



PUBLIC NOTICE

U.S. Army Corps
of Engineers

New York District, CENAN-OP-RU

Upstate Regulatory Field Office

1 Buffington Street, Bldg. 10, 3rd Fl. North

Watervliet, New York 12189-4000

In replying refer to:

Public Notice Number: NAN-2018-01231-UCO

Issue Date: March 29, 2019

Expiration Date: April 29, 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: City of Plattsburgh
41 City Hall Place
Plattsburgh, NY 12901

ACTIVITY: Place structures in navigable waters of the United States to establish a marina associated with a publicly-accessible recreational development

WATERWAY: Lake Champlain (Richelieu River-Lake Champlain watershed)

LOCATION: City of Plattsburgh, Clinton 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 THE ATTENTION OF John Connell AT THE ABOVE ADDRESS, OR SENT VIA ELECTRONIC MAIL TO john.r.connell@usace.army.mil, TO REACH THIS OFFICE BY 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.

According to the list of Federally-listed species on the Information for Planning and Conservation website for the New York Field Office of the U.S. Fish and Wildlife Service the Northern Long-eared bat (*Myotis septentrionalis*), a threatened species, may occur in the vicinity of the project site. However, because this undertaking will not involve the clearing of any trees, our preliminary determination is that the activity for which authorization is sought herein will not affect Federally endangered or threatened species or their critical habitat. Pursuant to Section 7 of the Endangered Species Act (16 U.S.C. 1531), if new information warrants, the District Engineer will consult with the appropriate Federal agency to determine the presence of and any potential impacts to listed species or their critical habitat in the project area.

By letter dated February 8, 2019, N.Y.S. Office of Parks, Recreation and Historic Preservation (SHPO) indicated it was the SHPO's opinion that no historic properties would be affected by the proposed undertaking. 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 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, the applicant has obtained or requested the following governmental authorization for the activity under consideration:

- Article 15, Title 5, Excavation and Fill in Navigable Waters permit from the New York State Department of Environmental Conservation
- State Owned Lands Under Water authorization for Docks, Moorings or Platforms from the N.Y.S. Office of General Services

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>

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 John Connell of this office at (518) 266-6357.

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

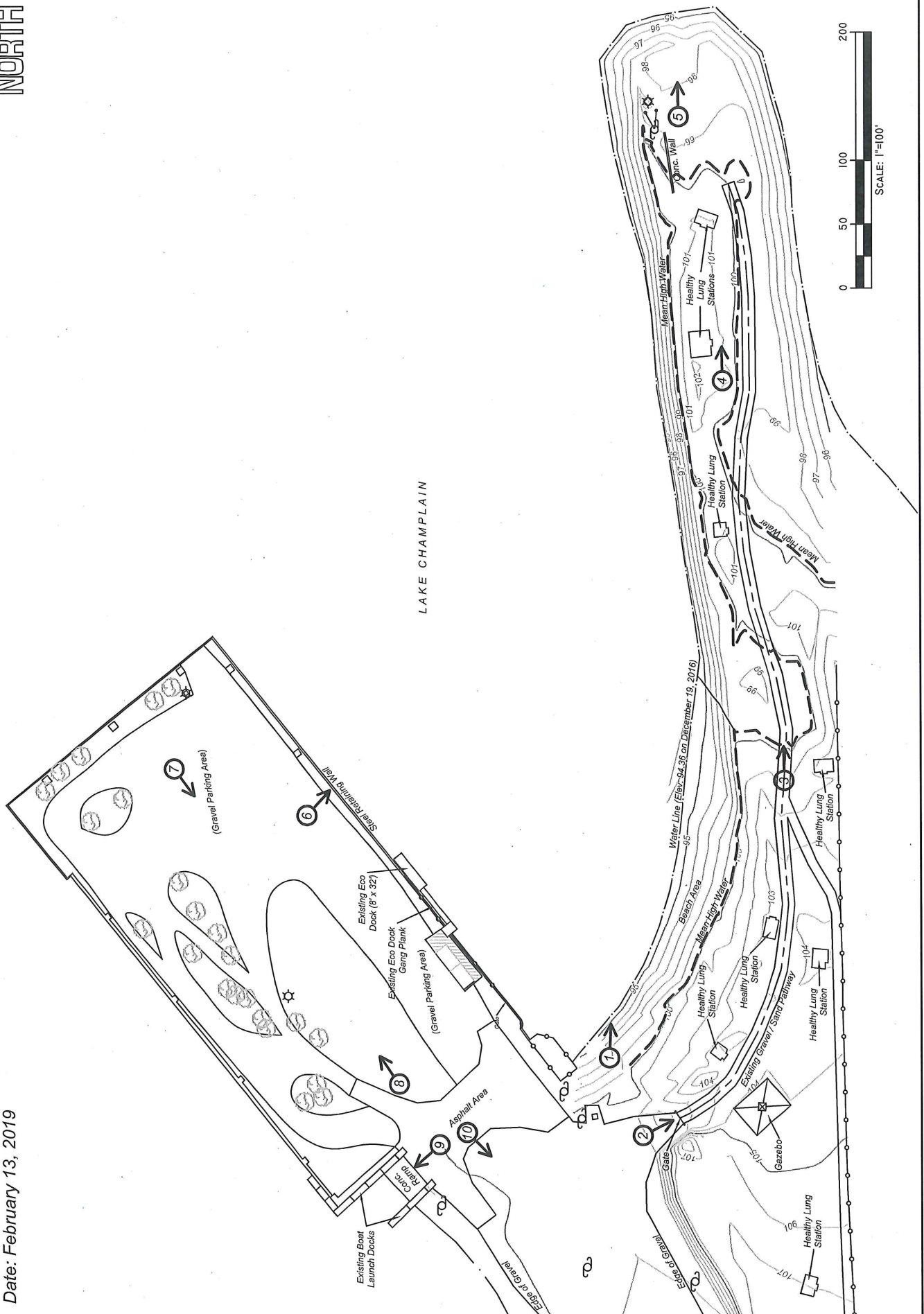
WORK DESCRIPTION

The applicant, City of Plattsburgh, has requested Department of the Army permit for work, including the placement of structures, in Lake Champlain, at Wilcox Dock in the City of Plattsburgh, Clinton County, New York.

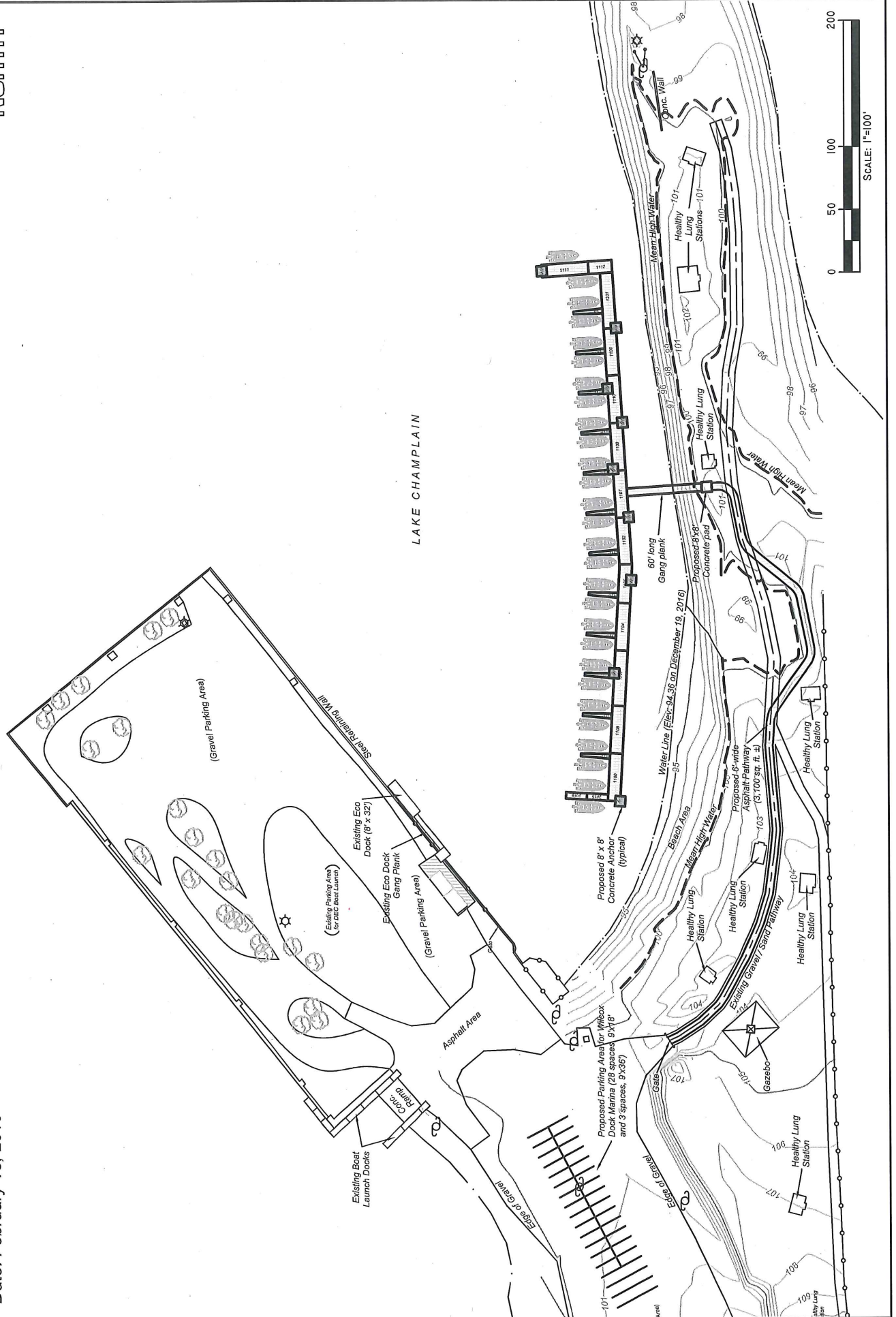
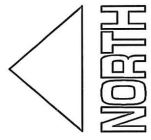
The work would involve the construction of a docking facility, which would be maintained on a year-round basis. This facility would consist of a main pier moored by anchor blocks to the bed of the Lake, and oriented parallel to the shoreline. The main pier would be ten (10) feet wide by approximately 425 feet long, and would be attached to the shoreline by a gangway. The proposed gangway would be six (6) feet wide, and would extend no more than by 60 feet lakeward from the ordinary high water mark of the waterway. The main pier would also have twelve (12) finger piers, each 23.5 feet long; and two terminal piers, one at each end; all to establish docking slips, oriented perpendicular to the main pier, and moored by anchor blocks. The main pier assembly would be secured to the bed of the Lake by nine (9) concrete anchor blocks, eight (8) feet by eight (8) feet in size. The assembly, with a total area of 6,376 square feet, would have a total proposed mooring capacity of twenty-eight (28) vessels.

The stated purpose of this project is to provide commercial docking services during the navigation season for recreational vessels.

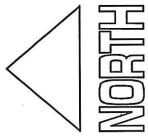




Proposed City of Plattsburgh
Marina at Wilcox Dock
(C1.1 - Proposed Layout Plan)
Date: February 13, 2019



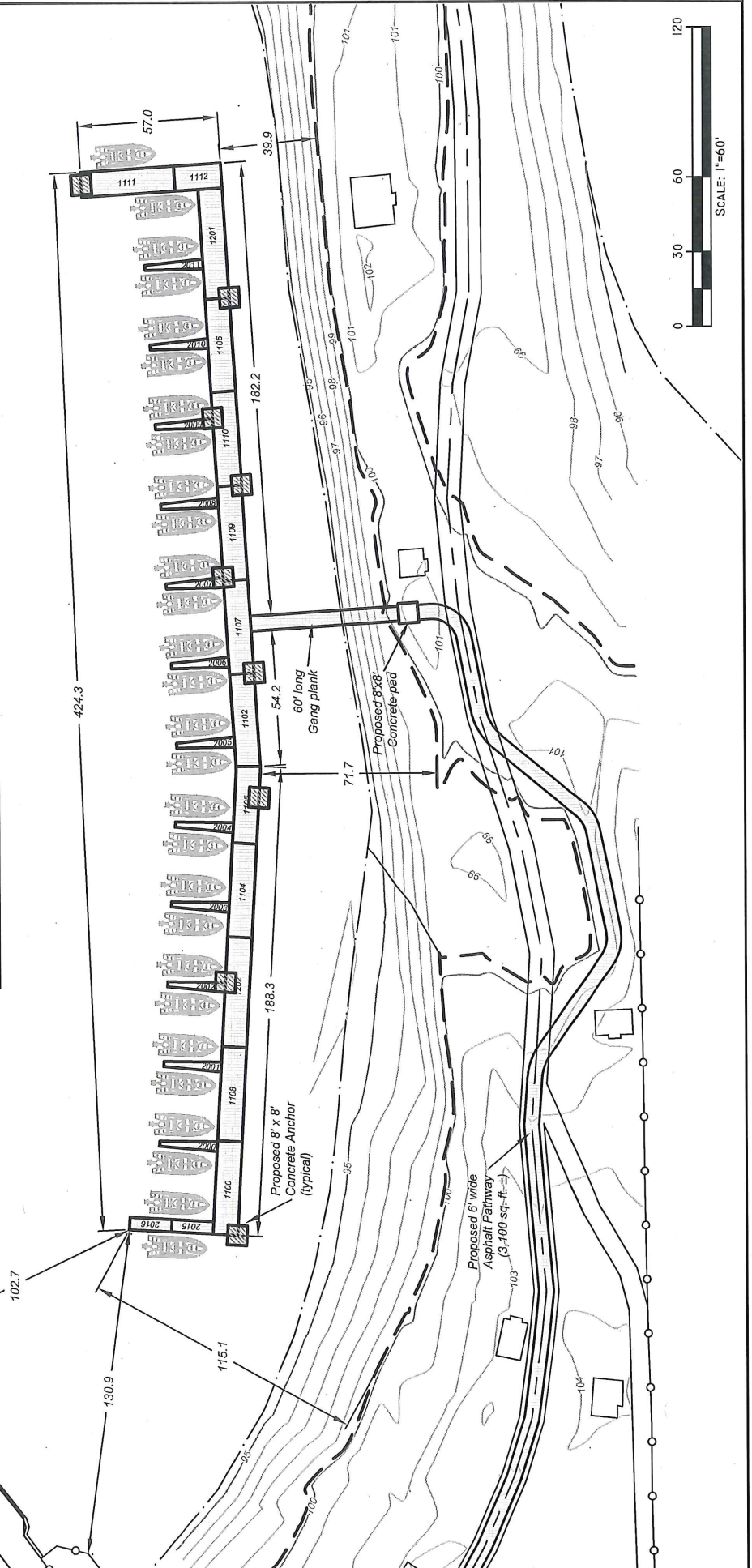
Proposed City of Plattsburgh
Marina at Wilcox Dock
(C1.2 - Proposed Layout Plan)
Date: February 13, 2019



(Existing Parking Area
for DEC Boat Launch)

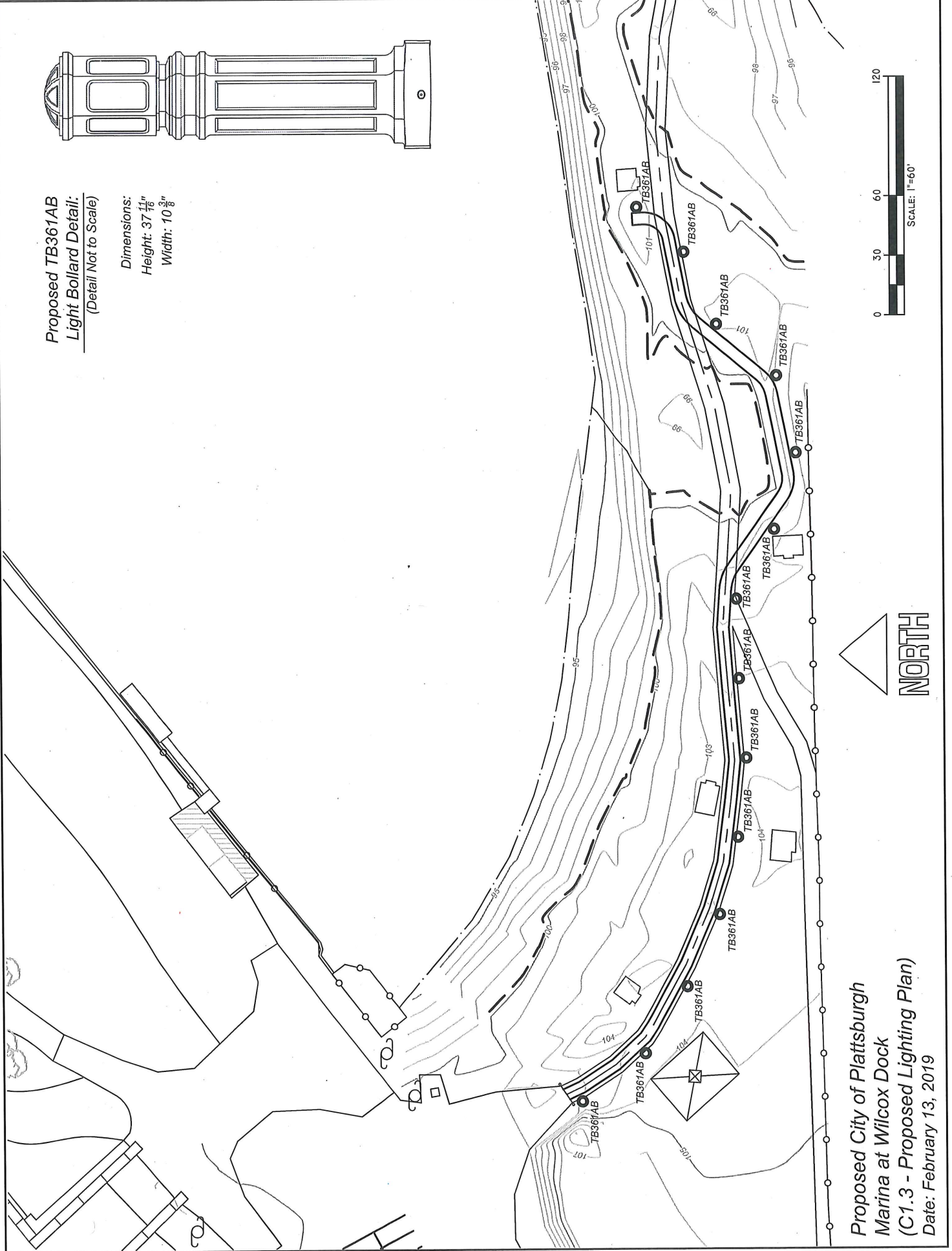
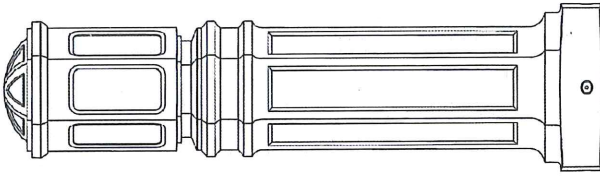
Docks				
Type	Dimensions	Square Footage	Quantity	Total Square Footage
Gang Plank	6' x 60'	360 sq. ft.	x 1	360 sq. ft.
Dock "Finger"	2'-4" x 23.5'	70.5 sq. ft.	x 12	846 sq. ft.
Dock	5' x 17'	85 sq. ft.	x 2	170 sq. ft.
Dock	10' x 20'	200 sq. ft.	x 1	200 sq. ft.
Dock	10' x 40'	400 sq. ft.	x 12	4,800 sq. ft.
Total Dock Square Footage:				6,376 sq. ft.

Dock Anchors			
Type	Dimensions	Square Footage	Total Square Footage
Concrete	27"x 8' x 8'	144 cu. ft.	x 9
Total Anchor Cubic Footage:			1,296 cu. ft.



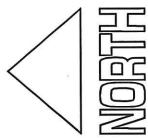
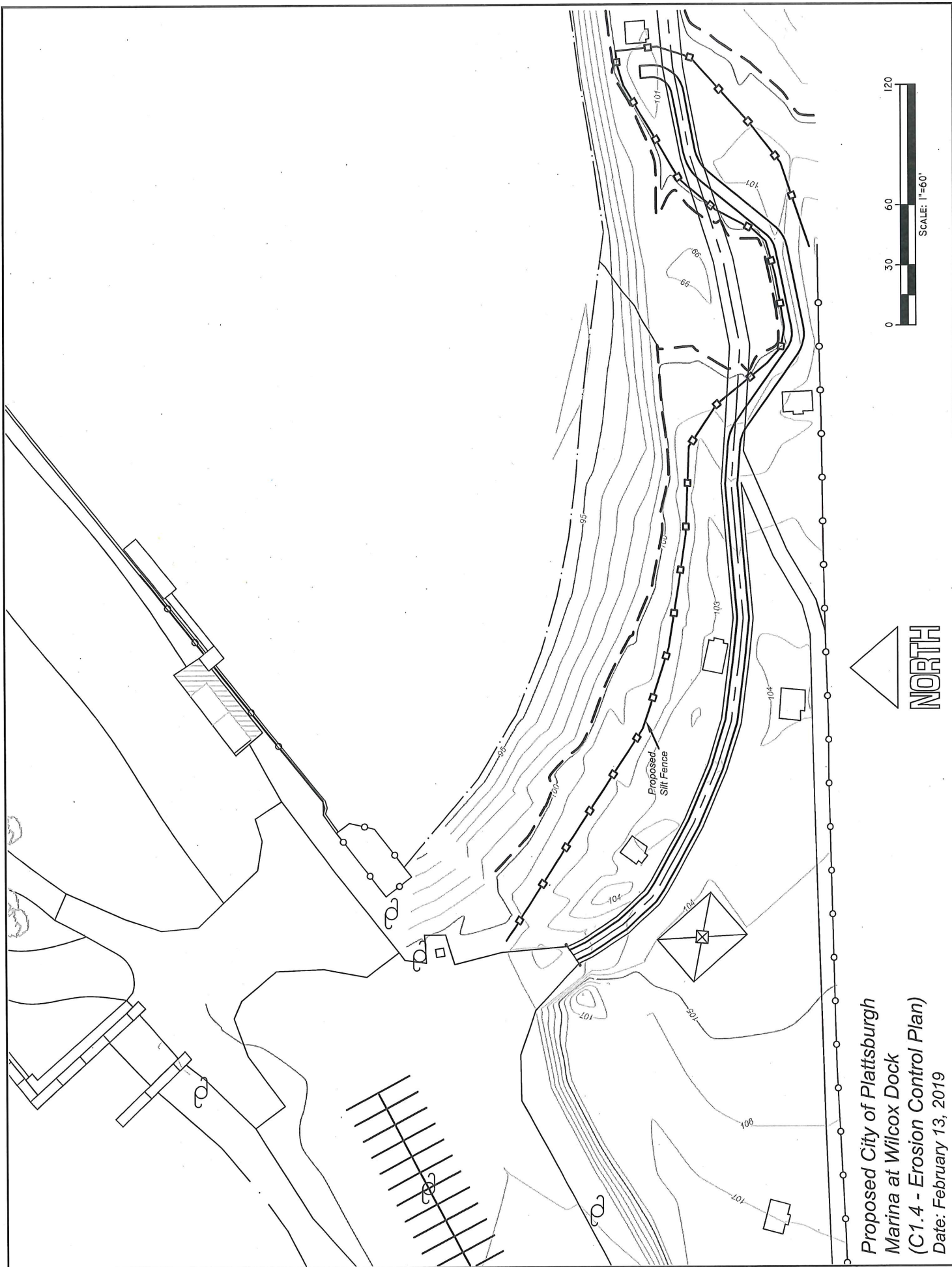
Proposed TB361AB
Light Bollard Detail:
(Detail Not to Scale)

Dimensions:
Height: $37\frac{11}{16}$ "
Width: $10\frac{3}{8}$ "

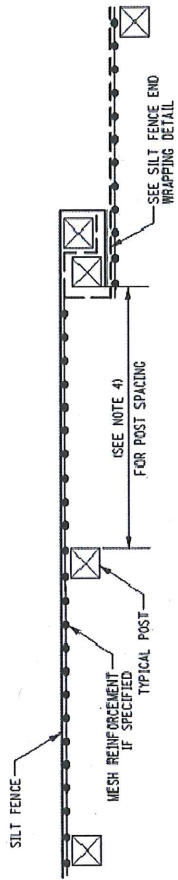


Proposed City of Plattsburgh
Marina at Wilcox Dock
(C1.3 - Proposed Lighting Plan)
Date: February 13, 2019

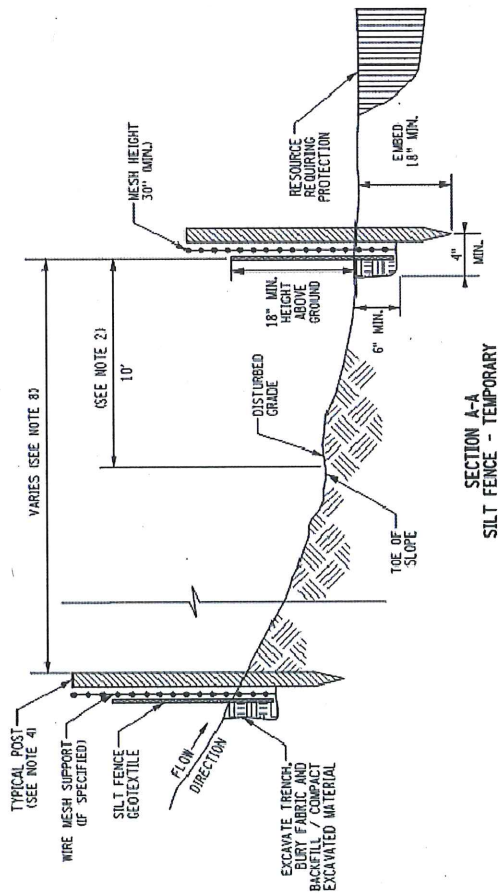




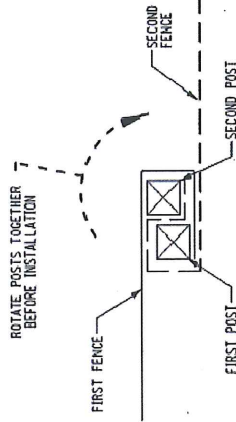
Proposed City of Plattsburgh
Marina at Wilcox Dock
(C1.4 - Erosion Control Plan)
Date: February 13, 2019



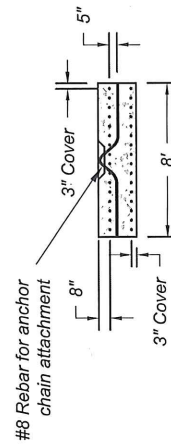
PLAN
SILT FENCE PLACEMENT



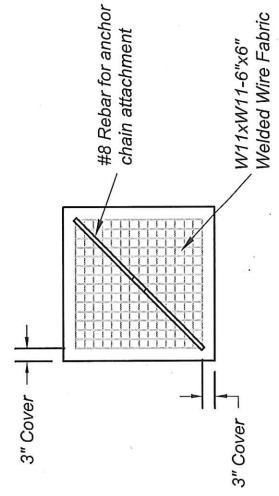
SECTION A-A
SILT FENCE - TEMPORARY



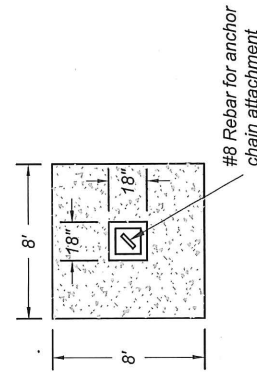
SILT FENCE END WRAPPING DETAIL



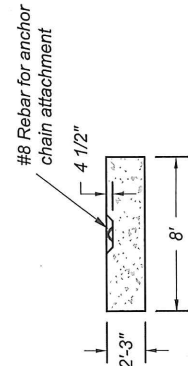
Section



Anchor Block Reinforcement
Plan



Plan View



Side View

Proposed City of Plattsburgh
Marina at Wilcox Dock
(C1.5 - Details)
Date: February 13, 2019