



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
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Application No. 2002-560

Date: March 9, 2007

Notice No. 07-10

Closing Date: March 30, 2007

1. TO ALL WHOM IT MAY CONCERN: The following application has been submitted for a Department of the Army Permit under the provisions of Section 404 of the Clean Water Act (33 U.S.C. 1344).

2. APPLICANT: Bradford Economic Redevelopment Corporation
PO Box 490
20 Russell Boulevard
Bradford, PA 16701

AGENT:

Lee-Simpson Associates, Inc.
203 West Weber Avenue
PO Box 504
DuBois, PA 15801

3. LOCATION: in unnamed tributaries to and wetlands adjacent to Lafferty Run, and Kendall Creek near Bradford, McKean County, Pennsylvania.

4. PURPOSE AND DESCRIPTION OF WORK: The applicant is proposing to construct Phases 3, 4 and 5 of the Lafferty Hollow Industrial Park. Phases 1 and 2 were advertised under Public Notice 03-51 dated September 22, 2003 but the State 401 Water Quality Certification was never issued. (Phases 1 and 2 included construction of a temporary access drive, a "T" access drive and preparation of Lots J, K, and L. Phases 1 and 2 impacts include: 14 wetlands totaling 1.17 acres and 3,111 linear feet of streams. These streams were impacted without a permit.) Phases 3, 4 and 5 will impact an additional 21 wetlands, 1.29 acres, and an additional 3,800 linear feet of streams (all 5 Phases will impact 2.46 acres of wetlands and 6,911 linear feet of stream). An access road that will span Kendall Creek with a 75 foot bridge will temporarily impact 0.04 acre of wetlands. A minimum of 3.26 acres of palustrine emergent and scrub/shrub

wetlands will be created on-site (0.44 acre is for surface water resources impacts). An area of approximately 70 acres along Kendall Creek and Lafferty Run will be designated as a Natural Resource Conservation Area and will be placed in a conservation easement. This area will include approximately 6, 283 linear feet of stream channel and approximately 14.25 acres of wetlands. Stream mitigation includes: redesigning the relocated streams using natural stream channel design with anastomosing channels, bank stabilization and plantings. Drawings of the proposed project are attached to this notice.

5. ENCROACHMENT PERMIT: The applicant is required to obtain an encroachment permit which includes State 401 Water Quality Certification from the:

Pennsylvania Department of Environmental Protection
Northwest Regional Office
Soils and Waterways Section
230 Chestnut Street
Meadville, Pennsylvania 16335

Telephone: 814-332-6942

6. IMPACT ON NATURAL RESOURCES: The District Engineer has consulted the most recently available information and has determined that the project is not likely to affect the continued existence of any endangered species or threatened species, or result in the destruction or adverse modification of habitat of such species which has been determined to be critical. 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 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 application. 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 work. The decision whether to issue a permit will be based on an evaluation of the

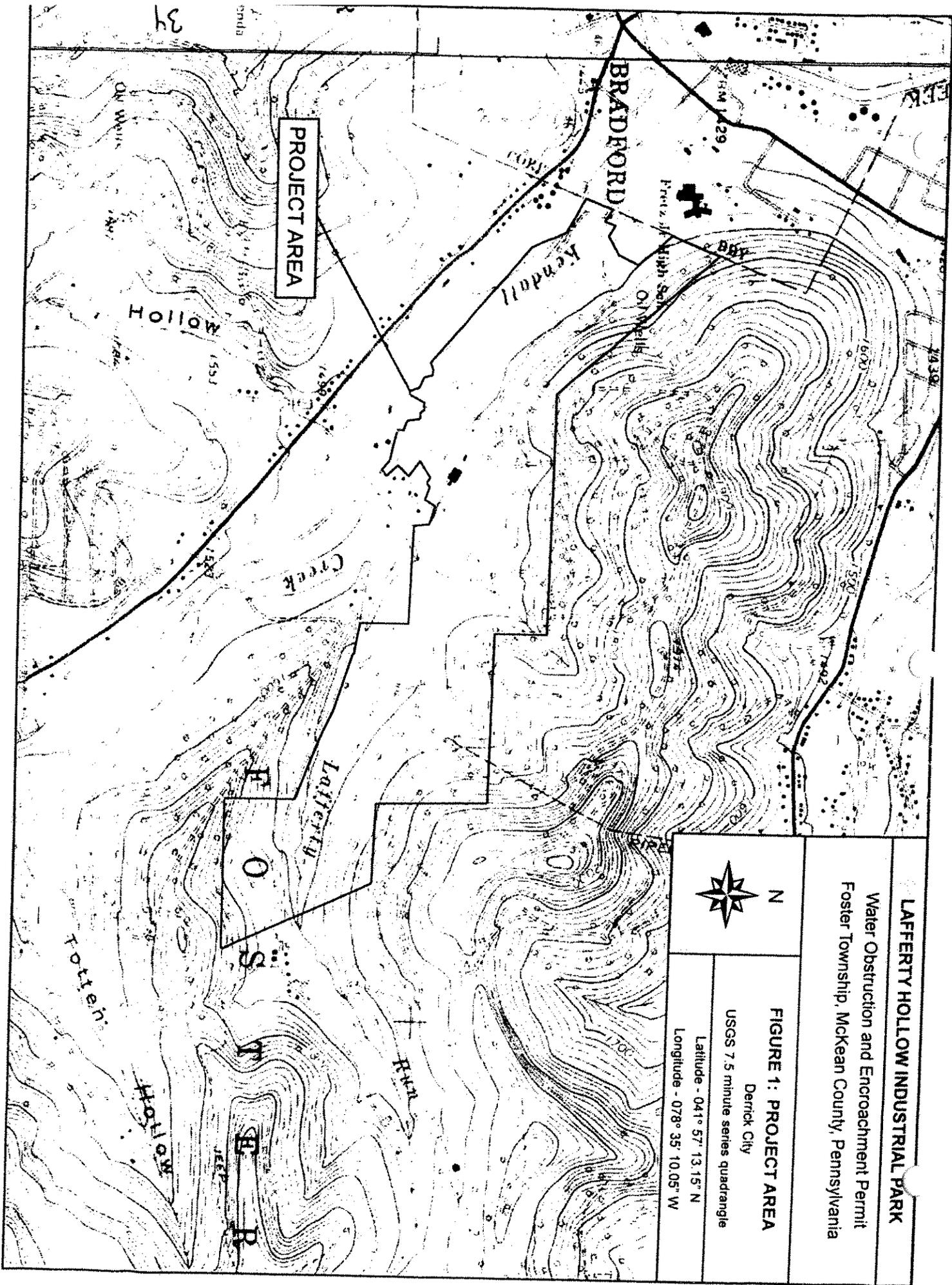
probable impact including cumulative impacts of the proposed activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefit which reasonably may be expected to accrue from the proposals must be balanced against 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. 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. RESPONSES: 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 Nancy Mullen, at the above address, by telephoning (412) 395-7170, or by e-mail at Nancy.J.Mullen@lrp02.usace.army.mil. Please refer to CELRP-OR-F 200200560 in all responses.

FOR THE DISTRICT ENGINEER:

//SIGNED//

Michael J. Cummings, Jr.
Chief, Regulatory Branch



LAFFERTY HOLLOW INDUSTRIAL PARK

Water Obstruction and Encroachment Permit
 Foster Township, McKean County, Pennsylvania



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FIGURE 1: PROJECT AREA

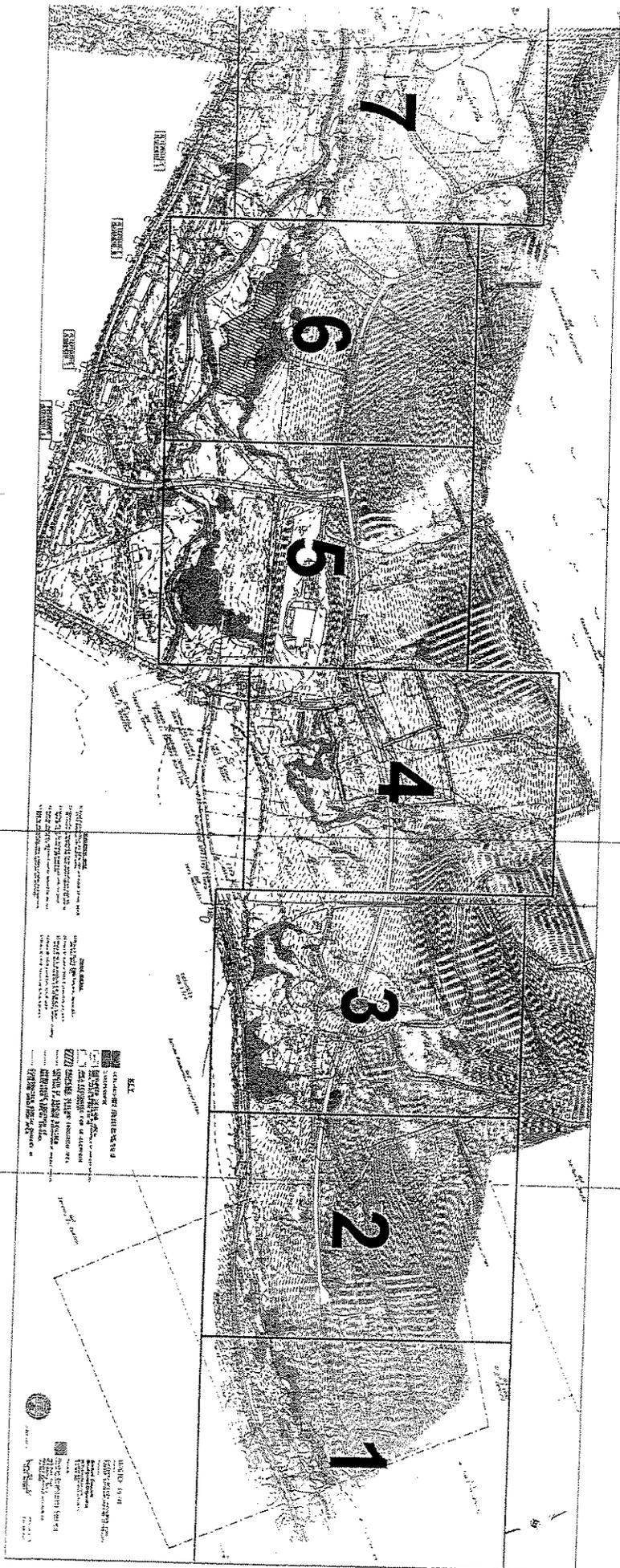
Derrick City

USGS 7.5 minute series quadrangle

Latitude - 041° 57' 13.15" N

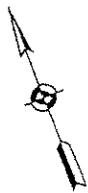
Longitude - 078° 35' 10.05" W

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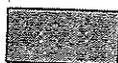


INDEX SHEET

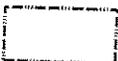
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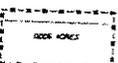
KEY



WETLANDS: TOTAL WETLANDS ON SITE 16.56 AC.
TOTAL WETLANDS OFF SITE 2.16 AC.



WATERCOURSE



DISTURBED WETLAND AREA:
(SEE TABLE 1 IN ENCLOSURE D: DESCRIPTION OF PROJECT IMPACTS)
TOTAL IMPACT ON SITE 2.46 AC.



AREA DESIGNATED FOR DEVELOPMENT
(APPROXIMATE ACREAGE)



PROPOSED WETLAND MITIGATION AREA
(APPROXIMATELY 3.5 ACRES)



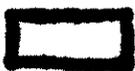
LENGTH OF STREAM IMPACTED
(SEE TABLE 2 IN ENCLOSURE D: DESCRIPTION OF PROJECT IMPACTS)



APPROXIMATE LOCATION OF
RELOCATED STREAM CHANNEL



CONSTRUCTED STREAM CHANNEL IN
WETLAND MITIGATION AREA



DESIGNATED CONSERVATION AREA

MASTER PLAN

Situated In:

LAFFERTY HOLLOW INDUSTRIAL PARK
FOSTER TOWNSHIP, MCKEAN COUNTY, PA

Prepared For:

Bradford Economic
Development Corporation
20 Russell Boulevard
Bradford, Pennsylvania 16701
(814) 368-7170

Prepared By:

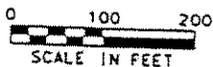


Mackin Engineering Company

RDC Park West
87 Industry Drive
Pittsburgh, Pennsylvania 15275-1015
(412) 788-0472



SHEET 1 OF 1



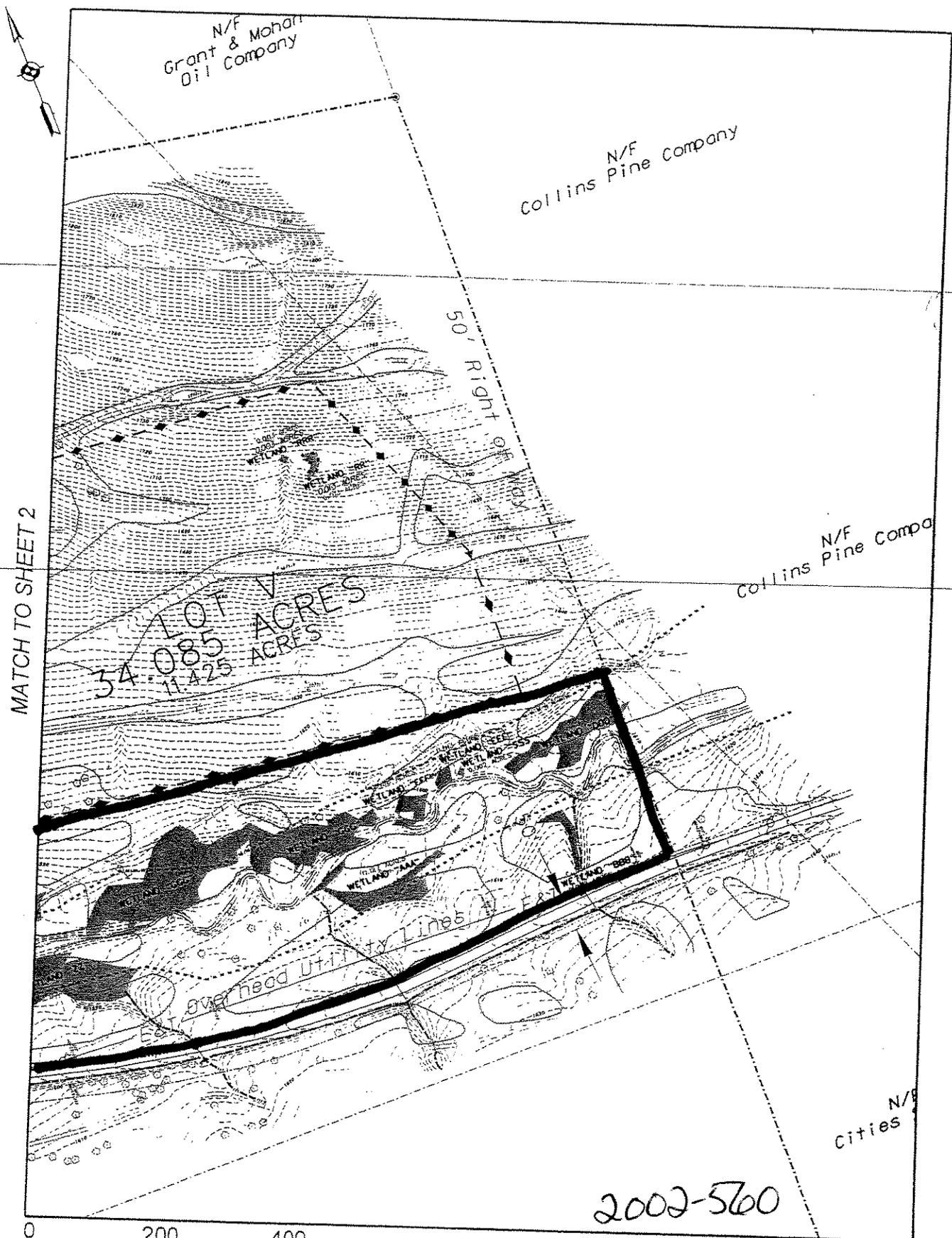
SCALE IN FEET

APRIL 29, 2003

DWG ENVIRO2

2002-560

LEGEND



MATCH TO SHEET 2

N/F Grant & Mohan Oil Company

Collins N/F Pine Company

50' Right of Way

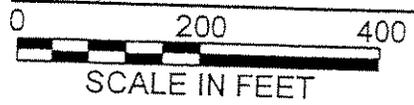
Collins N/F Pine Company

LOT V
34.085 ACRES
11.425 ACRES

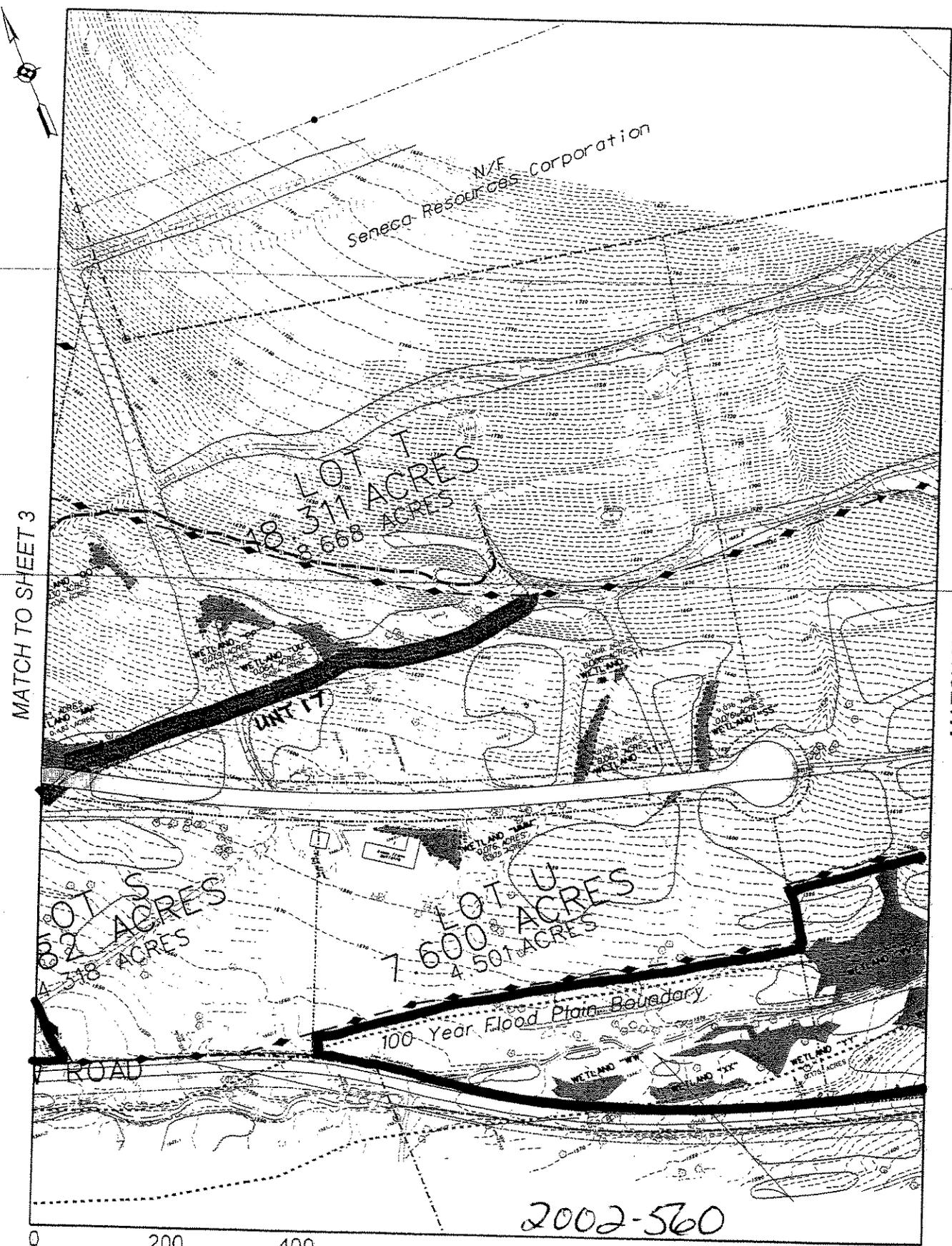
Everhead Utility Lines

Cities N/F

2002-560



SHEET 1



N/F Corporation
Seneca Resources Corporation

LOT T
311 ACRES
8,668 ACRES

UNIT 17

LOT S
82 ACRES
4,518 ACRES

LOT U
7,600 ACRES
4,501 ACRES

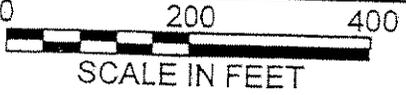
100 Year Flood Plain Boundary

ROAD

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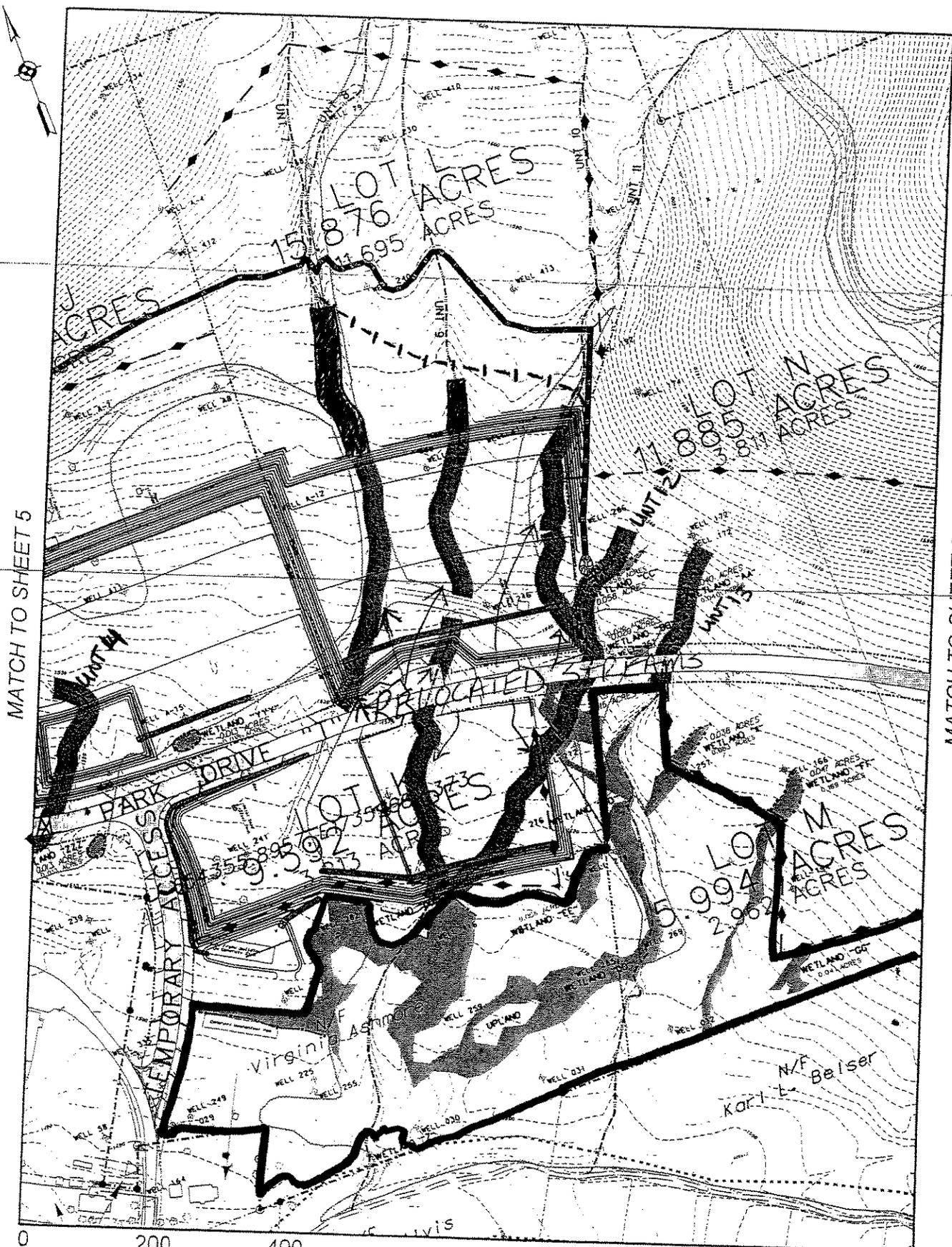
MATCH TO SHEET 3

MATCH TO SHEET 1



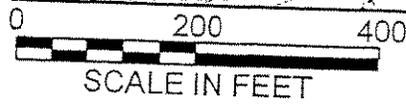
SCALE IN FEET

SHEET 2



MATCH TO SHEET 5

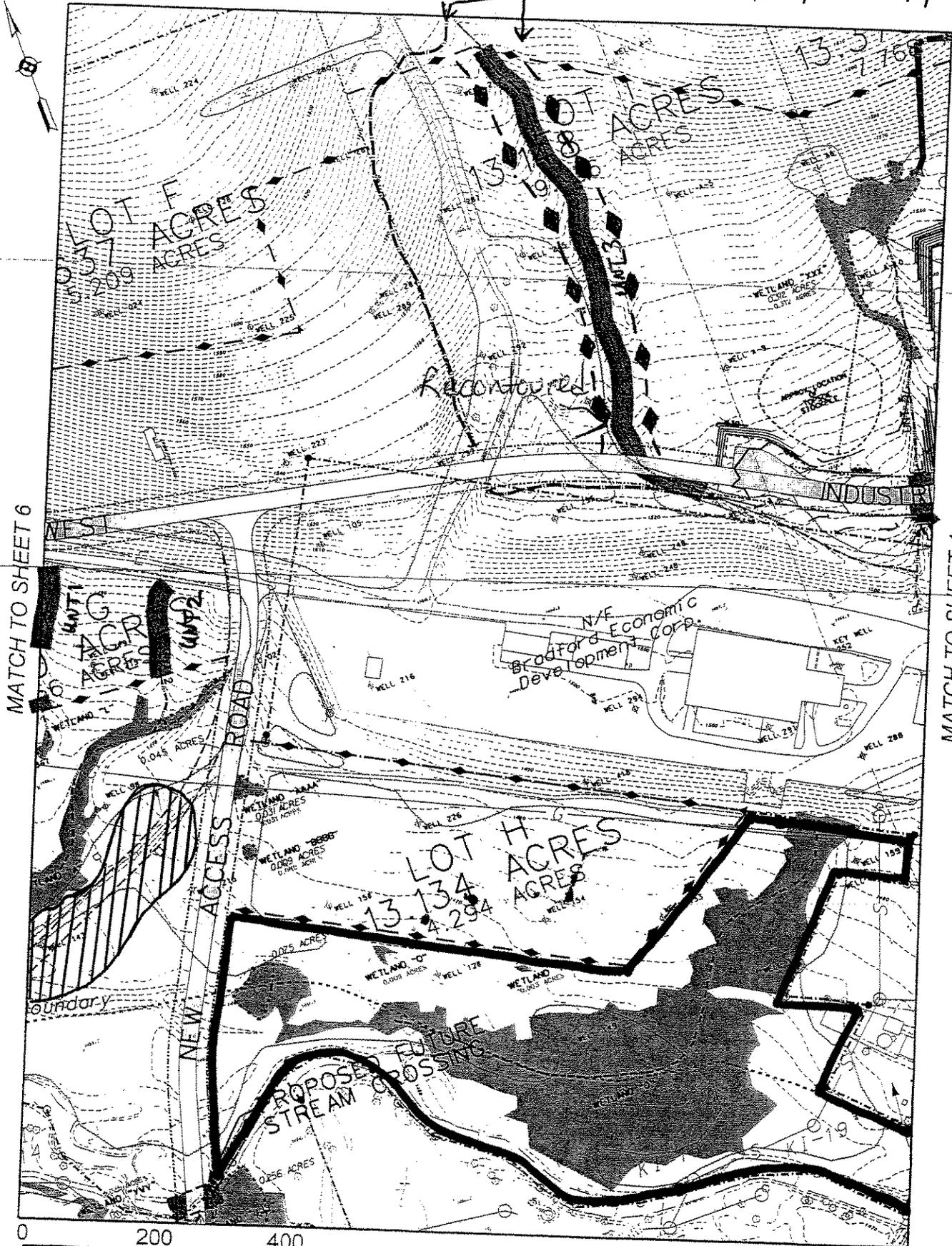
MATCH TO SHEET 3



2002-560

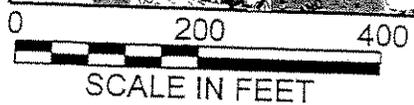
SHEET 4

LOT LINES MOVED -
RELOCATION NOT NECESSARY



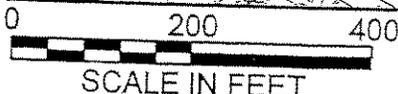
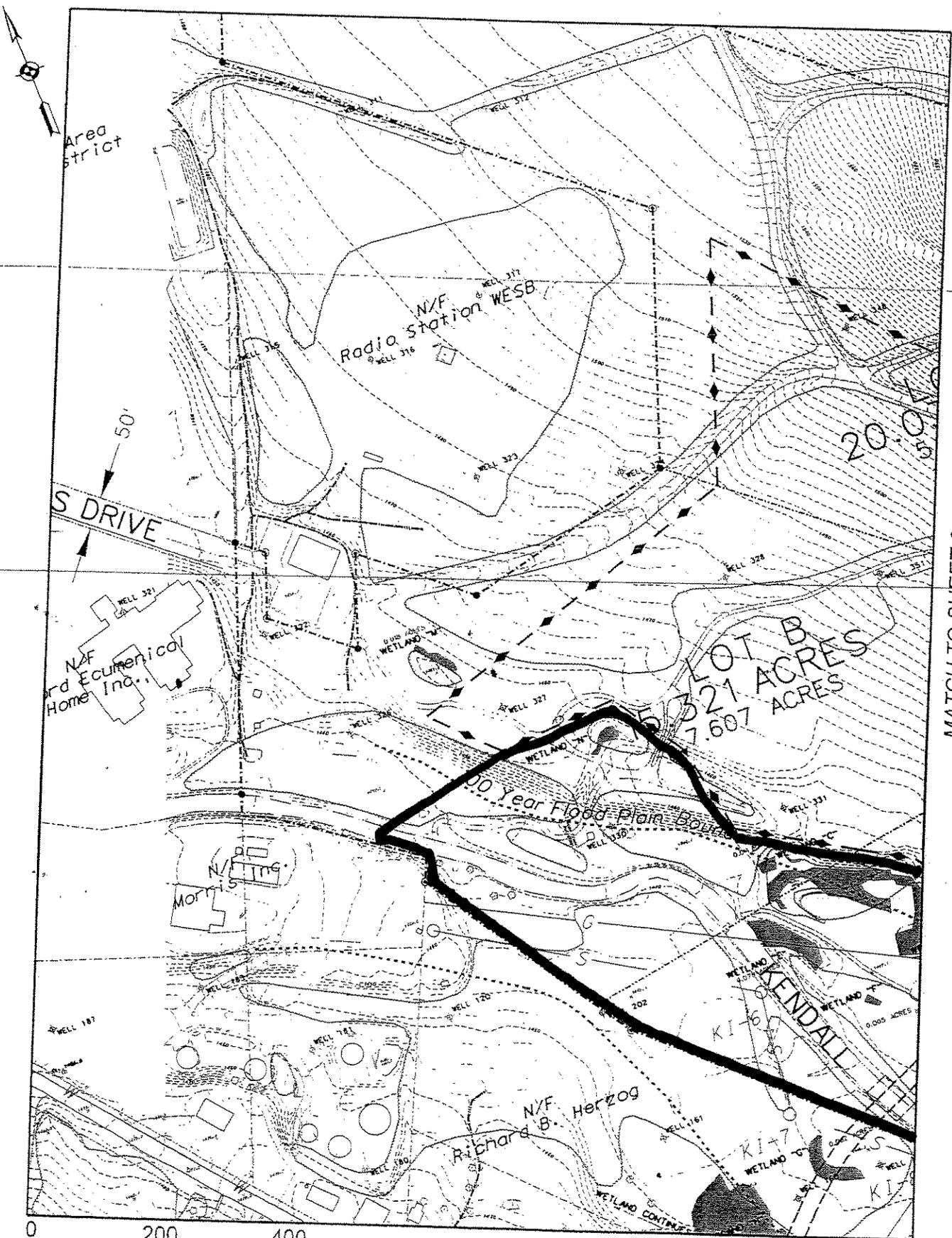
MATCH TO SHEET 6

MATCH TO SHEET 4



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SHEET 5



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SHEET 7

MATCH TO SHEET 6