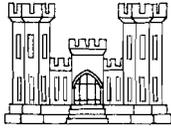


APPENDIX D

Memorandum for Records With Project Photos

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U.S. Army
Corps of Engineers
Nashville District
Regulatory Branch

**PROJECT INSPECTION REPORT
FOR DA APPLICATION PROCESSING**

PERMIT NO. 200701488

DATE: 1 Aug 2007

PERMITTEE: City of Athens
Consultant: Krebs & Associates

**LOCATION: Piney Creek and French Mill Creek in Athens, Limestone
County, Alabama**

Permit Type: IP X LOP _____ NWP _____ Regional GP _____ Other _____

Proposed Activity: Waterline Crossing

Comments: I performed an information meeting concerning the proposed waterline crossings of Piney Creek and French Mill Creek. Attending the meeting were City of Athens representative (John Stockton), Krebs & Associates (Paul Roebuck and Nina Williams), USFWS (Rob Hurt) and TVA (Samantha Strickland). The meeting was held at the Decatur Field Office on 1 Aug 2007. The meeting was held to discuss the proposed water line crossing and the potential impacts to the T&E species within these tributaries. According to USFWS, there are two snail species known to occur in the vicinity of these project sites. We discussed the construction methods and the USFWS consultation requirements with each method. At this time, the applicant was proposing directional drill; however, they indicated if drilling did not work, then they would need to open-cut trench method. If the directional drill is utilized, then formal consultation would not be required. However, if open-cut method is utilized, then formal consultation would be required. The applicant indicated they would do some research into the directional drilling, to ensure it is constructable and financially feasible. They were going to do some geotechnical drilling prior to making final construction method selection.

Therefore, I will hold up processing the DA application until the applicant decides which construction method for installation of the waterline would be required.

We also discussed the proposed sewerline that is currently being designed. The sewerline would involve two crossings of Piney Creek, two crossings of French Mill Creek, and two crossings of an unnamed tributary. The sewerline would be gravity line, which would require alignment along the low elevation (along the creeks). Thus, USFWS indicated that formal consultation would be required for the sewerline construction. This includes the applicant providing a Biological Assessment (usually with a may-effect determination). The USFWS would prepare a Biological Opinion (usually with a likely potential to adversely impact determination) and would include an incidental take

statement. This process generally takes approximately 130 days minimum upon receipt of BA.

ATTACHMENTS: Project Drawings _____ Photographs XX _____
Jurisdictional Determination _____

Date of Inspection: 1 Aug 2007

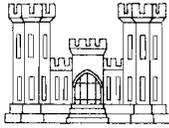
Inspector: Amy Robinson

Looking at Piney Creek Crossing location:



Looking at French Mill Creek crossing location:





U.S. Army
Corps of Engineers
Nashville District
Regulatory Branch

Information Request Meeting
And Interagency Meeting
FOR DA APPLICATION PROCESSING

PERMIT NO. 2007-01488 & 2007-02022

DATE: 1 Oct 2008

PERMITTEE: City of Athens, Alabama

LOCATION: Piney Creek and French Mill Creek, in Athens, Limestone
County, AL

Permit Type: IP LOP _____ NWP _____ Regional GP _____ Other _____

Proposed Activity: Waterline and Sewerline Crossings

Comments: I performed an onsite inspection of the proposed pipeline crossings. I had received a DA application for the proposed waterline and sewerline crossings. A public notice was issued on 25 July 2008. Due to the presence of threatened and endangered mussel species, the work required formal consultation with the USFWS. I had not inspected the site yet for the proposed work. Attached are photos of the proposed French Mill Creek and Piney Creek sites, located along US 72. The city is reviewing the possibility that these two sites may be constructed by directional drill method, instead of open trench. However, at this time, the two sites are included in the Biological Assessment for the project, since the directional drill may not work at these sites. Thus, the open trench method would be used as a "back-up" method.

ATTACHMENTS: Project Drawings _____ Photographs _____

Jurisdictional Determination _____

Date of Meeting: 1 Oct 2008

Project Manager: Amy Robinson

French Mill Creek:



Piney Creek:

