



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: 2005-00679-YN
Issue Date: October 23, 2006
Expiration Date: November 24, 2006

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: Town of Halfmoon
111 Route 236
Halfmoon, NY 12065

ACTIVITY: Discharge fill material into 2.11 acres of waters of the United States to facilitate the construction of a town recreation area and attendant features.

WATERWAY: Wetlands and Unnamed Tributary (Hudson River watershed)

LOCATION: Town of Halfmoon, Saratoga 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.

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. 2005-00679-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:

NYSDOT Highway Work Permit

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 Brad Sherwood.

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, Town of Halfmoon, has requested Department of the Army authorization for the discharge of fill material into 2.11 acres of waters of the United States to facilitate the construction of a town recreation area and attendant features. The site is located off NYS Route 236, Town of Halfmoon, Saratoga County, New York.

The work would involve the discharge of fill material into 2.11 acres of emergent wetlands, and 100 linear feet of stream channel, to facilitate the construction of a new park perimeter road, new soccer and baseball fields, and a new bicycle path, in association with the development of a 52-acre town recreation area.

To mitigate for the proposed project impacts to aquatic resources, the applicant proposes to establish 2.11 acres of emergent and scrub-shrub wetland on-site. In addition, the applicant proposes to place a deed restriction on the mitigation site, 12.27 acres of the remaining 13.73 acres of non-impacted wetlands, and 1.58 acres of upland on the project site.

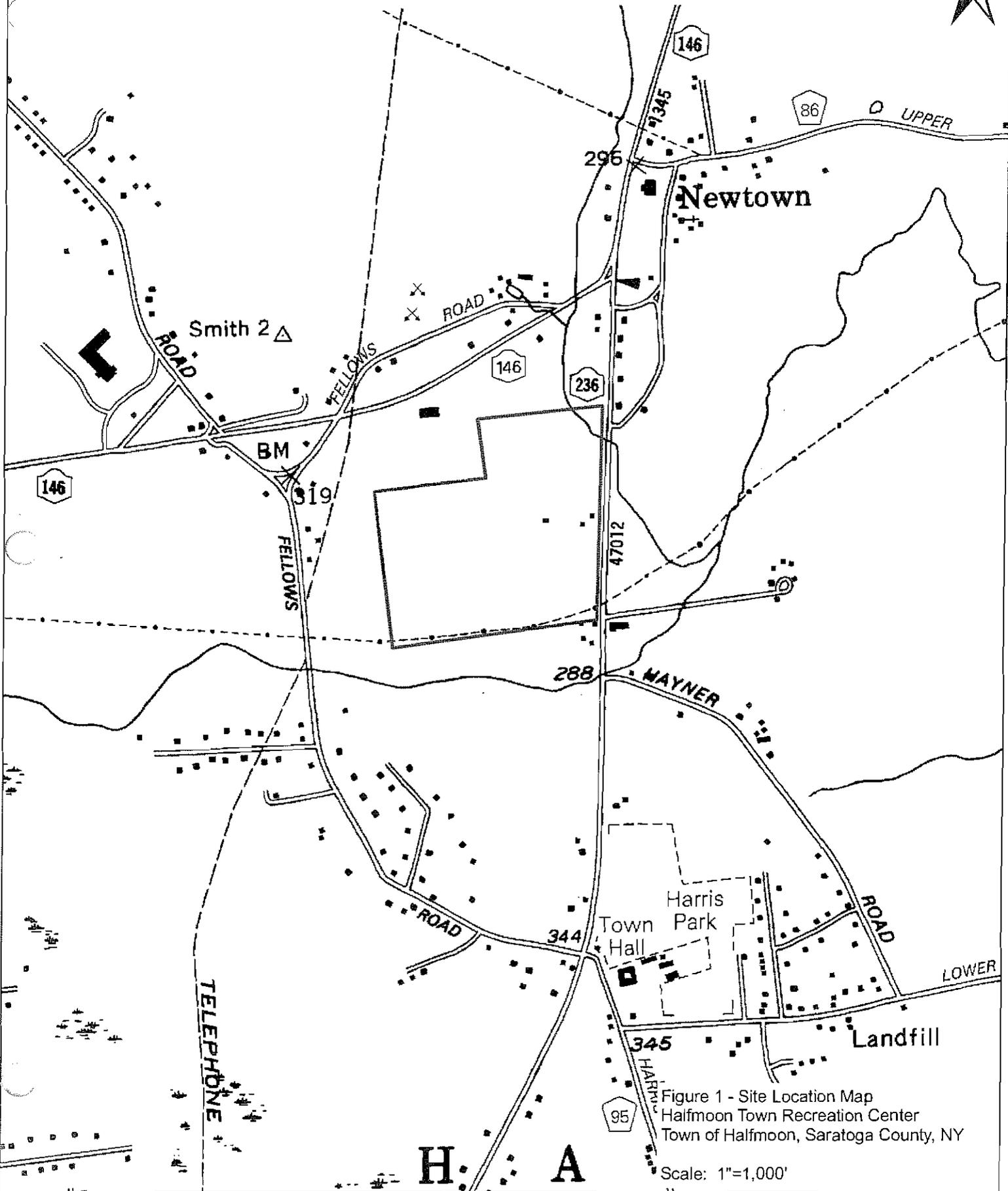


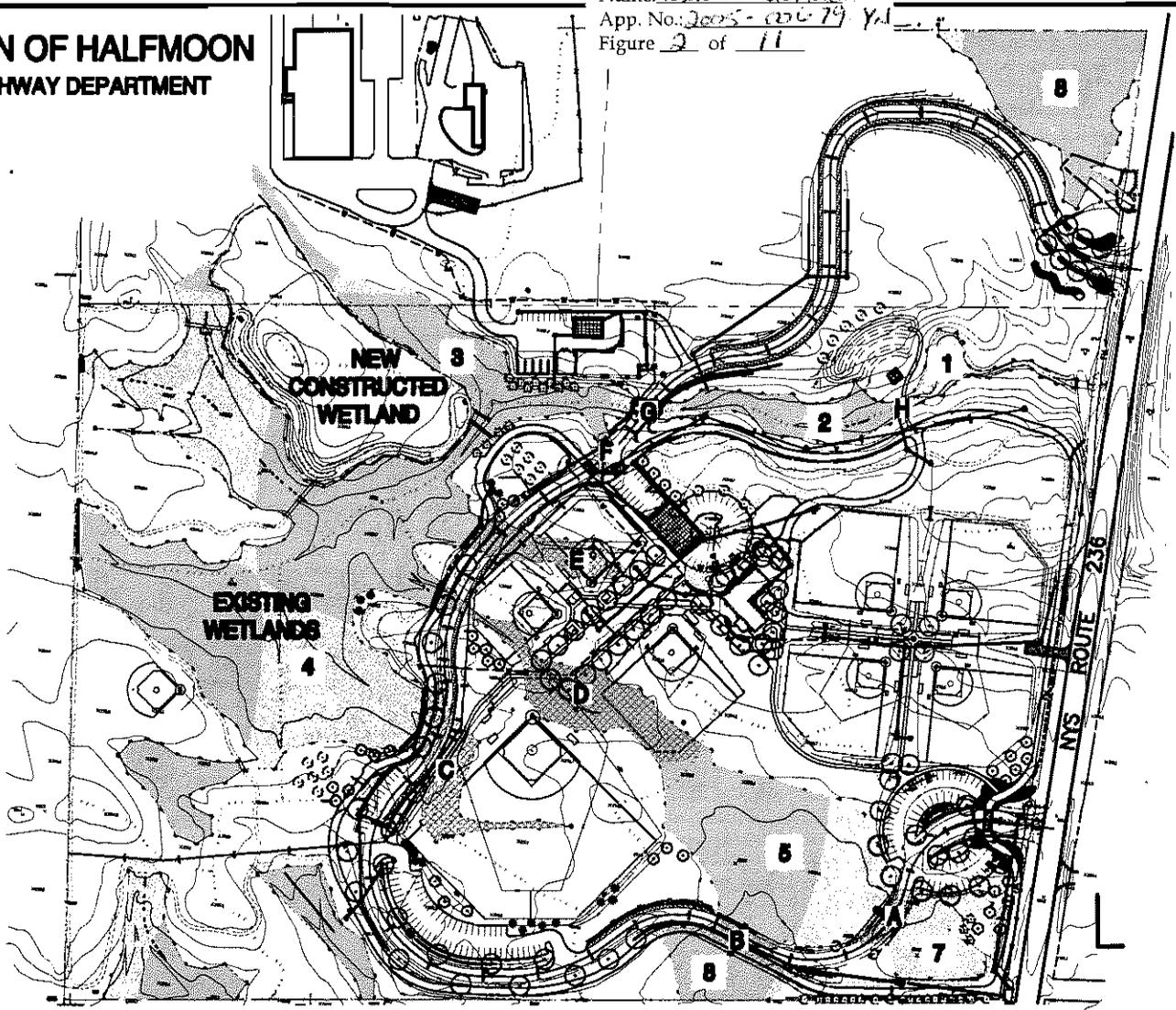
Figure 1 - Site Location Map
Halfmoon Town Recreation Center
Town of Halfmoon, Saratoga County, NY

Scale: 1"=1,000'

H. A

**TOWN OF HALFMOON
HIGHWAY DEPARTMENT**

Name: Town of Halfmoon
App. No.: 2005-02679 Yd.
Figure 2 of 11



KEY PLAN

WETLAND DISTURBANCE	
KEY	AREA (sq.f.)
A	7,880
B	9,379
C	22,771
D	33,287
E	14,523
F	1,401
G	2,383
H	499
TOTAL	92,103

DEED RESTRICTED WETLANDS	
AREA #	AREA (sq.f.)
1	10,594
2	23,741
3	40,089
4	269,090
5	94,983
6	16,646
7	18,788
8	60,418
UPLAND	69,021
NEW	92,103
TOTAL	695,433

STREAM DISTURBANCE	
KEY	LIN. FEET
G	70
H	30

NEW CONSTRUCTED WETLANDS	
	AREA (sq.f.)
NEW	MIN. 92,103
	MAX. 92,420

GRAPHICAL SCALE

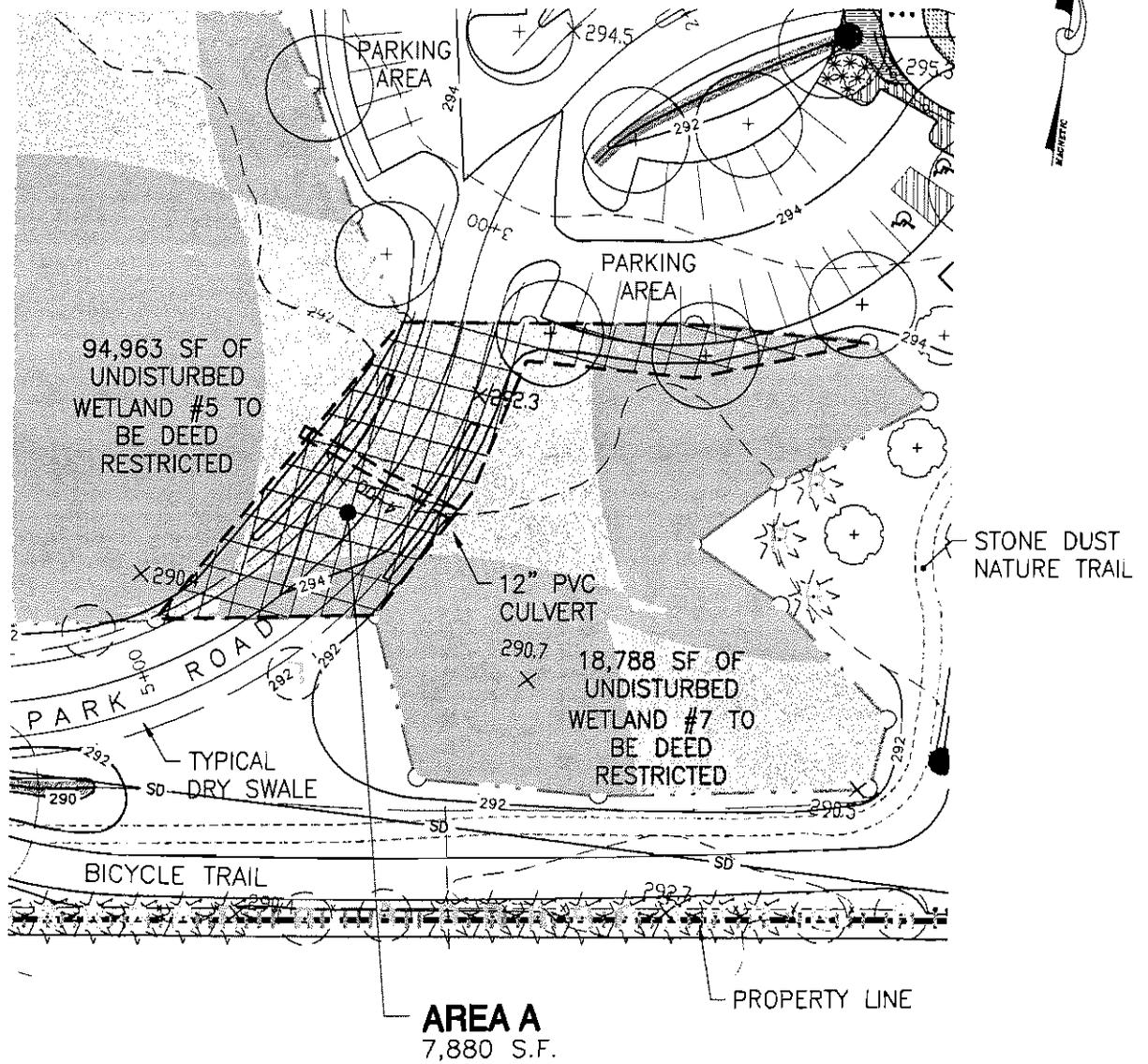
SCALE: 1"=300'



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PROJ. ENGR			
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DRAWN BY:	LL	1	1/27/06 FINAL DESIGN DEV.
CHECKED BY:	MARK	DATE	DESCRIPTION
RHM			ISSUE BLOCK
CAD DRAWING FILE:			

TOWN OF HALFMOON
SARATOGA COUNTY NEW YORK
HALFMOON TOWN PARK
WETLAND MITIGATION PLAN
SHEET TITLE: KEY PLAN
PROJECT NO: 2343.100 SCALE AS NOTED DATE: 9/28/05 MAP8



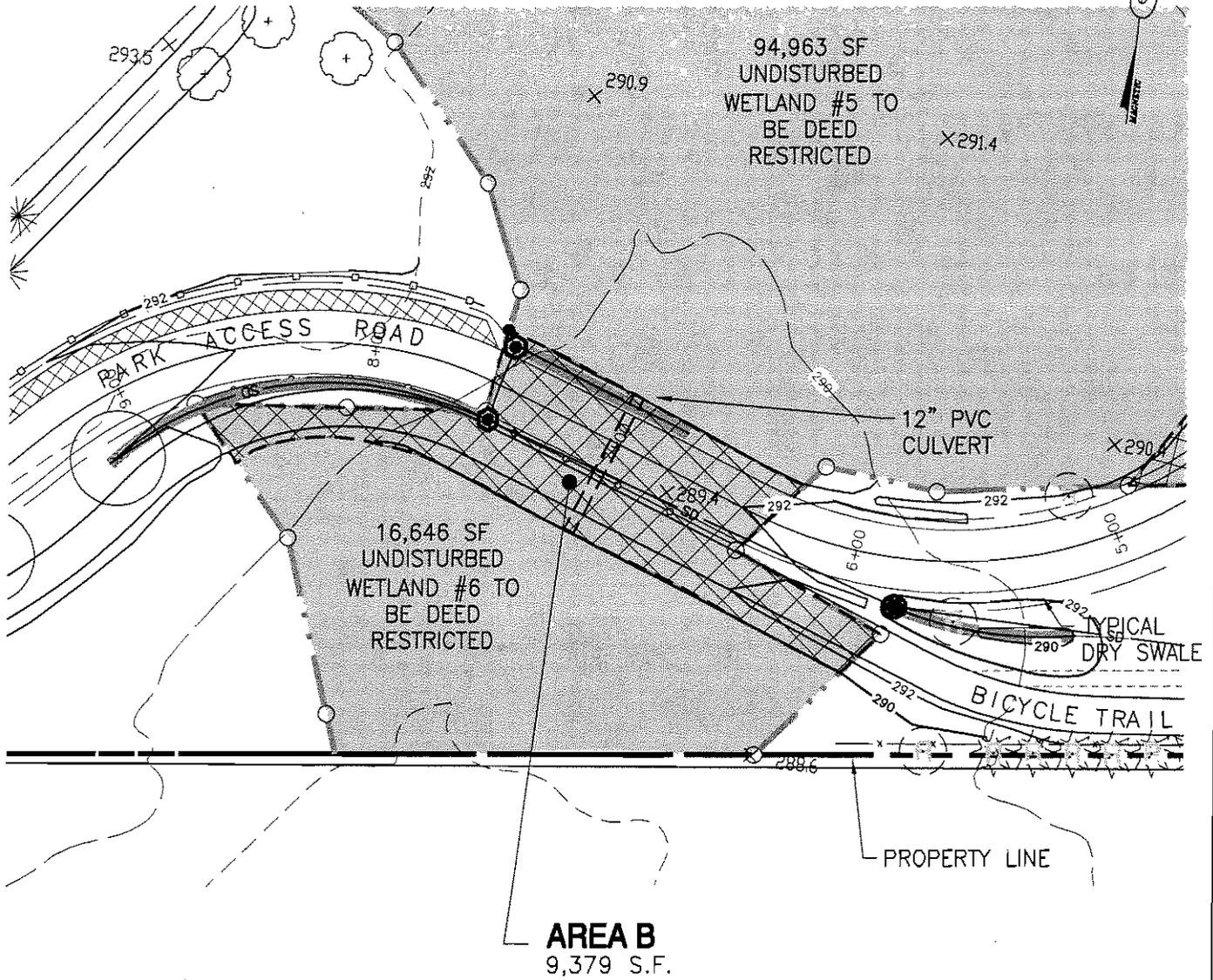
GRAPHICAL SCALE
 SCALE: 1"=60'



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TOWN OF HALFMOON		SARATOGA COUNTY		NEW YORK	
HALFMOON TOWN PARK					
WETLAND MITIGATION PLAN					
SHEET TITLE:			AREA A		
PROJECT NO:	2343.100	SCALE AS NOTED	DATE:	9/28/05	MAP 1



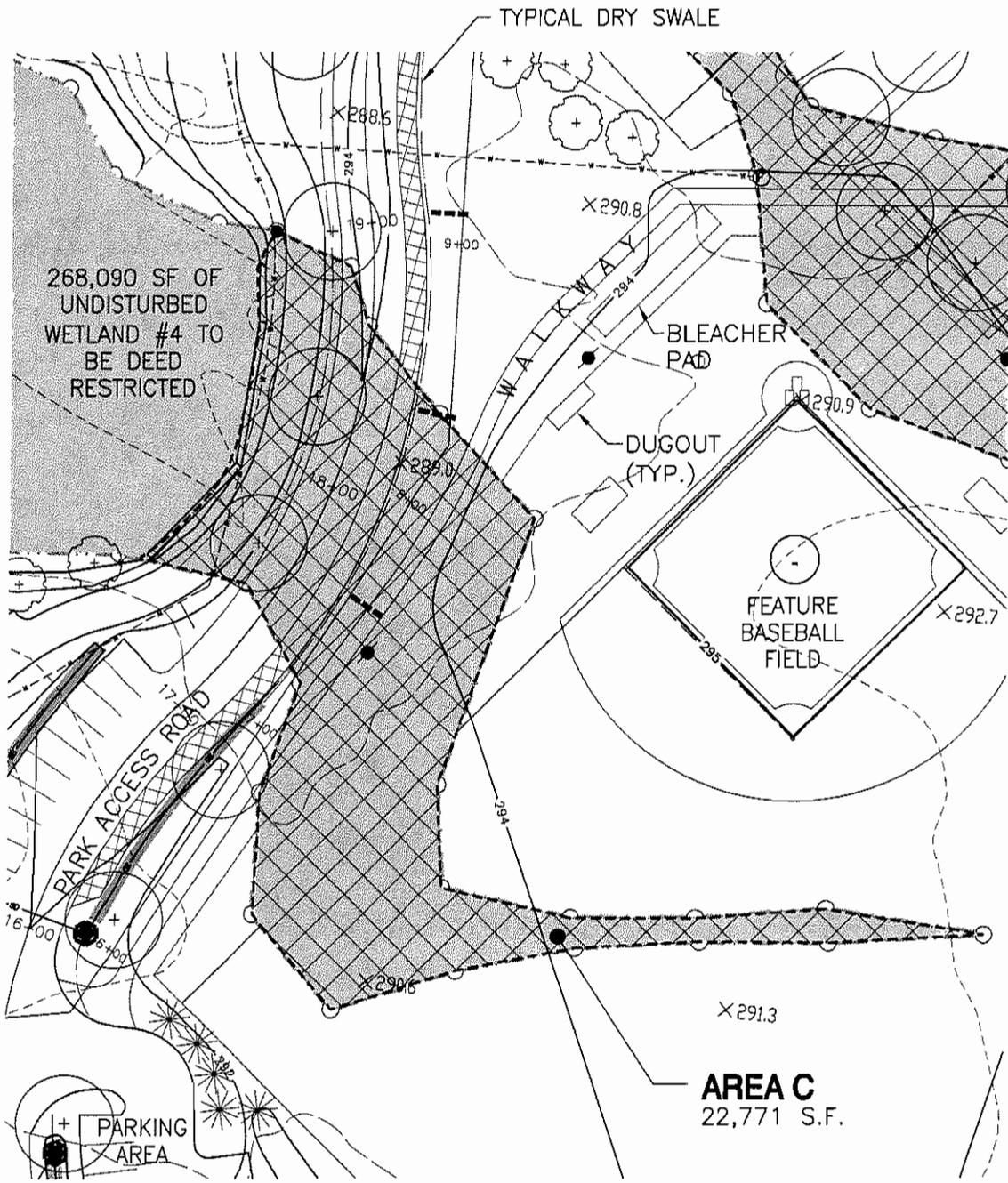
GRAPHICAL SCALE
 SCALE: 1"=60'



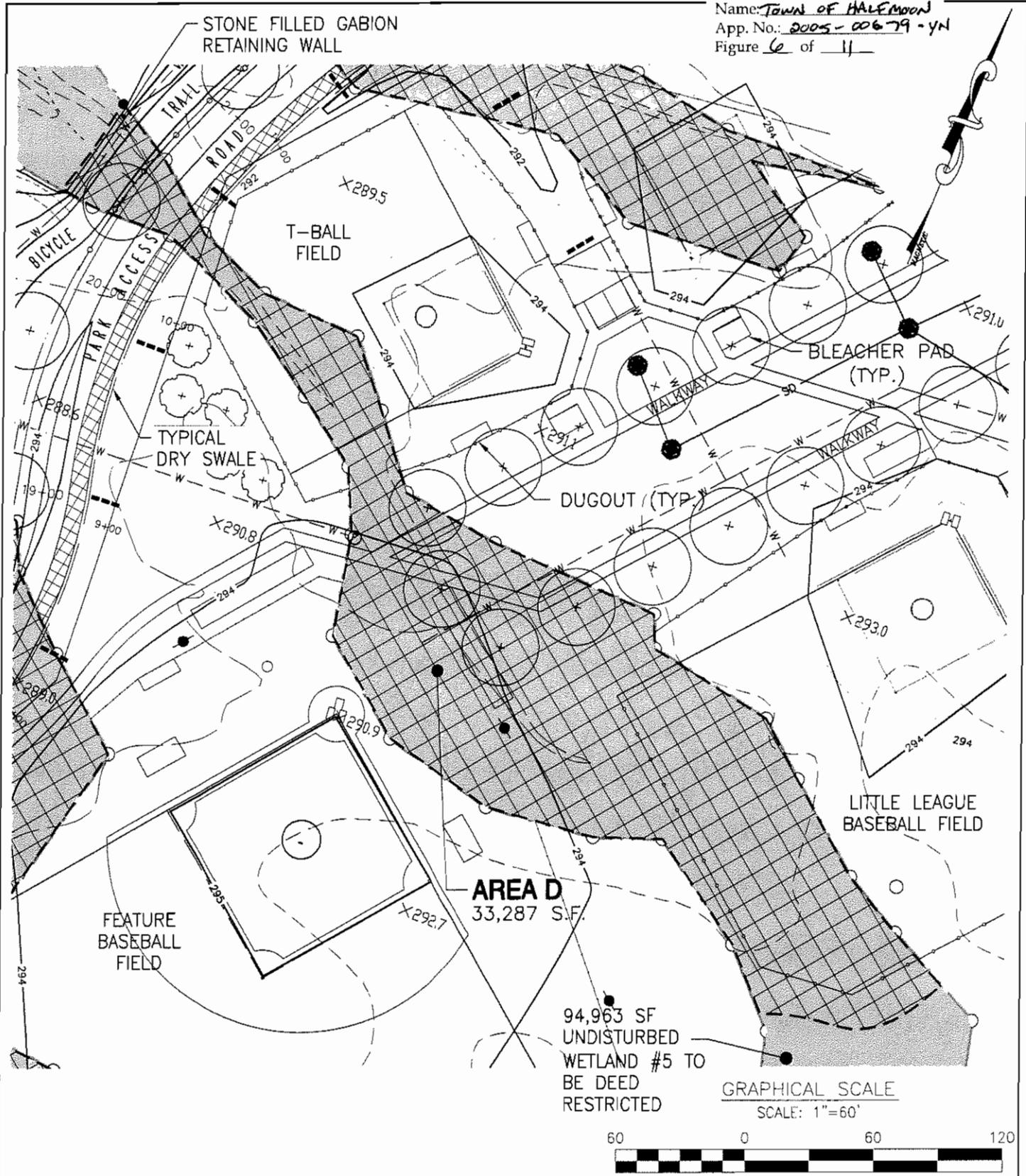
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TOWN OF HALFMOON
 SARATOGA COUNTY NEW YORK
HALFMOON TOWN PARK
WETLAND MITIGATION PLAN
 SHEET TITLE: AREA B
 PROJECT NO. 2343.100 SCALE AS NOTED DATE 9/28/05 MAP 2



Name: Town of Halfmoon
 App. No.: 2005-00679-YN
 Figure 6 of 11



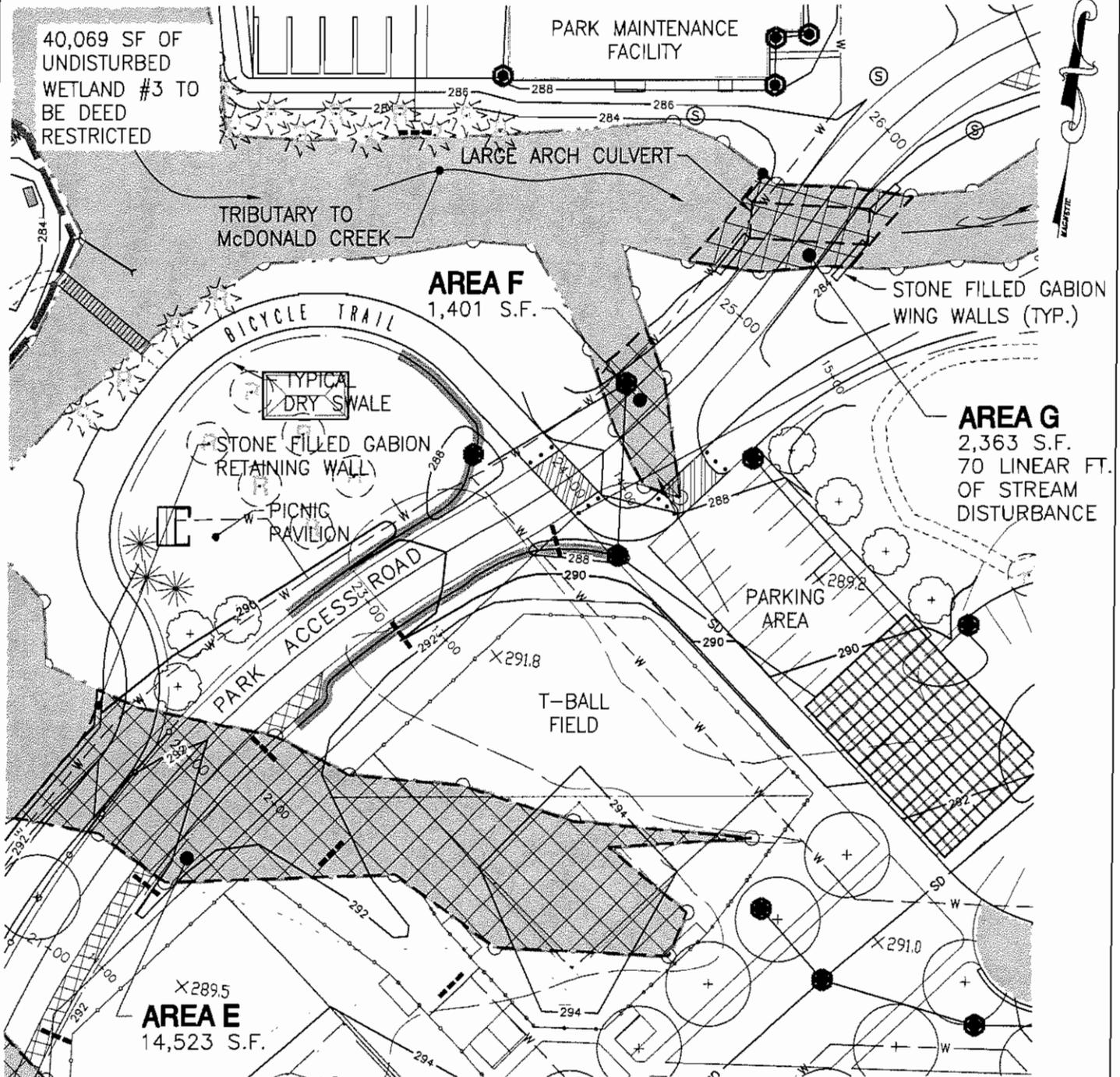
GRAPHICAL SCALE
 SCALE: 1"=60'



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CAD DRAWING FILE				

TOWN OF HALFMOON
 SARATOGA COUNTY NEW YORK
HALFMOON TOWN PARK
WETLAND MITIGATION PLAN
 SHEET TITLE: AREA D
 PROJECT NO: 2343.100 SCALE: AS NOTED DATE 8/28/05 MAP 4



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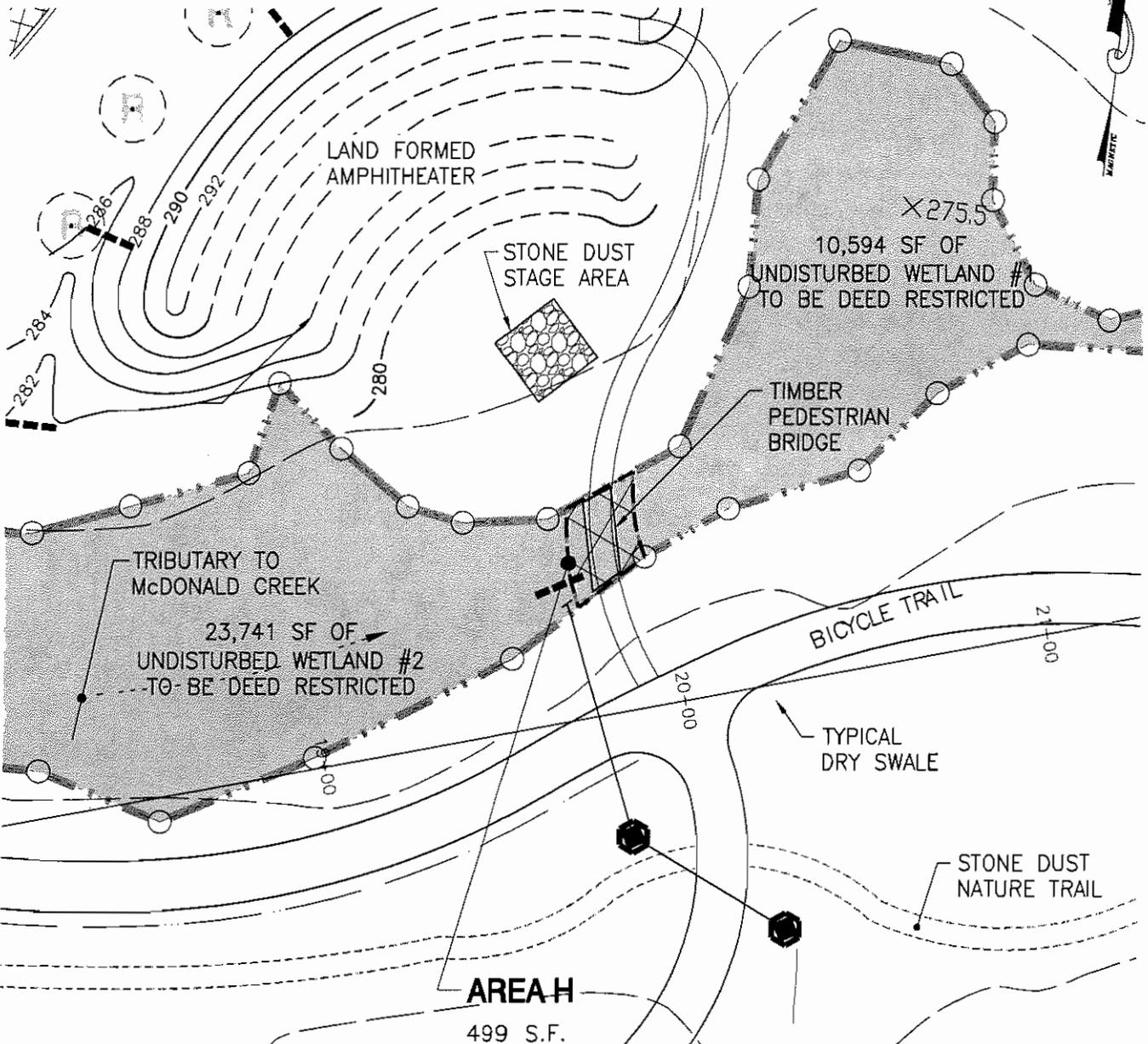
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TOWN OF HALFMOON
 SARATOGA COUNTY NEW YORK

HALFMOON TOWN PARK
WETLAND MITIGATION PLAN

SHEET TITLE: **AREAS E F G**

PROJECT NO: 2343.100 SCALE: AS NOTED DATE: 9/28/05 MAP 5



AREA H
 499 S.F.
 STREAM
 DISTURBANCE OF
 30 LINEAR FEET

GRAPHICAL SCALE
 SCALE: 1"=60'



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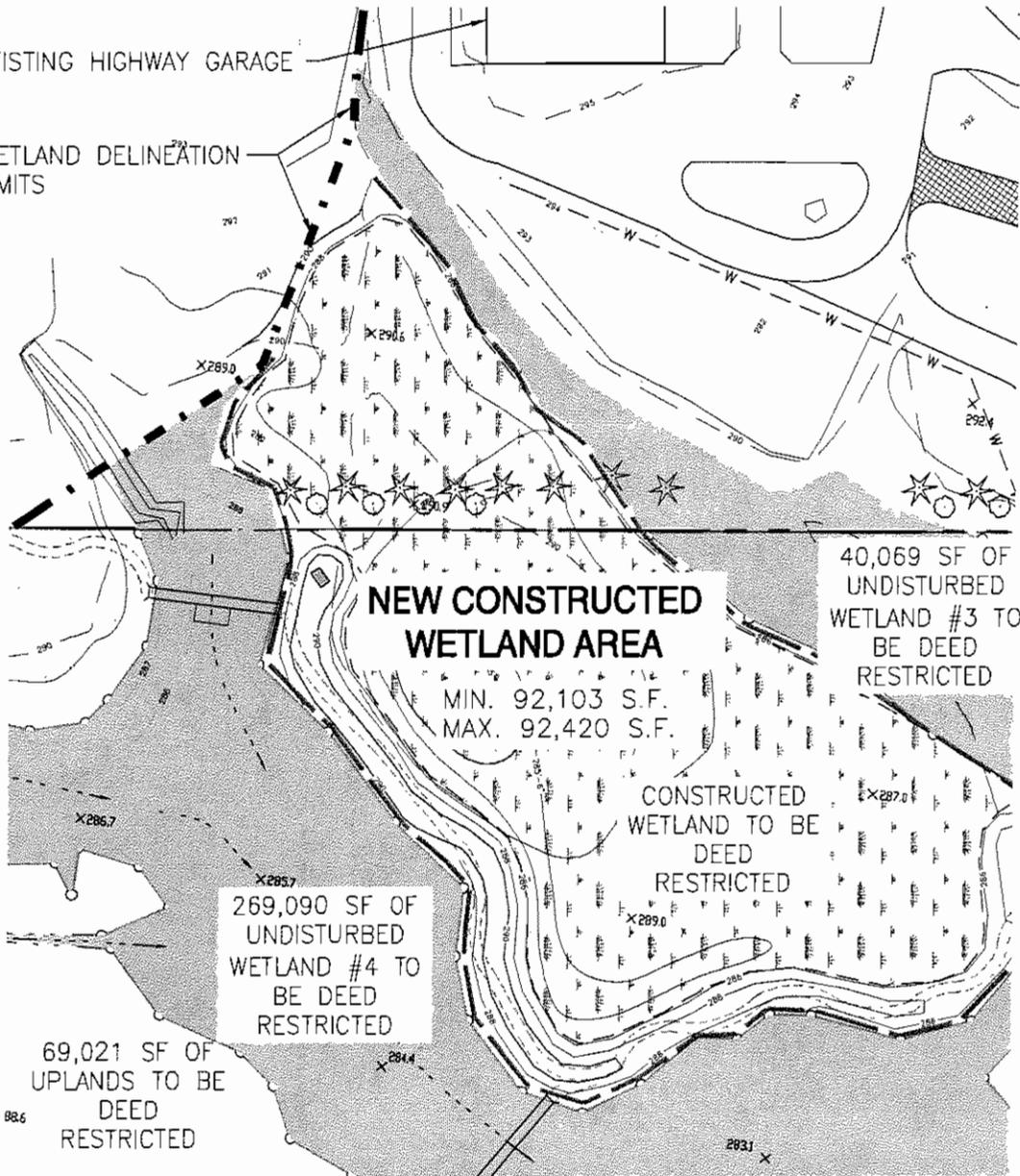
PROJ. ENGR	3	8/4/06	CORRECTED AREA H
TMK	2	7/14/06	ACOE COMMENTS
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RHM			ISSUE BLOCK
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TOWN OF HALFMOON
 SARATOGA COUNTY NEW YORK
HALFMOON TOWN PARK
WETLAND MITIGATION PLAN
 SHEET TITLE: AREA H
 PROJECT NO: 234.3.100 SCALE: AS NOTED DATE: 9/28/05 MAP 6



EXISTING HIGHWAY GARAGE

WETLAND DELINEATION LIMITS



NEW CONSTRUCTED WETLAND AREA
 MIN. 92,103 S.F.
 MAX. 92,420 S.F.

40,069 SF OF UNDISTURBED WETLAND #3 TO BE DEED RESTRICTED

CONSTRUCTED WETLAND TO BE DEED RESTRICTED

269,090 SF OF UNDISTURBED WETLAND #4 TO BE DEED RESTRICTED

69,021 SF OF UPLANDS TO BE DEED RESTRICTED

GRAPHICAL SCALE
 SCALE: 1" = 100'

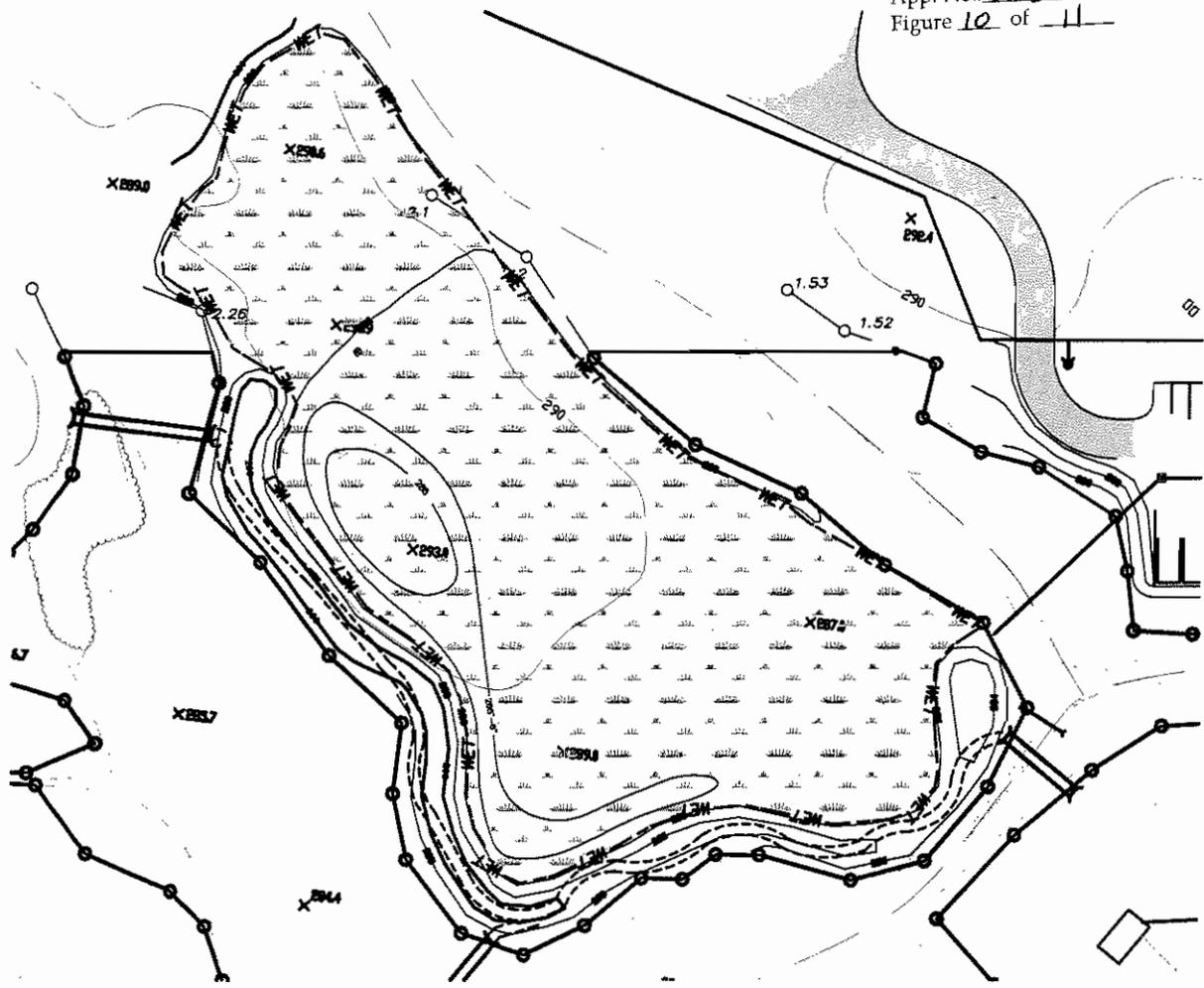


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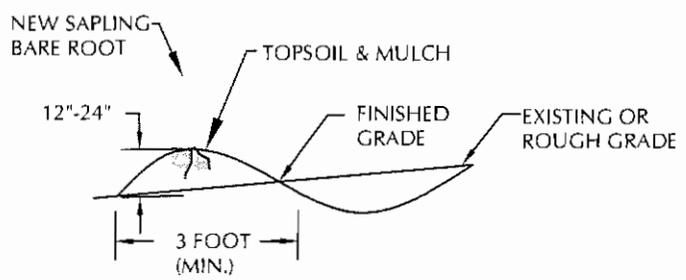
TOWN OF HALFMOON
 SARATOGA COUNTY NEW YORK
HALFMOON TOWN PARK
WETLAND MITIGATION PLAN
 SHEET TITLE: NEW WETLAND AREA
 PROJECT NO. 2343.100 SCALE: AS NOTED DATE: 9/28/05 MAP 7

Name: Town of Halfmoon
 App. No.: 2005-00679-7A
 Figure 10 of 11



GRADING NOTES:

1. Rough grade floor of mitigation area to include numerous 'pits & mounds'.
2. 'Pits' shall not be greater than 2-feet below grade.
3. 'Mounds' shall not be greater than 2-feet above grade.



TREE/SHRUB PLANTING DETAIL - PIT AND MOUND
 NOT TO SCALE

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NQ	ISSUE BLOCK		
CAD DRAWING FILE:			

TOWN OF HALFMOON		SARATOGA COUNTY		NEW YORK	
HALFMOON TOWN PARK					
WETLAND MITIGATION PLAN					
SHEET TITLE:			Planting Plan		
PROJECT NO:	2343.100	SCALE:	1"=100'	DATE:	7/17/2006
					Figure 5.2



PLANTING PLAN AND NOTES:

	Square Feet	Spacing	# Specimens
Zone 1 - Herbaceous	4644.16	3' OC	575
Zone 1 - Woody	4644.16	10' OC	64
Zone 2 - Herbaceous	16045.17	3' OC	1,850
Zone 3 - Herbaceous	7863.78	3' OC	900
Zone 4 - Woody	27981.38	6' OC	900
Zone 5 - Woody	35676.04	10' OC	400

Zones 2, 3, and 4 will be seeded with Northeast Wetland Diversity Mix supplied by Southern Tier Consulting and Nursery - 1 pound will cover 21,750 sq. ft. @ 100+ seeds per sq. ft. - 18 lbs. required.

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PROJ. ENGR			
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CAD DRAWING FILE:			

TOWN OF HALFMOON			
SARATOGA COUNTY		NEW YORK	
HALFMOON TOWN PARK WETLAND MITIGATION PLAN			
SHEET TITLE:		Planting Plan	
PROJECT NO:	2343.100	SCALE: 1"=100'	DATE: 7/17/2006
			Figure 5.1