

Public Notice

U.S. Army Corps of Engineers

Pittsburgh District

In Reply Refer to Notice No. below US Army Corps of Engineers, Pittsburgh District 1000 Liberty Avenue Pittsburgh, PA 15222-4186

Application No. LRP-2018-1208 Date: October 2, 2018

Notice No. 18-37

Closing Date: November 1, 2018

- 1. <u>TO ALL WHOM IT MAY CONCERN</u>: The following application has been submitted for a Department of the Army Permit under the provisions of Section 404 of the Clean Water Act.
- 2. <u>APPLICANT</u>: Lauderdale Estates Improvement Association

P.O Box 5241

Conneaut Lake, Pennsylvania 16316

- 3. <u>LOCATION</u>: Northern Access Canal (unnamed tributary to Conneaut Lake) from Route 18 to the mouth of Conneaut Lake including the marinas in Summit Township, Crawford County, Pennsylvania. Approximate center location of project is at 41.64352 N, -80. 309001W.
- 4. PURPOSE AND DESCRIPTION OF WORK: The Lauderdale Estates Improvement Association proposes to dredge approximately 2,500 feet of the Northern Access Canal from the mouth of Conneaut Lake to the bridge at Route 18. Maintenance dredging is proposed along the entire length including the adjacent marinas known as Marina 1, 2, and 3. Dredging will be by hydraulic dredging, except the first 175 feet, which will be conducted with a backhoe. The material removed will be placed on the adjacent upland property where it will be dried and land applied. Turbidity curtains will be utilized within the canal to control erosion and sedimentation entering the lake. The amount of area disturbed by the dredging is approximately 4.91 acres and the disposal area will cover approximately 5 acres for a total of just under 10 acres. The Location Map and Disposal Location area may be found at the following website by clicking on Public Notice number 18-37.

http://www.lrp.usace.army.mil/Missions/Regulatory/PublicNotices.aspx

5. <u>ENCROACHMENT PERMIT</u>: The applicant must obtain a Water Obstruction and Encroachment Permit (E20-605) which includes 401 Water Quality Certification from the:

Pennsylvania Department of Environmental Protection Northwest Regional Office 230 Chestnut Street Meadville, Pennsylvania 16335 CELRP-OP-F Public Notice No. 18-37

Telephone: 814-332-6945

6. <u>IMPACT ON NATURAL RESOURCES</u>: The applicant conducted a review of the Pennsylvania Natural Diversity Inventory (PNDI- 615111) which resulted in No Known Impact and No Further Review Required for the PA Game Commission and US Fish and Wildlife Service. The PA Fish and Boat Commission requested that a conservation measure be included to avoid in-stream work from March 1 to July 15. Coordination with the PA Department of Conservation and Natural Resources resulted in a response letter dated November 29, 2016 that No Impact is Anticipated with the inclusion of a conservation measure to 'clean all dredging equipment and vehicles thoroughly before they are brought on site. This will remove invasive plant seeds and other aquatic hitchhikers that may have been picked up at other sites'.

This Public Notice serves as a request to the U. S. Fish and Wildlife Service for any additional information they may have on whether any listed or proposed to be listed endangered or threatened species may be present in the area which would be affected by the activity, pursuant to Section 7(c) of the Endangered Species Act of 1972 (as amended).

- 7. <u>IMPACT ON CULTURAL RESOURCES</u>: The applicant conducted coordination with the Pennsylvania Historical and Museum Commission and received a clearance dated June 30, 2017 which indicates that the proposed project should have no effect on archaeological or above ground resources. If we are made aware, as a result of comments received in response to this notice, or by other means, of specific archeological, scientific, prehistorical, or historical sites or structures which might be affected by the proposed work, the District Engineer will immediately take the appropriate action necessary pursuant to the National Historic Preservation Act of 1966 Public Law 89-665 as amended (including Public Law 96-515).
- 8. <u>PUBLIC INVOLVEMENT</u>: Any person may request, in writing, within the comment period specified in the paragraph below entitled "RESPONSES," that a public hearing be held to consider this application. The requests for public hearing shall state, with particularity, the reasons for holding a public hearing.
- 9. <u>EVALUATION</u>: Interested parties are invited to state any objections they may have to the proposed work. The decision whether to issue a permit will be based on an evaluation of the probable impact including cumulative impacts 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 reasonably may be expected to accrue from the proposals 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, historic properties, fish and wildlife values, flood hazards, flood plain values, land use, navigation, shoreline erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production, mineral needs, considerations 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.

CELRP-OP-F Public Notice No. 18-37

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 overall public interest of the proposed activity. The evaluation of the impact of the activity on the public interest will include application of the guidelines promulgated by the Administrator, Environmental Protection Agency, under the authority of Section 404(b) of the Clean Water Act (40 CFR Part 230).

10. <u>RESPONSES</u>: A permit will be granted unless its issuance is found to be contrary to the public interest. Written statements concerning the proposed activity should be received in this office on or before the closing date of this Public Notice in order to become a part of the record and to be considered in the final determination. Any objections which are received during this period may be forwarded to the applicant for possible resolution before the determination is made whether to issue or deny the requested DA Permit. All responses to this notice should be directed to the Regulatory Branch, attn Matthew Mason at the above address, by telephoning (412) 395-7129, or by e-mail at Matthew.R.Mason@usace.army.mil.

Please refer to CELRP-OP-F 2018-1208 in all responses.

FOR THE DISTRICT ENGINEER:

// signed //

Tyler Bintrim North Branch Chief, Regulatory Division

