

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-2024-00557-EMI

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).

APPLICANT: The Trust for Governors Island

10 South Street, Slip 7 New York, New York 10004

ACTIVITY: Replacement of an existing pier and ferry terminal structures

WATERWAY: Buttermilk Channel

LOCATION: Yankee Pier - Governors Island, Borough of Manhattan, New York County, City

of New York, 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 EMAILED TO REACH THIS OFFICE BEFORE THE EXPIRATION DATE OF THIS NOTICE,

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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 and the New York State Cultural Resource Information System (CRIS) and identified that the Yankee Pier is not eligible for listing in the National Register but is located adjacent to the Governors Island Historic District. Based on coordination with the New York State Historic Preservation Office (NYSHPO) concurred that the proposed work would have no adverse effect to historic or archaeological resources. Presently unknown archeological, scientific, prehistorical, or historical data may be lost by work accomplished under the required permit.

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

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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 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

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 Christopher.W.Minck@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

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WORK DESCRIPTION

The permit applicant, The Trust for Governors Island, has requested Department of the Army (DA) authorization to replace an existing timber pier with a new concrete pier (Yankee Pier) in Buttermilk Channel on Governors Island, Borough of Manhattan, New York County, City of New York, New York

The proposed work would involve the following:

Remove the existing superstructure of the Yankee Pier consisting of an approximately 20-foot-wide by 230-foot-long and a 30-foot-wide by 415-foot-long section. The fendering piles and corner clusters will also be removed. The piles below the base of bent cap will remain for the first approximately 168 feet of the Yankee Pier. Additionally, twenty (20) free standing timber piles will also be removed. The existing ten-foot-wide by 48-foot-long ramp and 35-foot-wide by 90-foot-long ferry terminal barge and four (4) 40-inch diameter anchor pile would be temporarily relocated and installed along the new proposed pier as described below.

Construct a new 55-foot-wide by 265-foot-long concrete pier supported by approximately fifty-four (54) 24-inch diameter steel pipe piles. From the western end of the pier, the relocated ten-foot-wide by 48-foot-long ramp and 35-foot-wide by 90-foot-long ferry terminal barge will be relocated with four (4) associated 40-inch diameter anchor piles. Three (3) new 36-inch diameter steel pipe dolphin monopiles with associated donut fendering will also be installed. From the eastern end of the pier, install two (2) new 12-foot-wide by 80-foot-long gangways leading to a new 60-foot-wide by 200-foot-long ferry landing barge secured by eight (8) 40-inch diameter anchor piles to support up to four (4) vessels. Eleven (11) new 36-inch diameter steel pipe dolphin monopiles with associated donut fendering will be installed to create slips.

On the west side of the pier, an approximately 4,532-square-foot irregularly shaped open-grate "eco-pier" structure will be constructed. The eco-pier would be supported by forty-four (44) 16-inch diameter steel pipe piles.

The applicant has stated that they have avoided, minimized, and mitigated for potential impacts proposed, to the maximum extent practicable by using a turbidity curtain around the project area and utilizing a soft start during pile driving to minimize turbidity. Construction of the project will be completed in phases to maintain ferry operations (See sheet 7 of 22 for phasing plan).

The purpose for this project is to replace the existing Yankee Pier to improve access to Governors Island.





INDIGO RIVER ARCHITECTURE AND ENGINEERING, D.P.C. POBOX 731 NYACK, NY 10960

PO BOX 731 NYACK, NY 1 +1.917.740.2129

BUCKMAN ENGINEERING, PLLC 255 DEAN STREET BROOKLYN, NY 11217 +1.917.838.6142 PROJECT TITLE:

YANKEE PIER REPLACEMENT PHASE 1

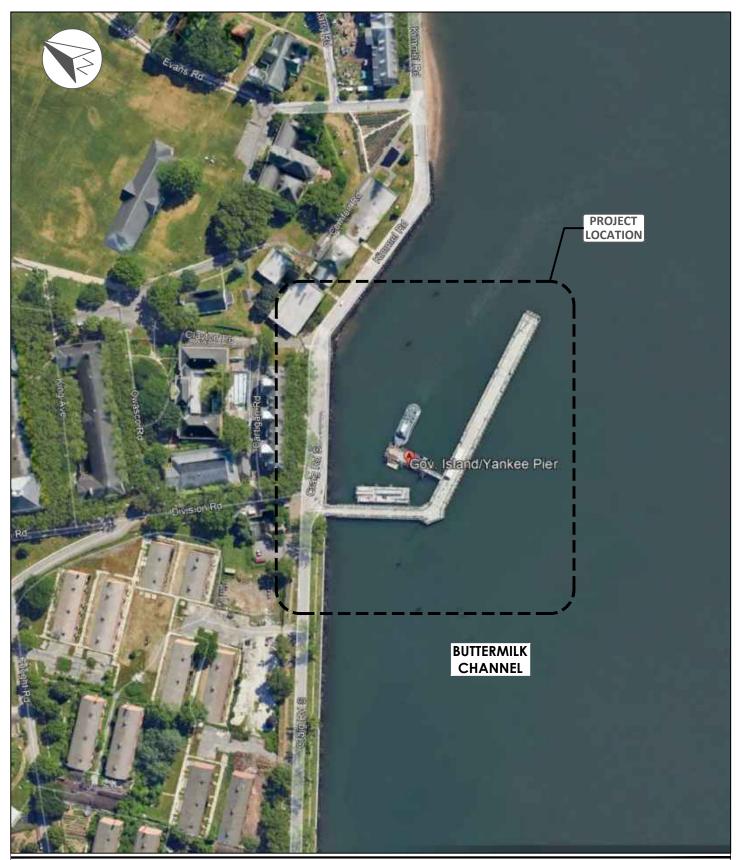
GOVERNORS ISLAND, NY 10004
PREPARED FOR

PREPARED FOR TRUST FOR GOVERNORS ISLAND 10 SOUTH ST, SLIP 7, NEW YORK, NY 10004 SHEET TITLE:

LOCATION MAP

PROJ. NO: 22120 DATE: 07.18.24 DRAWN BY: OEP CHK'D BY: AU SCALE: AS NOTED DRAWING NO:

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INDIGO RIVER ARCHITECTURE
AND ENGINEERING, D.P.C.

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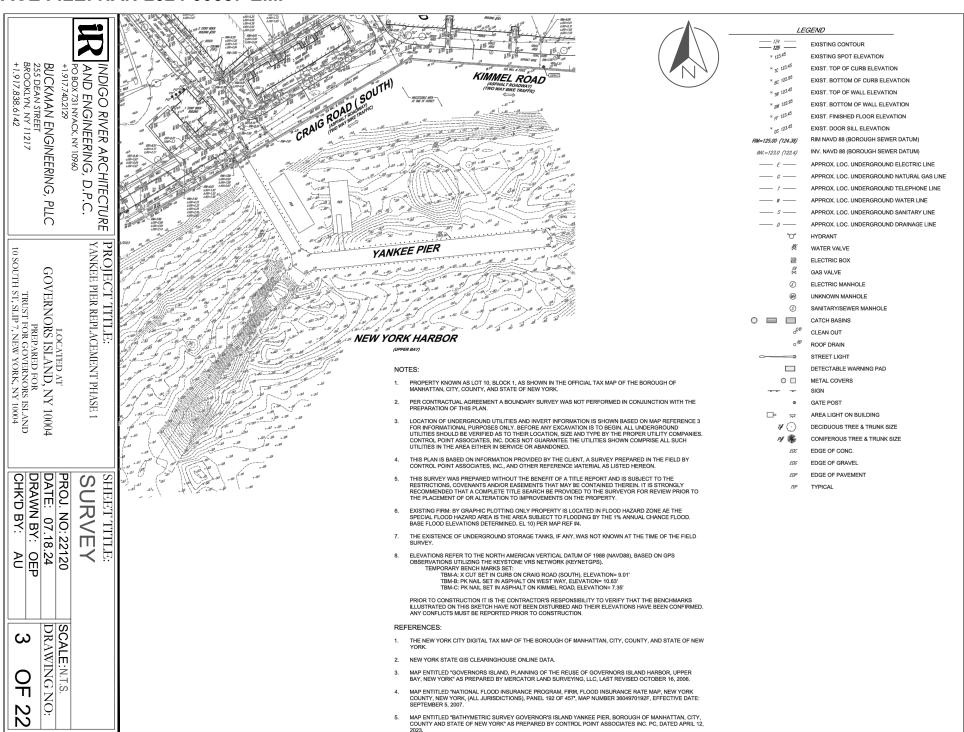
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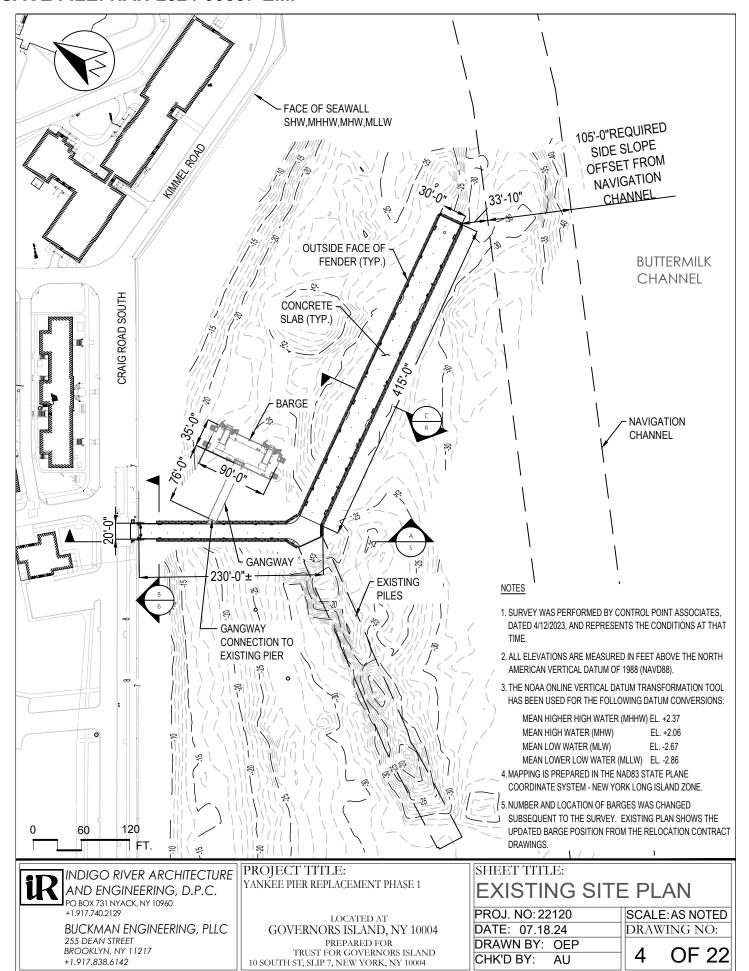
VICINITY MAP

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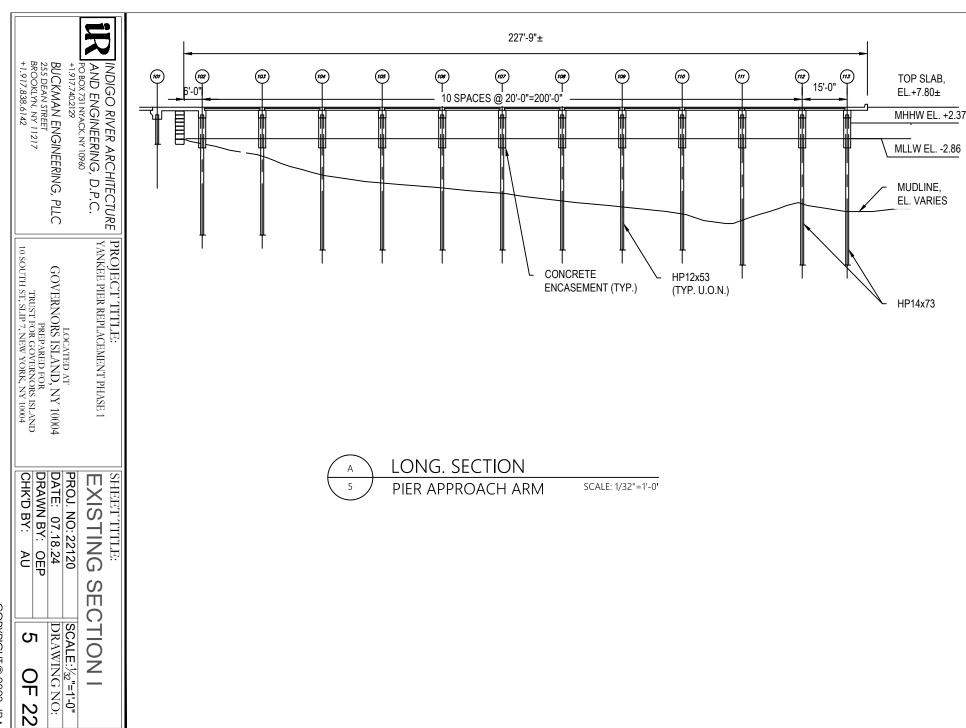
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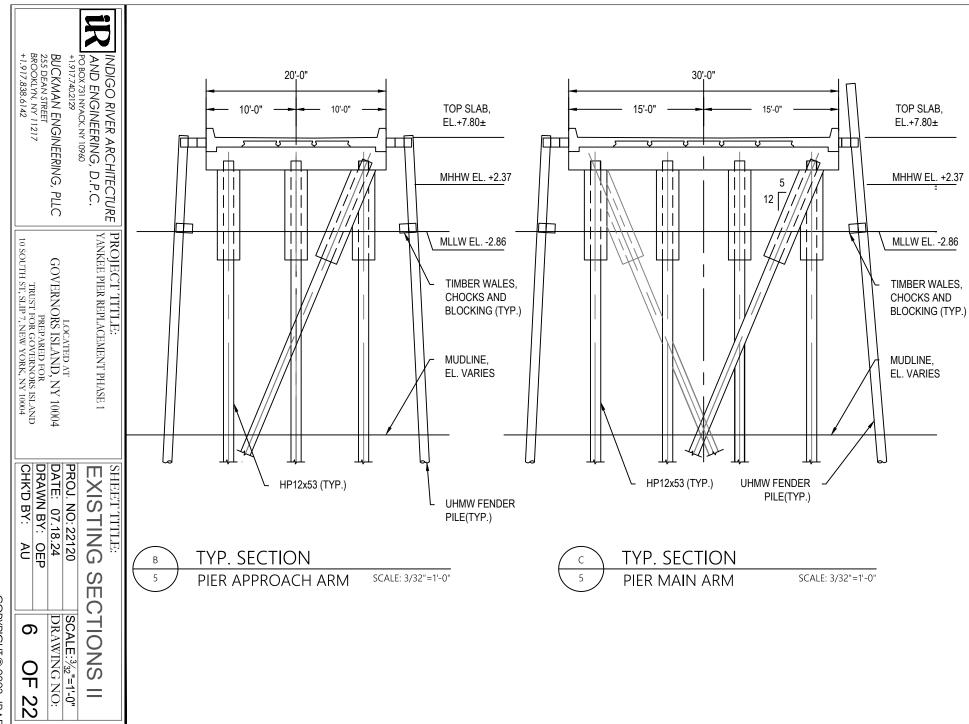


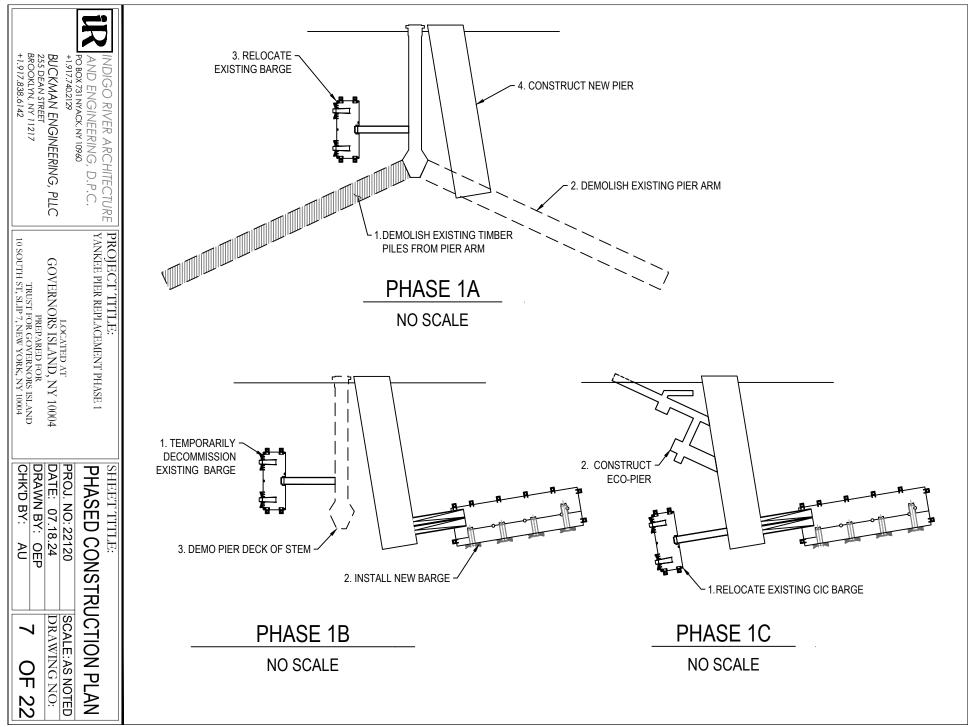


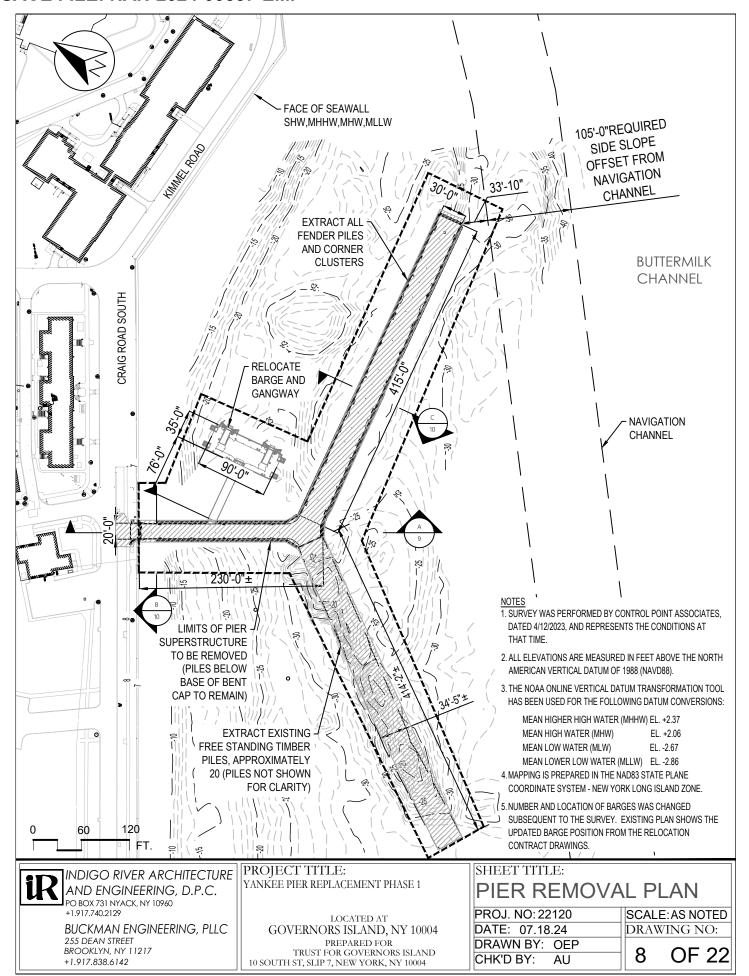
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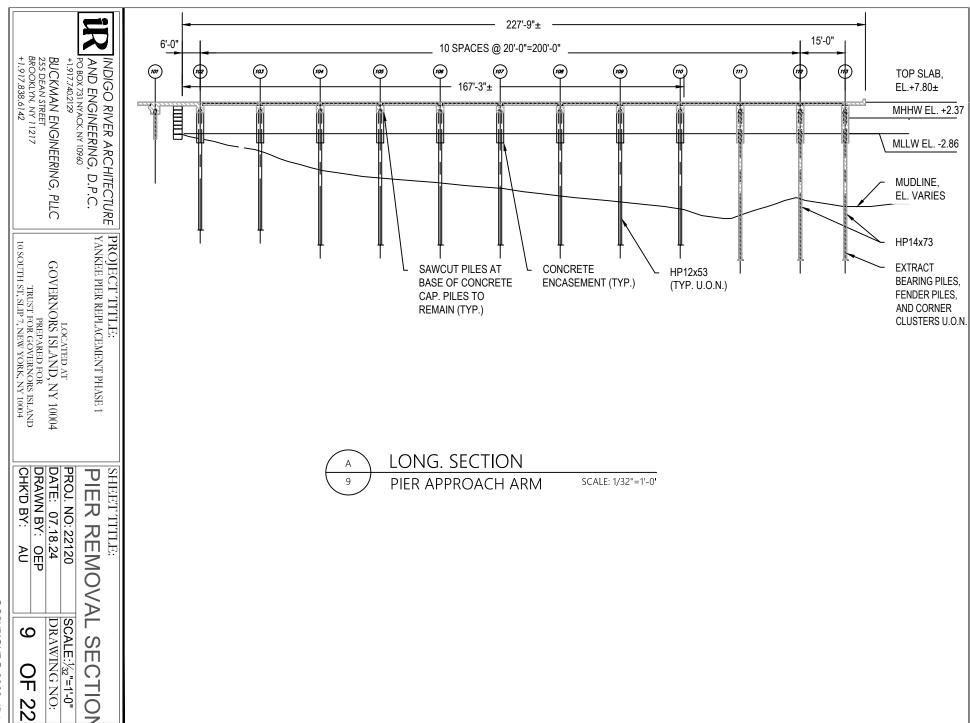
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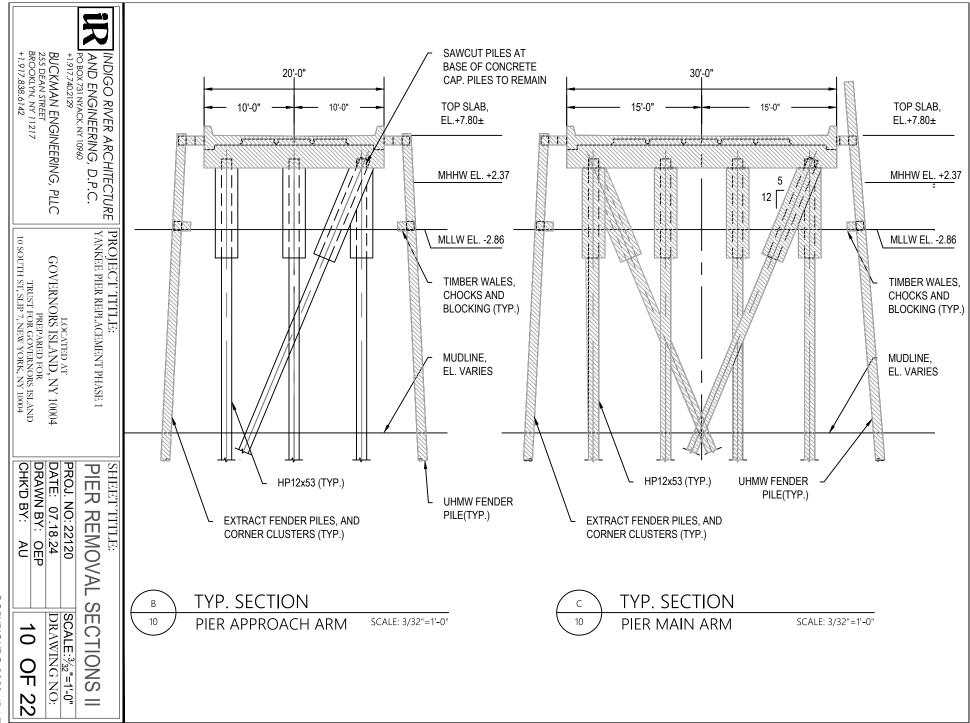


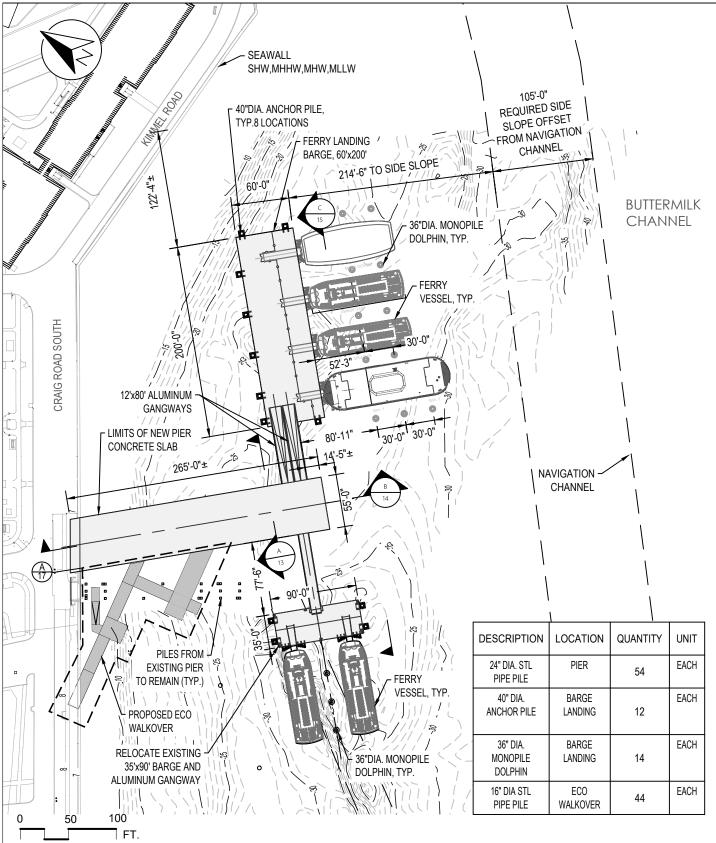


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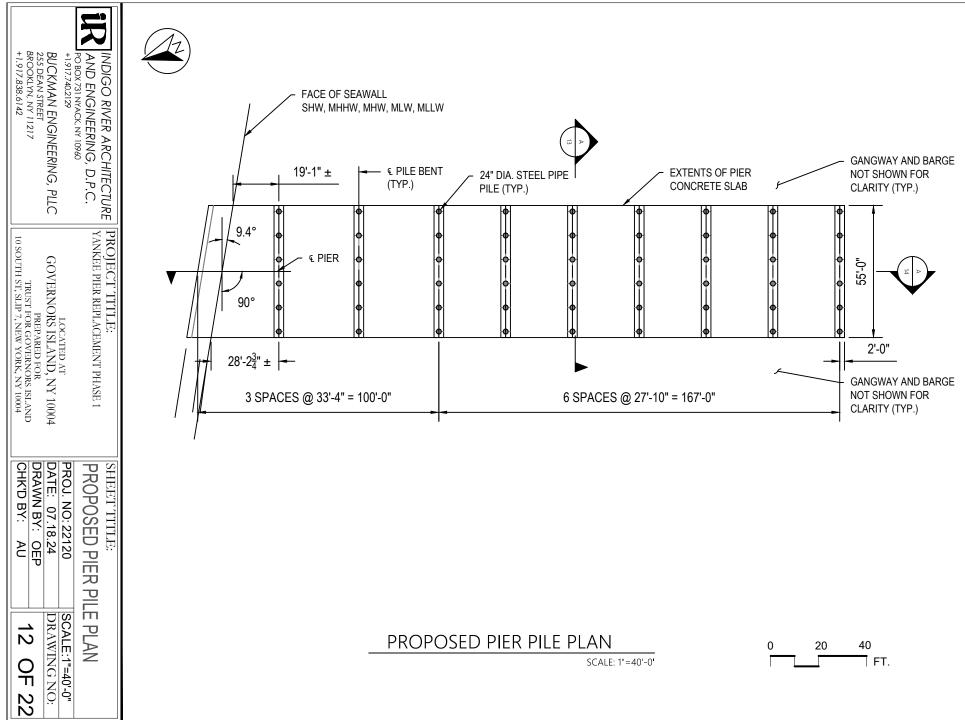
GOVERNORS ISLAND, NY 10004

PREPARED FOR TRUST FOR GOVERNORS ISLAND 10 SOUTH ST, SLIP 7, NEW YORK, NY 10004 SHEET TITLE:

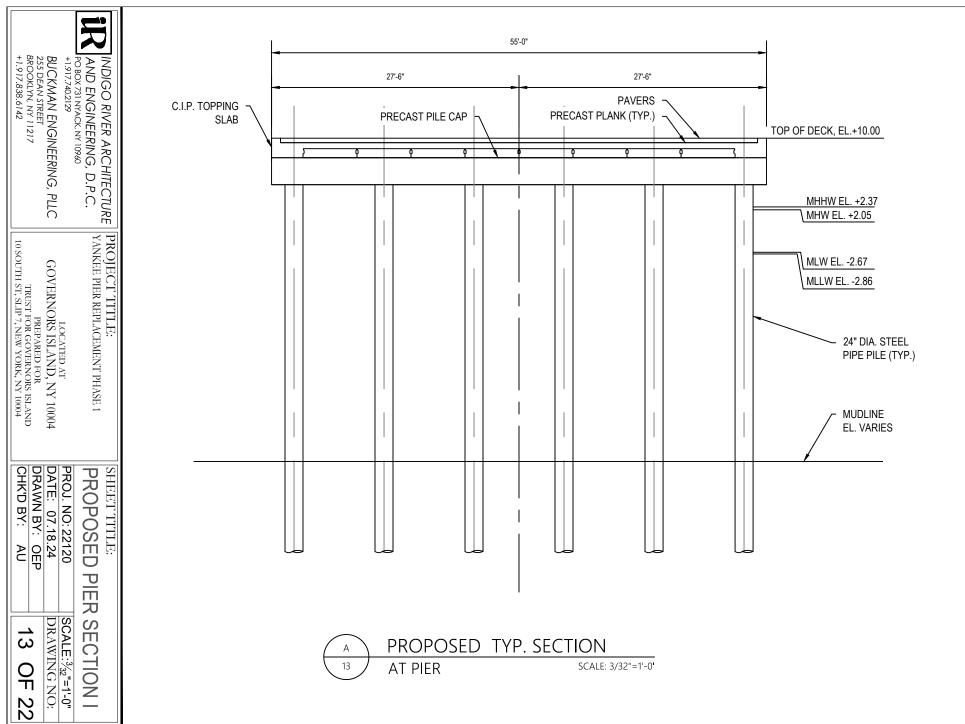
PROPOSED PIER PLAN

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DATE: 07.18.24	
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CHK'D BY: AU	

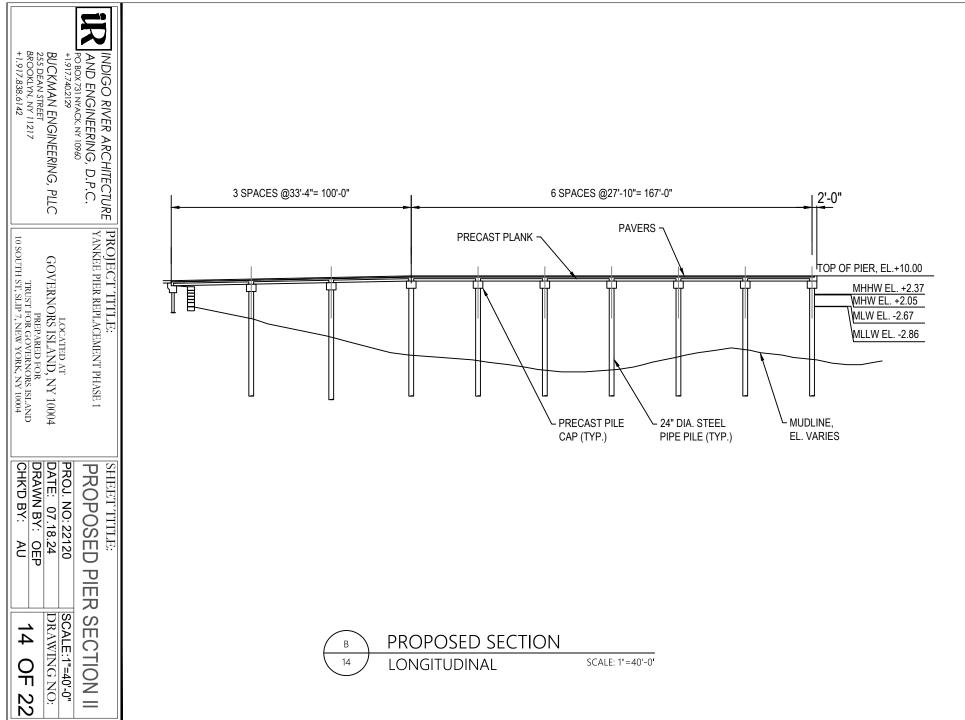
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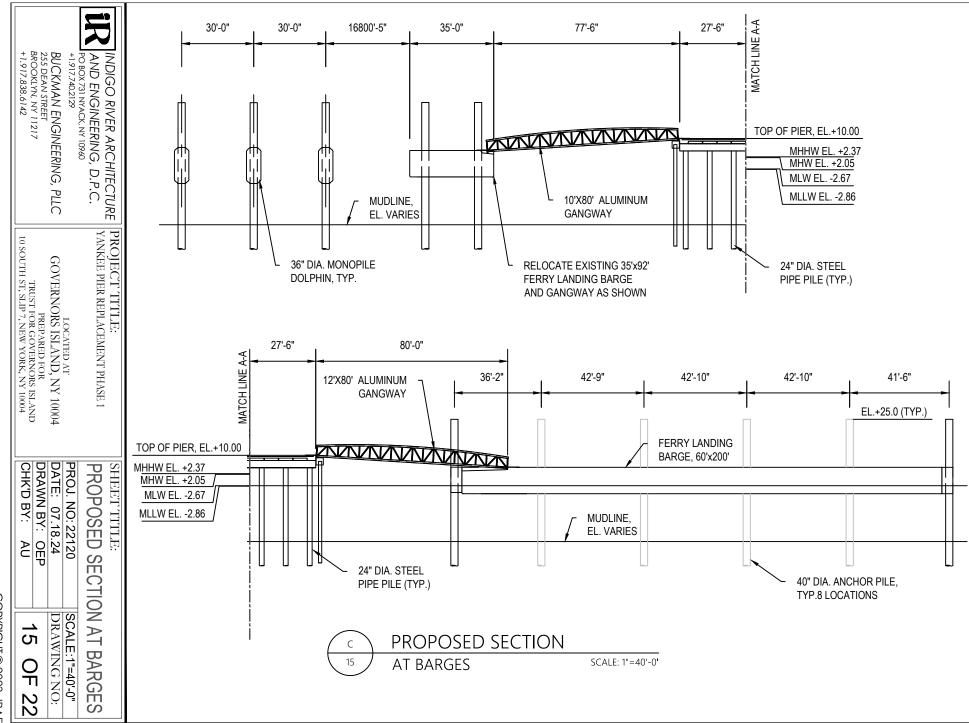
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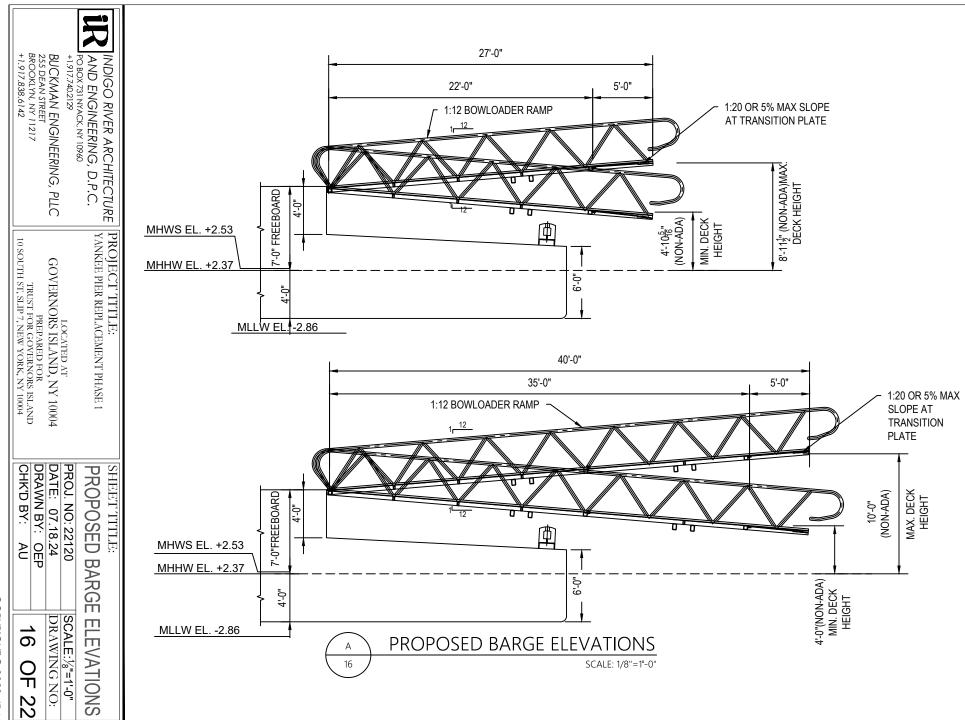
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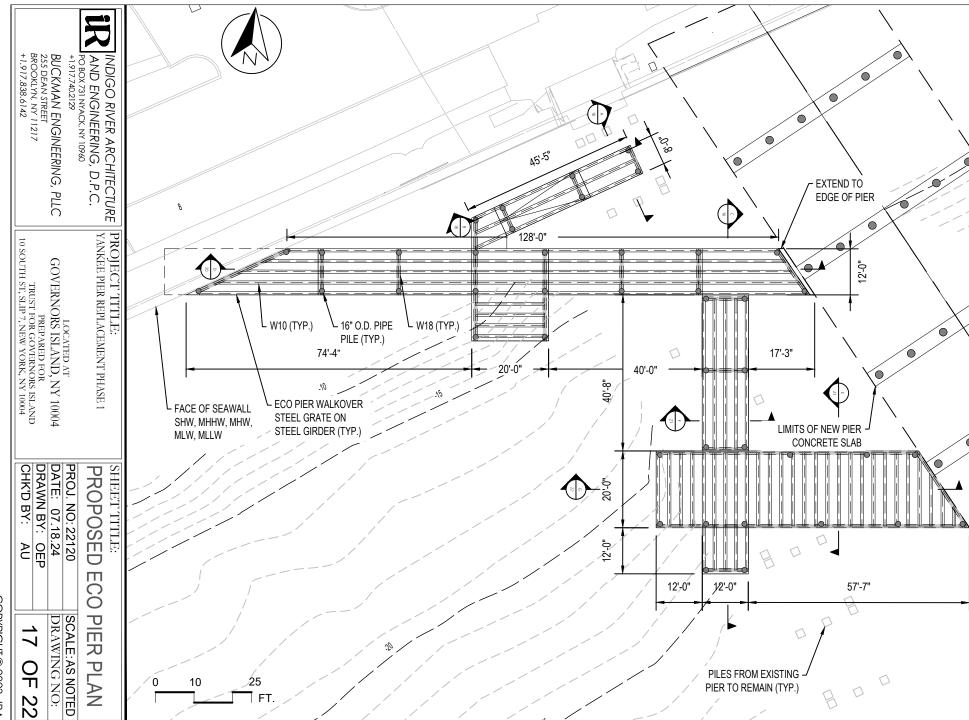
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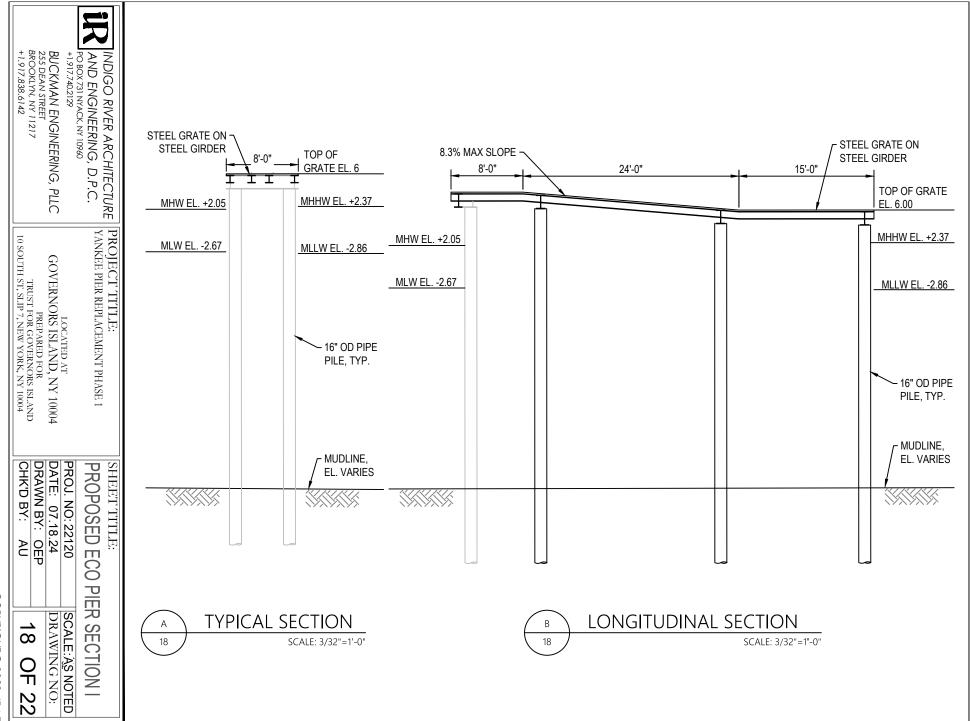
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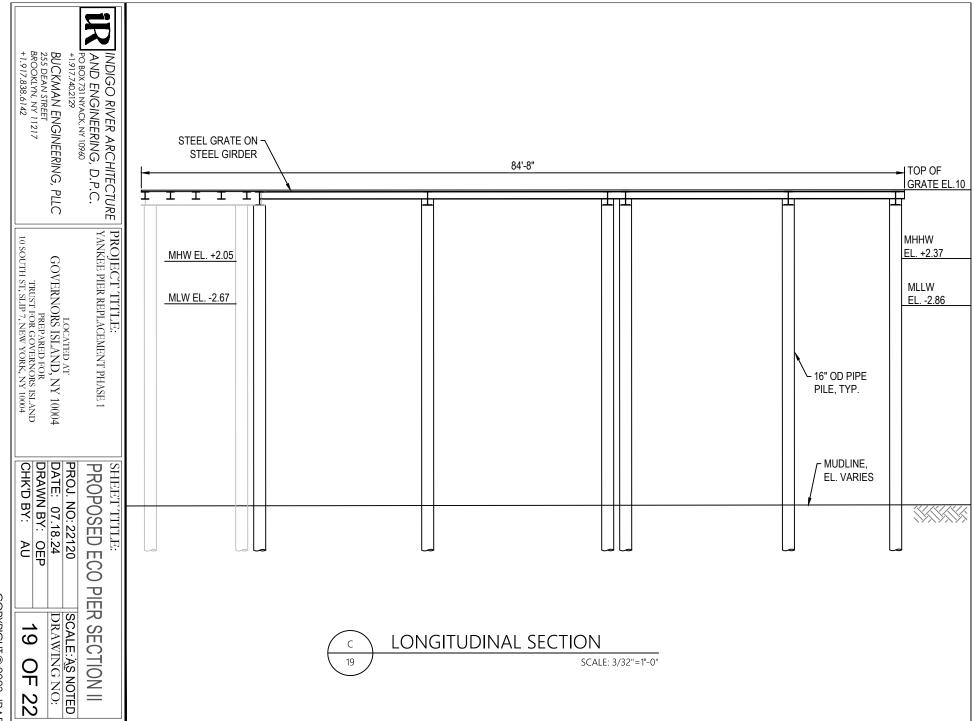
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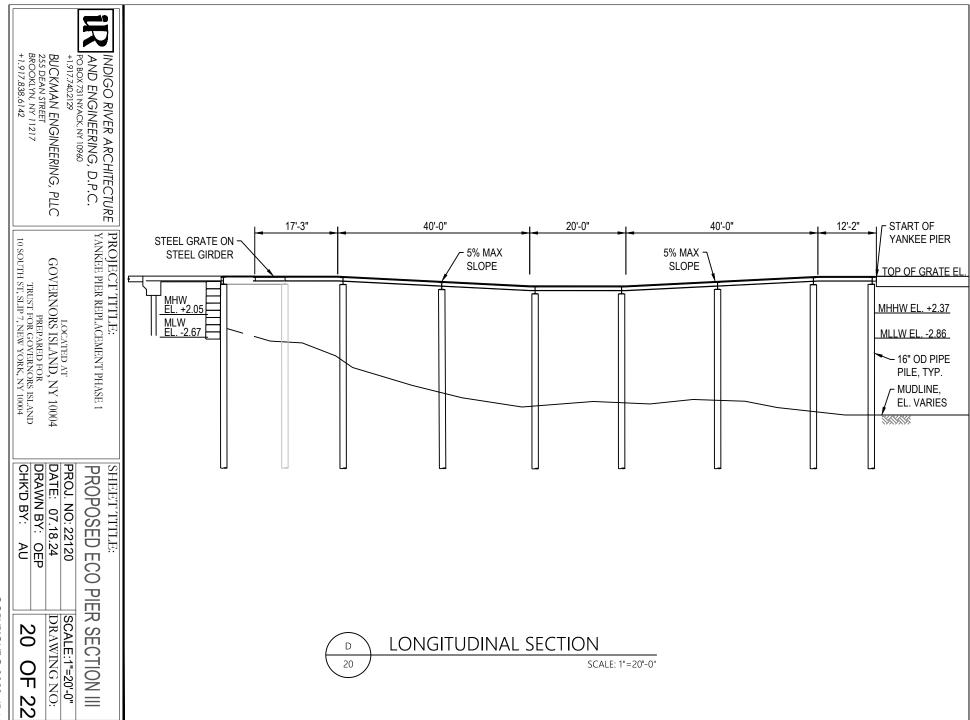
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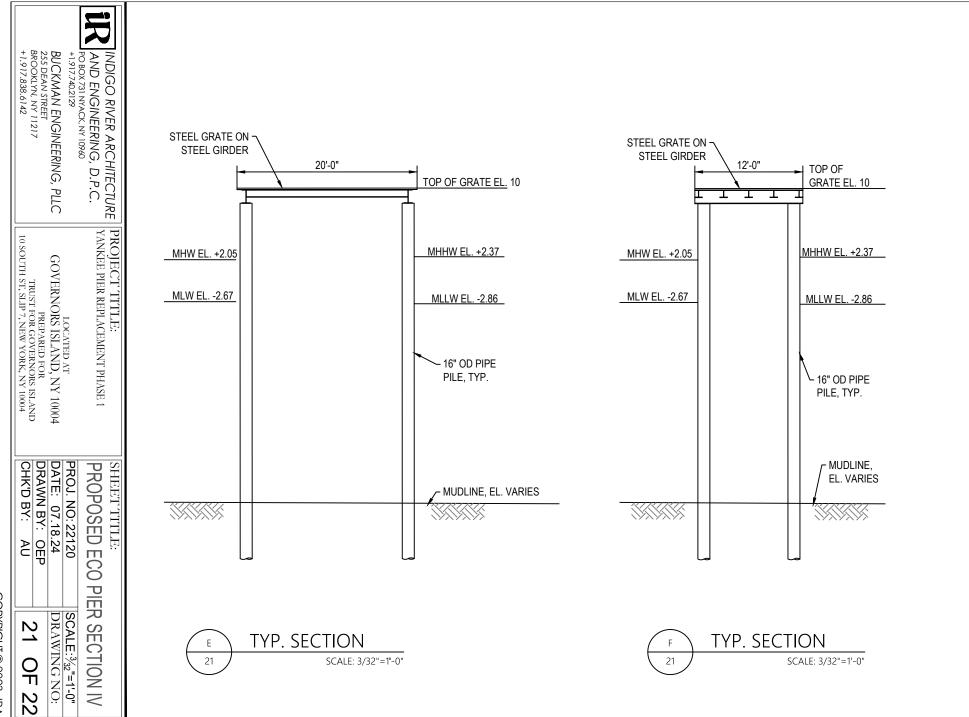
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