



**US Army Corps  
of Engineers®**

# PUBLIC NOTICE

Applicant:  
Albany County Airport Authority

Published: **March 31, 2025**  
Expires: **May 1, 2025**

---

**New York District  
Permit Application No. NAN-2023-00409-ULA**

TO WHOM IT MAY CONCERN: The New York District of the U.S. Army Corps of Engineers (Corps) 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). The purpose of this public notice is to solicit comments from the public regarding the work described below:

**APPLICANT:** Albany County Airport Authority  
Albany International Airport, Main Terminal Suite 300  
737 Albany Shaker Road  
Albany, New York 12211

**AGENT:** Nicole Frazer  
CHA Companies  
III Winners Circle  
Albany, New York 12205

**WATERWAY AND LOCATION:** The project would affect waters of the United States associated with the Mohawk River. The project/review area is located on the eastern side of Albany Shaker Road, approximately 2,000 feet Northwest of the intersection of Albany Shaker Road and Wolf Road at Latitude 42.737606 and Longitude -73.801756 in the Town of Colonie, Albany County, New York.

**EXISTING CONDITIONS:** The project area consists of existing roadway, mowed airfield, palustrine emergent wetlands and a perennial stream.

## **PROJECT PURPOSE:**

**Basic:** To construct a perimeter road within an existing airport's property boundaries.

**Overall:** To construct a perimeter road entirely within the security fence of the Albany International Airport to allow airport personnel to remain within the boundaries of the security fence during operations. The new perimeter road would allow personnel to carry out normal operations without the necessity to exit and reenter the airport property.

**PROPOSED WORK:** The applicant, Albany County Airport Authority has requested Department of the Army authorization to construct an approximately 5,700-foot by 12-

foot-wide perimeter road at the Albany International Airport, in the Mohawk River watershed, in the Town of Colonie, Albany County, New York.

The work would involve the installation of approximately 5,700 feet of 12-foot-wide asphalt millings/gravel perimeter road with 2-foot shoulders on either side, and would include additional grading and the placement of a concrete box culvert. The perimeter road would be constructed inside the security fence on the southern end and eastern side of Primary Runway 01-19 to enhance airfield security. The proposed perimeter road would allow airport personnel to remain entirely within the secure Airport Operations Area.

Impacts to two palustrine emergent wetlands and a perennial stream would occur as a result of the proposed project. A total of approximately 1.18 acres of palustrine emergent wetland and 67 linear feet of stream channel are proposed to be impacted permanently for the purpose of roadway installation, including the installation of a 4-foot-wide by 4.5-foot-high by 50-foot-long concrete box culvert. Stream channels would be dewatered using an appropriate mechanism prior to work within the waterway.

**AVOIDANCE AND MINIMIZATION:** The applicant has provided the following information in support of efforts to avoid and/or minimize impacts to the aquatic environment: The applicant has stated that they have avoided and minimized proposed impacts to the maximum extent practicable by reducing the footprint of the initial proposed road layout while still meeting Federal Aviation Authority (FAA) requirements. Impacts to all other wetlands would be avoided. All construction within stream channel would be carried out in the dry through dewatering, utilizing a combination cofferdam and pump system, or other appropriate measure, to ensure no sedimentation flow within the stream would occur. The dewatering device would be removed upon completion of work. All stripped, disturbed, or eroded areas would be repaired by topsoil, seeded, and mulched. To maintain water quality during construction, erosion control measures, including silt fences and sediment filter logs, would be deployed. To avoid inadvertent impacts to areas outside of the work site, the contractor would access the site via Gate 6 and use a designated staging area within an existing gravel area.

**COMPENSATORY MITIGATION:** The applicant offered the following compensatory mitigation plan to offset unavoidable functional loss to the aquatic environment: To mitigate for unavoidable losses to aquatic resources due to the project's activities, the applicant proposes to purchase 1.18 wetland mitigation credits from the Wetland Trust's Susquehanna Basin Headwaters and Adjacent Basins In-Lieu Fee Program's Mohawk River Service Area.

**CULTURAL RESOURCES:** The project is funded by the FAA. The FAA is the lead Federal agency for this action and is responsible for coordinating review in accordance with the National Environmental Policy Act (NEPA). The FAA initiated consultation pursuant to Section 106 of the National Historic Preservation Act (54 U.S.C. § 30610) with the New York State Historic Preservation Officer (SHPO) on October 31, 2022. The

FAA made the determination that the project would result in no effect to any properties listed or eligible for listing in the National Register of Historic Places.

**ENDANGERED SPECIES:** The project is funded by the FAA. The FAA is the lead Federal agency for this action and is responsible for coordinating review in accordance with NEPA. The FAA initiated consultation pursuant to Section 7 of the Endangered Species Act (16 U.S.C. §1531) with the United States Fish and Wildlife Service (USFWS) on December 13, 2022. The FAA made the determination that the project would have no effect on the Federally endangered species Karner blue butterfly (*Lycaeides melissa samuelis*) and Northern long-eared bat (*Myotis septentrionalis*).

**NAVIGATION:** The proposed structure or activity is not located in the vicinity of a federal navigation channel.

**SECTION 408:** The applicant will not require permission under Section 14 of the Rivers and Harbors Act of 1899 (33 USC 408) because the activity, in whole or in part, would not alter, occupy, or use a Corps Civil Works project.

**WATER QUALITY CERTIFICATION:** Water Quality Certification may be required from the New York State Department of Environmental Conservation.

**NOTE:** This public notice is being issued based on information furnished by the applicant. This information has not been verified or evaluated to ensure compliance with laws and regulation governing the regulatory program. The geographic extent of aquatic resources within the proposed project area that either are, or are presumed to be, within the Corps jurisdiction has not been verified by Corps personnel.

**EVALUATION:** 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 cumulative impacts thereof; among these are conservation, economics, esthetics, general environmental concerns, wetlands, historical 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. Evaluation of the impact of the activity on the public interest will also include application of the guidelines promulgated by the Administrator, EPA, under authority of Section 404(b) of the Clean Water Act or the criteria established under authority of Section 102(a) of the Marine Protection Research and Sanctuaries Act of 1972. A permit will be granted unless its issuance is found to be contrary to the public interest.

**COMMENTS:** The Corps 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 to determine whether to issue, modify, condition, or deny a permit for this proposal. To make this determination, comments are used to assess impacts to 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 (EA) and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act (NEPA). Comments are also used to determine the need for a public hearing and to determine the overall public interest of the proposed activity.

Comments submitted in response to this notice will be fully considered during the public interest review for this permit application. Comments provided will become part of the public record for this permit application. All written comments, including contact information, will be made a part of the administrative record, available to the public under the Freedom of Information Act. The Administrative Record, or portions thereof, may also be posted on a Corps internet web site. Due to resource limitations, this office will normally not acknowledge the receipt of comments or respond to individual letters of comment.

The New York District will receive written comments on the proposed work, as outlined above, until **May 1, 2025**. Comments should be submitted electronically via the Regulatory Request System (RRS) at <https://rrs.usace.army.mil/rrs> or to Adam Labatore at Adam.C.Labatore@usace.army.mil. Alternatively, you may submit comments in writing to the Commander, U.S. Army Corps of Engineers, New York District, Attention: Adam Labatore, New York District, CENAN-OP-RU, Upstate Regulatory Field Office, 1 Buffington Street, Bldg. 10, 3<sup>rd</sup> Fl. North, Watervliet, New York 12189-4000. Please refer to the permit application number in your comments. ALL COMMENTS REGARDING THE PERMIT APPLICATION MUST BE PREPARED IN WRITING AND SENT IN AS INDICATED ABOVE 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, within the comment period specified in this notice, that a public hearing be held to consider the application. Requests for public hearings shall state, with particularity, the reasons for holding a public hearing. 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.

It is requested that you communicate the foregoing information concerning the activity to any person 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 Adam Labatore at (518)266-6353 or Adam.C.Labatore@usace.army.mil.

In order for us to better serve you, please complete our Customer Service Survey located at:

<http://www.nan.usace.army.mil/Missions/Regulatory/CustomerSurvey.aspx>

For more information on New York District Corps of Engineers programs, visit our website at:

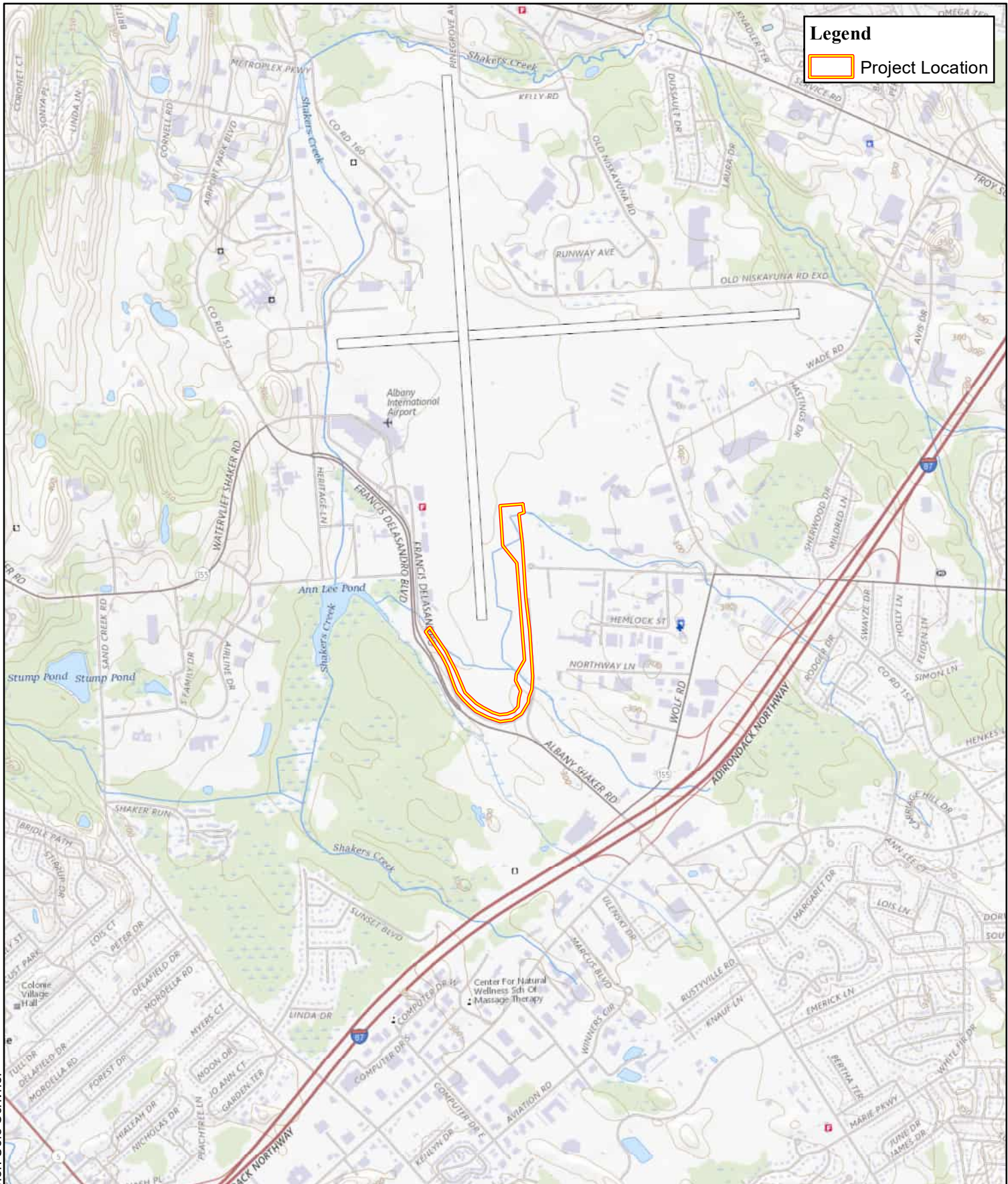
<http://www.nan.usace.army.mil>

A handwritten signature in black ink, appearing to read "Amy S. Mitchell". The signature is fluid and cursive, with the first name "Amy" being the most prominent.

FOR AND ON BEHALF OF  
Stephan A. Ryba  
Chief, Regulatory Branch

Enclosures





**Legend**  
Project Location



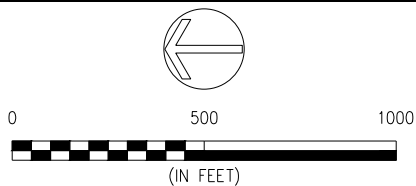
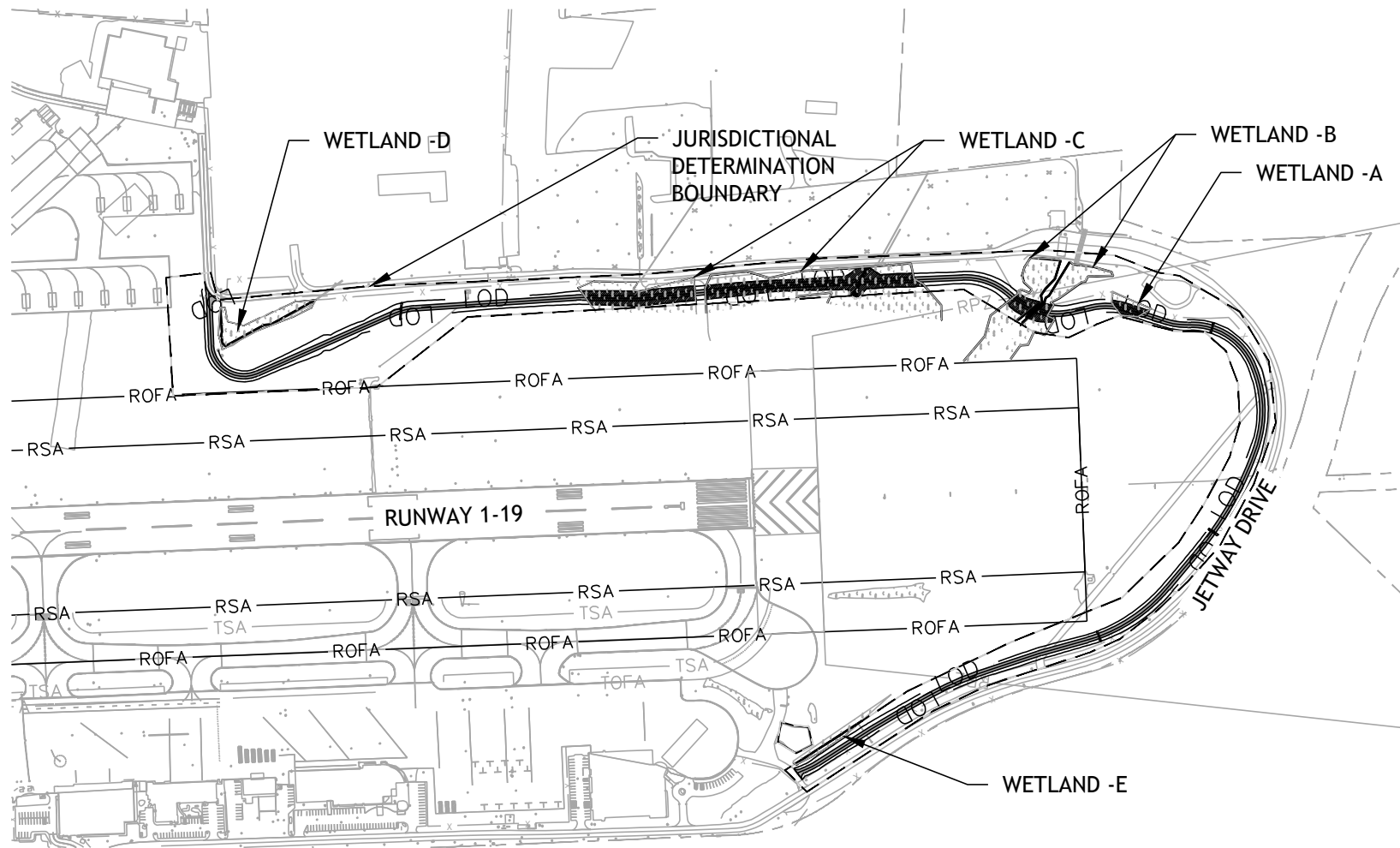
Scale 1" = 2000'

CHA Project No.  
077565.000

## USGS Project Location Map

Albany International Airport Runway 1 End  
Town of Colonie, Albany County, New York

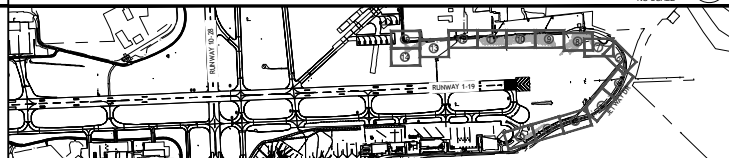
Service Layer Credits: USGS The National Map:  
National Boundaries Dataset. 7.5-Minute Topographic Map of  
Albany (2019) & Niskayuna (2019) USGS Quadrangles



#### LEGEND

- PERMANENT WETLAND IMPACT AREA
- JURISDICTIONAL DETERMINATION BOUNDARY
- WETLAND BOUNDARY
- SF SILT FENCE

#### KEY PLAN



Burke Lakefront Airport, 1501 North Marginal Road, Suite 200  
Cleveland, OH 44114  
Main: (216) 443-1700 • www.chacompanies.com

IMPACT MAP  
RUNWAY 1 AIRPORT SERVICE ROAD  
ALBANY INTERNATIONAL AIRPORT  
STATE OF NEW YORK

PROJECT NO.  
077565

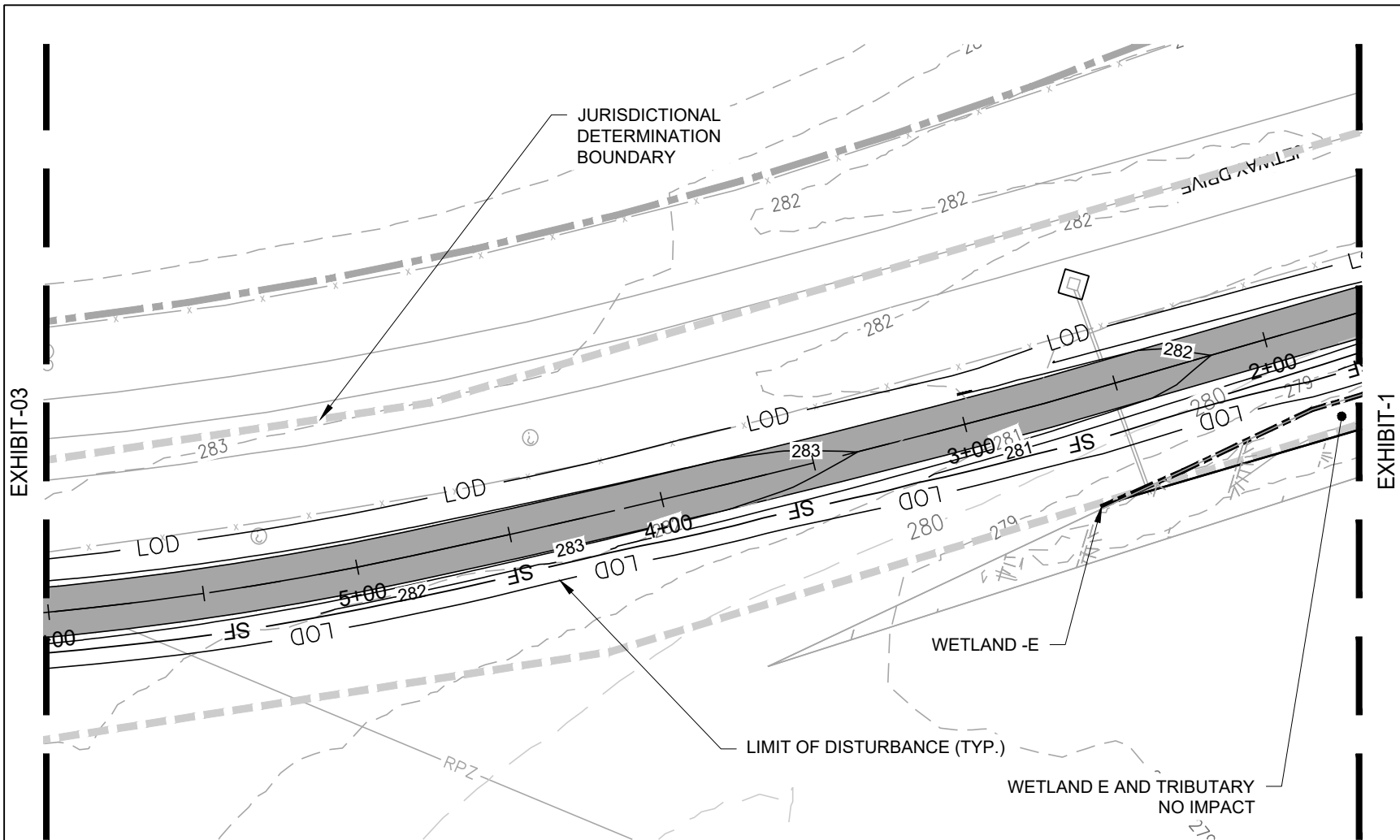
DATE: 03/09/2023

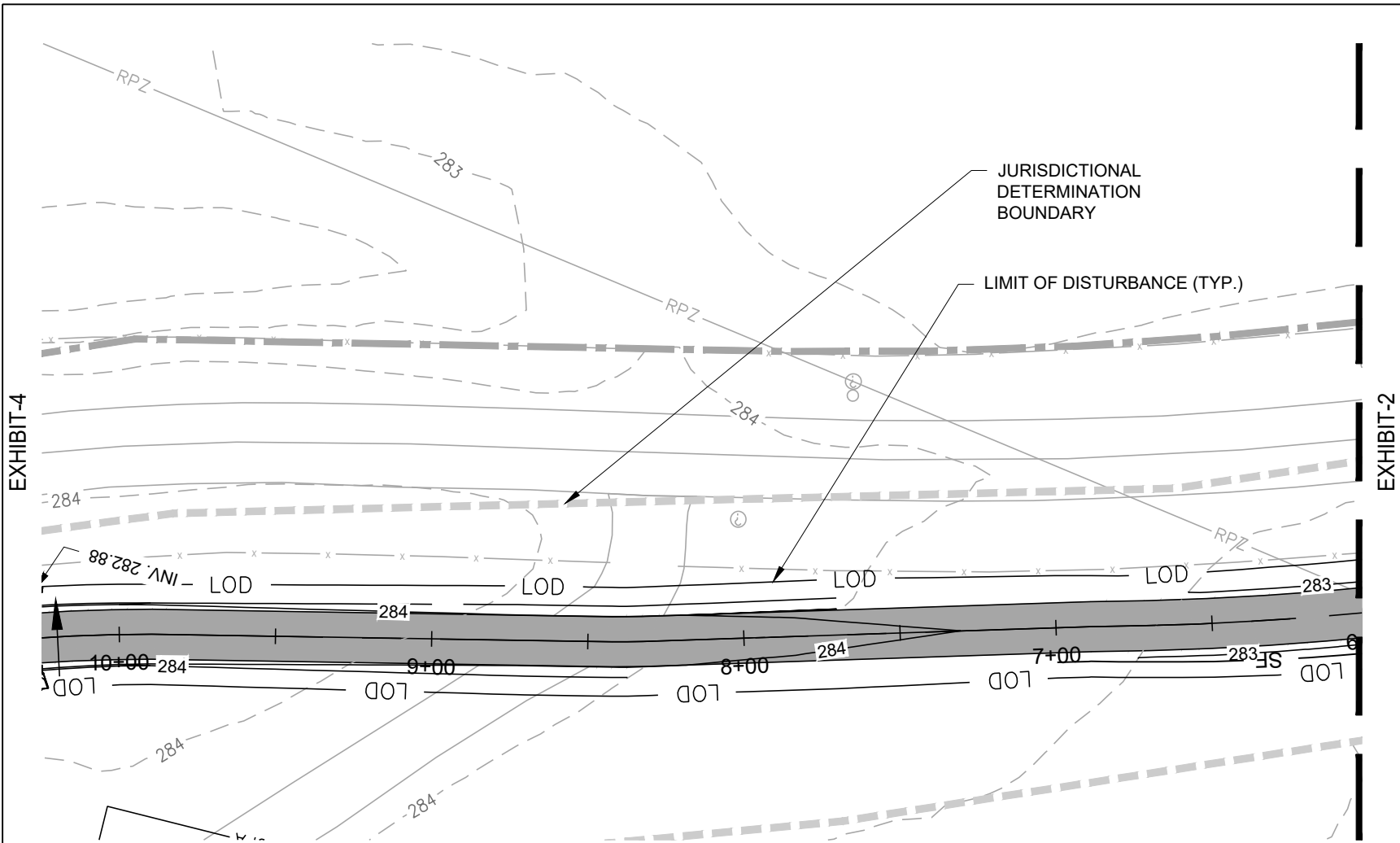
COVER SHEET





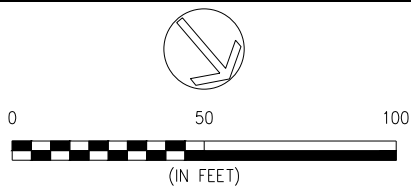
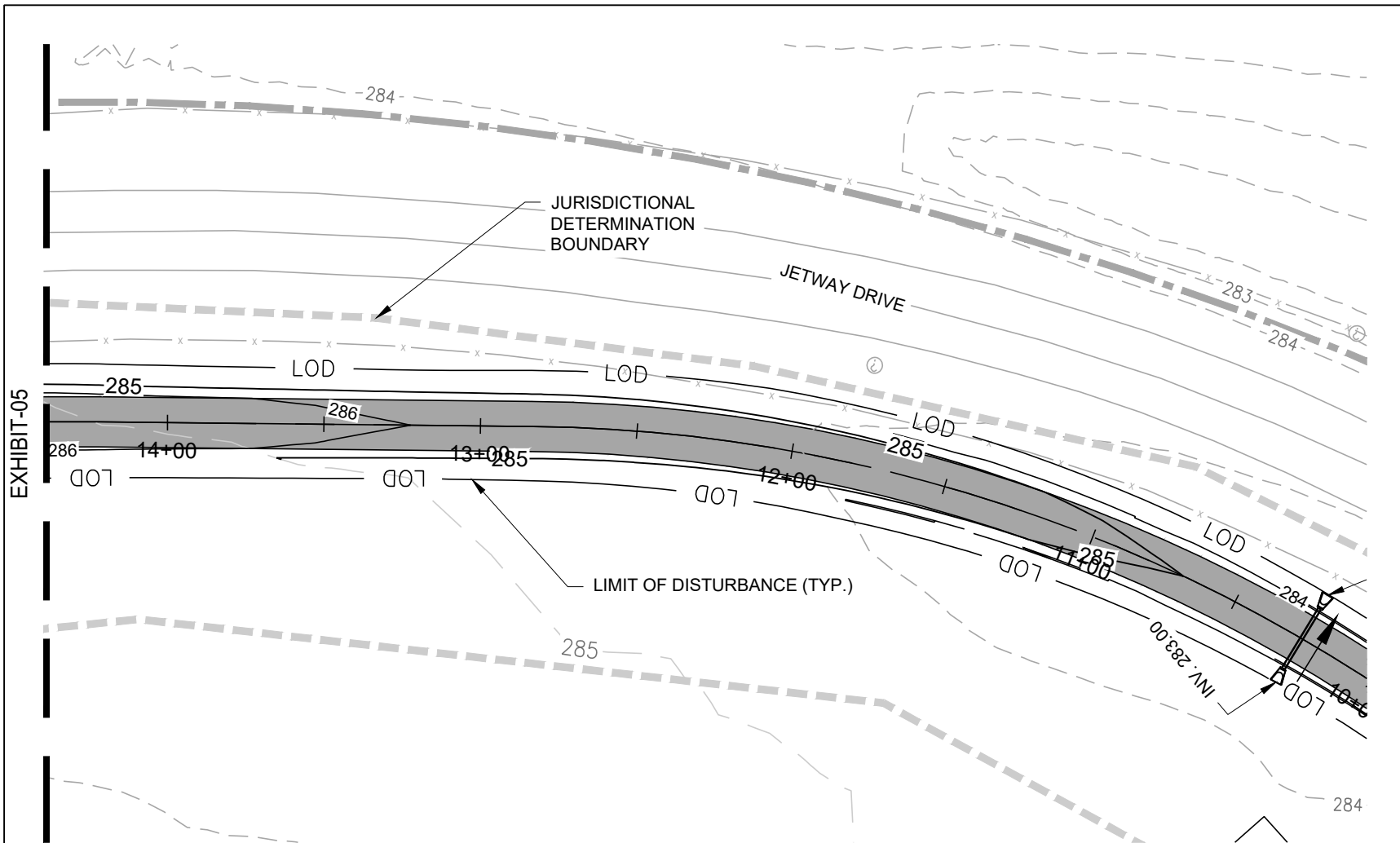










File: c:\p046023\runway1airportsevice\_road\046023.dwg  
 Sheet: 2/2/2023 10:41:11 AM Plotted: 2/2/2023 10:41:11 AM User: chaco

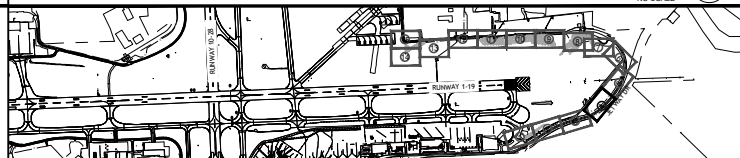
<p>(IN FEET)</p>	<p><b>LEGEND</b></p> <ul style="list-style-type: none"> <li>PERMANENT WETLAND IMPACT AREA</li> <li>JURISDICTIONAL DETERMINATION BOUNDARY</li> <li>WETLAND BOUNDARY</li> <li>SF — SILT FENCE</li> </ul>	<p><b>KEY PLAN</b></p> <p>NO SCALE</p>	
	<p>Burke Lakefront Airport, 1501 North Marginal Road, Suite 200 Cleveland, OH 44114 Main: (216) 443-1700 • www.chacompanies.com</p>	<p><b>IMPACT MAP</b></p> <p><b>RUNWAY 1 AIRPORT SERVICE ROAD</b></p> <p><b>ALBANY INTERNATIONAL AIRPORT</b></p> <p><b>STATE OF NEW YORK</b></p>	<p><b>PROJECT NO.</b> 077565</p> <p><b>DATE:</b> 03/09/2023</p> <p><b>EXHIBIT-03</b></p>



## LEGEND

-  PERMANENT  
WETLAND IMPACT AREA  
 JURISDICTIONAL DETERMINATION  
BOUNDARY  
 WETLAND BOUNDARY  
 SF SILT FENCE

## KEY PLAN



Burke Lakefront Airport, 1501 North Marginal Road, Suite 200  
Cleveland, OH 44114  
Main: (216) 443-1700 • [www.chacompanies.com](http://www.chacompanies.com)

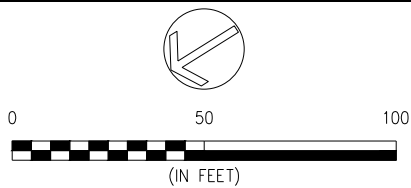
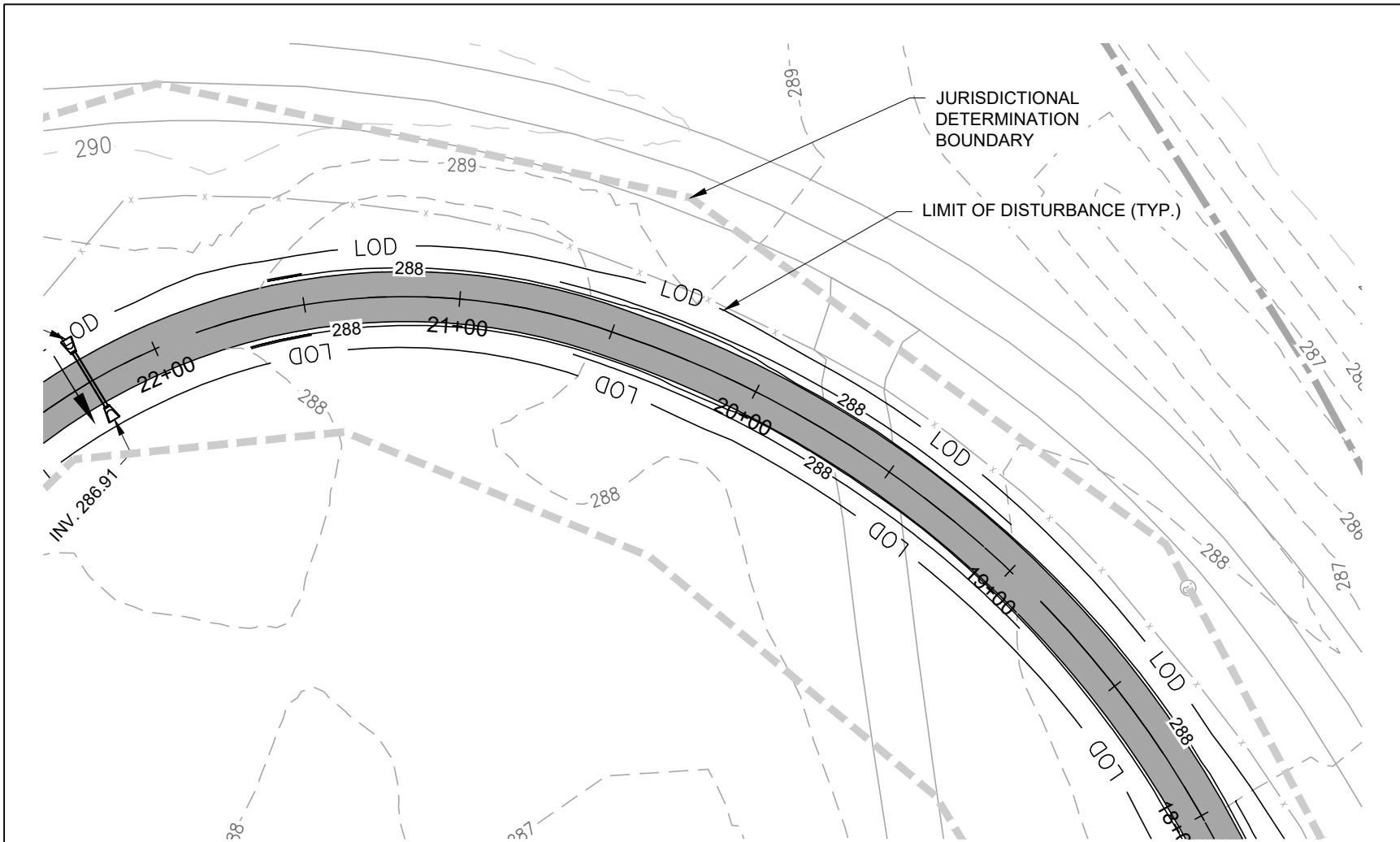
IMPACT MAP  
RUNWAY 1 AIRPORT SERVICE ROAD  
ALBANY INTERNATIONAL AIRPORT  
STATE OF NEW YORK

PROJECT NO.  
077565

DATE: 03/09/2023

EXHIBIT-04

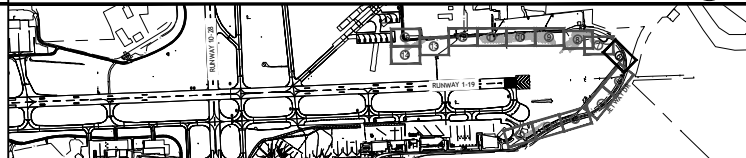




#### LEGEND

- PERMANENT WETLAND IMPACT AREA
- JURISDICTIONAL DETERMINATION BOUNDARY
- WETLAND BOUNDARY
- SF SILT FENCE

#### KEY PLAN



Burke Lakefront Airport, 1501 North Marginal Road, Suite 200  
Cleveland, OH 44114  
Main: (216) 443-1700 • www.chacompanies.com

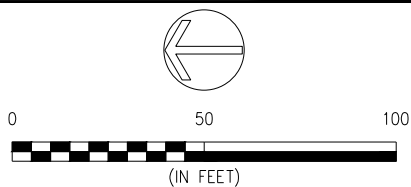
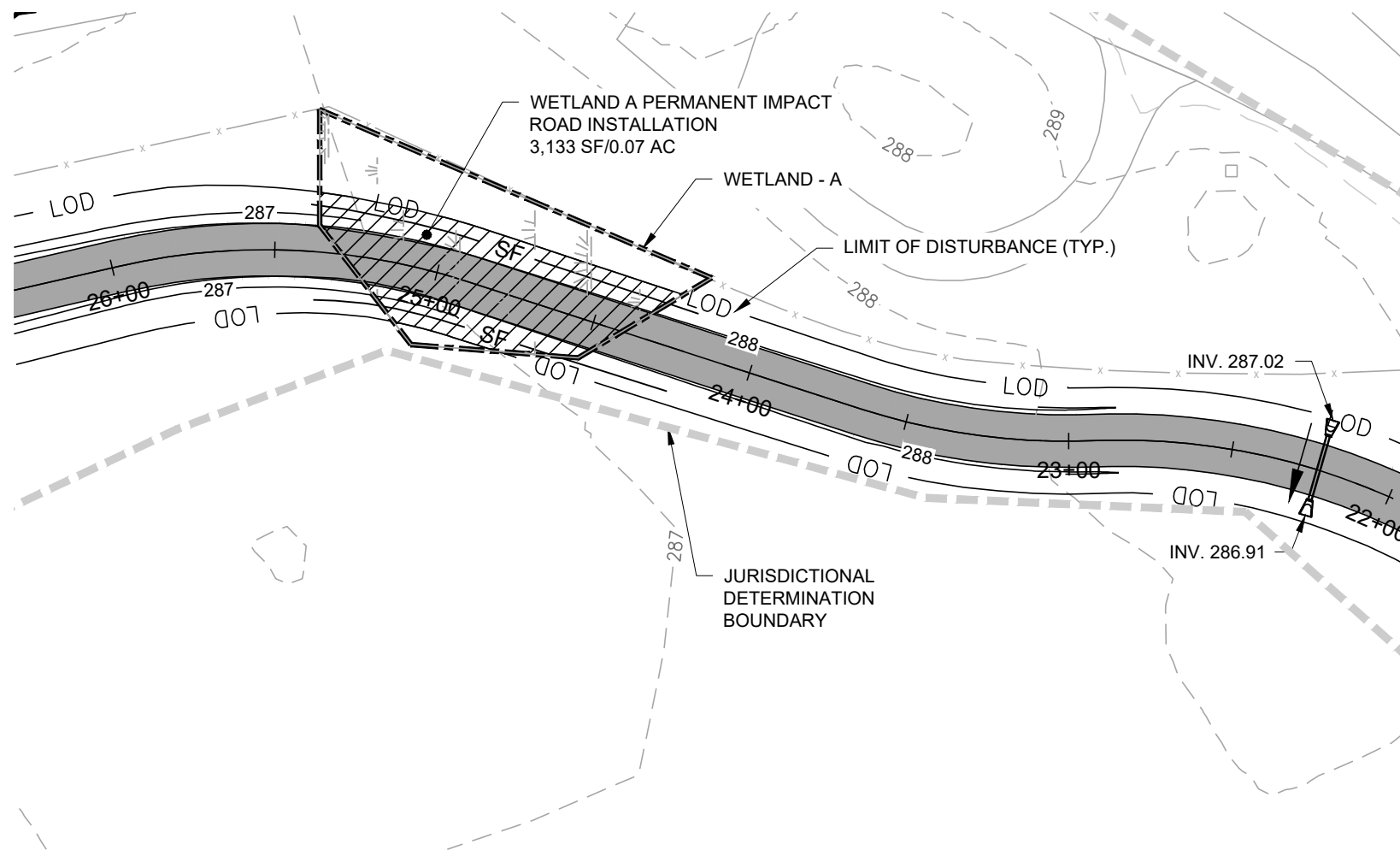
IMPACT MAP  
RUNWAY 1 AIRPORT SERVICE ROAD  
ALBANY INTERNATIONAL AIRPORT  
STATE OF NEW YORK

PROJECT NO.  
077565

DATE: 03/09/2023

EXHIBIT-06

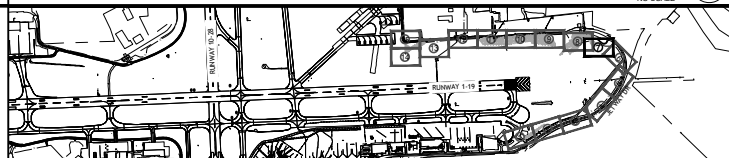




## LEGEND

 PERMANENT WETLAND IMPACT AREA  
 JURISDICTIONAL DETERMINATION BOUNDARY  
 WETLAND BOUNDARY  
 —SF— SILT FENCE

## KEY PLAN



Burke Lakefront Airport, 1501 North Marginal Road, Suite 200  
Cleveland, OH 44114  
Main: (216) 443-1700 • [www.chacompanies.com](http://www.chacompanies.com)

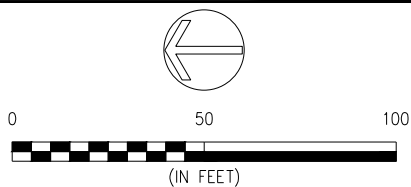
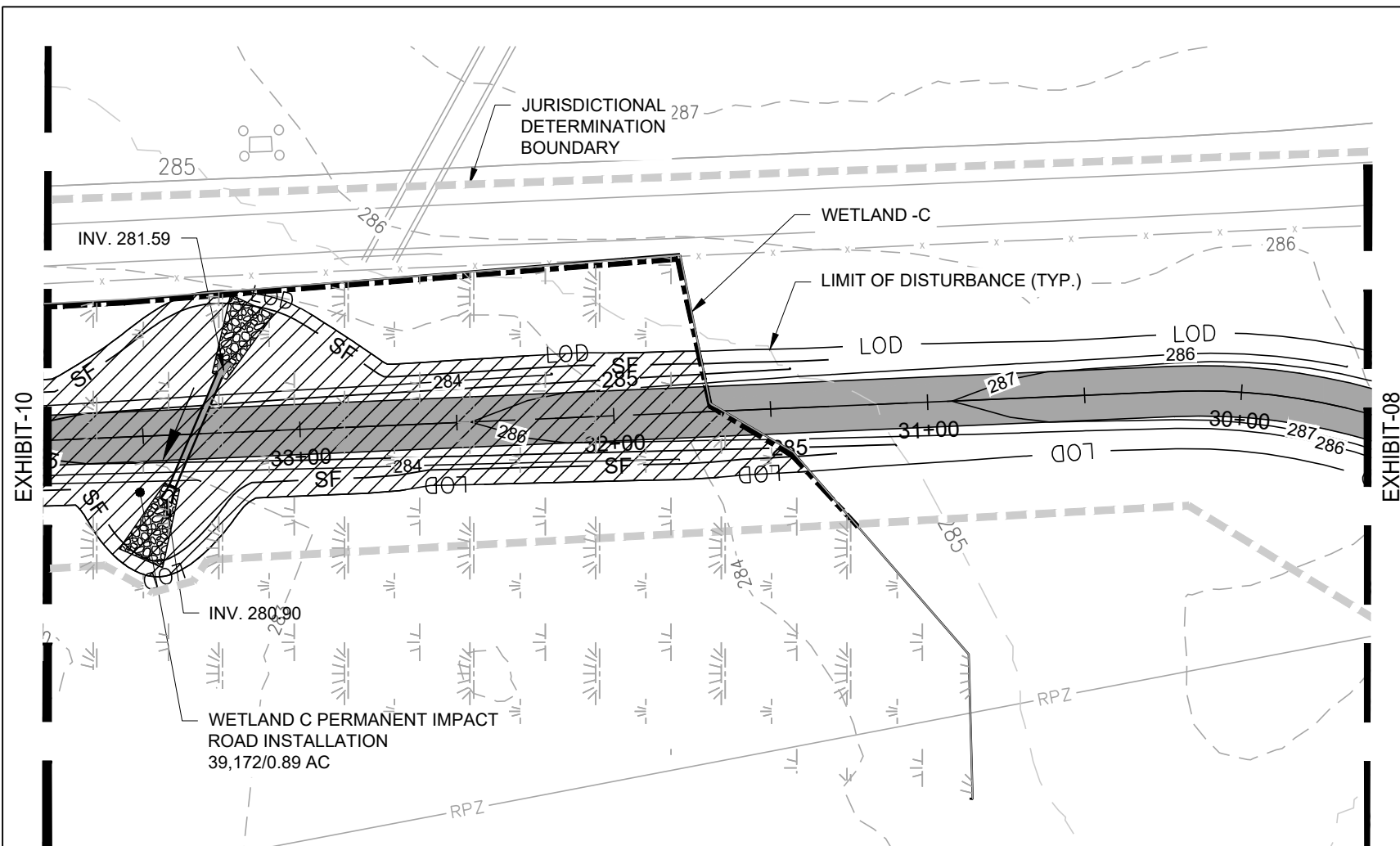
IMPACT MAP  
RUNWAY 1 AIRPORT SERVICE ROAD  
ALBANY INTERNATIONAL AIRPORT  
STATE OF NEW YORK

PROJECT NO.  
077565

DATE: 03/09/2023

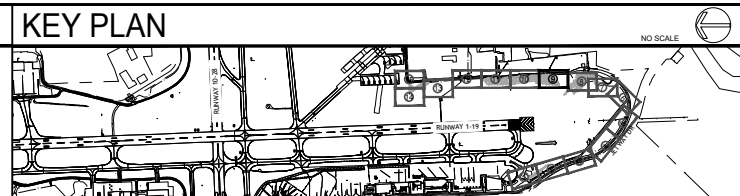
EXHIBIT-07





# LEGEND

//////	PERMANENT WETLAND IMPACT AREA
■ ■ ■ ■ ■	JURISDICTIONAL DETERMINATION BOUNDARY
■ ■ ■ ■ ■	WETLAND BOUNDARY
—SE—	SILT FENCE



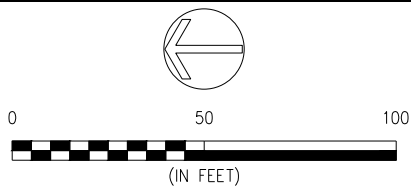
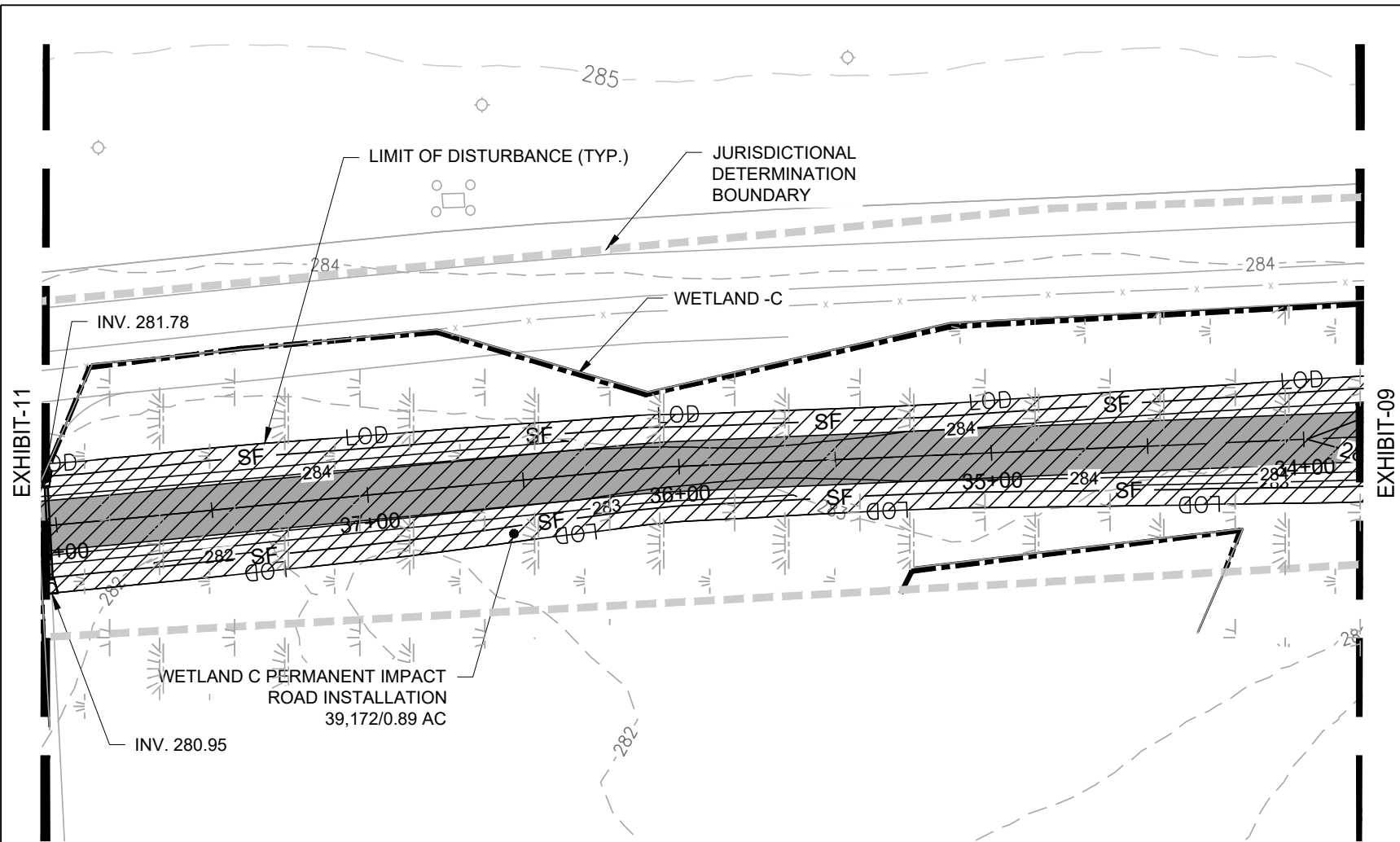
Burke Lakefront Airport, 1501 North Marginal Road, Suite 200  
Cleveland, OH 44114  
Main: (216) 443-1700 • [www.chacompanies.com](http://www.chacompanies.com)

IMPACT MAP  
RUNWAY 1 AIRPORT SERVICE ROAD  
ALBANY INTERNATIONAL AIRPORT  
STATE OF NEW YORK


PROJECT NO.  
077565

DATE: 03/09/2023

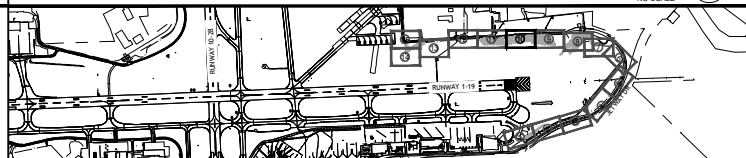
EXHIBIT-09



## LEGEND

 PERMANENT  
WETLAND IMPACT AREA  
 JURISDICTIONAL DETERMINATION  
BOUNDARY  
 WETLAND BOUNDARY  
 SILT FENCE

## KEY PLAN



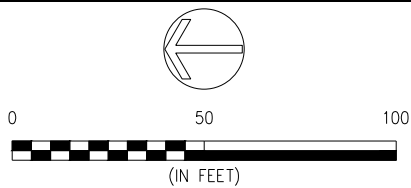
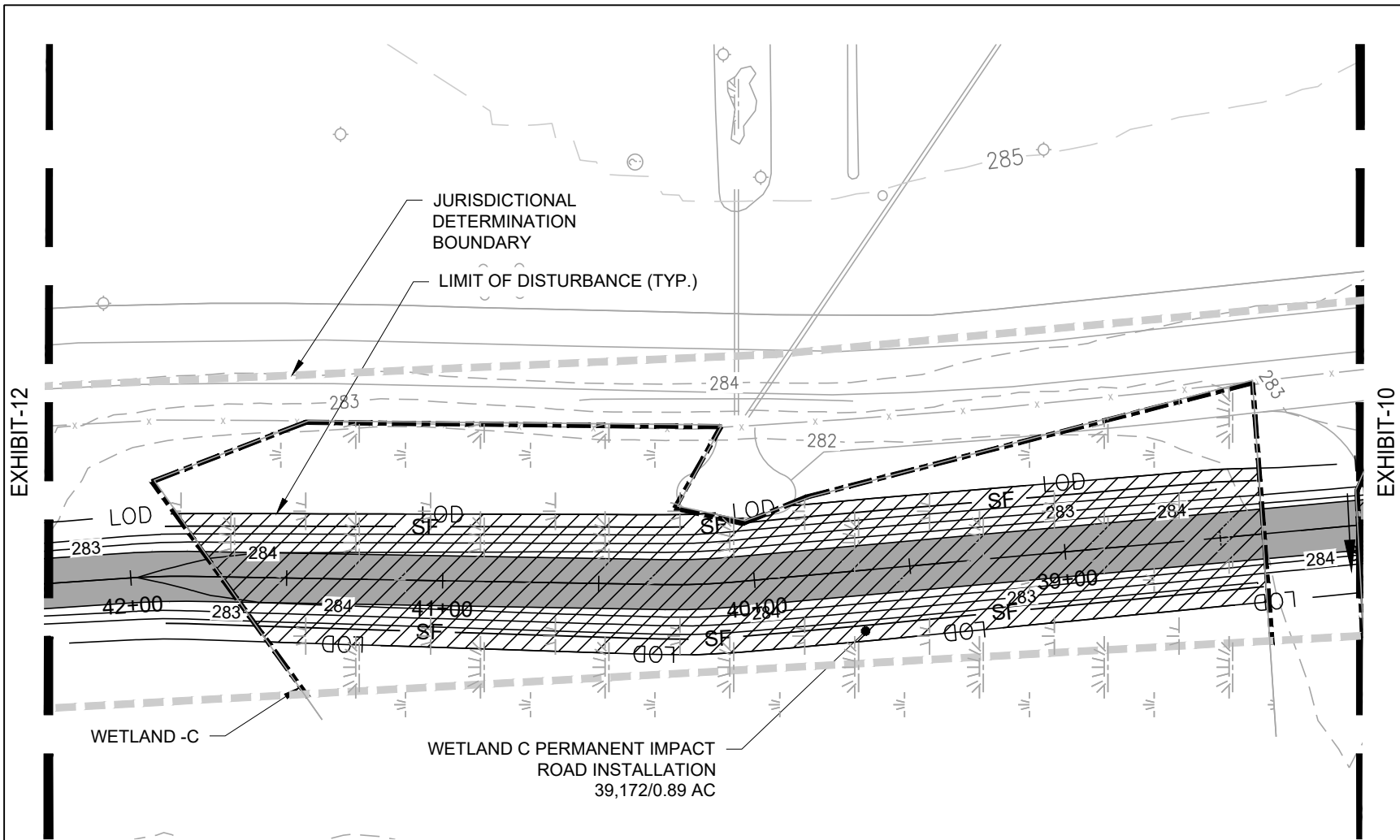
Burke Lakefront Airport, 1501 North Marginal Road, Suite 200  
Cleveland, OH 44114  
Main: (216) 443-1700 • [www.chacompanies.com](http://www.chacompanies.com)

IMPACT MAP  
RUNWAY 1 AIRPORT SERVICE ROAD  
ALBANY INTERNATIONAL AIRPORT  
STATE OF NEW YORK

PROJECT NO.  
077565

DATE: 03/09/2023

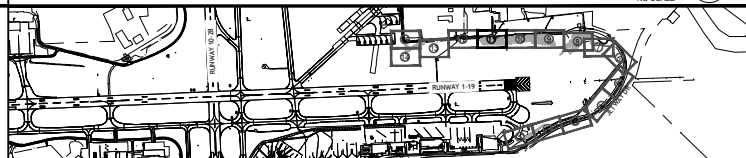
EXHIBIT-10



## LEGEND

 PERMANENT WETLAND IMPACT AREA  
 JURISDICTIONAL DETERMINATION BOUNDARY  
 WETLAND BOUNDARY  
 SILT FENCE

## KEY PLAN



Burke Lakefront Airport, 1501 North Marginal Road, Suite 200  
Cleveland, OH 44114  
Main: (216) 443-1700 • [www.chacompanies.com](http://www.chacompanies.com)

IMPACT MAP  
RUNWAY 1 AIRPORT SERVICE ROAD  
ALBANY INTERNATIONAL AIRPORT  
STATE OF NEW YORK

PROJECT NO.  
077565

DATE: 03/09/2023

EXHIBIT-11





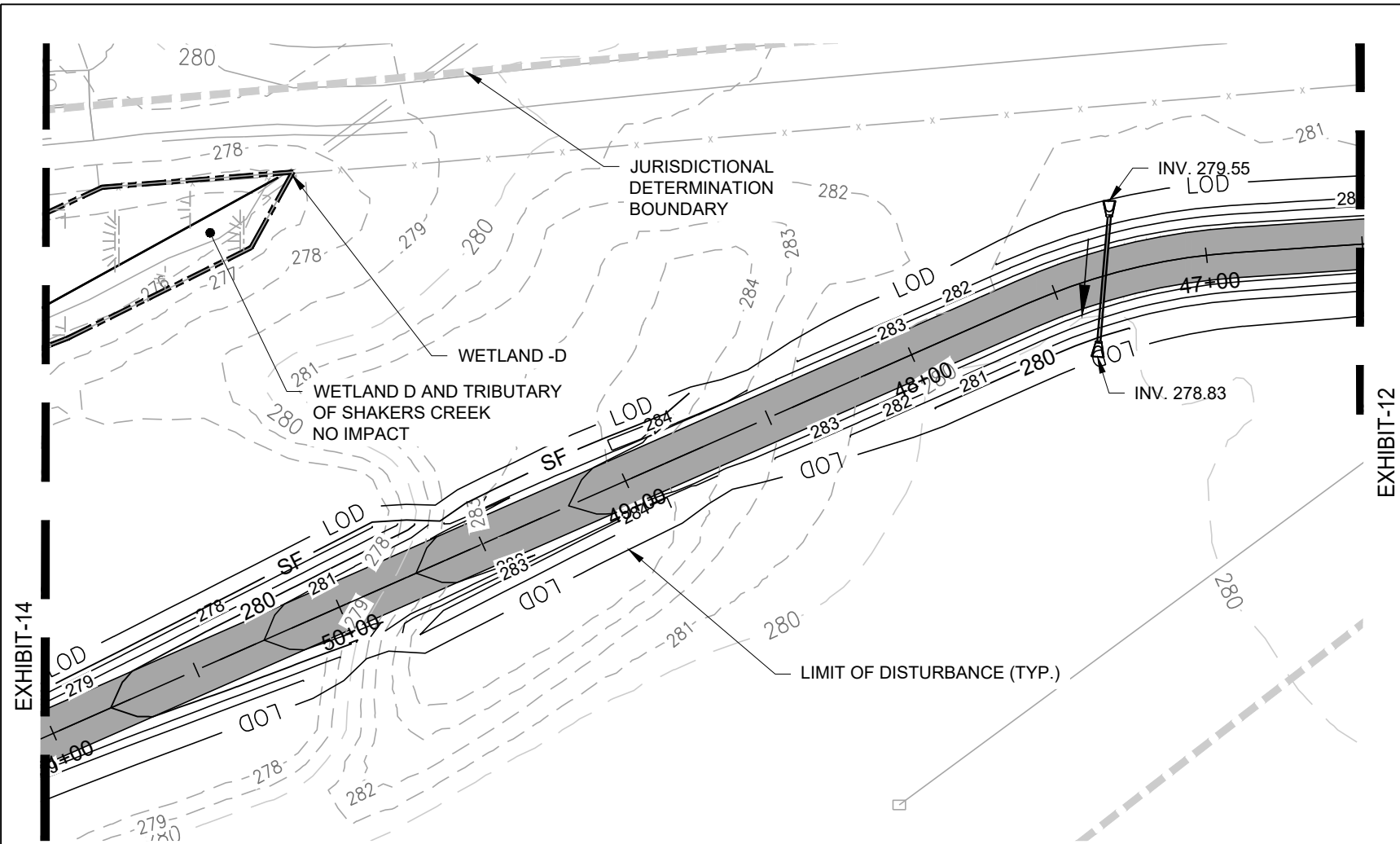
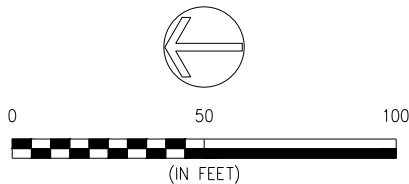


EXHIBIT-14

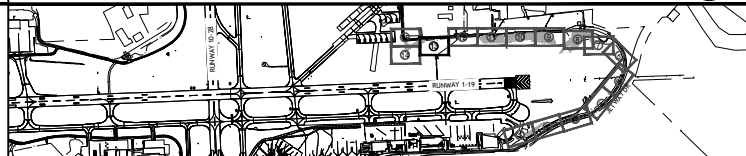
EXHIBIT-12



#### LEGEND

- PERMANENT WETLAND IMPACT AREA
- JURISDICTIONAL DETERMINATION BOUNDARY
- WETLAND BOUNDARY
- SF SILT FENCE

#### KEY PLAN



IMPACT MAP  
RUNWAY 1 AIRPORT SERVICE ROAD  
ALBANY INTERNATIONAL AIRPORT  
STATE OF NEW YORK

PROJECT NO.  
077565

DATE: 03/09/2023

EXHIBIT-13



