

STATE OF NORTH CAROLINA DEPARTMENT OF TRANSPORTATION

ROY COOPER GOVERNOR J. ERIC BOYETTE Secretary

February 11, 2021

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

- ATTN: Ms. Crystal Amschler NCDOT Coordinator
- Subject: Application for Section 404 Nationwide Permits 13 and 33, and Section 401 Water Quality Certification for the Proposed Replacement of Bridge 70 on US 52 over Rocky River in Anson and Stanly Counties, Division 10, TIP No. B-4407, Debit \$570 from WBS 38356.1.2.

Dear Madam:

The North Carolina Department of Transportation (NCDOT) proposes to replace bridge number 70 on US 52 over Rocky River with a new bridge just east of the existing alignment. Traffic will utilize the existing bridge during construction.

As a result of replacing the existing bridge, there will be 10 linear feet of stream bank stabilization at the outlet of a new ditch, and 0.34 acre of temporary stream impacts from causeways and temporary pipes needed for removal of the existing bridge and construction of the new one.

Please see enclosed copies of the Pre-Construction Notification (PCN), which includes the following attachments: pre-filing notification documentation, bat survey memo, mussel survey memo, Catawba response letter, Stormwater Management Plan, and Permit Drawings. A Minimum Criteria Determination Checklist (MCDC) was completed in May 2018 and distributed shortly thereafter.

This project calls for a letting date of May 18, 2021 and a review date of March 30, 2021.

A copy of this permit application and its distribution list will be posted on the NCDOT Website at: http://connect.ncdot.gov/resources/Environmental. If you have any questions or need additional information, please contact Erin Cheely at ekcheely@ncdot.gov or (919) 707-6108.

Sincerely,

Philip S. Harris III, P.E., C.P.M. Environmental Analysis Unit Head

cc: NCDOT Permit Application Standard Distribution List

Mailing Address: NC DEPARTMENT OF TRANSPORTATION ENVIRONMENTAL ANALYSIS UNIT 1598 MAIL SERVICE CENTER RALEIGH NC 27699-1598 Telephone: (919) 707-6000 Customer Service: 1-877-368-4968 Website: www.ncdot.gov Location: 1000 Birch Ridge Drive Raleigh NC 27610



Pre-Construction Notification (PCN) Form

For Nationwide Permits and Regional General Permits (along with corresponding Water Quality Certifications) October 26, 2020 Ver 3.3

Please note: fields marked with a red asterisk * below are required. You will not be able to submit the form until all mandatory questions are answered.

Also, if at any point you wish to print a copy of the E-PCN, all you need to do is right-click on the document and you can print a copy of the form.

Below is a link to the online help file.

https://edocs.deq.nc.gov/WaterResources/0/edoc/624704/PCN%20Help%20File%202018-1-30.pdf

A. Processing Information

County (or Counties) where the project is located:*

Anson Stanly

Is this a NCDMS Project *

O Yes ⊙ No

Click Yes, only if NCDWS is the applicant or co-applicant.

Is this project a public transportation project?*

⊙ Yes O No This is any publicly funded by municipal,state or federal funds road, rail, airport transportation project.

Is this a NCDOT Project?*

• Yes • No

(NCDOT only) T.I.P. or state project number: B-4407

WBS #*

38356.1.2 (for NCDOT use only)

1a. Type(s) of approval sought from the Corps:*

✓ Section 404 Permit (wetlands, streams and waters, Clean Water Act)
✓ Section 10 Permit (navigable waters, tidal waters, Rivers and Harbors Act)

Has this PCN previously been submitted?*

O Yes

⊙ No

1b. What type(s) of permit(s) do you wish to seek authorization?*

Nationwide Permit (NWP)

Regional General Permit (RGP)

Standard (IP)

This form may be used to initiate the standard/individual permit process with the Corps. Please contact your Corps representative concerning submittals for standard permits. All required items that are not provided in the E-PCN can be added to the miscellaneous upload area located at the bottom of this form.

1c. Has the NWP or GP number been verified by the Corps?*

⊙ Yes ⊙ No

Nationwide Permit (NWP) Number:

33 - Temporary Construction

Nationwide Permit (NWP) Number:

13 - Bank Stabilization

NWP Numbers (for multiple NWPS): List all NW numbers you are applying for not on the drop down list.

1d. Type(s) of approval sought from the DWR:*

✓ 401 Water Quality Certification - Regular

Non-404 Jurisdictional General Permit

Individual Permit

401 Water Quality Certification - Express
 Riparian Buffer Authorization



Pre-Filing Meeting Information

Before submitting this form please ensure you have submitted the Pre-Filing Meeting Request Form as we will not be able to accept your application without this important first step. The Pre-Filing Meeting Request Form is used in accordance with 40 C.F.R. Section 121.4(a) "At least 30 days prior to submitting a certification request, the project proponent shall request a pre-filing meeting with the certifying agency" and in accordance with 40 C.F.R. Section 121.5(b)(7), and (c)(5) all certification requests shall include documentation that a pre-filing meeting request was submitted to the certifying authority at least 30 days prior to submitting the certification request. Click here to read more information on when this form is needed prior to application submission or here to view the form.

ID#		Version		
Pre-fling Meeting or Request Date * 9/28/2020				
Attach documentation of Pre-Filing Meeting	g Request here:*			
B-4407 401 Pre-Filing Notification (Mass 12 ML	L Request) 2020-09-28.pdf		417.96KB	
1e. Is this notification solely for the record	because written annroval is not require	2 4 2		
		*		
For the record only for DWR 401 Certification	on:	C Yes © No		
For the record only for Corps Permit:		© Yes ⊙ No		
1f. Is this an after-the-fact permit application	n?*			
C Yes	© No			
1g. Is payment into a mitigation bank or in- If so, attach the acceptance letter from ritigation bank or in-		n of impacts?		
C Yes	No No			
Acceptance Letter Attachment Click the upload button or drag and drop files here to attach or FILE TYPE MUST BEPDF	document			
1h. Is the project located in any of NC's twe	nty coastal counties?*			
O Yes	No No			
1j. Is the project located in a designated tro	out watershed?*			
○ Yes ⊙ No				
Link to trout information: http://www.saw.usace.a	army.mil/Missions/Regulatory-Permit-Program	n/Agency-Coordination/Tr	out.aspx	
B. Applicant Information	1			\odot
1a. Who is the Primary Contact?*				

1b. Primary Contact Email:* ekcheely@ncdot.gov

 1d. Who is applying for the permit?*

 ✓ Owner (Check all that apply)
 1c. Primary Contact Phone:*

Applicant (other than owner)

<mark>(xxx)xxx-xxxx</mark> (919)707-6108

1e. Is there an Agent/Consultant for this project?*

○ Yes ⊙ No

2. Owner Information

2a. Name(s) on recorded deed:* NC Department of Transportation

2b. Deed book and page no.:

2c. Responsible party:

(for Corporations)

2d. Address*

C. Project Information and Prior Project History		\bigcirc
2g. Email Address:* pharris@ncdot.gov		
2f. Fax Number: (xxx)xxx-xxxx		
2e. Telephone Number: * (xxx)xxx-xxxx (919)707-6108		
Postal / Zip Code 27699	Country US	
1598 Mail Service Center Address Line 2 Cty Raleigh	State / Province / Region NC	
Street Address		

1. Project Information		\bigcirc
1a. Name of project:* B-4407: Replace Bridge 70 over Rocky River on US 52		
1b. Subdivision name: (if appropriate)		
1c. Nearest municipality / town:* Norwood		
2. Project Identification		\bigcirc
2a. Property Identification Number: (tax FNor parcel D)	2b. Property size: (in acres)	
2c. Project Address Street Address Address Line 2		
Oty Cty	State / Province / Region	
Postal / Zip Code	Country	

2d. Site coordinates in decimal degrees

Please collect site coordinates in decimal degrees. Use between 4-6 digits (unless you are using a survey-grade GPS device) after the decimal place as appropriate, based on how the location was determined. (For example, most mobile phones with GPS provide locational precision in decimal degrees to map coordinates to 5 or 6 digits after the decimal place.)

Latitude:*	Longitude:*
35.194103	-80.113281
ex: 34.208504	-77.796371

3. Surface Waters

3a. Name of the nearest body of water to proposed project: *			
3b. Water Resources Classification of nearest receiving water			
Surface Water Lookup			
3c. What river basin(s) is your project located in?*			
Yadkin-PeeDee			

3d. Please provide the 12-digit HUC in which the project is located. * 03040105

River Basin Lookup

4. Project Description and History

4a. Describe the existing conditions on the site and the general land use in the vicinity of the project at the time of this application:*

Surrounding land use is primarily agricultural and forested with some residential areas.

4b. Have Corps permits or DWR certifications been obtained for this project (including all prior phases) in the past?*

○ Yes ⊙ No ○ Unknown

4d. Attach an 8 1/2 X 11 excerpt from the most recent version of the USGS topographic map indicating the location of the project site. (for DWR)

Click the upload button or drag and drop files here to attach document

File type must be pdf

4e. Attach an 8 1/2 X 11 excerpt from the most recent version of the published County NRCS Soil Survey map depicting the project site. (for DWR)

Click the upload button or drag and drop files here to attach document

File type must be pdf

4f. List the total estimated acreage of all existing wetlands on the property:

0.04

4g. List the total estimated linear feet of all existing streams on the property:

(intermittent and perennial)

1150

4h. Explain the purpose of the proposed project:*

The purpose of the proposed project is to replace a deficient (sufficiency rating 49.12 out of 100) and functionally obsolete bridge.

4i. Describe the overall project in detail, including indirect impacts and the type of equipment to be used:*

This project is the replacement of Bridge 70 on US 52 over Rocky River. The replacement structure will be a five-span bridge approximately 525 feet long. It will be constructed parallel to and just east of the existing structure. The intersection of SR 1934 (Riverview Road) and US 52 will be shifted further to the east to tie in the realigned roadway. Traffic will be detoured on-site using the existing bridge during construction. Standard road building equipment such as trucks, dozers, and cranes will be used.

1.04MB

O Unknown

4j. Please upload project drawings for the proposed project.

Click the upload button or drag and drop files here	to attach document		
B-4407 Final Permit Drawings.pdf			
File type must be pdf			
5. Jurisdictional Determinations			
5a. Have the wetlands or streams be	en delineated on the property or proposed impact areas?*		
• Yes	C No		
Comments:			
Of the delineated resources, only Rocky	River and 2 tribs are impacted by this project.		
5b. If the Corps made a jurisdictiona	I determination, what type of determination was made?*		
O Tremminary O Approved O Not Ven			

Corps AID Number:

Example: SAW-2017-99999

5c. If 5a is yes, who delineated the jurisdictional areas?

Name (if known):

Jan Gay, Heather Smith, and David Cooper Ecological Engineering

Agency/Consultant Company:

Other:

5d1. Jurisdictional determination upload

Click the upload button or drag and drop files here to attach document

File type must be PDF

6. Future Project Plans

6a. Is this a phased project?*

C Yes

⊙ No

Are any other NWP(s), regional general permit(s), or individual permits(s) used, or intended to be used, to authorize any part of the proposed project or related activity? This includes other separate and distant crossing for linear projects that require Department of the Army authorization but don't require pre-construction notification.

D. Proposed Impacts Inventory

1. Impacts Summary

1a. Where are the impacts associated with your project? (check all that apply):

Wetlands	Streams-tributaries
Open Waters	Pond Construction

E Buffers

 (\land)

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.

"S." will be used in the table below to represent the word "stream".

	3a. Reason for impact * (?)	3b.Impact type *	3c. Type of impact *	3d. S. name *		3f. Type of Jurisdiction *		3h. Impact length *
S1	Causeway	Temporary	Workpad/Causeway	Rocky River	Perennial	Both	150 Average (feet)	30 (linear feet)
S2	Causeway	Temporary	Workpad/Causeway	Rocky River	Perennial	Both	150 Average (feet)	30 (linear feet)
S3	Temporary Pipe	Temporary	Dewatering	SF	Perennial	Both	10 Average (feet)	44 (linear feet)
S4	Causeway	Temporary	Workpad/Causeway	Rocky River	Perennial	Both	150 Average (feet)	30 (linear feet)
S5	Causeway	Temporary	Workpad/Causeway	Rocky River	Perennial	Both	150 Average (feet)	30 (linear feet)
S6	Bank Stabilization	Permanent	Bank Stabilization	Rocky River	Perennial	Both	150 Average (feet)	10 (linear feet)
S7	Temporary Pipe	Temporary	Dewatering	SH	Intermittent	Both	2 Average (feet)	40 (linear feet)

** All Perennial or Intermittent streams must be verified by DWR or delegated local government.

3i. Total jurisdictional ditch impact in square feet:

0

3i. Total permanent stream impacts:

10 3i. Total temporary stream impacts:

204

3i. Total stream and ditch impacts:

214

3i. Comments:

The 30 linear feet of causeway impacts at sites 2 and 5 overlap with the causeway impacts at site 1 and 4, respectively, resulting in a total of 144 linear feet of overall temporary impacts (0.34 acre).

E. Impact Justification and Mitigation

1. Avoidance and Minimization

1a. Specifically describe measures taken to avoid or minimize the proposed impacts in designing the project:*

The Sediment and Erosion Control Plan for B-4407 has been designed using Design Standards for Sensitive Watersheds (DSSW). The new bridge has fewer spans, and therefore fewer bents in the water. Rip Rap pads were used at pipe outlets throughout the project to reduce water velocities into wetlands and jurisdictional streams.

1b. Specifically describe measures taken to avoid or minimize the proposed impacts through construction techniques:*

The existing bridge will be used to detour traffic on-site during construction. NCDOT will adhere to Best Management Practices for Construction and Maintenance Activities.

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?

⊙ No

O Yes

2b. If this project DOES NOT require Compensatory Mitigation, explain why:

The NCDOT does not propose mitigation for the temporary and bank stabilization impacts associated with this project. These impacts do not require permanent fill in the stream bed, therefore, under Section 404 of the Clean Water Act, do not constitute Loss of Waters of the U.S., and are not subject to compensatory mitigation.

NC Stream Temperature Classification Maps can be found under the Mitigation Concepts tab on the Wilmington District's RIBITS website.

F. Stormwater Management and Diffuse Flow Plan (required by DWR)

*** Recent changes to the stormwater rules have required updates to this section .***

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?

O Yes No

For a list of options to meet the diffuse flow requirements, click here.

If no, explain why: No buffered resources within project area. ()

 (\land)

2. Stormwater Management Plan

2a. Is this a NCDOT project subject to compliance with NCDOT's Individual NPDES permit NCS000250?*

⊙ Yes ⊂ No

Comments:

G. Supplementary Information	
1. Environmental Documentation	
1a. Does the project involve an expenditure of public (federal/state/local) funds or the use of public (federal/state) land?*	

 Image: Personal approval Letter

 Image: Personal approval Letter

 B-4407 2018-05-30 MCDC.pdf
 1.57MB

 FLETYPEMUST BEPDF
 1.57MB

2. Violations (DWR Requirement)

2a. Is the site in violation of DWR Water Quality Certification Rules (15A NCAC 2H .0500), Isolated Wetland Rules (15A NCAC 2H .1300), or DWR Surface Water or Wetland Standards or Riparian Buffer Rules (15A NCAC 2B .0200)?*

3. Cumulative Impacts (DWR Requirement)

3a. Will this project (based on past and reasonably anticipated future impacts) result in additional development, which could impact nearby downstream water quality?*

3b. If you answered "no," provide a short narrative description.

Due to the minimal transportation impact resulting from this bridge replacement, this project will neither influence nearby land uses nor stimulate growth. Therefore, a detailed indirect or cumulative effects study will not be necessary.

4. Sewage Disposal (DWR Requirement)

4a. Is sewage disposal required by DWR for this project?*

○ Yes ○ No ⊙ N/A

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? *	
Yes	C No	
5b. Have you checked with the USFWS	concerning Endangered Species Act impacts?*	
O Yes	© No	
5d. Is another Federal agency involved	d?*	
O Yes	© No	
5e. Is this a DOT project located within Division's 1-8? *		
C Yes ⊙ No		
5f. Will you cut any trees in order to co	nduct the work in waters of the U.S.?*	
⊙ Yes ⊂ No		

5g. Does this project involve bridge maintenance or removal?*

• Yes O No

5g(1). If yes, have you inspected the bridge for signs of bat use such as staining, guano, bats, etc.? Representative photos of signs of bat use can be found in the NLEB SLOPES, Appendix F, pages 3-7.

C Unknown

• Yes O No

Link to the NLEB SLOPES document: http://saw-reg.usace.army.mil/NLEB/1-30-17-signed_NLEB-SLOPES&apps.pdf

If you answered "Yes" to 5g(1), did you discover any signs of bat use?*

○ Yes ⊙ No ○ Unknown

*** If yes, please show the location of the bridge on the permit drawings/project plans.

5h. Does this project involve the construction/installation of a wind turbine(s)?**

⊙ Yes ⊙ No

5i. Does this project involve (1) blasting, and/or (2) other percussive activities that will be conducted by machines, such as jackhammers, mechanized pile drivers, etc.?*

If yes, please provide details to include type of percussive activity, purpose, duration, and specific location of this activity on the property.

Click the upload button or drag and drop files here to attach document

File must be PDF

5j. What data sources did you use to determine whether your site would impact Endangered Species or Designated Critical Habitat?*

As of 7/17/20, the United States Fish and Wildlife Service (USFWS) and National Oceanic and Atmospheric Administration (NOAA) list five protected species for Anson County and two protected species for Stanly County. There is no habitat present within the project area for red-cockaded woodpecker, Atlantic sturgeon, or shortnose sturgeon (per Fritz Rohde from NOAA, all records of sturgeon in Anson County are limited to the mainstem of the PeeDee River). Habitat is present for Schweinitz's sunflower, however surveys of all potential habitat in the project area were conducted in August 2016 and October 2019, and no individuals of this species were observed.

The bridge was surveyed for potential habitat for northern long-eared bat in July 2019. While roosting crevices were present on the structure, no evidence of bats was observed.

Habitat is present for Carolina heelsplitter, and while none were found in a 2018 survey, the presence of habitat and other mussel species in the area result in a biological conclusion of May Affect, Not Likely to Affect.

Documentation of the bat and mussel surveys are attached to this memo.

Consultation Documentation Upload

Click the upload button or drag and drop files here to attach document	
B-4407 SLOPES Memo.pdf	837.17KB
B-4407 Mussel Survey Report.pdf	367.24KB
File type must be PDF	

6. Essential Fish Habitat (Corps Requirement)

6a. Will this project occur in or near an area designated as an Essential Fish Habitat? *		
C Yes	© No	

6b. What data sources did you use to determine whether your site would impact an Essential Fish Habitat?* NMFS County Index

7. Historic or Prehistoric Cultural Resources (Corps Requirement)

Link to the State Historic Preservation Office Historic Properties Map (does not include archaeological data: http://gis.ncdcr.gov/hpoweb/

7a. Will this project occur in or near an are	a that the state, federal or tribal governments have designated as having historic or cultural preservation status (e.g., National Historic
Trust designation or properties significan	t in North Carolina history and archaeology)? [*]
• Yes	○ No

7b. What data sources did you use to determine whether your site would impact historic or archeological resources?* MCDC and Tribal Coordination

7c. Historic or Prehistoric Information Upload

 Click the upload button or drag and drop files here to attach document

 B-4407 Catawba Response 2020-193-64.pdf
 610.91KB

 File must be PDF

8. Flood Zone Designation (Corps Requirement)

Link to the FEMA Floodplain Maps: https://msc.fema.gov/portal/search

8a. Will this project occur in a FEMA-designated 100-year floodplain?*

• Yes

⊂ No

8b. If yes, explain how project meets FEMA requirements:

8c. What source(s) did you use to make the floodplain determination?*

Miscellaneous

Comments

Tree clearing acreage is 0.326 acre.

Signature

*

By checking the box and signing below, I certify that:

- The project proponent hereby certifies that all information contained herein is true, accurate, and complete to the best of my knowledge and belief'; and
- The project proponent hereby requests that the certifying authority review and take action on this CWA 401 certification request within the applicable reasonable period of time.
- I have given true, accurate, and complete information on this form;
- I agree that submission of this PCN form is a "transaction" subject to Chapter 66, Article 40 of the NC General Statutes (the "Uniform Electronic Transactions Act");
- I agree to conduct this transaction by electronic means pursuant to Chapter 66, Article 40 of the NC General Statutes (the "Uniform Electronic Transactions Act");
- I understand that an electronic signature has the same legal effect and can be enforced in the same way as a written signature; AND
- I intend to electronically sign and submit the PCN form.

Full Name:*

Michael Anthony Turchy

Signature *

Michael Tunchy

Date

2/11/2021

RE: Pre-Filing Notification for Raleigh Let Projects in the 12 MLL

Carpenter,Kristi <kristilynn.carpenter@ncdenr.gov>

Wed 10/21/2020 5:36 PM

To: Dagnino, Carla S <cdagnino@ncdot.gov>; Chapman, Amy <amy.chapman@ncdenr.gov>; Wanucha, Dave <dave.wanucha@ncdenr.gov>; Hood, Donna <donna.hood@ncdenr.gov>; Ridings, Rob <rob.ridings@ncdenr.gov>; Steenhuis, Joanne <joanne.steenhuis@ncdenr.gov>; Ward, Garcy <garcy.ward@ncdenr.gov>

Cc: Barrett, William A <wabarrett@ncdot.gov>; Cheely, Erin K <ekcheely@ncdot.gov>; Cashin, Gordon E <gcashin@ncdot.gov>; Rivenbark, Chris <crivenbark@ncdot.gov>; Dilday, Jason L <jldilday@ncdot.gov>; Hemphill, Jeffrey L <jhemphill@ncdot.gov>; Riffey, Deanna <driffey@ncdot.gov>; Turchy, Michael A <maturchy@ncdot.gov>; Murray, Christopher A <camurray@ncdot.gov>; Price, Gregory W <gwprice2@ncdot.gov>; Hining, Kevin J <kjhining@ncdot.gov>; Harris, Philip S <pharris@ncdot.gov>

1 attachments (18 KB)

Pre Filing Notification List of Projects from 12 MLL Through Sept 21 to NCDWR (002).xlsx;

All,

Please see the attached spreadsheet which has added columns with the DWR project and version number for each project listed along a link to each project in Laserfiche.

All notifications are in our system with the original notification date of 9/28/2020.

Please utilize the added DWR information when sending the applications for the listed projects.

Please contact me if there are any questions/concerns.

Thanks,

Kristi Lynn Carpenter

From: Dagnino, Carla S <cdagnino@ncdot.gov>

Sent: Monday, September 28, 2020 12:09 PM

To: Chapman, Amy <amy.chapman@ncdenr.gov>; Carpenter,Kristi <kristilynn.carpenter@ncdenr.gov>; Wanucha, Dave <dave.wanucha@ncdenr.gov>; Hood, Donna <donna.hood@ncdenr.gov>; Ridings, Rob <rob.ridings@ncdenr.gov>; Steenhuis, Joanne <joanne.steenhuis@ncdenr.gov>; Ward, Garcy <garcy.ward@ncdenr.gov>

Cc: Barrett, William A <wabarrett@ncdot.gov>; Cheely, Erin K <ekcheely@ncdot.gov>; Cashin, Gordon E <gcashin@ncdot.gov>; Rivenbark, Chris <crivenbark@ncdot.gov>; Dilday, Jason L <jldilday@ncdot.gov>; Hemphill, Jeffrey L <jhemphill@ncdot.gov>; Riffey, Deanna <driffey@ncdot.gov>; Turchy, Michael A <maturchy@ncdot.gov>; Murray, Christopher A <camurray@ncdot.gov>; Price, Gregory W <gwprice2@ncdot.gov>; Hining, Kevin J <kjhining@ncdot.gov>; Harris, Philip S <pharris@ncdot.gov> **Subject:** Pre-Filing Notification for Raleigh Let Projects in the 12 MLL

All,

Please see the attached letter and request for the Pre-Filing Notification. We are not requesting a meeting for the attached projects and would like this letter and attachment to represent the notification in Laser Fiche.

If you have any questions about this, please contact me.

Thank you! Carla

Carla Dagnino Environmental Coordination and Permitting Group Leader Environmental Analysis Unit NC Department of Transportation

919 707 6110 Office 919 602 9452 Cell cdagnino@ncdot.gov

1598 Mail Service Center Raleigh, NC 27699 -1598

1000 Birch Ridge Drive Raleigh, NC 27610

Projects Potentially Requiring Notification per New 401 EPA Rule 12 Month Let List SEPT 2020 - SEPT 2021 (from 36 Month Let List)

DWR Rep	NCDOT Contact	Let Date	TIP	Let Type	<u>Div</u>	<u>County</u>	Project Description	Type of Previous DWR Correspondence	DWR # Ve	ersion # Received ELaserfiche Link
Wanucha	Bill Barrett	09/21/2021	B-5728	Raleigh Letting	7	Alamance	REPLACE BRIDGE 112 OVER REEDY FORK CREEK IN OSSIPEE ON NC 87	No Files found in Laserfiche	20201505 1	9/28/2020 https://edocs.deq.nc.go
Hood	Erin Cheely	05/18/2021	B-4407	Raleigh Letting	10	Anson, Stanly	BRIDGE 70 OVER ROCKY RIVER ON US 52	No Files found in Laserfiche	20201506 1	9/28/2020 https://edocs.deq.nc.go
Hood	Erin Cheely	03/16/2021	B-5818	Raleigh Letting	10	Anson	REPLACE BRIDGE 11 OVER DEADFALL CREEK ON NC 109	No Files found in Laserfiche	20201507 1	9/28/2020 https://edocs.deq.nc.go
Hood	Bill Barrett	07/20/2021	BR-0107	Raleigh Letting	12	Iredell	SR 1577 BRIDGE 131 REPLACE BRIDGE 131 OVER TO SNOW CREEK.	No Files found in Laserfiche	20201508 1	9/28/2020 https://edocs.deq.nc.go
Hood	Rail Division	08/17/2021	P-5705A	Raleigh Letting	10	Mecklenburg	CHARLOTTE WYE CONNECTION - RAIL	No Files found in Laserfiche	20181692 2	9/28/2020 https://edocs.deq.nc.go
Ridings	Chris Murray	02/16/2021	B-5318	DDRL	5	Wake	REPLACE BRIDGE 910126 OVER SMITHS CREEK SR 2044 (LIGON MILLROAD) IN WAKE FOREST	Laserfiche Files: Scoping Letter	20201509 1	9/28/2020 https://edocs.deq.nc.gov
Steenhuis	Gordon Cashin	07/20/2021	B-5624	Raleigh Letting	3	Brunswick	BRIDGE 57 OVER JUNPER CREEK ON NC 211	Laserfiche Files: P/JD Package	20201510 1	9/28/2020 <u>https://edocs.deq.nc.go</u>
Steenhuis	Gordon Cashin	07/20/2021	B-5642	Raleigh Letting	3	Brunswick	BRIDGE 65 OVER HOOD CREEK ON NC 87	No Files found in Laserfiche	20201511 1	9/28/2020 <u>https://edocs.deq.nc.go</u>
Steenhuis	Chris Rivenbark	05/18/2021	BR-0017	Raleigh Letting	3	Duplin	BRIDGE 300012 ON NC 11 OVER LITTLE ROCKFISH CREEK	Laserfiche Files: P/JD Package	20201512 1	9/28/2020 https://edocs.deq.nc.gov
Steenhuis	Greg Price	07/20/2021	I-5878	DDRL	6	Harnett	1-85 AT US 421 (EXIT 73) AND SR 1793 (POPE ROAD) (EXIT 72).IMPROVE INTERCHANGES. WIDEN TO EIGHT LANES. (COMB W/I-5883 & I- 5886B).	No Files found in Laserfiche	20201513 1	9/28/2020 https://edocs.deq.nc.gov
Steenhuis	Greg Price	07/20/2021	I-5883	DDRL	6	Harnett	1-85 AT SR 1888 (JONESBORD ROAD) (EXIT 75) TO NORTH OF SR 1709 (HODGES CHAPEL ROAD) (EXIT 77). IMPROVE INTERCHANGES. WIDEN TO EIGHT LANES. (COMB W/I-5878 & I-5886B).	Laserfiche Files: Scoping Letter and JD Request	20201514 1	9/28/2020 https://edocs.deq.nc.gov
Steenhuis	Greg Price	07/20/2021	I-5986B	DDRL	6	Harnett, Johnston	I-95 FROM SR 1709 (HODGES CHAPEL ROAD - EXIT 77) TO I-40 (EXIT 81). WIDEN TO EIGHT LANES HARNETT/JONSTON COUNTIES. (COMB W/I-5878 & I-5883).	No Files found in Laserfiche	20190214 3	9/28/2020 https://edocs.deq.nc.go
Steenhuis	Jason Dilday	04/20/2021	R-2561CA	DDRL	6	Columbus	NC 87 AT NC 11. CONSTRUCT INTERCHANGE.	Laserfiche Files: P/JD Package	20201515 1	9/28/2020 https://edocs.deq.nc.gov
Steenhuis	Greg Price	04/20/2021	R-5797	DDRL	6	Columbus	US 74 AT SR 1506 (BOARDMAN ROAD)	Laserfiche Files: P/JD Package	20201516 1	9/28/2020 https://edocs.deq.nc.gov
Wanucha	Kevin Hining	07/20/2021	17BP.11.R.15	DDRL	11	Wilkes	BRIDGE 419 ON SR 1148 OVER NAKED CREEK.	No Files found in Laserfiche	20201517 1	9/28/2020 https://edocs.deq.nc.gov
Wanucha	Erin Cheely	06/15/2021	BR-0048	Raleigh Letting	11	Surry	BRIDGE 103 ON NC 268 OVER MITCHELL RIVER REPLACE BRIDGE.	Laserfiche Files: Start of Study Letter	20201518 1	9/28/2020 https://edocs.deq.nc.gov
Wanucha	Jeff Hemphill	07/20/2021	BR-0108	Raleigh Letting	11	Wilkes	SR 2418 BRIDGE 4 REPLACE BRIDGE 4 OVER LITTLE HUNTING CREEK.	No Files found in Laserfiche	20201519 1	9/28/2020 https://edocs.deq.nc.gov
Ward	Jason Dilday	09/21/2021	B-4926	DDRL	2	Lenoir	NEUSE RIVER - REPLACE BRIDGE NO. 20 AND 34 OVER NEUSE RIVEROVERFLOW ON NC 55	Laserfiche Files: Previous NW 6	20181733 2	9/28/2020 https://edocs.deq.nc.gov
Ward	Deanna Riffey	09/21/2021	B-5614	Raleigh Letting	2	Beaufort	REPLACE BRIDGE 9 OVER BLOUNTS CREEK ON SR 1112	No Files found in Laserfiche	20201520 1	9/28/2020 https://edocs.deq.nc.gov
Ward	Deanna Riffey	05/18/2021	B-5619	Raleigh Letting	2	Lenoir	REPLACE BRIDGE 52 OVER NEUSE RIVER AND REPLACE BRIDGE 152 OVER NEUSE RIVER OVERFLOW ON SR 1389 (HARDY BRIDGE ROAD)	No Files found in Laserfiche	20201521 1	9/28/2020 https://edocs.deq.nc.gov
Ward	Deanna Riffey	09/21/2021	BR-0004	Raleigh Letting	2	Beaufort	BRIDGE 060066 ON US 264 OVER PUNGO RIVER	No Files found in Laserfiche	20201522 1	9/28/2020 https://edocs.deq.nc.gov

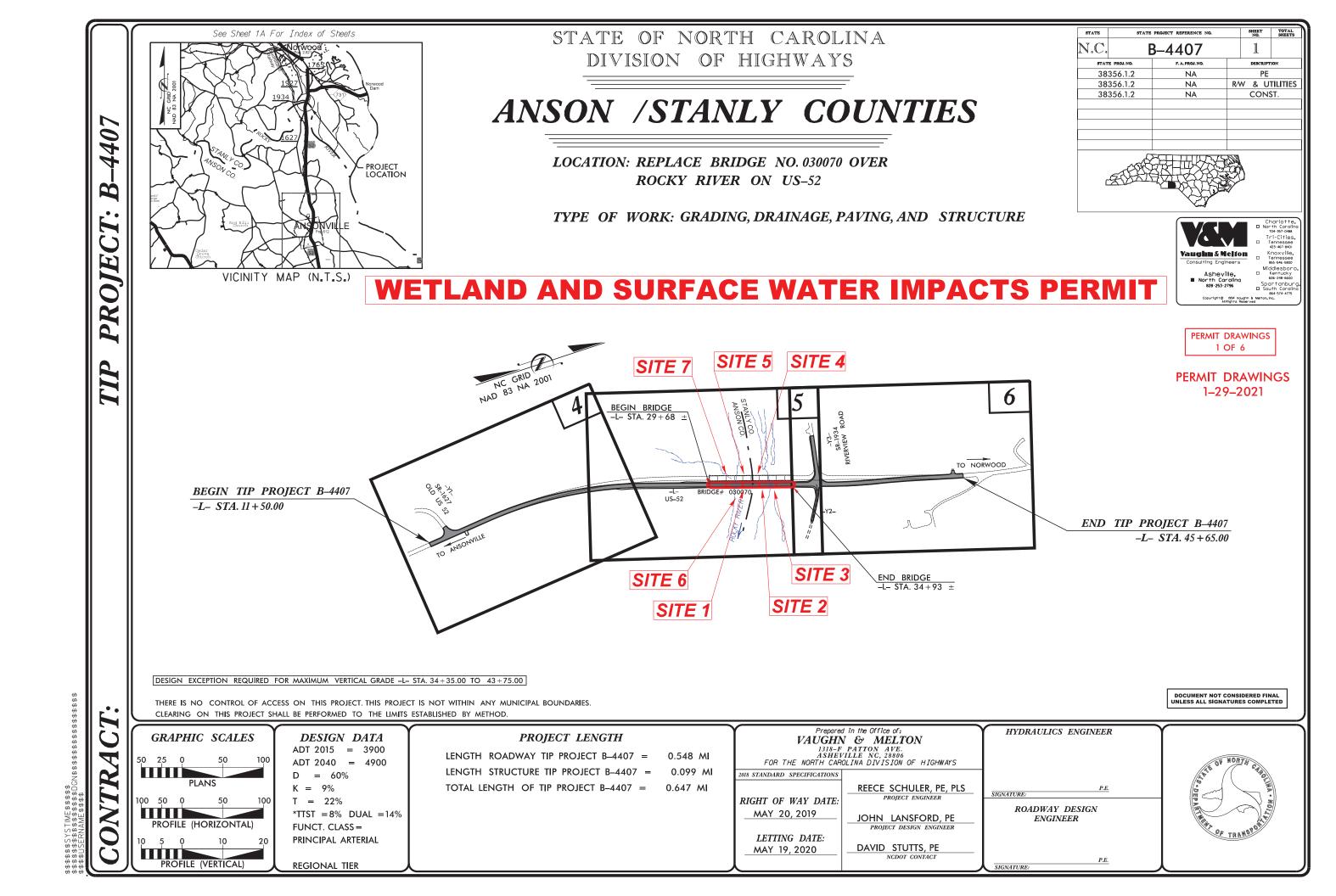
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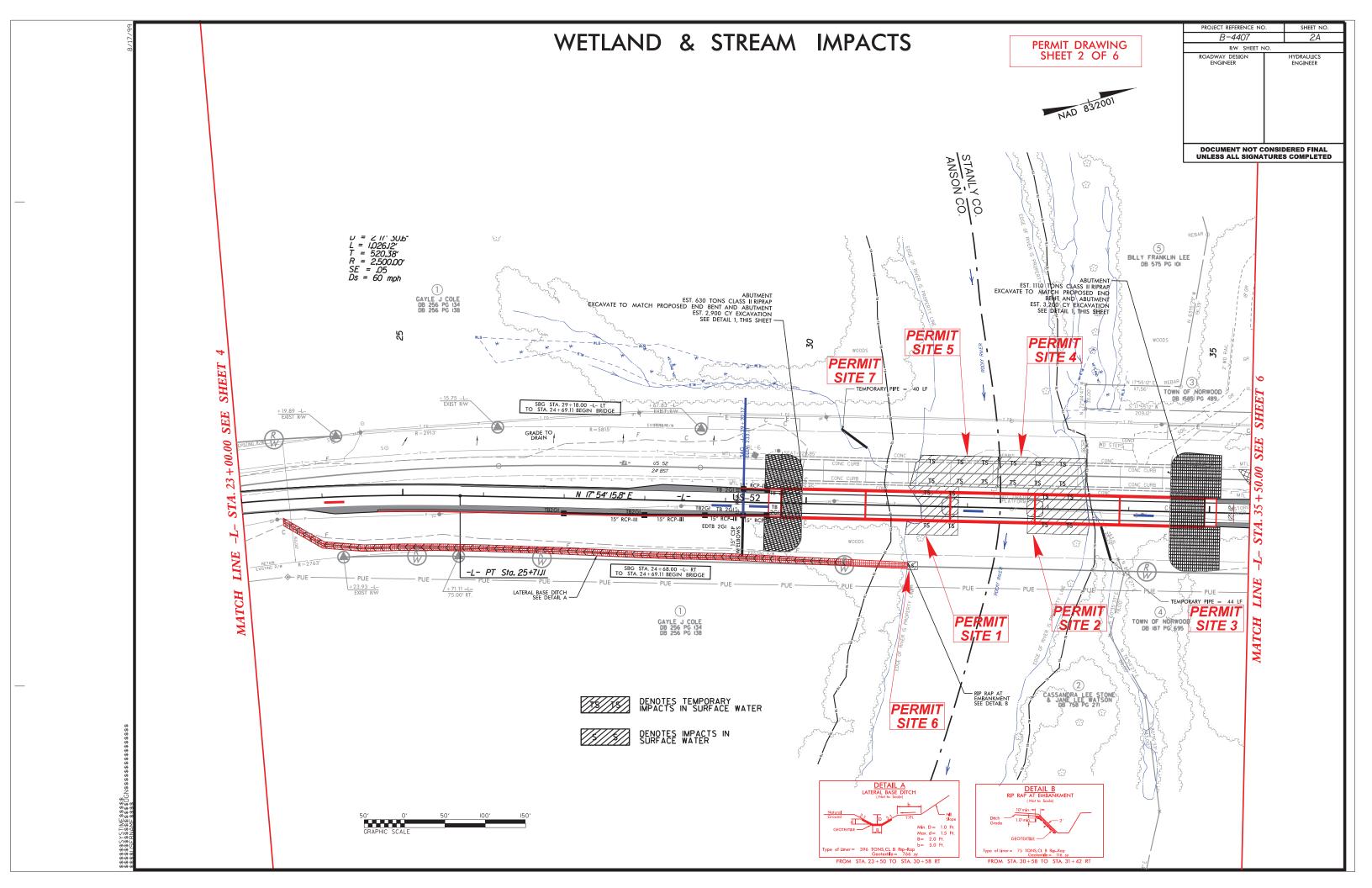
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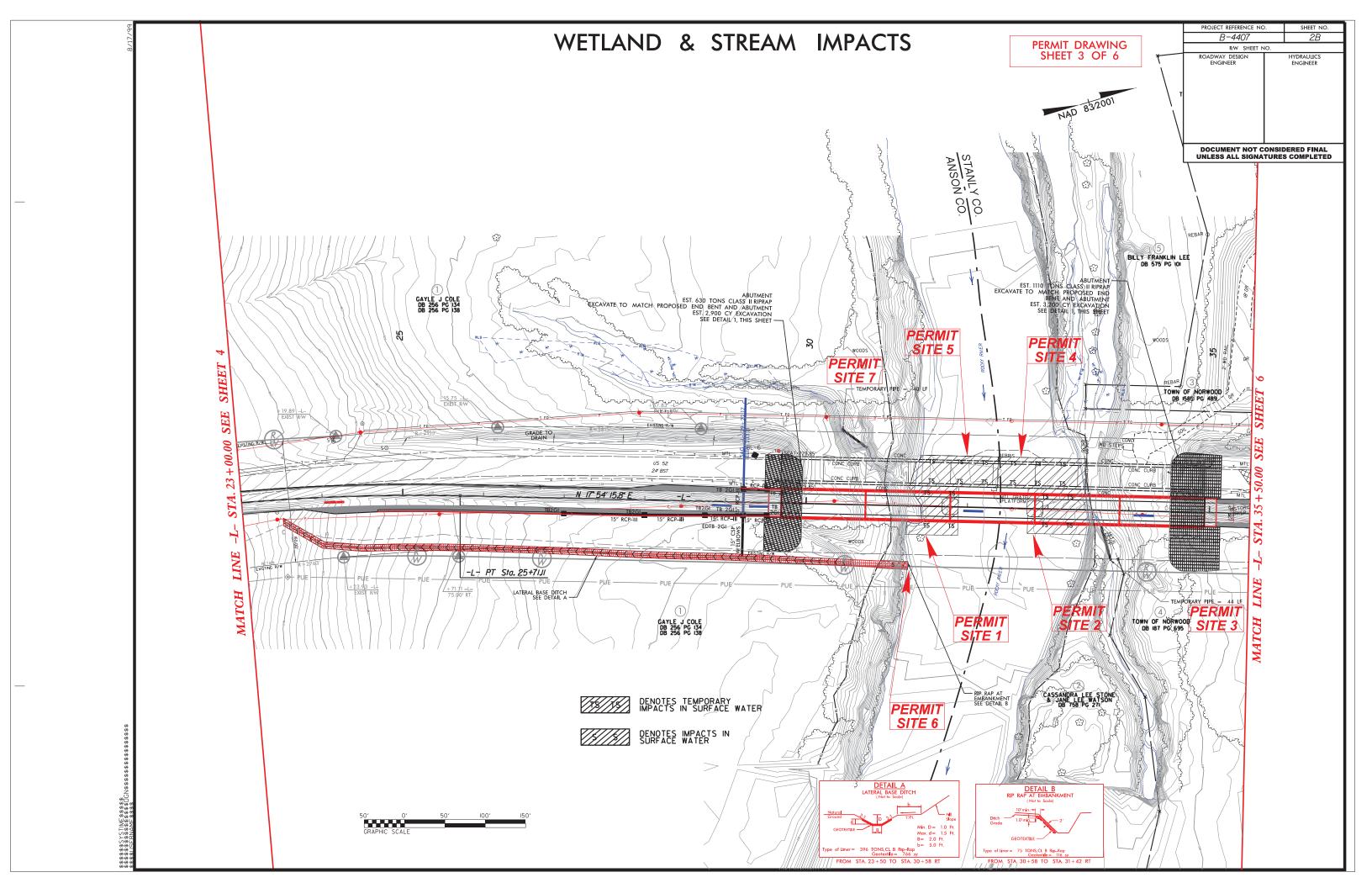
Highway – – Stormwate (Version 2.08; Released A	April 2018)			Hi	ghway Stormw RMWATER MAN FOR NCDOT F	IAGEMENT PLAN PROJECTS	on					
WBS Element:	38356.1.2	TIP No.:	B-4407			Stanly Anson				Page	1	of 3
					eneral Project	Information	-					
WBS Element:		38356.1.2		TIP Number:	B-4407	1	Project		Bridge Replacement	C	Date:	1/29/2021
NCDOT Contact:		Tierre Peterson				Contractor / Desig		Jon Ford, F				
	Address:	1000 BIRCH RID RALEIGH, NC 27					Address:	1800E Ass Charlotte, I	sociates Lane NC 28217			
	Phone:	919-707-6488				I	Phone:	704-357-04	488			
	Email:	trpeterson@ncdo	t.gov			Ī	Email:					
City/Town:			Norwood/Wa	adesboro, NC		County(ies):	Sta	nly	Anson			
River Basin(s):		Yadkin-F	ee Dee			CAMA County?	N	0	No			
Wetlands within Proj	ject Limits?	No										
					Project Desc	cription						
Project Length (lin. r	niles or feet):	0.55	Ailes	Surrounding L	Land Use:	Undeveloped						
				Proposed Projec	:t				Existing S	ite		
Project Built-Upon A	rea (ac.)		2.3		ac.			2.0	ac.			
Annual Avg Daily Tra General Project Narr (Description of Minir Quality Impacts)	ative:	undivided facility of maintaining the ex require ditch reali project to reduce Sensitive Watersl	he replacement of consisting of 12-f kisting. Jurisdicti gnment and the a water velocities in heds (DSSW) cri	oot travel lanes. Ti ional features includ addition of new drai nto wetlands and ju teria for jurisdiction	pe 70 on US-52 of he proposed typ ding wetlands ar inage systems to urisdictional strea nal streams flowi	ical section retains and a crossing of Roo o convey runoff at th ams. The Sedimen ng into the Yadkin-F	the 2-lane facil cky River are p le ends of the p t and Erosion C Pee Dee. DSS	f roadway in ity with a ne resent within proposed bri Control Plan SW designat	4100 nprovements. The exis w alignment to allow th n project limits. The pr idge. Rip Rap pads we for B-4407 has been d tion requires special pr ented throughout B-440	ne construct oposed road are used at p lesigned us ocedures to	ion of the dway impr pipes outh ing Desigr be follow	a 2-lane new bridge while rovements will ets throughout the n Standards for red for
					Waterbody Inf							
Surface Water Body	(1):		SG - Ro	1		NCDWR Stream II				13-17		
NCDWR Surface Wat	ter Classification fo	r Water Body		Primary Classific Supplemental Cla		Class None						
Other Stream Classi	fication:	No	None									
Impairments:		No	ne									
Aquatic T&E Species	s?	No	Comments:									
NRTR Stream ID:		SG						Buffer Ru	les in Effect:			N/A
Project Includes Brid	dge Spanning Wate	r Body?	Yes	Deck Drains Disc	charge Over Bu	iffer?	No	Dissipator	r Pads Provided in Bu	uffer?		N/A
Deck Drains Dischar	ge Over Water Bod	y?	No	(If yes, provide	e justification in	the General Project	Narrative)	(If yes, o	describe in the General	l Project Na	rrative; if i	no, justify in the
	le justification in the		arrative)	1					General P	roject Narra	ative)	

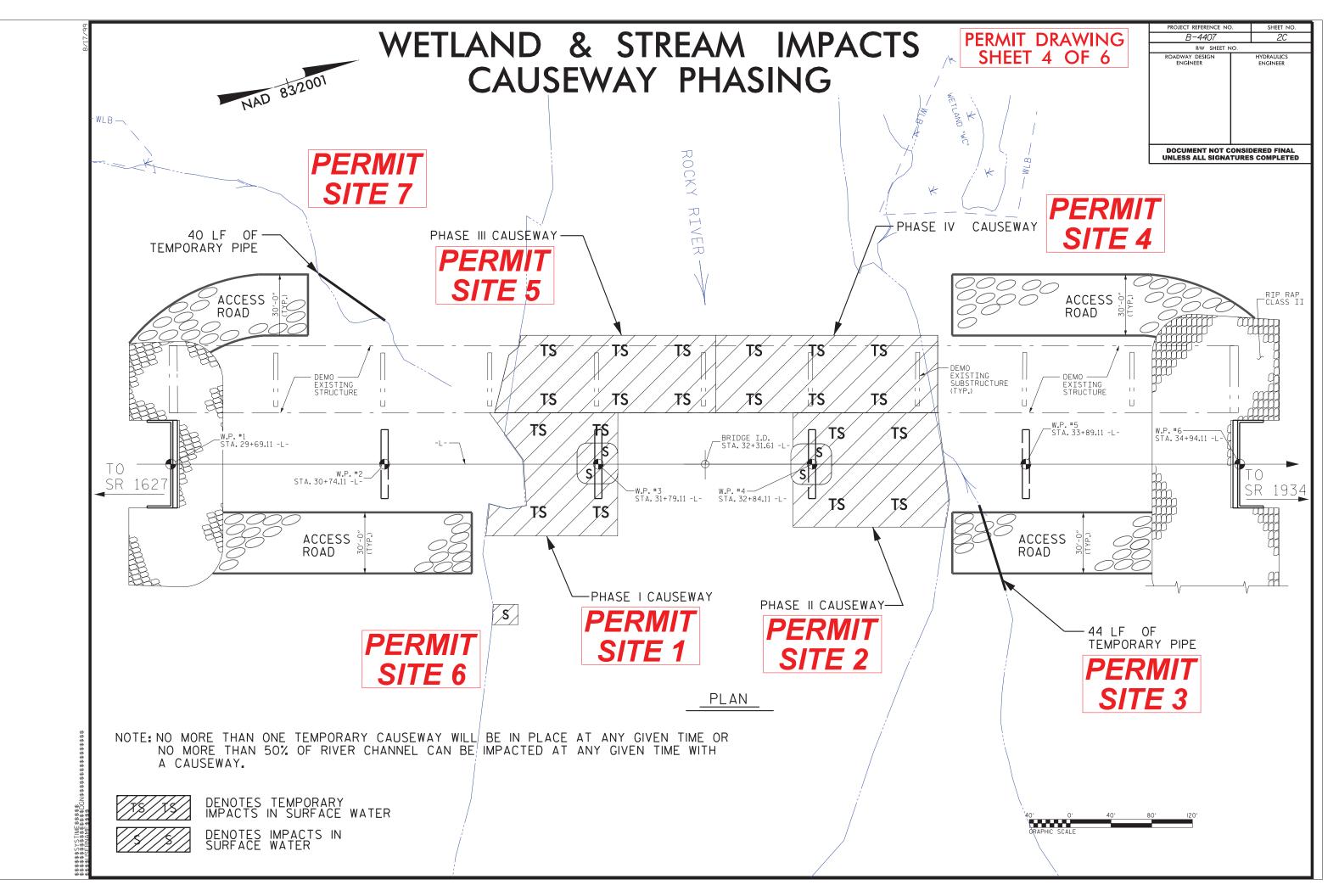
Version 2.08; Released April 2018)			North Carolina Departm Highway Stormw STORMWATER MAN FOR NCDOT F	ater Program IAGEMENT PLAN	on				A PARTING	OF RANGO OF
WBS Element: 38356.1.2	TIP No.:	B-4407	County(ies):	Stanly Anson			Page	2	of	3
			Additional Waterbo	dy Information						
Surface Water Body (2):		SF - UT to I	Rocky River	NCDWR Stream In	idex No.:		13-17			
NCDWR Surface Water Classification fo	r Water Body		Primary Classification:	Class	С					
NODWIN Surface Water Glassification is	i water body		Supplemental Classification:	None	;					
Other Stream Classification:	Nor	ne								
Impairments:	Nor	ne								
Aquatic T&E Species?	No	Comments:								
NRTR Stream ID:	SF					Buffer Rules in Effect:				
Project Includes Bridge Spanning Wate	r Body?	No	Deck Drains Discharge Over Bu	iffer?	Dissipator Pads Provided in Buffer? N/A					
Deck Drains Discharge Over Water Bod	y?	N/A	(If yes, provide justification in	(If yes, provide justification in the General Project Narrative) (If yes, describe in the Gene						n the
(If yes, provide justification in the	General Project Na	irrative)	General Project Narrative)							
Surface Water Body (3):		SH - UT to	Rocky River	NCDWR Stream In	idex No.:		13-17		-	
NCDWR Surface Water Classification fo	r Water Body		Primary Classification:	Class	С					
Nobwit Surface Water Classification in	i water body		Supplemental Classification:	None						
Other Stream Classification:	Nor	ne								
Impairments:	Nor	ne								
Aquatic T&E Species?	No	Comments:								
NRTR Stream ID:	SH					Buffer Rules in Effect:				
Project Includes Bridge Spanning Wate	r Body?	No	Deck Drains Discharge Over Bu		N/A	Dissipator Pads Provided		N/A		
Deck Drains Discharge Over Water Bod	y?	N/A	(If yes, provide justification in	the General Project	Narrative)	(If yes, describe in the Ge	,	,	o, justify i	n the
(If yes, provide justification in the	General Project Na	irrative)				Gene	eral Project Nar	rative)		

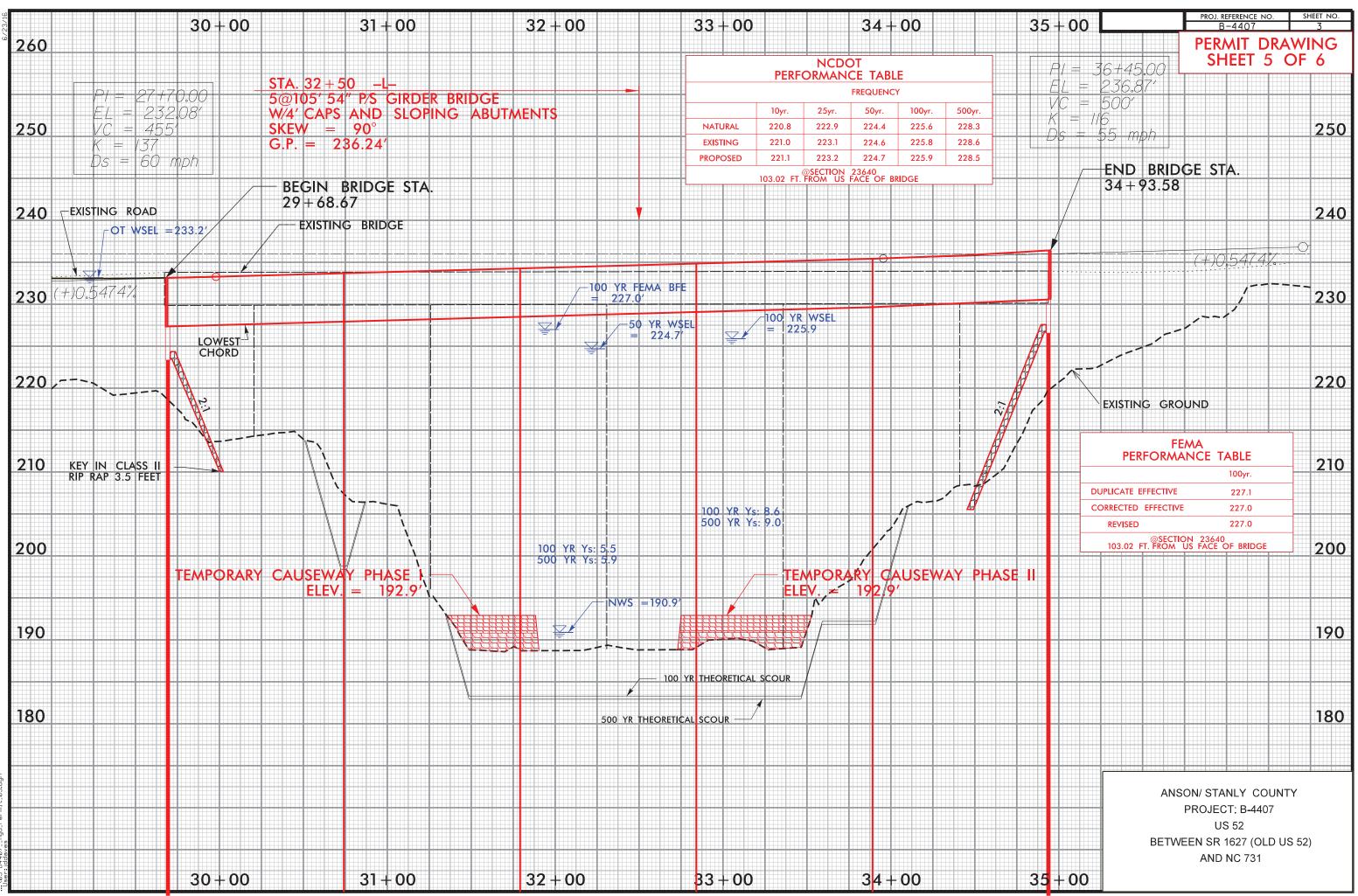
	eleased April 2018)					STORMV	way Stormwater Pr VATER MANAGEMI FOR NCDOT PROJECT	ENT PLAN							Partition or manifestion
	WBS Element:	: 38356.1.2	TIP No.:	B-4407		County(ies):	Stanly Anson					Page	3	of	3
							Swales								
	tation & Coordinates Road and Non Road Projects)	Surface Water Body	Base Width (ft)	Front Slope (H:1)	Back Slope (H:1)	Drainage Area (ac)	Recommended Treatm't Length (ft)	Actual Length (ft)	Longitudinal Slope (%)	Q2 (cfs)	V2 (fps)	Q10 (cfs)	V10 (fps)	Rock Checks Used	BMP Associated w/ Buffer Rules?
5	Sta. 12+00 -L1- Rt. Sta. 14+50 -L1- Rt.	(1)SG - Rocky River	2.0	6.0	4.0	0.5	50	250	0.49%			1.3		No	No
4	Sta. 14+50-L1- Rt. Sta. 20+00 -L1- Rt.	(1)SG - Rocky River	0.0	6.0	4.0	1.0	100	550	1.49%			4.0		No	No
4	Sta. 20+00 -L1- Rt. Sta. 21+50 -L1- Rt.	(1)SG - Rocky River	0.0	6.0	5.0	1.3	130	150	2.77%			5.0		No	No
4	Sta. 21+50 -L1- Rt. Sta. 23+50 -L1- Rt.	(1)SG - Rocky River	0.0	6.0	4.0	1.7	170	200	2.76%			6.9		No	No
5	Sta. 23+50 -L1- Rt. Sta. 30+57 -L1- Rt.	(1)SG - Rocky River	2.0	2.0	2.0	3.1	310	707	4.10%			9.6		No	No
6	Sta. 37+74 -L1- Rt. Sta. 38+50 -L1- Rt.	(1)SG - Rocky River	0.0	6.0	4.0	0.9	87	76	4.22%			2.8		No	No
6	Sta. 38+50 -L1- Rt. Sta. 39+00 -L1- Rt.	(1)SG - Rocky River	0.0	6.0	2.0	0.9	87	50	4.68%			2.8		No	No
6	Sta. 39+00 -L1- Rt. Sta. 42+50 -L1- Rt.	(1)SG - Rocky River	0.0	6.0	4.0	0.5	47	350	4.45%			2.1		No	No
6	Sta. 42+50 -L1- Rt. Sta. 45+00 -L1- Rt.	(1)SG - Rocky River	0.0	6.0	6.0	0.5	47	250	3.99%			2.1		No	No
4	Sta. 13+50 -L1- Lt. Sta. 14+50 -L1- Lt.	(1)SG - Rocky River	0.0	6.0	6.0	0.2	19	100	0.71%			0.8		No	No
4	Sta. 14+50 -L1- Lt. Sta. 16+00 -L1- Lt.	(1)SG - Rocky River	0.0	6.0	4.0	0.5	47	150	0.43%			1.4		No	No
4	Sta. 16+00 -L1- Lt. Sta. 17+50 -L1- Lt.	(1)SG - Rocky River	0.0	6.0	4.0	1.0	95	150	1.17%			2.5		No	No
4	Sta. 17+50 -L1- Lt. Sta. 22+50 -L1- Lt.	(1)SG - Rocky River	0.0	6.0	4.0	1.9	191	500	2.48%			4.7		No	No
6	Sta. 37+50 -L1- Lt. Sta. 40+00 -L1- Lt.	(1)SG - Rocky River	2.0	6.0	4.0	3.0	298	250	5.81%			6.1		No	No
6	Sta. 40+00 -L1- Lt. Sta. 41+50 -L1- Lt.	(1)SG - Rocky River	0.0	6.0	4.0	1.9	186	150	5.42%			2.4		No	No
6	Sta. 43+00 -L1- Lt. Sta. 44+00 -L1- Lt.	(1)SG - Rocky River	0.0	6.0	5.0	1.4	141	100	4.63%			1.9		No	No
		-													
		-													
						A	Additional Commer	its							











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						URACE WA					DAOTO	
		1		VVE	TLAND IMP	ACTS			SURFACE	WATER IM		
Site	Station	Structure	Permanent Fill In	Temp. Fill In	Excavation in	Mechanized Clearing	Hand Clearing in	Permanent SW	Temp. SW	Existing Channel Impacts	Existing Channel Impacts	Natural Stream
No.	(From/To)	Size / Type	Wetlands (ac)	Wetlands (ac)	Wetlands (ac)	in Wetlands (ac)	Wetlands (ac)	impacts (ac)	impacts (ac)	Permanent (ft)	Temp. (ft)	Design (ft)
1	-L- 31+24 / 31+89 RT	Causeway							0.07		30	
2	-L- 32+75 / 33+50 RT	Causeway							0.09		*	
3	-L- 33+66 / 33+79 RT	Temporary Pipe							< 0.01		44	
4	-L- 32+37 / 33+46 LT	Causeway							0.10		30	
5	-L- 31+28 / 32+37 LT	Causeway							0.09		*	
6	-L- 30+89 / 31+28 RT	Ditch Outlet - Bank Stabilization						< 0.01		10		
7	-L- 30+42 / 30+74 RT	Temporary Pipe							< 0.01		40	
OTAL	S*·							< 0.01	0.34	10	144	0
OTES The 3 ent 2<		tual impacts causeways overlap with sites 1 an	d 4 respective	ely.					NC DEI	PARTMENT O DIVISION OF 1/29/ STANLY B-4	F HIGHWAY 2021 /ANSON	

Freshwater Mussel Survey Report

Bridge No. 70 over Rocky River on US-52 TIP # B-4407 WBS: 38356.1.2

Anson/Stanly County Line, North Carolina



NORTH CAROLINA DEPARTMENT OF TRANSPORTATION Environmental Analysis Unit

> NCDOT Contact: Matt Haney 919-707-6122; mmhaney@ncdot.gov

> > October 2018

FRESHWATER MUSSEL SURVEY REPORT

PROJECT: Protected species survey report for the Carolina Heelsplitter (*Lasmigona decorata*), Atlantic Pigtoe (*Fusconaia masoni*), and Brook Floater (*Alasmidonta varicosa*) for the proposed US-52 bridge replacement over Rocky River within the Yadkin-Pee Dee River Basin on the Anson/Stanly county line. WBS: 38356.1.1, TIP No. B-4407.

REPORT BIOLOGISTS: Joseph D. Alderman and John M. Alderman

The North Carolina Department of Transportation proposes to replace Bridge No. 70 over Rocky River (Stream Index No. 13-17) on the Anson/Stanly county line (Figures 1 and 2).

The Carolina Heelsplitter is federally listed Endangered by the United States Fish & Wildlife Service (USFWS). The Carolina Heelsplitter exists from the Savannah River Basin in South Carolina to the Pee Dee River Basin in North Carolina. The USFWS documents Union County as part of the current Carolina Heelsplitter range.

The Carolina Heelsplitter's preferred habitats include low to higher gradient, stable banked streams with relatively silt free substrates. Coarser substrates, including cobble, boulder, and bedrock, are usually present within an occupied stream reach. The best populations have been found in higher water quality, well-oxygenated streams. In general, woodland dominates the landscape. Carolina Heelsplitter records exist in first order streams up to main channels of large rivers.

The Atlantic Pigtoe is a federal At-Risk Species (USFWS) and is a native Southeast Atlantic Slope freshwater mussel species. The USFWS may list this species as endangered or threatened during 2018. The Atlantic Pigtoe has records from the Altamaha River Basin in Georgia to the James River Basin in Virginia. The USFWS documents Union County as part of the current Atlantic Pigtoe range.

The Atlantic Pigtoe normally requires clean sand and pea gravel substrates and circumneutral pH water. The highest densities recorded for this species existed in silt free, unconsolidated coarse sand and pea gravel within "run" stream reaches. The best populations have been documented from North Carolina Division of Water Resources Outstanding Resource Waters (ORW) stream reaches or within streams potentially suitable for such designations.

The Brook Floater is a federal At-Risk Species (USFWS) and is a native Atlantic Slope freshwater mussel species. The USFWS may list this species as endangered or threatened during 2018. The Brook Floater has records from Canada to the Savannah River Basin in Georgia and South Carolina. The USFWS documents Anson County as part of the current Brook Floater range.

The Brook Floater normally requires clean sand and pea gravel substrates and circumneutral pH water. The highest densities recorded for this species existed in silt free, unconsolidated coarse sand and pea gravel within "run" stream reaches.

Prior to conducting in-stream surveys, reviews of the April 2018 North Carolina Natural Heritage Program (NCNHP), NC Museum of Natural Sciences, Alderman Environmental Services, Inc. (AES), Philadelphia Academy of Natural Sciences (ANSP), and Ohio State University Museum of Biodiversity databases were conducted to determine if there were any records of rare mussels within the proposed project study area or receiving waters. This review indicated that the closest occurrence of the Carolina Heelsplitter (documented in 2016) is within Goose Creek, a tributary of the Rocky River in Union County (NCNHP). This occurrence is >44 stream miles upstream from the project site. Records from 1998 for the Atlantic Pigtoe exist in Goose Creek in Union County, which is >44 stream miles upstream from the project area (NCNHP). Ohio State University records for the Brook Floater (listed as *A. robusta* within their database) from 1968 exist within the Rocky River >22 stream miles upstream from the project area. Since past field records for Brook Floater and Carolina Elktoe (*A. robusta*) have often been confused, we have lumped all records for these species under Brook Floater for this report.

The North Carolina Department of Environmental Quality (NCDEQ) records numerous NPDES permits within the Rocky River Subbasin. The closest discharge point is just downstream from the NC-52 bridge crossing. This discharge is a minor point source for the Town of Norwood. The lower Rocky River is a Class C stream, and is on the NCDEQ 303(d) list of impaired streams, due to excessive copper and turbidity. The Pee Dee River is the next major confluence with Rocky River, which is over four stream miles downstream from the project area. No dams exist within the Rocky River between the project site and Goose Creek, a known Carolina Heelsplitter and Atlantic Pigtoe stream.

Alderman Environmental Services, Inc. biologists Joseph D. Alderman (USFWS Permit No. TE28597A-1), John M. Alderman (North Carolina Wildlife Resources Commission Permit No. 18-ES00009 and USFWS Permit No. TE065756-3), Logan Williams, and John Fridell (both designated sub-permittees on John Alderman's NCWRC permit) completed a mussel survey at the site on 19 June 2018 within 100+ meters upstream and 400+ meters downstream from the project stream crossing (Figures 1 and 2). Using visual and tactile searches, 5.5 person-hours were required to complete the survey within this relatively rural area of Anson and Stanly counties. Stream widths were up to 65 meters, and bank height was up to six meters. The river was low and slightly turbid. The surveyed reach canopy was mostly open, and wooded buffers were wide. Silt and sand were the dominant substrates with clay, gravel, pebble, boulder, organics, and mud present. Banks were undercut and eroded in places. There was no evidence of beavers in the surveyed reach.

Four species of freshwater mussels were documented: Eastern Elliptio (*Elliptio complanata*) – 6 live, Creeper (*Strophitus undulatus*) – 1 shell, Carolina Lance (*Elliptio angustata*) – 3 live, and Eastern Creekshell (*Villosa delumbis*) – 1 live, gravid female.

Elimia catenaria, a freshwater snail, was observed. The Asian Clam (*Corbicula fluminea*) was present.

Biological Conclusion

The Creeper and Eastern Creekshell are close species associates of the Carolina Heelsplitter. Since these species are present within the project area and since there are recent records for the Carolina Heelsplitter within the Rocky River Subbasin, the biological conclusion is "May Affect, Not Likely to Adversely Affect" the Carolina Heelsplitter if adequate erosion and sedimentation control methods are employed during project activities.

Since the most recent Atlantic Pigtoe and Brook Floater records from the Rocky River Subbasin are 24 years old and Atlantic Pigtoe and Brook Floater habitat in the project area is limited, the biological conclusion is "No Effect" for these two species.

References

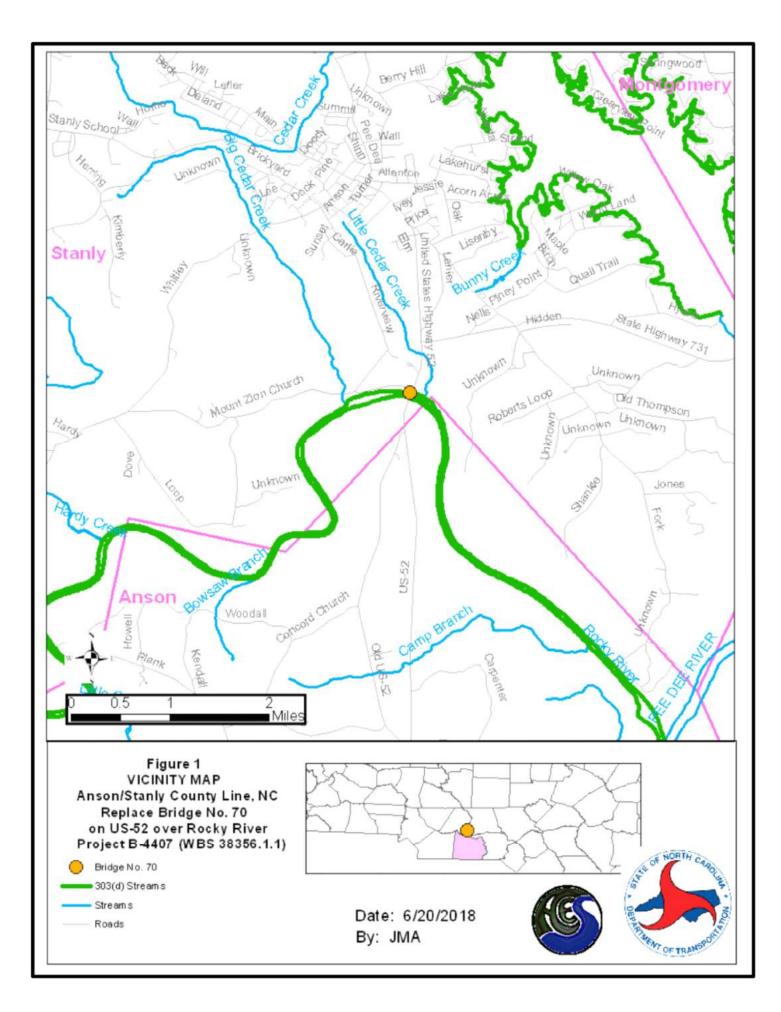
North Carolina Museum of Natural Sciences. 2017. October 2017 online database search.

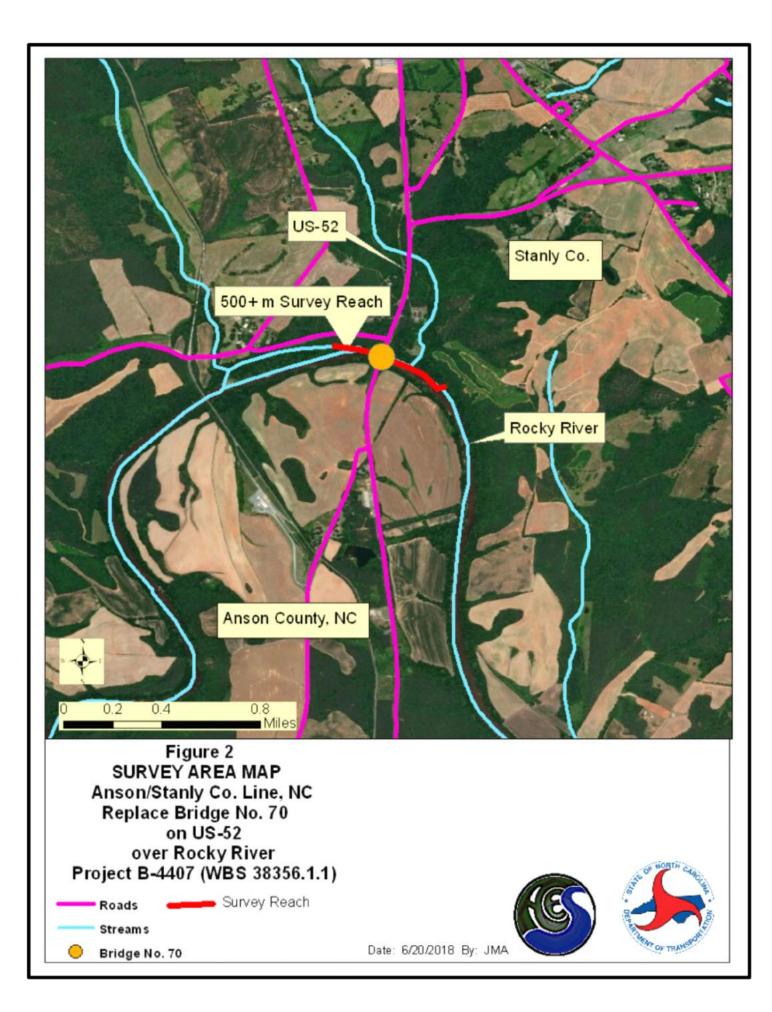
North Carolina Natural Heritage Program. 2018. April 2018 Database.

North Carolina Department of Environmental Quality. 2016. Final 2016 Category 5 Assessments – 303(d) List.

Ohio State University Museum of Biodiversity. 2018 online database search.

Philadelphia Academy of Natural Sciences. 2015 online database search.







STATE OF NORTH CAROLINA DEPARTMENT OF TRANSPORTATION

ROY COOPER GOVERNOR J. ERIC BOYETTE Secretary

DATE:	January 26, 2021
TO:	Erin Cheely, Environmental Program Consultant Environmental Coordination & Permitting Group Western, EAU
FROM:	Chris Manley, Environmental Program Consultant Biological Surveys Group, EAU
SUBJECT:	Section 7 survey results for the northern long-eared bat (<i>Myotis septentrionalis</i>) associated with the replacement of Bridge 70 over Rocky River on US 52 in Anson and Stanly Counties, TIP No. B-4407 .

The North Carolina Department of Transportation (NCDOT, Division 10) proposes to replace Bridge No. 70 over Rocky River on US 52 in Anson and Stanly Counties, TIP No. B-4407. The replacement structure will be a five-span (5@105'63") bridge approximately 525 feet long providing a minimum 32' clear deck width. The existing structure contains reinforced concrete deck girders, abutments, and bents. The guardrail is also constructed of concrete.

The project to replace Bridge No. 70 has been reviewed for effects on the northern longeared bat (NLEB). As of May 4, 2015, NLEB is listed by the U.S. Fish and Wildlife Service (USFWS) as "Threatened" under the Endangered Species Act of 1973. As of July 17, 2020, NLEB is listed by USFWS (<u>http://www.fws.gov/raleigh/species/cntylist/nc counties.html</u>) as "probable/potential" in Stanly County. The NLEB is not listed for Anson County.

According to the North Carolina Natural Heritage Program (NHP) Biotics Database, most recently updated October 2020, **there are no known hibernacula within 25 miles of the project and no known NLEB roost trees occur within 150 feet of the project area**.

NCDOT has also reviewed the USFWS Asheville Field office website (http://www.fws.gov/asheville/htmls/project_review/NLEB_in_WNC.html) for consistency with NHP records. This project is located entirely outside of the red highlighted areas (12-digit HUC) that the USFWS Asheville Field Office has determined to be representative of an area that may require consultation. The closest 12 digit (030501010502) red HUC is approximately 109 miles to the northwest (Johns River) in Avery County.

Telephone: (919) 707-6000 *Fax:* (919) 250-4224 *Customer Service:* 1-877-368-4968

Website: www.ncdot.gov

On July 24, 2019, NCDOT biologist assessed Bridge No. 70 for potential NLEB habitat. Suitable roosting crevices were present on the structure, but no evidence (bats, guano, or staining) of bats was observed.

Based on the lack of evidence of bats on the bridge, no known roost trees within 150 feet of the project area, and being 109 miles to the closest 12 digit red HUC, NCDOT recommends a Biological Conclusion of **NO EFFECT** for the NLEB.

Final design and environmental impacts information will be provided in the permit application.

If you need any additional information, please contact Chris Manley at 919-707-6135.

Catawba Indian Nation Tribal Historic Preservation Office 1536 Tom Steven Road Rock Hill, South Carolina 29730

Office 803-328-2427 Fax 803-328-5791



January 15, 2020

Attention: David Stutts NC Department of Transportation 1581 Mail Service Center Raleigh, NC 27699

Re. THPO #Project #Project Description2020-193-64B-4407Replacement of Bridge No. 70 on US 52 over Rocky River In Stanly, Anson County

Dear Mr. Stutts,

The Catawba have no immediate concerns with regard to traditional cultural properties, sacred sites or Native American archaeological sites within the boundaries of the proposed project areas. However, the Catawba are to be notified if Native American artifacts and / or human remains are located during the ground disturbance phase of this project.

If you have questions please contact Caitlin Rogers at 803-328-2427 ext. 226, or e-mail caitlinh@ccppcrafts.com.

Sincerely,

Cattle Rogers for

Wenonah G. Haire Tribal Historic Preservation Officer