

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-2019-00138-WPI

Issue Date: AUG 2 7 2019 **Expiration Date:**

SEP 2 7 2019

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:

Hudson Valley Arts and Science

c/o Gareth Hougham 53 Old Albany Post Road Ossining, NY 10562

ACTIVITY:

The extension of fixed pier, wave attenuator fence, and associated floating piers.

WATERWAY:

Hudson River (Saw Mill River - Hudson River Watershed)

LOCATION:

Village of Ossining, Westchester 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.

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

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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 lifestages 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 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. 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 occur. 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, One Commerce Plaza, 99 Washington Avenue, Albany, New York 12231, Telephone (518) 474-6000. Comments regarding

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the applicant's certification, and copies of any letters to this office commenting upon this proposal, should be so addressed.

The applicant has received a New York State Department of Environmental Conservation Water Quality Certificate and New York State Department of State Coastal Consistency Determination.

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) 790-8520 or katherine.pijanowski@usace.army.mil and ask for Katherine Pijanowski.

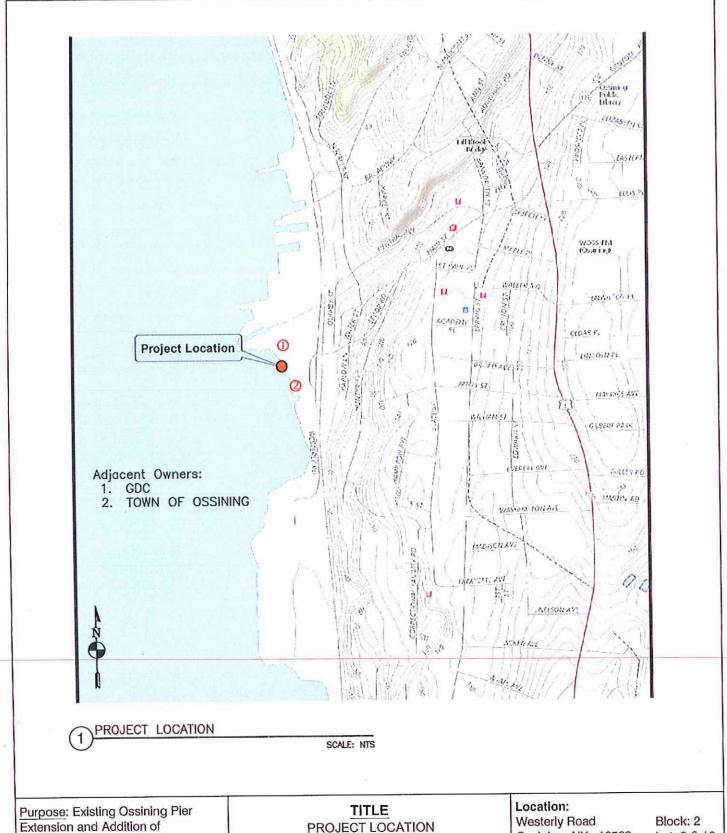
In order for us to better serve you, please complete our Customer Service Survey located at http://www.nan.usace.army.mii/Missions/Regulatory/CustomerSurvey.aspx.

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

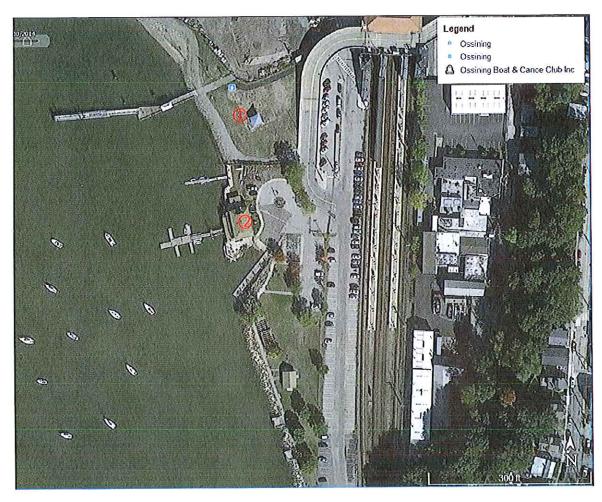
Stephan A. Ryba

Chief, Regulatory Branch

Enclosures



Purpose: Existing Ossining Pier Extension and Addition of Transition Docks.	TITLE PROJECT LOCATION	Location: Westerly Road Block: 2 Ossining, NY - 10562 Lot: 9 & 10
AGENT:	Waterway: Hudson River	Applicant: Village of Ossining
edward m. weinstein ARCHITECTURE + PLANNING PC	Lat: 41° 09' 25.9" N Long: 73° 52' 13.3" W	Adjacent Owners: 1. GDC 2. Town of Ossining
() Spring Street, Hardings-On-Hudson, NY 10704 (c) (714) 478 (20) [cs.(914) 478 7737	Datum: NAVD88	01.17.19 A-1.0 Sheet 1 of 17



SITE LOCATION

SCALE: NTS

LIST OF DRAWINGS:

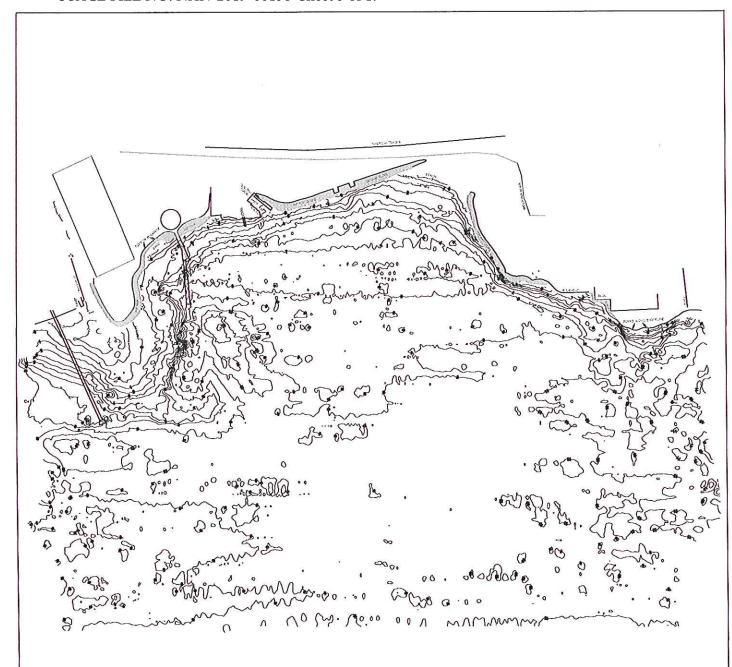
- 1. PROJECT LOCATION
- 2. SITE LOCATION
- 3. SURVEY— EXISTING CONTOURS
 4. EXISTING CONDITION PIER & MOORING FIELD
 5. EXISTING CONDITION BLOW UP
- 6. EXISTING SITE PHOTOGRAPHS
- 7. PROPOSED PIER EXTENSION- LAYOUT

- 8. NAVIGATION OVERLAY
 9. PROPOSED PIER DETAIL
 10. PROPOSED CROSS-SECTION
- 11. PIER EXTENSION DETAIL
- 12. PROPOSED PIER AND DOCK DETAILS
 13. DOCK DETAILS LAYOUT PLAN
 14. DOCK DETAILS LAYOUT PLAN

- 15. MONOPILE DETAILS
- 16. BEST MANAGEMENT PRACTICES 1
- 17. BEST MANAGEMENT PRACTICES 2

Purpose: Existing Ossining Pier Extension and Addition of Transition Docks.	TITLE SITE LOCATION	Location: Westerly Road Block: 2 Ossining, NY - 10562 Lot: 9 & 10	
AGENT: • • edward m, weinstein • ARCHITECTURE + PLANNING PC	Waterway: Hudson River	Applicant: Village of Ossining	
	Lat: 41° 09' 25.9" N Long: 73° 52' 13.3" W	Adjacent Owners: 1. GDC 2. Town of Ossining	
(I) Spring Street, Hastings-On-Hudson, NY 16764 (e) (714) 478 (200) fox (714) 478 7287	Datum: NAVD88	01.17.19 A-2.0 Sheet 2 of 17	





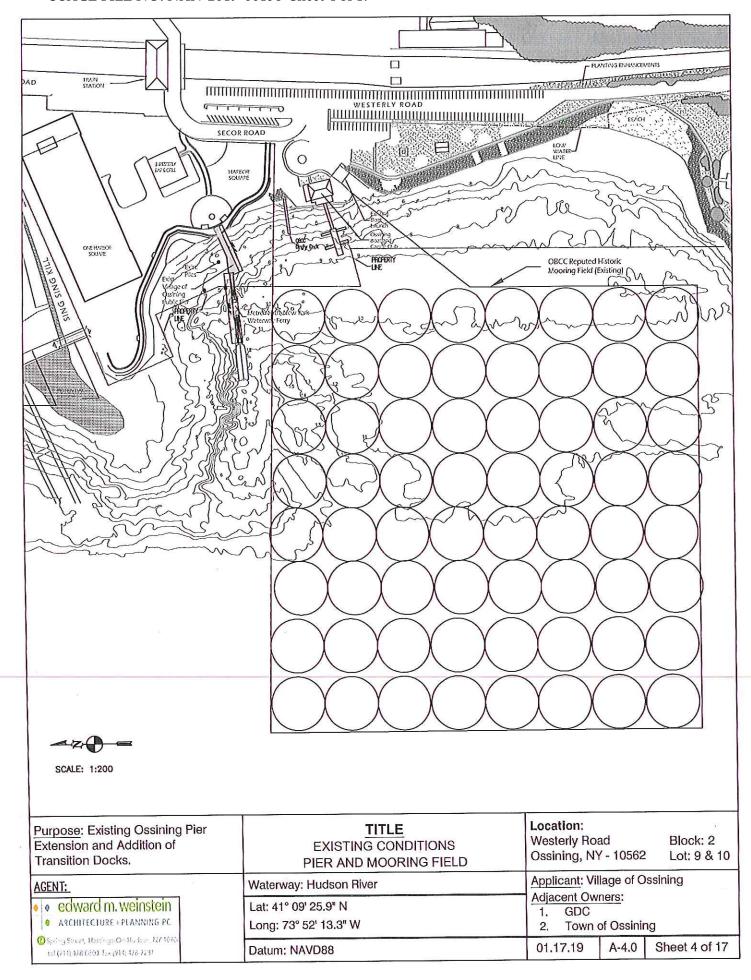


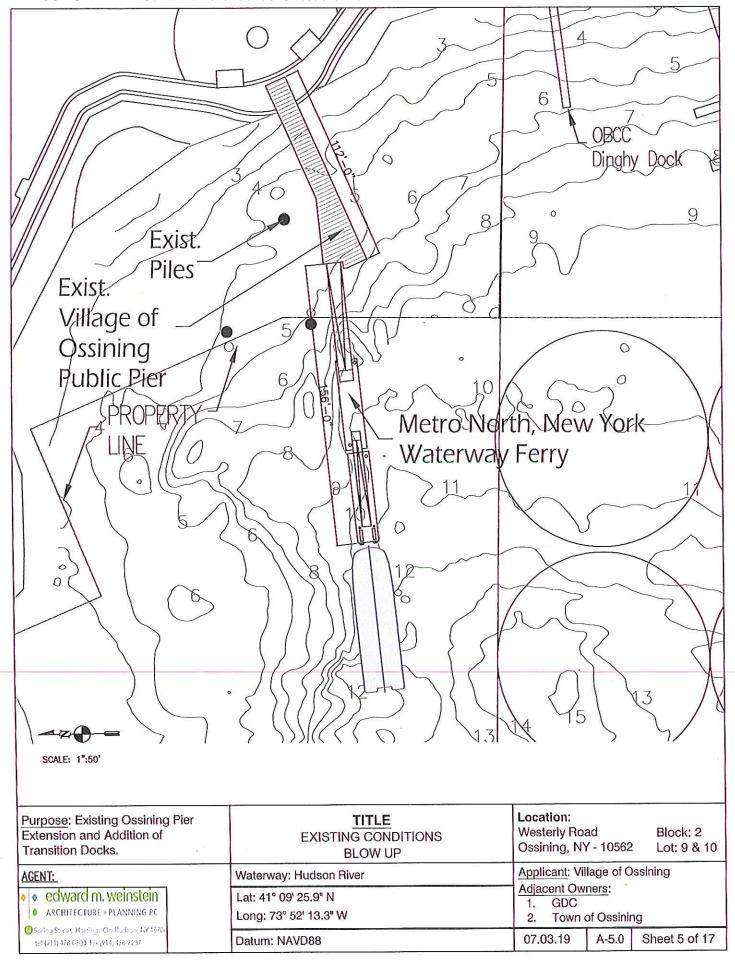
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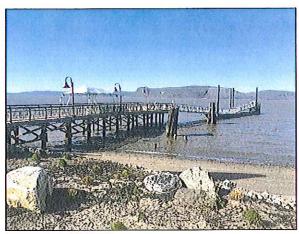
Note:

- Bathymetric Lines are from the 2017 MLLW Dataset -1. Hydrographic survey conducted in Summer of 2017. See attached Depth Chart Hydrodata 2017.

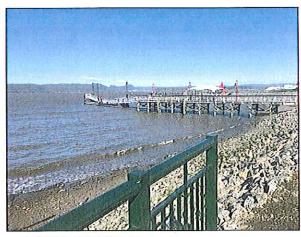
Purpose: Existing Ossining Pier Extension and Addition of Transition Docks.	TITLE SURVEY - EXISTING CONTOURS	Location: Westerly Road Block: 2 Ossining, NY - 10562 Lot: 9 & 10	
AGENT:	Waterway: Hudson River	Applicant: Village of Ossining	
edward m, Weinstein ARCHITECTURE + PLANNING PC Syding Street, Hastings-On-Huston, NC 16704 tet (711) 178 CEO 15x (914) 178 7737	Lat: 41° 09' 25.9" N Long: 73° 52' 13.3" W	Adjacent Owners: 1. GDC 2. Town of Ossining	
	Datum: MLLW	01.17.19 A-3.0 Sheet 3 of 17	







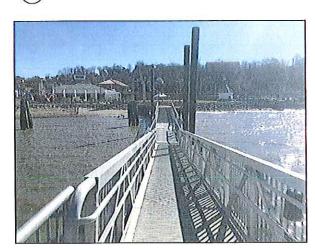
VIEW TO SOUTHWEST



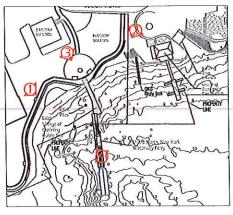
VIEW TO NORTH



3 VIEW TO WEST

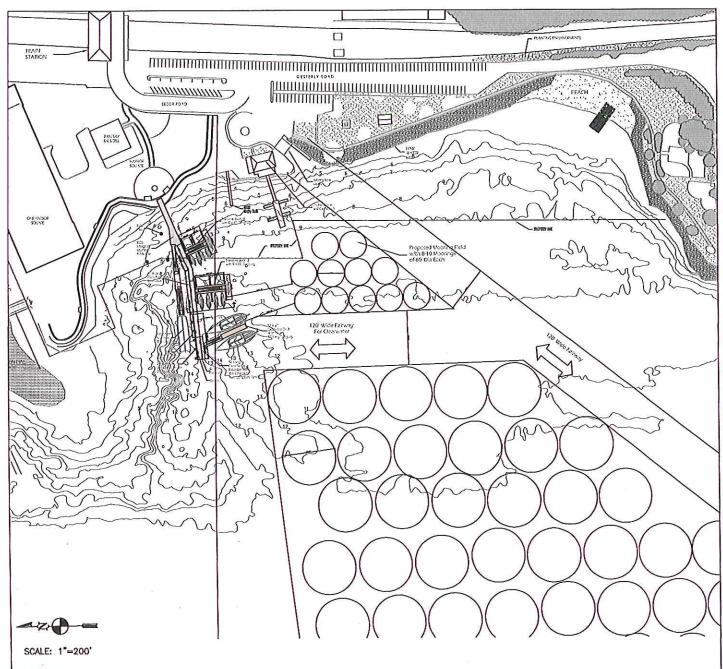


VIEW TO EAST



(5) KEY PLAN

Purpose: Existing Ossining Pier Extension and Addition of Transition Docks.	TITLE EXISTING SITE PHOTOGRAPHS	Location: Westerly Road Block: 2 Ossining, NY - 10562 Lot: 9 & 10	
AGENT:	Waterway: Hudson River	Applicant: Village of Ossining	
edward m. weinstein ARCHITECTURE + PLANNING PC Syring Street, Hastings-On-Harbon, NY 1070 tel (714) 478 (200) for (714) 478 7231	Lat: 41° 09' 25.9" N Long: 73° 52' 13.3" W	Adjacent Owners: 1. GDC 2. Town of Ossining	
	Datum: NAVD88	01.17.19 A-6.0 Sheet 6 of 17	



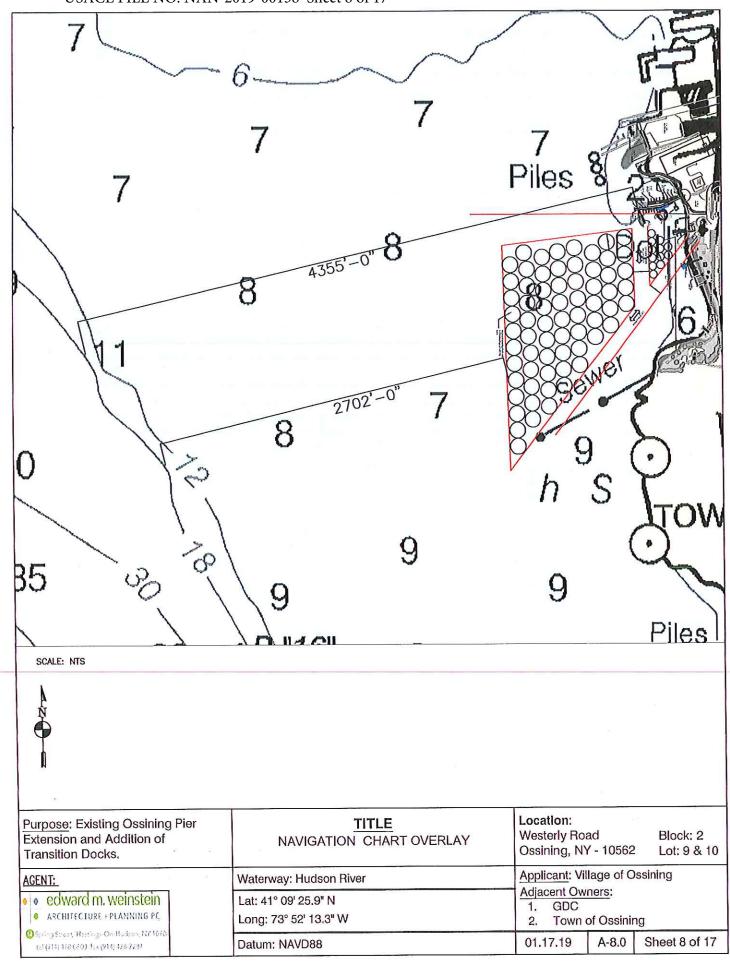
Notes:

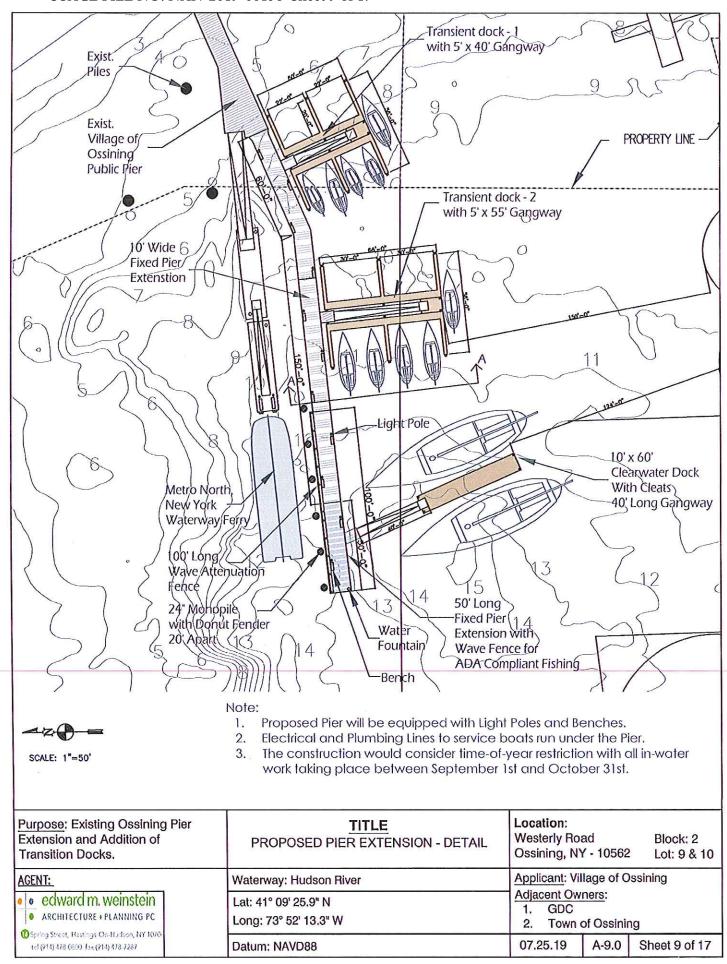
- Proposed Pier will be equipped with Light Poles and Benches.
- 2. Electrical and Plumbing Lines to service boats run under the Pier.
- 3. The construction would consider time-of-year restriction with all in-water work taking place between September 1st and October 31st.

Proposed Piles Details:

- Fixed Pier Timber Piles (54)
- 12" Dia
- Steel Mono Piles with Donut Fender (6)
- 36" Dia
- Timber Guide Piles for Dock (28)
- 10" Dia

Purpose: Existing Ossining Pier Extension and Addition of Transition Docks.	TITLE PROPOSED PIER EXTENSION LAYOUT	Location: Westerly Road Block: 2 Ossining, NY - 10562 Lot: 9 & 10	
AGENT:	Waterway: Hudson River	Applicant: Village of Ossining	
o edward m. weinstein ARCHITECTURE + PLANNING PC	Lat: 41° 09' 25.9" N Long: 73° 52' 13.3" W	Adjacent Owners: 1. GDC 2. Town of Ossining	
(I) Spring Street, Hartingt-On-Hudison, NY 107N (e17/1) 478 (20) [15:1914; 472-7237	Datum: NAVD88	07.03.19 A-7.0 Sheet 7 of 17	

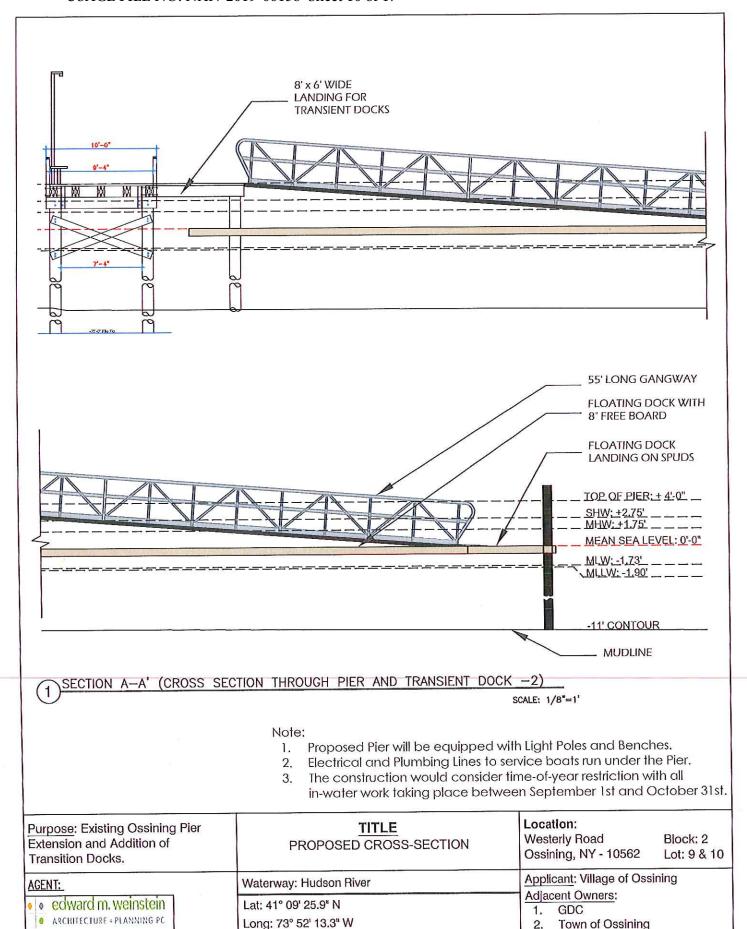




OSpring Street, Hastings-On-Russon, NY 1070r

te! (714) 478 (800) fax (914) 478-7281

Datum: NAVD88

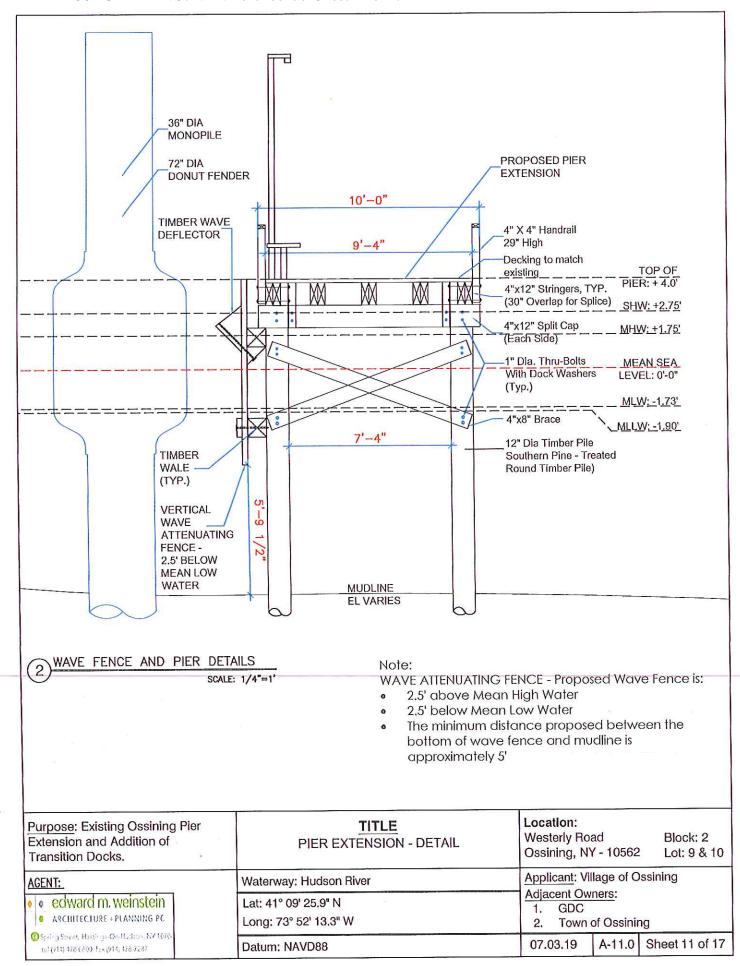


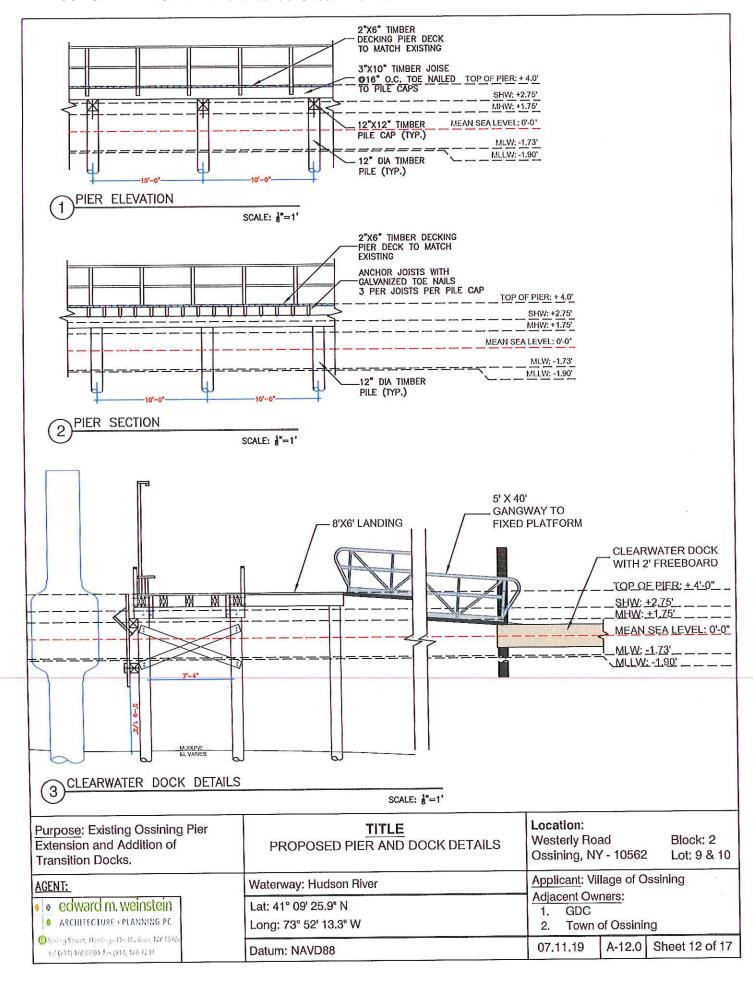
Town of Ossining

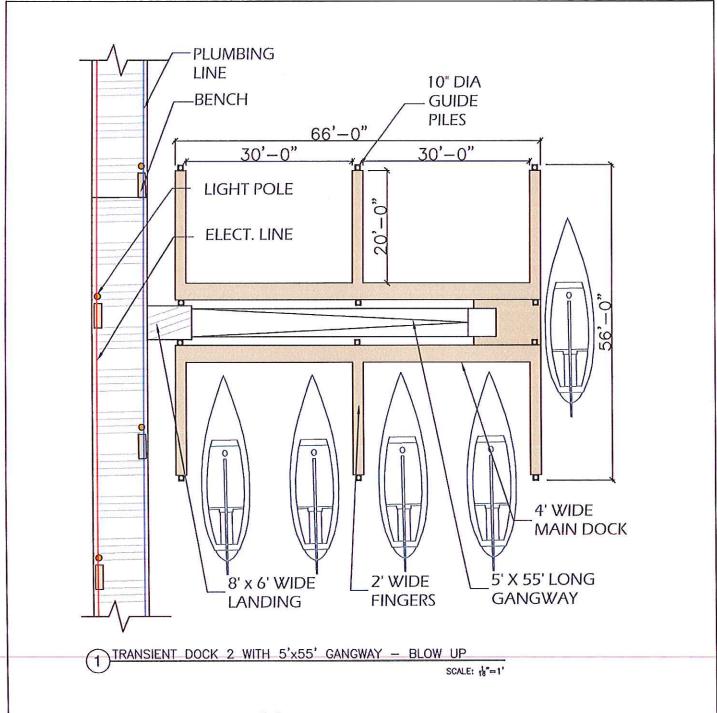
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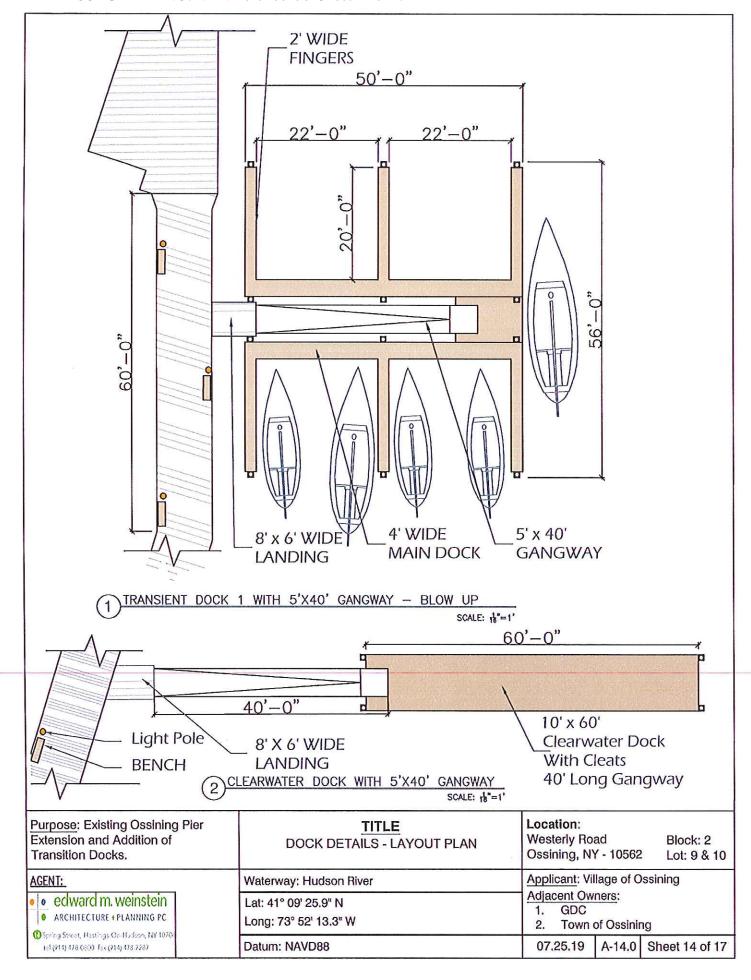


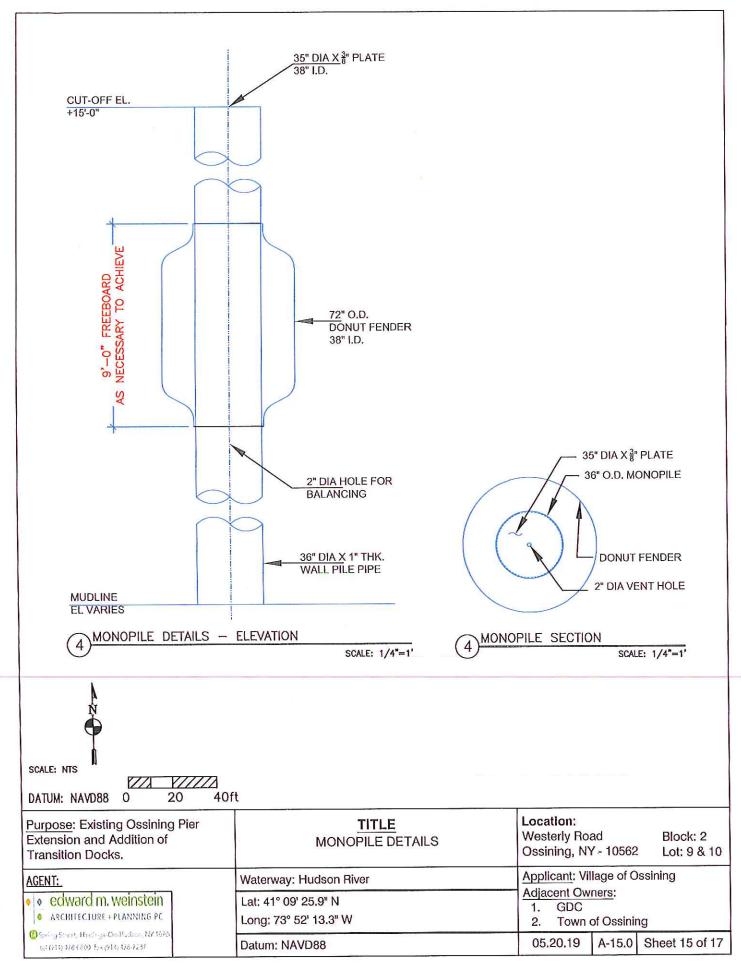


Notes:

- 1. Proposed Pier will be equipped with Light Poles and Benches.
- 2. Electrical and Plumbing Lines to service boats run under the Pier.
- The construction would consider time-of-year restriction with all in-water work taking place between September 1st and October 31st.

Purpose: Existing Ossining Pier Extension and Addition of Transition Docks.	TITLE DOCK DETAILS - LAYOUT PLAN	Location: Westerly Road Block: 2 Ossining, NY - 10562 Lot: 9 & 10	
AGENT:	Waterway: Hudson River	Applicant: Village of Ossining	
edward m. Weinstein ARCHITECTURE + PLANNING PC Spring Street, Hastings On-Hudson, NY 1070- tel (914) 478 6800 fax (914) 478 7287	Lat: 41° 09' 25.9" N Long: 73° 52' 13.3" W	Adjacent Owners: 1. GDC 2. Town of Ossining	
	Datum: NAVD88	07.25.19 A-13.0 Sheet 13 of 17	





BEST MANAGEMENT PRACTICE DESCRIPTION ESTABLISH PERIMETER CONTROLS AND SEDIMENT BARRIERS

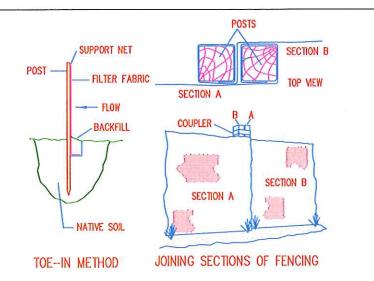
SILT FENCES WILL BE INSTALLED ALONG THE PERIMETER OF THE LIMITS OF THE SITE DISTURBANCE AREA AND AROUND THE TOPSOIL STOCKPILE, SILT FENCES WILL BE INSTALLED BY EXCAVATING A 12-INCH-DEEP TRENCH INSTALLED BY EXCAVATING A 12-INCH-DEEP TRENCH ALONG THE LINE OF PROPOSED INSTALLATION. WOODEN POSTS SUPPORTING THE SILT FENCE WILL BE SPACED 4 TO 6 FEET APART AND DRIVEN SECURELY INTO THE GROUND; A MINIMUM OF 18 TO 20 INCHES DEEP. THE SILT FENCE WILL BE FASTENED SECURELY TO THE WOODEN POSTS WITH WIRE TIES SPACED EVERY 24 INCHES AT THE TOP, MID SECTION, AND BOTTOM OF THE WOODEN POST. THE BOTTOM EDGE OF THE SILT FENCE WILL EXTEND ACROSS THE BOTTOM OF THE TRENCH AND THE TRENCH WILL BE BACKFILLED AND COMPACTED TO PREVENT STORMWATER AND SEDIMENT FROM DISCHARGING UNDERNEATH THE SILT FENCE.

GENERAL OPERATION NOTES

1. CONTRACTOR SHALL BE RESPONSIBLE FOR COMPLIANCE WITH ALL SEDIMENT AND EROSION CONTROL PRACTICES ARE TO BE INSTALLED PRIOR TO ANY MAJOR SOIL

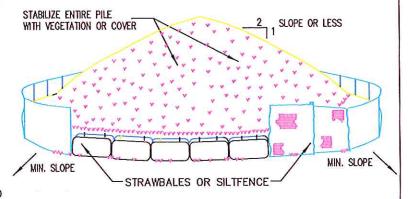
DISTURBANCES, AND MAINTAINED UNTIL PERMANENT.

- 2. TIMELY MAINTENANCE OF SEDIMENT CONTROL STRUCTURES IS THE RESPONSIBILITY OF THE CONTRACTOR. ALL STRUCTURES SHALL BE MAINTAINED IN GOOD WORKING ORDER AT ALL TIMES. THE SEDIMENT LEVEL IN ALL SEDIMENT TRAPS SHALL BE CLOSELY MONITORED AND SEDIMENT REMOVED PROMPTLY WHEN MAXIMUM LEVELS ARE REACHED OR AS ORDERED BY THE ENGINEER. ALL SEDIMENT CONTROL STRUCTURES SHALL BE INSPECTED A REGULAR BASIS, AND AFTER EACH
 HEAVY RAIN TO INSURE PROPER OPERATION AS DESIGNED.
 AN INSPECTION SCHEDULE SHALL BE SET FORTH PRIOR TO THE START OF CONSTRUCTION.
- 3. ALL TOPSOIL NOT TO BE USED FOR FINAL GRADING SHALL BE REMOVED FROM THE SITE IMMEDIATELY AND PLACED IN A STABILIZED STOCKPILE OR FILL.
- 4. ANY DISTURBED AREAS THAT WILL BE LEFT EXPOSED MORE THAN 21 DAYS AND NOT SUBJECT TO CONSTRUCTION TRAFFIC, SHALL IMMEDIATELY RECEIVE TEMPORARY SEEDING. MULCH CAN BE USED IF THE SEASON PREVENTS THE ESTABLISHMENT OF A TEMPORARY COVER, DISTURBED AREAS SHALL BE LIMED AND FERTILIZED PRIOR TO TEMPORARY SEEDING.
- 5. ALL DISTURBED AREAS WITHIN 500 FEET OF AN INHABITED DWELLING SHALL BE WETTED AS NECESSARY TO PROVIDE DUST CONTROL.
- THE CONTRACTOR SHALL KEEP THE ROADWAYS WITHIN THE PROJECT CLEAR OF SOIL AND DEBRIS AND IS RESPONSIBLE FOR ANY STREET CLEANING NECESSARY DURING THE COURSE OF THE PROJECT.
- SEDIMENT AND EROSION CONTROL STRUCTURES SHALL BE REMOVED AND THE AREA STABILIZED WHEN THE DRAINAGE AREA HAS BEEN PROPERLY STABILIZED BY PERMANENT MEASURES.



INSTALLATION NOTES

- 1. EXCAVATE A 4"X12" TRENCH ALONG THE LOWER PERIMETER OF AREA REQUIRING
- 2. UNROLL A SECTION AT A TIME AND POSITION THE POSTS AGAINST THE BACK (DOWNSTREAM)
- WALL OF TEH TRENCH (NET SIDE AWAY FROM DIRECTION OF FLOW) 3. DRIVE THE POST INTO THE GROUND UNTIL THE NETTING IS
- APPROXIMATELY 2 INCHES FROM THE TRENCH BOTTOM.
 4. LAY THE TOE-IN FLAP OF FABRIC ONTO THE UNDISTRIBUTED BOTTOM OF THE TRENCH, BACKFILL THE TRENCH AND TAMP THE SOIL. STEEPER SLOPES REQUIRE AN INTERCEPT TRENCH.
- 5. JOIN SECTIONS AS SHOWN ABOVE.



INSTALLATION_NOTES

- 1. AREA CHOSEN FOR STOCKPILING OPERATIONS SHALL BE DRY AND STABLE.
- MAXIMUM SLOPE OF STOCKPILE SHALL BE 1:2
 UPON COMPLETION OF SOIL STOCKPILING, EACH PILE SHALL BE SURROUNDED WITH EITHER SILT FENCING OR STRAWBALES, THEN STABILIZED WITH VEGETATION OR COVERED.
- 4. SEE SPECIFICATIONS FOR INSTALLATION OF SILTFENCE.

Purpose: Existing Ossining Pier Extension and Addition of Transition Docks.	TITLE BEST MANAGEMENT PRACTICES -1	Location: Westerly Road Block: 2 Ossining, NY - 10562 Lot: 9 & 10
AGENT:	Waterway: Hudson River	Applicant: Village of Ossining
edward m. weinstein ARCHITECTURE + PLANNING PC	Lat: 41° 09' 25.9" N Long: 73° 52' 13.3" W	Adjacent Owners: 1. GDC 2. Town of Ossining
O Spring Street, Hastings-On-Hudson NY 10703 tel (714) 478 (200) fewy914; 478 7237	Datum: NAVD88	01.17.19 A-16.0 Sheet 16 of 17

