



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-2019-00121-EHA
Issue Date: July 29, 2020
Expiration Date: August 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 (33 U.S.C. 403) and Section 404 of the Clean Water Act (33 U.S.C. 1344).

APPLICANT: Suffolk County Department of Public Works
Attn: Kyle W. Swaringen
335 Yaphank Avenue
Yaphank, New York 11980

ACTIVITY: Reconstruct existing bulkhead, place stone fill waterward of bulkhead, install new ramps and floating dock structures

WATERWAY: Shinnecock Canal

LOCATION: Hildreth Place, Hampton Bays, Town of Southampton, Suffolk 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 EMAILED TO REACH THIS OFFICE BEFORE THE EXPIRATION DATE OF THIS NOTICE, otherwise, it will be presumed that there are no objections to the activity. Send comments to Naomi.J.Handell@usace.army.mil.

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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 email 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

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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 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) 790-8523 and ask for Naomi Handell.

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 applicant, Suffolk County Department of Public Works, has requested Department of the Army authorization for reconstruction of an existing marina in Shinnecock Canal, tributary of Little Peconic Bay, Town of Southampton, Suffolk County, New York.

The work would involve:

Reconstruct approximately 1,100 linear feet of existing bulkhead, immediately landward of existing bulkhead. Remove existing sheeting. Install 2,324 square feet of rip-rap immediately waterward of the bulkhead over a 7-foot long by 332-foot wide area. See Sheet 2 of 18.

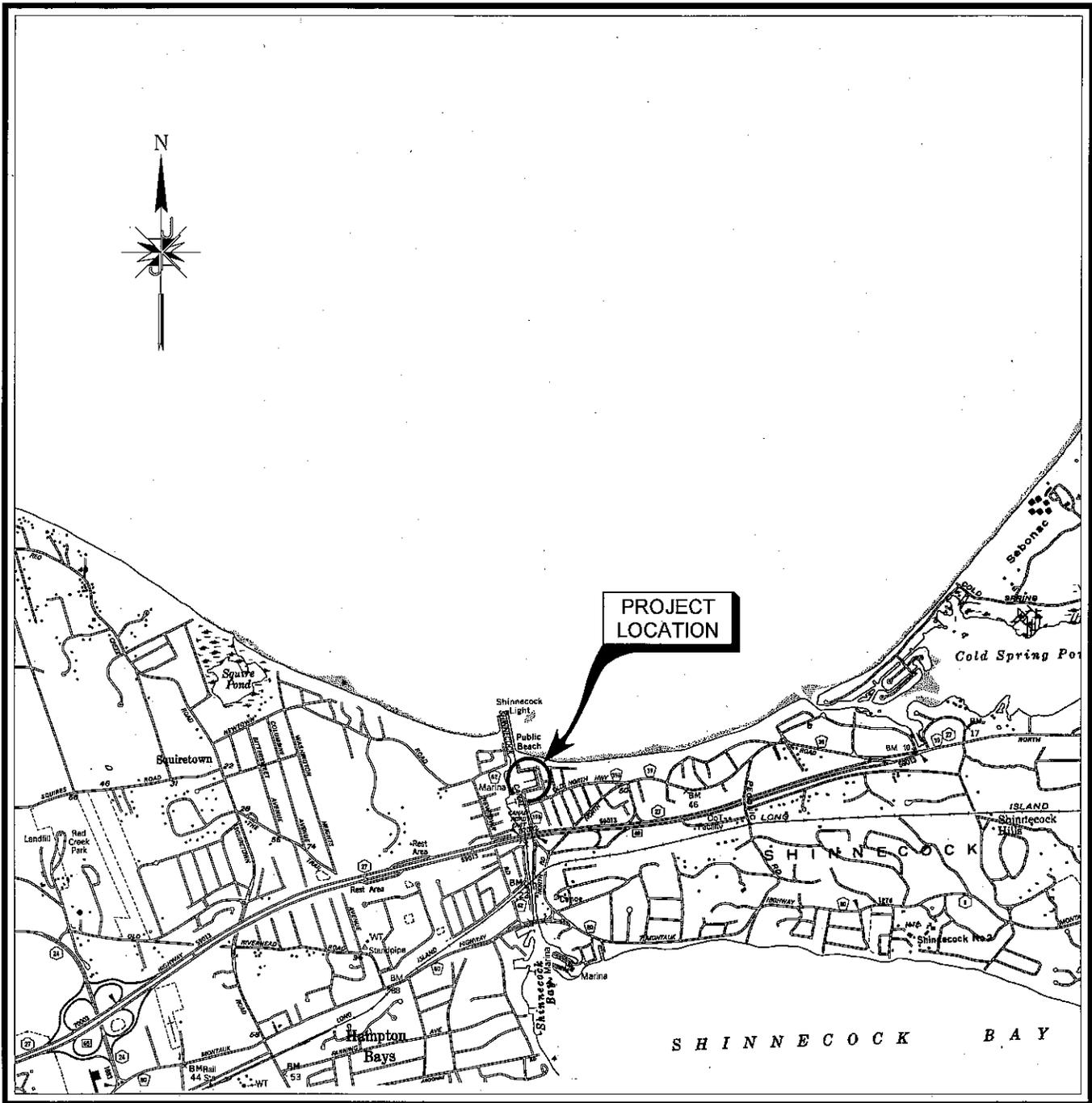
Along the northern bulkhead, install a 4-foot wide by 16-foot long ramp and 8-foot wide by 230-foot long float. Relocate fourteen (14) piles, up to 12-inch diameter in size. Install twelve (12) new 12-inch diameter piles. There is existing mooring for 14 vessels. The proposed number of moorings remains unchanged. See Sheet 11 of 18.

Along the southern bulkhead, install a 4-foot wide by 16-foot long ramp and 8-foot wide by 330-foot long float. Relocate forty-two (42) piles, up to 12-inch diameter in size. Install 16 new 12-inch diameter piles. There is existing mooring for 21 vessels. The proposed number of moorings remains unchanged. See Sheet 11 of 18.

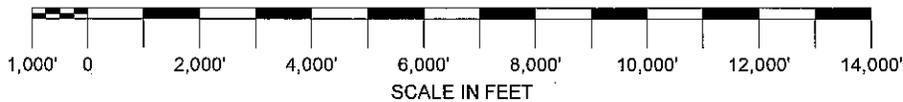
The applicant stated that they have avoided, minimized, and mitigated for potential impacts proposed to the maximum extent practicable by conducting all work within the confines of a turbidity curtain and designing the proposed rip-rap slope with the minimum amount of fill needed to achieve the project purpose.

The stated purpose of this project is erosion control and recreational mooring.

**CENAN-OP-RW
MEMORANDUM FOR THE RECORD**



LOCATION MAP



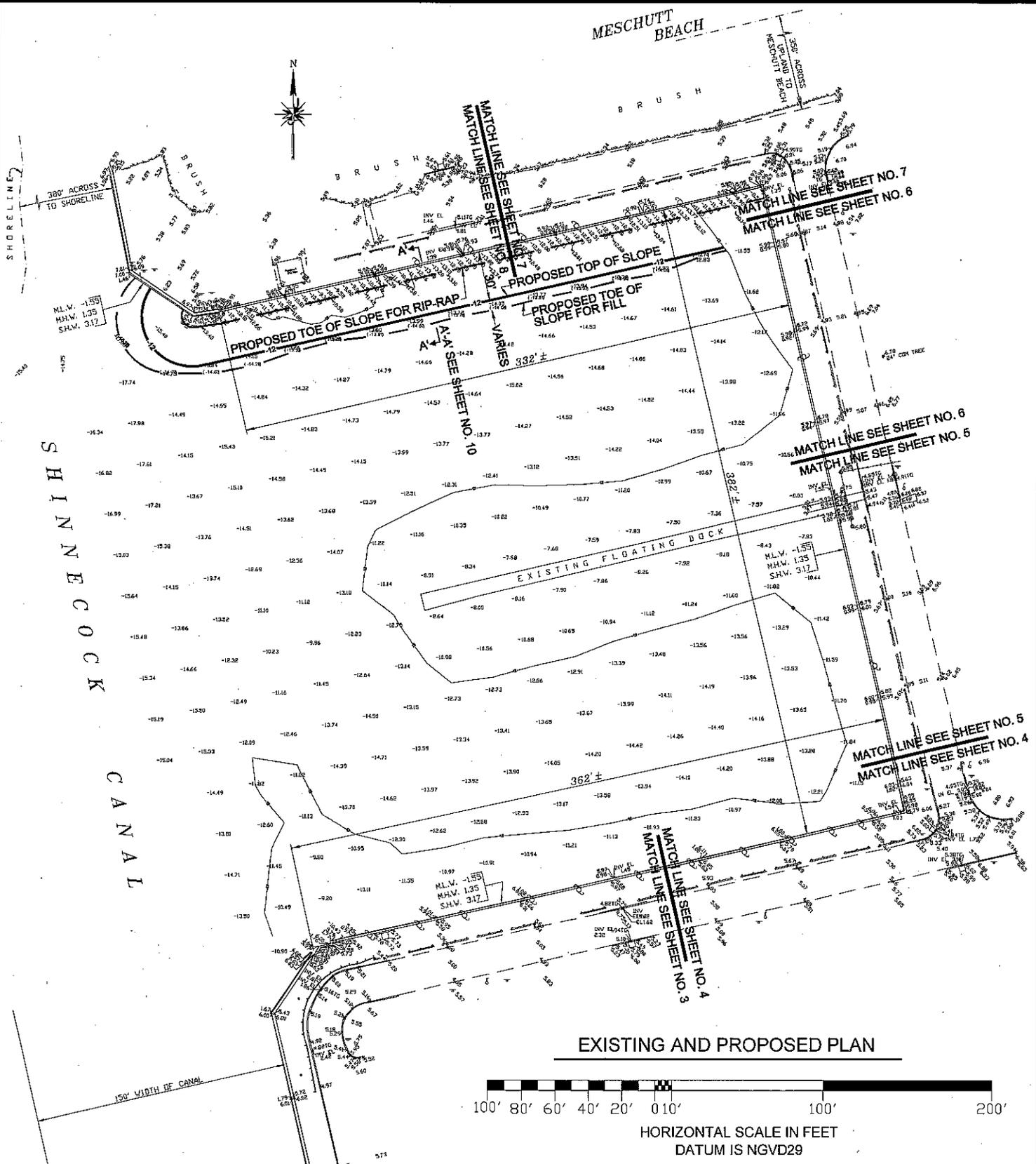
**RECONSTRUCTION OF
SHINNECOCK MARINA BULKHEAD**

SHINNECOCK CANAL MARINA
HAMPTON BAYS
TOWN OF SOUTHAMPTON
COUNTY OF SUFFOLK, NEW YORK

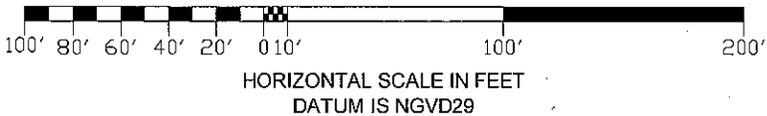
DATE: JANUARY, 2019 / REVISED: APRIL, 2019
JANUARY, 2020

SHEET 1 OF 18

APPLICATION BY COUNTY OF SUFFOLK
JOSEPH T. BROWN, P.E., COMMISSIONER
DEPARTMENT OF PUBLIC WORKS



EXISTING AND PROPOSED PLAN



NOTE:
PRIOR TO CONSTRUCTION, TURBIDITY CURTAIN
SHALL BE INSTALLED WATERWARD OF EXISTING
BULKHEAD TO LIMIT ENVIRONMENTAL IMPACTS.

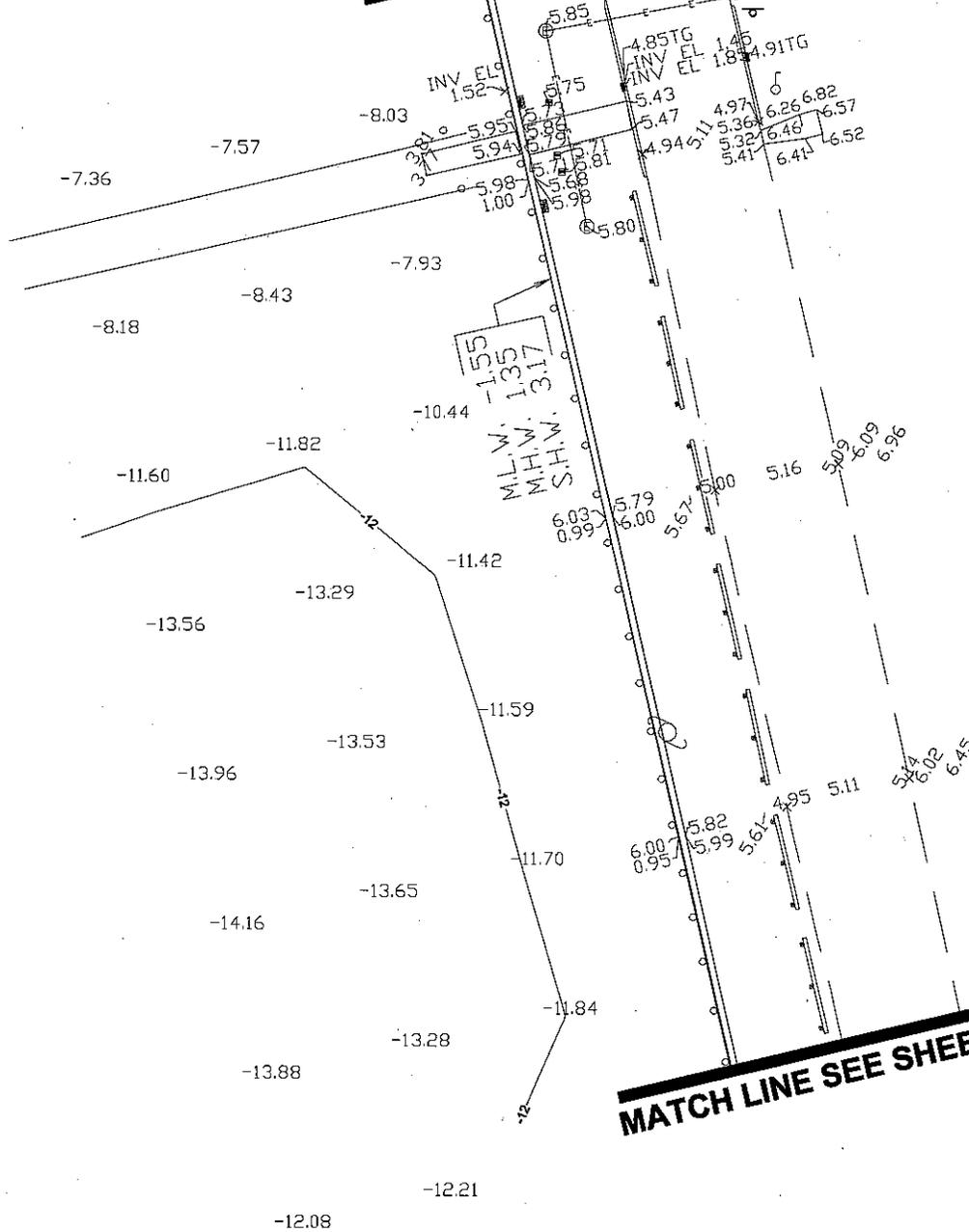
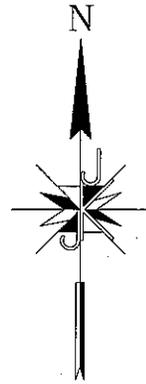
**RECONSTRUCTION OF
SHINNECOCK MARINA BULKHEAD**

SHINNECOCK CANAL MARINA
HAMPTON BAYS
TOWN OF SOUTHAMPTON
COUNTY OF SUFFOLK, NEW YORK

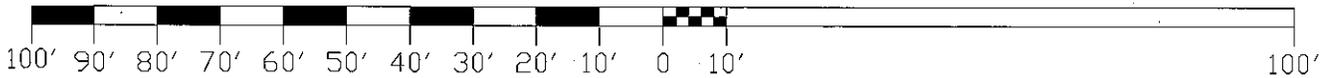
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APPLICATION BY COUNTY OF SUFFOLK
JOSEPH T. BROWN, P.E., COMMISSIONER
DEPARTMENT OF PUBLIC WORKS

MATCH LINE SEE SHEET NO. 5



EXISTING AND PROPOSED PLAN

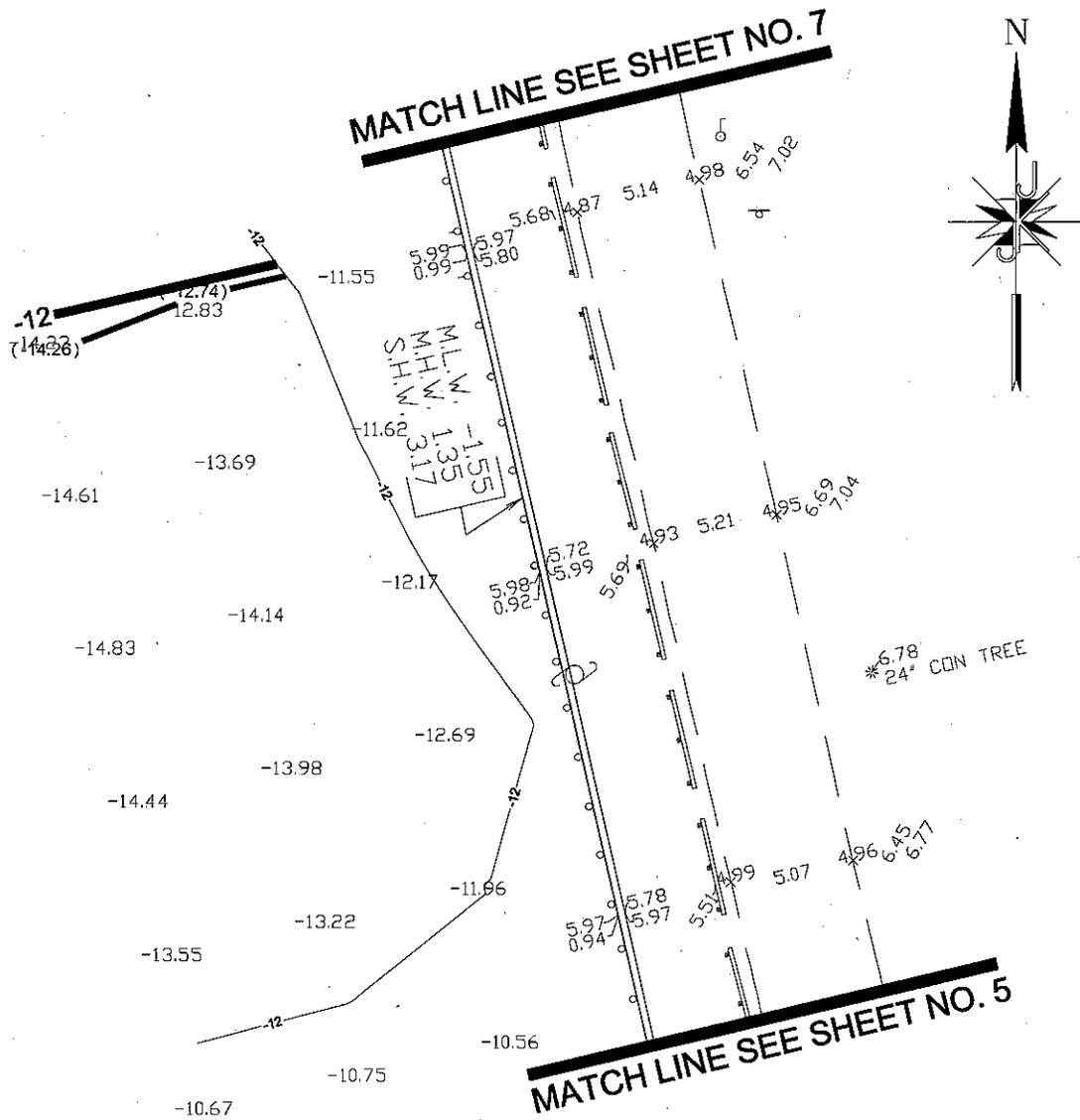


**HORIZONTAL SCALE IN FEET
DATUM IS NGVD29**

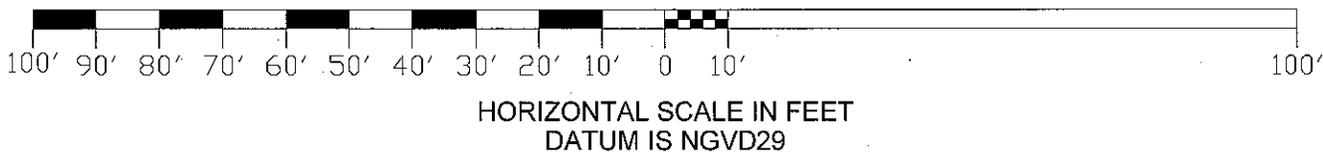
**RECONSTRUCTION OF
SHINNECOCK MARINA BULKHEAD**

SHINNECOCK CANAL MARINA
HAMPTON BAYS
TOWN OF SOUTHAMPTON
COUNTY OF SUFFOLK, NEW YORK

APPLICATION BY COUNTY OF SUFFOLK
JOSEPH T. BROWN, P.E., COMMISSIONER
DEPARTMENT OF PUBLIC WORKS



EXISTING AND PROPOSED PLAN

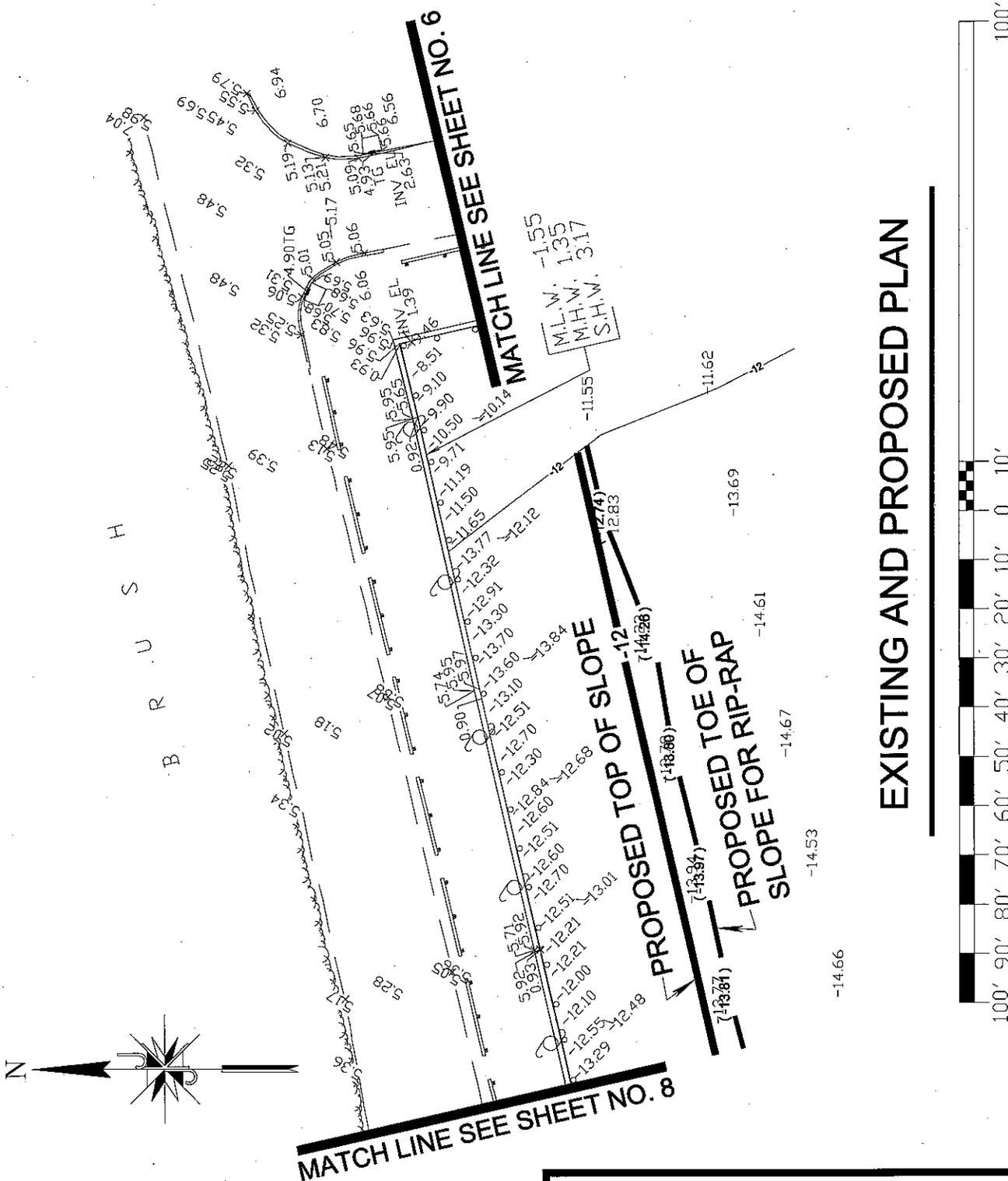


APPLICATION BY COUNTY OF SUFFOLK
 JOSEPH T. BROWN, P.E., COMMISSIONER
 DEPARTMENT OF PUBLIC WORKS

**RECONSTRUCTION OF
 SHINNECOCK MARINA BULKHEAD**

SHINNECOCK CANAL MARINA
 HAMPTON BAYS
 TOWN OF SOUTHAMPTON
 COUNTY OF SUFFOLK, NEW YORK

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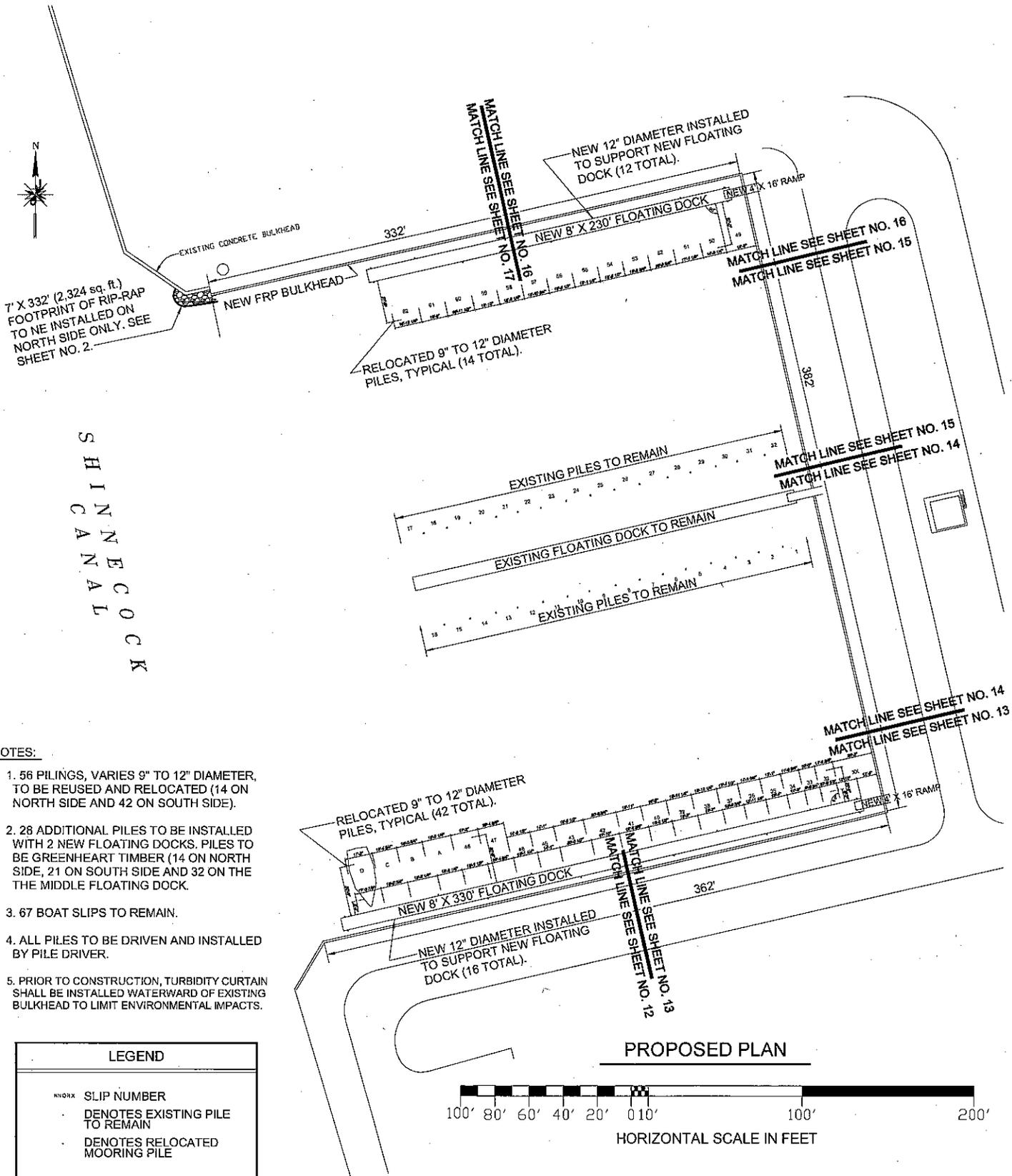


EXISTING AND PROPOSED PLAN

APPLICATION BY COUNTY OF SUFFOLK
JOSEPH T. BROWN, P.E., COMMISSIONER
DEPARTMENT OF PUBLIC WORKS

RECONSTRUCTION OF SHINNECOCK MARINA BULKHEAD

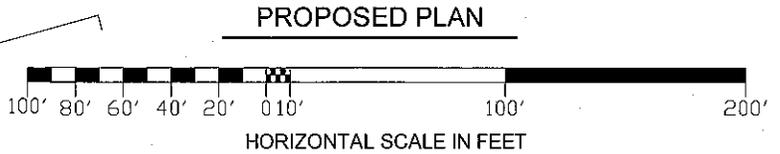
SHINNECOCK CANAL MARINA
HAMPTON BAYS
TOWN OF SOUTHAMPTON
COUNTY OF SUFFOLK, NEW YORK



NOTES:

1. 56 PILINGS, VARIES 9" TO 12" DIAMETER, TO BE REUSED AND RELOCATED (14 ON NORTH SIDE AND 42 ON SOUTH SIDE).
2. 28 ADDITIONAL PILES TO BE INSTALLED WITH 2 NEW FLOATING DOCKS. PILES TO BE GREENHEART TIMBER (14 ON NORTH SIDE, 21 ON SOUTH SIDE AND 32 ON THE THE MIDDLE FLOATING DOCK).
3. 67 BOAT SLIPS TO REMAIN.
4. ALL PILES TO BE DRIVEN AND INSTALLED BY PILE DRIVER.
5. PRIOR TO CONSTRUCTION, TURBIDITY CURTAIN SHALL BE INSTALLED WATERWARD OF EXISTING BULKHEAD TO LIMIT ENVIRONMENTAL IMPACTS.

LEGEND	
	SLIP NUMBER
	DENOTES EXISTING PILE TO REMAIN
	DENOTES RELOCATED MOORING PILE



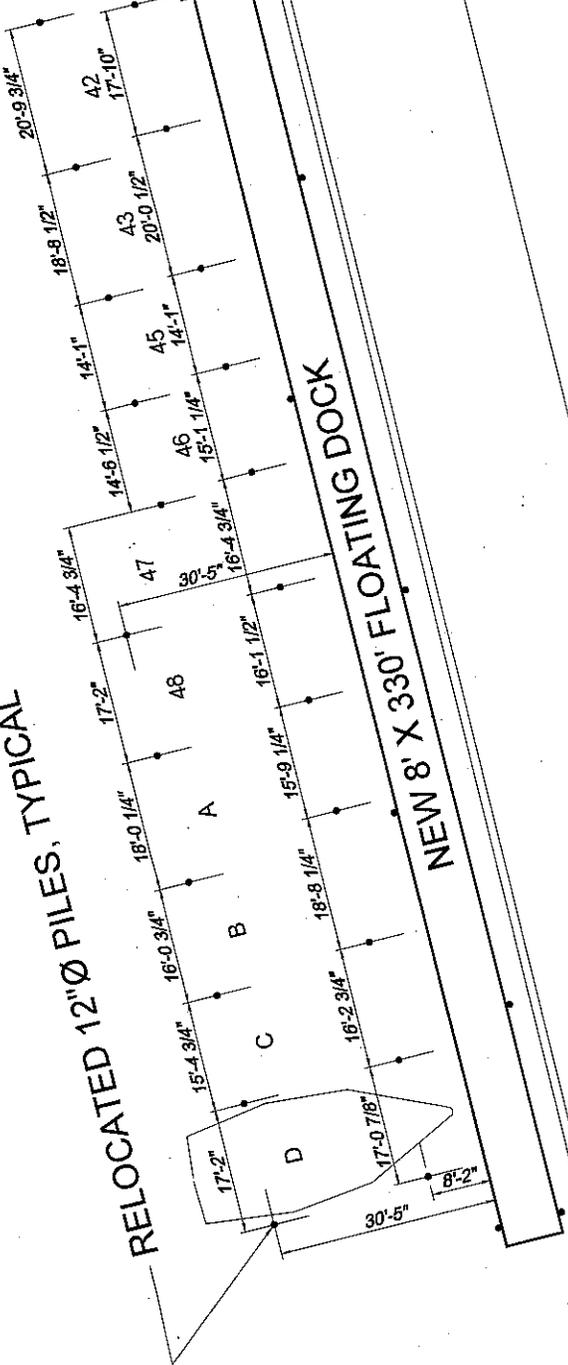
RECONSTRUCTION OF SHINNECOCK MARINA BULKHEAD

SHINNECOCK CANAL MARINA
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MATCH LINE SEE SHEET NO. 13

RELOCATED 12"Ø PILES, TYPICAL



PROPOSED PLAN

LEGEND	
N/Ø X SLIP NUMBER	
○	DENOTES EXISTING PILE TO REMAIN
•	DENOTES RELOCATED MOORING PILE

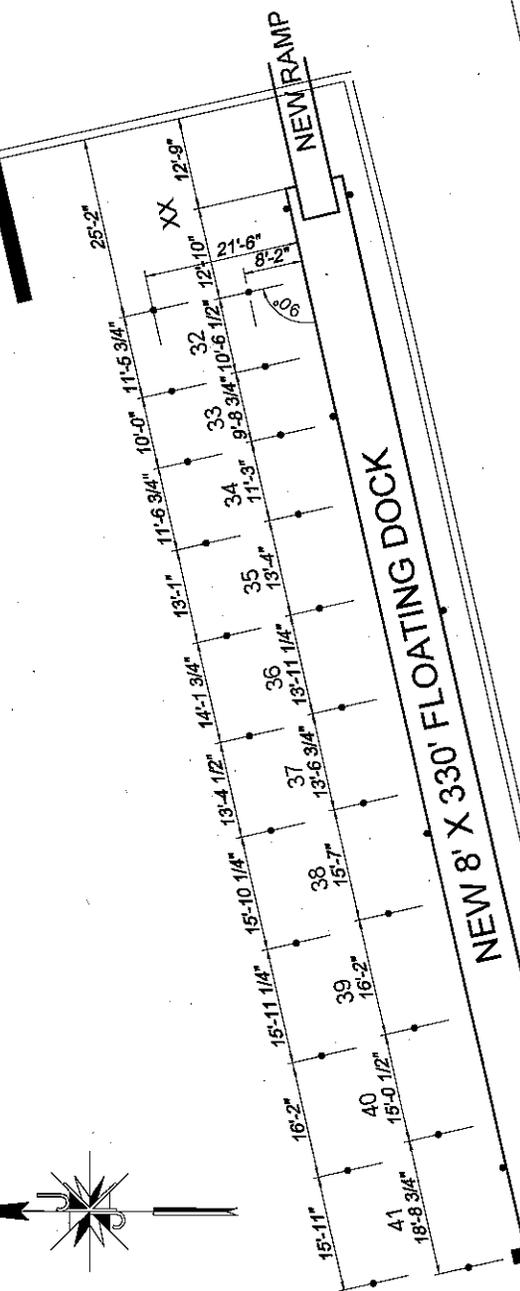
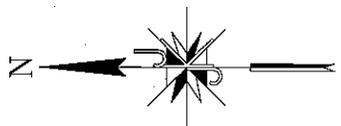


APPLICATION BY COUNTY OF SUFFOLK
 JOSEPH T. BROWN, P.E., COMMISSIONER
 DEPARTMENT OF PUBLIC WORKS

**RECONSTRUCTION OF
 SHINNECOCK MARINA BULKHEAD**

SHINNECOCK CANAL MARINA
 HAMPTON BAYS
 TOWN OF SOUTHAMPTON
 COUNTY OF SUFFOLK, NEW YORK

MATCH LINE SEE SHEET NO. 14



LEGEND	
NN OR X	SLIP NUMBER
○	DENOTES EXISTING PILE TO REMAIN
●	DENOTES RELOCATED MOORING PILE

PROPOSED PLAN

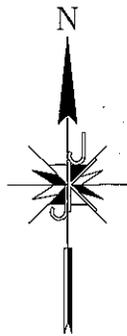
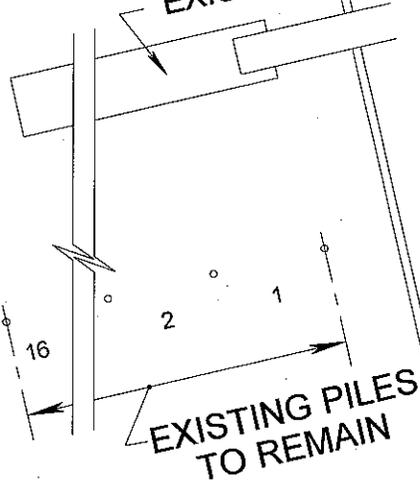


RECONSTRUCTION OF SHINNECOCK MARINA BULKHEAD

SHINNECOCK CANAL MARINA
 HAMPTON BAYS
 TOWN OF SOUTHAMPTON
 COUNTY OF SUFFOLK, NEW YORK

APPLICATION BY COUNTY OF SUFFOLK
 JOSEPH T. BROWN, P.E., COMMISSIONER
 DEPARTMENT OF PUBLIC WORKS

MATCH LINE SEE SHEET NO. 15
EXISTING FLOATING DOCK TO REMAIN



MATCH LINE SEE SHEET NO. 13

LEGEND	
NN OR X	SLIP NUMBER
○	DENOTES EXISTING PILE TO REMAIN
•	DENOTES RELOCATED MOORING PILE

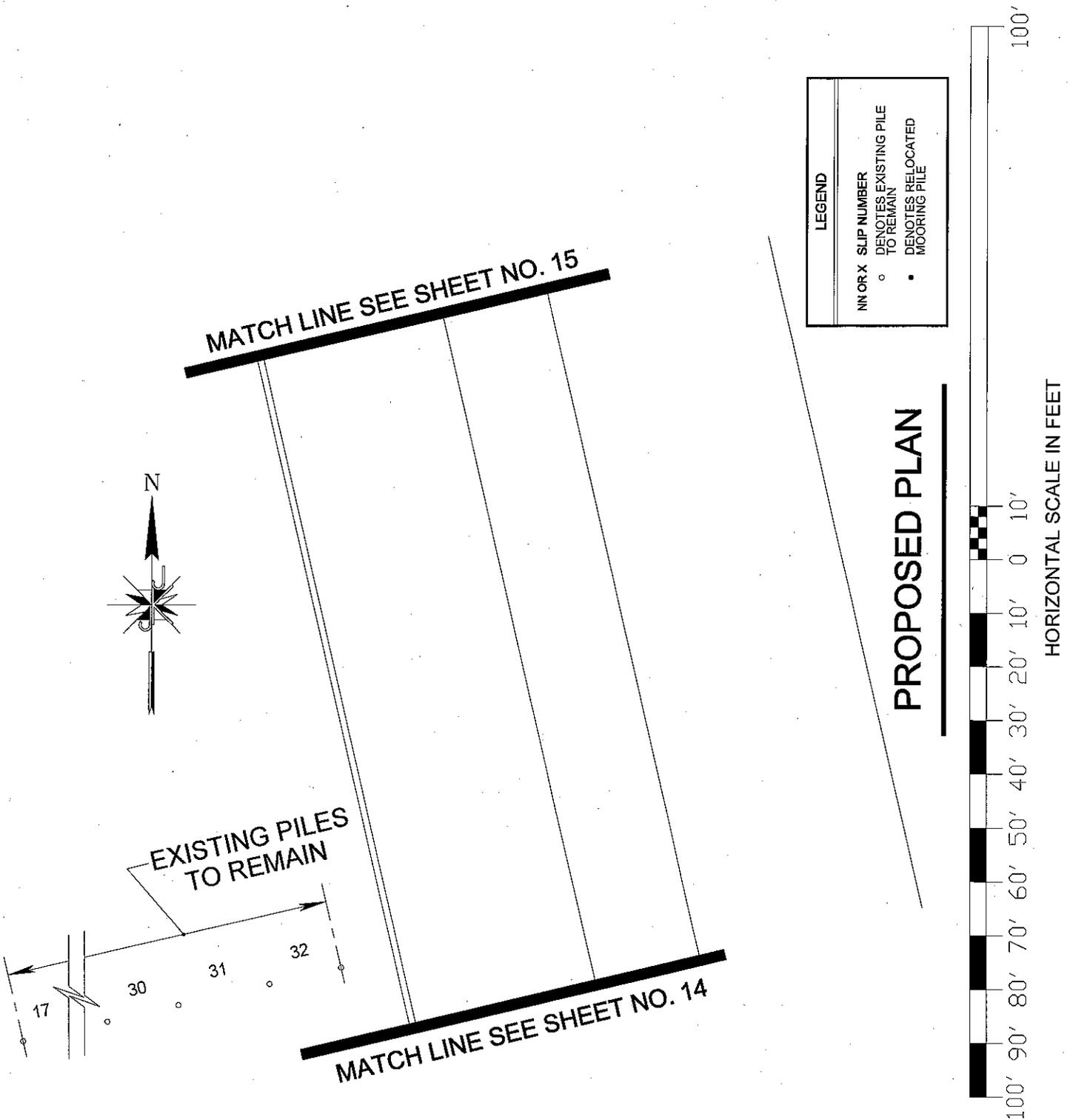
PROPOSED PLAN



RECONSTRUCTION OF SHINNECOCK MARINA BULKHEAD

SHINNECOCK CANAL MARINA
HAMPTON BAYS
TOWN OF SOUTHAMPTON
COUNTY OF SUFFOLK, NEW YORK

APPLICATION BY COUNTY OF SUFFOLK
JOSEPH T. BROWN, P.E., COMMISSIONER
DEPARTMENT OF PUBLIC WORKS



LEGEND	
N° OR X	SLIP NUMBER
○	DENOTES EXISTING PILE TO REMAIN
•	DENOTES RELOCATED MOORING PILE

PROPOSED PLAN

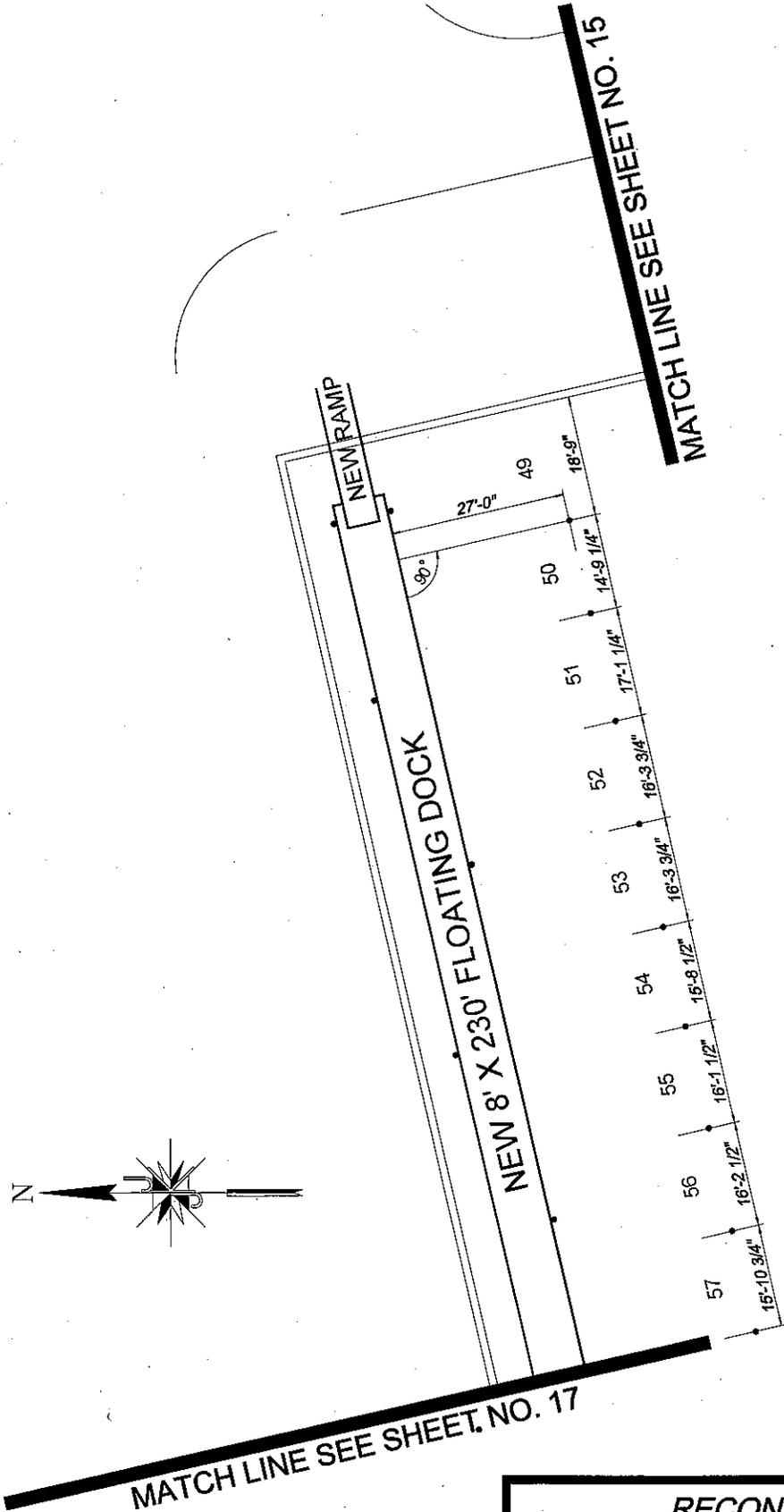


RECONSTRUCTION OF SHINNECOCK MARINA BULKHEAD

SHINNECOCK CANAL MARINA
 HAMPTON BAYS
 TOWN OF SOUTHAMPTON
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APPLICATION BY COUNTY OF SUFFOLK
 JOSEPH T. BROWN, P.E., COMMISSIONER
 DEPARTMENT OF PUBLIC WORKS



LEGEND	
NN OR X	SLIP NUMBER
○	DENOTES EXISTING PILE TO REMAIN
•	DENOTES RELOCATED MOORING PILE

PROPOSED PLAN

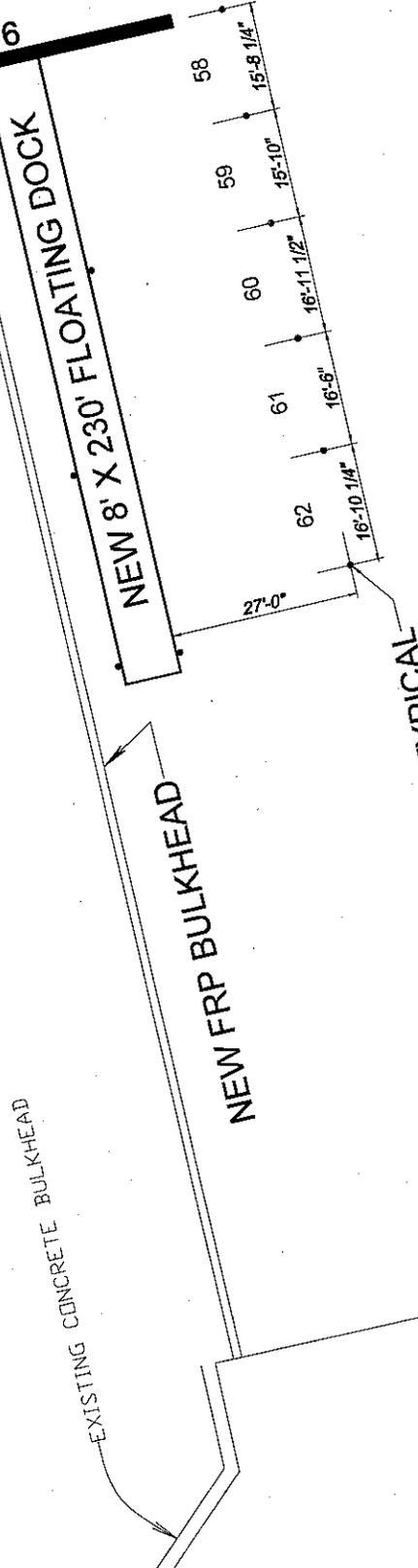


APPLICATION BY COUNTY OF SUFFOLK
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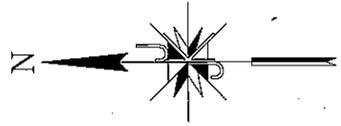
RECONSTRUCTION OF SHINNECOCK MARINA BULKHEAD

SHINNECOCK CANAL MARINA
 HAMPTON BAYS
 TOWN OF SOUTHAMPTON
 COUNTY OF SUFFOLK, NEW YORK

MATCH LINE SEE SHEET NO. 16



LEGEND	
NN OR X	SLIP NUMBER
○	DENOTES EXISTING PILE TO REMAIN
●	DENOTES RELOCATED MOORING PILE



PROPOSED PLAN

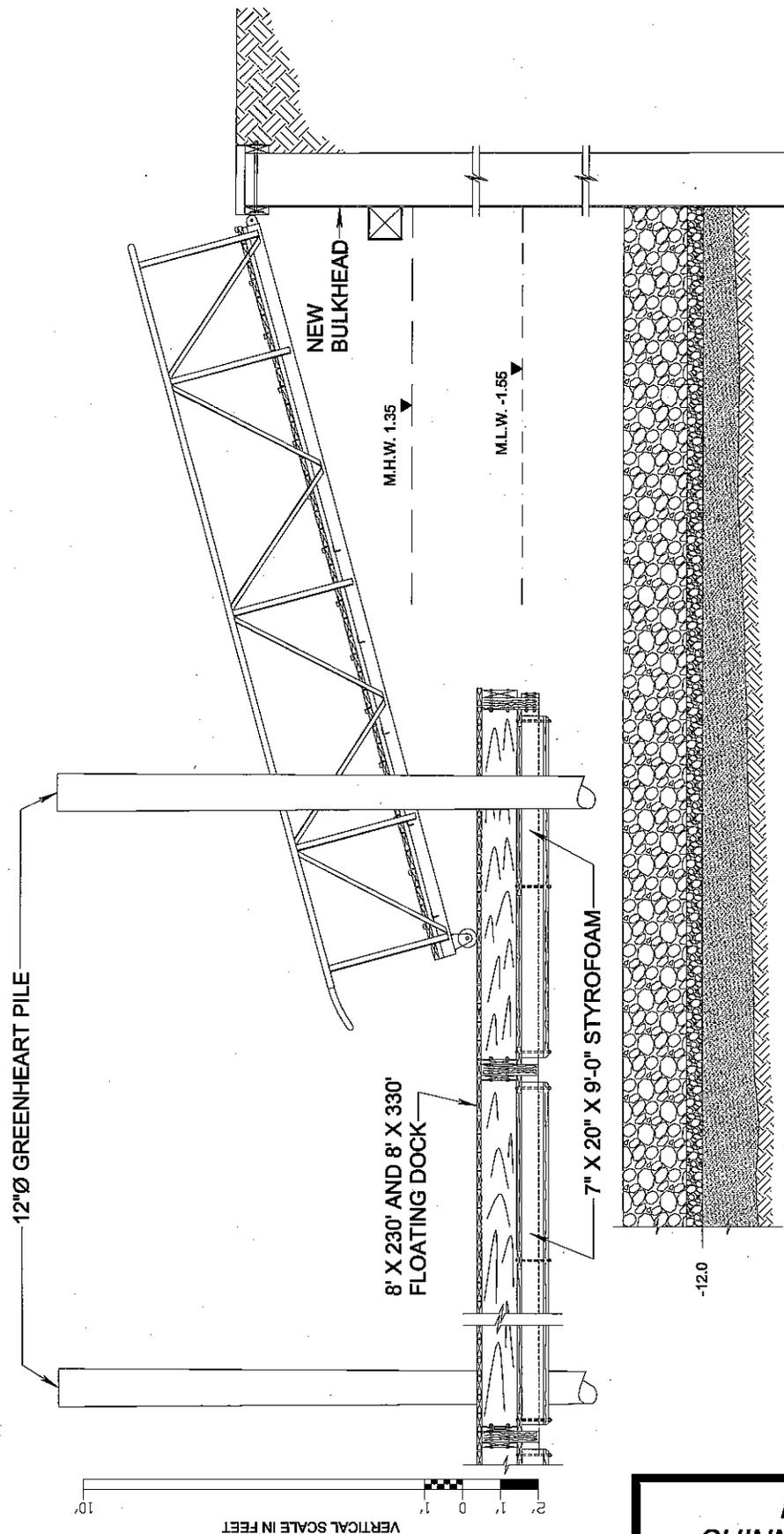


RECONSTRUCTION OF SHINNECOCK MARINA BULKHEAD

SHINNECOCK CANAL MARINA
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DATE: JANUARY, 2019 / REVISED: APRIL, 2019* SHEET 17 OF 18
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APPLICATION BY COUNTY OF SUFFOLK
 JOSEPH T. BROWN, P.E., COMMISSIONER
 DEPARTMENT OF PUBLIC WORKS



**ELEVATION
PROPOSED FLOATING DOCK AND RAMP**



APPLICATION BY COUNTY OF SUFFOLK
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 DEPARTMENT OF PUBLIC WORKS

**RECONSTRUCTION OF
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