

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-2012-00383-EMN
Issue Date: 04 Oct 2012
Expiration Date: 05 Nov 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: West Sayville Boat Basin
138 Atlantic Avenue
West Sayville, New York 11796

ACTIVITY: Dredging of approximately 750 cubic yards of material to a depth of -4 Mean Low Water, without over depth. The activity would occur 3 times over a period of 10 years. Also under review are bulkhead replacement and discharge of fill for bank stabilization.

WATERWAY: Great South Bay

LOCATION: Town of Islip, 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

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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 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:

- Town of Islip
- New York State Department of Environmental Conservation

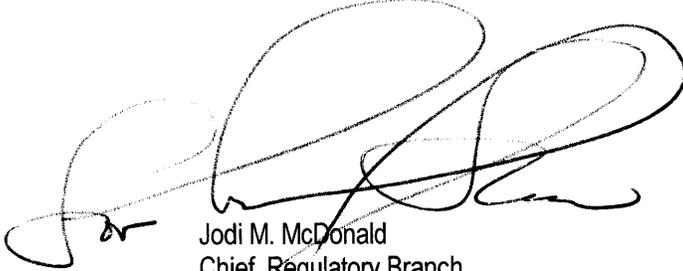
It is requested that you communicate the foregoing information concerning the activity to any persons known by you to be interested and who did not receive a copy of this notice. If you have any questions concerning this application, you may contact this office at (917) 790-8514 and ask for Shannon McNamara.

In order for us to better serve you, please complete our Customer Service Survey located at:
<http://per2.nwp.usace.army.mil/survey.html>

For more information on New York District Corps of Engineers programs, visit our website at

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<http://www.nan.usace.army.mil>



Jodi M. McDonald
Chief, Regulatory Branch

Enclosures

WORK DESCRIPTION

The applicant, West Sayville Boat Basin, has requested Department of the Army authorization for Maintenance Dredging in Great South Bay, Town of Islip, Suffolk County, New York.

The work would involve: Dredging of approximately 750 cubic yards of material, comprised of 75% sand and 25% sandy silt, to a maximum depth of 4 feet below Mean Low Water via clamshell dredge. The proposed activity would occur three times over a period of 10 years if a Department of the Army permit is issued. The dredged material would be placed behind an existing bulkhead, on the access road and parking area, with return flow to the waterway. (See sheet 2 of 4)

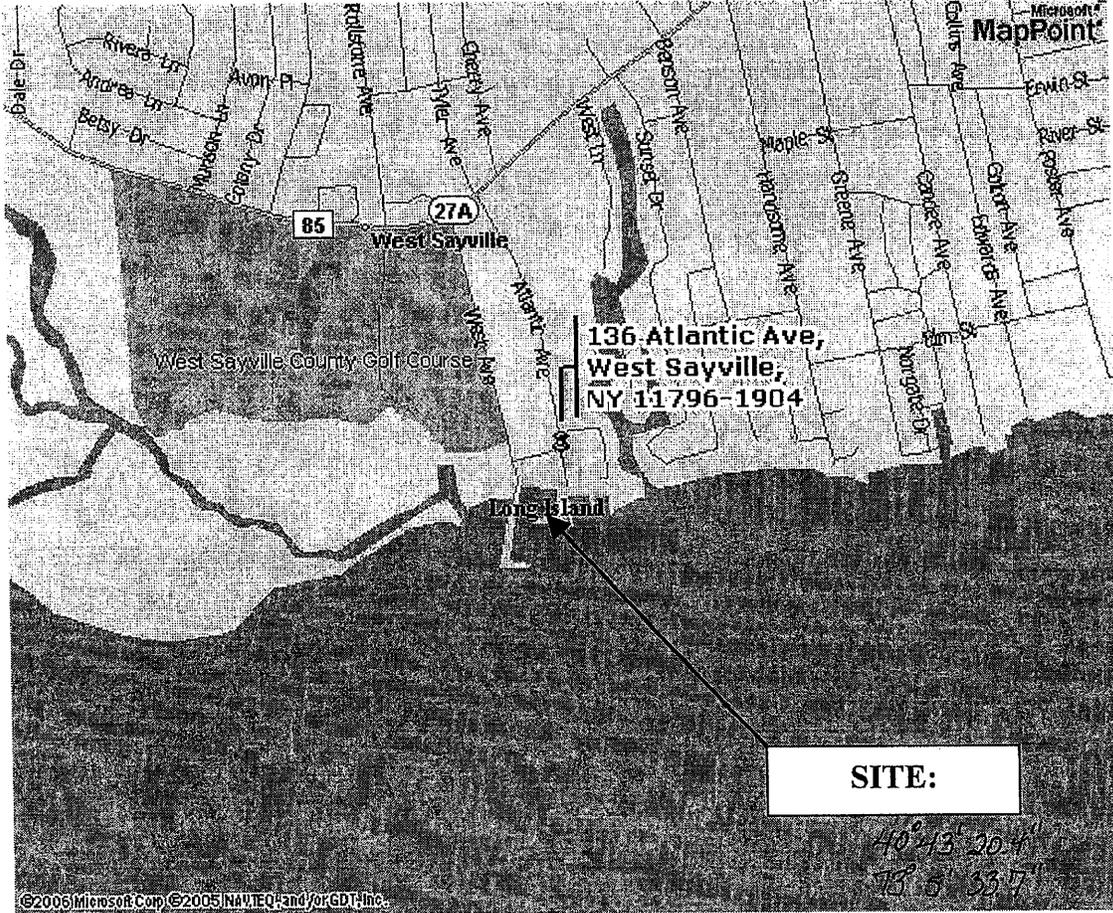
The replacement of 186 feet of existing bulkhead with timber sheets, the removal and replacement, in place, of 64 feet navy style existing bulkhead. (See sheet 3 of 4)

The placement of 300 cubic yards rock rip-rap along 130 feet of shoreline for stabilization and flood prevention. (See sheet 4 of 4)

The applicant has stated that they have avoided, minimized, and mitigated for impacts proposed to the maximum extent practicable by: proposed use of a clamshell dredge.

The stated purpose of this project is to enhance mooring by providing adequate mooring depths.

**CENAN-OP-RW
MEMORANDUM FOR THE RECORD**



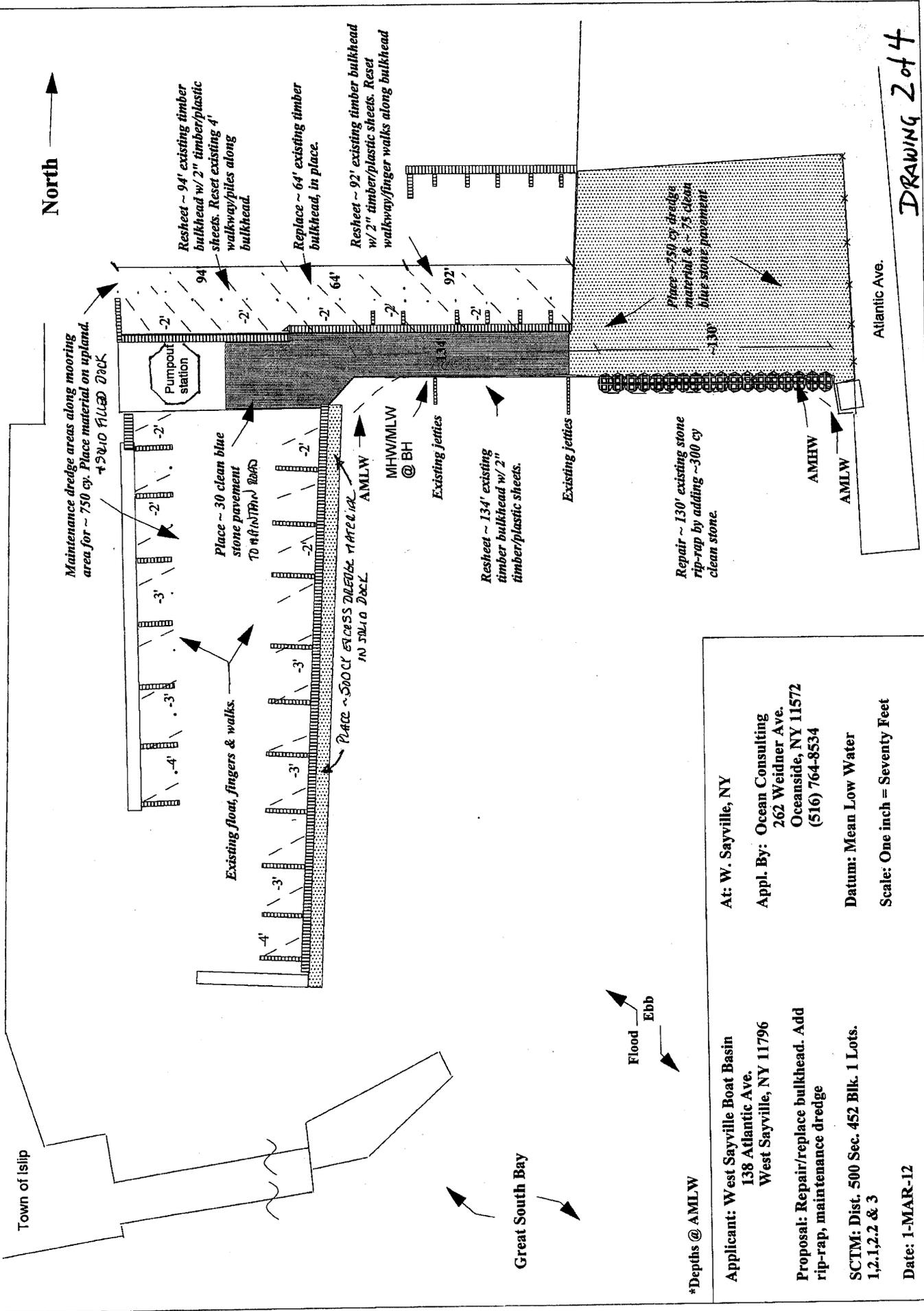
PAGE 1 of 4 PROPOSED RIP-RAP, BULLHEAD REPAIR

**SITE LOCATION MAP FOR
WEST SAYVILLE BOAT BASIN
136 ATLANTIC AVE
W. SAYVILLE, NY**

DRAWING 1 of 4

SITE PLAN FOR RIP-RAP AND BULKHEAD REPLACEMENT

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At: W. Sayville, NY

Applicant: West Sayville Boat Basin
138 Atlantic Ave.
West Sayville, NY 11796

App. By: Ocean Consulting
262 Weidner Ave.
Oceanside, NY 11572
(516) 764-8534

Proposal: Repair/replace bulkhead. Add rip-rap, maintenance dredge

SCTM: Dist. 500 Sec. 452 Blk. 1 Lots. 1,2,1,2,2 & 3

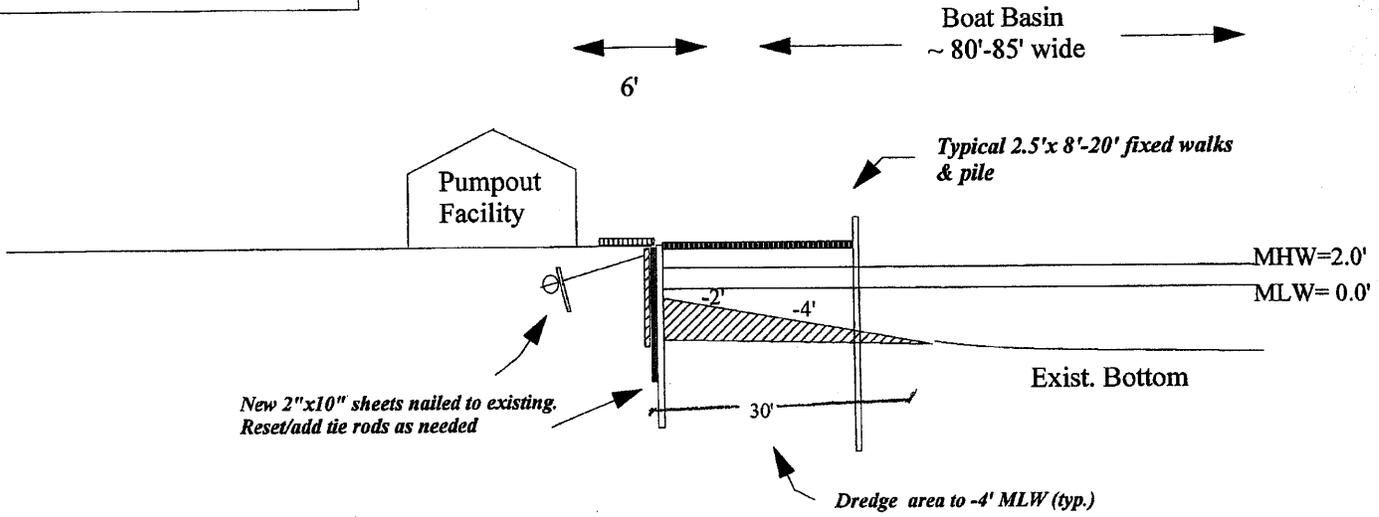
Date: 1-MAR-12

Datum: Mean Low Water

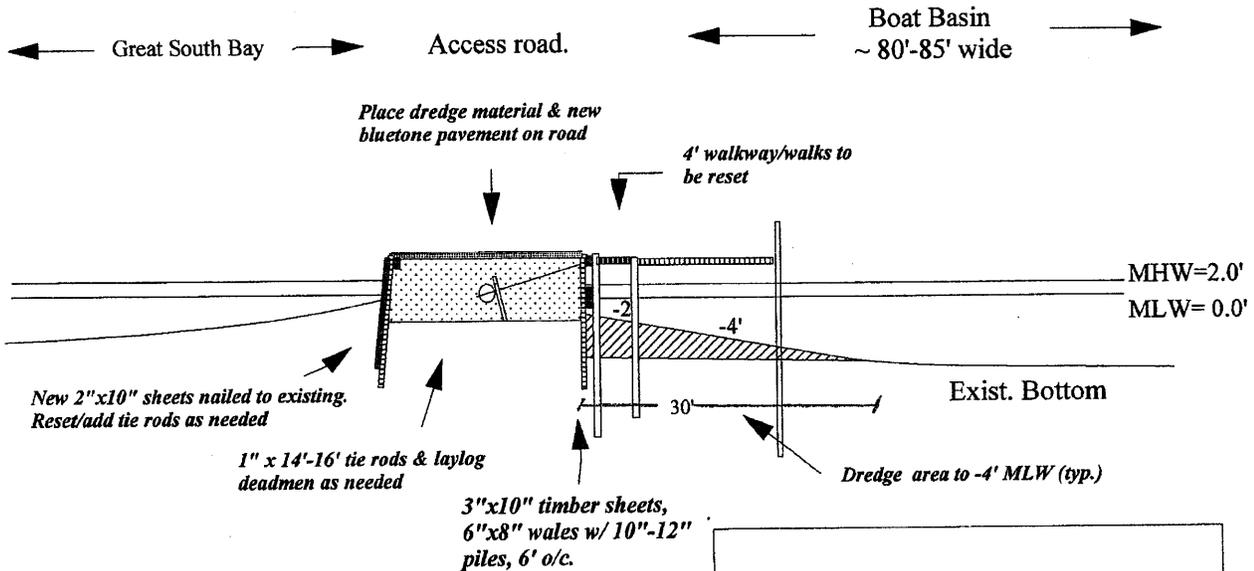
Scale: One inch = Seventy Feet

PROFILE THRU BULKHEAD REFACING AND REPLACEMENT NAN-2012-00383-EMN

Resheet sections (92' & 94')



Replacement section (64 ft). Reheating along bay side (134')



Notes: All material CCA & Hardware hot-dip galv.

**NYSDEC 1-4728-01961/00014
USACE 2005-00303-L2

Not for construction. Contractor to determine all materials specifications in the field prior to construction. Dredge material mostly sand

Applicant: West Sayville Boat Basin

Purpose: Stabilize shoreline & enhance mooring at private marina

SCTM: Dist: 500 Sec 452 Blk 1 Lots 1,2.1,2.2 & 3

Datum: Mean Low Water

Scale: One Inch = Twenty Feet

Proposed bulkhead repair, rip-rap installation & dredging in marina basin

At: West Sayville, New York

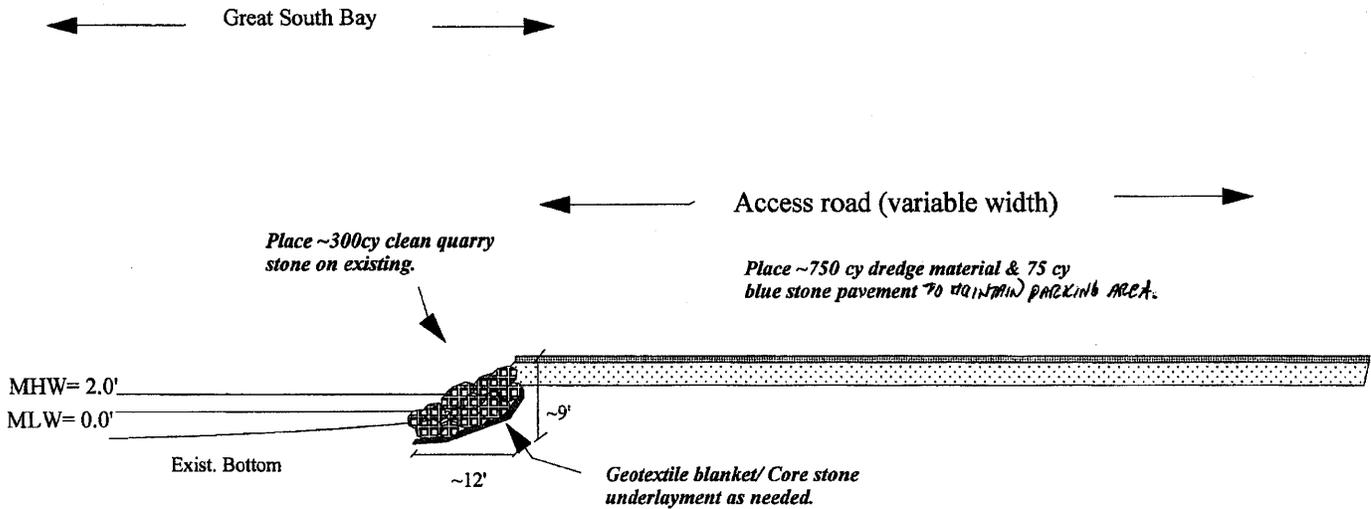
Appl. By: Ocean Consulting
262 Weidner Ave.
Oceanside, NY 11572
(516) 764-8534

Date: 1-MAR-12 **DRAWING 3 of 4**

Drawing 3 of 4

PROFILE THRU RIP-RAP REPAIR

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Notes: All material CCA & Hardware hot-dip galv.

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At: West Sayville, New York

Appl. By: Ocean Consulting
262 Weidner Ave.
Oceanside, NY 11572
(516) 764-8534

Date: 1-MAR-12

Drawing 4 of 4