



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

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# Public Notice

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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. 2014-185

Date: March 31, 2016

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Notice No. 16-13

Closing Date: April 29, 2016

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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.
2. APPLICANT: Borough of Coudersport  
201 South West Street  
Coudersport, PA 16915
3. LOCATION: Mill Creek Debris Basin at Mitchell Park, along Park Avenue, Coudersport, Potter County, Pennsylvania.
4. PURPOSE AND DESCRIPTION OF WORK: The applicant proposes to modify the Mill Creek Debris Basin to enable the borough to conduct routine maintenance themselves, reducing cost and the burden every five years to maintain the current system. Specifically the effective sediment storage width would be reduced by filling and re-grading the maintenance area inside the debris basin to approximately one foot above the weir elevation. A 16 foot wide access road would be installed to allow equipment access during routine maintenance. In an effort to restore Mill Creek, the 40 foot wide channel would be gradually increased in width to match the 75' weir located downstream. Fish structures and root wad deflectors would be installed in addition to removing the existing sediment. Wetland vegetation will be planted in the remaining areas around the access road. Temporary and permanent impacts proposed total 1.12 acres of which 0.049 acre is wetland impact. Drawings and location of the proposed project may be found by clicking on Public Notice number 16-13 at the following website.  
<http://www.lrp.usace.army.mil/Missions/Regulatory/PublicNotices.aspx>
5. ENCROACHMENT PERMIT: The applicant must obtain a Water Obstruction and Encroachment Permit which includes 401 Water Quality Certification from the:

Pennsylvania Department of Environmental Protection  
North Central Regional Office  
Waterways and Wetlands Section  
208 West Third Street, Suite 101  
Williamsport, PA 17701

Telephone: 570-327-3636

6. IMPACT ON NATURAL RESOURCES: The District Engineer has consulted the most recently available information including the PNDI (Project Search ID 20150810526771) 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 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. Pennsylvania Historic Museum Commission responded to a request from the applicant indicating the project should have no effect on historic buildings, structures, and/ or archaeological resources located in or near the project area (File No. ER 2015-1671-105-A). 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. Tyler Bintrim at the above address, by telephoning (412) 395-7115, or by e-mail at [tyler.j.bintrim@usace.army.mil](mailto:tyler.j.bintrim@usace.army.mil). Please refer to CELRP-OP-F 2014-185 in all responses.

FOR THE DISTRICT ENGINEER:

//SIGNED//

By Nancy Mullen for:

Scott A. Hans  
Chief, Regulatory Branch