



STATE OF NORTH CAROLINA
DEPARTMENT OF TRANSPORTATION

BEVERLY EAVES PERDUE
GOVERNOR

EUGENE A. CONTI, JR.
SECRETARY

July 8, 2009

U. S. Army Corps of Engineers
Regulatory Field Office
151 Patton Avenue, Room 208
Asheville, NC 28801-5006

ATTN: Mr. Steve Lund
NCDOT Coordinator

Subject: **Application for Section 404 Nationwide Permit 23 and Section 401 Water Quality Certification** for the proposed replacement of Bridge No. 144 over Sandy Run Creek on SR 1327 in Cleveland County, Federal Aid Project No. BRSTP-1327(2); State Project No. 8.2802001; Division 12; TIP No. B-4468, \$240.00 Debit Work Order WBS Element 33717.1.1.

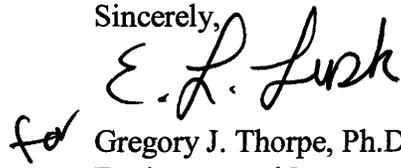
Dear Sir:

The North Carolina Department of Transportation (NCDOT) proposes to replace Bridge No. 144 over Sandy Run Creek on SR 1327. There will be 90 linear feet of permanent stream impacts on this project.

Please see enclosed copies of the Pre-Construction Notification (PCN), permit drawings, stormwater management plan and design plans for the above-referenced project. The Programmatic Categorical Exclusion (PCE) was completed in January 2009 and was distributed shortly thereafter. Additional copies are available upon request.

This project calls for a letting date of March 16, 2010 and a review date of January 26, 2010.

A copy of this permit application will be posted on the NCDOT Website at: <http://www.ncdot.org/doh/preconstruct/pe/>. If you have any questions or need additional information, please e-mail Erin Cheely at ekcheely@ncdot.gov.

Sincerely,

for Gregory J. Thorpe, Ph.D.
Environmental Management Director, PDEA

W/attachment:

Mr. Brian Wrenn, NCDWQ (5 Copies)
Ms. Marella Buncick, USFWS
Ms. Marla Chambers, NCWRC

W/o attachment (see website for attachments):

Dr. David Chang, P.E., Hydraulics
Mr. Greg Perfetti, P.E., Structure Design
Mr. Victor Barbour, P.E., Project Services Unit
Mr. Mark Staley, Roadside Environmental
Mr. M.L. Holder, P.E., Division Engineer
Ms. Trish Simon, DEO
Mr. Jay Bennett, P.E., Roadway Design
Mr. Majed Alghandour, P. E., Programming and TIP
Mr. Art McMillan, P.E., Highway Design
Mr. Scott McLendon, USACE, Wilmington
Mr. Hank Schwab, PDEA Project Planning Engineer

4. Applicant Information (if different from owner)	
4a. Applicant is:	<input type="checkbox"/> Agent <input type="checkbox"/> Other, specify:
4b. Name:	<i>not applicable</i>
4c. Business name (if applicable):	
4d. Street address:	
4e. City, state, zip:	
4f. Telephone no.:	
4g. Fax no.:	
4h. Email address:	
5. Agent/Consultant Information (if applicable)	
5a. Name:	<i>not applicable</i>
5b. Business name (if applicable):	
5c. Street address:	
5d. City, state, zip:	
5e. Telephone no.:	
5f. Fax no.:	
5g. Email address:	

B. Project Information and Prior Project History	
1. Property Identification	
1a. Property identification no. (tax PIN or parcel ID):	<i>not applicable</i>
1b. Site coordinates (in decimal degrees):	Latitude: 35.34330 (DD.DDDDDD) Longitude: - 81.70170 (-DD.DDDDDD)
1c. Property size:	1.3 acres
2. Surface Waters	
2a. Name of nearest body of water (stream, river, etc.) to proposed project:	Sandy Run Creek (HUC 03050105)
2b. Water Quality Classification of nearest receiving water:	C
2c. River basin:	Broad
3. Project Description	
3a. Describe the existing conditions on the site and the general land use in the vicinity of the project at the time of this application: The land use in the project vicinity is approximately 60% Cultivated Land (mainly pasture), 30% Forest Land (including broadleaf and mixed deciduous forests) and 10% Disturbed Land (impervious surfaces, maintained roadsides and residential areas).	
3b. List the total estimated acreage of all existing wetlands on the property: 0 acres	
3c. List the total estimated linear feet of all existing streams (intermittent and perennial) on the property: 329 linear feet	
3d. Explain the purpose of the proposed project: To replace a structurally deficient bridge. Bridge No. 144 has a sufficiency rating of 44.2 out of 100 and a structural evaluation appraisal of 2 out of a possible 9 according to Federal Highway Administration (FHWA) standards.	
3e. Describe the overall project in detail, including the type of equipment to be used: The project involves replacing a 121-foot bridge with a 145-foot, 3-span bridge on the existing alignment with an off-site detour. Standard road building equipment, such as trucks, dozers, and cranes will be used.	
4. Jurisdictional Determinations	
4a. Have jurisdictional wetland or stream determinations by the Corps or State been requested or obtained for this property / project (including all prior phases) in the past? Comments:	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <input type="checkbox"/> Unknown
4b. If the Corps made the jurisdictional determination, what type of determination was made?	<input type="checkbox"/> Preliminary <input checked="" type="checkbox"/> Final
4c. If yes, who delineated the jurisdictional areas? Name (if known): Steven Lund	Agency/Consultant Company: EcoScience Corporation Other:
4d. If yes, list the dates of the Corps jurisdictional determinations or State determinations and attach documentation. October 22, 2007	
5. Project History	
5a. Have permits or certifications been requested or obtained for this project (including all prior phases) in the past?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input type="checkbox"/> Unknown
5b. If yes, explain in detail according to "help file" instructions.	
6. Future Project Plans	
6a. Is this a phased project?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
6b. If yes, explain.	

C. Proposed Impacts Inventory

1. Impacts Summary

1a. Which sections were completed below for your project (check all that apply):

- Wetlands Streams - tributaries Buffers
 Open Waters Pond Construction

2. Wetland Impacts

If there are wetland impacts proposed on the site, then complete this question for each wetland area impacted.

2a. Wetland impact number – Permanent (P) or Temporary (T)	2b. Type of impact	2c. Type of wetland (if known)	2d. Forested	2e. Type of jurisdiction (Corps - 404, 10 DWQ – non-404, other)	2f. Area of impact (acres)
Site 1 <input type="checkbox"/> P <input type="checkbox"/> T			<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Corps <input type="checkbox"/> DWQ	
Site 2 <input type="checkbox"/> P <input type="checkbox"/> T			<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Corps <input type="checkbox"/> DWQ	
Site 3 <input type="checkbox"/> P <input type="checkbox"/> T			<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Corps <input type="checkbox"/> DWQ	
Site 4 <input type="checkbox"/> P <input type="checkbox"/> T			<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Corps <input type="checkbox"/> DWQ	
Site 5 <input type="checkbox"/> P <input type="checkbox"/> T			<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Corps <input type="checkbox"/> DWQ	
Site 6 <input type="checkbox"/> P <input type="checkbox"/> T			<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Corps <input type="checkbox"/> DWQ	
2g. Total wetland impacts					0 Permanent 0 Temporary

2h. Comments: No wetlands within project area.

3. Stream Impacts

If there are perennial or intermittent stream impacts (including temporary impacts) proposed on the site, then complete this question for all stream sites impacted.

3a. Stream impact number - Permanent (P) or Temporary (T)	3b. Type of impact	3c. Stream name	3d. Perennial (PER) or intermittent (INT)?	3e. Type of jurisdiction (Corps - 404, 10 DWQ – non-404, other)	3f. Average stream width (feet)	3g. Impact length (linear feet)
Site 1 <input checked="" type="checkbox"/> P <input type="checkbox"/> T	stream relocation	UT to Sandy Run Creek	<input type="checkbox"/> PER <input checked="" type="checkbox"/> INT	<input checked="" type="checkbox"/> Corps <input type="checkbox"/> DWQ	4	90
Site 2 <input type="checkbox"/> P <input type="checkbox"/> T			<input type="checkbox"/> PER <input type="checkbox"/> INT	<input type="checkbox"/> Corps <input type="checkbox"/> DWQ		
Site 3 <input type="checkbox"/> P <input type="checkbox"/> T			<input type="checkbox"/> PER <input type="checkbox"/> INT	<input type="checkbox"/> Corps <input type="checkbox"/> DWQ		
Site 4 <input type="checkbox"/> P <input type="checkbox"/> T			<input type="checkbox"/> PER <input type="checkbox"/> INT	<input type="checkbox"/> Corps <input type="checkbox"/> DWQ		
Site 5 <input type="checkbox"/> P <input type="checkbox"/> T			<input type="checkbox"/> PER <input type="checkbox"/> INT	<input type="checkbox"/> Corps <input type="checkbox"/> DWQ		
3h. Total stream and tributary impacts						90 Perm 0 Temp

3i. Comments: The maximum permanent impact in the stream from the construction of the proposed interior bent is an area of 58 square feet due to two 3'-6" diameter drilled shafts adjacent to the stream.

4. Open Water Impacts

If there are proposed impacts to lakes, ponds, estuaries, tributaries, sounds, the Atlantic Ocean, or any other open water of the U.S. then individually list all open water impacts below.

4a. Open water impact number – Permanent (P) or Temporary (T)	4b. Name of waterbody (if applicable)	4c. Type of impact	4d. Waterbody type	4e. Area of impact (acres)
O1 <input type="checkbox"/> P <input type="checkbox"/> T				
O2 <input type="checkbox"/> P <input type="checkbox"/> T				
O3 <input type="checkbox"/> P <input type="checkbox"/> T				
O4 <input type="checkbox"/> P <input type="checkbox"/> T				
4f. Total open water impacts				0 Permanent 0 Temporary

4g. Comments: No open water within project area.

5. Pond or Lake Construction

If pond or lake construction proposed, then complete the chart below.

5a. Pond ID number	5b. Proposed use or purpose of pond	5c. Wetland Impacts (acres)			5d. Stream Impacts (feet)			5e. Upland (acres)
		Flooded	Filled	Excavated	Flooded	Filled	Excavated	Flooded
P1								
P2								
5f. Total								

5g. Comments:

5h. Is a dam high hazard permit required?	<input type="checkbox"/> Yes <input type="checkbox"/> No If yes, permit ID no:
5i. Expected pond surface area (acres):	
5j. Size of pond watershed (acres):	
5k. Method of construction:	

6. Buffer Impacts (for DWQ)

If project will impact a protected riparian buffer, then complete the chart below. If yes, then individually list all buffer impacts below. If any impacts require mitigation, then you **MUST** fill out Section D of this form.

6a. Project is in which protected basin?		<input type="checkbox"/> Neuse <input type="checkbox"/> Catawba		<input type="checkbox"/> Tar-Pamlico <input type="checkbox"/> Randleman		<input type="checkbox"/> Other:	
6b. Buffer impact number – Permanent (P) or Temporary (T)	6c. Reason for impact	6d. Stream name	6e. Buffer mitigation required?	6f. Zone 1 impact (square feet)	6g. Zone 2 impact (square feet)		
B1 <input type="checkbox"/> P <input type="checkbox"/> T			<input type="checkbox"/> Yes <input type="checkbox"/> No				
B2 <input type="checkbox"/> P <input type="checkbox"/> T			<input type="checkbox"/> Yes <input type="checkbox"/> No				
B3 <input type="checkbox"/> P <input type="checkbox"/> T			<input type="checkbox"/> Yes <input type="checkbox"/> No				
6h. Total buffer impacts							
6i. Comments: Project is not in a protected buffer area.							

D. Impact Justification and Mitigation		
1. Avoidance and Minimization		
1a. Specifically describe measures taken to avoid or minimize the proposed impacts in designing project. The bridge will be replaced in place with an off-site detour and the new bridge will be longer than the existing one. There will be no discharge of deck drainage directly into the creek from the bridge.		
1b. Specifically describe measures taken to avoid or minimize the proposed impacts through construction techniques. The proposed 4' base lateral ditch that is relocating the existing UT to Sandy Run Creek will be lined with permanent soil reinforcement matting (PSRM) instead of rip rap.		
2. Compensatory Mitigation for Impacts to Waters of the U.S. or Waters of the State		
2a. Does the project require Compensatory Mitigation for impacts to Waters of the U.S. or Waters of the State?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No No mitigation is proposed as there are minimal stream impacts (90 linear feet) and there are no HQW, ORW or other protected waters in the project area. Impacts for this project will not cause an adverse effect or significant loss of waters of the United States.	
2b. If yes, mitigation is required by (check all that apply):	<input type="checkbox"/> DWQ <input type="checkbox"/> Corps	
2c. If yes, which mitigation option will be used for this project?	<input type="checkbox"/> Mitigation bank <input type="checkbox"/> Payment to in-lieu fee program <input type="checkbox"/> Permittee Responsible Mitigation	
3. Complete if Using a Mitigation Bank		
3a. Name of Mitigation Bank: not applicable		
3b. Credits Purchased (attach receipt and letter)	Type	Quantity
3c. Comments:		
4. Complete if Making a Payment to In-lieu Fee Program		
4a. Approval letter from in-lieu fee program is attached.	<input type="checkbox"/> Yes	
4b. Stream mitigation requested:	linear feet	
4c. If using stream mitigation, stream temperature:	<input type="checkbox"/> warm <input type="checkbox"/> cool <input type="checkbox"/> cold	
4d. Buffer mitigation requested (DWQ only):	square feet	
4e. Riparian wetland mitigation requested:	acres	
4f. Non-riparian wetland mitigation requested:	acres	
4g. Coastal (tidal) wetland mitigation requested:	acres	
4h. Comments:		
5. Complete if Using a Permittee Responsible Mitigation Plan		
5a. If using a permittee responsible mitigation plan, provide a description of the proposed mitigation plan.		

6. Buffer Mitigation (State Regulated Riparian Buffer Rules) – required by DWQ

6a. Will the project result in an impact within a protected riparian buffer that requires buffer mitigation? Yes No

6b. If yes, then identify the square feet of impact to each zone of the riparian buffer that requires mitigation. Calculate the amount of mitigation required.

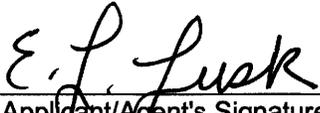
Zone	6c. Reason for impact	6d. Total impact (square feet)	Multiplier	6e. Required mitigation (square feet)
Zone 1			3 (2 for Catawba)	
Zone 2			1.5	
6f. Total buffer mitigation required:				

6g. If buffer mitigation is required, discuss what type of mitigation is proposed (e.g., payment to private mitigation bank, permittee responsible riparian buffer restoration, payment into an approved in-lieu fee fund).

6h. Comments:

E. Stormwater Management and Diffuse Flow Plan (required by DWQ)	
1. Diffuse Flow Plan	
1a. Does the project include or is it adjacent to protected riparian buffers identified within one of the NC Riparian Buffer Protection Rules?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
1b. If yes, then is a diffuse flow plan included? If no, explain why. Comments:	<input type="checkbox"/> Yes <input type="checkbox"/> No
2. Stormwater Management Plan	
2a. What is the overall percent imperviousness of this project?	N/A
2b. Does this project require a Stormwater Management Plan?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
2c. If this project DOES NOT require a Stormwater Management Plan, explain why:	
2d. If this project DOES require a Stormwater Management Plan, then provide a brief, narrative description of the plan: See attached permit drawings.	
2e. Who will be responsible for the review of the Stormwater Management Plan?	<input type="checkbox"/> Certified Local Government <input type="checkbox"/> DWQ Stormwater Program <input type="checkbox"/> DWQ 401 Unit
3. Certified Local Government Stormwater Review	
3a. In which local government's jurisdiction is this project?	not applicable
3b. Which of the following locally-implemented stormwater management programs apply (check all that apply):	<input type="checkbox"/> Phase II <input type="checkbox"/> NSW <input type="checkbox"/> USMP <input type="checkbox"/> Water Supply Watershed <input type="checkbox"/> Other:
3c. Has the approved Stormwater Management Plan with proof of approval been attached?	<input type="checkbox"/> Yes <input type="checkbox"/> No
4. DWQ Stormwater Program Review	
4a. Which of the following state-implemented stormwater management programs apply (check all that apply):	<input type="checkbox"/> Coastal counties <input type="checkbox"/> HQW <input type="checkbox"/> ORW <input type="checkbox"/> Session Law 2006-246 <input type="checkbox"/> Other:
4b. Has the approved Stormwater Management Plan with proof of approval been attached?	<input type="checkbox"/> Yes <input type="checkbox"/> No
5. DWQ 401 Unit Stormwater Review	
5a. Does the Stormwater Management Plan meet the appropriate requirements?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
5b. Have all of the 401 Unit submittal requirements been met?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No

F. Supplementary Information	
1. Environmental Documentation (DWQ Requirement)	
1a. Does the project involve an expenditure of public (federal/state/local) funds or the use of public (federal/state) land?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
1b. If you answered "yes" to the above, does the project require preparation of an environmental document pursuant to the requirements of the National or State (North Carolina) Environmental Policy Act (NEPA/SEPA)?	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
1c. If you answered "yes" to the above, has the document review been finalized by the State Clearing House? (If so, attach a copy of the NEPA or SEPA final approval letter.) Comments:	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
2. Violations (DWQ Requirement)	
2a. Is the site in violation of DWQ Wetland Rules (15A NCAC 2H .0500), Isolated Wetland Rules (15A NCAC 2H .1300), DWQ Surface Water or Wetland Standards, or Riparian Buffer Rules (15A NCAC 2B .0200)?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
2b. Is this an after-the-fact permit application?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
2c. If you answered "yes" to one or both of the above questions, provide an explanation of the violation(s):	
3. Cumulative Impacts (DWQ Requirement)	
3a. Will this project (based on past and reasonably anticipated future impacts) result in additional development, which could impact nearby downstream water quality?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
3b. If you answered "yes" to the above, submit a qualitative or quantitative cumulative impact analysis in accordance with the most recent DWQ policy. If you answered "no," provide a short narrative description. The new bridge will be constructed in the same location as the old bridge.	
4. Sewage Disposal (DWQ Requirement)	
4a. Clearly detail the ultimate treatment methods and disposition (non-discharge or discharge) of wastewater generated from the proposed project, or available capacity of the subject facility. not applicable	

5. Endangered Species and Designated Critical Habitat (Corps Requirement)		
5a. Will this project occur in or near an area with federally protected species or habitat?	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
5b. Have you checked with the USFWS concerning Endangered Species Act impacts?	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No (Checked the USFWS website)
5c. If yes, indicate the USFWS Field Office you have contacted.	<input type="checkbox"/> Raleigh	<input checked="" type="checkbox"/> Asheville (Checked the USFWS website)
5d. What data sources did you use to determine whether your site would impact Endangered Species or Designated Critical Habitat? An NCDOT field survey for dwarf-flowered heartleaf was conducted on March 19, 2009. Marginally suitable habitat exists for this species within the project area, but no dwarf-flowered heartleaf plants were found ("No Effect").		
6. Essential Fish Habitat (Corps Requirement)		
6a. Will this project occur in or near an area designated as essential fish habitat?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
6b. What data sources did you use to determine whether your site would impact Essential Fish Habitat? NMFS County Index		
7. Historic or Prehistoric Cultural Resources (Corps Requirement)		
7a. Will this project occur in or near an area that the state, federal or tribal governments have designated as having historic or cultural preservation status (e.g., National Historic Trust designation or properties significant in North Carolina history and archaeology)?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
7b. What data sources did you use to determine whether your site would impact historic or archeological resources? NEPA Documentation		
8. Flood Zone Designation (Corps Requirement)		
8a. Will this project occur in a FEMA-designated 100-year floodplain?	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No
8b. If yes, explain how project meets FEMA requirements: NCDOT Hydraulics coordination with FEMA		
8c. What source(s) did you use to make the floodplain determination? FEMA Maps		
Dr. Gregory J. Thorpe, Ph D Applicant/Agent's Printed Name	 Applicant/Agent's Signature (Agent's signature is valid only if an authorization letter from the applicant is provided.)	7.8.09 Date

**U.S. ARMY CORPS OF ENGINEERS
WILMINGTON DISTRICT**

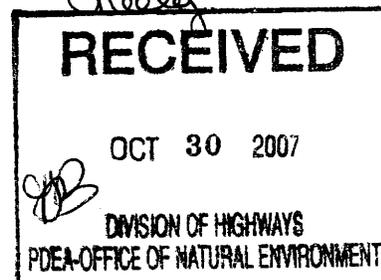
Action Id. SAW-2006-32957-323

County: Cleveland

U.S.G.S. Quad: Boiling Springs North

NOTIFICATION OF JURISDICTIONAL DETERMINATION

Property Owner/Agent: Gregory J. Thorpe, Director
Address: Project Development and Environmental Analysis Branch
North Carolina Department of Transportation
1548 Mail Service Center, Raleigh, NC 27699-1548
Telephone No.: 919-733-3141



Property description:

Size (acres)	7.5 approx.	Nearest Town	Dallas
Nearest Waterway	Sandy Run Creek	River Basin	Catawba
USGS HUC	03050105	Coordinates	N 35.3251 W 81.1829
Location description	Bridge No. 144 on SR 1327 north of Mooresboro, TIP B-4468		

Indicate Which of the Following Apply:

- Based on preliminary information, there may be wetlands on the above described property. We strongly suggest you have this property inspected to determine the extent of Department of the Army (DA) jurisdiction. To be considered final, a jurisdictional determination must be verified by the Corps. This preliminary determination is not an appealable action under the Regulatory Program Administrative Appeal Process (Reference 33 CFR Part 331).
- There are Navigable Waters of the United States within the above described property subject to the permit requirements of Section 10 of the Rivers and Harbors Act and Section 404 of the Clean Water Act. Unless there is a change in the law or our published regulations, this determination may be relied upon for a period not to exceed five years from the date of this notification.
- There are surface waters on the above described property subject to the permit requirements of Section 404 of the Clean Water Act (CWA)(33 USC § 1344). Unless there is a change in the law or our published regulations, this determination may be relied upon for a period not to exceed five years from the date of this notification.
 - We strongly suggest you have the wetlands on your property delineated. Due to the size of your property and/or our present workload, the Corps may not be able to accomplish this wetland delineation in a timely manner. For a more timely delineation, you may wish to obtain a consultant. To be considered final, any delineation must be verified by the Corps.
 - The wetland on your property have been delineated and the delineation has been verified by the Corps. We strongly suggest you have this delineation surveyed. Upon completion, this survey should be reviewed and verified by the Corps. Once verified, this survey will provide an accurate depiction of all areas subject to CWA jurisdiction on your property which, provided there is no change in the law or our published regulations, may be relied upon for a period not to exceed five years.
- The surface waters have been delineated and surveyed and are accurately depicted on the GPS plat provided by EcoScience Corporation and dated 13 March 2006. Unless there is a change in the law or our published regulations, this determination may be relied upon for a period not to exceed five years from the date of this notification.
- There are no waters of the U.S., to include wetlands, present on the above described property which are subject to the permit requirements of Section 404 of the Clean Water Act (33 USC 1344). Unless there is a change in the law or our published regulations, this determination may be relied upon for a period not to exceed five years from the date of this notification.
- The property is located in one of the 20 Coastal Counties subject to regulation under the Coastal Area Management Act (CAMA). You should contact the Division of Coastal Management in Washington, NC, at (252) 946-6481 to determine their requirements.

Action ID: _____

SAW-2006-32957-323

Placement of dredged or fill material within waters of the US and/or wetlands without a Department of the Army permit may constitute a violation of Section 301 of the Clean Water Act (33 USC § 1311). If you have any questions regarding this determination and/or the Corps regulatory program, please contact Steven Lund at 828-271-7980.

Basis For Determination: Sandy Run Creek and its tributary are perennial waters that exhibits a distinct ordinary high water mark and flow directly to the Broad River, a navigable water.

Remarks: Consultant's report dated 13 March, 2006 identifies Sandy Run Creek and an unnamed tributary in the project area consisting of an approximate 1100-foot long by 300-foot wide corridor centered on the existing bridge site.

Corps Regulatory Official: Steven W. Lund, Project Manager, Asheville Regulatory Field Office

Date: October 22, 2007

Expiration Date: October 22, 2012

Corps Regulatory Official (Initial): SWL

FOR OFFICE USE ONLY:

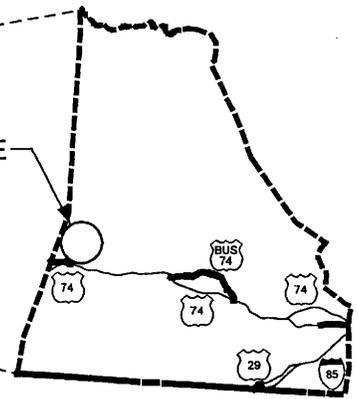
- A plat or sketch of the property and the wetland data form must be attached to the file copy of this form.
- A copy of the "Notification Of Administrative Appeal Options And Process And Request For Appeal" form must be transmitted with the property owner/agent copy of this form.
- If the property contains isolated wetlands/waters, please indicate in "Remarks" section and attach the "Isolated Determination Information Sheet" to the file copy of this form.

Copy Furnished: Ms. Heather Jean Saunders, EcoScience Corporation, 1101 Haynes Street, Suite 101, Raleigh, NC 27604



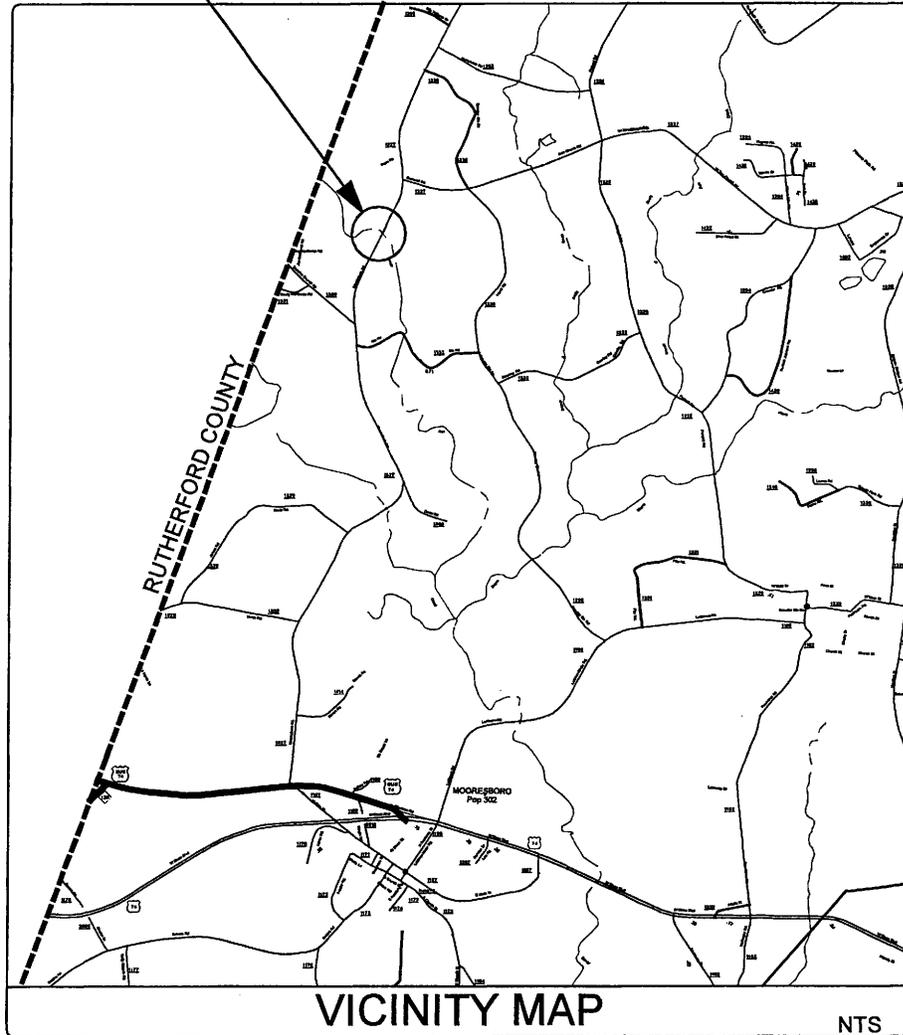
SEE INSET BELOW

SITE



PROJECT LOCATION

CLEVELAND COUNTY



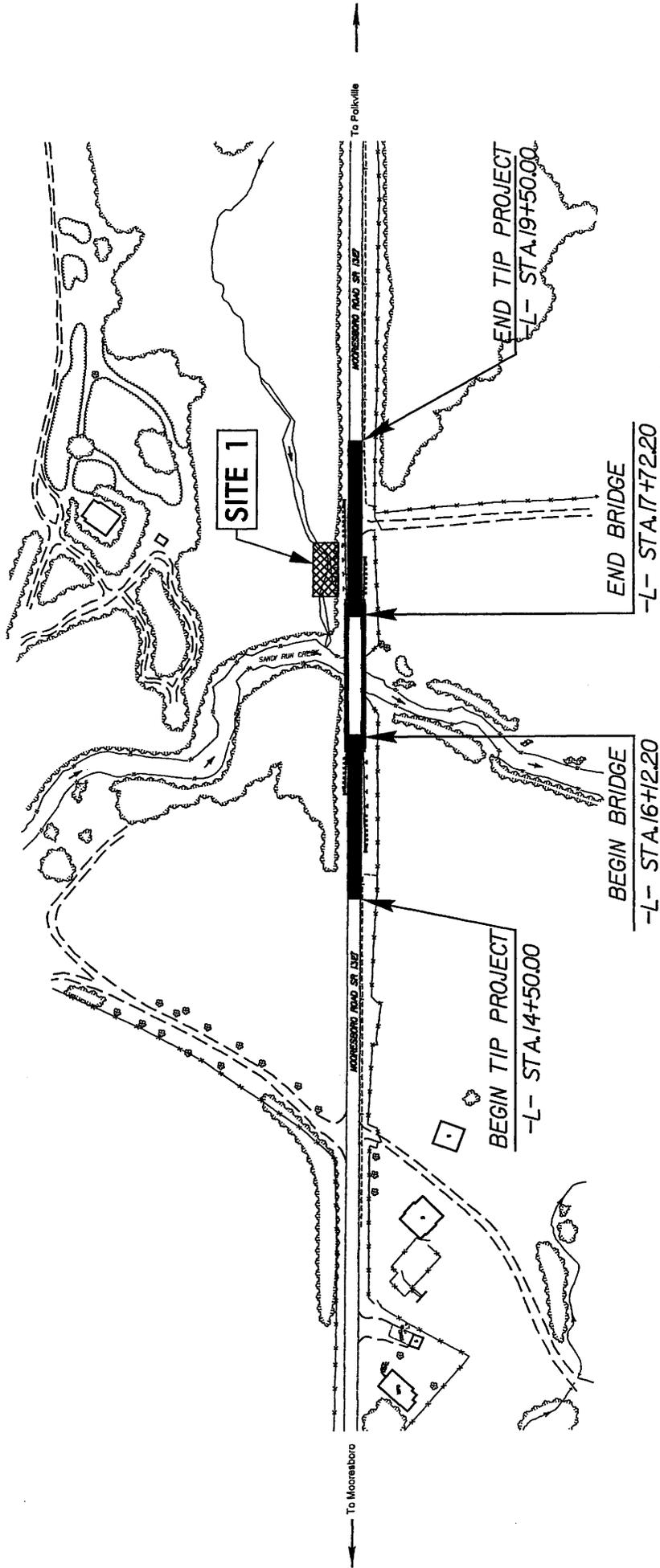
WETLAND/STREAM IMPACTS

NCDOT

DIVISION OF HIGHWAYS
CLEVELAND COUNTY

PROJECT: 33717.1.1 (B-4468)

BRIDGE NO. 144 ON SR 1327
(MOORESBORO ROAD)
OVER SANDY RUN CREEK



NCDOT

**DIVISION OF HIGHWAYS
CLEVELAND COUNTY
PROJECT: 53717.1.1 (B-4468)
BRIDGE NO.144 ON SR 1527
(MOORESBORO ROAD)
OVER SANDY RUN CREEK**

SHEET 2 OF 10 4/14/09

PLAN VIEW

WETLAND/STREAM IMPACTS

Permit Drawing
Sheet 2 of 10

PROPERTY OWNERS

NAMES AND ADDRESSES

PARCEL NO.

NAMES

ADDRESSES

PLATO D.CROWDER

Permit Drawing
Sheet 3 of 10

NCDOT
DIVISION OF HIGHWAYS
CLEVELAND COUNTY
PROJECT: 33717.11 (B-4468)
BRIDGE NO.144 ON SR 1327
(MOORESBORO ROAD)
OVER SANDY RUN CREEK

WETLAND PERMIT IMPACT SUMMARY

Site No.	Station (From / To)	Structure Size / Type	WETLAND IMPACTS				SURFACE WATER IMPACTS							
			Permanent Fill in Wetlands (ac)	Temporary Fill in Wetlands (ac)	Excavation in Wetlands (ec)	Mechanized Clearing in Wetlands (Method III) (ec)	Hand Clearing in Wetlands (ac)	Permanent SW Impacts (ac)	Temporary SW Impacts (ec)	Existing Channel Impacts (ft)	Natural Stream Design (ft)	Stream Bank Stabilization (ft)		
1	-L- 18+00 To 18+75 LT	Ditch							0.01			90		
TOTALS:									0.01			90		

NOTE: The maximum permanent impact in the stream from the construction of the proposed interior bent is an area of 57.7 square feet due to 3'-6" diameter drilled shafts adjacent to the stream.

NCDOT

DIVISION OF HIGHWAYS

CLEVELAND COUNTY

PROJECT: 55717.1.1 (B-4468)

BRIDGE NO. 144 ON SR 1527

(MOORESBORO ROAD)

OVER SANDY RUN CREEK

Permit Drawing
Sheet 4 of 10

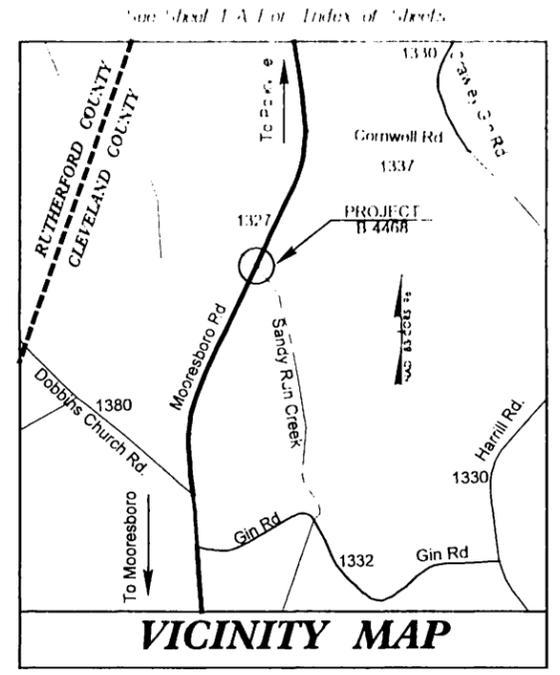
STATE	STATE PROJECT REFERENCE NO.	SHEET NO.	TOTAL SHEETS
N.C.	B-4468	1	
STATE PROJ. NO.	F.A. PROJ. NO.	DESCRIPTION	
33717.1.1	BRSTP-1327(2)	P.E.	

STATE OF NORTH CAROLINA
DIVISION OF HIGHWAYS

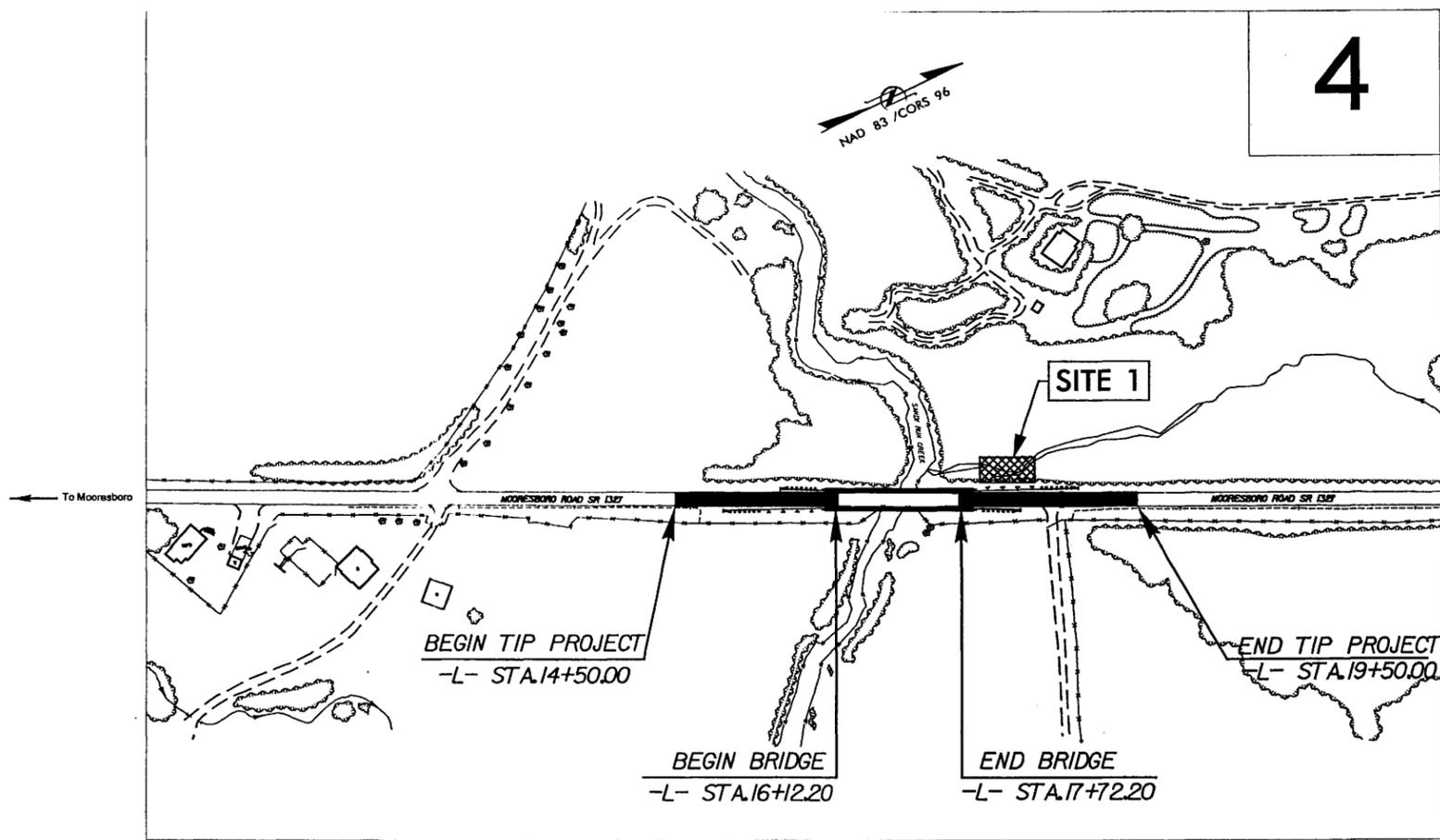
CLEVELAND COUNTY

LOCATION: BRIDGE NO. 144 ON SR 1327
(MOORESBORO ROAD) OVER SANDY RUN CREEK

TYPE OF WORK: GRADING, PAVING, DRAINAGE AND STRUCTURE



VICINITY MAP



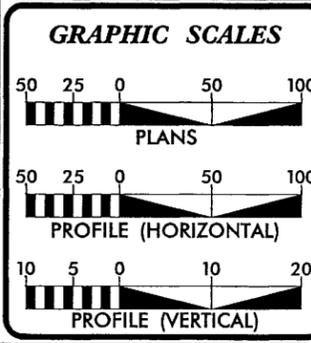
WETLAND/STREAM IMPACTS

Permit Drawing
Sheet 5 of 10

INCOMPLETE PLANS
DO NOT USE FOR R/W ACQUISITION
PRELIMINARY PLANS
DO NOT USE FOR CONSTRUCTION

CONTRACT: TIP PROJECT: B-4468

CONTRACT: TIP PROJECT: B-4468



DESIGN DATA	
ADT 2010 =	830
ADT 2030 =	1,200
DHV =	10 %
D =	60 %
T =	3 % *
V =	40 MPH
* TTST 1%	DUAL 2%

PROJECT LENGTH	
LENGTH ROADWAY TIP PROJECT B-4468 =	0.065 Miles
LENGTH STRUCTURE TIP PROJECT B-4468 =	0.030 Miles
TOTAL LENGTH ROADWAY TIP PROJECT B-4468 =	0.095 Miles

Prepared in the Office of: DIVISION OF HIGHWAYS 1000 Birch Ridge Dr., Raleigh NC, 27610	
2006 STANDARD SPECIFICATIONS	
RIGHT OF WAY DATE: February 15, 2009	G.E. BREW PE PROJECT ENGINEER
LETTING DATE: February 16, 2010	D.WILLIAMS PROJECT DESIGN ENGINEER

HYDRAULICS ENGINEER	
SIGNATURE: _____	P.E.
ROADWAY DESIGN ENGINEER	
SIGNATURE: _____	P.E.

DIVISION OF HIGHWAYS
STATE OF NORTH CAROLINA

STATE HIGHWAY DESIGN ENGINEER

8/17/99

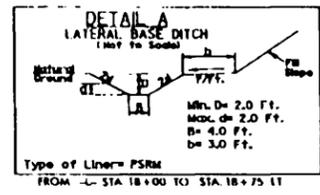
DRAINAGE NOTES:

1) TB 24 STD. 840.35 W
WIDE SLOT PLAT GRATE STD. 840.20
STA. 14+05 -L- (LEFT)
TOP ELEV. = 833.01
INV. ELEV. = 830.34
DA = 0.04 AC
C = 0.95
Rwy. Grade = 0.006
(Begin Bridge to End Bridge)
Cross Slope = 0.02

2) TB 24 STD. 840.35 W
WIDE SLOT PLAT GRATE STD. 840.20
STA. 14+05 -L- (RIGHT)
TOP ELEV. = 833.01
INV. ELEV. = 830.34
DA = 0.04 AC
C = 0.95
Rwy. Grade = 0.006
(Begin Bridge to End Bridge)
Cross Slope = 0.02

3) RETAIN EXIST. 18" RCP UNDER SOIL
ROAD. PIPE CONDITION GOOD.

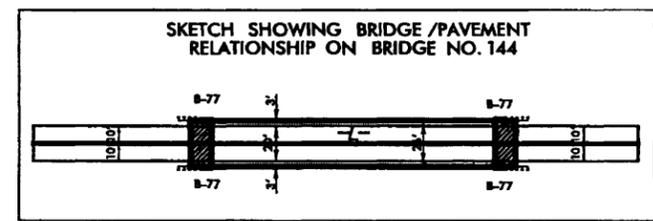
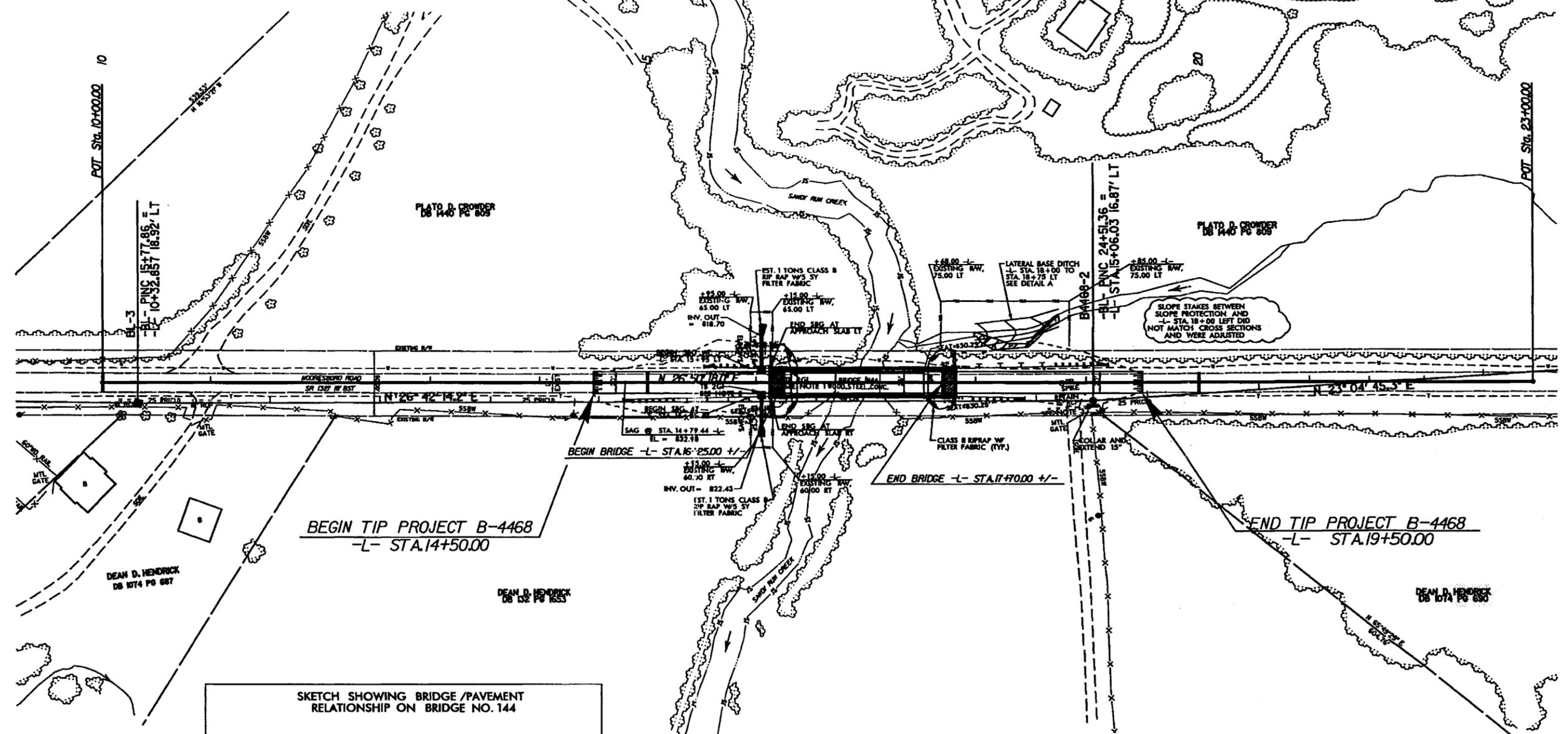
4) MAX SPREAD FROM STA. 14+55 TO 17+40
(ACROSS SANDY RUN CREEK W/NO DECK DRAIN)
DA = 0.016 AC
Spread = 3.07
Rwy. Grade = 0.006
(Sta. 14+55 to 17+40)
Cross Slope = 0.02



RECOMMENDED BRIDGE LENGTH HAS
BEEN ACHIEVED FROM 140' TO 145'
NEW BEGIN BRIDGE @ L STA 16+25
NEW END BRIDGE @ L STA 17+70

SEE SHEET 5 FOR -L- PROFILE

PROJECT REFERENCE NO. B-4468		SHEET NO. 4	
ROADWAY DESIGN ENGINEER		HYDRAULICS ENGINEER	
INCOMPLETE PLANS DO NOT USE FOR P/W ADJUSTMENT		PRELIMINARY PLANS DO NOT USE FOR CONSTRUCTION	



DENOTES IMPACTS IN SURFACE WATER

Permit Drawing
Sheet 6 of 10

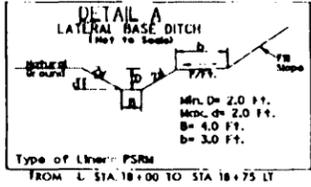
REVISIONS

5/22/2009 R:\Roadway\Pr-j\B4468_Rdy_psh4_permit.dgn

B/17/99

DRAINAGE NOTES

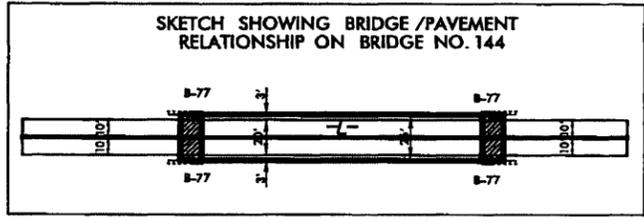
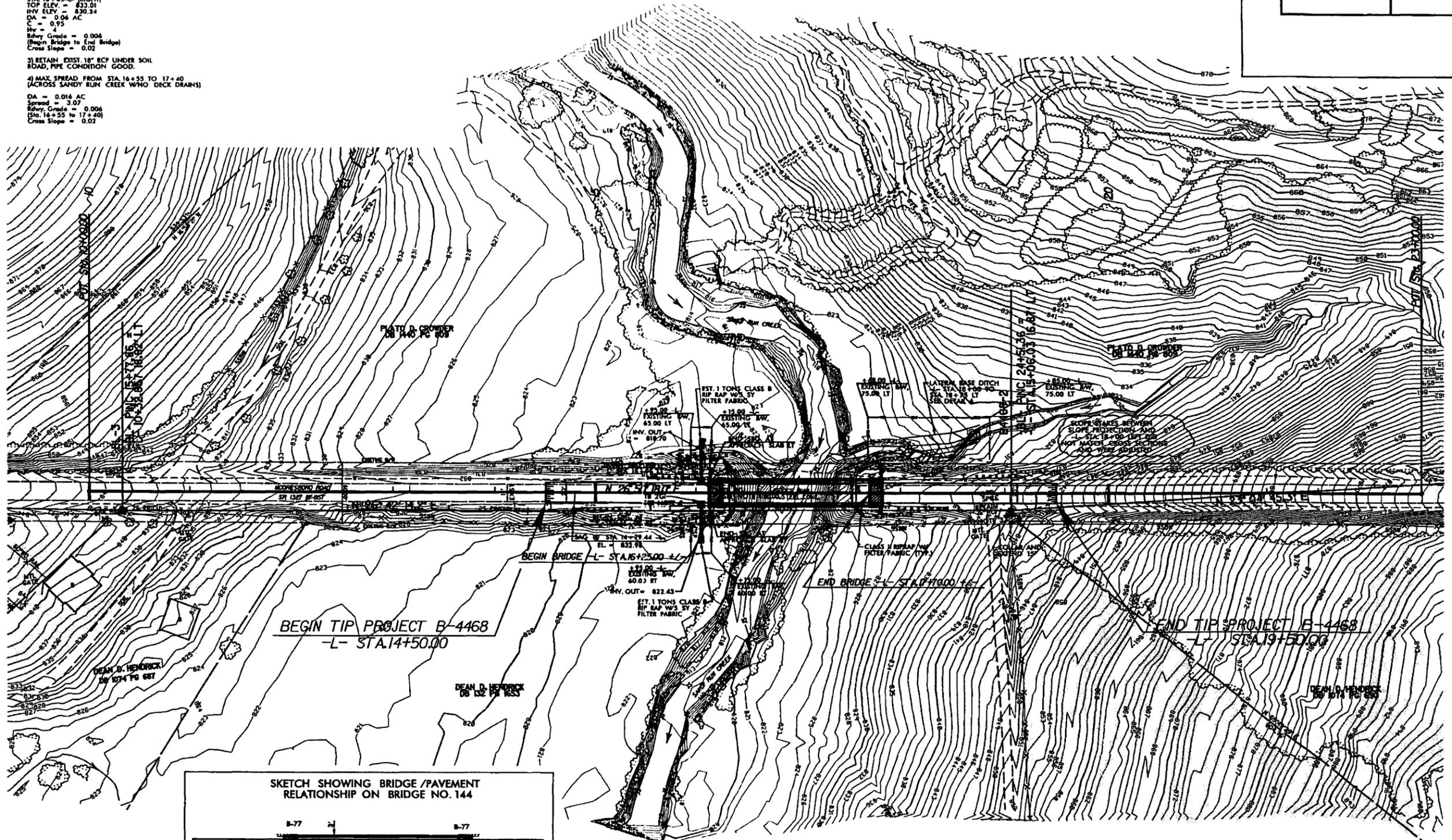
- 1) TB 2GI STD. 840.35 W/WIDE SLOT FLAT GRADE STD. 840.20
STA. 16+05 L (RFTT)
TOP ELEV. = 833.01
INV. ELEV. = 830.34
DA = 0.04 AC
C = 0.95
M_v = 4
Rwy. Grade = 0.006
(Begin Bridge to End Bridge)
Cross Slope = 0.02
- 2) TB 2GI STD. 840.35 W/WIDE SLOT FLAT GRADE STD. 840.20
STA. 16+05 L (RIGHT)
TOP ELEV. = 833.01
INV. ELEV. = 830.34
DA = 0.04 AC
C = 0.95
M_v = 4
Rwy. Grade = 0.006
(Begin Bridge to End Bridge)
Cross Slope = 0.02
- 3) RETAIN EXIST. 18" RCP UNDER SOIL ROAD. PIPE CONDITION GOOD.
- 4) MAX. SPREAD FROM STA. 16+55 TO 17+40 (ACROSS SANDY RUN CREEK WHO DECK DRAINS)
DA = 0.018 AC
Spread = 3.07
Rwy. Grade = 0.006
(Sta. 16+55 to 17+40)
Cross Slope = 0.02



RECOMMENDED BRIDGE LENGTH HAS BEEN MODIFIED FROM 160' TO 145'
NEW BEGIN BRIDGE @ L STA 16+75
NEW END BRIDGE @ L STA 17+70

SEE SHEET 5 FOR -L- PROFILE

PROJECT REFERENCE NO. B-4468	SHEET NO. 4
RAW SHEET NO.	
ROADWAY DESIGN ENGINEER	HYDRAULICS ENGINEER
INCOMPLETE PLANS DO NOT USE FOR ACQUISITION PRELIMINARY PLANS DO NOT USE FOR CONSTRUCTION	



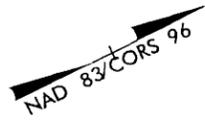
DENOTES IMPACTS IN SURFACE WATER

Permit Drawing
Sheet 3 of 10

REVISIONS

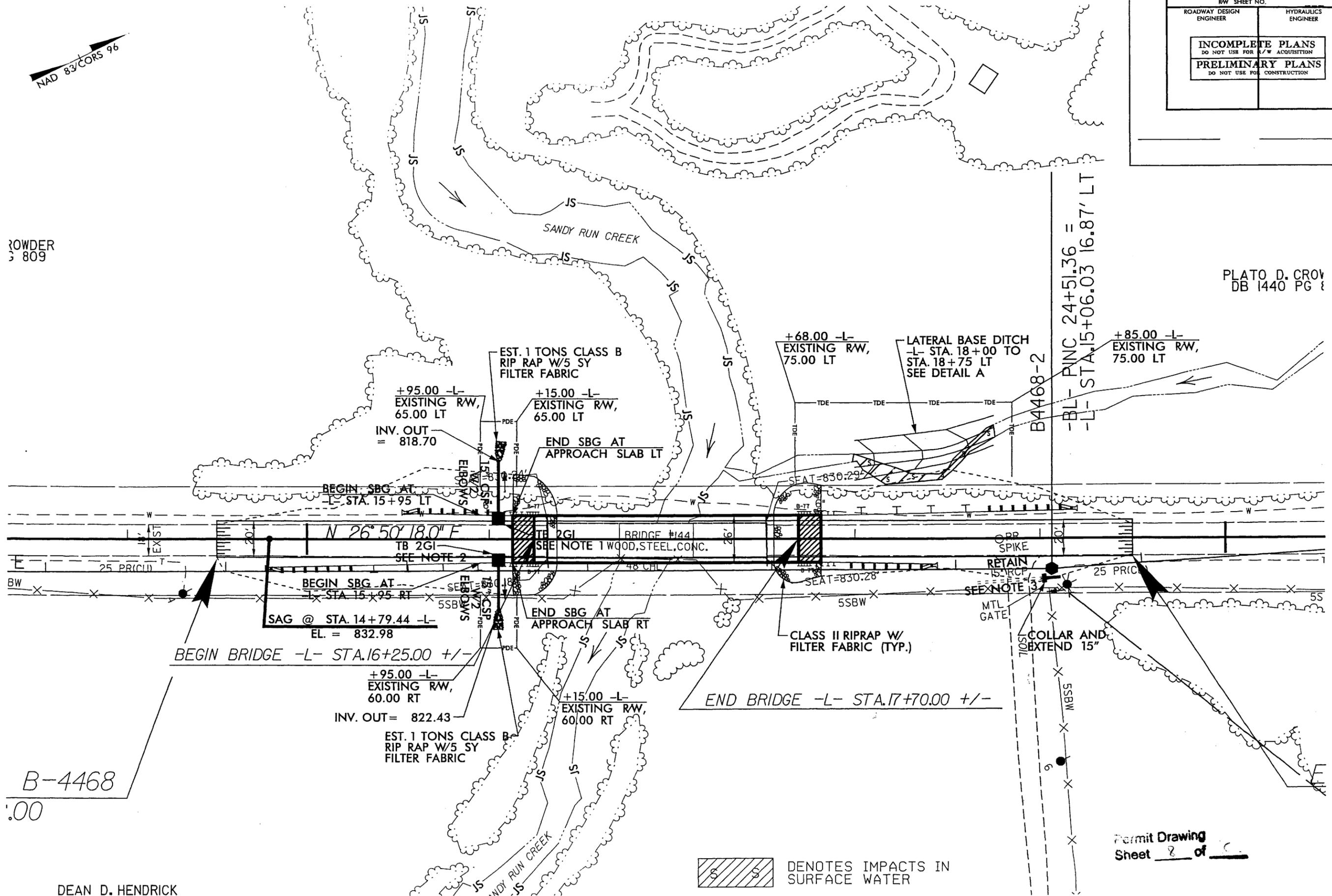
8/23/2009 \P-rej\B4468.Rdy-psh4_perm.t.dgn
 11:00 AM

PROJECT REFERENCE NO. B-4468	SHEET NO. 4
RW SHEET NO.	
ROADWAY DESIGN ENGINEER	HYDRAULICS ENGINEER
INCOMPLETE PLANS DO NOT USE FOR R/W ACQUISITION	
PRELIMINARY PLANS DO NOT USE FOR CONSTRUCTION	



ROWDER
3 809

PLATO D. CROW
DB 1440 PG 3



DENOTES IMPACTS IN SURFACE WATER

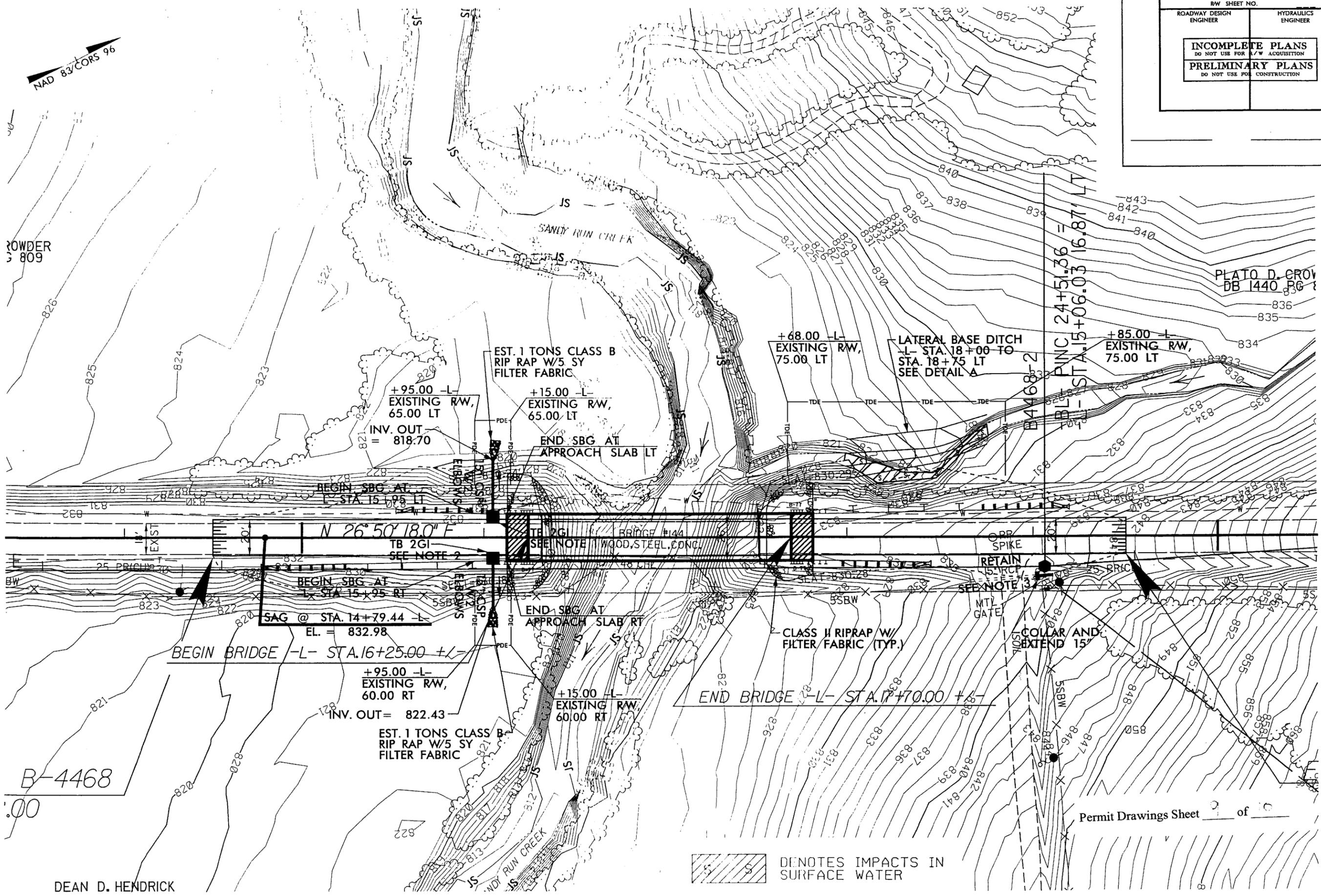
Permit Drawing
Sheet 8 of 8

DEAN D. HENDRICK

REVISIONS

8/17/99
 4/4/2009
 R:\Roadway\Proj\B4468_Rd\psh4_permit2.dgn
 B-4468

PROJECT REFERENCE NO.	SHEET NO.
B-4468	4
RWY SHEET NO.	
ROADWAY DESIGN ENGINEER	HYDRAULICS ENGINEER
INCOMPLETE PLANS DO NOT USE FOR R/W ACQUISITION PRELIMINARY PLANS DO NOT USE FOR CONSTRUCTION	



REVISIONS

B-4468

DEAN D. HENDRICK

DENOTES IMPACTS IN SURFACE WATER

Permit Drawings Sheet of

4/14/2009 R:\Roadway\Proj\B4468_Rdy_psh4_permit2.dgn

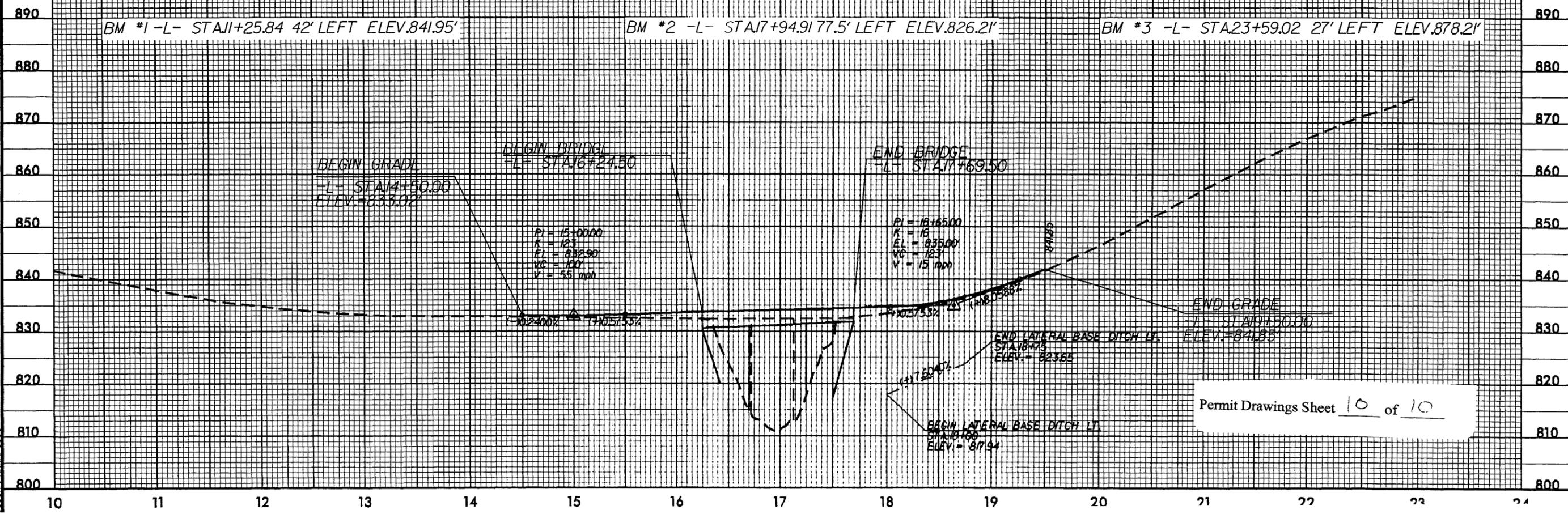
5/14/99

PROJECT REFERENCE NO. B-4468	SHEET NO. 5
ROADWAY DESIGN ENGINEER	HYDRAULICS ENGINEER
PRELIMINARY PLANS <small>DO NOT USE FOR CONSTRUCTION</small>	

STRUCTURE HYDRAULIC DATA

DESIGN DISCHARGE	= 2200	CFS
DESIGN FREQUENCY	= 25	YRS
DESIGN HW ELEVATION	= 823.38	FT
BASE DISCHARGE	= 3.820	CFS
BASE FREQUENCY	= 100	YRS
BASE HW ELEVATION	= 824.37	FT
OVERTOPPING DISCHARGE	= 15,000	CFS
OVERTOPPING FREQUENCY	= 500	YRS
OVERTOPPING ELEVATION	= 832.98	FT

-L-



Permit Drawings Sheet 10 of 10

22-APP-2009_1107
\\rpedev\proj\4468_rdy_pf1.dgn
\$\$\$\$\$

STORMWATER MANAGEMENT PLAN

Project: 33717.1.1
TIP No. B-4468
Cleveland County

4/21/2009

Hydraulics Project Manager: Dennis Hoyle, P.E. (URS Corporation),
Marshal Clawson, P.E. (NCDOT Hydraulics Unit)

ROADWAY DESCRIPTION

The project B4468 consists of replacing bridge No. 144 on SR 1327 (Mooresboro Road) over Sandy Run Creek. The existing structure consists of wood, steel and concrete and the proposed structure is to be a three span prestressed cored slab superstructure, 145'-0" in length. The total length of the roadway TIP project is 0.095 miles. The project B4468 creates impacts to one unnamed tributary to Sandy Run Creek. Table 1 lists this stream and the proposed crossing structure. The project drainage system consists of grated inlets with associated pipe systems and lateral storm water ditches.

Table 1. List of Stream Crossings in Project B-4468

Site #	Station	Stream Name	Drainage area	Proposed Structure
1	-L- 18+00 to 18+75 LT	UT to Sandy Run Creek	24.5 acres	4' Lateral Base Ditch (Min. D = 2') Lined w/ PSRM

ENVIRONMENTAL DESCRIPTION

The stream listed in Table 1 has been classified as jurisdictional. Stream impacts have been avoided and minimized by keeping roadway fill slopes at 3:1 or steeper.

BEST MANAGEMENT PRACTICES AND MAJOR STRUCTURES

The primary goal of Best Management Practices (BMPs) is to prevent degradation of the states surface waters by the location, construction and operation of the highway system. The BMPs are activities, practices and procedures taken to prevent or reduce stormwater pollution. The measures that will be used on this project are placing rip rap pads at the outlets of the two proposed pipes and to line the proposed lateral ditch with permanent soil reinforcement matting (PSRM).

The pipe outlets will have rip rap pads in order to disperse the concentrated flow, reduce the outlet velocity and prevent future erosion. The proposed 4' base lateral ditch that is relocating the existing stream will be lined with PSRM which is more environmentally sensitive than to line it with rip rap.

09/08/99

See Sheet 1A For Index of Sheets

STATE OF NORTH CAROLINA
DIVISION OF HIGHWAYS

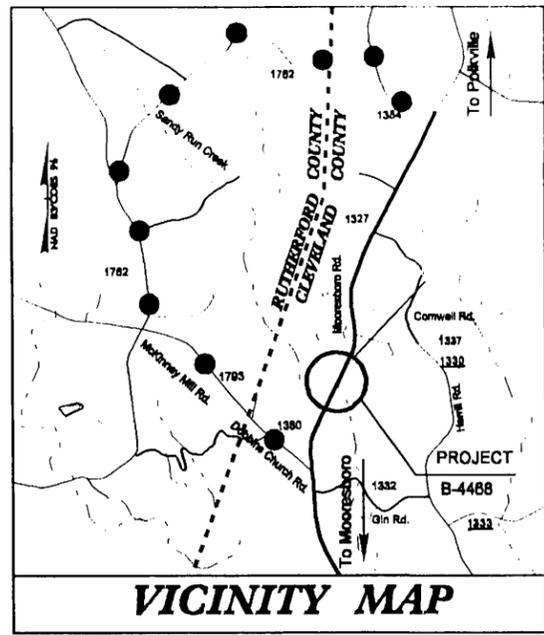
CLEVELAND COUNTY

LOCATION: BRIDGE NO. 144 ON SR 1327
(MOORESBORO ROAD) OVER SANDY RUN CREEK

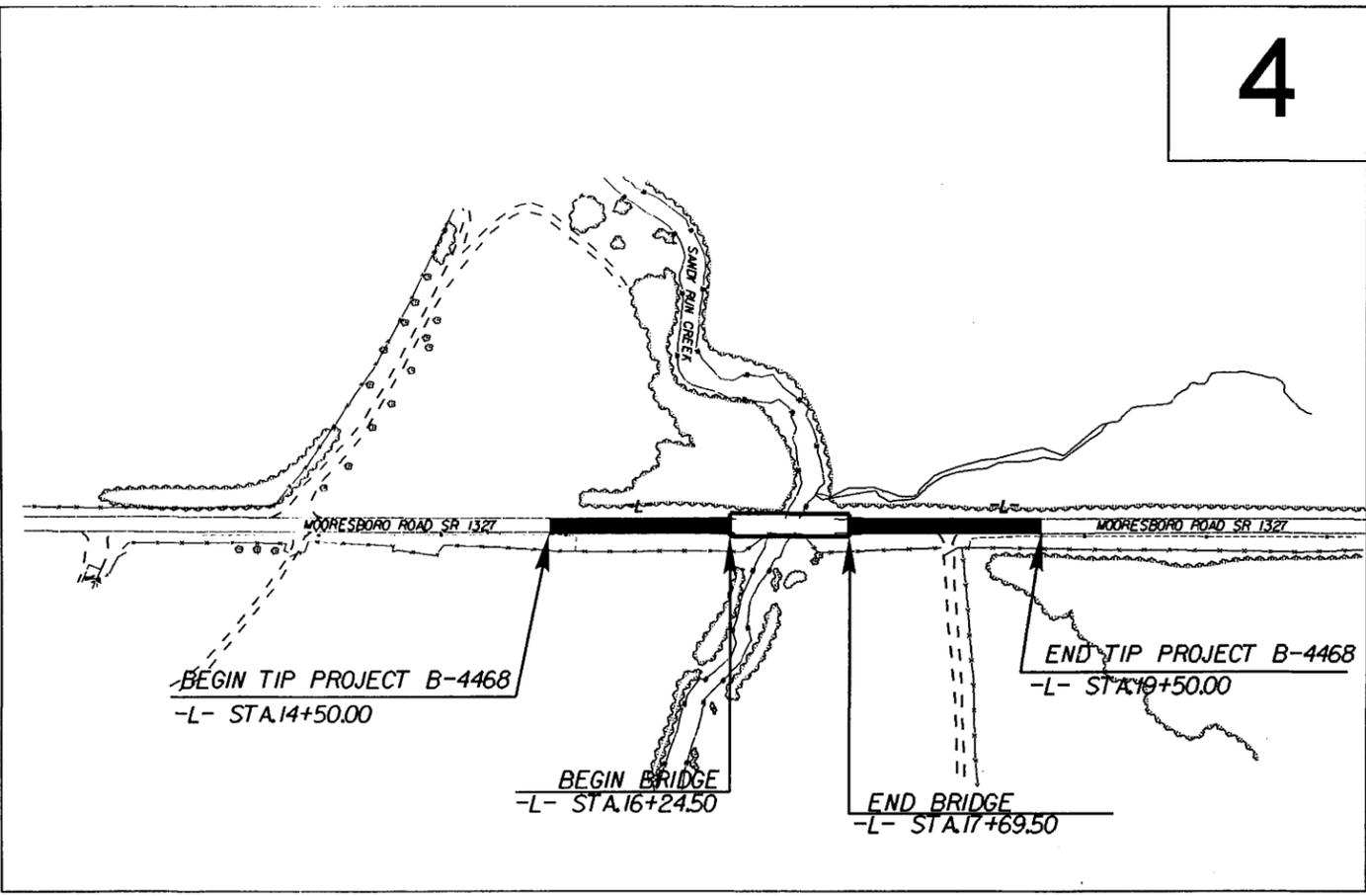
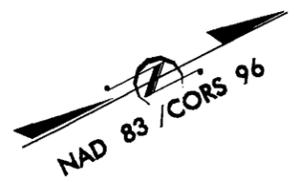
TYPE OF WORK: GRADING, PAVING, DRAINAGE AND STRUCTURE

STATE	STATE PROJECT REFERENCE NO.	SHEET NO.	TOTAL SHEETS
N.C.	B-4468	1	
STATE PROJ. NO.	F.A. PROJ. NO.	DESCRIPTION	
33717.1.1	BRSTP-1327(2)	P.E.	
33717.2.1	BRSTP-1327(2)	R/W, UTL.	

TIP PROJECT: B-4468



OFFSITE DETOUR ●—●—●
PROJECT IS NOT WITHIN ANY MUNICIPAL BOUNDARIES.

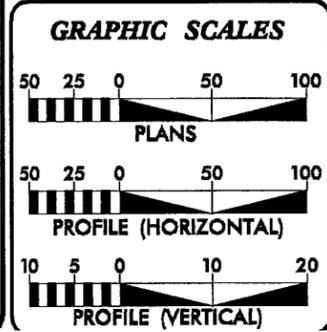


CLEARING ON THIS PROJECT SHALL BE PERFORMED TO THE LIMITS ESTABLISHED BY METHOD III

PRELIMINARY PLANS
DO NOT USE FOR CONSTRUCTION

2-APR-2009 10:37
C:\CADD\CV\DC\N\B4468_rdy_tsh.dgn
\$\$\$\$\$USERNAME\$\$\$\$\$

CONTRACT:



DESIGN DATA

ADT 2010 =	830
ADT 2030 =	1,200
DHV =	10 %
D =	60 %
T =	3 % *
V =	40 MPH
FUNC CLASS =	LOCAL
* TTST 1%	DUAL 2%

PROJECT LENGTH

LENGTH ROADWAY TIP PROJECT B-4468 =	0.068 Miles
LENGTH STRUCTURE TIP PROJECT B-4468 =	0.027 Miles
TOTAL LENGTH ROADWAY TIP PROJECT B-4468 =	0.095 Miles

Prepared in the Office of:
DIVISION OF HIGHWAYS
1000 Birch Ridge Dr., Raleigh, NC, 27610

2006 STANDARD SPECIFICATIONS

RIGHT OF WAY DATE:
March 20, 2009

LETTING DATE:
March 16, 2010

G.E. BREW PE
PROJECT ENGINEER

D. WILLIAMS
PROJECT DESIGN ENGINEER

HYDRAULICS ENGINEER

SIGNATURE: _____ P.E.

ROADWAY DESIGN ENGINEER

SIGNATURE: _____ P.E.

DIVISION OF HIGHWAYS
STATE OF NORTH CAROLINA

STATE HIGHWAY DESIGN ENGINEER P.E.

6/2/99

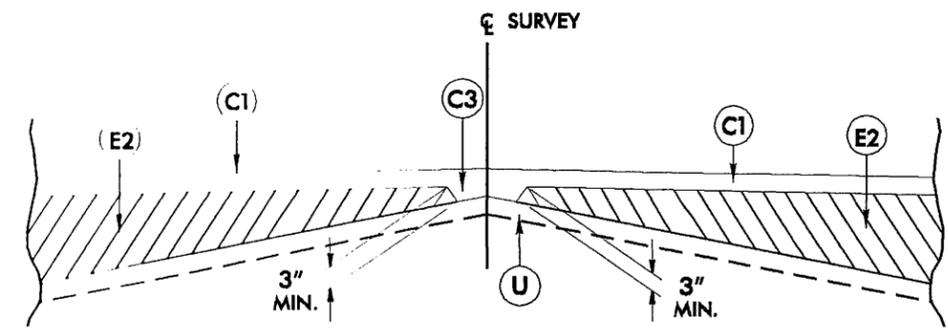
2-APR-2009 10:37 AM 4468_r.dwg - syp.dgn

FINAL PAVEMENT SCHEDULE

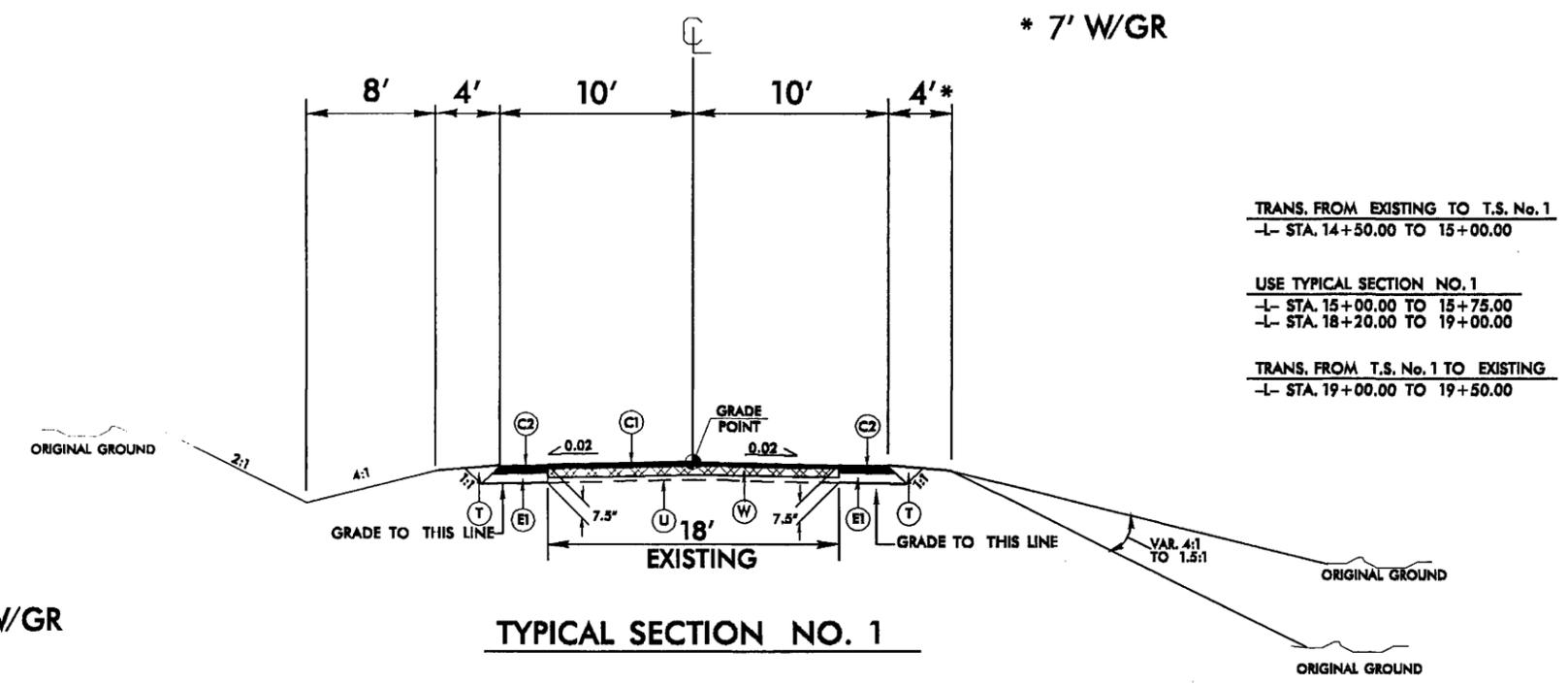
C1	PROP. APPROX. 1.5" ASPHALT CONCRETE SURFACI COURSE, TYPE 89.5B, AT AN AVERAGE RATE OF 168 LBS. PER SQ. YD.
C2	PROP. APPROX. 3" ASPHALT CONCRETE SURFACE COURSE, TYPE 89.5B, AT AN AVERAGE RATE OF 336 LBS. PER SQ. YD.
C3	PROP. VAR. DEPTH ASPHALT CONCRETE SURFACE COURSE, TYPE 89.5B, AT AN AVERAGE RATE OF 112 LBS. PER SQ. YD. PER 1" DEPTH. TO BE PLACED IN LAYERS NOT LESS THAN 1.5" IN DEPTH OR GREATER THAN 3" IN DEPTH.
E1	PROP. APPROX. 4.5" ASPHALT CONCRETE BASE COURSE, TYPE B25.0B, AT AN AVERAGE RATE OF 513 LBS. PER SQ. YD.
E2	PROP. VAR. DEPTH ASPHALT CONCRETE SURFACE COURSE, TYPE B25.0B, AT AN AVERAGE RATE OF 114 LBS. PER SQ. YD. PER 1" DEPTH. TO BE PLACED IN LAYERS NOT LESS THAN 3" IN DEPTH OR GREATER THAN 5.5" IN DEPTH.
R1	SHOULDER BERM GUTTER
T	EARTH MATERIAL
U	EXISTING PAVEMENT
W	VARIABLE DEPTH ASPHALT PAVEMENT (SEE STANDARD WEDGING DETAIL)

*NOTE: PAVEMENT EDGE SLOPES ARE 1:1 UNLESS SHOWN OTHERWISE

PROJECT REFERENCE NO. B-4468	SHEET NO. 2
ROADWAY DESIGN ENGINEER	PAVEMENT DESIGN ENGINEER
PRELIMINARY PLANS <small>DO NOT USE FOR CONSTRUCTION</small>	



Detail Showing Method of Wedging

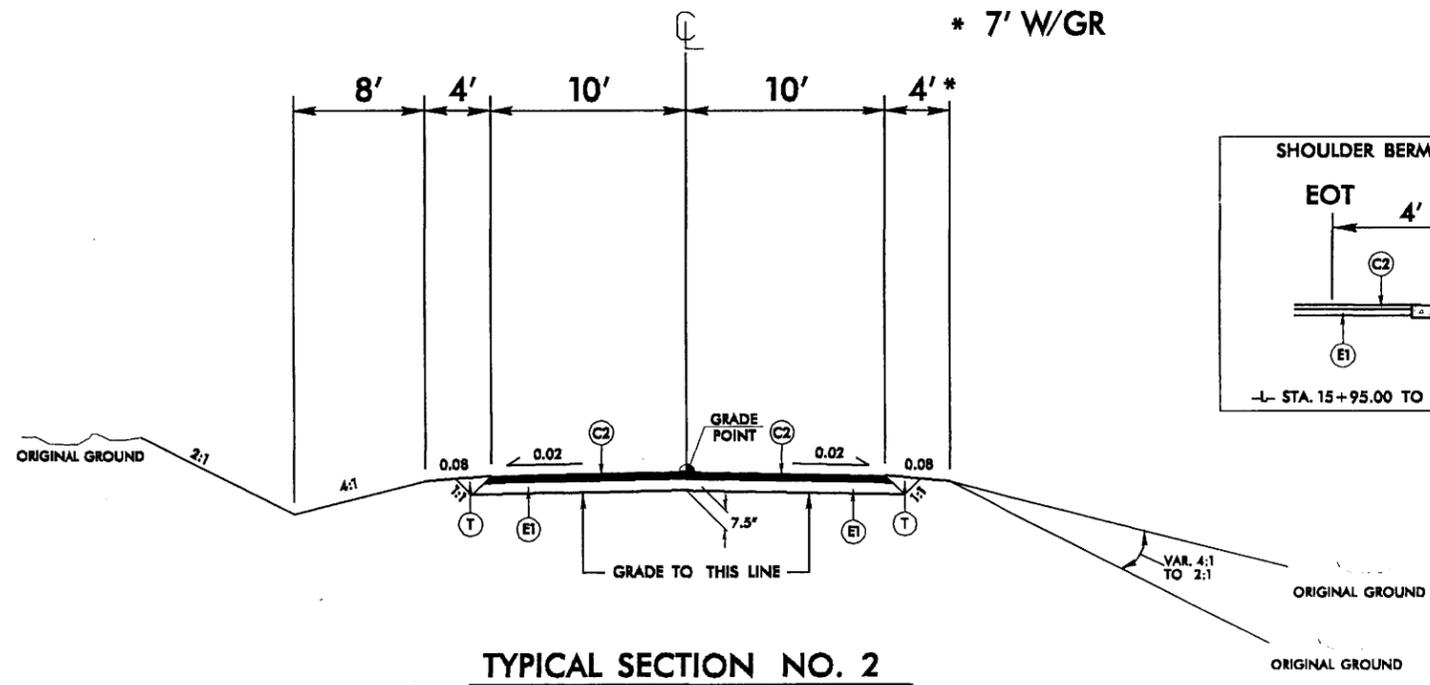


TYPICAL SECTION NO. 1

TRANS. FROM EXISTING TO T.S. No. 1
 -L- STA. 14+50.00 TO 15+00.00

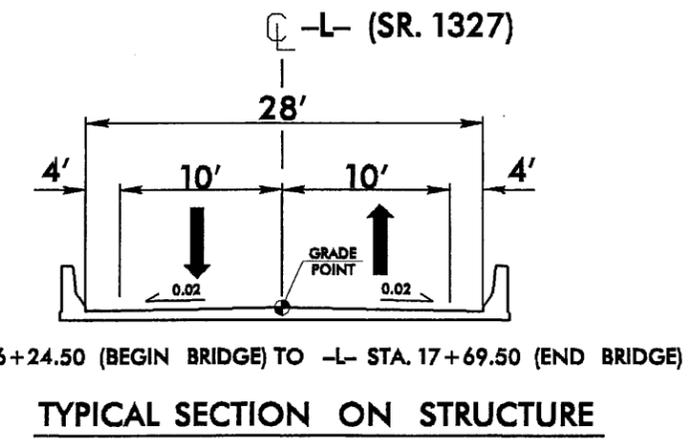
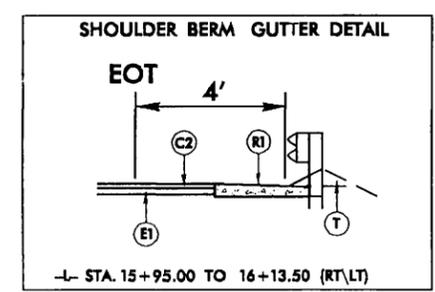
USE TYPICAL SECTION NO. 1
 -L- STA. 15+00.00 TO 15+75.00
 -L- STA. 18+20.00 TO 19+00.00

TRANS. FROM T.S. No. 1 TO EXISTING
 -L- STA. 19+00.00 TO 19+50.00



TYPICAL SECTION NO. 2

USE TYPICAL SECTION NO. 2
 -L- STA. 15+75.00 TO 16+24.50 (BEGIN BRIDGE)
 -L- STA. 17+69.50 (END BRIDGE) TO 18+20.00



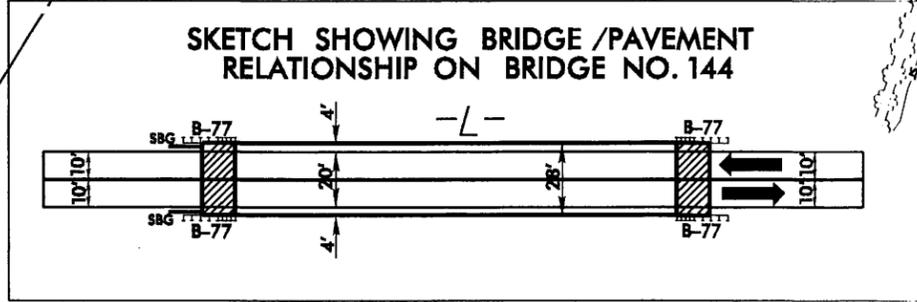
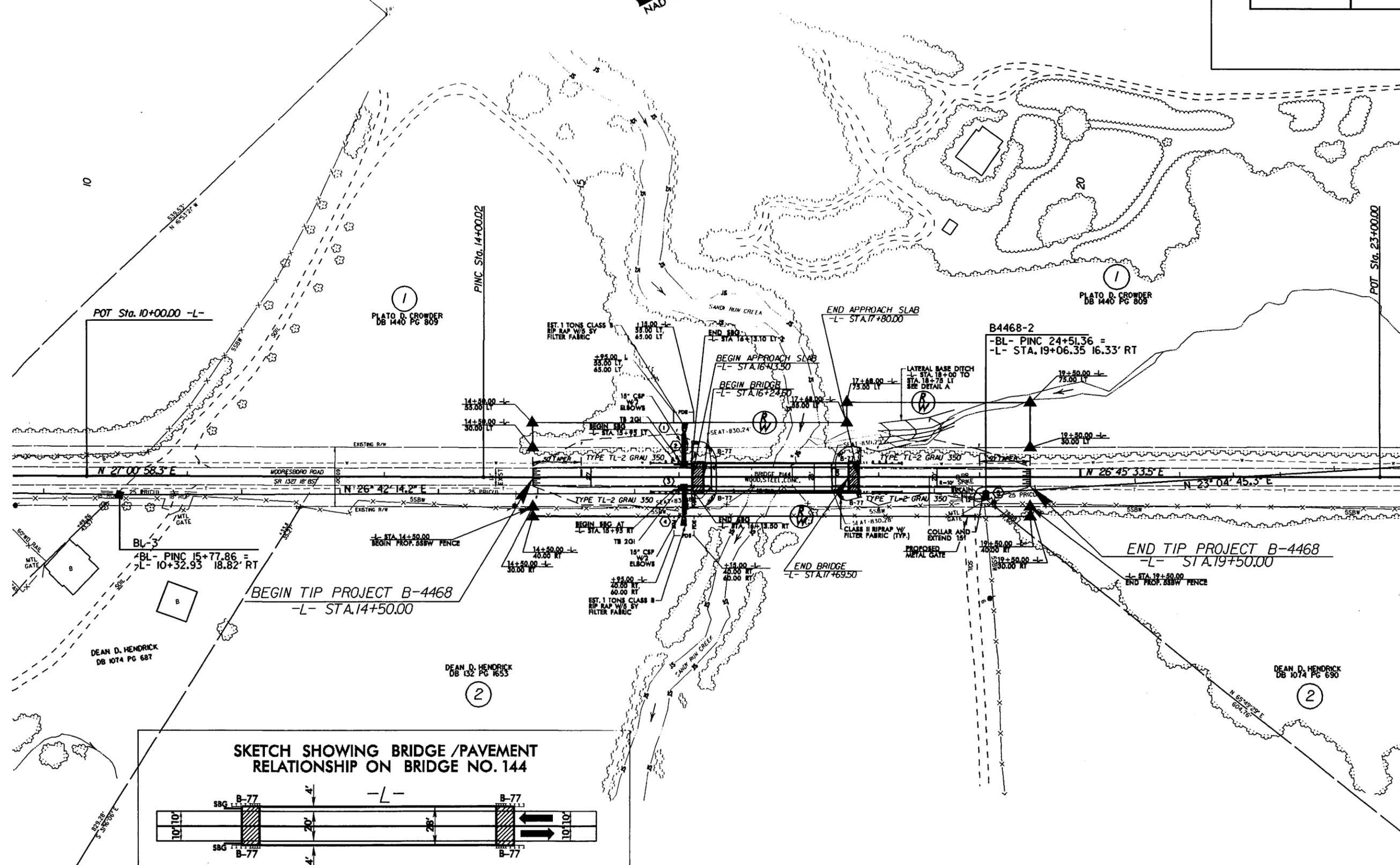
TYPICAL SECTION ON STRUCTURE

SEE SHEET 5 FOR -L- PROFILE

PROJECT REFERENCE NO. B-4468		SHEET NO. 4	
RW SHEET NO.			
ROADWAY DESIGN ENGINEER		HYDRAULICS ENGINEER	
PRELIMINARY PLANS DO NOT USE FOR CONSTRUCTION			



NAD 83 COR 96



REVISIONS
Note: The revisions consist of changes in station and offsets for the right of way monuments and an adjustment in the centerline and baseline alignments. M.J.J 4-21-09

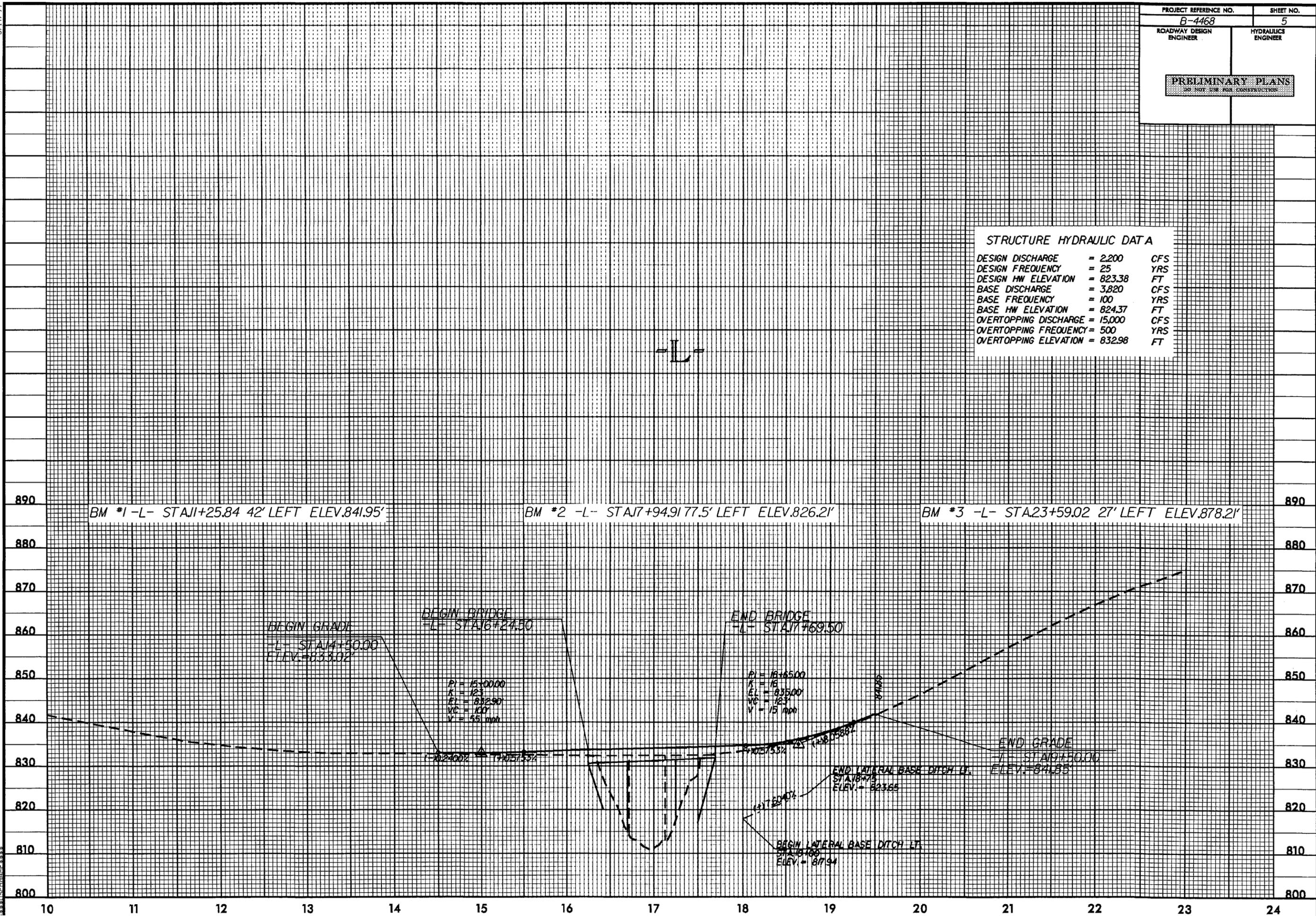
12-APR-2009 10:37
C:\OS\4468\4468.rdy.psh.v.dgn
133858131

8/17/99

STRUCTURE HYDRAULIC DATA

DESIGN DISCHARGE	= 2,200	CFS
DESIGN FREQUENCY	= 25	YRS
DESIGN HW ELEVATION	= 823.38	FT
BASE DISCHARGE	= 3,820	CFS
BASE FREQUENCY	= 100	YRS
BASE HW ELEVATION	= 824.37	FT
OVERTOPPING DISCHARGE	= 15,000	CFS
OVERTOPPING FREQUENCY	= 500	YRS
OVERTOPPING ELEVATION	= 832.98	FT

-L-



BM #1 -L- STA 1+25.84 42' LEFT ELEV. 841.95'

BM #2 -L- STA 7+94.91 77.5' LEFT ELEV. 826.21'

BM #3 -L- STA 23+59.02 27' LEFT ELEV. 878.21'

BEGIN GRADE
-L- STA 1+50.00
ELEV. = 833.02'

BEGIN BRIDGE
-L- STA 16+24.50

PI = 15+00.00
K = 123
EI = 832.90
VC = 100'
V = 55 mph

END BRIDGE
-L- STA 17+69.50

PI = 18+65.00
K = 16
EI = 835.00
VC = 123'
V = 15 mph

END GRADE
-L- STA 19+50.00
ELEV. = 841.85'

END LATERAL BASE DITCH LT.
STA 17+78.78
ELEV. = 823.65'

BEGIN LATERAL BASE DITCH LT.
STA 18+16.00
ELEV. = 817.94'

5/14/99
2-APR-2009 11:07
C:\p04468_rdy_p1.dgn