



US Army Corps  
of Engineers®  
New England District

# PUBLIC NOTICE

Date: November 13, 2003  
Comment Period Ends: December 13, 2003  
File Number: 200202205  
In Reply Refer To: Cori M. Rose  
Or by e-mail: cori.m.rose@usace.army.mil

**JAMES A MAZZARELLI, EAST STREET SOUTH, GOSHEN, CONNECTICUT 06756** has requested a Corps of Engineers permit under Section 404 of the Clean Water Act to temporarily fill 930 sf of inland wetlands for temporary construction access to facilitate dredging of a pond associated with an unnamed tributary of the Naugatuck River at Mountain Road, Torrington, Connecticut, as shown on the attached plans.

The work will consist of the construction of the temporary haul road/wetland crossing, dewatering of the 1.9-acre pond basin, removal of approximately 5,300 cy of sediment over 0.97 acre along the northwesterly section of the pond for an average finished depth of 5.8 feet and two deep pockets of 12 feet, temporary stockpiling and removal of the excavated materials to an upland location, removal of the temporary access road and stabilization of disturbed areas, and finally refilling of the pond to its pre-existing water level. The purpose of the proposed fill and associated activity is to obtain construction access for dredging of a pond currently managed as a private recreation/wildlife area.

This project is located on the USGS West Torrington quadrangle sheet at UTM coordinates 4631787 N and 654401 E.

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 Cori M. Rose (978) 318-8306, (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.

SEE NEXT PAGE FOR  
DETAILS OF EVALUATION  
FACTORS

  
Robert J. DeSista  
Chief, Permits & Enforcement Branch  
Regulatory Division

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.

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.

Based on his initial review, the District Engineer has determined that the proposed work may impact properties listed in, or eligible for listing in, the National Register of Historic Places. Additional review and consultation to fulfill requirements under Section 106 of the National Historic Preservation Act of 1966, as amended, will be ongoing as part of the permit review process.

Pursuant to the Endangered Species Act, the District Engineer is hereby requesting that the appropriate Federal Agency provide comments regarding the presence of and potential impacts to listed species or its critical habitat.

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.

The States of Connecticut, Maine, Massachusetts, New Hampshire and Rhode Island have approved Coastal Zone Management Programs. Where applicable the applicant states that any proposed activity will comply with and will be conducted in a manner that is consistent with the approved Coastal Zone Management Program. By this Public Notice, we are requesting the State concurrence or objection to the applicant's consistency statement.

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.

THIS NOTICE IS NOT AN AUTHORIZATION TO DO ANY WORK.

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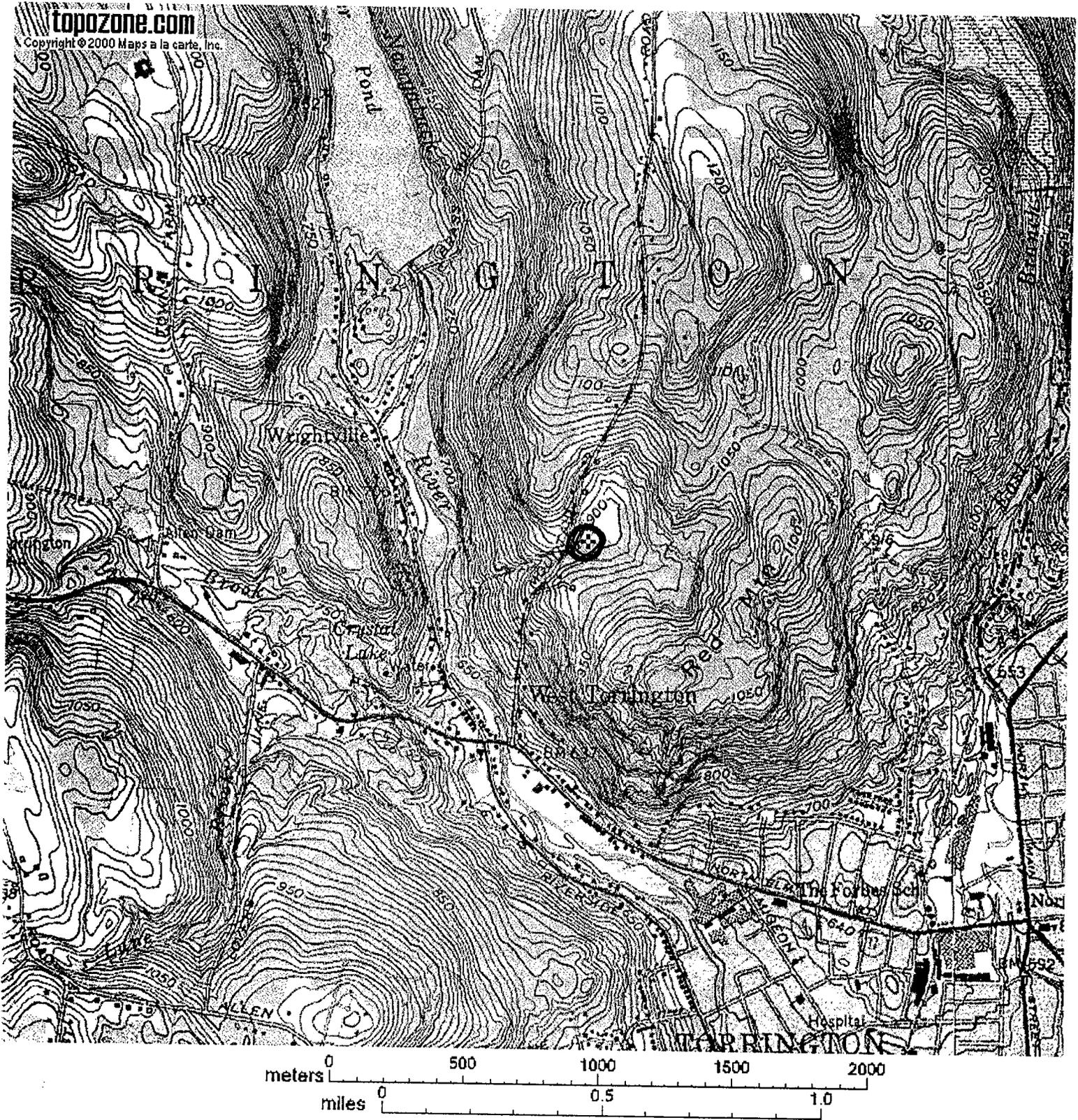
If you would prefer not to continue receiving Public Notices, please contact Ms. Tina Chaisson at (978) 318-8058 or e-mail her at [bettina.m.chaisson@usace.army.mil](mailto:bettina.m.chaisson@usace.army.mil). You may also check here ( ) and return this portion of the Public Notice to: Bettina Chaisson,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

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

# TopoZone.com

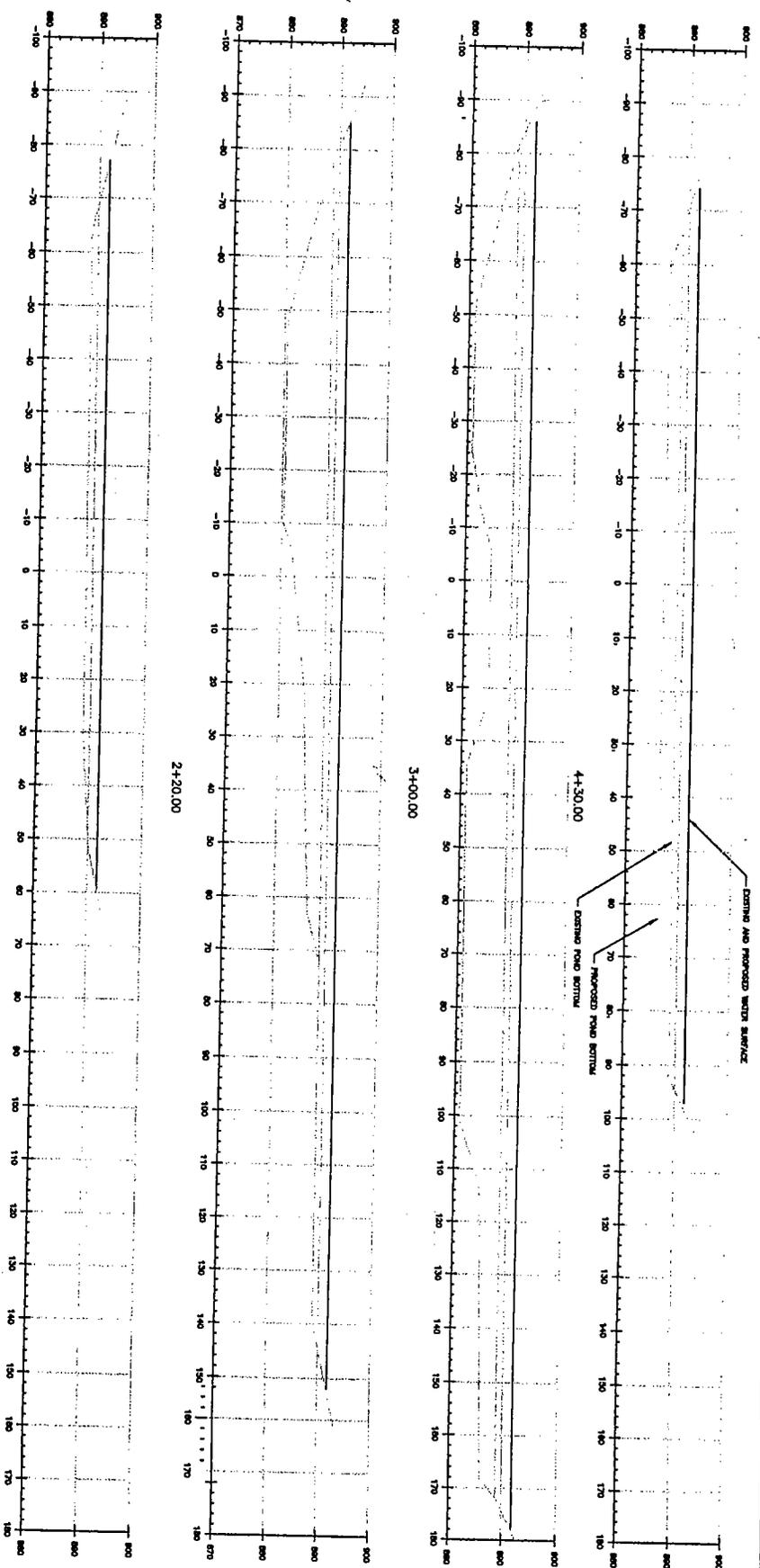


Target is UTM 18 654401E 4631787N - WEST TORRINGTON quad [[Quad Info](#)]



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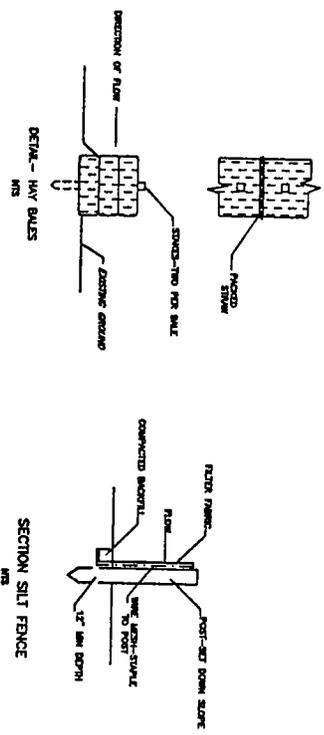


0+50.00  
 CROSS SECTIONS  
 HORIZ. SCALE 1"=10'  
 VERT. SCALE 1"=1'

2+20.00

3+00.00

4+30.00



REV.	DATE	BY	CHKD.	DESCRIPTION
1	1/11/2002	JM	JM	REV. DATA OF PERFORMANCE
2	7/27/2002	JM	JM	REV. EXISTING LIMITS
3	8/27/2002	JM	JM	ADDED WATER MARKING
4	9/9/2002	JM	JM	ADDED REMOVAL NOTES

**POND DREDGING PLAN**

FOR  
**JAMES A. MAZZARELLI**

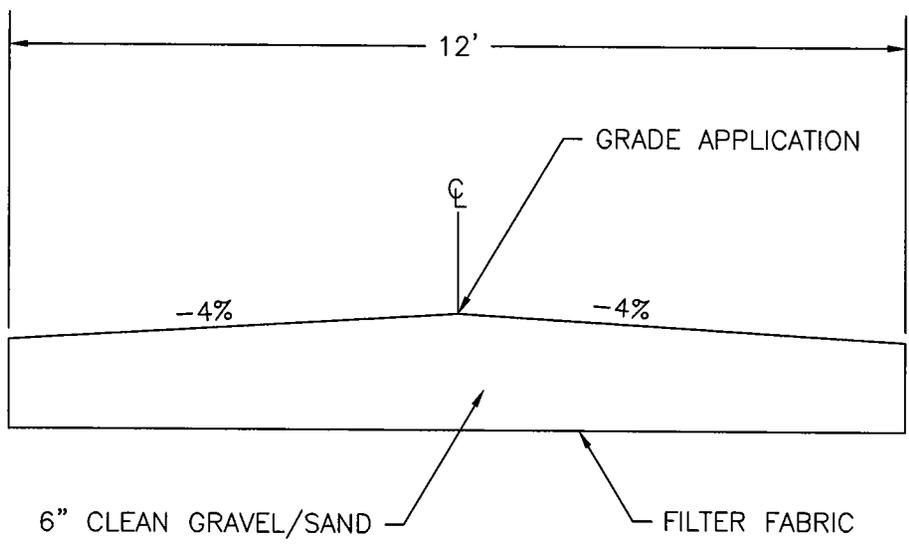
ROBERT J. SABELLE P.E. LLC  
 253 WEST STREET  
 WEST HARTLAND, CONNECTICUT 06091

DAVID N. SABELLE  
 CIVIL ENGINEER

SCALE AS NOTED	DATE 8/2002	DESIGNED BY J.M.	CHECKED BY J.M.	PROJECT NUMBER 2002-108
		DRAWN BY J.M.		SHEET NUMBER 3 OF 3



JAMES A. MAZZARELLI  
MOUNTAIN ROAD  
TORRINGTON CT



SECTION TEMPORARY HAUL ROAD  
NTS