



PUBLIC NOTICE

US Army
Corps of Engineers
Rock Island District

Applicant: KDB Group

Date: December 4, 2020

Expires: January 5, 2021

CEMVR-RD-2020-1617

Section 10/404

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

1. **Applicant:** KDB Group, c/o Mr. Greg Birkland, PO Box 9426, Peoria, IL 61612.
2. **Project Location:** The proposed project is located on the Illinois River at the Spring Bay Marina on North Lake Street in Spring Bay, Illinois. The project is in Woodford County, Section 2, Township 27 North, Range 4 West. Datum NAD-83. UTM Zone 15. Latitude: 40.82600, Longitude: -89.52500.
3. **Project Description and Purpose.** The applicant is proposing to dredge/excavate the existing Spring Bay Marina for the purpose of improving boat access. A temporary access path around the perimeter of the marina and a temporary causeway across the mouth of the marina will be constructed to provide access around the marina for dredging/excavation equipment. This work will temporarily impact 0.25 acres of non-wetland Waters of the U.S. A portion of the temporary path will also impact 0.09 acres of wetland. Excavated material will be placed in a temporary drying location in an upland area prior to being transported to another upland area off-site. The project will also place approximately 420' of rip-rap along an existing breakwater which will permanently impact 0.43 acres of non-wetland Waters of the U.S.
4. **Avoidance and Minimization Statement.** The applicant will provide an alternatives analysis for this project. Multiple alternatives will be considered including a no action alternative. The alternatives analysis will be limited to a range of reasonable alternatives that meet the purpose and need for the proposed project. To minimize the project's impact all dredged/excavated material will be removed from the site and deposited in an upland area. Rip Rap will only be placed along the existing breakwater where needed for erosion protection. Disturbed wetland areas will be restored and revegetated upon completion of the project.
5. **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) and Section 10 of the Rivers and Harbors Act of 1899 (33 U.S.C. 403).

b. State of Illinois.

(1) The project plans have been submitted to the Illinois Environmental Protection Agency for review.

(2) The Illinois Department of Natural Resources, Office of Water Resources (IDNR/OWR) is a participant in the joint application process and requires that IDNR/OWR permits be obtained for construction within floodways; construction and other activities within public bodies of water; and construction, operation and maintenance of dams pursuant to the State of Illinois Rivers, Lakes, and Streams Act (615 ILCS 5).

(3) Inquiries concerning IDNR/OWR jurisdiction and/or review of the activity should be directed to the Office of Water Resources at dnr.dworm@illinois.gov or 217/782-3863. Information on the IDNR/OWR regulatory and other programs can be found at <http://dnr.state.il.us/owr>.

6. Historical/Archaeological. The Rock Island 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 within the permit area. Overall, the project area has very low probability to contain historic properties based on the fact the location is previously disturbed. This is the extent of our knowledge about historic properties in the permit area. However, we will evaluate input by the State Historic Preservation Officer, Tribal Historic Preservation Officers (or Tribe designated representative) and the public in response to this public notice.

7. Endangered Species. District staff have performed a preliminary review of this application for the potential impact on threatened or endangered species pursuant to Section 7 of the Endangered Species Act as amended. The following threatened or endangered species are listed by the United States Fish and Wildlife Service (FWS) on the IPaC website as occurring in Woodford County, Illinois:

- Indiana bat (*Myotis sodalis*);
- Northern long-eared bat (*Myotis septentrionalis*),
- Decurrent false aster (*Boltonia decurrens*)
- Eastern prairie fringed orchid (*Platanthera leucophaea*).

The proposed project is being coordinated with the FWS through this public notice. Any comments concerning Federally-listed threatened or endangered species or their critical habitat will be considered in the final assessment of the proposed project. The Corps has made the initial determination of **No Effect** for the above mentioned species.

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 of Engineers.** Comments concerning the Corps permit should be addressed to the District Engineer, U. S. Army Corps of Engineers, Rock Island District, ATTN: RD-E (Wendy Frohlich), Clock Tower Building - Post Office Box 2004, Rock Island, Illinois 61204-2004. For additional information contact **Mrs. Wendy Frohlich** at 309-794-5674 or email: wendy.m.frohlich@usace.army.mil.

Attachments

Mr. James C. Kelley, PM
Acting Chief, Eastern Branch
Regulatory Division

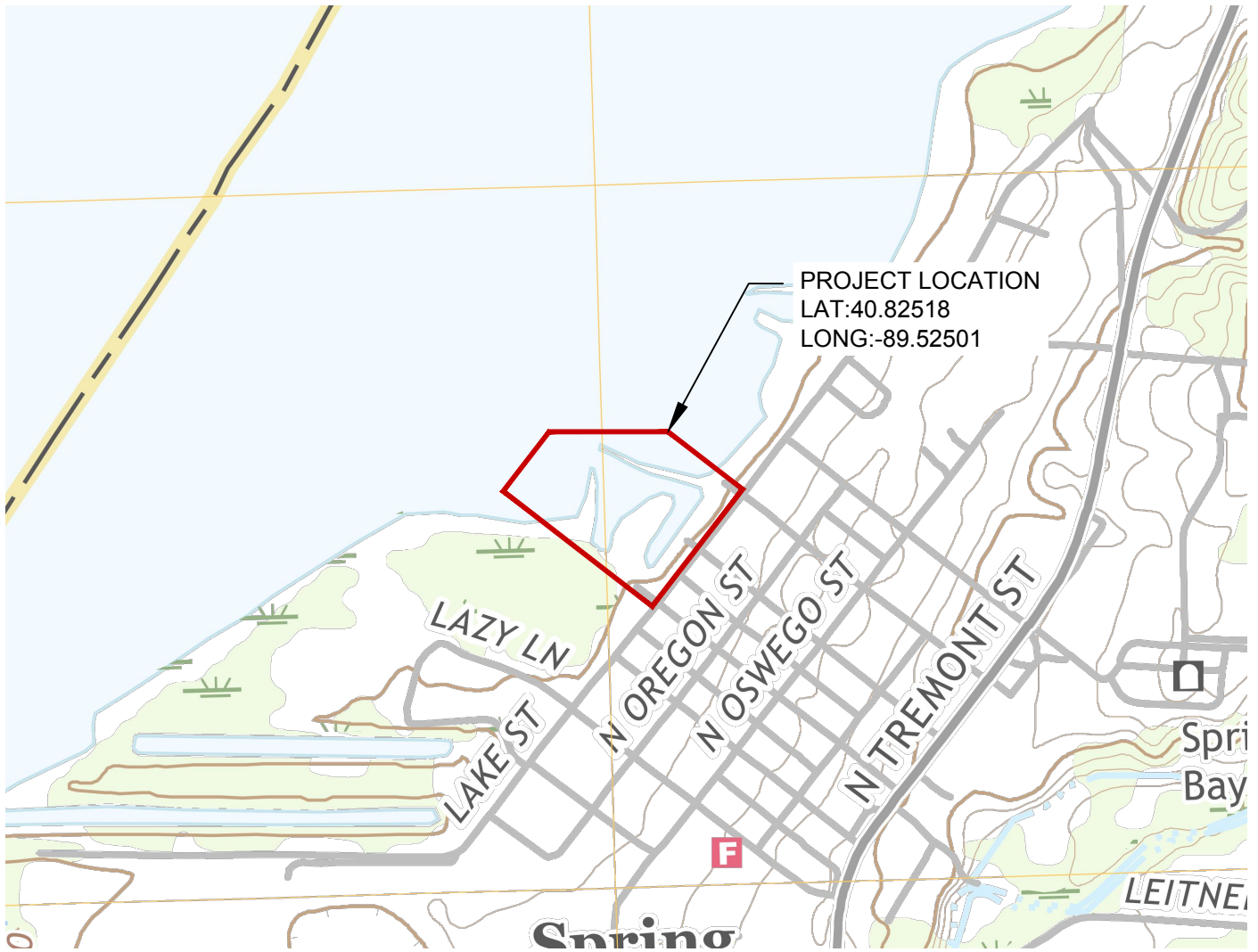


FIGURE ADAPTED FROM 2015 U.S.G.S. DIGITAL QUAD MAP



USGS TOPOGRAPHIC MAP

SCALE: 1" = 800'



CEMVR-RD-2020-1617
Sheet 1 of 2
Topographic Map



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 309.222.8600
www.mweainc.com

IL Design Firm Reg. No.
 184-005896

KDB GROUP
SPRING BAY MARINA
MAINTENANCE
SPRING BAY, IL

Drawn : NJG 04/17/2020

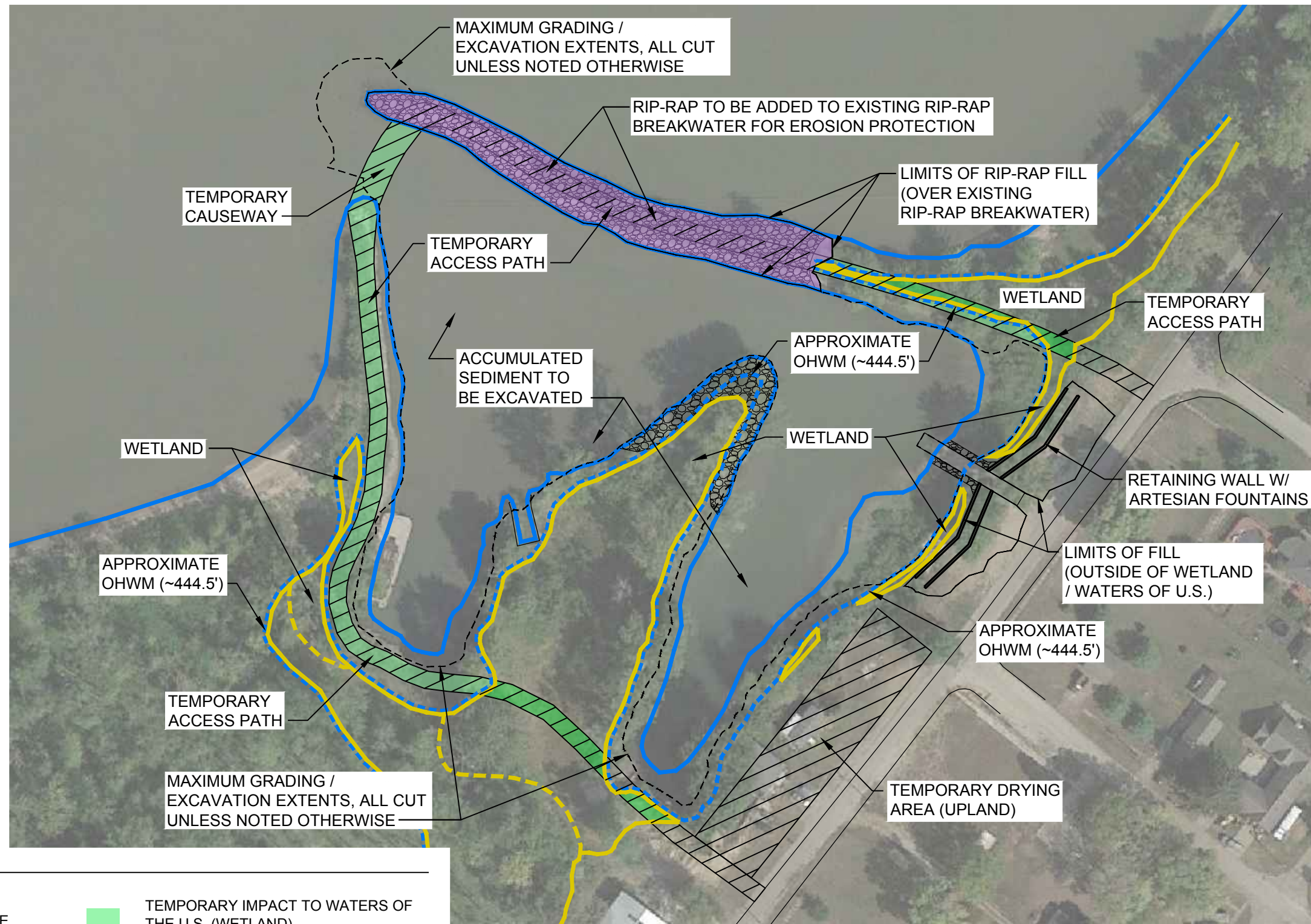
Checked: NHP 04/17/2020

Approved:

PROJECT NUMBER 20200056

FIGURE NUMBER 1.0

S:\ENGINEERING\PROJECTS\KDB GROUP\20200056 SPRING BAY MARINA\400 CAD\404 EXHIBITS\CONST IMPACTS EXHIBIT.DWG 12/2/2020 3:57 PM



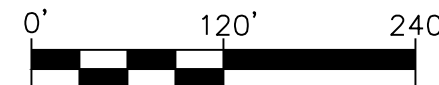
LEGEND

- | | | | |
|--|--|--|--|
| | APPROXIMATE NORMAL POOL (440') WATER'S EDGE | | TEMPORARY IMPACT TO WATERS OF THE U.S. (WETLAND)
3,817 SQ. FT. TOTAL AREA (0.09 ACRE) |
| | APPROXIMATE ORDINARY HIGH WATER MARK (OHWM - 444.5') | | TEMPORARY IMPACT TO WATERS OF THE U.S. (NON-WETLAND)
11,090 SQ. FT. TOTAL AREA (0.25 ACRE) |
| | DELINEATED WETLAND BOUNDARY | | PERMANENT IMPACT (FILL) TO WATERS OF THE U.S. (WETLAND)
0 SQ. FT. TOTAL AREA (0.00 ACRE) |
| | WETLAND AREAS | | PERMANENT IMPACT (FILL) TO WATERS OF THE U.S. (NON-WETLAND)
18,685 SQ. FT. TOTAL AREA (0.43 ACRE) |
| | TEMPORARY CONSTRUCTION FOOTPRINT | | |



ANTICIPATED CONSTRUCTION IMPACTS

SCALE: 1" = 120'



CEMVR-RD-2020-1617
Sheet 2 of 2
Anticipated Impacts

ANTICIPATED
CONSTRUCTION
IMPACTS

KDB GROUP
SPRING BAY MARINA
MAINTENANCE
SPRING BAY, IL.

Drawn : NJG 12/02/2020

Checked: NHP 12/02/2020

Approved:

PROJECT NUMBER 20200056

FIGURE NUMBER 1.0