



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-2017-01368-EKN**
Issue Date: **June 4, 2019**
Expiration Date: **July 5, 2019**

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: Huguenot Yacht Club
Harbor Lane West
New Rochelle, NY 10805

ACTIVITY: Maintenance dredging with upland placement of dredged material.

WATERWAY: New Rochelle Harbor

LOCATION: Harbor Lane West, New Rochelle, 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 in 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. All written comments, including names and addresses, 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.

Where the activity involves the discharge of dredged or fill material into waters of the United States or the transportation of dredged material for the purpose of disposing it in ocean waters, the evaluation of the impact of the activity in the public interest will also 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/or Section 103 of the Marine Protection Research and Sanctuaries Act of 1972, as amended.

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.

*****PLEASE USE THE 18-CHARACTER PUBLIC NOTICE NUMBER ON ALL
CORRESPONDENCE WITH THIS OFFICE*****

The Huguenot Yacht Club building (11942.001472: Building), landward of the work area, is eligible for listing on the State and National Register of Historic Places under Criterion C for architecture. The proposed work will have no effect on the building. Based upon a review of the latest published version of the National Register of Historic Places, there are no other known sites eligible for, or included in, the Register within the permit area. Presently unknown archeological, scientific, pre-historical, 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. In accordance with Section 401 of the Clean Water Act, the applicant received permit # 3-5510-00179, dated March 7, 2019, from the New York Department of Environmental Conservation, which included Water Quality Certificate # 3-5510-00179/00014.

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 received a letter dated August 17, 2018, from the New York State Department of State that the project meets the Department's general consistency concurrence criteria.

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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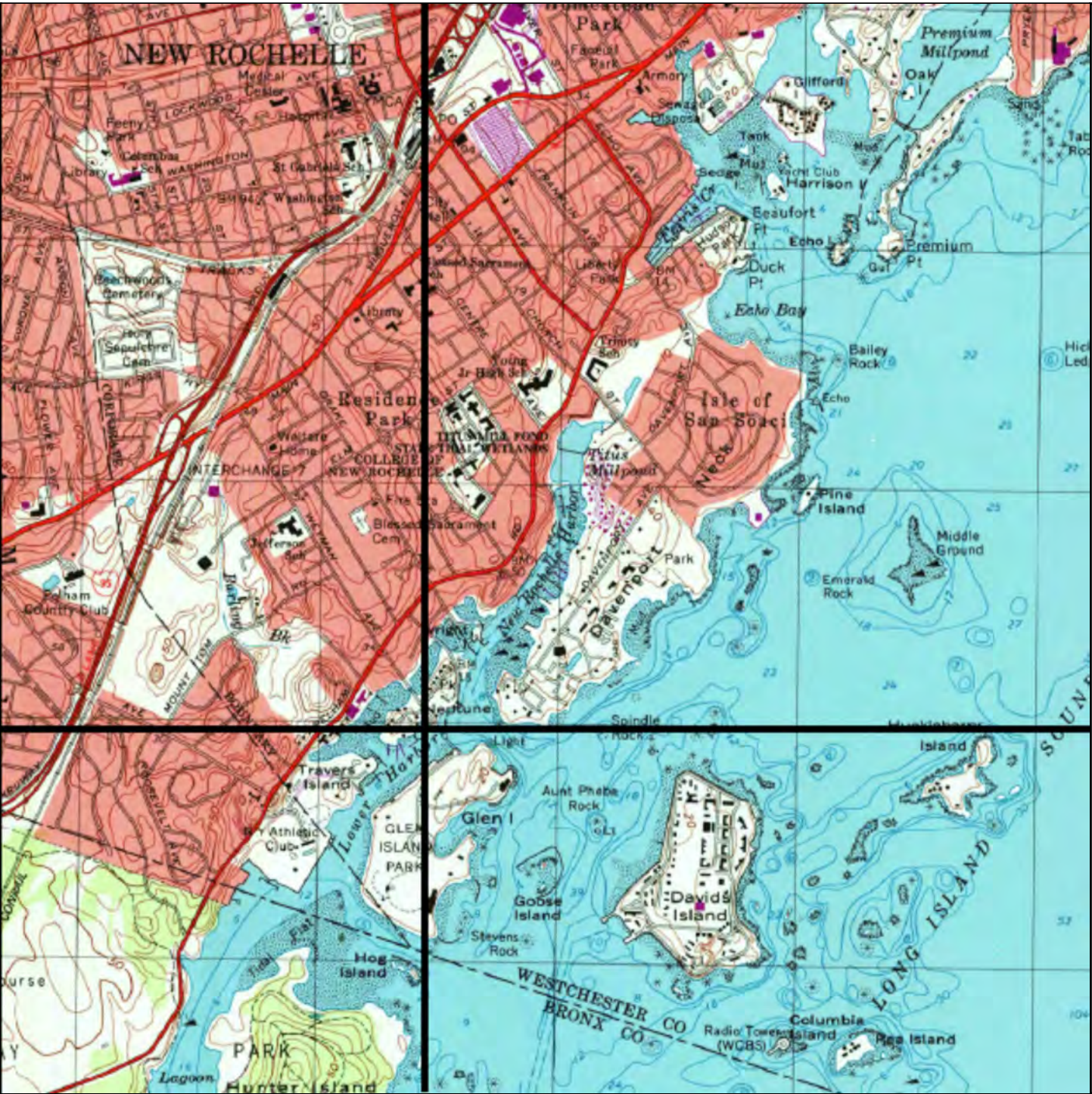
WORK DESCRIPTION

The applicant, Huguenot Yacht Club, has requested Department of the Army authorization for dredging in New Rochelle Harbor, at Harbor Lane West, New Rochelle, New York.

The work would involve dredging an approximately 66,000 square foot area (~1.5 acres) of a marina berthing basin to a depth of 8-feet below the plane of Mean Lower Low Water with no overdepth dredging. Approximately 8,110 cubic yards of mud, silt, and sand, will be dredged by barge-borne equipment using a hydraulic cutterhead dredge, with dredged materials transported to the upland via pipes supported by floatation buoys. Dredged materials will be pumped into geotechnical tubes on the applicant's paved area adjacent to the marina, landward of Spring High Water. Dredged material in the tubes will be amended with coagulating polymers, dewatered, and transported to an approved upland disposal location.

The applicant has stated that they have avoided, minimized, and mitigated for proposed impacts to the maximum extent practicable by avoiding sidecasting or in-water rehandling of dredged material. In addition, setbacks from intertidal wetland vegetation have been included in the proposed plans. All dredging will occur within the marina basin, and any turbidity will be temporary.

The purpose of the proposed work is to maintain adequate water depths for safe mooring and vessel transit to and from the marina.



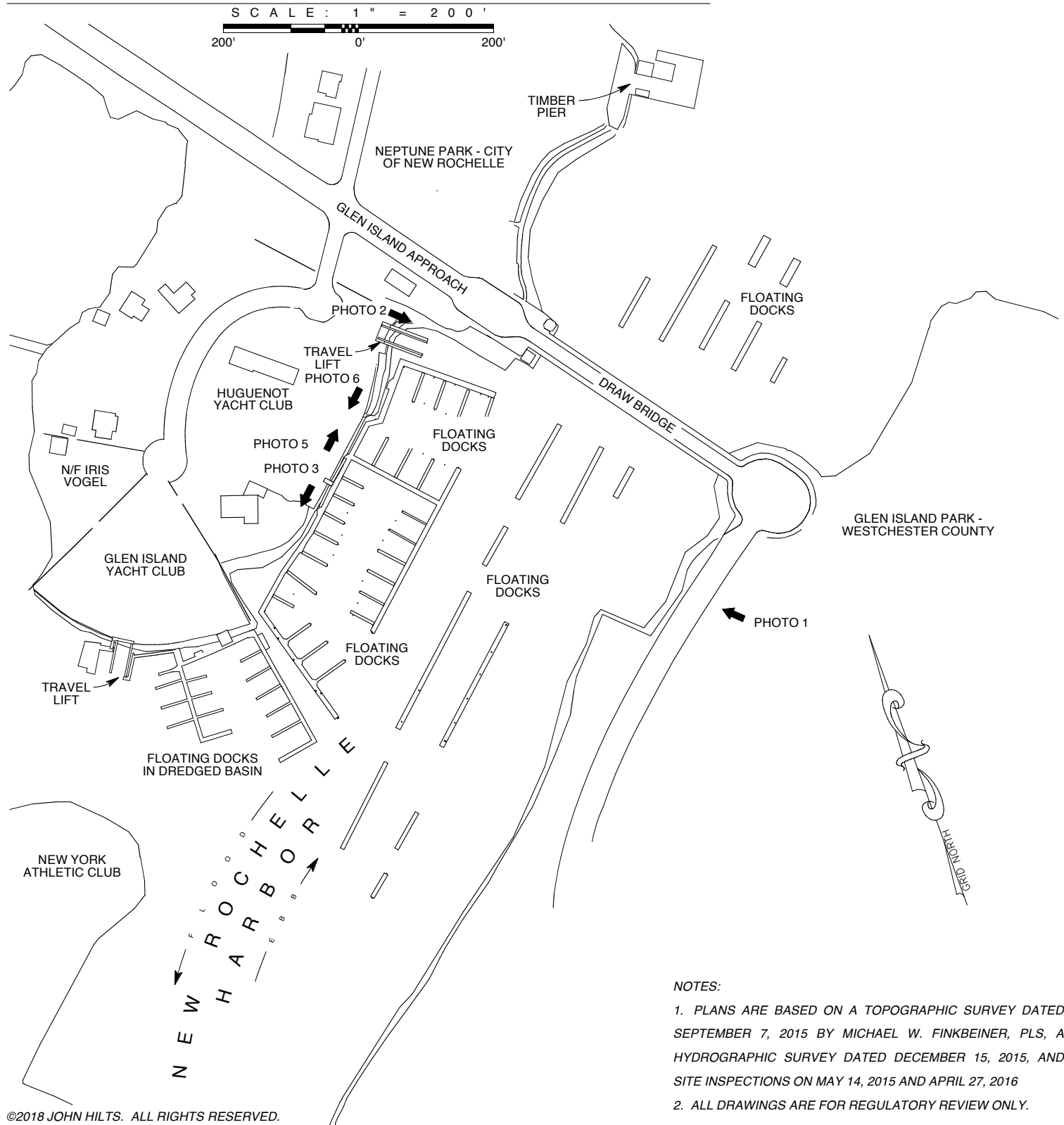
VICINITY MAP

FROM U.S.G.S. MOUNT VERNON QUADRANGLE MAP SCALE: 1:24000

PURPOSE: MAINTAIN DEPTH AT BERTHING BASIN	PROPOSED DREDGING IN NEW ROCHELLE HARBOR AT HARBOR LANE WEST,
DATUM: MEAN LOWER LOW WATER	CITY OF NEW ROCHELLE, WESTCHESTER COUNTY, NEW YORK
ADJACENT OWNERS: GLEN ISLAND YACHT CLUB, WESTCHESTER COUNTY	APPLICANT: HUGUENOT YACHT CLUB
APPLICATION PREPARED BY: JOHN HILTS P.O. BOX 47, ROWAYTON, CT 06853	DATE: 9/21/17 SHEET 1 OF 7 REVISION NUMBER: DATE:

USACE FILE: NAN-2017-01368-EKN (Drawing 2 of 6)

HUGUENOT YACHT CLUB - GENERAL PLAN

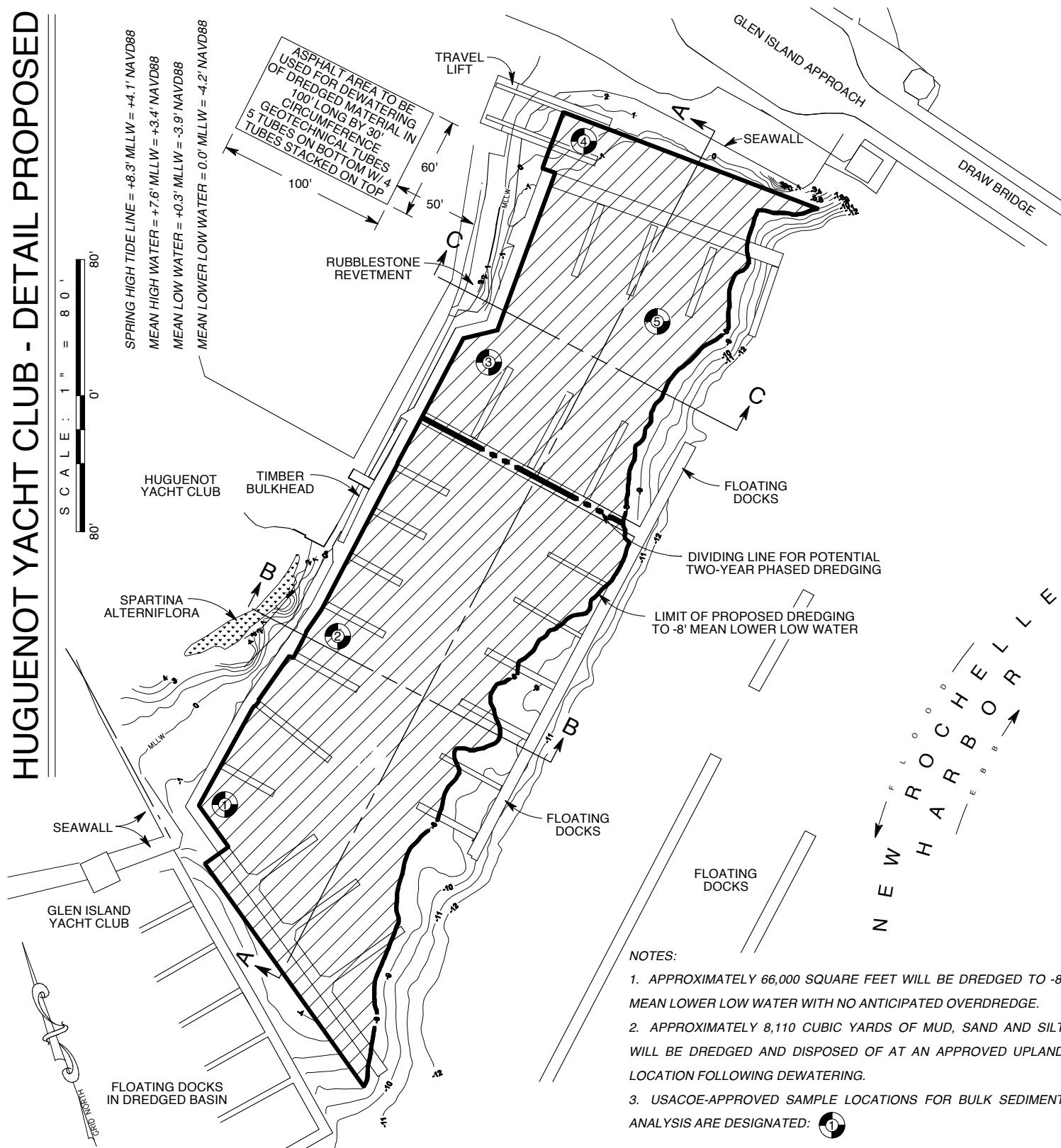


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PURPOSE: MAINTAIN DEPTH AT BERTHING BASIN
DATUM: MEAN LOWER LOW WATER
ADJACENT OWNERS: GLEN ISLAND YACHT CLUB, WESTCHESTER COUNTY
APPLICATION PREPARED BY: JOHN HILTS P.O. BOX 47, ROWAYTON, CT 06853

PROPOSED DREDGING IN NEW ROCHELLE HARBOR AT HARBOR LANE WEST,
CITY OF NEW ROCHELLE, WESTCHESTER COUNTY, NEW YORK
APPLICANT: HUGUENOT YACHT CLUB
DATE: 9/21/17 SHEET 3 OF 7 REVISION NUMBER: 1 DATE: 7/23/18

HUGUENOT YACHT CLUB - DETAIL PROPOSED



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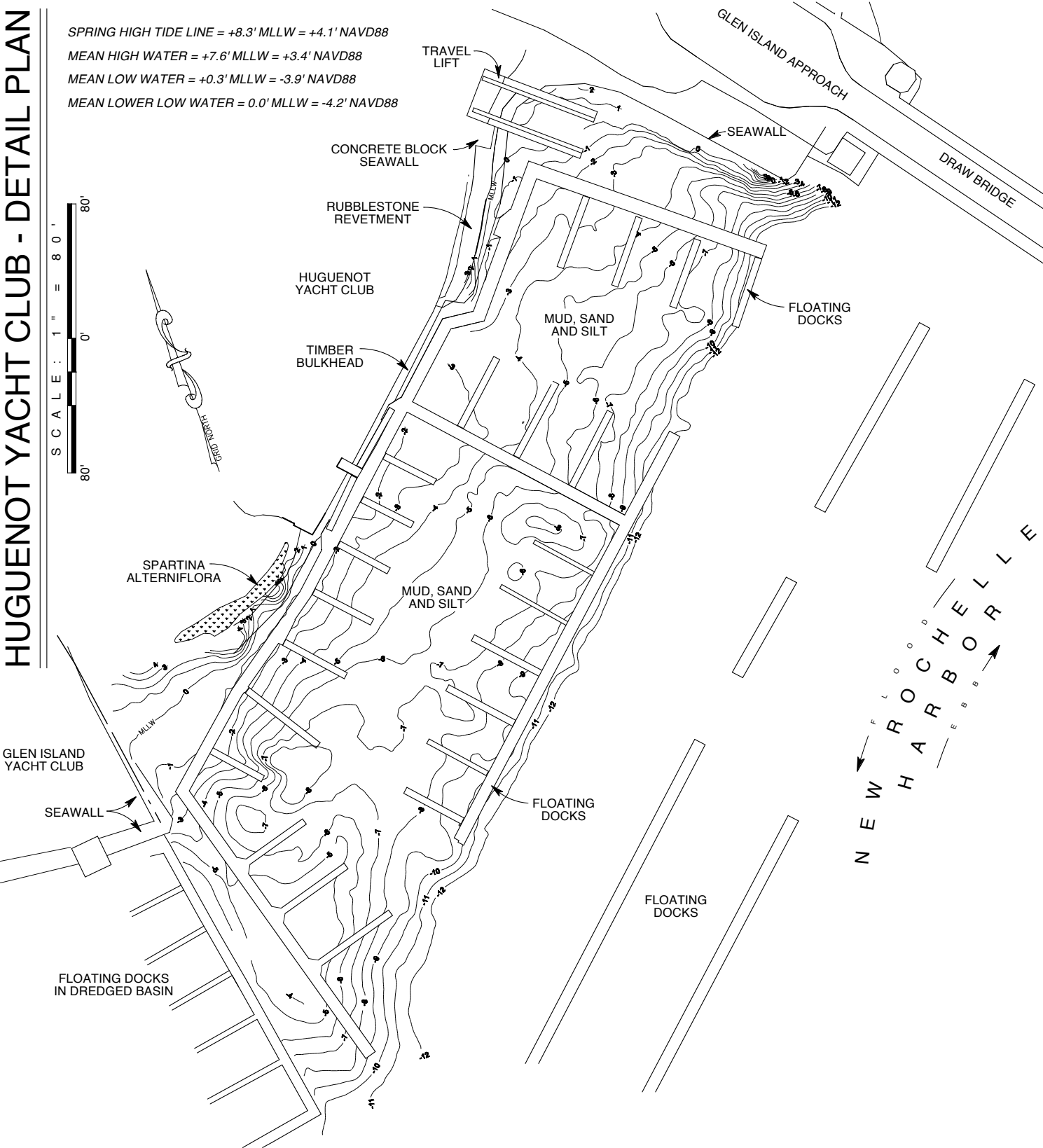
NOTE: ALL DRAWINGS ARE FOR REGULATORY REVIEW ONLY.

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PROPOSED DREDGING IN NEW ROCHELLE HARBOR AT HARBOR LANE WEST,
 CITY OF NEW ROCHELLE, WESTCHESTER COUNTY, NEW YORK
 APPLICANT: HUGUENOT YACHT CLUB
 DATE: 9/21/17 SHEET 5 OF 7 REVISION NUMBER: 2 DATE: 4/10/19

USACE FILE: NAN-2017-01368-EKN (Drawing 4 of 6)

HUGUENOT YACHT CLUB - DETAIL PLAN



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PURPOSE: MAINTAIN DEPTH AT BERTHING BASIN	PROPOSED DREDGING IN NEW ROCHELLE HARBOR AT HARBOR LANE WEST,
DATUM: MEAN LOWER LOW WATER	CITY OF NEW ROCHELLE, WESTCHESTER COUNTY, NEW YORK
ADJACENT OWNERS: GLEN ISLAND YACHT CLUB, WESTCHESTER COUNTY	APPLICANT: HUGUENOT YACHT CLUB
APPLICATION PREPARED BY: JOHN HILTS P.O. BOX 47, ROWAYTON, CT 06853	DATE: 9/21/17 SHEET 4 OF 7 REVISION NUMBER: DATE:

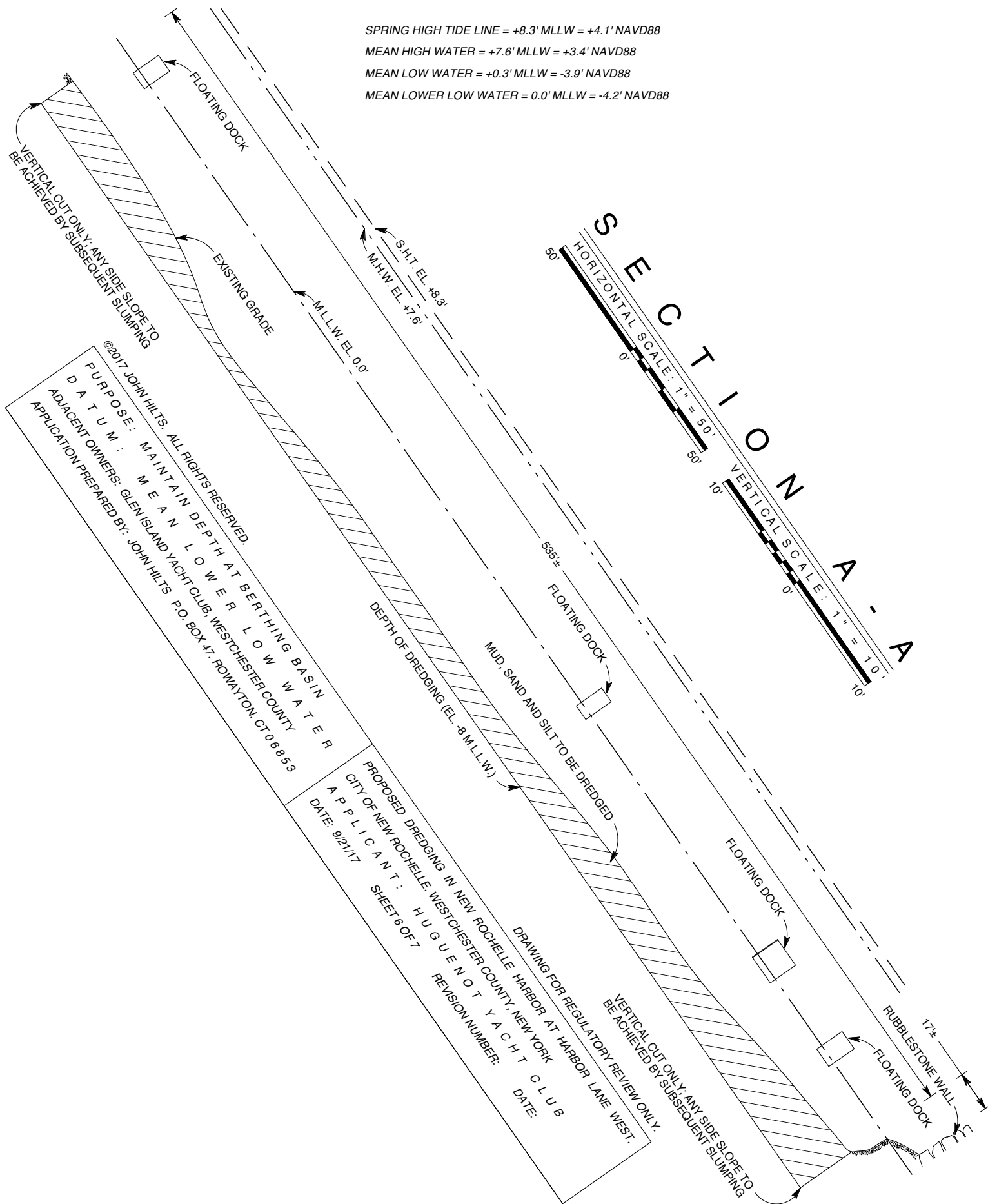
USACE FILE: NAN-2017-01368-EKN (Drawing 5 of 6)

SPRING HIGH TIDE LINE = +8.3' MLLW = +4.1' NAVD88

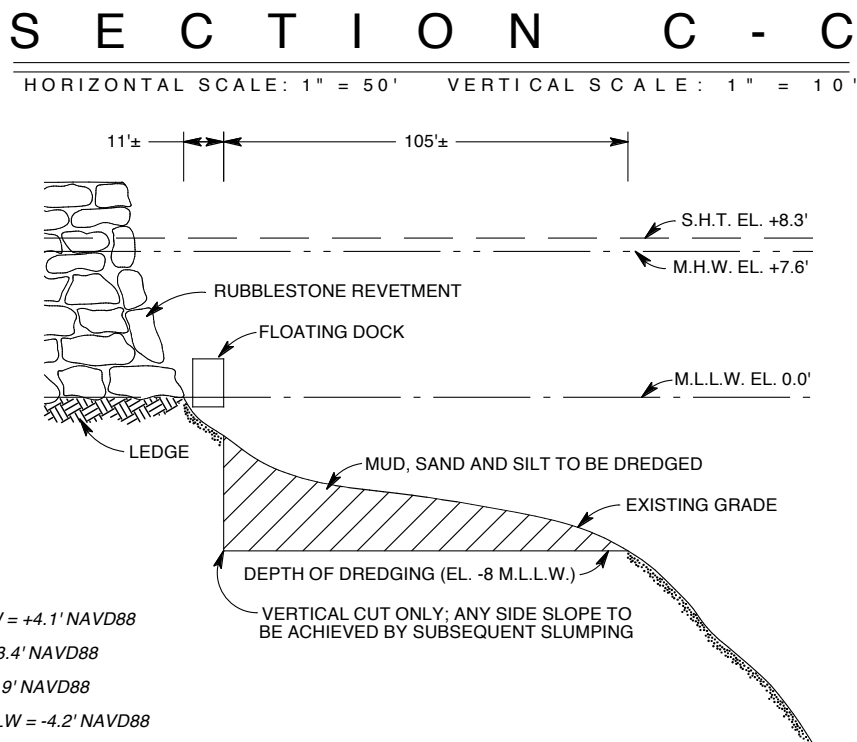
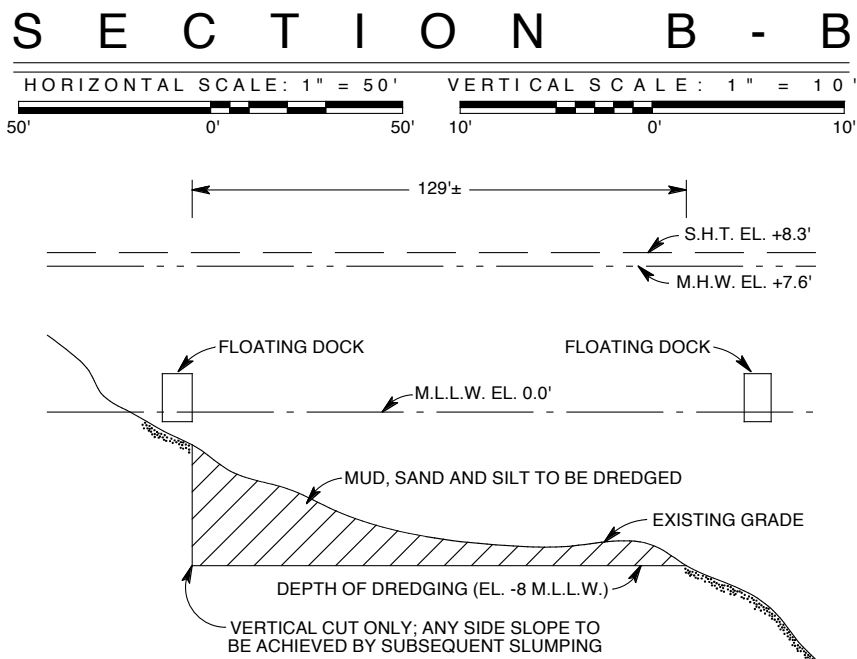
MEAN HIGH WATER = +7.6' MLLW = +3.4' NAVD88

MEAN LOW WATER = +0.3' MLLW = -3.9' NAVD88

MEAN LOWER LOW WATER = 0.0' MLLW = -4.2' NAVD88



USACE FILE: NAN-2017-01368-EKN (Drawing 6 of 6)



SPRING HIGH TIDE LINE = +8.3' MLLW = +4.1' NAVD88
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