



DEPARTMENT OF THE ARMY
CORPS OF ENGINEERS, JACKSONVILLE DISTRICT
P.O. BOX 4970
JACKSONVILLE, FLORIDA 32232-0019

August 16, 2019

Regulatory Division
North Permits Branch
Jacksonville Permits Section

PUBLIC NOTICE

Permit Application No. SAJ-2019-00343 (SP-MAO)

TO WHOM IT MAY CONCERN: The Jacksonville District of the U.S. Army Corps of Engineers (Corps) has received an application for a Department of the Army permit pursuant to Section 404 of the Clean Water Act (33 U.S.C. §1344) and Section 10 of the Rivers and Harbors Act of 1899 (33 U.S.C. §403) as described below:

APPLICANT: DPC Jax, LLC
2000 Wells Pond Court
Jacksonville, FL 32073

WATERWAY AND LOCATION: The project would affect waters of the United States associated with the Trout River. The project site is located on Broward Road adjacent to Interstate 95, south of Clark Road, east of Interstate Center Drive, in Section 13, Township 1 South, Range 26 East, Jacksonville, Duval County, Florida.

Directions to the site are as follows: From downtown Jacksonville, take Interstate 95 north to exit 358B for Broward Road and travel west for approximately one-half mile to a roadway roundabout. The project site is on the right side of the road.

APPROXIMATE CENTRAL COORDINATES: Latitude 30.412561°
Longitude -81.659056°

PROJECT PURPOSE:

Basic: Commercial recreational facility.

Overall: Construction of a commercial recreational facility in north central Duval County.

EXISTING CONDITIONS: The wetland system consists of a freshwater system. The onsite vegetation consists of pine flatwoods with the dominant vegetation including slash pine (*Pinus elliottii*) loblolly pine (*Pinus taeda*), water oak (*Quercus nigra*), laurel oak (*Quercus laurifolia*), southern magnolia (*Magnolia grandiflora*), saw palmetto (*Sabal palmetto*), bitter gallberry (*Ilex glabra*), and bracken fern (*Pteridium aquilinum*). The site also contains inland ponds and sloughs with vegetation including pond cypress (*Taxodium ascendens*), red maple (*Acer rubrum*), blackgum (*Nyssa sylvatica* var. *biflora*), virginia chain fern (*Woodwardia virginica*), and royal fern (*Osmunda regalis*).

The existing area surrounding the project area consists of Interstate 95 to the east, roadways to the north and west, and a small undeveloped, pine parcel to the south.

PROPOSED WORK: The applicant seeks authorization to discharge fill over 4.63 acres of wetlands and ditches for the construction of a commercial, recreational automotive training and handling facility.

AVOIDANCE AND MINIMIZATION INFORMATION – The applicant has provided the following information in support of efforts to avoid and/or minimize impacts to the aquatic environment:

The applicant has limited impacts to wetlands to the maximum extent practicable.

COMPENSATORY MITIGATION – The applicant has offered the following compensatory mitigation plan to offset unavoidable functional loss to the aquatic environment:

The proposed impact areas have been evaluated pursuant to the Wetland Rapid Assessment Procedure (WRAP). Based on WRAP impacting the onsite wetlands will result in 2.50 units of relative functional loss ($0.54/\text{acre} \times 4.63 \text{ acres} = 2.50$). As mitigation for the impacts, the permit applicant will purchase 2.50 WRAP credits from Loblolly Mitigation Bank.

CULTURAL RESOURCES:

The Corps has determined the permit area has been extensively modified by previous work and there is little likelihood a historic property may be affected.

ENDANGERED SPECIES:

The Corps has determined the proposal would have no effect on any listed threatened or endangered species or designated critical habitat.

ESSENTIAL FISH HABITAT (EFH): This notice initiates consultation with the National Marine Fisheries Service on EFH as required by the Magnuson-Stevens Fishery Conservation and Management Act 1996. Our initial determination is that the proposed action would not have a substantial adverse impact on EFH or Federally managed fisheries. Our final determination relative to project impacts and the need for mitigation measures is subject to review by and coordination with the National Marine Fisheries Service.

NOTE: This public notice is being issued based on information furnished by the applicant. This information has not been verified or evaluated to ensure compliance with laws and regulation governing the regulatory program. The jurisdictional line has been verified by Corps personnel.

AUTHORIZATION FROM OTHER AGENCIES: Water Quality Certification may be required from the Florida Department of Environmental Protection and/or one of the state Water Management Districts.

COMMENTS regarding the potential authorization of the work proposed should be submitted in writing to the attention of the District Engineer through the Jacksonville Permits Section, P.O. Box 4970, Jacksonville, Florida 32232 within 30 days from the date of this notice.

The decision whether to issue or deny this permit application will be based on the information received from this public notice and the evaluation of the probable impact to the associated wetlands. This is based on an analysis of the applicant's avoidance and minimization efforts for the project, as well as the compensatory mitigation proposed.

QUESTIONS concerning this application should be directed to the project manager, Michael Ornella, in writing at the Jacksonville Permits Section, P.O. Box 4970, Jacksonville, Florida 32232; by electronic mail at Michael.Ornella@usace.army.mil; by facsimile transmission at (904)232-1904; or, by telephone at (904)232-1498.

IMPACT ON NATURAL RESOURCES: Coordination with U.S. Fish and Wildlife Service, Environmental Protection Agency (EPA), the National Marine Fisheries Services, and other Federal, State, and local agencies, environmental groups, and concerned citizens generally yields pertinent environmental information that is instrumental in determining the impact the proposed action will have on the natural resources of the area.

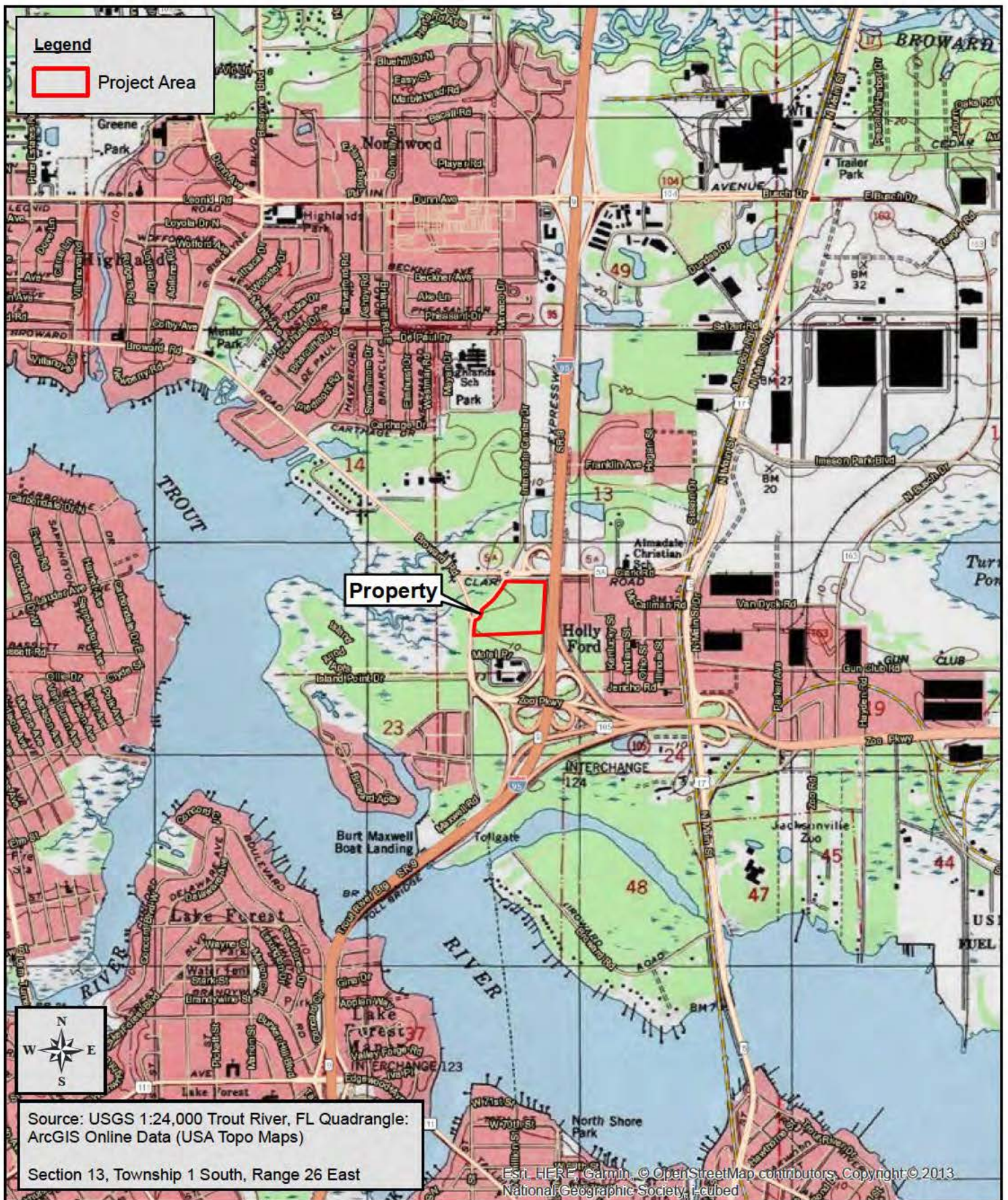
EVALUATION: The decision whether to issue a permit will be based on an evaluation of the probable impact including cumulative impacts of the proposed activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefits, 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 cumulative impacts thereof; among these are conservation, economics, esthetics, general environmental concerns, wetlands, historical properties, fish and wildlife values, flood hazards, floodplain values, land use, navigation, shoreline erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food, and fiber production, mineral needs, considerations of property ownership, and in general, the needs and welfare of the people. Evaluation of the impact of the activity on the public interest will also include application of the guidelines promulgated by the Administrator, EPA, under authority of Section 404(b) of the Clean Water Act or the criteria established under authority of Section 102(a) of the Marine Protection Research and Sanctuaries Act of 1972. A permit will be granted unless its issuance is found to be contrary to the public interest.

The US Army Corps of Engineers (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 determination, comments are used to assess impacts to endangered species, historic properties, water quality, general environmental effects, and the other public interest factors listed above. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the proposed activity.

COASTAL ZONE MANAGEMENT CONSISTENCY: In Florida, the State approval constitutes compliance with the approved Coastal Zone Management Plan. In Puerto Rico, a Coastal Zone Management Consistency Concurrence is required from the Puerto Rico Planning Board. In the Virgin Islands, the Department of Planning and Natural Resources permit constitutes compliance with the Coastal Zone Management Plan.

REQUEST FOR PUBLIC HEARING: Any person may request a public hearing. The request must be submitted in writing to the District Engineer within the designated comment period of the notice and must state the specific reasons for requesting the public hearing.



PEACOCK CONSULTING GROUP, LLC



12058 San Jose Boulevard, Suite 604, Jacksonville, Florida 32223
(904) 269-1766 phone (904) 268-1729 fax

Broward Rd Commercial

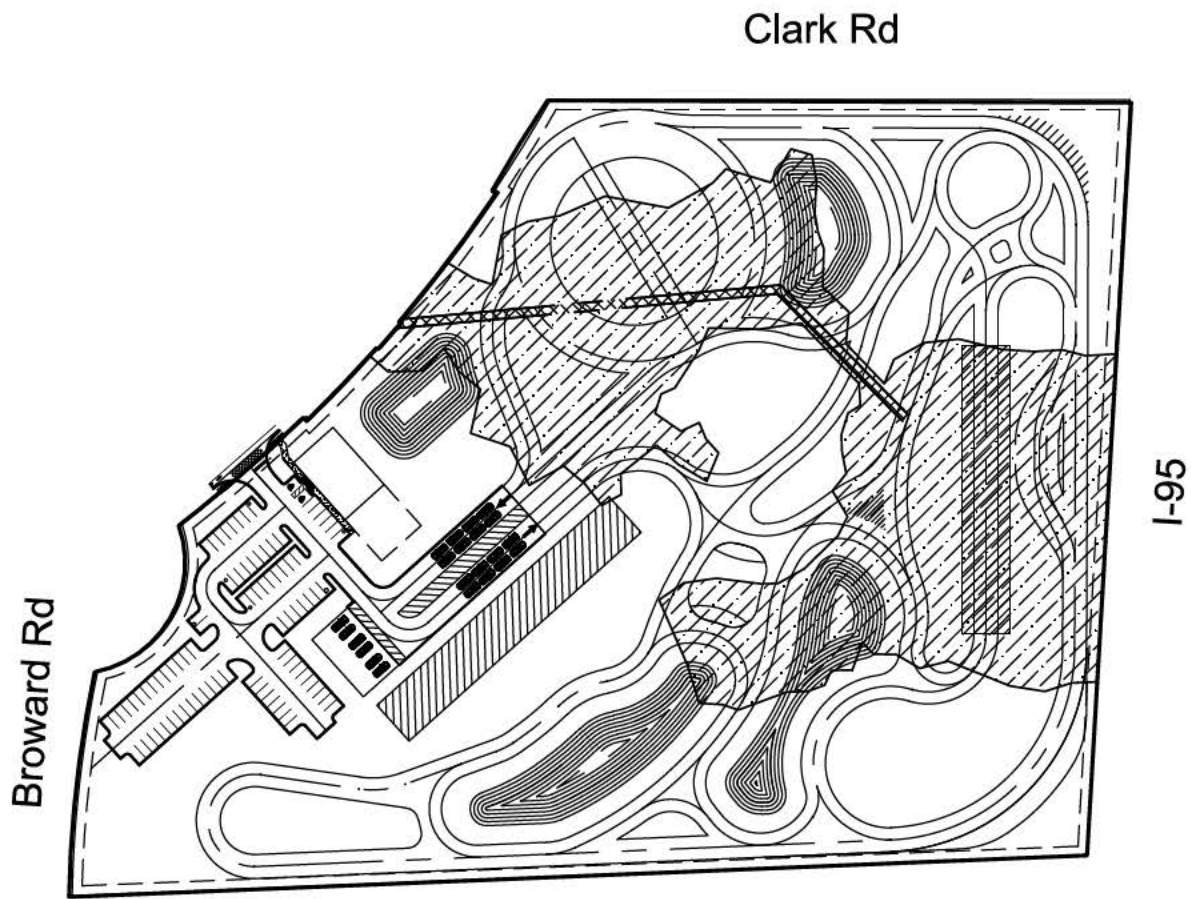
Duval County, Florida

Location/Topographic Map

Figure: 1

Date: 5-6-19

0 2,000'



Legend:

- Project Boundary
- Wetland Line

- Proposed Ditch Impact 0.12 ac.±
- Proposed Wetland Impact 4.51 ac.±

