



**U.S. Army Corps  
of Engineers**  
Pittsburgh District

# Public Notice

In Reply Refer to  
Notice No. below

US Army Corps of Engineers, Pittsburgh District  
1000 Liberty Avenue  
Pittsburgh, PA 15222-4186

Application No. 2007-1177

Date: October 11, 2007

Notice No. 07-47

Closing Date: November 10, 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: High Tech Corridor Development, LLC  
30 Columbia Boulevard  
Clarksburg, WV 26301
3. LOCATION: in Thomas Fork, within the Upper West Fork River Basin (HUC 5020002), near Bridgeport, in Harrison County, West Virginia. The proposed facility is located approximately at Latitude 39'20'33" and Longitude 80'13'24".
4. PURPOSE AND DESCRIPTION OF WORK: The applicant is proposing to construct a commercial development on approximately 14.52 acres at the intersection of Interstate I-79 and State Highway 73. The proposed construction includes a 15,000 square foot convenient store and fueling center. The proposed development will relocate approximately 1,466 linear feet (LF) of Thomas Fork on-site and impact approximately 0.69 acres of palustrine emergent wetlands. Wetland impacts will be mitigated for at a 2:1 ratio. Compensatory mitigation has been discussed with the applicant and a plan is being developed. Drawings of the proposed project are attached to this notice.
5. WEST VIRGINIA CERTIFICATION: This permit decision will not be made until the State of West Virginia, Division of Environmental Protection (WVDEP), issues, denies, or waives State Certification. This public notice does not serve as application

to the WVDEP for certification required by Section 401 of the Clean Water Act. The applicant must apply directly to the WVDEP for individual water quality certification. The WVDEP will also consider whether or not the proposed activity will comply with sections 301, 302, 303, 306, 307 of the Clean Water Act or any other appropriate State laws. Any person wishing to comment, provide information, and/or request a public hearing concerning certification for this project should write to the:

West Virginia Department of Environmental Protection  
Division of Water & Waste Management  
401 Certification Program  
601 57th Street SE  
Charleston, West Virginia 25304  
Telephone: 304-926-0495

Re: Public Notice CELRP-OP-F No 07-47.

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 (USFWS) 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.

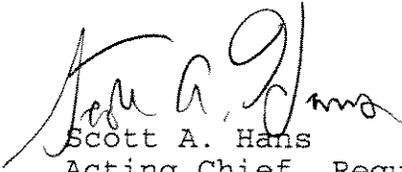
9. EVALUATION: Interested parties are invited to state any objections they may have to the proposed work. The decision whether to issue a permit will be based on an evaluation of the probable impact including cumulative impacts of the proposed activity on the public interest. That decision will reflect 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 Allen Edris, at the above address, by telephoning (412) 395-7158, or by e-mail at

CELRP-OP-F  
Public Notice No. 07-47

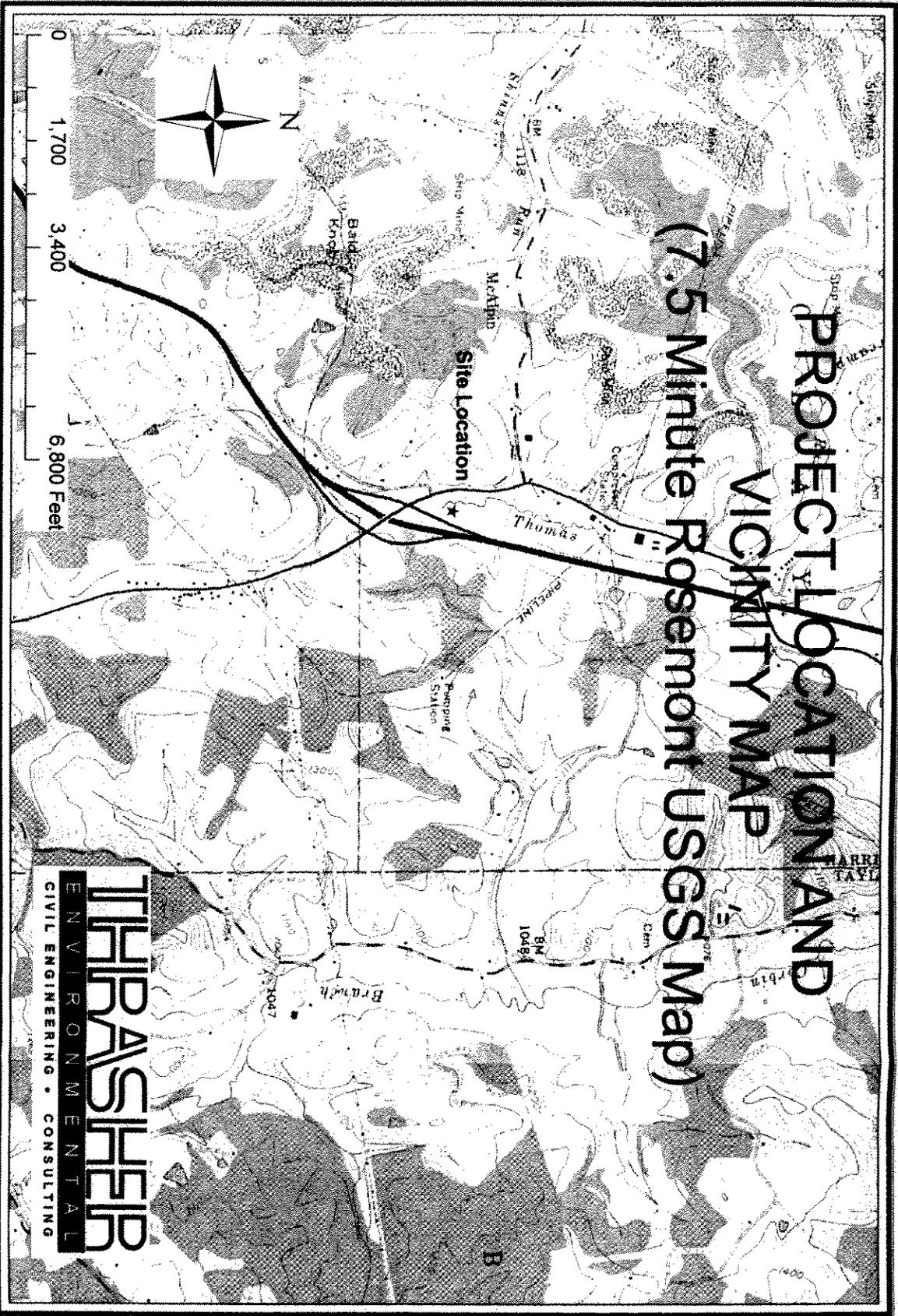
allen.r.edris@lrp02.usace.army.mil. Please refer to CELRP-OP-F  
2007-1177 in all responses.

FOR THE DISTRICT ENGINEER:

A handwritten signature in black ink, appearing to read "Scott A. Hans". The signature is fluid and cursive, with a large initial "S" and "H".

Scott A. Hans  
Acting Chief, Regulatory Branch

# PROJECT LOCATION AND VICINITY MAP (7.5 Minute Rosemont USGS Map)



**THRASHER**  
ENVIRONMENTAL  
CIVIL ENGINEERING • CONSULTING







MATCHLINE SHEET 1

INSTALL  
CONCRETE  
WINGWALL

HIGH TECH CORRIDOR LLC  
TM 250 PARCEL P/O 13&14

P/B 1403  
PAGE 1185

FUTURE  
STORM WATER  
RETENTION

FARMER BERM

STREAM RELOCATION

INV. OUT = 1055.00

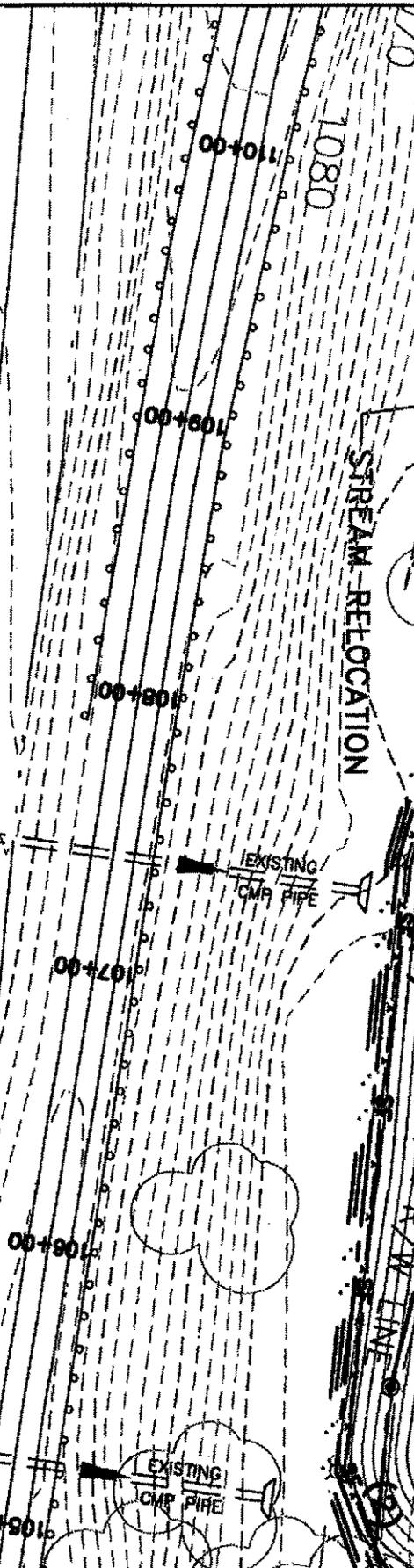
30° HDGE @ 3.00%  
219.54.12%

EXISTING  
C/A R/W LINE

EXISTING  
CMP PIPE

EXISTING  
CMP PIPE

EXISTING  
CMP PIPE



MATCHLINE SHEET 2

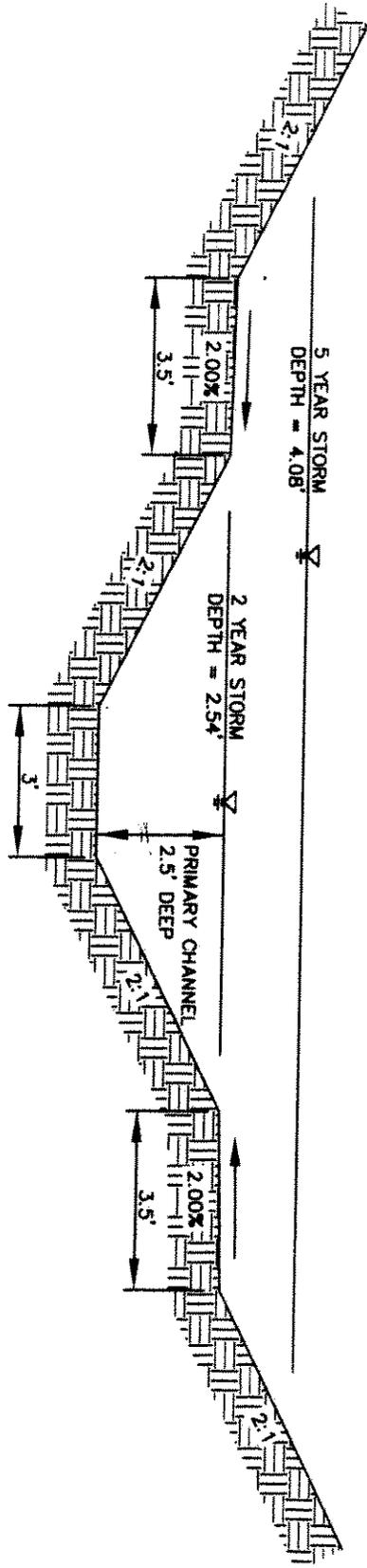
MATCHLINE SHEET 5

TO CLARKSBURG



3

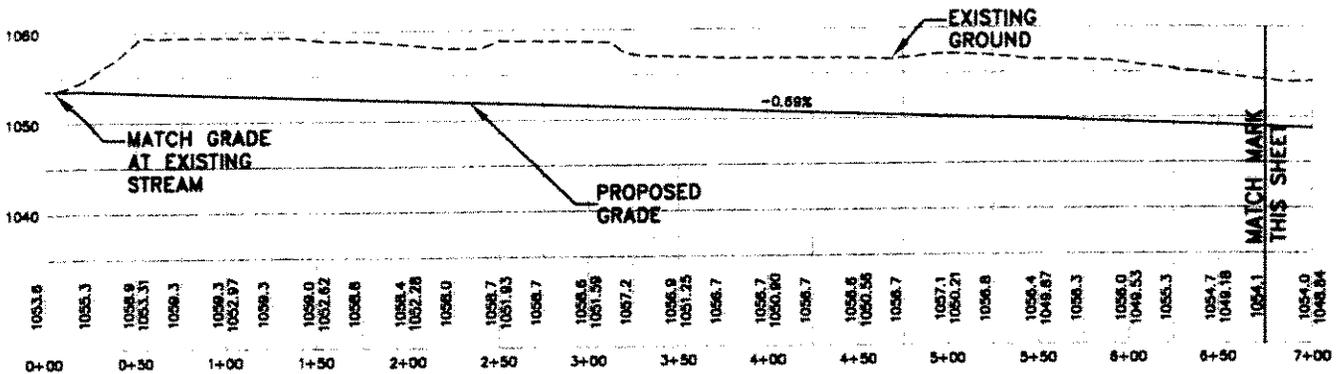
STREAM RELOCATION  
TYPICAL SECTION



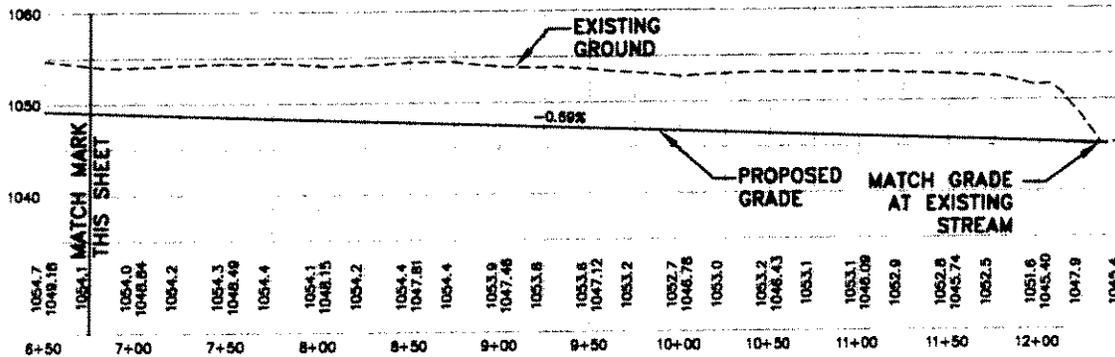
WHITE OAKS SUBDIVISION  
STREAM RELOCATION  
TYPICAL SECTION

PHONE (304) 824-4108  
**THRASHER ENGINEERS** (FAX) (304) 824-7831  
CIVIL, ENVIRONMENTAL, AND CONSULTING  
30 COLUMBIA BOULEVARD - CLARKSBURG, WV 26301

SURVEY DATE:	SCALE:	
SURVEY BY:	DRAWN:	DATE:
FIELD BOOK No.:	CHECKED:	DATE:
FILE No.:	APPROVED:	DATE:
<b>30-1035</b>	LAYOUT TAIL	relocation typical



**RELOCATED STREAM CENTER LINE**  
1"=100' HORIZONTAL  
1"=20' VERTICAL



**RELOCATED STREAM CENTER LINE**  
1"=100' HORIZONTAL  
1"=20' VERTICAL

<b>2</b> SHEET NO.	<b>WHITE OAKS SUBDIVISION</b>	 PHONE (304) 624-4108 (304) 624-7831 (FAX) CIVIL, ENVIRONMENTAL, AND CONSULTING 30 COLUMBIA BOULEVARD - CLARKSBURG, WV 26301	SURVEY DATE:	SCALE: AS SHOWN	
	<b>STREAM RELOCATION STREAM PROFILE</b>		SURVEY BY:	DRAWN:	DATE:
			FIELD BOOK No.:	CHECKED:	DATE:
			FILE No.:	APPROVED:	DATE:
			<b>30-1035</b>	LAYOUT TAB: stream profile	