

Proposed impacts	Number of acres
1. Creeks/Open Water .....	4
2. Brackish Marsh Complex .....	35
3. Bottomland Hardwood Forest ....	120
4. Disturbed-Herbaceous Assemblage .....	207
5. Disturbed-Scrub-Scrub Assemblage .....	581
6. Pine Plantation .....	745
7. Hardwood Forest .....	209
8. Mixed Pine-Hardwood Forest ....	314
9. Pine Forest .....	100
10. Ponds .....	19
11. "47% wetland" area .....	60
<b>Total .....</b>	<b>2,394</b>

Additionally, 1,028 acres of upland habitat are included in the mine continuation area for a total of 4,422 acres of disturbance.

Preliminary alternatives are currently being identified and include the applicant's proposal, additional avoidance alternatives on Hickory Point and mine blocks located in the area south of Aurora.

The applicant's stated purpose and need for the proposed work is to continue mining its phosphate reserve in an economically viable fashion. More specifically, this is defined as a long term (approximately 20 year) systematic and cost effective mine advance within the project area for the on-going PCS Phosphate mine operation near Aurora, NC. This application is being considered pursuant to Section 10 of the River and Harbor Act of 1899 (33 U.S.C. 403) and Section 404 of the Clean Water Act (33 U.S.C. 1344).

The Wilmington District will periodically issue additional Public Notices soliciting public and agency comment on the proposed action and alternatives to the proposed action as they are developed. It is also anticipated that a Public Hearing will be held to gather additional comment on the project. No date has been identified for the Public Hearing.

**Luz D. Ortiz,**

*Army Federal Register Liaison Officer.*

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**BILLING CODE 3710-GN-M**

## DEPARTMENT OF DEFENSE

### Department of the Army, Corps of Engineers

#### Intent To Prepare a Draft Environmental Impact Statement for Evaluating the Placement of Dredged and Fill Material in the Jurisdictional Wetlands on the Protected Side of the West Bank Hurricane Protection Levee, Jefferson Parish, LA

**AGENCY:** Department of the Army, U.S. Army Corps of Engineers, DoD.

**ACTION:** Notice of intent.

**SUMMARY:** The U.S. Army Corps of Engineers (Corps), New Orleans District, at the request of the Parish of Jefferson, State of Louisiana, is initiating this study under the authority of the Clean Water Act, 33 U.S.C. 1251, *et seq.*, and the National Environmental Policy Act (NEPA), 42 U.S.C. 4321, *et seq.* In May 2000, the Parish of Jefferson, State of Louisiana, applied for a 404 Permit for the development of those areas deemed jurisdictional under the Clean Water Act which lie on the protected side of the West Bank Hurricane Protection Levee. The public notice was issued on June 19, 2001. The public comment period closed on or about July 29, 2001. As a result of the comments received and after consultation between the Corps and Jefferson Parish, it has been determined that an Environmental Impact Statement (EIS) ought to be prepared.

#### FOR FURTHER INFORMATION CONTACT:

Questions concerning the EIS should be addressed to Mr. Michael Salyer at U.S. Army Corps of Engineers, PM-RS, P.O. Box 60267, New Orleans, LA 70160-0267, phone (504) 862-2037, fax number (504) 862-2572 or by E-mail at [michael.r.salyer@mvn02.usace.army.mil](mailto:michael.r.salyer@mvn02.usace.army.mil).

#### SUPPLEMENTARY INFORMATION:

1. *Proposed Action.* The proposed action would authorize the placement of dredged and fill material in the jurisdictional wetlands on the protected side of the West Bank Hurricane Protection Levee, in the area described in the Parish's 404 Permit Application as the Barataria Corridor. This would allow for the implementation of the Parish's Comprehensive Land Use Plan and reduce the need for individual 404 permits to be submitted for every action but expedite the process by covering the entire Barataria Corridor with one permit action.

2. *Alternatives.* The alternative presently being considered is the no action alternative, which would leave in

place the current parcel-by-parcel permitting activity.

3. *Scoping.* Scoping is the process for determining the scope of alternatives and significant resources and issues to be addressed in the EIS. For this analysis, a letter will be sent to all parties believed to have an interest in the analysis, requesting their input on alternatives and issues to be evaluated. The letter will also notify interested parties of public scoping meetings that will be held in the local area. Notices will also be sent to local news media. All interested parties are invited to comment at this time, and anyone interested in this study should request to be included in the study mailing list.

A public scoping meeting will be held in November of 2002. The meeting will be held in the vicinity of Marrero, LA. Additional meetings could be held, depending upon interest and if it is determined that further public coordination is warranted.

4. *Significant Resources.* The tentative list of resources and issues to be evaluated in the EIS includes tidal wetlands (marshes and swamps), aquatic resources, commercial and recreational fisheries, wildlife resources, essential fish habitat, water quality, air quality, threatened and endangered species, recreation resources, and cultural resources. Socioeconomic items to be evaluated in the EIS include navigation, flood protection, business and industrial activity, employment, land use, property values, public/community facilities and services, tax revenues, population, community and regional growth, transportation, housing, community cohesion, and noise.

5. *Environmental Consultation and Review.* The U.S. Fish and Wildlife Service (USFWS) will be assisting in the documentation of existing conditions and assessment of effects of project alternatives through Fish and Wildlife Coordination Act consultation procedures. Coordination will be accomplished with the USFWS and the National Marine Fisheries Service (NMFS) concerning threatened and endangered species and their critical habitat. The NMFS will be consulted on the effects of this proposed action on Essential Fish Habitat. The draft EIS (DEIS) or a notice of its availability will be distributed to all interested agencies, organizations, and individuals.

6. *Estimated Date of Availability.* Funding levels will dictate the date when the DEIS is available. The earliest that the DEIS is expected to be available in the spring of 2004.

Dated: October 15, 2002.

**Peter J. Rowan,**

*Colonel, U.S. Army, District Engineer.*

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## DEPARTMENT OF DEFENSE

### Department of Army; Corps of Engineers

#### Intent To Prepare a Draft Environmental Impact Statement for the Millstone River Basin, New Jersey Flood Control and Ecosystem Restoration Feasibility Study

**AGENCY:** Department of the Army, U.S. Army Corps of Engineers, DoD.

**ACTION:** Notice of intent.

**SUMMARY:** The U.S. Army Corps of Engineers (USACE), New York District, announces its intent to prepare a Draft Environmental Impact Statement (DEIS) pursuant to the National Environmental Policy Act (NEPA), in accordance with the Council on Environmental Quality (CEQ) Regulations for Implementing the Procedural Provisions of NEPA and the Department of the Army, USACE Procedures for Implementing NEPA, to assess the environmental impacts of a proposed flood control and ecosystem restoration study in the Millstone River Basin in New Jersey. This study is authorized by a resolution of the Committee on Transportation and Infrastructure, U.S. House of Representatives, adopted August 5, 1999. The purpose of this study is to identify and evaluate possible solutions for flood control and ecosystem restoration and to determine the extent of Federal interest.

**DATES:** Public scoping meeting on November 14, 2002, 7:30 PM—9:00 PM, to be held at the Borough of Manville Courtroom, 325 North Main Street, Manville, New Jersey, 08835.

**FOR FURTHER INFORMATION CONTACT:** Questions about the proposed action and DEIS can be answered by: Ms. Megan B. Grubb, (212) 264-5759, U.S. Army Engineer District, New York, Planning Division, Attn: CENAN-PL-EA, 26 Federal Plaza, New York, NY 10278-0090.

#### SUPPLEMENTARY INFORMATION:

##### 1. Project Location

This notice announces the initiation of a feasibility phase study for flood control and ecosystem restoration purposes at Millstone River Basin, New Jersey. This study area is located in parts of the New Jersey counties of Mercer, Middlesex, Monmouth,

Hunterdon, and Somerset, and is bounded on the north by Morris County, on the east by Middlesex County, on the west by Hunterdon County and on the south by Mercer County. The study area is located in north-central New Jersey halfway between Philadelphia and New York City. The project study area consists of approximately 238 square miles of developed commercial and residential buildings as well as natural habitat.

##### 2. Project Authorization and History

The Millstone River Basin Study is authorized by a resolution of the Committee on Transportation and Infrastructure, U.S. House of Representatives, adopted August 5, 1999. The USACE completed an initial Reconnaissance report entitled "Millstone River Basin, New Jersey—Reconnaissance Study For Flood Control & Ecosystem Restoration" in September 2000. This report determined that there may be potential Federal interest in flood control and ecosystem restoration measures for the Millstone River Basin. Additional investigations have demonstrated Federal interest and the need for further study of the Millstone River Basin area, in the nature of a detailed feasibility study. The non-Federal sponsor, the New Jersey Department of Environmental Protection (NJDEP) signed an agreement on 14 March 2002 to equally share the cost of the feasibility study with the USACE. The NJDEP in turn will act on behalf of all other local municipalities and jurisdictions as the primary non-Federal sponsor.

##### 3. Project Need

The Millstone River Basin has a history of severe flood damages. Low-lying residential and commercial structures in the area are experiencing flooding caused by intense thunderstorms, northeasters, and hurricanes. Evaluation of flooding problems in the Millstone River basin has identified the Borough of Manville as the most significant problem area in the Basin. Manville was selected for detailed consideration in this feasibility investigation. A number of improvement measures would be evaluated during the feasibility study. These may include such measures as: floodwalls, levees, pump stations, gates and ecological enhancement. Non-structural measures such as flood proofing, ring walls, raising or acquisitions will also be considered.

The Millstone River Basin has a significant problem with ecosystem degradation. The structure and function of the natural systems in the Basin and

the Millstone River's ability to perform critical local and regional ecological functions have been greatly reduced due to change in land use patterns and practices. A number of improvement measures would be evaluated during the feasibility study. The types of ecosystem restoration projects to be formulated could include: Lake Restoration and Watershed Management, Comprehensive Riparian System Restoration, Disturbed Land Restoration, and Ecological Enhancement in association with a Flood Control Project.

##### 4. DEIS Scope

The intended DEIS will evaluate the potential environmental and cultural resources impacts associated with the proposed alternatives for flood control and ecosystem restoration.

##### 5. Public Involvement

The USACE has scheduled a public environmental scoping meeting for November 14, 2002 (*see DATES*) to discuss the scope of the DEIS and data gaps. The public scoping meeting place, date and time will be advertised in advance in local newspapers, and meeting announcement letters will be sent to interested parties. The public will have an opportunity to provide written and oral comments at the public scoping meeting. Written comments may also be submitted via mail and should be directed to Ms. Megan B. Grubb at the address listed above. The USACE plans to issue the DEIS in the spring of 2005. The USACE will announce availability of the draft in the Federal Register and other media, and will provide the public, organizations, and agencies with an opportunity to submit comments, which will be addressed in the final EIS.

**Luz D. Ortiz,**

*Army Federal Register Liaison Officer.*

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## DEPARTMENT OF DEFENSE

### Department of the Army; Corps of Engineers

#### Intent To Prepare a Draft Environmental Impact Statement for Providing a Deeper and Wider Navigation Channel to the Port of Iberia Through the Enlargement of Existing Access Channels, in Vermilion and Iberia Parishes in the Vicinity of New Iberia and Intracoastal City, LA

**AGENCY:** Department of the Army, U.S. Army Corps of Engineers, DoD.