



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-2014-00750-ESW
Issue Date: January 16, 2015
Expiration Date: February 15, 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) and Section 404 of the Clean Water Act (33 U.S.C. 1344).

APPLICANT: North Ferry Company, Inc.
P.O. Box 589
Shelter Island, New York 11965

ACTIVITY: Construction of a new bulkhead associated with discharge of fill.

WATERWAY: Greenport Harbor

LOCATION: South End of Third Street, Village of Greenport, Town of Southold, 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 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.

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PUBLIC NOTICE No. NAN-2014-00750-ESW**

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.

Reviews of activities pursuant to Section 404 of the Clean Water Act will include application of the guidelines promulgated by the Administrator, U.S. Environmental Protection Agency, under authority of Section 404 (b) of the Clean Water Act and the applicant will obtain a water quality certificate or waiver from the appropriate state agency in accordance with Section 401 of the Clean Water Act prior to a permit decision.

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, 41 State Street, 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.

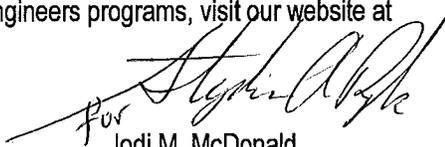
In addition to any required water quality certificate and coastal zone management program concurrence, the applicant has obtained or requested the following governmental authorization for the activity under consideration:

- New York State Department of Environmental Conservation

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>

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) 790-8618 and ask for Amanda Switzer.

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

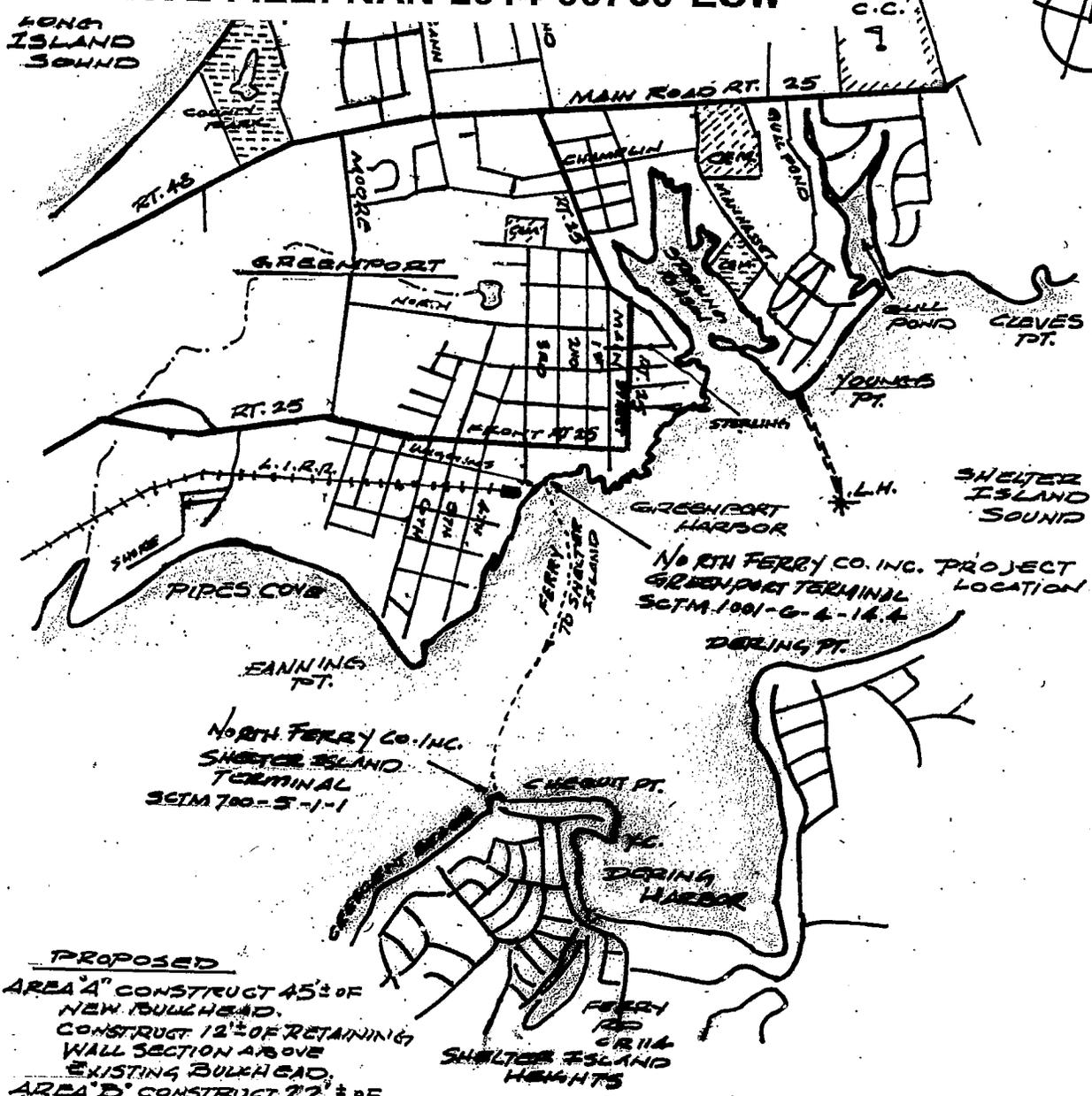
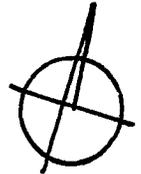
WORK DESCRIPTION

The permit applicant, North Ferry Company, Inc., has requested Department of the Army authorization to discharge fill associated with the construction of new bulkheading at the North Ferry Company terminal in Greenport Harbor at the terminus of Third Avenue in the Village of Greenport, Town of Shelter Island Heights, Suffolk County, New York.

The applicant proposes to construct a total of 95 linear feet of bulkhead adjacent to two existing ferry ramps. The area between both ramps, area "A" will consist of a new 45 linear foot bulkhead extending approximately as far as 24 feet seaward from the existing plane of Mean High Water. Approximately 200 cubic yards of clean sand and stone will be discharged in area "A" from an upland source. The bulkhead area below the southern ramp, area "B", approximately 22 linear feet, will be replaced immediately seaward of existing. The area south of the southern ramp, area "C", will include construction of 28 linear feet of new bulkhead extending as far as 16 feet seaward of existing. Approximately 100 cubic yards of clean sand and stone will be discharged in area "C" from an upland source. Approximately 1,000 square feet of fill will be discharged over the total project area.

The permit applicant has stated that they have avoided, minimized, and mitigated for impacts proposed to the maximum extent practicable. Most of the impacts associated with the bulkhead construction will be temporary and offset by implementing best management practices associated with the proposed fill being discharged via upland machinery to minimize the footprint of in-water disturbance.

The stated purpose for the proposed project is to protect the existing deteriorating bulkhead from failure and to provide additional protection for the ramps and bulkhead from wave disturbance of actively docking ferries.



PROPOSED

AREA 'A' CONSTRUCT 45'± OF NEW BULKHEAD. CONSTRUCT 12'± OF RETAINING WALL SECTION ABOVE EXISTING BULKHEAD.

AREA 'B' CONSTRUCT 22'± OF NEW BULKHEAD IMMEDIATELY IN FRONT OF EXISTING BULKHEAD BELOW SOUTH RAMP.

AREA 'C' CONSTRUCT 28'± OF NEW BULKHEAD.

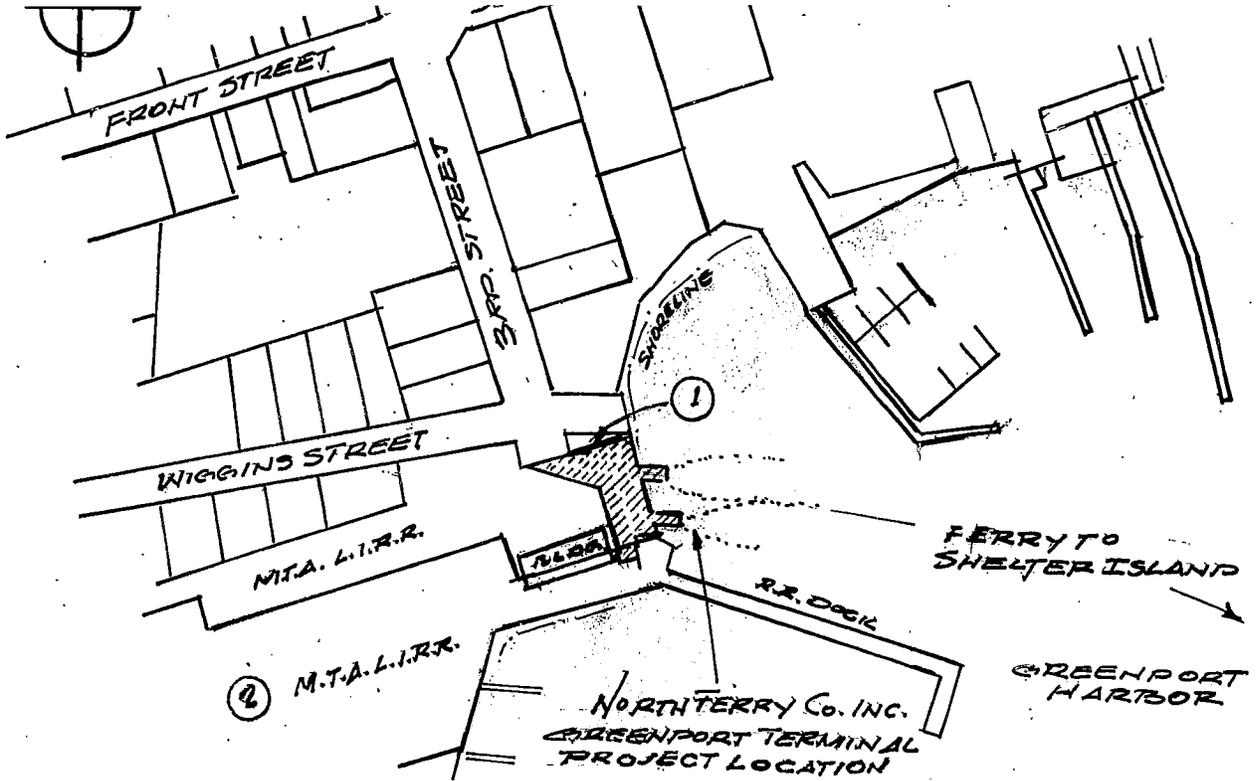
FILL VOID AREAS LANDWARD OF NEW BULKHEADS WITH 25-50 LB. STONE COVER ON SAND FILL. APPROX. 300± CU. YD'S TOTAL.

ACCESS: BY WATER USING BARGE AND BY LAND THROUGH APPLICANTS PROPERTY

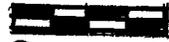
PREPARED BY:
 COSTELLO MARINE CONTRACTING CORP.
 P.O. Box 2124 GREENPORT, N.Y. 11944
 (631) 477-1199

APPLICANT
 NORTH FERRY CO. INC.
 P.O. Box 589
 SHELTER IS. HGT'S N.Y. 11965
 GREENPORT TERMINAL
 END OF 3RD STREET
 GREENPORT, N.Y. 11944
 SCTM-1001-G-4-14.4
 G/19/14 4/23/14

USACE FILE: NAN-2014-00750-ESW



LOCATION MAP



0 200FT.

41°06'05"N 72°21'35"W

ADJACENT PROPERTY OWNERS:

- ① VILLAGE OF GREENPORT
VILLAGE HALL
GREENPORT, N.Y. 11944
3RD STREET
- ② METROPOLITAN TRANSIT AUTH.
L.I.R.R.

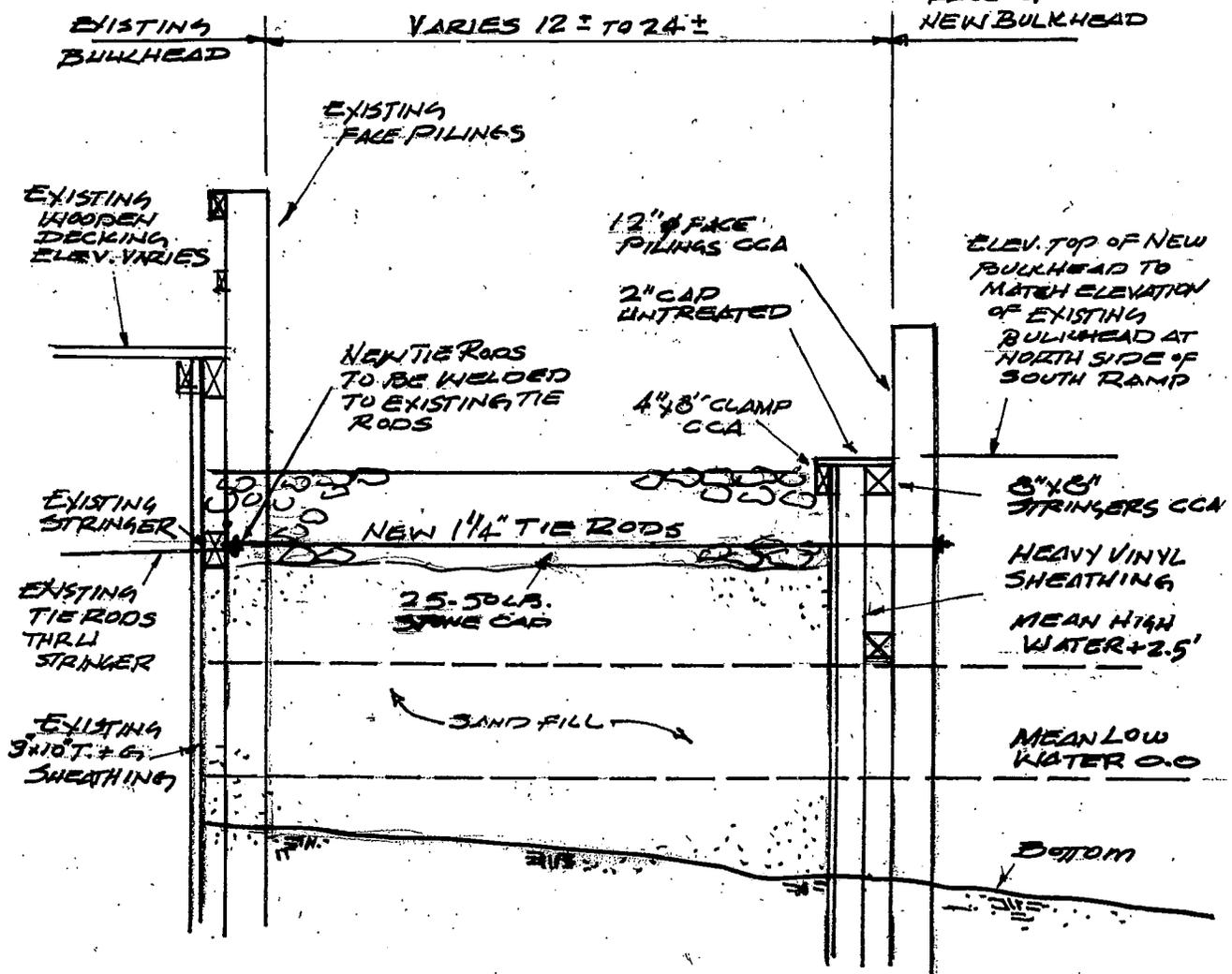
APPLICANT

NORTH FERRY CO. INC.
 P.O. BOX 589
 SHELTER ISLAND HGTS N.Y. 11965
 GREENPORT TERMINAL
 END OF 3RD STREET
 GREENPORT N.Y. 11944
 SCTM 1001-6-4-14.4
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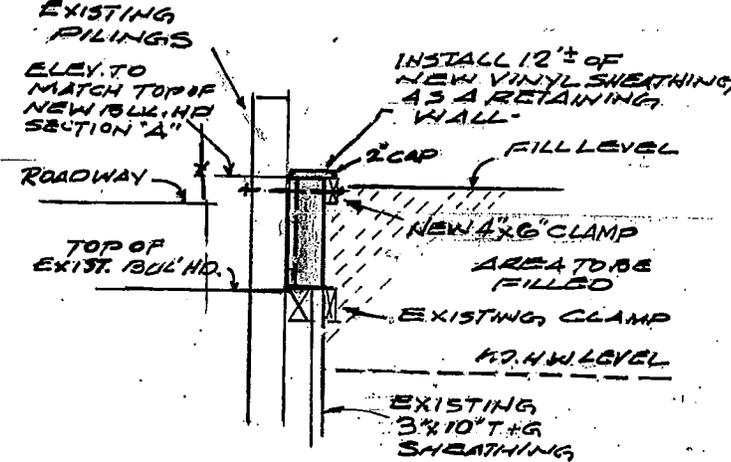
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BULKHEAD-DETAIL AREA "A"

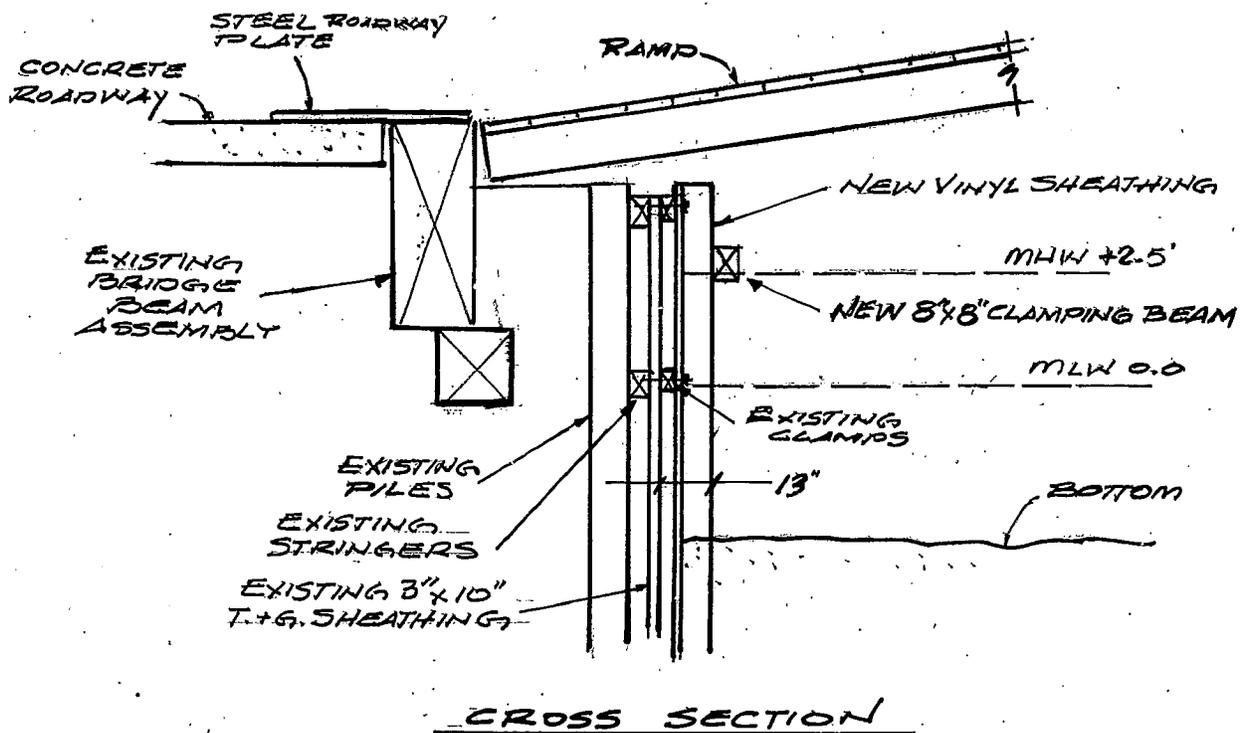
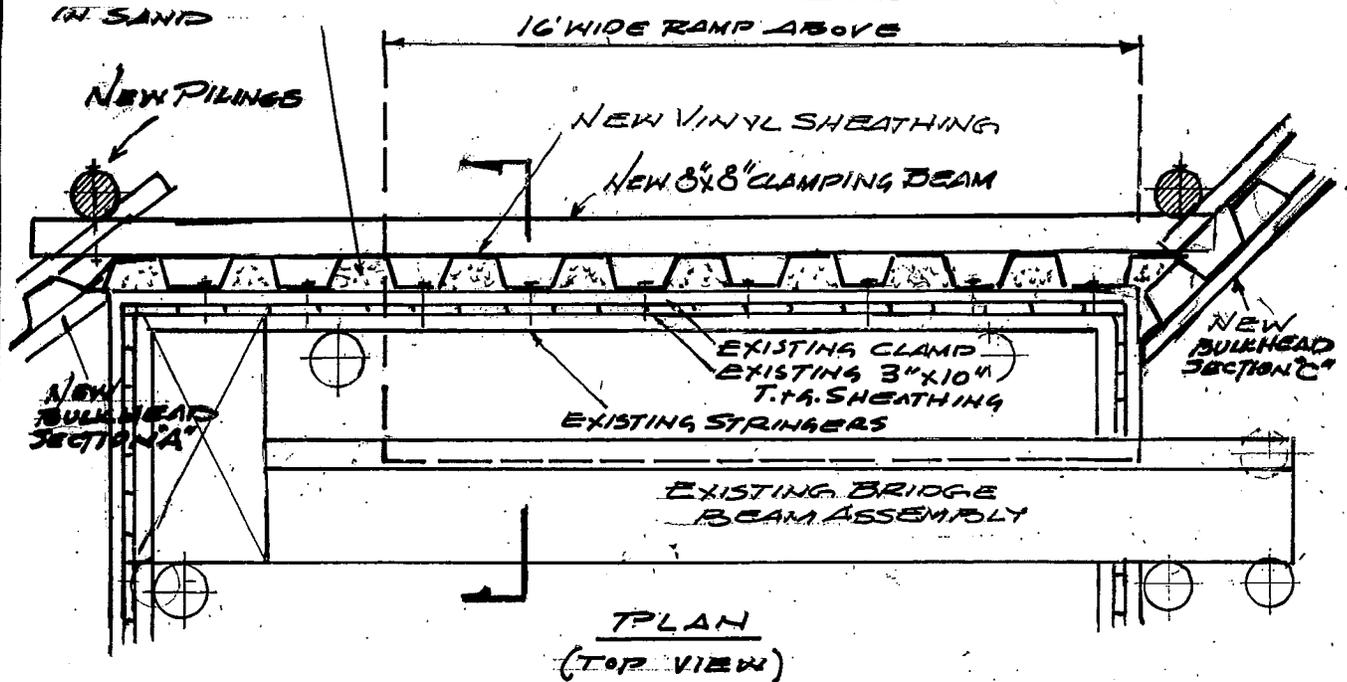


RETAINING WALL DETAIL

PREPARED BY:
CORFELD MARINE CONTRACTING CORP.
 P.O. Box 2124 GREENPORT, N.Y. 11944
 (631) 477-1199

APPLICANT:
NORTH FERRY CO. INC.
 P.O. Box 589
 SHELTER ISLAND NATS N.Y. 11965
 GREENPORT TERMINAL
 END OF 3RD STREET
 GREENPORT, N.Y. 11944
 SOUTH 104-6-4-14.4
 6/19/14 4/25/14

USACE FILE: NAN-2014-00750-ESW



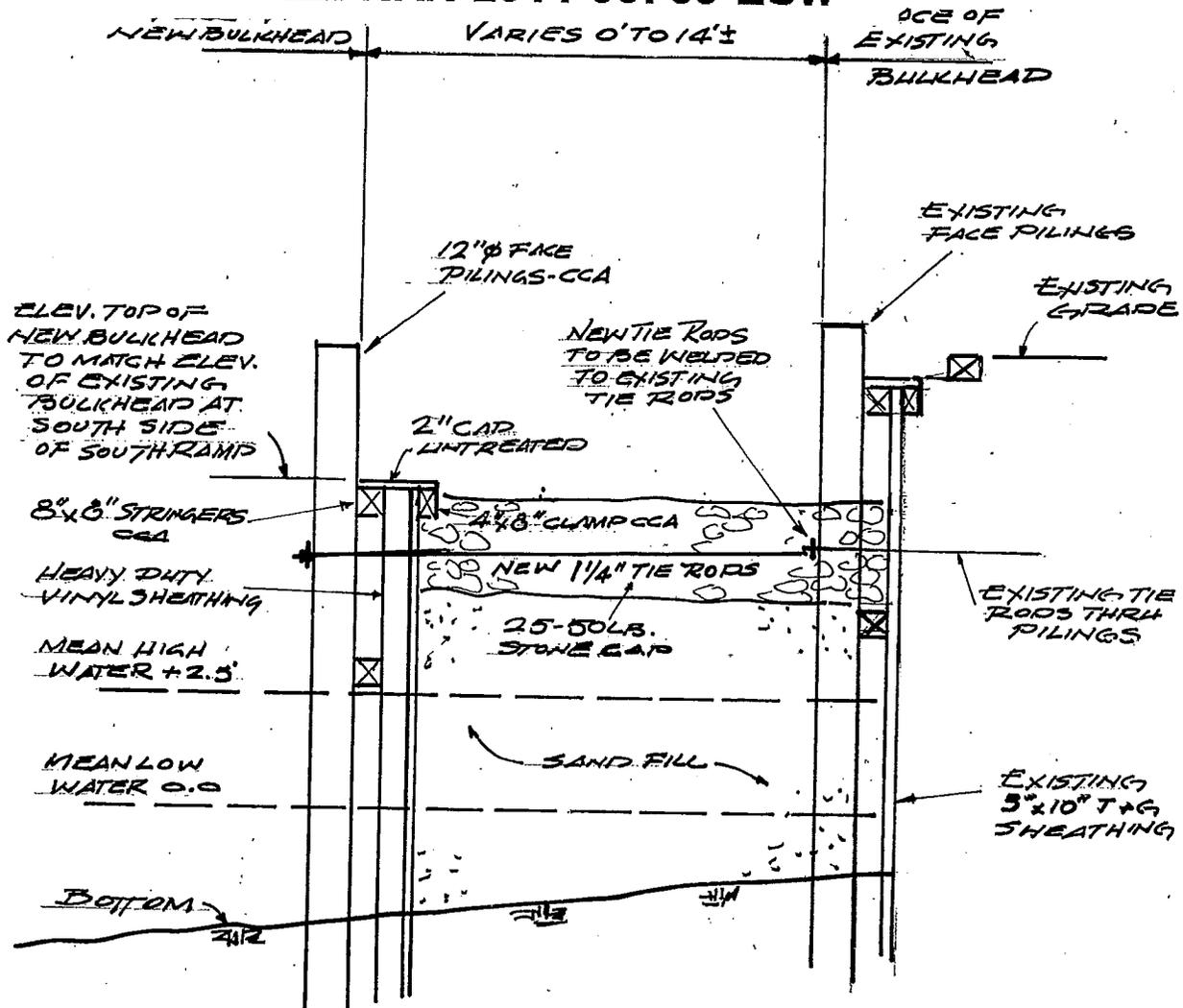
BULKHEAD DETAIL - AREA "B"



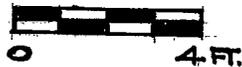
APPLICANT
 NORTH FERRY Co. INC.
 P.O. Box 589
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 GREENPORT TERMINAL
 END OF 3RD STREET
 GREENPORT, N.Y. 11944
 SCTM 1001-G-1-14.4

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BULKHEAD DETAIL AREA "C"



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