



US Army Corps  
of Engineers®  
Little Rock District

# JOINT PUBLIC NOTICE

CORPS OF ENGINEERS – STATE OF ARKANSAS

Application Number: 2016-00183-1

Date: December 9, 2016

Comments Due: January 3, 2017

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

Point of Contact. If additional information is desired, please contact the regulator, Christopher G. Davies, telephone number: (501) 340-1373, mailing address: Little Rock District Corps of Engineers, Regulatory Division, PO Box 867, Little Rock, Arkansas 72203-0867, email address: [Christopher.G.Davies@usace.army.mil](mailto:Christopher.G.Davies@usace.army.mil)

Project Information. Pursuant to Section 404 of the Clean Water Act (33 U.S. Code 1344), notice is hereby given that

**Mr. Todd Witham  
Maumelle Ridge 223, LLC  
5 Deauville Circle  
Little Rock, Arkansas 72223**

has requested authorization for the placement of dredged and fill material in waters of the United States associated with an 83-acre residential development project. The proposed project is located in unnamed tributaries of Palarm Creek, in section 29, T. 3 N., R. 13 W., Maumelle, Pulaski County, Arkansas.

The basic purpose of the project is to construct a residential development. The overall purpose of the project is to develop the site to serve the housing needs for the City of Maumelle and Central Arkansas. The project is not water dependent.

The applicant proposes a residential subdivision that includes five phases of development. Fill material will be placed in eight tributaries to facilitate residential lot development. Approximately 227 feet of intermittent stream and 1,556 feet of ephemeral stream will be impacted by the project.

The terrain is currently rugged and forested. The adjacent property is primarily residential subdivisions. The tract contains two prominent narrow ridges. In the north, a ridge spur off of Cook Mountain crests at 450 feet National Geodetic Vertical Datum (NGVD), and to the south a somewhat broader parallel ridge peaks at 460 feet NGVD. The terrain is lowest, less than 260 feet NGVD, on the western portion of the tract. Twenty-eight ephemeral streams totaling approximately 11,822 feet in length and one intermittent stream measuring approximately 3,245 feet in length have been identified on the property.

The proposed subdivision development was designed to avoid and minimize aquatic impacts as much as practicable. Of the over 15,000 feet of streams identified on the parcel, less than 2,200

feet would be impacted. The applicant has proposed on-site mitigation that would consist of protection of approximately 2,692 feet of intermittent stream and 690 feet of ephemeral stream, along with enhancement of its riparian corridor.

The location and general plan for the proposed work are shown on the enclosed sheets.

Water Quality Certification. By copy of this public notice, the applicant is requesting water quality certification from the Arkansas Department of Environmental Quality (ADEQ) in accordance with Section 401(a)(1) of the Clean Water Act. Upon completion of the comment period and a public hearing, if held, a determination relative to water quality certification will be made. Evidence of this water quality certification or waiver of the right to certify must be submitted prior to the issuance of a Corps of Engineers permit.

Cultural Resources. A Corps staff archeologist will review topographic maps, the National Register of Historic Places, and other data on reported sites in the area. The District Engineer invites responses to this public notice from Native American Nations or tribal governments; Federal, State, and local agencies; historical and archeological societies; and other parties likely to have knowledge of or concerns with historic properties in the area.

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 to 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.

Floodplain. We are providing copies of this notice to appropriate floodplain officials in accordance with 44 Code of Federal Regulations (CFR) Part 60 (Floodplain Management Regulations Criteria for Land Management and Use) and Executive Order 11988 on Floodplain Management.

Section 404(b)(1) Guidelines. The evaluation of activities to be authorized under this permit, which involves the discharge of dredged or fill material will include application of guidelines promulgated by the Administrator, Environmental Protection Agency, under authority of Section 404(b) of the Clean Water Act. These guidelines are contained in 40 Code of Federal CFR 230.

Public Involvement. Any interested party is invited to submit to the above-listed POC written comments or objections relative to the proposed work on or before **January 3, 2017**. 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, floodplain values, land use, navigation, shoreline erosion and accretion, recreation, 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.

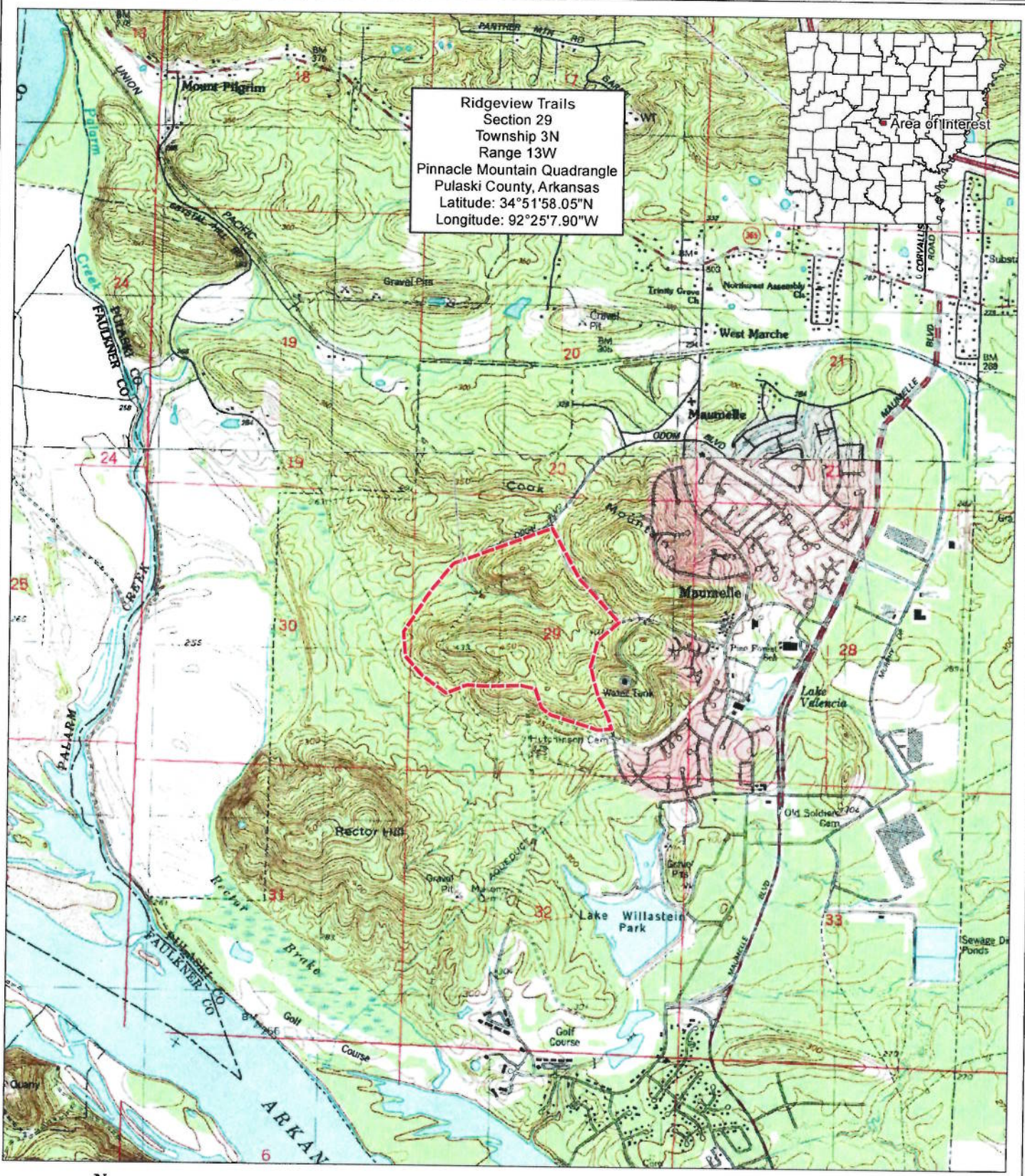
**NOTE:** The mailing list for this Public Notice is arranged by state and county(s) where the project is located, and includes any addressees who have asked to receive copies of all public notices. Please discard notices that are not of interest to you. If you have no need for any of these notices,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

Enclosures

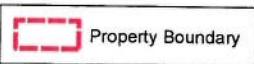
Approximate Coordinates of Project Center

Latitude: **34.867261**                      Longitude: **-92.418868**

UTM Zone: **15N**    North: **3858476**                      East: **553115**



Ridgeview Trails  
 Section 29  
 Township 3N  
 Range 13W  
 Pinnacle Mountain Quadrangle  
 Pulaski County, Arkansas  
 Latitude: 34°51'58.05"N  
 Longitude: 92°25'7.90"W



3800.000.G1

RIDGEVIEW TRAILS  
 LOCATION MAP

**ACTION NO. 2016-00183-1**  
 Maunelle Ridge 223, LLC  
 RESIDENTIAL DEVELOPMENT  
 Sec 29, T. 3 N., R. 13 W.  
 December 2016

Approved by:	TLG
Checked by:	TLG
Drawn by:	IT

Sheet 1 of 2



600  
Feet



**Ridgeview Trails : Phase 2-7**  
Section 29  
Township 3N  
Range 13W  
Pinnacle Mountain Quadrangle  
Pulaski County, Arkansas  
Latitude: 34°51'58.05"N  
Longitude: 92°25'7.90"W

Map ID	Total Length (feet)	Impacts (feet)
S-3	471	101
S-4	488	23
S-13	3244	777
S-20	629	629
S-21	783	192
S-24	107	21

- Stream Impacts
- Streams
- Existing Lots
- Proposed Lots: Phase 2-7
- Proposed Fill Area
- Approximate Property Boundary

NO	DATE	REVISION	BY	CHK	APPR

DESIGNED BY: ALB  
 CHECKED BY: JJP  
 APPLIED BY: CLP  
 DRAWN BY: ALB



SHEET TITLE: AERIAL PHOTOGRAPHY SITE MAP

PROJECT: WOUS MAP  
 RIDGEVIEW TRAILS : PHASE 2-7

PROJECT NO: 2000-16-001	REV NO: R5
DATE: 10/28/2016	
SCALE:	DRAWN BY:

**ACTION NO. 2016-00183-1**  
 Maumelle Ridge 223, LLC  
 RESIDENTIAL DEVELOPMENT  
 Sec 29, T. 3 N., R. 13 W.  
 December 2016 Sheet 2 of 2