



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-2016-01656-ESW
Issue Date: August 30, 2017
Expiration Date: September 30, 2017

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: NJ Department of Environmental Protection
Bureau of Coastal Engineering
Attn: Erick Doyle
1510 Hooper Avenue
Toms River, New Jersey 08753

ACTIVITY: Dredging with ten years maintenance.

WATERWAY: Raritan Bay

LOCATION: Borough of Keansburg, Township of Hazlet, Monmouth County, New Jersey.

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.

Comments submitted in response to this notice will be fully considered during the public interest

CENAN-OP-RE
PUBLIC NOTICE NO. NAN-2016-01656-ESW

review for this permit application. Comments provided will become part of the public record for this permit application. All written comments, including contact information, will be made a part of the administrative record, available to the public under the Freedom of Information Act. The Administrative Record, or portions thereof, may also be posted on a Corps of Engineers internet web site. Due to resource limitations, this office will normally not acknowledge the receipt of comments or respond to individual letters of comment.

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 (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 life stages 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 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.

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 Jersey State, the applicant's certification and accompanying information is available from the New Jersey Department of Environmental Protection, Coastal Management Program, P.O. Box 418, 401 E. State Street, Trenton, NJ, 08625, Telephone (609) 633-2201. Comments regarding the applicant's certification, and copies of any letters to this office commenting upon this proposal, should be so addressed.

**CENAN-OP-RE
PUBLIC NOTICE NO. NAN-2016-01656-ESW**

418, 401 E. State Street, Trenton, NJ, 08625, Telephone (609) 633-2201. 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 Jersey Department of Environmental Protection

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) 790-8618 and ask for Amanda Regan.

In order for us to better serve you, please complete our Customer Service Survey located at <http://www.nan.usace.army.mil/Missions/Regulatory/CustomerSurvey.aspx>.

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



For and In behalf of

Stephan A. Ryba
Chief, Regulatory Branch

Enclosures

WORK DESCRIPTION

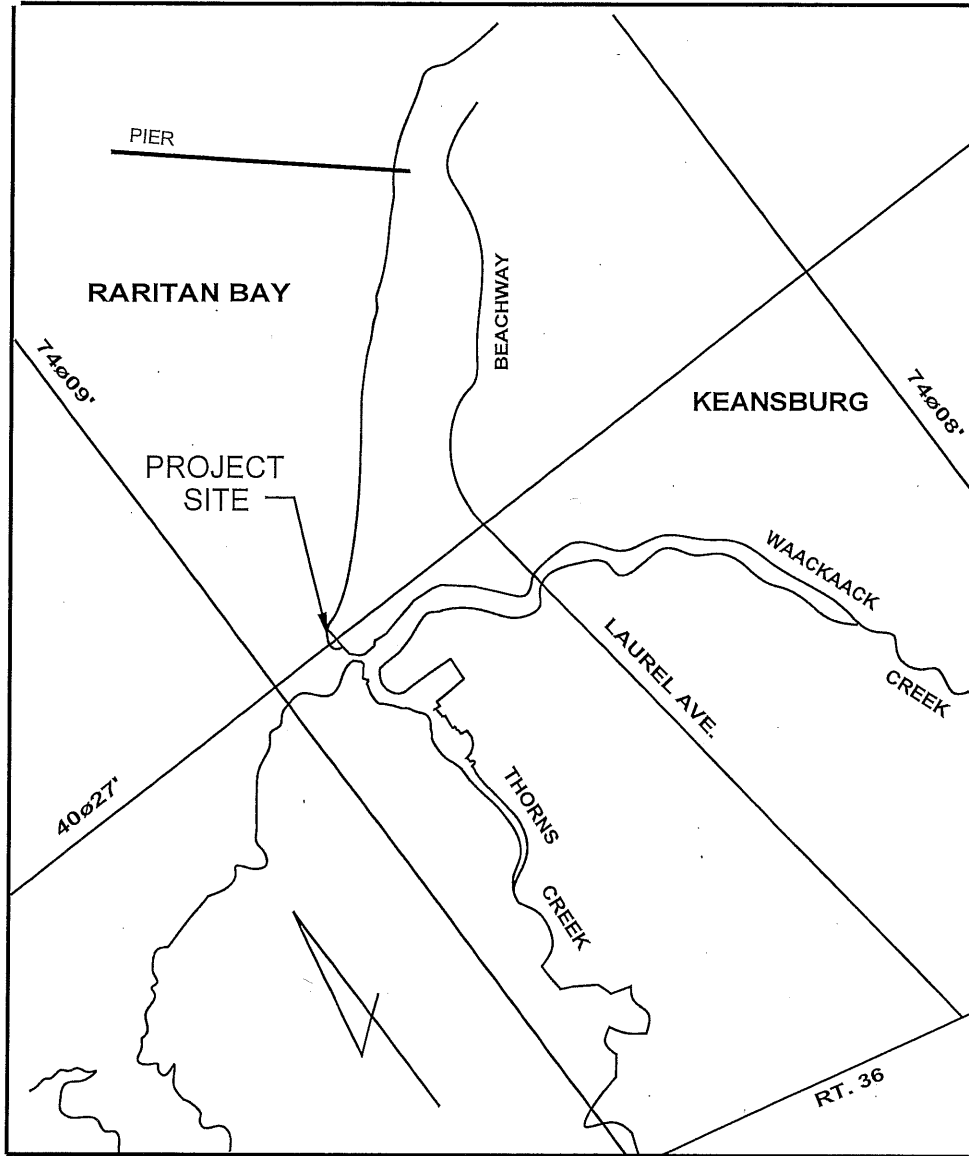
The applicant, New Jersey Department of Environmental Protection, Bureau of Coastal Engineering, has requested Department of the Army authorization for dredging with ten years maintenance in Raritan Bay, Borough of Keansburg, Township of Hazlet, Monmouth County, New Jersey.

The work would involve dredging via mechanical and clamshell dredge, approximately 6,000 cubic yards comprised of 100% sand annually to a depth of approximately seven feet below the plane of Mean Low Water. The area for dredge removal is approximately 0.34 acres in Raritan Bay, with a placement area upland of Mean High Water in a footprint of approximately 0.74 acres at the adjacent Confined Disposal Facility located on Keansburg Beach, with no return flow to Raritan Bay. Dredging will be conducted by equipment sited upland behind the existing bulkhead adjacent to the flood gate with no additional vessels in the water. The applicant proposes nine additional dredging events, annually, for the 10-year life of the permit authorization.

The applicant has stated that they have avoided, minimized, and mitigated for impacts proposed to the maximum extent practicable by limiting dredged material removal to the shoaling in the immediate project area and minimizing turbidity caused by return water to the waterway by utilizing best management practices.

The stated purpose of this project is to maintain a reoccurring shoal to ensure safe navigation and operation of the adjacent flood gate.

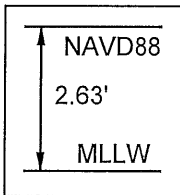
USACE FILE: NAN-2016-01656



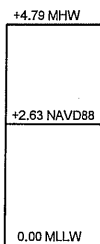
LOCATION PLAN

SCALE : 1:15,000

VERTICAL DATUM
RELATIONSHIP



(NTS)



TIDE RANGE
SCALE: 1"=4'

STATE OF NEW JERSEY
DEPARTMENT OF ENVIRONMENTAL PROTECTION
ENGINEERING & CONSTRUCTION
DIVISION OF COASTAL ENGINEERING
PROJECT NO. FG-2016-002

EMERGENCY SHOAL REMOVAL
AT KEANSBURG STATE FLOODGATE
BOROUGH OF KEANSBURG
COUNTY OF MONMOUTH

DWN. BY: BMC

APPROVED BY

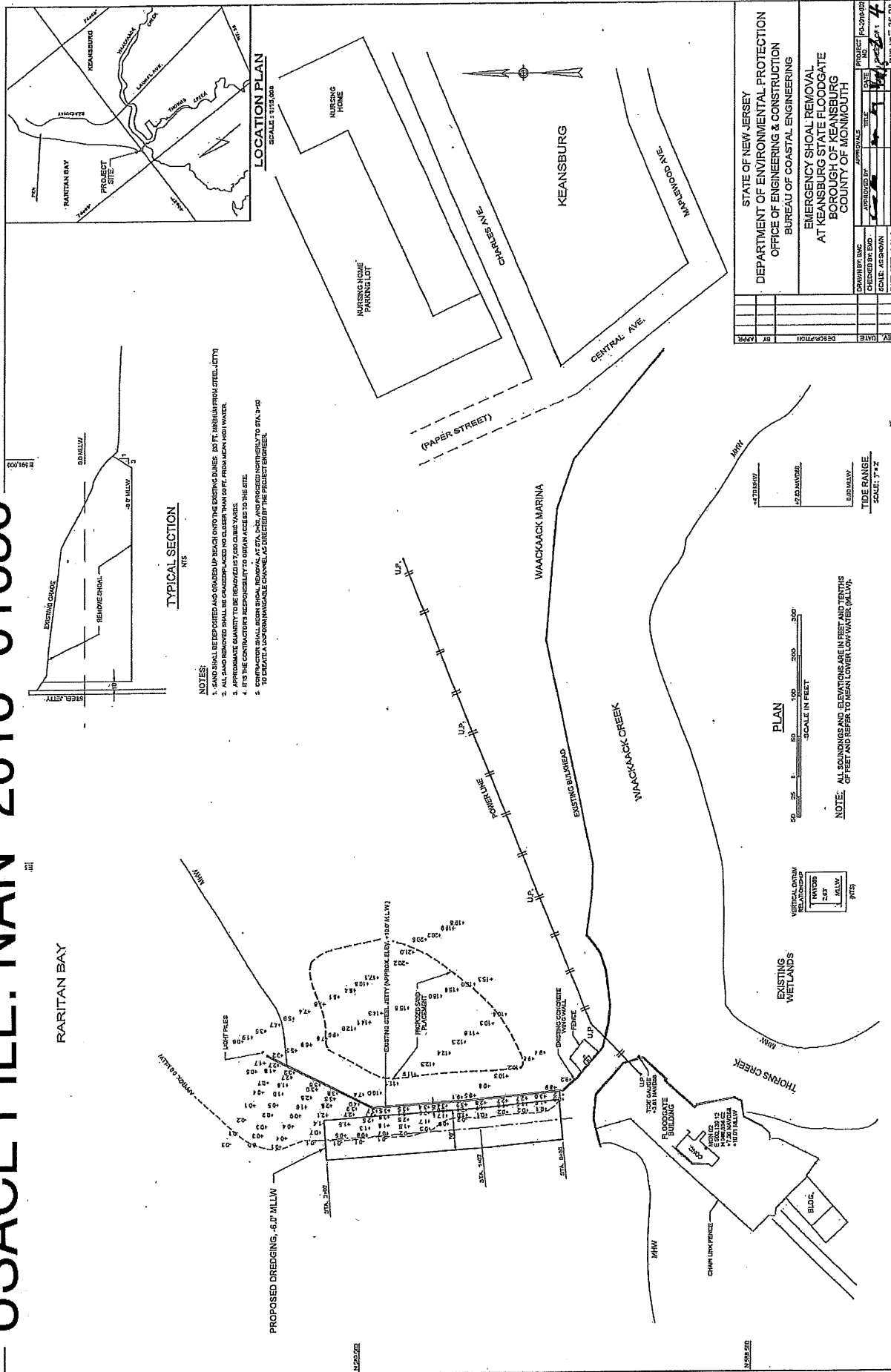
SCALE : AS SHOWN

DATE : Sept. 28, 2016

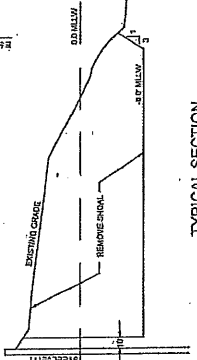
SHEET 1 OF 4

Erick Doyle

USACE FILE: NAN-2016-01656



- NOTES:**
1. SAND SHALL BE DEPOSITED AND GRADED UP BEACH ON TO THE EXISTING DUNES. 20 FT. MINIMUM FROM STREET CITY CENTER TO BE MAINTAINED FROM ALL WATER.
 2. APPROXIMATE SAND QUANTITY TO BE DEPOSITED FOR QUANTIFY.
 3. IT IS THE CONTRACTOR'S RESPONSIBILITY TO OBTAIN ACCESS TO THE SITE.
 4. CONTRACTOR SHALL BEGIN SHOAL REMOVAL AT STA. 0+00, AND PROCEED SOUTHWEST TO STA. 3+00 TO CREATE A SUFFICIENT NAVIGABLE CHANNEL, AS DIRECTED BY THE PROJECT ENGINEER.

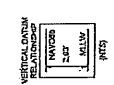


REV.	DATE	DESCRIPTION	BY	APP.

STATE OF NEW JERSEY
DEPARTMENT OF ENVIRONMENTAL PROTECTION
OFFICE OF ENGINEERING & CONSTRUCTION
BUREAU OF COASTAL ENGINEERING

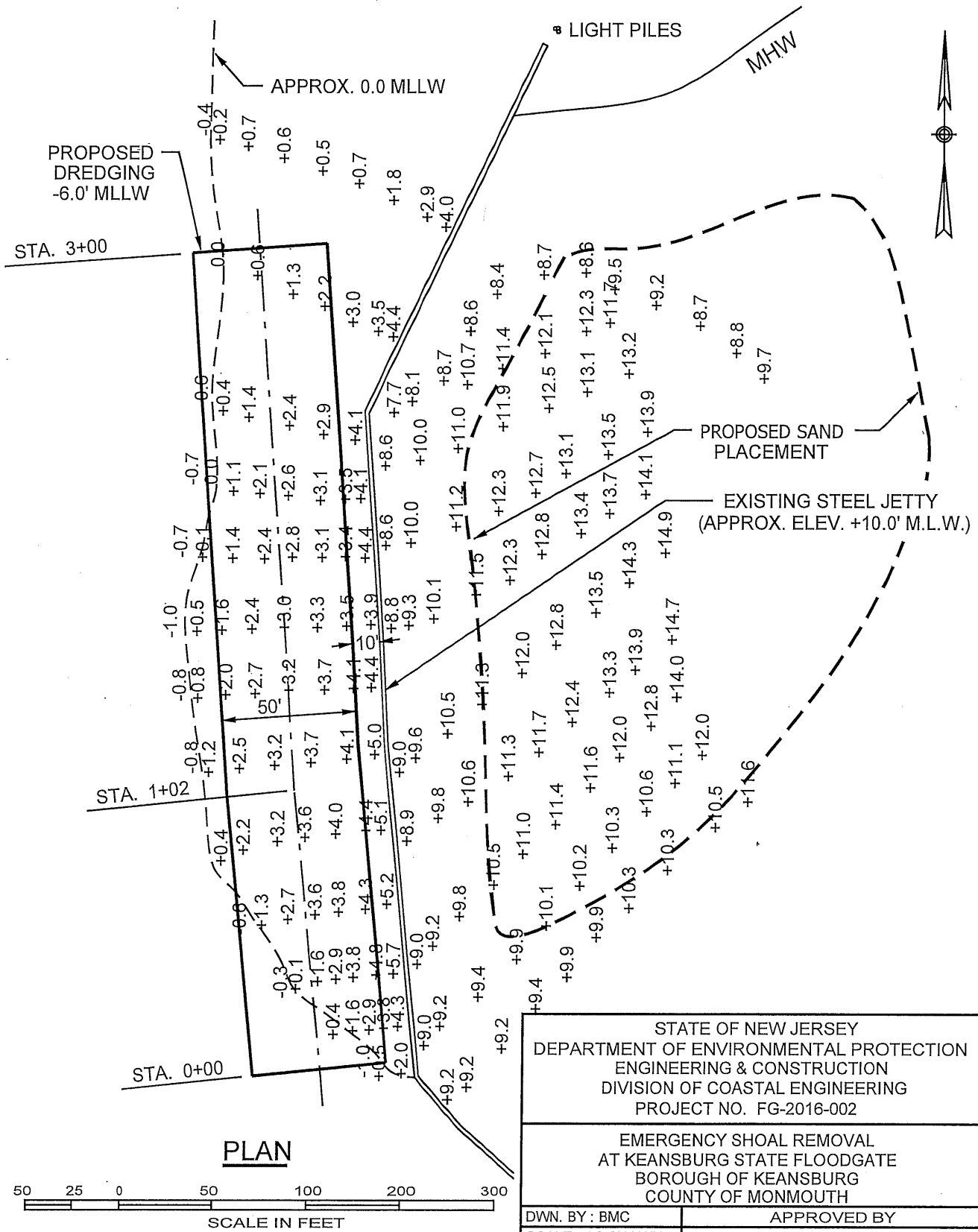
EMERGENCY SHOAL REMOVAL
AT KEANSBURG STATE FLOODGATE
BOROUGH OF KEANSBURG
COUNTY OF MONMOUTH

DRAWN BY: DAC	PROJECT: 16-010100
CHECKED BY: DAC	DATE: 09/14/2015
SCALE: AS SHOWN	TITLE: PROJECT 16-010100
DATE: 09/14/2015	DATE: 09/14/2015



NOTE: ALL SOUNDINGS AND ELEVATIONS ARE IN FEET AND TENTHS OF FEET AND REFER TO MEAN LOWER LOW WATER (MLLW).

USACE FILE: NAN-2016-01656

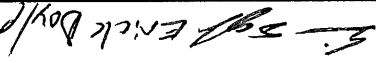


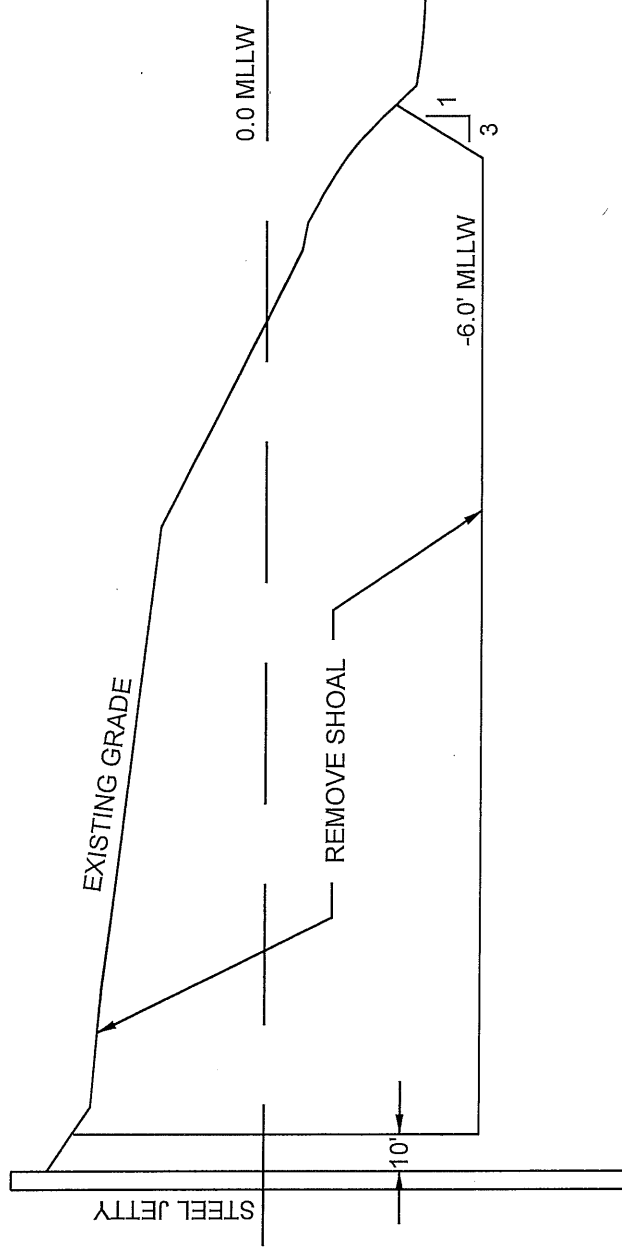
STATE OF NEW JERSEY
 DEPARTMENT OF ENVIRONMENTAL PROTECTION
 ENGINEERING & CONSTRUCTION
 DIVISION OF COASTAL ENGINEERING
 PROJECT NO. FG-2016-002

EMERGENCY SHOAL REMOVAL
 AT KEANSBURG STATE FLOODGATE
 BOROUGH OF KEANSBURG
 COUNTY OF MONMOUTH

DWN. BY: BMC	APPROVED BY
SCALE: AS SHOWN	<i>E. S. Erick Doyle</i>
DATE: Sept. 28, 2016	
SHEET 3 OF 4	

NOTE: ALL SOUNDINGS AND ELEVATIONS ARE IN FEET AND TENTHS OF FEET AND REFER TO MEAN LOWER LOW WATER (MLLW).

STATE OF NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION ENGINEERING & CONSTRUCTION DIVISION OF COASTAL ENGINEERING PROJECT NO. FG-2016-002		EMERGENCY SHOAL REMOVAL AT KEANSBURG STATE FLOODGATE BOROUGH OF KEANSBURG COUNTY OF MONMOUTH		APPROVED BY	
DWN. BY: BMC		SCALE: AS SHOWN		DATE: Sept. 28, 2016	
SHEET 4 OF 4					



TYPICAL SECTION

NTS

NOTES:

1. SAND SHALL BE DEPOSITED AND GRADED UP BEACH ONTO THE EXISTING DUNES. (30 FT. MINIMUM FROM STEEL JETTY)
2. ALL SAND REMOVED SHALL BE GRADED/PLACED NO CLOSER THAN 50 FT. FROM MEAN HIGH WATER.
3. APPROXIMATE QUANTITY TO BE REMOVED IS 7,000 CUBIC YARDS.
4. IT IS THE CONTRACTOR'S RESPONSIBILITY TO OBTAIN ACCESS TO THE SITE.
5. CONTRACTOR SHALL BEGIN SHOAL REMOVAL AT STA. 0+00, AND PROCEED NORTHERLY TO STA. 3+00 TO CREATE A UNIFORM NAVIGABLE CHANNEL AS DIRECTED BY THE PROJECT ENGINEER.