

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-2022-00727-EVI

Issue Date: August 19, 2022

Expiration Date: September 19, 2022

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: Village of Saltaire
P.O. Box 5551
Bay Shore, NY 11706

WATERWAY: Great South Bay

LOCATION: Dredge Location: Saltaire Marina within Great South Bay

Dredge Material Placement Location: Adjacent beach to the east of the marina basin located in Village of Saltaire, Suffolk County, New York

ACTIVITY: Dredge with ten-year maintenance with beach placement

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

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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.

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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 concerning this application, you may contact this office at (917) 790-8379 and ask for Robert T. Vietri.

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:
Rosita Miranda 2022.08.17
14:42:02 -04'00'

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

Enclosures

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WORK DESCRIPTION

The applicant, Village of Saltaire, has requested Department of the Army (DA) authorization to conduct dredging, with ten-year maintenance with placement of all resultant dredged material at an adjacent beach to the east of the marina basin. The project is located within Saltaire Marina in the Great South Bay, Village of Saltaire, Suffolk County, New York.

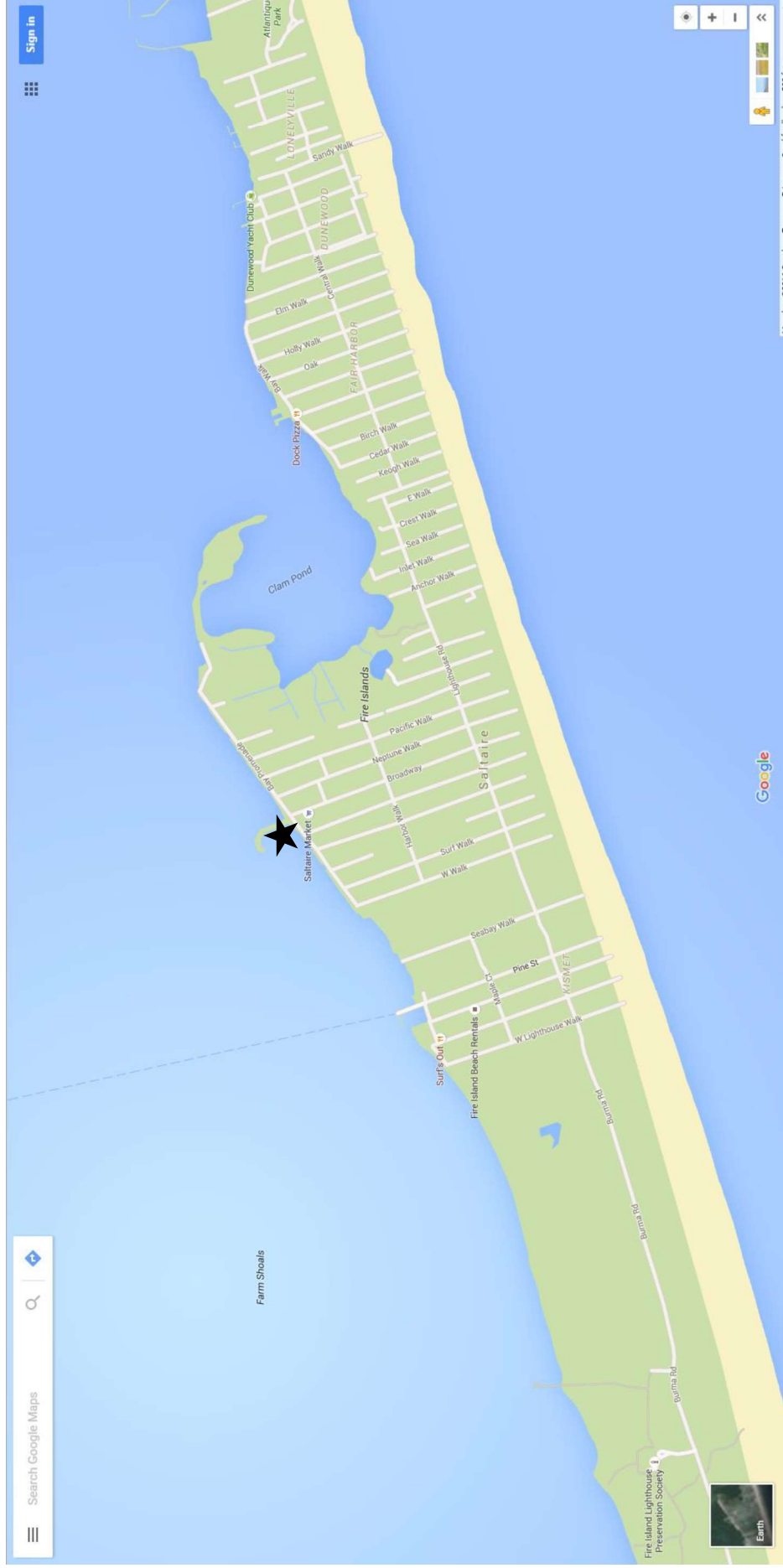
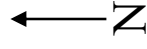
Dredge with ten-year maintenance, by mechanical clamshell bucket dredge, approximately 750-cubic yards (CY) of material from an approximately 82,500 square foot area within an irregularly shaped marina. Dredging will be conducted to a maximum depth of 5-feet below the plane of Mean Low Water.

The resultant approximately 750 CY of dredged material would be placed at an adjacent beach to the east of the marina basin in Village of Saltaire, Suffolk County, New York. It is anticipated that approximately 110 CY of dredged material will be placed below the plane of Spring High Water over an approximate 1,600 square foot area. The duration of the dredging activity would be approximately one (1) week.

The applicant plans to conduct five (5) additional dredging events within the ten-year maintenance period with up to a total of approximately 750 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 navigation of Saltaire marina. 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 stated purpose of this project is to provide safe navigation for recreational and commercial vessels.

Saltaire Marina Basin—Maintenance Dredging
Village of Saltaire, SCTM #503-1-2- p/o 52





Land Use Ecological Services, Inc.
570 Expressway Drive South, Suite 2F
Medford, NY 11763
Tel. 631-727-2400 Fax.631-727-2605


Location map taken from Google Maps (www.google.com).
Latitude 40 38 27.60 N Longitude -73 11 57.33 W

LEGEND

MAINTENANCE DREDGE AREA

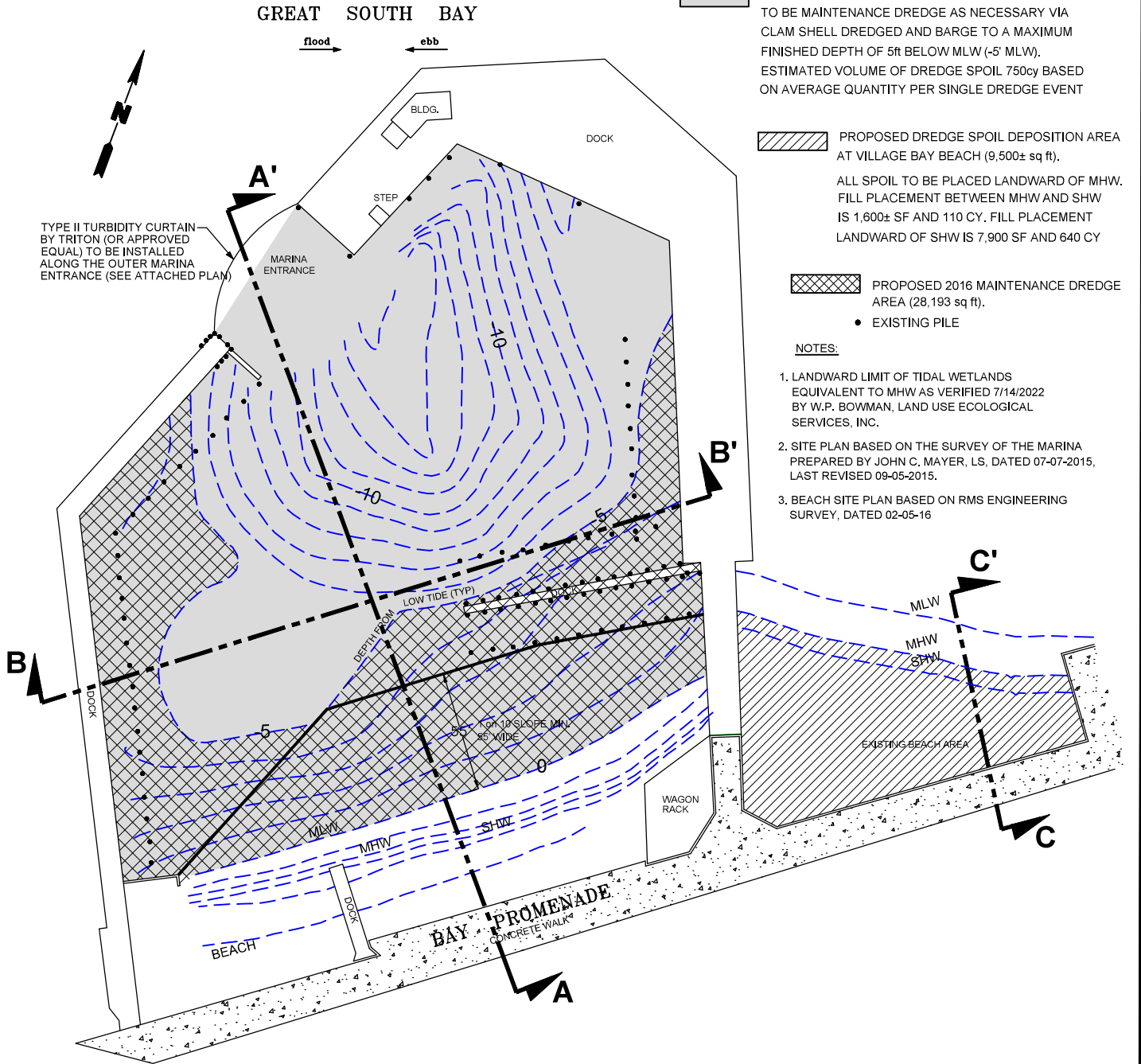
 PROPOSED 82,500± sq.ft. OF EXISTING MARINA BOTTOM TO BE MAINTENANCE DREDGED AS NECESSARY VIA CLAM SHELL DREDGED AND BARGE TO A MAXIMUM FINISHED DEPTH OF 5ft BELOW MLW (-5' MLW). ESTIMATED VOLUME OF DREDGE SPOIL 750cy BASED ON AVERAGE QUANTITY PER SINGLE DREDGE EVENT

 PROPOSED DREDGE SPOIL DEPOSITION AREA AT VILLAGE BAY BEACH (9,500± sq ft). ALL SPOIL TO BE PLACED LANDWARD OF MHW. FILL PLACEMENT BETWEEN MHW AND SHW IS 1,600± SF AND 110 CY. FILL PLACEMENT LANDWARD OF SHW IS 7,900 SF AND 640 CY

 PROPOSED 2016 MAINTENANCE DREDGE AREA (28,193 sq ft).
 • EXISTING PILE

NOTES:

1. LANDWARD LIMIT OF TIDAL WETLANDS EQUIVALENT TO MHW AS VERIFIED 7/14/2022 BY W.P. BOWMAN, LAND USE ECOLOGICAL SERVICES, INC.
2. SITE PLAN BASED ON THE SURVEY OF THE MARINA PREPARED BY JOHN C. MAYER, LS, DATED 07-07-2015, LAST REVISED 09-05-2015.
3. BEACH SITE PLAN BASED ON RMS ENGINEERING SURVEY, DATED 02-05-16



PREPARED FOR: VILLAGE OF SALTAIRE
 AT: PO BOX 5551
 BAY SHORE, NY 11706

TITLE: **MAINTENANCE DREDGING
 PROFILE PLAN**



LAND USE ECOLOGICAL SERVICES, INC
 570 EXPRESSWAY DRIVE SOUTH, SUITE 2F
 Medford, New York 11763 (631) 727-2400

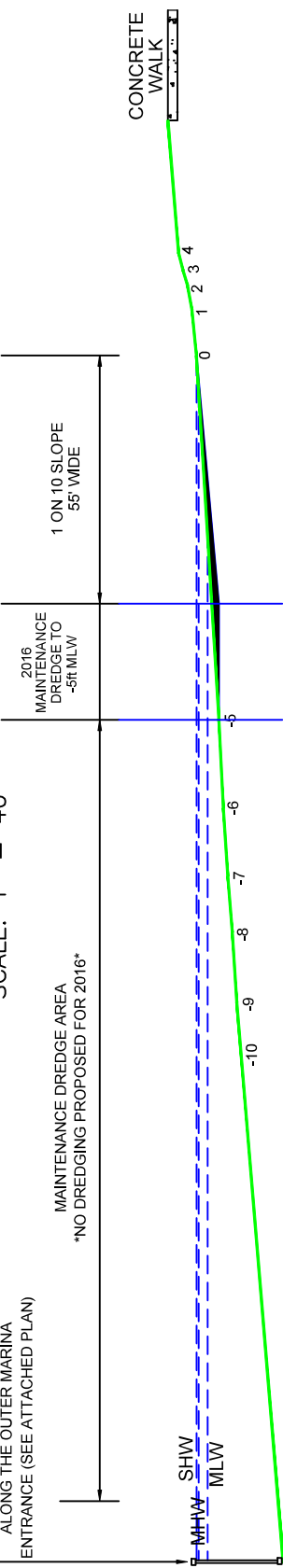
Compiled by: J.P.	Date: 9/7/2015
Prepared by: R.K.	Scale: AS SHOWN
Project Mgr: J.P.	File: SALTAIRE
Rev: 03-01-16, 07-11-16, 8/12/22	

SUFFOLK COUNTY TAX MAP#: 503-1-2-52
 DRAWING NO. 1 OF 3

TYPE II TURBIDITY CURTAIN
BY TRITON (OR APPROVED
EQUAL) TO BE INSTALLED
ALONG THE OUTER MARINA
ENTRANCE (SEE ATTACHED PLAN)

PROFILE VIEW: A - A'

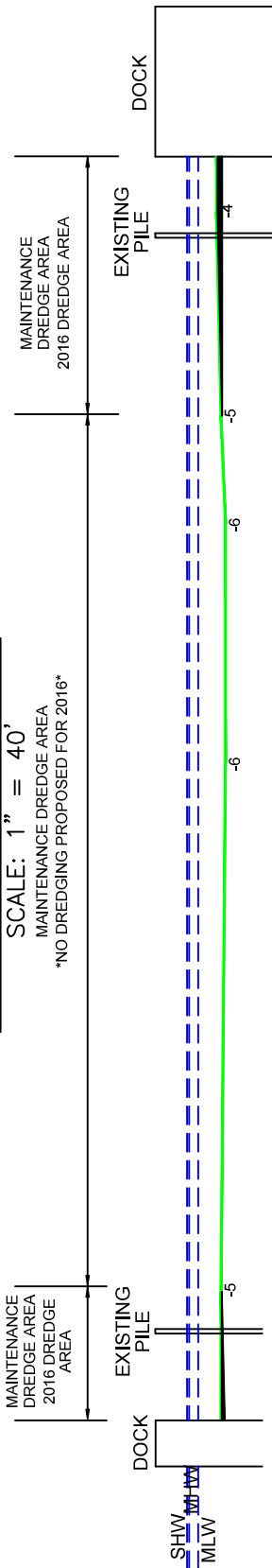
SCALE: 1" = 40'



PROFILE VIEW: B - B'

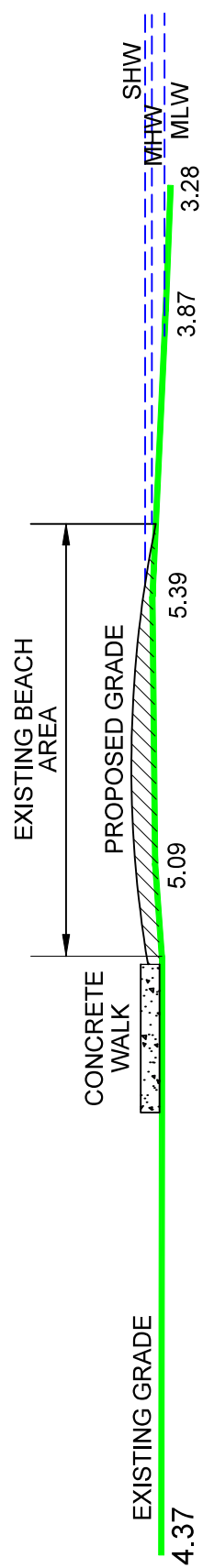
SCALE: 1" = 40'

MAINTENANCE DREDGE AREA
NO DREDGING PROPOSED FOR 2016



PROFILE VIEW: C-C

SCALE: 1" = 30'



SEE SHEET 1
FOR NOTES.

PREPARED FOR:
VILLAGE OF SALTARE
AT:
PO BOX 5551
BAY SHORE, NY 11706

**MAINTENANCE DREDGING
PROFILE PLAN**

LAND USE ECOLOGICAL SERVICES, INC
570 EXPRESSWAY DRIVE SOUTH, SUITE 2F
Medford, New York 11763 (631) 727-2400

Compiled by: J.P.	Date: SEP 17, 2015	SUFFOLK COUNTY TAX MAP#:
Prepared by: R.K.	Scale: AS SHOWN	503-1-2-52
Project Mgr: J.P.	File: SALTARE	DRAWING NO.
Rev: 63-01-16, 07-11-16, 8/12/2022		2 OF 3