

DEPARTMENT OF THE ARMY US ARMY CORPS OF ENGINEERS NEW ENGLAND DISTRICT 696 VIRGINIA ROAD CONCORD MA 01742-2751

September 5, 2019

Regulatory Division File No. NAE-2019-01002

Mr. James Brady Vermont Agency of Transportation One National Life Drive Montpelier, Vermont 05633

Dear Mr. Brady:

Enclosed are two copies of a Department of the Army permit authorizing your project. Please sign both copies of the permit and return one signed copy to this office at the address above. The authorized work cannot start until we receive a complete, signed copy of the permit.

You are required to complete and return the enclosed forms to this office:

- 1. Preliminary Jurisdictional Determination Form to be submitted along with your signed copy of the permit
 - 2. Work Start Notification Form at least two weeks before the anticipated work start date.
- 3. Compliance Certification Form within one month following the completion of the authorized work.

This permit is a limited authorization containing a specific set of conditions. Please read the permit thoroughly to familiarize yourself with those conditions. If a contractor does the work for you, both you and the contractor are responsible for ensuring that the work is done in compliance with the permit's terms and conditions, as any violations could result in civil or criminal penalties.

Our verification of this project's wetland delineation under the Corps of Engineers Wetlands Delineation Manual, and its applicable supplement, is valid for a period of five years from the date of this letter unless new information warrants revision of the determination before the expiration date.

A combined Notification of Administrative Appeal Options and Process (NAP) and Request for Appeal (RFA) form, and flow chart explaining the appeals process and your options, are enclosed. If you desire to appeal this proffered permit, you must submit a completed RFA form along with any supporting or clarifying information to James W. Haggerty; Administrative Appeals Review Officer; North Atlantic Division, Corps of Engineers; North Atlantic Fort Hamilton Military Community, Bldg. 301; General Lee Avenue; Brooklyn, NY 11252-6700. Contact info: (347) 370-4650 or james.w.haggerty@usace.army.mil.

In order for an RFA to be accepted by the Corps, the Corps must determine that it is complete, that it meets the criteria for appeal under 33 CFR 331.5, and that it has been received by the Division Office within 60 days of the date of the NAP.

This authorization does not obviate the need to obtain other Federal, state, or local authorizations required by law.

We continually strive to improve our customer service. In order for us to better serve you, we would appreciate your completing our Customer Service Survey located at http://corpsmapu.usace.army.mil/cm apex/f?p=regulatory survey.

If you have any questions regarding this correspondence, please contact Angela C. Repella at (802) 872-2893.

Sincerely,

DELGIUDICE.FRA Digitally signed by OELGIUDICE FRANK J. 1228916567 Date: 2019.09.05 14:11:17-04'00'

Frank J. DelGiudice Chief, Permits and Enforcement Branch Regulatory Division

Enclosures

cc:

Beth Alafat, U.S. Environmental Protection Agency Region 1, <u>alafat.beth@epa.gov</u>
Zapata Courage, Vermont Dept. of Environmental Conservation, <u>Zapata.courage@vermont.gov</u>
Josh Carvajal, Vermont Dept. of Environmental Conservation, <u>Joshua.Carvajal@vermont.gov</u>
James Brady, Vermont Agency of Transportation, <u>James.Brady@vermont.gov</u>

DEPARTMENT OF THE ARMY PERMIT

Permittee: Vermont Agency of Transportation

Permit No: <u>NAE-2019-01002</u>

Issuing Office: New England District

NOTE: The term "you" and its derivatives, as used in this permit, means the permittee or any future transferee. The term "this office" refers to the appropriate district or division office of the Corps of Engineers having jurisdiction over the permitted activity or the appropriate official of that office acting under the authority of the commanding officer.

You are authorized to perform work in accordance with the terms and conditions specified below.

Project Description:

Place fill within 1.17 acres of two unnamed tributaries and adjacent wetlands in conjunction with the reconstruction of approximately 1.36 miles of U.S. Route 7 from mile marker 1.35 to mile marker 2.755 in Pittsford, Vermont. The purpose of the project is to bring this section of roadway up to National Highway Standards. Improvements will include roadway widening and realignment to include two 12' wide travel lanes and two 8' wide shoulders, and replacement of three stream crossing structures.

The project will permanently impact approximately 3,085 sq. ft. (0.07 acre) of two unnamed tributaries and 16,086 sq. ft. (0.37 acre) of adjacent wetlands. The work will temporarily impact approximately 1,085 sq. ft. (0.02 acre) of two unnamed tributaries and 30,774 sq. ft. (0.71 acre) of adjacent wetlands. The project includes the replacement of Bridge No. 106, Bridge No. 107, and Bridge No. 107A along the two unnamed tributaries with improved stream crossing structures that meet hydraulic and aquatic organism passage standards. Temporary roadway relocation is planned to bypass traffic during construction and accounts for the majority of temporary wetland impacts associated with the project. The wetlands to be impacted are palustrine emergent, scrub-shrub and forested wetlands immediately adjacent to the highway and function primarily to maintain water quality.

The work is shown on the enclosed plans, in forty-six sheets, entitled "Project Location map for Pittsford NH 019-3 (491)" (dated "July 25, 2018", last revised "June 5, 2019") and "PITTSFORD NH 019-3 (491)" (dated "29-MAR-2019", "05-JUN-2019", "01-MAY-2019", and "12-APR-2019").

Project Location:

The work is located along two unnamed tributaries and adjacent wetlands for the reconstruction of approximately 1.36 miles of U.S. Route 7 from mile marker 1.35 to mile marker 2.755 in Pittsford, Vermont.

Permit Conditions:

General Conditions:

- 1. The time limit for completing the work authorized ends on <u>September 5, 2024</u>. If you find that you need more time to complete the authorized activity, submit your request for a time extension to this office for consideration at least one month before the above date is reached.
- 2. You must maintain the activity authorized by this permit in good condition and in conformance with the terms and conditions of this permit. You are not relieved of this requirement if you abandon the permitted activity, although you may make a good faith transfer to a third party in compliance with General Condition 4 below. Should you wish to cease to maintain the authorized activity or should you desire to abandon it without a good faith transfer, you must obtain a modification of this permit from this office, which may require restoration of the area.
- 3. If you discover any previously unknown historic or archeological remains while accomplishing the activity authorized by this permit, you must immediately notify this office of what you have found. We will initiate the Federal and State coordination required to determine if the remains warrant a recovery effort or if the site is eligible for listing in the National Register of Historic Places.

- 4. If you sell the property associated with this permit, you must obtain the signature of the new owner in the space provided and forward a copy of the permit to this office to validate the transfer of this authorization.
- 5. If a conditioned water quality certification has been issued for your project, you must comply with the conditions specified in the certification as special conditions to this permit. For your convenience, a copy of the certification is attached if it contains such conditions.
- 6. You must allow representatives from this office to inspect the authorized activity at any time deemed necessary to ensure that it is being or has been accomplished in accordance with the terms and conditions of your permit.

Special Conditions:

1. The permittee shall ensure that a copy of this permit is at the work site (and the project office) authorized by this permit whenever work is being performed, and that all personnel with operational control of the site ensure that all appropriate personnel performing work are fully aware of its terms and conditions. The entire permit shall be made a part of any and all contracts and sub-contracts for work that affects areas of Corps jurisdiction at the site of the work authorized by this permit. This shall be achieved by including the entire permit in the specifications for work. The term "entire permit" means this permit (including its drawings, plans, appendices and other attachments) and also includes permit modifications.

If the permit is issued after the construction specifications, but before receipt of bids or quotes, the entire permit shall be included as an addendum to the specifications. If the permit is issued after receipt of bids or quotes, the entire permit shall be included in the contract or sub-contract. Although the permittee may assign various aspects of the work to different contractors or sub-contractors, all contractors and sub-contractors shall be obligated by contract to comply with all environmental protection provisions contained within the entire permit, and no contract or sub-contract shall require or allow unauthorized work in areas of Corps jurisdiction.

- 2. The permittee shall complete and return the enclosed Compliance Certification Form within one month following the completion of the authorized work.
- 3. In order to provide compensatory mitigation for the loss of aquatic habitat, the permittee shall make a payment of \$72,077.81 to the Ducks Unlimited Vermont In-Lieu Fee (ILF) Program. Checks must be payable to "Ducks Unlimited, Inc." and mailed to the attention of Michelle Burdick, Ducks Unlimited, 7322 Newman Boulevard, Building 1, Dexter, MI 48130. All checks must have the Corps permit number on the memo line. This is to secure 0.41 wetland credits. Work shall not begin until the Corps has received confirmation that the payment has been received. The ILF amount is only valid for a period of one year from the date on the authorization letter. After that time, the project would need to be reevaluated and a new amount determined.
- 4. Adequate sedimentation and erosion control devices, such as geotextile silt fences or other devices capable of filtering the fines involved, shall be implemented and properly maintained to minimize impacts during construction. These devices must be removed upon completion of work and stabilization of disturbed areas. The sediment collected by these devices must also be removed and placed upland, in a manner that will prevent its later erosion and transport into a waterway or wetland.
- 5. No temporary fill (e.g., access roads, cofferdams) may be placed in waters or wetlands unless specifically authorized by this permit. The slope of all temporary fills must be stabilized to prevent erosion, through such means as placing weighted geotextile fabric on the slope. The temporary fill shall be completely removed upon completion of the project, and shall be placed upland in a manner that will prevent its later erosion and transport to a waterway or wetland. The temporary fill area shall be restored to its approximate original contours (but not higher).
- 6. All excess material shall be disposed of at an upland, non-wetland site.
- 7. Only clean fill shall be used.
- 8. All contractors' equipment shall be cleaned so as to contain no observable soil or vegetation prior to work in wetlands and waterways to prevent the spread of invasive species.
- 9. Disposal site(s) for temporary fills and for any excess material shall not be used without prior written approval from the New England District Corps of Engineers, Vermont Project Office.

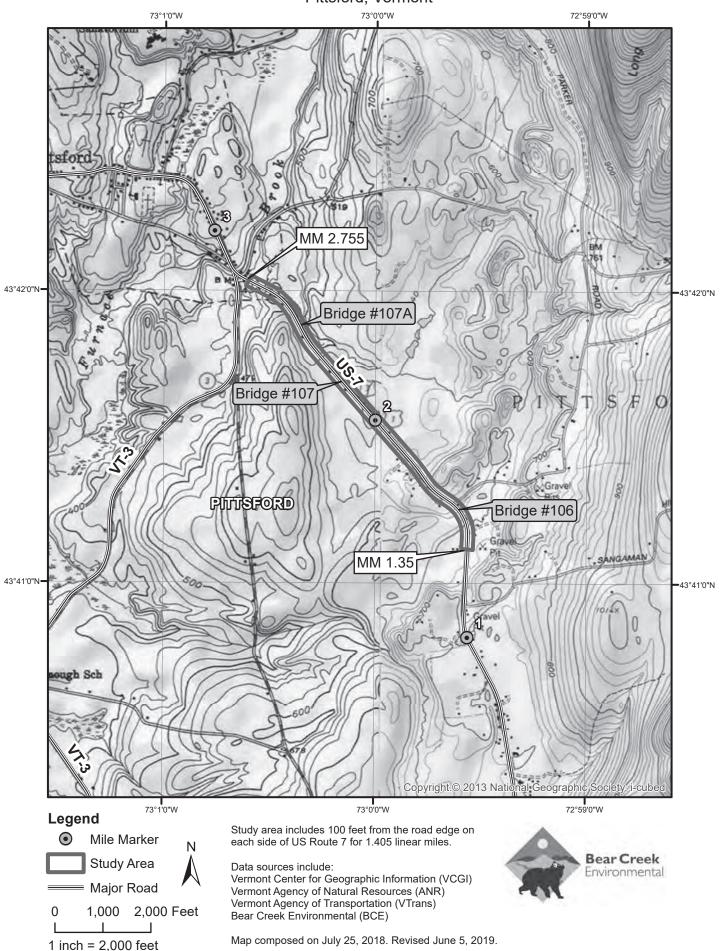
Further Information:

- 1. Congressional Authorities: You have been authorized to undertake the activity described above pursuant to:
 - () Section 10 of the Rivers and Harbors Act of 1899 (33 U.S.C. 403).
 - (X) Section 404 of the Clean Water Act (33 U.S.C. 1344).
 - () Section 103 of the Marine Protection, Research and Sanctuaries Act of 1972 (33 U.S.C. 1413).
- 2. Limits of this authorization.
 - a. This permit does not obviate the need to obtain other Federal, State, or local authorizations required by law.
 - b. This permit does not grant any property rights or exclusive privileges.
 - c. This permit does not authorize any injury to the property or rights of others.
 - d. This permit does not authorize interference with any existing or proposed Federal project.
- 3. Limits of Federal Liability. In issuing this permit, the Federal Government does not assume any liability for the following:
- a. Damages to the permitted project or uses thereof as a result of other permitted or unpermitted activities or from Natural causes.
- b. Damages to the permitted project or uses thereof as a result of current or future activities undertaken by or on behalf of the United States in the public interest.
- c. Damages to persons, property, or to other permitted or unpermitted activities or structures caused by the activity authorized by this permit.
 - d. Design or construction deficiencies associated with the permitted work.
 - e. Damage claims associated with any future modification, suspension, or revocation of this permit.
- 4. Reliance on Applicant's Data: The determination of this office that issuance of this permit is not contrary to the public interest was made in reliance on the information you provided.
- 5. Reevaluation of Permit Decision. This office may reevaluate its decision on this permit at any time the circumstances warrant. Circumstances that could require a reevaluation include, but are not limited to, the following:
 - a. You fail to comply with the terms and conditions of this permit.
- b. The information provided by you in support of your permit application proves to have been false, incomplete, or inaccurate (See 4 above).
 - c. Significant new information surfaces which this office did not consider in reaching the original public interest decision.

Such a reevaluation may result in a determination that it is appropriate to use the suspension, modification, and revocation procedures contained in 33 CFR 325.7 or enforcement procedures such as those contained in 33 CFR 326.4 and 326.5. The referenced enforcement procedures provide for the issuance of an administrative order requiring you to comply with the terms and conditions of your permit and for the initiation of legal action where appropriate. You will be required to pay for any corrective measures ordered by this office, and if you fail to comply with such directive, this office may in certain situations (such as those specified in 33 CFR 209.170) accomplish the corrective measures by contract or otherwise and bill you for the cost.

Your signature below, as permittee, indicates that you accept and agree to con	ply with the terms and conditions of this
permit.	September 5, 2019
(PERMITTEE)	(DATE)
This permit becomes effective when the Federal official, designated to act for the	ne Secretary of the Army, has signed below
DELGIUDICE.FRANK.J.1228916567 Date: 2019.09.05 14:12:17 -04'00'	
Frank J. DelGiudice, Chief, Permits & Enforcement Branch C Chief, Permits and Enforcement Branch Regulatory Division For District Engineer	(DATE)
When the structures or work authorized by this permit are still in existence at the and conditions of this permit will continue to be binding on the new owner(s) of permit and the associated liabilities associated with compliance with its terms a date below.	the property. To validate the transfer of thi
(TRANSFEREE)	(DATE)

Project Location Map for Pittsford NH 019-3 (491) US Route 7 Pittsford, Vermont



State of NEW HAMPSHIR etric= Commonwealth of MASSACHUSETTS 29-MAR-2019 **FINAL PLANS** CANADA State of (MENDON SCALE IN KILOMETERS URNACE BROOK US ROUTE ? NORTH TO ? BRANDOM STA 7+580.00 END PROJECT NH 019-3(491) WEST RUTLAND PITTSFORD BRANDON RUTLAND US ROUTE 7 (PRINCIPAL ARTERIAL - NHS) WORK TO BE PERFORMED UNDER THIS PROJECT INCLUDES THE REMOVAL AND DISPOSAL OF THE EXISTING CONCRETE ROAD, THE FRAIL OWNERT, INDEXING AND CLILL DEFIN RECONSTRUCTION OF US ROUT TO WE SHAD THE RECOLD TOWN OF MERIAL UTILITIES, CONSTRUCTION OF THESE BRIODES (10.6, "10.7," AUTHOR AND OTHER HIGHMAY RELAED ITEMS. STA 7+169,00 /L BRIDGE *107A 7+100 7+200 7+300 7+400 AGENCY OF TRANSPORTATION BEGINNING AT A POINT IN THE TOWN OF PITTSFORD ON US ROUTE 7 AT STATION 5+380.00 (MM 1.350) EXTENDING NORTHERLY TO STATION 7+580.00 (MM 2.755) PROPOSED IMPROVEMENT COUNTY OF RUTLAND TOWN OF PITTSFORD STATE OF VERMONT LENGTH OF PROJECT: 2200.00 M = 2.200 KM LENGTH OF BRIDGE #106: 3.13 M = 0.003 KM LENGTH OF BRIDGE #107: 3.65 M = 0.004 KM STA 6+728.83 END BRIDGE *107 0 100 200 300 SCALE IN METERS US 7 STA 6+964.00 = MOUNTAIN VIEW DRIVE STA 1+00.00, T.H.59 5+700 5+800 5+900 6+000 6+100 6+200 6+300 6+400 6+500 6+600 STA 6-725.18 BEGIN BRIDGE *107 STA 6+727.00 C/L BRIDGE *107 US 7 STA 5+672.00 = PARKER ROAD STA 0+00.00, T.H.45 STA 5+614.44 BEGIN BRIDGE *106 STA \$+617.57 END BRIDGE *106 STA 5+380.00 BEGIN PROJECT NH 019-34/91) A Shill a hale STA 5+616.00 C/L BRIDGE *106

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SURVEYED BY: VAOT
SURVEYED DATE: 5/99 (UPDATED 1/01) QUALITY ASSURANCE PROGRAM : LEVEL

TRAFFIC DATA

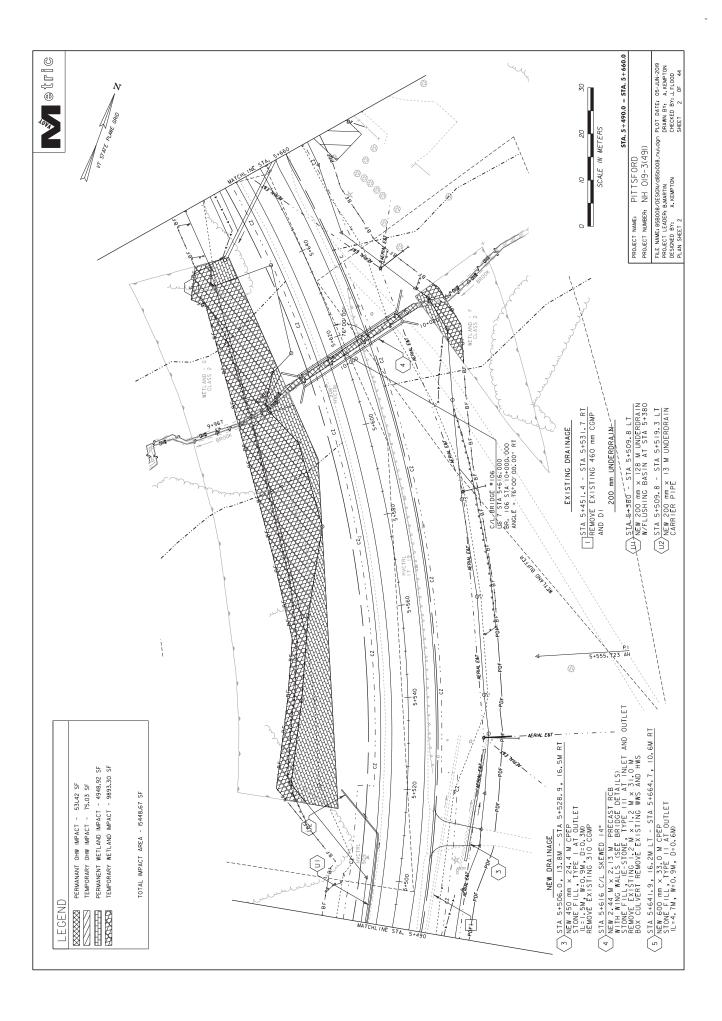
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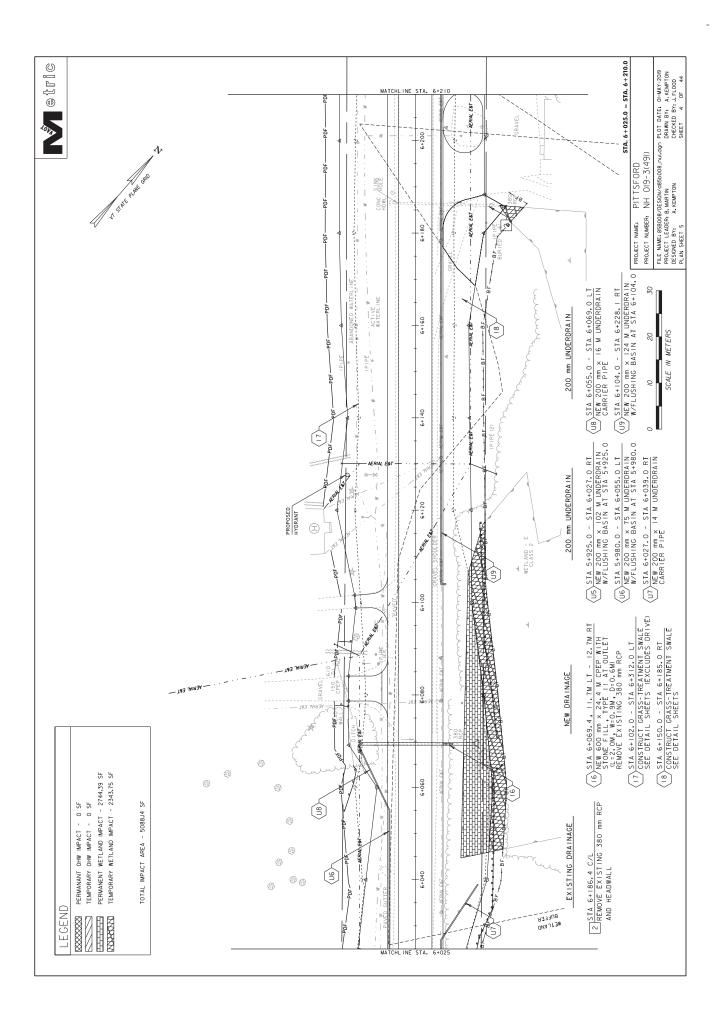
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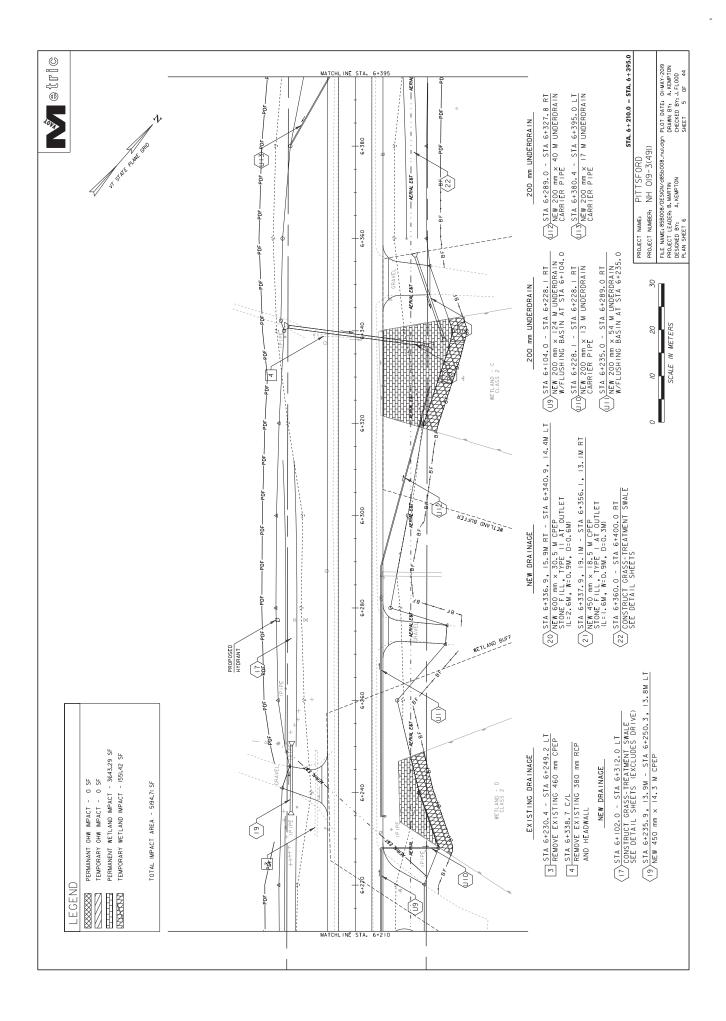
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HIGHWAY	APPROVED	PROJECT	PROJECT NAME : PROJECT NUMBER

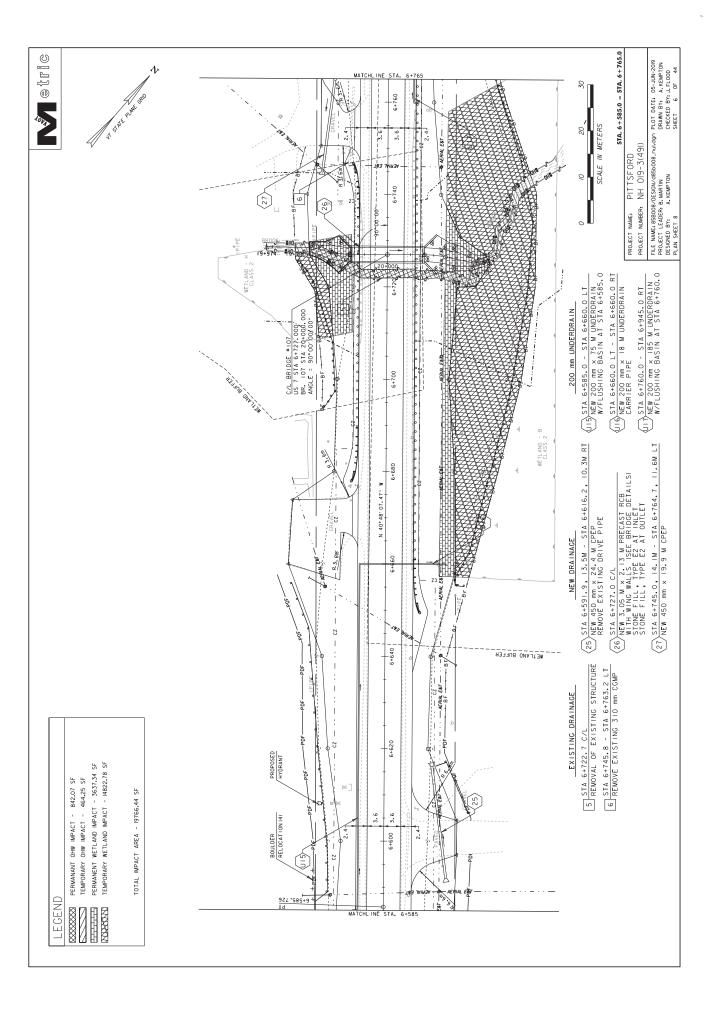
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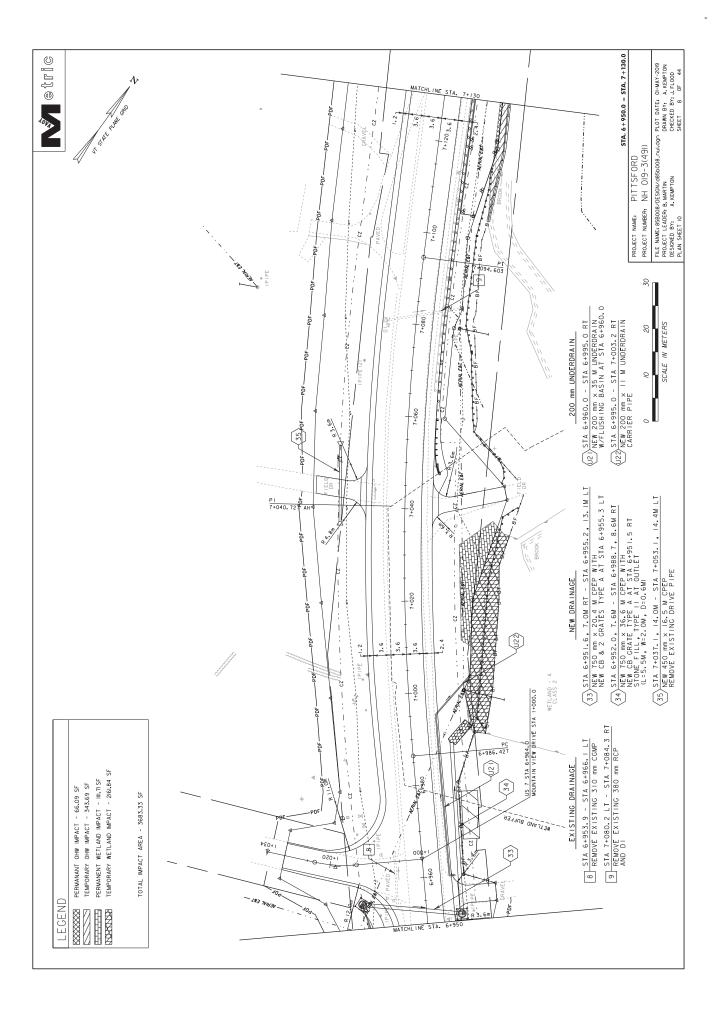
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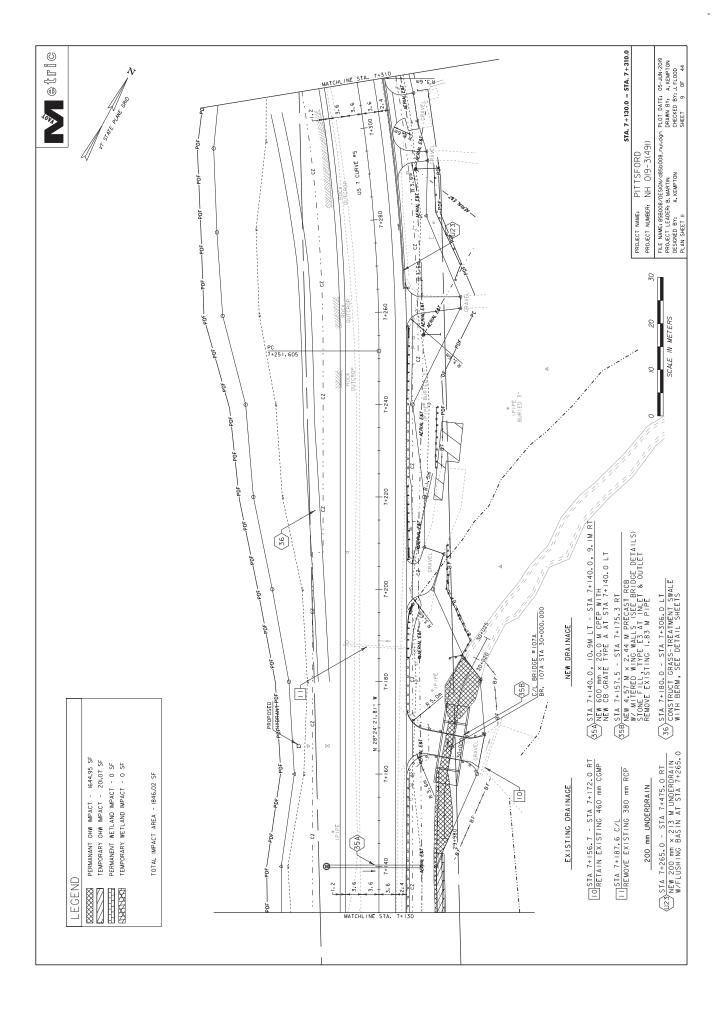


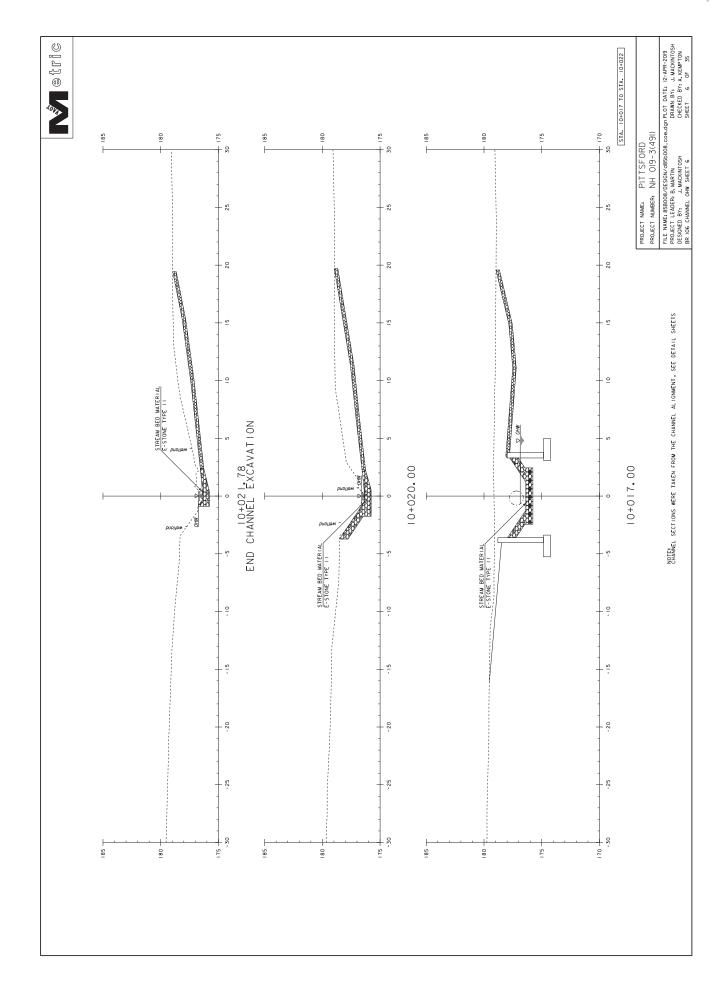


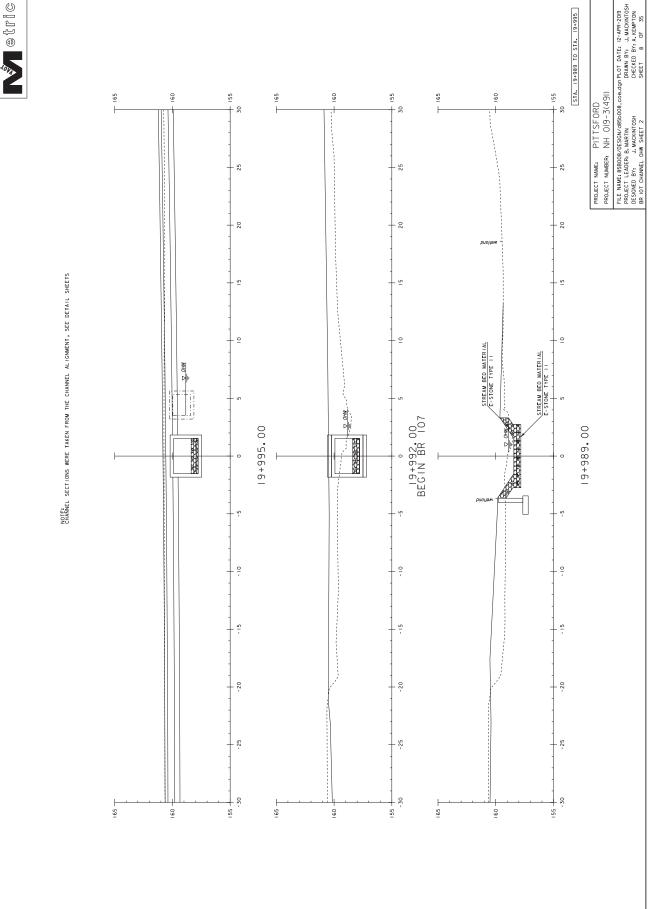


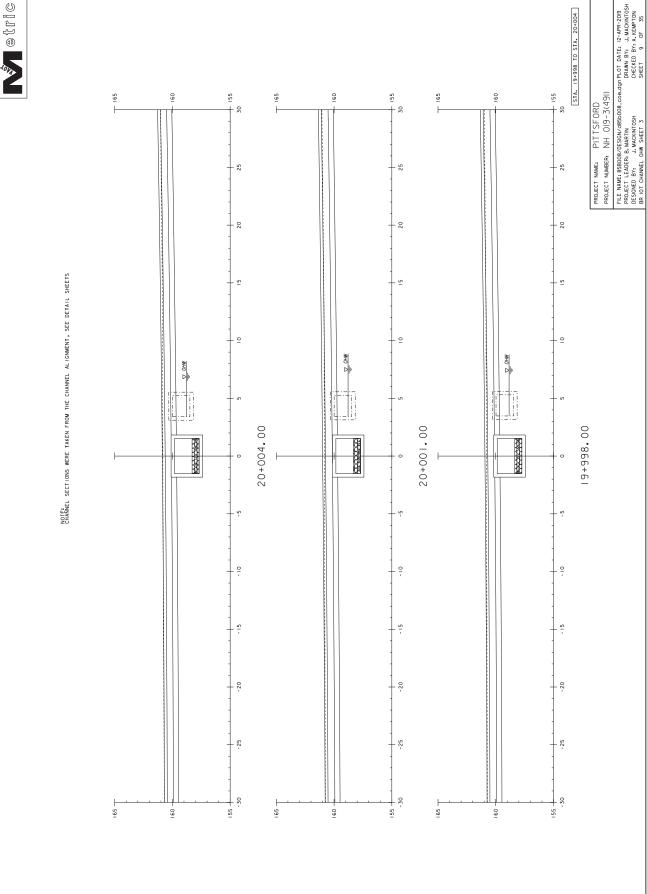




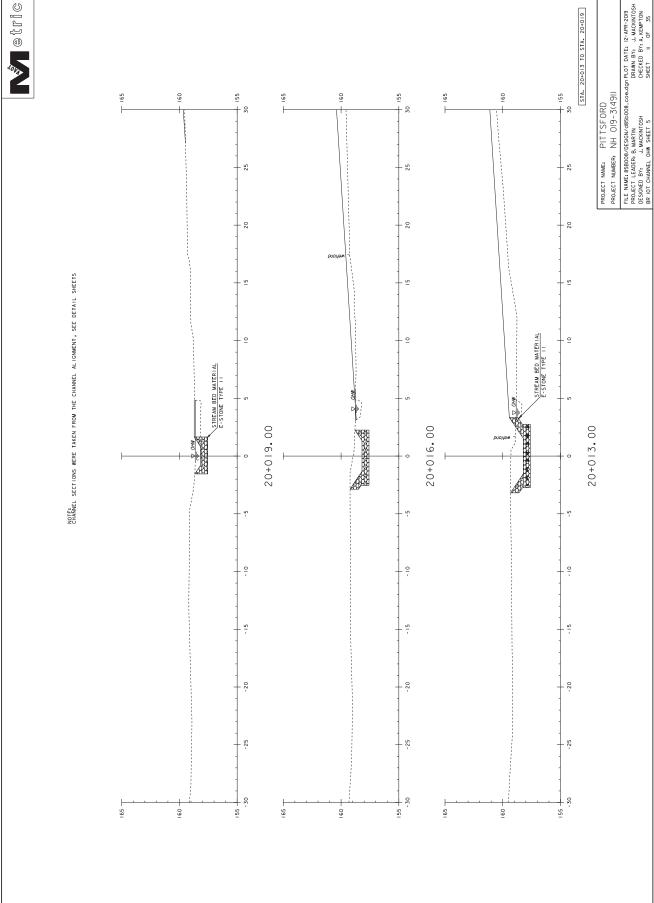




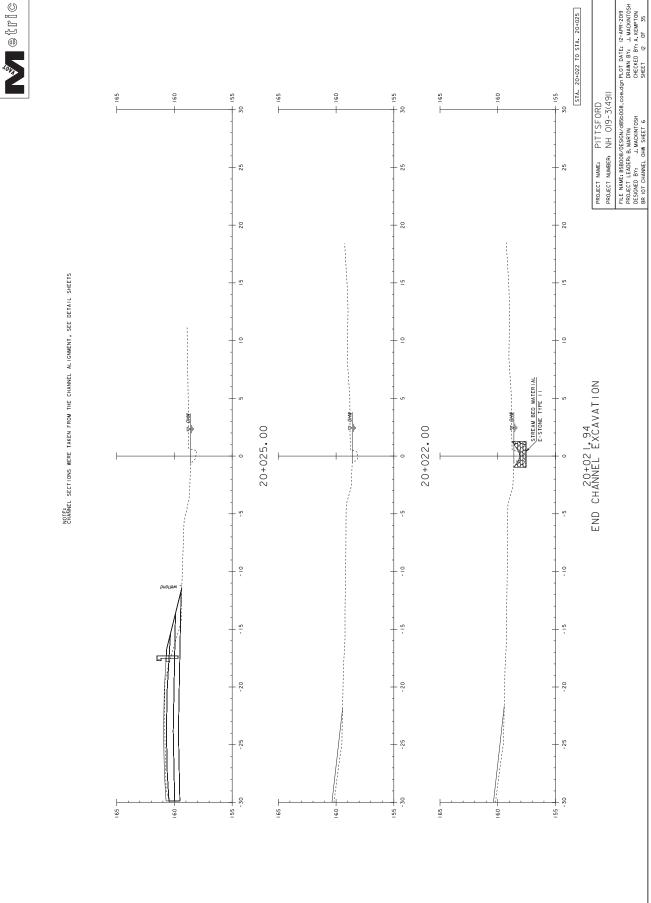


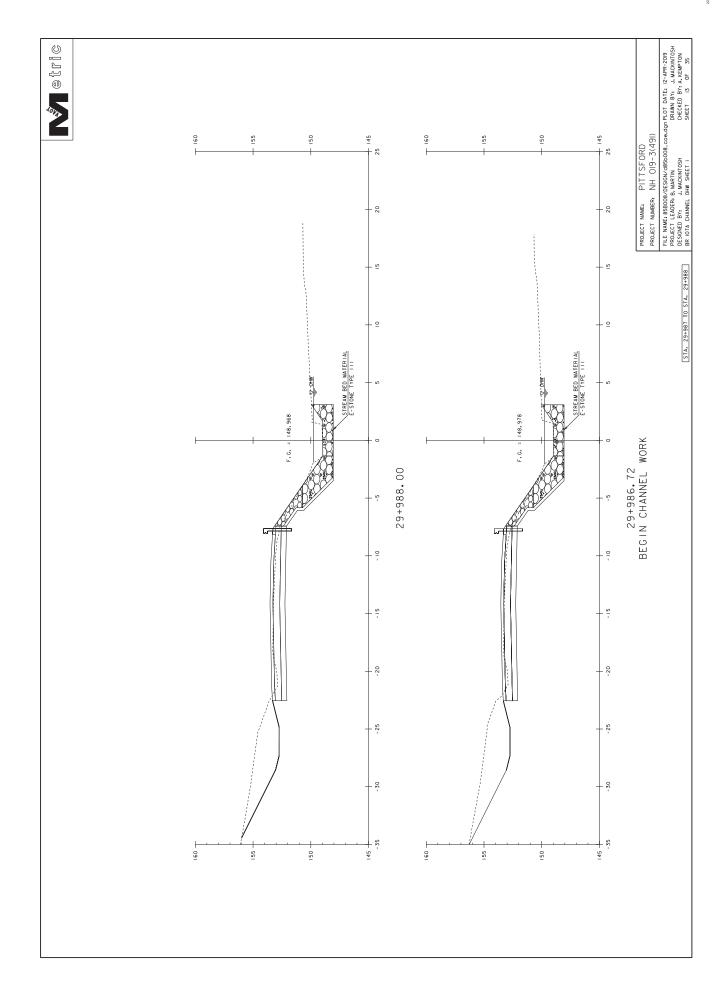


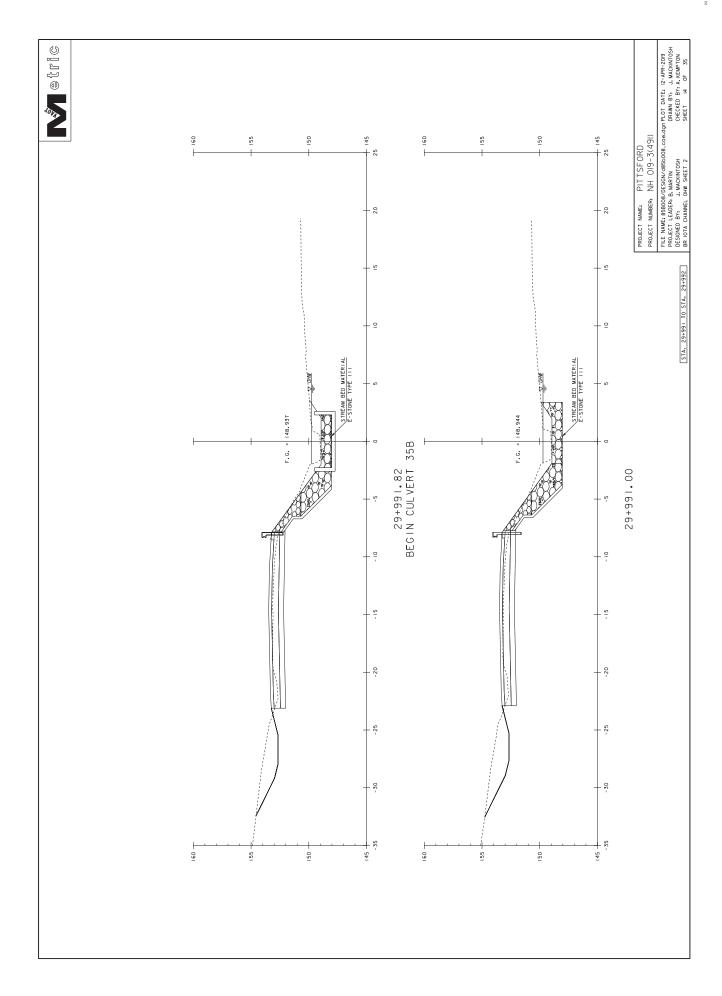


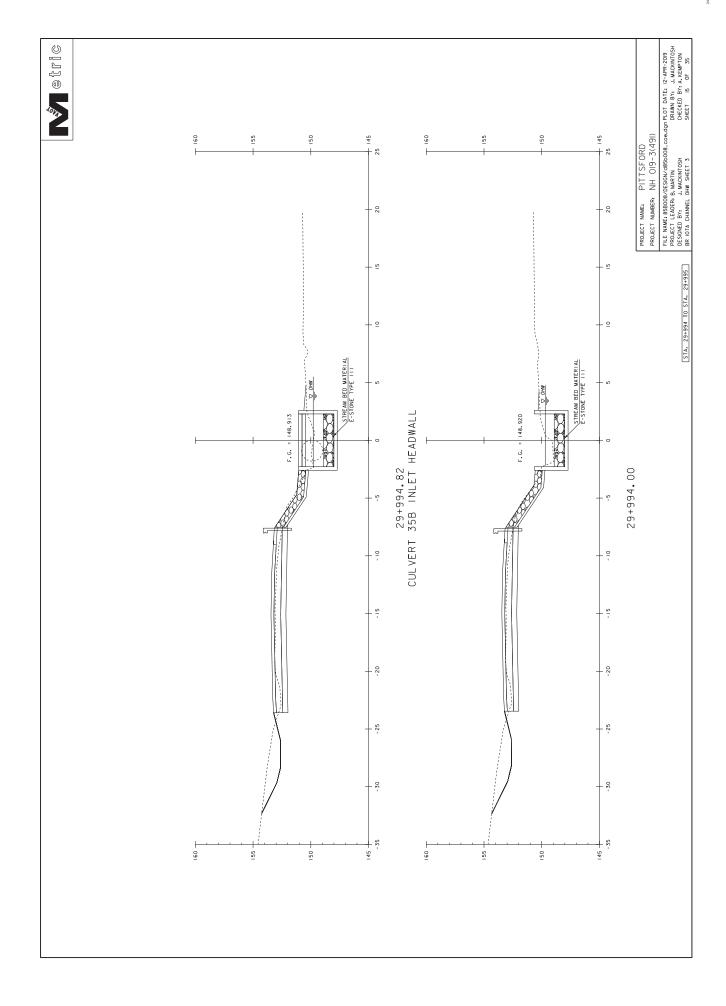


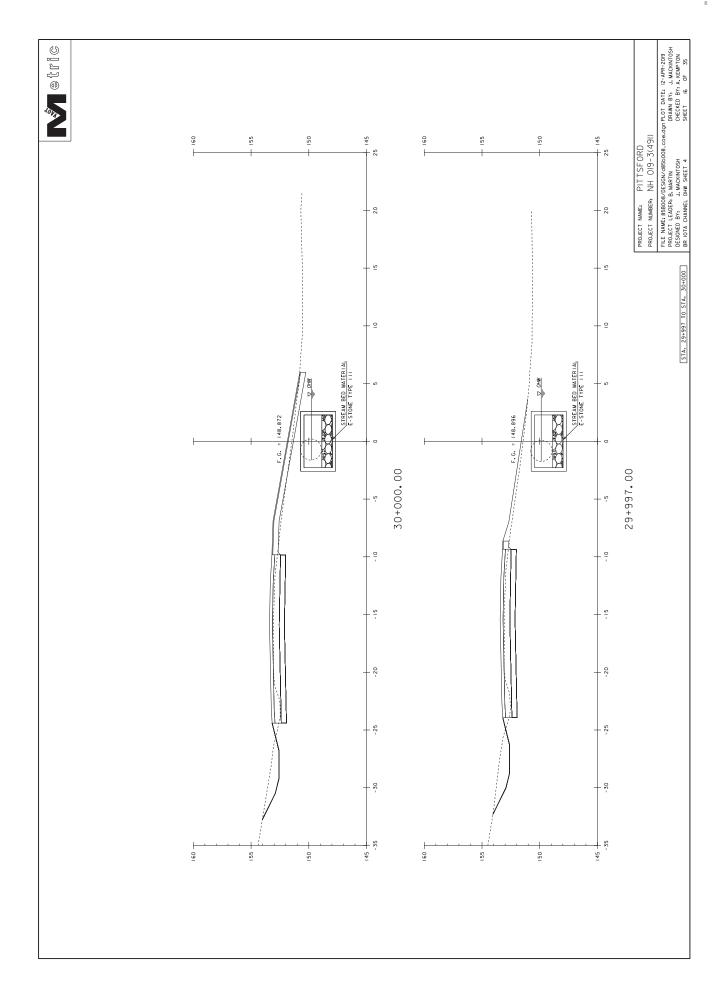


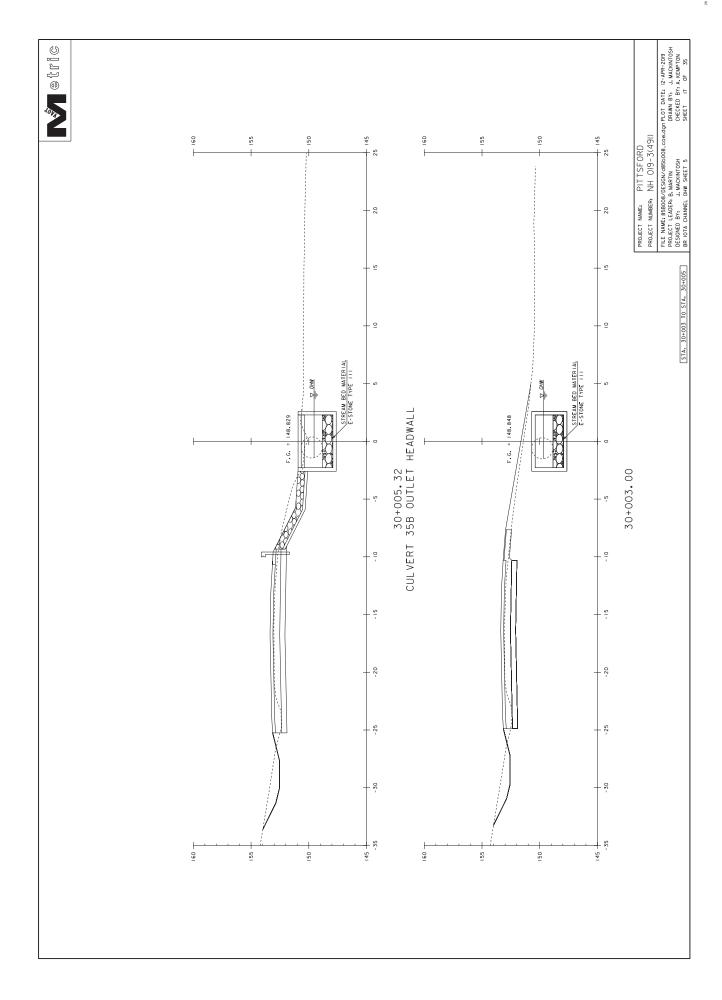


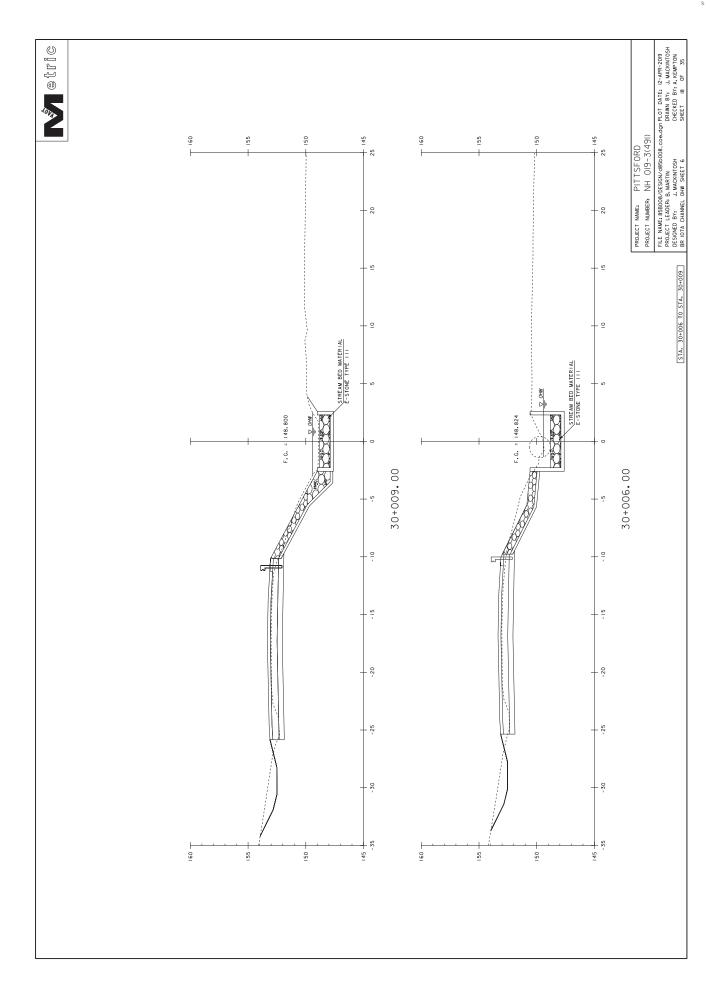


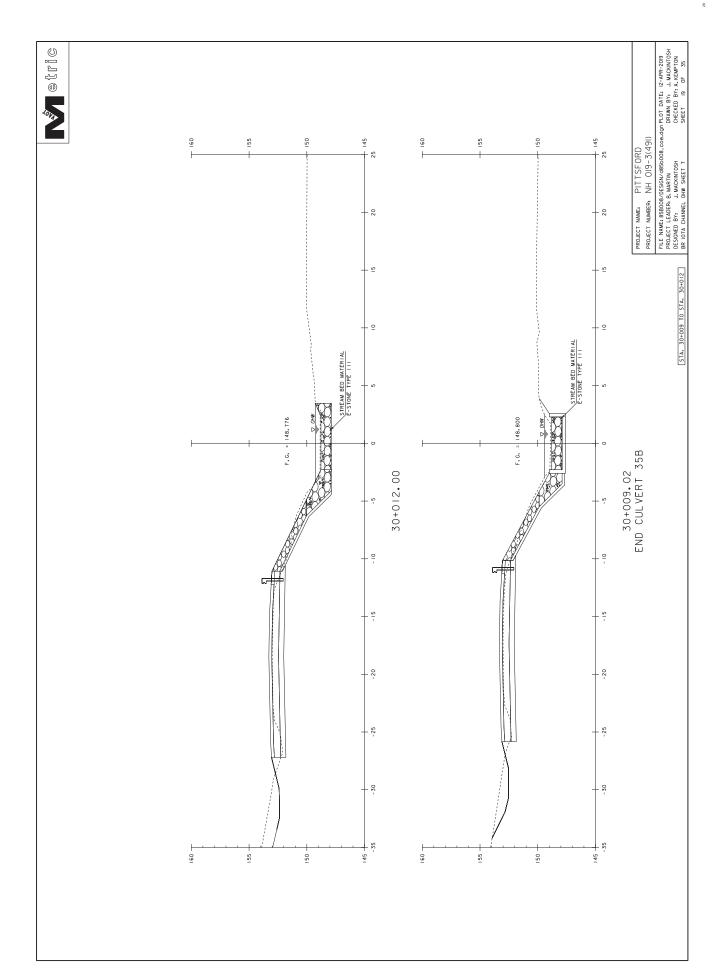


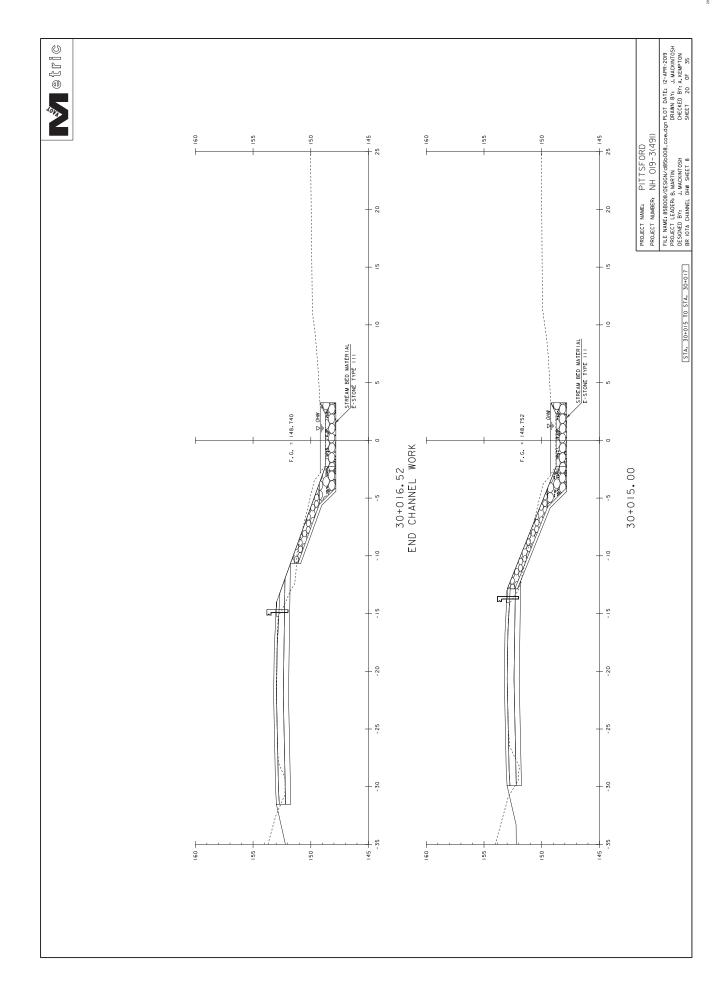




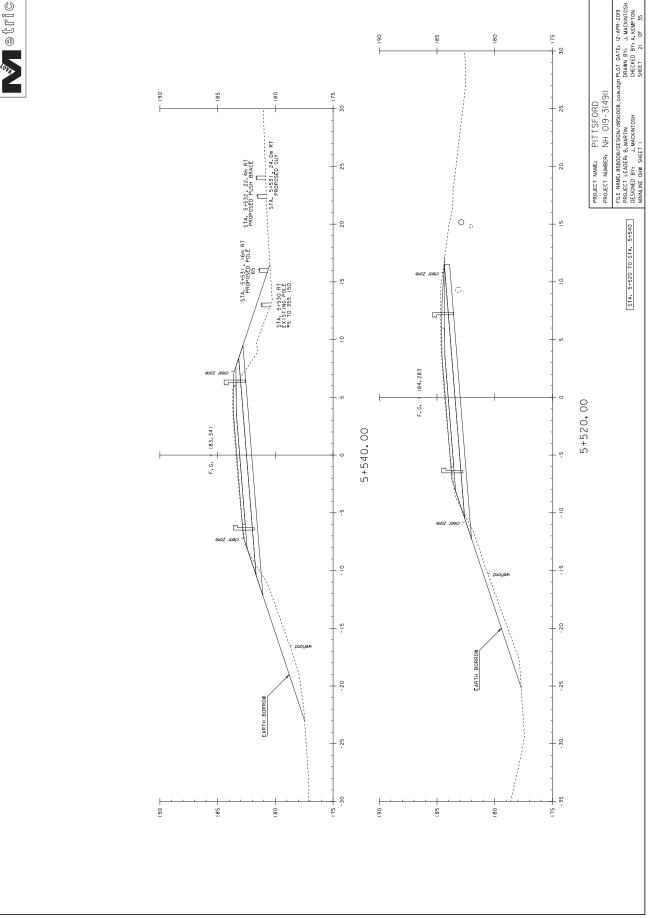




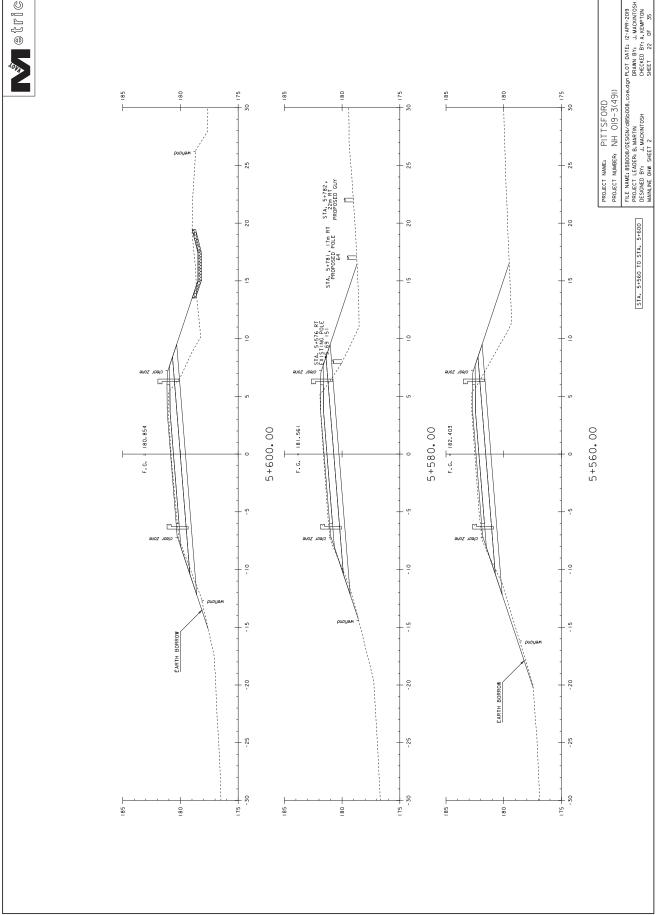


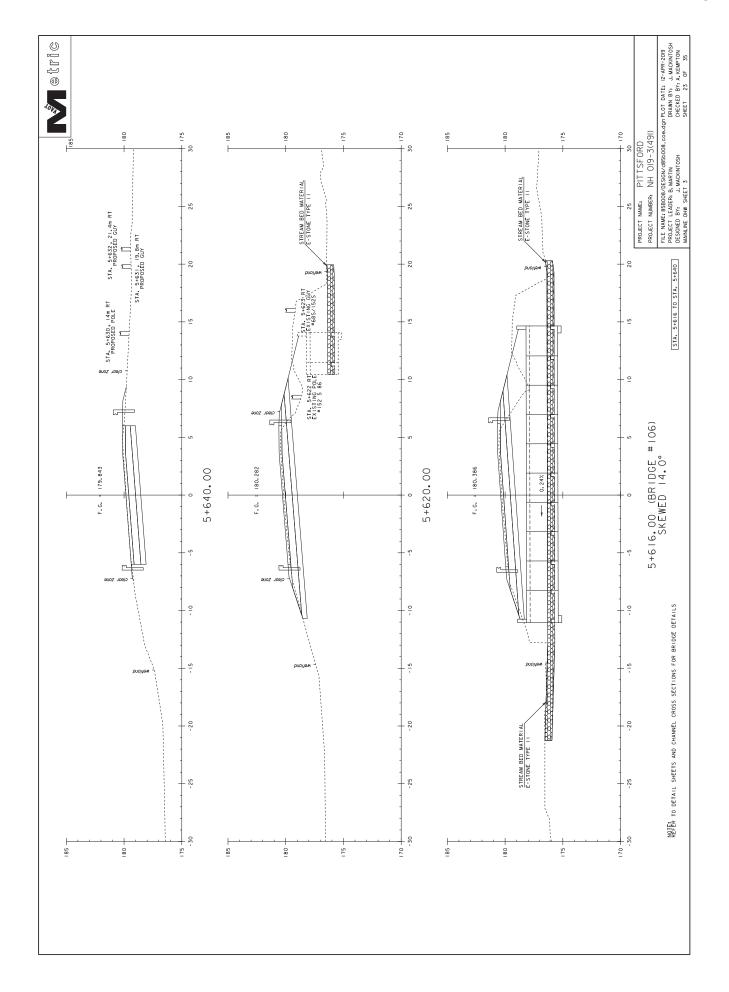


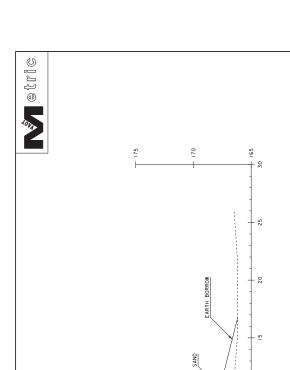


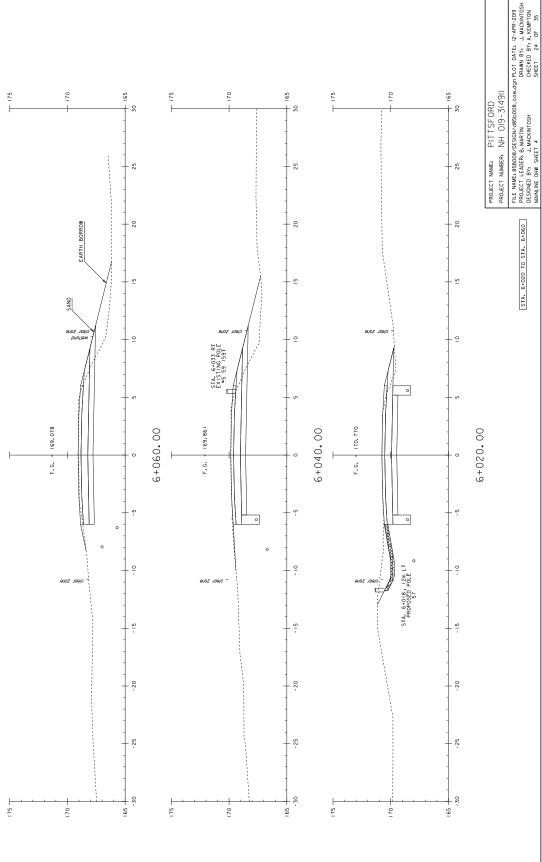




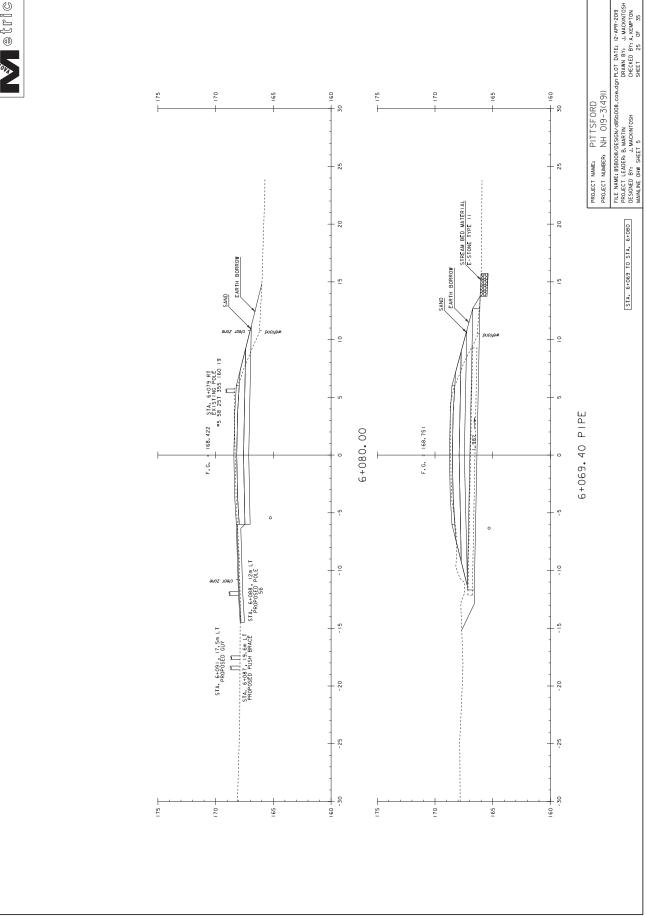


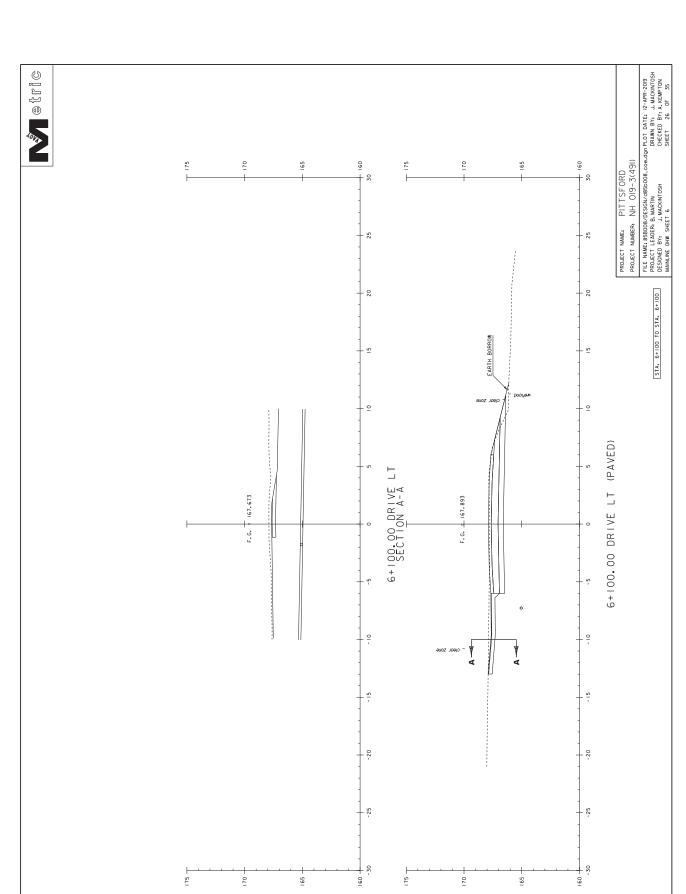




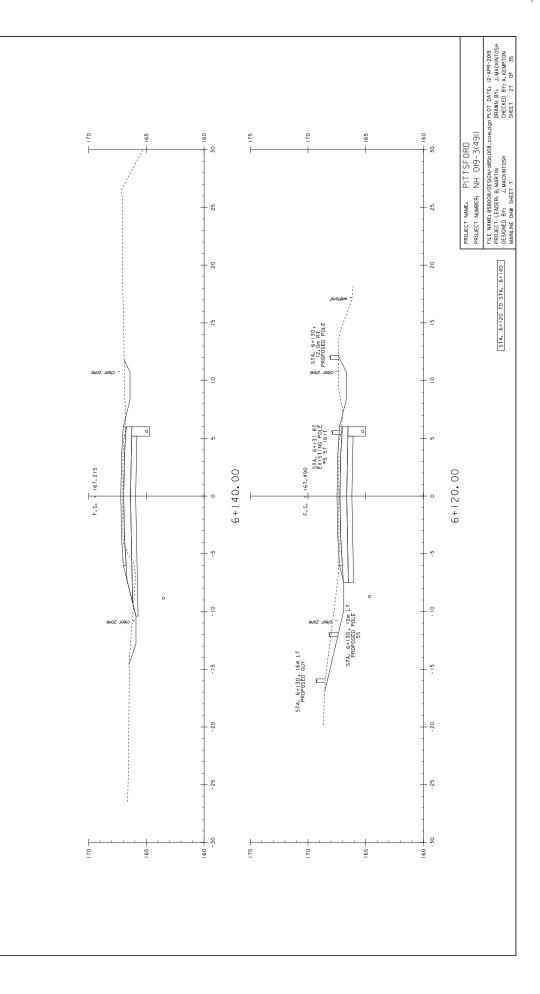


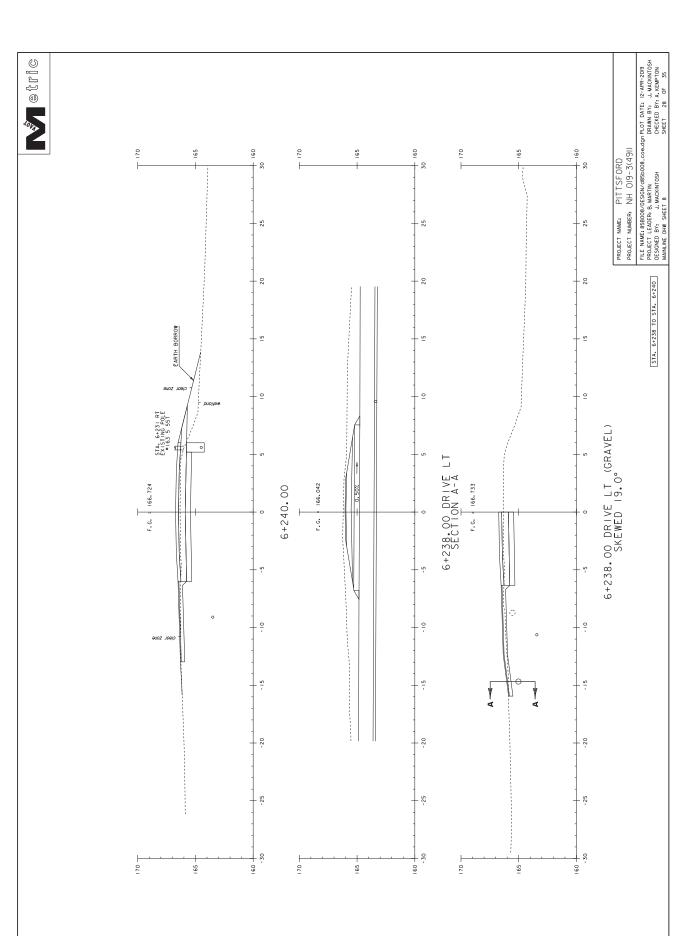




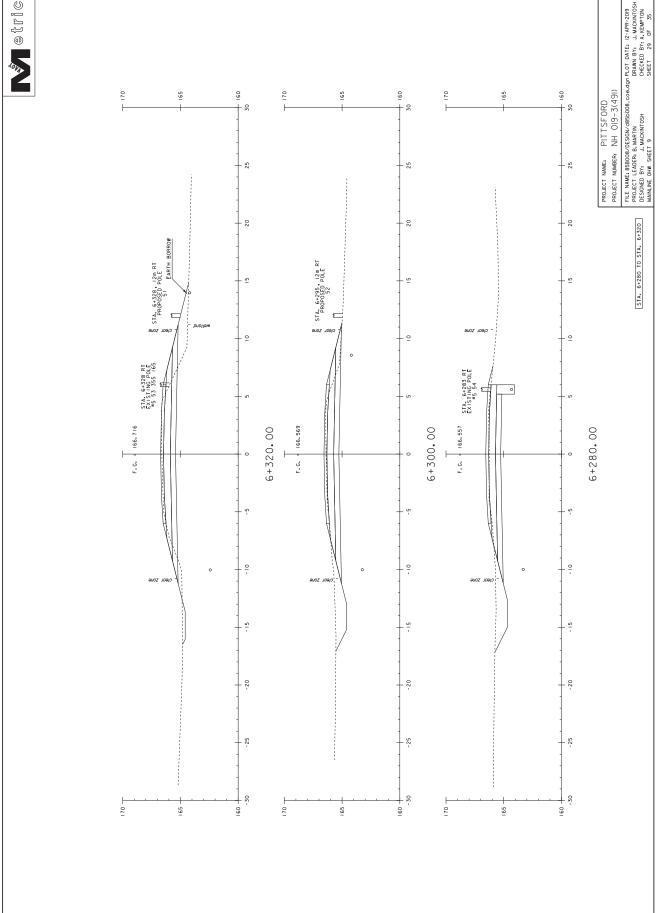


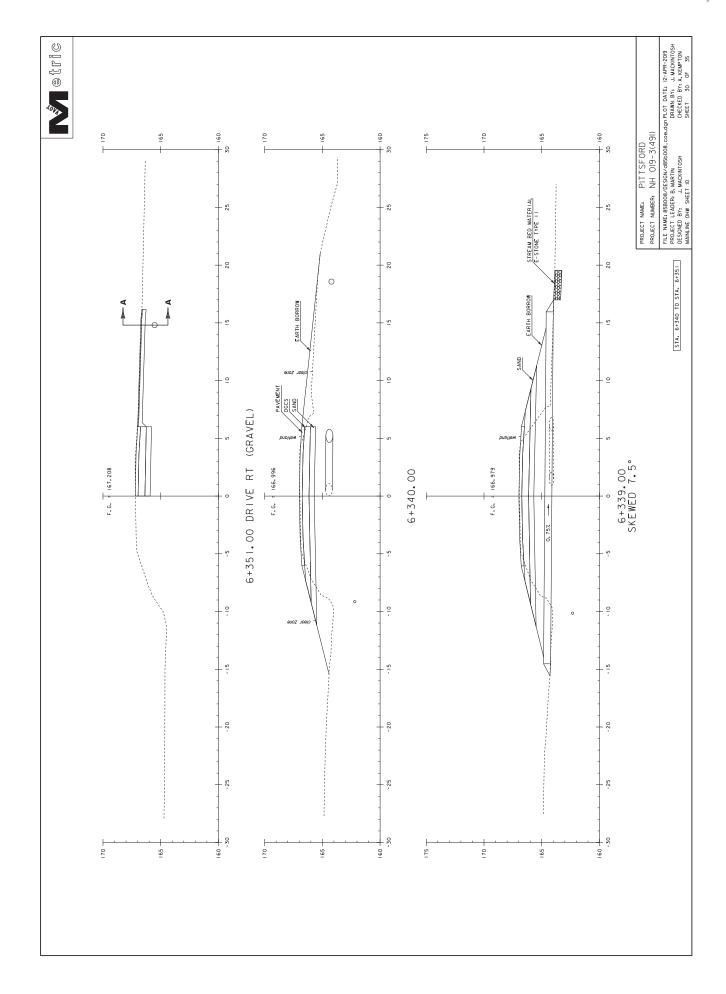




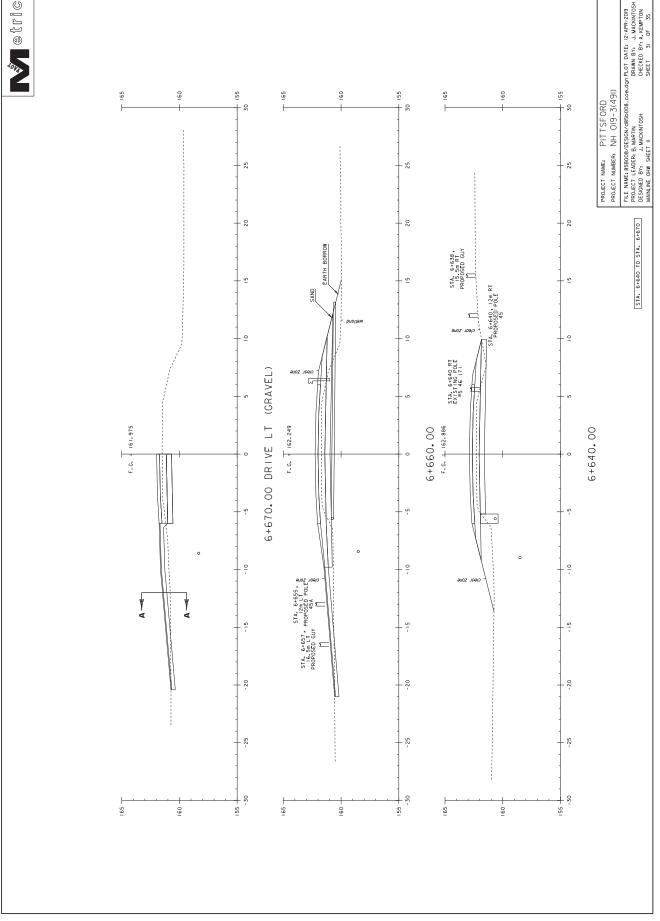




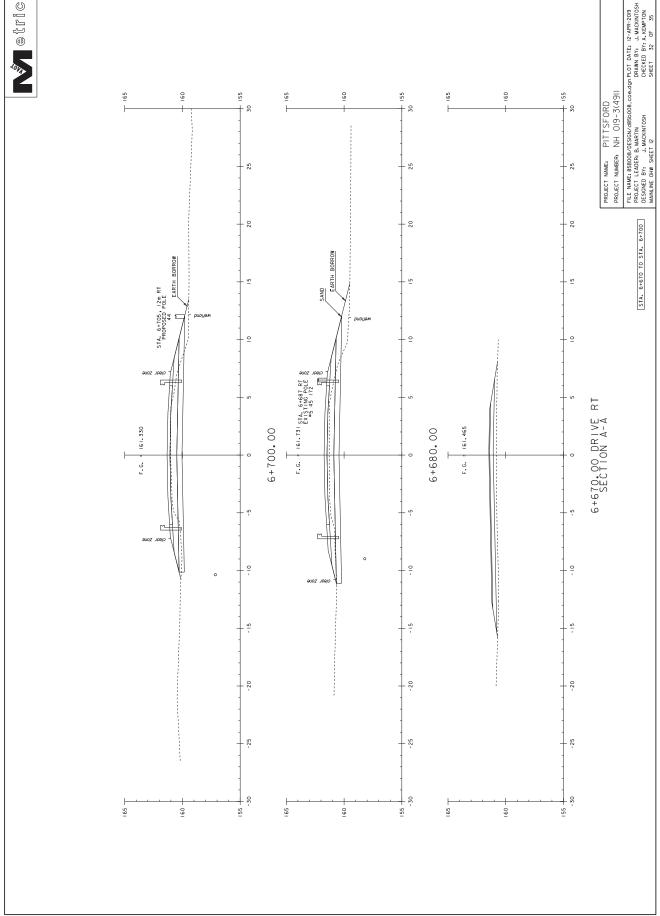




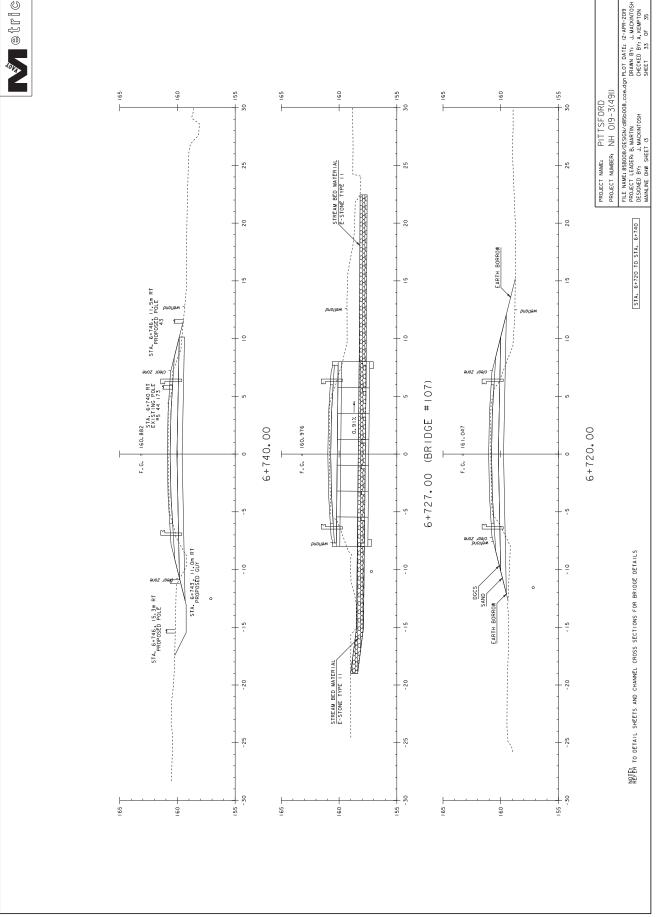


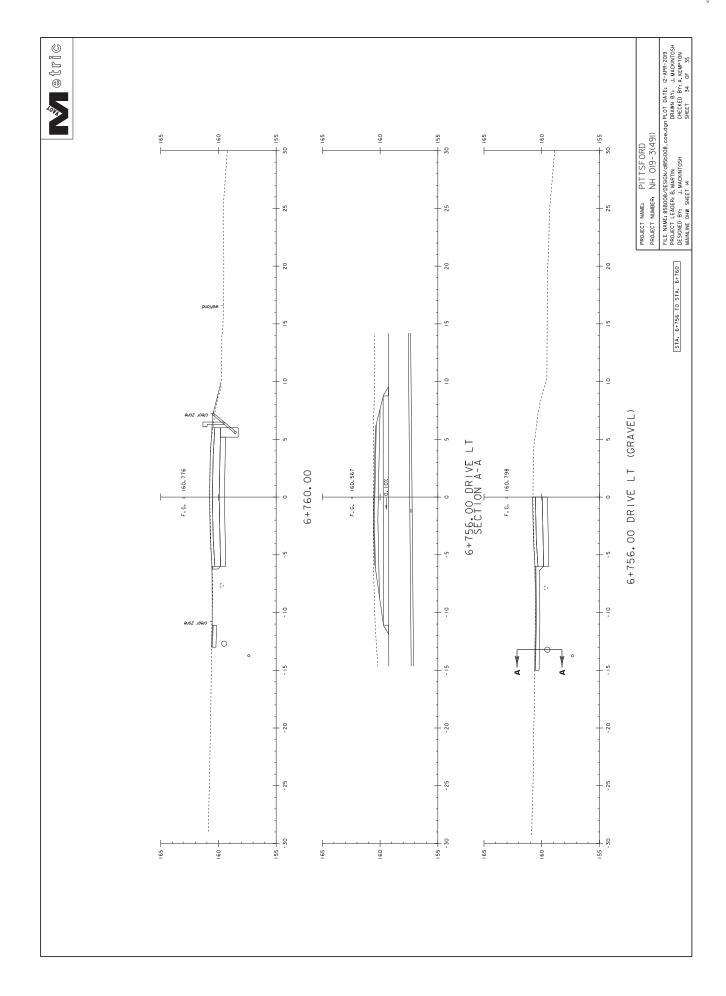




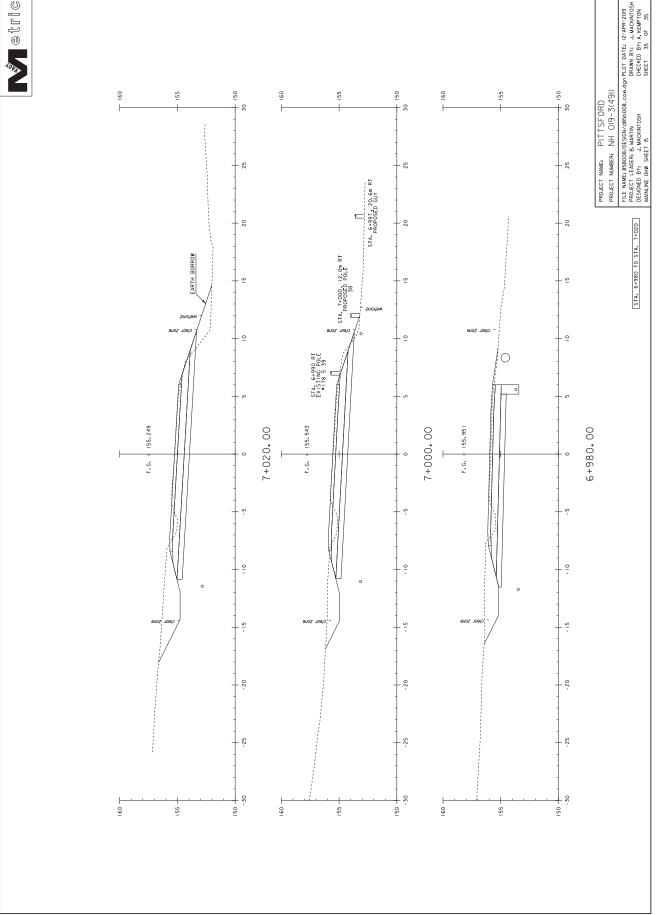


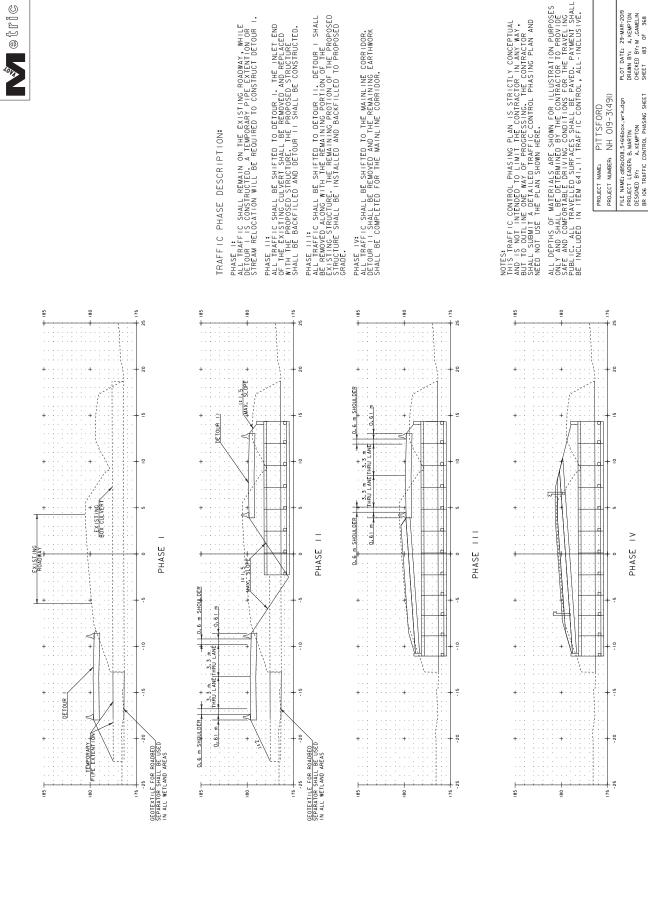














EPSC PLAN NARRATIVE

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STA 5+616 CL (BR #106)	STA 5+616 CL (BR #106) 2.44 M X 2.13 M X 25.70 M
STA 5+659 CL	610MW X 30.00 M
STA 6+069 CL	610MW X 25.50 M
STA 6+340 CL	610MW X 30.00 M
STA 6+727 CL (BR #107)	3.05 M X 2.13 M X 16.00 M
STA 6+953 CL	750MW X 22.50 M
STA 7+140 CL	600MW X 20.00 M
STA 7+169 RT (BR #107A)	4.57 M X 2.44 M X 17.2 M

TOTAL DSTURBANCE ASSOCIATED WITH CONSTRUCTION OF THIS PROJECT IS APPROX. 21.81 ACRES. BREAKDOWN OF DISTURBANCE PER AREA IN #5 BELOW AS WELL AS THE ATTACHED MAP(S).

1.2 SITE INVENTORY

LA L'OPOGAGAPHY
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THIS PROLECT IS BEING CONSTRUCTED THEOLIGE OF 28. THE MAJORITY OF THE GRADE DIFFERENCE IS AT
THE NOTHERN MOST PORTION PROLECT. THE PROLECT MAST THREE BISCRETE DISCLANGE POINTS AND
THERE INDICATED DISCLANGE FOUNTS. THE DISCLANGE POINTS WITHIN THE PROLECT ARE GRADE ARE GENERALLY IN
CHORASPOND WITH DIFFERENT RECEIVEMENT.

1.1.2.1 DRAINIGE, WATERWAY'S, BODIES OF WATER, PROXIMITY TO NATURAL OR MAN-MADE WITER TEATHERS, YEGETATION, 501S, AND SESSITY RESOURCE REELS. FEATHERS, YEGETATION, 501S, AND SESSITY RESOURCE AREA. FOR MANY YILL OFFICENCY OF SERVICE OF A SERVICE OF A SERVICE OF A PAIR OF THE STORMAN FROM FLOW THE RELEGATION TO THE SERVICE AND THE SERVICE AND THE SERVICE AND SERVICE AND HERE ELEVATIONS TO LOWER TRANSPERSON HIGHER ELEVATIONS TO LOWER TRANSPERSON.

THE PROJECT DRAINS TO THE THREE CONNECTED RECEIVING WATERS: TWO UNINAMED TRIBUTABLIS TO MEMBERGE BROOK, AND FENRALCE BROOK, THERE ARE DEVEN THERE ARE DROWN TO SENANTORING WHEN COLLECTED IN WALLS AND CLIVERTS, AS WELL AS INDISCRETE DISCHARGES FROM STORWATEN FLOWN HOWERLAND ALONG THE LEAGHN OF THE PROJECT. DUE TO THE BANKING OF THE ROADWAY AND THE LECATING WATERS SOME STATION LOCATIONS OF THE ROADWAY TO THE RECEIVING WATERS SOME STATION LOCATIONS DRAIN HALF OF THE ROADWAY TO THE RECEIVING WATERS SOME STATION LOCATIONS DRAIN HALF OF THE ROADWAY TO

THERE ARE THREE DISTINCT SITES, EACH OF WHICH DISCHARGE TO A DIFFERENT RECEIVING WATER THAT MANGEREN IDENTIFIED WITHIN THE PROJECT. THERE ARE SUB-DRAINAGE AREAS WITHIN EACH SITE WHICH DRAIN TO DIFFERENT SEGMENTS OF THE LARGER WATERSHED. E.G. MULTIPE SMALL WETLANDS ALONG CACH INSTORTAN.

DRAINAGE AREA #1
DISTURBANCE AREA: 9-41 ACRES
DISTURBANCE AREA: 9-41 ACRES
SOILS: HACKEY GRAVELY LOAMY FINE SAND, (K = 0.17), SUDBURY FINE SANDY LOAM, (K = 0.24)
SOILS: HACKEY GRAVELY (GAUXY FINE SAND, (K = 0.17), SUDBURY FINE SANDY LOAM, (K = 0.24)
SCARBORO MUCK, (K = 0.35), WINDSOR DAMY SAND, (K = 0.17), AVERAGE SLOPE: 5-15% (6.57%).

DESCRIPTION:
THIS ÁREA INTOLVES DISTURBANICES BETWEEN STATIONS 5+338 AND 6+062. DRAINAGE AREA #1 ALSO
THIS ÁREA INTOLVES DISTURBANICES BETWEEN STATIONS 5+348 AND 6+043. DRAINAGE
AREA #1 HAS TWO DISCRETE DISCHARGE POINTS WHICH ARE LOCATED AT STATIONS 5+617 (S/N 01) AND
6+727 (S/N 04). DRAINAGE AREA #1 INCLUDES 6 SUB DRAINAGE AREAS, SITES 14 - 1F.

A SWALL INNAMED TRIBITIARY (INNAMED TRIBITIARY #1) OF THE FIRNACE BROOK INTERSECTS THE DROWNY AT STATION 6-6471 AND GARLAM AT STATION 6-727. THE WITHSTEHD EREC CONTRIBINITY TO UNDAMED TRIBITIARY #1 BEGINS APPROXIMATELY 500M SOUTH OF THE PROJECT AND ENDS AT STATION 6-842. JUST DOWNSTREAM OF DISCHARGE POINT 510 AUNAMED TRIBITIARY #1 DISCHARGES INTO MONHED TRIBITIARY #1 DISCHARGES INTO BROOK, REASO DIRECTLY TO THE TURNACE BROOK, GREGO OF THE ROADWAY HORTH OF STATON 6-842 CONTRIBUTE TO DAMINGE AREA #2 MB C

THE TOTAL AREA CONTRIBUTING TO UNAMAD TRIBUTAR? #1 IS APPROXIMATELY 1.50 SQUARE MILES, SQUARE MILES, THE THE FURNACE BROOK SUB WATENSHED, WHICH HUNAMED TRIBUTAR? #1 IS LOCATED IN 1.57 28.6 SQUARE MILES. THE FEAK OF THIS SUB-WATERSHED IS AT APPROXIMATELY 1,200 FT. THE SLOPE OF THE SITE IS BETWEEN 1% AND 30% AND INCREASINGLY CETS FLATTER AS THE WATER IS CONVEYED CLOSER TO THE ADDAWAY CORRIDOR. THE MALDRITY OF THE SUB-WATERSHED IS HEAVILY WOODED WITH ISOLATED AREAS OF URANS, MALDOWN, ROLDS HOW OFF SITE IMPERVINCES.

DRAINAGE AREA #2 DISTUBBANCE AREA: 8.42 ACRES SOLIS: SCHESORO MUCK, (K-0.36), WINDSOR LOAMY SAND, (K-0.17), GEORGIA AND AMENIA SOLIS, SOLIS: SCHESORO MUCK, (K-0.36), WINDSOR LOAMY SAND, (K-0.17), GALWAY-NELLIS-FABMINGTON COMPLEX (K-0.32), ENOSBIRG LOAMY FINE SAND, (K-0.24), AVERAGE SLOPE: 5-15% (6.21%).

DESCRIPTION:
NUMBAGE AREA #2 HAS ONE DISCRETE DISCHARGE POINT AND TWO POINTS OF INTEREST. THE POINTS OF
INTEREST ARE LOCATED AT STATIONS 6-070 (S.N 02) AND 6-341 (S.N 03). THE DISCHARGE POINT IS
INTEREST ARE LOCATED AT STATION 6-955 (S.N 05) WHERE RANGFE LEWES DRAINAGE AREA #2 VIA OVERLAND SHEET
FLOW AND DISCHARGES INTO UNIVAMED TRIBUTARY #2. DRAINAGE AREA #2 INCLUDES 6 SUB-DRAINAGE
AREA, SHESS A. ZF.

DRAINAGE AREA #2 IS A SIB-WATERSHED OF UNMAMED TRIBUTARY #2, WHICH FLOWS NORTHWISST ALMOST HE EAST SIDE OF THE ROADWAY CORRODOR. HUNWAMED TRIBULARY AS COLLECTS RAINOF FROM THE MAJORITY OF THE EAST SIDE OF THE CORRODOR VIA OPERATO SHEET FLOW AND EXPENTIALLY OF SIGNACES INTO THE ROAD SHOWED SHOOK OPINIS OF INTEREST SIN OF SIGNAGE FOOTH SIN OF AREA ALL LOCATEDA. THE CROSS PIPES WHICH TRANSPORT STORWAMERE ROAD THE WISST TO THE WAST SIDE OF THE ROADWAY CORRODOR. THESE ARE THE CHAY AREA SIDE OF THE ROADWAY CORRODOR. THESE ARE THE CHAY AREA SIDE OF THE ROADWAY CORRODOR DISCHARGES INTO HIS WISST SIDE OF THE ROADWAY CORRODOR DISCHARGES TO THE WAST SIDE OF THE ROADWAY TO SHOOK DISCHARGES TO THE SOADWAY OF THE SOADWAY CORRODOR DISCHARGES TO THE SOADWAY HERE ARE THE CHAY AREA SIDE OF THE ROADWAY TO SHOOK DISCHARGES THE UNIT DISMARCH THEIR THAY WE SAY THE OWN THE SOADWAY TO SHOOK DISCHARGES THE UNIT SHOULD SHOW THE SOADWAY TO SHOOK DISCHARGES THE UNIT SHOULD SHOW THE SOADWAY TO SHOOK DISCHARGES THE UNIT SHOULD SHOW THE SOADWAY TO SHOOK DISCHARGES THE UNIT SHOULD SHOW THE SOADWAY TO SHOOK DISCHARGES THE UNIT SHOULD SHOW THE SOADWAY TO SHOOK THE SOADWAY TO SHOOK THE SAY THE TOWN THE SAY THE SOADWAY TO SHOOK THE SAY THE TOWN THE SAY THE TOWN THE SAY THE SOADWAY TO SHOOK THE SAY THE TOWN THE SAY THE TOWN THE SAY THE SOADWAY TO SHOOK THE SAY THE TOWN THE SAY THE TOWN THE SAY THE SOADWAY TOWN THE SAY THE SAY THE TOWN THE SAY THE SOADWAY TOWN THE SAY THE SAY THE TOWN THE SAY THE

THE LUTALAREA OF THIS WATERSHED OF UNIVAMED TRIBULIARY RZ IS APPROXIMALIELY 3.39 SQUARE MILES. THE RETHIEFTY OF THE UNIVAMENT DIBULIARY ARE APATERSHED IS LOCATED WITHIN THE FIRBANCE BROOK WATERSHED, WHICH ENCOMPASSES APPROXIMATELY 26.5 GQUARE MILES. THE PEAK OF THIS IS UNIVERSED IS AT APPROXIMATELY 4.60FT. THE SLOPE OF THE SITE RANGES FROM % 13 03 30S, AND INCREASINGLY GETS FALTER AS THE WATER IS CONVEYED CLOSER TO THE ROADWAY CORRIDOR. THE MAJORITY OF THE SITE IS REASH FOREST WITH SOME SEASON.

DRUNGG AREA 139 A GRES DETURBANCE AREA, 1399 A GRES SOLS: GORGIA AND AMENIA SOILS, (K~0.32), GALWAY-NELLIS-FARMINGTON COMPLEX (K~0.32). AVERAGE SLOPE: 5-198, (12.0%).

DRAIMGE AREA #3 DOES NOT HAVE ANY DISCRETE DISCHARGE POINTS, BUT HAS ONE POINT OF INTEREST DRAIMGE AREA #3 DOES NOT THE THAN OF THE PROJECT STATION 7-500 (5-NO OF THE ENDO OF THE PROJECT STATION 7-500 (5-NO OF THE ENDO OF THE PROJECT STATION 7-500 (5-NO OF THE ENDO OF THE READ SHEET FLOW. THERE ARE NO OF SIPES IN THE SIST, THEREFORE, ALL KINOF FROM THE ARST SING OF THE ROADWAY CORRIDOR, REMAINS ON THE EAST SING OF THE ROADWAY CORRIDOR, DRAIMAGE AREA #3 INCLUDES 3 SUB-PRAIMAGE AREA, SITES 3 A. 3C.

DRAINAGE AREA #3 IS PART OF THE FURNACE BROOK WATERSHED AND THE ENTIRE SITE FLOWS TO THE WINNECE BROOK SUB-WATERSHEDIN WHACKE BROOK YIA WATERSHEDIN WHICH DRAINAGE BROOK SUB-WATERSHEDIN WHICH DRAINAGE AREK #3 IS LOCATED IS APPROXIMATELY 38.6 SQLARE MILES, DRAINAGE AREK #3 IS LOCATED IS APPROXIMATELY 38.6 SQLARE MILES, DRAINAGE AREA #3 IS COMPRISED OF GRASSED MEADOWS, BRUSHY WGODED AREAS AND IMPERVIOUS SURFACES.

SEE THE EPSC SUMMARY SHEETS FOR FURTHER DETAIL REGARDING DRAINAGE AREAS AND RELATED SLOPE AND SOIL ERODIBILTY.

1.2.3 SENSITIVE RESOURCE AREAS

HETORICAL HABITATS: NO HETORICAL OR ARCHEOLOGICAL AREAS: YES PRIME AGRICULTINGLIAND: NO PECCIES. NO THEATTENED AND ENDRAGEED SPECIES. NO WATER RESOURCE. 2 UNIVAMED TRIBS: TO FURNACE BROOK AND FURNACE BROOK WATER RESOURCE. 2 UNIVAMED TRIBS: TO FURNACE BROOK AND FURNACE BROOK TO FINAL SYSTEL EXCANTED WETLAND SOILS SHALL BE SAVED AND USED IN WETLAND FILL AREAS PRIOK TO FINAL SYSTELIZATION.

THIS PROJECT DOES NOT FALL UNDER THE JURISDICTION OF GENERAL PERMIT 3-9020 FOR STORAWATER. RUNDEF FROM CONSTRUCTION SITES, SHOULD CHANGES PRIOR TO SUBLING-CONSTRUCTION RESULT IN ONE LOW MAKE ACRES UF EARTH DISTURBANCE, OF SHOULD THE PROJECT BECOME PART TO A LARGER PLAN OF REPRETIONALT, THE CHANTACTOR WILL BE REPONNIBE FOR MAY ADDITIONAL PROMITTING.

1.4 EROSION PREVENTION AND SEDIMENT CONTROL

THE EROSION CONTROL PLANS ARE MEANT AS A GUIDELINE FOR PREVENTING EROSION AND CONTROLLING EMBERT TRANSPORT. THE RIMCHIEGE OUTLINED IN THIS MARKING CONSTROT CHEMENTIAGE AND ASSURES THROUGHOUT CONSTRUCTION OF THE REQUEST TO MINIMIZE SEDIMENT TRANSPORT TO THE WEACHERS LOUGH STABLISTION AND STREAT CHEMENT TRANSPORT TO THE WASCINGT OF THE CONTROL AND OTHER POLLITION RECEIVED AND THE STABLIST OF THE CONTROL AND OTHER POLLITION RECEIVED. THE THAT WE CENT REPORTS OF THE SPECIAL SA BASIS FOR PROTECTIOR RESCIDED. AND ILL HED TO THE LOUGH SEBULL THON BASED ON THE SPECIAL SAME AND WILL NEED TO THE LOUGH STABLIST OF THE CONTRACTOR, REFER TO THE LOW RISK SITE HANDBOOK AND APPROPRIATE DETAIL SHEETS FOR SPECIFIC GAUDANCE AND CONSTRUCTION BETAILNEY.

WHERE CHANNEL WORK OCCURS SAND BAGS, JERSEY BARRIER AND/OR OTHER ADEQUATE STREAM DIVERSION PRACTICES SHALL BE USED TO MINIMIZE EROSION AND CONTROL SEDIMENT TRANSPORT.

ALL MEASURES SHALL BE REGULARLY WAINTAINED AND SHALL BE CHECKED FOR SEDIMENT BUILD-UP. SEDIMENT SHALL BE DISPOSED OF AT AN APPROVED SITE WHERE IT WILL NOT BE SUBJECT TO EROSIGN

1.4.1 MARK SITE BOUNDARIES.
TITE BONDARIES, AND AREAS CONSTRUCTION EQUIPMENT CAN ACCESS SHALL BE DELINEATED. PROJECT DEMARKACHION THEN THENING (PRD SYMALL BE USED 10 PHYSICALLY MARK SITE EODINDARIES. BARRER FENCE STALLE BUSED INSTRUCE DEMARKACHION PRINCE WITHIN 100 FET OF A WATER RESOURCE STREAM, BROOK, LAKE, POND, WETLAND, ETC).

1.4.2 LWIT DISTUBBANCE AREA
REVENING INTELL ROSION BY MINIMIZING THE EXPOSED AREA IS WICH MORE EFFECTIVE THAN
TREATING FROEDS SEDMENT. EARTH DISTUBBANCE CAN BE MINIMIZED THROUGH CONSTRUCTION
TREATING FROEDS SEDMENT. FARTH DISTUBBANCE CAN BE MINIMIZED THROUGH CONSTRUCTION
FRANKING BY CONLY DEPROBLE OF PERSONS. EARLOY TEMPORARY CONSTRUCTION STABILIZATION PREATTERS
PISTIBLED AND EPOSED TO REGIONS. EARLOY TEMPORARY CONSTRUCTION
GENERAL PERMIT, ONLY THE ACREAGE LISTED ON THE FERMIT AUTHORIZATION MAY BE EXPOSED AT ANY
GIVEN TIME.

MAINTANING VEGETATED BUFFERS ALONG STREAM BANKS, WETLANDS OR OTHER SENSITIVE AREAS IS A CHICALE REOSSION AND SEDIMENT CONTROL MEASURE THAT SHOULD BE ESTABLISHED WHEREVER POSSIBLE.

1.4.3 SITE ENTRANCE/EXIT STABILIZATION TRACKING OF SEDUCE THE POTENTIAL FOR TRACKING OF SEDIMENT ONTO PUBLIC HIGHWAYS SHALL BE MINIMIZED TO REDUCE THE POTENTIAL FOR VALUEFERING RECEINING WATERS. INSTALLATION SHALL COINCIDE WITH THE CONTRACTORS PROGRESS SCHOOLE.

YARBILED CONSTRUCTION ENTRANCES SHALL BE INSTALLED AS PROPOSED ON THE EPSC PLAM AND ANYWHERE EQUIPMENT WILL BE CONNER TROM AREAS OF EXPOSED SOILS TO PAVED SURFACES WITH THE RETHOU DESCRIBED ON BETALL SHETT AGO UNLESS DIRECTED OTHERWISE BY THE BAGINERS.

1.4.4 INSTALL SECIMENT BARRIERS

SEMBLEN BARRIERS SHALL BE UTILIZED TO INTERCEPT RUNOFF AND ALLOW SUSPENDED SEDIMENT TO SETTLE DUT. THE SHALL BE INSTALLED PRIOR TO ANY UP SLOPE WORK.

SIL1 FERCE WILL BE, INSTALLED AS PRAPOSED ON THE EPSC, PLAN, WOVEN WIRE REINFORCED SIL1 FERCE STALLE USED INSTEAD OF SIL1 FERCE WITHIN TOO FEEL UPSCADE OF RECENING WATERS. SIL1 FERCE SHALL BE INSTALLED IN ACCORDANCE WITH BETAIL SHEET #01 UNLESS DIRECTED OTHERWISE BY THE RETAILER ROOF INLET PROTECTION AND/OR STONE AND BLOCK DROP INLET DEVICES WILL BE USED FOR ALL PROFECTION AND/OR STONE AND BLOCK DROP INLET DEVICES WILL BE USED FOR ALL PROFESTIVES.

1.4.3 DVERT UPLAND RUNDF DIVERSIONARY MESCHES SHALL BE USED TO INTERCEPT RUNDF FROM ABOVE THE CONSTRUCTION AN DIRECT T AROLUDY THE DISTURBED AREA SO THAT CLEAN WATER DOES NOT BECOME MUDDIED WHILE TRAVELNG OVER EXPOSED SOILS ON THE CONSTRUCTION SITE.

THE PROJECT AREA IS RELATIVELY FLAT. THEREFORE IT IS NOT ANTICIPATED THAT DIVERSION MEASURES WILL BE NECESSARY.

CHECK STOWDOWN CHANNELIZED RINDFF CHECK STRUCTURES SHALL BE UTILIZED TO REDUCE THE VELOCITY, AND THUS THE EROSIVE POTENTIAL OF CONZENTERIZE FLOOM IN CHANNES.

STONE CHECK DAMS WILL BE INSTALLED AS PROPOSED ON THE EPSC PLAN, AT A MINIMUM. STONE CHECK DAMS SHALLE BE INSTALLED USING THE METHOD DESCRIBED ON THE DEATH. SHEETS UNLESS DIRECTED OTHERWISE BY THE ENCHAFER.
OTHERWISE BY THE ENCHAFER.
PIPE INLET PROFIECTION WILL BE USED TO REDUCE VELOCITIES ENTERING CULVERTS.

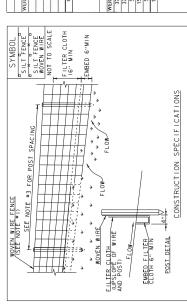
PROJECT NUMBER: NH 019-3(491) PROJECT NAME:

FILE NAME: d85b008.epsc.narrative.dgn PROJECT LEADER: B. MARTIN DESIGNED BY: A. KEMPTON EPSC NARRATIVE SHEET I

PLOT DATE: 29-MAR-2019
DRAWN BY: A. KEMPTON
CHECKED BY: M. GAMELIN
SHEET 102 OF 368



Wet Area Mix
Wet areas are usually adjecent to it
and waterways. Some examples of typ
wet areas are: rood distribes, referation
full ratch modiff water, pour areas
wethand edges. The soid will contain of
high amount of organic marrier or stamm



SON SON WIRE ER INFORECT FENCE. IS REQUIRED WITHIN 100. JESSOPE OF STEELVING WATERS WHEN THE PROJECT FALLS LUNGER A CONSTRUCTION STORMET REPRENT. MOVEN WIRE SHALL BE A WIN. 14 GAUGE WITH A 6". MAX. WESH OPENING.

FILTER CLOTH SHALL BE EITHER FILTER X, MIRAFIIOOX, STABILINKA T140N OR APPROVED EQUIVALENI.

POST SPACING FOR WIRE—PACKED FENCE SHALL BE OF MAXIMAL, FOR FILLER-CLOTH FENCE, WHEN ELONGATION IS >50%, POST SPACING SHALL NOT EXCEED E. AND WHEN ELONGATION IS <50%, POST SPACING SHALL NOT EXCEED

WOVEN WIRE FENCE IS TO BE FASTENED SECURELY TO FENCE POSTS WITH WIRE TELEK FILTEN COLTH IS TO BE FASTEND SECURELY TO WOVEN WHE FENCE WITH TIES SAACED EVERY 24" AT TOP AND MID SECTION.

MAINTENANCE SHALL BE PERFORMED AS NEEDED AND MATERIAL REMOVED WHEN SEDIMENT REACHES HALF OF FABRIC HEIGHT. WHEN TWO SECTIONS OF FILTER CLOTH ADJOIN EACH OTHER THEY SHALL BE OVER-LAPPED BY 6" AND FOLDED.

ADAPTED FROM DETAILS PROVIDED BY: NEW YORK STATE DEC ORIGINALLY DEVELOPED BY USDA-NRCS VERMONT DEPARTMENT OF ENVIRONMENTAL CONSERVATION

SILT FENCE

VOITES.

REFER TO "THE VERMONT STANDARDS & SPECIFICATIONS FOR REPER TO "THE VERMON AS SEDIMENT CONTROL "2006" - FROM THE VI AGENCY OF NATURAL RESOURCES FOR ADDITIONAL CUIDANCE.

THIS WORK SHALL BE PERFORMED IN ACCORDANCE WITH SECTION 649 AND AS SHOWN IN THE PLANS FOR GEOTEXTILE SENT SILT FENCE (PAY ITEM 649.5.) OR GEOTEXTILE FOR SILT FENCE, WOVEN WIRE REINFORCED (PAY ITEM 649.5.5).

WHF WHF REVISIONS MARCH 21, 2008 DECEMBER II, 2008 JANUARY 13, 2009

									GERM PURITY	%86 %06	85% 95%	87% 95%	826 806					GERM PURITY	386 388	%56 %06	%56 %06	82% 98%	85% 95%	
1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	25 1611	20%	10%	20%	100	pens 10%	NE FESCUE MIX		LATIN NAME	FESTUCA RUBRA VAR. RUBRA	FESTUCA LONGIFOLIA	FESTUCA RUBRA VAR. COMMUTATA	LOLIUM MULTIFLORUM			REA MIX		LATIN NAME	FESTUCA RUBRA VAR. RUBRA	FESTUCA ARUNDINACEA	AGROSTIS GIGANTEA	TRIFOLIUM REPENS	LOLIUM MULTIFLORUM	
Wet Area Seed Mix	DIRECT NAME CANDINGS	finginia Wild Rye Grass Bymos virginicus	ox Sedge Carex sulpinoldea	American Mannecrass Greents crandis	and the first of the second of	ABIN BUT-FIRED Spungarium Autycolpum 10%	VAOT LOW GROW/FINE FESCUE MIX		NAME	95 CREEPING RED FESCUE	72.5 HARD FESCUE	37.5 CHEWINGS FESCUE	37.5 ANNUAL RYEGRASS	7.5 INERTS		VAOT RURAL AREA MIX		NAME	45 CREEPING RED FESCUE	45 TALL FESCUE	6 RED TOP	13 WHITE FIELD CLOVER	5 ANNUAL RYE GRASS	
* 8	31	Vie	Fee	Am.		20		AC	HYDROSEED	95 (72.5	37.5	37.5	7.5	250		AC	HYDRUSEED	45 0	45	9	18 /	9	120
								LB3/AC	EIGHT BRUADCAST HYDRUSEED	57	43.5	22.5	22.5	4.5	130		LBS/AC	BROADCASI HYDRUSEED	22.5	22.5	3	6	3	09
									IHOL	38%	29%	15%	15%	3%	100%			EIGHI	37.5%	37.5%	2.0%	15.0%	2.0%	100%

36	22.5		45 TALL FESCUE	FESTUCA ARUNDINACEA	90
26		3	6 RED TOP	AGROSTIS GIGANTEA	96
36		13	13 WHITE FIELD CLOVER	TRIFOLIUM REPENS	82
38		3	5 ANNUAL RYE GRASS	LOLIUM MULTIFLORUM	85
38	9	120			
			GENERAL AMENDMENT GIIIDANCE	EUNACIETO FA	
			FERTILIZER	LIME	
			10/20/10 AG LIME	PELLITIZED	
			500 LBS/AC 2 TONS/AC 1 TONS/AC	1 TONS/AC	
			CONSTRUCTION GUIDANCE	GUIDANCE	
6	- × ·	AGTINOS PU	TOP SHALL COOPE	ON WINT THE CONTRACTOR CHAIL COORDINATE WITH THE DECIDENT ENC	ONL

.SEED MIX: THE CONTRACTOR SHALL COORDINATE WITH THE RESIDENT ENGINEER ON WHICH SEED MIX TO USE. 2.SEED MIX: USE AS INDICATED IN THE PLANS AND/OR FOR ALL ESTABLISHED UPLAND (NON WETLAND) AREAS DISTURBED BY THE CONTRACTOR.

8. ALL SEED MIXTURES: SHALL NOT HAVE A WEED CONTENT EXCEEDING 0.40% BY WEIGHT AND SHALL BE FREE OF ALL NOXIOUS SEED. 5.HAY MULCH: TO BE PLACED ON EARTH SLOPES AT THE RATE OF 2 TONS/ACRE, ACHIEVE 90% GROUND COVER OR AS DIRECTED BY THE ENGINEER. 4.FERTILIZER AND LIMESTONE: SHALL FOLLOW RATES SHOWN ON PLAN OR AS DIRECTED BY THE ENGINEER.

TURF ESTABLISHMENT REVISIONS JANUARY 12, 2015 WHF ADAPTED FROM VTRANS TECHNICAL LANDSCAPE MANUAL FOR ROADWAYS AND TRANSPORTATION FACILITIES THIS WORK SHALL BE PERFORMED IN ACCORDANCE WITH SECTION 651FOR SEED (PAY ITEM 651.15)

7. TURF ESTABLISHMENT: PLACING SEED, FERTILIZER, LIME AND MULCH PRIOR CROWNHO GOOD GRASS. AND AFTER APRIL IS CAN BETTER ENSURE A VIGOROUS GROWNHO GRASS. 6.4YDROSEEUNG: ALTHOUGH GUIDANE IS GIVEN ABOVE THE STIE CONDITIONS AND THE TYPE OF WYDROSEED PROPOSED POR USE WILL BUTIMATELY DICTATE THE AMOUNTS AND TYPES OF SOIL AMENDMENTS TO BE APPLIED.

BASELON BANKEUL BASELON BANKEUL NOT TO SCALL NOT TO SCALL SUBGRA SUBGRA	
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CONSTRUCTION SPECIFICATIONS

I. LENGTH OF STAKE DEPENDS UPON APPLICATION

2.LIVE STAKES SHALL BE CUT TO A POINT ON THE BASAL END FOR INSERTION IN THE GROUND. 3.4 DIBBLE, IRON BAR, OR SIMILAR TOOL SHALL BE USED TO MAKE A PILOT HOLE PRIOR TO INSERTING STAKE IN GROUND. 4.A MINIMUM OF 2" TO 4" AS WELL AS 2 LIVE BUDS SHALL BE EXPOSED ABOVE THE GROUND OR RIP RAP. 5. TAMP SOIL AROUND STAKE.

ANY DAMAGE SHALL 6. CARE SHALL BE TAKEN TO MINIMIZE DAMAGE TO STAKE. BE TRIMMED BACK TO AN UNDAMAGED CONDITION.

LIVE STAKE WONTES.
REFER TO "THE VERMONT STANDARDS & SPECIFICATIONS FOR REFERSION PRE-VENTION & SEDMENT CONTROL "ZODG" - FROM THE VI AGENCY OF NATURAL RESOURCES FOR ADDITIONAL GUIDANCE. ADAPTED FROM DETAILS PROVIDED BY: NEW YORK STATE DECORIGINALLY DEVELOPED BY USDA-NRCSVERMONT DEPARTMENT OF ENVIRONMENTAL CONSERVATION

THIS WORK SHALL BE PERFORMED IN ACCORDANCE WITH SECTION 653 FOR LIVE STAKE (PAY ITEM 653.70)

REVISIONS MARCH 21, 2008 JANUARY 27, 2009

PROJECT NAME: PITTSFORD PROJECT NUMBER: NH 019-3(491)

FILE NAME: d85008.epsc.det.dgn PROJECT LEADER: B. MARTIN DESIGNED BY: W. FARLEY EPSC DETAIL SHEET I

PLOT DATE: 29-MAR-2019 DRAWN BY: A. AGRAWAL CHECKED BY: A. KEMPTON SHEET 107 OF 368

NOTIFICATION OF ADMINISTRATIVE APPEAL OPTIONS AND PROCESS AND REQUEST FOR APPEAL

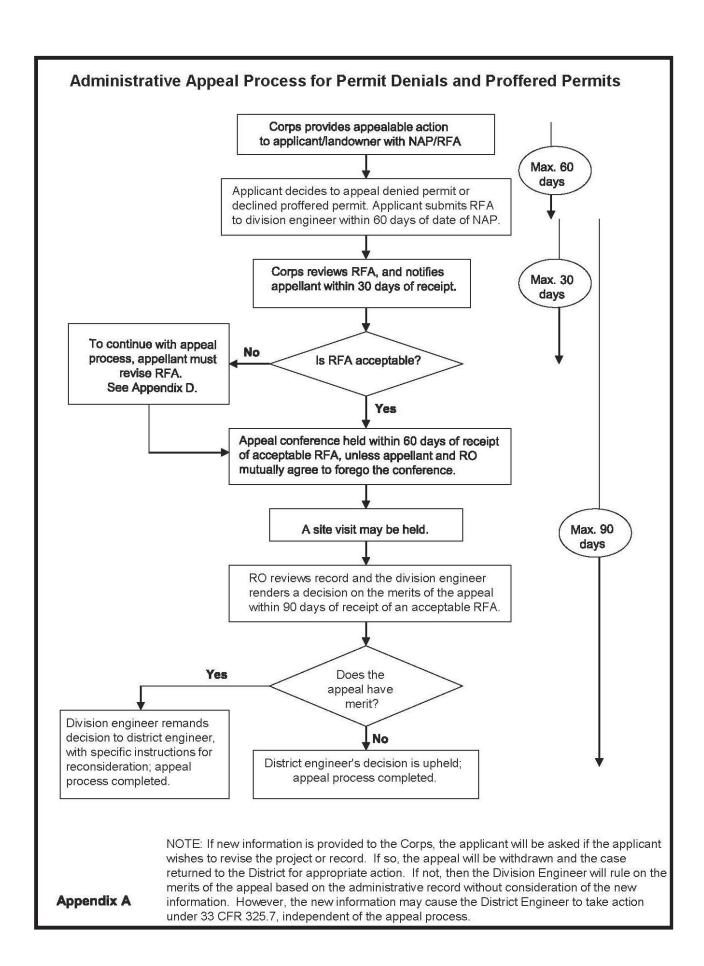
Applie	cant: Vermont Agency of Transportation	File Number: NAE-2019-01002	Date: September 5, 2019
	c/o Mr. James Brady		
Attacl	ned is:		See Section below
X	INITIAL PROFFERED PERMIT (Standard	d Permit or Letter of permission)	A
	PROFFERED PERMIT (Standard Permit o	r Letter of permission)	В
	PERMIT DENIAL		C
	APPROVED JURISDICTIONAL DETERM	MINATION	D
X	PRELIMINARY JURISDICTIONAL DET	ERMINATION	Е

SECTION I - The following identifies your rights and options regarding an administrative appeal of the above decision. Additional information may be found at

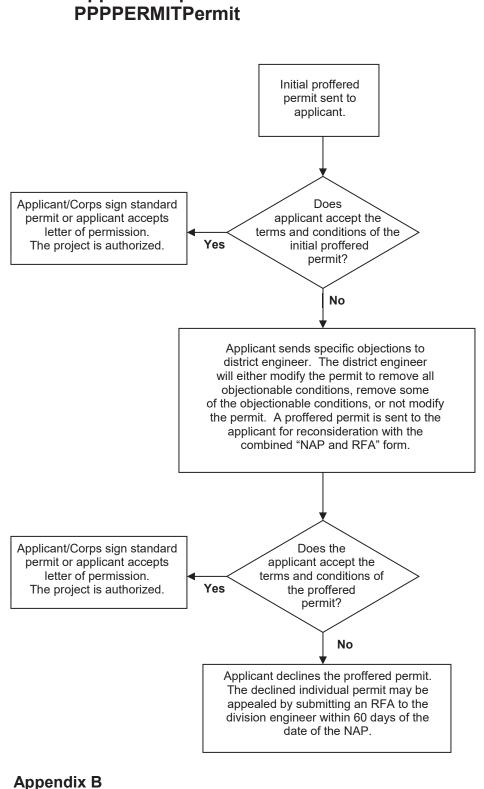
http://www.usace.army.mil/Missions/CivilWorks/RegulatoryProgramandPermits/appeals.aspx or Corps regulations at 33 CFR Part 331.

- A: INITIAL PROFFERED PERMIT: You may accept or object to the permit.
- ACCEPT: If you received a Standard Permit, you may sign the permit document and return it to the district engineer for final authorization. If you received a Letter of Permission (LOP), you may accept the LOP and your work is authorized. Your signature on the Standard Permit or acceptance of the LOP means that you accept the permit in its entirety, and waive all rights to appeal the permit, including its terms and conditions, and approved jurisdictional determinations associated with the permit.
- OBJECT: If you object to the permit (Standard or LOP) because of certain terms and conditions therein, you may request that the permit be modified accordingly. You must complete Section II of this form and return the form to the district engineer. Your objections must be received by the district engineer within 60 days of the date of this notice, or you will forfeit your right to appeal the permit in the future. Upon receipt of your letter, the district engineer will evaluate your objections and may: (a) modify the permit to address all of your concerns, (b) modify the permit to address some of your objections, or (c) not modify the permit having determined that the permit should be issued as previously written. After evaluating your objections, the district engineer will send you a proffered permit for your reconsideration, as indicated in Section B below.
- B: PROFFERED PERMIT: You may accept or appeal the permit
- ACCEPT: If you received a Standard Permit, you may sign the permit document and return it to the district engineer for final authorization. If you received a Letter of Permission (LOP), you may accept the LOP and your work is authorized. Your signature on the Standard Permit or acceptance of the LOP means that you accept the permit in its entirety, and waive all rights to appeal the permit, including its terms and conditions, and approved jurisdictional determinations associated with the permit.
- APPEAL: If you choose to decline the proffered permit (Standard or LOP) because of certain terms and conditions therein, you may appeal the declined permit under the Corps of Engineers Administrative Appeal Process by completing Section II of this form and sending the form to the division engineer. This form must be received by the division engineer within 60 days of the date of this notice.
- C: PERMIT DENIAL: You may appeal the denial of a permit under the Corps of Engineers Administrative Appeal Process by completing Section II of this form and sending the form to the division engineer. This form must be received by the division engineer within 60 days of the date of this notice.
- D: APPROVED JURISDICTIONAL DETERMINATION: You may accept or appeal the approved JD or provide new information.
- ACCEPT: You do not need to notify the Corps to accept an approved JD. Failure to notify the Corps within 60 days of the date of this notice, means that you accept the approved JD in its entirety, and waive all rights to appeal the approved JD.
- APPEAL: If you disagree with the approved JD, you may appeal the approved JD under the Corps of Engineers Administrative Appeal Process by completing Section II of this form and sending the form to the division engineer. This form must be received by the division engineer within 60 days of the date of this notice.
- E: PRELIMINARY JURISDICTIONAL DETERMINATION: You do not need to respond to the Corps regarding the preliminary JD. The Preliminary JD is not appealable. If you wish, you may request an approved JD (which may be appealed), by contacting the Corps district for further instruction. Also you may provide new information for further consideration by the Corps to reevaluate the JD.

SECTION II - REQUEST FOR APPEAL or OBJECTIONS TO	AN INITIAL PROFFERED	PERMIT
REASONS FOR APPEAL OR OBJECTIONS: (Describe your reas initial proffered permit in clear concise statements. You may attach additional objections are addressed in the administrative record.)	11 0	
ADDITIONAL INFORMATION: The appeal is limited to a review of the add	ninistrative record the Corns men	orandum for the record
of the appeal conference or meeting, and any supplemental information that the		
administrative record. Neither the appellant nor the Corps may add new infor		
provide additional information to clarify the location of information that is all	ready in the administrative record.	
POINT OF CONTACT FOR QUESTIONS OR INFORMATION		
If you have questions regarding this decision and/or the appeal process you	If you only have questions regard	ding the appeal process
may contact: Mr. Robert J. DeSista	you may also contact:	
Chief, Policy and Technical Analysis Branch	Mr. James W. Haggerty Regulatory Program Manager (CEN	(AD-PD-OR)
U.S. Army Corps of Engineers (CENAE-RDC)	U.S. Army Corps of Engineers)
696 Virginia Road	Fort Hamilton Military Community	
Concord, Massachusetts 01742-2751 Telephone: 978-318-8879	301 General Lee Avenue Brooklyn, New York 11252-6700	
Email: Robert.J.Desista@usace.army.mil	Telephone number: 347-370-4650	
RIGHT OF ENTRY: Your signature below grants the right of entry to Corps	of Engineers personnel, and any g	
conduct investigations of the project site during the course of the appeal processing the course of the course of the appeal processing the course of the course of the course of the appeal processing the course of th		notice of any site
investigation, and will have the opportunity to participate in all site investigat	7.	TD 1 1 1
	Date:	Telephone number:
Signature of appellant or agent.		i



Applicant Options with Initial/Proffered Permit PPPPERMITPermit



B b B



INDIVIDUAL PERMIT WORK-START NOTIFICATION FORM

(Minimum Notice: Two weeks before work begins)

* EMAIL TO: <u>Angela.C.Repella@usa</u>	xee.army.mil *
* MAIL TO: U.S. Army Corps of Eng * Vermont Project Office * 11 Lincoln Street, Room * Essex Junction, Vermon	gineers, New England District * n 210 *
<u>Transportation</u> on <u>September 5, 2019</u> . This of two unnamed tributaries and adjacent we	21002 was issued to the Vermont Agency of work involves the placement of fill within 1.17 acres tlands in conjunction with the reconstruction of rom mile marker 1.35 to mile marker 2.755 in
The people (e.g., contractor) listed below w conditions and limitations.	ill do the work, and they understand the permit's
PLEASE PRINT OR TYPE	
Name of Contractor/Firm:	
Business Address:	
Telephone Numbers: ()	
Proposed Work Dates: Start:	Finish:
Permittee/Agent Signature:	Date:
Printed Name:	Title:
Date Permit Issued:	

PM: Angela C. Repella	Submittals Required: Yes
Inspection Recommendation:	



(Minimum Notice: Permittee must sign and return notification within one month of the completion of work.)

COMPLIANCE CERTIFICATION FORM

Permit Number: NAE-2019-01002	
Project Manager Angela C. Repella	
Name of Permittee: Vermont Agency of Transportation	<u>'n</u>
Permit Issuance Date: September 5, 2019	
Please sign this certification and return it to the following and any mitigation required by the permit. You must subut not the mitigation monitoring, which requires separate	abmit this after the mitigation is complete,
**************	**********
* EMAIL TO: <u>Angela.C.Repella@usace.army.mil</u>	<u> </u> *
* MAIL TO: U.S. Army Corps of Engineers, Nev	
* Vermont Project Office	*
* 11 Lincoln Street, Room 210	*
* Essex Junction, Vermont 05452 *****************************	* **************
Please note that your permitted activity is subject to a concord Corps of Engineers representative. If you fail to comply permit suspension, modification, or revocation. I hereby certify that the work authorized by the above accordance with the terms and conditions of the above mitigation was completed in accordance with the permits of the above mitigation was completed in accordance with the permits of the above mitigation was completed in accordance with the permits of the above mitigation was completed in accordance with the permits of the above mitigation was completed in accordance with the permits of the above mitigation was completed in accordance with the permits of the above mitigation was completed in accordance with the permits of the above mitigation was completed in accordance with the permits of the above mitigation was completed in accordance with the permits of the above mitigation was completed in accordance with the permits of the above mitigation was completed in accordance with the permits of the above mitigation was completed in accordance with the permits of the above mitigation was completed in accordance with the permits of the above mitigation was completed in accordance with the permits of the above mitigation was completed in accordance with the permits of the above mitigation was completed in accordance with the acc	y with this permit you are subject to ve referenced permit was completed in ve referenced permit, and any required
Signature of Permittee Printed Name	Date Date of Work Completion
Telephone Number	() Telephone Number
reichnous manner	relephone rannoer



PRELIMINARY JURISDICTIONAL DETERMINATION FORM

BACKGROUND INFORMATION

- 1. Report completion date for Preliminary Jurisdictional Determination (JD): September 3, 2019
- 2. Name and Address of Person Requesting Preliminary JD: Mr. James Brady, Vermont Agency of Transportation, One National Life Drive, Montpelier, Vermont 05633
- **3. District office, file name and number**: New England District, Vermont Agency of Transportation/Pittsford, NAE-2019-01002
- 4. Project location(s) and background information: The work involves the placement of fill within 1.17 acres of two unnamed tributaries and adjacent wetlands in conjunction with the reconstruction of 1.36 miles of U.S. Route 7 from mile marker 1.35 to mile marker 2.755 in Pittsford, Vermont. The purpose of the project is to bring this section of roadway up to National Highway Standards. Improvements will include roadway widening to include two 12' wide travel lanes and two 8' wide shoulders, and replacement of three stream crossing structures.

The project will permanently impact approximately 3,085 sq. ft. (0.07 acre) of two unnamed tributaries and 16,086 sq. ft. (0.37 acre) of adjacent wetlands. The work will temporarily impact approximately 1,085 sq. ft. (0.02 acre) of two unnamed tributaries and 30,774 sq. ft. (0.71 acre) of adjacent wetlands. The project includes the replacement of Bridge No. 106, Bridge No. 107, and Bridge No. 107A along the two unnamed tributaries with improved stream crossing structures that meet hydraulic and aquatic organism passage standards. Temporary roadway relocation is planned to bypass traffic during construction and accounts for the majority of temporary wetland impacts associated with the project. The wetlands to be impacted are emergent and scrub-shrub wetlands immediately adjacent to a heavily travelled highway and function primarily to maintain water quality.

See attached table of waters and wetlands

State: Vermont County: Rutland City: Pittsford

Coordinates of site (lat/long in degree decimal format):

Beginning Lat. 43.700587 ° N, Long. -73.010099 ° W

End Lat. 43.685291 ° N, Long. -72.992677 ° W

Universal Transverse Mercator: 18

Name of nearest waterbody: <u>The project impacts wetlands and unnamed tributaries</u>, <u>which flow to Furnace Brook</u>, then into Otter Creek, the nearest Traditional Navigable Waterway (TNW).

Identify (estimate) amount of waters in the review area:

Non-wetland waters: linear feet: width (ft) and/or 0.09 acres.

Cowardin Class: <u>R5</u> Stream Flow: <u>Perennial</u> Wetlands: <u>46,860 sq. ft. (1.08 acres)</u> Cowardin Class: <u>PEM, PSS, PFO</u>

Name of any water bodies on the site that have been identified as Section 10 waters:

Tidal: NA Non-Tidal: NA

5. Review performed for site evaluation (check all that apply):

Office (Desk) Determination. Date: September 3, 2019

Field Determination. Date(s): April 30, 2019

- a. The Corps of Engineers believes that there may be jurisdictional waters of the United States on the subject site, and the permit applicant or other affected party who requested this preliminary JD is hereby advised of his or her option to request and obtain an approved jurisdictional determination (JD) for that site. Nevertheless, the permit applicant or other person who requested this preliminary JD has declined to exercise the option to obtain an approved JD in this instance and at this time.
- In any circumstance where a permit applicant obtains an individual permit, or a Nationwide General Permit (NWP) or other general permit verification requiring "pre-construction notification" (PCN), or requests verification for a non-reporting NWP or other general permit, and the permit applicant has not requested an approved JD for the activity, the permit applicant is hereby made aware of the following: (1) the permit applicant has elected to seek a permit authorization based on a preliminary JD, which does not make an official determination of jurisdictional waters; (2) that the applicant has the option to request an approved JD before accepting the terms and conditions of the permit authorization, and that basing a permit authorization on an approved JD could possibly result in less compensatory mitigation being required or different special conditions; (3) that the applicant has the right to request an individual permit rather than accepting the terms and conditions of the NWP or other general permit authorization; (4) that the applicant can accept a permit authorization and thereby agree to comply with all the terms and conditions of that permit, including whatever mitigation requirements the Corps has determined to be necessary; (5) that undertaking any activity in reliance upon the subject permit authorization without requesting an approved JD constitutes the applicant's acceptance of the use of the preliminary JD, but that either form of JD will be processed as soon as is practicable; (6) accepting a permit authorization (e.g., signing a proffered individual permit) or undertaking any activity in reliance on any form of Corps permit authorization based on a preliminary JD constitutes agreement that all wetlands and other water bodies on the site affected in any way by that activity are jurisdictional waters of the United States, and precludes any challenge to such jurisdiction in any administrative or judicial compliance or enforcement action, or in any administrative appeal or in any Federal court; and (7) whether the applicant elects to use either an approved JD or a preliminary JD, that JD will be processed as soon as is practicable. Further, an approved JD, a proffered individual permit (and all terms and conditions contained therein), or individual permit denial can be administratively appealed pursuant to 33 C.F.R. Part 331, and that in any administrative appeal, jurisdictional issues can be raised (see 33 C.F.R. 331.5(a)(2)). If, during that administrative appeal, it becomes necessary to make an official determination whether CWA jurisdiction exists over a site, or to provide an official delineation of jurisdictional waters on the site, the Corps will provide an approved JD to accomplish that result, as soon as is practicable.

This preliminary JD finds that there "may be" waters of the United States on the subject project site, and identifies all aquatic features on the site that could be affected by the proposed activity, based on the following information:

c. Supporting Data. Data reviewed for Preli	iminary JD - checked items should be included ately reference sources below):
Map for Pittsford NH 0019-3 (491)" (dated "July 25, 20 & Streams" (dated "7/24/18", last revised "9/27/18") Data sheets prepared/submitted by or on behalf completed by April Moulaert, PWS. Office concurs with data sheets/delineation reliable of the Corps of the Corps: Office does not concur with data sheets/delineation reliable of the Corps: Corps navigable waters' study: U.S. Geological Survey Hydrologic Atlas: USGS NHD data. USGS 8 and 12 digit HUC maps. U.S. Geological Survey map(s). Cite scale & questional wetlands inventory map(s). Cite name State/Local wetland inventory map(s): FEMA/FIRM maps:	eport. neation report. ad name: Soil Survey. Citation: :
IMPORTANT NOTE: The information recorded on the Corps and should not be relied upon for later just	
REPELLA.ANGEL Digitally signed by REPELLA.ANGELA.C.1387974934 A.C.1387974934 Date: 2019.09.05 06:59:14 -04'00' Angela C. Repella Regulatory Project Manager	September 5, 2019 Date
James Brady Vermont Agency of Transportation	September 5, 2019 Date

WETLAND AND WATERS TABLE

Estimate aquatic resource in review area resource

	esource	l	1	1	1	Ī	
Water #	Cowardin	Type (optional)	Lat.	Long.	SF	LF	
Wetland FG	PEM		43.687313	-72.993444	14842		Non-Sec 10 Wetland
Stream FG-1	R5		43.687313	-72.993444	606		Non-Sec 10 - Stream
Wetland CDE	PEM		43.691738	-72.998432	10284		Non-Sec 10 Wetland
Wetland BH	PEM		43.694911	-73.002444	18460		Non-Sec 10 Wetland
Stream FG-2	R5		43.694911	-73.002444	1306		Non-Sec 10 Stream
Wetland A	PEM		43.696945	-73.004771	3274		Non-Sec 10 Wetland
Stream A	R5		43.698053	-73.005857	2256		Non-Sec 10 Stream

Project Location Map for Pittsford NH 019-3 (491) US Route 7 Pittsford, Vermont

