



# 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-2020-01340-WRY

Issue Date: March 26, 2021

Expiration Date: April 15, 2021

---

**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:** David Parks  
6 Voorhis Point  
South Nyack, New York 10960

**ACTIVITY:** Remove debris and install a new fixed pier and associated floating docks

**WATERWAY:** Hudson River (Hudson River Watershed)

**LOCATION:** Town of Orangetown, Rockland 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 E-MAILED TO THIS OFFICE BEFORE THE EXPIRATION DATE OF THIS NOTICE,** otherwise, it will be presumed that there are no objections to the activity.

The email inbox for written comments is: alexandra.ryan@usace.army.mil.

**CENAN-OP-RW**  
**PUBLIC NOTICE NO. NAN-2020-01340-WRY**

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 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 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 Consistency Coordinator, New York State Department of State, Division of Coastal Resources and

**CENAN-OP-RW**  
**PUBLIC NOTICE NO. NAN-2020-01340-WRY**

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 – Excavation and Fill in Navigable Waters
- New York State Department of Environmental Conservation – Docks, Moorings, or Platforms
- New York State Department of Environmental Conservation – Tidal Wetlands

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 [alexandra.ryan@usace.army.mil](mailto:alexandra.ryan@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, David Parks, has requested Department of the Army authorization for the removal of pier debris and the installation of new fixed pier, gangway, and floating docks in the Hudson River, in the Town of Orangetown, Rockland County, New York.

The work would involve the removal of approximately 110 cubic yards of cribbing stone and historic pier debris from a 1,656 square foot (0.04 acre) area. Additionally, the construction of a 120-foot (ft) long by 6.7-ft wide fixed timber pier, supported by 30 12-inch (in) diameter timber piles. The easternmost terminus of the new fixed pier would have a 10-foot wide "L" section extending to 12-feet to the north. The pier would connect to the shoreline at the existing seawall and bottom of the pier deck materials would be 4.74 ft above the plane of mean high water. Two aluminum jet ski lifts would be installed on either side of the "L" shaped section. A 30-ft long by four (4)-ft wide gangway would connect the eastern terminus of the fixed pier to a new 40-ft long by eight (8)-ft wide floating dock secured with four (4) 16-in diameter steel pipe piles with internal collars to allow berthing of a motorized recreational vessel. Two (2) 16-in diameter steel pipe piles would be installed approximately 12-ft seaward of the outer face of the floating docks to provide additional vessel security. Three (3) 12-ft long by four (4)-ft wide seasonal kayak launch floats would be installed on the southern side of the gangway along the inboard side of the floating dock. These seasonal floats would be in place from approximately May to early October of each year. Prefabricated aluminum modular marine stairway would be secured to the existing seawall south of the new pier. All piles would be installed using a vibratory hammer via barge-mounted equipment as the substrate allows. The entire structure would extend approximately 140-ft into the Hudson River from the plane of Mean Low Water.

The stated purpose of this project is to provide safe access to the waterway for water-dependent recreational activities.

# 6 VOORHIS POINT WATERFRONT ACCESS

PREPARED BY:



6 VOORHIS POINT  
NYACK, NEW YORK 10960

PREPARED FOR:

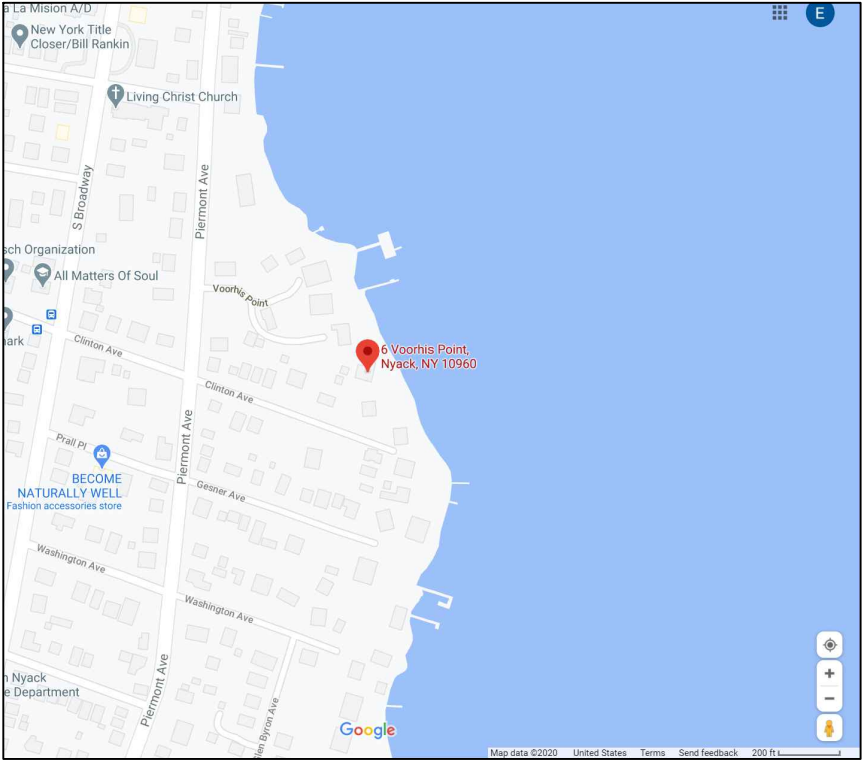
DAVID & IDA PARKS  
6 VOORHIS POINT  
NYACK, NY 10960

DECEMBER 2020

DRAWING LIST

- G-001 COVER SHEET
- V-100 HYDROGRAPHIC SURVEY
- DM-100 DEMOLITION PLAN
- C-100 SITE PLAN
- C-101 FACILITY PERIMETER AND DOCK PLAN
- C-300 PIER & DOCK SECTIONS
- C-301 PIER AND SEAWALL SECTION
- C-500 DETAILS
- C-501 DETAILS II

00	12/22/2020	ISSUED FOR PERMIT APPLICATION
REV	DATE	ISSUE



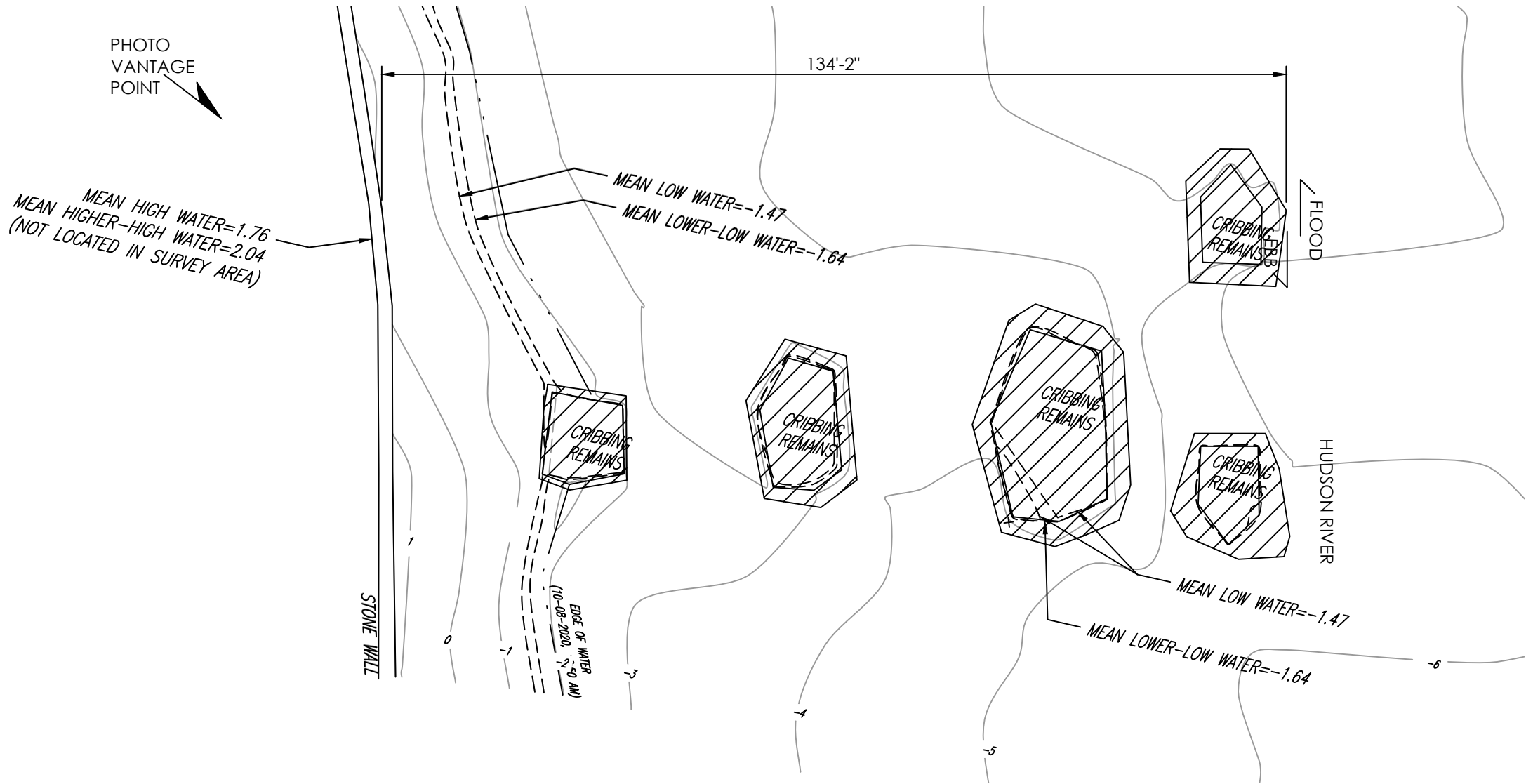
VICINITY MAP (NTS)



LOCATION MAP (NTS)

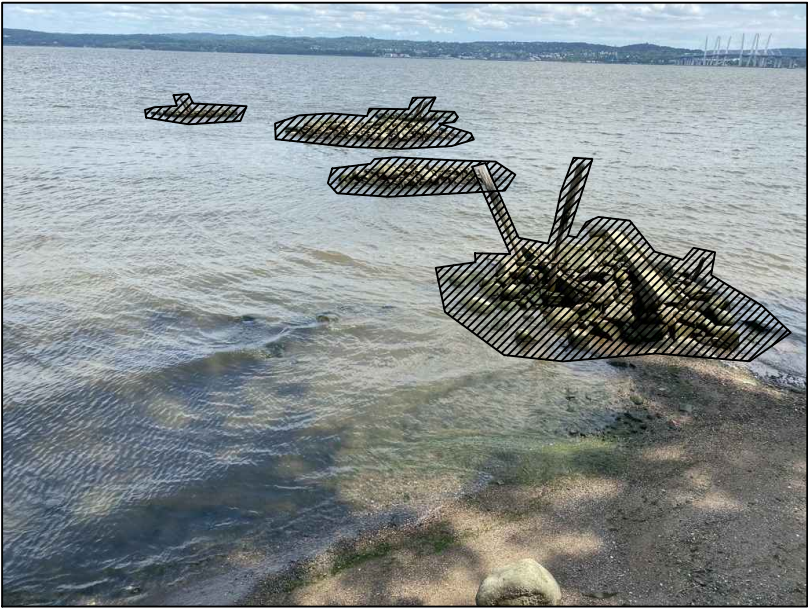
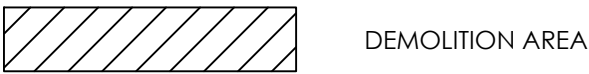
## SCHEMATIC DESIGN FOR PERMIT APPLICATION



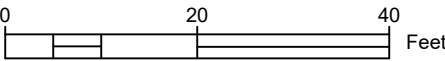


DEMOLITION PLAN

- NOTES:
1. ELEVATIONS ARE REFERENCED TO THE NORTH AMERICAN VERTICAL DATUM OF 1988 (NAVD88)
  2. EXISTING BATHYMETRIC INFORMATION SHOWN IS BASED ON FIELD SURVEY PERFORMED BY CONTROL POINT ASSOCIATES, INC. ON 10/22/2020.
  3. TOTAL AREA OF CRIBBING DEBRIS FOR REMOVAL = 1656 SF
  4. TOTAL VOLUME OF DEBRIS TO BE REMOVED = 110 CY



VIEW FROM SHORE



CLIENT  
**DAVID AND IDA PARKS**  
6 VOORHIS POINT  
NYACK, NEW YORK 10960

PRIME CONSULTANT  
**INDIGO RIVER**  
1 VAN HOUTEN STREET  
NYACK, NY 10960  
+1.914.361.5248

REV	DATE	ISSUE
00	DEC 22 2020	PERMIT APPLICATION



DEMOLITION PLAN

DATE <b>DEC 22, 2020</b>	DRAWN BY <b>EGB</b>	CHECKED BY <b>SET</b>
FORMAT <b>ANSI B</b>	SCALE <b>1" = 20'</b>	
SHEET NO.	<b>DM-100</b>	
	3 OF 9	

DAVID AND IDA PARKS  
6 VOORHIS POINT  
NYACK, NEW YORK 10960

CLIENT

DAVID AND IDA PARKS  
6 VOORHIS POINT  
NYACK, NEW YORK 10960

PRIME CONSULTANT

**IR** **INDIGO RIVER**  
1 VAN HOUTEN STREET  
NYACK, NY 10960  
+1.914.361.5248

00 DEC 22 2020 PERMIT APPLICATION  
REV DATE ISSUE

SEAL

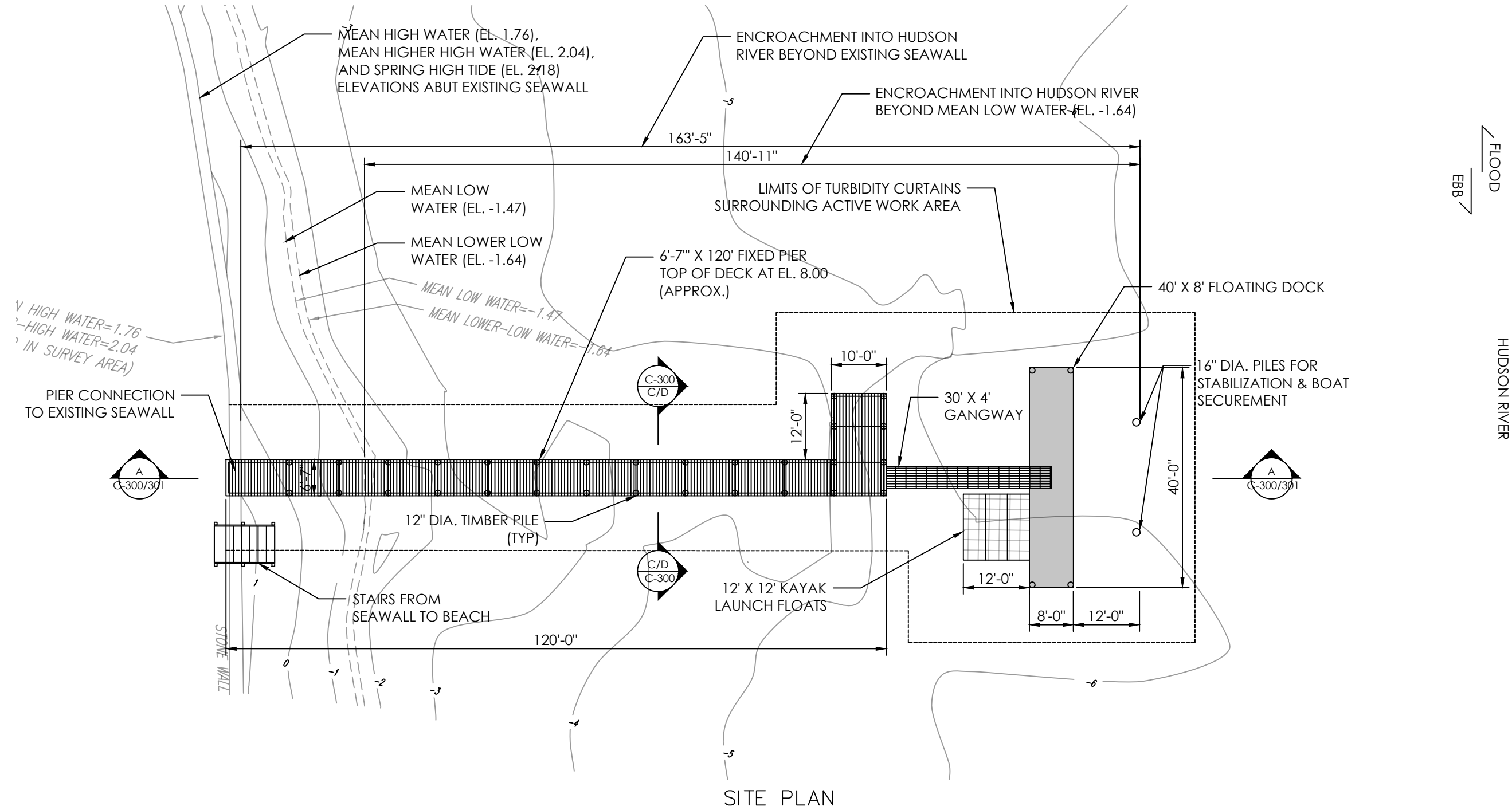
NOT FOR CONSTRUCTION

SHEET NAME

SITE PLAN

DATE: DEC 22, 2020 DRAWN BY: EGB CHECKED BY: SET  
FORMAT: ANSI B SCALE: 1" = 20'  
SHEET NO. 4 OF 9

C-100



SITE PLAN

- NOTES:
- ELEVATIONS ARE REFERENCED TO THE NORTH AMERICAN VERTICAL DATUM OF 1988 (NAVD88)
  - EXISTING BATHYMETRIC INFORMATION SHOWN IS BASED ON FIELD SURVEY PERFORMED BY CONTROL POINT ASSOCIATES, INC. ON 10/22/2020.
  - DRAWING IS INTENDED FOR USE IN REGULATORY APPROVALS ONLY.
  - TOTAL AREA OF COVERAGE OVER SHT AND MHW = 1520 SF
    - PIER = 912 SF
    - FLOATING DOCK = 320 SF
    - GANGWAY = 104 SF
    - STAIRWAY = 40 SF
    - SEASONAL FLOATS = 144 SF
  - TOTAL VOLUME OF FILL BELOW SHT AND MHW = 9 CY
    - 30, 12" DIA. TIMBER PILES FOR PIER = 5.5 CY
    - 4, 16" DIA. STEEL PIPE PILES FOR DOCK = 2 CY
    - 2, 16" DIA. STEEL PIPE GUIDE PILES = 1 CY

CUT AND FILL		
Description	Coverage Over MHW and SHT (SF)	Fill below MHW and SHT (CY)
Fixed Pier	912	5.5
Floating Dock	320	3
Gangway	104	0
Seasonal Floats	144	0
Stairs	40	<1
Stone Filled Timber Cribbing [To Be Removed]	-1656	-110
TOTAL	-136 (Net Reduction)	-100 Net Cut



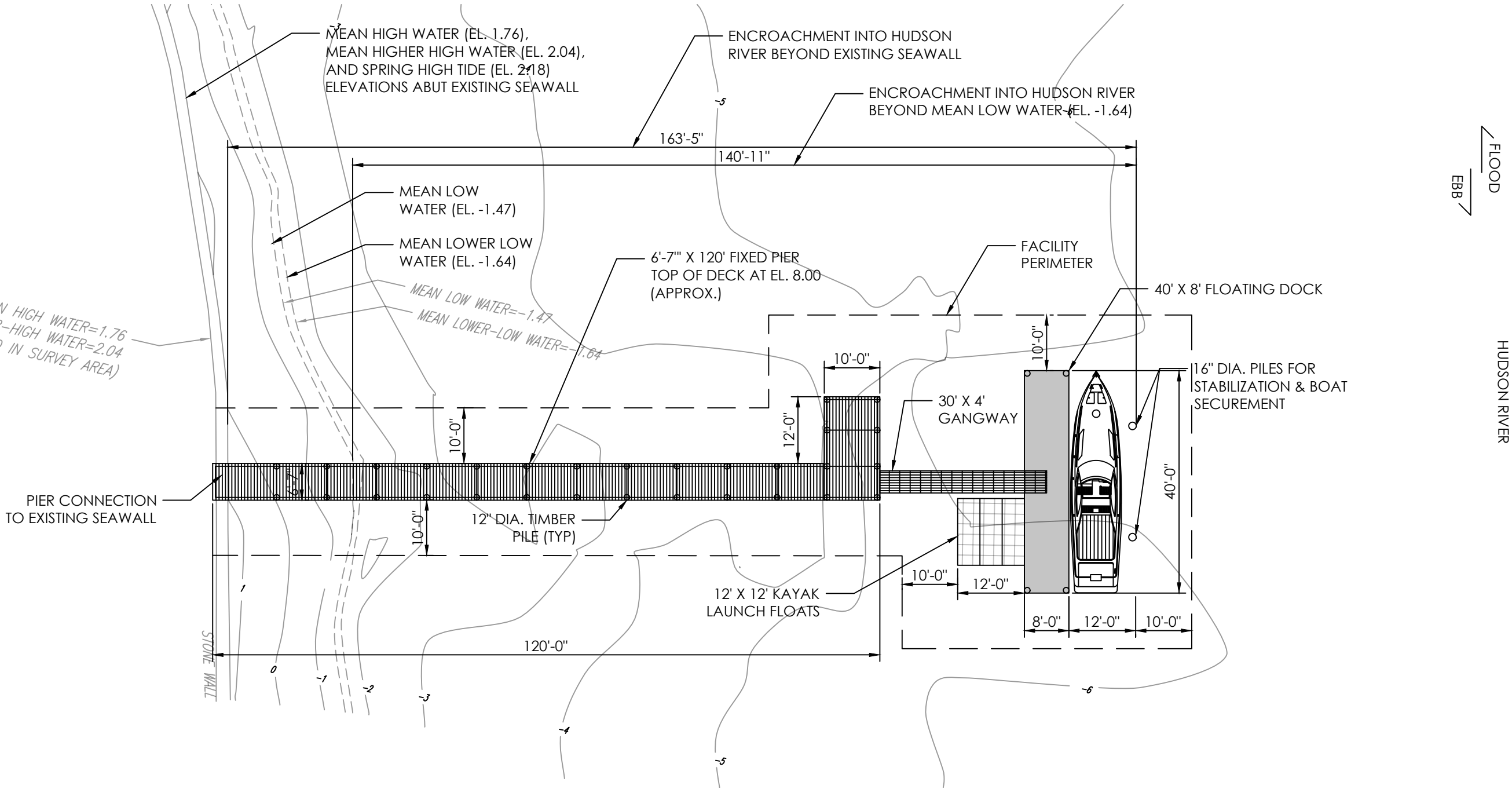
DAVID AND IDA PARKS  
6 VOORHIS POINT  
NYACK, NEW YORK 10960

CLIENT

DAVID AND IDA PARKS  
6 VOORHIS POINT  
NYACK, NEW YORK 10960

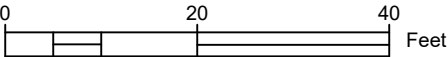
PRIME CONSULTANT

**INDIGO RIVER**  
1 VAN HOUTEN STREET  
NYACK, NY 10960  
+1.914.361.5248



FACILITY PERIMETER AND DOCK PLAN

- NOTES:
1. ELEVATIONS ARE REFERENCED TO THE NORTH AMERICAN VERTICAL DATUM OF 1988 (NAVD88)
  2. EXISTING BATHYMETRIC INFORMATION SHOWN IS BASED ON FIELD SURVEY PERFORMED BY CONTROL POINT ASSOCIATES, INC. ON 10/22/2020.
  3. DRAWING IS INTENDED FOR USE IN REGULATORY APPROVALS ONLY.
  4. TOTAL AREA OF COVERAGE OVER SHT AND MHW = 1,520 SF
  5. TOTAL PERIMETER = 445 LF
  6. TOTAL AREA = 6,810 SF
  7. NUMBER OF VESSELS TO BE BERTHED = 1 MOTORIZED VESSEL, UP TO 2 JET SKIS, UP TO 3 KAYAKS

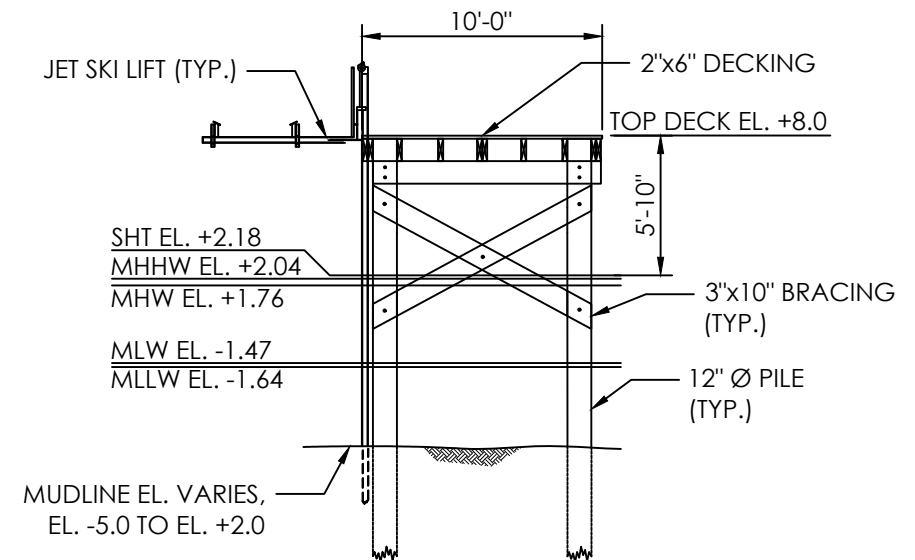


FACILITY PERIMETER  
AND DOCK PLAN

DATE	DRAWN BY	CHECKED BY
DEC 22, 2020	EGB	SET
FORMAT	SCALE	
ANSI B	1" = 20'	
SHEET NO.		

C-101






 FIXED PIER SECTION W/ LIFT



**PRIME CONSULTANT**

---


**iR** **INDIGO RIVER**  
1 VAN HOUTEN STREET  
NYACK, NY 10960  
+1.914.361.5248

00	DEC 22 2020	PERMIT APPLICATION
REV	DATE	ISSUE

SEAL

NOT FOR CONSTRUCTION

## PIER AND DOCK SECTIONS

DATE <b>DEC 22, 2020</b>	DRAWN BY <b>EGB</b>	CHECKED BY <b>SET</b>
FORMAT <b>ANSI B</b>	SCALE <b>1/8" = 1'</b>	
SHEET NO. _____		

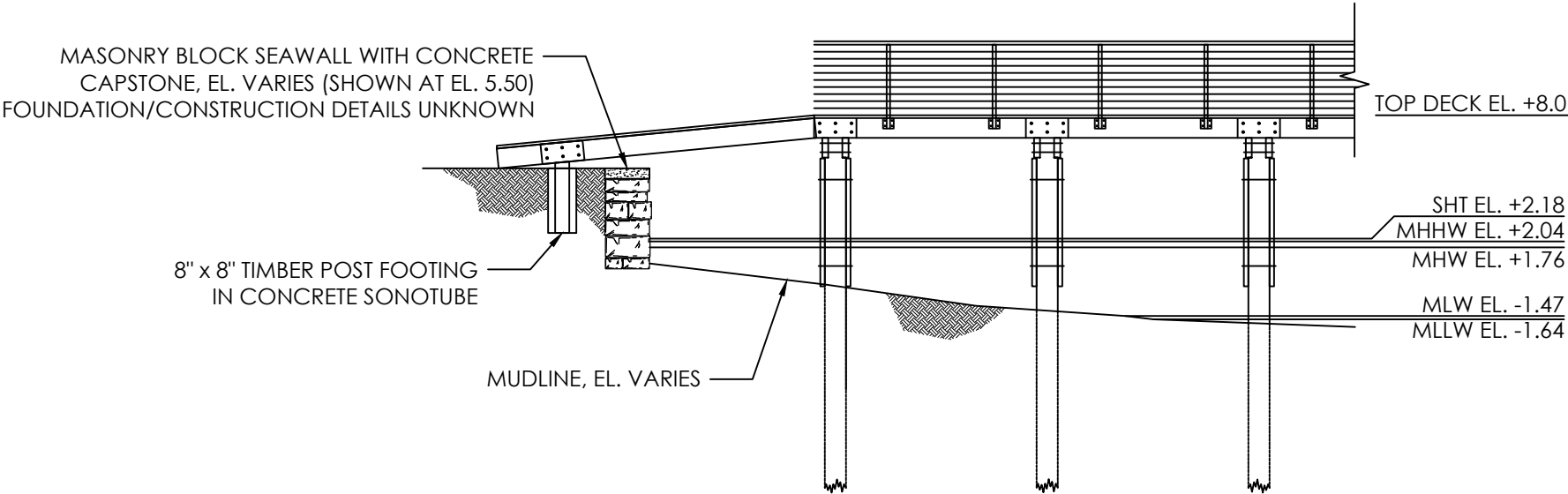
DAVID AND IDA PARKS  
6 VOORHIS POINT  
NYACK, NEW YORK 10960

CLIENT

DAVID AND IDA PARKS  
6 VOORHIS POINT  
NYACK, NEW YORK 10960

PRIME CONSULTANT

**INDIGORIVER**  
1 VAN HOUTEN STREET  
NYACK, NY 10960  
+1.914.361.5248



**A** FIXED PIER AND SEAWALL SECTION  
C-100

00	DEC 22 2020	PERMIT APPLICATION
REV	DATE	ISSUE

SEAL

NOT FOR CONSTRUCTION

SHEET NAME

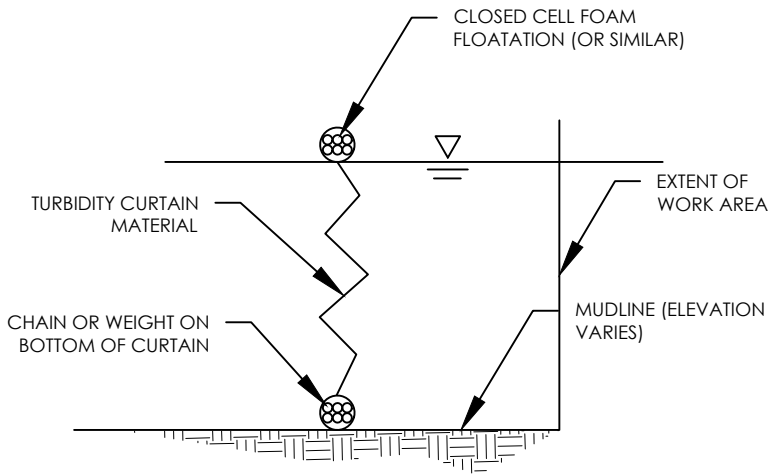
PIER AND SEAWALL  
SECTION

DATE	DRAWN BY	CHECKED BY
DEC 22, 2020	EGB	SET
FORMAT	SCALE	
ANSI B	1" = 100'	

SHEET NO.

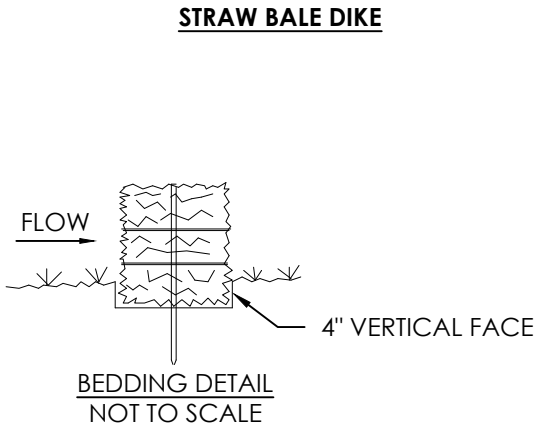
C-301

7  
OF  
9

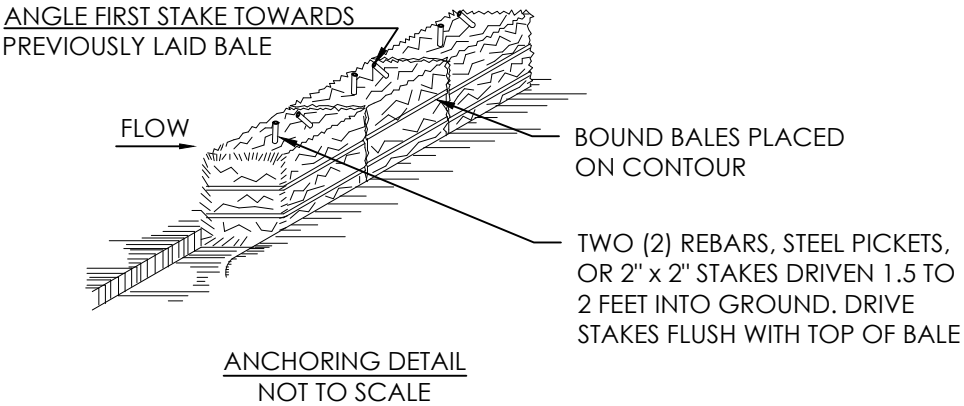


TURBIDITY CURTAIN DETAIL (NTS)

- NOTES:
- 1. THE WORKING AREA WILL BE SURROUNDED BY SEDIMENT BOOMS/TURBIDITY CURTAINS.
  - 2. ALL EROSION AND SEDIMENT CONTROL PRACTICES WILL BE CHECKED NO LESS THAN ONCE PER WEEK AND REPAIRS MADE.



DRAINAGE AREA NO MORE THAN 1/4 ACRE PER 100 FEET OF STRAW BALE DIKE FOR SLOPES LESS THAN 25%.



- 1. BALES SHALL BE PLACED AT THE TOE OF A SLOPE OR ON THE CONTOUR AND IN A ROW WITH ENDS TIGHTLY ABUTTING THE ADJACENT BALES.
- 2. EACH BALE SHALL BE EMBEDDED IN THE SOIL A MINIMUM OF FOUR (4) INCHES, AND BE PLACED SO THE BINDINGS ARE HORIZONTAL.
- 3. BALES SHALL BE SECURELY ANCHORED IN PLACE BY EITHER TOW STAKES OR REBARS DRIVEN THROUGH THE BALE. THE FIRST STAKE IIN EACH BALE SHALL BE DRIVEN TOWARD THE PREVIOUSLY LAID BALE AT AN ANGLE TO FORCE THE BALES TOGETHER. STAKES SHALL BE DRIVEN FLUSH WITH THE TOP OF THE BALE.
- 4. INSPECTION SHALL BE FREQUENT AND REPAIRS OR REPLACEMENTS SHALL BE MADE PROMPTLY, AS NEEDED.
- 5. BALES SHALL BE REMOVED WHEN THEY HAVE SERVED THEIR USEFULLNESS SO AS TO NOT BLOCK OR IMPEDE STORM FLOW OR DRAINAGE.

DAVID AND IDA PARKS  
6 VOORHIS POINT  
NYACK, NEW YORK 10960

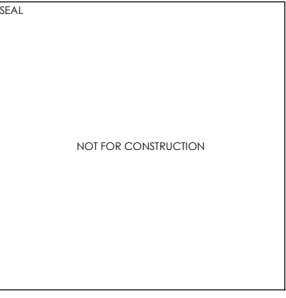
CLIENT

DAVID AND IDA PARKS  
6 VOORHIS POINT  
NYACK, NEW YORK 10960

PRIME CONSULTANT

**INDIGO RIVER**  
1 VAN HOUTEN STREET  
NYACK, NY 10960  
+1.914.361.5248

00	DEC 22 2020	PERMIT APPLICATION
REV	DATE	ISSUE



SHEET NAME

DETAILS

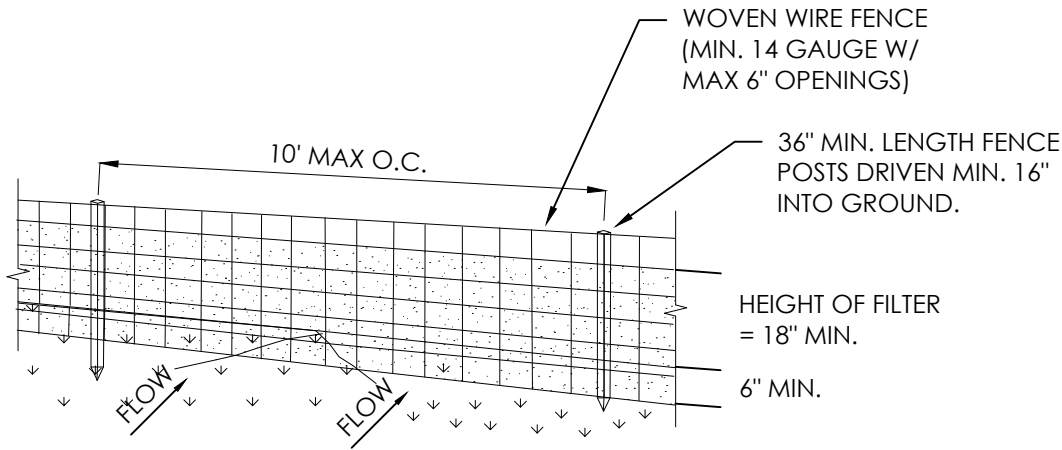
DATE	DRAWN BY	CHECKED BY
DEC 22, 2020	EGB	SET
FORMAT	SCALE	
ANSI B	NTS	

SHEET NO.

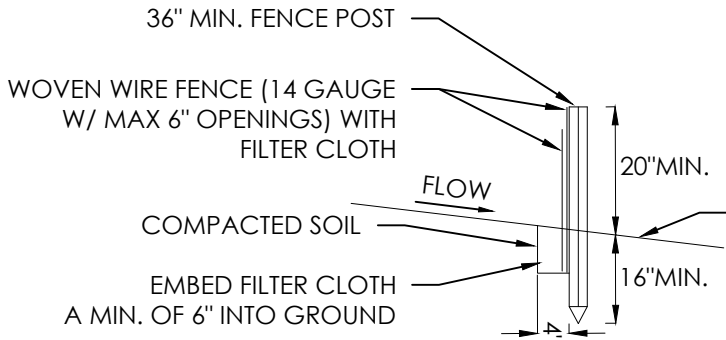
C-500

8  
OF  
9

REINFORCED SILT FENCE



PERSPECTIVE VIEW



SECTION VIEW

- WOVEN WIRE FENCE TO BE FASTENED SECURELY TO FENCE POSTS WITH WIRE TIES OR STAPLES. POSTS SHALL BE EITHER "T" OR "U" TYPE STEEL OR HARDWOOD.
- FILTER CLOTH TO BE FASTENED SECURELY TO WOVEN WIRE FENCE WITH TIED SPACED EVERY 24 INCHES AT TOP AND MID SECTION. FENCE SHALL BE WOVEN WIRE, WITH SIX (6) INCH MAXIMUM OPENINGS,
- WHERE TWO SECTIONS OF FILTER CLOTH ADJOIN EACH OTHER, THEY SHALL BE OVERLAPPED BY SIX (6) INCHES AND FOLDED. FILTER CLOTH SHALL BE EITHER FILTER X, MIRAFI 100X, STABILINKA T140N, OR APPROVED EQUIVALENT.
- PREFABRICATED UNITS SHALL MEET THE MINIMUM REQUIREMENTS SHOWN.
- MAINTENANCE SHALL BE PREFORMED AS NEEDED AND MATERIAL REMOVED WHEN "BULGES" DEVELOP IN THE SILT FENCE.

DAVID AND IDA PARKS  
6 VOORHIS POINT  
NYACK, NEW YORK 10960

CLIENT

DAVID AND IDA PARKS  
6 VOORHIS POINT  
NYACK, NEW YORK 10960

PRIME CONSULTANT

**INDIGO RIVER**  
1 VAN HOUTEN STREET  
NYACK, NY 10960  
+1.914.361.5248

REV	DATE	ISSUE
00	DEC 22 2020	PERMIT APPLICATION

SEAL

NOT FOR CONSTRUCTION

SHEET NAME

DETAILS II

DATE	DRAWN BY	CHECKED BY
DEC 22, 2020	EGB	SET
FORMAT	SCALE	
ANSI B	NTS	

SHEET NO.

C-501

9  
OF  
9