



# 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-2018-01576-ESW

Issue Date: June 26, 2019

Expiration Date: July 16, 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) and Section 404 of the Clean Water Act (33 U.S.C. 1344).

**APPLICANT:** College Point Yacht Club  
3-04 126th Street  
College Point, New York 11356

**ACTIVITY:** Marina Basin Dredging with Upland Disposal

**WATERWAY:** East River

**LOCATION:** 3-04 126th Street, College Point, Borough of Queens, Queens County, City of New York, 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

**CENAN-OP-RE**  
**PUBLIC NOTICE NO. NAN-2018-01576-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 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 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.

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

**CENAN-OP-RE**  
**PUBLIC NOTICE NO. NAN-2018-01576-ESW**

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

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

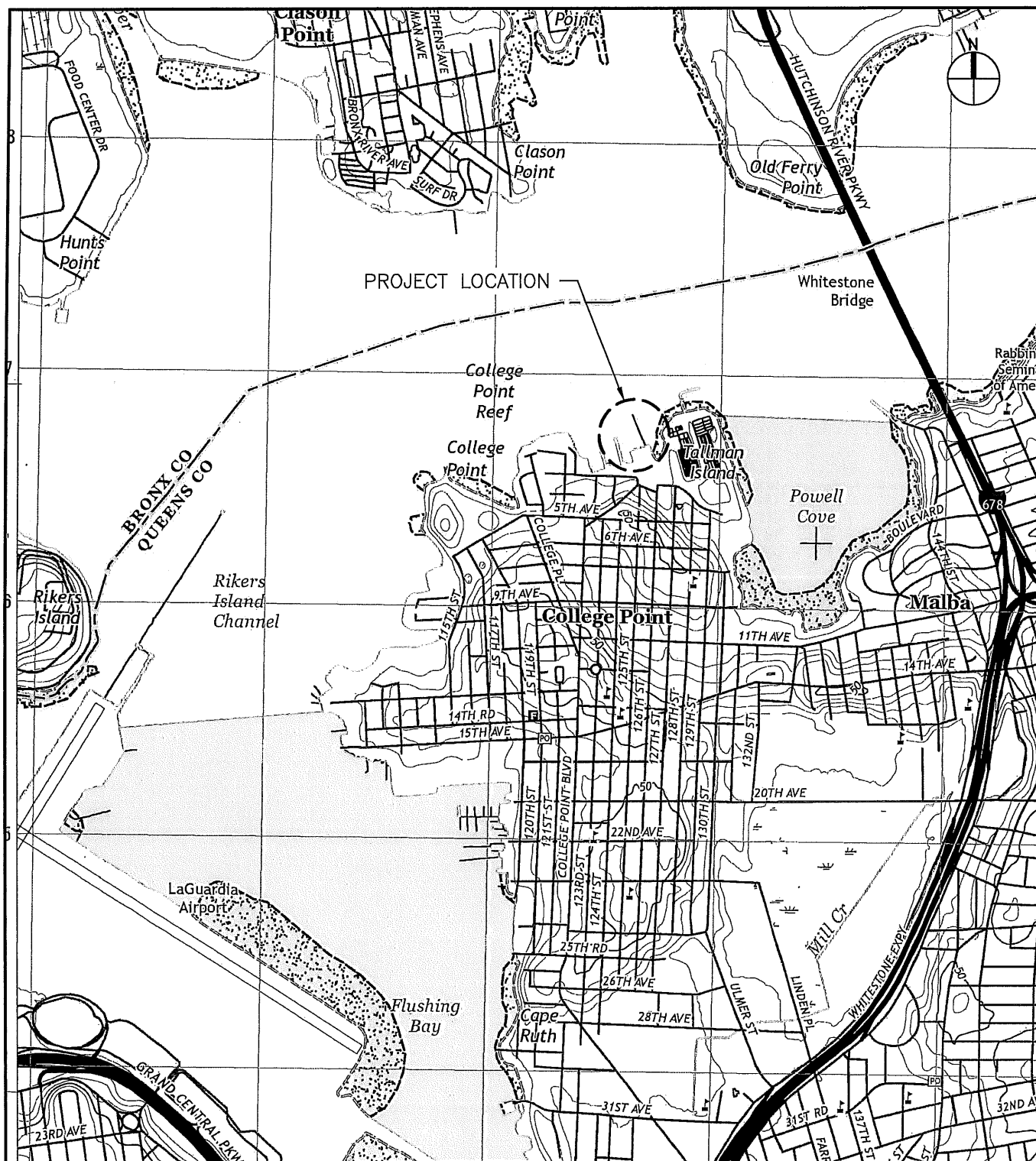
**WORK DESCRIPTION**

The permit applicant, College Point Yacht Club, has requested Department of the Army authorization to dredge an existing marina basin with upland disposal and return flow in the East River at 3-04 126<sup>th</sup> Street, College Point, Borough of Queens, Queens County, City of New York, New York

The regulated work would involve the dredging of approximately 18,440 cubic yards of material to a maximum depth of five feet below the plane of Mean Low Water (MLW) with one foot of allowable over-dredge within a footprint of approximately 187,620 square feet. The material would be mechanically dredged with an environmental clamshell bucket. The dredged material would be placed in a barge with no overflow, allowing the material to settle for 24 hours prior to decanting. The remaining water would be pumped off the barge back into the marina, within the work area enclosed by the turbidity curtain. The dredged material would be disposed of at an approved upland facility.

The applicant has stated that they have avoided, minimized, and mitigated for potential impacts proposed, to the maximum extent practicable by utilizing a turbidity curtain around the work area, using an environmental clamshell bucket, as well as decanting the dredged material for 24 hours in a scow to limit re-suspension of the dredged material to further minimize impacts to aquatic species.

The stated purpose of this project is to re-establish operational depths of the marina for safe navigation.



USGS Quad: Flushing		USGS QUAD MAP College Point Yacht Club 304 126th Street College Point, NY 11356		<b>BlueShore</b> ENGINEERING LLC TEANECK, NJ (201)817-2001 RWG@BLUESHORELLC.COM <b>R-1.0</b>	
Waterway: East River					
Latitude: 40° 47' 45.62" North					
Longitude: 73° 50' 32.72" West					
County: Queens	Datum: As Noted	Scale: 1:24,000	March 7, 2019	Sht <u>1</u> of <u>11</u>	

PERMIT REQUIREMENTS & ENVIRONMENTAL CONTROLS

1. The contractor shall prevent trash or construction debris from entering the watercourse, and shall recover any items that enter the watercourse immediately.
2. The contractor shall install and keep in place a containment boom and turbidity curtain during all portions of in-water work.

REFERENCE DATUM

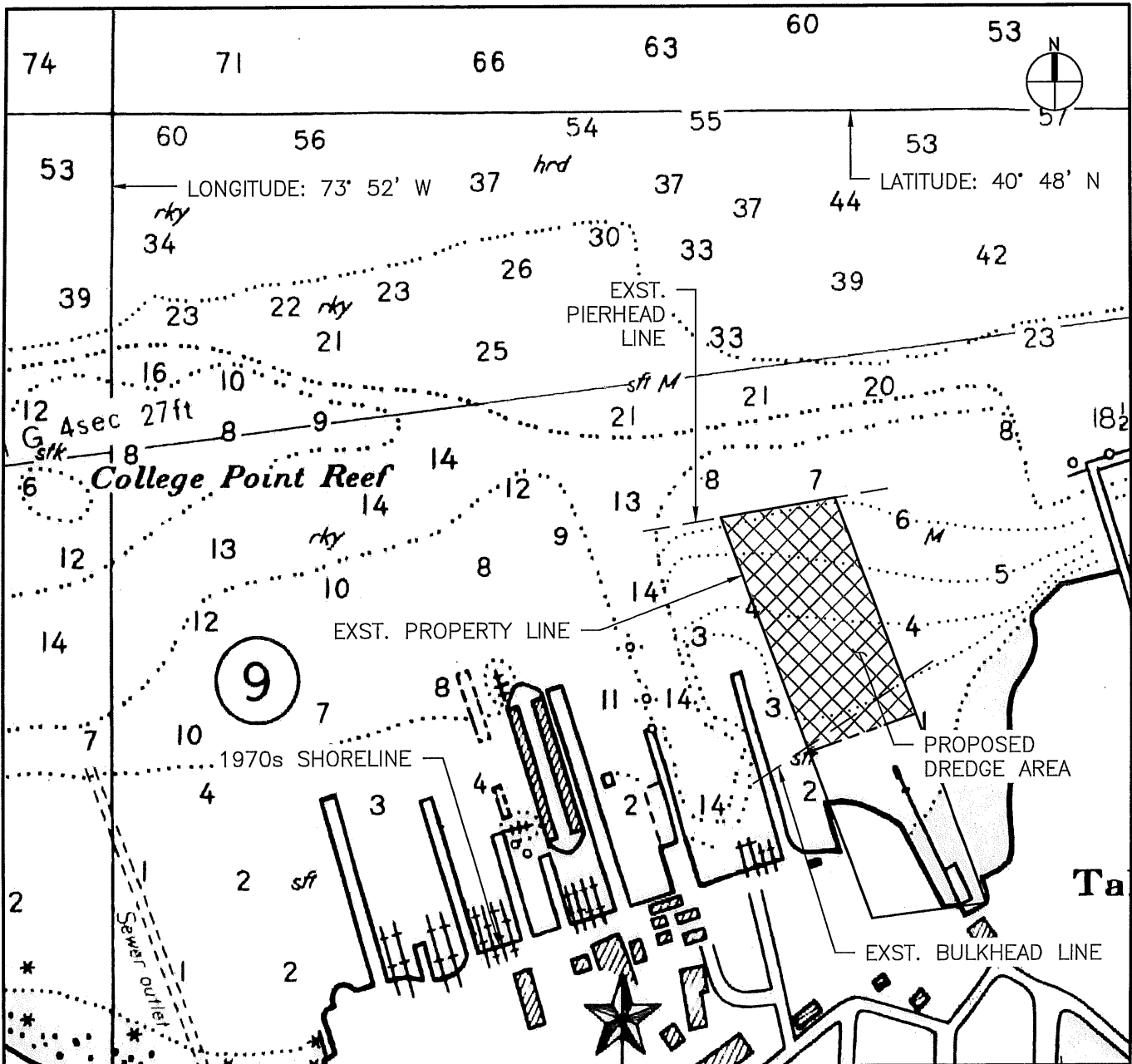
1. All elevations on drawing sheets refer to MLW, unless otherwise noted. Datum conversions shall refer to the table on this sheet.

DREDGING

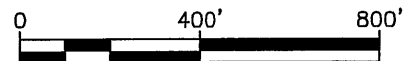
1. All dredging shall be performed by barge and conducted mechanically with a closed environmental bucket.
2. Dredge spoils are primarily silts, which shall be dewatered on-barge, with drainage only allowed to the river within a turbidity curtain.
  - 2.1. Excess water from contained dredged material shall be decanted only after letting the sediment settle for at least 24-hours.
3. No barge overflow shall occur.
4. Material shall be disposed of as allowed by sediment testing.

DATUM CONVERSION (ELEVATIONS IN FEET)			
DATUM	MLLW	MLW	NAVD88
FEMA VE Preliminary 01/30/2015	20.1	19.8	16.0
500-yr Still Water Level (SWL)	19.0	18.7	14.9
FEMA VE Effective 09/05/2007	18.0	17.7	13.9
Spring High Water (SHW)	8.1	7.8	4.0
Mean Higher-High Water (MHHW)	7.8	7.5	3.7
Mean High Water (MHW)	7.4	7.1	3.3
NAVD88	4.1	3.8	0.0
NGVD29	3.0	2.7	-1.1
Mean Low Water (MLW)	0.3	0.0	-3.8
Mean Lower-Low Water (MLLW)	0.0	-0.3	-4.1
Spring Low Water (SLW)	-0.4	-0.7	-4.5

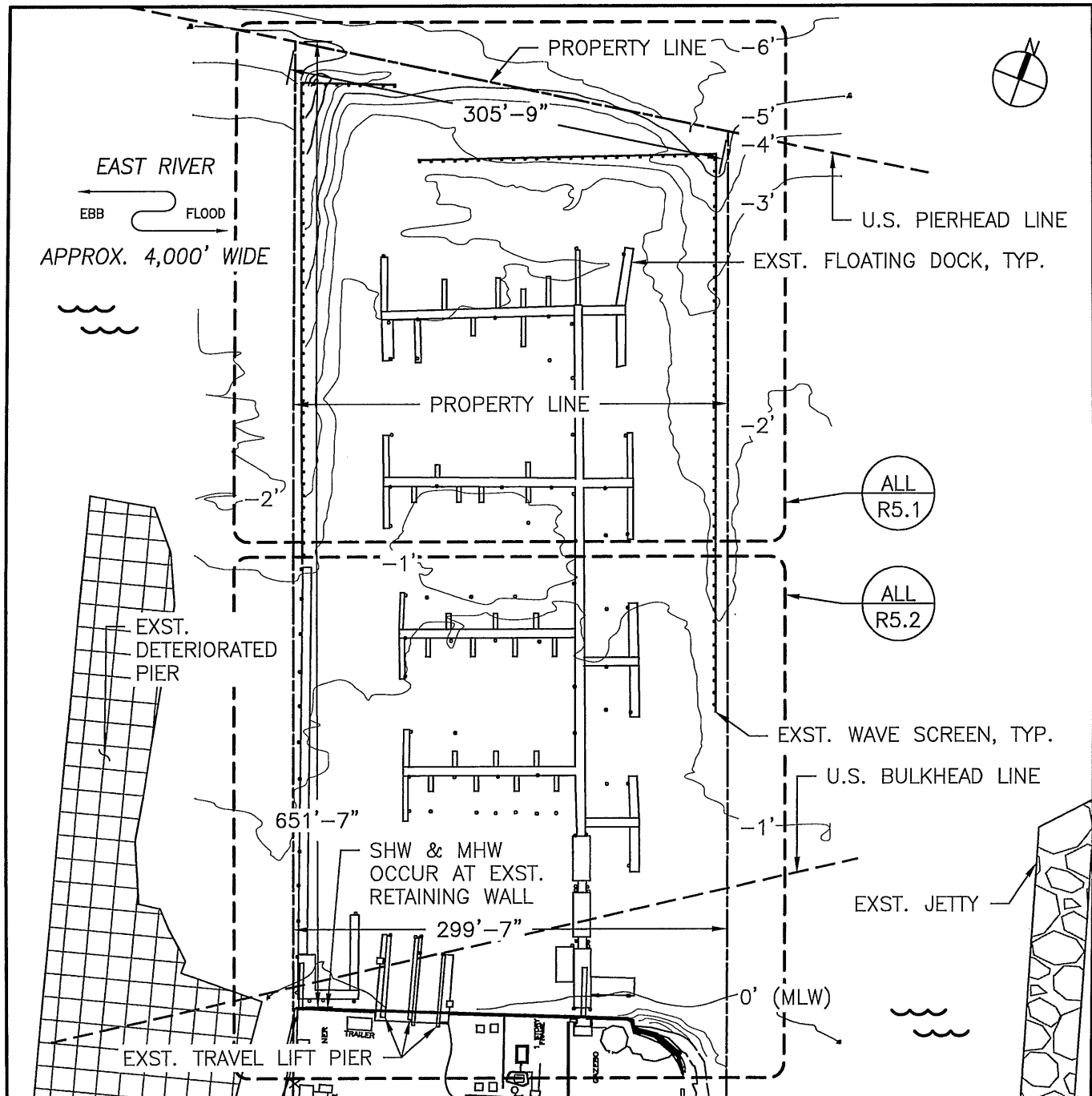
USGS Quad: Flushing		GENERAL NOTES College Point Yacht Club 304 126th Street College Point, NY 11356		<b>BlueShore</b> ENGINEERING LLC TEANECK, NJ (201)817-2001 RWG@BLUESHORELLC.COM
Waterway: East River				
Latitude: 40° 47' 45.62" North				
Longitude: 73° 50' 32.72" West				
County: Queens	Datum: As Noted	Scale: N.T.S.	March 7, 2019	Sht <u>2</u> of <u>11</u>



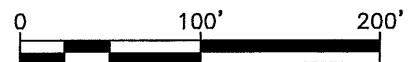
NOTE: Nautical chart taken from NOAA's Nautical Chart #226, titled "East River: Tallman Island to Queensboro Bridge", ed. 23, published 1970. All depths are in feet.



USGS Quad: Flushing		PRE-EXISTING PLAN (YEAR 1970) College Point Yacht Club 304 126th Street College Point, NY 11356		<b>BlueShore</b> ENGINEERING LLC TEANECK, NJ (201)817-2001 RWG@BLUESHORELLC.COM
Waterway: East River				
Latitude: 40° 47' 45.62" North				
Longitude: 73° 50' 32.72" West				
County: Queens	Datum: As Noted	Scale: 1"=400'	March 7, 2019	Sht <u>4</u> of <u>11</u>

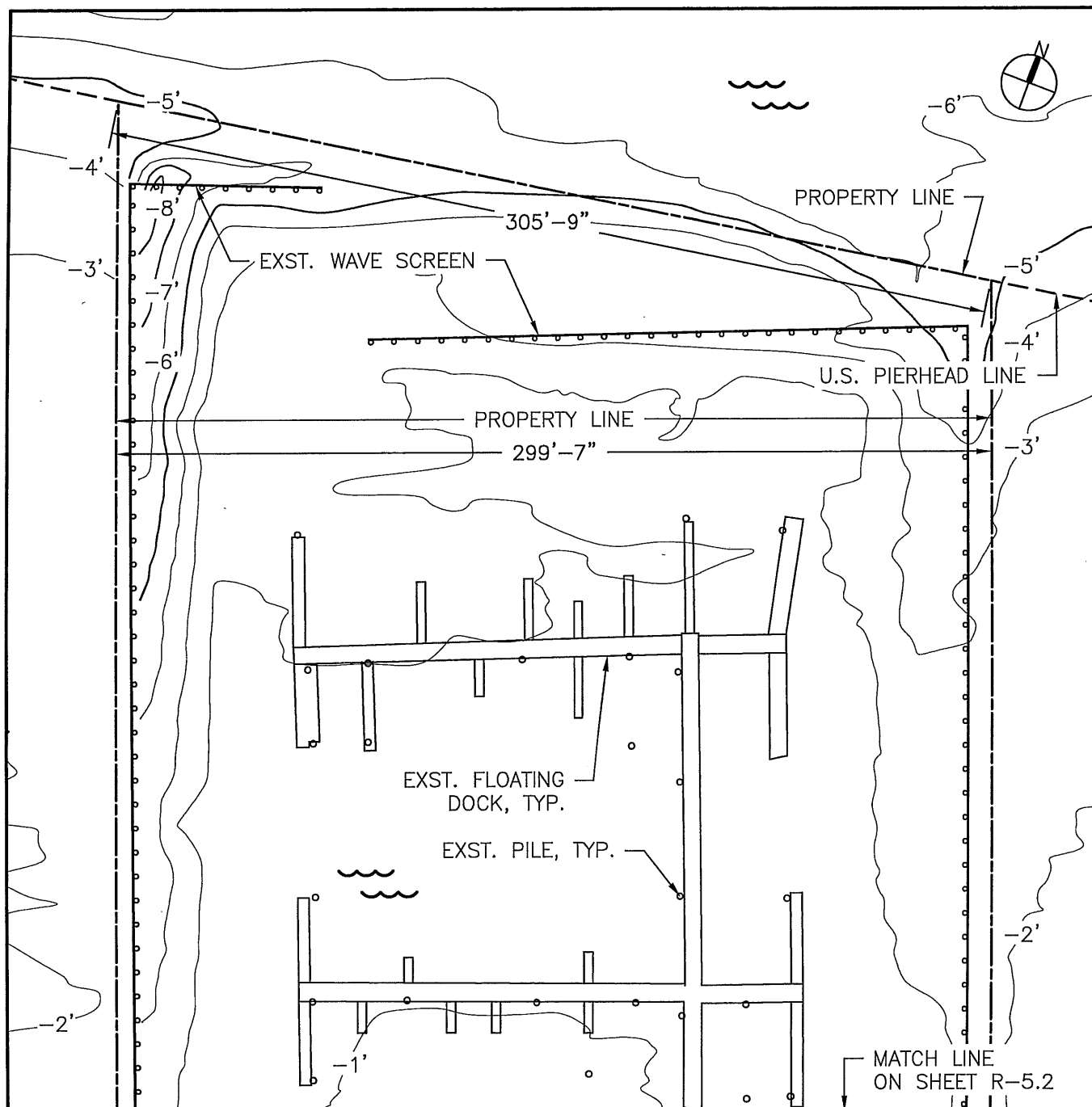


NOTE: Hydrographic survey performed by Hydrographic Surveys on 03/27/2018. Topographic survey taken from 10/12/2015 survey by Montrose Surveying Co., LLP.

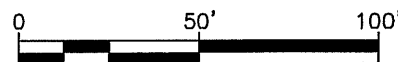


USGS Quad: Flushing		EXISTING SITE PLAN College Point Yacht Club 304 126th Street College Point, NY 11356		<div>BlueShore</div> <div>ENGINEERING LLC</div> <div>TEANECK, NJ (201)817-2001</div> <div>RWG@BLUESHORELLC.COM</div>
Waterway: East River				
Latitude: 40° 47' 45.62" North				
Longitude: 73° 50' 32.72" West				
County: Queens	Datum: As Noted	Scale: 1"=100'	March 7, 2019	

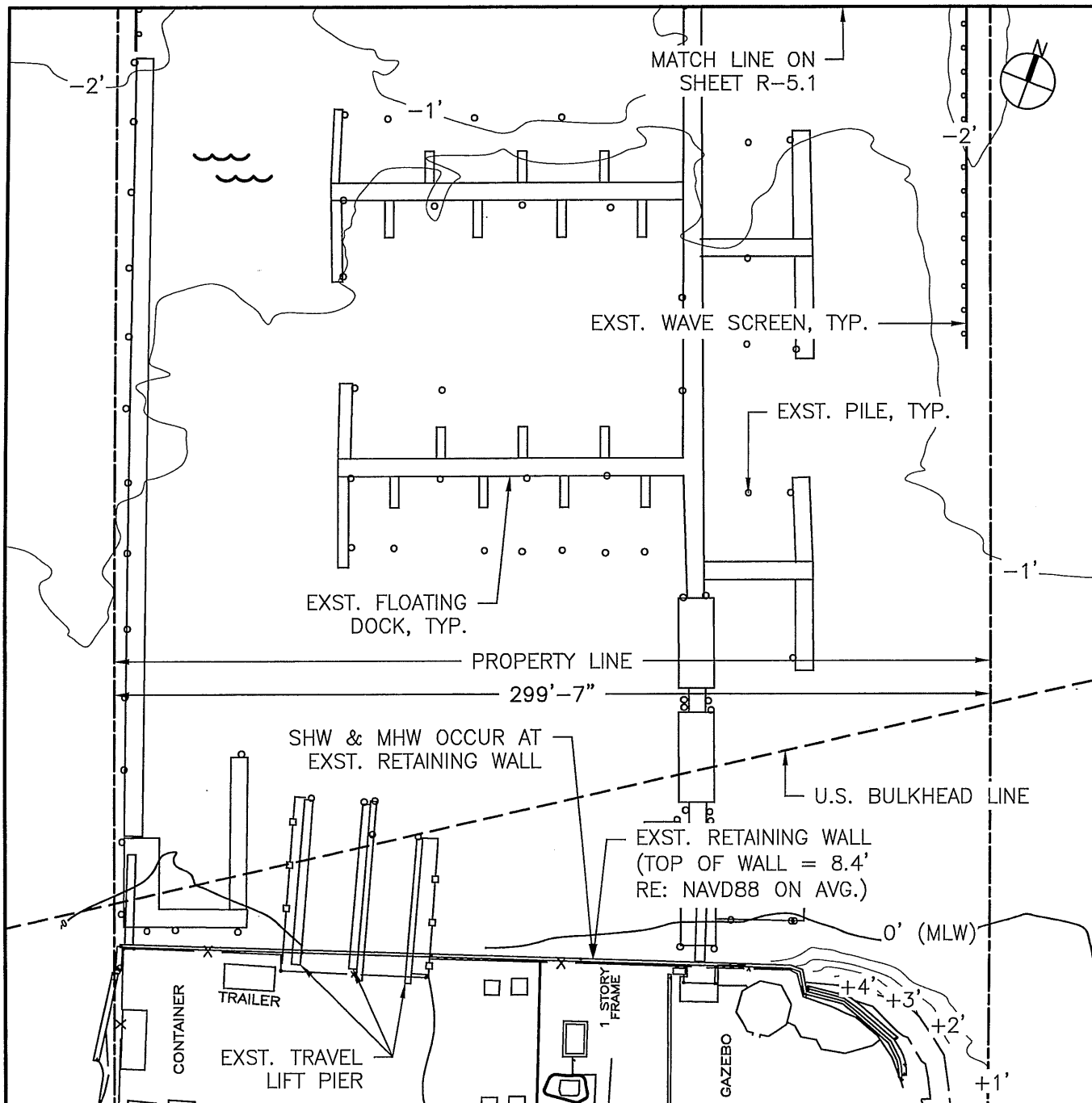




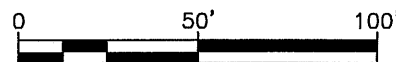
NOTE: Hydrographic survey performed by Hydrographic Surveys on 03/27/2018. Topographic survey taken from 10/12/2015 survey by Montrose Surveying Co., LLP.



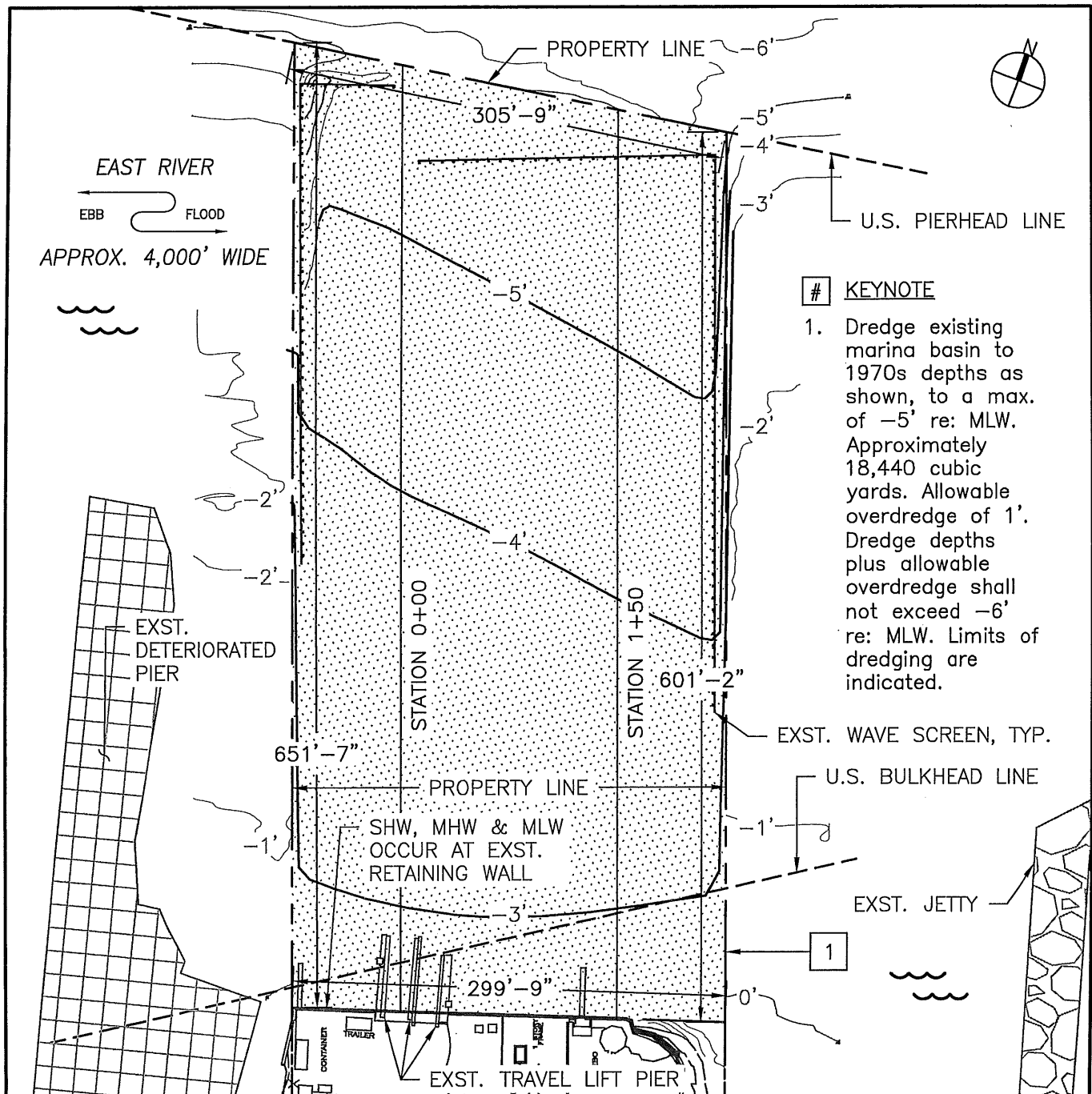
USGS Quad: Flushing		EXISTING DETAIL PLAN College Point Yacht Club 304 126th Street College Point, NY 11356		<b>BlueShore</b> ENGINEERING LLC TEANECK, NJ (201)817-2001 RWG@BLUESHORELLC.COM
Waterway: East River				
Latitude: 40° 47' 45.62" North				
Longitude: 73° 50' 32.72" West				
County: Queens	Datum: As Noted	Scale: 1"=50'	March 7, 2019	R-5.1
				Sht <u>6</u> of <u>11</u>



NOTE: Hydrographic survey performed by Hydrographic Surveys on 03/27/2018. Topographic survey taken from 10/12/2015 survey by Montrose Surveying Co., LLP.

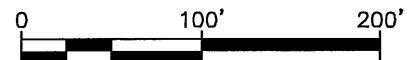


USGS Quad: Flushing		EXISTING DETAIL PLAN College Point Yacht Club 304 126th Street College Point, NY 11356		<b>BlueShore</b> ENGINEERING LLC TEANECK, NJ (201)817-2001 RWG@BLUESHORELLC.COM
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County: Queens	Datum: As Noted	Scale: 1"=50'	March 7, 2019	Sht <u>7</u> of <u>11</u>

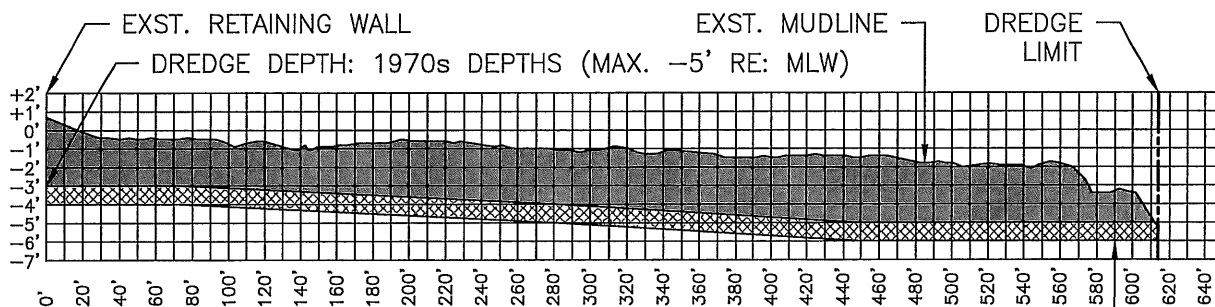
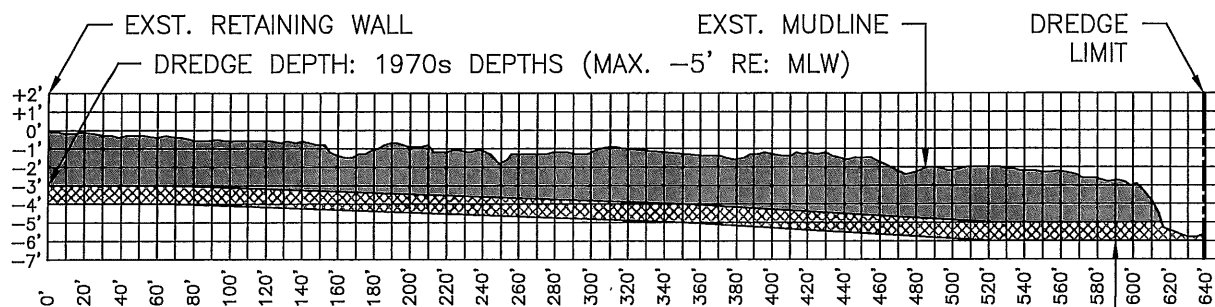


LEGEND

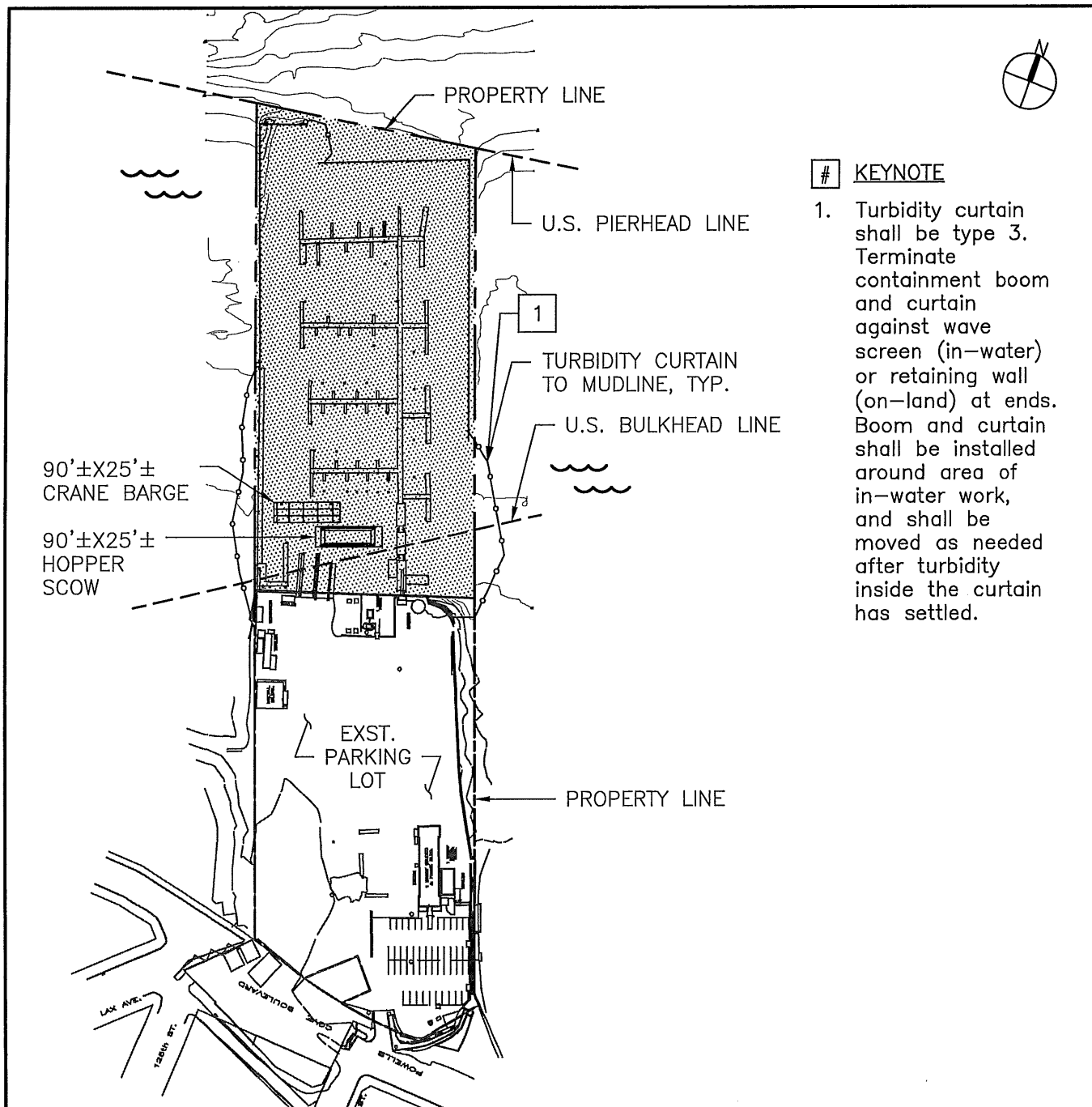
DREDGE LIMITS



USGS Quad: Flushing		PROPOSED SITE PLAN College Point Yacht Club 304 126th Street College Point, NY 11356		<b>BlueShore</b> ENGINEERING LLC TEANECK, NJ (201)817-2001 RWG@BLUESHORELLC.COM  <b>R-6.0</b>
Waterway: East River				
Latitude: 40° 47' 45.62" North				
Longitude: 73° 50' 32.72" West				
County: Queens	Datum: As Noted	Scale: 1"=100'	March 7, 2019	Sht <u>8</u> of <u>11</u>



USGS Quad: Flushing		SECTIONS College Point Yacht Club 304 126th Street College Point, NY 11356		<b>BlueShore</b> ENGINEERING LLC TEANECK, NJ (201)817-2001 RWG@BLUESHORELLC.COM
Waterway: East River				
Latitude: 40° 47' 45.62" North				
Longitude: 73° 50' 32.72" West				
County: Queens	Datum: As Noted	Scale: NOTED	March 7, 2019	Sht <u>9</u> of <u>11</u>

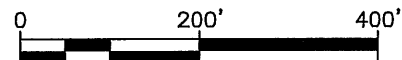


# KEYNOTE

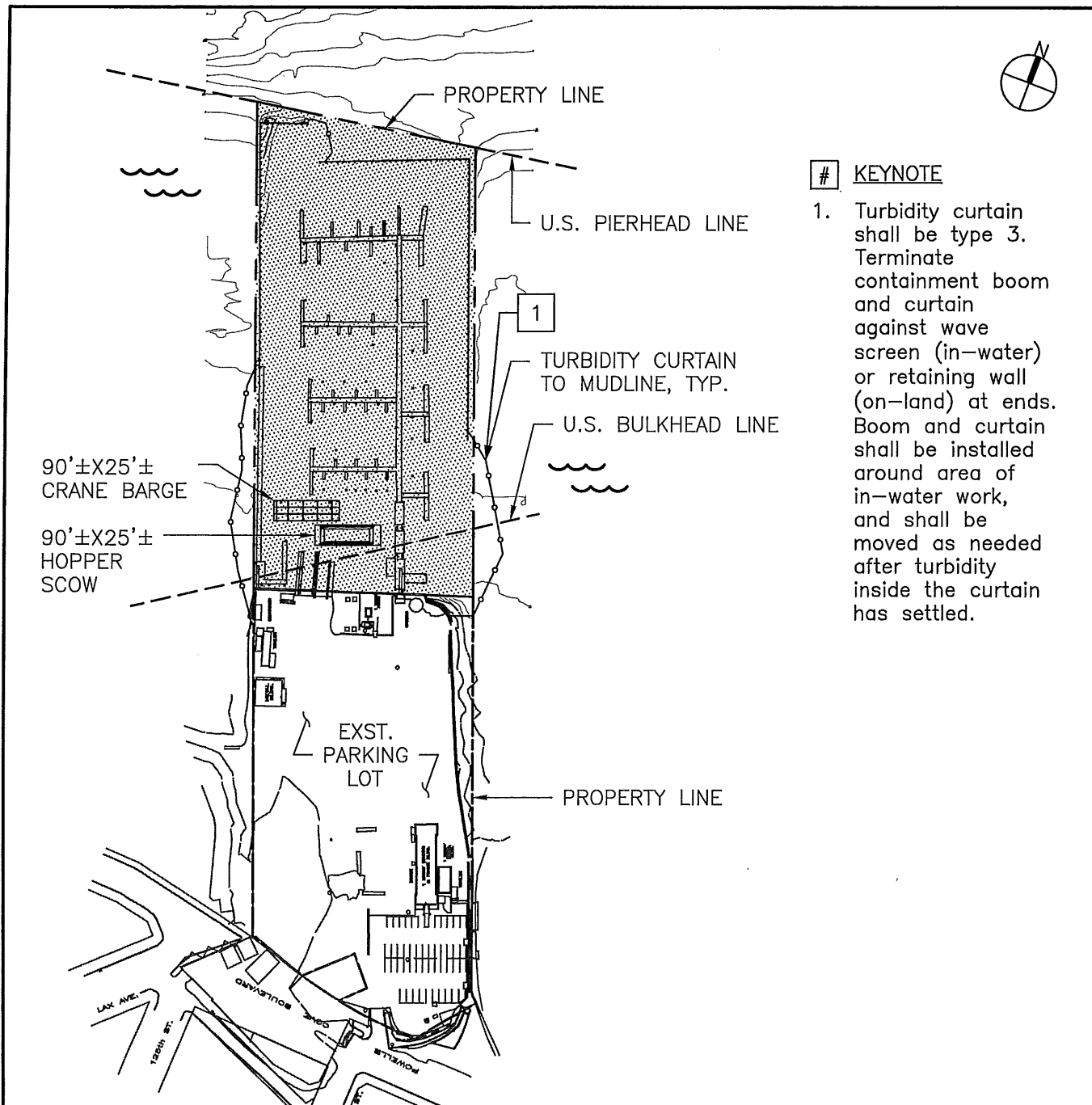
1. Turbidity curtain shall be type 3. Terminate containment boom and curtain against wave screen (in-water) or retaining wall (on-land) at ends. Boom and curtain shall be installed around area of in-water work, and shall be moved as needed after turbidity inside the curtain has settled.

LEGEND

■ DREDGE LIMITS



USGS Quad: Flushing		MEANS & METHODS College Point Yacht Club 304 126th Street College Point, NY 11356		<b>BlueShore</b> ENGINEERING LLC TEANECK, NJ (201)817-2001 RWG@BLUESHORELLC.COM
Waterway: East River				
Latitude: 40° 47' 45.62" North				
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County: Queens	Datum: As Noted	Scale: 1"=200'	March 7, 2019	Sht <u>10</u> of <u>11</u>

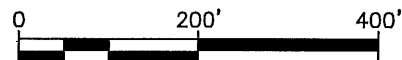


# KEYNOTE

1. Turbidity curtain shall be type 3. Terminate containment boom and curtain against wave screen (in-water) or retaining wall (on-land) at ends. Boom and curtain shall be installed around area of in-water work, and shall be moved as needed after turbidity inside the curtain has settled.

LEGEND

▨ DREDGE LIMITS



USGS Quad: Flushing		MEANS & METHODS College Point Yacht Club 304 126th Street College Point, NY 11356		<b>BlueShore</b> ENGINEERING LLC TEANECK, NJ (201)817-2001 RWG@BLUESHORELLC.COM <b>R-8.0</b>
Waterway: East River				
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County: Queens	Datum: As Noted	Scale: 1"=200'	March 7, 2019	Sht <u>10</u> of <u>11</u>