



DEPARTMENT OF THE ARMY
U.S. ARMY CORPS OF ENGINEERS, MOBILE DISTRICT
P.O. BOX 2288
MOBILE, AL 36628-0001

CESAM-RD-M
PUBLIC NOTICE NO. SAM-2023-00710-CSP

June 5, 2024

JOINT PUBLIC NOTICE
U.S. ARMY CORPS OF ENGINEERS (USACE)

MISSISSIPPI DEPARTMENT OF ENVIRONMENTAL QUALITY
OFFICE OF POLLUTION CONTROL (MDEQ)

WETLAND IMPACTS FOR CONSTRUCTION OF A STORMWATER RETENTION
FACILITY, HATTIESBURG, FORREST COUNTY, MISSISSIPPI

TO WHOM IT MAY CONCERN: This District has received an application for a Department of the Army (DA) permit pursuant to Section 404 of the Clean Water Act (33 USC 1344). Please communicate this information to interested parties.

APPLICANT: City of Hattiesburg
212 W. Front Street
Hattiesburg, MS 39401

LOCATION: Wetlands Associated with Gordons Creek; along Lincoln Road; Section 19, Township 4 North, Range 13 West; Latitude: 31.300458°North and Longitude: -89.3339914°West; Hattiesburg, Forrest County, Mississippi.

PROPOSED WORK: The applicant proposes to impact 7.91 acres of wetlands associated with the construction of a storm water retention facility located at the intersection of S. 28th Avenue and Lincoln Road in Hattiesburg, Forrest County, Mississippi. The project is proposed to alleviate flooding downstream and potentially remove 85 and 120 structures from the 100-year flood plain. The project site is approximately 47 acres in size of which 15.09 acres have been identified as wetlands. The retention basin is proposed to encompass approximately 15 acres in area and have a depth of 10 feet. Storm water retained on the site would return to Gordon's Creek via two 48-inch pipes after flood flows recede. Impacts include filling 0.084 acre of bottomland hardwood wetlands for the construction of an access road and excavation/grading of 7.82 acres of bottomland hardwood wetlands for construction of the retention basin. Construction of the facility would involve excavation of approximately 250,000 cubic yards of soil. The basin is proposed to inundate for brief periods and would be allowed to re-vegetate and still provide some wetland functions. Approximately 7.18 acres of wetlands, 711 linear feet of perennial stream, 0.89-acre of other waters, and two intermittent stream segments totaling 365 linear feet have been avoided. The applicant proposes to provide in-kind compensatory mitigation through a mitigation bank.

WATER QUALITY: The Clean Water Act (CWA) Section 401 Certification Rule (Certification Rule, 40 CFR 121), requires certification for any license or permit that authorizes an activity that may result in a discharge. 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 Mississippi Department of Environmental Quality (certifying authority).

HISTORIC PROPERTIES: In accordance with Section 106 of the National Historic Preservation Act, and Appendix C of 33 CFR 325, the undertaking defined in this notice is being considered for the potential to affect historic properties. In accordance with Appendix C of 33 CFR 325, the Corps has determined the permit area consists of entire project footprint. The National Register of Historic Places will be consulted for properties listed, or eligible for listing, in the National Register, which are known to exist and would be affected by the proposed work. The Mobile District is seeking comments regarding the existence, or the potential for existence, of significant cultural and historic properties within the permit area. At this time, the USACE, Mobile District has made no determination regarding potential effects of the project on cultural/historic resources. Further coordination with the State Historic Preservation Officer and/or federally-recognized American Indian tribes will be performed as determined to be appropriate.

ENDANGERED SPECIES: Preliminary review of this application and the U.S. Department of the Interior's List of Endangered and Threatened Wildlife and Plants indicate the following federally-listed species are known or expected to occur within the project area: Yellow-blotched Map Turtle (T), Wood Stork (T), Black Pinesnake (T), Pearl Darter (T), Gulf Sturgeon (T), Dusky Gopher Frog (E), Gopher Tortoise (T), and Louisiana Quillwort (E). There is no designated critical habitat within the project action area. At this time, the USACE, Mobile District has made no determination regarding potential effects of the project on the above-listed species. Further coordination with the U.S. Fish and Wildlife Service (USFWS) and NMFS will be performed as determined to be appropriate.

COMMENTS: This public notice is being distributed to all known interested persons in order to assist in developing facts on which a decision by the U.S. Army Corps of Engineers can be based. For accuracy and completeness of the record, all data in support of or in opposition to the proposed work should be submitted in writing setting forth sufficient detail to furnish a clear understanding of the reasons for support or opposition.

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 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, historic 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, consideration of property ownership and, in general, the needs and welfare of the people.

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.

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.

Evaluation of the probable impacts involving deposits of dredged or fill material into waters of the United States will include the application of guidelines established by the Administrator of the U.S. Environmental Protection Agency.

Correspondence concerning this Public Notice should refer to Public Notice Number **SAM-2023-00710-CSP** and should be directed to the District Engineer, Mobile District, Regulatory Division, Mobile, Post Office Box 2288, Mobile, Alabama 36628-0001, Attention: Christopher S. Pickering, or submitted electronically at christopher.s.pickering@usace.army.mil, (251) 455-8627. Copies of all comments should be furnished to the Mississippi Department of Environmental Quality, Office of Pollution Control, Post Office Box 2261, Jackson, Mississippi 39225.

All comments should be received no later than 30 days from the date of this Public Notice.

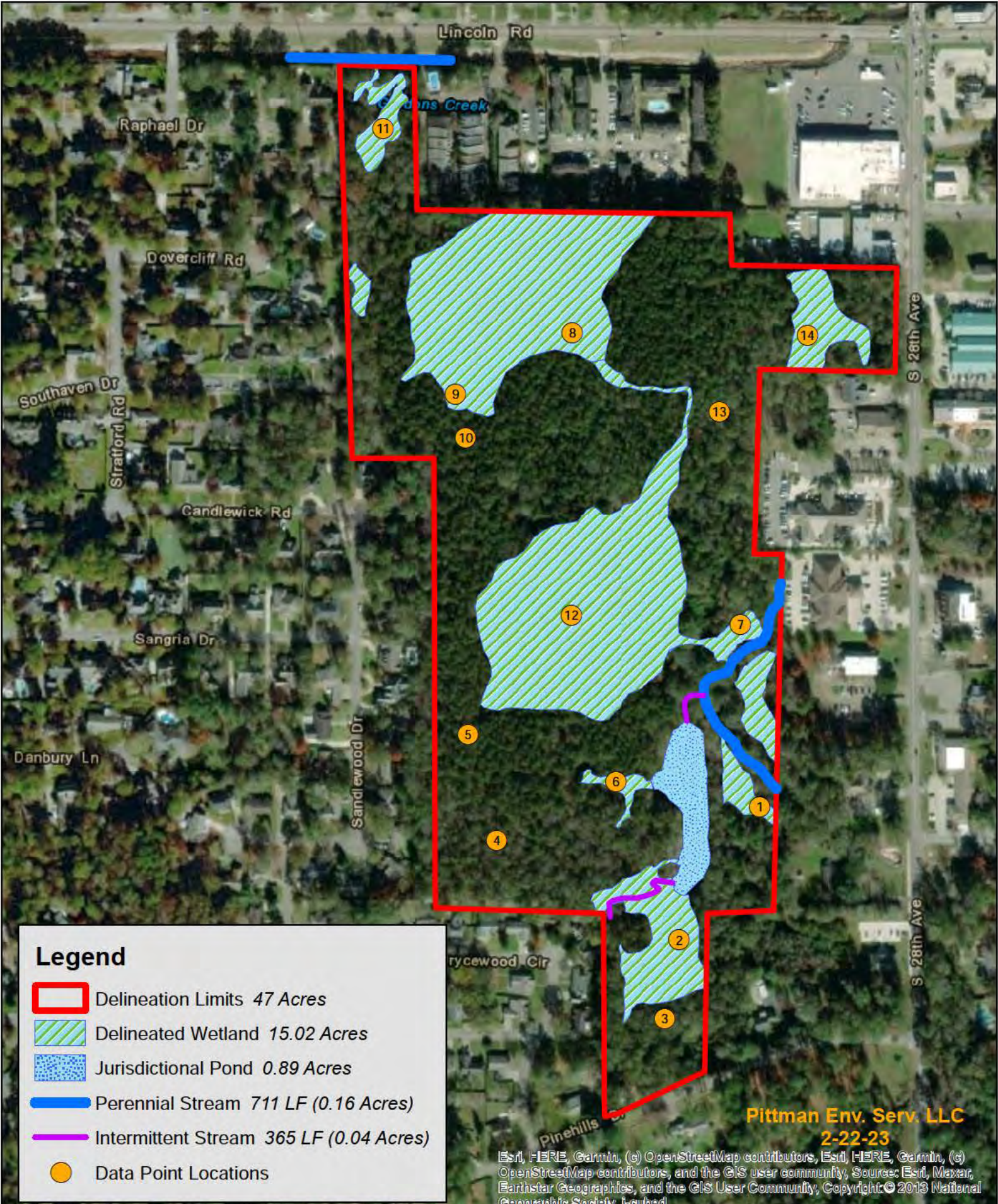
For additional information about our Regulatory Program, please visit our web site at www.sam.usace.army.mil/Missions/Regulatory.aspx.

MOBILE DISTRICT
U.S. Army Corps of Engineers

Attachments

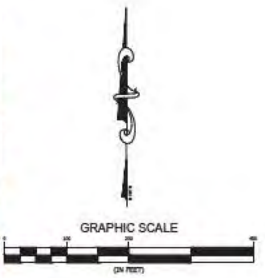
**Preliminary Wetland Delineation
47 Acres Adjacent Lincoln Road
City of Hattiesburg**

31.300446, -89.333966
Section 19, T-4N, R-13W
Forrest County, MS





Access Road Cut
0.084 Acres of Fill
Required (Limestone
for Road Surface)



WETLAND AREAS
7.82 Acres Cut/
Excavation

TOTAL AREA OF DISTURBED
WETLANDS = 7.91 AC.

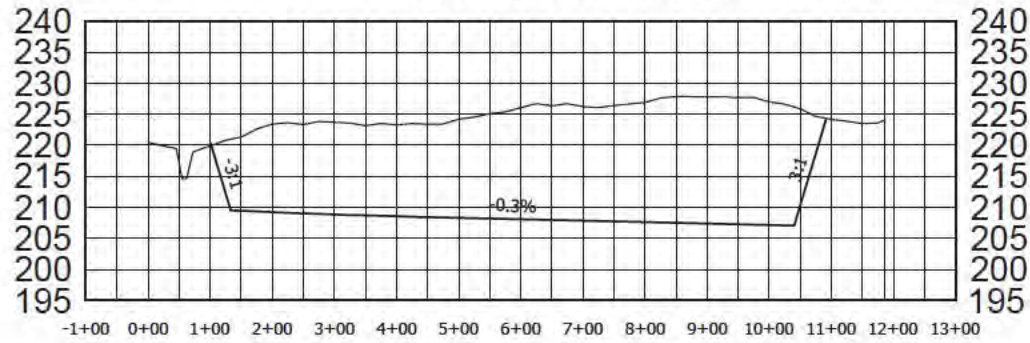
NO.	DATE	DESCRIPTION	BY
1	3-6-2024	ADD SECTIONS	NMC

USACE MAP
LINCOLN ROAD
DETENTION POND
HATTIESBURG, MISSISSIPPI

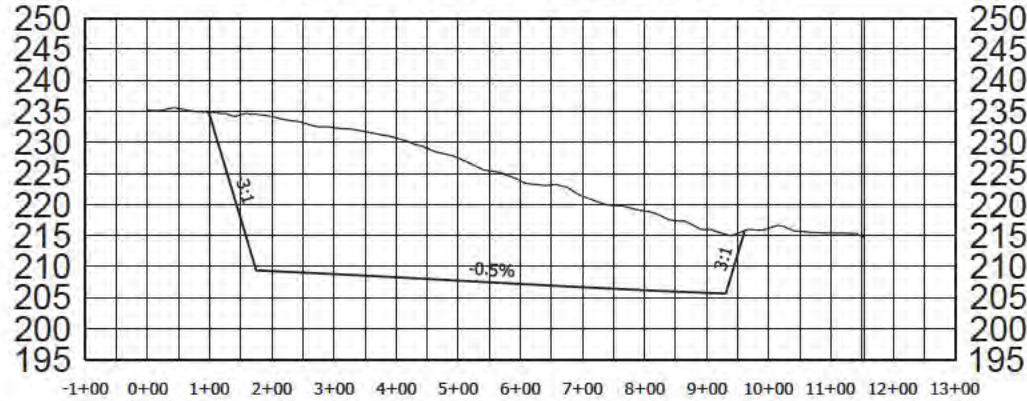
sdw
Engineering Progress
302 Southwood Dr. Hattiesburg, MS 39401
Drawn by: NMC Checked by: SEM
Date: 1-30-2024 Scale: 1"=200'
Drawing No.: 12237 Sheet No.: 1 OF 2

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West-East Section Section



South-North Section Section



NO.	DATE	DESCRIPTION	BY
POND SECTIONS			
LINCOLN ROAD DETENTION POND HATTIESBURG, MISSISSIPPI			
sdw Engineering Progress			
Drawn by: NMC		Checked by: SEM	
Date: 3-6-2024		Scale: 1"=200'H / 1"=20'V	
Drawing No.: 12237		Sheet No.: 2 OF 2	