



Public Notice

Applicant:

Bolivar-Richburg Central
School District

Date:

Published: March 26, 2004
Expires: April 24, 2004

**U.S. Army Corps
of Engineers**

Buffalo District **CELRB-TD-R RE: 2004-00378(0)** **Section: NY 404**

In Reply Refer To:

**Application for Permit under Authority of
Section 404 of the Clean Water Act (33 U.S.C. 1344).**

The Bolivar-Richburg Central School District, 100 School Street, Bolivar, New York 14715, has applied for a Department of the Army permit to discharge fill material into Root Hollow Creek, a tributary of Little Genesee Creek, to create three stone riprap sills, in the Town of Bolivar, Allegany County, New York.

The applicant is proposing to install three riprap sills across the stream bed, in order to stabilize the stream bed. Each sill will be about 30 feet to 40 feet long, and will consist of about 88.9 cubic yards of stone fill placed into the waterway. A total of about 267 cubic yards of fill will be placed into the waterway.

The applicant is also proposing to reset two existing jersey barrier stream bank supports, and to reset some existing riprap on the bank.

The purpose of the work is to protect the existing stream bed and banks from erosion.

Location and details of the above described work are shown on the attached maps and drawings.

Questions pertaining to the work described in this notice should be directed to Mel R. Schroeder, who can be contacted by calling (716) 879-4307, or by e-mail at: mel.r.schroeder@usace.army.mil

The following authorization(s) may be required for this project:

Water Quality Certification (or waiver thereof) from the New York State Department of Environmental Conservation.

There are no registered historic properties or properties listed as being eligible for inclusion in the National Register of Historic Places that will be affected by this project.

In addition, available evidence indicates that the proposed work will not affect a species proposed or designated by the U.S. Department of the Interior as threatened or endangered, nor will it affect the critical habitat of any such species.

This notice is promulgated in accordance with Title 33, Code of Federal Regulations, parts 320-330. Any interested party desiring to comment on the work described herein may do so by submitting their comments, in writing, so that they are

received no later than 4:30 pm on the expiration date of this notice.

Comments should be sent to the U. S. Army Corps of Engineers, 1776 Niagara Street, Buffalo, New York 14207-3199, and should be marked to the attention of Mel R. Schroeder, or by e-mail at: mel.r.schroeder@usace.army.mil. A lack of response will be interpreted as meaning that there is no objection to the work as proposed.

Comments submitted in response to this notice will be fully considered during the public interest review for this permit application. All written comments will be made a part of the administrative record which is available to the public under the Freedom of Information Act. The Administrative Record, or portions thereof may also be posted on a Corps of Engineers internet web site. Due to resource limitations, this office will normally not acknowledge the receipt of comments or respond to individual letters of comment.

Any individual may request a public hearing by submitting their written request, stating the specific reasons for holding a hearing, in the same manner and time period as other comments.

Public hearings for the purposes of the Corps permit program will be held when the District Commander determines he can obtain additional information, not available in written comments, that will aid him in the decision making process for this application. A Corps hearing is not a source of information for the general public, nor a forum for the resolution of issues or conflicting points of view (witnesses are not sworn and cross examination is prohibited). Hearings will not be held to obtain information on issues unrelated to the work requiring a permit, such as property ownership, neighbor disputes, or the behavior or actions of the public or applicant on upland property not regulated by the Department of the Army. Information obtained from a public hearing is given no greater weight than that obtained from written comments. Therefore, you should not fail to make timely written comments because a hearing might be held.

The decision to approve or deny this permit request will be based on an evaluation of the probable impact, including cumulative impacts of the proposed activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefits which reasonably may be expected to 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 these are conservation, economics, aesthetics, general environmental concerns, wetlands, historic properties, fish and wildlife values, flood hazards, flood plain values, land use, navigation, shoreline erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production, mineral needs, considerations of property ownership, 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.


Jos Philip D. Frapwell
Acting Chief, Regulatory Branch

NOTICE TO POSTMASTER: It is requested that this notice be posted continuously and conspicuously for 30 days from the date of issuance.

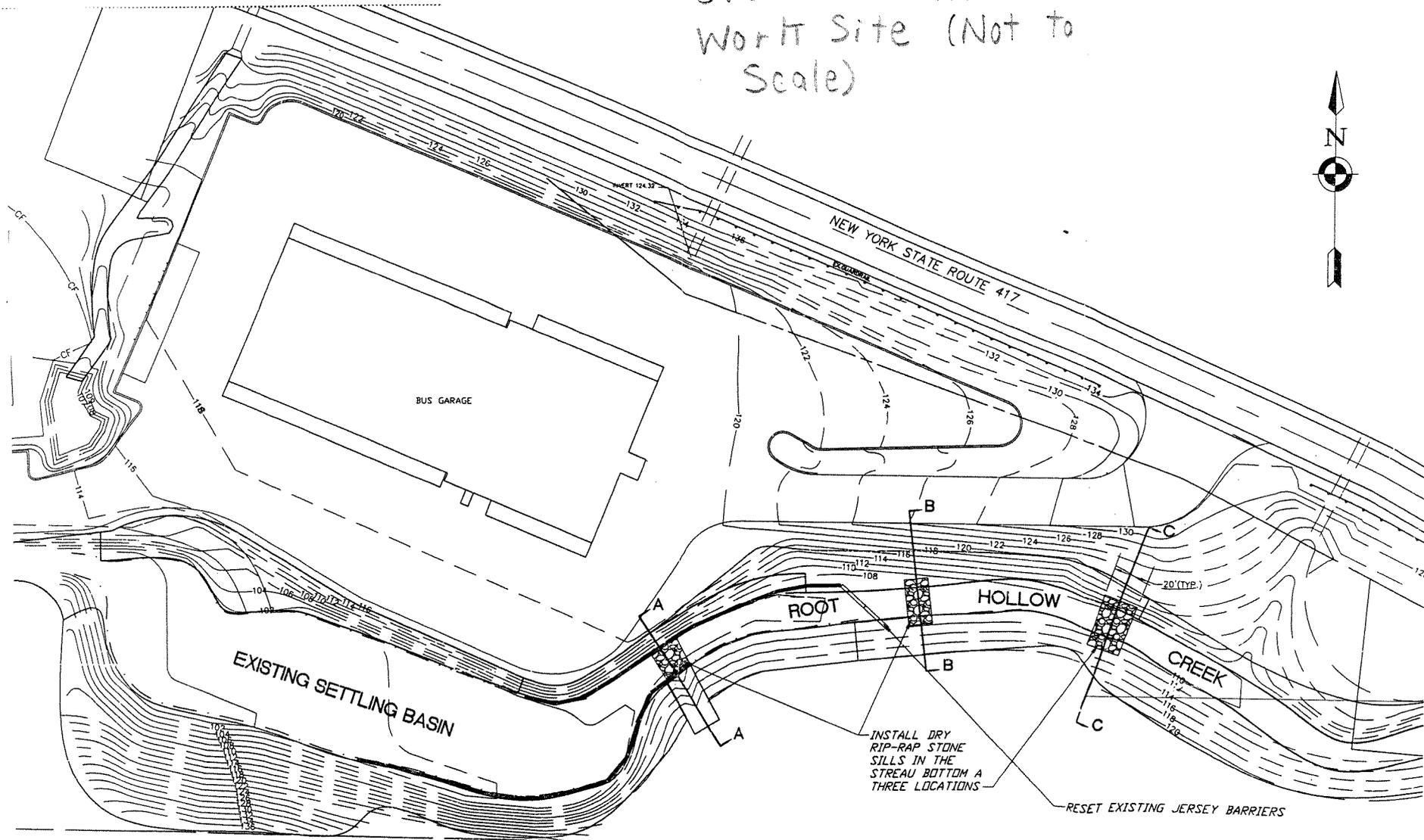


Work Site

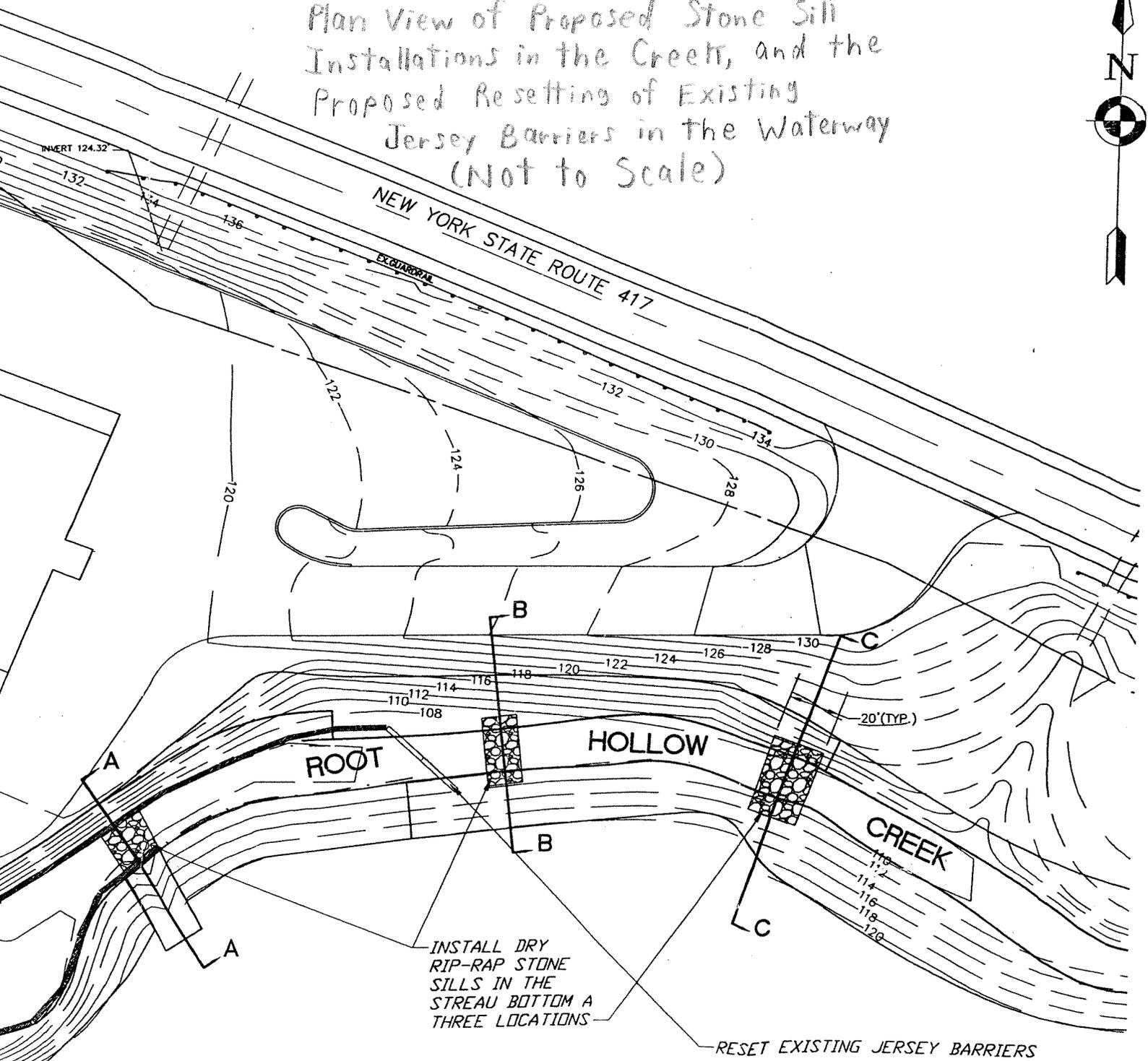
BOLIVAR RICHBURG CENTRAL SCHOOL DISTRICT
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BOLIVAR RICHBURG CENTRAL SCHOOL
DISTRICT
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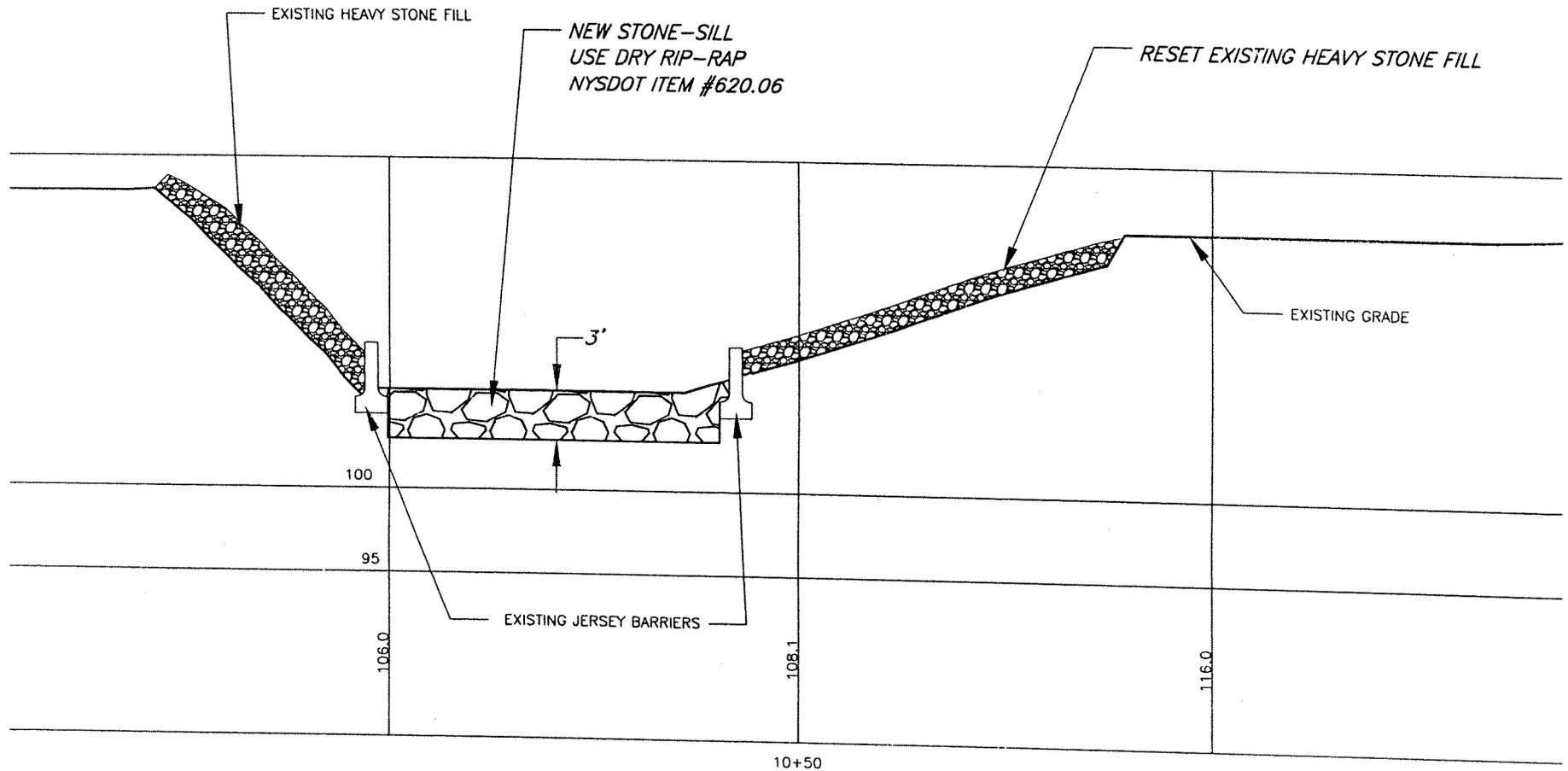
Over-All Plan View of
Work Site (Not to
Scale)



Plan View of Proposed Stone Sill
Installations in the Creek, and the
Proposed Resetting of Existing
Jersey Barriers in the Waterway
(Not to Scale)



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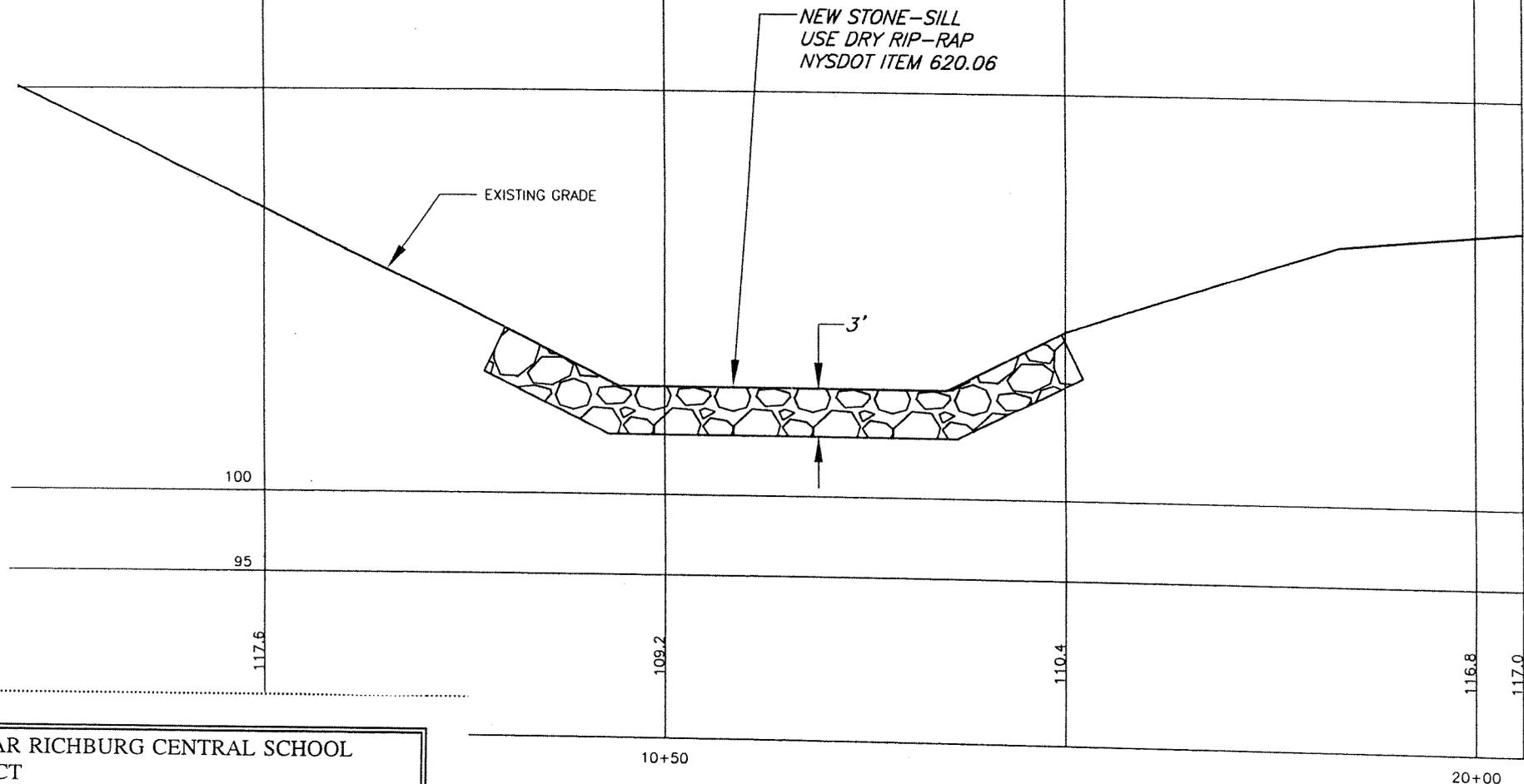


SECTION A-A

Cross-Section View of
Proposed Stone Sill
Installation and Proposed
Resetting of Existing
Riprap (Not to Scale)

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Cross-section View
of Proposed Stone
Sill Installation
(Not to Scale)



NEW STONE-SILL
USE DRY RIP-RAP
NYS DOT ITEM 620.06

EXISTING GRADE

3'

100

95

117.6

109.2

110.4

116.8

117.0

10+50

20+00

SECTION B-B

BOLIVAR RICHBURG CENTRAL SCHOOL
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Allegany County, New York Quad: BOLIVAR
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Cross-Section View
of Proposed Stone
Sill Installation
(Not to Scale)

CONSTRUCT A STONE
SILL WITH DRY RIP-RAP
NYS DOT ITEM 620.06

EXISTING GRADE

8'

3'

8'

100

115.0

110.0

117.2

119.6

10+50

11+00

SECTION C-C

BOLIVAR RICHBURG CENTRAL SCHOOL
DISTRICT
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Allegany County, New York Quad: BOLIVAR
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