



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-20111-01274-ETA
Issue Date: August 29, 2012
Expiration Date: September 29, 2012

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: GXG Management, LLC
 540 Madison Avenue, Suite 21A
 New York, NY 10022

ACTIVITY: Ten Year Maintenance Dredging with Upland Disposal

WATERWAY: Gardiner's Bay

LOCATION: Gardiner's Island, 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. Comments provided will become a part of the public record for this action.

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

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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 is 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 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 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:

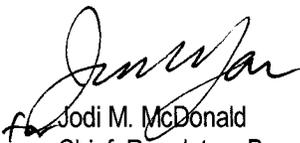
- New York State Department of Environmental Conservation

In order for us to better serve you, please complete our Customer Service Survey located at: <http://www.nan.usace.army.mil/business/buslinks/regulat/index.php?survey>.

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) 790-8521 and ask for Frank Tangorra.

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



Jodi M. McDonald
Chief, Regulatory Branch

Enclosures

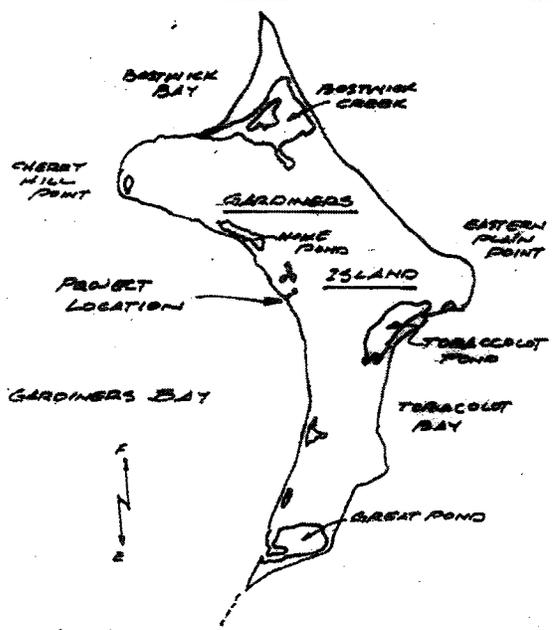
WORK DESCRIPTION

The applicant, GXG Management, LLC, has requested Department of the Army authorization for ten year maintenance dredging with upland disposal in Gardiner's Bay, in Gardiner's Island, Suffolk County, New York.

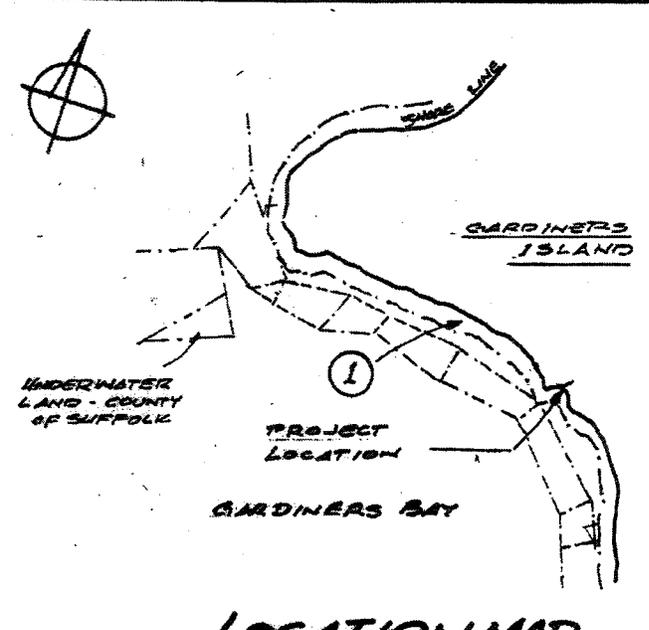
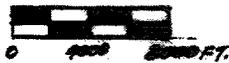
The work would involve ten year maintenance dredging, using clamshell bucket from crane on land and/or Barge or hydraulic excavator, of approximately 1,800 cubic yards of sandy material from Gardiner's Island inlet and boat basin to a depth of 8 feet below mean low water during each dredging occurrence; maintenance dredge approximately 800 cubic yards of sandy material from the deposition basin to a depth of 4 feet below mean low water during each dredging occurrence; and place a combined total of 2,600 cubic yards of dredged materials in the beach disposal site above the spring high water line during each dredging occurrence. The applicant proposes to perform the above described dredging event once each calendar year over the ten year period.

The applicant has stated that they have avoided, minimized, and mitigated for impacts proposed to the maximum extent practicable by limiting dredging to the smallest area practicable and the impacts are only temporary.

The stated purpose of this project is to provide adequate water depth for safe recreational navigation and mooring at the existing Gardiner's Island Marina.



VICINITY MAP



LOCATION MAP



ADJACENT PROPERTY OWNERS:

① STATE OF NEW YORK NAN-2011-01274-ETA

Proposed:

5 YEAR MAINTENANCE PERMIT TO DREDGE INLET AND BOAT BASIN TO - 6.0' BELOW MEAN LOW WATER LEVEL REMOVING APPROX. 1800 CU. YD'S OF CLEAN 100% GRANULAR SAND INITIALLY AND EACH YEAR THEREAFTER, DREDGE APPROX. 800 CU. YD'S OF CLEAN 100% GRANULAR SAND FROM DEPOSITION BASIN INITIALLY AND EACH YEAR THEREAFTER. DEPOSIT 2600 CU. YD'S OF SPOIL INITIALLY AND EACH YEAR THEREAFTER IN BEACH DISPOSAL AREA ABOVE MEAN HIGH WATER LINE. DREDGING TO BE DONE USING CLAM SHELL BUCKET FROM CRANE ON LAND AND/OR BARGE OR HYDRAULIC EXCAVATOR.

Access:

BY WATER USING BARGE/CRANE AND BY LAND THROUGH APPLICANTS PROPERTY

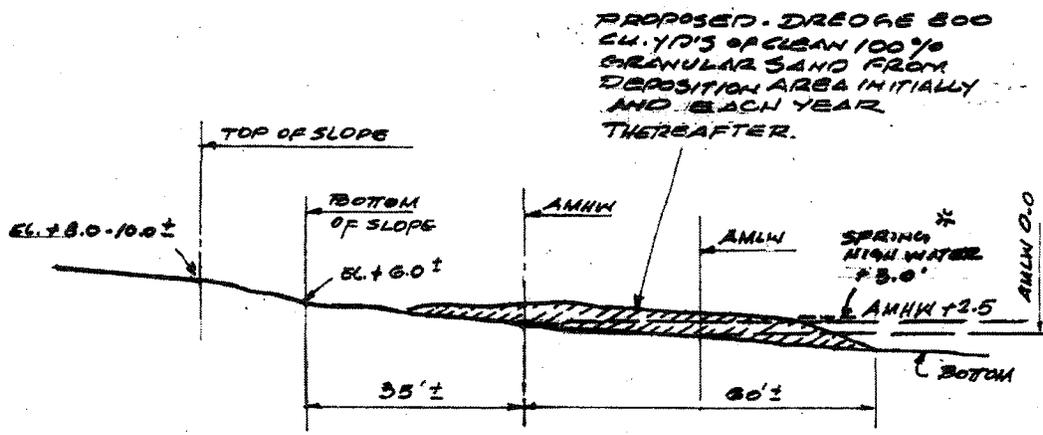
APPLICANT

GXG MANAGEMENT, LLC
 540 MADISON AVE. SUITE 21A
 NEW YORK, N.Y. 10022
 GARDINERS ISLAND N.Y. 11937
 S.C.T.M. 0300-203-3-1

PREPARED BY:

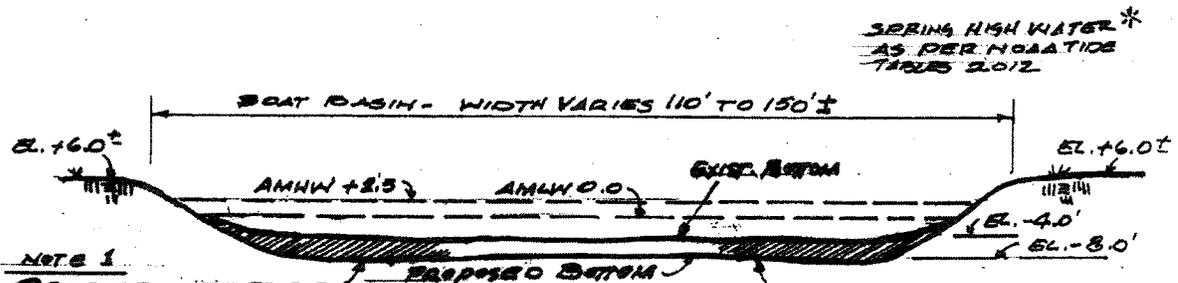
COSTELLO MARINE CONTRACTING CORP.
 P.O. Box 2134 GREENEPORT, N.Y. 11944
 (631) 477-1199

JAN. 19, 2012 AUG. 10, 2011 JUNE 23, 2011



PROPOSED: DREDGE 800 CU. YD'S OF CLEAN 100% GRANULAR SAND FROM DEPOSITION AREA INITIALLY AND EACH YEAR THEREAFTER.

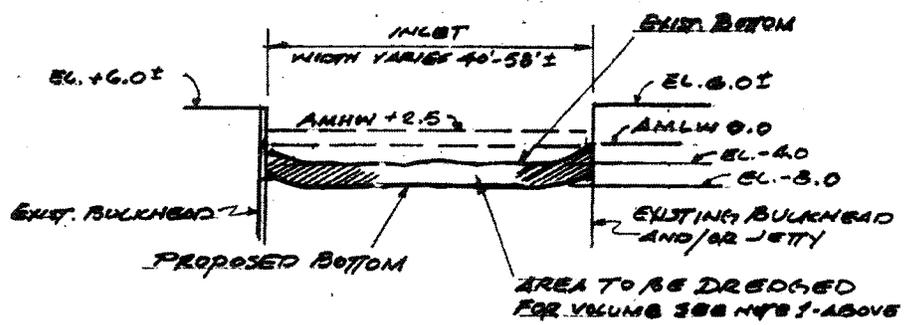
CROSS SECTION THRU DEPOSITION BASIN (LOOKING EAST)



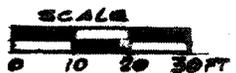
NOTE 1
PROPOSED: DREDGE TO -8.0' BELOW MEAN LOW WATER LEVEL APPROX. 1500 CU. YD'S OF CLEAN 100% GRANULAR SAND INITIALLY AND EACH YEAR THEREAFTER.

CROSS SECTION THRU BOAT BASIN (LOOKING NORTH)

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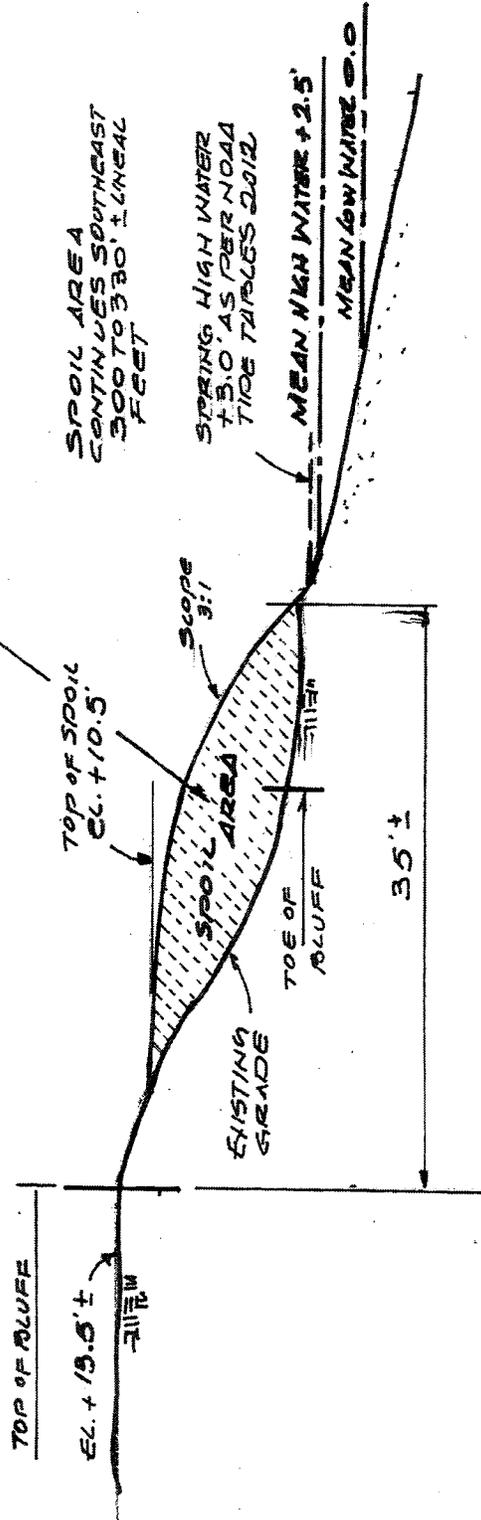
CROSS SECTION THRU INLET (LOOKING NORTH)



PREPARED BY:
COSTELLO MARINE CONTRACTING CORP.
P.O. Box 2124 GREENPARK, N.Y. 11966
(631) 477-1199

APPLICANT
G.X.G. MANAGEMENT, LLC
540 MADISON AVE. SUITE 21A
NEW YORK, N.Y. 10022
GARDINERS ISLAND, N.Y. 11937
S.C.T.M. 0500-203-8-1
JAN. 19, 2012 AUG. 10, 2011 JUNE 23, 2011

PROPOSED - DEPOSIT APPROX.
2000 CU. YD'S OF CLEAN 100%
ORGANIC SANDS FROM THE
GREEN ISLET BOAT LIFT AND
DEPOSITION AREA INITIALLY
AND EACH YEAR THEREAFTER



CROSS SECTION - DREDGED SPOIL BEACH
DISPOSAL - SITE

APPLICANT

GXS MANAGEMENT LLC
540 MADISON AVE. SUITE 21A
NEW YORK, N.Y. 10022
GARDINERS ISLAND, N.Y. 11937
SCTM 0300-203-3-1

NAN-2011-01274-ETA

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AUG. 10. 2011 JAN. 19. 2012