



US Army Corps
of Engineers
Portland District

PUBLIC NOTICE

for Permit Application

Issue Date: August 22, 2008

Expiration Date: September 21, 2008

Corps of Engineers No: NWP-2008-388

Oregon Department of State Lands No: 40946-RF

30-Day Notice

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

Comments: Comments on the described work should reference the U.S. Army Corps of Engineers number shown above and reach this office no later than the above expiration date of this Public Notice to become part of the record and be considered in the decision. Comments should be mailed to the following address:

U.S. Army Corps of Engineers
Ms. Merina Christoffersen
1600 Executive Parkway, Suite 210
Eugene, Oregon 97401-2156

Applicant: Gilbert, LLC
33345 Tennessee Road
Lebanon, Oregon 97355-9616

Location: The project is located off 12th Street in Lebanon, Linn County, Oregon. The site is in Section 16 of Township 12 South, Range 2 West.

Waterway: The project is located in wetlands abutting both Oak Creek and Burkhart Creek, which are tributaries of the Willamette River, a navigable water of the U.S.

Project Description: Up to 1.92-acre of wetlands would be filled to construct a mini-storage facility and associated driveways, utilities, and infrastructure.

Mitigation: The applicant has proposed to purchase 1.92-acre credits from a certified mitigation bank within the service area as compensatory wetland mitigation. If a permit is issued, the Corps will determine what is appropriate and practicable compensatory mitigation. The amount of compensatory mitigation required shall be commensurate with the anticipated impacts of the project.

Purpose: The project purpose is to provide a storage facility to meet a demand in the city of Lebanon.

Drawing(s): Seven (7) drawings are attached, labeled Corps No. NWP-2008-388.

Additional Information: Additional information may be obtained from Ms. Merina Christoffersen, Project Manager, U.S. Army Corps of Engineers at (541) 465-6882 or email merina.e.christoffersen@usace.army.mil

Authority: This permit will be issued or denied under the following:

Section 404, Clean Water Act (33 U.S.C. 1344), for discharge of dredged or fill material into waters of the United States.

Water Quality Certification: A permit for the described work will not be issued until certification, as required under Section 401 of the Clean Water Act (P.L. 95-217), has been received or is waived from the certifying state. Attached is the state's notice advertising the request for certification.

Section 404(b)(1) Evaluation: The impact of the activity on the public interest will be evaluated in accordance with the Environmental Protection Agency guidelines pursuant to Section 404(b)(1) of the Clean Water Act.

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 application. Requests for public hearings shall state with particularity the reasons for holding a public hearing.

Endangered Species: Preliminary determinations indicate that the described activity will not affect endangered species. Consultation under Section 7 of the Endangered Species Act of 1973 (87 Stat. 844) is not required for the described activity.

Cultural Resources: An initial evaluation of the proposed project area indicates that the described activity is not located on property registered or eligible for registration in the latest published version of the National Register of Historic Places. The permit area has been so extensively modified by modern development that little likelihood exists for the proposed project to affect an undisturbed historic property or any other type of cultural resource.

This notice has been provided to the State Historic Preservation Office, interested Native American Indian Tribes, and other interested parties. If you have information pertaining to cultural resources within the permit area, please provide this information to the Corps project manager (identified on page 1 of this notice) to assist in a complete evaluation of potential effects.

Evaluation: The decision whether to issue a permit will be based on an evaluation of the probable impact including cumulative impacts of the described 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 described activity, must be balanced against its reasonably foreseeable detriments. All factors, which may be relevant to the described activity 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.

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.

Additional Requirements: State law requires that leases, easements, or permits be obtained for certain works or activity in the described waters. These State requirements must be met where applicable, and a Department of the Army permit must be obtained before any work within the applicable Statutory Authority previously indicated may be accomplished. Other local governmental agencies may also have ordinances or requirements, which must be satisfied before the work is accomplished.

PUBLIC NOTICE
Oregon Department of Environmental Quality (DEQ)
Water Quality 401 Certification

Corps of Engineers No: NWP-2008-388

Notice Issued: August 22, 2008

Oregon Department of State Lands No: 40946-RF **Written Comments Due:** September 21, 2008

WHO IS THE APPLICANT: Gilbert, LLC

LOCATION OF CERTIFICATION ACTIVITY: See attached U.S. Army Corps of Engineers public notice.

WHAT IS PROPOSED: See attached U.S. Army Corps of Engineers public notice on the proposed project.

NEED FOR CERTIFICATION: Section 401 of the Federal Clean Water Act requires applicants for Federal permits or licenses to provide the Federal agency a water quality certification from the State of Oregon if the proposed activity may result in a discharge to surface waters.

DESCRIPTION OF DISCHARGES: See attached U.S. Army Corps of Engineers public notice on the proposed project.

WHERE TO FIND DOCUMENTS: Documents and related material are available for examination and copying at Oregon Department of Environmental Quality, Northwest Region, 401 Water Quality Certification Coordinator, 2020 SW Fourth Avenue, Suite 400, Portland, Oregon 97201-4987.

While not required, scheduling an appointment will ensure documents are readily accessible during your visit. To schedule an appointment please call Ms. Jan Coomler at (503) 229-5087.

Any questions on the proposed certification may be addressed to the 401 Water Quality Certification Coordinator, (503) 229-6030 or toll free within Oregon at (800) 452-4011. People with hearing impairments may call DEQ's TTY at (503) 229-6993.

PUBLIC PARTICIPATION:

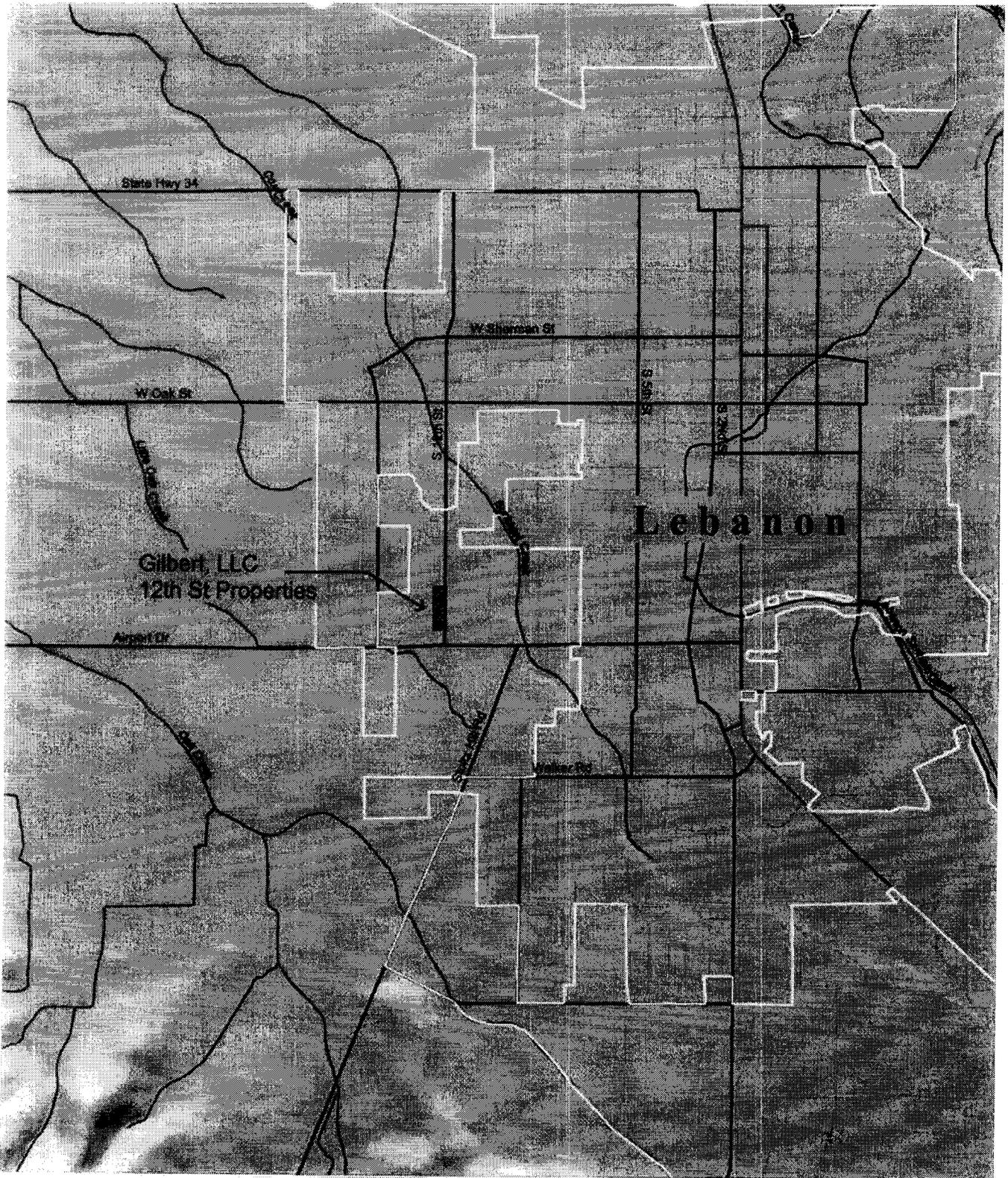
Public Hearing: Oregon Administrative Rule (OAR) 340-48-0020 (6) states that "The Corps provides public notice of and opportunity to comment on the applications, including the application for certification, provided that the department (DEQ), in its discretion, may provide additional opportunity for public comment, including public hearing."

Written comments:

Written comments on the proposed certification must be received at the Oregon Department of Environmental Quality by 5 p.m. on **September 21, 2008**. Written comments should be mailed to Oregon Department of Environmental Quality, Northwest Region, Attn: 401 Water Quality Certification Coordinator, 2020 SW Fourth Avenue, Suite 400, Portland, Oregon 97201-4987 or faxed to (503) 229-6957. ***People wishing to send written comments via e-mail should be aware that if there is a delay between servers or if a server is not functioning properly, emails should be aware that if there is a delay between servers or if a server is not functioning properly, emails may not be received prior to the close of the public comment period.*** People wishing to send comments via e-mail should send them in Microsoft Word (through version 7.0), WordPerfect (through version 6.x) or plain text format to 401publiccomments@deq.state.or.us. Otherwise, due to conversion difficulties, DEQ recommends that comments be sent in hard copy.

WHAT HAPPENS NEXT: DEQ will review and consider all comments received during the public comment period. Following this review, the permit may be issued as proposed, modified, or denied. You will be notified of DEQ's final decision if you present either oral or written comments during the comment period. Otherwise, if you wish to receive notification, please call or write DEQ at the above address.

ACCESSIBILITY INFORMATION: This publication is available in alternate format (e.g. large print, Braille) upon request. Please contact DEQ Public Affairs at (503) 229-5766 or toll free within Oregon at (800) 452-4011 to request an alternate format. People with a hearing impairment can receive help by calling DEQ's TTY at (503) 229-6993.



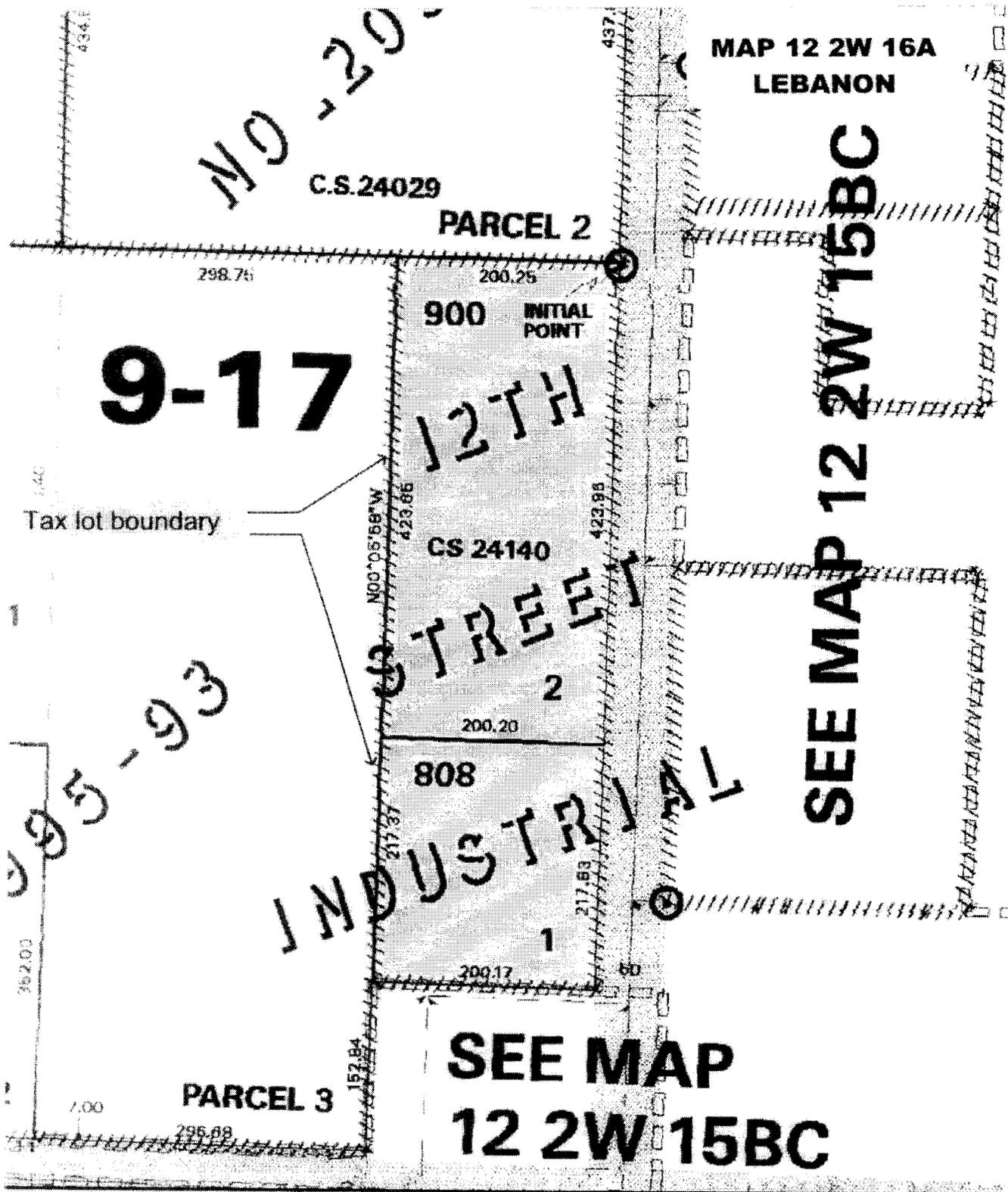
Gilbert LLC 12th Street Properties
 1850 12th Street, TL 900 Linn County Map 12 02 16A
 1900 12th Street, TL 808 Linn County Map 12 02 16A
 Lebanon, Oregon 97355

FIGURE 1: LOCATION MAP

Scale: 1" = 2000'
 Source: Linn County GIS
 Drafted: 6/2/08



Environmental Science Associates, Inc.

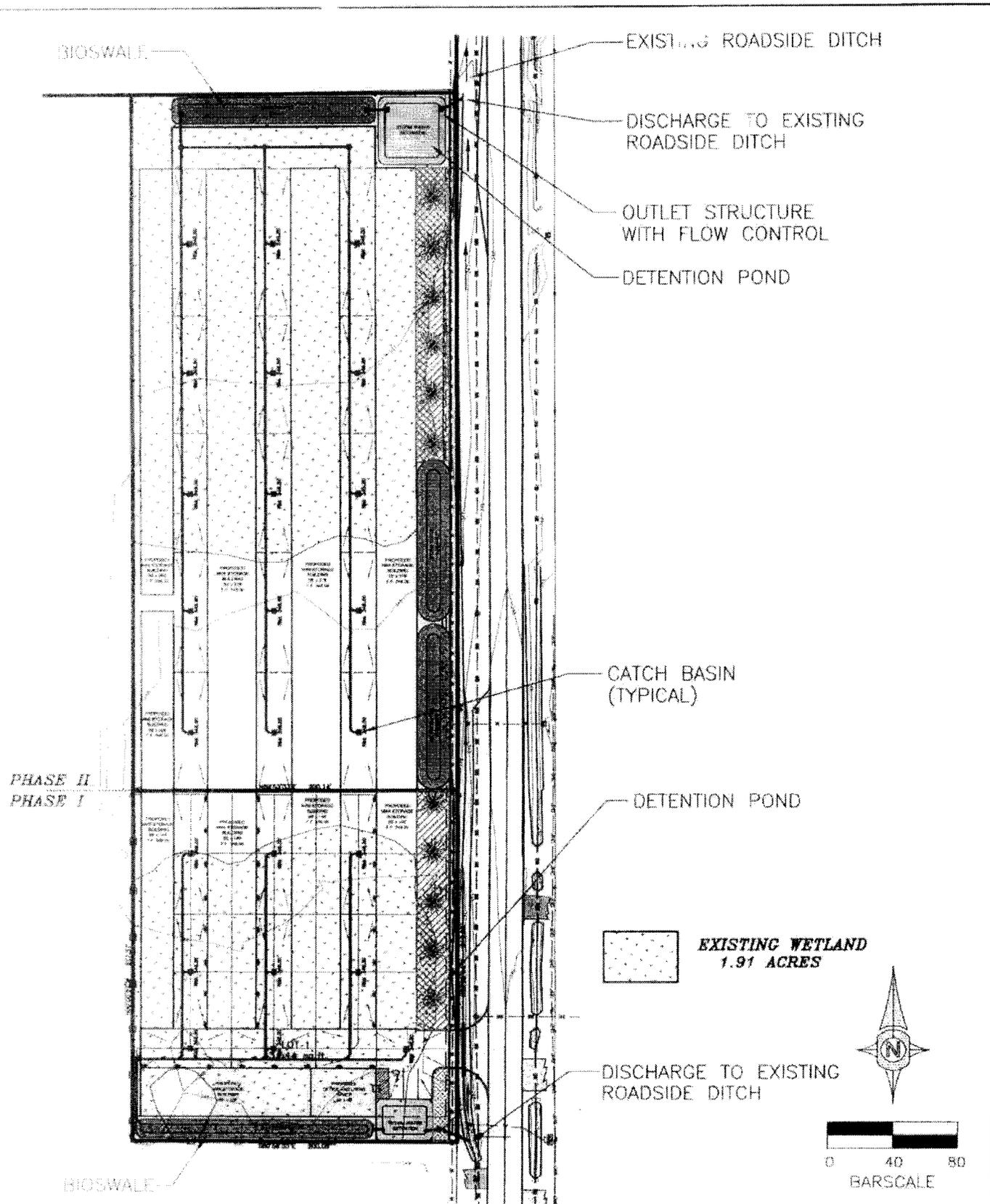


Gilbert LLC 12th Street Properties
 185.0 12th Street, TL 900 Linn County Map 12 02W 16A
 190.0 12th Street, TL 808 Linn County Map 12 02W 16A
 Lebanon, Oregon 97355

FIGURE 2: TAX MAP
 Scale: 1" = 120'
 Source: ORMAP
 Drafted: 6/02/2008



Environmental Science Associates, Inc.



Prepared by	
Checked by	
Approved by	
Date	

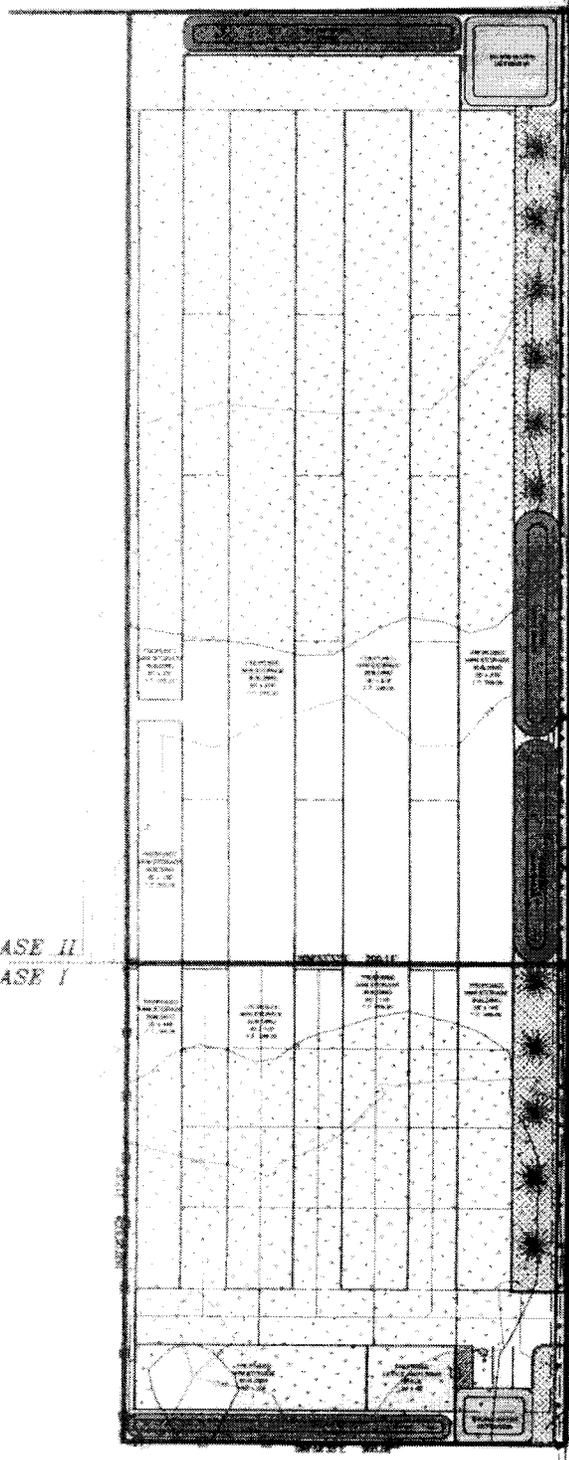
WATER QUALITY PLAN

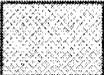
ASHER MINI STORAGE
LEBANON, OREGON

**UDELL ENGINEERING
AND
LAND SURVEYING, LLC**
63 EAST ASH ST.
LEBANON, OREGON, 97356
541-451-6125

FIGURE 11

SCALE: AS NOTED

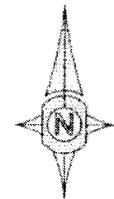


-  **EXISTING WETLAND**
1.91 ACRES
-  **BIOSWALE**
-  **LANDSCAPING**

TOTAL SITE AREA: 2.95 ACRES
TOTAL EXCAVATION: 2369 C.Y.
EXCAVATION WITHIN WETLANDS: 1640 C.Y.
TOTAL FILL: 8841 C.Y.
FILL WITHIN WETLANDS: 6938 C.Y.

PHASE II
 PHASE I

BIOSWALE FOR EAST BUILDING ROOF DRAINS

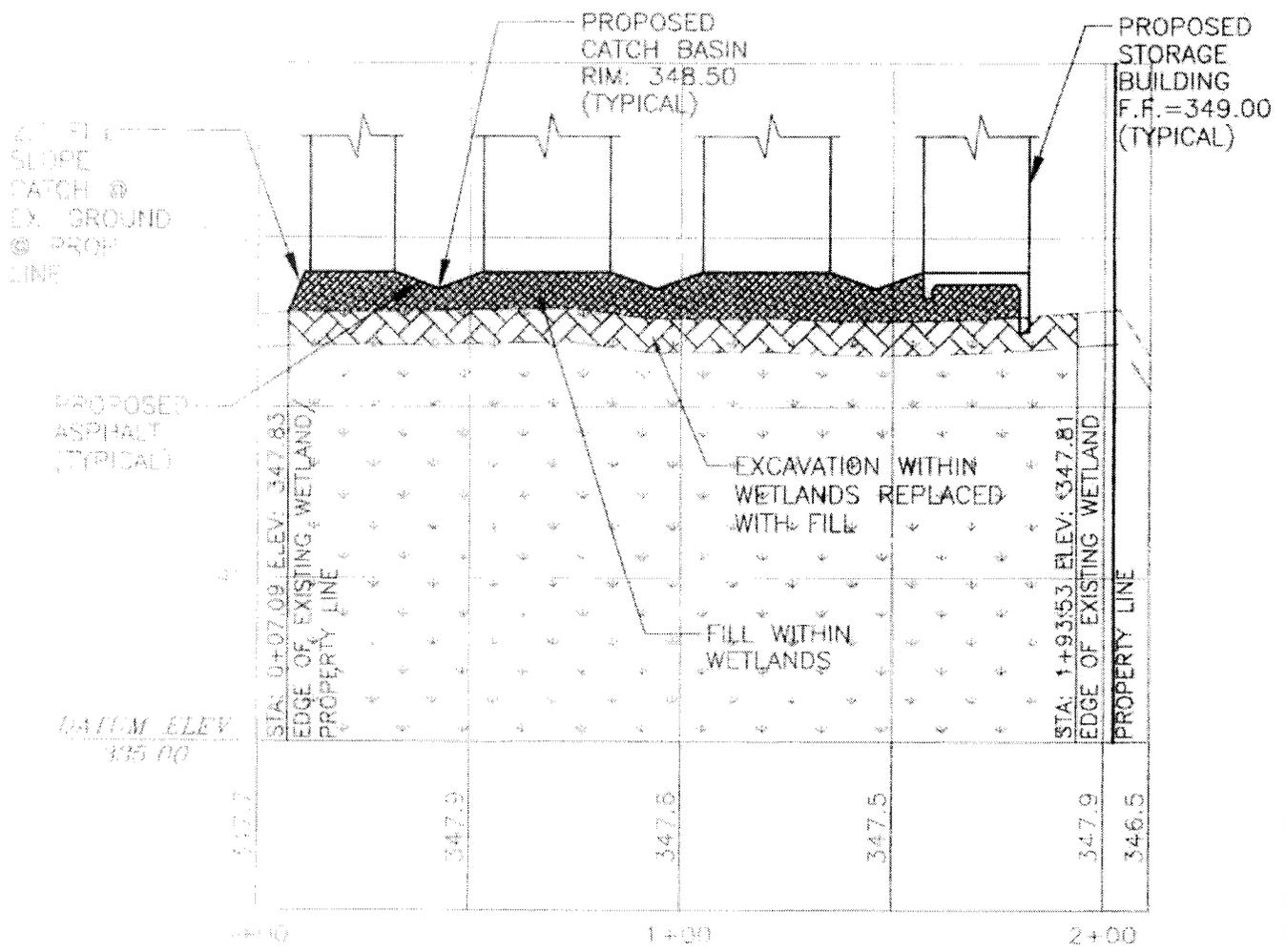
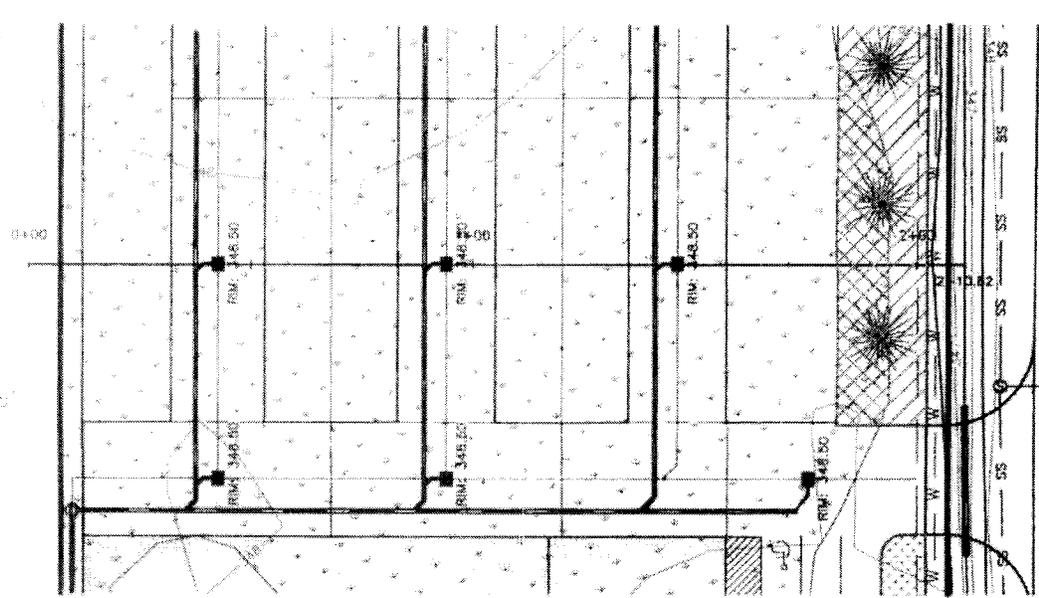
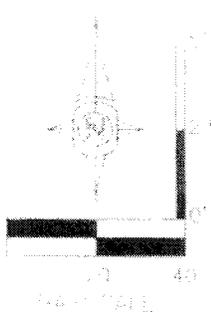


DATE	10-23-10
PROJECT	
DESIGNED BY	
CHECKED BY	
DATE	

PREFERRED SITE LAYOUT
ASHER MINI STORAGE
LEBANON, OREGON

UDELL ENGINEERING
AND
LAND SURVEYING, LLC
 63 EAST ASH ST.
 LEBANON, OREGON, 97366
 541-451-5185

FIGURE 6
 SCALE: AS NOTED

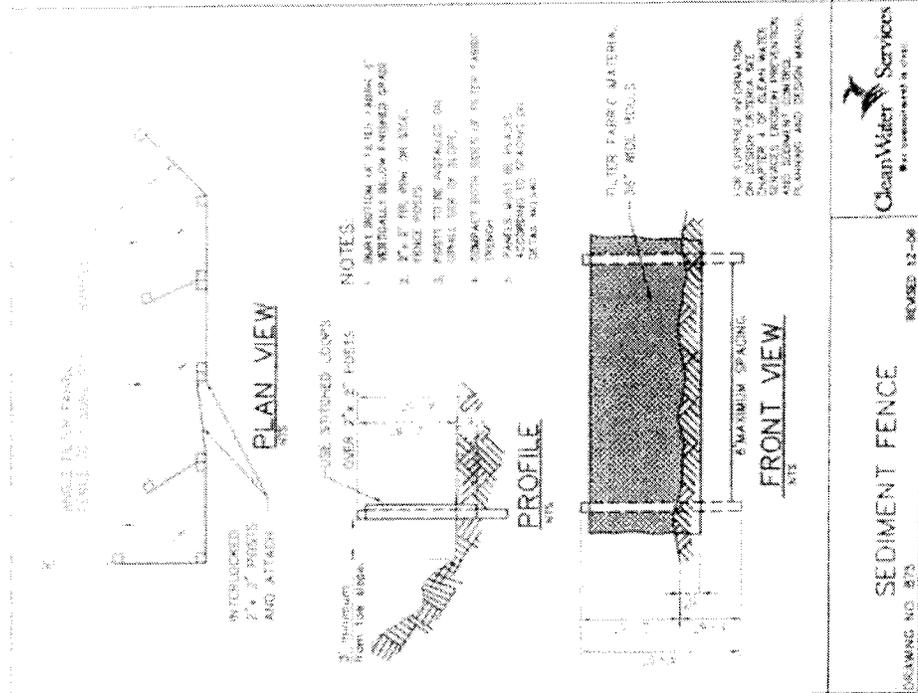


DATE	10-16-07
DRAWN BY	M. MULLIN
PROJECT NO.	08-001

SECTION A-A
ASHER MINI STORAGE
LEBANON, OREGON

**UDELL ENGINEERING
 AND
 LAND SURVEYING, LLC**
 83 EAST ASH ST.
 LEBANON, OREGON, 97366
 541-451-5126

FIGURE 9
 SCALE: AS NOTED

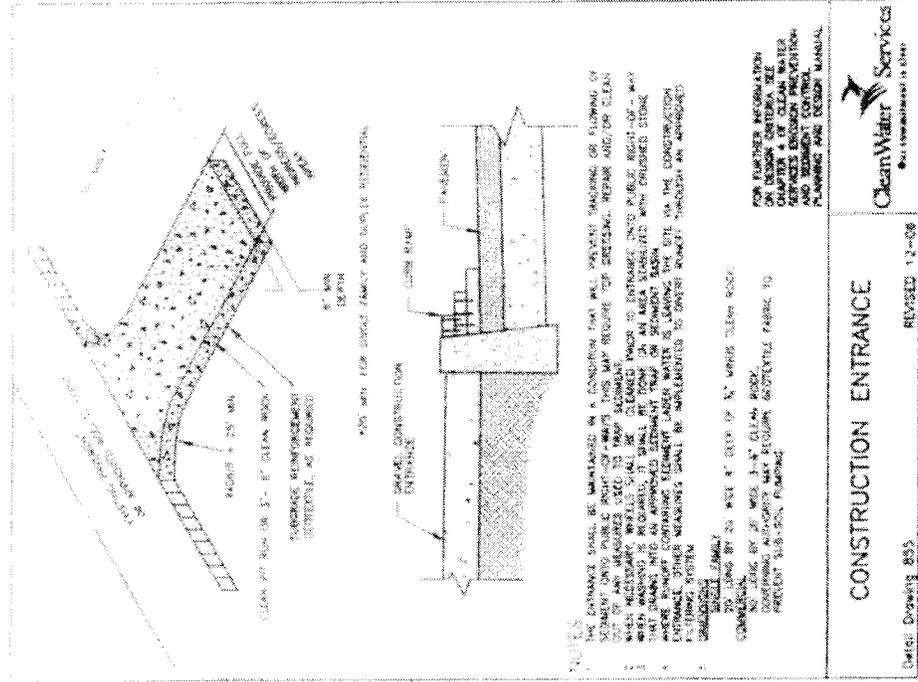


SEDIMENT FENCE

DESIGNING NO. 275

REVISION 12-06

CleanWater Services
We're committed to life!



CONSTRUCTION ENTRANCE

DESIGN DRAWING 255

REVISION 12-06

CleanWater Services
We're committed to life!

DATE	12-06-06
PROJECT	
DESIGN BY	
SCALE	AS NOTED
DATE	12-06-06

EROSION CONTROL DETAILS

ASHER MINI STORAGE

LEBANON, OREGON

UDELL ENGINEERING AND LAND SURVEYING, LLC

63 EAST ASH ST.
LEBANON, OREGON, 97365
541-451-6126

FIGURE 12d

SCALE: AS NOTED