



US Army Corps  
of Engineers  
New York District  
Jacob K. Javits Federal Building  
New York, N.Y. 10278-0090  
ATTN: Regulatory Branch

## PUBLIC NOTICE

**In replying refer to:**

Public Notice Number: 2004-00641-YN

Issue Date: JULY 08, 2004

Expiration Date: JULY 23, 2004

To Whom It May Concern:

The New York District, Corps of Engineers has received an application for a Department of the Army permit pursuant to Section 404 of the Clean Water Act (33 U.S.C. 1344).

APPLICANT: Guilderland Central School District  
Farnsworth Middle School  
6067 State Farm Road  
Guilderland, NY 12084

ACTIVITY: Discharge fill material into wetlands

WATERWAY: Wetlands adjacent to the Kaikout Kill, in the Hudson River Basin

LOCATION: Town of Guilderland, Albany County, New York

A detailed description and plans of the applicant's activity are enclosed to assist in your review.

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 benefits which reasonably may be expected to accrue from the proposal 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, historical properties, fish and wildlife values, 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, consideration 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 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.

**ALL COMMENTS REGARDING THE PERMIT APPLICATION MUST BE PREPARED IN WRITING AND MAILED TO REACH THIS OFFICE BEFORE THE EXPIRATION DATE OF THIS NOTICE,** otherwise, it will be presumed that there are no objections to the activity.

Any person may request, in writing, before this public notice expires, that a public hearing be held to collect information necessary to consider this application. Requests for public hearings shall state, with

**CENAN-OP-RW**  
**PUBLIC NOTICE NO. 2004-00641-YN**

particularity, the reasons why a public hearing should be held. It should be noted that information submitted by mail is considered just as carefully in the permit decision process and bears the same weight as that furnished at a public hearing.

Our preliminary determination is that the activity for which authorization is sought herein is not likely to affect any Federally endangered or threatened species or their critical habitat. However, pursuant to Section 7 of the Endangered Species Act (16 U.S.C. 1531), the District Engineer is consulting with the appropriate Federal agency to determine the presence of and potential impacts to listed species in the project area or their critical habitat.

Based upon a review of the latest published version of the National Register of Historic Places, there are no known sites eligible for, or included in, the Register within the permit area. Presently unknown archeological, scientific, prehistorical, or historical data may be lost by work accomplished under the required permit.

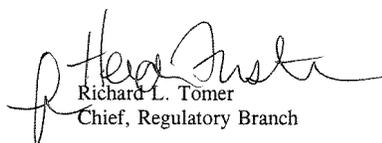
Reviews of activities pursuant to Section 404 of the Clean Water Act will include application of the guidelines promulgated by the Administrator, U.S. Environmental Protection Agency, under authority of Section 404 (b) of the Clean Water Act and the applicant will obtain a water quality certificate or waiver from the appropriate state agency in accordance with Section 401 of the Clean Water Act prior to a permit decision.

In addition to any required water quality certificate, the applicant has obtained or requested the following governmental authorization for the activity under consideration:

- None -

It is requested that you communicate the foregoing information concerning the activity to any persons known by you to be interested and who did not receive a copy of this notice. If you have any questions concerning this application, you may contact this office at (518) 270-0588 and ask for Heidi Firstencel.

For more information on New York District Corps of Engineers programs, visit our website at <http://www.nan.usace.army.mil>

  
Richard L. Tomer  
Chief, Regulatory Branch

Enclosures

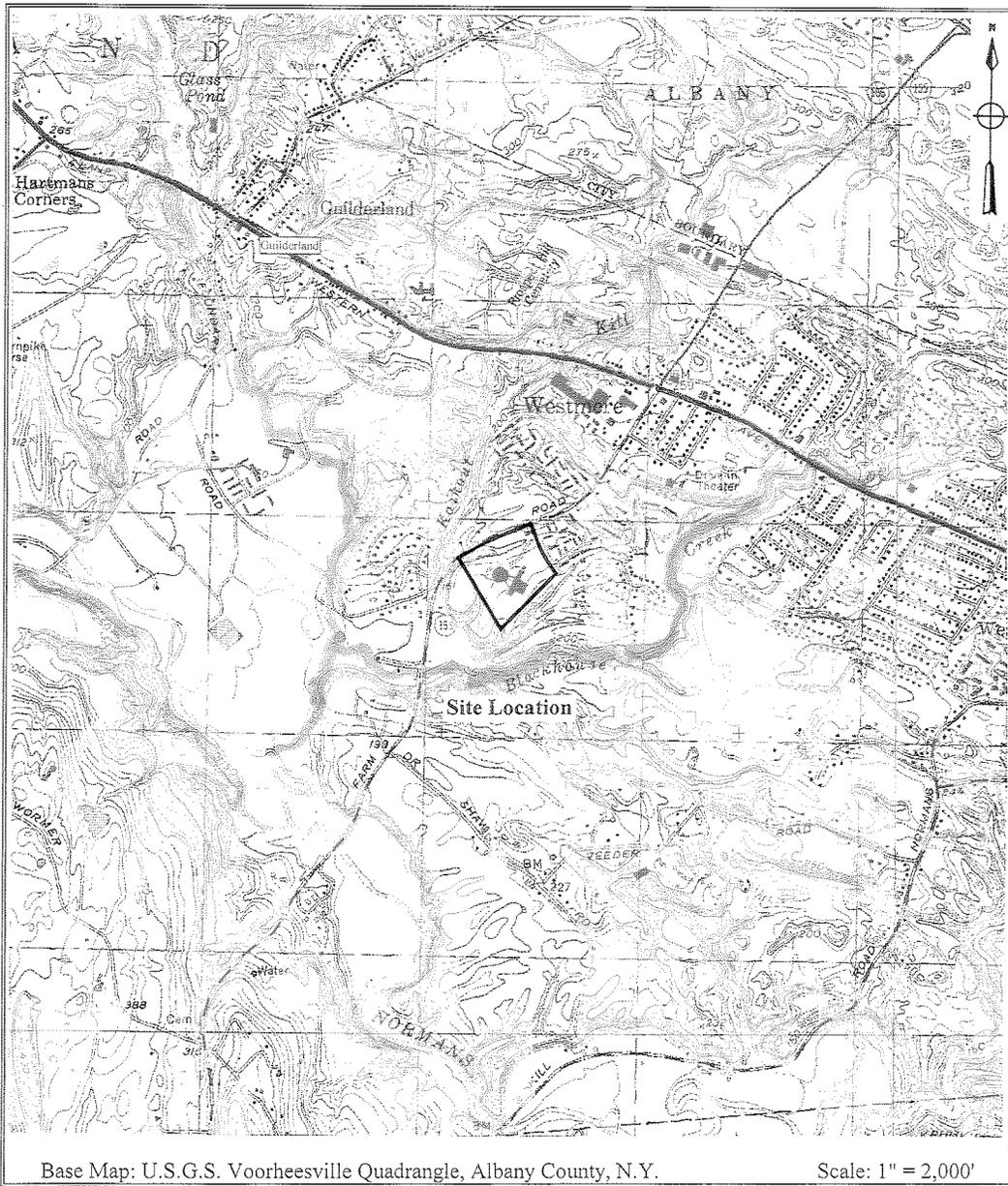
**CENAN-OP-RW  
PUBLIC NOTICE NO. 2004-00641-YN**

**WORK DESCRIPTION**

The applicant, Guilderland Central School District, has requested Department of the Army authorization for the discharge of fill material into waters of the United States to facilitate the expansion of the existing Farnsworth Middle School facilities and to provide emergency access to the school. The site is located at 6072 State Farm Road (NYS Route 155) in the Town of Guilderland, Albany County, New York.

The site contains a 0.47-acre wetland which drains off the site in an intermittent tributary to the Kaikout Kill. Flows from the Kaikout Kill ultimately enter the Normans Kill and the Hudson River. The proposed project would involve filling a 0.2-acre area of this wetland to allow for expanded access roads, parking areas, and a stormwater detention basin.

As mitigation for the proposed impacts to aquatic resources, the applicant is proposing to establish a 0.2-acre area of palustrine emergent wetlands, which would be located adjacent to the existing remaining wetlands on the site. A row of native shrubs and trees would be planted along the upland boundary of the established wetland area to provide wildlife habitat and to protect the wetland area from encroachment from school-grounds maintenance activities. The wetland mitigation area would be monitored for success for 3 years post construction.



North Country Ecological Services  
 173 Willie Road  
 Gloversville, N.Y. 12078

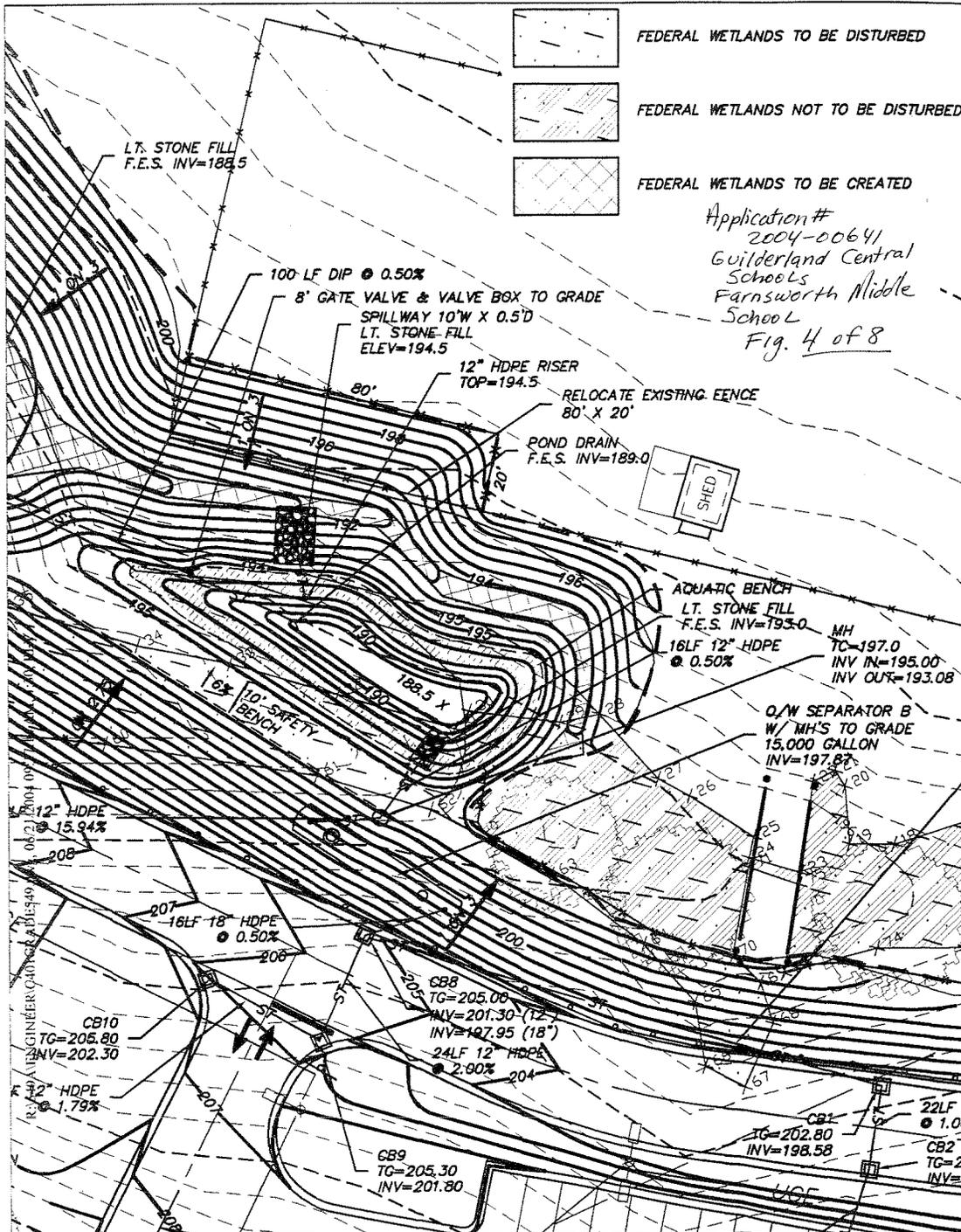
FIGURE 1-SIT Application # 2004-00641

Farnsworth Middle School  
 Guilderland Central School District

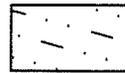
Guilderland Central Schools  
 Farnsworth Middle School  
 Figure 1 of 8



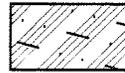




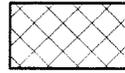
Application # 2004-00641  
 Guilderland Central Schools  
 Farnsworth Middle School  
 Fig. 5 of 8



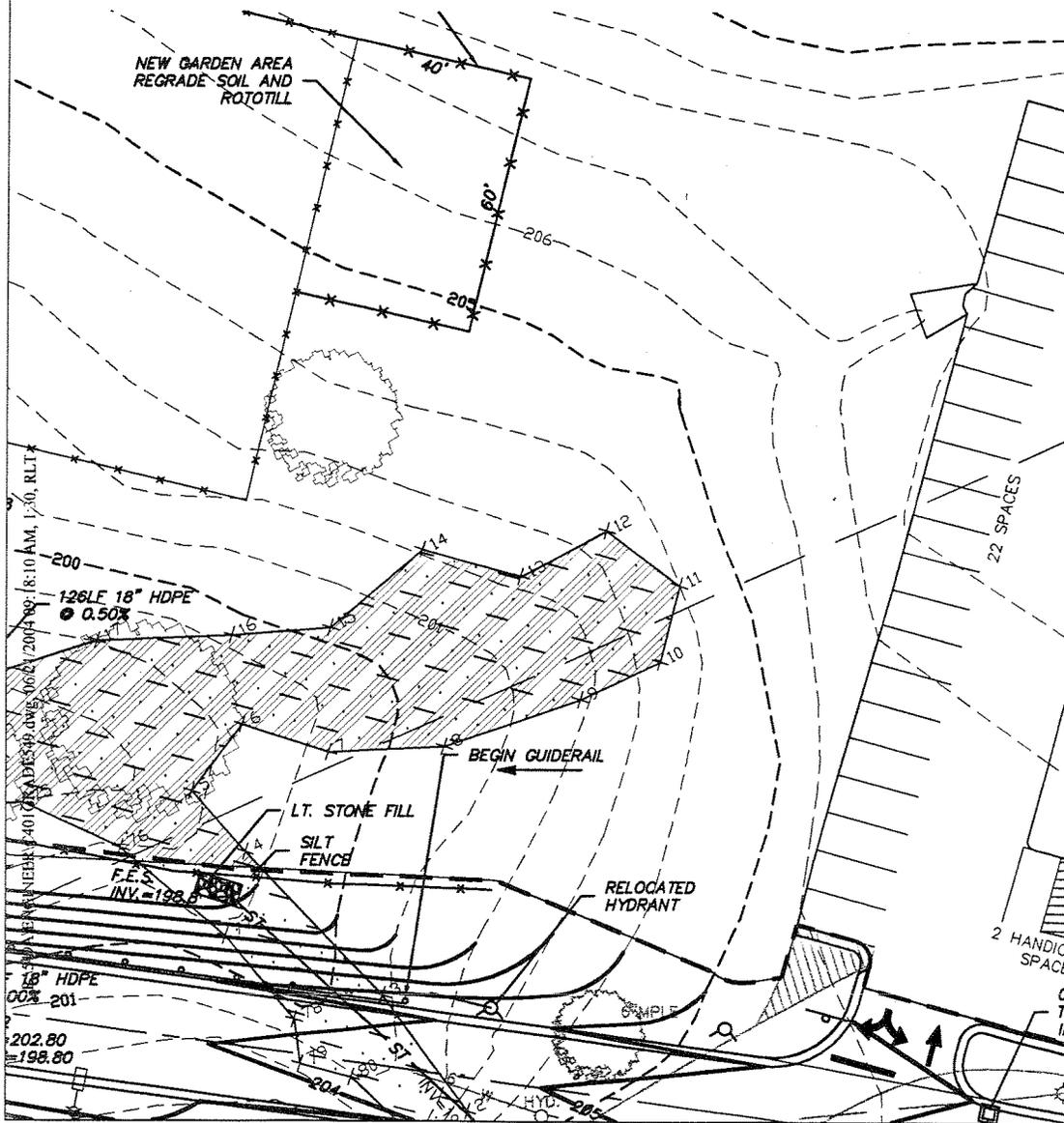
FEDERAL WETLANDS TO BE DISTURBED



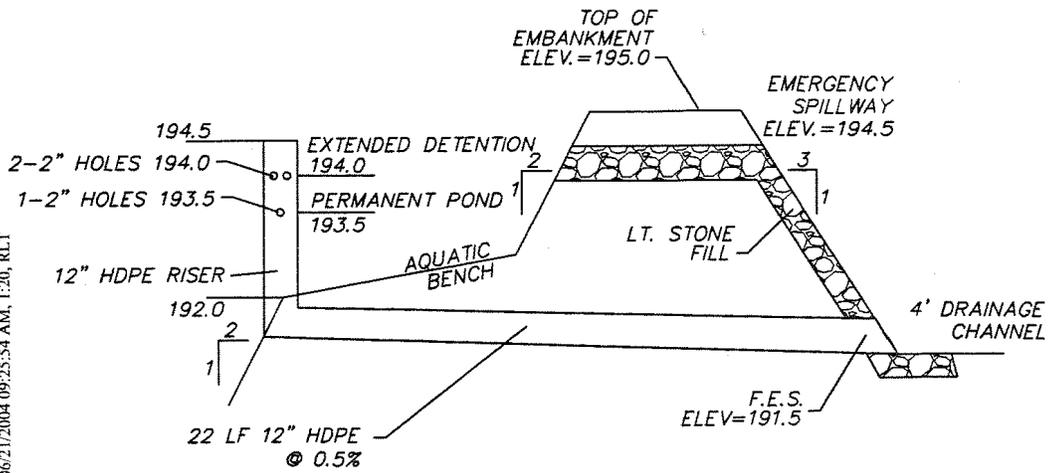
FEDERAL WETLANDS NOT TO BE DISTURBED



FEDERAL WETLANDS TO BE CREATED



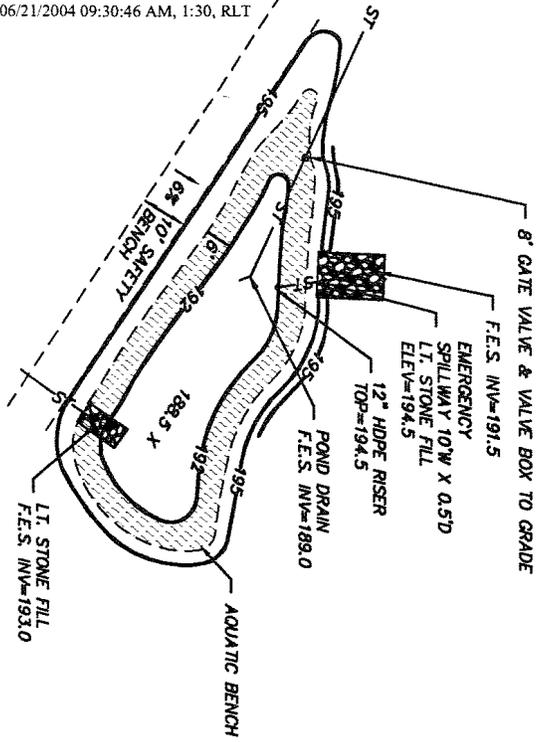
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**RISER DETAIL**  
NOT TO SCALE

Application # 2004-00641  
Guilderland Central Schools  
Farnsworth Middle School  
Fig. 6 of 8





**POCKET POND**  
1"=20'

**PLANTING SCHEDULE**

- DUCKWEED (LEMNA MINOR) - 1.0 GALLONS
  - LONG LEAVED POND WEED (POTAMOGETON NODOSUS) - 100 ea.
  - WILD CELERY (VALISNERIA AMERICANA) - 100 ea.
  - ARROW HEAD (SAIGITTARIA LATIFOLIA) - 100 ea.
  - TOTAL PLANTS = 300 AND 1.0 GALLON OF DUCKWEED.
- PLANT SPECIES IN CLUMPS OF FIVE WITH EACH ROOT STOCK 2.0 FEET APART. THE CLUMPS SHOULD BE 3-4' APART FROM EACH OTHER. THE ROOTED PLANTS WILL BE PLANTED WITHIN WATER DEPTHS RANGING FROM 2 INCHES TO 18 INCHES. THE LEMNA IS A FLOATING OBLIGATE THAT CAN BE PLACED ANYWHERE IN THE OPEN WATER AS IT FLOATS AND DOES NOT ROOT INTO THE GROUND. THERE SHOULD BE AT LEAST 12 INCHES OF TOPSOIL OR MUCK/SOIL FROM AN EXISTING WETLAND ON THE BENCH TO INSURE A ROOTING SUBSTRATE.

Application #: 2004-0064/  
 Guilbertland Central Schools  
 Farnsworth Middle School  
 #19, 8 of 8