



**US Army Corps
of Engineers**®
Fort Worth District

Public Notice

Section 408 Request ID #: 408-SWF-2019-0006

Date issued: April 13, 2022

Close of comment period: May 13, 2022

USACE Point of Contact: Jason Story

REQUEST TO ALTER A U.S. ARMY CORPS OF ENGINEERS FEDERALLY AUTHORIZED CIVIL WORKS PROJECT UNDER 33 USC 408 (SECTION 408)

TITLE: Section 408 Request ID # 408-SWF-2019-0006, Coombs Creek Trail

SUBJECT: Request for a Section 408 permission to alter the Dallas Floodway, a U.S. Army Corps of Engineers (USACE) federally authorized Civil Works project. Written comments are being solicited from anyone having an interest in this proposed alteration. Comments will become part of the USACE administrative record and will be considered in determining whether to approve the proposed alteration. Comments supporting, opposing, or identifying concerns that should be considered by the USACE in its decision process are welcome. Issuance of this notice does not imply USACE endorsement of the proposed alteration as described.

REQUESTER: City of Dallas.

LOCATION: The proposed project is located on the west side of the Dallas Floodway, south of Interstate Highway 30 and west of Beckley Avenue in Dallas County.

NON-FEDERAL SPONSOR: City of Dallas.

LOCATION MAP(S)/DRAWING(S): Attached figure.

DESCRIPTION OF THE PROPOSED ALTERATION: The proposed alteration consists of activities within the Dallas Floodway. The proposed alteration is an extension of the Coombs Creek Trail. The City of Dallas plans to extend the Coombs Creek Trail across the Coombs Creek Diversion levee to Beckley Avenue. The trail extension is a portion of the Dallas Trail Network Plan. The existing trail system is maintained by the City of Dallas Park and Recreation Department. The proposed trail extension will cross the existing Coombs Creek channel with the construction of a 270-foot multi-segment bridge structure, supported by cast-in-place concrete abutments at either end of the bridge and two intermediate concrete bents on drilled shafts. The northern bridge abutment and landing terminate at the top of the existing levee with the trail continuing as a slab-on-grade descending the existing landside levee slope. Imported fill will be

placed on the landside levee slope to eliminate the need for retaining walls and/or handrails adjacent to the slab-on-grade trail.

REGULATORY AUTHORITY: This request will be reviewed pursuant to Section 14 of the Rivers and Harbors Act of 1899 (33 USC 408). A requester has the responsibility to acquire other authorizations required by federal, state, and local laws or regulations, including any required permits from the USACE Regulatory Program. An approval under Section 408 does not grant any property rights or exclusive privileges nor does it authorize any injury to the property or rights of others.

EVALUATION: The decision whether to grant the request for the alteration under Section 408 is based on several factors which are outlined in *Engineer Circular* 1165-2-220. The benefits which reasonably may be expected to accrue from the proposed alteration must be balanced against its reasonably foreseeable detriments. Review of the proposed alteration will be reviewed by a USACE technical review team considering the following factors:

1. Impacts to the Usefulness of the USACE Project Determination. The review team will determine if the proposed alteration would limit the ability of the federally authorized project to function as authorized, or would compromise or change any authorized project conditions, purposes, or outputs.

2. Injurious to the Public Interest Determination. The review team will determine the probable impacts of the proposed alteration, including cumulative impacts, on the public interest. Factors that may be relevant to the public interest may include, but are not limited to, such things as conservation, economic development, historic properties, cultural resources, environmental impacts, water supply, water quality, flood hazards, floodplains, residual risk, induced damages, navigation, shore erosion or accretion, and recreation.

3. Environmental Compliance. A decision on a Section 408 request is a federal action subject to the National Environmental Policy Act (NEPA) and other applicable federal environmental and cultural resources compliance requirements.

THREATENED AND ENDANGERED SPECIES: The USACE has reviewed an official list of species protected under the Endangered Species Act, and our initial review indicates the proposed alteration would have no effect to species listed by the United States Fish and Wildlife Service as threatened or endangered within the action area for the Section 408 jurisdiction.

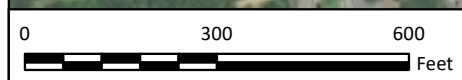
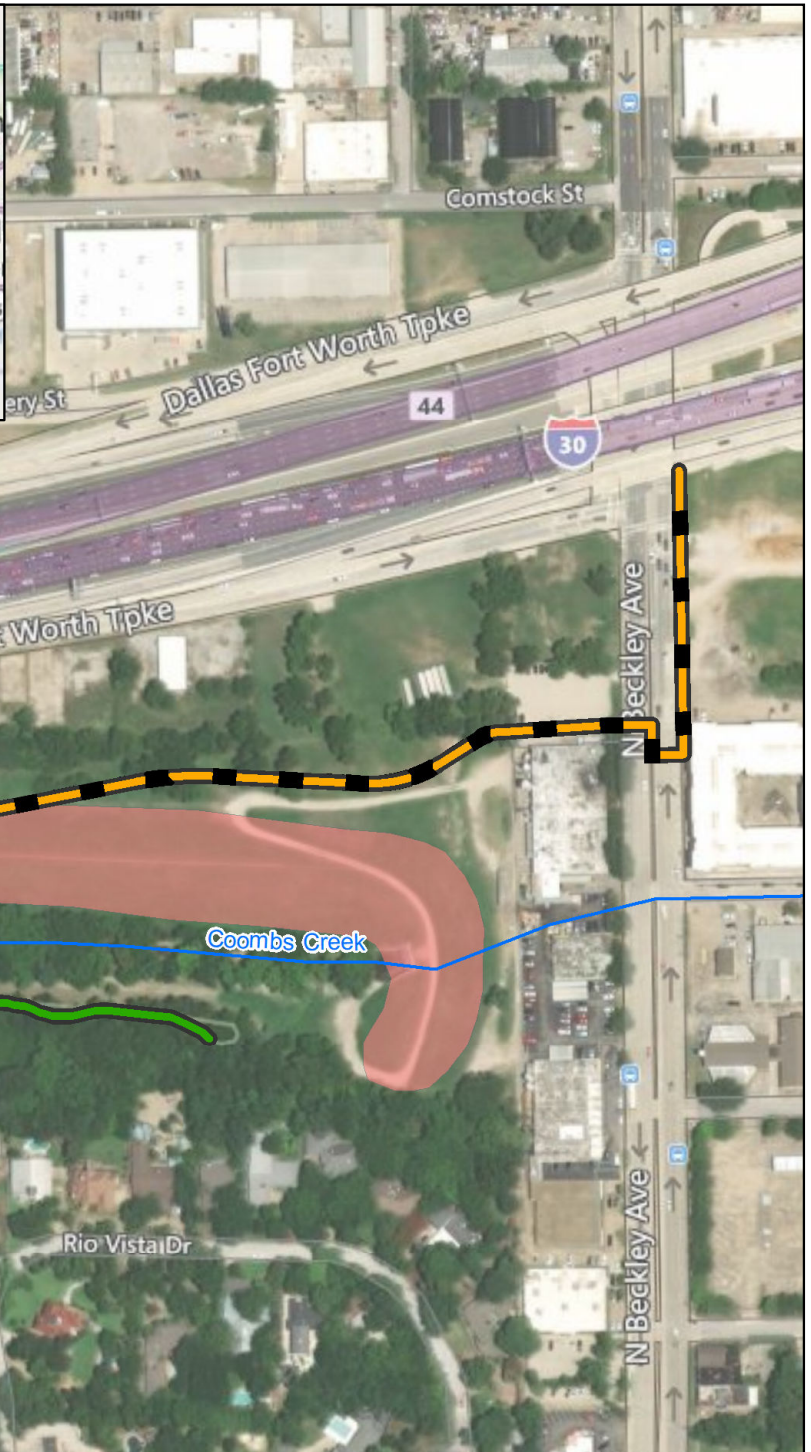
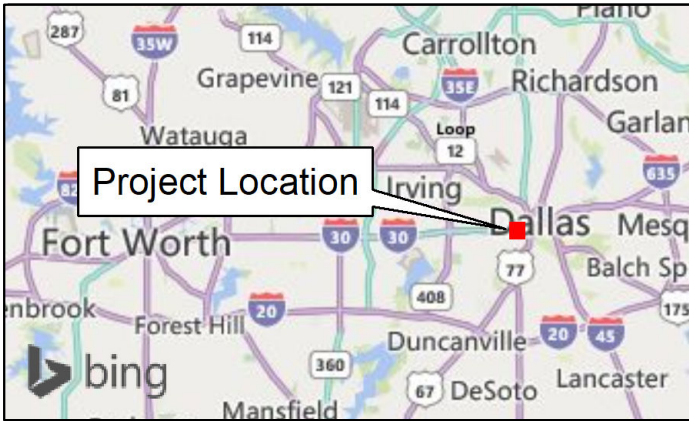
HISTORIC, CULTURAL, AND ARCHAEOLOGICAL RESOURCES: The USACE has reviewed the proposed alteration for impacts to cultural resources. Our initial review indicates the proposed alteration will have no impact to cultural or historic resources.

SOLICITATION OF COMMENTS: The USACE is soliciting comments from the public; federal, state, and local agencies and officials; Indian Tribes; and other interested parties to consider and evaluate the impacts of the proposed alteration. Comments received will be considered by the USACE to determine whether to issue, modify, condition, or deny a permission for this proposed alteration.

It should be noted that materials submitted as part of the Section 408 request become part of the public record and are available to the public under the Freedom of Information Act (FOIA). Individuals may submit a written request to obtain materials under FOIA or make an appointment to view the project file at the Fort Worth District, Corps of Engineers, Office of Counsel.

It is presumed that all parties receiving this notice will wish to respond to this public notice; therefore, a lack of response will be interpreted as meaning that there is no objection to the proposed alteration as described herein.

CLOSE OF COMMENT PERIOD: Written comments on the proposed alteration must reach this office on or before the close of the comment period. Comments must reference the Section 408 Request ID # and project name. Comments and requests for additional information should be submitted to jason.e.story@usace.army.mil. Telephone inquiries should be directed to Mr. Jason Story, at (817) 886-1852. Please note that names and addresses of those who submit comments in response to this public notice may be made publicly available. For more information on Section 408, visit the Fort Worth District Section 408 webpage at <https://www.swf.usace.army.mil/Missions/Section-408/>.



NHD Stream
 Levee
 NWI Wetland
Coombs Creek Trail
 Existing
 Proposed

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Coombs Creek Trail

Proposed Extension

FN JOB NO	UEG19202
FILE NAME	Exhibit.mxd
DATE	4/12/2022
SCALE	1:3,600
DESIGNED	BH
DRAFTED	02271

FIGURE
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