

# PUBLIC NOTICE

U.S. Army Corps  
of Engineers  
New York District, CENAN-OP-RU  
Upstate Regulatory Field Office  
1 Buffington Street, Bldg. 10, 3<sup>rd</sup> Fl. North  
Watervliet, New York 12189-4000

## **In replying refer to:**

Public Notice Number: NAN-2019-00856-UCO  
Issue Date: January 29, 2020  
Expiration Date: February 28, 2020

### 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.

**APPLICANT:** Riverside Marina  
2626 Lake Shore Road  
Chazy, NY 12921

**ACTIVITY:** Place structures in navigable waters of the United States to expand an existing marina with associated docking facilities and services

**WATERWAY:** Great Chazy River (Richelieu River - Lake Champlain watershed)

**LOCATION:** Town of Champlain, 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](mailto: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 no endangered species are expected to occur in the vicinity of the project site. Therefore, 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 September 18, 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, prehistorical, or historical data may be lost by work accomplished under the required permit.

The applicant has also 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>



Stephan A. Ryba  
Chief, Regulatory Branch

Enclosures

## **WORK DESCRIPTION**

The applicant, Riverside Marina, has requested a Department of the Army permit for work, including the placement of structures, in Great Chazy River, in the Town of Champlain, Clinton County, New York.

The work would involve the reconstruction and realignment of seasonal docking facilities at an existing marina, which would include two (2) floating pier assemblies at the existing marina facility, and the placement of a new floating pier assembly located to the northwest of the existing marina in the vicinity of an existing railroad bridge over the River. All three pier assemblies would be moored by anchor blocks to the bed of the Lake, attached by ramps to the shoreline and oriented parallel to the direction of flow in the River.

The main pier proposed at the existing marina would be two hundred forty-six (246) feet long by six (6) feet wide, with ten (10) finger piers, each being three (3) feet wide by twenty-five (25) feet long, attached to its northern face. The second main pier proposed at the existing marina would be eighty-four (84) feet long by six (6) feet wide, with four (4) finger piers, each being three (3) feet wide by twenty-five (25) feet long, attached to its northern face. These pier assemblies, including four ramps to attach to the bank of the waterway, would have a total area of 3,450 square feet, and would be placed no closer than 40 feet from the existing federal navigation channel in the River. The proposed main pier near the railroad bridge would be one hundred forty-four (144) feet long by five (5) feet wide, with six (6) finger piers, each being four (4) feet wide by twenty-four (24) feet long, attached to its northern face. This pier assembly, including two ramps to attach to the bank of the waterway, would have a total area of 1,520 square feet, and would be placed no closer than 50 feet from the existing federal navigation channel in the River. Each of the proposed finger piers would be secured to the bed of the River by two (2) concrete anchor blocks, each weighing at least two thousand (2000) pounds, and include access to electrical power and water services. The proposal would also include access to pump-out service at the existing marina. The proposal would increase the total previously authorized area of docking structures of 2,292 square feet to a total of 4,970 square feet. The proposal would also increase the previously authorized mooring capacity of twenty-eight (28) vessels to a total of thirty-eight (38) vessels. The proposed marina would continue to be operated only on a seasonal basis.

The stated purpose of this project is to expand commercial docking facilities for recreational vessels.

JOB Riverside Marina

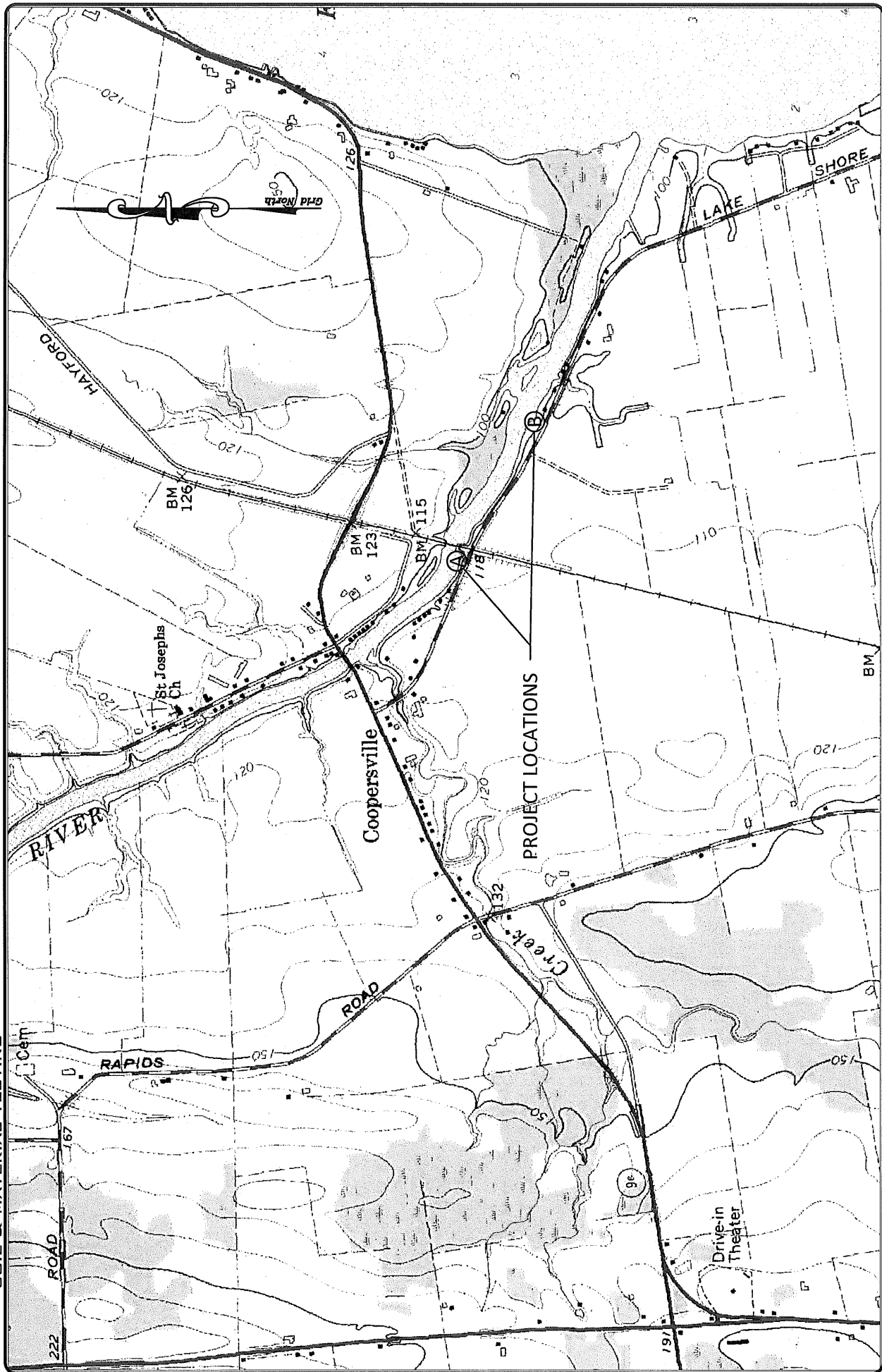
SHEET NO. 1.0 OF 7.0

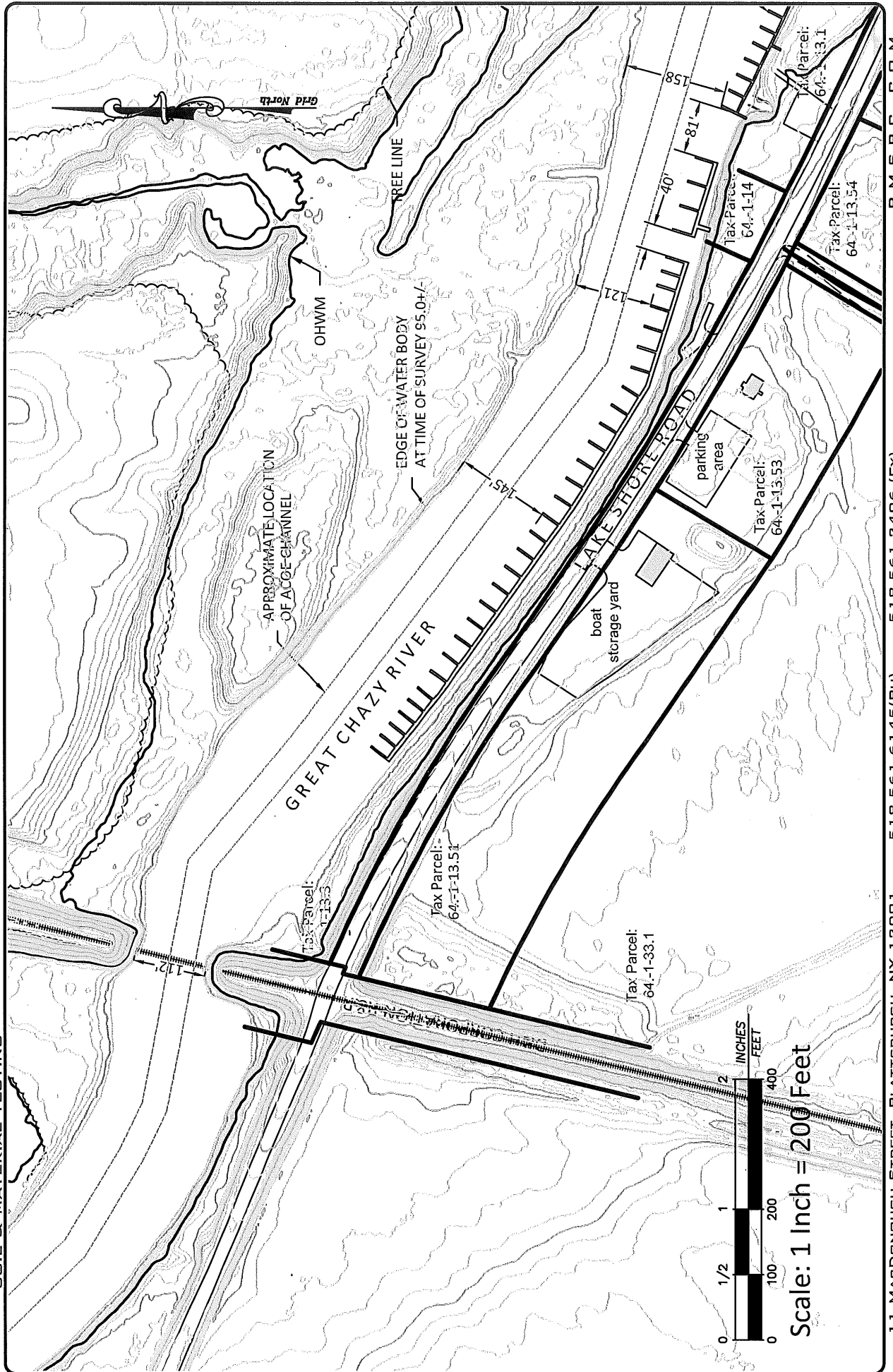
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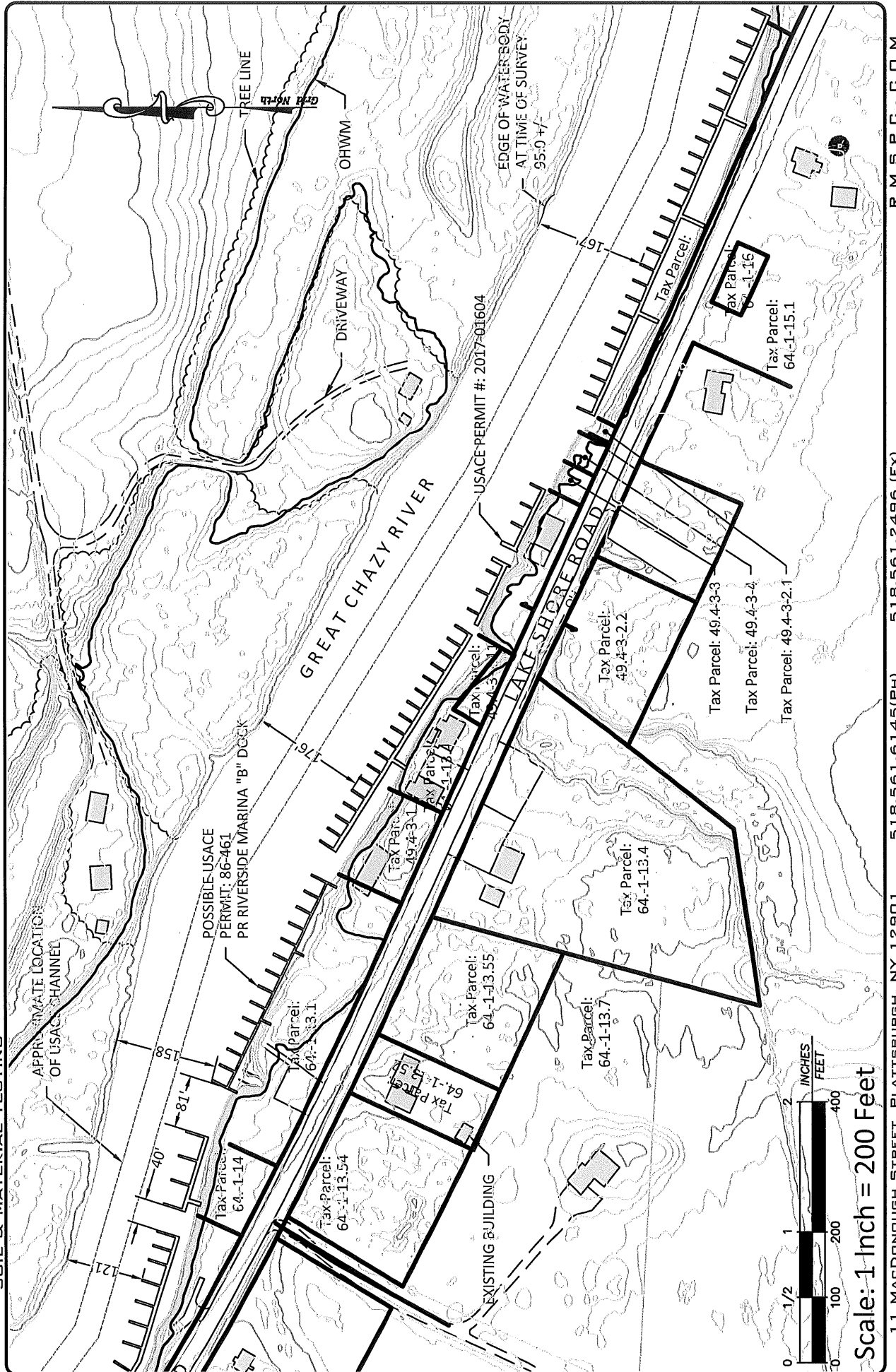
CHECKED BY AJO DATE 12/11/19

SCALE N.T.S.

## Location Map







Scale: 1 Inch = 200 Feet

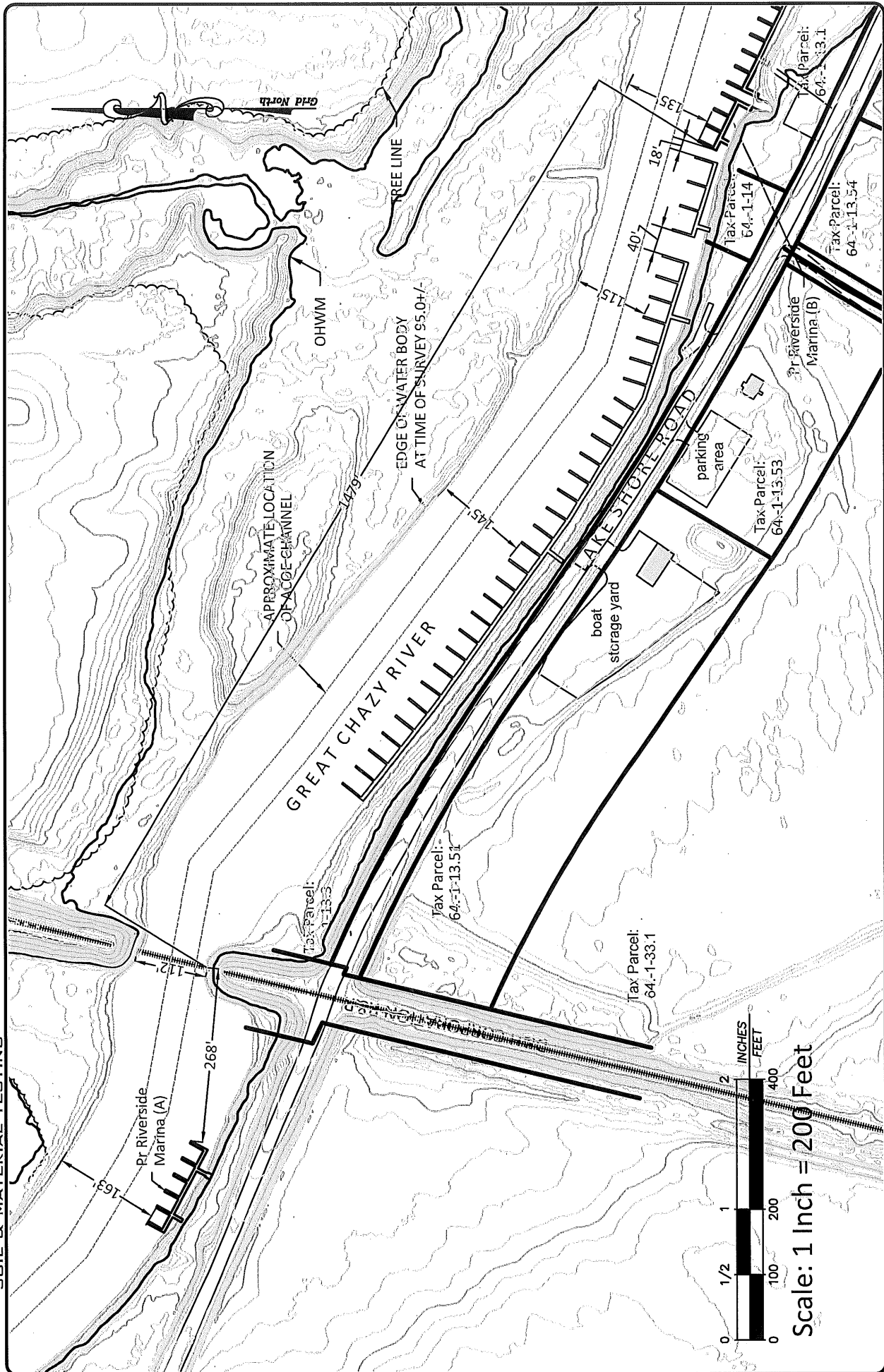


**ROBERT M. SUTHERLAND P.C.**  
ENGINEERS - PLANNERS - SURVEYORS  
SOIL & MATERIAL TESTING

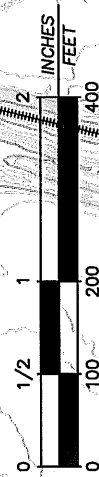
Map Showing Existing Shoreline Conditions  
along a portion of the Great Chazy River  
with

Riverside Marina  
Proposed Dock "A" Layout

JOB Riverside Marina  
SHEET NO. 3.0 OF 7.0  
CALCULATED BY LSC DATE 12/11/19  
CHECKED BY AJO DATE 12/11/19  
SCALE 1" = 200'



Scale: 1 Inch = 200 Feet





## Map Showing Existing Shoreline Conditions along a portion of the Great Chazy River

with

Riverside Marina

Proposed Dock "A" Layout

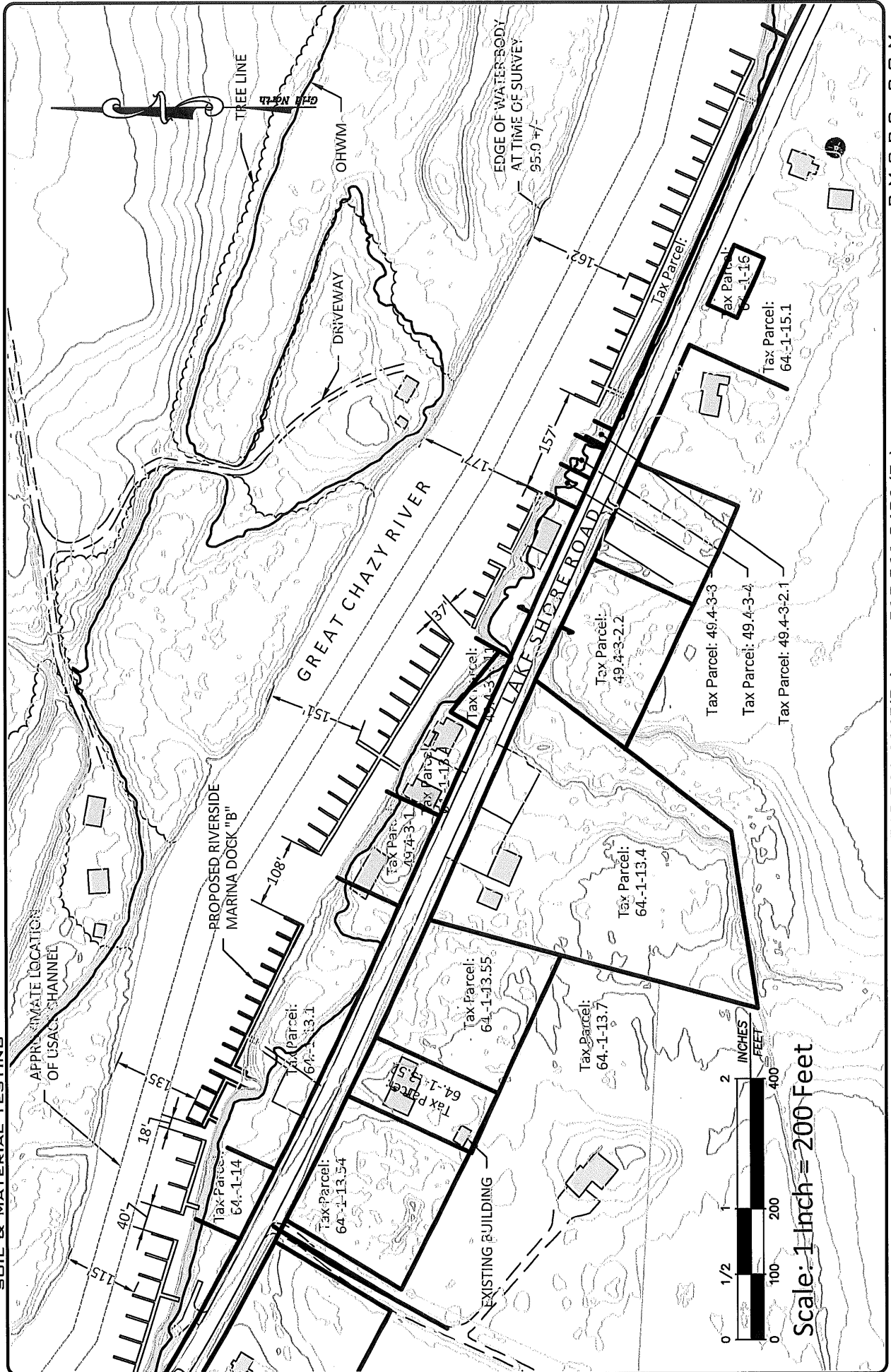
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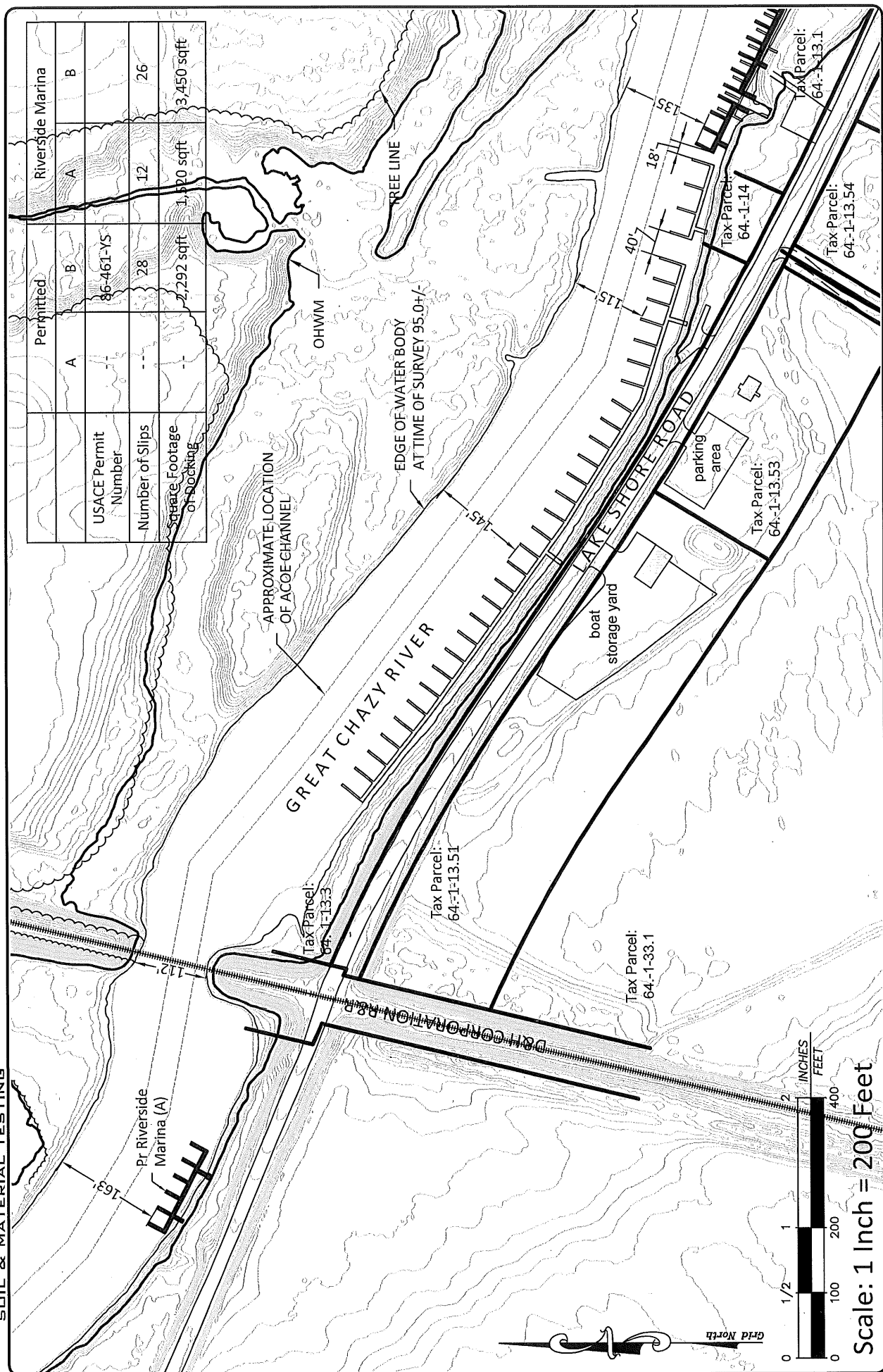
SHEET NO. 3.1 OF 7.0

CALCULATED BY LSC DATE 12/11/19

CHECKED BY AJO DATE 12/11/19

SCALE 1" = 200'

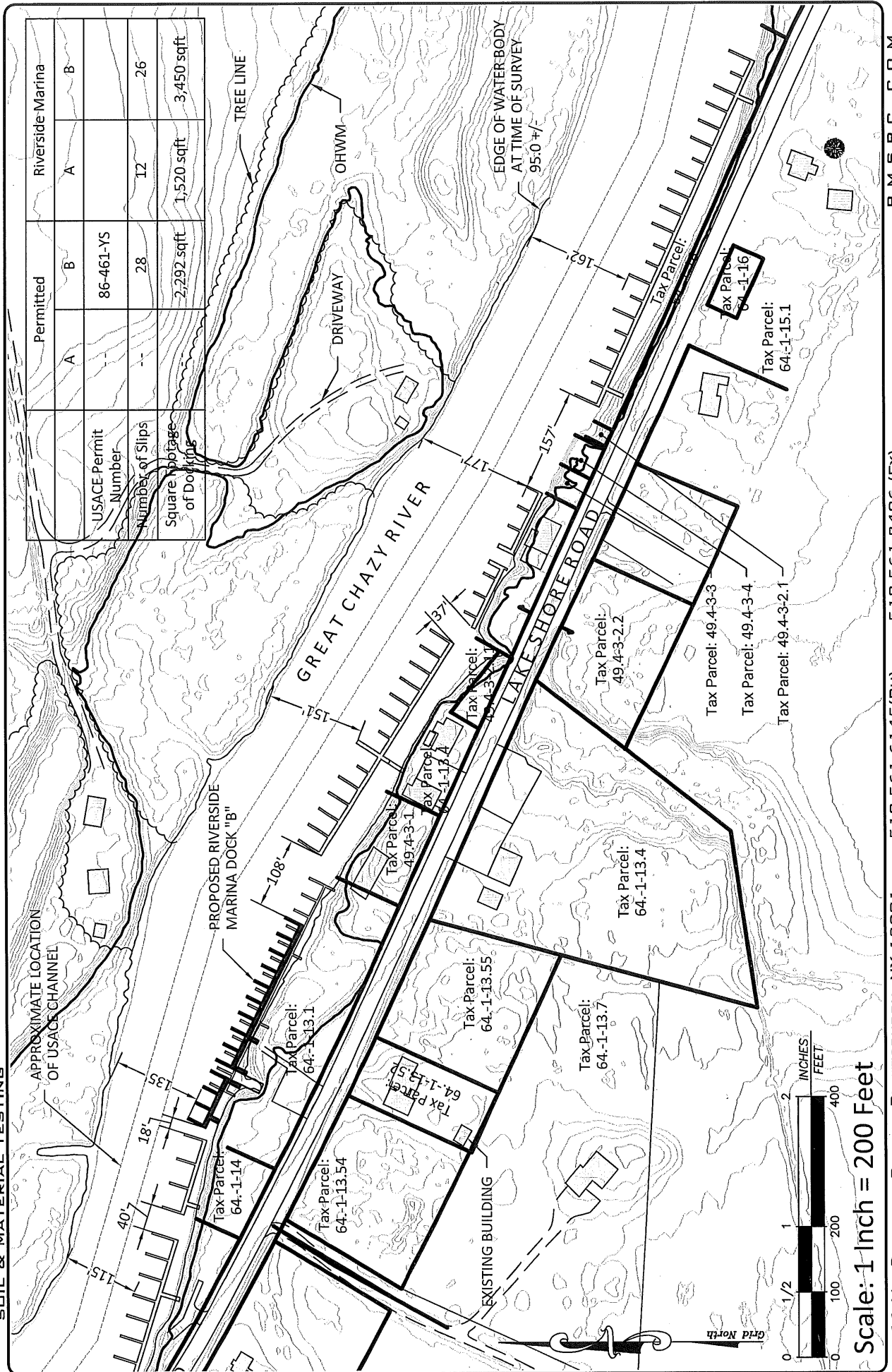


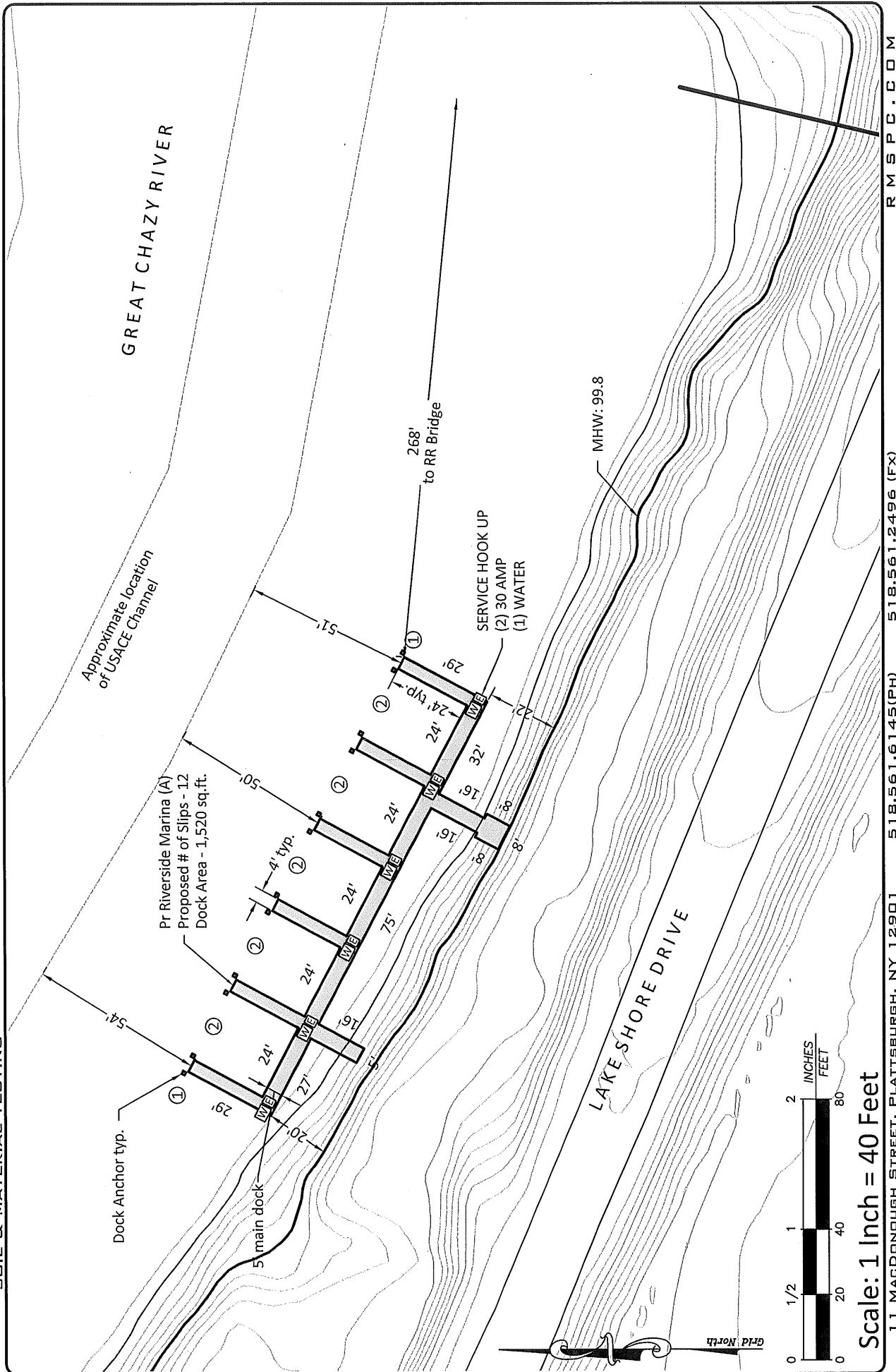


Map Showing Existing Shoreline Conditions along  
a portion of the Great Chazy River

Proposed Dock Layout Overlay  
on Existing Dock Layout

JOB Riverside Marina  
SHEET NO. 4.1 OF 7.0  
CALCULATED BY LSC DATE 01/20/2020  
CHECKED BY AJO DATE 01/20/2020  
SCALE 1" = 200'





**ROBERT M. SUTHERLAND P.C.**  
**ENGINEERS - PLANNERS - SURVEYORS**  
**SOIL & MATERIAL TESTING**

Map Showing Existing Shoreline Conditions  
along a portion of the Great Chazy River

**JOB** Riverside Marina

**SHEET NO.** 6.0

**OF** 7.0

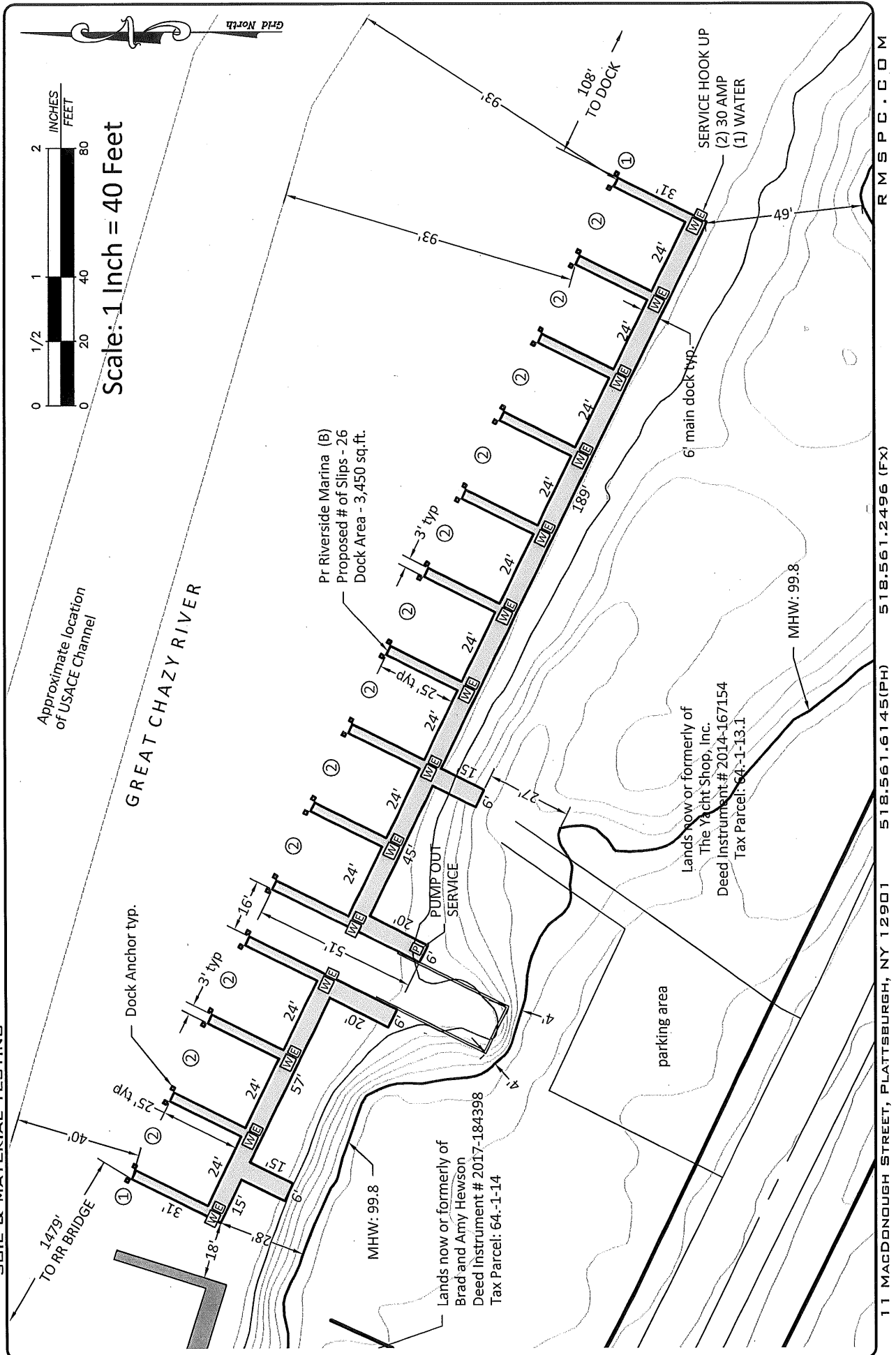
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**DATE** 01/21/2020

**CHECKED BY** AJO

**DATE** 01/21/2020

**SCALE** N.T.S.



Dock Detail

