



US Army Corps
of Engineers®
New England District

PUBLIC NOTICE

Date: DECEMBER 16, 2003
Comment Period Ends: JANUARY 16, 2004
File Number: 200302497
In Reply Refer To: Shawn B. Mahaney
Or by e-mail: shawn.b.mahaney@usace.army.mil

30-DAY COMMENT PERIOD

BANGOR PARKADE, INC., 164 COLONIAL ROAD, MANCHESTER, CT 06045 has requested a Corps of Engineers permit under Section 404 of the Clean Water Act, to place fill in freshwater wetlands off Stillwater Avenue at Bangor, Maine. The work is described on the enclosed plans entitled "BANGOR PARKADE," on 16 sheets, dated "11.24.03" and as follows:

1. Fill approximately 1.23 acres of freshwater wetland in conjunction with the development of a 225,000 square foot shopping center.
2. To compensate for the project's impacts, the applicant proposes to create 3.03 acres freshwater wetland on site adjacent to the development.

The applicant is proposing these measures seeking to lessen the project's impact on aquatic resources. This notice solicits comments on these proposed measures from the interested or affected public as well as those agencies who speak to the public interest. After receipt of the comments, the Corps of Engineers will obtain any necessary additional information from the applicant and determine whether the proposed measures are practicable and serve to help mitigate this project's unavoidable impacts.

The project is located on the BANGOR, ME quadrangle sheet at Universal Transverse Mercator grid coordinates N4963669, E519168.

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 Shawn Mahaney at (207) 623-8367 ext 4 or (918) 318-8492.

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


David H. Killby, P.E., C.P.G.
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 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)

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.

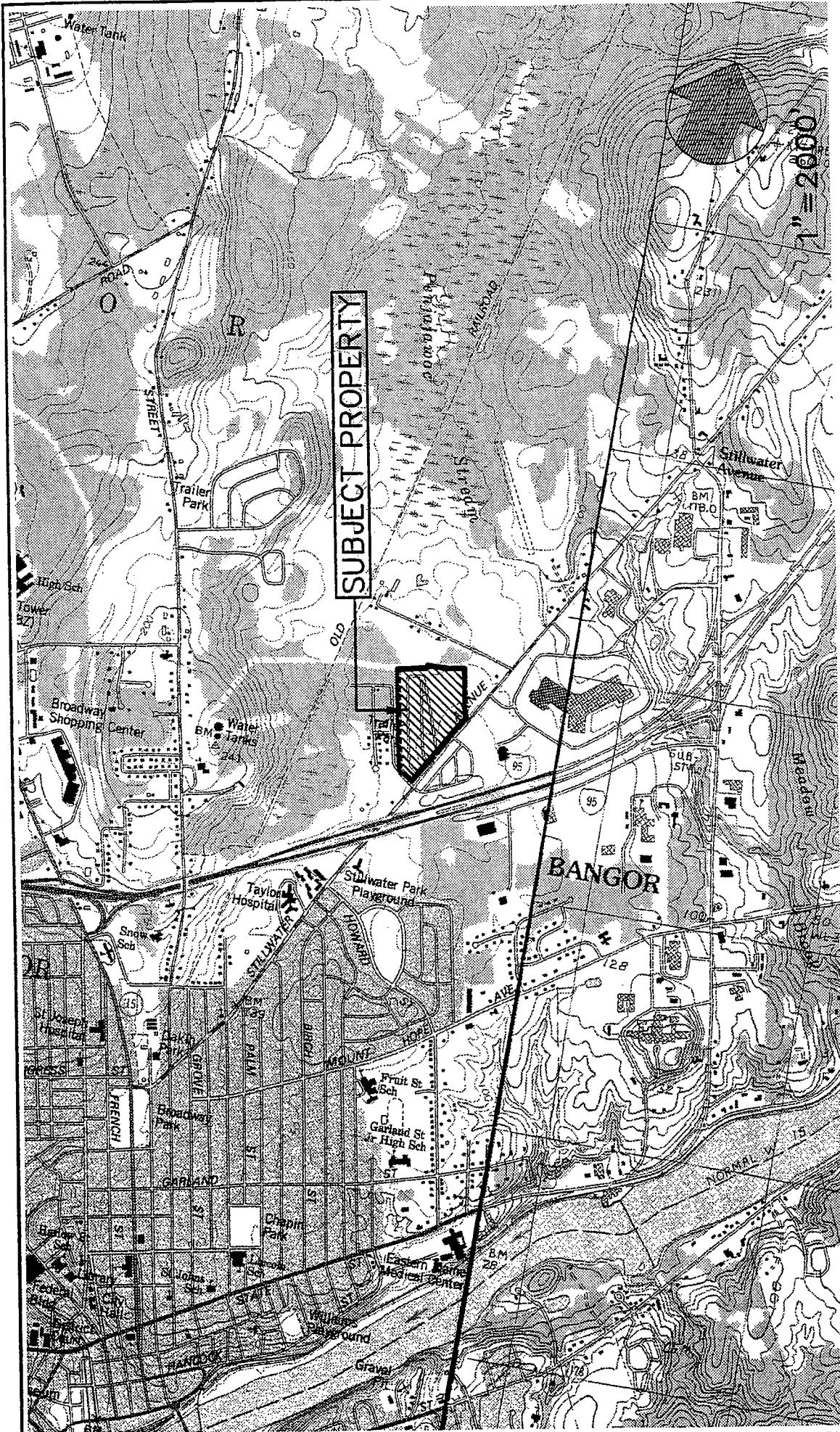
The States of Connecticut, Maine, Massachusetts, New Hampshire and Rhode Island have approved Coastal Zone Management Programs. Where applicable the applicant states that any proposed activity will comply with and will be conducted in a manner that is consistent with the approved Coastal Zone Management 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.

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: _____



BANGOR PARKADE

VICINITY MAP

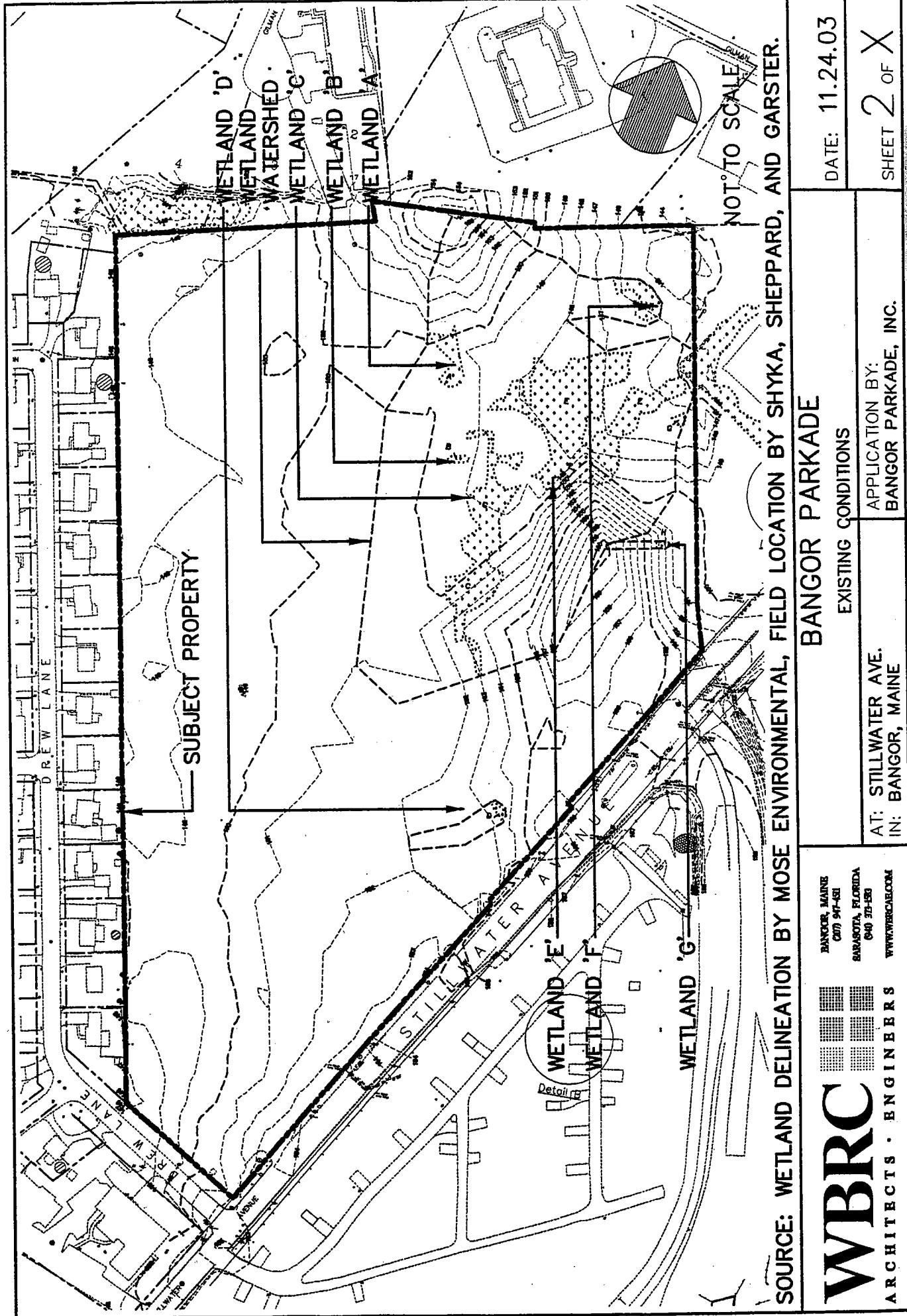
APPLICATION BY:
BANGOR PARKADE, INC.

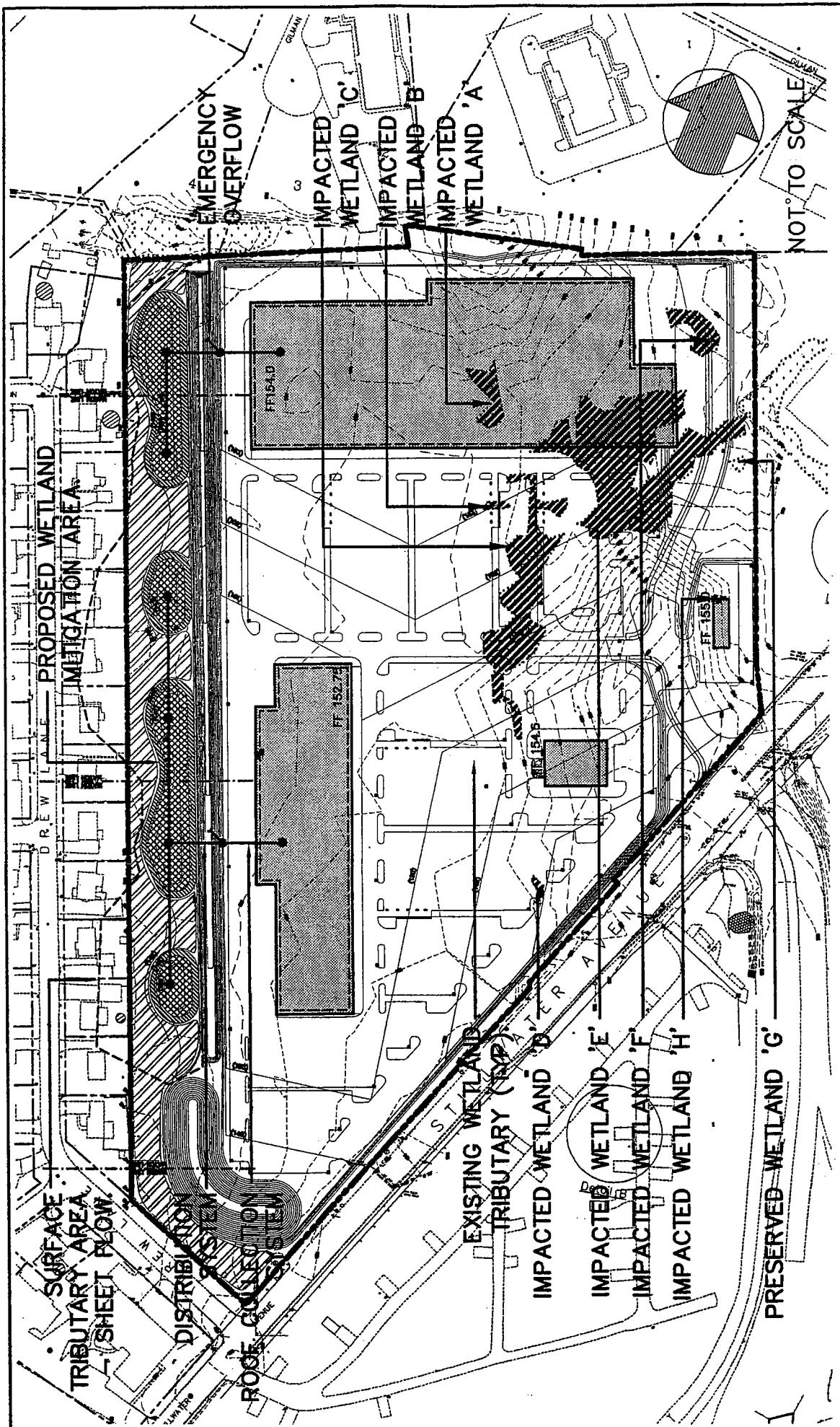
DATE: 11.24.03

1 OF X
SHEET

WBRC
ARCHITECTS • ENGINEERS

BANGOR, MAINE
COM 94-451
SARASOTA, FLORIDA
640 324-883
WWW.WBRC.COM



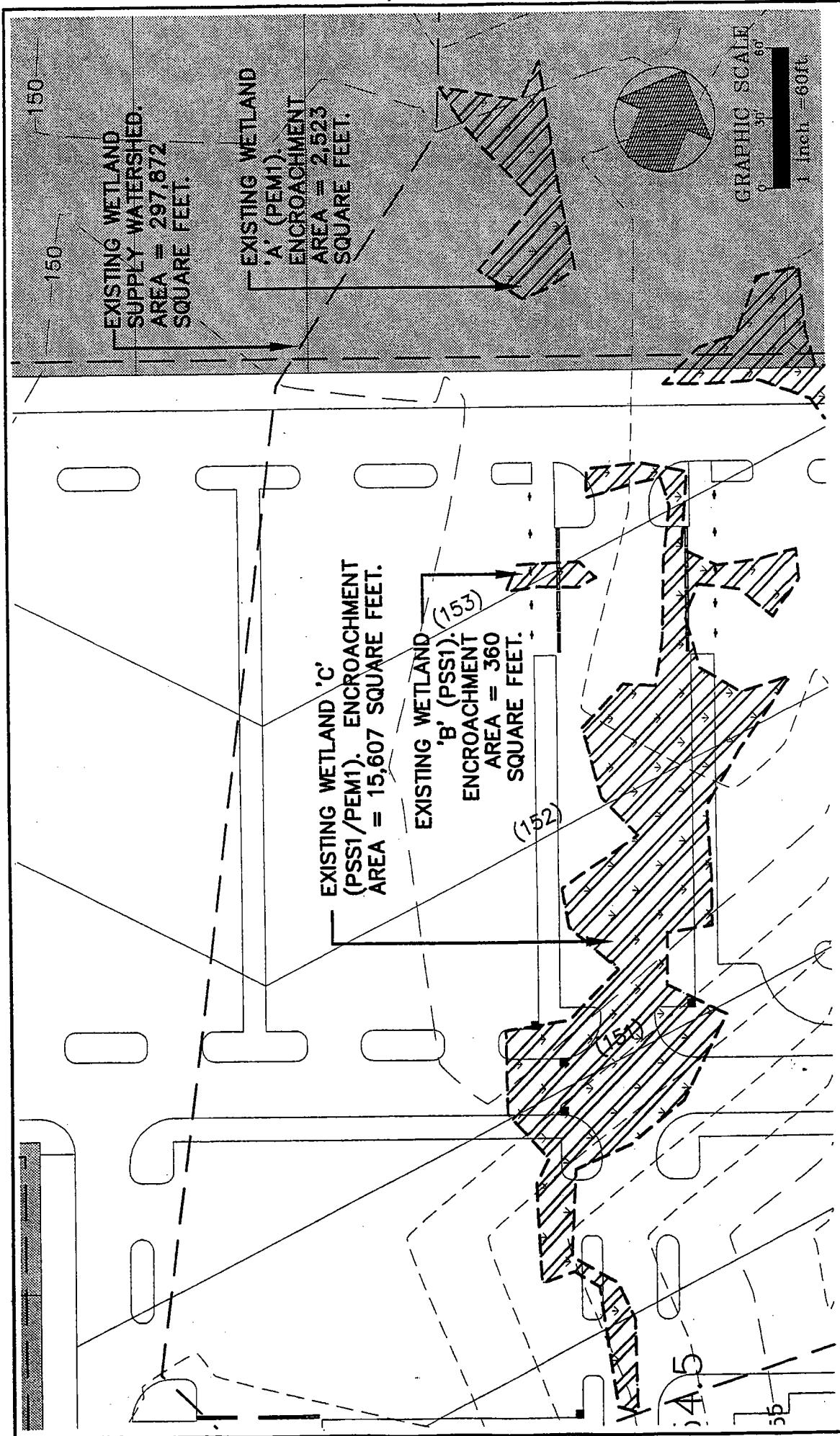


WBRC
ARCHITECTS • ENGINEERS

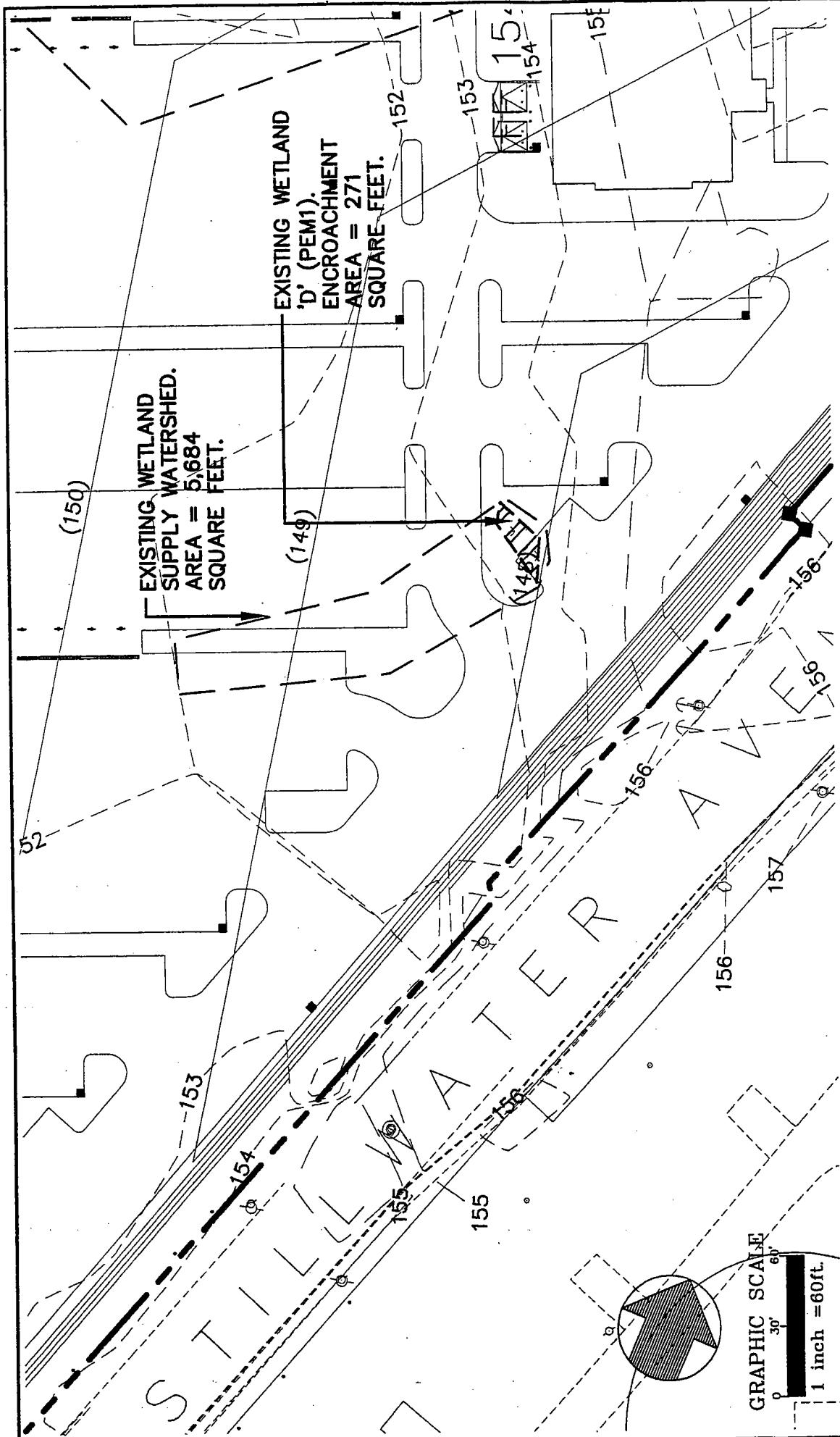
BANGOR, MAINE
601 Main Street
SARASOTA, FLORIDA
941 373-3535
www.wbrc.com

BANGOR PARKADE
PROPOSED WETLANDS AND HYDROLOGY OVERVIEW
AT: STILLWATER AVE.
IN: BANGOR, MAINE
APPLICATION BY:
BANGOR PARKADE, INC.

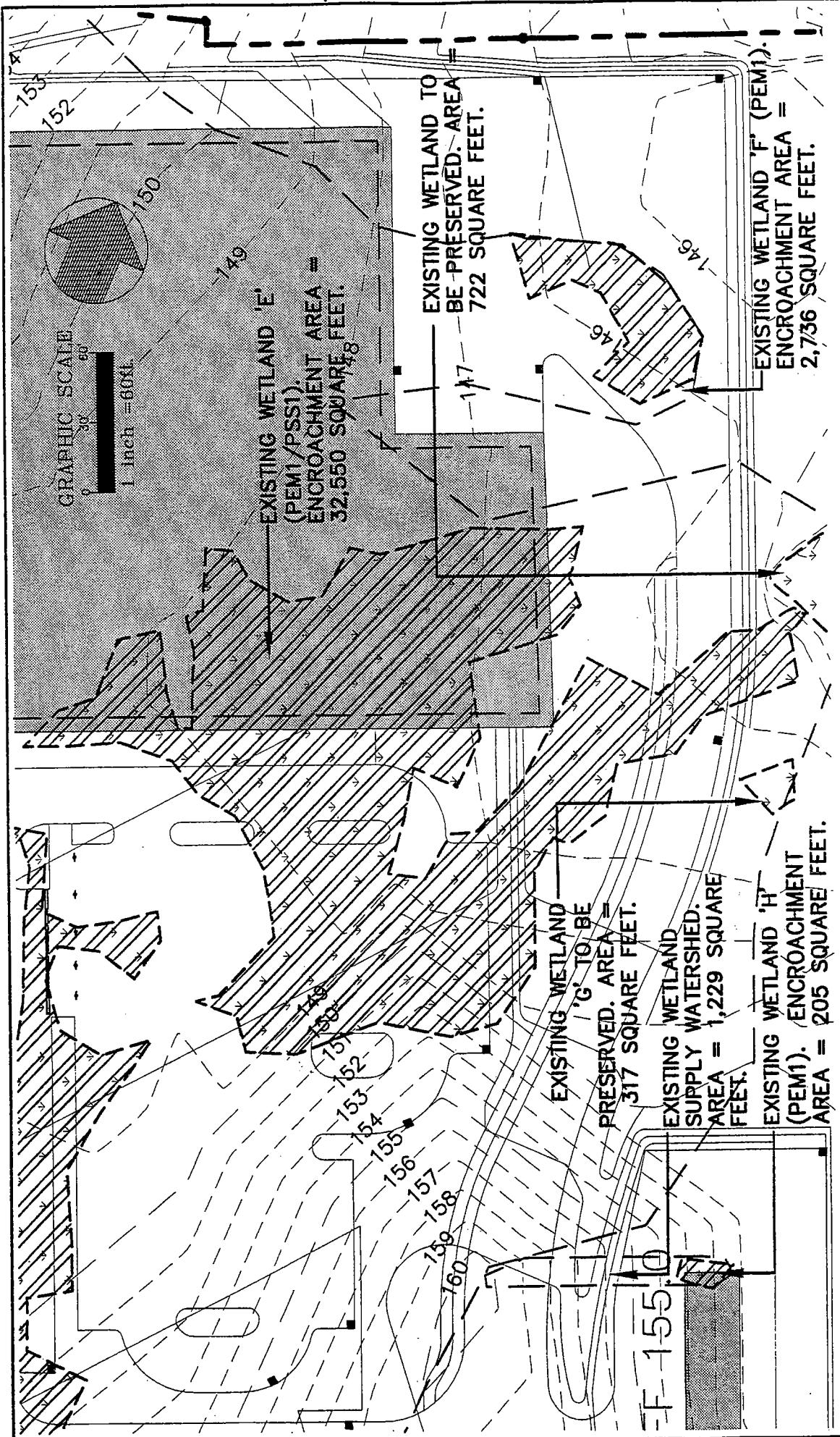
DATE: 11.24.03
SHEET 3 OF X



WBRC
ARCHITECTS • ENGINEERS



BANGOR PARKADE IMPACT AREA OF WETLAND 'D' AT: STILLWATER AVE. IN: BANGOR, MAINE WWW.CE.COM	DATE: 11.24.03 SHEET 5 OF X
WBRC ARCHITECTS . ENGINEERS	APPLICATION BY: BANGOR PARKADE, INC.



WBR ARCHITECTS • ENG

BANGOR, MAINE
(207) 947-4511

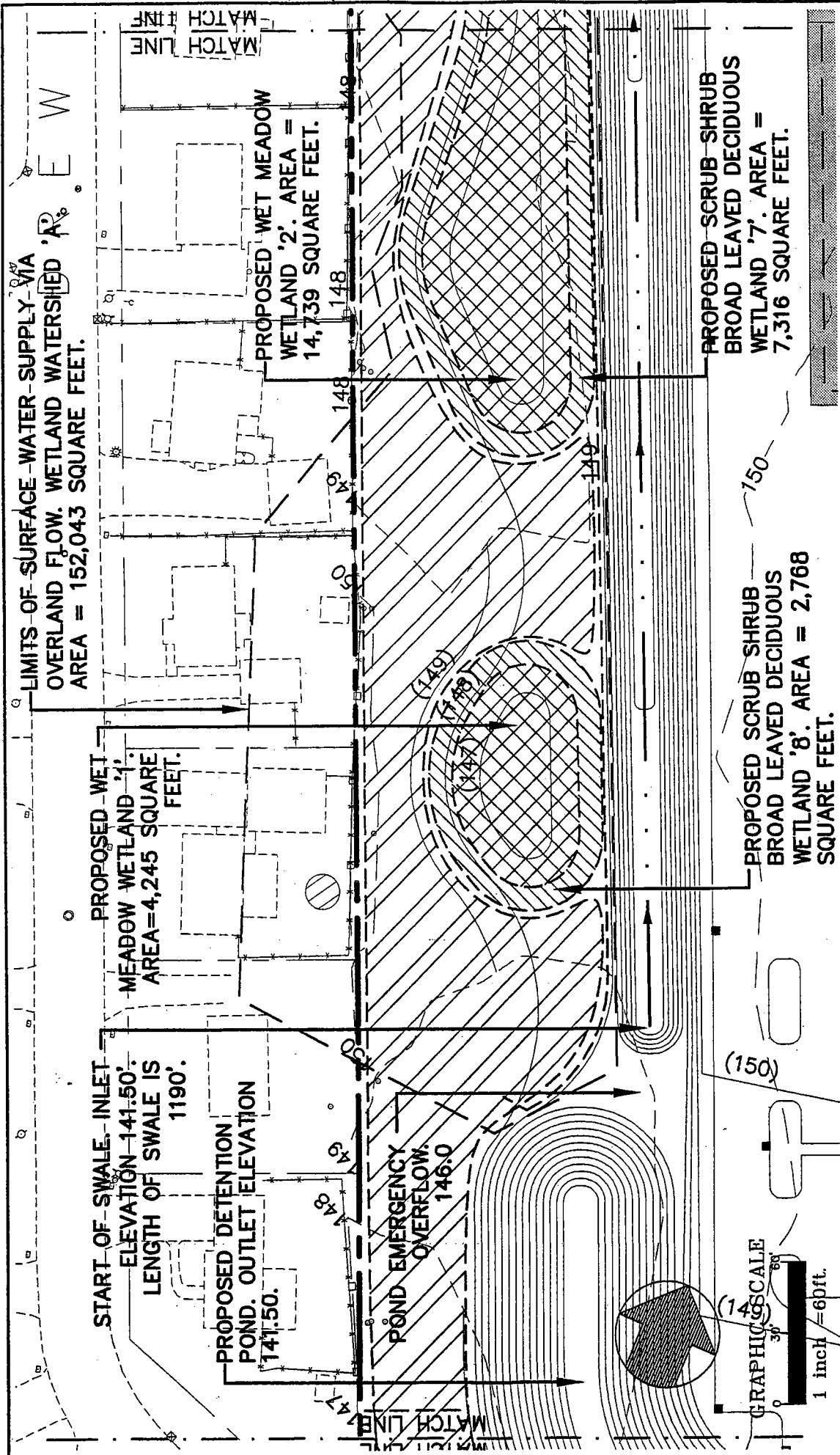
PALM BEACHES, FLORIDA
(407) 377-1933

WWW.VIBRACO.COM

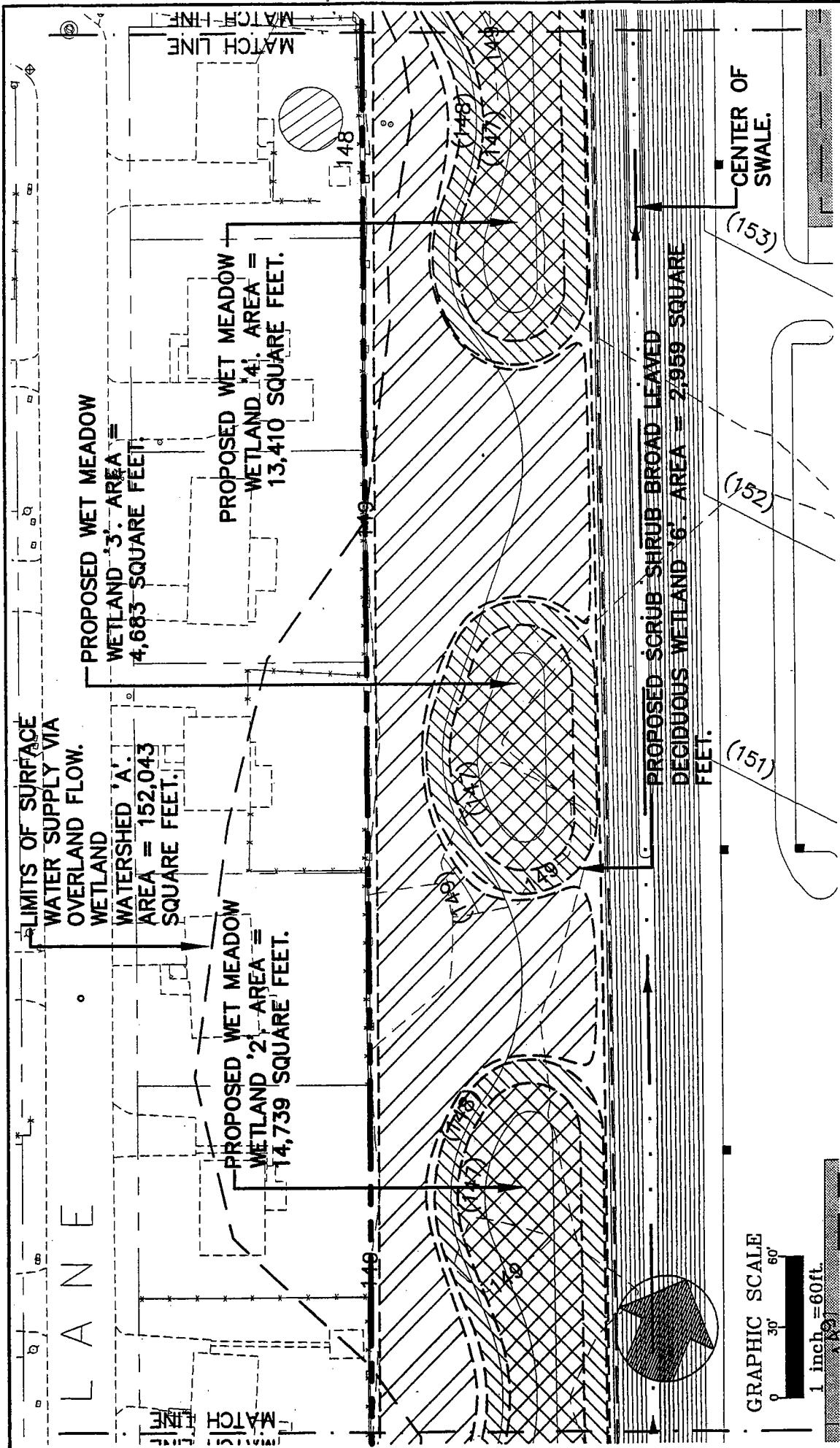
IMPACT AREA OF WETLAND 'E', 'F', & 'H'

APPLICATION BY:
BANGOR PARKADE, INC.

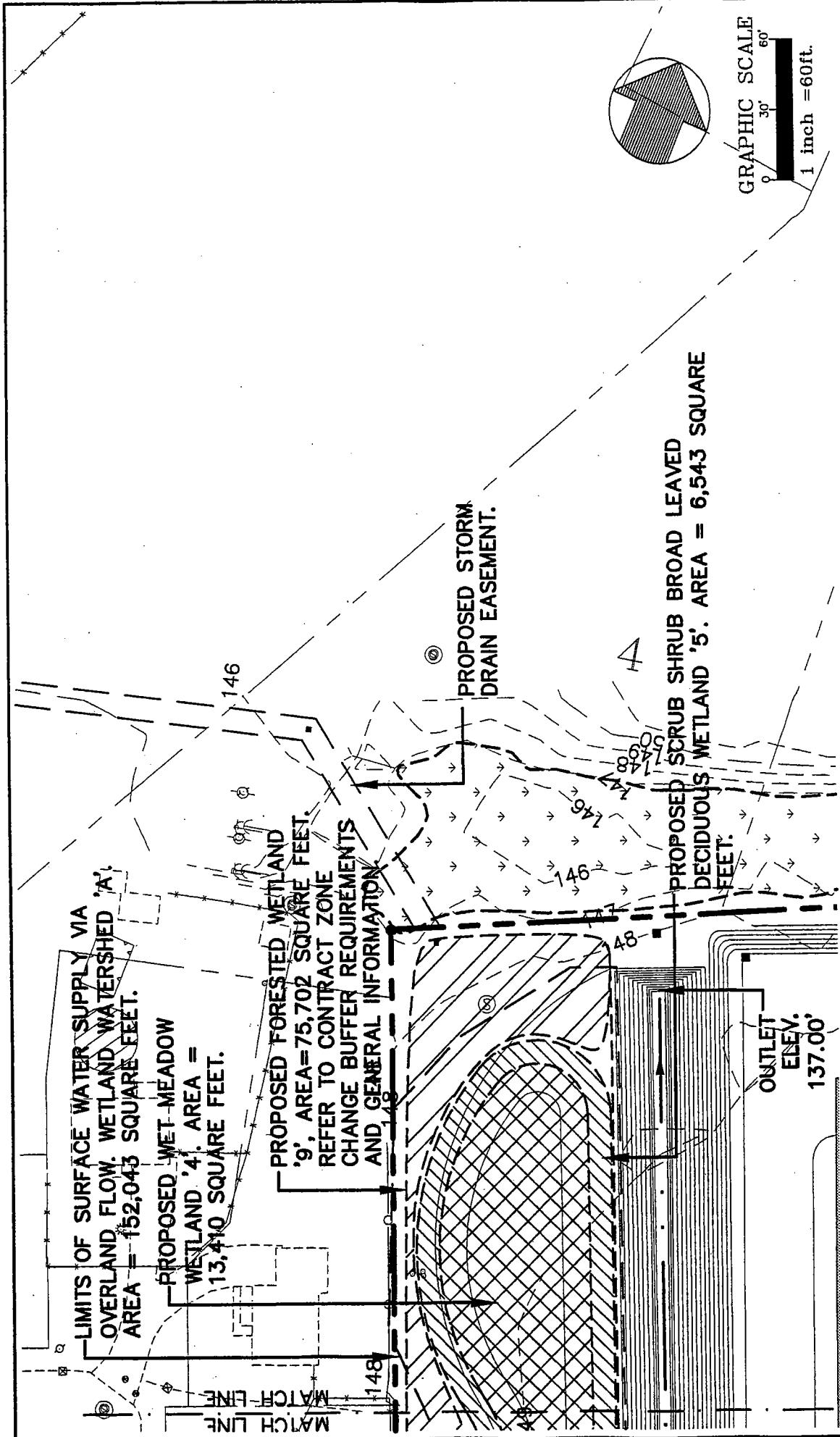
DATE: 11.24.03 SHEET 6 OF X



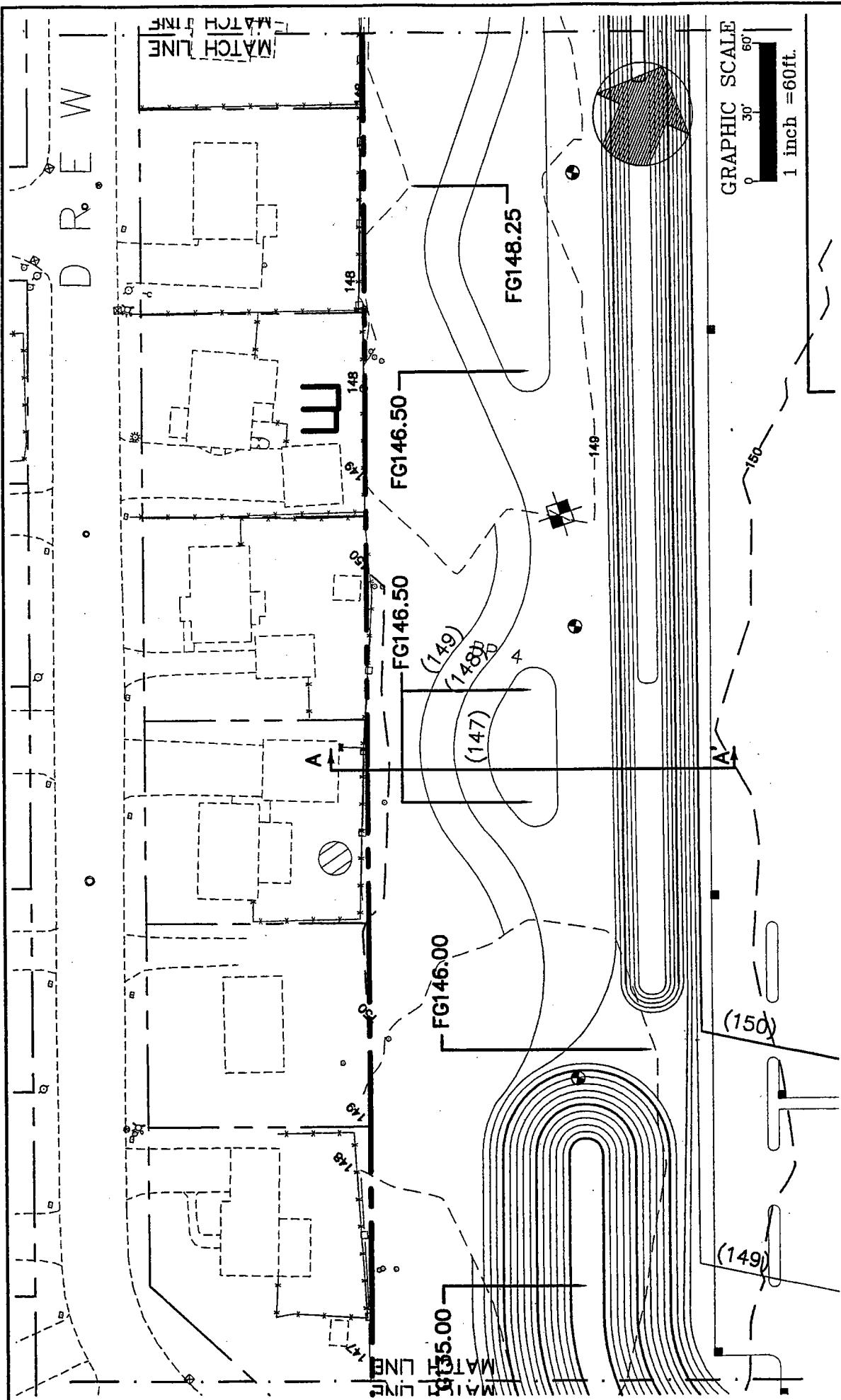
BANGOR PARKADE	MITIGATED WETLANDS 1, 2, 7, & 8	DATE: 11.24.03
WVBRG ARCHITECTS • ENGINEERS	APPLICATION BY: BANGOR PARKADE, INC.	SHEET 7 OF X



WBRC ARCHITECTS • ENGINEERS	BANGOR PARKADE MITIGATED WETLANDS 2, 3, 4, & 6	BANGOR, MAINE 207 947-5431 SARASOTA, FLORIDA 941 374-3535 ATT: STILLWATER AVE. IN: BANGOR, MAINE www.wbrc.com	APPLICATION BY: BANGOR PARKADE, INC.	DATE: 11.24.03
			SHEET 8 OF X	



WBRC	BANGOR PARKADE MITIGATED WETLANDS 4, 5, & 9	DATE: 11.24.03
ARCHITECTS • ENGINEERS	AT: STILLWATER AVE. IN: BANGOR, MAINE APPLICATION BY: BANGOR PARKADE, INC.	SHEET 9 OF X www.wbrc.com



WBRC ARCHITECTS : ENGIN

RANCOR, MAINE
(207) 947-4511
PARASOTA, FLORIDA
(941) 373-1163

BAINGUN FAKULTAS KEDOKTERAN

DATE: 11.24.03

PANKAD

WETLANDS
AT: STILLWATER AVE.
IN: BANGOR, MAINE

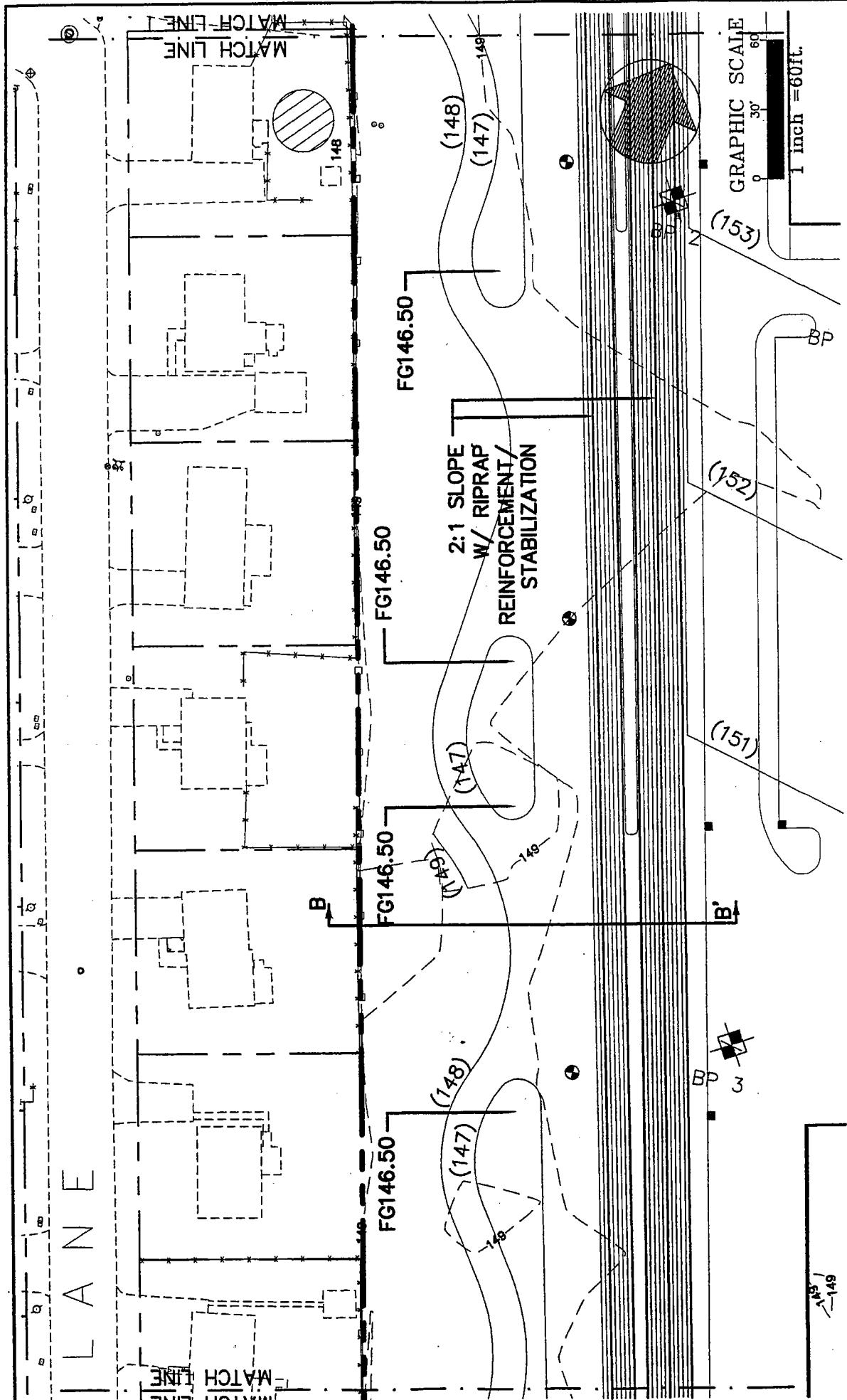
GRAPHIC SCALE

 1 inch = 60 ft.

1

DATE: 11.24.03

5



WBR ARCHITECTS • ENGINEERS

BANGOR PARKADE
WETLAND GRADING—WETLANDS 2, 3,
AT: STILLWATER AVE.
IN: BANGOR MAINE
APPLICATION
BANGOR PARKADE

RANGOR, MAINE
(207) 947-4511

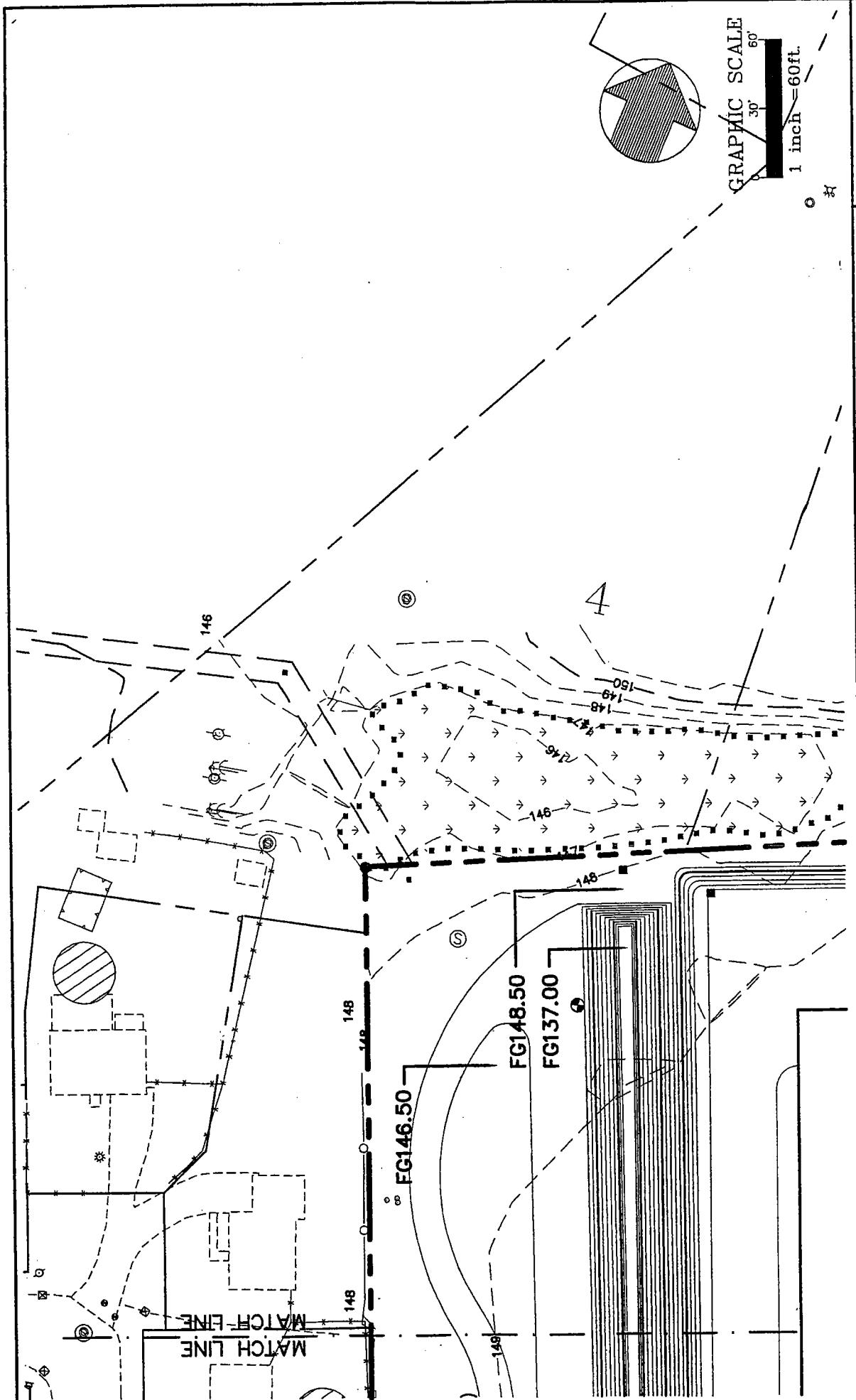
BRASASOTA, FLORIDA
(813) 373-1533

WWW.MERCA.COM

RANGOR, MAINE
(207) 947-4511

BRASASOTA, FLORIDA
(813) 373-1533

WWW.MEROCAL.COM

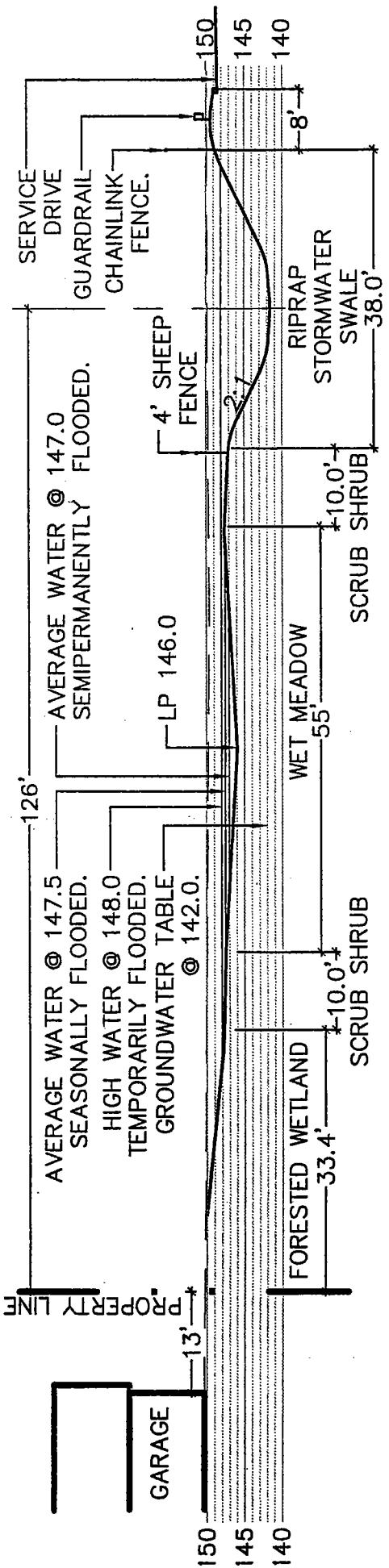


WBRC ARCHITECTS • ENG

LANDOR, MAINE
CON 947-4511
BEARASOTA, FLORIDA
CON 373-583
WWW.MERCAROMA

C3—WETLAND GRADING—WETLANDS 4, 5 & 9
LWATER AVE.
BANGOR, MAINE
APPLICATION BY:
BANGOR PARKADE, INC.

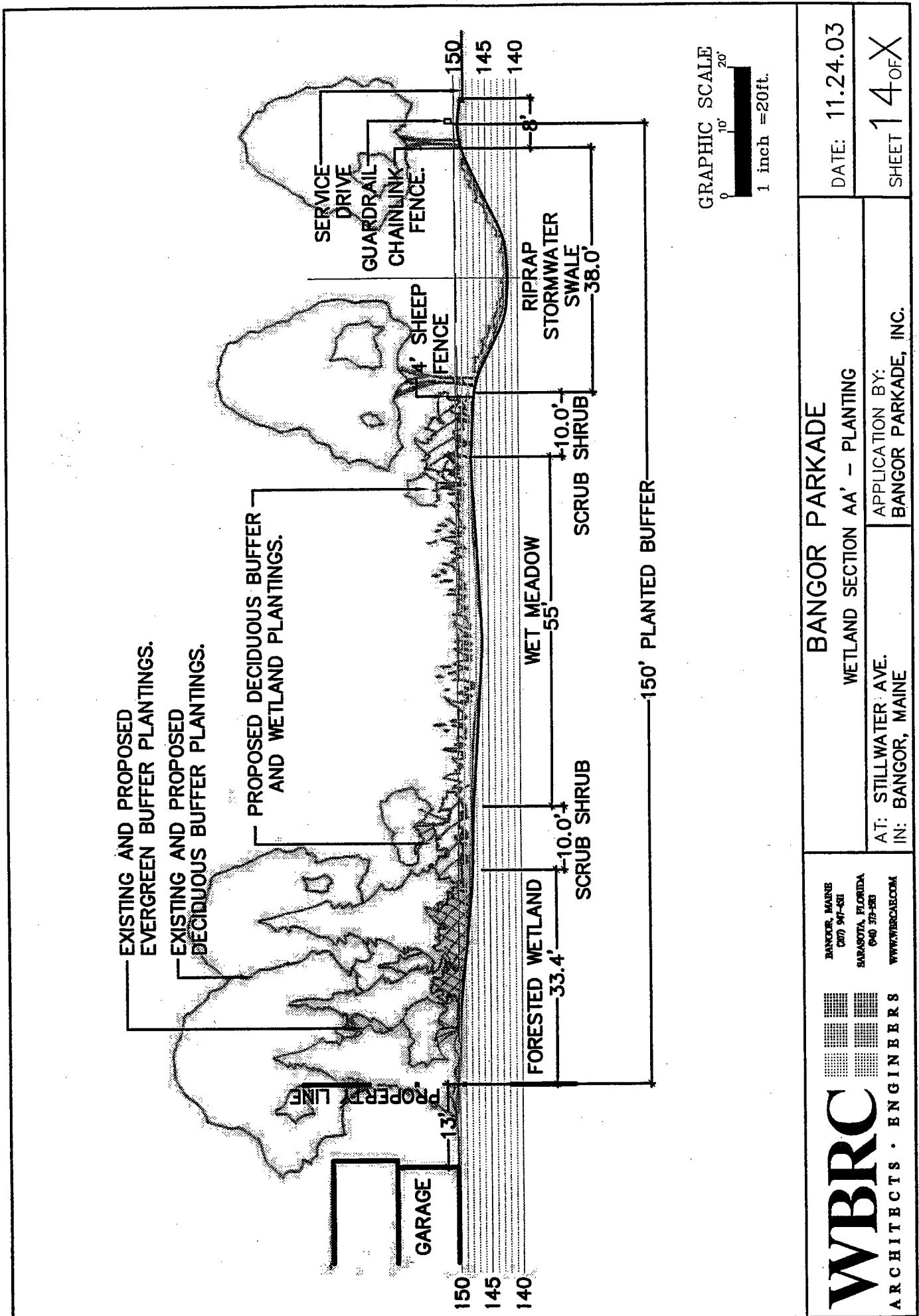
DATE: 11.24.03
SHEET 12 OF X

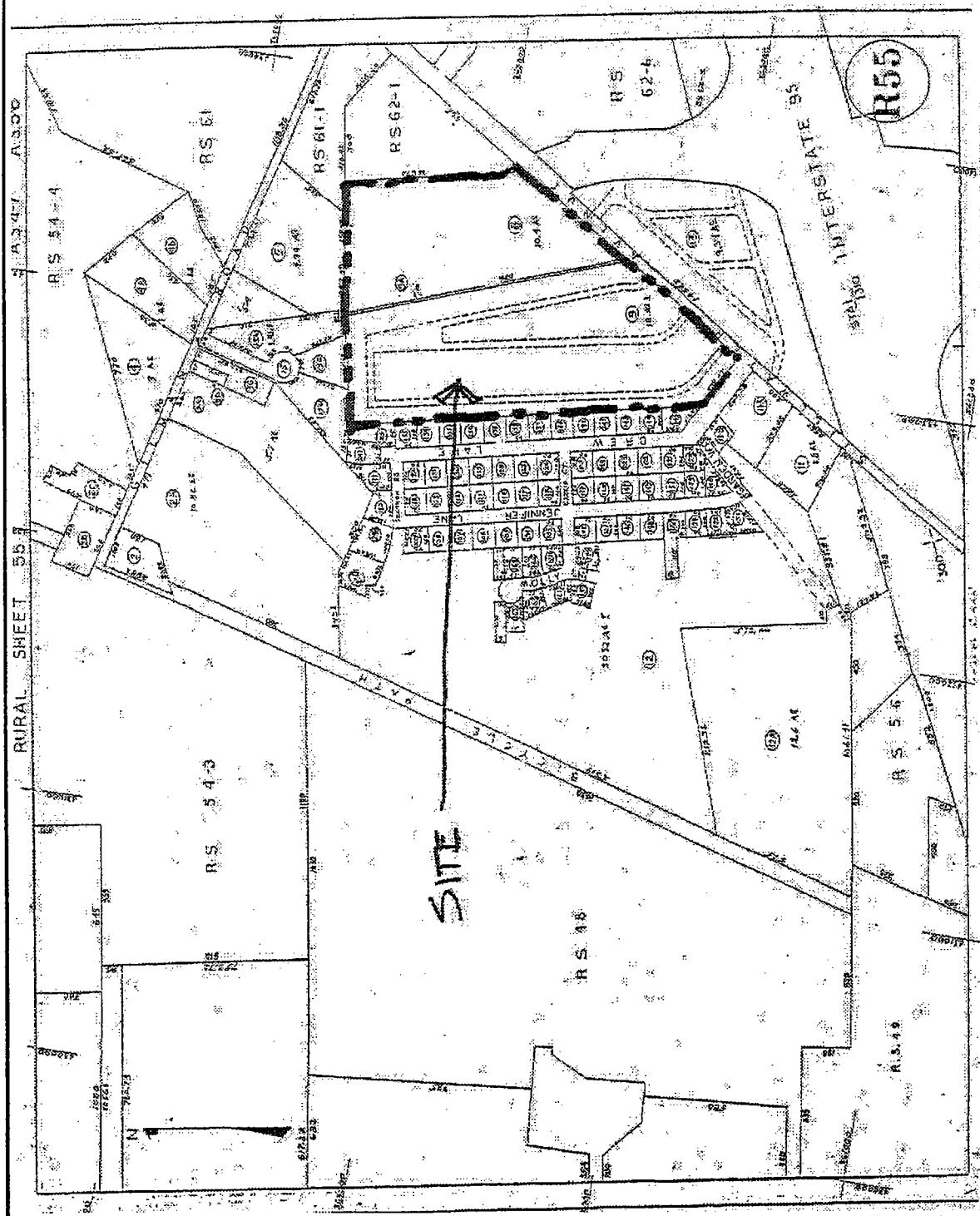


GRAPHIC SCALE

 1 inch = 20ft.

WBRC		BANGOR, MAINE QDN 547-451	BANGOR PARKADE WETLAND SECTION AA' - GRADING	DATE: 11.24.03
		SARASOTA, FLORIDA QSD 375-450	APPLICATION BY: BANGOR PARKADE, INC.	SHEET 13 OF X
			AT: STILLWATER AVE. IN: BANGOR, MAINE	
		ARCHITECTS • ENGINEERS	WWW.MERCA.COM	





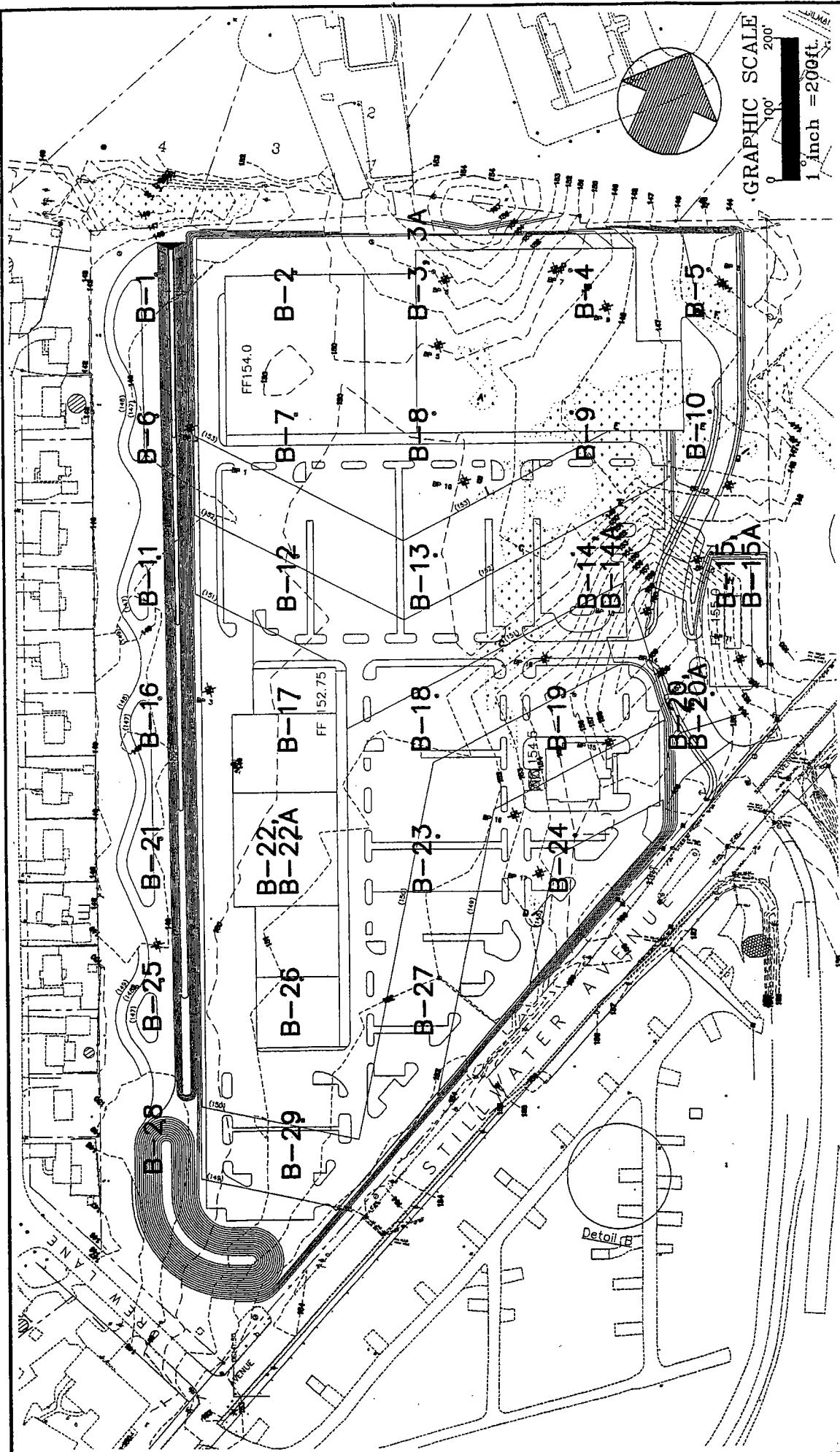
WBRC ARCHITECTS: ENG

APP
E

DATE: 11.24.03

BANGKOK PANKAD
TAX MAP

AT: STILLWATER AVE.
IN: BANGOR, MAINE



SOURCE: WS. W. COLE ENGINEERING

BANGOR PARKADE

BORING LOCATIONS

APPLICATION BY:
BANGOR PARKADE, INC.

DATE: 11.24.03

16 OF X

BANGOR, MAINE
CITY 97-431
SARASOTA, FLORIDA
CITY 97-432
WWW.WBRC.COM



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ARCHITECTS • ENGINEERS