

ADDENDUM NO. 1

Boquet River Non-Point Source Pollution Improvement Project

Town of Willsboro, New York

October 21, 2015

TO ALL CONTRACT DOCUMENT HOLDERS AND PROSPECTIVE BIDDERS:

This Addendum is issued to document clarifications and modifications to the Contract Documents for the Boquet River Non-Point Source Pollution Improvement Project. This Addendum is made a part of the Contract Documents. Each bidder must acknowledge receipt of the Addendum on the Proposal Form.

1. The due date for bids has been revised: **Bids will be received until 2:00 PM, local time Thursday June 11, 2015** at the Willsboro Town Office, 5 Farrell Road, Willsboro, New York 12996. This is the same time that bids for the removal of the dam on the Boquet River in Willsboro are due.
2. A Pre-Bid Meeting was held at the project site on May 15, 2015 10:00 AM. Minutes from the meeting are enclosed with this Addendum and are made part of the Contract Documents.
3. Permits and the easement were omitted from the bid specifications and are attached to this addendum.
4. Additional information will be provided in a subsequent addendum, including the information referenced in the pre-bid meeting minutes.

Attachments: Pre-Bid Meeting Minutes
Permits and Easement



engineering and environmental consulting

PRE-BID MEETING MINUTES

Meeting Date: May 15, 2015
Project: Boquet River Non-Point Source Pollution Improvement Project
Project Owner: Town of Willsboro, New York

Attending: Erik Sandblom, PE, ESPC Civil and Environmental Engineering
Vic Putnam, Deerhead Works, Town Project Manager
Ashley Blanchard, Town of Willsboro
Dave Reckahn, Essex County Soil & Water Conservation Service
Ken Wieder, Marcy Constructon
Kyle Mattoon, Fuller Excavating
Bill Haseltine, John W. Sheehan & Sons
Roy Perkins, Perkins Truck
Kyle Koss, Fuller Excavating
Todd Deyo, T-N-T Leasing
Q. Guilliland, ESE/Zebra-Tech
Rick Garber, The Wesson Group
Bill Ryder, The Wesson Group
Doug Ferris, ESE
Trevor Sheehan, John W. Sheehan & Sons

A scheduled pre-bid meeting was held for the above referenced project on May 15, 2015 at 10:00 AM. The meeting was held at the project site at the end of Mill Street in the Town of Willsboro. The following items were discussed:

1. E. Sandblom reviewed the project description, background, and scope including identification of the Town of Willsboro as the sponsor and State of New York (NYSDEC Contract # C304361) as the primary funding source.
2. Permits: A NYSDEC General Permit has been issued by the Essex County Soil & Water Conservation District. A variance has been issued by the Adirondack Park Agency. U.S. Army Corps of Engineers Permit has also been issued. Copies of all permits were to be provided in the bid specifications but they appear to have been omitted so they will be submitted by addendum.
3. Per the conditions of the permits, no tree cutting shall be conducted during the period of anticipated construction. The Town has already cleared the trees necessary to construct the project. Stumps that remain will need to be removed by the contractor
4. The entire project is located on private property owned by John Lease, III. An easement has been obtained to complete the work and a permanent conservation easement will remain with the land. The

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permanent easement is 60 feet from the ordinary high water level of the Boquet River.

5. Attendees were notified that the Willsboro Dam Removal project, located in close proximity to this project, was just recently advertised. Bidders are encouraged to bid on both projects if there is any economy to be realized for doing both projects. The schedule of the river stabilization project could be delayed to coincide with the dam removal project but it must be completed by September 30, 2015.
6. The waste area for excess excavated material will be on-site. It was discussed that an addendum will be issued providing clarification on the stabilization of the waste pile: it shall be completed with topsoil, seed and mulch.
7. A summary list of engineer's estimated quantities will be provided by addendum along with an estimated range of total cost for the construction.
8. Rock specified on the drawings is being donated by NYCO Minerals. The contractor will need to load and transport the stone to the project site. The location of the stone is a mine (quarry) at the end of 70 Lane in Lewis New York. The contractor will need to receive training from NYCO and follow all health and safety policies and procedures when in the mine.
9. Live cuttings specified on the drawings can be obtained from the Essex County Soil and Water Conservation District. Contact Dave Reckahn at 518-524-5309.
10. It has been reported that a local land owner has harvested some trees with root-wads still attached and may be a local source for timbers specified for the engineered log jams. The Town nor the engineer have evaluated the condition or type of material to determine if it would be appropriate for this project. The property owner is Doug West Sand & Gravel and phone is 518-593-2148.
11. Attendees asked for copies of soil borings completed at the site. These will be provided by addendum.

Sincerely,

A handwritten signature in blue ink, appearing to read "Erik C.F. Sandblom", with a long horizontal flourish extending to the right.

Erik C.F. Sandblom, P.E.
Principal Engineer



Pre-Bid Meeting Minutes – Boquet River Pollution Prevention
May 20, 2015
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Attachments: Meeting Sign-In Sheet

SIGN-IN SHEET

BOQUET RIVER NON-POINT SOURCE POLLUTION IMPROVEMENT PROJECT
 PRE-BID MEETING 5/15/2015 10:00 AM WILLSBORO, NEW YORK

Name	Company	Phone	Email	On Plan-Holder's List?
Ken Wieder	MARBY EXCAVATION	315 734-4062	KNWIEDER@MARBYEXCAVATION.COM	YES
Kyle Maitton	Fuller Excavating	518 834 4617	KMaitton@Fullerexcavating.com	Yes
Vic Putman	Greeth Adh. R (60)	518 963 8996	VSP597@willco.com	NO
BILL HASECTINE	JOHN W. SHEEHAN & SONS	963-4303	SHEEHANSONS@NIXLFX.COM	YES
Ashley Blanchard	Town of Willsboro	518-910-8068	willsoorplanningdept@gmail.com	No
Ry Perkins	Perkins Trucking	518-335-5598	PerkinsTrucking21@yahoo.com	YES
Kyle Koss	Fuller Excavating	518 834 4617	Kyle@Fullerexcavating.com	YES
DAVID DEYO	T-N-T Leasing	578 561-4467	DEYOTAMMY@TNC.COM	YES
D. GILBERTIANO	ESE/BERA TFLH	(518) 963-8555	DGILBERT@STU.NORWICH.EDU	YES
Rick Garber	The Wessolo Group	518-256-3248	RGarber@TCS.US.COM	YES
Bill Ryder	IK	518-775-8404	BRyder@CTWG.US.COM	11
DAVE RECKAHN	ESSEX COUNTY SUXO	518-524-5309	dreckahn@westel.com.com	NO
DOUG FERRIS	ESE	(518) 572-3036	dferris@ehvatechll.com	No
Trevor Sheehan	John W. Sheehan and Sons	518-570-7127	TrevorSheehan@yahoo.com	yes

PERMITS / AUTHORIZATIONS

NYSDEC GENERAL PERMIT GP-5-09-002 – SOIL AND WATER CONSERVATION
DISTRICTS
ADIRONDACK PARK AGENCY (APA) VARIANCE (#P2014-51)
US ARMY CORPS OF ENGINEERS PERMIT (NAN-2013-01201-UCO)
PROPERTY EASEMENT (John Lease III)



PERMIT
Under the Environmental Conservation Law (ECL)

GENERAL PERMIT GP-5-09-002
Soil & Water Conservation Districts

Permittee and Facility Information

Permit Issued To:

TOWN OF WILLSBORO
FARREL ROAD
WILLSBORO NY 12996

Facility:

JOHN LEASE PROPERTY
BOGGET RIVER
BELOW DAM

Applicable DEC Region(s): 5

General Permit Authorized Activity: The following activities may be conducted as authorized only by the County Soil & Water Conservation District or Natural Resources Conservation Service :

1. Installation or placement of single culverts and single-span bridges with no central supports;
2. Maintenance dredging;
3. The installation construction or placement of non-vertical erosion protection practices;
4. The implementation of instream habitat, feature and/or stabilization techniques;
5. Removal of impeding debris from waterbodies;
6. The maintenance, repair, in-kind and in-place replacement of existing structures and improved areas, including but not limited to erosion protection practices, culverts, stormwater and infrastructure facilities and in-stream sediment basins;
7. The installation of dry hydrants.

Permit Authorizations

Excavation & Fill in Navigable Waters - Under Article 15, Title 5

Effective Date: 05/19/2010 Expiration Date: 05/18/2020

Freshwater Wetlands - Under Article 24

Effective Date: 05/19/2010 Expiration Date: 05/18/2020

Stream Disturbance - Under Article 15, Title 5

Effective Date: 05/19/2010 Expiration Date: 05/18/2020

Water Quality Certification - Under Section 401 - Clean Water Act

Effective Date: 05/19/2010 Expiration Date: 05/18/2020



NYSDEC Approval

By acceptance of this permit, the permittee agrees that the permit is contingent upon strict compliance with the ECL, all applicable regulations, and all conditions included as part of this permit.

General Permit Authorized by

Permit Administrator: MARC S MIGLIORE, Deputy Regional Permit Administrator

Address: REGION 5 WARRENSBURG SUB-OFFICE

232 GOLF COURSE RD

WARRENSBURG, NY 12885-0220

Authorized Signature: _____

Date: 05/19/2010

Permit Components

NATURAL RESOURCE PERMIT CONDITIONS

WATER QUALITY CERTIFICATION SPECIFIC CONDITION

GENERAL CONDITIONS, APPLY TO ALL AUTHORIZED PERMITS

NOTIFICATION OF OTHER PERMITTEE OBLIGATIONS

NATURAL RESOURCE PERMIT CONDITIONS - Apply to the Following Permits: WATER QUALITY CERTIFICATION; STREAM DISTURBANCE; FRESHWATER WETLANDS; EXCAVATION & FILL IN NAVIGABLE WATERS

- 1. Project Continuance and Coverage** Projects or activities authorized by the previous General Permit GP-5-04-004, which have not commenced, or are currently being undertaken, shall be granted continuance and coverage under this GP-5-09-002.
- 2. Project Segmentation Prohibited** This General Permit (GP) shall be applied to single and complete projects. All components of a single project shall be treated together as constituting one single and complete project. This GP may be used for an activity that is a component of an overall project provided no individual DEC permit is required, and State Environmental Quality Review is completed for such overall project. This GP shall not be used for any activity that is part of an overall project for which an individual NYS DEC permit is, or would be, required.



3. Consultation For Special Streams and Rivers The following regulated watercourses require technical consultation with the Department prior to undertaking or authorizing any activities pursuant to this General Permit:

- Great Chazy River from I-87 (Northway) downstream to Lake Champlain;
- West Branch Ausable River in its entirety;
- Boquet River from the falls north of CR22 in Wadhams downstream to Lake Champlain;
- Ausable River from Rainbow Falls downstream to Lake Champlain;
- Saranac River from Kents Falls downstream to Lake Champlain;
- Raquette River from Lower Falls downstream to the boat ramp off Rtes 3 & 30 (t/o Harrietstown);
- Sacandaga River from the dam at the campground just north of the West Branch confluence downstream to Great Sacandaga Lake;
- West Stony Creek from the State Forest Preserve boundary downstream to the Sacandaga River;
- Lake Pleasant outlet (to Sacandaga Lake) in its entirety;
- Batten Kill from the NY/VT border downstream to Center Falls.

4. Consultation For Instream Projects In addition to Natural Resources Condition #1, consultation with the Department prior to District authorization is required for any project which is proposed as an instream habitat or feature improvement project that includes the construction of instream structures (cross-vanes, weirs, j-hooks, e.g.), or for any project that requires machinery operation in a protected waterbody or regulated DEC Fresh Water Wetland.

5. Authorization Reporting Requirements On or before January 31 of each year the District shall submit, to the DEC Region 5 Regional Permit Administrator, a report or log itemizing each individual project authorized during the prior year pursuant to this General Permit. Such a report or log shall contain information of sufficient detail to demonstrate project scope and permit compliance and, at a minimum, include the name and mailing address of the legally responsible party, the project location, a summary of activities authorized and conducted, and the dates of permit authorization, work commencement and work completion.

6. Invasive Species To prevent the unintentional introduction or spread of invasive species, the Districts must ensure that all construction equipment be cleaned of mud, seeds, vegetation and other debris before allowed to enter any approved work areas within the waters of the state and NYS DEC regulated Freshwater Wetlands and its Adjacent Areas.

7. Creosote and Penta Wood Prohibited The use of wood treated with Pentachlorophenol or creosote is prohibited.

8. No Interference With Navigation There shall be no unreasonable interference with navigation by the work herein authorized.

9. Conformance With Plans All activities authorized by this permit must be in strict conformance with the approved plans submitted by the applicant or applicant's agent as part of the permit application. Such approved plans were prepared by the S&WCD, NRCS, agent, or permittee.

10. Conditions Prevail Over Plans If any condition of this permit conflicts with the approved plans, the permit condition shall prevail over the plans.



11. Work Supervision by USDA NRCS or S&WCD All work authorized under this permit shall be done under the supervision of an agent of the U.S. Department of Agriculture, Natural Resources Conservation Service or the County Soil & Water Conservation District.

12. NRCS Field Office Technical Guide When applicable, activities authorized herein must be planned, designed, installed, operated, and maintained in strict conformance with the conservation practice criteria, standards and specifications contained within the regionally appropriate and current NRCS Field Office Technical Guides (FOTGs).

13. Post Permit Sign The permit sign enclosed with this permit shall be posted in a conspicuous location on the worksite and adequately protected from the weather.

14. Prohibition Period for Trout All instream work, as well as any work that may result in the suspension of sediment, is prohibited during the trout spawning and incubation period commencing October 1 and ending April 30, unless prior project-specific approval is granted by the Department.

15. Turbid Discharges Visibly turbid discharges from land clearing, grading or excavation activities, or de-watering operations shall not enter the stream, navigable water, or wetland. Prior to entry into stream, navigable water or wetland, any such discharge shall be:

- a. retained in an appropriately maintained upland settling basin;
- b. filtered through crushed stone, sand, straw bales, silt screening (maximum opening size of U.S. Sieve Number 20), etc.; or,
- c. directed to a grassy upland area a sufficient distance from the stream to prevent change in turbidity of the receiving water.

16. Work Within Project Site or Upland Areas The storage of construction equipment and materials shall be confined to within the project work site and/or upland areas greater than 100 linear feet distant from the wetland boundary.

17. Install and Maintain Erosion Controls Staked straw bales, silt fence or other DEC-approved erosion control measures are to be installed on the downslope edge of any disturbed areas. This barrier to sediments is to be put in place before any disturbance of the ground occurs and is to be maintained in a functional condition until all disturbed ground is heavily vegetated or otherwise stabilized. All erosion control measures intended to stabilize the work site shall be completed by October 1st of any calendar year. If work authorized by this permit cannot be completed by October 1st, interim stabilization measures consisting of erosion control matting or mulching shall be installed by October 1st and maintained in an effective condition until such time as authorized work resumes in the spring. Upon completion of work and satisfactory stabilization of disturbed areas, all erosion controls shall be entirely removed immediately.



18. **Filter Fabric Curtain** A filter fabric (turbidity) curtain weighted across the bottom and suspended at the top by floats shall be positioned to enclose the aquatic work site before commencing the authorized activity. The curtain shall remain in place and in functional condition during in-water operations and remain in place until turbidity inside the curtain no longer exceeds ambient levels. In association with the consultation requirements of Condition #2, this condition may be waived by the Department for certain habitat restoration projects.
19. **Structure or Facility Replacement** The new structure or facility shall not encroach into the waterbody beyond the limits of the old structure or facility to be removed, and if applicable, it shall tie in evenly with and not encroach beyond adjacent property walls.
20. **Concrete Leachate** During construction, no wet or fresh concrete or leachate shall be allowed to escape into any wetlands or waters of New York State, nor shall washings from ready-mixed concrete trucks, mixers, or other devices be allowed to enter any wetland or waters. Only watertight or waterproof forms shall be used. Wet concrete shall not be poured to displace water within the forms.
21. **Culvert Installation** The culvert shall be installed in the dry or in isolation from the stream flow by the installation of a bypass flume or culvert, or by pumping the stream flow around the work area. An exception may be allowed, upon prior consultation with the Department, if the District expects that siltation or turbidity will be insignificant or reduced by installing the culvert in the flowing stream.
22. **Bridge and Culvert Size** The minimum bridge span (abutment to abutment) and culvert diameter or span shall be equal to or greater than 1.25 times the channel bed width. The channel bed width shall be an average width measured at the project location and straight sections of stream upstream and downstream, which are not influenced by structures or representative of unusual channel characteristics. If this condition cannot be met, an individual permit will be required. Notwithstanding the aforementioned, all culverts must be designed to meet appropriate hydraulic capacity and structural integrity criteria.
23. **Culvert Slope** For streams which have a slope of three percent (3%) or less at the project area, the embedded culvert shall be installed with a zero percent (0%) slope. For streams which have a slope of more than 3%, but less than six percent (6%) at the project area, a bottomless culvert or bridge or an embedded bottomed culvert must be installed at the same general stream gradient measured at natural, stable reference reaches. An individual permit is required for projects which deviate from this condition.
24. **Box Culvert Installation** For flat bottom concrete box culverts, the invert of the culvert must be installed a minimum of one foot below the existing streambed elevation. The streambed material that was excavated to accommodate this placement shall then be spread evenly throughout the bottom of the new culvert as practicable.
25. **Round or Oval Pipe Culvert Installation** For round or oval pipe type culverts, the invert must be installed to a depth equal to 20% of the culvert diameter or at least one foot (whichever is greater). The streambed material that was excavated to accommodate this placement shall then be spread evenly throughout the bottom of the new culvert as practicable.
26. **Allowable Culvert Fill Material** Fill associated with the culvert installation and approach material shall be structurally stable and shall be composed of natural material that, if eroded into the watercourse, shall not be detrimental to aquatic life.



27. **Maintain Channel Geometry** The stream channel bed width, depth and bank height immediately upstream and downstream of the of a road crossing site, and any restoration thereof, shall be consistent with the average geometry of the stable stream reference reach.
28. **Stabilize Disturbed Areas** All disturbed stream banks below the normal high water elevation must be graded to a steeper than 1 vertical to 2 horizontal slope, and adequately stabilized (native material preferred). All other areas of soil disturbance above the ordinary high water elevation, or elsewhere, shall be seeded with an appropriate perennial grass seed and mulched with straw within two (2) days of final grading. Mulch shall be maintained until suitable vegetative cover is established. Destroyed bank vegetation shall be replaced appropriate native vegetation.
29. **Removal Of Erosion Controls** Before erosion controls are removed, any sediment that has accumulated at such controls shall be removed to an upland location.
30. **Materials Disposed at Upland Site** Any demolition debris, excess construction materials, and/or excess excavated materials shall be immediately and completely disposed of on an approved upland site more than 100 feet from any regulated freshwater wetland. These materials shall be suitably stabilized so as not to re-enter any water body, wetland, or wetland adjacent area.
31. **State May Require Site Restoration** If upon the expiration or revocation of this permit, the project hereby authorized has not been completed, the applicant shall, without expense to the State, and to such extent and in such time and manner as the Department of Environmental Conservation may require, remove all or any portion of the uncompleted structure or fill and restore the site to its former condition. No claim shall be made against the State of New York on account of any such removal or alteration.
32. **Precautions Against Contamination of Waters** All necessary precautions shall be taken to preclude contamination of any wetland or waterway by suspended solids, sediments, fuels, solvents, lubricants, epoxy coatings, paints, concrete, leachate or any other environmentally deleterious materials associated with the project.
33. **State May Order Removal or Alteration of Work** If future operations by the State of New York require an alteration in the position of the structure or work herein authorized, or if, in the opinion of the Department of Environmental Conservation it shall cause unreasonable obstruction to the free navigation of said waters or flood flows or endanger the health, safety or welfare of the people of the State, or cause loss or destruction of the natural resources of the State, the owner may be ordered by the Department to remove or alter the structural work, obstructions, or hazards caused thereby without expense to the State, and if, upon the expiration or revocation of this permit, the structure, fill, excavation, or other modification of the watercourse hereby authorized shall not be completed, the owners, shall, without expense to the State, and to such extent and in such time and manner as the Department of Environmental Conservation may require, remove all or any portion of the uncompleted structure or fill and restore to its former condition the navigable and flood capacity of the watercourse. No claim shall be made against the State of New York on account of any such removal or alteration.
34. **State Not Liable for Damage** The State of New York shall in no case be liable for any damage or injury to the structure or work herein authorized which may be caused by or result from future operations undertaken by the State for the conservation or improvement of navigation, or for other purposes, and no claim or right to compensation shall accrue from any such damage.



WATER QUALITY CERTIFICATION SPECIFIC CONDITIONS

1. Water Quality Certification The NYS Department of Environmental Conservation hereby certifies that the subject project will not contravene effluent limitations or other limitations or standards under Sections 301, 302, 303, 306 and 307 of the Clean Water Act of 1977 (PL 95-217) provided that all of the conditions listed herein are met.

GENERAL CONDITIONS - Apply to ALL Authorized Permits:

1. Facility Inspection by The Department The permitted site or facility, including relevant records, is subject to inspection at reasonable hours and intervals by an authorized representative of the Department of Environmental Conservation (the Department) to determine whether the permittee is complying with this permit and the ECL. Such representative may order the work suspended pursuant to ECL 71- 0301 and SAPA 401(3).

The permittee shall provide a person to accompany the Department's representative during an inspection to the permit area when requested by the Department.

A copy of this permit, including all referenced maps, drawings and special conditions, must be available for inspection by the Department at all times at the project site or facility. Failure to produce a copy of the permit upon request by a Department representative is a violation of this permit.

2. Relationship of this Permit to Other Department Orders and Determinations Unless expressly provided for by the Department, issuance of this permit does not modify, supersede or rescind any order or determination previously issued by the Department or any of the terms, conditions or requirements contained in such order or determination.

3. Applications For Permit Renewals, Modifications or Transfers The permittee must submit a separate written application to the Department for permit renewal, modification or transfer of this permit. Such application must include any forms or supplemental information the Department requires. Any renewal, modification or transfer granted by the Department must be in writing. Submission of applications for permit renewal, modification or transfer are to be submitted to:

Regional Permit Administrator

4. Submission of Renewal Application The permittee must submit a renewal application at least 30 days before permit expiration for the following permit authorizations: Excavation & Fill in Navigable Waters, Freshwater Wetlands, Stream Disturbance, Water Quality Certification.



5. Permit Modifications, Suspensions and Revocations by the Department The Department reserves the right to modify, suspend or revoke this permit. The grounds for modification, suspension or revocation include:

- a. materially false or inaccurate statements in the permit application or supporting papers;
- b. failure by the permittee to comply with any terms or conditions of the permit;
- c. exceeding the scope of the project as described in the permit application;
- d. newly discovered material information or a material change in environmental conditions, relevant technology or applicable law or regulations since the issuance of the existing permit;
- e. noncompliance with previously issued permit conditions, orders of the commissioner, any provisions of the Environmental Conservation Law or regulations of the Department related to the permitted activity.

6. Permit Transfer Permits are transferrable unless specifically prohibited by statute, regulation or another permit condition. Applications for permit transfer should be submitted prior to actual transfer of ownership.

NOTIFICATION OF OTHER PERMITTEE OBLIGATIONS

Item A: Permittee Accepts Legal Responsibility and Agrees to Indemnification

The permittee, excepting state or federal agencies, expressly agrees to indemnify and hold harmless the Department of Environmental Conservation of the State of New York, its representatives, employees, and agents ("DEC") for all claims, suits, actions, and damages, to the extent attributable to the permittee's acts or omissions in connection with the permittee's undertaking of activities in connection with, or operation and maintenance of, the facility or facilities authorized by the permit whether in compliance or not in compliance with the terms and conditions of the permit. This indemnification does not extend to any claims, suits, actions, or damages to the extent attributable to DEC's own negligent or intentional acts or omissions, or to any claims, suits, or actions naming the DEC and arising under Article 78 of the New York Civil Practice Laws and Rules or any citizen suit or civil rights provision under federal or state laws.

Item B: Permittee's Contractors to Comply with Permit

The permittee is responsible for informing its independent contractors, employees, agents and assigns of their responsibility to comply with this permit, including all special conditions while acting as the permittee's agent with respect to the permitted activities, and such persons shall be subject to the same sanctions for violations of the Environmental Conservation Law as those prescribed for the permittee.

Item C: Permittee Responsible for Obtaining Other Required Permits

The permittee is responsible for obtaining any other permits, approvals, lands, easements and rights-of-way that may be required to carry out the activities that are authorized by this permit.



Item D: No Right to Trespass or Interfere with Riparian Rights

This permit does not convey to the permittee any right to trespass upon the lands or interfere with the riparian rights of others in order to perform the permitted work nor does it authorize the impairment of any rights, title, or interest in real or personal property held or vested in a person not a party to the permit.



P.O. Box 99 • Ray Brook, New York 12977 • (518) 891-4050

**APA Order Granting
Variance
2014-51**

Date Issued: June 13 2014

In the Matter of the Application of

**JOHN LEASE, III
AND THE TOWN OF WILLSBORO**

for a variance pursuant to 9 NYCRR Part 577

To the County Clerk: This order must be recorded on or before **August 15, 2014**. Please index this Order in the grantor index under the following names.

- 1. John Lease, III**
- 2. Town of Willsboro**

SUMMARY AND AUTHORIZATION

John Lease, III and the Town of Willsboro are granted a variance, as described and in compliance with the conditions set forth herein, from the 150-foot shoreline structure setback required by Section 577.6(b)(3) of Agency regulations ("9 NYCRR") implementing Article 15, Title 27 of the Environmental Conservation Law (the New York State's Wild, Scenic and Recreational Rivers System Act, or "Rivers Act"), to allow for the placement of two logjam structures and a "rockery crib wall" within 150 feet of the mean high water mark of the Boquet River, in an area classified Resource Management by the Official Adirondack Park Land Use and Development Plan Map in the Town of Willsboro, Essex County.

The activities authorized herein may not be undertaken until this Order is recorded in the Essex County Clerk's Office. The Order shall be recorded on or before August 15, 2014 in the names of all persons listed on the first page hereof and in the names of all owners of record of any portion of the project site on the recordation date.

This Order is binding on the applicant(s), all present and future owners of the variance site and all contractors undertaking all or a portion of the activities authorized herein. Copies of this Order and the plan sheets referred to herein shall be furnished to all contractors prior to undertaking the project.

Nothing contained in this Order shall be construed to satisfy any legal obligations of the applicant to obtain any governmental approval or permit from any entity other than the Adirondack Park Agency, whether federal, State, regional or local. This Order does not convey any right to trespass upon the lands or interfere with the riparian rights of others, nor does it authorize the impairment of any easement, right, title, or interest in real or personal property.

APPLICABLE LAWS

Section 577.6(b)(3) of Agency regulations implementing the Rivers Act establishes a minimum shoreline setback of 150 feet from the mean high water mark of the Boquet River on the variance site for all structures other than fences, poles, signs of less than two square feet in area, lean-tos, docks, boathouses, bridges, and stream improvement structures for fishery management purposes. The applicants requested a variance from this requirement pursuant to 9 NYCRR §577.10.

RELEVANT FACTS AND BACKGROUND

Variance Site

The variance site is the Resource Management portion of a 78.72± acre parcel of land identified on Town of Willsboro Tax Map Section 31.9, Block 1, as Parcel 15.111, and described in a deed from Willsboro Industries, Inc. to John Lease, III, dated November 1, 2006, and recorded in the Essex County Clerk's Office on November 29, 2006, as Document No. 2006-00007509. The remainder of Parcel 15.111 is located in a Hamlet land use area. Together, the Resource Management and Hamlet portions of Parcel 15.111 contain 4,000± feet of shoreline along the Boquet River.

The variance site is entirely located within the designated Boquet River Recreational River Area, and contains approximately 3,000 feet of shoreline in Resource Management along the river. The river flows north toward the variance site, and then abruptly turns east and south at a meander along the shoreline of the site. The Boquet River is one of the steepest in New York State, dropping more than 3,500

feet in elevation over its 47-mile length. This change in elevation, and the associated 240 square miles of watershed drainage, contributes to variable flow levels and substantial erosion along the meander on the site.

A falls with a large pool at its base are located in the Boquet River immediately south and upriver of the variance site. Salmon congregate at the base of the falls, which serves as a staging area for fish heading upstream seeking spawning habitat. A DEC easement allowing public fishing access runs the length of the site, but the steepness and erosion of the existing shoreline preclude access for anglers.

Soils on the variance site are highly erodible and lacking in organic material. There is little vegetation and few boulders or areas of bedrock to help with stabilization. The site was occupied by a paper mill during the early to mid-1900's, and that industrial use contributed to the poor soil conditions. Black ash, wollastonite tailings, old paper mill foundations, and other debris from the paper mill remain on the site. In addition, stormwater from topographically upgradient areas contributes to erosion of the steep banks along the shoreline of the site. Intense recent storms have further intensified erosion along the site.

Emergent marsh/shrubswamp wetlands with a value rating of 2 are located on the variance site.

Lands in the vicinity of the variance site are owned by the Town of Willsboro and several private landowners. The opposite shore of the Boquet River contains a fishing access area developed by the Department of Environmental Conservation and the Town of Willsboro. The fishing area consists of stairs, a log crib fishing platform, and extensive rock rip rap along the shoreline. The Town of Willsboro wastewater treatment plant is located downstream from the variance site. Lands to the west and south of the site, including the remainder of Parcel 15.111, the fishing area across the river, and the wastewater treatment plant site, are designated Hamlet on the Adirondack Park Land Use and Development Plan Map.

Variance Request

On April 1, 2014, the applicants submitted a request for a variance to allow construction of two logjam structures and a "rockery crib wall" within the mean high water mark of the Boquet River on the variance site. Specifically, the applicants requested authorization to construct two 25-foot by 25-foot by 12-foot engineered logjam structures and approximately 136 linear feet of "rockery crib wall"

to help stabilize a highly eroded section of shoreline of the Boquet River along the site. The variance involves a total of 1,230 sq. ft. of structures within the 150-foot structure setback area.

Each engineered logjam will be constructed of tree root balls and trunks and will be placed into the bank and secured to the river's substrate by wood pilings. The logjams will deflect water toward the center of the river, to realign the thalweg (channel) and restore the river's ability to carry sediment while also creating new sediment deposition areas. The realigned thalweg will create deeper pools to provide new and diverse aquatic habitats.

The "rockery crib wall" will be benched, creating a floodplain and silt deposition zone. The sloped area immediately above the rockery crib benches will be planted with native grasses, trees, and local willow cuttings. These plantings will reduce erosion and create shade, flood resiliency, and riparian habitat.

The three variance structures comprise a portion of a larger shoreline plan that extends an additional 200 feet in Hamlet and also includes establishment of geo-grid brush layers and a bioengineered vegetated slope for stabilization, as well as an improved roadway, new parking area, wood crib, rock stairs, and crib path to provide improved access and amenities for anglers and recreational users. These elements of the larger shoreline plan are not subject to Agency approval.

As part of the variance proposal, the applicants provided stormwater management plans for the overall shoreline plan. Agency staff have confirmed that implementing the stormwater management plan as part of the overall shoreline plan will prevent impacts to wetlands.

The applicants discussed alternative shoreline stabilization plans with Agency staff, including a planting/bioengineered approach with no structures. As part of the variance proposal, the applicants also provided an alternatives analysis study that examined: 1) taking no action; 2) using only rip rap; and 3) installation of a single log crib.

The variance proposal is shown on 13 sheets of plans entitled "NYSDEC Contract # C304361 Bouquet River Non-Point Source Pollution Prevention Improvement Project, Willsboro, NY" prepared by ESPC, Civil and Environmental Engineering, all received by the Agency on May 5, 2014, and stamped as the final plans (the "plan sheets"):

- CV.1, Cover Sheet, March 2014
- EC.1, last revised April 29, 2014;
- EC.2, last revised April 29, 2014;
- EXS.1, last revised April 29, 2014;
- SP.1, last revised April 29, 2014;
- SP.2, last revised April 29, 2014;
- PXS.1, last revised April 29, 2014;
- ER.1, last revised April 29, 2014;
- D.1, last revised April 29, 2014;
- D.2, dated February 13, 2014;
- D.3, dated February 13, 2014;
- D.4, dated February 13, 2014;
- D.5, dated February 13, 2014.

A reduced-scale copy of Sheet SP.2 is attached as a part of this Order for reference. The original, full-scale plan sheets described in this paragraph are the official plans for the variance.

PROCEDURAL HISTORY

Following receipt of the variance application, the Agency notified all parties as required by the Agency regulations. On May 21, 2014, the Agency held a public hearing on the variance request in the Town of Willsboro. The hearing was attended by Agency staff, the applicants and a representative, and two members of the public. One comment letter was submitted during the hearing. No objections were made to the proposal.

The Town of Willsboro administers a Local Land Use Program approved by the Agency pursuant to the Adirondack Park Agency Act ("APA Act"), under which the Town implements the shoreline restrictions of §806 of the Act. On April 15, 2014, the Town of Willsboro Zoning Board of Appeals approved variances for both the Hamlet and Resource Management portions of the applicants' overall shoreline stabilization plan. The Agency reviewed these variances pursuant to §808(3) of the APA Act, and by letter dated May 12, 2014, declined to reverse the Town's determination.

DISCUSSION

The Agency may grant a variance where there are practical difficulties in carrying out the restrictions set forth in Section 577.6 of the Agency's regulations. The Agency has considered the standards and factors set forth in 9 NYCRR §576.1(b)-(c).

§576.1(b): Whether the adverse consequences to the applicant resulting from denial are greater than the public purpose sought to be served by the restriction.

Adverse consequences to the applicants from denial of the variance proposal would include the need to continue maintaining the eroding shoreline. Adverse consequences from denial would be shared by the community as well, as the continued erosion of the shoreline leads to maintenance costs downstream, the loss of water quality, fishing habitat and public fishing access from the variance site, and the potential for a decline in the aesthetic character of the Boquet River corridor.

The public purposes served by the Agency's structure setback requirements include protection of the water quality and aesthetics of designated river corridors. In this instance, both purposes will be served by granting rather than denying the variance. Stabilizing the eroding shoreline will reduce the amount of sediment washing into the Boquet River, while simultaneously restoring the river's ability to carry naturally occurring sediment and creating sediment deposition areas along the river bottom. Deflecting the river water away from the shoreline will create pools that will provide fish habitat. Planting the shoreline will help with stabilization and could help to improve the aesthetics of the corridor. In addition, this work will improve flood resiliency, helping to limit on-site and downstream damage from future high water events.

§576.1(c) (1): Whether the application requests the minimum relief necessary.

The applicants' purposes for the variance request include long-term stabilization of the shoreline, enhancement of the fish habitat in the Boquet River adjacent to the site, and the provision of better shoreline access for anglers.

During the application process, the applicants examined two alternatives for the site that would not require a variance from the Agency. First, the applicants' alternatives analysis study included a no-action option, which would involve leaving the shoreline in its existing state. The study indicates that this option would not achieve any of the stated objectives, as the shoreline would continue to erode, which would continue to negatively impact the fish habitat, and the eroded shoreline would continue to prevent fishing access.

Second, the applicants discussed the option of a planting or bio-engineered approach with the Agency. The applicants and staff agreed that the site conditions would prevent either of these from serving as a long-term solution to the erosion problem, as the shoreline would continue to erode and the plantings would eventually wash away.

The applicants' alternatives analysis study also examined two options for stabilizing the shoreline with different types of structures. Although these alternative structure options would not significantly reduce the structural footprint within the setback area, they were examined to determine whether another method might better achieve the applicants' goals.

The first of these structural alternatives involves the placement of rip rap along the shoreline of the variance site. The alternatives analysis and Agency review indicate that, under this approach, rip rap would need to be placed several feet further into the river than the logjams and "rockery crib wall". In addition, review indicates that the rip rap would not meet the applicants' objective of long-term stabilization, as it would eventually wash away. Rip rap would also fail to realign the thalweg, limiting fish habitat enhancement, and would not improve shoreline access for anglers.

The second structural alternative presented by the applicants involves the installation of a single log crib along the shoreline of the variance site. Again, both the applicants' and the Agency's analysis indicate that while the footprint of this crib would be approximately the same as the footprint of the logjams and "rockery crib wall", the log crib would provide less protection against downstream erosion and washing out, less habitat enhancement, and less stable area for fishing access on the shore.

Through examination of these non-jurisdictional alternatives, as well as review of the structural rip rap and log crib alternatives, the Agency concludes that the two logjams and "rockery crib wall" constitute the minimum structures necessary to achieve the applicants' goals.

§576.1(c)(2): Whether granting the variance will create a substantial detriment to adjoining or nearby landowners.

The record in this variance demonstrates that installation of the logjams and "rockery crib wall" will cause no detriment to adjoining or nearby landowners. The applicants' ownership of 4,000± feet of shoreline along the Boquet River allowed for the creation of a

comprehensive shoreline plan covering both the variance site and the neighboring Hamlet lands. This overall plan is designed to deflect energy to the middle of the river, through the realigned thalweg, and away from shorelines, avoiding erosion and other impacts to neighboring landowners.

§576.1(c)(3): Whether the difficulty can be obviated by a feasible method other than a variance.

As part of their application, the applicants reviewed a no-action option and a planting/bio-engineered approach, neither of which would require a variance from the Agency. These options would not achieve the objectives of stabilizing the shoreline, improving water quality, enhancing fish habitat, and providing better access to anglers.

§576.1(c)(4): The manner in which the difficulty arose.

The shoreline of the variance site contains a meander where the flow of the Boquet River abruptly changes direction from north to east and south. Substantial shoreline erosion occurs where the river flows through this meander. The lack of organic material in the soils and the lack of vegetation and stabilizing bedrock have further contributed to erosion on the site. These problems were intensified in the past through industrial use of the site as a paper mill, which resulted in the black ash, wollastonite tailings, and other debris that remain. Stormwater runoff from upgradient lands, as well as intense recent storms, has also aggravated these erosion problems.

§576.1(c)(5): Whether granting the variance will adversely affect the natural, scenic, and open space resources of the Park and any adjoining water body due to erosion, surface runoff, subsurface sewage effluent, change in aesthetic character, or any other impacts which would not otherwise occur.

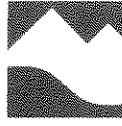
Installation of the two logjams and "rockery crib wall" without the associated stormwater and erosion controls and the plantings included in the application could cause additional erosion or surface runoff and lead to adverse changes to the aesthetic character of the river corridor. Implementation of the proposed stormwater and erosion controls and plantings along with the structural activities will result in minor, if any, adverse impacts to the resources of the Park and adjoining water bodies.

Changes to the variance site over time could alter the potential for adverse effects from construction of the logjams and "rockery crib walls". In addition, advances in technology could further mitigate impacts associated with the authorized construction. Imposition of the four year time limit on the requested variance will mitigate these potential impacts.

§576.1(c)(6): Whether the imposition of conditions upon the granting of the variance will ameliorate the adverse effects noted above.

The potential for adverse effects to the water quality and aesthetics of the Boquet River will be ameliorated by compliance with the following conditions:

1. The authorization to undertake construction of the two logjam structures and the "rockery crib wall" shall expire four years from the date this Order is recorded in the Essex County Clerk's office, unless construction of the structures has been completed in accordance with the plan sheets by that date or written authorization has been obtained from the Agency extending the deadline for construction.
2. The project shall be undertaken as depicted on the plan sheets referenced herein. Any changes to the locations, sizes, dimensions, or other aspects of the structures shall require a new or amended Agency Order or a letter of compliance.
3. Undertaking construction of any of the structures authorized herein shall require complete installation of the vegetated geogrids and brush layers and successful implementation of all plantings shown on the plan sheets.
4. Within 60 days of completion of the structures authorized herein, a qualified design professional shall provide written certification to the Agency that the structures were built in compliance with the approved plans.
5. Before being brought on the site, all equipment, including but not limited to trucks, excavators, tractors, and hand excavation tools such as shovels, rakes, and picks, shall be pressure washed with hot water, clean, and free of soil, mud, and other material that may contain invasive plant materials, seeds, or other propagules.



NEW YORK STATE
Adirondack
parkagency

MAJOR PROJECT PUBLIC NOTICE
APPLICATION DETERMINED
APA PROJECT No. 2014-51

Date: June 16, 2014

The purpose of this notice to inform you that on June 13, 2014, the Agency conditionally approved the project and issued APA Order Granting Variance P2014-51.

The project is located in the Town of Willsboro, Essex County, on or near Mill Street, Boquet River. The tax map number of the property site is Section 31.9 Block 1 Parcel 15.11. The project involves rivers area variance request involves stabilization of a highly eroded section of the Boquet River which includes the construction of two 25 ft. x 25 ft. x 12 ft. engineered logjam structures approximately 275 sq. ft. in size, each approximately 136 linear ft. of 5 ft. tall stone toe (rock crib) approximately 680 sq. ft. in size. The variance involves a total of 1,230 sq. ft. structures within the rivers area structure setback area which is 150 ft. from the mean high water mark of the river. There will be approximately 520 sq. ft. of geo-grid brush layers and approximately 270 sq. ft. of bioengineered vegetated slope that will also contribute to bank stabilization along the river. The geo-grid brush layers and bioengineered vegetated slopes are not considered structures subject to the shoreline structure setback restrictions of 9NYCRR Part 577. The overall shoreline stabilization project also includes improved access and amenities for anglers and recreational users including an improved roadway, new eight car parking area, wood crib and rockery stairs and crib path. The majority of these elements of the project are located in the Hamlet land use area and are not subject to the Agency's rivers area variance application.

Please contact **Tom Saehrig**, the assigned Environmental Program Specialist, if you should have any questions.

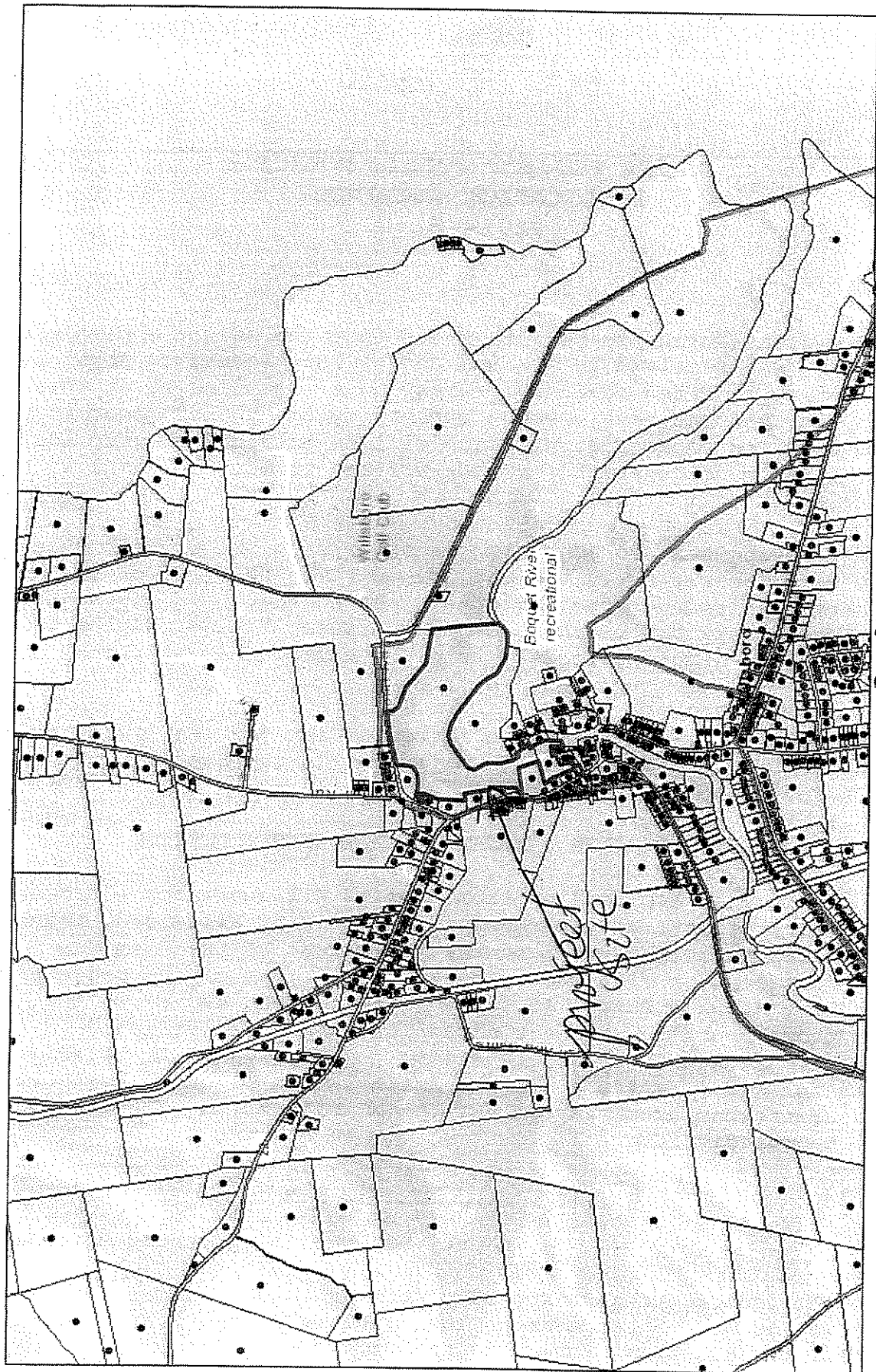
June 16, 2014

Date

Richard E. Weber, III
Deputy Director
(Regulatory Programs)

REW:TES:mlr

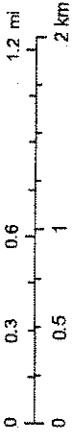
cc: Town of Willsboro, Project Sponsor, Authorized Representatives
Town Officials, Adjoining Landowners, Local Government Review Board
Officials



April 2, 2014

- RPS 2010
- APA Parcels
- Wild River Buffer
- Scenic River Buffer
- Recreational River Buffer
- Study River Buffer

1:36,112



NYS Adirondack Park Agency
 Sources: Esri, DeLorme, FERN, USGS, Intermap, increment P Corp.

APA PROJECT

P2014-S1

PROJECT IDENTIFICATION

INTERAGENCY PROJECT NOTICE

DEC Project No.

APA Project No. 2014-51

HD Project No.

Applicant's Name: Town of Willsboro

Deadline for Review comments: 4/13/2014

PRINT IN INK OR TYPE

1. NOTIFICATION ISSUED BY
 DEC 5 6 APA HD _____ Office

2. DATE ISSUED: 4/3/2014

3. PURPOSE FOR NOTIFICATION (Specify type)
 Information Transmitted

Date

REMARKS

1. Jurisdictional Inquiry

2. Jurisdictional Determination

3. Application submitted

4/1/2014

Jurisdictional by APA

4. Notification of Incompletion

5. Additional Information Request

6. Notification of Completion

5/6/2014

7. Notification of Public Hearing

8. Project Determination

6/16/2014

Permit Issued

4. PROJECT TYPE: The rivers area variance request involves stabilization of a highly eroded section of the Boquet River which includes the construction of two 25 ft. x 25 ft. x 12 ft. engineered logjam structures approximately 275 sq. ft. in size, each approximately 136 linear ft. of 5 ft. tall stone toe (rock crib) approximately 680 sq. ft. in size. The variance involves a total of 1,230 sq. ft. structures within the rivers area structure setback area which is 150 ft. from the mean high water mark of the river. There will be approximately 520 sq. ft. of geo-grid brush layers and approximately 270 sq. ft. of bioengineered vegetated slope that will also contribute to bank stabilization along the river. The geo-grid brush layers and bioengineered vegetated slopes are not considered structures subject to the shoreline structure setback restrictions of 9NYCRR Part 577.

The overall shoreline stabilization project also includes improved access and amenities for anglers and recreational users including an improved roadway, new eight car parking area, wood crib and rockery stairs and crib path. The majority of these elements of the project are located in the Hamlet land use area and are not subject to the Agency's rivers area variance application.

5. The Lead Agency which will coordinate the review of this project and provide the consolidated response is:

Adirondack Park Agency Department of Environmental Conservation Department of Health

6. ATTACHMENTS (List) Adirondack Park Agency application and Location Map

7. TRANSMITTED BY: Tom Saehrig, EPS 2

8. STATEMENT OF JURISDICTION

Please indicate your interest below. If more space is required, a standard memorandum should be prepared.

PROJECT JURISDICTIONAL: Yes No If "Yes," provide appropriate applications to the Lead Agency, with explanation as necessary.

No specific concerns are apparent or foreseeable at this time, but we wish to be advised of any changes in the project.

COMMENTS OR SPECIAL CONCERNS

Signature

Title

Date



DEPARTMENT OF THE ARMY
US Army Corps of Engineers, ATTN: CENAN-OP-RU
Upstate Regulatory Field Office
1 Buffington St., Building 10, 3rd Fl. North
Watervliet, New York 12189-4000

Upstate New York Section

OCT 09 2014

SUBJECT: Permit Application No. NAN-2013-01201-UCO
by the Town of Willsboro
Town of Willsboro, Essex County, New York

Shaun Gilliland, Supervisor
Town of Willsboro
5 Farrell Road, PO Box 370
Willsboro, NY 12996

Dear Mr. Putnam:

This office has reviewed your Joint Application Form dated May 1, 2014, which was submitted by your consultants, ESPC Civil and Environmental Engineering, by letter dated May 1, 2014, and clarifying information submitted by letter dated May 30, 2014, including the attached drawing entitled "Boquet River Non-Point Source Pollution Prevention Improvement Project, U.S. Army Corps of Engineering – Request for Information Plan: Permit# NAN-2013-01201", sheet ACOE.1, prepared by ESPC Civil and Environmental Engineering, and dated May 28, 2014, and in an electronic mail message dated August 20, 2014. The submitted information describes a proposal that would consist of the following:

The excavation of 2,033 cubic yards of streambed material and the backfill of 2,427 cubic yards of rock and gravel fill material, and the placement of four (4) engineered log jam structures, in 0.2 acres of the Boquet River below its ordinary high water mark (OHWM) to facilitate the stabilization of approximately 350 linear feet of the western bank of the River. Approximately half of the proposed excavation and backfill activities would also occur below the OHWM of Lake Champlain. All excess excavated material would be disposed of in uplands and stabilized to prevent reentry into waters or wetlands. No tree clearing activities to be undertaken for this project would occur from April 1st to October 31st of any calendar year and all potential habitat areas to be avoided would be demarcated with bright orange construction fencing.

Based upon the information provided, it appears that your proposed work may be authorized under Department of the Army nationwide general permit number: 13. The nationwide permits are prescribed as a Reissuance of Nationwide Permits in the Federal Register dated February 21, 2012 (77 FR 10184).

The work may be performed without further authorization from this office provided the activity complies with the terms and conditions of the Nationwide Permits (NWP) and the permit conditions listed in Section B, No. 13, Section C, any applicable

PLEASE USE THE ABOVE 18-CHARACTER FILE NUMBER ON ALL CORRESPONDENCE WITH THIS OFFICE

New York District regional conditions, and any applicable regional conditions added by the State of New York. Please note that NWP General Condition No. 12 requires the installation and maintenance of proper soil erosion and sediment controls during construction.

The 2012 Nationwide Permits, including their final regional conditions, water quality certifications, and coastal zone concurrence statements are available at:

http://www.nan.usace.army.mil/Portals/37/docs/regulatory/geninfo/natp/NWP_PN_30MAY12.pdf

Please review and familiarize yourself with all relevant terms and conditions of the nationwide permit prior to proceeding with your project, and subsequently ensure you adhere to all conditions through the duration of the project. If you do not have internet access and require a specific paper copy, please contact the undersigned to request one be mailed to you. Please be sure to have your permit application number readily available when you call.

This verification is valid until March 18, 2017, unless the nationwide permit is modified, reissued, or revoked. This verification will remain valid until March 18, 2017, if the activity complies with the terms of any subsequent modifications of the nationwide permit authorization. If the nationwide permits are suspended, revoked, or modified in such a way that the activity would no longer comply with the terms and conditions of a nationwide permit, and the proposed activity has commenced, or is under contract to commence, the permittee shall have 12 months from the date of such action to complete the activity.

Please note that this nationwide permit (NWP) authorization is based on a preliminary jurisdictional determination (JD), a copy of which is enclosed. A preliminary JD is not appealable. If you wish, prior to commencement of the authorized work you may request an approved JD, which may be appealed, by contacting the New York District, U.S. Army Corps of Engineers for further instruction. To assist you in this decision and address any questions you may have on the differences between preliminary and approved jurisdictional determinations, please review the U.S. Army Corps of Engineers Regulatory Guidance Letter (RGL) No. 08-02, which can also be found at:

<http://www.usace.army.mil/Portals/2/docs/civilworks/RGLS/rgl08-02.pdf>

Please note that this determination does not eliminate the need to obtain any other Federal, State or local authorizations required by law for the above described work, including any required permit from the NYSDEC.

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>

Any inquiries can be directed to the undersigned at (518) 266-6357.

Sincerely,

A handwritten signature in black ink, appearing to read "John R. Connell". The signature is fluid and cursive, with the first name "John" being particularly prominent.

John R. Connell
Senior Project Manager
Upstate New York Section

Enclosures

Cc (via email only):

E. Burns - NYSDEC, Region 5 (Ray Brook)
T. Saehrig - APA
V. Putnam – Greater Adirondack RC&D
E. Sandblom – ESPC
E. Fitzgerald – Fitzgerald Environmental Associates
J. Lease III



DEPARTMENT OF THE ARMY
 US Army Corps of Engineers, ATTN: CENAN-OP-RU
 Upstate Regulatory Field Office
 1 Buffington St., Building 10, 3rd Fl. North
 Watervliet, New York 12189-4000

CENAN-OP-RU

NATIONWIDE PERMIT COMPLIANCE CERTIFICATION AND REPORT FORM

Permittee: Town of Willsboro Permit No. NAN-2013-01201-UCO

Date Permit Issued: OCT 09 2014

Location: Town of Willsboro, Essex County, New York

Within 30 days of the completion of the activity authorized by this permit and any mitigation required by the permit, sign this certification and return it to the address at the bottom of this form.

Please note that your permitted activity is subject to a compliance inspection by a U.S. Army Corps of Engineers representative. If you fail to comply with this permit you are subject to permit suspension, modification or revocation.

I hereby certify that the work authorized by the above referenced permit has been completed in accordance with the terms and conditions of said permit, and required mitigation was completed in accordance with the permit conditions.

 Signature of Permittee

 Date

Fold this form into thirds, with the bottom third facing outward. Tape it together and mail to the address below or FAX to (518) 266-6366.

Place Stamp
 Here

DEPARTMENT OF THE ARMY
 US Army Corps of Engineers
 ATTN: CENAN-OP-RU
 Upstate Regulatory Field Office
 1 Buffington St., Bldg. 10, 3rd Fl. North
 Watervliet, New York 12189-4000