



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-2014-01246-EYR**
Issue Date: **July 01, 2015**
Expiration Date: **July 31, 2015**

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: NYC Department of Design and Construction
30-30 Thompson Avenue, 3rd Floor
Long Island City, NY 11101

ACTIVITY: Installation of new water and gas mains beneath the Bronx Kill.

WATERWAY: Bronx Kill between the Harlem River and East River

LOCATION: Borough of the Bronx, Bronx County to Randall's Island Park, Borough of Manhattan, New York County

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.

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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.

Comments submitted in response to this notice will be fully considered during the public interest review for this permit application. All written comments, including names and addresses, will be made a part of the administrative record, available to the public under the Freedom of Information Act. The Administrative Record, or portions thereof, may also be posted on a Corps of Engineers internet web site. Due to resource limitations, this office will normally not acknowledge the receipt of comments or respond to individual letters of comment.

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 construction work, fully described in the enclosed Work Description, could cause minimum disruption of habitat for various life stages of some EFH-designated species as a result of a minor short-term temporary increase in turbidity during construction. However, the New York District has made the preliminary determination that the site-specific minor adverse effects are not likely to be substantial because it is expected that fish populations would avoid the small area of minor disturbance. Further consultation with NOAA/FS regarding EFH impacts and conservation recommendations is being conducted and will be concluded prior to the final decision on this permit application.

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, the applicant's certification and accompanying information is available from the New York State Department of State Division of Coastal Resources, Coastal Management

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Program, 99 Washington Avenue – Suite 1010, Albany, New York 12231-0001, 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

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) 790-8512 and ask for Mr. Robert Youhas.

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>.



for
Jodi M. McDonald
Chief, Regulatory Branch

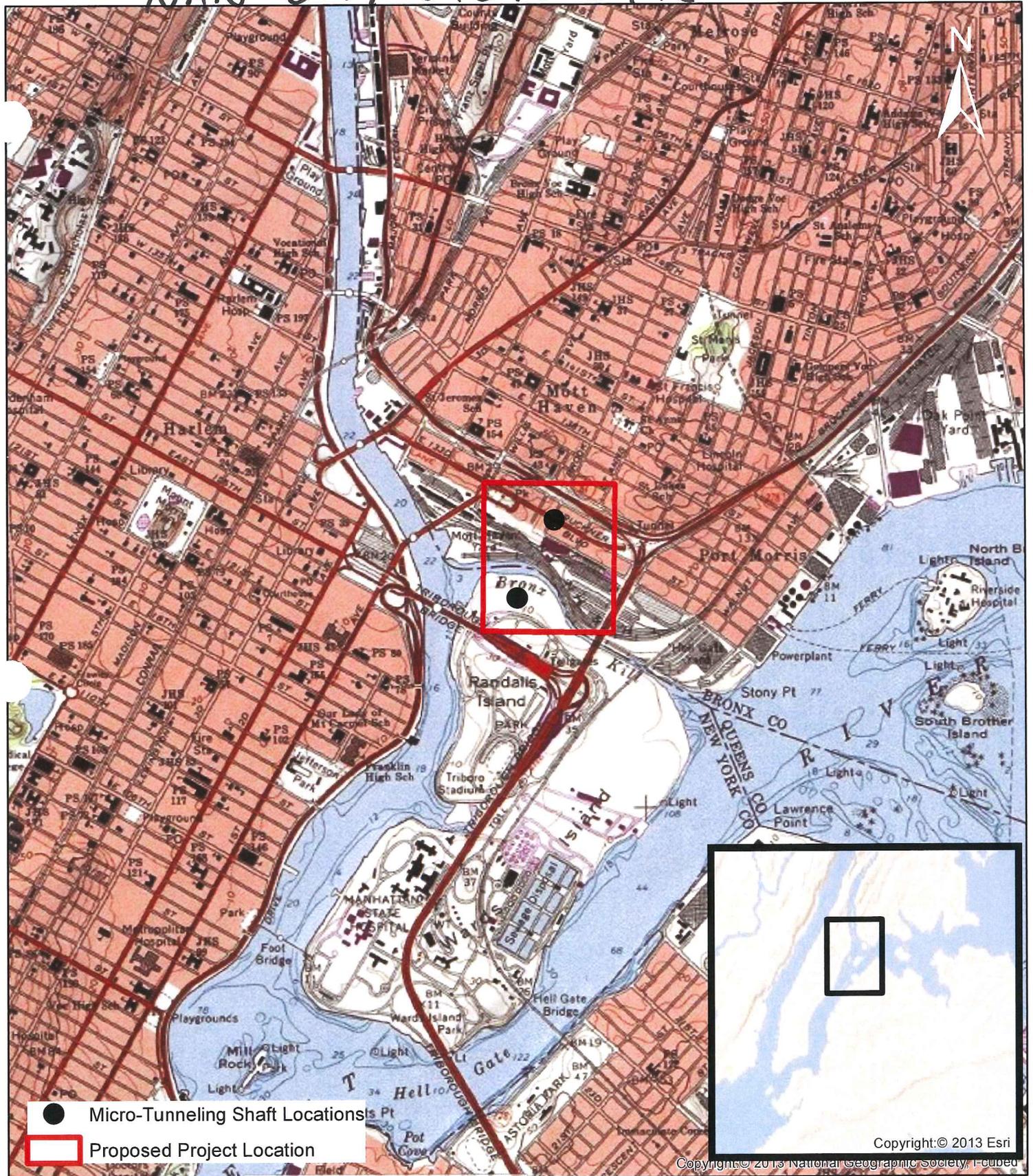
Enclosures

WORK DESCRIPTION

The permit applicant, New York City Department of Design and Construction, has requested Department of the Army authorization to install one approximately 600-linear foot, 12-inch diameter water main and one approximately 600-linear foot, 12-inch diameter high pressure gas main beneath the Bronx Kill from the intersection of Brook Avenue and East 132nd Street in the Borough of the Bronx, Bronx County to Randall's Island Park in the Borough of Manhattan, New York County, New York.

Both the water main and gas main would be buried to a depth of -32-vertical feet Mean Lower Low Water (MLLW) beneath of the Bronx Kill using the micro-tunneling digging technique.

The stated purpose for installation of the water main is to improve drinking water distribution and increase water pressure at Randall's Island. Installation of the gas main would create redundancies in the distribution of gas for facilitation of future growth on Randall's Island.



Site Location Map
Figure 1

6.23.14

SOURCE: 2012 NY Statewide Digital Orthoimagery Program



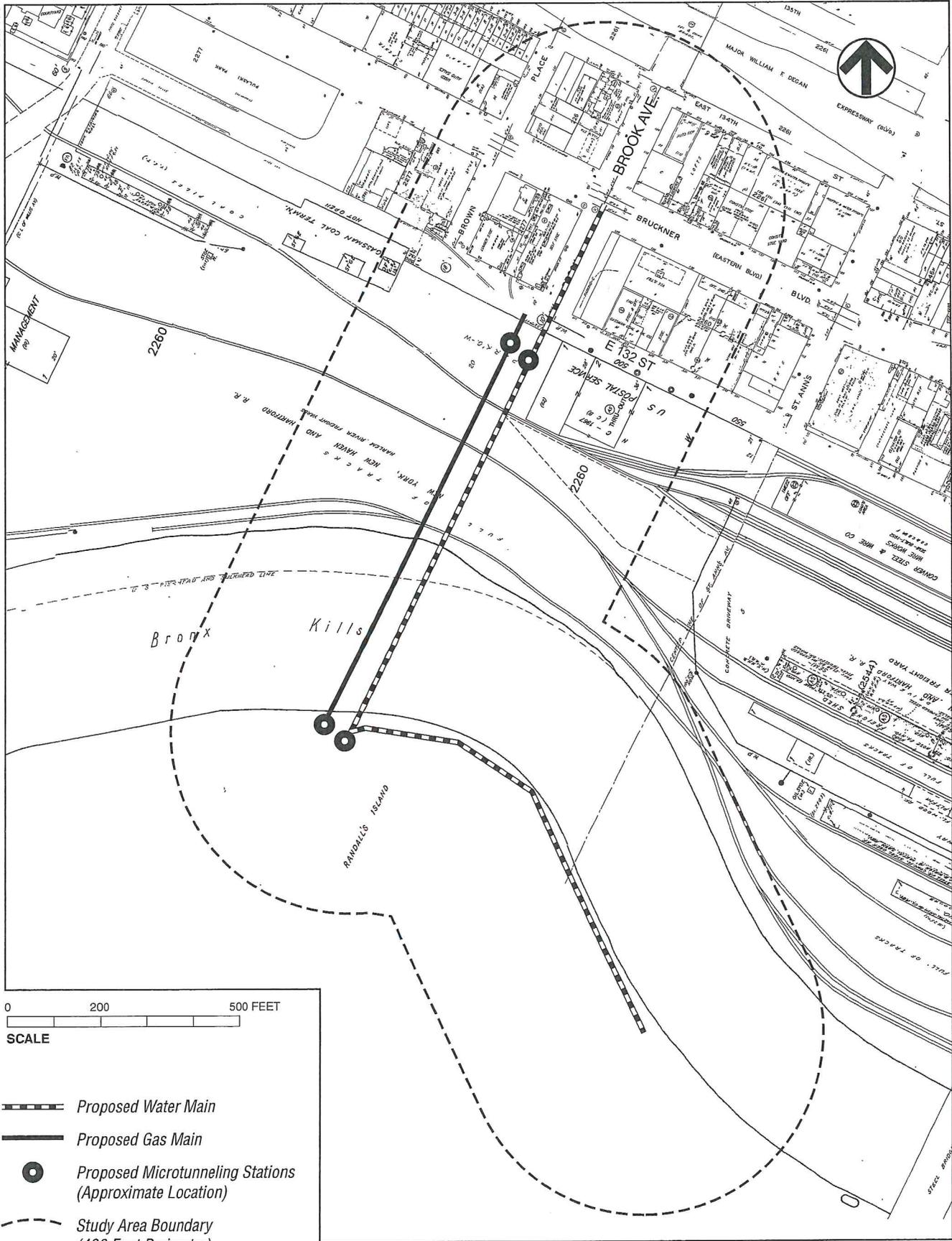
-  Proposed Water Main
-  Proposed Gas Main
-  Proposed Microtunneling Stations
(Approximate Location)
-  Study Area Boundary
(400-Foot Perimeter)

0 1000 FEET
SCALE

Project Area Aerial Photograph (2012)
Figure C-3

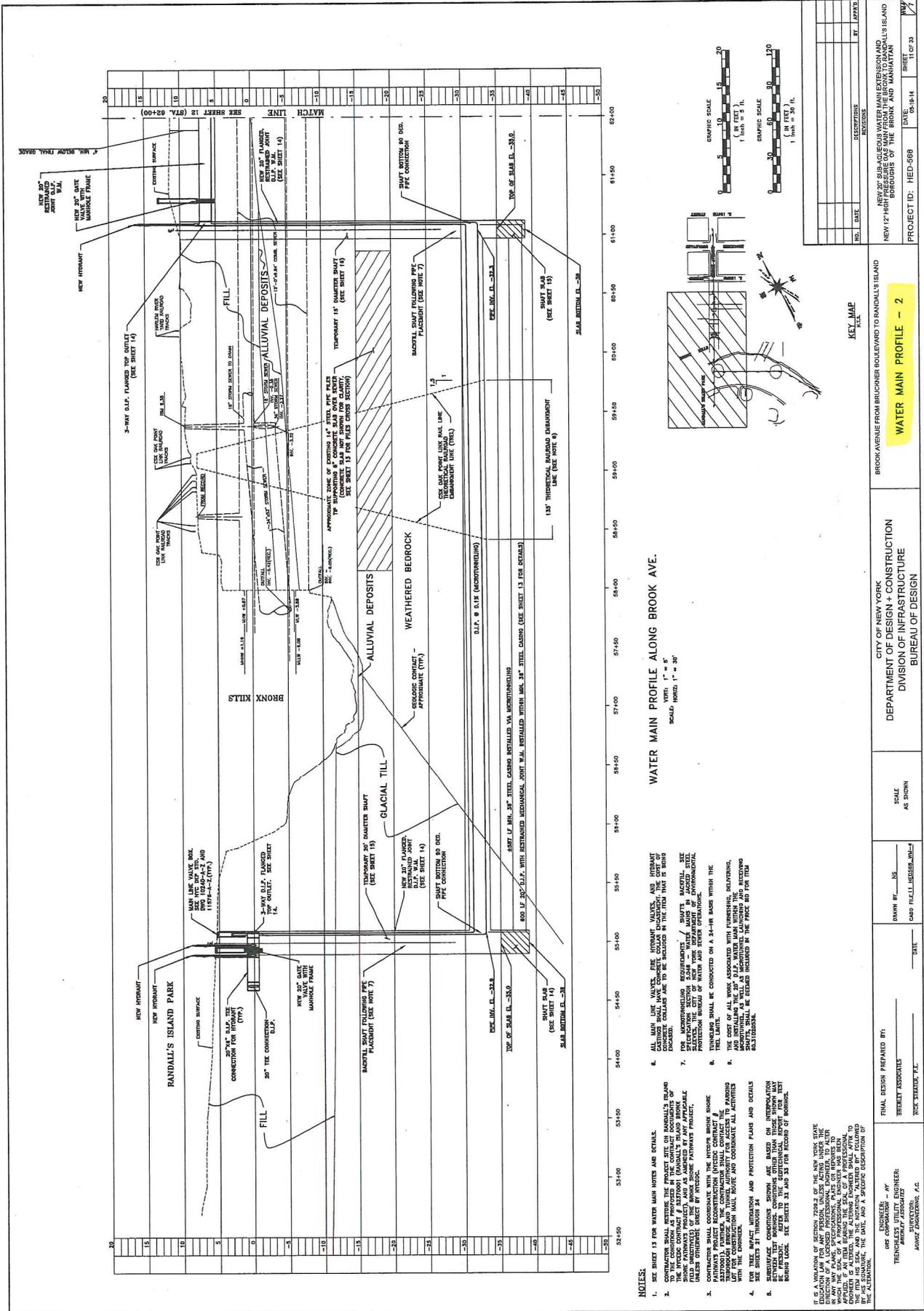
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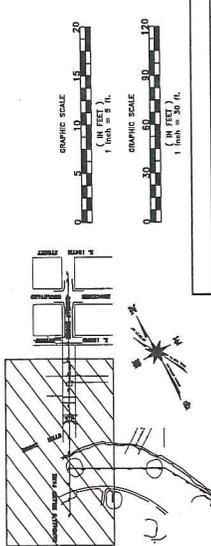
Project Area Sanborn Map
Figure C-2

MAN-2014-01246-EYR



WATER MAIN PROFILE ALONG BROOK AVE.

- NOTES:
- SEE SHEET 15 FOR WATER MAIN NOTES AND DETAILS.
 - CONTRACTOR SHALL VERIFY THE EXISTING WATER MAIN DEPTH AND MATERIALS. ALL EXISTING WATER MAINS SHALL BE RECORDED AND SHOWN ON THE DRAWING. THE CONTRACTOR SHALL VERIFY THE EXISTING WATER MAIN DEPTH AND MATERIALS. ALL EXISTING WATER MAINS SHALL BE RECORDED AND SHOWN ON THE DRAWING.
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REV.	DATE	DESCRIPTION	BY	APP'D

WATER MAIN PROFILE - 2

CITY OF NEW YORK
DEPARTMENT OF DESIGN + CONSTRUCTION
DIVISION OF INFRASTRUCTURE
BUREAU OF DESIGN

SCALE
AS SHOWN

DRAWN BY: [Name]
CHECKED BY: [Name]

DATE: [Date]

FINAL DESIGN PREPARED BY:
BREKLEY ASSOCIATES
PROJECT NUMBER: [Number]

DESIGNED BY: [Name]
CHECKED BY: [Name]
DATE: [Date]

PROJECT ID: HED-568
DATE: 05-18-14
SHEET: 11 OF 23

NEW 30" D.I.P. WITH RESTRAINED MECHANICAL JOINT W/AL. REINFORCED WITH 3# 3/8" STEEL CAGES
NEW 15" D.I.P. WITH RESTRAINED MECHANICAL JOINT W/AL. REINFORCED WITH 3# 3/8" STEEL CAGES

