

# PUBLIC NOTICE

US Army Corps of Engineers ⊕ New England District

696 Virginia Road Concord, MA 01742-2751 **Date:** August 21, 2007

Comment Period Ends: September 21, 2007

File Number: NAE-2007-2169

In Reply Refer To: William J. Mullen

Or by e-mail: William.J.Mullen@usace.army.mil

The District Engineer has received a permit application from the applicant below to **conduct work in waters of the United States** as described below. The Corps is soliciting comments on both the project itself and the range of issues to be addressed in the environmental documentation.

### APPLICANT Town of East Hartford, Connecticut

#### **ACTIVITY**

A detailed description and plans of the applicant's activity are attached.

#### WATERWAY AND LOCATION OF THE PROPOSED WORK

This work is proposed in wetlands along the Hockanum River at 1310 Silver Lane (Rte. 502), East Hartford, Connecticut. The proposed location on the USGS Manchester, Connecticut quadrangle sheet is at UTM coordinates 4626631 N and 18 700726 E.

#### **AUTHORITY**

Permits are required pursuant to:
Section 10 of the Rivers and Harbors Act of 1899
X Section 404 of the Clean Water Act
Section 103 of the Marine Protection, Research and Sanctuaries Act

The decision whether to issue a permit will be based on an evaluation of the probable impact of the proposed activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefit which may reasonably 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, cultural value, fish and wildlife values, flood hazards, flood plain value, land use, navigation, shoreline erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food production 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

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also used to determine the need for a public hearing and to determine the overall public interest of the proposed activity.

Where the activity involves the discharge of dredged or fill material into waters of the United States or the transportation of dredged material for the purpose of disposing it in ocean waters, the evaluation of the impact of the activity in the public interest will also include application of the guidelines promulgated by the Administrator, U.S Environmental Protection Agency, under authority of Section 404(b) of the Clean Water Act, and/or Section 103 of the Marine Protection Research and Sanctuaries Act of 1972 as amended.

Based on his initial review, the District Engineer has determined that little likelihood exists for the proposed work to impinge upon properties with cultural or Native American significance, or listed in, or eligible for listing in, the National Register of Historic Places. Therefore, no further consideration of the requirements of Section 106 of the National Historic Preservation Act of 1966, as amended, is necessary. This determination is based upon one or more of the following:

- a. The permit area has been extensively modified by previous work.
- b. The permit area has been recently created.
- c. The proposed activity is of limited nature and scope.
- d. Review of the latest published version of the National Register shows that no presence of registered properties listed as being eligible for inclusion therein are in the permit area or general vicinity.
- e. Coordination with the State Historic Preservation Officer and/or Tribal Historic Preservation Officer(s)

The following authorizations have been applied for, or have been, or will be obtained:

- (X) Permit, License or Assent from State.
- (X) Permit from Local Wetland Agency or Conservation Commission.
- (X) Water Quality Certification in accordance with Section 401 of the Clean Water Act.

In order to properly evaluate the proposal, we are seeking public comment. Anyone wishing to comment is encouraged to do so. **Comments should be submitted in writing by the above date.** If you have any questions, please contact Bill Mullen at (978) 318-8559, (800) 343-4789 or (800) 362-4367, if calling from within Massachusetts.

Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider the application. Requests for a public hearing shall specifically state the reasons for holding a public hearing. The Corps holds public hearings for the purpose of obtaining public comments when that is the best means for understanding a wide variety of concerns from a diverse segment of the public.

The initial determinations made herein will be reviewed in light of facts submitted in response to this notice. All comments will be considered a matter of public record. Copies of letters of objection will be forwarded to the applicant who will normally be requested to contact objectors directly in an effort to reach an understanding.

For more information on the New England District Corps of Engineers programs, visit our website at <a href="http://www.nae.usace.army.mil">http://www.nae.usace.army.mil</a>.

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# THIS NOTICE IS NOT AN AUTHORIZATION TO DO ANY WORK.

Robert J. DeSista Chief, Permits and Enforcement Branch Regulatory Division
eceiving Public Notices, please contact Ms. Tina Chaisson at (

If you would prefer not to continue receiving Public Notices, please contact Ms. Tina Chaisson at (978) 318-8058 or e-mail her at <a href="mailto:bettina.m.chaisson@usace.army.mil">bettina.m.chaisson@usace.army.mil</a>. You may also check here ( ) and return this portion of the Public Notice to: Bettina Chaisson, Regulatory Division, U.S. Army Corps of Engineers, 696 Virginia Road, Concord, MA 01742-2751.

NAME:	
ADDRESS:	

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#### PROPOSED WORK AND PURPOSE

The work includes the discharge of fill material into approximately 1.04 acres (45,494 square feet) of Federal wetlands primarily for the purpose of constructing a 20'-wide access road for cemetery expansion on this 38-acre site of which 6.4 acres are wetlands. This expansion will be done in two phases (II and III). All wetland impacts noted below will occur in Phase II. However, there may be additional impacts to potentially non-jurisdictional water in Phase III. It should be noted that work in Phase I has already been completed, but it did not involve any wetlands impacts.

There are a total of four wetland impact areas associated with Phase II. Two of these areas (wetland fill areas #1 and #2) are at existing farm road crossings of the wetlands, with the farm road having been constructed in the 1920's to provide access to the northerly portion of the property. The 3862 square feet (sf) of fill at wetland crossing #1 is associated with the proposed access road with a riprapped 1V on 3H upstream slope and 1V on 4H downstream slope, the replacement of the existing 15" CMP culvert with a new 24" RCP culvert, and inlet riprap protection and an outlet riprap stilling basin. The 28,048 sf of fill at wetland crossing #2 is associated with the proposed access road with a riprapped 1V on 4H upstream and downstream slope, the replacement of the existing 18" CMP culvert with twin 36" RCP culverts, and inlet riprap protection and an outlet riprap stilling basin. The third wetland impact area (2240 sf) is for a riprap stilling basin at the location of an existing scour hole on the parcel's western side. The scour hole has been formed due to erosive discharges from an existing 12" corrugated metal pipe coming from the offsite Cipolla Drive area. The fourth wetland impact area (11,334 sf) is at a wetland finger that also transmits drainage flow from the highway (Interstate Route 84) located just to the north of the site. The applicant expects the Connecticut Department of Transportation to soon divert all stormwater entering the subject property from the north, and proposes to fill the wetland finger to create a uniform embankment for the proposed cemetery access road.

The work is described on the enclosed plans entitled "Silver Lake Cemetery – Phase II Expansion" on 9 February 15, 2006".

















