

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-2019-01515-WOR
Issue Date: October 6, 2020
Expiration Date: November 6, 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: Dana Reymond
16 Hudson Street, Apartment 3B
New York, New York 10013

ACTIVITY: Rehabilitation of an existing concrete and stone seawall, and the installation of a floating pier assembly.

WATERWAY: Hudson River

LOCATION: Town of Philipstown, Putnam 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 REACH THIS OFFICE BEFORE THE EXPIRATION DATE OF THIS NOTICE, otherwise, it will be presumed that there are no objections to the activity.

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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 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 adversely 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 life stages 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, prehistoric, 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. The New York State Department of Environmental conservation issued Permit Number 3-3726-00329/00002 on May 4, 2020, including a water quality certificate, in accordance with Section 401 of the Clean Water Act.

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. In a letter dated April 17, 2020, the New York State Department of State issued concurrence with the applicant's certification. 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,

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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.

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 the project manager, Mr. Brian Orzel at Brian.A.Orzel@usace.army.mil.

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: Stephan A. Ryba
Chief, Regulatory Branch

Enclosures

WORK DESCRIPTION

The applicant, Dana Reymond, has requested Department of the Army authorization for the rehabilitation of approximately 365 linear feet of an existing concrete and stone seawall, and the installation of a floating pier assembly, in the Hudson River, Town of Philipstown, Putnam County, New York.

Approximately 365 linear feet of existing concrete and stone seawall will be rehabilitated, resulting in the discharge of fill material into approximately 371 square feet of the river below Spring High Tide.

The floating pier assembly would be approximately 20 feet by 8 feet, attached to the shoreline by a gangway, approximately 57 feet by 4 feet and a new cement footing. The cement footing would be located above Mean High Water, but would involve the discharge of fill material into approximately 116 square feet below Spring High Tide, poured within watertight forms. The floating pier assembly would be secured by four, 200-pound, mushroom anchors.

The stated purpose of this project is to protect the existing shoreline and to provide recreational access to the river for one existing home.

DANA REYMOND PROPOSED WATERFRONT IMPROVEMENTS

DRAWING LIST

DRAWING No.	DRAWING TITLE	DRAWING No.	DRAWING TITLE
1	TITLE SHEET & GENERAL NOTES	8	EXISTING AND PROPOSED SECTION B-B
2	VICINITY MAP	9	EXISTING AND PROPOSED SECTION C-C
3	EXISTING SITE PLAN	10	EXISTING AND PROPOSED SECTION D-D
4	PROPOSED SITE PLAN	11	PROPOSED SECTION E-E
5	PARTIAL SITE PLAN 1	12	S & E CONTROL DETAIL
6	PARTIAL SITE PLAN 2	13	AERIAL PHOTO OF RIVER
7	EXISTING AND PROPOSED SECTION A-A		

GENERAL NOTES

1. THE PURPOSE OF THESE DRAWINGS ARE FOR REGULATORY REVIEW ONLY.
2. VICINITY MAP TAKEN FROM PEEKSKILL QUADRANGLE NEW YOR, 7.5 MINUTE SERIES, PEEKSKILL, NY 2016.
3. ELEVATIONS REFERENCE NAVD88, UNLESS NOTED OTHERWISE.
4. THIS SITE INFORMATION HAS BEEN TAKEN FROM A DRAWING TITLED "TOPOGRPHIC SURVEY OF PROPERTY", PREPARED FOR 2,4,6 HUDSON RIVER LANE LL, BY OICLE LAND SURVEYING, PC, DATED 11/07/2018 AND REVISED ON 11/20/2018.
5. SUPPLEMENTARY INFORMATION OBTAINED BY RACE COASTAL ENGINEERING, LLC ON 04/10/2019 AND ONLY REPRESENT THE SITE CONDITIONS AT THAT TIME.
6. TIDAL ELEVATION DATA HAS BEEN TAKEN FROM BENCH MARK SHEET FOR BEACON HUDSON RIVER, NY 8518934 FROM THE NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION TIDES AND CURRENTS WEBSITE.

PROJECT TIDAL ELEVATIONS:

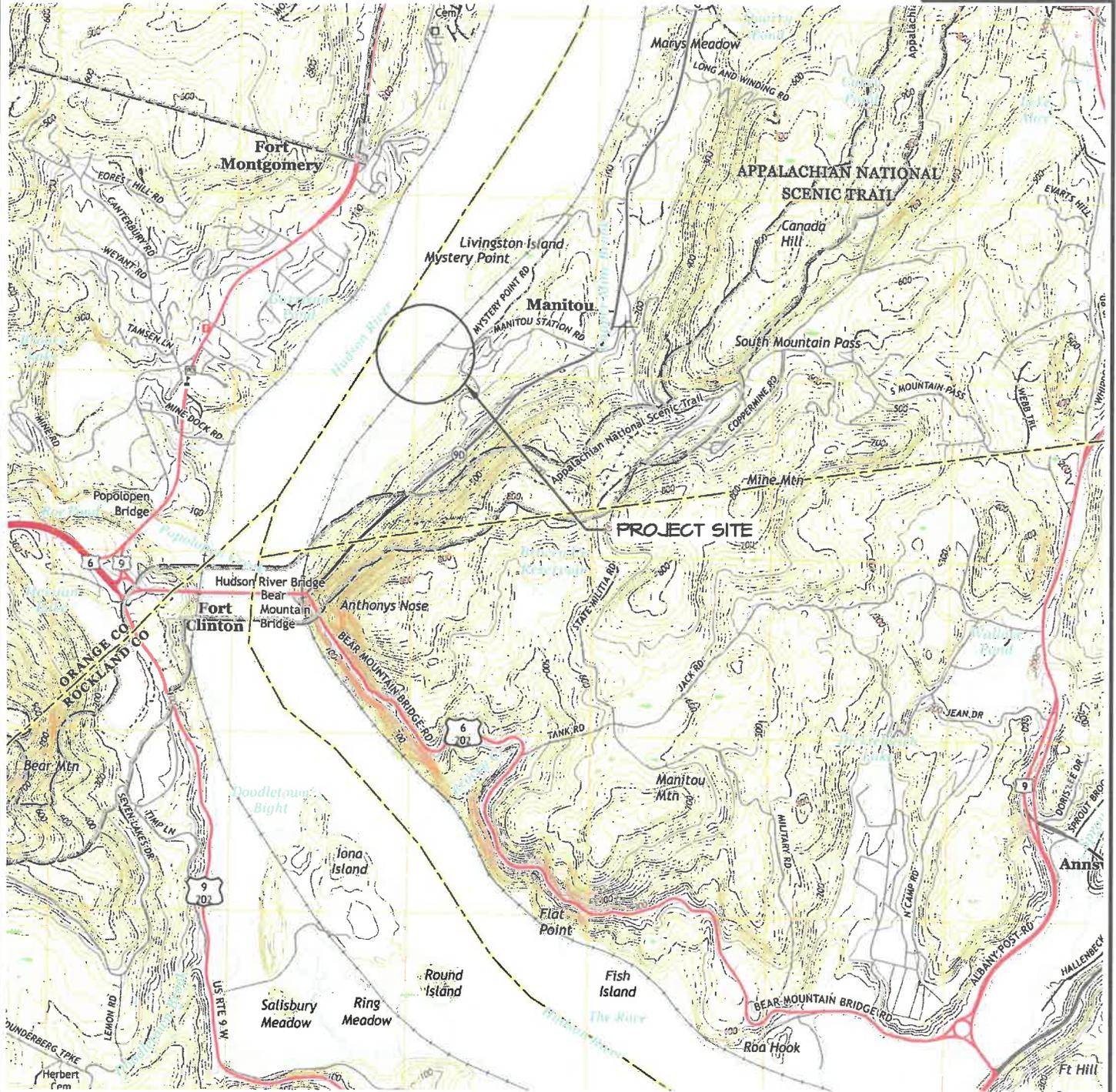
DATUM	NAVD 88 (FT)	NGVD 29 (FT)	MLW (FT)
SPRING HIGH TIDE LINE (SHT)	+2.86	+3.96	+4.53
MEAN HIGHER HIGH WATER (MHHW)	+2.0	+3.1	+3.45
MEAN HIGH WATER (MHW)(MHT)	+1.7	+2.8	+3.32
NAVD 88	0.0	+1.1	+1.45
NGVD 29	-1.10	0.0	+0.35
MEAN LOW WATER (MLW)(MLT)	-1.45	-0.35	0.0

 <p style="font-size: small;">611 Access Road Stratford, CT 06615 Tel: 203-377-0663 racecoastal.com</p>	Prepared For: DANA & KEVIN REYMOND 4 HUDSON RIVER LANE GARRISON, NY 10524	SEAL: 	Date: 9-30-2019	Rev.: 5	
	Project: PROPOSED WATERFRONT IMPROVEMENTS 2,4,6 HUDSON RIVER LANE GARRISON, NY 10524	Drawn By: SLB	Checked By: CGE	Datum: NAVD88	Scale: N/A
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0 12000 24000



1"=24000'



VICINITY MAP

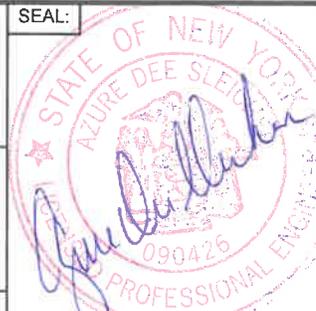


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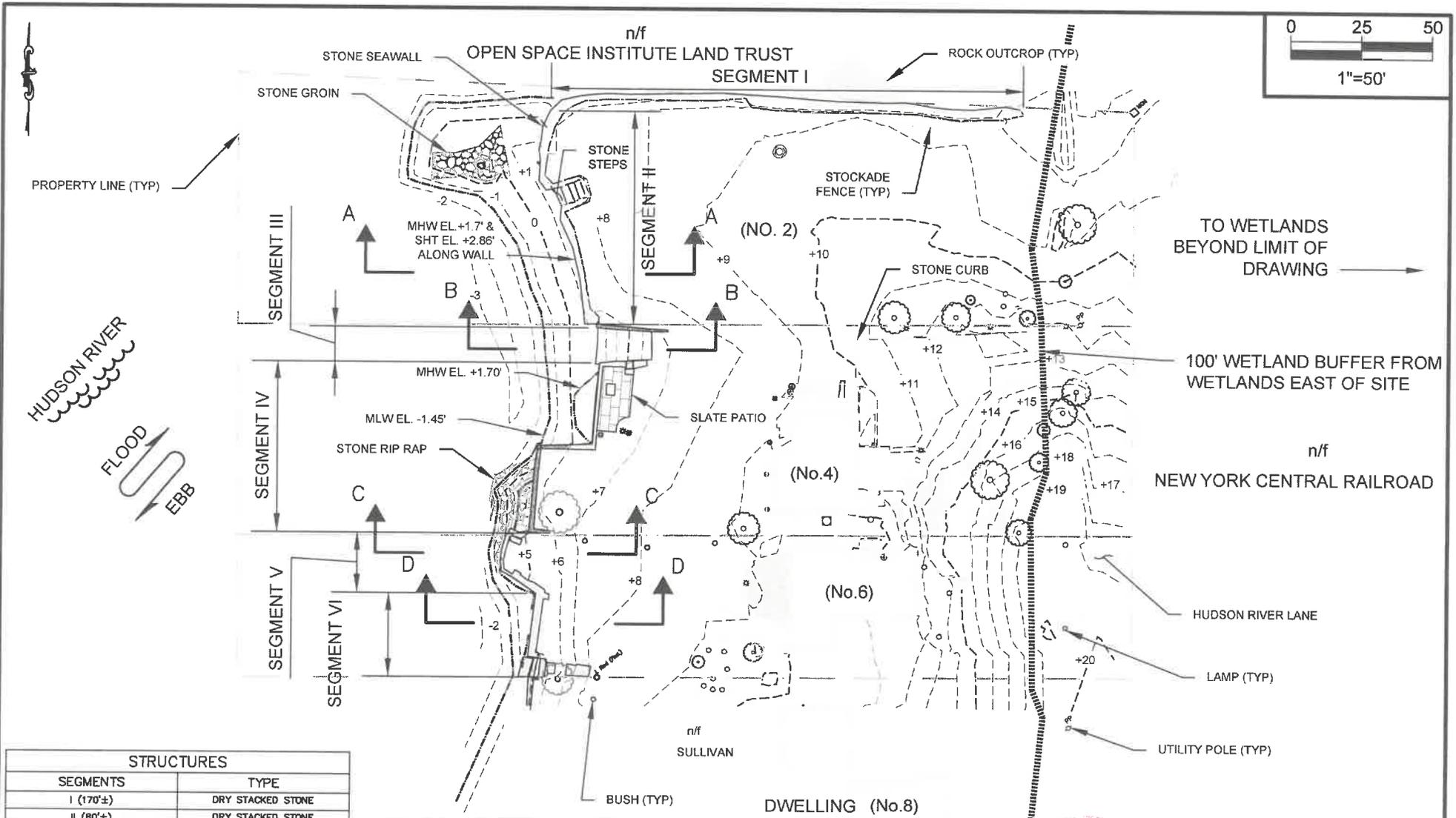


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STRUCTURES	
SEGMENTS	TYPE
I (170'±)	DRY STACKED STONE
II (80'±)	DRY STACKED STONE
III (15'±)	CONCRETE RAMP
IV (85'±)	CONCRETE WALL & REVETMENT
V (20'±)	CONCRETE WALL
VI (30'±)	CONCRETE WALL

EXISTING SITE PLAN

NOTE(S):

- MEAN HIGHER HIGH WATER (MHHW) EL. +2.0 RUNS ALONG THE SEAWALLS

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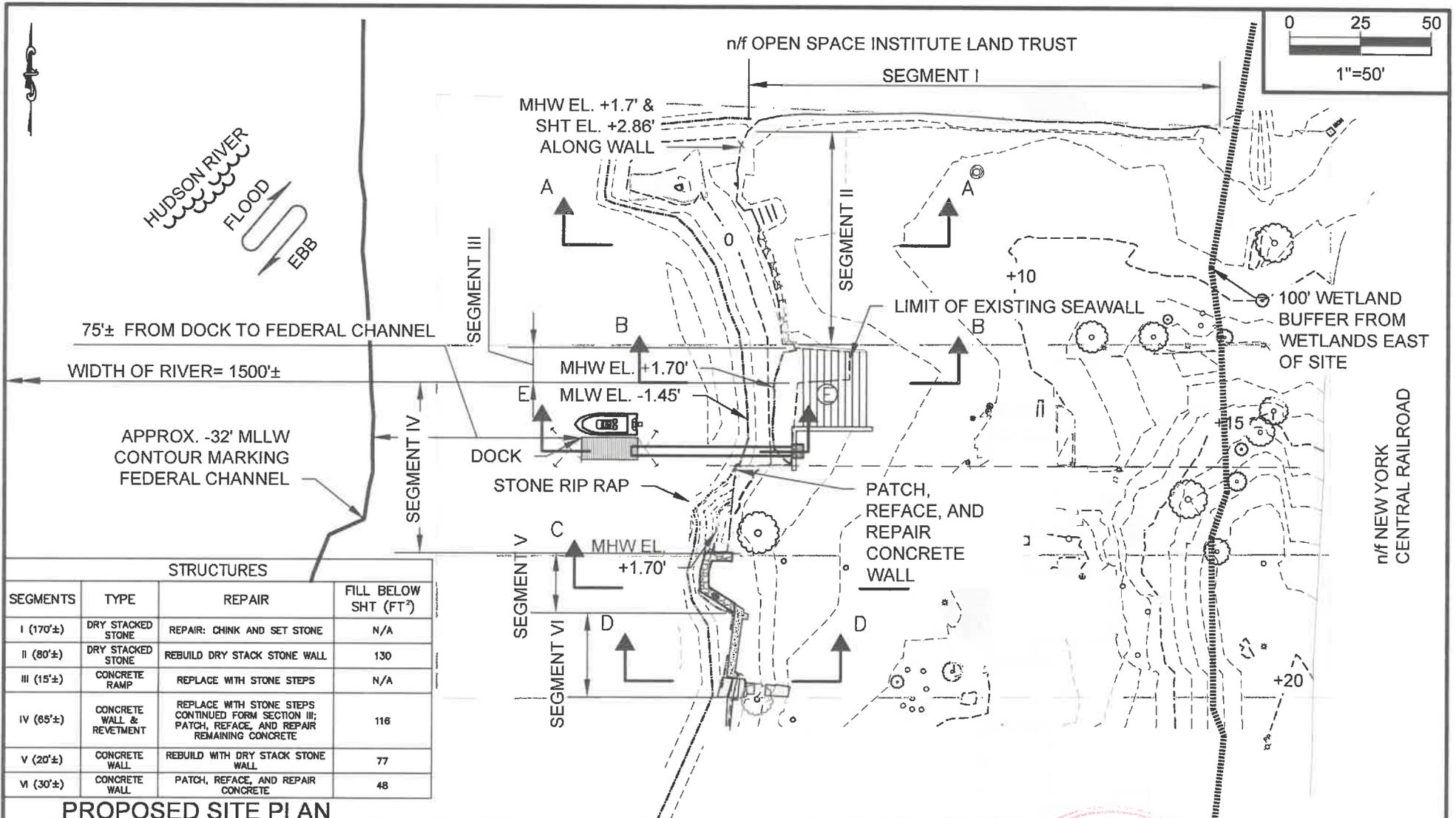
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AZURE DEE SLEIGHT
REGISTERED PROFESSIONAL ENGINEER
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STRUCTURES			
SEGMENTS	TYPE	REPAIR	FILL BELOW SHT (FT ²)
I (170'±)	DRY STACKED STONE	REPAIR: CHINK AND SET STONE	N/A
II (80'±)	DRY STACKED STONE	REBUILD DRY STACK STONE WALL	130
III (15'±)	CONCRETE RAMP	REPLACE WITH STONE STEPS	N/A
IV (85'±)	CONCRETE WALL & REVETMENT	REPLACE WITH STONE STEPS CONTINUED FORM SECTION III; PATCH, REFACE, AND REPAIR REMAINING CONCRETE	116
V (20'±)	CONCRETE WALL	REBUILD WITH DRY STACK STONE WALL	77
VI (30'±)	CONCRETE WALL	PATCH, REFACE, AND REPAIR CONCRETE	48

PROPOSED SITE PLAN

NOTE(S):

1. MEAN HIGHER HIGH WATER (MHHW) EL. +2.0 RUNS ALONG THE SEAWALLS
2. WIDTH OF CHANNEL AT MILE 47 IS APPROX. 1500'
3. RIVER BATHYMETRY FROM NOAA SURVEY H13022 DATED 08-09-2017
4. FILL BELOW SHT FOR EXCAVATION AND BACKFILL.



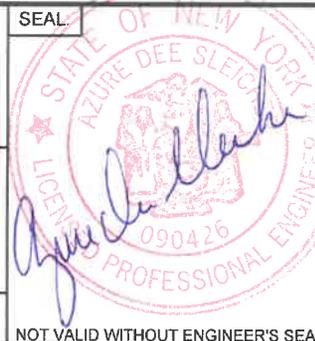
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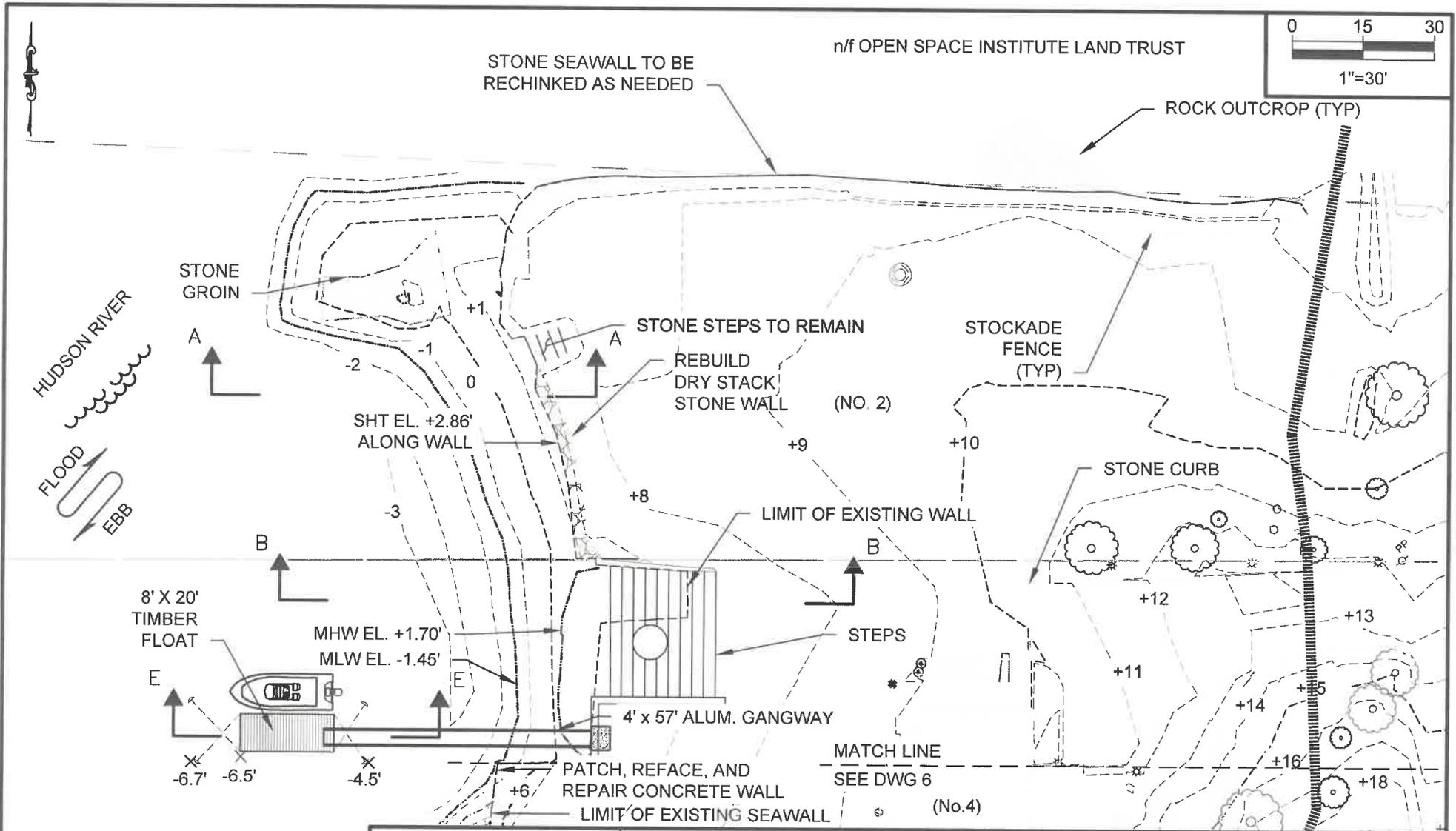
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PARTIAL SITE PLAN 1

NOTE(S):

1. MEAN HIGHER HIGH WATER (MHHW) EL. +2.0 RUNS ALONG THE SEAWALLS
2. WIDTH OF CHANNEL AT MILE 47 IS APPROX. 1500'



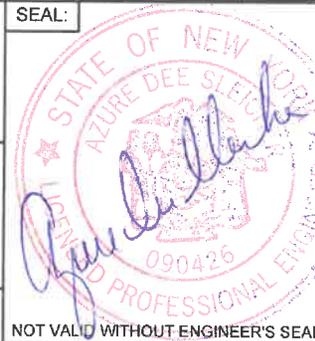
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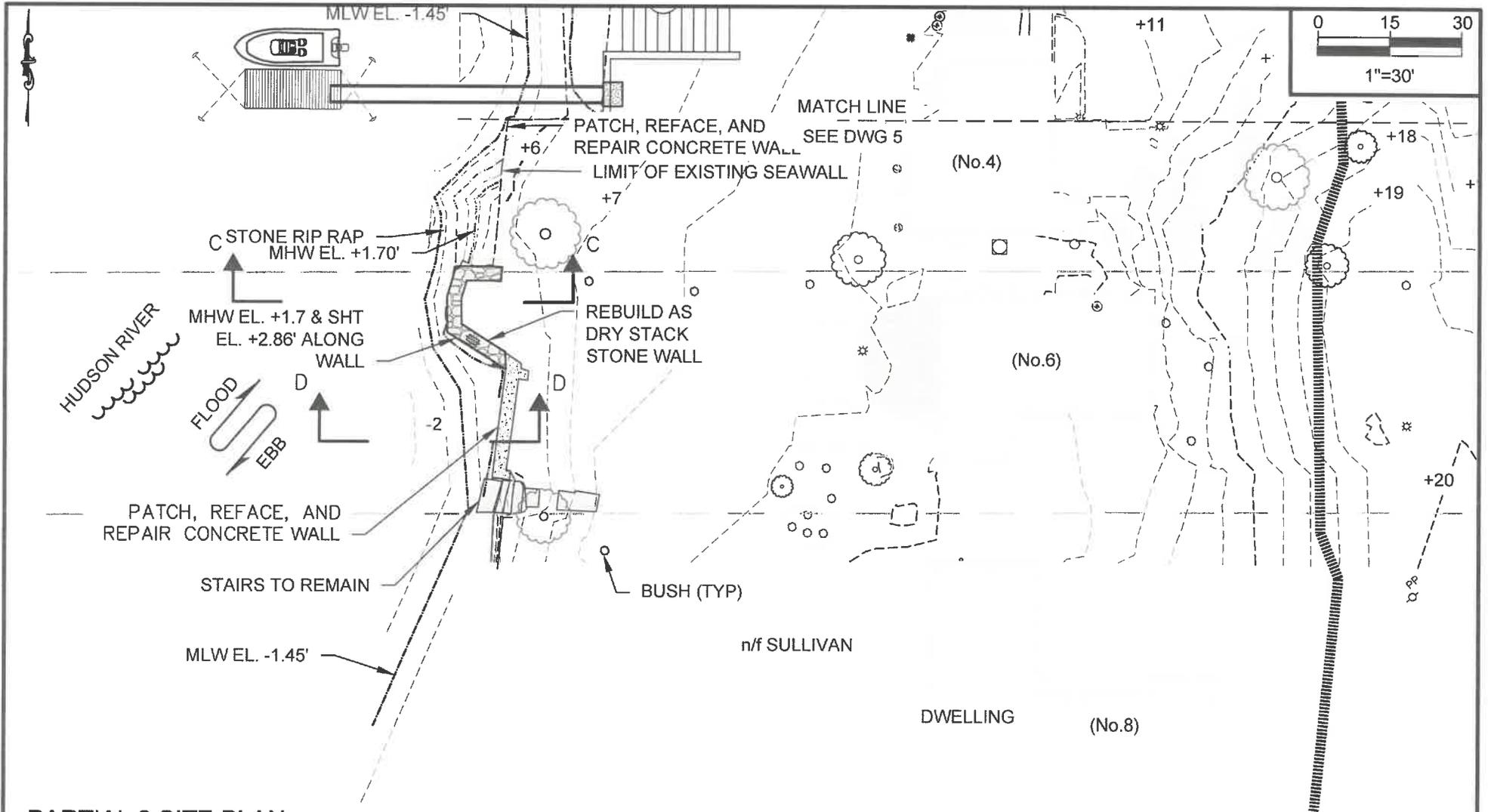
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PARTIAL 2 SITE PLAN

NOTE(S):

1. MEAN HIGHER HIGH WATER (MHHW) EL. +2.0 RUNS ALONG THE SEAWALLS
2. WIDTH OF CHANNEL AT MILE 47 IS APPROX. 1500'



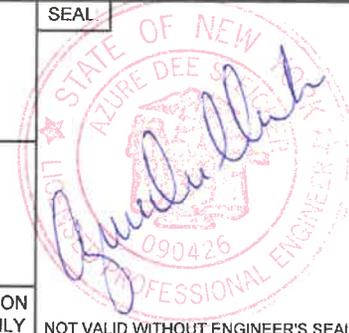
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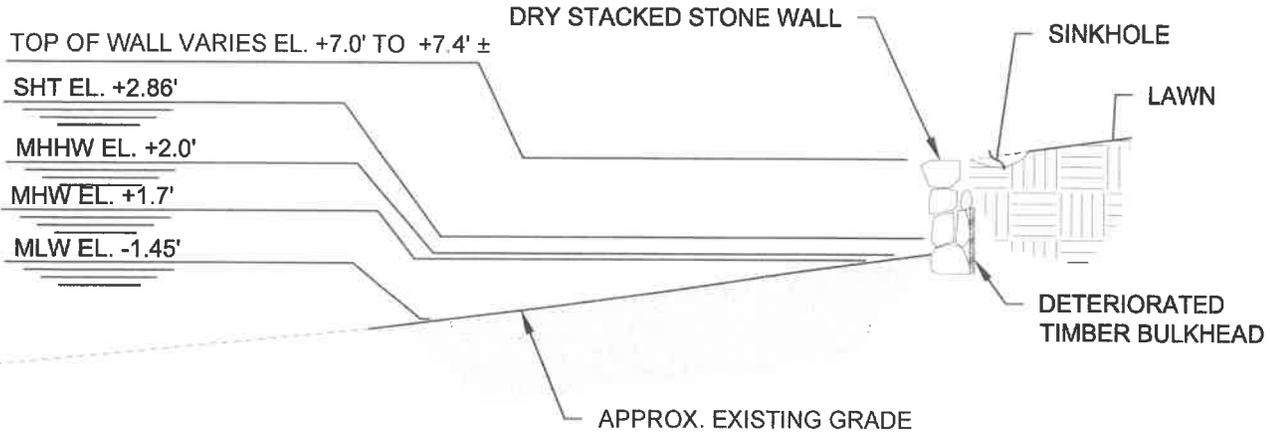
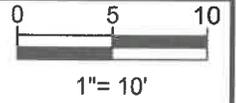
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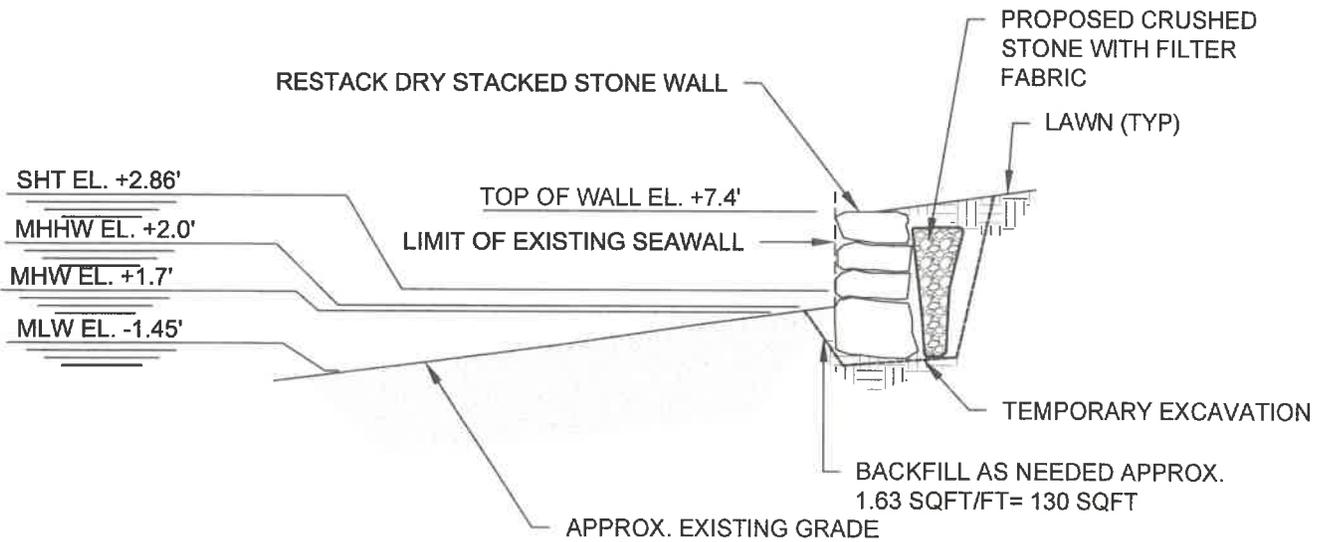
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EXISTING SECTION A-A



PROPOSED SECTION A-A

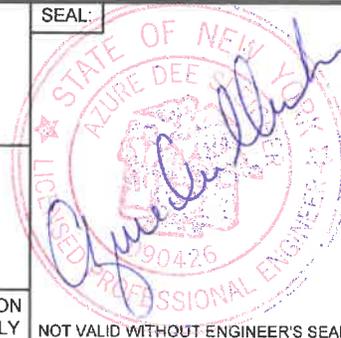


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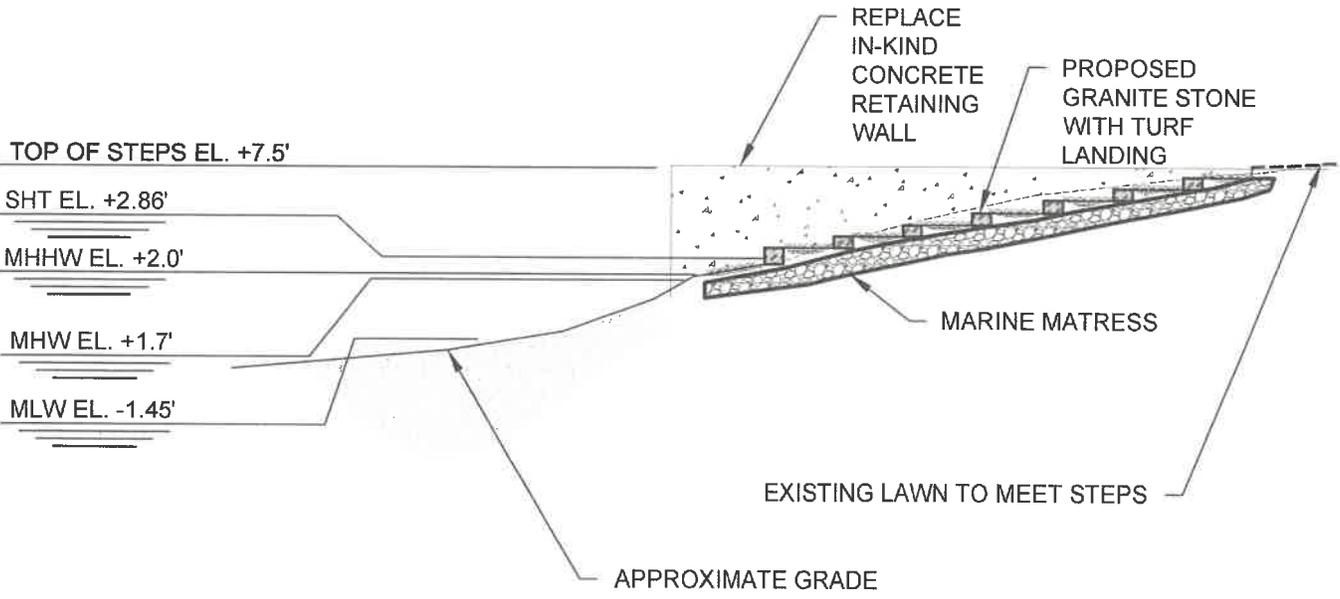
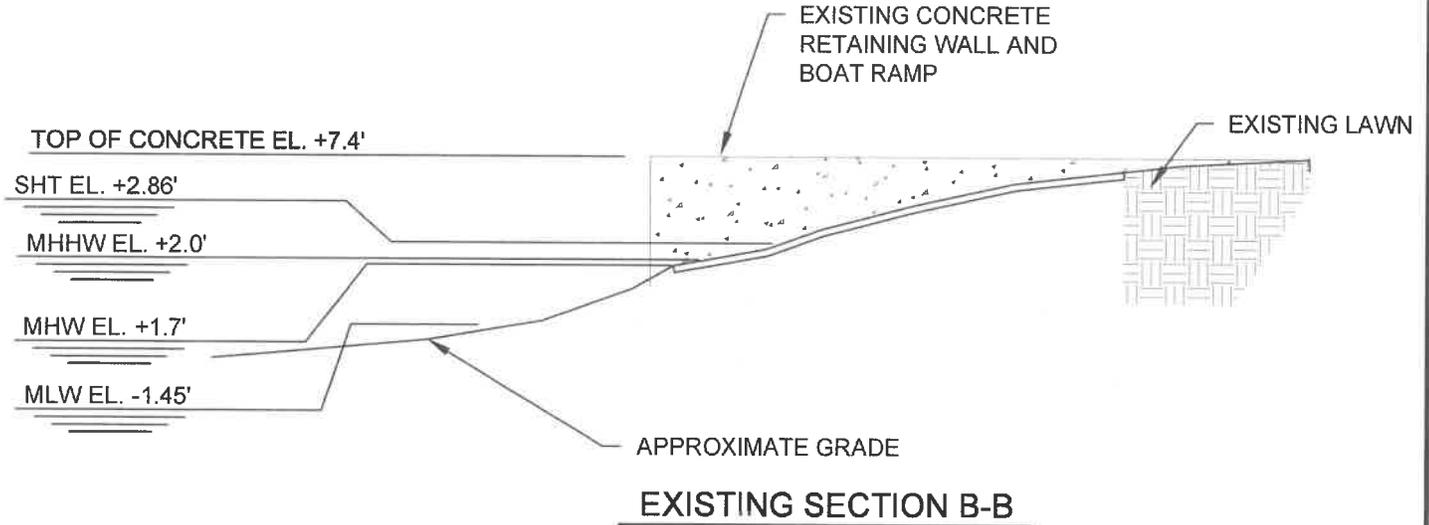
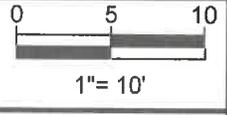
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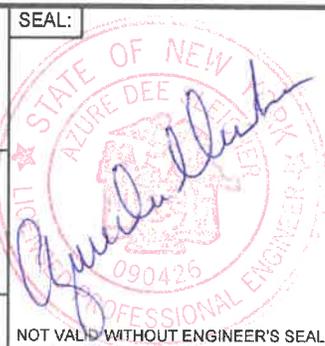


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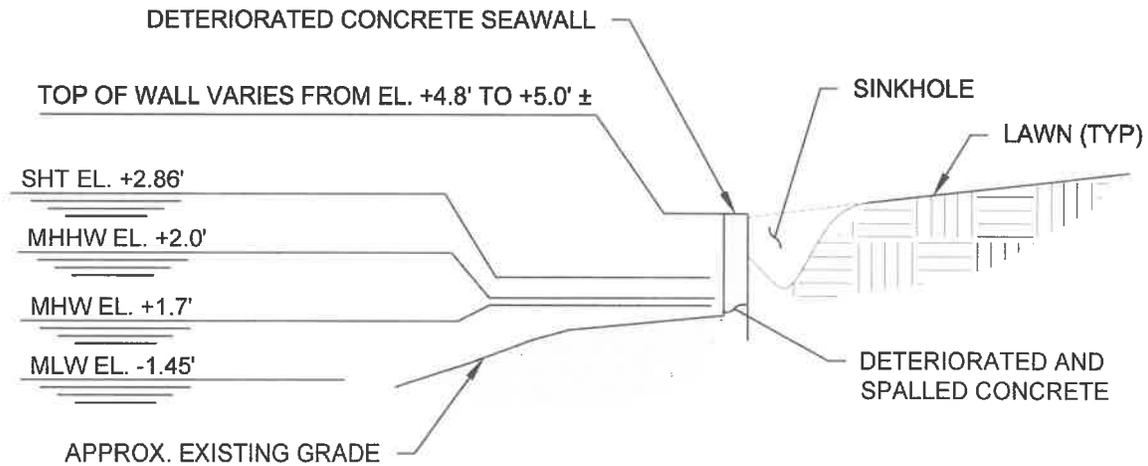
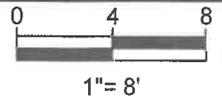


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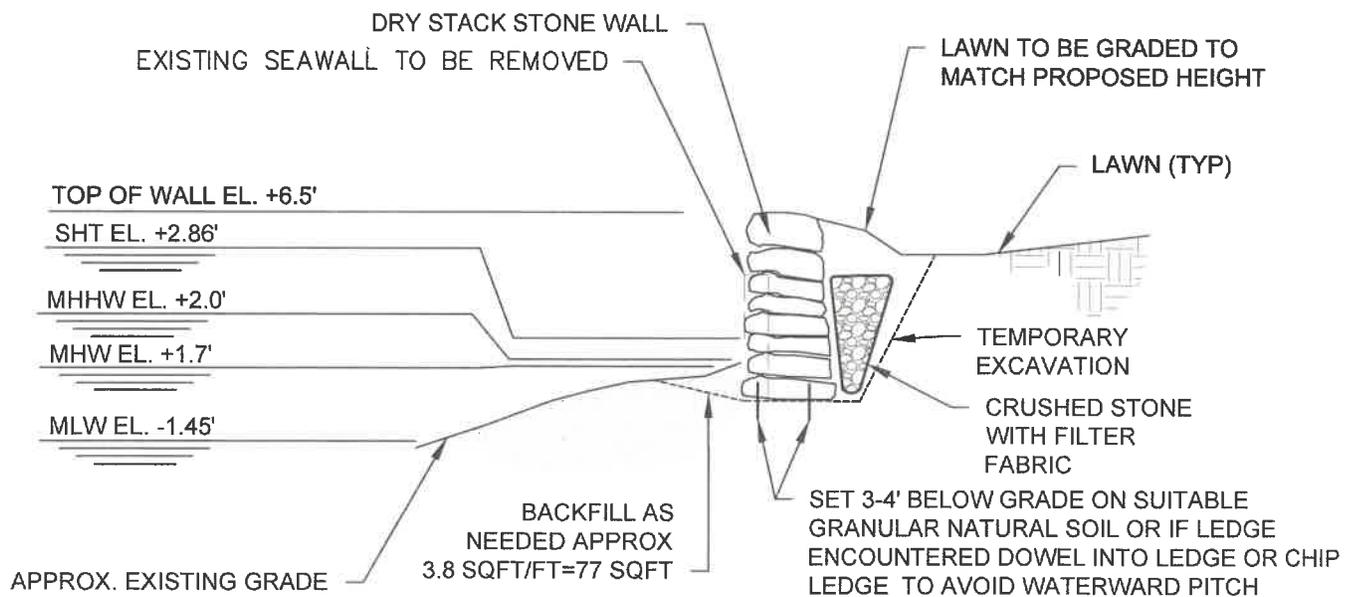
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EXISTING SECTION C-C



PROPOSED SECTION C-C



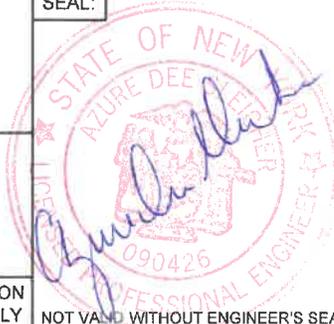
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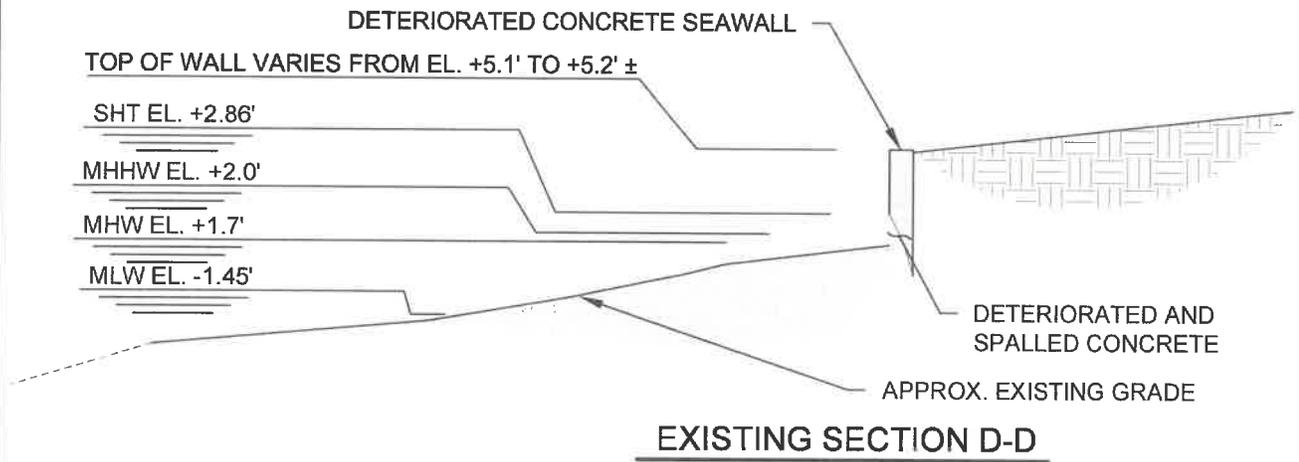
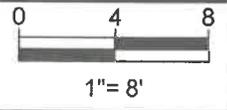
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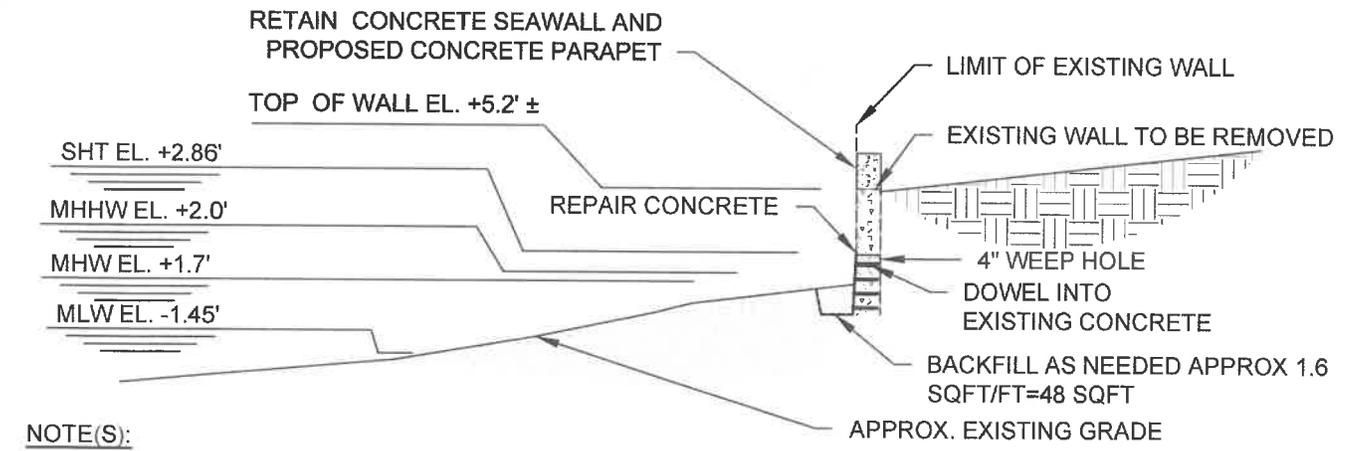
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EXISTING SECTION D-D



PROPOSED SECTION D-D

NOTE(S):

1. CONCRETE REPAIRS TO BE PROTECTED FROM WATER INTRUSION DURING TIDE CYCLE BY WATERTIGHT FORM.

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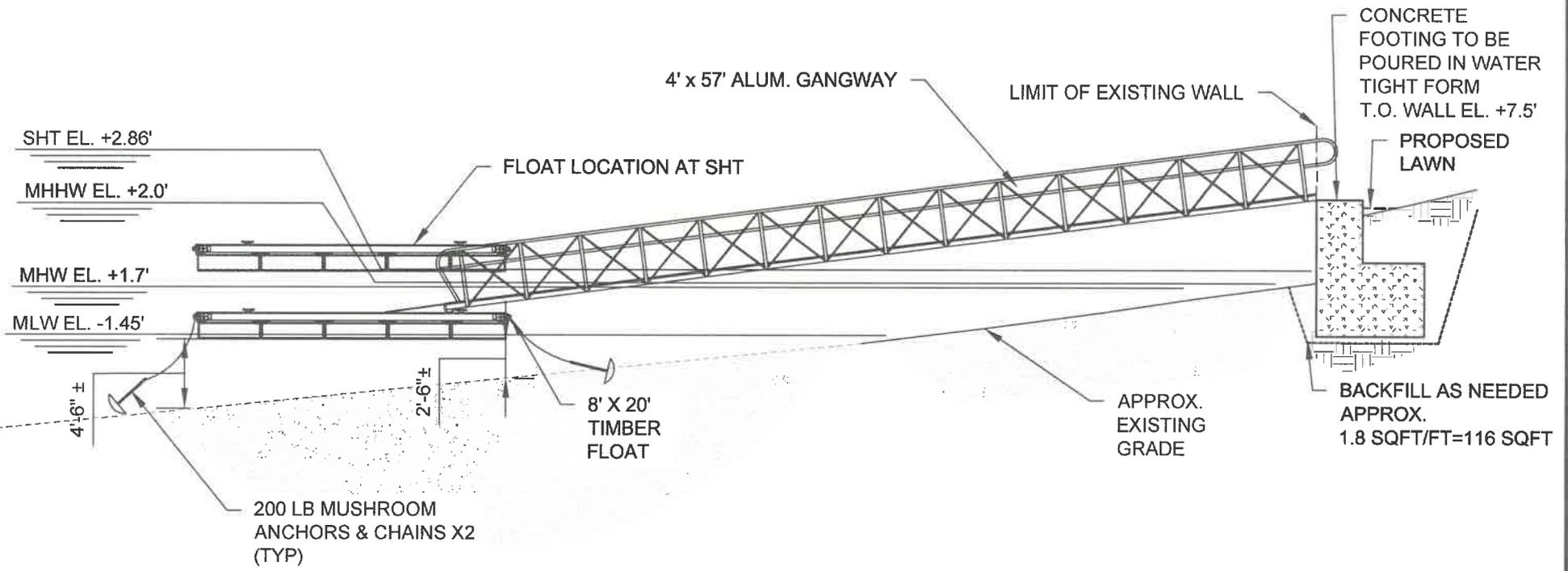
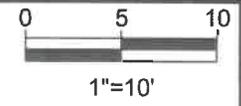
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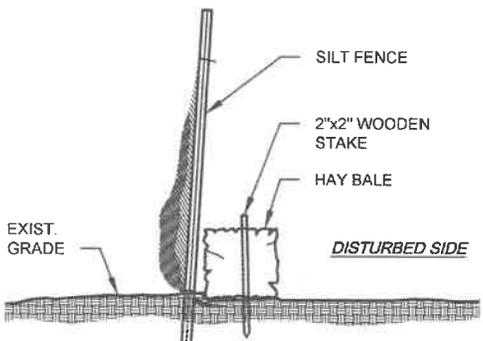


PROPOSED SECTION E-E

NOTE(S):

1. DISTANCE FROM DOCK TO NAVIGATION CHANNEL IS 75'± BASED ON NOAA RIVER SURVEY H13022 TO -32' MLLW
2. CONCRETE FOOTING TO BE PROTECTED FROM WATER INTRUSION DURING TIDE CYCLE BY WATERTIGHT FORM.

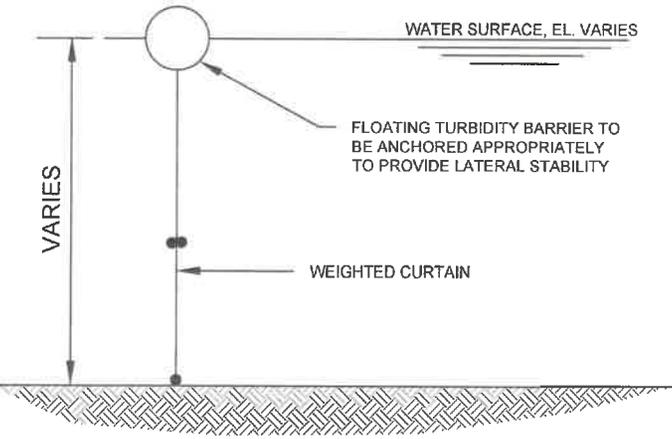
 611 Access Road Stratford, CT 06615 Tel: 203-377-0663 racecoastal.com	Prepared For: DANA & KEVIN REYMOND 4 HUDSON RIVER LANE GARRISON, NY 10524	SEAL: 	Date:	Rev.:
	Project: PROPOSED WATERFRONT IMPROVEMENTS 2,4,6 HUDSON RIVER LANE GARRISON, NY 10524		9-30-2019	5 8/27/2020
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			Datum: NAVD88	Scale: 1"=10'-0"
			Project No.: 2019019	Drawing No.: 11 of 13



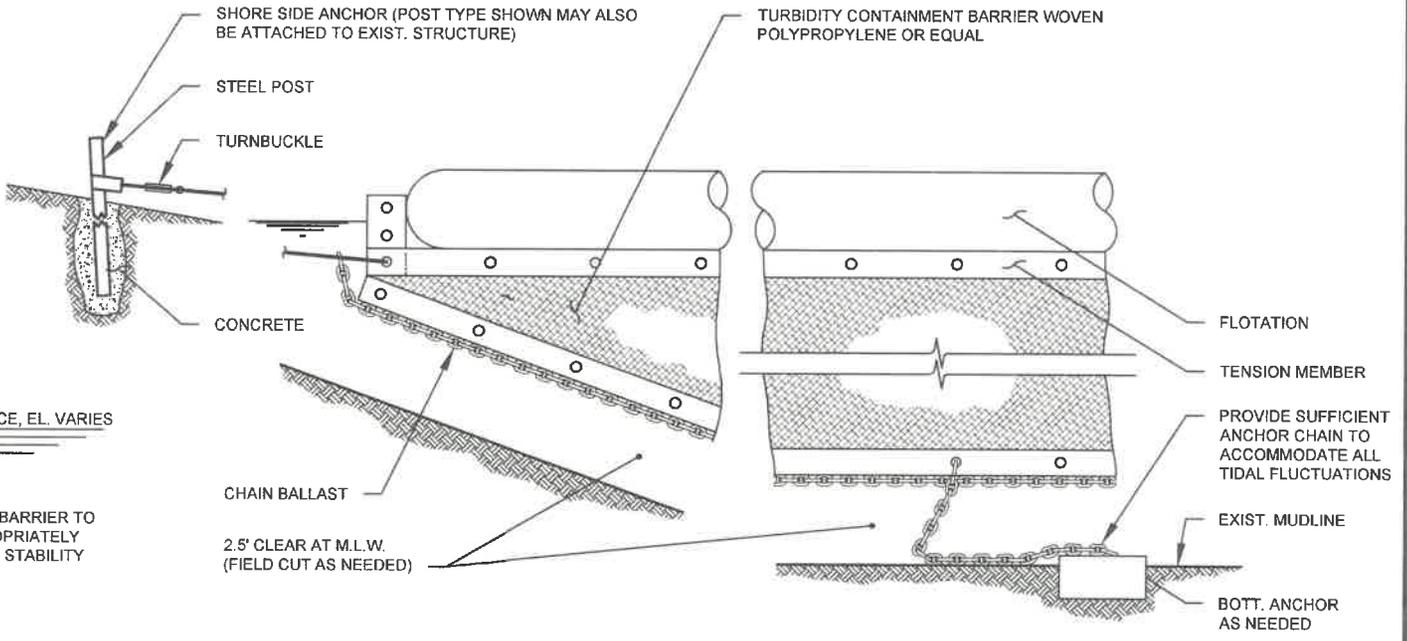
NOTES:

1. INSTALL SILT FENCE WITH HAY BALES ALONG ENTIRE LENGTH OF DISTURBED AREA.
2. MULCH AND SEED DISTURBED AREA.

SILT FENCE DETAIL



WEIGHTED TURBIDITY CURTAIN DETAIL



NOTE:

CURTAIN AND ANCHOR MUST RESIST EXPECTED WIND, WAVE AND CURRENT ENVIRONMENT AT SITE. CONTRACTOR TO SUBMIT WEIGHTED TURBIDITY CURTAIN SPECIFICATIONS FOR REVIEW.

WEIGHTED TURBIDITY CURTAIN DETAIL

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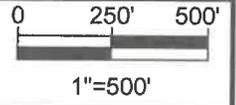
Project:
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SEAL

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9-30-2019	5
8/27/2020	
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Datum:	Scale:
NAVD88	None
Project No.:	Drawing No.:
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NOTE(S):

1. NAVIGATION CHANNEL AT EL. -32' MLLW BASED ON NOAA RIVER SURVEY H13022



VICINITY MAP TO NAVIGATION CHANNEL

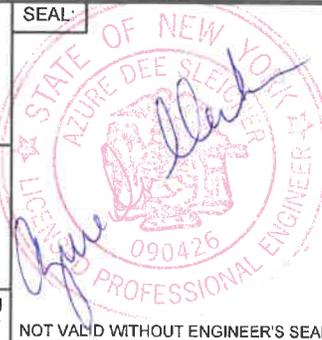


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