



REPLY TO  
ATTENTION OF:

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

April 14, 2021

CESAM-RD-M  
PUBLIC NOTICE NO. SAM-2021-00322-AMR

**JOINT PUBLIC NOTICE  
U.S. ARMY CORPS OF ENGINEERS**

**MISSISSIPPI DEPARTMENT OF ENVIRONMENTAL QUALITY  
OFFICE OF POLLUTION CONTROL**

**MISSISSIPPI DEPARTMENT OF MARINE RESOURCES**

**PROPOSED DISCHARGE OF FILL INTO 0.032 ACRES OF WETLANDS TO CONSTRUCT  
AN ACCESS ROAD, GULF HAVEN SUBDIVISION, GULFPORT, HARRISON 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. Please communicate this information to interested parties.

APPLICANT: Mr. Thomas Stewart  
15020 Haven Cove  
Gulfport, Mississippi 39503

WATERWAY AND LOCATION: The project is located in the Turkey Creek watershed in Gulf Haven Subdivision, Gulfport, Harrison County, Mississippi, at Latitude: 30.4716 North, Longitude: -89.1995 West.

WORK DESCRIPTION: The applicant is proposing construct a 100' X 14' driveway to access the back of his lot from Longwood Lane. This construction would involve the fill of 0.032 acres of forested wetlands. The impacts to these wetlands will add to the 0.498 acres of wetland impacts in Gulf Haven Subdivision permitted under SAM-2006-02220-TMZ.

MITIGATION: Impacts to 0.032 acres of wetlands will be compensated for through the purchase of mitigation credits.

WATER QUALITY: The applicant is in the process of pre-application filing for certification from the State of Mississippi in accordance with Section 401(a)(1) of the Clean Water Act. Upon completion of the required advertising, a determination relative to certification will be made.

HISTORIC PROPERTIES/CULTURAL RESOURCES: 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 effect cultural and historic properties within the permit area. In accordance with Appendix C of 33 CFR Part 325, the U.S. Army Corps of Engineers

(USACE) has determined that the permit area is the 100' X 14' driveway site. The USACE has determined that the proposed project would have "No Effect" to cultural resources in the permit area due to the habitat type and minor impacts. However, we are seeking comment from the State Historic Preservation Officer, Federally-recognized American Indian tribes, local historical societies, museums, universities, the National Park Service, and the general public regarding the existence or the potential for existence of significant cultural and historic properties which may be affected by the work.

**THREATENED AND ENDANGERED SPECIES:** Preliminary review of this application and the U.S. Department of the Interior List of Endangered and Threatened Wildlife and Plants indicated the following species may be present within the project area: the, Alabama Red-bellied Turtle (*Pseudemys alabamensis*) (E), Dusky Gopher Frog (*Rana sevosia*) (E), Gopher Tortoise (*Gopherus polyphemus*) (T), Wood Stork (*Mycteria americana*) (T), Piping Plover (*Charadrius melodus*) (T), Red Knot (*Calidris rufa*) (T), and Louisiana Quillwort (*Isoetes louisianensis*) (E) . The review of the above species suggests that the proposed activity will have no effect on the listed species. This determination is being coordinated with the U.S. Fish and Wildlife Service via this public notice and will be submitted to the National Marine Fisheries Service for coordination via their website.

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 (USACE) 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 impacts, 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 USACE 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 USACE 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-2021-00322-AMR and should be directed to USACE, Mobile District, Regulatory Division, Attention: Ms. Angela M. Rangel, Post Office Box 2288, Mobile, Alabama 36628-0001, with a copy to the Mississippi Department of Environmental Quality, Office of Pollution Control, Environmental Permitting Division, Attention: Ms. Florance Bass, Post Office Box 2261, Jackson, Mississippi 39225; and to Jennifer Wilder of Wetlands Permitting, Mississippi Department of Marine Resources, 1141 Bayview Avenue, Biloxi, Mississippi 39530.

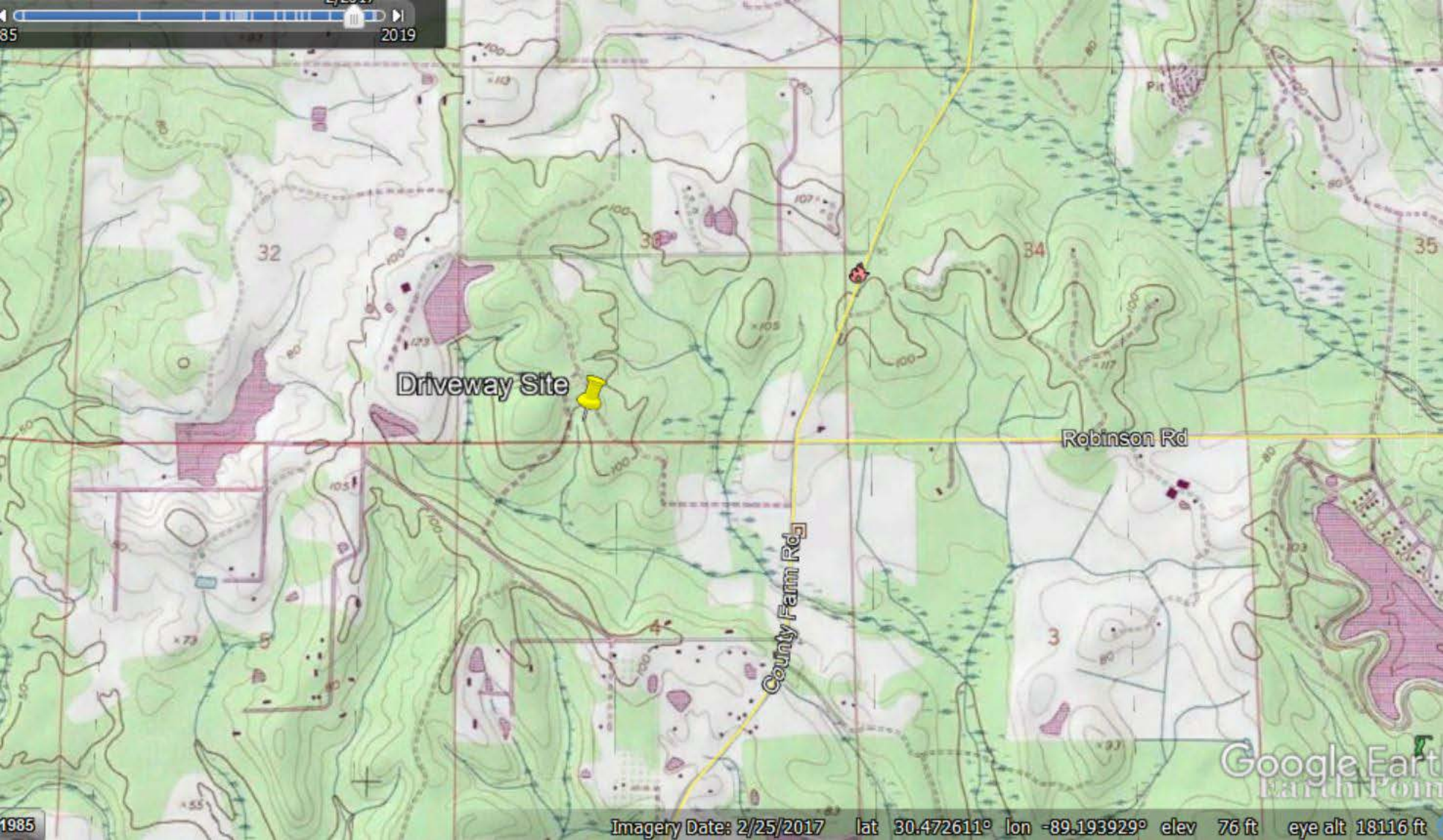
**All comments should be received no later than 30 days from the date of this Public Notice.**

If you have any questions concerning this publication, you may contact the project manager, at (251) 694-3873 or email at [angela.m.rangel@usace.army.mil](mailto:angela.m.rangel@usace.army.mil). Please refer to the above Public Notice number.

For additional information about our Regulatory Program, please visit our web site at [www.sam.usace.army.mil/Missions/Regulatory.aspx](http://www.sam.usace.army.mil/Missions/Regulatory.aspx).

MOBILE DISTRICT  
U.S. Army Corps of Engineers

Enclosures



Driveway Site

Robinson Rd

County Farm Rd

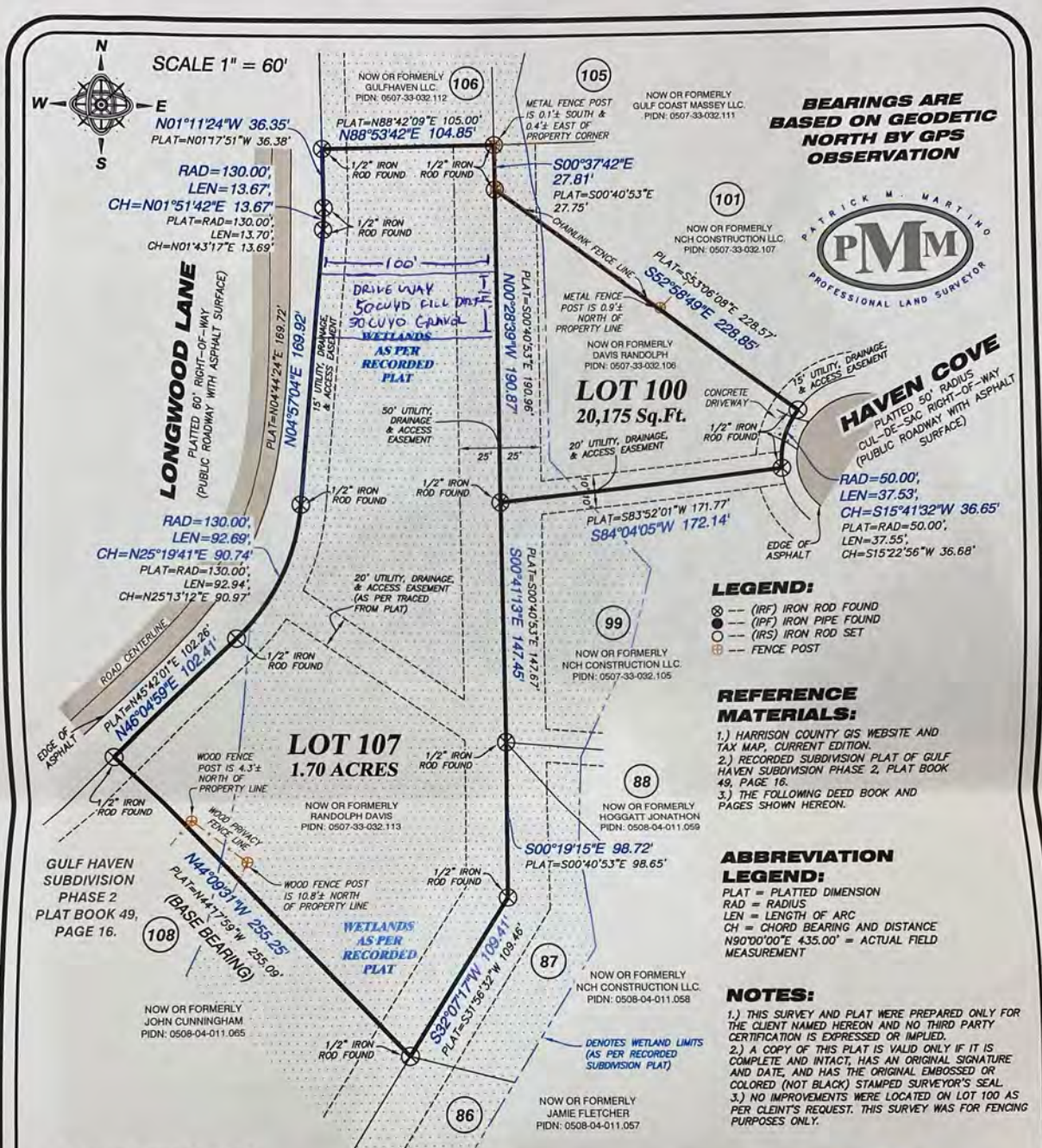
Google Earth  
Earth Point

Imagery Date: 2/25/2017

lat 30.472611° lon -89.193929° elev 76 ft

eye alt 18116 ft





# **BOUNDARY NOTE:**

BOUNDARY SURVEYS ARE BASED UPON THE RECORDED SUBDIVISION PLAT IN CASES OF REGULAR SUBDIVISIONS LOTS. BOUNDARY SURVEYS OF PROPERTIES NOT A PART OF A REGULAR SUBDIVISION ARE BASED UPON TITLE INFORMATION PROVIDED BY THE PARTY REQUESTING THE SURVEY. BOUNDARY SURVEY PLATS REFLECT INFORMATION DISCOVERED BY THE SURVEYOR IN THE NORMAL COURSE OF WORK AND DOES NOT NECESSARILY SHOW EVERY POSSIBLE CONDITION AFFECTING THE PROPERTY. EASEMENTS, SERVITUDES, BUILDING ORDINANCES, ZONING, AND OTHER LEGAL ENCUMBERMENTS MAY EXIST. CONSULT A TITLE ATTORNEY IF YOU WISH TO DISCOVER ALL THE LEGAL ENCUMBERMENTS ATTACHED TO ANY PROPERTY.

THIS IS TO CERTIFY THAT I HAVE MADE A SURVEY OF THE PROPERTY SHOWN HEREON AND THAT ALL DIMENSIONS AND OTHER DATA SHOWN ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF.

*Patrick M. Martino*  
 PATRICK M. MARTINO

10/15/2020  
 DATE OF FIELD SURVEY



**A SURVEY OF LOTS 100 & 107 GULF HAVEN SUBDIVISION - PHASE 2,**

THIS SURVEY WAS PREPARED FROM INFORMATION PROVIDED BY CLIENT, WITHOUT THE BENEFIT OF A CURRENT TITLE REPORT OR AN ENVIRONMENTAL STUDY.

NO FLOOD ZONE DETERMINATION WAS PERFORMED AS A PART OF THIS SURVEY. AN ACCURATE DETERMINATION CAN BE MADE BY ORDERING A FEMA ELEVATION CERTIFICATE.

CLIENT:  
**THOMAS STEWART**  
 PARCEL 15020 HAVEN COVE  
 ADDRESS: GULFPORT, MS 39503  
 SUB'D: GULF HAVEN SUBDIVISION PHASE 2

SURVEY CLASS "B"  
 SCALE: 1" = 60'

GEODETIC NORTH BY GPS OBSERVATION  
 (DATUM=NAD 83; CORS 96); ALL LINES RELATIVE TO.

**PATRICK M. MARTINO, PLS**  
 13010 KAYLEIGH COVE