



US Army Corps  
Of Engineers  
Wilmington District

# PUBLIC NOTICE

Issue Date: June 30, 2005  
Comment Deadline: July 29, 2005  
Corps Action ID #: 200400316

All interested parties are hereby advised that the Wilmington District, Corps of Engineers (Corps) has received an application for work within jurisdictional waters of the United States. Specific plans and location information are described below and shown on the attached plans. This Public Notice and all attached plans are also available on the Wilmington District Web Site at [www.saw.usace.army.mil/wetlands](http://www.saw.usace.army.mil/wetlands)

**Applicant:** Vulcan Materials Company – Mideast Division  
C/o: Tom Knopf  
4401 North Patterson Avenue  
Winston-Salem, North Carolina 27115

**AGENT (if applicable):** Craig Wyant  
A Fine Line Design  
1960 Chapman-Wyant Lane  
Lincolnton, North Carolina 28092

## Authority

The Corps will evaluate this application and decide whether to issue, conditionally issue, or deny the proposed work pursuant to applicable procedures of Section 404 of the Clean Water Act.

## Location

The project site is located at 34.92893N and 79.81993W on the north side of SR 117 (Galestown Road), in Long Creek Branch, a tributary to Hitchcock Creek, a tributary to the Pee Dee River, west of Rockingham, Richmond County, North Carolina.

## Existing Site Conditions

The project is currently located on approximately 570 acres that is currently under a hard rock quarry operation by Vulcan Materials Company Rockingham Quarry.

### **Applicant's Stated Purpose**

Vulcan Materials purpose of the proposed project is to increase the width of two existing road crossings on one haul road to provide better visibility, increase safety, and to accommodate larger haul trucks.

### **Project Description**

Vulcan Materials Company has applied for a permit to impact approximately .608 acres of wetland and 185 linear feet of stream to widen the existing road, currently 25 feet, to a width of approximately 70 feet. Pipe and rip-rap will be placed below the ordinary high water mark (OHWM) within perennial and intermittent channels. Fill will be placed on top of the pipes above the OHWM. Equipment used for construction will include loaders, graders, trucks, bulldozers, and other typical construction equipment.

### **Other Required Authorizations**

This notice and all applicable application materials are being forwarded to the appropriate State agencies for review. The Corps will generally not make a final permit decision until the North Carolina Division of Water Quality (NCDWQ) issues, denies, or waives State certification required by Section 401 of the Clean Water Act (PL 92-500). The receipt of the application and this public notice in the NCDWQ Central Office in Raleigh serves as application to the NCDWQ for certification. A waiver will be deemed to occur if the NCDWQ fails to act on this request for certification within sixty days of the date of the receipt of this notice in the NCDWQ Central Office. Additional information regarding the Clean Water Act certification may be reviewed at the NCDWQ Central Office, 401 Oversight and Express Permits Unit, 2321 Crabtree Boulevard, Raleigh, North Carolina 27604-2260. All persons desiring to make comments regarding the application for certification under Section 401 of the Clean Water Act should do so in writing delivered to the North Carolina Division of Water Quality (NCDWQ), 2321 Mail Service Center, Raleigh, North Carolina 27604-2260, Attention: Ms Cyndi Karoly by July 22, 2005.

### **Essential Fish Habitat**

This notice initiates the Essential Fish Habitat (EFH) consultation requirements of the Magnuson-Stevens Fishery Conservation and Management Act. The Corps' initial determination is that the proposed project will not adversely impact EFH or associated fisheries managed by the South Atlantic or Mid Atlantic Fishery Management Councils or the National Marine Fisheries Service.

### **Cultural Resources**

The Corps has consulted the latest published version of the National Register of Historic Places and is not aware that any registered properties, or properties listed as being eligible for inclusion therein are located within the project area or will be affected by the

proposed work. Presently, unknown archeological, scientific, prehistoric, or historical data may be located within the project area and/or could be affected by the proposed work.

### **Endangered Species**

The Corps has reviewed the project area, examined all information provided by the applicant and consulted the latest North Carolina Natural Heritage Database. Based on available information, the Corps has determined pursuant to the Endangered Species Act of 1973, that the proposed project will have no effect on federally listed endangered or threatened species or their formally designated critical habitat.

### **Evaluation**

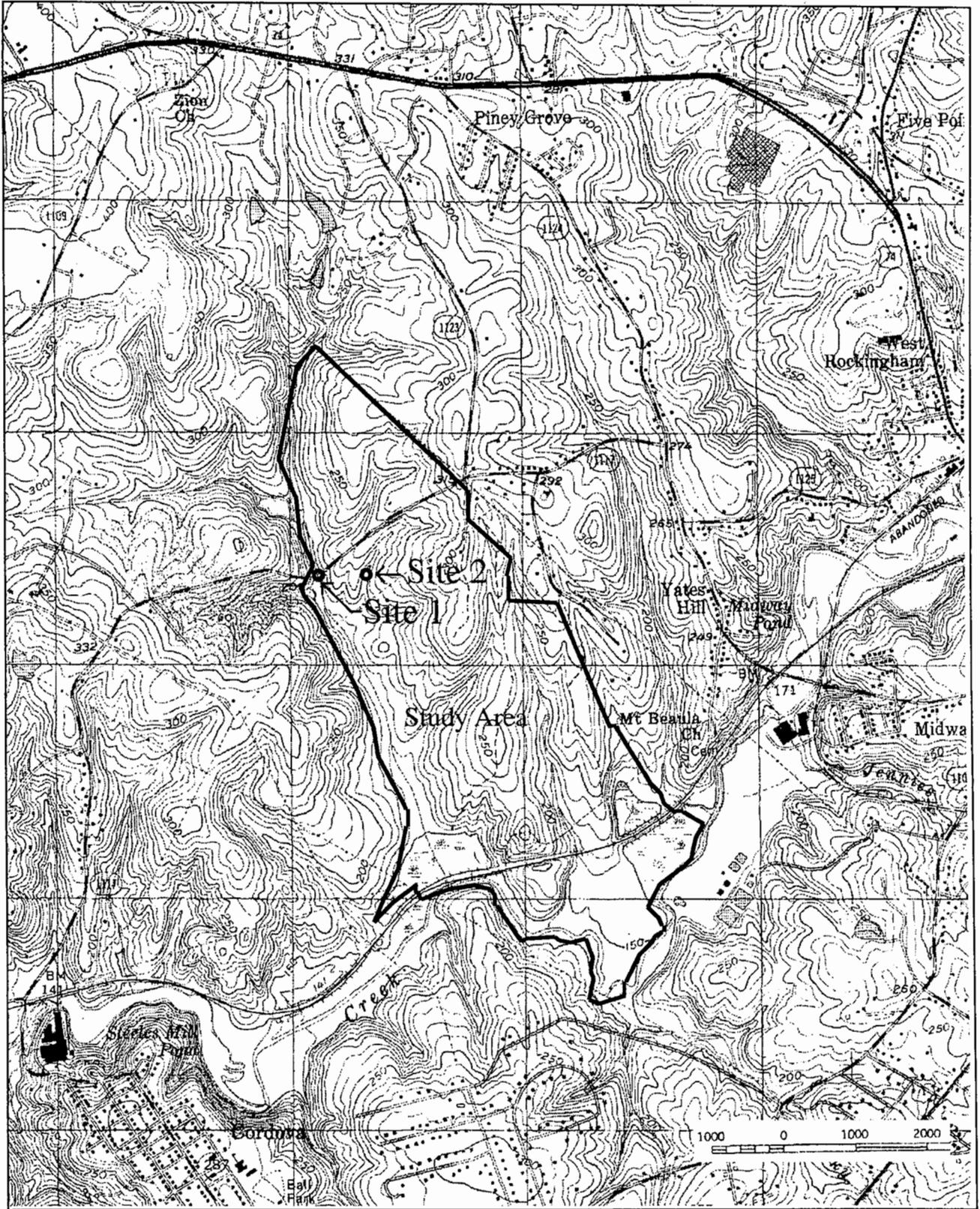
The decision whether to issue a permit will be based on an evaluation of the probable impacts, including cumulative impacts, of the proposed activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefit which reasonably 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 the cumulative effects thereof; among those are conservation, economics, aesthetics, general environmental concerns, wetlands, historic properties, fish and wildlife values, flood hazards, flood plain values (in accordance with Executive Order 11988), 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. For activities involving the discharge of dredged or fill materials in waters of the United States, the evaluation of the impact of the activity on the public interest will include application of the Environmental Protection Agency's 404(b)(1) guidelines.

### **Commenting Information**

The Corps is soliciting comments from the public; Federal, State and local agencies and officials, including any consolidate State Viewpoint or written position of the Governor; Indian Tribes and other interested parties in order to consider and evaluate the impacts of this proposed activity. All 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 decision, comments are used to assess impacts on 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 (EIS) 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.

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. Requests for a public hearing shall be granted, unless the District Engineer determines that the issues raised are insubstantial or there is otherwise no valid interest to be served by a hearing.

Written comments pertinent to the proposed work, as outlined above, will be received by the Corps of Engineers, Wilmington District, until 5pm, by July 29, 2005. Comments should be submitted to Josh Pellitier, Wilmington Regulatory Field Office, P.O. Box 1890, Wilmington, North Carolina 28402.



Source: USGS 7.5 minute quad, Rockingham, NC (1956, photorevised 1982)

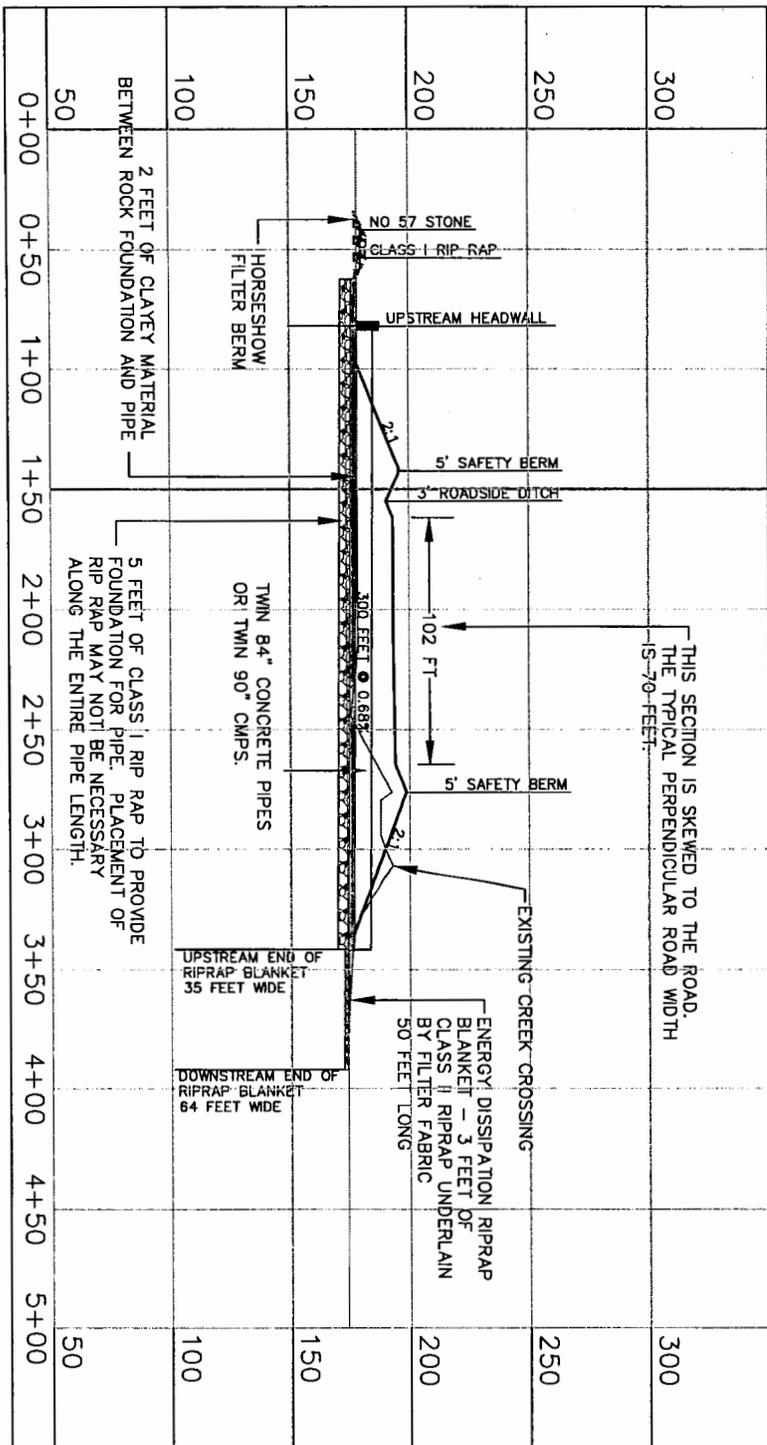
Rockingham Quarry Expansion  
 Vulcan Materials Company  
 MidEast Division



Scale: 1"=2000'  
 Project Location





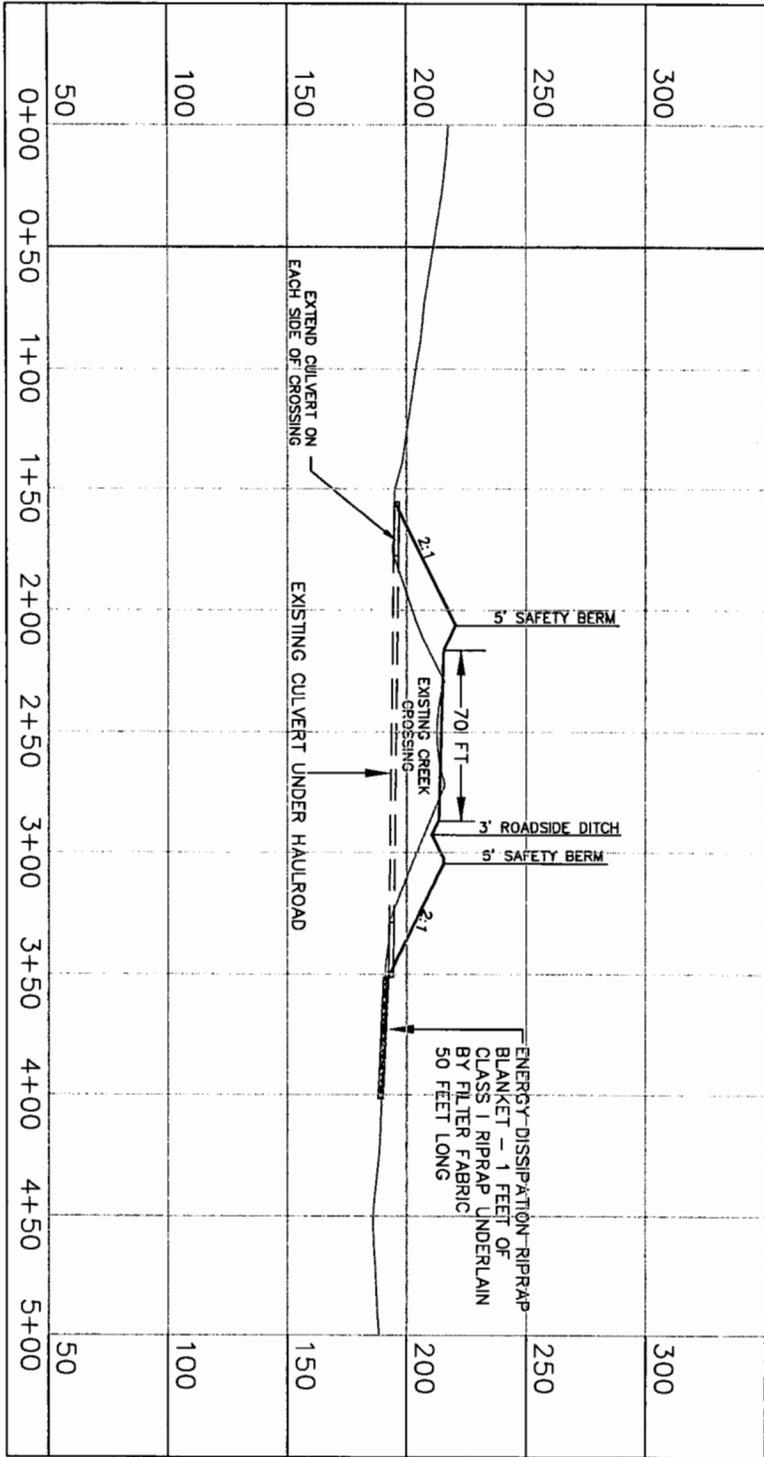


**SITE NO.1**  
**SECTION AT STA 15+35**  
**CREEK CROSSING**



DESIGNED:	VMC
DRAWN:	PRB
CHECKED:	
DATE:	1/2005
SCALE:	AS SHOWN





**SITE NO.2**  
**SECTION AT STA 22+49**  
**CREEK CROSSING**



DESIGNED:	VMC
DRAWN:	PRB
CHECKED:	
DATE:	1/2005
SCALE:	AS SHOWN
FILE NO.:	



ROCKINGHAM QUARRY  
 RICHMOND COUNTY, NORTH CAROLINA  
 PROPOSED HAULROAD IMPROVEMENTS