



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-2020-01310-EVI**
Issue Date: **August 13, 2021**
Expiration Date: **September 13, 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) and Section 404 of the Clean Water Act (33 U.S.C. 1344):

APPLICANT: Shinnecock Shores Association, Inc.
Attn: Ashley DeCabia
2 Barracuda Road
East Quogue, NY 11942

WATERWAY: Five separate canals, tributaries of Shinnecock Bay

LOCATION: Dredge Locations: Five separate canals within Shinnecock Bay

Dredge Material Placement Location: Diked off upland disposal site located to the north of Whiting and Shinnecock Road, East Quogue, Town of Southampton, Suffolk County, New York.

ACTIVITY: Dredge, with ten-year maintenance, with placement at upland disposal site and return flow of dewatered dredged material.

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

CENAN-OP-RE
PUBLIC NOTICE NO. NAN-2020-01310-EVI

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 Robert.T.Vietri@usace.army.mil 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 adversely 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 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.

**CENAN-OP-RE
PUBLIC NOTICE NO. NAN-2020-01310-EVI**

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 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

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 or comments concerning this application, you may contact Mr. Robert T. Vietri at (917) 790-8379 or email Robert.T.Vietri@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>.

 Date:
2021.08.10
14:29:54 -04'00'

FOR AND IN BEHALF OF
Stephan A. Ryba
Chief, Regulatory Branch

Encl

**CENAN-OP-RE
PUBLIC NOTICE NO. NAN-2020-01310-EVI**

WORK DESCRIPTION

The applicant, Shinnecock Shores Association, Inc., has requested Department of the Army (DA) authorization to conduct dredging, with ten-year maintenance with placement of all resultant dredged material at a diked off upland disposal site located to the north of Whiting and Shinnecock road. The project is located within five separate canals, tributaries of Shinnecock Bay in East Quogue, Town of Southampton, Suffolk County, New York.

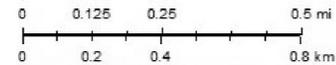
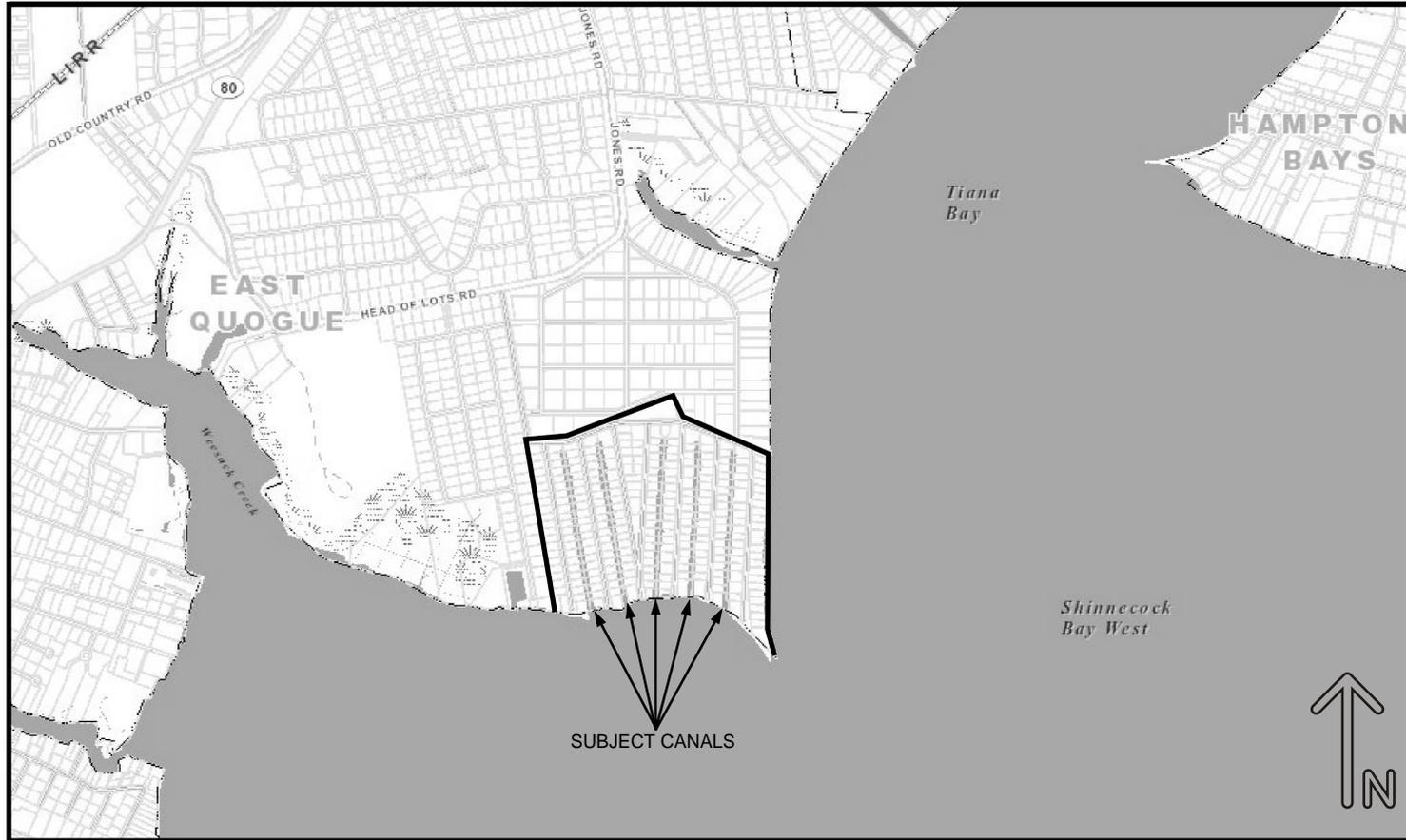
Dredge, with ten-year maintenance, by hydraulic dredge approximately 7,000 cubic yards (CY) of material from five separate canals (canal A, canal B, canal C, canal D and canal E) ranging in width from approximately 62 to 71 feet wide by ranging in length from approximately 1,621 to 1,716 feet long. Dredging will be conducted to a maximum depth of five feet below the plane of Mean Low Water (MLW) and the approximate slope would be 1 to 2. The total dredge area of all five canals is approximately 210,100 square feet.

The resultant approximately 7,000 CY of dredged material would be pumped to a designated upland dewatering site located to the north of Whiting and Shinnecock Road, East Quogue, Town of Southampton, Suffolk County, New York. A spillway consisting of a return pipe will be placed on the south side of the upland dewatering site and will enter the centermost canal (canal C). The purpose of the upland dewatering site is to allow settling of dredged material with the return pipe allowing the excess water to exit the area and return to the waterway. After dewatering, all dredged material would be trucked to and approved upland disposal site. The duration of the dredging activity would be approximately five (5) weeks.

The applicant plans to conduct dredging annually within the ten-year maintenance period with up to a total of approximately 2,500 CY of material per event and have stated that they have avoided, minimized, and mitigated for potential impacts proposed to the maximum extent practicable by limiting the dredged area to the minimum area required for safe and reasonable mooring depth within the five separate canals. Any potential impacts would be temporary and would be offset by implementing best management practices associated with the proposed use of a hydraulic dredge. The use of a hydraulic dredge would provide the cleanest and least obtrusive method for sediment removal and transport, minimizing to the greatest extent possible any potential adverse effects to the aquatic environment.

The stated purpose of this project is to provide safe navigation for recreational marine vessels transiting in and out of the five canals.

USACE FILE: NAN-2020-01310-EVI



Prepared by The Town of Southampton
GIS Department

September 24, 2020

Author:



REVISIONS	DATE		

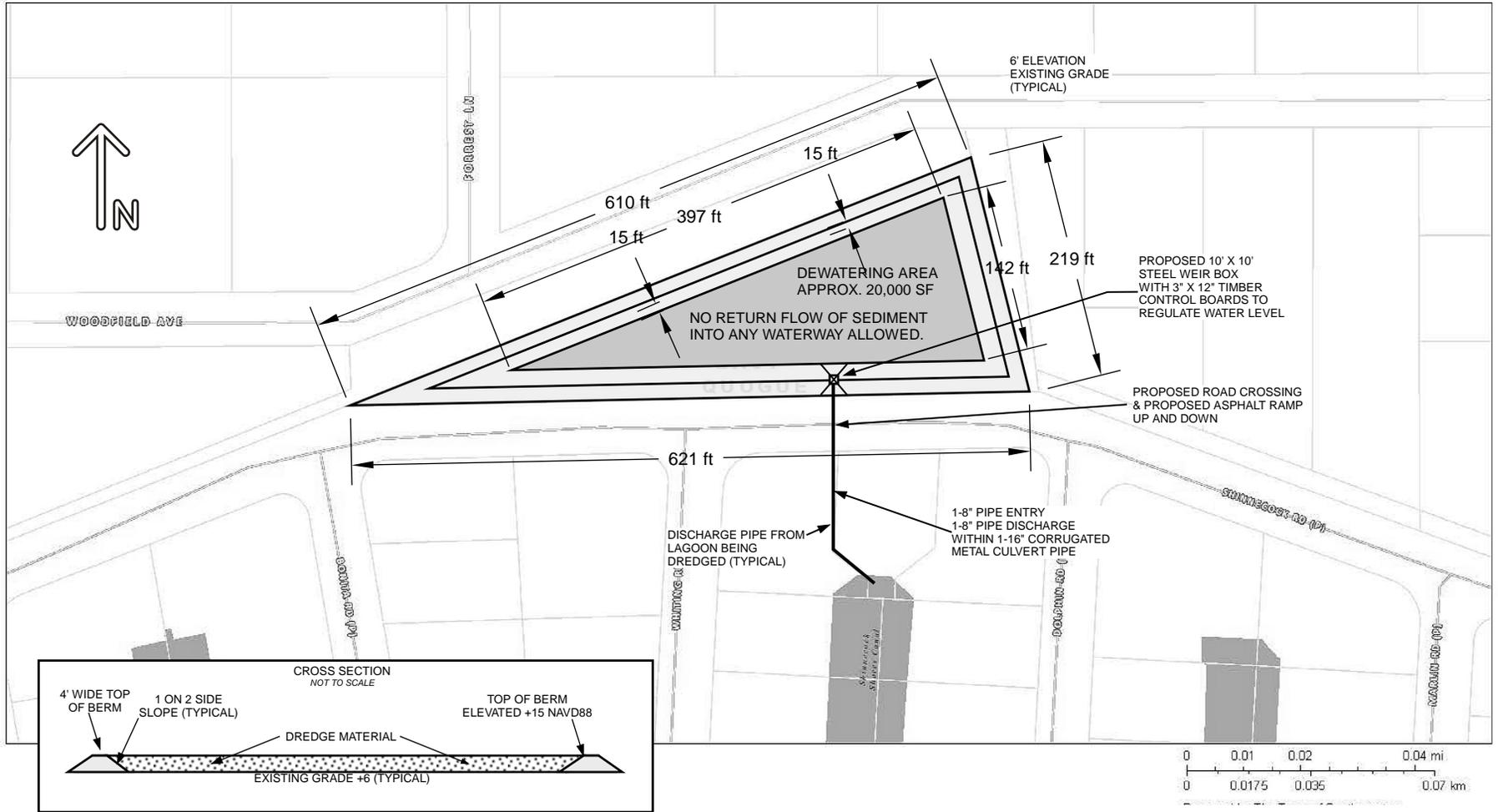


P.O. Box 1212, 4 Arthur Street
Westhampton Beach, N.Y. 11978
(631)288-2271; fax (631)288-8949

Drawing No.: **Location Map - A** SCALE: 

Date: **09/23/20** Drawn By: **AHB** Sheet No: **1 OF 1**

**DREDGING PROJECT
SHINNECOCK SHORES ASSOCIATION, INC.
EAST QUOGUE NY 11942**



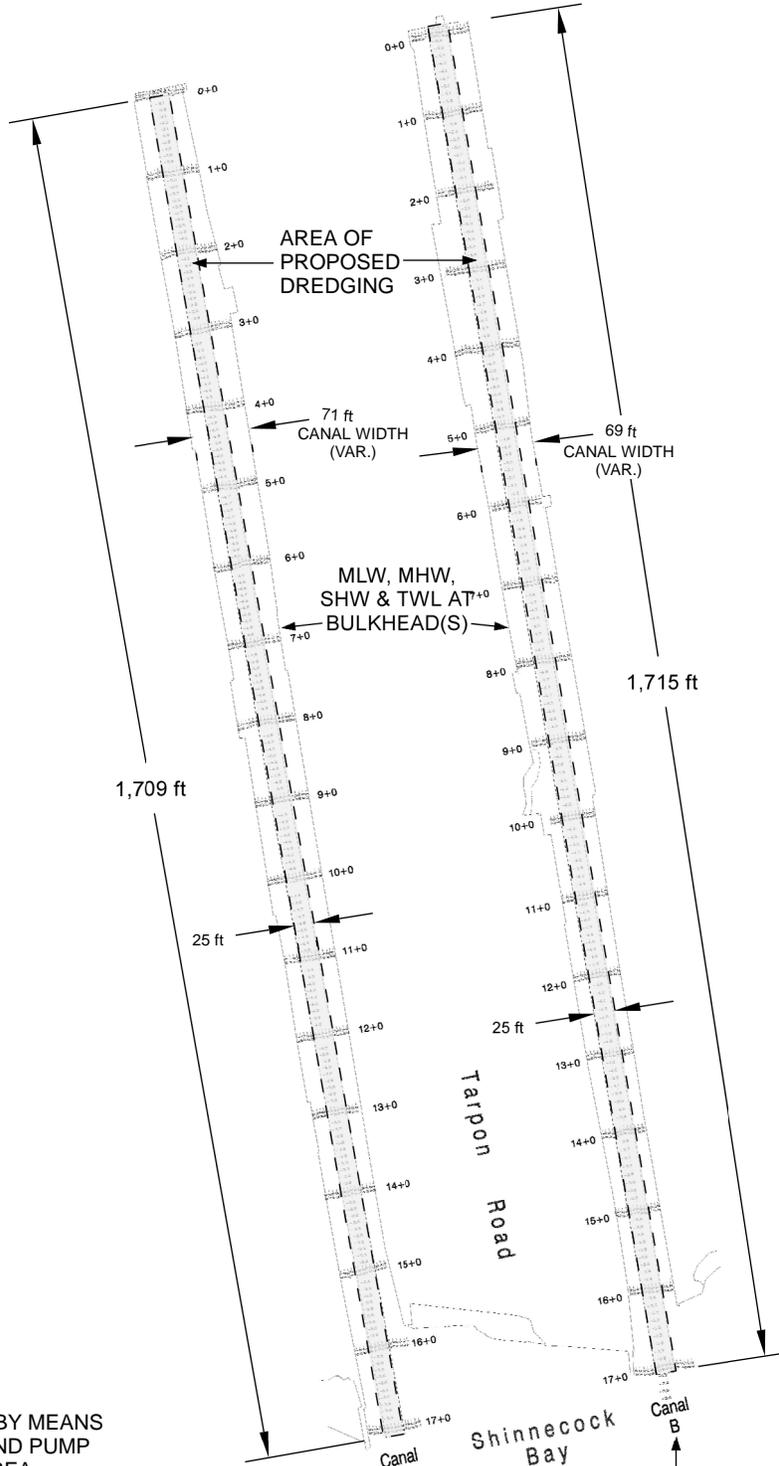
REVISIONS	DATE
ADD DEWATERING AREA SF	01/04/21

FIRST Coastal
 P.O. Box 1212, 4 Arthur Street
 Westhampton Beach, N.Y. 11978
 (631)288-2271; fax (631)288-8949

Drawing No.: **De-Watering Plan** SCALE:  as shown

Date: **09/23/20** Drawn By: **AHB** Sheet No: **8 of 8**

SHINNECOCK SHORES ASSOCIATION, INC.
EAST QUOGUE NY 11942



DREDGING PROTOCOL

1. REMOVE BOTTOM MATERIAL BY MEANS OF HYDRAULIC EXCAVATOR AND PUMP DIRECTLY TO DEWATERING AREA.
2. ALLOW DREDGED MATERIAL TO DEWATER/DECANT.
3. HAUL ALL DEWATERED MATERIAL OFF-SITE BY TRUCK TO AN APPROVED AREA FOR FINAL DISPOSAL.

PROP. DREDGING FOOTPRINT APPROX. 42,725 SF

PROP. DREDGING FOOTPRINT APPROX. 42,875 SF

SCALE 1" = 240'

REVISIONS	DATE
ADD DREDGE PROTOCOL	08-10-21

FIRST Coastal
 P.O. Box 1212, 4 Arthur Street
 Westhampton Beach, N.Y. 11978
 (631)288-2271; fax (631)288-8949

Drawing No.: **Dredge-1** SCALE: **as shown**

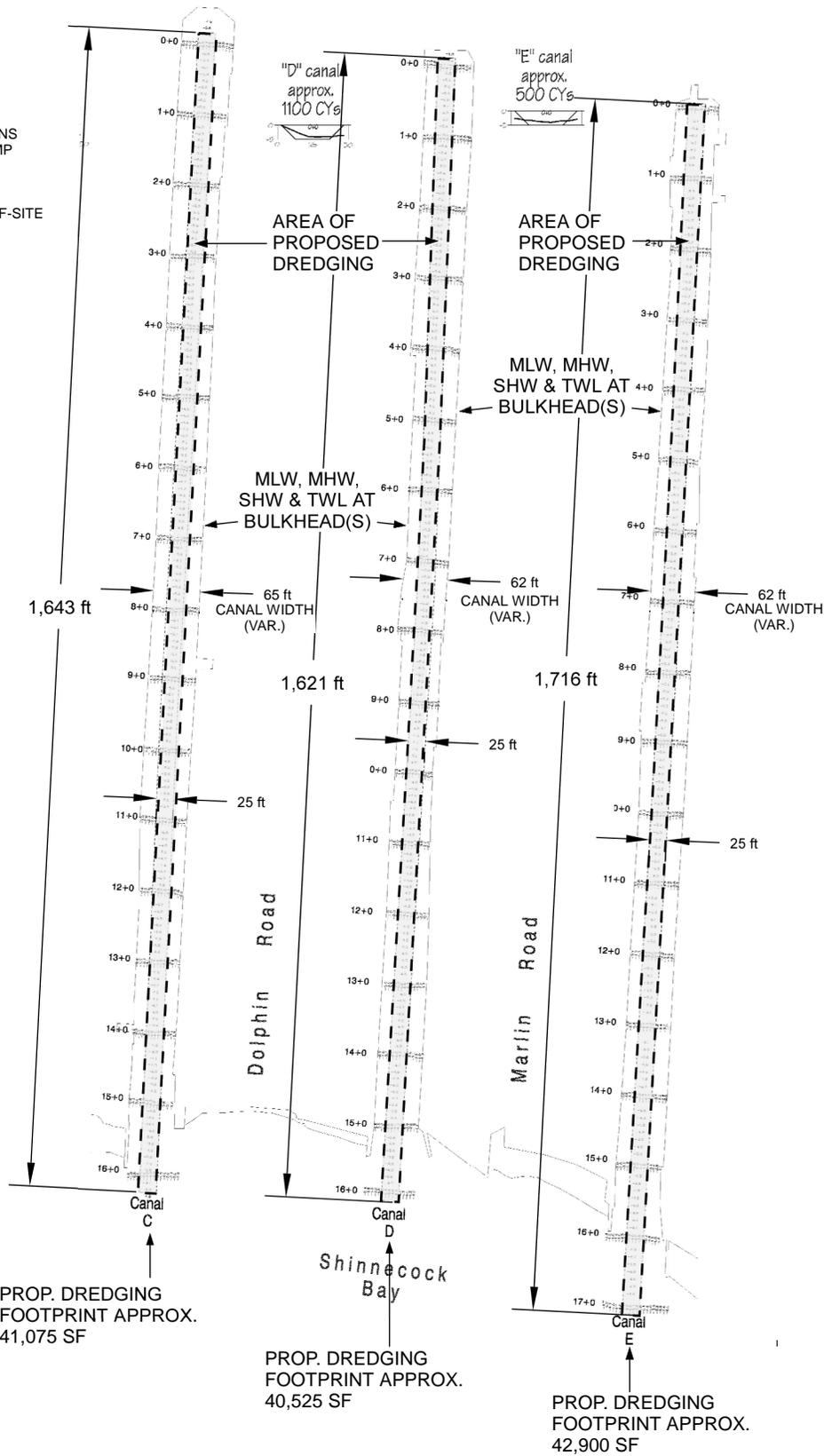
Date: **01/04/21** Drawn By: **AHB** Sheet No: **1 of 8**

SHINNECOCK SHORES ASSOCIATION, INC.
 EAST QUOGUE NY 11942



DREDGING PROTOCOL

1. REMOVE BOTTOM MATERIAL BY MEANS OF HYDRAULIC EXCAVATOR AND PUMP DIRECTLY TO DEWATERING AREA.
2. ALLOW DREDGED MATERIAL TO DEWATER/DECANT.
3. HAUL ALL DEWATERED MATERIAL OFF-SITE BY TRUCK TO AN APPROVED AREA FOR FINAL DISPOSAL.



SCALE 1" = 240'

REVISIONS	DATE
ADD DREDGE PROTOCOL	08-10-21

FIRST Coastal

P.O. Box 1212, 4 Arthur Street
Westhampton Beach, N.Y. 11978
(631)288-2271; fax (631)288-8949

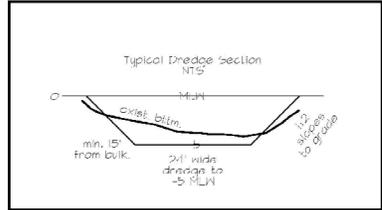
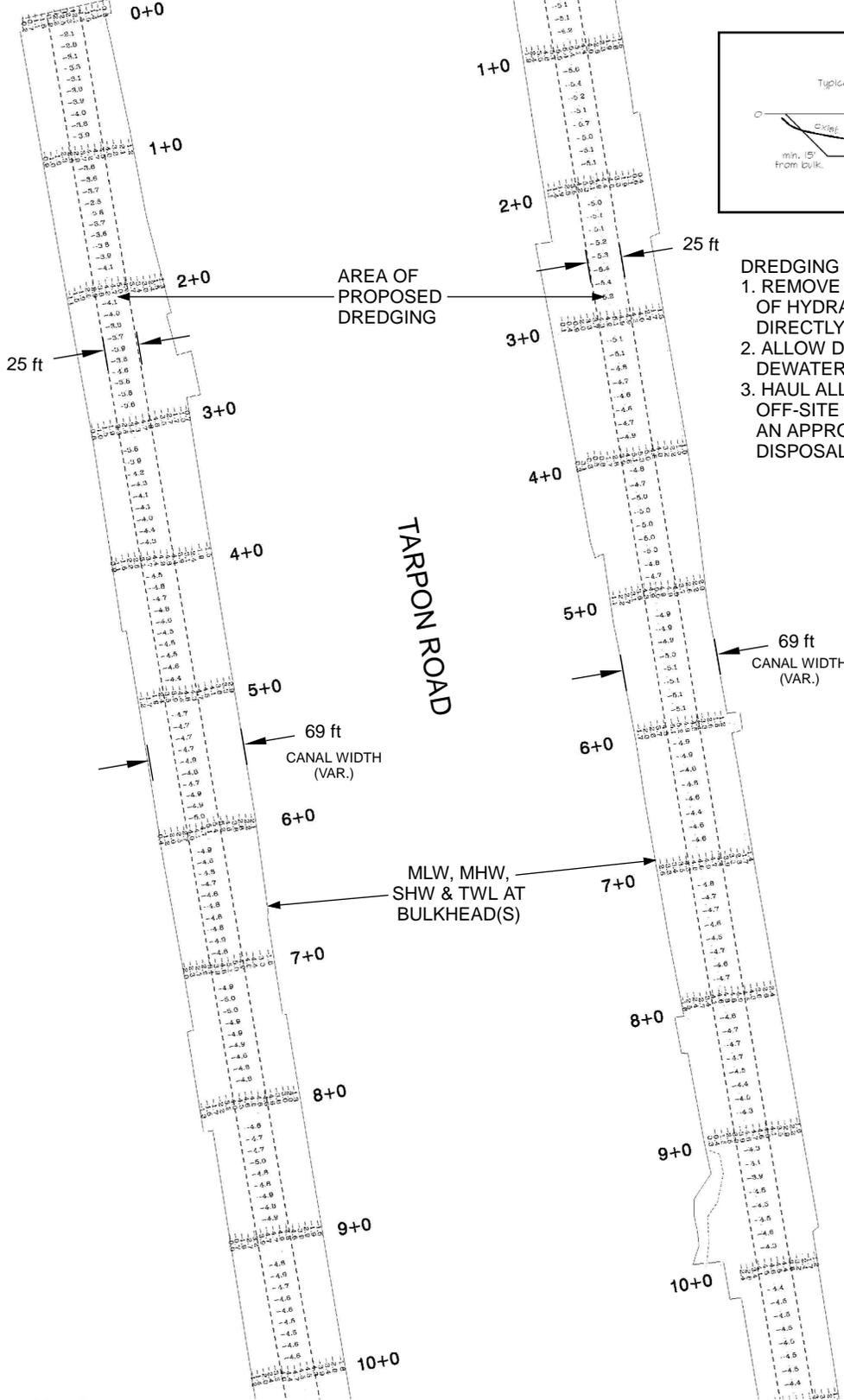
Drawing No.: **Dredge-2** SCALE: **as shown**

Date: **01/04/21** Drawn By: **AHB** Sheet No: **2 of 8**

SHINNECOCK SHORES ASSOCIATION, INC.
EAST QUOGUE NY 11942

**CANAL B
NORTHERN
PORTION**

**CANAL A
NORTHERN
PORTION**



- DREDGING PROTOCOL**
1. REMOVE BOTTOM MATERIAL BY MEANS OF HYDRAULIC EXCAVATOR AND PUMP DIRECTLY TO DEWATERING AREA.
 2. ALLOW DREDGED MATERIAL TO DEWATER/DECANT.
 3. HAUL ALL DEWATERED MATERIAL OFF-SITE BY TRUCK TO AN APPROVED AREA FOR FINAL DISPOSAL.

SCALE 1" = 120'

REVISIONS	DATE
ADD DREDGE PROTOCOL	08-10-21

FIRST Coastal
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 Westhampton Beach, N.Y. 11978
 (631)288-2271; fax (631)288-8949

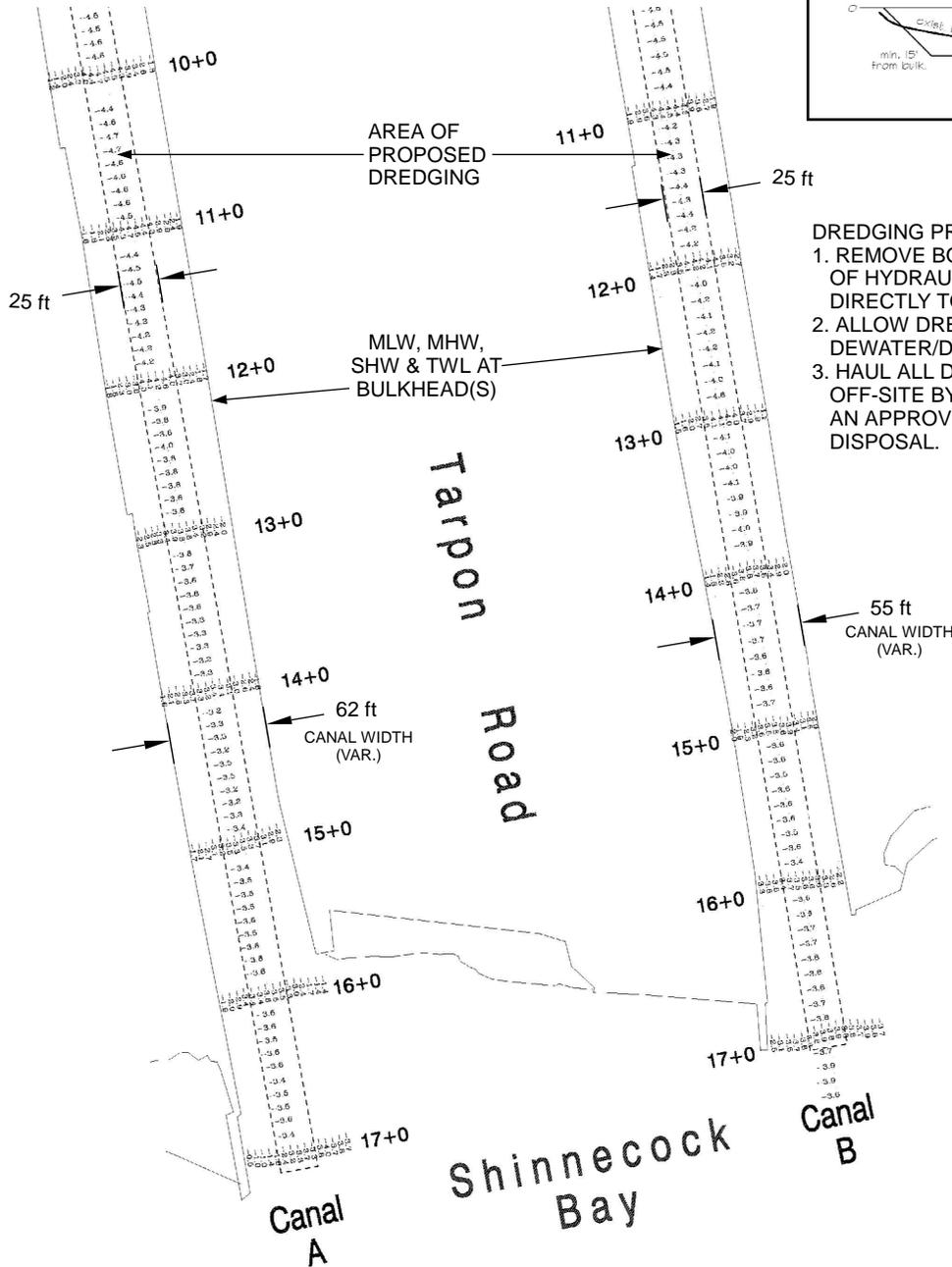
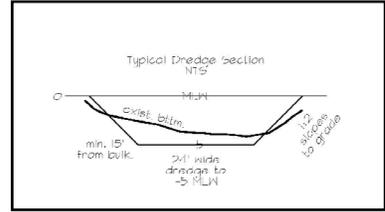
Drawing No.: **Dredge-3** SCALE: **as shown**

Date: **01/04/21** Drawn By: **AHB** Sheet No.: **3 of 8**

SHINNECOCK SHORES ASSOCIATION, INC.
EAST QUOGUE NY 11942

**CANAL A
SOUTHERN
PORTION**

**CANAL B
SOUTHERN
PORTION**



- DREDGING PROTOCOL**
1. REMOVE BOTTOM MATERIAL BY MEANS OF HYDRAULIC EXCAVATOR AND PUMP DIRECTLY TO DEWATERING AREA.
 2. ALLOW DREDGED MATERIAL TO DEWATER/DECANT.
 3. HAUL ALL DEWATERED MATERIAL OFF-SITE BY TRUCK TO AN APPROVED AREA FOR FINAL DISPOSAL.



SCALE 1" = 120'

REVISIONS	DATE
ADD DREDGE PROTOCOL	08-10-21

FIRST Coastal

P.O. Box 1212, 4 Arthur Street
Westhampton Beach, N.Y. 11978
(631)288-2271; fax (631)288-8949

Drawing No.: Dredge-4	SCALE: as shown
Date: 01/04/21	Drawn By: AHB
	Sheet No: 4 of 8

SHINNECOCK SHORES ASSOCIATION, INC.
EAST QUOGUE NY 11942

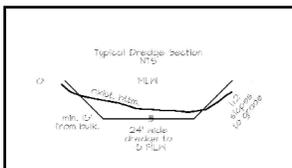
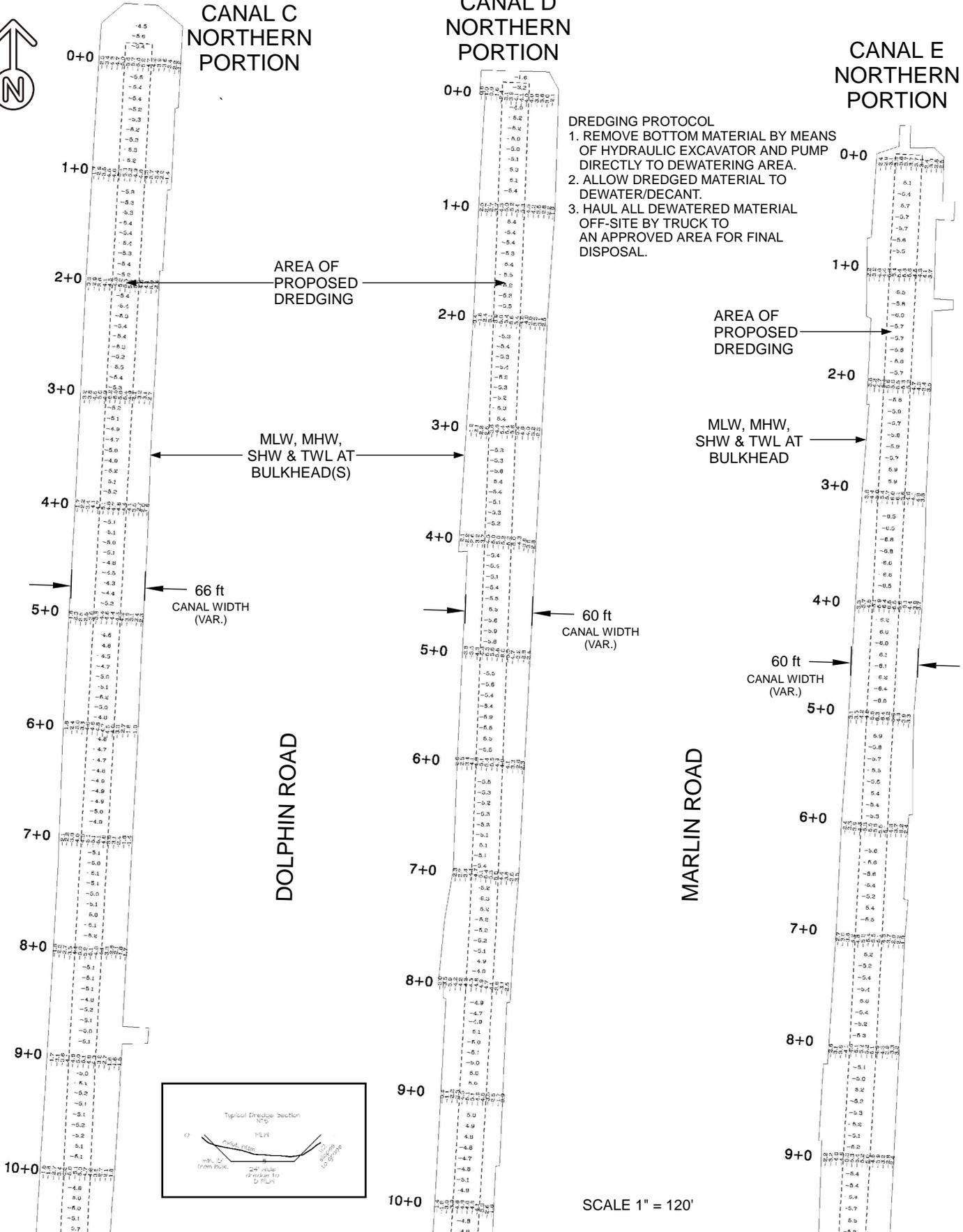


**CANAL C
NORTHERN
PORTION**

**CANAL D
NORTHERN
PORTION**

**CANAL E
NORTHERN
PORTION**

- DREDGING PROTOCOL**
1. REMOVE BOTTOM MATERIAL BY MEANS OF HYDRAULIC EXCAVATOR AND PUMP DIRECTLY TO DEWATERING AREA.
 2. ALLOW DREDGED MATERIAL TO DEWATER/DECANT.
 3. HAUL ALL DEWATERED MATERIAL OFF-SITE BY TRUCK TO AN APPROVED AREA FOR FINAL DISPOSAL.



SCALE 1" = 120'

REVISIONS	DATE
ADD DREDGE PROTOCOL	08-10-21

FIRST Coastal

P.O. Box 1212, 4 Arthur Street
Westhampton Beach, N.Y. 11978
(631)288-2271; fax (631)288-8949

Drawing No.: **Dredge-5** SCALE: **as shown**

Date: **01/04/21** Drawn By: **AHB** Sheet No: **5 of 8**

SHINNECOCK SHORES ASSOCIATION, INC.
EAST QUOGUE NY 11942

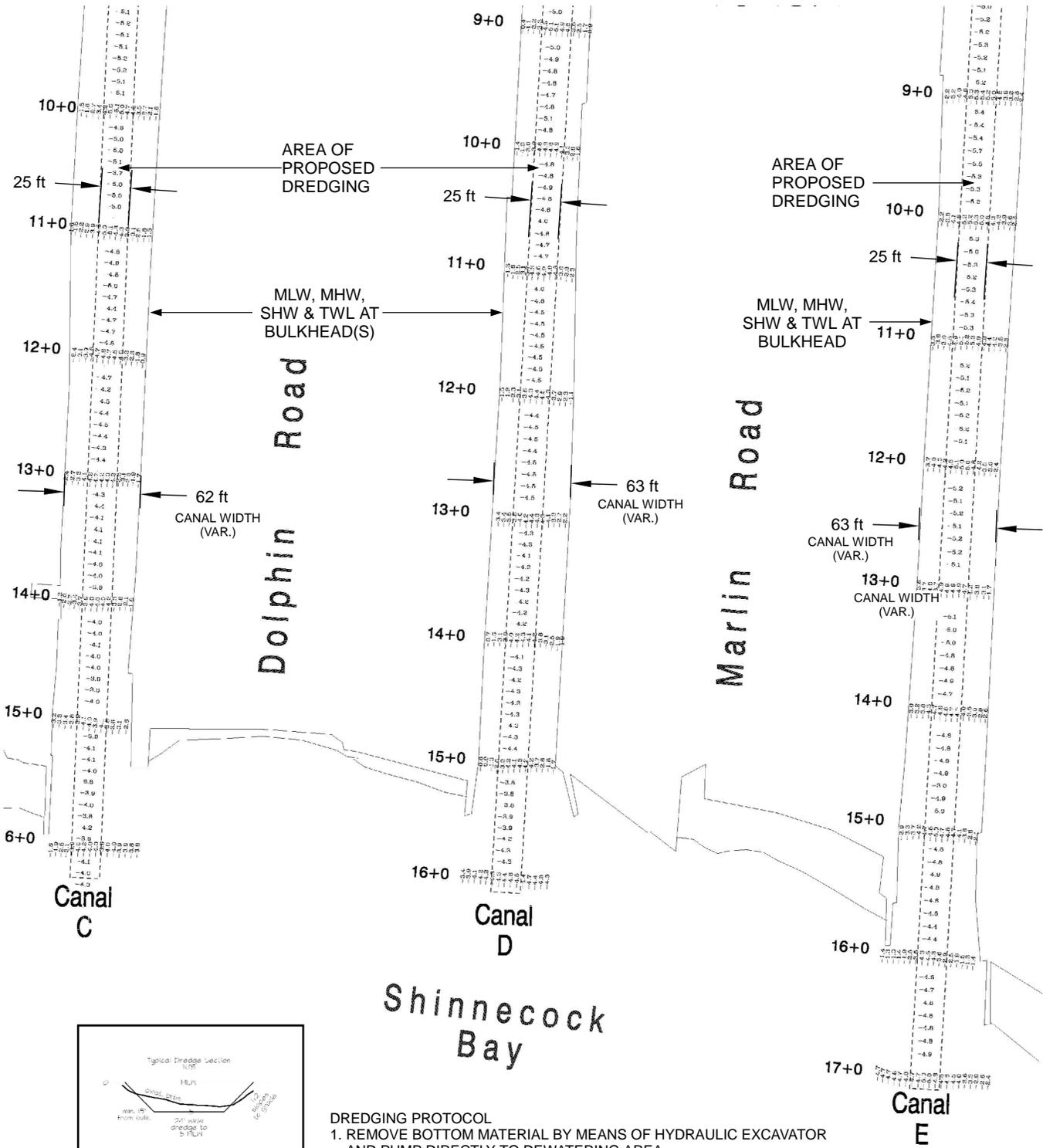
USACE FILE: NAN-2020-01310-EVI



CANAL C
SOUTHERN
PORTION

CANAL D
SOUTHERN
PORTION

CANAL E
SOUTHERN
PORTION



SCALE 1" = 120'

DREDGING PROTOCOL

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2. ALLOW DREDGED MATERIAL TO DEWATER/DECANT.
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REVISIONS	DATE
ADD DREDGE PROTOCOL	08-10-21

FIRST Coastal
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Drawing No.: **Dredge-6** SCALE: **as shown**
 Date: **01/04/21** Drawn By: **AHB** Sheet No.: **6 OF 7**

SHINNECOCK SHORES ASSOCIATION, INC.
 EAST QUOGUE NY 11942

USACE FILE: NAN-2020-01310-EVI

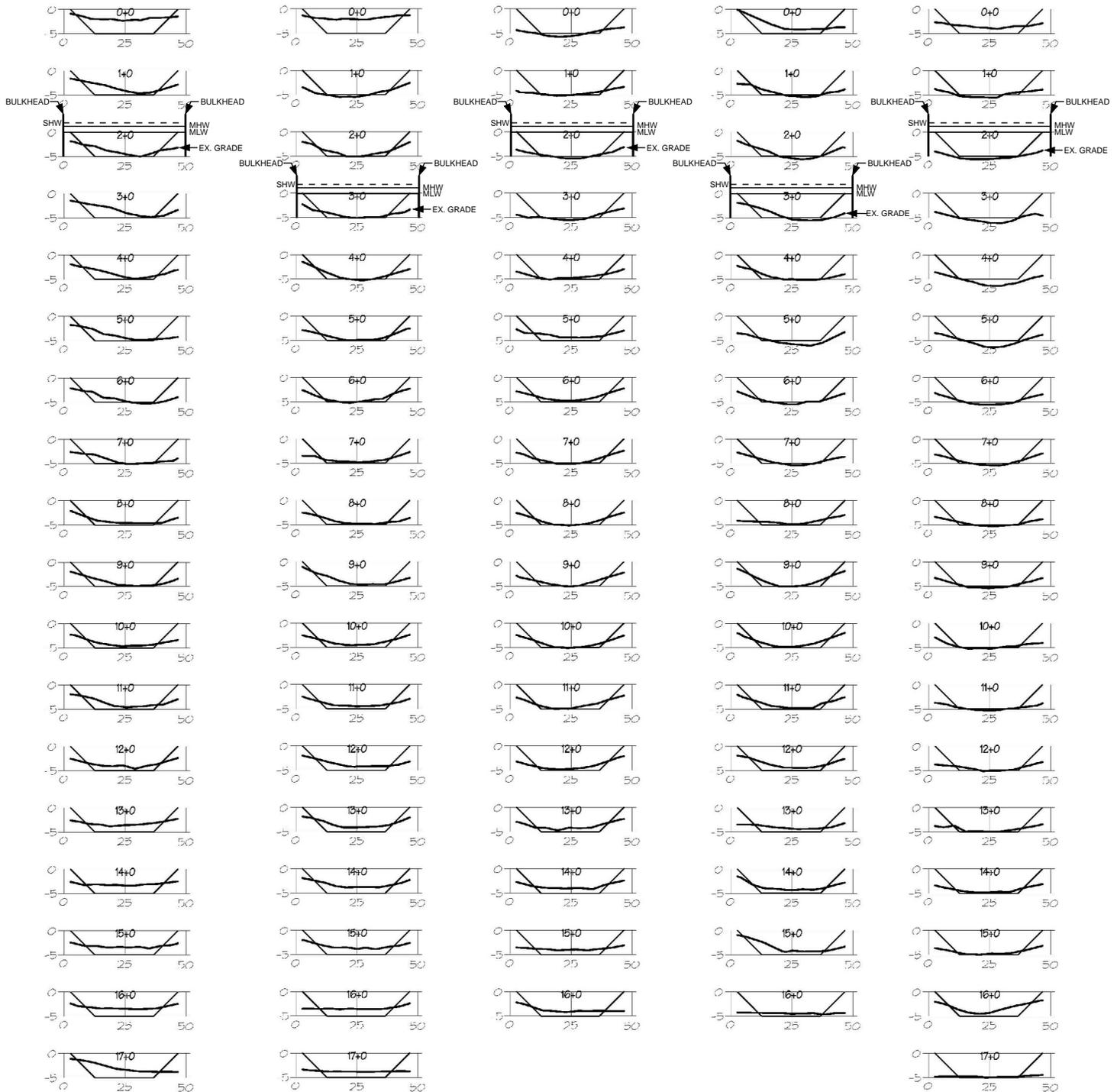
"A" canal
approx.
2500 CYs

"B" canal
approx.
1900 CYs

"C" canal
approx.
1000 CYs

"D" canal
approx.
1100 CYs

"E" canal
approx.
500 CYs



SCALE 1" = 60'

REVISIONS	DATE

FIRST Coastal
 P.O. Box 1212, 4 Arthur Street
 Westhampton Beach, N.Y. 11978
 (631)288-2271; fax (631)288-8949

Drawing No.: **Dredge - 7** SCALE: **as shown**
 Date: **01/04/21** Drawn By: **AHB** Sheet No.: **7 of 8**

SHINNECOCK SHORES ASSOCIATION, INC.
EAST QUOGUE NY 11942