



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-2015-00127-EYR
Issue Date: February 10, 2015
Expiration Date: March 12, 2015

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 Southampton
116 Hampton Road
Southampton, NY 11968

ACTIVITY: Dredge with ten years maintenance with upland placement.

WATERWAY: Weesuck Creek, Shinnecock Bay

LOCATION: Town of Southampton, Suffolk 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.

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

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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 a temporary increase in turbidity during construction. 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 small area of disturbance. Further consultation with NOAA-FS regarding EFH impacts and conservation recommendations 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.

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 occurs. 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.

In addition to any required water quality certificate and coastal zone management program concurrence, the applicant has obtained or requested the following governmental authorization for the activity under consideration:

- New York State Department of Environmental Conservation Permit

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>

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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 a (917) 790-8715 and ask for Robert Youhas.

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

A handwritten signature in black ink, appearing to read "Jodi M. McDonald". The signature is stylized and cursive.

Jodi M. McDonald
Chief, Regulatory Branch

Enclosures

WORK DESCRIPTION

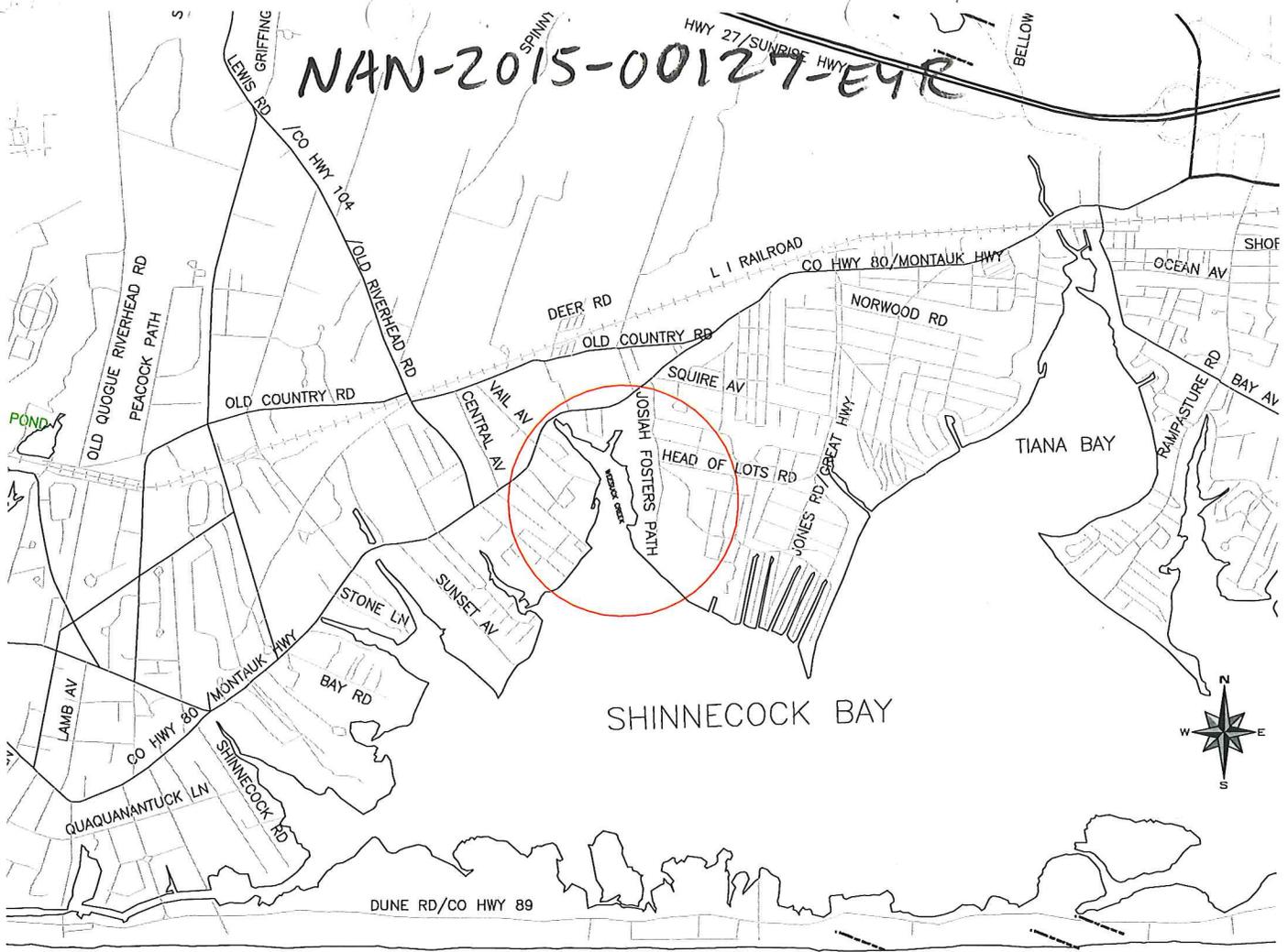
The applicant, Town of Southampton, has requested Department of the Army authorization to perform dredging, with ten-year maintenance, and placement of the dredged material in an upland area. The project work site is located at Weesuck Creek, Shinnecock Bay in the Town of Southampton, Suffolk County, New York.

The proposed dredge area at Weesuck Creek is rectangular in shape, measures approximately 580-feet in length by 30-feet in width, and extends to a maximum depth of 4-feet below the plane of Mean Low Water. The approximate dredge volume is estimated to be 850 cubic yards. Throughout the duration of the ten-year permit, the Town of Southampton estimates that two additional maintenance dredging events would be required to maintain safe navigational depths at Weesuck Creek. The dredge volume for each of the two maintenance dredging events is estimated to be 850 cubic yards. The total dredge volume for the 10-year permit is estimated to be 2,550 cubic yards. All of the dredge work would be accomplished by a land-based crane and/or barge-mounted excavator. The dredged material would be placed in dump trucks and transported to an upland containment area for stockpiling and drying. No dredged material will be placed within Waters or Wetlands of the United States.

The applicant has stated that they have avoided, minimized, and mitigated for impacts proposed to the maximum extent practicable by limiting the dredging area to the minimum area required for safe and reasonable navigation of Weesuck Creek and by placing all dredged material in an upland area, with no placement occurring within Waters or Wetlands of the United States.

The stated purpose of this project is to maintain access between Pine Neck Marina and Shinnecock Bay by providing safe navigable water depths in Weesuck Creek.

THE EDUCATION LAW OF THE STATE OF NEW YORK PROHIBITS ANY PERSON FROM ALTERING ANYTHING ON THE DRAWINGS AND/OR THE ACCOMPANYING SPECIFICATIONS, UNLESS IT'S UNDER THE DIRECTION OF A LICENSED PROFESSIONAL ENGINEER, WHERE SUCH ALTERATIONS ARE MADE, THE PROFESSIONAL ENGINEER MUST SIGN, SEAL, DATE AND DESCRIBE THE FULL EXTENT OF THE ALTERATION ON THE DRAWING AND/OR IN THE SPECIFICATION (NYS ED. LAW SECTION 7209-2).



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VICINITY MAP

SCALE: 1"=4000'



SITE DATA:
 SCTM No: 0900-617.00-01-27
 Area of site: 21.5 acres
 Latitude: 72.57062250
 Longitude: 40.846819

REV. NO.	REVISION - DESCRIPTION	DATE
TOWN OF SOUTHAMPTON PARKS & RECREATION DEPARTMENT		
PINE NECK MARINA 22 JOSIAH FOSTER PATH		
MAINTENANCE DREDGING PERMIT		
SCALE:	AS NOTED	DRAWING:
DATE:	JANUARY 2015	1
EDWARD ARMUS ENGINEERING, P.L.L.C. 38 DEER RUN, WATER MILL, NY		

LOCATION MAP

SCALE: 1"=500'

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DREDE SPOIL AREA, CONFIGURE IN CLEARED AREA



MACHINE ACCESS

MAINTENANCE DREDGE AREA, 10-YEARS

APPROXIMATE PROPERTY LINE

AREAS TO BE DREDGED DREDGE APPROXIMATELY 850+ C.Y. SPOIL MATERIAL OF SILT, SAND/MUD, TO A DEPTHS SHOWN - QUANTITY TO BE MEASURED IN-PLACE IN RETENTION AREA AFTER 2 WEEKS OF DRYING.

ENLARGED DREDGING PLAN
SCALE: 1"=100'

REV. NO.	REVISION - DESCRIPTION	DATE
	TOWN OF SOUTHAMPTON PARKS & RECREATION DEPARTMENT	
	PINE NECK MARINA 22 JOSIAH FOSTER PATH	
MAINTENANCE DREDGING PERMIT		
SCALE:	AS NOTED	
DATE:	JANUARY 2015	DRAWING: 3
EDWARD ARNOLD ENGINEERING, PLLC 30 DEER CREEK WATER MILL LN		