



**US Army Corps  
of Engineers**

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



# Public Notice

APPLICATION NO.:	<u>MVK-2022-748</u>
EVALUATOR:	<u>Ms. Jennifer Brown</u>
PHONE NO.:	<u>(601) 631-5147</u>
E-MAIL:	<u>Jennifer.G.Brown@usace.army.mil</u>
DATE:	<u>October 18, 2022</u>
EXPIRATION DATE:	<u>November 8, 2022</u>

Interested parties are hereby notified that the U.S. Army Corps of Engineers, Vicksburg District, and the Mississippi Department of Environmental Quality (MDEQ), 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-RD, and the MDEQ at Post Office Box 2261, Jackson, Mississippi 39225-2261, and must reach these offices by the cited expiration date.

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 not submitted a certification request to MDEQ (certifying authority). In accordance with Certification Rule part 121.6, once the applicant submits a certification request, the Corps of Engineers will notify the certifying agency of the reasonable period of time for them to act upon the certification request.

**Law Requiring a Permit:** 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:**  
Mr. Rob Fischer  
IDI Logistics, LLC  
6075 Poplar Avenue, Suite 124  
Memphis, Tennessee 38119

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

**Location of Work:** Section 5, Township 2 South, Range 6 West; Latitude 34.941984, Longitude -89.859773; within the Camp Creek-Coldwater River Drainage Basin (8-digit HUC 08030204); 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 seeking a Department of the Army permit for the purpose of constructing a logistics/distribution facility within the Olive Branch Logistics Center in Olive Branch, Mississippi. The project is needed to accommodate the increased demand for the transload of commodities to local businesses. The total project parcel consists of approximately 114 acres. The applicant proposes the construction of two new warehouse buildings and associated parking lots, truck courts, and the extension of Nail Road to Craft Road (the latter of which is required by the City of Olive Branch). In addition, the applicant proposes the expansion of one existing warehouse building. The parking lots, truck courts and Nail Road extension would all be paved with impermeable material.

As proposed the project would result in the:

- Filling (loss) of 4.72 acres of scrub/shrub wetlands.
- Filling (loss) of 0.08 acres (1,251 linear feet) of two ephemeral streams.
- Piping of two segments of intermittent streams (total of 462 linear feet).
- Filling (loss) of 46.7 linear feet of intermittent stream.

Best management practices would be implemented and maintained throughout the construction sequence to protect against secondary adverse (erosion and sedimentation) impacts.

Vegetative components within the scrub-shrub wetlands include American sycamore (*Platanus occidentalis*), black willow (*Salix nigra*), sweetgum (*Liquidambar styraciflua*), river birch (*Betula nigra*), goldenrod (*Solidago spp.*), rush (*Juncus spp.*), southern dewberry (*Rubus trivialis*), box elder (*Acer negundo*), wool grass (*Scirpus cyperinus*), lizard's tail (*Saururus cernuus*), eastern baccharis (*Baccharis halimifolia*), smartweed (*Polygonum spp.*), and cattail (*Typha latifolia*).

To compensate for the proposed wetland and stream functional losses, the applicant proposes to supply compensatory mitigation credits from an USACE Vicksburg District approved mitigation bank servicing the hydrologic unit code of the impacts, HUC 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 likely to yield resources eligible for inclusion on the National Register of Historic Places. An investigation for the presence of potentially eligible historic properties is justified.

**Endangered Species:** The Threatened and Endangered Species list for the project area includes the northern long-eared bat (*Myotis septentrionalis*). Utilizing the Standard Local Operating Procedure 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 (USFWS), the Corps has determined that the proposed activity may affect the northern long-eared bat, however, take incidental to the proposed activity would not be prohibited as per the northern long-eared bat Final 4(d) Rule.

**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 project area is not located 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.

**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.

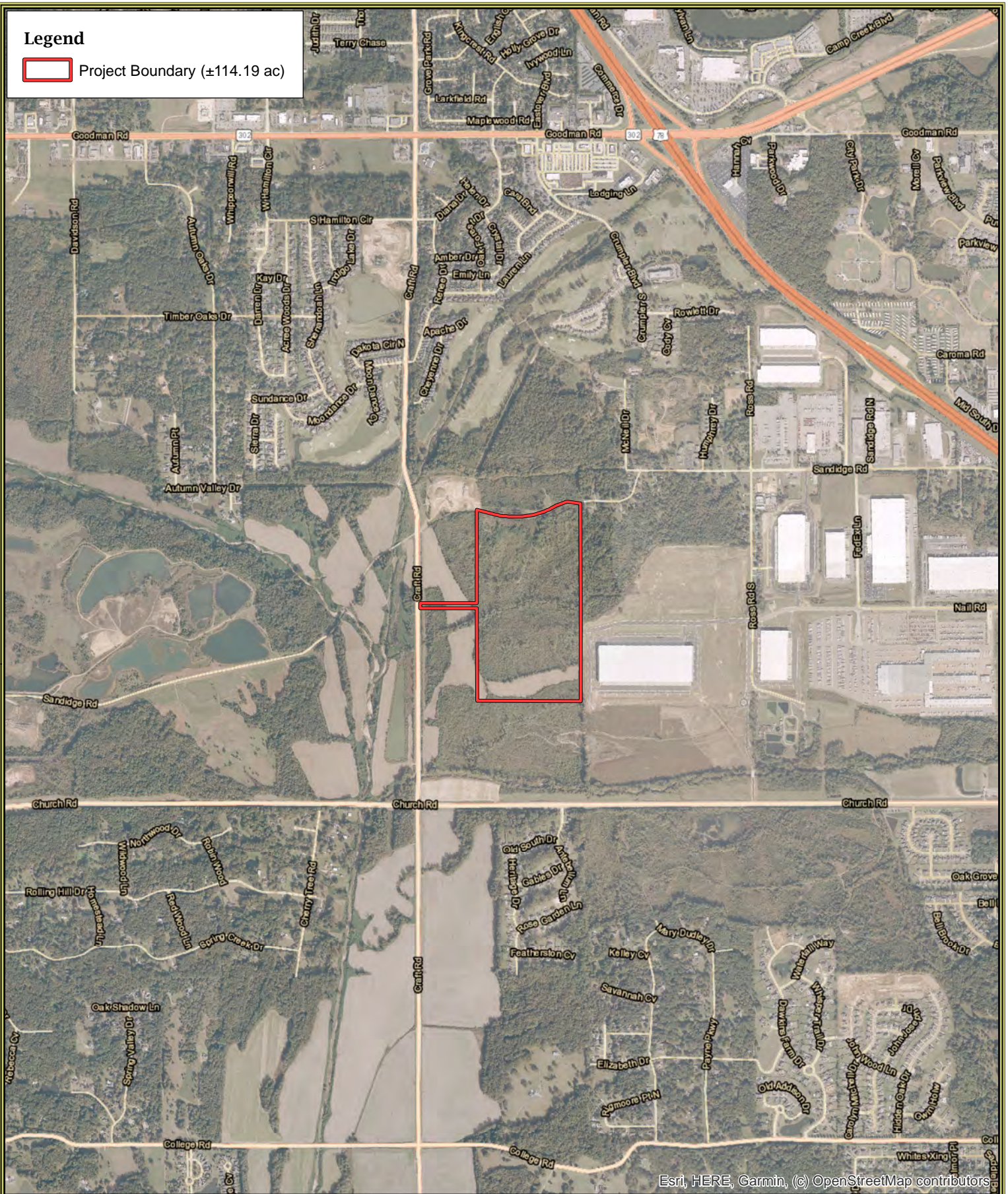
**Notification of Final Permit Actions:** Each month, the final permit actions from the preceding month are published on the Vicksburg District Regulatory web page. To access this information, you may follow the link from the Regulatory web page, <http://www.mvk.usace.army.mil/Missions/Regulatory.aspx>.

Bryan Williamson  
Chief, Permit and Evaluation Branch  
Regulatory Division



**Legend**

 Project Boundary (±114.19 ac)



Esri, HERE, Garmin, (c) OpenStreetMap contributors




**HEADWATERS**  
NATURAL RESOURCES CONSULTING  
WWW.HEADWATERS-INC.COM

Date Created: 4/6/2022      Created by: PGH

**IDI Logistics**  
Section 5, Township 2 South, Range 6 West  
Desoto County, Mississippi  
[Site Location Map](#)

0      350,000      700,000  
Feet





1:24,000

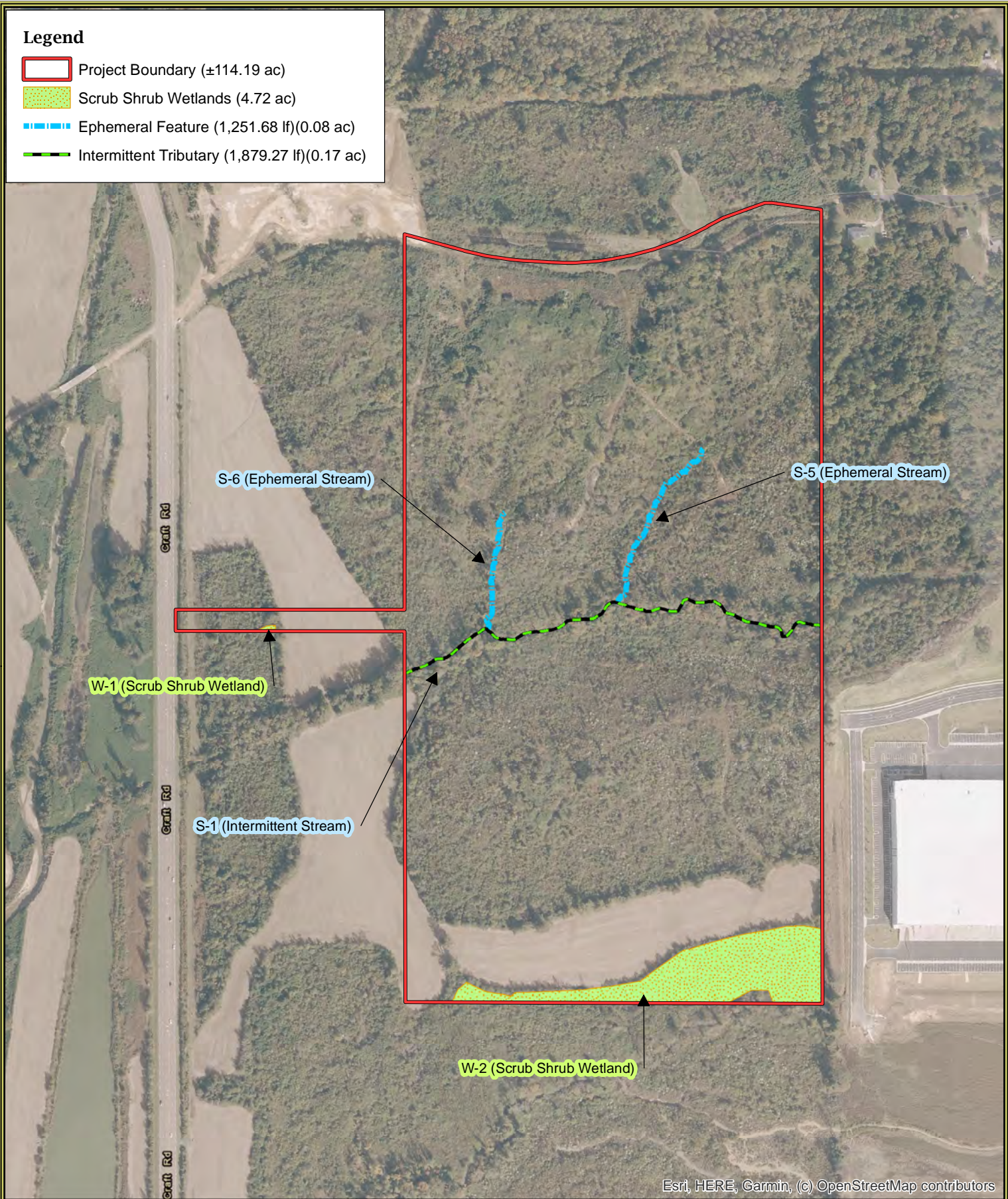


NAD 1983 StatePlane Mississippi West FIPS 2302 Feet  
USDA NAIP 2021 Imagery Basemap



**Legend**

-  Project Boundary (±114.19 ac)
-  Scrub Shrub Wetlands (4.72 ac)
-  Ephemeral Feature (1,251.68 lf)(0.08 ac)
-  Intermittent Tributary (1,879.27 lf)(0.17 ac)



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**IDI Logistics**  
Section 5, Township 2 South, Range 6 West  
Desoto County, Mississippi  
**Wetland Location Map**

0      350,000      700,000  
Feet

1:6,000

N

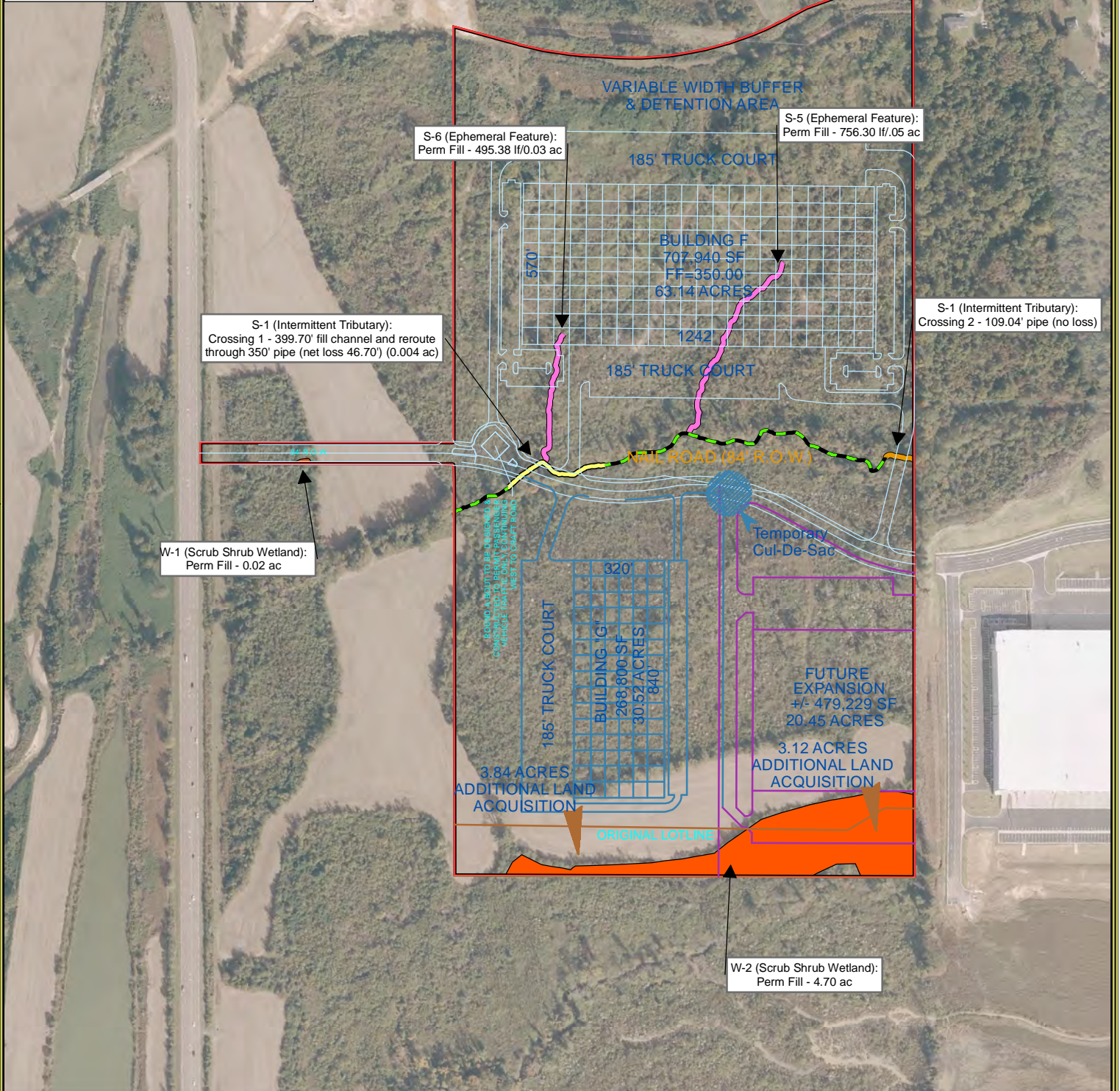
NAD 1983 StatePlane Mississippi West FIPS 2302 Feet

USDA NAIP 2021 Imagery Basemap



**Legend**

- Project Boundary (±114.19 ac)
- Ephemeral Feature, Perm Fill
- Intermittent Tributary, Fill/Reroute
- Intermittent Tributary, Pipe
- Intermittent Tributary, Avoided
- Scrub Shrub Wetland, Perm Fill



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**IDI Logistics**  
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 Desoto County, Mississippi  
**Site Plan/Wetland Impact Map**

N

0 1,200 2,400  
 Feet

1:6,000


NAD 1983 StatePlane Mississippi West FIPS 2302 Feet

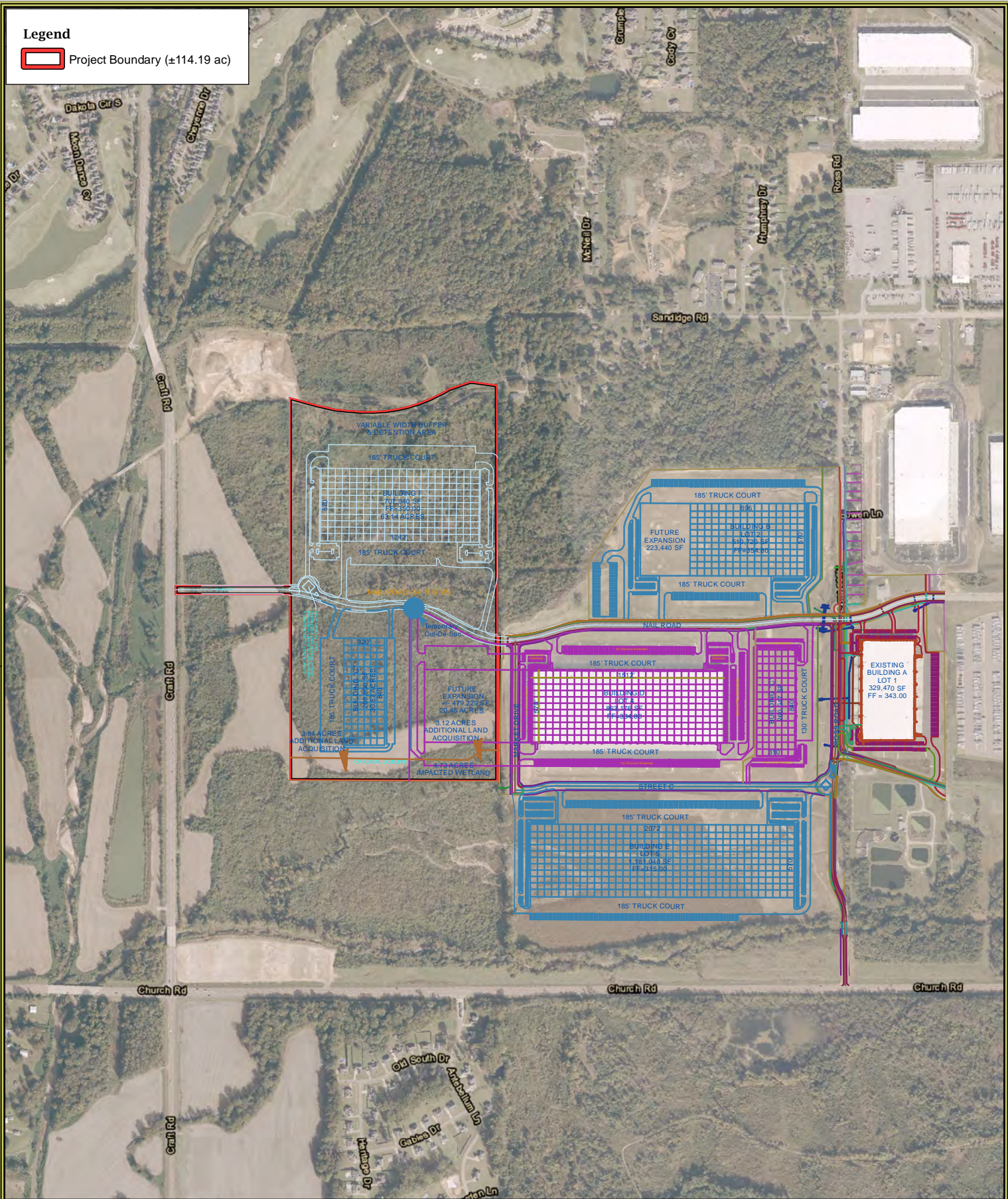
USDA NAIP 2021 Imagery Basemap

Date Created: 7/27/2022 Created by: PGH



**Legend**

 Project Boundary (±114.19 ac)




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**IDI Logistics**  
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Desoto County, Mississippi  
[Site Plan Map](#)

0      1,200      2,400  
Feet

1:12,000

N

NAD 1983 StatePlane Mississippi West FIPS 2302 Feet

USDA NAIP 2021 Imagery Basemap