

STATE OF NORTH CAROLINA DEPARTMENT OF TRANSPORTATION

ROY COOPER GOVERNOR

JAMES H. TROGDON, III SECRETARY

February 12, 2020

MEMORANDUM TO:	Mr. Pat Ivey, P.E.
	Division 9 Engineer

FROM:

Philip S. Harris, III, P.E., Manager Carla Dagnino for Environmental Analysis Unit

SUBJECT:

Forsyth County, Winston Salem Northern Beltway; Section U-2579AB; Modification for Smith Creek Relocation; FA No. 0074229; WBS No. 34839.3.11

Attached are the U.S. Army Corps of Engineers and N.C. Division of Water Resources Permits. All environmental permits have been received for the construction of the Smith Creek Relocation on the B Section of the Winston-Salem Northern Beltway.

A copy of this permit package is posted on the NCDOT website at: https://xfer.services.ncdot.gov/pdea/PermIssued/

cc: w/o attachment (see website for attachments)

Mr. Ron Davenport, P.E. Contracts Management Ms. Amy Euliss, Division 9 Environmental Officer Dr. Majed Al-Ghandour, P.E., Programming and TIP Ms. Laura Sutton, P.E., Roadway Design Mr. Byron Sanders, Jr., P.E., Utilities Unit Mr. Stephen Morgan, P.E., Hydraulics Mr. Mark Staley, Roadside Environmental Mr. Lamar Sylvester, P.E., State Construction Engineer Ms. Cheterra Sheff, Single Audit Compliance Ms. Beth Harmon, Division of Mitigation Services Mr. Byron Moore, PE, Monitoring and Stewardship

Telephone: (919) 707-6000

PROJECT COMMITMENTS

T.I.P Project No. U-2579BA Winston Salem Beltway Section B Modification for Smith Creek Stream Relocation Forsyth County Federal Aid Project No. 0074229 WBS Element 34839.3.11

COMMITMENTS FROM PERMITTING

Division Construction, EAU – Monitoring and Stewardship

USACE Condition 1.

Construction Plans: All work authorized by this permit must be performed in strict compliance with the attached plans, Sheets 1-18, dated 14 January 2020. The permit also includes the implementation of the attached Stream Relocation/Monitoring plan for the relocations of Smith Creek, the unnamed tributary to Smith Creek, and the establishment of a riparian vegetated corridor in and near the relocated stream sites. Any modification to the attached stream relocation plans must be approved by the U.S. Army Corps of Engineers (Corps) prior to any active construction in waters or wetlands.

<u>USACE Email clarification to Condition 1 (see attached email from USACE to Division</u> dated February 5, 2020)

Stream relocation will require some slight modifications due to conditions they find as they are doing the work – and the As-builts will document this. However, they still need to meet the intent and overall approach that they have proposed. So a large alteration from their plan might need more formal coordination with the USACE prior to completing the work.

NCDWR Condition 1

Mitigation requirements related to the impacted channel will be determined following the monitoring period of the relocated channel as outlined in the submitted plan. As indicated in the application natural stream design (NSD) credits may be issued if monitoring data indicates criteria have been met.

NCDWR Condition 2

Channel relocations (2,127 linear feet for Smith Creek, Site 28; and 384 linear feet for UT Smith Creek, Site 28A) will be constructed in a dry work area and stabilized before stream flows are diverted. Channel relocations should be completed and stabilized prior to diverting water into the new channel to the extent practicable. Whenever possible, channel relocations shall be allowed to stabilize for an entire growing season. NCDWR staff shall be contacted prior to diverting water into the new channels. Annual monitoring shall occur as described in the monitoring plan. [15A NCAC 02H .0506(b)(3)]



DEPARTMENT OF THE ARMY WILMINGTON DISTRICT, CORPS OF ENGINEERS 69 DARLINGTON AVENUE WILMINGTON, NORTH CAROLINA 28403-1343

January 29, 2020

Regulatory Division

Action ID: SAW-2008-03183, NCDOT/U-2579B, Winston-Salem Northern Beltway, from US 158 to I-40B/US 421, Smith Creek Relocation, Modification to Individual Permit issued October 17, 2019

Philip S. Harris, III, P.E., CPM
North Carolina Department of Transportation Environmental Analysis
1598 Mail Service Center
Raleigh, North Carolina 27699-1598

Dear Mr. Harris:

Reference the Department of the Army (DA) permit issued on October 17, 2019, to the North Carolina Department of Transportation (NCDOT) for impacts associated with the new location project identified as U-2579B, Winston-Salem Northern Beltway. The 4.06 mile, three-lane divided facility would extend from US 158 to I-40B/US 421 near Winston Salem, Forsyth County, North Carolina. Coordinates (in decimal degrees) for the site are 36.1178° N, -80.1380° W. The project occurs in the Yadkin River Basin (8-digit Cataloging Unit 03040101). Also reference U.S. Army Corps of Engineers (Corps') modifications dated July 2, 2014 and February 21, 2019. The current standard permit expires on December 31, 2022.

On October 21, 2019, the U.S. Army Corps of Engineers (Corps) received a request to modify the above referenced permit to include the relocation of 1,711 linear feet of Smith Creek (Site 28) and the relocation of 80 linear feet of an unnamed tributary to Smith Creek (Site 28A). The modification also included the draining, excavating and filling of two (2) aquaculture ponds measuring 1.62 acres and 6.20 acres, (Sites 28B and 28C). Constructability constraints associated with a deceleration lane for the Winston-Salem Northern Beltway necessitate the relocations of the creeks, as well as the decommissioning of two aquaculture ponds. The newly relocated Smith Creek will measure 2,127 linear feet and the newly relocated unnamed tributary will measure 384

linear feet. NCDOT will use natural channel design and riparian plantings over the relocation site.

These stream relocation changes bring the U-2579B project impact totals to: 12,492 linear feet of permanent stream channel impacts, 1,570 linear feet of temporary stream impacts, and the draining, excavating and filling of 7.82 acres of aquaculture ponds (permanent impact). There are no changes to the permitted permanent wetland impact(s) of 1.96 acres.

A Public Notice describing this proposal was issued for a 15-day comment period. No substantial concerns or comments were received from this notice. Therefore, the Corps has completed the evaluation of your request and has determined that it is appropriate and reasonable. Consequently, the permit is modified as requested and shown on the enclosed plans, Sheets 1-18, dated 14 January 2020. The permit also includes the implementation of the monitoring plan for the relocations of Smith Creek, the unnamed tributary to Smith Creek, and the establishment of a riparian vegetated corridor in and near the relocated stream sites.

For your information, the following special condition from the original authorization has been updated to include the new stream relocation requirements using natural channel design and the establishment of a riparian vegetated buffer around the relocated stream channels:

 Construction Plans: All work authorized by this permit must be performed in strict compliance with the attached plans, Sheets 1-18, dated 14 January 2020. The permit also includes the implementation of the attached Stream Relocation/monitoring plan for the relocations of Smith Creek, the unnamed tributary to Smith Creek, and the establishment of a riparian vegetated corridor in and near the relocated stream sites. Any modification to the attached stream relocation plans must be approved by the U.S. Army Corps of Engineers (Corps) prior to any active construction in waters or wetlands.

If you object to this decision, you may request an administrative appeal under Corps regulations at 33 CFR Part 331. Enclosed you will find a Notification of Appeal Process (NAP) fact sheet and request for appeal (RFA) form. If you request to appeal this decision you must submit a completed RFA form to the following address:

District Engineer, Wilmington Regulatory Division Attn: Nicholle Braspennickx 69 Darlington Avenue Wilmington, North Carolina 28403

In order for an RFA to be accepted by the Corps, the Corps must determine that it is complete, that it meets the criteria for appeal under 33 CFR part 331.5, and that it has been received by the Division Office within 60 days of the date of the NAP. Should you decide to submit an RFA form, it must be received at the above address by March 30, 2020.

It is not necessary to submit an RFA form to the Division Office if you do not object to the decision in contained in this correspondence.

All other conditions of the permit, including the permit expiration date of December 31, 2022, remain in effect, as written. Should you have any questions, contact Ms. Nicholle Braspennickx, Charlotte Regulatory Office, via email at: Nicholle.M.Braspennickx@usace.army.mil or by telephone at (704)510-0162.

FOR THE COMMANDER

Enclosures:

Monte Matthews Lead Project Manager Wilmington District Electronic Copy Furnished with enclosures:

Ms. Erin Cheely North Carolina Department of Transportation 1598 Mail Service Center Raleigh, North Carolina 27699-1598

Ms. Amy Euliss North Carolina Department of Transportation 375 Silas Creek Parkway Winston-Salem, North Carolina 27127-7167

Electronic Copy Furnished without enclosures:

Mr. David Wanucha North Carolina Department of Environmental Quality Division of Water Resources 450 West Hanes Mill Road, Suite 300 Winston-Salem, North Carolina 27105

Ms. Claire Ellwanger U.S. Fish and Wildlife Services Asheville Ecological Service Field Office 160 Zillicoa Street Asheville, North Carolina 28801

Mr. Todd Bowers Oceans, Wetlands and Streams Protection Branch Wetlands and Streams Regulatory Section **U.S. Environmental Protection Agency-Region 4** Sam Nunn Atlanta Federal Center 61 Forsyth Street, SW Atlanta, Georgia 30303-8931

Ms. Marla Chambers Division of Inland Fisheries North Carolina Wildlife Resources Commission 7121 Mail Service Center Raleigh, North Carolina 27699-1721

Smith Creek Stream Relocation Plan: U2579B

Site Summary

Smith Creek runs parallel to existing west bound Business 40 just east of the interchange with the Winston Salem Northern Beltway in Forsyth County. There are two active fish hatchery ponds on the north side of Smith Creek. Construction of the deceleration lane from Business 40 onto the Winston Salem Northern Beltway resulted in a need to widen the highway toward Smith Creek. In the 2014 permit application, the plans called for armoring Smith Creek with a series of retaining walls and rip rap bank stabilization. Following the initial survey work in 2008, high stormwater flows have accelerated erosion along Smith Creek between Business 40 and the two fish hatchery ponds. The stream bank erosion was further accelerated when the area received several large rain events in 2018. As a result, Smith Creek has migrated closer to existing Business 40, making it impossible to construct the series of retaining walls and rip rap bank stabilization without jeopardizing the fish hatchery ponds. NCDOT has explored a culvert running the distance of Smith Creek. However due to cost, constructability and long-term maintenance concerns, NCDOT has opted to drain the two fish hatchery ponds and relocate Smith Creek and an Unnamed Tributary to Smith Creek into new channels. The relocated channels have been designed using natural channel techniques, maximizing floodplain width for long term stability. A riparian buffer will be planted utilizing native riparian vegetation, including herbaceous plants, shrubs and trees. A monitoring plan for the stream relocation and vegetation success is detailed below (see sections titled "Stream Assessment Success Criteria" and "Vegetation Success"). The area will be held under NCDOT Right of Way and a Control of Access fence will be erected around the site.

Water Access for Existing Fish Hatchery

The two fish hatchery ponds that will be drained for the stream relocation are part of a larger fish hatchery operation. Currently, the property owner utilizes an existing dam in Smith Creek, just downstream of the existing culvert under Business 40, to keep his ponds at full capacity for aquaculture operations. There is currently an 8-inch pipe that runs from the dam to fill the series of three ponds. Two of the three ponds will be removed to relocate the stream. Since the NCDOT project will remove the inline dam and impact the 8-inch pipe, we needed to provide the property owner a means to access water to fill his remaining pond that is equivalent to his existing operation. NCDOT has reviewed a couple of different methods to maintain water access. One method included an installation of a stream bypass structure which sends water into a pipe that runs the length of the stream relocation. This method was determined infeasible due to maintenance concerns associated with the long flat slope of the proposed pipe. Instead, NCDOT has decided to install an instream vault downstream of the project area where the property owner can place a pump as needed to fill the ponds.

NCDOT has investigated the amount of water that is currently being taken from Smith Creek to determine if the property owner's existing methods are in compliance with North Carolina General Statute §143-215.22H(b1). This statute requires 'any person who with draws or transfers 1,000,000 gallons per day' to register and report their withdrawal with the North Carolina Department of Environmental Quality (NCDEQ). If the property owner took two weeks to fill the ponds utilizing the 8" pipe he currently has, then he would remove 230,037 gallons per day. In conversations with the property owner, he fills the pond over a five-week period. The property owner is not currently registered, nor is does NCDOT believe he is required to be registered with the NCDEQ. Since NCDOT's project is going to decrease the amount of water the property owner needs by decreasing the number of ponds, the amount of water being removed from Smith Creek will decrease, and not change his need to register with NCDEQ. If his operations change in the future, it will be the property owner's responsibility to coordinate with NCDEQ.

Stream Assessment Success Criteria

The stream relocation site shall be monitored for five years or until success criteria are satisfied. Monitoring protocols shall follow the Monitoring Level I outlined in the Stream Mitigation Guidelines, April 2003. NCDOT will evaluate the success of the stream relocation project based on guidance provided by the Stream Mitigation Guidelines disseminated by the United States Army Corps of Engineers-Wilmington District. The survey of channel dimension will consist of permanent cross sections placed at six (6) cross sections (three riffles and three pools). Annual photographs showing both banks and upstream and downstream views will be taken from permanent, mapped photo The survey of the longitudinal profile will cover a cumulative total of points. approximately 2,471 linear feet of channel (2,127' for Smith Creek and 344' for the unnamed tributary. The entire restored length of stream will be investigated for channel stability and in-stream structure functionality. Any evidence of channel instability will be identified, mapped and photographed. Pebble counts shall not be conducted. In the event that success criteria are not being met, remedial measures will be coordinated with resource agencies. The monitoring shall be conducted annually for a minimum of five (5) years after final planting. The monitoring results shall be submitted to resource agencies in a final report within sixty (60) days after completing monitoring. After 5 years, the NCDOT shall contact resource agencies to schedule a site visit to "close out" the mitigation site if the site has met success criteria. If success is not met, NCDOT will make necessary adjustments to the site or pay mitigation fees to cover the impacts.

Vegetation Success

The success of vegetation and plantings will be measured through stem counts. Permanent quadrants will be used to sample the riparian buffer and restoration wetlands. Survival of the live stakes will be determined by visual observation throughout the five-year monitoring period.

Bare root vegetation will be evaluated using three (3) staked survival plots. Plots will be 50ft. by 50ft. If site conditions prevent a 50ft. by 50ft. plot, then the plot will have varying dimensions to encompass an area of 2,500 ft². All flagged stems will be counted in those plots. Success will be defined as 320 stems per acre after three years and 260 stems per acre after five years. All vegetation monitoring will be conducted during the growing season.

Appropriate measures will be taken to control nuisance vegetation during the monitoring period if it affects the success of the planted vegetation.

Functional Assessment: Pre and Post construction

A NCSAM form was completed for Smith Creek and the UT to Smith Creek. The forms have been attached to this Stream Relocation plan and are labeled Appendix 1. Smith Creek was divided into 3 sections, labeled SA-1, SA-2 and SA-3. SA-1 and 3 received an overall score of low, while SA-2 received a score of medium. The UT-1 to Smith Creek was assessed in its entirety within the project footprint and received an overall score of low.

A NCSAM form will be completed after the monitoring period in order to compare the potential functional uplift to pre-project conditions. It was decided with input from NCDOT, USACE, NCDWR, and NCWRC that the form will not be used to determine success of the site, but rather it will be used for comparison of pre and post project functions.

From:	Braspennickx, Nicholle M CIV USARMY CESAW (US)
То:	Euliss, Amy
Cc:	Dagnino, Carla S; Moore, Byron G
Subject:	RE: [External] U-2579B, W-SNB, from US 158 to I-40B/US421, Smith Cr. relocation Modification to individual permit
Date:	Wednesday, February 5, 2020 9:02:41 AM

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I forwarded your email to Monte w/ my recommendation that for stream relocation and or stream restoration -- there will be slight variations.. and as-built submittals are often accepted. Here is the Wilmington District Response to your question:

stream relocation will require some slight modifications due to conditions they find as they are doing the work - and the As-builts will document this. However, they still need to meet the intent and overall approach that they have proposed...so a large alteration from their plan might need more formal coordination with you prior to completing the work.

Sincerely,

Nicholle B. 704-510-0162

-----Original Message-----From: Euliss, Amy [mailto:aeuliss@ncdot.gov] Sent: Monday, February 3, 2020 9:15 AM To: Braspennickx, Nicholle M CIV USARMY CESAW (US) <Nicholle.M.Braspennickx@usace.army.mil> Cc: Dagnino, Carla S <cdagnino@ncdot.gov>; Moore, Byron G <bgmoore@ncdot.gov> Subject: [Non-DoD Source] RE: [External] U-2579B, W-SNB, from US 158 to I-40B/US421, Smith Cr. relocation Modification to individual permit

Nicholle,

Regarding condition no. 1, its NCDOT's standard practice to field adjust the plans as needed on stream restoration plans, and submit As Built plans to DWR and the USACE for minor changes needed during construction. Any major changes to the plans we would consult prior to the action. Can you confirm that condition no. 1 would allow us to do so? Thanks.

Amy

-----Original Message-----From: Braspennickx, Nicholle M CIV USARMY CESAW (US) <Nicholle.M.Braspennickx@usace.army.mil> Sent: Wednesday, January 29, 2020 4:25 PM To: Euliss, Amy <aeuliss@ncdot.gov>; Dagnino, Carla S <cdagnino@ncdot.gov>; Wanucha, Dave <dave.wanucha@ncdenr.gov>; Cheely, Erin K <ekcheely@ncdot.gov> Cc: Chambers, Marla J <marla.chambers@ncwildlife.org> Subject: [External] U-2579B, W-SNB, from US 158 to I-40B/US421, Smith Cr. relocation Modification to individual permit

CAUTION: External email. Do not click links or open attachments unless you verify. Send all suspicious email as an attachment to report.spam@nc.gov<<u>mailto:report.spam@nc.gov</u>>

Hello,

Attached is the modification for U-2579B, W-S NB from US 158 to I-40B/US 421 with attachments. I hope this flies.. then I'm going to send more copies to folks w/o attachments. The request for modification was received on October 17, 2019. New information was submitted in October and then in January.

Sincerely,

Nicholle Braspennickx U.S. Army Corps of Engineers Regulatory Project Manager Charlotte Regulatory Office Desk: 704-510-0162

The Wilmington District is committed to providing the highest level of support to the public. To help us ensure we continue to do so, please complete the Customer Satisfaction Survey located at Blockedhttp://corpsmapu.usace.army.mil/cm_apex/f?p=136:4:0

Email correspondence to and from this sender is subject to the N.C. Public Records Law and may be disclosed to third parties.

ROY COOPER Governor MICHAEL S. REGAN Secretary S. DANIEL SMITH Director



February 3, 2020

Mr. Philip S. Harris, III, P.E., CPM NC Department of Transportation Environmental Analysis Unit 1598 MSC Raleigh, NC 27699-1598

Subject: Modification to the 401 Water Quality Certification Pursuant to Section 401 of the Federal Clean Water Act with ADDITIONAL CONDITIONS for improvements to Winston Salem Northern Beltway Eastern Section from US 158 to I-40 Bus/US 421 in Forsyth County, WBS Element No. 34839.2.10, TIP Project No. U-2579B; NCDWR Project No. 20140090 v7.

Dear Mr. Harris:

Attached hereto is a modification of Certification No. 3987 issued to The North Carolina Department of Transportation (NCDOT) originally dated April 11, 2014 and modified (with revisions) dated July 28, 2014 (v2); subsequently modified (via field modifications) on June 11, 2015 (v3), and on August 8, 2017 (v4); modified again on December 17, 2018 (v5); and, renewed/modified (with revision) on October 14, 2019 (v6).

If we can be of further assistance, do not hesitate to contact us.

Sincerely, DocuSigned by: amy Chapman

Linda Culpepper, Director Division of Water Resources

Attachments

Electronic copy only distribution:

Nicholle Braspennickx, US Army Corps of Engineers, Charlotte Field Office Carla Dagnino, NC Department of Transportation Amanetta Somerville, US Environmental Protection Agency Claire Ellwanger, US Fish and Wildlife Service Marla Chambers, NC Wildlife Resources Commission Amy Euliss, NC Department of Transportation, Division 9 File Copy



North Carolina Department of Environmental Quality | Division of Water Resources 512 North Salisbury Street | 1617 Mail Service Center | Raleigh, North Carolina 27699-1617 919.707.9000

Modification to the 401 Water Quality Certification Pursuant to Section 401 of the Federal Clean Water Act with ADDITIONAL CONDITIONS

THIS CERTIFICATION is issued in conformity with the requirements of Section 401 Public Laws 92-500 and 95-217 of the United States and subject to the North Carolina Division of Water Resources (NCDWR) Regulations in 15 NCAC 2H .0500. This certification authorizes the NCDOT to impact an additional 1,791 linear feet of jurisdictional streams in Forsyth County. Additional new open water impacts (pond draining) amount to 7.82 acres. The project shall be constructed pursuant to the modification dated received October 21, 2019 and subsequent information received on January 29, 2020. The authorized impacts are as described below:

Site	Permanent Fill (linear ft)		New Permanent Impacts Total (linear feet)	Temporary Impacts (linear ft)	New Temporary Impacts Total (linear ft)	Stream Impacts Requiring Additional		
	Culvert	Fill	Bank Stabilization	Bank Stabilization	Fill	Fill	(linear ft)	
23, Current impacts	151	-	36	-	121	-	-	
23, New impacts	-	-	plus 19	55	minus 91	30	-	
28, Current impacts	598	-	194	-	127		-	
28, New impacts	-	1,711	minus 62	132	minus 127	0	1,711*	
28A, Brand New impacts	-	80	-	-	-	-	_	

Perennial Stream Impacts in the Yadkin Pee Dee River Basin

Total New Stream Impact: 1,791 linear feet

*Mitigation requirements to be determined following the monitoring period per the submitted plan.

Site Permanent Fill in Open Waters (ac)		Temporary Fill in Open Waters (ac)	Total Fill in Open Waters (ac)
28B	1.62	-	1.62
28C	6.20	-	6.20
Total	7.82	-	7.82

Open Water (Ponds) Impacts in the Yadkin Pee Dee River Basin

Total Open Water Impact for Project: 7.82 acres.

The application provides adequate assurance that the discharge of fill material into the waters of the Yadkin Pee Dee River Basin in conjunction with the proposed development will not result in a violation of applicable Water Quality Standards and discharge guidelines. Therefore, the State of North Carolina certifies that this activity will not violate the applicable portions of Sections 301, 302, 303, 306, 307 of PL 92-500 and PL 95-217 if conducted in accordance with the application and conditions hereinafter set forth.

This approval is only valid for the purpose and design that you submitted in your modification application dated October 21, 2019 and subsequent information received on January 29, 2020. All of the authorized activities and conditions that pertain to the original Water Quality Certification dated April 11, 2014 and modified (with revisions) dated July 28, 2014 (v2); subsequently modified (via field modifications) on June 11, 2015 (v3), and on August 8, 2017 (v4); modified again on December 17, 2018 (v5); and, renewed/modified (with revision) on October 14, 2019 (v6), still apply except where superseded by this Certification.

Should your project change, you are required to notify the NCDWR and submit a new application. If the property is sold, the new owner must be given a copy of this Certification and approval letter and is thereby responsible for complying with all the conditions. If any additional wetland impacts, or stream impacts, for this project (now or in the future) exceed one acre or 300 linear feet, respectively, additional compensatory mitigation may be required as described in 15A NCAC 2H .0506 (h) (6) and (7). For this approval to remain valid, you are required to comply with all the conditions listed below. In addition, you should obtain all other federal, state or local permits before proceeding with your project including (but not limited to) Sediment and Erosion control, Coastal Stormwater, Non-discharge and Water Supply watershed regulations. This Certification shall expire on the same day as the expiration date of the corresponding Corps of Engineers Permit.

Condition(s) of Certification:

- 1. Mitigation requirements related to the impacted channel will be determined following the monitoring period of the relocated channel as outlined in the submitted plan. As indicated in your application, natural stream design (NSD) credits may be issued if monitoring data indicates criteria have been met.
- 2. Channel relocations (2,127 linear feet for Smith Creek, Site 28; and, 384 linear feet for UT to Smith Creek, Site 28A) will be constructed in a dry work area and stabilized before stream flows are diverted. Channel relocations should be completed and stabilized prior to diverting water into the new channel to the extent practicable. Whenever possible, channel relocations shall be allowed to stabilize for an entire growing season. NCDWR staff shall be contacted prior to diverting water into the new channels. Annual monitoring shall occur as described in the monitoring plan. [15A NCAC 02H .0506(b)(3)
- 3. This approval is only valid for the purpose and design that you submitted in your request for modification dated October 21, 2019 and subsequent information received on January 29, 2020. This Certification shall expire upon the expiration of the 404 permit.

Violations of any condition herein set forth may result in revocation of this Certification and may result in criminal and/or civil penalties. This Certification shall become null and void unless the above conditions are made conditions of the Federal 404 and/or Coastal Area Management Act Permit.

If you wish to contest any statement in the attached Certification you must file a petition for an administrative hearing. You may obtain the petition form from the office of Administrative hearings. You must file the petition with the office of Administrative Hearings within sixty (60) days of receipt of this notice. A petition is considered filed when it is received in the office of Administrative Hearings during normal office hours. The Office of Administrative Hearings accepts filings Monday through Friday between the hours of 8:00am and 5:00pm, except for official state holidays. The original and one (1) copy of the petition must be filed with the Office of Administrative Hearings.

The petition may be faxed-provided the original and one copy of the document is received by the Office of Administrative Hearings within five (5) business days following the faxed transmission. The mailing address for the Office of Administrative Hearings is:

Office of Administrative Hearings 6714 Mail Service Center Raleigh, NC 27699-6714 Telephone: (919) 431-3000, Facsimile: (919) 431-3100

A copy of the petition must also be served on DEQ as follows:

Mr. Bill F. Lane, General Counsel Department of Environmental Quality 1601 Mail Service Center

This the 3rd day of February 2020

DIVISION OF WATER RESOURCES DocuSigned by: Omy Chapman 9C9886312DCD474...

S. Daniel Smith, Director

WQC No. 3987

DocuSign Envelope ID: 0	FE6E183_D62C_4937_A31D_45E1111C3A75
Docusign Envelope ID. 0	FE0E103-D02C-4937-A31D-43E1111C3A73

ROY COOPER Governor MICHAEL S. REGAN Secretary S. DANIEL SMITH Director	NORTH CAROLINA Environmental Quality
NCDWR Project No.:	County:
Applicant:	
Project Name:	
Date of Issuance of 4	01 Water Quality Certification:
Certificate of Completion Upon completion of all work approved within any subsequent modifications, the applicant in Unit, North Carolina Division of Water Reso may be returned to NCDWR by the applicant necessary to send certificates from all of thes <i>Applicant's Certification</i>	n the 401 Water Quality Certification or applicable Buffer Rules, and s required to return this certificate to the 401 Transportation Permitting urces, 1617 Mail Service Center, Raleigh, NC, 27699-1617. This form t, the applicant's authorized agent, or the project engineer. It is not e.

_____, hereby state that, to the best of my abilities, due care and diligence I, ____ was used in the observation of the construction such that the construction was observed to be built within substantial compliance and intent of the 401 Water Quality Certification and Buffer Rules, the approved plans and specifications, and other supporting materials.

Signature: Date:

Agent's Certification

I, ______, hereby state that, to the best of my abilities, due care and diligence was used in the observation of the construction such that the construction was observed to be built within substantial compliance and intent of the 401 Water Quality Certification and Buffer Rules, the approved plans and specifications, and other supporting materials.

Signature:

Date:

Engineer's Certification

Partial	Final

, as a duly registered Professional Engineer in the State of North I, Carolina, having been authorized to observe (periodically, weekly, full time) the construction of the project for the Permittee hereby state that, to the best of my abilities, due care and diligence was used in the observation of the construction such that the construction was observed to be built within substantial compliance and intent of the 401 Water Quality Certification and Buffer Rules, the approved plans and specifications, and other supporting materials.

Signature	Registration No.
Date	



North Carolina Department of Environmental Quality | Division of Water Resources 512 North Salisbury Street | 1617 Mail Service Center | Raleigh, North Carolina 27699-1617 919.707.9000





DIMENSIONS FOR STREAM INTAKE VAULT					
B (INCHES) 6″ MIN.	BASIN BOTTOM MINIMUM ELEV.	TOP ELEVATION CONTROL STRUCTURE	INV. ELEVATION CONTROL STRUCTURE	ANTI-FLOATATION MATERIAL (F) THICKNESS FEET ⁵	CTL. STR. DIMENSIONS (W x L x H)
6	825.00'	835.82′	827.88′	9.0′	5' X 5' X 10.82'







SHEET NO.

2C-3

PRELIMINARY rofessional Engineering Design Required for Construction Grade to drain surface water away from wall Top block Middle block (Typical) Backfill per design requirements. Install in lifts and compact per project specifications. φ = 28° Infill stone (No. 57 or equivalent) Fill between adjacent blocks (all blocks) Fill vertical core slot (PC blocks) Stone to extend at least 12" (305 mm) behind blocks. Move blocks forward during installation Q to engage shear knobs (Typical) Non-woven geotextile fabric (If specified by Engineer based on site soil conditions) Drain (As specified by Engineer) Solid bottom block Leveling pad (As specified by Engineer)

inary Wall Section	
and or Clayey Sand, ∳ = 28° rcharge, No Back Slope, No Toe Slope	
4_cad.dwg	



s both internal and external drainage and all modes o	i wali stability.
minary Wall Section Sand or Clayey Sand, φ = 28° Surcharge, No Back Slope, No Toe Slope	
_90_cad.dwg	







PROJECT REFERENCE NO.	SHEET NO.	
U-2579BA	2D–3	
R/W SHEET NO.		
HYDRAULIC DE ENGINEER	SIGN	
DOCUMENT NOT CONSIDERED FINAL		





NORTH CAROLINA ENT OF TRANSPORTATION SION OF HIGHWAYS		DAM EMBANKMENT WIDENING DETAIL									
	REVISIONS										
INEERING UNII	NO.	BY	DATI	E NO.	BY	DATE					
	-			3							
	2			4							



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WETLAND PERMIT IMPACT SUMMARY													
				WE	TLAND MPA	CTS			SURFACE WATER IMPACTS				
							Hand			Existing	Existing		
			Permanent	Temp	Excavation	Mechanized	Clearing	Permanent	Temporary	Channel	Channel	Natural	
Site	Station	Structure	Fill In	Fill In	in	Clearing	in	SW	SW	Impacts	mpacts	Stream	
No.	(From/To)	Size / Type	Wetlands	Wetlands	Wetlands	in Wetlands	wetlands	impacts	impacts	Permanent	Temp.	Design	
			(ac)	(ac)	(ac)	(ac)	(ac)	(ac)	(ac)	(ft)	(ft)	(ft)	
1	28+00 -Y-	ROAD FILL	0.03		<0.01	0.02		0.02		142			
2	16+00 -Y1 RPD-	ROAD FILL - INTERMITTENT						0.01		109			
		ROAD FILL - PERENNIAL						0.02		208			
		STREAMBANK STABILIZATION						<0.01	<0.01	10	37		
3	21+56-25+22 -Y1-	2 @ 7' x 6' RCBC						0.06	<0.01	438	33		
3A	17+36-21+53 -Y1-	DETOUR - ROAD FILL							0.08		545		
3B	20+55-21+32 -Y1-	DETOUR - ROAD FILL							0.03		194		
4	501+51-503+21 -L-	ROAD FILL						0.03	<0.01	493	18		
		STREAMBANK STABILIZATION						<0.01	<0.01	9	31		
5	503+85-507+80 -L-	ROAD FILL						0.05	<0.01	740	22		
5A	507+39-509+64 -L-	ROAD FILL						0.01		306			
6	523+00 -L-	ROAD FILL	0.03			<0.01		0.02	<0.01	312	42		
7	527+00 -L-	ROAD FILL	0.52			0.01							
		ROAD FILL - POND						0.59					
8	559-75 -L-	2 @ 10' x 6' RCBC						0.06	<0.01	442	53		
		STREAMBANK STABILIZATION						<0.01	<0.01	58	44		
9	560+75 -L-	ROAD FILL	0.03			0.01							
10	560+50-568+74 -L-	ROAD FILL	0.01					0.07	<0.01	783	22		
10A	566+84-572+75 -L-	ROAD FILL						0.05		684			
11	615+00 -L-	3 @ 10' x 9' RCBC						0.43	0.02	808	57		
11A	19+76-21+44 -Y4RPBD-	CHANNEL CHANGE						0.08	0.01	223	41		
12	15+84-18+86 -Y4RPBD-	CHANNEL CHANGE						0.01	0.02	88	205		
TOTAL	S:		0.62	0.00	< 0.01	0.05		1.53	0.19	5,853	1,344		
	NC DEPARTMENT OF TRANSPORTATIO DIVISION OF HIGHWAYS									PORTATION			
		U-2579 B Forsyth County Winston Salem Northern Beltway (Eastern Section) (Future I-74)						way 74) 64					
										02	0	04	

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WETLAND IMPACTS SURFACE WATER IMPACTS												
Site	Station	Structure	Permanent Fill In	Temp Fill In	Excavation	Mechanized	Hand Clearing	Permanent	Temporary	Existing Channel	Existing Channel	Natura
No	(From/To)	Size / Type	Wetlands	Wetlands	Wetlands	in Wetlands	wetlands	impacts	impacts	Permanent	Temp	Desig
	(1.1011#1.0)	0.20 / 1900	(ac)	(ac)	(ac)	(ac)	(ac)	(ac)	(ac)	(ft)	(ft)	(ft)
13	20+00-21+40 -Y4RPBD-	ROAD FILL	0.33					`, <i></i>				
14	629+95-635+90 -L-	ROAD FILL	0.04					0.05		688		
15	636+32-641+55 -L-	ROAD FILL	0.18					0.04		332		
		ROAD FILL-POND						2.38				
15A	644+00-645+00 -L-	ROAD FILL						<0.01		108		
16	643+56-644+61 -L-	ROAD FILL						<0.01		104		
		ROAD FILL-POND						0.16				1
17	663+65-667+00 -L-	ROAD FILL	0.09			<0.01		0.06		928		
18	667+15 -L-	3 @ 12' x 10' RCBC						0.06	0.02	377	67	
		STREAMBANK STABILIZATION						0.02	0.01	80	59	
19	668+50 -L-	ROAD FILL	0.47			0.01						
20	687+80-691+59 -L-	ROAD FILL						0.03		163		1
		ROAD FILL-POND						0.85				450
21	22+50 -Y1-	ROAD FILL	0.02									L
22	40+50 -Y4-	OUTLET PAD	0.01									
23	4 5+65 -Y 4-	CULVERT EXTENSION						0.06	0,01	100	32	
		STREAMBANK STABILIZATION						0,02	0,06	5 4	89	
23A	44+95-45+18 -Y4-	ROAD FILL						<0.01		57		
23B	45+07 - 46+34 - Y4-	ROAD FILL						0.01		135		
24	80+73-81+57 -Y4RPBD-	ROAD FILL						0.02		202		
24A	80+50-81+51 -Y4RPBD-	ROAD FILL	0.06									L
25	37+31 -Y4RPA-	30" RCP						<0.01		73		L
		STREAMBANK STABILIZATION						<0.01	<0.01	21	16	I
OTALS	<u></u>		1.20			0.02		3.67	0.03	3,268	142	450

11/19/2018 Revisions shown in red text.

NC DEPARTMENT OF TRANSPORTATION DIVISION OF HIGHWAYS

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				WE	TLAND IMP	ACTS			SURFACE WATER IMPACTS				
Site No.	Station (From/To)	Structure Size / Type	Permanent Fill In Wetlands (ac)	Temp. Fill In Wetlands (ac)	Excavation in Wetlands (ac)	Mechanized Clearing in Wetlands (ac)	Hand Clearing in Wetlands (ac)	Permanent SW impacts (ac)	Temp. SW impacts (ac)	Existing Channel Impacts Permanent (ft)	Existing Channel Impacts Temp. (ft)	Natura Strear Desig (ft)	
26	29+16-31+12 -4RPC-	ROAD FILL-POND					× /	0.38					
27A	104+63 - 107+53-Y4-	ROAD FILL						0.02		205			
27B	107+60 -Y4-	42" WELDED STEEL	0.05					0.01	< 0.01	130	14		
27C	107+58 - 108+44 -Y4-	30" RCP						< 0.01		116			
28	50+50 -56+00 -Y4- Rt	STREAMBANK STABILIZATION						0.02	0.15	365	188		
29	145+62 -Y4-	ROAD FILL				< 0.01							
30	64+34 -Y4-	STREAMBANK STABILIZATION						< 0.01		28			
31	557+28 -L-	STREAMBANK STABILIZATION						< 0.01		21			
-												<u> </u>	
	2018 Pern	nit Modifications											
23	44+10 to 47+96 -Y4-	3 @ 8' x 9' RCBC EXTENSION						0.06		151			
		STREAMBANK STABILIZATION						0.02	0.01	55	30		
28	47+96 to 56+84 -Y4-	2 @ 10' x 10' RCBC and 1 @ 10' x 8' RCBC						0.50		2233		208	
		SMITH CREEK RELOCATION IN TDE (SEE PERMIT SHEET 7)						0.01		76		42	
		STREAMBANK STABILIZATION IN TDE (SEE PERMIT SHEET 7)						0.03		132			
28A	48+16 to 48+65 -Y4-	UT TO SMITH CREEK RELOCATION						0.01		80		384	
28B	48+84 to 53+86 -Y4-	DRAIN POND						1.62					
28C	54+20 to 67+00 -Y4-	DRAIN POND						6.20					
	00/40/2040 D	armit Modifications											
8A	09/16/2019 P	STREAM RELOCATION								144	40		
UBTOTA	LS, THIS PAGE:		0.05			< 0.01		8.87	0.01	3371	84	2511	
UBTOTA	LS, PAGE 1		0.62		< 0.01	0.05		1.53	0.19	5853	1344		
UBTOTA	LS, PAGE 2		1.20			0.02		3.67	0.03	3268	142	450	
			1.87		< 0.01	0.08		14.07	0.23	12492	1570	2961	

12/13/2019 Revisions shown in orange text.

09/18/2019 Revisions shown in blue text.

Revised 2018 Feb

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	TABLE 1: TREES AND S	SHRUBS PLAN	ITING TABLE [≄]			
				PLANT SPACING		
SCIENTIFIC NAME	ENTIFIC NAME COMMOM NAME TYPE 1 COMPOSITION OF EACH ZON		MIN/MAX COMPOSITION OF EACH ZONE	FEET ON CENTER ²	NUMBER PER R ² 1 ACRE	
	Z	ONE 1				
alix nigra	Black Willow	LS	20/50		10890	
ambucus canadensis	Elderberry	LS	20/50	2-3		
ornus amomum	Silky Dogwood	LS	20/50			
	Z	ONE 2				
Betula nigra	River Birch	В	10/30			
Cornus amomum	Silky Dogwood	В	10/30			
Platanus occidentalis	Sycamore	В	10/30	6-10		
iriodendron tulipifera	Yellow poplar	В	10/30		680	
Juercus lyrata	Overcup Oak	В	10/30			
Juercus phellos	Willow Oak	В	10/30			
Quercus michauxii	Swamp Chestnut Oak	В	10/30			

TEMPORARY PLANTING AND PERMANENT SEEDING SHALL OCCUR IMMEDIATLEY AFTER CONSTRUCTION TO STABILIZE AREAS OF BARE SOIL. PERMANENT PLANTINGS SHALL BE COMPLETED BETWEEN NOVEMBER 15 AND MARCH 1. HOWEVER, PLANTING MAY OCCUR OUTSIDE THIS WINDOW AS APPROVED BY DESIGN ENGINEER. *SEE NCDOT SPECIAL PROVISION FOR STABILIZATION REQUIREMENTS FOR TEMPORARY SEED MIX, FERTILIZER APPLICATION RATES, AND OTHER PLANTING DETAILS.

STREAMBANK REFORESTATION DETAIL SHEET 1 OF 2



BARE ROOT NOTES: SEE SPECIAL PROVISIONS FOR INSTALLATION AND CARE OF BARE ROOT PLANTINGS.

TABLE 2: PERMANENT SEED MIXTURE						
COMMON NAME	LBS/ACRE					
AUGUST 1 – JUNE 1						
Creeping Red Fescue	18					
Big Bluestem	8					
Indiangrass	6					
Switchgrass	4					
Rye Grain	35					
*Fertilizer	500					
Limestone	4000					
MAY 1 – SEPTEMBER 1						
Creeping Red Fescue	18					
Big Bluestem	8					
Indiangrass	6					
Switchgrass	4					
German or Browntop Millet	25					
*Fertilizer	500					
Limestone	4000					

PROJECT REFERENCE NO	SHEET NO.				
U-2579B		RF -I			
R/W SHEET N	RW SHEET NO.				
ROADWAY DESIGN ENGINEER		HYDRAULICS ENGINEER			



STREAMBANK REFORESTATION DETAIL SHEET 2 OF 2 N.C.D.O.T. - ROADSIDE ENVIRONMENTAL UNIT

PROJECT REFERENCE NO.	SHEET NO.
U-2579B	<i>RF-2</i>
RW SHEET NO.	HYDRALILICS
ENGINEER	ENGINEER



	PROJECT	SHEET NO.		
	U	PLANTING-3		
CONST. REV.	ROADWAY ENGI	/ DESIGN NEER		HYDRAULICS ENGINEER
		PLA	NTING	G LEGEND
			\bigcirc	ZONE 1: LIVE STAKE PLANTINGS
				ZONE 2: RIPARIAN PLANTINGS

SEE RF-1 AND RF-2 FOR DETAILS

