DEPARTMENT OF THE ARMY
U.S. ARMY CORPS OF ENGINEERS, NEW YORK DISTRICT
JACOB K. JAVITS FEDERAL BUILDING
26 FEDERAL PLAZA
NEW YORK NEW YORK 10278-0090

April 21, 2025

Environmental Analysis Branch

Jennifer Street
Chief, Consistency Review Unit
Office of Planning, Development and
Community Infrastructure
NYS Department of State
One Commerce Plaza
99 Washington Avenue
Albany, NY 12231-0001
Jennifer.Street@dos.ny.gov

Subject: Request for Concurrence of Fire Island to Montauk Point (FIMP) Nonstructural Pilots Project Prior Consistency Determination (F-2019-0129 (DA))

Dear Ms. Street:

The U.S. Army Corps of Engineers, New York District (District) is undertaking the subject project to manage storm damages to eligible structures within the pilot area. As part of the FIMP study's recommended plan, over 4,000 structures were identified in the 10-year floodplain as potentially eligible for elevation. The larger FIMP project was assessed under the 2020 Final EIS and the NYSDOS previously concurred with the consistency determination prepared by the District (F-2019-0129 (DA)).

The nonstructural pilot program is the first of the nonstructural contracts to be constructed under FIMP and is intended to fine-tune the implementation of the home elevation process for the remainder of the nonstructural contracts. The pilot communities selected include Mastic Beach in the Town of Brookhaven and Frederick Shores in the Town of Babylon. The proposed action includes the elevation of up to 70 structures within the pilot areas to two feet above the base flood elevation. Construction will be limited to the upland areas in the immediate vicinity of the eligible structures and within their parcel boundaries. No in-water work is proposed.

The Final EIS did not assess the nonstructural portion of the recommended plan in depth and additional assessment is required. The District is preparing a supplemental environmental assessment in accordance with the National Environmental Policy Act (42 U.S.C. 4321 et seq) and has reviewed the previous consistency determination as a part of this assessment. The District has determined that the nonstructural pilot program does not require an additional consistency determination and that the prior determination remains valid. The District requests concurrence with this determination from NYSDOS.

Sincerely,

WEPPLER.PETER.M.1228647353
Digitally signed by WEPPLER.PETER.M.1228647353
Date: 2025.04.21 11:22:21 -04'00'

Peter M. Weppler
Chief, Environmental Analysis Branch

Enclosure: F-2019-0129 (DA)