

# 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-2008-00099-EHA  
Issue Date: November 10, 2008  
Expiration Date: December 10, 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) and Section 404 of the Clean Water Act (33 U.S.C. 1344).

APPLICANT:           Huntington Yacht Club  
                          95 East Shore Road  
                          Huntington, New York 11743

ACTIVITY:            Dredging with upland placement and ten years maintenance

WATERWAY:           Huntington Harbor, a tributary to Huntington Bay

LOCATION:             Town of Huntington, 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

CENAN-OP-RE  
PUBLIC NOTICE NO. NAN-2008-00099-EHA

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 and disturbance to the benthic environment. 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. The state has concurred with the applicant's certification. 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, 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 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

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) 790-8523 and ask for Naomi Handell.

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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>

  
Richard L. Tomer  
Chief, Regulatory Branch

Enclosures

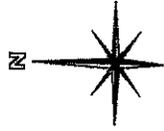
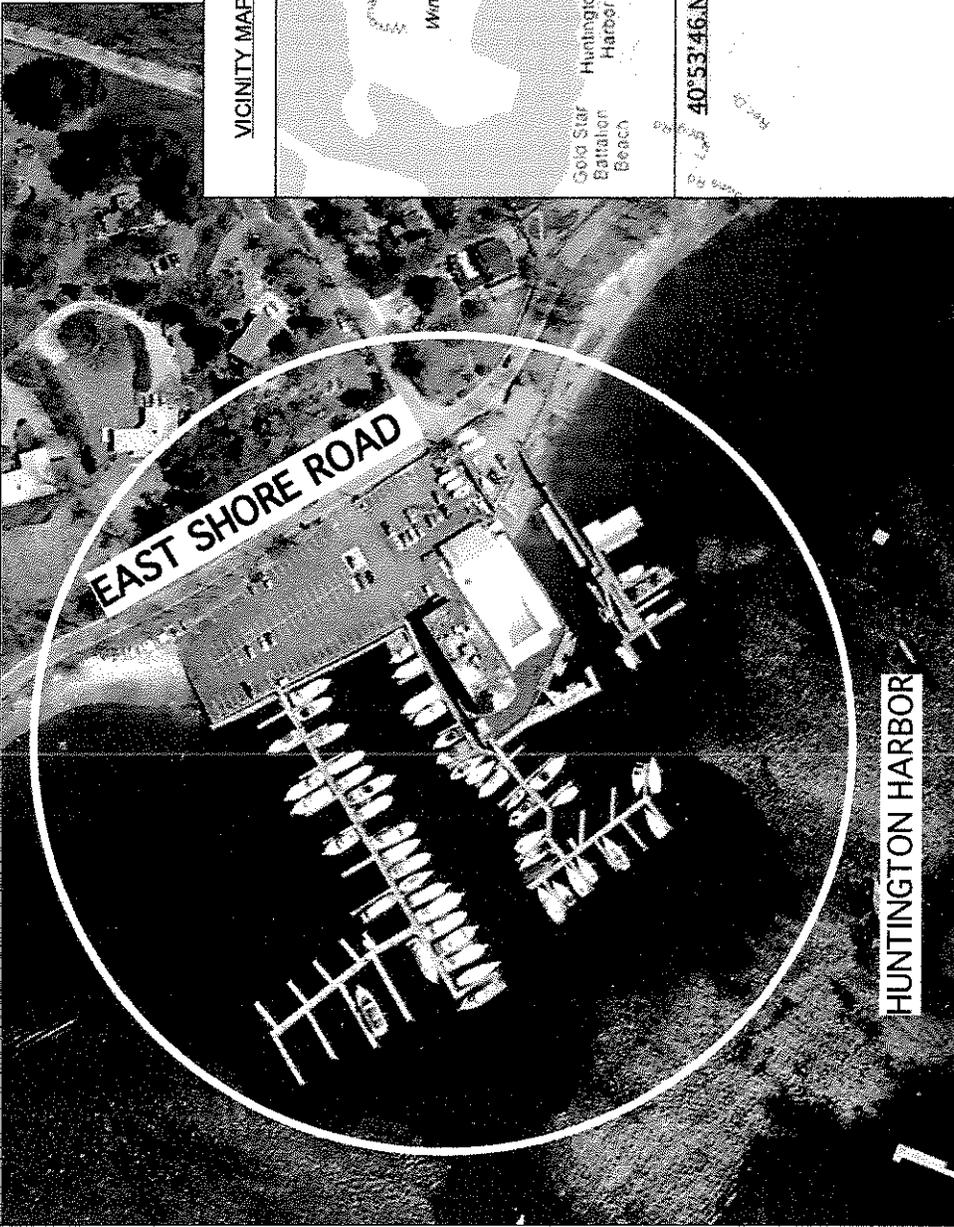
WORK DESCRIPTION

The applicant, Huntington Yacht Club, has requested Department of the Army authorization to dredge with ten years maintenance and upland placement. The project site is located in Huntington Harbor, a tributary to Huntington Bay, Town of Huntington, Suffolk County, New York.

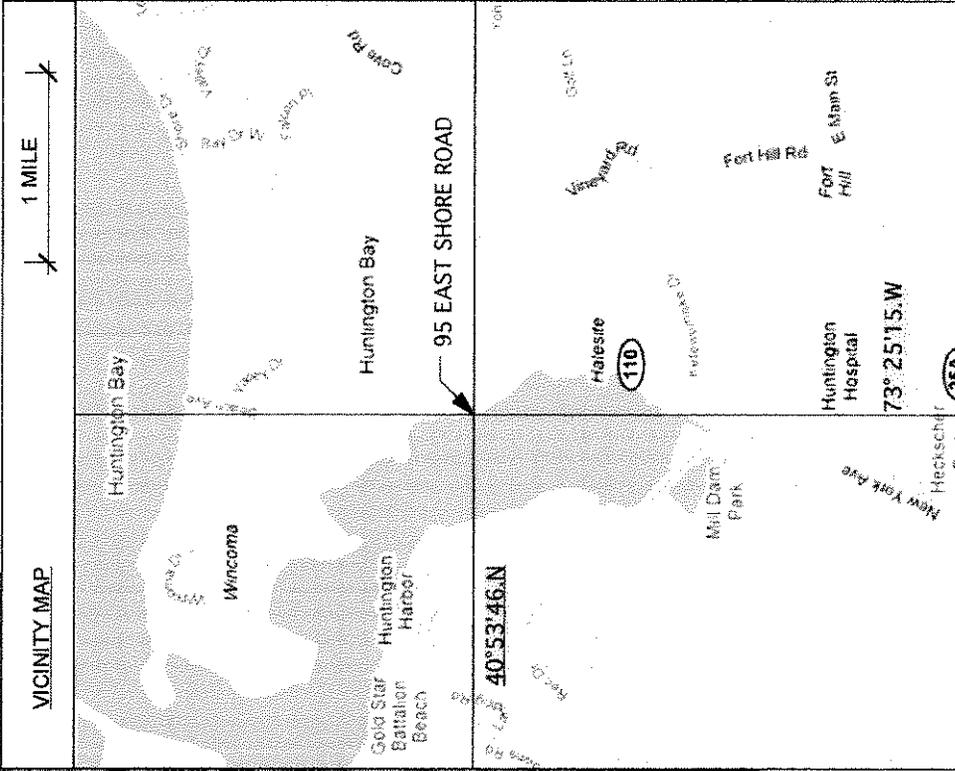
The work would involve removal of approximately 980 cubic yards of dredged material, consisting of 25% sand, 25% gravel, and 50% silt, from a 36,000 square foot area by clamshell or equivalent closed bucket dredge to a depth of -6.5 feet below the plane of mean low water, and transportation via truck to an upland placement site. Within 50 feet of the bulkhead, material will be removed via land based crane. All dredging will be done within a weighted silt curtain. Before transport to the upland placement site, dewatering would occur in the parking lot and excess water would be filtered then directed to the parking lot drainage system.

Should a ten year permit be issued, the applicant anticipates nine additional maintenance dredging events, with removal of approximately 980 cubic yards of material per event and upland placement.

The stated purpose of this project is to ensure adequate water depth for vessels within the existing mooring area.



**VICINITY MAP**



**PROPOSED:** REPAIR PERMIT APPLICATION  
**AT:** 95 EAST SHORE ROAD, HUNTINGTON  
**COUNTY:** SUFFOLK STATE: NY  
**APPLICATION BY:** HUNTINGTON YATCH CLUB  
**SHEET:** VICINITY MAP DATE: NOVEMBER, 2006

**PREPARED BY:**  
 MELROSE  
 MARINE SERVICE INC.  
 500 ROBINSON ROAD  
 GREENPORT, NEW YORK 11944  
 631-477-1546  
 MELROSEMS.COM

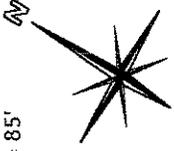
**MELROSE**  
 MARINE SERVICE, INC.

DIGITAL GLOBE  
 NAVTEQ 2008

NAN-2008-00099-EHA 1 of 5

**OVERALL PLAN VIEW  
AND VICINITY MAP**

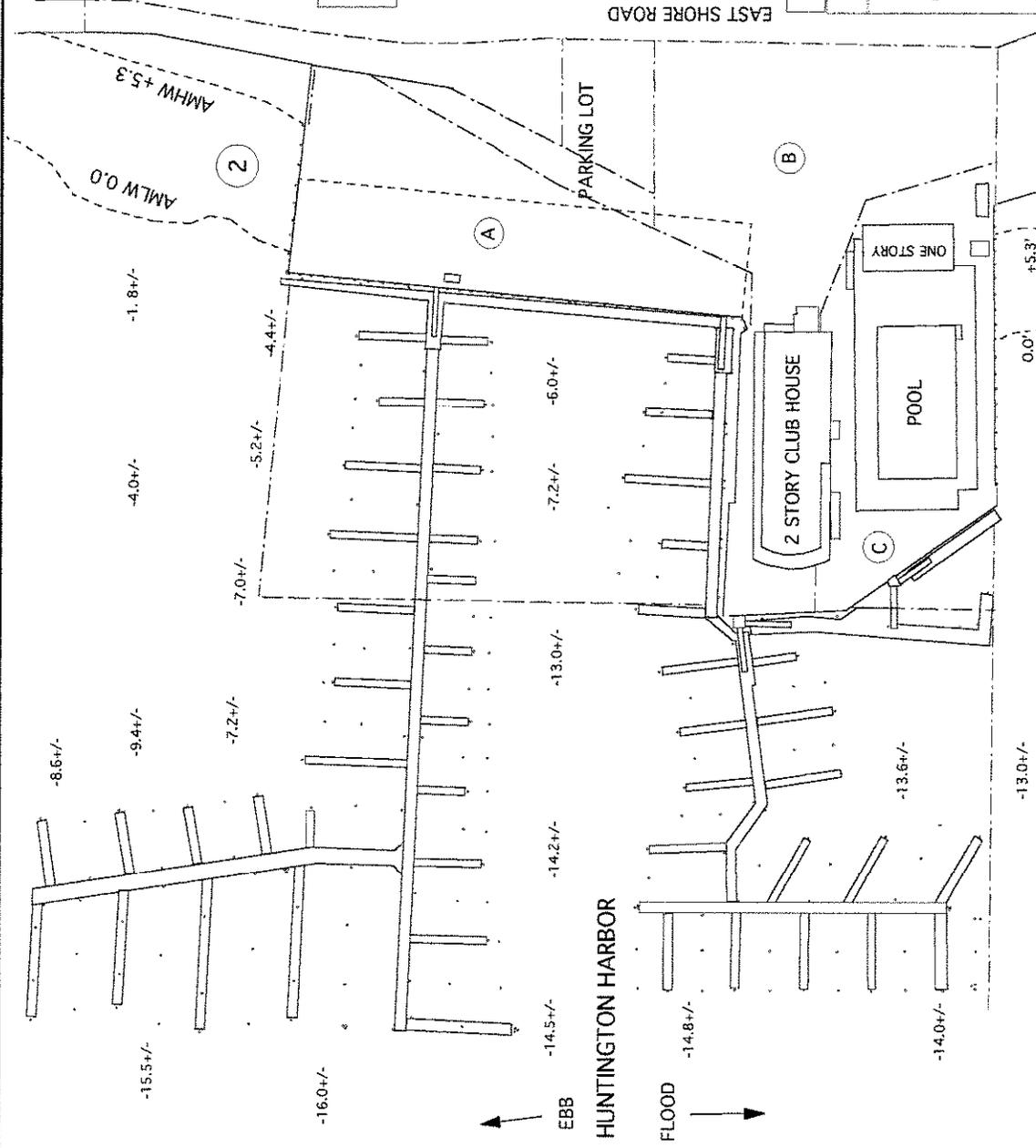
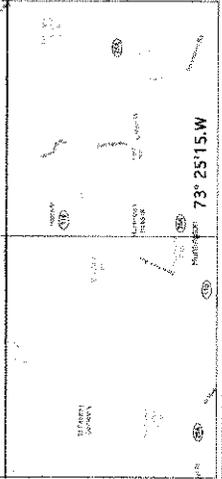
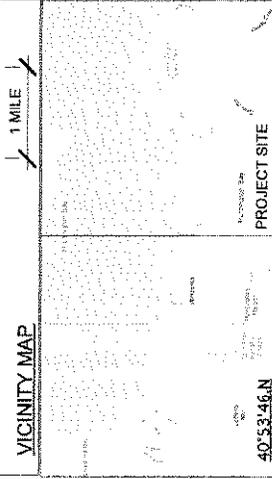
SCALE: 1" = 85'



PROPOSED: 10 YEAR MAINTENANCE DREDGING  
WITHIN DESIGNATED AREA TO 6.5' BELOW AMLW.

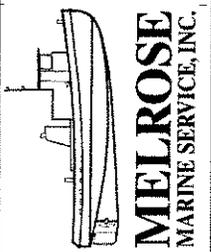
**ADJACENT PROPERTY OWNERS:**

1. MARY ANTON,  
94 EAST SHORE ROAD  
HUNTINGTON, NY 11743
  2. HUNTINGTON YACHT CLUB  
95 EAST SHORE ROAD  
HUNTINGTON, NY 11743
- SUFFOLK COUNTY TAX ID:  
DIST. 0400, LOT. 1, BLK. 4, SEC. 32 (A)  
DIST. 0402, LOT. 1, BLK. 01, SEC. 5 (B)  
DIST. 0400, LOT. 1, BLK. 6, SEC. 32 (C)
- TAX. ID: 110900170  
DATUM: AMLW 0.0  
REVISED: 8/14/08



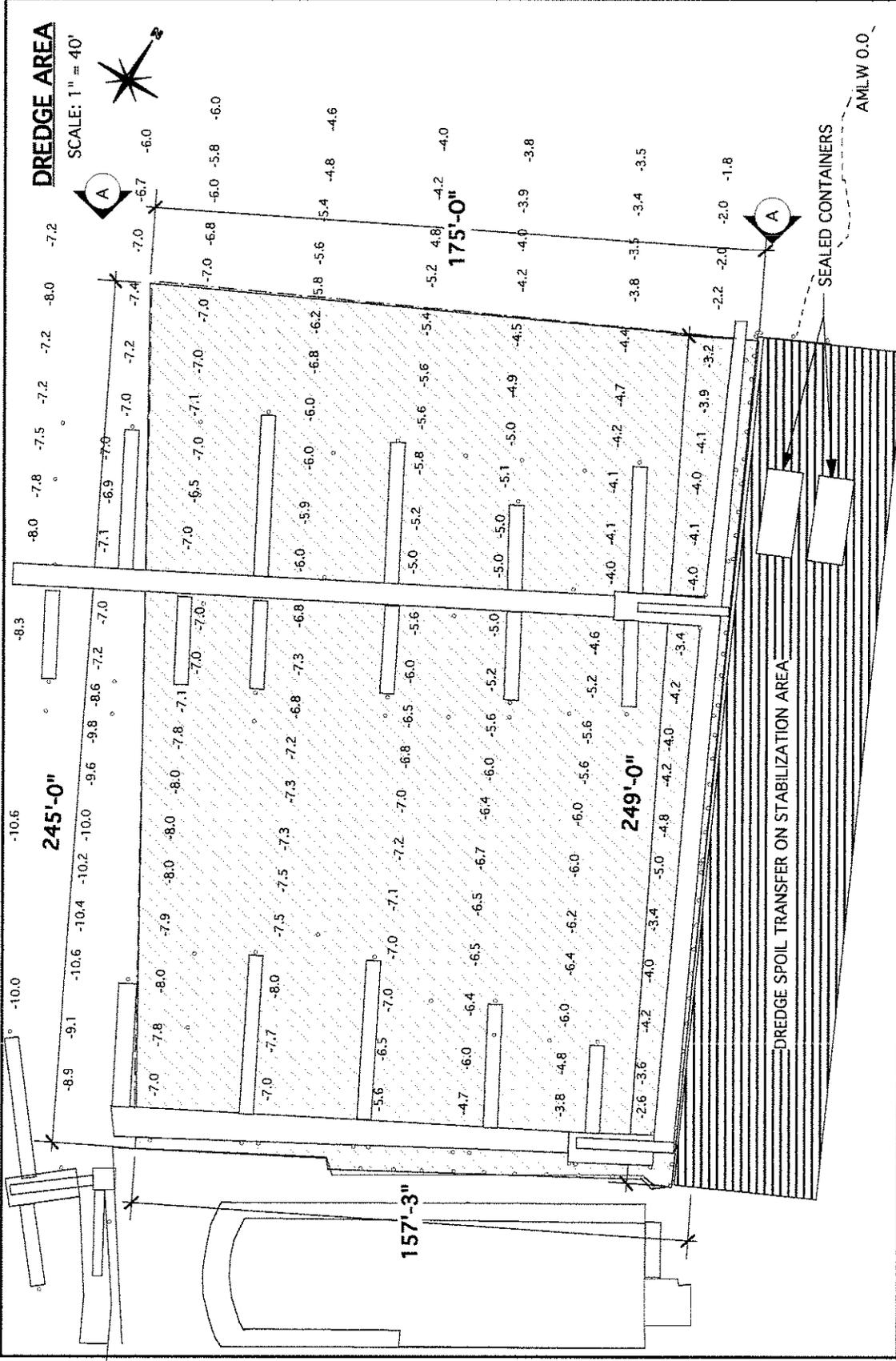
PROPOSED: 10 YEAR MAINTENANCE DREDGING PERMIT  
AT: 95 EAST SHORE ROAD, HUNTINGTON  
ON: HUNTINGTON HARBOR  
COUNTY: SUFFOLK STATE: NY  
APPLICATION BY: HUNTINGTON YACHT CLUB  
SHEET: 2 OF 5 DATE: DECEMBER, 2007

PREPARED BY:  
MELROSE  
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GREENPORT, NEW  
YORK 11944  
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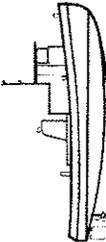




NOTE:  
DEPTH OF WATER CORRECTED TO ELEVATION OF  
LOW WATER ON 12/11/06 AT 9:58 AM.  
SEA CONDITIONS CALM WITH LIGHT AND INCREASING  
NORTHWEST WIND FROM THE 5 KNOTS.

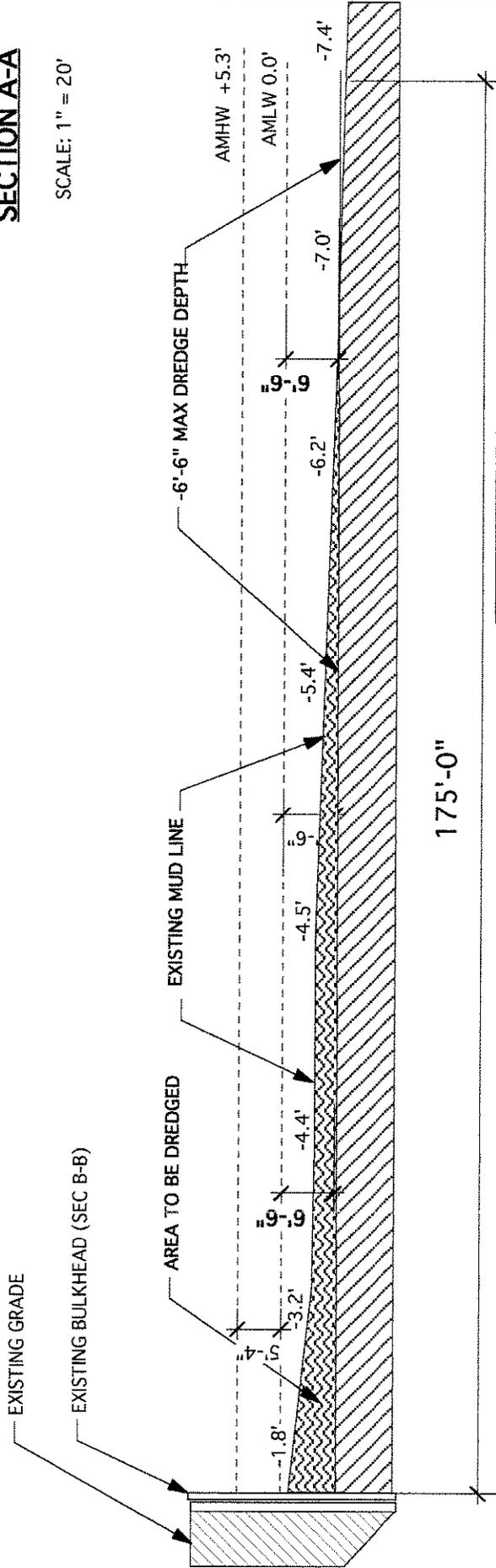
REVISED: 8/14/08

NAN-2006-00094-ETHA

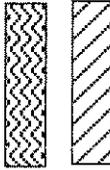
 <p><b>MELROSE</b> MARINE SERVICE, INC.</p>	<p><b>PREPARED BY:</b> MELROSE MARINE SERVICE INC. 500 ROBINSON ROAD GREENPORT, NEW YORK 11944 631-477-1546 MELROSEMS.COM</p>	<p>PROPOSED: 10 YEAR MAINTENANCE DREDGING PERMIT AT: 95 EAST SHORE ROAD, HUNTINGTON ON: HUNTINGTON HARBOR COUNTY: SUFFOLK STATE: NY APPLICATION BY: HUNTINGTON YACHT CLUB SHEET: 4 OF 5 DATE: DECEMBER, 2007</p>
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**DREDGE AREA  
ELEVATION  
SECTION A-A**

SCALE: 1" = 20'



KEY SEC. G-G



AREA TO BE DREDGED  
FINAL DREDGED GRADE

**PROJECT NOTES:**

1. 10 YEAR MAINTENANCE DREDGING OF MAX. 980 CUBIC YARDS OF MATERIAL FROM 36,000 SQUARE FOOT AREA WITHIN BOAT BASIN TO A DEPTH OF 6.5 FOOT BELOW AMLW.
2. ALL MATERIAL TO BE DREDGED CONSIST OF SEDIMENTARY SILT, SAND AND LOOSE GRAVEL. (50%-25%-25%)
3. ALL DREDGE ACTIVITY TO OCCUR WITHIN DESIGNATED AREA.
4. ALL DREDGING AND MATERIAL HANDLING TO OCCUR VIA CLAM SHELL OR EQUIVALENT CLOSED BUCKET EQUIPMENT.
5. ACTIVE WORK AREA TO BE ENCLOSED WITHIN A FLOATING BOOM FOR THE EXTENT OF DREDGING.
6. EXCESS WATER TO BE DECANTED, FILTERED AND DEPOSITED INTO PARKING LOT DRAIN SYSTEM.
7. DREDGE SPOIL TO BE STABILIZED BEFORE TRANSPORTATION.
8. ALL MATERIAL TO BE DISPOSED OF AT TRANSIENT CORPS. WESTHAMPTON, NY, FOR INITIAL AND ALL SUBSEQUENT MAINTENANCE DREDGING.

**NOTE:**

DEPTH OF WATER CORRECTED TO ELEVATION OF LOW WATER ON 12/11/06 AT 9:58 AM, SEA CONDITIONS CALM WITH LIGHT AND INCREASING NORTHWEST WIND FROM THE 5 KNOTS.

PROPOSED: 10 YEAR MAINTENANCE DREDGING PERMIT

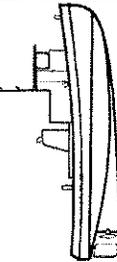
AT: 95 EAST SHORE ROAD, HUNTINGTON

ON: HUNTINGTON HARBOR

COUNTY: SUFFOLK STATE: NY

APPLICATION BY: HUNTINGTON YACHT CLUB

SHEET: 5 OF 5 DATE: DECEMBER 2007



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REVISED: 8/14/08

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