



STATE OF NORTH CAROLINA
DEPARTMENT OF TRANSPORTATION

MICHAEL F. EASLEY
GOVERNOR

LYNDO TIPPETT
SECRETARY

April 26, 2005

Mr. William D. Gilmore, P.E.
EEP Transition Manager
Ecosystem Enhancement Program
1652 Mail Service Center
Raleigh, NC 27699-1652

Dear Sir:

Subject: Proposed replacement of Bridge No. 57 over Canoe Creek on SR 1244 in Burke County. Federal Project No. BRZ-1244(1), State Project No. 8.2852901, WBS Element: 33407.1.1, T.I.P. No. B-4041.

The purpose of this letter is to request that the North Carolina Ecosystem Enhancement Program (EEP) provide confirmation that you are willing to provide compensatory mitigation for the project in accordance with the Memorandum of Agreement (MOA) signed July 22, 2003 by the USACE, the NCDENR and the NCDOT.

The North Carolina Department of Transportation proposes to remove and replace Bridge Number 57 carrying SR 1244 (Gwalthey Road) over Canoe Creek in Burke County. A 160-foot triple barrel 12 x 8-foot reinforced concrete box culvert will be replaced at the same location. This project is scheduled to let February 21, 2006.

**RESOURCES UNDER THE JURISDICTION OF SECTION 404 AND 401
OF THE CLEAN WATER ACT.**

We have avoided and minimized the impacts to jurisdictional resources to the greatest extent possible. We propose to provide compensatory mitigation for the jurisdictional stream impacts by using the EEP program. We estimate that there will be impacts to 160 feet of Canoe Creek. There will be no impacts to jurisdictional wetlands. The project is located in the Catawba River basin in Hydrological Cataloguing Unit 03050101, DWQ Index # 11-33-(1), and is classified as Warm water.

Please send the letter of confirmation to Ms. Angie Pennock (USACE Coordinator) at U. S. Army Corps of Engineers Regulatory Field Office, 151 Patton Avenue, Room 208 Asheville, NC 28801-5006.

Comment [ANG1]:

MAILING ADDRESS:
NC DEPARTMENT OF TRANSPORTATION
PROJECT DEVELOPMENT AND ENVIRONMENTAL ANALYSIS
1598 MAIL SERVICE CENTER
RALEIGH NC 27699-1598

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LOCATION:
TRANSPORTATION BUILDING
1 SOUTH WILMINGTON STREET
RALEIGH NC

**RESOURCES UNDER THE JURISDICTION OF THE
NORTH CAROLINA RIPARIAN BUFFER PROGRAM**

As this project is in the Catawba River Basin, but not located on the mainstem, no regulated buffer impacts are anticipated.

If you have any questions or need additional information please contact Michael Turchy at maturchy@dot.state.nc.us or (919) 715 - 1468.

Sincerely,

Gregory J. Thorpe, Ph.D.,
Environmental Management Director
Project Development & Environmental Analysis Branch

cc: w/attachment

John Hennessy, NCDWQ
Brian Wrenn, NCDWQ
Angie Pennock, USACE
Linda Fitzpatrick, NCDOT Office of Natural Environment
Omar S. Sultan, NCDOT, Program Management
Laurie P. Smith, CPA, NCDOT, Program Management