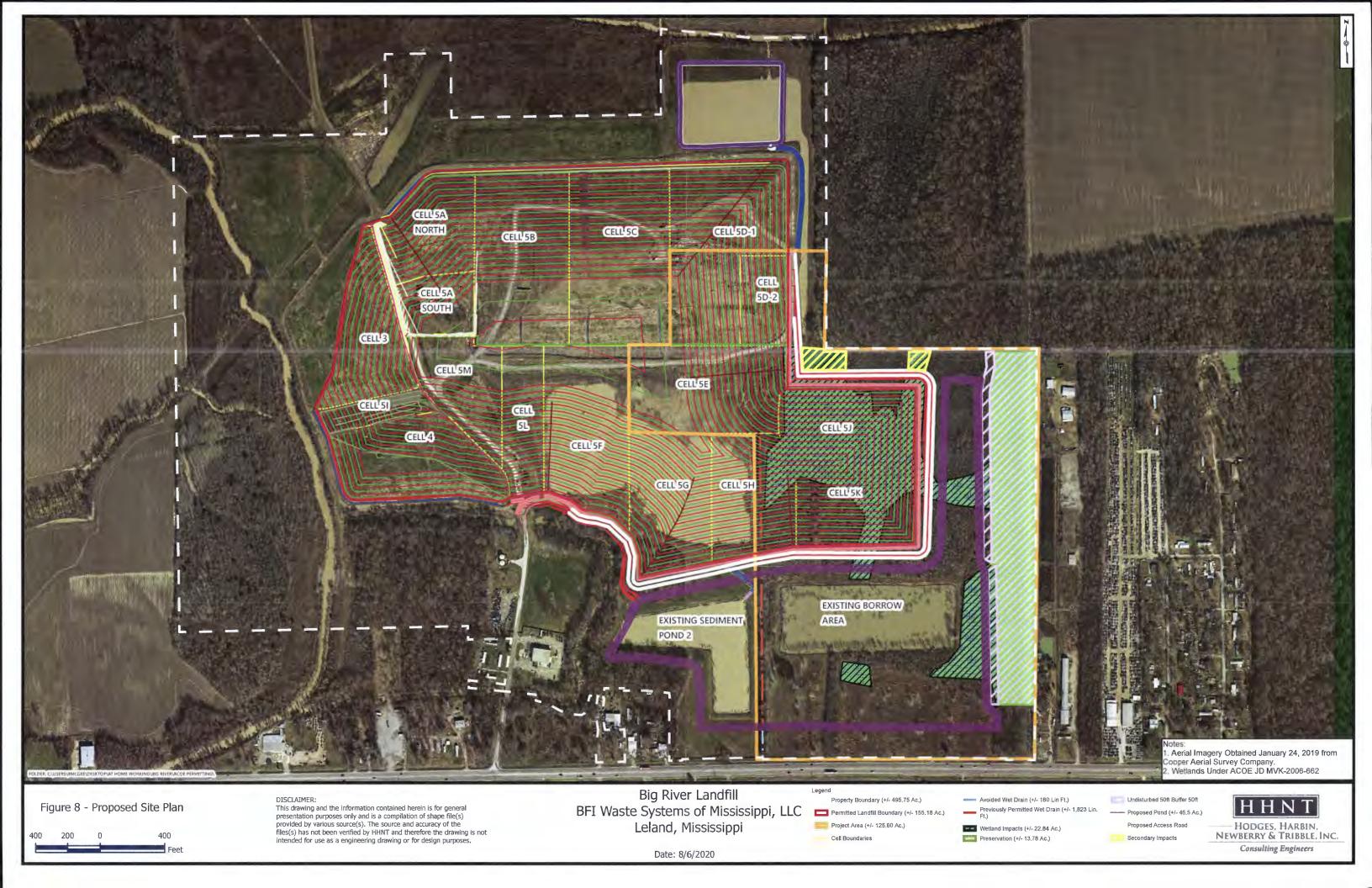
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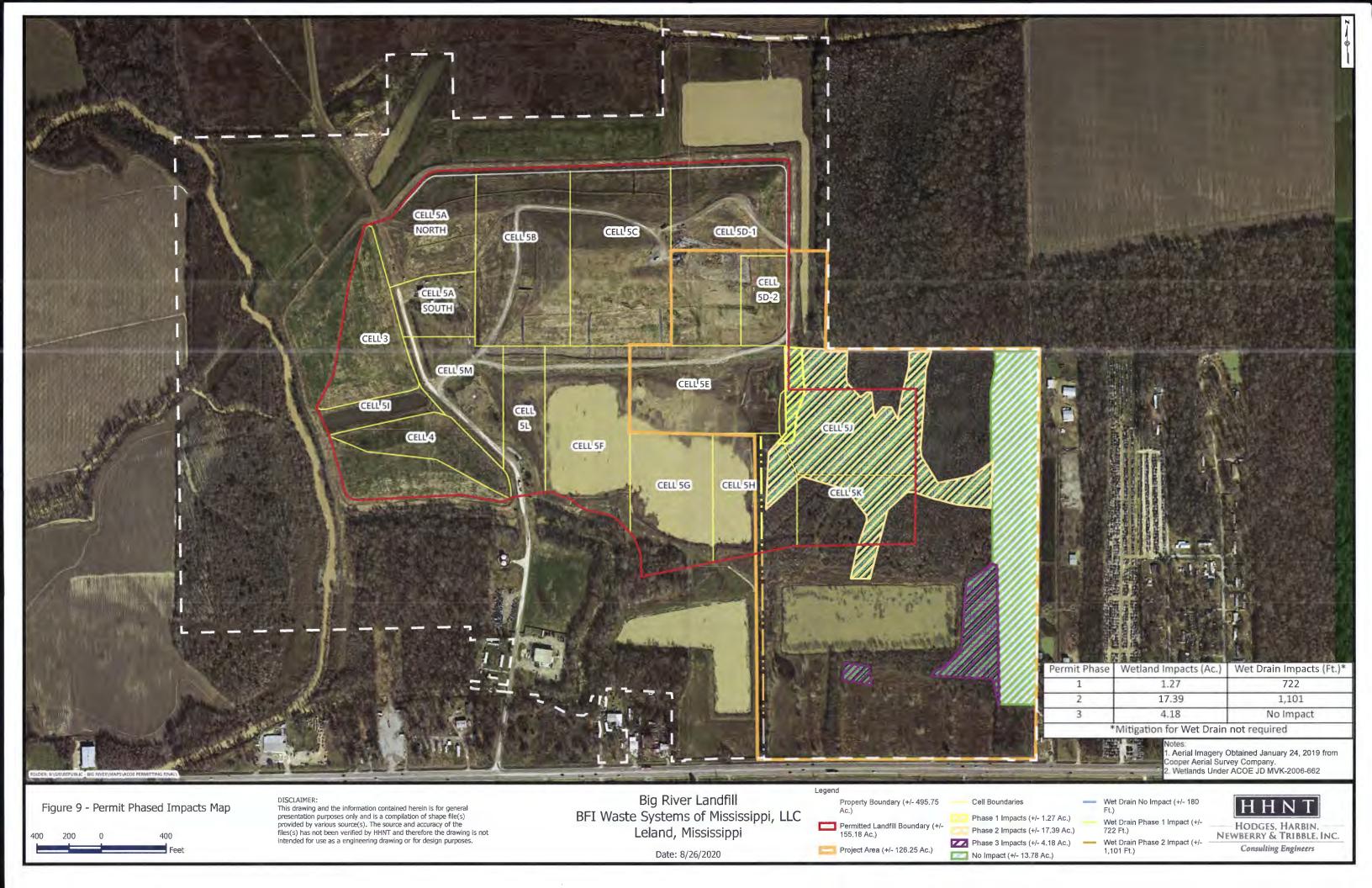
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Figure 1 -	Location Map	5,000	Leland, Mis Washingtor	ssissippi n County		NEWBERRY &	, HARBIN, E TRIBBLE, INC.
		Feet	Date: 8/25	/2020		Consultin	ig Engineers

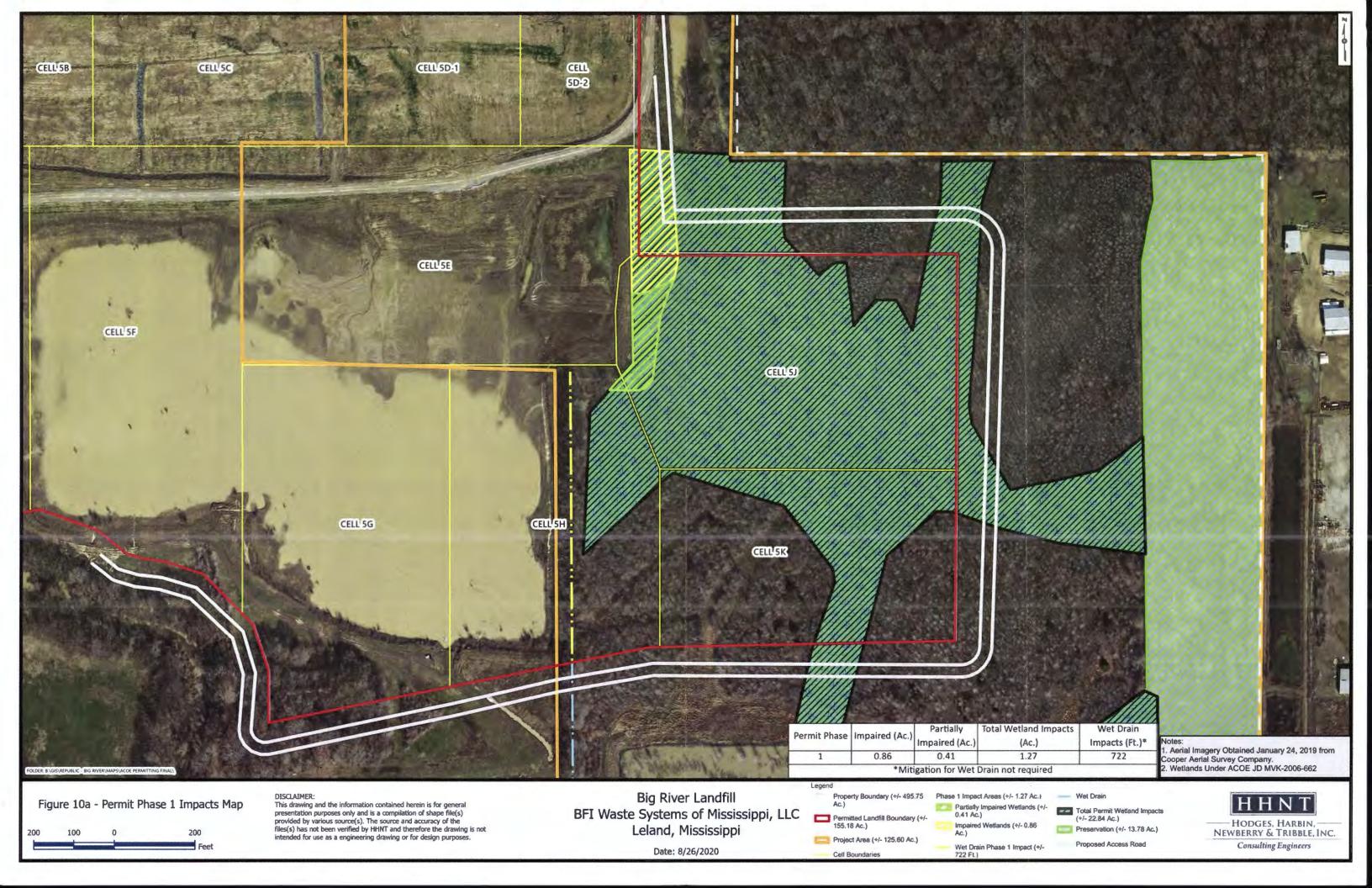


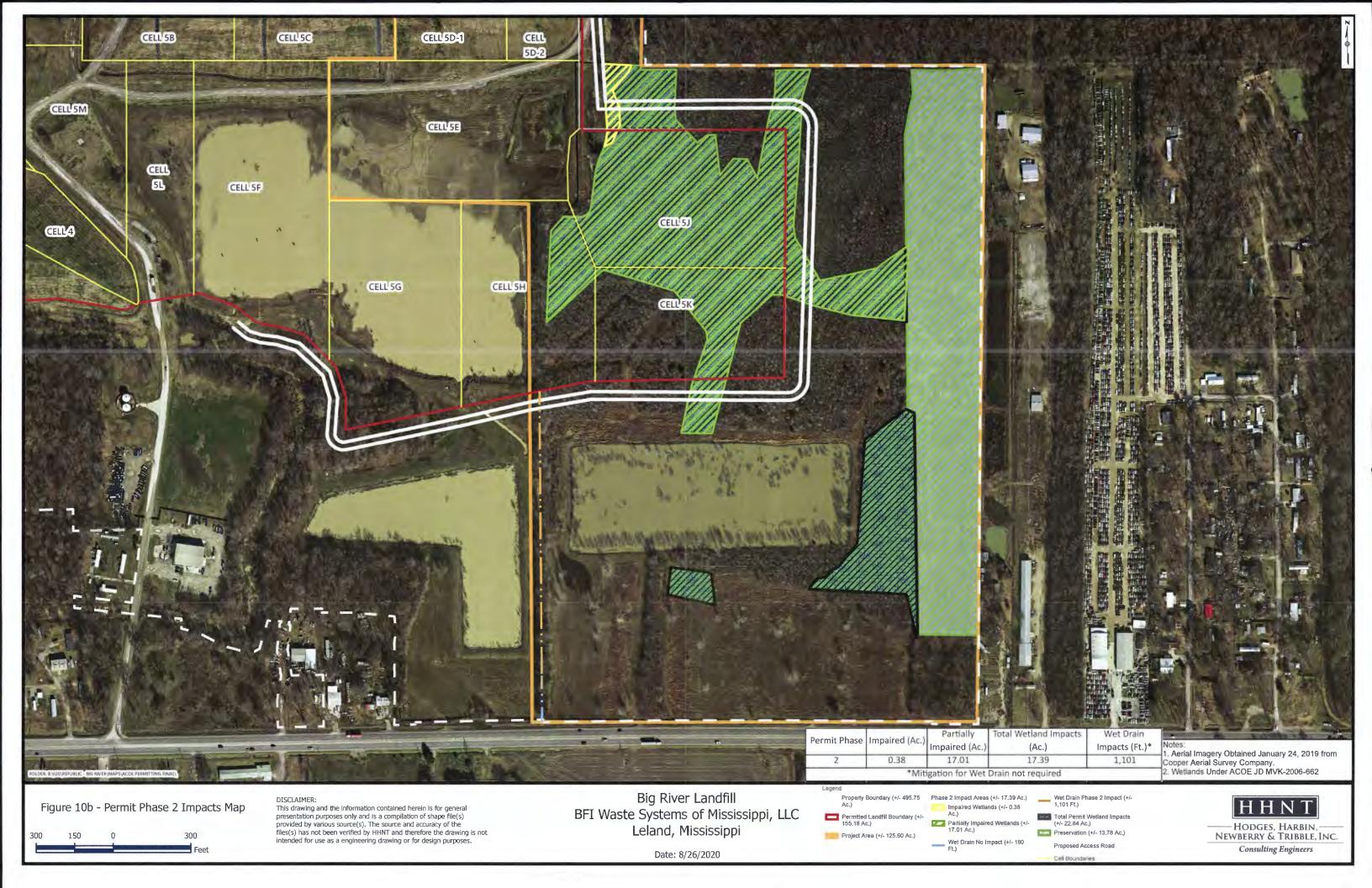


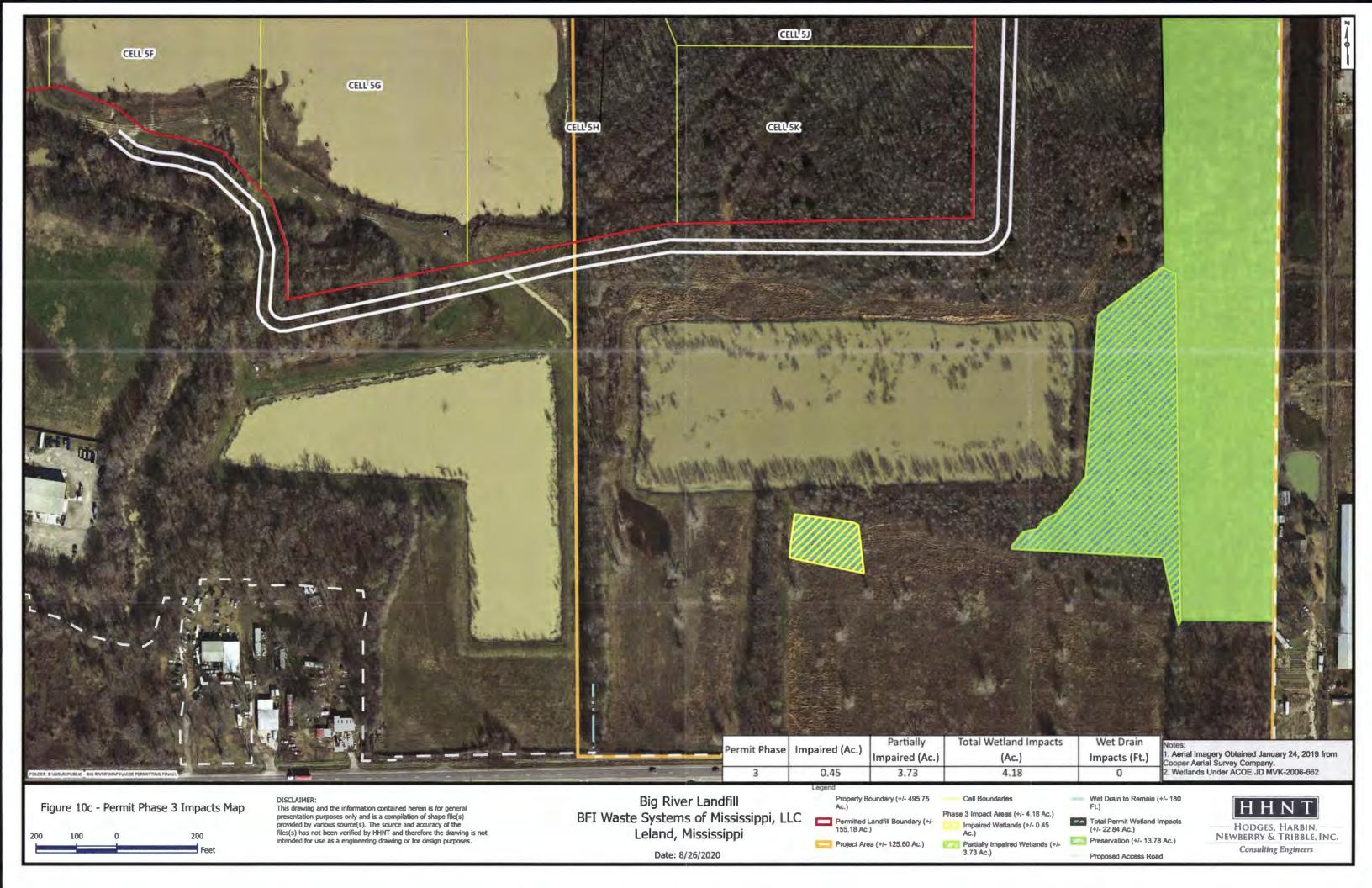












## BIG RIVER SANITARY LANDFILL

**52 LANDFILL ROAD** LELAND, MISSISSIPPI 38756 (662) 332-7927

> SITE ENTRANCE AT: N 33° 24' 05" W 90° 57' 40"

AQUATERRA PROJECT # EJ107470

PLANS PREPARED BY:

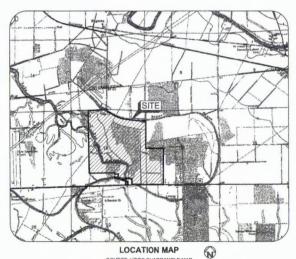
PLANS PREPARED FOR:

BFI WASTE SYSTEMS OF MISSISSIPPI, LLC A SUBSIDIARY OF :





VICINITY MAP



SOURCE: USGS QUADRANGLE MAP

DRAWING #	INDEX TO SHEETS
1	COVER SHEET
2	EXISTING CONDITIONS SITE PLAN
3	SUBGRADE GRADING PLAN
4	TOP OF CLAY LINER GRADING PLAN
5	LEACHATE MANAGEMENT SYSTEM PLAN
6	GENERALIZED FILL SEQUENCE PLAN
7	FINAL COVER GRADING PLAN
8	SURFACE WATER MANAGEMENT/ EROSION & SEDIMENT CONTROL PLAN
9	LINER SYSTEM DETAILS I
10	LINER SYSTEM DETAILS II
11	LEACHATE MANAGEMENT SYSTEM DETAILS I
12	LEACHATE MANAGEMENT SYSTEM DETAILS II
13	LEACHATE MANAGEMENT SYSTEM DETAILS III
14	LEACHATE MANAGEMENT SYSTEMS DETAILS IV
15	FINAL COVER SYSTEM DETAILS I
16	FINAL COVER SYSTEM DETAILS II
17	SURFACE WATER MANAGEMENT SYSTEM DETAILS I
18	SURFACE WATER MANAGEMENT SYSTEM DETAILS II
19	SURFACE WATER MANAGEMENT SYSTEM DETAILS III
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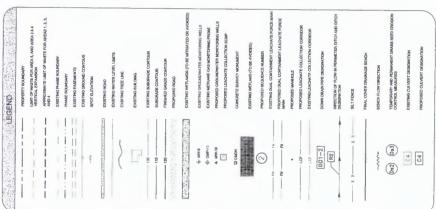


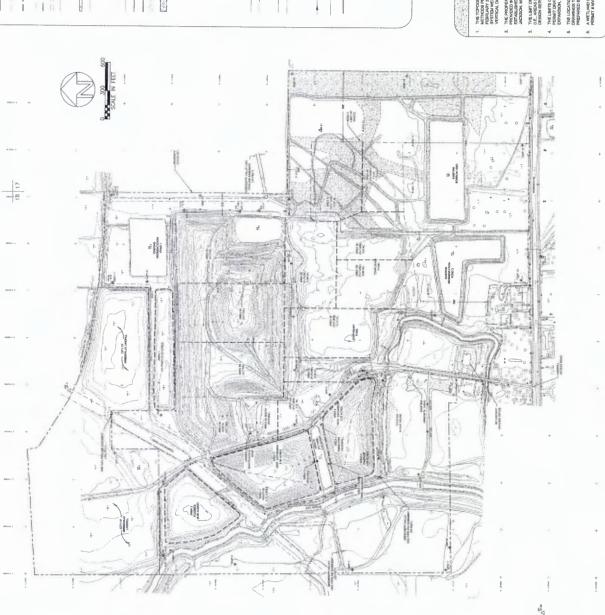


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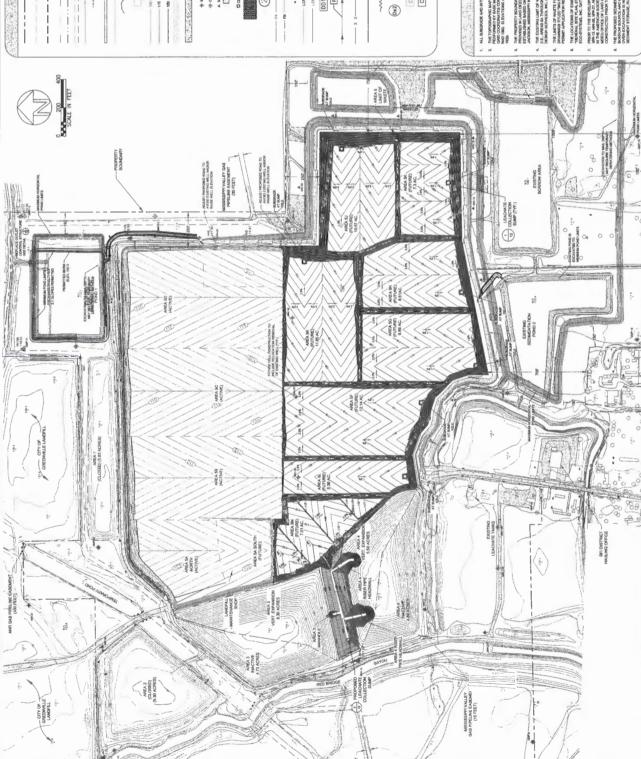
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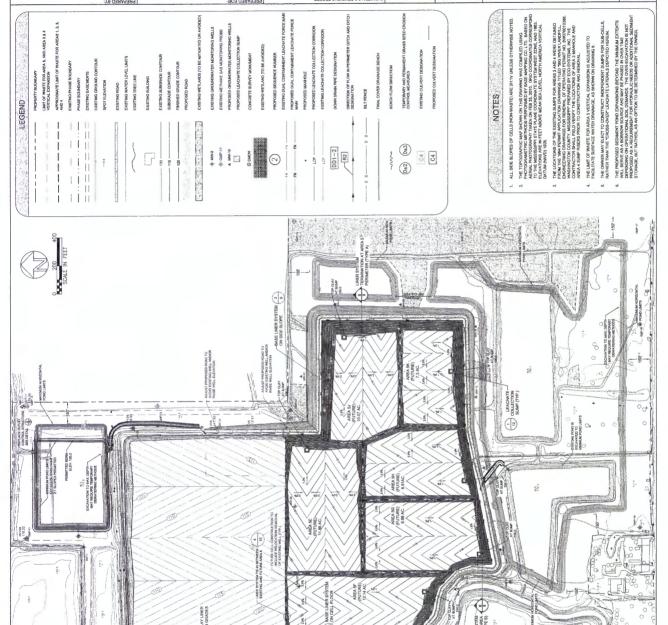
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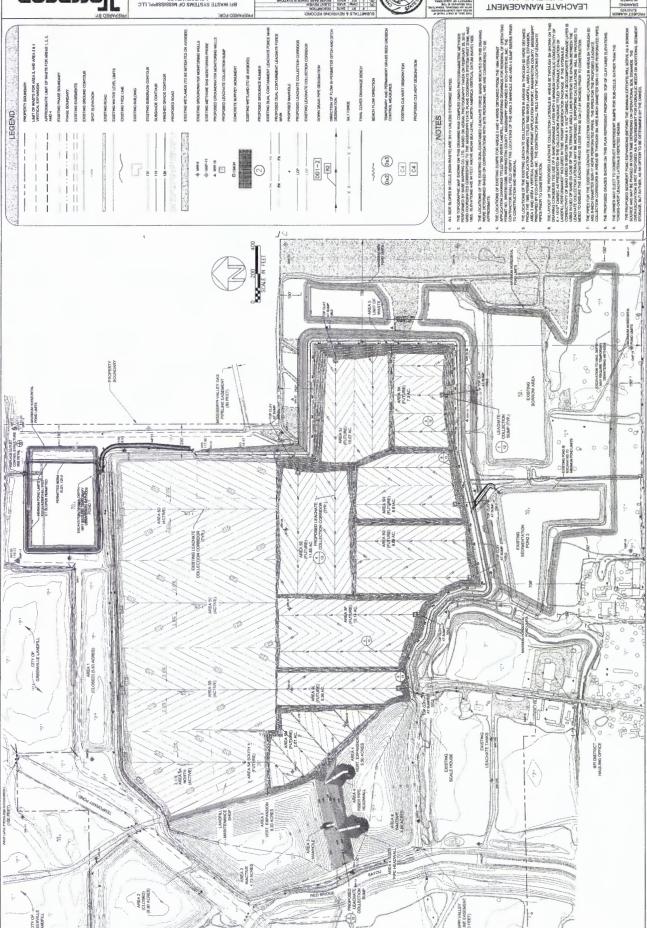


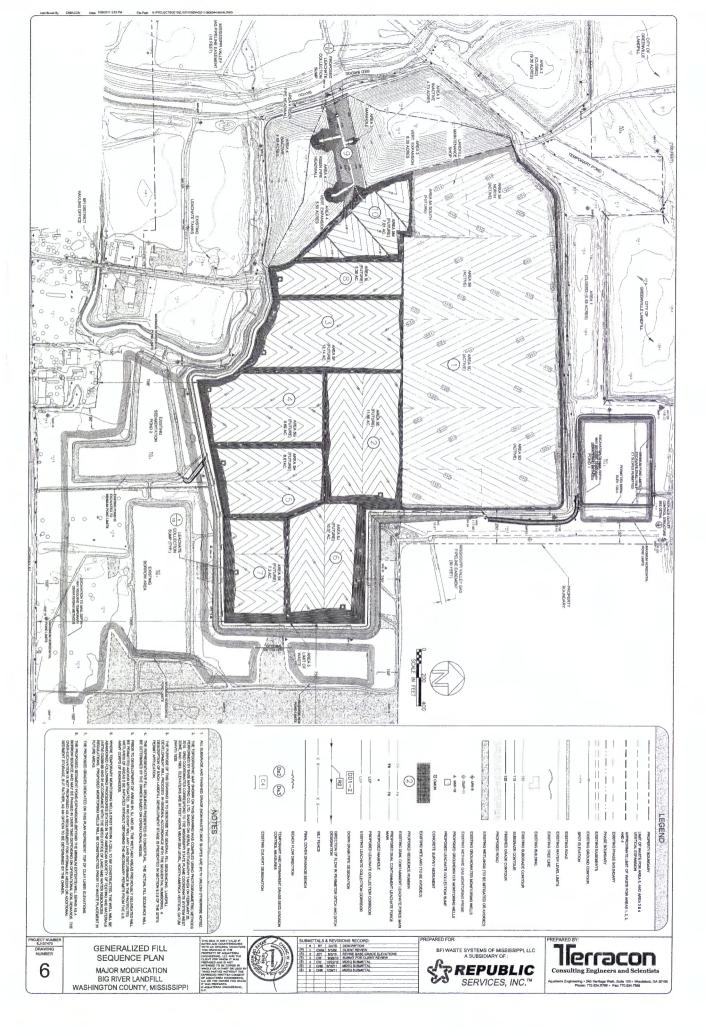


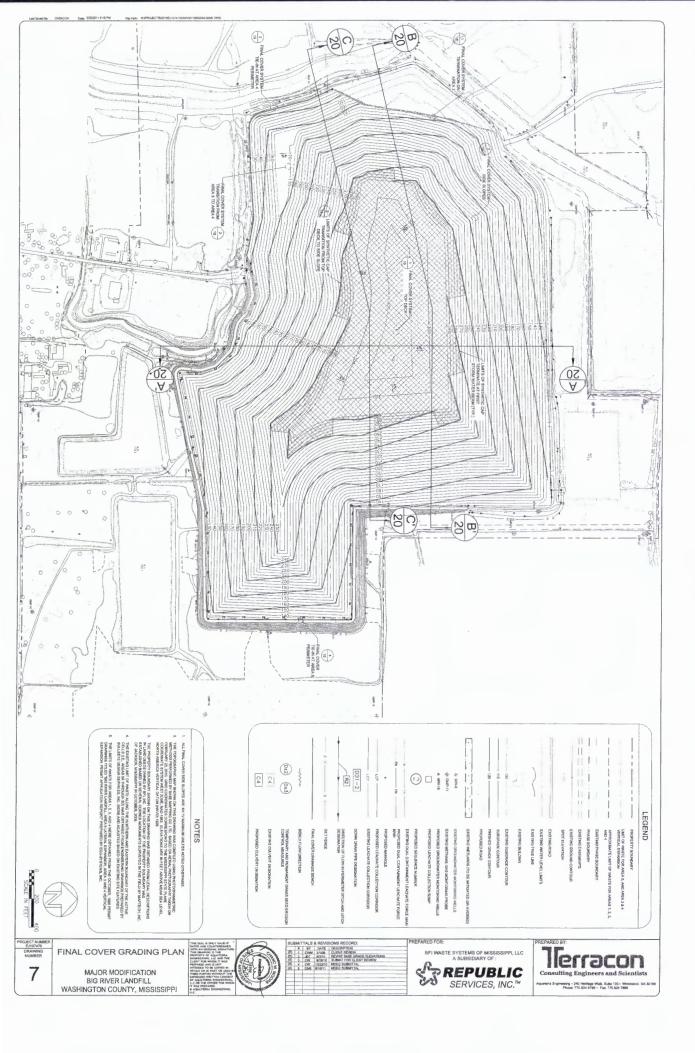
MAJOR MODIFICATION BIG RIVER LANDFILL WASHINGTON COUNTY, MISSISSIPPI

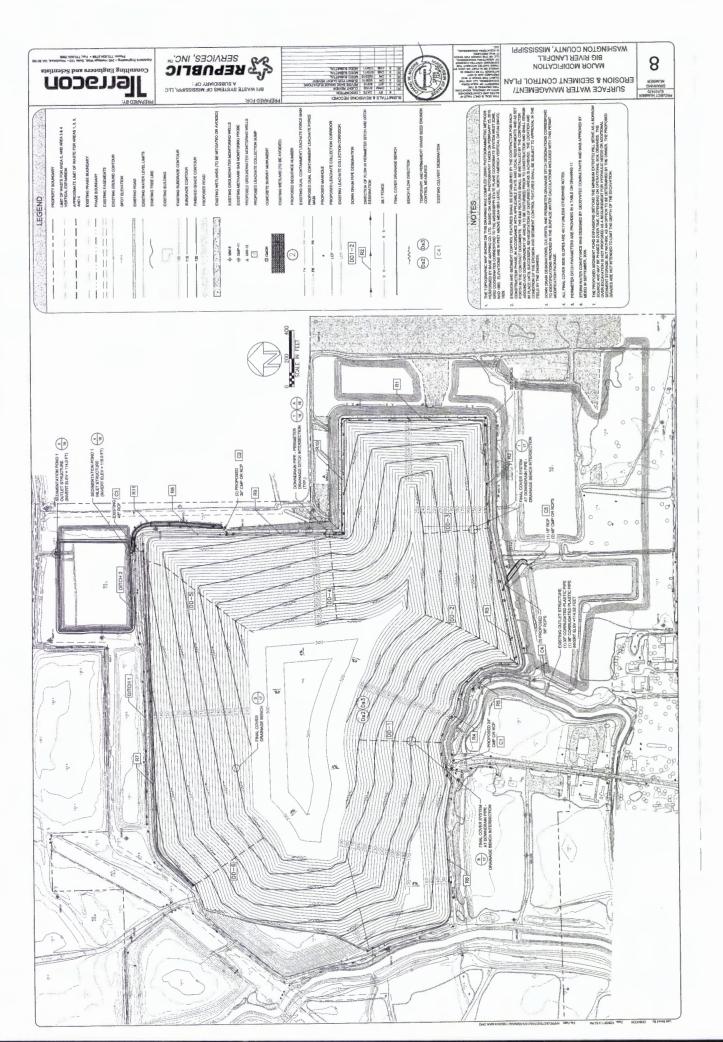
LEACHATE MANAGEMENT
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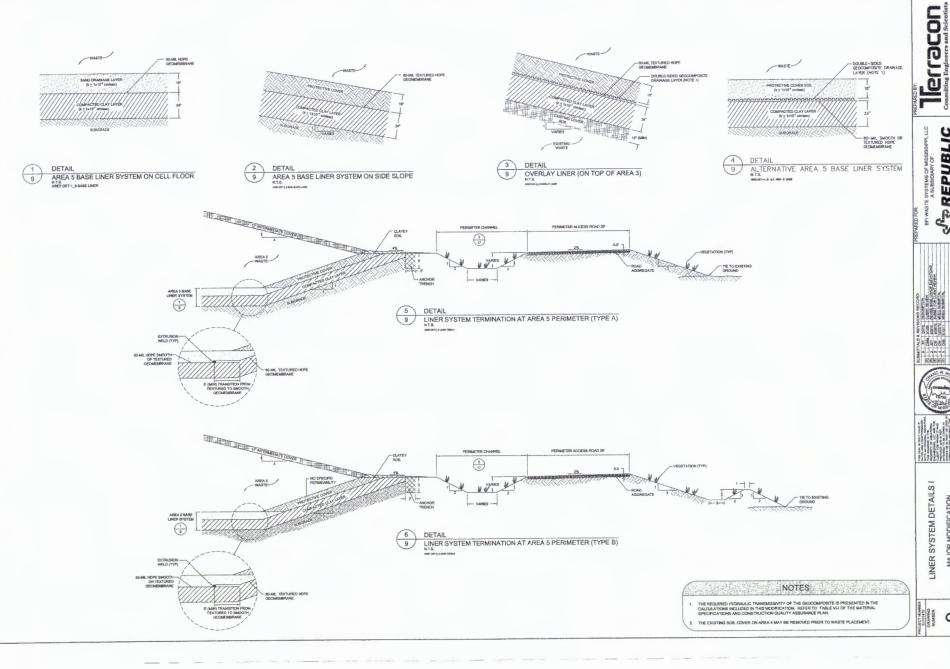












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MAJOR MODIFICATION BIG RIVER LANDFILL WASHINGTON COUNTY, MISSISSIPPI

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