

# 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-2016-00733-EKN**  
Issue Date: **January 18, 2018**  
Expiration Date: **February 1, 2018**

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: Town of East Hampton  
159 Pantigo Road  
East Hampton, NY 11937

ACTIVITY: Maintenance dredging of Georgica Pond and Georgica Cove with upland placement of all resultant dredged material and periodic excavation of a cut between Georgica Pond and the Atlantic Ocean

WATERWAY: Georgica Pond and Georgica Cove, Atlantic Ocean

LOCATION: Town of East Hampton, 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.

CENAN-OP-RE

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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 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 construction work, fully described in the enclosed Work Description, could cause minimum disruption of habitat for various life stages of some EFH-designated species as a result of a minor short-term temporary increase in turbidity during construction. However, the New York District has made the preliminary determination that the site-specific minor adverse effects are not likely to be substantial because it is expected that fish populations would avoid the small area of minor disturbance. Further consultation with NOAA/FS regarding EFH impacts and conservation recommendations is being conducted and will be concluded prior to the final decision on this permit application.

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.

Review 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. The permit applicant was issued New York State Department of Environmental Conservation Water Quality Certificate 1-4724-01190/00014 on January 16, 2018.

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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. The applicant received State of New York Department of State Coastal Zone Management consistency concurrence by letter dated January 12, 2017.

No permit decision will be made until one of these actions occurs. For activities within the coastal zone of New York, the applicant's certification and accompanying information is available from the New York State Department of State Division of Coastal Resources, Coastal Management Program, 99 Washington Avenue – Suite 1010, Albany, New York 12231-0001, 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 – Permit # 1-4724-01190/00013 issued on January 16, 2018
- State of New York Department of State Coastal Zone Management consistency concurrence letter dated January 12, 2017

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) 790-8715 and ask for Dr. Stephen Knowles.

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

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### **WORK DESCRIPTION**

The permit applicant, Town of East Hampton, has requested Department of the Army (DA) authorization to perform dredging with ten-year maintenance of Georgica Pond and Georgica Cove with temporary stockpile placement of all resultant dredged material upland of the Plane of Spring High Water. The project is located at Georgica Pond, Georgica Cove, and the Atlantic Ocean beach in the Town of East Hampton, Suffolk County, New York. A previous DA permit (NAN-2002-01491) issued to the Town of East Hampton for ten-year maintenance dredging of Georgica Pond with temporary upland stockpile placement of all resultant dredged material, expired on 07 January 2015.

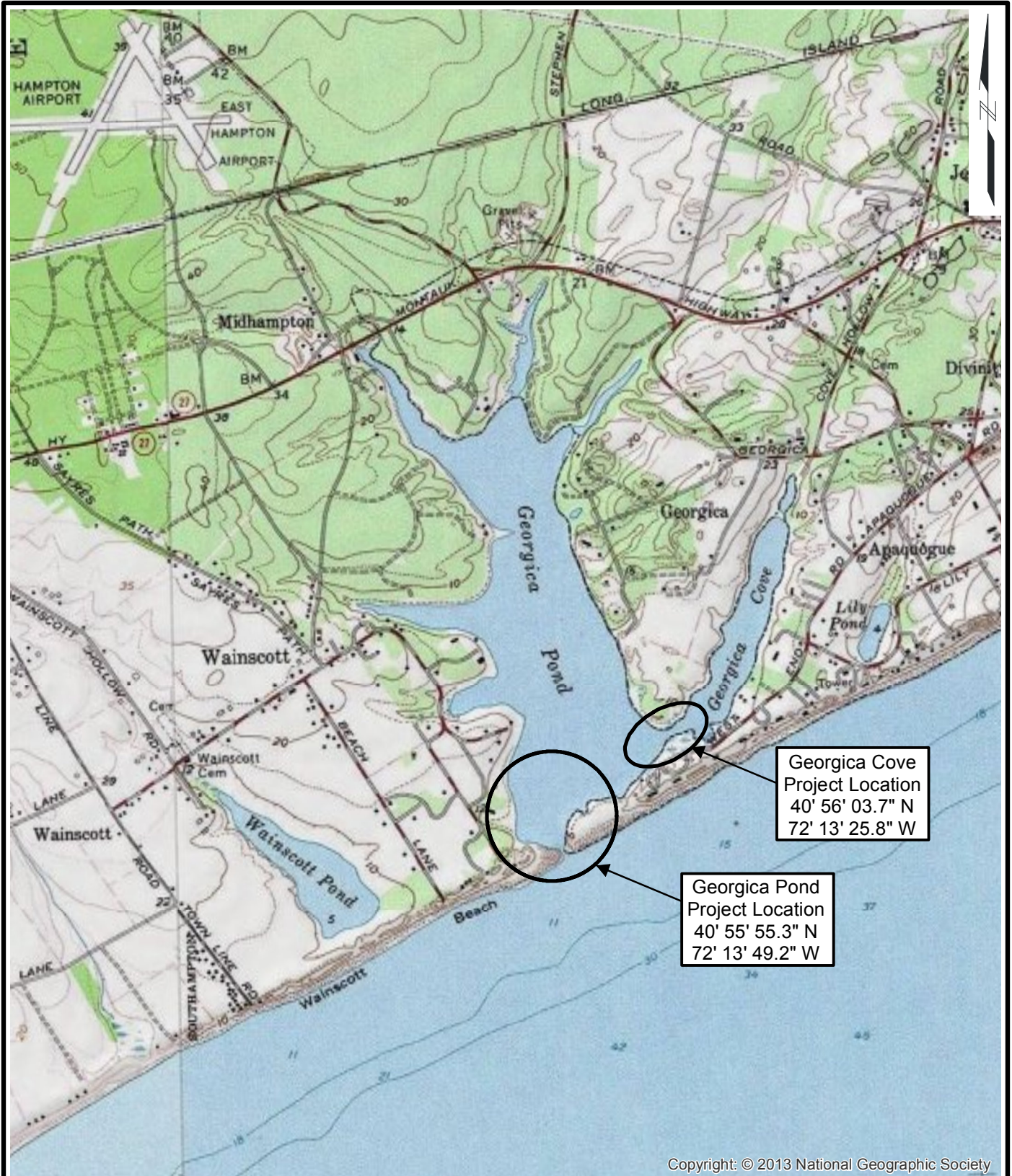
The proposed dredge area at Georgica Pond is irregular-shaped, approximately 730-feet wide by approximately 850-feet long, and extends to a maximum depth of 3.0-feet below North American Vertical Datum of 1988 (NAVD 88), which corresponds to approximately 1.0-feet below the Plane of Mean Low Water. Annual dredge removal of up to approximately 15,000-cubic yards of bottom sediments from the pond, with temporary stockpile placement of all resultant dredged material on the beach, upland of the Plane of Spring High Water, east of the southern terminus of Georgica Association Road, is proposed. Return flow to the waterway is proposed. To prepare for dredging, the water level in Georgica Pond will be lowered by excavating a channel to temporarily connect the pond with the ocean, then closing the connecting channel when the required pond level is attained. The initial cut for the temporary channel will have the approximate dimensions of approximately 10-feet wide by approximately 400-feet long by approximately 6-feet below the grade of the beach with the resulting approximately 900 cubic yards of material temporarily placed adjacent to the cut.

The proposed dredge area at Georgica Cove is rectangular-shaped, approximately 120-feet wide by approximately 450-feet long, and extends to a maximum depth of 1.5-feet below NAVD 88 (approximately 1.0-feet below the Plane of Mean Low Water). Annual dredge removal of up to approximately 1000-cubic yards of shoaled sediments, with temporary stockpile placement of all resultant dredged material on the Georgica Pond beach, upland of the Plane of Spring High Water, southwest of the Cove, is proposed. Return flow to the waterway is proposed.

Dredging in Georgica Pond and Cove will be conducted via mechanical means with material temporarily placed at the stockpile locations. After de-watering has concluded at the upland, stockpile locations, all material is proposed to be removed prior to April 1st of each calendar year, which corresponds to the onset of the piping plover nesting season. The stockpiled sand will be trucked to an upland storage site for use in future nourishment projects in the Town of East Hampton, Atlantic Ocean littoral system.

The stated purpose of this project is to remedy shoaling conditions at Georgica Cove, regulate water levels and salinity in Georgica Pond to alleviate flooding, improve water quality, reduce the potential for algal blooms, and provide sand for future nourishment projects in the Atlantic Ocean littoral system throughout the Town of East Hampton.

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**SOURCE:**  
USGS Quadrangle East Hampton (o40072h2)

0 1,000 2,000



SCALE: 1" = 2,000'

Maintenace Dredging at Georgia Pond  
& Georgia Cove  
East Hampton, New York



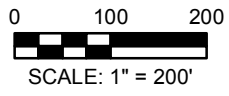
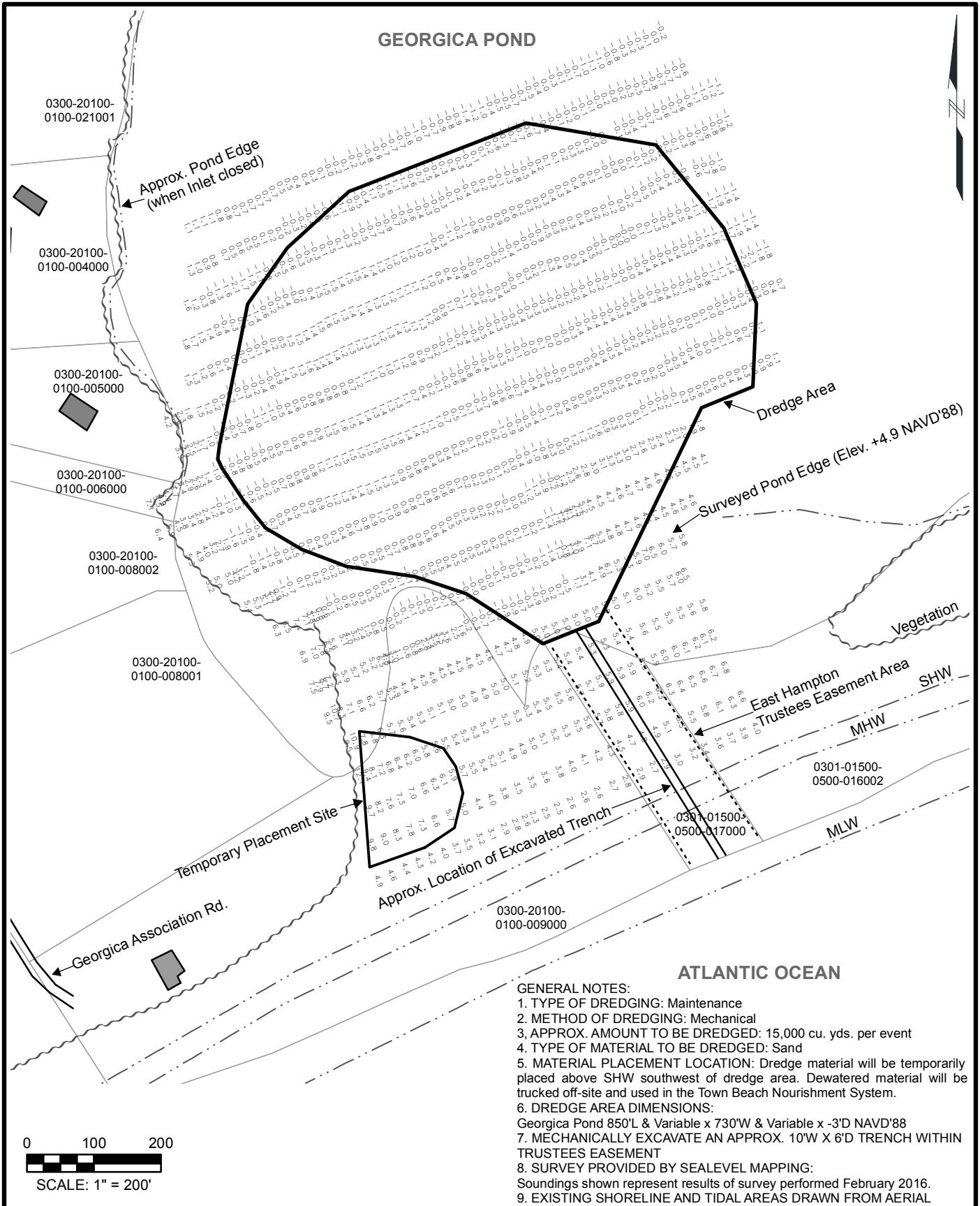
**LOCATION MAP**

Town of East Hampton  
East Hampton, New York

Project 1511540

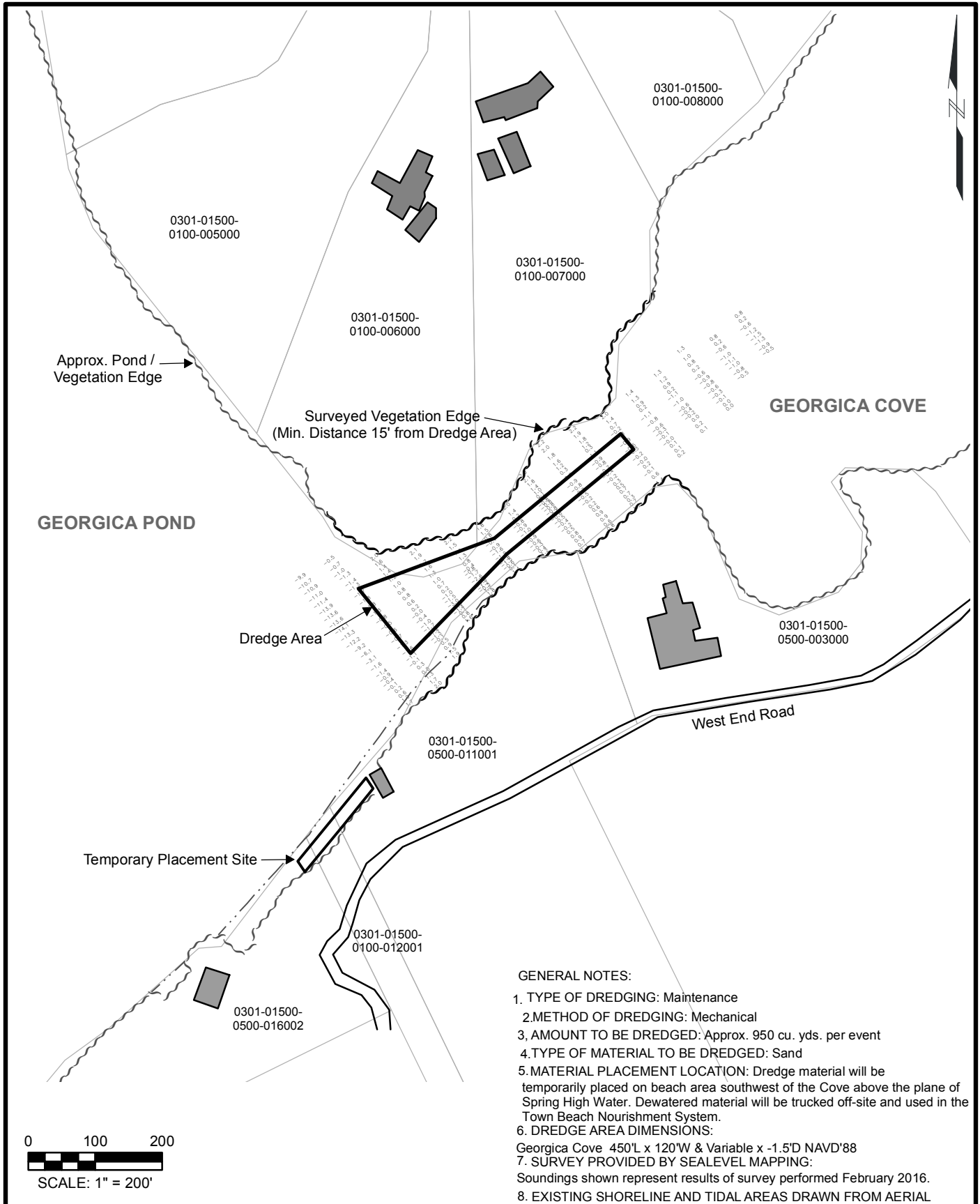
March 2016

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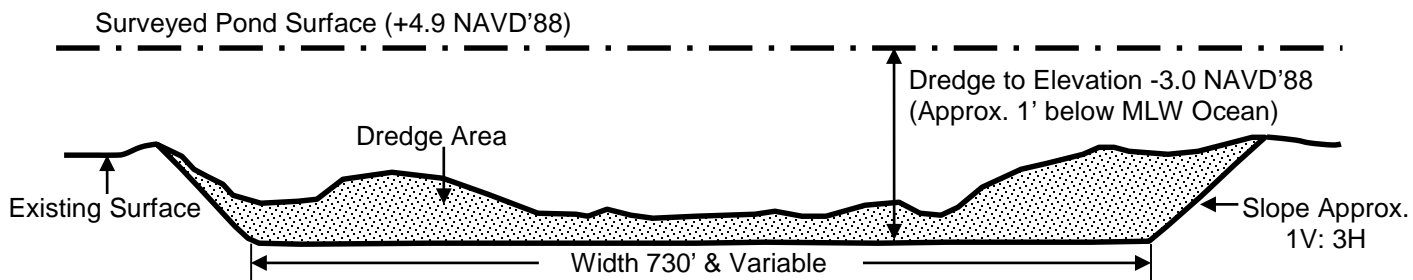
- GENERAL NOTES:**
1. TYPE OF DREDGING: Maintenance
  2. METHOD OF DREDGING: Mechanical
  3. APPROX. AMOUNT TO BE DREDGED: 15,000 cu. yds. per event
  4. TYPE OF MATERIAL TO BE DREDGED: Sand
  5. MATERIAL PLACEMENT LOCATION: Dredge material will be temporarily placed above SHW southwest of dredge area. Dewatered material will be trucked off-site and used in the Town Beach Nourishment System.
  6. DREDGE AREA DIMENSIONS: Georgica Pond 850'L & Variable x 730'W & Variable x -3'D NAVD'88
  7. MECHANICALLY EXCAVATE AN APPROX. 10'W X 6'D TRENCH WITHIN TRUSTEES EASEMENT
  8. SURVEY PROVIDED BY SEALEVEL MAPPING:
  9. SOUNDINGS SHOWN REPRESENT RESULTS OF SURVEY PERFORMED FEBRUARY 2016.
  9. EXISTING SHORELINE AND TIDAL AREAS DRAWN FROM AERIAL

Maintence Dredging at Georgica Pond & Georgica Cove East Hampton, Suffolk County, New York	 <b>GEI</b> Consultants	<b>SITE PLAN</b>
Town of East Hampton East Hampton, New York	Project 1511540	January 2018
		Sheet 2 of 4



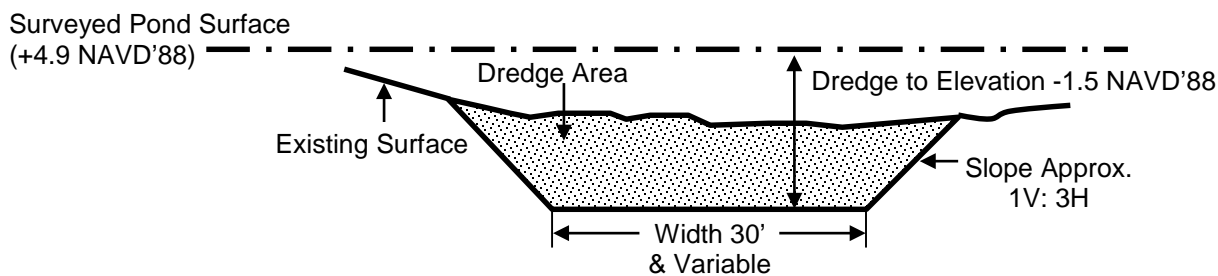
- GENERAL NOTES:**
1. TYPE OF DREDGING: Maintenance
  2. METHOD OF DREDGING: Mechanical
  3. AMOUNT TO BE DREDGED: Approx. 950 cu. yds. per event
  4. TYPE OF MATERIAL TO BE DREDGED: Sand
  5. MATERIAL PLACEMENT LOCATION: Dredge material will be temporarily placed on beach area southwest of the Cove above the plane of Spring High Water. Dewatered material will be trucked off-site and used in the Town Beach Nourishment System.
  6. DREDGE AREA DIMENSIONS: Georgica Cove 450'L x 120'W & Variable x -1.5'D NAVD'88
  7. SURVEY PROVIDED BY SEALEVEL MAPPING: Soundings shown represent results of survey performed February 2016.
  8. EXISTING SHORELINE AND TIDAL AREAS DRAWN FROM AERIAL

<p>Maintenace Dredging at Georgica Pond &amp; Georgica Cove East Hampton, Suffolk County, New York</p>		<p><b>SITE PLAN</b></p>
<p>Town of East Hampton East Hampton, New York</p>	<p>Project 1511540</p>	<p>March 2016 <span style="float: right;">Sheet 3 of 4</span></p>



TYPICAL POND DREDGE AREA SECTION

N.T.S



TYPICAL COVE DREDGE SECTION

N.T.S.

Maintenance Dredging at Georgica Pond  
& Georgica Cove  
East Hampton, Suffolk County, New York

Town of East Hampton  
East Hampton, New York



Project 1511540

**SECTIONS**

March 2016

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