



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: 2004-00439-L5
Issue Date: 20 SEP 2004
Expiration Date: 19 OCT 2004

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 USC 403) and Section 404 of the Clean Water Act (33 U.S.C. 1344).

APPLICANT: Manhasset Bay Marina
10 Matinecock Ave
Port Washington, NY 11050-2103

ACTIVITY: Marina Perimeter Expansion, Marina Reconfiguration, Floats/Ramps, Piles/Dolphins, Bulkhead, Fill

WATERWAY: Sheets Creek Channel, Manhasset Bay

LOCATION: Village of Manorhaven, Town of North Hempstead, Nassau 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 benefits 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, historical properties, fish and wildlife values, 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, consideration 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.

CENAN-OP-RE
PUBLIC NOTICE NO. 2004-00439-L5

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 of 1996 (Public Law 104-267), requires all federal agencies to consult with the National Marine Fisheries Service (NMFS) on all actions, or proposed actions, permitted, funded, or undertaken by the agency, that may adversely affect Essential Fish Habitat (EFH). A complete description of the project is given in the attached Work Description. The District Engineer has made the preliminary determination that the site-specific effects are likely to minimally adversely affect EFH and EFH-managed species. Further consultation with NMFS 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.

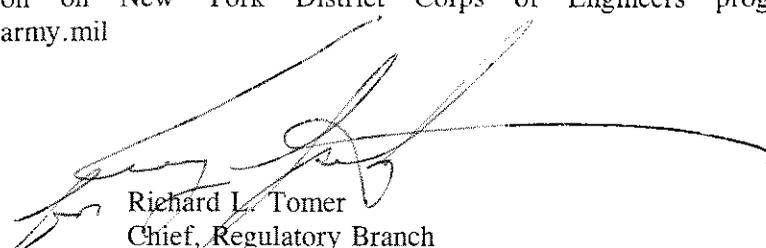
Pursuant to Section 307 (c) of the Coastal Zone Management Act of 1972 as amended [16 U.S.C. 1456 (c)], for activities under consideration that are located within the coastal zone of a state which has a federally approved coastal zone management program, the applicant has certified in the permit application 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 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
- Town of North Hempstead

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 (212) 264-6730 and ask for Zarife Koko Cronin.

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



Richard L. Tomer
Chief, Regulatory Branch

Enclosures

WORK DESCRIPTION

The applicant, Manhasset Bay Marina, has requested Department of the Army authorization for a marina perimeter expansion, marina reconfiguration, new float and ramp assemblies, piles, dolphins, bulkheading, and fill, in Sheets Creek Channel in Manhasset Bay, at the Village of Manorhaven, Town of North Hempstead, Nassau County, New York.

The proposed work would involve reconfiguring and extending the southern portion of the existing floating pier facilities and relocate/replace one finger float on the northeast corner of the marina. The reconfiguration/ extension would be accomplished by reconfiguring approximately 11,956 square feet (0.274 acres) and adding approximately 6,111 square feet (0.14 acres) of new floating piers to the 26,219 square feet (0.601 acres) of existing floating piers to remain unchanged, for a total of 44,286 square feet (1.017 acres) of floating piers. The description of proposed facilities will be described by rows as indicated Drawing 3:

Row A: Add one 8-foot wide by 48-foot long float with one (1) 6-foot wide by 44-foot long finger float and one (1) 6-foot wide by 50-foot long finger float, which would all be secured by four (4) guide piles. One 8-foot wide by 82-foot long float would be repositioned at the terminus of the proposed extension and would be secured by two (2) two-pile dolphins, one on each end;

Row B: Replace the existing gangway with one 7-foot wide by 80-foot long gangway for disabled persons access. Add one 8-foot wide by 90-foot long float with three (3) 4-foot wide by 38-foot long finger floats, three (3) 4-foot wide by 34-foot long finger floats secured by twelve (12) guide piles. The existing 15-foot wide by 102-foot long ramp and float assembly would be attached to the terminus of the proposed floats and would be secured by two sets of three-pile dolphins, on each landward side of the reconfigured float;

Row C: Add one 8-foot wide by 96-foot long float with three (3) 4-foot wide by 38-foot long finger floats, three (3) 4-foot wide by 34-foot long finger floats secured by twelve (12) guide piles. One 8-foot wide by 82-foot long float would be repositioned at the terminus of the proposed extension and would be secured by two (2) three-pile dolphins, one on each landward end;

Row D: Reposition eastward, the 8-foot wide by 440-foot long float with three (3) 4-foot wide by 26-foot long finger floats, nine (9) 4-foot wide by 38-foot long finger floats, five (5) 6-foot wide by 66-foot long floats, one (1) 5-foot wide by 58-foot long float, five (5) 5-foot wide by 43-foot long finger floats, with the removal and replacement of 44 guide piles. Construct one (1) 6-foot wide by 80-foot long float secured by one (1) three-pile dolphin, one (1) 6-foot wide by 66-foot long float secured by one new guide pile, one (1) 8-foot wide by 98-foot long extension to the reconfigured float with three (3) 4-foot wide by 38-foot long finger floats all secured by nine (9) new guide piles. Attach the existing 8-foot wide by 88-foot long ramp and float assembly to the proposed extension and secure the float assembly with two (2) three-pile dolphins, one on each end;

CENAN-OP-RE

PUBLIC NOTICE NO. 2004-00439-L5

Row E: Construct one (1) 7-foot wide by 31-foot long extension to the existing float and secure the extension with two (2) guide piles and one (1) 2- pile dolphin;

Row F: Install approximately 190 linear feet of steel sheetpile bulkhead at or above the line of Mean High Water and place approximately 211 cubic yards of clean upland fill behind the proposed bulkhead. Construct an 8-foot wide by 6-foot deep pile- supported platform leading to a 7-foot wide by 80-foot long gangway, with a ten-foot extension boarding platform, supported at the terminus by two (2) three-pile dolphins gantry support system. Install three (3) sets of three-pile dolphins north and south of the proposed gangway, for a total of six (6) mooring dolphins at Row F. The gangway would extend over a mud/sand flat.

The purpose of the project is to expand the existing perimeter of the marina, provide easier access for disabled individuals, provide mooring for a recreational fishing/party boat at Row F. At the east side of the property, the bulkheading is proposed for bank stabilization. The applicant has stated that there would be no mooring of vessels into the municipal fairway at the eastern portion of the marina (Row D). The piles would be installed using a pile-driver and the applicant has stated that the floats would be either timber, metal or concrete.



MANHASSET BAY MARINA

Site Location:

10 Matinecock Avenue

Latitude: N40° 50' 12"

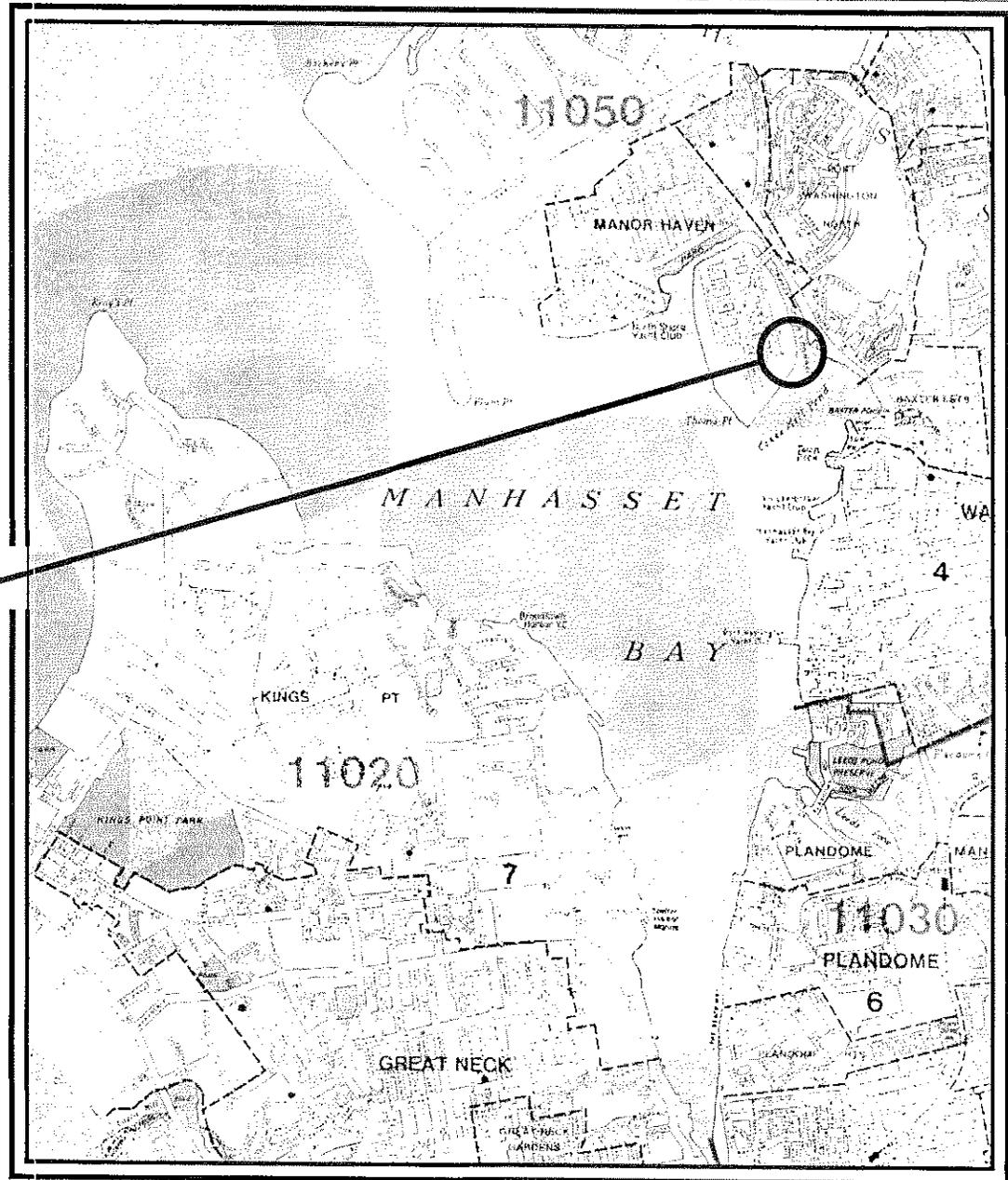
Longitude: W73° 42' 15"

DRAWING SET :

- Sheet No. 1 - Vicinity Map
- Sheet No. 2 - Existing Conditions Site Plan
- Sheet No. 3 - Proposed Conditions Site Plan
- Sheet No. 4 - Proposed Conditions Site Plan Detail - Marina Area
- Sheet No. 5 - Proposed Conditions Site Plan Detail - North Boat Landing Area
- Sheet No. 6 - Reconfiguration Perimeter Site Plan Detail - Marina Area
- Sheet No. 7 - Reconfiguration Perimeter Site Plan Detail - North Boat Landing Area
- Sheet No. 8 - Existing/Approved Parking Site Plan Detail
- Sheet No. 9 - Existing/Proposed Cross Section A-A'
- Sheet No. 10 - Existing/Proposed Cross Section B-B'
- Sheet No. 11 - Typical Proposed Floating Dock Detail

BASED UPON:

NASSAU COUNTY ATLAS BY HAGSTROM
SIXTEENTH EDITION - COPYRIGHT 1983



MANHASSET BAY MARINA
MANHASSET BAY
VILLAGE OF MANORHAVEN, TOWN OF NORTH HEMPSTEAD
NASSAU COUNTY
STATE OF NEW YORK

SCALE:
DATE: 04/14/04
FILE: H:\MBM-03-VIC.dwg
CADD BY: SAW
CHECKED BY: LL

REVISION DATE:

LOUIS F. LEMOND, P.E.
CIVIL ENGINEER

APPLICATION DRAWINGS FOR:
PROPOSED MARINA
RECONFIGURATION/EXTENSION

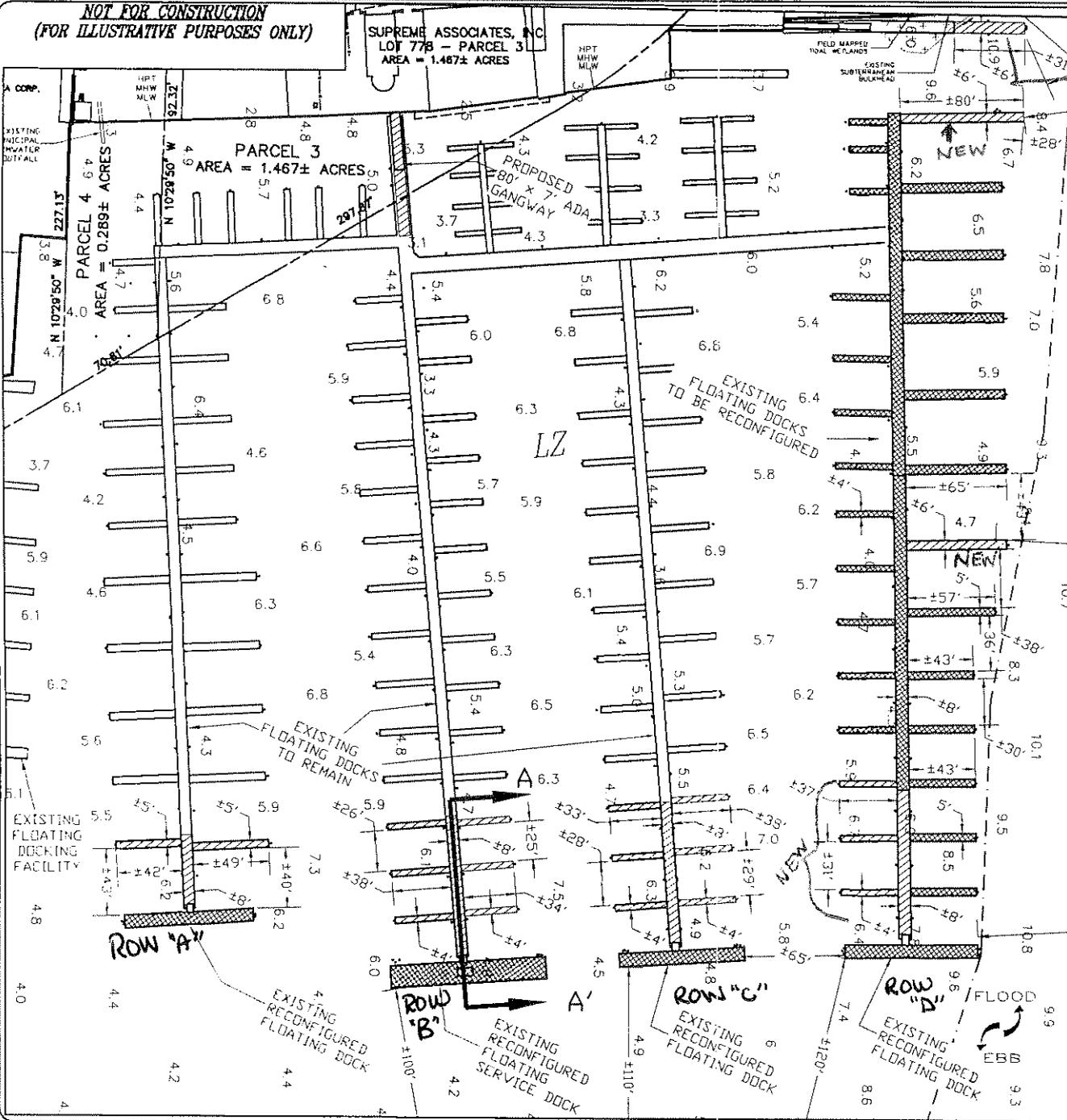
OWNER'S REPRESENTATIVE:
DANIEL S. NATCHEZ and ASSOCIATES Inc.
916 East Boston Post Road,
Mamaroneck, N.Y. 10543-4109
914-698-5678 WWW.DSNAINC.COM Fax 914-698-7321

NOT FOR CONSTRUCTION
(FOR ILLUSTRATIVE PURPOSES ONLY)

SUPREME ASSOCIATES, INC.
LOT 778 - PARCEL 3
AREA = 1.467± ACRES

SHEET No. 4
PROPOSED CONDITIONS
SITE PLAN DETAIL - MARINA AREA

ROW "E" & F
NEXT SHEET



BASED UPON:

FIELD VISITS CONDUCTED BY:
DANIEL S. NATCHEZ and ASSOC., Inc.
516 EAST BOSTON POST ROAD
MAMARONECK, NY 10543
DATED: OCTOBER 2000 THROUGH 2004

HYDROGRAPHIC SURVEY CONDUCTED BY:
MCKIM & CREED, INC. IN CONJUNCTION WITH
DANIEL S. NATCHEZ and ASSOC., Inc.,
DATED: 11/16/00 & 10/22/02

TIDAL WETLANDS DESIGNATIONS
PER NYSDEC TIDAL WETLANDS MAP
MAP NUMBER #608-520 FOR MANHASSET
BAY AREA (NASSAU COUNTY)
DATED: 10/09/04

UPLAND SURVEY PERFORMED BY
SEAR-BROWN ON 8/22/00
DRAWING DATED: 9/21/00
REVISED THROUGH 9/15/00

APPROXIMATE LOCATION OF SOME IN-WATER
STRUCTURES & SHORELINE INTERFACE PER
FIELD MAPPING BY MCKIM & CREED, INC.
DATED: 11/20/00 & 2/8/01

SOME UPLAND & IN-WATER FEATURES
PER AERIAL PHOTOGRAPHS TAKEN BY
AEROPHOTOS, INC. MANHASSET BAY MARINA
DATED: 8/14/90

APPROVED UPLAND PARKING LAYOUT PER
VILLAGE OF MANORHAVEN RESOLUTION
DATED 05-11-97 AND PER APPROVED
BY ARCHITECTURAL COMMUNICATIONS
DATED: REVISED THROUGH 05-19-03

NOTES

LOCATIONS OF MOST UPLAND, IN-WATER, AND SHORELINE
INTERFACE FEATURES ARE APPROXIMATE AND HAVE BEEN
DERIVED FROM BEST FIT METHODOLOGIES COMBINING THE
SEAR-BROWN SURVEY, FIELD MAPPING, AND INFORMATION
FROM AERIALS. THIS INFORMATION IS SHOWN FOR
ILLUSTRATIVE PURPOSES ONLY.

ALL SOUNDINGS AND SPOT ELEVATIONS ARE BELOW
MEAN LOW WATER (MLW) UNLESS PRECEDED BY A
"+" IN WHICH CASE THE SOUNDING IS ABOVE MLW.

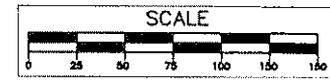
DATUM:

USAGE = U.S. ARMY CORPS OF ENGINEERS
NAD83 = NATIONAL GEODETIC VERTICAL DATUM
SANDY HOOK 1929
3.0 USAGE = M.S.P. = 2.41' HIGHER
-1.43' HIGHER = 1.43' NASSAU COUNTY DATUM

HORIZ. / VERT. CONTROL:

SOUNDINGS ARE IN FEET AND ARE REFERENCED
TO MEAN LOW WATER (MLW) BASED UPON BENCHMARK
NOS. DISK "AIRWAY 1939" SET IN BASE OF CONCRETE
MONUMENT COMMEMORATING AVIATION HISTORY
AT THE NW CORNER OF THE NORTH HEMPSTEAD
TOWN DOCK, 1.9 FEET NORTH OF THE NW CORNER
OF THE GRANITE MONUMENT, 1.4 FEET SW OF THE
NW FACE OF THE CONCRETE RETAINING WALL, AND
0.3 FEET WEST OF THE EAST FACE OF THE BASE
THAT SUPPORTS THE MONUMENT.
[*SEE NOTE 1]

NAD83 STATE PLANE COORDINATE SYSTEM
1066407
16544' MLW



LEGEND

- APPLICANT SUBJECT PROPERTY
- - - MEAN LOW WATER LINE
- - - APPROXIMATE MUNICIPAL NYSDEC TIDAL WETLAND DESIGNATIONS: FAIRWAY
- ▨ PROPOSED FLOTTING DOCKS
- ▩ EXISTING FLOTTING DOCKS TO BE MOVED AND/OR RECONFIGURED
- ▨ FIELD MAPPED TIDAL WETLANDS
- IM INTERTIDAL MARSH
- SM COASTAL SHOALS, BARS, AND MUDFLATS
- LZ LITTORAL ZONE

MANHASSET BAY MARINA
MANHASSET BAY
VILLAGE OF MANORHAVEN, TOWN OF NORTH HEMPSTEAD
NASSAU COUNTY
STATE OF NEW YORK

SCALE: 1" = 100'
DATE: 04/14/04
FILE: H:\MSM_DRG02.dwg
CADD BY: SAW
CHECKED BY: L.L.

REVISION DATE:

LOUIS F. LEMOND, P.E.
CIVIL ENGINEER

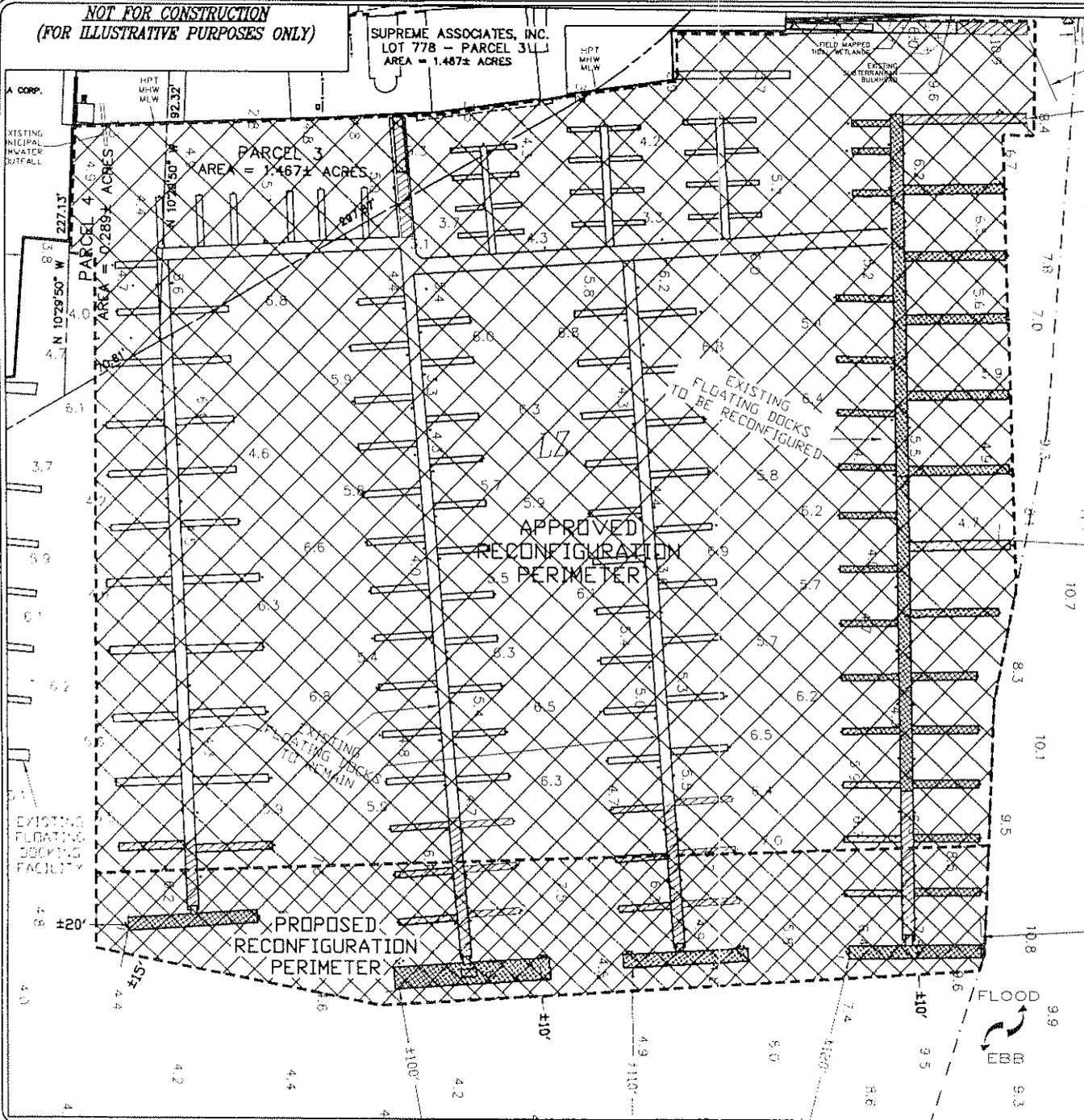
APPLICATION DRAWINGS FOR:
PROPOSED MARINA
RECONFIGURATION/EXTENSION

OWNER REPRESENTATIVE:
DANIEL S. NATCHEZ and ASSOCIATES Inc.
916 East Boston Post Road,
Mamaroneck, N.Y. 10543-4109
914-698-5678 WWW.DSNAINC.COM Fax 914-698-7321

NOT FOR CONSTRUCTION
(FOR ILLUSTRATIVE PURPOSES ONLY)

SUPREME ASSOCIATES, INC.
LOT 778 - PARCEL 3
AREA = 1.467± ACRES

SHEET No. 6
RECONFIGURATION PERIMETER
SITE PLAN DETAIL - MARINA AREA



BASED UPON:

FIELD SURVEYS CONDUCTED BY:
DANIEL S. NACHEZ and ASSOC., Inc.
516 EAST BOSTON POST ROAD
MAMARONECK, NY 10543
DATED: OCTOBER 2000 THROUGH 2004

HYDROGRAPHIC SURVEY CONDUCTED BY
MCHM & CREED, INC. IN CONJUNCTION WITH
DANIEL S. NACHEZ and ASSOC., Inc.
DATED: 11/16/00 & 10/22/02

TIDAL WETLANDS DESIGNATIONS
PER NYSDEC TIDAL WETLANDS MAP
MAP NUMBER (M08-520 FOR MANHASSET
BAY AREA (NASSAU COUNTY))
DATED: 10/09/94

LAND SURVEY PERFORMED BY
DEAR-BROWN ON 8/27/00
DRAWING DATED: 8/22/00
REVISED THROUGH 9/15/00

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STRUCTURES & SHORELINE INTERFACE PER
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DATED 05-11-97 AND PER APPROVED DRAWING
BY ARCHITECTURAL COMMUNICATIONS
DATED: REVISED THROUGH 05-11-02

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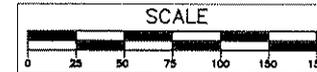
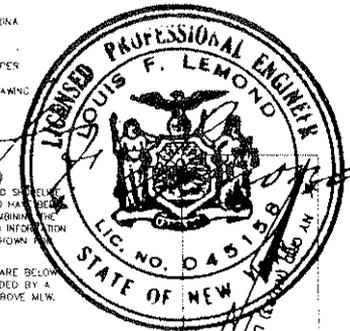
DATUM:

USAGE = US ARMY CORPS OF ENGINEERS
NGVD = NATIONAL GEODETIC VERTICAL DATUM
SANDY HOOK 1929
0.0' USAC = MLW = -3.43' NGVD
-3.43' NGVD = -3.43' NASSAU COUNTY DATUM

HORIZ/VERT. CONTROL:

SOUNDINGS ARE IN FEET AND ARE REFERENCED
TO MEAN LOW WATER (MLW) BASED UPON BENCHMARK
NGS DISK "ARWAY 1990" SET IN BASE OF CONCRETE
MONUMENT CONMEMORATING AVIATION HISTORY
AT THE NW CORNER OF THE NORTH HEMPSTEAD
TOWN DOCK, 1.9 FEET NORTH OF THE NW CORNER
OF THE GRANITE MONUMENT, 1.4 FEET SW OF THE
NW FACE OF THE CONCRETE RETAINING WALL, AND
0.3 FEET WEST OF THE EAST FACE OF THE BASE
THAT SUPPORTS THE MONUMENT
[*SEE NOTE 1]

NAD83 (1) STATE PLANE COORDINATE SYSTEM
N 242566 E 1066407
ELEVATION = +15.44' MLW



LEGEND

- APPLICANT SUBJECT PROPERTY
- MEAN LOW WATER LINE
- APPROXIMATE MUNICIPAL FAIRWAY
- ▨ PROPOSED FLOATING DOCKS
- ▩ EXISTING FLOATING DOCKS TO BE MOVED AND/OR RECONFIGURED
- ▧ APPROVED RECONFIGURATION PERIMETER
- ▦ PROPOSED RECONFIGURATION PERIMETER
- ▨ FIELD MAPPED TIDAL WETLANDS
- ▩ NYSDEC TIDAL WETLAND DESIGNATIONS:
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 - SM COASTAL SHOALS, BARS, AND MUDFLATS
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MANHASSET BAY MARINA
MANHASSET BAY
VILLAGE OF MANORHAVEN, TOWN OF NORTH HEMPSTEAD
NASSAU COUNTY
STATE OF NEW YORK

SCALE: 1" = 100'
DATE: 04/14/04
FILE: H:\MBM_DRG02.dwg
CADD BY: SAW
CHECKED BY: L.L.

REVISION DATE:

LOUIS F. LEMOND, P.E.
CIVIL ENGINEER

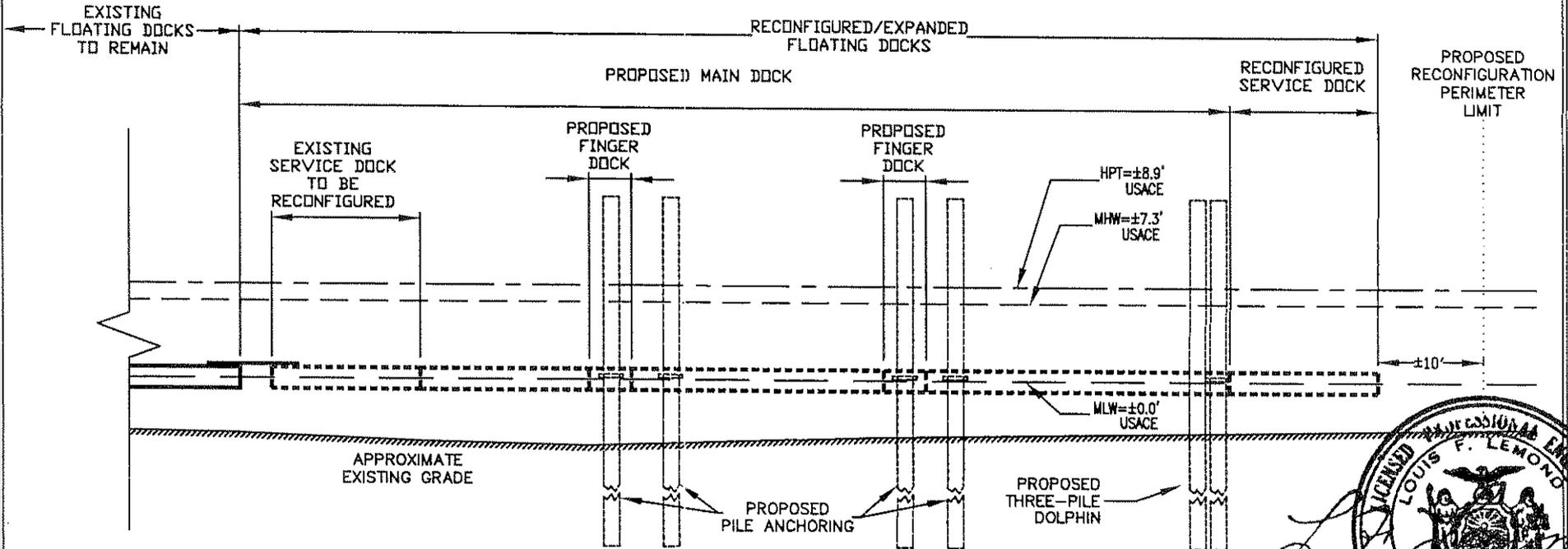
APPLICATION DRAWINGS FOR:
PROPOSED MARINA
RECONFIGURATION/EXTENSION

OWNER'S REPRESENTATIVE:
DANIEL S. NACHEZ and ASSOCIATES Inc.
916 East Boston Post Road,
Mamaroneck, N.Y. 10543-4109
914-698-5628 WWW.DSNAINC.COM Fax 914-698-7321

*NOT FOR CONSTRUCTION
(FOR ILLUSTRATIVE PURPOSES ONLY)*

**SHEET NO. 9
EXISTING/PROPOSED
CROSS SECTION A-A'**

CROSS SECTION A-A'

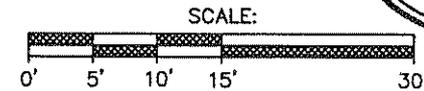


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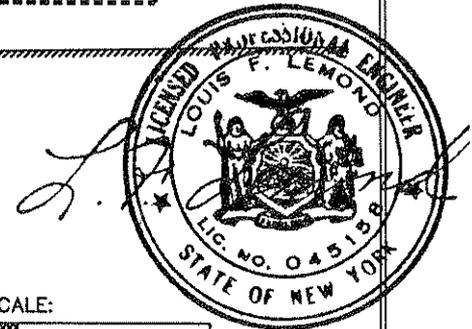
0.0' USACE = MLW = -3.4' NGVD
 NGVD = NATIONAL GEODETIC VERTICAL DATUM
 SANDY HOOK 1929
 USACE = US ARMY CORPS OF ENGINEERS

LEGEND

----- RECONFIGURED EXISTING OR NEW FLOATING DOCKS
 _____ EXISTING FLOATING DOCKS TO REMAIN



**SEE SHEET NO. 2 FOR NOTES
AND BASED UPON INFORMATION**



**MANHASSET BAY MARINA
 MANHASSET BAY
 VILLAGE OF MANORHAVEN, TOWN OF NORTH HEMPSTEAD
 NASSAU COUNTY
 STATE OF NEW YORK**

SCALE: 1" = 15'
 DATE: 04/14/04
 FILE: H:\MEM-03-pro.dwg
 CADD BY: SAW
 CHECKED BY: L.L.

REVISION DATE:

**LOUIS F. LEMOND, P.E.
 CIVIL ENGINEER**

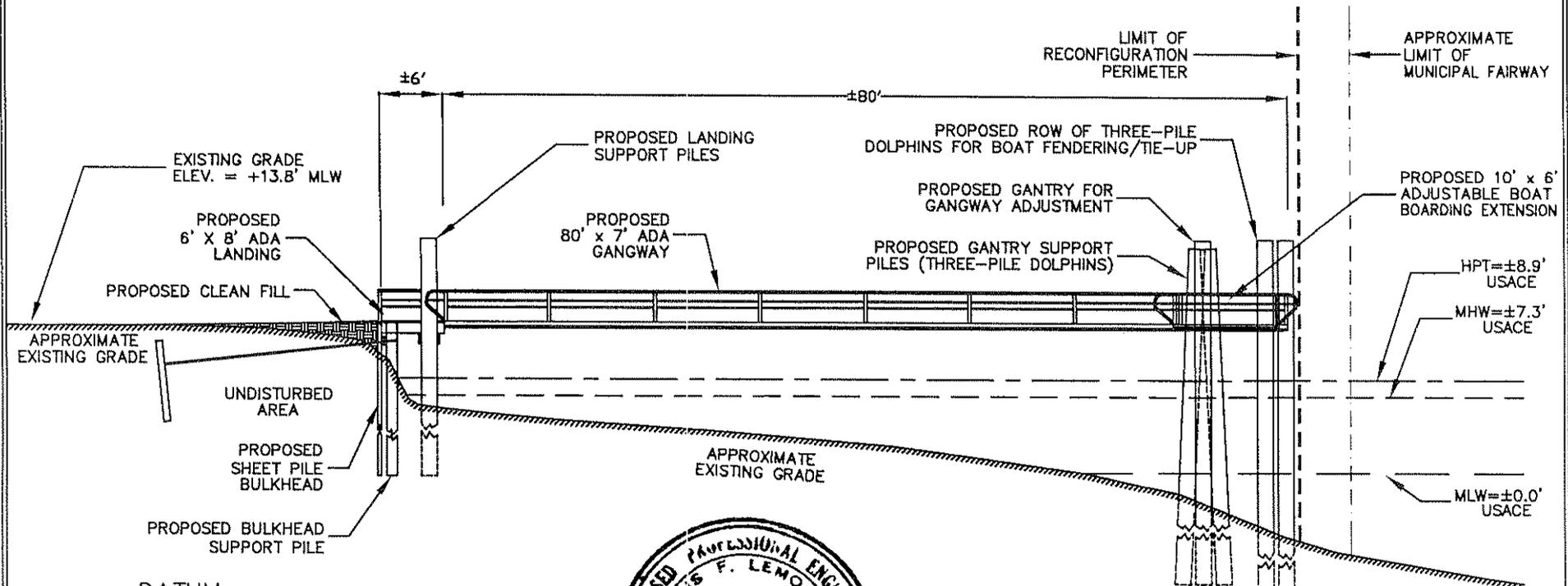
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OWNER'S REPRESENTATIVE
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 916 East Boston Post Road,
 Mamaroneck, N.Y. 10543-4109
 914-698-6678 WWW.DSNAINC.COM Fax 914-698-7321

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SHEET NO. 10
EXISTING/PROPOSED
CROSS SECTION B-B'

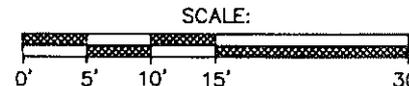
CROSS SECTION B-B'



DATUM:

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SEE SHEET NO. 2 FOR NOTES
 AND BASED UPON INFORMATION



MANHASSET BAY MARINA
 MANHASSET BAY
 VILLAGE OF MANORHAVEN, TOWN OF NORTH HEMPSTEAD
 NASSAU COUNTY
 STATE OF NEW YORK

SCALE: 1" = 15'
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 CHECKED BY: LLL

REVISION DATE:

LOUIS F. LEMOND, P.E.
 CIVIL ENGINEER

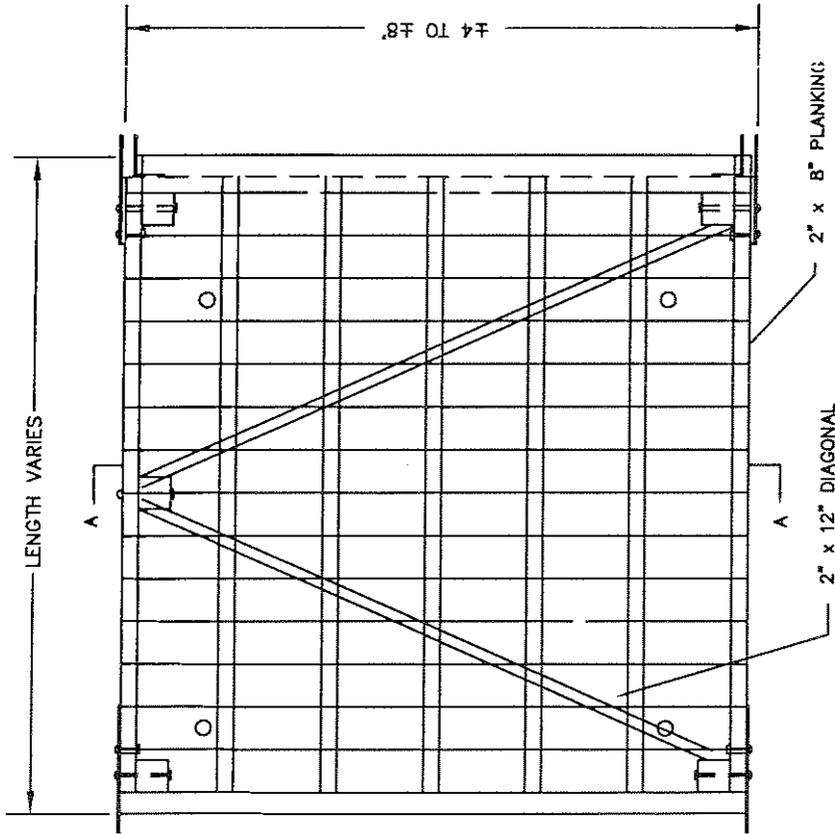
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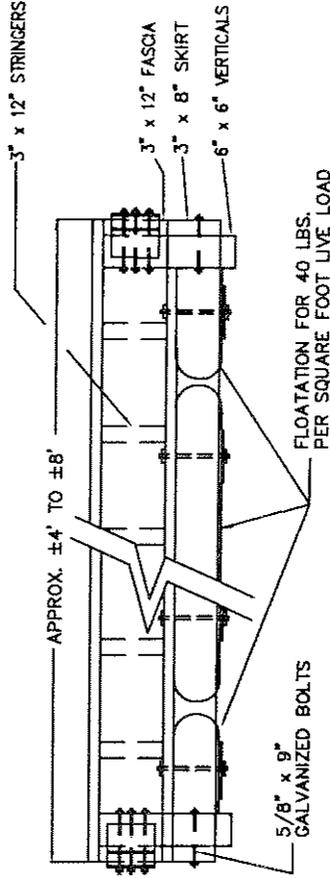
NOT FOR CONSTRUCTION
(FOR ILLUSTRATIVE PURPOSES ONLY)

****NOT TO SCALE****

SHEET NO. 11
TYPICAL PROPOSED
FLOATING DOCK DETAIL



PLAN



SECTION

NOTE:

STEEL, CONCRETE OR TIMBER FLOATS
WITH ENCASED FLOTATION ARE
ACCEPTABLE ALTERNATIVES

SCALE:	DATE: 04/14/04
FILE: 14\088-03-dock.dwg	CADD BY: SAW
CHECKED BY: L.L.	

MANHASSET BAY MARINA
MANHASSET BAY
VILLAGE OF MANORHAVEN, TOWN OF NORTH HEMPSTEAD
NASSAU COUNTY
STATE OF NEW YORK

LOUIS F. LEMOND, P.E.
CIVIL ENGINEER

APPLICATION DRAWINGS FOR:
PROPOSED MARINA
RECONFIGURATION/EXTENSION

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