



PUBLIC NOTICE

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

In replying refer to:
Public Notice Number: 2005-00198-YN
Issue Date: October 3, 2005
Expiration Date: November 3, 2005

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: Albany County Dept. of Public Works
449 New Salem Road
Voorheesville, NY 12186-4826

ACTIVITY: Discharge fill material into 2.2 acres of wetlands to facilitate the relocation of Maxwell Road

WATERWAY: Wetlands associated with an unnamed tributary to Shakers Creek in the Mohawk River drainage basin

LOCATION: Town of Colonie, 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 benefit 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, 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.

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.

CENAN-OP-RW
PUBLIC NOTICE NO. 2005-00198-YN

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 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.

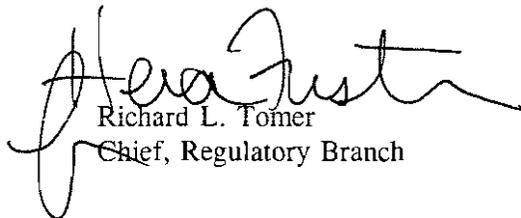
Reviews of activities pursuant to Section 404 of the Clean Water Act will include application of the guidelines promulgated by the Administrator, U.S. Environmental Protection Agency, under authority of Section 404 (b) of the Clean Water Act and the applicant will obtain a water quality certificate or 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 and coastal zone management program concurrence, the applicant has obtained or requested the following governmental authorization for the activity under consideration:

NYS SPEDES

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 the Albany Field Office at (518) 273-8593 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

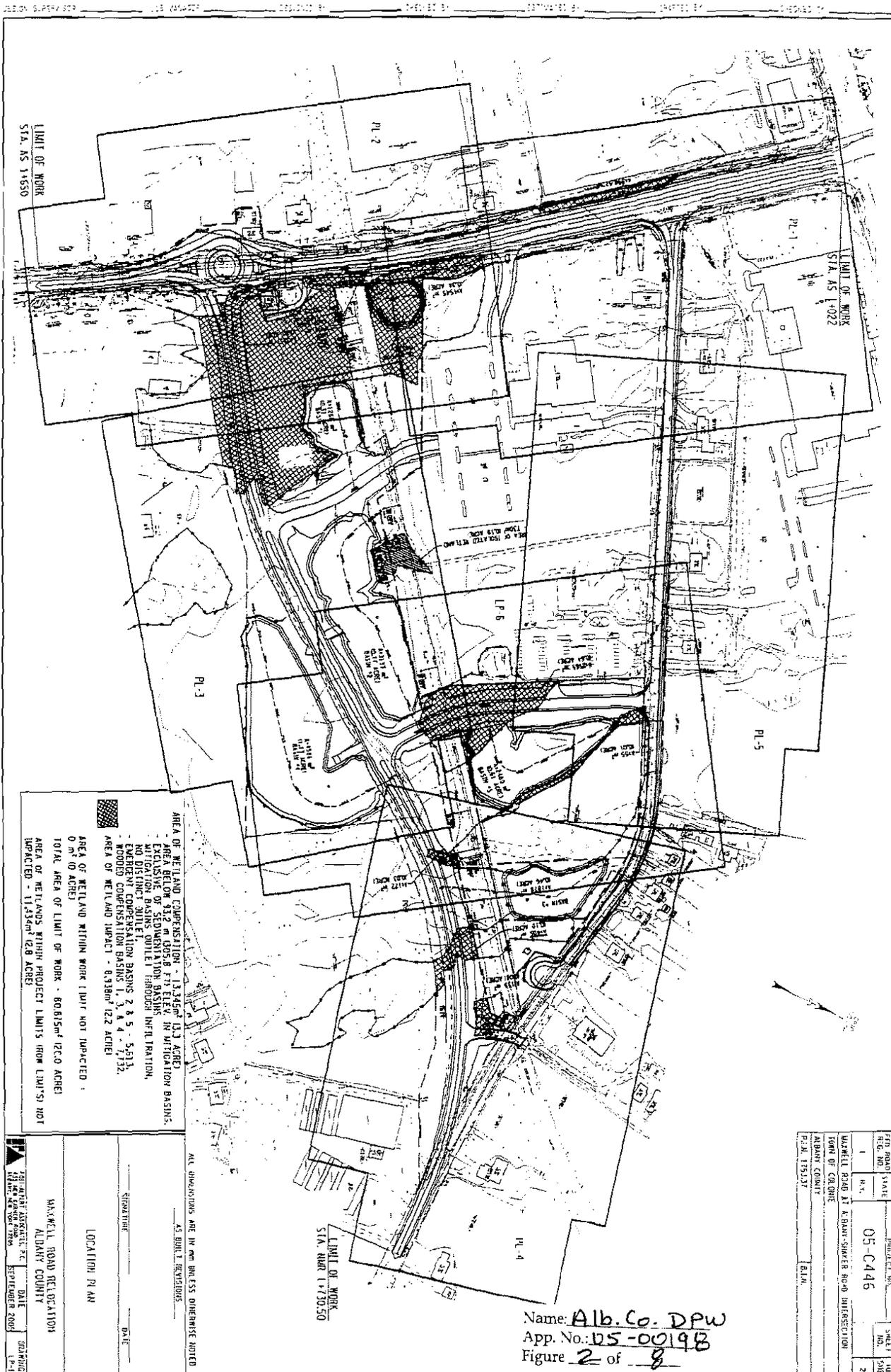
WORK DESCRIPTION

The applicant, Albany County Dept. of Public Works, has requested Department of the Army authorization to discharge fill material into waters of the United States to facilitate the relocation of Maxwell Road so that it intersects with Albany Shaker Road approximately 1,000 feet to the east. The project site is located in the Town of Colonie, Albany County, New York.

The relocation of the Maxwell Road/Albany Shaker Road intersection would require a new alignment for Maxwell Road for a distance of approximately 2,300 feet. The remnant segment of Maxwell Road would be re-surfaced and dead-ended with a cul-de-sac, and a connector road would be constructed between the existing and new alignment of Maxwell Road. In addition, a new driveway would be constructed to connect the Colonie Town Library with the new Maxwell Road.

A total of 2.2 acres of forested and emergent wetlands would be impacted as a result of the proposed activities, including a 0.38-acre impact for one of the proposed stormwater detention basins. The applicant is proposing to mitigate these impacts by creating 3.3 acres of wetlands within five "basins", which would receive hydrology through from direct precipitation, overflow from adjacent stormwater detention basins, and/or groundwater source.

The stated purpose of this project is to improve the operating characteristics of the Albany Shaker Road/Maxwell Road intersection, as well as the nearby Wolf Road/Albany Shaker Road intersection.



AREA OF WETLAND COMPRESSION - 13,345^{sq} FT (0.31 ACRE)
 - AREA BELOW 312.0 M (1023.6 FT) ELEV. IN TREATMENT BASINS.
 - EXCLUSIVE OF SEDIMENTATION BASINS.
 - AUTOTATION BASINS, OUTLET FIBRODOR INFILTRATION,
 - NO DISTRICT OUTLET,
 - FIBRODOR INFILTRATION BASINS 2 & 5 - 5,913^{sq} FT
 - FIBRODOR INFILTRATION BASINS 1 & 4 - 5,913^{sq} FT
 - FIBRODOR INFILTRATION BASIN 3 - 1,519^{sq} FT
AREA OF WETLAND IMPACT - 6,338^{sq} FT (0.145 ACRE)
AREA OF WETLAND WITHIN WORK LIMIT NOT IMPACTED - 0.00 ACRE
TOTAL AREA OF LIMIT OF WORK - 80,815^{sq} FT (1.86 ACRE)
AREA OF WETLANDS WITHIN PROJECT LIMITS FROM LIMITS NOT IMPACTED - 11,934^{sq} FT (0.27 ACRE)

ALL DIMENSIONS ARE IN METERS UNLESS OTHERWISE NOTED
 AS BUILT REVISIONS

LOCATION PLAN

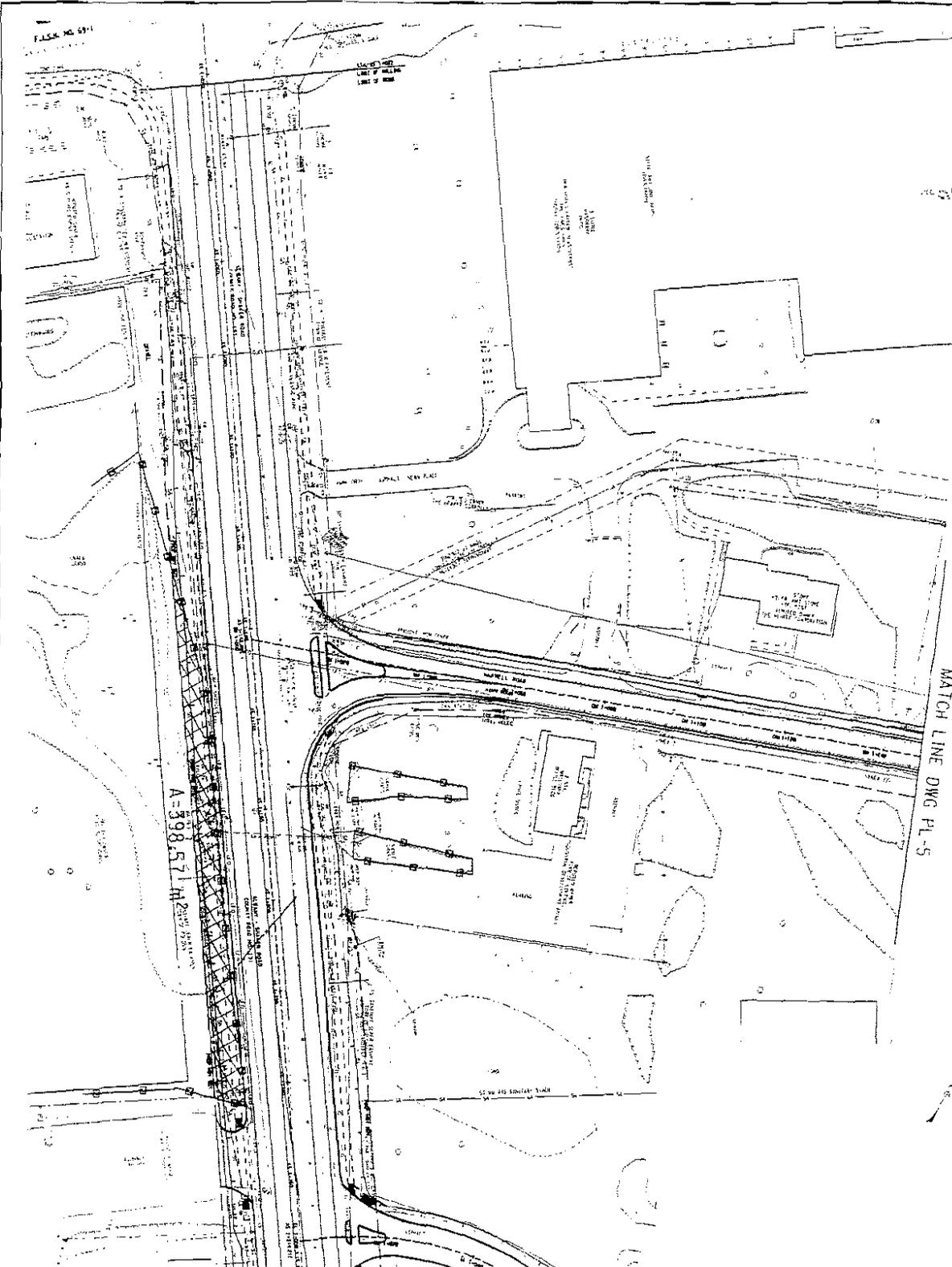
MAXWELL ROAD RELOCATION
 ALBANY COUNTY

DATE: SEPTEMBER 2005

DRAWING NO. 10-1

PROJECT NO.	05-C446	SHEET NO.	282
TOWN OF COLONY		SHEET TOTAL	282
ALBANY COUNTY			
PLAN 175337			

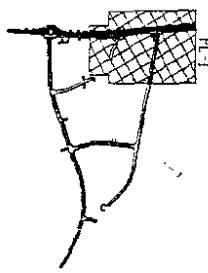
Name: **Alb. Co. DPW**
 App. No.: **05-00198**
 Figure **2** of **8**



MATCH LINE DWG PL-5

A=398.57 M²

A=1545 m²
(0.38 ACRE)



KEY PLAN

PROJECT NAME	05-C446	SHEET NO.	782
TOWN OF COLUMBUS	ALABAMA COUNTY	PLN. 175337	BLK.
PROJECT LOCATION: MAXWELL ROAD AT ASHLEY-SINKER ROAD INTERSECTION TOWN OF COLUMBUS ALABAMA COUNTY PLAN 175337			

Name: Alb. Co. DPW
App. No.: 05-00198
Figure 3 of 8

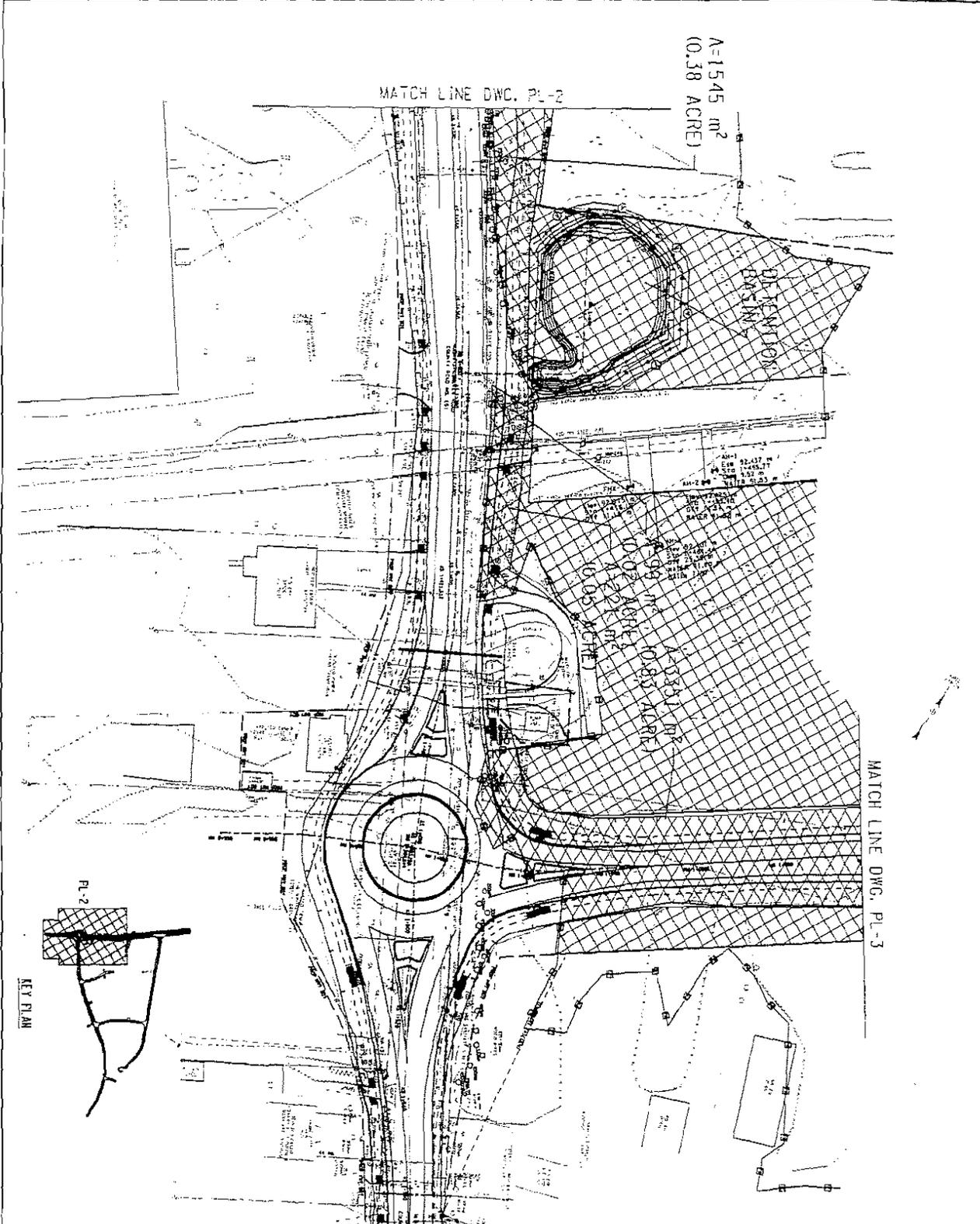
PLANS

MAXWELL ROAD RELOCATION
AL DRY COMPANY

DESIGNED BY: J. W. HARRIS, JR.
DATE: 05/11/05
DRAWING NO.: PL-1

SCALE: 1" = 40' (SOUTH 1/4)

ALL DIMENSIONS ARE IN mm UNLESS OTHERWISE NOTED
43 0001 175337003



ALL DIMENSIONS ARE IN FEET UNLESS OTHERWISE NOTED
AS BUILT REVISIONS

SCALE: _____

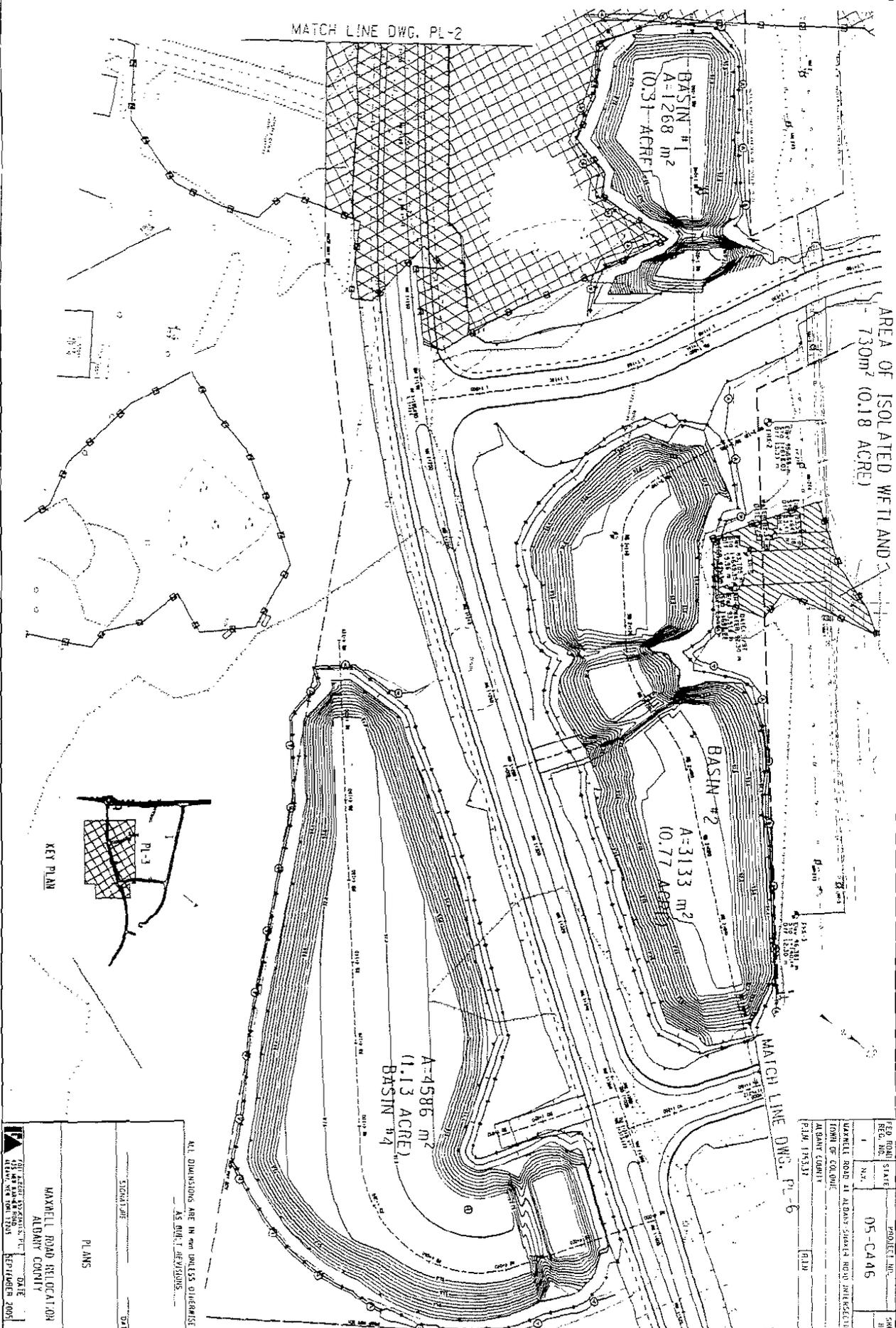
PLANS

JAXWELL ROAD RELOCATION
ALBANY COUNTY

DATE: _____
REVISIONS: _____
PL-2

PROJECT NO.	05-C446	SHEET NO.	262
STATE	NY	TOTAL SHEETS	262
PLC. NO.			
JAXWELL ROAD AT ALBANY-SHAKER ROAD INTERSECTION			
ALBANY COUNTY			
P.L.N. 153317			
B.L.N.			

Name: Alb. Co. DPW
App. No.: 05-00193
Figure: 11-2

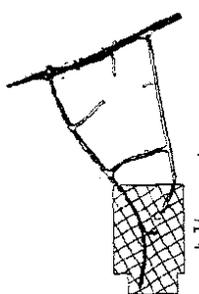
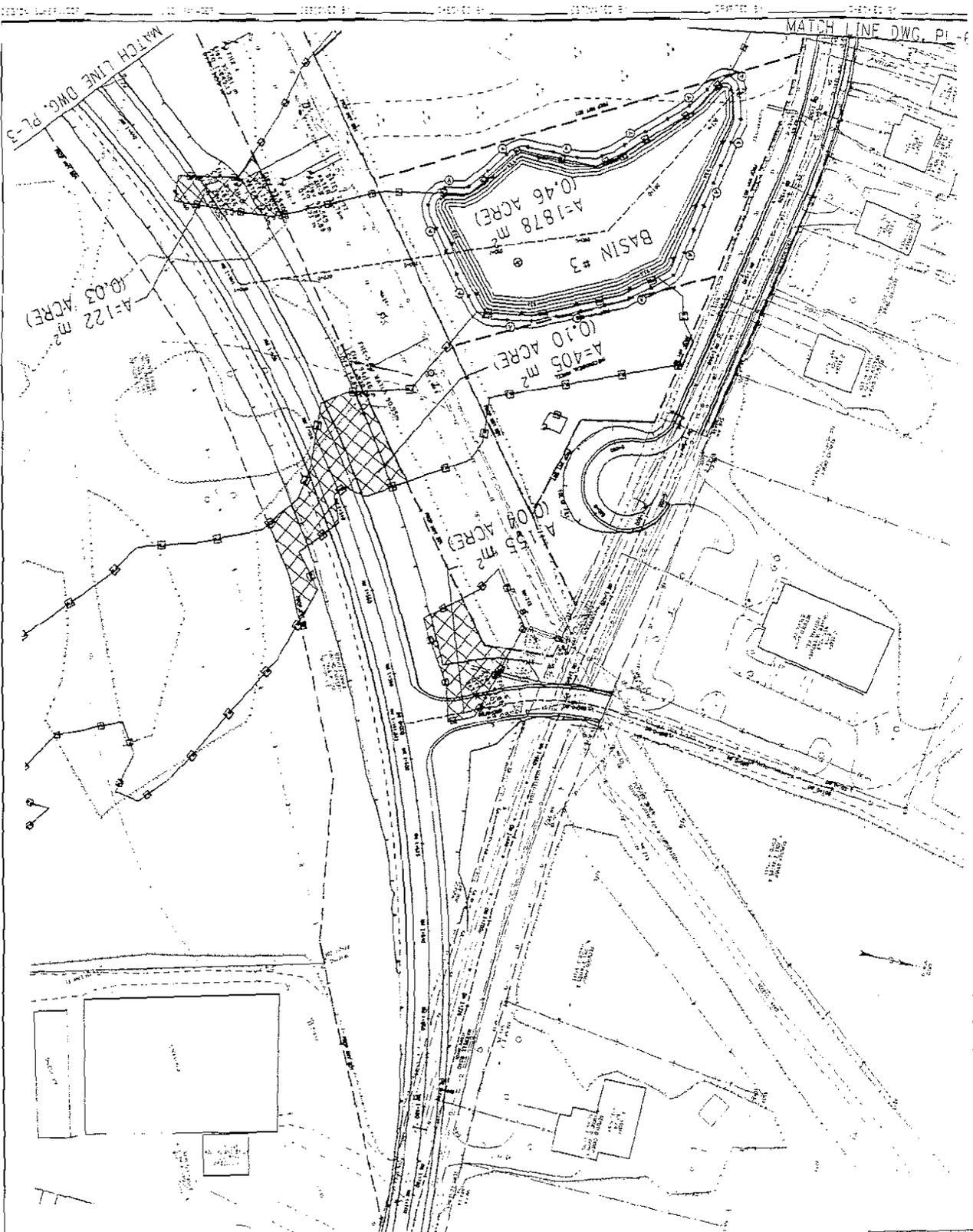


ALL DIMENSIONS ARE IN mm UNLESS OTHERWISE NOTED
 AS NOTED REVISIONS

SIGNATURE	DATE
PLANS	
MAXWELL ROAD RELOCATION	
ALBANY COUNTY	
DATE	DATE
SEPTEMBER 2005	PL-3

Name: Alb. Co. DPW
 App. No.: 05-00108

PROJECT NO.	05-CA46
SHEET NO.	762
TOTAL SHEETS	762
DATE	
DESIGNED BY	
CHECKED BY	
DATE/TIME	
PROJECT NAME	MAXWELL ROAD RELOCATION
ALBANY COUNTY	



ALL DIMENSIONS ARE IN MILLIMETERS UNLESS OTHERWISE NOTED
 AS BUILT DECISIONS

SIGNATURE _____ DATE _____

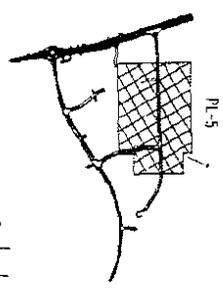
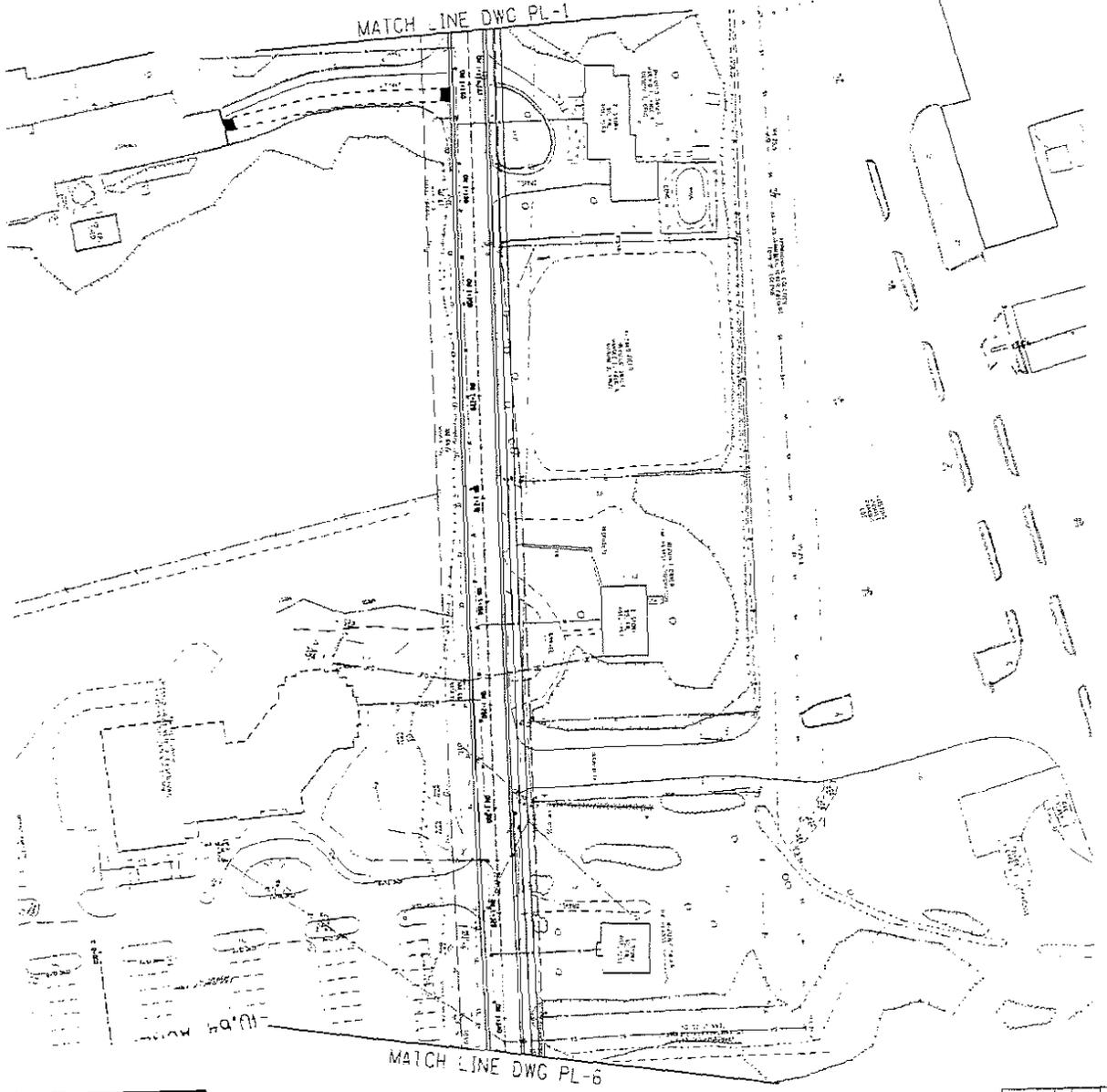
PLANS

MANWELL ROAD RELOCATION
 ALBANY COUNTY

DATE: _____
 DRAWING NO: _____
 SHEET NO: _____

Name: Alb. Co. DPW
 App. No: 05-00190
 Figure 6 of 8

REG. ROAD STAND. NO.	PROJECT NO.	SHEET NO.	TOTAL SHEETS
1	05-0446	242	242
MANWELL ROAD AT ALBANY-SHARED ROAD INTERSECTION			
TOWN OF CULDWIE			
ALBANY COUNTY			
PLAN ISSUED			



Name: Alb. Co. DPW
 App. No.: 05-00198
 Figure 7 of 8

PROJECT NO.	05-C446	SHEET NO.	7	TOTAL SHEETS	8
PROJECT NAME	MARKWELL ROAD AT ALBANY SHAKER ROAD INTERSECTION	TOWN OR COUNTY	ALBANY COUNTY	DATE ISSUED	05/05/2005

ALL DIMENSIONS ARE IN FEET UNLESS OTHERWISE NOTED
 AS BUILT REVISIONS

SCALE: _____ DATE: _____

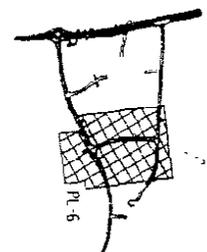
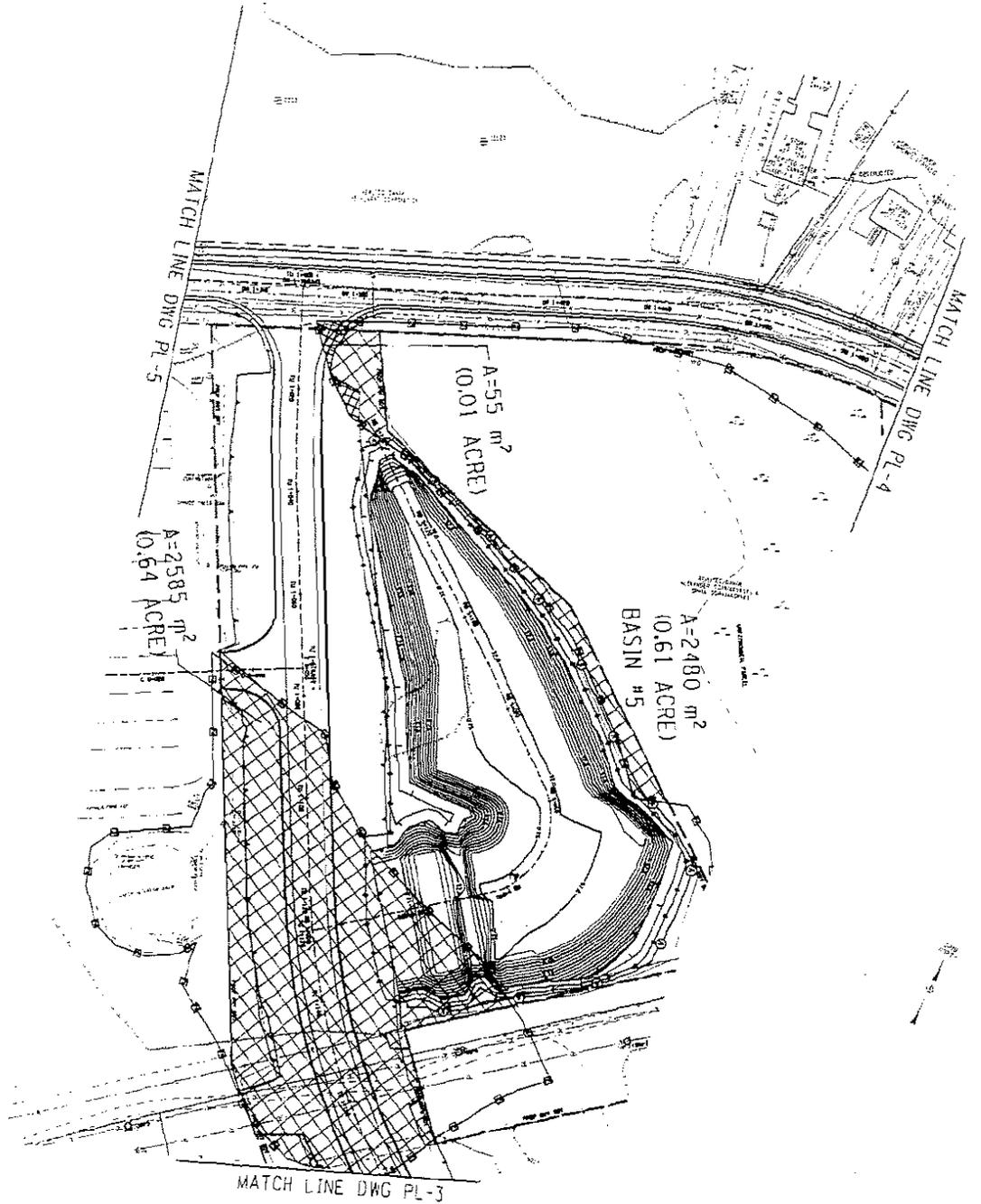
PLANS

MARKWELL ROAD RELOCATION
 ALBANY COUNTY

DATE: _____ DRAWING NO.: PL-5

FILE NAME
DATE/TIME
USER

DESIGN SUPERVISOR CHECKED BY ESTIMATED BY DRAFTED BY APPROVED BY



KEY PLAN

ALL DIMENSIONS ARE IN METERS, UNLESS OTHERWISE NOTED
AS BUILT REVISIONS

TITLE: _____ DATE: _____

PLANS

MAXWELL ROAD RECLAMATION
ALBANY COUNTY

DATE: _____

REVISIONS: _____

PL-6

PROJECT NO.	05-C445
TOWN OF COCHISE	ALBANY COUNTY
MAXWELL ROAD AT ALBANY-SANJES ROAD INTERSECTION	PL-6
DATE: _____	REVISIONS: _____

Name: Alb. Co. DPW
App. No.: 05-00198
Figure 8 of 8