

Public Notice

U.S. Army Corps of Engineers, Norfolk District

October 28, 2015

CENAO-WRR-W
NAO-2015-01350

FEDERAL PUBLIC NOTICE

The District Commander received a joint application for Federal and State permits as described below:

APPLICANT

Ernest Mitchell Carr
15101 Fairlawn Avenue
Silver Springs, Maryland 20905

WATERWAY AND LOCATION OF THE PROPOSED WORK: The project would occur on the James River, between Buford Island and the adjoining river bank adjacent to Fishpond Road, Nelson County, Virginia. The project is located in the James River basin.

PROPOSED WORK AND PURPOSE: The applicant proposes to install a steel cable from Buford Island to the adjoining river bank adjacent to Fishpond Road to facilitate the removal of logged timber across the James River.

Logs would be attached to the cable in order to get them across the narrow channel and the project is expected to last approximately 10 days. As stated in the applicants permit request, the cable will be sunk when not in use. This area of the river is not the main channel and is less than four feet deep at the project location. Project plans and drawings are included with this Notice.

AUTHORITY: Permits are required pursuant to Section 10 of the Rivers and Harbors Act of 1899 (33 U.S.C. 403).

FEDERAL EVALUATION OF APPLICATION: 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. The decision will reflect the national concern for both protection and utilization of important resources. The benefits which reasonably may be expected from the proposal must be balanced against its reasonably foreseeable detriments. All of the proposal's relevant factors will be considered, including conservation, economics, aesthetics, general environmental concerns, wetlands, cultural values, fish and wildlife values, flood hazards, flood plain values, land use classification, 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 Environmental Protection Agency's "Guidelines for Specification of Disposal Sites for Dredged or Fill Material" will also be applied (Section 404(b)(1) of the Clean Water Act).

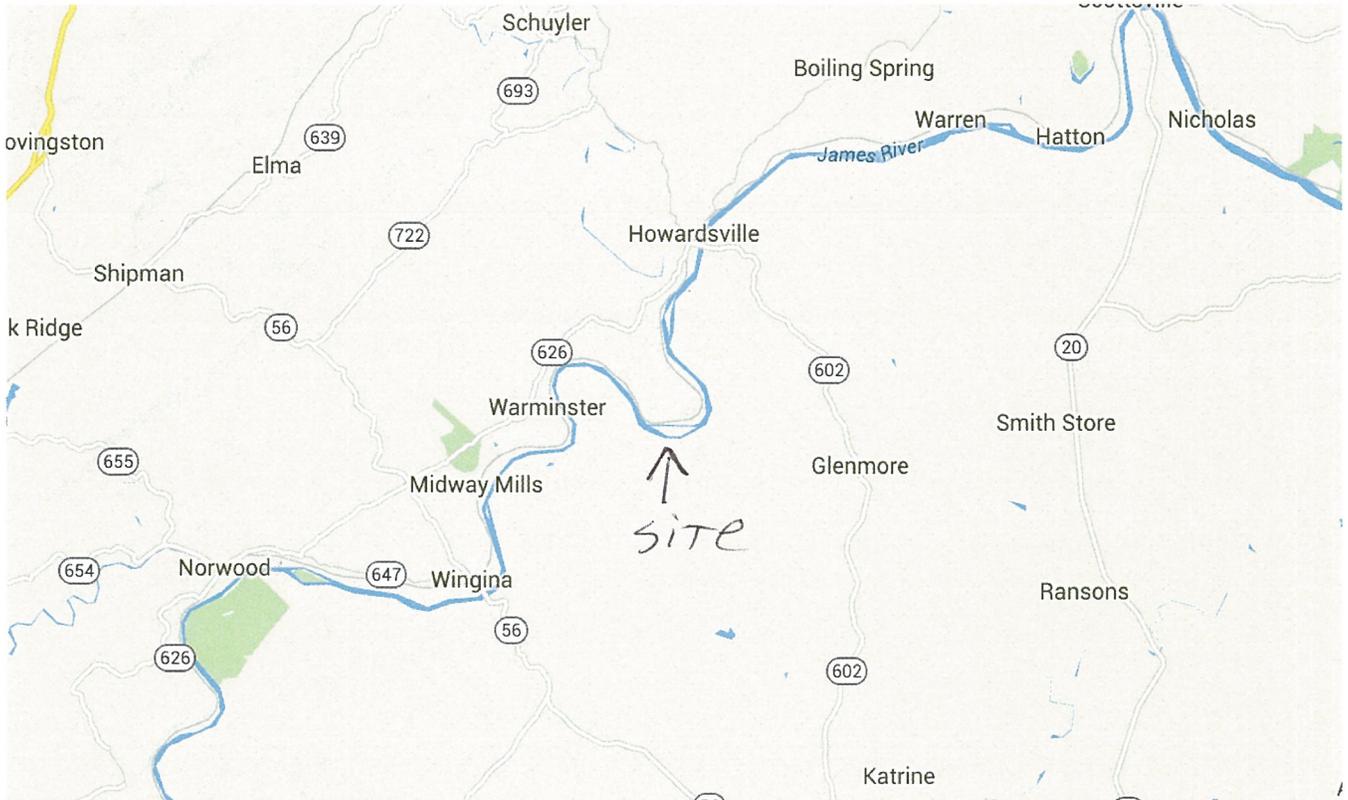
The Corps of Engineers is soliciting comments from the public; Federal, state, and local agencies and officials; Indian Tribes; and other interested parties in order to consider and evaluate the direct, indirect, and cumulative impacts of this proposed activity. Any comments received will be considered 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. Anyone may request a public hearing to consider this permit application by writing to the District Commander within 30 days of the date of this notice, stating specific reasons for holding the public hearing. The District Commander will then decide if a hearing should be held.

Preliminary review indicates that: (1) no environmental impact statement would be required; (2) after conducting the NAO ESA Project Review Process, no listed/proposed/candidate species and/or designated/proposed critical habitat under the Endangered Species Act of 1973 (16 U.S.C. 1531-1544, 87 Stat. 884), as amended) would be affected. Based on this no effect determination, no further coordination with the Fish and Wildlife Service is required; and (3) no known properties eligible for inclusion or included in the National Register of Historic Places are in or near the permit area, or would likely be affected by the proposal. Additional information might change any of these findings.

COMMENT PERIOD: Comments on this project should be made in writing, addressed to the Norfolk District, Corps of Engineers (ATTN: CENAO-WRR-W), Charlottesville Field Office, 920 Gardens Boulevard, Suite 103-B, Charlottesville, Virginia 22901, and should be received by the close of business November 23, 2015.

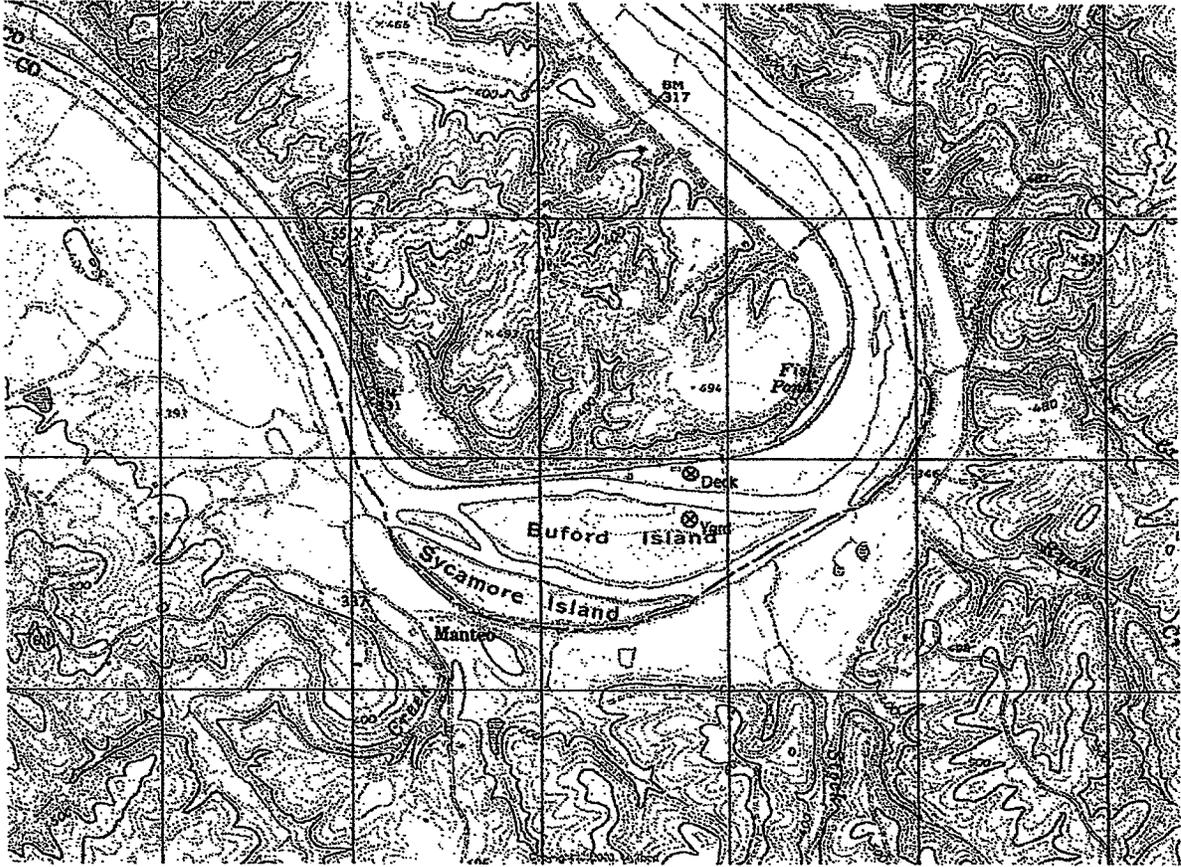
PRIVACY & CONFIDENTIALITY: Comments and information, including the identity of the submitter, submitted in response to this Public Notice may be disclosed, reproduced, and distributed at the discretion of the U.S. Army Corps of Engineers. Information that is submitted in connection with this Public Notice cannot be maintained as confidential by the U.S. Army Corps of Engineers. Submissions should not include any information that the submitter seeks to preserve as confidential.

If you have any questions about this project or the permit process, contact Vinny Pero via email at vincent.d.pero@usace.army.mil or phone at 434.973.0568.



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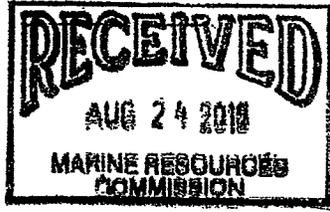
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⊗ marks the location
of the cable ends

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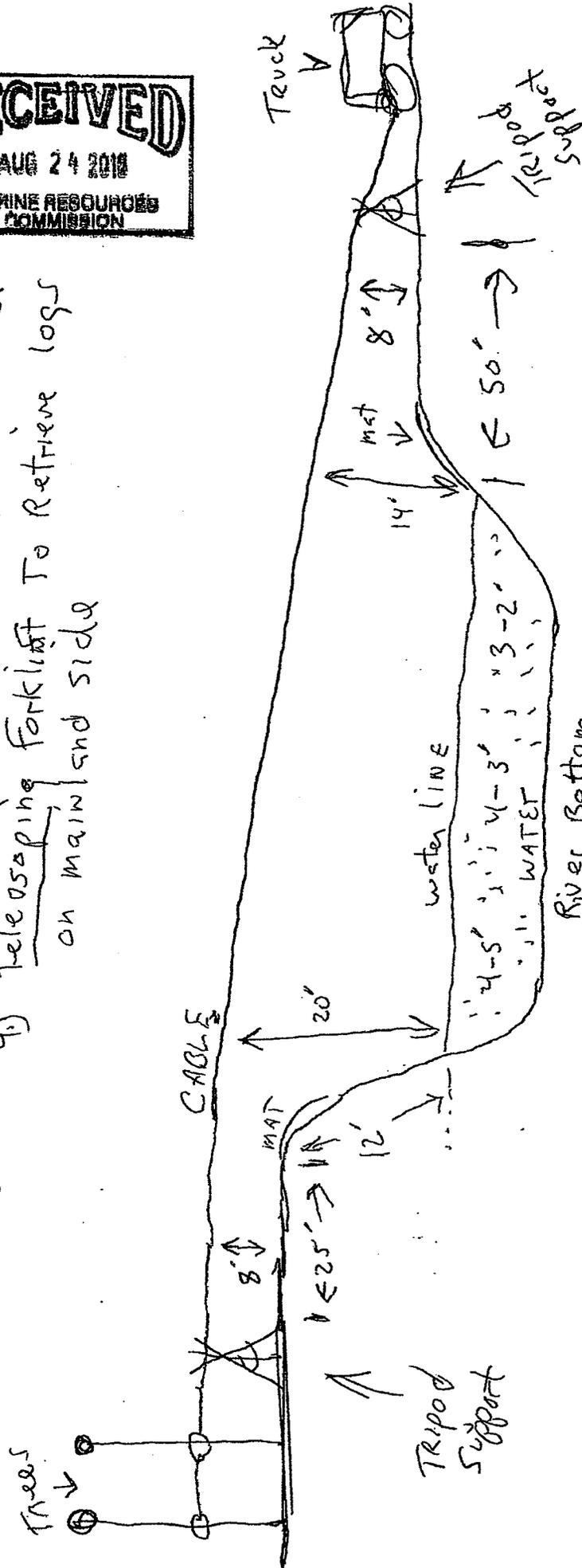
ADDITIONAL INFO
REVISION



NOTES:

- 1) Mats to be lain on both Banks
- 2) Cable can be lowered to lay on River bottom when not in use.
- 3) Operator have 1/2 mile visibility in both directions for Boaters, Tubers, Etc.
- 4) Teleoperating forklift To Retrieve logs on mainland side

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ISland

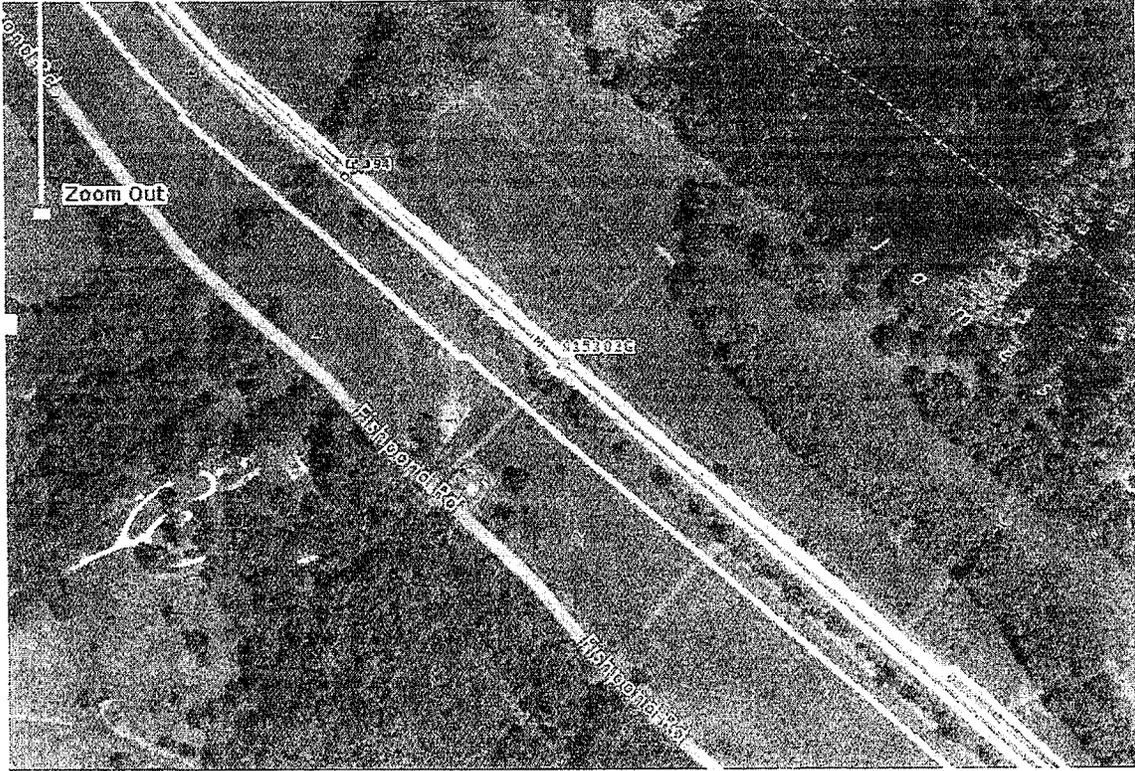
Mainland

VMRC # 15-1054
Buford Island Logging Project MITCH CARR



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APR 27 2015
NATIONAL REGULATORY
COMMISSION



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