



DEPARTMENT OF THE ARMY
U.S. ARMY CORPS OF ENGINEERS, SAVANNAH DISTRICT
4751 BEST ROAD, SUITE 140
COLLEGE PARK, GEORGIA 30337-5600

June 23, 2022

Regulatory Division
SAS-2021-00990

Mr. Bill Nash
Hall County, Public Works and Utilities
2875 Browns Bridge Road
Gainesville, Georgia 30504

Dear Mr. Nash

I refer to the Pre-Construction Notification received on December 1, 2021, and supplemental information received on February 21, 2022, submitted on your behalf by CDM Smith, requesting verification for use of Nationwide Permit No. 58 (NWP 58) for proposed construction of a sanitary sewer line and access roads. The 32,700-foot project corridor is located between Ridge Road and Spout Springs Road near the City of Flowery Branch, Hall County, Georgia (centered at approximately latitude: 34.1264, longitude: -83.9106). This project has been assigned number SAS-2021-00990, and it is important that you refer to this number in all communication concerning this matter.

We understand that the purpose of the proposed project is construction of a sanitary sewer line and access roads. As proposed, the project would result in permanent adverse impacts to 0.176 acre of wetland and temporary impacts to 0.335 acre of wetlands, permanent impacts to 0.017-acre (96 linear feet) of intermittent stream and temporary impacts to 0.018-acre (125 linear feet) of intermittent stream, permanent impacts to 0.056-acre (145 linear feet) of perennial stream and temporary impacts to 0.174-acre (392 linear feet) of perennial stream. The details of the proposed project are shown on the attached exhibit entitled, "Key Plan, Friendship Road Corridor Extension", prepared by CDM Smith, dated September 1, 2021.

The enclosed exhibits entitled, "Figures 3A-3I, State and Federal Waters Map (Aerial), Friendship Sewer Line, Hall County", prepared by CDM Smith, dated November 2021, identify the delineation limits of all aquatic resources within the project area. The wetlands were delineated in accordance with criteria contained in the 1987 "Corps of Engineers Wetland Delineation Manual," as amended by the most recent regional supplements to the manual. Please note, this delineation may require re-verification and is subject to change based on site conditions at the time of re-evaluation.

The delineation included herein has been conducted to identify the location and extent of the aquatic resource boundaries and/or the jurisdictional status of aquatic resources for purposes of the Clean Water Act for the particular site identified in this

request. This delineation and/or jurisdictional determination may not be valid for the Wetland Conservation Provisions of the Food Security Act of 1985, as amended. If you or your tenant are U.S. Department of Agriculture (USDA) program participants, or anticipate participation in USDA programs, you should discuss the applicability of a certified wetland determination with the local USDA service center, prior to starting work.

We have completed coordination with other federal and state agencies as described in Part C (32)(d) of our NWP Program, published in the January 13, 2021, Federal Register, Vol. 86, No. 8, Pages 2744-2877 (86 FR). The NWPs and Savannah District's Regional Conditions for NWPs can be found on our website at <http://www.sas.usace.army.mil/Missions/Regulatory/Permitting/GeneralPermits/NationwidePermits.aspx>. During our coordination procedure, no adverse comments regarding the proposed work were received.

As a result of our evaluation of your project, we have determined that the proposed activity is authorized as described in Part B of the NWP Program. Your use of this NWP is valid only if:

a. The activity is conducted in accordance with the information submitted and meets the conditions applicable to the NWP, as described at Part C of the NWP Program and the Savannah District's Regional Conditions for NWPs.

b. Prior to the commencement of any permitted work in aquatic resources, the permittee shall purchase 3.52 legacy wetland mitigation credits from Big Sandy Creek Mitigation Bank and submit documentation of this credit purchase to the U.S. Army Corps of Engineers. The credit purchase documentation must reference the Corps file number assigned to the permitted project. If all or a portion of the required credits are not available from Big Sandy Creek Mitigation Bank, the permittee shall obtain written approval from the Corps prior to purchasing credits from an alternate mitigation bank.

c. Prior to the commencement of any permitted work in aquatic resources, the permittee shall purchase 2,249.4 legacy stream mitigation credits from Big Sandy Creek Mitigation Bank and submit documentation of this credit purchase to the U.S. Army Corps of Engineers. The credit purchase documentation must reference the Corps file number assigned to the permitted project. If all or a portion of the required credits are not available from Big Sandy Creek Mitigation Bank, the permittee shall obtain written approval from the Corps prior to purchasing credits from an alternate mitigation bank.

d. You shall notify the Corps, in writing, at least 10 days in advance of commencement of work authorized by this permit.

e. You fill out and sign the enclosed certification and return it to our office within 30 days of completion of the activity authorized by this permit.

This proposal was reviewed in accordance with Section 7 of the Endangered Species Act. Based on the information we have available. We have determined that the project would have no effect on any threatened or endangered species nor any critical habitat for such species. Authorization of an activity by a NWP does not authorize the "take" of threatened or endangered species. In the absence of separate authorization, both lethal and non-lethal "takes" of protected species are in violation of the Endangered Species Act. See Part (C) of 82 FR for more information.

This verification is valid until the NWP is modified, reissued or revoked. All of the existing NWPs are scheduled to expire on March 14, 2026. It is incumbent upon you to remain informed of changes to the NWPs. Furthermore, if you commence or are under contract to commence this activity before the date that the relevant NWP is modified or revoked, you will have 12 months from the date of the modification or revocation of the NWP to complete the activity under the present terms and conditions of this NWP.

This authorization should not be construed to mean that any future projects requiring Department of the Army authorization would necessarily be authorized. Any new proposal, whether associated with this project or not, would be evaluated on a case-by-case basis. Any prior approvals would not be a determining factor in making a decision on any future request.

Revisions to your proposal may invalidate this authorization. In the event changes to this project are contemplated, I recommend that you coordinate with us prior to proceeding with the work.

This communication does not relieve you of any obligation or responsibility for complying with the provisions of any other laws or regulations of other federal, state or local authorities. It does not affect your liability for any damages or claims that may arise as a result of the work. It does not convey any property rights, either in real estate or material, or any exclusive privileges. It also does not affect your liability for any interference with existing or proposed federal projects. If the information you have submitted and on which the Corps bases its determination/decision of authorization under the NWP is later found to be in error, this determination may be subject to modification, suspension, or revocation.

An electronic copy of this letter is being provided to the following party: Mr. Jason Hales, CDM Smith (via email: halesjc@cdmsmith.com).

Thank you in advance for completing our on-line Customer Survey Form located at <https://regulatory.ops.usace.army.mil/customer-service-survey/>. We value your comments and appreciate your taking the time to complete a survey each time you have interaction with our office.

If you have any questions, please contact me at (678) 422-6570 or steven.b.brannon@usace.army.mil.

Sincerely,

Blake Brannon

Blake Brannon
Project Manager, Piedmont Branch

Enclosures

Regulatory Division

CERTIFICATION OF COMPLIANCE
WITH
DEPARTMENT OF THE ARMY
NATIONWIDE PERMIT 58

PERMIT FILE NUMBER: SAS-2021-00990

PERMITTEE/ADDRESS: Mr. Bill Nash, Hall County, Public Works and Utilities, 2875 Browns Bridge Road, Gainesville, Georgia 30504.

LOCATION OF WORK: The 32,700-foot project corridor is located between Ridge Road and Spout Springs Road, near the City of Flowery Branch, Hall County, Georgia (centered at approximately latitude: 34.1264, longitude: -83.9106).

PROJECT DESCRIPTION: Construction of a sanitary sewer line and access roads.

WATERS OF THE UNITED STATES IMPACTED:

Permanent adverse impacts to 0.176 acre of wetland and temporary impacts to 0.335 acre of wetlands. Permanent impacts to 0.017-acre (96 linear feet) of intermittent stream and temporary impacts to 0.018-acre (125 linear feet) of intermittent stream. Permanent impacts to 0.056-acre (145 linear feet) of perennial stream and temporary impacts to 0.174-acre (392 linear feet) of perennial stream.

DATE WORK IN WATERS OF UNITED STATES COMPLETED: _____

COMPENSATORY MITIGATION REQUIRED: 3.52 legacy wetland mitigation credits and 2,249.4 legacy stream mitigation credits.

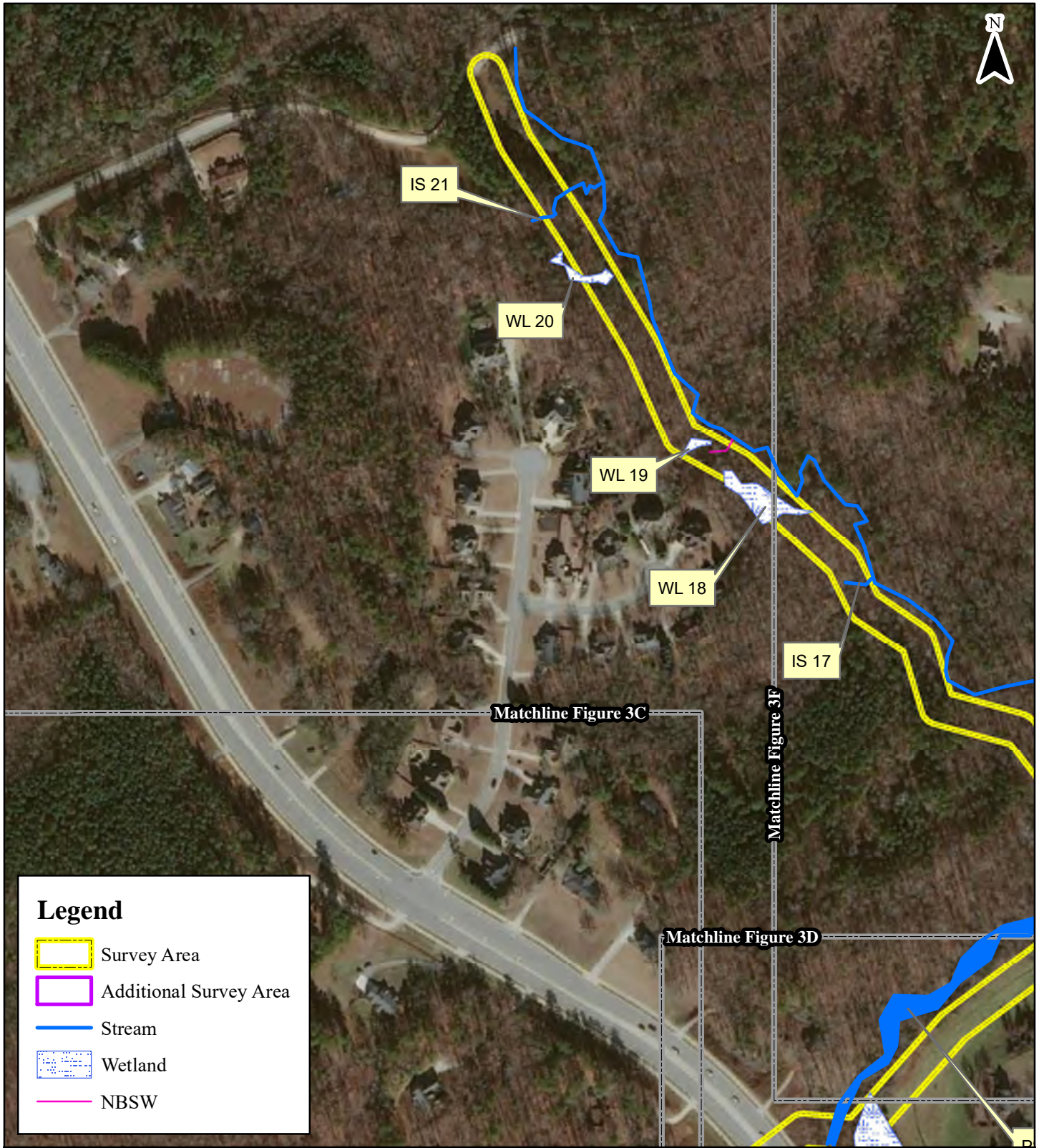
DATE MITIGATION COMPLETED OR PURCHASED (include name of source):

I understand that the permitted activity is subject to a U.S. Army Corps of Engineers' Compliance Inspection. If I fail to comply with the permit conditions at Part C of the Nationwide Permit Program, published in the January 13, 2021, Federal Register, Vol. 86, No.8, Pages 2744-2877, it may be subject to suspension, modification or revocation.

I hereby certify that the work authorized by the above referenced permit as well as any required mitigation (if applicable) has been completed in accordance with the terms and conditions of the said permit.

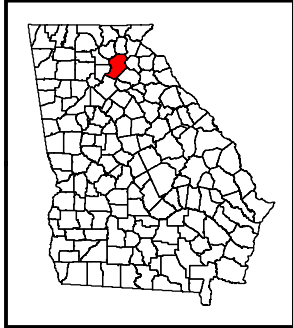
Signature of Permittee

Date



Legend

- Survey Area
- Additional Survey Area
- Stream
- Wetland
- NBSW



**Figure 3E: State and Federal Waters Map
(Aerial)**

Friendship Sewer Line
Hall County

0 250 500 1,000

Feet

Source: ESRI Aerial Imagery

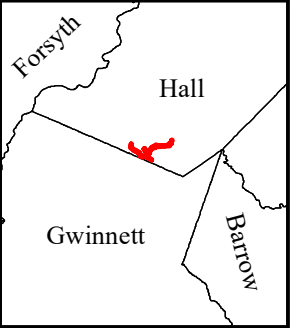


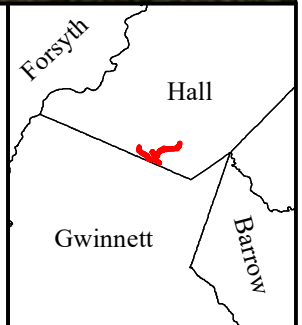


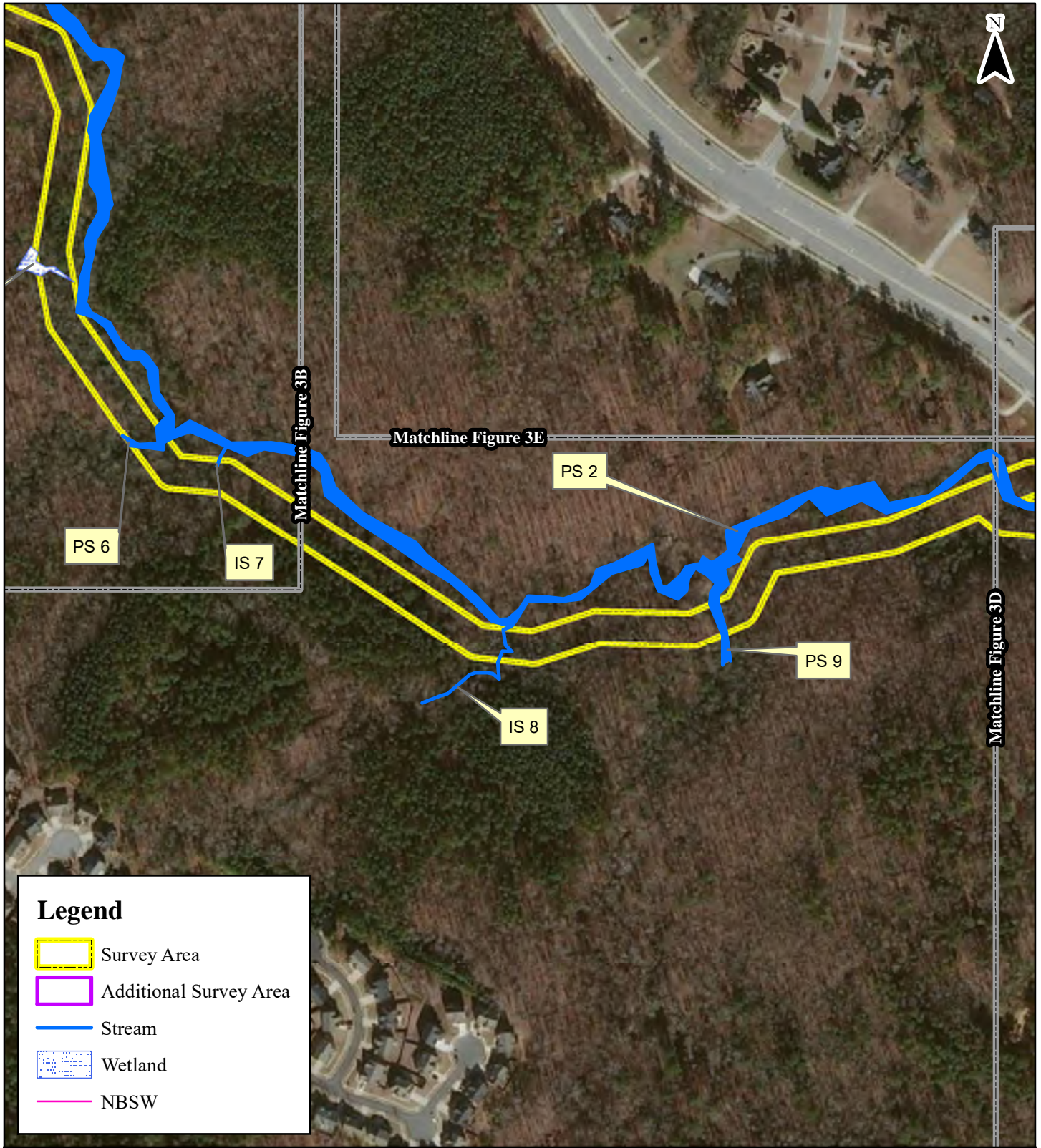
Figure 3B: State and Federal Waters Map (Aerial)

Friendship Sewer Line
Hall County



Source: ESRI Aerial Imagery





Legend

- Survey Area
- Additional Survey Area
- Stream
- Wetland
- NBSW

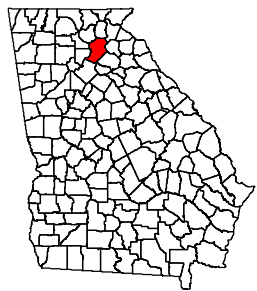
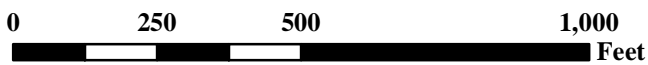
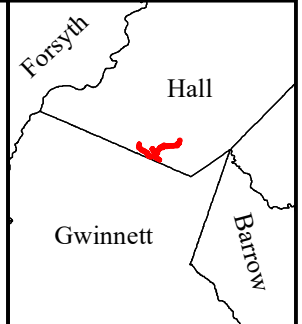


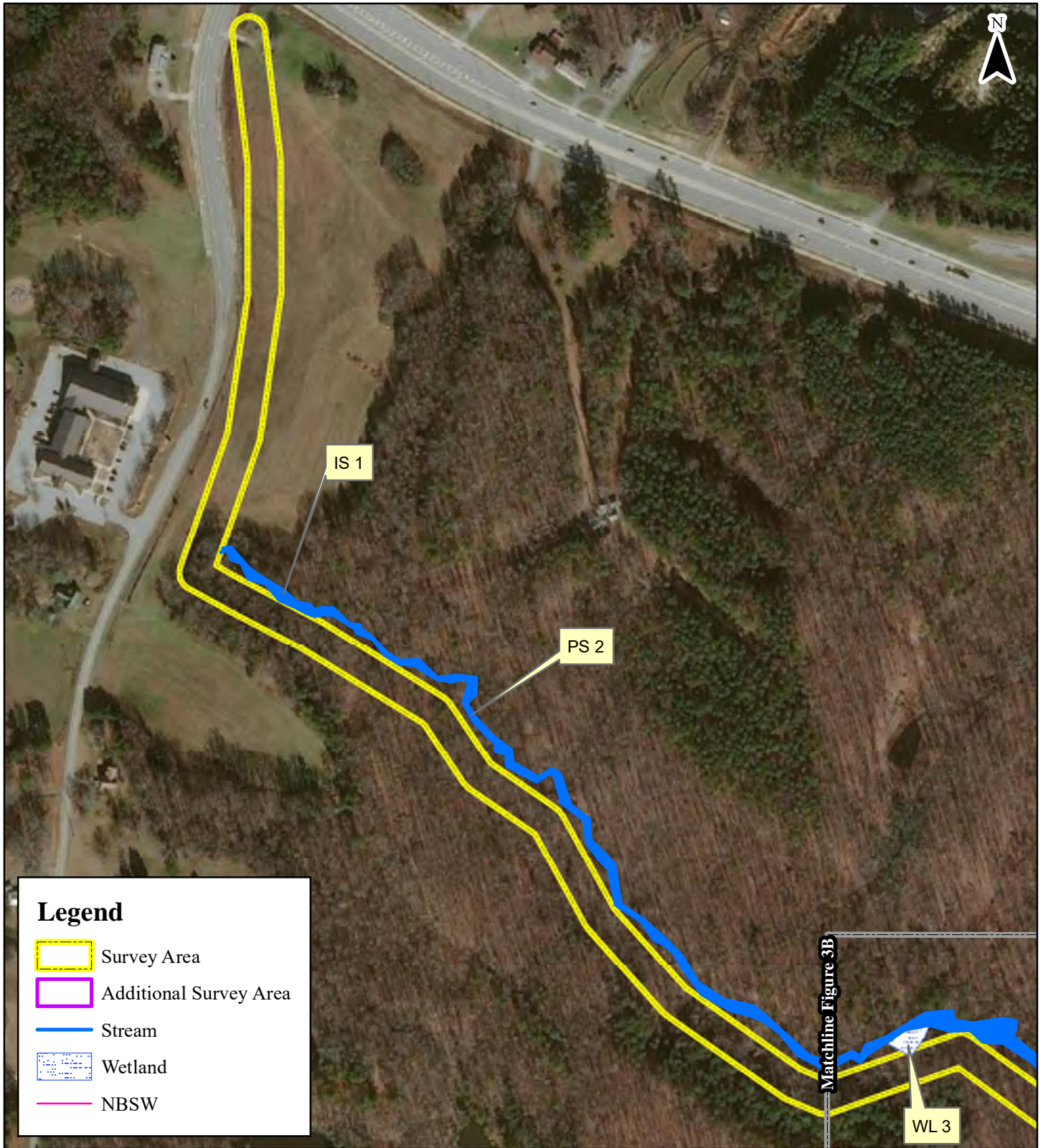
Figure 3C: State and Federal Waters Map (Aerial)

Friendship Sewer Line
Hall County



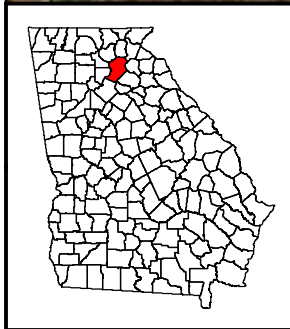
Source: ESRI Aerial Imagery





Legend

- Survey Area
- Additional Survey Area
- Stream
- Wetland
- NBSW



**Figure 3A: State and Federal Waters Map
(Aerial)**

Friendship Sewer Line
Hall County

0 250 500 1,000

Feet

Source: ESRI Aerial Imagery

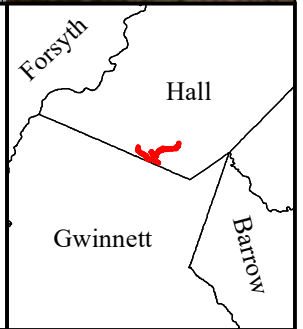
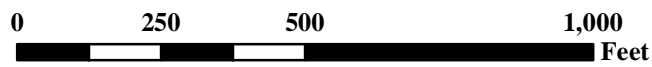


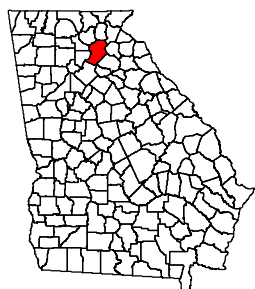
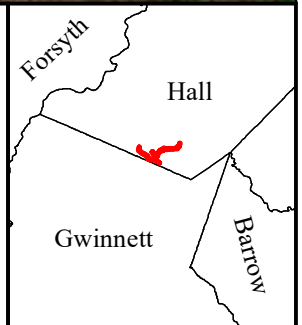


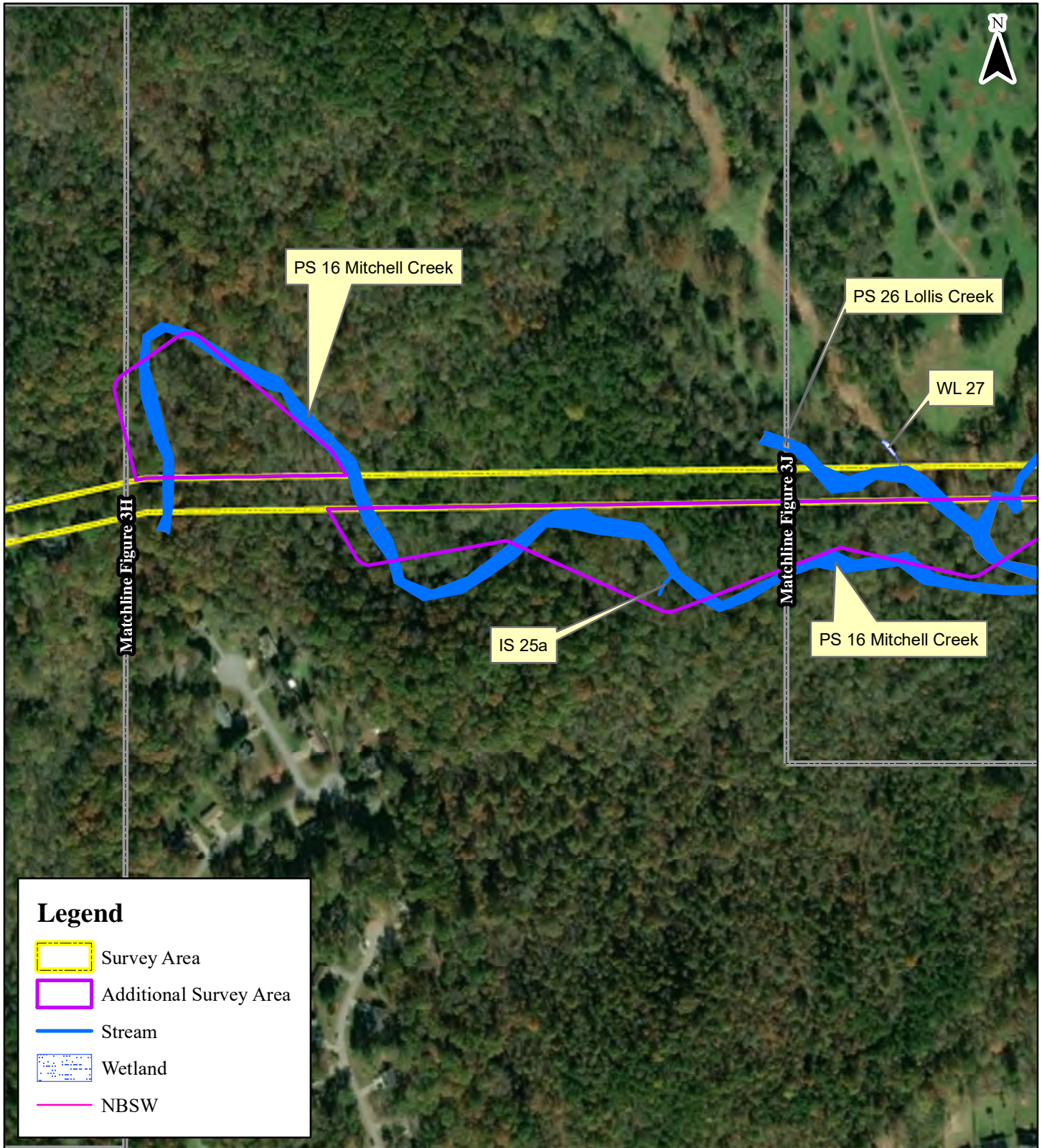
Figure 3D: State and Federal Waters Map (Aerial)

Friendship Sewer Line
Hall County








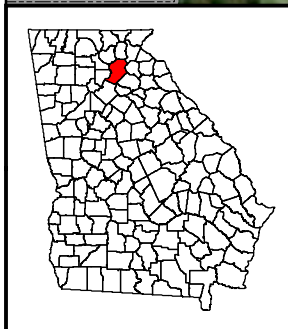
Source: ESRI Aerial Imagery





Legend

-  Survey Area
-  Additional Survey Area
-  Stream
-  Wetland
-  NBSW

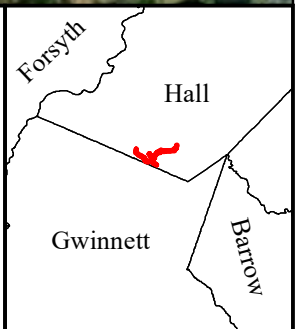


**Figure 3I: State and Federal Waters Map
(Aerial)**

Friendship Sewer Line
Hall County

0 250 500 1,000
Feet

Source: ESRI Aerial Imagery



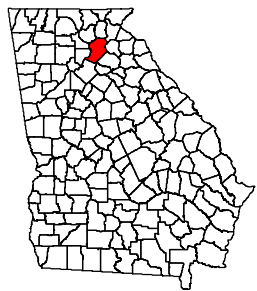
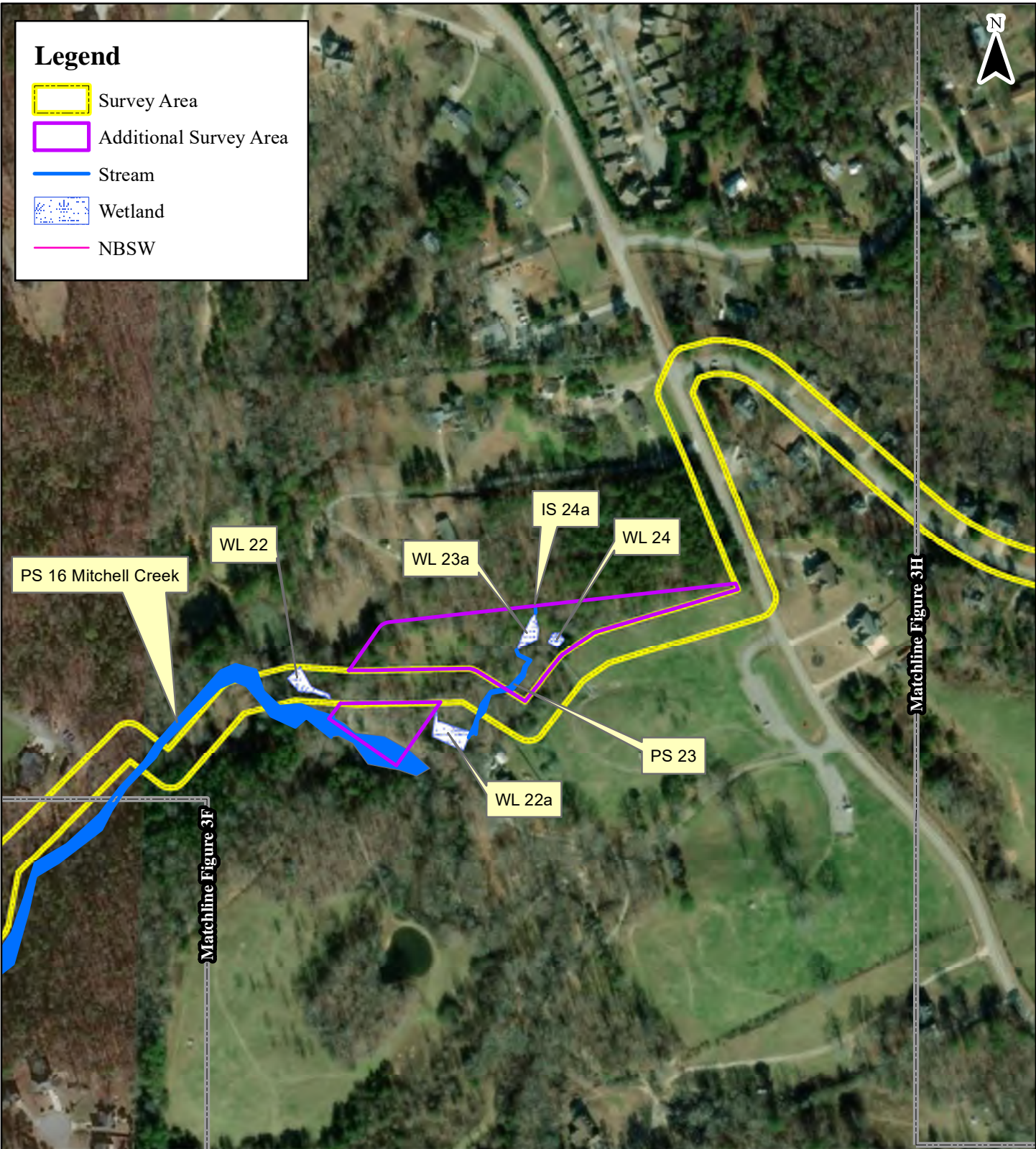
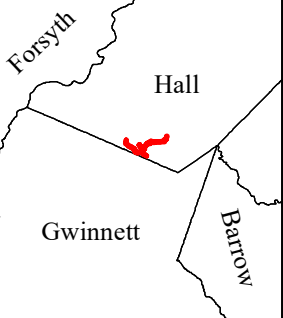


Figure 3G: State and Federal Waters Map (Aerial)

Friendship Sewer Line
Hall County



Source: ESRI Aerial Imagery



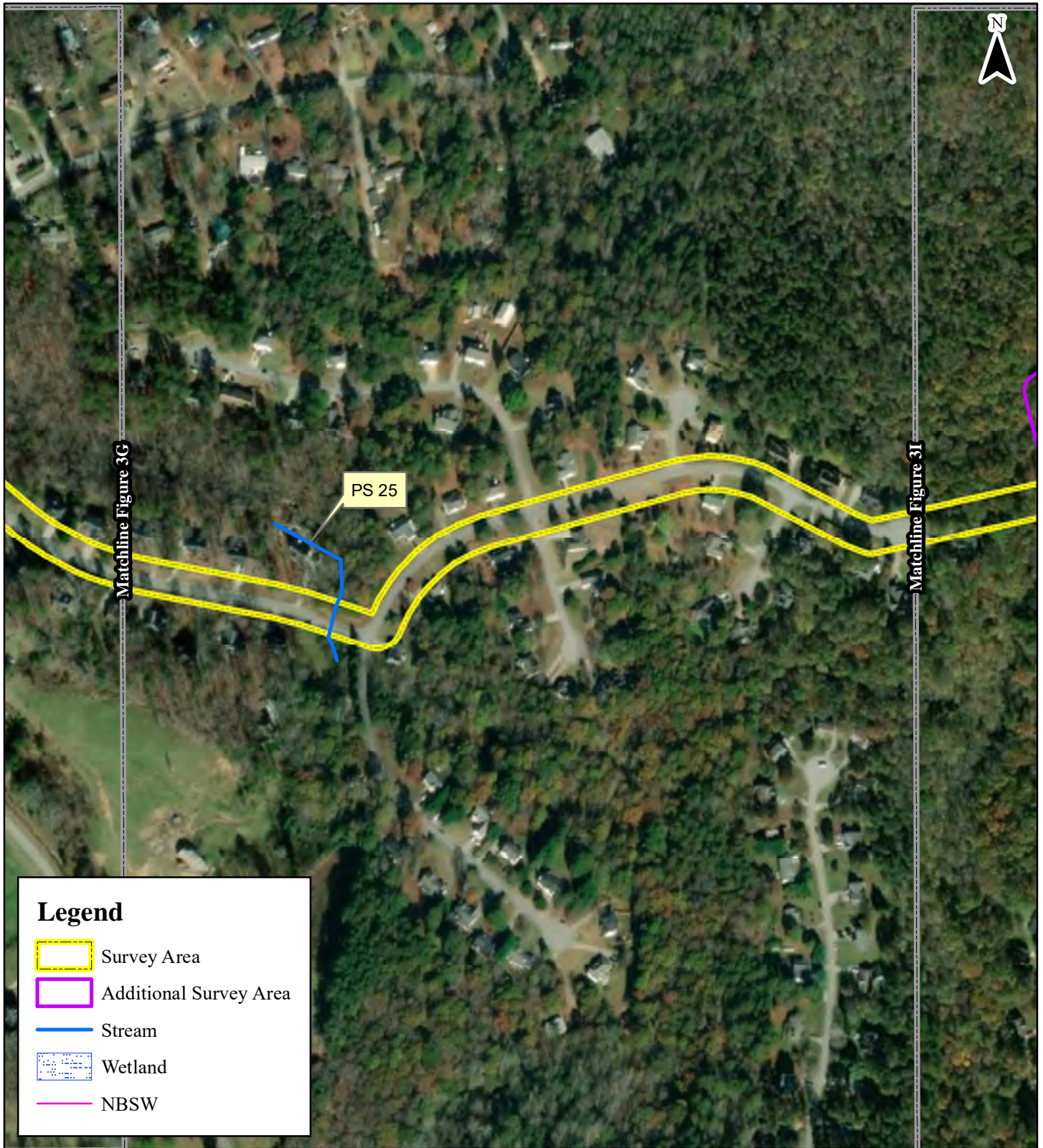
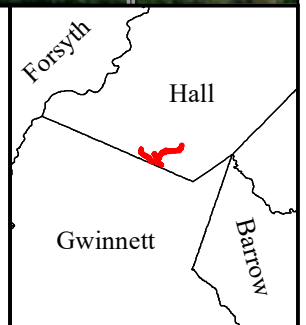
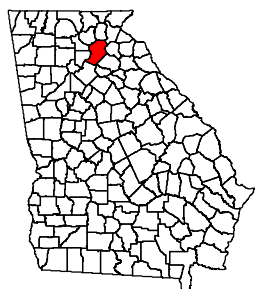


Figure 3H: State and Federal Waters Map (Aerial)

Friendship Sewer Line
Hall County



Source: ESRI Aerial Imagery



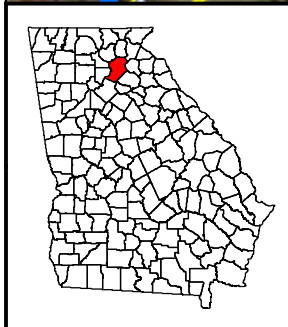
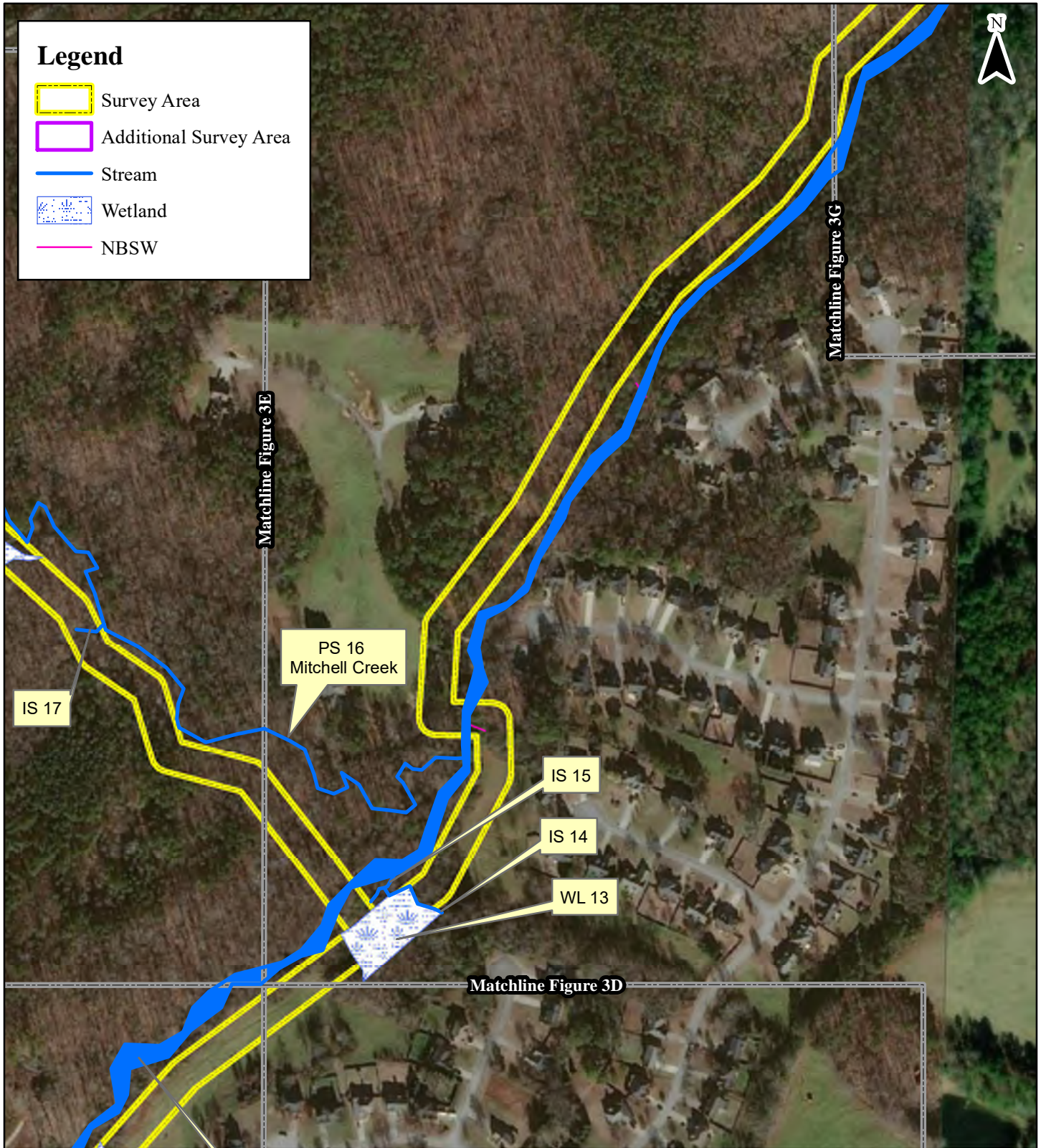
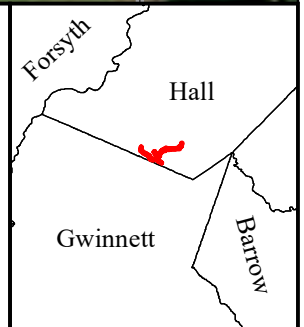


Figure 3F: State and Federal Waters Map (Aerial)

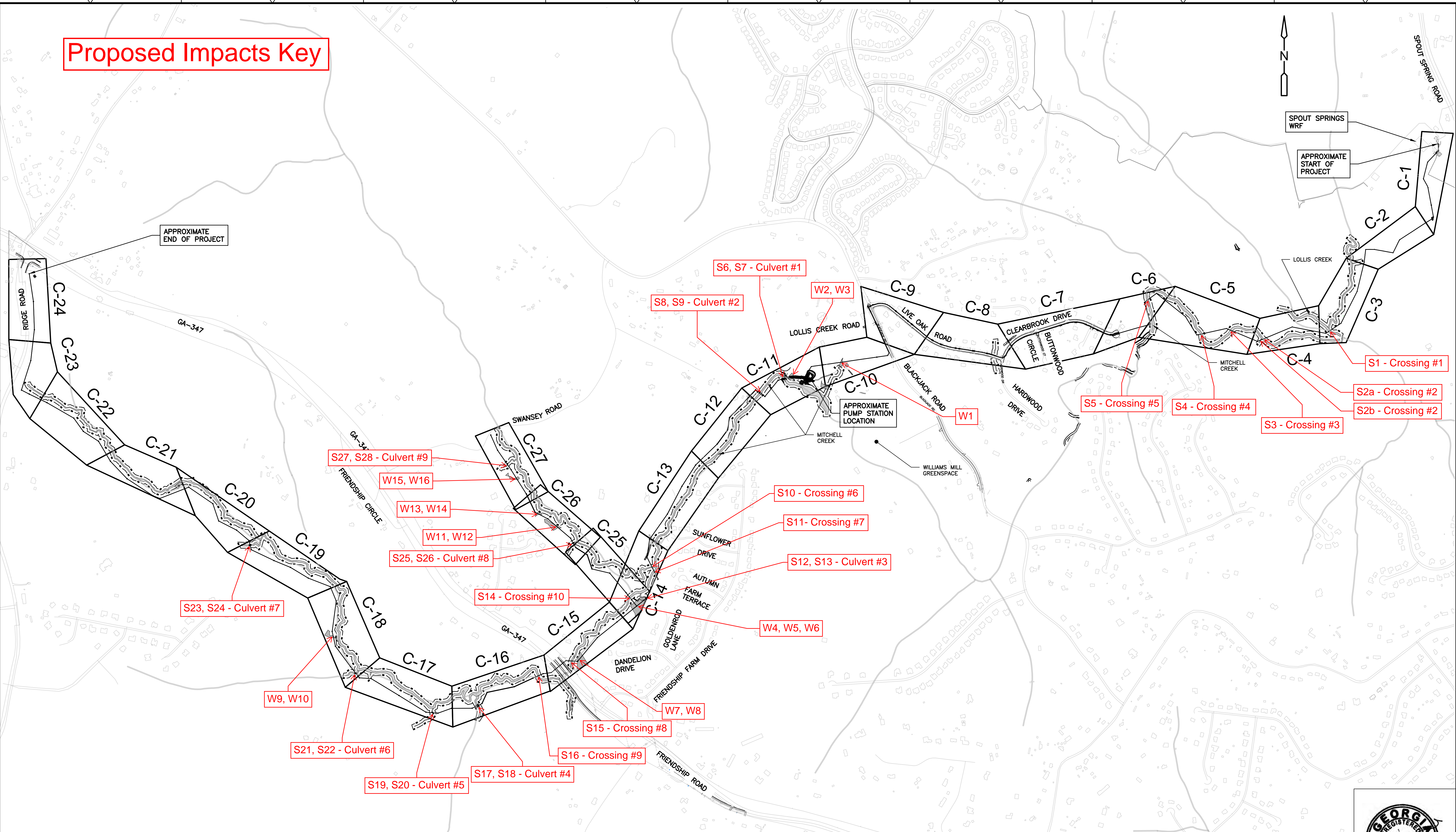
Friendship Sewer Line
Hall County



Source: ESRI Aerial Imagery



Proposed Impacts Key



KEY PLAN
1" = 520'

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REV. NO.	DATE	DRWN	CHKD	REMARKS

DESIGNED BY: R. KEEFE
 DRAWN BY: J. CABRERA
 SHEET CHK'D BY: M. SMITH
 CROSS CHK'D BY: R. KEEFE
 APPROVED BY: R. KISLIVE
 DATE: SEPTEMBER 2021

CDM Smith
 3200 Windy Hill Road, Suite 210 West
 Atlanta, GA 30339
 Tel: (404) 720-1400
 GA COA No. PEF000106 EXPIRATION DATE: 06/30/2022

DEPARTMENT OF PUBLIC WORKS AND UTILITIES
 HALL COUNTY, GEORGIA
FRIENDSHIP ROAD CORRIDOR SEWER EXTENSION

KEY PLAN
 PROJECT NO. 6264-114779
 FILE NAME: G005KMAP.DWG
 SHEET NO.
G-5

