



DEPARTMENT OF THE ARMY  
NEW YORK DISTRICT, CORPS OF ENGINEERS  
JACOB K. JAVITS FEDERAL BUILDING  
NEW YORK, N.Y. 10278-0090

August 27 2003

REPLY TO  
ATTENTION OF:

Eastern Permits Section

SUBJECT: Application Number 2003-00471-J by New Jersey  
Department of Transportation

Mr. Victor Mottola  
Project Manager, Division of Project Management  
State Of New Jersey  
Department of Transportation  
P.O. Box 600  
Trenton, NJ 08625-0600

Dear Mr Mottola

On April 25, 2003, the New York District Corps of Engineers received a request for Department of the Army authorization for activities related to road improvement project for U.S. Route 1 & 9, section 1K and 3M and construction of a new bridge over the Rahway River at a location approximately 300 feet east (downstream) of the existing Route 1 & 9 bridge in the Cities of Rahway and Linden in Union County and Woodbridge Township in Middlesex County, New Jersey. The total acreage loss of waters of the US (both tidal and non-tidal) for the entire project is 0.317 acres.

Based on the information submitted to this office, and accomplishment of notification in accordance with the applicable federal requirements, our review of the project indicates that an individual permit is not required. It appears that the activities within the jurisdiction of this office could be accomplished under Department of the Army Nationwide General Permit Numbers 13, 14 and 25. The nationwide permits are prescribed as an Issuance of Nationwide Permits in the Federal Register dated January 15, 2002 (67 FR 2020). The work may be performed without further authorization from this office provided the activity complies with the permit conditions listed in Section B, Nos. 13, 14 and 25, Section C, any applicable New York District regional conditions, the following special condition, and any applicable regional conditions added by the State of New Jersey, copies enclosed.

### Special Condition

(A) The permittee understands and agrees that, if future operations by the United States require the removal, relocation, or other alteration, of the structure or work herein authorized, or if, in the opinion of the Secretary of the Army or his authorized representative, said structure or work shall cause unreasonable obstruction to the free navigation of the navigable waters, the permittee will be required, upon due notice from the Corps of Engineers, to remove, relocate, or alter the structural work or obstructions caused thereby, without expense to the United States. No claim shall be made against the United States on account of any such removal or alteration.

(B) Prior to initiation of any activity authorized by this permit, the permittee shall finalize the Memorandum of Agreement with the State Historic Preservation Officer. Upon completion, the permittee shall forward a copy of the above referenced agreement to the New York District and shall not commence work until such time that they are informed by the New York District, Corps of Engineers that the requirement of Section 106 of the National Historic Preservation Act have been satisfied.

This determination covers only the work described in the submitted material. Any major changes in the project may require additional authorizations from the New York District.


Care should be taken so that construction materials, including debris, do not enter any waterway to become drift or pollution hazards. You are to contact the appropriate state and local government officials to ensure that the subject work is performed in compliance with their requirements.

This verification is valid for a period of two years from the date of this letter, unless the nationwide permit is modified, suspended or revoked. This verification will remain valid for two years from the date of this letter if the activity complies with the terms of any subsequent modifications of the nationwide permit authorization. If the nationwide permits are suspended, revoked, or modified in such a way that the activity would no longer comply with the terms and conditions of a nationwide permit, and the proposed activity has commenced, or is under contract to commence, the permittee shall have 12 months from the date of such action to complete the activity.

Within 30 days of the completion of the activity authorized by this permit and any mitigation required by this permit, you are to sign and submit the attached compliance certification form to this office.

If any questions should arise concerning this matter, please contact Sophie Ettinger, of my staff, at (212) 264-3912.

Sincerely,

  
FOIA Richard L. Tomer  
Chief, Regulatory Branch

Enclosures



**DEPARTMENT OF THE ARMY**  
**NEW YORK DISTRICT, CORPS OF ENGINEERS**  
**JACOB K. JAVITS FEDERAL BUILDING**  
**NEW YORK, N.Y. 10278-0090**

REPLY TO  
ATTENTION OF:

CENAN-OP-RH

**NATIONWIDE PERMIT COMPLIANCE CERTIFICATION AND REPORT FORM**

Permittee New Jersey Department of Transportation Permit No 2003-00471

Date Permit Issued August 27 2003

Location: Cities of Linden and Rahway, Union County, and Woodbridge Township,  
Middlesex County, New Jersey

Within 30 days of the completion of the activity authorized by this permit and any mitigation required by the permit, sign this certification and return it to the address at the bottom of this form.

Please note that your permitted activity is subject to a compliance inspection by a U.S. Army Corps of Engineers representative. If you fail to comply with this permit you are subject to permit suspension, modification or revocation.

I hereby certify that the work authorized by the above referenced permit has been completed in accordance with the terms and conditions of said permit, and required mitigation was completed in accordance with the permit conditions.

\_\_\_\_\_  
Signature of Permittee

\_\_\_\_\_  
Date

Fold this form into thirds, with the bottom third facing outward Tape it together and mail to the address below or FAX to (212) 264-4260.

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Place Stamp Here

Department of the Army  
New York District Corps of Engineers  
Jacob K. Javits Federal Building  
ATTN: CENAN-OP-RH  
New York, New York 10278-0090