



**US Army Corps
of Engineers**
Vicksburg District
4155 Clay Street
Vicksburg, MS 39183-3435
www.mvk.usace.army.mil



Public Notice

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| APPLICATION NO.: | MVK-2017-349 |
| EVALUATOR: | Ms. Tarmiko Graham |
| PHONE NO.: | (601) 631-5540 |
| E-MAIL: | Tarmiko.V.Graham@usace.army.mil |
| DATE: | November 13, 2018 |
| EXPIRATION DATE: | December 3, 2018 |

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

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. Joey Hayles
JWH Equipment, LLC
1101 Highway 80 West
Jackson, Mississippi 39204

Name of Agent:
Mr. Joshua Brown
Headwaters, Inc.
Post Office Box 2836
Ridgeland, Mississippi 39158

Location of Work: Section 5, T4N-R1E, Latitude 32.2233, Longitude -90.2223, in the Cany Creek watershed within the Middle Pearl-Strong Drainage Basin (8-digit USGS HUC 03180002), Hinds 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 applying for an after-the-fact Department of the Army permit for the discharge of dredged and/or fill material into jurisdictional wetlands in Hinds County, Mississippi. The purpose of the project is to utilize the parcel as a gravel parking lot and storage facility. The parking lot would be used to park and store

large trucks and heavy equipment. The gravel parking lot development has been constructed north of Elton Road and east of I-55 Frontage Road.

The project is approximately 43 acres. The proposed gravel parking lot would include the construction of two (2) concrete entrances with aprons approximately 60 feet X 50 feet. The development activities would include grading the site and placing 8-inches of crushed gravel on top of the fill material. To facilitate construction of the proposed gravel parking lot, the undeveloped areas within the project area would be cleared and grubbed of vegetation. During this time, best management practices would be implemented including silt fences, straw bale barriers, inlet protection, and brush barriers.

The unpermitted impacts to the site included approximately 3.74 acres of filled emergent wetlands, 0.40-acre of cleared scrub-shrub wetlands and 2.18 acres of filled scrub-shrub.

To complete the proposed development, a total of approximately 3.43 acres of emergent wetlands, 7.93 acres of scrub-shrub wetlands and 1.18 acres of open water would be graded and filled to facilitate the construction of gravel parking and storage lot within the subject property. A culvert would also be placed in 50.68 linear feet of an intermittent stream channel. The remaining 1,540.62 linear feet of intermittent and 1,947.79 of ephemeral stream channels located within the property limits would be avoided, minimizing impacts as part of the proposed development.

Approximately 40,000 cubic yards of fill material would be placed into the jurisdictional areas. Approximately 8-inches of crushed gravel would be placed on top of the fill material after graded. Due to ground disturbance with the fill material, no vegetation is on-site. Soil within the project site is dominated by Calloway silt loam.

It is the applicant's intention to adhere to the compensatory mitigation requirements through the implementation of permittee responsible mitigation.

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: Currently this office is coordinating with the State Historic Preservation Officer, Federally-recognized Tribes, and other interested parties regarding potential effects to historic properties that could result from the proposed activity.

Endangered Species: 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 (Corps) and the U.S. Fish and Wildlife Service, the Corps has determined that the proposed activity would have no effect on the Bayou dater, Gulf sturgeon, Northern long-eared bat, Rabbitsfoot mussel, and Ringed map turtle.

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 proposed project site is 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>.


Thomas A. McCabe
Chief, Evaluation Section
Regulatory Branch



Legend

Project Area (±43 ac)

No Impacts

- Ephemeral Stream (1,947.79 lf)
- Intermittent Stream (1,540.62 lf)
- Emergent Wetlands (0.92 ac)
- Scrub Shrub Wetlands (0.84 ac)
- Open Water Pond (0.59 ac)

Impacts

- Intermittent Stream (Culvert)(50.68 lf)
- Emergent Wetlands (Previous Fill)(3.74 ac)
- Emergent Wetlands (Proposed Fill)(3.43 ac)
- Scrub Shrub (Proposed Fill)(7.93 ac)
- Scrub Shrub (Previous Clearing)(0.40 ac)
- Scrub Shrub (Previous Fill)(2.18 ac)
- Open Water Pond (Proposed Fill)(1.18 ac)

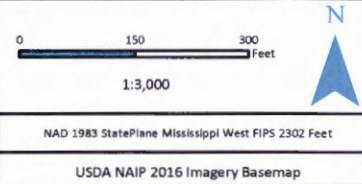
CEMVK-OD-FE MVK-2017-349

JWH EQUIPMENT, LLC



Date Created: 10/22/2018 Created by: JDL

Elton Road Site
Sec. 5 - T 4 N - R 1 E
Hinds County, Mississippi
Wetland Impact Map



8" CRUSHED GRAVEL

8" CONC PAVING W/ #4 BARS @ 8" OC



1 PROPOSED SITE PLAN

CEMVK-OD-FE MVK-2017-349

JWH EQUIPMENT, LLC

Project Title:
JWH REAL ESTATE, LLC
ELTON ROAD PROPERTY
LAND USE PLANNING AND DEVELOPMENT
JACKSON, MISSISSIPPI



J. SCOTT WILLIAMS
ARCHITECTURE, PLLC
115 RIVERCHASE DRIVE, SUITE 200
JACKSON, MS 39201
601.955.7334
jsw@jswarch.com

PROJECT NO:
16-015
DATE:
20 AUGUST 2016
BY: JSW

3/20/17 MJS
C-101