



# Public Notice

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

Public Notice No.  
LRL-2021-644-cat

Open Date:  
13 December 2021

Closing Date:  
12 January 2022

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

Phone: 502-315-6690

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:

**APPLICANT:** Paradise Storage, LLC  
101 Riverboat Row  
Newport, Kentucky 41071

**LOCATION:** Ohio River Mile 527, left descending bank in Gallatin County, Kentucky.

Latitude: 38.789336  
Longitude: -84.888024  
7.5 Minute Quad: 1:24,000 Florence, IN/KY

**PURPOSE:** To establish a barge fleeting area for the storage of work barges.

**DESCRIPTION OF WORK:** The applicant has proposed to establish a new barge fleeting area within the Ohio River at Mile 527. The fleeting area would be 409 feet long and would extend 200 feet riverward of the existing left (Kentucky) bank. The fleeting area would be used to store various sizes of work barges ranging from 50 feet long by 15 feet wide to 260 feet long by 50 feet wide. The fleeting area would have barges continuously moored within the fleeting area, with barges removed and returned as needed. The barges would be secured utilizing four 1.125-inch diameter cables secured to two (2) existing deadmen and three 24-inch by 24-inch square spud piles.

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

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. The Endangered Species Act (ESA, 87 Stat. 884, as amended; 16 U.S.C. 1531 et seq.) requires federal agencies to consult with the U.S. Fish and Wildlife Service (USFWS) pursuant to Section 7(a) 2 of the ESA on all actions that may affect a species listed (or proposed for listing) under the ESA as threatened or endangered, or any designated critical habitat. A

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copy of this notice is being furnished to the USFWS for their review. Per this notification, we request comments from the USFWS concerning potential impact to threatened and/or endangered species that may occur within the project area. After receipt of comments, the USACE will evaluate the potential impacts to proposed and/or listed species and their designated critical habitat and initiate consultation with USFWS, if required.

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 have been directly affected by the 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).

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.

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 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/Public-Notices/>. All comments regarding

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this proposal should be addressed to Mr. Cody Thayer, CELRL-RDN at the address noted above and should refer to the Public Notice Number LRL-2021-644-cat.

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-2021-644-cat.

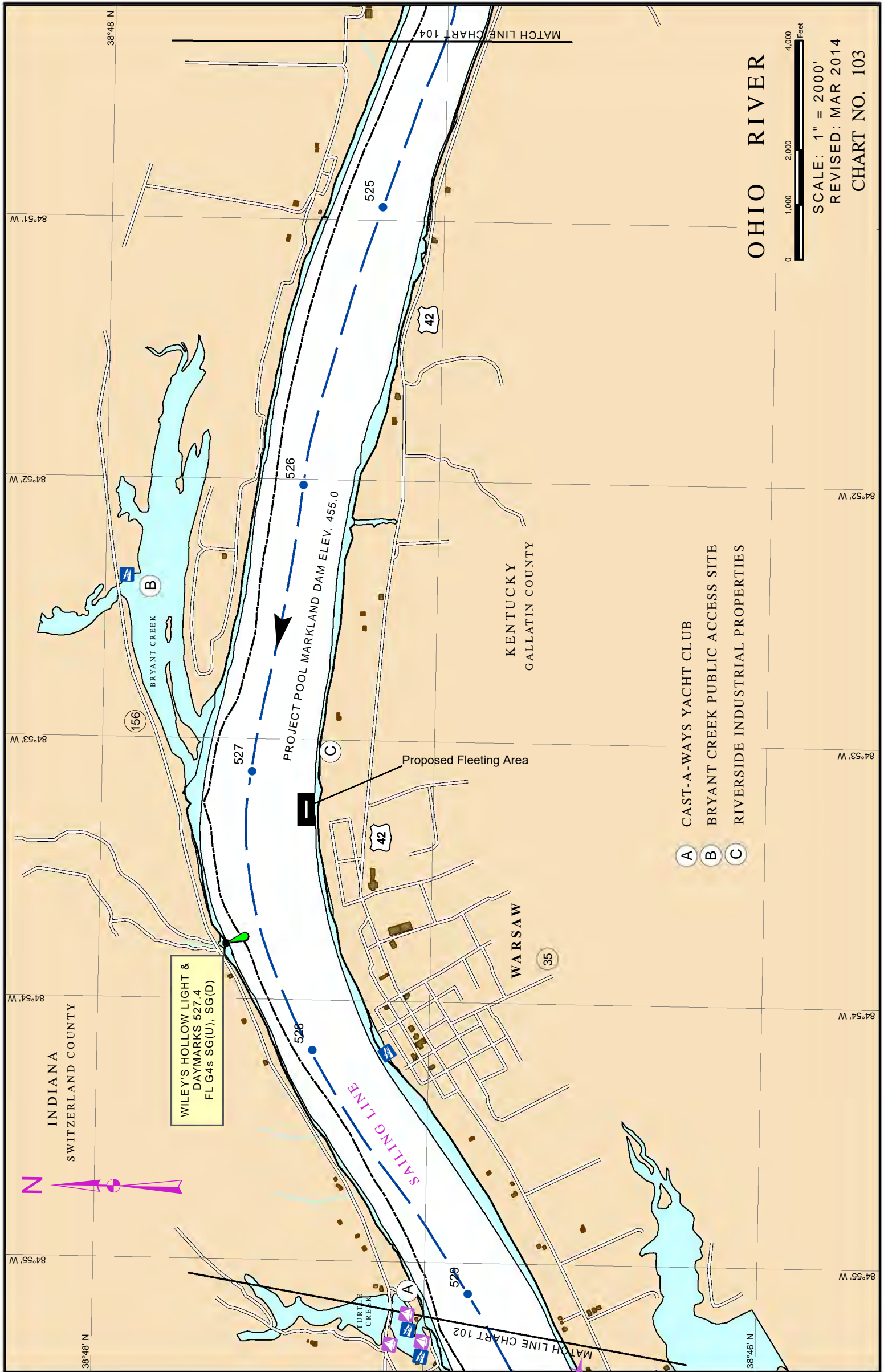
Example:

Subject: LRL-2021-644-cat

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 10 Mb in size with your email, you must send a hard copy (CD or paper) to the Corps' physical address as well.



# OHIO RIVER



SCALE: 1" = 2000'  
 REVISED: MAR 2014  
 CHART NO. 103

- A** CAST-A-WAYS YACHT CLUB
- B** BRYANT CREEK PUBLIC ACCESS SITE
- C** RIVERSIDE INDUSTRIAL PROPERTIES

WILEY'S HOLLOW LIGHT &  
 DAYMARKS 527.4  
 FL G4s SG(U), SG(D)



Windy Branch

INDIANA  
KENTUCKY

Fleeting Area



Galatin  
County Park

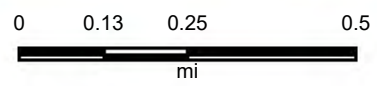
Warsaw

Sugar  
Bay Golf

Esri, HERE, Garmin, INCREMENT P, USGS, EPA, USDA, Esri, HERE, Garmin, iPC, Maxar



**LRL-2021-644 -  
Paradise Storage, LLC.  
Fleeting Area**

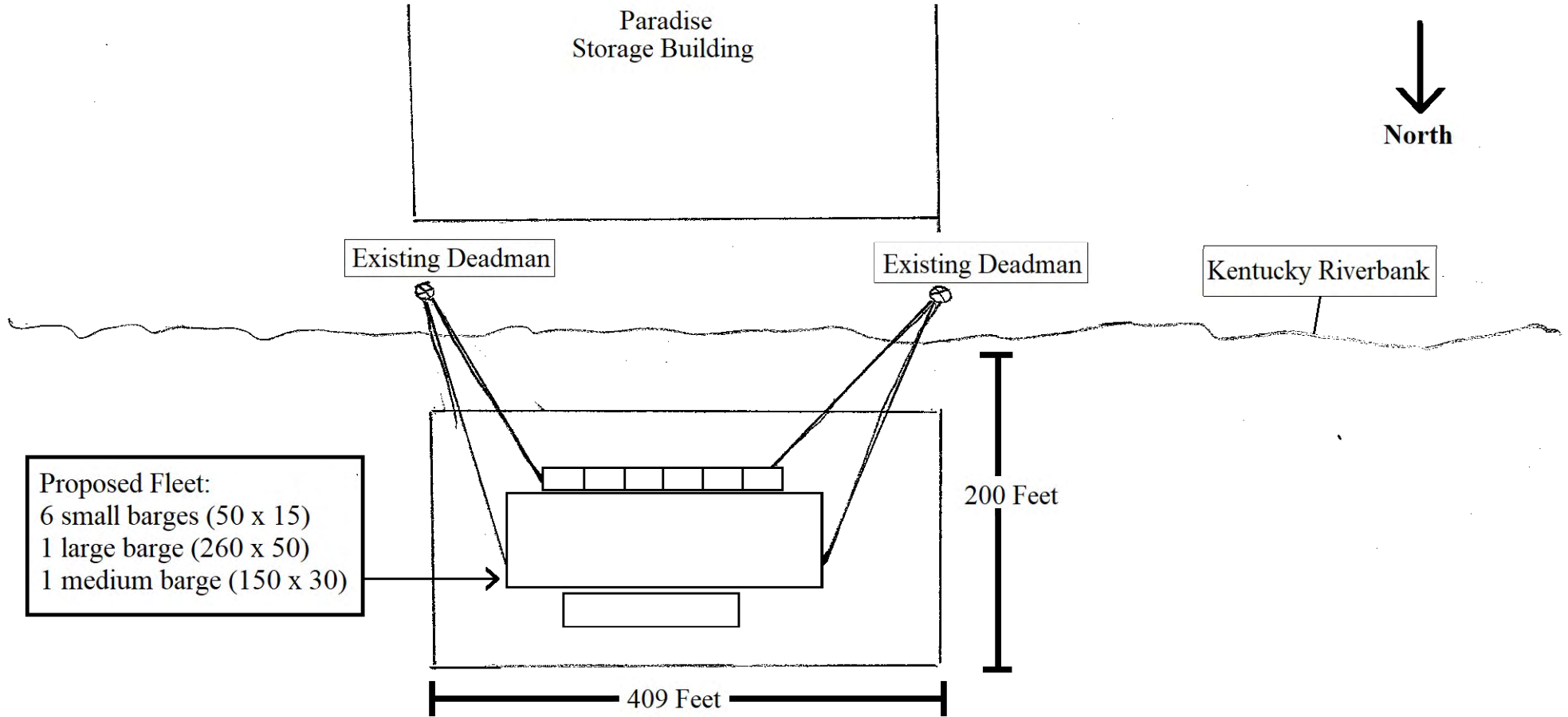


Map Center: 84.8817°W 38.789822°N

Map Created by: Cody Thayer  
Date: 11/18/2021

Coordinate System: WGS 1984 Web  
Mercator Auxiliary Sphere

Ohio River Left Decending Bank  
Ohio River Mile 527



NOT TO SCALE