



**US Army Corps
of Engineers**®
New England District
696 Virginia Road
Concord, MA 01742-2751

PUBLIC NOTICE

Comment Period Begins: October 19, 2010
Comment Period Ends: November 19, 2010
File Number: NAE-2010-0264
In Reply Refer To: John Sargent
Phone: (978) 318-8026
E-mail: john.c.sargent@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.

APPLICANT

Turners Falls Rod and Gun Club, Dean Letourneau

ACTIVITY

This application is to retain and maintain existing seasonally installed bottom anchored floating docks and ramps leading to the Connecticut River. The structures include six 6-foot x 16-foot floats, eight 4-foot x 16-foot floats and a 4-foot wide x 25-foot ramp at the northern dock area, and six 6-foot x 16-foot floats, eight 4-foot x 16-foot floats and a 3-foot to 4-foot wide x 25-foot ramp in the Connecticut River all placed below the Ordinary High Water Line. Drawings of the activity are attached.

WATERWAY AND LOCATION OF THE PROPOSED WORK

Connecticut River at the Turners Falls Rod and Gun Club located at 15 Deep Hole Road in Turners Falls, Massachusetts 01376.

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.

ESSENTIAL FISH HABITAT

The Magnuson-Stevens Fishery Conservation and Management Act, as amended by the Sustainable Fisheries Act of 1996 (Public Law 104-267), requires all federal agencies to consult with the National Marine Fisheries Service on all actions, or proposed actions, permitted, funded, or undertaken by the agency, that may adversely affect Essential Fish Habitat (EFH).

This project impacts approximately 1,341 square feet of Essential Fish Habitat (EFH) for Atlantic salmon, and anadromous forage fishes. This habitat consists of shallow open water over a silty and sandy bottom. However, the District Engineer has made a preliminary determination that the site-specific adverse effects are not substantial. Further consultation with the National Marine Fisheries Service regarding EFH conservation recommendations is being conducted and will be concluded prior to the final decision.

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 CONSULTATION

The New England District, Army Corps of Engineers has reviewed the list of species protected under the Endangered Species Act of 1973, as amended, which might occur at the project site. It is our preliminary determination that the proposed activity for which authorization is being sought is designed, situated or will be operated/used in such a manner that it is not likely to adversely affect any Federally listed endangered or threatened species or their designated critical habitat. By this Public Notice, we are requesting that the appropriate Federal Agency concur with our determination.

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.
- () Water Quality Certification in accordance with Section 401 of the Clean Water Act.

CENAE-R
FILE NO. NAE-2010-0264

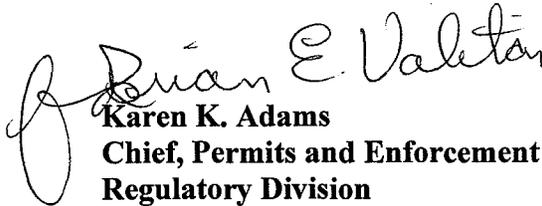
In order to properly evaluate the proposal, we are seeking public comment. Anyone wishing to comment is encouraged to do so. Comments should be submitted in writing by the above date. If you have any questions, please contact John Sargent at (978) 318-8026, (800) 343-4789 or (800) 362-4367, if calling from within Massachusetts.

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.

In accordance with 33 CFR 325.2(a)(8), we publish monthly a list of permits issued or denied during the previous month at www.nae.usace.army.mil/reg, under the heading "Monthly General and Individual Permit Authorizations." Relevant environmental documents and the SOFs or RODs are available upon written request and, where applicable, upon the payment of administrative fees. Also visit www.nae.usace.army.mil for more information on the New England District Corps of Engineers programs.

THIS NOTICE IS NOT AN AUTHORIZATION TO DO ANY WORK.


Karen K. Adams
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. 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: _____

NOTES

1. THIS PLAN IS THE RESULT OF A FIELD SURVEY PERFORMED BY THE BERKSHIRE DESIGN GROUP, INC. IN APRIL 2009.
2. THE HORIZONTAL SHOWN HEREON IS THAT OF THE MASSACHUSETTS STATE PLANE COORDINATE SYSTEM AS ESTABLISHED BY GPS USING BASE CONTROL POINT MTS NORTHAMPTON. THE VERTICAL DATUM IS IN (NA83).
3. THE PROPERTY LINE SHOWN ARE TAKEN FROM THE TOWN OF MONTAGUE ASSESSORS MAPS AND ARE APPROXIMATE ONLY.
4. BASE FLOOD ELEVATION AT SITE = ELEV 188 AS SHOWN ON THE FLOOD INSURANCE RATE MAP TOWN OF MONTAGUE, MASSACHUSETTS FRANKLIN COUNTY COMMUNITY-PANEL NUMBER 250122 0001 C DATED FEB. 12, 1982.

PAUL R. LUSSIER MA PLS# 29648

DATE

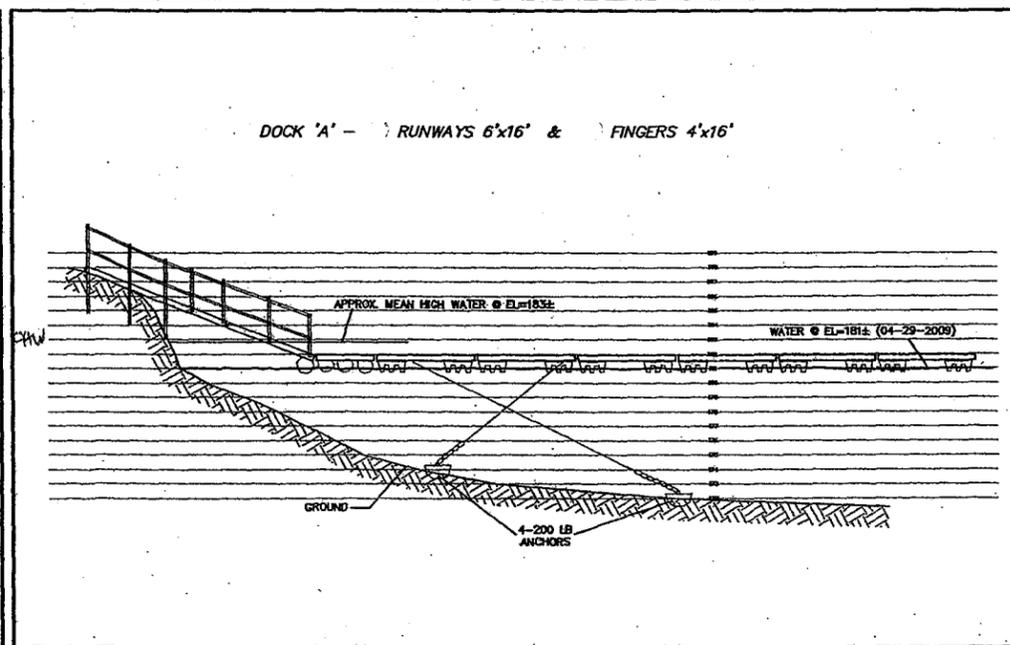
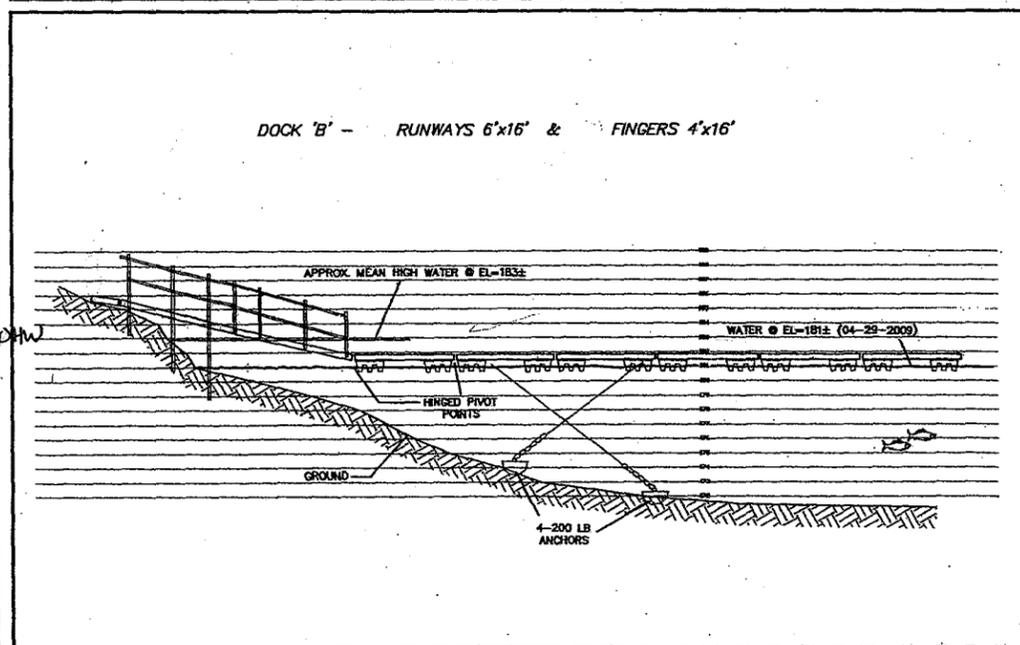
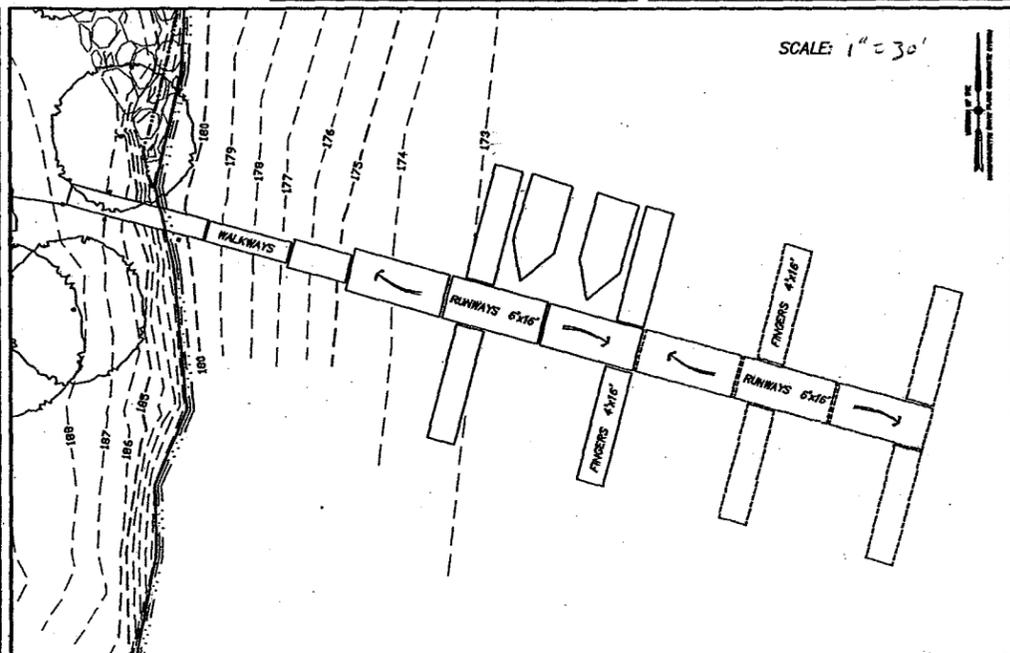
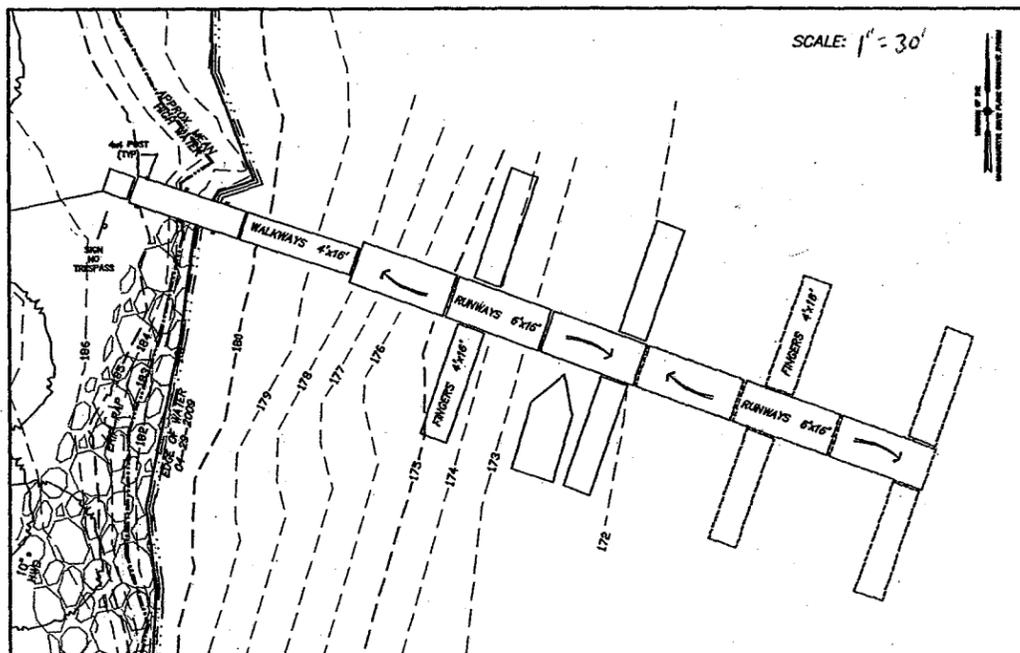
I REPORT THAT THIS PLAN SHOWS THE PROPERTY LINES OF EXISTING OWNERSHIP'S AND THE LINES OF STREETS AND WAYS SHOWN ARE THOSE OF PUBLIC OR PRIVATE WAYS ALREADY ESTABLISHED AND THAT NO NEW LINES FOR THE DIVISION OF EXISTING OWNERSHIP'S, OR NEW WAYS ARE SHOWN; I REPORT THAT THIS PLAN CONFORMS TO THE TECHNICAL AND PROCEDURAL STANDARDS FOR THE PRACTICE OF LAND SURVEYING IN THE COMMONWEALTH OF MASSACHUSETTS; I REPORT THAT THIS PLAN HAS BEEN PREPARED IN CONFORMITY WITH THE RULES AND REGULATIONS OF THE REGISTERS OF DEEDS OF THE COMMONWEALTH OF MASSACHUSETTS.



LOCUS MAP

1" = 1000'

RESERVED FOR REGISTERS USE ONLY



The Berkshire Design Group, Inc.
 4 Allen Place Northampton MA 01060
 (413) 582-7000 FAX (413) 582-7005

= SHEET 2 =
DOCK PLAN
& PROFILE

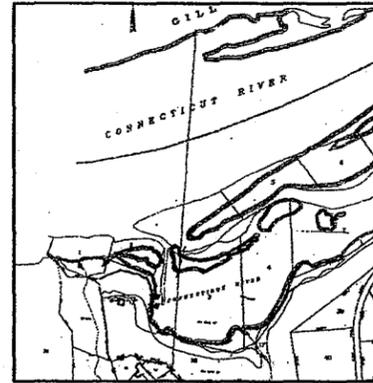
proj. no.	5.2009-31
drawn	PRL
scale	AS NOTED
date	06/03/2009
rev/led	

PLAN OF LAND IN
 TURNERS FALLS, MASSACHUSETTS
 PREPARED FOR
 TURNERS FALLS ROD. & GUN CLUB

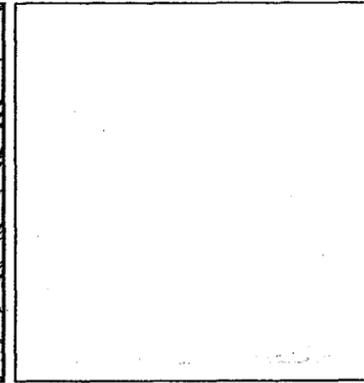
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MERIDIAN OF THE
MASSACHUSETTS STATE PLANE COORDINATE SYSTEM



LOCUS MAP 1" = 1000'



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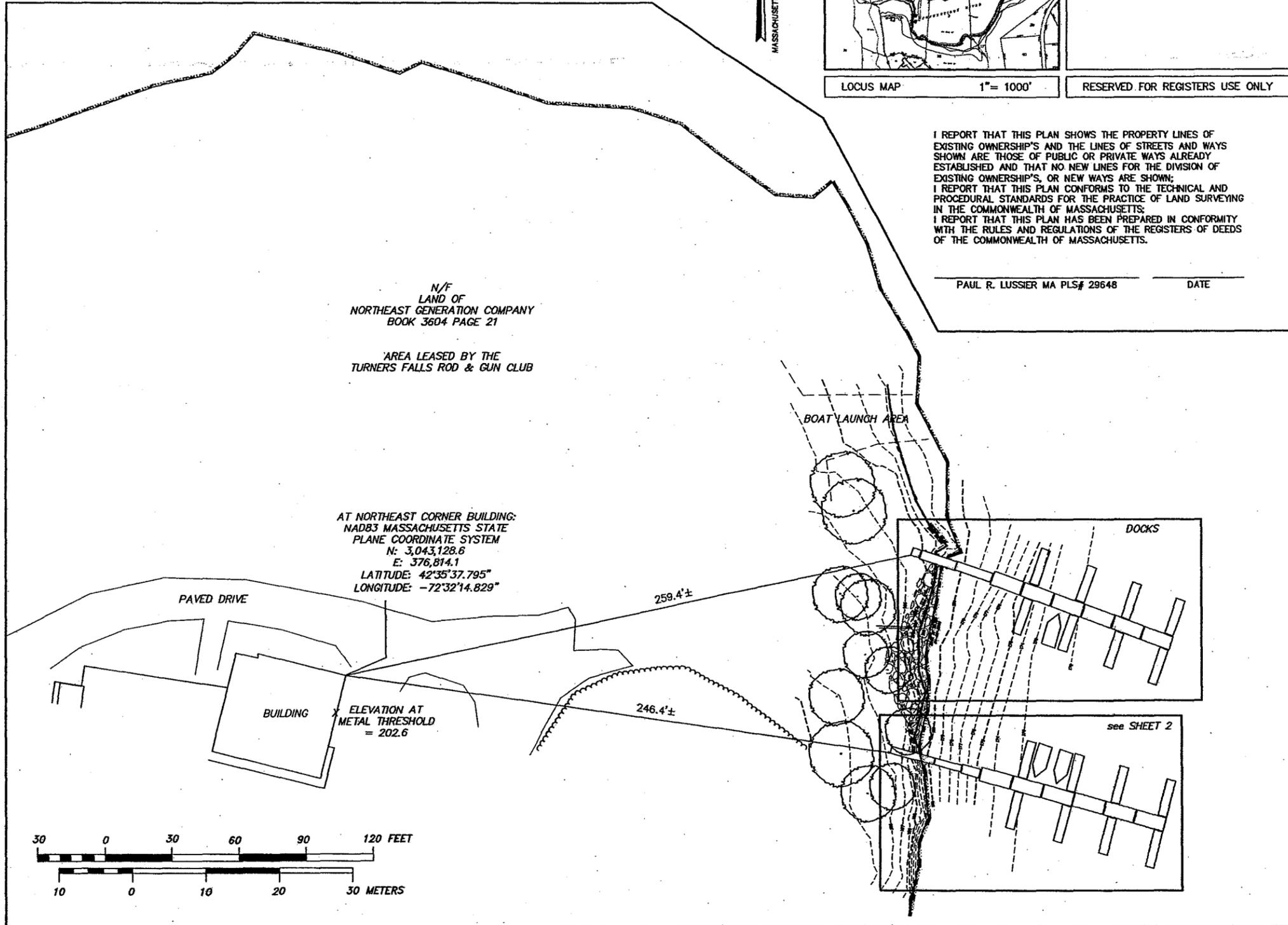
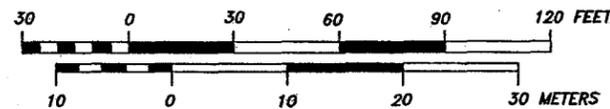
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PAUL R. LUSSIER MA PLS# 29648 DATE

N/F
LAND OF
NORTHEAST GENERATION COMPANY
BOOK 3604 PAGE 21

AREA LEASED BY THE
TURNERS FALLS ROD & GUN CLUB

AT NORTHEAST CORNER BUILDING:
NAD83 MASSACHUSETTS STATE
PLANE COORDINATE SYSTEM
N: 3,043,128.6
E: 376,814.1
LATITUDE: 42°35'37.795"
LONGITUDE: -72°32'14.829"



The Berkshire Design Group, Inc.
4 Allen Place Northampton MA 01060
(413) 582-7000 FAX (413) 582-7005

= SHEET 1 =
SITE PLAN

proj. no.	5-2009-31
drawn	PRL
scale	1" = 30'
date	06/03/2009
rev/had	

PLAN OF LAND IN
TURNERS FALLS, MASSACHUSETTS
PREPARED FOR
TURNERS FALLS ROD & GUN CLUB