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# Public Notice

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U.S. Army Corps  
of Engineers  
Buffalo District  
CELRB-TD-R

Applicant:  
Monroe County

Published: February 10, 2020  
Expires: March 11, 2020

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Application No: 1999-03017  
Section: NY

All written comments should reference the above Application No. and be addressed to:  
**US Army Corps of Engineers, Buffalo District**  
**(Attn: Joseph Rowley)**  
**1776 Niagara Street**  
**Buffalo, NY 14207**

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**THE PURPOSE OF THIS PUBLIC NOTICE IS TO SOLICIT COMMENTS FROM THE PUBLIC REGARDING THE WORK DESCRIBED BELOW. NO DECISION HAS BEEN MADE AS TO WHETHER OR NOT A PERMIT WILL BE ISSUED AT THIS TIME.**

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

APPLICANT: Monroe County – Greater Rochester International Airport.

WATERWAY & LOCATION: Tributary to Little Black Creek and Wetland O located adjacent to Beahan Rd, 1200 Brooks Avenue, City of Rochester, Monroe County, New York

LATITUDE & LONGITUDE: Latitude North: 43.11654  
Longitude West: -77.68294

EXISTING CONDITIONS: In 2004, the Corps issued a permit for the discharge of fill into 0.33 acre of Federal wetland associated with an airside perimeter security fence and associated roadway. As mitigation for the permanent loss of 0.33 acre of wetland, Monroe County purchased 0.50 acre of wetland bank credits at the Rochester Cornerstone Mitigation Bank.

In 2007, the Corps issued a permit for the discharge of fill into 0.66 acre of Federal wetland associated with the construction of an airside perimeter roadway. As mitigation for the permanent loss of 0.66 acre of wetland, Monroe County purchased 1.0 acre of wetland bank credits at the Rochester Cornerstone Mitigation Bank

Between 1999 and 2001 Monroe County discharged unauthorized fill material into 9.72 acres of Federal jurisdictional wetland. As mitigation for the permanent loss of 9.72 acres of wetland, Monroe County constructed 13.02 acres of wetland in Black Creek Park and an additional supplemental mitigation project establishing 5.81 acres of wetland at the Ballantyne Road mitigation site to correct deficiency in the original mitigation. As of December 13, 2019, Monroe County is in compliance with all compensatory mitigation projects.

Description of delineation of waters of the US, if applicable: On August 1, 2014, a preliminary jurisdictional determination (PJD) was issued to Monroe County for in and around the West Side Service Road at the Greater Rochester International Airport for a total of 11.76 acres of wetlands (Wetlands O, G, Y and Z) and 3,900 linear feet of Little Black Creek. In August 2019, the consultant working on behalf of the applicant re-evaluated the delineation for the area where the West Side Service Road will be relocated. The consultant indicated Wetland O has expanded and retracted in areas from the previous delineated boundary. A PJD will be issued with the permit to reflect the changes to Wetland O.

**PROPOSED WORK:** The applicant proposes to replace a portion of the West Side Service Road to meet current Federal Aviation Administration (FAA) safety standards, security requirements and maintenance needs. The project entails the replacement of the West Side Service Road measuring 2,900 linear feet with a new road measuring 3,242 linear feet by 25 feet wide. The existing road will be removed. The roadway replacement will permanently impact 0.31 acres of Wetland O, permanently convert 0.167 acres of Wetland O from PFO to PEM and permanently impact 228 linear feet/2,492 square feet of the tributary to Little Black Creek to place a culvert and scour stone within the stream.

#### PROJECT PURPOSE

Basic: Roadway replacement

Overall: The road relocation is needed to improve safety, support airport security and maintenance activities and meet current Federal Aviation Administration design standards for the Runway Safety Area (RSA) and Runway Object Free Area (ROFA).

Water Dependency Determination: The discharge of fill material into Wetland O (0.31 acres) and Tributary to Little Black Creek (228 linear feet/2,492 square feet) for the purpose of replacing the existing service road at the Greater Rochester International Airport is not a water dependent activity because it does not require access or siting within the special aquatic site in question to fulfill its basic purpose. Therefore, practicable alternatives that do not involve special aquatic sites are presumed to be available, unless clearly demonstrated otherwise

**AVOIDANCE AND MINIMIZATION INFORMATION:** Three alternatives were considered including the No Action Alternative. The three alternatives reviewed were: 1) Relocation of the West Side Service Road with an embankment; 2) Relocation of the West Side Service Road with a retaining wall and 3) Relocation of the West Side Service Relocation. The Federal Aviation Administration, the Lead Federal Agency, selected Alternative 1 because impacts to wetlands and the Tributary to Little Black Creek were less and meet the FAA design standards for RSA and ROFA compared to the other alternatives.

PROPOSED MITIGATION: To compensate for the unavoidable impacts to Wetland O, 0.31 acres, the applicant, Monroe County, proposes to purchase credits, 0.44 acres, from the Rochester Corner Stone Group Ltd.

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

Comments or questions pertaining to the work described in this notice should reference the Application Number and be directed to the attention of Mr. Joseph Rowley, who can be contacted at the above address, by calling (716)879-4279, or by e-mail at: joseph.m.rowley@usace.army.mil. A lack of response will be interpreted as meaning that there is no objection to the work as proposed.

The following authorization is required for this project:

Water Quality Certification from the New York State Department of Environmental Conservation.

The Federal Aviation Administration (FAA) is the lead Federal agency responsible for fulfilling the requirements of the National Environmental Policy Act (NEPA) for the project. The FAA prepared an environmental assessment (EA) to assess the potential environmental impacts of the proposed West Side Service Road Relocation project, in compliance with the requirements of the National Environmental Policy Act (NEPA), and the Council on Environmental Quality's regulations for implementing NEPA. On October 17, 2018, the FAA released the final Environmental Assessment (EA) under AIP Grant No. 3-36-0102-093-2016. FAA is the lead agency responsible for fulfilling the requirements of NEPA including documenting compliance with Section 7 of the Endangered Species Act and Section 106 of the National Historic Preservation Act. The Corps will review the documentation provided by the agency and determined it is sufficient to confirm Section 7 ESA and Section 106 NHPA compliance.

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.

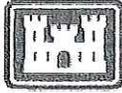
The Corps of Engineers is soliciting comments from the public; Federal, state and local agencies and officials; Indian Tribes; and other interested parties in order to consider and evaluate the impacts of this proposed activity. Any comments received will be considered by the Corps of Engineers to determine 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.

**SIGNED**

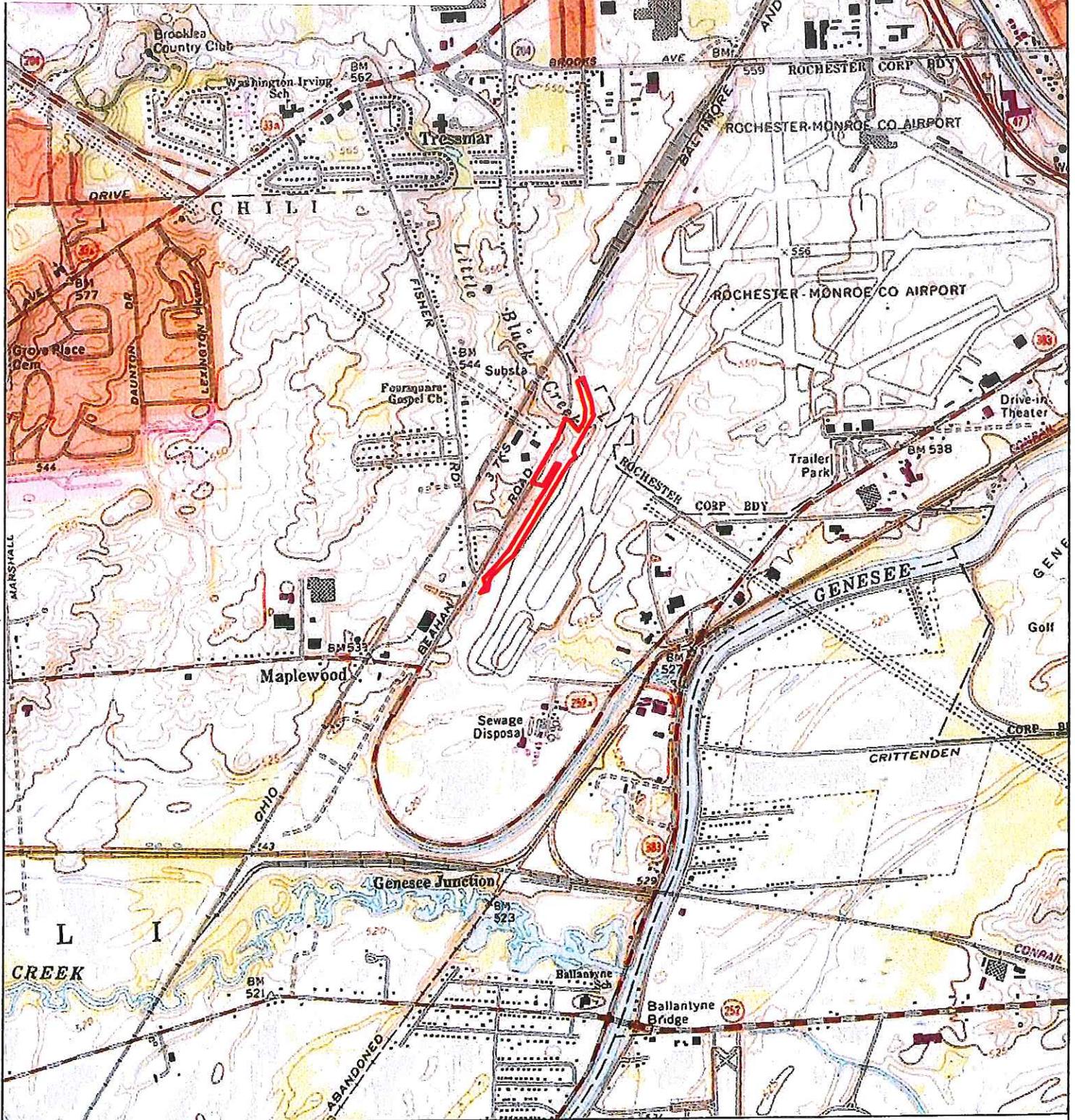
Diane C. Kozlowski  
Chief, Regulatory Branch

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

Monroe County Airport Authority-Service RD  
 D/A Processing No. 1999-03017  
 Monroe County, New York  
 Quad: West Henrietta  
 Sheet 1 of 10



**Legend**  
 Project Limits



**USGS Project Location Map**

Greater Rochester International Airport  
 Monroe County, New York

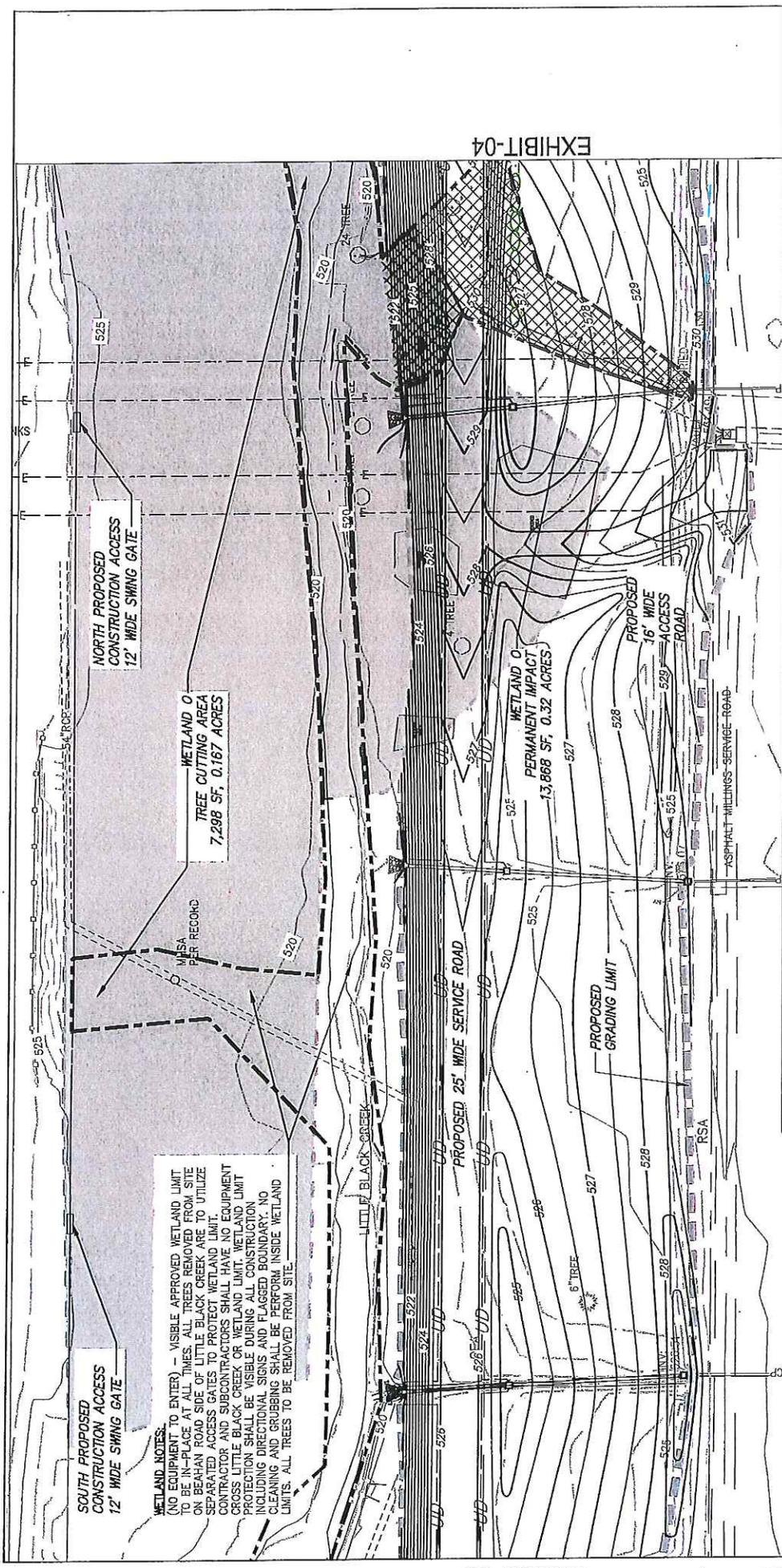
Scale 1" = 2000'

CHA Project No.  
 35665

Service Layer Credits:  
 Copyright: © 2013 National Geographic Society, I-cubed  
 Rochester West & West Henrietta USGS Quadrangles Date: 1995







**SOUTH PROPOSED CONSTRUCTION ACCESS 12' WIDE SWING GATE**

**WETLAND NOTES:**  
 (NO EQUIPMENT TO ENTER) - VISIBLE APPROVED WETLAND LIMIT TO BE IN-PLACE AT ALL TIMES. ALL TREES REMOVED FROM SITE ON BEHAN ROAD SIDE OF LITTLE BLACK CREEK ARE TO UTILIZE SEPARATED ACCESS GATES TO PROTECT WETLAND LIMIT. CONTRACTOR AND SUBCONTRACTORS SHALL HAVE NO EQUIPMENT CROSS LITTLE BLACK CREEK OR WETLAND LIMIT. WETLAND LIMIT PROTECTION SHALL BE VISIBLE DURING ALL CONSTRUCTION INCLUDING DIRECTIONAL SIGNS AND FLAGGED BOUNDARY. NO CLEANING AND GRUBBING SHALL BE PERFORM INSIDE WETLAND LIMITS. ALL TREES TO BE REMOVED FROM SITE.

**NORTH PROPOSED CONSTRUCTION ACCESS 12' WIDE SWING GATE**

**WETLAND 0 TREE CUTTING AREA 7,298 SF, 0.167 ACRES**

**WETLAND 0 PERMANENT IMPACT 13,868 SF, 0.32 ACRES**

**LEGEND**

- Tree Cutting Area
- Permanent Wetland/Stream
- Impact Area
- Grading Limits
- Wetland Boundary

**KEY PLAN**

WESTSIDE SERVICE ROAD

ASPHALT MILLINGS-SERVICE ROAD

NO SCALE

0 50 100 (IN FEET)

Monroe County Airport Authority-Service Rd  
 D/A Processing No. 1999-03017  
 Monroe County, New York  
 Quad: West Henrietta  
 Sheet 4 of 10

**CHA**  
 1st Building, 16 Main Street West, Suite 630  
 Rochester, NY 14614-1607  
 Tel: (866) 262-2640 • www.chaconline.com

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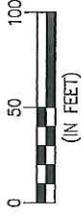
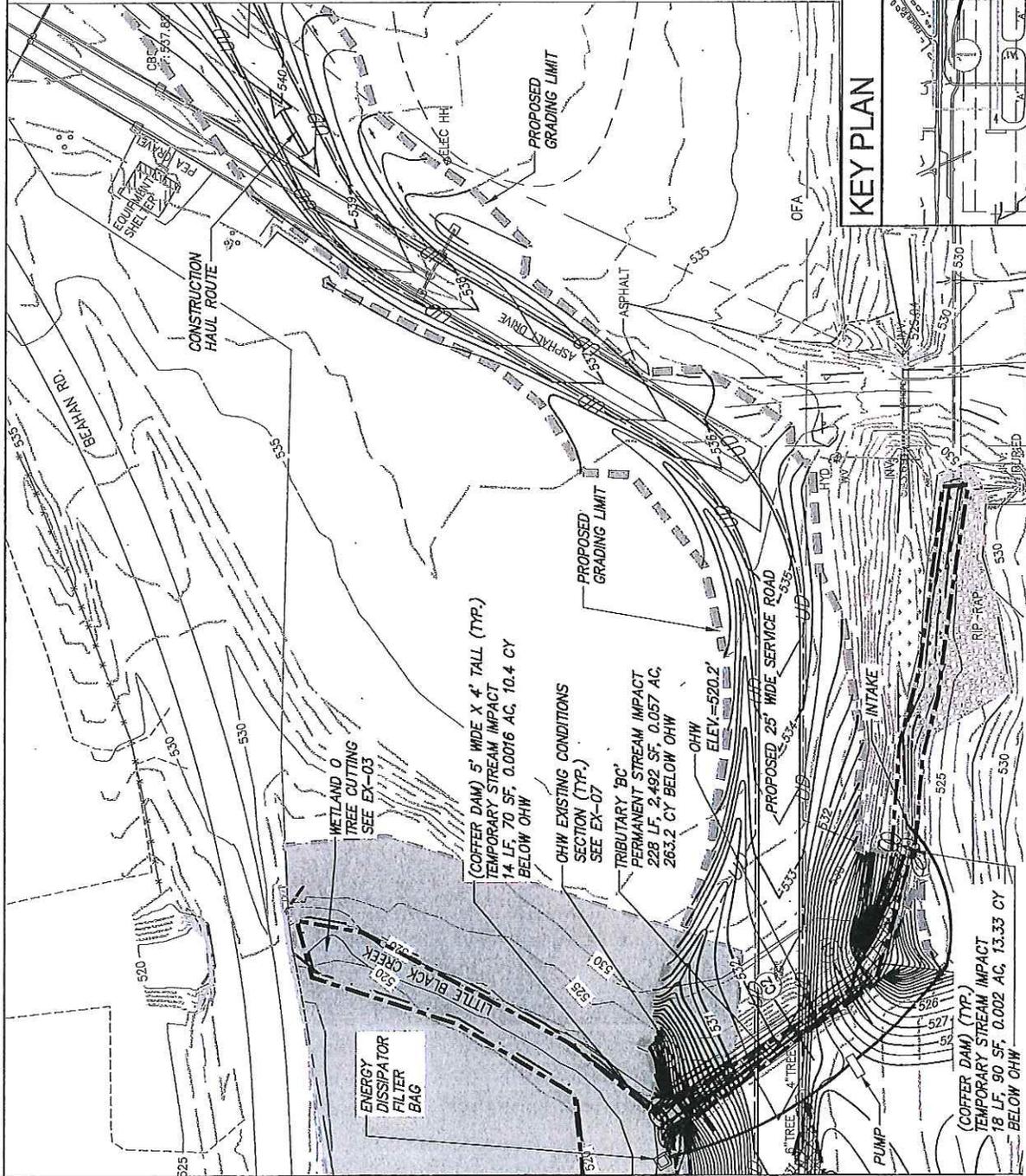
**IMPACT MAP**

**WESTSIDE SERVICE ROAD RELOCATION**  
**GREATER ROCHESTER**  
**INTERNATIONAL AIRPORT**

PROJECT NO. 35665  
 DATE: 5/10/2019  
 EXHIBIT-03

EXHIBIT-04

EXHIBIT-02



**LEGEND**

- TREE CUTTING AREA
- PERMANENT WETLAND/ STREAM IMPACT AREA
- GRADING LIMITS
- WETLAND BOUNDARY
- COFFER DAM
- TEMPORARY IMPACT AREA

**KEY PLAN**

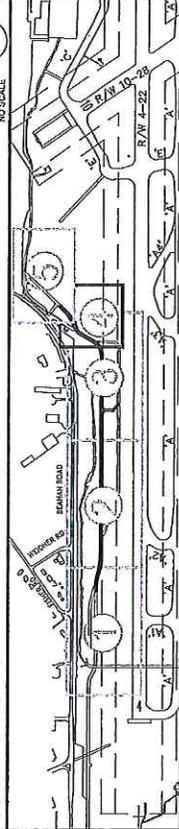


EXHIBIT-05

Monroe County Airport Authority-Service Rd  
 D/A Processing No. 1999-03017  
 Monroe County, New York  
 Quad: West Henrietta  
 Sheet 5 of 10



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PROJECT NO.	35665
DATE:	5/10/2019
<b>IMPACT MAP</b> <b>WESTSIDE SERVICE ROAD RELOCATION</b> <b>GREATER ROCHESTER</b> <b>INTERNATIONAL AIRPORT</b>	
EXHIBIT-04	

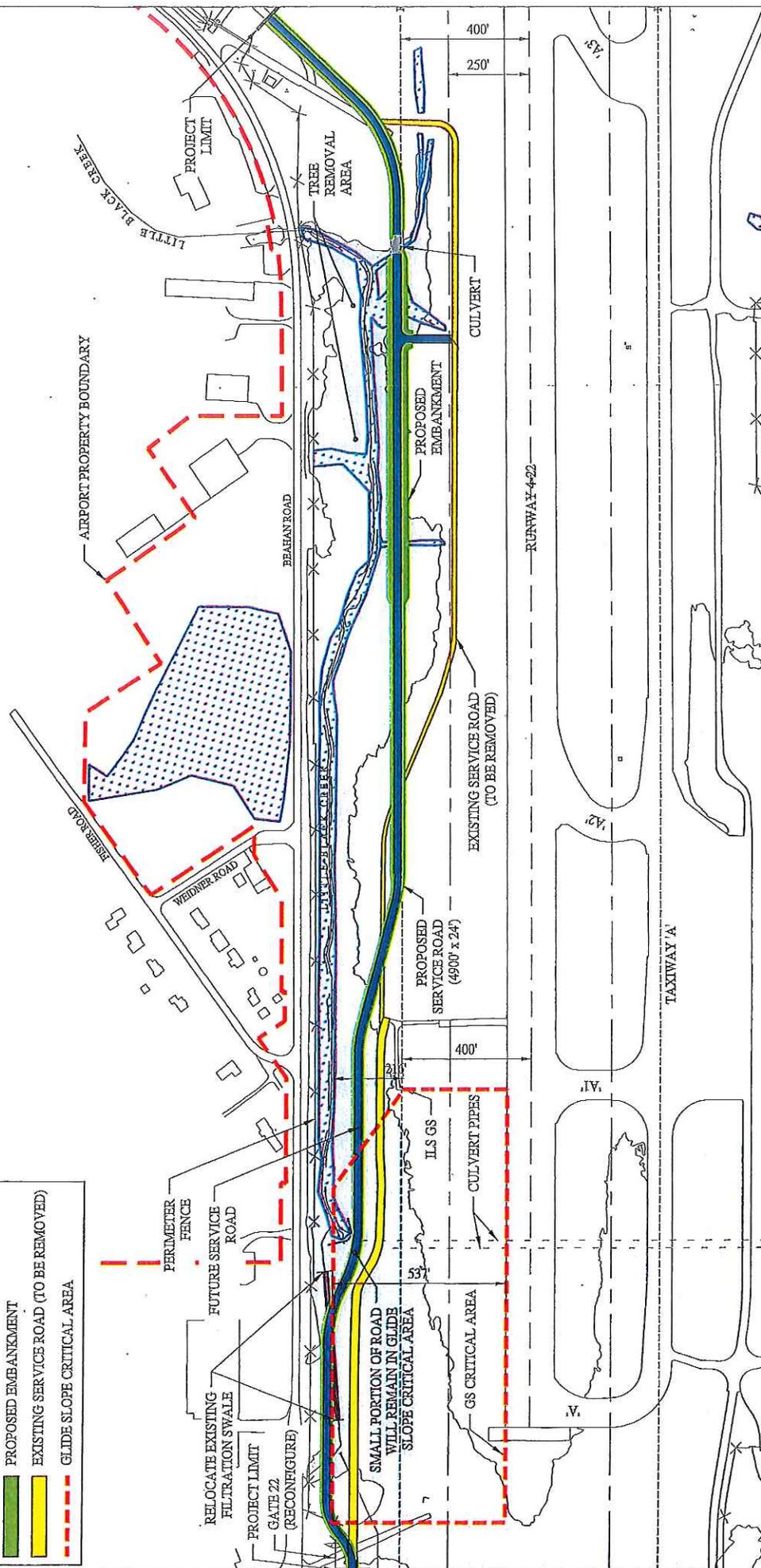




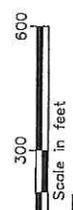


# ALTERNATIVE - 1 (SERVICE ROAD WITH EMBANKMENT)

LEGEND	
	WETLAND
	FLOODPLAIN
	PROPOSED SERVICE ROAD
	PROPOSED EMBANKMENT
	EXISTING SERVICE ROAD (TO BE REMOVED)
	GLIDE SLOPE CRITICAL AREA



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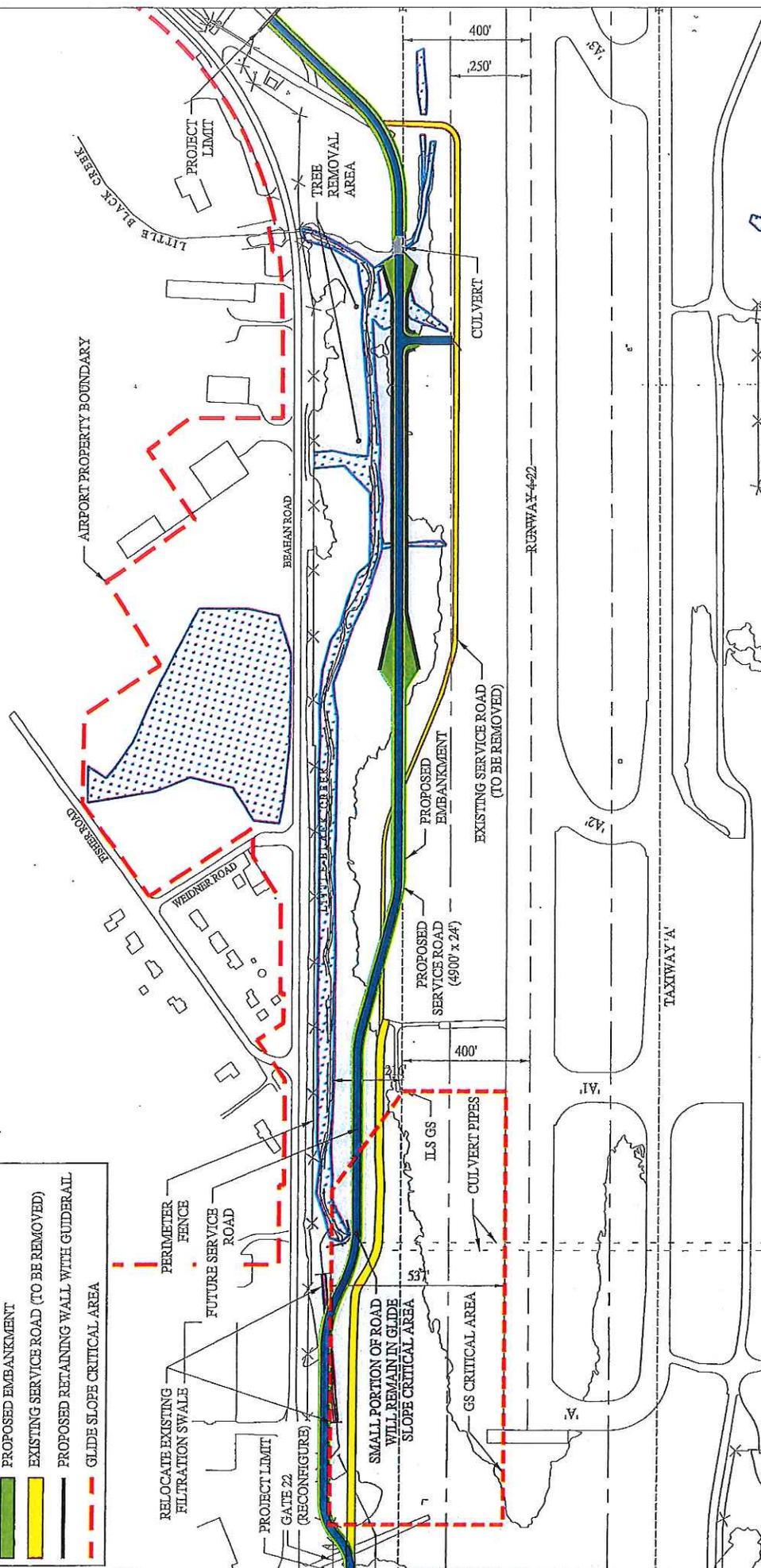
Monroe County Airport Authority-Service RD  
 D/A Processing No. 1999-03017  
 Monroe County, New York  
 Quad: West Henrietta  
 Sheet 8 of 10



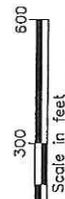
**LEGEND**

	WETLAND
	FLOODPLAIN
	PROPOSED SERVICE ROAD
	PROPOSED EMBANKMENT
	EXISTING SERVICE ROAD (TO BE REMOVED)
	PROPOSED RETAINING WALL WITH GUIDERAIL
	GLIDE SLOPE CRITICAL AREA

**ALTERNATIVE - 2  
(SERVICE ROAD WITH RETAINING WALL)**



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		AUGUST 2016 ALT. 2
GREATER ROCHESTER INTERNATIONAL AIRPORT ENVIRONMENTAL ASSESSMENT ALTERNATIVE 2 SERVICE ROAD WITH RETAINING WALL		



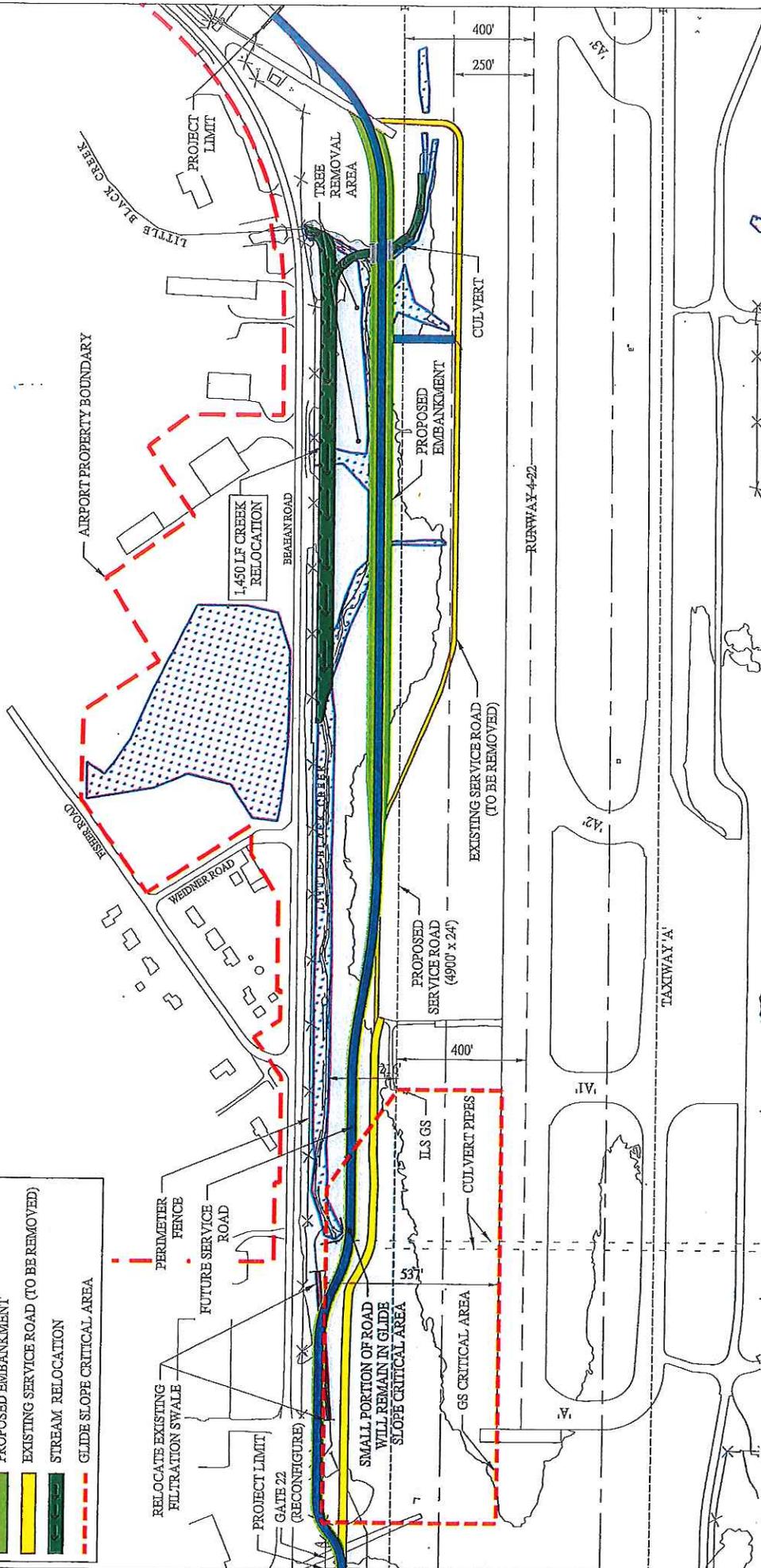
Monroe County Airport Authority-Service Rd  
 D/A Processing No. 1999-03017  
 Monroe County, New York  
 Quad: West Henrietta  
 Sheet 9 of 10



# ALTERNATIVE - 3 (SERVICE ROAD WITH STREAM RELOCATION)

**LEGEND**

	WETLAND
	FLOODPLAIN
	PROPOSED SERVICE ROAD
	PROPOSED EMBANKMENT
	EXISTING SERVICE ROAD (TO BE REMOVED)
	STREAM RELOCATION
	GLIDE SLOPE CRITICAL AREA



**PROJ. NO. 32078**  
**PROJECT NO. 32078**  
**AUGUST 2018**  
**ALT. 3**

**GREATER ROCHESTER INTERNATIONAL AIRPORT ENVIRONMENTAL ASSESSMENT ALTERNATIVE 3 SERVICE ROAD WITH STREAM RELOCATION**

**ROC**

**CIA**  
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