

State of North Carolina
Department of Environment,
Health and Natural Resources
Division of Environmental Management



James B. Hunt, Jr., Governor
Jonathan B. Howes, Secretary
A. Preston Howard, Jr., P.E., Director

July 23, 1996

Mr. Franklin Vick
Planning and Environmental Branch
N.C. Dept. of Transportation
P.O. Box 25201
Raleigh, NC 27615

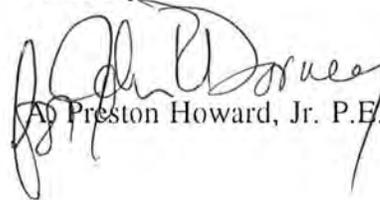
Dear Mr. Vick,

Re: Certification Pursuant to Section 401 of the Federal Clean Water Act,
Proposed Bridges Street extension
Project #951209, COE #199602568
Carteret County
TIP # U-2226, State Project No. 9.8022831

Attached hereto is a copy of Certification No. 3061 issued to N. C. Dept. of Transportation dated 23 July 1996 and replaces the one issued on 28 March 1996.

If we can be of further assistance, do not hesitate to contact us.

Sincerely,



A. Preston Howard, Jr. P.E.

Attachments

3061.wqc

cc: Wilmington District Corps of Engineers
Corps of Engineers Wilmington Field Office
Wilmington DWQ Regional Office
Mr. John Dorney
Mr. John Parker, Division of Coastal Management
Central Files



NORTH CAROLINA
Carteret County

CERTIFICATION

THIS CERTIFICATION is issued in conformity with the requirements of Section 401 Public Laws 92-500 and 95-217 of the United States and subject to the North Carolina Division of Water Quality Regulations in 15 NCAC 2H, Section .0500 to N.C. Dept. of Transportation resulting in 2.84 acres of wetland impact in Carteret County pursuant to an application filed on the 5th day of December of 1995 to construct a two lane roadway by extending Bridges Street in Morehead City.

The Application provides adequate assurance that the discharge of fill material into the waters of Peletier Creek in conjunction with the proposed development in Carteret County will not result in a violation of applicable Water Quality Standards and discharge guidelines. Therefore, the State of North Carolina certifies that this activity will not violate the applicable portions of Sections 301, 302, 303, 306, 307 of PL 92-500 and PL 95-217 if conducted in accordance with the application and conditions hereinafter set forth.

Condition(s) of Certification:

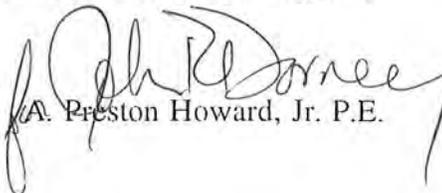
1. That the activity be conducted in such a manner as to prevent significant increase in turbidity outside the area of construction or construction related discharge (50 NTUs in streams and rivers not designated as trout waters by DWQ; 25 NTUs in all saltwater classes, and all lakes and reservoirs; 10 NTUs in trout waters).
2. The Company Swamp Mitigation Bank shall be debited 9.1 acres to compensate for the 1.82 acres of bottomland hardwoods.

Violations of any condition herein set forth shall result in revocation of this Certification. This Certification shall become null and void unless the above conditions are made conditions of the Federal 404 and/or coastal Area Management Act Permit. This Certification shall expire upon expiration of the 404 or CAMA permit.

If this Certification is unacceptable to you have the right to an adjudicatory hearing upon written request within sixty (60) days following receipt of this Certification. This request must be in the form of a written petition conforming to Chapter 150B of the North Carolina General Statutes and filed with the Office of Administrative Hearings, P.O. Box 27447, Raleigh, N.C. 27611-7447. If modifications are made to an original Certification, you have the right to an adjudicatory hearing on the modifications upon written request within sixty (60) days following receipt of the Certification. Unless such demands are made, this Certification shall be final and binding.

This the 23rd day of July, 1996

DIVISION OF WATER QUALITY


A. Preston Howard, Jr. P.E.

WQC #3061