



# PUBLIC NOTICE

US Army  
Corps  
of Engineers  
Baltimore  
District

In Reply to Application Number  
CENAB-OP-RPA(BEAVER CREEK WET WEATHER  
TREATMENT PLANT)04-01879-7

6

PN 05-33

Comment Period: July 26, 2005 to August 26, 2005

THE PURPOSE OF THIS PUBLIC NOTICE IS TO SOLICIT COMMENTS FROM THE PUBLIC REGARDING THE WORK DESCRIBED BELOW. NO DECISION HAS BEEN MADE AS TO WHETHER OR NOT A PERMIT WILL BE ISSUED AT THIS TIME.

This District has received an application for a Department of the Army permit pursuant to Section 404 of the Clean Water Act (33 U.S.C. 1344) as described below:

APPLICANT: Lower Paxton Township Sewer Department  
Mr. William Weaver, Director  
Lower Paxton Township, Suite 139  
425 Prince Street  
Harrisburg, PA 17111

LOCATION: In Beaver Creek, Nyes Run, unnamed tributaries to Beaver Creek and Nyes Run, and in emergent, scrub-shrub, and forested wetlands adjacent and contiguous to Beaver Creek, Nyes Run, and their tributaries, all in Lower Paxton, West Hanover, and South Hanover Townships, Dauphin County, Pennsylvania.

WORK: The overall project purpose is to alleviate discharges of untreated storm and sanitary sewer lines to surface waters, and to update operating capacity for sanitary sewer collectors in the service area. The applicant proposes to construct 31,000 linear feet of collection lines and a wet weather treatment plant. Impacts include 35 crossings of waterways, 24 crossings of wetlands, creating 0.045 acres of permanent wetland impact, and 6.1 acres of temporary impact. The proposed sewer line installation roughly follows the alignment of existing collector lines installed in the 1970s. The attached plans detail the project dimensions, alignment and impacts.

All work will be completed in accordance with the enclosed plan(s). If you have any questions concerning this matter, please contact Mr. John Gibble at (717) 249-9457.

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 reasonable 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, cultural values, fish and wildlife values, flood hazards, flood plain values, land use, navigation, shoreline erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food production, and, in general, the needs and welfare of the people.

The Corps of Engineers is soliciting comments from the public; Federal, State, and local agencies and officials; Indian Tribes; and other interested parties in order to consider and evaluate the impacts of this proposed activity. Any comments received will be considered by the Corps of Engineers 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 and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the proposed activity. Written comments concerning the work described above related to the factors listed above or other pertinent factors must be received by the District Engineer, U.S. Army Corps of Engineers, Baltimore District, Regulatory Field Office, 401 East Louthier Street, Suite 205, Carlisle, PA 17013, within the comment period specified above.

The applicant is required to obtain a water quality certification in accordance with Section 401 of the Clean Water Act from the Pennsylvania Department of Environmental Protection through the issuance of a Section 105 permit or through direct application to the Regional Office in the area of the proposed project. The Section 401 certifying agency has a statutory limit of one year in which to make its decision.

The applicant must obtain any State or local government permits which may be required.

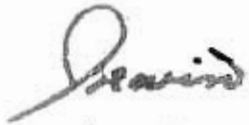
A preliminary review of this application indicates that the proposed work will not affect Federal listed threatened or endangered species or their critical habitat, pursuant to Section 7 of the Endangered Species Act, as amended. As the evaluation of this application continues, additional information may become available which could modify this preliminary determination.

Review of the latest published version of the National Register of Historic Places indicates that no registered properties listed as eligible for inclusion, therein, are located at the site of the proposed work. Currently unknown archeological, scientific, prehistoric, or historical data may be lost or destroyed by the work to be accomplished under the requested permit.

The evaluation of the impact of this project on the public interest will include application of the guidelines promulgated by the Administrator, U.S. Environmental Protection Agency, under authority of Section 404 of the Clean Water Act. Any person who has an interest which may be adversely affected by the issuance of this permit may request a public hearing. The request, which must be in writing, must be received by the District Engineer, U.S. Army Corps of Engineers, Baltimore District, Regulatory Field Office, 401 East Louthier Street, Suite 205, Carlisle, PA 17013, within the comment period as specified above to receive consideration. Also it must clearly set forth the interest which may be adversely affected by this activity and the manner in which the interest may be adversely affected.

It is requested that you communicate this information concerning the proposed work to any persons known by you to be interested and not being known to this office, who did not receive a copy of this notice.

FOR THE DISTRICT ENGINEER



Irwin Garskof  
Chief, Pennsylvania Section