

APPENDIX D
ENVIRONMENTAL REVIEW

CESAW-TS-PE

21 October 2004

MEMORANDUM THRU CESAW-TS-PE/Yelverton

FOR CESAW-EC/Piner

SUBJECT: Request for environmental review of Change From Water Use Agreement To a Water Storage Agreement for City of Henderson, North Carolina, J. H. Kerr Reservoir.

1. The enclosed Report of Environmental Evaluation (REE) for the change from a Water Use Agreement to a Water Storage Agreement is furnished to you as requested.
2. If you have any questions or comments, please contact Jenny Owens at 910-251-4757.



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William F. Adams
Chief, Environmental
Resources Section

**RECORD OF ENVIRONMENTAL EVALUATION
CITY OF HENDERSON, NORTH CAROLINA
KERR LAKE REGIONAL WATER SYSTEM
CHANGE FROM WATER USE AGREEMENT TO WATER STORAGE AGREEMENT
OCTOBER 2004**

DESCRIPTION OF PROPOSED ACTION: The Kerr Lake Regional Water System (KLRWS) is a public water system that serves potable water to residents in portions of Vance, Granville, Warren, and Franklin Counties in North Carolina. The Kerr Lake Regional Water Treatment Plant (KLRWTP), which was constructed in 1976, has been in continuous operation since it was placed in service in 1978. The KLRWTP intake, which is sized to allow for withdrawal of 20 MGD, is located on Kerr Reservoir. Easement No. DACW21-2-74-1200 for a right-of-way for construction, operation and maintenance of an access road, communication and power lines, water pipe and pumping station was granted to the City of Henderson for the water intake on 6 Nov 74 for a 50-year term.

As required by the initial "water use" agreement and USACE Headquarters policy, the proposed action is the change from a Water Use Agreement with the City of Henderson to a Water Storage Agreement, in which the City will be purchasing storage in Kerr Reservoir. This change **does not** include changes to water withdrawal or allocation amounts, new construction or expansion of existing facilities.

ANTICIPATED DATE AND DURATION OF THE PROPOSED ACTION: It is expected that the new Water Storage Agreement with the City of Henderson will be in place by the end of FY 05.

ENVIRONMENTAL CONSIDERATIONS: The proposed action has been reviewed for compliance with all applicable laws and regulations. Since the action involves only a change in the type of water agreement that will be required for the KLRWS, no environmental impacts will occur and documentation pursuant to the National Environmental Policy Act of 1969 (NEPA) will not be required. The proposed action is categorically excluded under the provisions of ER 200-2, Paragraph 9. a. Activities at completed Corps projects, which carry out the authorized project purposes. No extraordinary circumstances exist as defined in ER 200-2 and there are no concerns requiring additional environmental evaluation.

DATE: 10/21/04



William F. Adams
Chief, Environmental
Resources Section