

**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. 2007-339

Date: 30 September, 2008

Notice No. 08-51

Closing Date: 30 October, 2008

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 (13 U.S.C. 1344).

2. APPLICANT: Charles Masters & Company
200 Victoria Road, Bldg 4
Youngstown, OH 44515-2093

3. LOCATION: Canfield Township, Mahoning County, OH. Property lies at the end of Timber Run Drive and north of Lake Wobegon Drive and Alabaster Avenue.

4. PURPOSE AND DESCRIPTION OF WORK: The applicant proposes to fill 0.13 acre of wetland (Wetland D) and 1,600 feet of stream, two UNTs of Sawmill Creek, in order to develop a forty acre lot for the purpose of constructing additional plats of a current residential community, named Stone Bridge Estates, within the City of Canfield. Construction of the development would consist of the clearing and grading of residential lots, roads, and the installation of utilities. Individual lots will be developed by the individual buyers. Fifty-six residential lots would be created within this development area. Portions of the project have already been completed, such as clearing of proposed roadways, installation of erosion and sediment control structures, and installation of sanitary sewer lines. The applicant is proposing to mitigate for wetland impacts on site by contributing in-lieu fees to the Mill Creek MetroParks. Mill Creek MetroParks would use the contributions to restore portions of Mill Creek an Indian Run within park boundaries. Plans and drawing for the proposed development are attached.

5. 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).

6. 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).

7. 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.

8. 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.

9. 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

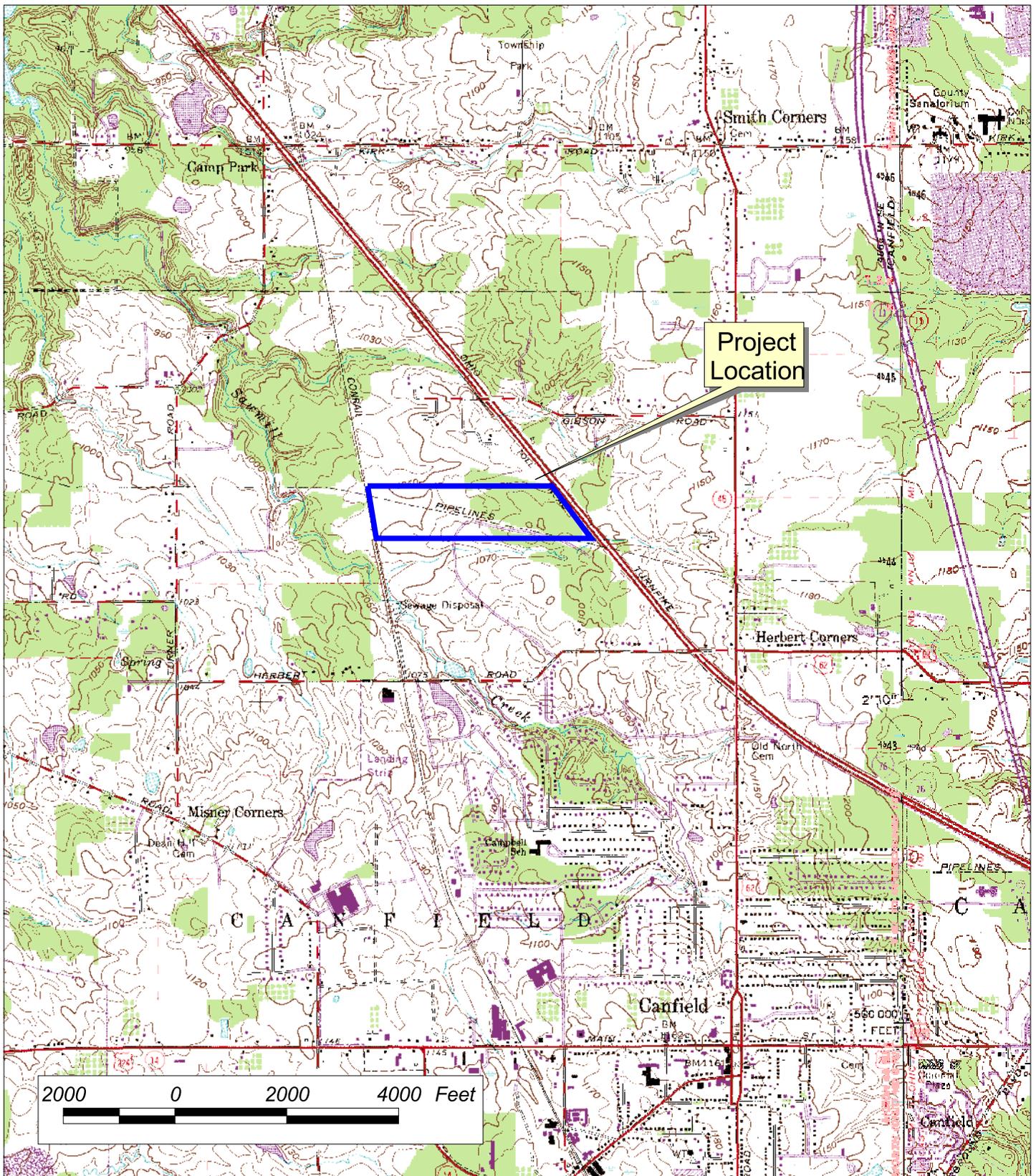
CELRP-OP-F
Public Notice No. 08-50

directed to the Regulatory Branch, ATTN Christina Schroeder, at the above address, by telephoning (412) 395-7375, or by e-mail at Christina.L.Schroeder@usace.army.mil. In all responses please refer to CELRP-OP-F 2007-339 in all responses.

FOR THE DISTRICT ENGINEER:

/SIGNED/

Scott A. Hans
Chief, Regulatory Branch

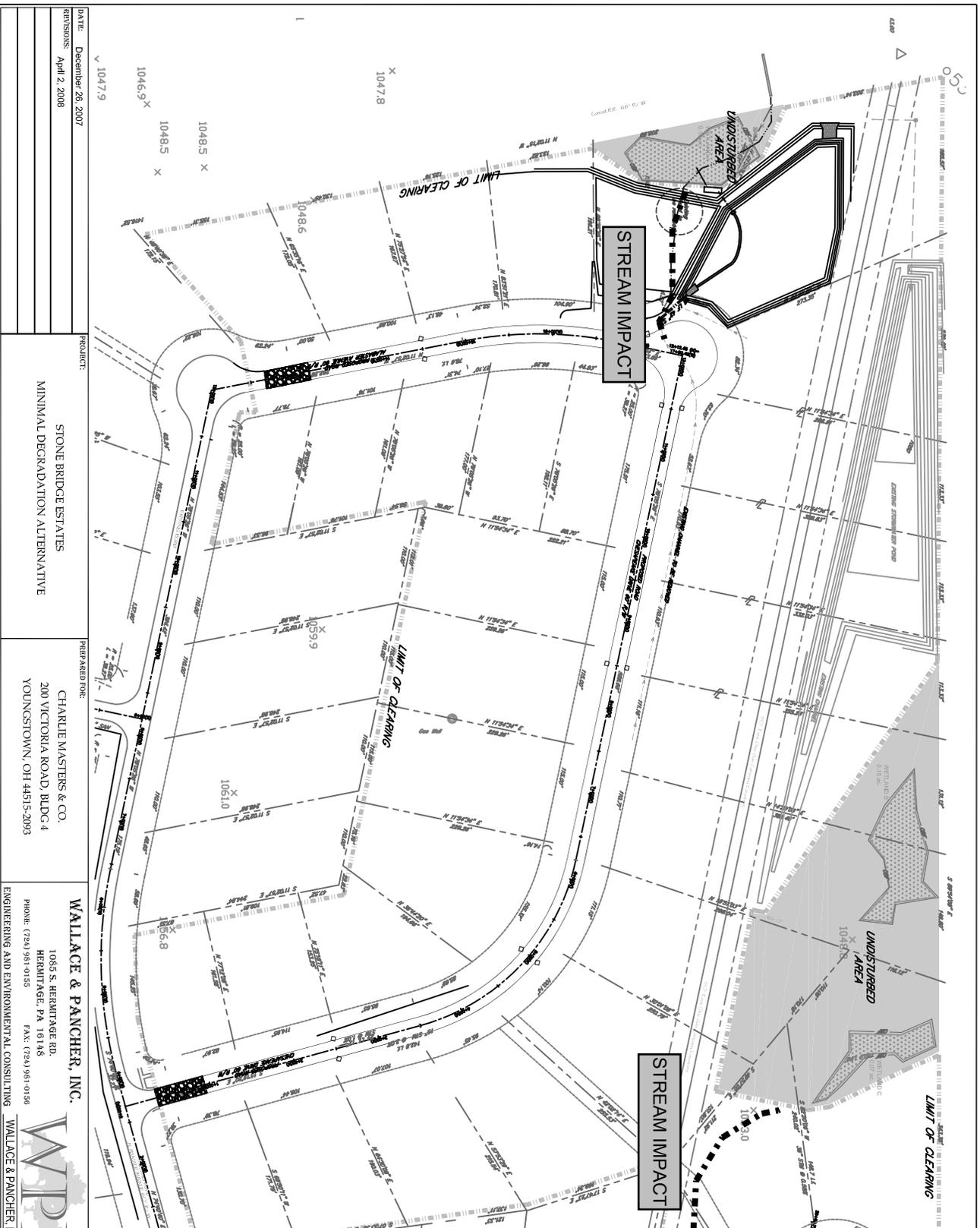


Stone Bridge Plats 8 & 9, Charles Masters & Company Canfield Township, Mahoning County, OH

Figure 1
Project Location Map

Source: USGS 7.5 minute Topoquads, Canfield & Youngstown, OH.





GENERAL NOTES

1. EXISTING AND PROPOSED FACILITIES SHOWN BY DASHES. ALL PROPOSED FACILITIES AND LIMITS ARE TO BE CONSIDERED AS SHOWN. THE CLIENT IS RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND APPROVALS FROM ALL APPLICABLE AGENCIES AND AGENCIES INVOLVED IN THE PROJECT.
2. SEE PLANS FOR ALL STREAM BANK EROSION PROTECTION STRUCTURES AND STREAM BANK STABILIZATION STRUCTURES. THE CLIENT IS RESPONSIBLE FOR OBTAINING ALL NECESSARY PERMITS AND APPROVALS FROM ALL APPLICABLE AGENCIES AND AGENCIES INVOLVED IN THE PROJECT.
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LEGEND	
(Symbol)	EXISTING RIGHT-OF-WAY
(Symbol)	EXISTING ROADWAY
(Symbol)	EXISTING SANITARY LINE
(Symbol)	EXISTING WATERCOURSE
(Symbol)	EXISTING SANITARY MANHOLE
(Symbol)	EXISTING TREE LINE
(Symbol)	EXISTING LOT LINE
(Symbol)	EXISTING CONTOUR
(Symbol)	EXISTING STORM SEWER LINE
(Symbol)	SOIL BOUNDARY
(Symbol)	PROPOSED STORM SEWER LINE
(Symbol)	PROPOSED CONTOUR
(Symbol)	PROPOSED ROADWAY
(Symbol)	PROPOSED SILT FENCE
(Symbol)	PROPOSED OUTLET PROTECTION
(Symbol)	ORANGE BARBER FENCE
(Symbol)	LIMIT OF CLEARING
(Symbol)	UNDISTURBED AREA
(Symbol)	EXISTING OR PROPOSED INLET PROTECTION

DATE: December 26, 2007	PROJECT: STONE BRIDGE ESTATES	WALLACE & PANCHER, INC. 1085 S. HERMITAGE RD. HERMITAGE, PA 16145 PHONE: (724) 981-0155 FAX: (724) 981-0156 	SHEET NO. 1 OF 3
REVISIONS: April 2, 2008	PRODUCT: MINIMAL DEGRADATION ALTERNATIVE		
PREPARED FOR: CHARLIE MASTERS & CO. 200 VICTORIA ROAD, BLDG 4 YOUNGSTOWN, OH 44515-2093		ENGINEERING AND ENVIRONMENTAL CONSULTING	

