



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: NAN-2006-3095-WCA
Issue Date: March 5, 2007
Expiration Date: April 3, 2007

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 10 of the Rivers and Harbors Act of 1899 (33 U.S.C. 403), and Section 404 of the Clean Water Act (33 U.S.C. 1344).

APPLICANT: New Jersey Turnpike Authority
P.O. Box 5042
Woodbridge, New Jersey, 07095-5042

ACTIVITY: Discharge fill material into waters of the United States to facilitate roadway improvements to New Jersey Turnpike's Interchange 16W, and associated ramps to U.S. Route 3 and U.S. Route 120.

WATERWAY: Berry's Creek (Hackensack River Watershed)

LOCATION: Borough of East Rutherford, Bergen County, New Jersey.

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
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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.

The Magnuson-Stevens Fishery Conservation and Management Act, as amended by the Sustainable Fisheries Act of 1996 (Public Law 104-267), requires all federal agencies to consult with the National Marine Fisheries Service on all actions or proposed actions, that are either permitted, funded, or undertaken by the agency, that may adversely affect Essential Fish Habitat (EFH). Based upon a review of the "Guide to Essential Fish Habitat Designations in the Northeastern United States," issued by the National Oceanic and Atmospheric Administration/National Marine Fisheries Service, it is unlikely that EFH for any aquatic species and their life stages would be impacted by the proposed project. Further consultation with National Marine Fisheries Service regarding EFH impacts and conservation recommendations is being conducted and will be concluded prior to a final decision on the application.

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.

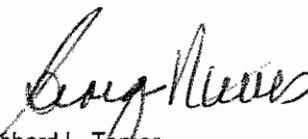
Pursuant to Section 307 (c) of the Coastal Zone Management Act of 1972 as amended [16 U.S.C. 1456 (c)], for activities under consideration that are located within the coastal zone of a state which has a federally approved coastal zone management program, the applicant has certified in the permit application that the activity complies with, and will be conducted in a manner that is consistent with, the approved state coastal zone management program. By this public notice, we are requesting the state's concurrence with, objection to, or waiver of the applicant's certification. No permit decision will be made until one of these actions occur. For activities within the coastal zone of New Jersey the applicant's certification and accompanying information is available from the New Jersey Department of Environmental Protection, Bureau of Coastal Regulation, CN 401, 501 East State Street, Second Floor, Trenton, New Jersey 08625-0401, Telephone Number (609) 633-2289. Comments regarding the applicant's certification should be so addressed.

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: New Jersey Department of Environmental Protection Waterfront Development 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 (917) 790-8412 and ask for James Cannon.

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

for 
Richard L. Tomer
Chief, Regulatory Branch

Enclosures

WORK DESCRIPTION

The applicant, the New Jersey Turnpike Authority (NJTA), has requested Department of the Army authorization to discharge fill material into waters of the United States to facilitate road improvements to Interchange 16W, and the associated ramps to both U.S. Route 3 and U.S. Route 120. The site is located within the Hackensack River watershed, in the Borough of East Rutherford, Bergen County, New Jersey.

The proposed roadway improvement activities would occur in three areas surrounding the New Jersey Turnpike (NJT) 16W Interchange, and would include the Western Interchange, situated in the western portion of the project area, Interchange 16W (proper), situated in the central portion of the project area, and the Route 120 Flyover, situated in the eastern portion of the project area. In the area of the Western Interchange, approximately 0.0008 acres of waters of the United States would be impacted to facilitate the construction and installation of an outfall structure. Within the area of Interchange 16W, approximately 0.93 acres of waters of the United States would be impacted to facilitate the construction and installation of the following:

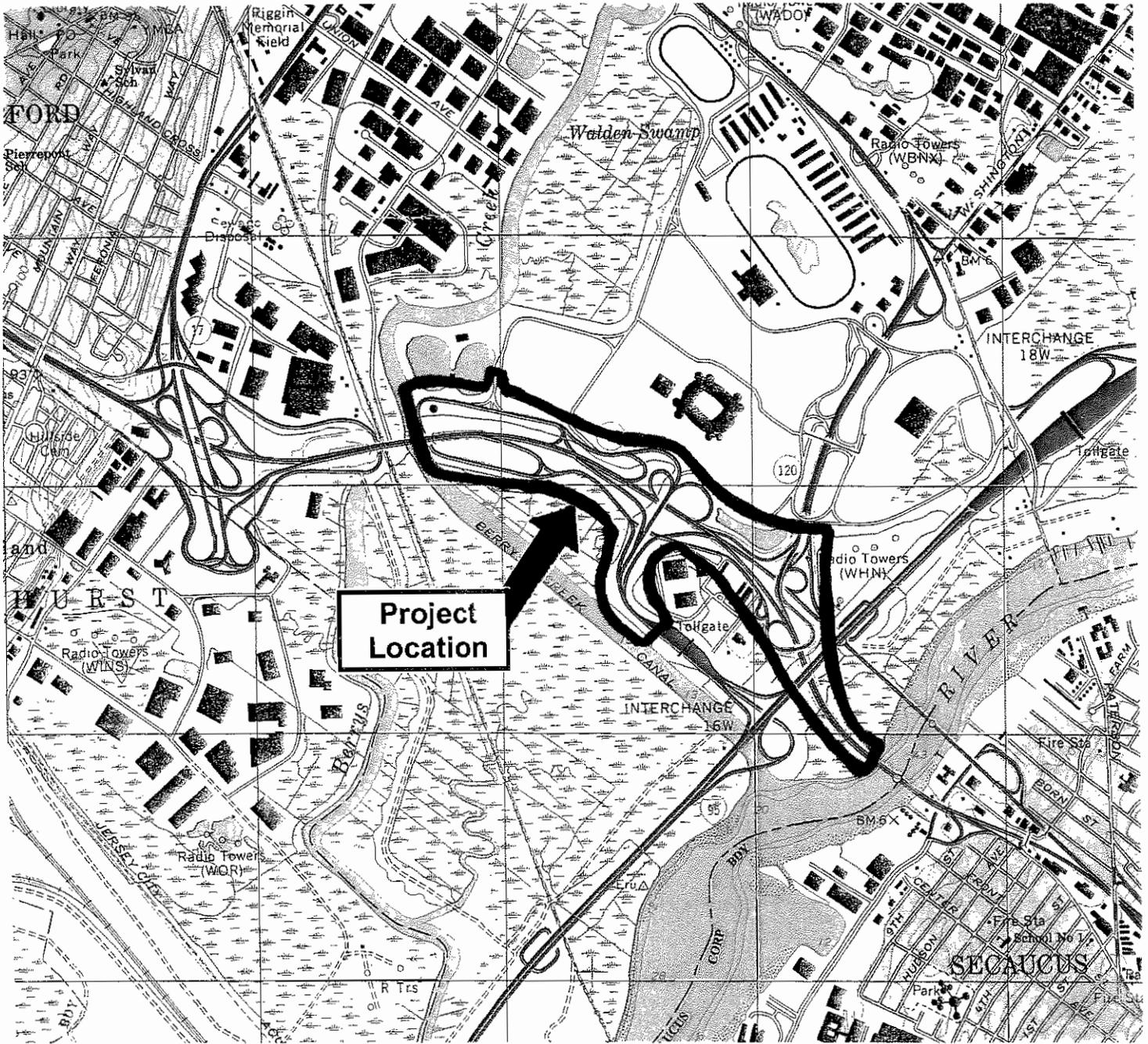
- a northbound NJT ramp (TC) that would allow access to "Service Road A";
- a "Service Road A" ramp (CT) that would allow southbound access to the NJT;
- a northbound NJT ramp (TW) that would allow access to westbound U.S. Route 3;
- a "Service Road A" ramp (Q) that would allow access to westbound U.S. Route 3;
- a westbound U.S. Route 3 ramp (ET) that would allow southbound access to the NJT;
- a eastbound U.S. Route 3 ramp (WT) that would allow southbound access to the NJT;
- a "South Service Road" ramp (BT) that would allow southbound access to the NJT;
- a northbound NJT ramp (TA) that would allow access to the "South Service Road";
- a unnamed northbound NJT ramp that would allow access to Stadium Club Road.

No impacts to waters of the United States would occur in the Route 120 Flyover project area.

Additional activities that would not involve impacts to Corps of Engineers jurisdictional wetlands or waters of the United States include the removal of existing northbound NJT ramp (TW) which currently provides westbound access to U.S. Route 3; the removal of existing ramp ET which currently provides access from westbound U.S. Route 3 to the NJT; the removal of the existing "Service Road A" ramp (CT) which currently provides southbound access to the NJT; the removal of the existing "Service Road A" ramp (Q) which currently provides access to westbound U.S. Route 3, and the removal of ramp (X) which currently provides access to "Service Road A" from westbound U.S. Route 3.

To compensate for the 0.93 acres of permanent impacts to waters of the United States associated with the proposed project, the applicant proposes to establish approximately 1.24 acres of wetlands and enhance approximately 0.94 acres of wetlands along Bashes Creek, in the Borough of Carlstadt, Bergen County, New Jersey.

The stated purpose of this project is to address safety and congestion in the vicinity of the New Jersey Turnpike Interchange 16W, and along U.S. Route 3 and U.S. Route 120.



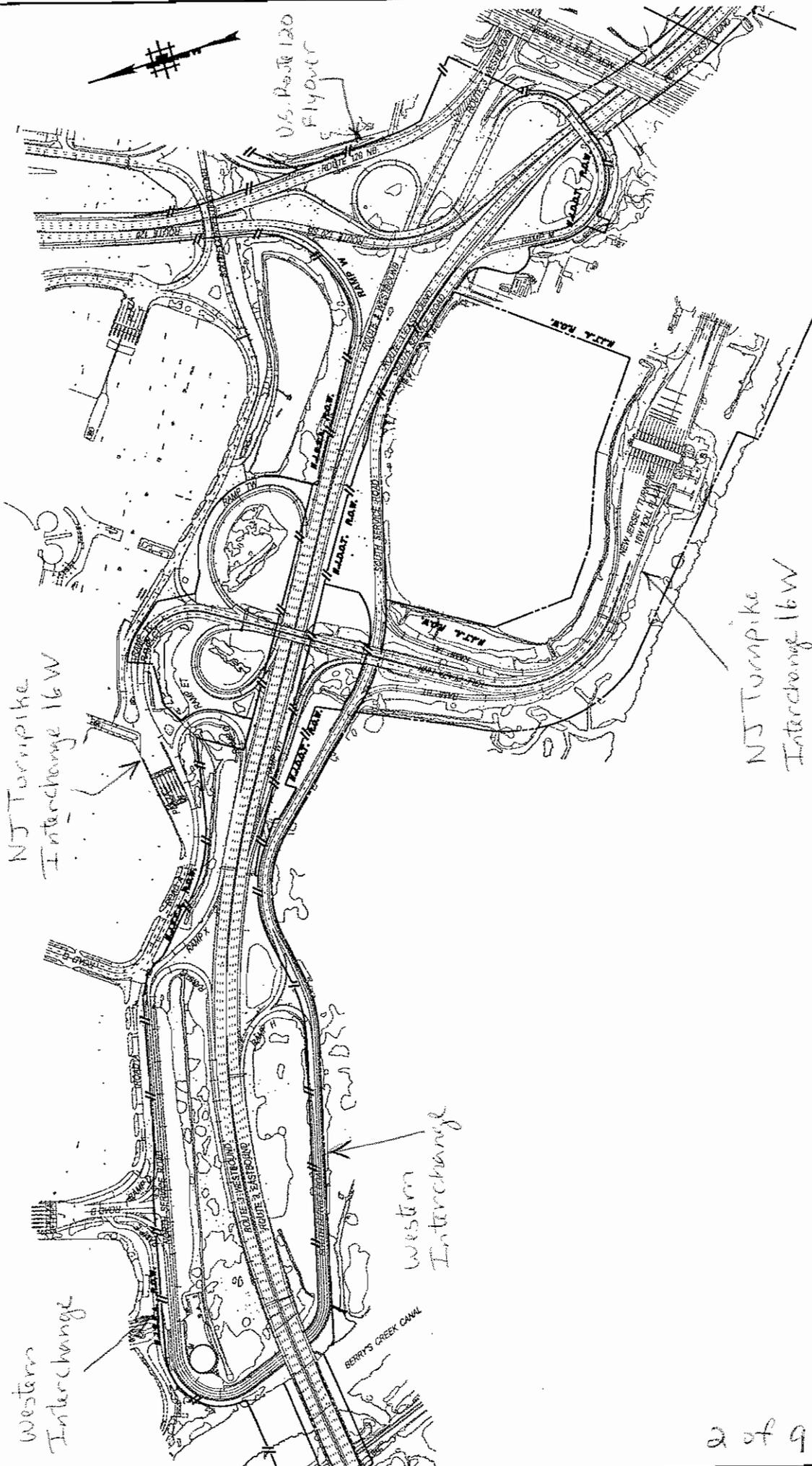
NEW JERSEY TURNPIKE AUTHORITY

Interchange 16W / Route 3 Ramps Improvements Project
 Borough of East Rutherford, Bergen County, New Jersey

PROJECT LOCATION MAP
USGS Weehawken, NJ-NY Quadrangle

DMJM HARRIS AECOM
 485-B Route 1 South
 Iselin, NJ 08830

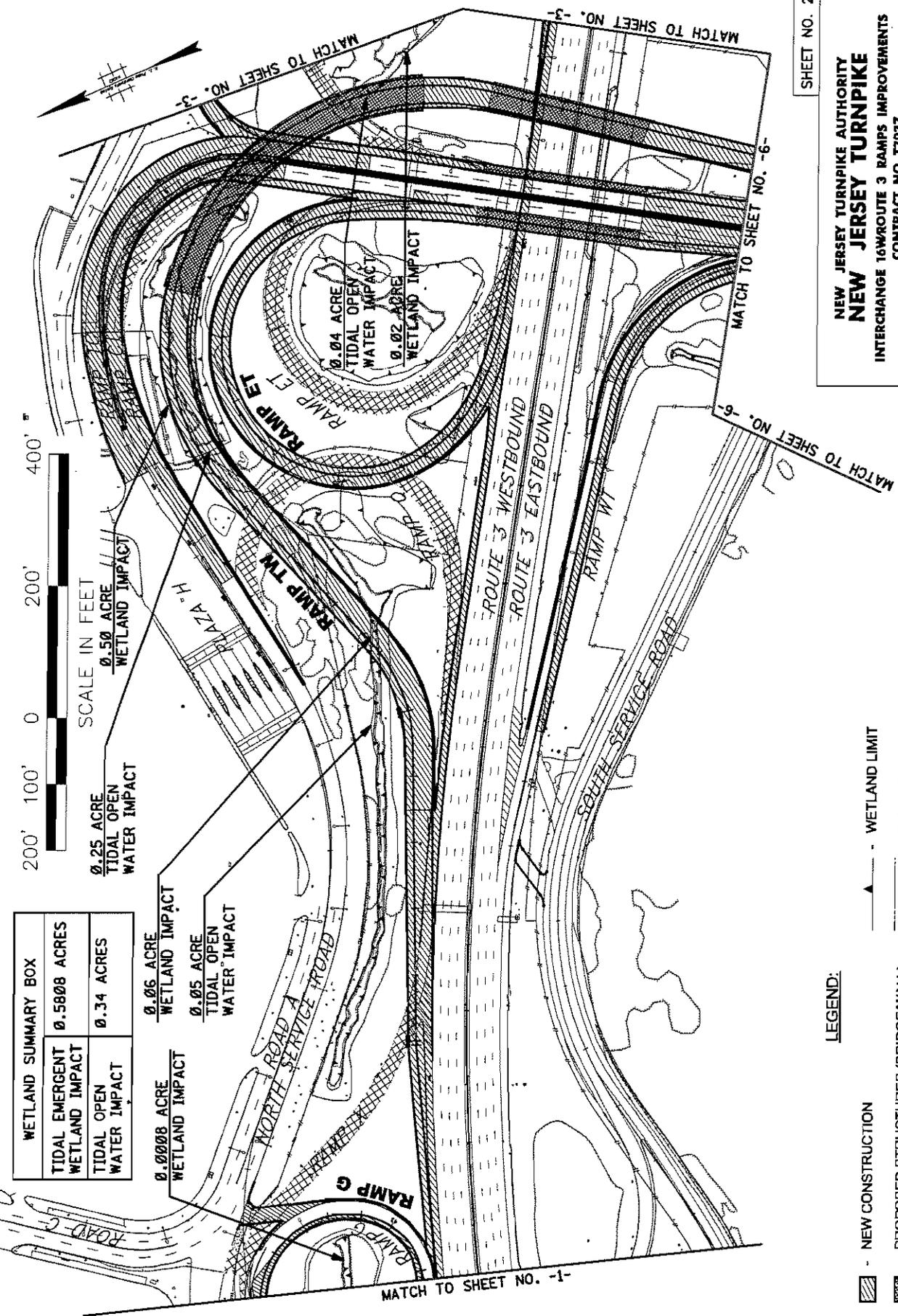
Scale: 1" = 2,000'
FIGURE 1
 August 2006



NEW JERSEY TURNPIKE AUTHORITY
NEW JERSEY TURNPIKE
 INTERCHANGE 16W/ROUTE 3 RAMPS IMPROVEMENTS
 CONTRACT NO. T3037

SITE LOCATION MAP
 NEW JERSEY TURNPIKE AUTHORITY

NOTE:
 THE SPRING HIGH TIDE ELEVATION IS +3.05 FEET AND
 THE MEAN HIGH WATER ELEVATION IS +2.50 FEET
 (NAVD88) ACCORDING TO A STUDY PERFORMED BY
 THE WOODS HOLE GROUP FROM JUNE 1999 TO JUNE 2000.



WETLAND SUMMARY BOX	
TIDAL EMERGENT WETLAND IMPACT	0.5808 ACRES
TIDAL OPEN WATER IMPACT	0.34 ACRES
0.0008 ACRE WETLAND IMPACT	
0.06 ACRE WETLAND IMPACT	
0.05 ACRE TIDAL OPEN WATER IMPACT	
0.25 ACRE TIDAL OPEN WATER IMPACT	
0.50 ACRE WETLAND IMPACT	
0.04 ACRE TIDAL OPEN WATER IMPACT	
0.02 ACRE WETLAND IMPACT	

SHEET NO. 2

NEW JERSEY TURNPIKE AUTHORITY
NEW JERSEY TURNPIKE
 INTERCHANGE 16/RROUTE 3 RAMPS IMPROVEMENTS
 CONTRACT NO. T3037

USACE SECTION 404 PERMIT PLAN

NEW JERSEY TURNPIKE AUTHORITY

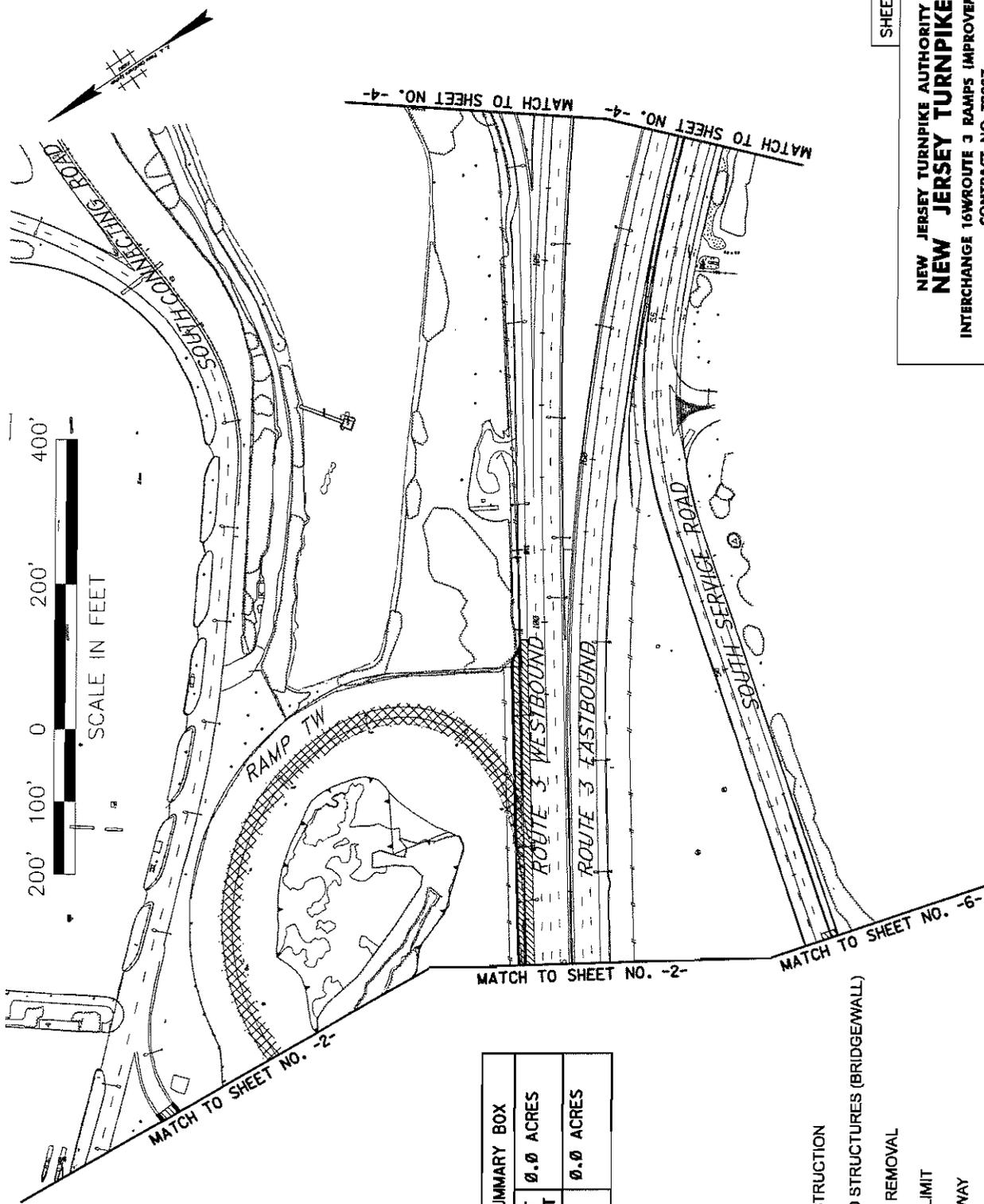
- LEGEND:
- NEW CONSTRUCTION
 - PROPOSED STRUCTURES (BRIDGE/WALL)
 - PAVEMENT REMOVAL
 - WETLAND LIMIT
 - RIGHT OF WAY
 - ACCELERATION LANE LENGTH FOR 30-50 MPH SPEED CHANGE

SHEET NO. 3

NEW JERSEY TURNPIKE AUTHORITY
NEW JERSEY TURNPIKE
INTERCHANGE 16/RROUTE 3 RAMPS IMPROVEMENTS
CONTRACT NO. T3037

USACE SECTION 404 PERMIT PLAN

NEW JERSEY TURNPIKE AUTHORITY



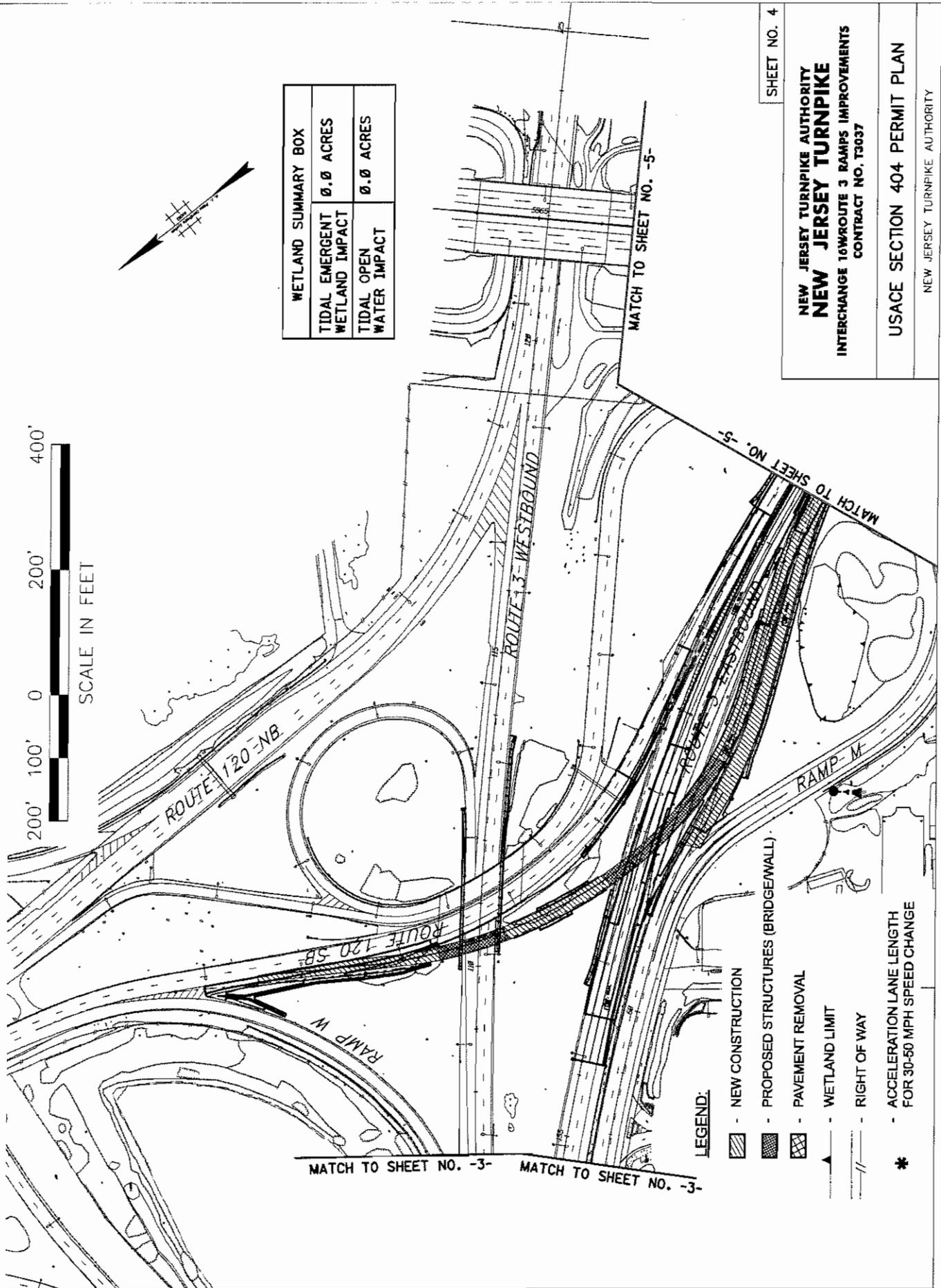
WETLAND SUMMARY BOX	
TIDAL EMERGENT WETLAND IMPACT	0.0 ACRES
TIDAL OPEN WATER IMPACT	0.0 ACRES

- LEGEND:**
- NEW CONSTRUCTION
 - PROPOSED STRUCTURES (BRIDGEWALL)
 - PAVEMENT REMOVAL
 - WETLAND LIMIT
 - RIGHT OF WAY
 - ACCELERATION LANE LENGTH FOR 30-50 MPH SPEED CHANGE

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WETLAND SUMMARY BOX	
TIDAL EMERGENT WETLAND IMPACT	0.0 ACRES
TIDAL OPEN WATER IMPACT	0.0 ACRES



LEGEND:

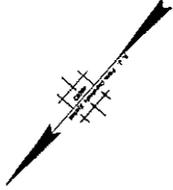
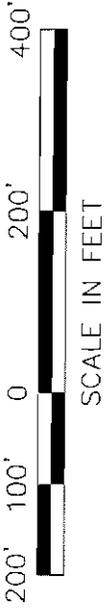
- NEW CONSTRUCTION
- PROPOSED STRUCTURES (BRIDGEWALL)
- PAVEMENT REMOVAL
- WETLAND LIMIT
- RIGHT OF WAY
- ACCELERATION LANE LENGTH FOR 30-50 MPH SPEED CHANGE

SHEET NO. 4

NEW JERSEY TURNPIKE AUTHORITY
NEW JERSEY TURNPIKE
 INTERCHANGE 16W/ROUTE 3 RAMPS IMPROVEMENTS
 CONTRACT NO. T3037

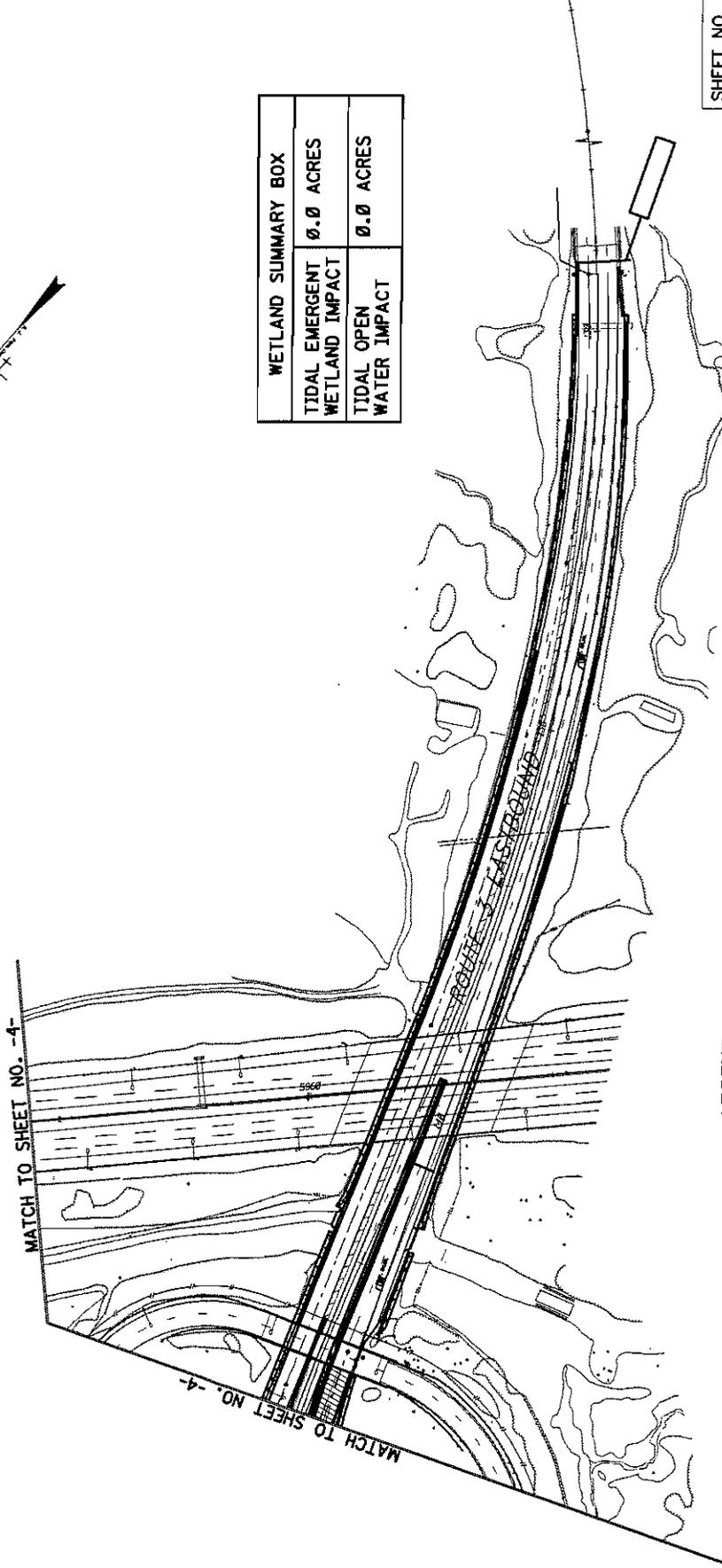
USACE SECTION 404 PERMIT PLAN

NEW JERSEY TURNPIKE AUTHORITY



MATCH TO SHEET NO. -4-
 MATCH TO SHEET NO. -4-

WETLAND SUMMARY BOX	
TIDAL EMERGENT WETLAND IMPACT	0.0 ACRES
TIDAL OPEN WATER IMPACT	0.0 ACRES



SHEET NO. 5

LEGEND:

- NEW CONSTRUCTION
- PROPOSED STRUCTURES (BRIDGEWALL)
- PAVEMENT REMOVAL
- WETLAND LIMIT
- RIGHT OF WAY
- ACCELERATION LANE LENGTH FOR 30-50 MPH SPEED CHANGE

NEW JERSEY TURNPIKE AUTHORITY
NEW JERSEY TURNPIKE
 INTERCHANGE 16/ROUTE 3 RAMPS IMPROVEMENTS
 CONTRACT NO. T3037

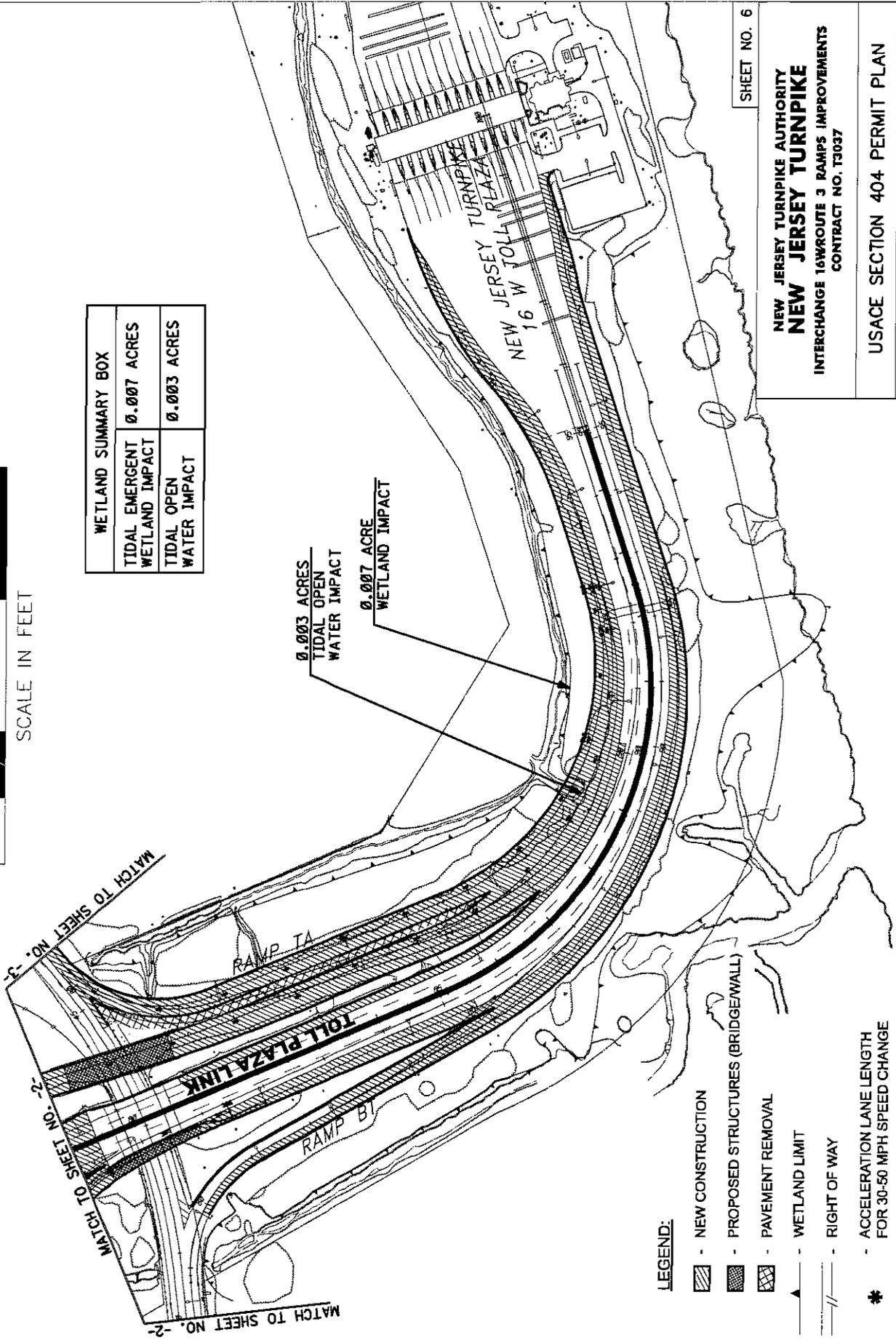
USACE SECTION 404 PERMIT PLAN

NEW JERSEY TURNPIKE AUTHORITY

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WETLAND SUMMARY BOX	
TIDAL EMERGENT WETLAND IMPACT	0.007 ACRES
TIDAL OPEN WATER IMPACT	0.003 ACRES



LEGEND:

- NEW CONSTRUCTION
- PROPOSED STRUCTURES (BRIDGEWALL)
- PAVEMENT REMOVAL
- WETLAND LIMIT
- RIGHT OF WAY
- ACCELERATION LANE LENGTH FOR 30-50 MPH SPEED CHANGE

SHEET NO. 6

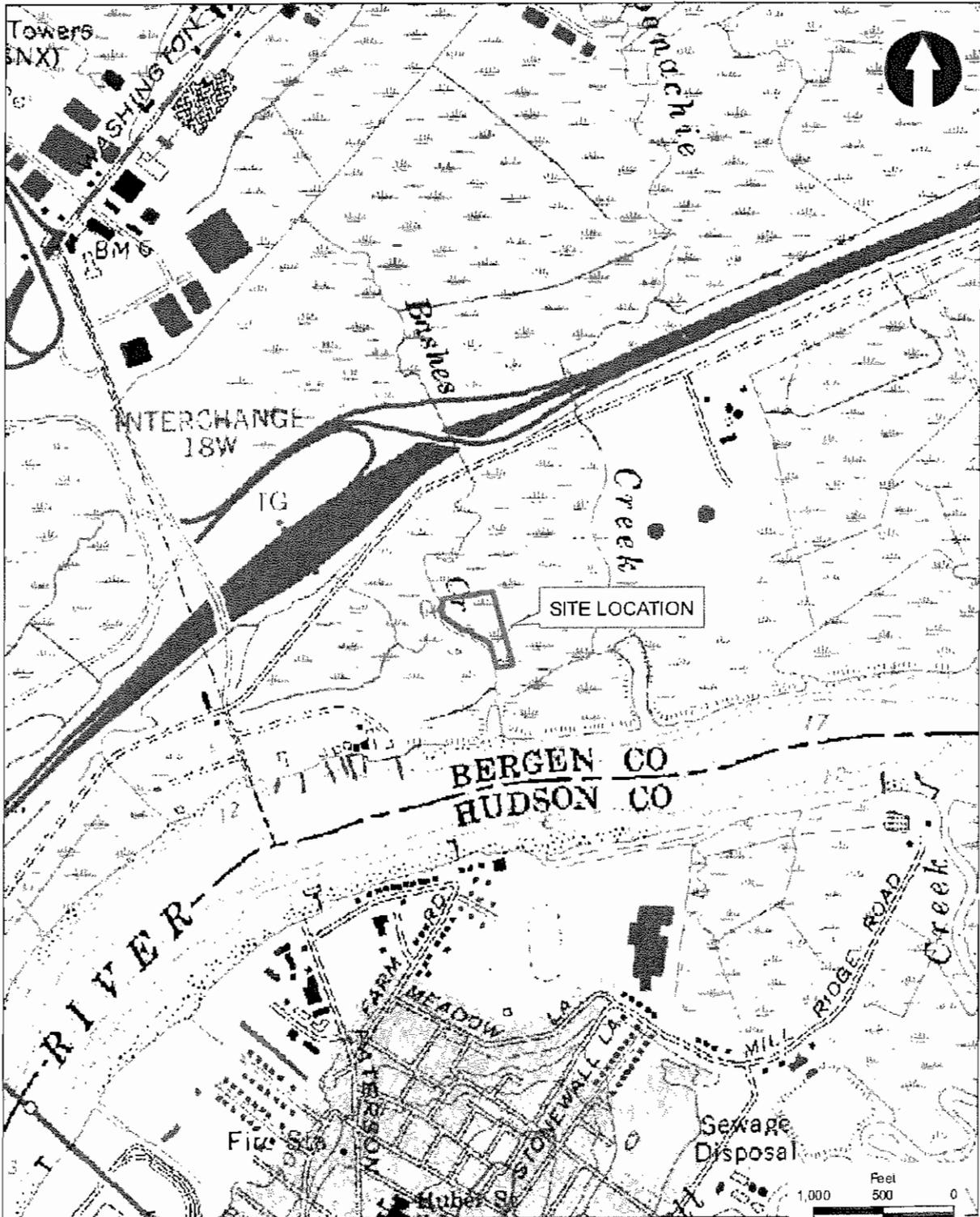
NEW JERSEY TURNPIKE AUTHORITY
NEW JERSEY TURNPIKE
 INTERCHANGE 16W ROUTE 3 RAMPS IMPROVEMENTS
 CONTRACT NO. T3037

USACE SECTION 404 PERMIT PLAN

NEW JERSEY TURNPIKE AUTHORITY

8 of 9

New Jersey Turnpike Authority
Interchange 16W/Route 3 Ramp Improvements
East Rutherford, Bergen County
PROPOSED MITIGATION



Source: USGS Topographic Quadrangle, Weehawken NJ.



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