

# 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. 2010-1440

Date: March 21, 2013

Notice No. 13-12

Closing Date: April 22, 2013

- TO ALL WHOM IT MAY CONCERN:** The following LaMothe Hollow stream restoration project has been submitted by the West Virginia Department of Environmental Protection (WVDEP) for approval under the West Virginia In-Lieu Fee Program (WVILFP). A Nationwide Permit 27 has been previously issued for this project on February 8, 2013.
- APPLICANT:** Glenn McLernon  
WV In-Lieu Fee Coordinator (Stream and Wetland Mitigation)  
West Virginia Department of Environmental Protection  
601 57th Street, SE  
Charleston, WV 25304
- LOCATION:** The stream restoration work will be completed on unnamed tributary to Upper Shavers Fork River, located within the Tygart Valley Primary Service Area in Spruce, Pocahontas County, West Virginia.
- PURPOSE AND DESCRIPTION OF WORK:** The WVDEP proposes to restore 490 linear feet (lf) of stream channel and replace a 40 lf single barrel culvert 2 lf in diameter with a 40 lf single barrel culvert 5 ft in diameter and two 40 lf culverts 3 ft in diameter on each side to carry high flow. In addition to the above mentioned channel enhancement, the project will also restore wild trout migration upstream into Unnamed Tributary to Upper Shavers Fork River. Please see attached drawings.
- WEST VIRGINIA CERTIFICATION:** The West Virginia Department of Environmental Protection has issued 401 Water Quality Certification on September 8, 2010.
- IMPACT ON NATURAL RESOURCES:** The West Virginia Division of Natural Resources has issued a letter indicating no effect on Threatened or Endangered species on September 2, 2010. The District Engineer has consulted the most recently available information and has determined that the project will have no effect on endangered species or threatened species, or result in destruction or adverse modification of habitat of such species which has been determined to be critical. While concurrence with this determination is not required, 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. IMPACT ON CULTURAL RESOURCES: The West Virginia Division of Culture and History has issued a letter indicating no impact to historic and archeological resources on September 10, 2013. The National Register of Historic Places has been consulted, and it has been determined that there are no properties currently listed on the register which would be directly affected by the proposed work. 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. PUBLIC INVOLVEMENT: 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 proposed West Virginia In-Lieu Fee Project. The requests for public hearing shall state, with particularity, the reasons for holding a public hearing.

9. EVALUATION: Interested parties are invited to state any objections they may have to the proposed WVILF project.

10. RESPONSES: This project will be authorized under the existing WVILF Instrument 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 approve as an ILF project. All responses to this notice should be directed to the Regulatory Branch, attn Donald Bole at the above address, by telephoning (412) 395-7576, or by e-mail at Donald.R.Bole@usace.army.mil Please refer to File 2010-1440 in all responses.

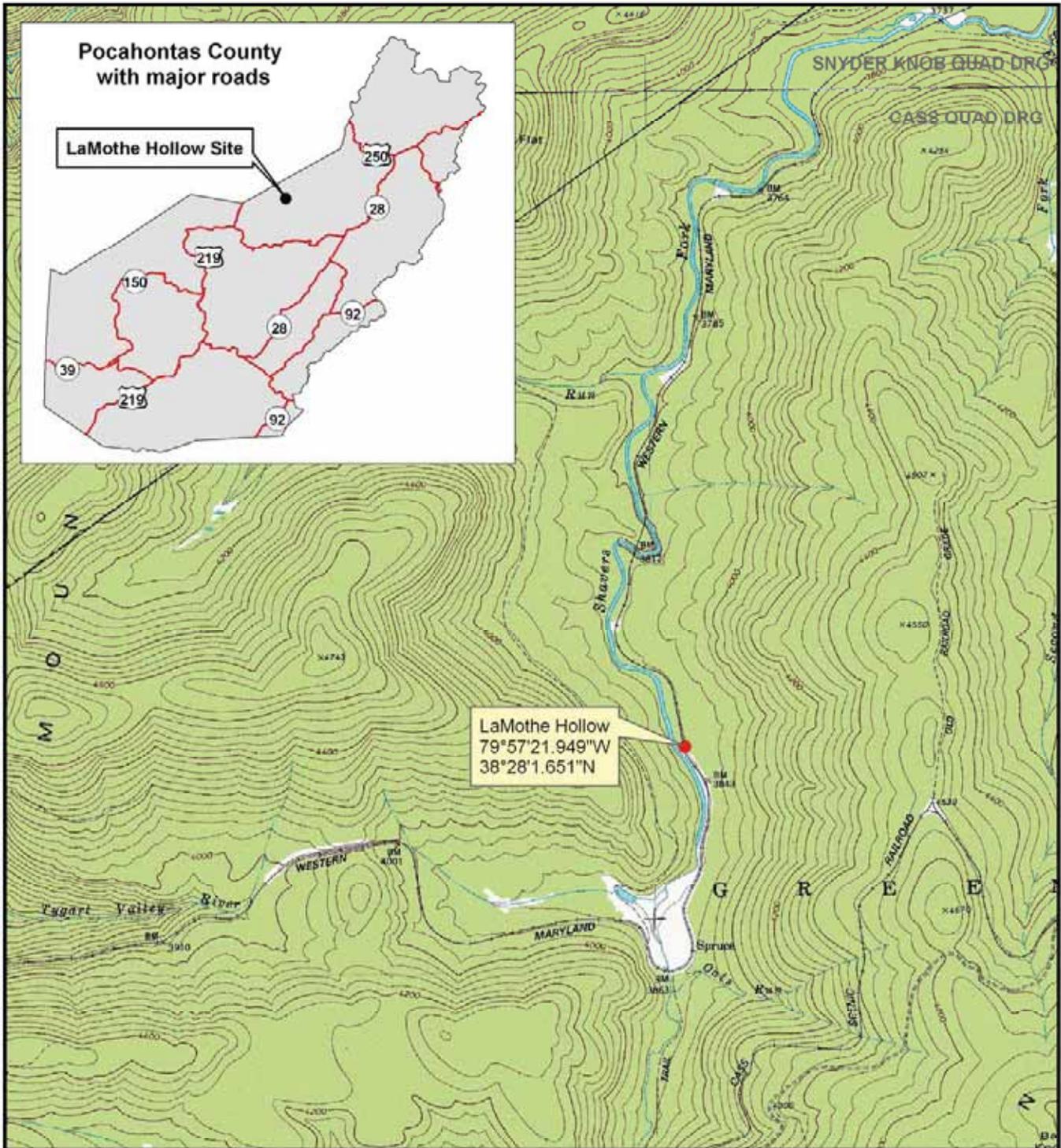
FOR THE DISTRICT ENGINEER:

/SIGNED/

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Jon T.Coleman  
Chief, Southern Section  
Regulatory Branch

VICINITY MAPS (Block 16)

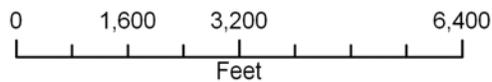


Canaan Valley Institute

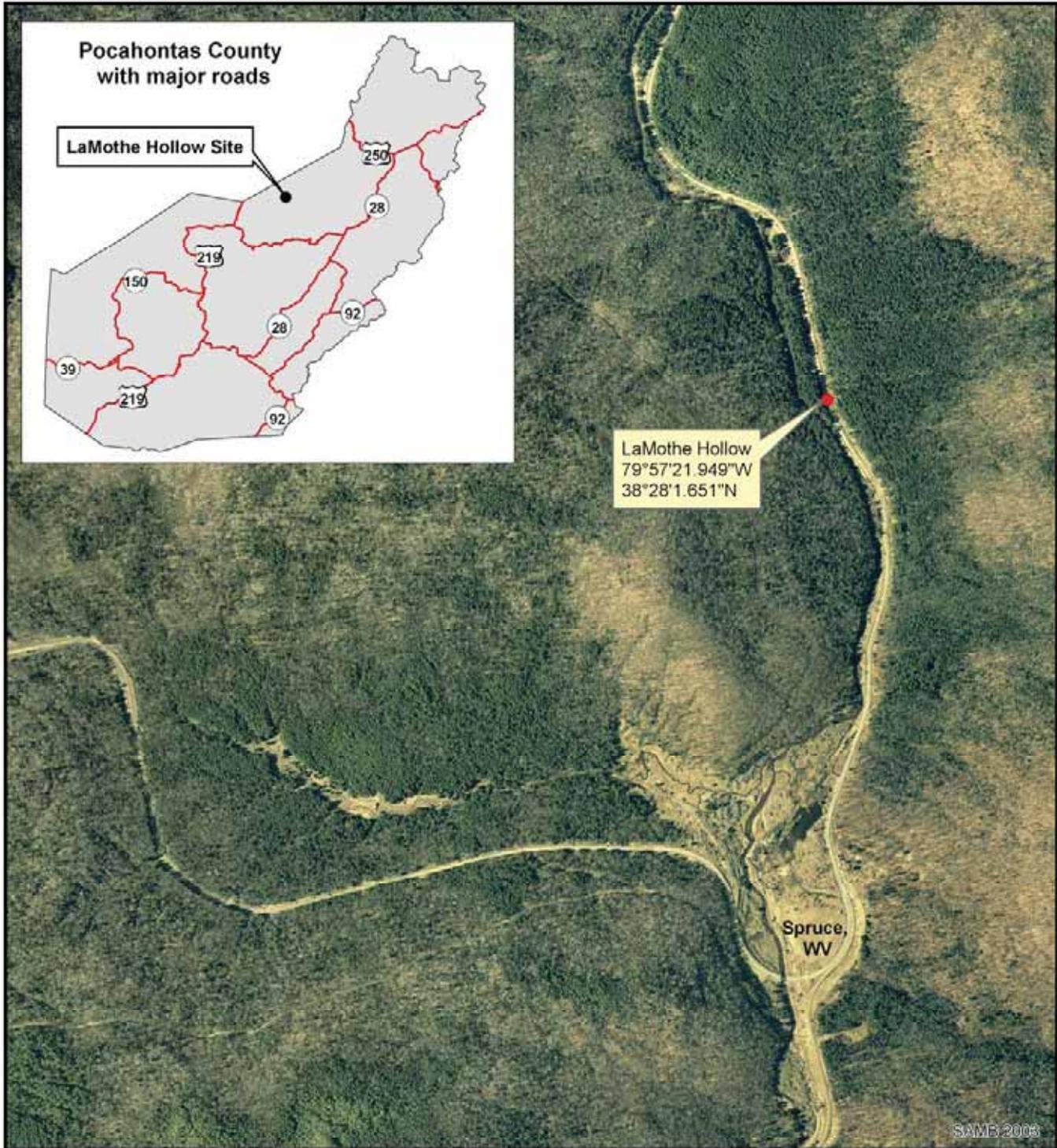


494 RiverStone Road, Davis, WV 26260  
 P: 1.800.922.3601 | F: 304.259.4759

Vicinity Map: LaMothe Hollow Site



Pocahontas County,  
 West Virginia



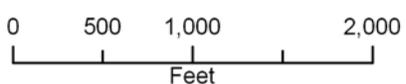
SAMB 2006

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Pocahontas County,  
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# Proposed Lamothe Culvert Replacement

