



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

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# Public Notice

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Public Notice No.  
LRL-2009-51-mlc

Open Date:  
20 Aug 2013

Close Date:  
19 Sep 2013

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Please address all comments and inquiries to:  
U.S. Army Corps of Engineers, Louisville District  
ATTN: Meagan Chapman, CELRL-OP-FS, Rm 752  
P.O. Box 59  
Louisville, Kentucky 40201-0059

Phone: 502-315-6709

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This notice announces an application submitted for a Department of the Army (DA) Permit, subject to Section 10 of the Rivers and Harbors Act of 1899 and Section 404 of the Clean Water Act:

**APPLICANT:** Edwards Moving and Rigging, Inc.  
200 Everett Hall Road  
Shelbyville, Kentucky 40065

**AGENT:** Redwing Ecological Services, Inc.  
1139 South Fourth Street  
Louisville, Kentucky 40203

**LOCATION:** The 7-acre proposed project site is located on the left bank of the Ohio River at Mile 618, north of Port Road and 0.3 mile west of Cane Run Road in western Louisville in Jefferson County, Kentucky

Latitude: 38.1657° N  
Longitude: 85.9018° W  
7.5 Minute Quad: Lanesville, IN

**PURPOSE:** To construct a roll-on/roll-off barge landing facility to allow the loading and unloading of oversized equipment and machinery that cannot be transferred using existing facilities because of weight and size restrictions.

**DESCRIPTION OF WORK:** The applicant proposes to construct a barge landing facility with a roll-on/roll-off ramp. The proposed ramp would be 24 feet wide with 8 feet wide gravel aprons on either side, for a total width of 40 feet. The grading to construct the ramp would require a total of 115 linear feet (0.069 acre) of disturbance along the bank to create the ramp. The proposed project would involve the placement of approximately 155 cubic yards of material below the Ordinary High Water Mark (OHWM) of 406 feet Ohio River Datum (ORD) to construct the proposed ramp. This material would include concrete pavement, crushed limestone and riprap that would be placed below the OHWM.

While on-site and during the loading and unloading activities the barge would be secured with a system of four mobile deadmen. Towboats and spud barges would be utilized to secure the barge during loading/unloading. Bridge-jumpers would be utilized to connect the landing and the barge to allow a trailer to access the barge to receive the equipment. The maximum riverward projection of the proposed features would be 197 feet at normal pool elevation of 383.0 feet ORD.

**AVOIDANCE, MINIMIZATION, AND MITIGATION MEASURES:** Proposed impacts have been minimized while still allowing access for trailers to load/unload at normal river levels. The width of the ramp has been minimized while allowing room to maneuver over-sized freight.

No mitigation has been proposed at this time. 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 until a State of Kentucky Water Quality Certification or waiver is on file at this office. In order to comply with Section 401 of the Clean Water Act, the applicant must apply for State certification from the Kentucky Energy and Environment Cabinet Division of Water (KDOW).

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.

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 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. 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). In a letter dated July 13, 2009, the State Historic Preservation Officer (SHPO) stated that the proposed project would take place in areas that have been previously surveyed for archaeological resources and subsequently disturbed. The SHPO also stated that they have no further comments and the Section 106 review process for archaeology is fulfilled.

The Corps has determined that in accordance with 36 C.F.R. §800.5(d)(1); 33 C.F.R. §325, Appendix C §7(c), and the Interim Guidance issued by the Corps of Engineers on April 25, 2005, the proposed undertaking would have no effects to historic properties.

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 C.F.R. Part 230) promulgated by the Administrator, United States Environmental Protection Agency, 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 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

Operations Division  
Regulatory Branch (South)  
Public Notice No. LRL-2009-51-mlc

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.aspx>. All comments regarding this proposal should be addressed to Ms. Meagan Chapman, CELRL-OP-FS at the address noted above and should refer to the Public Notice Number LRL-2009-51-mlc.

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-2009-51.

Example:

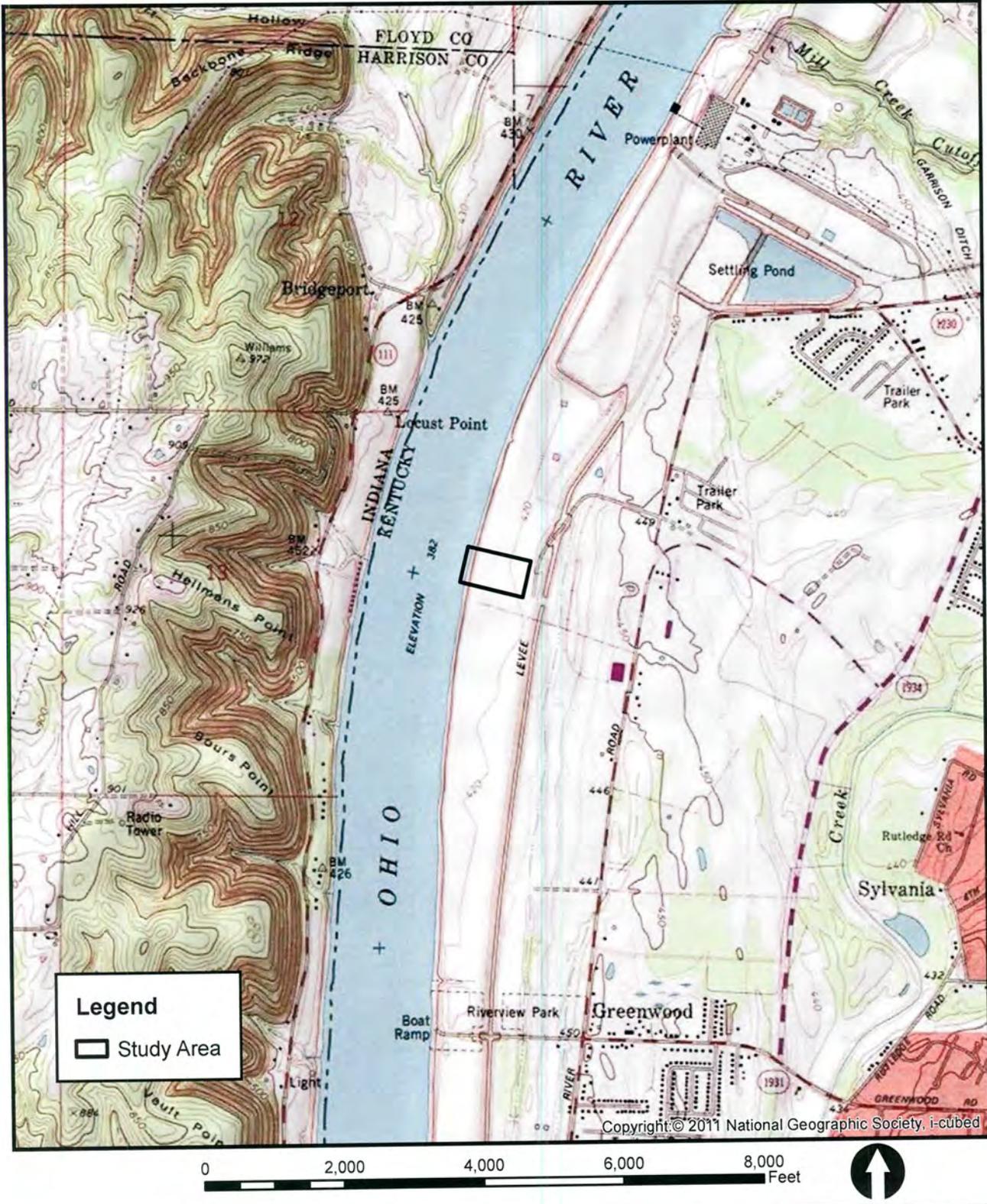
Subject: LRL-2009-51-mlc

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.

Source: USA Topo Maps - Copyright:© 2011 National Geographic Society.



**Legend**  
[Black Rectangle] Study Area

EMR PORT OF LOUISVILLE  
BARGE LANDING  
JEFFERSON COUNTY, KENTUCKY



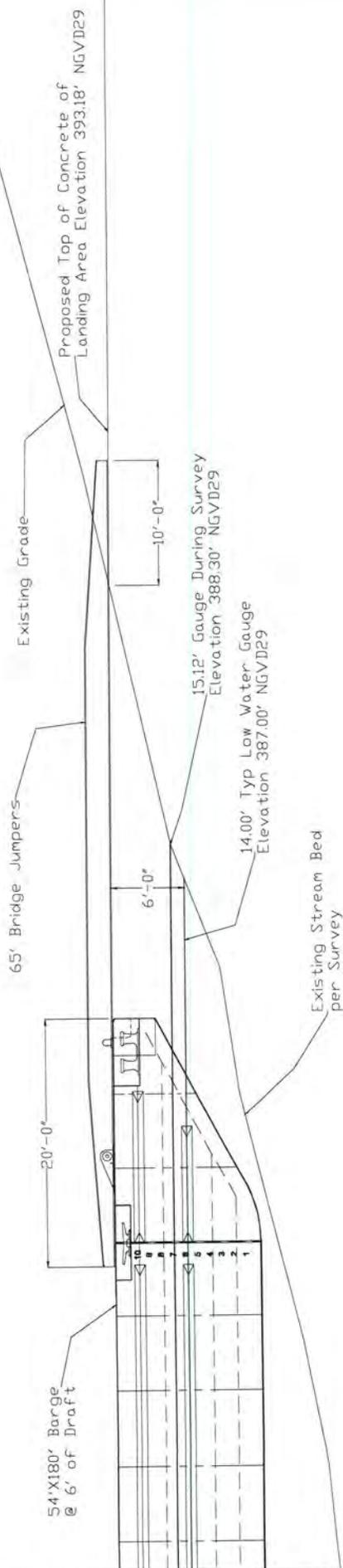
SITE LOCATION MAP

FIGURE 1

REVISED DATE: 06-05-13 | DRAWN BY: EDB

P:\2013 Projects\13-064-EMR Port\Figures\Site Location.mxd, 07-16-2013, ebowman

Notes:  
 - River Gauge is Ohio River at McAlpine Lock and Dam  
 - River Gauge @ 0' = 373.18' NGVD29





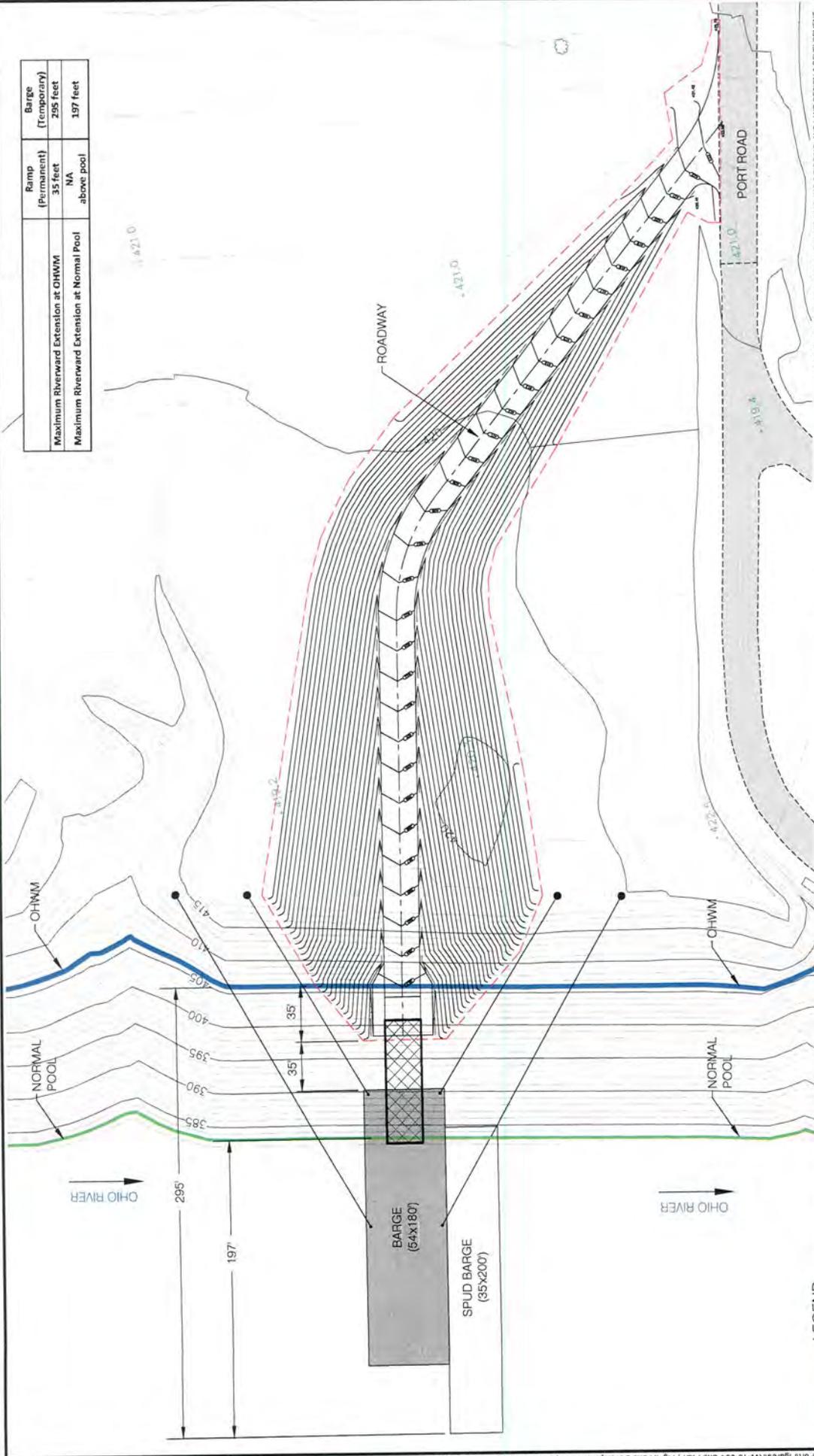
**Jefferson River Port**  
 Barge Landing  
 Louisville, KY

Potential Landing Site  
 Barge Landing Elevation  
 Elevation View

REV	DATE	DESCRIPTION OF REVISION
1	07/25/13	Revised Text Size
0	06/28/13	ORIGINAL ISSUE

JOB NUMBER:		DWG NO: BL-030	SCALE: N.T.S.	REVISION NUMBER: 01
DATE: July 25, 2013	CHECKED BY: RA	DRAWN BY: JTL		

Maximum Riverward Extension at OHWM	Ramp (Permanent)	Barge (Temporary)
Maximum Riverward Extension at Normal Pool	35 feet	295 feet
	NA	197 feet



- LEGEND**
- OHIO RIVER - ORDINARY HIGH WATER MARK (406' ELEVATION)
  - OHIO RIVER - NORMAL POOL (383' ELEVATION)
  - PROPOSED CONTOUR
  - PROPOSED LIMITS OF DISTURBANCE
  - MOBILE DEADMAN ANCHOR SYSTEM
  - PROPOSED BRIDGE JUMPERS



EMR PORT OF LOUISVILLE  
 BARGE LANDING  
 JEFFERSON COUNTY, KENTUCKY

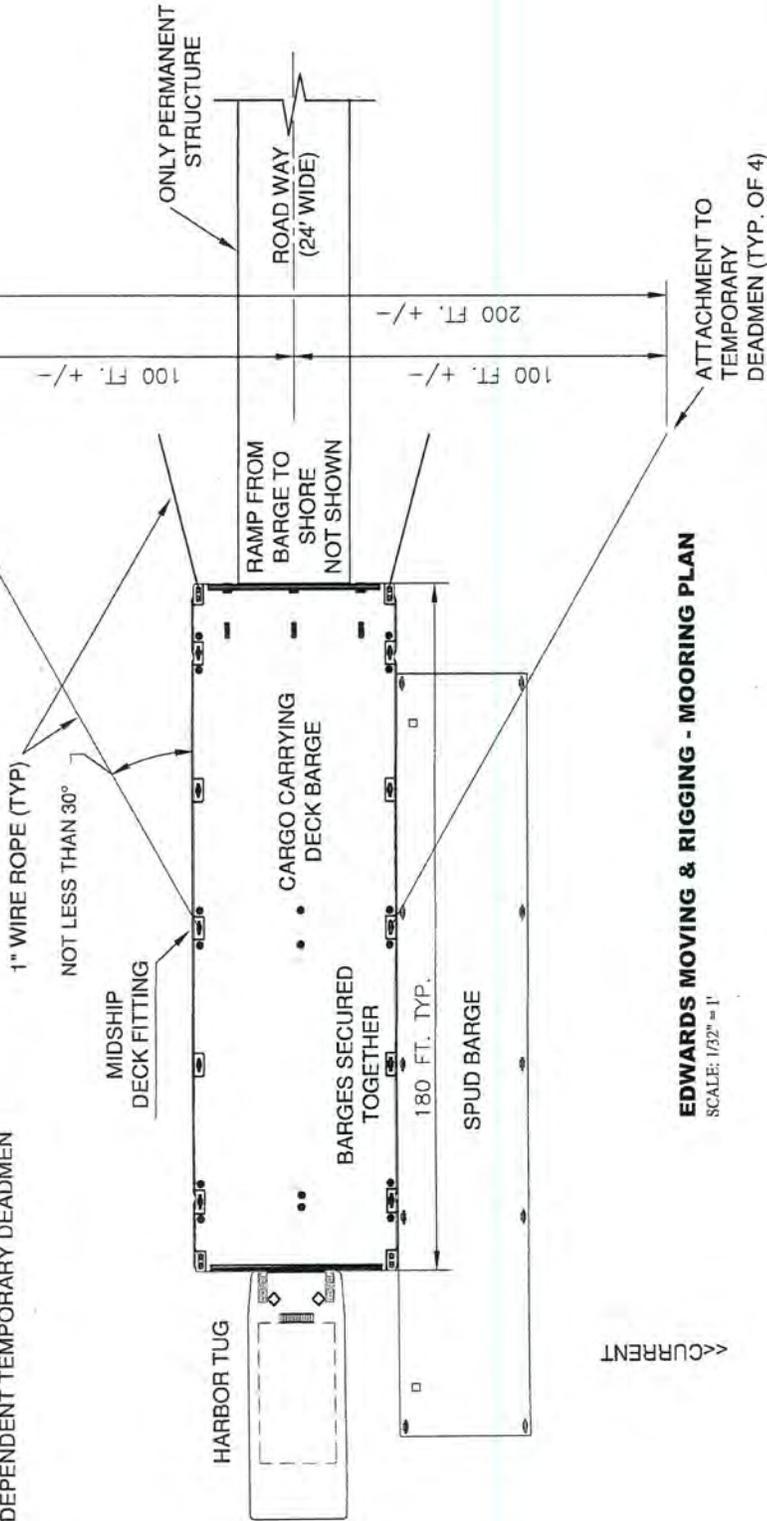


REVISED  
 SITE DEVELOPMENT PLAN

FIGURE 4A

MOVABLE DEADMAN D6 CATERPILLAR  
DOZER OR EQUIVALENT MACHINE  
TYP. OF 4

- NOTES:
1. BARGE SIZES WILL VARY WITH CARGO BEING MOVED.
  2. HARBOR TUG FULLY CREWED
  3. 4 INDEPENDENT TEMPORARY DEADMEN



**EDWARDS MOVING & RIGGING - MOORING PLAN**

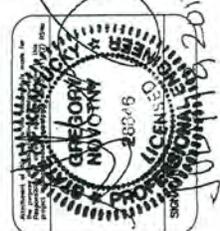
SCALE: 1/32" = 1'

TO SCALES NOTED WHEN PRINTED ON 11X17 PAPER.

**Manley Brothers llc**  
MARINE ENGINEERING & SURVEYING  
St. Louis, Missouri  
Phone: (636) 225-9106

OWNER:  
LOUISVILLE & JEFFERSON COUNTY  
RIVERPORT AUTHORITY  
PO BOX 58010  
LOUISVILLE, KENTUCKY 40258

**EDWARDS MOVING & RIGGING**  
**MOORING PLAN FOR**  
**ROLL ON / OFF RAMP**



REVISIONS	DATE	DESCRIPTION

DRAWING NO.	CA-100
MOORING PLAN ROLL ON / OFF OPERATIONS	
CONST. ISSUE DATE	7/19/13
PROJECT NO.	13-1536