



Public Notice

U.S. Army Corps
of Engineers
Tulsa District

Reply To:

U.S. Army Corps of Engineers
ATTN: Regulatory Office
2488 East 81st Street
Tulsa, Oklahoma 74137-4290

SWT-2016-125
Public Notice No.

February 17, 2022
Public Notice Date

March 3, 2022
Expiration Date

PURPOSE

The purpose of this public notice is to inform you of a proposal for work in which you might be interested and to solicit your comments and information to better enable us to make a reasonable decision on factors affecting the public interest.

SECTION 10

The U.S. Army Corps of Engineers is directed by Congress through Section 10 of the Rivers and Harbors Act of 1899 (33 U.S.C. 403) to regulate all work or structures in or affecting the course, condition, or capacity of navigable waters of the United States. The intent of this law is to protect the navigable capacity of waters important to interstate commerce.

SECTION 404

The U.S. Army Corps of Engineers is directed by Congress through Section 404 of the Clean Water Act (33 U.S.C. 1344) to regulate the discharges of dredged and fill material into all waters of the United States. These waters include lakes, rivers, streams, mudflats, sandflats, sloughs, wet meadows, natural ponds, and wetlands adjacent to other waters. The intent of the law is to protect these waters from the indiscriminate discharge of material capable of causing pollution and to restore and maintain their chemical, physical, and biological integrity.

NOTICE TO PUBLISHERS

This public notice has been provided as a public service and may be reprinted at your discretion. However, any cost incurred as a result of reprinting or further distribution shall not be a basis for claim against the Government.



DEPARTMENT OF THE ARMY
CORPS OF ENGINEERS, TULSA DISTRICT
2488 EAST 81ST STREET
TULSA, OKLAHOMA 74137-4290

Application No. SWT-2016-125

JOINT PUBLIC NOTICE
U.S. ARMY CORPS OF ENGINEERS
AND
OKLAHOMA DEPARTMENT OF ENVIRONMENTAL QUALITY (ODEQ)
(15-DAY COMMENT PERIOD)

Interested parties are hereby notified that the District Engineer (DE) has received an application for a Department of the Army (DA) permit and water quality certification pursuant to Sections 404 and 401 of the Clean Water Act (CWA). The ODEQ hereby incorporates this public notice and procedure as its own public notice and procedure by reference thereto. This notice pertains to a previously authorized, recently expired permit.

Applicant: Mr. Lane Whitehouse
Creek County Commissioner, District 3
620 Industrial Road
Bristow, OK 74010

Agent: Mr. Geoff Canty
CC Environmental
3533 National Drive
PO Box 1292
Norman, OK 73069

Location: The proposed project is in the South 1/2 of Section 13, Township 14 North, Range 8 East, Creek County, Oklahoma. The project site can be found on the Gypsy, Oklahoma 7.5 Minute USGS Quadrangle map at North Latitude 35.683835 and West Longitude -96.414763.

History: Creek County requested an extension for the authorized project on SWT-2016-125 (Oklahoma Department of Transportation Job Piece 28681(04)) on February 7, 2022. The project expired on November 30, 2021. Creek County notified the Corps that the project was delayed because of state budgetary constraints and the project lets in March 2022 and construction is expected to begin by July 2022. The Corps required the purchase of 21.6 wetland credits for this proposal via the approved mitigation plan. On April 16, 2019, Creek County verified that they purchased the required 21.6 wetland credits.

Project Description: The application is for the placement of dredged or fill material to construct a new road with bridge abutments, riprap, and concrete piers for a new bridge. Since the original authorization of this project, no changes have been made to the design and no relevant changes in the site conditions have occurred. Hence, the comment period on this public notice is reduced to 15-day.

Purpose: The overall purpose of this work is to replace a structurally deficient bridge to maintain safe and reliable traffic along this segment of county road on NS 370 (South 369th West Avenue). The project is not a water dependent activity.

Summary Table of Impacts:

Original Proposal					
Number or Location	Impact Activity	Type of Water	Type of Fill Material	Qty of Material cys below OHWM	Footprint (ac and/or lf)
Wetland 1	Roadway	Forested Wetlands	Earthen Material	See Road Quantities	0.17 acre
Left descending bank	Abutments/ Bank Stabilization	Riverine	18-inch riprap and bedding	1,694 CY	100 lf
Bridge "A" 2-115 feet, 4-100 feet, and 5-48-inch Diameter Piers	P.C. Beam Span Bridge	Riverine	Concrete and Steel	603 CY	0.005 acre 635.22 lf
Right descending bank	Abutments/ Bank stabilization	Riverine	18-inch riprap and bedding	1,694 CY	100 lf
Wetland 2 113+42 to 130+00	Roadway	Forested Wetland	Earthen Material	See Road Quantities	2.73 acres
Stream B Stream "3" 36"X101'	Reinforced Concrete Pipe	Intermittent Stream	Concrete and Steel	See Road Quantities	0.13 acre 143 lf
Stream C Stream "6" 36"X104'	Reinforced Concrete Pipe	Intermittent Stream	Concrete and Steel	See Road Quantities	0.05 acre 116 lf
Unclassified Borrow - Road Quantities	Roadway	Forested Wetland/ Streams	Earthen Material	58,847 CY	2,365 lf
Road Quantities	Roadway	Forested Wetlands/ Streams	6-inch Aggregate Type A	1,340 CY	2,365 lf
cubic yards (cys), ordinary high water mark (OHWM), acre (ac), linear feet (lf)					

Description of Work: The applicant proposes the placement of dredge for fill material into jurisdictional waters and adjacent wetlands using 58,847 cubic yards (CY) of earthen materials, 1,340 CY for 6-inch aggregate Type A, and 3,388 CY of 18-inch riprap for bank stabilization for abutments and the road base. The total project length is approximately 2,365 linear feet. The new road would impact two wetland areas that total 2.90 acres and two stream channels with reinforced concrete pipes for 0.18 acre (259 linear feet). The applicant also proposes to construct a new P.C. Beam Span bridge that consist of two -115 feet sections and four - 100 feet sections with five 48-inch diameter piers using for concrete and steel that total 0.005 acre.

Avoidance and Minimization Information: The applicant provided the following statement with regard to how avoidance and minimization of impacts to aquatic resources was incorporated into the project plan:

The applicant minimized impact by adding piers within the adjacent wetlands of the Deep Fork River and avoided additional fill material.

Government Authorizations obtained or received: The Corps has not reviewed any copies of other required permits.

Project Setting: This project is located within the Oklahoma Ecoregion of Cross Timber Transition, which is part of the Central Great Plains geomorphic province. The Transition is characterized by a series of grasslands and prairies. The stream channel and forested wetlands are located in the floodplain of the Deep Fork River.

Existing Condition: The project is rural, undeveloped land and the existing county road is an unpaved road surface with gravel road. The land is comprised mostly of riparian forest in the uplands. The riverine stream channel is a jurisdictional water of the United States and flows adjacent the property.

Cultural Resources: The DE is responsible to ensure compliance with the National Historic Preservation Act of 1966 (NHPA) (Public Law 89-665), as amended, and other cultural resources laws and Executive Orders. Oklahoma Department of Transportation has completed a review of the state's records has been completed for the presence of sites included in, or eligible for, inclusion in the National Register of Historic Places, as well as the Oklahoma Landmark Inventory Database. There are no known historic properties, as defined by the NHPA, in or within the vicinity of the proposed permit area. The State Historic Preservation Office File (#0964-14) provided on April 4, 2014, to the Oklahoma Department of Transportation demonstrated that there are no historic properties affected by the project.

Threatened and Endangered Species: The following federally listed species are known to occur in the vicinity or are listed for the county in which the proposed action is located: Least Tern (*Sterna antillarum*), Piping Plover (*Charadrius melodus*), Red Knot (*Calidris canutus rufa*), and American Burying Beetle (*Nicrophorus americanus*). A copy of this notice is being furnished to the U.S. Fish and Wildlife Service and appropriate state agencies. A copy of this notice is being furnished to the U.S. Fish and Wildlife Service and appropriate state agencies.

Oklahoma Department of the Transportation coordinated with the U.S. Fish and Wildlife Service on September 12, 2014, and the IPAC consultation number from that time period is 02EKOK00-2014-SLI-1375. A preliminary determination is that the proposed activity will not affect listed threatened or endangered species or their critical habitat.

Evaluation Factors: The decision whether to issue a permit will be based on an evaluation of the probable impacts, including cumulative impacts of the proposed activity and its intended use 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: conservation, economics, aesthetics, general environmental concerns, wetlands, historic properties, fish and wildlife values, flood hazards, floodplain values, 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 ownerships, and, in general, the needs and welfare of the people. A permit will be denied if the discharge does not comply with the Environmental Protection Agency's 404(b)(1) Guidelines. Subject to the 404(b)(1) Guidelines and any other applicable guidelines or criteria, a permit will be granted unless the DE determines that it would be contrary to the public interest.

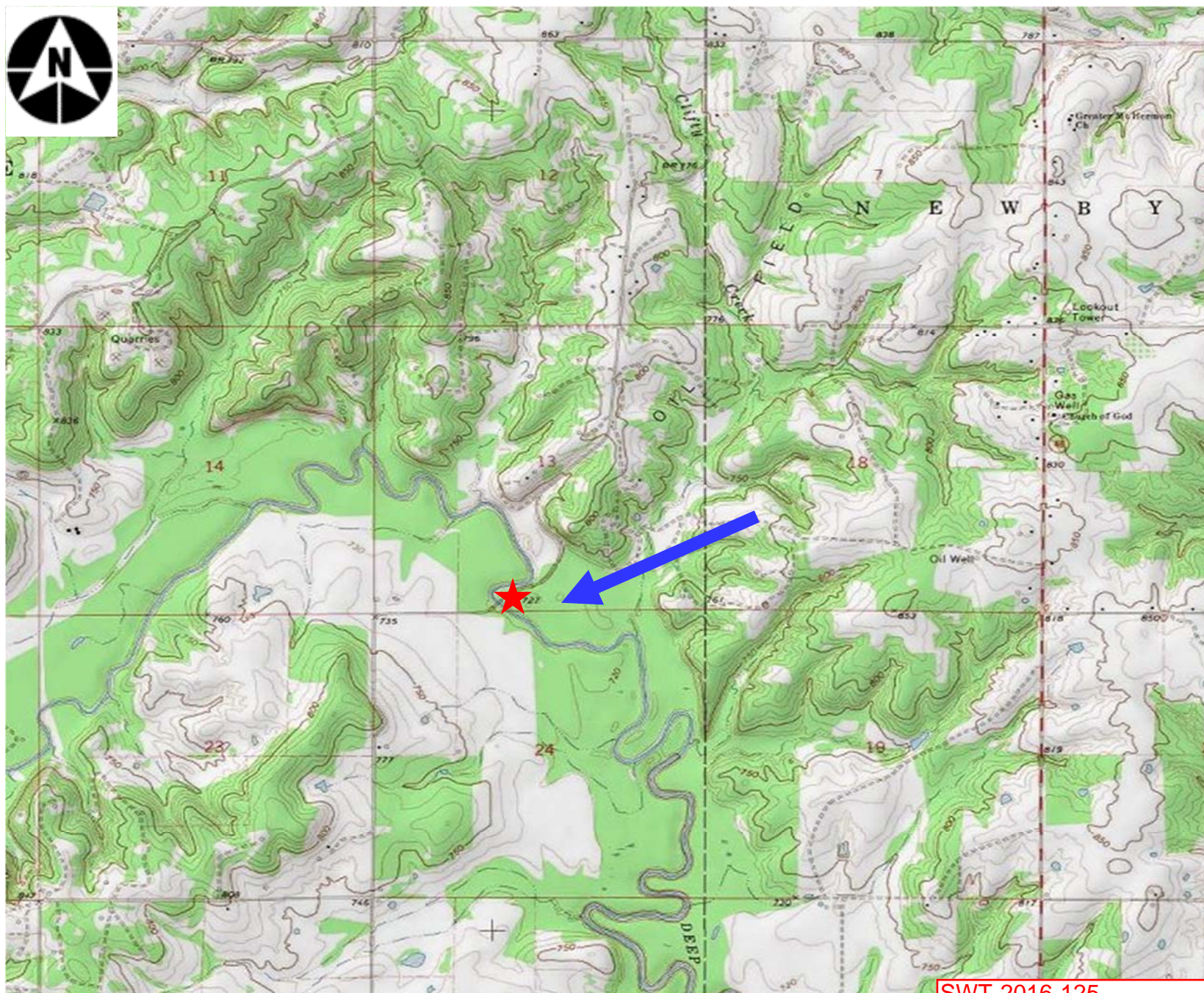
Plans and Data: Plans showing the location of the proposed activity and other data are enclosed with this notice. If additional information is desired, it may be obtained from Mr. Marcus Ware, Tulsa District Corps of Engineers, ATTN: Regulatory Office, 2488 East 81st Street, Tulsa, OK 74137; or telephone 918-669-7400.

Comments: In order to consider and evaluate the impacts of this proposed activity the Corps is soliciting comments from the public, federal, state, and local agencies and officials, floodplain administrators, state historic preservation officers, Indian tribes, and other interested parties. Comments concerning the issuance of this permit should be received by the DE no later than the expiration date of this public notice. You may submit comments to mailing address Tulsa District Corps of Engineers, ATTN: Regulatory Office, 2488 East 81st Street, Tulsa, OK 74137; or email CESWT-RO@usace.army.mil, please include the public notice number SWT-2016-125 in the subject line of the message.

Comments concerning water quality impacts will be forwarded to ODEQ for consideration in issuing a Section 401 Water Quality Certification for the proposed project. Work may **not** commence until decisions have been made on both Sections 401 and 404.

Andrew R. Commer
Chief, Regulatory Office

Enclosures



SWT-2016-125
Bridge Construction Project
Job Piece 28681(04)
Deep Fork River
Creek County, Oklahoma
Enclosure 1 of 9

HORIZONTAL DATUM
 OKLAHOMA NORTH ZONE (35011) NAD 83.
 SPRINGS ARE BASED ON STATE PLANE
 NAD, AND ARE NOT ASTRONOMIC.
VERTICAL DATUM
 NAVD 1988
STO SCALE FACTOR

		<u>D3706</u>
AADT 2015	=	100
AADT 2035	=	181
V	=	45 MPH
FLEX ESALS	=	0.2 M

STATE OF OKLAHOMA
DEPARTMENT OF TRANSPORTATION

PLAN OF PROPOSED
COUNTY BRIDGE
STATE AID PROJECT NO. CIRB-219DCXXDRB
BRIDGE AND APPROACH PLANS FOR
CREEK COUNTY

STATE JOB NO. 28681(0-0)

BRIDGE	250	-	LOCATION	NO.	19N3704R0910009	EXISTING	NBI	NO.	01651
			LATITUDE	N35° 41' 00"	LONGITUDE	W96° 24' 59"			
BRIDGE	251	-	LOCATION	NO.	19N3705R0910009	EXISTING	NBI	NO.	05182
			LATITUDE	N35° 41' 08"	LONGITUDE	W96° 24' 48"			
BRIDGE	252	-	LOCATION	NO.	19N3705R0910007	EXISTING	NBI	NO.	05155
			LATITUDE	N35° 41' 05"	LONGITUDE	W96° 24' 49"			
BRIDGE	"A"		LOCATION	NO.	XXXXXXXXXXXX	NEW	NBI	NO.	XXXXXX
			LATITUDE	N35° 41' 00"	LONGITUDE	W96° 24' 59"			

(C) 2004 DEPARTMENT OF TRANSPORTATION


PROPOSED
R/W
April 2015

INDEX OF SHEETS

1	TITLE SHEET
2	TYPICAL SECTIONS
3	SUMMARY OF PAY QUANTITIES & NOTES - ROADWAY
4	SUMMARY OF PAY QUANTITIES & NOTES - BRIDGE
5	STORM WATER MANAGEMENT PLAN
6	ALIGNMENT DATA SHEET
7-12	PLAN AND PROFILE SHEETS
13-14	GENERAL PLAN AND ELEVATION
X1-X18	CROSS SECTIONS

THE FOLLOWING COOT STANDARD
DRAWINGS ARE REQUIRED

BRIDGE	ROADWAY	TRAFFIC	TRAFFIC MAINT.
CB32-C-SK30-ABUT-PC4-1-01E	CE45-3-1	DUI-1-00	GET-2-00
CB32-C-SK30-ABUT-PC4-2-02E	DC-2-2	DUI-2-00	GRH1-1-00
CB32-C-SK30-XSECT-PC234-01E	FMTW-5-0	GRH1-1-00	GRH2-1-00
CB32-C-SK30-XSECT-PCB-01E	FMTGP-3-0	GRH2-1-00	
CB32-C-SK30-KSLE-1-01E	FFI-3-2	GMS1-1-00	
CB32-C-SK30-KSLE-2-01E	LECS-4-1	PM3-1-02	
CB32-C-SK30-KSLE-BL1ST-01E	PCS-4-0	RSD1-1-00	
CB32-C-SK30-OIA-END-PC234-01E	PSE-1-0	SES1-1-00	
CB32-C-SK30-SPR-GUAN-PCB-1-01E	PUD-3-2	SSB2-1-00	
CB32-C-SK30-SPR-GUAN-PCB-2-01E	RD1-3-1	SSB2-1-00	
CB32-C-SK0...30-OIA-INT-PCB-01E	RWF-2-1	SPA1-1-00	
CB32-C-SK0...30-BRG-PC4-01E	SFB-1-3	SAI-1-00	
CB26...32-C-SK30-WING-PC4-01E	SP1-4-0	SSP1-2-00	
CB26...32-C-1-SK0...30-PCB-D7L-1-01E	SSS-1-1	TC11-1-01	
CB26...32-C-1-SK0...30-PCB-D7L-2-01E	TSC-2-3-1	TC12-1-00	
CB32-C-SK0...30-PCB-1V1-00-01E	TSD-2-0	TC54-1-01	
CB32-C-SK0...30-PCB-1V1-15-01E		TC55-1-00	
HP1-2-00E		TC57-1-02	
TK3-2-00E		TC58-1-00	
		TC59-1-01	
		TC10-1-00	
		TC11-1-01	
		TC12-1-00	
		TC13-1-00	
		TC14-1-00	
		TC15-1-00	
		TH1-1-00	

SCALES  1" = 20'
 PLAN 1" = 20'
 PROFILE HOR. 1" = 20'
 VER. 1" = 10'
 LAYOUT MAP 1" = 5,280'

CONVENTIONAL SYMBOLS

 PROPOSED ROAD

 PATHOLOGY

 NAME & TOWNSHIP

 SECTION LINE

 QUARTER SECTION LINE

 FEET

 GROSS LINE

 EASTING ROADS

 RAIL LINE

 GAGE LINE

 TELEGRAPH & TELEGRAPH

 POWER LINE

 BURIED

 DRAINAGE

 SHADED TRACT LINE - IN LINE

 SHADED TRACT LINE - OFF

 HIGHWAY - POWER LINE - EXISTING

 HIGHWAY - POWER LINE - OFF

 CONTINUED ROADS

 DRAINAGE

 EXISTING CENTER LINE

 EXISTING GATEWAY ROADS

 EXISTING GAGE LINE

 EXISTING RAIL LINE

 EXISTING TELEGRAPH & TELEGRAPH

```
STA. 130+00.00  
END PROJECT  
  
BRIDGE "A"  
BEGIN STA. 107+07.39  
END STA. 113+42.61  
LENGTH = 635'-2 5/8"  
  
STA. 100+00.00  
BEGIN PROJECT
```

CREEK COUNTY

DIVISION

LOCATION MAP

ROADWAY LENGTH _____ 2364.78 FT. 0.447 MI.
BRIDGE LENGTH _____ 635.22 FT. 0.120 MI.
PROJECT LENGTH _____ 0.567 MI.

EQUATIONS: NONE
EXCEPTIONS: NONE

2009 OKLAHOMA STANDARD SPECIFICATIONS FOR HIGHWAY CONSTRUCTION - ENGLISH
GOVERN, APPROVED BY THE U.S. DEPARTMENT OF TRANSPORTATION, FEDERAL HIGHWAY
ADMINISTRATION, JANUARY 4, 2010.

NICHOLLS CONSULTING, PLLC
 CERTIFICATE OF AUTHORIZATION NO. 3721
 EXPIRATION DATE: JUNE 30, 2015

THIS
DOCUMENT IS
PRELIMINARY IN
NATURE AND
IS NOT A
FINAL SIGNED
AND SEALED
DOCUMENT

MICHAEL B. SIMMONS, P.E. NO. 24576
(THIS SEAL COVERS SHEETS IX-XX)

Certificate of Authorization
No. 1127
Renewal Date: June 30, 2011

THIS DOCUMENT IS
PRELIMINARY IN
NATURE AND
IS NOT A
FINAL SIGNED
AND SEALED
DOCUMENT

R. AARON PECK, P.E. NO. 23088
(THIS SEAL COVERS SHEETS IX-XX)

FLORIDA
DEPARTMENT OF TRANSPORTATIONDEPARTMENT OF TRANSPORTATION
FEDERAL HIGHWAY ADMINISTRATION

DATE APPROVED _____

DATE APPROVED _____

BY BY

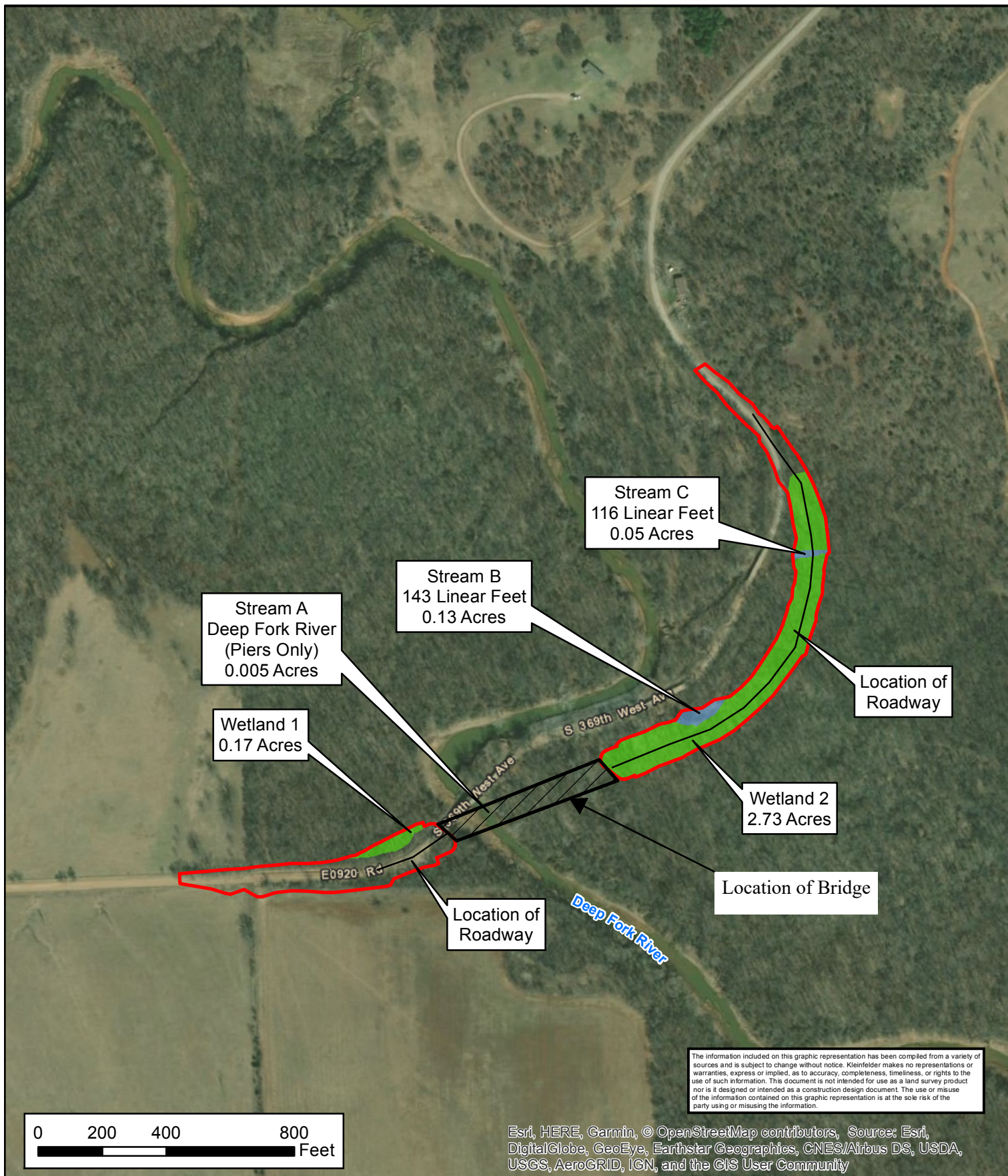
PROJECT NO. C186-219D-XXXX-S

SHEET NO. 1

CREEK COUNTY

BR. 250 OVER THE DEEP FORK OF THE CANADIAN RIVER

SWT-2016-125
Bridge Construction Project
Job Piece 28681(04)
Deep Fork River
Creek County, Oklahoma
Enclosure 2 of 9



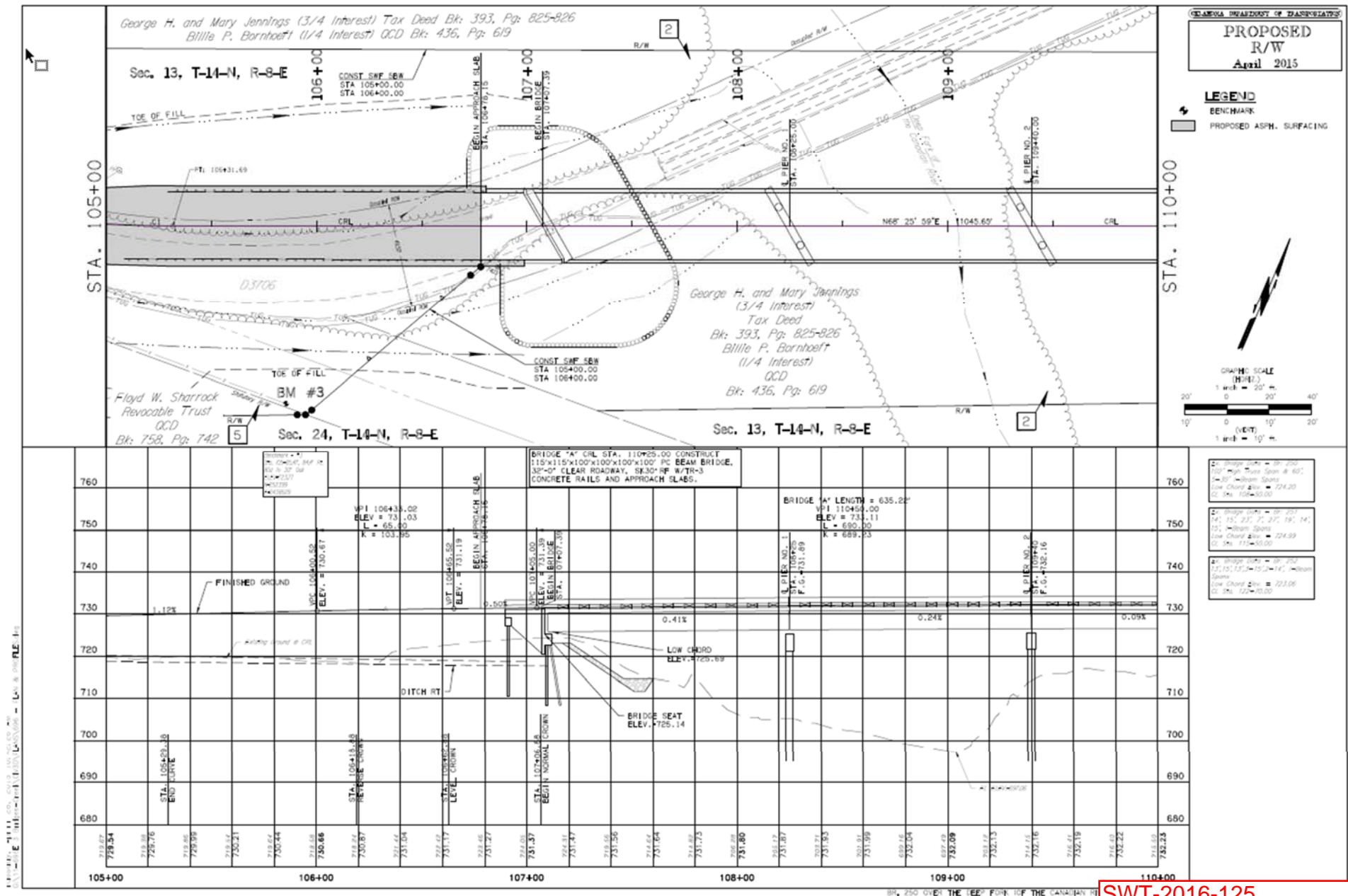
Legend

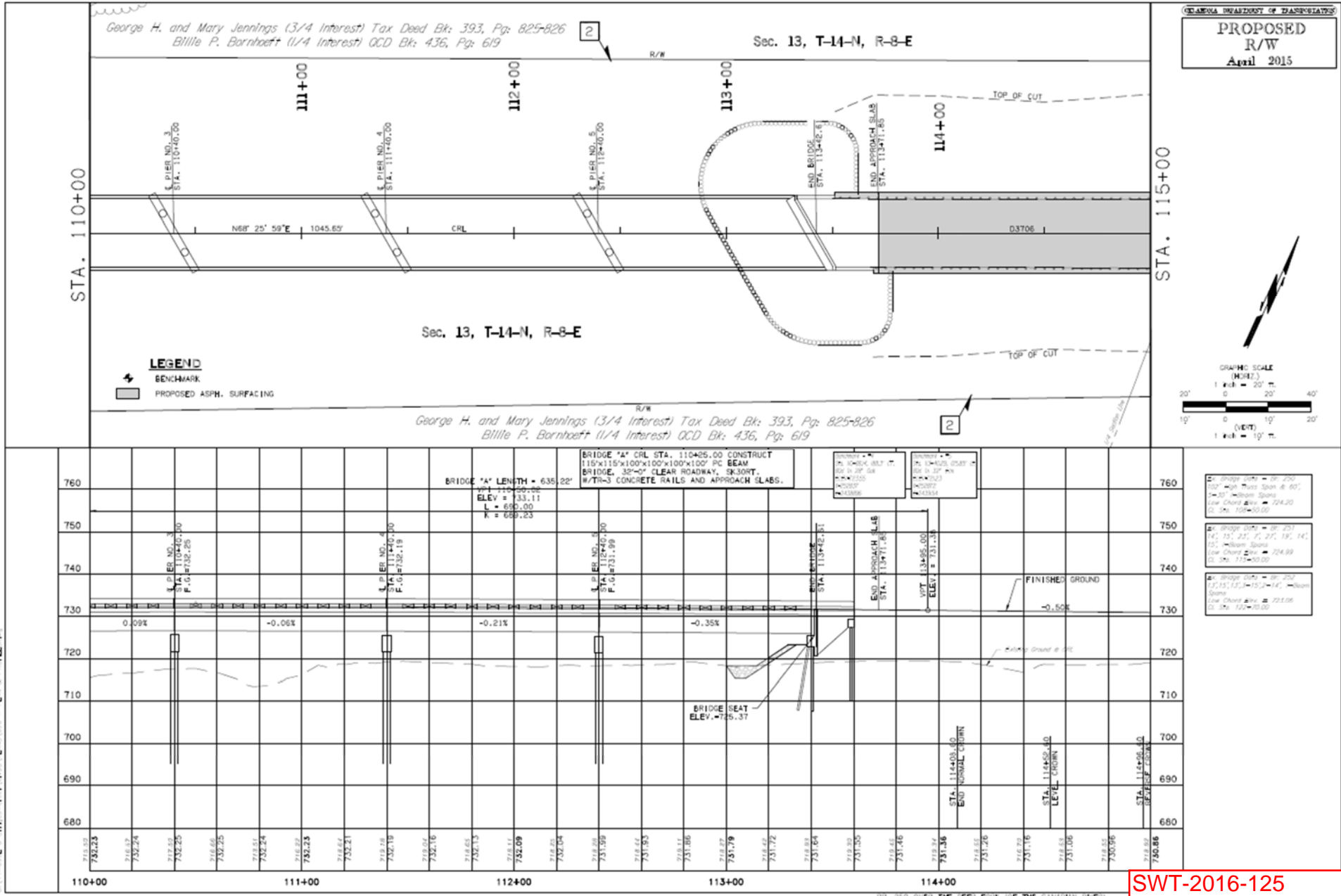
- Project Footprint
- Stream
- Bridge
- Wetland



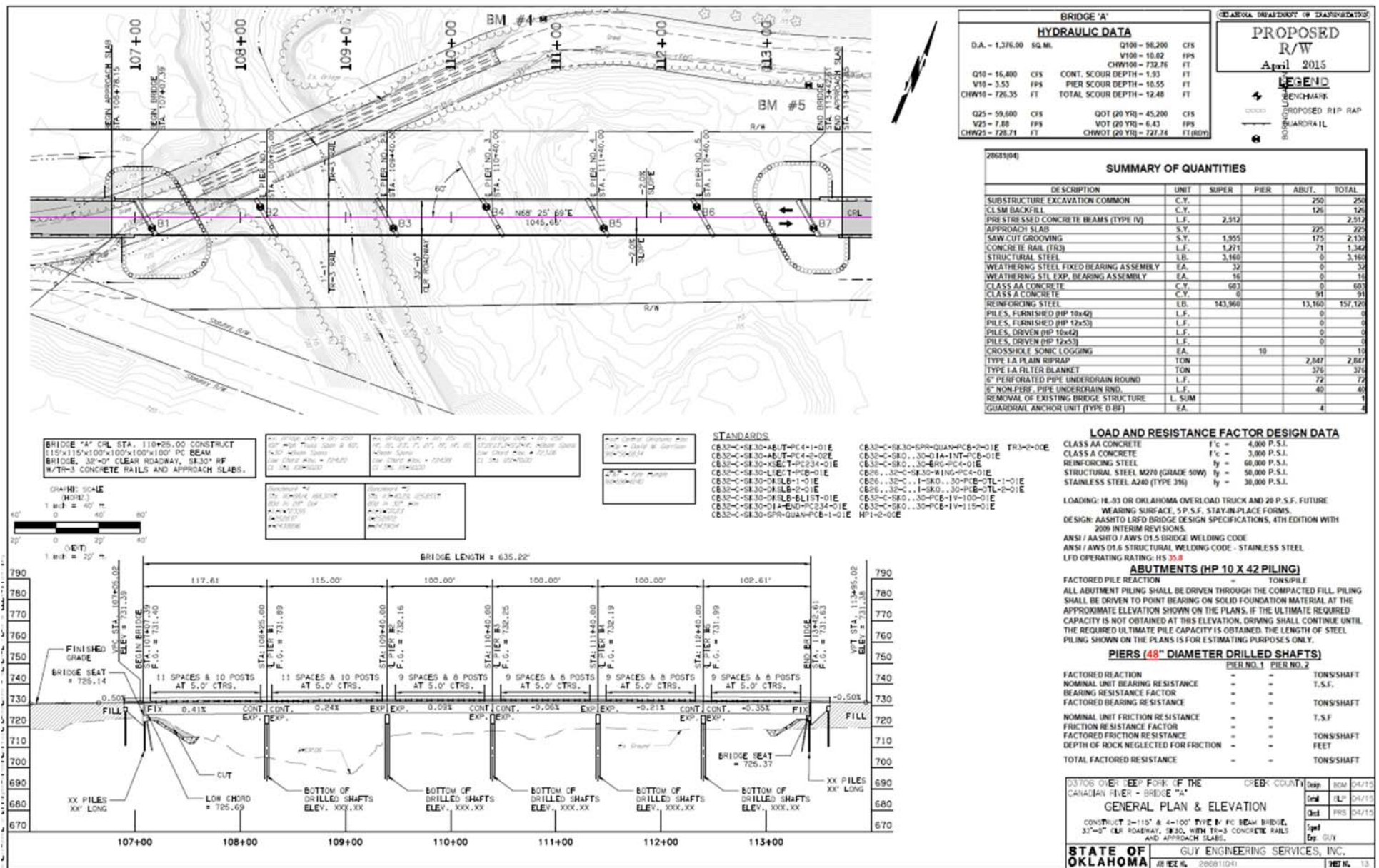
PROJECT NO.	20181595
DRAWN:	7/20/2018
DRAWN BY:	A.Leonard
CHECKED BY:	B.Neece
FILE NAME:	Fig3_impacts.mxd

SWT-2016-125
Bridge Construction Project
Job Piece 28681(04)
Deep Fork River
Creek County, Oklahoma
Enclosure 3 of 9

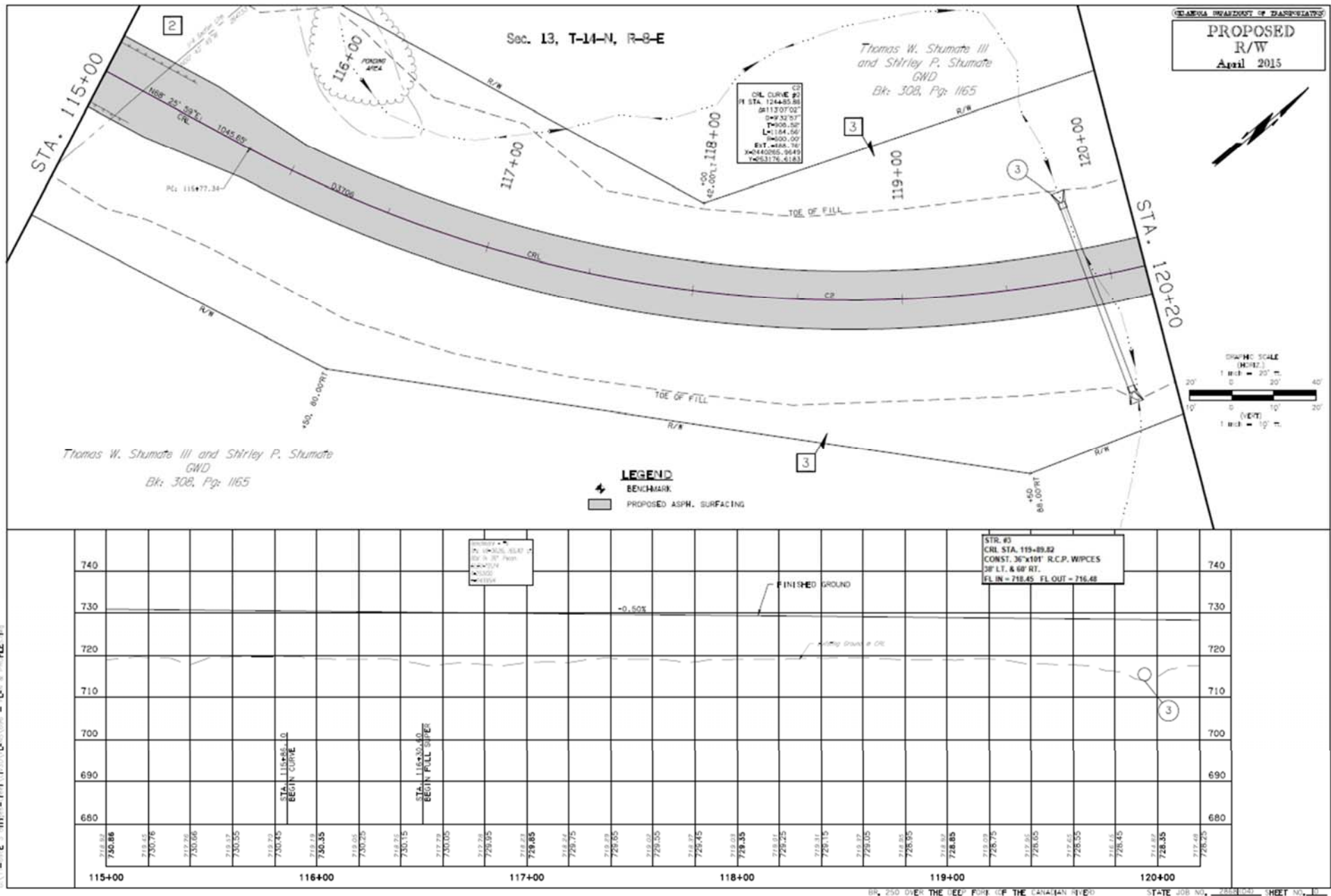




SWT-2016-125
 Bridge Construction
 Project
 Job Piece 28681(04)
 Deep Fork River
 Creek County, Oklahoma
 Enclosure 5 of 9



SWT-2016-125
Bridge Construction Project
Job Piece 28681(04)
Deep Fork River
Creek County, Oklahoma
Enclosure 6 of 9



SWT-2016-125
Bridge Construction Project
Job Piece 28681(04)
Deep Fork River
Creek County, Oklahoma
Enclosure 7 of 9

