

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-2018-00266-WCA

Issue Date: March 15, 2018 Expiration Date: April 13, 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 404 of the Clean Water Act (33 U.S.C. 1344).

APPLICANT:

New Jersey Transportation Corp.

One Penn Plaza, East Newark, New Jersey 07105

ACTIVITY:

Discharge fill material into waters of the United States to facilitate the expansion

of an existing parking area situated within the Mason Substation.

WATERWAY:

Hackensack River Watershed

LOCATION:

Town of Kearny, Hudson 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.

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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 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. 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.

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.

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 Flood Hazard Permit)

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) 790-8412 and ask for Jim Cannon.

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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

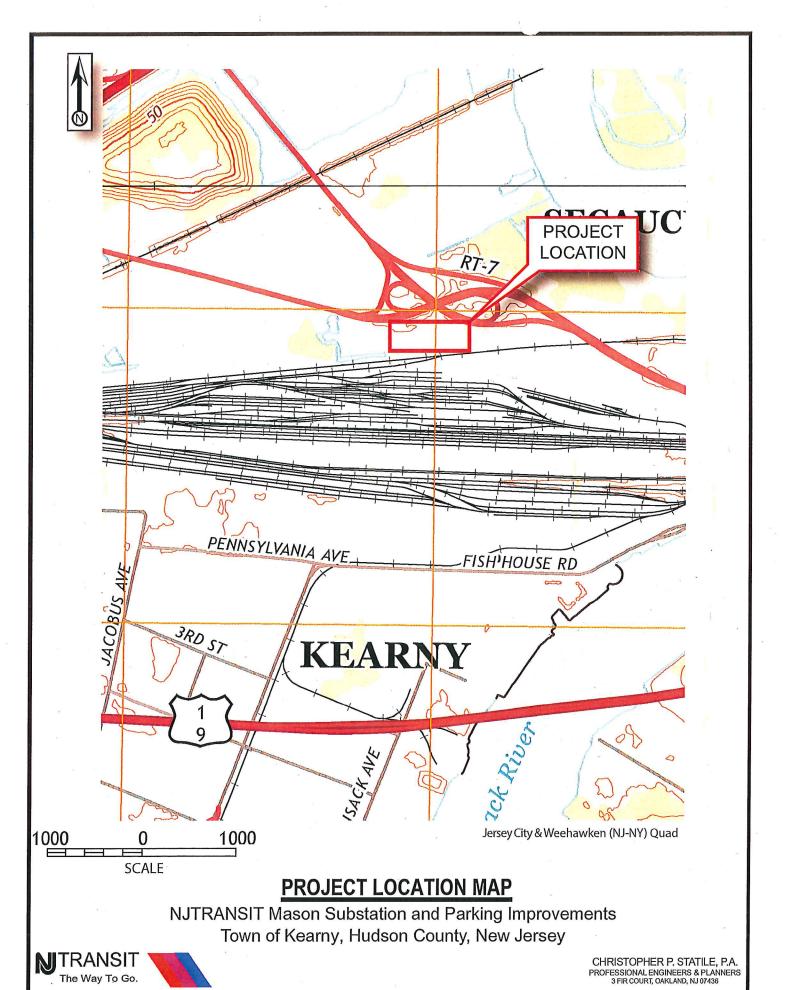
Enclosures

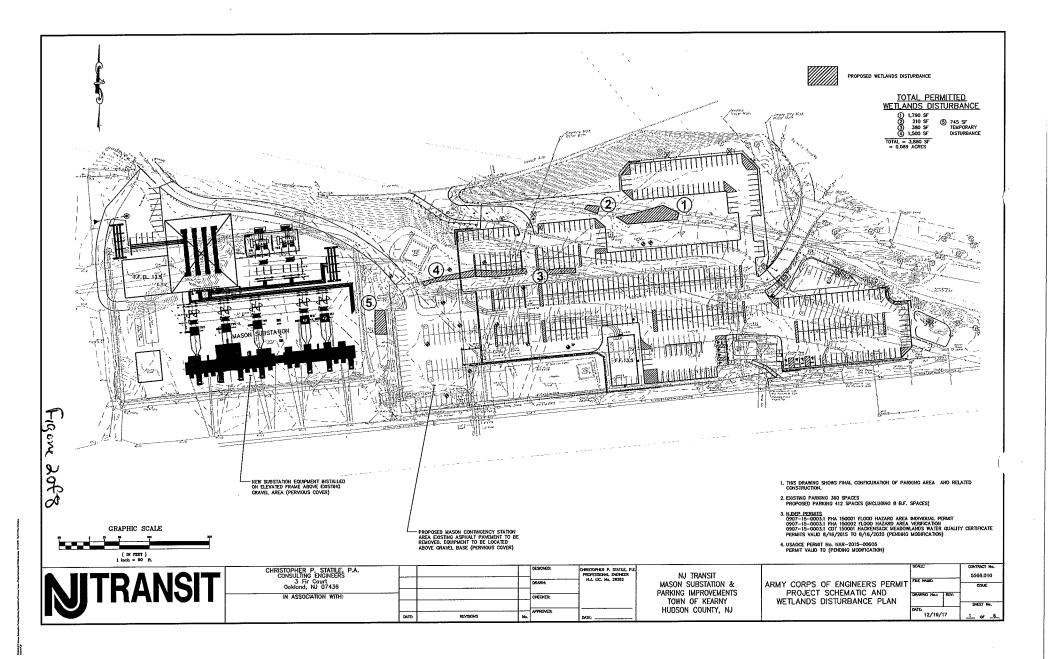
WORK DESCRIPTION

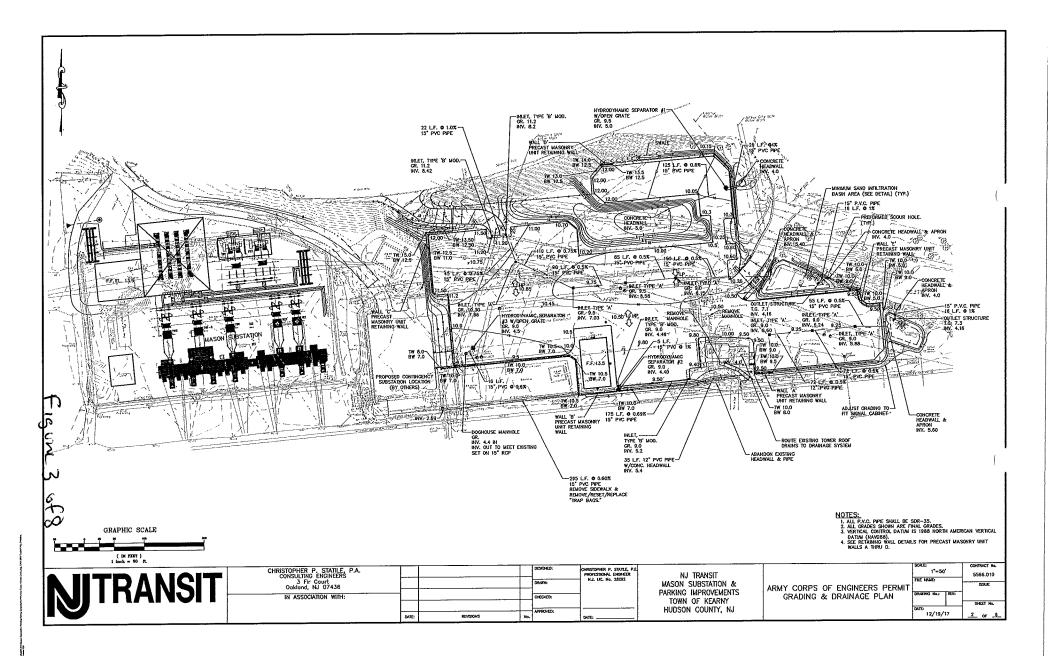
The applicant, the New Jersey Transit Corporation (NJT), has requested Department of the Army authorization to discharge fill material into waters of the United States to facilitate the expansion of an existing vehicular parking area situated within the Mason Substation, located within the Hackensack River watershed, in the Town of Kearny, Hudson County, New Jersey.

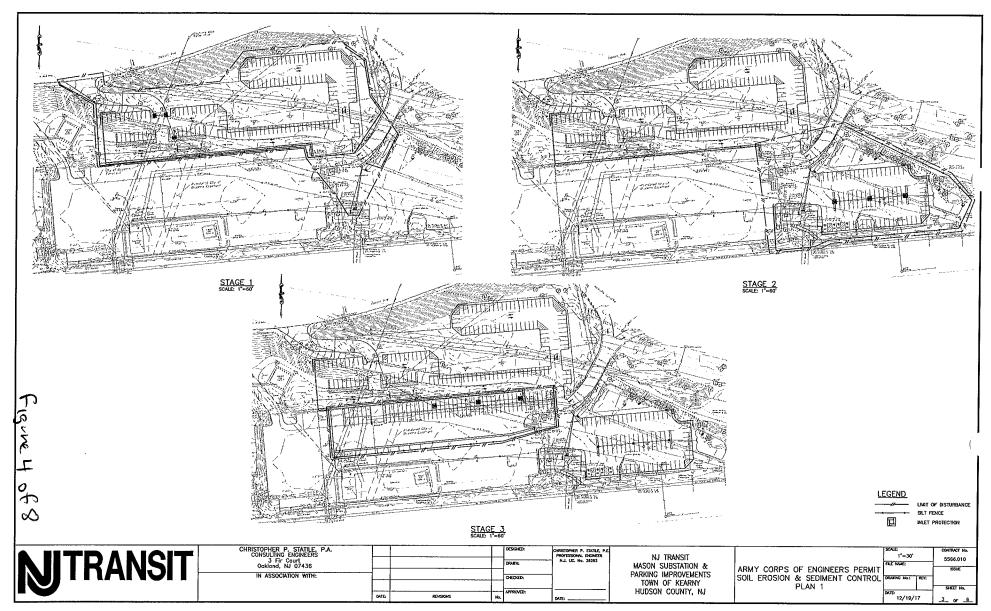
Regulated activities associated with the proposed project would include the discharge of approximately 800 cubic yards of fill material into approximately 0.089 acres of waters of the United States to facilitate the expansion of an existing paved vehicular parking area. This proposed expansion would increase the vehicular parking spaces from 360 to 412 parking spaces. Additional activities would include raising the base elevation of the parking area from approximately 6-feet to 10-foot North American Vertical Datum, 1988 (NAVD, 88) to protect the parking area from future flood damage. As part of the proposed activities, approximately 0.017 acres of waters of the United States would be temporarily disturbed during the parking area expansion activities. Upon completion of the construction activities, all temporarily disturbed waters of the United States, including wetlands, would be restored to preconstruction conditions and planted with native vegetation where appropriate.

The applicant has stated that the proposed expansion of the paved parking area is part of the New Jersey Transit's overall flood resiliency plan to elevate the existing Mason substation, the associated parking area, and the associated substation backup generators to a level protected from future flood damage.



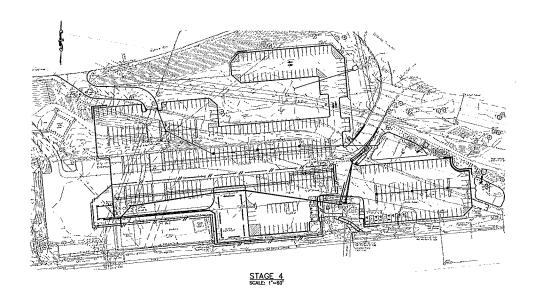






PERCONATT PROPERTY PROPERTY (\$154,000) PROPERTY CONTRACTORS

Figure 5 of 8



LEGEND

LIMIT OF DISTURBAN

SILT FENCE

RILET PROTECTION

A IITDANCIT	CHRISTOPHER P. STATILE, P.A. CONSULTING ENGINEERS			DESIGNED:	CHRISTOPHER P. STATILE, P.E. PROFESSIONAL ENGINEER	NJ TRANSIT		904Er 1*=60*	CONTRACT No.
N TRANSIT	3 Fir Court Cokland, NJ 07436 IN ASSOCIATION WITH:	_		ORUME.	N.J. UC. No. 28282	MASON SUBSTATION &	ARMY CORPS OF ENGINEERS PERMIT SOIL EROSION & SEDIMENT CONTROL	FRE HUSE:	5566.010 ISSU€
		DATE:	REVISIONS	Ho. APPROVED:	DATE:	TOWN OF KEARNY HUDSON COUNTY, NJ	PLAN 2	DATE: 12/19/17	SHEET No

SOIL EROSION AND SEDIMENT CONTROL NOTES

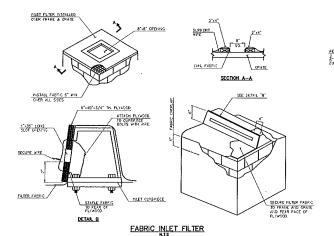
- 1. ALL SOIL EROSON AND SEDMENT CONTROL PRACTICES ON THIS PLAN MILL BE CONSTRUCTED IN ACCORDANCE MITH HE THEW ASSEST STANDARDS FOR SOIL ENGON AND SEDMENT CONTROL 7TH ENTITON LAST REVISED JAMANARY 2014. THESE MEADARDS WILL BE RISTILLED PROOF TO ANY LAND LIMITARIES MEADARDS WILL BE RISTILLED PROOF TO ANY LAND LIMITARIES UNITE, PERMANENT PROTECTION IS STAIR INSECT.
- 2. ALL SOIL TO BE EXPOSED OR STOCKPILED FOR A PERIOD OF ORGATER THAN IT DAYS, AND NOT UNDER ACTIVE CONSTRUCTION, MIL BE INPROPRING! SEEDED AND HAY MUCKED OR OTHERMSE PROVIDED MITH VECETATIVE COVER. HAS TELEPRORY COVER SHALL BE MANIFACED UNTE. SUCH THE MICRORY PERIAMENT RESTABILIZATION IS ESTABLISHED.
- J. SEEDING DATES: THE FOLLOWING SEEDING DATES ARE BEST RECOMMENDED TO ESTABLISH PERMANENT VECETATIVE COVER WITHIN MOST LOCATIONS IN THE HEPSCD: SPRING = 3/1-5/15 AND FALL = 8/15 10/1
- 4. SEDIMENT FENCES ARE TO BE PROPERLY TRENCHED AND MAINTAINED UNTIL PERMANENT VEGETATIVE COVER IS
- 5. ALL STORIU POLINIAGE NELTS SHALL BE PROTECTED BY ONE OF THE PRICHCES, ACCOUNTD IN THE SYMDAPOS, AND PROTECTION SHALL RELAMI UNITE PERMANENT STABLIZATION HAS BEEN ESTREMISHED. STORIU DARINGE OUTLET PORIS SHALL BE PROTECTED AS REQUIRED BEFORE THEY BECOME FUNCTIONAL.
- 6. MULCH MATERIALS SHALL BE UN-ROTTED SMALL GRAIN STRAW APPLIED AT THE RATE OF TO THE OP DOMOS PER ANCHORNO TOOL, LUDAN DILCH SINGERS, OR NETTING TE DOWN, OTHER SUTFABLE MATERIALS MAY BE USED IF APPROVED BY THE SOLL CONSERVATION DISTROCT.
- ALL EROSION CONTROL DEWCES SHALL BE PERIODICALLY INSPECTED, MAINTAINED AND CORRECTED BY THE CONTRACTOR. ANY DAMAGE INCURRED BY EROSION SHALL BE RECTIFIED IMMEDIATELY.
- 8. THE HUDSON-ESSEX-PASSAIC SOIL CONSERVATION DISTRICT WILL BE NOTIFIED IN MINIME AT LEAST 48 HOURS PRIOR TO ANY SOIL DISTURBING ACTIVITIES: FAX (973) 364-0784 OR EMAIL—INFORMATIONOMEPSED.ORG
- 9. THE APPLICANT MUST OGFTAM A DISTRICT ISSUED
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 DO GO OF ANY OTHER CONTROLLING AGENCY. CONTACT THE
 DISTRICT AT \$172.544-0705 TO REQUEST ON THE
 DISTRICT AT \$172.544-0705 TO REQUEST OF MUPLETION
 OF THE RESTABLIZATION MEASURES. A PERFORMANCE
 DEPOST MAY BE POSTED WITH THE DISTRICT WHEN MUST
 WEATHER ON SHOW COVET PROMISES THE PROPERTY
 MEATHER OF THE OF THE PROPERTY OF THE THE OF THE
- 10. PAVED ROADWAYS MUST BE KEPT CLEAN AT ALL TIMES. DO NOT UTULEZ A JINE OR CAMOON HOSE TO CLEAN ROADS DO NOT UTULEZ A JINE OR CAMOON HOSE TO CLEAN ROADS DESIGNED AND PRINCTIONARY SEDULECTI BASK. WATER PUMPED OUT OF THE EXCAVATED AREAS CONTAINS SEMILED HAT MUST BE REMOVED PROR TO DISCOLARGING TO RECOMMING BOOKS OF WATER USING REMOVABLE PUMPING STATIONS, SUIPE PITS, PORTFARE ESCULIENTATION TANKS AND/OR SILT CONTROL BAGS.
- 11. ALL SURFACES HAWING LAWN OR LANDSCAPING AS FINAL COVER ARE TO BE PROVIDED TOPSOIL PRIOR TO RE-SEDING, SODONO OR PLANTING. A DEPTH OF 5 INCHES (UNSETTLED) IS RECOMMENDED.
- 12. ALL PLAN REVISIONS MUST BE SUBMITTED TO THE DISTRICT FOR PROPER REVIEW AND APPROVAL.
- 13. A CRUSHED STONE WHEEL CLEANING TRACKING-PAD IS TO BE INSTALLED AT ALL SITE ENTS USING 2 ½ -1°CRUSHED ANGALAR STONE (ASIN Q OR 3) TO A WARRIUM LENGTH OF 50 FEET AND WARRIUM EOPTH OF 6°. ALL DRIVEWAYS WOST BE PROVIDED WITH CRUSHED STONE UNTIL PANING IS

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- 14. STEEP SLOPES INCURRING DISTURBANCE MAY REQUIRE ADDITIONAL STABILIZATION MEASURES, THESE "SPECAL" MEASURES SHALL BE DESCRIZE BY THE APPLICANT'S ENGNEER AND BE APPROVED BY THE SOIL CONSERVATION DISTRICT.
- 15. THE MUDGINI-ESSEN-PASSAIC SOLL CONSETIVATION DISTRICT SHALL BE NOTIFED. IN WEIRING, FOR THE SALE OF RIVIN PORTION OF THE PROJECT OR FOR THE SALE OF RIVING LOTS. NEW OWNERS' INFORMATION SHALL BE PROVIDED. ADDITIONAL DELAYIES DELIZED NECESSARY BY DISTRICT OFFICIALS SHALL BE IMPLEMENTED AS CONTIONS

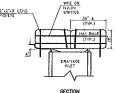
NOTES:

- 1. INLET FILTER TO BE CLEANED AFTER EVERY STORGE.
- 2. FABRIC TO BE REMOVED JUST PRIOR TO PAYRIG.
- 3. FOR FILTERS REQUIRED LONGER THAN 3 MONTHS, USE TREATED PLYWOOD AND WOOD,
- 5. THS DETAIL SHALL PRIER RANGE FROM THE 1 YEAR, 24 HOUR STORM EVENT, MILET MUST SAFELY PASS PLONS GREATER THAN A 1-YR., 24-HR. STORM EVENT.



2 P/C) ETS/ PLACE FALTER FEFLACE ONE HAVBALE WITH 2 % CRUSHED STONE STACKET 6"-8" HIGH WHEPE CPEATEST RIFLOW IS AUTOPATED.

PLAN



1. PLACE BALES IN RING AROUND INLET TO FILTER SEDIMENT FROM STORM WATER, RING BARRIER TO REMAIN IN PLACE UNTX, SITE IS STABILIZED OR PAYMENT IS INSTALLED.

- STREADD OF PAYMENT IS NSTALLD,

 ALL BLUES SHALL BE THER WE BOMPO OR NYLON STRING TED.

 ALL BLUES SHALL BE PLACED THATHY ABUTING ADMOSTITE BLUES.

 ALL BLUES SHALL BE LIBERTOF IN THE GROON, BLUES SHALL

 BE ANGIORDED MINI 22-24 STRINGS DRIVEN THROUGH THE BLUES AL

 SHALL BE CRITICAL TO MINI THE GROON. THE FIRST STRING IN LIGHT BALE

 SHALL BE CRITICAL TOWARD THE PLACED BALE TO FORCE BALLS

 SHALL BE CRITICAL TOWARD THE PLACED BALE TO FORCE BALLS.
- TOGETHER.

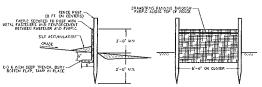
 5. HAVBALES FOR USE ON UNPAKED SURFACES ONLY.

 6. THIS DETAIL SHALL PLITER RANGEF FROM THE 1 YEAR, 24 HOUR STORM EVENT, NALET MUST SUPELY PASS ROWS OREATER THAN A 1-7K, 24-HR, STORM EVENT.

HAYBALE INLET FILTER



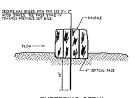
CONSTRUCTION ACCESS/TRACKING PAD



REQUIREMENTS FOR SLT FENCE:

- . FENCE POSTS SHALL BE SPACED & FEET CENTER-TO CENTER OR CLOSER. THEY SHALL EXTEND AT LEAST 2 FEET NTO THE CROCKED AND EXTEND AT LEAST 2 FEET ABOVE CROWNO, POSTS SHALL BE CONSTRUCTED OF HARDWOOD WITH A MEMBRAN COLUMNER BROOKESS OF 1-1/2 NORSE.
- A METAL FENCE MITH 6 NOH OR SMALLER OPENINGS AND AT LEAST 2 FEET HIGH MAY BE UTILIZED, FASTENED TO BE FENCE POSTS, TO PROVIDE REMPORCISION AND SUPPORT TO THE COTEXTUE FASRIC WHERE SPACE FOR OTHER PRACTICES IS UNITED AND HEAVY SERVICINET LEAVING IS EXPECTED.
- PROVIDED IN CHILD FOR MEAN EXCENSION OF SHORT SET THE MAJERITHER SHALL BE BRED AT LESS 6 HOMES DOD IN THE GROWN, THE FARM SHALL EXCENSION OF LESS TO THE GROWN, THE FARM SHALL EXCENSION OF LESS TO THE GROWN, THE FARM SHALL EXCENSION OF THE FARM SHALL SH

SILT FENCE DETAIL N.T.S.



EMBEDDING DETAIL N.T.S.

SEQUENCE OF CONSTRUCTION

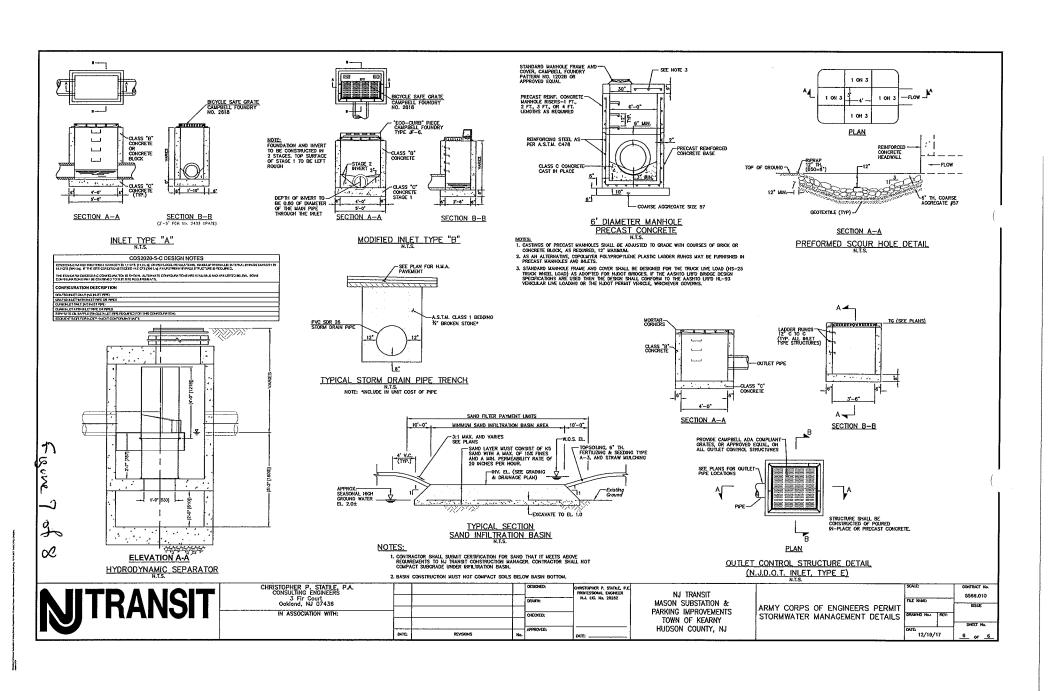
- INSTALL NEW SLT FENCE AT PERMETER OF CURRENT STACE AREA AND CONSTRUCTION ACCESS AS REQ.D. (1 WEEK)
- 2. CLEAR SITE AND ROUGH CRADE. (1 WONTH)
- J. CONSTRUCT WALLS IN EACH STAGE. (I MONTH)
- 4. COMPLETE ROUGH GRADING. (2 WEEKS)
- 5. INSTALL STORM DRAINAGE SYSTEM WITH INLET PROTECTION. (2 MONTHS)
- 6. CONSTRUCT SAND FILTERS. (2 MONTHS)
- COMPLETE GRADING OF SITE, PLACE REQUIRED FILL TO BISING SITE TO FINISHED GRADE INCL. PAYEMENT. (3 WONTHS)
- 8. INSTALL TOPSOL, SEEDING, LANDSCAPING. (1 MONTH)
- 9. REMOVE S.E.S.O. MEASURES AS DIRECTED WHEN SITE IS STABILIZED, (1 WEEK)
- 10. ABOVE TIME LIMITATIONS SHALL NOT ALTER TIME/BATE OF CONTRACT COMPLETION, SOME SEQUENCE ACTIVITIES WILL BE CONSTRUCTED CONCERNMENT.

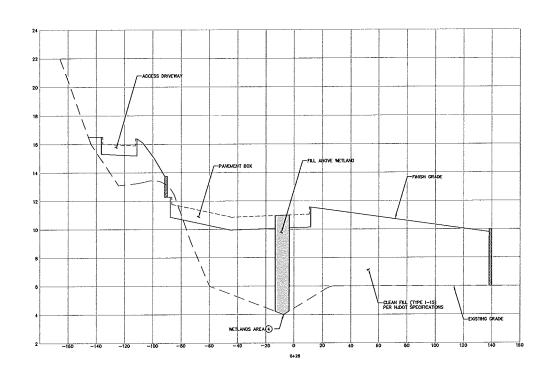
CHRISTOPHER P. STATILE, P.A. CONSULTING ENGINEERS 3 Fir Court Ookland, NJ 07436 IN ASSOCIATION WITH: PROVED: DATE

NJ TRANSIT MASON SUBSTATION & PARKING IMPROVEMENTS TOWN OF KEARNY HUDSON COUNTY, NJ

ARMY CORPS OF ENGINEERS PERMIT SOIL EROSION AND SEDIMENT CONTROL NOTES AND DETAILS

CONTRACT NA N.T.S. 5566.010 FILE NAME: ROK SUFET NA 12/19/17





CROSS SECTION THRU WETLAND AREA (4)

SCALE 1°=60' HOR. 1°=6' YERT.

CHRISTOPHER P. STATILE P.A. CONSUM C BROKERS OCHORA, N. 07436 IN ASSOCIATION WITH: DATE RESSORS	DESOND: ORISINPER P. SUBL. P.L. PROTESONE DESIGN RA. ID. No. 2000 OKUME OKUME OKUME OKUME DOD DOD DOD DOD DOD DOD DOD D	NJ TRANSIT	ARMY CORPS OF ENGINEERS PERMIT TYPICAL CROSS SECTION SCALE SANCE FIX MACE TOTAL CROSS SECTION DOCE 12/18/17	5566.010 5566.010 55846 59667 No. 6A of 5
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