



**US Army Corps
of Engineers®**
New England District
Maine Project Office
442 Civic Center Drive
Suite 350
Augusta, Maine 04330

PUBLIC NOTICE

Comment Period Begins: August 23, 2022
Comment Period Ends: September 7, 2022
File Number: NAE-2006-03036
In Reply Refer To: Jana Jacobson
Phone: (978) 318-8496
E-mail: Jana.L.Jacobson@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 DEPARTMENT OF TRANSPORTATION, 16 STATE HOUSE STATION, AUGUSTA, MAINE

ACTIVITY: The applicant proposes to place temporary and permanent fill in freshwater wetlands and below the ordinary high-water mark of an unnamed stream in Trenton, Maine in order to construct the Acadia Gateway Center welcome center building and associated parking, infrastructure, and electric vehicle charging stations. The project would result in approximately 2.03 acres of permanent impact and 0.196 acre of temporary impact to waters of the United States. This project is part of a three-phase development which began construction in 2007 and previously filled 1.7 acre of wetlands. Permanent impacts to wetlands and streams would total 3.73 acres.

The applicant has preserved a parcel adjacent to the existing project to mitigate for impacts to waters of the United States. The project would expand into up to 4 acres of the preserved area. In order to offset unavoidable impacts to both the currently preserved area and the additional area of impact, the applicant proposes to purchase 0.8 credits from the Maine Natural Resource Conservation Fund.

The work is shown on the enclosed plans entitled "Project Location Map," "Impact Plan Index," and "Impact Plans," all undated.

WATERWAY AND LOCATION OF THE PROPOSED WORK: Freshwater wetlands and an unnamed stream adjacent to Gateway Center Drive in Trenton, Maine. The project is located at latitude 44.470841°N; and longitude -68.366383°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 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: Although the Federal Transit Administration (FTA) 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. The FTA and the Corps will continue review and consultation to fulfill requirements under the National Historic Preservation Act as part of the permit review process.

ENDANGERED SPECIES ACT CONSULTATION: The FTA has consulted with the US Fish & Wildlife Service pursuant to Section 7 of the Endangered Species Act regarding the presence of Atlantic salmon, roseate tern, and northern long-eared bat. It has been determined that the project would have no effect on the Atlantic salmon or roseate tern and is not likely to adversely affect the northern long-eared bat. We are coordinating with the U.S. Fish and Wildlife Service on listed species under their jurisdiction and the ESA consultation will be concluded prior to the final decision.

OTHER GOVERNMENT AUTHORIZATIONS

The state of Maine has an approved Coastal Zone Management Program. 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 following authorizations have been applied for, or have been, or will be obtained:

(X) Permit, License or Assent from State.

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- () 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 Jana Jacobson at (978) 318-8496 or jana.l.jacobson@usace.army.mil.

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.

THIS NOTICE IS NOT AN AUTHORIZATION TO DO ANY WORK.

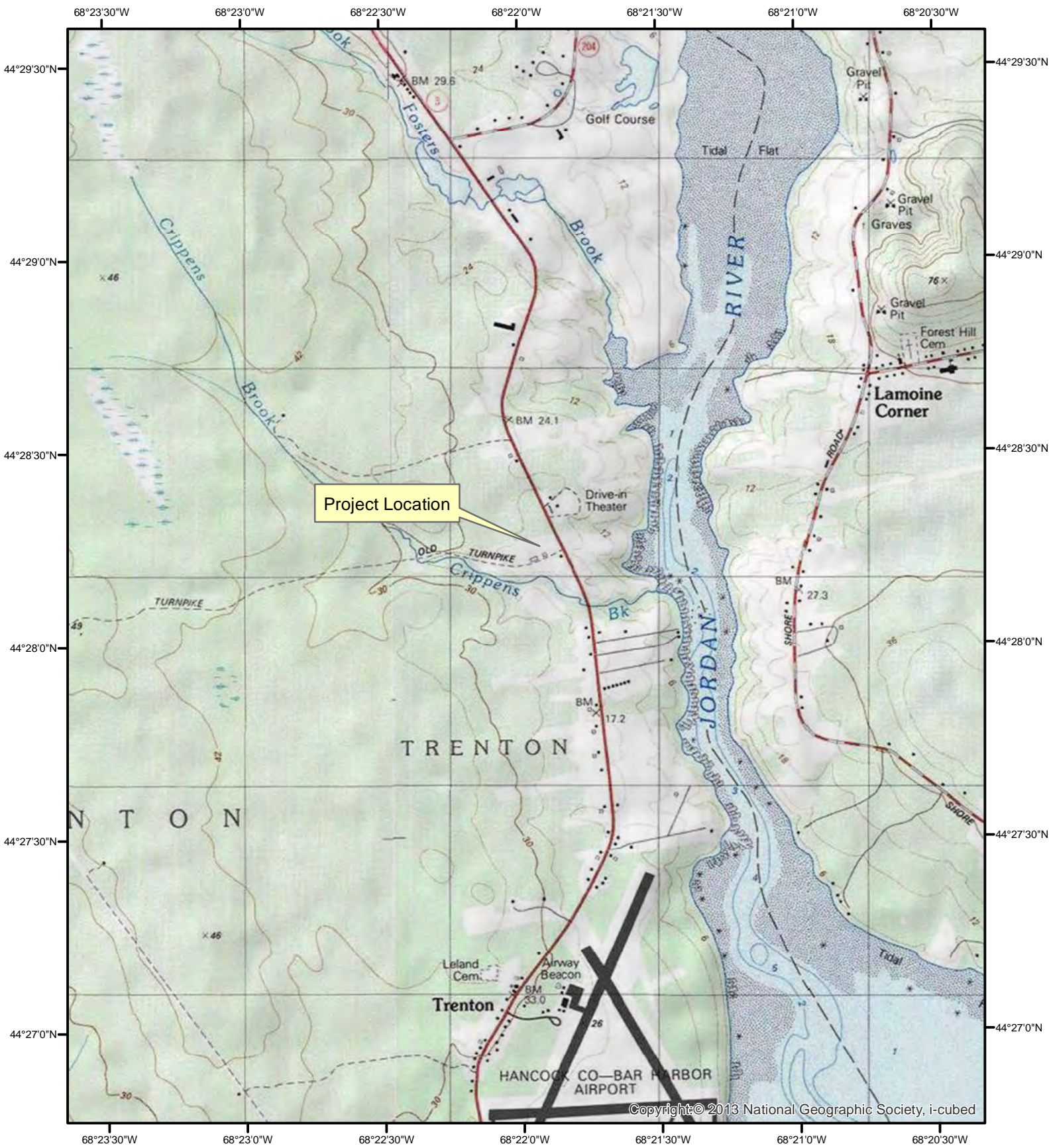
Frank J. Del Giudice
Chief, Permits and Enforcement Branch
Regulatory Division

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If you would prefer not to continue receiving Public Notices by email, 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: _____
PHONE: _____

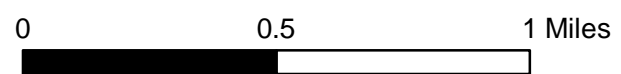
Project Location Map

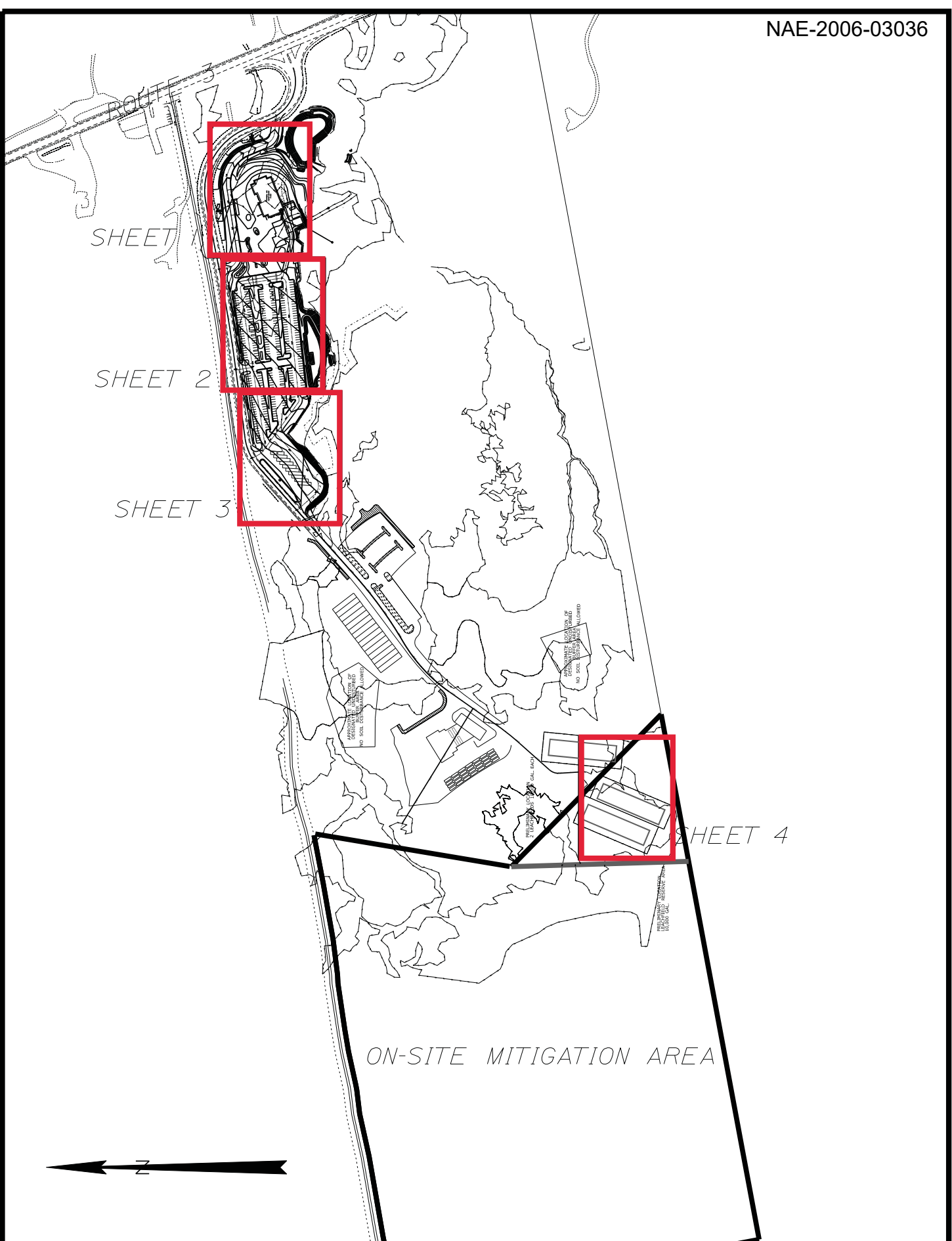


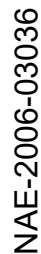
Acadia Gateway Center
MaineDOT WIN# 17163.03
Trenton, ME (Hancock County)



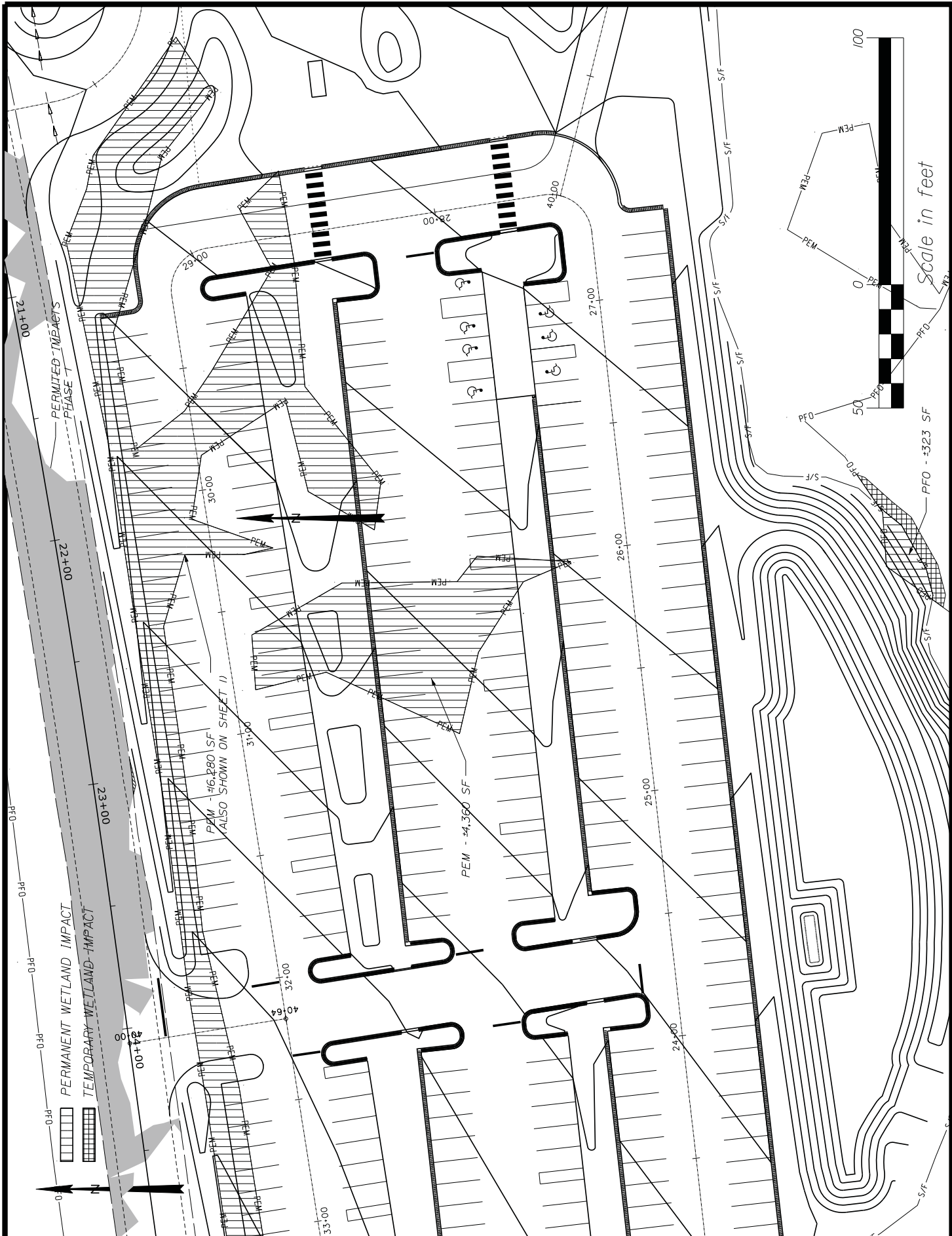
Project Coordinates
44.470841 N, -68.366383 W







IMPACT PLANS



NAE-2006-03036

STATE OF MAINE
DEPARTMENT OF TRANSPORTATION

ACADIA GATEWAY TRENTON
HANCOCK COUNTY

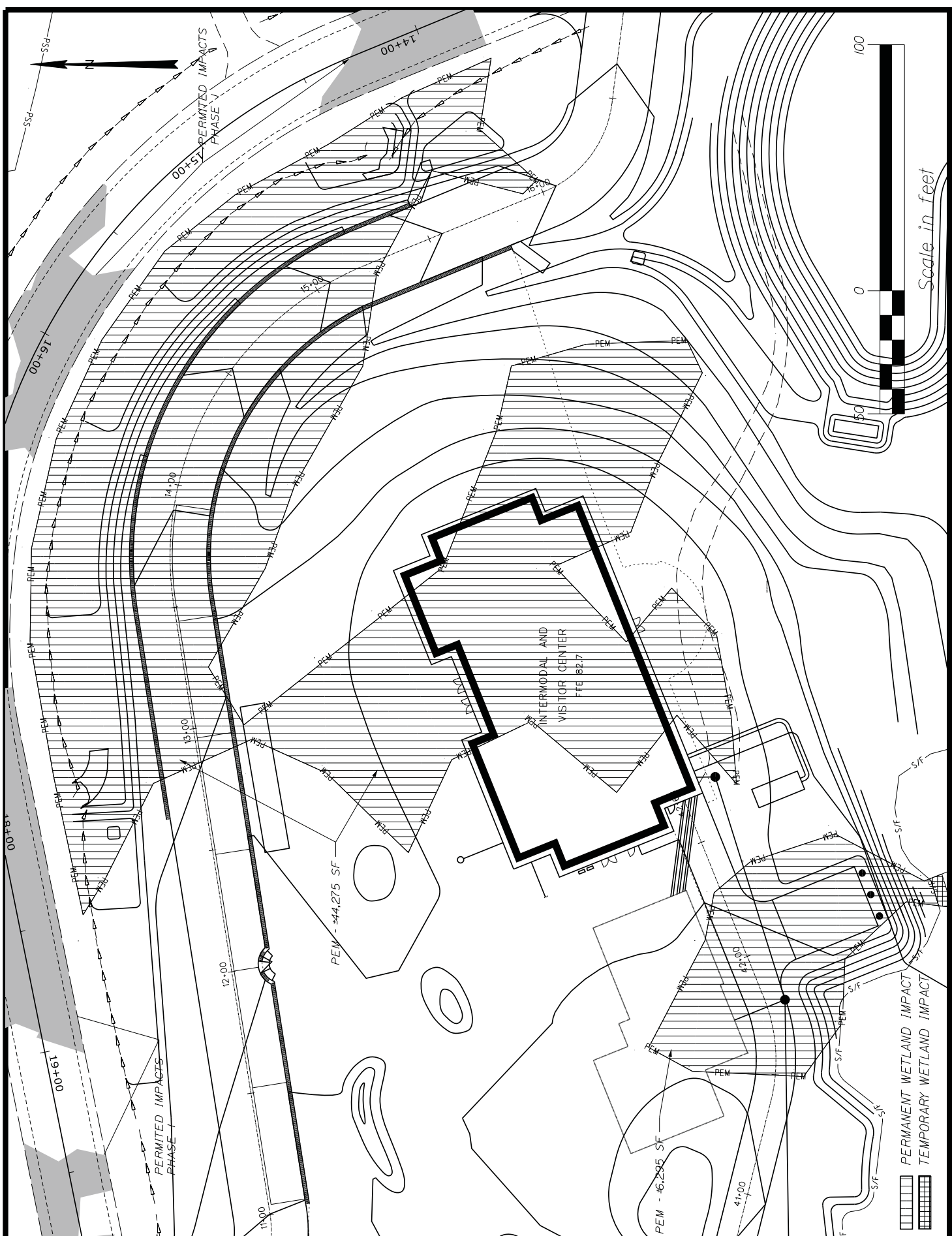
SHEET NUMBER

2

WIN# 17163.03

IMPACT PLANS

OF 4



NAE-2006-03036

STATE OF MAINE
DEPARTMENT OF TRANSPORTATION

ACADIA GATEWAY TRENTON
HANCOCK COUNTY

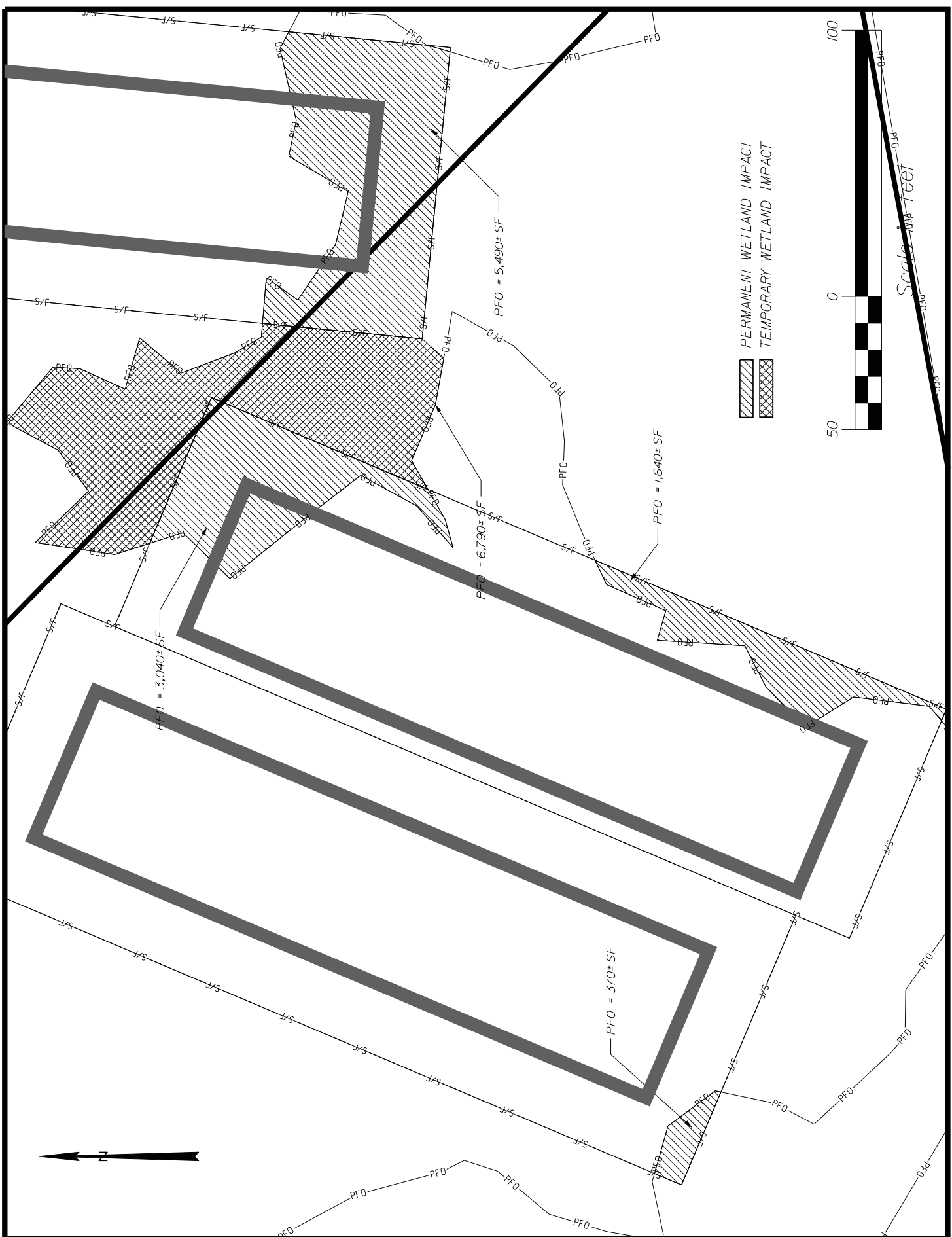
SHEET NUMBER

3

WIN# 17163.03

IMPACT PLANS

OF 4



<p>STATE OF MAINE DEPARTMENT OF TRANSPORTATION</p>	<p>ACADIA GATEWAY TRENTON HANCOCK COUNTY</p>	<p>SHEET NUMBER 4</p>
<p>WIN# 17163.03</p>	<p>IMPACT PLANS</p>	<p>OF 4</p>