



REPLY TO
ATTENTION OF:

DEPARTMENT OF THE ARMY
BUFFALO DISTRICT, CORPS OF ENGINEERS
1776 NIAGARA STREET
BUFFALO, NEW YORK 14207-3199

COPY

January 13, 2015

Regulatory Branch

SUBJECT: Transmittal of **PROVISIONAL** Department of the Army Permit No. 2014-01038, Nationwide Permit No. 14 as Published in the Federal Register, Volume 77, No. 34, on Tuesday, February 21, 2012.

Ashtabula County Engineer
Attn: Mr. Timothy Martin
186 East Satin Street
Jefferson, OH 44047

Dear Mr. Martin:

I am writing to you in regard to your proposal to construct a bridge over the Ashtabula River and re-route Hadlock Road at 5419 Hadlock Road, in the City of Ashtabula, Ashtabula County, Ohio. The project includes impacts to 195 linear feet of stream and the permanent filling of 0.11 acre of emergent wetlands.

I have determined that your project satisfies the terms and conditions of the attached Nationwide Permit (NWP). However, your project does not conform to all of the conditions contained in the Section 401 Water Quality Certification (WQC) associated with this NWP.

Before you may commence work under this NWP you first need to obtain an activity specific WQC from Ohio Environmental Protection Agency (OEPA):

Ms. Rachel Taulbee
Section 401 Certification Unit
50 West Town Street, Suite 700
PO Box 1049
Columbus, Ohio 43216-1049

Once you have successfully completed the state process, you must forward a copy of the project specific WQC to this office. The conditions of the project specific WQC will supersede the WQC conditions included with the NWP attached to this transmittal. If the project remains unchanged you may commence work under the attached NWP without any further coordination with this office. However, if your project is modified during the OEPA review you will need to contact this office to determine if the modified project is still authorized by the attached NWP. If this situation arises, you may need to furnish a revised permit application, and you may not commence work until you receive Department of the Army authorization.

Verification of the applicability of this NWP is valid until March 19, 2017 unless the NWP is modified, suspended, revoked, or the activity complies with any subsequent permit modification.

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Please note in accordance with 33 CFR part 330.6(b), that if you commence or are under contract to commence an activity in reliance of the permit prior to the date this Nationwide permit expires, is suspended or revoked, or is modified such that the activity no longer complies with the terms and conditions, you have twelve months from the date of permit modification, expiration, or revocation to complete the activity under the present terms and conditions of the permit, unless the permit has been subject to the provisions of discretionary authority.

It is your responsibility to remain informed of changes to the NWP program. A public notice announcing any changes will be issued when they occur and will be available for viewing at our website: <http://www.lrb.usace.army.mil/Missions/Regulatory.aspx>. Finally, note that if your activity is not undertaken within the defined period or the project specifications have changed, you must immediately notify this office to determine the need for further approval or reverification.

In addition to the general conditions attached to the NWP, your attention is directed to the following Special Conditions which are also appended at the end of the NWP General Conditions:

1. The permittee must notify the Regulatory Branch, in writing, one week prior to the date the activities authorized in Waters of the United States, including wetlands, are scheduled to begin. Notification shall either be by: 1) e-mail sent to david.w.leput2@usace.army.mil AND LRB.Regulatory@usace.army.mil; or 2) mailed to the following address: Mr. David Leput, U.S. Army Corps of Engineers, Buffalo District, 1776 Niagara Street, Buffalo New York 14207-3199.
2. To reduce any potential adverse effects on the Federally endangered Indiana bat (*Myotis sodalis*) and proposed endangered northern long-eared bat (*Myotis septentrionalis*), trees (woody stems greater than 5 inches Diameter at Breast Height and greater than 10 feet tall) must not be cut between April 1 and September 30, of any year.
3. The permittee is prohibited from performing in-water work between September 15 and June 30 to preclude adverse impacts on the spawning, nursery, and feeding activities of indigenous fish species.
4. The permittee must obtain, or a waiver of, an Individual Section 401 Water Quality Certification (WQC) from the State of Ohio prior to the use of this Nationwide Permit. Once issued, the WQC is part of this permit pursuant to Section 401(d) of the Clean Water Act. Noncompliance with any limitation or requirements stated in the WQC may be the basis for suspension, revocation or modification of this permit. To obtain the WQC you must contact the Ohio Environmental Protection Agency, Section 401 Certification Unit, PO Box 1049, Columbus, Ohio 43216-1049, or by phone at (614) 644-2494.

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5. As mitigation for the permanent and unavoidable loss of 0.11 acres of Federal jurisdictional emergent wetlands, the permittee must purchase 0.3 wetland credits from the Trumbull Creek Wetlands Mitigation Bank. Prior to commencing the work authorized by this permit, the permittee must supply this office with a copy of the Trumbull Creek Wetlands Mitigation Bank executed mitigation agreement and verification of the transfer of funds to the Trumbull Creek Wetlands Mitigation Bank. The executed agreement and verification of funds must be sent to the attention of Mr. Harold Keppner, Chief, Monitoring & Enforcement Section, U.S. Army Corps of Engineers, 1776 Niagara Street, Buffalo, New York 14207-3199.
6. Turbidity controls in the form of silt curtains or similar type cloth material, in accordance with USDA NRCS National Conservation Practice Standards (<http://www.nrcs.usda.gov/technical/standards/nhcp.html>), must be properly installed in the disturbance area prior to work authorized by this permit and be maintained downstream from the project area. These controls must remain in place and in working condition during all excavation and restoration operations, and must be completely removed once the area is stabilized. More information on the standards can be found by contacting your local NRCS office.
7. That you are responsible for ensuring that the contractor and/or workers executing the activity(s) authorized by this permit have knowledge of the terms and conditions of the authorization and that a copy of the permit document is at the project site throughout the period the work is underway.
8. That the fill material shall be free of fines, oil and grease, debris, wood, general refuse, plaster, and other pollutants, and shall contain no broken asphalt.
9. That the broken concrete used as fill shall not be obtained from the demolition of any building or structure that processed, stored, produced, or otherwise handled hazardous and toxic pollutants.
10. At the request of an authorized representative of the Buffalo District, U.S. Army Corps of Engineers, the permittee shall allow access to the project site to determine compliance with the conditions of this permit.
11. That the mechanical equipment used to execute the work authorized should remain on uplands as much as feasible and herein shall be operated in such a way as to minimize turbidity so that water quality is not degraded and adversely affect aquatic plant and animal life.

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A copy of this letter has been sent to the OEPA.

Questions pertaining to this matter should be directed to me at 716-879-4363, by writing to the following address: U.S. Army Corps of Engineers, 1776 Niagara Street, Buffalo, New York 14207, or by e-mail at: Peter.j.krakowiak@usace.army.mil

Sincerely,

SIGNED

Peter J. Krakowiak
Biologist

Enclosures

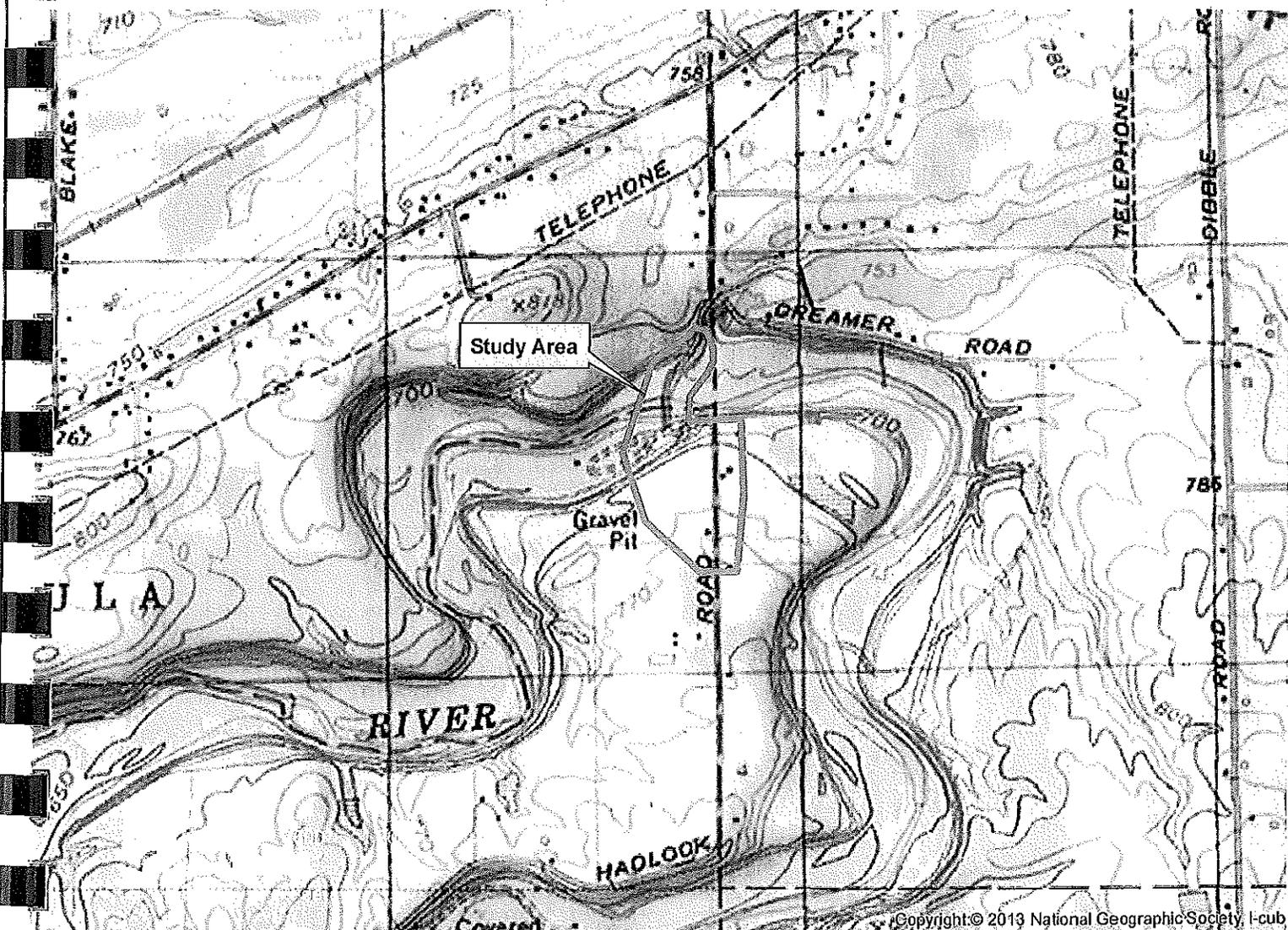
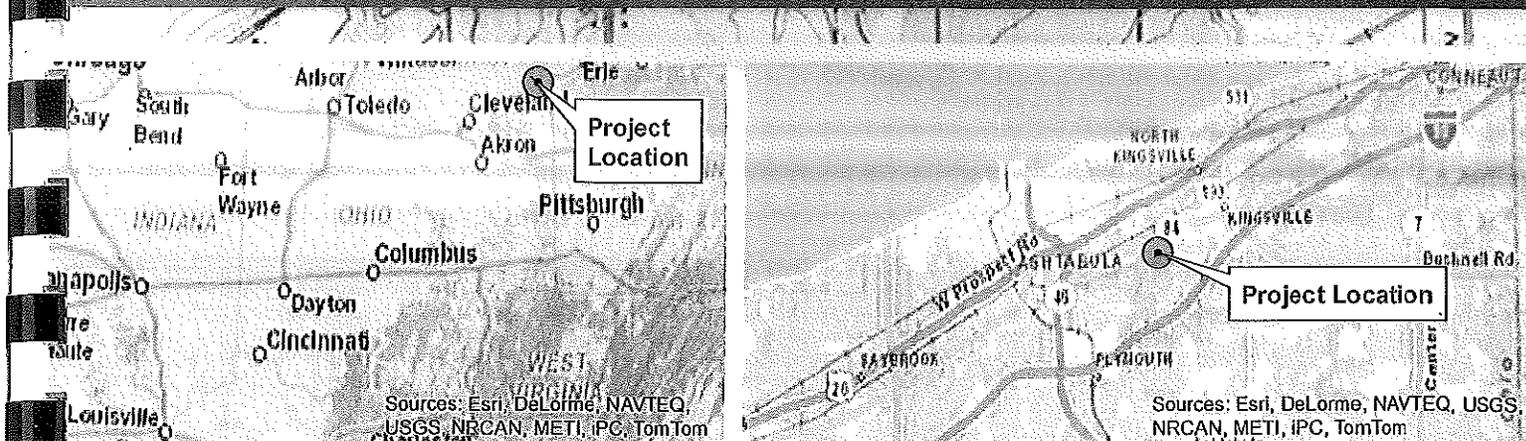


Figure 1
Project Location Map

Source: USGS, Gageville and N. Kingsville Quadrangles



Ashtabula County Engineer – ATB – Hadlock
D/A Processing No. 2014-01038
Ashtabula County, Ohio
Quad: Gageville
Sheet 1 of 3



ATB-Hadlock Road Bridge

PID 94720

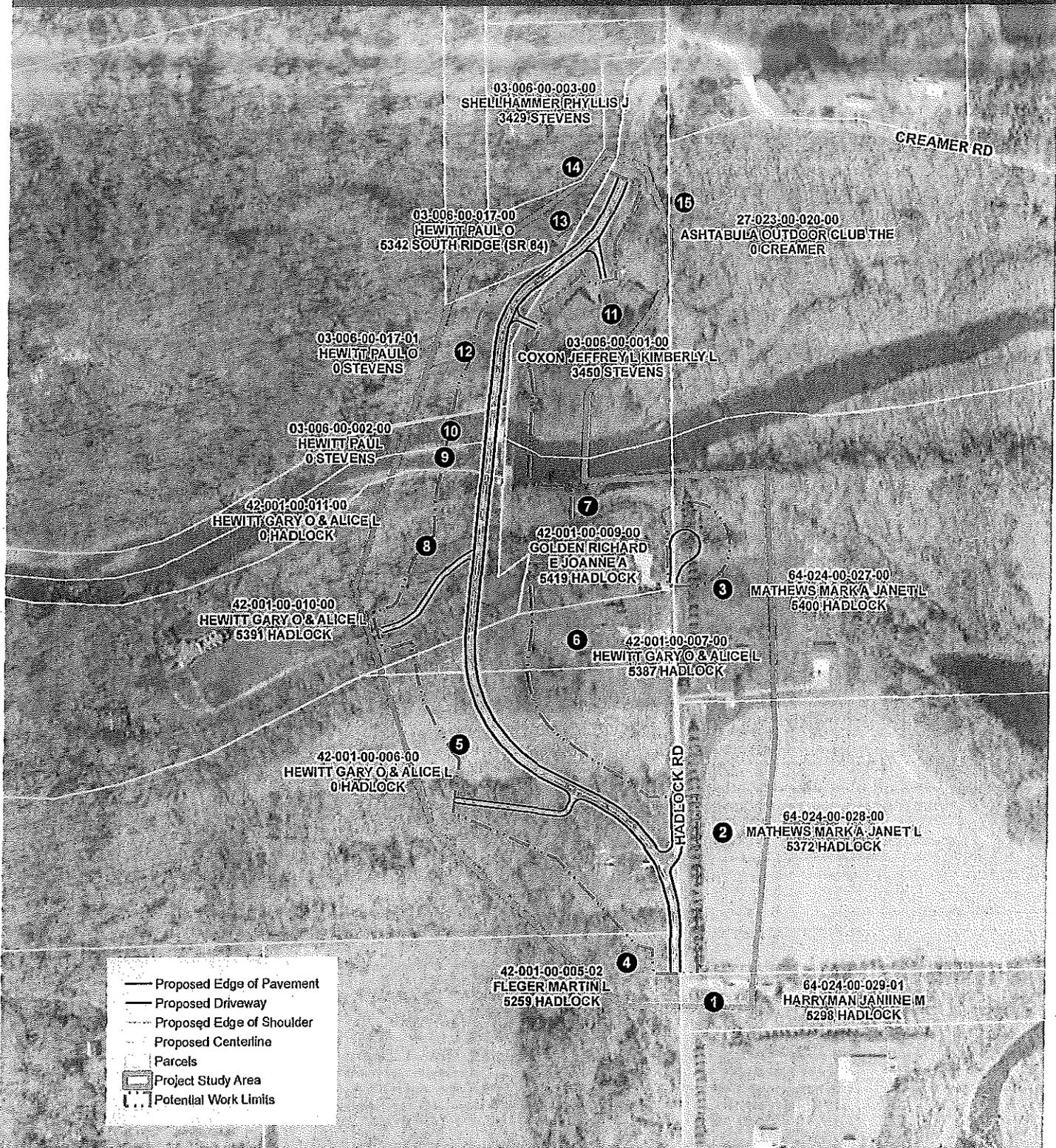
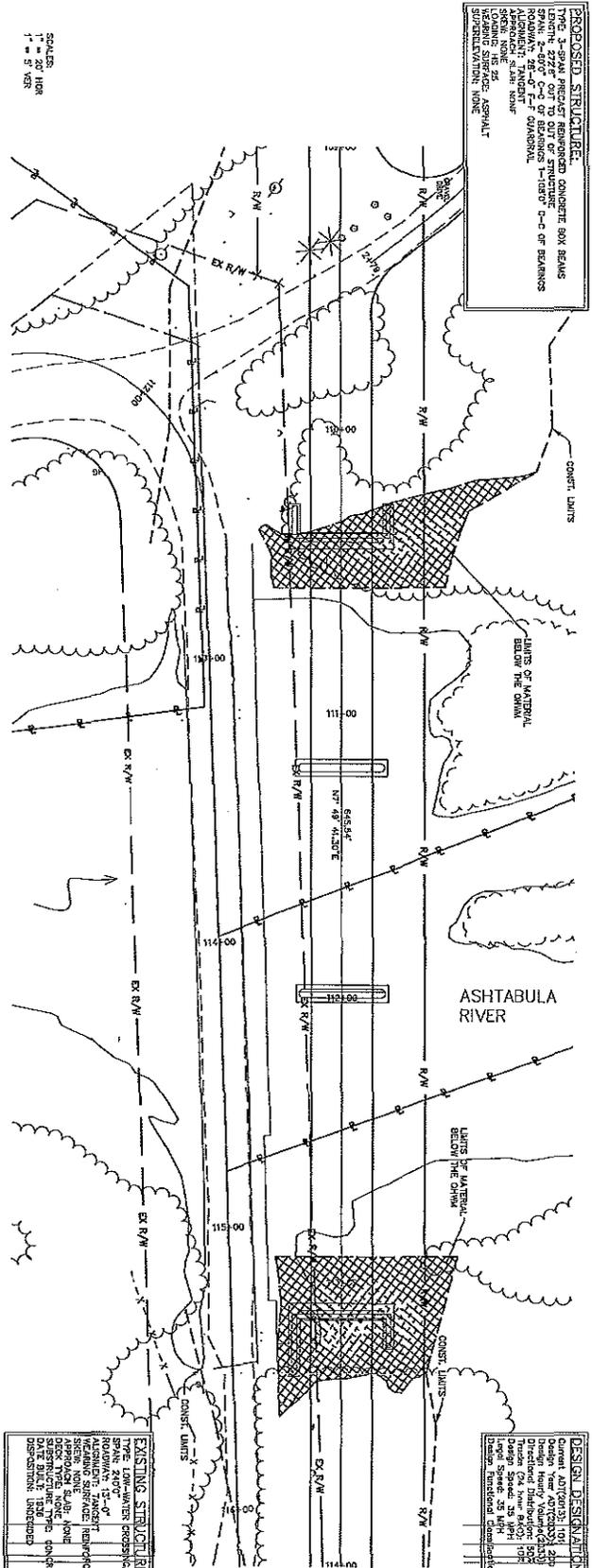


Figure
Proposed Work

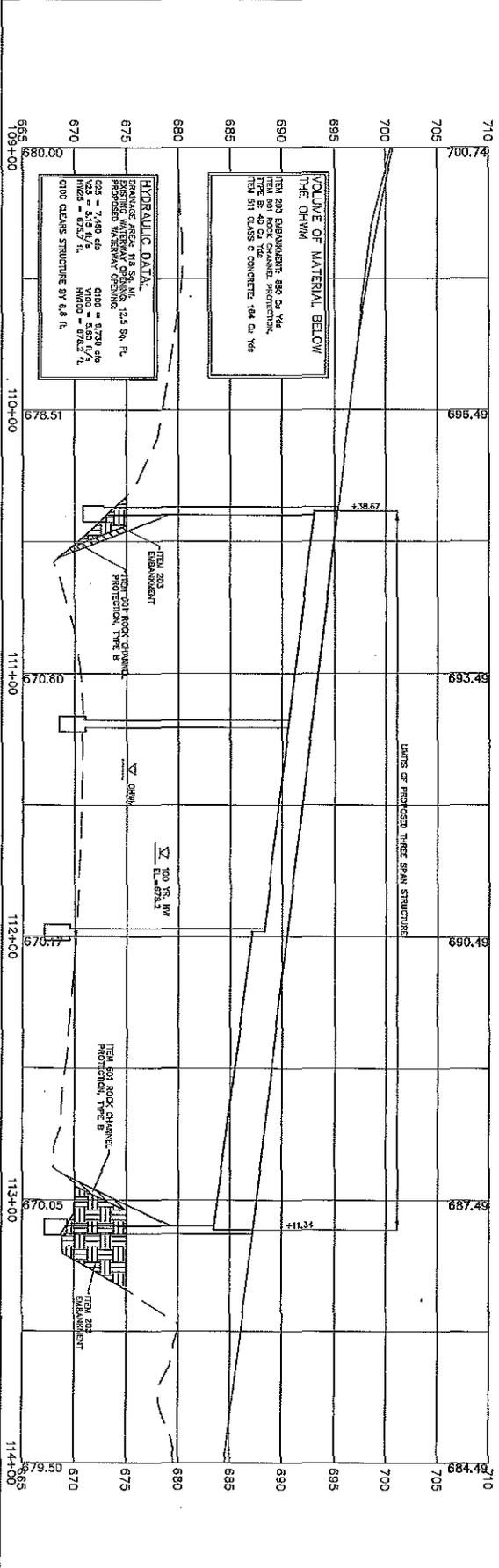


PROPOSED STRUCTURE:
 TYPE: 3-SPAN PRECAST REINFORCED CONCRETE BOX BEAM
 LENGTH: 272' OUT TO OUT OF STRUCTURE 1-0' OF BEAMS
 ROADWAY: 25' OF F.F. GRADEWAY
 ALIGNMENT: TANGENT
 SKEW: NONE
 WEARING SURFACE: ASPHALT
 SUPERELEVATION: NONE



DESIGN DESIGNATION:
 County: Ashland, 101
 Design Year: 2012
 District: 120
 Project: 120
 Station: 109+00
 Design: 120
 Design: 120

EXISTING STRUCTURE:
 TYPE: LOW-WATER CROSSING
 SPAN: 200'
 MATERIAL: REINFORCED CONCRETE
 WEARING SURFACE: REINFORCED CONCRETE
 ALIGNMENT: TANGENT
 SKEW: NONE
 DATE BUILT: 1900
 DESIGNER: HANCOCK



VOLUME OF MATERIAL BELOW THE OHWM
 ITEM 203 EMBANKMENT: 839 cu yds
 TYPE B: 40 cu yds
 ITEM 511 CLASS C CONCRETE: 184 cu yds

HYDRAULIC DATA:
 SPANWISE AREA: 118 sq. ft.
 EXISTING WATERWAY OPENING: 12.5 sq. ft.
 PROPOSED WATERWAY OPENING:
 TYPE B: 40 cu yds
 WIDTH: 67x7 ft.
 WIDTH: 67x3 ft.
 Q100 CLEAR STRUCTURE BY 6.8 ft.

Ashtabula County Engineer - ATB - Hadlock
 D/A Processing No. 2014-01038
 Ashabula County, Ohio
 Quad: Gageville
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