



# 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-2007-793-EBU  
Issue Date: May 5, 2008  
Expiration Date: June 4, 2008

## 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).

APPLICANT: S.G.I. Marinas, L.L.C.  
50 West Water Street  
Sag Harbor, New York 11963

ACTIVITY: Dredge with 10 years maintenance with upland disposal

WATERWAY: Sag Harbor Cove, Shelter Island Sound

LOCATION: Village of Sage Harbor, Town of Southampton, 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.

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 (16 U.S.C. 1855 (b)), requires all federal agencies to consult with the National Oceanic and Atmospheric Administration (NOAA) Fisheries Service 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 proposed activity is given in the enclosed Work Description. The Corps of Engineers has made the preliminary determination that the site specific adverse effects are not likely to be substantial. Further consultation with NOAA Fisheries Service regarding EFH impacts and conservation recommendations will be concluded prior to the final permit 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, 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 Southampton

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) 790-8513 and ask for Ms. Denise Butts.

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

A handwritten signature in black ink that reads "Richard L. Tomer". The signature is written in a cursive, flowing style.

Richard L. Tomer  
Chief, Regulatory Branch

Enclosures

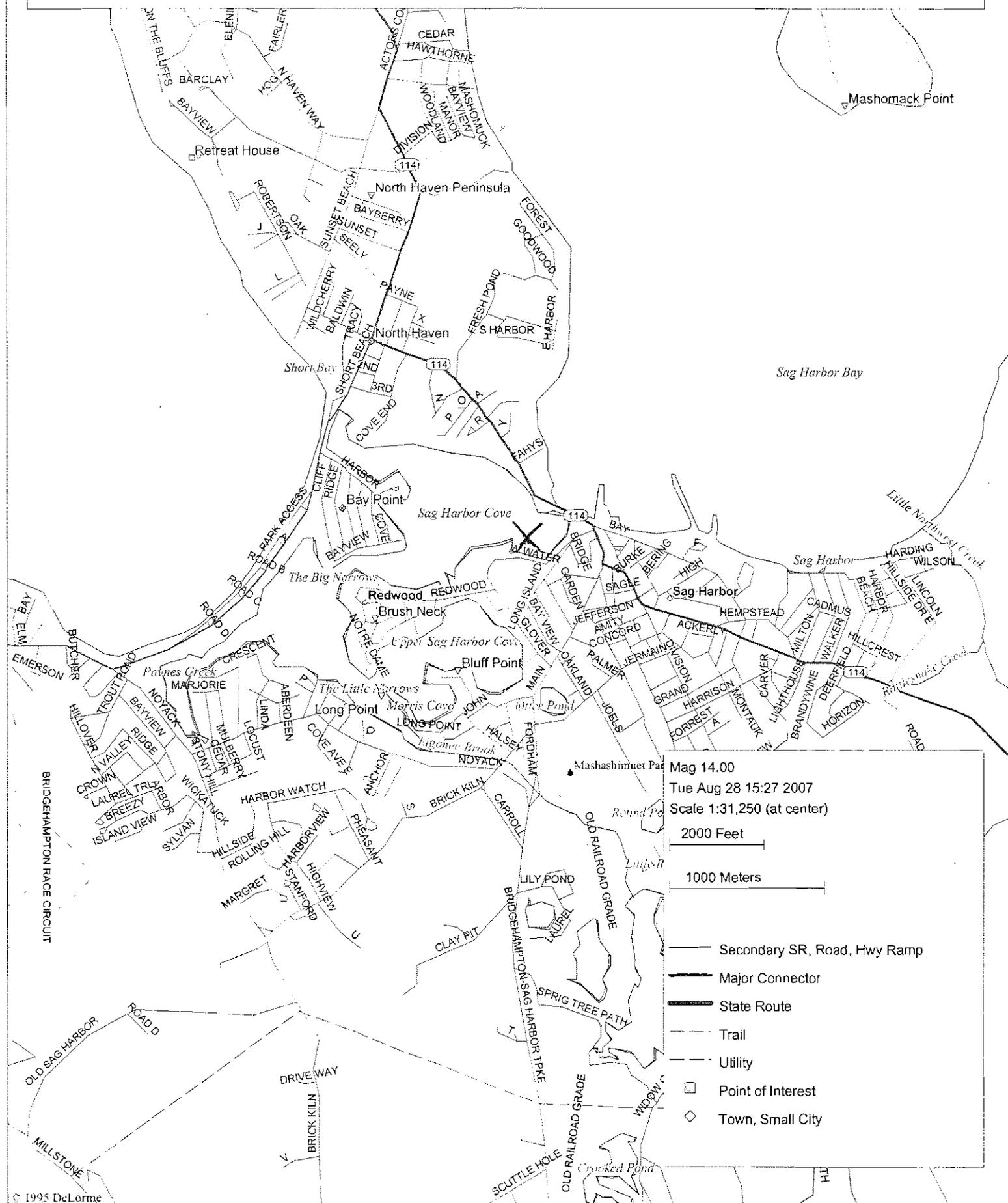
## WORK DESCRIPTION

The applicant, S.G.I. Marinas, L.L.C., has requested Department of the Army authorization to maintenance dredge with upland disposal in Sag Harbor Cove located in the Village of Sag Harbor, Town of Southampton, Suffolk County, New York.

The work would involve 10-years maintenance dredging by a barge mounted crane with clamshell bucket, within the existing irregular shaped areas within the existing marina boat basins. The work would include: dredging 256 cubic yards of sand/silt from area "A" to a depth of 4-feet below mean low water; 15 cubic yards of sand/silt from area "B" to a depth of 4-feet below mean low water; 96 cubic yards of sand/silt from area "C" to a depth of 6-feet below mean low water; 195 cubic yards of sand/silt from area "D" to a dept of 6-feet below mean low water; 74 cubic yards of sand/silt from area "E" to a depth of 4-feet below mean low water; and 11 cubic yards of sand/silt from area "F" to a dept of 8-feet below mean low water; total dredging of 647 cubic yards (see sheet 3 of 7) . All dredged material to be placed at an off site upland location. Subsequent maintenance dredging is anticipated approximately once ever year over 10 years, approximately 250 cubic yards per event, material would be place at an off site upland location.

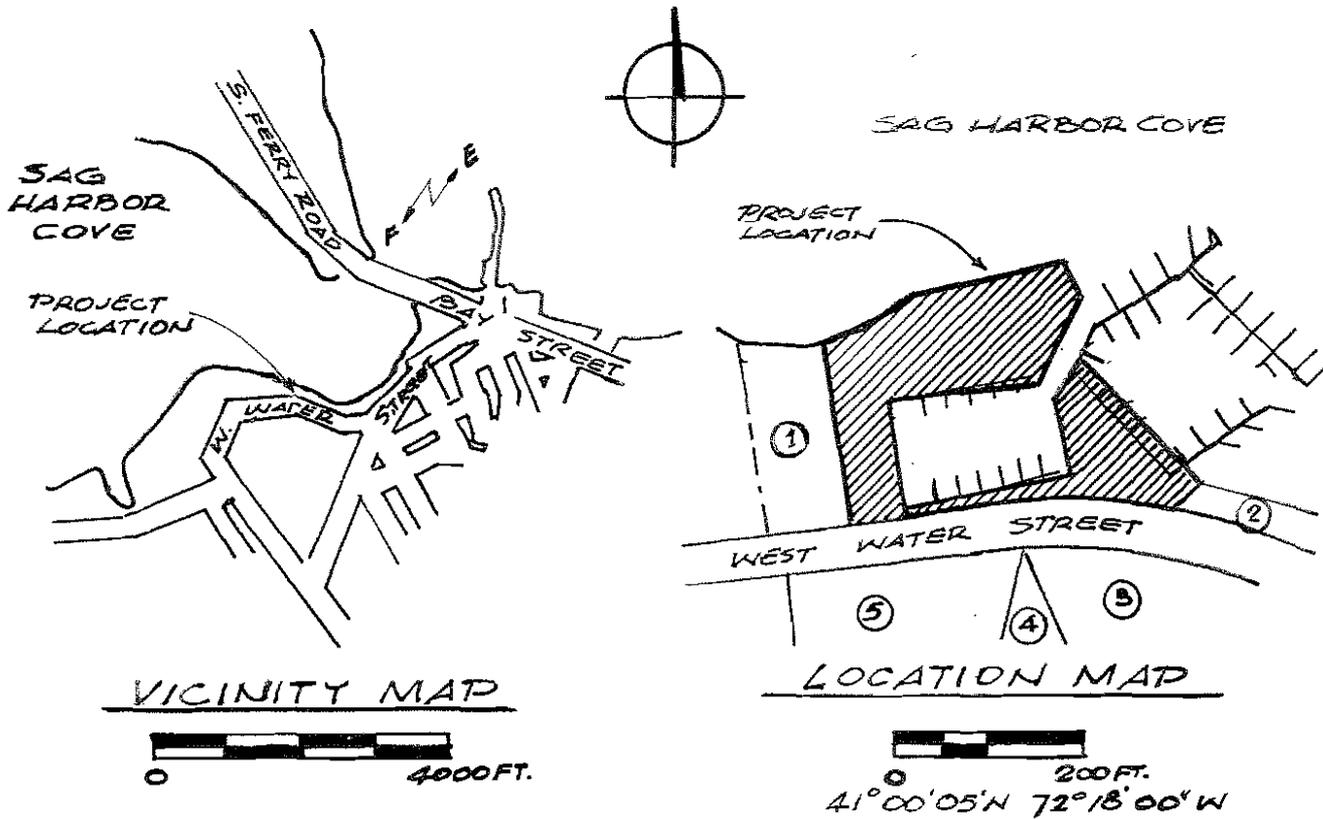
The stated purpose of this project is to maintain existing operational water depths.

# Map Title



Mag 14.00  
 Tue Aug 28 15:27 2007  
 Scale 1:31,250 (at center)  
 2000 Feet  
 1000 Meters

- Secondary SR, Road, Hwy Ramp
- Major Connector
- State Route
- - - Trail
- - - Utility
- Point of Interest
- ◇ Town, Small City



ADJACENT PROPERTY OWNERS:

- |  |   |
|--|---|
| <p>① BARRY, FRANK + FAVINO, BEATRICE<br/>P.O. BOX 750<br/>SAG HARBOR N.Y. 11963<br/>56 WEST WATER STREET</p> <p>② INC. VILLAGE OF SAG HARBOR<br/>(UNDERWATER LAND)</p> <p>③ HARBOR RESORTS INC.<br/>P.O. BOX 869<br/>SAG HARBOR, N.Y. 11963<br/>31 WEST WATER STREET</p> | <p>④ HOME OF THE WHALERS INC.<br/>P.O. BOX 2661<br/>SAG HARBOR, N.Y. 11963<br/>41 WEST WATER STREET</p> <p>⑤ SAG HARBOR INN CORP.<br/>P.O. BOX 2661<br/>SAG HARBOR, N.Y. 11963<br/>45 WEST WATER STREET</p> |
|--|---|

PROPOSED:

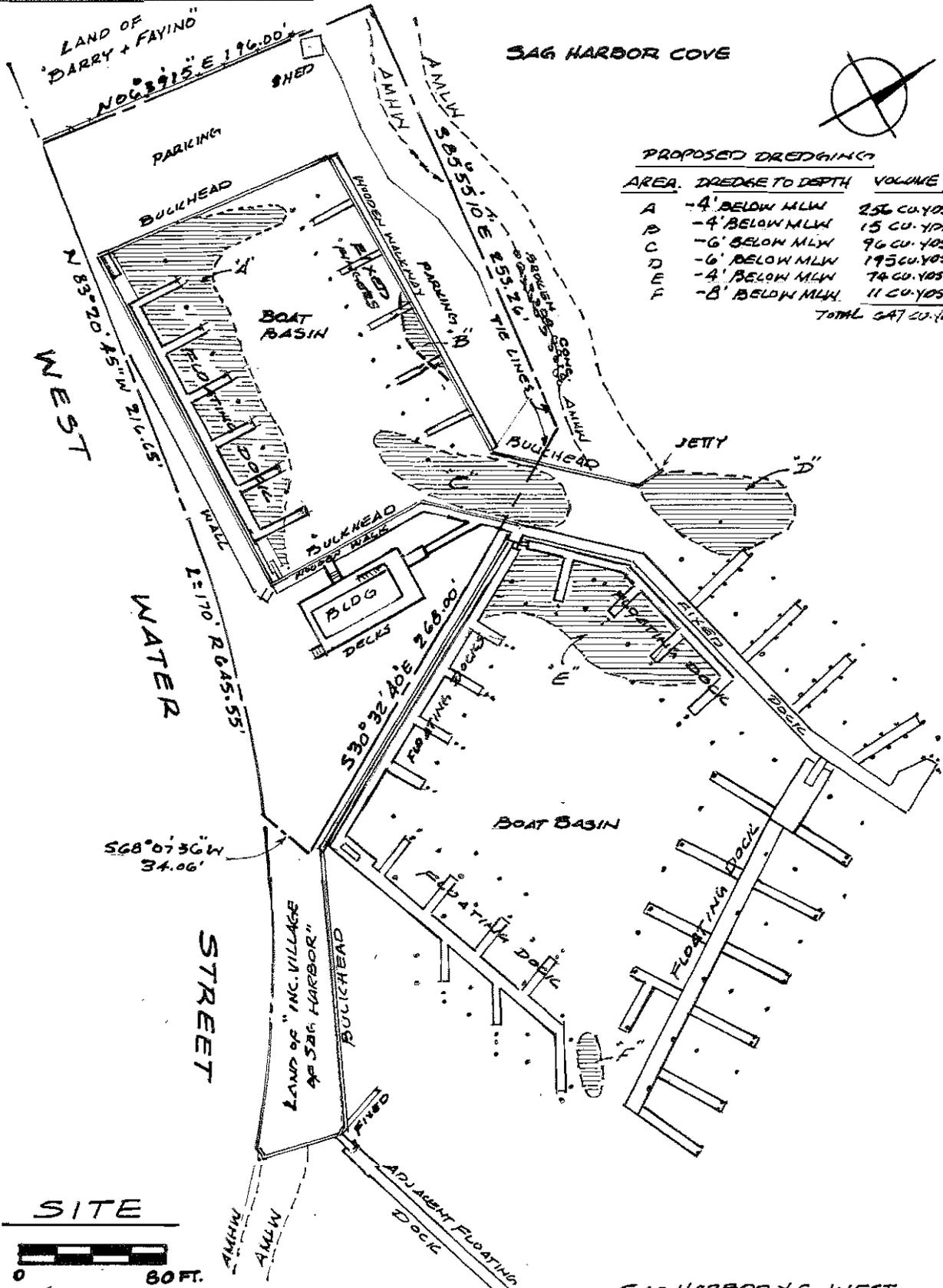
10 YEAR MAINTENANCE PERMIT TO MAINTENANCE DREDGE EXISTING MARINA BOAT BASINS, AREAS "A"- "B" + "E" TO A DEPTH OF -4.0' BELOW MEAN LOW WATER, AREAS "C" + "D" TO A DEPTH OF -6.0' BELOW MEAN LOW WATER AND AREA "F" TO A DEPTH OF -8.0' BELOW MEAN LOW WATER, REMOVING APPROX. 647 CU. YD'S OF SPOIL THE FIRST YEAR AND A MAXIMUM OF 250 CU. YD'S EACH YEAR THEREAFTER. TRUCK SPOIL OFF SITE TO AN APPROVED UPLAND DISPOSAL SITE.

METHOD: BY WATER USING BARGE/CRANE WITH CLAM SHELLBUCKET

SAG HARBOR Y.C. WEST  
50 WEST WATER STREET  
SAG HARBOR, N.Y. 11963  
SCTM 763-2-1-2.1+3.0  
APPLICANT  
S.G.I. MARINAS L.L.C.  
505 CHESTNUT STREET  
P.O. BOX 47 CEDARHURST  
N.Y. 11510

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

MAR. 19, 2007



**PROPOSED DREDGING**

AREA	DREDGE TO DEPTH	VOLUME
A	-4' BELOW MLW	256 CU.YDS.
B	-4' BELOW MLW	15 CU.YDS.
C	-6' BELOW MLW	96 CU.YDS.
D	-6' BELOW MLW	195 CU.YDS.
E	-4' BELOW MLW	74 CU.YDS.
F	-8' BELOW MLW	11 CU.YDS.
		<b>TOTAL 677 CU.YDS.</b>

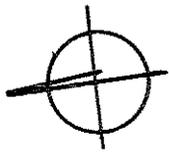


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 P.O. Box 2124 GREENPORT, N.Y. 11944  
 (681) 477-1199

**SAG HARBOR Y.C. WEST**  
 50 WEST WATER STREET  
 SAG HARBOR, N.Y. 11969  
 SCTM 903-2-1-21+3.0  
**APPLICANT**  
 S.G. I. MARINAS LLC  
 305 CHESTNUT STREET  
 P.O. Box 417 CEDARHURST  
 N.Y. 11516

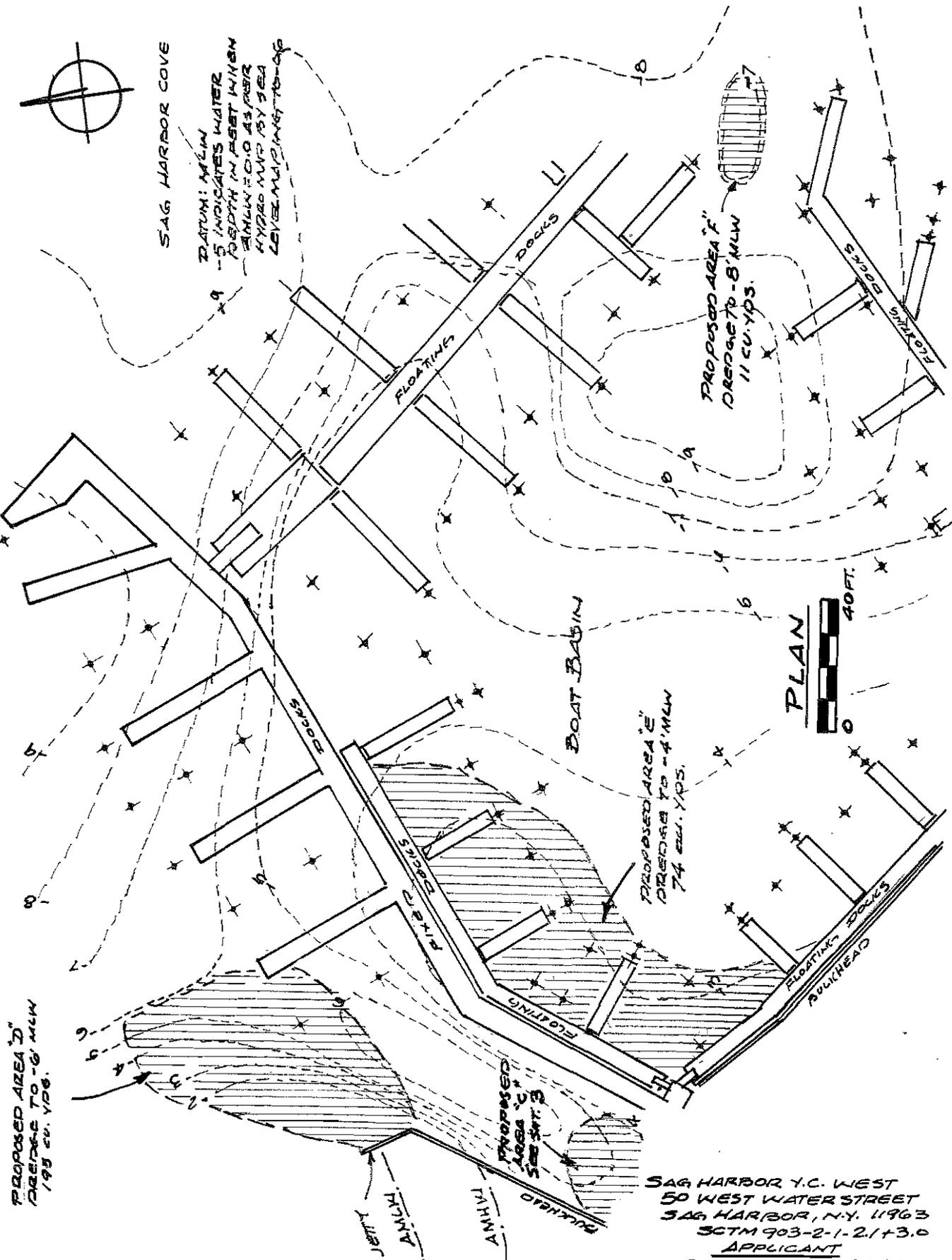
MAR. 19, 2007





SAG HARBOR COVE

DATUM: MLLW  
-5 INDICATES WATER  
FOOTING IN FEET WITHIN  
5' MLLW TO 0 AS PER  
HYDRO MAP BY SEA  
LEVEL MAPS TO 0' 0"



PROPOSED AREA "D"  
CREASE TO -6' MLLW  
195 CU. YDS.

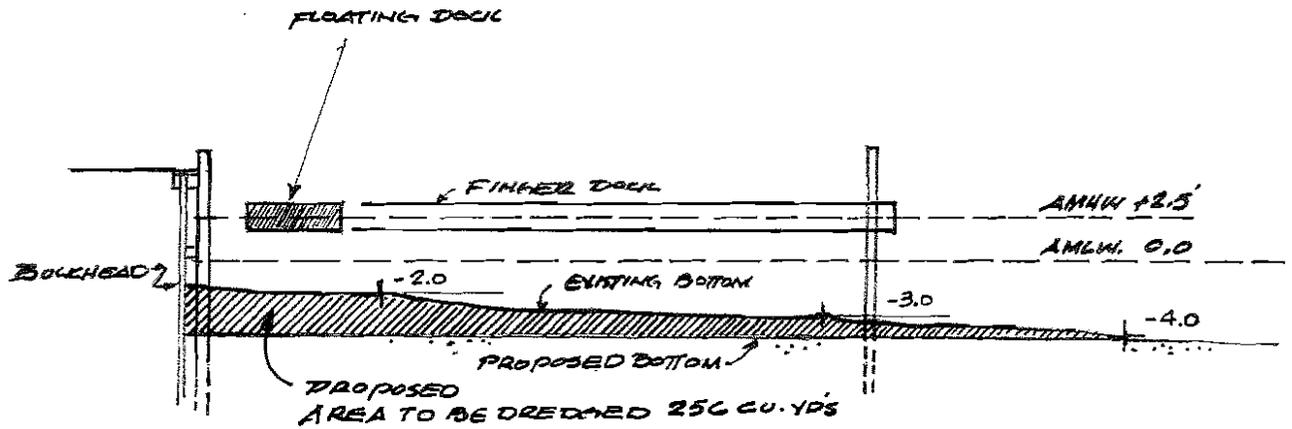
PROPOSED AREA "E"  
CREASE TO -4' MLLW  
74 CU. YDS.

PROPOSED AREA "F"  
CREASE TO -8' MLLW  
11 CU. YDS.

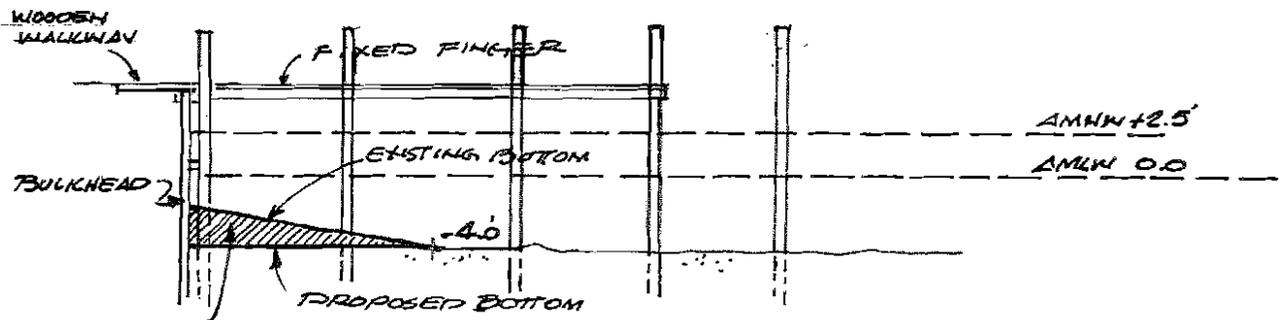
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SAG HARBOR Y.C. WEST  
50 WEST WATER STREET  
SAG HARBOR, N.Y. 11963  
SCTM 903-2-1-2/1+3.0  
APPLICANT  
S.G.I. MARINAS LLC  
505 CHESTNUT STREET  
P.O. BOX 417 CEDARNURST  
N.Y. 11516

MAR. 19, 2007

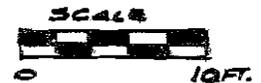
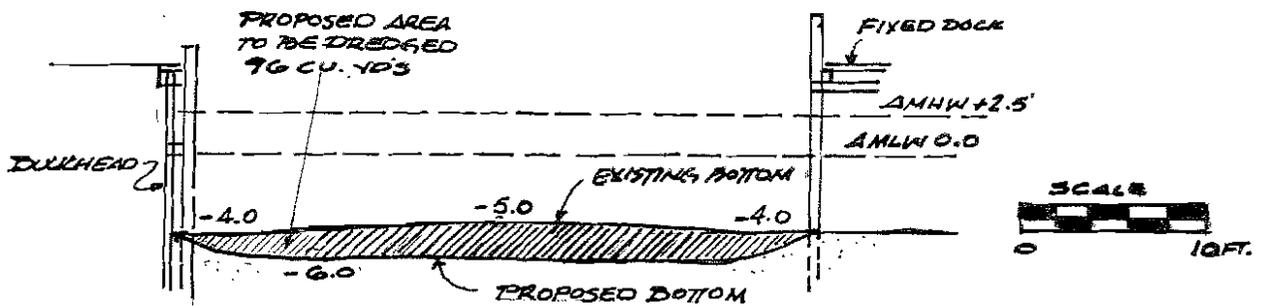


CROSS SECTION - AREA "A"



PROPOSED AREA TO BE DREDGED 18 CU. YDS

CROSS SECTION - AREA "B"



CROSS SECTION - AREA "C"

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 (631) 477-1199

SAG HARBOR Y.C. WEST  
 50 WEST WATER STREET  
 SAG HARBOR, N.Y. 11963  
 SCTM 903-2-1-2.1+3.0  
 APPLICANT  
 S.G.F. MARINAS LLC  
 505 CHESTNUT STREET  
 P.O. BOX 417 CEDARHURST  
 N.Y. 11516

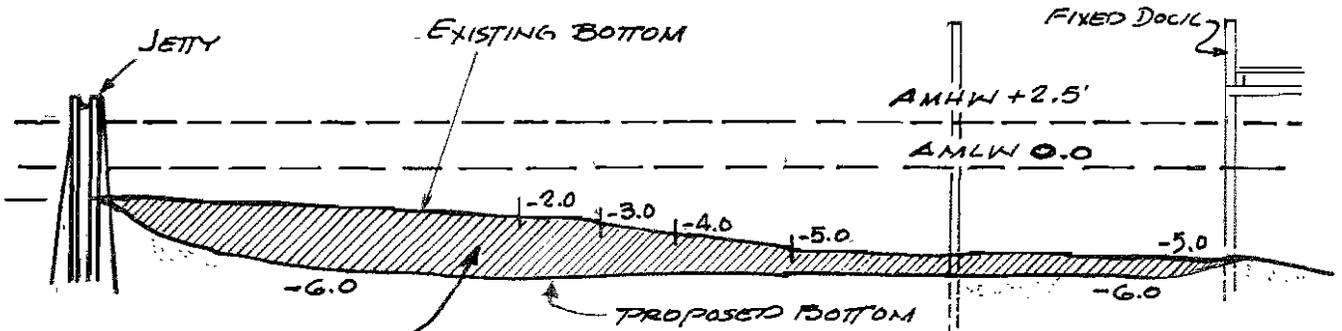
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SHEET 6 OF 7

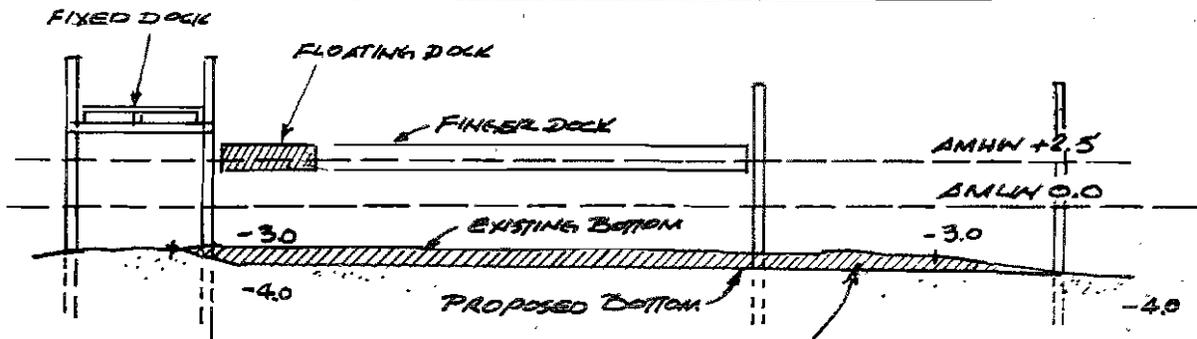
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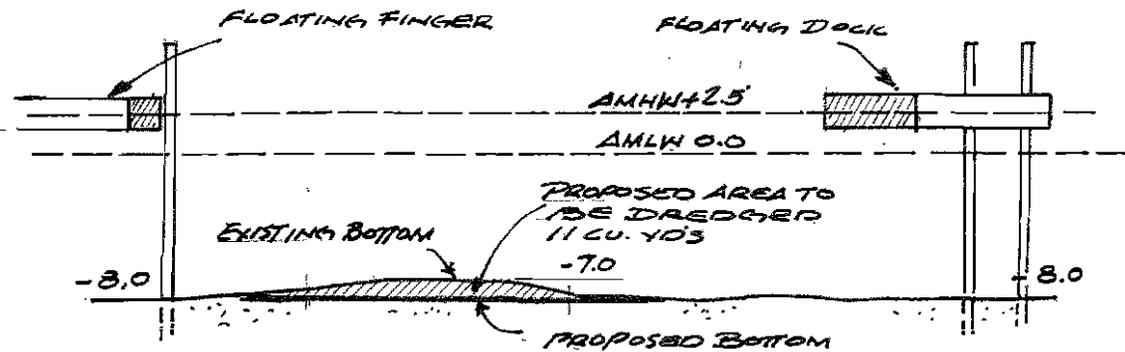
PROPOSED AREA TO  
 BE DREDGED  
 195 CU. YDS

**CROSS SECTION - AREA "D"**



PROPOSED AREA TO BE DREDGED  
 74 CU. YDS.

**CROSS SECTION - AREA "E"**



PROPOSED AREA TO  
 BE DREDGED  
 11 CU. YDS

**CROSS SECTION - AREA "F"**



SAG HARBOR Y.C. WEST  
 50 WEST WATER STREET  
 SAG HARBOR, N.Y. 11963  
 CTH 905-2-1-2113.0

APPLICANT  
 S.G.J. MARINAS LLC  
 505 CHESTNUT STREET  
 P.O. Box 47 CEDARHURST  
 N.Y. 11516

MAR. 19, 2007