



Public Notice

**U S Army Corps
of Engineers**
Huntington District

In reply refer to Public Notice No.
2008-00421-SCR

Issuance Date: SEP 11 2008

Stream:
Scioto River

Closing Date: SEP 26 2008

Please address all comments and inquiries to:

U.S. Army Corps of Engineers, Huntington District, Ohio Transportation Office

ATTN: CELRH-OR-FN-OT Public Notice No. (*reference above*)

3990 East Broad Street

Building 10, Section 10

Columbus, Ohio 43218-3990

Phone: (614) 692-4654

PUBLIC NOTICE: The purpose of this public notice is to inform you of a proposal for work in which you might be interested. It is also to solicit your comments and information to better enable us to make a reasonable decision on factors affecting the public interest. We hope you will participate in this process.

REGULATORY PROGRAM: Since its early history, the U.S. Army Corps of Engineers (Corps) has played an important role in the development of the nation's water resources. Originally, this involved construction of harbor fortifications and coastal defenses. Later duties included the improvement of waterways to provide avenues of commerce. An important part of our mission today is the protection of the nation's waterways through the administration of the Corps Regulatory Program.

SECTION 10: The Corps is directed by Congress under Section 10 of the Rivers and Harbors Act of 1899 (33 USC 403) to regulate all work or structures in or affecting the course, condition or capacity of navigable waters of the United States (U.S.). The intent of this law is to protect the navigable capacity of waters important to interstate commerce.

SECTION 404: The Corps is directed by Congress under Section 404 of the Clean Water Act (33 USC 1344) to regulate the discharge of dredged and fill material into all waters of the United States, including wetlands. The intent of the law is to protect the nation's waters from the indiscriminate discharge of material capable of causing pollution and to restore and maintain their chemical, physical and biological integrity.

TO 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. This notice serves as the Corps of Engineers' request to the Ohio Environmental Protection Agency (OEPA) to act on Section 401 Water Quality Certification for the following application:

APPLICANT: Ohio Department of Transportation
1980 West Broad Street
Columbus, Ohio 43223

LOCATION: The proposed project is located in the Scioto River between Town and Rich Streets in downtown Columbus, Franklin County, Ohio.

DESCRIPTION OF THE PROPOSED WORK: The applicant proposes to place fill material in waters of the United States in order to demolish the existing Town Street Bridge over the Scioto River and construct a new bridge on a new alignment that would serve as the Town/Rich Street Bridge. The new bridge would be a 5-span ribbed precast concrete arch bridge and span the Scioto River beginning at the Town Street/Washington Boulevard intersection on the west side of the river and terminate at the Civic Center Drive/Rich Street intersection on the east side of the river. In addition, the applicant proposes to construct parkland where the Town Street Bridge Abutment currently stands and extend the park south under the proposed new bridge, which would include slope/embankment construction, construction of a new riverwalk, and installation of stone and plantings. Construction of this park would establish direct access from Genoa Park to West Bank Park. Other roadway improvements associated with the project include curb and pavement replacement along Civic Center Driver from Rich Street south to Mound Street.

Work associated with the proposed project would involve the permanent placement of approximately 1,773 cubic yards of fill material along 810 linear feet (0.52 acre) of the Scioto River to complete the construction activities mentioned above. The proposed project would also involve the temporary placement of approximately 33,938 cubic yards of fill material into 3.04 acres of the Scioto River for construction access. This temporary construction access area would occur within 324 linear feet of the projects proposed 810 linear foot total. Plans of the proposal are attached to this notice.

MITIGATION PLAN: The applicant has submitted a conceptual mitigation plan to compensate for unavoidable impacts. The proposed mitigation plan includes the placement of stone to stabilize banks and enhance aquatic habitat and removal of invasive plants within the area and re-vegetated with native species.

WATER QUALITY CERTIFICATION: A section 401 Water Quality Certification is required for this project. It is the applicant's responsibility to obtain the certification from the Ohio Environmental Protection Agency.

HISTORIC AND CULTURAL RESOURCES: The Federal Highways Administration (FHWA) is the lead Federal agency for this project. As such, FHWA is responsible for compliance with the National Environmental Policy Act (NEPA) and Section 106 of the National Historic Preservation Act. The Ohio State Historic Preservation Office (OSHPO) has concurred with ODOT's findings that demolition and replacement of the bridge would result in an adverse effect. A Memorandum of Agreement (MOA) was signed and finalized between the Federal Highway Administration and the OSHPO on March 25, 1999, to compensate for and resolve adverse effect. A copy of this public notice will be sent to the Ohio Historic Preservation Office for their review. Comments concerning archeological sensitivity of a project area should be based upon collected data.

ENDANGERED/THREATENED SPECIES REVIEW: The project is located within the known or historic range of the following endangered (E), threatened (T) or candidate (C) species:

Indiana bat (E)
Scioto madtom (E)
Northern riffleshell mussel (E)
Clubshell mussel (E)

As noted above, FHWA is the lead Federal agency for this project. FHWA is responsible for compliance with the NEPA and Section 7 of the Endangered Species Act. This public notice serves as a request to the USFWS 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).

PUBLIC INTEREST REVIEW AND COMMENT: Any person who has an interest that may be adversely affected by the issuance of a permit may request a public hearing. The request must be submitted in writing to the District Engineer on or before the expiration date of this notice and must clearly set forth the interest which may be adversely affected and the manner in which the interest may be adversely affected by the activity. This application will be reviewed in accordance with 33 CFR 320-332, the Regulatory Program of the U. S. Army Corps of Engineers (USACE), and other pertinent laws, regulations, and executive orders. Our evaluation will also follow the guidelines published by the U. S. Environmental Protection Agency pursuant to Section 404(b) (1) of the CWA. 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 that reasonably may be expected to accrue from the proposal must be balanced against its reasonably foreseeable detriments. All factors that may be relevant to the proposal will be considered including the cumulative effects thereof; of those are conservation, economics, aesthetics, general environmental concerns, wetlands, historic properties, fish and wildlife values, flood hazards, floodplain 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. Written statements on these factors received in this office on or before the expiration date of this public notice will become a part of the record and will be considered in the final determination. A permit will be granted unless its issuance is found to be contrary to the public interest.

SOLICITATION OF COMMENTS: 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. For accuracy and completeness of the administrative record, all data in support of or in opposition to the proposed work should be submitted in writing setting forth sufficient detail to furnish a clear understanding of the reasons for support or opposition. 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 need for a public hearing and to determine the overall public interest of the proposed activity.

CLOSE OF COMMENT PERIOD: All comments pertaining to this Public Notice must reach this office on or before the close of the comment period listed on page one of this Public Notice. If no comments are received by that date, it will be considered that there are no objections. Comments and requests for additional information should be submitted to:

North Regulatory Section, Ohio Regulatory Transportation Office
U.S. Army Corps of Engineers Huntington District
3990 East Broad Street
Building 10, Section 10
Columbus, Ohio 43218-3990

Please note names and addresses of those who submit comments in response to this public notice may be made publicly available. Thank you for your interest in our nation's water resources. If you have any questions concerning this public notice, please contact Peter Clingan at (614) 692-4654.


for Ginger Mullins, Chief
Regulatory Branch

(0)

2:47:30 PM
PLOTTED: 2/25/



1:47:11 PM
1/11/2008
Cox, Doug

PR40491\cc

2008-00421-SCR
FRA-62D-1.22, PID: 17831
Sheet 1 of 8

RICH STREET BRIDGE
FRA-62D-1.22
PID 17831

FIGURE 1
SITE LOCATION MAP

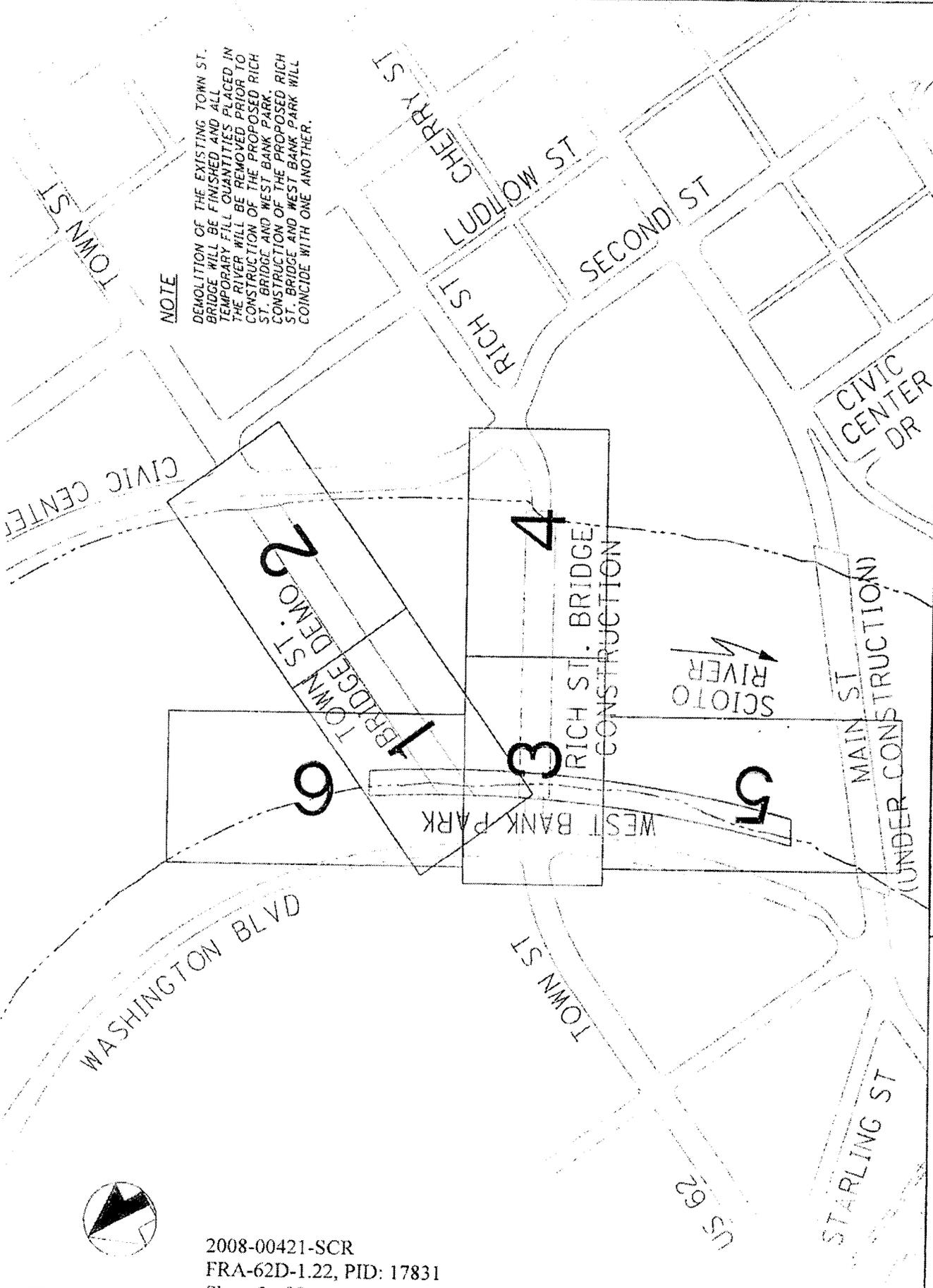
BURGESS AND NIPLÉ, INC.
ENGINEERS & ARCHITECTS

SCALE: 1"=2000'
DATE: DEC. 2007



2008-00421-SCR
 FRA-62D-1.22, PID: 17831
 Sheet 2 of 8

NOTE
 DEMOLITION OF THE EXISTING TOWN ST. BRIDGE WILL BE FINISHED AND ALL TEMPORARY FILL QUANTITIES PLACED IN THE RIVER WILL BE REMOVED PRIOR TO CONSTRUCTION OF THE PROPOSED RICH ST. BRIDGE AND WEST BANK PARK. CONSTRUCTION OF THE PROPOSED RICH ST. BRIDGE AND WEST BANK PARK WILL COINCIDE WITH ONE ANOTHER.

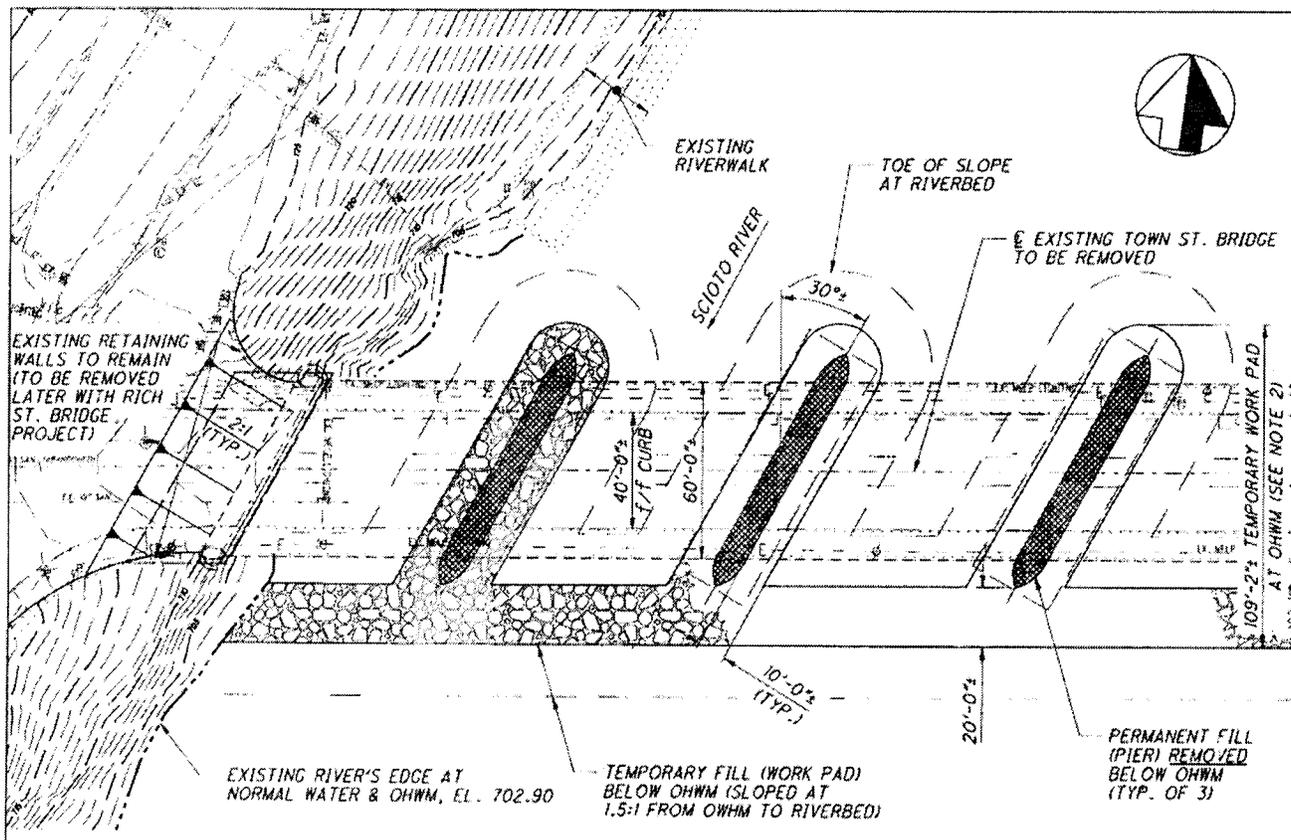
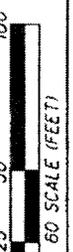


NOT TO SCALE		404 PERMIT SITE PLAN 3 TOWN ST. BRIDGE DEMO		 SRS Road Road Columbus, Ohio 43220	
DATE	BY	DATE	BY	DATE	BY
JMK	JMK	JCS	JCS	02/08	JCS
JHL	JHL				

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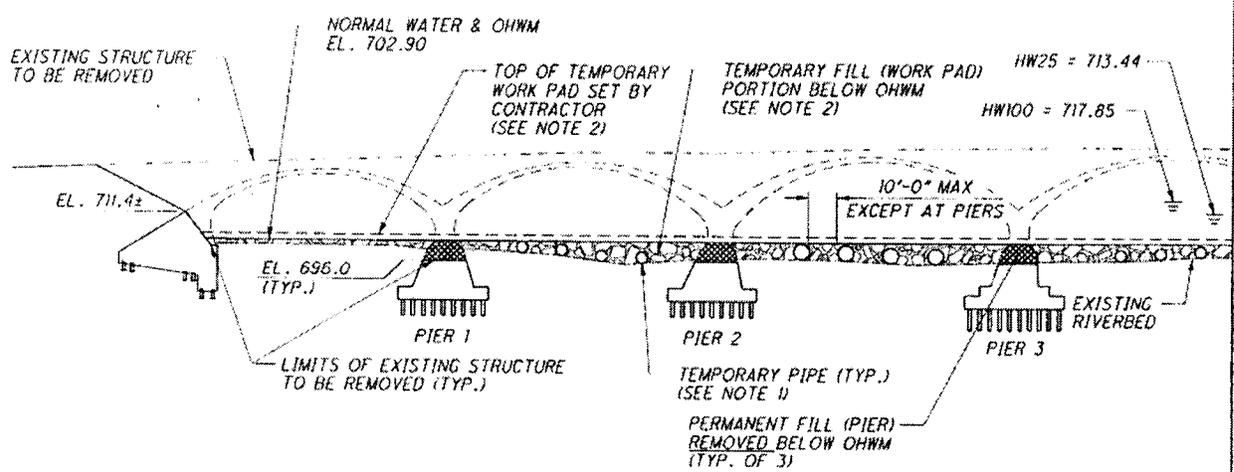
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DESIGNED BY	JMK
CHECKED BY	JHL
DATE	02/08
REVISION	
STRUCTURE FILE NUMBER	

404 PERMIT SITE PLAN 1
 TOWN ST. BRIDGE DEMO



PLAN

(TEMPORARY PIPES NOT SHOWN - SEE PROFILE VIEWS)



PROFILE

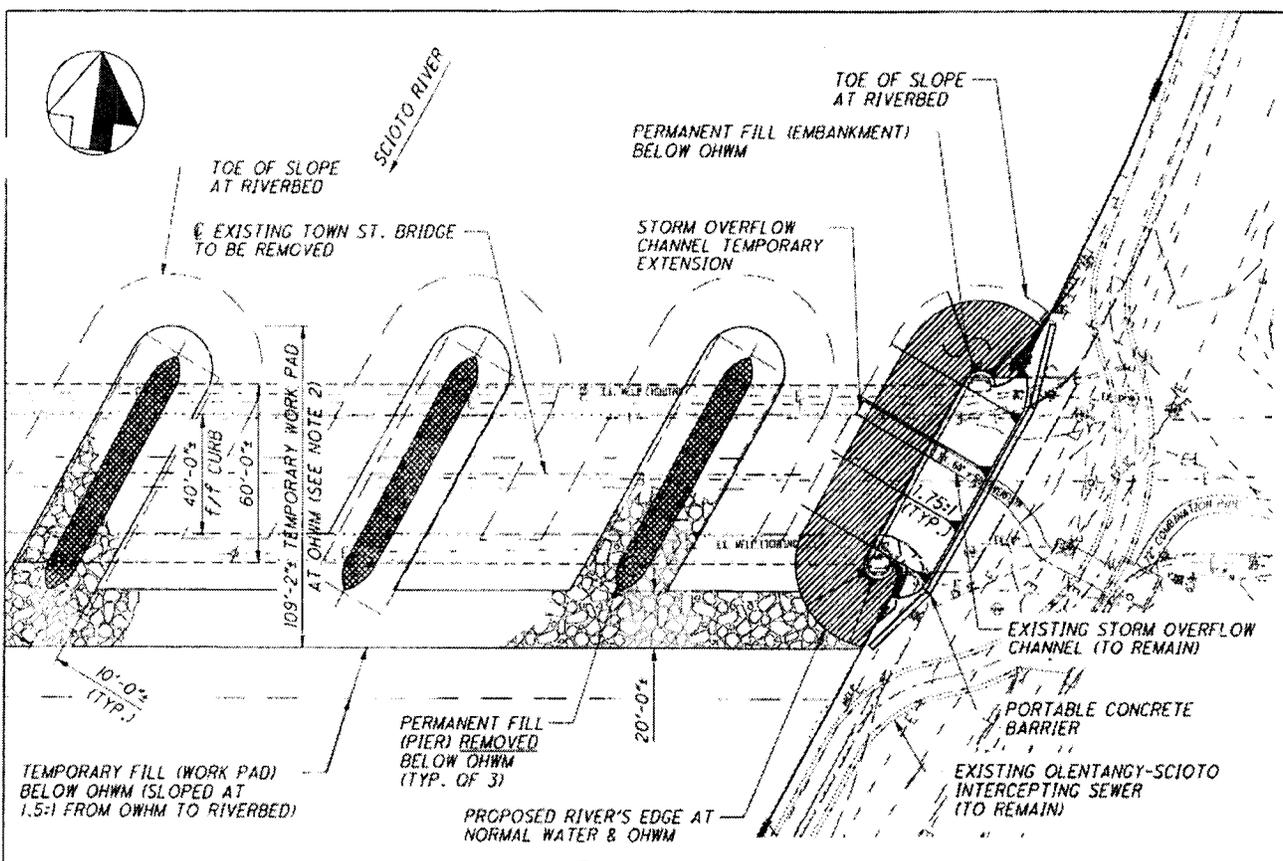
NOTES

- TEMPORARY PIPES SHALL BE DESIGNED FOR CONVEYANCE OF ANTICIPATED HIGH FLOWS AND SHALL NOT IMPEDE THE MOVEMENT OF AQUATIC LIFE. TEMPORARY PIPES SHALL BE ORIENTED APPROXIMATELY PARALLEL (WITHIN 10 DEGREES) TO STREAM FLOW.
- THE TOP ELEVATION OF THE WORK PAD SHALL BE SET BY THE CONTRACTOR AS PER CMS 207.03.
- AT THE DISCRETION OF THE CONTRACTOR, A TEMPORARY BRIDGE MAY BE CONSTRUCTED. THE TOTAL AMOUNT OF TEMPORARY FILL DUE TO THE TEMPORARY BRIDGE AND WORK PAD SHALL BE EQUAL TO OR LESS THAN THE AMOUNT OF TEMPORARY FILL GIVEN ON SITE PLANS 1/6 AND 2/6.
- SEE SITE PLAN 5/6 FOR LEGEND.
- THE CONTRACTOR SHALL ACCESS THE WORK PAD FROM THE WEST BANK AND SOUTH SIDE OF THE EXISTING TOWN STREET BRIDGE. THE CONTRACTOR CAN MODIFY THE WORK PAD LAYOUT DURING DEMOLITION BUT AT NO TIME CAN THE AMOUNT OF FILL BELOW THE OHWM EXCEED THE QUANTITIES ALLOWED BY THIS PERMIT.

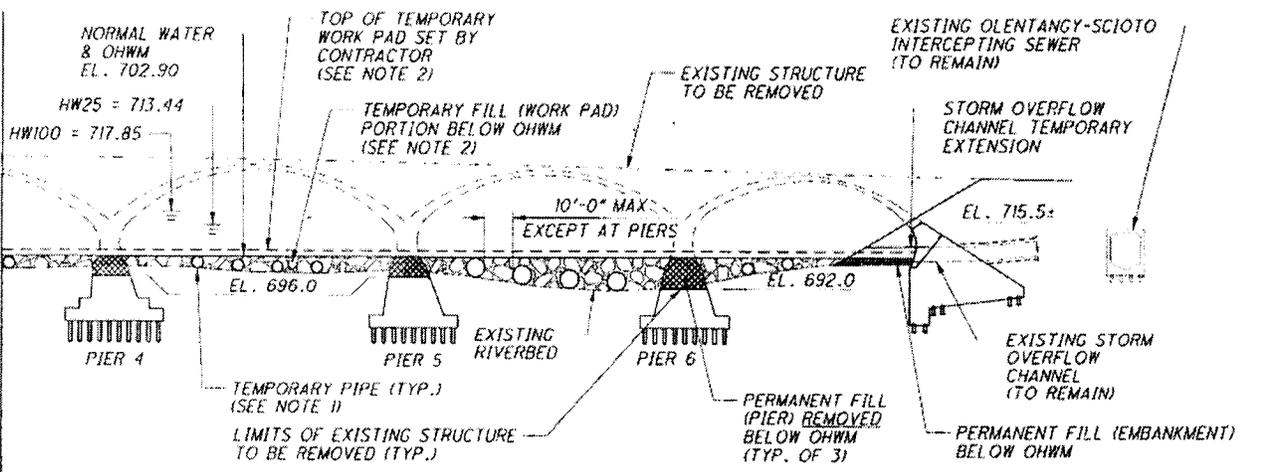
QUANTITIES	
TEMPORARY FILL:	VOLUME = 7266 CY AREA = 0.82 ACRES
PERMANENT FILL REMOVED:	VOLUME = 618 CY AREA = 0.06 ACRES
PERMANENT FILL INSTALLED:	VOLUME = 0 CY AREA = 0.0 ACRES

DATE	02/08
REVIEWED	JCS
STRUCTURE FILE NUMBER	
DRAWN	JMK
REVISION	
CHECKED	JHL

404 PERMIT SITE PLAN 2
TOWN ST. BRIDGE DEMO



PLAN
(TEMPORARY PIPES NOT SHOWN - SEE PROFILE VIEWS)

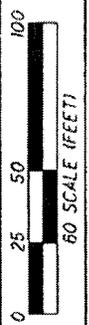


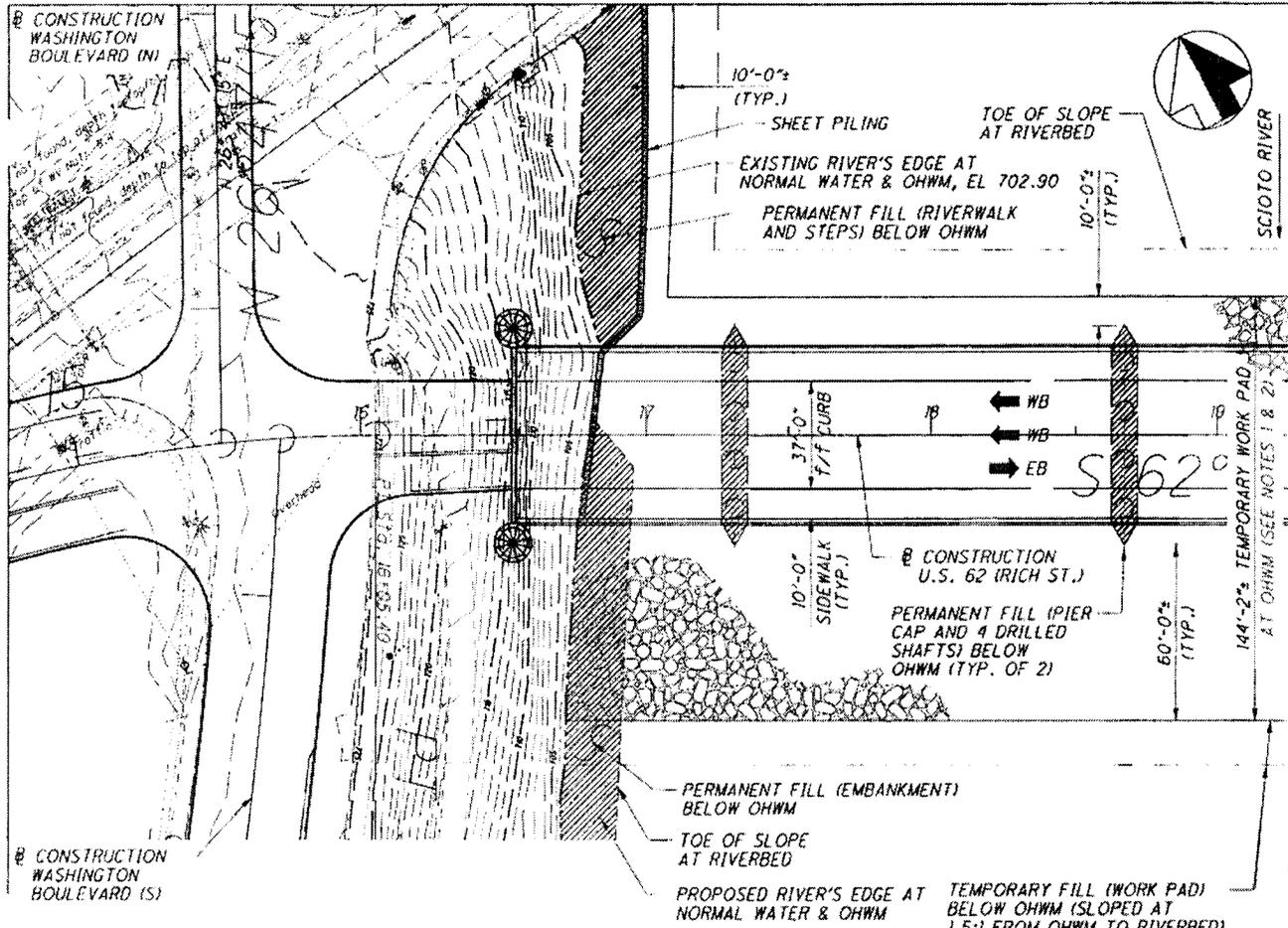
PROFILE

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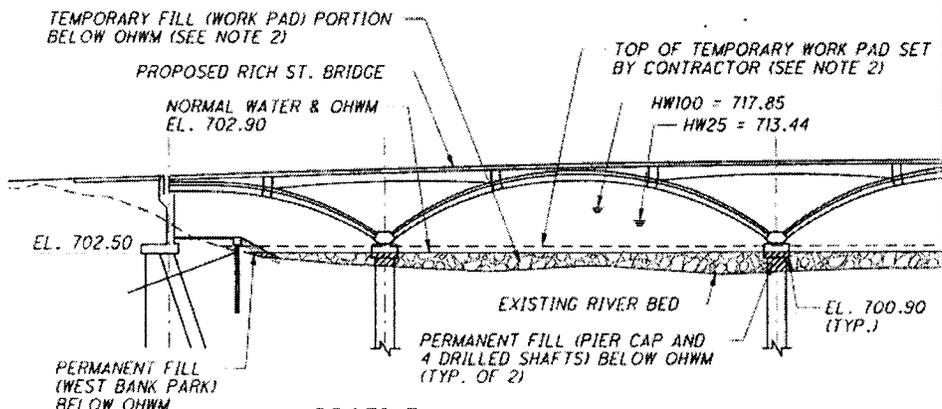
- TEMPORARY PIPES SHALL BE DESIGNED FOR CONVEYANCE OF ANTICIPATED HIGH FLOWS AND SHALL NOT IMPEDE THE MOVEMENT OF AQUATIC LIFE. TEMPORARY PIPES SHALL BE ORIENTED APPROXIMATELY PARALLEL (WITHIN 10 DEGREES) TO STREAM FLOW.
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- SEE SITE PLAN 5/6 FOR LEGEND.
- THE CONTRACTOR SHALL ACCESS THE WORK PAD FROM THE WEST BANK AND SOUTH SIDE OF THE EXISTING TOWN STREET BRIDGE. THE CONTRACTOR CAN MODIFY THE WORK PAD LAYOUT DURING DEMOLITION BUT AT NO TIME CAN THE AMOUNT OF FILL BELOW THE OHWM EXCEED THE QUANTITIES ALLOWED BY THIS PERMIT.

QUANTITIES	
TEMPORARY FILL:	VOLUME = 9385 CY AREA = 0.70 ACRES
PERMANENT FILL REMOVED:	VOLUME = 737 CY AREA = 0.06 ACRES
PERMANENT FILL INSTALLED:	VOLUME = 408 CY AREA = 0.10 ACRES





PLAN



PROFILE

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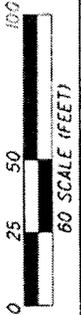
- ALTERNATE CONFIGURATIONS OF THE WORK PAD SHALL BE CONSTRUCTED AS NEEDED TO COMPLETE WORK ON THE BRIDGE AND WEST BANK PARK. ANY ALTERNATE WORK PAD CONFIGURATION SHALL BE LIMITED TO A MAXIMUM LENGTH OF TWO THIRDS OF THE CHANNEL WIDTH MEASURED ACROSS THE CHANNEL AT THE OHWM ELEVATION OF 702.90. DIMENSIONS, OFFSETS, AND TEMPORARY FILL QUANTITIES FOR ALTERNATE WORK PAD CONFIGURATIONS SHALL NOT EXCEED THOSE SHOWN ON SITE PLANS 3/6 AND 4/6.
- THE TOP ELEVATION OF THE WORKPAD SHALL BE SET BY THE CONTRACTOR AS PER CMS 207.03.
- AT THE DISCRETION OF THE CONTRACTOR, A TEMPORARY BRIDGE MAY BE CONSTRUCTED. THE TOTAL AMOUNT OF TEMPORARY FILL DUE TO THE TEMPORARY BRIDGE AND WORK PAD SHALL BE EQUAL TO OR LESS THAN THE AMOUNT OF TEMPORARY FILL GIVEN ON SITE PLANS 3/6 AND 4/6.
- SEE SITE PLAN 5/6 FOR LEGEND.

QUANTITIES	
TEMPORARY FILL:	VOLUME = 10588 CY AREA = 0.97 ACRES
PERMANENT FILL REMOVED:	VOLUME = 0 CY AREA = 0.0 ACRES
PERMANENT FILL INSTALLED:	VOLUME = 488 CY AREA = 0.15 ACRES

BURGESS & NIPLE
 585 Reed Road
 Columbus, Ohio 43220

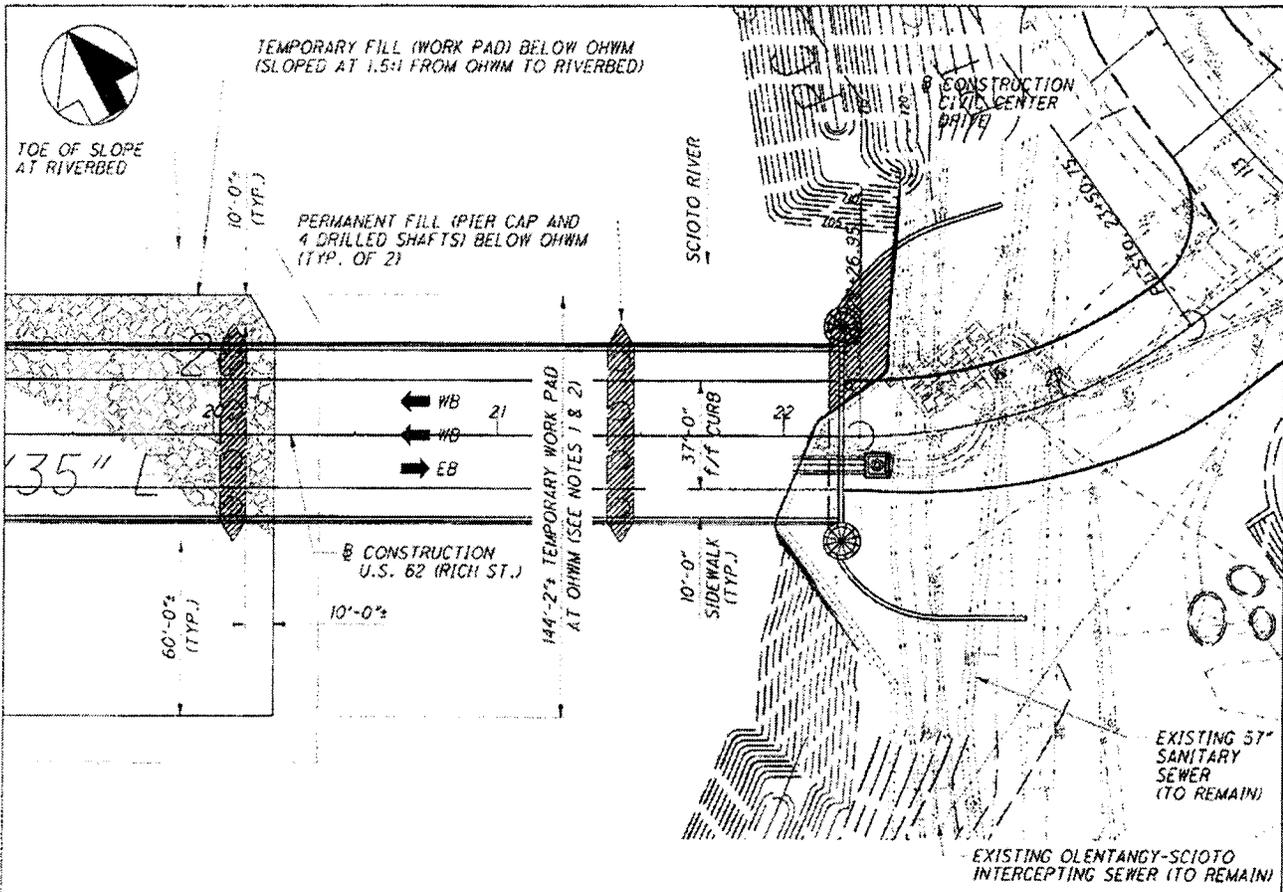
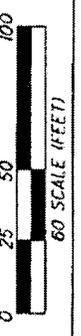
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404 PERMIT SITE PLAN 3
 RICH ST. BRIDGE

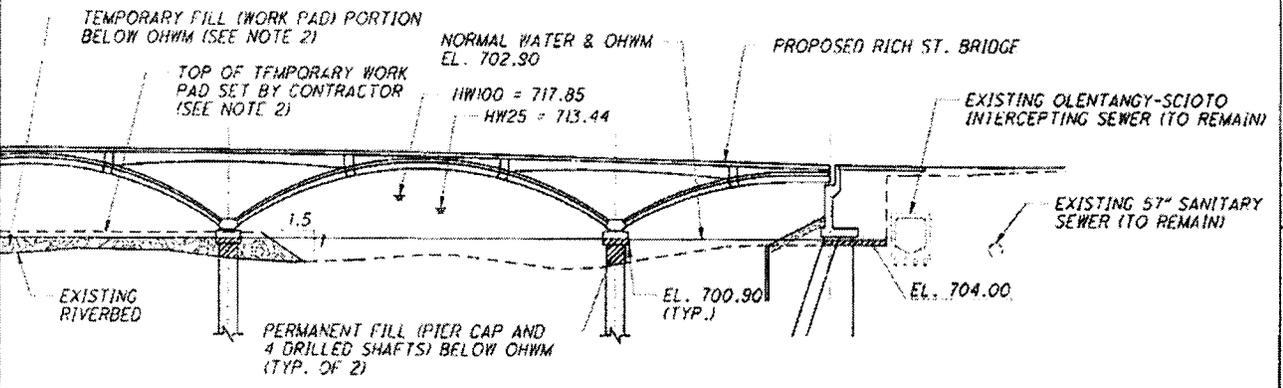


DATE	02/08
DESIGNED BY	JCS
CHECKED BY	JMK
DATE	02/08
DESIGNED BY	JMK
CHECKED BY	JHL

404 PERMIT SITE PLAN 4
RICH ST. BRIDGE



PLAN

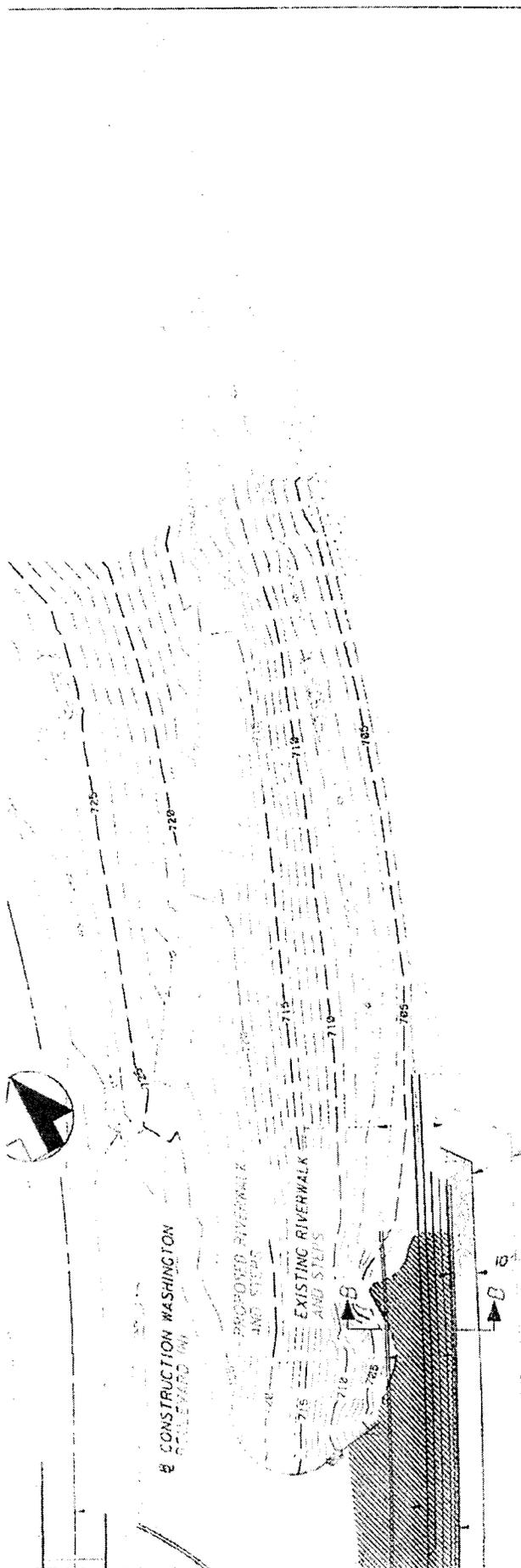


PROFILE

NOTES

1. ALTERNATE CONFIGURATIONS OF THE WORK PAD SHALL BE CONSTRUCTED AS NEEDED TO COMPLETE WORK ON THE BRIDGE AND WEST BANK PARK. ANY ALTERNATE WORK PAD CONFIGURATION SHALL BE LIMITED TO A MAXIMUM LENGTH OF TWO THIRDS OF THE CHANNEL WIDTH MEASURED ACROSS THE CHANNEL AT THE OHWM ELEVATION OF 702.90. DIMENSIONS, OFFSETS, AND TEMPORARY FILL QUANTITIES FOR ALTERNATE WORK PAD CONFIGURATIONS SHALL NOT EXCEED THOSE SHOWN ON SITE PLANS 3/6 AND 4/6.
2. THE TOP ELEVATION OF THE WORKPAD SHALL BE SET BY THE CONTRACTOR AS PER CMS 207.03.
3. AT THE DISCRETION OF THE CONTRACTOR, A TEMPORARY BRIDGE MAY BE CONSTRUCTED. THE TOTAL AMOUNT OF TEMPORARY FILL DUE TO THE TEMPORARY BRIDGE AND WORK PAD SHALL BE EQUAL TO OR LESS THAN THE AMOUNT OF TEMPORARY FILL GIVEN ON SITE PLANS 3/6 AND 4/6.
4. SEE SITE PLAN 5/6 FOR LEGEND.

QUANTITIES	
TEMPORARY FILL:	VOLUME = 6372 CY AREA = 0.44 ACRES
PERMANENT FILL REMOVED:	VOLUME = 0 CY AREA = 0.0 ACRES
PERMANENT FILL INSTALLED:	VOLUME = 202 CY AREA = 0.05 ACRES



SCIOTO RIVER

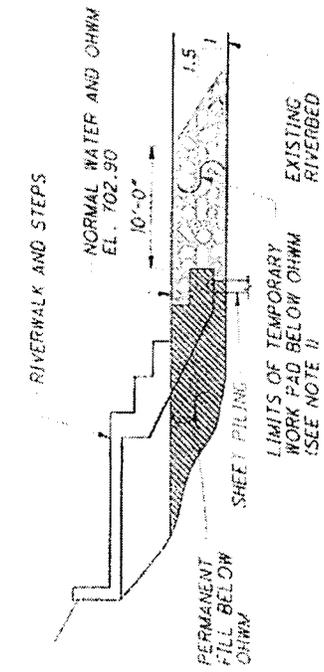
PLAN

PERMANENT SHEET PILING AT RIVERBED

TEMPORARY FILL (WORK PAD) BELOW OHWM (SLOPED AT 1.5:1) FROM OHWM TO RIVERBED

TOE OF SLOPE AT RIVERBED

PROPOSED WEST BANK PARK (RIVERWALK, RIVERWALK, AND STEPS)



SECTION B-B
NOT TO SCALE

NOTES

1. THE TOP ELEVATION OF THE WORK PAD SHALL BE SET BY THE CONTRACTOR AS PER GMS 207.03.
2. SEE SITE PLAN 5/6 FOR LEGEND.

QUANTITIES	
TEMPORARY FILL: VOLUME = 327 CY AREA = 0.11 ACRES	
PERMANENT FILL REMOVED: VOLUME = 0 CY AREA = 0 ACRES	
PERMANENT FILL INSTALLED: VOLUME = 349 CY AREA = 0.08 ACRES	

404 PERMIT SITE PLAN 6 WEST BANK PARK		DATE: 02/08	DESIGNER: JMK	REVISOR: JMK	REVISION: 1
60 SCALE (FEET)		404 Permit V062_01306SP005.dgn 5/14/2006 1:10:37 PM			

BURGESS & NIPLE

505 BIRD ROAD
COLUMBUS, OH 43222