



**US Army Corps
of Engineers®
New England District**

696 Virginia Road
Concord, MA 01742-2751

PUBLIC NOTICE

Date: August 14, 2007

Comment Period Ends: September 14, 2007

File Number: 2006-2318

In Reply Refer To: Ted Lento

Or e-mail: Theodore.M.Lento@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: Rod and Gun Club Replication, LLC, 10 River Road, Suite 102 East, Uxbridge, MA 01504

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 Lee Reservoir at 562 West Street, Uxbridge, Massachusetts, 01504. The proposed location on the USGS quadrangle sheet is at UTM Zone 19 coordinates 4657931N and 279792E.

AUTHORITY

Permits are required pursuant to:

- Section 10 of the Rivers and Harbors Act of 1899
 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 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.

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 Ted Lento at (978) 318-8863, (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 <http://www.nae.usace.army.mil>.

THIS NOTICE IS NOT AN AUTHORIZATION TO UNDERTAKE ANY WORK.



Karen Kirk Adams
Chief, Permits and Enforcement Branch
Regulatory Division

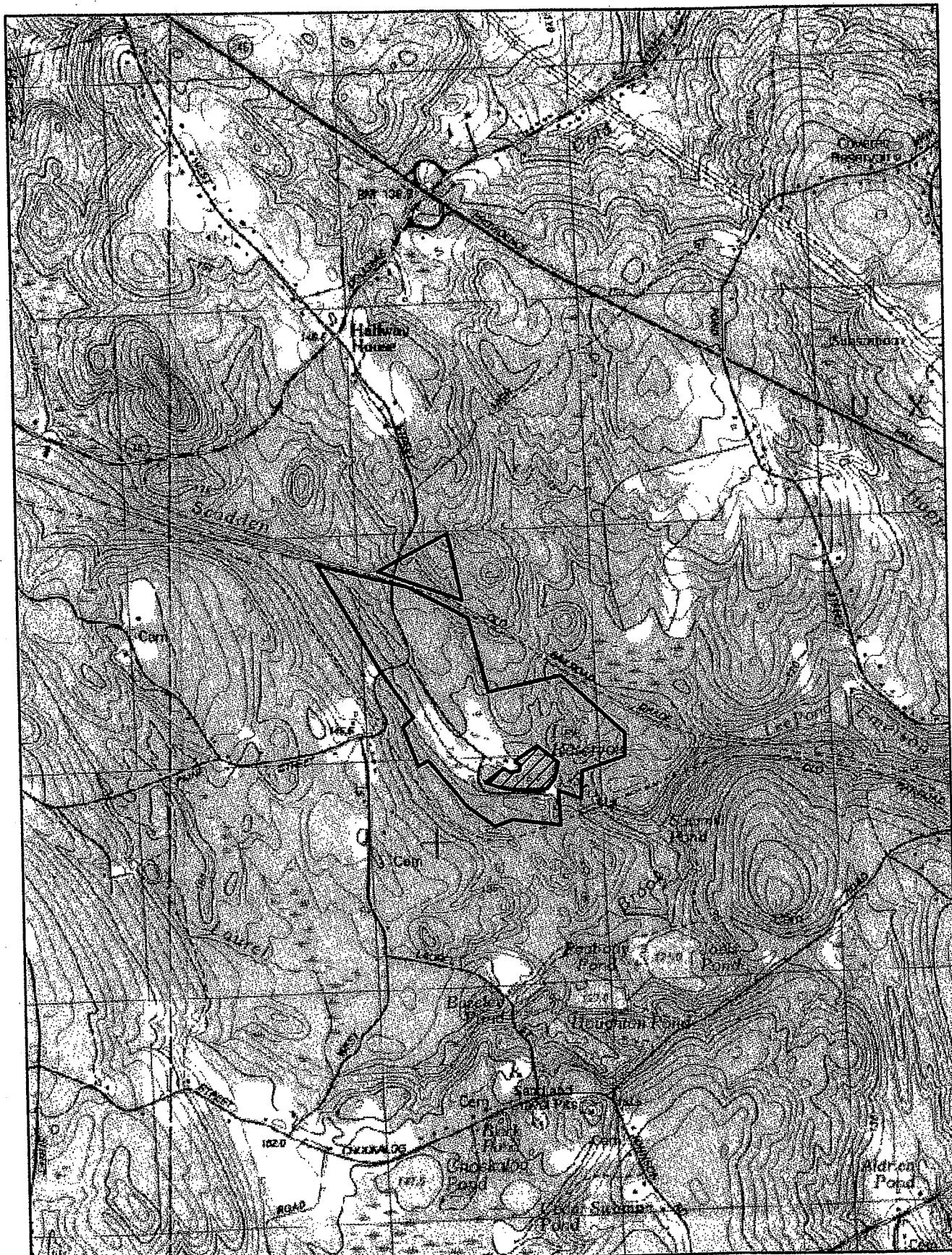
If you would prefer not to continue receiving Public Notices, please contact Ms. Tina Chaisson at (978) 318-8058 or e-mail her at bettina.m.chaisson@usace.army.mil. You may also check here () and return this portion of the Public Notice to: Bettina Chaisson, Regulatory Division, U.S. Army Corps of Engineers,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

NAME: _____
ADDRESS: _____

PROPOSED WORK AND PURPOSE

The work includes the discharge of fill material within 8.7 acres of the Lee Reservoir pond in Uxbridge, Massachusetts in conjunction with the proposed excavation to restore the manmade impoundment to original depths. In order for the excavation to occur in dry conditions, the pond would be partially dewatered by installation of water control structures in several locations. A earthen berm approximately 440 feet long with an 18 foot wide base and two feet high would be installed along the northern boundary of the pond to maintain wetland hydrology for the surrounding wetlands. In addition, flow from Scadden Brook that enters the pond from the westerly side will be diverted around the pond with bypass pumps that would maintain low flow conditions in Scadden Brook. Once the pond is partially dewatered, drag lines and mechanized equipment will be used to stockpile the excavated material within the dewatered portion of the pond for a minimum of 24 hours to dry and then will be transported off site for upland disposal. Some of the stockpiled organic material will be spread out within the pond after excavation is complete to aid in the restoration of the shallow and deep marsh habitat. Work would occur from July 1 to October 31 of any year in order to minimize impacts to habitat for the Wood Turtle and Mocha Emerald Dragonfly, both State listed species of special concern.

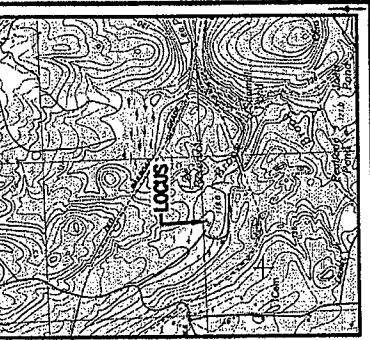
The project purpose is to improve the existing open water habitat for cold water trout. The current pond has water depths of one to seven feet and is dominated by water-shield, pond lily and invasive water milfoil. The proposed excavation would result in creation of deep and shallow areas varying from 2 feet to a maximum water depth of 30 feet, removal of the invasive vegetation and improvements to the habitat for cold water trout. The work is described on the enclosed plans entitled "HABITAT REVITALIZATION PLAN FOR ROD AND GUN CLUB REPLICATION, LLC" on eight sheets revised July 17, 2007.



Approximate Project Area

LOCUS
Uxbridge Rod & Gun Club
West Street

Prepared For:
Rod and Gun Club Replication, LLC
Jonathan Whipple, Manager
10 River Road, Suite 102 East



LOCUS MAP

PREPARED BY:

ANDREWS SURVEY & ENGINEERING, INC.
104 MENDON STREET
UXBRIDGE, MASSACHUSETTS 01569
(508)278-3897

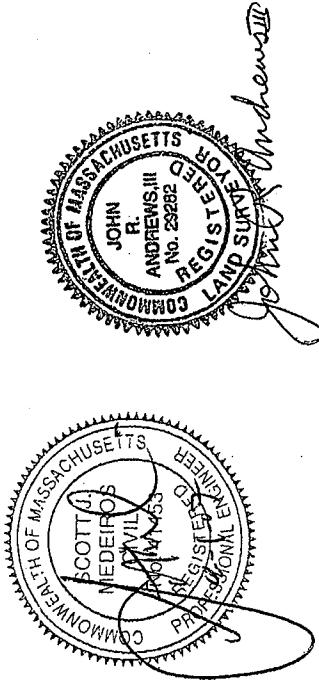
OWNER:

Rod & Gun Club, Inc.
West Road
Uxbridge, Massachusetts

- SHEET LIST:**
- 1 COVER SHEET
 - 1A PROPOSED BORINGS/SOIL SAMPLE PLAN
 - 1B ADDITIONAL NOTES AND DETAILS
 - 1C LOCUS AND LEGEND PLAN
 - 2 EXISTING CONDITIONS PLAN
 - 3 HABITAT REVITALIZATION PLAN
 - 4 GRADING PLAN
 - 5 PROFILE

APPLICANT:

Rod & Gun Club Replication, LLC
10 River Road, Suite 102 East
Uxbridge, Massachusetts



**HABITAT REVITALIZATION
PLAN FOR
UXBRIDGE ROD & GUN
CLUB INC.**

IN

**UXBRIDGE, MASS.
PREPARED FOR
ROD & GUN CLUB
REPLICATION, LLC**

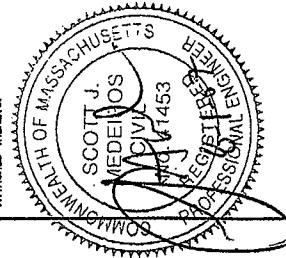
UXBRIDGE, MASSACHUSETTS

OWNER OF RECORD: URGENCE ROD AND GUN CLUB, INC.
URGENCE ASSESSES INFORMATION:
MAP NO. 101 1717-1543 2527 2527, 2527
SECTION 10, TOWNSHIP 10, RANGE 10, ADDRESSES
URGENCE, ZONING, NEIGHBORHOOD,
EXISTING ZONING, AGRICULTURAL,
INDUSTRIAL AREA, 2 ACRES,
WATER SOURCE, SEWERAGE, ROADWAYS,
FRONT, DEEP, SLOPES, SW, REAR, ADT
DEED REFERENCE:
DEED BY 5077, PA 106
DEED BY 4737, PC 106

SYMBOL LEGEND:

- PROPOSED BORING & SOIL SAMPLE LOCATION (TYPE)
- WATER SURFACE AFTER POND

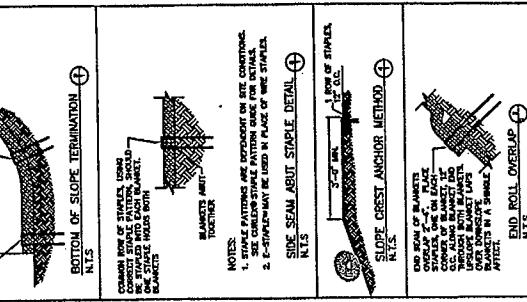
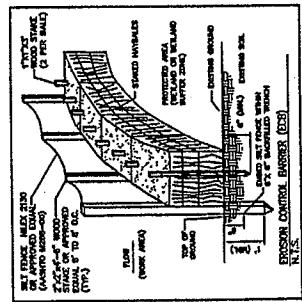
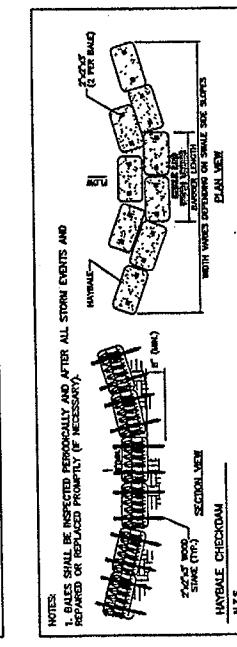
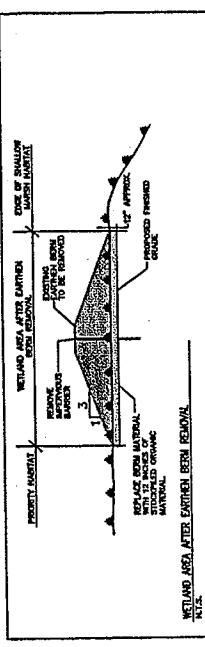
NOTE: SOIL SAMPLES TO BE COLLECTED & TESTED IN ACCORDANCE WITH ALL REQUIREMENTS STIPULATED IN THE 401 WATER QUALITY CERTIFICATE ISSUED BY THE MASS DEP AND ANY SPECIAL ATTACHED CONDITIONS



PLAN # (L-257)	
2006-HD	
REVISIONS	
REF ID:	ANDREW'S SURVEY
DATE:	ENGINEERING, INC.
REV:	10A MARION STREET
NAME:	WILBURG, MASSACHUSETTS 01660
TEL:	PREFED BUSINESS SELL, SALES PLAN



<p align="center">HABITAT REVITALIZATION PLAN FOR URBIDGE ROD & GUN CLUB INC. IN URBIDGE, MASS. PREPARED FOR ROD & GUN CLUB REPLICATION, LLC URBIDGE, MASSACHUSETTS</p> <p align="right">DATE: JUNE 16, 2007</p>	
<p align="center">DRAFTER: ROB ANDERSON URBIDGE ROD & GUN CLUB, INC. DESIGN ASSOCIATES: INTEGRATION, CUSTOM ENGINEERING, INC., WILMINGTON, MASSACHUSETTS, 01886 MAP NO. 34, LOT 111, 252A, 252B, 357, 3573 PARCEL AREA = 11025.1000</p>	
<p align="center">DRAWING NUMBER: 100-100-100 DRAWING TITLE: HABITAT REVITALIZATION PROJECT NUMBER: 100-100-100 DRAWING DATE: JUNE 16, 2007</p>	



Project Area: 310,060 square feet
Total Work Area: 7,644 square feet
Pond Associated with Temporary Berm: 392 cubic yards
Drainage Volume (Temporary Fill): 145,225 cubic yards
415,916 square feet
45,955 square feet
Disturbance to Land Underwater:
Disturbance to River Front Area:

All work will be completed during the low flow period (July 1–October 31) between 0730 and 1830.

b. Upon completion of erosion control and protection measures the water level within the pond will be managed via an existing water control structure (EL 92.35) found in the southeastern portion of the pond. The pond will be graded to a depth of 4 cubic yards per square acre of drainage area (depth = 4 feet), as measured at the outlet structure, or cut to a depth of approximately 1 foot below grade on a daily basis. Any water pumped into this area may be pumped north through a silt bag rock to prevent any sedimentation and erosion. This maximum target elevation for open water in this area will be elevation 97.10 during construction. In the event of an emergency water will need to be returned to the same elevation prior to the completion of the bypass structure detailed below.

c. The condition of the proposed berm will extend approximately between work areas #468 and #482. The berm will be approximately 15 feet wide and 2 feet high with an impervious barrier (40 millimeter poly or equal) found in the center of the berm. The impervious barrier will be installed to a depth of approximately 1 foot (EL 92.35) below grade. The berm will be seeded with a wetland seed mixture and covered with a geotextile material to facilitate stabilization during construction.

d. The berm will be directed north through a silt bag rock to prevent any sedimentation and erosion. This maximum target elevation for open water in this area will be elevation 97.10 during construction. In the event of an emergency water will need to be returned to the same elevation prior to the completion of the bypass structure detailed below.

e. The berm will be constructed with clean gravel in 3' lifts using M.I. 020 Type B gravel borrow. A total of 392 cubic yards of temporary fill will be used to construct the berm. The berm will be seeded with a wetland seed mixture and covered with a geotextile material to facilitate stabilization during construction.

f. Within 24 hours of when the water level in the pond is lowered to elevation 96.00 all temporary structures including the berm will be installed.

g. The condition of the proposed berm will extend approximately between work areas #468 and #482. The berm will be approximately 15 feet wide and 2 feet high with an impervious barrier (40 millimeter poly or equal) found in the center of the berm. The berm will be directed north through a silt bag rock to prevent any sedimentation and erosion. This maximum target elevation for open water in this area will be elevation 97.10 during construction. In the event of an emergency water will need to be returned to the same elevation prior to the completion of the bypass structure detailed below.

h. The berm will be constructed with clean gravel in 3' lifts using M.I. 020 Type B gravel borrow. A total of 392 cubic yards of temporary fill will be used to construct the berm. As a precautionary measure a check dam will be installed at the discharge of the water control structure.

i. To regulate flows to the project area from Scudder Brook one of two 18" culverts will be plugged. A 15' x 18' plate will be installed at the front of the remaining 48" culvert following approximately 6' opening between the top of the culvert and the top of the earth berm. This berm should function as temporary storage until the individual pumps within the freshwater wetland immediately north of the berm commence pumping.

j. The berm will be constructed with clean gravel in 3' lifts using M.I. 020 Type B gravel borrow. A total of 392 cubic yards of temporary fill will be used to construct the berm as detailed above.

k. Due to the temporarily restricted hydrology of the site continuous bypass pumping of the saltwater (Scudder Brook) is not anticipated. However, two five horsepower electric pumps with individual pumping capacity of 380 gallons per minute (22,800 gallons/hour) will be shared and used when necessary to pump water around the project area. Any water entering this structure will then be pumped around the project area to the water control structure in a southwesterly position of the pond or north of the controlled berm as detailed above.

l. After the pond has been drawn down to the ground area will have a storage capacity of 73,000,000 gallons between EL 92.35-96.0. If an extreme weather event is forecasted and during the construction of this project all construction equipment will be removed from the project area and the temporary dikes will be removed from the two 48" culverts allowing storm flow to readily re-enter.

m. If emergency contingency plan outlined in detail above is implemented as described and work will then continue.

n. A wildlife biologist will monitor all work associated with the inlet and outlet areas of the water control device. The following protocol will be implemented.

o. The inlet and outlet areas shall be searched for turtles immediately prior to construction activities in these areas. Any turtles encountered during these search shall be released in appropriate habitat near, but outside of, the construction area.

p. The wildlife biologist shall witness the construction of the water control device and take corrective action if the field, and monitor the effectiveness of the turtle exclusion device.

q. All state listed species encountered shall be reported to the NESP through a "Rare Animal Observation Report" within 10 days of the observation.

r. Daily logs of the wildlife biologist shall be sent to the NESP at the end of the project.

14. The water control structures will be closed and the turbidity curtain and frame will be removed. The turbidity curtain will be released to the existing wooden spithey found in the eastern portion of the project area. This turbidity curtain should function as the temporary measure intended to prevent turbid water (if present) from discharging as the pond refills and stabilizes.

15. All bypass structures including the berm will be removed. All material used to remove the berm will be removed and disposed of with the dredge spoils. Upon removal of the berm the previously rock-filled organic material will be spread over the footprint of the temporary berm area.

16. It is important to avoid that the project will not disturb any of the existing emergent plant life found around the perimeter of the pond.

17. It should be noted construction vehicles access to the project area will be established within the existing urbanized area associated with the clubhouse facility.

18. All proposed erosion controls will remain in place until all disturbed areas have stabilized and/or revegetated.

19. It is intended that the water elevation of the pond after construction will be the same as prior to construction, EL 97.35. This is a function of the existing wooden spillway located in the southeast corner of the pond.

Professional Oversight:
Watson Shure & Engineering, Inc.
Contact Person: Scott Whipple (Project Engineer)
Phone: (508) 277-2289
Fax: (508) 277-3103

Contractor:
Urban Source Services, Inc.
104 Mendon Street
Billerica, MA 01821
P.O. Box 311
Hammill, RI 02830
Contact Person: Tom Ringer (Project Manager)
Phone: (401) 568-7590

Notes:

1. STAKE PATTERN ARE INDICATED ON SITE CONDITIONS.
2. SEE CADD SYSTEM DRAWING FOR NEW SPANNERS.
3. E-STAKEWARE IS USED IN PLACE OF NEW SPANNERS.

N.T.S.

END OF SPANNERS

20. The pond will be filled with 22 additional soil samples from within the project area. These samples will be collected to collect 22 additional soil samples from within the project area. The results of these samples will be analyzed in accordance with the guidelines detailed in M.A. 314 CMR 910.7(2). The resultant data will be forwarded to Massachusetts Department of Wetlands and Waterways in Uxbridge, MA for review. No additional work associated with this project will take place until confirmation from the M.A. DWP is received allowing for the reuse of dredge spoil.

21. Subsequent to the additional sampling and approval from the M.A. DWP it is anticipated that the dredge material will be transported to a fill site. Upon receipt of M.A. DWP approval it is anticipated that the dredge material will be transported to a fill site. The dredge material will be transported to a fill site in accordance with the project area to be removed and transported to a fill site in accordance with the guidelines provided by the M.A. DWP.

22. Upon receipt of M.A. DWP approval it is anticipated that the dredge material will be transported to a fill site in accordance with the guidelines provided by the M.A. DWP. The dredge material will be transported to a fill site in accordance with the guidelines provided by the M.A. DWP.

23. Subsequent to the addition of the sediment analysis and the letter to the M.A. DWP detailing the information where the dredge material will be transported to will review the sediment analysis and provide a letter to the M.A. DWP as their commitment of dredging dredge material from this project. The M.A. DWP will be advised of the dredge material location for dredge disposal is identified by the applicant each time a letter is provided to the M.A. DWP stating their intended re-use based upon review of the sediment analysis.

24. Upon receipt of M.A. DWP approval it is anticipated that the dredge material will be transported to a fill site in accordance with the guidelines provided by the M.A. DWP. The dredge material will be transported to a fill site in accordance with the guidelines provided by the M.A. DWP.

25. Within 24 hours of when the water level in the pond is lowered to elevation 96.00 all temporary structures including the berm will be installed.

26. The condition of the proposed berm will extend approximately between work areas #468 and #482. The berm will be approximately 15 feet wide and 2 feet high with an impervious barrier (40 millimeter poly or equal) found in the center of the berm. The berm will be directed north through a silt bag rock to prevent any sedimentation and erosion. This maximum target elevation for open water in this area will be elevation 97.10 during construction. In the event of an emergency water will need to be returned to the same elevation prior to the completion of the bypass structure detailed below.

27. The berm will be constructed with clean gravel in 3' lifts using M.I. 020 Type B gravel borrow. A total of 392 cubic yards of temporary fill will be used to construct the berm. As a precautionary measure a check dam will be installed at the discharge of the water control structure.

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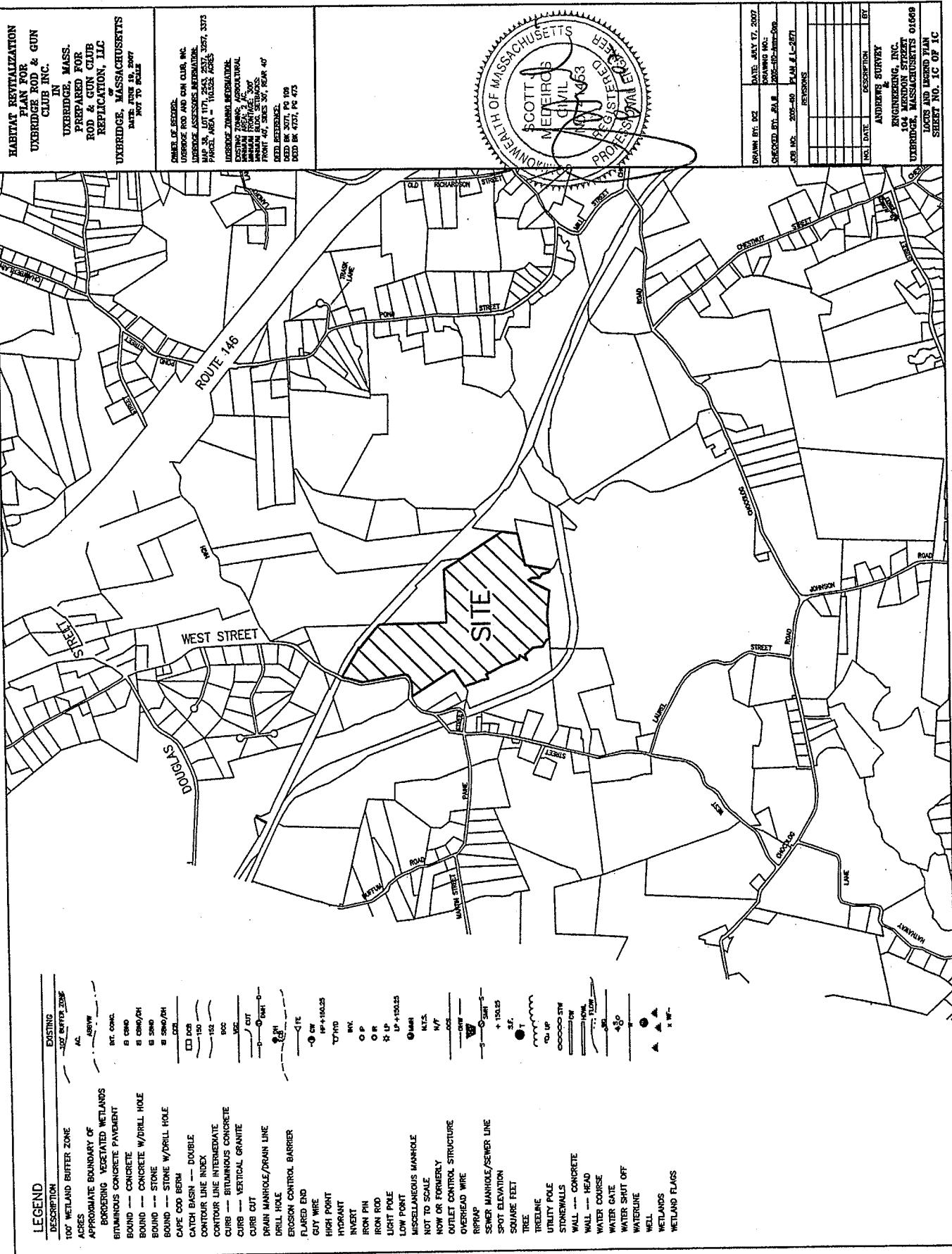
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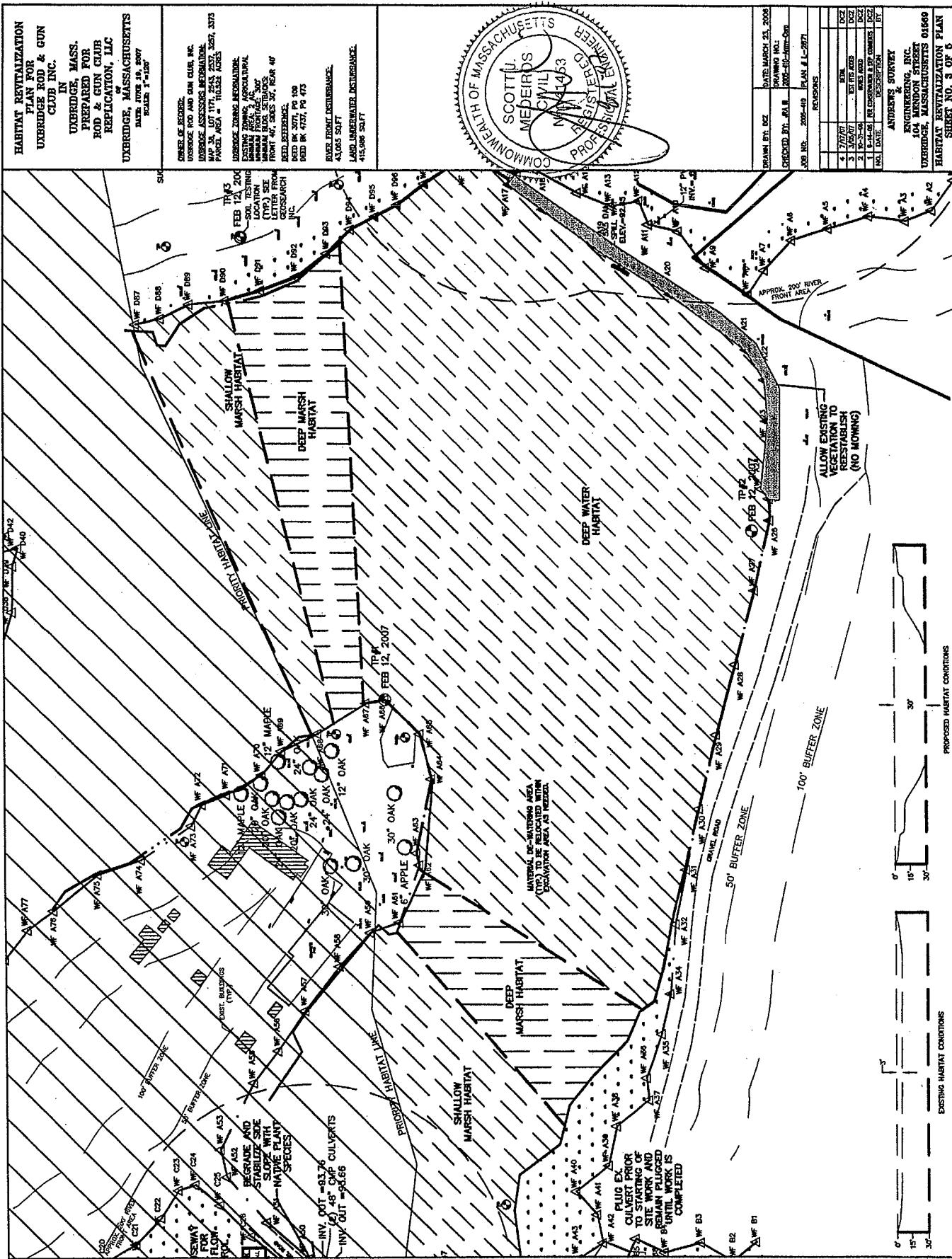
34. The inlet and outlet areas shall be searched for turtles immediately prior to construction activities in these areas. Any turtles encountered during these search shall be released in appropriate habitat near, but outside of, the construction area.

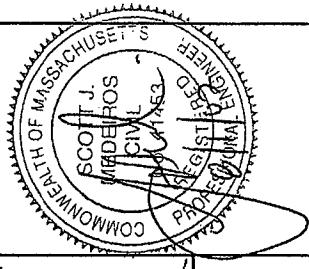
35. The wildlife biologist shall witness the construction of the water control device and take corrective action if the field, and monitor the effectiveness of the turtle exclusion device.

36. All state listed species encountered shall be reported to the NESP through a "Rare Animal Observation Report" within 10 days of the observation.

37. Daily logs of the wildlife biologist shall be sent to the NESP at the end of the project.







HABITAT REVITALIZATION
PLAN FOR
UXBRIDGE ROD & GUN
CLUB INC.
IN
UXBRIDGE, MASS.
PREPARED FOR
ROD & GUN CLUB
REPLICATION, LLC
UXBRIDGE, MASSACHUSETTS
DATE: MARCH 23, 2006
STATE: 1ST EDITION

OWNER OF RECORD:
 USR/RC RO AND GUN CLUB, INC.
USR/RC RO AND GUN CLUB, INC.
LIENS/CHARGES/ENCUMBRANCES:
 LOT 5A, LOT 117C, 2051, 2057, 2071,
 PARCEL 117C, 2051, 2057, 2071
LIENS/CHARGES/ENCUMBRANCES:
 CESTING ZONING, AGRICULTURAL
 MINIMUM BLDG. SIZE, 1000 SF
 MINIMUM BLDG. SETBACKS,
 FRONT 40, SIDE 30, REAR 40'
DEED REFERENCE:
 DEED BK 3071, PG 119
 DEED BK 4774, PG 473
REED FRONT INSURANCE:
 4400 SF
LAND UNDERWATER INSURANCE:
 411,906 SF

