# **PUBLIC NOTICE**

US Army Corps of Engineers & New England District 696 Virginia Road Concord, MA 01742-2751 Comment Period Begins: February 25, 2014 Comment Period Ends: March 25, 2014 File Number: NAE- 1988-1522 In Reply Refer To: Barbara Newman Phone: (978) 318-8515 E-mail: barbara.h.newman@usace.army.mil

The District Engineer has received a permit application to conduct work in waters of the United States from the **Town of Plainfield for the Plainfield Industrial Park.** The site is located off of Pratt Road.

This work involves the discharge of fill into wetlands associated with Lathrop Brook, located within the Plainfield Industrial Park on the northern side of Pratt Road directly adjacent to Route 395, in Plainfield, Connecticut. The purpose of the fill is to develop the lots within this industrial subdivision. The application is for the proposed discharge of fill into 1.17 acres of wetlands for buildings to be constructed on five lots, and the retention, of 1.65 acres of fill on seven other lots.

In 1989 the Corps issued a permit to the Town of Plainfield to fill approximately 1 acre of wetlands for road crossings and drainage installation in the Plainfield Industrial Park. The subdivision's present configuration of lots, and wetland delineation, were included with the original permit, however additional wetland filling occurred as the lots were developed over the years without further authorization.

The Town proposes to provide compensation for the past and proposed wetland impacts by preserving 30.23 acres of forested and scrub shrub wetlands and upland buffers within the industrial park, and by donating a 90 acre tract of land south of Colbridge Road, to the State of Connecticut. This land contains approximately four acres of forested and scrub shrub wetlands and vernal pools and abuts a State forest. The location of the preserved lots within the subdivision, and the boundaries of the parcel that will be donated to the State are shown on enclosed sheets 9 and 10 of the attached plans.

The proposed and past work is shown on the enclosed plans entitled "Plainfield Industrial Park, WEST PKWY, CENTER PKWY & EAST PKWY, Plainfield, Connecticut," on 7 sheets, and dated "12/21/2011", revised through "12/30/2013". A location map of both the industrial park and the proposed land to be donated is also included as page 8. These plans show the locations of the impacts authorized by the 1989 permit for road crossings discussed above, and the unauthorized and proposed impacts for individual lot development. Storm drainage on the individual lots will tie into the existing storm drainage system, which was designed for a 100-year storm with a full build out of the park.



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## AUTHORITY

Permits are required pursuant to Section 404 of the Clean Water 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.

## NATIONAL HISTORIC PRESERVATION ACT

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

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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.
- (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 Barbara Newman at (978) 318-8515, (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.

THIS NOTICE IS NOT AN AUTHORIZATION TO DO ANY WORK.

Robert J. DeŚista 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

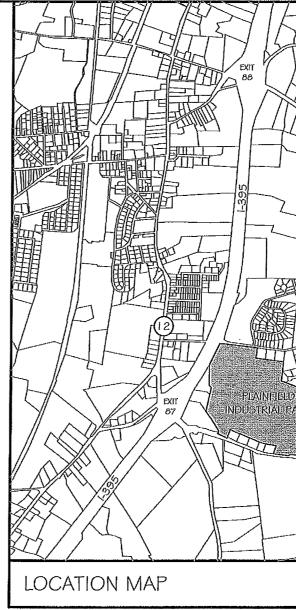
(978) 318-8058 or e-mail her at <a href="mailto:bettina.m.chaisson@usace.army.mil">bettina.m.chaisson@usace.army.mil</a>. You may also check here ( ) and return this portion of the Public Notice to: Bettina Chaisson, Regulatory Division, U.S. Army Corps of Engineers,

696 Virginia Road, Concord, MA 01742-2751.

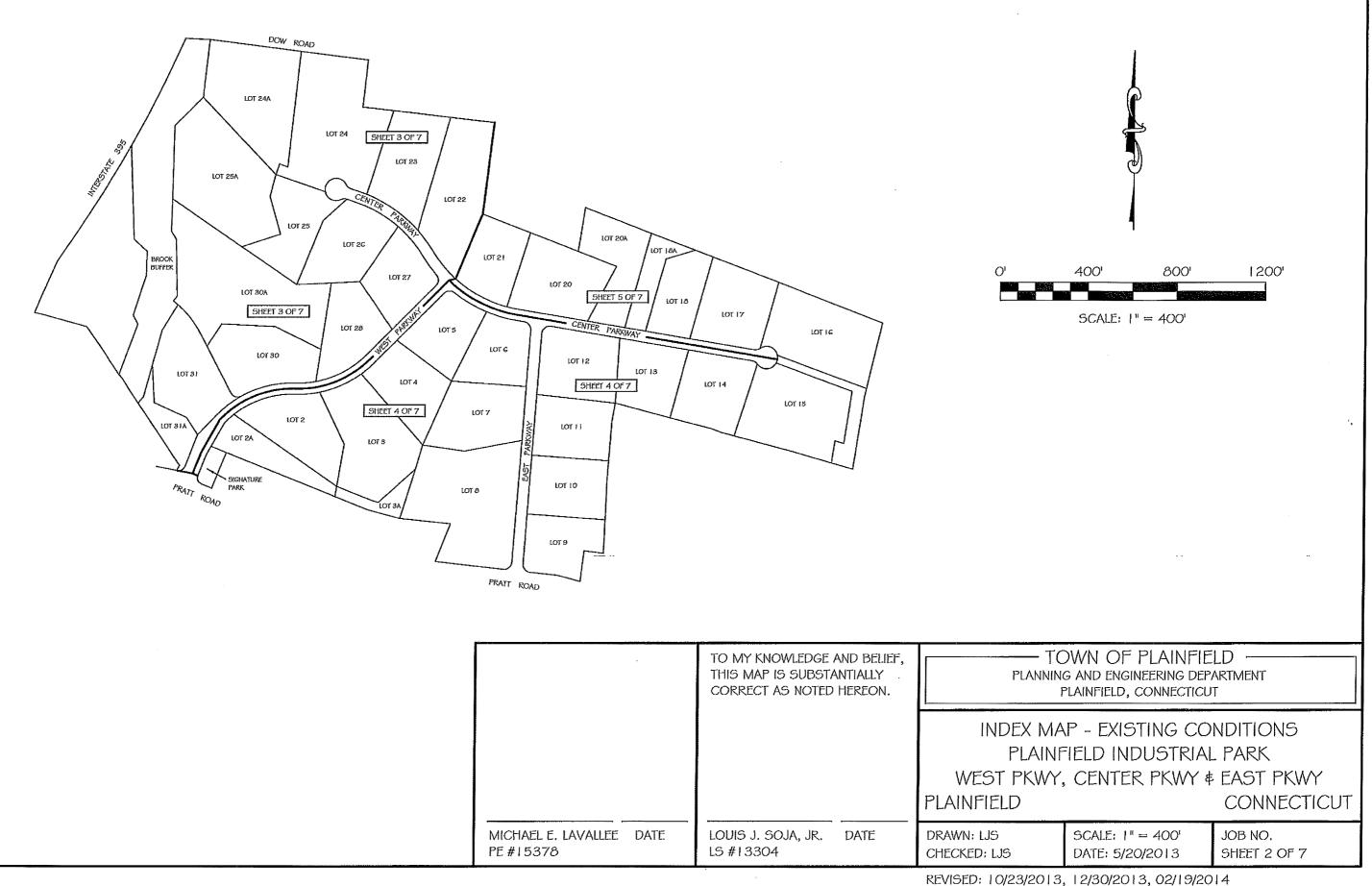
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NOTES:	
1. THIS SURVEY AND MAP HAS BEEN PREPARED IN ACCORDANCE WITH SECTIONS 20-300b-1 THROUGH 20-300b-20 OF THE REGULATIONS OF CONNECTICUT STATE AGENCIES - "STANDARD FOR SURVEYS AND MAPS IN THE STATE OF CONNECTICUT" AS ADOPTED FOR USE BY THE CONNECTICUT ASSOCIATION OF LAND SURVEYORS, INC. ON SEPT. 26, 1996. IT IS A COMPIL PLAN CONFORMING TO HORIZONTAL ACCURACY CLASS "D" AND IS INTENDED TO DEPICT THE LOCATIONS OF INLAND WETLANDS AS PREVIOUSLY MAPPED ON THE SUBJECT PROPERTY. THIS PLAN WAS COMPILED FROM OTHER MAPS, RECORD RESEARCH AND OTHER SOURCES OF INFORMATION. IT IS NOT TO BE CONSTRUED AS HAVING BEEN OBTAINED AS THE RESULT OF A FIELD SURVEY, AND IS SUBJECT TO SUCH CHANGE AS AN ACCURATE FIELD SURVEY MAY DISCL	ATION
<ol> <li>PERIMETER INFORMATION AND WETLANDS LOCATIONS WERE OBTAINED FROM A MAP ENTITLED: "SUBDIVISION MAP - PLAINFIELD INDUSTRIAL PARK - PLAINFIELD, CONNECTICUT - SCALE: 1" = 4 DATED: 1-12-89, REVISED TO: 3-1-91 - SHEETS 1 - 10 OF 10 - BY: PURCELL ASSOCIATES.</li> </ol>	
3. WETLAND/UPLAND AREAS PRESERVED: BROOK BUFFER = $5.71 \pm ACRES$ LOT 2 = $3.94\pm ACRES$ LOT 2A = $1.48 \pm ACRES$ LOT 3A = $0.57 \pm ACRES$ LOT $18A = 1.04 \pm ACRES$ LOT 20A = $2.20 \pm ACRES$ LOT 20A = $2.20 \pm ACRES$ LOT 24A = $4.06 \pm ACRES$ LOT 25A = $4.73 \pm ACRES$ LOT 30A = $5.55 \pm ACRES$ LOT 31A = $0.95 \pm ACRES$ TOTAL = $30.23 \pm ACRES$	
4. WETLANDS FILLED FOR ROAD CONSTRUCTION AND DRAINAGE INSTALLATION = $1.00 \pm ACRES$ REFER TO ARMY CORPS OF ENGINEERS PERMIT: CT-PLAN-88-1522-R-89.	
5. WETLANDS FILLED FOR CONSTRUCTION ON: LOT $5 = 5,100 \pm SF(0.12 \pm ACRES)$ LOT $12 = 800 \pm SF(0.02 \pm ACRES)$ LOT $13 = 9,380 \pm SF(0.22 \pm ACRES)$ LOT $14 = 6,550 \pm SF(0.15 \pm ACRES)$ LOT $17 = 3,500 \pm SF(0.08 \pm ACRES)$ LOT $18 = 10,850 \pm SF(0.25 \pm ACRES)$ LOT $24 = 11,975 \pm SF(0.27 \pm ACRES)$ LOT $27-28 = 23,600 \pm SF(0.54 \pm ACRES)$ TOTAL = 71,755 $\pm SF(1.65 \pm ACRES)$	
6. WETLANDS PROPOSED TO BE FILLED FOR FUTURE CONSTRUCTION ON: LOT $1! = 12,150 \pm SF (0.28 \pm ACRES)$ LOT $12 = 18,475 \pm SF (0.42 \pm ACRES)$ LOT $17 = 600 \pm SF (0.01 \pm ACRES)$ LOT $20 = 15,450 \pm SF (0.35 \pm ACRES)$ LOT $23 = 4,450 \pm SF (0.10 \pm ACRES)$ TOTAL = 51,125 ± (1.17 ± ACRES)	
<ol> <li>REFER TO EVALUATION REPORT DATED JUNE 26, 2011 BY JOSEPH R. THEROUX, SOILS SCIENTIE FOR DESCRIPTIONS OF WETLAND LOCATIONS 1 - G AND WETLAND DELINEATION AND SUMMARY REPORT DATED OCTOBER 14, 2011 BY JOSEPH R. THEROUX, SOILS SCIENTIST FOR WETLAND AND TRANSECT DESCRIPTIONS.</li> </ol>	ST .
8. INLAND WETLANDS WERE DELINEATED BY JOSEPH R. THEROUX, SOILS SCIENTIST DURING OCTOBER 2011 AND FIELD LOCATED BY PC SURVEY ASSOCIATES DURING OCTOBER 2011.	
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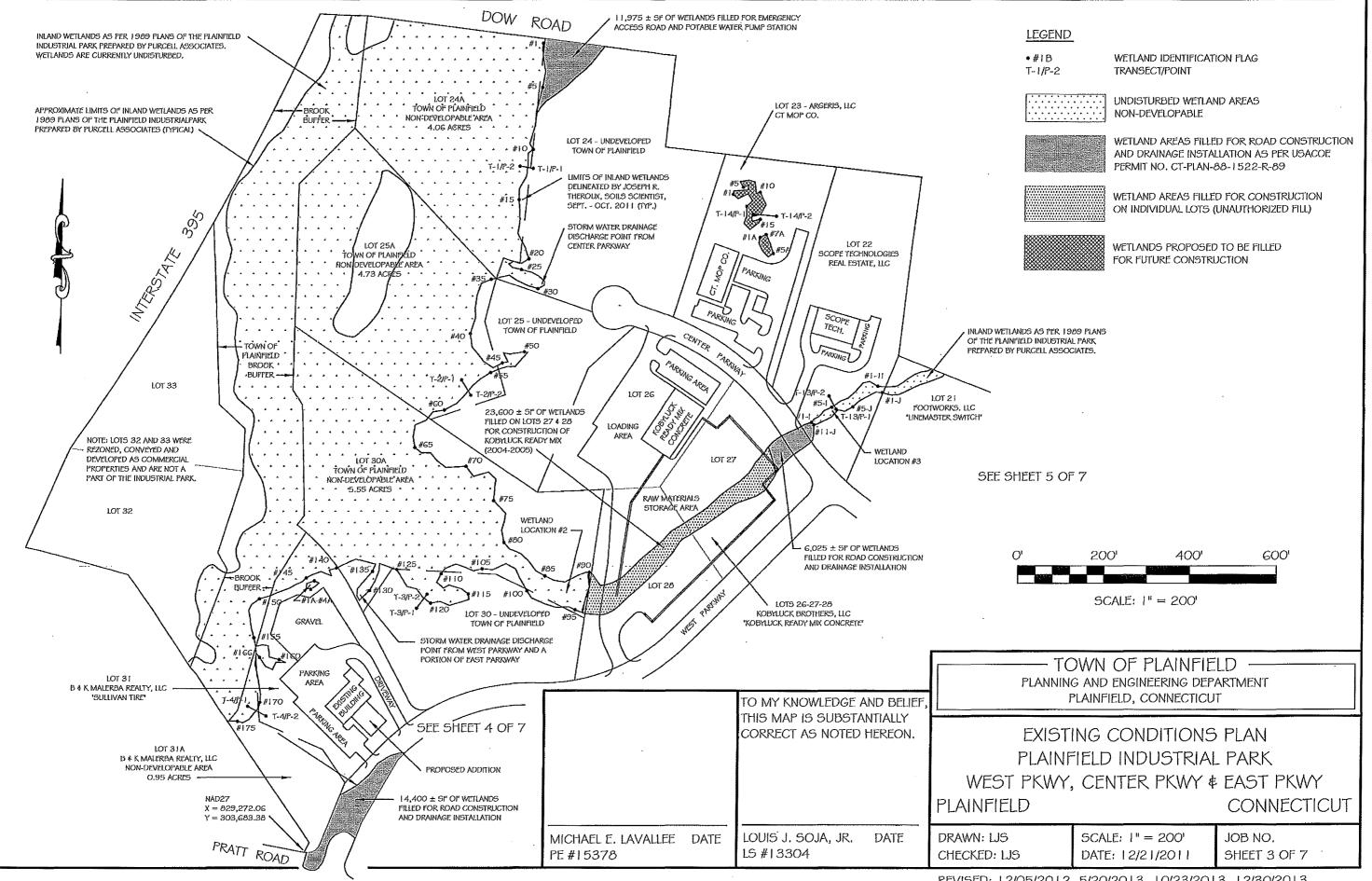


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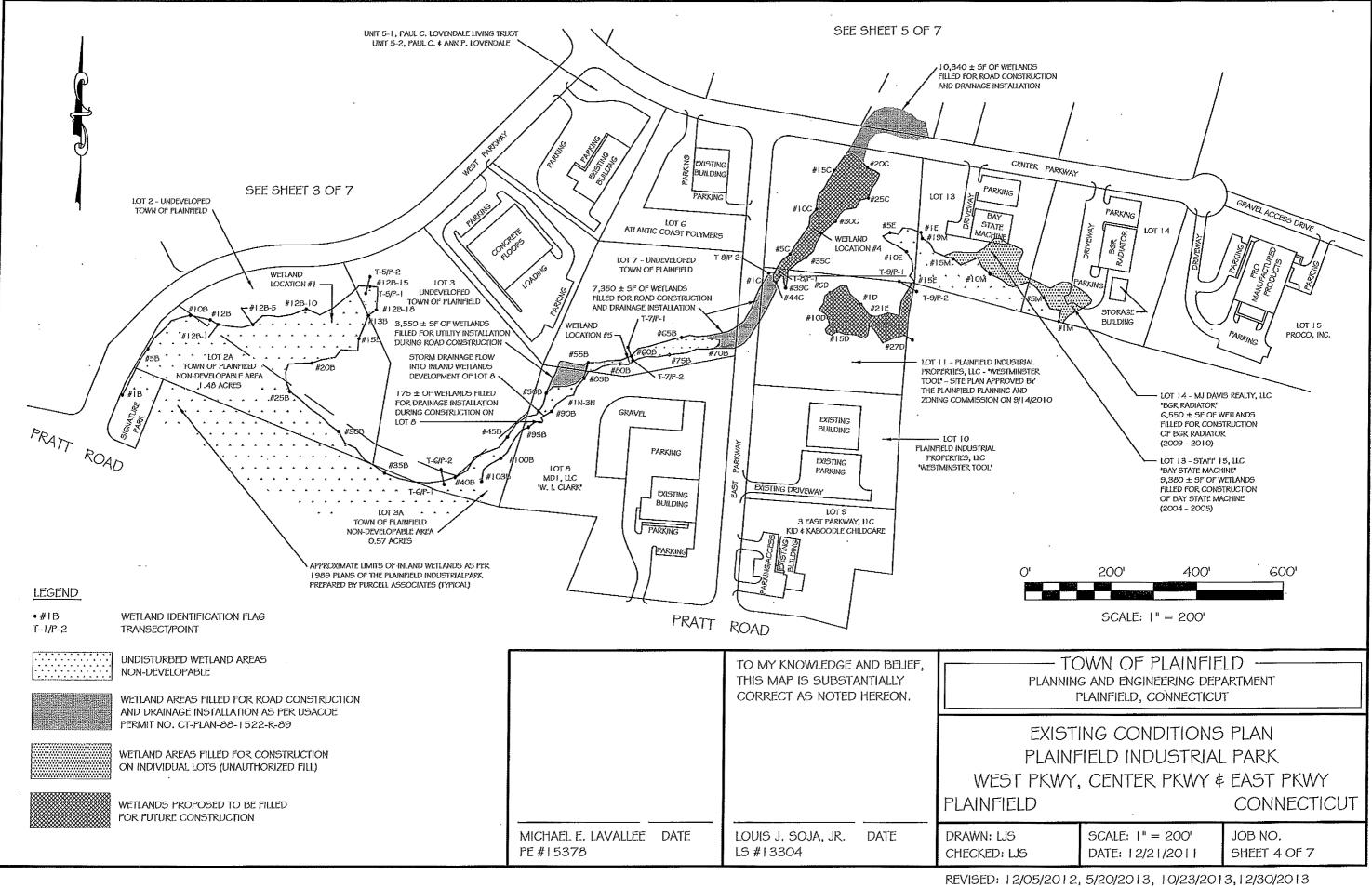


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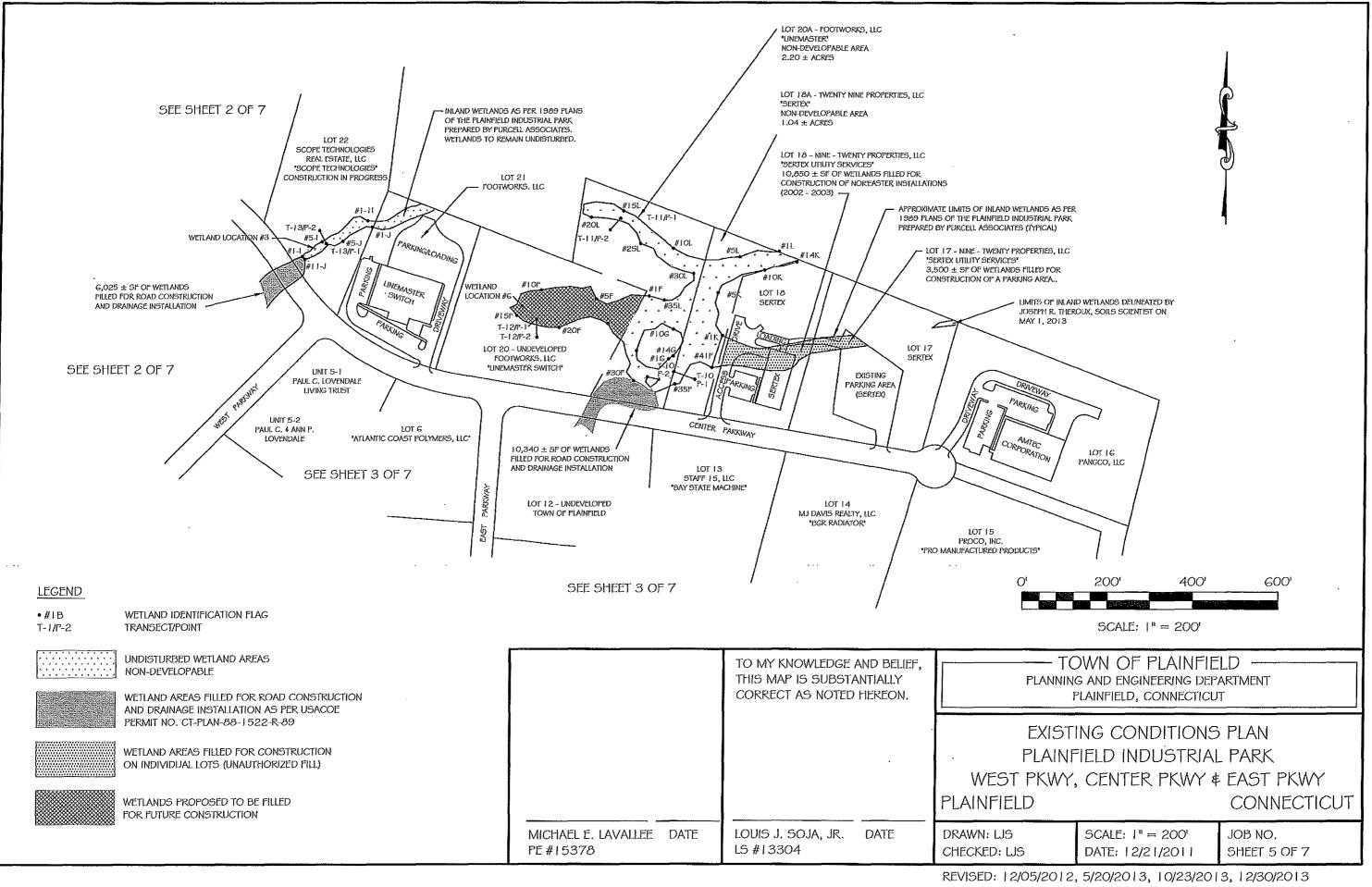
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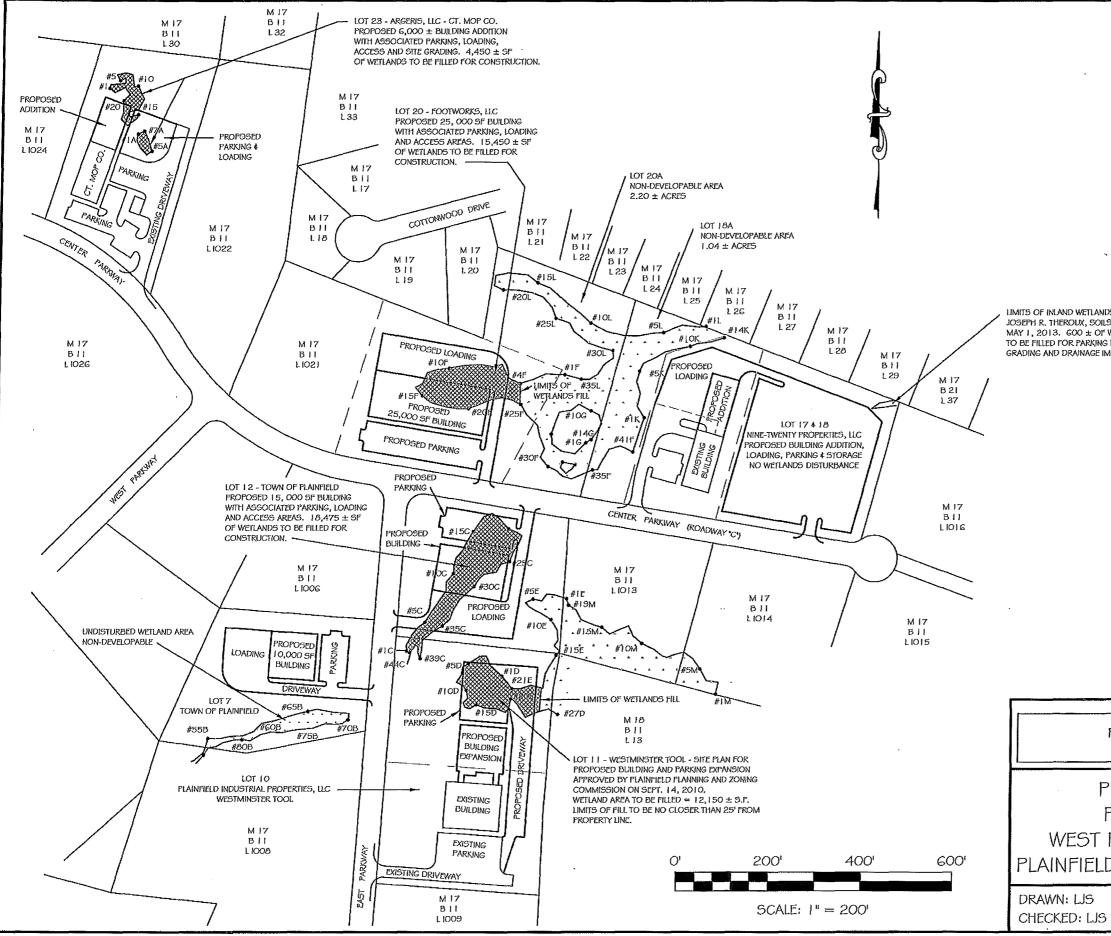


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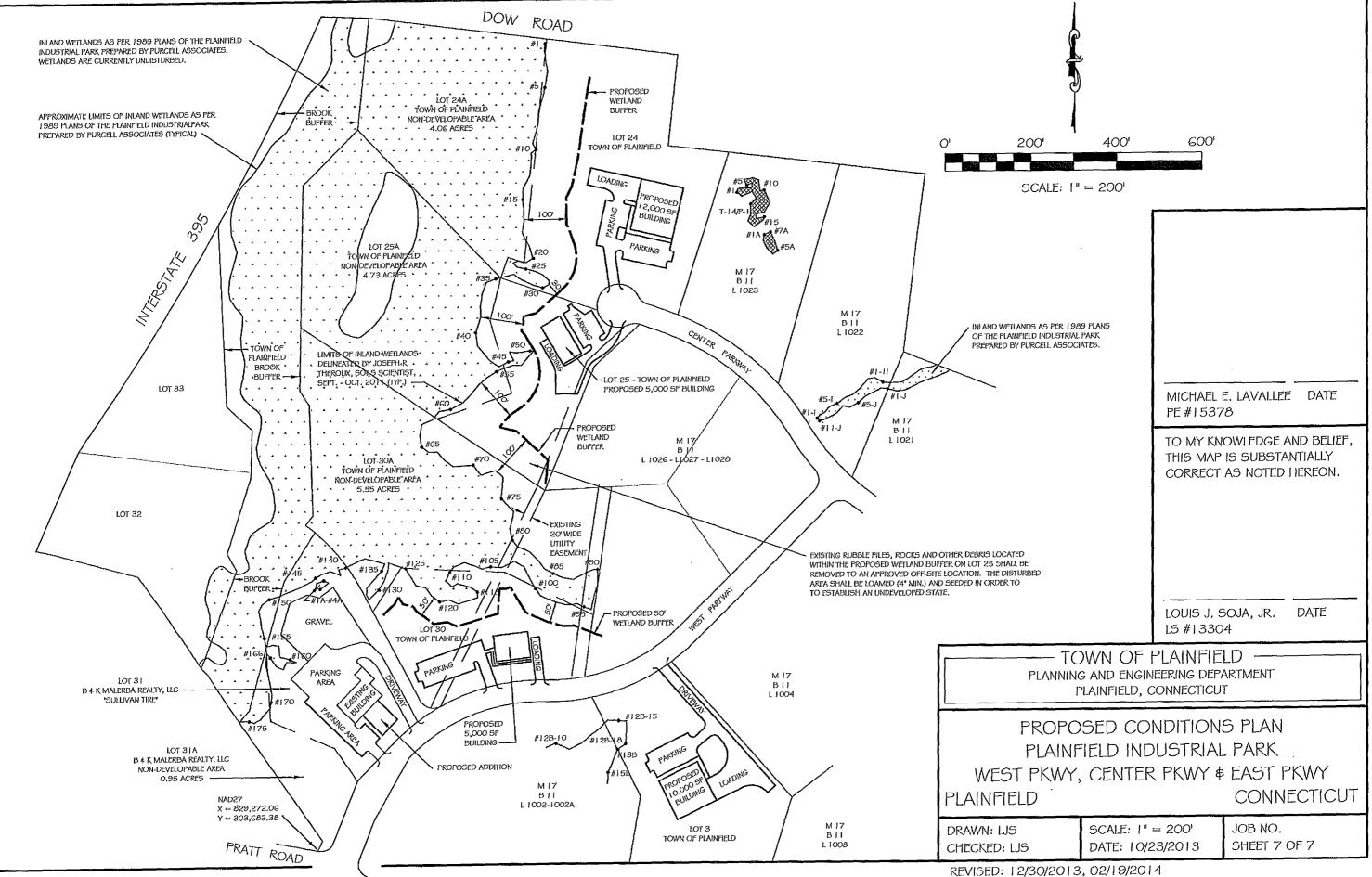


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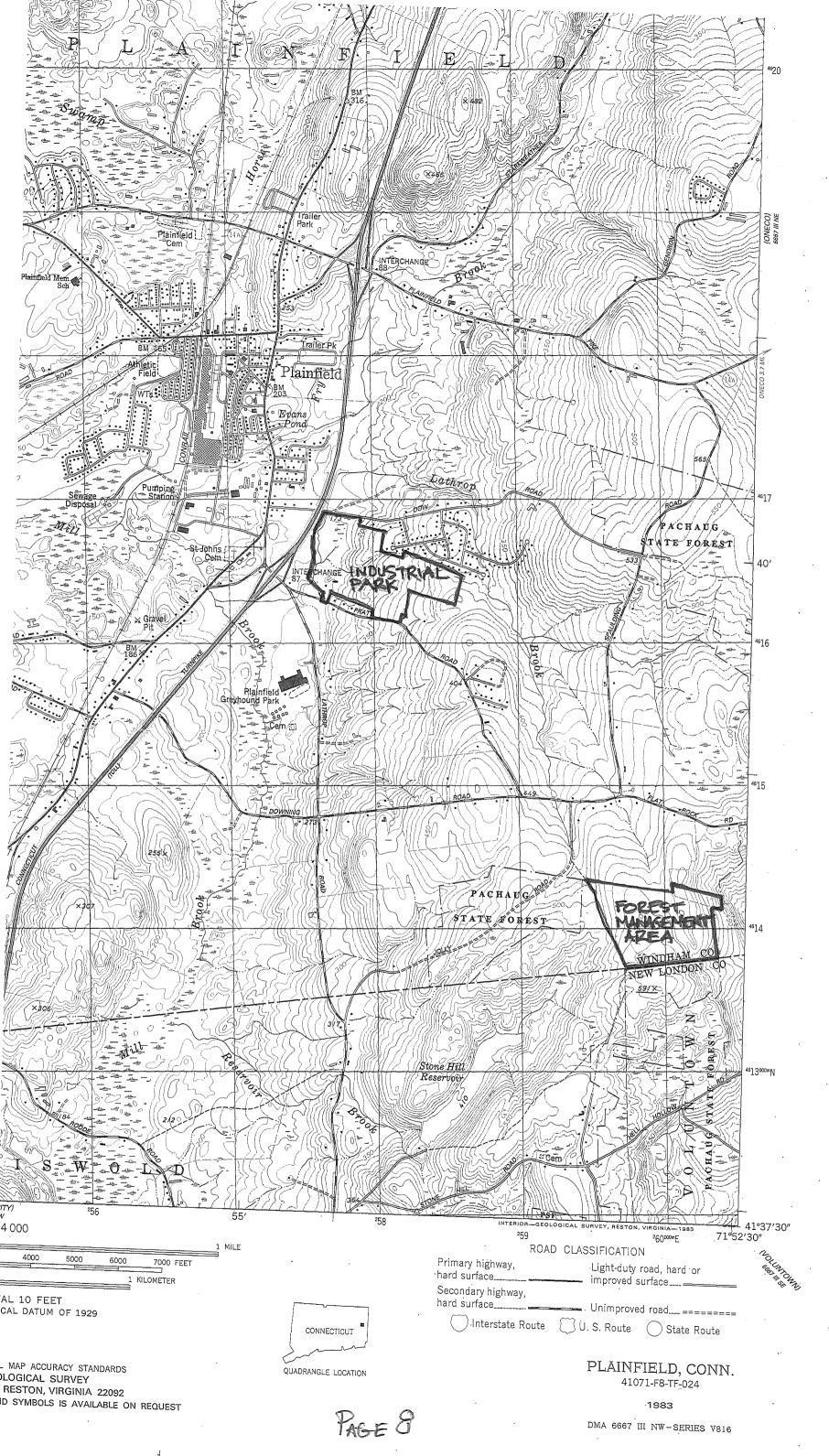


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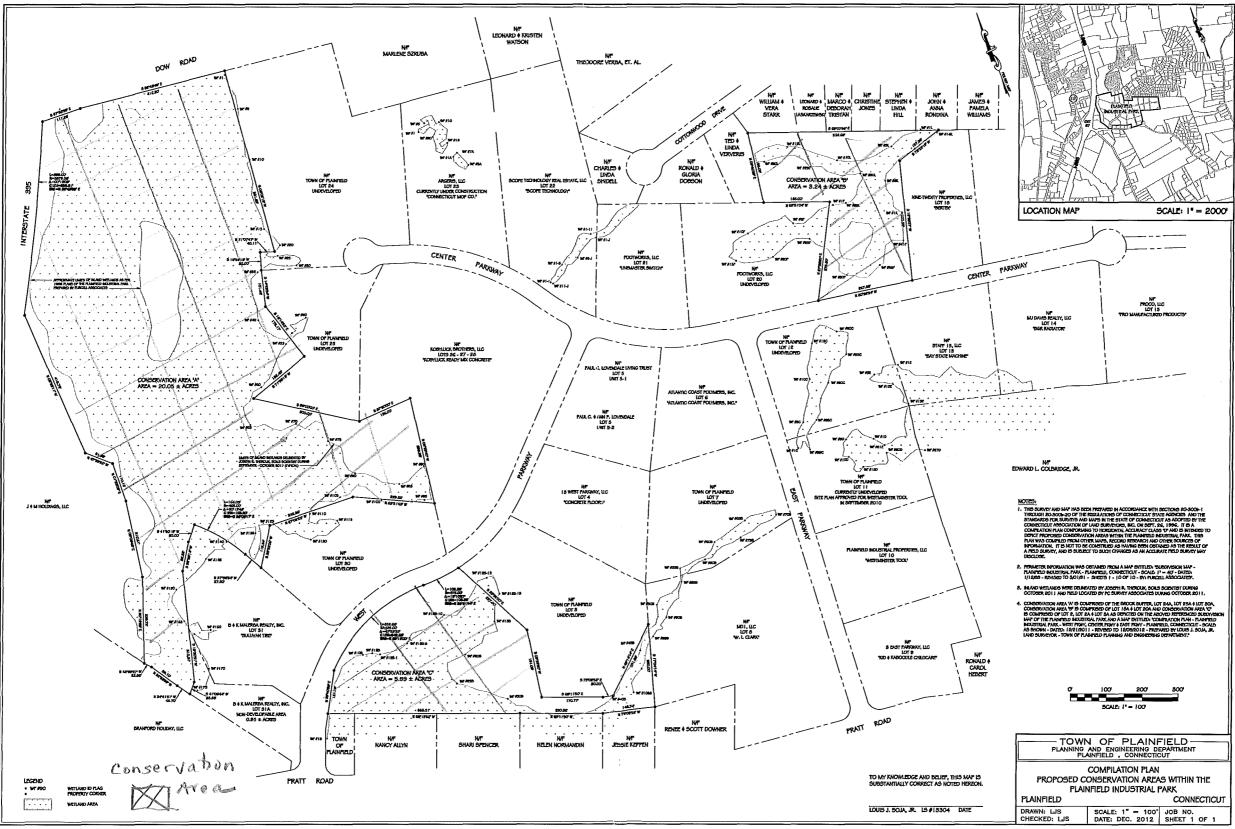
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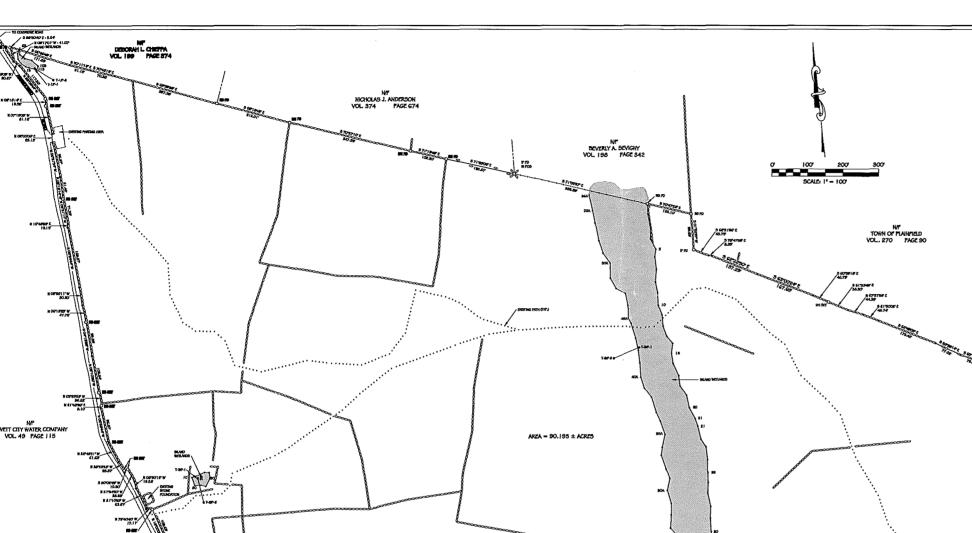
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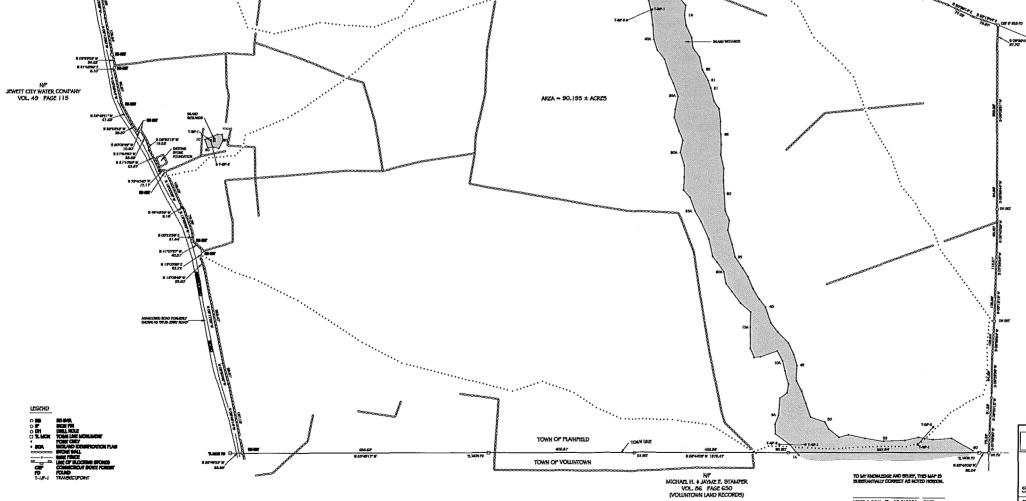
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