

APPLICATION NO. **14729**

PUBLIC NOTICE  
(25-Day Comment Period)  
(Comment Expiration Date – June 16, 2007)

TO WHOM IT MAY CONCERN: **Comments are invited on the work described below. Please see the Public Involvement section for details on submitting comments.**

Points of Contact. If additional information is desired, it may be obtained from the applicant or by contacting Mr. Lee A. Schoonover, Little Rock District Corps of Engineers, Regulatory Branch, Room 6110, Federal Building, 700 West Capitol, Little Rock, Arkansas, telephone number (501) 324-5296 (mailing address: P.O. Box 867, Little Rock, Arkansas 72203-0867), e-mail address - <mailto:lee.a.schoonover@usace.army.mil>

Project Information. Pursuant to Section 10 of the Rivers and Harbors Act of 1899 (33 U.S. Code 403) notice is hereby given that

**Ronald and Tammy Brown  
4693 Dave Ward Drive  
Conway, Arkansas 72032**

request the renewal of an existing permit which was originally issued in 2000. The project is the removal of sand and gravel from a dike field along the Arkansas River for individual and commercial use. The proposed project is located on the left descending bank of the Arkansas River, from navigation mile (NM) 153.4 to NM 152.6, in the NW 1/4 of section 25, T. 5 N., R. 15 W., southwest of Conway, in Faulkner County, Arkansas.

The material would be removed with a front-end loader and transported by dump truck for processing and subsequent use. There will be no temporary stockpiling of excavated material.

The location and general plan for the proposed work are shown on the enclosed sheets. Sheet 2 of 2 shows the excavation limits that will be required by the Corps, if a permit is issued. These limits would be required to protect the existing Corps bank stabilization structures and are described as follows:

1. Excavation shall stay a minimum of 300 feet landward of Revetment No. 199.1L and

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centerline of Dike Nos. 198.7.3L and 198.51L.

2. Excavation shall stay a minimum of 100 feet from the landward ends of existing top bank.
3. All excavated slopes shall be no greater than 1V:3H.
4. Bottom of excavation shall be at elevation 249.3 or higher.

Cultural Resources. The National Register of Historic Places has been consulted; and it has been determined that there are no properties currently listed in the Register, or eligible for inclusion therein, which would be affected by the proposed work. A Corps staff archeologist also will review topographic maps and data on reported sites in the area. If it is determined that further review is not warranted, these reviews will constitute the full extent of cultural resources investigation by this office unless we are made aware, as a result of comments received in response to this notice or by other means, of the existence of specific structures or sites which might be affected by the proposed work.

Endangered Species. Our preliminary determination is that the proposed activity will not affect listed Endangered Species or their critical habitat. A copy of this notice is being furnished the U.S. Fish and Wildlife Service and appropriate state agencies and constitutes a request to those agencies for information on whether any listed or proposed-to-be-listed endangered or threatened species may be present in the area which would be affected by the proposed activity.

Flood Plain. We are providing copies of this notice to appropriate flood plain officials in accordance with 44 CFR Part 60 (Flood Plain Management Regulations Criteria for Land Management and Use) and Executive Order 11988 on Flood Plain Management.

Public Involvement. Any interested party is invited to submit to this office written comments or objections relative to the proposed work on or before **June 16, 2007**. Substantive comments, both favorable and unfavorable, will be accepted and made a part of the record and will receive full consideration in determining whether this work would be in the public interest. 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. That decision will reflect the national concern for both protection and utilization of important resources. The benefit 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 including the cumulative effects thereof; among those are conservation, economics, aesthetics, general environmental concerns, wetlands, historic properties, fish and wildlife values, flood hazards, flood plain values, land use, navigation, shoreline erosion and accretion, recreation,

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water supply and conservation, water quality, energy needs, safety, food and fiber production, mineral needs, considerations of property ownership and, in general, the needs and welfare of the people.

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. 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.

Any person may request in writing within the comment period specified in this notice that a public hearing be held to consider this application. Requests for public hearings shall state, with particularity, the reasons for holding a public hearing. The District Engineer will determine if the issues raised are substantial and whether a hearing is needed for making a decision.

**NOTE:** The mailing list for this Public Notice is arranged by state and county(s) where the project is located, and also includes any addressees who have asked to receive copies of all public notices. Please discard notices that are not of interest to you. If you have no need for any of these notices, please advise us so that your name can be removed from the mailing list.

Enclosures

Approximate Coordinates of Project Center

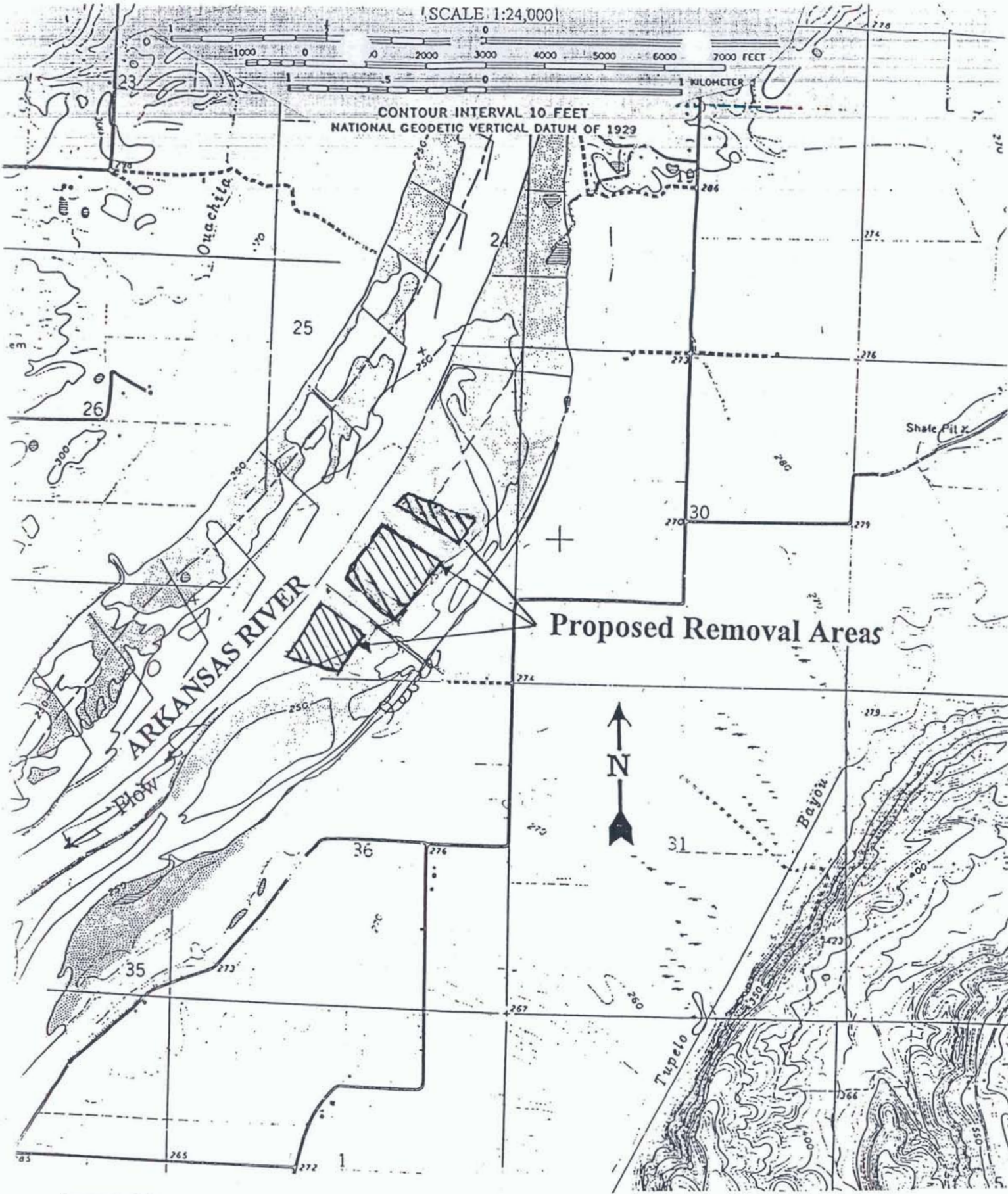
Latitude: **35 -2 -30.2834** Longitude: **92 -33-0.1374**

UTM Zone: **15** North: **3877570.00** East: **541040.00**

SCALE 1:24,000



CONTOUR INTERVAL 10 FEET  
NATIONAL GEODETIC VERTICAL DATUM OF 1929



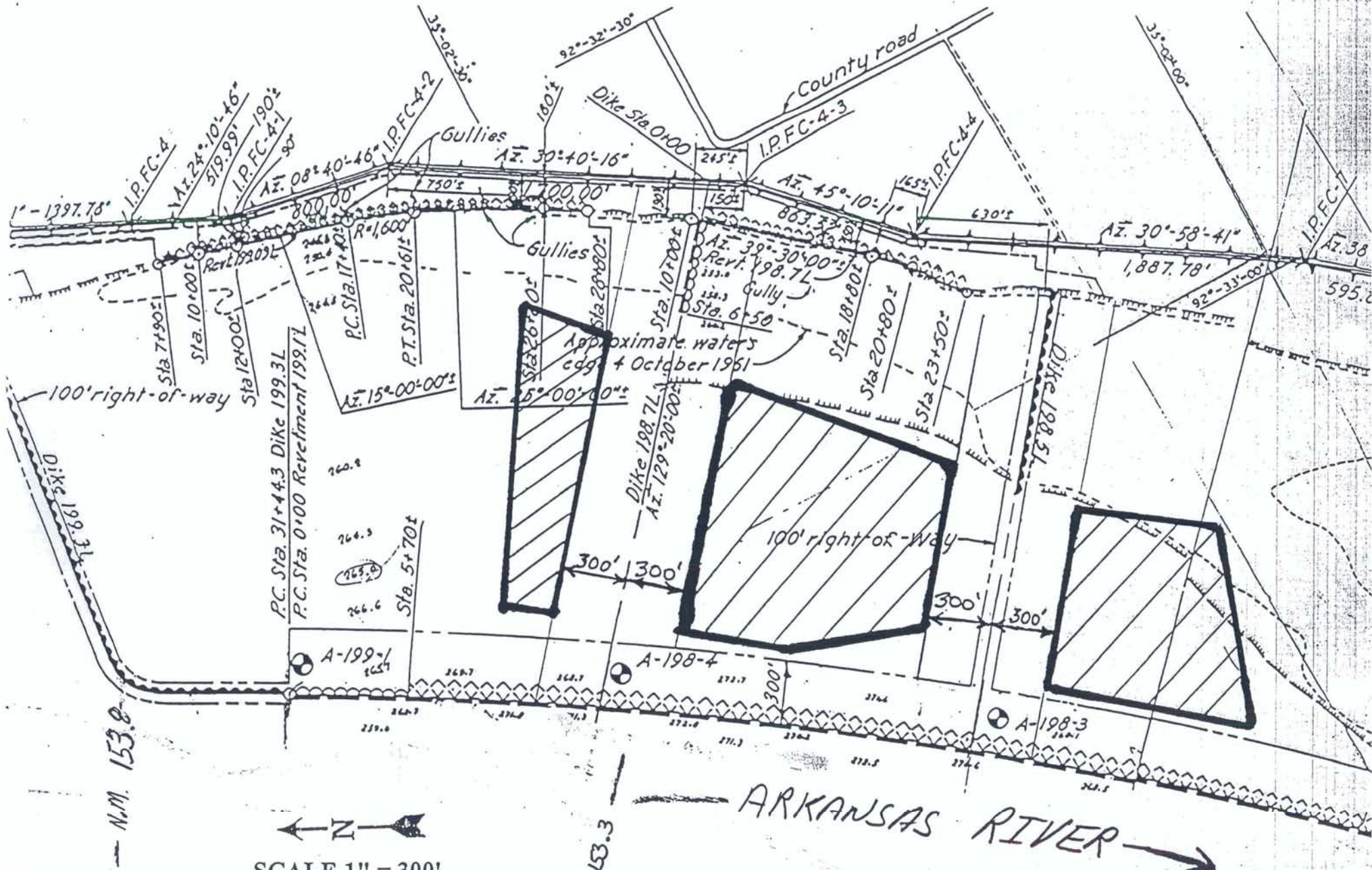
**Proposed Removal Areas**



QUADRANGLE LOCATION

Gleason Quad

**ACTION NO. 14729-1**  
Mr. & Mrs. Ronald Brown  
**SAND & GRAVEL REMOVAL**  
Arkansas River 153.3 L  
May 15, 2007 SHEET 1 OF 2



Proposed Removal Area

SCALE 1" = 300'

ACTION NO. 14729-1  
 Mr. & Mrs. Ronald Brown  
**SAND & GRAVEL REMOVAL**  
 Arkansas River 153.3 L  
 May 15, 2007 SHEET 2 OF 2