



US Army Corps
Of Engineers
Wilmington District

PUBLIC NOTICE

Issue Date: March 14, 2008
Comment Deadline: April 14, 2008
Action ID No: SAW-2008-00283

The Wilmington District, Corps of Engineers (Corps) has received an application from Margie Brown (Trinity Full Gospel Non-Denominational Church) seeking Department of the Army authorization to discharge fill material into 0.49 acres of wetlands for the construction of a church and parking lots located in Fayetteville, Cumberland County, North Carolina.

Specific plans and location information are described below and shown on the attached plans. This Public Notice and all attached plans are also available on the Wilmington District Web Site at www.saw.usace.army.mil/wetlands

Applicant: Ms. Margie Brown
Post Office Box 42252
Fayetteville, North Carolina 28311

AGENT (if applicable): Mr. Larry Ross
5512 Deep Hollow Court
Fayetteville, North Carolina 28311

Authority

The Corps will evaluate this application and decide whether to issue, conditionally issue, or deny the proposed work pursuant to applicable procedures of Section 404 of the Clean Water Act (CWA).

Location

The project is located on the eastern side of Ramsey Street (US Highway 401) between Carvers Falls Road and Lofton Drive, east of Shawcroft Road, in Fayetteville, Cumberland County, North Carolina (latitude 35.14719 and longitude -78.86933).

The wetlands on the property are adjacent to an unnamed tributary of the Cape Fear River, which is a traditional navigable water of the United States.

Existing Site Conditions

The property is 5 acres in size and the 3 acre project area has been cleared for the development. Approximately 0.10 acres of wetlands have been filled on the property. Approximately 0.05 acres of this wetland fill was authorized by the Corps of Engineers in 1998 by Nationwide Permit 26(AID# 198800914).

The vegetation dominating the undisturbed areas on the property are red maple (*Acer rubrum*), loblolly bay (*Gordonia lasianthus*), loblolly pine (*Pinus taeda*), black willow (*Salix nigra*), fetterbush (*Lyonia lucida*), bitter gallberry (*Ilex glabra*), and a few species of ferns and vines.

According to the United States Department of Agriculture Soil Survey of Cumberland and Hoke Counties, the wetlands on the site consist of Coxville loam, which is a poorly drained soil generally found in shallow depression on uplands. The upland soils are classified as Blaney loamy sand, which is a well drained soil generally found along side slopes and narrow ridges of uplands.

The surrounding land use currently consists of residential and undeveloped land. The wooded, undeveloped land is located north and east of the property, Ramsey Street and Kings Grant residential subdivision is located west of the property and an apartment complex is located south of the property. A sewer line runs along the eastern boundary of the property.

Applicant's Stated Purpose

The purpose of the project is to build a parking lot/space for a new sanctuary.

Project Description

The applicant was authorized by the Corps of Engineers with Nationwide Permit 26 to fill 0.33 acres of wetlands for the expansion of a parking lot to serve the existing church. Approximately 0.05 acres of fill was placed in accordance with the authorization. The applicant proposes to place fill material into an additional 0.49 acres of wetlands, which would make the cumulative loss of wetlands greater than 0.50 acres. Therefore, this project does not qualify for a nationwide permit because the project exceeds 0.50 acres of wetland impact.

The proposed project involves the construction of a new building and parking areas for the Trinity Full Gospel Non-Denominational Church. The applicant proposes to discharge fill material into 0.49 acres of wetlands for the construction of a 1500 square feet building and approximately 111 parking spaces. The construction will involve the use of heavy machinery to grade the land and to place the earthen material, gravel, asphalt, and concrete.

The applicant also proposed to construct a temporary sediment basin in the wetlands within the footprint of the proposed parking lot. The applicant obtained a sediment and erosion control permit for this sediment basin and their plans are being revised to avoid this wetland impact. If the applicant must impact wetlands for the construction of this sediment basin prior to this permit decision to meet the sediment and erosion control permit requirements, the impacts can be authorized by Nationwide Permit 18.

Other Required Authorizations

This notice and all applicable application materials are being forwarded to the appropriate State agencies for review. The Corps will generally not make a final permit decision until the North Carolina Division of Water Quality (NCDWQ) issues, denies, or waives State certification required by Section 401 of the Clean Water Act (PL 92-500). The receipt of the application and this public notice combined with appropriate application fee at the North Carolina Division of Water Quality central office in Raleigh will constitute initial receipt of an application for a 401 Water Quality Certification. A waiver will be deemed to occur if the NCDWQ fails to act on this request for certification within sixty days of the date of the receipt of this notice in the NCDWQ Central Office. Additional information regarding the Clean Water Act certification may be reviewed at the NCDWQ Central Office, 401 Oversight and Express Permits Unit, 2321 Crabtree Boulevard, Raleigh, North Carolina 27604-2260. All persons desiring to make comments regarding the application for certification under Section 401 of the Clean Water Act should do so in writing delivered to the North Carolina Division of Water Quality (NCDWQ), 1650 Mail Service Center, Raleigh, North Carolina 27699-1650 Attention: Ms Cyndi Karoly by April 7, 2008.

Essential Fish Habitat

This notice initiates the Essential Fish Habitat (EFH) consultation requirements of the Magnuson-Stevens Fishery Conservation and Management Act. The Corps' initial determination is that the proposed project will not adversely impact EFH or associated fisheries managed by the South Atlantic or Mid Atlantic Fishery Management Councils or the National Marine Fisheries Service.

Cultural Resources

The Corps has consulted the latest published version of the National Register of Historic Places and is not aware that any registered properties, or properties listed as being eligible for inclusion therein are located within the project area or will be affected by the proposed work. Presently, unknown archeological, scientific, prehistoric, or historical data may be located within the project area and/or could be affected by the proposed work.

Endangered Species

The Corps has reviewed the project area, examined all information provided by the applicant and consulted the latest North Carolina Natural Heritage Database. Based on available information, the Corps has determined pursuant to the Endangered Species Act of 1973, that the proposed project will have no effect on federally listed endangered or threatened species or their formally designated critical habitat.

Evaluation

The decision whether to issue a permit will be based on an evaluation of the probable impacts, 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 (in accordance with Executive Order 11988), 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. For activities involving the discharge of dredged or fill materials in waters of the United States, the evaluation of the impact of the activity on the public interest will include application of the Environmental Protection Agency's 404(b)(1) guidelines.

Commenting Information

The Corps of Engineers is soliciting comments from the public; Federal, State and local agencies and officials, including any consolidate State Viewpoint or written position of the Governor; 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 (EA) and/or an Environmental Impact Statement (EIS) pursuant to the National Environmental Policy Act (NEPA). Comments are also used to determine the need for a public hearing and to determine the overall public interest of the proposed activity.

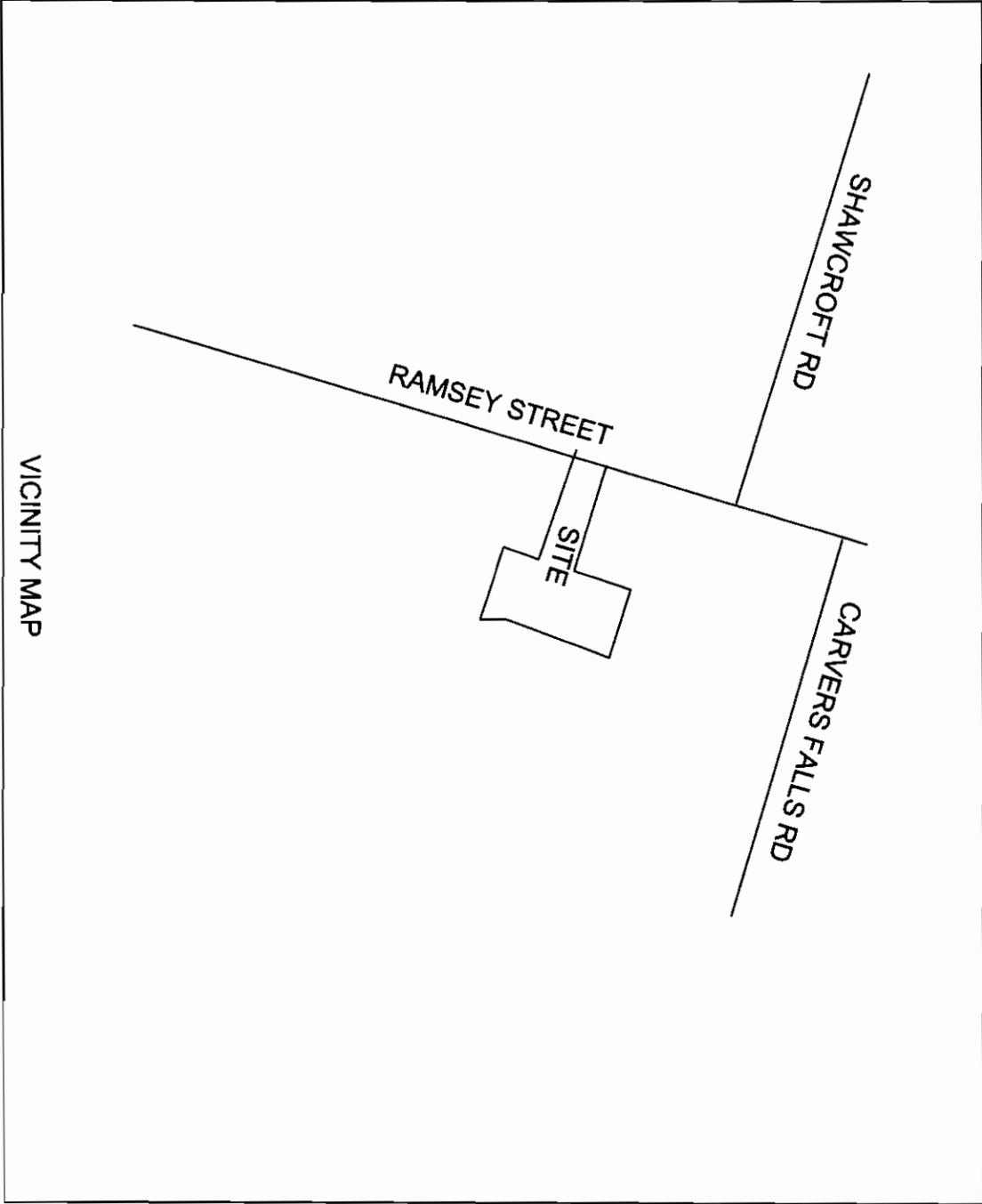
Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider the application. Requests for public hearings shall state, with particularity, the reasons for holding a public hearing. Requests for a public hearing shall be granted, unless the District Engineer determines that the issues raised are insubstantial or there is otherwise no valid interest to be served by a hearing.

Written comments pertinent to the proposed work, as outlined above, will be received by the Corps of Engineers, Wilmington District, until 5pm, April 14, 2008. Comments should be submitted to Ronnie Smith at P.O. Box 1890, Wilmington, NC 28402-1890 or Ronnie.D.Smith@usace.army.mil.

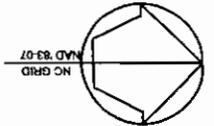
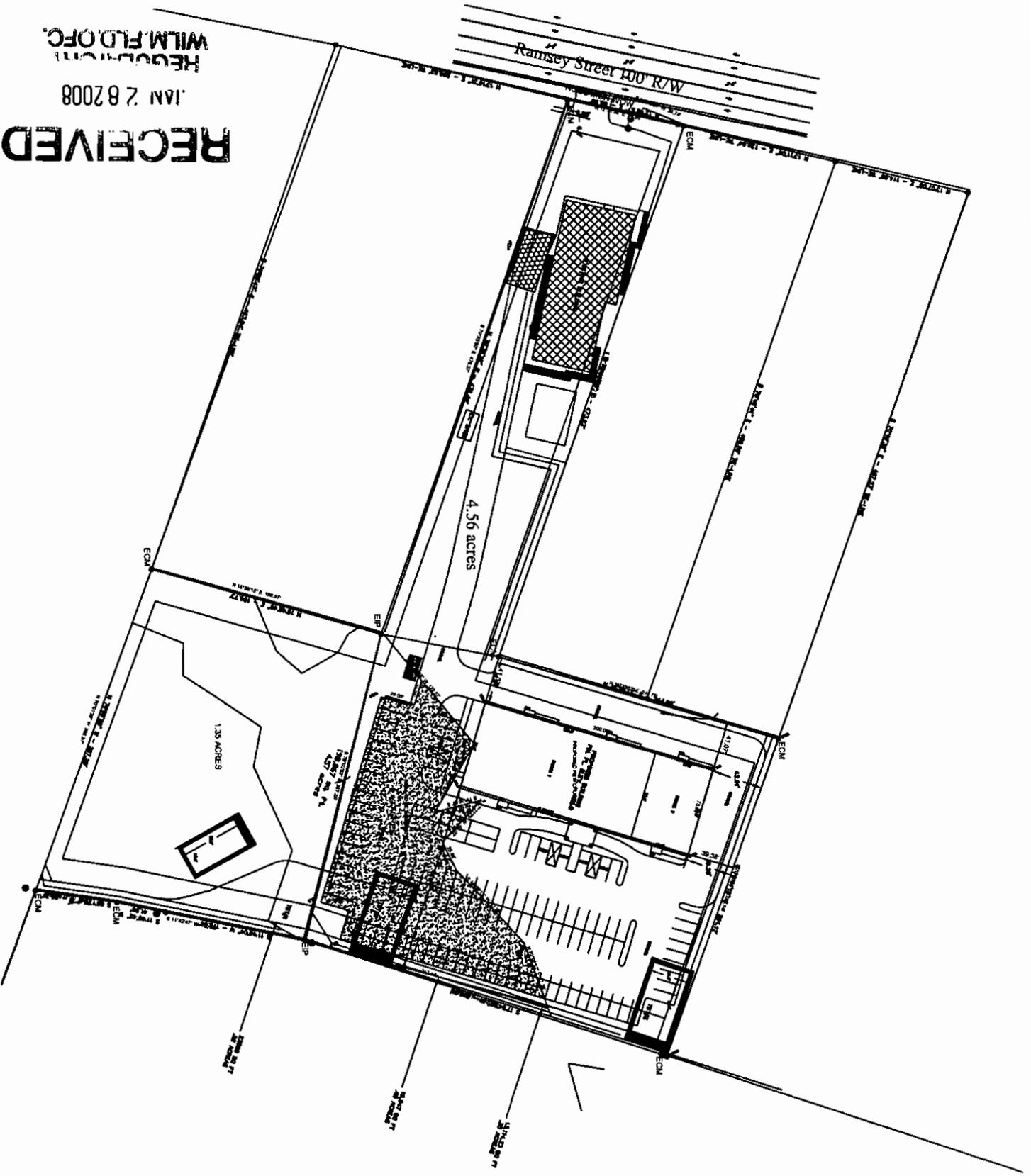
RECEIVED

JAN 28 2008

REGULATORY
WILM. FLD. OFC.



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JAN 28 2008
REGISTRATION
WILM. FLD. OFC.



Site Map

RECEIVED
JAN 2 4 31 PM
REGISTRATION
WILM. FILD. OFF.

RAMSEY ST

CARRERS FALLS RD

- Address.shp
- Streets_name.shp
- Water.shp
- Par_req.shp



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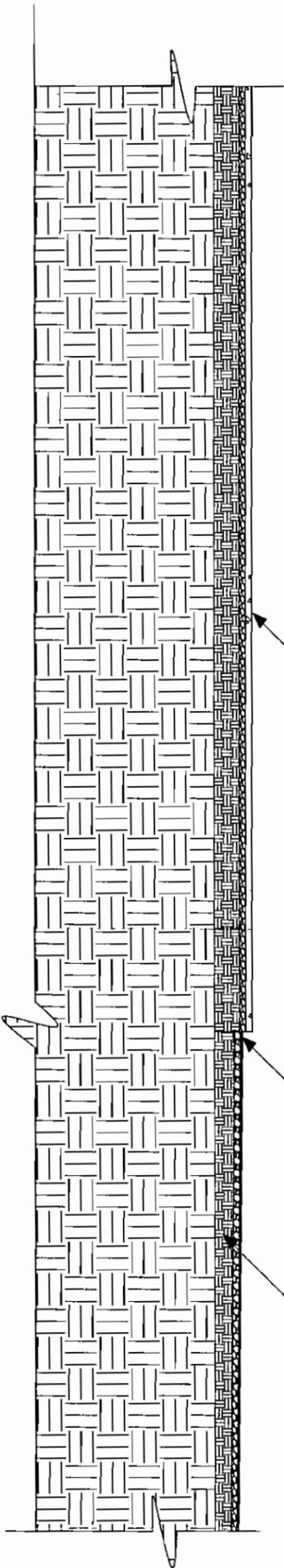
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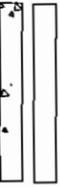
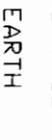
CALCULATIONS

168 V x 235 L K 12.8' / 27 = 1/794
2000 VDS.

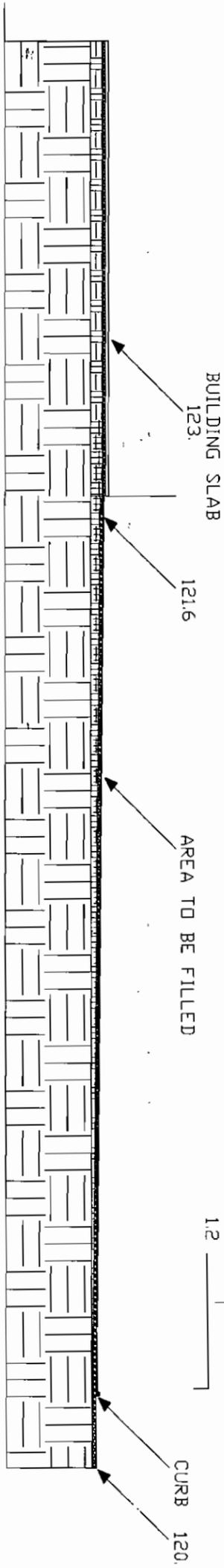
CLAYXD / 27 = CU YDS

CROSS SECTION
ENLARGED LEFT SIDE VIEW NTS

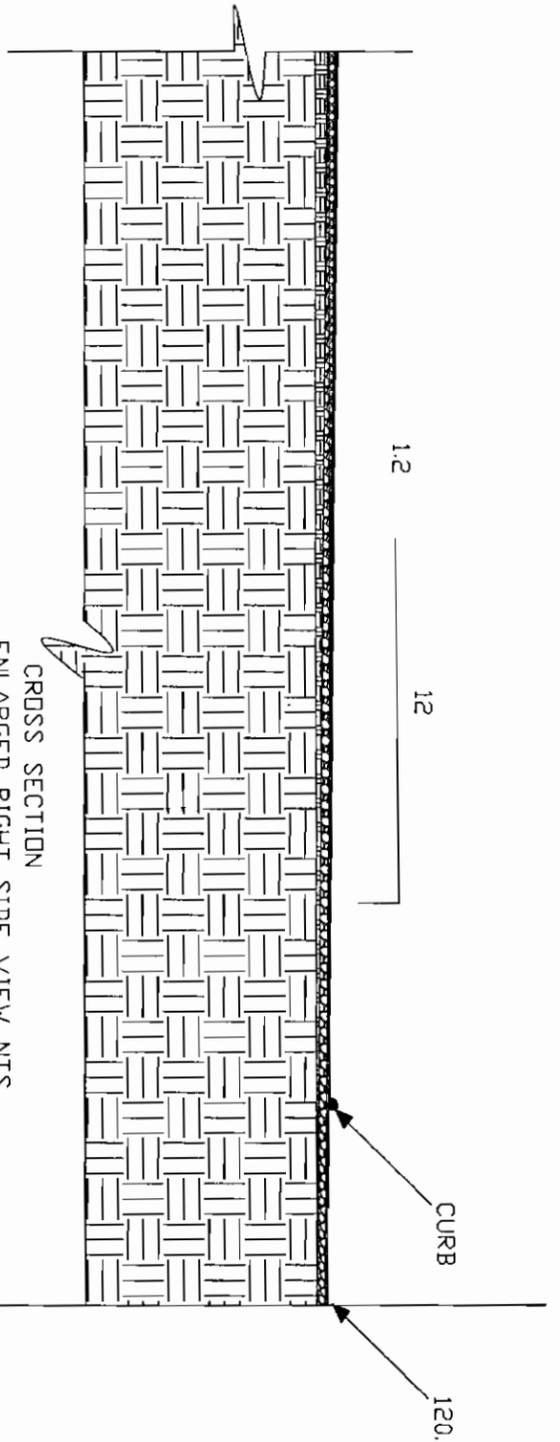


-  ASPHALT
-  CONCRETE
-  GRAVEL
-  EARTH

FRONT VIEW CROSS SECTION
SCALE: 1" = 10'



CROSS SECTION
ENLARGED RIGHT SIDE VIEW NTS



RECEIVED
MAR - 3 2008
REGULATORY
WILM.FLD.OFC.

TRENTY FULL GOSPEL
FAYETTEVILLE NC

PROJECT:
TRINITY
DRAWN BY:
JCP
DATE:
02.21.08
SCALE:
1"=10'

REVISIONS

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SITE
CROSS SECTION
S4

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