



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-2023-00495-EKO**
Issue Date **July 17, 2023**
Expiration Date: **August 6, 2023**

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: Port Imperial Ferry Corp., d/b/a NY Waterway
ATTN: Donald Liloia
4800 Avenue at Port Imperial
Weehawken, New Jersey 07086-7142

ACTIVITY: Repair existing pier structures and moor four floating maintenance and repair barge vessels in the former Union Dry Dock facility in the City of Hoboken, New Jersey to allow the relocation of their existing maintenance and support facility from the Borough of Weehawken to the City of Hoboken.

WATERWAY: Hudson River

LOCATION: City of Hoboken, Hudson County, New Jersey.

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.

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PUBLIC NOTICE NO. NAN-2023-00495-EKO**

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.

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 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, 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

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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 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 Jersey Department of Environmental Protection Waterfront Development Permit

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. Please send all comments and questions concerning this application to Zachary.J.Kocsik@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 AND IN BEHALF OF
Stephan A. Ryba
Chief, Regulatory Branch

Enclosures

WORK DESCRIPTION

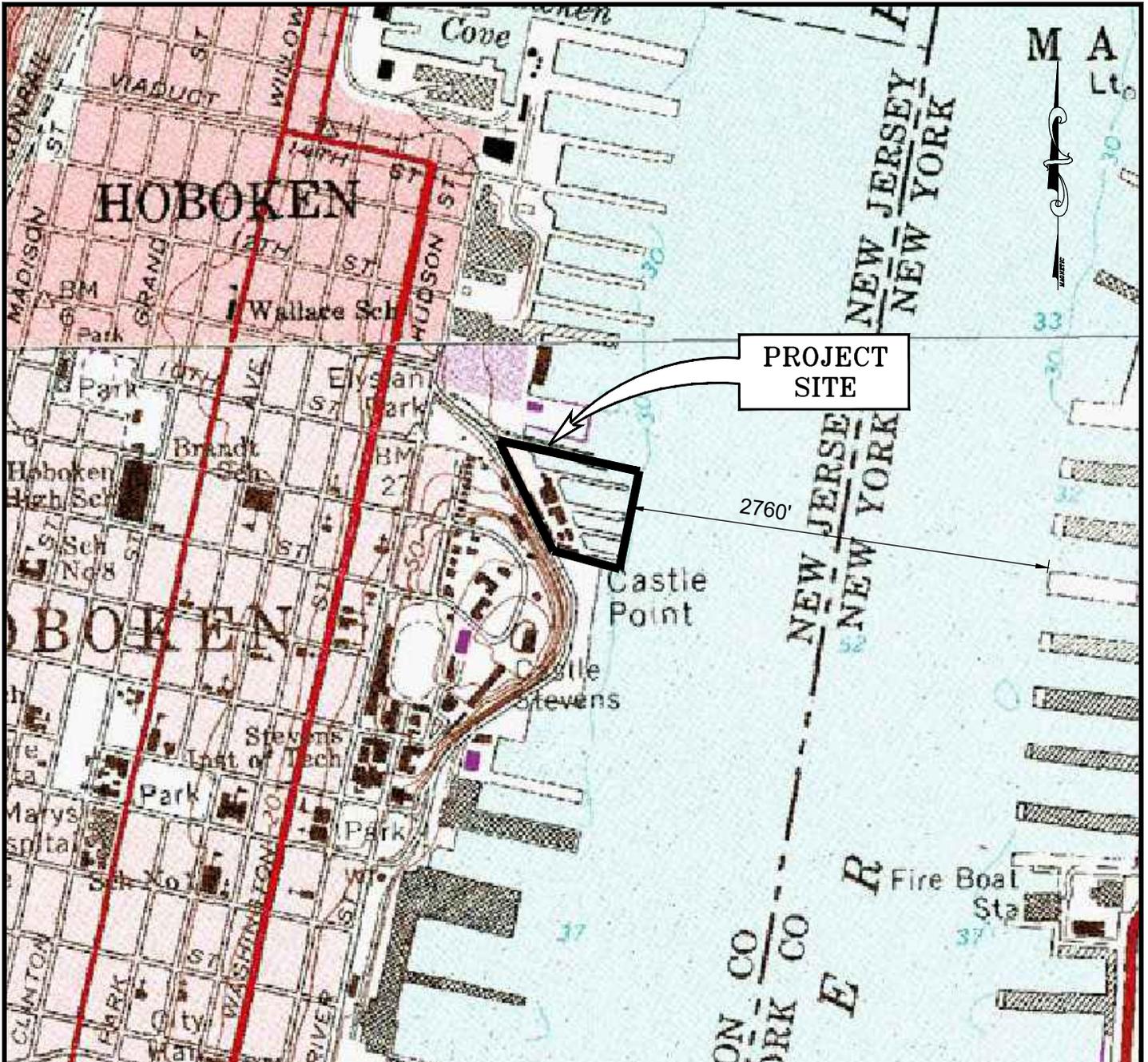
The permit applicant, Port Imperial Ferry Corp., d/b/a New York Waterway, has requested Department of the Army (DA) authorization to repair existing pier structures and moor four floating maintenance and repair barge vessels in the former Union Dry Dock facility in the City of Hoboken, New Jersey to allow the relocation of their existing maintenance and support facility from the Borough of Weehawken to the City of Hoboken. The applicant will occupy the facility pursuant to a lease with the City of Hoboken for a maximum of five years. The proposed improvements and use were previously approved by the US Army Corps of Engineers, New York District on December 6, 2018, DA Permit No. NAN-2017-01615, but that approval expired on December 6, 2021 without having been implemented.

DA regulated activities associated with the relocation of the permit applicant's existing ferry maintenance and support facility include the following:

1. The replacement in-kind of approximately one hundred and two (102) existing damaged 14-inch-diameter fender/mooring piles within the existing northern pile-supported pier at the new ferry maintenance and support facility.
2. The relocation and mooring of a 72-foot-wide by 243-foot-long floating travel lift barge vessel retained in place by four (4) 36-inch-diameter spud piles;
3. The relocation and mooring of a 33-foot-wide by 120-foot-long floating shop barge vessel retained by four (4) 18-inch-diameter spud piles with an associated 10-foot-wide by 60-foot-long gangway. The existing bulkhead would be modified by removing a 3-foot-deep by 15-foot-wide portion to accommodate the gangway;
4. Two floating maintenance and repair support barge vessels, one 30 feet wide by 80 feet long and the other 30 feet wide by 50 feet long.

The stated purpose of this project's regulated activities is to prepare the former Union Dry Dock facility within the Hudson River, in the City of Hoboken to relocate the existing NY Waterway marine ferry vessel maintenance and support facility from its existing location in the Hudson River in Weehawken, NJ to the former Union Dry Dock facility in the Hudson River for up to five (5) years, in the City of Hoboken.

The permit applicant has stated in their permit application submittal that ten (10) ferry vessels would work from the relocated ferry maintenance and support facility on a daily basis, and that the morning and evening rush hours would generate a total of approximately 40 ferry vessel trips in and out of the maintenance and support facility. The applicant has additionally stated in their permit application submittal that ferry vessel diesel fueling activities would occur from a diesel fuel truck in an upland area at the existing bulkhead. Ferry vessel waste oil and bilge water would be collected and stored in storage shed tanks landward of the existing bulkhead, and ultimately removed by tanker truck. Spill prevention equipment would also be stored landward of the existing bulkhead, at the relocated ferry maintenance and support facility.



"I certify under penalty of law that I have personally examined and am familiar with the information submitted in this document and all attachments and that, based on my inquiry of those individuals immediately responsible for obtaining and preparing the information, I believe that the information is true, accurate, and complete. I am aware that there are significant penalties for knowingly submitting false information, including the possibility of fine and imprisonment.

SOURCE: USGS QUADRANGLE MAP - HOBOKEN, NJ

SEAN A. DELANY, N.J. Professional Engineer, Lic. 24GE04447100

PROJECT LOCATION:

NORTH (Y): 697,457 EAST (X):624,362

PURPOSE:
FERRY BOAT MAINTENANCE
DATUM: NAVD88

HOBOKEN FERRY MAINTENANCE

APPLICANT:
PORT IMPERIAL FERRY CORP.
d/b/a NY WATERWAY

AGENT: NEIL YOSKIN

ENGINEER: SEAN A. DELANY, P.E.
BOWMAN CONSULTING

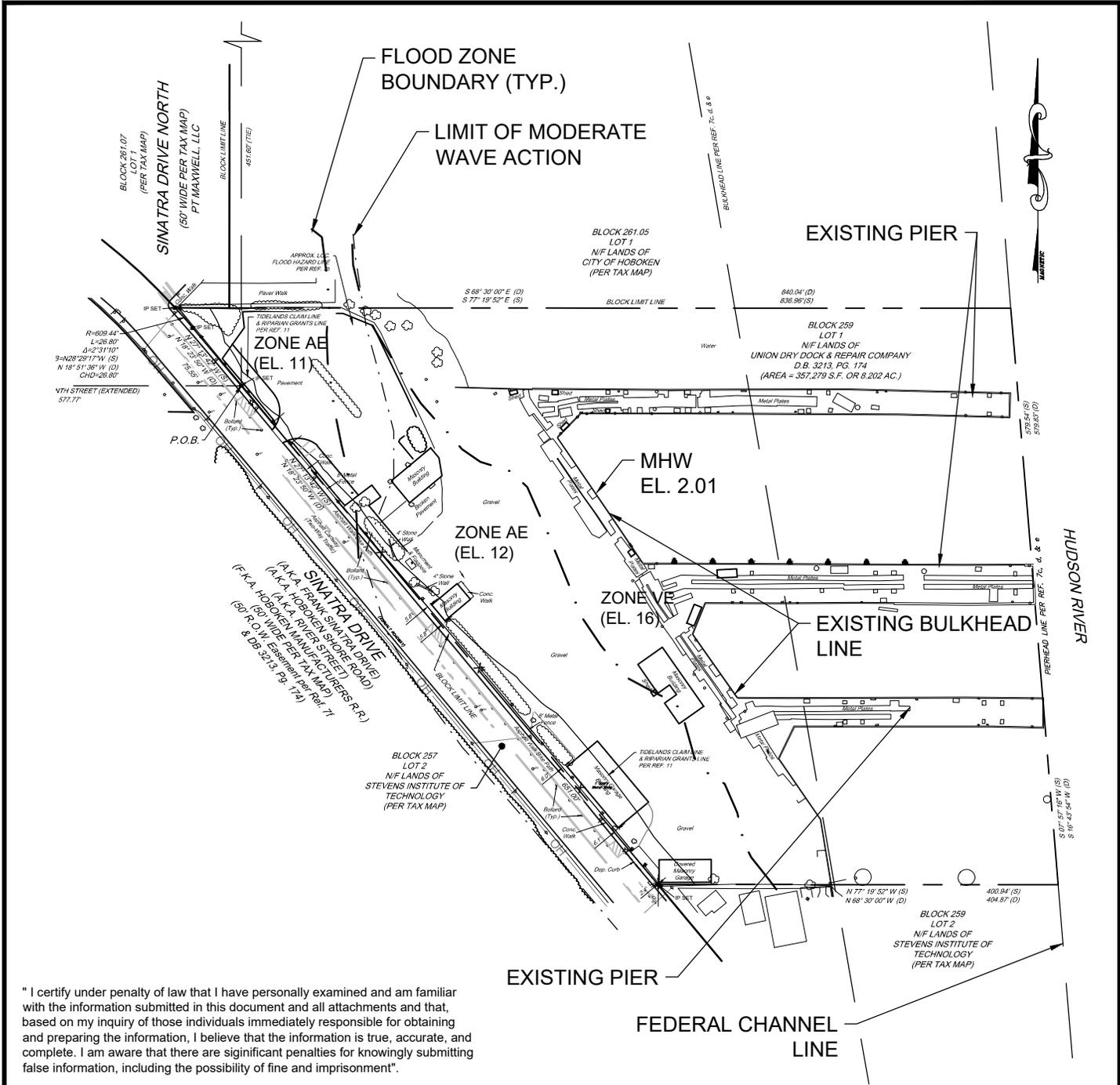
VICINITY PLAN

IN: HUDSON RIVER
AT: HOBOKEN DRY DOCK

BLOCK: 259, LOT 1
COUNTY OF: HUDSON STATE: NJ

0 1000 2000 3000 4000





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SEAN A. DELANY, N.J. Professional Engineer, Lic. 24GE04447100

NOTE:
FLOOD ZONES ARE PER PRELIMINARY FEMA MAP
DATED 1/30/15

PROJECT LOCATION:
NORTH (Y): 697,457 EAST (X): 624,362

PURPOSE:
FERRY BOAT MAINTENANCE
DATUM: NAVD88

HOBOKEN FERRY MAINTENANCE
APPLICANT:
PORT IMPERIAL FERRY CORP.
d/b/a NY WATERWAY

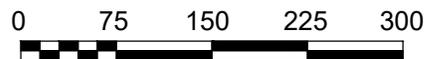
AGENT: NEIL YOSKIN

ENGINEER: SEAN A. DELANY, P.E.
BOWMAN CONSULTING

EXISTING CONDITIONS

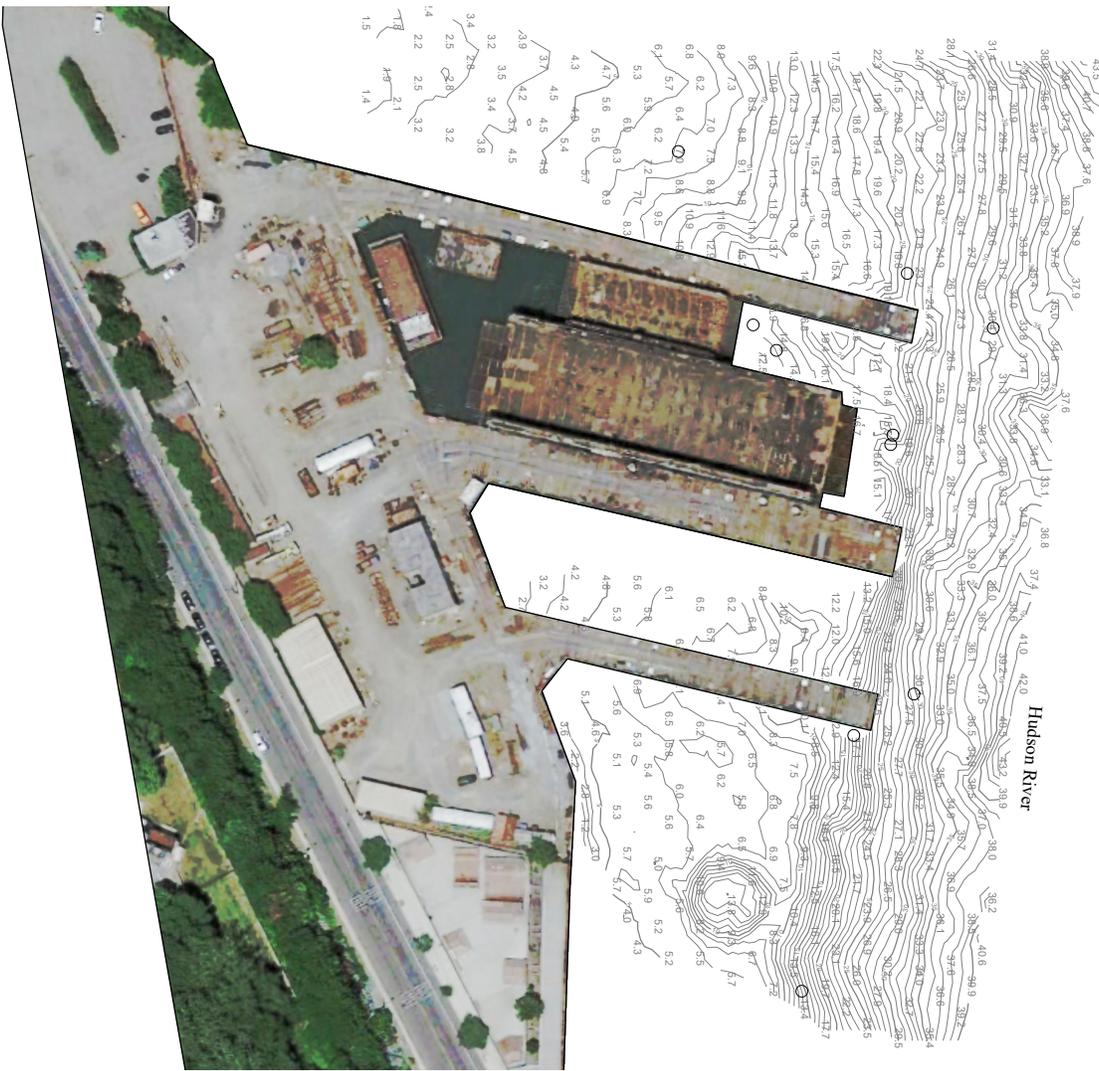
IN: HUDSON RIVER
AT: HOBOKEN DRY DOCK

BLOCK: 259, LOT 1
COUNTY OF: HUDSON STATE: NJ



SHT 2 OF 8

DATE: 06/29/2023



Enviroscan, Inc.
 1051 Columbia Avenue
 Lancaster, PA 17603
 (717) 396-8922
 www.enviroscan.com

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General Notes:

The information depicted on this drawing represents survey results on the date surveyed and can only be considered to be indicative of the general conditions existing on that survey date.

Basemap information from Enviroscan DGPS survey and Google Earth image.

Hydrographic soundings were taken using a survey-grade Odom MB1 Multibeam and real-time differential GPS. Hydrographic contours (1-foot intervals) in feet Mean Lower Low Water.

TIDAL DATUMS

Tidal datums from NOAA's Vertical Datum Transformation v3.5 software:

Elevations of tidal datums referred to Mean Lower Low Water (MLLW), in FEET:

MEAN HIGHER HIGH WATER (MHHW)	=	4.9466
MEAN HIGH WATER (MHW)	=	4.6431
NORTH AMERICAN VERTICAL DATUM-1988 (NAVD)	=	2.6288
LOCAL MEAN SEA LEVEL (MSL)	=	2.4713
DIURNAL TIDE LEVEL (DTL)	=	2.4733
MEAN LOW WATER (MLW)	=	0.2241
MEAN LOWER LOW WATER (MLLW)	=	0.0000

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PROJECT LOCATION:
 NORTH (Y): 697.457 EAST (X):624.362

PURPOSE:
 FERRY BOAT MAINTENANCE
 DATUM: NAVD88

HOBOKEN FERRY MAINTENANCE

APPLICANT:
 PORT IMPERIAL FERRY CORP.
 d/b/a NY WATERWAY

AGENT: NEIL YOSKIN

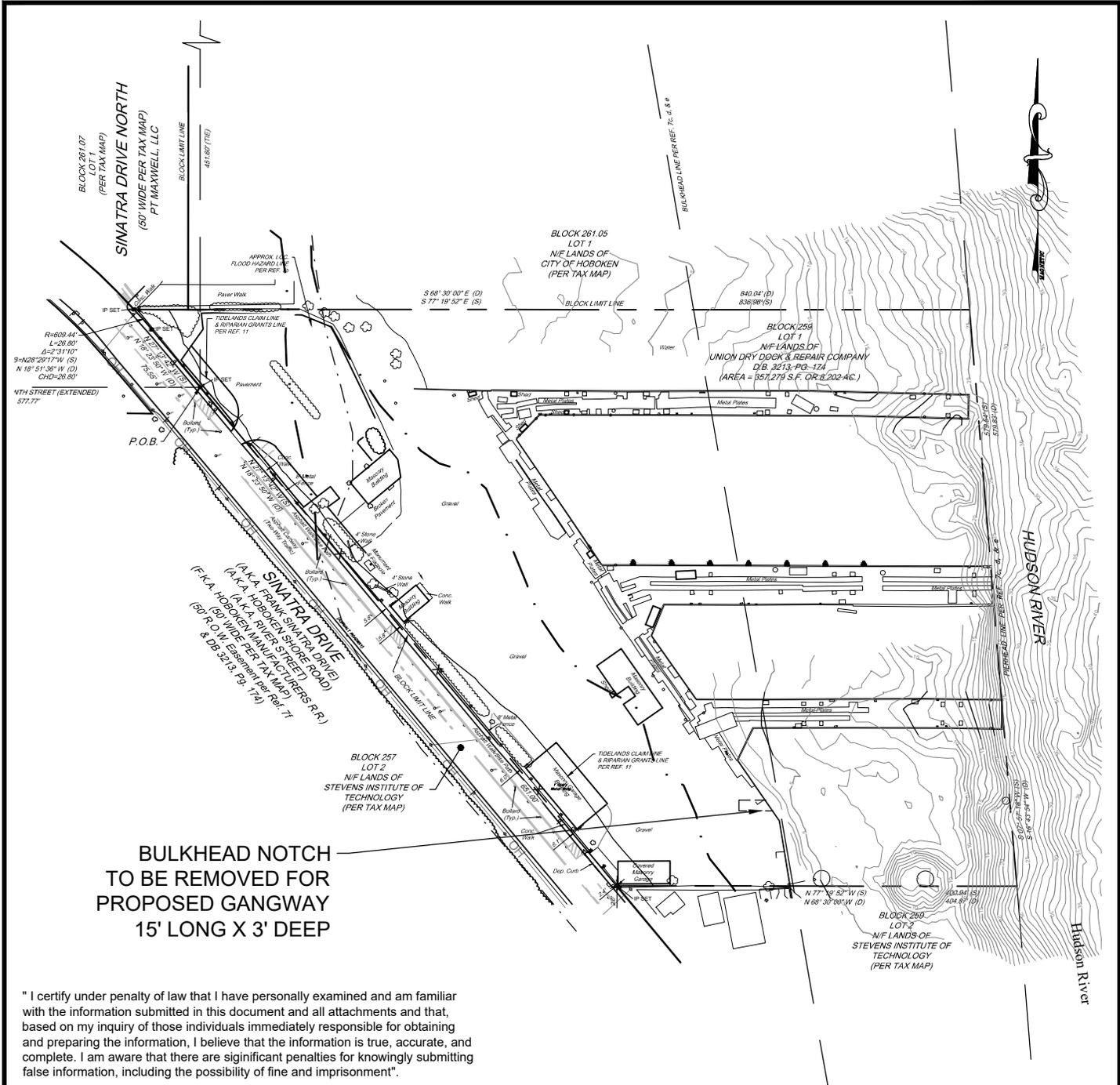
ENGINEER: SEAN A. DELANY, P.E.
 BOWMAN CONSULTING

BATHYMETRIC CONTOURS-OCTOBER 2017

IN: HUDSON RIVER
 AT: HOBOKEN DRY DOCK

BLOCK: 259, LOT 1
 COUNTY OF: HUDSON STATE: NJ





**BULKHEAD NOTCH
TO BE REMOVED FOR
PROPOSED GANGWAY
15' LONG X 3' DEEP**

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NORTH (Y): 697.457 EAST (X): 624.362

PURPOSE:
FERRY BOAT MAINTENANCE
DATUM: NAVD88

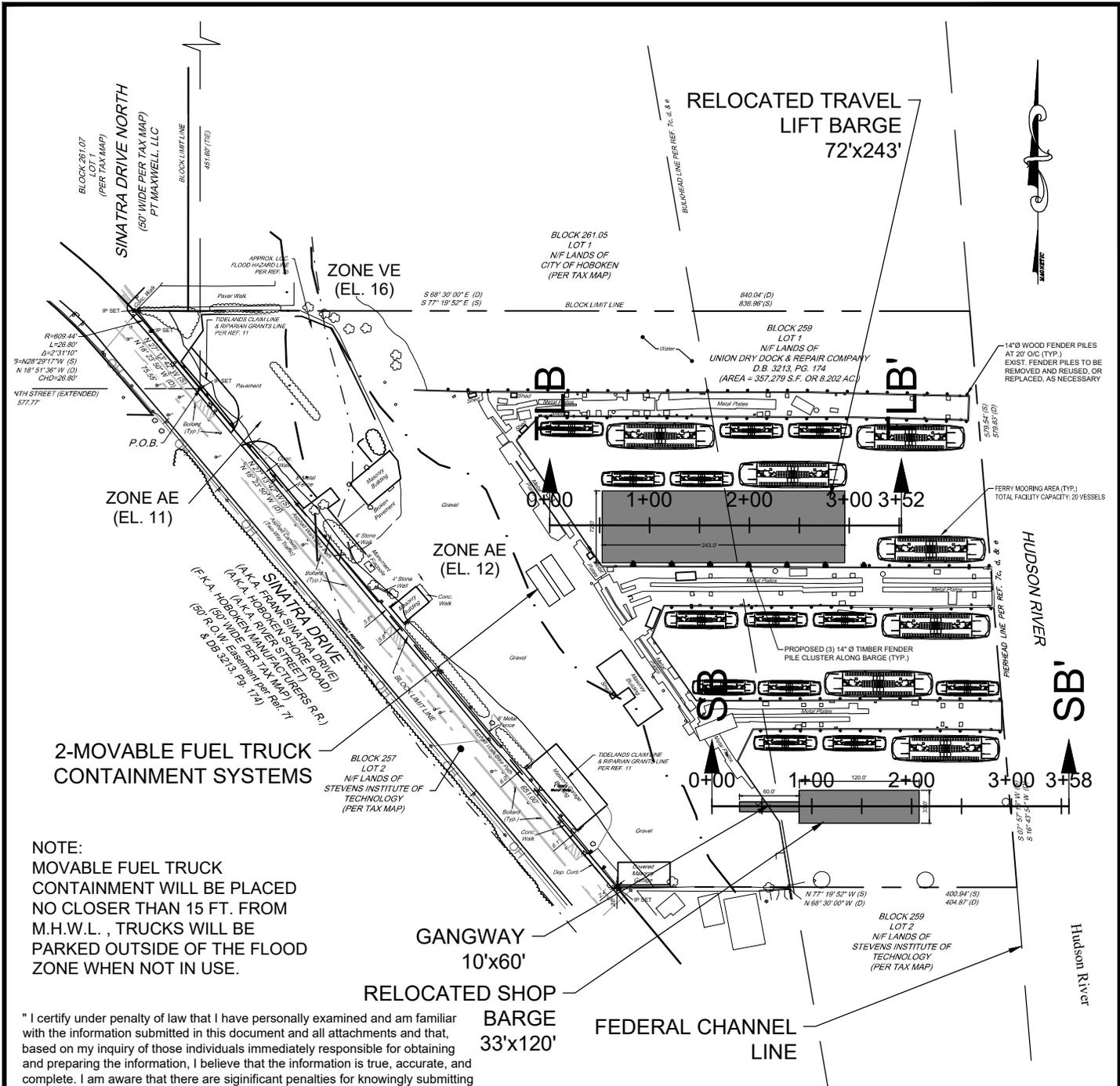
HOBOKEN FERRY MAINTENANCE
APPLICANT:
PORT IMPERIAL FERRY CORP.
d/b/a NY WATERWAY

DEMOLITION PLAN
IN: HUDSON RIVER
AT: HOBOKEN DRY DOCK

AGENT: NEIL YOSKIN
ENGINEER: SEAN A. DELANY, P.E.
BOWMAN CONSULTING

BLOCK: 259, LOT 1
COUNTY OF: HUDSON STATE: NJ
0 75 150 225 300
SHT 4 OF 8

DATE: 06/29/2023



NOTE:
 MOVABLE FUEL TRUCK CONTAINMENT WILL BE PLACED NO CLOSER THAN 15 FT. FROM M.H.W.L., TRUCKS WILL BE PARKED OUTSIDE OF THE FLOOD ZONE WHEN NOT IN USE.

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NOTE:
 FLOOD ZONES ARE PER PRELIMINARY FEMA MAP DATED 1/30/18

PROJECT LOCATION:
 NORTH (Y): 697,457 EAST (X): 624,362

SEAN A. DELANY, N.J. Professional Engineer, Lic. 24GE04447100

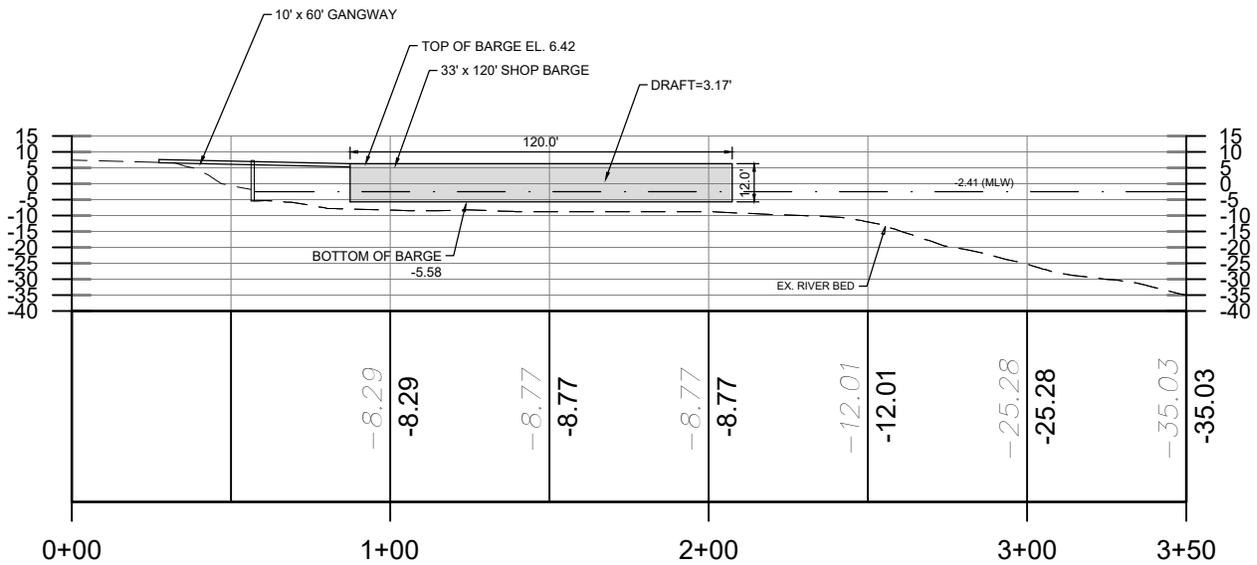
PURPOSE:
 FERRY BOAT MAINTENANCE
 DATUM: NAVD88

HOBOKEN FERRY MAINTENANCE
APPLICANT:
 PORT IMPERIAL FERRY CORP.
 d/b/a NY WATERWAY

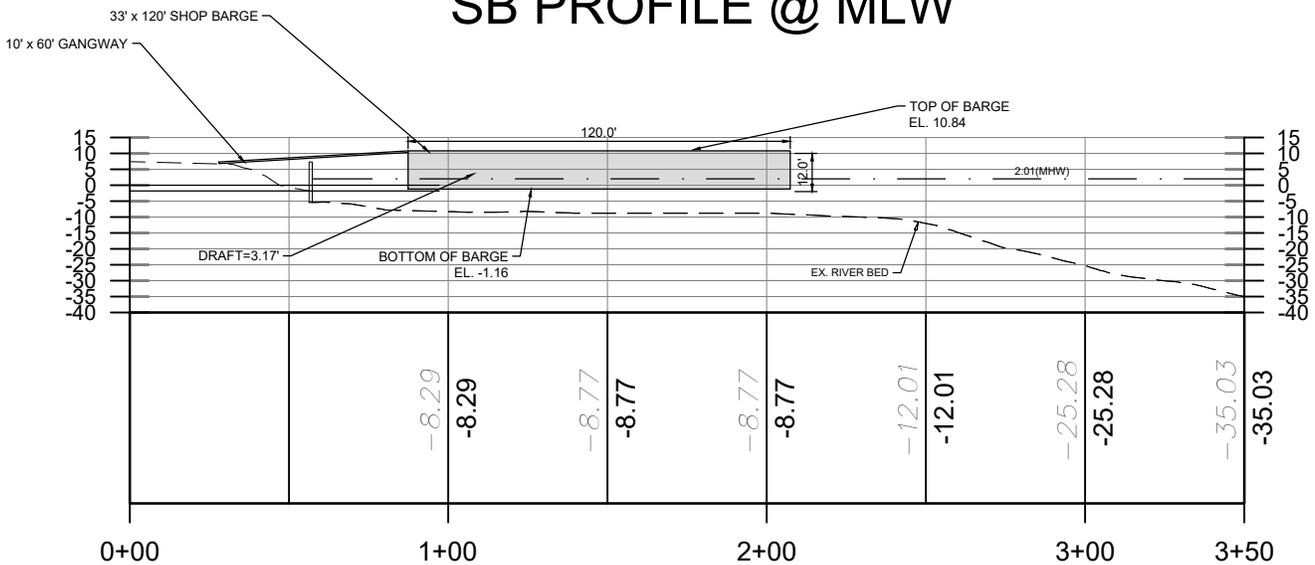
AGENT: NEIL YOSKIN

ENGINEER: SEAN A. DELANY, P.E.
 BOWMAN CONSULTING

SITE PLAN
 IN: HUDSON RIVER
 AT: HOBOKEN DRY DOCK
 BLOCK: 259, LOT 1
 COUNTY OF: HUDSON STATE: NJ
 0 75 150 225 300



SB PROFILE @ MLW



SB PROFILE @ MHW

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PROJECT LOCATION:

NORTH (Y): 697,457 EAST (X):624,362

PURPOSE:
FERRY BOAT MAINTENANCE
DATUM: NAVD88

HOBOKEN FERRY MAINTENANCE

APPLICANT:
PORT IMPERIAL FERRY CORP.
d/b/a NY WATERWAY

AGENT: NEIL YOSKIN

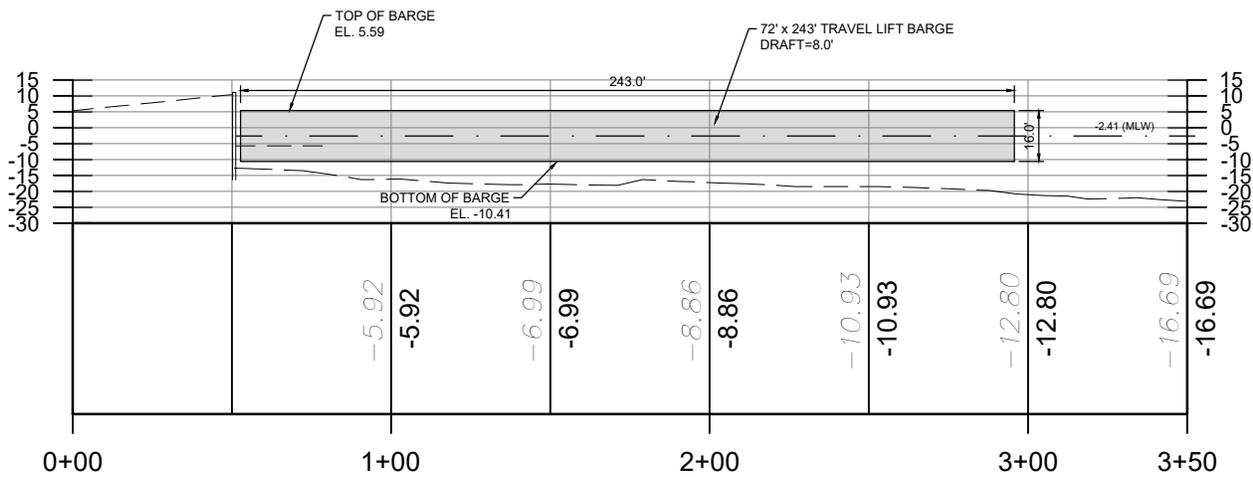
ENGINEER: SEAN A. DELANY, P.E.
BOWMAN CONSULTING

SECTIONS-SHOP BARGE

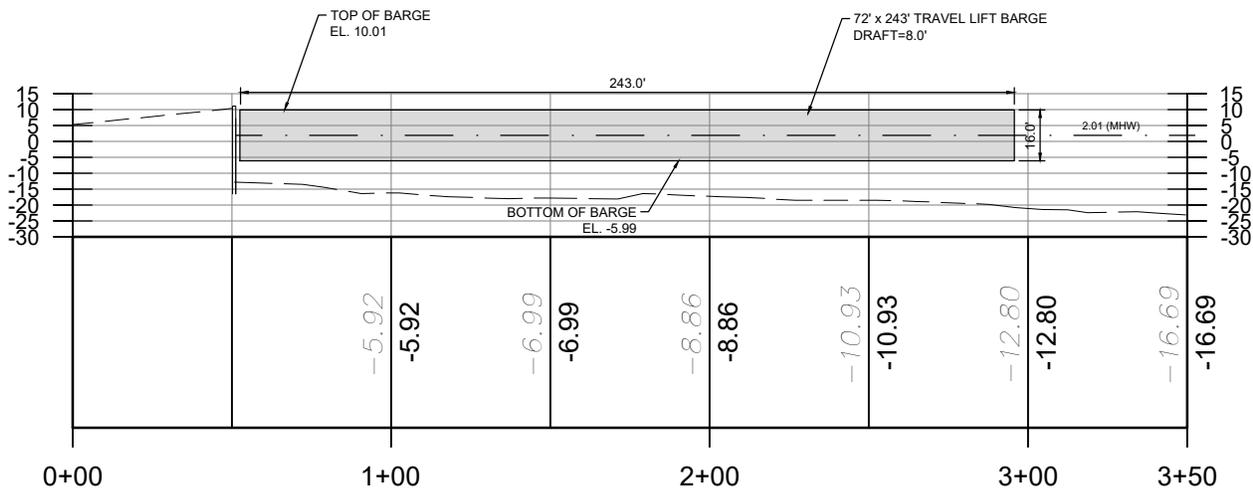
IN: HUDSON RIVER
AT: HOBOKEN DRY DOCK

BLOCK: 259, LOT 1
COUNTY OF: HUDSON STATE: NJ





TLB PROFILE @ MLW



TLB PROFILE @ MHW

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NOTE: RIVER BOTTOM BASED ON UDD SOUNDINGS.

SEAN A. DELANY, N.J. Professional Engineer, Lic. 24GE04447100

PROJECT LOCATION:

NORTH (Y): 697,457 EAST (X):624,362

PURPOSE:
FERRY BOAT MAINTENANCE
DATUM: NAVD88

HOBOKEN FERRY MAINTENANCE

APPLICANT:
PORT IMPERIAL FERRY CORP.
d/b/a NY WATERWAY

AGENT: NEIL YOSKIN

ENGINEER: SEAN A. DELANY, P.E.
BOWMAN CONSULTING

SECTIONS- TRAVEL LIFT BARGE

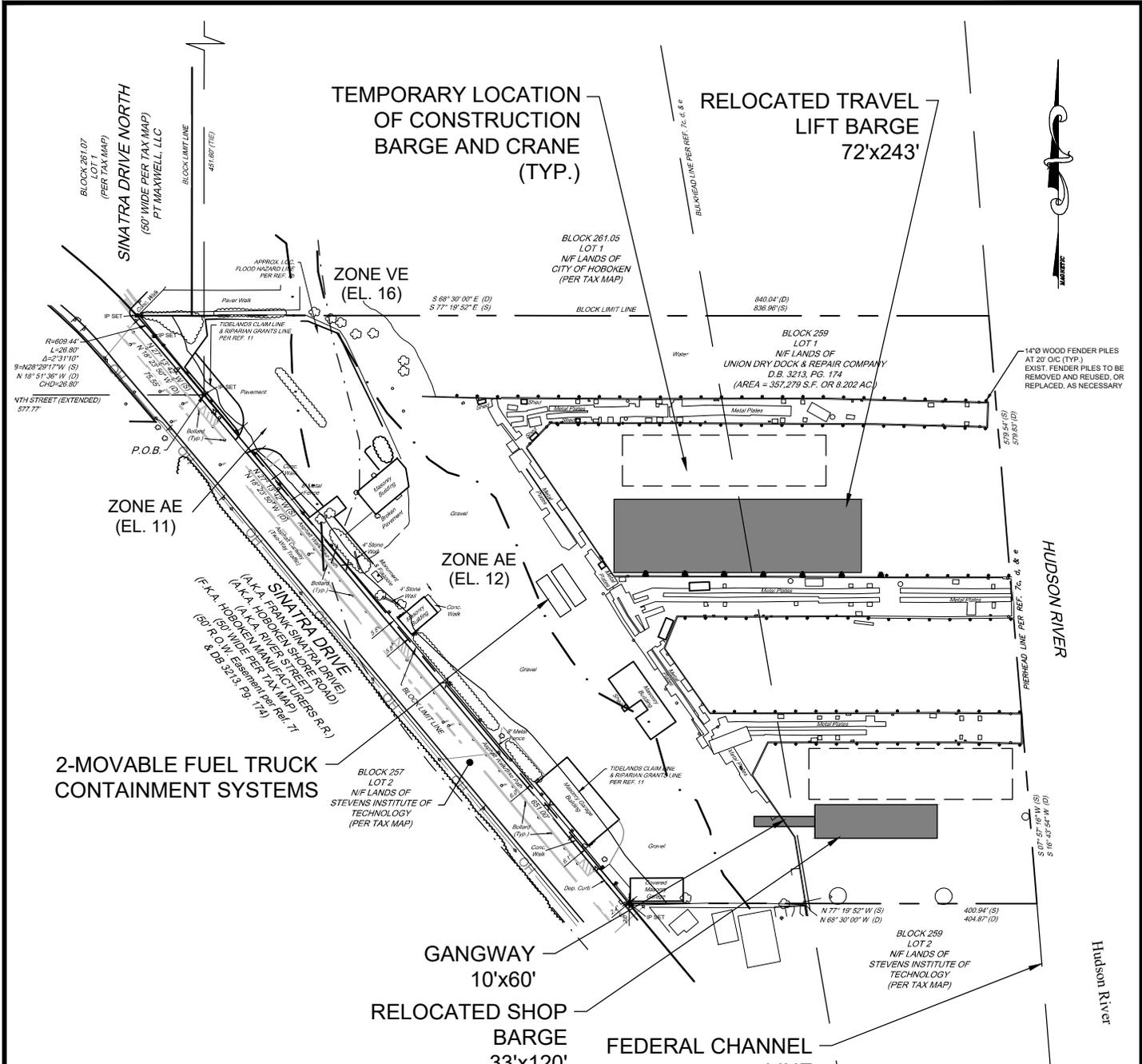
IN: HUDSON RIVER
AT: HOBOKEN DRY DOCK

BLOCK: 259, LOT 1
COUNTY OF: HUDSON STATE: NJ



SHT 7 OF 8

DATE: 06/29/2023



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PURPOSE:
FERRY BOAT MAINTENANCE
DATUM: NAVD88

HOBOKEN FERRY MAINTENANCE
APPLICANT:
PORT IMPERIAL FERRY CORP.
d/b/a NY WATERWAY

AGENT: NEIL YOSKIN
ENGINEER: SEAN A. DELANY, P.E.
BOWMAN CONSULTING

CONSTRUCTION PLAN

IN: HUDSON RIVER
AT: HOBOKEN DRY DOCK
BLOCK: 259, LOT 1
COUNTY OF: HUDSON STATE: NJ



SHT 8 OF 8

DATE: 06/29/2023