

# Joint Public Notice



**US Army Corps  
of Engineers**  
Louisville District ®

Public Notice No.  
LRL-2014-868-sjk

Open Date:  
22 Mar 2016

Close Date:  
21 Apr 2016

Please address all comments and inquiries to:  
U.S. Army Corps of Engineers, Louisville District  
ATTN: Ms. Sarah Keller  
8902 Otis Avenue, Suite S106B  
Indianapolis, Indiana 46216

Phone: 317-543-9424

This notice announces an application submitted for a Department of the Army (DA) Permit, subject to Section 404 of the Clean Water Act (CWA) and for State Water Quality Certification pursuant to Section 401 of the CWA from the Indiana Department of Environmental Management, Office of Water Quality.

APPLICANT:                   Browning Construction  
6100 West 96<sup>th</sup> Street, Suite 250  
Indianapolis, Indiana 46278

AGENT:                       Williams Creek Consulting, Inc.  
619 North Pennsylvania Street  
Indianapolis, Indiana 46204

LOCATION:                     In the southeast and southwest quadrants of the  
intersection of County Road 100 South and County  
Road 900 East extending south to County Road 200  
South, in Plainfield, Hendricks County, Indiana.

Latitude: 39.7413°N  
Longitude: -86.36068°W  
7.5 Minute Quad: Bridgeport, IN

PURPOSE:                    Development of bulk industrial warehouse and  
distribution facilities.

DESCRIPTION OF WORK: The applicant proposes to construct multiple industrial warehouse and distribution facilities and their associated infrastructure and storm water appurtenances. Approximately 8,400 cubic yards (cys) of clean earthen fill material would be discharged into 12 wetlands (totaling 2.03 acres) and 3 streams (totaling 1,690 linear feet). The following table summarizes the proposed impacts to "waters of the United States":

| Water Resources | Resource Type | Impact (Linear feet) | Impact (Acres) |
|-----------------|---------------|----------------------|----------------|
| March Creek     | Intermittent  | 1,181                | NA             |
| Tributary 1     | Ephemeral     | 311                  | NA             |
| Tributary 2     | Ephemeral     | 198                  | NA             |
| Wetland A       | Forested      | NA                   | 0.06           |
| Wetland B       | Forested      | NA                   | 0.10           |
| Wetland C       | Forested      | NA                   | 0.07           |

Operations Division  
 Regulatory Branch (North)  
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|           |                      |       |      |
|-----------|----------------------|-------|------|
| Wetland D | Forested             | NA    | 0.53 |
| Wetland G | Forested             | NA    | 0.17 |
| Wetland H | Forested             | NA    | 0.09 |
| Wetland I | Forested             | NA    | 0.79 |
| Wetland M | Emergent/scrub-shrub | NA    | 0.02 |
| Wetland Q | Emergent/scrub-shrub | NA    | 0.10 |
| Wetland V | Emergent/scrub-shrub | NA    | 0.01 |
| Wetland Y | Forested             | NA    | 0.02 |
| Wetland Z | Emergent/scrub-shrub | NA    | 0.07 |
| Total     |                      | 1,690 | 2.03 |

AVOIDANCE, MINIMIZATION, AND MITIGATION MEASURES: The applicant has avoided impacts to Wetlands E, F, J, K, L, N, O, R, S, T, U, W, X, AA, AB, Clarks Creek, and Tributaries 3 and 4 in addition to reducing impacts to March Creek, Tributaries 1 and 2, and Wetland I by implementing infrastructure and building layout design changes (avoidance/minimization total of 4.46 acres of wetland and 9,313 linear feet of stream).

Mitigation would be required to compensate for the proposed impacts to streams and wetlands. The proposed on-site mitigation includes: creation of 7.92 acres of forested and emergent wetland adjacent to March Creek (M-1); reestablishment of 1,100 linear feet of March Creek and enhancement/preservation of its associated 11.6 acres of forested riparian corridor and wetlands (M-2); enhancement and preservation of 2,800 linear feet of Clarks Creek and its associated 10.25 acre forested riparian corridor and wetlands (M-3); and enhancement and preservation of 2,982 linear feet of Clarks Creek and its associated 10.25 acres of forested riparian corridor and wetlands.

It is noted that this proposed mitigation plan is open to comment and subject to change. The Corps will make a determination of appropriate mitigation, upon review of all submitted information.

REVIEW PROCEDURES: A DA Permit cannot be issued if any legally required Federal, State, or local authorization or certification is denied.

A DA Permit, if otherwise warranted, will not be issued on this project until a State of Indiana Section 401 Water Quality Certification (WQC) from the Indiana Department of Environmental Management (IDEM) is on file in this office or it is considered waived. This Public Notice serves as the notice for a Clean Water Act Section 401 application for water quality certification from the IDEM. IDEM will review this proposal for compliance with the applicable provisions of Section 301, 302, 303, 306 and 307 of the CWA, including the state water quality standards currently set forth at 327 IAC 2. They will consider comments regarding this proposal postmarked by the closing date of this notice. Comments to IDEM should be addressed to: IDEM, Office of Water Quality, Section 401 WQC Program, 100 N. Senate Ave. Room N1255, Indianapolis,

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Indiana 46204. The applicant is responsible for obtaining the certification from IDEM.

Copies of this notice are sent to the appropriate Federal and State Fish and Wildlife Agencies. Their views and comments are solicited in accordance with the Fish and Wildlife Coordination Act of 1956. Based on available information, the proposed activity will not destroy or endanger any Federally-listed threatened or endangered species or their critical habitats, as identified under the Endangered Species Act, and therefore, initiation of formal consultation procedures with the U.S. Fish and Wildlife Service is not planned at this time.

The National Register of Historic Places has been examined, and it has been determined that there are no properties currently listed on the Register which would be directly affected by the proposed work. The applicant has conducted a Phase 1(a) survey of the project area, including proposed mitigation sites. A copy of the survey and the Corps' Determination of Effect was submitted to the State Historic Preservation Office in a letter dated January 27, 2016. If we are made aware, as a result of comments received in response to this notice, or by other means, of specific archaeological, scientific, prehistorical, or historical sites or structures which might be affected by the proposed work, the District Engineer will immediately take the appropriate action necessary pursuant to the National Historic Preservation Act of 1966 - Public Law 89-665 as amended (including Public Law 96-515).

Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. A request for a public hearing must state the specific interest which might be damaged by issuance of the DA Permit.

The decision whether to issue a permit will be based on 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 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; among those are conservation, economics, aesthetic values, general environmental concerns, historic values, fish and wildlife values, flood damage prevention, land use, navigation, recreation, water supply, water quality, energy needs, safety, food production, and in general, the needs and welfare of the public. In addition, the evaluation of the impact of the activity on the public interest will include application of the guidelines (40 CFR Part 230) promulgated by the Administrator, United States Environmental Protection Agency (USEPA), under authority of Section 404(b) of the CWA.

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. It is presumed that all interested parties and agencies will wish to respond; therefore, a lack of response will be

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interpreted as meaning that there is no objection to the proposed project. 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.

Written statements received in this office on or before the closing date will become a part of the official record and will be considered in the determination on this permit request. Any objections which are received during this period will be forwarded to the applicant for possible resolution before the determination is made whether to issue or deny the requested DA Permit. A permit will be granted unless its issuance is found to be contrary to the public interest.

Information pertaining to this application is available for public examination during normal business hours upon prior request. Drawings are available on Louisville District's Internet site at <http://www.lrl.usace.army.mil/Missions/Regulatory/PublicNotices.aspx>. All comments regarding this proposal should be addressed to Sarah Keller, CELRL-OPF-N at the address noted above and should refer to the Public Notice Number LRL-2014-868-sjk.

If you desire to submit your comments by email, you must comply with the following:

a) In the subject line of your email, type in **ONLY** the Public Notice ID No. LRL-2014-868-sjk.

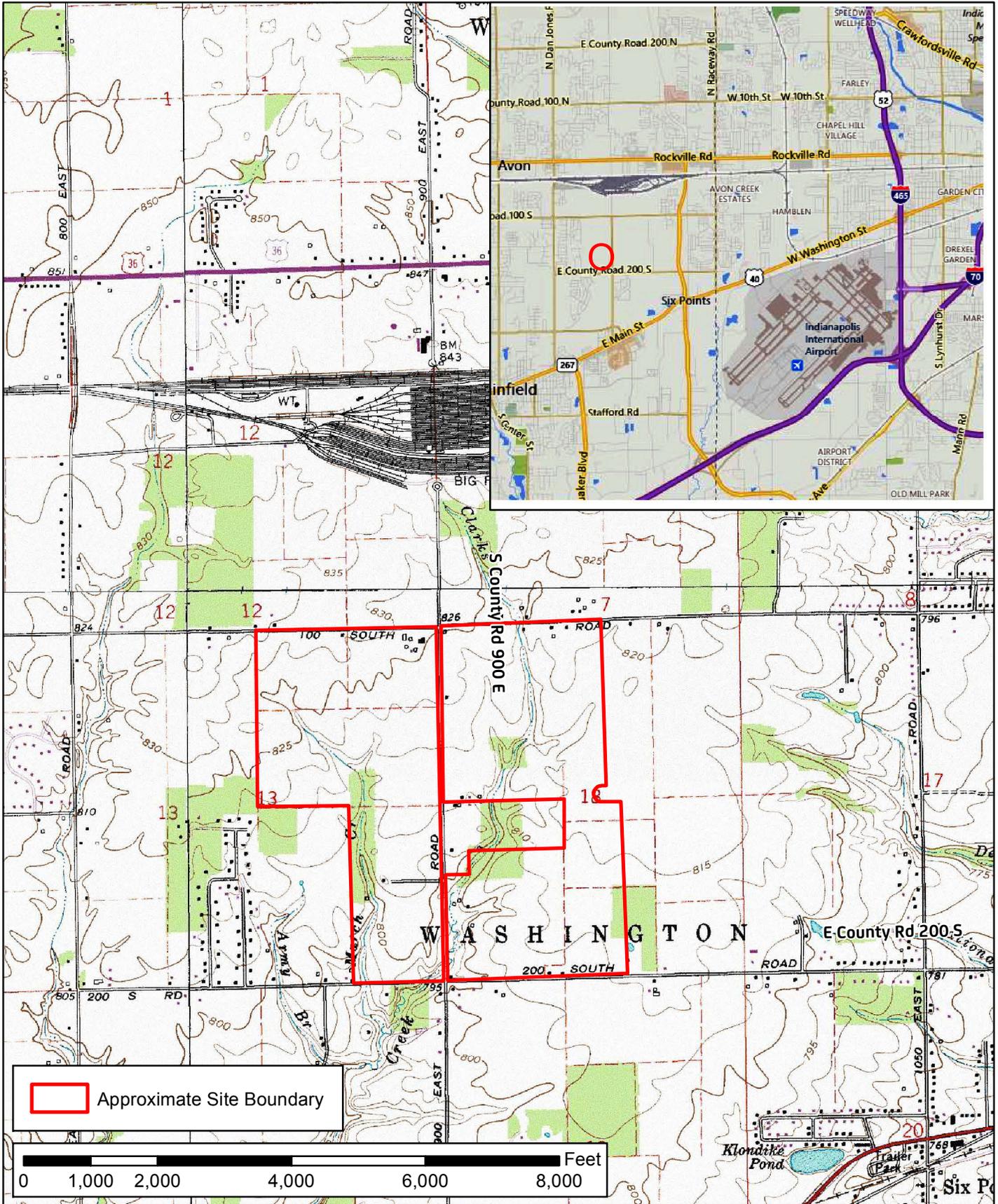
Example:

Subject: LRL-2014-868-sjk

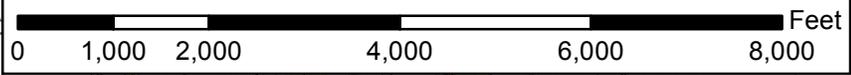
b) Provide your physical mailing address and telephone number.

c) Send your email to: [lrl.regulatorypubliccomment@usace.army.mil](mailto:lrl.regulatorypubliccomment@usace.army.mil).

d) If you are sending attachments greater than 1 Mb in size with your email, you must send a hard copy (CD or paper) to the Corps' physical address as well.



 Approximate Site Boundary

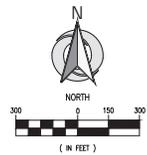
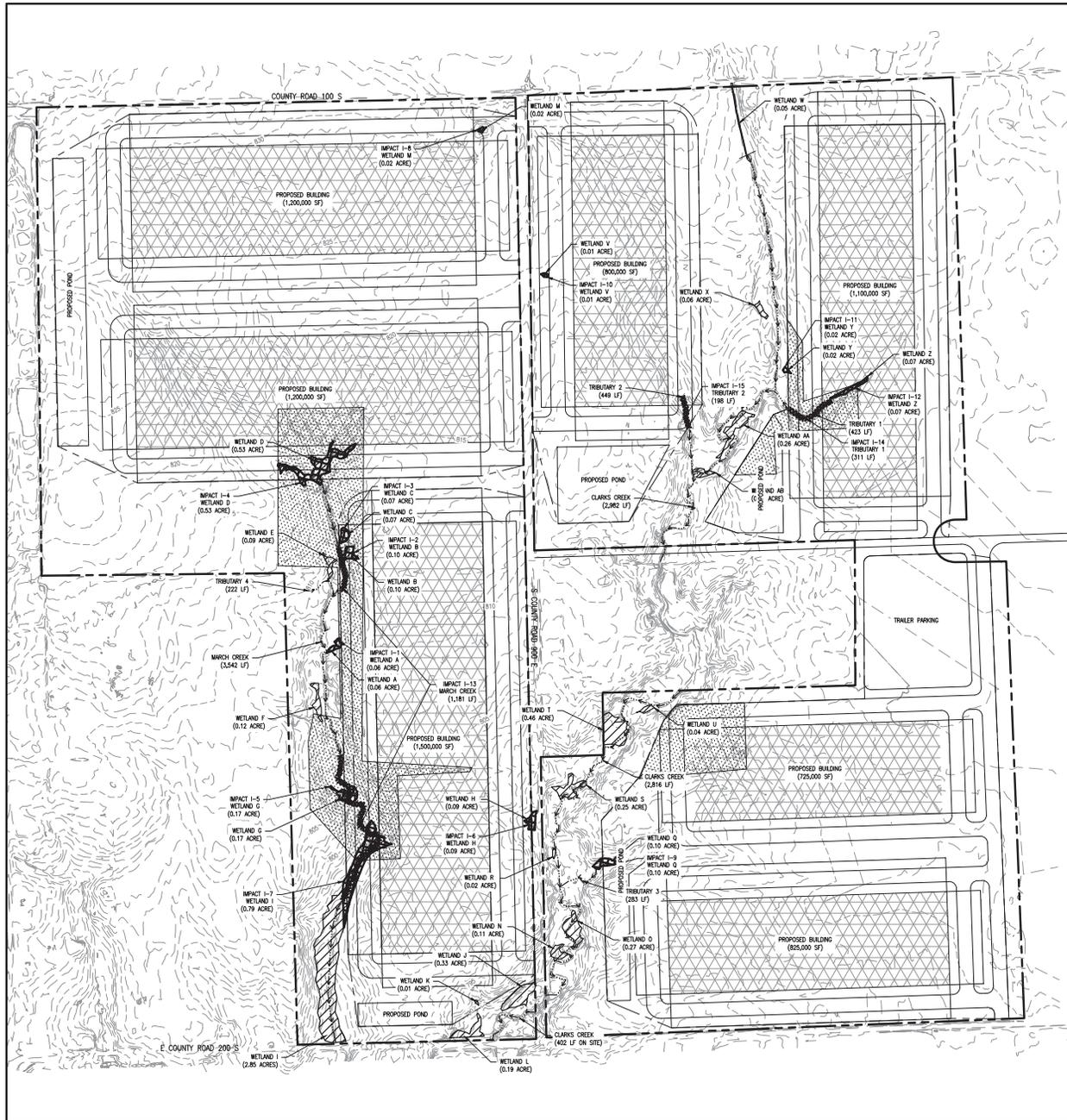


619 N. Pennsylvania St.  
 Indianapolis, IN 46204  
 P: 317-423-0690  
 F: 317-423-0696



Site Location Map  
 Allpoints Business Park  
 Plainfield, Hendricks County, Indiana  
 PN Figure 1  
 LRL-2014-868-sjk  
 Page 1 of 5

Prepared for:  
 Browning Construction  
 Date:  
 February 2016



**LEGEND**

- APPROXIMATE SITE BOUNDARY
- - - - - EXISTING MAJOR CONTOUR
- - - - - EXISTING MINOR CONTOUR
- - - - - APPROXIMATE EXISTING FLOWLINE
- - - - - PROPOSED CONSTRUCTION LIMITS
- ▨ PROPOSED STREAM IMPACTS
- ▨ EXISTING WETLAND ON-SITE
- ▨ PROPOSED WETLAND IMPACTS
- ▨ PROPOSED TREE CLEARING AREA (APPROXIMATELY 28 ACRES)

| IMPACT         | WETLAND/STREAM | VEG ZONE             | SIZE      | IMPACT AREA | JURISDICTION  | MITIGATION RATIO        | REQUIRED MITIGATION |
|----------------|----------------|----------------------|-----------|-------------|---------------|-------------------------|---------------------|
| I-1            | WETLAND A      | FORESTED             | 0.06 AC   | 0.06 AC     | USACE/IDEM    | 4:1                     | 0.24 AC             |
| I-2            | WETLAND B      | FORESTED             | 0.10 AC   | 0.10 AC     | USACE/IDEM    | 4:1                     | 0.40 AC             |
| I-3            | WETLAND C      | FORESTED             | 0.07 AC   | 0.07 AC     | USACE/IDEM    | 4:1                     | 0.28 AC             |
| I-4            | WETLAND D      | FORESTED             | 0.53 AC   | 0.53 AC     | USACE/IDEM    | 4:1                     | 2.12 AC             |
| I-5            | WETLAND E      | FORESTED             | 0.09 AC   | N/A         | USACE/IDEM    | 4:1                     | N/A                 |
| I-6            | WETLAND F      | FORESTED             | 0.12 AC   | N/A         | USACE/IDEM    | 4:1                     | N/A                 |
| I-5            | WETLAND G      | FORESTED             | 0.17 AC   | 0.17 AC     | USACE/IDEM    | 4:1                     | 0.68 AC             |
| I-6            | WETLAND H      | FORESTED             | 0.09 AC   | 0.09 AC     | USACE/IDEM    | 4:1                     | 0.36 AC             |
| I-7            | WETLAND I      | FORESTED             | 2.85 AC   | 0.79 AC     | USACE/IDEM    | 4:1                     | 3.16 AC             |
| I-7            | WETLAND J      | FORESTED             | 0.33 AC   | N/A         | USACE/IDEM    | 4:1                     | N/A                 |
| I-7            | WETLAND K      | FORESTED             | 0.01 AC   | N/A         | USACE/IDEM    | 4:1                     | N/A                 |
| I-8            | WETLAND L      | EMERGENT/FORESTED    | 0.19 AC   | N/A         | USACE/IDEM    | 4:1                     | N/A                 |
| I-8            | WETLAND M      | EMERGENT/SCRUB-SHRUB | 0.02 AC   | 0.02 AC     | NOT REGULATED | 3:1                     | 0.06 AC             |
| I-8            | WETLAND N      | FORESTED             | 0.11 AC   | N/A         | USACE/IDEM    | 4:1                     | N/A                 |
| I-8            | WETLAND O      | FORESTED             | 0.27 AC   | N/A         | USACE/IDEM    | 4:1                     | N/A                 |
| I-8            | WETLAND Q      | EMERGENT/SCRUB-SHRUB | 0.10 AC   | 0.10 AC     | USACE/IDEM    | 3:1                     | 0.30 AC             |
| I-8            | WETLAND R      | FORESTED             | 0.02 AC   | N/A         | USACE/IDEM    | 4:1                     | N/A                 |
| I-8            | WETLAND S      | EMERGENT/FORESTED    | 0.25 AC   | N/A         | USACE/IDEM    | 4:1                     | N/A                 |
| I-8            | WETLAND T      | EMERGENT/SCRUB-SHRUB | 0.46 AC   | N/A         | USACE/IDEM    | 3:1                     | N/A                 |
| I-8            | WETLAND U      | EMERGENT/SCRUB-SHRUB | 0.04 AC   | N/A         | USACE/IDEM    | 3:1                     | N/A                 |
| I-10           | WETLAND V      | EMERGENT/SCRUB-SHRUB | 0.01 AC   | 0.01 AC     | NOT REGULATED | 3:1                     | 0.03 AC             |
| I-10           | WETLAND W      | EMERGENT             | 0.05 AC   | N/A         | USACE/IDEM    | 2:1                     | N/A                 |
| I-10           | WETLAND X      | FORESTED             | 0.06 AC   | N/A         | USACE/IDEM    | 4:1                     | N/A                 |
| I-11           | WETLAND Y      | FORESTED             | 0.02 AC   | 0.02 AC     | USACE/IDEM    | 4:1                     | 0.08 AC             |
| I-12           | WETLAND Z      | EMERGENT/SCRUB-SHRUB | 0.07 AC   | 0.07 AC     | USACE/IDEM    | 3:1                     | 0.21 AC             |
| I-12           | WETLAND AA     | EMERGENT/FORESTED    | 0.26 AC   | N/A         | USACE/IDEM    | 4:1                     | N/A                 |
| I-13           | WETLAND AB     | EMERGENT             | 0.07 AC   | N/A         | USACE/IDEM    | 2:1                     | N/A                 |
| I-13           | MARCH CREEK    | STREAM               | 3,542 LF  | 1,181 LF    | USACE/IDEM    | 1:1                     | 1,181 LF            |
| I-13           | CLARKS CREEK   | STREAM               | 6,209 LF  | N/A         | USACE/IDEM    | 1:1                     | N/A                 |
| I-14           | TRIBUTARY 1    | EPHEMERAL            | 423 LF    | 311 LF      | USACE/IDEM    | 1:1                     | 311 LF              |
| I-15           | TRIBUTARY 2    | EPHEMERAL            | 449 LF    | 198 LF      | USACE/IDEM    | 1:1                     | 198 LF              |
| I-15           | TRIBUTARY 3    | EPHEMERAL            | 283 LF    | N/A         | USACE/IDEM    | 1:1                     | N/A                 |
| I-15           | TRIBUTARY 4    | STREAM               | 222 LF    | N/A         | USACE/IDEM    | 1:1                     | N/A                 |
| WETLAND TOTALS |                |                      | 6.42 AC   | 2.03 AC     |               |                         | 7.92 AC WETLAND     |
| STREAM TOTALS  |                |                      | 11,119 LF | 1,690 LF    |               |                         | 1,690 LF STREAM     |
|                |                |                      |           |             |               | MITIGATION SUBTOTALS    | 7.92 AC WETLAND     |
|                |                |                      |           |             |               | 10% WETLAND CONTINGENCY | 0.792 AC            |
|                |                |                      |           |             |               | MITIGATION SUBTOTALS    | 8.712 AC WETLAND    |
|                |                |                      |           |             |               |                         | 1,690 LF STREAM     |

**BROWNING CONSTRUCTION**  
 6100 WEST 96TH STREET, SUITE 250  
 INDIANAPOLIS, INDIANA, 46278

**WILLIAMS CREEK CONSULTING**

OWN BY: JT  
 CHRD. BY: BC  
 SCALE: AS SHOWN  
 DATE: DECEMBER 2015

REVISIONS

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**ALLPOINTS MIDWEST**  
 5 CR 900 EAST & E CR 200 SOUTH  
 AVON, HENDRICKS COUNTY, INDIANA

**EXISTING CONDITIONS**

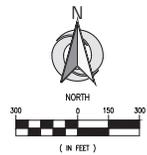
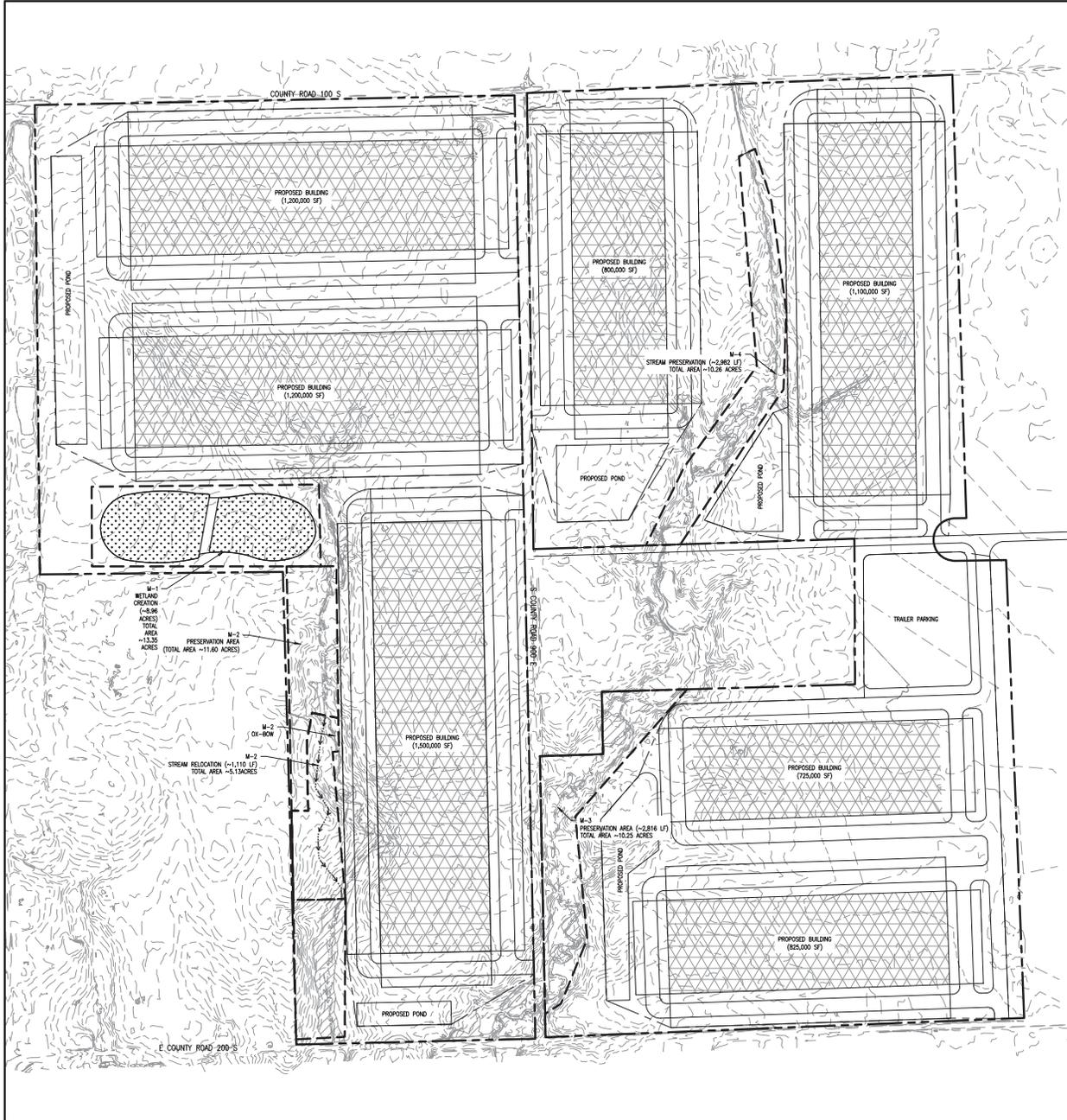
PROJECT NUMBER  
 LRL-2014-868-sjk

DRAWING NUMBER  
 PN FIGURE 2

SHEET 2 OF 5



Know what's below.  
 Call before you dig.



**LEGEND**

- APPROXIMATE SITE BOUNDARY
- EXISTING MAJOR CONTOUR
- EXISTING MINOR CONTOUR
- APPROXIMATE EXISTING FLOWLINE
- PROPOSED CONSTRUCTION LIMITS
- PROPOSED MITIGATION BOUNDARIES
- PROPOSED STREAM RELOCATION
- EXISTING WETLAND ON-SITE
- PROPOSED WETLAND MITIGATION

**BROWNING CONSTRUCTION**  
6100 WEST 96TH STREET, SUITE 250  
INDIANAPOLIS, INDIANA, 46278

**WILLIAMS CREEK CONSULTING**

619 N. PENNSYLVANIA STREET  
INDIANAPOLIS, INDIANA 46204  
PH: (317) 545-0980  
FAX: (317) 423-0986

|          |               |
|----------|---------------|
| OWN BY:  | BT            |
| CHRD BY: | BC            |
| SCALE:   | AS SHOWN      |
| DATE:    | DECEMBER 2015 |

| NO. | REVISIONS |
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**ALLPOINTS MIDWEST**  
S CR 900 EAST & E CR 200 SOUTH  
AVON, HENDRICKS COUNTY, INDIANA

**OVERALL ON-SITE MITIGATION PLAN**  
M-1 & M-2 & M-3 & M-4

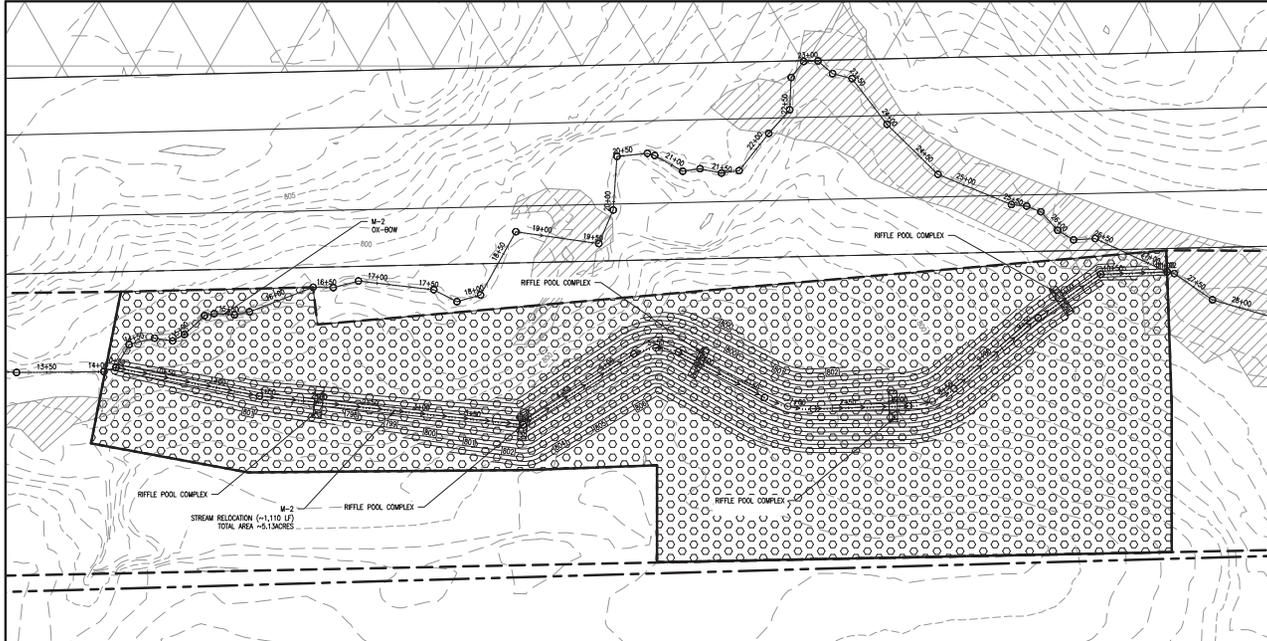
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**PN FIGURE 3**

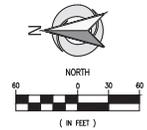
SHEET 3 OF 5



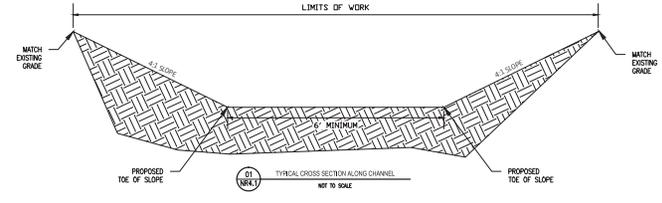
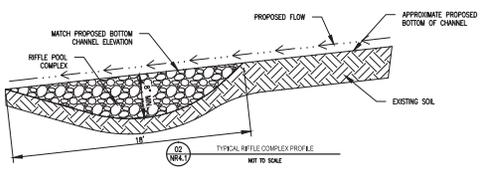
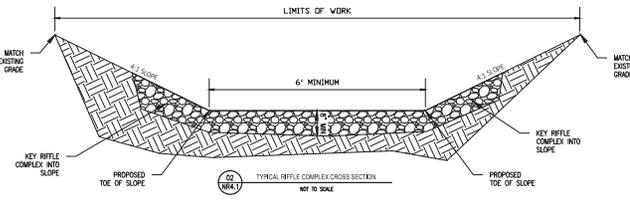
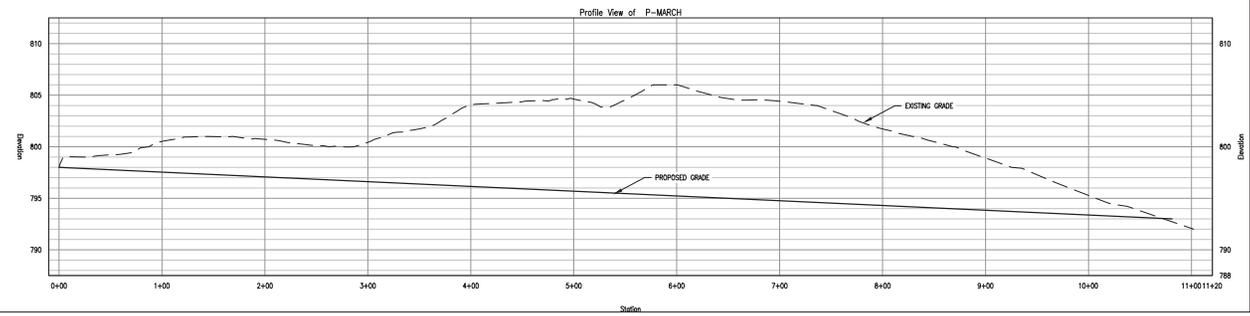
Know what's below.  
Call before you dig.



**811**  
Know what's below.  
Call before you dig.



- LEGEND**
- APPROXIMATE SITE BOUNDARY
  - - - - EXISTING MAJOR CONTOUR
  - · - · EXISTING MINOR CONTOUR
  - · - · - · - · APPROXIMATE EXISTING FLOWLINE
  - · - · - · - · - · - · PROPOSED CONSTRUCTION LIMITS
  - - - - - PROPOSED MITIGATION BOUNDARIES
  - · - · - · - · - · - · PROPOSED STREAM RELOCATION
  - 100 — PROPOSED MAJOR CONTOUR
  - 750 — PROPOSED MINOR CONTOUR
  - ▨ EXISTING WETLAND ON-SITE
  - ⊙ PROPOSED RIFFLE COMPLEX
  - ⊙ PROPOSED PLANTING AREA (TOTAL AREA = 21,670 S.F.)



**BROWNING CONSTRUCTION**  
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INDIANAPOLIS, INDIANA 46204  
PH: (317) 509-0900  
FAX: (317) 423-9096

|            |               |
|------------|---------------|
| DRAWN BY:  | JT            |
| CHKD. BY:  | BC            |
| SCALE:     | AS SHOWN      |
| DATE:      | DECEMBER 2015 |
| REVISIONS: |               |

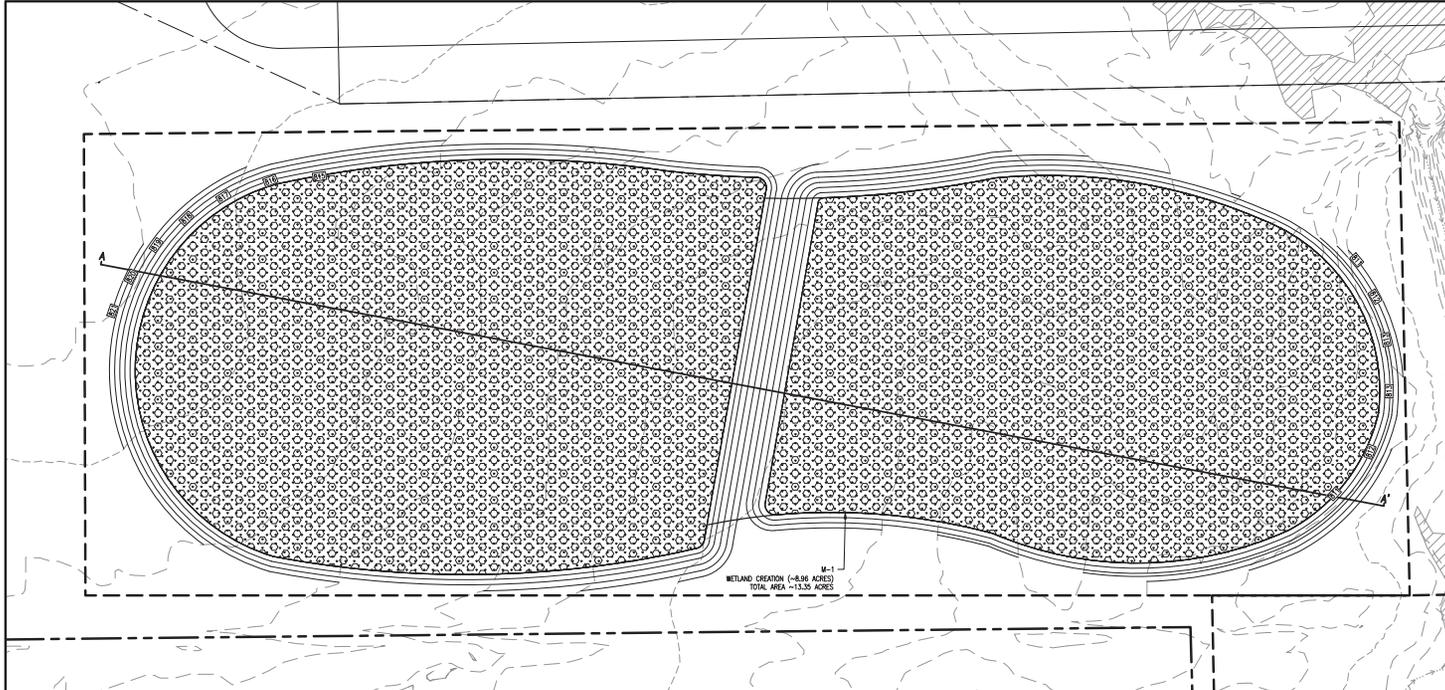
**ALPOINTS MIDWEST**  
5 CR 900 EAST & E CR 200 SOUTH  
AVON, HENDRICKS COUNTY, INDIANA

**M-2 STREAM RELOCATION  
GRADING PLAN & PROFILE**

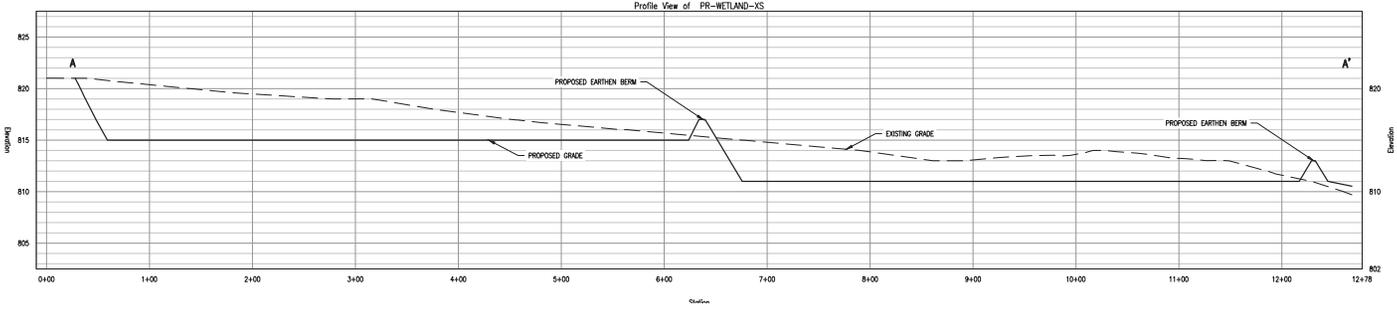
PROJECT NUMBER  
**LRL-2014-868-sjk**

DRAWING NUMBER  
**PN FIGURE 4**

SHEET 4 OF 5



- LEGEND**
- APPROXIMATE SITE BOUNDARY
  - - - - - EXISTING MAJOR CONTOUR
  - - - - - EXISTING MINOR CONTOUR
  - - - - - APPROXIMATE EXISTING FLOWLINE
  - - - - - PROPOSED CONSTRUCTION LIMITS
  - - - - - PROPOSED MITIGATION BOUNDARIES
  - - - - - PROPOSED MAJOR CONTOUR
  - - - - - PROPOSED MINOR CONTOUR
  - - - - - PROPOSED CROSS SECTION (SEE PAGE 4.1 FOR PROFILE)
  - - - - - PROPOSED WETLAND MITIGATION
  - - - - - PROPOSED WOODY PLANT AREA (TOTAL AREA = 300,250 S.F.)



**BROWNING CONSTRUCTION**  
 6100 WEST 96TH STREET, SUITE 250  
 INDIANAPOLIS, INDIANA, 46278

**WILLIAMS CREEK CONSULTING**

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 INDIANAPOLIS, INDIANA 46204  
 PH: (317) 425-0980  
 FAX: (317) 425-0986

|            |               |
|------------|---------------|
| OWN BY:    | IT            |
| CH'D BY:   | BC            |
| SCALE:     | AS SHOWN      |
| DATE:      | DECEMBER 2015 |
| REVISIONS: |               |

**ALLPOINTS MIDWEST**  
 S CR 900 EAST & E CR 200 SOUTH  
 AVON, HENDRICKS COUNTY, INDIANA

**M-1 WETLAND CREATION  
 GRADING PLAN & PROFILE**

PROJECT NUMBER:  
 LRL-2014-868-sjk

DRAWING NUMBER:  
 PN FIGURE 5

SHEET 5 OF 5