



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

# PUBLIC NOTICE

696 Virginia Road  
Concord, MA 01742-2751

Date: October 2, 2007  
Comment Period Ends: November 2, 2007  
File Number: NAE-2007-2701  
In Reply Refer To: Rich Roach  
Or by e-mail: Richard.A.Roach @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: NH DOT Bureau of Aeronautics**

**ACTIVITY: Fill 5½ acres of wetlands in conjunction with the construction, marking and lighting of Taxiway A at Skyhaven Airport in Rochester, NH**

**Mitigation in the form of preservation of 200 acres of land, removal of two dams and improvements to two culverts carrying Clark Brook under White House Road and Old Dover Road has already been undertaken.**

A detailed description and plans of the activity are attached.

**Further information can be obtained by contacting Mr. Barry Hammer of Jacobs, Edwards and Kelcey at 603-666-7181.**

## **WATERWAY AND LOCATION OF THE PROPOSED WORK**

This work is proposed in the upper tributaries to the Cocheco River and the Salmon Falls River at Skyhaven Airport, Rochester, New Hampshire. The proposed location is on the USGS ROCHESTER, NH quadrangle sheet is at 43° 16' 58" N latitude, 070° 55' 45" W longitude

## **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.

#### **SECTION 106 COORDINATION**

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 States of Connecticut, Maine, Massachusetts, New Hampshire and Rhode Island have approved **Coastal Zone Management Programs**. Where applicable the applicant states that any proposed activity will comply with and will be conducted in a manner that is consistent with the approved Coastal Zone Management Program. By this Public Notice, we are requesting the State concurrence or objection to the applicant's consistency statement.

**CENAE-R**  
**FILE NO. NAE-2007-2701**

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

- (  ) Permit, License or Assent from State.
- (  ) Permit from Local Wetland Agency or Conservation Commission.
- (  ) 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 Rich Roach at (978) 318-8211, (800) 343-4789 ex. 211.

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 DO ANY WORK.**

*Michael L. Hutz* Delegated  
for Frank J. DelGiudice  
Chief, Permits & 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](mailto: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: \_\_\_\_\_

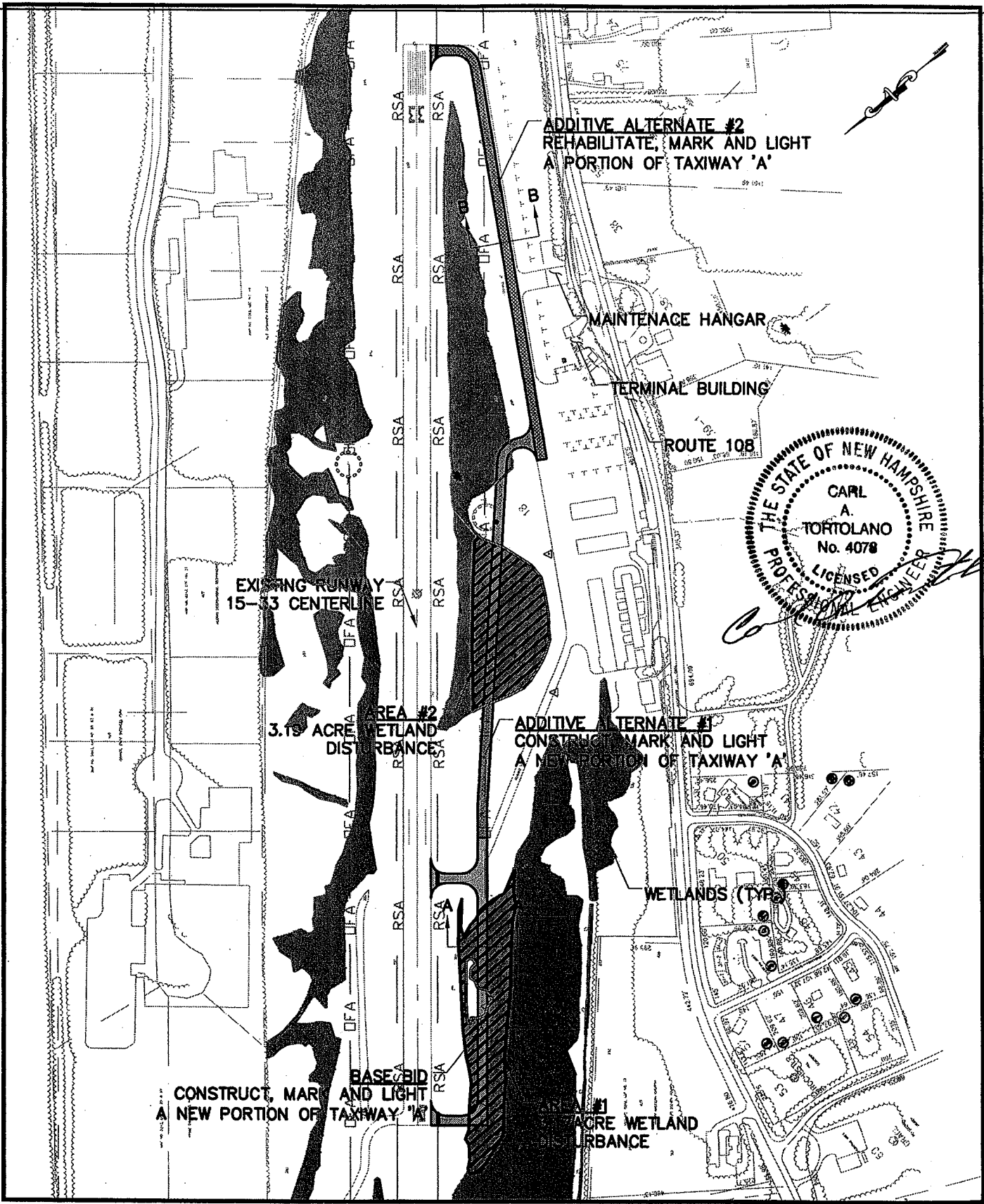
**CENAE-R**

**FILE NO. NAE-2007-2701**

**PROPOSED WORK AND PURPOSE**

The work includes the discharge of dredged or fill material for improving the airport by adding a taxiway. The work is described on the enclosed plans entitled SKYHAVEN AIRPORT, CONSTRUCT MARK AND LIGHT TAXIWAY 'A' on 3 sheets, and dated "5/11/07".



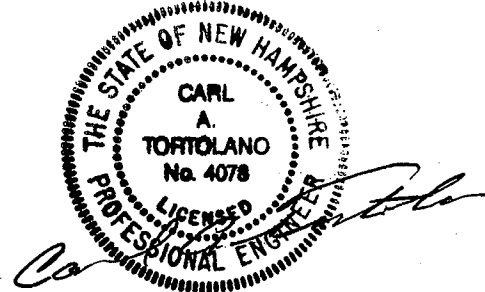
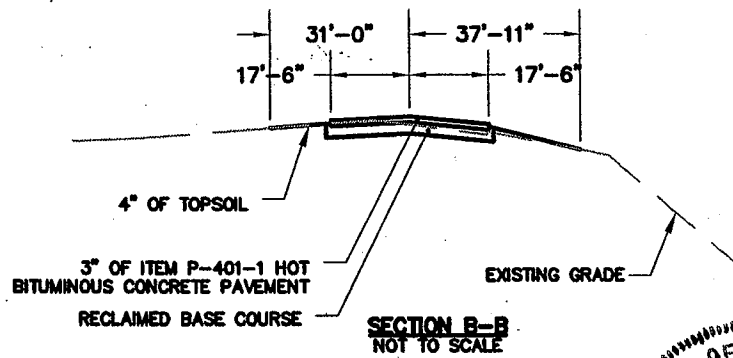
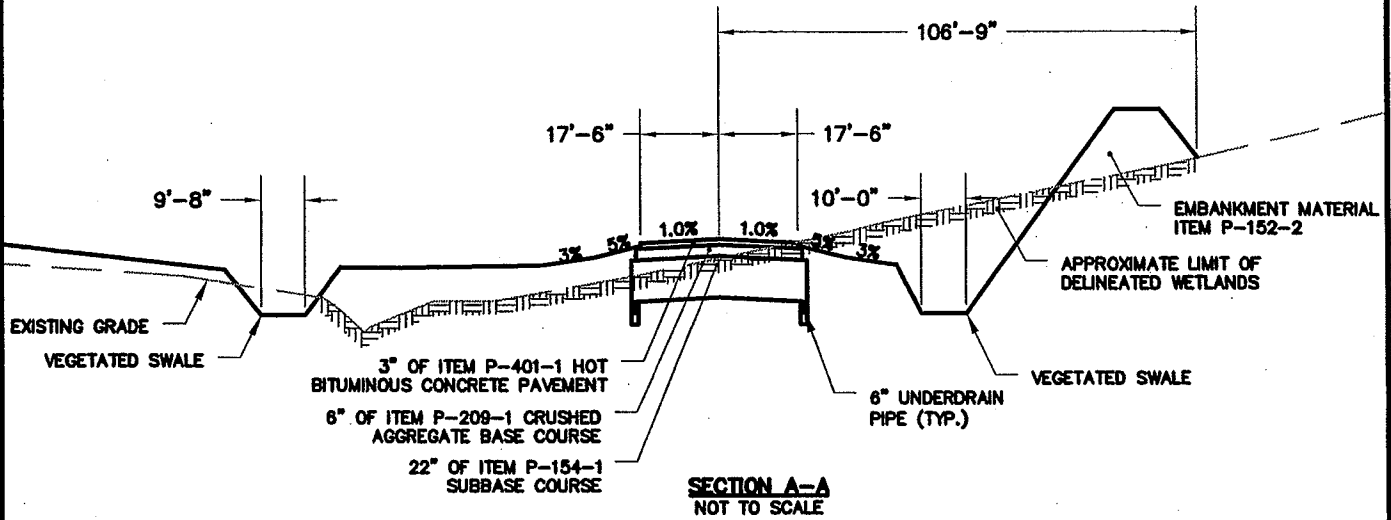


THE STATE OF NEW HAMPSHIRE  
 CARL  
 A.  
 TORTOLANO  
 No. 4078  
 LICENSED  
 PROFESSIONAL ENGINEER

**Edwards  
 AND Kelcey**  
 1 Sundal Avenue, Suite 410  
 Manchester, NH 03103  
 (603) 666-7181 fax-(603) 666-7185

SKYHAVEN AIRPORT  
 CONSTRUCT, MARK, AND  
 LIGHT TAXIWAY 'A'  
 GENERAL PLAN

DATE:	5/11/07
SCALE:	1" = 500'
FIG. NO.:	SK-2



**Edwards  
AND Kelcey**

1 Sundial Avenue, Suite 410  
Manchester, NH 03103  
(603) 666-7181 fax-(603) 666-7185

SKYHAVEN AIRPORT  
CONSTRUCT MARK, AND  
LIGHT TAXIWAY 'A'  
TYPICAL SECTIONS

DATE: 5/11/07

SCALE: NOT TO SCALE

FILE:

FIG. NO.: SK-3