

PUBLIC NOTICE

US Army Corps of Engineers ® Rock Island District

Applicant: City of Cincinnati, IA Date: November 16, 2021

CEMVR-RD-2021-1310

Date: November 16, 2021 Expires: December 15, 2021 Section 404

Joint Public Notice US Army Corps of Engineers Iowa Department of Natural Resources

1. **Applicant**: City of Cincinnati, Iowa, c/o Ms. Jessica Lenik, 101 Alpine Street, Cincinnati, Iowa 52549.

2. **Project Location**: Wetlands and streams within a parcel of property located in Section 4, Township 67 North, Range 18 West, Appanoose County, Iowa. UTM Z 15 NAD 83. Latitude 40.6359, Longitude -92.9308.

3. Project Description:

a. The Applicant proposes to upgrade and improve an existing wastewater treatment plant that serves the City of Cincinnati, Iowa. This proposal includes the following: The existing lagoon infrastructure for primary and secondary treatment will be retained and a 4-cell aerated Horizontal Flow SAGR will be constructed south of the existing facility. Ultra-violet (UV) disinfection for treatment of E.coli is planned for construction at the same location. A waterway will be constructed from the east and a 1.4-acre pond will be built on a small tributary coming from the south. As a result of this project, 1.38 acres of wetland (0.25 forested and 1.13 emergent) would be filled and a yet to be determined amount of stream will be impounded behind the earthen embankment. This project has received a Categorical Exclusion from the USDA Office of Rural Development.

b. The Applicant has not yet proposed wetland or stream mitigation. The project is located within the service area of a wetland mitigation bank but at this time, there is no stream mitigation bank in the service area.

c. Avoidance and minimization: The applicant has not provided any statement on avoidance and minimization.

4. Agency Review:

a. Department of the Army, Corps of Engineers. The Department of the Army application is being processed under the provisions of Section 404 of the Clean Water Act (33 U.S.C. 1344).

b. State of Iowa. The project plans have been submitted to the Iowa Department of Natural Resources for state certification of the proposed work in accordance with Section 401 of the Clean Water Act. The certification, if issued, will express the Department's opinion that the proposed activity will comply with Iowa's water quality standards (Chapter 61 IAC). The applicant has also applied for authorization of work in the floodplain pursuant to Chapter 455B of the Iowa Code and other applicable state permits. Written comments concerning possible impacts to waters of Iowa should be addressed to: Iowa Department of Natural Resources, 502 <u>E. 9th Street, Des Moines, Iowa 50319</u>. A copy of the comments should be provided to the Corps of Engineers office (see paragraph 11. of this public notice for address).

5. **Historical/Archaeological**: The UDSA is the lead Federal agency for this project and has completed Section 106 coordination with the Iowa State Historic Preservation Office. The area was surveyed and was covered under R & C Number 201204267. The SHPO concurred with "No Effect" on December 6, 2020. No additional coordination is required.

6. **Endangered Species**: The USDA completed Section 7 consultation and there was no habitat for any listed species present on the site, therefore this project will have no effect on any species listed for Appanoose County, Iowa.

7. **Dredge/Fill Material Guidelines**: The evaluation of the impact of the proposed activity on the public interest will also include application of the guidelines promulgated by the Administrator of the United States Environmental Protection Agency under authority of Section 404(b) of the Clean Water Act (40 CFR Part 230).

8. **Public Interest Review**: The decision whether to issue the Corps 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 benefit 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, aesthetics, 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 production and, in general, the needs and welfare of the people.

9. Who Should Reply: 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 the 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. These statements should be submitted on or before the expiration date specified at the top of page 1. These statements should bear upon the adequacy of plans and suitability of locations and should, if appropriate, suggest any changes considered desirable. 10. **Public Hearing Requests**: Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. Requests for public hearings shall state, with particularity, the reasons for holding a public hearing. A request may be denied if substantive reasons for holding a hearing are not provided.

11. **Reply to the Corps**. Comments concerning the Corps permit should be addressed to the District Engineer, US Army Corps of Engineers, Rock Island District, ATTN: OD-P (Frohlich), Clock Tower Building - Post Office Box 2004, Rock Island, Illinois 61204-2004. For additional information contact <u>Mr. Albert Frohlich (309/794-5859)</u> or email: <u>Albert.J.Frohlich@usace.army.mil</u>.

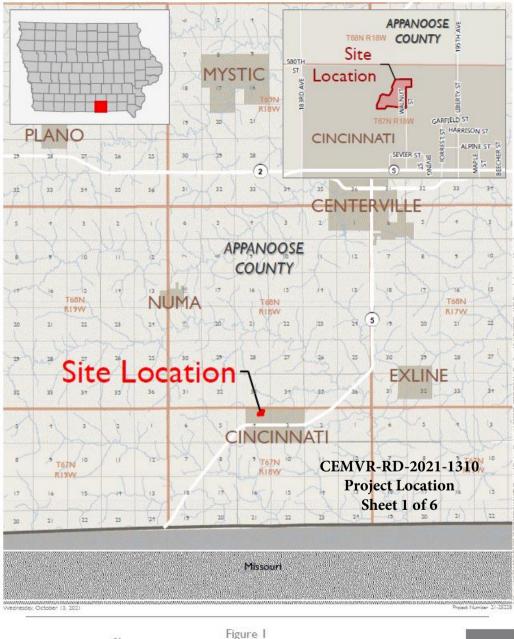
Albert J Frohlich

Attach Plan

Mr. Albert J. Frohlich Project Manager, Western Branch Regulatory Division

REQUEST TO POSTMASTERS: Please post this notice conspicuously and continuously until the expiration date specified at the top of page 1.

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Lin = 2 miles

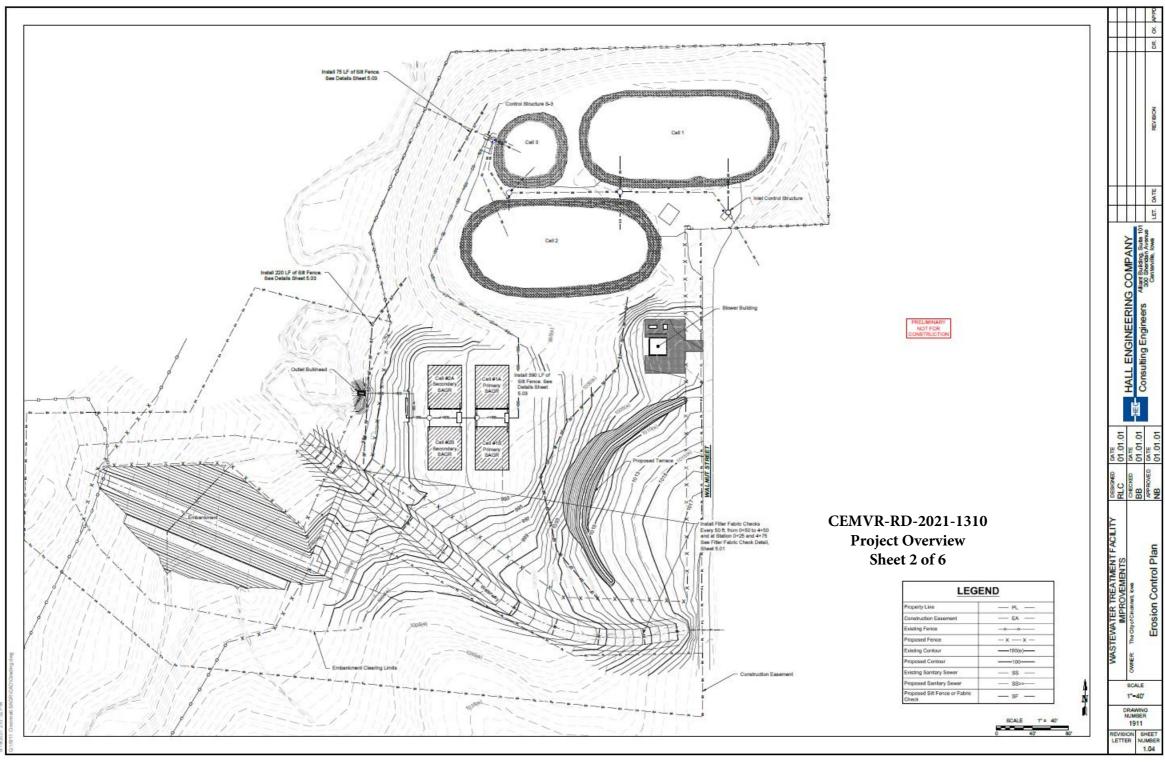
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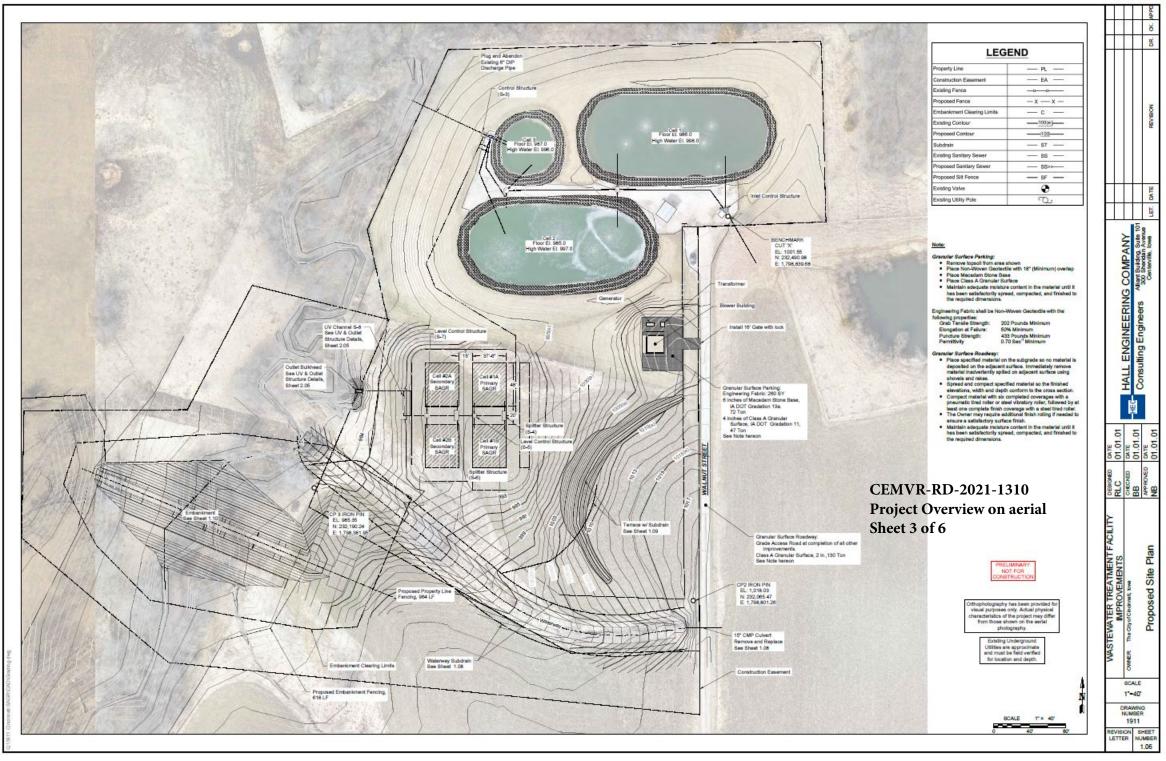
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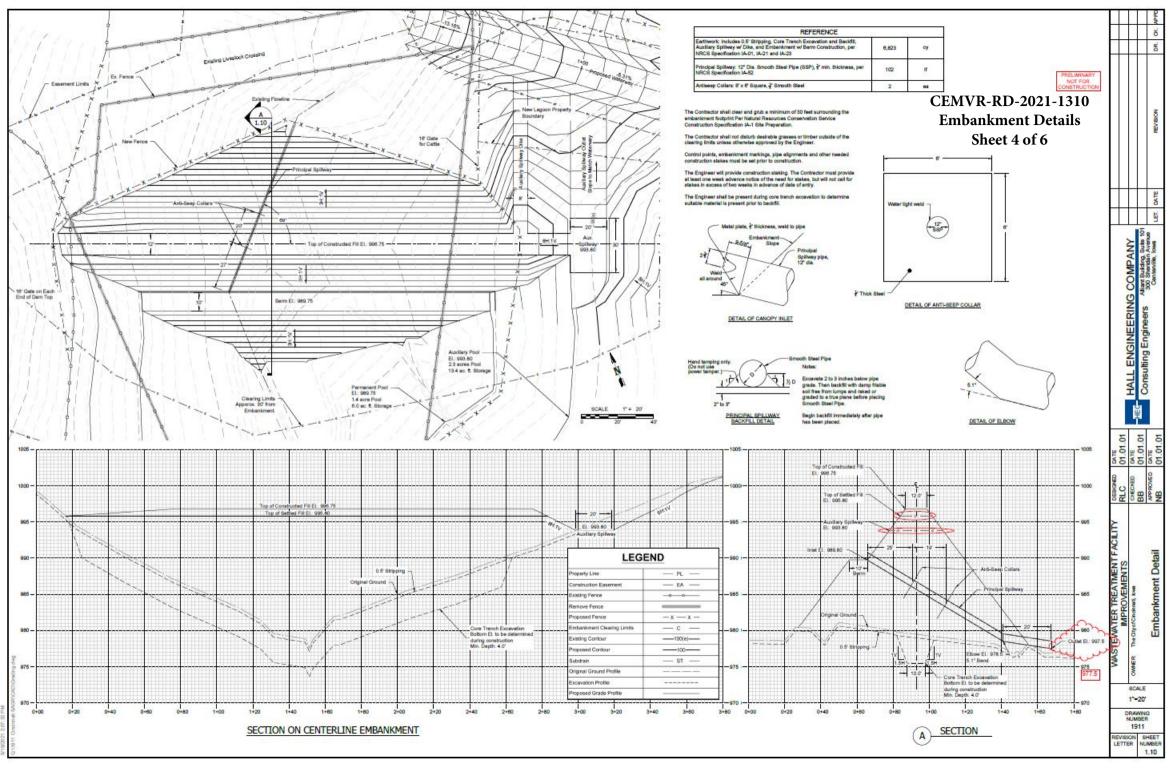
Figure I Project Location Map WWTP Electrical Design Cincinnati, Appanoose County, Iowa

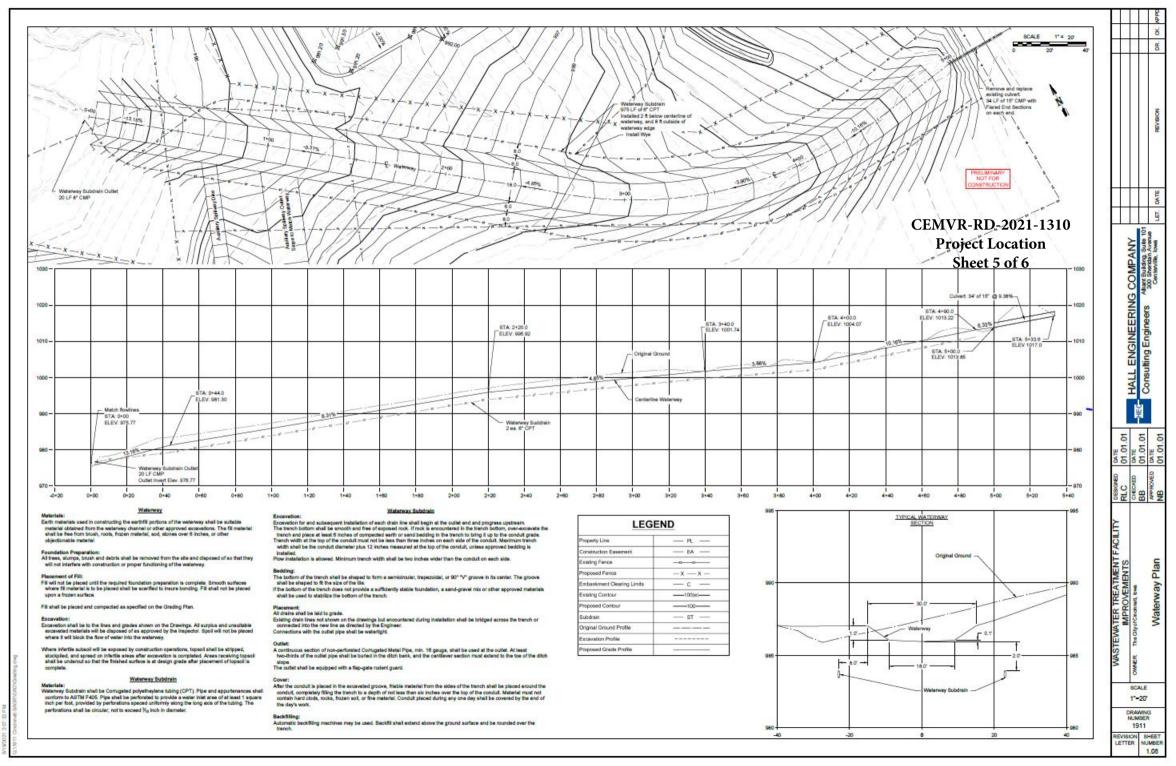
Source(s): Roads (IA DOT, 2014) Hunicipalities (IA DOT, 2016)

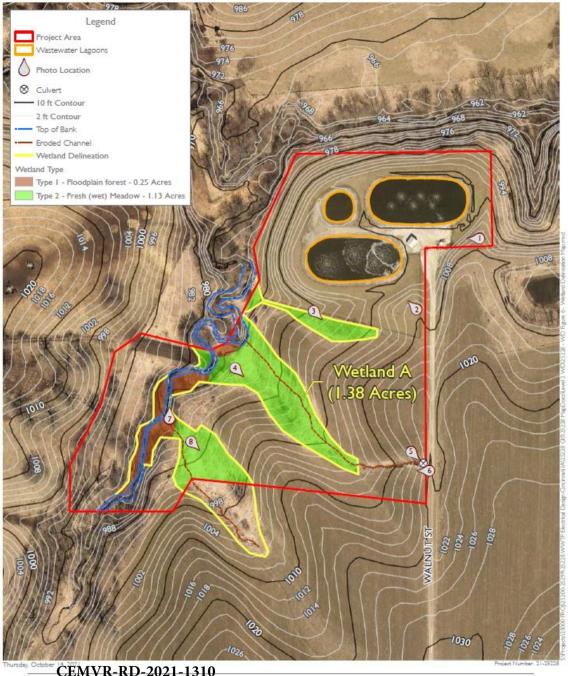
ISG











Tin = 150 ft CEMVR-RD-2021-1310 Wetland Delineation

M Figure 6 Wetland Delineation Map WWTP Electrical Designt Cincinnati, Appanoose County, Iowa

Source(s): Orthophoto (Appanoose Co, 2018) Wetland Delineation (ISG, 2021) Contours (IA GeoData) ISG