

Juneau Field Office Regulatory Division (1145) CEPOA-RD Post Office Box 22270 Juneau, Alaska 99802-2270

Public Notice of Application for Permit

PUBLIC NOTICE DATE:

July 9, 2018

EXPIRATION DATE:

July 24, 2018

REFERENCE NUMBER:

POA-2018-00270

WATERWAY:

Granite Creek

Interested parties are hereby notified that a Department of the Army permit application has been received for work in waters of the United States (U.S.) as described below and shown on the enclosed project drawings.

All comments regarding this Public Notice (PN) should be sent to the address noted above. If you desire to submit your comments by email, you should send it to the Project Manager's email as listed below or to regpagemaster@usace.army.mil. All comments should include the PN reference number listed above.

All comments should reach this office no later than the expiration date of this PN to become part of the record and be considered in the decision. Please contact Randal Vigil at (907) 790-4490 or by email at Randal.P.Vigil@usace.army.mil if further information is desired concerning this notice.

APPLICANT: City and Borough of Sitka, Attention Keith Brady, 100 Lincoln St., Sitka, AK 99835.

AGENT: Lynne Brandon, with Sitka Trail Works, 801 Halibut Point Road, Sitka, AK 99835.

<u>LOCATION</u>: The project site is located within Section 3, 10, 15, T. 55 S., R. 63 E., Copper River Meridian; USGS Quad Map Sitka A-5; Latitude 57.113397° N., Longitude 135.377183° W.; One and one half miles up Harbor Mountain Road the new trail construction begins. The trailhead on the north end is at Old Sitka Boat Launch parking lot approximately 6.75 miles north of downtown Sitka on Halibut Point Road, in Sitka, Alaska.

<u>PURPOSE</u>: The applicant's stated purpose is to provide for public recreation and transportation plus access to National Forest lands.

PROPOSED WORK: Place 2,854 cubic yards (CY) of base course six-inch minus and 634.3 CY of D-1 fill material into 1.7 acres of palustrine wetlands to construct 13,642 linear feet of non-motorized multi-use trail. Work would include the installation of 98 culverts and one structural plate arch below the Ordinary High Water Mark of riverine waters to maintain the course, condition, capacity, and location of open waters.

All work would be performed in accordance with the enclosed plan (sheets 1-22), dated June 2018.

<u>APPLICANT PROPOSED MITIGATION</u>: The applicant proposes the following mitigation measures to avoid, minimize, and compensate for impacts to waters of the U.S. from activities involving discharges of dredged or fill material.

a. Avoidance: The trail route is in an area of extensive wetlands but is designed to avoid wetlands and remain in the upland margins or in upland mosaic to the maximum extent practicable. The trail only crosses wetlands when it's unavoidable to maintain grade or in consideration of projects logistics.

Two routes for the trail were investigated and soils, wetlands, stream crossings, constructability, cost, distance, grade and aesthetics were considered. The two alternatives were also publicly scoped for NEPA. The West Alignment option crossed more Wetlands whereas the East Alignment route remains more in 50% Wetland/ Upland Mosaic. The West Alignment was 1950 feet longer and the added distance would have resulted in higher impacts. The East Alignment, the preferred alternative, was selected.

A random network of existing volunteer trails is causing impacts to wetlands so designing one route will concentrate use onto a trail surface built to sustain high use. This will help minimize impacts. Re-routes have been designed to move the trail route away from high value wetlands to minimize impacts. A goal is to locate the trail where soils are more stable and bearing to create a low-impact, sustainable trail surface.

b. Minimization: The City's partner in the trail construction, Sitka Trail Works, has a special tracked gravel hauler and mini excavator to build the Cross Trail.

This equipment allows for minimal impacts during construction since it is much smaller and requires less fill to construct the trail base. Geotextile filter fabric is used in the trail base to minimize sedimentation. A Storm Water Pollution Prevention Plan and inspections will be completed and seed-free straw wattles will also be used and removed after construction is complete. Properly placed culverts will provide for normal water flows.

Volunteer, informal trails cause considerable erosion and damage to adjacent wetlands. The 10 feet – 12 feet wide trail-base design helps contain foot, bike and dog traffic to the gravel trail, minimizing impacts along the trail corridor.

c. Compensatory Mitigation: A preliminary plan to provide compensatory mitigation is to preserve a site with wetlands resources of similar value and function to those impacted by the project. The compensation plan will establish a wetland area within the Granite Creek

watershed for a conservation easement (restrictive covenant). The identified area will preserve roughly 12 acres of high value wetlands and is owned by the City and Borough of Sitka.

<u>WATER QUALITY CERTIFICATION</u>: A permit for the described work will not be issued until a certification or waiver of certification, as required under Section 401 of the Clean Water Act (Public Law 95-217), has been received from the Alaska Department of Environmental Conservation.

CULTURAL RESOURCES: The latest published version of the Alaska Heritage Resources Survey (AHRS) has been consulted for the presence or absence of historic properties, including those listed in or eligible for inclusion in the National Register of Historic Places. There are cultural resources in the permit area and/or within the vicinity of the permit area. Consultation of the AHRS constitutes the extent of cultural resource investigations by the Corps of Engineers (Corps) at this time. The Corps has made a No Adverse Effect determination for the proposed project. This application is being coordinated with the State Historic Preservation Office (SHPO). Any comments SHPO may have concerning presently unknown archeological or historic data that may be lost or destroyed by work under the requested permit will be considered in our final assessment of the described work.

<u>ENDANGERED SPECIES</u>: No threatened or endangered species are known to use the project area.

We have determined the described activity would have no effect on any listed or proposed threatened or endangered species and would have no effect on any designated or proposed critical habitat, under the Endangered Species Act of 1973 (87 Stat. 844). Therefore, no consultation with the U.S. Fish and Wildlife Service or the National Marine Fisheries Service (NMFS) is required. However, any comments they may have concerning endangered or threatened wildlife or plants or their critical habitat will be considered in our final assessment of the described work.

ESSENTIAL FISH HABITAT: The Magnuson-Stevens Fishery Conservation and Management Act, as amended by the Sustainable Fisheries Act of 1996, requires all Federal agencies to consult with the NMFS on all actions, or proposed actions, permitted, funded, or undertaken by the agency, that may adversely affect Essential Fish Habitat (EFH).

The project area is within the known range of the chum (*Oncorhynchus keta*), Coho (*Oncorhynchus kisutch*), and pink (*Oncorhynchus gorbuscha*) salmon.

We have determined the described activity would not adversely affect EFH in the project area.

TRIBAL CONSULTATION: The Alaska District fully supports tribal self-governance and government-to-government relations between Federally recognized Tribes and the Federal government. Tribes with protected rights or resources that could be significantly affected by a proposed Federal action (e.g., a permit decision) have the right to consult with the Alaska District on a government-to-government basis. Views of each Tribe regarding protected rights and resources will be accorded due consideration in this process. This PN serves as notification to the Tribes within the area potentially affected by the proposed work and invites their participation in the Federal decision-making process regarding the protected Tribal right or resource. Consultation may be initiated by the affected Tribe upon written request to the District Commander during the public comment period.

<u>PUBLIC HEARING</u>: Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. Requests for public hearings shall state, with particularity, reasons for holding a public hearing.

EVALUATION: The decision whether to issue a permit will be based on an evaluation of the probable impacts, including cumulative impacts of the proposed activity and its intended use on the public interest. Evaluation of the probable impacts, which the proposed activity may have on the public interest, requires a careful weighing of all the factors that become relevant in each particular case. The benefits, which reasonably may be expected to accrue from the proposal, must be balanced against its reasonably foreseeable detriments. The outcome of the general balancing process would determine whether to authorize a proposal, and if so, the conditions under which it will be allowed to occur. The decision should reflect the national concern for both protection and utilization of important resources. All factors, which may be relevant to the proposal, must be considered including the cumulative effects thereof. Among those are conservation, economics, aesthetics, general environmental concerns, wetlands, cultural values, fish and wildlife values, flood hazards, floodplain values, land use, navigation, shore erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production, mineral needs, considerations of property ownership, and, in general, the needs and welfare of the people. For activities involving 404 discharges, a permit will be denied if the discharge that would be authorized by such permit would not comply with the Environmental Protection Agency's 404(b)(l) guidelines. Subject to the preceding sentence and any other applicable guidelines or criteria (see Sections 320.2 and 320.3), a permit will be granted unless the District Commander determines that it would be contrary to the public interest.

The Corps is soliciting comments from the public; Federal, State, and local agencies and officials; Indian Tribes; and other interested parties in order to consider and evaluate the impacts of this proposed activity. Any comments received will be considered by the Corps to determine whether to issue, modify, condition or deny a permit for this proposal. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and the other public interest factors listed above. Comments are used in the preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the proposed activity.

<u>AUTHORITY</u>: This permit will be issued or denied under the following authority:

(X) Discharge dredged or fill material into waters of the United States – Section 404 Clean Water Act (33 U.S.C. 1344). Therefore, our public interest review will consider the guidelines set forth under Section 404(b) of the Clean Water Act (40 CFR 230).

Project drawings and a Notice of Application for State Water Quality Certification are enclosed with this Public Notice.

District Commander U.S. Army, Corps of Engineers

Enclosures

STATE OF ALASKA

DEPT. OF ENVIRONMENTAL CONSERVATION
DIVISION OF WATER
Wastewater Discharge Authorization Program (WDAP) / 401 Certification

DEPARTMENT OF ENVIRONMENTAL CONSERVATION WDAP/401 CERTIFICATION 555 CORDOVA STREET ANCHORAGE, ALASKA 99501-2617

PHONE: (907) 269-6285 | EMAIL: dec-401cert@alaska.gov

NOTICE OF APPLICATION FOR STATE WATER QUALITY CERTIFICATION

Any applicant for a federal license or permit to conduct an activity that might result in a discharge into navigable waters, in accordance with Section 401 of the Clean Water Act of 1977 (PL95-217), also must apply for and obtain certification from the Alaska Department of Environmental Conservation that the discharge will comply with the Clean Water Act, the Alaska Water Quality Standards, and other applicable State laws. By agreement between the U.S. Army Corps of Engineers and the Department of Environmental Conservation, application for a Department of the Army permit to discharge dredged or fill material into navigable waters under Section 404 of the Clean Water Act also may serve as application for State Water Quality Certification.

Notice is hereby given that the application for a Department of the Army Permit described in the Corps of Engineers' Public Notice (PN) Reference Number POA-2018-270, Granite Creek, serves as application for State Water Quality Certification from the Department of Environmental Conservation.

After reviewing the application, the Department may certify there is reasonable assurance the activity, and any discharge that might result, will comply with the Clean Water Act, the Alaska Water Quality Standards, and other applicable State laws. The Department also may deny or waive certification.

Any person desiring to comment on the project with respect to Water Quality Certification, may submit written comments to the address above or via email to dec-401cert@alaska.gov by the expiration date of the Corps of Engineer's Public Notice. All comments should include the PN reference number listed above. Mailed comments must be postmarked on or before the expiration date of the public notice.

Disability Reasonable Accommodation Notice

The State of Alaska, Department of Environmental Conservation complies with Title II of the Americans with Disabilities Act of 1990. If you are a person with a disability who may need special accommodation in order to participate in this public process, please contact Theresa Zimmerman at 907-465-6171 or TDD Relay Service 1-800-770-8973/TTY or dial 711 within 5 days of the expiration date of this public notice to ensure that any necessary accommodations can be provided.

Alaska Juneau Pacific Ocean Location **SE Alaska** Pacific/ Ocean Copyright: © 2013 National Geographic Societ

Location Map USGS Quad Sitka A-5

POA-2018-207, Granite Creek City and Borough of Sitka Trail Multimodal Pathway

CROSS TRAIL MULTIMODAL PATHWAY: PROJECT LOCATION



Project Location

Sitka Cross Trail Multimodal Pathway Phase 6

Township 55S Range 63 E, Section 3, Copper River Meridian Scale: 1" = 3652'

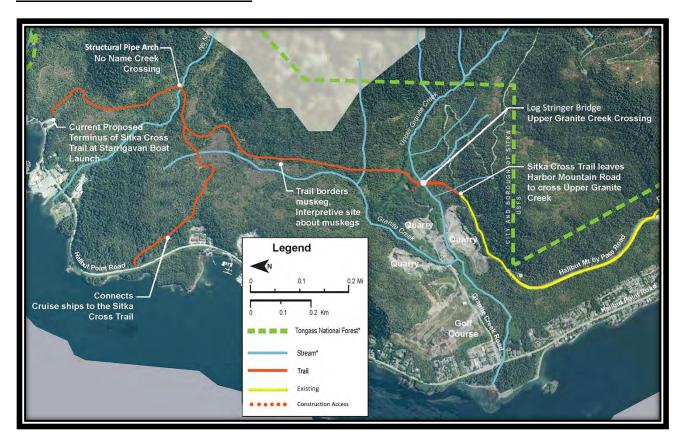
Construction of a non-motorized, multimodal pathway for use for public recreation and transportation.

City and Borough of Sitka, 100 Lincoln St., Sitka, AK 99835.

June 2018

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CROSS TRAIL: PROJECT LOCATION



Project Location

Sitka Cross Trail Multimodal Pathway Phase 6

Township 55S Range 63 E, Section 3, Copper River Meridian Scale: 1" = 105.6'

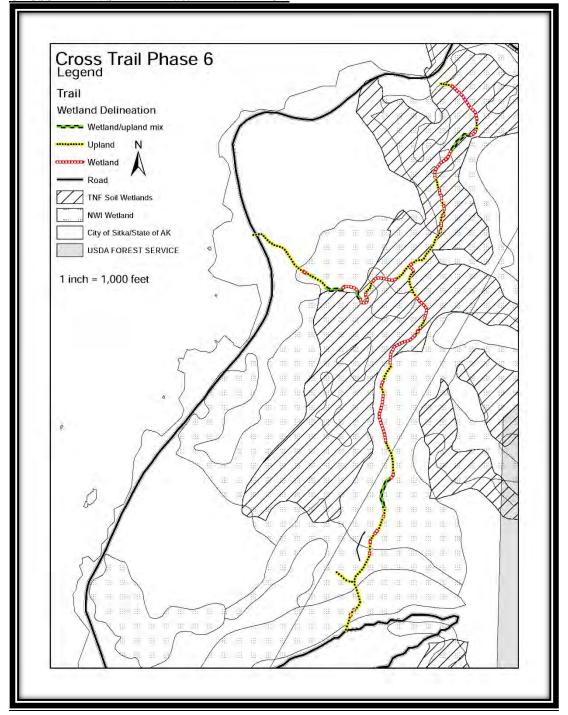
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CROSS TRAIL: SITE PLAN & DELINEATION



<u>CROSS TRAIL SITE PLAN & DELINEATION MAP</u> <u>Sitka Cross Trail Multimodal Pathway Phase 6</u>

Township 55S Range 63 E, Section 3, Copper River Meridian Scale: 1" = 1000'

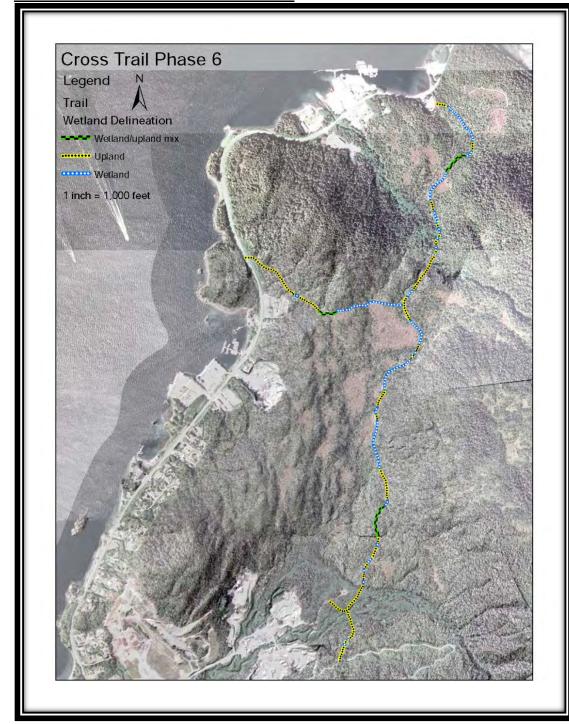
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CROSS TRAIL: SITE PLAN & DELINEATION



CROSS TRAIL SITE PLAN & DELINEATION MAP Sitka Cross Trail Multimodal Pathway Phase 6

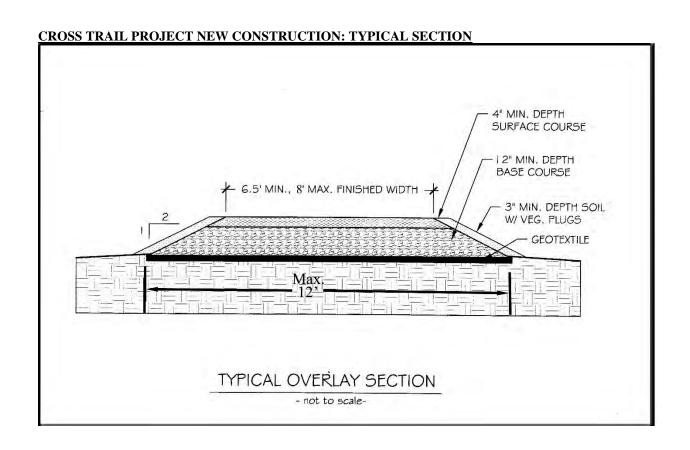
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PATHWAY TYPICAL SECTIONS CROSS TRAIL Sitka Cross Trail Multimodal Pathway Phase 6

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CROSS TRAIL PROJECT: CULVERT CROSS SECTION FINISHED GRADE -SUBBASE, GRADING C SELECTED MATERIAL, TYPE B MIN. COVER (AS REQUIRED) COMPACTED DEPTH VARIES SELECTED MATERIAL, TYPE C NATIVE GROUND CULVERT PIPE -PIPE BEDDING ZONE SELECTED MATERIAL, TYPE B IN PIPE BEDDING ZONE 12 12' MIN. MIN. PIPE BEDDING ZONE NOTES:

- MINIMUM TRENCH WIDTH SHALL BE NOMINAL PIPE DIAMETER, PLUS 2'.
- BEDDING AND BACKFILL SHALL BE COMPACTED TO 90% OF MAXIMUM DENSITY THROUGHOUT THE DEPTH OF EACH LIFT. LIFT DEPTH SHALL BE A MAXIMUM OF 6".

PIPE TRENCH DETAIL N.T.S.

CROSS TRAIL CULVERT CROSS SECTION DETAIL Sitka Cross Trail Multimodal Pathway Phase 6

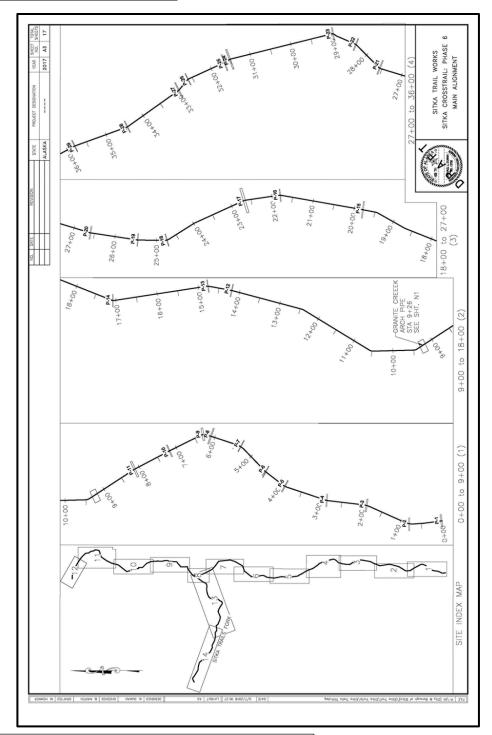
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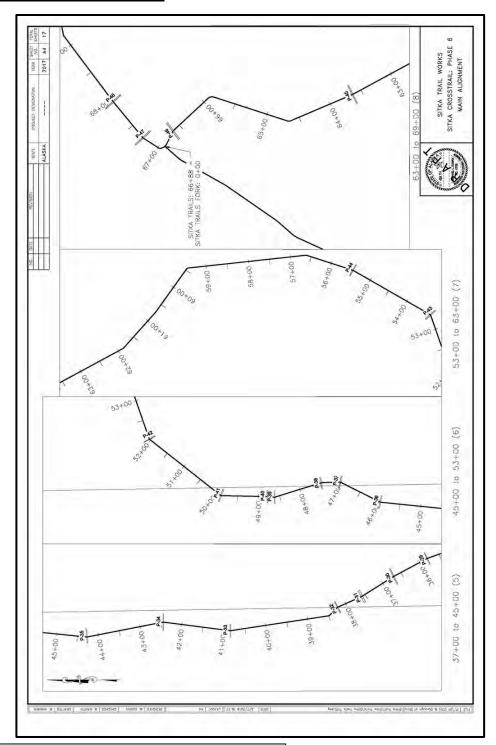
CROSS TRAIL: CULVERT PLACEMENT Sitka Cross Trail Multimodal Pathway Phase 6 Township 55S Range 63 E, Section 3 Meridian Copper River Scale: NTS

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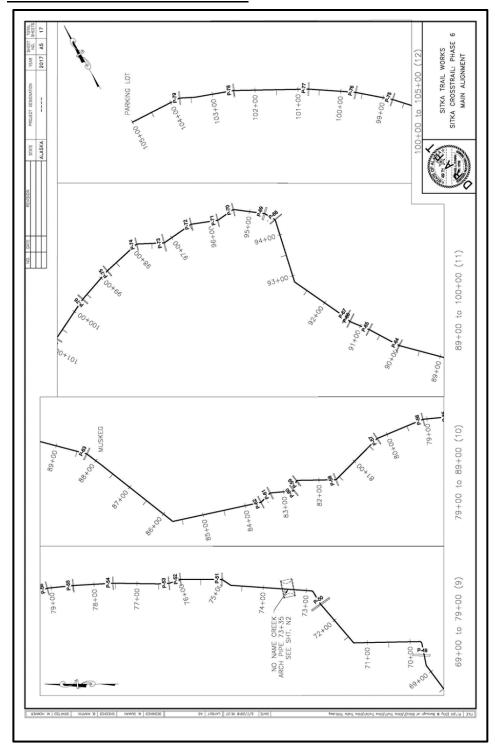
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CROSS TRAIL: CULVERT PLACEMENT Sitka Cross Trail Multimodal Pathway Phase 6 Township 55S Range 63 E, Section 3 Meridian Copper River Scale: NTS

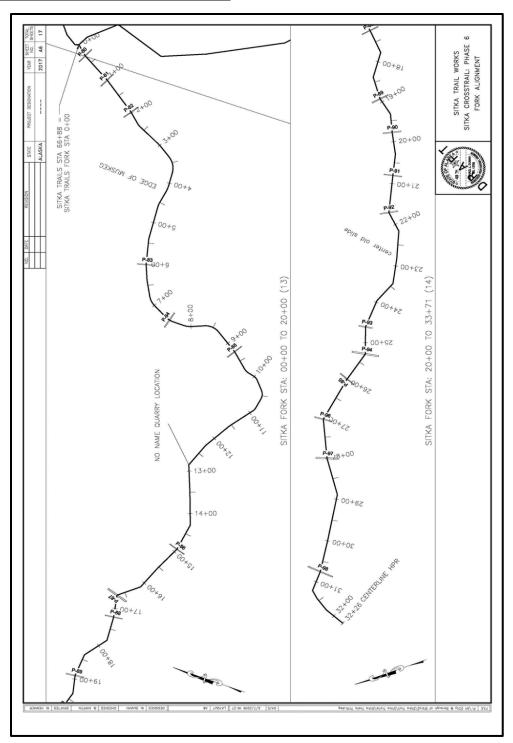
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CROSS TRAIL: CULVERT PLACEMENT Sitka Cross Trail Multimodal Pathway Phase 6 Township 55S Range 63 E, Section 3 Meridian Copper River Scale: NTS

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CROSS TRAIL: CULVERT SCHEDULE SITKA CROSSTRAIL: PHASE CULVERT TABLE 20 20 SITKA TRAIL WORKS YEAR S CULVERT INSTALLATION SUMMARY SITKA TRAILS FORK PHASE 6 CCY) AREA FT^2 19+77.80 20+80.33 17+20.19 18+90.74 STA STRUCTURE INSTALLATION SUMMARY SITKA TRAILS PHASE RIPRAP (CY) SIZE 100 24" 36" 18" 4 00 200 24 00 00 24" 35" CONCRETE (CY) 20.00 9.3 STATE FILL (CY) 25 COX) STA SIZE ELL (CY) 40 FE CULVERT INSTALLATION SUMMARY SITKA TRAILS PHASE 6 (cy) 91+39,39 94+63.47 89+97,53 90+77.82 95+80.87 NO NAME CREEK SPA MAJOR G.F. CULVERT INSTALLATION SUMMARY SITKA TRAILS PHASE 6 CU) 63+64.27 74+98.45 67+25.32 SIZE 24" ± 80 184 18. 18 24" 48 20,00 20.00 (CY) CULVERT INSTALLATION SUMMARY SITKA TRAILS PHASE 6 55 27+57.38 6+27.25 22+64.53 18" 18" 18" 24" 24" 24" 18" 18" #B 12 B 20.00° 20.00° 30.00° 20.00 20.00 20.00 ,00'09 20.00 40.00

CROSS TRAIL ARCH PIPE CROSS SECTION Sitka Cross Trail Multimodal Pathway Phase 6 Township 55S Range 63 E, Section 3 Meridian Copper River Scale: NTS

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CROSS TRAIL: CULVERT DETAILS SITKA TRAIL WORKS SITKA CROSSTRAIL: PHASE 6 NATURAL CHANNEL BOTTOM NATURAL CHANNEL BOTTOM CLASS I RIPRAP, 2' THICK AND GEOTEXTILE, SEPARATION CLASS 1+ WHEN IN SOIL CUT 3X PIPE DIA. SECTION B-B - 3X DIA UNLESS DIRECTED OTHERWISE, WHEN THE STREAM GRADIENT EXCEEDS 15%, FLATTEN THE CULVERT SLOPE TO 3% AND CONSTRUCT A RIPRAP SPILLWAY AT THE CULVERT OUTLET. CLASS I RIPRAP, 2' THICK AND GEOTEXTILE, SEPARATION, CLASS 1+ WHEN IN SOIL CUT M CLASS II RIPRAP, 2' THICK CULVERT LENGTH VARIES CULVERT LENGTH VARIES TYPICAL CULVERT, THRU CUT SECTION TYPICAL CULVERT, CUT-FILL SECTION ALIGN THE CULVERT WITH THE NATURAL CHANNEL ROADWAY 3% **E ROADWAY** NOTE: SEE SHT D2 FOR SECTION A-A. 1' MIN. COVER 3% 1' MIN. COVER 3% ORIGINAL GROUND SLOPE VARIES, 1.5:1 SOIL CUT, 0.5:1 ROCK CUT 3' DITCH WIDENING N ORIGINAL GROUND ROCK FLUME, CLASS I RIPRAP, 2THICK ON SOIL CUT SLOPE AND GEOTEXTILE SEPARATION, CLASS 1+ NATURAL CHANNEL BOTTOM

CROSS TRAIL CULVERT DETAILS

Sitka Cross Trail Multimodal Pathway Phase 6

Township 55S Range 63 E, Section 3 Meridian Copper River Scale: NTS

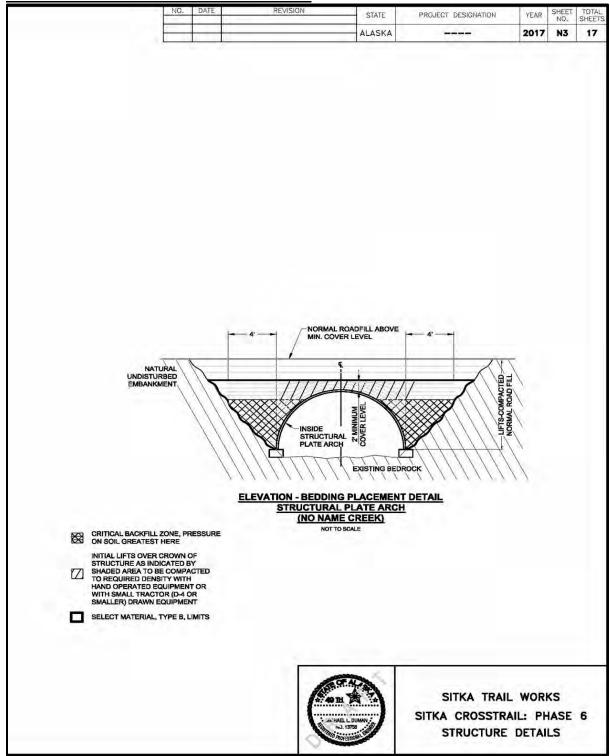
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CROSS TRAIL: SPPA DETAILS NO NAME CREEK:



<u>CROSS TRAIL SPPA DETAILS NO NAME CREEK</u> <u>Sitka Cross Trail Multimodal Pathway Phase 6</u>

Township 55S Range 63 E, Section 3 Meridian Copper River Scale: NTS

Construction of a non-motorized, multimodal pathway for use for public recreation and transportation.

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CROSS TRAIL: SPPA DETAILS NO NAME CREEK 330 2. FOR BACKFILL DETAILS, SEE SHEET N3. 754R SHEET NO. 2017 N2 SITKA CROSSTRAIL: PHASE SPA NO NAME CREEK SITKA TRAIL WORKS STATE -THALWEG ELEV. 336.88 STRUCTURAL PLATE ARCH FOOTING ELEVATIONS (BOTTOM) ELEVATION (FT) 338.58° 336.9 336.9 336.0 336.0 360 330 (2) 0 (10) 4 360 340 330 350 320 **CULVERT DATA** MATERIALIGAUGE CORRUGATION 099 (2) 240 WHO NO NAME CREEK (6)

CROSS TRAIL SPPA DETAILS NO NAME CREEK Sitka Cross Trail Multimodal Pathway Phase 6 Township 55S Range 63 E, Section 3 Meridian Copper River Scale: NTS

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