

**U.S. Army Corps  
of Engineers**  
Pittsburgh District

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# Public Notice

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In Reply Refer to  
Notice No. below

US Army Corps of Engineers, Pittsburgh District  
1000 Liberty Avenue  
Pittsburgh, PA 15222-4186

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Application No. 2012-1750

Date: November 20, 2018

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Notice No. 18-42

Closing Date: December 19, 2018

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1. TO ALL WHOM IT MAY CONCERN: The following application has been submitted for a Department of the Army Permit under the provisions of Section 404 of the Clean Water Act.
2. APPLICANT: Stream and Wetlands Foundation  
123 South Broad Street, Suite 238  
P.O. Box 369 Lancaster, OH 43130
3. LOCATION: Anderson Run and Captina Creek in Washington Township, Belmont County, Ohio near Armstrongs Mills.
4. PURPOSE AND DESCRIPTION OF WORK: The applicant has submitted a Mitigation and Monitoring Plan for the Anderson Run Stream In-Lieu Fee (ILF) Mitigation Site to the Ohio Interagency Review Team. The proposal is to use ILF money from within the Upper Ohio-Wheeling (HUC 05030106) to preserve 36,060 linear feet of streams (Anderson Run, Captina Creek, and unnamed tributaries) and riparian buffer within the 124 acre site. The high quality streams meet the requirements of preservation and protection of these aquatic resources and their buffers will help to ensure that existing downstream uses within Captina Creek are maintained. This mitigation plan is a modification to the ILF Program Final Instrument dated April 2014. A location map is attached to this notice.
5. IMPACT ON NATURAL RESOURCES: The District Engineer has consulted the most recently available information and has determined that the project will have no effect on endangered species or threatened species, or result in destruction or adverse modification of habitat of such species which has been determined to be critical. While concurrence with this determination is not required, this Public Notice serves as a request to the U.S. Fish and Wildlife Service for any additional information they may have on whether any listed or proposed to be listed endangered or threatened species may be present in the area which would be affected by the activity, pursuant to Section 7(c) of the Endangered Species Act of 1972 (as amended).
6. IMPACT ON CULTURAL RESOURCES: The National Register of Historic Places has been consulted, and it has been determined that there are no properties currently listed on the register which would be directly affected by the proposed work. If we are made aware, as a result of comments received in response to this notice, or by other means, of specific archeological, scientific, prehistorical, or historical sites or structures which might be affected by

the proposed work, the District Engineer will immediately take the appropriate action necessary pursuant to the National Historic Preservation Act of 1966 - Public Law 89-665 as amended (including Public Law 96-515).

7. PUBLIC INVOLVEMENT: Any person may request, in writing, within the comment period specified in the paragraph below entitled "RESPONSES," that a public hearing be held to consider this application. The requests for public hearing shall state, with particularity, the reasons for holding a public hearing.

8. EVALUATION: Interested parties are invited to state any objections they may have to the proposed work. The decision whether to issue a permit will be based on an evaluation of the probable impact including cumulative impacts of the proposed activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefit which reasonably may be expected to accrue from the proposals must be balanced against its reasonably foreseeable detriments. All factors which may be relevant to the proposal will be considered including the cumulative effects thereof; among those are conservation, economics, aesthetics, general environmental concerns, wetlands, historic properties, fish and wildlife values, flood hazards, flood plain values, land use, navigation, shoreline 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. The Corps of Engineers 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 of Engineers 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 overall public interest of the proposed activity.

9. RESPONSES: A permit will be granted unless its issuance is found to be contrary to the public interest. Written statements concerning the proposed activity should be received in this office on or before the closing date of this Public Notice in order to become a part of the record and to be considered in the final determination. Any objections which are received during this period may be forwarded to the applicant for possible resolution before the determination is made whether to issue or deny the requested DA Permit. All responses to this notice should be directed to the Regulatory Division, attn Tyler Bintrim at the above address, by telephoning (412) 395-7115, or by e-mail at tyler.j.bintrim@usace.army.mil. Please refer to CELRP-RG 2012-1750 in all responses.

FOR THE DISTRICT ENGINEER:

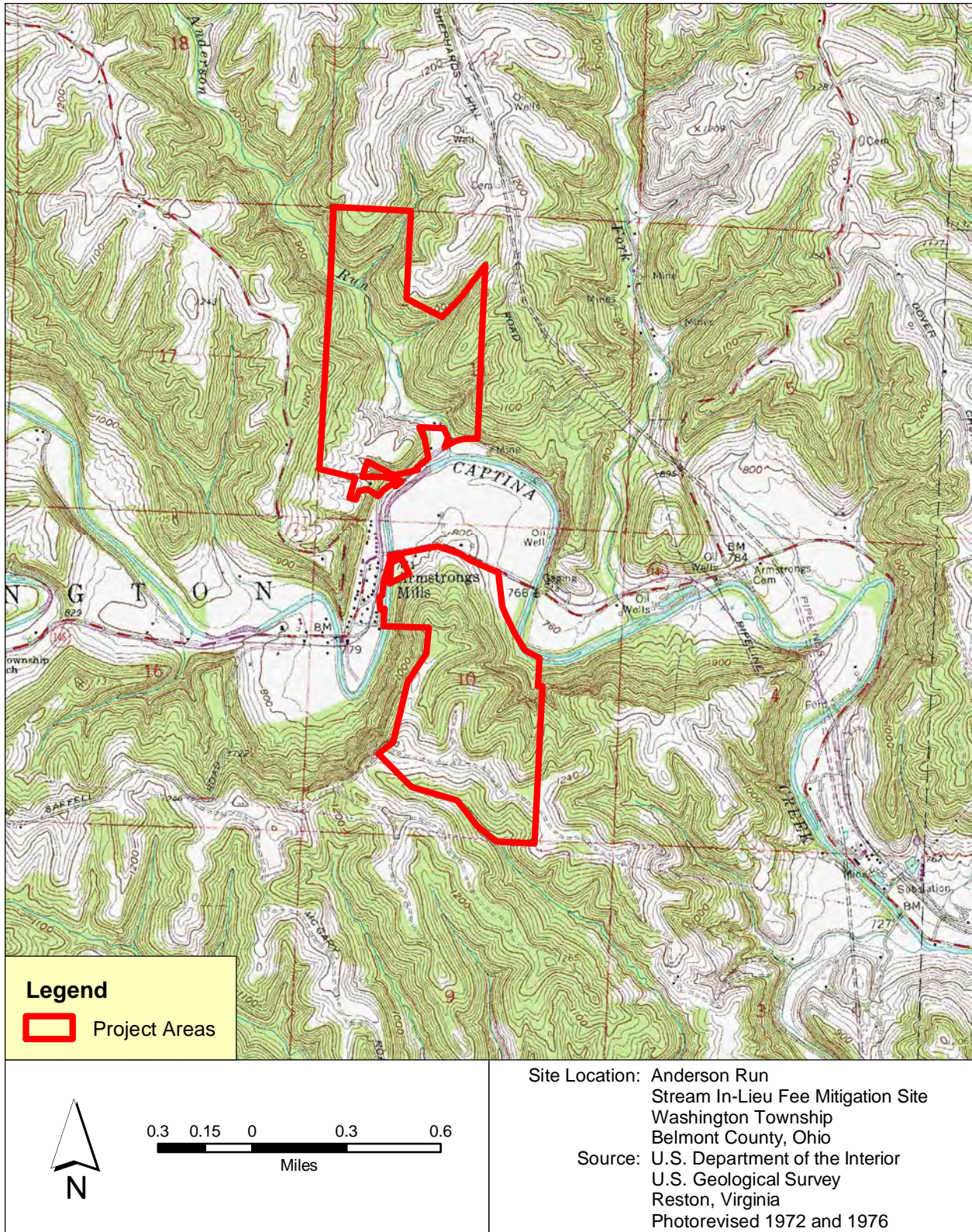
//SIGNED//

By Josh Shaffer for:

Jon T. Coleman  
Acting Chief, Regulatory Division

# Appendix D

## Location of Mitigation Site on USGS 7.5-Minute Topographic Maps (Armstrongs Mills Quadrangle)





- = Existing trail / land owner access
- = North site (210 acres)
- = Perennial stream
- = Intermittent stream
- = Ephemeral stream
- = Direction of flow
- = 50-foot tributary and 150-foot Anderson Run conservation easement (70.00 acres, north site)

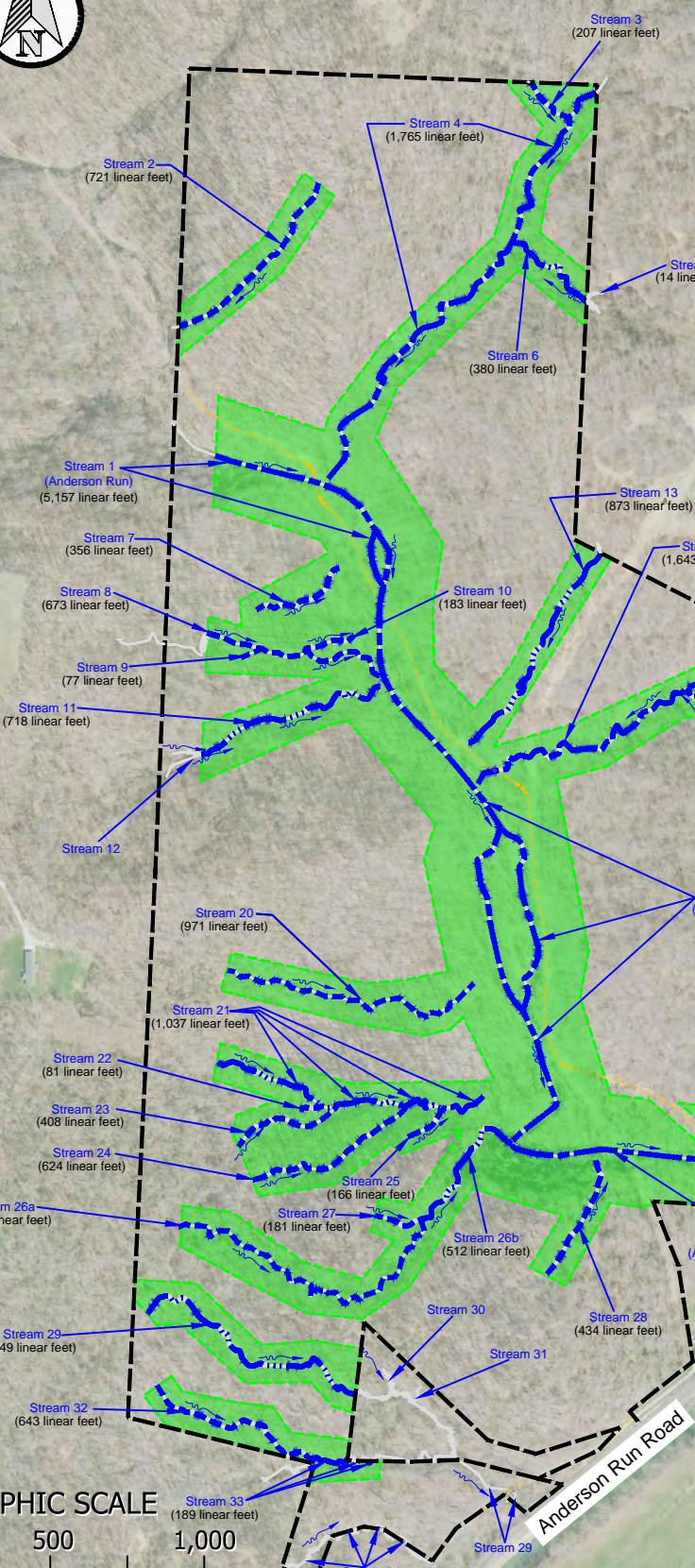
Armstrong Centerville Road

Shepard Hill Road

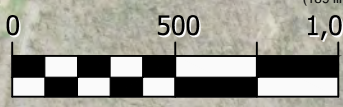
Anderson Run Road

Captina Creek

Horseshoe Bend Golf Course



GRAPHIC SCALE



(IN FEET)

The information presented is not a survey or engineering product, and should not be used for any purpose provided by applicable law or regulation that requires a surveying or engineering license.

Prepared by

Prepared for

**Stream + Wetlands Foundation**

**Anderson Run In-Lieu Fee Site**  
 423 Acres, Anderson Run Road  
 Jacobsburg, Ohio

Data used to produce this map were collected on January 22 and 24, 2018

Map View 1 of 2



### Horseshoe Bend Golf Course

- = South site (213 acres)
- = Perennial stream
- = Intermittent stream
- = Ephemeral stream
- = Direction of flow
- = 50-foot & 150-foot conservation easement (54.00 acres, south site)

Armstrong Centerville Road

Anderson Run Road

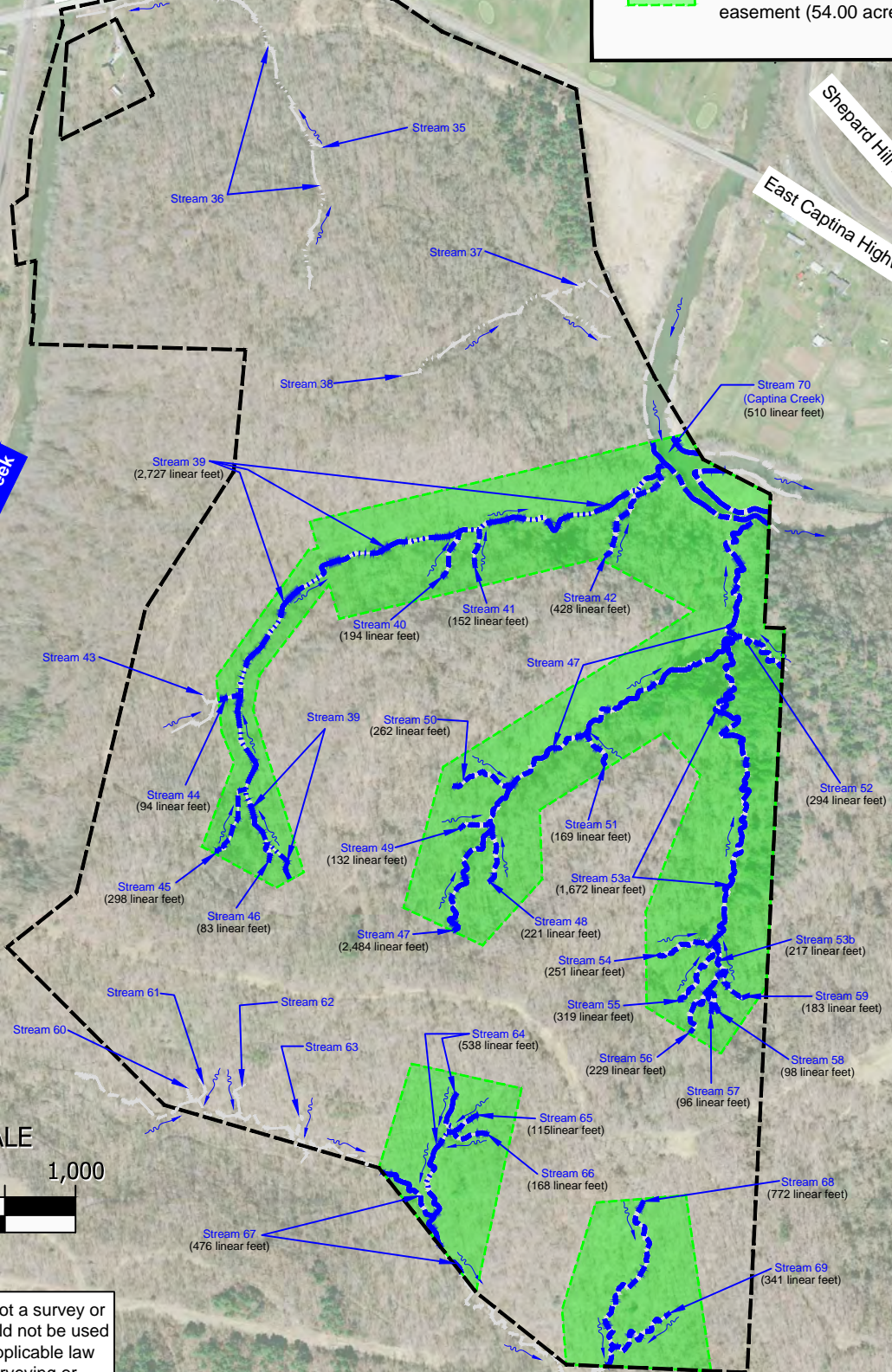
West Captina Highway

East Captina Highway

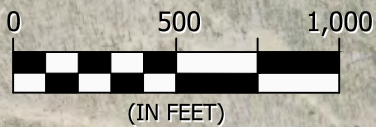
Shepard Hill Highway

Captina Creek

Captina Creek



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