



# 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-2021-01001-WCO  
Issue Date:  
Expiration Date:

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## 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:** Mr. Christopher Fiore  
Jersey City Redevelopment Agency  
66 York Street  
Jersey City, NJ 07302

**ACTIVITY:** The proposed activity includes the removal of deteriorated timber bulkhead and concrete and rubble debris, the construction of engineered stone revetments and steel sheet pile bulkheads, a planted sloped shoreline, get-downs and overlooks for future pedestrian access to the waterfront, a kayak dock facility, and a transient vessel dock facility.

**WATERWAY:** Hackensack River

**LOCATION:** City of Jersey City, Hudson County, New Jersey (40.713228 -74.104746)

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**

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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.

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 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 occurs. For activities within the coastal zone

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of New Jersey State, the applicant's certification and accompanying information is available from the New Jersey Department of Environmental Protection, Coastal Management Program, P.O. Box 418, 401 E. State Street, Trenton, NJ, 08625, Telephone (609) 633-2201. 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 this office at (347) 439-9343 and ask for Danielle Courtois.

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

1. Project Location Map
2. Project Plans

**WORK DESCRIPTION**

The permit applicant, Jersey City Redevelopment Agency, has requested Department of the Army authorization to include the removal of deteriorated timber bulkhead, concrete and rubble debris and the construction of engineered stone revetments and steel sheet pile bulkheads. Additionally, the proposed project will include planted sloped shoreline, get-downs and overlooks for future pedestrian access to the waterfront, a kayak dock facility, and a transient vessel dock facility.

The permit applicant's stated purpose for this work is to provide foundational infrastructure to support the development of the largest mixed-income community in the region consisting of a mixed-use development and public open space along the waterfront.

Specifically, the proposed work would involve:

The Jersey City Redevelopment Authority is proposing to restore and improve approximately 1,250-linear feet of existing dilapidated shoreline located adjacent to Droyer's Cove and the Hackensack River as part of the Kellogg Point Shoreline Restoration – Phase 1. The existing shoreline within the project area consists of a combination of vegetated shoreline, severely deteriorated timber bulkheads and wharf structures, and concrete and rubble debris. The project proposes to remove the deteriorated timber bulkhead and debris and construct a combination of engineered stone revetments and steel sheet pile bulkheads. This includes approximately 175 - linear feet of stone revetment, including a planted slope for the portions above the highwater line, The rock revetment will extend from the mudline upward to approximately five (5)-feet above the Mean High Water Line (MHWL).

The project also includes the installation of approximately 455-linear feet of steel sheet pile toe wall with planted upper slope which will protrude from the mudline up to approximately four (4)-feet to six (6)-feet above the MHWL. Additionally, the project proposes to construct approximately 540-linear feet of steel bulkhead, to be installed within two (2)-feet of the existing bulkhead. Additionally, the project proposes construction of a concrete stair 'get down' to provide public access to the waterfront along the Droyer's Cove shoreline, and the construction of a cantilevered look out area, which will extend from the proposed steel sheet pile bulkhead. The structure is identical to the sheet pile bulkhead structure but has a cap that extends further upland towards Kellogg Street to create a platform overlooking Droyer's Cove.

The L-shaped transient vessel pier assembly, located at the western end of Droyer's Cove, would consist of a 56-foot (ft) long by 8-ft wide pile-supported pier, leading to a 50-ft long by 5-ft wide gangway and a 100-ft long by 8-ft wide floating dock, and would be constructed parallel to the new bulkhead. This proposed pier assembly would accommodate visiting (transient) vessels, including regional ecotour operators such as the Hackensack Riverkeeper. The construction of a new L-shaped kayak pier assembly, located at the eastern end of Droyer's Cove, would consist of an upland ramp, leading to a 80-ft long by 6-ft long pier, to a 50-ft long gangway, and terminating with a 40-ft long by 8-ft wide floating dock, and would be used to provide public access to the nearshore environment for human powered boating, such as kayaks, and other water dependent recreational activities. The proposed infrastructure results in approximately 424-cubic yards of material below Mean High Water Spring (MHWS) with no temporary impacts proposed.

The project is not located within the Federal Navigation Channel; it is located approximately 350-linear feet from the channel.

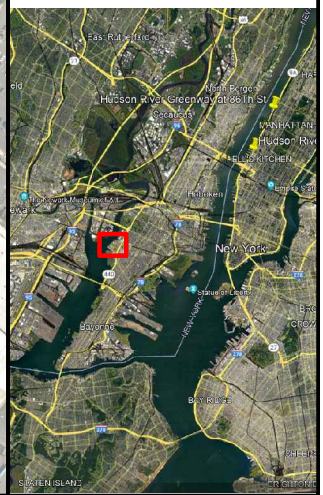


**LEGEND**

 APPROXIMATE PROJECT LIMITS



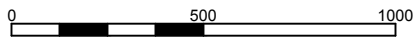
**AERIAL MAP LOCUS KEY**



**moffatt & nichol**

529 Fifth Avenue, 14<sup>th</sup> Floor  
New York, NY 10017  
Tel: (212) 768-7454

**KELLOGG POINT SHORELINE RESTORATION**



SCALE 1" = 500'

**JERSEY CITY REDEVELOPMENT AGENCY**

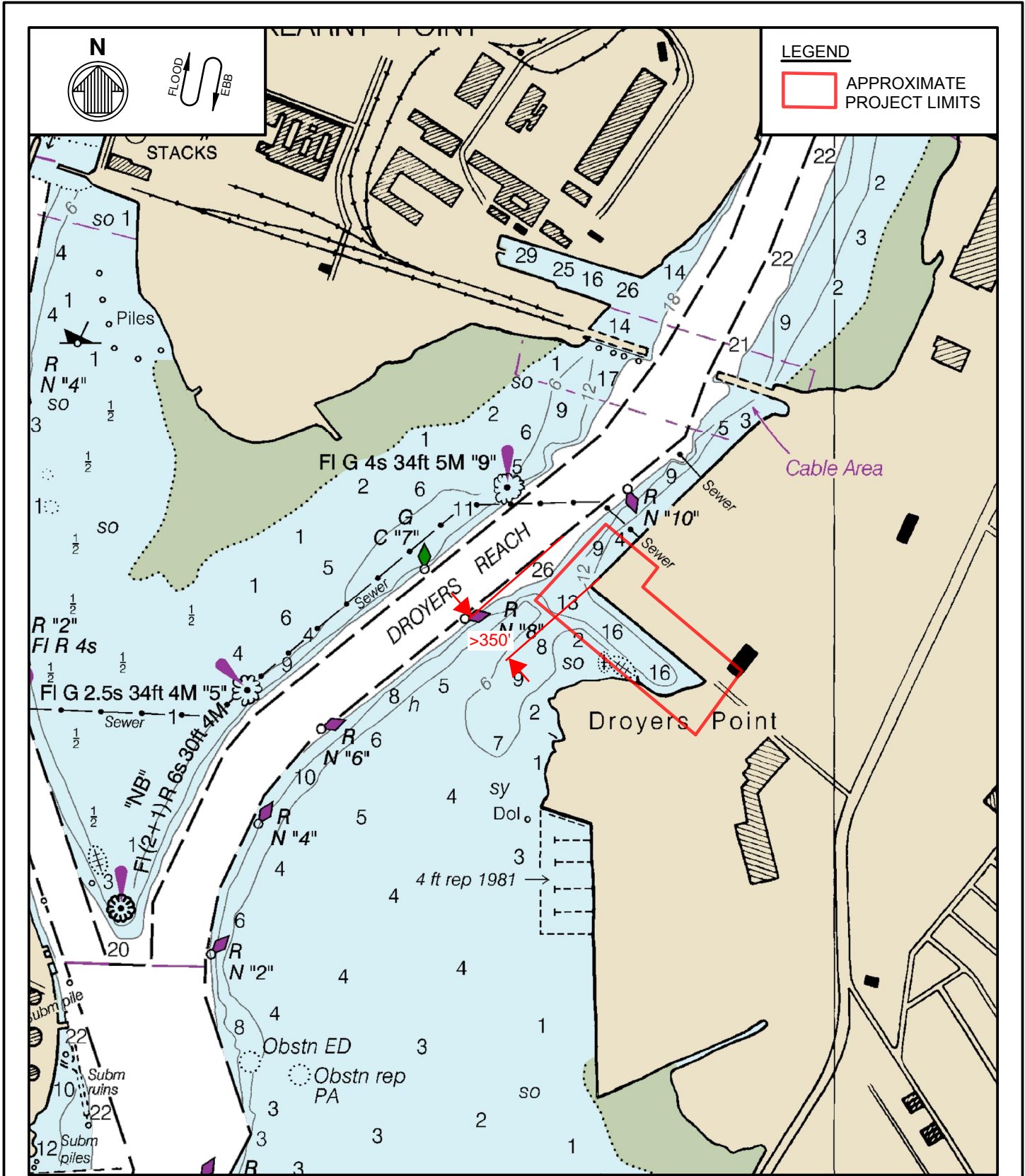
**FIGURE 5: AERIAL MAP**

**DRAWN BY: TJ**

**DATE: 3/24/2022**

**APPROVED BY: WMS**

**DATE: 6/15/2022**



**moffatt & nichol**

529 Fifth Avenue, 14<sup>th</sup> Floor  
 New York, NY 10017  
 Tel: (212) 768-7454

KELLOGG POINT SHORELINE RESTORATION  
 JERSEY CITY REDEVELOPMENT AGENCY

0 1000 2000  
 SCALE 1" = 1000'

**FIGURE 4: NOAA NAVIGATIONAL CHART NO. 12337**

DRAWN BY: TJ

DATE: 3/23/2022

APPROVED BY: WMS

DATE: 6/15/2022

























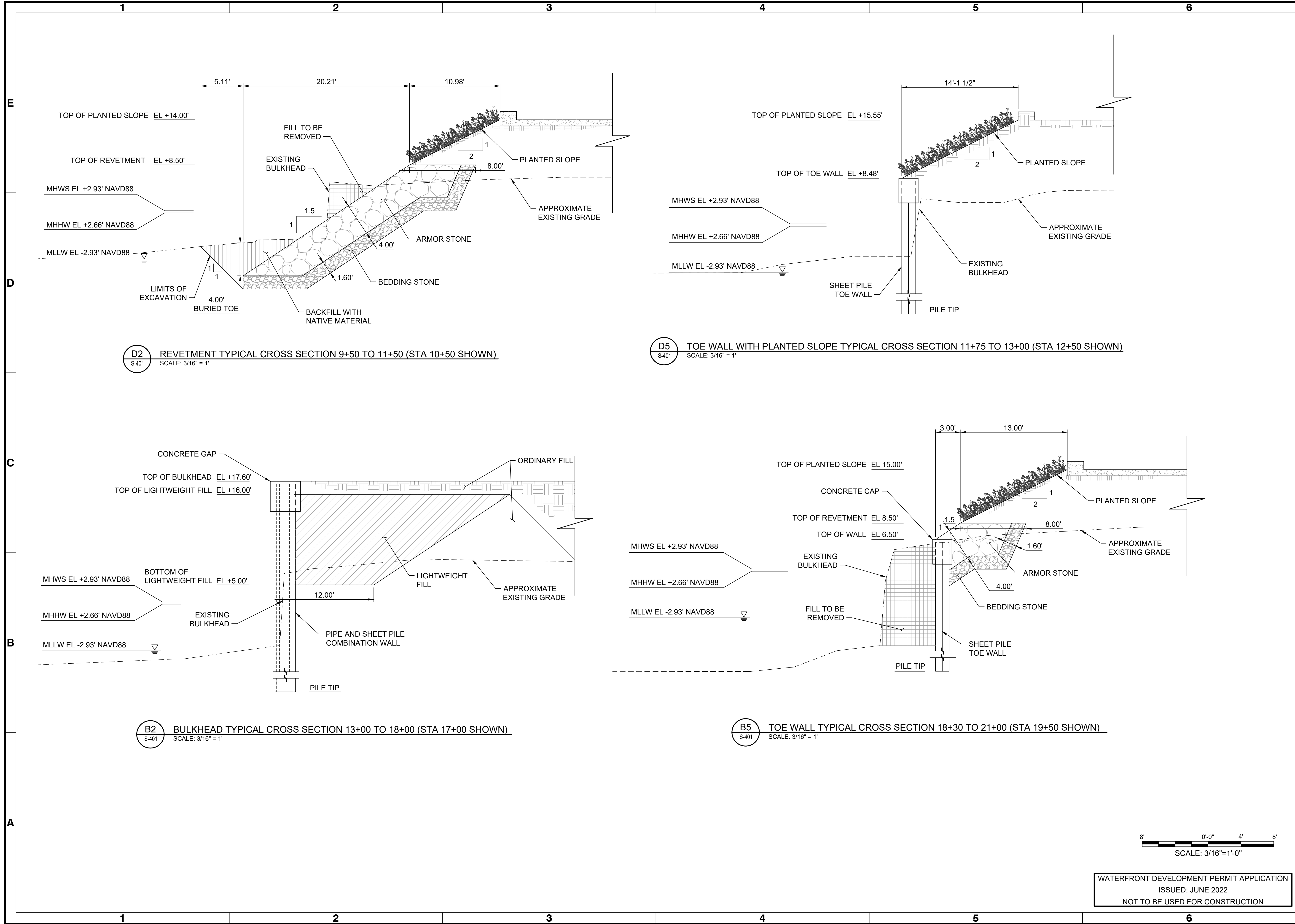












**D2** REVETMENT TYPICAL CROSS SECTION 9+50 TO 11+50 (STA 10+50 SHOWN)  
 S-401 SCALE: 3/16" = 1'

**D5** TOE WALL WITH PLANTED SLOPE TYPICAL CROSS SECTION 11+75 TO 13+00 (STA 12+50 SHOWN)  
 S-401 SCALE: 3/16" = 1'

**B2** BULKHEAD TYPICAL CROSS SECTION 13+00 TO 18+00 (STA 17+00 SHOWN)  
 S-401 SCALE: 3/16" = 1'

**B5** TOE WALL TYPICAL CROSS SECTION 18+30 TO 21+00 (STA 19+50 SHOWN)  
 S-401 SCALE: 3/16" = 1'



WATERFRONT DEVELOPMENT PERMIT APPLICATION  
 ISSUED: JUNE 2022  
 NOT TO BE USED FOR CONSTRUCTION

Rev.	NO.	Date	Description

Mark	Description

KELLOGG POINT SHORELINE RESTORATION PLAN  
 WATERFRONT DEVELOPMENT PERMIT APPLICATION  
**STRUCTURAL CROSS SECTIONS**

Designed by:	N. CUTTING	Checked by:	HJP
Drawn by:	CC	Reviewed by:	W. SHUTE
Date:	2022-04-15	MAN Project No.:	10917-01
Drawing code:		Drawing Scale:	1" = 10' (0 SHEET)

529 5TH AVE. - 14TH FLOOR  
 NEW YORK, NY 10017  
 212-766-7454

**moffatt & nichol**

JERSEY CITY DEVELOPMENT AGENCY  
 65 YORK STREET, 3RD FLOOR  
 JERSEY CITY, NJ 07302

Digitally signed by William M Shute  
 Date: 2022.08.05 16:54:55-04'00'

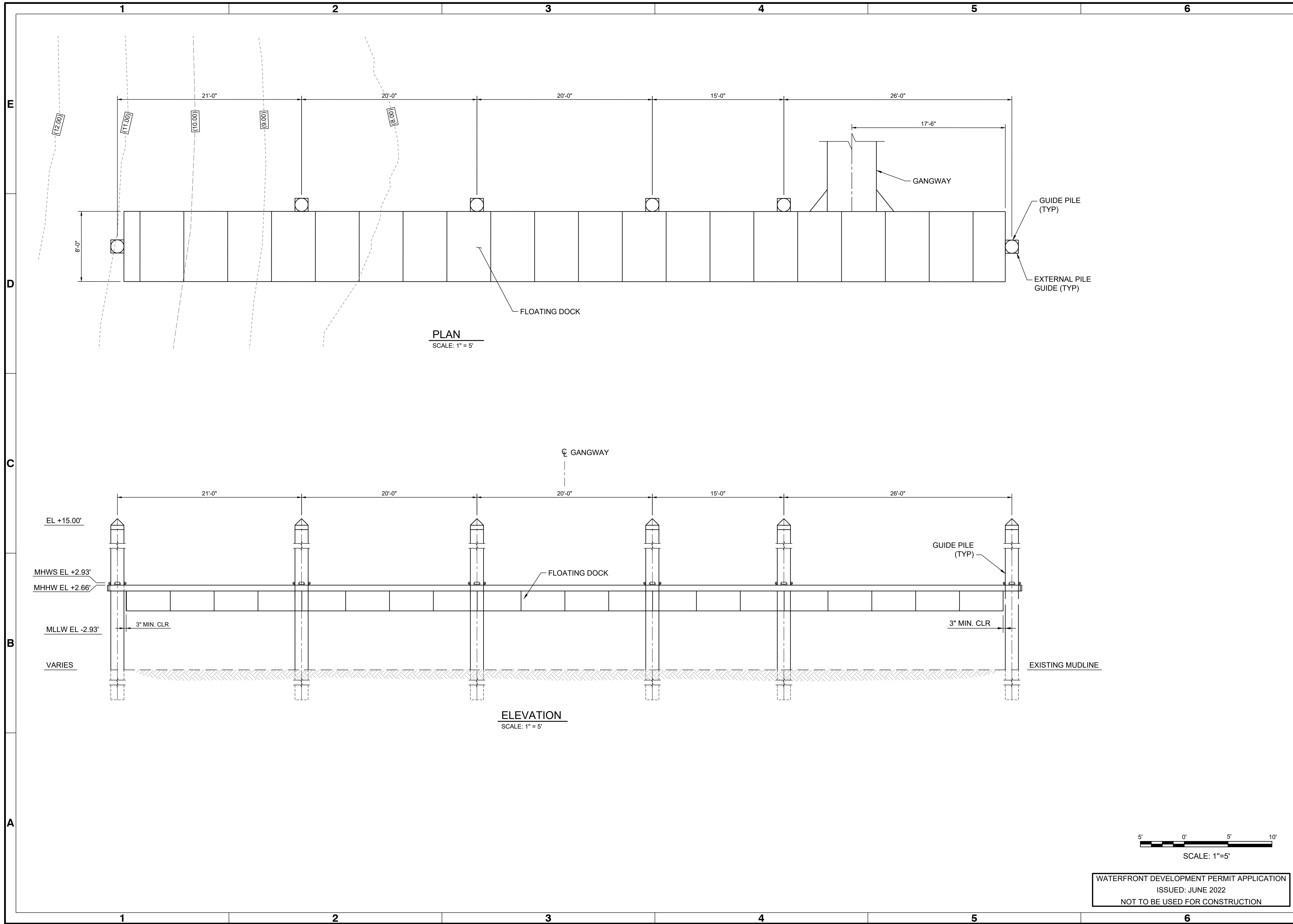
Sheet Reference No. **S-401**  
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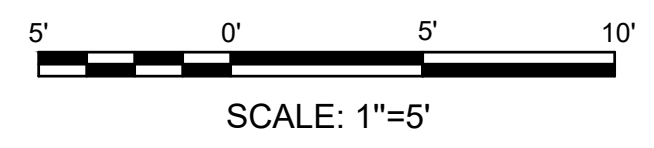






**PLAN**  
SCALE: 1" = 5'

**ELEVATION**  
SCALE: 1" = 5'



WATERFRONT DEVELOPMENT PERMIT APPLICATION  
ISSUED: JUNE 2022  
NOT TO BE USED FOR CONSTRUCTION

Mark	Description	Date	Appr.


**KELLOGG POINT SHORELINE RESTORATION PLAN**  
WATERFRONT DEVELOPMENT PERMIT APPLICATION

**TRANSIENT VESSEL PIER**  
FLOATING DOCK DETAILS

Designed by: N. CUTTING	Drawn by: CC	Reviewed by: W. SHUTE	Submitted by: MOFFATT & NICHOL
Date: 2022-04-15	M&N Project No. 10917-01	Drawn by: HJP	Per scale: 1" = 0 SHEET

529 5TH AVE. - 14TH FLOOR  
NEW YORK, NY 10017  
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**moffatt & nichol**

JERSEY CITY REDEVELOPMENT AGENCY  
65 YORK STREET, 3RD FLOOR  
JERSEY CITY, NJ 07302

Digitally signed by William M Shute  
Date: 2022.08.05 16:58:55-04'00'

Sheet Reference No.  
**S-430**  
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