

PUBLIC NOTICE



**US Army Corps
of Engineers
Kansas City District**

**Permit No. NWK-2015-1932
Issue Date: September 24, 2020
Expiration Date: October 15, 2020**

21-Day Notice

APPLICANT: City of Saint Joseph
100B NW Rosecrans Road
St. Joseph, MO 64503

PROJECT LOCATION (As shown on the attached drawings): Browning Lake in Section 11, Township 57 North, Range 36 West, Buchanan County, Missouri.

USGS Quad - Wathena, Kans.-Mo.
(Latitude: 39.7598 – Longitude: -94.9068)

AUTHORITY: Section 404 of the Clean Water Act (33 USC 1344)

ACTIVITY (As shown on the attached drawings): Proposed: General fill of 0.78 acres of Browning Lake (open water) and 0.28 acres of emergent wetlands bordering Browning Lake to relocate the southern portion of the existing service road outside the runway safety area and object free area.

WETLANDS/AQUATIC HABITAT: 0.78 acres of Browning Lake (open water) and 0.28 acres of emergent wetlands adjacent to Browning Lake.

APPLICANT'S STATEMENT OF AVOIDANCE, MINIMIZATION, AND COMPENSATORY MITIGATION FOR UNAVOIDABLE IMPACTS TO AQUATIC RESOURCES: The applicant has provided the following statement in regards to avoidance, minimization and compensatory mitigation, "The acres of waters of the United States to be impacted by the project were mitigated for in 2016".

The Corps authorized the current proposed runway expansion on February 24, 2016, specifically authorizing the applicant to fill in 1.66 acres of Browning Lake and 0.79 acres of emergent wetlands. This DA authorization expired December 31, 2018. During that work window the applicant only partially expanded the existing service road, filling in a total of 1.03 acres of Browning Lake and 0.39 acres of emergent wetlands. The applicant is now re-applying with the Corps of Engineers in order to finish the runway reconstruction.

The Corps received a copy of the wetland purchase agreement, stating the applicant has purchased 0.79 wetland credits from the Land Learning Foundation In-Lieu Fee Program, dated February 25, 2016.

ADDITIONAL INFORMATION: Additional information about this application may be obtained by contacting Ms. Holly Portis, U.S. Army Corps of Engineers, Kansas City District, 601 East 12th Street, Kansas City, Missouri 64106 at 816-389-2462 or by email at Holly.F.Portis@usace.army.mil. All comments to this public notice should be directed to the above address.

CULTURAL RESOURCES: Kansas City District will comply with the National Historic Preservation Act of 1966 and 36 CFR 800. We have checked the National Register of Historic Places and the Federal Register and no property listed in the Register or proposed for listing is located in the permit area. This is the extent of our knowledge about historic properties in the permit area at this time. However, we will evaluate input by the State Historic Preservation Officers, Tribal Historic Preservation Officers (or Tribe designated representative) and the public in response to this public notice, and we may conduct or require a reconnaissance survey of the permit area to check for unknown historic properties, if warranted.

ENDANGERED SPECIES: In compliance with the Endangered Species Act, a preliminary determination has been made that the described work will not affect species designated as threatened or endangered or adversely affect critical habitat. In order to complete our evaluation of this activity, comments are solicited from the U.S. Fish and Wildlife Service and other interested agencies and individuals.

FLOODPLAINS: This activity is being reviewed in accordance with Executive Order 11988, Floodplain Management, which discourages direct or indirect support of floodplain development whenever there is a practicable alternative. By this public notice, comments are requested from individuals and agencies that believe the described work will adversely impact the floodplain.

WATER QUALITY CERTIFICATION: 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 the MDNR (certifying authority). In accordance with Certification Rule part 121.6, once the applicant submits a certification request the Corps will determine the reasonable period of time for the certifying agency to act upon the certification and provide written notification. In accordance with Certification Rule part 121.12, the Corps will notify the U.S. Environmental Protection Agency Administrator when it has received a Department of the Army (DA) permit application and the related certification. The Administrator is responsible for determining if the discharge may affect water quality in a neighboring jurisdiction. The DA permit may not be issued pending the conclusion of the Administrator's determination of effects on neighboring jurisdictions.

PUBLIC INTEREST REVIEW: The decision to issue a permit will be based on an evaluation of the probable impact including the 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 the cumulative effects thereof; among those are conservation, economics, esthetics, general environmental concerns, wetlands, cultural values, 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 and, in general, the needs and welfare of the people. The evaluation of the impact of the activity on the public interest will include application of the guidelines promulgated by the Administrator, Environmental Protection Agency under authority of Section 404(b) of the Clean Water Act (33 USC 1344). The Corps of Engineers 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 of Engineers 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 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.

COMMENTS: This notice is provided to outline details of the above-described activity so this District may consider all pertinent comments prior to determining if issuance of a permit would be in the public interest. Any interested party is invited to submit to this office written facts or objections relative to the activity on or before the public notice expiration date. Comments both favorable and unfavorable will be accepted and made a part of the record and will receive full consideration in determining whether it would be in the public interest to issue the DA permit. Copies of all comments, including names and addresses of commenters, may be provided to the applicant. Comments should be emailed to the address shown on page 2 of this public notice.

PUBLIC HEARING: Any person may request, in writing, prior to the expiration date of this public notice, that a public hearing be held to consider this application. Such requests shall state, with particularity, the reasons for holding a public hearing.

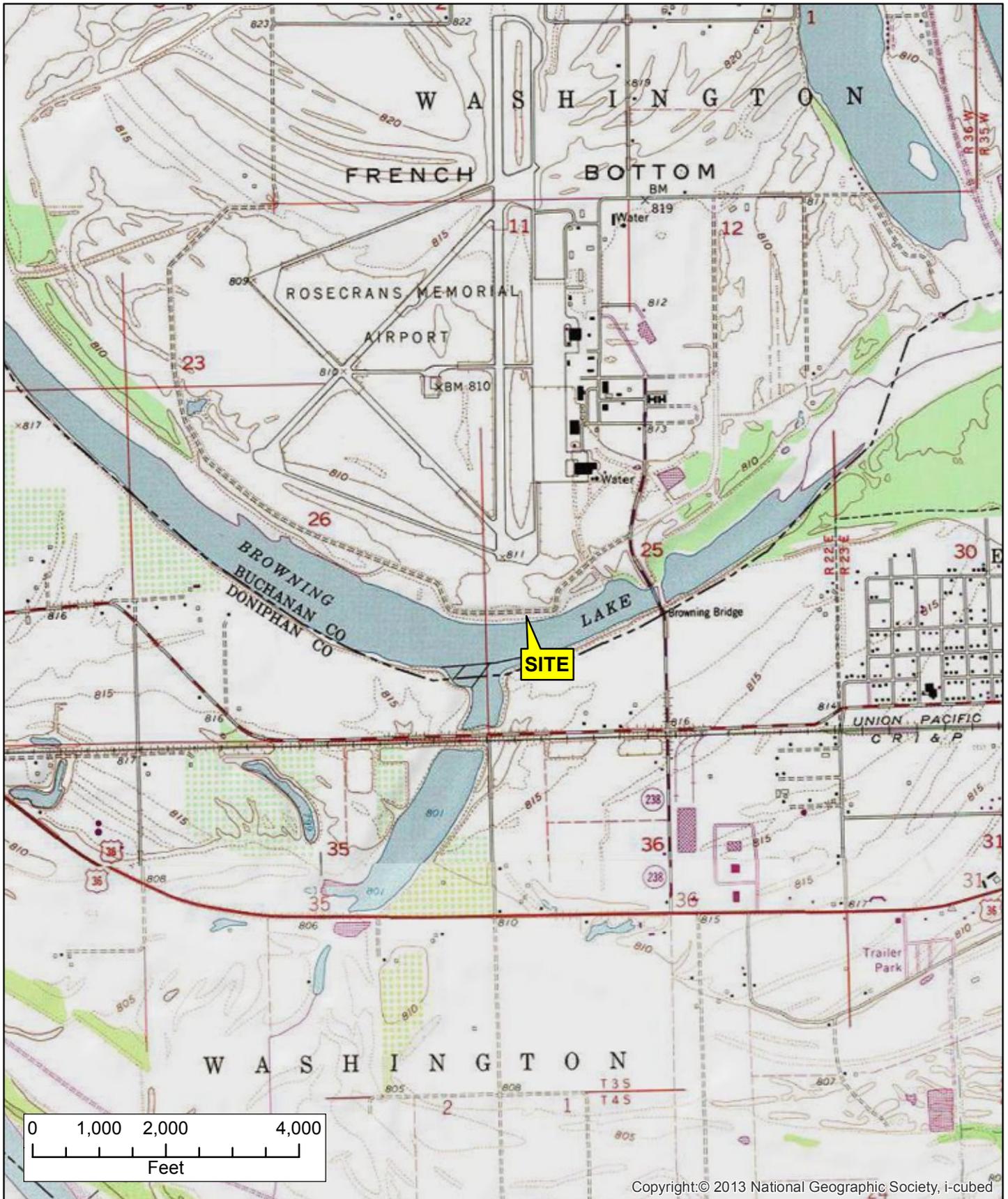


Site Map - Vicinity Aerial Photo
 NWK-2015-01932
 City of St. Joseph, Missouri
 Runway 35 Access Road Relocation
 T. 57 N., R. 36 W., Sec. 11, Buchanan County, Missouri

PERMIT NO. NWK-2015-1932
 CITY OF SAINT JOSEPH
 RUNWAY RELOCATION
 BROWNING LAKE
 BUCHANAN COUNTY, MISSOURI
 SHEET 1 OF 3
 24 SEPTEMBER 2020



U.S. Army Corps of Engineers
 Kansas City District



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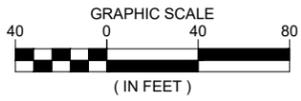
PERMIT NO. NWK-2015-1932
 CITY OF SAINT JOSEPH
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 SHEET 2 OF 3
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Site Map
 NWK-2015-01932
 City of St. Joseph, Missouri
 Runway 35 Access Road Relocation
 T. 57 N., R. 36 W., Sec. 11, Buchanan County, Missouri

U.S. Army Corps of Engineers
 Kansas City District

Total Proposed Fill to be placed within Waters of the United States:
 0.28 acres of PEM Wetlands
 0.78 acres of Browning Lake



ROSECRANS MEMORIAL
A I R P O R T
 CITY OF ST. JOSEPH, MISSOURI

PERMIT NO. NWK-2015-1932
 CITY OF SAINT JOSEPH
 RUNWAY RELOCATION
 BROWNING LAKE
 BUCHANAN COUNTY, MISSOURI
 SHEET 3 OF 3
 24 SEPTEMBER 2020

ROSECRANS MEMORIAL AIRPORT
 VEHICLE SERVICE ROAD RELOCATION
 WETLANDS EXHIBIT

Plotted August 18, 2020 @ 1:48 PM by Dave Conway
 C:\STJ\15423 Service Road EIR\CADD\EXHIBIT\SET17 ACCESS ROAD - WETLANDS EXHIBIT.dwg