

# PUBLIC NOTICE

US Army Corps  
of Engineers  
New York District  
Jacob K. Javits Federal Building  
New York, N.Y. 10278-0090  
ATTN: Regulatory Branch

**In replying refer to:**  
Public Notice Number: NAN-2015-00698-WOR  
Issue Date: August 24, 2015  
Expiration Date: September 24, 2015

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## To Whom It May Concern:

The New York District, Corps of Engineers has received an application for a Department of the Army permit pursuant to Section 10 of the Rivers and Harbors Act of 1899 (33 U.S.C. 403).

**APPLICANT:** Town of Haverstraw  
1 Rosman Road  
Garnerville, New York 10923

**ACTIVITY:** The construction of a T-shaped, pile-supported fishing pier at Bowline Park.

**WATERWAY:** Hudson River

**LOCATION:** Town of Haverstraw, Rockland County, New York

A detailed description and plans of the applicant's activity are enclosed to assist in your review.

The decision whether to issue a permit will be based on an evaluation of the probable impact 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 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; among those are 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 ownership 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 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.

**ALL COMMENTS REGARDING THE PERMIT APPLICATION MUST BE PREPARED IN WRITING AND MAILED TO REACH THIS OFFICE BEFORE THE EXPIRATION DATE OF THIS NOTICE**, otherwise, it will be presumed that there are no objections to the activity. Comments provided will become a part of the public record for this action.

**CENAN-OP-RW  
PUBLIC NOTICE NO. NAN-2015-00698-WOR**

Any person may request, in writing, before this public notice expires, that a public hearing be held to collect information necessary to consider this application. Requests for public hearings shall state, with particularity, the reasons why a public hearing should be held. It should be noted that information submitted by mail is considered just as carefully in the permit decision process and bears the same weight as that furnished at a public hearing.

Our preliminary determination is that the activity for which authorization is sought herein is not likely to affect any Federally endangered or threatened species or their critical habitat. However, pursuant to Section 7 of the Endangered Species Act (16 U.S.C. 1531), the District Engineer is consulting with the appropriate Federal agency to determine the presence of and potential impacts to listed species in the project area or their critical habitat.

The Magnuson-Stevens Fishery Conservation and Management Act, as amended by the Sustainable Fisheries Act (Public Law 104-267), requires all Federal agencies to consult with the National Oceanic and Atmospheric Administration Fisheries Service (NOAA/FS) on all actions, or proposed actions, permitted, funded, or undertaken by the agency, that may adversely affect Essential Fish Habitat (EFH). The proposed work, fully described in the attached work description, could cause the disruption of habitat for various lifestages of some EFH-designated species as a result of pile driving, the presence of construction equipment and shading effects. However, the New York District has made the preliminary determination that the site-specific adverse effects are not likely to be substantial because it is expected that fish populations would avoid the area of disturbance. Further consultation with NOAA/FS regarding EFH impacts and conservation recommendations are being conducted and will be concluded prior to the final decision.

Based upon a review of the latest published version of the National Register of Historic Places, there are no known sites eligible for, or included in, the Register within the permit area. Presently unknown archeological, scientific, prehistorical, or historical data may be lost by work accomplished under the required permit. In a letter dated April 14, 2015, the New York State Office of Parks Recreation and Historic Preservation stated that the project would have No Effect upon cultural resources in or eligible for inclusion in the National Register of Historic Places.

Pursuant to Section 307 (c) of the Coastal Zone Management Act of 1972 as amended [16 U.S.C. 1456 (c)], for activities under consideration that are located within the coastal zone of a state which has a federally approved coastal zone management program, the applicant has certified in the permit application that the activity complies with, and will be conducted in a manner that is consistent with, the approved state coastal zone management program. By this public notice, we are requesting the state's concurrence with, objection to, or waiver of the applicant's certification. No permit decision will be made until one of these actions occur. For activities within the coastal zone of New York State, the applicant's certification and accompanying information is available from the Consistency Coordinator, New York State Department of State, Division of Coastal Resources and Waterfront Revitalization, Coastal Zone Management Program, One Commerce Plaza, 99 Washington Avenue, Albany, New York 12231, Telephone (518) 474-6000. Comments regarding the applicant's certification, and copies of any letters to this office commenting upon this proposal, should be so addressed.

It is requested that you communicate the foregoing information concerning the activity to any persons known by you to be interested and who did not receive a copy of this notice. If you have any questions concerning this application, you may contact this office at (917) 790-8413 and ask for Brian A. Orzel.

**CENAN-OP-RW**  
**PUBLIC NOTICE NO. NAN-2015-00698-WOR**

In order for us to better serve you, please complete our Customer Service Survey located at <http://www.nan.usace.army.mil/Missions/Regulatory/CustomerSurvey.aspx>.

For more information on New York District Corps of Engineers programs, visit our website at <http://www.nan.usace.army.mil>.

  
Christopher S. Mallery, Ph.D.  
Acting Chief, Regulatory Branch

Enclosures

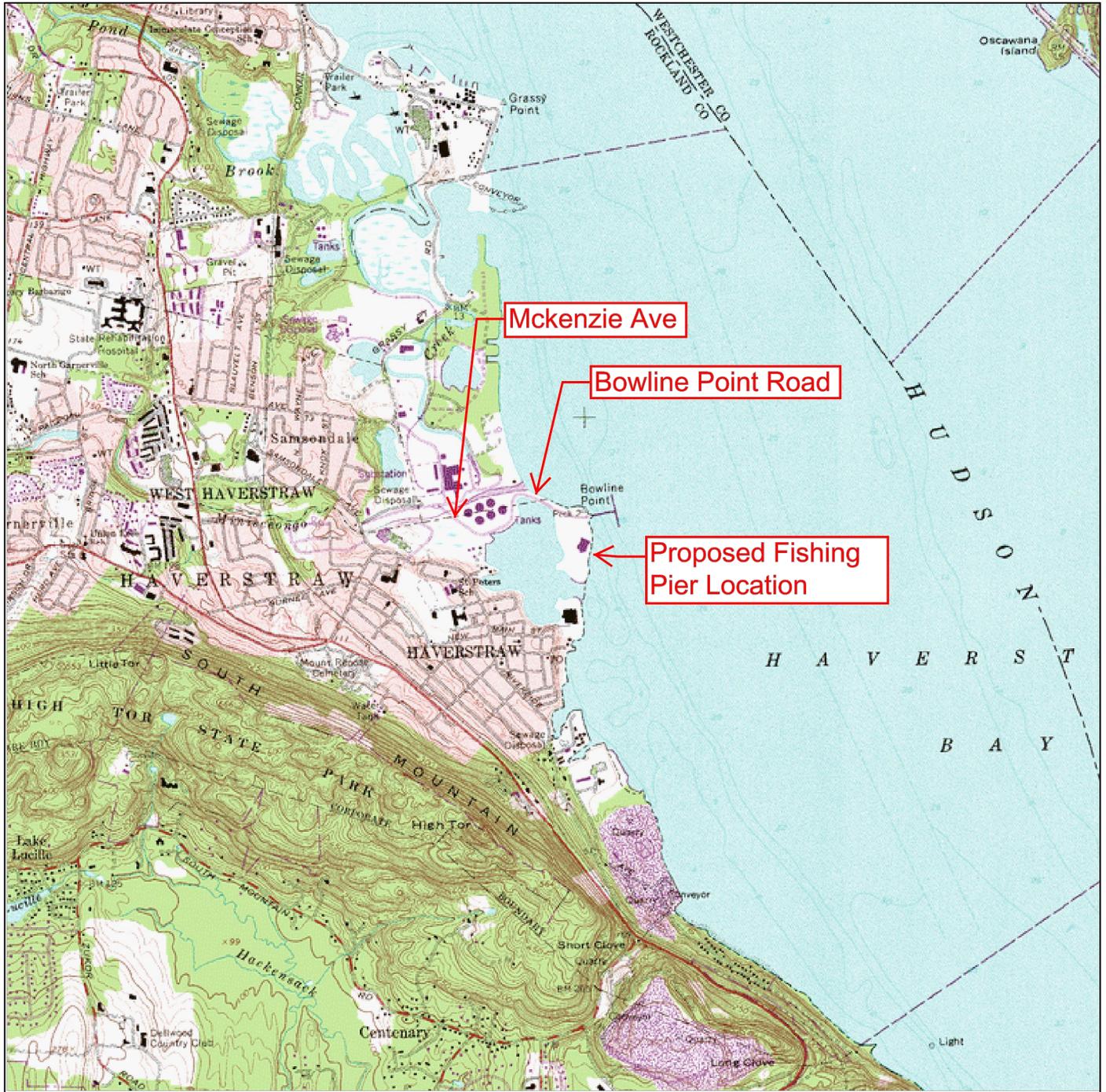
**WORK DESCRIPTION**

The applicant, the Town of Haverstraw, has requested Department of the Army authorization for the construction of a T-shaped, pile-supported fishing pier at Bowline Park, in the Hudson River, Town of Haverstraw, Rockland County, New York.

An existing rock groin extends approximately 50 feet from the shoreline, into the Hudson River. The proposed pier would start at the end of the existing groin and extend approximately 54 feet further into the river, extending a total of approximately 104 feet waterward of the shoreline.

The pile-supported pier would consist of one section, approximately 40-feet-long by 12-feet-wide, connected to the groin by another section, approximately 42-feet-long by 12-feet-wide, arranged in a T-shape. The pier would be supported by a total of eighteen (18), 12-inch-diameter wooden piles.

The stated purpose of this project is to provide public fishing access to the Hudson River.

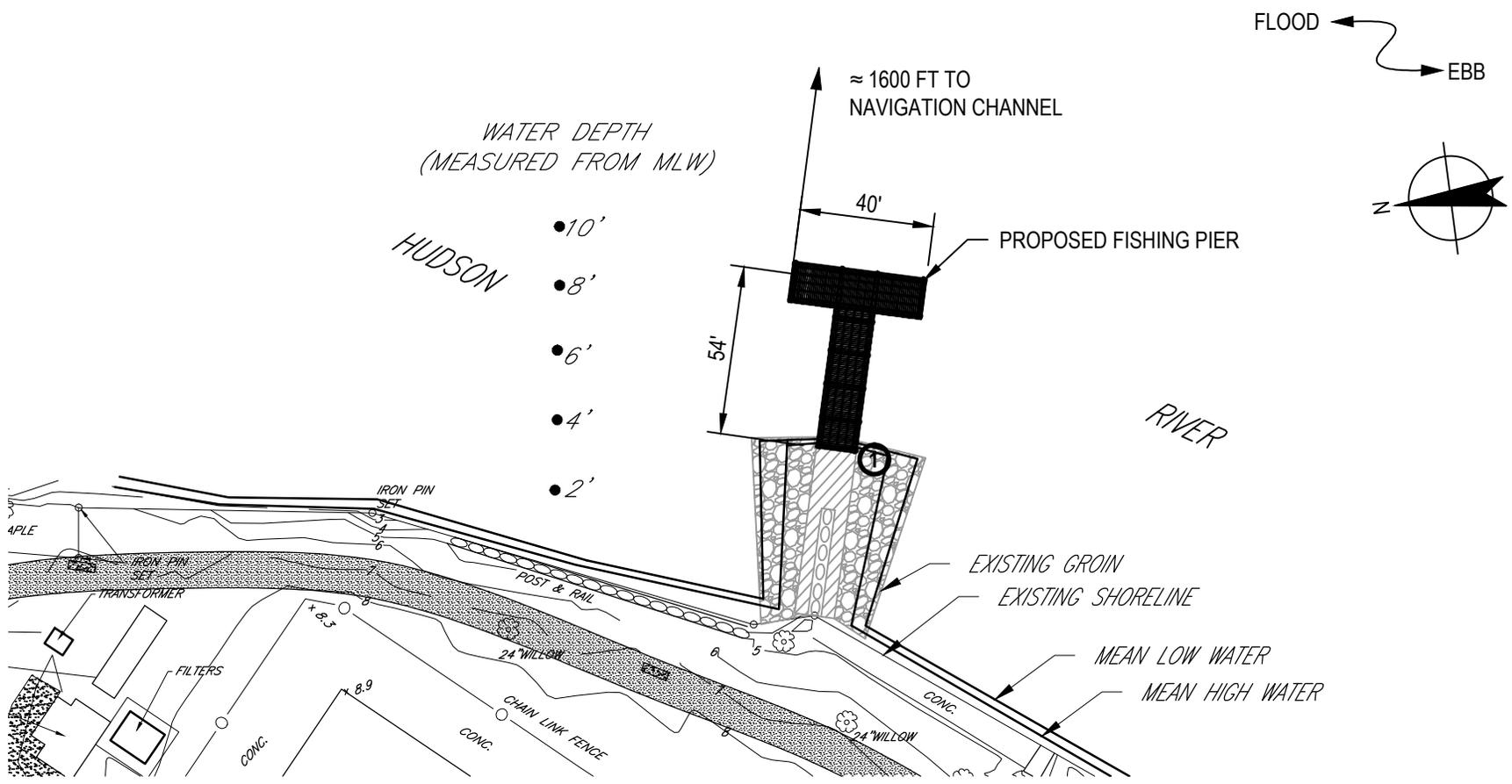


**NOTES:**

1. VICINITY MAP DEVELOPED FROM USGS QUADRANGLE MAP FOR HAVERSTRAW, NY. MRC NO. 41073B8
2. SITE LOCATED OF THE FOLLOWING COORDINATES  
 N 41.20302°  
 W 73.96015°



TOWN OF HAVERSTRAW, ROCKLAND COUNTY Job Number 8616155  
 NEW YORK, HUDSON RIVER Revision A  
 BOWLINE PARK FISHING PIER Date 07/2015  
 VACINITY MAP  
 SHEET: 1 OF 4 DATE: 7/14/15 Figure G001

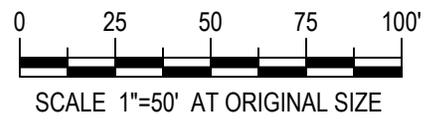


**NOTES:**

1. MHW AND MLW BASED OFF MEAN LOW WATER ELEVATION FOR HAVERSTRAW BAY, NY
2. DISTANCE FROM SHORE TO ① IS 50'
3. WIDTH OF RIVER AT PROJECT LOCATION: 2 MILES
4. DIRECTION OF FLOW IN RIVER IS NORTH TO SOUTH

5. BASED ON MEAN LOW WATER ELEVATION FOR HAVERSTRAW BAY:  
 MEAN HIGH WATER: 9.72'  
 MEAN LOW WATER: 6.49'  
 SPRING HIGH TIDE: 10.49'
6. ADJACENT PROPERTY OWNERS:  
 ORANGE AND ROCKLAND UTILITIES  
 39 WEST ROUTE 59  
 SPRING VALLEY, NY 10977

**PLAN**  
 SCALE 1"=50'



TOWN OF HAVERSTRAW, ROCKLAND COUNTY, Job Number | 86-16155  
 NEW YORK, HUDSON RIVER  
 BOWLINE PARK FISHING PIER  
 SITE PLAN  
 SHEET 2 OF 4 DATE: 7/9/15  
 Revision | 1  
 Date | 07/2015  
**Figure C001**

WATER DEPTH  
(MEASURED FROM MLW)

8'

6'

4'

12'-0"

42'

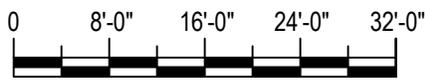
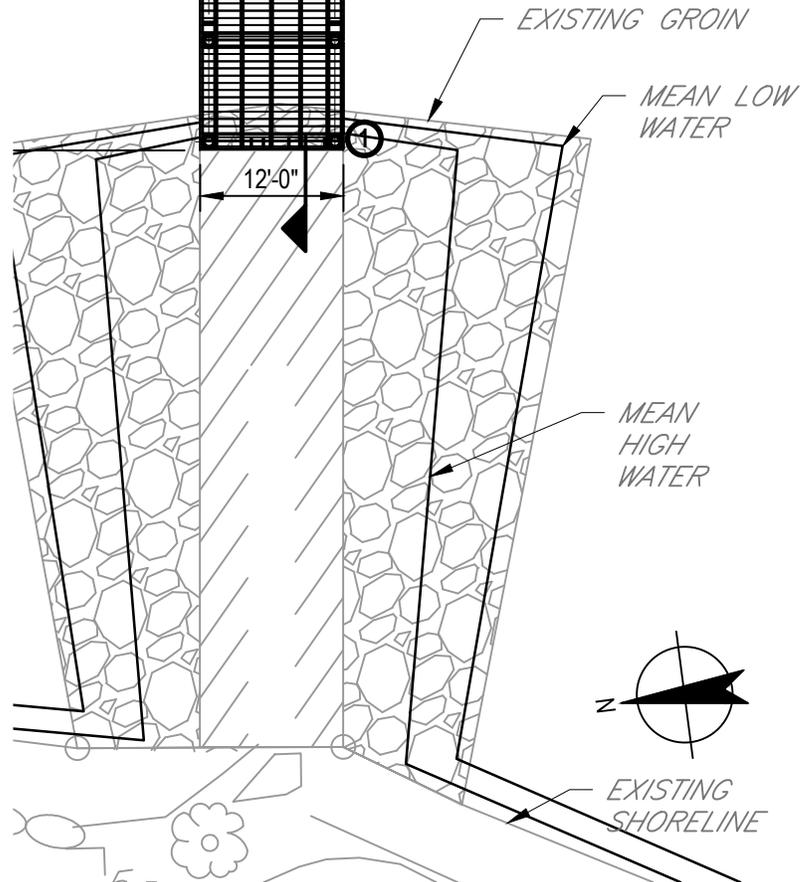
1  
C003

40'-0"

FLOOD  
EBB

NOTES:

1. MHW AND MLW BASED OFF MEAN LOW WATER ELEVATION FOR HAVERSTRAW BAY, NY
2. DISTANCE FROM SHORE TO ① IS 50'
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 MEAN HIGH WATER: 9.72'  
 MEAN LOW WATER: 6.49'  
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6. ADJACENT PROPERTY OWNERS:  
 ORANGE AND ROCKLAND UTILITIES  
 39 WEST ROUTE 59  
 SPRING VALLEY, NY 10977
7. PILES:  
 TYPE: WOOD  
 DIAMETER: 12 INCH  
 TOTAL NO.: 18



SCALE 1/16"=1'-0" AT ORIGINAL SIZE

PLAN

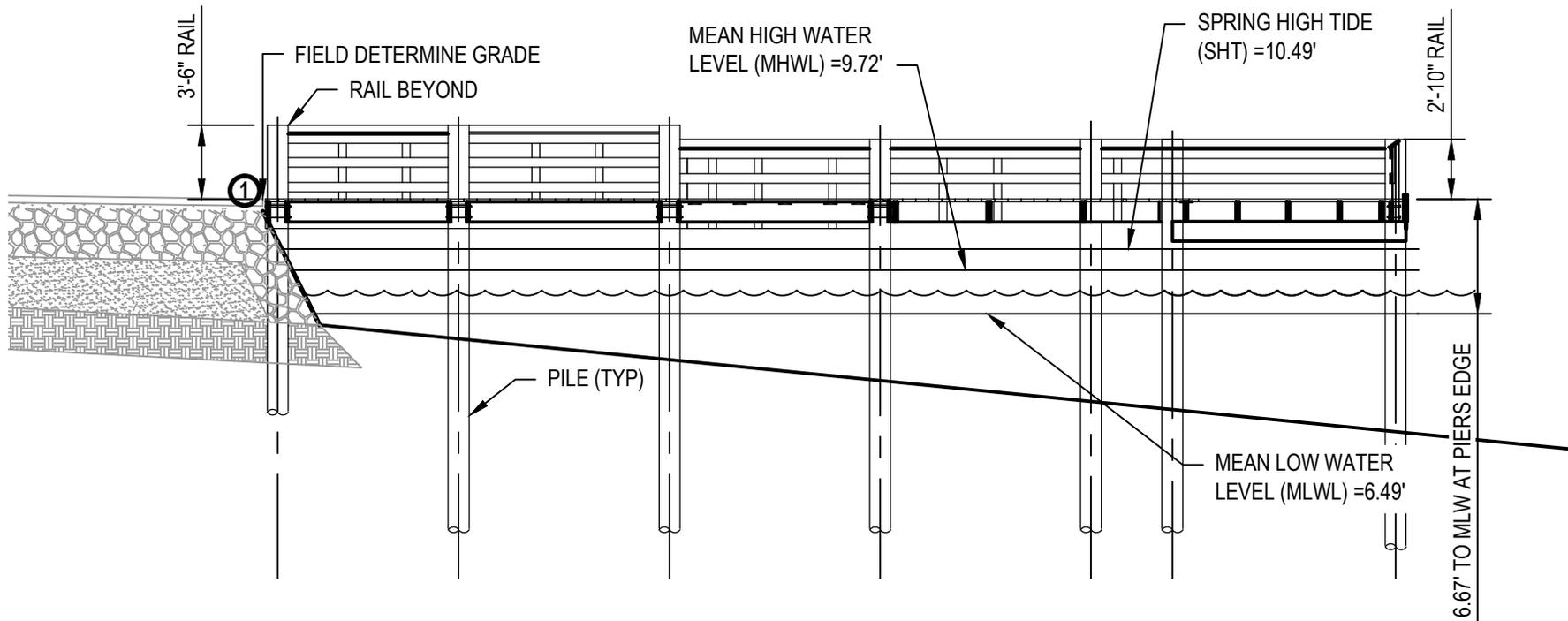
SCALE: 1/16"=1'-0"



TOWN OF HAVERSTRAW, ROCKLAND COUNTY  
 NEW YORK, HUDSON RIVER  
 BOWLINE PARK FISHING PIER  
 PROPOSED FISHING PIER PLAN  
 SHEET: 3 OF 4 DATE: 7/9/15

Job Number | 86-16155  
 Revision | A  
 Date | 07/2015

Figure C002

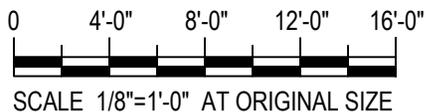


**NOTES**

1. MHW AND MLW BASED OFF MEAN LOW WATER ELEVATION FOR HAVERSTRAW BAY, NY
2. DISTANCE FROM SHORE TO ① IS 50'
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 MEAN HIGH WATER: 9.72'  
 MEAN LOW WATER: 6.49'  
 SPRING HIGH TIDE: 10.49'

6. PILES:  
 TYPE: WOOD  
 DIAMETER: 12 INCH  
 TOTAL NO.: 18

1
SECTION  
C002
SCALE : 1/8"=1'-0"



TOWN OF HAVERSTRAW, ROCKLAND COUNTY  
 NEW YORK, HUDSON RIVER  
 BOWLINE PARK FISHING PIER  
 PROPOSED FISHING PIER SECTION  
 SHEET: 4 OF 4 DATE: 7/9/15

Job Number | 86-16155  
 Revision | A  
 Date | 07/2015  
**Figure C003**