

**U.S. Army Corps
of Engineers**
Pittsburgh District

Public Notice

In Reply Refer to
Notice No. below

US Army Corps of Engineers, Pittsburgh District
1000 Liberty Avenue
Pittsburgh, PA 15222-4186

Application No. 2001-1578

Date: September 7, 2022

Notice No. 22-47

Closing Date: October 7, 2022

1. TO ALL WHOM IT MAY CONCERN: The following application has been submitted for a Department of the Army Permit under the provisions of Section 10 of the Rivers and Harbors Act of 1899.
2. APPLICANT: MPLX Terminals LLC
539 South Main Street
Findlay, Ohio 45840
3. LOCATION: Along the Ohio River, right descending bank, Mile 34.9, in Midland, Beaver County, Pennsylvania. Latitude: 40.627684, Longitude: -80.4349
4. PURPOSE AND DESCRIPTION OF WORK: The applicant is reapplying for a previously issued permit to perform maintenance dredging, as necessary, for a period of 10 years, to provide for safe loading and unloading of barges at their MPLX Midland Terminal Dock. Approximately 3000 cubic yards of material will be dredged from an area approximately 500 feet long to a depth of 12 feet normal pool elevation 664.5. The dredged material would be transported to an upland disposal site at the Belleview Sand and Gravel Facility located at Ohio River Mile 502, to preclude its reentry into the waterway. Drawings of the proposed dock are attached to this notice.
5. ENCROACHMENT PERMIT: The applicant has obtained a Water Obstruction and Encroachment Permit E04-05-T which includes 401 Water Quality Certification from the Pennsylvania Department of Environmental Protection, Southwest Regional Office.
6. IMPACT ON NATURAL RESOURCES: The District Engineer has consulted the most recently available information and has determined that the project is not likely to adversely affect endangered species or threatened species or result in destruction or adverse modification of habitat of such species which has been determined to be critical. This Public Notice serves as a request to the U.S. Fish and Wildlife Service for any additional information they may have 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 activity, pursuant to Section 7(c) of the Endangered Species Act of 1972 (as amended). If the U.S. Fish and Wildlife Service concurs with the may affect, not likely to adversely affect determination please respond with written concurrence.

7. IMPACT ON CULTURAL RESOURCES: The National Register of Historic Places has been consulted, and it has been determined that there are no properties currently listed on the register which would be directly affected by the proposed work. If we are made aware, as a result of comments received in response to this notice, or by other means, of specific archeological, 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).

8. PUBLIC INVOLVEMENT: Any person may request, in writing, within the comment period specified in the paragraph below entitled "RESPONSES," that a public hearing be held to consider this application. The requests for public hearing shall state, with particularity, the reasons for holding a public hearing.

9. EVALUATION: Interested parties are invited to state any objections they may have to the proposed work. 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 proposals 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, 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 overall public interest of the proposed activity.

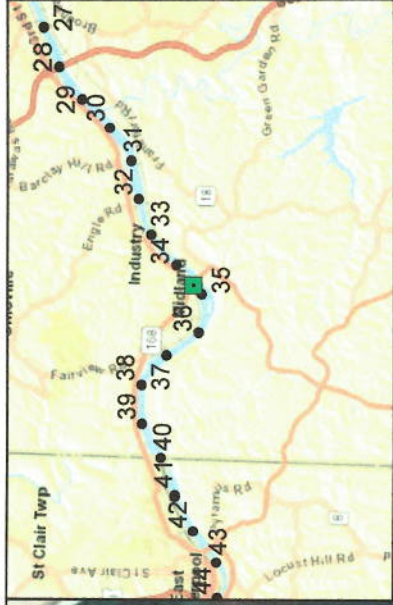
10. RESPONSES: A permit will be granted unless its issuance is found to be contrary to the public interest. Written statements concerning the proposed activity should be received in this office on or before the closing date of this Public Notice in order to become a part of the record and to be considered in the final determination.

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Any objections which are received during this period may be forwarded to the applicant for possible resolution before the determination is made whether to issue or deny the requested DA Permit. Public comments may be subject to release under the Freedom of Information Act (FOIA). All responses to this notice should be directed to the Regulatory Division, attn. Linda Everley at the above address, by telephoning (412) 395-7152, or by e-mail at Linda.L.Everley@usace.army.mil. Please refer to CELRP-RG **2001-1578** in all responses.



Matthew C. Gilbert
Acting Chief, South Branch
Regulatory Division



<p>Site Location Map Midland Terminal Dock Maintenance Dredge Midland, Beaver County, PA</p>		<p>Figure 1</p>
<p>Geosyntec consultants</p>		
<p>Austin</p>	<p>August 2022</p>	

Dredge Location:
 Lat: 40.627684
 Long: -80.4349

● River Mile

□ Authorized Dredge

▨ Approximate Dredge Footprint

N

0 80 Feet



Dredge Location:
 Lat: 40.627684
 Long: -80.4349

Legend
 Dredge Location



0 380 Feet

**Site Location Map
 Midland Dock Dredge**

Midland, Beaver County, PA



**Figure
 1**

Austin

July 2022