



US Army Corps
of Engineers

Sacramento District
650 Capitol Mall
Sacramento, CA 95814

Public Notice

Public Notice No. 9323

Date: June 2, 1986

In Reply Refer to: SPKCO-O

Comments Due by: July 2, 1986

**JOINT PUBLIC NOTICE
U.S. ARMY, CORPS OF ENGINEERS, SACRAMENTO DISTRICT
AND
STATE OF COLORADO, DEPARTMENT OF HEALTH**

TO WHOM IT MAY CONCERN:

Subject: Application for an after-the-fact Department of the Army Permit under Section 404 of the Clean Water Act (CWA) and for water quality certification under Section 401 of the CWA to retain fill material discharged below the ordinary high water elevation of the White River, as shown on the attached drawings.

Applicant: Mr. Charles Don Roberts, Route 4, Box 137, Bay St. Louis, Mississippi 39520.

Location: The unauthorized material is discharged in the White River west of the City of Meeker, in Rio Blanco County, Colorado, being within Section 26, Township 1 North, Range 95 West.

Purpose: Prevent loss of residence and property from flooding.

Project Description: The applicant is proposing to retain streambed alluvium discharged by bulldozer onto the banks of the White River. The main feature of this unauthorized activity is an alluvium dike approximately 1,700' in length, approximately 40' wide at its base, and approximately 3' in height, containing approximately 6,500 cubic yards. This dike was placed along the main channel, and eliminates flow into a secondary channel of approximate equal size. Along approximately 600' of this dike, the river was channelized with approximately 900 cubic yards of material discharged on the opposite bank. Upstream of this activity, a smaller secondary channel was blocked by an alluvium dike approximately 230' in length, approximately 10' in width at its base, and approximately 3' in height, containing approximately 130 cubic yards of material. A similar discharge of alluvial material occurs in the secondary channel eliminated by the 1,700' dike. A pile of gravel of approximately 450 cubic yards has also been discharged in the secondary channel.

Additional Information: The applicant has requested water quality certification from the State of Colorado, Department of Health in accordance with Section 401 of the Clean Water Act. Written comments on water quality certification should be submitted to Mr. Rich Horstmann, Planning and Standards Section, Colorado Department of Health, 4210 East 11th Avenue, Denver, Colorado 80220, on or before the expiration date of this public notice.

Written comments on this permit application should be submitted to the Sacramento District Engineer at the address listed above. Please furnish a copy of your written comments to Regulatory Unit 4, U.S. Army Engineer District, Sacramento, 764 Horizon Drive, Room 211, Grand Junction, Colorado 81506-8719.

The latest published version of the National Register of Historic Places and its monthly supplements have been reviewed and there are no places either listed or recommended as eligible which would be affected. Presently unknown cultural resources may be located in the permit area. We are coordinating with the U.S. Fish and Wildlife Service regarding the potential impacts of the proposed activity on threatened and/or endangered species. If necessary, Section 7 consultation will be initiated under the Endangered Species Act, as amended.

Interested parties are invited to submit written comments on or before **July 2, 1986**. 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 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, cultural values, fish and wildlife values, flood hazards, flood plain values, land use, navigation, shoreline erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety production and in general, the needs and welfare of the people. For activities involving 404 discharges, a permit will be denied if the discharge does not comply with the Environmental Protection Agency's 404(b)(1) guidelines. Subject to the preceding sentence and any other applicable guidelines or criteria, a permit will be granted unless the district engineer determines it would be contrary to the public interest.

1 Encl
3 Drawings

WAYNE J. SCHOLL
Colonel, CE
District Engineer

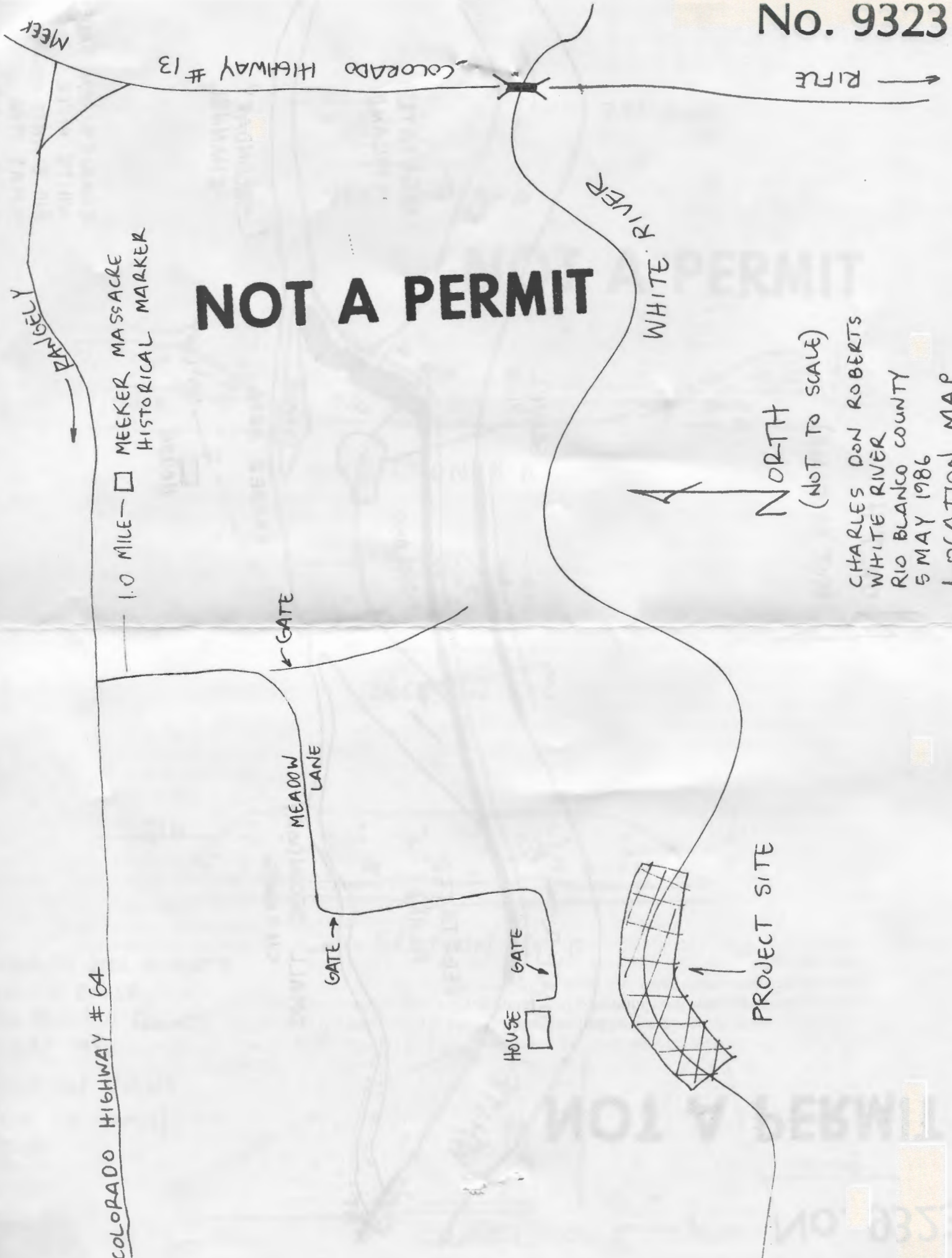
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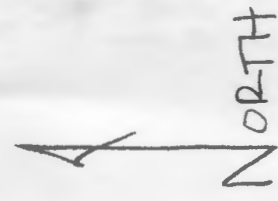
STATE OF MISSISSIPPI

DEPARTMENT OF REVENUE

PUBLIC NOTICE



NOT A PERMIT



(NOT TO SCALE)

CHARLES DON ROBERTS
 WHITE RIVER
 RIO BLANCO COUNTY
 5 MAY 1986
 LOCATION MAP

COLORADO HIGHWAY # 64

1.0 MILE — □ MEEKER MASSACRE
 HISTORICAL MARKER

GATE

MEADOW LANE

GATE

HOUSE

GATE

PROJECT SITE

WHITE RIVER

COLORADO HIGHWAY # 13

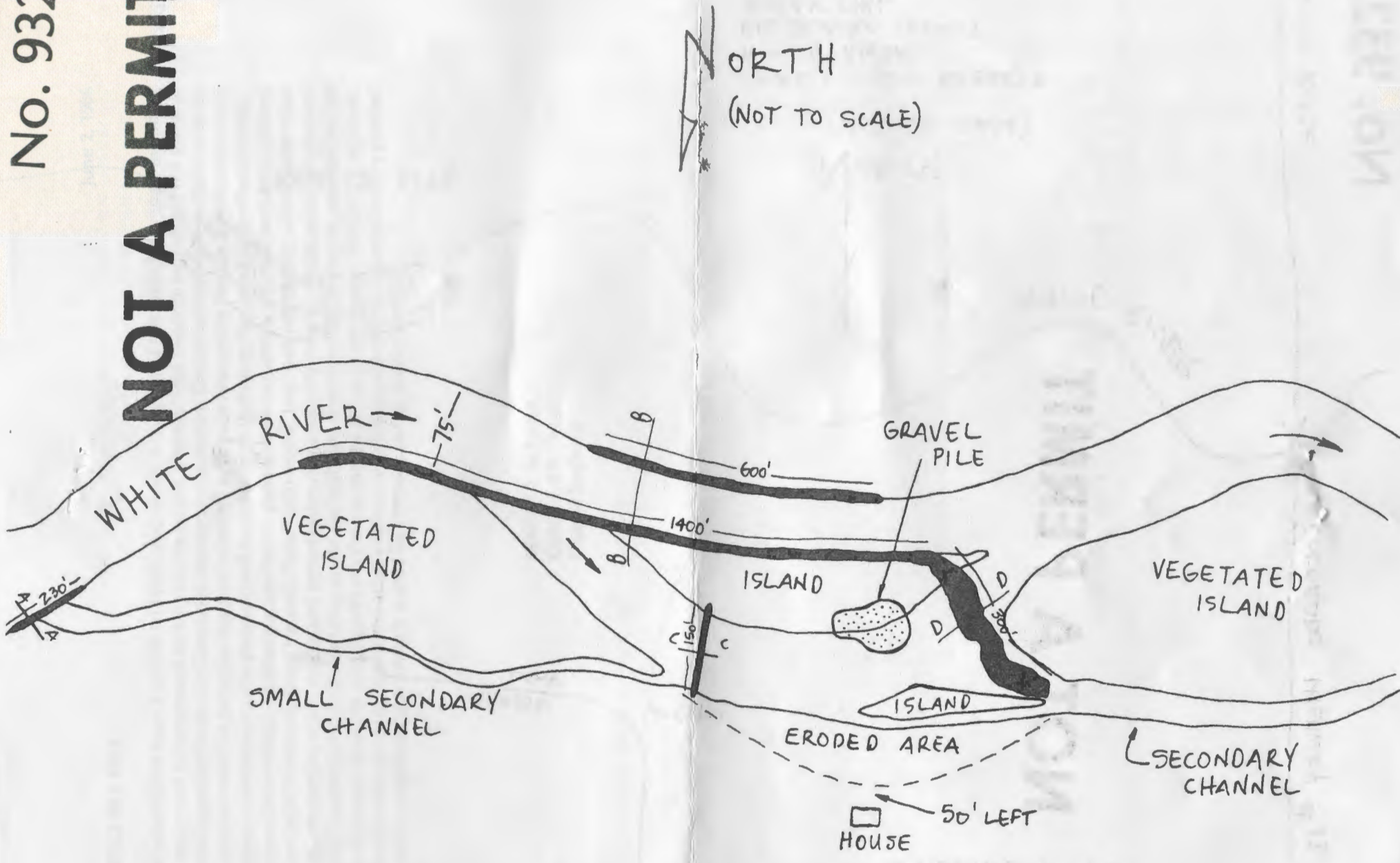
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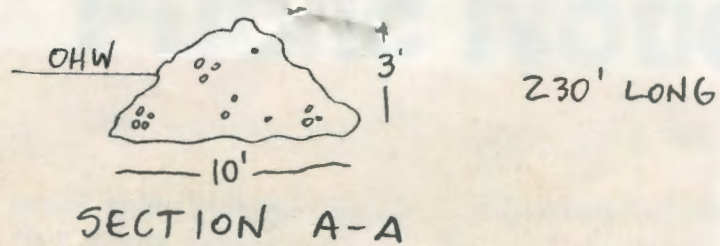
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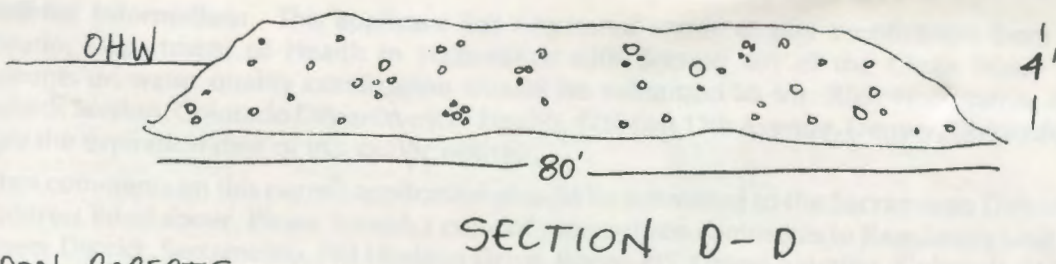
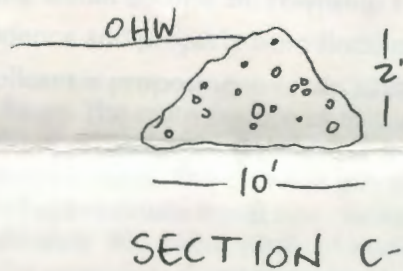
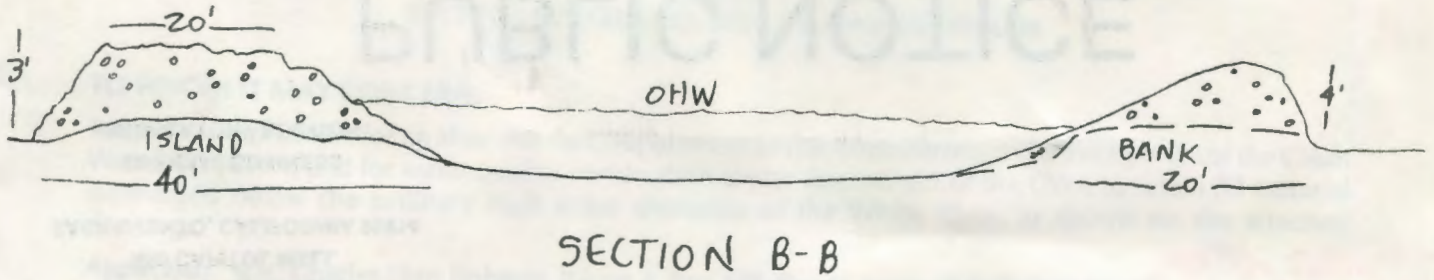
NOT A PERMIT



CHARLES DON ROBER
 WHITE RIVER
 RIO BLANCO COUNTY
 5 MAY 1986
 PLAN VIEW



NOT A PERMIT



CHARLES DON ROBERTS
 WHITE RIVER
 RIO BLANCO COUNTY
 5 MAY 1986

SECTION VIEWS
 (NOT TO SCALE)

