

# Public Notice

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

In Reply Refer to  
Notice No. below

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

Application No. LRP-2016-1384

Date: May 24, 2021

Notice No. 21-28

Closing Date: June 23, 2021

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: Charles Price  
Carter Lumber Company  
601 Tallmadge Road  
Kent, Ohio 44240
3. AGENT: Ben Latoche  
HzW Environmental Consultants, LLC  
6105 Heisley Rd  
Mentor, OH 44060
4. LOCATION: Wetlands hydrologically connected to the Mahoning River located at 3747 State Route 5, Newton Falls, Trumbull County, Ohio. Approximate center location of project is at 41.21835°N, -80.93536°W.
5. PURPOSE AND DESCRIPTION OF WORK: The applicant proposes to permanently impact 1.6 acres of non-forested wetlands to expand the existing Carter Lumber facility. The proposed development plans include the construction of three buildings, parking spaces, and a stormwater detention pond. A location map and proposed development plan are attached to this notice.
6. WATER QUALITY CERTIFICATION: A Permit will not be granted until Water Quality Certification is received or waived from:  
  
Ohio Environmental Protection Agency (Ohio EPA)  
Section 401 Coordinator  
PO Box 1049  
Columbus, Ohio 43266-0149  
Telephone Number: 614-644-2001
7. IMPACT ON NATURAL RESOURCES: The District Engineer has consulted the most recently available information and has determined that the project may affect, but

is not likely to adversely affect endangered species or threatened species, or result in destruction or adverse modification of habitat of such species which has been determined to be critical. 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). If the U.S. Fish and Wildlife Service concurs with the may affect, not likely to adversely affect determination please respond with written concurrence.

8. 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).

9. 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.

10. 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. The evaluation of the impact of the activity on the public interest will include application of the guidelines promulgated by the Administrator, Environmental Protection Agency, under the authority of Section 404(b) of the Clean Water Act (40 CFR Part 230). [The previous sentence is used in Section 404 activities only]

11. 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. Public comments may be subject to release under the Freedom of Information Act (FOIA). All responses to this notice should be directed to the Regulatory Division, attn Nick Franke at the above address, by telephoning (412) 395-7575, or by e-mail at [Nicholas.A.Franke@usace.army.mil](mailto:Nicholas.A.Franke@usace.army.mil) Please refer to CELRP-RG LRP-2016-1384 in all responses.

FOR THE DISTRICT ENGINEER:

//SIGNED//

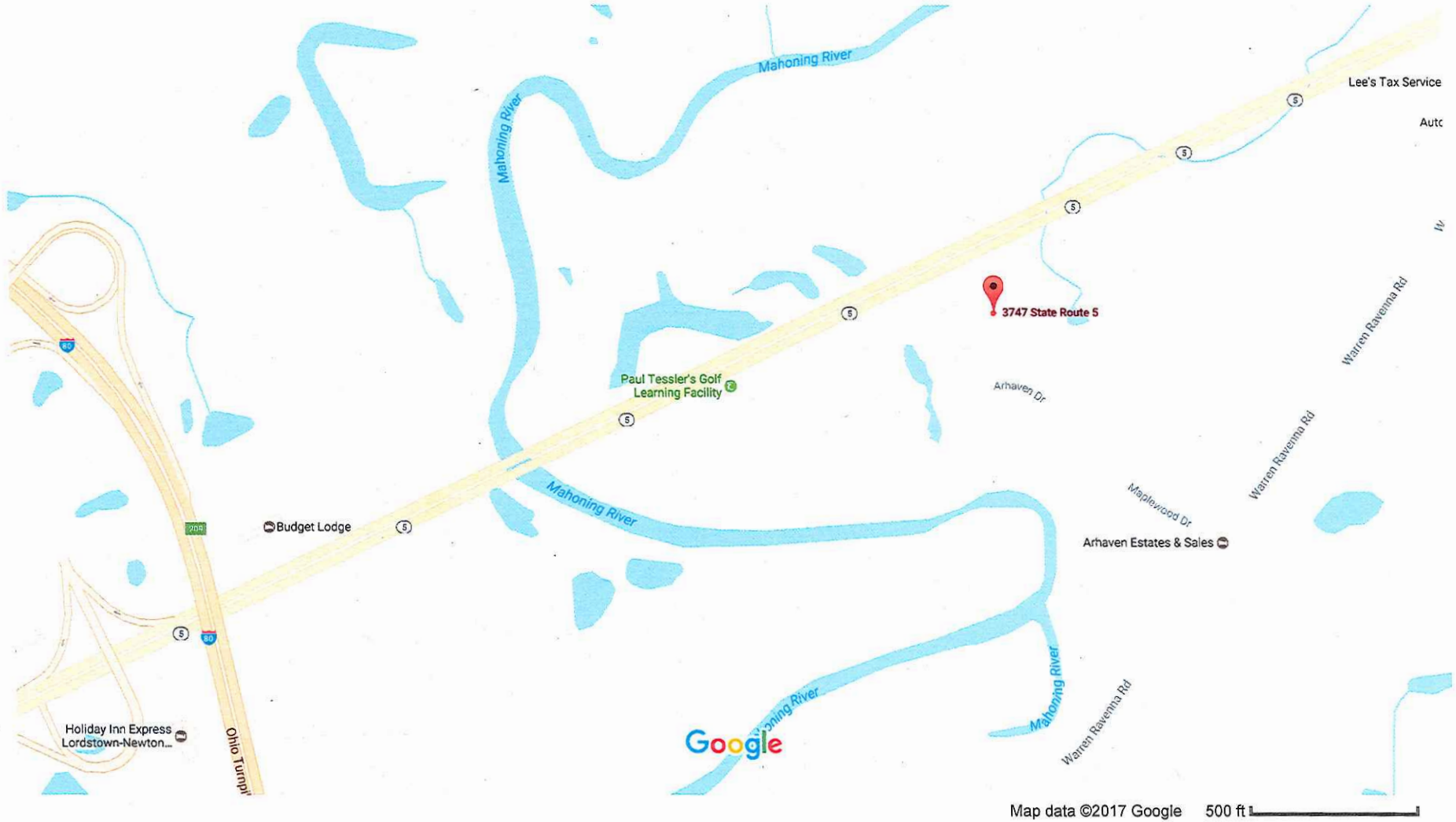
By Tyler J. Bintrim for:

Scott A. Hans  
Chief, Regulatory Division

Google Maps

3747 State Rte 5

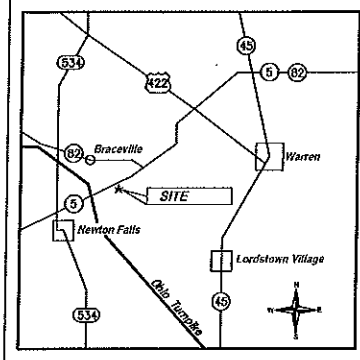
Newton Falls OH 44444



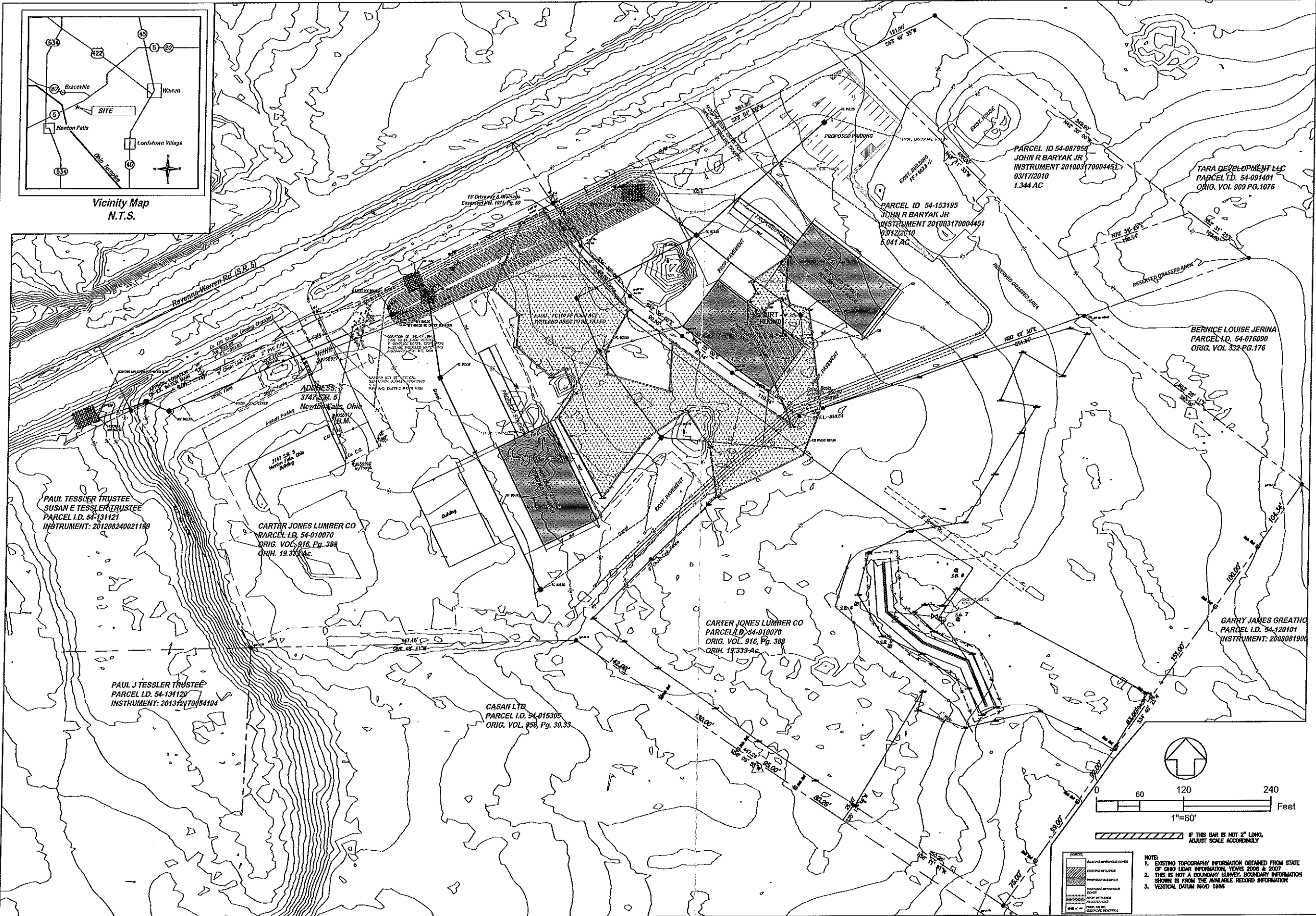
2016-1384

41.21835°N , - 80.93536°W

C:\AAA LAND PROJECTS\2016 LAND PROJECTS\2016 NEWTON FALLS PRELIMINARY PLAN NEWTON FALLS, OHIO\03\_20160801\_RECORDING\_PLOTTED\_06.08.2016\_05.25PM\_BY ADMINISTRATOR



Vicinity Map  
N.T.S.



LAND DESIGN GROUP, LLC  
CIVIL ENGINEERING & LAND SURVEYING

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CORPORATE YEAR 2012

STATE OF OHIO  
ALBERT A. AVANESYAN  
E-62308  
PROFESSIONAL ENGINEER

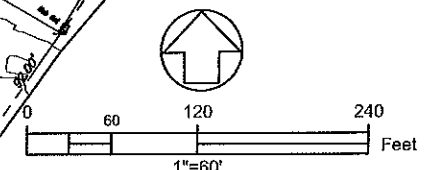
CARTER JONES LUMBER CO 601 TALLMADGE ROAD KENT, OH 44240	County	Permanent Parcel Number
	TRUMBULL	54-010070

PRELIMINARY DEVELOPMENT PLAN FOR:  
CARTER JONES LUMBER CO FACILITY  
3747 S.R. 5  
NEWTON FALLS, OHIO 44444  
COUNTY: TRUMBULL

LOG NO.	DATE
DRAWN BY: AMA	STEMER, PH
CHECK BY:	
DRWG. NO.	

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NOT FOR CONSTRUCTION

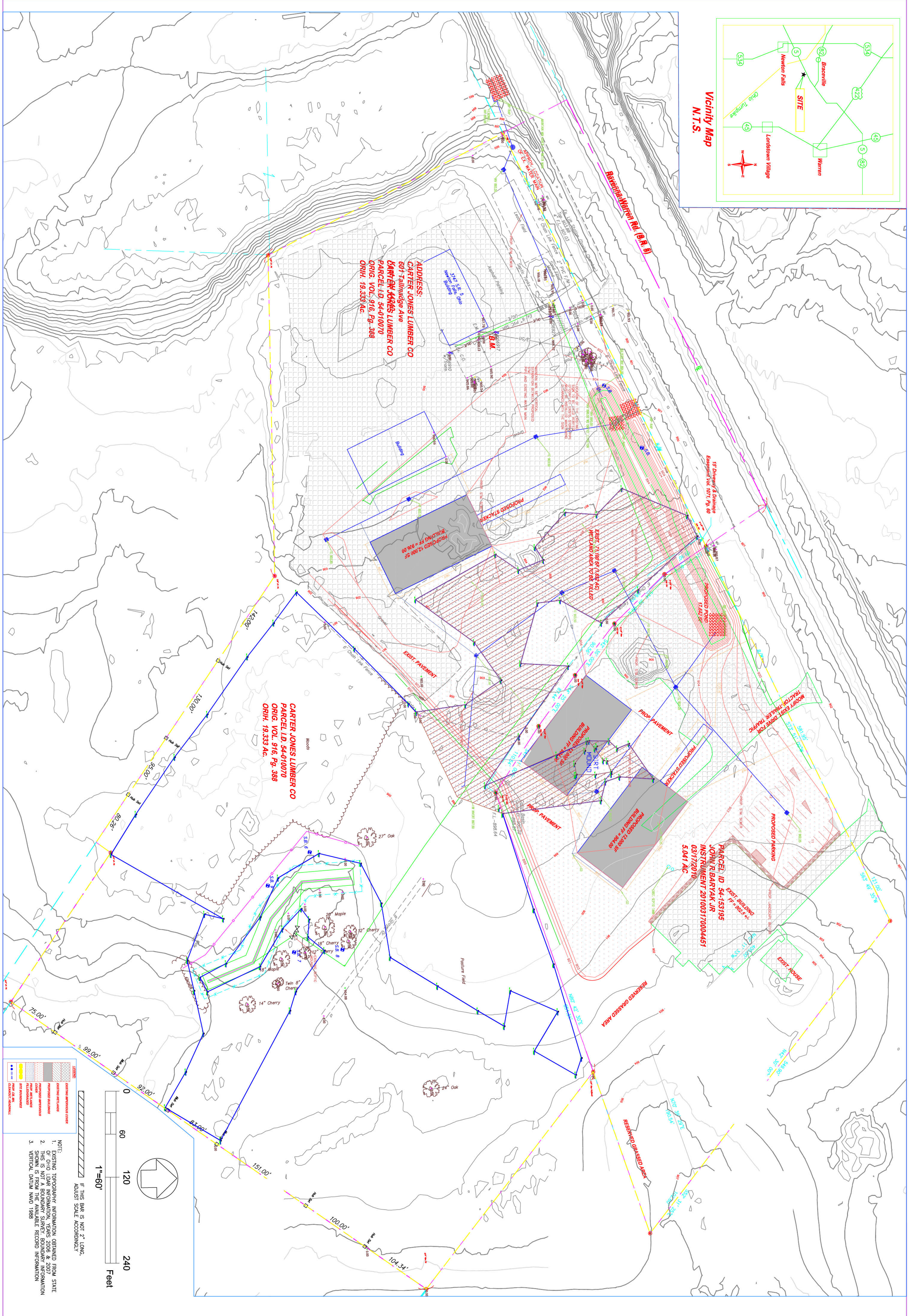
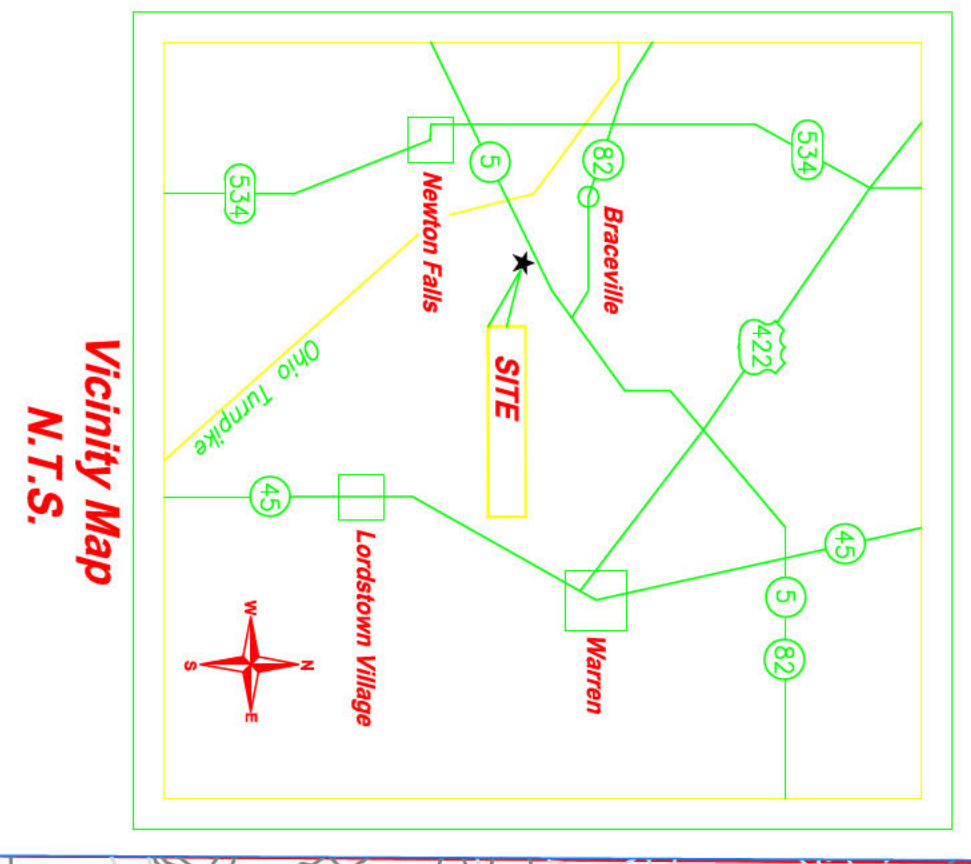


IF THIS BAR IS NOT 2" LONG, ADJUST SCALE ACCORDINGLY

SYMBOL	DESCRIPTION
[Hatched Box]	EXISTING WETLAND COVER
[Dotted Box]	EXISTING WETLANDS
[Stippled Box]	PROPOSED WETLANDS
[Cross-hatched Box]	PROPOSED WETLANDS COVER
[Dashed Box]	PROPOSED WETLANDS PERMITS
[Solid Box]	PROPOSED WETLANDS PERMITS
[Star Symbol]	PROPOSED WETLANDS PERMITS

- NOTE:
- EXISTING TOPOGRAPHY INFORMATION OBTAINED FROM STATE OF OHIO LEGAL INFORMATION YEARS 2006 & 2007
  - THIS IS NOT A BOUNDARY SURVEY. BOUNDARY INFORMATION SHOWN IS FROM THE AVAILABLE RECORD INFORMATION
  - VERTICAL DATUM NAD 1986





**LEGEND**

- EXISTING IMPROVEMENTS
- PROPOSED IMPROVEMENTS
- PROPOSED PAVED AREAS
- PROPOSED UNPAVED AREAS
- PROPOSED UTILITIES
- PROPOSED EROSION CONTROL
- PROPOSED FENCE
- PROPOSED SIGNAGE
- PROPOSED LIGHTING
- PROPOSED LANDSCAPE
- PROPOSED TREES
- PROPOSED PLANTS
- PROPOSED SOILS
- PROPOSED GEOTECHNICAL

**NOTES:**

- EXISTING TOPOGRAPHY INFORMATION OBTAINED FROM STATE OF OHIO LIDAR INFORMATION YEARS 2006 & 2007
- SHADES IS FROM THE AVAILABLE RECORD INFORMATION
- VERTICAL DATUM NAD 1988

IF THIS BAR IS NOT 2" LONG, ADJUST SCALE ACCORDINGLY

1"=60'

0 60 120 240 Feet

**PRELIMINARY DEVELOPMENT PLAN FOR:**  
**CARTER JONES LUMBER CO FACILITY**

**3747 S.R. 5**  
**NEWTON FALLS, OHIO 44444**  
**COUNTY: TRUMBULL**

DATE: \_\_\_\_\_  
 DRAWN BY: AM  
 CHECK BY: \_\_\_\_\_  
 DWG. NO. PREFERRED: C 01

NO.	REVISIONS	DESIGNER	PROJ. MGR.	REVIEWER	DATE
1					
2					
3					
4					
5					

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**CARTER JONES LUMBER CO**  
**601 TALLMADGE ROAD**  
**KENT, OH 44240**

County: **TRUMBULL** Permanent Parcel Number: **54-010070**

STATE OF OHIO  
 PROFESSIONAL ENGINEER  
 ALBERT A. AMESYAN  
 E-62306

**NOTICE**

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