



**US Army Corps
Of Engineers**

Walla Walla District
201 North Third Avenue
Walla Walla, WA 99362-1876

Public Notice of Application for Permit

APPLICATION NO.: NWW-2007-489-C02

APPLICANT: Post Falls Highway District

PUBLIC NOTICE DATE: August 4, 2008

21-Day Notice

COMMENTS DUE DATE: August 25, 2008

Interested parties are hereby notified that an application has been received for a Department of the Army (DA) permit for certain work in waters of the United States as described below and shown on the attached drawings.

APPLICANT – Post Falls Highway District (PFHD), 5629 East Seltice Way, Post Falls, Idaho 83854, contact Mr. Kelvin Brownsburger at 208-765-3717. For information from the Corps of Engineers, contact Ms. Beth Reinhart at 208-765-7440.

LOCATION – Spokane River, Sec. 12, T.50N., R.5W., Boise Meridian, at site of Old Greensferry Bridge, in Post Falls, Kootenai County, Idaho.

WORK - Retain 780 cubic yards of pit run and 150 cubic yards of boulders below the ordinary high water mark along 150 feet of the riverbank and discharge an additional 139 cubic yards of boulders to stabilize an additional 240 feet of the riverbank. Location and description as shown on the enclosed drawing sheets 1 through 4.

CONSTRUCTION PERIOD – Applicant proposes to perform additional work during low water so work can be performed in the dry. Work would likely begin in March or April 2009 and take an estimated 4 days to complete. Permit would be issued to authorize work for a period of 3 years.

PURPOSE – To stabilize the riverbank to prevent further erosion to protect homes and utility lines. The completed section was also done to reclaim the old roadbed that was lost to erosion.

ADDITIONAL INFORMATION – In April 2007, PFHD conducted bank stabilization work along 150 feet of the riverbank at this site without a DA permit after being advised by Corps Emergency Management personnel the bank needed to be stabilized to protect utility lines and nearby homes. PFHD interpreted this advice as Corps approval to perform the work. In April 2007, we were notified work was being done at the site. After investigating the work, a Notice of Violation was issued along with a Cease and Desist Order.

AREA DESCRIPTION – Location of the former Greensferry bridge. Area was filled historically for bridge approach. There are a number of homes and utilities protected by the bridge approach and the bank has experienced dramatic erosion. The completed bank stabilization work is more than the minimum necessary to protect the shoreline from further erosion.

ANTICIPATED IMPACTS ON AQUATIC ENVIRONMENT – During construction, there was likely short term localized turbidity and increased noise. The completed portion of the work resulted in a loss of approximately 0.036 acre of riverbed. The proposed work will impact approximately 0.015 acre of riverbed.

OTHER AUTHORIZATIONS - Other authorizations obtained or requested include, but not necessarily limited to: A permit from the Idaho Department of Lands may be required.

WATER QUALITY CERTIFICATION - This will also serve as public notice that Idaho Department of Environmental Quality (IDEQ) is evaluating whether to certify that the discharges of dredged and fill material proposed for this project will not violate existing water quality standards. A Department of the Army permit will not be issued until water quality certification has been issued or waived by the IDEQ, as required by Section 401 of the Clean Water Act. If water quality certification is not issued, waived or denied within 60 days of this public notice date, and an extension of this period is not granted to the IDEQ Quality, certification will be considered waived. Additionally, within 30 days of this public notice, any person may provide written comments to IDEQ and/or request in writing that IDEQ provide them notice of their preliminary 401 certification decision. Comments concerning certification for this project should be mailed to Idaho Department of Environmental Quality, Coeur d'Alene Regional Office, 2110 Ironwood Parkway, Coeur d'Alene, Idaho 83814.

CULTURAL RESOURCES - Coordination is currently being conducted with the office of the Idaho State Historic Preservation Officer to determine if this activity will affect a site that is listed on the National Register of Historic Places, or a site that may be eligible for listing on the Register.

ENDANGERED SPECIES - Coordination is currently being conducted with the U.S. Fish and Wildlife Service and the National Marine Fisheries Service to determine if the activity will have any affect on species designated as endangered or threatened under the Endangered Species Act, or their critical habitat.

ENVIRONMENTAL IMPACT STATEMENT - Preliminary review indicates the activity will not require preparation of an Environmental Impact Statement. Comments provided will be considered in preparation of an Environmental Assessment.

AUTHORITY - This permit will be issued or denied under the authority of Section 404 of the Clean Water Act.

EVALUATION - 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. This 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, floodplain values, land use, navigation, shoreline erosion and accretion, recreation, water supply and conservation,

water quality, energy needs, safety, food and fiber production, mineral needs, consideration of property ownership and,

in general, the needs and welfare of the people. In addition, our evaluation will include application of the EPA Guidelines (40 CFR 230) as required by Section 404(b)(1) of the Clean Water Act.

CONSIDERATION OF PUBLIC COMMENTS - 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 need for a public hearing and to determine the overall public interest of the proposed activity.

PUBLIC HEARING - Any person may request in writing, within the comment period specified in this notice, that a public hearing be held to consider this proposed activity. Requests for a public hearing shall state specific reasons for holding a public hearing.

COMMENT AND REVIEW PERIOD - Interested parties are invited to provide their comments on the proposed activity, which will become a part of the record and will be considered in the decision.

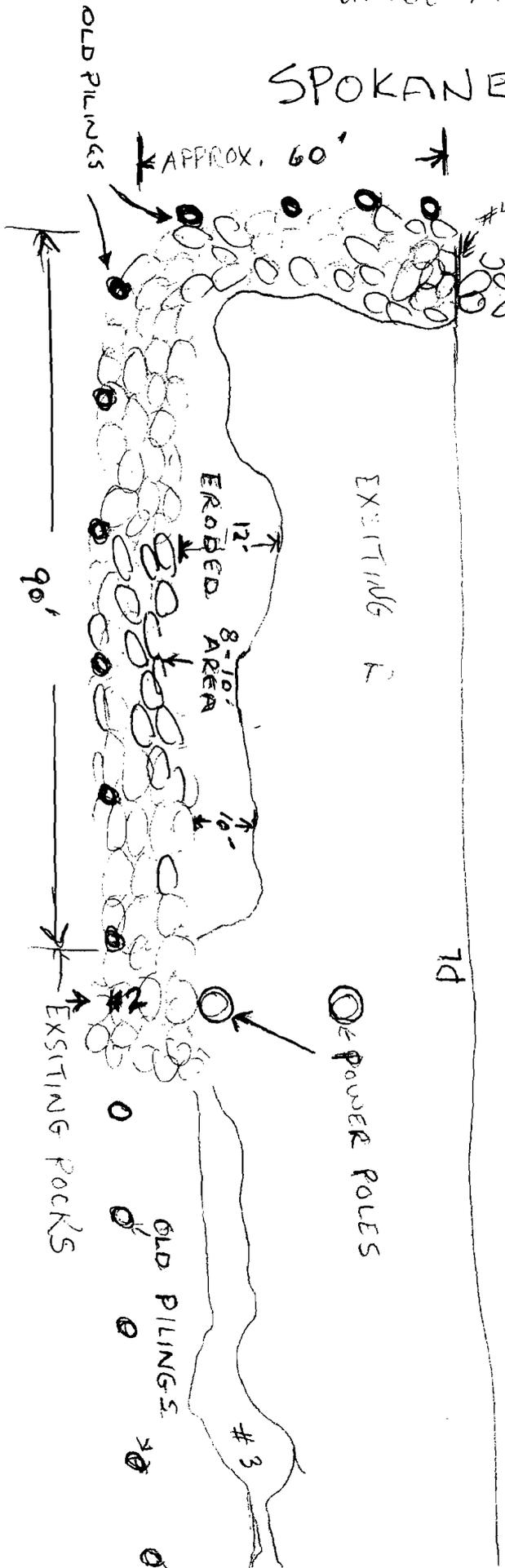
Comments should be mailed to:

Ms. Beth Reinhart
U.S. Army Corps of Engineers
3815 Schreiber Way
Coeur d'Alene, Idaho 83815

Comments should be received not later than the comments due date of this notice to receive consideration.

//signed//
A. Bradley Daly
Chief, Regulatory Division

SPOKANE RIVER



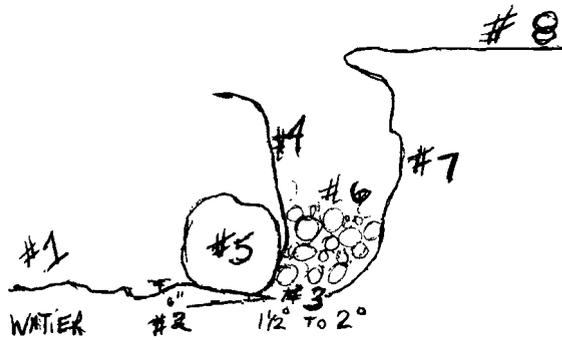
SEAGULLS' PROPERTY

COMPLETED BANK STABILIZATION NOTES

- #1 CIRCLES ARE OLD PILING'S
- #2 SHOWS EXISTING ROCKS
- #3 SHOW SOME OF THE REPAIRS THAT STILL NEED TO BE DONE.
- #4 SHOWS AREA WHERE WE TIED BACK END TO SEAGULLS PROPERTY.

FIG#1

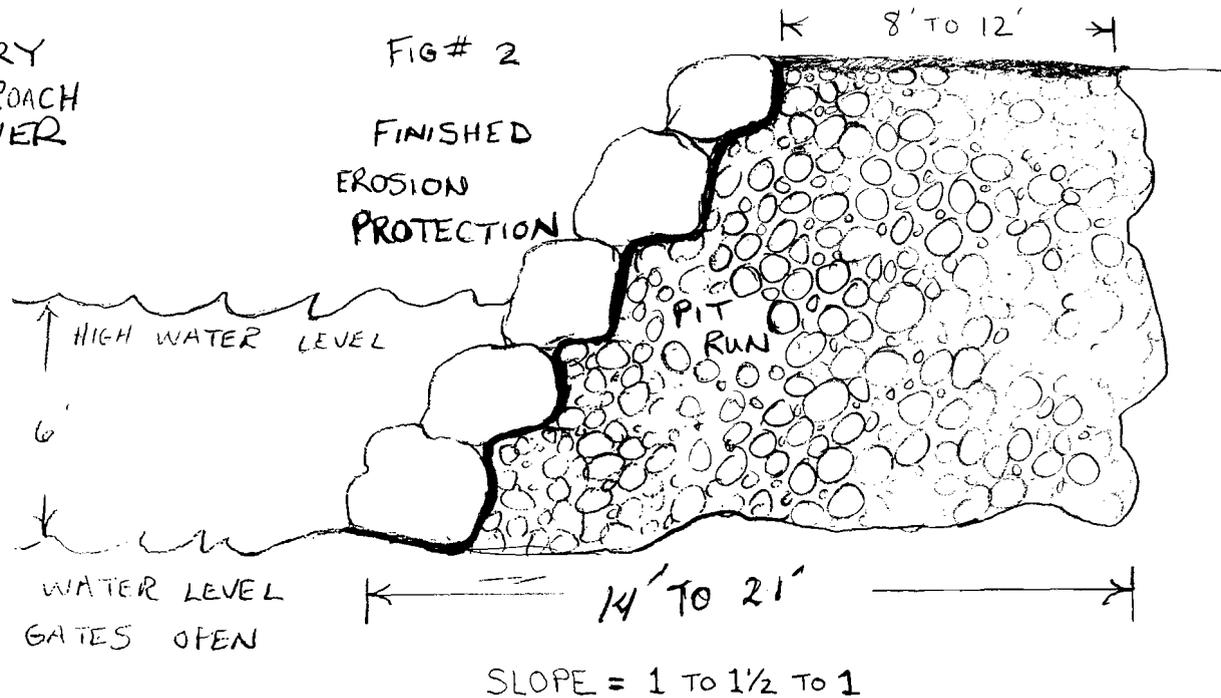
S. GREENSFERRY
BRIDGE APPROACH
SPOKANE RIVER



NOTES

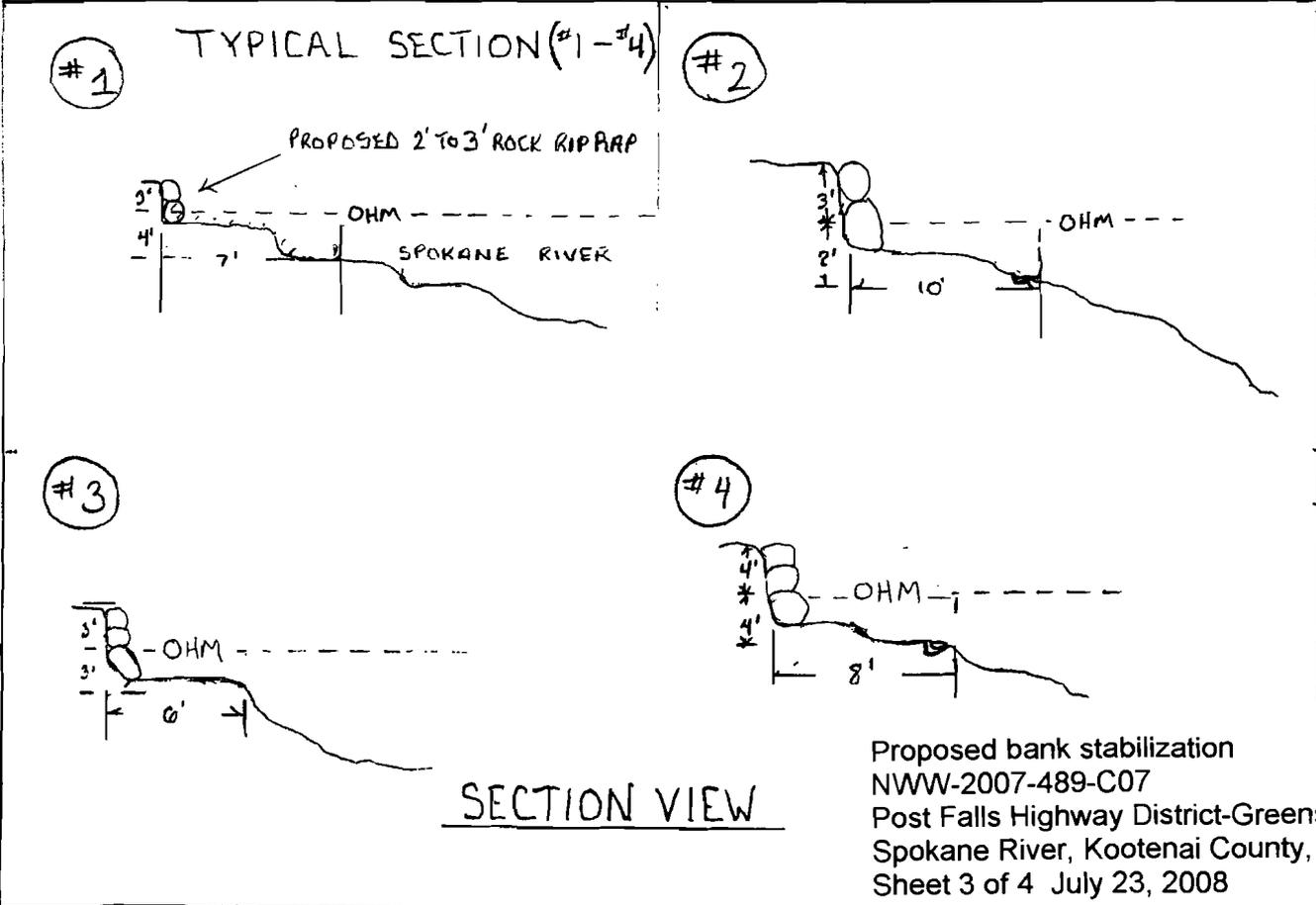
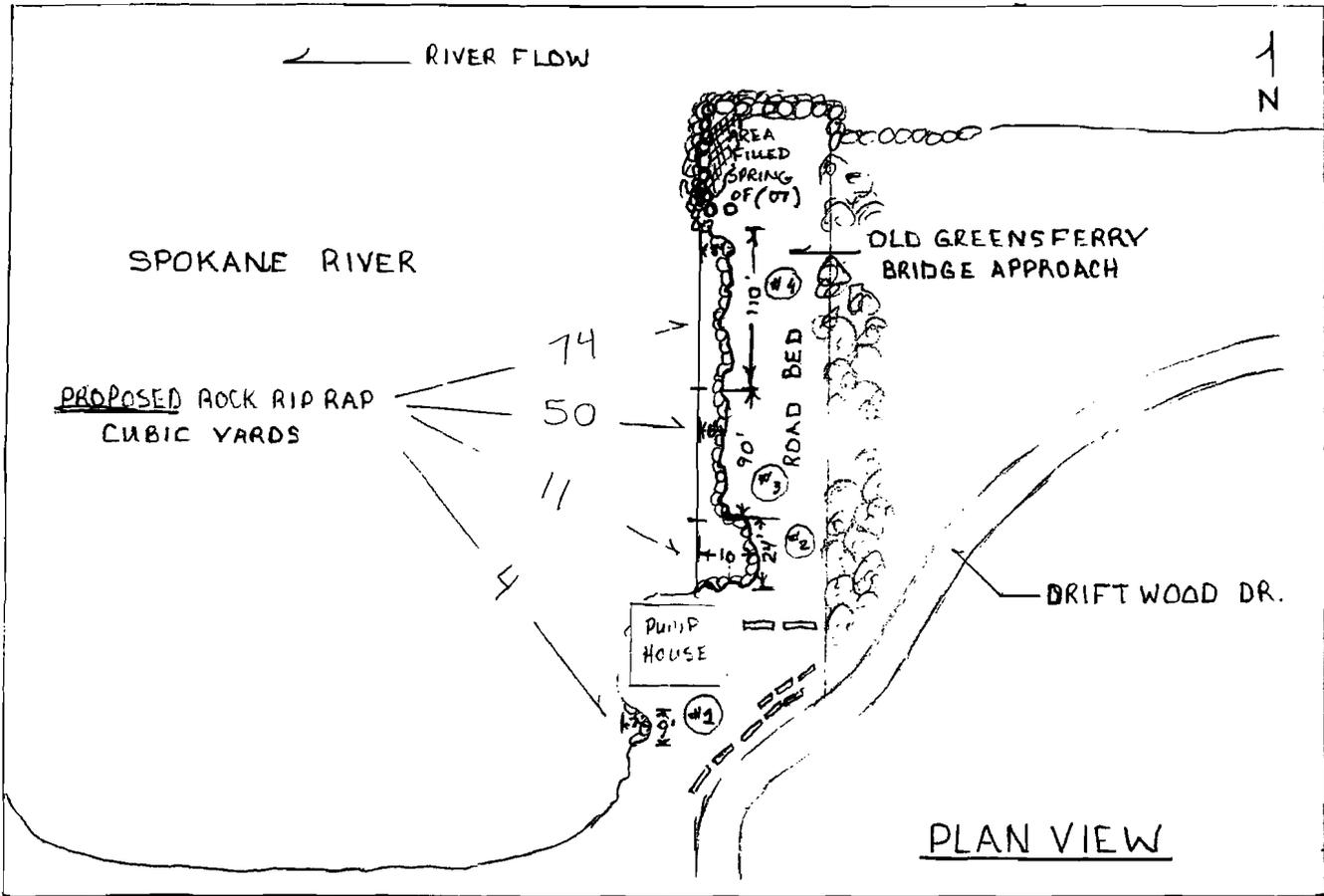
- #1 WATER
- #2 COME UP ABOVE WATER LEVEL 6"
- #3 GRADE AREA WHERE BOTTOM ROW OF STONES ARE TO BE PLACED. $1\frac{1}{2}^{\circ}$ TO 2° BY 4' WIDE.
- #4 LAY FELT GRADE & FILTER FABRIC ON 4' WIDE BENCH
- #5 PLACE LARGE 2' TO 4' GRANIT BOULDERS ON TOP OF FABRIC
- #6 BACK FILL WITH NATIVE PIT RUN UP TO TOP OF 1ST ROW OF BOULDERS. THEN LAY FABRIC BACK AND START ANOTHER ROW
- #7 ERODED AREA
- #8 Top of Road Bed

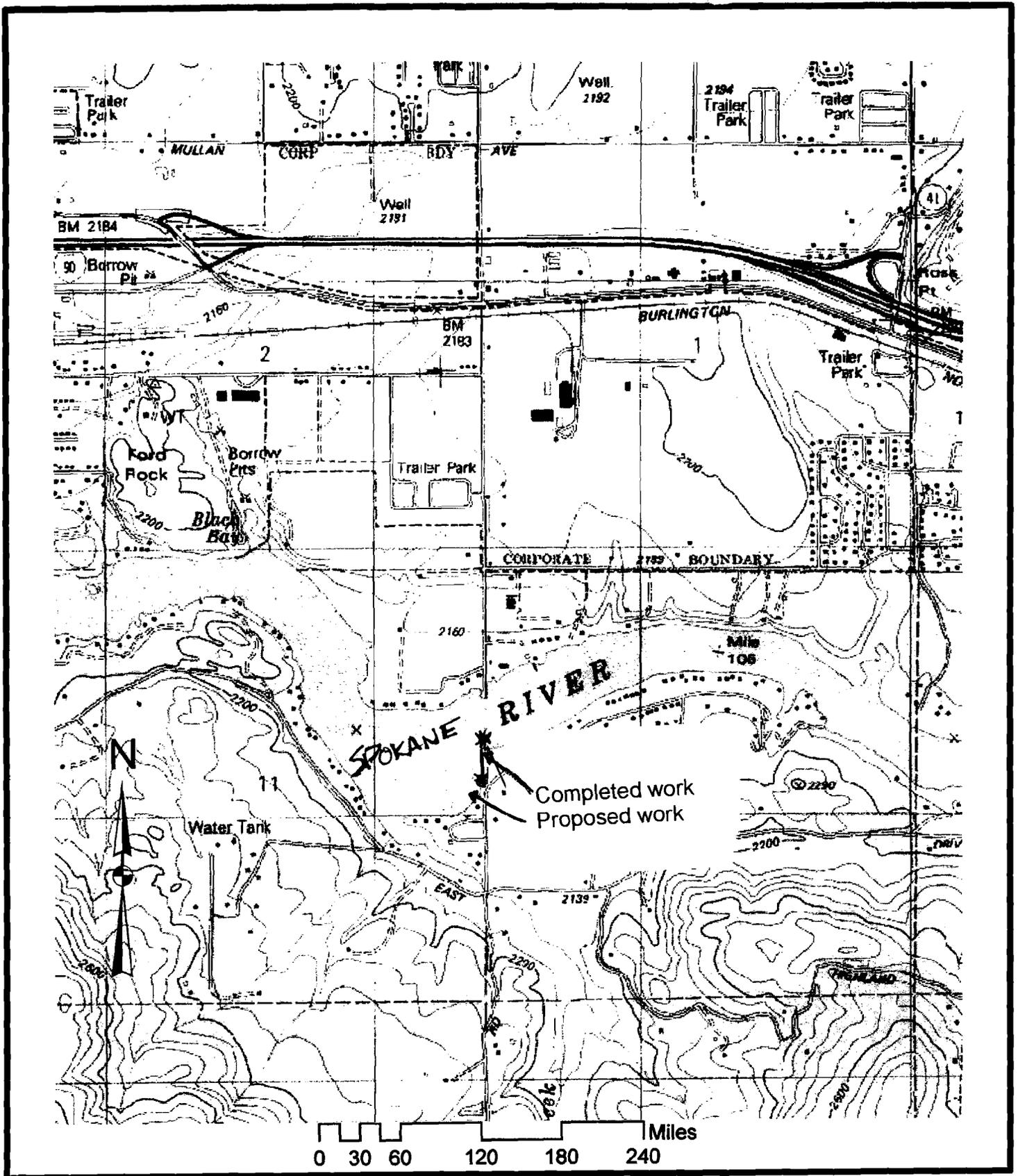
FIG# 2



NOTES

- #1 ALL WORK WAS BE DONE AT: LOW WATER LEVEL
- #2 THICK BLACK LINE SHOWS FABRIC





UTM - 11 - T50N R 5W SEC 12 - SPOKANE RIVER
POST FALLS

Completed and Proposed bank stabilization
 NWW-2007-489-C07
 Post Falls Highway District-Greensferry
 Spokane River, Kootenai County, Idaho
 Sheet 4 of 4 July 23, 2008