Public Notice

U.S. Army Corps of Engineers
Pittsburgh District

In Reply Refer to Notice No. below

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

Application No. 2007-121 Date: January 31, 2007

Notice No. 07-4 Closing Date: February 20, 2007

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: Matt Canestrale Contracting, Inc.
P. O. Box 234
Belle Vernon, PA 15012

AGENT:

Marine Consulting Services
Pristine Fields
6 Pristine Place
Canonsburg, PA 15317-9573

3. LOCATION: along the right bank of the Monongahela River, Mile 62.65-63.47, in Luzerne Township, La Belle, Fayette County, Pennsylvania.

4. PURPOSE AND DESCRIPTION OF WORK: The applicant proposes to perform maintenance dredging, as necessary, for a period of 10 years, to provide a safe and sufficient operating depth at the La Belle barge docking facility. Approximately 679 cubic yards of accumulated river sediment would initially be removed from two locations: 388 cubic yards under the unloader and 291 cubic yards between Cells #11 and #10. All dredged material would be removed by clamshell bucket and transported by truck to the applicant's on-site upland disposal area to preclude its re-entry into the river. A drawing of the proposed project is attached to this notice.

5. ENCROACHMENT PERMIT: The applicant has existing Encroachment Permit No. E63-229 from the Pennsylvania Department of Environmental Protection.

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 affect the continued existence of any endangered species or threatened species, or result in the 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).

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.

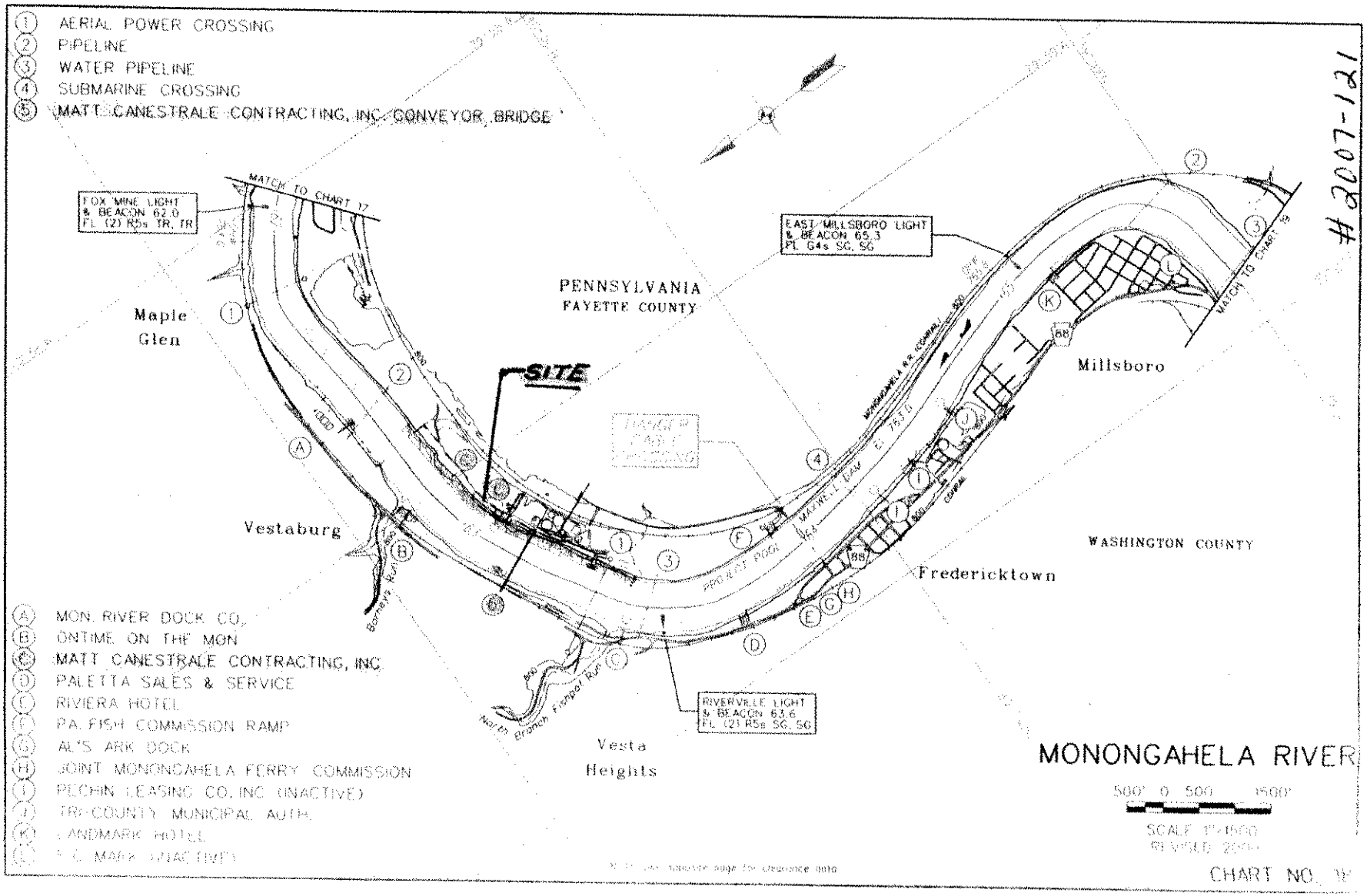
10. RESPONSES: A permit will be granted unless its issuance is found to be contrary to the public interest. Written statements concerning the proposed activity should be received in this office on or before the closing date of this Public Notice in order to become a part of the record and to be considered in the final determination. 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. All responses to this notice should be directed to the Regulatory Branch, attn Linda Malsch, at the above address, by telephoning (412) 395-7392, or by e-mail at linda.m.malsch@usace.army.mil. Please refer to CELRP-OP-F 2007-121 in all responses.

FOR THE DISTRICT ENGINEER:

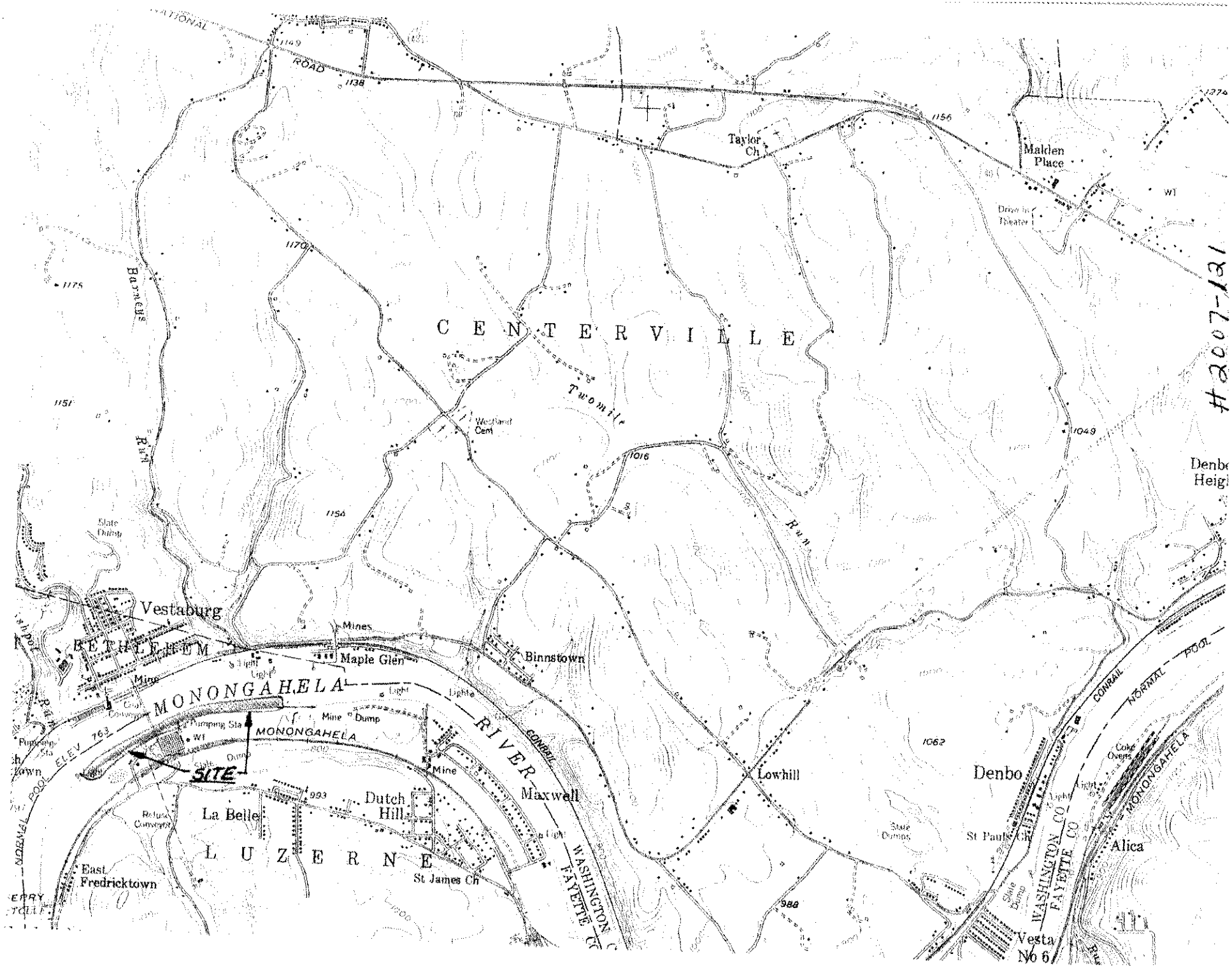
//SIGNED//

Michael J. Cummings, Jr.
Chief, Regulatory Branch



1 AERIAL POWER CROSSING
2 PIPELINE
3 WATER PIPELINE
4 SUBMARINE CROSSING
5 MATT CANESTRALE CONTRACTING, INC. CONVEYOR BRIDGE
FOX MINE LIGHT & BEACON 62.0 FL (2) R5s TR, TR
MATCH TO CHART 17
EAST MILLSBORO LIGHT & BEACON 65.3 FL G4s SG, SG
PENNSYLVANIA
FAYETTE COUNTY
Maple Glen
SITE
Millsboro
MATCH TO CHART 19
Vestaburg
WASHINGTON COUNTY
Fredericktown
RIVERVILLE LIGHT & BEACON 63.6 FL (2) R5s SG, SG
Vesta Heights
MONONGAHELA RIVER
500' 0 500 1500'
SCALE 1"=1500
REVISED 2000
CHART NO. 18
A MON. RIVER DOCK CO.
B ONTIME ON THE MON
C MATT CANESTRALE CONTRACTING, INC.
D PALETTA SALES & SERVICE
E RIVIERA HOTEL
F PA. FISH COMMISSION RAMP
G AL'S ARK DOCK
H JOINT MONONGAHELA FERRY COMMISSION
I PECHIN LEASING CO. INC. (INACTIVE)
J TRI-COUNTY MUNICIPAL AUTH.
K LANDMARK HOTEL
L F.C. MARK (INACTIVE)

#2007-121



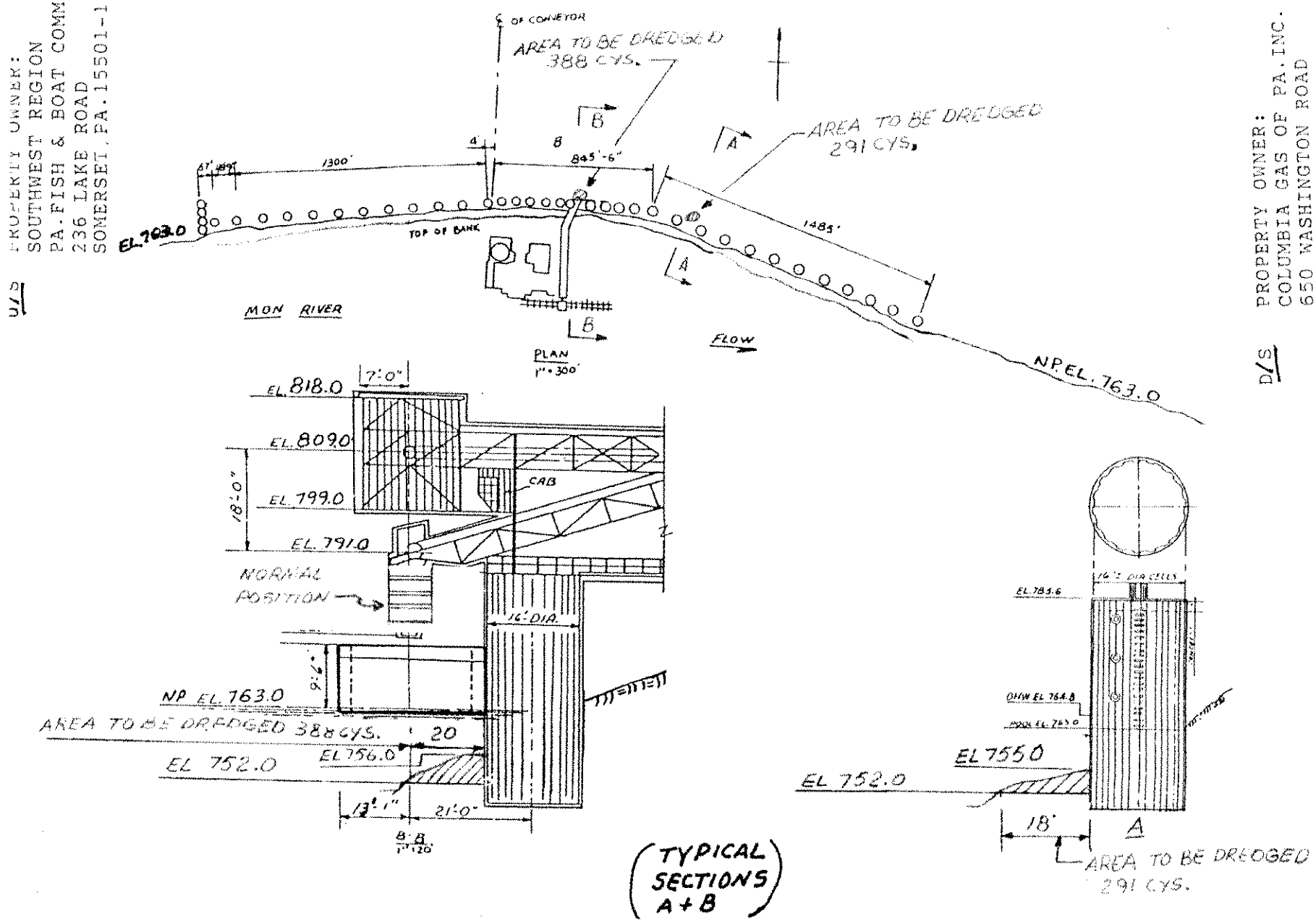
NATIONAL ROAD
1149
1138
1156
Taylor Ch
Malden Place
Drive in Theater
1170
1175
Barneys Run
CENTERVILLE
Twomile Run
Westland Cem
1151
1016
1049
Denbo Heigh
1154
Slate Dump
Vestaburg
BETHLEHEM
Mines
Maple Glen
Binnstown
Mine
MONONGAHELA RIVER
Light
Pumping Sta
Mine Dump
MONONGAHELA
CONRAIL
NORMAL POOL ELEV 763
SITE
Mine
Maxwell
Lowhill
1062
Denbo
Coke Ovens
MONONGAHELA
993
Dutch Hill
La Belle
Refuse Conveyor
LUZERNE
St James Ch
East Fredricktown
WASHINGTON CO
FAYETTE CO
988
St Pauls Ch
Alica
Vesta No 6

#2007-121

NOTE:
INITIALLY 679 CYS. OF DREDGED MATERIAL WILL BE REMOVED AND DISPOSED OF ON APPLICANTS PROPERTY.

MATT CANESTRALE CONTRACTING, INC.
MAINTENANCE DREDGING
MON. RIVER, RT. BK. MILE POST 62.8-63.17+/-
LUZERNE TWP, FAYETTE CO. LABELLE, PA.
DATE: 19 JAN. 2007

PROPERTY OWNER:
SOUTHWEST REGION
PA. FISH & BOAT COMMISSION
236 LAKE ROAD
SOMERSET, PA. 15501-1644

PROPERTY OWNER:
COLUMBIA GAS OF PA. INC.
650 WASHINGTON ROAD
WASHINGTON, PA. 15301

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