

STATE OF NORTH CAROLINA DEPARTMENT OF TRANSPORTATION

PAT L. MCCRORY GOVERNOR ANTHONY J. TATA SECRETARY

July 25, 2013

Wilmington Regulatory Field Office US Army Corp. of Engineers 69 Darlington Avenue Wilmington, NC 28403

ATTN: Brad Shaver NCDOT Coordinator

Dear Sir:

Subject: Application for Section 404 Nationwide Permit 6 and Section 401 Water Quality Certification for the proposed installation of a non-production drilled pier foundation to complete static axial load testing prior to the proposed replacement of the US 17-74-76/NC 133 bridge over the Brunswick River, Brunswick County. Federal Aid Project No. NHS-0017(68); TIP No. R-3601.

Reference: R-3601 Nationwide Permit 23 application, submitted May 1, 2013

Please find enclosed a Pre-Construction Notification (PCN) form and drawing for the above referenced activity. The North Carolina Department of Transportation (NCDOT) proposes to complete Osterberg cell load testing on a non-production drilled pier foundation for the replacement bridge over the Brunswick River as part of project R-3601. This pier will be placed at a non-bent location and removed down to the existing riverbed after approximately three months. All impacts related to the test pier will be contained within a 10 foot diameter area (78.5 square feet).

The proposed design-build let date for this project is November 19, 2013, which means that the project can commence by that date if all permits have been received.

Regulatory Approvals

<u>Section 404 Permit</u>: The NCDOT requests that these activities be authorized by a Nationwide Permit 6.

TELEPHONE: 919-707-6000 FAX: 919-212-5785 WEBSITE: WWW.NCDOT.ORG <u>Section 401 Permit</u>: We anticipate 401 General Certification number 3883 will apply to this project. All general conditions of the Water Quality Certification will be met; therefore no written concurrence is requested.

A copy of this permit application will be posted on the NCDOT Website at: https://connect.ncdot.gov/resources/Environmental/

PAT.L. MCCRORY

Thank you for your assistance with this project. If you have any questions or need additional information, please contact Amy James at aejames2@ncdot.gov or (919) 707-6129.

Sincerely,

E.f. Lusk



Gregory J. Thorpe, Ph.D., Manager Project Development and Environmental Analysis Unit

cc: NCDOT Permit Application Standard Distribution List





Office Use Only: Corps action ID no. _____

DWQ project no. _____

Form Version 1.3 Dec 10 2008

	Pre-Construction Notification (PCN) Form						
Α.	Applicant Information						
1.	Processing						
1a.	Type(s) of approval sought from Corps:	the	Section 404 Permit Sect	ion 10 Permit			
1b.	Specify Nationwide Permit (NWP) number: 6	or General Permit (GF) number:			
1c.	Has the NWP or GP number bee	en verified b	by the Corps?	🛛 Yes	🖾 No		
1d.	Type(s) of approval sought from	the DWQ (check all that apply):	1			
	A01 Water Quality Certificatio	n – Regula	r 🗌 Non-404 Jurisdiction	al General Perm	it		
	401 Water Quality Certificatio	n – Expres	s 🗌 Riparian Buffer Autho	orization			
1e.	Is this notification solely for the rebecause written approval is not r	ecord equired?	For the record only for DWQ 401 Certification:	For the record	only for Corps Permit:		
			🛛 Yes 🗌 No	🗌 Yes	🖾 No		
1f.	f. Is payment into a mitigation bank or in-lieu fee program proposed for mitigation of impacts? If so, attach the acceptance letter from mitigation bank or in-lieu fee program.			🛛 No			
1g.	g. Is the project located in any of NC's twenty coastal counties. If yes, answer 1h Yes INO below.				🗌 No		
1h.	Is the project located within a NC	DCM Area	of Environmental Concern (AEC)?	⊠ Yes	🗌 No		
2.	Project Information						
2a.	Name of project:	Installatio	n of drilled pier for static axial load te	est (Osterberg ce	II method)		
2b.	County:	Brunswic	κ				
2c.	Nearest municipality / town:	Leland					
2d.	Subdivision name:	not applic	able				
2e.	NCDOT only, T.I.P. or state project no:	R-3601					
3.	Owner Information						
За.	Name(s) on Recorded Deed:	North Car	olina Department of Transportation				
3b.	Deed Book and Page No.	not applicable					
3c.	Responsible Party (for LLC if applicable):	not applicable					
3d.	Street address:	1598 Mai	Service Center				
3e.	City, state, zip:	, state, zip: Raleigh, NC 27699-1598					
3f.	Telephone no.:	(919) 707	-6129				
3g.	Fax no.:	(919) 212	-5785				
3h.	. Email address: aejames2@ncdot.gov						

4.	Applicant Information (if different from owner)				
4a.	Applicant is:	Agent Other, specify:			
4b.	Name:	not applicable			
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	n (if applicable)			
5a.	Name:	not applicable			
5b.	Business name (if applicable):				
5c.	Street address:				
5d.	City, state, zip:				
5e.	Telephone no.:				
5f.	Fax no.:				
5g.	Email address:				

в.	B. Project Information and Prior Project History							
1.	Property Identification							
1a.	Property identification no. (tax PIN or parcel ID):	not applicable	9					
1b.	Site coordinates (in decimal degrees):	Latitude: 34.2 (DD.DDD	34246 DDD)	Longitude: - 77.986229 (-DD.DDDDDD)				
1c.	Property size:	71 acres (enti	ire project)					
2.	Surface Waters							
2a.	Name of nearest body of water (stream, river, etc.) to proposed project:	Brunswick Riv	ver					
2b.	Water Quality Classification of nearest receiving water:	SC						
2c.	River basin:	Cape Fear						
3.	Project Description							
За.	Describe the existing conditions on the site and the general lar application:	nd use in the vio	cinity of the proj	ect at the time of this				
	In the vicinity of the Brunswick River bridge, most of the land is development.	s either undevel	loped marsh lar	nd or residential				
3b.	List the total estimated acreage of all existing wetlands on the	property:						
	129.5 (entire project)							
3c.	List the total estimated linear feet of all existing streams (interm 3,155 (entire project)	nittent and perer	nnial) on the pro	operty:				
3d.	Explain the purpose of the proposed project: To complete static axial load testing (Osterberg cell method) in Brunswick River.	n preparation fo	r replacing the e	existing bridges over the				
3e.	Describe the overall project in detail, including the type of equi A non-production drilled pier will be placed at a non-bent locat months. Test drilled pier construction procedures will match the likely involve a vibratory hammer, cranes, and other bridge built	pment to be use ion in the river a nose proposed f Iding equipmen	ed: and removed af for production d it.	ter approximately three rilled piers, so installation will				
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:	🛛 Yes	🗌 No	Unknown				
4b.	If the Corps made the jurisdictional determination, what type of determination was made?	Preliminar	y 🗌 Final					
4c.	If yes, who delineated the jurisdictional areas? Name (if known): NCDOT (Amy James)	Agency/Cons Other:	ultant Company	<i>!</i> :				
4d.	If yes, list the dates of the Corps jurisdictional determinations of A preliminary JD was received for this part of the project on Oc	or State determi ctober 6, 2008.	nations and att	ach documentation.				
5.	Project History							
5a.	Have permits or certifications been requested or obtained for this project (including all prior phases) in the past?	🛛 Yes	🗌 No	Unknown				
5b.	If yes, explain in detail according to "help file" instructions. A nationwide 23 permit application for the entire R-3601 project	ct was submitted	d on May 1, 201	13.				
6.	Future Project Plans							
6a.	Is this a phased project?	🗌 Yes	🛛 No					
6b.	If yes, explain.							

C. Proposed Imp	acts Inventory								
1. Impacts Summ	ary								
1a. Which sections	1a. Which sections were completed below for your project (check all that apply):								
U Wetlands		Streams - tributaries	🗌 Bu	uffers					
🛛 Open Waters	s 🗌 F	Pond Construction							
2. Wetland Impac	ts								
If there are wetland	impacts proposed	on the site, then com	plete this ques	tion for each wetland a	area impacteo	1.			
2a.	2b.	2c.	2d.	2e.	iation	2f.			
number – Permanent (P) or Temporary (T)	Type of impact	Type of wetland (if known)	Forested	(Corps - 404 DWQ – non-404	, 10 , other)	Area of impact (acres)			
Site 1 🗌 P 🗌 T			☐ Yes ☐ No	Corps					
Site 2			☐ Yes						
Site 3 🗌 P 🗌 T									
Site 4 🗌 P 🗌 T									
Site 5 L P L T									
Site 6 🗌 P 🗌 T			☐ Yes □ No	Corps					
				2g. Total wetlar	nd impacts	X Permanent X Temporary			
2h. Comments:									
3. Stream Impacts	S								
If there are perennia	I or intermittent stu m sites impacted	eam impacts (includi	ng temporary ir	mpacts) proposed on t	he site, then	complete this			
3a.	3b.	3c.	3d.	3e.	3f.	3g.			
Stream impact	Type of impact	Stream name	Perennial	Type of	Average	Impact length			
number - Permanent (P) or			(PER) or intermittent	jurisdiction (Corps - 404, 10	stream width	(linear feet)			
Temporary (T)			(INT)?	DWQ – non-404,	(feet)				
				other)					
Site 1 🗌 P 🗌 T									
Site 2 🗌 P 🗌 T			PER	Corps					
			PER						
Site 4									
Site 5 🗌 P 🗌 T			PER INT	Corps					
Site 6 🗌 P 🗌 T			PER	Corps					
	1	1	3h. T	otal stream and tribu	Itary impacts	X Perm			
3i. Comments:									

4. Open	4. Open Water Impacts									
If there are	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.	4a. 4b. 4c. 4d. 4e.									
Open w	vater	Name of		Typ	o of impoo	+	Watarbad	hu tuno	Area of im	voat (aaraa)
Permanen	nt (P) or	(if applicable)		тур	e or impac	L	Waterbou	iy type	Alea of III	ipaci (acres)
Tempora	ary (T)									
01 🗌 F	י ⊠ ד	Brunswick River		Ter	nporary fill		Tributa	ary	<	0.01
02 🗌 F	р 🗌 Т									
O3 🗌 F	р 🗌 Т									
04 🗌 F	р 🗌 т									
	4f. Total open water impacts 0.0 Permanent <0.01 Temporary									
4g. Comm	ents: 10	ft. diameter (78.5 se	q. ft.)							
5. Pond	or Lake	Construction								
If pond or	lake cons	struction proposed,	then com	nplete	the chart b	pelow.				T
5a.	5b.		5c.	atland	Imposto (c		5d.		to (foot)	5e.
Pond ID	Pro	posed use or	vve	elland impacts (acres)			Silea	un impac		(acres)
number	pur	pose of pond	Flood	led	Filled	Excavat ed	Flooded	Filled	Excavated	Flooded
P1										
P2										
		5f. Total								
5g. Comm	ents:									•
5h. Is a dam high hazard permit required?				ΠY	es	🗌 No	If yes, perr	mit ID no	:	
	5i. Expected pond surface area (acres):									
5i. Expec	ted ponc	l surface area (acre	s):							
5i. Expect 5j. Size c	ted ponc of pond w	I surface area (acre atershed (acres):	s):							

6. Buffer Impacts (for DWQ)								
If project will impac impacts below	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.			☐ Neuse	Tar-Pamlico	Other:			
Project is in which	protected basin?		Catawba	Randleman	—			
6b.	6c.	6d.	6e.	6f.	6g.			
number – Permanent (P) or Temporary (T)	Reason for impact	Stream name	Buffer mitigation required?	Zone 1 impact (square feet)	Zone 2 impact (square feet)			
B1			Yes No					
B2 🗌 P 🗌 T			☐ Yes ☐ No					
ВЗ 🗌 Р 🗌 Т	B3 🗌 P 🗌 T							
	6h. Total buffer impacts							
6i. Comments:								

D. Impact Justification and Mitigation					
1. Avoidance and Minimization					
1a. Specifically describe measures taken to avoid or minimize	e the proposed impacts	in designing project.			
The test pier will be removed to the existing riverbed; refle waterline so that navigation will not be impeded.	ective material will be us	ed on that part of the pier above the			
1b. Specifically describe measures taken to avoid or minimize	e the proposed impacts	through construction techniques.			
NCDOT is negotiating with the National Marine Fisheries of Marine Fisheries to determine an appropriate in-water	Service, NC Wildlife Rework moratorium for the	sources Commission, and NC Division proposed activity.			
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?					
2b. If yes, mitigation is required by (check all that apply):					
Project? Mitigation bank Payment to in-lieu fee program Permittee Responsible Mitigation					
3. Complete if Using a Mitigation Bank					
3a. Name of Mitigation Bank: not applicable					
3b. Credits Purchased (attach receipt and letter)	Туре	Quantity			
3c. Comments:					
4. Complete if Making a Payment to In-lieu Fee Program					
4a. Approval letter from in-lieu fee program is attached.	🗌 Yes				
4b. Stream mitigation requested:	linear feet				
4c. If using stream mitigation, stream temperature:		ol 🗌 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 buffer m	6a. Will the project result in an impact within a protected riparian buffer that requires Suffer mitigation?							
6b. If yes, tl amount	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	Zone6c. Reason for impact6d. Total impact (square feet)Multiplier6e. 							
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. Comme	nts:							

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?	🗌 Yes	🖾 No				
1b. If yes, then is a diffuse flow plan included? If not, explain why. Comments:	☐ Yes	🗌 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?	🗌 Yes	🛛 No				
2c. If this project DOES NOT require a Stormwater Management Plan, explain why: This submitted as part of the R-3601 NW 23 permit application.	activity is cover	ed under the SMP				
2d. If this project DOES require a Stormwater Management Plan, then provide a brief, na	irrative description	on of the plan:				
2e. Who will be responsible for the review of the Stormwater Management Plan?	Certified Lo DWQ Storr	ocal Government mwater Program 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):	Phase II NSW USMP Water Sup Other:	ply Watershed				
3c. Has the approved Stormwater Management Plan with proof of approval been attached?	Yes	🗌 No				
4. DWQ Stormwater Program Review						
4a. Which of the following state-implemented stormwater management programs apply (check all that apply):	Coastal co HQW ORW Session L Other:	ounties aw 2006-246				
4b. Has the approved Stormwater Management Plan with proof of approval been attached?	☐ Yes	⊠ No				
5. DWQ 401 Unit Stormwater Review						
5a. Does the Stormwater Management Plan meet the appropriate requirements?	☐ Yes	No N/A				
5b. Have all of the 401 Unit submittal requirements been met?	☐ Yes	□ No N/A				

F.	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?	🛛 Yes	🗌 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)?	🛛 Yes	🗌 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.)	⊠ Yes	🗌 No				
	Comments.						
2.	Violations (DWQ Requirement)	I					
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)?	🗌 Yes	🛛 No				
2b.	Is this an after-the-fact permit application?	Yes	🖾 No				
2c.	If you answered "yes" to one or both of the above questions, provide an explanation of	of the violation(s):					
3.	Cumulative Impacts (DWQ Requirement)						
За.	Will this project (based on past and reasonably anticipated future impacts) result in additional development, which could impact nearby downstream water quality?	☐ Yes ⊠ No					
3b.	If you answered "yes" to the above, submit a qualitative or quantitative cumulative imp most recent DWQ policy. If you answered "no," provide a short narrative description.	pact analysis in a	ccordance with the				
	This activity is both temporary and part of a larger project that was determined not to significantly impact future development in the vicinity (see R-3601 NW 23 permit application).						
4.	4. Sewage Disposal (DWQ Requirement)						
4a.	Clearly detail the ultimate treatment methods and disposition (non-discharge or discharge the proposed project, or available capacity of the subject facility.	arge) of wastewa	er generated from				
	not applicable						

5. Endangered Species and Designat	ed Critical Habitat (Corps Requiremen	t)			
5a. Will this project occur in or near an ar habitat?	5a. Will this project occur in or near an area with federally protected species or habitat?				
5b. Have you checked with the USFWS c impacts?	5b. Have you checked with the USFWS concerning Endangered Species Act impacts?				
5c. If yes, ind icate the USFWS Field Office you have contacted. Image: Contacted image:					
5d. What data sources did you use to det Habitat?	ermine whether your site would impact E	ndangered Species or D	esignated Critical		
See R-3601 NW 23 permit applicatior	٦.	ж. Т			
6. Essential Fish Habitat (Corps Requ	irement)				
6a. Will this project occur in or near an are	ea designated as essential fish habitat?	⊠ Yes	🗌 No		
6b. What data sources did you use to det NMFS County Index	ermine whether your site would impact E	ssential Fish Habitat?			
7. Historic or Prehistoric Cultural Res	ources (Corps Requirement)				
7a. Will this project occur in or near an ar governments have designated as hav status (e.g., National Historic Trust de North Carolina history and archaeolog	 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)? 				
7b. What data sources did you use to det NEPA Documentation	ermine whether your site would impact hi	storic or archeological re	esources?		
8. Flood Zone Designation (Corps Requ	uirement)				
8a. Will this project occur in a FEMA-desig	gnated 100-year floodplain?	🗌 Yes 🛛	⊠ No		
8b. If yes, explain how project meets FEM	A requirements: NCDOT Hydraulics Unit	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 (Agent's signature is valid only if an authorization letter from the applicant is provided.) 7.25-13 Date 7.25-13					

