

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

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# Public Notice

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In Reply Refer to  
Notice No. below

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

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Application No. 1995-45

Date: May 22, 2018

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Notice No. 18-21

Closing Date: June 15, 2018

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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 Harbor Act of 1899.
2. **APPLICANT:** Kiven Smithberger, Clarington Councilman  
P.O. Box 63  
111 Main Street  
Clarington, Ohio 43915
3. **LOCATION:** Sunfish Creek Backwater, Ohio River, Mile 118.0, Clarington, Monroe County Ohio. Latitude: 39.7641530 North, Longitude: -80.8714684 West.
4. **PURPOSE AND DESCRIPTION OF WORK:** The applicant proposes to perform a 10 year, maintenance dredge at the location of the community boat ramp, located near the mouth of Sunfish Creek. The proposed length, width and depth of the dredge is 25 feet wide by 36 feet long by a 42 inches depth. All dredge material will be placed in an upland location. In 1995, the Community of Clarington, OH, was issued a permit to construct a public recreational boat ramp and docks to accommodate small recreational boats. Drawings of the proposed dock are attached to this notice.
5. **IMPACT ON NATURAL RESOURCES:** The District Engineer has consulted the most recently available information and has determined that the project may affect, but 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.
6. **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).

7. **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.

8. **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.

9. **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.

CELRP-OP-F  
Public Notice No. 18-21

All responses to this notice should be directed to the Regulatory Branch, attn. George Brkovich at the above address, by telephoning (412) 395-7247 or by e-mail at [george.r.brkovich@usace.army.mil](mailto:george.r.brkovich@usace.army.mil). Please refer to CELRP-OP-F 1995-45 in all responses.

FOR THE DISTRICT ENGINEER:

// SIGNED //

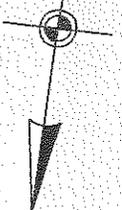
Nancy Mullen  
Chief, Northern Branch  
Regulatory Division

OHIO  
HOOE COUNTY

SUNFISH RIPPLE LIGHT  
& BEACON 118.6  
FL G4s SG, SG

Clarrington

**Project Location**



Bishop Run

Reas Run

HANNIBAL DAM  
Sunfish

Ripple

Sunfish Cr.

SAILING

LINE

Gardner Run

Sims Run

Rock Bar  
OHW 626.1

Stillhouse Run

PROJECT POOL  
+119

Clarrington  
Station

WEST VIRGINIA  
MARSHALL COUNTY

1995-45

- (A) QUARTO MINING CORP.
- (B) PPG INDUSTRIES
- (C) TRI VALLEY ASPHALT

NOTE

When the river level is above the Ordinary High  
Water elevation all navigators are urged to sail  
near the soiling line to prevent bank erosion.

NOTE: SEE OPPOSITE PAGE FOR CLEARANCE DATA.



SCALE 1"=1500'  
REVISED: 1999

CHART NO.

OHIO RIVER

MATCH TO CHART 1

CROSSING

DHW  
625.3

um  
Bar



AREA TO BE DREDGED  
25 feet wide by 36 feet long  
42 inches depth to be  
dredged

