



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

PUBLIC NOTICE

Date: DEC. 8, 2015
Comment Period Ends: JAN. 8, 2016
File Number: NAE-2015-02226
In Reply Refer To: Jay L. Clement
Or by e-mail: jay.l.clement@usace.army.mil

30 DAY NOTICE

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 the East Machias River and in adjacent freshwater wetlands at East Machias, Maine in order to facilitate the replacement of the existing deteriorated Jacksonville Bridge (Route 191). The project will result in approximately 500 s.f. of permanent river bed impact (abutments and shore stabilization), 1,650 s.f. of temporary river bed impact (temporary access & cofferdams), 4,600 s.f. of temporary wetland impact (temporary access), 3,900 s.f. of permanent wetland impact, and 3,800 s.f. of cover type conversion. This work is designed to replace critical transportation infrastructure, insure public safety, and protect the economic vitality of Maine's transportation network. During construction of the new bridge, traffic will be maintained using a temporary bridge that will be built upstream of the existing bridge.

WATERWAY AND LOCATION OF THE PROPOSED WORK: East Machias River; East Machias, Maine. The project site is located on the USGS HADLEY LAKE, ME quadrangle sheet at latitude 44.765071°N; and longitude -67.399544°W.

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 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.

ESSENTIAL FISH HABITAT (EFH): 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”).

In water construction at the site will impact Essential Fish Habitat (“EFH”) for Atlantic salmon. This habitat consists of river bottom composed of ledge and boulders interspersed with smaller stones, silt, sand, and gravel. The Federal Highway Administration (“FHWA”) has initiated consultation with the National Marine Fisheries Service. Although FHWA has taken the lead in this consultation, the District Engineer has made a preliminary determination that the site-specific adverse effect will not be 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: FHWA has initiated consultation with the Maine Historic Preservation Commission and Maine’s Indian Tribes pursuant to Section 106 of the National Historic Preservation Act of 1966 as amended. Although FHWA has taken the lead in this consultation, the District Engineer has determined that the proposed work is not likely to affect properties listed in, or eligible for listing in, the National Register of Historic Places. FHWA and the Corps will continue review and consultation to fulfil requirements under the Historic Preservation Act as part of the permit review process.

ENDANGERED SPECIES ACT CONSULTATION: FHWA has initiated consultation with the US Fish & Wildlife Service pursuant to Section 7 of the Endangered Species Act regarding the presence of Atlantic salmon and Atlantic salmon critical habitat, northern long-eared bat, and Canada lynx. Although FHWA has taken the lead in this consultation, the District Engineer is hereby requesting that the appropriate Federal Agency also provide comments to the Corps regarding the presence of and potential impacts to listed species or critical habitat.

OTHER APPROVALS: The applicant has supplied the Maine Department of Environmental Protection with a permit application for the work described in this public notice and is requesting that the Department either grant or waive Water Quality Certification in accordance with Section 401 of the Clean Water Act. Comments regarding the applicant's Permit/Water Quality Certification request may be submitted in writing to: Mike Mullen, Director, Land Division, Bureau of Land Resources, Department of Environmental Protection, 17 State House Station, Augusta, ME, 04333-0017 or by email to: mike.mullen@maine.gov

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, ext. 1 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.



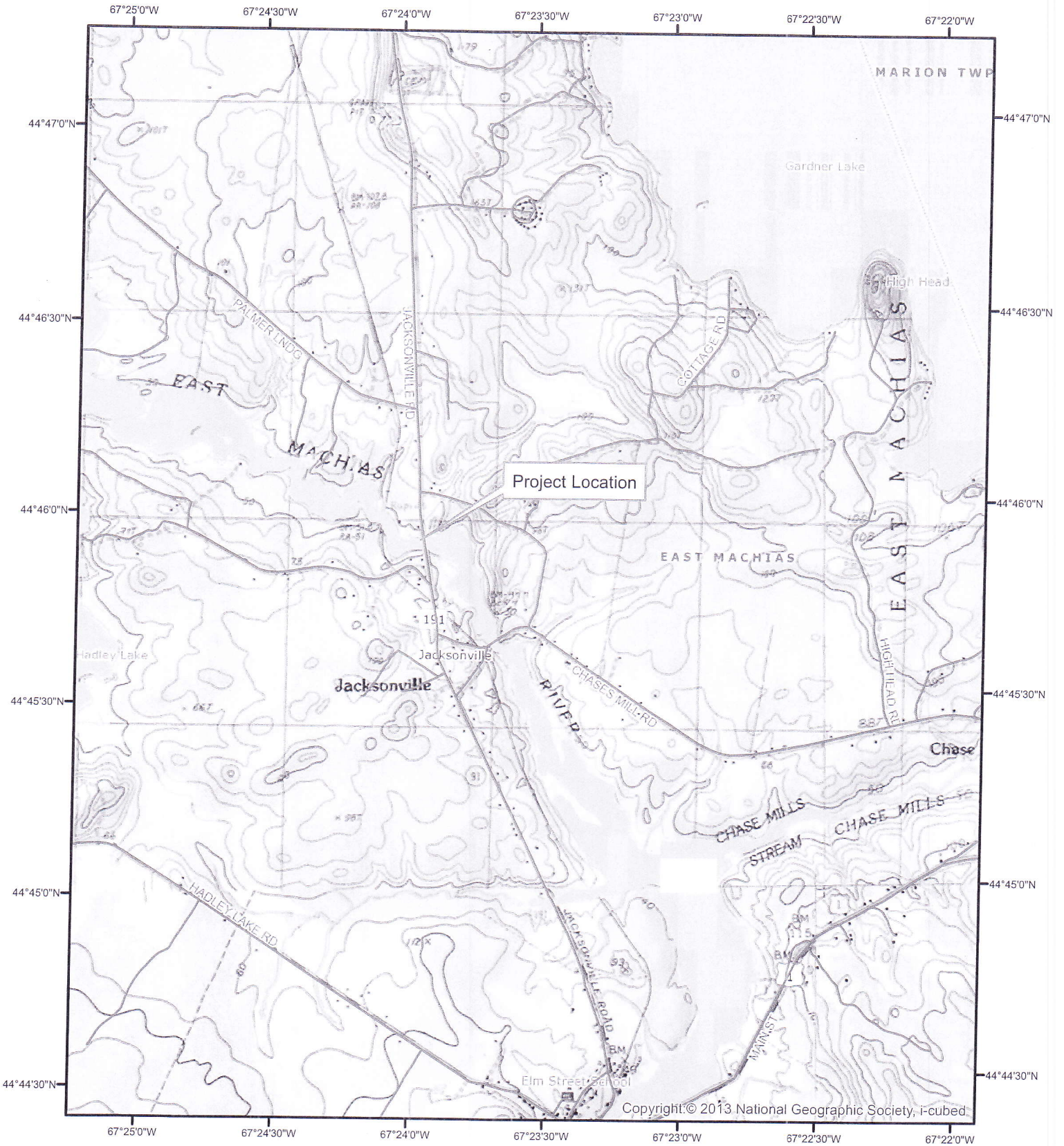
Frank J. Del Giudice
Chief, Permits and Enforcement Branch
Regulatory Division

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. 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: _____

SECTION D: PROJECT LOCATION MAP



67.398831 44.764857



Jacksonville Bridge (#3219)
East Machias, Maine
MaineDOT WIN 20501.00

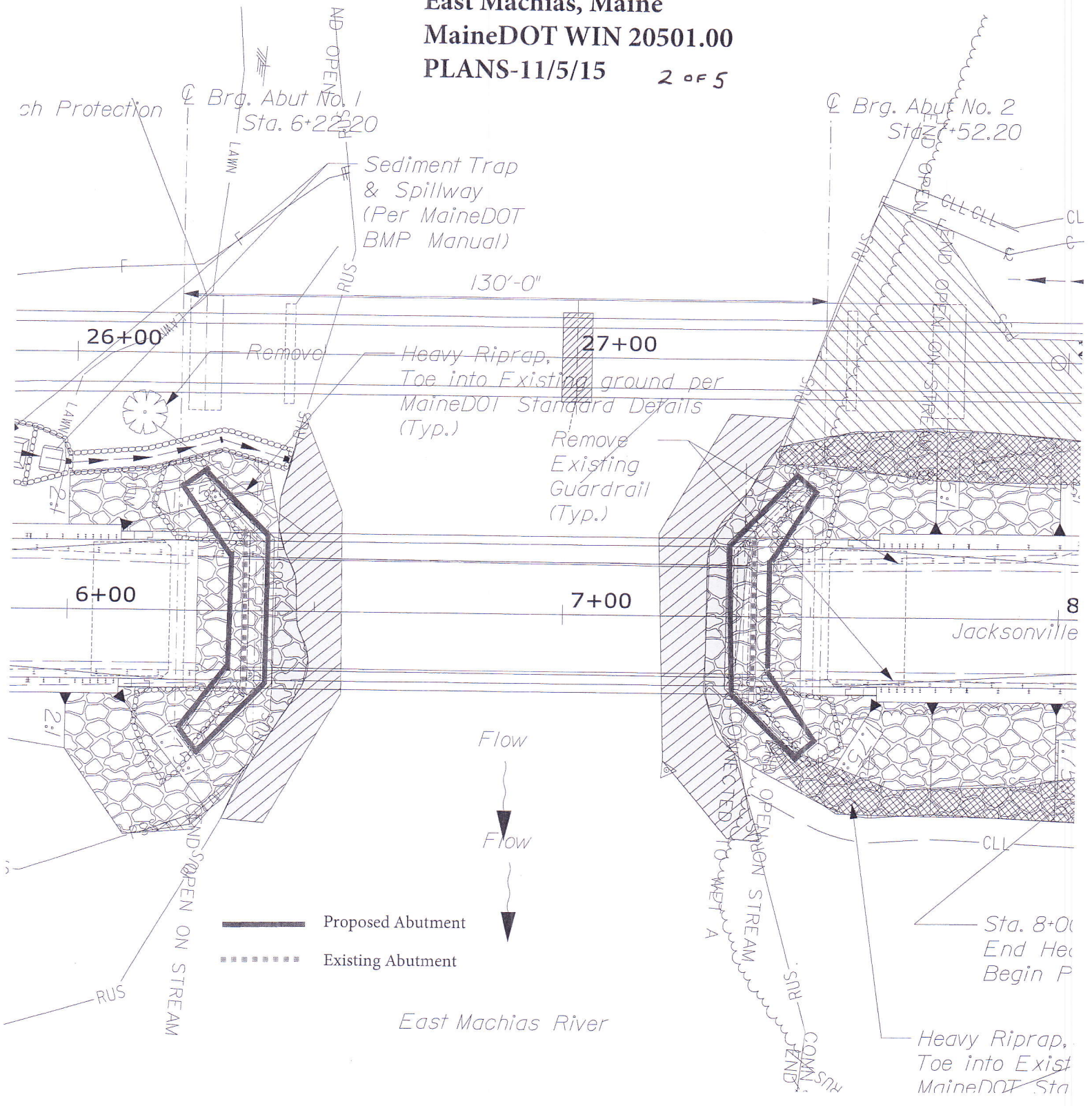


Jacksonville Bridge (#3219)

East Machias, Maine

MaineDOT WIN 20501.00

PLANS-11/5/15 2 OF 5



ch Protection

Brig. Abut No. 1
Sta. 6+22.20

Sediment Trap
& Spillway
(Per MaineDOT
BMP Manual)

130'-0"

Brig. Abut No. 2
Sta. 7+52.20

26+00

27+00

Remove Heavy Riprap,
Toe into Existing ground per
MaineDOT Standard Details
(Typ.)

Remove
Existing
Guardrail
(Typ.)

6+00

7+00

8

Jacksonville

Flow

Flow

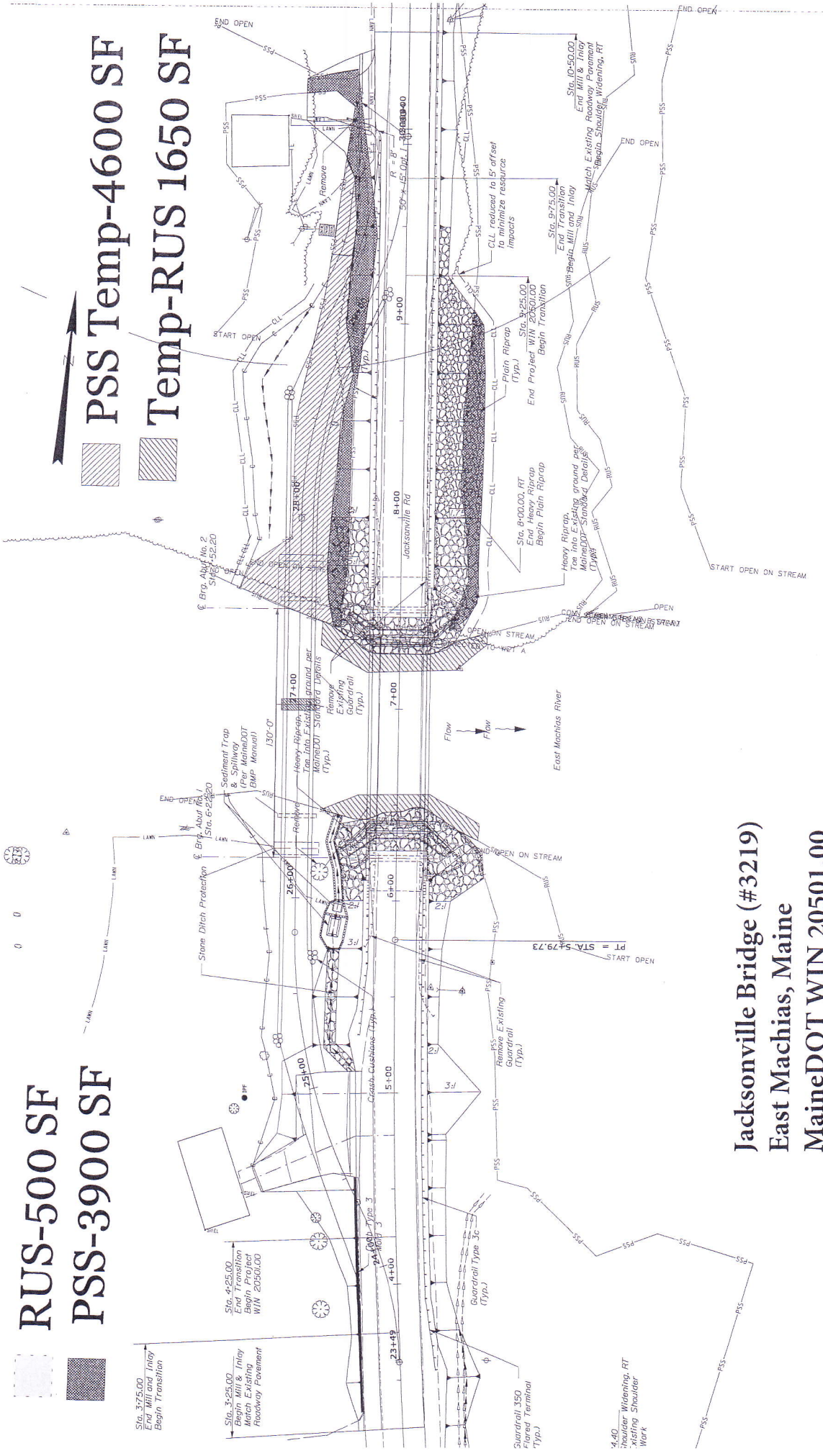
— Proposed Abutment
- - - Existing Abutment

East Machias River

OPEN STREAM
CONNECTED TO WEST A
SUBSIDED STREAM
CONN. TO WEST A

Sta. 8+00
End Heav
Begin P

Heavy Riprap,
Toe into Exist
MaineDOT Sta



RUS-500 SF
PSS-3900 SF

PSS Temp-4600 SF
Temp-RUS 1650 SF

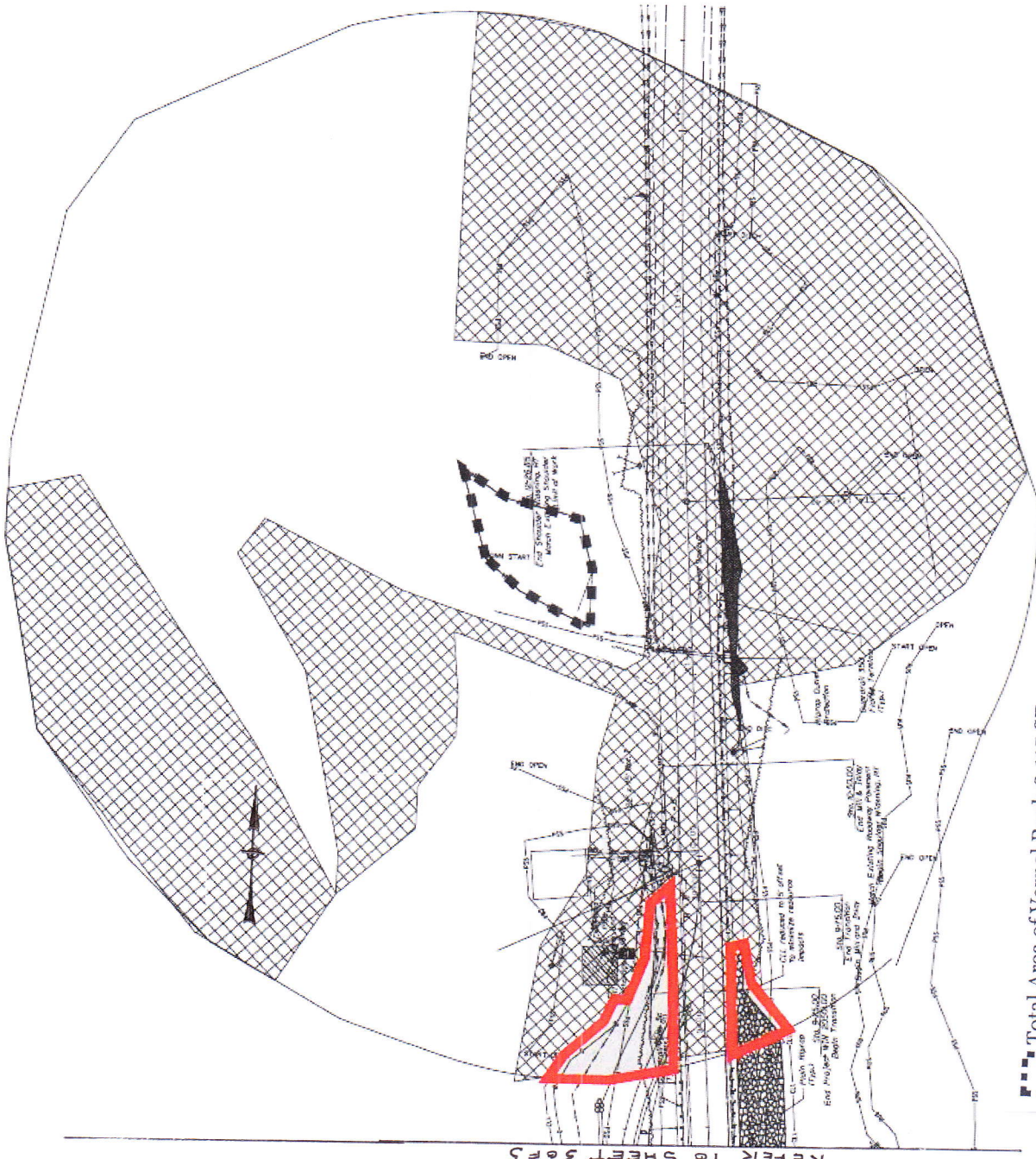
Jacksonsville Bridge (#3219)
East Machias, Maine
MaineDOT WIN 20501.00
PLANS-11/5/15
3 OF 5

Sta. 3+75.00
End Mill & Inlay
Begin Transition






Sta. 3+95.00
End Mill & Inlay
Begin Transition
Match Existing
Roadway Pavement

Guardrail 350
and Terminal
(Typ.)

4.40
Shoulder Widening, RT
Existing Shoulder
Work



REFER TO SHEET 3 OF 5

-  Total Area of Vernal Pool: 3,115 SF
-  Total Area of 250' CTH: 258,720 SF
-  Existing Cleared Area: 128,855SF (50% of 250' CTH)
-  New conversion of habitat within 250' CTH- 3,800 SF (1.5 % of CTH)
-  Total Existing + New Cleared Areas: 132,656 SF (51% of CTH)

6+00

7+00

8+00

600' Project

Jacksonville Bridge (#3219)

East Machias, Maine

MaineDOT WIN 20501.00

PLANS-11/5/15 5 of 5

