



# PUBLIC NOTICE

**US Army Corps  
of Engineers®**  
New England District  
**Maine Project Office**  
675 Western Avenue #3  
Manchester, Maine 04351

Date: JAN 23 2012  
Comment Period Ends:  
File Number: NAE-2013-00111  
In Reply Refer To: Jay L. Clement  
Or by e-mail: jay.l.clement@usace.army.mil

The District Engineer has received a permit application from the applicant below to **conduct work in waters of the United States** as described below. The Corps is soliciting comments on both the project itself and the range of issues to be addressed in the environmental documentation.

**APPLICANT: MAINE DEPT. OF TRANSPORTATION, 16 STATE HOUSE STATION, AUGUSTA, MAINE 04333**

**ACTIVITY:** Place permanent and temporary fill below the ordinary high water line of numerous waterways and in their adjacent freshwater wetlands at eight locations throughout the State of Maine in order to repair, rehabilitate, or replace existing deteriorated bridges or culverts. This work is designed to address critical bridges and other structures that need immediate attention to insure public safety and protect the economic vitality of Maine's transportation network. Refer to attached table(s) for a list of locations, scope of work, and anticipated impacts.

**ESSENTIAL FISH HABITAT (EFH):** This work may impact Essential Fish Habitat ("EFH") for Atlantic salmon. This habitat consists of stream and river bottom composed of silt, sand, and gravel mixed with stones. Impact to this species is expected to be minimal with appropriate erosion control measures, in stream work windows, and other best management practices. Therefore, the District Engineer has made a preliminary determination that the site-specific adverse effect will be minimal. Further consultation with the National Marine Fisheries Service regarding EFH conservation recommendations is being conducted and will be concluded prior to the final decision. Similarly, consultation will be initiated regarding the presence of salmon as they are a Federally listed endangered species.

**WATERWAY AND LOCATION OF THE PROPOSED WORK:** This work is proposed in numerous wetlands and waterways throughout Maine. Refer to attached table(s) for projects' location.

## AUTHORITY

Permits are required pursuant to:

- Section 10 of the Rivers and Harbors Act of 1899  
 Section 404 of the Clean Water Act  
 Section 103 of the Marine Protection, Research and Sanctuaries Act).

The decision whether to issue a permit will be based on an evaluation of the probable impact 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 may reasonably accrue from the proposal 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, cultural value, fish and wildlife values, flood hazards, flood plain value, land use, navigation, shoreline erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food production 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 need for a public hearing and to determine the overall public interest of the proposed activity.

Where the activity involves the discharge of dredged or fill material into waters of the United States or the transportation of dredged material for the purpose of disposing it in ocean waters, the evaluation of the impact of the activity in the public interest will also include application of the guidelines promulgated by the Administrator, U.S Environmental Protection Agency, under authority of Section 404(b) of the Clean Water Act, and/or Section 103 of the Marine Protection Research and Sanctuaries Act of 1972 as amended.

#### **SECTION 106 COORDINATION**

Based on his initial review, the District Engineer has determined that little likelihood exists for the proposed work to impinge upon properties with cultural or Native American significance, or listed in, or eligible for listing in, the National Register of Historic Places. Therefore, no further consideration of the requirements of Section 106 of the National Historic Preservation Act of 1966, as amended, is necessary. This determination is based upon one or more of the following:

- a. The permit area has been extensively modified by previous work.
- b. The permit area has been recently created.
- c. The proposed activity is of limited nature and scope.
- d. Review of the latest published version of the National Register shows that no presence of registered properties listed as being eligible for inclusion therein are in the permit area or general vicinity.
- e. Coordination with the State Historic Preservation Officer and/or Tribal Historic Preservation Officer(s)

#### **ENDANGERED SPECIES ACT CONSULTATION**

On November 13, 2000, the National Marine Fisheries Service and the U.S. Fish and Wildlife Service listed a distinct population segment ("DPS") of Atlantic salmon (*Salmo salar*) in the Gulf of Maine as an endangered species under the Endangered Species Act ("ESA"). More recently, the Services listed Atlantic salmon critical habitat and expanded the current Gulf of Maine DPS. The projects listed on the attached table(s) fall within the listing area. The Corps has made the preliminary determination that these projects are unlikely to jeopardize the continued existence of the DPS or result in the destruction or adverse modification of critical habitat. Consultation with the U.S. Fish and Wildlife Service is on-going. By this public notice, the District Engineer is also requesting that the appropriate federal agency provide comments regarding the presence of and potential impacts to other listed species or its critical habitat not already identified.

The following authorizations have been applied for, or have been, or will be obtained:

- (X) Permit, License or Assent from State.
- (X) Permit from Local Wetland Agency or Conservation Commission.
- (X) Water Quality Certification in accordance with Section 401 of the Clean Water Act.

In order to properly evaluate the proposal, we are seeking public comment. Anyone wishing to comment is encouraged to do so. **Comments should be submitted in writing by the above date.** If you have any questions, please contact Jay Clement at 207-623-8367 at our Manchester, Maine Project Office.

Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider the application. Requests for a public hearing shall specifically state the reasons for holding a public hearing. The Corps holds public hearings for the purpose of obtaining public comments when that is the best means for understanding a wide variety of concerns from a diverse segment of the public.

The initial determinations made herein will be reviewed in light of facts submitted in response to this notice. All comments will be considered a matter of public record. Copies of letters of objection will be forwarded to the applicant who will normally be requested to contact objectors directly in an effort to reach an understanding.

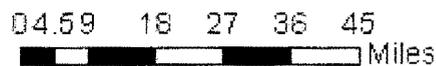
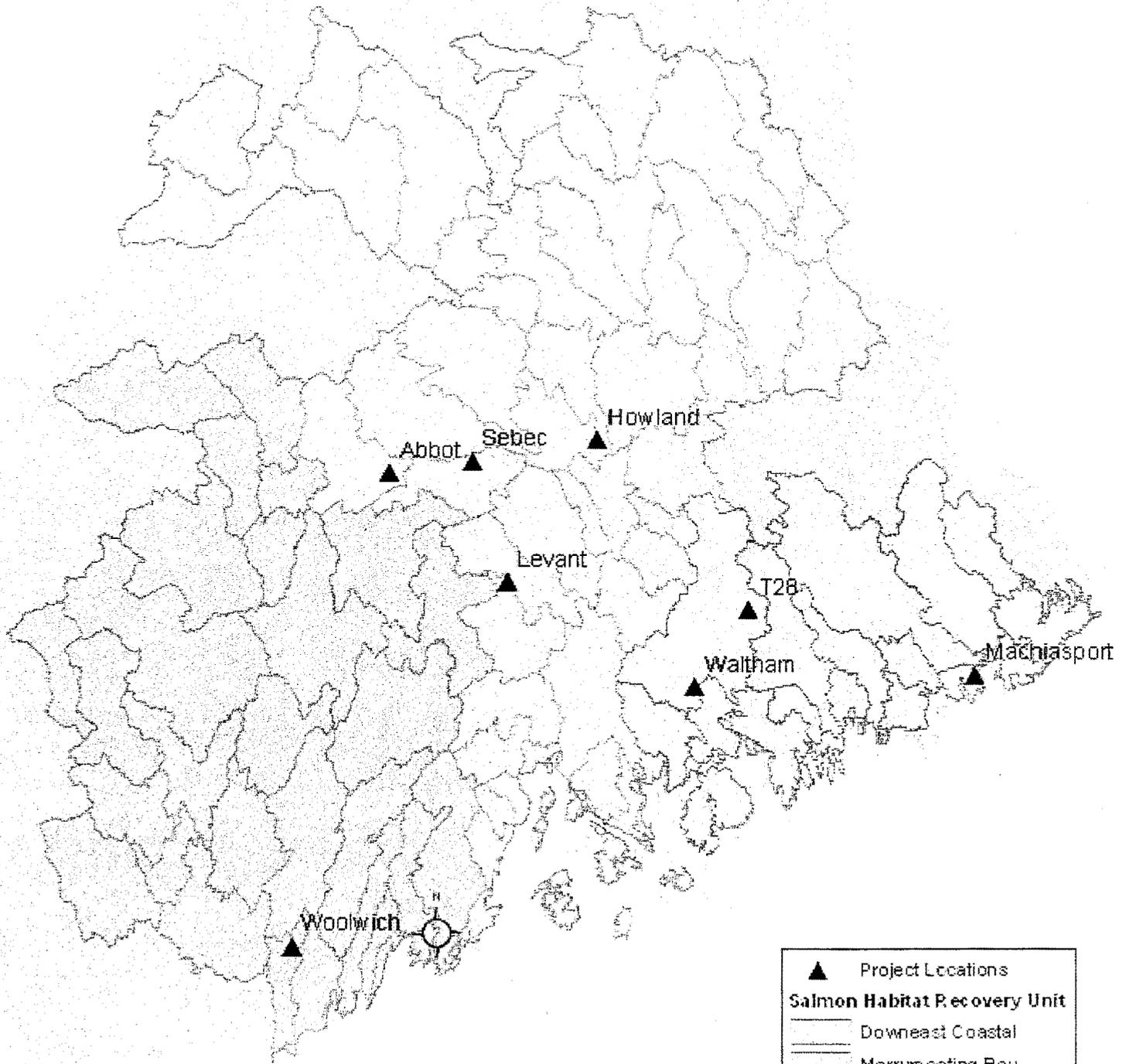
For more information on the New England District Corps of Engineers programs, visit our website at <http://www.nae.usace.army.mil>.

**THIS NOTICE IS NOT AN AUTHORIZATION TO DO ANY WORK.**

  
**Frank J. Del Giudice**  
**Chief, Permits and Enforcement Branch**  
**Regulatory Division**

If you would prefer not to continue receiving Public Notices, please contact Ms. Tina Chaisson at (978) 318-8058 or e-mail her at [bettina.m.chaisson@usace.army.mil](mailto:bettina.m.chaisson@usace.army.mil). You may also check here ( ) and return this portion of the Public Notice to: Bettina Chaisson, Regulatory Division, U.S. Army Corps of Engineers, 696 Virginia Road, Concord, MA 01742-2751.

NAME: \_\_\_\_\_  
ADDRESS: \_\_\_\_\_



<b>MaineDOT Batch 2 August 2012</b>				
<b><u>Project Name</u></b>	<b><u>Location</u></b>	<b><u>Scope</u></b>	<b><u>Name of Resource</u></b>	<b><u>Impacts</u></b>
Machiasport 19195.00	Port Road	The existing structure are twin 60-inch x 45-foot corrugated metal pipes which will be replaced with twin 72-inch x 64-foot reinforced concrete pipe.	Outlet Stream	Wetland: Direct: PEM: 429 sq ft PSS: 179 sq ft Stream: Direct: 897 sq ft Temporary: 2379 sq ft
Levant	Avenue Road	The existing structure is a 36-inch x 40-foot corrugated metal pipe which will be replaced with a 54-inch x 60-foot corrugated metal pipe	Unnamed Stream	Stream: Direct: 116 sq ft Temporary: 696 sq ft
Waltham	Route 179	The existing structure is triple 24-inch x 50-foot corrugated metal pipes which will be replaced with twin 36-inch x 60-foot corrugated metal pipes.	Unnamed Stream	Stream: Permanent: 120 sq ft Temporary: 780 sq ft
Howland	North Howland Rd	The existing structure is a 30-inch x 80-foot corrugated metal pipe which will be with a 48-inch x 80 foot corrugated metal pipe.	Unnamed Stream	Stream: Direct: 100 sq ft Temporary: 550 sq ft
Sebec 16839.00	Route 6/16	Slipline of existing box culvert with internal wiers and external pushbar for fish passage.	Garland Pond Outlet Stream	Stream: Direct: 360 sq ft Temporary: 2200 sq ft
TWP 28 19307.00	Route 9	The existing bridge culvert consists of twin 12'-10" x 8'-4" steel pipe arches with a 6'-1" x 4'-7" steel pipe arch approximately 100 feet east of the structure functioning as an overflow pipe. Scope is to install 5-inch thick concrete invert liners in both pipes of the bridge culvert and the overflow pipe. Project includes internal weirs for fish passage.	Starvation Brook	Wetland: PFO: 178 sq ft Stream: RUS (Temporary): 1924 RUS: 669
Abbot 19309.00	Back Road	Project consists of bridge culvert rehab with invert lines.	Brown Brook	Wetland: PEM Temp: 2680 sq ft PSS Temp: 1369 sq ft Stream: RUS Temp: 2582 sq ft RUS: 1414 sq ft

<u>Project Name</u>	<u>Location</u>	<u>Scope</u>	<u>Name of Resource</u>	<u>Impacts</u>
Eddington 17259.00	Route 178/9	The project consists adding a turning lane to the east side of the intersection. The addition of a new lane will require the existing ditch containing the 360 linear feet of stream to be relocated.	Unnamed Stream	<b>Stream:</b> <b>Direct: 1388 sq ft</b>
Woolwich 19289.00	Dana Mill Road	The existing bridge culvert consists of twin 12-foot diameter corrugated steel culverts and carries Dana Mill Road over Nequasset Brook. The culverts have deteriorated along the bottom (inverts) and the southerly culvert shows signs of deformation. MaineDOT proposes to rehabilitate the existing structures by installing a 5-inch thick reinforced concrete invert lining.	Nequasset Brook	<b>Wetland:</b> <b>PEM (Temporary): 850</b> <b>Stream:</b> <b>RUS (Temporary): 3279</b> <b>RUS: 371</b> <b>RUS Total: 3650</b>

67.4° W

67.367° W

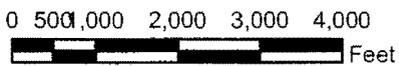


667° N

44.667° N

67.4° W

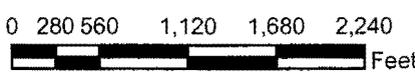
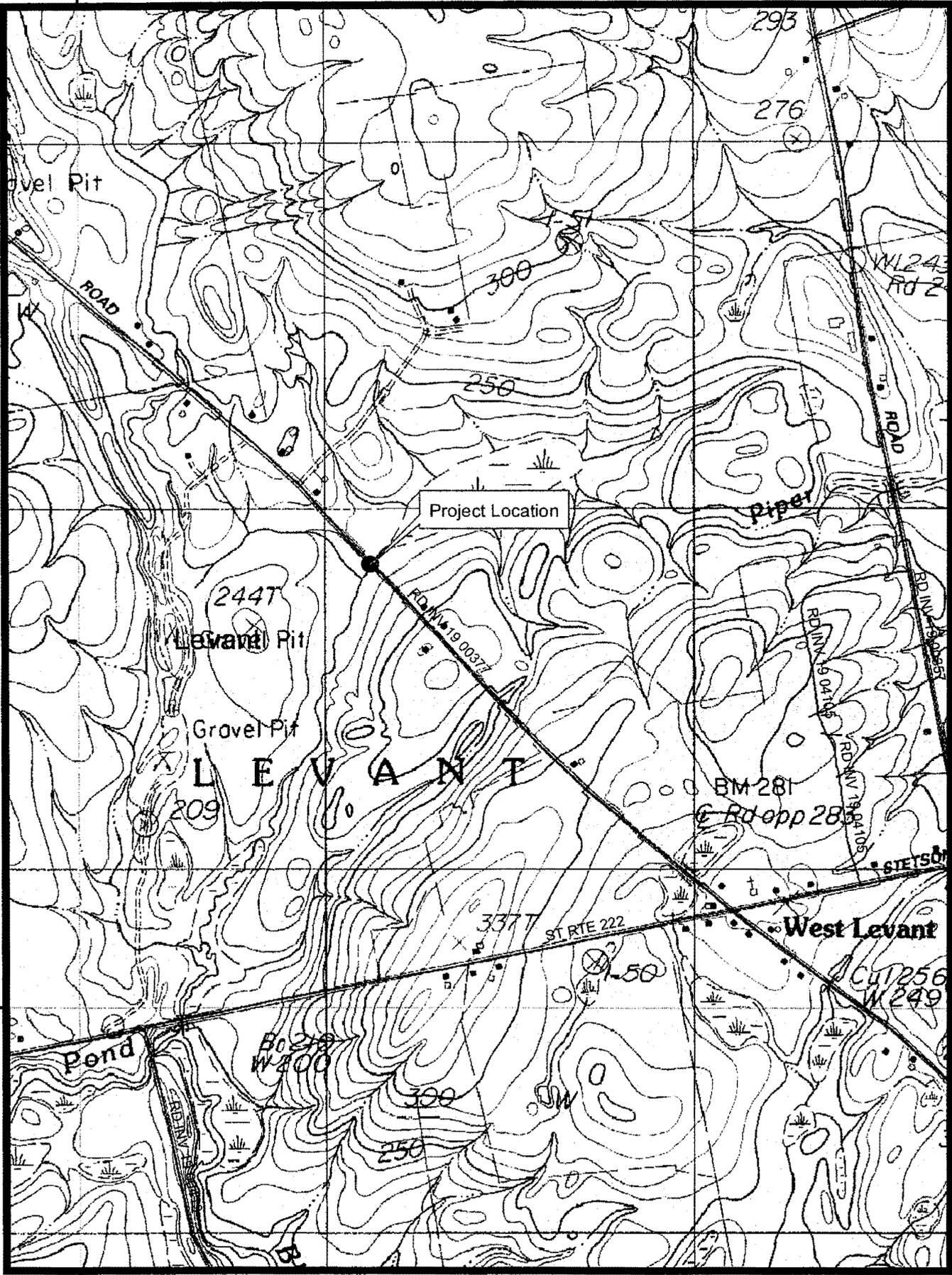
67.367° W



**Machiasport**  
**19195.00**

Port Road - Culvert Replacement





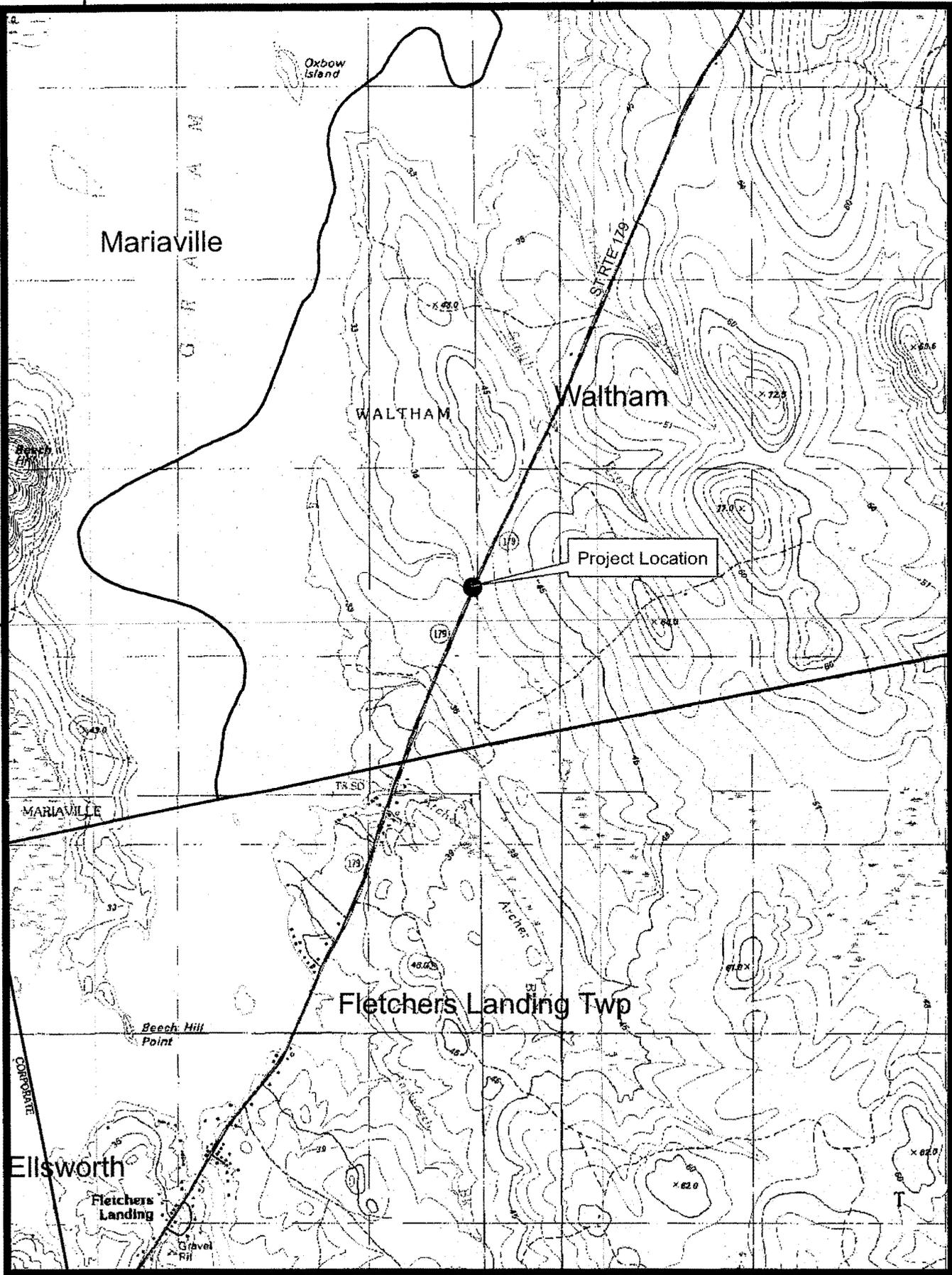
# Levant No PIN

Avenue Road - Culvert Replacement



68.4° W

68.367° W

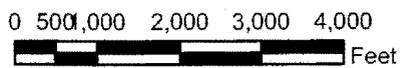


44.633° N

44.633° N

68.4° W

68.367° W



# Waltham No PIN

Route 179 - Culvert Replacement



68.733° W

68.7° W

45.3° N

45.3° N

Maxfield

BOEIS  
STREAM

H O W L A N D

Project Location

Howland

PISCATAQUIS  
RIVER

Big Island

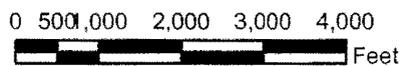
RIVER

45.267° N

45.267° N

68.733° W

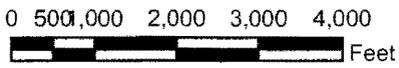
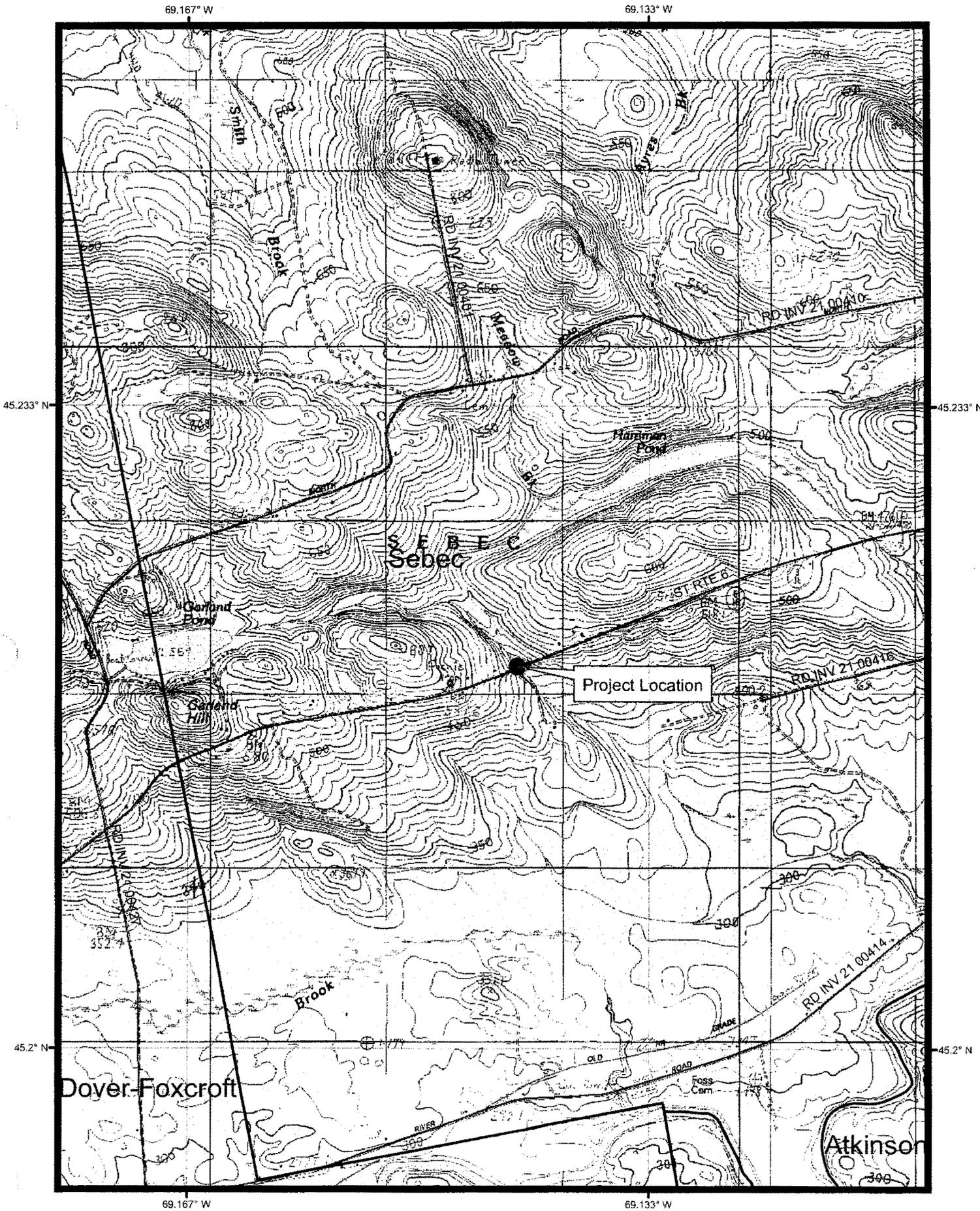
68.7° W



# Howland No PIN

North Howland Road - Culvert Replacement N



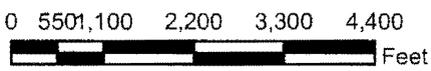
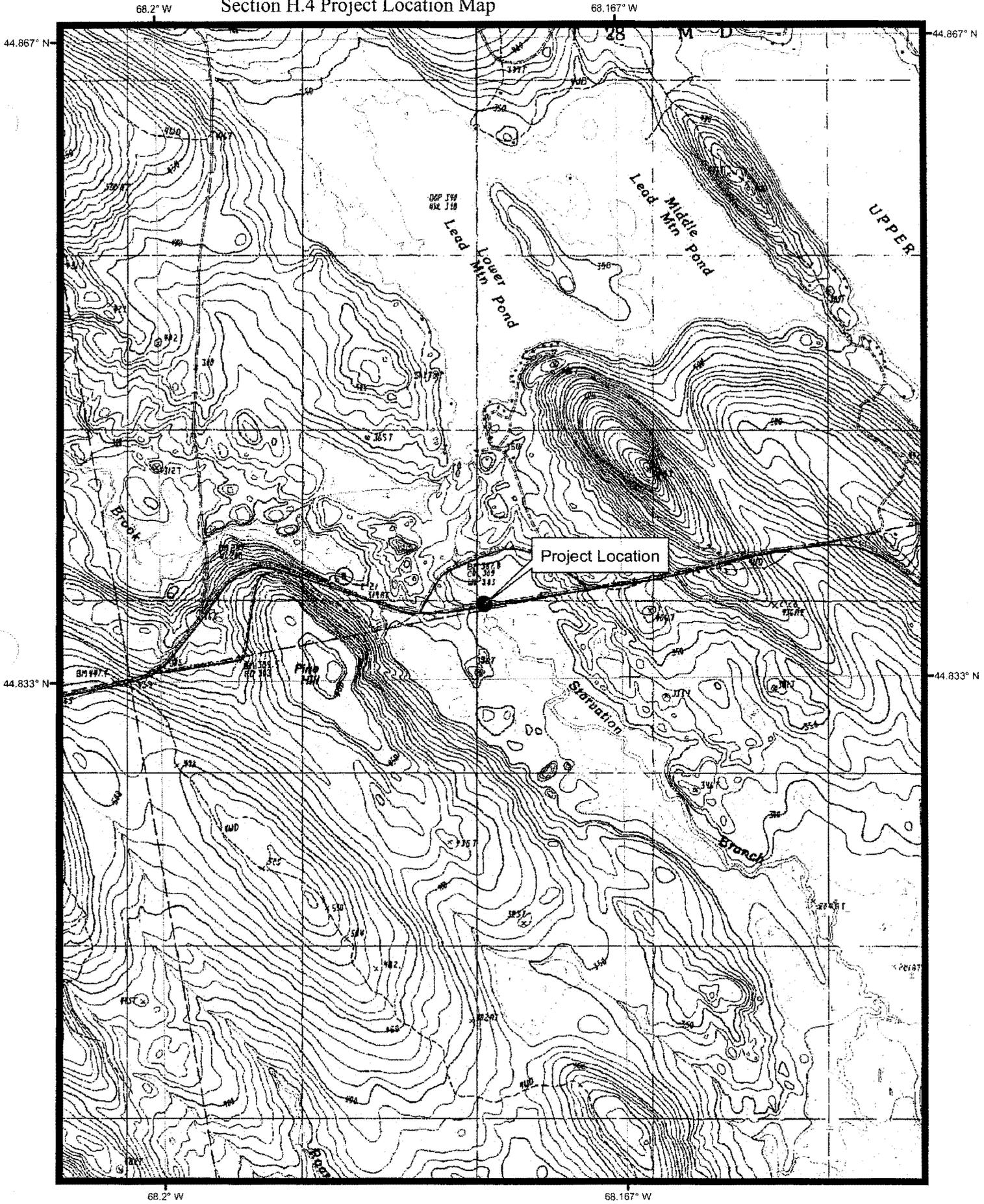


**Sebec**  
**16839.00**

Route 6 - Culvert Rehabilitation



Section H.4 Project Location Map



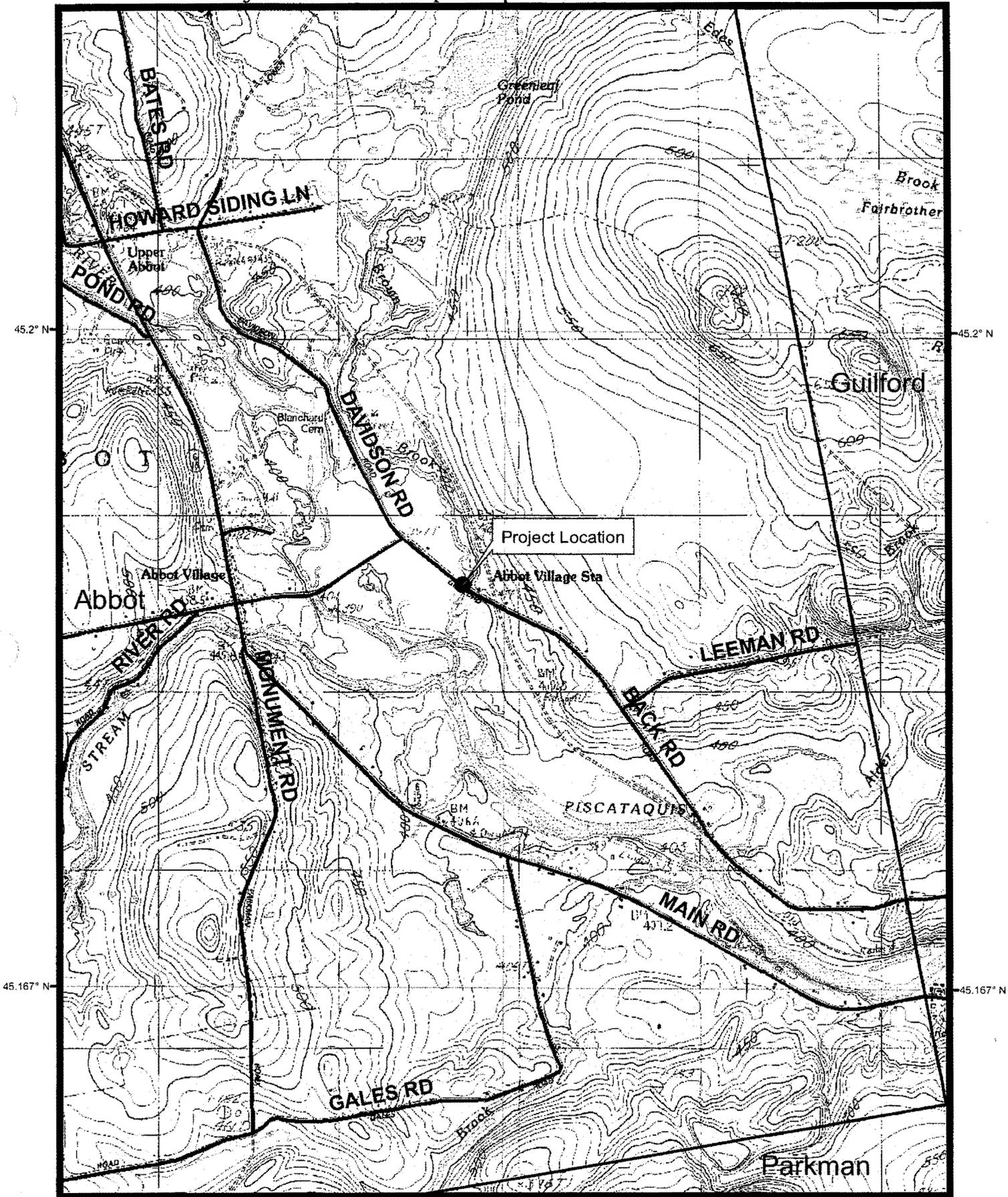
**TWP 28**  
**19307.00**

Route 9 - Starvation Brook  
Culvert rehab.

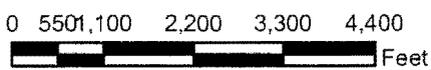


Section I.4: Project Location Map

69.433° W

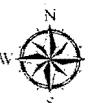


69.433° W

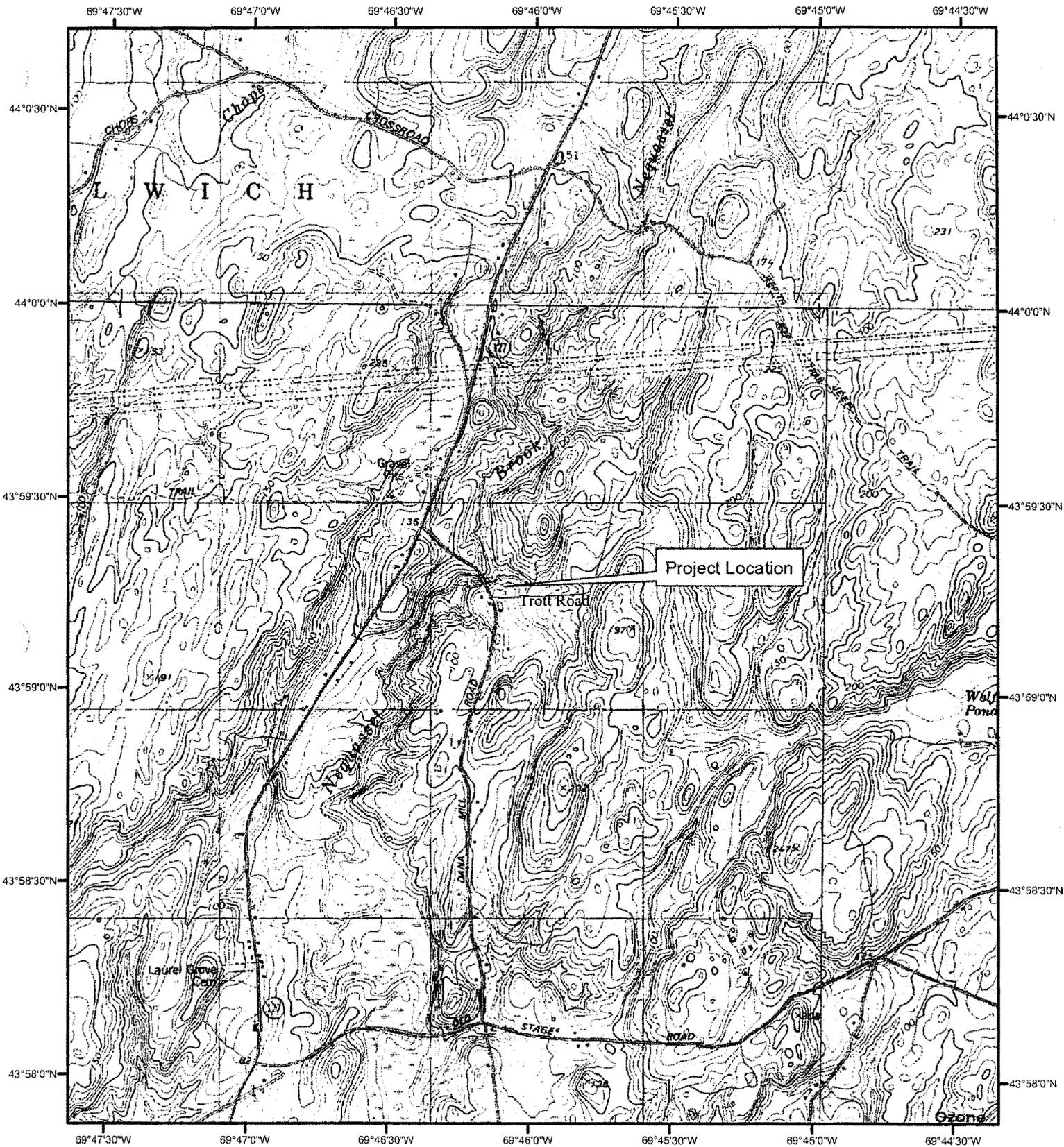


**Abbot**  
**19309.00**

Brown Bridge on Back Road  
Culvert Rehabilitation

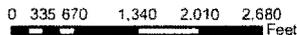


# Section K.4: Project Location Map



MDOT WIN 19289.00  
 Dana Mill Bridge (#0984)  
 Woolwich

43.988132°  
 -69.769601°



N 019289.00	PARCEL #:	PIN 019289.00	PARCEL #:	PIN 019289.00	PARCEL #:
Victor & Merle Balikowsky		Kenneth & Judith Cassidy		Joseph & Laura Creamer	
372 15th Way North		PO Box 579		261 Dana Mill rd	
Woolwich, FL 33703		Woolwich, ME 04579		Woolwich, ME 04579	

IN 019289.00	PARCEL #: 2	PIN 019289.00	PARCEL #: 4	PIN 019289.00	PARCEL #:
Eric W. Gilliam		Christina C. Hanson		Daniel & Jeanne Harrington	
15 West Point Road		2 Trott Road		274 Dana Mill Rd	
Woolwich, ME 04562		Woolwich, ME 04579		Woolwich, ME 04579	

IN 019289.00	PARCEL #: 3	PIN 019289.00	PARCEL #:	PIN 019289.00	PARCEL #:
Daniel L. Harrington		Jones Family Trust		Louise G Kruk	
Jeanne L. Harrington		PO Box 274		319 S. Beech Hill Rd	
274 Dana Mill Road		Woolwich, ME 04579		Pittston, ME 04345	
Woolwich, ME 04579					

PIN 019289.00	PARCEL #: 2	PIN 019289.00	PARCEL #: 1		
Gladys M. Reed		Elwyn W. Rittall		Town of Levant	
Richard B. Reed		Judith F. Rittall		PO Box 220	
306 Dana Mill Road		301 Dana Mill Road		Levant, ME 04456	
Woolwich, ME 04579		Woolwich, ME 04579			

Town of Waltham  
1520 Waltham Rd  
Waltham, ME 04605

Town of Howland  
PO Box 386  
Howland, ME 04448



PIN 016839.00 PARCEL #: Gerald Nessmann 186 Milo Road Sebec, ME 04481	PIN 016839.00 PARCEL #: Guy Pultz Pamela Pultz 1165 Milo Road Sebec, ME 04481	PIN 016839.00 PARCEL #: Stephen Bennett 899 Perfimmon Avenue Sunnydale, CA 94087	PIN 016839.00 PARCEL #: New England Telephone Co. - Northern New England P.O. Box 1509 Bangor, ME 04402
PIN 016839.00 PARCEL #: Devissee's of Lester Craig .15 Main Street Smyrton, CT 06442	PIN 016839.00 PARCEL #: Heather Ford 609 Bay Road South Hamilton, MA 01982		
PIN 016839.00 PARCEL #: Delbert Engle Pauletta Engle 1097 Milo Road Sebec, ME 04481			

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Stuart J. Orff  
36 Back Road  
Abbot, ME 04406

PIN 019309.00 PARCEL #: 3  
Stuart J. Orff  
36 Back Road  
Abbot, ME 04406

PIN 019309.00 PARCEL #: 2  
Leslyn L. Herrick  
Wynne E. Herrick  
116 West Road  
Abbot, ME 04406

PIN 019309.00 PARCEL #: 1  
Jessica L. Rogers  
John A. Rogers  
10 Hacker Road  
Brunswick, ME 04011

N 019195.00 PARCEL #: 4  
Harold N. Sprague Jr.  
Lancy M. Sprague  
Larrabee Cove Road  
Machiasport, ME 04655

PIN 019195.00 PARCEL #: 3  
Terry L. Moore  
William E. Moore  
952 Port Road  
Machiasport, ME 04655

PIN 019195.00 PARCEL #: 1  
Laurence A. Becker  
Rosanne Becker  
507 Park Blvd  
Austin, TX 78751

IN 019195.00 PARCEL #: 2  
Laurence A. Becker  
Rosanne Becker  
507 Park Blvd  
Austin, TX 78751

PIN 019195.00 PARCEL #:  
Edythe J. Hampson  
937 Port Road  
Machiasport, ME 04655

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