

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-2022-00809-WRY
Issue Date:
Expiration Date:

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: Beach Point Club
900 Rushmore Avenue
Mamaroneck, New York 10543

ACTIVITY: Replace existing marina pedestrian access with Americans with Disabilities Act (ADA) compliant pier assembly.

WATERWAY: Mamaroneck Harbor (Long Island Sound Watershed)

LOCATION: Village of Mamaroneck, Westchester 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 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 has obtained a water quality certificate from the New York State Department of Environmental Conservation in accordance with Section 401 of the Clean Water Act. This public notice serves as notification to the Administrator of the Environmental Protection Agency (EPA) pursuant to section 401(a)(2) of the Clean Water Act. If EPA determines that the proposed discharge may affect the quality of the waters of any state other than New York, it will so notify such other state, the district engineer, and the applicant. If such notice or a request for supplemental information is not received within 30 days of issuance of this public notice, the district engineer will assume EPA has made a negative determination with respect to section 401(a)(2).

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. In a letter dated September 16, 2022, the New York State Department of State concurred 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, 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. Please send all comments and questions concerning this application to Brian.A.Orzel@usace.army.mil.

In order for us to better serve you, please complete our Customer Service Survey located at <https://www.nan.usace.army.mil/Missions/Regulatory/Customer-Survey/>.

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, Beach Point Club, has requested Department of the Army authorization for the removal of existing in-water structures in favor of new piers that would be in compliance with the Americans with Disabilities Act (ADA), as well as the relocation of two floats within the marina. The facility is located in Mamaroneck Harbor, Village of Mamaroneck, Westchester County, New York.

The work would involve the following:

The removal of approximately 82 cubic yards of material within a 20-foot by 20-foot-6-inch timber crib, the removal of one 39-foot by 6-foot walkway, and the removal of one 38.23-foot by 5-foot gangway.

The relocation of one 30.23-foot by 7.84-foot floating pier and the relocation of one 32.22-foot by 11.81-foot floating pier from the existing marina pedestrian access to the northeastern portion of the marina.

The construction of one 98-square foot pier, supported by 5 new hollow steel, 14-inch diameter piles.

The installation of one 28-foot by 12-foot floating pier and one 18-foot by 8-foot floating finger pier, secured by 3 new hollow steel, 14-inch diameter piles.

The installation of one 80-foot by 7-foot gangway between the pile supported pier and the new floating piers.

The eight (8) new piles, as described above, would be drilled into bedrock and grouted into place, resulting in a total of approximately 8.55 square feet of fill below Mean High Water.

The stated purpose of this project is to improve pedestrian/ADA access to the marina.

FOR REGULATORY APPROVALS

BASED UPONS:

SURVEYS PERFORMED BY RICHARD A. SPINELLI, N. Y. S. Lic. LS#49240
 DATED: JANUARY 2, 2013, UPDATED: NOVEMBER 24, 2014; AND
 MARCH 10, 2022.

TIDAL WETLANDS MAP

NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION
 MAP 606-532
 INDEX MAP NUMBER 2.
 DATED: 08.10.74 THROUGH 10.09.74

**NEW YORK STATE DEPARTMENT OF
 TRANSPORTATION QUADRANGLE.**

NYS DOT QUAD CODE: gg49 (Mamaroneck).
 USGS QUAD CODE: o40073h6
 COUNTIES: NASSAU, WESTCHESTER.
 UTM ZONE 18, NAD83.

NATIONAL FLOOD INSURANCE PROGRAM (NFIP): PANEL 0353F
 FIRM (FLOOD INSURANCE RATE MAP) -
 for WESTCHESTER COUNTY NEW YORK
 (ALL JURISDICTIONS)
 PANEL 353 OF 426
 MAP SUFFIX: F

COMMUNITY	NUMBER
HARRISON, TOWN OF	360912
MAMARONECK, TOWN OF	360917
MAMARONECK, VILLAGE OF	360916

MAP NUMBER: 36119C0353F.
 MAP EFFECTIVE: SEPTEMBER 28, 2007
 ELEVATIONS SPECIFIED IN NAVD88.

ASSESSMENT MAP, THE TOWN OF
 MAMARONECK, WESTCHESTER COUNTY, N. Y.
 SHEET 98, SECTION 9, BLOCK 46, LOT 67

BEST MANAGEMENT PRACTICES:

1. During construction all appropriate Best Management Practices (such as emphasizing careful construction practices, regularly policing the site to prevent debris from entering the waterway, and requiring removal of any debris that does enter into the waterway) will be employed during construction to minimize any potential discharge of eroded soils or other construction related debris.
2. At the end of each work day all debris and non barge-mounted equipment shall be stored as far landward of the seawall as possible.
3. At the end of each work day all stockpiles of debris and construction materials which have potential to migrate shall be covered with a tarp and weighted.



DATUMS

HORIZONTAL DATUM:
 STATE PLANE, NAD 83, NEW YORK EAST - 3101 U.S SURVEY FEET

VERTICAL DATUM:
 ELEVATIONS REFERENCE 0.0 NAVD88
 0.0 NAVD88 = +1.1 NAVD29 = +3.9 USACE MLW

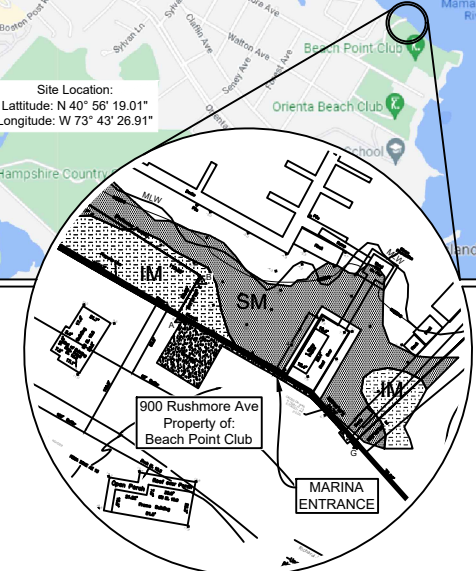
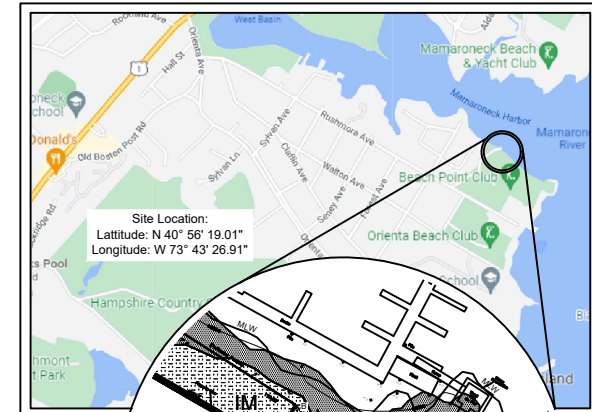
TIDAL DATUMS:
 PUBLICATION DATE: 04/21/2003

Station ID: 8518490
 Name: NEW ROCHELLE, NEW YORK
 NOAA Chart: 12367
 USGS Quad: MOUNT VERNON
 Latitude: 40° 53.6' N
 Longitude: 73° 46.9' W

LENGTH OF SERIES:

Tidal datums at NEW ROCHELLE based on: 2 Years
 TIME PERIOD: January 1980 - December 1981
 TIDAL EPOCH: 1983 - 2001
 CONTROL TIDE STATION: 8516990 WILLETS
 POINT, LITTLE BAY, EAST RIVER

ROUNDED TO THE NEAREST TENTH	NOAA	NOAA	ACE	NAVD88	NGVD29
	MLLW-meters	MLLW-ft	MLW-ft		
HIGHEST OBSERVED WATER LEVEL (02/19/1972)	3.7	12.1	11.8	7.9	9.0
SPRING TIDE	2.5	8.3	8.0	4.1	5.2
MEAN HIGHER HIGH WATER (MHHW)	2.4	8.0	7.7	3.8	4.9
MEAN HIGH WATER (MHW)	2.3	7.6	7.3	3.4	4.5
NORTH AMERICAN VERTICAL DATUM-1988 (NAVD88)	1.3	4.2	3.9	0.0	1.1
MEAN SEA LEVEL (MSL)	1.2	3.9	3.6	-0.3	0.8
MEAN TIDE LEVEL (MTL)	1.2	3.9	3.6	-0.3	0.8
MEAN LOW WATER (MLW)	0.1	0.3	0.0	-3.9	-2.8
MEAN LOWER LOW WATER (MLLW)	0.0	0.0	-0.3	-4.2	-3.1
LOWEST OBSERVED WATER LEVEL (02/02/1976)	1.3	-4.3	-4.6	-8.5	-7.4



DRAWING KEY & ABBREVIATIONS:

- NAVD = NORTH AMERICAN VERTICAL DATUM 1988
- USACE = UNITED STATES ARMY CORPS OF ENGINEERS
- NGVD = NATIONAL GEODETIC VERTICAL DATUM SANDY HOOK 1929
- NYDEC = NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION
- N.T.S. = NOT TO SCALE
- STL = SPRING TIDE LINE
- MHW = MEAN HIGH WATER
- MLW = MEAN LOW WATER

NYSDCE WETLAND CATEGORY:

- IM = INTER TIDAL MARSH
- SM = COASTAL SHOAL, BARS & MUDFLATS
- LZ = LITTORAL ZONE

DRAWING INDEX:

- (1 OF 9) V-01 - VICINITY MAP, DRAWING INDEX, BASED UPONS AND NOTES
- (2 OF 9) D-02 - EXISTING CONDITIONS SITE PLAN
- (3 OF 9) D-03 - EXISTING CONDITIONS REMOVAL SITE PLAN-ENLARGED
- (4 OF 9) D-04 - PROPOSED ACCESS SITE PLAN
- (5 OF 9) D-05 - PROPOSED ACCESS SITE PLAN -ENLARGED
- (6 OF 9) D-05B - PROPOSED PILES INFORMATION
- (7 OF 9) D-06 - PROPOSED CONDITIONS SECTION A-A
- (8 OF 9) D-06A - PROPOSED CONDITIONS SECTION C-C
- (9 OF 9) D-06B - PROPOSED CONDITIONS SECTION D-D

NOTES:

1. No debris will be allowed to enter the intertidal zone.
2. Locations and dimensions of proposed piles, abutment, floating docks, and gangway subject to adjustment and minor field modifications and/or relocation due to field conditions, logistics, material availability, contractor and/or fabrication considerations to ensure the integrity of the respective project components.

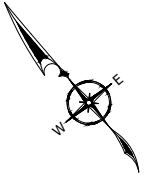
PROPOSED ADA MARINA ACCESS	CLIENT: BEACH POINT CLUB INC. Situate at 900 RUSHMORE AVENUE MAMARONECK, NY 10543	DRAWING TITLE: VICINITY MAP, DRAWING INDEX, BASED UPONS AND NOTES	DATE: 04/28/2022 REVISIONS: 09/30/2022 FOR CLARITY 01/13/2023 FOR CLARITY 03/14/2023 FOR CLARITY	SCALE: as shown PREPARED BY: JUAN CARLOS LOVILL, P.E. CHECKED BY: JCL	V-01 (1 OF 9)
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NOT FOR CONSTRUCTION

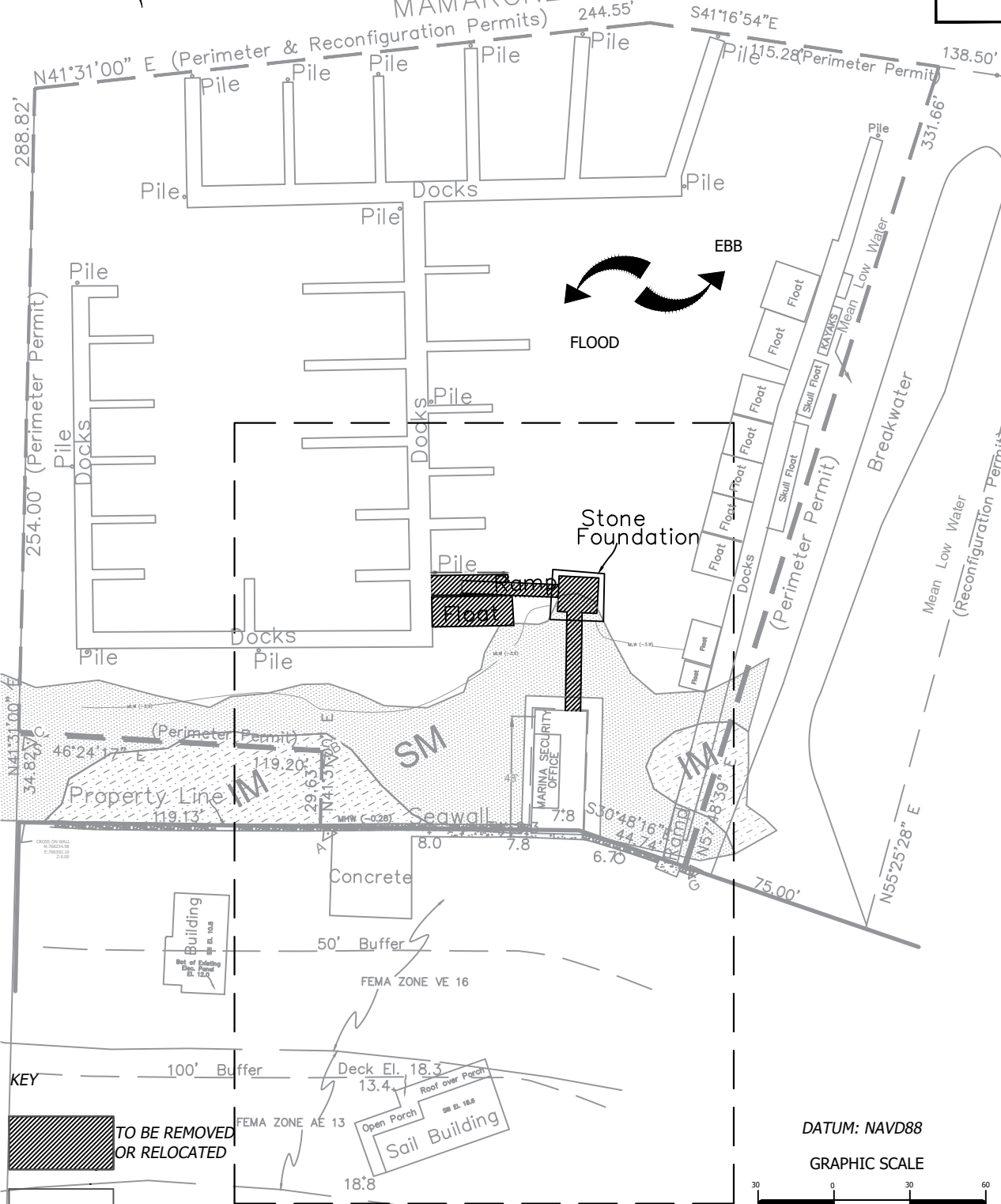


ANDES
Consulting Engineering &
Surveying, pllc

FEDERAL CHANNEL



MAMARONECK HARBOR



PROPOSED ADA
MARINA ACCESS

CLIENT:

BEACH POINT
CLUB INC.
Situate at
900 RUSHMORE AVENUE
MAMARONECK, NY 10543

DRAWING TITLE:

EXISTING CONDITION
SITE PLAN

DATE:

04/28/2022

REVISIONS:

- 08/30/2022 FOR CLARITY
- 01/13/2023 LABELING
- 03/14/2023 FOR CLARITY

SCALE:

as shown

SHEET:

PREPARED BY:
JUAN CARLOS LOVILL,
P.E.

D-02

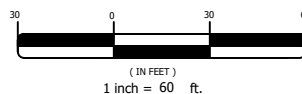
CHECKED BY:
JCL

FILE:
11-Drawing1

(2 OF 9)

DATUM: NAVD88

GRAPHIC SCALE



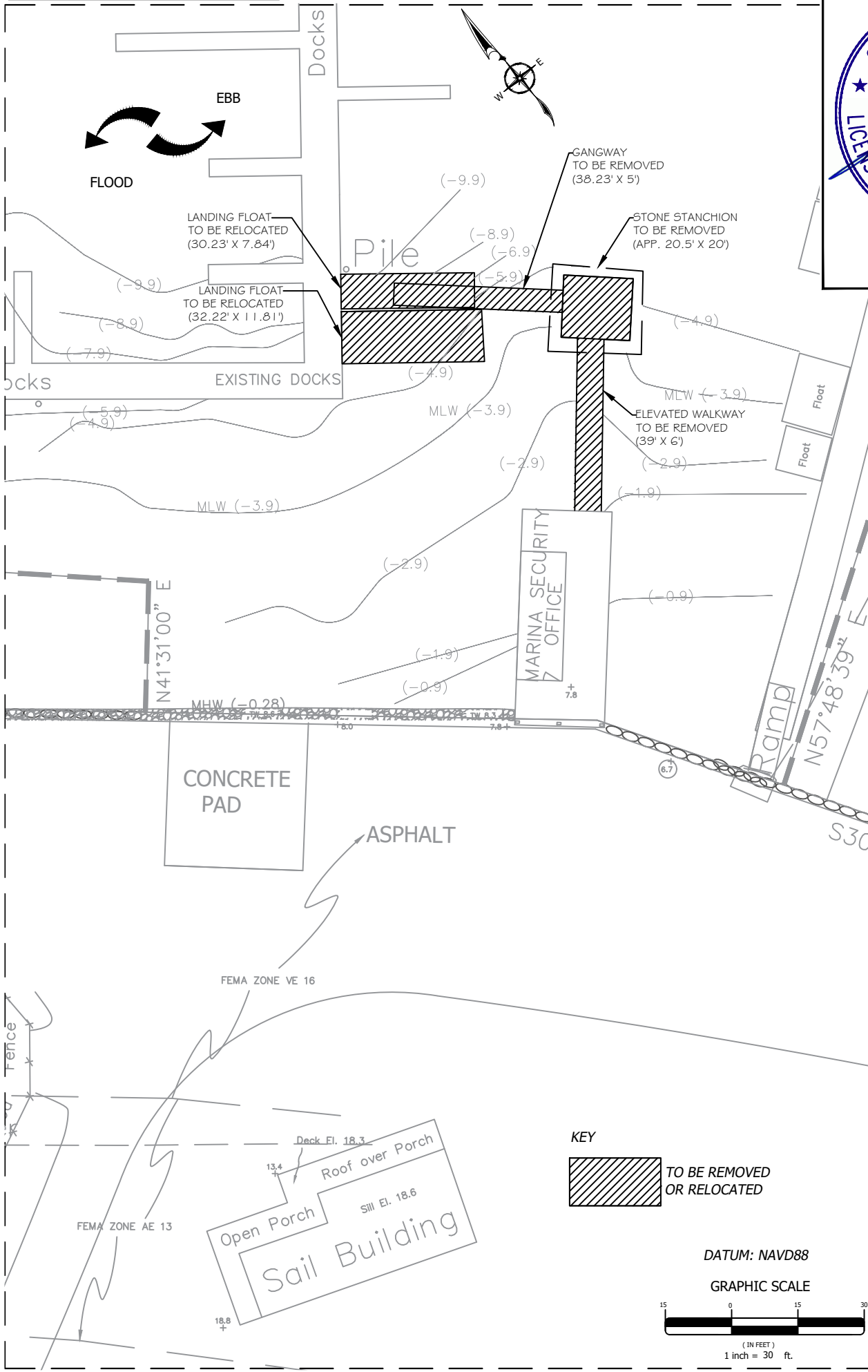
KEY
TO BE REMOVED
OR RELOCATED

SEE D-03

NOT FOR CONSTRUCTION



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Consulting Engineering & Surveying, PLLC



PROPOSED ADA MARINA ACCESS

CLIENT:
BEACH POINT CLUB INC.
Situate at
900 RUSHMORE AVENUE
MAMARONECK, NY 10543

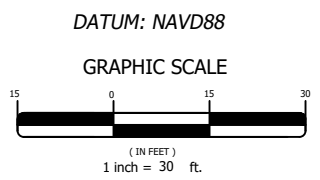
DRAWING TITLE:
EXISTING CONDITIONS REMOVAL SITE PLAN-ENLARGED

DATE:
04/28/2022

REVISIONS:

08/30/2022 FOR CLARITY
01/11/2023 DIMENSIONS
01/11/2023 LABELING
03/14/2023 FOR CLARITY

KEY
 TO BE REMOVED OR RELOCATED



SCALE: as shown

SHEET: **D-03**
(3 OF 9)

PREPARED BY:
JUAN CARLOS LOVILL, P.E.

CHECKED BY:
JCL

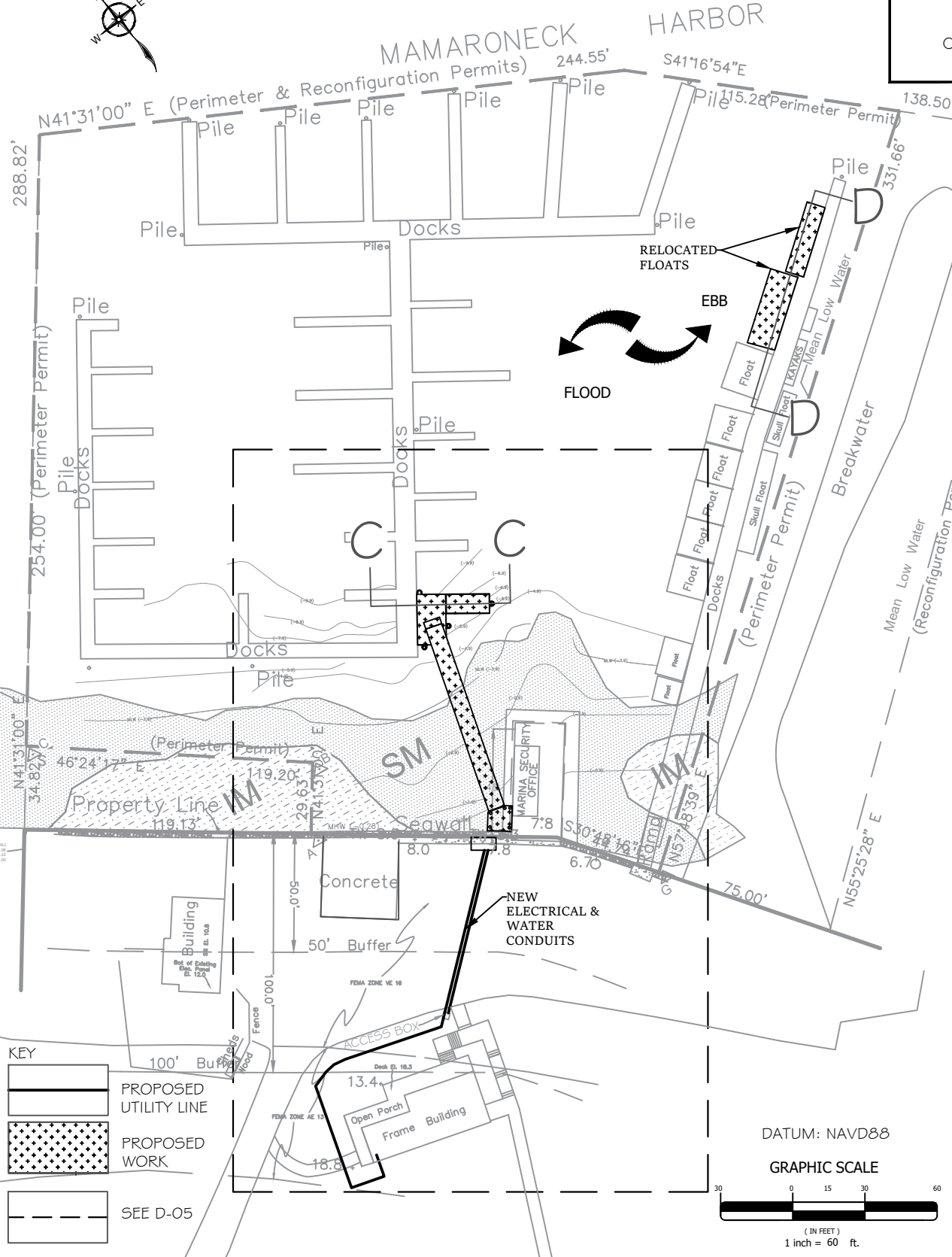
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NOT FOR CONSTRUCTION

FEDERAL CHANNEL



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Consulting Engineering & Surveying, PLLC



PROPOSED ADA MARINA ACCESS

CLIENT:

BEACH POINT CLUB INC.
Situate at
900 RUSHMORE AVENUE
MAMARONECK, NY 10543

DRAWING TITLE:

PROPOSED ACCESS SITE PLAN

DATE:

04/28/2022

REVISIONS:

- 08/30/2022 FOR CLARITY
- 09/26/2022 FOR CLARITY
- 01/13/2023 UTILITY LINE REARRANGEMENT
- 01/13/2023 LABELING
- 03/14/2023 FOR CLARITY

SCALE:

as shown

PREPARED BY:
JUAN CARLOS LOVILL,
P.E.

CHECKED BY:
JCL

FILE:
111Drawings

SHEET:

D-04

(4 OF 9)

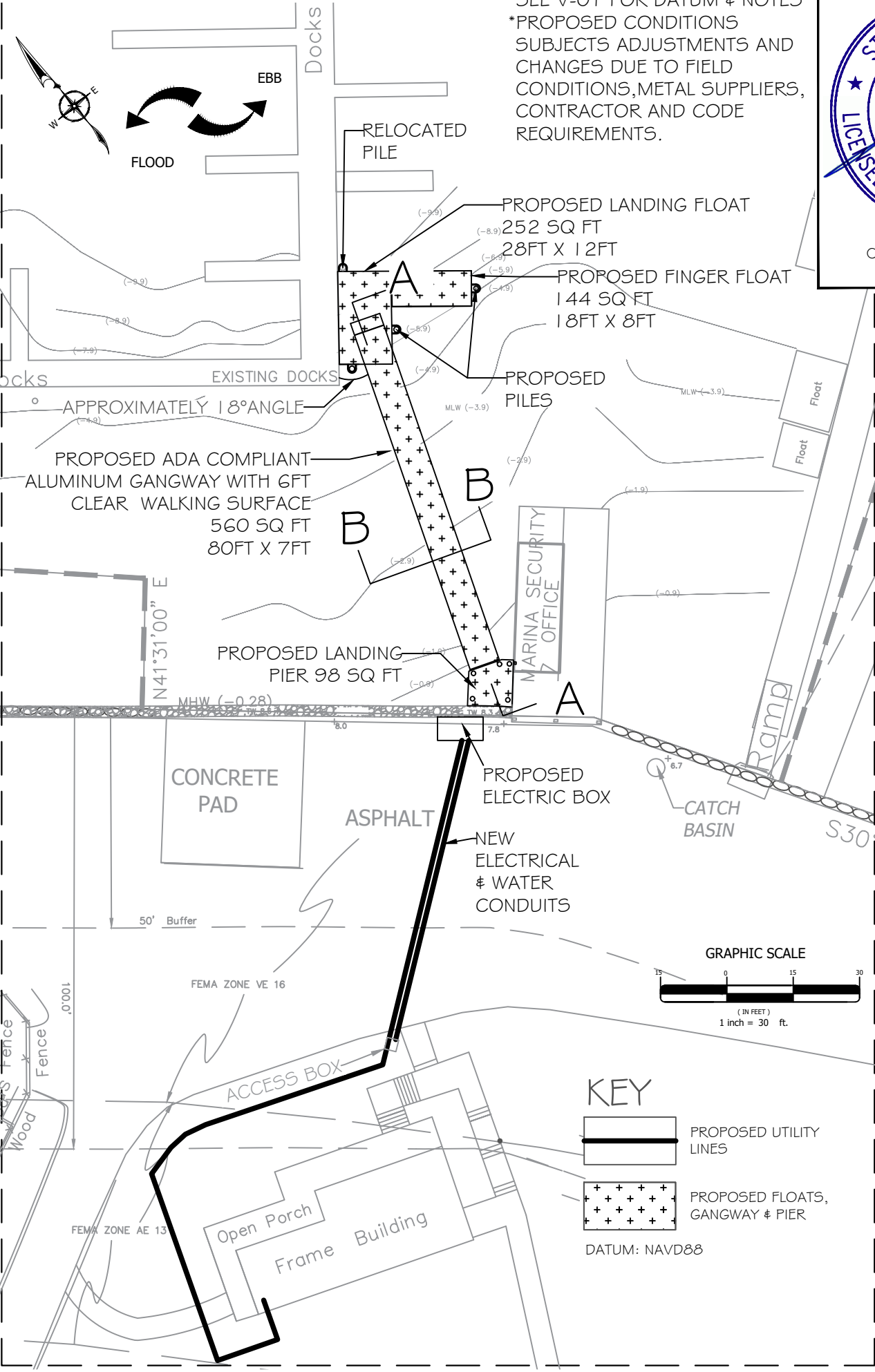
NOT FOR CONSTRUCTION

NOTE:

*SEE V-01 FOR DATUM & NOTES
*PROPOSED CONDITIONS SUBJECTS ADJUSTMENTS AND CHANGES DUE TO FIELD CONDITIONS, METAL SUPPLIERS, CONTRACTOR AND CODE REQUIREMENTS.



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PROPOSED ADA MARINA ACCESS

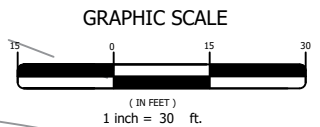
CLIENT:
BEACH POINT CLUB INC.
Situate at
900 RUSHMORE AVENUE
MAMARONECK, NY 10543

DRAWING TITLE:
PROPOSED ACCESS SITE PLAN -ENLARGED

DATE:
04/28/2022

REVISIONS:
08/30/2022 FOR CLARITY
01/13/2023 UTILITY LINE REARRANGEMENT
03/14/2023 FOR CLARITY

SCALE: as shown
SHEET: D-05 (5 OF 9)
PREPARED BY: JUAN CARLOS LOVILL, P.E.
CHECKED BY: JCL
FILE: H:\Drawings\

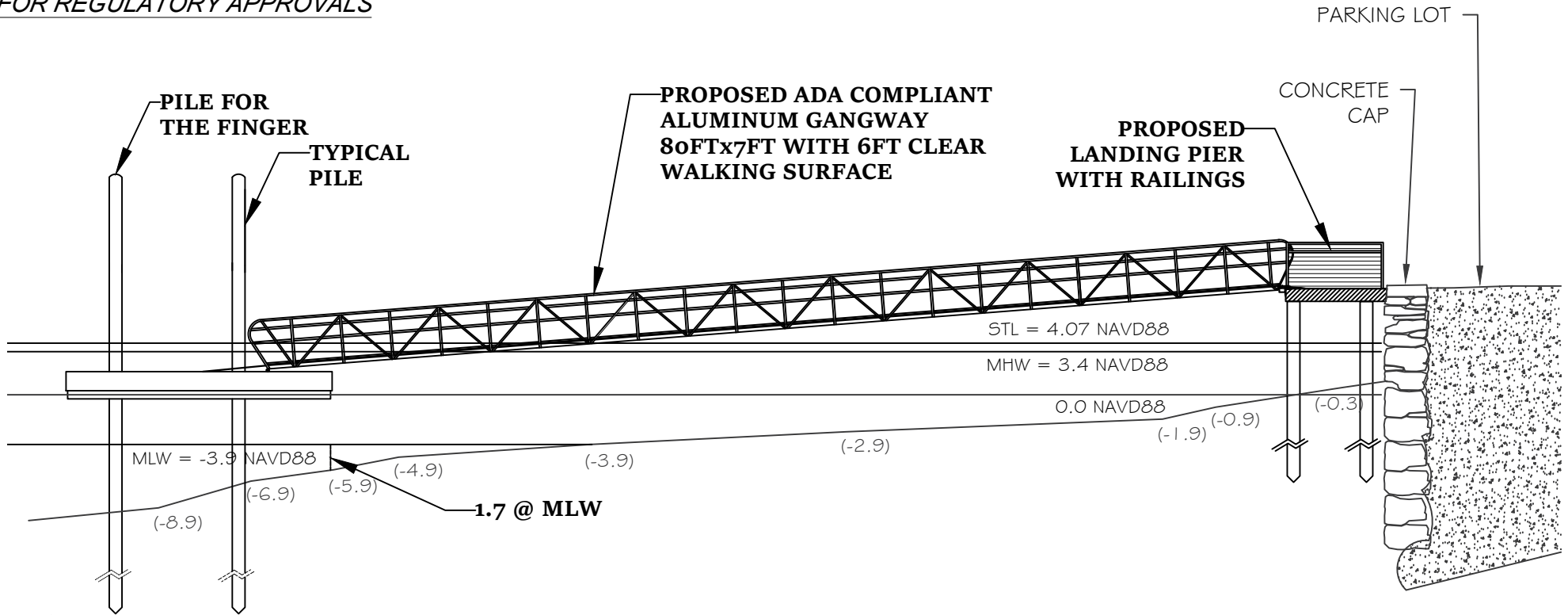


KEY

- PROPOSED UTILITY LINES
- PROPOSED FLOATS, GANGWAY & PIER

DATUM: NAVD88

FOR REGULATORY APPROVALS

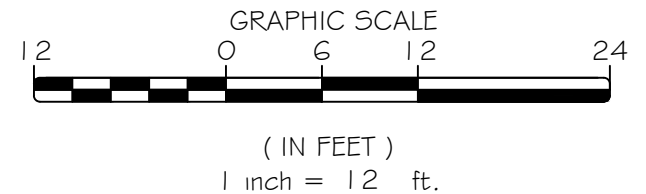


NOTES:

- *STEEL PILES TO BE VIBRATED INTO FIRM MATERIAL ONE FOOT FOR EACH ONE FOOT OF EXPOSED PILE OR DRILLED & VIBRATED INTO FIVE FEET OF NON WEATHERED LEDGE USING CAISSONS AND GROUTED INTO LEDGE, OR APPROVED EQUAL.
- *SEE V-01 FOR DATUM & NOTES.
- *GANGWAY TO HAVE TRANSITION PLATES TOP & BOTTOM.
- *NEW LANDING FLOAT TO HAVE FINGER ON THE NORTHEAST CORNER.
- *NEW LANDING FLOAT TO BE ATTACHED TO THE EXISTING MAIN FLOATS.
- *NEW LANDING PIER SUBJECT TO CHANGE TO COMPOSITE OR ALUMINUM WALKING SURFACE.
- *PROPOSED LANDING FLOAT IS REPLACING THE EXISTING FLOATS IN THE AREA BUT EXCLUDING THAT PORTION OF THE EXISTING FLOAT OVER THE SHALLOWEST WATER, THUS REDUCING ENVIRONMENTAL IMPACT



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Surveying, pllc



PROPOSED ADA MARINA ACCESS	CLIENT: BEACH POINT CLUB INC. <small>Situate at 900 RUSHMORE AVENUE MAMARONECK, NY 10543</small>	DRAWING TITLE: PROPOSED CONDITIONS SECTION A-A	DATE: 09/26/2022	SCALE: as shown	SHEET:
			REVISIONS: 01/13/2023 DIMENSION 01/13/2023 FOR CLARITY 03/14/2023 FOR CLARITY	PREPARED BY: JUAN CARLOS LOVILL, P.E.	D-06 (7 OF 9)
			FILE: BeachPt2022\BeachPt Plan	CHECKED BY: JCL	

FOR REGULATORY APPROVALS

SECTION C-C

PROPOSED LANDING FLOAT
12FTx21FT

PROPOSED FINGER FLOAT
8FTx18FT

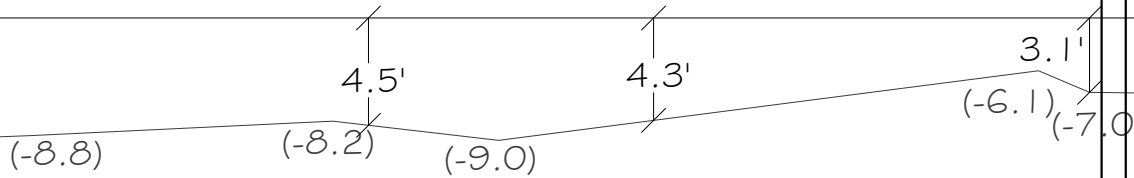
PILE FOR THE FINGER

STL = 4.07 NAVD88

MHW = 3.4 NAVD88

0.0 NAVD88

MLW = -3.9 NAVD88



GRAPHIC SCALE

(IN FEET)

1 inch = 8 ft.

DATUM: NAVD88



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PROPOSED ADA
MARINA ACCESS

CLIENT:

BEACH POINT CLUB INC.

Situate at
900 RUSHMORE AVENUE
MAMARONECK, NY 10543

DRAWING TITLE:

PROPOSED
CONDITIONS
SECTION C-C

DATE: 09/26/2022

REVISIONS:

01/13/2023 LABELING

03/14/2023 FOR CLARITY

SCALE: as shown

PREPARED BY:

JUAN CARLOS LOVILL,
P.E.

CHECKED BY: JCL

SHEET:

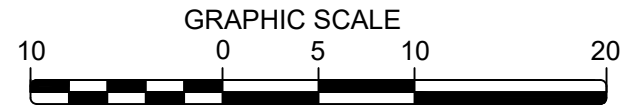
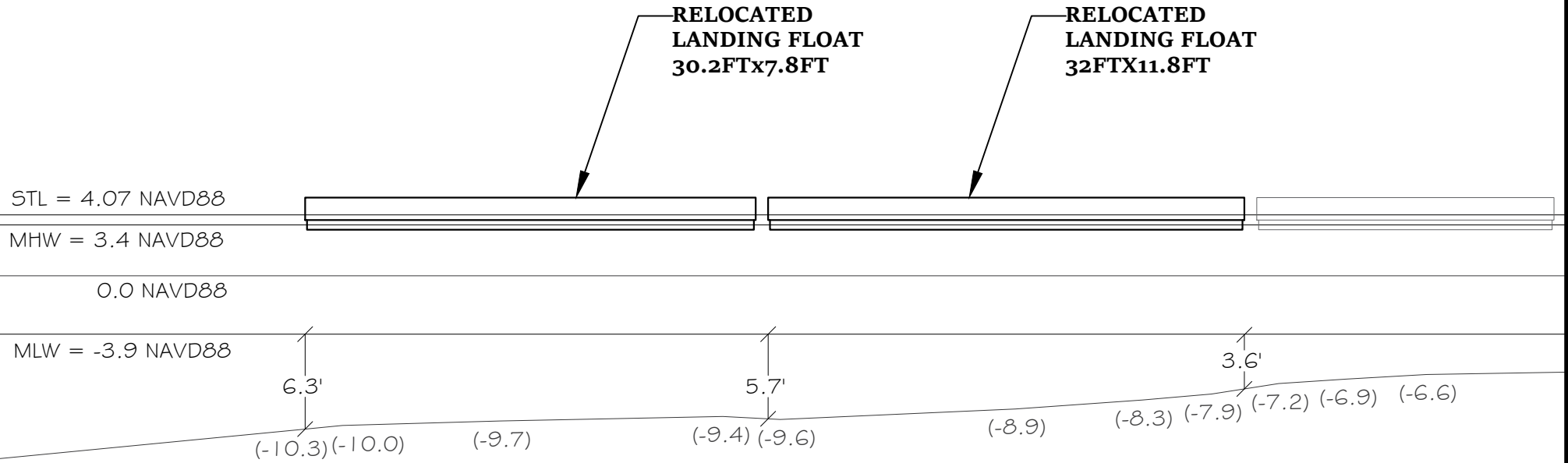
D-06A

(8 OF 9)

FILE: BeachPt2022\BeachPt_Plan

FOR REGULATORY APPROVALS

SECTION D-D



(IN FEET)
1 inch = 10 ft.
DATUM: NAVD88



ANDES
Consulting Engineering &
Surveying, pllc

PROPOSED ADA
MARINA ACCESS

CLIENT:
BEACH POINT CLUB INC.
Situatue at
900 RUSHMORE AVENUE
MAMARONECK, NY 10543

DRAWING TITLE:
**PROPOSED
CONDITIONS
SECTION D-D**

DATE: 09/26/2022
REVISIONS: 01/13/2023 LABELING 03/14/2023 FOR CLARITY
FILE: BeachPt2022\BeachPt_Plan

SCALE: as shown
PREPARED BY:
JUAN CARLOS LOVILL,
P.E.
CHECKED BY: JCL

SHEET:
D-06B
(9 OF 9)