



DEPARTMENT OF THE ARMY
JACKSONVILLE DISTRICT CORPS OF ENGINEERS
Miami Regulatory Office
9900 SW 107th Avenue, Suite 203
Miami, Florida 33176

Regulatory Division
South Permits Branch
Miami Regulatory Office
SAJ-1994-0502(IP-IF)

DEC 18 2008

PUBLIC NOTICE

Permit Application No. SAJ-1994-0502(IP-IF)

TO WHOM IT MAY CONCERN: This District has received an application for a Department of the Army permit pursuant to Section 404 of the Clean Water Act (33 U.S.C. 1344) as described below:

APPLICANT:

Freja N.V. and Ala N.V., a Netherlands Antilles Corporation
c/o Nelson J. Mezerhane G
888 Brickell Avenue, Penthouse
Miami, FL 33131

WATERWAY & LOCATION: The proposed project is located in freshwater wetlands south of Southwest 8th Street and West of Krome Avenue in Sections 12 and 13, Township 54 South, Range 38 East, Miami-Dade County, Florida (Folio #30-4813-000-0010 and 30-4812-000-0010).

Directions to the site are as follows: Take the Homestead Extension of the Florida Turnpike (HEFT) to the Southwest 8th Street Exit. Turn west on Southwest 8th Street and proceed to Krome Avenue (Southwest 177th Avenue). The project is located on the west side of Krome Avenue and south of Southwest 8th Street adjacent to the existing Krome Detention Center.

LATITUDE & LONGITUDE: Latitude 25.747889 North
Longitude 80.488489 West

PROJECT PURPOSE:

Basic: The basic purpose of the project is to provide correctional facilities.

Overall: The overall purpose of the proposed project is to provide additional correctional facilities in western Miami-Dade County.

PROPOSED WORK: The applicant proposes to place approximately 2,620,941 cubic yards of fill in approximately four hundred (400) acres of freshwater wetlands for the construction of a correctional facility and to excavate approximately 4,950,000 cubic yards of material for the creation of two (2) lakes and an associated stormwater treatment system. The excavation exceeds the fill required by 2,329,059 cubic yards. The applicant has not stated the purpose of the intended disposition of the excess fill. The proposed design incorporates expansion of lands immediately to the north, east, and south of the existing facilities to include, but is not limited to cell confinement/beds, housing for staff and families, chapel, training building, firing range, recreational pavilion, radio tower, control room, dormitories, observation towers, visitor pavilion, and other related uses.

EXISTING CONDITIONS: The proposed project site consists of eight hundred (800) acres of freshwater wetlands separated from the east Everglades by the L-31 Canal on the western property boundary, Tamiami Trail to the north, and Krome Avenue to the East.

The property is currently composed of a plant mosaic, as referenced in the following table, containing some remnant long hydroperiod wet prairie, bayhead systems, and sawgrass wet prairie that has been partially invaded by exotic species such as Melaleuca and Brazilian pepper.

Acres of wetland impacts within proposed project area.

Habitat	FLUCCS	Acreage
Melaleuca	619	324.96
Wet Prairie	643	432.92
Freshwater Marsh	641	9.59
Bayhead	611	3.03
Totals		797.47

Avoidance and Minimization: The applicant has stated there are no alternate sites within the vicinity of the proposed project area to accomplish the project purpose. Development of four hundred (400) acres of wetlands will be concentrated in the northern and eastern portion of the project area that abuts the existing Krome Detention Facility with the remaining four hundred (400) acres in the southern half of the project area to be enhanced and preserved in perpetuity.

MITIGATION: Mitigation proposed for this project includes both on-site enhancement and preservation of existing wetlands, as well as an off-site component. The offsite component consists of the purchase of credits at a local mitigation bank for the replacement of the functions and values of the wetland impacts anticipated for the proposed project.

Phase 1 of the proposed on-site mitigation shall include the removal and control of the Melaleuca and enhancement of the four hundred (400) acres of remaining wetlands south of the proposed facilities.

Phase 2 of the on-site mitigation plan consists of the restoration of a seventy-six (76) acre lake that is proposed to be excavated for the fill required for the project construction. After the lake is excavated, the applicant then proposes to fill the lake with the muck from the impacted portion of the site. Once the muck settles to the designed elevations (i.e. May water levels), the lake area will be planted with long and short term wetland species. The entire mitigation/lake complex is to be placed in a perpetual conservation easement for long term protection.

ENDANGERED SPECIES: The U.S. Army Corps of Engineers (Corps) has determined the project "**may affect**" the following listed species or its designated critical habitat and, by separate letter, has initiated formal consultation with the U.S. Fish and Wildlife Service (USFW) pursuant to Section 7 of the Endangered Species Act:

- Florida Panther (*Puma concolor coryi*)
- Wood Stork (*Mycteria americana*)
- Eastern Indigo Snake (*Drymarchon corais couperi*)
- Everglades Snail Kite (*Rostrhamus sociabilis plumbeus*)

The Corps has also determined the project "may affect, but is not likely to adversely affect" the Cape Sable Seaside Sparrow (*Ammodramus maritimus mirabilis*) or its designated critical habitat. By separate letter, the Corps has requested USFWS concurrence with this determination pursuant to Section 7 of the Endangered Species Act.

ESSENTIAL FISH HABITAT: This notice initiates consultation on Essential Fish Habitat (EFH) as required by the Magnuson-Stevens Fishery Conservation and Management Act. Since the project is located in freshwater wetlands, the Corps has determined that the proposed action would not have a substantial adverse impact on EFH.

NOTE: This public notice is being issued based on information furnished by the applicant. The wetland limits have not been confirmed by staff members from the Corps' South Permits Branch, Miami Regulatory Office.

AUTHORIZATION FROM OTHER AGENCIES: The South Florida Water Management District is currently evaluating an application for an Environmental Resource Permit (Application #081114-3).

Comments regarding this application should be submitted in writing to the District Engineer at the above address within thirty (30) days from the date of this notice (i.e. on or before January 17, 2009).

If you have any questions concerning this application, you may contact Ivan Fannin of the Miami Regulatory Office by letter at the letterhead address, by telephone (305-779-6053), by fax (305-526-7184) or by e-mail at: ivan.fannin@usace.army.mil.

The decision whether to issue or deny this permit application will be based on the information received from this public notice and the evaluation of the probable impact to the associated wetlands. This is based on an analysis of the applicant's avoidance and minimization efforts for the project, as well as the compensatory mitigation proposed.

IMPACT ON NATURAL RESOURCES: Preliminary review of this application indicates that an Environmental Impact Statement will not be required. Coordination with US Fish and Wildlife Service, Environmental Protection Agency (EPA), the National Marine Fisheries Services, and other Federal, State, and local agencies, environmental groups, and concerned citizens generally yields pertinent environmental information that is instrumental in determining the impact the proposed action will have on the natural resources of the area. By means of this notice, we are soliciting comments on the potential effects of the project on threatened or endangered species or their habitat.

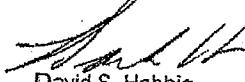
IMPACT ON CULTURAL RESOURCES: Review of the latest published version of the National Register of Historic Places indicates that no registered properties, or properties listed as eligible for inclusion therein, are located at the site of the proposed work. Presently, unknown archaeological, scientific, prehistorical, or historical data may be lost or destroyed by the work to be accomplished.

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. That decision will reflect the national concern for both protection and utilization of important resources. The benefits, 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 cumulative impacts thereof; among these are conservation, economics, esthetics, general environmental concerns, wetlands, historical 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, considerations of property ownership, and in general, the needs and welfare of the people. Evaluation of the impact of the activity on the public interest will also include application of the guidelines promulgated by the Administrator, EPA, under authority of Section 404(b) of the Clean Water Act of the criteria established under authority of Section 102(a) of the Marine Protection, Research, and Sanctuaries Act of 1972. A permit will be granted unless its issuance is found to be contrary to the public interest.

The US Army Corps of Engineers (Corps) 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 or deny 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.

COASTAL ZONE MANAGEMENT CONSISTENCY: In Florida, the State approval constitutes compliance with the approved Coastal Zone Management Plan. In Puerto Rico, a Coastal Zone Management Consistency Concurrence is required from the Puerto Rico Planning Board. In the Virgin Islands, the Department of Planning and Natural Resources permit constitutes compliance with approved Coastal Zone Management Plan.

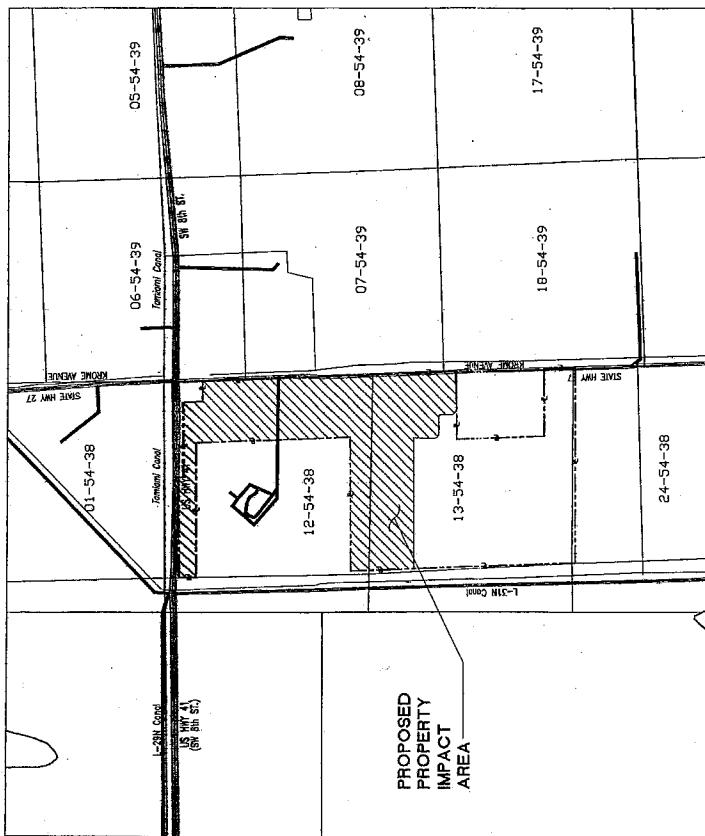
REQUEST FOR PUBLIC HEARING: Any person may request a public hearing. The request must be submitted in writing to the District Engineer within the designated comment period of the notice and must state the specific reasons for requesting the public hearing.



David S. Hobbie
Regulatory Division

THE FACILITIES AT KROME

**NEAR SW 8th STREET AND KROME AVENUE
MIAMI, FLORIDA**
SECTIONS 12 & 13 - TOWNSHIP 54 S - RANGE 38 W



REC 12 2008
1 of 7
FBI
MIAMI REGIONAL OFFICE
1994-0502
FBI

SITE DATA
(NOT PART OF M-2050 NOTES NOR APPROVAL)
WATER TABLE ELEVATION (EWT) = 5.8 FT-NAD 27
WATER TABLE ELEVATION (PER GEP) = 7.0 FT-NAD 27
MADE COUNTY FLOOD PLAIN CRITERIA EL = 9.7 FT-NAD 27
FLOOD ZONE INFORMATION BASED ON NATIONAL FLOOD MAPS
COMMUNITY
PANEL
0165
NUMBER
12625
SPRING
RECEIVED
MARCH 2, 1994
AP

LEGAL DESCRIPTION
SEE BOUNDARY SURVEY INCLUDED AS PART OF CONCEPTUAL
ENVIRONMENTAL RESOURCE PERMIT (ERP) APPLICATION

PROJECT ADDRESS:
SUBDIVISION:
PROJECT NAME:
THE FACILITIES
AT KROME

PROJECT ADDRESS:
NAME OF THE OWNER AND
ADDRESS AND PHONE NUMBER:
MIAMI, FL 33131
PROJECT NUMBER:
C162-0100-01
SUBMITTAL:
DRAWING TITLE:
COVER

8550 NW, 33RD STREET - SUITE 101
DORAL, FLORIDA 33122
PHONE (305) 551-4608 • FAX (305) 551-8977
WWW.ADAENGINEERING.COM • EB # 00003212



**CONCEPTUAL PLANS
NOT FOR CONSTRUCTION.**

ENGINEER'S CERTIFICATION

DATE: 12/08/08
SCALE: 1:5000
DRAWN BY: [Signature]
DESIGNED BY: [Signature]
CHECKED BY: [Signature]
APPROVED BY: [Signature]
JOHN R. KROEMER, P.E.
SUBMITTAL NO.:

C-1

ME. No. 4794
State of Florida
One Year
LAW FIRM



955 N.W. 26th Street • Suite 101
Doral, Florida 33122

प्राचीन भारतीय संस्कृत

CONSULTANTS:

THE FACILITIES
AT KROME
PROJECT NAME:

PROJECT ADDRESS:
1016 ST. MARGARET AND
COLUMBIA AVENUE, ALICE, TEXAS
PROJECT NUMBER:

REVISED EDITION

10

SHEET NO.

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SHEET C-3

CSFWMD
LAWTON, TEXAS
345 WESI

SHEET C-4

SHEET C-5

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NOT FOR CONSTRUCTION

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