



STATE OF NORTH CAROLINA
DEPARTMENT OF TRANSPORTATION

PAT MCCRORY
GOVERNOR

NICHOLAS J. TENNYSON
SECRETARY

September 2, 2016

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

ATTN: Ms. Lori Beckwith
NCDOT Coordinator

Subject: **Request for Modification to Individual Section 404 Permit and Section 401 Water Quality Certification** for the US19E Widening from SR 1186 in Yancey County to multilane section west of Spruce Pine in Mitchell County. State Project No. 6.909001T, Division 13, TIP R-2519B. Debit \$570 from WBS Number 35609.1.1

Reference: Application for Individual Section 404 and 401 permits for TIP R-2519B, submitted July 19, 2013.
Individual 401 Water Quality Certification No. 3977 issued December 2, 2013 for R-2519B.
Individual 404 Permit SAW-2004-9987181/2004-30631 issued August 20, 2014.

Dear Madam:

The North Carolina Department of Transportation (NCDOT) proposes to improve US 19E in Yancey and Mitchell Counties. The R-2519B project, approximately 7.5 miles in length, will be widening US 19E from two lanes to a multi-lane facility. The project begins at SR 1186 west of Micaville and ends at the existing multilane section west of Spruce Pine. The project Let on February and is currently under construction.

On August 2, 2016 a torrential rain event overwhelmed erosion control measures at three sites along the R-2519B project which caused an excessive amount of sedimentation to flow into the South Toe River drainage. USFWS requested urgent implementation of erosion control measures to mitigate sediment loss from the project. Some of these measures will alter temporary impacts to Permit Site 4 from the 2013 permit application submittal.

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LOCATION:
1020 BIRCH RIDGE DRIVE
RALEIGH NC 27610

Permit Site 4 near Rice Road (Permit Drawings sheets 18, 19 & 20 of 114) will have enlarged cross check dams placed above Phipps Creek which will provide additional water storage during a heavy rain event. A 140 lf temporary pipe will be attached to the permanent 36 inch and 42 inch reinforced concrete pipes (RCP) already installed in Phipps Creek. The temporary pipe will minimize access to Phipps Creek from runoff occurring at the permit site and from the larger storage area created above the stream. This action will add an additional 140 lf of temporary impacts to the 15 lf of temporary impacts from the 2013 permit application for a total of 155lf (0.01 acre) of temporary impacts. The temporary pipe will be removed following construction and stabilization of the site. To expedite additional erosion control, the temporary pipe may have already been installed.

Due to the urgent nature of the erosion control measures, no permit drawings are provided with this modification

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 call Jeff Hemphill at (919) 707-6126.

Sincerely,



For Philip S. Harris III, P.E., C.P.M.
Natural Environment Section Head

cc:
NCDOT Permit Application Standard Distribution List