



DEPARTMENT OF THE ARMY
NEW YORK DISTRICT, CORPS OF ENGINEERS
ALBANY FIELD OFFICE
1 BOND ST.
TROY, N.Y. 12180

REPLY TO
ATTENTION OF

OCT 23 2006

Regulatory Branch

SUBJECT: Permit Application by the Widewaters Group, Inc (2006-3242)
Town of Greenport, Columbia County, New York

Chazen Engineering & Land Surveying Co., P.C.
Attention: Mr. Auggie Ruggiero, Environmental Scientist
100 Glen Street, Suite 3D
Glens Falls, New York 12801

Dear Mr. Ruggiero:

On October 4, 2006, the New York District, U.S. Army Corps of Engineers received a copy of a New York State Department of Environmental Conservation Joint Application for Permit that describes a proposal to discharge fill materials into waters of the United States to facilitate the construction of a retail development. The project site is located along U.S. Route 9, in the Town of Greenport, Columbia County, New York.

I have reviewed the information you submitted on October 4, 2006, and have determined that additional information is necessary. In order for the application to be determined to be complete for processing as a Pre-Construction Notification for Nationwide Permit No. 39, as described in the Federal Register dated February 15, 2002 (67 FR 2020), Nationwide Permit Condition No. 13, you must provide the following information:

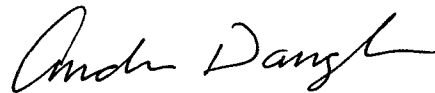
1. Please provide a plan and cross-sectional view drawing that details the proposed stream crossing method. This office recommends the use of a bridge or bottomless arch culvert to span the bed and banks of the stream. If this alternative is not feasible, the cross sectional drawing should show at least 20% of the culvert buried below the existing grade of the stream. In addition, please indicate whether scour protection is proposed at the inlet/outlet of the proposed crossing, and if so, please indicate to what extent;
2. Please provide a discussion, which details why the proposed crossing within Wetland Area B (Impact Area 4) cannot be shifted to the south. It appears this shift would further minimize impacts to water of the United States or possibly avoid the need for the crossing;
3. Please provide a dewatering plan that would isolated the work area from stream flow during the construction of the proposed stream crossing;
4. The current plans show considerable segmentation within, and development around, Wetlands B, F2, F3 and F4. Please indicate whether culverts will be installed to

maintain the existing hydrologic connections, and if so, provide revised plans showing these connections. If culvert connections are not proposed within these areas, please submit a discussion of how the secondary impacts associated with the loss of these connections would be mitigated for;

5. Please provide a discussion of any past impacts to waters of the United States that have occurred on the project site. Supporting documentation should include any available historic topographic maps, aerial photographs, and/or project plans for the vacant building and associated parking lot within the northwest portion of the site;
6. Please discuss any opportunities to enhance the remaining upland buffers around the remaining wetlands and the unnamed tributary to Claverack Creek; and
7. Any means of land conservation proposed to avoid future impacts the remaining waters of the United States and associated buffers on the project site.

As soon as you provide the above requested information, we will resume processing of your application. If questions arise concerning this matter, please contact the undersigned at (518) 270-0588.

Sincerely,



Andrew Dangler
Project Manager
Western Permits Section

cf: NYSDEC, Region 4-Scenectady
The Widewaters Group, Inc.
Town of Greenport